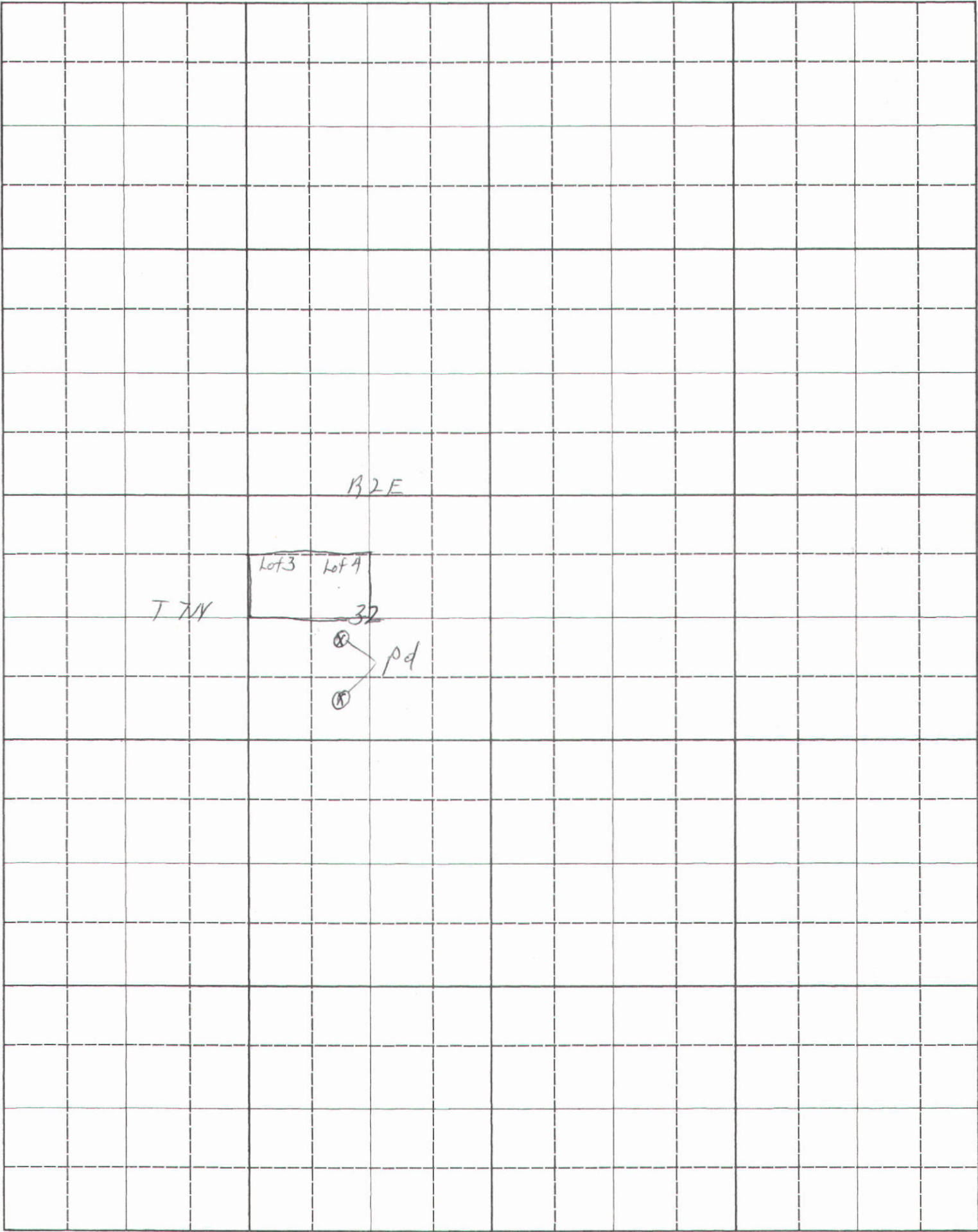


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Donald E. Shasemaker  
(Applicant)

RECORDED

A25

Lot 2

Lot 3  
(50 PM)

E78  
P.O.  
(50 PM)

Barb's Stock

4.0  
3.4  
1.0

20  
11.5

Lot 4 (50 PM)

Lot 5  
(50 PM)

3.2

PAYETTE RIVER

NWSE

Lot 6

Lot 7

Lot 9

Lot 10

Lot 8

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**Sec. 19.**

**Sec. 20.**

**Sec. 21.**

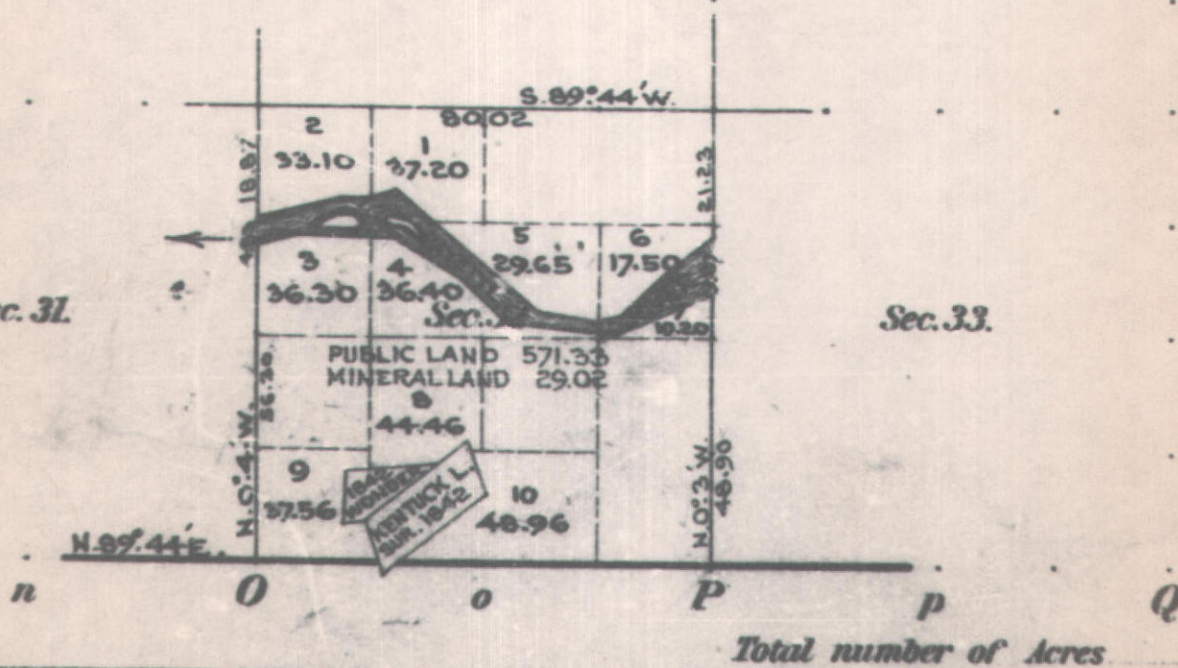
**Sec. 30.**

**Sec. 29.**

**Sec. 28.**

**Sec. 31**

*Sec. 33.*



| Designated | By Whom Surveyed | Date of Contract | Amount of Survey<br>M. Ch. Lt. | When Surveyed |  |
|------------|------------------|------------------|--------------------------------|---------------|--|
| up lines   |                  |                  |                                |               |  |
| visions    |                  |                  |                                |               |  |

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**State of Idaho**  
**Department of Water Resources**

**WATER RIGHT LICENSE**

License of Water Right No. 65-12582 Priority December 7, 1982 Amount 0.07 cfs

THIS IS TO CERTIFY, that Donald E. &/or Dortha L. Shoemaker  
of Horseshoe Bend, Idaho, has complied with the terms and conditions of Permit  
No. 65-12582 issued pursuant to Application for Permit dated December 7, 1982,  
and has submitted proof to the Department of Water Resources on January 24, 1983,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.07 cfs of water from a spring,  
tributary to Payette River, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use                      | Period of Use                               | Rate of Diversion      | Annual Volume        |
|-------------------------------------|---------------------------------------------|------------------------|----------------------|
| <u>Domestic</u><br><u>(2 Units)</u> | from <u>January 1</u> to <u>December 31</u> | at <u>0.07</u> cfs and | <u>1.2</u> acre feet |
|                                     | from _____ to _____                         | at _____ cfs and       |                      |
|                                     | from _____ to _____                         | at _____ cfs and       |                      |

(both dates inclusive)

Subject, however, to the condition that no more than 0.07 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
1.2 acre feet per year, said waters to be diverted within the Gov. Lot 4 (NE $\frac{1}{4}$ SW $\frac{1}{4}$ )  
Section 32, Twp 7N, Rge 2E in the County of Boise

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 7N   | 2E    | 32   |                  |                  |                  |                  |                  |                  | GL 3<br>X        | GL 4<br>X        |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
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Total number of acres irrigated \_\_\_\_\_

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**MICROFILMED**

**CONDITIONS OF APPROVAL**

a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license 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 license 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 license.

Use of water under this right is subject to control by the watermaster of State Water District No. 65, Payette River.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29<sup>TH</sup> day of OCTOBER, 19 85.

Acting for the

Director



186 ✓

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant DONALD E. AND/OR DORTHA L. SHOEMAKER Phone 793-2345

Post office address Box OD, Horseshoe Bend, ID 83629

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

3. Location of point of diversion is SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 32 Township 7N

Range 2E B.M. Boise County, additional points of diversion if any:

Lot 8, (NESW) Sec. 32, T. 7N, R. 2E

4. Water will be used for the following purposes:

Amount .08 for domestic 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:

a. .08 cubic feet per second and/or b.  acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pipeline

b. Height of storage dam  feet, active reservoir capacity  acre-feet; total reservoir capacity  acre-feet, materials used in storage dam:

Period of year when water will be diverted to storage  to  inclusive.  
(Month/Day) (Month/Day)

c. Proposed well diameter is  inches; proposed depth of well is  feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: Lot 4 (SENW)  
Lot 3 (SWNW)  
(1) Give the place of use of water:   $\frac{1}{4}$  of   $\frac{1}{4}$  of Section 32 Township 7N

Range 2E B.M.

(2) Amount of power to be generated:  horsepower under  feet of head.

(3) List number of each kind of livestock to be watered

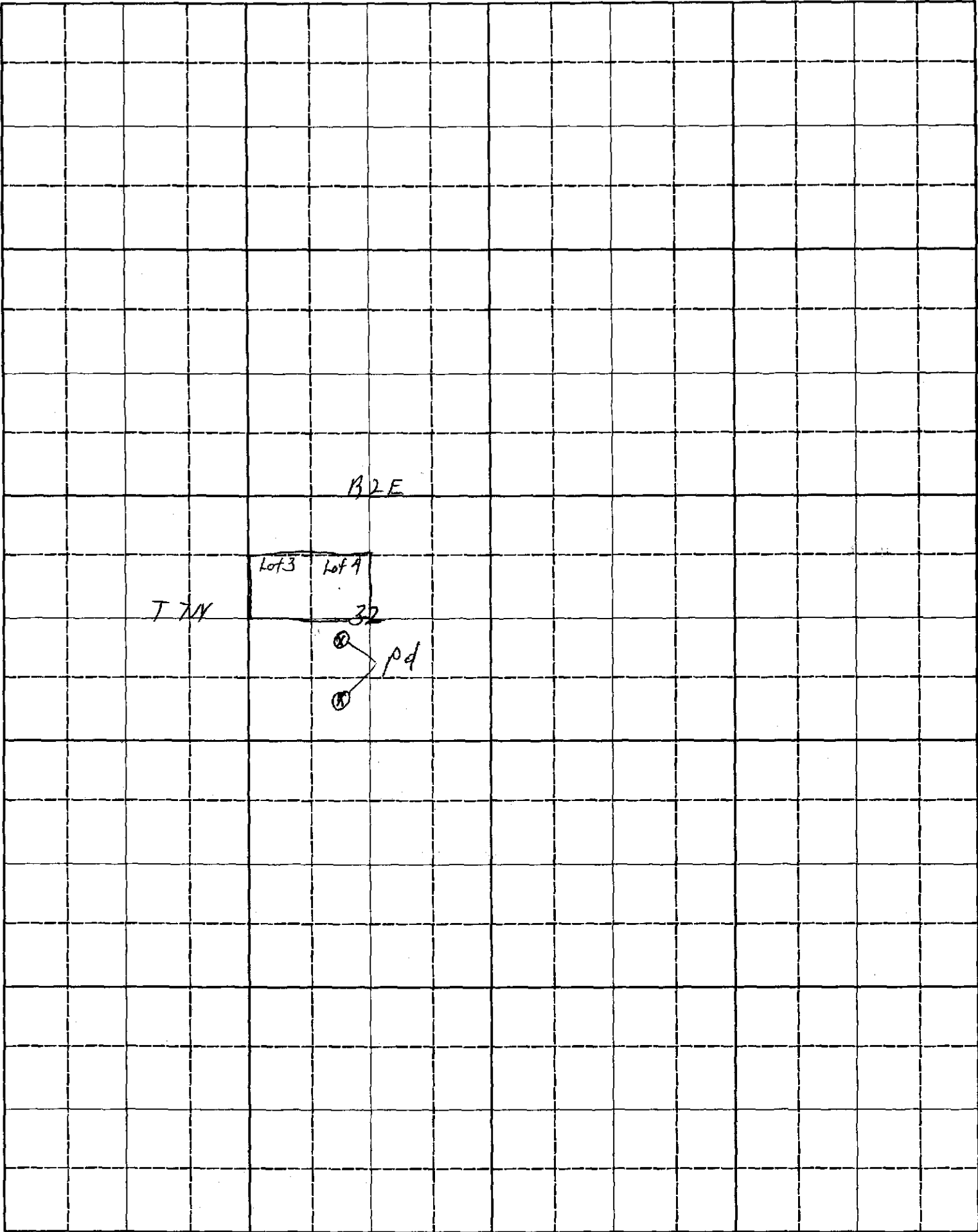
(4) Name of municipality to be served , or number of families to be

supplied with domestic water 2

(5) If water is to be used for other purposes describe:



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



Scale: 2 inches equal 1 mile.

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

Donald E. Shomaker  
(Applicant)

Proposed Priority 12/7/1982

Received by LLS Date 12/7/82 Time 3:00 PM

Preliminary check by jk Fee \$ 30.00

Receipted by AP Date 12/1/82 23055

Publication prepared by AP Date 12/16/82

Published in Idaho World

Publication dates 12/24 & 12/31/82

Publication approved AP Date 1/6/83

Protests filed by: U. S. Dept. of the Interior, Bureau of Land Management  
by Richard A. Geier, Cascade Area Manager

Protest withdrawn 1/17/83

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by DBS RC

#### 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. 65-12582, 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 February 1, 19 84.
- 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. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.  
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 20<sup>th</sup> day of January, 1983.

L. Glen Saxton  
Chief, Operations Bureau

STATE OF IDAHO,  
County of Boise

...Jean Jewell..., being  
duly sworn, deposes and says:  
that he is the manager and prin-  
cipal clerk of THE IDAHO  
WORLD, a weekly newspaper  
published at Idaho City, in the  
County of Boise and State of Ida-  
ho; that said paper has been and  
is in general circulation in the  
county aforesaid, and in the vi-  
cinity of Idaho City; that the  
advertisement, a copy of which is  
hereto attached, was published in  
said newspaper once a week for  
....2.... consecutive weeks in  
the entire and regular issue of  
every number of said paper dur-  
ing the period and time of publi-  
cation and was published in the  
newspaper and not a supplement;  
that said paper has been estab-  
lished and regularly and continu-  
ously published for more than  
seventy-eight weeks past previ-  
ous to the first publication of  
this notice. Such notice was pub-  
lished in the issue beginning with

1-15 + 12-22, 1982. and end.

ing with the issue of 12-22-12-29

19 82.

...Jean D. Jewell...

Subscribed and sworn to before

me this .... day of ... 1983

...[Signature]...

Idaho City, Boise County, Idaho

LEGAL NOTICES

NOTICE OF APPLICATION  
FOR WATER RIGHT

The following application(s) have been filed  
to appropriate the public waters of the State of  
Idaho: - 63-9959  
WHITTAKER, CARROL F. &/or STELLA T.  
1721 EAGLESON RD., BOISE, ID 83705  
Source: SPRINGS trib. to SINKS  
Date Filed: 12/06/1982  
Diversion Pt: SENW Sec 16 T 04N R 04E  
Use: DOMESTIC (0.04 CFS)  
In: SENW Sec 16 T 04N R 04E

(18)  
2x

The permits 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  
JANUARY 3, 1983.

KEN DUNN, Dir.

Published in the Idaho World in Idaho City,  
Idaho on December 15 and 22, 1982.

- 65-12581

MILLS, JAMES M.  
GEN. DEL., BRUNEAU, ID 83604  
Source: SPRINGS trib. to PAYETTE RIVER,  
SOUTH FORK  
Date filed: 12/08/1982  
Diversion Pt: LOT 01 (NENW) LOT 02 (SENW)  
Sec 31 T 09N R 06E  
Use: DOMESTIC (0.08 CFS)  
In: LOT 02 (SENW) Sec 31 T 09N R 06E

(10)  
2x

- 65-12582 ✓ 58

SHOEMAKER, DONALD E. &/or DORTHA L.  
BOX 00, HORSESHOE BEND, ID 83629  
Source: SPRINGS trib. to PAYETTE RIVER  
Date Filed: 12/07/1982  
Diversion Pt: SESW LOT 08 (NESW) Sec 32  
T 07N R 02E  
Use: DOMESTIC (0.08 CFS)  
In: LOT 03 (SWNW) LOT 04 (SENW) Sec 32  
T 07N R 02E

(9)  
2x

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  
JANUARY 10, 1983.

KEN DUNN, Dir.

Published in the Idaho World in Idaho City,  
Idaho on December 22 and December 29, 1982.

(6)  
2x

November 6, 1985

RE: Permit No. 65-12582

Donald E. &/or Dortha L. Shoemaker  
Box OD  
Horseshoe Bend, ID 83629

Dear Mr. and Mrs. Shoemaker:

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

Sincerely,



JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure

**MICROFILMED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
LICENSING REPORT

RECEIVED

SEP 30 1985

65-12582  
Permit No.

Department of Water Resources

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

1 GALLON IN 2 SEC. = 30 GPM ÷ 448.8 = 0.07 cfs ✓

- b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{N/A}$   
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\quad}$   
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\quad}$

- c) Volume Calculations for Other Uses:

DOMESTIC - 2 HOMES - IN-HOUSE USE - 1.2 AF/ANN. ✓

2. Overlap Review

- a) Other water rights with same place of use: 65-3402 COVERS SENEW (LOT 4)  
FOR STOCKWATER - NOT SAME SPRING, BUT THIS SOURCE STATES  
SPRINGS & 65-3402 COVERS ONE OF THEM & THIS PERMIT COVERS THE OTHER ONE.
- b) Other water rights with same point of diversion: NONE

- c) Analysis:

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# RECOMMENDED AMOUNTS

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10 day

| 3. | Permit No. | Priority  | Amount   | App. Date | Date Proof Submitted | System Capacity |
|----|------------|-----------|----------|-----------|----------------------|-----------------|
|    | 65-12582   | 12-7-1982 | 0.07 cfs | 12-7-1982 | 1-24-1983            | 0.07 cfs        |

4. Permit Holder: DONALD E. & /OR DORTHA L. JOEMAKER ✓

Address: Box 00, HORSESHOE BEND, ID 83629 ✓

5. Source: 2 SPRING ✓ tributary to PAYETTE RIVER ✓

| 6. Beneficial Use         | Period of Use<br>From To | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa)<br>(In house use only) |
|---------------------------|--------------------------|------------------------------|-------------------------------------------------|
| <u>DOMESTIC (2 units)</u> | <u>1-1</u> <u>12-31</u>  | <u>0.07 cfs</u>              | <u>1.2 AFA</u> ✓                                |

Allowable Maximums: 0.07 cfs ✓ 1.2 AFA ✓

7. Point(s) of Diversion: ✓

| No. | Govt. Lot | 1/4  | 1/4  | 1/4 | Sec. | Twp. | Rge. | County |
|-----|-----------|------|------|-----|------|------|------|--------|
|     | 8 ←       | (NE) | (SW) |     | 32   | 7N   | 2E   | BOISE  |

8. Place(s) of Use ✓

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 7N   | 2E   | 32   |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
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Total Acres \_\_\_\_\_

9. Recommended Conditions/Remarks: R04 (65, Payette River)

10. 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 \_\_\_\_\_

11. Examiner's Signature Jan Grover

Date 4/22/85

Checked in Regional Office by 6h5

Date 9/26/85

Approved in State Office by R. Walker

Date 10-2-85

October 7, 1985

RE: Permit No. 65-12582

Donald E. &/or Dortha L. Shoemaker  
Box 00  
Horseshoe Bend, ID 83629

Dear Permit Holder(s):

A representative of this Department made an examination of the works covered by your Permit No. 65-12582 and has found the following:

Amount of water that can be recognized as beneficially used  
under Idaho law: 0.07 cfs      Source: a spring trib to  
Payette River

The maximum quantity diverted shall not exceed 1.2 acre feet per  
year.

Point(s) of diversion: Gov. Lot 8 (NESW), Sec. 32, Twp 7N, Rge  
2E

Beneficial Use: Domestic use for 2 units within S1/2NW1/4, Sec.  
32, Twp 7N, Rge 2E

Priority date established: December 7, 1982

Conditions (if any): Use of water under this license is subject  
to control by the watermaster of State Water District No. 65,  
Payette River.

If you do not concur with these findings, please contact us within 10 days;  
otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

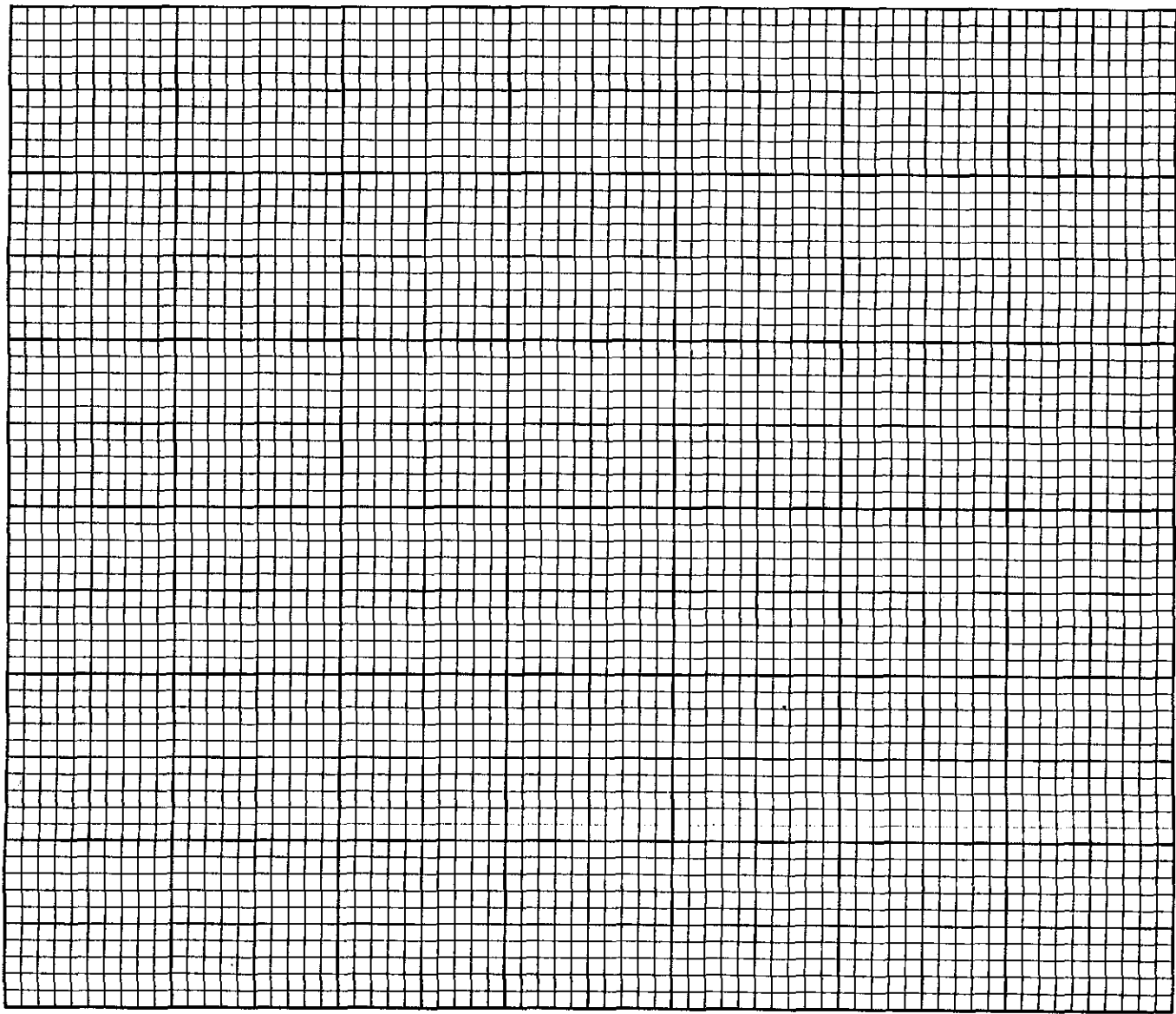
JJ:sc

**MICROFILMED**

[illegible]

10. Other water rights on these lands 105-3402 - See overlap review  
11. Other water right diverted from same p.d. NONE

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



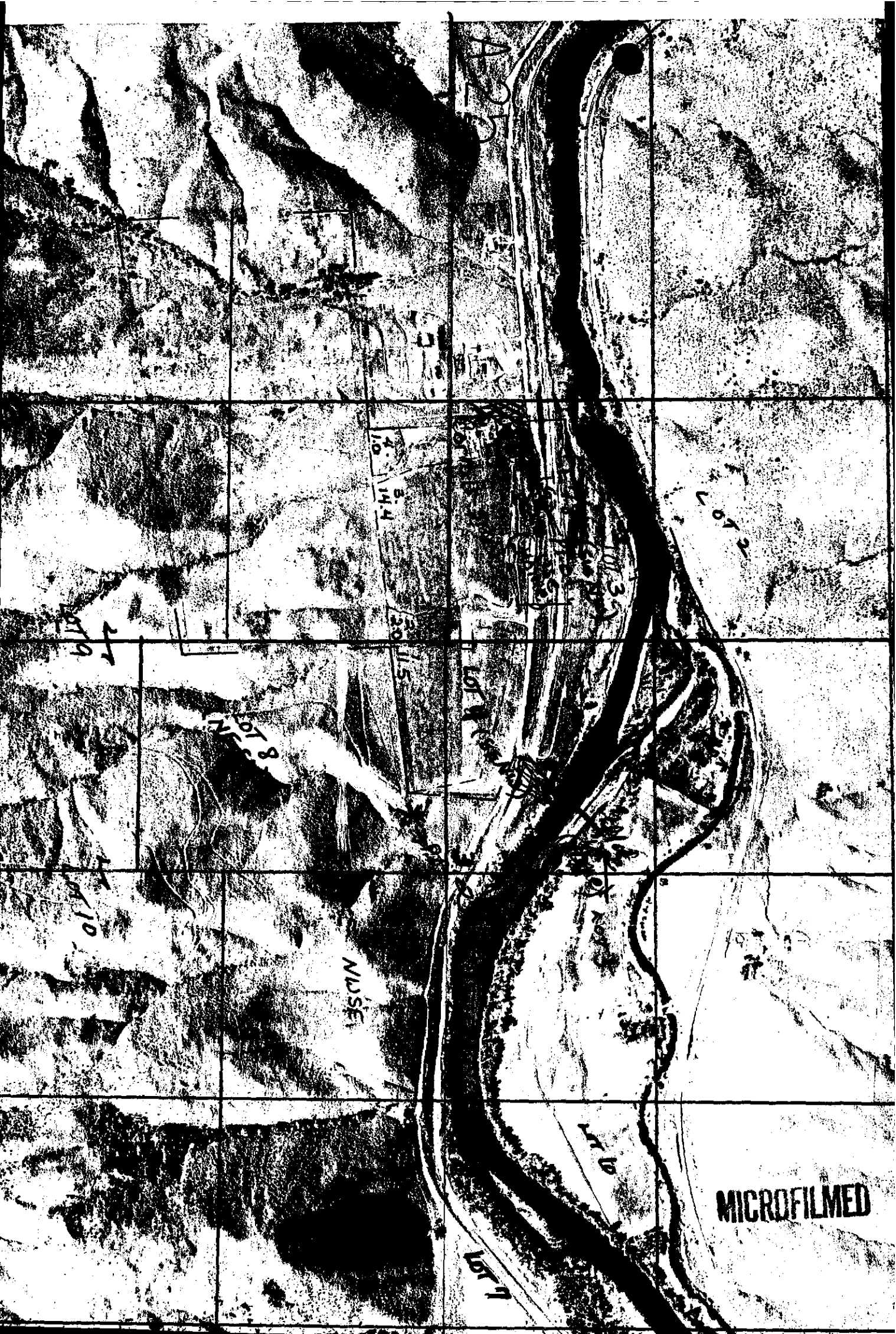
13. ☐ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks THERE IS STOCKWATER USE FROM THIS SPRING WHICH CAN BE INCLUDED WITH THE DOMESTIC USE - IT IS APPROX. 50 HD. CATTLE.

15. Recommended Amendments  
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None <sup>NOTE: SOURCE IS SPRING</sup>  
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

16. Examiner's/Consultant's Signature Jan Glover Date 4/22/85  
Consultant's License Number \_\_\_\_\_  
IDWR Director's Authorization to Conduct Beneficial Use Examination 6/7/84 Date \_\_\_\_\_

CONSULTANT SEAL



A-220

Lot 3

Lot 4

Lot 5

Lot 6

Lot 7

NUSSE

MICROFILMED

Ser. 20

Ser. 21

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Ser. 23

Ser. 24

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Ser. 25

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

---

Statehouse  
Boise, Idaho 83720  
(208) 334-2190

MARCH 18, 1983

DONALD E. SHOEMAKER  
P.O. BOX 00  
HORSESHOE BEND ID 83629

RE: Permit No. 65-12582

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A condition of approval of your original permit required the installation of an access port which, according to the proof card submitted by you, has not been installed. An access port must be installed prior to the time a field examination is made.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,  
s/Judy Pense  
Secretary

**MICROFILMED**



IN REPLY  
REFER TO:  
7200

# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Boise District Office  
3948 Development Avenue  
Boise, Idaho 83705

MAR 9 1983

Mr. David B. Shaw  
Idaho Department of Water Resources  
State House  
Boise, Idaho 83720

Dear Mr. Shaw:

This letter is in reference to Water Permit Application 65-12582 filed by Donald and/or Dortha L. Shoemaker.

As you know, the Bureau of Land Management protested the allowance of the subject permit because the point of diversion was on public land and there was no evidence of an authorization for the conveying structure (buried pipeline) in our records. Subsequently, the Bureau cancelled its protest because the Shoemakers indicated they would file a right-of-way application for the pipeline.

However, since that time the Bureau has been contacted by William D. Collins, attorney for Mr. and Mrs. Shoemaker. Mr. Collins contends that his clients may have claim to an easement by use under the Acts of 1866 and 1870, 30 U.S.C. Section 51 (R.S. 2339) and 30 U.S.C. Section 52 (R.S. 2340). In a sworn Affidavit dated February 15, 1983, James F. Casner states the pipeline was installed in 1935 to convey water for domestic purposes. Mr. Casner sold his interest to the Shoemakers in 1951.

Consequently, based on the Act of July 25, 1866, and the submitted Affidavit, the Bureau concurs with Mr. Collins and recognizes the Shoemaker's right to claim a right-of-way for the pipeline under the authority of the above act. They are not required to secure an authorization for the pipeline from the BLM.

Sincerely yours,

Richard A. Geier  
Cascade Area Manager

cc: William D. Collins  
Collins, Manly & Williams  
P. O. Box 2794  
Boise, Idaho 83701

RECEIVED  
MAR 10 1983

Department of Water Resources  
Western Regional Office

MICROFILMED

# DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-12582.

Name(s) of Permit Holder: DONALD E. AND/OR DORTHA L. SHOEMAKER

Post Office Address: Box 0D, Horseshoe Bend,  
Idaho 83629 Tel. No. 793-2345

Source of Water: Spring

Extent of Use: ☒ Domestic 2 (number of households)  
☒ Stockwater 30-60 (number and type of stock)  
☒ Irrigation 2 (acres)  
☐ Other \_\_\_\_\_

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No  
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

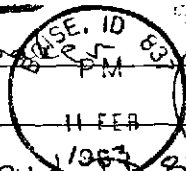
February 11, 1983  
Date

Donald E. Shoemaker  
Signature of Permit Holder

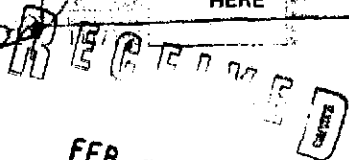
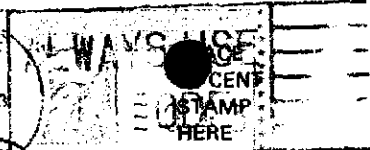
Donald E. Skene

Box 6D

Horseshoe Bend, ID 83720



FEB 11 1983



FEB 14 1983  
DEPARTMENT OF WATER RESOURCES

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

# DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-17582

Name(s) of Permit Holder: Donald E. & or Dortha L. Shoemaker

Post Office Address: Box 12 Horseshoe Bend Rd 83629

Tel. No. 793-2345

Source of Water: \_\_\_\_\_

Extent of Use: ☒ Domestic 2 (number of households)  
☐ Stockwater \_\_\_\_\_ (number and type of stock)  
☐ Irrigation \_\_\_\_\_ (acres)  
☐ Other \_\_\_\_\_

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No  
 Access Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

1/17/83  
Date

Dortha L. Shoemaker  
Donald E. Shoemaker  
 Signature of Permit Holder

Donald L. Shomaker  
Horsehoe Bend  
Idaho 83629



RECEIVED

JAN 24 1983

Idaho Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

STATEHOUSE  
BOISE, IDAHO 83720  
(208) 334-4440

SHOEMAKER, DONALD E. & DORTHA L.  
BOX 00  
HORSESHOE BEND, ID 83629

FEBRUARY 01, 1983

RE: PERMIT NO. 65-12582

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.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING 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 THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

PLEASE BE ADVISED THAT THERE IS INSUFFICIENT NATURAL FLOW AVAILABLE IN THE SPRINGS AND TRIBUTARIES TO PROVIDE WATER FOR A NEW APPROPRIATION THROUGHOUT THE ENTIRE SEASON OF USE. DURING THE SPRING RUN-OFF EACH YEAR, THERE MAY BE A PERIOD OF TIME IN WHICH THE PRIOR RIGHTS TO THE USE OF THE NATURAL FLOW AND STORAGE ARE FILLED LEAVING WATER AVAILABLE FOR YOUR PERMIT. AS THE NATURAL FLOW DIMINISHES, HOWEVER, THERE MAY BE NO WATER AVAILABLE FOR YOUR RIGHT UNLESS YOU ARRANGE FOR AN ADDITIONAL SOURCE OF WATER AS A SUPPLEMENTAL SUPPLY.

RECEIVED  
FEB 1 1983

RE: PERMIT 65-12582

PAGE 01  
FEBRUARY 01, 1983

SINCERELY,

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

ENCLOSURE

MICROFILMED

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Grover

APPLICATION NUMBER: 65-12582

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.  
☐ Idaho Fish and Game Department.  
☐ Idaho Department of Lands.  
☒ U.S. Bureau of Land Management.  
☐ U.S. Forest Service.  
☐ Other \_\_\_\_\_

Copies sent by: \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_  
JP 12/20/82 ✓  
\_\_\_\_\_  
\_\_\_\_\_

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: 1/10/83 ✓  
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 1/6/82 ✓  
☒ Application published correctly. If not, record action taken: \_\_\_\_\_  
☒ Fee amount, receipt date & number, recorded on application. 30/23055  
☒ Publication dates and paper, recorded on application. 12/24/82 12/31/82 Idaho world  
☒ Protests, dates, withdrawal, etc., recorded on application.  
☐ Recommendation & initial, recorded on application.  
☐ Yes ☒ No Measuring device required.  
☐ Yes ☒ No Access port required.  
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 65  
12/7/82 Date of priority recommended.  
Special conditions of approval or cover letter. Right-of-way clause  
Payette River Letter  
(26)

By: DBS Date: 1/19/83

STATE OFFICE REVIEW:

SL/116, L04 (Payette) 05/65 Payette

- ☐ See attached sheet for more information.

By: Tep Date: 1-20-83

RECEIVED  
JAN 20 1983

RECEIVED

SPECIAL NOTE: \_\_\_\_\_

Application No. 65-12582

PROTEST INFORMATION SHEET

Protestant - Name(s) \_\_\_\_\_

U.S. Dept. of the Interior, Bureau of Land Management, Boise District Office  
by Richard A. Geir, 3948 Development Ave. Boise, ID 83705

Address \_\_\_\_\_

Attorney - Name & Address \_\_\_\_\_

Date Filed 1/6/83

Protest Date 1/10/83

Issues \_\_\_\_\_

Applicant - Attorney - Name & Address \_\_\_\_\_

Dates: \_\_\_\_\_

Acknowledgement letters: \_\_\_\_\_

Hearing Notice: \_\_\_\_\_

Hearing Date: \_\_\_\_\_

Other: \_\_\_\_\_

Protest Information submitted in Computer (following hearing): \_\_\_\_\_

**MICROFILMED**

*Protest  
with drawn  
full copy destroyed.  
kw 1/20/83*

January 18, 1983

Donald E. & or Dortha L. Shoemaker  
Box OD  
Horseshoe Bend, ID 83629

Re: 65-12582

Dear Mr. & Mrs. Shoemaker:

Enclosed is a copy of a withdrawal of protest against the above referenced application.

This office can now take further action on the application.

Sincerely,

DAVID B. SHAW  
Western Regional Supervisor

DBS:jp

Enclosure:

January 18, 1983

Richard A. Geier  
Cascade Area Manager  
UNITED STATES DEPARTMENT OF THE INTERIOR  
Bureau of Land Management  
Boise District Office  
3948 Development Ave.  
Boise, ID 83705

Re: 65-12582

Dear Mr. Geier:

This office acknowledges receipt of the withdrawal of protest against Application No. 65-12582 in the name of Donald &/or Dortha Shoemaker.

This office now will continue to process the application, since the protest has been withdrawn.

Sincerely,

DAVID E. SHAW  
Western Regional Supervisor

DBS:jp



IN REPLY  
REFER TO: 7200

# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Boise District Office  
3948 Development Avenue  
Boise, Idaho 83705

RECEIVED  
OBS

JAN 17 1983

Department of Water Resources

JAN 14 1983

State of Idaho  
Department of Water Resources  
State House  
Boise, Idaho 83720

Gentlemen:

We wish to cancel our protest for the allowance of Water Permit No. 65-12582. Mr. Shoemaker has contacted our office and been advised of the need for a right-of-way permit on his development.

I appreciate the assistance you gave us on this matter.

Sincerely yours,

Richard A. Geier  
Cascade Area Manager

cc:  
Don Shoemaker  
Box OD  
Horseshoe Bend, Idaho 83629

RECEIVED

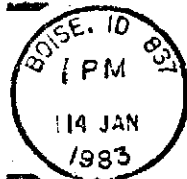
JAN 18 1983

Department of Water Resources  
Western Regional Office

RECEIVED

**UNITED STATES**  
**DEPARTMENT OF THE INTERIOR**  
**BUREAU OF LAND MANAGEMENT**  
BOISE DISTRICT BLM  
DEVELOPMENT AVE.  
BOISE, IDAHO 83705

**OFFICIAL BUSINESS**  
**PENALTY FOR PRIVATE USE, \$300**



**POSTAGE AND FEES PAID**  
**U S DEPARTMENT OF THE INTERIOR**  
**INT 415**

State of Idaho  
Department of Water Resources  
State House  
Boise, Idaho 83720



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

January 6, 1983

Donald E. &/or Dortha L. Shoemaker  
Box 00  
Horseshoe Bend, ID 83629

Dear Mr. & Mrs. Shoemaker:

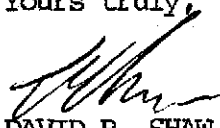
Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. 65-12582. The Department suggests you contact the protestant(s) directly in an effort to determine the nature of the protest(s) and to attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Yours truly,

  
DAVID B. SHAW  
Western Regional Supervisor

Enc:



State of Idaho

## DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

January 6, 1983

Richard A. Geier  
Cascade Area Manager  
U. S. Dept. of the Interior  
Bureau of Land Management  
Boise District Office  
3948 Development Ave.  
Boise, ID 83705

Re: 65-12532

Dear Mr. Geier:

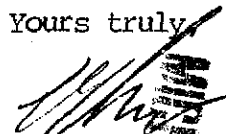
This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Yours truly,

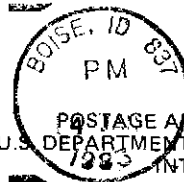
  
DAVID B. SHAW  
Western Regional Supervisor

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

BOISE DISTRICT BLM  
3948 DEVELOPMENT AVE.  
BOISE, IDAHO 83705

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE, \$300

State of Idaho  
Department of Water Resources  
Statehouse  
Boise, ID 83720



U.S. DEPARTMENT OF THE INTERIOR  
INT-415





IN REPLY  
REFER TO:

7200

# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Boise District Office  
3948 Development Avenue  
Boise, Idaho 83705

RECEIVED  
DBS

JAN 5 1983

Department of Water Resources

JAN 4 1983

State of Idaho  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720

Gentlemen:

We wish to protest the allowance of water permit No. 65-12582. The reason for this protest is that the point of diversion is located on federal land and the applicant has not received authorization to proceed with this development.

Sincerely yours,

Richard A. Geier  
Cascade Area Manager

RECEIVED

JAN 6 1983

Department of Water Resources  
Western Regional Office



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-2190

December 20, 1982

Vincent S. Strobel  
Bureau of Land Management  
Room 398 Federal Bldg.  
550 W. State St.  
Boise, ID 83724

Re: 65-12582 & 77-7185

Dear Mr. Strobel:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application, your written protest must be received in this office by January 10, 1983.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID B. SHAW  
Western Regional Supervisor

DBS:jp

Enclosure



65-12582

SHOEMAKER, DONALD E. &/or DORTHA L.

BOX 00, HORSESHOE BEND, ID 83629

Source: SPRINGS trib. to PAYETTE RIVER

Date Filed: 12/07/1982

Diversion Pt: SESW LOT 08 (NESW) Sec 32 T 07N R 02E

Use: DOMESTIC (0.08 CFS)

In: LOT 03 (SWNW) LOT 04 (SENW) Sec 32 T 07N R 02E