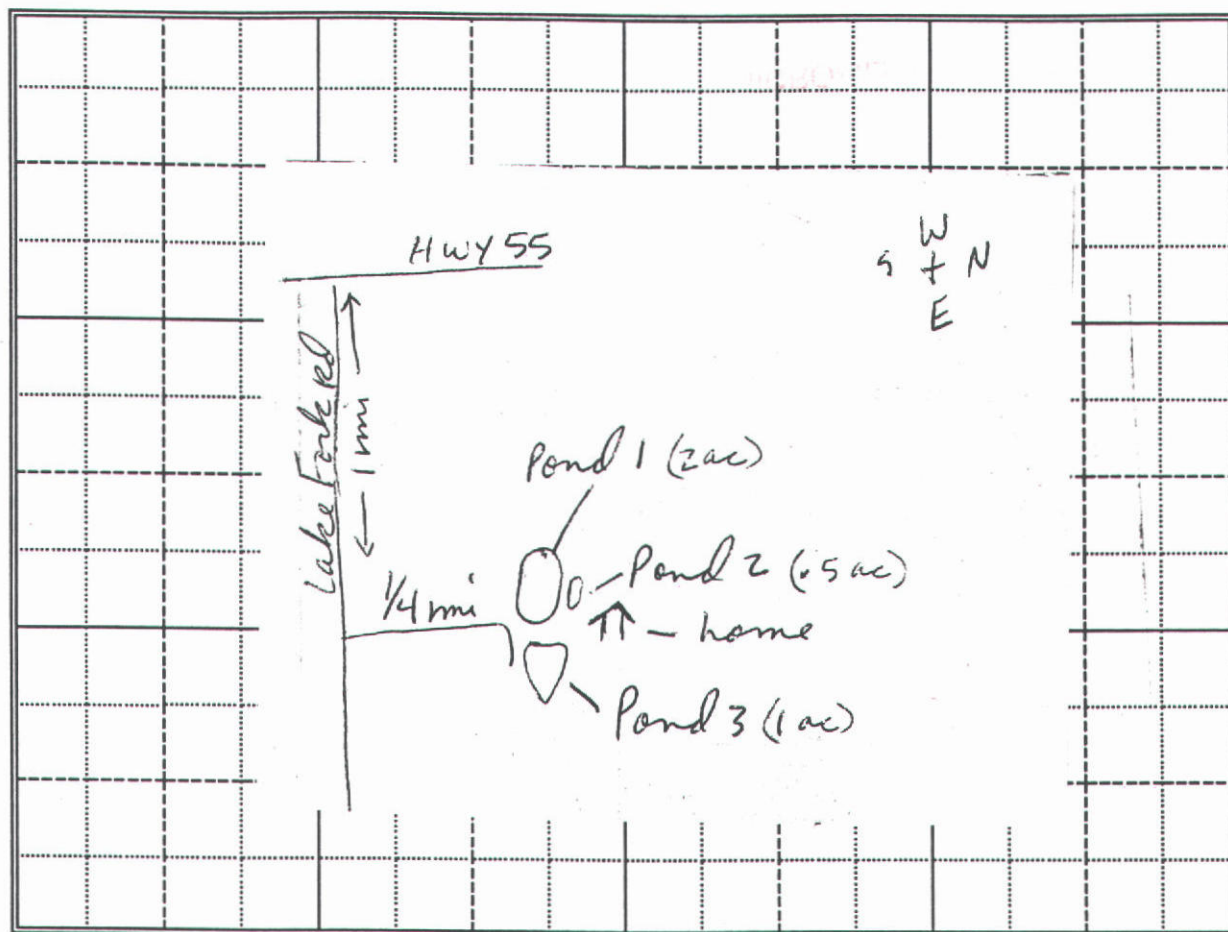


3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

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

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

Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

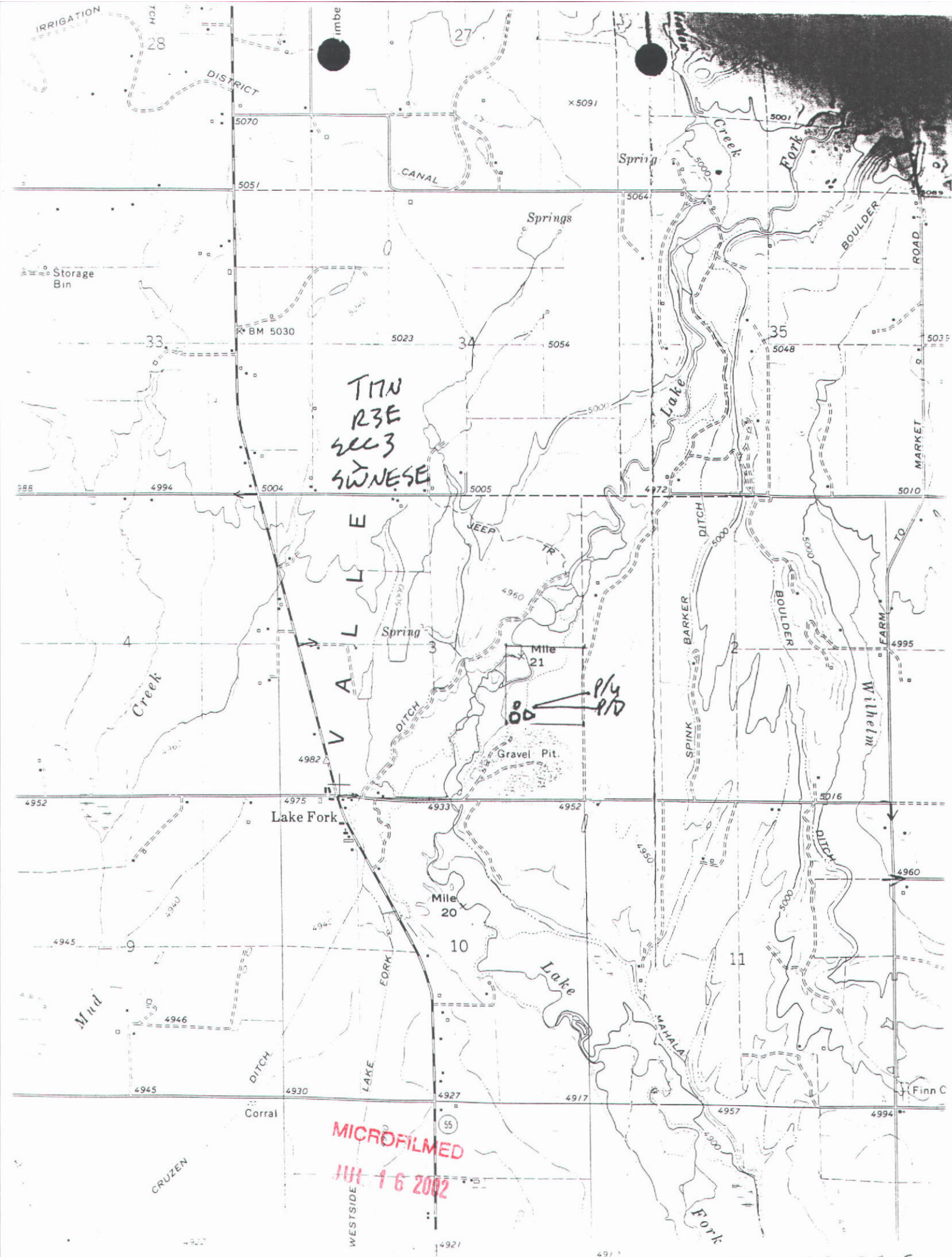
1.

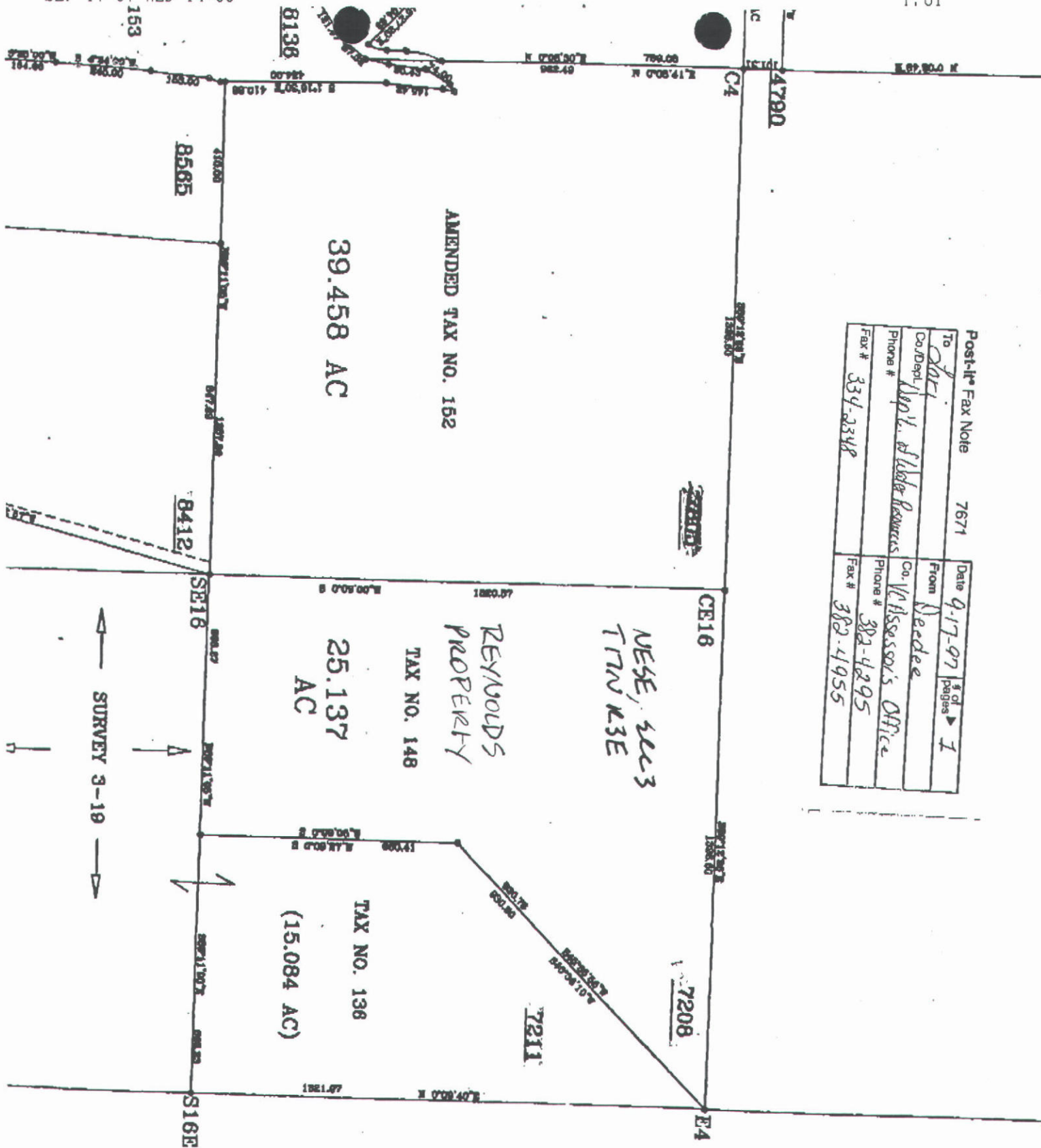
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

MICROFILMED

JUL 16 2002





Post-it® Fax Note	7671	Date	9-17-97	# of pages	1
To	dot	From	Needee		
Co/Dept.	Sup't. of Inter. Relations	Co.	W. Hesse's Office		
Phone #		Phone #	382-4295		
Fax #	334-2348	Fax #	382-4955		

MICROFILMED

111 16 2002

ROBERTSON & CO.

65-13578

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 APPLICATIONS FOR WATER RIGHTS, 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 November 6, 1997 and ended November 13, 1997.

Subscribed and sworn before me this the 11th day of December, 1997.
STATE OF IDAHO

COUNTY OF VALLEY

On this 11th day of December, in the year of 1997, 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 RIGHTS

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

65-13744 Williamson, Darla S. and Max L. P.O. Box 661, McCall, ID 83638. Source: Payette River, North Fork. Tributary: Payette River. Diversion Point: SESW Sec. 8 T 18N R 03E in Valley County. Use: Domestic (020 CFS). Total Diversion: (020 CFS). Date Filed: 9/6/1997. In: Valley County, T18N R03E S08 SESW

65-13751 M Resorts, Attn: Bob McKenna, P.O. Box 1006, McCall, ID 83638. Source: Groundwater. Diversion Point: SENE Sec 12 T 18N R 02E in Valley County, NW/SE Sec 12 T 18N R 02E in Valley County. Use: Stock water storage (65.00 AFD). Wildlife storage (65.00 AFD). Recreation storage (65.00 AFD). Aesthetic storage (65.00 AFD). Diversion to storage (1,500 CFS). Total Diversion: (1,500 CFS). Date Filed: 10/6/1997. In: Valley County, T18N R02E S12. SENE, R03E, S07, SW/SE system includes 2 existing wells and 1 proposed well for 2 ponds for non-consumptive uses.

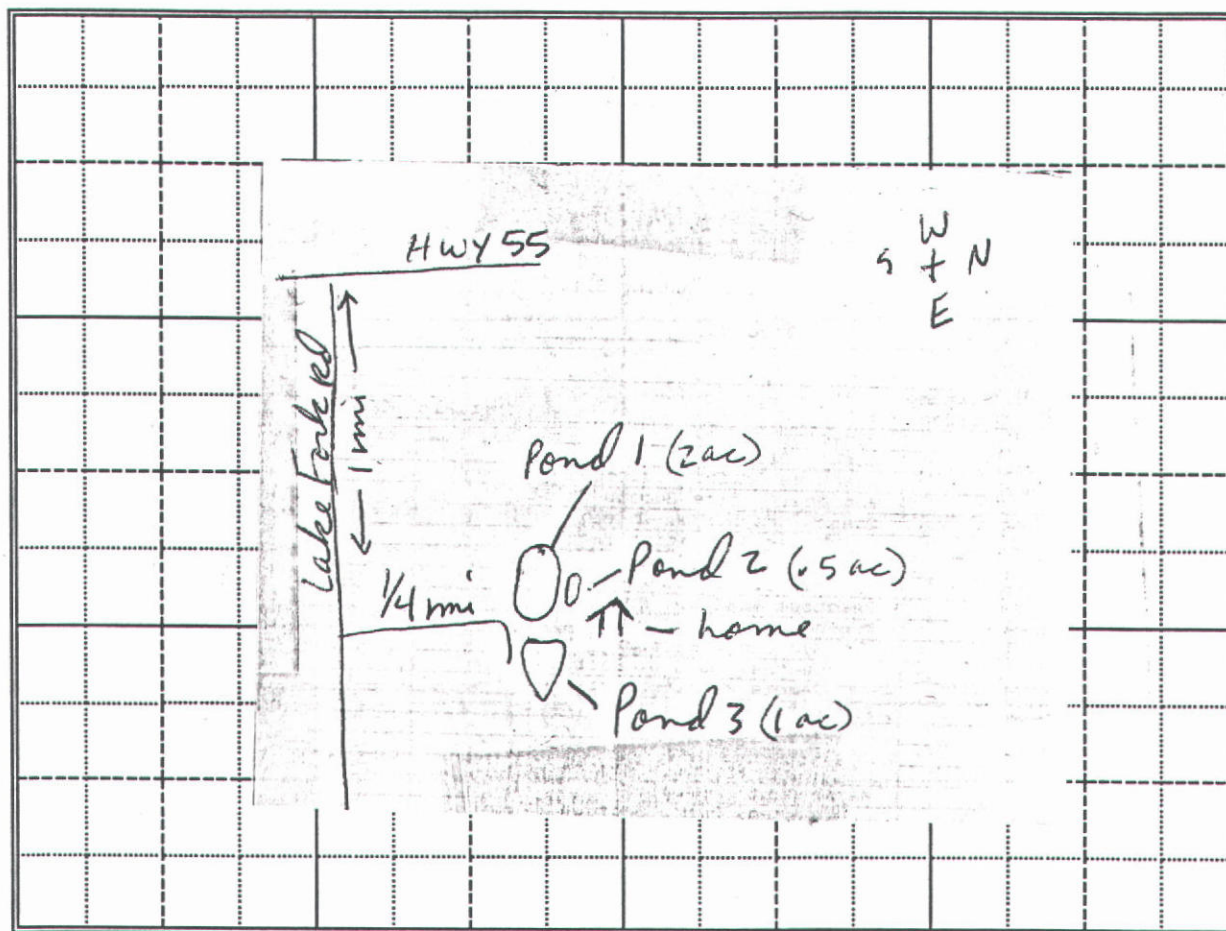
65-13755 KP Cove, Attn: John P. O'Box 1693, Boise, ID 83701. Source: Groundwater. Diversion Point: Lot 2 (NWSWNW) Sec. 22 T 19N R 03E in Valley County. Lot 2 (NWSWNW) Sec. 22 T 19N R 03E in Valley County. Use: Domestic (0.040 CFS). Total Diversion: (0.040 CFS). Date Filed: 9/24/1997. In: Valley County, T 19N R03E S22 Lot 2 (SWNW)

65-13757 Reynolds, Ron G. and Barbara P.O. Box 1997, Lewiston, ID 83501. Source: Springs. Tributary: Lake Fork Creek. Source: Groundwater. Diversion point: SW/NE Sec. 3 T 17N R 03E in Valley County. Use: Domestic (0.040 CFS). Recreation storage (15.00 AFD). Fire protection storage (15.00 AFD). Total Diversion: (0.040 CFS). Date Filed: 10/2/1997. In: Valley County, T 17N R03E S03 NESE

Permits will be subject to all prior water rights. Protests may be permitted 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, ID 83705 together with a protest fee of \$25.00 on or before November 24, 1997. The protestant must also send a copy of the protest to the applicant, Karl J. Dreher, Director, 2111/13

FILED
FEB 13 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" = _____

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

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

Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

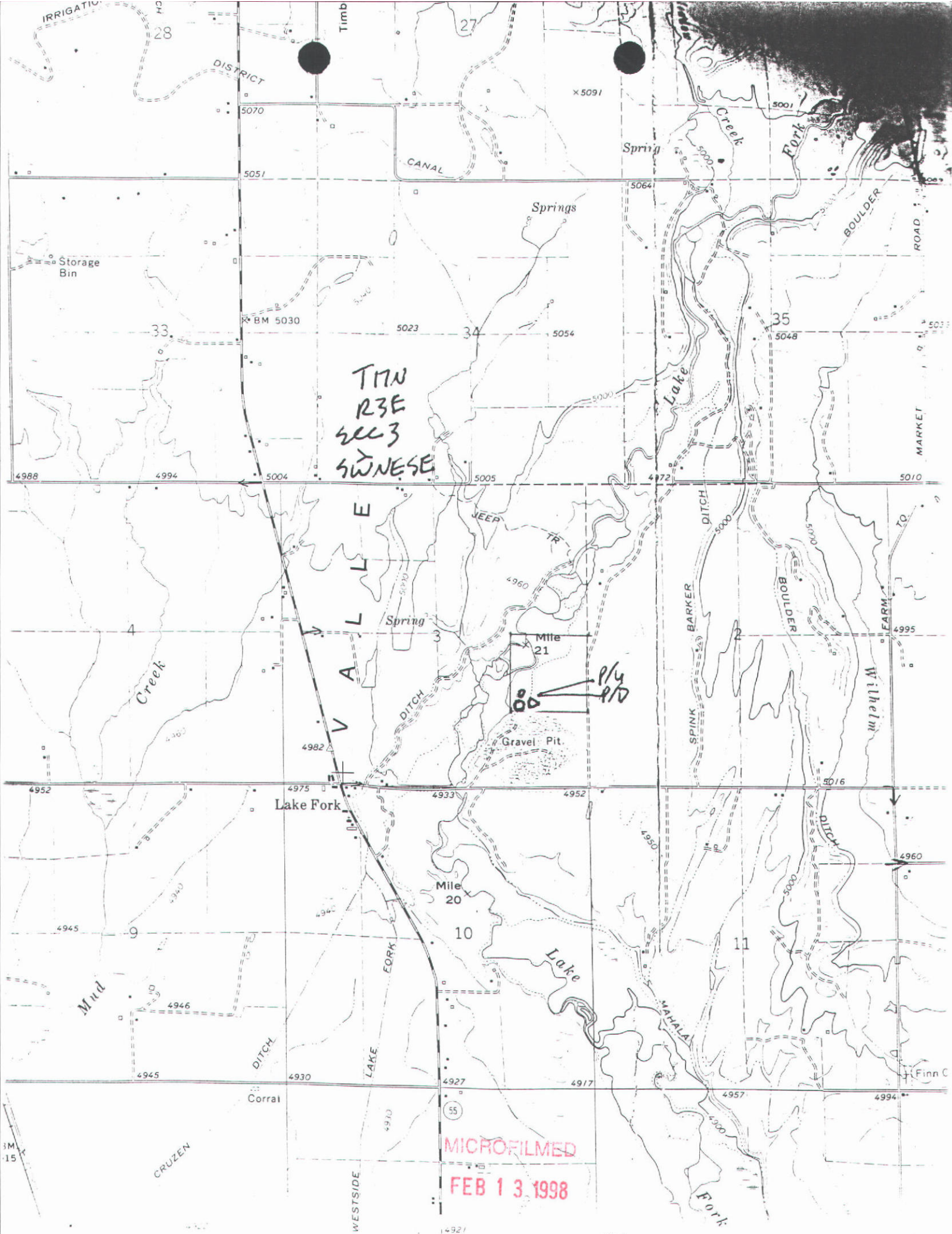
1.

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

2. Measurements: _____

MICROFILMED

FEB 13 1998

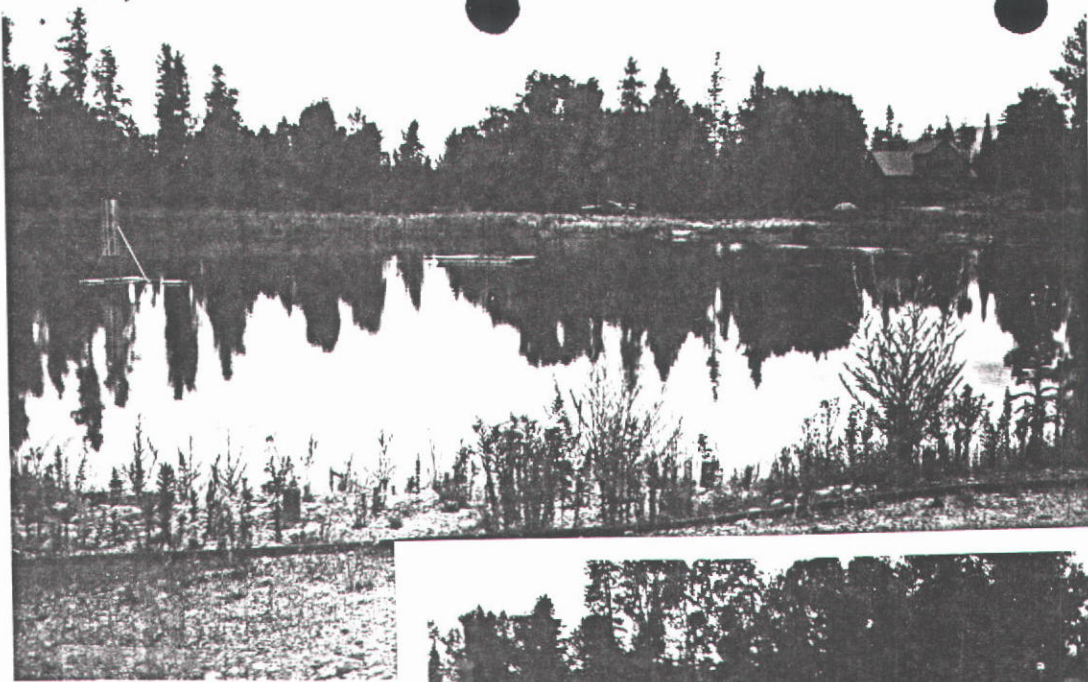


TMN
R3E
sec 3
SWNESE

Ply
P/D

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FEB 13 1998

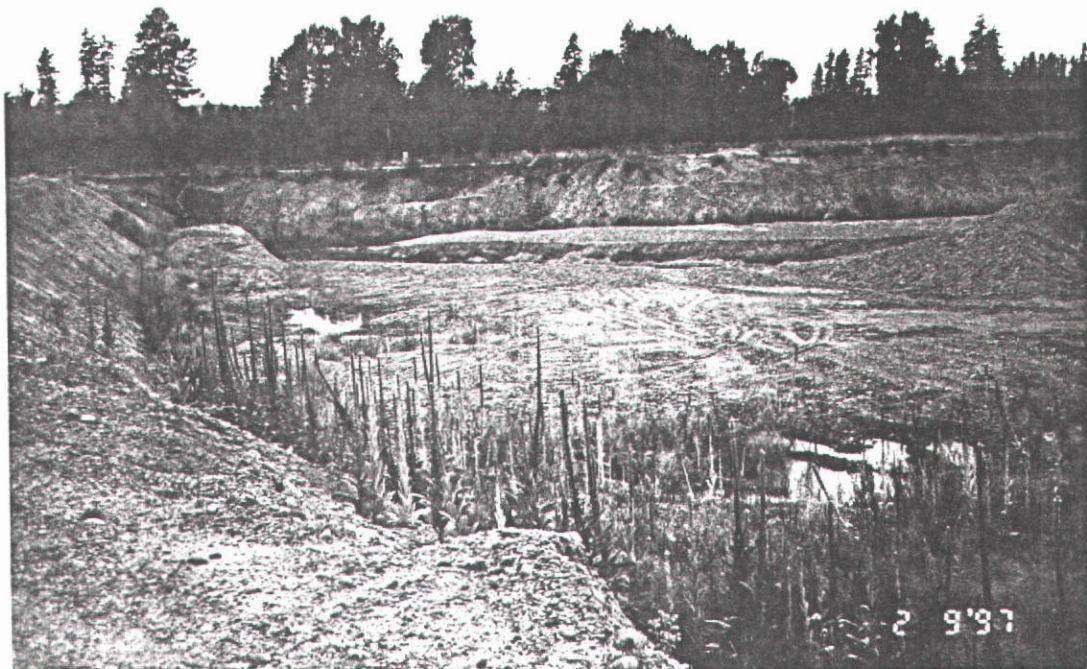
25-13578



Pond #1
2 acres



Pond #2
.5 acre



Pond #3
1 acre

MICROFILMED
FEB 13 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO 65-13757

Priority October 02 1997

Maximum Diversion Rate 0.04 CFS
Maximum Diversion Volume 15.6 AF

It is hereby certified that RON C REYNOLDS And BARBARA REYNOLDS
PO BOX 1997
LEWISTON ID 83501-1997 have complied with the terms and
conditions of the permit issued pursuant to Application for Permit dated October 02 1997 and have
submitted Proof of Beneficial Use on November 29 2000. An examination indicates that the works have
a diversion capacity of 0.11 cfs of water from

SOURCE

SPRINGS

Tributary LAKE FORK

GROUND WATER

and a water right has been established as follows

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
RECREATION STORAGE	01/01 to 12/31		15.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		15.0 AF

LOCATION OF POINTS OF DIVERSION

SPRINGS SW¼NE¼SE¼ Sec 3, Twp 17N Rge 03E, B M VALLEY County

GROUND WATER SW¼NE¼SE¼ Sec 3, Twp 17N, 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
17N 03E 3																	x

PLACE OF USE RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N 03E 3																	x

PLACE OF USE FIRE PROTECTION STORAGE - Same as Recreation Storage

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State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO 65-13757

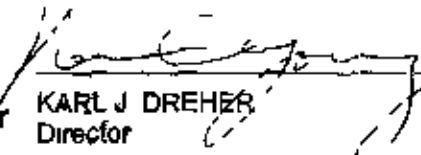
CONDITIONS OF APPROVAL

- 1 Domestic use is for 1 home and does not include lawn garden landscape, or other types of irrigation
- 2 Recreation storage is for swimming and fishing
- 3 Use of water under this water right will be regulated by the watermaster of State Water District No 65K
- 4 Water shall not be diverted from storage for fire protection use under this right except to fight or repel an existing fire
- 5 Water shall not be diverted under this right when flows in the Payette River are below established minimum stream flows except to repel an existing fire

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 2nd day of May, 2002

Acting for


KARL J. DREHER
Director

MICROFILMED

11, 11, 2002

RECEIVED

NOV 29 2000

WATER RESOURCES
WESTERN REGION

FOR OFFICE USE ONLY

Amt. of Fee \$ 50

Receipt No. W027181

Receipt By KG

Date Received 11/29/00

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

RECEIVED

NOV 13 2000

PROOF OF BENEFICIAL USE

DEC 11 2000

WATER RESOURCES
WESTERN REGION

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.

1 Permit No. 208 743 4940 Telephone No. 208 743 4940

2 Name of Permit Holder(s) Ben C. Reynolds, Barbara Reynolds

3 Mailing Address PO Box 997

City LEWISTON State ID Zip 83501

4 Source of Water SPRING/GROUND WTR If GROUNDWATER (well), Date Drilled mo. / yr.

Well Driller Drilling Permit Number

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) lawn + trees (drip irrig) Other

6 Total rate of diversion and/or volume for which proof is submitted 04 cfs OR 15 acre-feet

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

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

Measuring Device Is a measuring device required? Yes or No
Has the measuring device been installed? Yes or No

8 Fee Enclosed \$ 50 (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 LORE GRAVES Telephone Number

Address IDWR (see 65-13578)

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

Signature of permit holder [Signature] Date 11-08-00
(include your title if on behalf of company or organization)

MICROFILMED

NOV 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 65-13757

Name(s) of Permit Holder Ron C & Barbara Reynolds

Mailing Address P.O. Box 1997, Lewiston, Id 83501

Date Proof is Due JAN 1 1999 Telephone No. 208 746 1003
208 743 4940

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none")

2 of 3 ponds have been completed

Costing \$

The permit holder(s) has been unable to complete the remainder of the work for the following reasons

Not enough material was removed to
complete pond #3

Permit holder(s) request an extension to JAN 1 19 2000

FEE \$50.00

Barbara Reynolds
(Signature)*

*If other than permit holder Power of Attorney must be supplied

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to January 1, 2001.

MICROFILMED

1998 DEC 14 1998

Signed this 29th day of December, 19 98

A. Glen Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13757

Proposed Priority October 2, 1997 Maximum Diversion Rate: 0 04 CFS

This is to certify, that **BARBARA REYNOLDS**
 RON C REYNOLDS
 PO BOX 1997
 LEWISTON ID 83501-1997
has applied for a permit to appropriate water from:
SPRINGS tributary of **LAKE FORK CREEK**
GROUNDWATER

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>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0 04 CFS	
RECREATION STORAGE	01/01 to 12/31		15 0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		15 0 AF
	Totals	0 04 CFS	

LOCATION OF POINT(S) OF DIVERSION SWNESE , Sec 3, Township 17N, Range 03E
 VALLEY County

PLACE OF USE: DOMESTIC
TWN RGE SEC
17N 03E 3 NESE

CONDITIONS OF APPROVAL AND REMARKS

- 1 Proof of construction of works and application of water to beneficial use shall be submitted on or before January 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. 65K
- 4 Water shall not be diverted under this right when flows in the Payette River are below established minimum stream flows
- 5 The domestic use authorized under this right shall not exceed 13,000 gallons per day
- 6 The irrigation occurring under this domestic use shall not exceed 1/2 acre
- 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

9th day of January, 1998

MICROFILMED
FEB 1 - 1998

for 
Karl J. Dreher, Director

RECEIVED

JAN 02 1998

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- 1 Name of Applicant RON C. + BARBARA REYNOLDS Phone 743-4940
 Mailing address PO BOX 1997 LEWISTON ID 83501-1997
- 2 Source of water supply GROUNDWATER / SPRINGS which is a tributary of LAKE FORK CR
- 3 Location of point of diversion is Township 17N Range 3E Sec 3 in the SW 1/4, NE 1/4, SE 1/4, Govt. Lot _____, B.M. VALLEY County _____
 additional points of diversion if any _____
- 4 Water will be used for the following purposes
- Amount 15 for RECREATION STOK purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount 15 for FIRE PROTECTION STOK purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount 04 for DOMESTIC purposes from 1/1 to 2/31 (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
- 5 Total quantity to be appropriated is (a) 04 cubic feet per second and/or (b) 15 acre feet per annum
- 6 Proposed diverting works
- a Describe type and size of devices used to divert water from the source 3 ponds
- b Height of storage dam _____ feet, active reservoir capacity _____ acre-feet total
 reservoir capacity 21 acre-feet (3 ponds combined) 6 of covered on
65-137578
- 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
- e Other; describe fully Fishing + swimming

FEB 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	
7N	3E	3													RS				

Total number of acres to be irrigated _____

10 Describe any other water rights used for the same purposes as described above 65-13578

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

b Who owns the land to be irrigated or place of use? "

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

12 Remarks. Storage use allows one time bill to account for water losses.

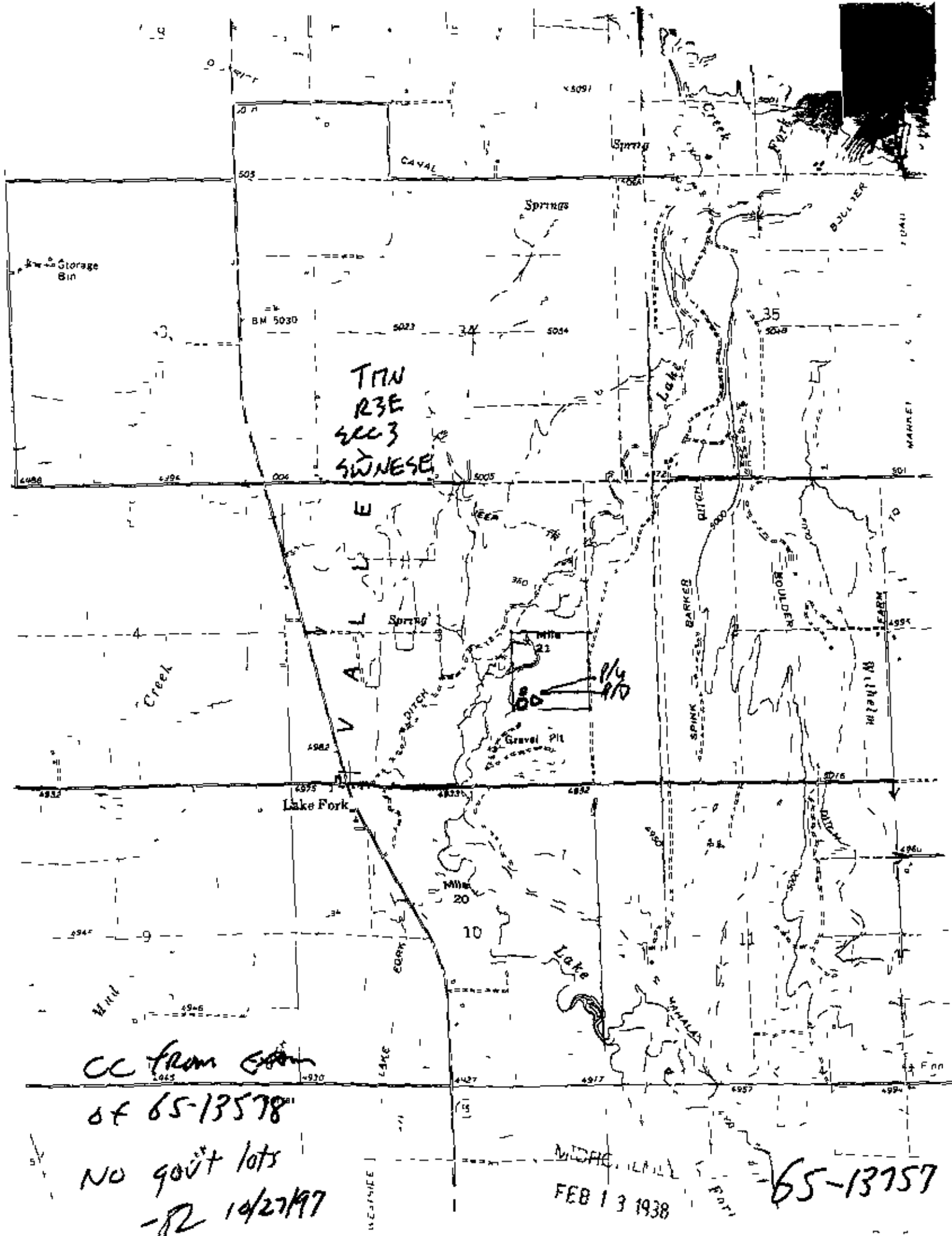
13 **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred)

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

MICRO
FEB 13 1998


Signature of Applicant (and title, if applicable)

Received by ST Date 10-2-97 Time 10:45 Preliminary check by ST
 Fee \$ 50 Received by ST # W023121 Date 10-2-97
 Publication prepared by ST Date 10-29-97 Published in Star News 11-6-97
 Publication approved ST Date 12-11-97



TIN
R3E
SEC 3
SWNESE

CC from 65-13578
NO govt lots
-82 10/27/97

MIDWINTER LAKE
FEB 13 1938

65-13757

Ident. No. 65-13757

Comments: Date: 10/27/1997 User-ID. SLESTER

Subject: ADDITIONAL INFORMATION

This application covers 15 af of 21 af existing 3-pond system documented in 1997 exam of 65-13578. The earlier right covers 6 af while new right covers the other 15 af. Recreation use is for personal fishing & swimming Domestic use is for 1 home. Sources are both thought to be tributary to creek (shallow ground water captured by gravel pits; dam size n/a). Storage should include a refill/loss component License exam can be done per existing info once proof is filed if permit is issued. Non-regulated sources in water district #65K do not require a watermaster comment letter but do require watermaster control condition of approval.

RECEIVED
FEB 13 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J DREHER
Director

May 9, 2002

RON C REYNOLDS
BARBARA REYNOLDS
PO BOX 1997
LEWISTON ID 83501-1997

RE License No 65-13757 - 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:kt

Enclosure(s)

MICROFILMED

MAY 10, 2002

CERTIFICATE OF SERVICE

I hereby certify that on May 9, 2002 I mailed a true and correct copy postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below

RE WATER RIGHT NO 65-13757

**RON C REYNOLDS
BARBARA REYNOLDS
PO BOX 1997
LEWISTON ID 83501-1997**


**Kan Lynn Townsend
Secretary**

MICROFILMED

JUL 16 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

MICROFILMED
1111 16 2002

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. 65-13757 Date 4-19-02 Reviewer Kay Walker

Change/OK

Name/Address

city phone number -

Source

Point of Diversion

OK
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) - 65-13578

W59 (subdivision description)

Place of Use

OK

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

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps Right(s)

File reviewed 65-13578 Profile reports printed ✓

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

Rate of Diversion

Permitted rate 0.04/15 AF

Fee Limit 0.20 cfs

Measured 0.11 cfs

Theoretical 0.11 cfs

Recommended Total Diversion Rate 0.04/15 AF

Water Uses

OK Change (P46)

Season of Use per new Standards

Res stor cfs 15 af
Stockwater cfs af
Domestic 0.04 cfs af
Fire Prot Stor cfs 15 af
Total 0.04 cfs 15 af

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

supp Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

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

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

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

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

Remarks 077, R04

Additional Conditions YES Watermaster Control 65K
 GW Measurement/Measuring Device
 Other
Trust R55 - remove 051)
Non trust (048)

GW Dist?
Water Mgmt. Dist?
Crit GWMA?
GWMA?
Government Lots?

Advance Priority? yes If yes, explain why below
no

SRBA Claim?

Adjust memo

Amend Letters P87, S06 Second Amendment Notice S06

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-13578

WATER RIGHT NUMBER 65 13578

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARBARA REYNOLDS PO BOX 1997 LEWISTON, ID 83501-1997 (208)746-4940
Current Owner	RON C REYNOLDS PO BOX 1997 LEWISTON ID 83501-1997 (208)746-4940

Priority Date 11/25/1994

Basis License

Status Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER SPRINGS	LAKE FORK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION STORAGE	1/01 to 12/31		6 00 AF
FIRE PROTECTION STORAGE	1/01 to 12/31		6 00 AF
	<u>Total Diversion</u>		6 00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4SE1/4	Sec 3,	Twp 17N	Rge 03E	B M
VALLEY County					
SPRINGS	SW1/4NE1/4SE1/4	Sec 3	Twp 17N	Rge 03E	B M
VALLEY County					

Place of UseConditions of Approval

- 1 R04 Use of water under this water right will be regulated by the watermaster of State Water District No &DISTRICT

Remarks

- 1 General Two points of diversion are located within the SWNESE S3 T17N R3E
Recreation storage is for swimming and fishing
Water shall not be diverted from storage for fire protection use under this right except to fight or repel an existing fire

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 65-13578

Comments

1 SLESTER 11/28/1994 SOURCES & DATE OF PRIORITY

Comment: Unknown number of springs found at site where pond created. Excavated ground water and springs combine to form small pond very near creek and thus assumed to be integrated sources trib to creek. Pond is for personal use and is not related to water quality improvement efforts for Cascade Reservoir clean-up project. Application received 11/21 with \$5 paid receipt #W018371. Add'l \$45 received 11/25 but not receipted until 11/28 (holiday period) d o p is therefore 11/25/94

2 VAULT 2/27/1995 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

Dates and Other Information

Licensed Date 10/7/1998

Decreed Date

Water Supply Bank Enrollment Accepted

Water Supply Bank Enrollment Removed

Enlargement Use Priority Date

Enlargement Statute Priority Date

Formal Action Date

State or Federal

Owner Name Connector AND

Water District Number 65K

Generic Max Rate Per Acre

Generic Max Volume Per Acre

Decree Defendant

Decree Plaintiff

Civil Case Number

Judicial District

Swan Falls Trust or Nontrust

Swan Falls Dismissed

DLE Act Number

Carey Act Number

Mitigation Plan False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 4 2001
DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No 65-13757

1 Owner Ron and Barbara Reynolds Phone No 208-746-4940

Current Address PO Box 1997, Lewiston ID 83501

2 Accompanied by _____ EXAM DATE 6/29/01

Address _____ Phone No _____

Relationship to Permit Holder _____

3 Source Springs/Ground water tributary to Lake Fork Creek

B OVERLAP REVIEW

1 Other water rights with the same place of use 65-13578

2 Other water rights with the same point of diversion 65-13578

C DIVERSION AND DELIVERY SYSTEM

1 Point(s) of Diversion

Ident No	Govt Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Method of Determination/Remarks
3 Ponds		SW	NE	SE	3	17N	3E	Valley	USGS Quad County Assessor

2 Place(s) of Use

Indicate Method of Determination same as above

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	3E	3													X				

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SEP 4 2001

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

N/A

___ Copy of USGS Quadrange 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

See file 65-13578

4

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

*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 Theoretical

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111 1 6 2002

E NARRATIVE/REMARKS/COMMENTS

At the time of the field exam for license 65-13578, 3 ponds were found. Ponds 1 & 2 were created during the development period for permit 65-13578 and pond 3 was developed after proof had been submitted. This permit, 65-13757, covers the additional storage volume and uses found.

The ponds are excavated gravel pits that fill naturally. Oxygen for fish and plant life is achieved through the use of windmill technology, making a live flow component not necessary.

A 2.5 hp submerged pump with a 1.5" intake is used to provide water for drip irrigation of surrounding trees and sprinkler irrigation to a domestic lawn.

The three ponds total 21 af. License 65-13578 covers 6 af and this right covers the remaining 15 af. No other rights are used. Have conditions of permit approval been met? ☒ yes ☐ no

F FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method

$$\frac{2.5 \times 7 \times 6.8}{30' + 50' \times 2.31} = 11 \text{ cfs}$$

Lift, hp, psi per owner
Pump limited to 04 cfs

G VOLUME CALCULATIONS**1 Volume Calculations for Irrigation**

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

2 Volume Calculations for Other Uses

External domestic use = 6 afa

H RECOMMENDATIONS**1 Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion		Annual Volume V (afa)
	From	To	Q (cfs)		
Domestic		1/1	12/31	04	6
Recreation Storage		1/1	12/31		15
Fire Protection Storage		1/1	12/31		15
Totals				04	15.6

2 Recommended Amendments

__ Change P D as reflected above __ Add P D as reflected above x None

__ Change P U as reflected above __ Add P U as reflected above __ Other

I AUTHENTICATION

Lori Graves - Senior Agent

Field Examiner's Name Lori Graves Date 6/29/01

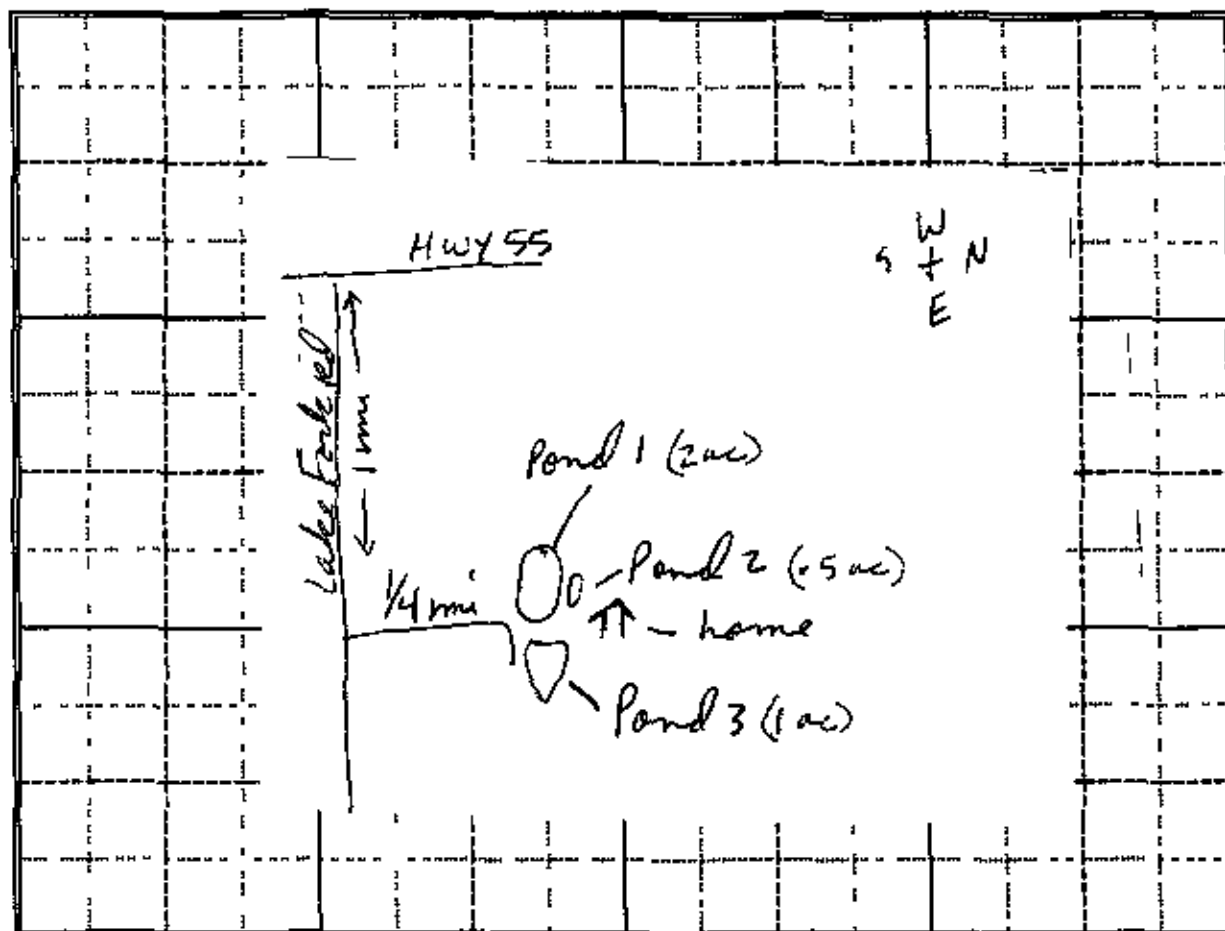
Reviewer _____ Date _____

MICROFILMED

JUL 18 2002

SEAL

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



Scale: 1" =

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

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

Photo of Diversion and System Attached

4

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

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

D FLOW MEASUREMENTS

1

Measurement Equipment	Type	Make	Model No	Serial No	Size	Calib Date

2. Measurements

MICROFILMED

131 15 2002

E NARRATIVE/REMARKS/COMMENTS

At the time of the field exam, 3 ponds were found. Ponds 1 + 2 were created during the permit development period and pond 3 was developed after proof had been submitted.

Pond 1 = 12 af

Pond 2 = 3 af

Pond 3 = 6 af

The 6 af allowed for this permit can apply to ponds 1 + 2 only. Applicant is in the process of filing another application for permit for the additional 6 af.

The ponds are excavated grassed pits and fill naturally. Oxygen for fish + plant life is achieved through the use of windmill technology, making a live flow component not necessary. Fire protection storage should be redesigned to fire protection from storage, which should not require an amendment. No other water kts are used.

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

MICROFILMED

11/10/2002

F FLOW CALCULATIONS

Measured Method

_____ Additional Computation Sheets Attached

G VOLUME CALCULATIONS**1 Volume Calculations for Irrigation** $V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days In Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$ _____**2 Volume Calculations for Other Uses**Pond #1 : $350' \times 250' = 2 \text{ acres}$ 2 : $150' \times 150' = .5$ 3 : $350' \times 250' / 2 = 1$ $3.5 \text{ acres} \times 6' \text{ deep} = 21 \text{ af}$ **H RECOMMENDATIONS****1 Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Res Storage</u>	<u>1/1</u>	<u>12/31</u>		<u>6</u>
<u>Flood Protection</u>	<u>1/1</u>	<u>12/31</u>	<u>104</u>	<u>6</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals			<u>104</u>	<u>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

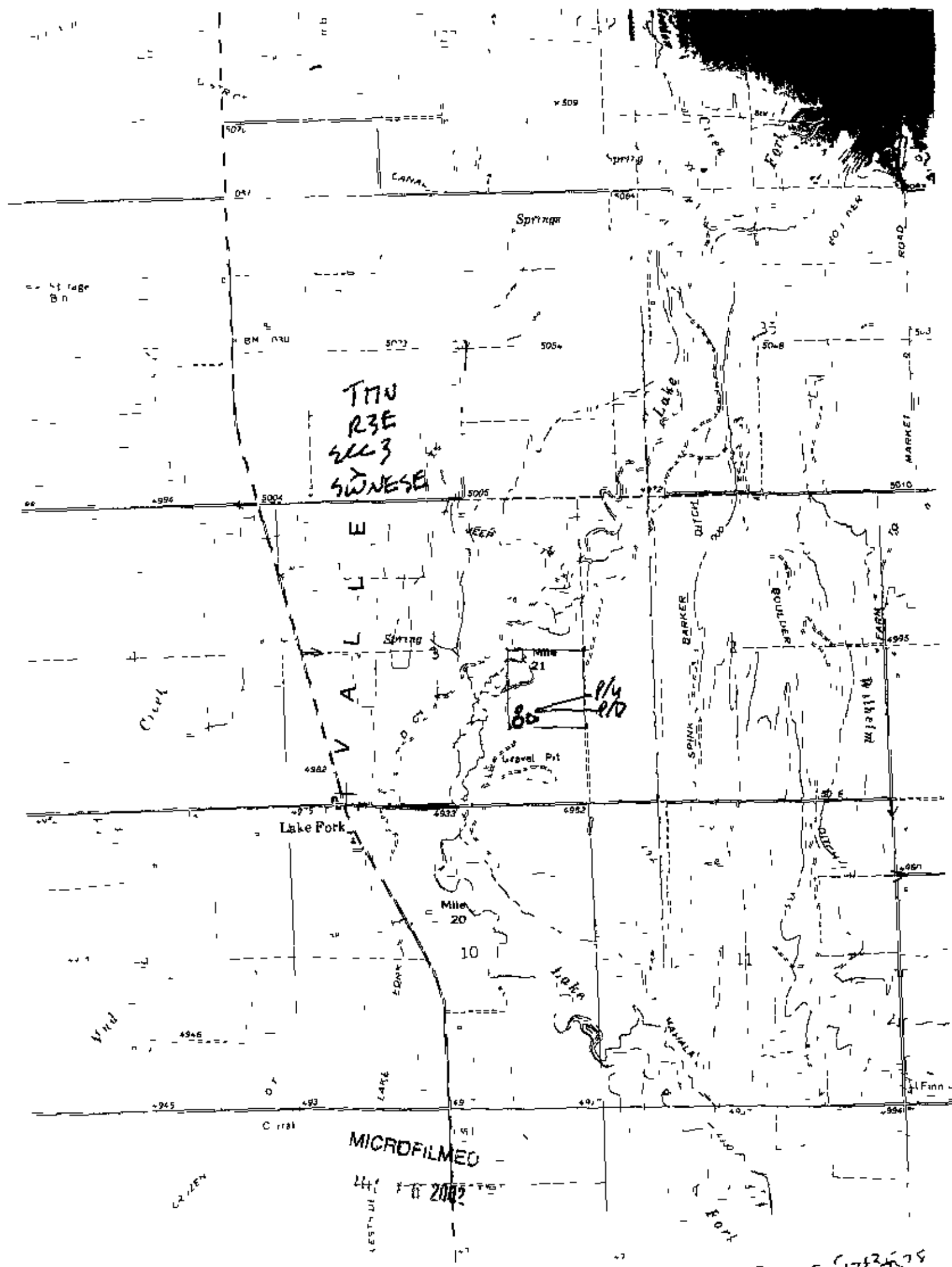
___ Other use**I AUTHENTICATION**Field Examiner's Name Dr. [signature] Date 4/19/97

Reviewer _____ Date _____

SEAL

MICROFILMED

11 15 2002



6-13578

SEP-17-57 JEL 14'55

Postnet Fax Note	7671	Date	9-17-07	Page #	1
To	Cheryl	From	Blender		
Comment	Copy of Linda Rogers	On	9/15/2005	ATTN:	
Phone #		Phone #	382-4295		
Fax #	334-3348	Fax #	382-4955		

AMENDED TAX NO. 152

39 458 AC

NESE, 24-3
TIN, 23E

REYNOLDS
PROPERTY

TAX NO. 148

25.137
AC

TAX NO 136

(15.084 AC)

MICROFILMED

11 15 2002

R 30 F

65-13576

• **SE**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Staff Analysis Sheet
Beneficial Use Field Report

RECEIVED

SEP -4 2001 K

A Prior to Conducting the Exam, the File Contains

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copy of Proof of Beneficial Use
- ☒ Copies of any Amendments/Orders with Conditions of Approval
- ☒ Well Inspection Form (If Needed)
- ☒ Aerial Photo Required? ☐ yes ☒ no If yes ☐ copy attached
- ☒ SRBA Claim Required (required if proof filed by 11-19-1987)
☐ Yes ☐ No If yes ☐ claim filed? (check AJ5, AJQ1, AJQ4)
- ☒ Copy of U.S G S Quad
- ☒ Check for Government Lots If so, make a copy of government plat
- ☒ Check of P/D index _____ (initial & date)
Overlap ☒ yes ☐ no If yes ☐ copy of exam(s) attached**
Type of Overlap ☐ Same source ☐ Other source
- ☒ Check of P/U index _____ (initial & date)
Overlap? ☒ yes ☐ no If yes ☐ copy of water right(s) attached**
Type of Overlap ☐ Same land, same source
☐ Same land, other source
☐ Other land &/or other uses

*copies attached only if needed for analysis

- ☒ Irrigation from groundwater (all basins)
Surface water currently or previously used ☐ Yes ☒ No
If yes identify water source, water right, and explain current or previous use
- ☒ Scheduling Letter Sent? _____ (initial & date)
- ☒ Appointment Made and Telephone Conversation Memo Attached

B After Conducting the Exam, the File Contains

- ☒ Fully Completed and Signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use *see file 65-13758*

C Review and Processing:

Exam Completed 6/25/01 (signature of examiner & date)
Exam Sent to State Office 8-30-01 (initial & date)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

January 22, 2001

DIR. KEMPTHORNE
Governor

KARL J. DREHER
Director

RON C REYNOLDS
BARBARA REYNOLDS
PO BOX 1997
LEWISTON ID 83501

PROOF ACKNOWLEDGMENT LETTER

RE PERMIT NO 65-13757

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 and that it meets the permitted beneficial use

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,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl
c IDWR - Regional Office

MICROFILMED

JAN 31 2001

October 31, 2000

BARBARA REYNOLDS
RON C PEYNOLDS
PO BOX 1997
LEWISTON ID 835011997

PROOF DUE NOTICE

RE PERMIT NO 65-13757

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 January 1, 2001 (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

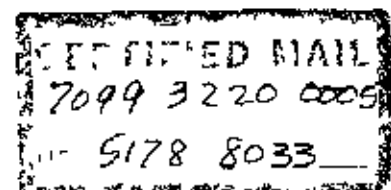
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date If neither is received, the department will send you a lapse notice Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect

SINCERELY,

DEBORAH GIBSON
Administrative Assistant

Enclosures

MICROFILMED
A4 3 - 2001





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

December 29, 1998

KARL J. DREHER
DIRECTOR

Ron and Barbara Reynolds
PO Box 1997
Lewiston ID 83501

RE Permit No 65-13757

Dear Permit Holder

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit, which extends the time within which to submit proof of beneficial use to **January 1, 2001**. Please note that the department granted the extension based on due diligence. It is important that you work diligently towards completion of this project since the department **will not** be able to grant additional extension requests based on due diligence.

Section 42-248, Idaho Code which became effective on July 1, 1996 requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact me at (208)327-7953, if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c IDWR - Regional Office

MICROFILMED

JAN 04 1999

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No 65-13157 Reviewed by [Signature] Date 12-28-98

BASIC INFORMATION

12-15-98 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend extend to Jan 1 2001, on basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X _____
Change Proof Due Date 1-1-2001 _____
Change Priority Date X _____

October 31, 1998

BARBARA REYNOLDS
RON C REYNOLDS
PO BOX 1997
LEWISTON ID 835011997

PROOF DUE NOTICE

RE PERMIT NO 65-13757

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 January 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

JAN 04 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

January 9, 1998

BARBARA REYNOLDS
RON C. REYNOLDS
PO BOX 1997
LEWISTON ID 83501-1997

PERMIT APPROVAL NOTICE

RE PERMIT NO 65-13757

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.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK klt

Enclosures

MICRO-LMEL

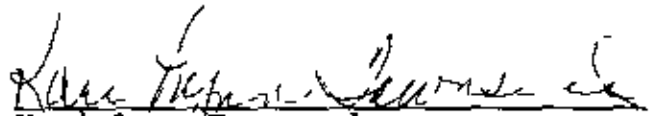
FEB 11 1998

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of January, 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. 65-13757

BARBARA REYNOLDS
RON C REYNOLDS
PO BOX 1997
LEWISTON ID 83501-1997


Kari Lynn Townsend
Secretary

MOJO 211
FEB 13 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 65-1357 Name Payette Date 1/7/98 Ad OK? ✓ ✓ Gvmt Lts ✓

AREA OF CONCERN

PROTESTED

 - No/Yes _____ Mor / _____ GWMA / Trust / Non-trust
 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED

 1 year/no proof
 >1 year

 - P16
 - 26A-P17

GROUNDWATER (✓ FLO-CH)

WMD (✓ MAP)

>0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

WMD Supplemental use

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

>0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT

All wells (✓ WDQ3)

046-P23

Included w/permit

Permit No _____ - _____ - _____ - _____, P99

No drilling permit?

- (post 7/1/87)

irr in WD

- P05 (new well location)

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

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- WB9 Payette R.

WD (✓ MAP & LISTING)

 - R04 (WD # 65-1357) (MD) existing ponds see 65-1357
 - 01H-P01 (LD & MD) or No MD (in-stream stock)

Pumped >0.20 cfs

WMD (✓ MAP)

>0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

>0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS (*Surface water)

Snake R (01)

- *W22-P04, NA

(02/03-irr)

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

Payette R(65)

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

Salmon R (70 s)

- 029 (fish screens) NA

USE

~~Surface~~ surface

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

>1 in rest area

071-070

Fish Propagation

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

Heating/Cooling

- R07 (Injection well)

Irr + 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3 0/3 5/4 0/4 5 AF)

~ 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3 0/3 5/4 0/4 5 AF)

Mining

- 054(req)-081-P10

Municipal

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

Power

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

Stockwater

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

Storage (✓ 3 compo)

- R37 (BLM/USFS), NA

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

LOCATION

42-248 area

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

Boise Front LoGeo

058 (<85° GW temp only)

In-stream dev *existing*- ~~P88~~ (stream channel alteration)

Irr Dist/Canal Co

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

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

Non-Trust (1)

- 048-049 (Consumptive Uses) NA

OWNERSHIP

004 (PD/PLU)

OTHER CONDITIONS

STANDARD REMARKS

- ~~WB9~~ WB9 WB9
 BENEFICIAL USE DUE
 COMMENTS

- 1/1/1999

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

JAN 02 1998

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY FW DATE 10/27/97 APPLICATION 55-13757

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)
- ☐ Fee
- ☐ Yes ☐ No* In form to receipt

Gov't Lots

FW P/D

P/U

ADDITIONAL INFORMATION

N/A 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
- ☐ ☒ Copy to SCA staff (perennial stream, non-pump diversion &/or any mining)
- ☒ ☐ Copy to Dam Safety staff. (for any storage) see to JFW
- ☐ ☒ 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

DATE REQUESTED

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 # _____
☐ ☒ Other _____

non regulated source in w. 2. 15k,
 letter N/A

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 11 24-97
☐ ☐ Protests received
☐ ☒ Resolution of protest recorded on application
☐ ☒ Recommendations attached
☐ ☒ Measuring device required
☐ ☒ Measuring port required
☐ ☒ Water delivered by water master? District # _____
☐ ☐ Special conditions of approval or cover letter 41, 71

See below for additional information

Recommended Date or Priority 10/2/97Recommended by BaumDate: 12/22/97STATE OFFICE REVIEW

See below for additional information By _____ Date _____

ADDITIONAL INFORMATION.

This right plus is Recommendation of 6 af in 05. 3578 = 21 af Existing
 system no other significant overlap. Possible no flow included
 in domestic domestic (down?) use although field can may
 then that domestic is so developed from storage rather than in flow

Publisher's Affidavit of Publication

STATE OF IDAHO

১৭

County of Valley

1 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 a county of aforesaid and is a legal newspaper, that the NOTICE OF APPLICATIONS FOR WATER RIGHTS, 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 November 6, 1987 and ended November 13, 1987.

Subscribed and sworn before me this 11th day of December 1997
STATE OF IDAHO

COUNTY OF VALLEY

On this 11th day of December in the year of 1997 before me a Public, personally appeared Leslie S. Freyzer 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 RIGHTS**

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

05-11744 Williamson, Daria S and Michael L. P.O. Box 661 North Call ID 83628 Source
Physalis River North Fork Tiberiasys Physalis
River Diversion Point SE3SW Sec 8 T18N R
03E in Valley County Use Domestic (120
CP3). Total Diversion (020 CP3) Date Filed
9/4/1997 in Valley County T18N R03E S08
SE3SW

63-3751 M Research, Attn: Herb McKee, P.O. Box 1006, McCall, ID 83638. Source: Groundwater. Diversion Point. SENE See 12 J 18N R 02E in Valley County, NW 1/4 Sec 12 T 18N R 02E in Valley County, NW 1/4 Sec 12 T 18N R 02E in Valley County, Idaho. Storage: (65 00 A/D) (57 00 A/D) (65 00 A/D). Rectification storage: (65 00 A/D). Aesthetic storage: (65 00 A/D). Diversion to storage: (1,500 CFS). Total Diversion: (1,500 CFS). Date filed: 10/04/1997. In Valley County, ID. 18N R 02E 312 SENE, ROIR S07 (SW) SENE system included 2 existing wells and 1 proposed well for 2 ponds for non-consumptive uses.

65-13755 NP Contaminant ID # B0300
1993 Bode ID B3701, Source, Groundwater
Diversion Point, Lot 2 (NE 1/4 Sec 22 T
19N R 03E, in Valley County, Lot 2
(NW 1/4 Sec 22 T19N R03E) in Valley
County, SW 1/4 of Section 22, T19N R03E, S44
Diversion, 0300 CTS, Date 07/24/1997
in Valley County T 19N R03E S22 Lot 2
(SW 1/4)

J. O. Burt 1997, *Legionella* from C. and Burt
 P. O. Burt 1997, Lewiston, ID 83501, *Salmonella*
 Springing Thicket/Lake Park, SWA, *Salmonella*
 Groundwater/Deviation point, SWA, *Salmonella*
 3:1:7:1:7:3, in Valley County, Idaho, *Salmonella*
 de (to D40 CFS), *Salmonella* serotype 3:1:7:1:7:3
 First production lot, *Salmonella* serotype 3:1:7:1:7:3
 (to D40 CFS), *Salmonella* serotype 3:1:7:1:7:3
 version (to D40 CFS), *Salmonella* serotype 3:1:7:1:7:3
 Valley County, T. 17N R3E S3, *Salmonella* serotype 3:1:7:1:7:3

² Permits will be subject to all prior water rights. Permits may be perfected based on the criteria of Sec. 42.213A, Idaho Code. Any project against the approval of this application must be filed with the Director, Dept. of Water Resources Western Region, 2735 Airport Way Boise, ID 83705 together with a payment fee of \$25.00, on or before November 24, 1997. The project must also send a copy of the project to the application. Karl J. Dreher, Director 2017.

65-13757

REYNOLDS, RON C
REYNOLDS, BARBARA
PO BOX 1997
LEWISTON, ID 835011997

Source: SPRINGS
Source: GROUNDWATER

Tributary: LAKE FORK CREEK
Tributary:

Diversion Pt. SWNESE Sec 3 T 17N R 03E in VALLEY County.

Use DOMESTIC	(	0.040 CFS)		
RECREATION STORAGE			(	15.00 AF)
FIRE PROTECTION STORAGE			(	15.00 AF)
Total Diversion.	(	0.040 CFS)		

Date Filed: 10/ 2/1997

In: VALLEY County
T17N R03E S03 NESE

ALCRO-LMED
FEB 13 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A GENERAL INFORMATION

Permit No 65-13578
746-1003 WK
Phone No 743-4940 HM

1 Owner KON + BARBARA REYNOLDS
Current Address PO BOX 1997 LEWISTON ID 83501

2 Accompanied by --- EXAM DATE 3/2/97

Address --- Phone No ---

Relationship to Permit Holder ---

3 Source SPRINGS/GROUND WATER tributary to LAKE FORK CR

B OVERLAP REVIEW

1 Other water rights with the same place of use ---

2 Other water rights with the same point of diversion ---

C DIVERSION AND DELIVERY SYSTEM

1 Point(s) of Diversion

Ident No	Gov't Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Method of Determination/Remarks
POWDS 1+2		SW	NE	SE	3	17N	3E	VALLEY	USGS Quad, city assessor

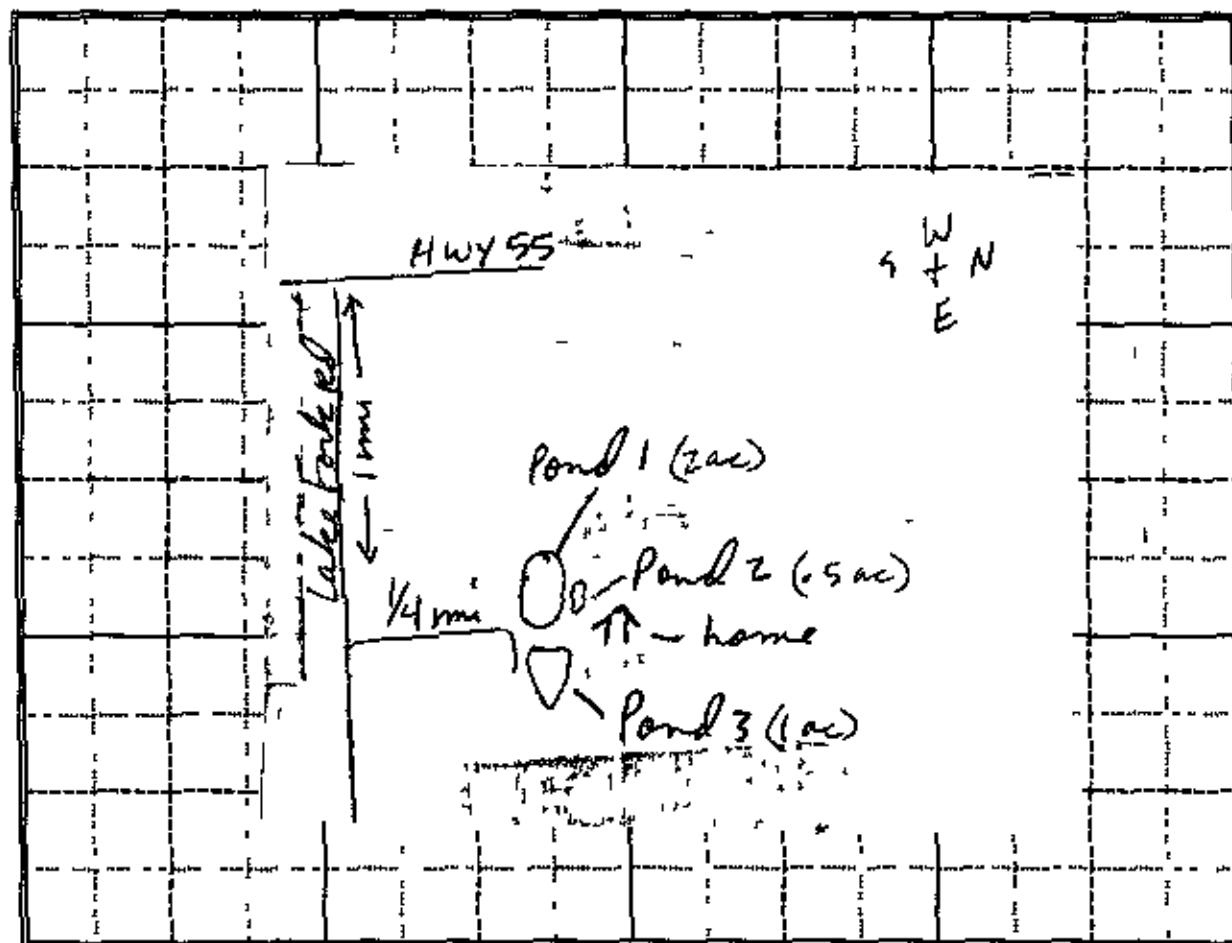
2 Place(s) of Use

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	3E	3													RS				
															FR				
															MICROFILMED				
															FEB 18 1998				

cc for 65-13757

3 Delivery System Diagram : ate all major components and distances ween components Indicate weir size/ditch size/pipe id as applicable



Scale: 1" =

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

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

Photo of Diversion and System Attached

4

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

*Code to correspond with No on map and aerial photo

D FLOW MEASUREMENTS

Measurement Equipment	Type	Make	Model No	Serial No	Size	Calib Date

2. Measurements.

MICROFILMED

FEB 17 1998

E NARRATIVE/REMARKS/COMMENTS

At the time of the field exam, 3 ponds were found. Ponds 1 + 2 were created during the permit development period and pond 3 was developed after proof had been submitted.

Pond 1 = 12 af

Pond 2 = 3 af

Pond 3 = 6 af

The 6 af allowed for this permit can apply to ponds 1 + 2 only. Applicant is in the process of filing another application for permit for the additional af pond.

The ponds are excavated grassed pits and fill naturally. Oxygen for fish & plant life is achieved through the use of windmill technology, making a live flow component not necessary. Fire protection storage should be redesigned to fire protection from storage, which should not require an amendment. No other water kits are used.

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

MICRO-LABEL

FEB 13 1998

F FLOW CALCULATIONS

____ Additional Computation Sheets Attached

G VOLUME CALCULATIONS

1 Volume Calculations for Irrigation

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

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

$$V = \text{Smaller of } V_{IB} \text{ and } V_{OB} =$$

2 Volume Calculations for Other Uses

Pond #1: $350' \times 250' = 2 \text{ acres}$

$$2 \quad 150' \times 150' = .5$$

3: $350' \times 250' / 2 = \underline{1}$

$3.5 \text{ acres} \times 6' \text{ deep} = 21 \text{ af}$

15 A.F. on
New App
F. 161
10/2/97
plus
6 AF
Rec'd
here

H RECOMMENDATIONS

1 Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Res Storage</u>	<u>1/1</u>	<u>12/31</u>		<u>6</u>
* <u>Fire Prot'n Stor</u>	<u>1/1</u>	<u>12/31</u>	<u>.04</u>	
Totals			<u>.04</u>	<u>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 *used*

HCPD - LMEU

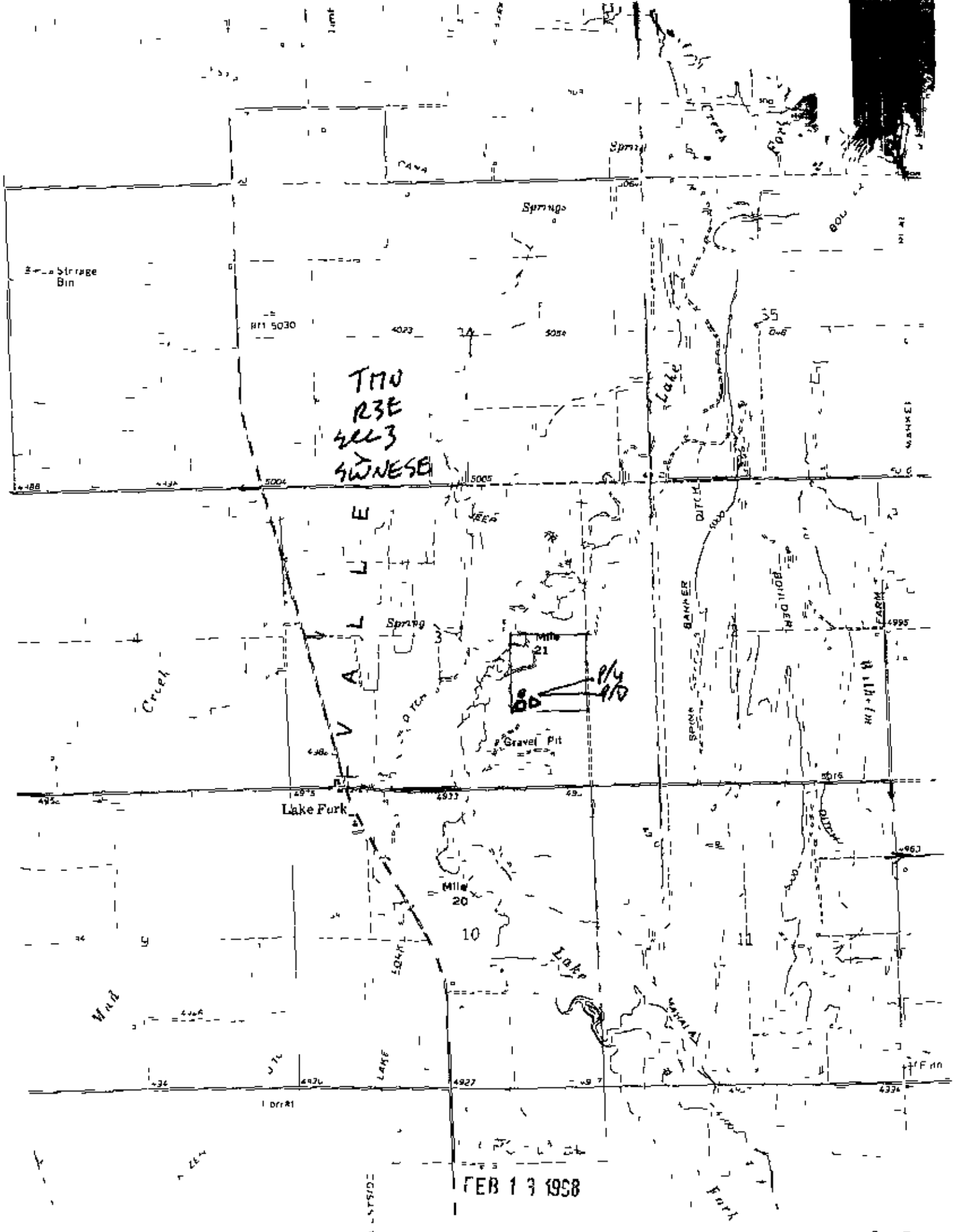
I AUTHENTICATION

Field Examiner's Name on [signature] Date 9/19/97

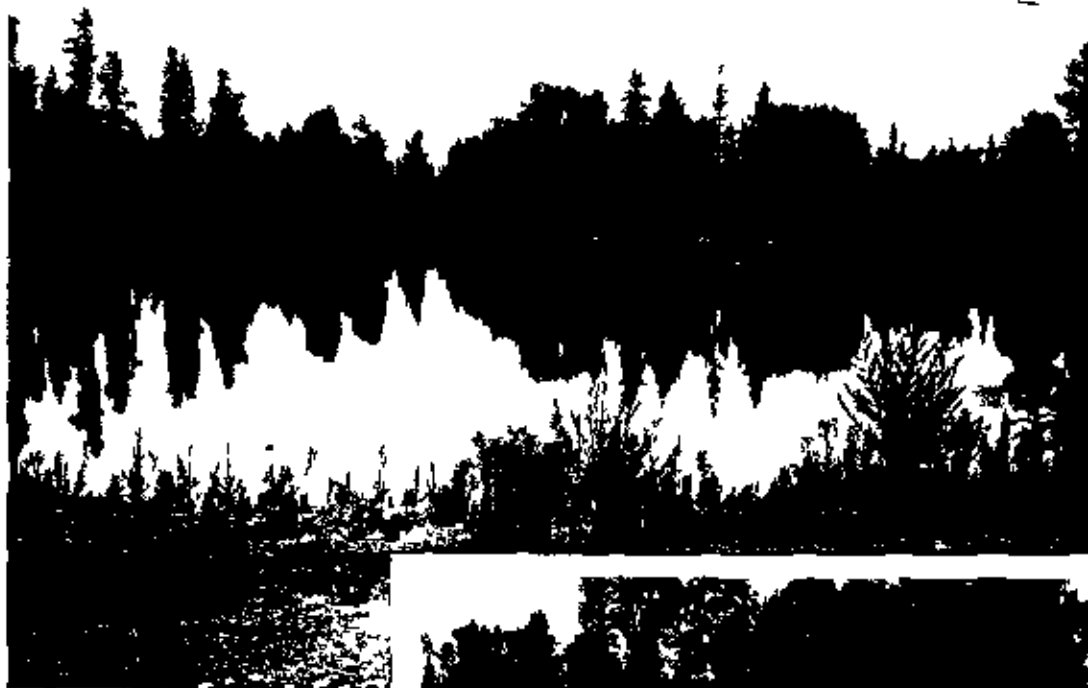
Reviewer _____ Date _____

SEAL

* note: being clarified since cfr n/a to storage water.
will be rec'd as f.p. storage G.A.F., not cfr.
Lic should include REFILL/losses component.



FEB 13 1958



Pond #1

2 acres



Pond #2

5 acres



Pond #3

1 acre

313 1908