

59
LOT 4

BIG

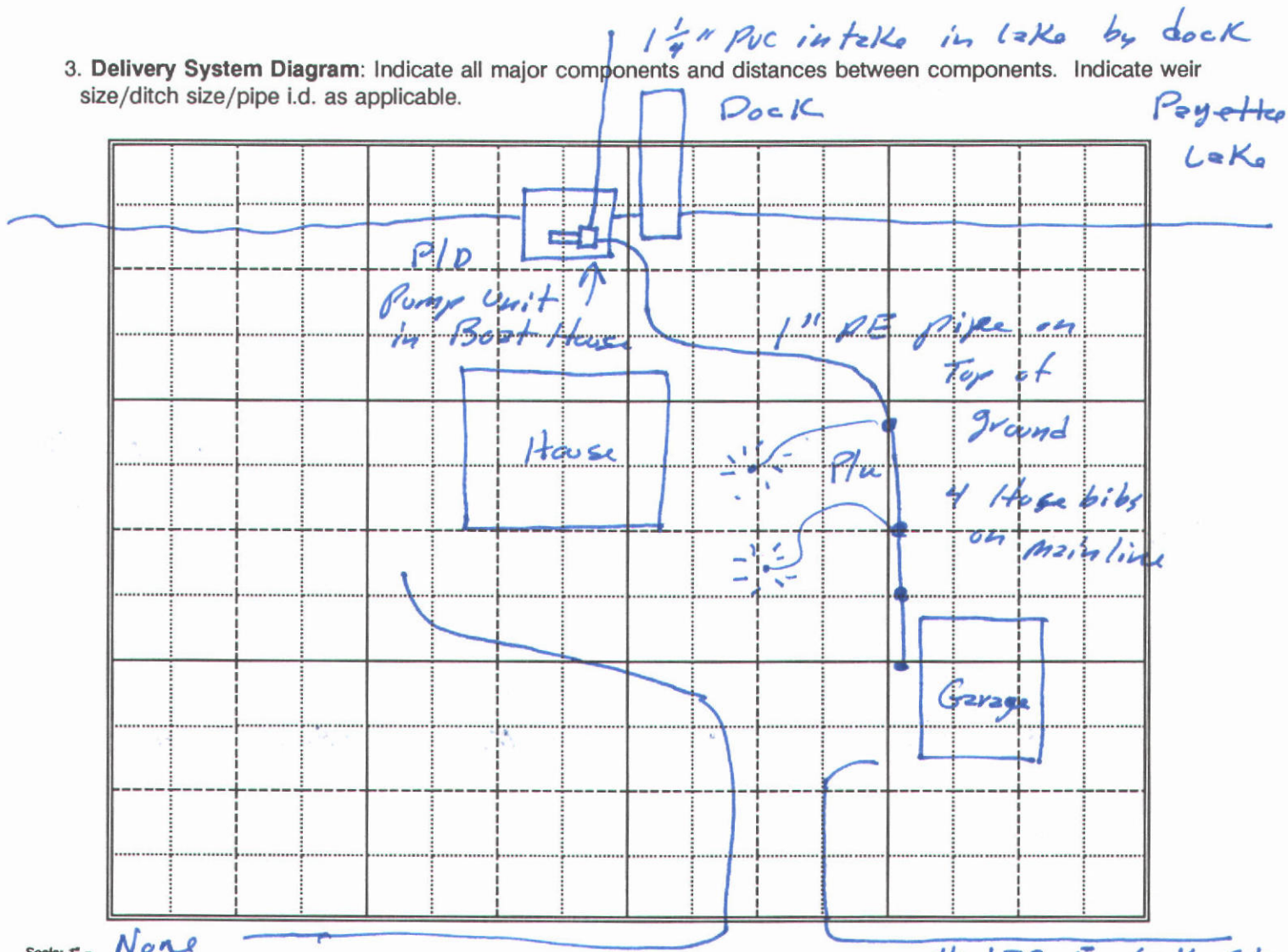
NETTE

LAKE

MICROFILMED

AUG 10 1998

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



Scale: 1" = None

☒ 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 # 139 E. Lake St. (Hwy 55)

4.

Well or Diversion Identification No.*	Motor Make	Hp	^{Model} Motor Serial No.	Pump Make	^{Model} Pump Serial No. or Discharge Size
Lake Pump	A.O. Smith	1 1/2	C48L2EC15	STA-BITE	JHF-51HL

*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: None - New pump being installed.

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AUG 24 2000

T 18 N

4975

4974

55'

55

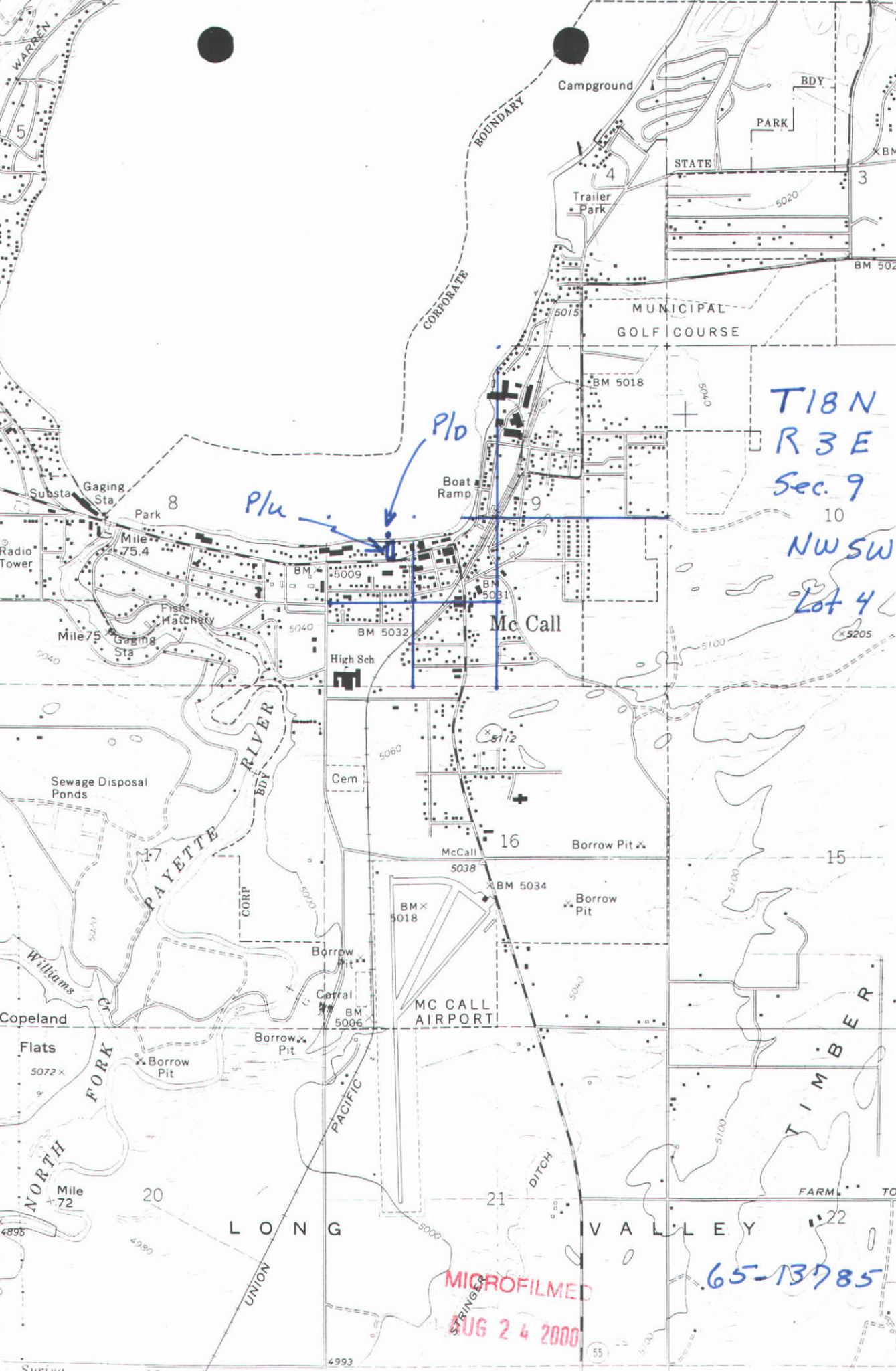
COUNCIL 36 MI.
MEADOWS 9 MI.

1 180 000
FEET

4972

4971

4970



T18N
R3E
Sec. 9
NW SW
Lot 4

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AUG 24 2000

65-13785

44°52'30"

Lot 2

P/D

New Pump
unit being
installed
in Boat
House.



P/D

1 1/4" PVC

Pump
intake
line in
Lake by
Dock



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AUG 24 2000

65-13785

2 of 2

P/u

1" PE pipe

Mainline

in

Yard.



P/u

Typical

Hose Bib

on

1" PE

pipe

Mainline.



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AUG 24 2000

65-13785

(208) 382-4295
VALLEY COUNTY ASSESSOR
CASCADIA ID 83611

IMPORTANT NOTICE-PLEASE READ

PARCEL NO.

RP M00000095467
PAGE 1 OF 1
3-00

U.S. POSTAGE

0.20

1995

CATEGORY DESCRIPTION
20 RES LOTS
41 RES BLDG

TAX CODE
LOTS/ACRES

.392 AC

242,598
76,214

.392

318,812*

TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
Taxes are based on the valuation
listed on this statement.

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 26, 1995

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

ST 83638

PROPERTY ADDRESS
PREVIOUS NUMBER

139

E. LAKE

Mail To:

MCCALL ACREAGE
TAX NO. 161 IN GOV'T. LOT 4
S9 T18N R3E

EBERLE DONALD R. & SELMA A

BOX 1091

MCCALL

ID 83638

N
↑

PAYETTE LAKE

Diversion → X

← 65 ft →

TAX # 161

Lot 4

McCall, Id.

139 LAKE ST.

MICROFILMED

AUG 10 1998

LAKE ST

PAULS MARKET

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13785

Priority: April 1, 1998

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that DONALD R EBERLE
SELMA ANN EBERLE

PO BOX 1389

MC CALL ID 83638

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 1, 1998; and has submitted Proof of Beneficial Use on May 4, 1999. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

PAYETTE LAKE

tributary to PAYETTE RIVER, NORTH FORK

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	04/15 to 10/31	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (NWSW), Sec. 9, Township 18N, Range 03E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

18N 03E 9 Lot 4 (NWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. The availability of water for this right is subject to all prior water rights of Lake Reservoir Co.
4. When water is not available to fill this right, the right holder shall cease diversion or shall rent water from the Payette River Rental Pool.
5. Domestic use is for lawn watering for 1 home.

MICROFILMED

AUG 24 2000

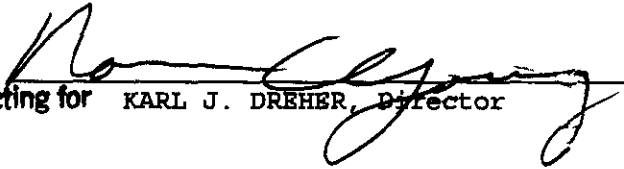
State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-13785

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 administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 28th day of

June, 2000.


Acting for KARL J. DREHER, Director

MICROFILMED
AUG 24 2000

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. W025154
Receipt By: Rdh
Date Received: 5-4-99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY - 6 1999

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 65-13785 Telephone No. 634-2092
2. Name(s) of Permit Holder(s): DONALD R + SELMA ANN EBERLE
3. Mailing Address: P.O. Box 1389, McCALL, IDAHO 83638
4. Source of Water: Payette Lake If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
 - a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____
 - b. OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .02 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 <u>1</u>
	Has the measuring device been installed?	Yes ____ or No ____
Flow Measurement Port:	Is a flow measurement port required?	Yes ____ or No <u>1</u>
	Has the measurement port 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: DONALD R + SELMA ANN EBERLE Telephone Number: 7634-2092 or 355-2625
Address: P.O. Box 1389, McCALL, Idaho 83638
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: D. R. Eberle

(include your title, if on behalf of company or organization)

MICROFILMED

Date: 5/4/99

AUG 09 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13785

Proposed Priority: April 1, 1998

Maximum Diversion Rate:

0.02 CFS

This is to certify, that DONALD R EBERLE
SELMA ANN EBERLE
PO BOX J
MCCALL ID 83638

has applied for a permit to appropriate water from:

PAYETTE LAKE tributary of PAYETTE RIVER, NORTH FORK

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

DOMESTIC	04/15 to 10/15	0.02 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (NWSW), Sec. 9, Township 18N, Range 03E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

18N 03E 9 Lot 4 (NWSW)

CONDITIONS OF APPROVAL AND REMARKS

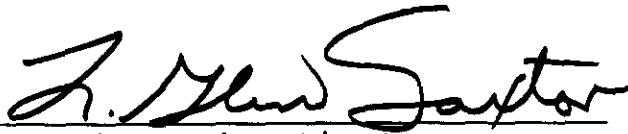
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1999.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. The availability of water for this right is subject to all prior water rights of Lake Reservoir Co.
6. When water is not available to fill this right, the right holder shall cease diversion or shall rent water from the Payette River Rental Pool.
7. Domestic use is for lawn watering for 1 home.

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

29th day of June, 1998

MICRO-FILMED

AUG 10 1998


Karl J. Dreher, Director
for

RECEIVED

APR 01 1998

FORM 202
1/96WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 65-13785

RECEIVED

JUN 19 1998

DEPARTMENT OF WATER RESOURCES

1. Name of Applicant DONALD R. + SELMA ANN EBERLE Phone 208-634-2092
Post Office address P.O. Box J, McCall, ID 83638
2. Source of water supply PAYETTE LAKE which is a tributary of *Payette River, North Fork
3. Location of point of diversion is ** 1/4 of NW 1/4 of SW 1/4, Govt. Lot 4
Sec. 9 Township 18N Range 3E B.M. Valley County; additional points of diversion if any: See Warranty Deed and Tax 955025 ment
4. Water will be used for the following purposes:
+ .02 Amount 5 ACF for DOMESTIC purposes from 4/15 to 10/15 (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) + .02 cubic feet per second and/or (b) 5 ACF acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump in lake
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 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

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AUG 10 1998

+ As per tel. conversation w/Don Eberle 04/14/1998 n n

* As per USGS eval. n n 4/13/1998

** Pld added per Warranty Deed submitted with application + qwr plus, attached. n n 4/13/1998

9. 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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	3E	9	TAX	NO			161	in	6	out	Lot	4							1.392
											*	D							

Total number of acres to be irrigated 1.392

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

11. a. Who owns the property at the point of diversion? Donald R + Selma Ann EBERLE

b. Who owns the land to be irrigated or place of use? Donald R + Selma Ann EBERLE

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

Comments

12. Remarks: DOMESTIC use is for lawn irrigation for one home.

13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number. NW corner of Lot 4

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.

* As per tax notice + govt plat. rec'd 4/14/1998

D. M. Eberle
(Applicant)

Received by KG Date 4/11/98 Time 12:48 Preliminary check by KT
 Fee \$ 50.00 Receipted by KG # W023642 Date 4/11/98
 Publication prepared by ST Date 4/30/98 Published in Star News on 5/14/98
 Publication approved KG Date 5/22/98

MICROFILMED

AUG 10 1998

Ident. No. 65-13785

Comments: Date: 4/20/1998 User-ID: MMINICUC

Subject: Use

Domestic use is for lawn irrigation for one home.

Comments: Date: 4/20/1998 User-ID: MMINICUC

Subject: Legal

Legal description per tax notice included with application and
govt plat in IDWR records. Property is AKA Tax #161, 139 Lake St.
McCall. Northwest corner of govt lot 4.

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AUG 10 1998

GOUT PLAT (1894)

T18N R3E

S9

LOT 4

BIG

ET

LAKE

32.10

39.88

80

Sec.

598

55.70

N. 0° 2' W.

N. 0° 2' W.

79

57.00

52.00

51.2

57.90

Sec.

64

27.40

27.00

35.60

35.60

N. 0° 3' W.

58.40

N. 0° 2' W.

80.60

80

MICROFILMED

AUG 10 1998



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

June 29, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DONALD R. EBERLE
SELMA ANN EBERLE
PO BOX 1389
MC CALL ID 83638

RE: WATER RIGHT NO. 65-13785

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

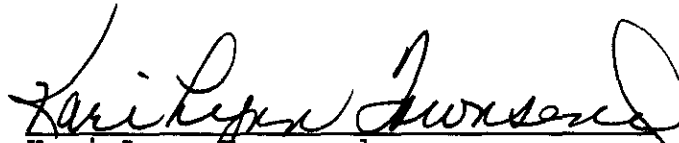
MICROFILMED
AUG 24 2000

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of June, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 65-13785

DONALD R EBERLE
SELMA ANN EBERLE
PO BOX 1389
MC CALL ID 83638


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 24 2000

**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).

MICROFILMED

AUG 24 2000

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 24 2000

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 6/27/00
Permit No. 65-13785

BU Fee Pd \$ 50.00

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☐ n/a ☐ plat copy attached

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

GROUNDWATER (✓Flow Chart)

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 (if on permit)

LOCATION:

Trust - R55 (consumptive uses)
Non-Trust - 048-049 (consumptive uses
or non-cons > 10 cfs)

PD Change - P39/P47 - feds(P40)
PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

USES:

STORAGE - 18A-R02-01P-18B-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 - 081
FISH PROP - 029(70'S only)-042-081
HEAT/COOL - R07(injection well)
FIRE PROT - 077

Use Change/Add - P46

ADVANCE PRIORITY? ☐ Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - C/tire shop
Non-consumptive - 027
Water Quality - 081-R07
Mitigation - 121 (if on permit)
PPU acre limit - W27

CHECK NEW IRR SEASON MAP ☒

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
WD - R04 (WD# 65)
≤ 0.20 cfs/others - R02- 01P or No MD
> 0.20 cfs - R43

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

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027
MUNICIPAL
Restricted area - 022,075
Irr, GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or House above Star Bridge)
~~27A (Payette R)~~ N/A
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Lawn/garden included - W01 spea.

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right # _____
PU overlap rights - WB7-W31(<1 ac)
GW replaced SW - 050

Permit Rate .02 cfs Fee Limit 0.20 cfs
Measured ✓ cfs Theoretical .02 cfs

Use	Rate	Volume
<u>Dom</u>	<u>02</u> cfs	_____ af
_____	_____ cfs	_____ af
_____	_____ cfs	_____ af
TOTALS	_____ cfs	_____ af

OTHER CONDITIONS/REMARKS/COMMENTS

SRBA Claim Filed ☐ Yes ☒ No

If no, is a claim required: ☐ Yes ☒ No

AMENDMENTS REQUIRED ☐ Yes ☒ No
Adjustment Memo Needed ☐ Yes ☒ No

If yes, paragraph codes: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 05 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13785

1. Owner: Donald R. & Selma Ann Eberle Phone No. (208) 634-2092

Current Address: P.O. Box 1389, McCall, ID 83638

2. Accompanied by: Don Eberle EXAM DATE: 7-13-99

Address: Same Phone No. Same

Relationship to Permit Holder: Same

3. Source: Payette Lake tributary to Payette River, North Fork

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Domestic from Municipal System

2. Other water rights with the same point of diversion: None

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
	4		NW	SW	9	18N	3E	Valley	Site Visit, map

2. Place(s) of Use:

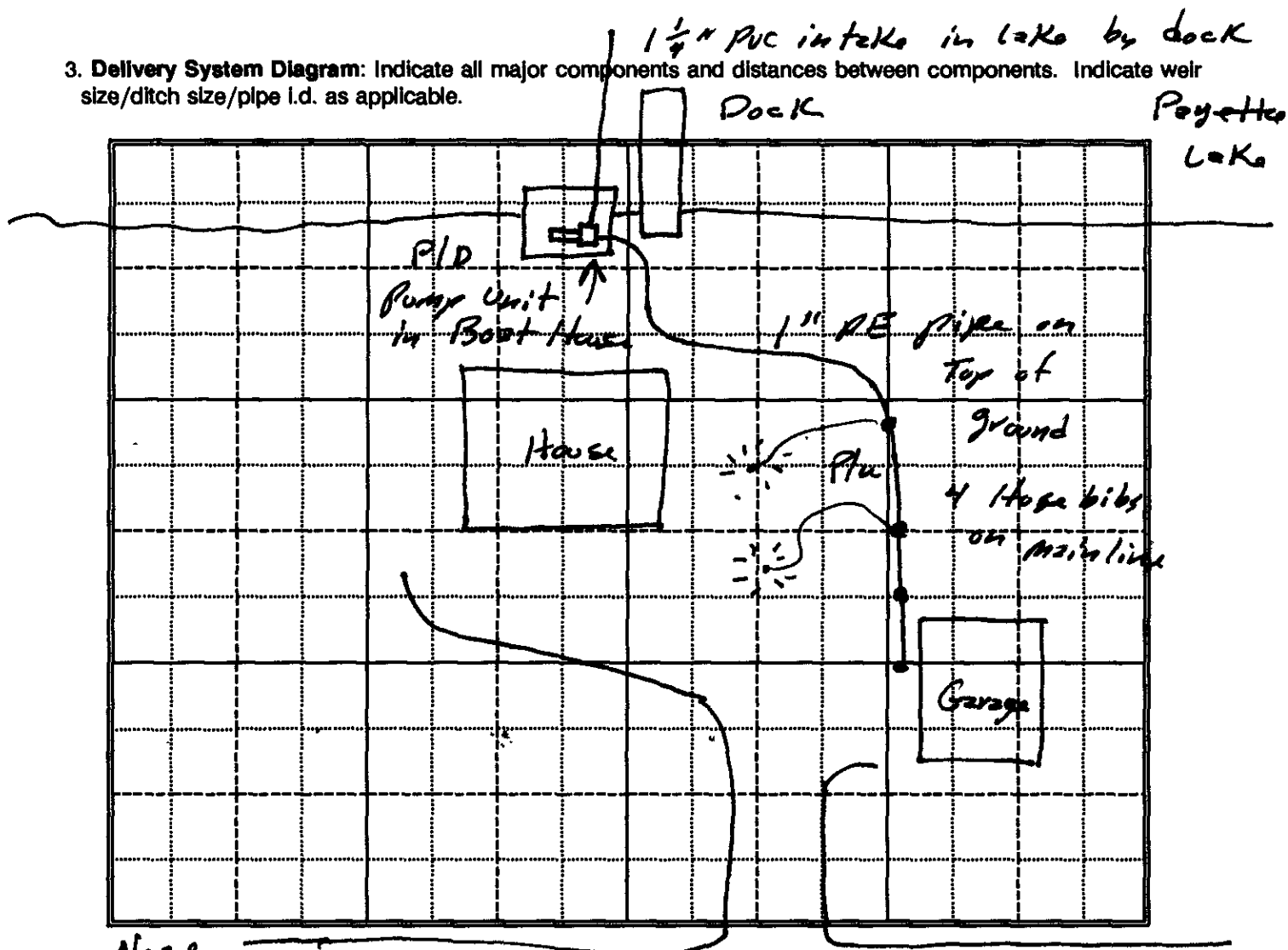
Indicate Method of Determination Site Visit, map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N	3E	9																	

MICROFILMED

AUG 24 2000

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



Scale: T - None

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)

139 E. Lake St. (Hwy 55)
Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model Motor Serial No.	Pump Make	model Pump Serial No. or Discharge Size
Lake Pump	A.O. Smith	1 1/2	C48L2EC15	STA-BITE	JHF-51HL

*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: None - New pump being installed.

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E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for external domestic - yard irrigation - from Payette lake. The house is on McCall's Municipal water system, and also has hose bibs for yard irrigation.
2. A portable pump unit in the Boat House by the lake pumps water through a 1" PE pipe mainline laid on top the ground. The yard is irrigated with hoses and sprinklers from 4 hose bibs on the mainline.
3. The owner was installing a new pump unit at the time of the exam to replace the old unit.
4. The street address is 139 E. Lake St, Hwy 55.

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

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AUG 24 2000

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: None - Theoretical Cal.

$$Q = \frac{(8.8)(1\frac{1}{2} \text{ HP})(702)}{4' + (45 \text{ PSI})(\frac{39'}{147 \text{ PSI}})} = 0.09 \text{ cfs} > \underline{0.02 \text{ cfs}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

External Domestic - yard
irrigation
0.6 AFA from lake

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>07/15</u>	<u>10/31</u>	<u>0.02</u>	<u>0.6</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.02</u>	<u>0.6</u>

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

New irrigation
Season -

I. AUTHENTICATIONField Examiner's Name Dan Zwick Date 11-22-99

Reviewer _____ Date _____

SEAL

04/15 to 10/31

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AUG 24 2000

T 18 N

4975

4974

55'

55

COUNCIL 36 MI
MEADOWS 9 MI

1 180 000

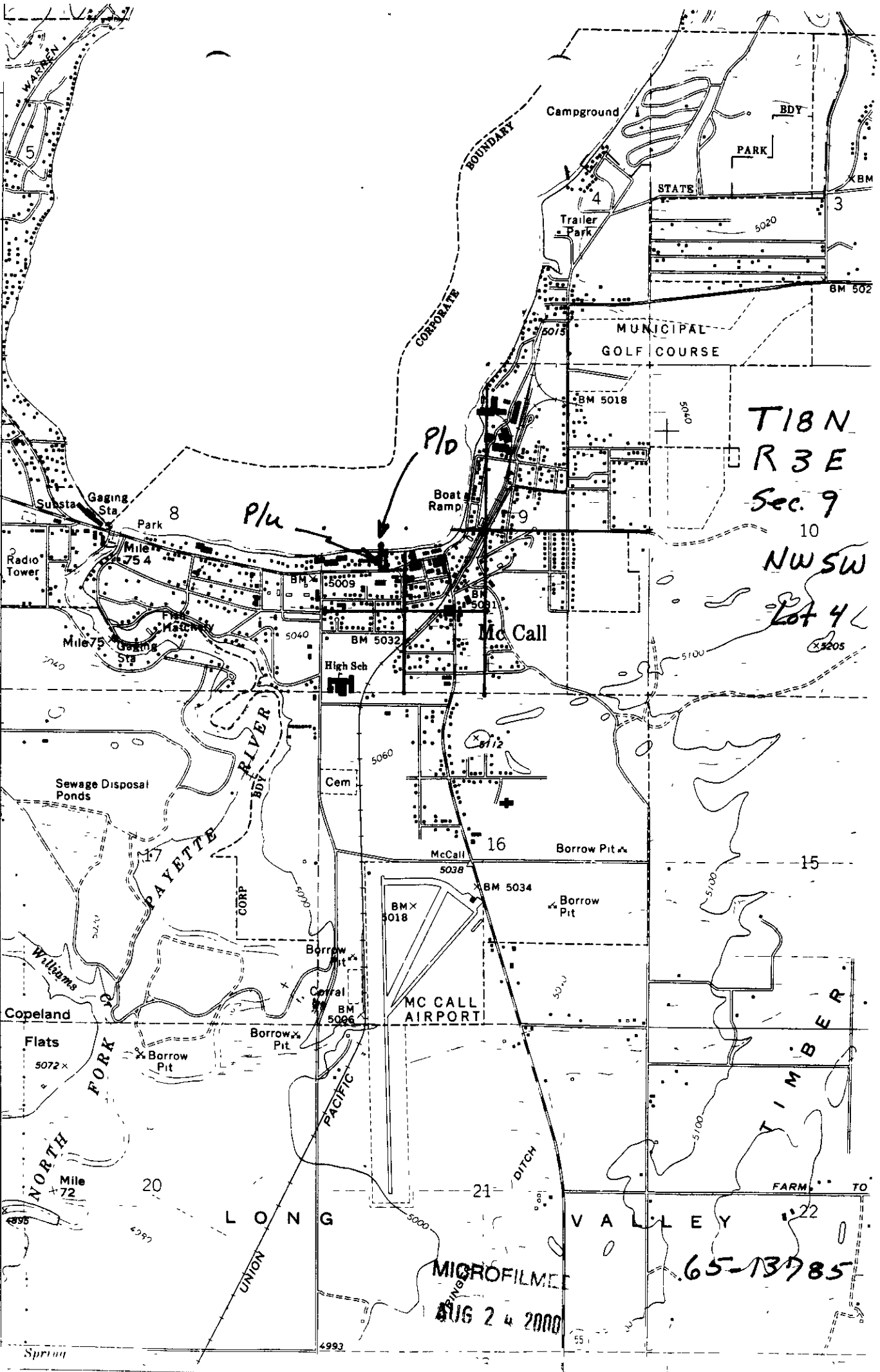
FEET

4972

4971

4970

4993



T18N
R3E
Sec. 9

NW SW
Lot 4

MICROFILMED
AUG 24 2000

65-13785

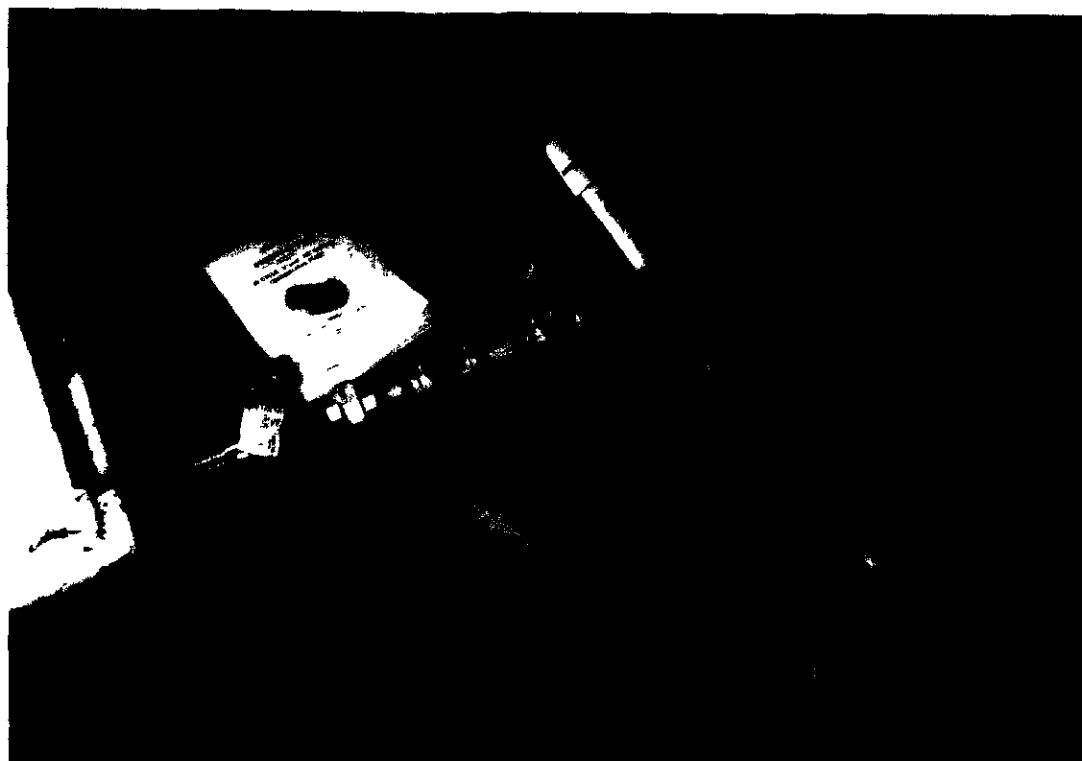
44°52'00"

$$\frac{500}{6.40}$$

L of 2

P/O

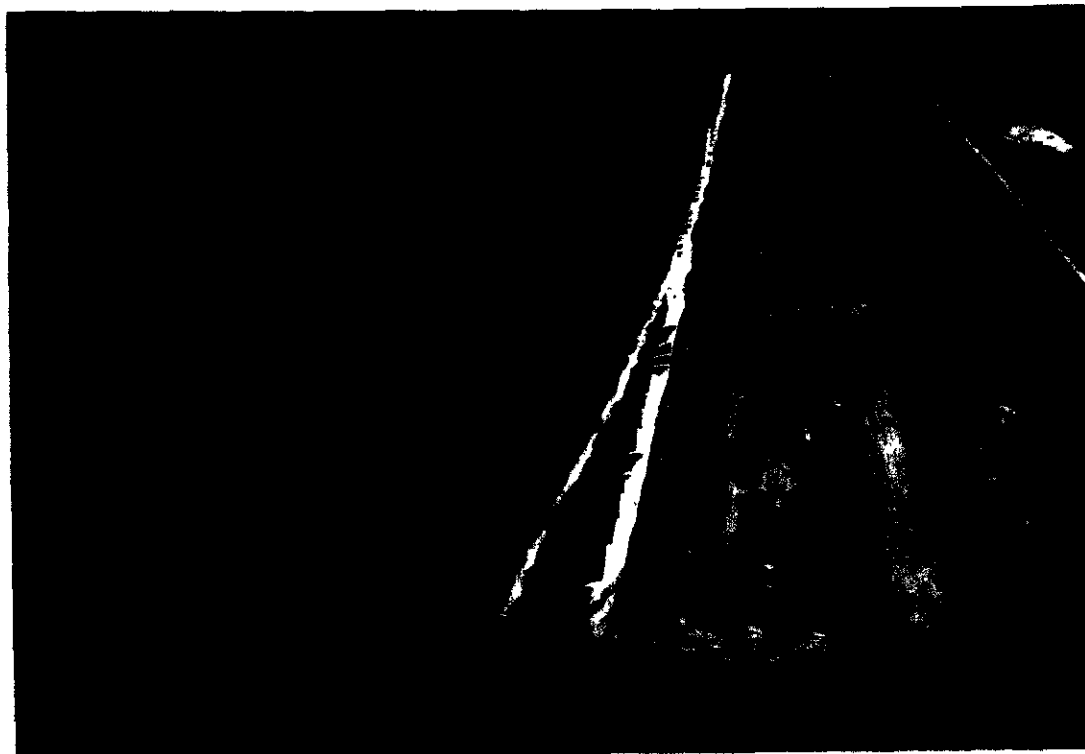
New Pump
unit being
installed
in Boat
House.



P/O

1 1/4" PVC

Pump
intake
line in
Lake by
Dock



MICRO

65-13785

2 of 2

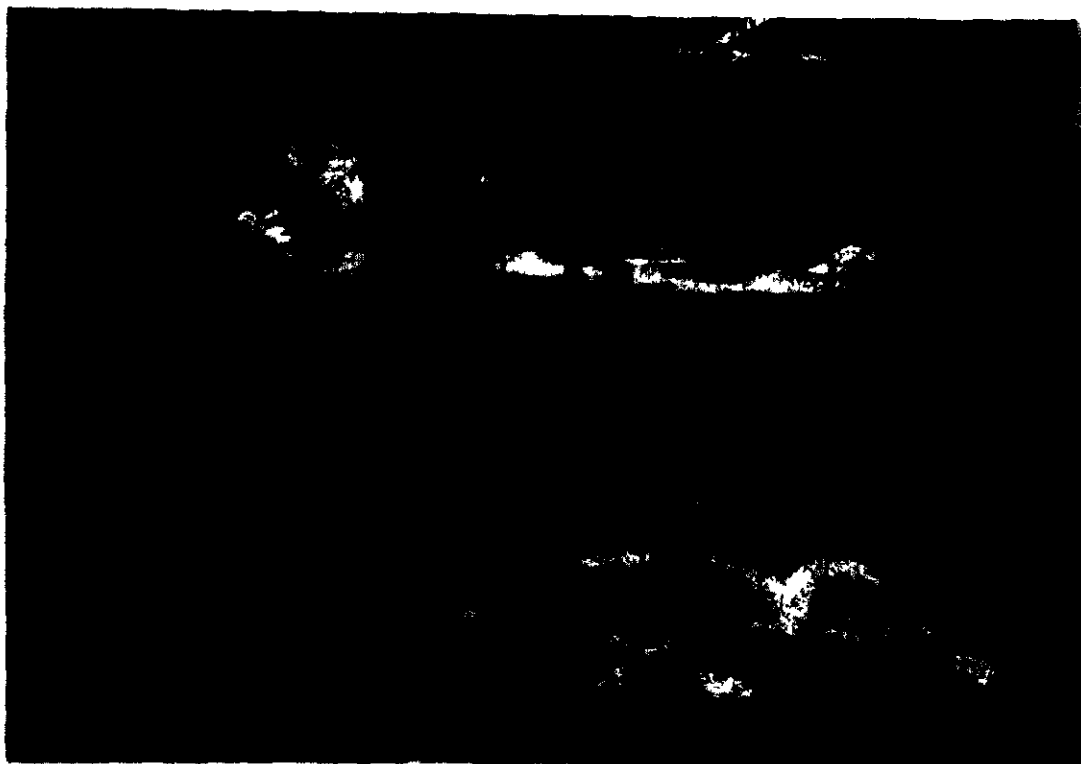
P/u

1" PE pipe

Mainline

in

Yard.



P/u

Typical

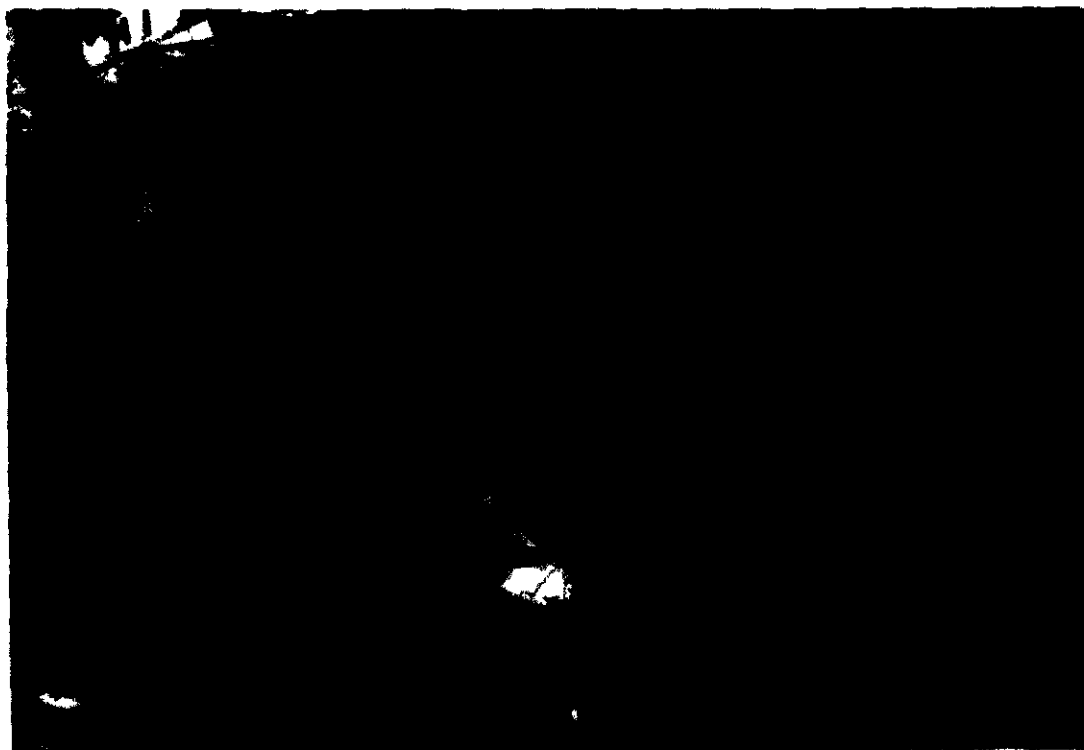
Hose Bib

on

1" PE

pipe

Mainline.



MICRO-LL

AUG 24 2000

65-13785

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 05-13785 Reviewed by [Signature] Date 7-1-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
 Ground water source
 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

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

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u> <u> </u> - <u> </u> = <u> </u> + <u> </u>
Date proof due	<u> </u>	
No. of days late	<u> </u>	
Priority Date	<u> </u>	
New Priority Date	<u> </u>	

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address P.O. Box 1389 Proof Made 5-4-99
McCall 83628



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

July 1, 1999

Donald and Selma Eberle
PO Box 1389
McCall ID 83638

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13785

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

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

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

AUG 09 1999

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 10 1999
WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS OF NOTICE OF CLAIM

☒ Water Right Number(s): * 65-137F5, 7F-1025F,
67-11199B, 67-11200,
67-11198, 67-11197

☒ Claimant Name(s): DONALD R + JELMA ANN EBERLE

☒ Old Mailing Address: P.O. Box 5
McCall, Idaho

☒ New Mailing Address: P.O. Box 1389
McCall, Idaho

Telephone Number: (208) 634-2092 (FAX 9130)
" 355-2625

☐ Signature of Claimant(s): D. A. Eberle

Date: 5-4-99

* 5-21-99 WR2 database
updated -Ket

MICROFILMED

AUG 09 1999

RECEIVED
MAY 11 1999

Department of Water Resources

April 30, 1999

DONALD R EBERLE
SELMA ANN EBERLE
PO BOX J
MCCALL ID 83638

PROOF DUE NOTICE

RE: PERMIT NO. 65-13785

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 July 1, 1999.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete 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.

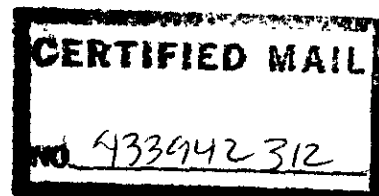
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

AUG 09 1999





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 29, 1998

DONALD R EBERLE
SELMA ANN EBERLE
PO BOX J
MCCALL ID 83638

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13785

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.

Please be advised that there is insufficient natural flow available from the source identified on your right to provide water throughout the entire season. You may want to arrange for a supplemental supply from a different source.

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

AUG 10 1998

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED
AUG 10 1998

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 65-13785

DONALD R EBERLE
SELMA ANN EBERLE
PO BOX J
MCCALL ID 83638


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 10 1998

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.

FILED
APR 10 1998

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*

No.: 65-13785 Name: Sberle Date: 6/26/98 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN: - No/Yes _____ Mor / _____ GWMA / Trust / Non-trust

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

SYSTEM COMPLETED:

> 1 year - 26A-P17

≤ 1 year/no proof - P10

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0 24 cfs/5 acres

≤ 0 24 cfs/5 acres

WMD Supplemental use

> 0 24 cfs/5 acres

≤ 0 24 cfs/5 acres

DRILLING PERMIT:

All wells (✓ WDQ3)

In Basin 34?

Irr within WD

- 046-P23

- 085

- P05 (new well location)

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

IN/ABOVE MIN STR FLOW (✓ MAP)

WD (✓ MAP & LISTING)

> 0 10 cfs

≤ 0 10 cfs

WMD (✓ MAP)

> 0 24 cfs/5 acres

≤ 0 24 cfs/5 acres

- *WB9

- R04 (WD # 65)

- 01J-P08 (MD & LD)

- 01H-P01 (LD), 01P or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0 24 cfs/5 acres

≤ 0 24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

- No MD

RIVER BASINS: (*Surface water)

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

- *W22 -P04, NA

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

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

- 029 (fish screens), NA

USE:

Domestic surface

>1 in rest area

Fire Protection

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓3 compo)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge) ~~274~~ (Payette River), NA

- 071-070

- 077

- 029-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- R66/R67/R68/R69 (0 03 cfs/acre + 3 0/3 5/4 0/4 5 AF)

- R62/R63/R64/R65 (0 02 cfs/acre + 3 0/3 5/4 0/4 5 AF)

- 054(req) -081-P10

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

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

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

- R37 (BLM/USFS), NA

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

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev

Mitigation

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

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

- 058 (<85° GW temp only)

- P52 (stream channel alteration)

- 120

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

- 048-049 (Consumptive Uses), NA

- 004 (PD/PU)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- W01/CX1 | W22

- 7/1/1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET DEPARTMENT OF WATER RESOURCES

JUN 19 1998

INITIAL REVIEW BY: TR DATE: 4/13/1998 APPLICATION: 65-13785

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) Trib. added TR 4/13/1998
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name) From
- ☒ County: Added per tax notice
- ☒ Quantity: (flow and/or volume) .02 - domestic, external Gov't. Lots: attached
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use) domestic, 5 acre LOT 4 P/D LOT 4 P/U w/appl.
- ☒ 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

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

ADDITIONAL INFORMATION

N/A 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:
- ☒ Bull trout impact area Surveyed, none found
- ☒ 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. domestic
- ☐ immediate = acceptable plan required and submitted.
- ☐ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter:
- ☒ Send 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

Continue irrigation of less than .5 acre. TR. Eberle @ Ranch
(355-2625) CONTACT 4/14/1998 @ 8:00 a.m. Response: External only
for Eberle lot. OK to indicate .02 CFS rate of diversion. TR
Date Requested 4/13/1998 by Tel. Date Response Received 4/14/1998 by telephone

PROCESSING

APP. NO. 65-13785

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. # 65
☐ ☐ 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 5-26-98
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☒ ☐ Water delivered by water master? District # 65
☐ ☐ Special conditions of approval or cover letter: 120, R04 (65, Payette River)

See below for additional information

Recommended Date or Priority 4/1/98Recommended by: Gary S Date: 6/17/98**STATE OFFICE REVIEW**

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

RECEIVED

MAY 20 1998

Publisher's Affidavit of Publication

STATE OF IDAHO

SS

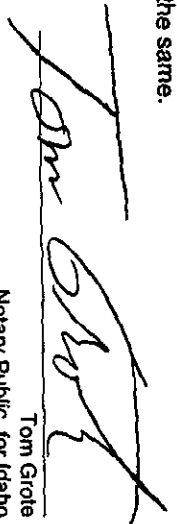
County of Valley

I, Leslie S. Freyer, being duly sworn and say, I am the receptionist of The Central Idaho Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the LEGAL NOTICE, a copy of which is enclosed hereto and is a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number there of during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began May 7, 1998 and ended May 14, 1998.

Subscribed and sworn before me this the May 14, 1998.
STATE OF IDAHO

COUNTY OF VALLEY

On this 14th day of May, in the year of 1998, before me, a Notary Public, personally appeared Leslie S. Freyer, 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 she executed the same.


Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho
Commission Expires: 1999

NOTICE OF APPLICATION FOR
WATER RIGHT
The following application(s) have been
filed to appropriate the public waters of the
State of Idaho:

65-13774

KELLEY, ALICE L., KELLEY,
DARRELL R., PO BOX 357, DONNELLY,
ID 83615. Source: WASTE WATER, Tribu-
lary: SINKS. Diversion Pt: SWSE Sec 23 T
16N R 03E in VALLEY County. Use: IRRI-
GATION. 0.400 CFS. STOCKWATER (0.020 CFS). Total Diversion: (0.420 CFS).
Date Filed: 2/27/1998. In: VALLEY County.
T16N R03E S23 SWSE, 20.0 ACRES TO-
TAL. Applicant agrees to mitigate consumptive
use in the future as needed.

65-13775

HETTINGER, LARRY E., 8915 W LAND-
MARK CT., BOISE, ID 83704. Source:
GROUNDWATER. Diversion Pt: NWSW Sec
3 T 18N R 03E in VALLEY County. Use:
IRRIGATION. 0.030 CFS. DOMESTIC (0.040 CFS). Total Diversion: (0.070 CFS).
Date Filed: 3/9/1998. In: VALLEY County.
T18N R03E S03 NWSW, 1.0 ACRES TO-
TAL. Applicant agrees to mitigate consumptive
use in the future as needed.

65-13782

ELD, JOICE, PO BOX 427, DONNELLY,
ID 83615. Source: MUD CREEK, Tributary:
PAYETTE RIVER, NORTH F. Diversion Pt:
SESW Sec 33 T 18N R 03E in VALLEY
County. Use: DIVERSION TO STORAGE (1.000 CFS). WATER QUAL. IMPR. STOR (12.00 AF). Total Diversion: (1.000 CFS).
Date Filed: 11/23/1997. In: VALLEY County.
T18N R03E S33 SESW. Applicant agrees to
mitigate consumptive use in the future as
needed.

65-13783

LAYTON, RICHARD, LAYTON,
HELEN, PO BOX 98, DONNELLY, ID 83615.
Source: GROUNDWATER. Diversion Pt:
NENE Sec 14 T 16N R 03E in VALLEY
County. Use: IRRIGATION (0.060 CFS).
Total Diversion: (0.060 CFS). Date Filed: 4/16/1998. In: VALLEY County T16N R03E
S14 NENE, 2.0 ACRES TOTAL. Applicant
agrees to mitigate consumptive use in the fu-
ture as needed.

65-13784

LAYTON, RICHARD, LAYTON,
HELEN, PO BOX 98, DONNELLY, ID 83615.

RECEIVED

MAY 21 1998

WATER RESOURCES
WESTERN REGION

MIC
AUG 10

Source: WILLIAM CREEK, Tributary: CAS-
CADE RESERVOIR. Diversion Pt: NENE Sec
14 T 16N R 03E in VALLEY County. Use:
IRRIGATION (0.060 CFS). Total Diver-
sion: (0.060 CFS). Date Filed: 4/16/98. In:
VALLEY County T16N R03E S14 NENE, 2.0
ACRES TOTAL. Applicant agrees to mitigate
consumptive use in the future as needed.

65-13785

EBERLE, DONALD R., EBERLE,
SELMA ANN, PO BOX 1, MCCALL, ID
83638. Source: PAYETTE LAKE, Tributary:
PAYETTE RIVER, NORTH FORK. Diver-
sion Pt: LOT 4 (NWSW) Sec 9 T 18N R 03E
in VALLEY County. Use: DOMESTIC (0.020
CFS). Total Diversion: (0.020 CFS). Date
Filed: 4/1/98. In: VALLEY County T18N
R03E S09 Lot 4 (NWSW).

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 on or before MAY 26, 1998. The
protestant must also send a copy of the protest
to the applicant.
KARL J. DREHER, Director, 215/14



State of ~~Idaho~~
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1998

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Applications for Permit Nos. 65-13784 in the Name of Richard Layton, 65-13786 in the Name of Michael Justice, 65-13787 in the Name of Michael Justice, 63-12315 in the Name of James T. Wilson and 65-13785 in the Name of Selma Ann &/or Donald Eberle

Dear Sir:

Enclosed are copies of the above-referenced applications for permit which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by May 26, 1998.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

AUG 10 1998

65-13785

EBERLE, DONALD R
EBERLE, SELMA ANN
PO BOX J
MCCALL, ID 83638

Source: PAYETTE LAKE

Tributary: PAYETTE RIVER, NORTH FORK

Diversion Pt: LOT 4 (NWSW) Sec 9 T 18N R 03E in VALLEY County.

Use: DOMESTIC (0.020 CFS)
Total Diversion: (0.020 CFS)

Date Filed: 4/ 1/1998

In: VALLEY County
T18N R03E S09 Lot 4 (NWSW)

MICROFILMED

AUG 10 1998

WARRANTY DEED

For Value Received SANFORD W. COX AND WINONA M. COX, husband and wife,

the grantors , do hereby grant, bargain, sell and convey unto DONALD R. EBERLE AND
SELMA A. EBERLE, husband and wife, whose address is P. O. Box 1091
McCall, Idaho

the grantees , the following described premises, in Valley County Idaho, to-wit:

Beginning at a point upon the Payette Lakes three hundred eighty (380 feet west from the N.E. corner of Lot 4, Section 9, Twp 18 North, Range 3 East, B.M., running South Sixteen (16) rods thence West Sixty-five (65) feet; thence North Sixteen (16) Rods; thence East Sixty-five feet to the Point of Beginning, all being located in Lot 4, Section 9, Twp. 18 N., R 3 E., B.M., McCall, Valley County, Idaho. (AKA Assessor Tax No. 161.)

SUBMITTED AND PLATTED
JAMES P. NISULA, ASSESSOR
BY Richard DEPUTY
VALLEY COUNTY, IDAHO

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee s, that they are the owner s in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

Sanford W. Cox Winona M. Cox
SANFORD W. COX MICROC FILMED WINONA M. COX

AUG 10 1998

STATE OF IDAHO, COUNTY OF Valley

On this 30th day of August, 1976,
before me, a notary public in and for said State, personally
appeared SANFORD W. COX AND WINONA M.

STATE OF IDAHO, COUNTY OF Valley) ss

I hereby certify that this instrument was filed for record at
the request of Mtn. Title Co.

(208) 392-4295
VALLEY COUNTY ASSESSOR

CASA 083611

IMPORTANT NOTICE

PARCEL NO

RP 0000-0095467

PAGE 1 OF 1

TAX CODE

3-00

LOT/ACRES

.392 AC

242,598

76,214

US POSTAGE

0.20

1995

20 RES LOTS
41 RES BLDG

CATEGORY DESCRIPTION

.392

318.812*

TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
Taxes are based on the valuation
listed on this statement.

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE

JUNE 26, 1995

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS
PREVIOUS NUMBER

139

E. LAKE

Mail To:

ST 83638

MCCALL ACREAGE
TAX NO. 161 IN GOV'T. LOT 4
S9 T18N R3E

EBERLE DONALD R. & SELMA A

BOX 1091

MCCALL

ID 83638

N
↑

PAYETTE LAKE

Diversion → *

← 65 ft →

TAX # 161
Lot 4

McCall, Id.

139 LAKE ST.

MIC TO

AUG 10 1998

LAKE ST

PAULS MARKET