

0007

Cascade Connection



Hand-drawn diagram on graph paper showing a coordinate system with points T, R, and S. T is at (1, 6), R is at (4, 1), and S is at (3, 3). Lines connect T to R and T to S. A vertical line segment is drawn from R to the x-axis at (4, 0). The x-axis is labeled with 1, 2, 3, 4, 5, 6, 7, 8, 9, 10. The y-axis is labeled with 1, 2, 3, 4, 5, 6, 7, 8, 9, 10. The text "P/D, P/u" is written near the origin.

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(Applicant)

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Valley } SS.

Judy Brooks being duly sworn deposes and says, I am the bookkeeper of the 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, a copy of which is attached 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 and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began October 16 19 85 and ended October 23 19 85.

Judy Brooks
Subscribed and sworn to before me this the
23rd day of October 19 85

Tom Ennot
Notary Public in and for the State of
Idaho, residing at McCall
therein.

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-12747 ✓/SP

HART, DARYL
P.O. BOX 522, DONNELLY, ID
83615

Source: GOLD FORK HOT SPRING
trib. to GOLD FORK CREEK

Date Filed: 10/02/1985

Diversion Pt: SWSW Sec 35 T 16N R
04E

Use: RECREATION (0.20 CFS)

In: SWSW Sec 35 T. 35 T 16N R 04E

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Western Region, Statehouse, Boise,
Idaho 83720 on or before NOVEMBER 4,
1985.

KEN DUNN, Dir.

Published 10/16 & 10/23/85. 23

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OCT 28 1985

Department of Water Resources
Western Regional Office

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

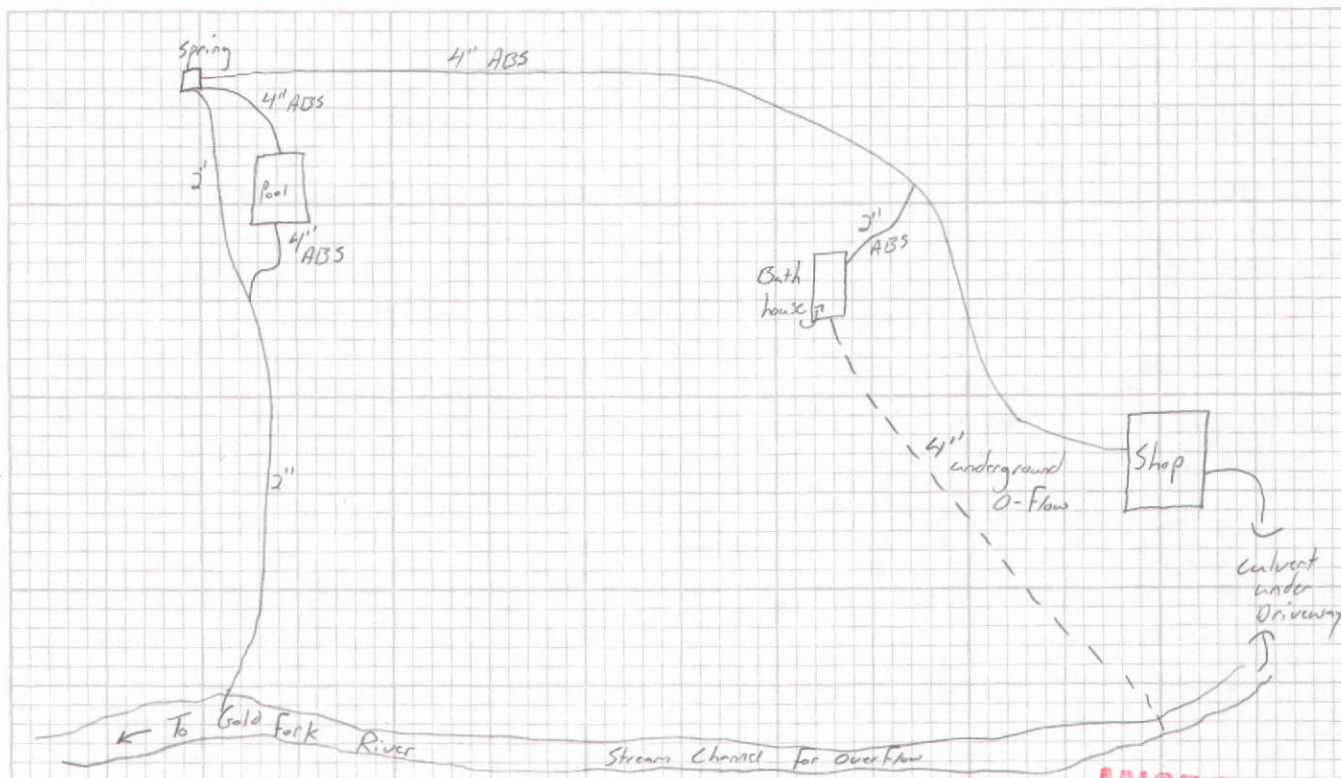
1. Owner: Daryl Hart Permit No. 65-12747
Current Address: P.O. Box 250 Donnelly, ID 83615 Phone No. 325-8761
2. Accompanied by: Same EXAM. DATE: 7-6-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Gold Fork Hot Spring tributary to Gold Fork River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 65-12761 - water usage for heating shop & bath house (domestic) ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

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PHOTO ONE-

The spring with lines
leading from it.



PHOTO TWO-

Two 4" lines and a 2" line lead from the spring
The middle line leads to the pool.

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PHOTO ONE-Three

The pool with bath house and
shed in background. As
seen from the spring



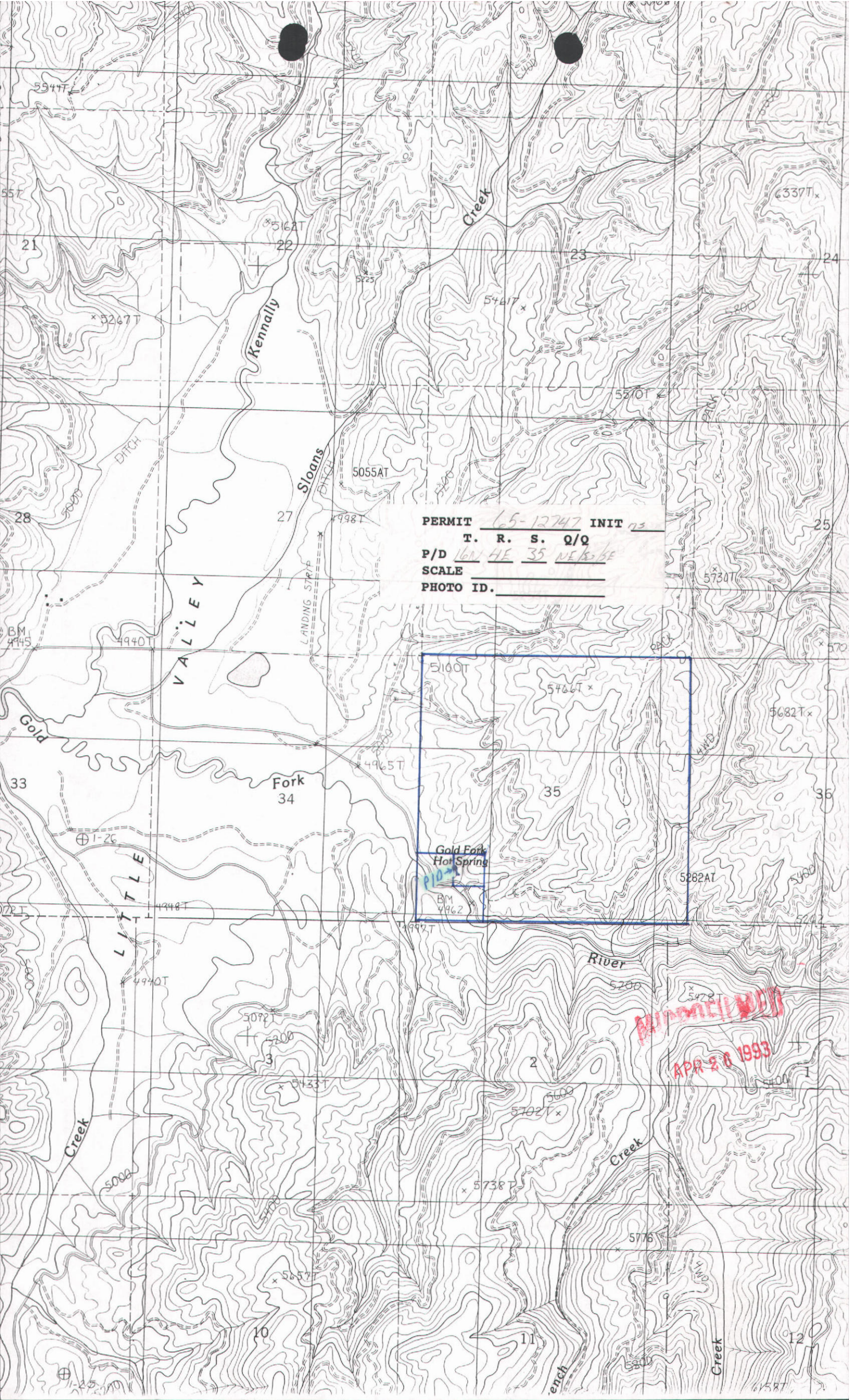
PHOTO TWO-Four

See additional ~~for~~
photos in file
#65-12761

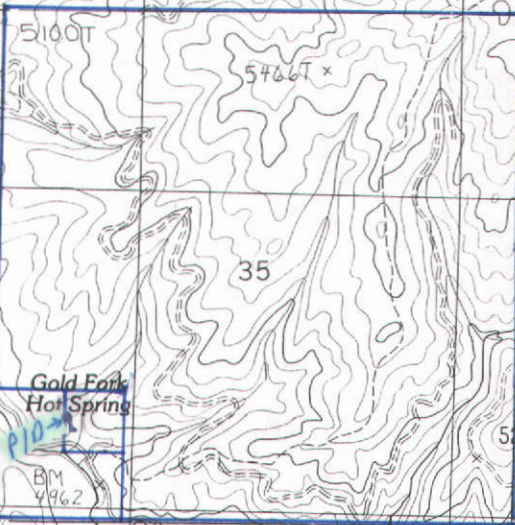
Filling the pool through
holes in the side.

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PERMIT 65-12747 INIT 73
T. R. S. Q/Q
P/D 16N 4E 35 NE 1/4 SE
SCALE _____
PHOTO ID. _____



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WATER RESOURCES
WESTERN REGIONSTATE 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.RECEIVED
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Department of Water Resources

1. Water Right No(s).:

65-12970, # 65-12761, # 65-12749.

Adjudication Claim No(s).: _____

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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former
Owner/ClaimantDARYL HART
P.O. Box 250, DONNELLY, ID 83615

4. New Owner/Claimant(s)

BRENDA BAILEY and KELLY McTNERNEY

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

New Mailing Address

P.O. Box 1575

City, State and ZIP Code

NEVADA CITY, CA 95959

New Telephone Number

(530) 432-0900

5. Date you acquired the property

8-15-99

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

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

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.

7. Signature of New Owner
or Claimant(s)Brenda Bailey
Kelly McTnerney

(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..

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WARRANTY DEED

Department of Water Resources

For Value Received DARYL EUGENE HART, INDIVIDUALLY AND AS ATTORNEY IN FACT FOR MARCHELLE DENISE HART, HANES ADAMS BOREN WHO TOOK TITLE AS HANS ADAMS BOREN AND LIDA DOWNARD BOREN, who took title individually and never formed a partnership except as individuals sharing title.

the Grantors, do hereby grant, bargain, sell and convey unto
BRENDA BAILEY, AN UNMARRIED WOMAN AND
KELLY MCINERNEY, A MARRIED WOMAN
P.O. BOX 1575 NEVADA CIYT, CA. 95959

whose address is: ~~228X BROADWAY, DEVER, CO, 80001~~
the Grantees, the following described premises, to-wit:

SEE ATTACHED AS EXHIBIT "A"

TOGETHER WITH ANY AND ALL WATER AND MINERAL RIGHTS APPERTAINING THERETO.

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the 1999 taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

8/16/99
Daryl Eugene Hart
DARYL EUGENE HART

Marchelle Denise Hart
MARCHELLE DENISE HART

Hanes Adams Boren
HANES ADAMS BOREN

Lida Downard Boren
LIDA DOWNARD BOREN

Daryl Eugene Hart
BY: DARYL EUGENE HART, His
Attorney In Fact

Daryl Eugene Hart
BY: DARYL EUGENE HART, His
Attorney In Fact

Daryl Eugene Hart
BY: DARYL EUGENE HART, Her
Attorney In Fact

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Department of Water Resources

EXHIBIT A

Parcel 1

A parcel of land located in Section 35, Township 16 North, Range 4 East, Boise Meridian, Valley County, Idaho, more particularly described as follows:

Commencing at the West Quarter corner of said Section 35, being a found monument, Instrument No. 88437, records of Valley County, Idaho; thence a bearing of South 25°39'19" East, a distance of 1311.81 feet to a found $\frac{1}{4}$ inch iron pin being corner 10, Warranty Deed 5-143995, Exhibit A, filed September 17, 1985, records of Valley County, Idaho, and the TRUE POINT OF BEGINNING.

Thence a bearing of North 40°31'36" East, a distance of 588.43 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 13°56'51" East, a distance of 450.76 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 20°45'15" West, a distance of 113.29 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 8°50'32" East, a distance of 130.69 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 73°06'13" East, a distance of 282.92 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 23°19'54" East, a distance of 131.22 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 76°17'49" East, a distance of 95.03 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 41°22'35" East, a distance of 532.74 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 9°21'35" West, a distance of 207.11 feet to a scribed "X" on a rock in place; thence a bearing of South 2°22'27" West, a distance of 209.09 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 43°54'58" East, a distance of 211.21 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 42°11'51" West, a distance of 263.92 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 35°47'41" West, a distance of 336.02 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 9°32'51" West, a distance of 195.24 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 88°14'28" East, a distance of 142.74 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of North 53°23'18" East, a distance of 123.88 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 30°08'27" East, a distance of 311.97 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 64°53'37" West, a distance of 147.75 feet to a set $\frac{5}{8}$ inch rebar; thence a bearing of South 74°04'22" West, a distance of 353.27 feet to a found $\frac{1}{4}$ inch iron pin being corner 15 of said Warranty Deed 5-143995; thence on the northeasterly boundary of said Warranty Deed 5-143995, the following courses, a bearing of North 55°31'22" West, a distance of 216.43 feet (record North 54°00', 215.8 feet) to a found $\frac{1}{4}$ inch iron pin being corner 14 of said Warranty Deed; thence a bearing of North 41°23'49" West, a distance of 200.91 feet (record North 40°00' West, 200.7 feet) to be found $\frac{1}{4}$ inch iron pin being corner 13 of said Warranty Deed; thence a bearing of North 53°25'53" West, a distance of 214.82 feet (record North 52°00' West, 214.4 feet) to a found $\frac{1}{4}$ inch iron pin being corner 12 of said Warranty Deed; thence a bearing of North 57°03'39" West, a distance of 201.57 feet (record North 55°30' West, 201.3 feet) to

Parcel 2

That certain tract or parcel of land located in Section 35,
Township 16 North, Range 4 East, Boise Meridian, Valley County,
Idaho, described as follows:

Beginning at the West Quarter corner of said Section 35, thence South 22°18' East, 1,956.3 feet; thence South 45°00' East, 272.3 feet to a point, the point of beginning; thence North 45°00' West, 272.3 feet; thence South 66°02' West, 348.0 feet; thence North 39°30' West, 156.9 feet; thence North 19°00' East, 192.7 feet; thence N. 12°30' East, 197.7 feet; thence North 04°00' East, 261.6 feet; thence North 81°30' East, 184.1 feet; thence South 58°30' East, 241.1 feet; thence South 55°30' East, 201.3 feet; thence South 52°00' East, 214.4 feet; thence South 40°00' East, 200.7 feet; thence South 54°00' East, 215.8 feet; thence South 69°15' West, 313.6 feet; thence North 75°30' West, 89.1 feet; thence South 59°29' West, 185.7 feet more or less to the point of beginning and containing 12.1 acres, more or less. EXCEPTING from the above-described parcel that road easement granted to the United States of America, August 14, 1964, recorded September 18, 1964, in Book 37 of Deeds, Page 339, records of Valley County, Idaho, known as the Gold Fork Road, Project No. 10698,

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Parcel 1 continued

a found $\frac{1}{2}$ inch iron pin being corner 11 of said Warranty Deed; thence a bearing of North $59^{\circ}50'19''$ West, a distance of 240.97 feet (record North $58^{\circ}30'$ West, 241.1 feet) to the TRUE POINT OF BEGINNING. AKA TAX #5

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Boise

Cascade Corporation

← See
SUNNY 324

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forwa
Page

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12747

Priority: October 2, 1985

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

72.4 AF

This is to certify, that DARYL HART

PO BOX 250

DONNELLY ID 83615

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 2, 1985; and has submitted Proof of Beneficial Use on November 13, 1990. An examination indicates that the works have a diversion capacity of .290 cfs of water from:

GOLD FORK HOT SPRING

tributary to GOLD FORK CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION	01/01 to 12/31	0.20 CFS	72.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NESWSW , Sec. 35, Township 16N, Range 04E
VALLEY County

PLACE OF USE: RECREATION

TWN RGE SEC

16N 04E 35

SWSW

CONDITIONS/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.
6. Use of water under this right shall be non-consumptive.
7. Recreational use is for a heated pool.

APR 26 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12747

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 17TH
day of MARCH, 1995.

Acting for R. Keith Higginson, Director

APR 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No 65-12747

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Daryl Hart Phone _____
Post office address P.O. Box 522 Donnelly, ID 83615
2. Source of water supply Gold Fork Hot Spring which is a tributary of Gold Fork Creek
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 35 Township 16N Range 4E B.M. Valley County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .20 for recreation purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Ponds
 - 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
5 years (minimum 1 year).

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- b. Stockwatering, list number and kind of livestock _____
- c. Municipal; show name of municipality _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____ Recreation - Hot spring has for decades been dammed and used for recreational use as a hot bathing facility. Plan to rebuild pools for recreational purposes.

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 column.

TWP	RANGE	SEC	NE%	NW%	SW%	SE%
-----	-------	-----	-----	-----	-----	-----

Total number of acres to be irrigated

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

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

applicant to make this filing.

12. Remarks:

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

[illegible]

Scale 2 inches equal 1 mile

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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

E H
(Applicant)

(Applicant)

Proposed Priority 10/2/85

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Received by mm Date 10-2-85 Time 9:45 A.M. Preliminary check by JP

Fee \$ 30.00 Received by NN # 36155 Date 9/20/85 ^{Fee Transferred From Claim to App}

Publication prepared by jp Date 10/10/85 Published in The Star News
10/16 & 10/23/85

Publication approved JP Date 10/29/85

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. 65-12747, and said application is hereby APPROVED.

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
December 1, 1990.

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: 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.

Use of water under this permit shall be non-consumptive.
Use of water under this permit is subject to control by the watermaster of State Water District No. 65, Payette River.

Witness my hand this 9th day of December, 1985.

D. Glen Saylor
Chief, Operations Bureau

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Valley

ss

Judy Brooks

and says, I am the bookkeeper of the 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, a copy of which is attached 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 and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began October 16 19 85 and ended October 23 19 85

Subscribed and sworn to before me this the
23rd day of October, 19 85

Franklin
Notary Public in and for the State of
Idaho, residing at McCall
therein

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Department of Water Resources
Western Regional Office

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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 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BRENDA BAILEY
KELLY MC INERNEY
PO BOX 1575
NEVADA CITY CA 95959

RE: Water Rights 65-12747/65-12970

Dear Ms. Bailey & Ms. McInerney:

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports 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,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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SEP 23 1999



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

March 18, 1993

DARYL HART
PO BOX 250
DONNELLY ID 83615

RE: WATER RIGHT NO. 65-12747

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

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LICENSE REVIEW CHECKLIST

Permit # 65-12747

Date 13-08-93
CB

	<u>Yes</u>	<u>No</u>	
NAME	___	___✓	Address Change? _____
PRIORITY DATE	___	___✓	Advance? _____
	___	___✓	Memo to Advance _____
	___	___✓	Order to Reinstate Needed? _____
TOTAL CFS	___	___✓	Incorrect Fee for rate recommended? _____
	___	___✓	Disagree with Actual Measurement? _____
	___	___	<u>.20 cfs (REC)</u> _____
	___	___NA	Disagree with Theoretical? _____
	___	___✓	Limited by Capacity? <u>.29 cfs</u> _____
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			_____ Standard Irr. Season _____
			_____ Season Recommended _____
	___	___✓	Disagree with Examiner's Calculations? _____
	___	___✓	<u>72.4 cfs (REC)</u> _____
	___	___✓	Limited by Flow? <u>.2 x 365 x 1.9835 = 145772.4</u> _____
SOURCE	___	___✓	Changes? Clarification of <u>Originally</u>
	___	___✓	<u>Intended</u> source _____
	___	___✓	Notice of Intent to Void. _____
P/D			Verify with Map _____
	___	___✓	Amendment Needed? <u>NE SW 3/4, S 35' per USGS map</u> _____
	___	___✓	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map _____
	___	___✓	Amendment Needed? _____
	___	___✓	Is Overlap Analysis a Consideration? _____
USES	___	___✓	Change(s) in Nature of Use? _____
	___	___✓	Amendment Needed? _____
REMARKS	___	___✓	Multiple P/Ds in 1/4 1/4? _____
	___✓	___	Non-Irr. Uses <u>REC/Pool</u> _____
	___	___✓	Special Overlap Condition _____
	___	___✓	Other _____
CONDITIONS	___	___✓	Measuring Device _____
	<u>RD4</u>	___	W/Master Control _____
	___	___✓	Overlap _____
	___	___✓	Water Quality _____
			DATES/MISC _____
			<u>65</u> _____ Water Dist. _____
			_____ App Rec'd _____
			_____ Exam Made _____

COMMENTS: Legals on exam & USGS don't match / Map clearly correct.

LICENSE ✓ **AMEND** **SPECIAL PARAGRAPH**

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

OWNER CODE NAME & ADDRESS
C DARYL HART
PO BOX 250
DOWNEY ID 83615
(208) 325-8761

Water Source: GOLD FORK HOT SPRING Tributary to: GOLD FORK CREEK Stage: LICENSE

Point(s) of Diversion Capacity: 0.29 CFS

Point(s) of Diversion: T16N R04E S35 NE SW SW

Place of use Legal Description for: RECREATION

OWNER	NAME	ADDRESS	PRIORITY	DATE	WATER USE	USE PERIOD	DIVERSION	DIVERSION
CODE						FROM	RATE	VOLUME
C	DARYL HART	PO BOX 250	10/02/1985	RECREATION		01-01 12-31	0.20 CFS	72.4 AFA
TOTAL DIVERSION:							0.20 CFS	72.4 AFA

POW County: VALLEY

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- 027 - Use of water under this right shall be non-consumptive.

Remarks: Recreational use is for a heated pool.

Dates: App. Received: 10/02/1985 Priority Date: 10/02/1985
Proof Due Date: 12/01/1990 Proof Made Date: 11/13/1990
Exam Made Date: 07/06/1992 Exam Sent to S.G.: 03/03/1993
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee: R (Received)

Audit: 03/08/93 SKAGGS

MEMORANDUM

TO: Files for 65-12747, 65-12761, and 65-13424

FROM: Dave Tuthill *DT*

DATE: March 2, 1993

RE: Evaluation of Water Use Information

In response to my letter dated February 19, 1993, Mr. Daryl Hart visited this office today to discuss the results of George Austiguy's investigation and the field examination conducted last year. The purpose of this memorandum is to document the files regarding the determinations that we made.

Relative to Permit No. 65-12747, the Austiguy information verifies that during -20 degree F weather in a 20 mph wind, the design flow requirement for the pond is 0.2 cfs. Mark Sonius measured the rate of fill of the pond to be 0.21 cfs. The permit amount is 0.20 cfs. This information provides sufficient justification to issue a license for 0.20 cfs.

Relative to Permit No. 65-12761, two primary uses were found by the examiner. The bath house was found to utilize 0.02 cfs for bath use. Mr. Hart agrees that this is an appropriate amount for this use. The shop use was measured at 0.08 cfs. This is four times the amount of the heating-based estimated flow requirement of 0.02 cfs. However, Mr. Hart has found that during severe winter conditions, he needs to divert the maximum rate of flow through the shop heating system to maintain above-freezing conditions in the shop. The additional flow requirements exist because the delivery pipe is above-ground most of the distance from the source to the shop which causes a significant heat loss, and the heat exchange system in the shop is capable of extracting only a limited amount of heat from the water. I reviewed with him the heat exchange design that he used, and I feel that given the limited amount of available head and the high cost of building materials for such systems he has developed a reasonable heating system. Thus, I recommend that the full 0.08 cfs be licensed for heating the shop, with the understanding that the 90+ degree water exiting the shop can be used for further heat extraction for additional uses.

Relative to Application for Permit No. 65-13424 I requested Mr. Hart to submit to this office a map with a detailed plan of where and for what uses he intends to utilize additional hot water on his property. We did not discuss timing for the submittal of this map, but via a carbon copy of this memo I suggest that the map be submitted to this office by April 1, 1993. Meanwhile, I am herewith forwarding the field examinations for the two permits to the state office for licensing.

cf w/copies of Beneficial Use Reports: Daryl Hart

VED

APR 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

RECEIVED
MAR 4 1993

A. GENERAL INFORMATION

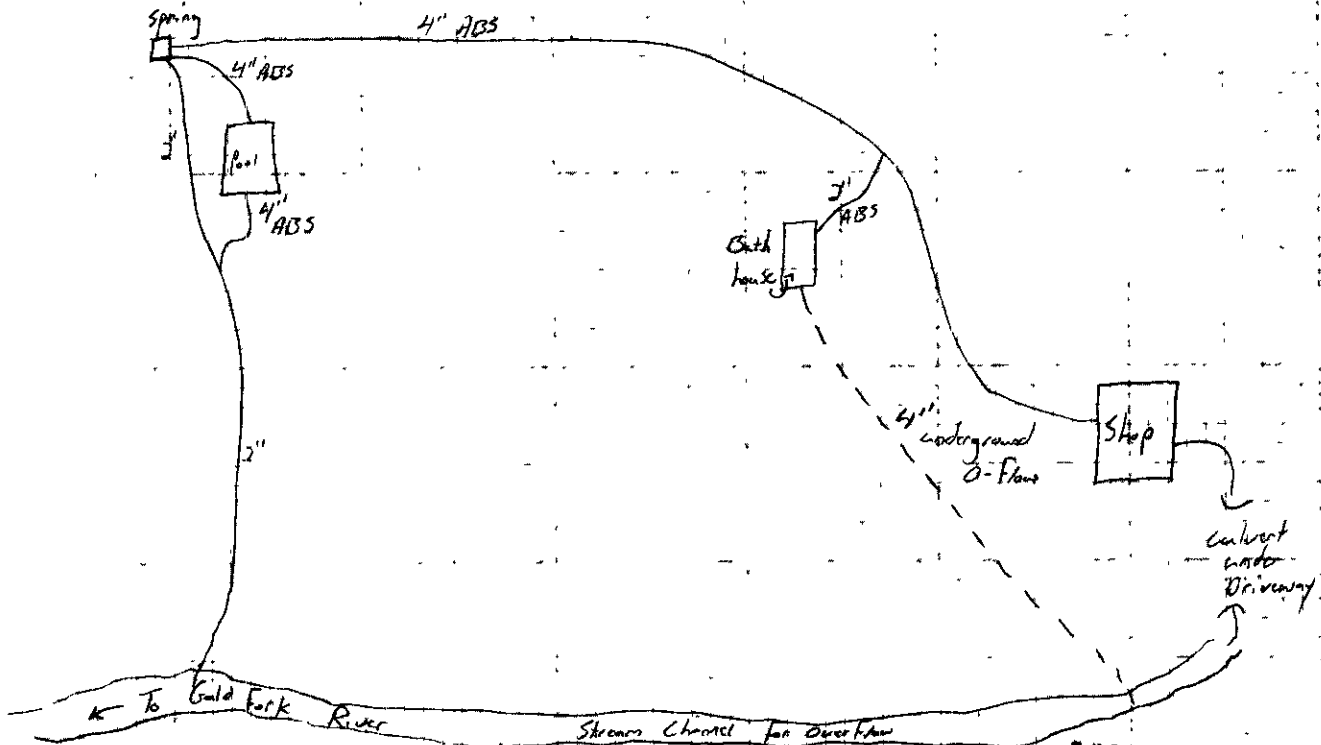
1. Owner: Daryl Hart Permit No. 65-12747
Current Address: P.O. Box 250 Donnelly, ID 83615 Phone No. 325-8761
2. Accompanied by: Same EXAM. DATE: 7-6-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Gold Fork Hot Spring tributary to Gold Fork River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 65-12761 - water usage for heating shop & bath house (domestic) ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more; APR 26 1993)
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A cement trench has been created to contain runoff from a spring located on a creek p.k. These pipes are used to divert the water. A 4" abs pipe diverts the water to a bathhouse and shop for permit # 65-12761. A 4" pipe carries runoff from the bathhouse to a runoff ditch and a 1 1/2" pipe diverts runoff from the shop to the same ditch. A second 4" abs pipe diverts water from the spring into a heated swimming pool. The water flows through the pool and heats it before flowing out of another 4" abs pipe. The third diversion from the spring is a 2" abs pipe which continues

☒ See Remarks on page 4 for continuation

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

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

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination USGS Quad

[illegible]

APR 26 1993

DECLASSIFIED

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1

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

2. Measurements:

The pool measured approx $28.3' \times 19.3' = 547.1 \text{ sq ft}$ The pool was filled at a rate of $6"/22\text{min.}6\text{s}$ & $7.5"/27\text{min.}35\text{s}$. This was the capacity of the pool system.
The remainder of the flow measured $5\text{gal}/\text{hr}$

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

$$\left(\frac{547.1 \text{ sq ft} \times 5 \text{ ft}}{1326 \text{ s}} \right) = .21 \text{ cfs} \quad \left(\frac{547.1 \text{ sq ft} \times 7.5 \text{ ft}}{1655 \text{ s}} \right) = .21 \text{ cfs}$$

Pool System capacity is .21 cfs
Permit Limit is .20 cfs
Allow .05 cfs, see attached

2. Alternate Method for Checking Purposes:

$$\frac{5\text{gal}}{8\text{s}} \times \frac{60\text{s}}{1\text{min}} \times 44.8 = .08 \text{ cfs} \quad \text{Spring can handle } .29 \text{ cfs}$$

This permit combined with permit #65-12761 require .24 cfs total.

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: $3.6 \times \text{_____ KH} \times \text{_____ CTR or MULT} \times \text{_____ PTR} \times \text{_____ N/} \text{_____ T} = \text{_____ (6)}$

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

Assume 1/2 time x $\frac{0.20 \text{ cfs}}{2} \times 365 \text{ days} \times 1.9835 = 147.8 \text{ ac-ft}$
 $\frac{0.05 \text{ cfs}}{2} \times 365 \text{ days} \times 1.9835 = 36.5 \text{ ac-ft}$

APR 26 1993

WINDWARD

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Field Report Preparation Date

Certification Date

Signature

Field Examiner's Name

J. AUTHENTICATION

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

2. Recommended Amendments

Totals:

- None ☒ Other ☐

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

Beneficial Use

From

Use To

Rate of Diversion

Annual Volume

1. Recommended Amounts

1. RECOMMENDATIONS

H. REMARKS AND OVERLAP REVIEW ANALYSIS

over flow from the spring. The overflow connects to the 4" main line from the pool & directs water to the runoff ditch. Under normal spring flows the 4" pipes contain all of the spring runoff. The flow through the two 4" pipes is constantly changed in order to regulate the pool pump and to supply extra water when the behavior is in use. Flow is always maintained in the pipe to the shop in order to maintain pressure in the system but neither 4" pipe can handle all of the springs flow. A measurement was made by filling the pool with the pipe to the pool was full. The remainder of the spring was diverted through the overflow out of the shop and measured with a 5-gal bucket. The spring can supply .39 cfs. This was can handle .21 cfs but is only permitted for .20 cfs. This permit when combined with 65-12761 are within the spring's capacity



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 19, 1993

DARYL HART
PO BOX 522
DONNELLY ID 83615

Re: Applications for Permit Nos. 65-12747 and 65-12761

Dear Daryl:

Enclosed please find a copy of the Heat Loss - Flow Requirement assessment prepared by our state office special project engineer, George Austiguy. Note that he has computed an estimated flow requirement of .2 cfs for the recreational pond based on the assumptions identified in the attachment.

After taking a look at this information, please contact me to discuss the impact on the above-referenced permits.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr." followed by a large, stylized capital letter "J".

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Encl: Copy of Heat Loss - Flow Requirement Memo and Associated Calculations

MICROFILMED

APR 26 1993

MEMORANDUM

TO: FILE NO. 65-127⁴⁷~~61~~

FROM: GEORGE AUSTIGUY *GA*

DATE: FEBRUARY 17, 1993

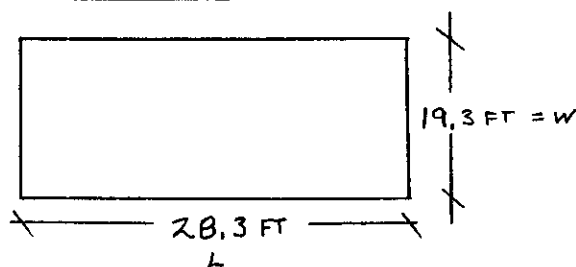
RE: HEAT LOSS - FLOW REQUIREMENT

Attached is the analysis for heat loss and flow requirement for the pool described in Permit No. 65-12761. Heat losses were calculated for all boundaries of the pool. Estimated flow requirement is 0.2 cfs.

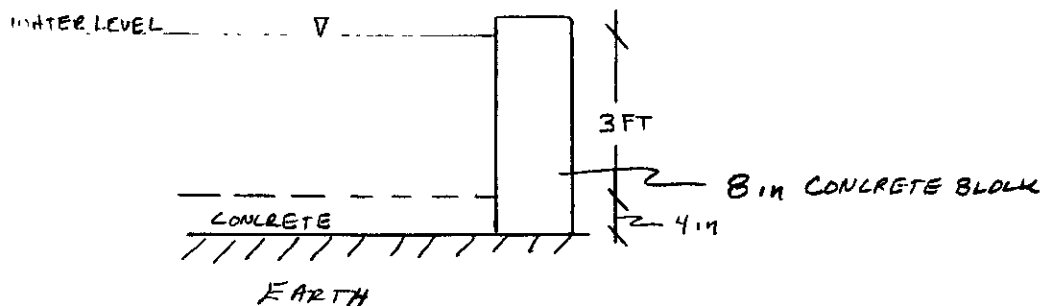
RECEIVED
APR 26 1993

FLOW REQUIRED... NT ANALYSIS FOR GEOT. MINE POOL

TOP VIEW



CROSSSECTION

KNOWN

INLET WATER TEMP;

$$T_{wi} = 126^\circ\text{F}$$

OUTLET WATER TEMP;

$$T_{wo} = 104^\circ\text{F}$$

DESIGN AMBIANT AIR TEMPERATURE;

$$T_a = -20^\circ\text{F}$$

DESIGN WIND VELOCITY;

$$V_a = 20 \text{ mph} = 29.3 \text{ ft/s}$$

HORIZONTAL SURFACE AREA;

$$A_H = W L = 546 \text{ ft}^2$$

VERTICAL WETTED SURFACE AREA;

$$A_w = 2(19.3)(3) + 2(28.3)(3) = 285.6 \text{ FT}^2$$

SOLUTION ASSUME STEADY STATE CONDITIONS

ENERGY LOST BY HOT FLUID = ENERGY GAINED BY COLD FLUID

$$\dot{m} C_h (T_{wi} - T_{wo}) = Q_{\text{EVAP}} + Q_{\text{CONV}} + Q_{\text{RAD}} + Q_w + Q_B = Q_{\text{TOT}}$$

WHERE

Q_{EVAP} IS THE HEAT LOSS RATE FROM EVAPORATION IN BTU/hr

$$Q_{\text{EVAP}} = \frac{h_a / 0.018}{85.74 (T_{wo} + 460)} \left\{ (0.235 + P_w) - P_a \right\}$$

WHERE

$$h_a = \frac{5.55 \times 10^{-4}}{W} \left\{ (1.902 W V 5280)^{0.8} \right\} 0.094$$

APR 26 1993

A = POND SURFACE AREA (FT^2)

V = AIR VELOCITY (FT/SEC)

P_w = SATURATION VAPOR PRESS. OF THE POND WATER (PSIA)

P_a = SATURATION PRESS. AIR DEW POINT (PSIA)

T_s = SURFACE TEMPERATURE $^{\circ}\text{F}$

Q_{CONV} IS THE RATE OF HEAT LOSS FROM THE POND SURFACE DUE TO CONVECTION (BTU/HR)

$$Q_{\text{CONV}} = h_a (T_w - T_a) A$$

Q_{RAD} IS THE RATE OF HEAT LOSS FROM THE POND SURFACE DUE TO RADIATION (BTU/HR)

$$Q_{\text{RAD}} = \left\{ 0.174 \times 10^{-8} \right\} \left\{ 0.93 \left[(460 + T_w)^4 - (460 + T_a)^4 \right] \right\} A$$

Q_w IS THE RATE OF HEAT LOSS THROUGH THE CONCRETE WALL DUE TO CONVECTION, CONDUCTION AND RADIATION (BTU/HR)

$$Q_w = \frac{T_w - T_a}{\left(\frac{1}{h_1 A_1} \right) + \left(\frac{L_c}{k_c A_c} \right) + \left(\frac{1}{h_2 A_2} \right)}$$

h_1 = SURFACE CONDUCTANCE COEFF. FOR WATER/CONCRETE INTERFACE ($\text{BTU/HR-FT}^2\text{-}^{\circ}\text{F}$)

A_1 = SURFACE AREA OF VERT. WATER/CONCRETE INTERFACE (FT^2)

h_2 = SURFACE CONDUCTANCE COEFF FOR CONCRETE/AIR INTERFACE ($\text{BTU/HR-FT}^2\text{-}^{\circ}\text{F}$)

A_2 = SURFACE AREA OF CONCRETE/AIR INTERFACE (FT^2)

k_c = THERMAL CONDUCTIVITY OF CONCRETE WALL

A_c = SURFACE AREA OF CONCRETE WALL

L_c = WALL THICKNESS OF VERTICAL CONCRETE

$$A_1 = A_2 = A_c = A_w$$

Q_B IS THE RATE OF HEAT LOSS THROUGH THE BOTTOM OF THE POOL

$$Q_B = \frac{(T_w - T_E)}{\left(\frac{1}{h_1 A_w} \right) + \left(\frac{L_H}{k_c A_w} \right) + \left(\frac{L_E}{k_E A_w} \right)}$$

T_E = TEMPERATURE OF THE EARTH

k_E = THERMAL CONDUCTIVITY OF COARSE GRAVELLY EARTH

$\dot{m}$ IS THE MASS FLOWRATE OF THE HOT FLUID.

$$\dot{m} = \rho_w V A = \rho H; \text{ WHERE } H = V A$$

C_h IS THE CONSTANT SPECIFIC HEAT OF HOT WATER ($\text{BTU/lb}^{\circ}\text{F}$)

T_E IS THE TEMPERATURE OF THE GROUND AT A DEPTH OF L_E

L_E IS THE THICKNESS OF THE EARTH LAYER

L_H IS THE THICKNESS OF THE HORIZONTAL CONCRETE SLAB

ρ_w IS THE DENSITY OF WATER

APR 26 1993 1993

VALUES FOR CONSTANT

$$C_h = 0.9986 \text{ BTU/LB}^\circ\text{F} ; T = 120^\circ\text{F}$$

$$P_a = 0.074 \text{ lb/in}^2 ; T = 30^\circ\text{F}$$

$$P_w = 1.08 \text{ lb/in}^2 ; T = 104^\circ\text{F}$$

$$h_1 = 2 \text{ BTU/hr-ft}^2\text{-}^\circ\text{F}$$

$$h_2 = 8.5 \text{ BTU/hr-ft}^2\text{-}^\circ\text{F}$$

$$k_c = 0.81 \text{ BTU/hr-ft-}^\circ\text{F}$$

$$L_{vc} = 8 \text{ in} = 0.6667 \text{ ft}$$

$$T_E = 32^\circ\text{F}$$

$$k_E = 0.3 \text{ BTU/hr-ft-}^\circ\text{F}$$

$$\rho_w = 61.8 \text{ lb}_m/\text{ft}^3 ; T = 120^\circ\text{F}$$

$$L_{hc} = 4 \text{ in} = \frac{1}{3} \text{ ft}$$

$$L_E = 1 \text{ ft}$$

CALCULATIONS

$$Q_{\text{EVAP}} = 564613 \text{ BTU/hr}$$

$$Q_{\text{CONV}} = 324776 \text{ BTU/hr}$$

$$Q_{\text{RAD}} = 56305 \text{ BTU/hr}$$

$$Q_w = 24,581 \text{ BTU/hr}$$

$$Q_B = 9,261 \text{ BTU/hr}$$

$$Q_{\text{TOT}} = 979,536 \text{ BTU/hr}$$

$$\dot{m} = \frac{Q_{\text{TOT}}}{\{C_h(T_w - T_{w_o})\}} = \frac{979,536}{(0.9986)(22)} = 44,586.785 \text{ lb/hr}$$

$$\dot{m} = \rho_{wA} = \rho H \Rightarrow H = \frac{\dot{m}}{\rho_w} = \frac{44,586.785 \text{ lb/hr} \left(\frac{1 \text{ hr}}{3600 \text{ s}}\right)}{61.8 \text{ lb/ft}^3} = 0.2 \text{ cfs}$$

ESTIMATED REQUIRED FLOW RATE: 0.2 cfs

APR 26 1993

REFERENCES

Karlekar, B. V. and Desmond, R. M., HEAT TRANSFER,
WEST PUBLISHING, 1982

Barre, H. J. and Sammet L. L., FARM STRUCTURES
NILEY & SONS, 1950

Rafferty, K., AQUACULTURE, OIT, GEO-HEAT CENTER
KLAMATH FALLS, OR 97601

Rafferty, K., HEATTOOLS, OIT, GEO HEAT CENTER, KLAMATH FALLS
OR 97601

22-141 50 SHEETS
22-142 100 SHEETS
22-144 200 SHEETS



APR 20 1983



PHOTO ONE-

*The spring with lines
leading from it.*



PHOTO TWO-

*Two 4" lines and a 2" line lead from the spring
The middle line leads to the pool.*

APR 26 1993



PHOTO ONE-Three

The pool with bathhouse and
shop in background. As
seen from the spring

>

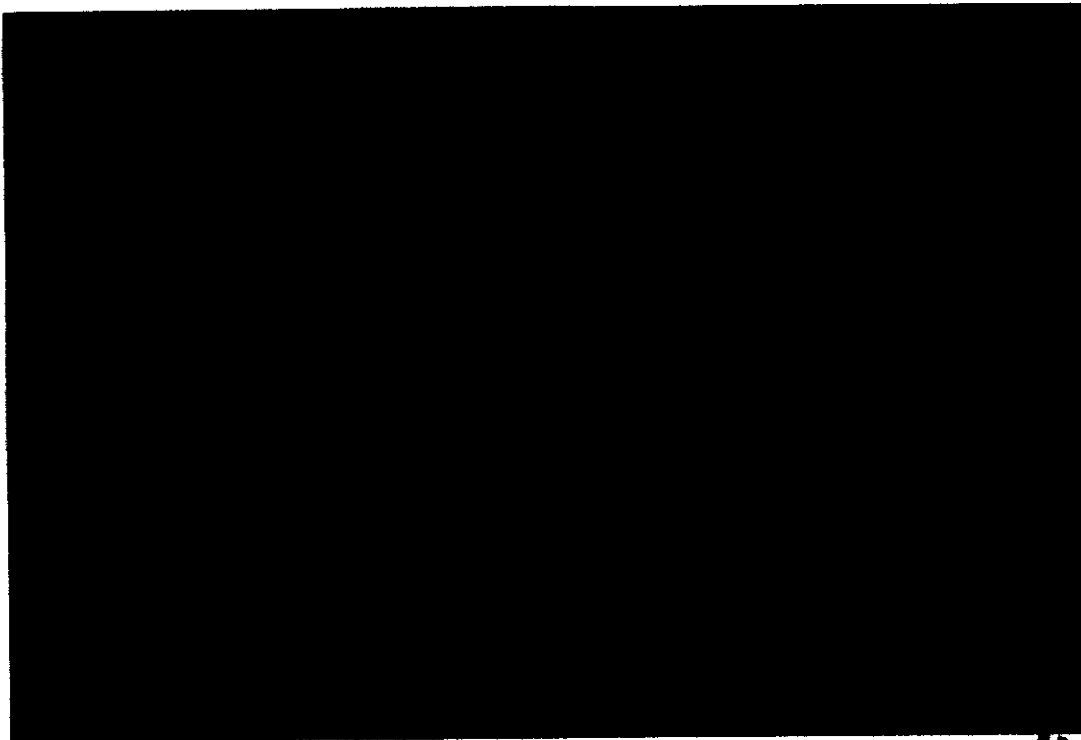


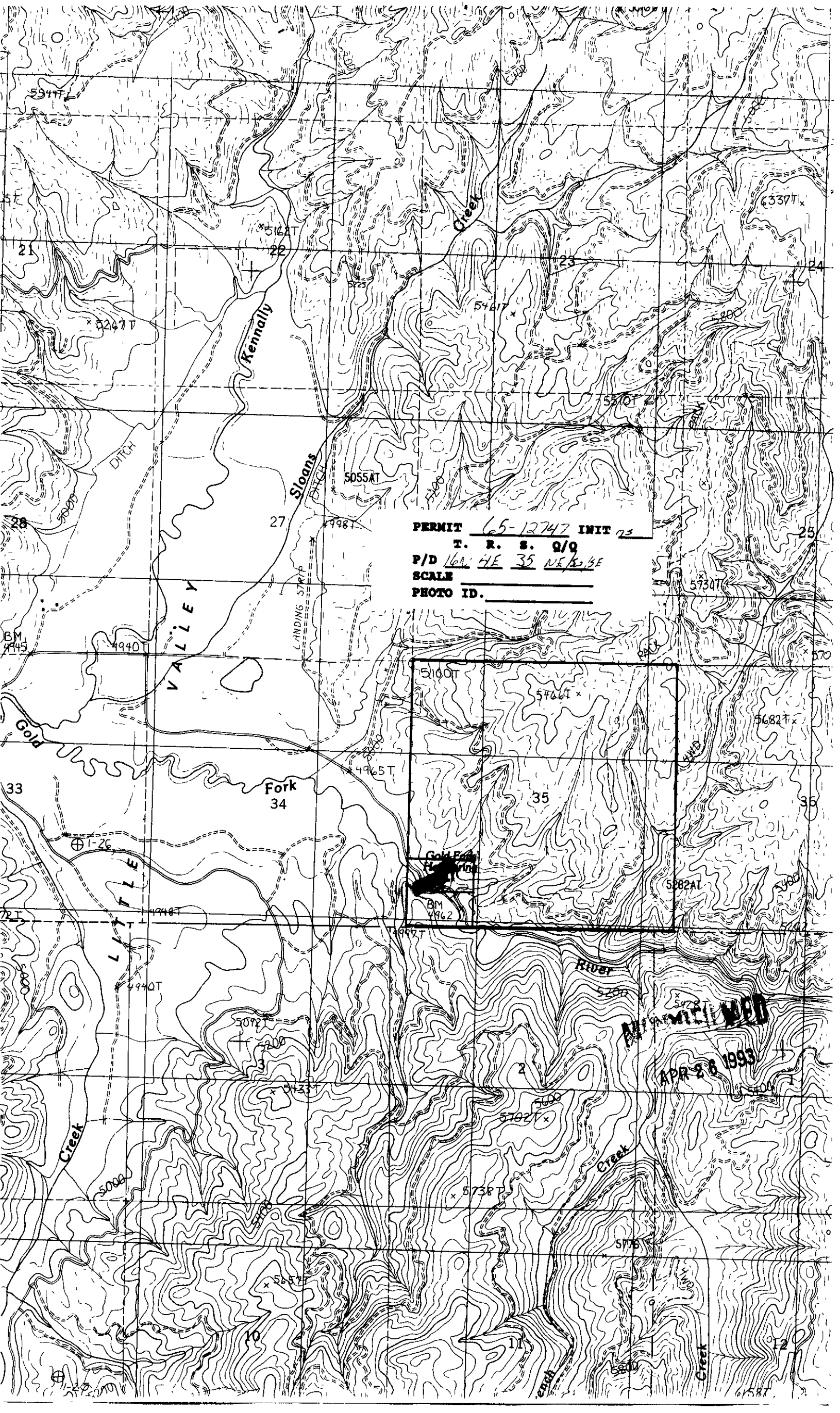
PHOTO TWO-Four

See additional ~~X~~
photos in file
#65-12761

Filling the pool through
holes in the side

APR 20 1973

FILMED



PERMIT 65-12747 INIT 73
T. R. S. Q/Q
P/D 16A 4E 35 NE 2/3E
SCALE _____
PHOTO ID. _____

APR 26 1993

DARYL HART
P O BOX 250
DONNELLY ID 83615

December 31, 1990

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-12747

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MAILED

JAN 29 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 65-12747

Date 12-24

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

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

LICENSE EXAMINATION FEE

- ☒ Required?
☒ Amount submitted? 30
☒ Correct amount?

MEASURING DEVICE

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

DEFICIENCIES OR ACTION ITEMS

- address change
- proof acceptable

PRIORITY CALCULATION

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

RECEIVED
15 JAN
NOV 09 1990

For Office Use Only
Amt. of Fee \$ 50⁰⁰
Date 11/13/90
Receipt No. W012855
Received by DM

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Western Regional Office

PROOF OF BENEFICIAL USE

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.

Permit No. 65-12747

Telephone No. 325-8761 (Message)

Name(s) of Permit Holder(s): Daryl Hart

Post Office Address: P.O. Box ²⁵⁰~~522~~ Donnelly Id 83615

Source of Water: Gold Fork Hot Spg

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other Recreation

Total rate and/or volume for which proof is submitted 0.20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 10/1990

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☒ No

OR

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

Fee Enclosed: \$ 50⁰⁰ (See License Examination Fee Schedule)

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

Above

Name

Telephone No.

Address

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

RECORDED

JAN 29 1991

11-13-90
Date

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

Rate of Flow Computation

20' x 30' x 30" size

$$20' \times 30' \times \frac{30}{12} = 1500 \text{ cuft}$$

Filling 2 hrs

$$\text{Rate of flow for filling} = \frac{1500 \text{ cuft}}{2 \text{ hrs}} \times \frac{1 \text{ hr}}{3600 \text{ sec}} = .208 \text{ cuft/sec}$$

REFILMED

JAN 29 1991

DARYL HART
P.O. BOX 250
DONNELLY, ID 83615

138497
September 30, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 65-12747

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 December 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

NOT FILMED

JAN 29 1991

RECEIVED

FEB 11 1988

Department of Water Resources



MICROFILMED

JAN 29 1991

PLACE
STAMP
HERE

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 65-12747
Name(s) of Permit Holder(s): DARREL HART
Post Office Address: P O Box 250 Donnelly Id 83615
Permit No.

- ☒ I hereby certify that construction of diversion works for the above referenced permit began on Nov 1, 1985 (date) 1991. I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*.

*Note: A financing difficulty is
not an acceptable reason

Jan 21, 1986
Date

D. Hart
Signature of Permit Holder

PLACE
STAMP
HERE

RECEIVED

JAN 21 1966

Department of Water Resources



MICROFILMED

JAN 29 1991

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 65-12747

Name(s) of Permit Holder(s): DARYL HART

Post Office Address: PO Box 250 Donnelly Id 83615

Tel. No.

☒ I hereby certify that construction of diversion works for the above referenced permit began on Nov 1, 1986 (date)

continue to develop the water system with due diligence to maintain a valid permit

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason

Date

Signature of Permit Holder

T A T E O F I D A
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
DECEMBER 12, 1985

HART, DARYL
P.O. BOX 522
DONNELLY, ID 83615

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-12747

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH 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,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

DRT: SC
ENCLOSURES

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Shute

APPLICATION NUMBER: 65-12747

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: _____ Date: _____
☒ Idaho Fish and Game Department. _____
☒ Idaho Department of Lands. _____
☒ U.S. Bureau of Land Management. _____
☒ U.S. Forest Service. _____
☒ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No In form for advertising.
Final date for protests: 11/4/85
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10/28/85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 30/36155
☒ Publication dates and paper, recorded on application. Use Star News 10/16 & 10/23/85
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application. Approve Der
☒ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 65
10-2-85 Date of priority recommended.
☒ Special conditions of approval or cover letter. 26

By: Der Date: 11/19/85

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: KW Date: 12-2-85

Department of Water Resources

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RECEIVED

NOV 27 1985

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

OCTOBER 10, 1985

The Star News
Box 985
McCall, ID 83638

Gentlemen:

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 billings to this office before NOVEMBER 4, 1985.

Yours truly,

Judy Pense
Secretary

Encl.

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NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before NOVEMBER 4, 1985.

KEN DUNN, Dir.

Published 10/16 & 10/23/85.

MICROFILMED

65-12742

HART, DARYL

P.O. BOX 522, DONNELLY, ID 83615

Source: GOLD FORK HOT SPRING Trib. to GOLD FORK CREEK

Date Filed: 10/02/1985

Diversion Pt: SWSM Sec 35 T 16N R 04E

Use: RECREATION (0.20 CFS)

In: SWSM Sec 35 T 16N R 04E

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