

RECEIVED
JAN 14 2016
WATER RESOURCES
WESTERN REGION

OCT 11 2016

10-11-16.
AMENDED

Ident. No. 65-23631

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Kirk A. Darnell Phone 208-365-8478
 Name connector (check one) ☐ and ☐ or ☐ and/or
 Mailing address 9780 Sweet/Ola Highway City Sweet
 State Id. Zip 83670 Email _____
 2. Source of water supply Unnamed Stream which is a tributary of Little Squaw Creek
 3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
11N	3E	30			NE	NE	Valley	unnamed Stream	

4. Water will be used for the following purposes:

Amount .02 cfs for Stock water purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per year)Amount 18.30 for Stock water storage purposes from 1-1 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)

5. Total quantity to be appropriated is (a)
- .02 cfs
- cubic feet per second (cfs) and/or (b)
- 18.3
- acre feet per year (af).

6. Proposed diverting works:

.23 acres (10019 sq. ft.) KAD.a. Describe type and size of devices used to divert water from the source. Earthen Dam for Small Pond for Animals to Drink Fromb. Height of storage dam 4' feet; active reservoir capacity KAD 1.25 ~~1.25~~ 1.15 acre-feet; total reservoir capacityKAD 1.25 ~~1.25~~ 1.15 acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total 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 ☒ Noc. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ Noe. If well is already drilled, when? N/A; drilling firm N/A; well was drilled for (well owner) _____; Drilling Permit No. _____

7. Description of proposed uses (if irrigation only, go to item 8):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. Horses 6 Cows 10c. Municipal; complete and attach the Municipal Water Right Application Checklist.

d. Domestic; show number of households _____

e. Other; describe fully. _____

8. 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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11. N	3 E	30	S		~~KAD~~														
			SS																

Total number of acres to be irrigated: N/A

9. 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?

NONE

10. a. Who owns the property at the point of diversion? Kirk A. Darnell - applicant
- b. Who owns the land to be irrigated or place of use? Same applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Small Stock Water pond

KAD. Pond Size 100' X 100' Average Depth 5'

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

Kirk A. Darnell
Signature of Applicant

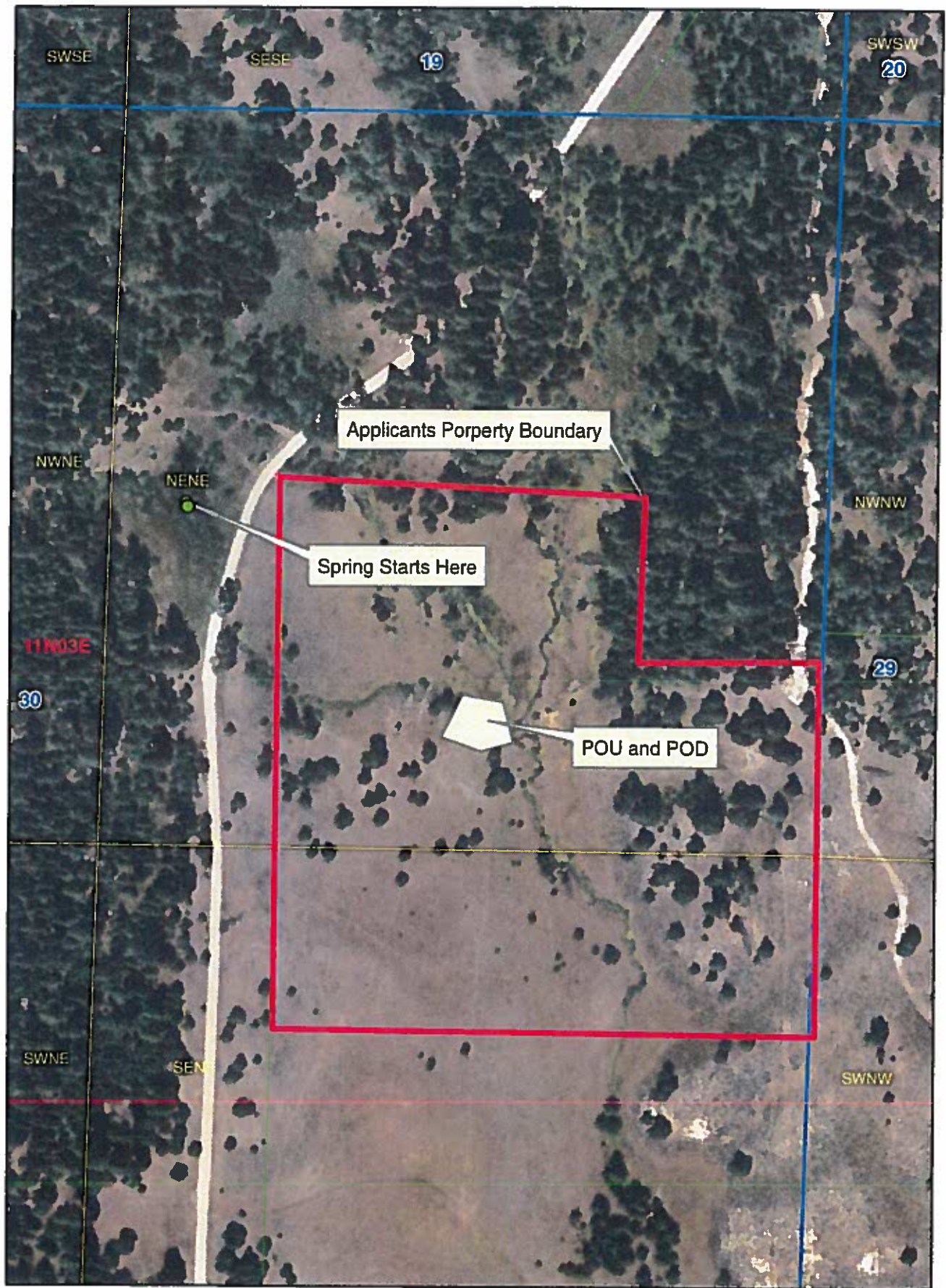
Signature of Applicant

Kirk A. Darnell
Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by [Signature] Date 1/14/16 Time 1:40 Preliminary check by [Signature]
Fee \$ 100.00 Received by [Signature] Receipt No. W043809 Date 1/14/16

* FEE RECEIVED w/ original application.





Pioneer Title Co.
GOING BEYOND

1500 S. Washington Ave., Ste. B
Emmett, ID 83617

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

File No. 578420 PG/

Instrument # 394074

VALLEY COUNTY, CASCADE, IDAHO

09-21-2016 14:22:43 No. of Pages: 3

Recorded for: PIONEER TITLE COMPANY OF GEM COU

DOUGLAS A. MILLER Fee: \$16.00

Ex-Officio Recorder Deputy: TP

Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received

Joseph T. Gennaro who acquired title as Joseph T. Jennaro, as his sole and separate property and Jerald

J. Jennaro, as his sole and separate property

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

~~Monterey Title Company~~

Kirk A. Darnell and Sherri L. Darnell, husband and

hereinafter referred to as Grantee, whose current address is ~~1414 W. Belmont St., ID 83617~~ **9780 Sweet Ola Hwy** wife

The following described premises, to-wit:

Sweet, ID 83670

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: August 29, 2015

Joseph T. Gennaro

Jerald J. Jennaro

State of CA County of Alameda

On this 8th day of Sept in the year of 15, before me, the undersigned, a Notary Public in and for said State, personally appeared Joseph T. Gennaro and Jerald J. Jennaro known or identified to me to be the person/~~persons~~ whose name(s) is/~~are~~ subscribed to the within instrument, and acknowledged to me that he/~~she~~ they executed the same.

Residing at: Pleasanton, CA

Commission Expires: 1-17-2018



S. ESSAPOORA

COMM. #2052746

Notary Public - California

Alameda County

My Comm. Expires Jan. 17, 2018



Pioneer Title Co.
GOING BEYOND

1500 S. Washington Ave., Ste. B
Emmett, ID 83617

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

RECORDED ELECTRONICALLY
Instrument # 394014
County Vallejo
Date 9.21.15
Time 11:22:03
Simplifile.com 800.460.5657

File No. 578420 PG/

WARRANTY DEED

For Value Received

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J. Jennaro, as his sole and separate property

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

~~Monterey Park Company~~ Kirk A. Darnell and Sherri L. Darnell, husband and
hereinafter referred to as Grantee, whose current address is ~~114 W. Burreck Blvd, U.S. 1707~~ 9780 Sweet Ola Hwy wife
The following described premises, to-wit: Sweet, ID 83670

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are
free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those
made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,
and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable,
and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: August 29, 2015

Joseph T. Gennaro

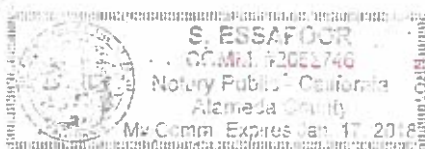
Jerald J. Jennaro

State of CA County of Alameda

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identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and
acknowledged to me that he/she/they executed the same.

Residing at: Pleasanton, CA

Commission Expires: 1-17-2018



ACKNOWLEDGMENT

State of California
County of Alameda

On 9/13/2015 before me, Sara Jennaro Williams
(insert name and title of the officer)

personally appeared Joseph T. Gennaro
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Williams

(Seal)



Exhibit "A"

A parcel of land being a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 30, Township 11 North, Range 3 East, Boise Meridian, Valley County, Idaho, being more particularly described as follows:

Commencing at the Quarter Corner common to Sections 29, and 30, of T. 11 N., R. 3 E., being a 2 $\frac{1}{2}$ -inch aluminum monument;

Thence N. 0°03'25" E. on the section line between Sections 29 and 30 a distance of 988.59 feet to a 5/8-inch rebar and the True Point of Beginning;

Thence N. 89°57'45" W. a distance of 985.37 feet to a 5/8-inch rebar;

Thence N. 0°01'28" E. a distance of 986.48 feet to a 3 $\frac{1}{2}$ -inch aluminum monument;

Thence S. 89°57'45" E. a distance of 657.36 feet to a 3 $\frac{1}{2}$ -inch aluminum monument;

Thence S. 0°03'00" W. a distance of 328.38 feet to 3 $\frac{1}{2}$ -inch aluminum monument;

Thence S. 89°50'42" E. a distance of 328.57 feet to a 3 $\frac{1}{2}$ -inch aluminum monument being on the section line between Sections 29 and 30;

Thence S. 0°03'25" W. on said section line a distance of 657.43 feet to the Point of Beginning.

PORTION OF SECTIONS 29 AND 30, T. 11 N., R. 3 E., B.M. VALLEY COUNTY, IDAHO

Int # 334528
8-28-2008

REFERENCE: SEE RECORD OF
SURVEY INSTRUMENT No. 123794,
BOOK 1, PAGE 148

BLM BRASS CAP
REFERENCE: SEE RECORD OF
SURVEY INSTRUMENT No. 161815,
BOOK 2, PAGE 184

FOUND
1/2" REBAR

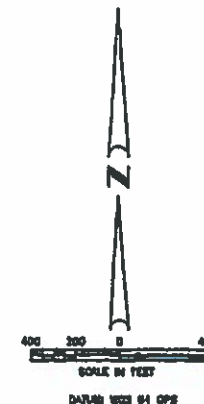
MATCH LINE TO UPPER LEFT

NW 1/4
PRIVATE

LINE NUMBER	BEARING	LENGTH
L1	N29°05'03"E	28.67'
L2	N37°32'38"E	899.36'
L3	N00°36'05"W	883.86'
L4	N08°37'59"E	370.25'
L5	N37°15'28"E	244.92'
L6	N02°41'08"W	519.48'
L7	N00°10'00"E	722.21'
L8	N03°15'12"W	474.08'
L9	N50°55'56"E	283.36'
L10	N27°37'44"E	303.71'
L11	N35°21'41"E	727.75'

CURVE TABLE FOR HIGH VALLEY ROAD

CURVE	DELTA	LENGTH	RADIUS	CHORD	CHORD DIRECTION
C1	8°47'35"	281.85'	1980.40'	281.36'	S35°28'50"W
C2	38°40'43"	284.67'	420.00'	278.16'	N18°28'18"E
C3	30°37'28"	197.01'	370.08'	193.46'	S21°58'44"W
C4	38°58'36"	209.18'	300.08'	204.97'	N17°17'10"E
C5	8°11'09"	454.04'	480.10'	437.31'	S23°50'23"W
C6	27°18'14"	142.38'	350.07'	141.40'	N39°18'50"E



LEGEND

- SET 8"X10" REBAR W/YELLOW ID CAP & 2"X4" CORNER BRASS PLATE, ALSO GREEN METAL PILE POST
- FOUND REBAR AS NOTED
- SET 3 1/2" ALUMINUM MONUMENT
- SET 2 1/2" ALUMINUM MONUMENT W/ CORNER BRASS PLATE, ALSO GREEN METAL PILE POST
- FOUND 3 1/4" ALUMINUM MONUMENT
- FOUND 3 1/4" ALUMINUM MONUMENT
- A THOUGH 1/4" ALUMINUM MONUMENT, SEE RECORD OF SURVEY 123794 FOR CORNER MONUMENTATION NOTES

NOTE

THE CENTERLINE OF HIGH VALLEY ROAD WAS COMPUTED FROM LOCATED POINTS OF THE LEGALLY CONSTRUCTED CENTERLINE.

SEE SHEET 2
FOR ROAD DETAILS

SURVEYOR'S CERTIFICATE

This is to certify that, Frederick D. Ringel, conducted the survey of the land described in this Record of Survey, and that this Record of Survey is a true representation of said survey as conducted by me, or under my direction, on said land.

Frederick D. Ringel
8-27-08
R.L.S. 986 ID



RECORD OF SURVEY FOR

JOE GENNARO

RINGEL LAND SURVEY

PLS
ID. #986
WA. #23613



P.O. BOX 742
CASCADE, IDAHO
83611
(208) 382-4230

RECEIVED
JAN 14 2016
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of applicant(s) Kirk A. Darnell Phone 208-365-8478
Name connector (check one): ☐ and ☐ or ☐ and/or
Mailing address 9780 Sweet/Ola Highway City Sweet
State _____ Zip _____ Email _____
2. Source of water supply unnamed Stream which is a tributary of Little Squaw Creek
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
<u>11N</u>	<u>3E</u>	<u>30</u>			<u>NE</u>	<u>NE</u>	<u>Valley</u>	<u>unnamed Stream</u>	

4. Water will be used for the following purposes:
- Amount .02 cfs for Stock Water purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per year)
- Amount 1.25 for Stock Water Storage purposes from 1-1 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)
5. Total quantity to be appropriated is (a) .02 cfs cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Earthen Dam for Small Pond for Animals to Drink From
- b. Height of storage dam 4' feet; active reservoir capacity KAD 1.25 acre-feet; total reservoir capacity 1.25 acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total 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 N/A inches; proposed depth of well is N/A feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? N/A; drilling firm N/A; well was drilled for (well owner) _____; Drilling Permit No. _____
7. Description of proposed uses (if irrigation only, go to item 8):
- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. Horses 6 Cows 10
- c. Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

**SUPERSEDED BY AMENDED APP RECEIVED 10-11-16.*

8. 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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	3E	30	S		~~SS~~														
			SS																

Total number of acres to be irrigated: N/A

9. 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?

NONE

10. a. Who owns the property at the point of diversion? Kirk A. Darnell - applicant
- b. Who owns the land to be irrigated or place of use? Same applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Small Stock Water pond

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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.

Signature of Applicant

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by

Date

For Department Use:

Time

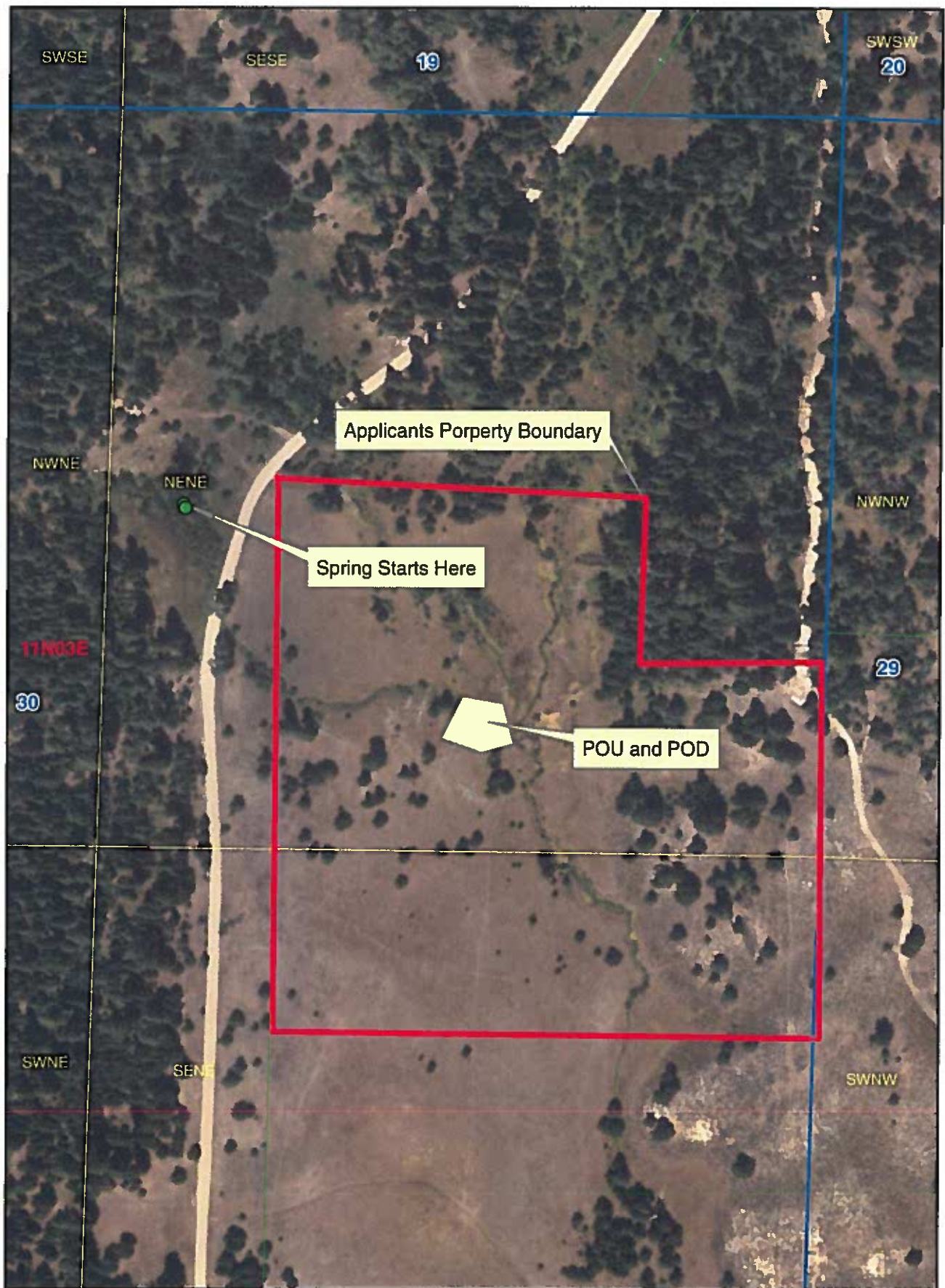
Preliminary check by

Fee \$

Received by

Receipt No.

Date





1500 S. Washington Ave., Ste. B
Emmett, ID 83617

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
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File No. 578420 PG/

Instrument # 394074
VALLEY COUNTY, CASCADE, IDAHO
09-21-2016 14:22:43 No. of Pages: 3
Recorded for: PIONEER TITLE COMPANY OF GEM COU
DOUGLAS A. MILLER Fee: \$16.00
Ex-Officio Recorder Deputy: TP
Electronically Recorded by Simplifile

WARRANTY DEED

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hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

~~Monsieur 7000 Company~~ Kirk A. Darnell and Sherri L. Darnell, husband and
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Sweet, ID 83670

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Joseph T. Gennaro

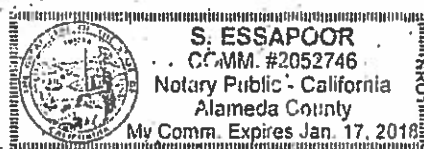
Jerald J. Jennaro

State of CA County of Alameda

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Public in and for said State, personally appeared Joseph T. Gennaro and Jerald J. Jennaro known or
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Residing at: Pleasanton, CA

Commission Expires: 1-17-2018





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GOING BEYOND

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RECORDED ELECTRONICALLY
Instrument # 374014
County Vallejo
Date 9.21.15
Time 14:22:43
Simplifile.com 800.460.5657

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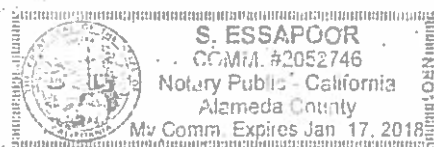
Jerald J. Jennaro

State of CA County of Alameda

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Residing at: Pleasanton, CA

Commission Expires: 1-17-2018



ACKNOWLEDGMENT

State of California
County of Alameda

On 9/13/2015 before me, Sara Jennaro Williams
(insert name and title of the officer)

personally appeared Joseph T. Gennaro
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Williams

(Seal)



Exhibit "A"

A parcel of land being a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 30, Township 11 North, Range 3 East, Boise Meridian, Valley County, Idaho, being more particularly described as follows:

Commencing at the Quarter Corner common to Sections 29, and 30, of T. 11 N., R. 3 E., being a 2 $\frac{1}{2}$ -inch aluminum monument;

Thence N. 0°03'25" E. on the section line between Sections 29 and 30 a distance of 988.59 feet to a 5/8-inch rebar and the True Point of Beginning;

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Thence S. 89°57'45" E. a distance of 657.36 feet to a 3 $\frac{1}{2}$ -inch aluminum monument;

Thence S. 0°03'00" W. a distance of 328.38 feet to 3 $\frac{1}{2}$ -inch aluminum monument;

Thence S. 89°50'42" E. a distance of 328.57 feet to a 3 $\frac{1}{2}$ -inch aluminum monument being on the section line between Sections 29 and 30;

Thence S. 0°03'25" W. on said section line a distance of 657.43 feet to the Point of Beginning.

PORTION OF SECTIONS 29 AND 30, T. 11 N., R. 3 E., B.M. VALLEY COUNTY, IDAHO

Int # 334528
P-28-2008

REFERENCE: SEE RECORD OF
SURVEY INSTRUMENT No. 123794,
BOOK 1, PAGE 149

BLM BRASS CAP
REFERENCE: SEE RECORD OF
SURVEY INSTRUMENT No. 161815,
BOOK 2, PAGE 184

LINE TABLE FOR HIGH VALLEY ROAD		
LINE NUMBER	BEARING	LENGTH
L1	N29°05'03"E	28.67'
L2	N37°52'38"E	559.36'
L3	N00°56'05"W	683.88'
L4	N08°37'59"E	370.28'
L5	N37°18'28"E	244.82'
L6	N02°41'08"W	518.48'
L7	N00°10'00"E	722.21'
L8	N03°15'12"W	474.08'
L9	N50°55'56"E	263.36'
L10	N27°37'44"E	303.71'
L11	N35°21'41"E	727.75'

CURVE TABLE FOR HIGH VALLEY ROAD				
CURVE	DELTA	LENGTH	RADIUS	CHORD
C1	8°47'35"	291.85'	1800.40'	281.38'
C2	38°48'43"	284.57'	420.09'	279.16'
C3	30°37'28"	197.01'	370.06'	195.46'
C4	39°58'35"	208.18'	300.06'	204.97'
C5	5°41'08"	454.04'	480.10'	437.31'
C6	2°18'14"	142.38'	350.07'	141.40'



LEGEND

- SET 6"X6"X30" REBAR W/ YELLOW ID CAP & 2"X4" WOOD GUARD STAKE, ALSO ORIGIN METAL FENCE POST
- FOUND REBAR AS NOTED
- SET 3 1/2" ALUMINUM MONUMENT
- SET 3 1/2" ALUMINUM MONUMENT W/ BROWN CERAMIC HEAD, FILLED CP#
- FOUND 3 1/4" ALUMINUM MONUMENT
- FOUND 3 1/4" ALUMINUM MONUMENT

NOTE

THE CENTERLINE OF HIGH VALLEY ROAD WAS COMPUTED FROM LOCATED POINTS OF THE LATEST CONSTRUCTED CENTERLINE.

SURVEYOR'S CERTIFICATE

This is to certify that I, Frederick D. Ringel, conducted the survey of the land described on this Record of Survey, and that this Record of Survey is a true representation of said survey as conducted by me, or under my direction, on said land.

Frederick D. Ringel
R.L.S. 986 ID



RECORD OF SURVEY FOR

JOE GENNARO

RINGEL LAND SURVEY

PLS
ID. #986
WA. #23813

P.O. BOX 742
CASCADE, IDAHO
83811
(208) 382-4230



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 27, 2016

KIRK A DARNELL
9780 SWEET OLA HWY
SWEET, ID 83670

Application for Permit No. 65-23631

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 STAR NEWS on 11/3/2016 and 11/10/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

A handwritten signature in black ink, appearing to be 'R. Neely', written over a horizontal line.

Rachel Neely
Administrative Assistant

Neely, Rachel

From: The Star-News [STARCLASS@FRONTIER.COM]
Sent: Thursday, October 27, 2016 11:19 AM
To: Neely, Rachel
Subject: 11-03 Proof Copy and Cost: Re: Valley Legal Ad

Hi Rachel,
We publish on Thursdays so please note run dates.
Publication Dates: November 3, 10, 2016
Cost: \$72.93
Proof Copy:

NOTICE

The following application has been filed to appropriate the public waters of the State of Idaho:

65-23631

KIRK A DARNELL

9780 SWEET OLA HWY

SWEET, ID 83670

Point of Diversion NENE S30 T11N R03E VALLEY County Source UNNAMED STREAM Tributary LITTLE SQUAW CREEK

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Use: STOCKWATER STORAGE 01/01 to 12/31 18.3 AF

Total Diversion: 0.02 CFS 18.3 AF

Date Filed: 1/14/2016

Place of Use: STOCKWATER STORAGE T11N R03E S30 NENE

Place of Use: STOCKWATER T11N R03E S30 NENE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/21/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director 21c11/10

Thanks

Kim Drake, Office Assistant

The Star-News

1000 First St.

McCall, ID 83638

(208) 634-2123

starclass@frontier.com

www.mccallstarnews.com

On Oct 27, 2016, at 8:50 AM, "Neely, Rachel" <Rachel.Neely@idwr.idaho.gov> wrote:

Good Morning Legal Clerk,

Please see the attached ad for publication on 11/2/2016 & 11/9/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I

IDWR-Western Region

2735 Airport Way Boise, ID 83705

Rachel.Neely@idwr.idaho.gov

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, October 27, 2016 8:51 AM
To: 'The Star-News'
Subject: Valley Legal Ad
Attachments: Valley Cover Letter.docx; Valley Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 11/2/2016 & 11/9/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

October 27, 2016

LEGAL NOTICE DEPARTMENT
STAR NEWS
1000 1ST ST
MC CALL, ID 83638

RE: Application for Permit No. 65-23631

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 11/21/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following application has been filed to appropriate the public waters of the State of Idaho:

65-23631

KIRK A DARNELL

9780 SWEET OLA HWY

SWEET, ID 83670

Point of Diversion NENE S30 T11N R03E VALLEY County Source UNNAMED STREAM Tributary LITTLE SQUAW CREEK

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Use: STOCKWATER STORAGE 01/01 to 12/31 18.3 AF

Total Diversion: 0.02 CFS 18.3 AF

Date Filed: 1/14/2016

Place of Use: STOCKWATER STORAGE

T11N R03E S30 NENE

Place of Use: STOCKWATER

T11N R03E S30 NENE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 11/21/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/3/2016 and 11/10/2016

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, October 27, 2016 8:51 AM
To: 'wd65@srvinet.com'
Subject: Applications for Permit Nos. 65-23663, 65-23664, 65-23631 and Application for Transfer No. 81069
Attachments: Watermaster Recommendation For1.docx; Application for Permit No. 65-23663.pdf; Application for Permit No. 65-23664.pdf; Application for Permit No. 65-23631.pdf; Application for Transfer No. 81069.pdf

October 27, 2016

RON SHURTLEFF
WATER DISTRICT #65
102 N MAIN
PAYETTE, ID 83661

RE: Applications for Permit Nos. 65-23663, 65-23664, 65-23631 and Application for Transfer No. 81069

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office by November 21, 2016.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 27, 2016

ERIC HERR
8917 BUTTE RD
SWEET ID 83670

RE: Application for Permit No. 65-23631

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. A copy of the application is enclosed with this letter for your reference. Please review the application, complete the attached recommendation form, and submit your reply, if any, to this office by November 21, 2016.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely
Administrative Assistant

Sommer, Rachel

From: Boe, Erik
Sent: Thursday, October 13, 2016 8:18 AM
To: Sommer, Rachel
Subject: RE: Application for Permit No. 65-23631

Hi Rachel,

No comments since it's small structure/impoundment; less than 10 feet in height and much less than 50 acre-feet.

Thanks,

Erik

From: Sommer, Rachel
Sent: Wednesday, October 12, 2016 4:42 PM
To: Boe, Erik
Subject: Application for Permit No. 65-23631

Good Afternoon Erik,

I am currently processing an application for permit that includes the proposal of water impoundment with a storage dam height of 4' tall with an active reservoir capacity of 1.15 af.

Please let me know if you have any comments.

Sincerely,

Rachel Sommer | Water Resource Agent
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 4, 2016

KIRK A DARNELL
9780 SWEET OLA HWY
SWEET ID 83670

RE: Amended Permit Application No. 65-23631

Dear Applicant,

The Idaho Department of Water Resources (IDWR) received the above referenced application for permit on January 14, 2016. The purpose of this letter is to request application amendments as we discussed on October 4, 2016.

1. Complete your address to include the State and Zip code.
2. Include a volume on item #5. Attached you will find a calculation spreadsheet; completed using the information you gave me. A pond with a surface area of .23 acres (10019 sq ft) with an average depth of 5 ft would need a total volume of 18.3 af.
3. Item #6.b describes a 4 ft dam with a capacity of 1.25 af. The capacity may need to be updated to describe 1.15 af as shown on the calculation spreadsheet.
4. Please add the width, length and average depth of your pond to item #11.

Please make the requested application amendments any additional changes needed. Return the amended application to this office within **thirty (30) days**. If you have questions regarding this matter, please contact me at 208-334-2190.

Sincerely,

Rachel Sommer
Water Resource Agent

Enclosures: Copy of the application received January 14, 2016.
Completed calculation spreadsheet.

Seepage Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total annual seepage losses from a pond.

FILE NUMBER	65-23631
REVIEWER	RSOMMER
DATE	10/4/2016

User Input
Calculated value
Formula Explanations

INPUTS

Pond Surface Area (AC.)	0.23	AC.
-------------------------	------	-----

Pond Surface Area (SQ. FT.)	10019	SQ. FT.
-----------------------------	-------	---------

I used the following method to obtain my Soil Classification Information:	NRCS Web Soil Survey	
My Soil Classification is	GP	
Suggested Seepage Rate (FT./DAY)	0.2000	FT./DAY

Formula: (Surface Area X Seepage Rate) X 7.48 = Gallons Per Day Loss
--

Convert to GPD	14988	GPD
----------------	-------	-----

Total Seepage Loss (AFA)	16.8	AFA
--------------------------	------	-----

Though sand and gravel seepage rates may actually be higher, the maximum allowable rate is 0.2 ft/day, pursuant to Administrative Memo "Seepage Loss Standards for Ponds and Reservoirs."

Suggested Seepage Rates for Different Soil Types:
GW, GP, GM, GC, SW, SP and SM (silty sand, sand silt mixtures and gravel mixtures) = 0.2 ft per day
OL and ML (inorganic silts - very fine sands, silty, or clayey fine sands) = 0.02 ft per day
SC (clayey sands, sand clay mixtures) = 0.007 ft per day
CL (Low to medium plasticity clays) = 0.003 ft per day
MH, OH, PT and CH (high plasticity clays) = 0.0003 ft per day
LINED PONDS (liners can be chemical, fabric, or bentonite) = 0 ft per day
Ponds Intercepting Groundwater (excavated ponds filled by ground water) = 0 ft per day

PLEASE NOTE: The initial basis for the Suggested Seepage Rates in the table above is found on Page 16 of Seepage from Fish Ponds, Bulletin 599, August 1989 Alabama Agricultural experiment Station, Auburn University, Auburn University Alabama. If you don't know the soil type, please refer to the map provided at the NRCS Web Soil Survey (Tab #1), an ArcMap Soil Classification Map (Tab #1.1), or published NRCS Soil Survey (Tab #1.2). Use "0" if the pond fill relies on the water table.

Total Storage Calculations

FILE NUMBER	65-23631
REVIEWER	RSOMMER
DATE	10/4/2016

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	0.23	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	5	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	1.15	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	16.8	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	0.4	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	18.3	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

Flow Rate into Pond (CFS)	0.02	The "Flow Rate into Pond" depicts the actual flow, either measured or estimated, into the pond. For offstream facilities, this will be equivalent to "diversion to storage" rate.
Highest Daily Evaporation Rate From Evaporation Tab. (mm/Day)	4.33	This number is carried over from the "Evaporation Loss" sheet. It is the highest recorded number in the "Precipitation Deficit Table".
Required Daily Maintenance Volume (AF/Day)	0.05	"Required Daily Maintenance Volume" is the maximum volume of water needed on any given day during the year to maintain pond volume. It is calculated by adding the highest daily evaporation loss to the average daily seepage loss in acre feet. The average daily seepage loss is calculated by dividing the "Estimated Seepage Loss" by 365 days. This is acceptable, since the seepage rate shouldn't vary throughout the season unless the pond completely freezes over during the winter months. The highest daily evaporation loss is calculated by dividing the Highest Daily Evaporation Rate by the 304.8 conversion factor and multiplying this number by the pond surface area to attain a combined daily acre feet requirement.
Minimum Maintenance Flow (CFS)	0.02	The "Minimum Maintenance Flow" is the minimum amount of flow required to maintain the level of the pond. This number is determined by dividing the "Maximum Required Daily Maintenance Volume" by 1.9835. This flow can be used to determine if the flow rate into the pond is adequate to maintain the pond level.
Days Required to Fill the Pond	-120	The "Days Required to Fill the Pond" is calculated by dividing the "Pond Capacity" by the "Flow Rate" minus "Minimum Maintenance Flow" multiplied by 1.9835. This section will assist you in determining if the flow rate being diverted to the pond is adequate to fill the pond while maintaining the pond level. The length of time to fill the pond will help determine if the flow rate is adequate for the size of pond being proposed. If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond.
Days Required to Fill the Pond at 13,000 Gallons per Day	-123	Some water users may want to fill a pond under the 13,000 gallons per day domestic exemption. The "Days Required to Fill the Pond at 13,000 Gallons per Day" is calculated by converting the "Pond Capacity" and the "Required Daily Maintenance Volume" to gallons. The "Pond Capacity" is then divided by 13,000 gallons minus the "Required Daily Maintenance Volume" in gallons to determine the number of days to fill pond. If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond. Negative values indicate that the supply of 13,000 gallons per day is not enough volume to overcome the required daily maintenance volume; the pond will never fill.