

LAKE FORK ESTATES

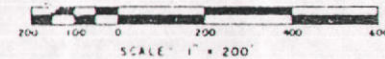
A PARCEL OF LAND LYING IN THE
SE1/4 NE1/4, E1/2 SE1/4, Section 23 and the SW1/4 NW1/4, W1/2 SW1/4, Section 24 and the
NW1/4 NW1/4, Section 25, T18N, R3E; B.M.
VALLEY COUNTY, IDAHO

LEGEND

BRASS CAP
5/8 Rebar w/2" x 2" white guard stake
Lot may be divided only once with Health Department approval
Lots to be sold under one ownership
Property corner pins are set on lot lines extended
at high water line of Lake Fork
Sanitation restrictions for drain field areas

MOUNTAIN TITLE CO.
BOX 133
CASCADE, IDAHO 83611
PH. 332-4207

Sanitary Restriction Under Title So
Removed By Instrument No. 91281



Restrictive Covenants

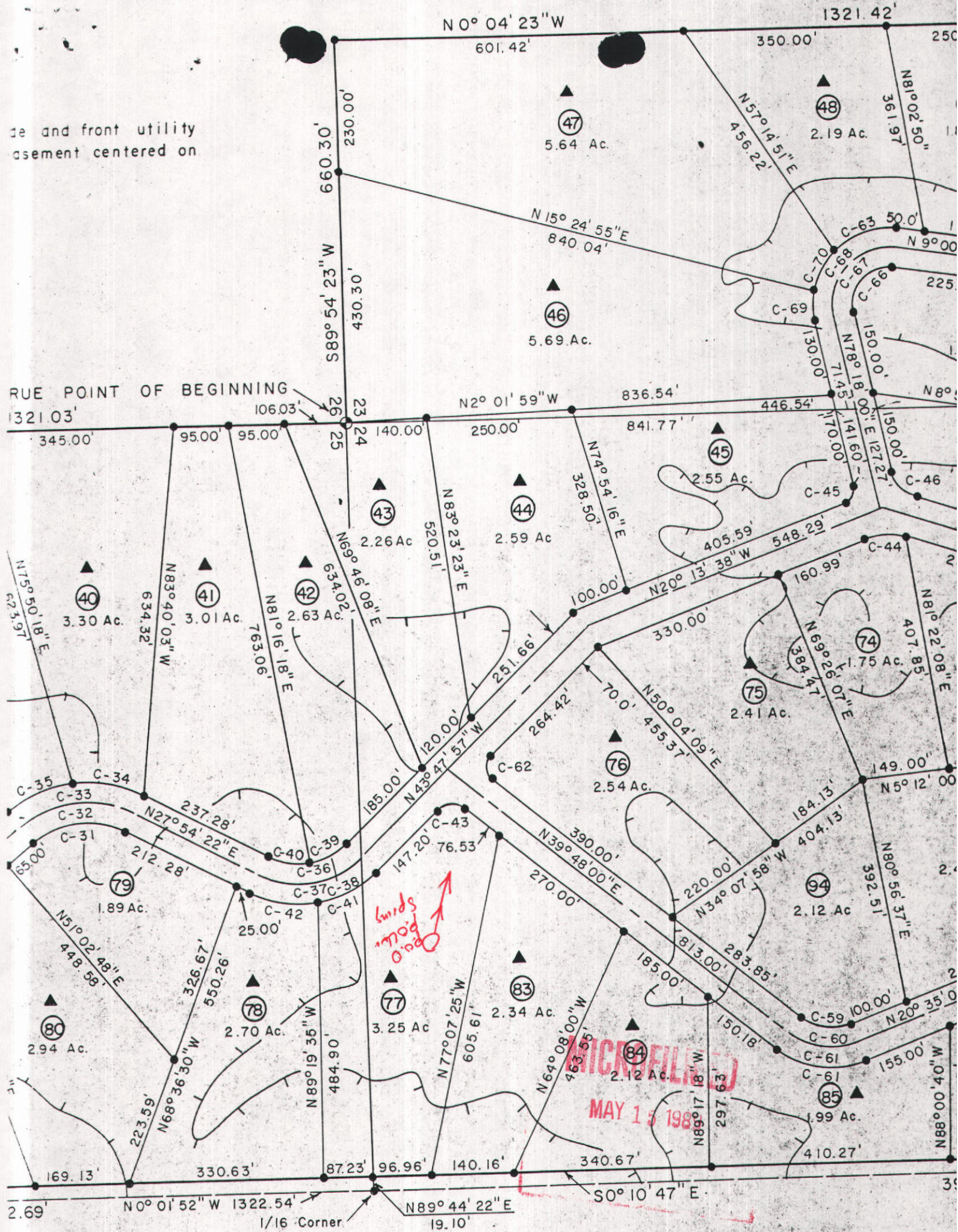
Filed 28th day August 1978
Instrument No. 91311

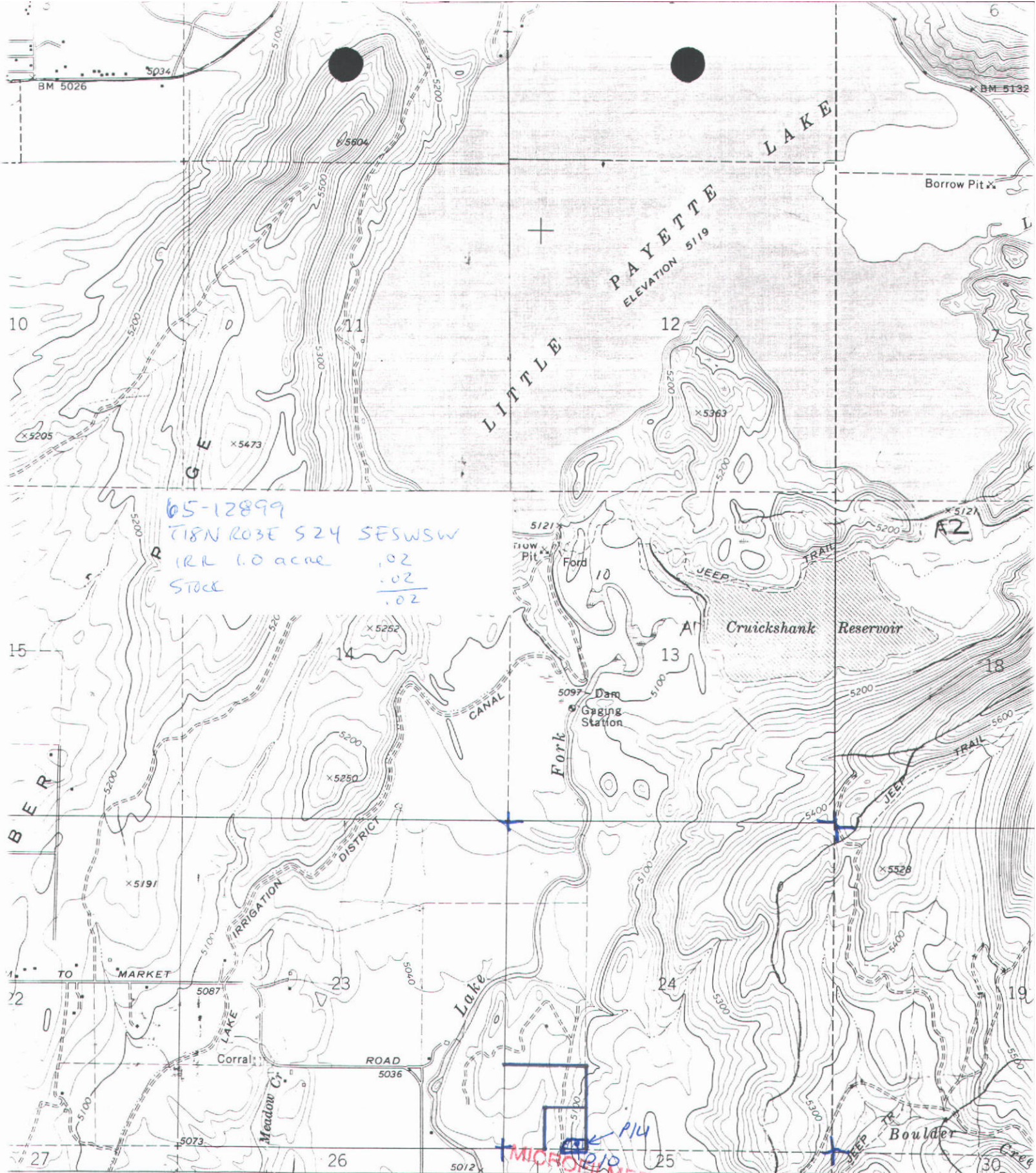
CURVE DATA

CURVE	R	E	T	L	CH. I	CH. BEAR
C-24	9.57	21°51'15"	40.00	43.48	55.16	N26°16'25"W
C-25	44.48	5°46'24"	80.00	148.18	144.25	N17°01'01"E
C-26	3.88	5°16'36"	63.80	117.85	113.84	N17°01'01"E
C-27	98.88	5°16'36"	48.40	106.97	83.67	N17°01'01"E
C-28	250.00	2°30'36"	54.32	106.97	106.16	N20°52'32"W
C-29	215.00	2°30'36"	46.71	81.94	91.29	N20°52'32"W
C-30	80.00	2°30'36"	59.1	77.02	16.45	N20°52'32"W
C-31	148.84	4°02'02"	97.25	72.46	183.09	N57°26'49"W
C-32	184.44	4°02'02"	120.00	812.82	201.24	N57°26'49"W
C-33	218.84	3°02'22"	48.75	253.18	259.38	N57°04'49"W
C-34	218.84	3°02'22"	85.10	126.58	124.84	N17°23'41"E
C-35	218.84	3°02'22"	85.10	126.58	124.84	N17°23'41"E
C-36	1.22	7°12'18"	64.71	148.71	37.32	N17°54'48"W
C-37	152.28	1°42'18"	110.00	190.31	178.32	N17°54'48"W
C-38	67.27	1°42'18"	135.25	234.31	218.51	N17°54'48"W
C-39	1.22	3°02'10"	37.92	73.35	72.16	N20°52'32"W
C-40	119.22	3°02'10"	37.92	73.35	72.16	N20°52'32"W
C-41	87.22	3°02'10"	60.57	117.16	115.25	N20°52'32"W
C-42	87.22	3°02'10"	60.57	117.16	115.25	N20°52'32"W
C-43	33.55	4°15'51"	30.00	48.98	44.73	N17°59'59"W
C-44	07.47	3°02'10"	37.72	72.52	71.18	N20°52'32"W
C-45	21.58	4°28'22"	18.46	32.76	50.09	N40°27'45"W
C-46	21.87	3°02'10"	28.45	54.15	51.75	N40°27'45"W
C-47	25.21	4°10'00"	30.80	98.32	84.15	N17°54'00"E
C-48	49.21	4°10'00"	65.00	125.50	120.48	N17°54'00"E
C-49	97.21	4°10'00"	79.20	150.48	146.78	N17°54'00"E
C-50	85.31	6°02'25.00"	49.84	88.31	85.81	N17°54'30"E
C-51	70.31	6°02'25.00"	70.00	126.80	121.01	N17°54'30"E
C-52	35.31	6°02'25.00"	80.38	135.88	136.21	N17°54'30"E
C-53	28.82	9°02'25.00"	30.00	45.15	39.98	N40°00'00"E
C-54	30.30	9°02'25.00"	84.31	119.54	115.37	N17°54'30"E
C-55	80.00	1°02'42.00"	86.81	115.92	98.72	N40°27'00"W
C-56	95.00	1°02'42.00"	137.45	183.58	156.30	N40°27'00"W
C-57	100.00	1°02'42.00"	88.09	231.17	213.89	N40°27'00"W
C-58	30.00	4°10'30"	25.44	30.31	50.00	N40°27'00"E
C-59	30.00	3°02'24"	42.04	81.32	80.00	N17°54'17"W
C-60	280.00	2°02'00"	57.31	113.05	112.28	N17°54'00"W
C-61	245.00	2°02'00"	50.14	98.82	98.25	N17°54'00"W
C-62	110.00	2°02'00"	42.98	84.79	84.21	N17°54'00"W
C-63	70.00	4°11'30"	30.84	58.08	56.44	N17°54'30"E

JAN 28 2000

de and front utility
assessment centered on





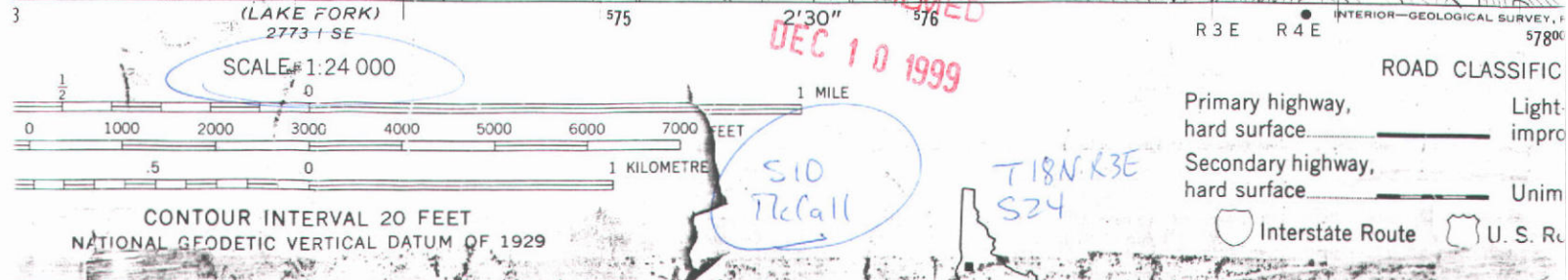
65-12899

T18N R03E S24 SESWSW

IRR 1.0 acre

STOCK

.02
.02
.02



SCALE 1:24 000

CONTOUR INTERVAL 20 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

ROAD CLASSIFICATION
Primary highway, hard surface
Secondary highway, hard surface
Interstate Route
Light improvement
Unimproved road
U. S. Route

MICROFILMED
DEC 10 1999

S10
McCall

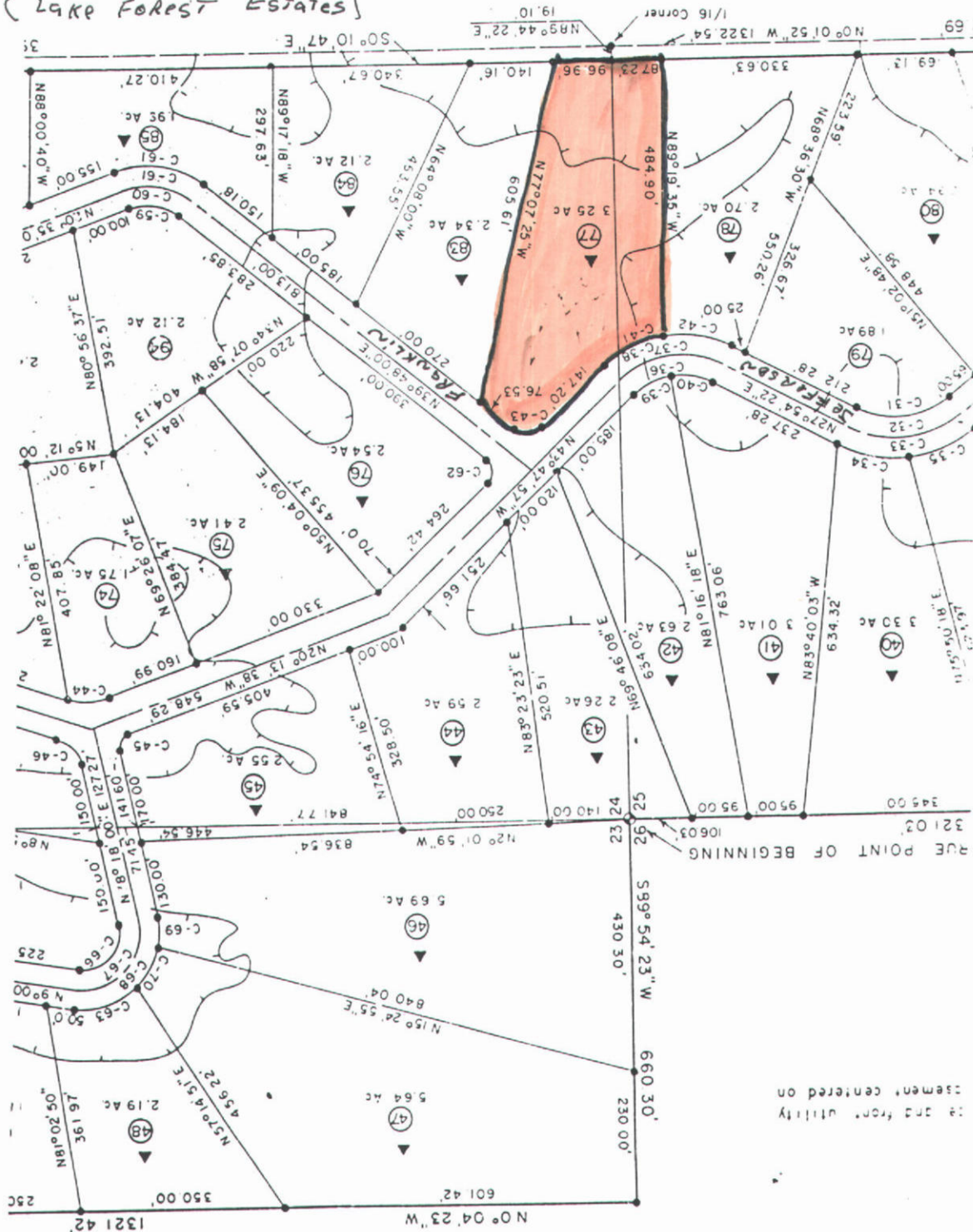
T18N R03E
S24

Page 1802 Valley County
Rural Addressing System
(Lake Forest Estates)

18 N, 3 E, S 24, S W S W

65-12899

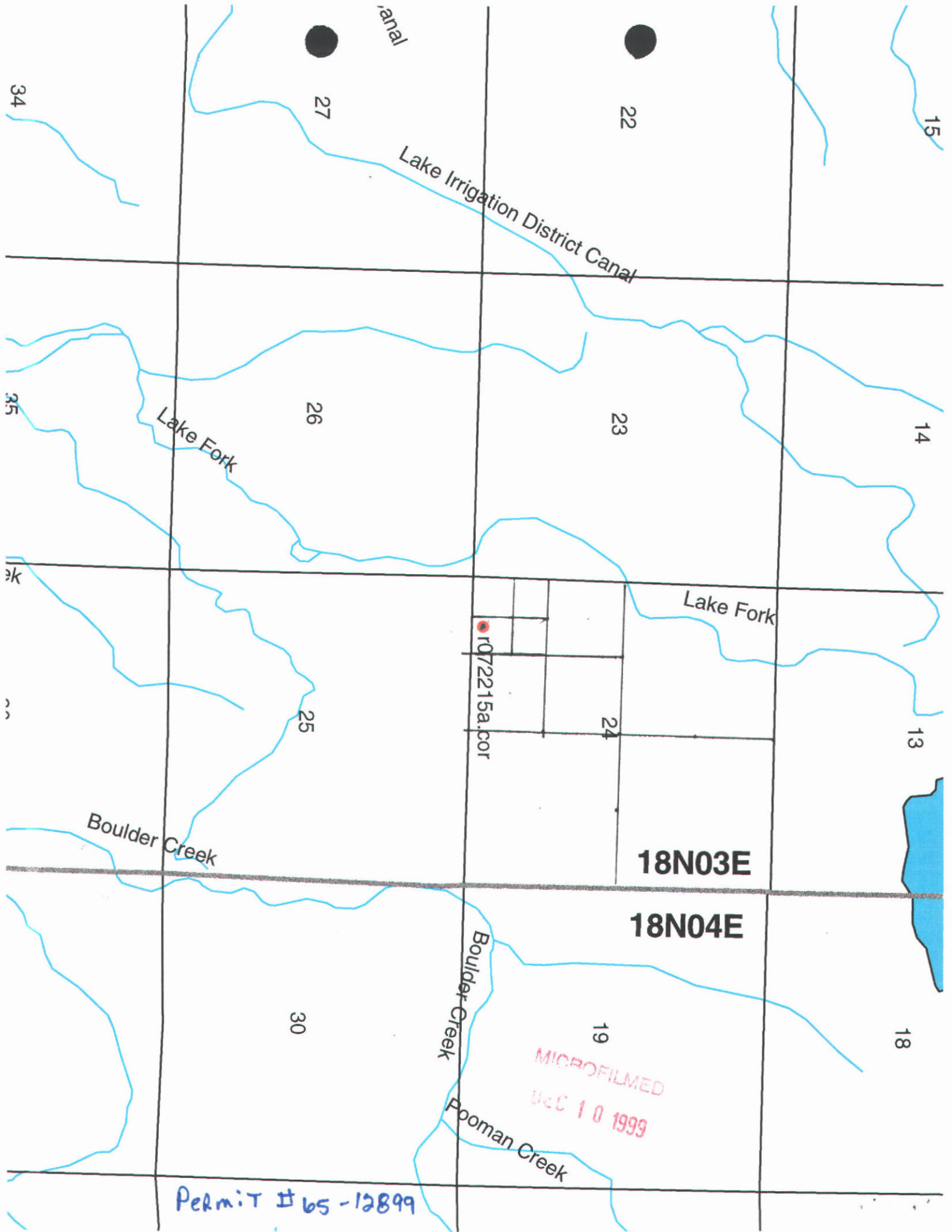
AKA 14146 JEFFERSON RD



Permit # 65-12899

MICROFILMED

DEC 10 1999



Permit # 65-12899

MICROFILMED
U.C. 10 1999

18N03E

18N04E

r072215a.cor

Lake Irrigation District Canal

Lake Fork

Lake Fork

Boulder Creek

Boulder Creek

Poorman Creek

Sec 24

Sec 25

SWSW
Sec 24

NW 1/4 Sec 24
SW 1/4 Sec 24
SE 1/4 Sec 24
SW 1/4 Sec 25

PID-Dam
POND

NW 1/4
Sec 25

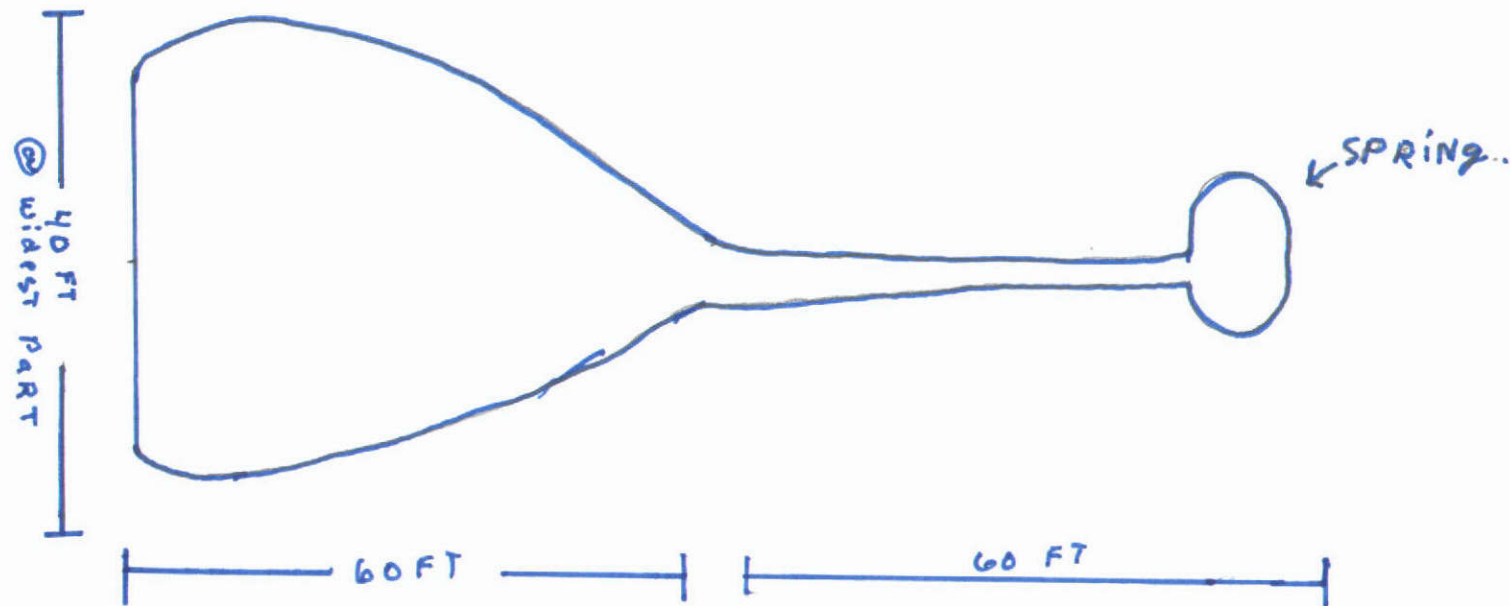
IDWR Scanned
NAPP Aerial PHOTO 1987 Right
Scale is APPROXIMATELY
1:500

PID: SE SW SW
SECTION 24
T-18N A-03E

Permit # 65-12899

REC 10 1999
MICROFILMED

APPROX. POND DIMENSIONS.
(NOT TO SCALE)



POND IS APPROX. 8 FT. DEEP

$$\frac{\frac{1}{2} (40 \text{ FT wide}) (60) (8)}{43560} = .22 \text{ aF OF STORAGE MAIN POND.}$$

MICROFILMED
DEC 10 1999



PHOTOGRAPHER AND DATE OF PHOTOS M Minicucci 7-22-98

FILE NO. AND LEGAL DESCR. (65-12899) T-1B2, R3E, S24 SWSW



THIS IS A PICTURE
OF POND OUTLET
SCREEN.



DAM AT BOTTOM
OF POND
APPROXIMATELY 4' HIGH.
THIS IS THE POINT
THAT WAS GPS'ED.

MICRO...

DEC 10 1999



PHOTOGRAPHER AND DATE OF PHOTOS M. Mini Cucci 7-22-98

FILE NO. AND LEGAL DESCR. (65-12899) T-18N R-03E Sec 24 SWSW



Beginning OF Spring
area



D Rainage FROM
Above Spring. Pole is
Rail FOR wooden
BRIDGE.

NO POSTAL
DEC 10 1999



PHOTOGRAPHER AND DATE OF PHOTOS M Mininucci 7-22-98

FILE NO. AND LEGAL DESCR. (65-12899) T-18N R-03E S24 SW SW



POND FROM UPSTREAM
Side.



DRainage Below POND

MICROFILMED
DEC 10 1999

RECEIVED

DEC 9 1999

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 65-12899
 Adjudication Claim No(s): A 65-17321

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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

John L. Crupper & Diane M.
Address Unknown

4. New Owner/Claimant(s)

Ray A. McKellar - Shipper E. M. McKellar

New Mailing Address

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
14146 Jefferson Rd

City, State and ZIP Code

McCall, ID. 83638

New Telephone Number

(208) 634-3670

5. Date you acquired the property

12-17-90

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners**. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s)

Ray A. McKellar

MICROFILMED

12-28-2000

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

12-16-99. Mailed copy of paperwork to Western Region. Ret

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

DEED OF TRUST

THIS DEED OF TRUST ("Security Instrument") is made on December 17, 1990. The grantor is Ray A. McKellar and Skipper E.M. McKellar, Husband and Wife ("Borrower"). The trustee is Mountain Title & Escrow Company, Inc. ("Trustee"). The beneficiary is West One Bank, Idaho, N.A., which is organized and existing under the laws of Idaho, and whose address is P.O. Box 7128, Boise, Idaho 83707 ("Lender"). Borrower owes Lender the principal sum of One Hundred Five Thousand and No/100* * * * * Dollars (U.S. \$ 105,000.00). This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on January 1, 2021. This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in Valley County, Idaho:

All that certain lot, piece or parcel of land situated in Valley County, Idaho and shown as Lot 77, LAKE FORK ESTATES, a plat of which is recorded in the office of the Recorder of Valley County, Idaho in Book 7 of plats at page 11.

which has the address of Lot 77 Lake Fork Estates, McCall, Idaho 83638 ("Property Address");

Idaho 83638 (Zip Code)

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, rights, appurtenances, rents, royalties, mineral, oil and gas rights and profits, water rights and stock and all fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

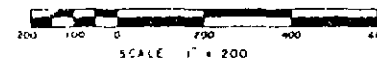
A PLAT I INC

VALLEY COUNTY, IDAHO

Removed By Instrument No. 97261

BRASS CAP
3/8 Rebar = 1/2 x 1/2" white guard stake
Lot may be divided only once with Health Department approval
Lots to be sold under an
ownership
Property corner pins are set on lot lines extended
at high water line of Lake Fork
Sanitation restrictions for drain field areas

MOUNTAIN STATE CO.
BIRMINGHAM
CASCADILLA BLVD 83611
PH 332-4207



Filed 28th day August 1978

Instrument No. 11311

CURVE DATA

LOWE	A	B	F	L	CH 1	CH 2 CH 3 CH 4
1 24	9.57	2.97 3.15	90.00	43.84	33.16	9.88 16.76
1 25	44.83	1.9 1.8	80.00	118.18	84.25	1.0 1.0
C 24	2.89	2.16 34	83.70	117.83	113.94	4.0 1.0
C 27	98.88	1.16 14	14.80	90.55	83.67	2.0 2.0
L 28	250.00	2.0 32	24.38	104.9	20.16	1.0 1.0
29	2.5 50	2.0 30 34	96.71	81.88	9.73	9.0 3.0
30	8.0	2.0 30 34	59.1	77.02	78.43	4.0 3.0
31	52.84	4.0 22 27	97.75	77.48	163.59	4.0 3.0
C 32	84.88	84.0 22 27	20.90	12.82	20.14	8.0 3.0
F 33	118.84	5.0 22 27	40.73	253.18	238.38	24.0 4.0
C 34	5.94	1.0 0	65.10	126.96	84.84	94.0 23.0
C 35	119.84	5.0 14	65.10	248.58	174.84	4.0 17.25
F 38	42	1.0 2	64.71	146.71	37.37	1.0 56.0
L 37	137.72	12.8	10.00	70.31	118.37	4.0 56.48
F 38	8.0	4.0 10	35.25	238.11	110.1	8.0 56.48
C 36	1.12	5.0 0	31.98	73.35	72.16	5.0 57.7
C 40	11.72	3.0 3	37.92	73.35	72.16	5.0 58.7
F 41	87.42	5.0 31.0	80.37	119.16	119.75	2.0 17.12
C 42	81.77	3.0 31.0	80.37	17.16	119.25	5.0 58.7
43	13.0	6.0 15.37	30.00	80.86	44.73	4.0 53.58
C 44	0.78	3.0 40.0	37.77	73.95	71.98	4.0 53.58
C 45	21.3	8.0 28.72	19.88	52.78	30.09	4.0 53.58
48	1.81	3.0 37.00	28.45	34.15	51.75	4.0 53.58
48	25.14	4.0 12.12	30.80	98.32	94.15	4.0 53.58
L 57	80.2	4.0 0	43.80	125.0	120.48	4.0 56.10
C 58	9.71	4.0 0	39.20	50.48	46.76	4.0 56.10
C 58	8.13	4.0 25.00	49.44	89.81	93.81	4.0 56.10
L 60	2.13	6.0 15.00	70.00	188.80	21.01	4.0 56.10
F 61	35.1	6.0 23.00	30.38	183.88	158.81	4.0 56.10
63	1.87	6.0 24.00	30.00	40.13	119.89	4.0 56.10
63	514.00	3.0 4.1	44.31	1.94	3.33	4.0 70.32
L 66	62.60	1.0 42.10	88.8	119.96	98.72	4.0 71.00
C 68	85.00	0.0 42.10	137.45	163.58	136.30	4.0 71.00
C 68	30.00	1.0 42.10	88.08	231.17	713.89	4.0 71.00
69	7.30	0.0 32	35.46	50.3	80.00	4.0 71.00
A 70	20.36	3.0 30 30	47.24	81.32	80.00	4.0 71.00
F 71	280.01	3.0 30 30	57.31	113.05	117.78	4.0 71.00
C 78	141.00	2.0 0	50.14	98.82	90.85	4.0 71.00
C 78	110.00	4.0 0	42.86	84.78	84.81	4.0 71.00
C 74	70.00	4.0 33.00	10.84	54.08	84.44	4.0 71.00

Sheet 1 of 2

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-12899

Priority: October 31, 1988

Maximum Storage Volume:

0.2 AF

This is to certify, that JOHN L CRUPPER
DIANA M CRUPPER

PO BOX 4088

MC CALL ID 83638

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 31, 1988; and has submitted Proof of Beneficial Use on August 8, 1989. An examination indicates that the works have a storage capacity of 0.200 af of water from:

SPRING

tributary to SINKS

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>
AESTHETIC STORAGE	01/01 to 12/31		0.2 AF

LOCATION OF POINT(S) OF DIVERSION: SESWSW , Sec. 24, Township 18N, Range 03E
VALLEY County

PLACE OF USE: AESTHETIC STORAGE

TWN RGE SEC

18N 03E 24

SWSW

CONDITIONS OF APPROVAL AND REMARKS

1. Aesthetic storage is for a pond.
2. Place of use is located within Lot 77, Lake Forest Estates.

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 15TH day of NOVEMBER, 1999.

Acting for

KARL J. DREHER

Director

UNRECORDED

RECEIVED

NOV - 5 1999

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-12899

Date of Priority: October 31, 1988

Maximum Storage Volume:

0.2 AF

Comes now

JOHN L CRUPPER
DIANA M CRUPPER

PO BOX 4088
MC CALL ID 83638

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-12899, and requests that the permit be changed as follows:

Source: SPRING

tributary to SINKS

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

AESTHETIC STORAGE

01/01 to 12/31

0.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SESWSW , Sec. 24, Township 18N, Range 03E
VALLEY County

PLACE OF USE: AESTHETIC STORAGE

TWN RGE SEC

18N 03E 24

SWSW

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at McCall, Idaho, this 4th day of November, 1999.

(Signature)

MICROFILMED

DEC 1 1999

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-12899

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$50.00 ^{Ref} ~~75.00~~ Receipted by JH # C047071 Date 11/5/99

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-12899 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. Aesthetic storage is for a pond.
2. Place of use is located within Lot 77, Lake Forest Estates.

Witness my hand this 15TH day of NOVEMBER, 1999.

Acting for

KARL J. DREHER Director

MICROFILMED
DEC 10 1999

RECEIVED
AUG 08 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources **PROOF OF BENEFICIAL USE**

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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.

Permit No. 65-12899

Name(s) of Permit Holder: John Crupper & Diana Crupper

Post Office Address: P.O. Box 4088 McCall ID 83638

Telephone No. 634-5427

Source of Water: UNDER GROUND SPRING

Extent of Use:

Domestic 1 (number of households) Stockwater _____ (number and type of stock)
Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted _____ cfs 1 acre-foot

Show the date water was first diverted and beneficially used under this permit: 7-1-89

Measuring Device: Required? Yes ☒ No
Installed? Yes ☒ No
Fee enclosed \$ — 0 —
(See License Examination Fee Schedule)

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

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

John Crupper & Diana 634-5427
(Name) (Telephone Number)

P.O. Box 4088 McCall ID. 83638
(Address)

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

MICROFILMED

SEP 06 1989

7-1-89
Date

[Signature]
Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-12899

Proposed Priority: October 31, 1988 Amount: 0.02 CFS

This is to certify, that JOHN L. CRUPPER
DIANA M. CRUPPER
P.O. BOX 4088
MC CALL, ID 83638

has applied for a permit to appropriate water from:

SPRING tributary of SINKS

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	04/15 to 10/15	0.02 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: SESWSW Sec. 24, Township 18N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
18N 03E 24	SWSW 1			1

Total number of acres irrigated: 1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1990.
2. Subject to all prior water rights.
3. 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.

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 21st
day of April, 1989.

for *[Signature]*
R. Keith Higginson, Director

RECORDED

MAY 15 1989

Ident. No. 65-12899

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JOHN L. CRUPPER 208-634-5427
Address: P.O. BOX 4088
MC CALL, ID 83638

Name: DIANA M. CRUPPER 208-634-5427
Address: P.O. BOX 4088
MC CALL, ID 83638

2. Source: SPRING Trib. to: SINKS

3. Location of point of diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	24	SE	SW	SW		VALLEY

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AFA
IRRIGATION	04/15	10/15	0.020		
STOCKWATER	01/01	12/31	0.020		

5. Total quantity appropriated is:
0.020 CFS (and/or) AFA

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
DEEPEN 12'X18'NATURAL POND TO 4', ESTABLISH SPILLWAY
- 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.
- Proposed well diameter is inches; proposed depth of well is
feet.
- Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.

RECEIVED

MAY 15 1989

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.

8. Description of proposed uses:

* STOCKWATER/IRRIG. OF 1 ACRE
5 hds. mixed stock

9. Description of place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	03E	24	SW SW		IRR FS	1.0
			* SW SW		~~STOCK~~	
			~~SW SW~~		~~STO FS~~	

Total Section Acres 1.0

Total Acres 1.0

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

* A65-17321 is well for domestic use at one home.

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

APPLICANT

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

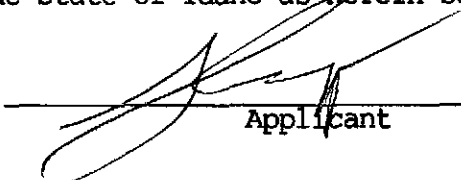
APPLICANT

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: small pond holds .02 AF storage, which is considered part of the diverting works.

13. 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.


Applicant

MAILED

MAY 15 1939

* per records research and evaluation 11/22/88

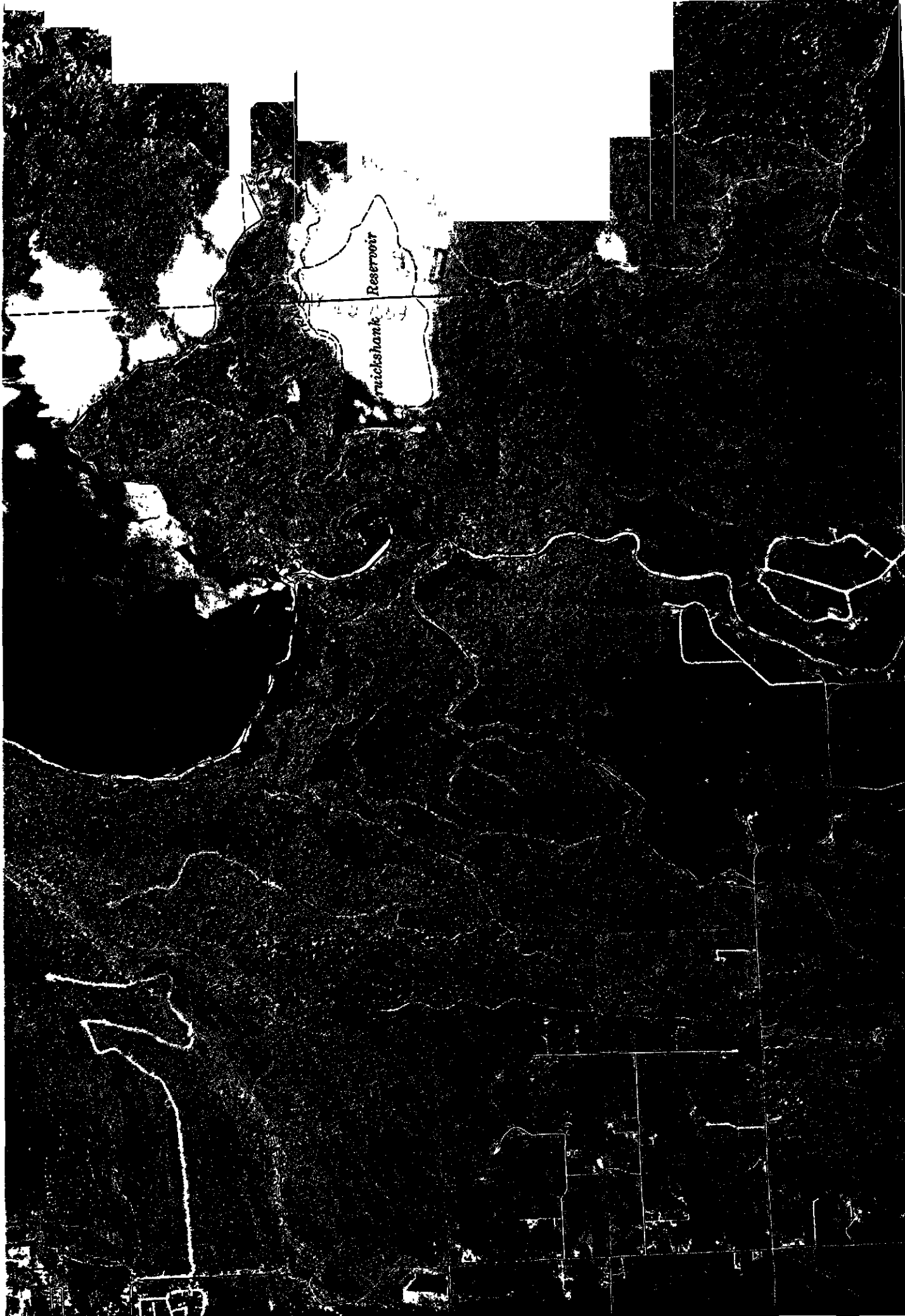
SL

Ident. No. 65-12899
Page 3

Received by ER Date 10/31/88 Time 2:15pm Preliminary check by DK
Fee \$ 30.00 Receipted by MOL 1788 # ER Date 10/31/88
Publication prepared by GG Date 11-30-88 Published in Star News
Publication approved LL Date 12-27-88 ^{12/7 & 12/14/88}

INDEXED

MAY 15 1989



578000E

577

SW SW

R4E

R3F

576

2' 30" Sec

T18N R03E
Sec 29

1 MILE

574

SCALE 1:24,000

573

5'

572

de and front utility easement centered on

RUE POINT OF BEGINNING

1/16 Corner

MAY

MAY

Publisher's Affidavit of Publication

STATE OF IDAHO

.SS

County of Valley

Department of Water Resources
Western Regional Office

DEC 19 1988

I, Maggie Aganew, being duly sworn and say, I am the receptionist of The Central Idaho Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the NOTICE OF APPLICATION FOR WATER RIGHT, a copy of which is enclosed hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began December 7, 1988, and ended December 14, 1988.

Maggie Aganew
Subscribed and sworn before me this the 15th day of December, 1988.

STATE OF IDAHO

COUNTY OF VALLEY

On this 15th day of Decemberr in the year of 1988, before me, a Notary Public, personally appeared Maggie Aganew, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Tom Grote

Tom Grote
Notary Public for Idaho
Residing at McCall, Idaho
Commission Expires 1993

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-12899 ✓ *JD*
CRUPPER, JOHN L. CRUPPER, DIANA M P.O. BOX 4088 MC CALL, ID 83638 Source: SPRING Tributary: SINKS Diversion Pt: SESWSW Sec 24 T 18N R 03E Use: IRRIGATION (.020 CFS) STOCKWATER (.020 CFS) Date filed 10/31/1988 In: T18N R03E S24 SWSW 1.0 ACRES TOTAL

65-12909
JONES, JIM JONES, KAYH P.O. BOX 713 LAKE FORK, ID 83635 Source: SPRING Tributary: LAKE FORK CREEK Diversion Pt: NESENW Sec 10 T 17N R 03E SESENW Sec 10 T 17N R 03E Use: IRRIGATION (.020 CFS) IRRIGATION STORAGE (.06 AF) IRRIGATION FROM STORAGE (.06 AF) FIRE PROTECTION (.010 CFS) FIRE PROTECTION STORAGE (.06 AF) FIRE PROTECTION FROM STORAGE (.06 AF) COMMERCIAL (.010 CFS) COMMERCIAL STORAGE (.06 AF) COMMERCIAL FROM STORAGE (.06 AF) Date filed 11/03/88 In: T17N R03E S10 SENW 1.0 ACRES TOTAL

65-12912
PARKER, ED, PARKER, PAM P.O. BOX 1507 MC CALL, ID 83638 Source: UNNAMED STREAM Tributary: LAKE FORK CREEK Diversion Pt: NWSESE Sec 27 T 18N R 03E Use: IRRIGATION (.100 CFS) Date filed: 11/10/88 In: T18N R03E S27 SESE 3.3 ACRES TOTAL

65-12913
HELMICH, KIM P.O. BOX 1536 MC CALL, ID 83638 Source: SPRINGS Tributary: LAKE FORK CREEK Diversion Pt: NENWNE Sec 27 T 17 N R 03E NWNWNE Sec 27 T 17N R 03E SWNWNE Sec 27 T 17N R 03E SENWNE Sec 27 T 17N R 03E Use: COMMERCIAL (.040 CFS) COMMERCIAL STORAGE (20.00 AF) DOMESTIC (.040 CFS) DIVERSION TO STORAGE (200 CFS) Date filed 11/10/88 In: T17N R03E S27 NWNE

65-12915
KIRKLAND, KIM, KIRKLAND, JUDY M. RT 1 BOX A 8 MC CALL, ID 83638 Source: GROUNDWATER Diversion Pt SESE Sec 16 T 18N R 03E Use: COMMERCIAL (.020 CFS) Date filed. 11/17/88 In: T18N R03E S16 SESE

65-12916
DONICA, JACK E., DONICA, FLOSSIE M. P.O. BOX 1186 MC CALL, ID 83638 Source: SPRING Tributary: WILLIAMS CREEK Diversion Pt: SENWSW Sec 17 T 18N R 03E NESWSW Sec 17 T 18N R 03E Use: DOMESTIC (.040 CFS) Date filed: 11/17/88 In: T18N R03E S17 NWSW

65-12920
FIRST INTERSTATE BANK OF IDAHO TRUSTEE P.O. BOX 57 BOISE, ID 837570550 Source: GROUNDWATER Diversion Pt. LOT 2 (NENWNE) Sec 1 T 17N R 03E Use: IRRIGATION (.060 CFS) Date Filed: 11/21/1988 In: T17N R03E S01 Lot 2 (NWNE) 2.0 ACRES TOTAL

65-12928
PAYETTE LAKES WATER & SEWER DIST. P.O. BOX 1566 MC CALL, ID 83638 Source: GROUNDWATER Diversion Pt: SWSE Sec 16 T 18N R 03E Use: COMMERCIAL (.020 CFS) Date Filed: 11/03/1988 In: T18N R03E S 16 SWSE

65-12929
OWSLEY, LESLIE G OWSLEY, PATRICIA L. P.O. BOX 676 LAKE FORK, ID 83635 Source: GROUNDWATER Diversion Pt: NWNE Sec 7 T 18N R 03E Use: COMMERCIAL (.020 CFS) DOMESTIC (.020 CFS) Date Filed: 11/04/1988 In: T18N R03E S07 NWNE

77-07284
HECLA MINING CO. P.O. BOX 8000 COEUR D' ALENE, ID 838141931 Source: GROUNDWATER Diversion Pt: LOT 1 (NENE) Sec 3 T 19N R 09E Use: MINING (200 CFS) Date Filed: 11/07/1988 In: T19N R09E S03 Lot 1 (NENE)

77-07285

HECLA MINING CO. P.O. BOX C 8000 COEUR D' ALENE, ID 838141931 Source: GROUNDWATER Diversion Pt: SWSENE Sec 15 T 19N R 09E Use: MINING (.500 CFS) Date Filed: 11/07/1988 In: T19N R09E S15 SWNE SENE NWSE

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 DECEMBER 27, 1988 R. KEITH HIGGINSON, Director 2/12/14



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 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RAY MC KELLAR
SKIPPER E-M MC KELLAR
14146 JEFFERSON RD
MC CALL ID 83638

RE: Water Right 65-12899

Dear Mr. & Mrs. McKellar:

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 the department if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Sharla Curtis".

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

DEC 9 1999

Department of Water Resources

TO Shelley W. Keen
FROM Skipper F. M. Utterbell

DEPT - LOCATION

Dept. Water Resources - Water Rights

DEPT - LOCATION

M-600, Sd R3638

SUBJECT

Water Right # 65-12899

DATE

12/6/99

MESSAGE

Enclosed is Notice of Change for above Water Right,
also copy of deed of Trust and plat of Lake Fork
Estate, not Lake Forest!

Thank you for your kind handling of my questions and
giving me pertinent information

ORIGINATOR - DO NOT WRITE BELOW THIS LINE

REPLY

SIGNED

MICROFILMED

DEPT - LOCATION

SIGNED

12/28/99

DATE

/ /

REDIFORM 4S 470

SEND PARTS 1 AND 3 INTACT -
PART 3 WILL BE WITH YOU

POLY PAK (50 SETS) 4P 470



RECEIVED

NOV 26 1999

Department of Water Resources

MICROFILMED
DEC 17 1999

*11/29/99 - mail returned to
McKellar's w/ change address
form.
Ref*

IDAHO DEPARTMENT OF WATER RESOURCES

1301 North Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

CRUP088 836382008 1N 10 11/20/99
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER



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

November 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN L CRUPPER
DIANA M CRUPPER
PO BOX 4088
MC CALL ID 83638

RE: WATER RIGHT NO. 65-12899

Dear Water Right Holder(s):

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

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

NOV 17 1999 MED

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of November, 1999, 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. 65-12899

JOHN L CRUPPER
DIANA M CRUPPER
PO BOX 4088
MC CALL ID 83638


Kari Lynn Townsend
Secretary

WORK-ROOMED
DEC 1 9 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

MICROFILMED

DEC 1 1999

RECEIVED

NOV - 5 1999

TO <i>Shelley W. Keen</i>	Department of Water Resources	DEPT - LOCATION <i>Dept. Water Resources - Boise, Idaho</i>
FROM <i>Ray A. Skippers E-M, McKellar</i>		DEPT - LOCATION <i>Lake Fork Estates Lot # 77</i>
SUBJECT <i>Water Right # 65-12899</i>		DATE <i>11/3/99</i>

MESSAGE

The property was bought at a Sheriff's Sale 1990 - the whereabouts of the Skippers is unknown, now and before 1990. We hold water right # 65-17321, which is the spring that feeds the pond in your letter. We own both 18N 03E 24 + 25 of Lake Fork Estates. Am enclosing correspondence from your offices dated 1-5-98. If I send the required \$75.00 does this insure we will receive permit # 65-10899 in our name?

ORIGINATOR - DO NOT WRITE BELOW THIS LINE

SIGNATURE

REPLY

MICROFILMED

DEC 10 1999

DEPT - LOCATION

SIGNED

DATE

REDIFORM 4S 470

SEND PARTS 1 AND 3 INTACT -
P T 3 WILL BE WITH MY

POLY PAK (50 SETS) 4P 470

speedimemo.

carbonless

46453
TRIP

Shelley W. Keen
MAIL TO
Ray A. Skippert E.M. McKelbas

SUBJECT

Water Right # 65-12899

Dept. Water Resources Force, Idaho
DEPT - LOCATION
Lake Fork Estates Lot # 77

DATE

11 / 3 / 99

MESSAGE

The property was bought at a Sheriff's Sale 1990 - the whereabouts of the Chaffers is unknown now and before 1990. We hold water right # 65-17321, which is the spring that feeds the pond in your letter. We own both 18N 02E 24+25 of Lake Fork Estates. An enclosing correspondence from your offices dated 1-5-98. It said the required \$75.00 does this insure we will receive permit # 65-10899 in our name?

ORIGINATOR - DO NOT WRITE BELOW THIS LINE

SIGNED

REPLY

DEPT - LOCATION

SIGNED

DATE

REDIFORM, 45 470

SEND PARTS 1 AND 3 INTACT -
PA 3 1 TH Y

carbonless

POLY PAK (50 SETS) 4P 470



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 5, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RAY A MC KELLAR
SKIPPER E-M MC KELLAR
14~~7~~146 JEFFERSON RD
MC CALL ID 83638

RE: CHANGE OF OWNERSHIP A65-17321

Dear Claimants,

Thank you for sending your completed forms back to this office that I requested. I have changed in our computer system an update of the change of ownership on your property and have enclosed a profile listing for your records

Should you have any questions, please feel free to call this office

Sincerely,

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

Judy Givens
Clerical Specialist

Encl. Profile listing

MICROFILMED
DEC 10 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-17321

NAME AND ADDRESS: RAY A MC KELLAR
SKIPPER E M MC KELLAR
14146 JEFFERSON RD
MC CALL, ID 83638

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/30/1982

POINT OF DIVERSION: T18N R03E S25 NWN Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.06 CFS

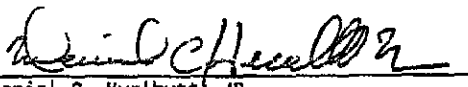
PLACE OF USE: Domestic Within Valley County
T18N R03E S25 NWN

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED
DEC 11 1998

AJ0749NP
No. A65-17321

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/05/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAY A MC KELLAR 14146 JEFFERSON RD MC CALL ID 83638 (208) 634-3670	07/30/1982	DOMESTIC	01-01 12-31	0.06 CFS	
				TOTAL DIVERSION:	0.06 CFS	
C	SKIPPER E-M MC KELLAR 14146 JEFFERSON RD MC CALL ID 83638 (208) 634-3670					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T18N R03E S25 NWNW

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
18N	03E	25	:					:			D		:					:					:

POU County: VALLEY

Non-Irrigation Uses: D/1 HOUSEHOLD W/LAWN AND GARDEN IRRIG., S/3 HORSES

Other Rights: APPLICATION FOR PERMIT FOR STOCKWATER SPRING

Remarks: GEN LOT 77, LAKE FORK ESTATES
PARCEL NO. RPM003330010240

Dates: Exam Made Date: Verified Date: 01/05/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

RECORDED
JAN 14 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 27, 1999

DIRK KEMPTHORNE
GOVERNOR

RAY A MC KELLAR LIFE ESTATE
14146 JEFFERSON RD
MC CALL ID 83638

KARL J. DREHER
DIRECTOR

RE: WATER RIGHT 65-12899

Dear Mr. McKellar:

I am writing to you about Water Right Permit 65-12899 which was issued to John L. & Diana M. Crupper. The permit is being reviewed for licensing. Before a water right license can be issued, however, the permit must be amended to depict the water right as it has actually been developed. I have sent an Application for Amendment form to Mr. & Mrs. Crupper, but it has been returned by the postoffice. Because the field examiner indicated that you may now own the property on which the water development occurred, I am writing to give you the opportunity to complete the process necessary to obtain a water right license.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, sign the form and return it with the \$50.00 filing fee as soon as possible.

Because water appropriation permits are considered personal property, in order for the department to issue the water right license in your name the Cruppers must assign the permit to you. I have enclosed an Assignment of Permit form to help you obtain the required information and signatures. The fee for filing an assignment is \$25.00.

If you do not obtain the assignment from the Cruppers, the department may still issue a license if you submit the Application for Amendment and fee. The license will be issued in the name of John L. & Diana M. Crupper. However, once the license is issued, the water right becomes appurtenant to the land regardless of the name listed on the document.

If you have any questions about this information, please contact me at 208-327-7946.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

MICROFILMED

350 10 1999

SWK:klt
Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1 North Orchard Street
Idaho 83706-2237

RECEIVED

OCT 25 1999

Department of Water Resources

Attn: Shelley Keen

RECEIVED

CRUP088 836382018 1N 06 10/12/99
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

AUTOCALL 3506-5437

|||||



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

October 6, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN L CRUPPER
DIANA M CRUPPER
PO BOX 4088
MC CALL ID 83638

RE: WATER RIGHT NO. 65-12899

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

DEC 14 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 15, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN L CRUPPER
DIANA M CRUPPER
PO BOX 4088
MC CALL ID 83638

RE: WATER RIGHT NO. 65-12899

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the nature of water use developed differs from what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the water use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

SEP 10 1999

MEMORANDUM

TO: File 65-12899

FROM: Sharla

DATE: September 14, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 65-12899 are as follows:

H RECOMMENDATIONS

Aesthetic Storage

1/1 – 12/31

0.2 af

The only use developed under this right is aesthetic storage via the deepened natural pond. This change in nature of use can be recognized under this right via a licensing amendment

The "spring" licensed for 65-12344 was identified on its field report as NENWNW and NWNWNW. The photos attached to that field report shows a different type of fence around the pond and the dimensions of that pond do not match the pond under 65-12899. The system description under 65-12344 shows "spring fed pond dredged to 12 feet", thus the spring is in the bottom of the pond and this information does not match the examiner's findings for 65-12899. Therefore, 65-12344 was not considered for overlapping point(s) of diversion remarks

Exam Date July 22, 1998

Examiner Dan Nelson

MICROFILMED

SEP 16 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 65-12879 DATE 9/12/99 REVIEWER: SHARLA

NAME/Address Change/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 JJ)

W36 (overlap)

W59 (subd. desc) lot 77, Lake Forest Estates

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 .02 cfs

Fee limit .1 cfs No fee paid

Measured .2 cfs af

Theoretical NA cfs

Recommended Total Div Rate 2 af

WATER USES

Change (P46)	Change (P46)	Change (P46)
<u>Arish stas</u> <u>2</u> af	Irrig -	overlap (R58-R61, R62-R65, R66-R69)
<u>2</u> af		supp gw (WB7/065/079)
<u>2</u> af		overlap spec. combined rts (W35)
<u>2</u> af		<1 acre (W31)
<u>2</u> af	Domestic -	(W01/WB5/070/071/075)
<u>2</u> af	Power -	(W42 or W43/025/027/R22 or R23)
<u>2</u> af	Fish (042)	Fire (077) Wtr Quality (081/R07)
<u>2</u> af	Payette -	(W22/047/27A)
TOTALS		

Flow rate _____ cfs X _____ days X 1.98 = _____ af

REMARKS Arish stas is for a pond

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 NA

Adjust Memo use (as recommended by Steve)

Amend letters P46, P38

P47

OK 65-12344 for overlap

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORTRECEIVED
JUN 3 1999
DEPARTMENT OF WATER RESOURCES**A. GENERAL INFORMATION**Permit No. 65-128991. Owner: Ray A. McKellar Life Estate Phone No. (208) 634-3670Current Address: 14146 Jefferson RD, McCall, ID 836382. Accompanied by: _____ EXAM DATE : 7/22/1998

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: SPRING tributary to SINKS**B. OVERLAP REVIEW**1. Other water rights with the same place of use: NONE (WR - 65-04990, 65-12344, and AJ - 65-17354, 65-17595, 65-17365, 65-12344 are located in same 40 acre tract, but don't seem significant.)2. Other water rights with the same point of diversion: 65-12344 (WR - 65-04990 and AJ - 65-17254, 65-17595, 65-17365 are located in same 40 acre tract, but don't seem significant.)**C. DIVERSION AND DELIVERY SYSTEM**

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Method of Determination/Remarks
P/D R072215 A.COR		SE	SW	SW	24	18N	03E	VALLEY	GPS PLOTTING AND USGS QUADRANGLE MAP

2. Place(s) of Use:

Indicate Method of Determination GPS PLOTTING AND
USGS QUADRANGLE MAP

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N	03E	24											X						

MICROFILMED

JUL 11 1999

PLEASE NOTE: The point marked on the place of use table is the location of the pond. No irrigation or stockwater was found and only the pond was developed.

65-12899

Would be ok to

recommend:

Aesthetic stange (vs.
domestic ")

-jk 5/18/99

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

SEE ATTACHED SHEET.

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

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

YES 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
R072215A	NONE	NONE	NONE	NONE	NONE

* 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
N/A						

2. Measurements: No flow measurements were taken. All that has been developed is on stream pond. See volume calculations for pond dimensions.

MICROFILMED
SEP 10 1988

65-12879

E. NARRATIVE/REMARKS/COMMENTS

Maria Minicucci performed the field exam for this permit. Ms. Minicucci spoke with the current owners and they informed her that they do not irrigate or have livestock and do not intend to irrigate or have livestock. However, a pond has been constructed and an attempt was made to complete the project. The pond is only used for its aesthetic value and is not diverted to other uses. The pond is located in the SESWSW 1/4 of Section 24, Township 18N, Range 03E. The pond is approximately 60 ft. long 40 ft wide (at widest point) and 8 ft deep. This pond has approximately .22 af of storage. The pond is fed by a small channel that runs approximately 60 ft up to the springs beginning. It looks as though this area was a bog at one time and the spring channel and pond are all one unit. Therefore, this pond is an onstream diversion and should be listed only as aesthetic storage.

There is only one significant overlapping water right (65-12344). This water right seems to use the same spring water for irrigation and stockwater. Water right 65-12344 is a senior right to this permit and from the field examiner notes it seems as though there is not enough water to fulfill year round use for 65-12344.

After reviewing this permit's field exam and water right 65-12344, I would recommend that this permit be amended to a Aesthetic pond storage right and the irrigation and stockwater uses be disallowed. This would allow the applicants to keep and maintain their pond and continue to not use it for irrigation or stockwater.

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

MICROFILMED
11 14 1993

65-12829

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

No water diverted for irrigation

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\text{no irrigation}}$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

B

2. Volume Calculations for Other Uses:

 $(1/2) \times (40 \text{ ft wide}) \times (60 \text{ ft long}) \times (8 \text{ ft deep}) / 43560 = .22 \text{ af}$ **H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>DOMESTIC STORAGE</u>	<u>01/01</u>	<u>12/31</u>	<u> </u>	<u>.2 AFA</u>

Totals: .2 AFA

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 * SEE NARRATIVE

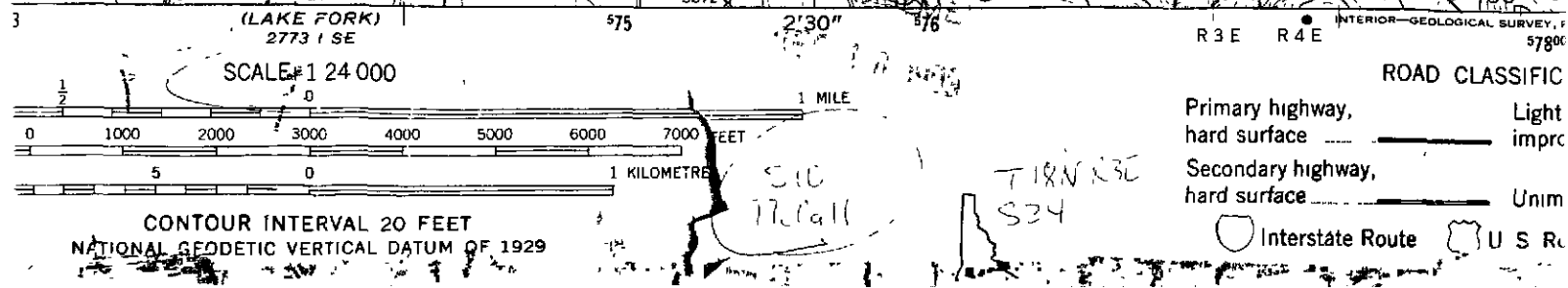
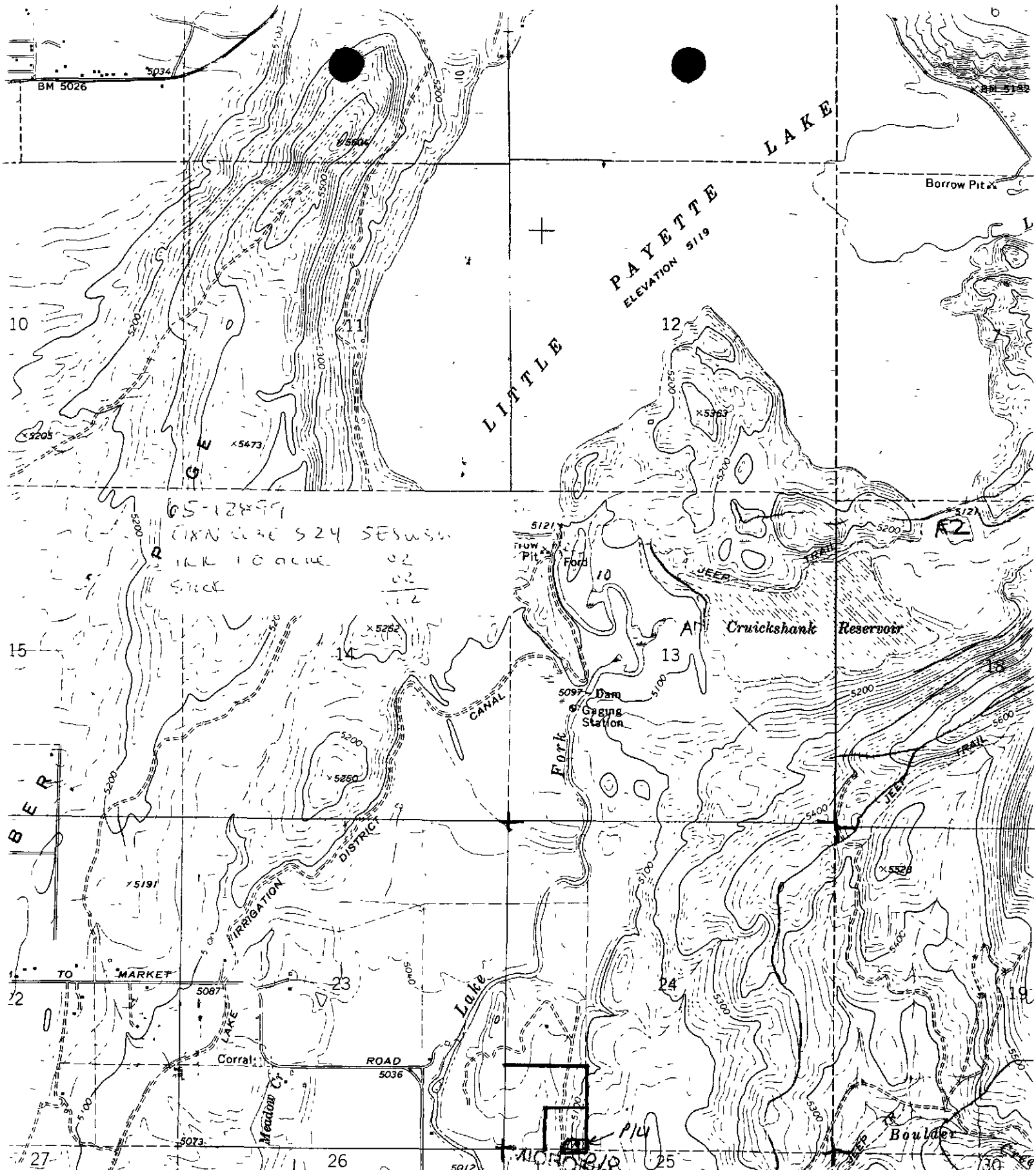
I. AUTHENTICATIONField Examiner's Name Daniel A. Nelson Date 5-17-99

Reviewer _____ Date _____

SEAL

RECEIVED
MAY 18 1999
FBI - MEMPHIS

65-12899

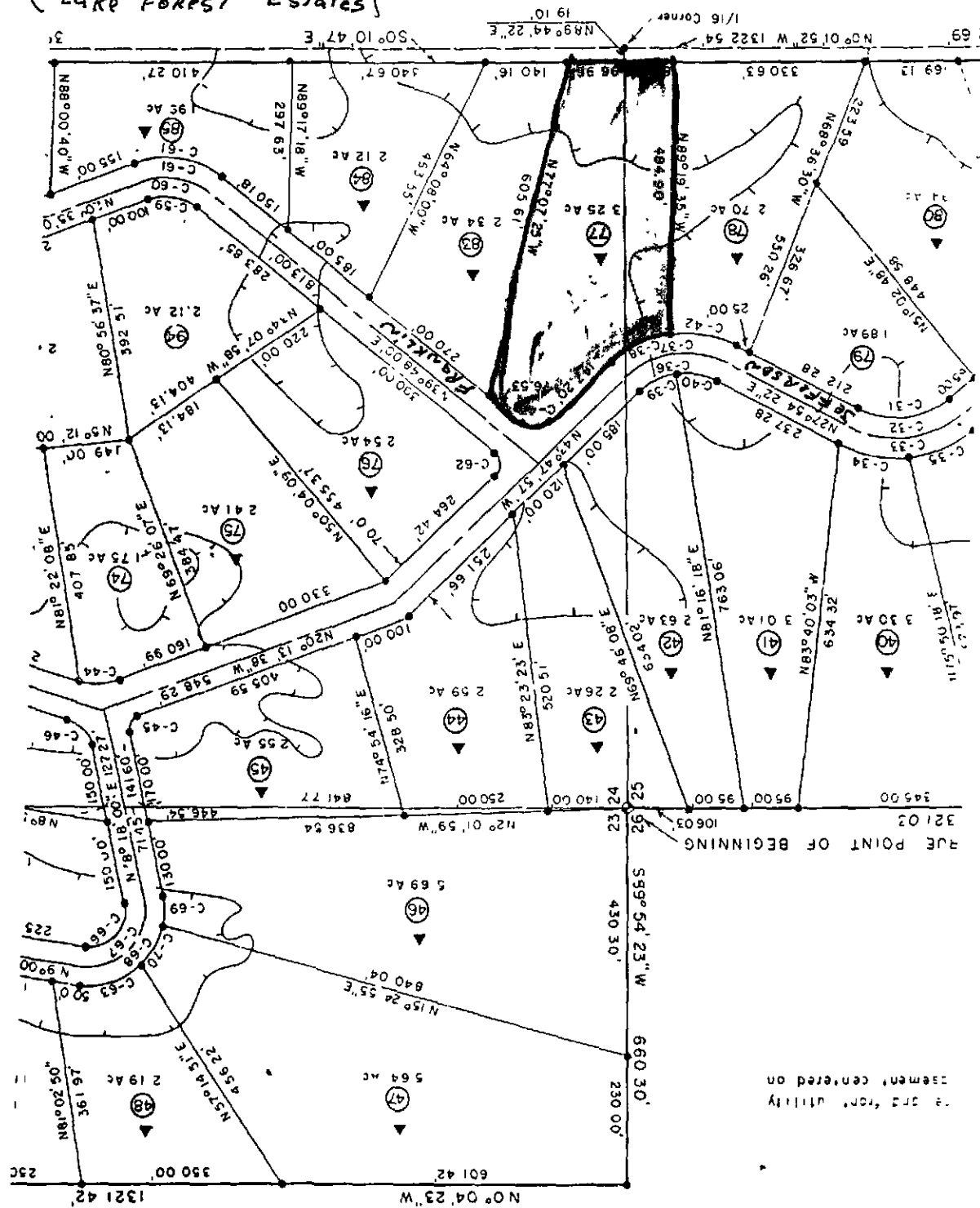


Page 1802 Valley COUNTY
Rural Addressing system
(Lake Forest Estates)

18 N, 3 E, 524, 5 WSW

65-12899

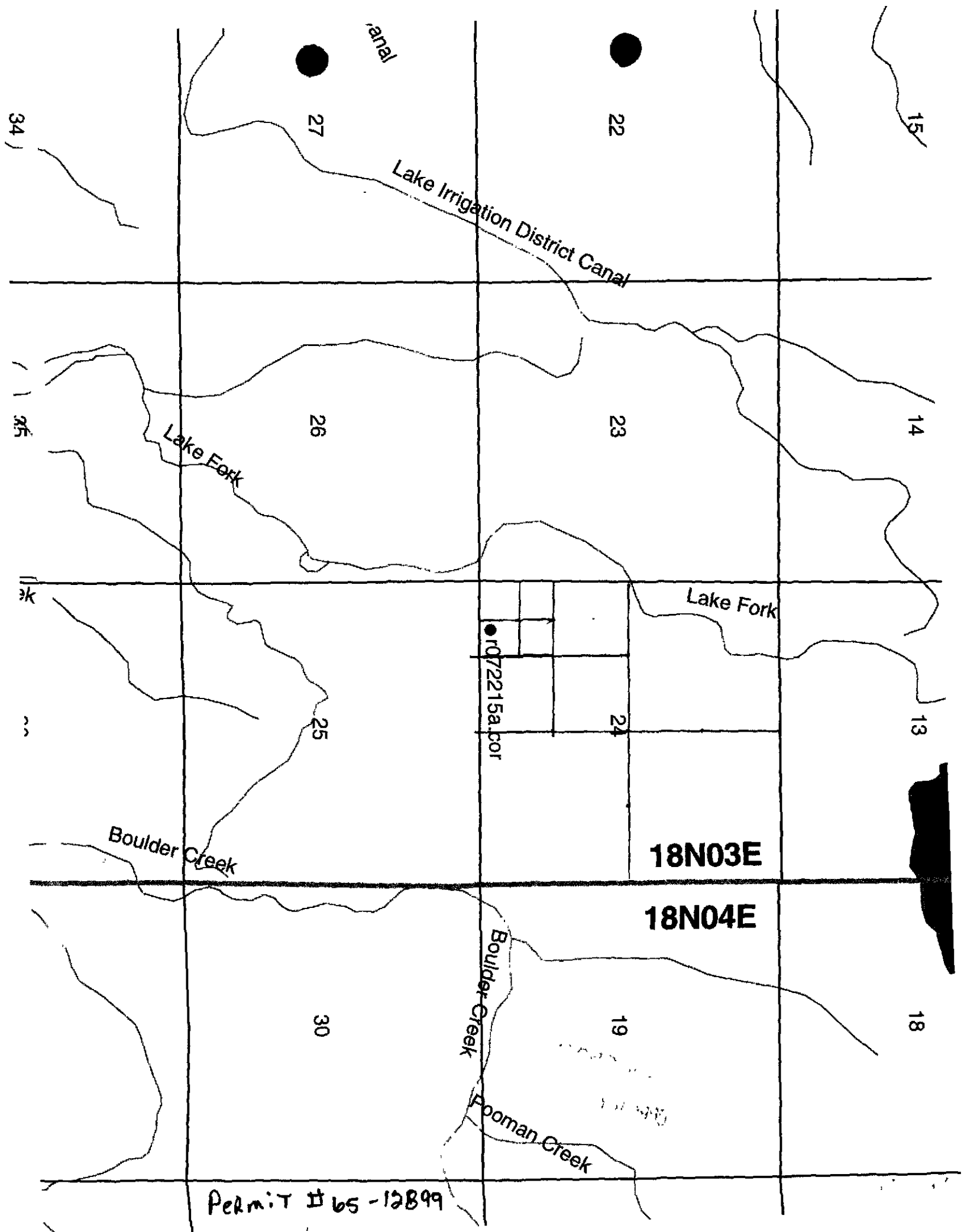
AKA 14146 Jefferson Rd



Permit # 65-12899

MICRO...

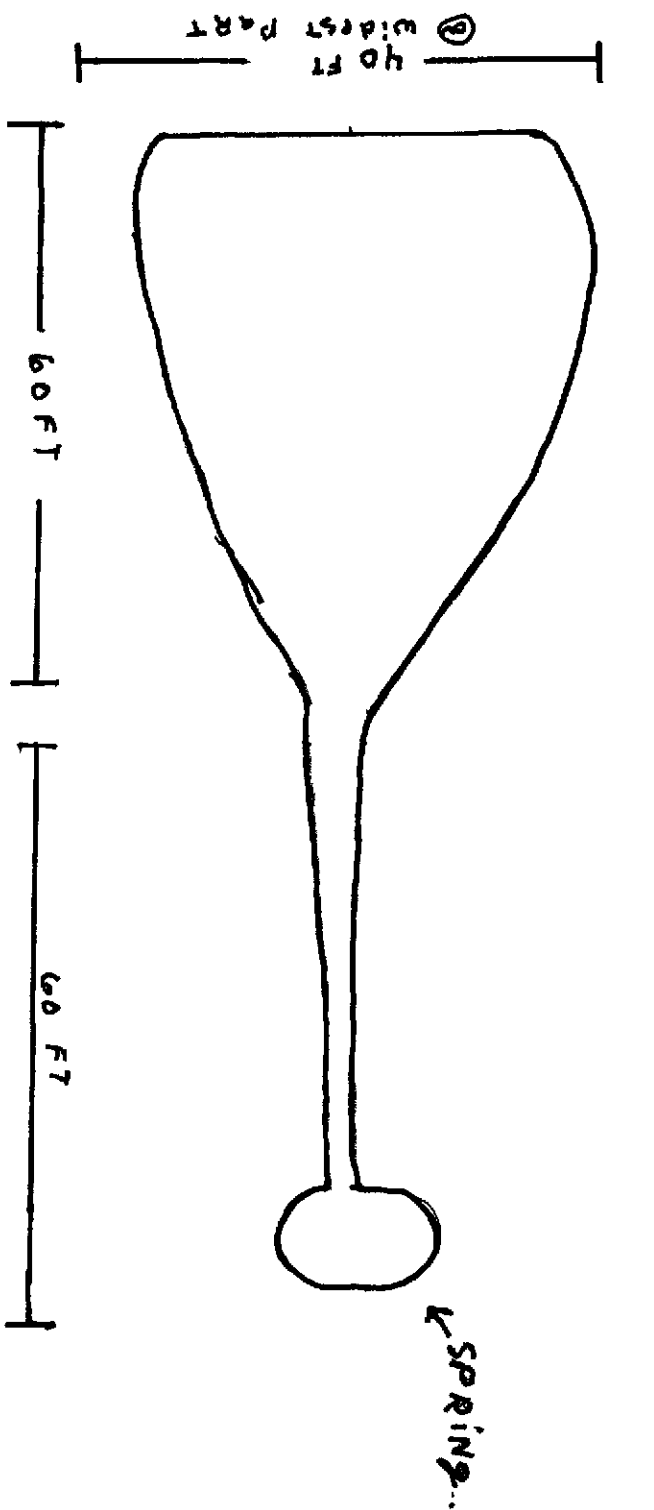
DEC 11 1996



LOWR SCANNED
NAPP AREA PHOTO 1984 RIGHT
Scale is APPROXIMATELY
1:500

P10: SE SW SW
SECTION 24
T-18N A-03E
Permit # 65-12899

APPROX. POND DIMENSIONS.
(NOT TO SCALE)



POND IS APPROX. 8 FT. DEEP

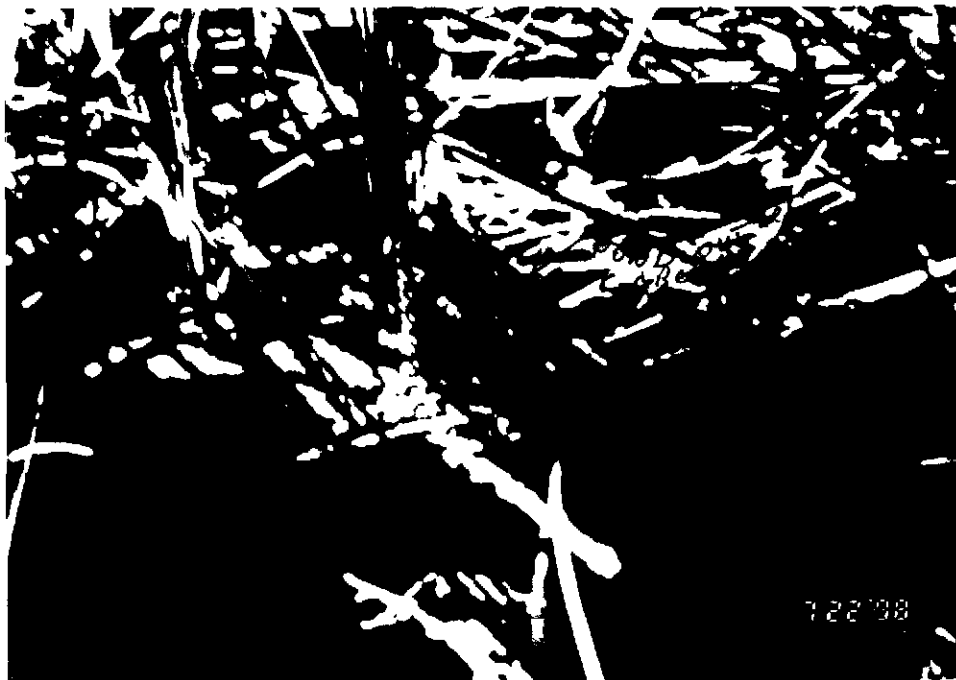
$$\frac{1}{2} (40 \text{ ft wide}) (60) (8) = 43560 \text{ OF STORAGE MAIN POND.}$$

ENCLOSURE



PHOTOGRAPHER AND DATE OF PHOTOS M Minicucci 7-22-98

FILE NO. AND LEGAL DESCR. (65-12899) T-18N, R3E, S34 SWSW



THIS IS A PICTURE
OF POND OUTLET
SCREEN.



DAM AT BOTTOM
OF POND
APPROXIMATELY 4' HIGH.
THIS IS THE POINT
THAT WAS GPS'ED.



PHOTOGRAPHER AND DATE OF PHOTOS Mr. M. N. Cucci 7-22-98

FILE NO. AND LEGAL DESCR. (65-12899) T-18N R-03E Sec 24 SWSW



Beginning OF Spring
area



Drainage FROM
Above spring. Pole is
Rail FOR wooden
BRIDGE.



PHOTOGRAPHER AND DATE OF PHOTOS M. Minidoci 7-22-98

FILE NO. AND LEGAL DESCR. (65-12699) T-1BN R-03E S24 SW SW



POND FROM UPSTREAM
side.



DRAINAGE BELOW POND

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 65-13899

Date: 8/1/89

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change If yes, prepare a data entry
Y Proof received timely
N Reinstated

Source of Water:

Y Surface water
Y Groundwater
1. well log in file
2. drilling permit
N/A A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

Proof Acceptable

Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	-
No. of days late	_____	=
Priority date	_____	+
NEW PRIORITY DATE	_____	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
May 5, 1989

JOHN L. CRUPPER
DIANA M. CRUPPER
P.O. BOX 4088
MC CALL, ID 83638

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. ~~2~~65-12899

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.

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. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

MAY 15 1989

P/D SE SW SW T18N R3E S24
P/U SW SW T18N R3E S24

Form No. 202a.
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: DK DATE: 11-22-88 APPLICATION: 65-12899

REQUIRED INFORMATION SC 11/22/88

- ☒ 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: Gov't. Lots: no P/D
☒ Nature of proposed use: (Include description of use) no P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
☒ Fee:
☒ yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

- 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:
☒ Send dam safety information:
☒ Send power requirement letter:
☒ Send fish farm requirement letter:
☒ Power residency affidavit:
☒ Power efficiency form:
☒ Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

RECEIVED
DEC 30 1988

☒ DATE REQUESTED:
☐ Additional information on reverse side:

Department of Water Resources

PROCESSING

YES NO

- ☒ In form for advertising:
☒ Statewide advertising:
☒ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

- ☒ I.D. Health and Welfare
☒ I.D. Fish and Game
☒ I.D. Lands
☒ Adjudication Bureau

YES NO

- ☒ U.S. BLM
☒ U.S. Forest Svc.
☒ Water District #
☒ 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 December 27, 1988
☒ Protests, dates, resolution of protest recorded on application:
☒ Recommendations attached: Approve, DMR
☒ Measuring device required:
☒ Measuring port required:
☒ Water delivered by water master? District # D/A source sinks
☒ Special conditions of approval or cover letter: (see additional info. below)
☒ See Below For Additional Information
Recommended Date of Priority 10/13/1988 10-31-1988
Recommended by: DMR Date 12/30/1988

STATE OFFICE REVIEW

P16 03A

See below for additional information. By KW Date 2/14/89

ADDITIONAL INFORMATION

P/U overlap 65-12344 1 acre Spring
65-4990 8 acres } different people
A65-17321 (in item 10 of Appl) is D/I well. Waste water

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

Boise, Idaho 83705
(208) 334-2190

NOVEMBER 30, 1988

The Star News
P.O. Box 985
McCall, ID 83638

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before DECEMBER 27, 1988.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED
MAY 15 1989

65-12899

CRUPPER, JOHN L.
CRUPPER, DIANA M.
P.O. BOX 4088
MC CALL, ID 83638

Source: SPRING

Tributary: SINKS

Diversion Pt: SESWSW Sec 24 T 18N R 03E

Use: IRRIGATION	(.020 CFS)
STOCKWATER	(.020 CFS)

Date Filed: 10/31/1988

In: T18N R03E S24 SWSW

1.0 ACRES TOTAL

RECORDED
INDEXED

MAY 15 1989