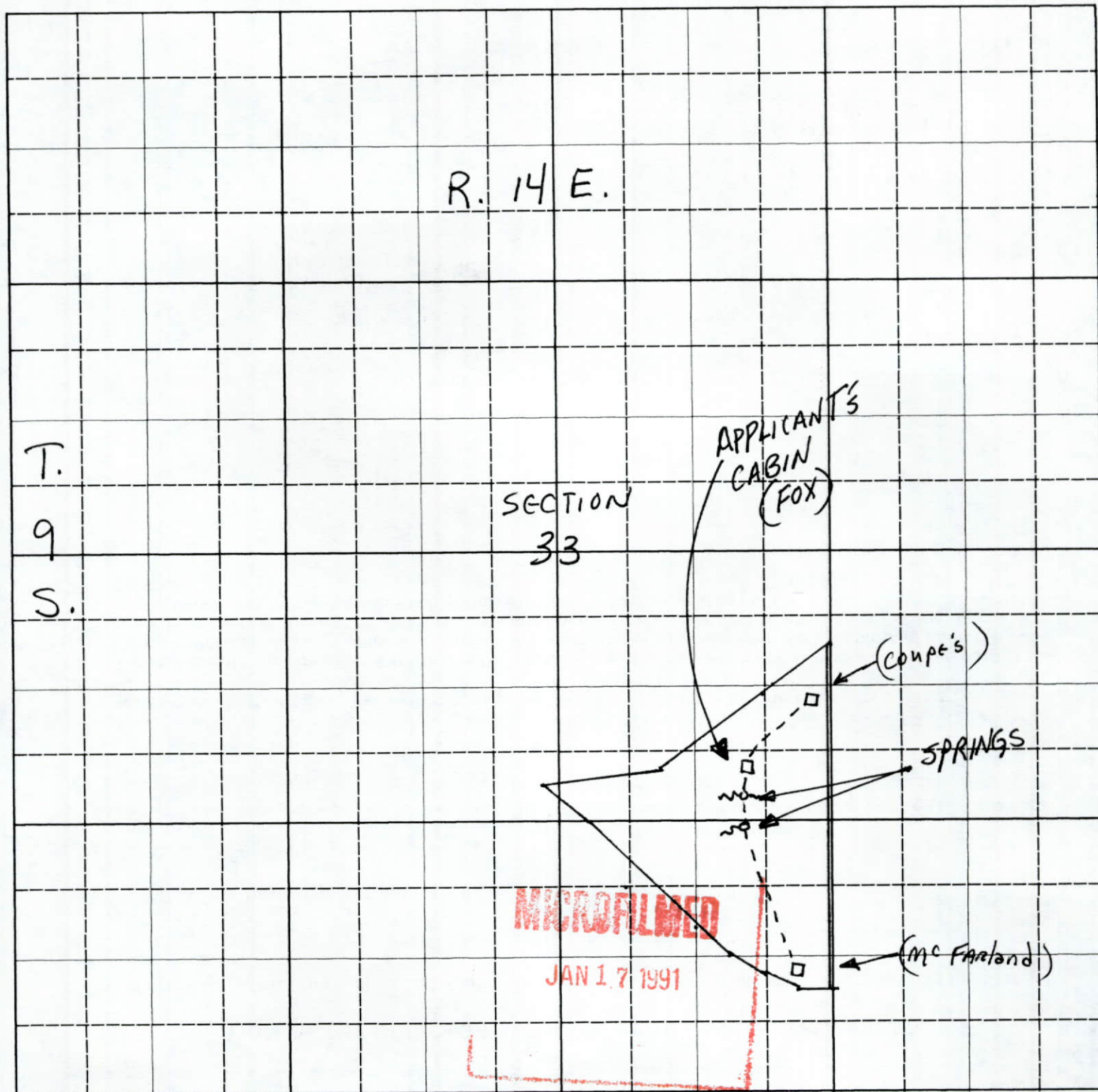


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

[Signature]
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 17 1994

Department of Water Resources

Permit No. 71-7/36

A. GENERAL INFORMATION

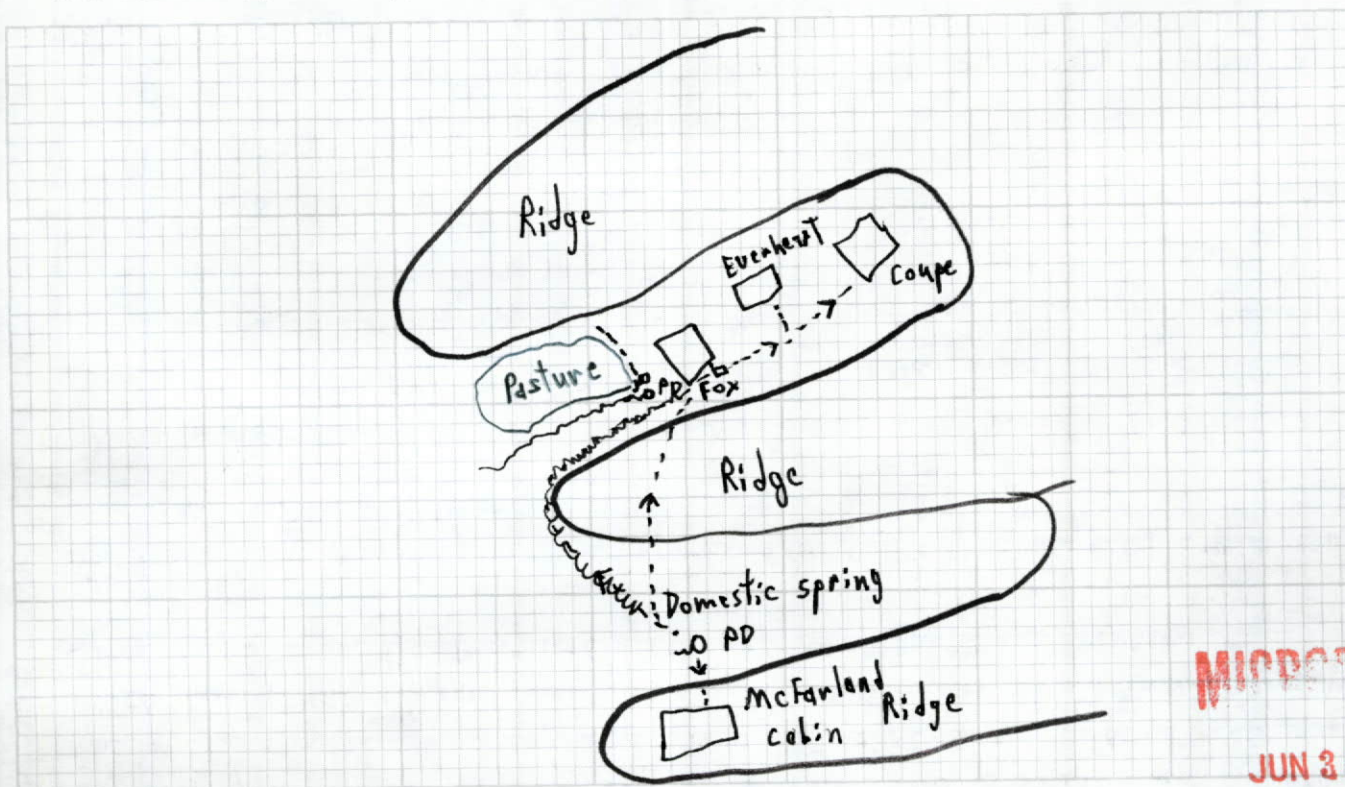
1. Owner: Wm. D. & Marjorie Fox Phone No. _____
Current Address: 641 Del Prado Drive, Boulder City, NV 89005
2. Accompanied by: Tom Coupe per telecon after field exam EXAM. DATE: 8-14-91
Address: 125 S. 100 E., Jerome, ID Phone No. 324-5681
Relationship to Permit Holder: owner of cabin on same system
3. Source: Springs tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: A71-10160 ☐ Copies Attached
2. Other water rights with same point of diversion: A71-10160 ☐ 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



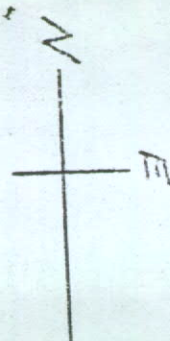
Scale: 1" = _____

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).

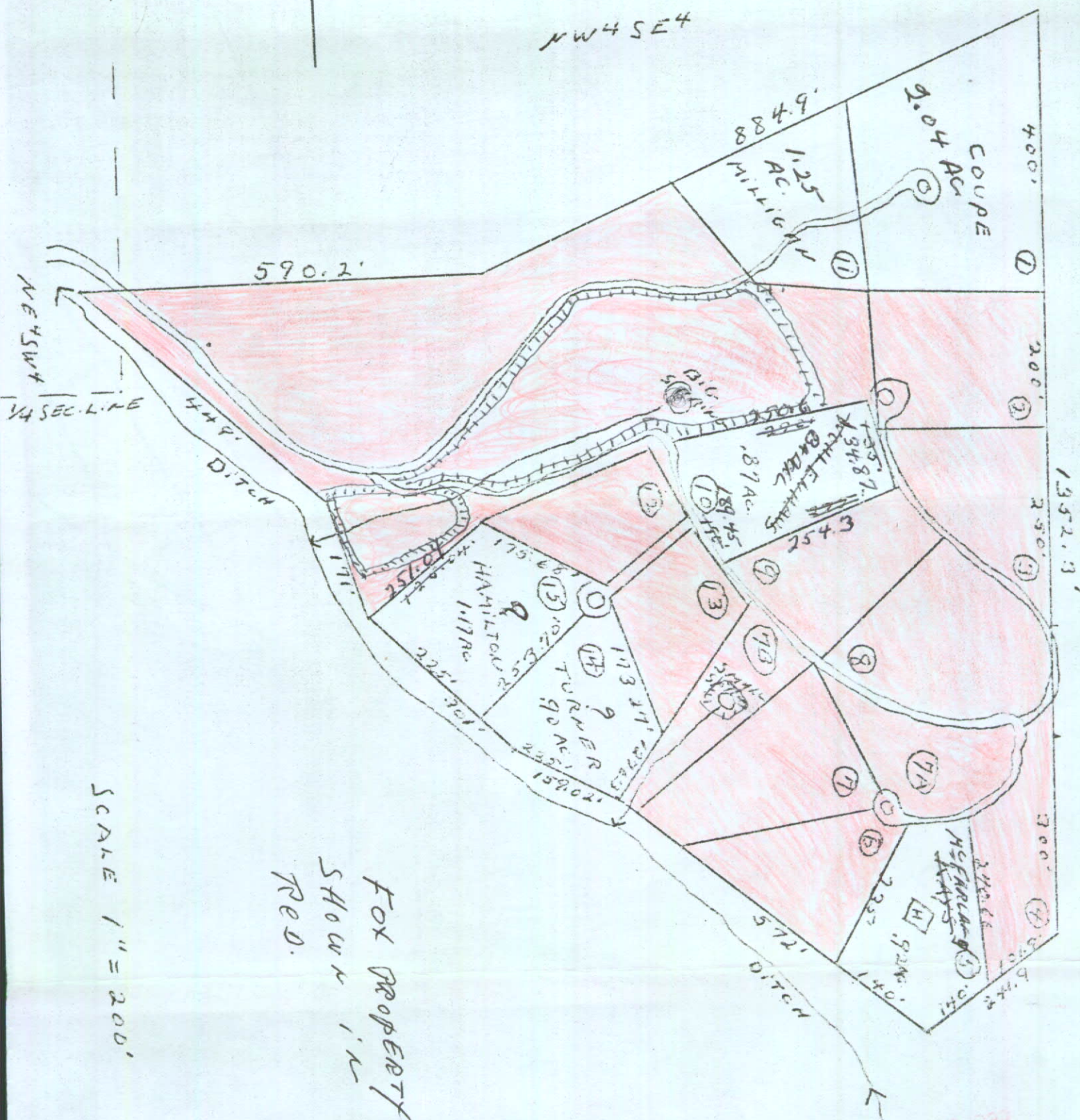
RECEIVED

JAN 10 1992

Department of Water Resources
Southern Region Office

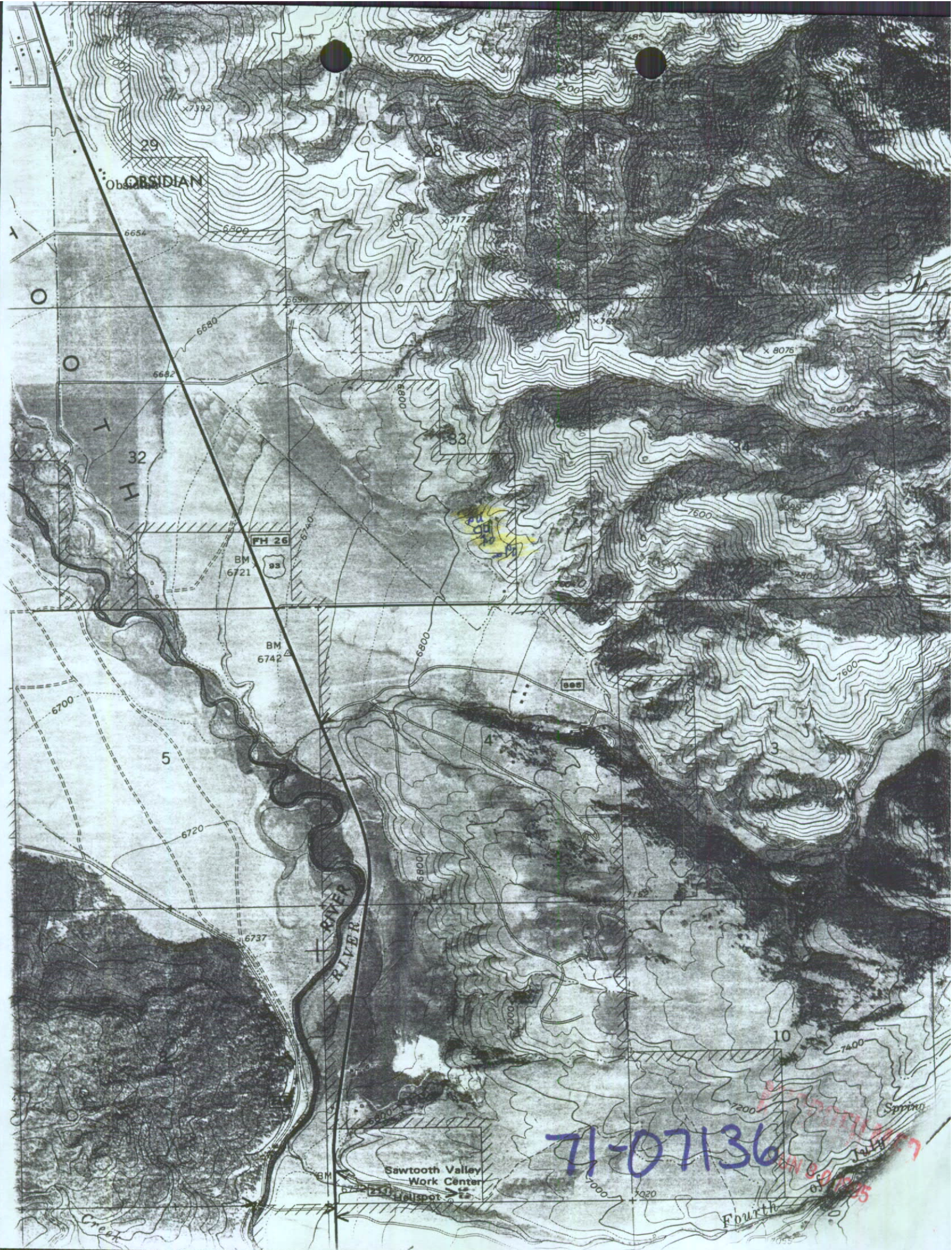


NW 4 SE 4



FOR PROPERTY
SHOW IN
RED.

SCALE 1" = 200'



Obsidian

FH 26

BM 6721

BM 6742

Sawtooth Valley Work Center

Haltspot

71-07136

Fourth

Spring

71-7136



Head of Irrig. Ditch

PRICE PAID
JUN 30 1995

Retain!

71-7136



Divider Box



Fox Cabin



Pasture
Below Cabin

MICROFILMED
JUN 30 1995
Retain!

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 Aug 16 1990 and ending with the issue dated Aug 23 1990

Margaret Parks

STATE OF IDAHO

COUNTY OF CUSTER

On this 23rd day of August in the year of 1990, before me, a Notary Public,

personally appeared Margaret Parks, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Ethel M. Pick

Notary Public for Idaho

Residing at Challis

My commission expires: 3-21-92

NOTICE OF APPLICATION FOR WATER RIGHT

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

71-07138

FOX, WILLIAM D.

FOX, MARJORIE

641 DEL PRADO DR.

BOULDER CITY, NV 89005

Source: SPRINGS Tributary:

SINKS

Diversion Pt: SENWSE Sec 33 T 09N R 14E NESWSE Sec 33 T 09N R 14E

Use: DOMESTIC (.040 CFS) IRRIGATION (.030 CFS) STOCKWATER (.020 CFS) Total Diversion: (.040 CFS)

Date Filed: 7/30/1990

In: T09N R14E S33 NWSE

1.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, Idaho 83301 on or before SEPTEMBER 4, 1990.

R. KEITH HIGGINSON, Director
Pub. Aug. 16 & 23, 1990.

MICROFILMED

JAN 17 1991
RECEIVED

AUG 27 1990

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 71-07136

Priority: July 30, 1990

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.1 AF

This is to certify, that WILLIAM D FOX
MARJORIE FOX

641 DEL PRADO DR

BOULDER CITY NV 89005

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 30, 1990; and has submitted Proof of Beneficial Use on January 22, 1991. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRINGS

tributary to SINKS

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>
DOMESTIC	05/15 to 10/01	0.02 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION: SENWSE , Sec. 33, Township 09N, Range 14E
NESWSE , Sec. 33, Township 09N, Range 14E
CUSTER County

PLACE OF USE: DOMESTIC

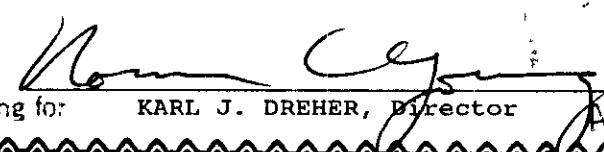
TWN RGE SEC

09N 14E 33 NWSE

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. Domestic use is for 1 home.

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 25th day of July, 1995.

Acting for  KARL J. DREHER, Director

AUG 09 1995

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

JAN 22 1991

No \$ received
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/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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1 Permit No 71-07136 Telephone No. (702) 293-53062 Name(s) of Permit Holder(s): William D. Fox & Marjorie A. Fox3 Post Office Address: 641 Del Prado Drive Boulder City, NV 890054 Source of Water: spring

a If ground water, well driller's name: _____ Date drilled: _____

b Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5 Extent of Use:

Domestic x 4 (No. of households)Irrigation x 1 (No. of acres)Stockwater 2 (No. and type of stock)

Other _____

plus wildlife6 Total rate and/or volume for which proof is submitted .04 cfs 4 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes X No Installed? Yes No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes No8 Fee Enclosed: \$ _____ (See License Examination Fee Schedule) none required

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

Tom Coupe Jerome, Idaho
Name208 324-5681
Telephone No.129 S. 100 E. Jerome, Idaho 83338
Address

10 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.

Date

Signature (and title if on behalf of a company or organization)

RECEIVED

MAR 21 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 71-07136

Proposed Priority: July 30, 1990 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **WILLIAM D. FOX**
MARJORIE FOX
641 DEL PRADO DR.
BOULDER CITY, NV 89005

has applied for a permit to appropriate water from:

SPRINGS

tributary of **SINKS**

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	05/15 to 11/01	0.03 CFS
STOCKWATER	05/15 to 11/01	0.02 CFS
DOMESTIC	05/15 to 11/01	0.04 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESWSE Sec. 33, Township 09N, Range 14E
SENWSE Sec. 33, Township 09N, Range 14E
CUSTER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	14E	33	NWSE	1		1

Total number of acres irrigated: 1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1992.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. Stockwater is for 2 horses and wildlife.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

7th day of January, 1991.

MICROFILMED

JAN 17 1991

R. Keith Higginson
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant WILLIAM D. & OR MARJORIE FOX Phone (702) 293-5306
Post office address 641 DEL PRADO DR., BOULDER CITY, NV 89005
2. Source of water supply SPRINGS which is a tributary of SINKS
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 33 Township 9N. Range 14 E. B.M. CLUSTER County; additional
points of diversion if any: SE/NW/SE/SEC. 33 T.9N. R.14E.
4. Water will be used for the following purposes:
Amount 0.04 for DOMESTIC purposes from 5-15 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for IRRIGATION purposes from 5-15 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for STOCKWATER purposes from 5-15 to 11-1 (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) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 150 GALLON STEEL DRUM 4'
UNDERGROUND NEAR SOURCE OF SPRINGS. 1 1/2 HP pump with
1 1/2" PLASTIC PIPE SYSTEM TO CABINS.
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 _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application 1 yr. years (minimum 1 year).

MICROFILMED

JAN 17 1991

a Hydropower; show total feet of head and proposed capacity in KW: Stock / 2 horses, wild life

b Stockwatering; list number and kind of livestock. Domestic / 1 horse

c Municipal; show name of municipality _____

d Domestic; show number of households _____

e. Other; describe fully. _____

c. Municipal, show name of municipality

d. Domestic, show number of households

Domestic / 1 Home

a Hydropower; show total feet of head and proposed capacity in KW: Stock / 2 horses, wild life

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

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

1.0 Total number of acres to be irrigated

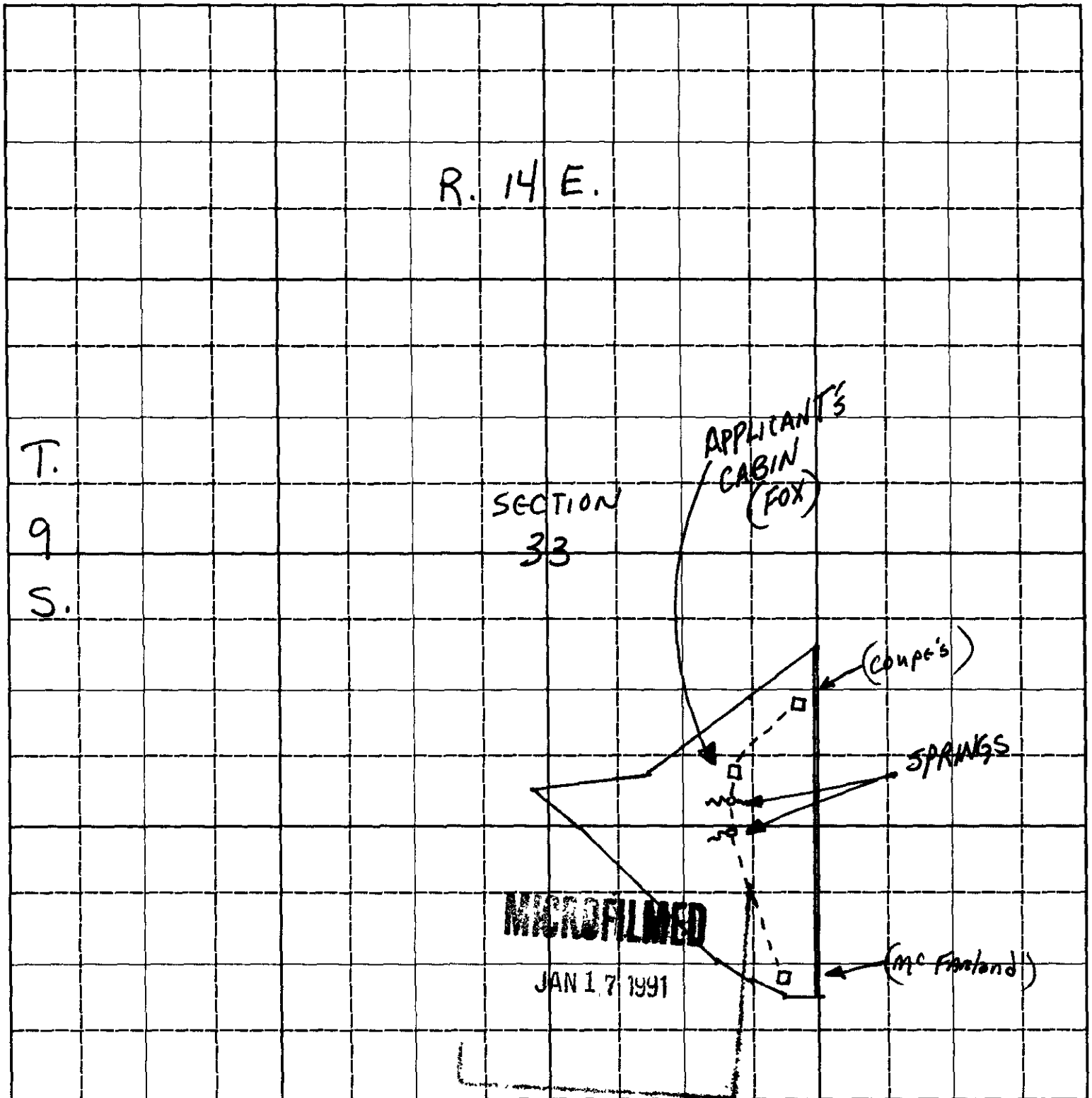
11. a Who owns the property at the point of diversion? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing.

12. Remarks: System Seizes A Total Of ~~Three~~ Cabins. Use began IN July 15, 1973. Summer Home Used during Summer Months. Adjudication Claim on File Also 4/21-10/60.

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



Scale 2 inches equal 1 mile

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

[Signature]
(Applicant)

Received by SCL Date 7-30-90 Time 11 AM Preliminary check by J.S.
Fee \$ 30⁰⁰ Received by SCL # 5012520 Date 7-30-90
Publication prepared by M. Baldwin Date 8-6-90 Published in Challis Messenger
Publication approved M. Baldwin Date 10/9/90

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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

MICROFILMED

JAN 1 1991



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 26, 1995

WILLIAM D FOX
MARJORIE FOX
641 DEL PRADO DR
BOULDER CITY NV 89005

RE: WATER RIGHT NO. 71-07136

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure



M E M O R A N D U M

DATE: July 14, 1995

TO: File 71-07136

FROM: Shelley W. Keen *SWK*

RE: Relinquishment of Permit

=====

Today I called William Fox to discuss his request to "withdraw" permit no. 71-07136. Mr. Fox apparently did not think the permit to be worth a \$50.00 amendment. He did not realize that the license could be issued for the domestic use without the amendment because only the irrigation use deviated from the original permit. After discussing the situation with me, Mr. Fox requested that we ignore his request to withdraw the permit and that we issue a license for domestic purposes.

UNRECORDED
AUG 09 1995

RECEIVED

JUN 07 1995

Department of Water Resources

641 Del Prado Drive
Boulder City, NV 89005
June 2, 1995

State of Idaho

Dept. Water Resources
1301 Nort Orchard St.
Statehouse Mail
Boise Idaho 83720-9000

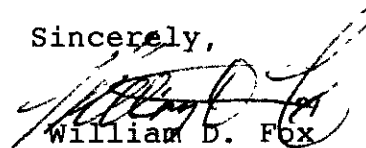
RE: Water Right No. 71-07136
Reference your letter of
May 17, 1995.

Dear Sirs:

Please be advised that I wish to withdraw the above
~~numbered~~ water right application for the following reasons.

- (1) The spring in NESWSE, Sec. 33 has dried up from last year's drought forcing the discontinuance of domestic water from that source.
- (2) The water elevation of the other spring in the SENWSE, Sec. 33 has dropt to a point where I can no longer get water for what little irrigation that was ever carried on.
- (3) Any domestic use of water will have to come by bucket until such a time when and if electric can be provided for a pump. I do not consider this limited use can justify further expense and trouble to secure a license for a few weeks of possible summer-time use.

Sincerely,


William D. Fox

RECEIVED

JUN 30 1995



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 17, 1995

WILLIAM D FOX
MARJORIE FOX
641 DEL PRADO DR
BOULDER CITY NV 89005

RE: WATER RIGHT NO. 71-07136

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. The amendment reflects a change in the location of the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

JUN 30 1995

WR0749NP
No. L71-07136

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/16/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM D FOX	07/30/1990	IRRIGATION	05-01 09-30	0.030 CFS	2.40 AFA
C	MARJORIE FOX		DOMESTIC	05-15 10-01	0.020 CFS	0.10 AFA
	641 DEL PRADO DR					
	BOULDER CITY NV 89005			TOTAL DIVERSION:	0.040 CFS	2.50 AFA
	(702) 293-5306					

Water Source: SPRINGS

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.040 CFS

Point(s) of Diversion: T09N R14E S33 SENWSE NESWSE CUSTER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
09N	14E	33	:															.2	.6	0.8
																			TOTAL ACRES	0.8

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
09N	14E	33	:																	D

Pou County: CUSTER

Other Rights: A71-10160

Other Water Rights with Same Point(s) of Diversion and Source:
71-07136

Other Water Rights Listing Overlapping Place(s) of use:
71-00028 71-00029 71-07136

Conditions of Approval:

- R49 - This right when combined with all other rights shall provide no
- more than .03 cfs per acre nor more than 3.0 afa per acre for the
- lands above.

Remarks: Domestic use is for 1 home.
Domestic use does not include lawn, garden, landscape, or
other types of irrigation.

Dates: App. Received: 07/30/1990 Priority Date: 07/30/1990
Proof Due Date: 01/01/1992 Proof Made Date: 01/22/1991
Exam Made Date: 08/14/1991 Exam Sent to S.O.: 11/16/1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 71-07136 DATE 5-16-95



NAME Change OK 7-17-95 Or Address Change?

PRIORITY DATE Advance? Advanced to:
Surface water fee for .04 Order to reinstate needed?
+ under went into effect Incorrect fee for rate recommended? NA

SOURCE 11/91 Changes or just clarification of originally intended source?
 Notice of Intent to Void necessary?

POINT OF DIV Amendment needed?
 Overlaps? A 71-10160

PLACE OF USE Amendment needed? add SWSE 1/4 1/4
7-17-95 Overlaps? A 71-10160

DIV RATE Permit/fee limits: .04 CFS .02
 Meas Q = Theo Q = Recommend: .04
IRR OK at .03
DOM OK at .02
Combined rates exceed capacity
DOM SEASON 5-15 to 10-1

ANNUAL VOLUME Volume Limit: Season: NEW 5/1 to 9/30
 Calculations: DOM for 30 days/minimum at .01
 Flow = .8 x 3 = 2.4 cfs
 Flow limit: cfs x x 1.9835 =
 Combined volumes exceed capacity/allowable

USES Change in Nature of Use or additional uses?
 Amendment necessary?

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
 Irr/Dom Combination YES Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4?
 Other

NEW CONDITIONS Watermaster control - District
 Measuring/Locking Devices
 Irrigation Overlap
 Other
 Water Quality Heat/Cool/Fish verified

COMMENTS: Stockwater so minimal is included in domestic use.

RECOMMENDATION	CFS	VOLUME	UNDER A 71-10160 with earlier
<u>Irrigation</u>	<u>.03</u>	<u>2.4</u>	SRBA Claim Filed <u>YES</u> P/B <u>out</u>
<u>Domestic</u>	<u>.02</u>	<u>.1</u>	Adjustment Memo Needed <u>NO</u>
<u> </u>	<u> </u>	<u> </u>	LICENSE <u>Amend P/L</u> <u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>Total</u>	<u>.04</u>	<u>2.5</u>	<u> </u>
	<u>.02</u>	<u>.1</u>	<u> </u>

4th Amend Letter P41 + P38 + S05
2nd Amend Letter P42 + B05

AJ5809NP
No. R71-10160

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/16/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM D FOX	07/15/1973	STOCKWATER	05-15 11-01	0.02 CFS	
C	MARJORIE A FOX		DOMESTIC	05-15 11-01	0.04 CFS	
	641 DEL PRADO DR					
	BOULDER CITY NV 89005					
	(702) 293-5306					
				TOTAL DIVERSION:	0.04 CFS	
				CONSUMPTIVE USE:		2.50 AFA

Water Source: SPRINGS

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion: T09N R14E S33 SENWSE NESWSE CUSTER County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
09S	14E	33													

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
09S	14E	33													

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 2 HORSES, WILDLIFE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0020920

Remarks: PARCEL NO. RP09N14E338430

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 07/17/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
THIS SPRING FLOWS ABOUT 50 GPM, SOME HOUSE USE, WATERING 2 HORSES

*Claimed priority violates the
mandatory permit requirement
Recommended for disallow
per Carter on 5/18/95.*

gwr

R- Record on Claim

AJ5809NP
No. R71-10160

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/16/95
PAGE: 2

=====

Comments: Date: 07/17/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
& IRRIGATE ABOUT 1/2 ACRE OF PASTURE.
TWO SPRINGS ARE USED. APPLICATION OF PERMIT HAS BEEN FILED ALSO
ON JULY 30, 1990.

Audit: 07/17/92 SMITH 11/14/92 POST-STD 03/30/95 POST-STD

AJ5809NP
No. A71-10160

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/16/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM D FOX	07/15/1973	STOCKWATER	05-15 11-01	0.02 CFS	
C	MARJORIE A FOX		DOMESTIC	05-15 11-01	0.04 CFS	
	641 DEL PRADO DRIVE					
	BOULDER CITY NV 89005					
	(702) 293-5306					
				TOTAL DIVERSION:	0.04 CFS	
				CONSUMPTIVE USE:		2.50 AFA

Water Source: SPRINGS

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion: T09N R14E S33 SENWSE NESWSE CUSTER County

Place of use Legal Description for: STOCKWATER

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	:
09S	14E	33	:					:					:					:					:
			:					:					:					:					:

Place of use Legal Description for: DOMESTIC

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	:
09S	14E	33	:					:					:					:					:
			:					:					:					:					:

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC/1 HOME; STOCKWATER/2 HORSES, WILDLIFE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A01-0020920

Remarks: THIS SPRING FLOWS ABOUT 50 GPM, SOME HOUSE USE, WATERING 2 HORSES
& IRRIGATE ABOUT 1/2 ACRE OF PASTURE.
TWO SPRINGS ARE USED. APPLICATION OF PERMIT HAS BEEN FILED ALSO
ON JULY 30, 1990.

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:
Audit:	02/14/90 WORSTELL	07/30/90 CLELLAND 03/30/95 POST-STD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 17 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 71-7/36

1. Owner: Wm. D. & Marjorie Fox

Phone No. _____

Current Address: 641 Del Prado Drive, Boulder City, NV 89005

2. Accompanied by: Tom Coupe per telecon after field exam EXAM. DATE: 8-14-91

Address: 125 S. 100 E, Jerome, ID

Phone No. 324-5681

Relationship to Permit Holder: owner of cabin on same system

3. Source: Springs tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: A71-10/60

☐ Copies Attached

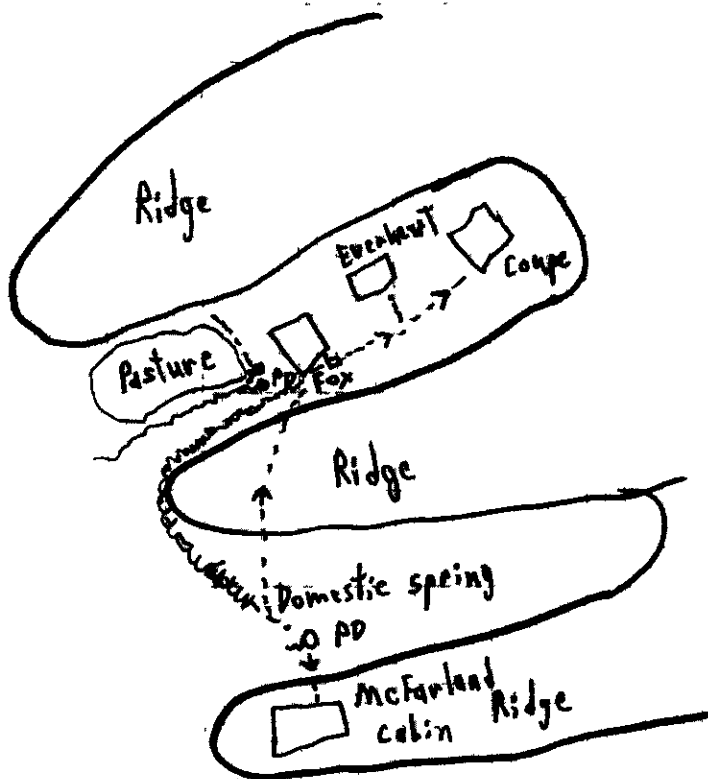
2. Other water rights with same point of diversion: A71-10/60

☐ 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



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Scale: 1" = _____

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).

Do not use this space

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
A small spring below the McFarland cabin is pumped to 3 cabins & hunting shack via a buried pipeline.
Several springs arise directly below the Fox cabin, forming a small stream. One of these springs is captured via a dirt dike; water feeds a permanent ditch that runs all the time unless frozen. Waters about 3/4 ac. of pasture. Stock drink from the irrigation ditch or from the small stream.
Note: L/c 71-7000 is from a different spring. Used for a ranch house south of the McFarland cabin. ☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	?	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1/2		Red Jacket	

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

- 5 Point(s) of Diversion:**

Ident. No.	Gov't. Lot	%	%	%	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
102		NE 5W SE	33	9N	14E	Cluster	USGS Quad.		
2		SE NW SE	"	"	"	"	USFS Property Map. Exact location of Spring #2 is unclear.		

- 6. Place(s) of Use:**

Indicate Method of Determination.

[illegible]

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:

Not measured. Pump rated 10 gpm under low lift = 40 psi. per Smith Drilling

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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \overset{.8}{.8} \times \overset{4}{3} = 2.25 \text{ AFA Allow } 2.5 \text{ AFA}$

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

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

Dom. = 0.6 AFA x 30/365 = 0.05 AFA. Allow 0.1 AFA

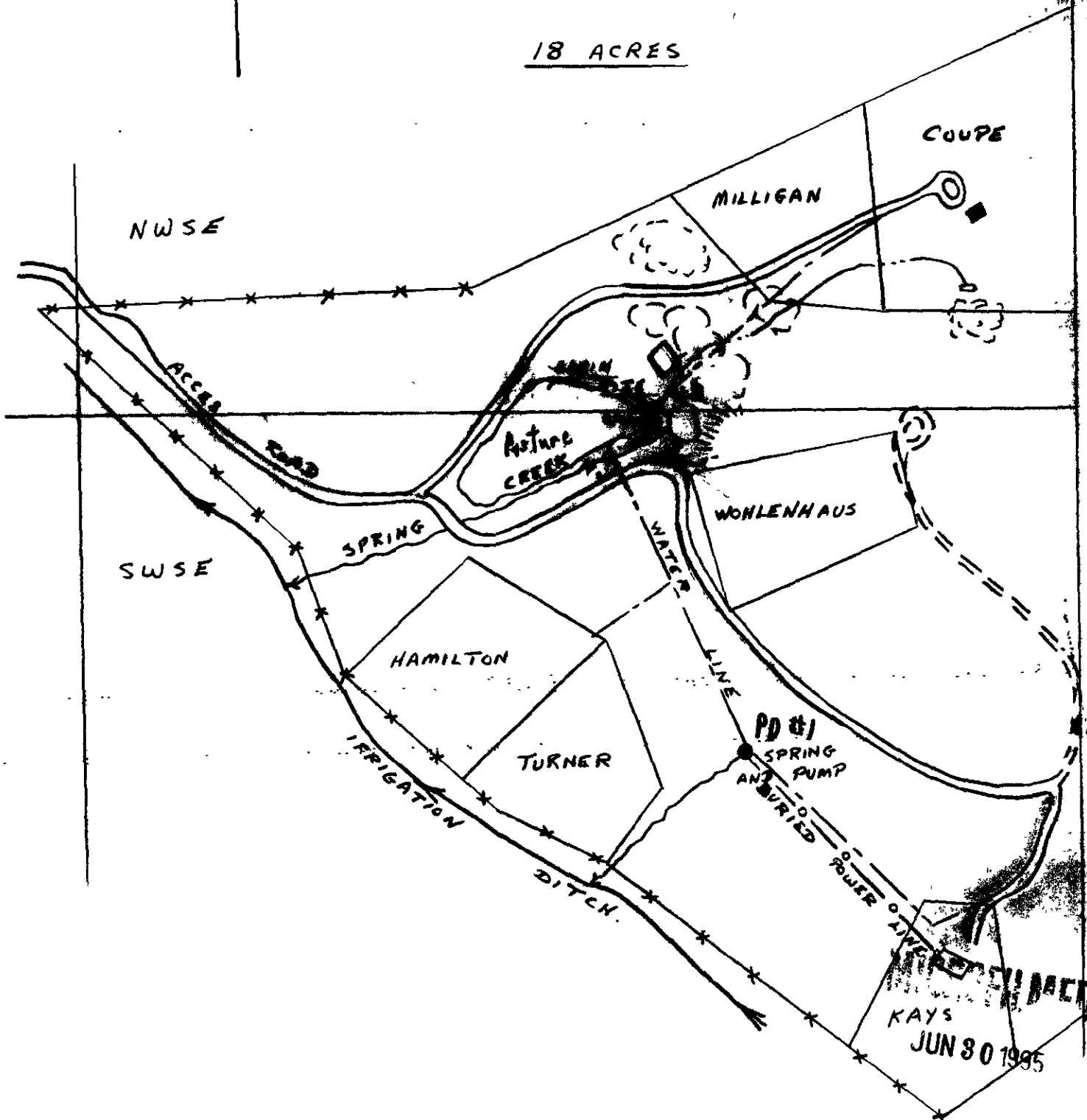
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JUN 30 1995



WILLIAM D. FOX PROPERTY
T 9 N, R 14 E, SEC. 33

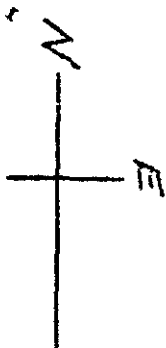
18 ACRES



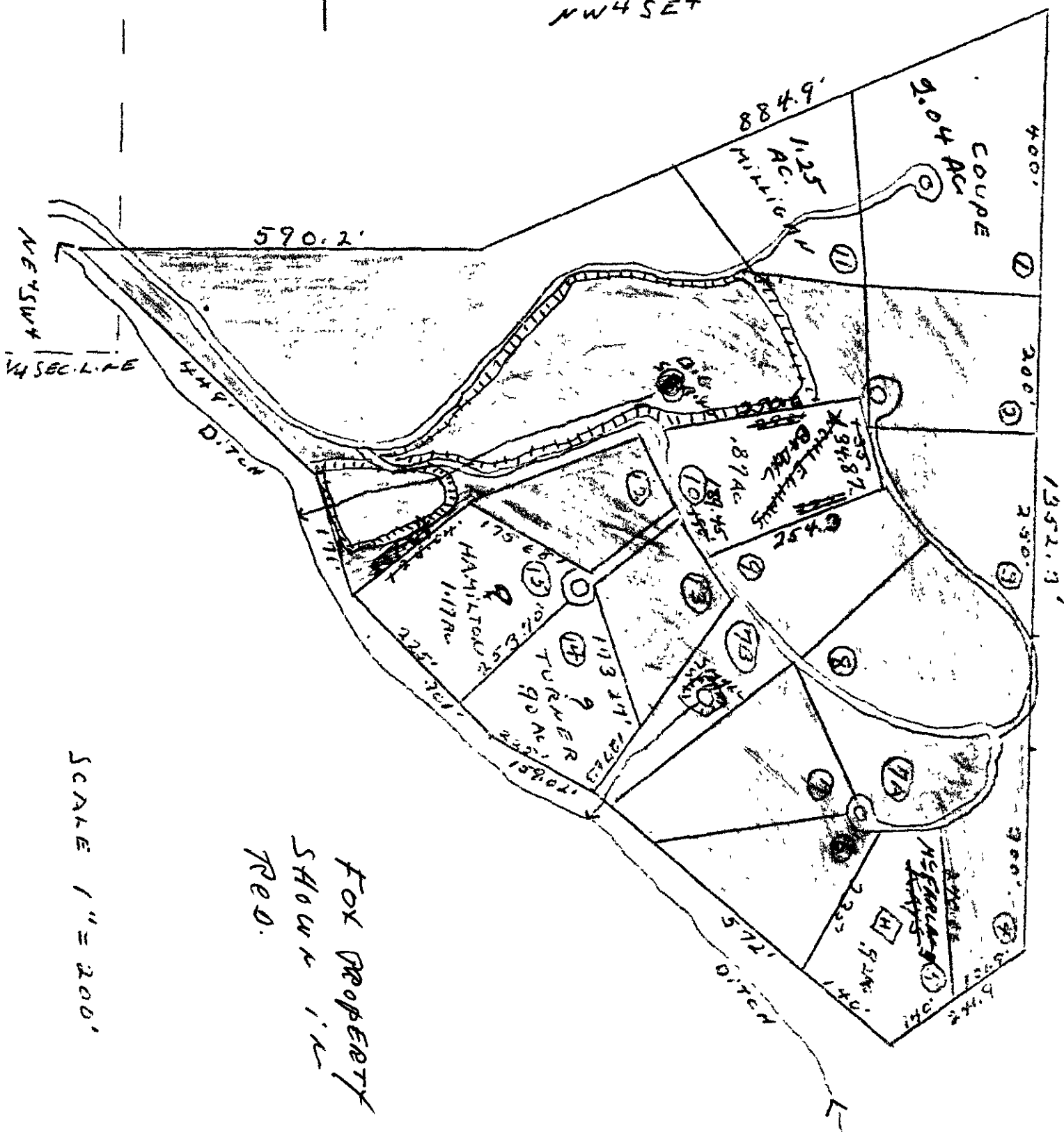
71-07136

JAN 10 1992

Department of Water Resources
Southern Region Office



NW 4 SE 4

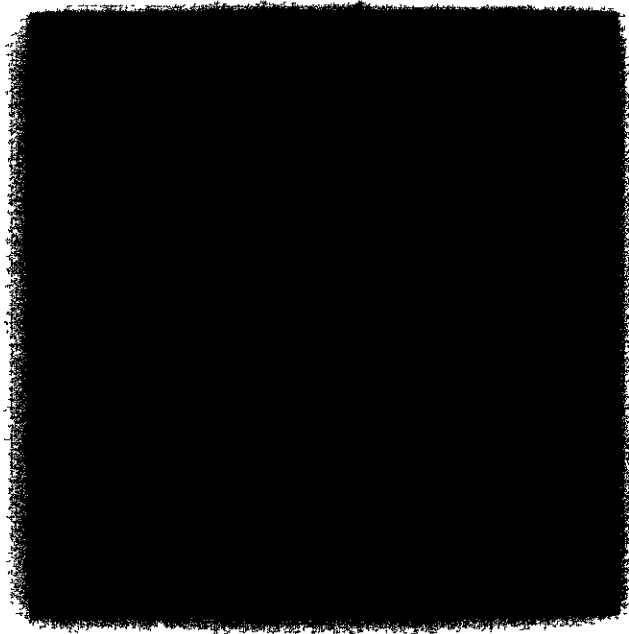


For PROPERTY
Show in
red.

SCALE 1" = 200'



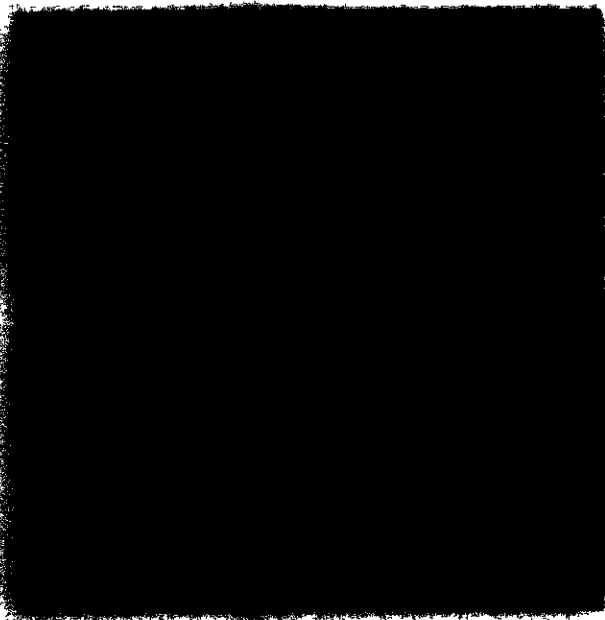
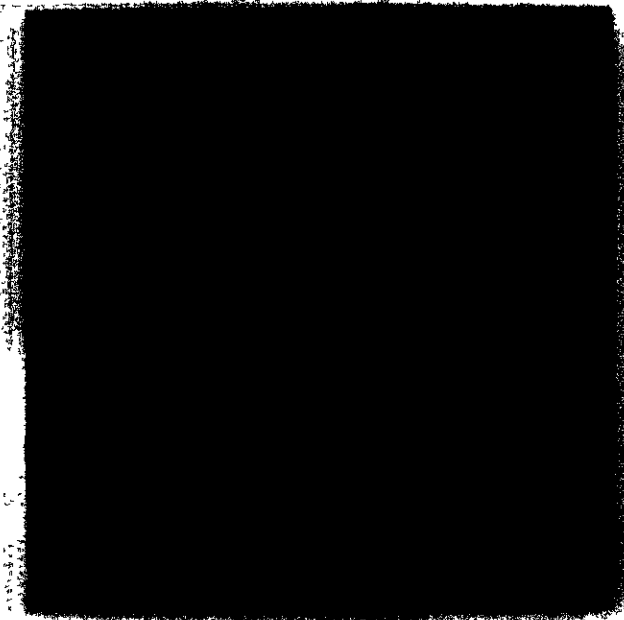
71-7136



Head of Irrig. Ditch

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Retain!

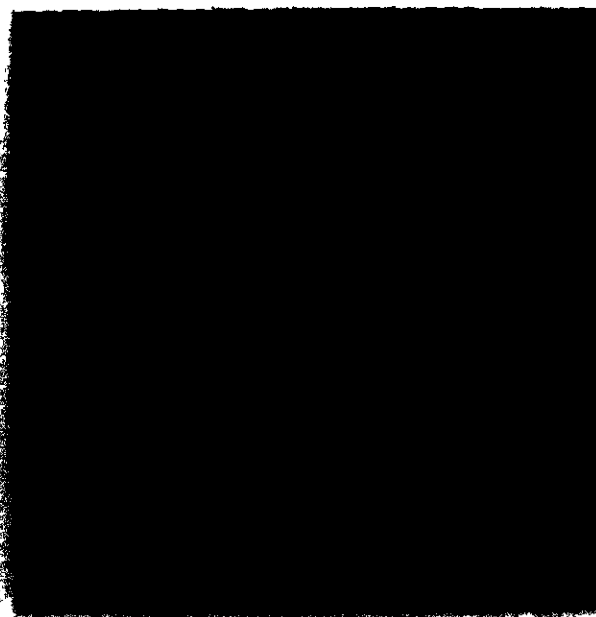
71-7136



Divider Box

Fox Cabin

Pasture
Below Cabin



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 3-0-00 BY
Rettan 1

February 26, 1991

WILLIAM D. FOX
MARJORIE FOX
641 DEL PRADO DR.
BOULDER CITY, NV 89005

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 71-07136

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.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MAR 1



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 10, 1991

WILLIAM D. FOX
MARJORIE FOX
641 DEL PRADO DR.
BOULDER CITY, NV 89005

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 71-07136

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MicroFILMED

JAN 17 1991

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 Aug 16 1990 and ending with the
issue dated Aug 23 1990

Margaret Parks

STATE OF IDAHO

OK
MB
10/9/90

COUNTY OF CUSTER

On this 23rd day of August in
the year of 1990, before me, a Notary Public,

personally appeared Margaret Parks,
known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Ethel M. Vick

Notary Public for Idaho

Residing at Challis

My commission expires: 3-21-92

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JAN 17 1991
RECEIVED

AUG 27 1990

Department of Water Resources
Southern Region Office

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

*Dept. of Water
222 Shoshone Street East
Jura Falls, Id 83301*

Job No.	Date	DESCRIPTION	Amount
	8-23-90	Notice of Application For Water Right Aug 16 & 23, 1990 <u>71-07136</u> 30 lines RECEIVED AUG 27 1990 Department of Water Resources Southern Region Office	\$31.05 OK MB 10/9/90

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.

RECEIVED

JAN 17 1991

71-07136

FOX, WILLIAM D.
FOX, MARJORIE
641 DEL PRADO DR.
BOULDER CITY, NV 89005

Source: SPRINGS

Tributary: SINKS

Diversion Pt: SENWSE Sec 33 T 09N R 14E
 NESWSE Sec 33 T 09N R 14E

Use: DOMESTIC (.040 CFS)
 IRRIGATION (.030 CFS)
 STOCKWATER (.020 CFS)
 Total Diversion: (.040 CFS)

Date Filed: 7/30/ 1990

In: T09N R14E S33 NWSE

1.0 ACRES TOTAL

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JAN 17 1991

Legal ad ✓ in Challie messenger 8/17/90
OF
ms
8/17/90

MicroFILMED

JAN 17 1991

The permit(s) will be subject to all prior water rights. Protests must be filled with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, Idaho 83301 on or before SEPTEMBER 4, 1990.

R. KEITH HIGGINSON, Director

Published 8/16/1990 & 8/23/1990

MICROFILMED

JAN 17 1991

07-Aug-1990

WILLIAM &/OR MARJORIE FOX
641 DEL PRADO DRIVE
BOULDER CITY NV 89005

Re: Application for Permit No. 71-07136

Dear Applicant (s):

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 will be advertising the application in the Challis Messenger on 8/16 & 8/23/90. 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.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED

JAN 17 1991

JS:MB

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

AUGUST 6, 1990

CUSTER PUBLISHING COMPANY
P.O. BOX 405
CHALLIS, ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 4, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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JAN 17 1991

INTER-DEPARTMENT MEMO — 1

FROM STEVE CLELLAND

DATE 7-30-90

TO FILE 71- _____
(WILLIAM D. FOX)
SUBJECT RECEIPT

MR. FOX PAID FOR AN ADJUDICATION CLAIM ON RECEIPT
#C011815 \$25⁰⁰. THIS CLAIM HAS BEEN WITHDRAWN BY MR.
FOX AND THIS PERMIT FILED IN ITS PLACE. THE BALANCE
OF THE FEE IS \$5⁰⁰ PAID ON RECEIPT #S012520.

A MEMO HAS BEEN SENT TO PERMIT AFF TO CORRECT CODING.

NOT RECORDED

JAN 17 1991


SIGNATURE

71-07136