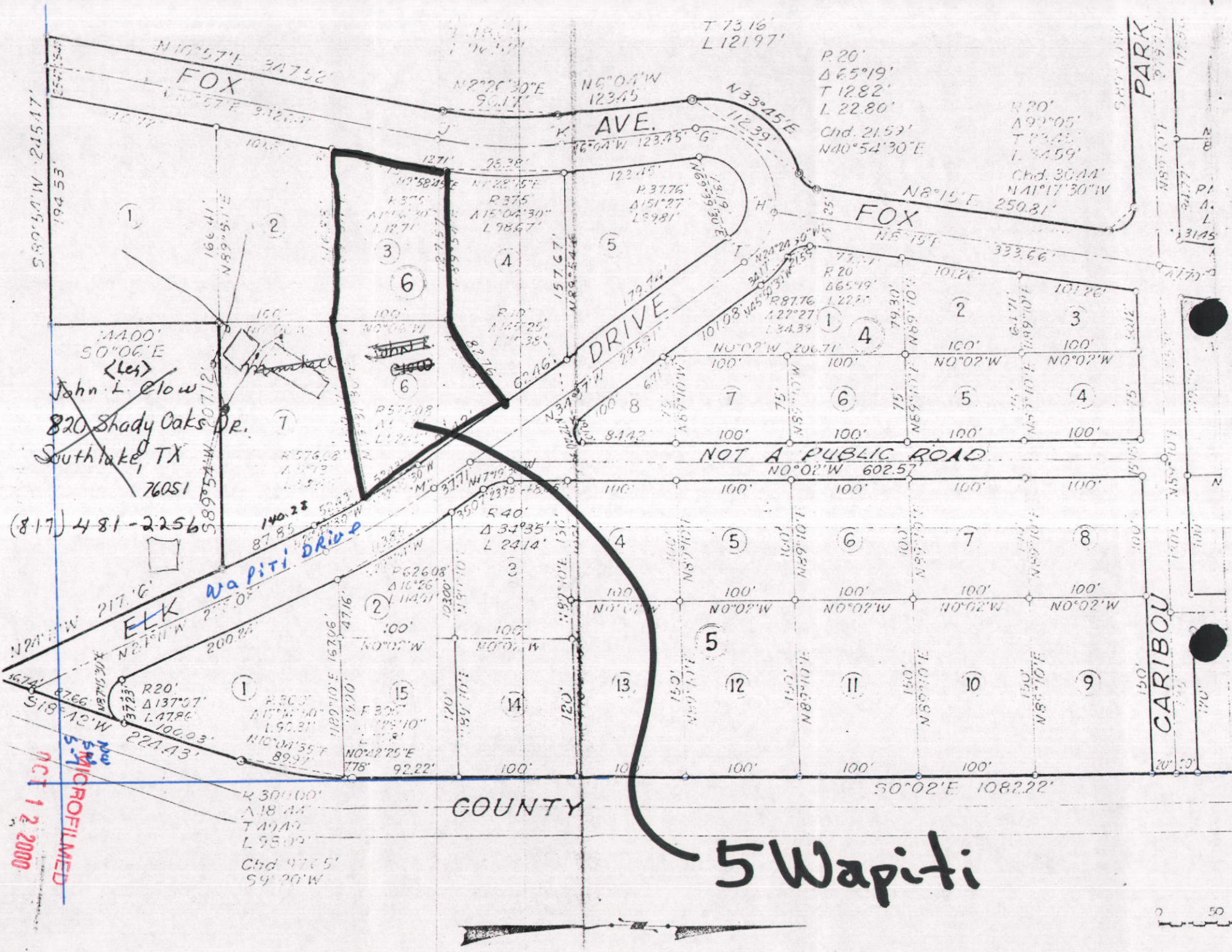




ACT 12 2000

5 Wapiti

5 Wapiti

0 50

1

4

FF

70.35

2404

88.04

2504

5057

88.62

52:68

80.23

25052

066

House • Corfield

52

House

155

32

3

— *Journal of the American Medical Association* —

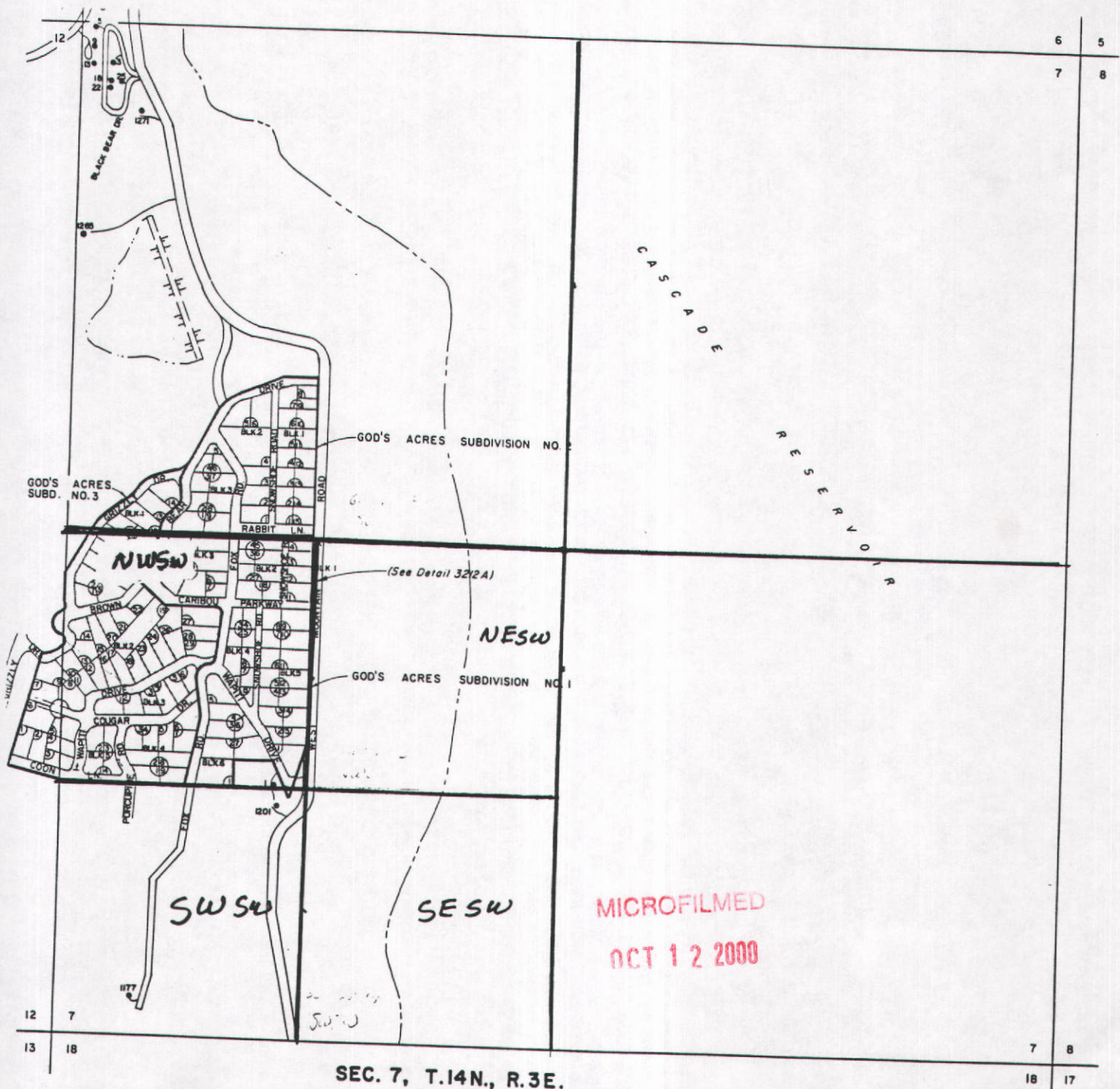
100

2

MICROFILMED
OCT 12 2000

092

Valley county maps



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13924

Priority: December 27, 1999

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that ROBERT L BRUECK
PO BOX 623
CASCADE ID 83611 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 27, 1999; and has
submitted Proof of Beneficial Use on January 10, 2001. An examination indicates that the works have a
diversion capacity of 0.04 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER L3 NW¼SW¼ Sec. 7, Twp 14N, Rge 03E, B.M., VALLEY County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14N 03E 7										X							
										L3							

CONDITIONS OF APPROVAL

- Domestic use is for 1 home
- Point of diversion is located within Lot 3, Gods Acres No. 1 Subdivision.
Place of use is located within Lots 3 and 6, Gods Acres No. 1 Subdivision.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources

Signed and sealed this 18TH day of April, 2002.

Acting for 
KARL J. DREHER
Director

NOTIFIED

APR 18 2002

RECEIVED

JAN 10 2001

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 65-13924 Telephone No. 208-382-5601
or 512-343-2267

2. Name of Permit Holder(s): Robert L. Brueck

3. Mailing Address: PO Box 623

City Cascade State ID Zip 83611

4. Source of Water: groundwater If **GROUNDWATER** (well), Date Drilled: mo Oct / yr. 1997

Well Driller: Gestrin Well Drilling Drilling Permit Number 6597W0356000

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

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

Irrigation (No. of acres): Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR acre-feet

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

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

Measuring Device: Is a measuring device required?

Yes ☐ or No ☒

Has the measuring device been installed?

Yes ☐ or No ☒

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

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

Name: Robert L. Brueck Telephone Number 208-382-5601
or 512-343-2267

Address POB 623 (5 Wapiti Drive) Cascade ID 83611

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder

Robert L. Brueck
(include your title, if on behalf of company or organization)

Date

1-8-01

1 JAN 31 2001

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13924

Priority: December 27, 1999

Maximum Diversion Rate:

0.04 CFS

This is to certify, that ROBERT L BRUECK

PO BOX 623

CASCADE ID 83611

has applied for a permit to appropriate water from: GROUNDWATER

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NWSW), Sec. 7, Township 14N, Range 03E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

14N 03E 7 Lot 3 (NWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before March 1, 2001.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Domestic use is for 1 home.
5. Point of diversion is located within Lot 3, Gods Acres #1 Subdivision.
6. Place of use is located within Lots 3 and 6, Gods Acres #1 Subdivision.

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

3rd day of March, 2000.


for Karl J. Dreher, Director

UNDEVELOPED

1/1/2000

RECEIVED

MAR 1, 2000

Ident. No. 65-13924

FORM 202

2/98

(Internet)

Department of Water Resources

RECEIVED

DEPARTMENT OF WATER RESOURCES

NOV 19 1999

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

WATER RESOURCES
WESTERN REGION

1. Name of Applicant Robert L. Brueck Phone 208-382-5601
Mailing address PO Box 623 Cascade ID 83611
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is Township 14 N Range 3 E Sec. 7, in the SW 1/4, *
SW NW SW 1/4, SW 1/4, Govt. Lot 43, B.M., Valley County; *
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 cfs for domestic purposes from 1 Jan to 31 Dec (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source _____
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? 10-20-97, Drilling firm Gestrum Well Drilling
Well was drilled for (well owner) Robert L. Brueck; Drilling Permit No. 6597W0356000
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year) *
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. one household
e. Other; describe fully. _____

* See RETURN LETTER (DATE RECEIVED 12-27-99).

DAN
MICROFILMED 12-27-99

OCT 12 2000

8. Description of place of use:

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

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	3E	7									D	D							*

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Robert L. Brueck

b. Who owns the land to be irrigated or place of use? Robert L. Brueck

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: The subject property located at 5 Wapiti Drive Cascade ID 83611 is a residence built on two parcels of land (5 Wapiti and 1206 Fox) and the well is (or might be) located on the 1206 Fox parcel, but there is only one well for the one house.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Received #25⁰⁰ 12-27-1999 ^{BY} DAN

Receipt # W026020 - 12-27-1999
Received by DAN.

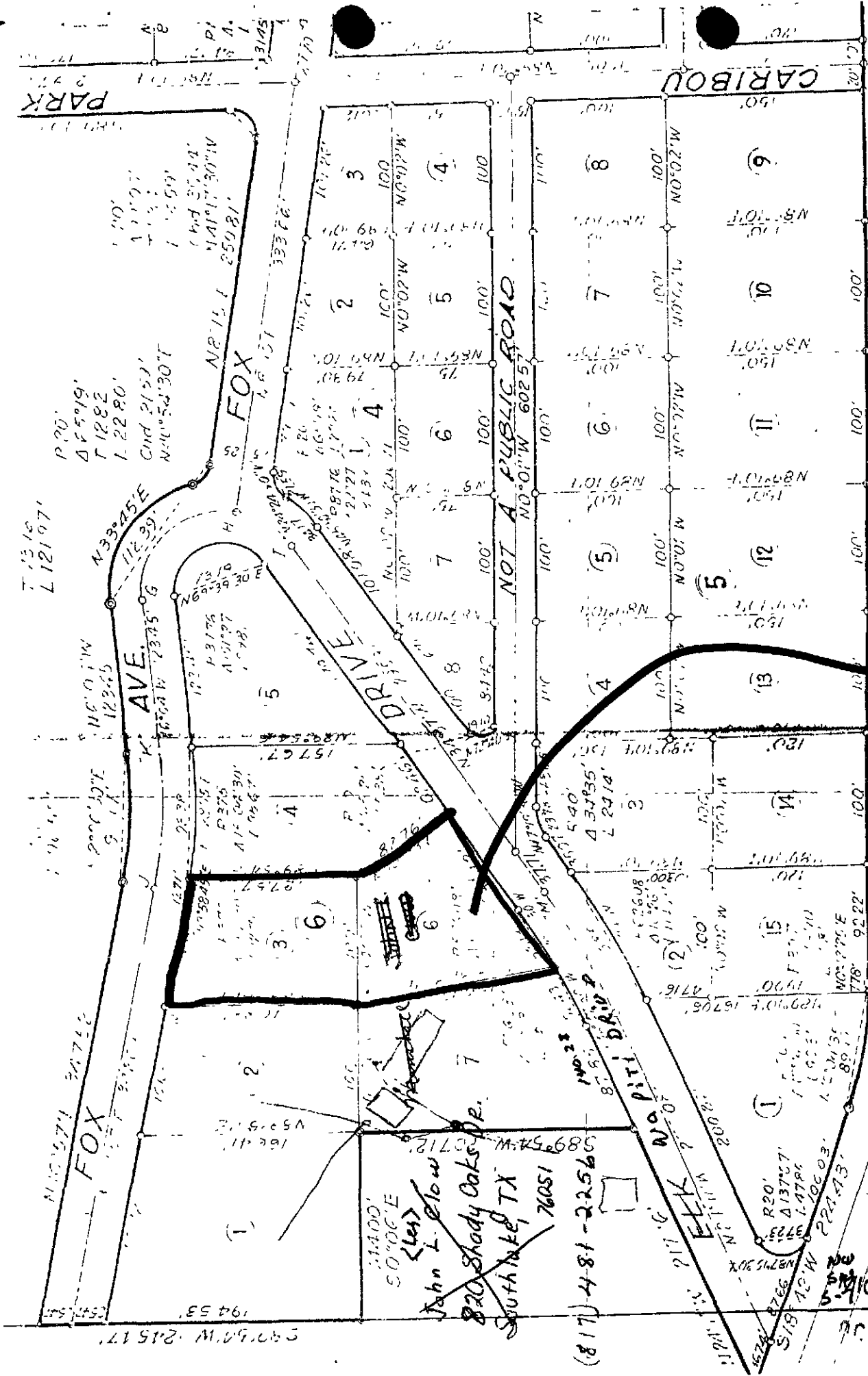
Robert L. Brueck

Signature of Applicant (and title, if applicable)

Received by Kb Date 11/19/99 Time 10:56 Preliminary check by DAN
Fee \$ 25⁰⁰ Receipted by W025929 # Kb Date 11/19/99
Publication prepared by LM Date 1-5-12-00 Published in LONG VALLEY ADVOCATE
Publication approved LM Date 2-23-00

* See attached Letter Received 12-27-99.

DAN 12-9-99 MICROFILMED
JUL 12 2000



5

John L. Elow
820 Shady Oaks Dr.
Southlake, TX 76081

(817) 481-2256

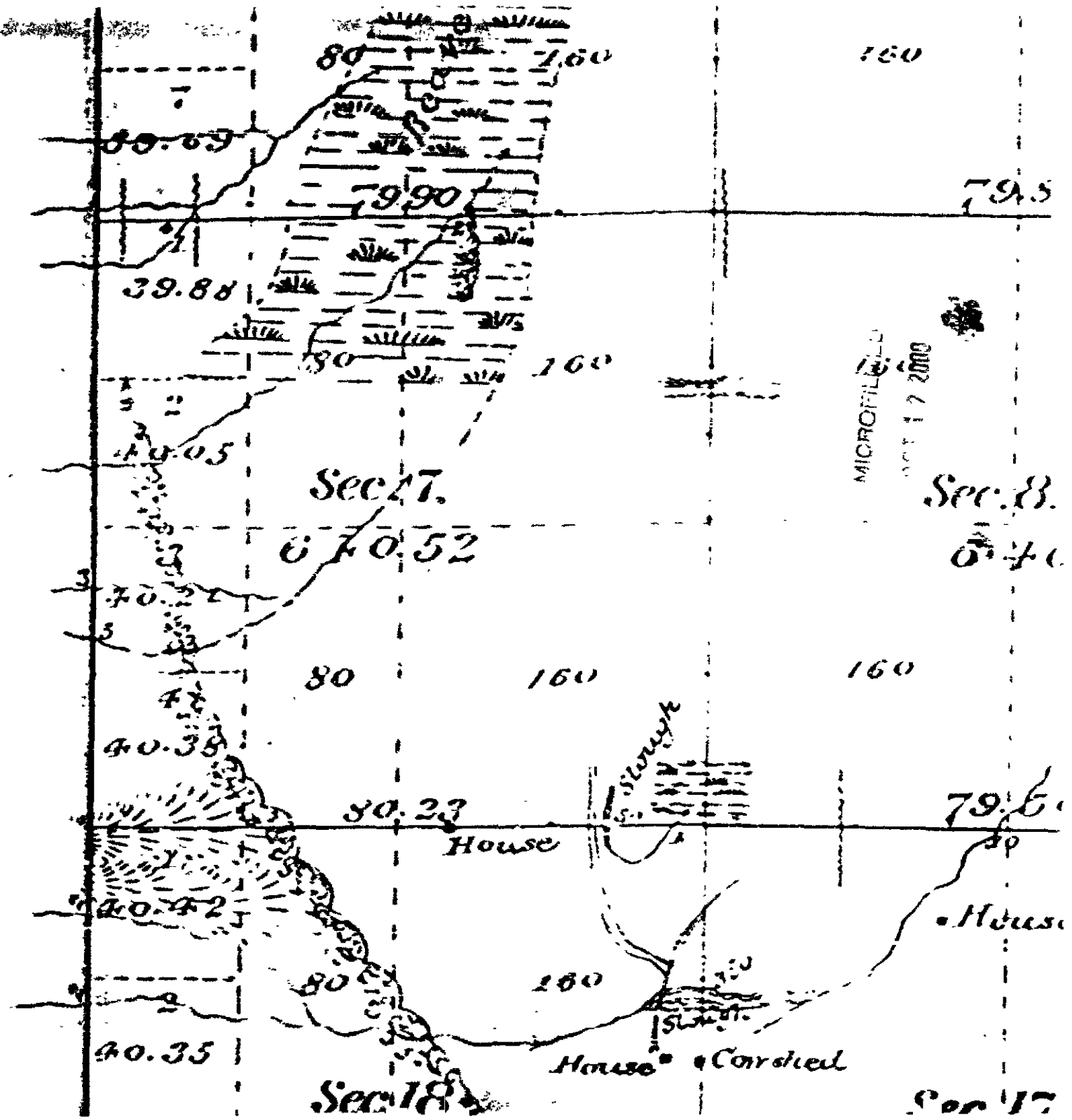
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5-14 MICROFILMED
OCT 12 2000

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MICROPHILLODONT
OCT 17 2000

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
1/4 _____	1/4 _____	1/4 _____	
Lat: _____	Long: _____		

1. DRILLING PERMIT NO. D.0001318
Other IDWR No 65 97 W 0356 000

2. OWNER:
Name Robert L. Brueck
Address Box 812
City McCall State ID Zip 83638

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

	Twp. <u>14</u>	North ☒ or South ☐
	Rge. <u>3</u>	East ☒ or West ☐
	Sec. <u>7</u>	1/4 <u>11W</u> 1/4 <u>5W</u> 1/4
	Gov't Lot _____	County <u>Valley</u>
Lat. _____		Long. _____

Address of Well Site 12016 Fox Rd.
City Cascade

(Give at least name of road + Distance to Road or Landmark)

Li. 3 Blk _____ Sub. Name Gods Acres No. 1

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
Chip Bentonite	0	19	3 sacks		Over bore to Seal Depth Filled from top, down

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 211' 4"
Was drive shoe seal tested? ☒ Y ☐ N How? Air/water

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	1' 6"	211	1.25"	Steel	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☒ Perforations Method Star Wheel Air Perforator
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
120	125	1/2" x 1"	50	6"	Steel	☒	☐
140	145	1/2" x 1"	25	6"	"	☒	☐
178	180	1/2" x 1"	15	6"	"	☒	☐
190	200	1/2" x 1"	50	6"	"	☒	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

57 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices: Sanitary Well Seal

11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Pumping Level	Time
6		200'	2 hrs

Water Temp. 52° Bottom hole temp. 52°
Water Quality test or comments: Good

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
10	0	2	Top Soil		X
10	2	8	Brown Clay		X
10	8	14	Boulders		X
10	14	19	Boulders and Brown Clay		X
6	19	30	Boulders and Brown Clay		X
6	30	45	Boulders Gravel and Brown Clay		X
6	45	75	Brown Clay		X
6	75	83	Boulders 1/2 Brown Clay		X
6	83	105	Brown Clay and Boulders		X
6	105	120	Brown Sandy Clay 1/2 Boulders		X
6	120	125	Brown Sandy Clay 1/2 Sand and Gravel	X	
6	125	145	Gravel, Clay, Boulders		X
6	145	160	Boulders and Clay		X
6	160	175	Brown Clay		X
6	175	182	Brown Clay and Gravel		X
6	182	187	Black Fine Grained Granite Boulder		X
6	187	205	Boulders, gravel 1/2 Brn Clay	X	
6	205	245	Muddy Brown Sand 1/2 lots of fines		X

3' 6" of fill in bottom
of Casing

RECEIVED

NOV - 6 1997

WATER RESOURCES
WESTERN REGION
MICROFILMED

Completed Depth 207' 6" (Measurable)
Date: Started 10-8-97 Completed 10-16-97

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed

Firm Name Gestrin Well Drilling Firm No. 408

Firm Official Robert L. Brueck Date 10-20-97

and
Supervisor or Operator [Signature] Date 10-20-97
(Sign once if Firm Official & Operator)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 19, 2002

ROBERT L BRUECK
PO BOX 623
CASCADE ID 83611

RE: License No. 65-13924 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klf

Enclosure(s)

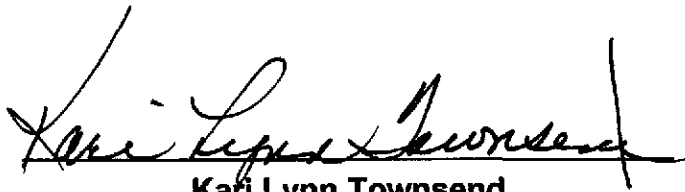
MICROFILMED
JUN 26 2002

CERTIFICATE OF SERVICE

I hereby certify that on April 19, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 65-13924

**ROBERT L BRUECK
PO BOX 623
CASCADE ID 83611**



**Kari Lynn Townsend
Secretary**

**MICROFILMED
AUG 26 2002**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

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

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
AUG 25 2002

LICENSE REVIEW CHECKLIST

Permit No 65-13924

Date: 4-16-02

Reviewer: Kay Walker

topo T59

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s) _____

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion

Permitted rate 2.04 cfs

Fee Limit 2.20 cfs

Measured _____ cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.04

Water Uses OK

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic 0.04 cfs 1.2 af

_____ cfs _____ af

_____ cfs _____ af

Total 0.04 cfs 1.2 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

_____ cfs x 1 9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks:

W01, W59/W60

Additional Conditions

_____ Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt Dist? _____

Crt. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? N/O

Adjust memo _____

Amend Letters

P87, S06

Second Amendment Notice

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

FEB 19 2002

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13924

* 1. Owner: Robert L. Brueck Phone No. 208-382-5601 or
(512-343-2267)

Current Address: PO Box 623 Cascade, ID 83611

2. Accompanied by: N/A EXAM DATE: 10-12-01

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: groundwater tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: } N/A

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3		NW	SW	7	14N	3E	Valley	county assessor

2. Place(s) of Use:

Indicate Method of Determination as above

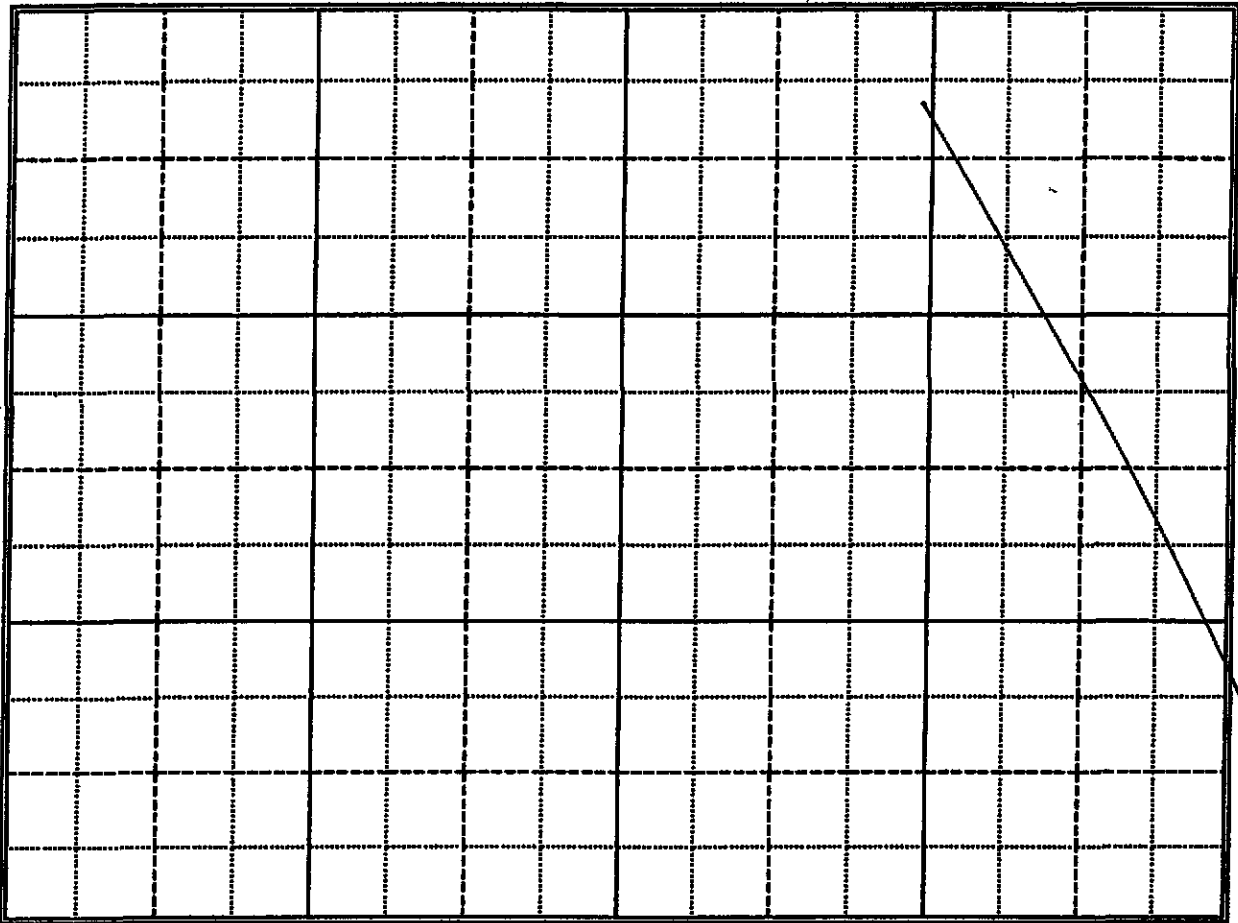
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	3E	7																	

MICROFILMED

AUG 25 2002

* ☐ "ownership change packet" mailed to present owner if other than permit holder

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



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

MICROFILMED

Aug 26 2002

E. NARRATIVE/REMARKS/COMMENTS

* Confirmed per county Assessor:

☒ telephone call
☐ office visit

NAME/Address present owner: same

Lot - 3+7 (application says 3+6)
Block - 6
Subdivision - God's Acre #1

PER IDWR records if known:

Well log - copy

drilling permit - tag # 1318
(or tag #)

* Assessor confirmed a dwelling is on site in
T.R.-S. 1/4-1/4 for identified owner.

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

VIDEOFILMED
10 26 2002

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Standard Domestic Exemption of .04 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days In Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Includes in-house and 1/2 acre yard
standard minimum of 1.2 afa

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	.04	1.2
Totals:			.04	1.2

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ☒ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATION Lisa MattsonField Examiner's Name Lisa Mattson Date 10-12-01

Reviewer _____ Date _____

MICROFILMED
APR 26 2002
SEAL



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 22, 2001

ROBERT L BRUECK
PO BOX 623
CASCADE ID 83611

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 65-13924

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and a \$50.00 license examination fee submitted for the above referenced permit. A license exam fee is not required for a ground water source with a rate of diversion of 0.04 cfs or less. Therefore, I will initiate the process to refund the license examination fee you submitted. You should receive a State of Idaho check for \$50.00 within seven (7) to ten (10) business days under separate cover for the fee you paid.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

If you have questions concerning the field examination, please contact the department's **Western** Regional Office in Boise at (208)334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

c: IDWR - Region
Fiscal

MICROFILMED

JAN 31 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No 65-13924

Reviewed By: dgibson

Date: January 22, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?		X	Drilling permit No :	6597w0356000	
Appropriate fee submitted?		X	Drilling permit upgrade needed?		
Receipt No	C051797		Well driller's report filed?		X
Additional Amount Due.			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		X

Priority Calculation

Date proof received	01/10/2001
Date proof due	- 03/01/2001
No. of days late	= 0
Holiday allowance	+
Priority date	+ 12/27/1999
New priority date	= 12/27/1999

Deficiencies of Actions Items

Acknowledge proof and refund examination fee since this filing is exempt from the fee

December 31, 2000

ROBERT L BRUECK
PO BOX 623
CASCADE, ID 83611

PROOF DUE NOTICE

RE: PERMIT NO. 65-13924

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 March 01, 2001. (See last page of your approval 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. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

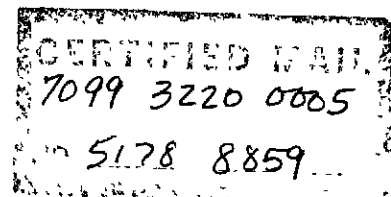
Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

MICROFILMED

DEC 31 2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 3, 2000

ROBERT L BRUECK
PO BOX 623
CASCADE ID 83611

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13924

Dear Permit Holder:

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

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

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

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

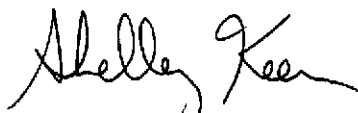
Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit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

MICROFILMED

ACT 17 2000

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

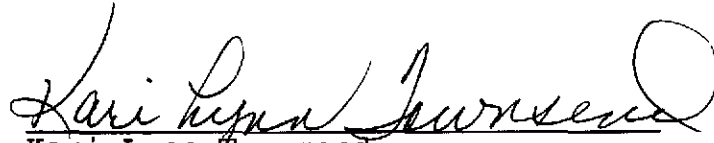
OCT 12 2009

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of March, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 65-13924

ROBERT L BRUECK
PO BOX 623
CASCADE ID 83611


Kari Lynn Townsend
Secretary

MICROFILMED
OCT 12 2000

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

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 3/1/00

No. 65-13924 Name: Bruce k Corp. Officers N/A Ad ok ☒ Govt Lots ☒

AREA OF CONCERN: ☒ No/Yes ☐ Moratorium ☐ GWMA ☒ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34/ - 085
Irr w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
~~Supp irr (irr = only use)~~ - 065-104
~~Supp irr (+ other uses)~~ - 100-105
≤ 0.24 cfs/5 acres - No MD
→ 0.24 cfs/5 acres - 01M

LOCATION:

~~Boise Front LoGeo~~ - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag -
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 3, 01, 2001

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING SECTION REVIEW/RESPONSE
In-stream development - P52
WD - R04 (WD#)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
Restricted area - 022,075
Irr, GW supp to SW - 102
DOMESTIC W01 (1)
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼ - W32
Subd lot desc (pd) - W59 lot 3
Subd lot desc (pu) - W60 lots 3 & 6 #1 Subd.
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON - (Per updated map)

OTHER CONDITIONS/REMARKS

COMMENTS

IDA DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
MAR 1 2000
DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: DAN DATE: 12-10-99 APPLICATION: 65-13924

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
yes P/D
yes P/U

ADDITIONAL INFORMATION

NO ADVERTISE REMARK(S)
(Reviewer identify which remarks)

☒ T FLAG CHANGED TO P FLAG

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ Overlapping point of diversion.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium:
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
____ immediate = acceptable plan required and submitted.
____ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

See LETTER DATED 12-10-99

Date Requested 12-10-99 Date Response Received 12-27-99

PROCESSING

APP. NO.

65-13924

YES NO

☒ ☐ In form for advertising:
☒ ☐ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:

☒ ☐ Final date for protest 1-24-00

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Water delivered by water master? District # _____

☒ ☒ Special conditions of approval or cover letter: "046 & Standard conditions"

☒ ☐ See below for additional information

Recommended Date or Priority 12-27-1999

Recommended by: Daniel A. Nelson Date: 2-28-2000

ADDITIONAL INFORMATION:

lot, piece or parcel of land
in Valley County, Idaho and shown
as Lot 62, LAKEFOREST SUBDIVISION,
a plat which is recorded in the office of the
Recorder of Valley County, Idaho.

THE TRUSTEE HAS NO KNOWLEDGE
OF A MORE PARTICULAR DESCRIPTION
OF THE ABOVE-DESCRIBED
REAL PROPERTY, BUT FOR PURPOSES
OF COMPLIANCE WITH IDAHO
CODE, SECTION 60-113, THE TRUSTEE
HAS BEEN INFORMED THAT THE
STREET ADDRESS OF 904 BUCKBOARD
WAY, MCCALL, ID 83638, MAY SOME-
TIMES BE ASSOCIATED WITH SAID
REAL PROPERTY.

Said sale will be made without covenant
or warranty regarding title, possession or
encumbrances to satisfy the obligation secured
by and pursuant to the power of sale con-
ferred in the deed of trust executed by
ROBERT MARSHALL SANDBANK and
KRISTEN I. SANDBANK, HUSBAND
AND WIFE, as Grantor, to CHARLES C.
JUST, ESQ., as Successor Trustee, for the
benefit and security of STANDARD FED-
ERAL BANK, a Federal Savings Bank, as
Successor Beneficiary, recorded August 22,
1995, as Instrument No. 212960, Mortgage
records of Valley County, Idaho. THE
ABOVE GRANTORS ARE NAMED TO
COMPLY WITH SECTION 45-1506(4)(A),
IDAHO CODE NO REPRESENTATION
IS MADE THAT THEY ARE, OR ARE
NOT, PRESENTLY RESPONSIBLE FOR
THIS OBLIGATION.

The default for which this sale is to be made
is failure to
make principal and interest payments as set
forth on said Deed of Trust and Promissory
Note. The original loan amount was
\$128,500.00 together with interest thereon
at the rate of 8.000% per annum, as evi-
denced in a Promissory Note. Payments are
in default for the months of August through
and including December of 1998 and January
of 1999 in the amount of \$1,056.22 per
month and continuing each and every month
thereafter until date of sale or reinstatement.
The principal balance as of January 19th,
1999 is \$124,877.06, together with accrued
and accruing interest at the rate of 8.000%
per annum, from and after July 1st, 1998.
In addition to the above, there is also due
any late charges, advances, attorney fees,
fees or costs associated with this foreclo-
sure.

and the balance owing as of this date on the
obligation secured by said deed of trust is
\$124,877, excluding interest and excluding
any costs and expenses actually incurred in
enforcing the obligations thereunder or in
this sale, as trustee's fees and/or reasonable
attorney's fees as authorized in the promis-
sory note secured by the aforementioned
Deed of Trust.

TAMMIE HARRIS
TRUST OFFICER FOR CHARLES C.
JUST, ESQ.
Dated 12/7/1999
Publish 12225, 12/29, 1/5, 1/12

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13924

BRUECK, ROBERT L
PO BOX 623

CASCADE, ID 83611

Source: GROUNDWATER

Diversion Pt: Lot 3 (NWSW) Sec 7 T 14N
R 03E in VALLEY County.

Use: DOMESTIC (0.040 CFS) Total
Diversion: (0.040 CFS)

Date Filed: 12/27/1999

In: VALLEY County

T14N R03E S07 Lot 3(NWSW)

13925

EILMUNSTER, DONALD K
PO BOX 4

GARDEN VALLEY, ID 83622

Source: GROUNDWATER

Diversion Pt: LOT 1 (NENE) Sec 5 T 16N
R 03E in VALLEY County.

Lot 4 (NWNW) Sec 5 T 16N
R 03E in VALLEY County

SWNW Sec 5 T
16N R 03E in VALLEY County.

SESE Sec 5 T 16N
R 03E in VALLEY County.

Use: IRRIGATION (9.240 CFS) Total
Diversion: (9.240 CFS)

Date Filed: 12/13/1999

In: VALLEY County

T16N R03E S04 Lot 4(NWNW SWNW
NWSW SWSW

S05 Lot 1(NENE) Lot 2 (NWNW) SWNE
SENE

LOT 3(NENW) Lot 4(NWNW)
SWNW NESE

S06 Lot 1(NENE)

S09 NWNW SWNW

462.0 ACRES TOTAL

Applicant proposes no increase in com-
sumptive use for up to four wells to sup-
plement existing Mud Creek rights

Permits will be subject to all prior water
rights. Protests may be submitted based on
the criteria of Sec. 42-203A, Idaho Code.
Any protest against the approval of this
application must be filed with the Director,
Dept. of Water Resources, Western Region,
2735 Airport Way, Boise, Idaho 83705
together with a protest fee of \$25.00 for
each application on or before JANUARY
24, 2000. The protestant must also send a
copy of the protest to the applicant.
KARL J. DREHER, Director
Publish 1/5/2000 & 1/12/2000

NOTICE OF CORRECTED APPLI- CATION FOR PERMIT

Notice is given that DUANE & LAURA
PANCHERI of 19010 S CAN-ADA RD.,
MELBA ID 83641 applied for Applications
for Permit that were incorrectly advertised
on 11-17 & 24-1999 in Valley County as
follows:

Both applications were filed on 8-25-1999
for supplemental irrigation from ground
water, all within T13N R4E. Applicants
agreed to mitigate consumptive use in the
future as needed

#65-13899, 4.0 cfs, diverted in SESE S18
or NENW S19 for 713 acres in portions of
Sections 17-20 and 29-30

#65-13900, 4.0 cfs, diverted in Lot 13
(SWNE) or NWSE S6 for 681 acres in por-
tions of Sections 5-8 and 17-18.

CORRECTED NOTICE

Application #65-13899 was incorrectly
advertised with a diversion point in SESE
instead of SESW S18. Also, the applicant
amended the filing to delete acres in Govt.
Lot 11 (N 1/2 SW 1/4) S20, reducing the
total acres to 694.

Application #65-13900 was incorrectly
advertised with a place of use in SWSE
instead of SWSW S5 and omitted SWNE
S7. Also, the applicant amended the filing
to delete acres in Govt. Lot 13 (SWNE) S6
and Govt. Lot 3 (SWNW & NWSW) S8,
reducing the total to 647 acres.

The amendments were recently filed to
delete public land from the place of use.

The permits will be subject to all prior water
rights. Protests may be submitted based on
the criteria of Idaho Code #42-203A. Any
protests against approval of this application
must be filed with the Idaho Department of
Water Resources, Western Region, 2735
Airport Way, Boise ID 83705-5082, togeth-
er with a protest fee of \$25 for each appli-
cation on or before January 24, 2000. The
protestant must also send a copy of the protest
to the applicant.

Karl J. Dreher, Director
Publish 1/5 & 1/12/2000

INVOICE

INVOICE NO.	DATE
JAN-199	1/26/00

SALESPERSON	HOUSE

VED

2000

SOURCES
REGION

\$

AMOL
REMI

PPER PORTION WITH PAYMENT TO ENSURE PROPER CREDIT

	QUANTITY	PER UNIT	COST
	59	0.66	38.9
	59	0.55	32.4

TAX	
TOTAL	71

MICROFILMED

1074
JUL 12 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DECEMBER 29, 1999

Legal Notices Department
Long Valley Advocate
PO Box 1079
Cascade, ID 83611

Dear Legal Dept.:

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 JANUARY 24, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

DEC 30 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILM --

OCT 12 2000

65-13924

BRUECK, ROBERT L
PO BOX 623
CASCADE, ID 83611

Source: GROUNDWATER

Diversion Pt: LOT 3 (NWSW) Sec 7 T 14N R 03E in VALLEY County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 12/27/1999

In: VALLEY County
T14N R03E S07 Lot 3 (NWSW)

1000.0000
OCT 12 2000

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before JANUARY 24, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 1/ 5/2000 & 1/12/2000

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OCT 12 2000

RECEIVED

MAR 1 . 2000

Department of Water Resources

FILE PRESENTATION

This application was processed prior to the January 12, 2000 memo "Changes to Water Right Applications." The old technique of making application changes was used.

To avoid additional processing delay, the file is forwarded as "one in the pipeline" with respect to that memo. The regional office anticipates that this will be acceptable for this limited group of applications.

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OCT 12 2000

Ident. No. 65-13924

Comments: Date: 12/27/1999 User-ID: DNELSON

Subject: ADDITIONAL INFORMATION

APPLICANT: Place of use and point of diversion are also known as lot 3 and lot 6 Gods Acres No. 1 Subdivision. Well is located in Lot 3 but is very close to the line. Applicant also has second address of 3606-A Greystone Drive, Austin, Texas 78731. Second telephone number is (512) 343-2267 and email address is rlbrueck@cyberhighway.net.

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OCT 12 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

12/10/99

RECEIVED

DEC 27 1999

WATER RESOURCES
WESTERN REGION

ROBERT L BRUECK
PO BOX 623
MC CALL, ID 83611

RE: APPLICATION FOR PERMIT FOR GROUNDWATER

Dear Mr. Brueck,

We received your application for permit on 11/19/1999. We can not continue to process this application until we receive some additional information and \$25.00 for the \$50.00 application for permit fee. I attempted to contact you by telephone on 12/10/1999 and left a message. This letter contains the information required in that telephone call. Please supply the following:

- 1.) \$ 25.00 for \$ 50.00 application for permit fee. You sent \$ 25.00 with your application for permit. The minimum application for permit fee is \$ 50.00. You may have confused the fee with the \$ 25.00 adjudication claim-filing fee. We will not be able to process you application until we receive the full fee amount. *enclosed*
- 2.) We will also need a time you plan to complete the project. From the information supplied in your application, it looks as though the project has already been completed. If this is so please write the minimum amount of time of 1 year. *Yes, 1 year*
- 3.) There is also a discrepancy over the legal description that you supplied. You state on your application that your property is located in the SWSW of Section 7, Township 14N, and Range 03E. On the map that you supplied and the maps we have in our office of Valley County Subdivisions, it looks as though your property is actually in the NWSW of Section 7. I doubled checked this with your well log and your well driller (Gestrin Well Drilling) also places your property in the NWSW of Section 7. Please look at the enclosed map and let me know the actual location of your property. *Yes NWSW*

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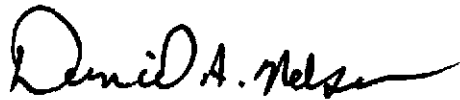
DEC 12 2000

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Brueck

In order to process all of the applications in our office as efficiently as possible, we are required by Idaho Code § 42-204 to ask that this information be sent to our office within 30 days or we are to void the application for permit. **Therefore, if we do not receive the above information by 1/10/1999 we will be forced to void your application for permit.** If your permit is voided you will be able to re-file for this water right with a later priority date.

If you have any questions please contact me at the above telephone number.

Respectfully,



Daniel A. Nelson
Sr. Water Right Agent

Daniel,

Check for 25⁰⁰ enclosed.

Answers to questions / issues are noted
in the margin

Thank you for your help. If necessary
to contact me further, phone number is now
512-343-2267, or email <rlbrueck@cyberhighway.net>
or mail at 3606-A Greystone Dr
Austin TX 78731

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OCT 12 2000



MEMORANDUM

TO: FILE

FROM: DANIEL A. NELSON

DATE: 12/13/99

SUBJECT: APPLICATION FOR PERMIT FOR ROBERT L. BRUECK

Mr. Brueck called today and left a message. He stated that he was traveling and would try to get the necessary information back to me as soon as he could. I will hold the application until we can get the additional information required for a while longer than 1/10/1999.

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OCT 12 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

12/10/99

COPY

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PO BOX 623
MC CALL, ID 83611

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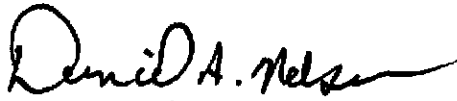
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If you have any questions please contact me at the above telephone number.

Respectfully,

A handwritten signature in cursive script that reads "Daniel A. Nelson".

Daniel A. Nelson
Sr. Water Right Agent

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OCT 12 2000

Valley county maps

