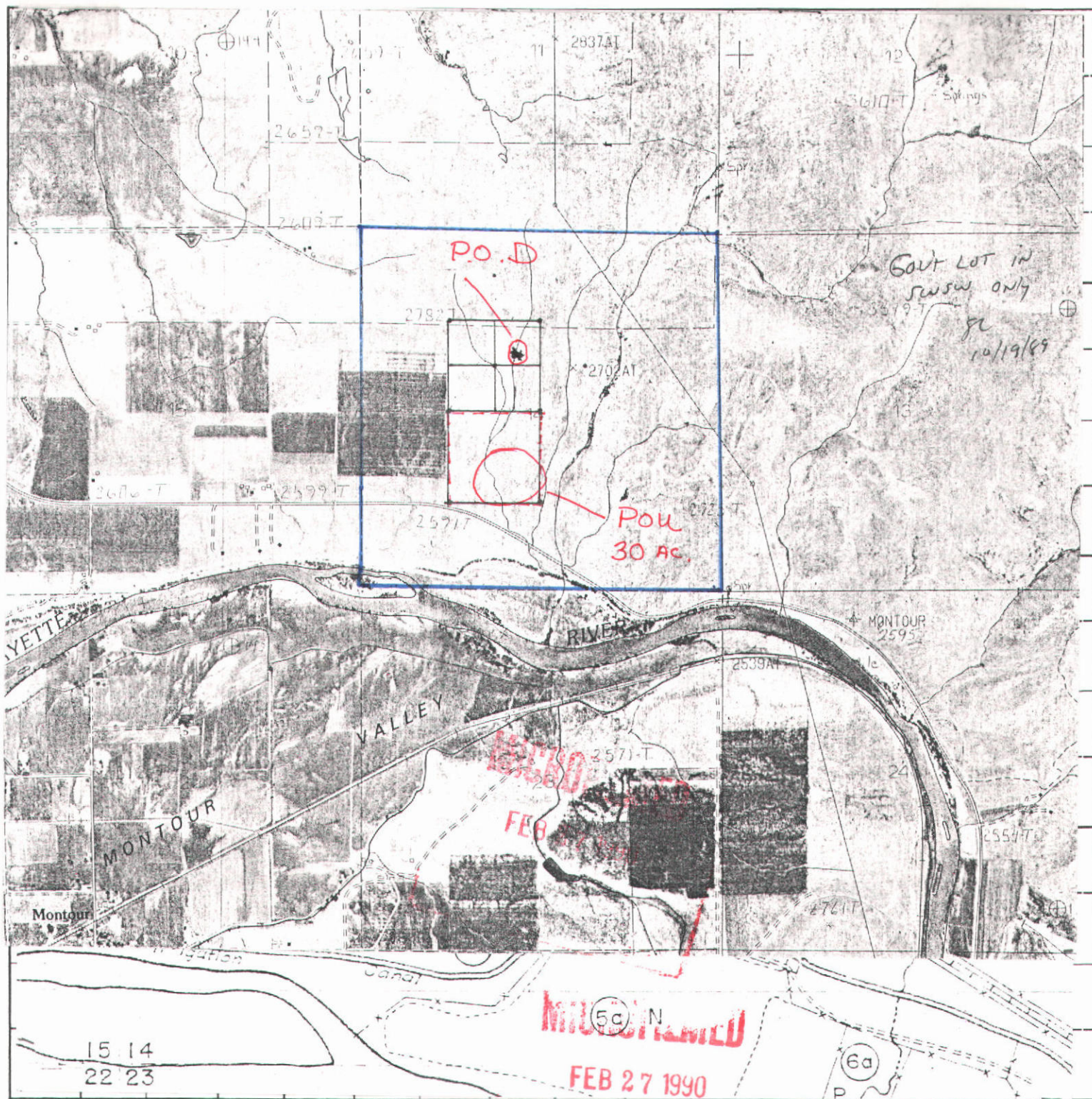


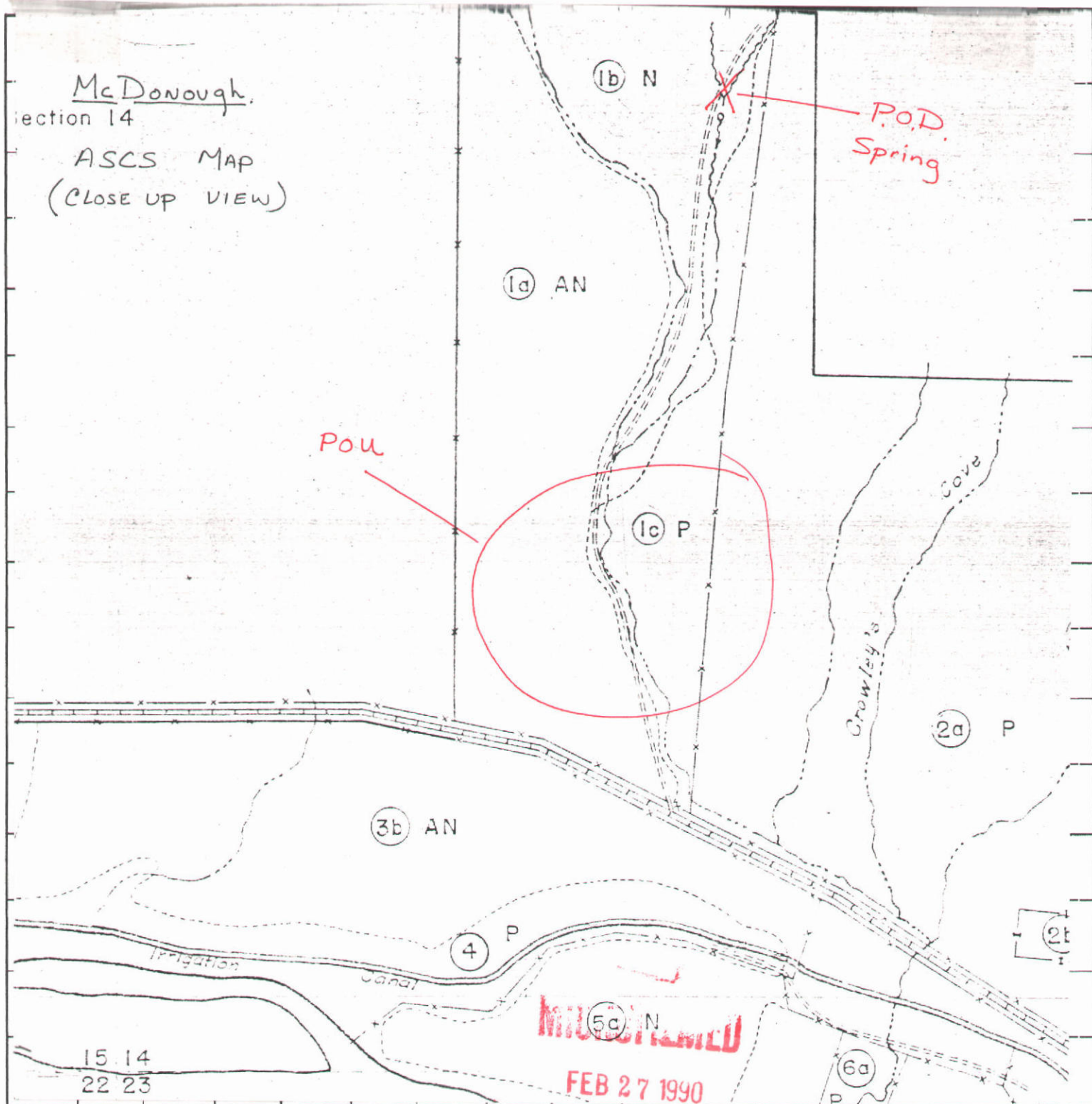
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

M. E. McDough
(Applicant)

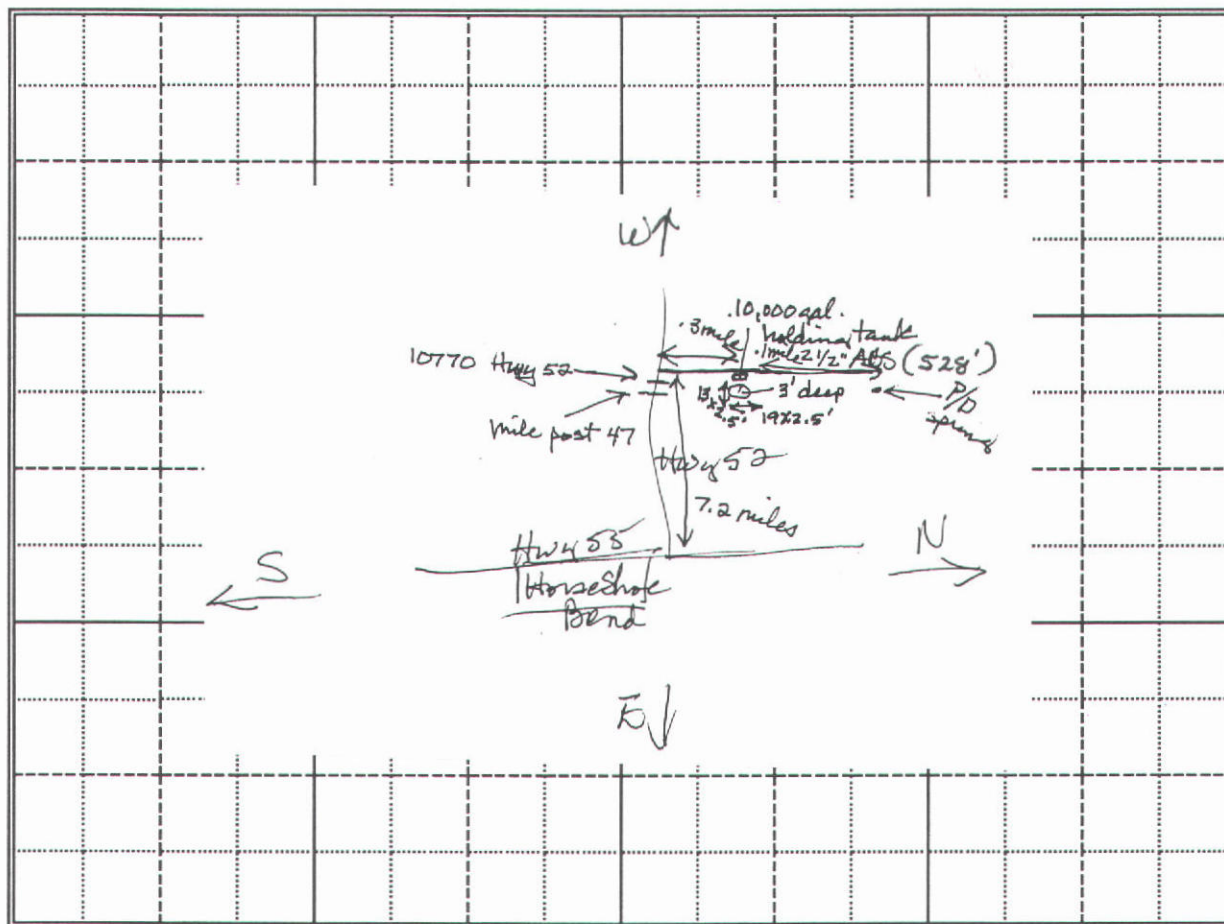


Scale: 2 inches equal 1 mile.

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.

M. G. McDonough
(Applicant)

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

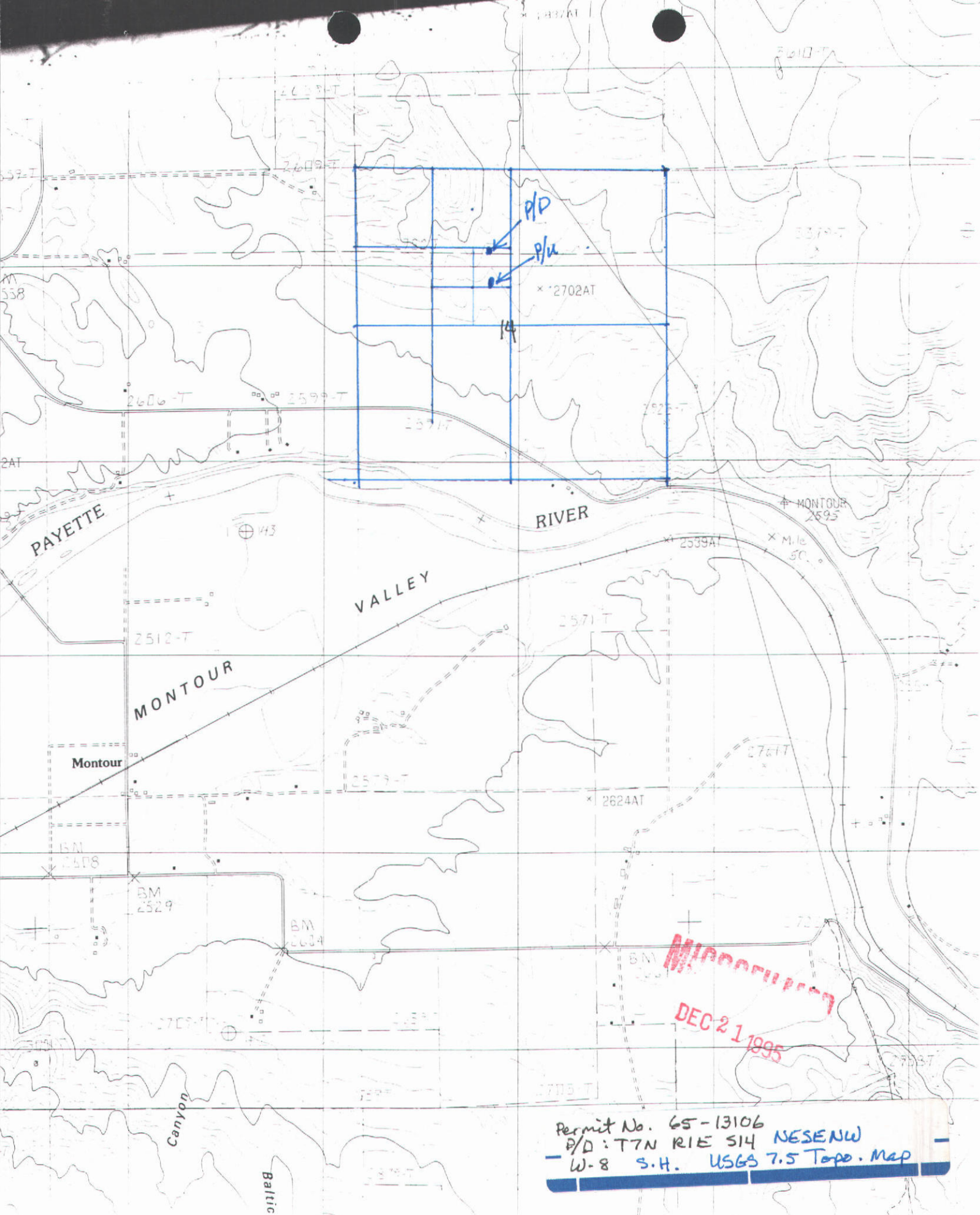
D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

DEC 21 1995



Permit No. 65-13106
P/D: T7N R1E S14 NESENW
W-8 S.H. USGS 7.5 Topo. Map

65-13106

T121
NH

3
22.7

T1042

T1043

✓ Pond

P/D

T103

23
24
13

Permit No. 65-13106
P/D: T7N R1E S14 NESE NW
ASCS Aerial map S.H.
DEC 21 1995



63-13106
8/4/95 S.H

P/D:

Spring
w/ buried brick
to act as a
collection area



528' of 2 1/2" ABS
buried to
holding tank,
from the spring



10,000 gallon
holding tank

UNREELMED
DEC 21 1995



63-13106
8/4/95 S.H.

P/u:

Domestic

faucet, used
for hand washing
etc. (no external use)

overflow coming out of
storage tank, runs down
side of tank, through
foliage to the stockwater
pond



P/u:

Stockwater

pond:

32.5' x 47.5' x 2.5'

REPRODUCTION
DEC 2 1995

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Esmá Reyes, being first
duly sworn, on ^{her} oath deposes and
says that she is the ^{clerk} printer of Mes-
senger-Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger-
Index for Two (2)

consecutive weekly issues thereof,
beginning with the issue of
Nov 1, 1989,
and ending with the issue of
Nov 8, 1989

Esmá Reyes

Subscribed and sworn to before me
this 8th day of

Nov, 1989

Mary Ann Hanson

Notary Public,
Residing at Emmett, Idaho.

My Commission Expires 3-21-95

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13106 ✓

McDONOUGH, MICHAEL G.

NEWELL, ANNA MARIE

10775 N. HWY. 52

HORSESHOE BEND, ID 83629

Source: SPRING

Tributary: PAYETTE RIVER

Diversion Pt: NESENW Sec 14 T 07N

R 01E

Use: IRRIGATION (.600 CFS)

STOCKWATER (.050 CFS)

Date Filed: 10/13/1989

In: T07N R01E S14 SENW NESW

30.0 ACRES TOTAL

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of Water
Resources, Western Region, 2735
Airport Way, Boise, Idaho 83705 on
or before NOVEMBER 20, 1989.

R. KEITH HIGGINSON, Director

Pub.: 11-18-89

Legal Notice No. 620

Published in the Messenger Index

MICROFILMED

FEB 27 1990

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	CFS
Original Application	65-13106	Michael G McDonough Anna Marie Newell	0.65
Full Assignment	65-13106	Anna Marie Newell	0.65

MINNESOTA
OCT 22 1965

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-13106

Priority: October 13, 1989 Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 0.2 AF

This is to certify, that ANNA MARIE NEWELL
10770 N HWY 52

HORSESHOE BEND ID 83629 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 13, 1989; and
has submitted Proof of Beneficial Use on November 6, 1991. An examination indicates
that the works have a diversion capacity of 0.200 cfs of water from:

SPRING tributary to PAYETTE RIVER

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	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.1 AF
	Totals	0.04 CFS	0.2 AF

LOCATION OF POINT(S) OF DIVERSION: NESENW , Sec. 14, Township 07N, Range 01E
GEM County

PLACE OF USE: STOCKWATER
TWN RGE SEC
07N 01E 14 SENW

PLACE OF USE:
DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.

DEC 21 1995

State of Idaho
Department of Water Resources

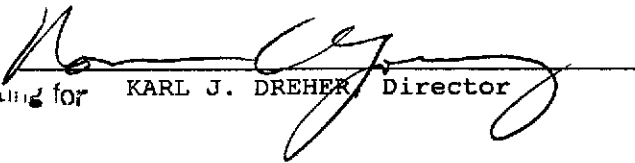
WATER RIGHT LICENSE

WATER RIGHT NO. 65-13106

CONDITIONS OF APPROVAL AND REMARKS

6. Stockwater use is for 4 head of mixed stock.
7. Domestic use is for an external faucet.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 15TH
day of NOVEMBER, 1995.


Acting for KARL J. DREHER, Director

1995

DEC 8

RECEIVED

AUG 31 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

I, MIKE McDONOUGH, hereby assign to ANNIE NEWELL
of, 10770 N. Hwy 52 HORSESHOE BEND, Idaho 83629
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 65-13106 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Application for Permit No. 65-13106 to appropriate the public
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.

Made this 26 day of August, 1992

Mike S. McDonough
Applicant

State of Idaho)
County of Bonneville) ss

On this 26 day of August, 1992, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

Sandra Seibel
Notary Public

seal

My commission expires: 2/10/98

RECEIVED
OCT 27 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department

- 1 Permit No. 65-13106 Telephone No. 584-3523
- 2 Name(s) of Permit Holder(s): Wanna Marie Russell
- 3 Post Office Address: 16776 N. Hwy 52 Harveston Bend, Idaho
- 4 Source of Water: Spring
- a. If ground water, well driller's name: _____ Date drilled: _____
- b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
- 5 Extent of Use:

Domestic _____ (No. of households)

Irrigation 0 (No. of acres)Stockwater 7 (No. and type of stock)

Other _____

Corn & wheat6 Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

7 Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No

8 Fee Enclosed \$ _____ (See License Examination Fee Schedule)

9 Person to contact to accompany the Department representative during the field examination

Wanna Marie Russell

Name

584-3523

Telephone No.

16776 N Hwy 52Harveston Bend, Idaho 83659

Address

10 The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

11-5-91

Date

Wanna Marie Russell

Signature (and title if on behalf of a company or organization)

DEC 27 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13106

Proposed Priority: October 13, 1989 Maximum Diversion Rate: 0.65 CFS

This is to certify, that **MICHAEL G. MC DONOUGH**
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND, ID 83629
has applied for a permit to appropriate water from:

SPRING tributary of **PAYETTE RIVER**

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>
IRRIGATION	03/15 to 11/15	0.60 CFS
STOCKWATER	01/01 to 12/31	0.05 CFS
	Totals	0.65 CFS

LOCATION OF POINT(S) OF DIVERSION: NESENW Sec. 14, Township 07N, Range 01E
GEM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07N	01E	14	NESW	30		30

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
07N	01E	14
	SENE	
	NESW	

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 1, 1992**.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 65.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

FEB 27 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13106

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

28th day of December, 1989.

for *R. Keith Higginson*
R. Keith Higginson, Director

MICROFILMED

FEB 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

ANNA MARIE NEWELL OR

1 Name of applicant MICHAEL G. McDONOUGH Phone 584-3422
Post office address 10775 N. HWY. 52 HORSESHOE BEND, IDA. 83629

2. Source of water supply SPRING which is a tributary of Payette River

3 Location of point of diversion is NE * $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot sk
Sec. 14 Township 07N Range 01E B.M. GEM County; additional
points of diversion if any: _____

4 Water will be used for the following purposes

Amount 05 for STOCKWATER purposes from 1/1/ to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 60 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5 Total quantity to be appropriated is (a) .65 and/or (b) _____
cubic feet per second acre feet per annum

6 Proposed diverting works.

a. Description of ditches, flumes, pumps, headgates, etc STOCKWATER - gravity flow to
stockdanks. IRRIGATION - gravity system.

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 90°F being sought? _____

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

RECORDED

* per orthophoto 10/19/89, JL.

FEB 27 1990

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 ~~100~~ ~~head~~ cattle 101 + hd. _____
- 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	
07N	01E	14								30									30
07N	01E	14								S S									

Total number of acres to be irrigated 30

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

11. a. Who owns the property at the point of diversion? Applicant

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

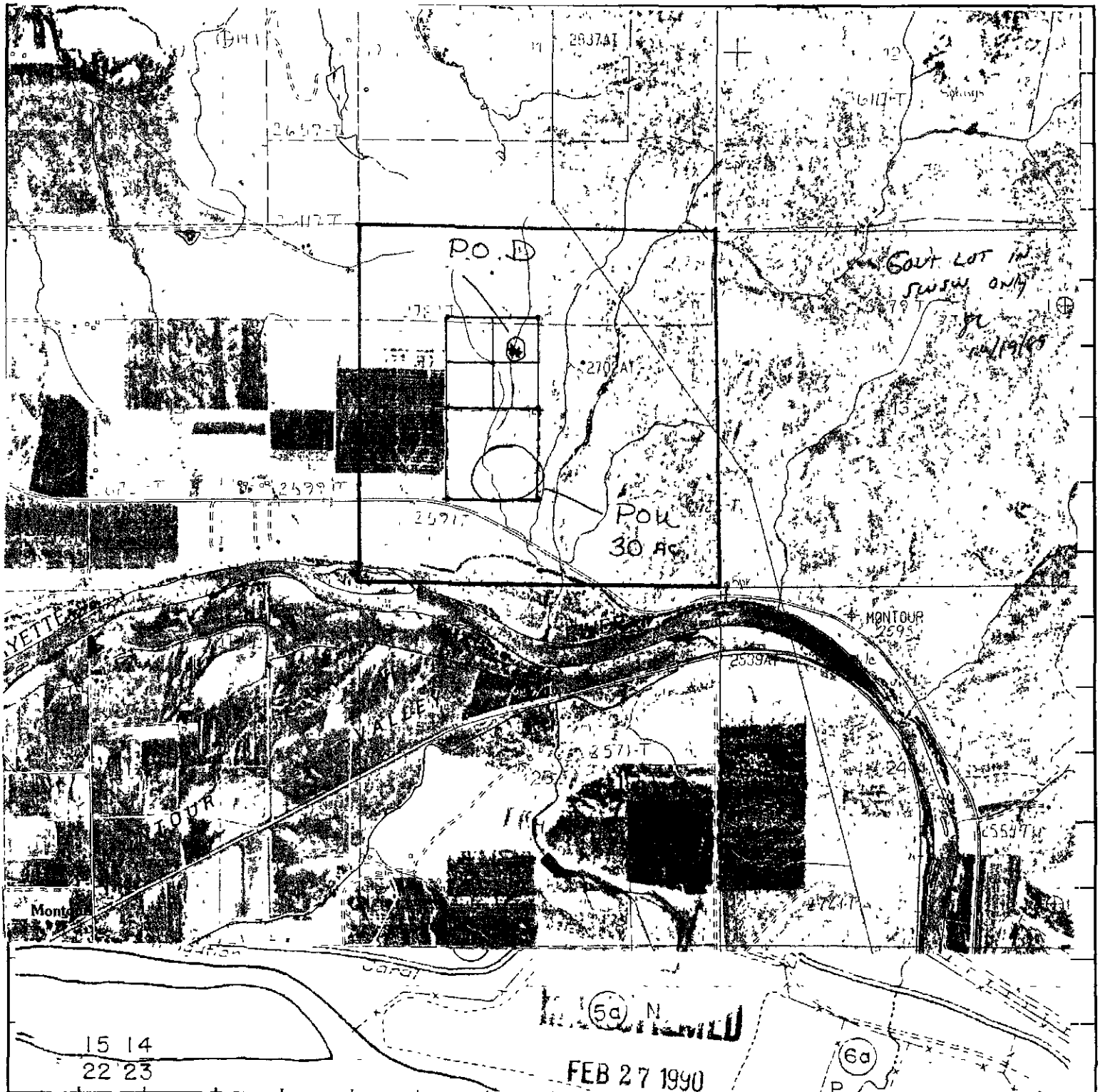
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

12 Remarks: APPLICANT WOULD LIKE TO DEVELOP SPRING. System will be gravity flow, no storage.

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FEB 27 1990

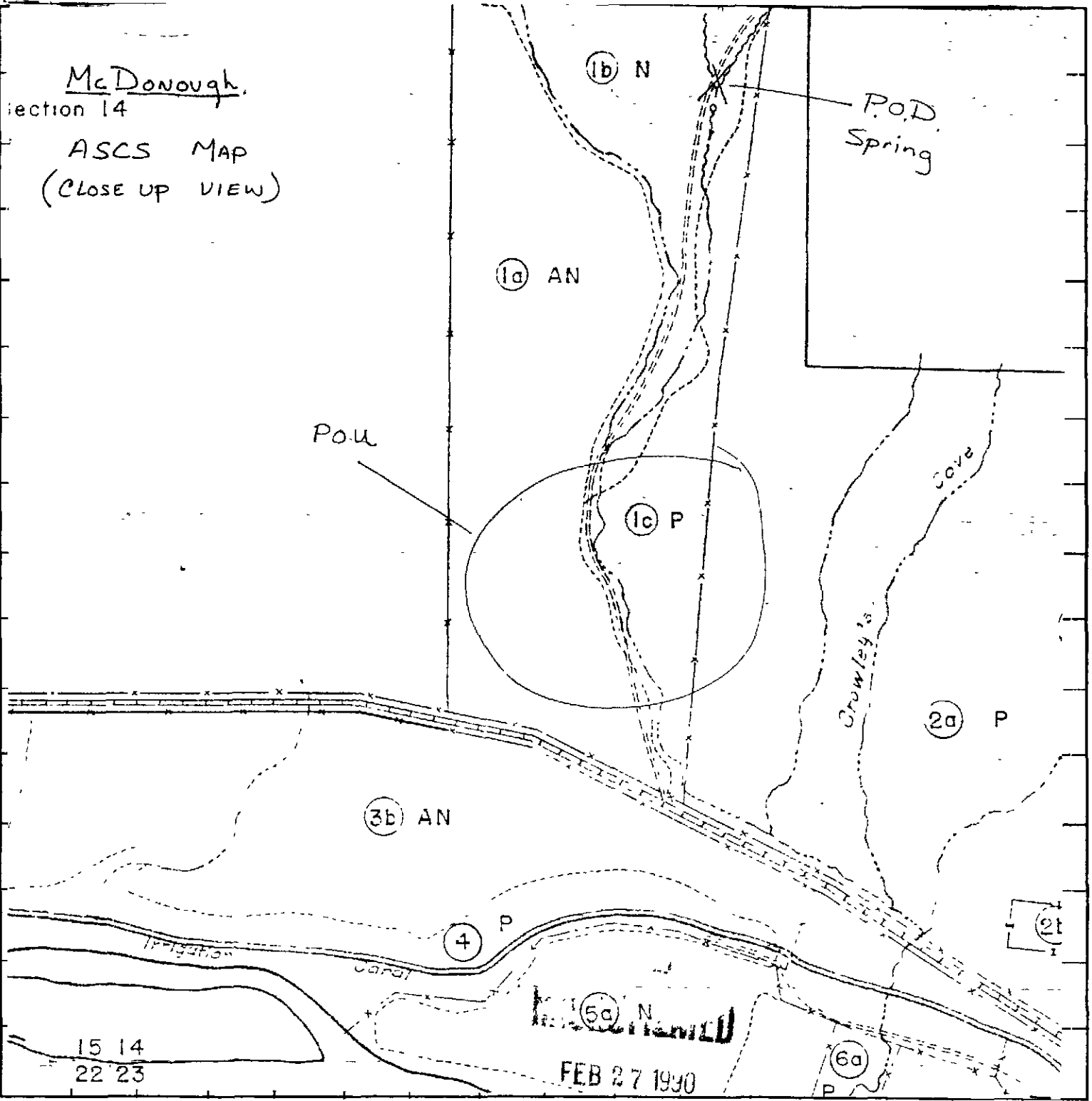
13. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

M. G. McDougough
(Applicant)



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.

M. E. McDonough
(Applicant)

Received by JW Date Oct. 13, 1989 Time 1:30 PM Preliminary check by SL
Fee \$ 45⁰⁰ Receipted by JW # W006224 Date Oct 13, 1989
Publication prepared by GG Date 10-25-89 Published in Emmett Messenger-Index
Publication approved st Date 11-16-89 11/2 & 11/9/89

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

MICROFILMED

FEB 27 1990



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

November 16, 1995

ANNA MARIE NEWELL
10770 N HWY 52
HORSESHOE BEND ID 83629

RE: WATER RIGHT NO. 65-13106

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

DEC 21 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 65-13106 DATE 11-13-95



NAME Change OK ☒ Or Address Change?

PRIORITY DATE ☒ Advance? Advanced to:
 Order to reinstate needed?
 Incorrect fee for rate recommended?

SOURCE ☒ Changes or just clarification of originally intended source?
 Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed?
 ☒ Overlaps?

PLACE OF USE ☒ Amendment needed?
 ☒ Overlaps? (65-00025 - different source + use)

DIV RATE ☒ Permit/fee limits: .04 CFS
Pipeflow Meas Q = .20 Theo Q = Recommend: .04
Stock OK @ .02
Dom OK @ .02 for faucet to wash up
 Combined rates exceed capacity

ANNUAL VOLUME ☒ Volume Limit: Season:
 ☒ Calculations: 4 head of stock = .1 (minimum)
Faucet = .1 is plenty
 Flow limit: cfs x x 1.9835 =
 Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
 Amendment necessary?

ADDITIONAL INFO Supplemental Groundwater PPU Scenario
 Irr/Dom Combination Shared G/W System

NEW REMARKS Multiple p/d(s) in 1/4 1/4?
WOR Other 4 head of mixed stock

NEW CONDITIONS RD4 Watermaster control - District 65
 Measuring/Locking Devices
 Irrigation Overlap
 Other
 Water Quality Heat/Cool/Fish verified

COMMENTS: ① a \$50⁰⁰ fee was due but Karen 11-29-91 letter states otherwise.
② Vol for a faucet @ .1 is plenty.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
<u>Stockwater</u>	<u>.02</u>	<u>.1</u>	Adjustment Memo Needed	<u>YES</u>
<u>Domestic</u>	<u>.02</u>	<u>.1</u>	LICENSE	<u> </u>
<u> </u>	<u> </u>	<u> </u>	1ST AMEND LETTER	<u> </u>
<u> </u>	<u> </u>	<u> </u>	2ND AMEND LETTER	<u> </u>
<u>TOTAL</u>	<u>.04</u>	<u>.2</u>		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 13 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13106

1. Owner: Anna Marie Newell Phone No. (208) 584-3523

Current Address: 10770 N. Hwy 52 Horseshoe Bend, Id. 83629

2. Accompanied by: Anna Marie Newell EXAM DATE: 8/4/95

Address: 10770 N. Hwy 52 Horseshoe Bend, Id. 83629 Phone No. (208) 584-3523

Relationship to Permit Holder: Self

3. Source: spring tributary to Payette River

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:

Ident No	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	NW	14	7N	1E	Gem	USGS Topo. + ~~exam~~ exam

2. Place(s) of Use:

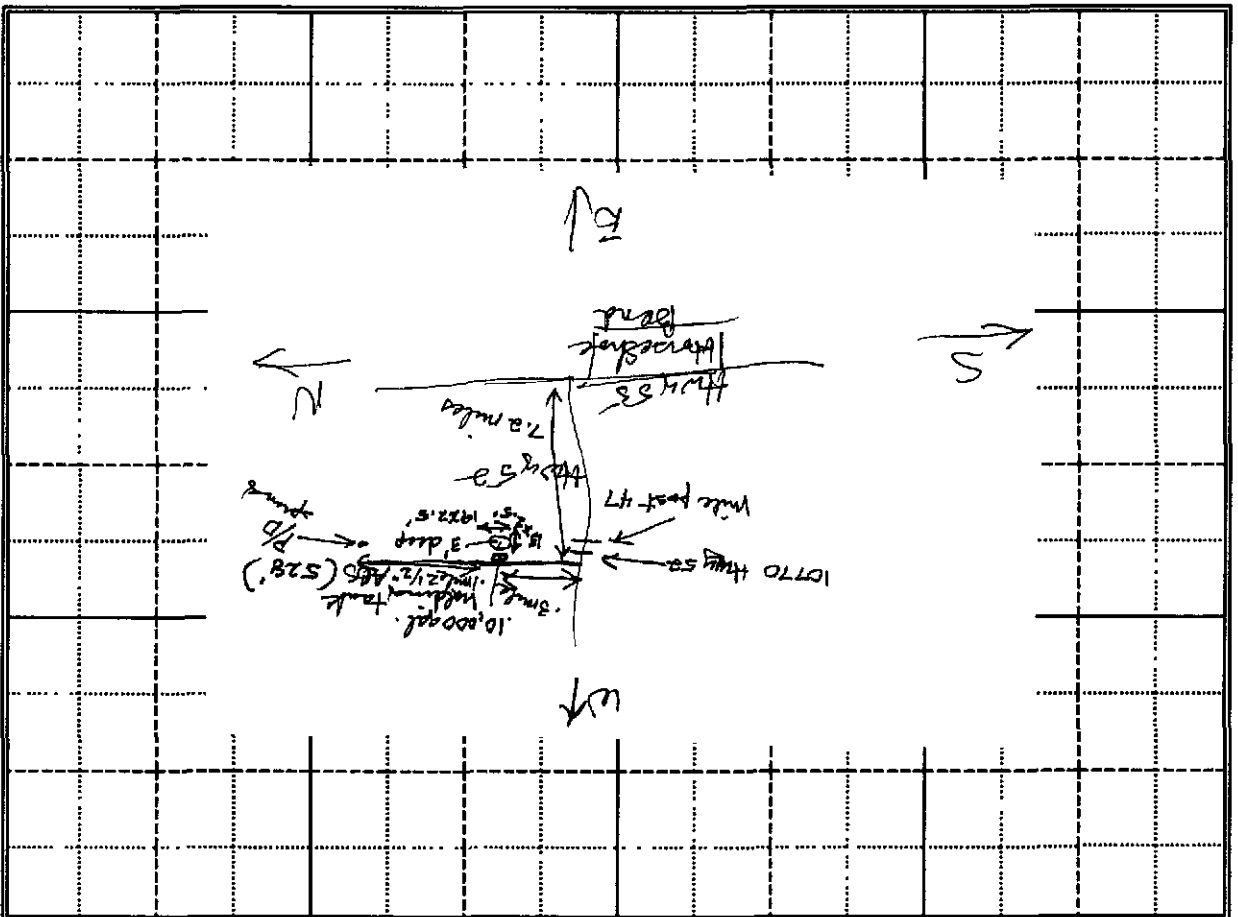
Indicate Method of Determination

USGS Topo. + exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	1E	14								S									
										D/									

DEC 21 1995

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



Scale: 1" = 100'

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:

DES 2-1 1995

E. NARRATIVE/REMARKS/COMMENTS

- (Other) WR# 65-00225.
- Assignment of Application for Permit dated 9/25/92, signed by Mike McDonough assigning WR#65-13106 to Annie Newell.
- No govt. lots were found.
- Use is for stockwater for 4 horses + mules, and domestic (D/I) washing hands etc. (no external use). ^{No irrigation use.}
- The system consists of a spring with a bricked area acting as a collection area, 528' of 2 1/2" ABS buried pipe to a 10,000 gallon holding tank. A faucet is at one end of the holding tank for washing up etc (no external use), & at the south top of the tank the overflow runs out & over the edge of the tank & flows to the 32.5' x 47.5' x 2.5' pond for stockwater. No physical measurement could be taken directly ~~for~~ from the spring since the pipe is buried, & a measurement from tank/faucet wouldn't be a true measurement of the spring. The overflow ^{to the stockwater pond} could not be measured since it flowed down & around the holding tank, & then spread out through a lot of foliage going to the pond.

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

DEC 21 1995

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

Domestic: Allow .02 cfs for washing hands etc. (no external)

Pipeflow Computation Spreadsheet: (see attachment) = .20 cfs

Stockwater: Table 1 Rec. Diversion Rates for Stockwater
0-25 # of head horses/mules = .02 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:

Domestic: Allow .06 Afa.

Stockwater: $V_{IR} = (4 \text{ head} \times 12 \text{ gpd/head} \times 365 \text{ days/yr}) / 325,850 = .05 \text{ Afa}$
 $V_{DR} = .02 \text{ cfs} \times 365 \times 1.9835 = 14.47 = 14.5$
 $V = .1$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* <u>Stockwater</u>	<u>1/1</u>	<u>12/31</u>	<u>.02</u>	<u>.1</u>
<u>Domestic</u>	<u>1/1</u>	<u>12/31</u>	<u>.02</u>	<u>.6</u>
Totals:			<u>.04</u>	<u>.7</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

I. AUTHENTICATION

Field Examiner's Name Snaf Hemmings Date 9/13/95

Reviewer _____ Date _____

SEAL

* See adjustment memo. BE

DEC 21 1995

MEMORANDUM

TO: File 65-13106 / Anna Marie Newell
FROM: Brenda Chapman
DATE: November 13, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 65-13106 are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Stockwater	1-01 to 12-31	.02	.1
Domestic	1-01 to 12-31	.02	.1

The domestic volume recommendation has been reduced. It is unlikely that the use of a faucet by the stock tank to wash up would require more than 50 gallons per day.

An amendment will not be solicited to add the domestic use. The irrigation of 30 acres has been deleted; therefore, the addition of the domestic use would not constitute an expansion of the original permit.

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BUREAU OF LAND MANAGEMENT

① Permit:

Irrigation	3/15 - 11/15	.60 cfs
Stockwater	1/1 - 12/31	.05 cfs
		<u>.65 cfs</u>

② B/u fee: ~~no~~ fee ^{received} 12/9/91 ~~12/9/91~~ ^{S.H.}

stockwater 4 horses + mules .04 cfs

* proof signed 11/5/91 by Anna Marie Newell
which for proof received on or after
Nov. 1, 1991 requires \$50 (0 - .20 cfs)

③ Max. Allowable:

stockwater:

Table 1, Recommended Diversion Rates for
Stockwater Exh 15A

0-25 # of head horses = .02 cfs

Domestic: washing up, ~~garage~~ faucet at end of
sh ~~storage tank~~ storage tank

Allow: .02 cfs
.6 Afa

④ Measurement:

Pond: (Exh. 16)

$$\frac{32.5 \times 47.5}{43,560} = \text{surface area (S.A.)} = .035 = .04 \text{ acres}$$

$$\text{capacity: (S.A.)} \times \text{max. depth} = .04 \times 2.5' = .1 \text{ Af}$$

Pipe Conversion (Pipeflow Computation Spreadsheet)
(see attachment) = .20 cfs

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Pipeflow Computation Spreadsheet (DRT 12/31/1992)

Data Entered By: Sandy Hemenway
 09/13/95
 Project: Flow Computation for Permit No. 65-13106
 Anna Marie Newell
 Given: See Data Table

Compute head losses with the Williams and Hazen Formula:
 $f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^4.8655 * \text{Length} / 100)$

To Find: Compute Rate of Flow

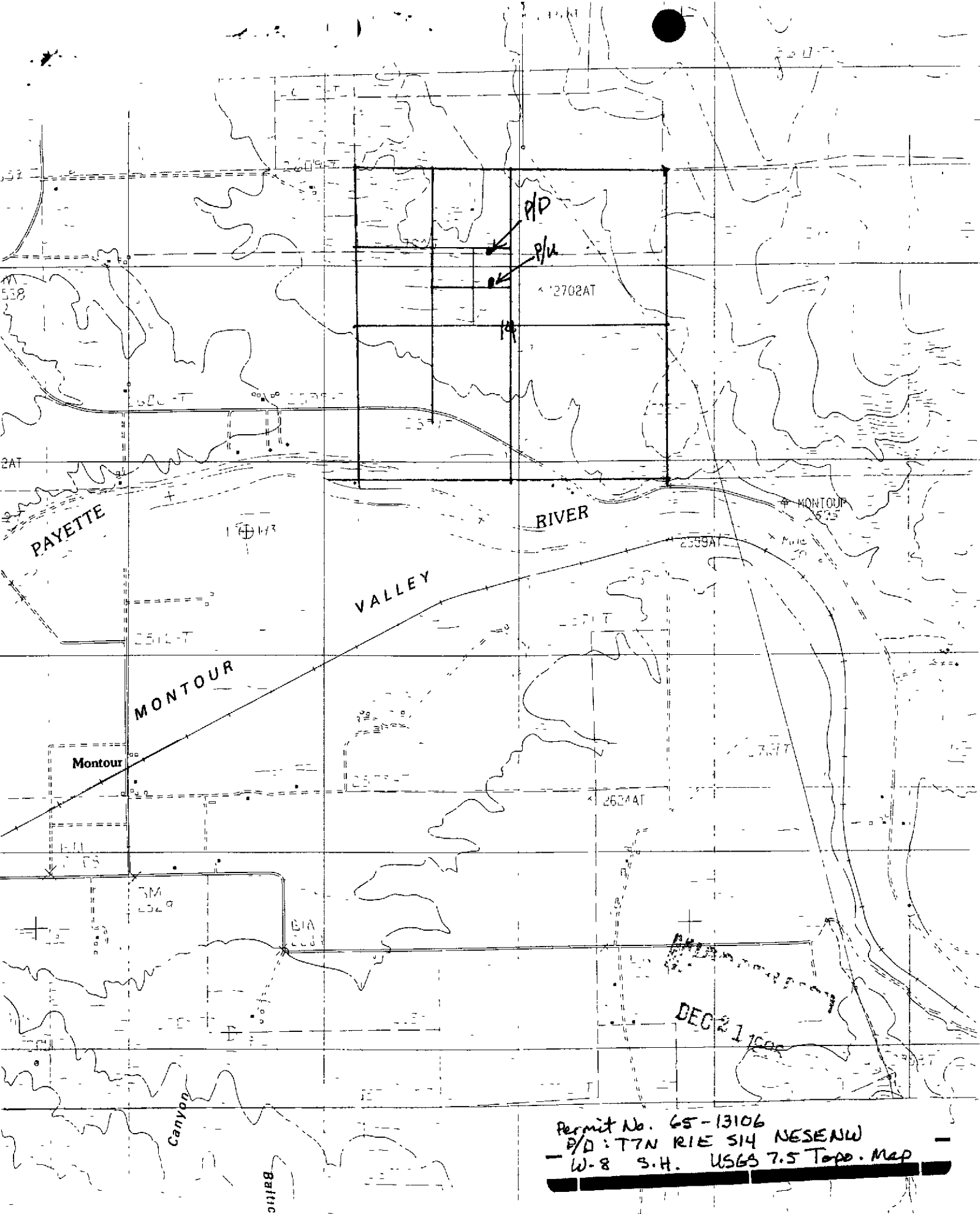
Data Table

Total Head: 50.00 feet
 Pressure Req'd: 1.00 psi *assuming there is pressure required but is gravity flow + is unknown in this closed system*
 Available Head: 47.69 feet
 Pipe Roughness: 140.00 Note: pvc = 150, smooth and straight pipe = 140
 aluminum - joint length 20' = 125, joint length
 30' = 130, joint length 40' = 132, joint length
 50' = 134, new riveted steel = 100
 old riveted steel = 100, old cast iron = 95,
 old pipes in poor condition = 60 to 80

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Head Loss from Pipe Friction
2.25	528.00	47.70	
13.50	0.00	0.00	
11.50	0.00	0.00	
9.50	0.00	0.00	47.70

Rate of Flow: 0.201 CFS = .20 cfs

DEC 21 1995



Permit No. 65-13106
P/D: T7N R1E S14 NESENW
W-8 S.H. USGS 7.5 Topo. Map

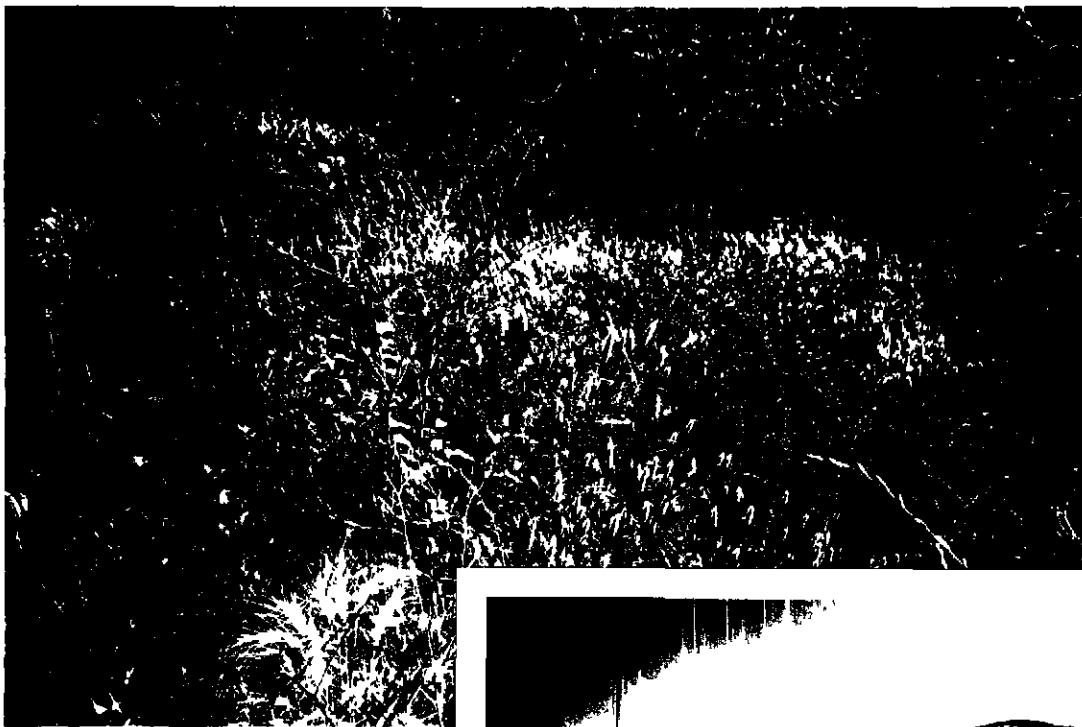
65-13106

T121
NH

3
221

T1243

Permit No. 65-13106
- F/D: T7N R1E S14 NESE NW 1995
ASCS Aerial Map S.H.



63-13106

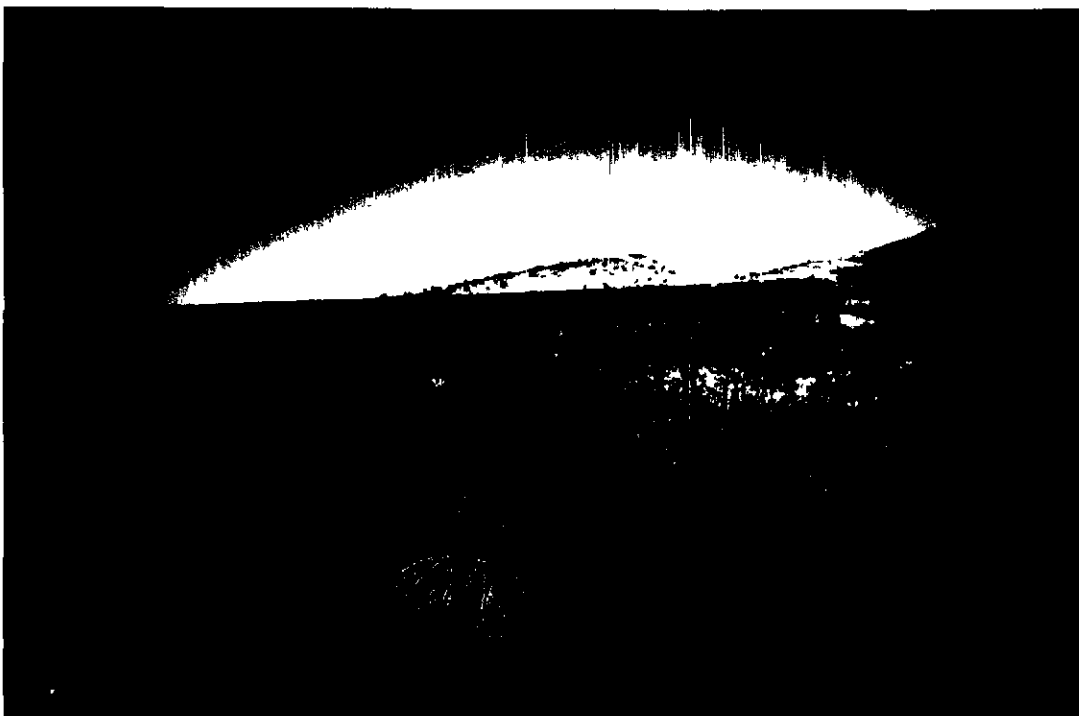
8/4/95 S.H

P/D:

spring
w/ buried brick
to act as a
collection area



528' of 2 1/2" ABS
buried to
holding tank,
from the spring



10,000 gallon
holding tank

NOV 11 1995

DEC 21 1995

63-13106
8/4/95 S.H.

P/u:

Domestic

faucet, used
for hand washing
etc. (no external use)

overflow coming out of
storage tank, runs down
side of tank, through
foliage to the stockwater
pond

P/u:

Stockwater

pond:

32.5' x 47.5' x 2.5'

September 21, 1992

ANNA MARIE NEWELL
10770 N HWY 52
HORSESHOE BEND ID 83629

Re: Permit No. 65-13106

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

MICROFILMED

OCT 27 1992

MEMORANDUM

TO: Western Region
FROM: Gary Spackman *Gary*
DATE: August 19, 1992

RE: Permit to Appropriate Water No. 65-13106 in the Name of Michael G. McDonough and Anna Marie Newell; Field Exam and Ownership

On August 18, 1992, Anna Marie Newell called me and asked about the status of permit to appropriate water no. 65-13106. I looked in the file and discovered that proof had been filed and that a field exam is due. Ms. Newell represented to me that Michael McDonough, her brother, no longer holds an interest in the permit. She also stated that the address and phone number which we have is incorrect. I have sent her an assignment form for Mr. McDonough to complete.

In scheduling a field exam, the following address and telephone number may be helpful:

Anna Marie Newell
10770 N. Hwy 52
Horseshoe Bend, ID 83629
Telephone # 584-3523

RECEIVED

001 27 1992

June 8, 1992

MICHAEL G. MC DONOUGH
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND ID 83629

RE: Water Right No. 65-13106

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

14

June 12, 1992

MICHAEL G. MC DONOUGH
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND ID 83629

RE: Water Right No. 65-13106

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

May 19, 1992

MICHAEL G. MC DONOUGH
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND ID 83629

RE: Water Right No. 65-13106

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement.

RECEIVED

OCT 27 1992

purposes. This type of coordination could minimize the impact on existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

7 1992

December 12, 1991

MICHAEL G. MC DONOUGH
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND ID 83629

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13106

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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

DEC 27 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 65-13100

Date 11/29/91

GENERAL CONSIDERATIONS

Yes Name same as permit?
Yes Address same as permit? If no, indicate below.
Yes Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
NA Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Amt paid for drilling permit? _____ Correct?
☒ Well log in file?

LICENSE EXAMINATION FEE

NA Yes Required?
Yes Amount submitted?
Yes Correct amount?

MEASURING DEVICE

NA Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

needs \$100 fee proof acceptable

PRIORITY CALCULATION

Date proof received	<u>NA</u>	_____
Date proof due	<u>/</u>	- _____
No. of days late	<u>/</u>	= _____
Priority date	<u>/</u>	+ _____
NEW PRIORITY DATE	<u>✓</u>	= _____

DATA ENTRY

ADDRESS CHANGE _____

PROOF MADE 12/13/91 KTH



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 29, 1991

Anna Marie Newell
10740 North Highway 52
Horseshoe Bend, ID 83629

Re: Permit No. 65-13106

Dear Permit Holder:

Returned is your Proof of Beneficial Use form submitted to this office on November 6, 1991, which does not indicate the total rate of diversion or cfs. Your permit has been issued for .65 cfs.

When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of .65 cfs. is \$100. Note the back of the enclosed instruction sheet/fee schedule.

Please return this completed form and fee to me within 30 days of the date of mailing. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

DEC 27 1991

138211
October 31, 1991

MICHAEL G. MC DONOUGH
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND ID 83629

PROOF DUE NOTICE
RE: PERMIT NO. 65-13106

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, 1992. (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,

Nina Shields
Secretary/Records Manager

Enclosures

NOV 27 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 29, 1989

MICHAEL G. MC DONOUGH
ANNA MARIE NEWELL
10775 N. HWY. 52
HORSESHOE BEND, ID 83629

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P65-13106

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed 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 license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MicroFILMED

FEB 27 1990

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Esma Reyes, being first
duly sworn, on ^{her} oath deposes and
says that ^{she} is the ^{printer} of Mes-
senger-Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger-
Index for Two (2)

consecutive weekly issues thereof,
beginning with the issue of
Nov 1, 1989,
and ending with the issue of
Nov 8, 1989

Esma Reyes
Subscribed and sworn to before me

this 8th day of
Nov, 1989

Mary Ann Hansen

Notary Public,
Residing at Emmett, Idaho.

My Commission Expires 3-21-95

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13106

McDONOUGH, MICHAEL G

NEWELL, ANNA MARIE

10775 N. HWY. 52

HORSESHOE BEND, ID 83629

Source: SPRING

Tributary: PAYETTE RIVER

Diversion Pt: NESENW Sec 14 T 07N

R 01E

Use: IRRIGATION (600 CFS)

STOCKWATER (050 CFS)

Date Filed: 10/13/1989

In. T07N R01E S14 SENW NESW

300 ACRES TOTAL

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of Water
Resources, Western Region, 2735
Airport Way, Boise, Idaho 83705 on
or before NOVEMBER 20, 1989.

R KEITH HIGGINSON, Director

Pub 11-1,8-89

Legal Notice No. 620
Published in the Messenger Index

MICROFILMED

FEB 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

OCTOBER 25, 1989

Messenger-Index
P.O. Box 577
Emmett, ID 83617

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 20, 1989.

Yours truly,

GAIL GARRETT
Secretary

Encl.

RECORDED

FEB 27 1990

65-13106

MC DONOUGH, MICHAEL G.
NEWELL, ANNA MARIE
10775 N. HWY. 52
HORSESHOE BEND, ID 83629

Source: SPRING

Tributary: PAYETTE RIVER

Diversion Pt: NESENW Sec 14 T 07N R 01E

Use: IRRIGATION (.600 CFS)
STOCKWATER (.050 CFS)

Date Filed: 10/13/1989

In: T07N R01E S14 SENW NESW

30.0 ACRES TOTAL

Wesley J. Smith

FEB 27 1990