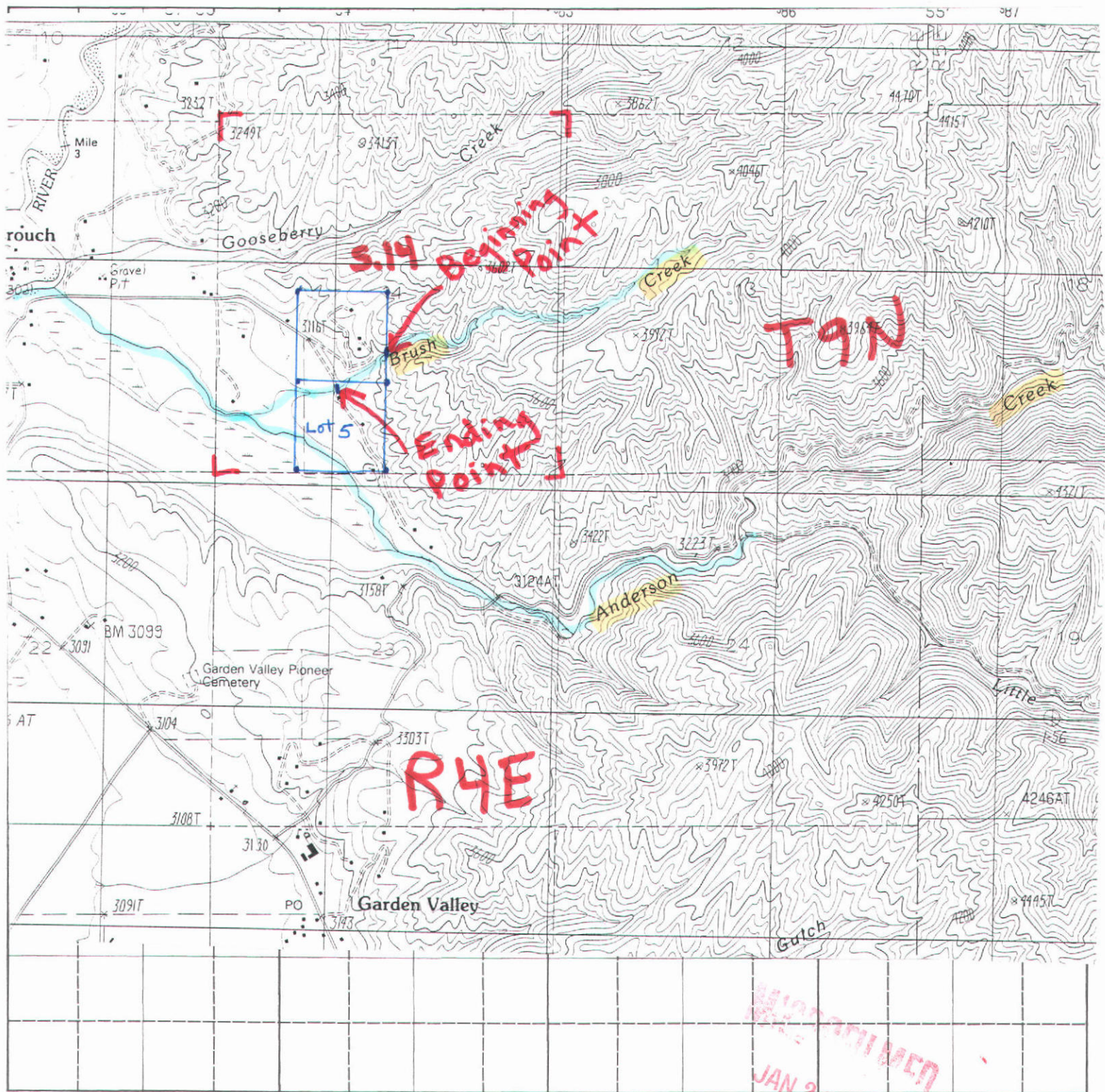


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Vale D Russell
(Applicant)

TER IN 1907

WEST
23.572

SURVEYED
Sec. 15

Sec. 10

Sec. 22

BY

ALLEN

Sec. 23

Sec. 24

Resurvey

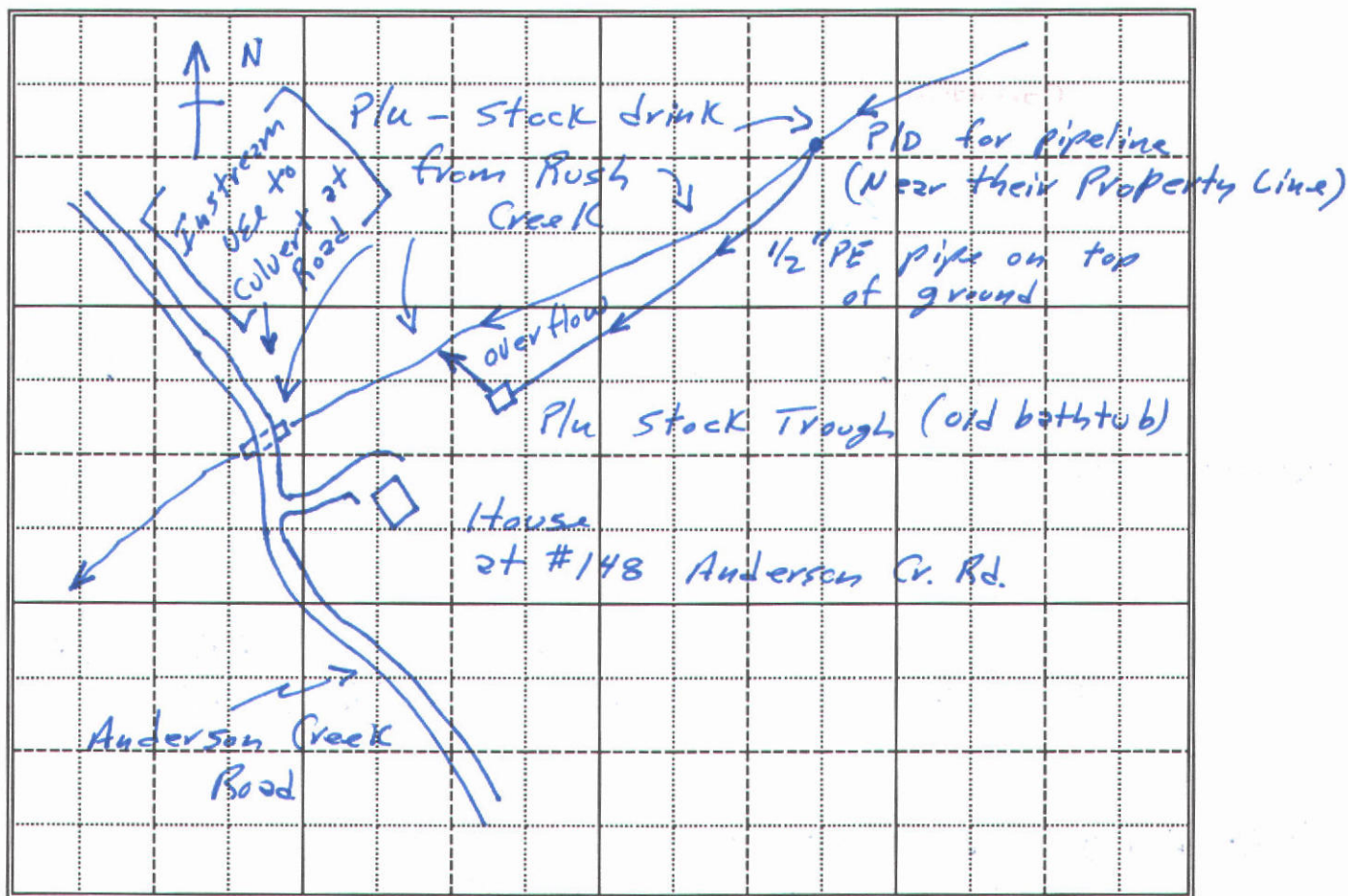
Retraced
77.81
NORTH 40.00 N. 0° 23' E 39.00 N. 0° 26' E 39.22 N. 0° 4' E 37.99 N. 1° 3' E 38.3



NORTH
Resurvey

RECORDED
JUN 25 1996

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	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

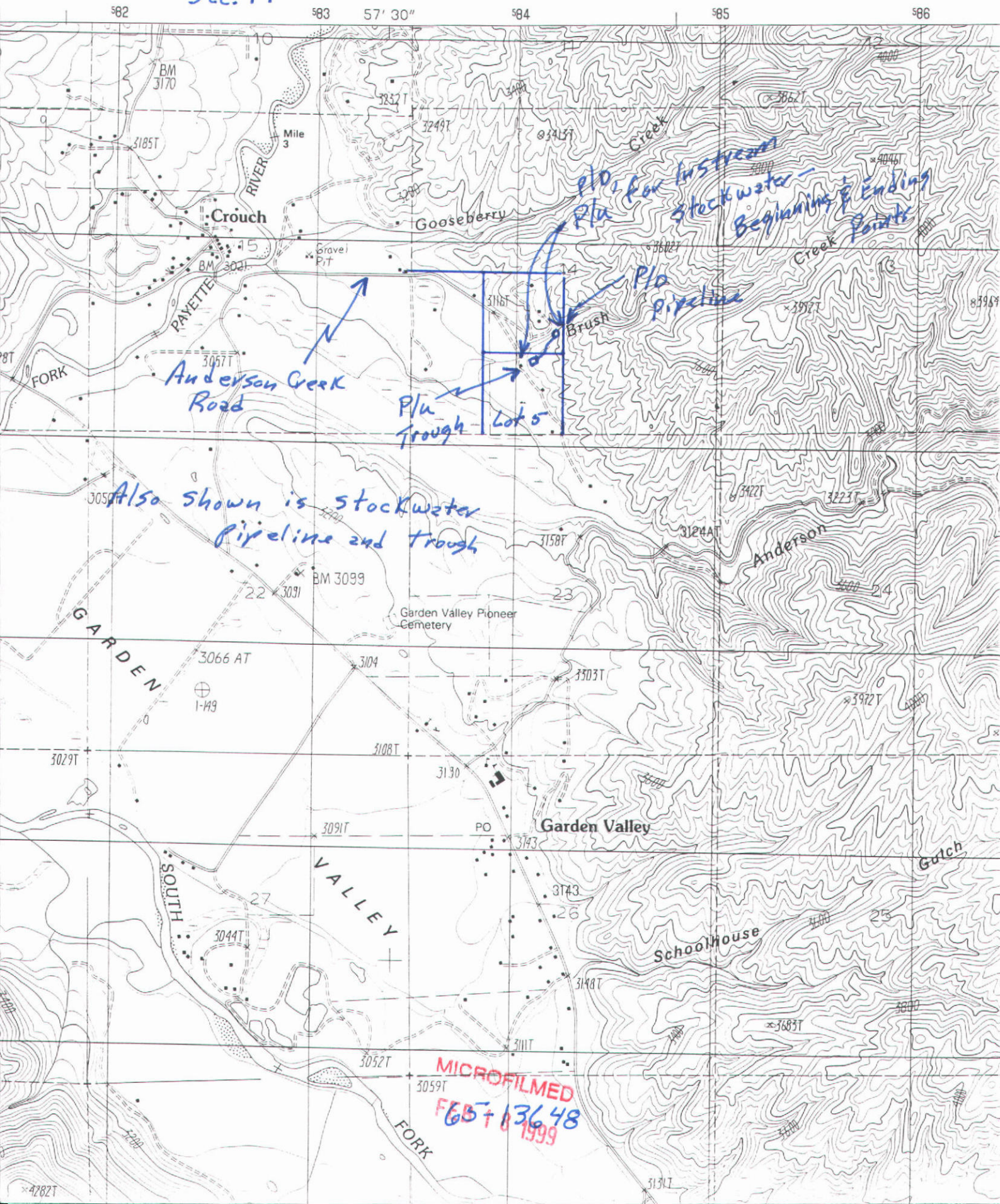
2. Measurements: None - Pipeline was plugged at the time of the exam.

MICROFILMED

FEB 18 1999

T9N
R4E
Sec. 14

NE SW
SE SW, Lot 5

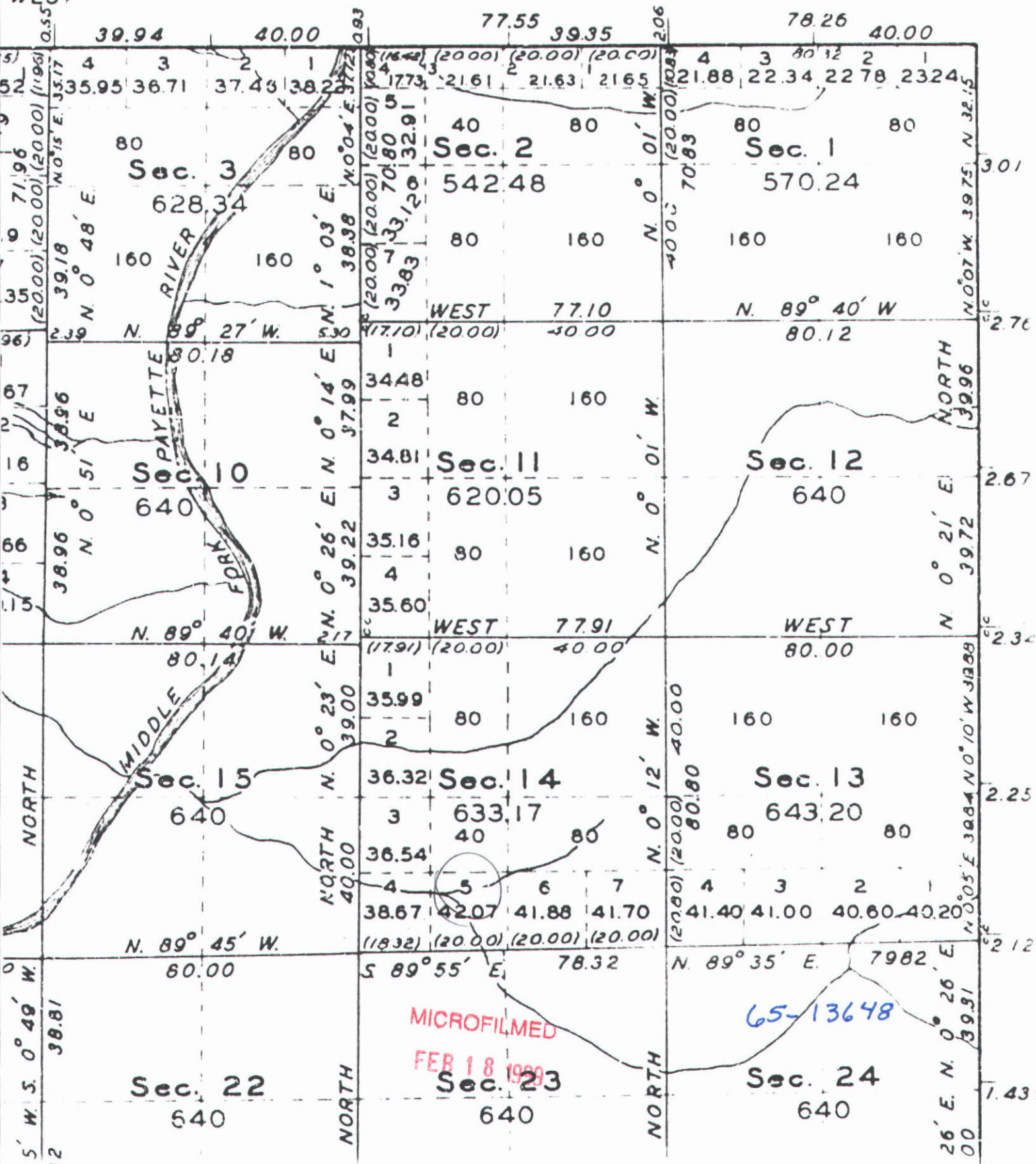


T9N, R4E, Sec. 14, Lot 5 - SE5W

Sec. 35
NORTH

Sec 36

WEST



1 of 1

P/D

for 1/2" PE
Pipeline,
and

~~Beginning~~
Beginning
of P/D, plu
for instream
stock
water.

Near
Property
Line.



~~Brush~~ Creek
Brush

Plu for
stock Trough.

← Brush Creek
in back-
ground is
also Plu
for
instream
Use.



MICROFILMED
FEB 18 1999

65-13648

The Idaho World

P O Box 99
Garden Valley, ID 83622
208 462-3487

RECEIVED

JAN 04 1996

WATER RESOURCES
WESTERN REGION

State of Idaho >
>
County of Boise >

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Dec 20, 1995 and ending with the issue of Dec 27, 1995.

Deanna Stevenson

State of Idaho >
>
County of Boise >

On this 3 day of Jan in the year 1996, before me, a notary public, personally appeared Deanna Stevenson 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.

V. Carotte
Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6-25-2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13648 *✓st*

RUSSELL, TUCK
RUSSELL, KARLA
HC 76 BOX 2681
GARDEN VALLEY, ID 83622

Source: BRUSH CREEK

Tributary: ANDERSON CREEK

Diversion Pt:
LOT 5

NESW Sec 14 T 09N R 04E in BOISE County.
(SESW) Sec 14 T 09N R 04E in BOISE County.

USE: STOCKWATER
Total Diversion:

(0.010 CFS)
(0.010 CFS)

Date Filed: 11/21/1995

In: BOISE County
T09N R04E S14

NESW

Lot 5 (SESW)

65-13649

SEMELS, STEVE
SEMELS, MARY JO
HC 76 BOX 2346
GARDEN VALLEY, ID 83622

Source: PAYETTE RIVER, MIDDLE FORK

Tributary: PAYETTE RIVER

Diversion Pt:

SWNW Sec 26 T 10N R 04E in BOISE County.

Use: IRRIGATION
Total Diversion:

(0.120 CFS)
(0.120 CFS)

Date Filed: 12/1/1995

In: BOISE County
T10N R04E S26

SWNW

4.0 ACRES TOTAL

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 JANUARY 8, 1996. The protestant must also send a copy of the protest to the applicant.
KARL J. DREHER, Director

Published in The Idaho World December 20 and 27, 1995.

JAN 25 1996

RECEIVED

APR 13 2004

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED

APR 16 2004

Department of Water Resources

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
65-13648					
65-22516					
65-02140B					
65-05540					

Not
advised.

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Tuck Russell Karla Russell
148 Anderson Crk Rd, Garden Valley ID 83622
4. New Owner/Claimant(s) Karla D. Russell
Name Connector (Check one) ☐ and, ☐ or, ☐ and/or
- New Mailing Address 148 Anderson Creek Road
- City, State and ZIP Code Garden Valley ID 83622
- New Telephone Number (208) 462-6600
5. Date you acquired the property 16-March 2004

SUPPORT DATA

IN FILE # 65-2140B

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Kathleen Rusan

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by DB Date 4-13-04 Fee \$25-FA
 Received by DB Date 4-13-04 Receipt No. W031528
 Processed by _____ AJ Date _____ WR _____ Date _____

*only rec'd enough money for (3) changes.

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 65-13648

Priority: November 21, 1995

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.2 AF

This is to certify, that TUCK RUSSELL
KARLA RUSSELL

148 ANDERSON CREEK RD
GARDEN VALLEY ID 83622

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 21, 1995; and has submitted Proof of Beneficial Use on January 13, 1998. An examination indicates that the works have a diversion capacity of 0.010 cfs of water from:

BRUSH CREEK tributary to ANDERSON CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF

LOCATION OF POINT(S) OF DIVERSION:

Beginning of Stream Flow Reach	NESW , Sec. 14, Township 09N, Range 04E
End of Stream Flow Reach	Lot 5(SESW), Sec. 14, Township 09N, Range 04E BOISE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09N 04E 14 NESW Lot 5(SESW)

CONDITIONS OF APPROVAL AND REMARKS

1. Stockwater use under this right is instream only.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 8TH day of DECEMBER, 1998.

Acting for

KARL J. DREHER, Director

MICROFILMED

1998 12 08

JAN 13 1998

Department of Water Resources

Signature of permit holder: Carl D. Russer Date: 1/12/98
(include your title, if on behalf of company or organization)

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

RECEIVED

DEC 16 1996

Department of Water Resources

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. 65-13648

Name(s) of Permit Holder: TUCK Russell / Karla Russell

Mailing Address: HC 76 Box 2690 W Garder Valley 83622

Date Proof is Due: 2/1/97 Telephone No. 208 462-6600

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".)

Corral has been built - Need to complete
fencing + barn.

Costing \$ 300

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

Time, help + money

Permit holder(s) request an extension to 10/15, 1997.

FEE: \$50.00

Karla Russell
(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 February 1, 1998.

Signed this 24th day of December, 19 96.

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 65-13648

Proposed Priority: November 21, 1995 Maximum Diversion Rate: 0.01 CFS

This is to certify, that **TUCK RUSSELL**
KARLA RUSSELL
HC 76 BOX 2681
GARDEN VALLEY ID 83622
has applied for a permit to appropriate water from:
BRUSH CREEK tributary of **ANDERSON CREEK**

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>
STOCKWATER	01/01 to 12/31	0.01 CFS

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 14, Township 09N, Range 04E
Lot 5(SESW), Sec. 14, Township 09N, Range 04E
BOISE County

PLACE OF USE: STOCKWATER

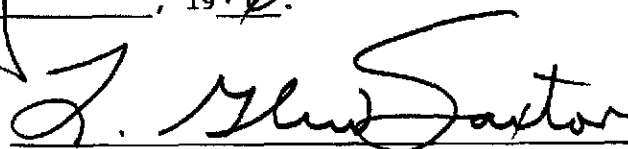
TWN RGE SEC
09N 04E 14 NESW Lot 5(SESW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1997.
2. Subject to all prior water rights.
3. Instream stockwater use is for 15 horses.

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

23 day of January, 1996.


Karl J. Dreher, Director
for

JAN 25 1996

RECEIVED
JAN 16 1996

RECEIVED

NOV 24 1995

WATER RESOURCES
WESTERN REGION

Department of Water Resources

Ident. No. 65-13648

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: TUCK RUSSELL 208-462-6600
Address: HC 76 BOX 2681
GARDEN VALLEY ID 83622
AND/OR
Name: KARLA RUSSELL 208-462-6600
Address: HC 76 BOX 2681
GARDEN VALLEY ID 83622

2. Source: BRUSH CREEK Trib. to: ANDERSON CREEK
3. Location of Point of Diversion:
Beginning of Stream Flow Reach NESW Sec. 14, Township 09N, Range 04E
End of Stream Flow Reach Lot 5 (SESW), Sec. 14, Township 09N, Range 04E
BOISE County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	01/01	12/31	0.010		

5. Total quantity to be appropriated is:
0.010 CFS (and/or) AF

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
- b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
- c. Proposed well diameter is inches; proposed depth of well is
feet.
- d. Is groundwater with a temperature greater than 85F being sought? NO
- e. If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).

8. Place of Use: STOCKWATER

TWN RGE SEC

09N 04E 14

NESW

Lot 5 (SESW)

9. a. Who owns the property at the point of diversion?

APPLICANT

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

APPLICANT

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

10. Remarks:

Instream stockwater use is for 15 horses.

11. Map of proposed point of diversion and place of use attached? ☒

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

See Original
Applicant

Received by _____ Date _____ Time _____ Preliminary check by Ly

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

JAN 25 1966

RECEIVED

NOV 21 1995

Form 202
10/92

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident No 65-13648

RECEIVED

NOV 24 1995

WATER RESOURCES
WESTERN REGION

- 1 Name of applicant TUCK and/or Karla Russell Phone 208-462-6600
Post office address HC 76 Box 2681 Garden Valley ID 83622
- 2 Source of water supply Brush Creek which is a tributary of Anderson Creek
- 3 Location of point of diversion is Beginning Point SE 1/4 of NE 1/4 of SW 1/4, Govt Lot _____
Sec 14 Township 9N Range 4E B M Boise County, additional
points of diversion if any Ending Point NWSE SW, S14, T9N, R4E Lot 5
- 4 Water will be used for the following purposes
Amount .01 for instream stockwater 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)
5. Total quantity to be appropriated is (a) .01 cubic feet per second and/or (b) _____ acre feet per annum
- 6 Proposed diverting works
- a. Description of ditches, flumes, pumps, headgates, etc N/A Instream stockwater
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage.
_____ to _____ inclusive
- c Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; Drilling firm 1443337739 _____;
Well was drilled for (well owner) JAN 25 1996 _____
7. Time required for the completion of the works and application of the water to be 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 15 Horses
- c Municipal, show name of municipality _____
- d Domestic; show number of households _____
- e Other, describe fully _____

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	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	4E	14									S			Lot 3 S					

Total number of acres to be irrigated _____

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

- 11 a Who owns the property at the point of diversion? Applicant
- b Who owns the land to be irrigated or place of use? Applicant
- c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12 Remarks _____

Topographic map of Garden Valley, Oregon, showing a proposed road route. The map includes contour lines, a grid, and various geographical features. Handwritten annotations include:

- S.14 Beginning Point**: An arrow points to a location near Gooseberry Creek.
- Ending Point**: An arrow points to a location near Lot 5.
- T9N**: Township 9 North, written in the upper right quadrant.
- R4E**: Range 4 East, written in the lower center quadrant.

Other features on the map include:

- Geographical Features**: Gooseberry Creek, Anderson Creek, Gatch Creek, Garden Valley Pioneer Cemetery, Garden Valley, and Gatch.
- Infrastructure**: A proposed road route is shown, starting from the 'Beginning Point' and ending at the 'Ending Point'. A scale bar indicates 'Mile 3'.
- Grid**: A grid system is overlaid on the map, with coordinates marked along the edges.

Karla D Russell
(Applicant)

Received by S.W. Keen Date 11/21/95 Time 3:50 p.m. Preliminary check by swk
Fee \$ 50⁰⁰ Receipted by KT # 0033957 Date 11-20-95
Publication prepared by ST Date 12-13-95 Published in Id World
Publication approved ST Date 1-10-96

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No _____, and said application is hereby _____

1 Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS

b Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land

d The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit

e Other

11-23-96

TER IN 1907

SURVEYED

BY

ALLEN

Retraced
77.81

NORTH 40.00 N. 0° 28' E. 33.00 N. 0° 26' E. 99.22 N. 0° 17' E. 97.99 N. 0° 13' E. 30.2



NORTH
Resurvey

1907



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 15, 2004

KARLA D RUSSELL
888 N PREAKNESS DR
EAGLE ID 83616

RE: Change of Ownership for Water Rights 65-2140B, 65-5540, 65-13648, &
65-22516

Dear Water Right Holder(s).

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP klm

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

October 25, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KARLA D RUSSELL
148 ANDERSON CREEK RD
GARDEN VALLEY ID 83622

RE: Change in Ownership for Water Right Nos. 65-13648 & 65-22516

Dear Ms. Russell:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

 X **Filing Fee** of \$25 for water right 65-22516

 X **Evidence of Water Right Ownership for Water Right Nos. 65-13648 & 65-22516.** copy of Warranty Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

 X **Legal Description of Property**

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$25.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and all attachments and your notice will not be processed. Ownership changes for all Water Rights submitted will be made upon receipt of the necessary information and fees.

Please note that water right owners are required to report any change in 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 (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call Kari Lynn Townsend at 208-287-4952.

Sincerely,

Kandice McDermott
Records Analyst



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

December 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TUCK RUSSELL
KARLA RUSSELL
148 ANDERSON CREEK RD
GARDEN VALLEY ID 83622

RE: WATER RIGHT NO. 65-13648

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as 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 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 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

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FEB 18 1999

ORAL ARGUMENT

If the Department grants a petition to review the 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 the 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.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

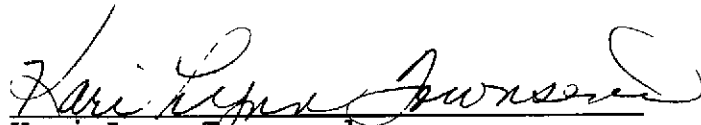
FEB 18 1993

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of December, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 65-13648

TUCK RUSSELL
KARLA RUSSELL
148 ANDERSON CREEK RD
GARDEN VALLEY ID 83622


Kari Lynn Townsend
Secretary

MICROFILMED
FEB 18 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 65-13648 DATE 11/30/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40

W32 (multiple in ¼¼)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s) _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate .01 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured --- cfs
 Theoretical --- cfs

Recommended Total Div Rate .01 cfs

WATER USES	<u>OK</u>	Change (P46)		
<u>stock</u>	<u>.01</u> cfs	<u>.2</u> af	Irrig -	overlap (R58-R61, R62-R65, R66-R69)
_____	_____ cfs	_____ af		supp gw (WB7/065/079)
_____	_____ cfs	_____ af		overlap spec combined rts (W35)
_____	_____ cfs	_____ af		<1acre (W31)
_____	_____ cfs	_____ af	Domestic	(W01/WB5/070/071/075)
TOTALS	<u>.01</u> cfs	<u>.2</u> af	Power	(W42 or W43/025/027/R22 or R23)
			Fish (042)	Fire (077) Wtr Quality (081/R07)

Flow rate .01 cfs X 365 days X 1.98 = 7.3 af

REMARKS S/(instream) 15 horses.

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ✓ no

SRBA Claim N/A

Adjust Memo
 Amend letters

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-13648

1. Owner: Tuck & Marla D. Russell Phone No. (208) 462-6600

Current Address: 148 Anderson Cr. Rd., Garden Valley, ID 83622

2. Accompanied by: Marla Russell EXAM DATE: 6-25-98

Address: (Same) Phone No. _____

Relationship to Permit Holder: (Same)

3. Source: Brush Creek tributary to Anderson Creek

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: one P/D is for a pipeline in NESW;
other P/D is for instream use NESW & SESW.

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	14	9N	4E	Boise	Site Visit, Map
	5		SE	SW	14	9N	4E	"	" "

2 Place(s) of Use:

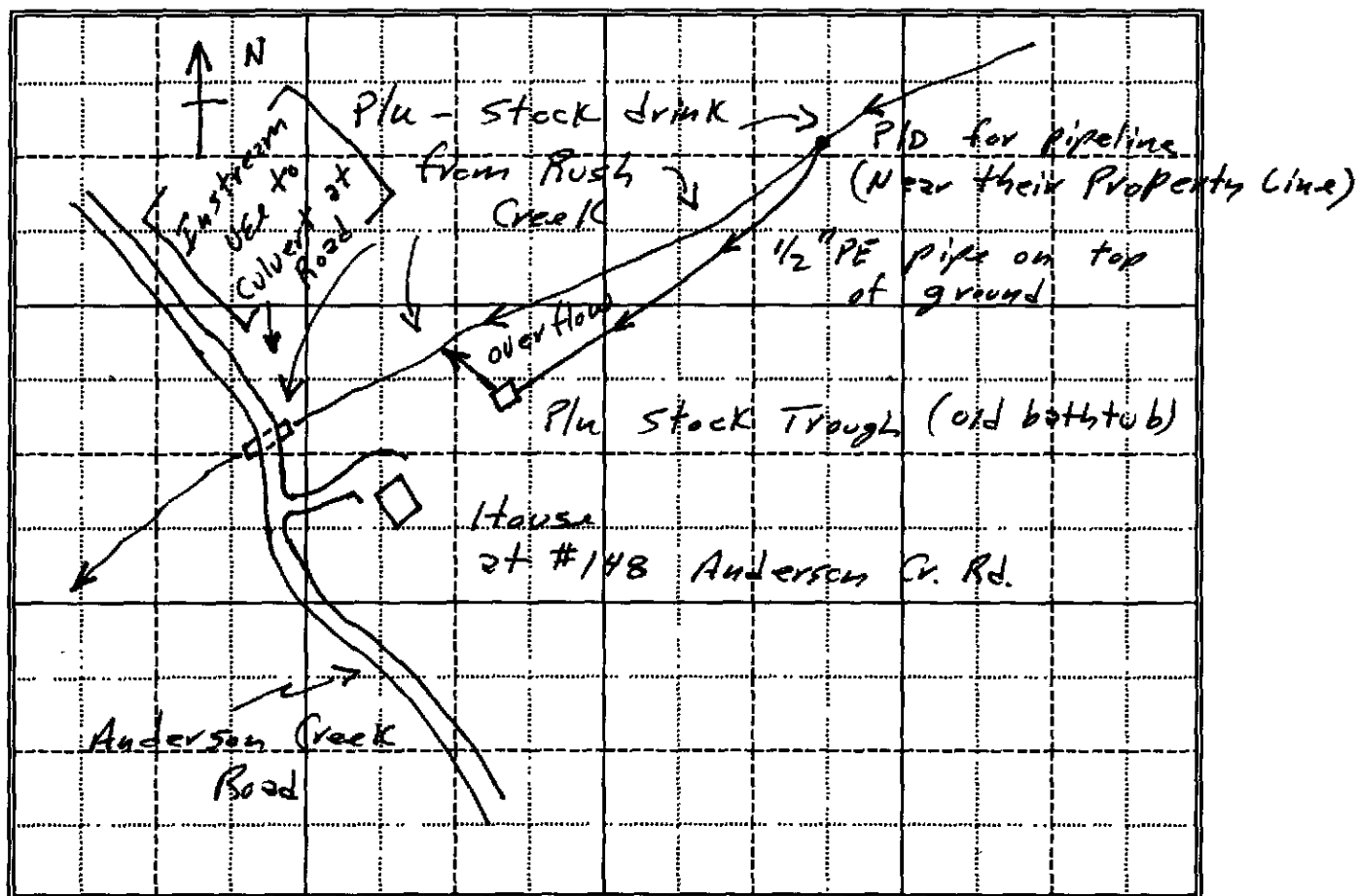
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9N	4E	14									5			5					

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FEB 12 1999

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



Scale: $\tau =$ 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	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: None - Pipeline was plugged at the time of the exam.

MICROFILMED

FEB 18 1995

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for instream stockwater from Bush Creek where it flows through the owner's property. Horses and mules drink from the creek in fenced corrals.
2. The owner has also constructed a pipeline from Bush Creek for stock water use in a fenced corral that is above the creek. The pipeline consists of a 1 1/2" PE pipe laid in the creek bed, about 650' of the pipe on top of the ground that conveys the creek water to one stock trough, which is an old bath tub.
3. This permit is for instream use, not diversion of the water to a stock trough. The overflow from the trough flows back to the creek. The owner thought they could divert the water as long as it remained on their property.
4. The instream use begins at their property line near the PLD for the pipeline, and ends at the Anderson Creek Road culvert near the house. About 900' of stream is used.
5. The owners are outfitters, and the horses and mules use the water 12 months / year.

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

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FEB 18 1995

Additional Computation Sheets Attached

Instream stock water from Rush Creek.

15 horses & mules

Allow the 0.01 cts in
Permit.

1. Volume Calculations for Irrigation:

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

$$\text{stock } V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{(0.01)(365)(1.9835)}{1} = 7.2 \text{ AFA}$$

$$V = \text{Smaller of } V_{L,R} \text{ and } V_{D,R} =$$

2. Volume Calculations for Other Uses:

stockwater:

$$AFA = \left(\frac{12 \text{ Gal}}{\text{Day/Head}} \right) \left(\frac{15 \text{ Head}}{1} \right) \left(\frac{365 \text{ Days}}{\text{Ann.}} \right) \left(\frac{AF}{325,850 \text{ Gal}} \right) = \underline{0.20 \text{ AFA}}$$

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
stockwater	01/01	12/31	0.01	0.20
		Totals:	0.01	0.20

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ✓ None
 ___ Change P.U. as reflected above ___ Add P.U. as reflected above Other

I. AUTHENTICATION

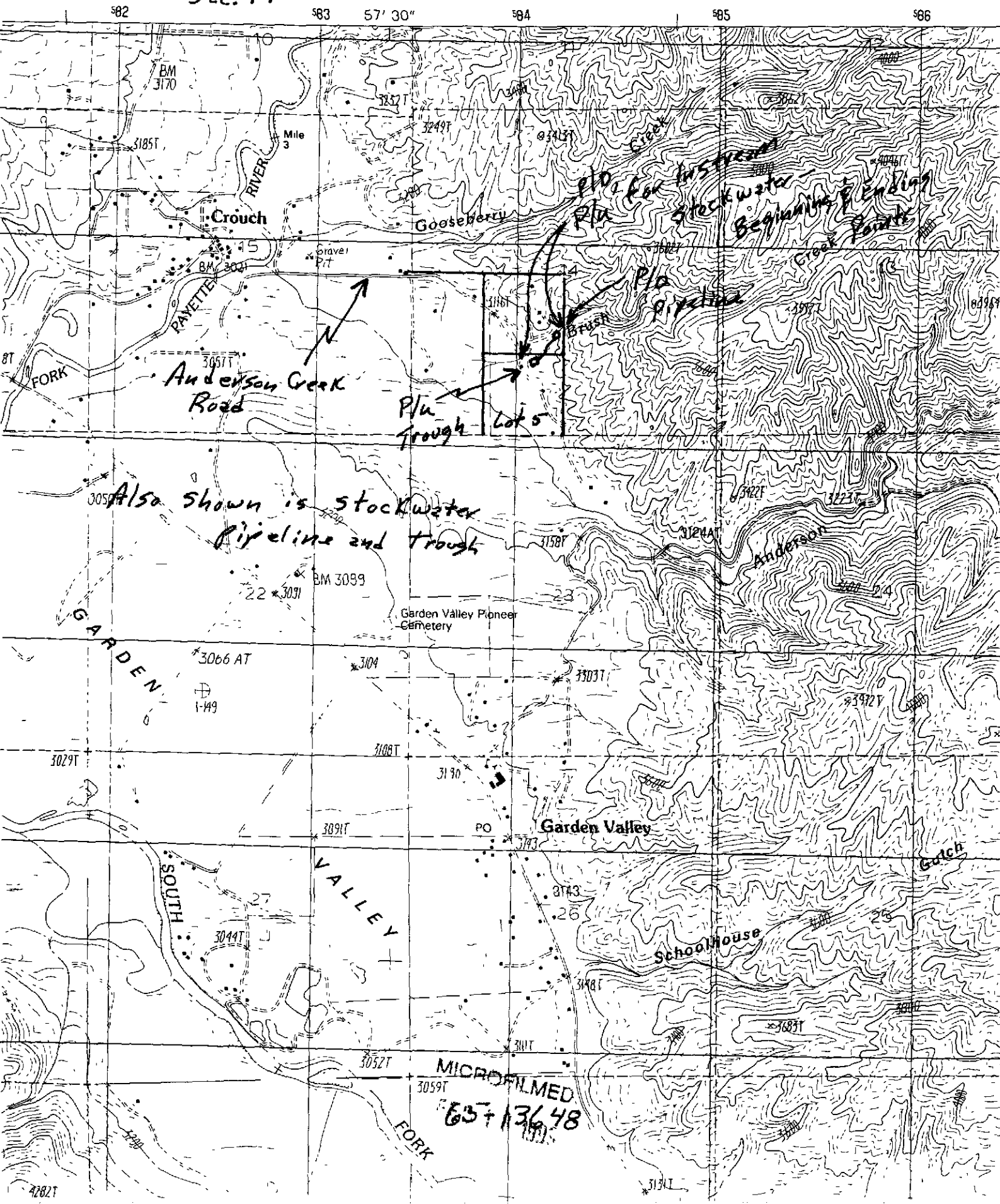
Field Examiner's Name W. J. Smith Date 11-2-98

Reviewer	Date
----------	------

SEAL
MICROFILMED
JUN 1 1979

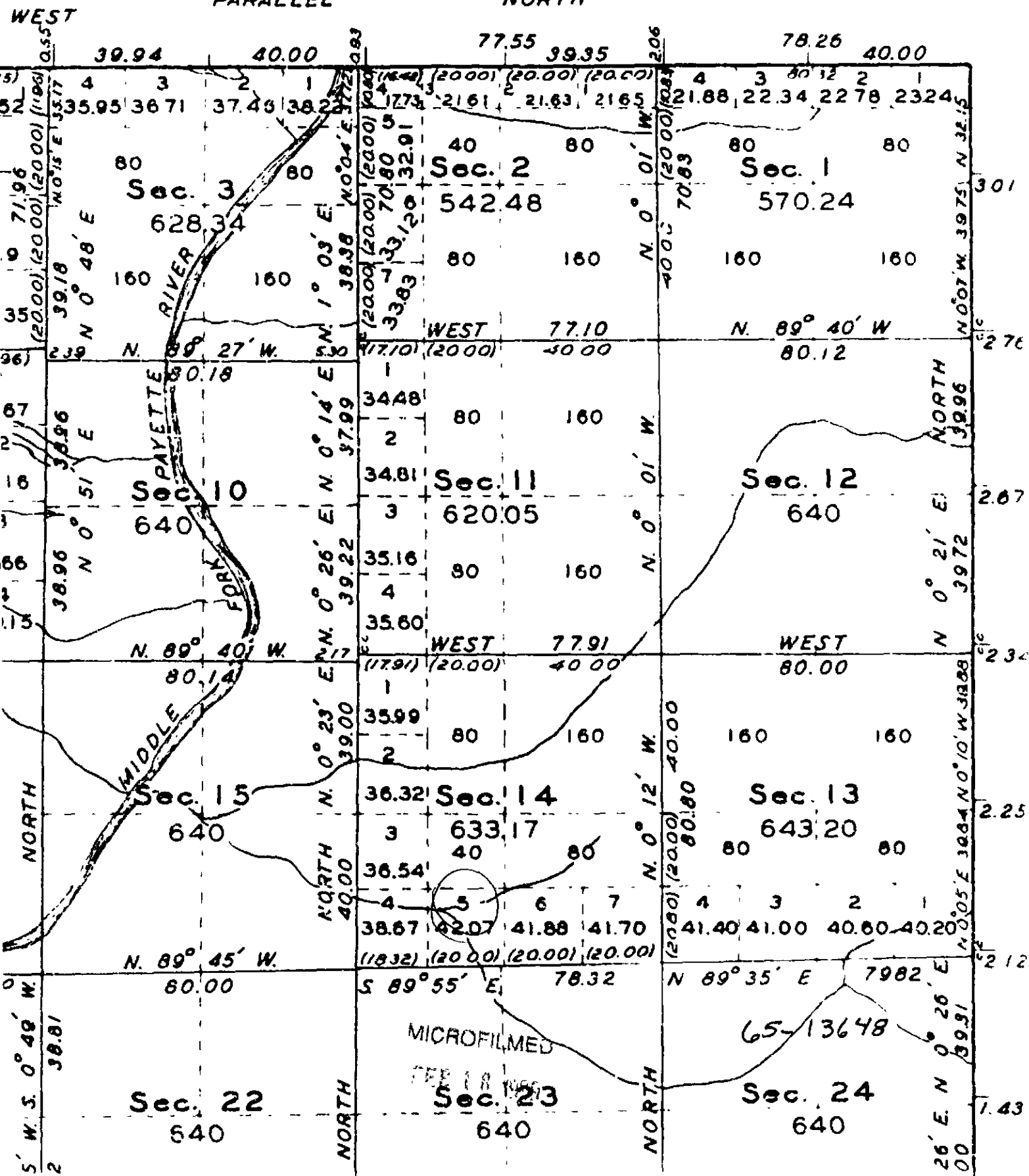
T9N
R4E
Sec. 14

NE SW
SE SW, Lot 5



T9N, R4E, Sec. 14, Lot 5 - SE5W

Sec 36



1 of 1

P/D

for 1/2" PE

Pipeline,

and

Beginning

Beginning

of P/D, P/u

for instream

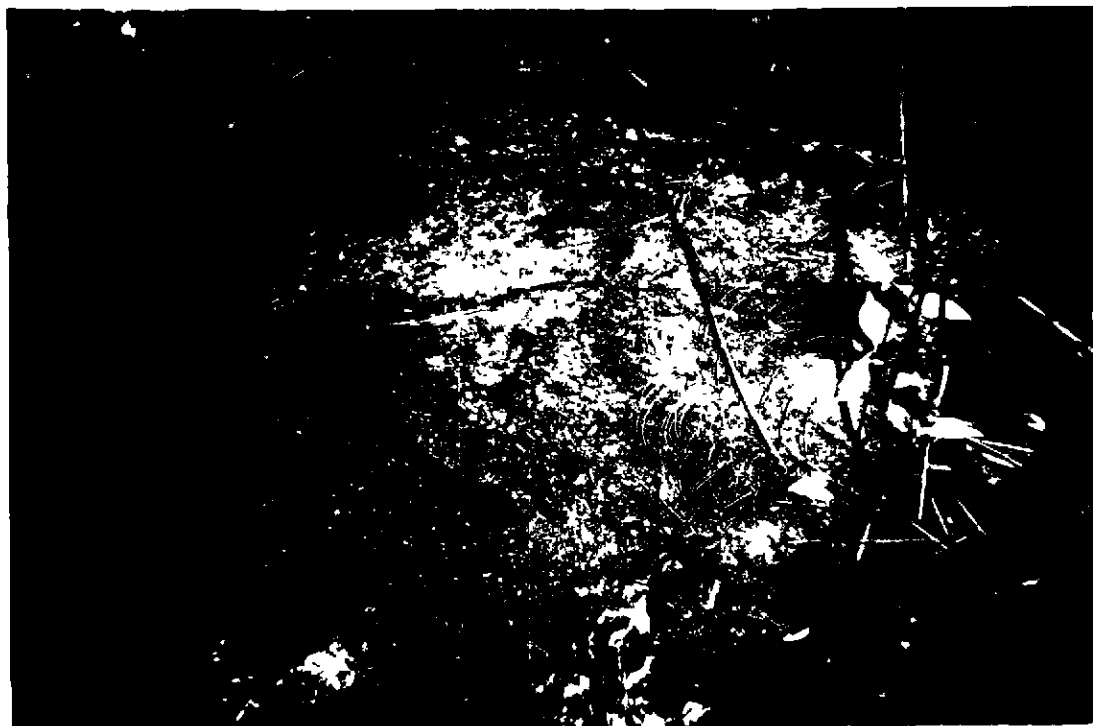
stock

water.

Near

Property

Line.



~~Brush~~ Creek
Brush

P/u for

stock Trough.

← Brush Creek
in back-
ground is
also P/u
for
instream
use.



MICROFILMED

FEB 18 1981

65-13648

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED

APR 17 1998

WATER RESOURCES
WESTERN REGION

APR 20 1998

[] Water Right Number(s): 65-05540 Department of Water Resources

65021408 or ~~65-021408~~ 8359
65-13648

[] Old Mailing Address: Tuck + Karla Russell
HC 76 Box 2681
Garden Valley ID 83622

[] New Mailing Address: Tuck + Karla Russell
148 Anderson Creek Road
Garden Valley ID 83622

Telephone Number: (208) 462-6600

[] Signature of Claimant: Lark D Russell
Tuck Russell

Date: 4/16/98

PLEASE SEND YOUR SRBA CHANGE OF ADDRESS TO THE NEAREST
REGION OFFICE:

IDWR WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705-5082
(208) 334-2190

IDWR SOUTHERN REGION
1341 FILLMORE ST N
TWIN FALLS ID 83301-3380
(208) 736-3033

IDWR EASTERN REGION
900 N SKYLINE
IDAHO FALLS ID 83402-3653
(208) 525-7161

IDWR NORTHERN REGION
1910 NORTHWEST BLVD #210
COEUR D'ALENE ID 83814-2615
(208) 756-4639

Revised 5/95

IDWR: DATA ENTRY BY

Western Region (?)

DATE

4.17.98

MICROFILMED

FEB 18 1999

4.21.98 - I went into WR2 and found new address already
in place. Presume entry made by region or perhaps
Julie. B. Kest.

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 05-13648 Reviewed by Jay Date 2-20-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
NO Address same as permit?

Stock

yes Proof timely received?
If not, complete calculation below.

Correct Uses? yes

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?

NO Required?

\$50- Amount Submitted

☐ Installed?

yes Correct?

☐ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	$\begin{array}{r} - \\ = \\ + \end{array}$
Date proof due	_____	
No. of days late	_____	
Priority Date	_____	
New Priority Date	_____	

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address 148 Anderson Creek Rd.

Proof Made 1-13-98



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 23, 1998

Tuck Russell
Karla Russell
148 Anderson Creek Rd
Garden Valley ID 83622

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13648

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 department's Western Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

November 30, 1997

TUCK RUSSELL
KARLA RUSSELL
HC 76 BOX 2690A
GARDEN VALLEY ID 83622

PROOF DUE NOTICE

RE: PERMIT NO. 65-13648

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 February 1, 1998. (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.

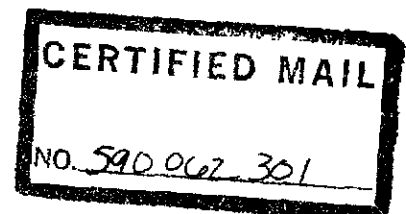
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 05-13648 Reviewed by CHJ Date 12-24-96

BASIC INFORMATION

12-16-96 Date stamp received
YES Extension received timely
YES Fee received and receipted
YES Name and signature same as permit
YES 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 Feb. 1, 1998,
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 HC 76 BOX 2690A
Change Proof Due Date 2-1-98
Change Priority Date X



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1996

Tuck Russell
Karla Russell
HC 76 Box 2690A
Garden Valley, ID 83622

RE: Permit No. 65-13648

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit. The time within which to submit proof of beneficial use is extended to **February 1, 1998**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of the development during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

Please be advised that Section 42-248, Idaho Code, which became affective 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 any 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. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

DEC 31 1996
DEC 31 1996

November 30, 1996

TUCK RUSSELL
KARLA RUSSELL
HC 76 BOX 2681
GARDEN VALLEY ID 83622

PROOF DUE NOTICE

RE: PERMIT NO. 65-13648

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(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.

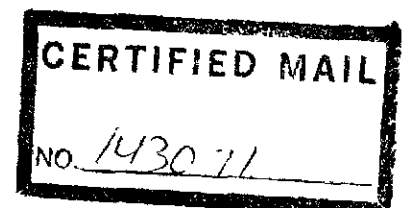
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SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 23, 1996

TUCK RUSSELL
KARLA RUSSELL
HC 76 BOX 2681
GARDEN VALLEY ID 83622

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13648

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

JAN 25 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 65-13648 Name: Russell Date: 1/22/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: C03957 Priority: 11/24/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

~~GROUNDWATER:~~ <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)

Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. , P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dem~~) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 028(may report)-01J(meas dev)-P08
=/- 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - 028(may report)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-↑ Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

~~USE:~~
Domestic (surface) - 021(Boise R ↑ L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - 5 <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)

OTHER CONDITIONS: -

STANDARD REMARKS: - Q 401 / 15 tr

BENEFICIAL USE DUE: - 2-1-1997

COMMENTS: -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: Ly DATE: 11/30/95 APPLICATION: 65-13648

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. ≥ 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:
☒ P/D
☐ P/U

RECEIVED
JAN 16 1996

ADDITIONAL INFORMATION

Department of Water Resources

- | YES | NO | |
|-------------------------------------|-------------------------------------|---|
| ☒ | ☐ | Overlapping place of use: (Describe source & relationship to present application on the back.) |
| ☒ | ☐ | Overlapping point of diversion: |
| ☐ | ☐ | Field check required: Field check by: _____ |
| ☐ | ☐ | Field report attached: |
| ☐ | ☒ | Critical groundwater area: |
| ☐ | ☒ | Groundwater management area: |
| ☐ | ☒ | 1992 moratorium: |
| ☐ | ☒ | Copy to SCA staff: (perennial stream, non-pump diversion) |
| ☐ | ☒ | Copy to Dam Safety staff: (for any storage) |
| ☐ | ☒ | Basin 63 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: |
| ☐ | ☒ | Power efficiency form: |
| ☐ | ☒ | Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.) |
| ☐ | ☒ | <u>*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT</u> |

DATE REQUESTED: _____

Additional information on reverse side:

PROCESSING

APPLICATION NO.

65-13648

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 and Welfare

I.D. District Health

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☒ ☒
☒ ☒
☒ ☒
☒ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒
☒ ☒

Affidavit of publication received:

Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received. Final date for protest 1-8-96

Protest dates, resolution of protest recorded on application:

Recommendations attached: *Approve, DMR*Measuring device required: *- Not req'd at this time for stockwater here*

Measuring port required:

Water delivered by water master? District # 65

Special conditions of approval or cover letter:

25(65)

See below for additional information

Recommended Date or Priority 11/21/95

Recommended by: *DMR*

Date 1/11/96

STATE OFFICE REVIEW

See below for additional information. By Date

ADDITIONAL INFORMATION

overlaps: P/M - * 65-10783 GW Dam

10784 Anderson CR 1 ac vr

* 17282 Anderson CR 3 ac vr

1740 Shaker CR 13 ac vr

18647 Spring Dam

* P/D + 65-13443 Spring

The Idaho World

P O Box 99
Garden Valley, ID 83622
208 462-3487

RECEIVED

JAN 04 1996

WATER RESOURCES
WESTERN REGION

State of Idaho >
>
County of Boise >

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13648

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Dec 20, 1995 and ending with the issue of Dec 27, 1995.

Deanna Stevenson

RUSSELL, TUCK
RUSSELL, KARLA
HC 76 BOX 2681
GARDEN VALLEY, ID 83622

Source: BRUSH CREEK Tributary: ANDERSON CREEK
Diversion Pt. NESW Sec 14 T 09N R 04E in BOISE County
LOT 5 (SES) Sec 14 T 09N R 04E in BOISE County.

USE STOCKWATER (0.010 CFS)
Total Diversion: (0.010 CFS)

Date Filed: 11/21/1995

In: BOISE County
T09N R04E S14 NESW Lot 5 (SES)

65-13649

SEMELS, STEVE
SEMELS, MARY JO
HC 76 BOX 2346
GARDEN VALLEY, ID 83622

Source: PAYETTE RIVER, MIDDLE FORK Tributary: PAYETTE RIVER
Diversion Pt. SWNW Sec 26 T 10N R 04E in BOISE County.

Use IRRIGATION (0.120 CFS)
Total Diversion: (0.120 CFS)

Date Filed: 12/1/1995

In: BOISE County
T10N R04E S26 SWNW

4.0 ACRES TOTAL

State of Idaho >
>
County of Boise >

On this 3 day of Jan in the year 1996, before me, a notary public, personally appeared Deanna Stevenson 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.

J. Carotte
Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6-25-2000

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before JANUARY 8, 1996. The protestant must also send a copy of the protest to the applicant
KARL J. DREHER, Director

Published in The Idaho World December 20 and 27, 1995.

JAN 25 1996

65-13648

RUSSELL, TUCK
RUSSELL, KARLA
HC 76 BOX 2681
GARDEN VALLEY, ID 83622

Source: BRUSH CREEK

Tributary: ANDERSON CREEK

Diversion Pt: NESW Sec 14 T 09N R 04E in BOISE County.
 LOT 5 (SESW) Sec 14 T 09N R 04E in BOISE County.

Use: STOCKWATER (0.010 CFS)
 Total Diversion: (0.010 CFS)

Date Filed: 11/21/1995

In: BOISE County
 T09N R04E S14 NESW Lot 5 (SESW)