

ORIGINAL

FORM 202
12/99

Ident. No. 77-14274

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho ad (208) 634-6450

1. Name of Applicant TERRY F. ORSHER, JR. E-ESTRIN Phone (208) 325-8844
Mailing address PO Box 399, DONNELLY, IDAHO 83615

2. Source of water supply South Fork of the Salmon which is a tributary of Salmon River

3. Location of point of diversion is Township 23N Range 8E Sec. 6, in the NE $\frac{1}{4}$,
NE $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot _____, B.M., IDAHO County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 cfs for Domestic purposes from 1-1 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)
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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source _____

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

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? _____

e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

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

8. Description of proposed uses (if irrigation only, go to item 9):

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

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 2 Homes and less than 1/2 Acre of Irrigation

e. Other; describe fully. _____

RECEIVED

FEB 22 2007

WATER RESOURCES
WESTERN REGION

3. 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	
23N	RE	6	X																

Total number of acres to be irrigated Under 1/2

10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? STATE of Idaho below high water mark
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: Lot Number 20 and 21 Copenhagen Subdivision
I own both lots and will own both homes - the combined
acreage of lots 20 & 21 is approx .94 Acres

We are also on Copenhagen water users Association
water system.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" 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.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.


 Signature of Applicant (and title, if applicable)

Received by John V. Date 2-22-07 Time 11:30 am Preliminary check by dh
 Fee \$ 100.00 Received by [Signature] # 4035100 Date 2-5-2007
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

ACCESS & UTILITY EASEMENT



EASEMENT CORNER, SET 5/8" X 30" REBAR W/



EASEMENT CENTERLINE, NOT SET



EASEMENT CORNER, NOT SET

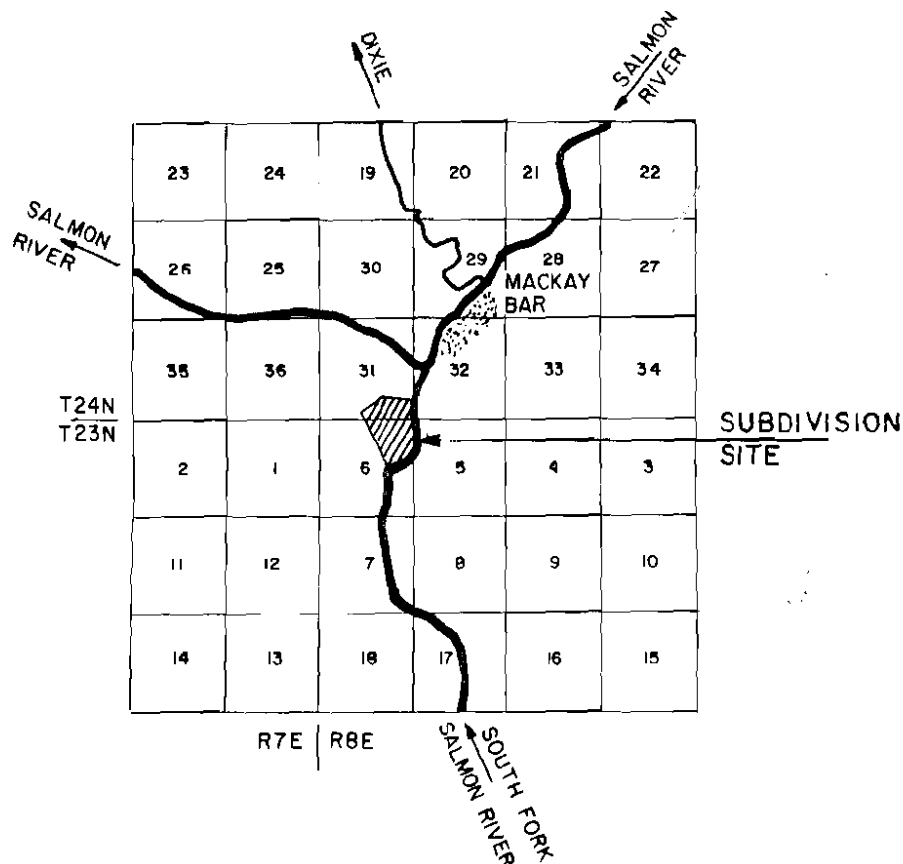
TANGENT BEARING

A	N 58° 17'
B	N 15° 53'
C	N 15° 53'
D	N 03° 41'
E	N 31° 16'
F	S 03° 40'
G	S 03° 40'
H	S 15° 53'
I	S 58° 17'
J	N 23° 04'
K	N 67° 48'
L	N 85° 34'
M	S 50° 42'
N	S 74° 06'
O	N 86° 19'
P	S 58° 43'
Q	S 64° 58'
R	S 71° 13' 0"
S	N 31° 42' 11"
T	S 02° 43' 3"
U	S 18° 46' 58"

COPENHAVER SUBDIVISION RESTRICTIVE
COVENANTS ARE FILED AS INSTRUMENT
NO. 23247231

VICINITY MAP

Scale: 1" = 2 Miles



CURVE
A 107° 07' 58"

68.0799 Acres

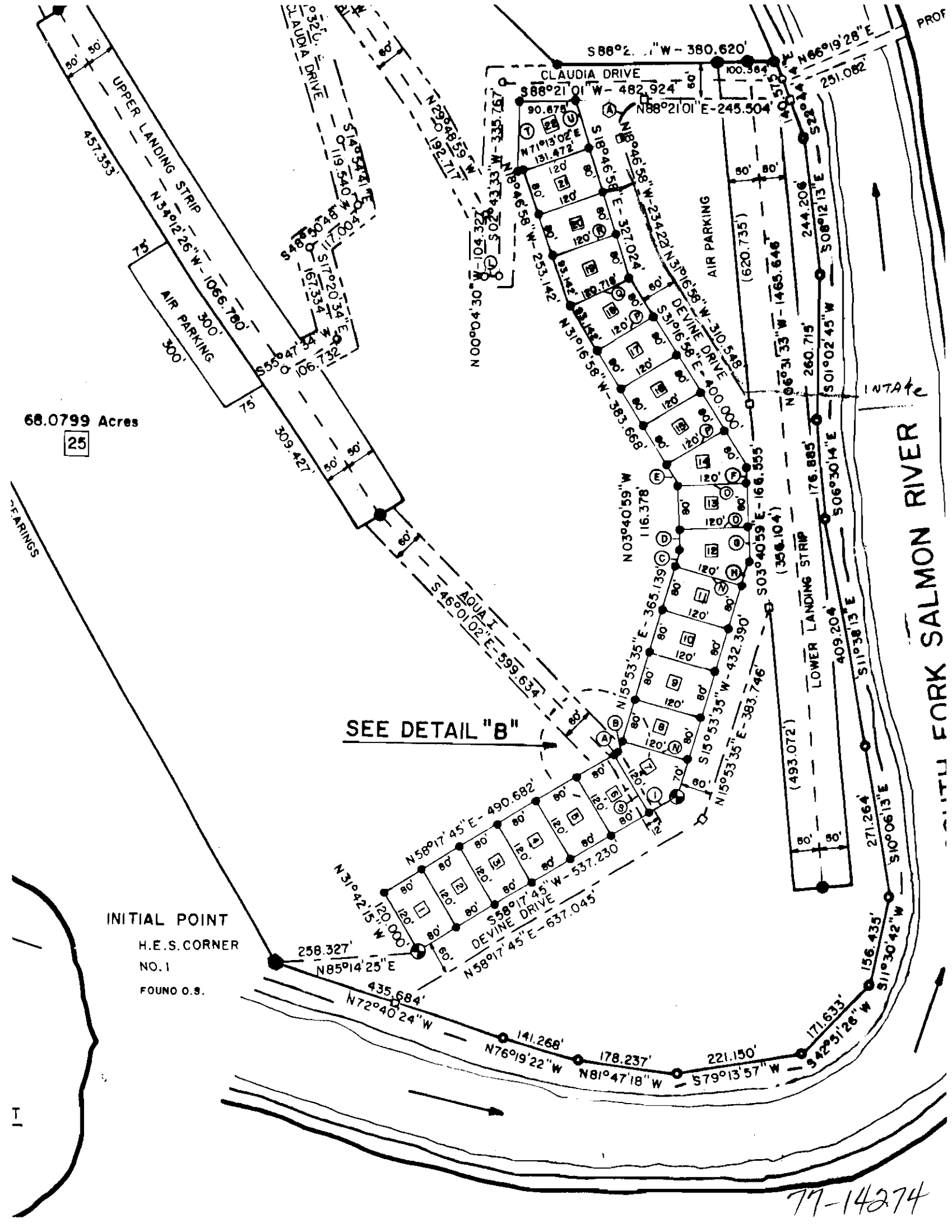
25

INITIAL POINT
H.E.S. CORNER
NO. 1
FOUND O.S.

SEE DETAIL "B"

CLINTON FORK SALMON RIVER

77-14274



COPENHAVER SUBDIVISION

ALL OF H.E.S. NO. 701

LOCATED WITHIN UNSURVEYED SECTION 6, T.23N., R.8E.,
& SECTION 31, T.24N., R.8E., B.M., IDAHO COUNTY, IDAHO

OWNER'S CERTIFICATE

THIS IS TO CERTIFY THAT

THE UNDERSIGNED IS THE OWNER IN FEE SIMPLE OF THE PROPERTY HEREINAFTER DESCRIBED AND THAT THE CORRECT DESCRIPTION OF THE LAND INCLUDED IN THIS PLAT IS AS FOLLOWS: ALL OF H.E.S. NO. 701, WHICH LIES WITHIN UNSURVEYED SECTION 6, T.23N., R.8E., AND SECTION 31, T.24N., R.8E., B.M., IDAHO COUNTY, IDAHO AND MORE PARTICULARLY DESCRIBED FROM A SURVEY BY BEGINNING AT H.E.S. CORNER NO. 1, WHICH IS THE INITIAL POINT OF BEGINNING, THENCE N 30° 41' 23" W, 2320.798' TO FOUND H.E.S. CORNER NO. 2; THENCE N 55° 54' 51" E, 1183.500' TO FOUND H.E.S. CORNER NO. 3; THENCE S 85° 39' 53" E, 872.121' TO FOUND H.E.S. CORNER NO. 4; WHICH IS ON THE WESTERLY BANK OF THE SOUTH FORK OF THE SALMON RIVER, THENCE RETRACING THE ADJUSTED MEANDER LINE AS FOLLOWS: S 12° 50' 42" W, 406.602'; THENCE S 25° 50' 14" E, 654.690'; THENCE S 22° 44' 14" E, 140.575'; THENCE S 08° 12' 13" E, 244.206'; THENCE S 01° 02' 45" W, 260.715'; THENCE S 06° 30' 14" E, 176.885'; THENCE S 11° 38' 13" E, 409.204'; THENCE S 10° 06' 13" E, 271.264'; THENCE S 11° 30' 42" W, 156.435'; THENCE S 42° 51' 26" W, 171.633'; THENCE S 79° 13' 57" W, 221.150'; THENCE N 81° 47' 18" W, 178.237'; THENCE N 76° 19' 22" W, 141.268'; THENCE N 72° 40' 24" W, 435.684'; BACK TO THE INITIAL POINT OF BEGINNING, WHICH SURVEY INCLUDES SOME 92.6907 ACRES. WHEREBY THAT IT IS THE INTENTION OF THE UNDERSIGNED TO AND HE DOES HEREBY INCLUDE SAID LAND IN THIS PLAT, THAT THE UNDERSIGNED OWNER DOES BY HIS PRESENCE GRANT, CONVEY AND DEDICATE, AS BEING A PART OF THE IRREVOCABLE AND INSEPARABLE RIGHTS AND PRIVILEGES OBTAINED WITH OWNERSHIP OF A LOT, THE FOLLOWING IDENTIFIED EASEMENTS: "I" DEVINE DRIVE AND CLAUDIA DRIVE, BEING 60' IN WIDTH EXCEPT AS SHOWN ON THE PLAT AND BEING AN EASEMENT FOR: PEDESTRAIN, EQUESTRAIN, VEHICLE AND UTILITIES; "II" AQUA I, BEING A 60' WIDE UTILITY EASEMENT EXTENDING FROM THE SOUTHERLY END OF THE UPPER AIRSTRIIP TO A LOT LINE COMMON TO LOTS 6 & 7 THEN BEING A 12' WIDTH, WITH THE LOT LINE BETWEEN LOTS 6 & 7 BEING THE CENTERLINE AND CONTINUING TO DEVINE DRIVE; "III" UPPER AIRSTRIIP, BEING A 100' WIDE AIR STRIP, ALONG WITH THE IDENTIFIED PARKING, BURRIED UTILITY, INGRESS AND EGRESS EASEMENT; "IV" LOWER AIRSTRIIP, BEING A 100' WIDE AIRSTRIIP, ALONG WITH THE IDENTIFIED PARKING, BURRIED UTILITIES, VEHICULAR TRAFFIC IS RESTRICTED TO THE CONFINES OF CLAUDIA DRIVE; "V" THAT PART OF LOT 25 LYING EASTERLY OF LOTS 1 THROUGH 22 AN INGRESS AND EGRESS EASEMENT IS GRANTED ALONG WITH AN EASEMENT TO PLACE DRAINFIELDS IN THIS AREA. THESE EASEMENTS ARE NOT GRANTED TO THE GENERAL PUBLIC OR IDAHO COUNTY.

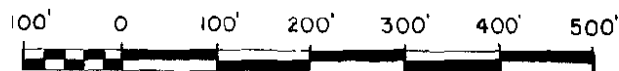

ORLAND L. BADLEY

10-10-85
DATE

1986

ALL OF H.E.S. NO. 701

LOCATED WITHIN UNSURVEYED SECTION 6, T.23N., R.8E.
& SECTION 31, T.24N., R.8E., B.M., IDAHO COUNTY, IDAHO



SCALE

LEGEND

- H.E.S. CORNER, FOUND ORIGINAL STONE
- H.E.S. MEANDER CORNER, NOT SET
- ⊙ LOT CORNER, SET 2" X 30" G.I.P. W/B.C.
- LOT CORNER, SET 5/8" X 30" REBAR W/ SERV. CAP
- SUBDIVISION BOUNDARY LINE
- LOT LINE
- - - - - EASEMENT CENTERLINE
- - - - - ACCESS & UTILITY EASEMENT
- - - - - UTILITY EASEMENT
- - - - - ACCESS & UTILITY EASEMENT
- ⊙ EASEMENT CORNER, SET 5/8" X 30" REBAR W/ SERV. CAP
- EASEMENT CENTERLINE, NOT SET
- EASEMENT CORNER, NOT SET

H.E.S.
NO. 2
FOUND

COPENHAVER SUBDIVISION RESTRICTIVE
COVENANTS ARE FILED AS INSTRUMENT
NO. 324731

TANGENT	BEARING	DISTANCE
A	N 58° 17' 45" E	10.682'
B	N 15° 53' 35" E	23.452'
C	N 15° 53' 35" E	21.687'
D	N 03° 40' 59" W	36.378'
E	N 31° 16' 58" W	50.526'
F	S 03° 40' 59" E	29.475'
G	S 03° 40' 59" E	57.080'
H	S 15° 53' 35" W	42.390'
I	S 58° 17' 45" W	57.230'
J	N 23° 04' 00" E	20.000'
K	N 67° 48' 28" W	60.084'
L	N 85° 34' 03" W	20.000'
M	S 50° 42' 56" W	20.000'
N	S 74° 06' 25" E	120.000'
O	N 86° 19' 01" E	120.000'
P	S 58° 43' 02" W	120.000'
Q	S 64° 58' 02" W	120.718'



VICINITY MAP

365652

AMENDMENT AGREEMENT

WHEREAS, under the date of January 28, 1986, the undersigned, as then owner of the Copenhaver Ranch, executed a document entitled "Copenhaver Ranch Subdivision Covenants", recorded as Instrument No. 324731, records of Idaho County, State of Idaho, on the 28th day of January, 1986, which document is incorporated herein by reference as fully as though expressly set forth; and,

WHEREAS, in connection with the "Copenhaver Subdivision", and the plat thereof, pertaining to all of H.E.S. No. 701, located within unsurveyed Section 6, Township 23 North, Range 8 East, and Section 31, Township 24 North, Range 8 East, B.M., Idaho County, State of Idaho, the undersigned, Orland L. Badley, on October 10, 1985, executed the "Owner's Certificate", on Sheet 2 of the Copenhaver Subdivision plat, which certificate is incorporated herein by reference as fully as though expressly set forth; and,

WHEREAS, the undersigned owner, of Lot 25 within the Copenhaver Subdivision, desires to amend the Copenhaver Ranch Subdivision covenants and the Owner's Certificate comprising part of the Copenhaver Subdivision plat, in the manner hereinafter set forth, pursuant to the Stipulation and Order of Dismissal, in Case No. CV 27050, of the District Court of the Second Judicial District of the State of Idaho, in and for the County of Idaho,

NOW, THEREFORE, in consideration of the foregoing premises, and for value received, the undersigned, Orland Badley, hereby agrees as follows:

1. That the Copenhaver Ranch Subdivision Covenants, hereinabove mentioned, be and the same are hereby amended to provide the

1 following additional paragraph, at the end of such covenants as
2 they now read, to-wit:

3 "That I hereby dedicate all of Lot 25 of the Copen-
4 haver Subdivision, to the common use of the owners
5 of all lots within Copenhagen Subdivision and that
6 all maintenance of Lot 25 shall become the responsi-
7 bility of the Copenhagen Subdivision Lot Owners
8 Association. Such common use area of such subdivi-
9 sion is reserved for historical, ~~utility~~ and other
10 purposes as deemed beneficial to the Lot Owners
11 Association."

12 2. That the undersigned hereby amends the "Owner's Certi-
13 ficate", on Sheet 2 of the plat of the Copenhagen Subdivision,
14 hereinabove mentioned, by adding the following stated paragraph
15 to that portion of such certificate immediately above the signa-
16 ture of the undersigned and the date of October 10, 1985, to read
17 as follows:

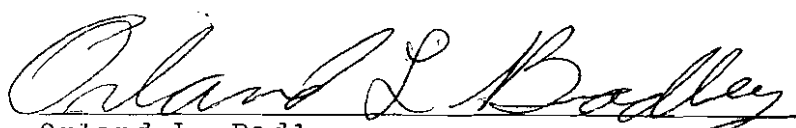
18 "Anything to the contrary herein contained notwithstand-
19 ing, the undersigned owner hereby dedicates all of Lot
20 25 of such subdivision, to the common use of all of the
21 lot owners of such subdivision, and all maintenance of
22 said Lot 25 becomes the responsibility of the Copen-
23 haver Subdivision Lot Owners Association. The common
24 use area of this plat, specifically Lot 25, and any
25 others, are reserved for historical, utility and
26 other purposes as deemed beneficial to the Lot Own-
27 ers Association."

28 3. In the event of any conflict or inconsistency or in-
congruity between the provisions of this Amendment Agreement, and
the original provisions of the Copenhagen Ranch Subdivision
Covenants, hereinabove mentioned, and the Owner's Certificate of
the Copenhagen Subdivision plat, hereinabove mentioned, the pro-
visions of this Amendment Agreement shall govern and control.

4. OTHER PROVISIONS:

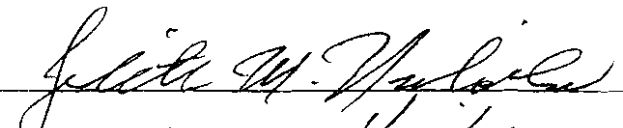
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IN WITNESS WHEREOF, the undersigned has hereunto set his hand and executed this Amendment Agreement, on the 6th day of October, 1992.


Orland L. Badley

STATE OF IDAHO
County of Blaine -- ss.

On this 6th day of October, 1992, before me, a Notary Public in and for the State of Idaho, personally appeared ORLAND L. BADLEY, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he freely executed it.

(SEAL) 
Notary Public for Idaho, residing at Harley.
My commission expires on the 13 day of July, 1993.



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Pointer 45°22'01.08" N 115°30'54.51" W elev 2260 ft Streaming ||||| 100%

Eye alt 6873 ft



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Pointer 45°22'00.63" N 115°30'50.97" W elev 2193 ft

Streaming ||||| 100%

Eye alt 4670 ft