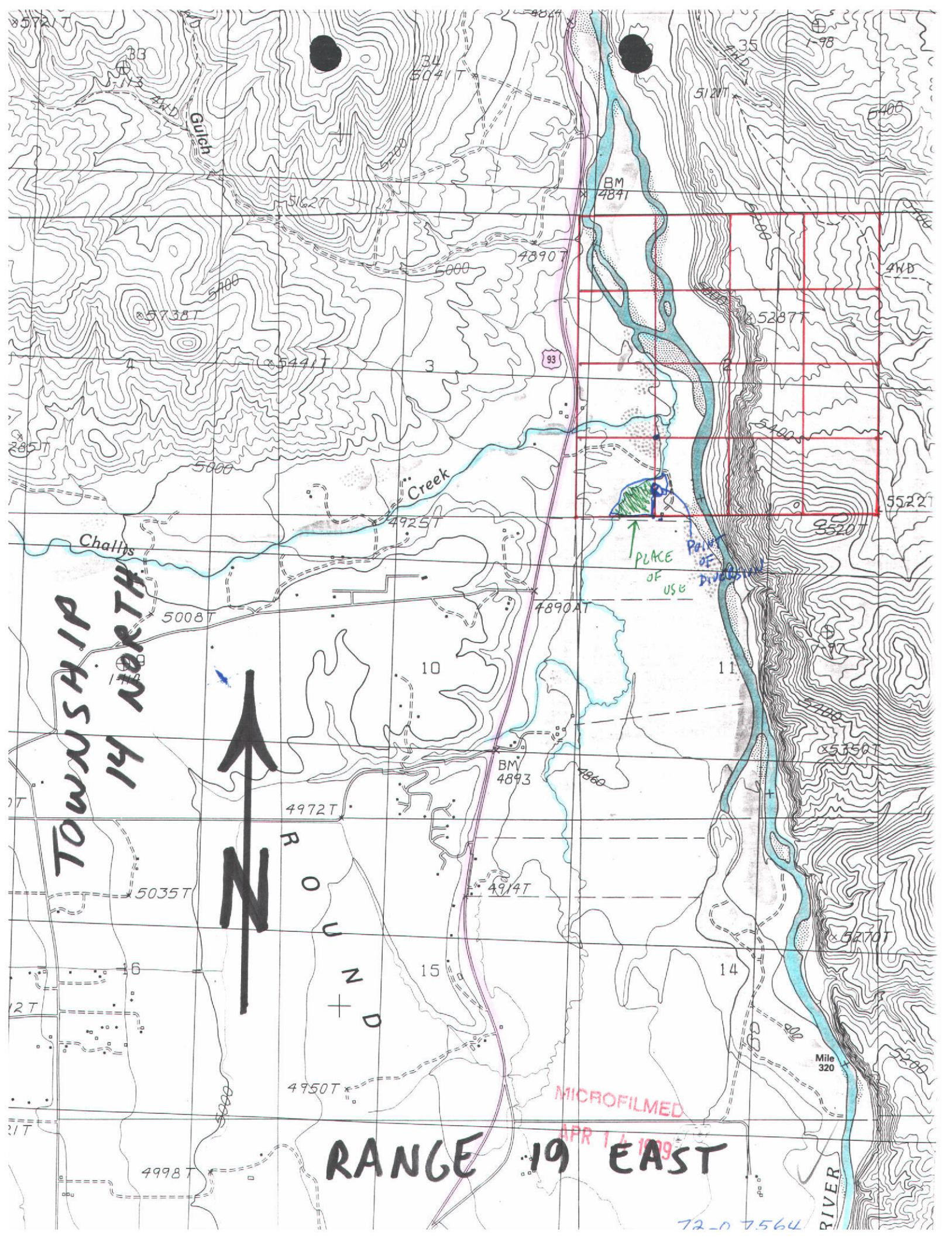




14N19E

06 LT04	06 LT03	06 LT02	06 LT01	05 LT04	05 LT03	05 LT02	05 LT01	04 LT04	04 LT03	04 LT02	04 LT01	03 LT04	03 LT03	03 LT02	03 LT01	02 LT04	02 LT03	02 LT02	02 LT01	01 LT04	01 LT03	01 LT02	01 LT01
06 LT05	06 SEHW	06 SWNE	06 SEWE	05 SWNW	05 SEHW	05 LT05	05 SEWE	04 SWNW	04 SEHW	04 SWNE	04 SEWE	03 SWNW	03 LT05	03 SWNE	03 SEWE	02 LT06	02 LT07	02 SWNE	02 SEWE	01 SWNW	01 SEHW	01 SWNE	01 SEWE
06 LT06	06 NEHW	06 NWSE	06 NESE	05 NWNW	05 NEHW	05 NWSE	05 NESE	04 NWNW	04 NEHW	04 NWSE	04 NESE	03 NWNW	03 NEHW	03 NWSE	03 NESE	02 NWNW	02 LT08	02 NESE	02 SEWE	01 LT05	01 LT06	01 LT07	01 LT08
06 LT07	06 SEHW	06 SWNE	06 SEWE	05 SWNW	05 SEHW	05 LT05	05 SEWE	04 SWNW	04 SEHW	04 SWNE	04 SEWE	03 SWNW	03 SEHW	03 SWNE	03 SEWE	02 SWNW	02 LT09	02 SWNE	02 SEWE	01 LT06	01 SEHW	01 SWNE	01 SEWE
07 LT06	07 LT05	07 NWNE	07 NENE	06 NWNW	06 NEHW	06 NWSE	06 NENE	05 NWNW	05 NEHW	05 NWSE	05 NENE	04 NWNW	04 NEHW	04 NWSE	04 NENE	03 NWNW	03 LT02	03 LT01	03 NENE	02 LT01	02 NEHW	02 NWNE	02 NENE
07 LT07	07 SEHW	07 SWNE	07 SEWE	06 SWNW	06 SEHW	06 SWNE	06 SEWE	05 SWNW	05 SEHW	05 SWNE	05 SEWE	04 SWNW	04 SEHW	04 SWNE	04 SEWE	03 SWNW	03 LT03	03 LT04	03 SEWE	02 LT02	02 SEHW	02 SWNE	02 SEWE
07 LT03	07 NEHW	07 NWSE	07 NESE	06 NWNW	06 NEHW	06 NWSE	06 NESE	05 NWNW	05 NEHW	05 NWSE	05 NESE	04 NWNW	04 NEHW	04 NWSE	04 NESE	03 NWNW	03 LT05	03 LT06	03 NESE	02 LT03	02 NEHW	02 NWSE	02 NESE
07 LT04	07 SEHW	07 SWNE	07 SEWE	06 SWNW	06 SEHW	06 SWNE	06 SEWE	05 SWNW	05 SEHW	05 SWNE	05 SEWE	04 SWNW	04 SEHW	04 SWNE	04 SEWE	03 SWNW	03 LT07	03 LT08	03 SEWE	02 LT04	02 SEHW	02 SWNE	02 SEWE
18 LT01	18 NEHW	18 NWNE	18 NENE	17 NWNW	17 NEHW	17 NWSE	17 NENE	16 NWNW	16 NEHW	16 NWSE	16 NENE	15 NWNW	15 NEHW	15 NWSE	15 NENE	14 NWNW	14 LT02	14 LT01	14 NENE	13 LT01	13 NEHW	13 NWNE	13 NENE
18 LT02	18 SEHW	18 SWNE	18 SEWE	17 SWNW	17 SEHW	17 SWNE	17 SEWE	16 SWNW	16 SEHW	16 SWNE	16 SEWE	15 SWNW	15 SEHW	15 SWNE	15 SEWE	14 SWNW	14 LT03	14 LT04	14 SEWE	13 LT02	13 SEHW	13 SWNE	13 SEWE
18 LT06	18 LT05	18 LT04	18 LT03	17 NWNW	17 NEHW	17 NWSE	17 NENE	16 NWNW	16 NEHW	16 NWSE	16 NENE	15 NWNW	15 NEHW	15 NWSE	15 NENE	14 NWNW	14 LT05	14 LT06	14 LT07	13 LT03	13 NEHW	13 NWNE	13 NENE
18 LT07	18 SEHW	18 SWNE	18 SEWE	17 SWNW	17 SEHW	17 SWNE	17 SEWE	16 SWNW	16 SEHW	16 SWNE	16 SEWE	15 SWNW	15 SEHW	15 SWNE	15 SEWE	14 SWNW	14 LT07	14 LT08	14 LT09	13 LT04	13 SEHW	13 SWNE	13 SEWE
19 LT01	19 NEHW	19 NWNE	19 NENE	20 LT04	20 LT03	20 LT02	20 LT01	21 NWNW	21 NEHW	21 NWSE	21 NENE	22 NWNW	22 NEHW	22 NWSE	22 NENE	23 NWNW	23 LT02	23 LT03	23 LT04	24 LT01	24 NEHW	24 NWNE	24 NENE
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19 LT03	19 NEHW	19 NWSE	19 NESE	20 NWNW	20 NEHW	20 NWSE	20 NESE	21 NWNW	21 NEHW	21 NWSE	21 NESE	22 NWNW	22 NEHW	22 NWSE	22 NESE	23 NWNW	23 LT08	23 LT09	23 LT10	24 LT03	24 SEHW	24 SWNE	24 SEWE
19 LT04	19 SEHW	19 SWNE	19 SEWE	20 SWNW	20 SEHW	20 SWNE	20 SEWE	21 SWNW	21 SEHW	21 SWNE	21 SEWE	22 SWNW	22 SEHW	22 SWNE	22 SEWE	23 SWNW	23 LT10	23 LT11	23 LT12	24 LT04	24 SEHW	24 SWNE	24 SEWE
20 LT01	20 NEHW	20 NWNE	20 NENE	21 NWNW	21 NEHW	21 NWSE	21 NENE	22 NWNW	22 NEHW	22 NWSE	22 NENE	23 NWNW	23 NEHW	23 NWSE	23 NENE	24 NWNW	24 LT02	24 LT03	24 LT04	25 LT01	25 NEHW	25 NWNE	25 NENE
20 LT02	20 SEHW	20 SWNE	20 SEWE	21 SWNW	21 SEHW	21 SWNE	21 SEWE	22 SWNW	22 SEHW	22 SWNE	22 SEWE	23 SWNW	23 SEHW	23 SWNE	23 SEWE	24 SWNW	24 LT05	24 LT06	24 LT07	25 LT02	25 SEHW	25 SWNE	25 SEWE
20 LT03	20 NEHW	20 NWSE	20 NESE	21 NWNW	21 NEHW	21 NWSE	21 NESE	22 NWNW	22 NEHW	22 NWSE	22 NESE	23 NWNW	23 NEHW	23 NWSE	23 NESE	24 NWNW	24 LT08	24 LT09	24 LT10	25 LT03	25 SEHW	25 SWNE	25 SEWE
20 LT04	20 SEHW	20 SWNE	20 SEWE	21 SWNW	21 SEHW	21 SWNE	21 SEWE	22 SWNW	22 SEHW	22 SWNE	22 SEWE	23 SWNW	23 SEHW	23 SWNE	23 SEWE	24 SWNW	24 LT11	24 LT12	24 LT13	25 LT04	25 SEHW	25 SWNE	25 SEWE
21 LT01	21 NEHW	21 NWNE	21 NENE	22 NWNW	22 NEHW	22 NWSE	22 NENE	23 NWNW	23 NEHW	23 NWSE	23 NENE	24 NWNW	24 NEHW	24 NWSE	24 NENE	25 NWNW	25 LT02	25 LT03	25 LT04	26 LT01	26 NEHW	26 NWNE	26 NENE
21 LT02	21 SEHW	21 SWNE	21 SEWE	22 SWNW	22 SEHW	22 SWNE	22 SEWE	23 SWNW	23 SEHW	23 SWNE	23 SEWE	24 SWNW	24 SEHW	24 SWNE	24 SEWE	25 SWNW	25 LT05	25 LT06	25 LT07	26 LT02	26 SEHW	26 SWNE	26 SEWE
21 LT03	21 NEHW	21 NWSE	21 NESE	22 NWNW	22 NEHW	22 NWSE	22 NESE	23 NWNW	23 NEHW	23 NWSE	23 NESE	24 NWNW	24 NEHW	24 NWSE	24 NESE	25 NWNW	25 LT08	25 LT09	25 LT10	26 LT03	26 SEHW	26 SWNE	26 SEWE
21 LT04	21 SEHW	21 SWNE	21 SEWE	22 SWNW	22 SEHW	22 SWNE	22 SEWE	23 SWNW	23 SEHW	23 SWNE	23 SEWE	24 SWNW	24 SEHW	24 SWNE	24 SEWE	25 SWNW	25 LT11	25 LT12	25 LT13	26 LT04	26 SEHW	26 SWNE	26 SEWE

MICROFILMED
APR 14 1999

72-07564

MEMORANDUM

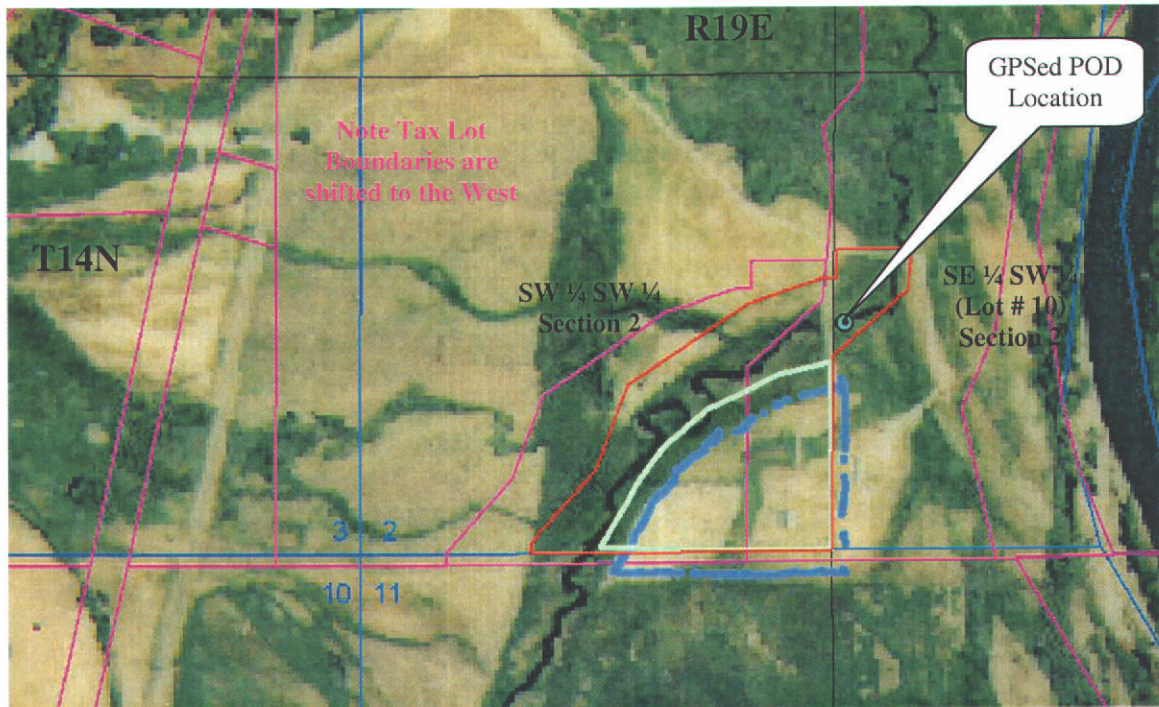
TO: 72-7564 Field Exam File

FROM: Corey Skinner

DATE: December 29, 2003

SUBJECT: Recommendation of location of Place of Use

The place of use for permit 72-7564 was GPSed by Bob Foster during the field exam conducted in August of 2003. When the GPSed place of use was plotted in ARCVIEW it was determined that the number of acres irrigated amounted to 5.1 acres. However, the entire location of these acres did not appear to correspond to the property owned by the Verbecks (permit holder). In addition, the tax lot boundaries in ARCVIEW appeared to be shifted to far to the west. Examination of the permit 72-7564 file indicated that the southeast corner of the Verbeck's property corresponded to the West 1/16th Corner of Section 2 (T14N, R19E) as shown on a copy of a survey plat included with the original application. Shifting the southeast corner of the Verbeck tax lot shape and the GPSed place of use boundary to the West 1/16th Corner of Section 2 results in a more consistent and accurate recommendation as shown below...



- | | | |
|----------------------------------|---------------|--------------------------|
| Tax Lot Boundaries | Section Lines | GPSed POU Boundary |
| Shifted Verbeck Tax Lot Boundary | 1/4 1/4 Lines | Recommended POU Boundary |



Permit 72-7564 well at point of diversion. 8-14-03



Permit 72-7564 POD. Baldor 5 HP motor 8-14-03



72-7564 POU looking west 08-14-03



72-7564 POU looking southwest 8-14-03



72-7564 POU looking south along mainline 8-14-03

The exact location of the "well" is not known for certain. Mr. Verbeck dug the "well" right on a fenceline, which I believe is the boundary between the SWSW $\frac{1}{4}$ and the SESW $\frac{1}{4}$ of the section. This was done so he could run his proposed irrigation system pipeline as close to his property boundary as possible. I was unable to determine which particular $\frac{1}{4}$ - $\frac{1}{4}$ section the "well" was actually located in. For this reason, both $\frac{1}{4}$ - $\frac{1}{4}$ sections were listed on the application. It should be emphasized that only one point of diversion will be utilized, and it appears that it is located right on the $\frac{1}{4}$ - $\frac{1}{4}$ line.



TOP: View of the "well" (indicated by arrow) that will serve as the point of diversion for the enclosed application. This view is looking towards the south. The fenceline that appears to be the boundary between the SWSW $\frac{1}{4}$ and the SESW $\frac{1}{4}$ of the section is a couple of feet to the right (west) of the powerline in the background. It appears that the "well" was dug right on this line. The water visible in the foreground is an unnamed stream (I believe to be locally known as Philips Slough) that dumps into Challis Creek, and then into the Salmon River.



BOTTOM: Close up view of the "well" that will serve as the point of diversion. The casing is $\frac{1}{8}$ " steel.

PHOTOS TAKEN
10/15/98
MICHAEL SKINNER
APR 14 1999

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 72-07564

Priority: October 16, 1998

Maximum Diversion Rate: 0.08 CFS
Maximum Diversion Volume: 17.9 AF

It is hereby certified that RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226-0532 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 16, 1998; and has
submitted Proof of Beneficial Use on July 20, 1999. An examination indicates that the works have a
diversion capacity of 0.08 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/01 to 10/31	0.08 CFS	17.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L10 (SW¼ SE¼ SW¼) Sec. 2, Twp 14N, Rge 19E, B.M. CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N 19E 2												5.1					5.1

Total Acres: 5.1

CONDITIONS OF APPROVAL

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. 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 and sealed this 9th day of September, 2004.


for **KARL J. DREHER**
Director

RECEIVED

JUL 20 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

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

1. Permit No. 72-07564 Telephone No. (208) 879-4460

2. Name(s) of Permit Holder(s): Russel L Verbeck

3. Mailing Address: P.O. Box 532 Challis ID. 83226

4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 8 / yr. 98

a. Well Driller: Russel Verbeck Drilling Permit Number: - -

b. OPTIONAL:
Pump Horsepower: 5 Pressure (psi): 45-50 Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): Stockwater (No. and type of stock):

Irrigation (No. of acres): 10 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.20 cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u>✓</u>

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Russel Verbeck Telephone Number: (208) 879-4460

Address: P.O. Box 532 Challis Idaho 83226

10. The information given on this form 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.

Signature of permit holder: Russel Verbeck Date:
(include your title, if on behalf of company or organization)

MICROFILMED
NOV 12 1999

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 72-07564

Proposed Priority: October 16, 1998 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **RUSSEL L VERBECK**

PO BOX 532

CHALLIS ID 83226-0532

has applied for a permit to appropriate water from: **GROUNDWATER**

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>
------------------------------	-----------------------------	---------------------------------

IRRIGATION	04/15 to 10/15	0.20 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 2, Township 14N, Range 19E
Lot 10(SESW), Sec. 2, Township 14N, Range 19E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N 19E 2	SWSW 10.0			10.0

Total number of acres irrigated: 10.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 2000.
2. Subject to all prior water rights.
3. This right authorizes a single point of diversion.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

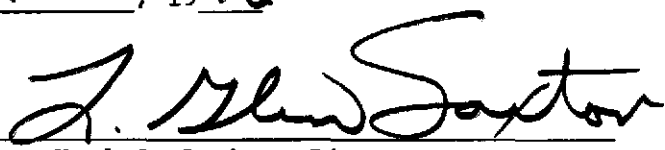
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

29th day of December, 1998

MICROFILMED

SEP 14 1999


for Karl J. Dreher, Director

RECEIVED
OCT 09 1998

Department of Water Resources
Southern Region

Ident. No. 72-07564

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
DEC 21 1998

Department of Water Resources

1. Name of Applicant Russel L Verbeck Phone (208) 879-4460
Post Office address Box 532 Challis Idaho 83226
2. Source of water supply Ground water which is a tributary of N/A
- RV 3. Location of point of diversion is 1/4 of ~~SW~~ SW 1/4 of Govt. Lot ~~1~~
Sec. 2 Township 14N Range 19E B.M. CUSTER County; additional points of
diversion if any: OR LOT 19 SE SW SECTION 2 (T14N, R19E) ONLY ONE WELL (SEE REMARKS)
4. Water will be used for the following purposes: 4/15 10/15 15
X Amount 0.20 for irrigation purposes from MAY 1 to OCT 1 (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)
- X 5. Total quantity to be appropriated is (a) 0.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5 H.P. pump
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- RV c. ~~Proposed~~ ^{existing} well diameter is 8" inches; ~~proposed~~ depth of well is 18 ft. ^{less than 8 feet} feet.
- d. Is ground water with a temperature of greater than 85°F being sought? NO
- X e. If well is already drilled, when? 1997; Drilling firm Russel Verbeck
Well was drilled for (well owner) Russel Verbeck
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 if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

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APR 14 1999

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

X 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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
RV 14N	19E	2	~~10~~										10						10

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Russel Verbeck

b. Who owns the land to be irrigated or place of use? Russel Verbeck

c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing:

RV 12. Remarks: ONLY ONE POINT OF DIVERSION (WELL) UNDER THIS APPLICATION.
I DUG THE WELL LAST YEAR, BUT THE WELL IS VERY CLOSE TO
THE 1/4 1/4 LINE. SLIGHTLY LESS THAN 10 ACRES WILL ACTUALLY BE
IRRIGATED

13. MAP OF PROPOSED PROJECT ATTACHED ____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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.

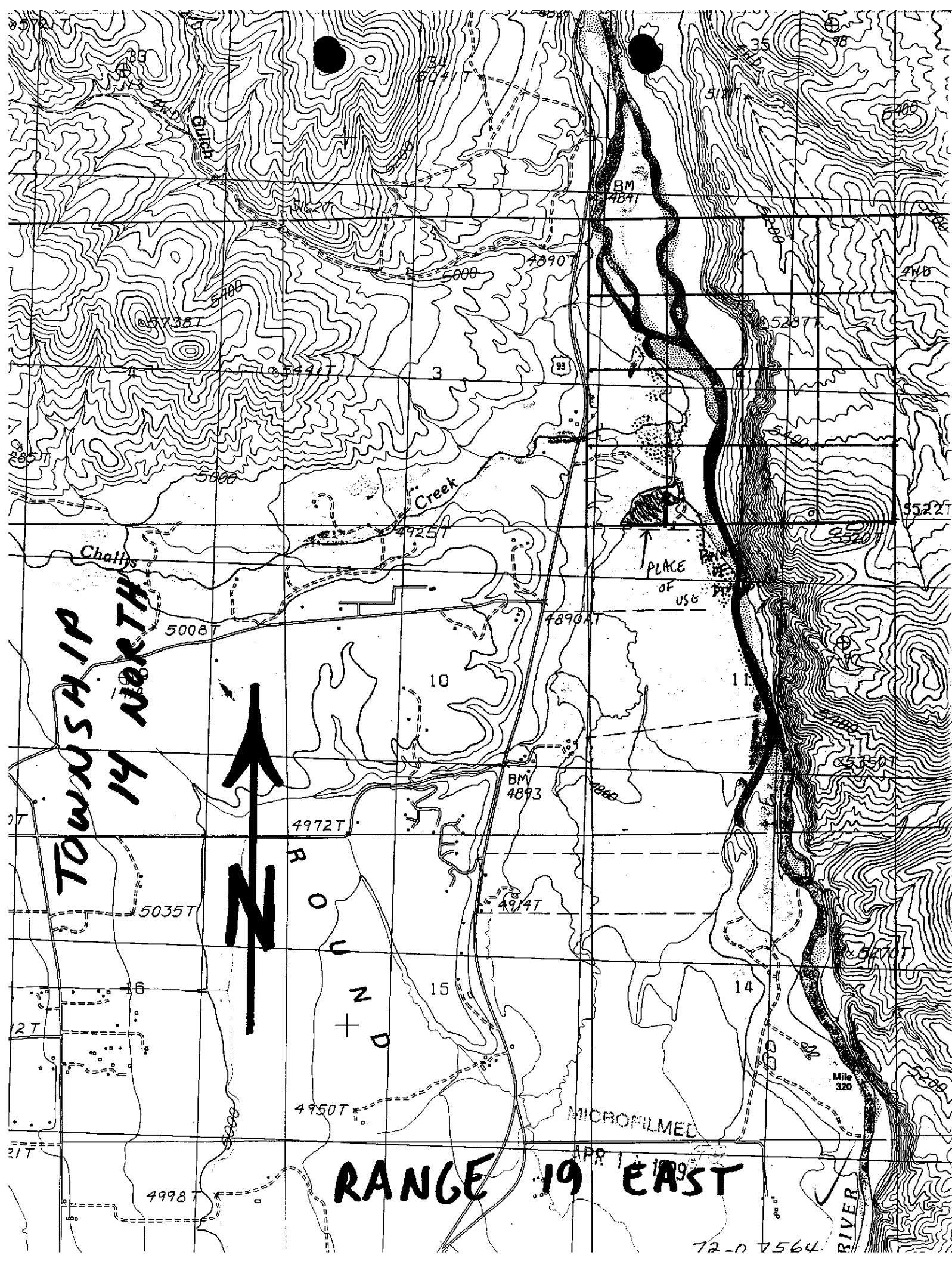
Russel Verbeck

(Applicant)

Received by C. SKINNER Date 10/15/98 Time 3:30 pm Preliminary check by ~~SKINNER~~
 Fee \$ 50.00 Receipted by C. SKINNER # 5021556 Date 10/16/98
 Publication prepared by MB Date 11/12/98 Published in Challis Messenger
 Publication approved MBaldwin Date 11/25/98

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APR 14 1999





EXACT
Loc 4110207

point of
diversion

W 1/4 CORNER P.S.
N 1/4 CORNER

T14N, R19E
Section 02

9.90 Acres
PLACE OF
USE

$$5w5w1/4$$

ENDS OF LEAD STEPPERS
MICROFILMED

ΕΒ ΛΜΗ

72-07564

DEPT. 16 AND 17
MARKED "BURNS LS 4107"
⑥ FOUND 1/2" KEAR J. C. L.S. 970

SCALE: 1" = 100'

42007

9° 46' E 1324.96' (RECORD) 1324.96' (MEASUREMENT)
BASES OF BERZING

72-07564

14N19E

RECEIVED

SEP 16 2004

DEPARTMENT OF
WATER RESOURCES

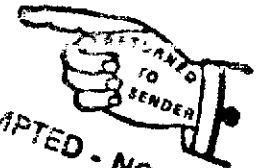
WR 72-7564 - Phone number on field
system is not in service. Custer
County Auditor's Office has no
record of Verbeck ownership,
in T14N R19E S2 SWSD. No further
action taken.

Rainey
9.16.04

IDAHO DEPARTMENT OF WATER
RESOURCES

1301 North Orchard St.
P.O. Box 83720
Boise, ID 83720-0098

RUSSEL L VERBECK
-PO BOX 532
CHALLIS ID 83226-0532



ATTEMPTED - NOT KNOWN



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 10, 2004

RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226-0532

RE: License No. 72-7564 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources 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 the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

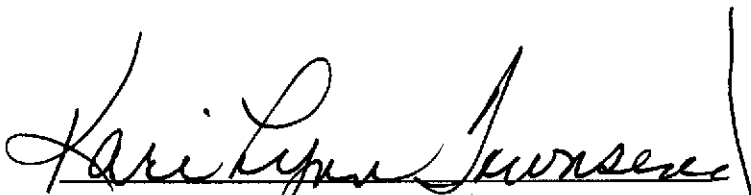
CERTIFICATE OF SERVICE

I hereby certify that on September 10, 2004 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

72-7564

**RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226-0532**


**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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

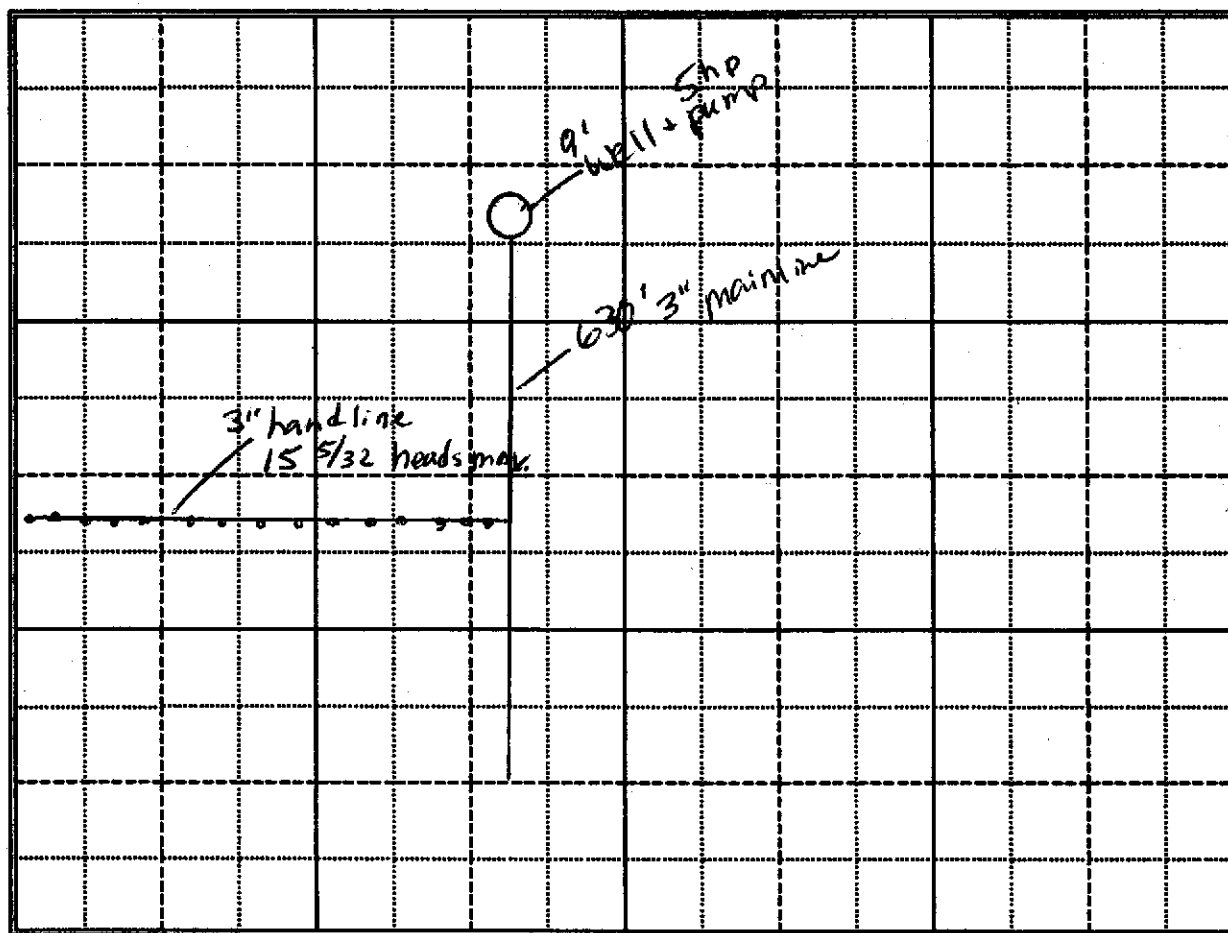
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district 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.

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle 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
	Baldor	5	F0206062279	UNK	3"

*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:** measurements were taken using a five gallon bucket and stop watch

E. NARRATIVE/REMARKS/COMMENTS

1) System consists of a 9' well with 5 hp pump, 630' of 2 inch mainline and one handline operating a maximum of 15 $\frac{5}{32}$ " rainbirds.

2) ~~actual~~ actual POD should be determined from GPS file * F081420A

3) acres in Pou should be determined from GPS file " F081420B

PERIOD OF USE FOR PERMIT 72-7564 IS 4/15 TO 10/15
STANDARD FOR AREA IS 4/1 TO 10/31

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

5gal in 8.02 seconds
 5gal in 7.99 seconds
 5gal in 8.01 seconds
15gal 24 seconds

$15 \div 24 = .625 \text{ gal per sec.}$
 $.625 \times 60 = 37.5 \text{ gal per minute}$
 $37.5 \div 9 \text{ pm} = 4.16 \text{ inches}$
 $4.16 \text{ inches} = .083 \text{ cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5.1 \times 3.5 = 17.85 \text{ afa}$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.08 (214) 1.9835 = 33.96 \text{ afa}$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 17.9 \text{ afa}$

2. Volume Calculations for Other Uses: N/A

based on standard
 irrigation season of 4/1 to 10/31
 cfs

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
irrigation	4/15	10/15	.083 cfs	17.9
	4/1	10/31		
Totals:			.083 cfs	17.9

standard irrigation season
 for area cfs

2. Recommended Amendments

N/A ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
 N/A ☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

CLARIFIES LOCATION
 OF POD RECOMMENDED DESCRIPTION IS LISTED ON PERMIT

I. AUTHENTICATION

Field Examiner's Name Robert E. Jost Date 10/17/03
Clay Shinn 12/29/2003

Reviewer _____ Date _____

SEAL

MEMORANDUM

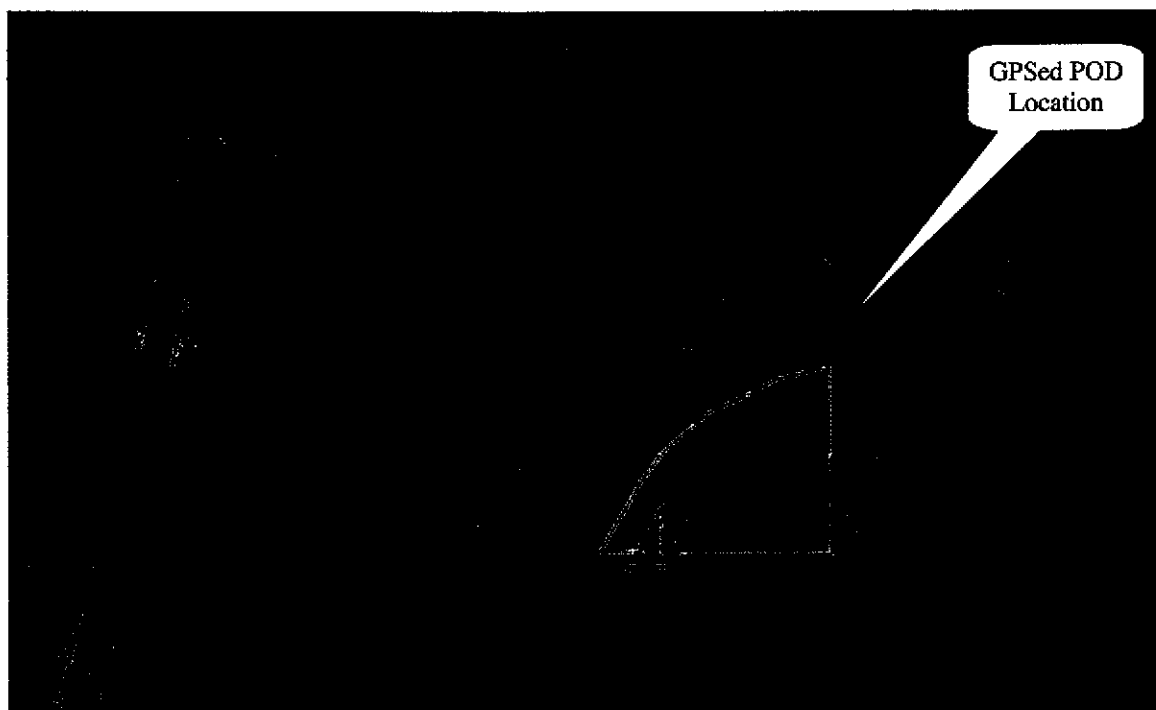
TO: 72-7564 Field Exam File

FROM: Corey Skinner

DATE: December 29, 2003

SUBJECT: Recommendation of location of Place of Use

The place of use for permit 72-7564 was GPSed by Bob Foster during the field exam conducted in August of 2003. When the GPSed place of use was plotted in ARCVIEW it was determined that the number of acres irrigated amounted to 5.1 acres. However, the entire location of these acres did not appear to correspond to the property owned by the Verbecks (permit holder). In addition, the tax lot boundaries in ARCVIEW appeared to be shifted to far to the west. Examination of the permit 72-7564 file indicated that the southeast corner of the Verbeck's property corresponded to the West 1/16th Corner of Section 2 (T14N, R19E) as shown on a copy of a survey plat included with the original application. Shifting the southeast corner of the Verbeck tax lot shape and the GPSed place of use boundary to the West 1/16th Corner of Section 2 results in a more consistent and accurate recommendation as shown below...



———— Tax Lot Boundaries	———— Section Lines	■ ■ ■ ■ ■ GPSed POU Boundary
———— Shifted Verbeck Tax Lot Boundary	———— ¼ ¼ Lines	———— Recommended POU Boundary

Memorandum

Date: October 07, 2003

To: Corey Skinner, Southern

From: Bob Foster, Salmon

I have enclosed my findings from a licensing exam completed in August for Permit 72-7564 held by Russell Verbeck. I took GPS readings to determine the exact point of diversion as well as a GPS reading around the perimeter of the place of use. I am unable to project these points on to a map with my computer system so I have loaded the photos and GPS files on a disk for you.

It appears there will be less than the ten acres allowed by the permit. Let me know if you need further information.

RECEIVED

OCT 24 2003

Department of Water Resources
Southern Region



Permit 72-7564 well at point of diversion. 8-14-03



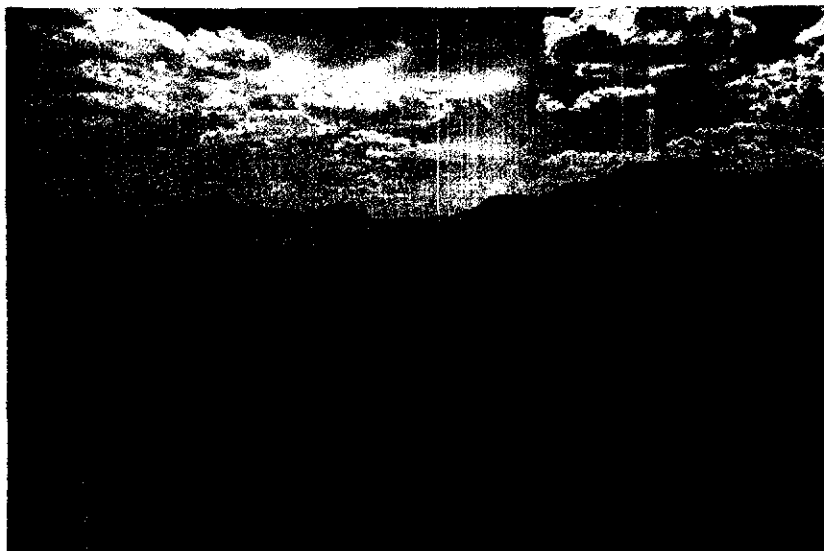
Permit 72-7564 POD. Baldor 5 HP motor 8-14-03



72-7564 POU looking west 08-14-03



72-7564 POU looking southwest 8-14-03



72-7564 POU looking south along mainline 8-14-03

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 92-07564 Reviewed by Jay Date 9-29-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? irr.
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

yes Surface water source
✓ Ground water source
yes NO Drilling permit required? less than 15 feet
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?
no Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	 - = + 	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X Proof Made 7-20-99



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

DIRK KEMPTHORNE
GOVERNOR

October 19, 1999

KARL J. DREHER
DIRECTOR

Russel L Verbeck
PO Box 532
Challis ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07564

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

NOV 12 1999



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 30, 1998

RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226-0532

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07564

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your right may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to

RECEIVED
FILMED

regulate your water use.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

APR 14 1999

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APR 14 1999

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of December, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 72-07564

RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226-0532


Kari Lynn Townsend
Secretary

APR 14 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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 a 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.

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APR 14 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a 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.

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindylon*No.: 72-07564 Name: Verbeck Date: 12/29/98 Ad OK? ☒ / Gvmt Lts: ☒AREA OF CONCERN: GW exempt No/Yes: S/C Mor / GWMA / Trust / Non-trust

PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year - 26A-P17

≤ 1 year/no proof - **P16**

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

DRILLING PERMIT:

All wells (✓ WDQ3)

In Basin 34?

Irr. within WD

- **046/P23**

- 085

- **P05** (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

FISH & GAME CONTACTED:

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

> 0.10 cfs

≤ 0.10 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

Weiser R (67)

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

- 086, 087

USE:

Domestic surface

>1 in rest. area

Fire Protection

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓ 3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

- 077

- 029(70's only)-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- 054(req)-081-P10

- 022, 075, 004 (+memo?), NA (not in restricted area)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

- R37 (BLM/USFS); NA

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Mitigation

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

- **P84** (in 20/30/40/50/60/70/80 (87) basin)

- 058 (<85° GW temp only)

- P52 (stream channel alteration)

- 120

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

- 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- 076- 12/1/2000

RECEIVED

DEC 21 1998

DEPARTMENT OF WATER RESOURCES

FORM NO.202A
REVISED 7/31/98

APPLICATION NO. 72-07564

STATE OF IDAHO
IDWR SOUTHERN REGION
APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY P. SKINNER DATE 10/27/98

REQUIRED INFORMATION (Ck if OK)

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.
- ☒ Address
- ☒ Source (see USGS quad for names of water sources)
- ☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.
- ☒ County
- ☒ Quantity (flow &/or volume)
- ☒ Period of use
- ☒ Nature of proposed use (include description of use)
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.
- ☒ Map
- ☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt?

+++PROPOSED PRIORITY DATE 10/16 1998

10/15/98

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back: NONE
- ☒ Overlapping point of diversion. NONE
- ☐ Yes ☒ No Is Source Surface Water?
- ☐ If Yes Send Copy to F&G.
- ☐ If Yes Field check/memo required.
- ☐ Field check/memo by _____
- ☒ Yes ☐ No Field report attached?
- ☐ Yes ☒ No Critical Ground water area?
- ☐ Yes ☒ No Groundwater management area?
- ☐ Yes ☒ No Measurement District or Groundwater District?
- ☐ What District? _____
- ☐ Yes ☒ No Send Dam safety information?
- ☐ Yes ☒ No Send power requirement letter?
- ☐ Yes ☒ No Send fish farm requirement letter?
- ☐ Yes ☒ No Power residency affidavit attached?
- ☐ Yes ☒ No Power efficiency form?
- ☐ Yes ☒ No Within trustwater boundary?(If yes, attach trustwater supplementary analysis sheet.
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft? (If yes, attach large diversion supplementary analysis sheet.
- ☐ Yes ☒ No Is Application made to record Pre Nov 1987 Development?
- ☐ If Yes then request clear evidence of when use started.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Date Requested _____

Date Sent Comments Received

SEND COPIES TO:

☐ Idaho Dept of Health & Welfare	_____	_____
☐ USDI BLM	_____	_____
☐ Idaho Dept of Fish & Game	_____	_____
☐ USFS	_____	_____
☐ Idaho Dept of Lands	_____	_____
☐ Water Dist. No. _____	_____	_____
☐ Adjudication Bureau Unit	_____	_____
_____	_____	_____
_____	_____	_____

PROCESSING ☒ Yes ☐ No In form for Advertising?
☐ Yes ☒ No Statewide Advertising?
☒ Yes ☐ No Fee amount, receipt date & No. recorded?

☐ Yes ☐ No Has all requested additional information been received?
If not, describe action taken: _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received?
☒ Yes ☐ No Application published correctly? If not, record action taken.

☐ Yes ☐ No Publication dates and paper recorded?

Final date for protest: _____

☐ Yes ☒ No Protests received?

☐ Yes ☒ No Protested?

Describe Resolution: _____

☐ Yes ☒ No Measuring device required?

☐ Yes ☒ No Access port required?

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist? _____

☐ Yes ☐ No Special conditions codes: _____

☒ Yes ☐ No Is Evaluation Memo Attached?

If yes; date of Memo

12/16/98

Date of priority recommended: _____

10/15/98

COMMENTS:

RECOMMEND

☒ Approval

☐ Denial

By

AO~

Date

12/15/98

FROM: Allen Merritt *AM*

DATE: December 16, 1998

RECEIVED

TO: Application No. 72-07564

In the Name of: Russel Verbeck

DEC 21 1998

SUBJECT: Review and Recommendation

Department of Water Resources

This application proposes the development of an existing dug shallow none jurisdictional well for irrigation of 10 acres. It is in an area where there is not a moratorium on groundwater development.

I recommend that the application be approved subject to the following conditions:

- If the existing dug well is ever deepened to a depth greater than 18'; the well must comply with 42-235, Idaho code and appropriate well construction standards.
- The priority should be set to 10/15/98. (Based on the day Corey received the corrected application.)

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APR 14 1999

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NOV 25 1998

Department of Water Resources
Southern Region

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

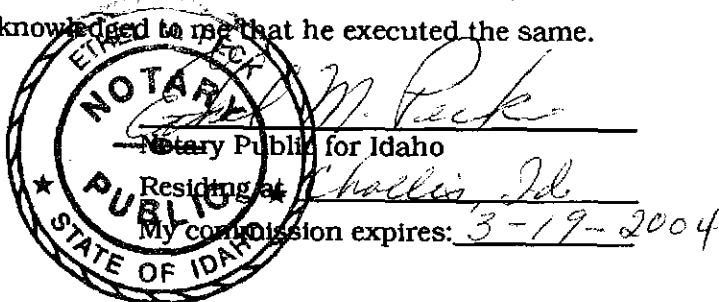
I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated Nov 19 1998 and ending with
the issue dated Nov 26 1998.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 24th day of Nov. in the
year of 1998 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledge to me that he executed the same.



NOTICE OF APPLICATION FOR WATER PERMIT

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

RUSSEL L VERBECK

PO BOX 532

CHALLIS ID 83226

Application for Permit No. 72-07564

Source: groundwater

Diversion Pt(s): Existing well within
SW1/4SW1/4 or Lot 10 (SE1/4SW1/4),
S02, T14N, R19E; Custer County
(Exact location of well is unknown).

Use: 4/15-10/15 irrigation (0.20 cfs)

In: Ten (10) acres within SW1/4SW1/4,
S02, T14N, R19E; Custer County.

Date Filed: 10/16/1998

Any protest against the proposed
application(s) must be filed with the
Department of Water Resources,
Southern Region, 1341 Fillmore St.,
Suite 200; Twin Falls, ID 83301
together with a protest fee of \$25.00 on
or before December 4, 1998 to be
considered by the Department in its
decision to grant or deny any part of
the proposed application(s). The
protestant must also send a copy of the
protest to the applicant.

Karl J. Dreher, Director

Pub: Nov. 19 & 26, 1998.

OK
MB
11/25/98

MICROFILMED

APR 14 1999

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water Resources
 1341 Fillmore St., Suite 200
 Twin Falls, Id. 83301-3380

Job No.	Date	DESCRIPTION	Amount
	11-26-98	Notice of Application for Water Permit 11/19+26/98 31 lines Permit No. 72-07564	\$ 39.22 OK mb 11/25/98
RECEIVED NOV 25 1998 Department of Water Resources Southern Region			

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

MICROFILMED

APR 14 1999

NOTICE OF APPLICATION FOR
WATER PERMIT

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

RUSSEL L VERBECK

PO BOX 532

CHALLIS ID 83226

Application for Permit No. 72-07564

Source: groundwater

Diversion Pt(s): Existing well within
SW1/4SW1/4 or Lot 10 (SE1/4SW1/4),
S02, T14N, R19E; Custer County
(Exact location of well is unknown).

Use: 4/15-10/15 irrigation (0.20 cfs)

In: Ten (10) acres within SW1/4SW1/4,
S02, T14N, R19E; Custer County.

Date Filed: 10/16/1998

Any protest against the proposed
application(s) must be filed with the
Department of Water Resources,
Southern Region, 1341 Fillmore St.,
Suite 200; Twin Falls, ID 83301
together with a protest fee of \$25.00 on
or before December 4, 1998 to be
considered by the Department in its
decision to grant or deny any part of
the proposed application(s). The
protestant must also send a copy of the
protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on
11/19 & 11/23/98.

✓ ✓
MICROFILMED

APR 14 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

November 12, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

CUSTER PUBLISHING CO
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

MICROFILMED

APR 14 1999

NOTICE OF APPLICATION FOR WATER PERMIT

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

RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226

Application for Permit No. 72-07564

Source: groundwater

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Use: irrigation (0.20 cfs) 4/15-10/15

In: Ten (10) acres within SW1/4SW1/4, S02, T14N, R19E; Custer County.

Date Filed: 10/16/1998

Any protest against the proposed application(s) must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before December 4, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed application(s). The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Challis Messenger on 11/19 & 11/23/98.

MICROFILMED

APR 14 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

November 12, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RUSSEL L VERBECK
PO BOX 532
CHALLIS ID 83226

Re: Application for Permit No. 72-07564

Dear Mr. Verbeck:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in The Challis Messenger for 11/19 & 11/23/98. A period of ten days following the second publication will be allowed for the submittal of protests.

If an 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 an 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. If 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 yours,

Corey Skinner, E.I.T.
Safety of Dams Engineer

cs:mb

MI000-44-1-1

APR 14 1999

MEMORANDUM

TO: Russel Verbeck Application for Permit File

FROM: Corey Skinner *CS*

DATE: October 27, 1998

SUBJECT: Staff Review

The enclosed application for permit, filed in the name of Russel Verbeck, seeks to develop a groundwater source for the irrigation of about 10 acres just north of Challis. The application was originally submitted on October 9th, 1998. Upon an initial review, it was noted that the map provided by the applicant did not match the application. It appeared that the legal descriptions on the application may have been incorrect. I mailed the application, filing fee, and letter (copy enclosed) back to Mr. Verbeck.

On October 13th, I received a call from Mr. Verbeck in response to my letter. Since I was going to Challis on the 15th, I arranged to meet with Mr. Verbeck so we could go over the application and his proposal in person. On October 15th, I met with Mr. Verbeck to go over his proposal and his application. We also visited the site of the proposed development since there was some question regarding the exact location, and actual depth, of the existing "well" that is to serve as the point of diversion. After examining the site, and going over the application, some corrections were made to the initial application and an additional map was included. I brought the application, and fee, back to Twin Falls with me later that night. I receipted the application the next day, 10/16/98^{CS}. Since the 16th^{CS} was the day that the complete and correct application was actually receipted (a day after the applicant actually corrected the application), I recommend a priority date of 10/16/1998 be assigned to the application.

CS
The enclosed application should be pretty straight forward, but a couple of items probably need further clarification. The proposed point of diversion is an existing "well" that Mr. Verbeck recently dug with a backhoe. Mr. Verbeck said that he dug a hole and installed casing in the hole and backfilled the hole with rocks and soil. Mr. Verbeck thought that the "well" was around 18 feet deep, which was indicated on the initial application. Since a drilling permit may have been required, and Mr. Verbeck had not obtained a drilling permit, Mr. Verbeck and I measured the "well". We discovered that the "well" was 9'2" deep from the top of the casing. The top of the casing was about 1'4" to 1'8" above the ground (depending on where you measured). Therefore, the actual "well" depth is less than eight feet from the ground surface. This is the number that is reflected on the enclosed application.

ENCLOSURE

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72-0 7564

The exact location of the "well" is not known for certain. Mr. Verbeck dug the "well" right on a fenceline, which I believe is the boundary between the SWSW $\frac{1}{4}$ and the SESW $\frac{1}{4}$ of the section. This was done so he could run his proposed irrigation system pipeline as close to his property boundary as possible. I was unable to determine which particular $\frac{1}{4}$ - $\frac{1}{4}$ section the "well" was actually located in. For this reason, both $\frac{1}{4}$ - $\frac{1}{4}$ sections were listed on the application. It should be emphasized that only one point of diversion will be utilized, and it appears that it is located right on the $\frac{1}{4}$ - $\frac{1}{4}$ line.



TOP: View of the "well" (indicated by arrow) that will serve as the point of diversion for the enclosed application. This view is looking towards the south. The fenceline that appears to be the boundary between the SWSW $\frac{1}{4}$ and the SESW $\frac{1}{4}$ of the section is a couple of feet to the right (west) of the powerline in the background. It appears that the "well" was dug right on this line. The water visible in the foreground is an unnamed stream (I believe to be locally known as Philips Slough) that dumps into Challis Creek, and then into the Salmon River.



BOTTOM: Close up view of the "well" that will serve as the point of diversion. The casing is $\frac{1}{8}$ " steel.

PHOTOS TAKEN
10/25/98
APR 14 1999
SKINNER



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 9, 1998

Russel L. Verbeck
Box 532
Challis, ID 83226

Dear Mr. Verbeck:

Our office recently received an Application for Permit and a \$50.00 filing fee for a proposed groundwater development in the Challis area. In order to process your application a map must be included with the application. The map must clearly indicate the location of the point of diversion (well) and the location of the lands to be irrigated or the place where the water will be used. The map must also show townships, ranges, and sections. The map that you enclosed with your application does not indicate the township, range, or section of the area indicated on the map. In addition, the place of use or land to be irrigated is not indicated on the map. For these reasons, I am returning your application along with the \$50.00 filing fee (check #1053). Upon resubmittal of the application, along with the fee, and a corrected map, the Department will begin processing the application.

I examined your application, and map, and I am assuming the area where you are proposing a water development is near the confluence of Challis Creek and the Salmon River (somewhere within Section 2, Township 14 North, Range 19 East). I have enclosed a copy of a map of this area for your reference and possible use. Examination of your application reveals that you are proposing diverting groundwater from a well located in the NWSW $\frac{1}{4}$ of Section 2, Township 14 North, Range 19 East (Item #3 on your application). Note that on the enclosed map that the Salmon River flows through the NWSW $\frac{1}{4}$ of Section 2. Your application states that you plan on irrigating 10 acres in the NENE $\frac{1}{4}$ of Section 02, Township 14 North, Range 19 East (item # 9 on your application). The NENE $\frac{1}{4}$ of Section 02 is located in the foothills leading to the Pahsimeroi Mountains on the east side of the Salmon River. Note that the NENE $\frac{1}{4}$ of Section 02 is at least over a quarter of a mile away from your proposed well location, and the lands to be irrigated are 280 feet to 480 feet higher in elevation than your well location.

If you have any questions, or need any further assistance, feel free to contact me at your convenience.

Sincerely,

Corey Skinner, EIT
Dam Safety Section

Enclosures

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APR 14 1999

72-07564

TIYN, R19E Section 2

10/27/98 OVERLAP ANALYSIS

BY C. SKINNER

SWSW

AJQ4

72-16010N
(BLM STOCK)

WRQ4

no records
found

S1/2
SW

AJQ5

ALL SURFACE
WATER
(SALMON RIVER)

WRQ5

72-04142 (WARM SPRING)

↑
WRONG
LEGAL?

MORRIS

APR 14 1999

72-07564