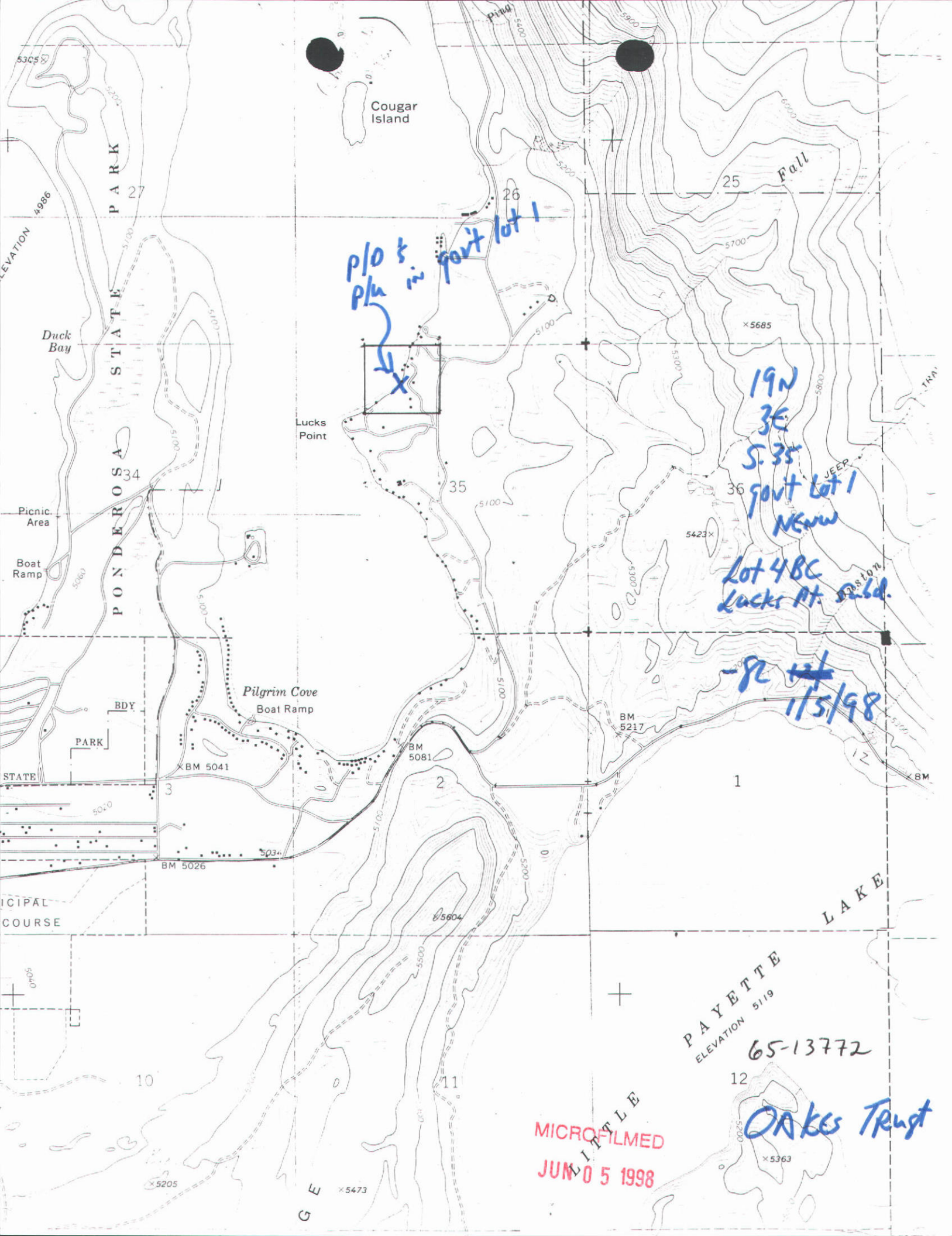




PAYETTE

RECORD OF SURVEY
BOOK 1, PAGE 183

LOT 3

LOT 4

LOT 5

PARCEL A
1.72 ACRES

PARCEL B-C
1.165 ACRES

← Oakes,
New App. for d/i

TOOTING LANE

LOT 20

Lot 4 has been
split:
4A = New owner,
deeded right
65-08243
(lake pump, d/i)
previously Oakes

4Bc = Oakes
New pump & new
d/i, New
Application

Lucks Pt.
Subd.

Line Table

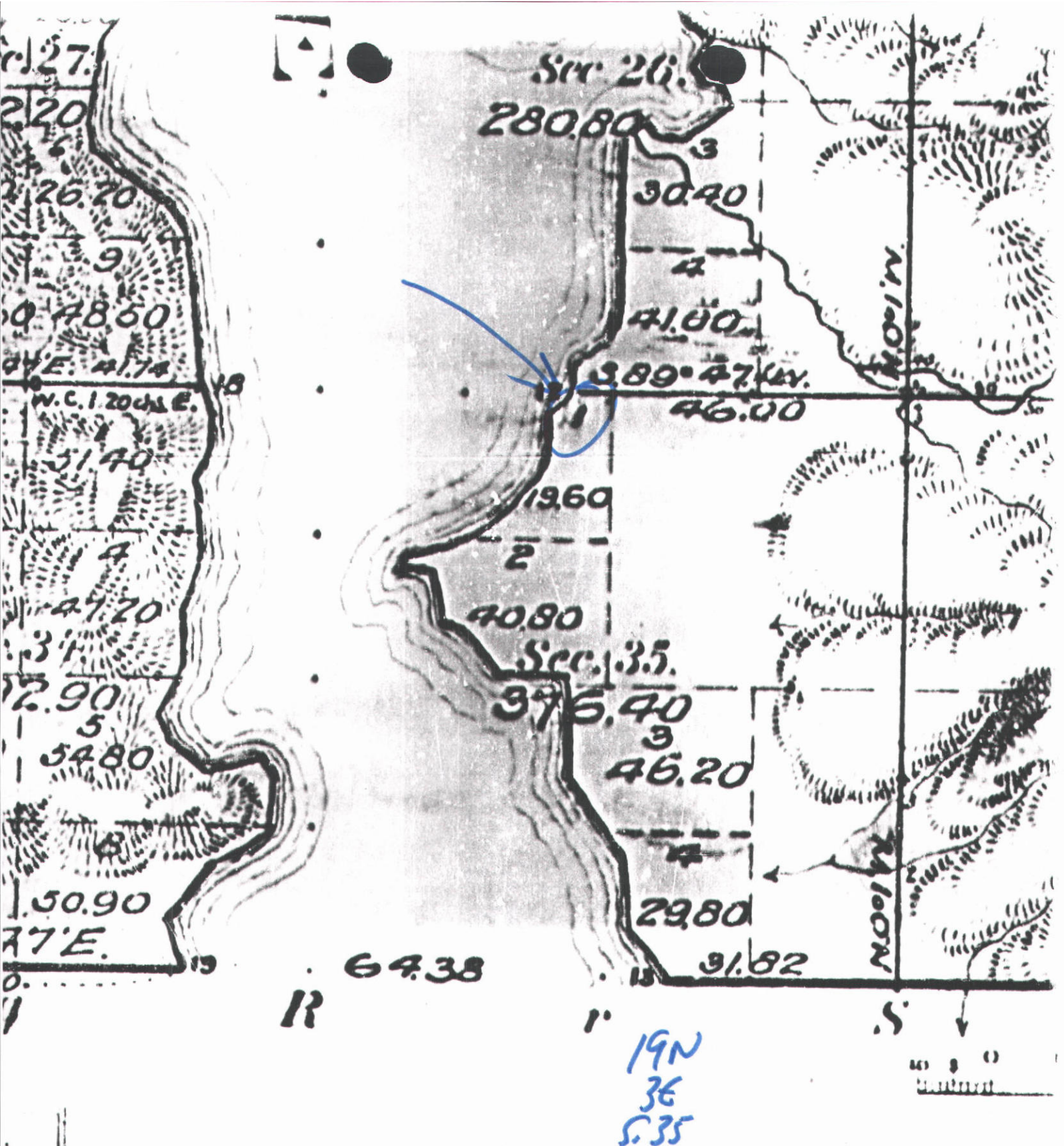
20	42'	40"	N	71.00'
21	40'	44"	W	29.09'
22	34'	38"	W	70.37'
23	30'	00"	W	7.00'
24	28'	00"	W	24.59'
25	21'	00"	E	76.44'
26	18'	30"	W	26.19'

rvv Table

Ord. Frq.

1.07 18

RECC

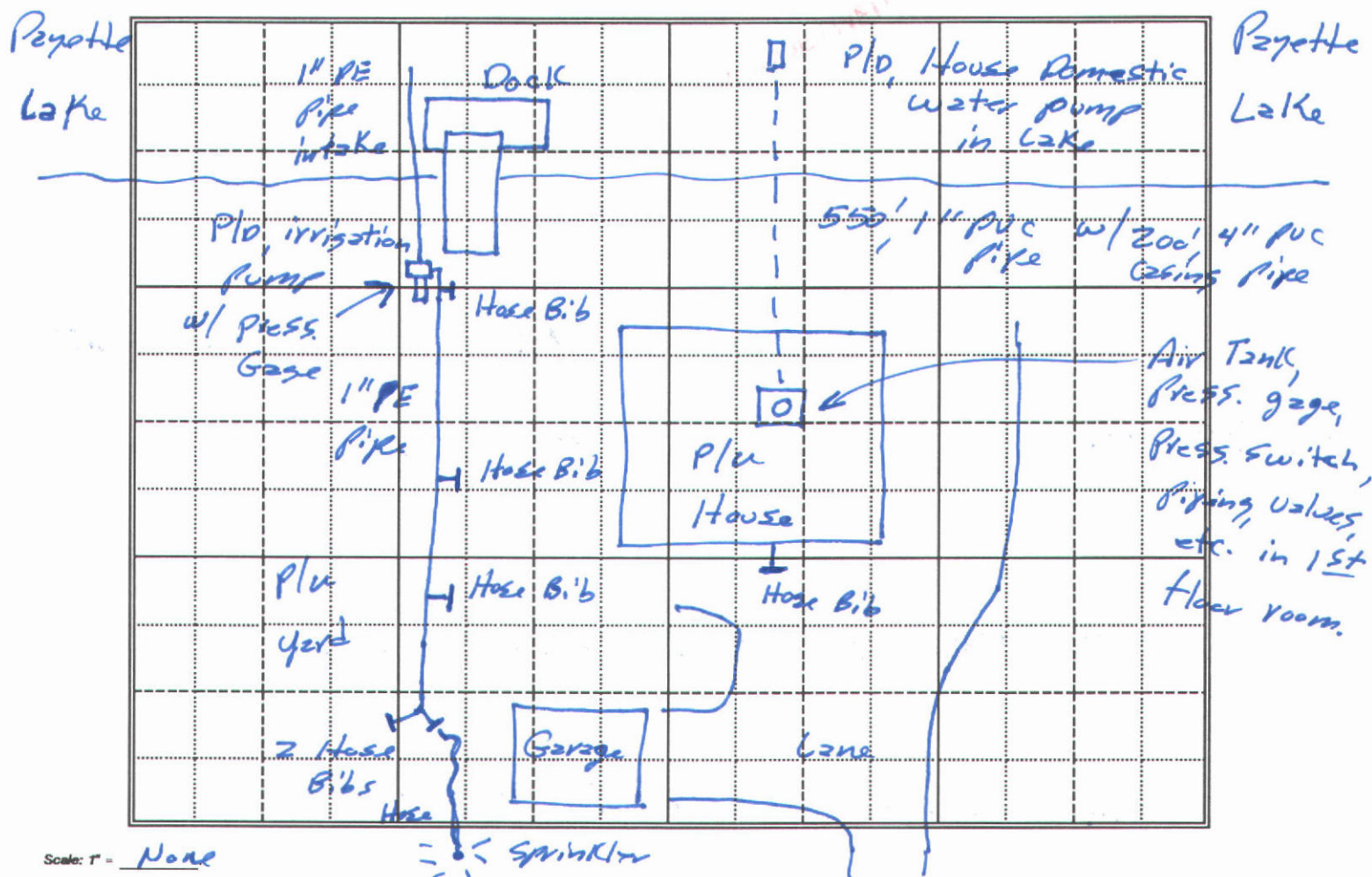


The above Map of Townships
 Boise Meridian
 notes of the survey theory on
 ONKES Trust

MICROFILMED
 JUN 05 1998

65-13772

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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model Motor Serial No.	Pump Make	Model Pump Serial No. or Discharge Size
Irrigation-yard	GE Motors	1/2	5KC36JN242X	Jacuzzi	5RP2-5/A
Domestic		1/2		Gould	Model #10GS05422
					SN# E9637145

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

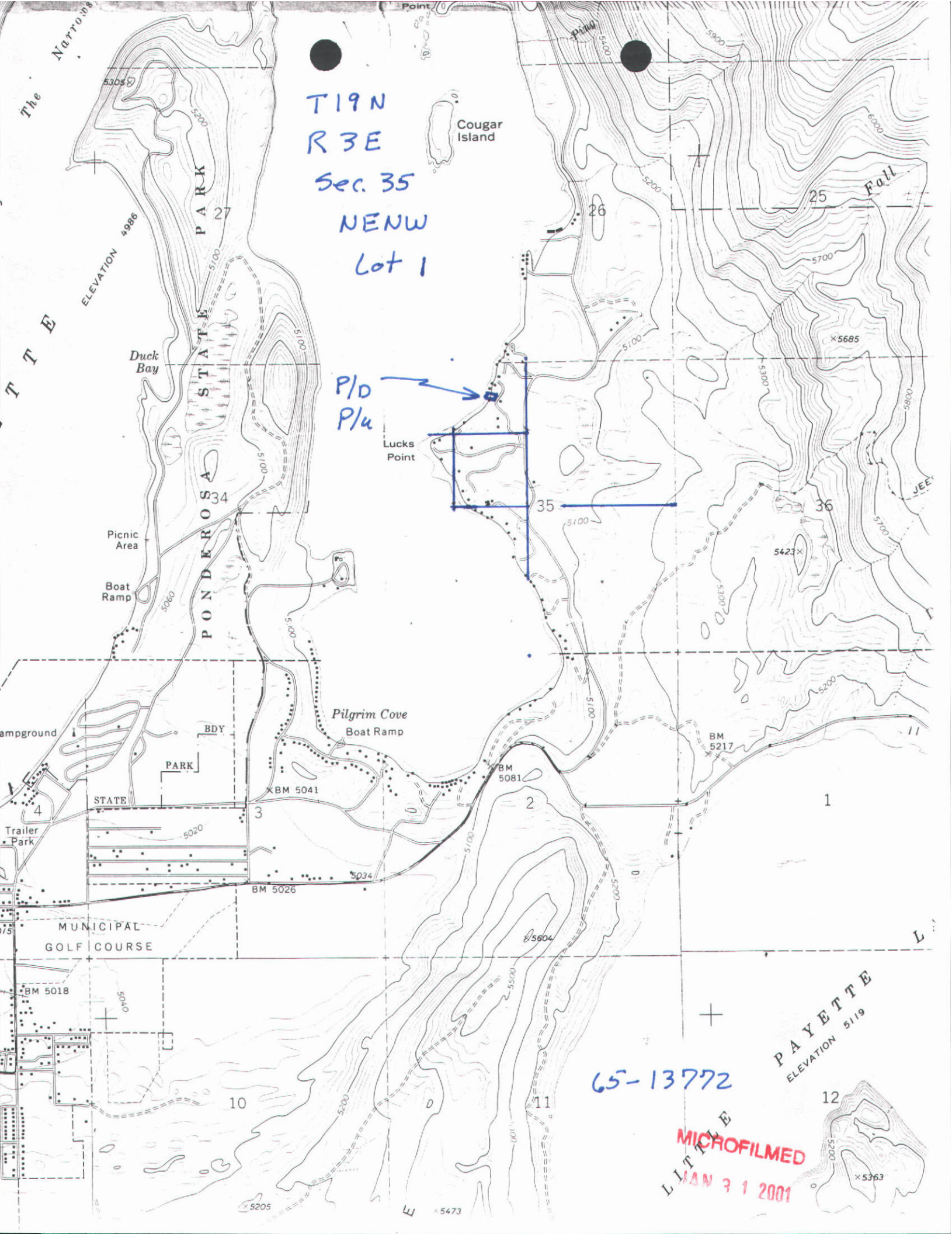
D. FLOW MEASUREMENTS

1.

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

2. Measurements: None op. press. 35-60 psi (Irrigation)
40-60 psi (Domestic)

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JAN 31 2001

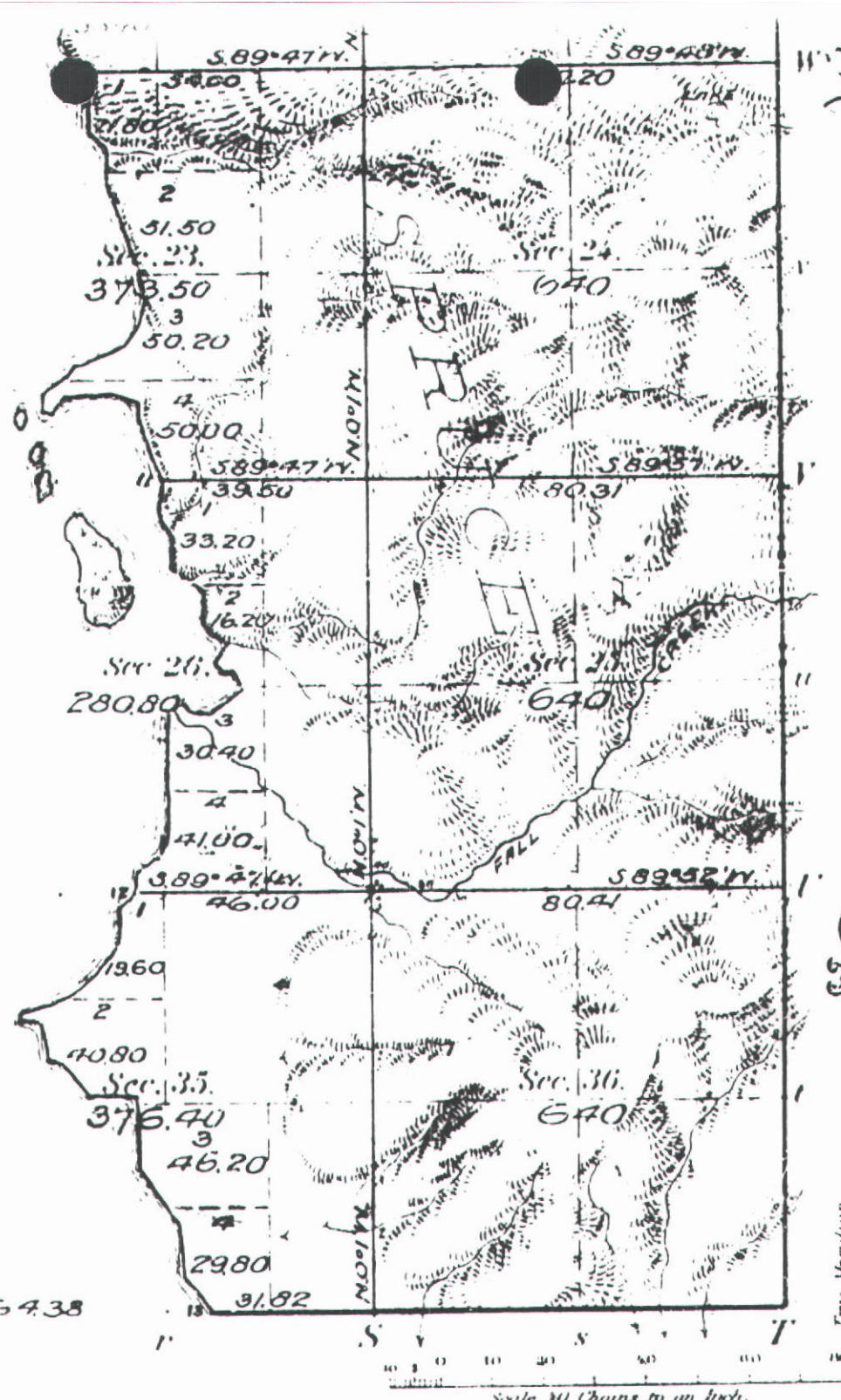


T19N
R3E
Sec. 35
NENW
Lot 1

P/O
P/u

65-13772

PAYETTE
ELEVATION 5119
MICROFILMED
JAN 31 2001



T19N
R 3E
Sec. 35
NENW
Lot 1

The above map of Township 19N, Range 3E, Boise Meridian, Idaho, is a true copy of the survey thereof on file in this Office, which have been
 Surveyor General's Office
 Boise City, Idaho
 April 18th 1896.
 Joseph C.
 65-13772

MICROFILMED
JAN 31 2001

1 of 2

P10

Irrigation
pump
by lake.



P1u

1" PE

pipe
mainline
of irrigation
pump and
yard
irrigation



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JAN 31 2001

65-13772



2 of 2

Plu

House for
domestic
water.

Plu for
this system
is sub-
mersible
pump
located
about 200'
out in lake.



Plu

Air tank,
etc. in
house for
domestic
system.

1" copper
line on
left is
service line
to house.

Pipe and electric lines
in 4" PVC pipe casing
goes to submersible pump in lake.

MICROFILMED

JAN 31 2001

65-13772

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 NOTICE OF CORRECTED APPLICATION FOR PERMIT, 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 April 2, 1998 and ended April 9, 1998.

Subscribed and sworn before me this the April 9, 1998.
STATE OF IDAHO

COUNTY OF VALLEY

On this 9th day of April, 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

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

RECEIVED

APR 28 1998

WATER RESOURCES
WESTERN REGION

RECEIVED

APR 27 1998

REPROFILMED

JUN 05 1998

NOTICE OF CORRECTED

APPLICATION FOR PERMIT

Notice is given that PAUL & MARTHA OAKES TRUST of 4433 Edgemont St., Boise ID 83706 had applied for an Application for Permit that was incorrectly advertised on Feb. 19 & 26, 1998 as follows (all locations are T19N R3E Valley County):

#65-13772, filed on 1-5-1998, .04 cfs from Big Payette Lake for domestic use for 1 home, diverted in Gov't Lot 1 (NENW) S19 for use in Gov't Lot 1 (NENW) S35.

CORRECTED NOTICE

Division point is the same as the place of use Gov't Lot 1 (NENW) S35. Site is Lot 4B of Luck-Point Subdivision.

The permit will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 47-203A, 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 83705-5082 together with a protest fee of \$25.00 on or before April 20, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director, 214/9

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 NOTICE OF APPLICATION FOR WATER RIGHT, 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 thereof 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 February 19, 1998 and ended February 26, 1998.

Subscribed and sworn before me this the 26th day of February, 1998.

STATE OF IDAHO

COUNTY OF VALLEY

On this 26th day of February, 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:

65-13772

OAKES TRUST, PAUL A. & MARTHA

Y. 4433 EDGE MONT ST., BOISE, ID 83706
Source: BIG PAYETTE LAKE. Tributary:
PAYETTE RIVER, NORTH FORK DIVISION
Pt: LOT 1 (NEW) Sec 19 T19N R 03E in
VALLEY County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 1/5/1998

In: VALLEY County. T19N R03E S35 Lot 1 (NEW)

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 MARCH 9, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director. 212/26

is correct,
rest of it's
is ok

all is 5.35 per original -
Incorrect d. c. & Regional
office (S. 19 P. 10) per to
error is Adv.
Re-publish & Towel
expense - \$2

3/2/98

MICROFILMED
JUN 05 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13772

Priority: January 05, 1998

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 1.2 AF

It is hereby certified that PAUL A & MARTHA Y OAKES TRUST
4433 EDMONT ST
BOISE ID 83706 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated January 05, 1998; and has
submitted Proof of Beneficial Use on December 15, 1998. An examination indicates that the works have
a diversion capacity of 0.04 cfs of water from:

SOURCE

PAYETTE LAKE

tributary to PAYETTE RIVER

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(S) OF DIVERSION:

PAYETTE LAKE L1 NE $\frac{1}{4}$ NW $\frac{1}{4}$

Sec. 35, Twp 19N, 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
19N	03E	35					X												
							L1												

CONDITIONS OF APPROVAL

1. 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
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
3. Domestic use is for 1 home.
4. Point of diversion and place of use are located within Lot 4, Parcels B and C, Lucks Point Subdivision.
5. The availability of water for this right is subject to all prior water rights, including those of Lake Reservoir Co.

MICROFILMED

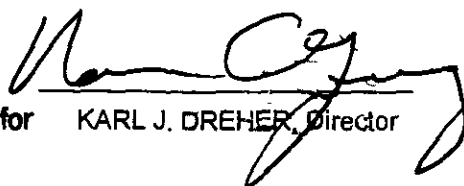
JAN 31 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13772

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 26TH day of January, 2001.


Acting for KARL J. DREHER, Director

MICROFILMED
JAN 31 2001

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 who has been appointed by the department.

1. Permit No. 65-13772 Telephone No. 208-634-3036 (HCCall)
208-342-3752 (Boise)

2. Name(s) of Permit Holder(s): Paul A. & Martha Y. Ozkes Trust

3. Mailing Address: 4433 Edgemont St, Boise, ID 83706

4. Source of Water: Big Payette Lk 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): 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 X
Has the measuring device been installed? Yes ____ or No X
Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X
Has the measurement port been installed? Yes ____ or No X

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: Paul A. Ozkes Telephone Number: see above

Address: see above

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: Paul A. Ozkes, Trustee Date: Dec 11, 1998
(include your title, if on behalf of company or organization)

MICROFILMED

FEB 05 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13772

Proposed Priority: January 5, 1998

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **PAUL A & MARTHA Y OAKES TRUST**

4433 EDMONT ST

BOISE ID 83706

has applied for a permit to appropriate water from:

BIG PAYETTE LAKE

tributary of **PAYETTE RIVER, NORTH FORK**

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 1(NENW), Sec. 35, Township 19N, Range 03E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

19N 03E 35 Lot 1(NENW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 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. Point of diversion and place of use are located within Lot 4B & Lot 4C, Lucks Point Subdivision.
7. Domestic use is 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

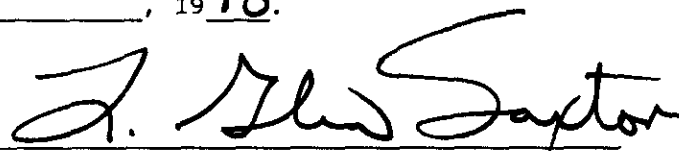
3

day of

June

, 1998.

for



Karl J. Dreher, Director

MICROFILMED

JUN 15 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Paul A. & Martha Y. Oakes Trust Phone 342-3752
Mailing address 4433 Edgemont St. Boise ID 83706
2. Source of water supply Big Payette Lake which is a tributary of N. Fork Payette River
3. Location of point of diversion is Township 19N Range 3E Sec. 35, in the — 1/4, NE 1/4, NW 1/4, Govt. Lot 01, B.M., 1/11/67 County; additional points of diversion if any: —
4. Water will be used for the following purposes:
Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .04 and/or (b) —
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source pump & pipeline
 - 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? —; Drilling firm —
Well was drilled for (well owner) —; Drilling Permit No. —
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. 1 home + yard
 - e. Other; describe fully. —

MICROFILMED

JUN 05 1998

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

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

[illegible]

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

Applicant

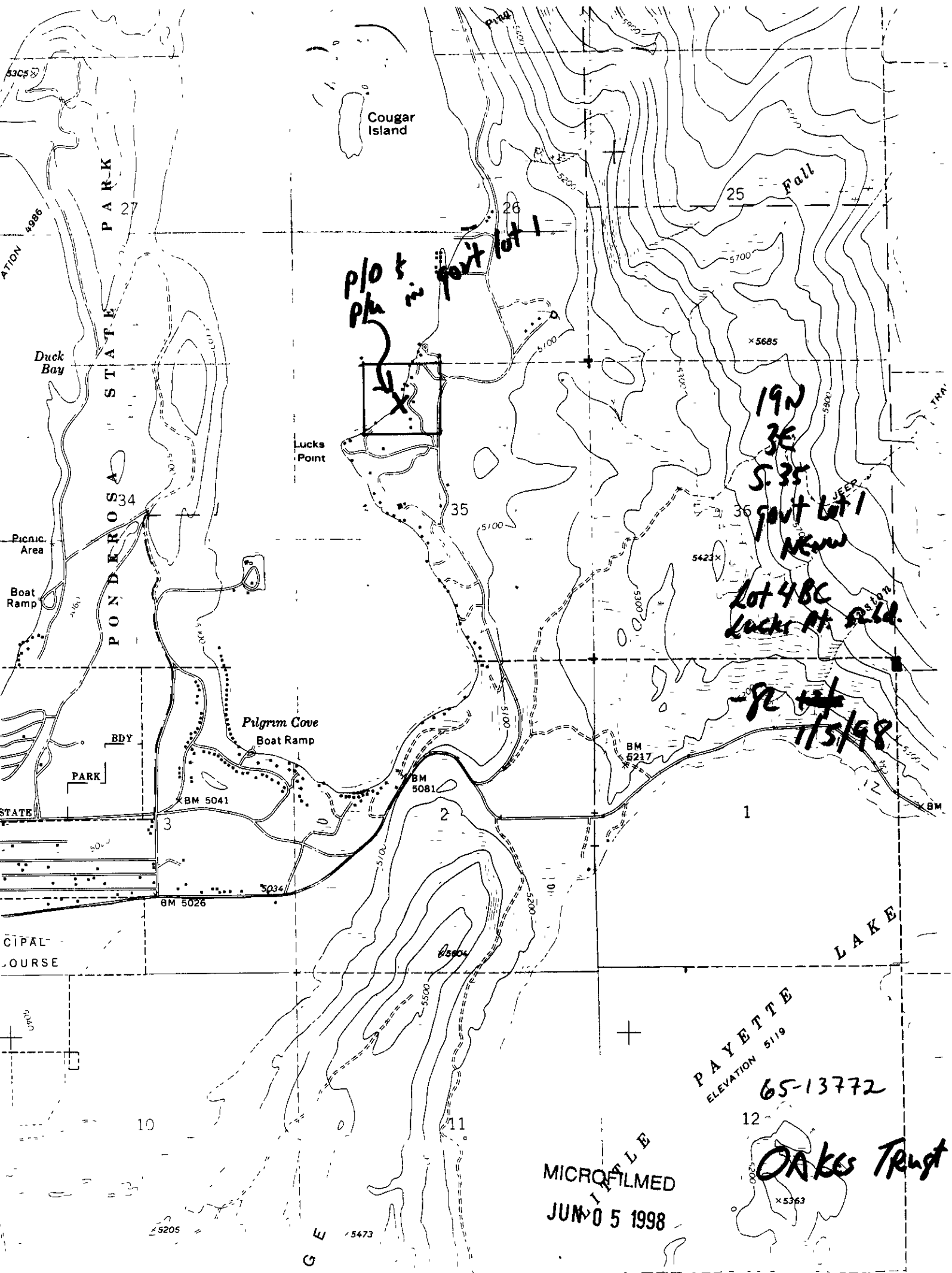
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make

12. Remarks: Property also ~~to~~ Lot 48C, Ducks Pt. S-6d.

Note that Lot 4A of SLL is 65-08243, now New Drive (was Oakes). Oakes will use New Apt. for separate pump, separate (New) home.
yard use limited to 1/2 acre irrigation for New Right.

(continued on next page)

66-90 N07



Ergebnis



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

January 30, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PAUL A & MARTHA Y OAKES TRUST
4433 EDMONT ST
BOISE ID 83706

RE. License No. 65-13772 - 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:kit

Enclosure(s)

MICROFILMED

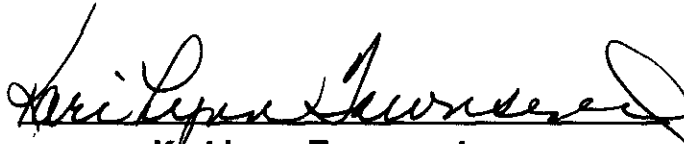
JAN 31 2001

CERTIFICATE OF MAILING

I hereby certify that on January 30, 2001 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. 65-13772

**PAUL A & MARTHA Y OAKES TRUST
4433 EDMONT ST
BOISE ID 83706**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

**MICROFILMED
JAN 31 2001**

**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
JAN 31 2001**

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.

LICENSE REVIEW CHECKLIST

Permit No. 65-13772 Date 1-17-2001 Reviewer: Kay Walker

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) none
File reviewed _____ Profile reports printed _____

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

Rate of Diversion.

Permitted rate 0.04 cfs
Fee Limit 8.04 cfs
Measured 0.04 cfs
Theoretical 0.04 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 (081/R07)
Payette - (082/047/27A)
Stockwater for US (R37)

1/2 HP pump

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks W01 W59/W60 R04 047 DIP

Additional Conditions YES Watermaster Control
GW Measurement/Measuring Device
Other
Trust (052/R55 - remove 051)
Non-trust (048/049)

GW Dist? _____
Water Msmt. Dist? _____
Cmt GWMA? _____
GWMA? _____
Government Lots? YES

Advance Priority? yes If yes, explain why below
no

SRBA Claim? Not req'd

Adjust memo _____

Amend Letters _____ P87, S06 Second Amendment Notice _____ S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 05 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13772

1. Owner: Paul A. & Martha Y. Oakes Trust Phone No. (208) 342-3752

Current Address: 4433 Edgemont St., Boise, ID 83706

2. Accompanied by: Paul Oakes EXAM DATE: 7-13-99

Address: Same Phone No. 634-3036

Relationship to Permit Holder: Same (McCall) @ P/u

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

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: 2 P/D's ; 1 for House, 1 for yard

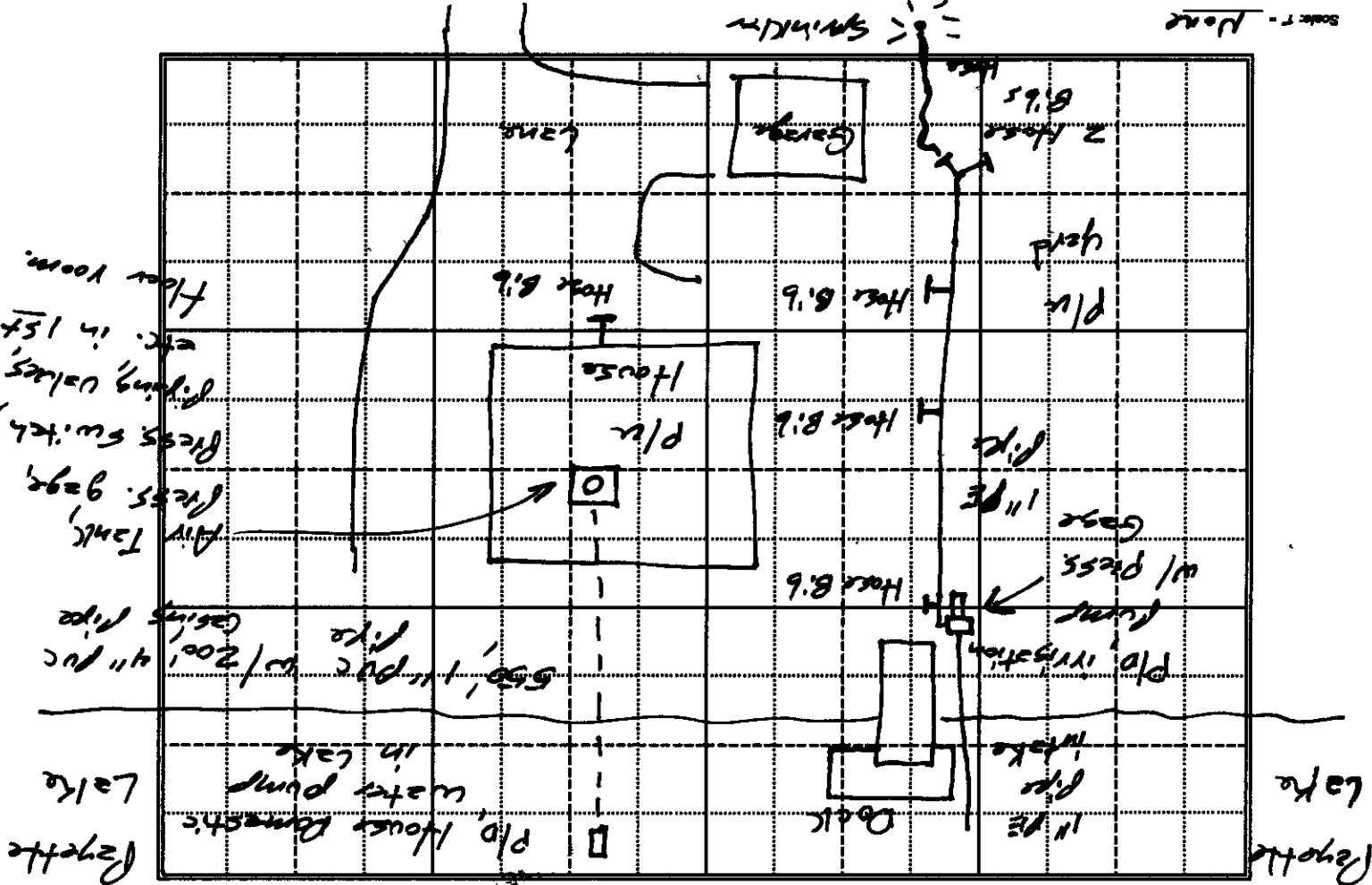
Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	1		NE	NW	35	19N	3E	Valley	Site Visit, Map

2. Place(s) of Use: 1- P/u (House) 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	
19N	3E	35					D 44												

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JAN 3 1 2000

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



4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	5K36JN292X 500331	1/2	5K36JN292X 500331	Goild	Model #10 G505422
2	5K36JN292X 500331	1/2	5K36JN292X 500331	Goild	Model #10 G505422
3	5K36JN292X 500331	1/2	5K36JN292X 500331	Goild	Model #10 G505422
4	5K36JN292X 500331	1/2	5K36JN292X 500331	Goild	Model #10 G505422

*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

cy. Press

35-60 PSI (Irrigation)

40-60 PSI (Domestic)

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for domestic water use from Big Poyette Lake for one home; both internal and external.
2. There are two separate water systems - one for irrigation of the yard, and one for internal domestic use in the house. A $\frac{1}{2}$ HP portable pump unit set on the lake shore near the dock, supplies water through a 1" PE pipe laid on top the ground for irrigation of the yard. The 1" PE pipe mainline has 5 hose bibs on it, and hoses with sprinklers are used for yard irrigation. The domestic water system for the house has a $\frac{1}{2}$ HP submersible pump unit in a 4" PVC casing pipe set in the lake about 200' offshore. This pump supplies water for the house through a 1" PVC pipe mainline. The system has an air tank, press. switch + 220V wiring, valves, etc. in a room on the first floor. This system also has one hose bib on the outside of the house for yard irrigation.

3. At one time, Paul Oakes owned all of Lot 4, Lucks Pt. Subdivision, and had WR 65-08243. He split the lot into Parcel A, and Parcel B/C. Parcel A was sold to Ronald ~~Baldwin~~ Baldwin, and WR 62-08243 is now in Baldwin's name. ~~Paul~~

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

This right, 65-13772, just Parcel B/C.

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JAN 31 2001

Paul Oakes then applied for this new water right for his Parcel B/C.

SEAL MICROFILMED
JAN 31 2001

Reviewer _____ Date _____

Field Examiner's Name Don Jones Date 11-22-99

I. AUTHENTICATION

_____	Change P.D. as reflected above	_____	Add P.D. as reflected above
_____	Change P.U. as reflected above	_____	Add P.U. as reflected above
_____		_____	Other
_____		_____	None

2. Recommended Amendments

Beneficial Use	From To	Period of Use	Rate of Diversion Q (cfs)	Annual Volume V (afs)
Domestic	01/01	12/31	0.04	1.2
Totals:			0.04	1.2

1. Recommended Amounts

H. RECOMMENDATIONS

2. Volume Calculations for Other Uses:

Domestic - internal & external

Allow 1.2 lit/lit

$$V_{IR} = (\text{Acres Irrigated} \times (\text{Irrigation Requirement})) =$$

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

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

1. Volume Calculations for Irrigation:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

G. VOLUME CALCULATIONS

Domestic Pump: $Q =$

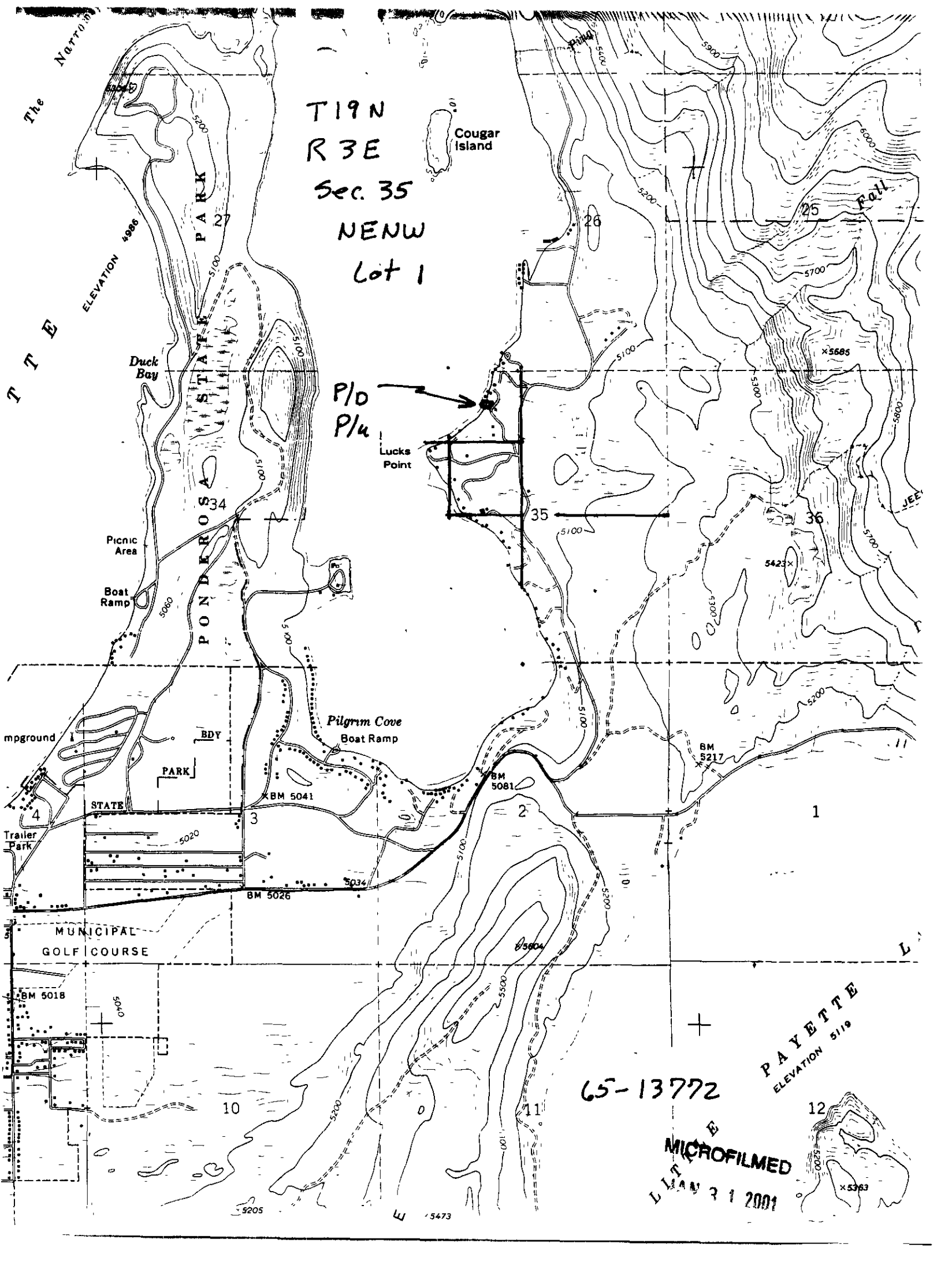
$$Q = \frac{(8.8)(1/2 HP)(702)}{6' + (40 PSI)(\frac{34'}{14.7 PSI})} = 0.03 cfs$$

Irrigation Pump: $Q =$

$$Q = \frac{(8.8)(1/2 HP)(702)}{4' + (85 PSI)(\frac{34'}{14.7 PSI})} = 0.04 cfs$$

FLOW CALCULATIONS
Measured Method: None - 76 computations
Additional Computation Sheets Attached: 2 systems

Additional Computation Sheets Attached.



T19N
R3E
Sec. 35
NENW
Lot 1

Cougar Island

P/O
P/u

Lucks Point

Duck Bay

Picnic Area
Boat Ramp

Pilgrim Cove
Boat Ramp

mpground
PARK

Trailer Park

MUNICIPAL
GOLF COURSE

PAYETTE
ELEVATION 5110

65-13772

MICROFILMED
JAN 31 2001

2427

PAYETTE
P.O. Domestic - House Pump

Domestic
P.O.
yard
subdivision
camp

MICROFILMED
JAN 31 2001
nc Table

65-13772

TECHNICAL FIELD

LOT 3

65-08243

PARCEL A
1.72 ACRES

Donald
Baldwin

LOT 4

65-08243

ENCLOSURE OF 10 feet daily easement

PARCEL B-C
1.165 ACRES
New App. for oil

Paul Oakes

65-13772

2329 Tooting Lane

LOCKE PT.
Subdivision

Locks Pt.
TUSD.

Lot 4 has been

TRK:

4A = New owner,
decided right
65-08243
(Lake pump, oil)
previously Oakes

LOT 20

4B = Oakes
New pump & new
oil, new
application

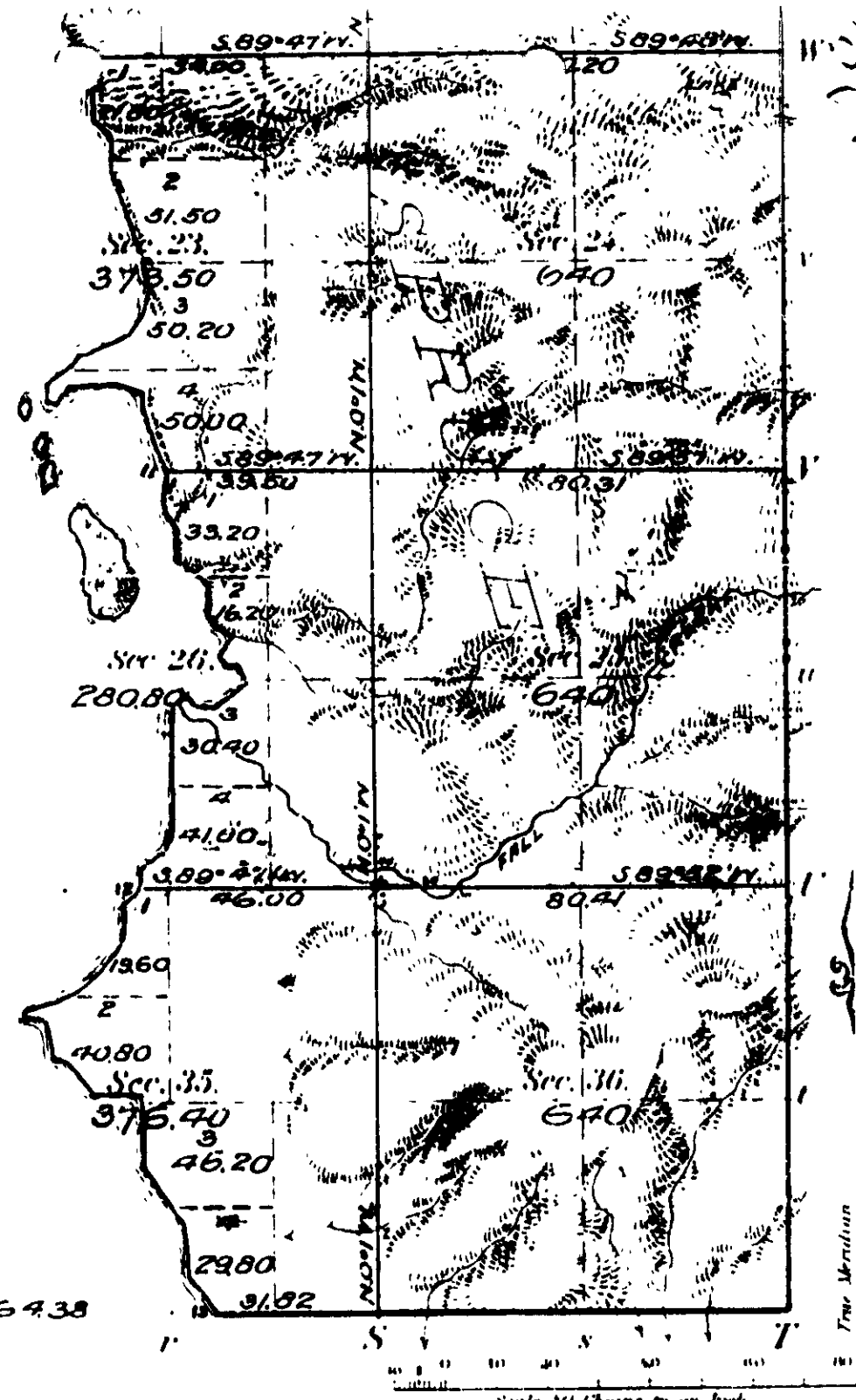
A = 36' 34" W
R = 45' 34" W
T = 45' 34" W
C = 45' 34" W
M = 45' 34" W

Table

7-1 FC3

10

RECC



T19N
 R 3E
 Sec. 35
 NENW
 Lot 1

The above Map of Township 19N, Range 3E, Section 35, NENW Lot 1, is a true and correct copy of the survey thereof on file in this Office which have been
 Surveyor General's Office
 Boise, Idaho
 April 1896
 Joseph C.
 65-13772

MICROFILMED
 APR 18 1966
 JAN 31 2001

1 of 2

P/D

Irrigation
pump
by lake.



P/u

1" PE
pipe
mainline
of irrigation
pump and
yard
irrigation



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JAN 21 2001

65-13772

2 of 2

P/u

House for
domestic
water.

P/u for
this system
is sub-
mersible
pump
located
about 200'
out in lake.



P/u

Air tank,
etc. in
house for
domestic
system.

1" copper
line on
left is
service line
to house.



Pipe and electric liner
in 4" PVC pipe casing
goes to submersible pump in lake.

MICROFILMED

SEP 11 2001

65-13772

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13772 Reviewed by Jy Date 12-29-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes 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?
f Installed?
f Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address _____ Proof Made 12-5-98



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

January 11, 1999

Paul A and Martha Y Oakes Trust
4433 Edgemont St
Boise ID 83706

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13772

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

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
FEB 05 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 3, 1998

PAUL A & MARTHA Y OAKES TRUST
4433 EDMONT ST
BOISE ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13772

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

JUN 05 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, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

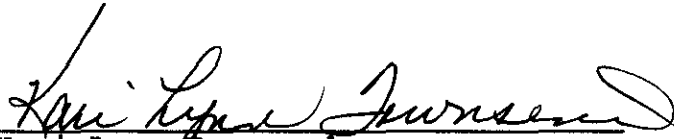
JUN 05 1998

CERTIFICATE OF MAILING

I hereby certify that on the 3rd 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. 65-13772

PAUL A & MARTHA Y OAKES TRUST
4433 EDMONT ST
BOISE ID 83706


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 05 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.

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lee*No.: 65-13772 Name: Oakes Date: 6/1/98 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 - P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

DRILLING PERMIT:

All wells (✓ WDQ3)

In Basin 34?

Irr within WD

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

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

RIVER BASINS: (*Surface water)

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

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)

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Mitigation

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

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

- 26A-P17

- P16

- North / East / West

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

- No MD

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

- 01M (report when notified)

- No MD

- 046-P23

- 085

- P05 (new well location)

- *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

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

- No MD

- *W22 -P04, NA

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

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

- 029 (fish screens), NA

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

- 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)

- 02001/1 02002000/15 4B, 4C, Ducks Point Subd.- 6/1/ 1999

10/97 202a.

RECEIVED

MAY 22 1998

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

INITIAL REVIEW BY: TTT DATE: 02/03/1998 APPLICATION: 65-13772

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:

01 P/D
01 P/U

ADDITIONAL INFORMATION

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

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, NOT FOUND)
- ☐ ☒ Copy to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☐ ☒ Copy to Dam Safety staff: (for any storage)
- ☐ ☒ Mitigation plan: where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge
- ☐ ☒ 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

Request list of Trustees ☒

PAUL A Oakes

MARTHA Y OAKES

NOTE - RE-pushed 4/98
to correct dept. error.
Also needs w/m letter.

Date Requested 02/04/1998

Date Response Received 02/04/1998 (Tel.)

[Signature]

PROCESSING

APP. NO. 65-13772

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:

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 _____

This is a regulated stream in W.D.

FINAL REGIONAL PROCESSING REVIEW:

YES NO

RE-published 1st 2 wks. April 1998 to correct pld section # from original Ad:

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

- ☒ ☐ Publication dates and paper recorded on application:
☐ ☒ Final date for protest 3-9-98 4-20-98
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☒ ☐ Water delivered by water master? District # 65
☒ ☐ Special conditions of approval or cover letter: Irrigation limited to 1/2 acre. Domestic use not exceed 13,000 gal/day. RD4 (65, Payette River)

See below for additional information

Recommended Date or Priority 1/5/98Recommended by: Dany Date: 5/9/98

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

There are a number of domestic claims in the same QQ (lot 1) but there is no evidence that there is a right on the parcel described in the application. Applicants ^{previously owned} ~~65-08243~~ 65-08243 which is appurtenant to Lot 4A of Luck's P. Subdivision. RD 02/03/1998

✓

५५

RECEIVED
APR 27 1998

MACROFILMED

Subscribed and sworn before me this the April 9, 1998.
STATE OF IDAHO

On this 6th day of April, 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

APR 28 1998

WATER RESOURCES MANAGEMENT

NOTICE OF CORRECTED

NOTICE TO ATTORNEYS: This is a public notice that the following information is being made available to the public. The information is being made available to the public for the purpose of providing information to the public. The information is being made available to the public for the purpose of providing information to the public.

[illegible]

APPLICATION FOR PERMIT FOR WATER RIGHT

NO. 65-13772

RECOMMENDATION OF WATERMASTER

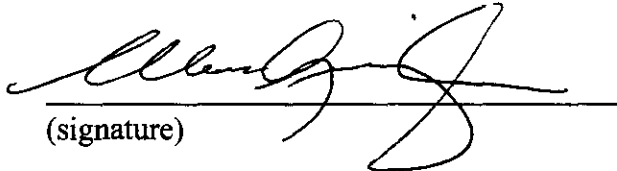
I, Mark Limbaugh, watermaster of the Payette River, of Water District No. 65, County of Valley, State of Idaho, whose address is 102 N. Main, Payette, Idaho 83661, have read the attached copy of the application for permit for a water right in the name of Paul A. & Martha Y. Oakes Trust.

- (A) I hereby endorse the above numbered application and recommend that the Director of the Department of Water Resources approve the application subject to the following conditions: This diversion will be under the control of the Watermaster for Water District No. 65.

OR

- B. I do not endorse approval of the above numbered application for water right as requested for the following reasons: _____

Dated at Payette, Idaho, this 7th day of April, 1998.


(signature)

MICROFILMED

JUN 05 1998



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

March 27, 1998

MARK LIMBAUGH
WATER DISTRICT 65
102 N MAIN
PAYETTE ID 83661

Re: Applications for Permit Nos. 65-13775 in the Name of Gem County, 65-13734 in the Name of Barry &/or Nuralima Boydston and 65-13772 in the Name of Paul &/or Martha Oakes, Trust

Dear Sir:

Enclosed are copies of the above-referenced applications for permit within your district. Also, enclosed are forms for your recommendation concerning these applications for permit.

Please review the application and submit any comments you may have within two weeks. If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl.

MICROFILMED

MAR 31 1998

**NOTICE OF CORRECTED
APPLICATION FOR PERMIT**

Notice is given that PAUL & MARTHA OAKES TRUST of 4433 Edgemont St., Boise ID 83706 had applied for an Application for Permit that was incorrectly advertised on Feb. 19 & 26, 1998 as follows (all locations are T19N R3E Valley County):

#65-13772, filed on 1-5-1998, .04 cfs from Big Payette Lake for domestic use for 1 home, diverted in Gov't Lot 1 (NENW) S19 for use in Gov't Lot 1 (NENW) S35.

CORRECTED NOTICE

Diversion point is the same as the place of use: Gov't Lot 1 (NENW) S35. Site is Lot 4BC, Lucks Point Subdivision.

The permit 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 83705-5082 together with a protest fee of \$25.00 on or before April 20, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Star News on April 2 and 9, 1998.

MICROFILMED
JUN 05 1998

Publisher's Affidavit of Publication

STATE OF IDAHO

55

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 NOTICE OF APPLICATION FOR WATER RIGHT, 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 thereof 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 February 19, 1998 and ended February 26, 1998

Subscribed and sworn before me this 26th day of February, 1998

STATE OF IDAHO

COUNTY OF VALLEY

On this 26th day of February, 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

recuted the same

Tom Chot

NOTICE OF APPLICATION FOR
ADJUDICATION OF STATUS
The following applications have been received for review and possible referral to the public hearing of the House of Representatives:

PAUL A. DREHER, JR.
Y. 44 EDGEMONT ST., BOISE, ID 83706
Source: P. A. DREHER, JR., LANE, BOISE, ID
PACIFIC COAST LIFE INSURANCE CO.,
P. O. BOX 109, WOODBURY, N. J.
Y. 44 DOMESTIC (1040 CES)
Post Division: (1049 CES)
INVESTMENT 15730
IN VALLEY COUNTY, T19N R03E35 Lot
(1049)

These applications are to all other cases
which may be submitted before the
House of Representatives. Any
applicant, after the approval of this application,
must file with the Director, Dept. of Labor,
Immigration and Naturalization, 2350 Vermont St.,
Room 4206, 83705 together with a protest fee
of \$225.00 by the date of MAR 09, 1994. The
applicant must also send a copy of the protest
to the applicant.

KARL J. DREHER, Director, 2/27/6

all is 5.35 per original -
Incorrect d'entry e Regional
office (519 P10) /SL to
Lynn B. Bk.

Re-publish e Tour
expense. -82

3/2/98

MICRO-ILMEL

14 MAR 1999

current;
rest of it
is ok



Invoice No. 7480
Invoice Date 2/26/98
Due Date 3/28/98

C

P.O. Box 985
1000 First Street
McCall, Idaho 83638
208 634-2123

ID DEPT OF WATER RESOURCE
1301 N ORCHARD
BOISE, ID 83706

RECEIVED

MAP 02 1998

Department of Water Resources

Quantity	U/M	Item Description	Unit Price	Extension
1 00	LINE	11 LEGALS	27.73	27 73

water right

MICRO FILMED

JUN 05 1998

Subtotal	27.73
Sales Tax	0 00
Shipping	0.00
Deposit	0.00
Net Invoice	27.73



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

February 11, 1998

TON HAUPT
US BUREAU OF LAND MGMT
3948 DEVELOPMENT AVE
BOISE ID 83705

Re: Application for Permit No. 65-13772 in the Name of Paul A. &/or Martha Y. Oakes Trust

Dear Sir:

Enclosed is a copy of the above-referenced application for permit which may be of interest to your agency. Please review the application 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 March 9 1998.

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

Sincerely,


Gary Spackman

GS:st

Encl.

MICRC
JUN 05 1998



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

February 11, 1998

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
BOX 83720
BOISE ID 83706

Re: Application for Permit No. 65-13772 in the Paul A. &/or Martha Y. Oakes Trust

Dear Sir:

Enclosed is a copy of the above-referenced application for permit which may be of interest to your agency. Please review the application 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 March 9, 1998.

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

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILM

JUN 05 1998



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

FEBRUARY 11, 1998

Legal Notices Department
The Star News
PO Box 985
McCall, ID 83638

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 MARCH 9, 1998.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Sue'.

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILM

JUN 10 1998

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICRO FILM
JUN 05 1998

65-13772

OAKES TRUST, PAUL A & MARTHA Y
4433 EDMONT ST
BOISE, ID 83706

Source: BIG PAYETTE LAKE

Tributary: PAYETTE RIVER, NORTH FORK

Diversion Pt: LOT 1 (NENW) Sec 19 T 19N R 03E in VALLEY County.

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

Date Filed: 1/ 5/1998

In: VALLEY County
T19N R03E S35 Lot 1(NENW)

MICRO LEVEL

JUN 05 1993

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 MARCH 9, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 2/19/1998 & 2/26/1998

APPROVED

FEB 05 1998