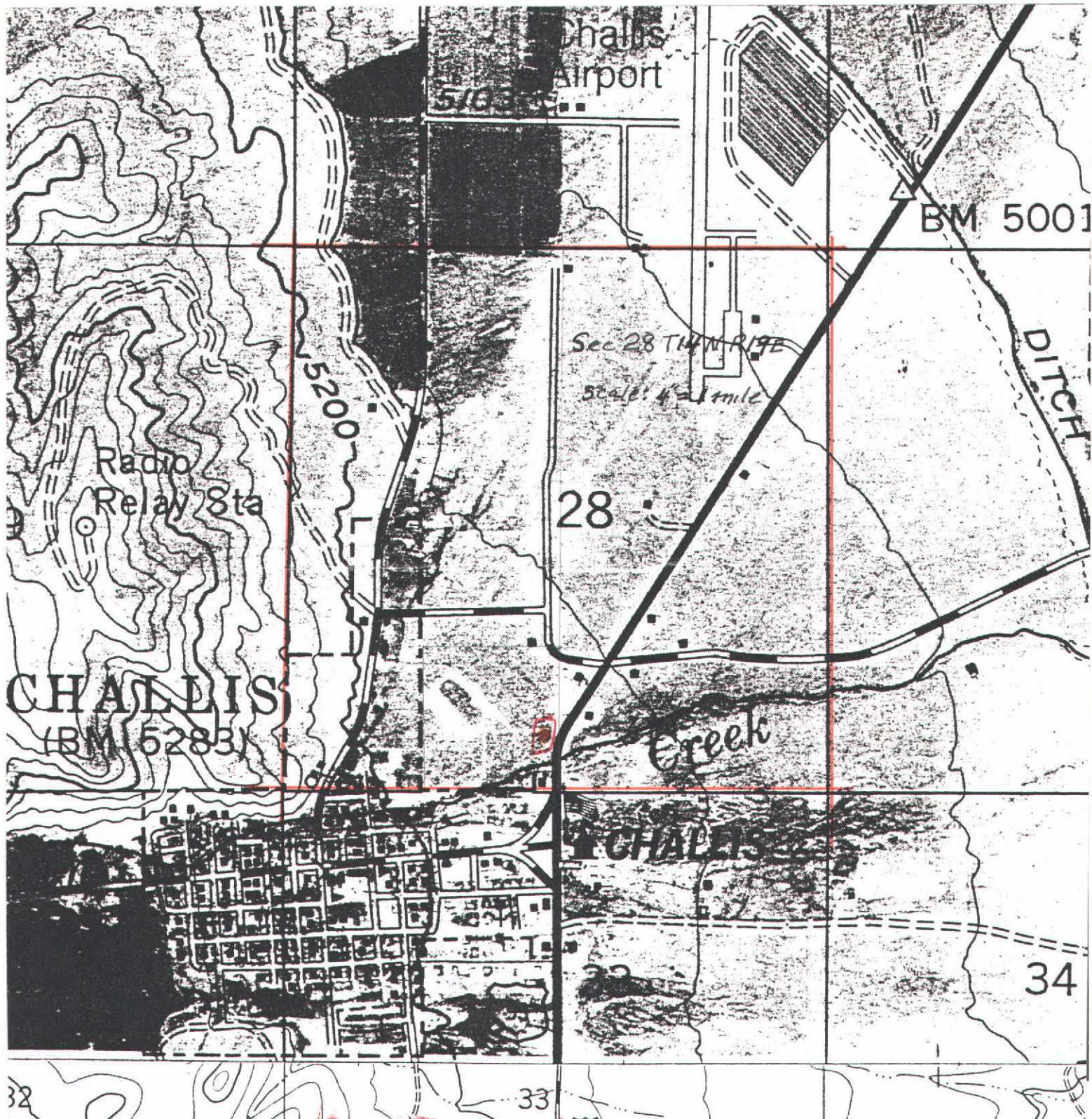


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

AUG 21 1987

Wayne L. Bolt
(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Margaret Parks

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for ... 2

consecutive weeks, commencing with
the issue dated June 18

19. 87 and ending with the issued
dated June 25, 19 87

Margaret Parks

Subscribed and sworn to before
me this 26th day of June

19. 87
Ethel M. Beck

Notary Public, residing at Challis,
Idaho. My commission expires on

3-21-92

NOTICE OF APPLICATION FOR WATER PERMIT

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

72-7397

GATEWAY AUTO PARTS

c/o Wayne F. Butts; P.O. Box 624,
Challis, ID 83226

SOURCE: Groundwater

Diversion Pt.: SESW, Sec. 28,
T14N, R19E, Custer County; NE
corner of Challis, north of Challis
Creek

Use: Commercial (0.04 CFS)

Date Filed: 5/29/87

In: SESW, Sec. 28, T14N, R19E

The permit (s) will be subject to
all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources,
Southern Region, 2148 Fourth
Avenue East, Twin Falls, Idaho
83301 on or before July 6, 1987.

KEN DUNN, Director

Published: June 18 & 25, 1987.

RECEIVED

JUN 29 1987

Department of Water Resources
Southern Region Office

OK
MB

7/1/87

MICROFILMED

AUG 21 1987

72-7379



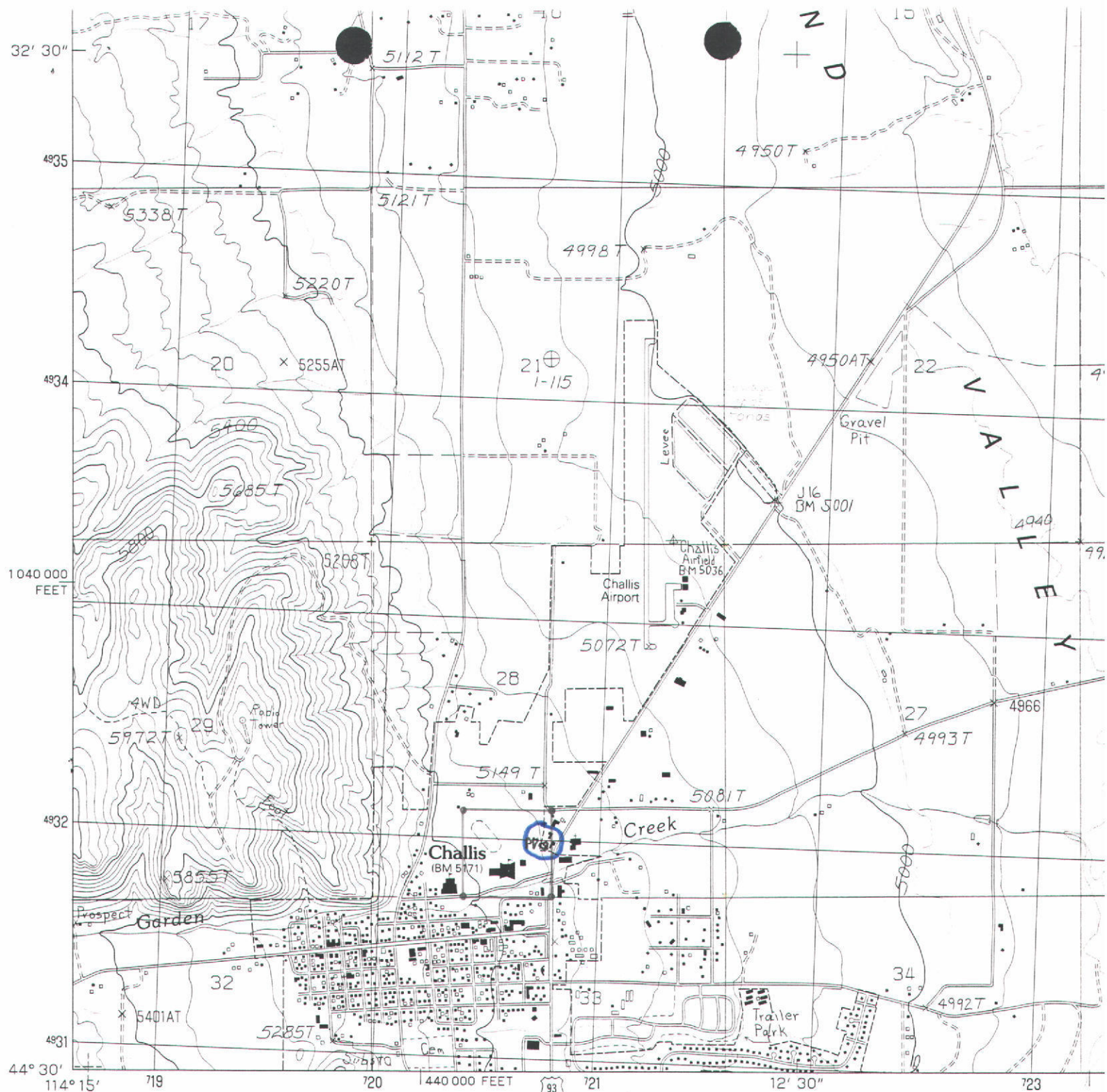
Well & Auto Parts Store



Service Station

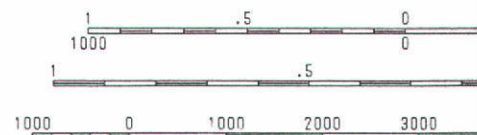
UNPROCESSED

FEB 05 1993



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1984
 FIELD CHECKED 1986 MAP EDITED 1989
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 11
 10,000-FOOT STATE GRID TICKS IDAHO, CENTRAL ZONE
 UTM GRID DECLINATION 1°58' EAST
 1989 MAGNETIC NORTH DECLINATION 16°30' EAST
 VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
 To place on the predicted North American Datum of 1983,
 move the projection lines as shown by dashed corner ticks
 (13 meters north and 72 meters east)
 There may be private inholdings within the boundaries of any
 Federal and State Reservations shown on this map
 Where omitted, land lines have not been established

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Informa-
 tion shown as of date of
 photography. 1



CONTOL
 SUPPLEMENTAR'
 To convert
 To convert

THIS MAP COMPLIES WITH
 FOR SALE BY U.S. GEOLOG
 OR RE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>WAYNE BUTTS</u> Address <u>Box 624</u> <u>Challis, ID 83226</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>60</u> feet below land surface. Flowing: ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>48</u> °F. Quality <u>GOOD</u> Describe artesian or temperature zones below.																																																																																			
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____																																																																																			
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		<table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>8</u></td><td><u>153</u></td><td><u>4</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>8</u>	<u>153</u>	<u>4</u>																																																																												
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td><u>6</u></td><td><u>0</u></td><td><u>1</u></td><td><u>TOP SOIL</u></td><td>☒</td><td>☐</td></tr><tr><td></td><td><u>1</u></td><td><u>35</u></td><td><u>BIG HARD BOULDERS</u></td><td>☐</td><td>☒</td></tr><tr><td></td><td><u>35</u></td><td><u>41</u></td><td><u>GRAVEL</u></td><td>☒</td><td>☐</td></tr><tr><td></td><td><u>41</u></td><td><u>56</u></td><td><u>RED HARD BOULDERS</u></td><td>☐</td><td>☒</td></tr><tr><td></td><td><u>56</u></td><td><u>60</u></td><td><u>CONCRETE AGGREGATE</u></td><td>☒</td><td>☐</td></tr><tr><td></td><td><u>60</u></td><td><u>66</u></td><td><u>GRAVEL</u></td><td>☒</td><td>☐</td></tr><tr><td></td><td><u>66</u></td><td><u>87</u></td><td><u>GRAVELLY CLAY</u></td><td>☐</td><td>☒</td></tr><tr><td></td><td><u>87</u></td><td><u>129</u></td><td><u>BOULDERY CLAY</u></td><td>☐</td><td>☒</td></tr><tr><td></td><td><u>129</u></td><td><u>132</u></td><td><u>BROWN CLAY</u></td><td>☐</td><td>☒</td></tr><tr><td></td><td><u>132</u></td><td><u>142</u></td><td><u>CLAY GRAVEL</u></td><td>☐</td><td>☒</td></tr><tr><td></td><td><u>142</u></td><td><u>145</u></td><td><u>GRAVEL</u></td><td>☒</td><td>☐</td></tr><tr><td></td><td><u>145</u></td><td><u>164</u></td><td><u>GRAVELLY CLAY</u></td><td>☐</td><td>☒</td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	<u>6</u>	<u>0</u>	<u>1</u>	<u>TOP SOIL</u>	☒	☐		<u>1</u>	<u>35</u>	<u>BIG HARD BOULDERS</u>	☐	☒		<u>35</u>	<u>41</u>	<u>GRAVEL</u>	☒	☐		<u>41</u>	<u>56</u>	<u>RED HARD BOULDERS</u>	☐	☒		<u>56</u>	<u>60</u>	<u>CONCRETE AGGREGATE</u>	☒	☐		<u>60</u>	<u>66</u>	<u>GRAVEL</u>	☒	☐		<u>66</u>	<u>87</u>	<u>GRAVELLY CLAY</u>	☐	☒		<u>87</u>	<u>129</u>	<u>BOULDERY CLAY</u>	☐	☒		<u>129</u>	<u>132</u>	<u>BROWN CLAY</u>	☐	☒		<u>132</u>	<u>142</u>	<u>CLAY GRAVEL</u>	☐	☒		<u>142</u>	<u>145</u>	<u>GRAVEL</u>	☒	☐		<u>145</u>	<u>164</u>	<u>GRAVELLY CLAY</u>	☐	☒
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5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ feet To _____ feet <u>100</u> perforations <u>57</u> feet <u>64</u> feet <u>100</u> perforations <u>131</u> feet <u>142</u> feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>20</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ Sealing procedure used: ☒ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port: <u>SANITARY WELL SEAL</u>		RECEIVED MAY 07 1987 Department of Water Resources RECEIVED MAY 11 1987 Department of Water Resources Southern Region Office																																																																																			
6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td></td><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td></td><td></td><td></td></tr><tr><td>W</td><td></td><td></td><td></td><td></td><td>E</td></tr><tr><td></td><td></td><td></td><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td></td><td></td><td></td></tr><tr><td>S</td><td></td><td></td><td></td><td></td><td></td></tr></table> County <u>CUSTER</u> <u>SE 1/4 SW 1/4 Sec. 28, T. 14 N., R. 19 E.</u> Subdivision Name _____ Lot No. _____ Block No. _____		N												W					E													S						10. Work started <u>4/6/87</u> finished <u>4/17/87</u>																																															
N																																																																																					
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11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>HARBER DRILLING</u> Firm No. <u>450</u> Address <u>1305 Hwy 23 North</u> Date <u>4/27/87</u> Signed by (Firm Official) <u>Alan Harber</u> and _____ (Operator)		MICROFILMED 13 1988																																																																																			

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07397

Priority: June 30, 1987

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.2 AF

This is to certify, that WAYNE F BUTTS
DBA GATEWAY AUTO PARTS
PO BOX 624
CHALLIS ID 832260000

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 29, 1987; and
has submitted Proof of Beneficial Use on October 3, 1988. An examination indicates
that the works have a diversion capacity of .020 cfs of water from a **GROUNDWATER**
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 28, Township 14N, Range 19E
CUSTER County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

17 NESE
14N 19E 28 SESW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for restrooms and other service station related uses.

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FEB 05 1993

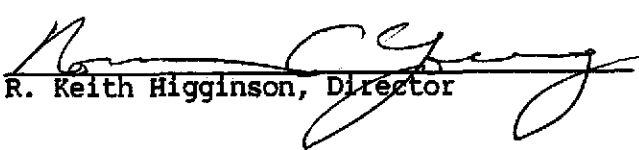
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07397

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 30th
day of DECEMBER, 1992.

Acting for


R. Keith Higginson, Director

RECEIVED

FEB 05 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 72-7397 IN THE)
NAME OF WAYNE F. BUTTS (GATEWAY AUTO PARTS)) ORDER OF REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1988; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 3, 1988;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 72-7397 be REINSTATED and the priority advanced to June 30, 1987.

Dated this 7th day of November, 1988.

MICROFILMED

DEC 13 1988

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant WAYNE F. BUTTS (GATEWAY AUTO PARTS) Phone 208-879-2338

Post office address P.O. Box 624 Challis, ID 83226

2. Source of water supply ground water which is a tributary of N/A

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of $\frac{1}{4}$, Govt. Lot

Sec. 28 Township 14N Range 19E B.M. CUSTER County; additional

points of diversion if any:

4. Water will be used for the following purposes:

Amount .04 for Commercial drinking, toilets 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)

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

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & 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.

c. Proposed well diameter is 6 inches; proposed depth of well is 100 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

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

RECORDED

AUG 21 1987

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. COMMERCIAL: drinking fountain, toilets, and wash basins,
for customers and employees/

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
14N	19E*	28												C					

* kw 7/30/87

Total number of acres to be irrigated _____

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? " "

b. Who owns the land to be irrigated or place of use? WAYNE F. BUTTS

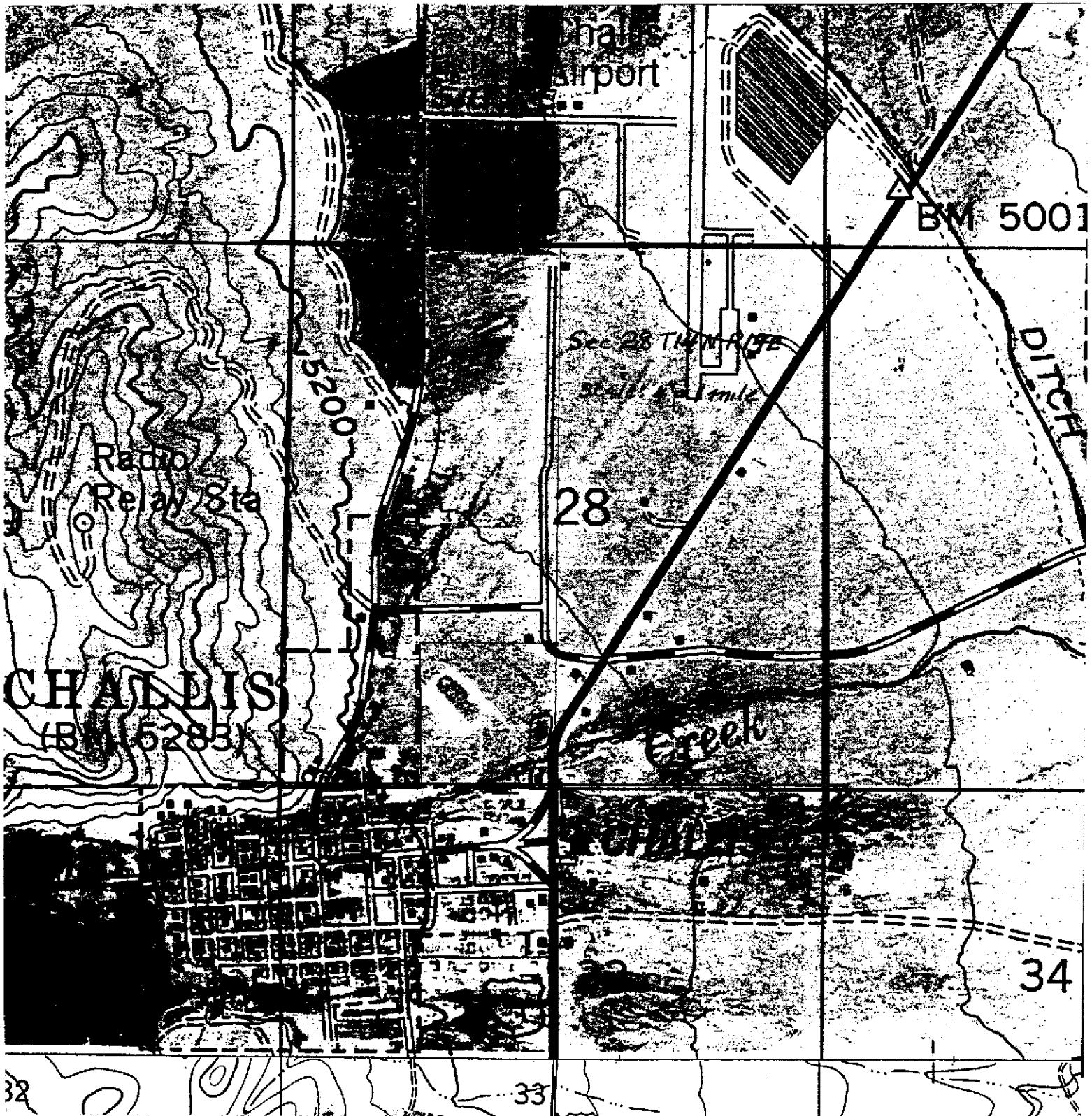
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECORDED

AUG 21 1987

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

FILED
AUG 21 1987

Wagner L. Bell
(Applicant)

5/29/87
Proposed Priority
Received by M. Baldwin Date 5/29/87 Time 4 pm Preliminary check by JS
Fee \$ 30⁰⁰ Receipted by M. Baldwin # 45015 Date 6/4/87
Publication prepared by M. Baldwin Date 6/4/87 Published in Challis Messenger
Publication approved M. Baldwin Date 7/1/87

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 72-7397, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 88.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land,
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other: If construction of the well under this permit was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this permit is prohibited unless a drilling permit is obtained from the Department.

Witness my hand this 5th day of August, 1987.

Acting Gary Spackman
Chief, Operations Bureau

MICROFILMED

AUG 21 1987

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

1. Margaret Parks

Publisher of the Challis Messenger,
a weekly newspaper, published at
Challis, Idaho, do solemnly swear
that the notice hereto attached and
made a part hereof, was published
in the regular and entire issue of
the Challis Messenger for 2

consecutive weeks, commencing with
the issue dated June 18

1987 and ending with the issued
dated June 25 1987

Margaret Parks

Subscribed and sworn to before
me this 26th day of June
1987

Ethel M. Beck

Notary Public, residing at Challis,
Idaho. My commission expires on

3-21-92

RECEIVED

JUN 29 1987

Department of Water Resources
Southern Region Office

OK
MB

7/1/87

MICROFILMED

AUG 21 1987



STATEMENT

Custer Publishing, Inc.

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water Resources
Swin Falls

Job No.	Date	DESCRIPTION	Amount
	6/24/87	Notice of Application for Water Permit sub. June 18+25, 1987 <u>72-7397</u> Gateway Auto Parts 25 lines at RECEIVED JUN 30 1987	20.13 OK MB 7/1/87

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

AUG 21 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 31, 1992

WAYNE F BUTTS
DBA GATEWAY AUTO PARTS
PO BOX 624
CHALLIS ID 832260000

RE: WATER RIGHT NO. 72-07397

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED

FEB 05 1993

WR0749NP
No. L72-07397

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 12/16/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE F BUTTS DBA GATEWAY AUTO PARTS PO BOX 624 CHALLIS ID 832260000 (208) 879-2338	06/30/1987	COMMERCIAL	01-01 12-31	0.02 CFS	1.2 AFA
TOTAL DIVERSION:					0.02 CFS	1.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T14N R19E S28 SE SW

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE			
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
14N	19E	28	:																

Pou County: CUSTER

Remarks: Commercial use is for restrooms and other service station related uses.

Dates:	App. Received:	05/29/1987	Priority Date:	06/30/1987	(Priority Date Advanced.)
	Proof Due Date:	09/01/1988	Proof Made Date:	10/03/1988	(Proof Received Late.)
	Exam Made Date:	08/16/1990	Exam Sent to S.O.:	02/11/1992	
	Licensed Date:				

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 12/16/92 SKAGGS

No Amendment Required - Reduced -
08 12-16-92



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 24, 1992

WAYNE F BUTTS
DBA GATEWAY AUTO PARTS
PO BOX 624
CHALLIS ID 832260000

RE: WATER RIGHT NO. 72-07397

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment. If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED

FEB 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 22, 1992

WAYNE F BUTTS
DBA GATEWAY AUTO PARTS
PO BOX 624
CHALLIS ID 83226-0624

RE: WATER RIGHT NO. 72-07397

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

Enclosed is an 'Assignment of Permit' form. The field examination of the water right identified Tom Butts as present property owner. A permit is personal property and must be assigned to a new right holder. The new owner then becomes responsible for any further actions regarding the right. Please return the assignment or the signed amendment and fee within the 15-day period.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MAILED
FEB 05 1993

LICENSE REVIEW CHECKLIST

Permit # 72-7397

Date 10-19-92
28

	Yes	No	
NAME	☐	☒	Address Change? <u>No Assignment</u>
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? <u>DONE</u>
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☒	☐	Disagree with Actual Measurement? <u>.02 cfs (COM)</u>
	☒	☐	Disagree with Theoretical? <u>1 x 8.8 x .7 = .037</u>
	☐	☒	Limited by Capacity? <u>.02 cfs 70' + (2.31 x 40) (per FE)</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☒	☐	Disagree with Examiner's Calculations? <u>1.2 afa (COM)</u>
	☐	☒	Limited by Flow? _____
SOURCE	☐	☒	Changes? Clarification of <u>Originally Intended</u> source _____
	☐	☒	Notice of Intent to Void. _____
P/D	☐	☒	Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U	☒	☐	Verify with Map _____
	☐	☒	Amendment Needed? <u>ADD SWSE, GAS</u>
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irr. Uses <u>COMM/RESTROOMS + OTHER SERVICE</u> Station related uses
	☐	☒	Special Overlap Condition _____
	☐	☒	Other _____
CONDITIONS	☐	☒	Measuring Device _____ DATES/MISC _____
	☐	☒	W/Master Control _____ ☒ Water Dist. _____
	☐	☒	Overlap _____ ☒ App Rec'd _____
	☐	☒	Water Quality _____ ☒ Exam Made _____

COMMENTS/MEMOS NEEDED: Reduced Rate Amend P/u
60' static level / used 70' minimum dynamic estimate
40 psi low end (DOM) Supports stated rate

License ☐ 10-Day ☐ 15-Day ☒ Special Correspondence _____

New Property Owner / Include Assignment

WR0749NP
No. L72-07397

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/19/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE F BUTTS DBA GATEWAY AUTO PARTS PO BOX 624 CHALLIS ID 832260000 (208) 879-2259	06/30/1987	COMMERCIAL	01-01 12-31	0.02 CFS	1.2 AFA
TOTAL DIVERSION:					0.02 CFS	1.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T14N R19E S28 SE SW

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE								
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
14N	19E	28	:					:					:					:					:	

Pou County: CUSTER

Other Water Rights Listing Overlapping Place(s) of use:
72-00051H

Remarks: Commercial use is for restrooms and other service station related uses.

Dates: App. Received: 05/29/1987 Priority Date: 06/30/1987 (Priority Date Advanced.)
Proof Due Date: 09/01/1988 Proof Made Date: 10/03/1988 (Proof Received Late.)
Exam Made Date: 08/16/1990 Exam Sent to S.O.: 02/11/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 10/19/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 13 1992

Department of Water Resources

A. GENERAL INFORMATION

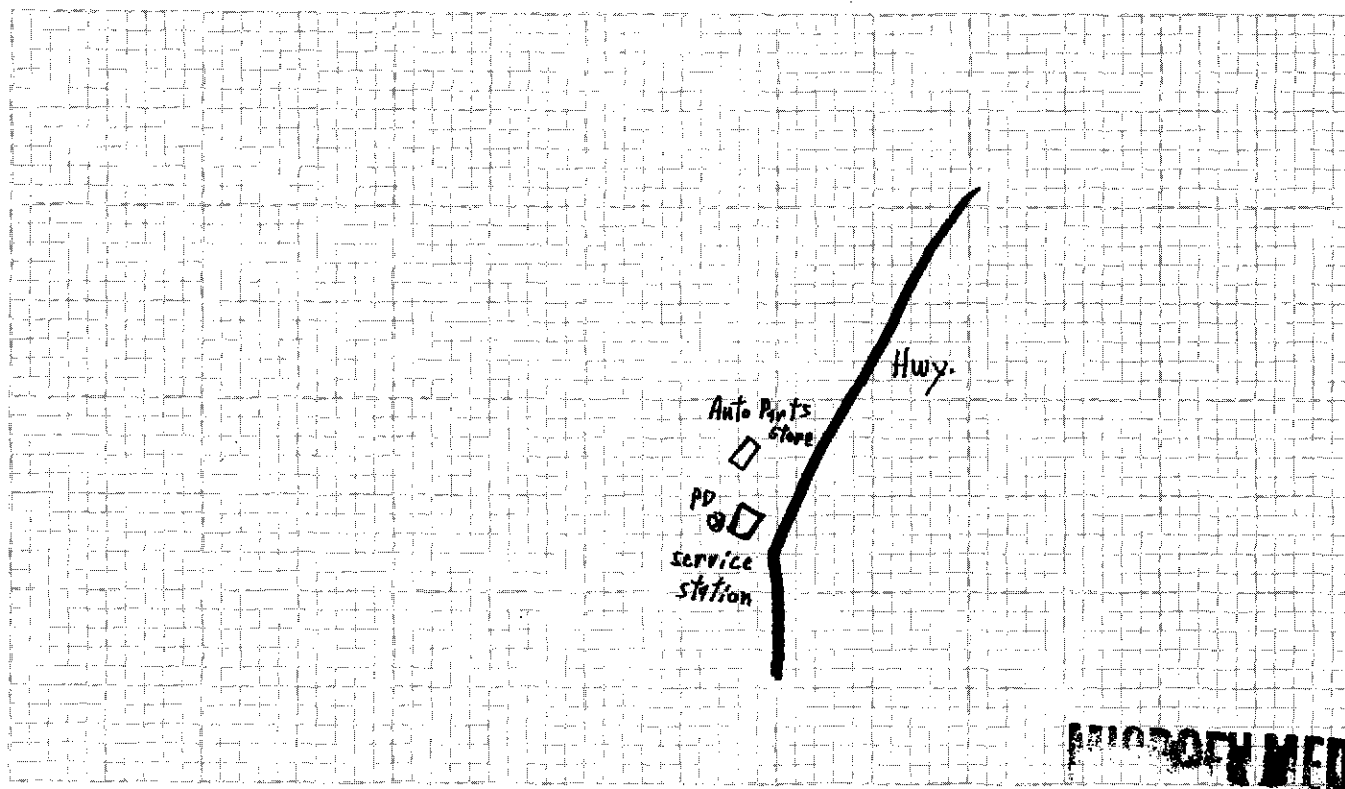
1. Owner: Tom Butts Permit No. 72-7377 7397
Current Address: P.O. Box 6, Challis, ID 83226 Phone No. 877-2237
2. Accompanied by: Tom Butts EXAM. DATE: 8-16-90
Address: _____ Phone No. _____
Relationship to Permit Holder: new property owner
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

FEB 05 1993

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Well, submersible pump & motor, lines to 2 buildings.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1			

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	SW	28	14N	19E	Custer	

6. Place(s) of Use:

Indicate Method of Determination _____

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	19E	28											D				D		

MICROFILMED

FEB 05 1993

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Pumps about .02 cfs according to Mr. Butts.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Domestic - 3 restrooms x 400 gpd/room = 1200 gpd 1.5 AFA
allow 1.2 AFA

FEB 05 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Serves Gateway Service Center & Gateway Auto Parts with restrooms & other service-station-related uses.

Tom Butts recently purchased this property. Assignment of Permit form was sent to him. Use falls within new domestic definition.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>1-1</u>	<u>12-31</u>	<u>0.02</u>	<u>1.2</u>
Totals:			<u>0.02</u>	<u>1.2</u>

2. Recommended Amendments

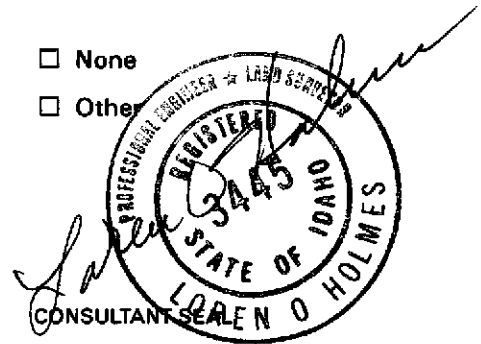
- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☒ Add P.U. as reflected above

- ☐ None
☐ Other

J. AUTHENTICATION

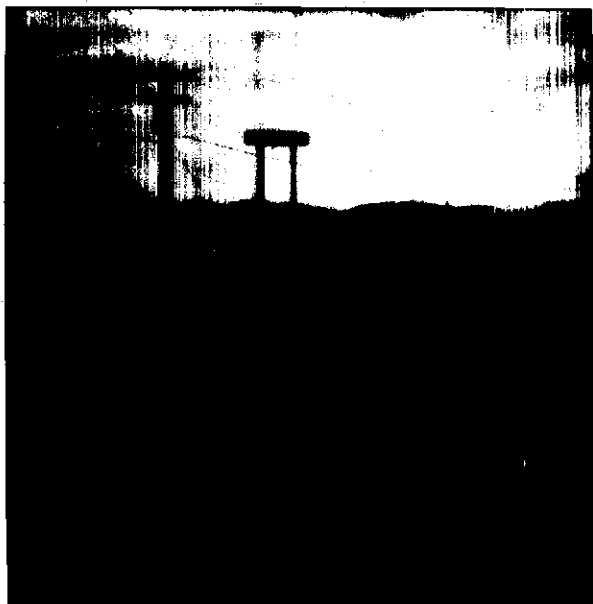
Field Examiner's Name J. E. Stanton
Signature J. E. Stanton
Certification Date 4/10/91
Field Report Preparation Date 9-6-90



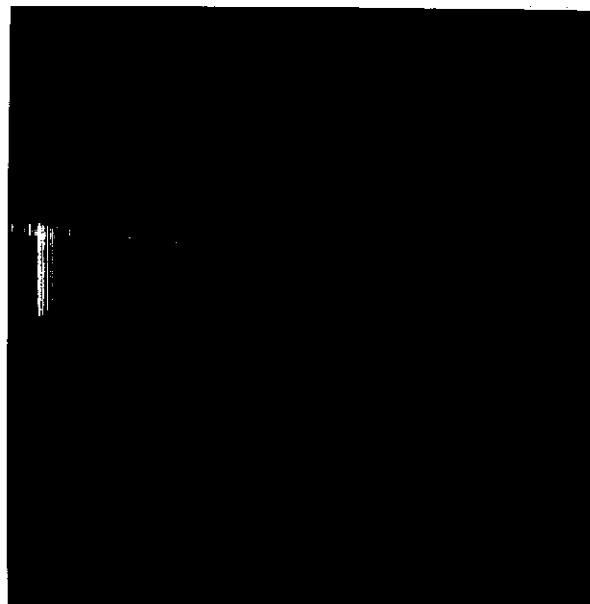
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECEIVED
FEB 05 1993

72-7379



Well & Auto Parts Store



Service Station

UNPROCESSED

FEB 05 1993

November 23, 1988

Wayne F. Butts
Gateway Service Center
P. O. Box 624
Challis, ID 83226

RE: Permit No. 72-7397

Dear Mr. Butts:

Returned is your check no. 2270 (92-1/1241) in the amount of \$15 received in this office on October 3, 1988. For the diversion and beneficial use of 0.04 cfs of water, no licensing exam fee is required.

Also enclosed is an order of reinstatement since the proof was received after the date for lapsing. The proof of beneficial use form has been reviewed and will be forwarded to the regional office to be scheduled for a field inspection.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

c: S. Region

**RECEIVED
FILMED**

DEC 13 1988

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 72-7397

Date: 10/4/88

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change _____ If yes, prepare a data entry
☒ Proof received timely
☒ Reinstated

Source of Water:

☐ Surface water
☒ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

☒ Is a measuring device or access port required?
☒ Has one been installed?
☐ Waiver or modification of measuring device requested

Remarks:

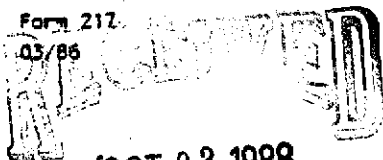
*Proof acceptable
Reinstate*

☒ Priority Calculation:

Date proof received	<u>Oct. 3, '88</u>	<u>276</u>
Date proof due	<u>Sept. 1, '88</u>	<u>-244</u>
No. of days late		<u>= 32</u>
Priority date	<u>May 29, '87</u>	<u>+149</u>
NEW PRIORITY DATE	<u>June 30, '87</u>	<u>=181</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Form 217
03/86



OCT 03 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by JS
Sent to region _____

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 72-7397

Name(s) of Permit Holder: Wayne E. Butts

Post Office Address: P.O. Box 624 Challis, ID. 83226

Telephone No. 208-879-2338

Source of Water: ground water

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark Commercial Use

Total rate and/or volume for which proof is submitted 0.04, 0.02 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 9-20-88

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Fee enclosed \$ N/A
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Wayne E. Butts 208-879-2338
(Name) (Telephone Number)

Hwy 93 N. Challis, ID. 83226
(Address)

The above information 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.

MICROFILMED

DEC 13 1988

9-28-88

Date

Wayne E. Butts
Signature of Permit Holder (and title, if appropriate)

To: File 72 - 73 97

From: Groundwater Protection

Date: 11/4/88

28
14W
19E

Drilling Permit: ☒ Not Applicable
☐ Found and in file
☒ Not Found

Well Drillers Report:

☐ Not found, due to reported age of well
probably not available
☒ Found and is in file
☐ Not found

Follow-up

☐ Request from permit holder the well
drillers report and/or the name of the
well driller, *and date drilled.*
☐ Ask permit holder when well was drilled
and notify holder of drilling permit
requirement if after July 01, 1987.

OK
well drilled 4/87
gm

MICROFILMED

DEC 13 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>WAYNE BUTTS</u> Address <u>624 CHARTER, T.D. 83226</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>60</u> feet below land surface. Flowing: ☐ Yes ☒ No G.P.M. flow _____ Artesian closed in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>48</u> °F. Quality <u>GOOD</u> Describe Artesian or temperature zones below																																																									
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>8</u></td><td><u>153</u></td><td><u>4</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>8</u>	<u>153</u>	<u>4</u>																																																		
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore</th><th>Depth</th><th>Material</th><th>Water</th></tr><tr><th>Diam.</th><th>From</th><th>To</th><th>Yield</th></tr></thead><tbody><tr><td><u>6</u></td><td><u>0</u></td><td><u>1</u></td><td><u>10</u></td></tr><tr><td></td><td><u>1</u></td><td><u>55</u></td><td><u>10</u></td></tr><tr><td></td><td><u>55</u></td><td><u>41</u></td><td><u>10</u></td></tr><tr><td></td><td><u>41</u></td><td><u>54</u></td><td><u>10</u></td></tr><tr><td></td><td><u>54</u></td><td><u>60</u></td><td><u>10</u></td></tr><tr><td></td><td><u>60</u></td><td><u>66</u></td><td><u>10</u></td></tr><tr><td></td><td><u>66</u></td><td><u>87</u></td><td><u>10</u></td></tr><tr><td></td><td><u>87</u></td><td><u>129</u></td><td><u>10</u></td></tr><tr><td></td><td><u>129</u></td><td><u>132</u></td><td><u>10</u></td></tr><tr><td></td><td><u>132</u></td><td><u>142</u></td><td><u>10</u></td></tr><tr><td></td><td><u>142</u></td><td><u>151</u></td><td><u>10</u></td></tr><tr><td></td><td><u>151</u></td><td><u>157</u></td><td><u>10</u></td></tr></tbody></table>		Bore	Depth	Material	Water	Diam.	From	To	Yield	<u>6</u>	<u>0</u>	<u>1</u>	<u>10</u>		<u>1</u>	<u>55</u>	<u>10</u>		<u>55</u>	<u>41</u>	<u>10</u>		<u>41</u>	<u>54</u>	<u>10</u>		<u>54</u>	<u>60</u>	<u>10</u>		<u>60</u>	<u>66</u>	<u>10</u>		<u>66</u>	<u>87</u>	<u>10</u>		<u>87</u>	<u>129</u>	<u>10</u>		<u>129</u>	<u>132</u>	<u>10</u>		<u>132</u>	<u>142</u>	<u>10</u>		<u>142</u>	<u>151</u>	<u>10</u>		<u>151</u>	<u>157</u>	<u>10</u>
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	<u>151</u>	<u>157</u>	<u>10</u>																																																								
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		RECEIVED MAY 07 1987 Department of Water Resources RECEIVED MAY 11 1987 Department of Water Resources Southern Region Office																																																									
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr><tr><th>inches</th><th>inches</th><th>feet</th><th>feet</th></tr></thead><tbody><tr><td><u>250</u></td><td><u>6</u></td><td><u>1</u></td><td><u>153</u></td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr><tr><th>perforations</th><th>feet</th><th>feet</th></tr></thead><tbody><tr><td><u>100</u></td><td><u>57</u></td><td><u>64</u></td></tr><tr><td><u>100</u></td><td><u>131</u></td><td><u>142</u></td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>20</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☒ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between struts Describe access port: <u>SANITARY WELL SEAL</u>				Thickness	Diameter	From	To	inches	inches	feet	feet	<u>250</u>	<u>6</u>	<u>1</u>	<u>153</u>	Number	From	To	perforations	feet	feet	<u>100</u>	<u>57</u>	<u>64</u>	<u>100</u>	<u>131</u>	<u>142</u>																																
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6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr><tr><td>W</td><td></td><td></td><td></td><td>E</td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr></table> Subdivision Name _____ Lot No. _____ Block No. _____ County <u>CASSIA</u> <u>SE 1/4 SW 1/4 Sec 28, T. 14 N. R. 18 E.</u>		N										W				E											10. Work started <u>4/6/87</u> Finished <u>4/17/87</u>																																
N																																																											
W				E																																																							
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards complied with at the time the rig was removed. Firm Name <u>ALBERT DAVIES</u> Firm No. <u>410</u> Address <u>1305 Hwy 82, Caldwell, ID 83402</u> Signed by (Firm Official) <u>Albert Davies</u> and (Operator) _____		MICROFILMED 1988																																																									

October 5, 1988

Wayne F. Butts
Gateway Service Center
P. O. Box 624
Challis, ID 83226

Dear Mr. Butts:

Re: Permit No. 72-7397

Returned is your check No. 2270 (92-1/1241) in the amount of \$15 received in this office on October 3, 1988. For the diversion and beneficial use of 0.04 cfs of water, no licensing exam fee is required.
f

Also enclosed is a order of reinstatement since the proof was received after the date for lapsing. The proof of beneficial use form has been reviewed and forwarded to the regional office to be schedule for a field inspection.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enc.

c: Acct. Sec.
Region

MICROFILMED

DEC 13 1988

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

September 23, 1988

WAYNE F. BUTTS
DBA GATEWAY AUTO PARTS
P.O. BOX 624
CHALLIS, ID 832260000

LAPSE NOTICE

RE: PERMIT NO. 72-07397

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated June 30, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. Glen Saxton
Chief, Operations Bureau

Enclosures

LGS:RF

MICROFILMED

DEC 13 1988

CERTIFICATION OF MAILING

I hereby certify that on 9-28-1988
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

John Fleck

138073
CERTIFIED MAIL
June 30, 1988

BUTTS, WAYNE F.
DBA GATEWAY AUTO PARTS
P.O. BOX 624
CHALLIS, ID 83226

PROOF DUE NOTICE

RE: Permit No. 72-7397

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1988. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
AUGUST 06, 1987

BUTTS, WAYNE E.
DMA GATEWAY AUTO PARTS
P.O. BOX 624
CHALLIS, ID 83226

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-7397

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

YOU SHOULD BE AWARE THAT THE GROUNDWATER YOU PROPOSE TO DIVERT IS LOCATED WITHIN A DRAINAGE BASIN WHERE SURFACE WATERS ARE REGULATED DURING THE MONTHS OF LOW FLOW. IT IS POSSIBLE THAT DIVERSION OF GROUNDWATER MAY HAVE AN ADVERSE IMPACT ON THESE SURFACE WATER FLOWS. INFORMATION AVAILABLE TO US AT THIS TIME DOES NOT WARRANT REFUSING TO ISSUE PERMITS IN YOUR AREA, BUT WE DO CAUTION THAT DIVERSIONS OF GROUNDWATER ARE NOT ALLOWED TO DEplete FLOWS AVAILABLE FOR SURFACE WATER USERS WITH EARLIER PRIORITY DATES. SITING YOUR WELL AS FAR FROM SURFACE SOURCES AS POSSIBLE AND CASING OUT UPPER WATER PRODUCING ZONES MAY REDUCE THE POTENTIAL OF INTERFERENCE.

A "DRILLING PERMIT" MUST BE OBTAINED FROM THE DEPARTMENT FOR ALL WELLS CONSTRUCTED AFTER JULY 1, 1987. A DRILLING PERMIT IS A SEPARATE PERMIT THAT MUST BE ISSUED IN ADDITION TO YOUR PERMIT TO APPROPRIATE WATER. COMMENCEMENT OF WELL CONSTRUCTION OR DIVERSION OF WATER UNDER YOUR PERMIT TO APPROPRIATE WATER IS PROHIBITED UNLESS A DRILLING PERMIT IS OBTAINED.

MICROFILMED

AUG 21 1987

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

RECORDED

AUG 21 1987

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: J. F. Stanton

APPLICATION NUMBER: 72-

CHECK:

- ☐ Source.
☐ Point of diversion.
☐ County.
☐ Quantity of water and period of use.
☐ Description of diverting works.
☐ Time required for beneficial use of water.
☐ Place of use or acres irrigated.
☐ Map.
☐ Signature.
☐ Fee.

Field check by: _____

Date: _____

Comments: _____

- ☐ Yes ☐ No Field check required.
☐ Yes ☐ No Critical groundwater area.
☐ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: JF Map No. T-25
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: _____
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 72B
1050 5/29/87 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED

AUG 21 1987

By: Adm

Date: 7/15/87

STATE OFFICE REVIEW:

105, 123, 116 43

- ☐ See attached sheet for more information.

By: KW

Date: 7/30/87

RECEIVED

JUL 28 1987

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
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TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

June 4, 1987

Gateway Auto Parts
c/o Wayne F. Butts
P.O. Box 624
Challis, ID 83226

Re: Application for Permit No. 72-7397

Dear Mr. Butts:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 72-7397. Please refer to this number in all further correspondence.

This office will be advertising the application in the Challis Messenger on 6/18 & 6/25/87. The advertisement will be published correctly for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the 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 the 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. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Enclosed please find your receipt no. 45015 for the amount of \$30.00.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

MICROFILMED

AUG 21 1987

Loren O. Holmes, P. E.
Southern Region Supervisor

LOH:mb



State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

June 4, 1987

Custer Publishing Co.
P.O. Box 405
Challis, ID 83226

Re: 72-7397

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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 A. Baldwin
Sec/Office Coord.

Encl:

RECEIVED

AUG 21 1987

NOTICE OF APPLICATION FOR WATER PERMIT

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

72-7397

GATEWAY AUTO PARTS

c/o Wayne F. Butts; P.O. Box 624, Challis, ID 83226

SOURCE: Groundwater

Diversion Pt: SESW, Sec. 28, T14N, R19E, Custer County; NE corner of Challis, north of Challis Creek

Use: Commercial (0.04 CFS)

Date Filed: 5/29/87

In: SESW, Sec. 28, T14N, R19E

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, Idaho 83301 on or before July 6, 1987.

KEN DUNN, Dir.

Published 6/18 & 6/25/87

RECEIVED

AUG 21 1987

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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

72-7397

GATEWAY AUTO PARTS
c/o Wayne F. Butts; P.O. Box 624,
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SOURCE: Groundwater
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T14N, R19E, Custer County; NE
corner of Challis, north of Challis
Creek

Use: Commercial (0.04 CFS)

Date Filed: 5/29/87

In: SESW, Sec. 28, T14N, R19E

The permit (s) will be subject to
all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources,
Southern Region, 2148 Fourth
Avenue East, Twin Falls, Idaho
83301 on or before July 6, 1987.

KEN DUNN, Director
Published: June 18 & 25, 1987.

Rec. 6/19/87

OK
6/22/87

RECEIVED

AUG 21 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

May 26, 1987

Wayne F. Butts
P.O. Box 624
Challis, ID 83226

Dear Mr. Butts:

Returned herewith is your application for permit received in this office on May 12.

The application was submitted in incomplete form and without a filing fee.

We have taken the liberty of completing Items 4, 5, 6, & 10 on the application, and adding a map on which you should indicate the place of use.

The amount of water shown in Item 4 (.04 cfs) is appropriate for your proposed use. The filing fee for this amount is \$30.00.

Please review our additions to the application and, if satisfactory, complete the map and return the form to this office with the filing fee.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

Enclosures

MICROFILMED

AUG 21 1987

STAFF ANALYSIS SUPPLEMENT

1) Water District 5 - Basin # 72

2) Local Description: (of one P/D)

☐

At the above street address

☐

 miles N/S and miles E/W
of (City or landmark).

☒Other (describe) NE corner of Chellis north of Chellis Cr.