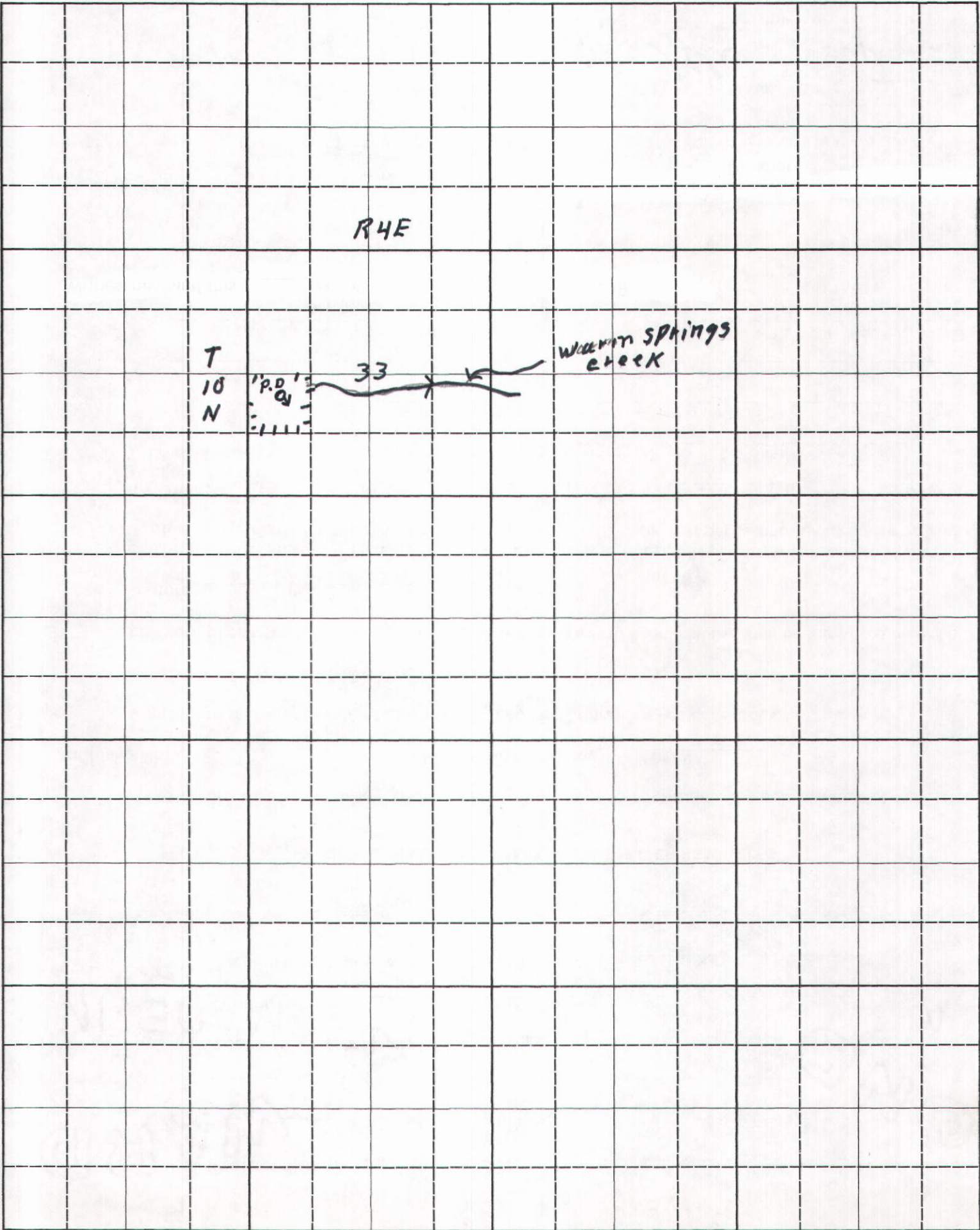


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Frank M. Carl
(Applicant)

STATE OF IDAHO, }
County of Boise }

Michael T. Harley, being
duly sworn, deposes and says:
that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

... *1-30* .., 197*9*.. and end-

ing with the issue of *2-6*..

1980...

Michael T. Harley

Subscribed and sworn to before

me this *21*. day of *Feb.* 198*0*.

Scott A. Woodruff.....
Notary Public for Idaho
Residing at Idaho City
my commission expires 11/82

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

65-12302

EARL, FRANK M.
1615 NORTH 20TH STREET, BOISE, ID. 83702
Source: SPRINGS tributary to WARM SPRINGS CREEK

Date Filed: 01/16/1980

Amount 0.08 CFS

Diversion Point: NWSW Sec 33 T 10N R 04E, Boise Co.

Use: HEATING (0.08 CFS) from 01/01 to 11/31

Place of Use: NWSW Sec 33 T 10N R 04E

Diversion Means: PUMPING PLANT AND PIPELINES

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho, 83709 on or before February 11, 1980.

C. STEPHEN ALLRED
DIRECTOR

Published in the Idaho World, Idaho City, Idaho
3631 January 30 and February 6, 1980.

29

OK-KK
2/27/80

RECEIVED
FEB 26 1980
MICROFILMED

Department of Water Resources
Western Regional Office

RECEIVED

FEB 12 1987

Form 219
6/86

STATE OF IDAHO
Department of Water Resources
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

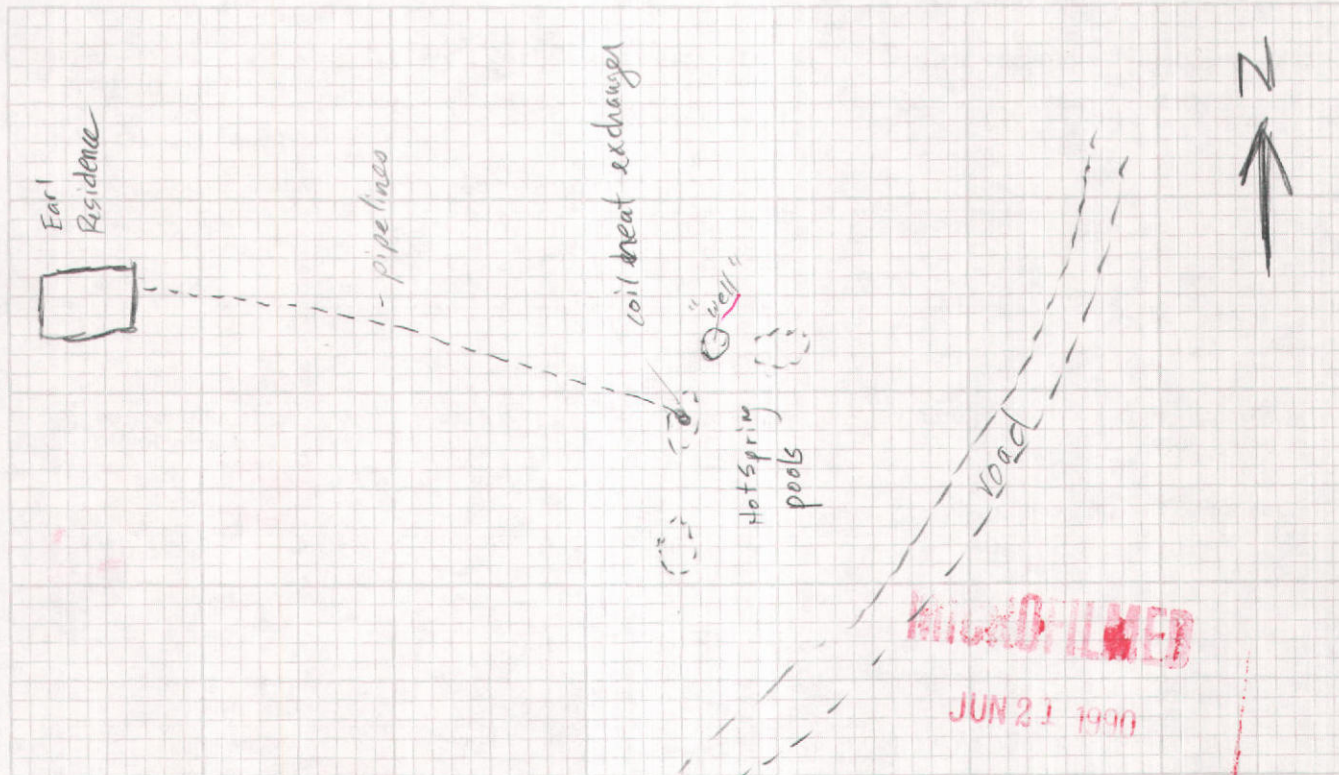
Permit No. 65-12302
Phone No. 376-6188
1. Owner: Frank M. Earl
Current Address: 2960 Linda Vista #10, Boise, ID 83704
2. Accompanied by: unaccompanied EXAM. DATE: 10/9/86 (10-16-86) camp
Address: _____ Phone No. KEYPUNCHED 10-1-8-87
Relationship to Permit Holder: _____
3. Source: hot spring tributary to Warm Springs Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: see attached microfiche ☐ 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" = Not to scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

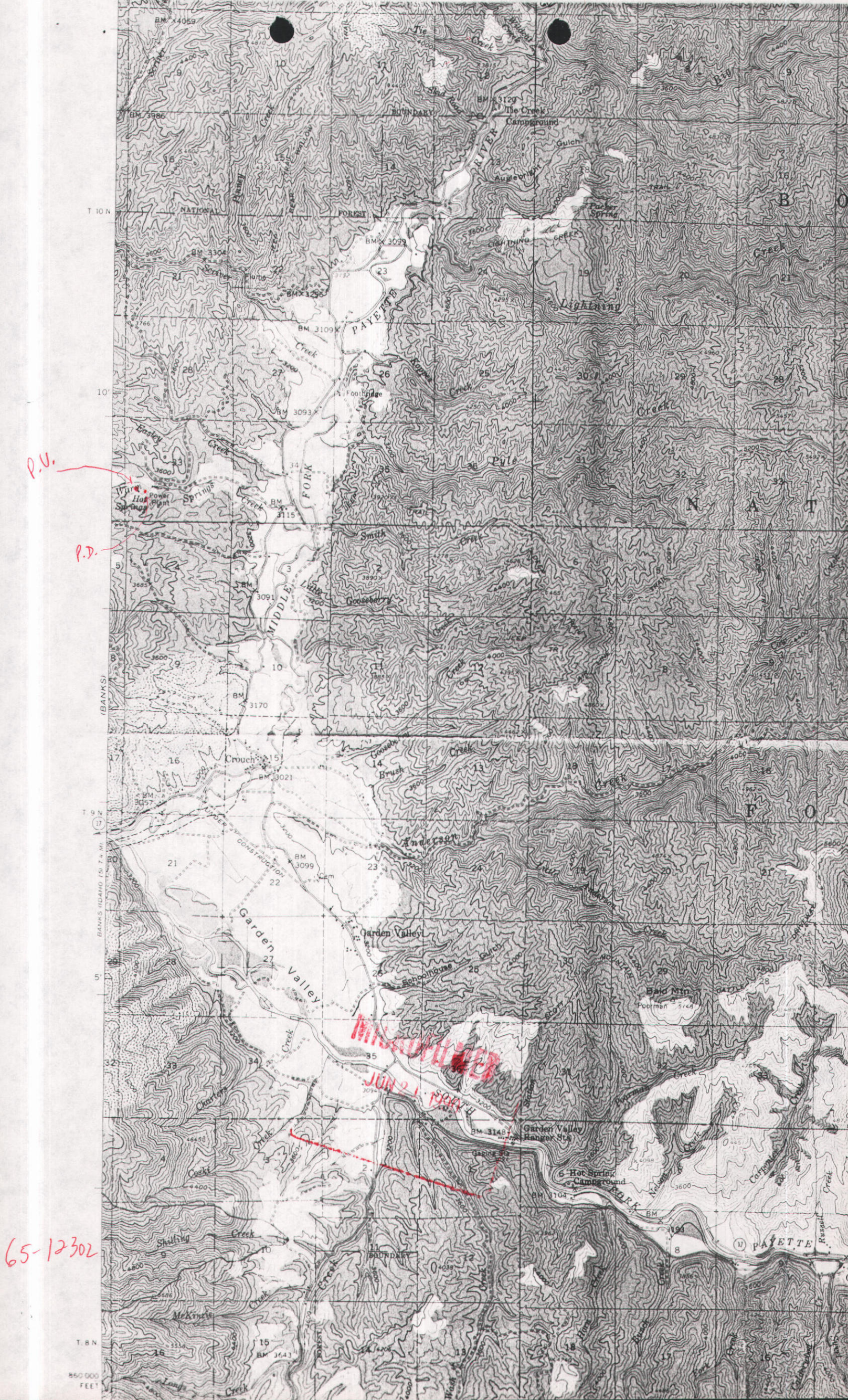


MICHAEL W. WELCH

JUN 21 1990

65-12302

P.V.
P.D.



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12302

Priority: January 26, 1980

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
4.0 AF

This is to certify, that FRANK M. EARL
2960 LINDA VISTA #10
BOISE, ID 83704

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated January 16, 1980; and
has submitted Proof of Beneficial Use on March 11, 1985. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

SPRINGS tributary to WARM SPRINGS 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>
HEATING	01/01 to 12/31	0.04 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 33, Township 10N, Range 04E
BOISE County

PLACE OF USE: HEATING

TWN RGE SEC

10N 04E 33 NWSW

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 is subject to control by the watermaster of State Water District No. 65L

MICROFILMED

JUN 21 1990

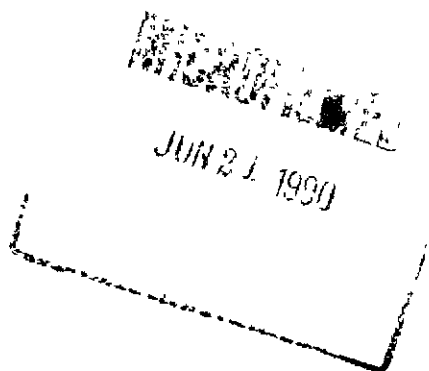
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12302

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 6th
day of June, 1990.

Acting for R. Keith Higginson, Director



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-12302 IN THE
NAME OF FRANK M. EARL

} ORDER OF REINSTATEMENT
}

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before March 1, 1985; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on March 1, 1985 the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on March 11, 1985;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-12302 be REINSTATED and the priority advanced to January 26, 1980.

Dated this 25th day of April, 1985.

MICROFILMED


L. GLEN SAXTON
Chief, Operations Bureau

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 Frank M. Earl Phone 343-0468

Post office address 1615 North 20th Street, Boise, ID 83702

2. Source of water supply Springs which is a tributary of Warm Springs Creek

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 10N

Range 4E B.M. Boise County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .08 cfs for Heating purposes from 1/1 to 11/31 (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 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

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

Pumping plant and pipelines to place of use.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 10N

Range 4E 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 1, or number of families to be supplied with domestic water _____.

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

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Garden Valley Associates

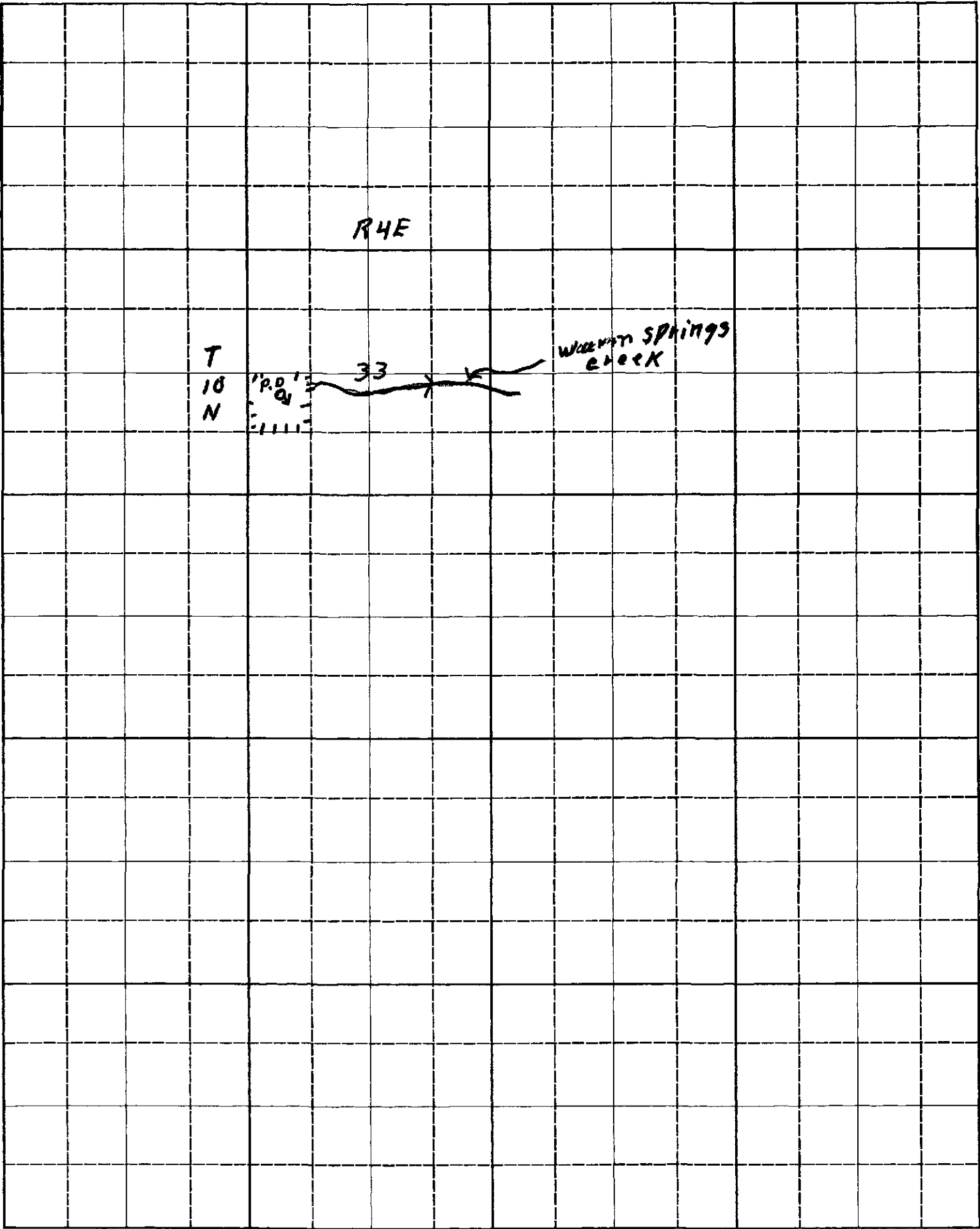
b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks Heating for one domestic household, garage and small greenhouse.

Tract #8 Worm Springs Estate #1

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.

Frank M. Carl
(Applicant)

Priority 1/16/80

Received by 2KN Date 1/16/80 Time 10:30 AM

Preliminary check by CWB Fee \$ 20.00

Received by K.K Date 1/16/80 # 15305

Publication prepared by KK Date 1/17/80

Published in Idaho World

Publication dates 1/24 & 1/31/80

Publication approved KK Date 2/27/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS *[Signature]*

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. 65-12302, 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 March 1, 19 85.
- 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: (1) A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 65L, Warm Springs Creek. (3) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (4) Return flow if discharged to a subsurface system must be authorized by a separate injection well permit, and return flow if discharged to a surface water system shall meet intrastate water quality standards.

Witness my hand this 27th day of March, 1980.

L. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO,
County of Boise }

Michelle T. Harley, being
duly sworn, deposes and says:
that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho, that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

...1-30..., 1979.. and ending

with the issue of 2-6..

1980...

Michelle T. Harley
Subscribed and sworn to before

me this 21. day of Feb.. 1980

David L. Giddens....

Notary Public for Idaho

Residing at Idaho City

my commission expires 11/82

FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

65-12302

EARL, FRANK M.

1615 NORTH 20TH STREET, BOISE, ID. 83702

Source: SPRINGS tributary to WARM SPRINGS CREEK

Date Filed: 01/16/1980

Amount 0.08 CFS

Diversion Point: NWSW Sec 33 T 10N R 04E, Boise Co.

Use: HEATING (0.08 CFS) from 01/01 to 11/31

Place of Use: NWSW Sec 33 T 10N R 04E

Diversion Means: PUMPING PLANT AND PIPELINES

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho, 83709 on or before February 11, 1980.

C. STEPHEN ALLRED
DIRECTOR

Published in the Idaho World, Idaho City, Idaho
3631 January 30 and February 6, 1980.

29

OK-KK
2/27/80

MICROFILMED

June 8, 1990

FRANK M. EARL
2960 LINDA VISTA #10
BOISE, ID 83704

RE: PERMIT NO. 65-12302

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
JUN 21 1990

May 3, 1990

FRANK M. EARL
2960 LINDA VISTA #10
BOISE, ID 83704

RE: PERMIT NO. 65-12302

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

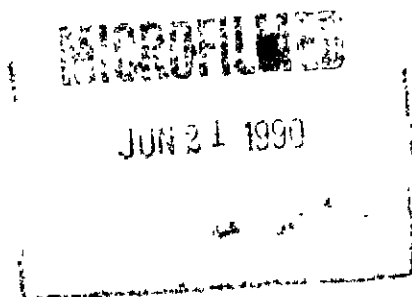
We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure



MEMORANDUM

TO: FILE

FROM: JIM JOHNSON

RE: GENERAL REVIEW OF HEATING USE REQUIREMENTS

DATE: 01/18/90

=====

RATE OF FLOW AND ANNUAL VOLUME FOR HEATING USE

INPUT:

Geothermal Source Temperature	=	100 Degrees
Area of Floor Space	=	2000 Square Feet
Temperature Outside	=	0 Degrees
Temperature Inside	=	70 Degrees
Building Efficiency	=	0.44 *
Days per year temp below 70 Degrees	=	226 Days
Hours per day temp below 70 Degrees	=	14 Hours

FORMULAS:

RATE;

$GPM = \frac{\text{System Cooling Load (BTU/HR)}}{[\text{Temp.Drop Across the System} \times (500)]}$

$\text{System Cooling Load (BTU/HR)} = \text{Building Efficiency} \times \text{Area} \times (\text{Temp.inside} - \text{Temp.outside})$

$\text{Temp. Drop Across the System} = (0.6) \times (\text{Geothermal Temp.} - \text{Temp. Req'd.})$

Temp. Required = 70 Degrees

VOLUME;

$\text{Annual Volume} = \text{CFS} \times 1.9835 \times \text{Hours} / 24 \times \text{Days}$

OUTPUT:

RATE OF FLOW	=	6.84 GPM	0.015 CFS
ANNUAL VOLUME	=		4.0 ACRE FEET

MISCELLANEOUS INFORMATION:

* 0.28 Best energy efficiency **
0.44 Good energy efficiency
0.67 Average energy efficiency
1.11 Poor energy efficiency

**Source Administrator's Memorandum dated May 9, 1984

RECEIVED

STATE OF IDAHO
FEB 12 1987 DEPARTMENT OF WATER RESOURCES

65-12302
Permit No.

Staff Analysis Sheet
for
Department of Water Resources Beneficial Use Field Report

P.D. 10 N 4E Sec. 33 NW 1/4

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
N/A ☒ Copies of any Amendments/Orders with conditions of approval
☒ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad
OK ☒ Check for Government Lots. If so, make a copy of Government Plat
Check of P/D index 60 10/15/86 (Initial and date)
Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____
Check of P/U index 60 10/15/86 (Initial and date)
Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____
Aerial Photo
Required? ☐ yes ☒ no If yes: ☐ copy attached?
Scheduling Letter sent? 60 7/26/86 (Initial and date)
☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use
☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Franklin 10/16/86 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)
Exam Reviewed by Manager of Regional Office DWS 2/9/87 (Initial and date)
Exam Date Entered in Computer 11 (Initial and date)
Exam sent to State Office EH 2/11/87 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File EH 2/11/87 (Initial and date)

RECEIVED
FEB 12 1987

Form 219
6/86

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

A. GENERAL INFORMATION

Permit No. 65-12302
1. Owner. Frank M. Earl Phone No. 376-6188
Current Address: 2960 Linda Vista #10, Boise, ID 83704
2. Accompanied by unaccompanied EXAM. DATE: 10/9/86 (10-12-86)
Address: _____ Phone No. 8-67
Relationship to Permit Holder: _____
3. Source hot spring tributary to Warm Springs Cr.

B. OVERLAP REVIEW

1 Other water rights with same place of use: none
_____ ☐ Copies Attached
2 Other water rights with same point of diversion see attached microfiche
_____ ☐ 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" = Not to scale

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)

System Description (continued)

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

Mr. Earl uses hot spring waters as a source of heat for his home. He has experimented with a variety of systems, & his present system consists of a closed loop with a 1" copper pipe coil as a heat exchanger (i.e. no water is removed). He wishes to maintain his right to remove water from the springs in the future should his system change.

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1/8	Not Available		

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	SW	33	10N	4E	Boise	Topog. Map

6. **Place(s) of Use:**

Indicate Method of Determination *topog. map*

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	
10N	4E	33									H								

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:

Not possible

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1 Measured Method:

2. Alternate Method for Checking Purposes

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 36 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (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

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

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

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

2. Volume Calculations for Other Uses:

RECEIVED

JUN 3 - 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Water generally circulates in the loop due to density differences (thermosiphon). An 1/8 HP pump is used to circulate water when it naturally does not.

Note: Since Mr. Earl is presently not diverting water, and he initially applied for .08 cfs, the measurement device requirement should be waived.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
heating	1/1	12/31	.04	
Totals.			.04	

note: permit states "11/31" which is obviously a mistake

2. Recommended Amendments

- | | | |
|---|--|--|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☒ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

J. AUTHENTICATION

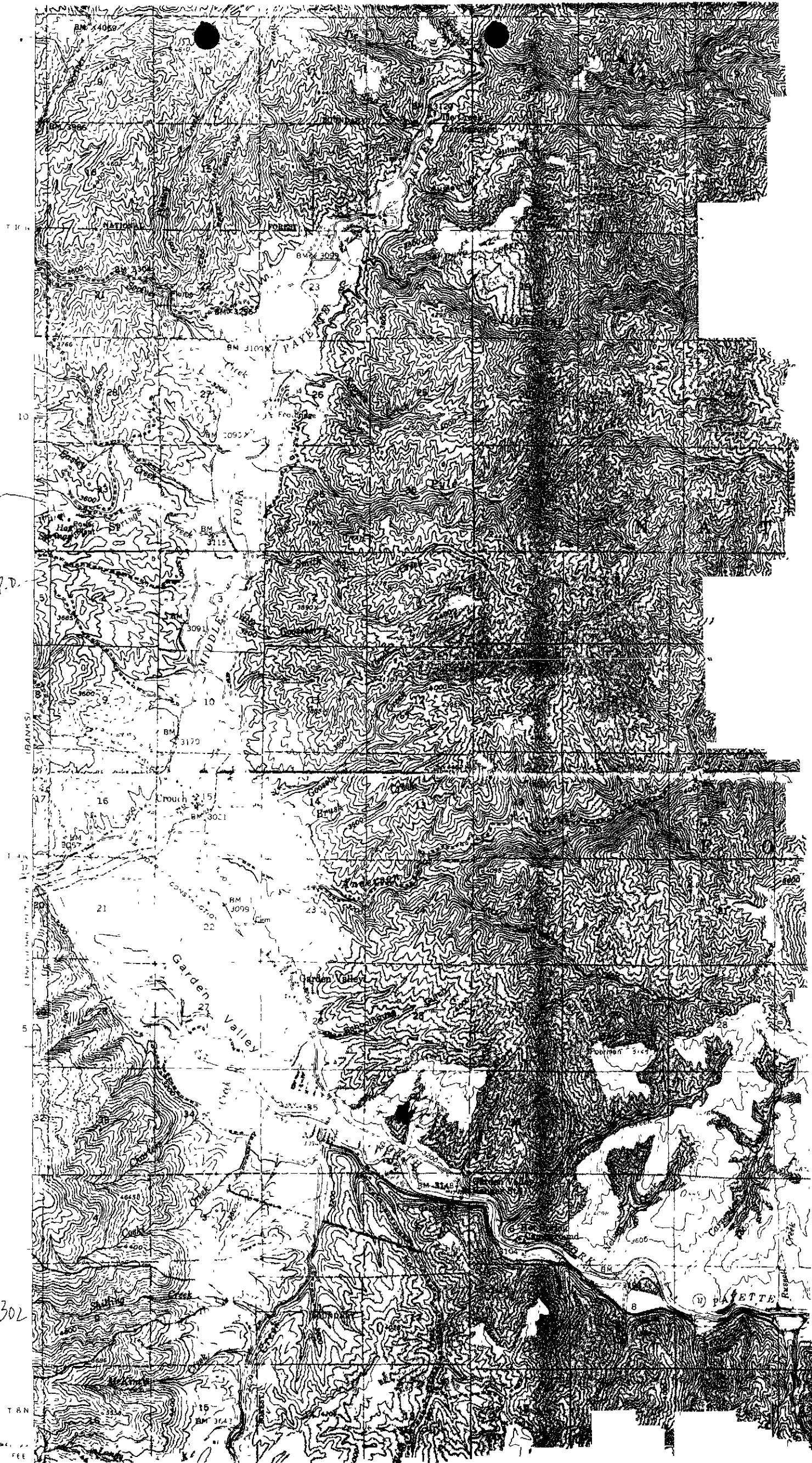
Field Examiner's Name BRAD E DINGEE
Signature Brad E. Dingee
Certification Date _____
Field Report Preparation Date 10/16/86

DAS 2/9/87

CONSULTANT SEAL

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





4/86

For Office Use Only
Fee Received NO FEE
Date 8/4/86
Receipt #
Receipt by
Sent to S.O. 8-12-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

1. Permit No. 65-12302

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: FRANK M. EARL

3. Post Office Address: 2960 LINCOLN VISTA #10
BOISE, IDAHO 83704 Telephone No. 208 (376-6188)

4. Source of Water: Spring Garden Valley 11/2 354

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (acres) Other/Remark Heating

6. Total rate &/or volume for which proof is submitted 04 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1-16/80

8. Person to contact to accompany the department representative during the field examination:

SAME AS ABOVE

(Name)

MICROFILMED

JUN 21 1990

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date Aug 4, 1986

Signature of Permit Holder (and title, if appropriate) Frank M. Earl

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

08
369



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720

65-12302
EARL, FRANK M.
2960 LINDA VISTA #10
BOISE, ID 83704

138621

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee to the department to conduct the field examination, but you may choose to have the examination conducted by another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

JUN 21 1986

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

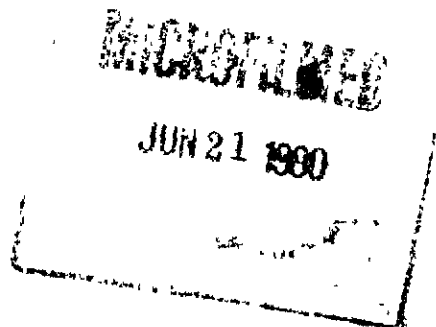
Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures



WARRANTY DEED

FOR VALUE RECEIVED, GARDEN VALLEY ASSOCIATES, an Idaho partnership, the Grantor, does hereby grant, bargain, sell and convey unto TERRACO, an Idaho general partnership, the Grantee, whose current address is c/o A. N. Gordon, 1015 Larkspur, Meridian, Idaho 83642, the following described premises in Boise County, Idaho, to-wit:

See EXHIBIT "A" attached hereto and by this reference made a part hereof as if set forth in full.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that they are free from all encumbrances except current taxes and assessments, easements, reservations, and Declarations of Covenants and Restrictions of record, and that it will warrant and defend the same from all lawful claims whatsoever.

DATED this 4 day of October, 1979.

GARDEN VALLEY ASSOCIATES,
an Idaho partnership

By Garden Valley Investors, a California
limited partnership

By Property Resources, Inc., a
California corporation
Its General Partner

By [Signature]
Its Secretary

PARTNER

By Terraco, an Idaho general partnership

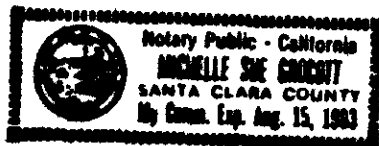
By [Signature]
General Partner

PARTNER

STATE OF CALIFORNIA)
County of Santa Clara) ss.

On this 4 day of October, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael J. McCulloch, known to me to be the Secretary of Property Resources, Inc., a California corporation, which corporation is the sole general partner of Garden Valley Investors, a California limited partnership, which partnership is one of the partners of GARDEN VALLEY ASSOCIATES, an Idaho partnership, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Michelle Sue Shocoll
Notary Public for California
Residing at: Santa Clara County

STATE OF IDAHO)
County of Ada) ss.

On this 19 day of September, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared A. N. Gordon, known to me to be one of the partners of Terraco, an Idaho general partnership, which partnership is one of the partners of GARDEN VALLEY ASSOCIATES, an Idaho partnership, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

James B. Shocoll
Notary Public for Idaho
Residing at Boise, Idaho

Inst. # 93616
Boise County Idaho ss

Request of

Infeco

Time 2:36 P.M.

Date 10/19/79

Book 78

Page 346 } Ed.

Ruth M. Shanahan

By C. D. Shanahan
Deputy

Fee \$6.00

WARRANTY DEED - 2

EXHIBIT "A"

A portion of Lot 27 of the "AMENDED PLAT OF A PORTION OF WARM SPRINGS ESTATES NO. 1" (recorded as Instrument Number 85591, Records of Boise County), said subdivision being situated in the Southwest 1/4 of Section 33, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho described as follows.

Commencing at a found steel pin monumenting the most northerly corner of the boundary common to Lot 27 and Lot 28 of said subdivision, thence along said boundary S39°-00'-00"E a distance of 49.24 feet to a point, said point being the REAL POINT OF BEGINNING.

Thence continuing along said boundary the following courses,
S39°-00'-00"E a distance of 355.58 feet to a point,
Thence S71°-42'-24"W a distance of 20.46 feet to a point,
Thence S44°-00'-28"W a distance of 192.16 feet to a point,
Thence S38°-49'-27"W a distance of 134.22 feet to a point,
Thence S80°-52'-24"W a distance of 63.83 feet to a point,
Thence leaving said boundary N1°-27'-57"W a distance of 66.06 feet to a point of curvature,
Thence northwesterly 141.37 feet along the arc of a non-tangent circular curve concave to the northwest, said curve having a radius of 90.00 feet, a central angle of 90°-00'-00", and a long chord which bears N43°-32'-03"E a chord distance of 127.28 feet to a point,
Thence N1°-27'-57"W a distance of 377.48 feet to the REAL POINT OF BEGINNING.

The above described tract of land contains 1.33 acres, more or less, subject to all existing easements and rights-of-way.

EXHIBIT "A" to Warranty Deed dated October 4, 1979,
GARDEN VALLEY ASSOCIATES, Grantor, TERRACO, Grantee

WARRANTY DEED

FOR VALUE RECEIVED, Garden Valley Associates, a general partnership, the Grantor, does hereby grant, bargain, sell and convey unto William E. Scalf and Arlene R. Scalf, husband and wife, whose address is 517 Archer, Boise, Id. 83709 the Grantee, the following described premises, in Boise County, Idaho, to-wit:

SEE ATTACHED "EXHIBIT A"

Together with the 1974 Van Dyke double-wide Mobile Home, Serial No. 1479, situated on subject property; and together with geo-thermal rights in amount of 5 GPM, under right No. 65-7594 (Permit)

SUBJECT TO: A through G below

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances, except:

(a) Covenants, Conditions and Restrictions and other provisions contained in the Master Declaration of Covenants, Conditions and Restrictions of Castle Mountain Creeks appearing in the records of Boise County, Idaho, as Instrument No. 85295, and in the Supplemental Declaration of Covenants, Conditions and Restrictions of Warm Springs Estate No. 1, appearing in the records of Boise County, Idaho, as Instrument No. 85296.

(b) Easements shown on the record plat of Warm Springs Estates Subdivision No. 1, Amended.

(c) Liens for taxes and assessments not yet due and payable;

(d) Reservations and exceptions in any patent from the United States or in any patent or deed from the State of Idaho;

(e) Building and zoning ordinances and regulations;

(f) Other covenants, conditions, rights-of-way, easements, restrictions and other provisions of record in Boise County, Idaho, records;

(g) Exceptions set forth in standard Owner's policy of title insurance;

(h) Any matters referred to above that this conveyance is made SUBJECT TO;

(1) A 20' wide easement for existing road running in an east-westerly direction near the north border, and a 20' wide easement for existing road running in a northerly direction near the southwest border, both for purpose of ingress and egress to adjoining lots.

(j) A 10' wide easement meandering east-westerly in the north half of property for existing hot water line to Lot 8.

(k) A 10' wide easement for existing cold water lines to Lot 8 and Lot 25, running northerly, then westerly, and then dividing.

and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: AUGUST 23, 1979

Gnat #93147
Boise County Idaho ss

Request of

Debes

Time 8:07 A M.

Date 10/1/79

Book 78-Dee do

Page 315

Ruth M. Shanahan

By Susan Daugherty
Deputy

Feb. 28

GARDEN VALLEY ASSOCIATES

By William C. Brown
General Partner of Terraco,
A General Partner of
Garden Valley Associates

And By Property Resources, Inc.

By Manuel Velazquez
President

STATE OF IDAHO)
) ss.
County of Boise)

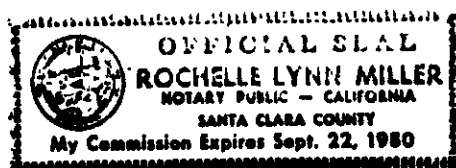
On this 23 day of AUGUST, 197, before me, the undersigned, a Notary Public in and for said State, personally appeared William R. Carrigan, known to me to be one of the general partners of Terraco, a general partner of Garden Valley Associates, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership for Garden Valley Associates.

Martha C. Conover
Notary Public for Idaho
Residing at: Garden Valley, ID.

STATE OF California)
County of Santa Clara) ss.

On this 10th day of September, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared Donald S. Carlson and _____, the President and _____, respectively, of Property Resources, Inc., and acknowledged to me that they executed the foregoing instrument for and on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Richard E. Miller
 Notary Public for: California
 Residing at: Portola Valley

EXHIBIT A

A portion of Lot 27 of the "AMENDED PLAT OF A PORTION OF WARM SPRINGS ESTATES NO. 1," (recorded as Instrument Number 85591, Records of Boise County), said subdivision being situated in the Southwest 1/4 of Section 33, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho, described as follows.

Commencing at a found steel pin monumenting the most northerly corner of the boundary common to Lot 28 and Lot 27 of said subdivision, said pin being the REAL POINT OF BEGINNING.

Thence S1°-27'-57"E a distance of 416.53 feet to a point of curvature,
Thence southwesterly 94.25 feet along the arc of a circular curve concave to the northwest, said curve having a radius of 60.00 feet, a central angle of 90°-00'-00" and a long chord which bears S43°-32'-03"W a chord distance of 84.85 feet to a point of reverse curvature,
Thence southwesterly 47.12 feet along the arc of a circular curve concave to the southeast, said curve having a radius of 30.00 feet, a central angle of 90°-00'-00" and a long chord which bears S43°-32'-03"W a chord distance of 42.43 feet to a point,
Thence S1°-27'-57"E a distance of 70.10 feet to a point on the southerly boundary of said Lot 27,
Thence along said boundary the following courses,
S80°-52'-24"W a distance of 75.81 feet to a point,
Thence N62°-38'-53"W a distance of 60.38 feet to a point,
Thence N2°-00'00"E a distance of 28.26 feet to a point,
Thence N25°-55'-35"W a distance of 246.45 feet to a point,
Thence leaving said boundary N35°-01'-21"E a distance of 262.68 feet to a set steel pin,

Thence N2°-03'-33"W a distance of 111.30 feet to a found steel pin on the northerly boundary of said Lot 27,
Thence along said boundary S85°-23'-14"E a distance of 164.25 feet to the REAL POINT OF BEGINNING.

The above described tract of land contains 2.94 acres more or less, subject to all existing easements and rights-of-way.

WARRANTY DEED

For Value Received William R. Corcoran and Nannette C. Corcoran,
husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

Glen E. Wegner and Evelyn A. Wegner, husband and wife

the grantees, whose current address is 539 East Braemere, Boise, Idaho 83702

the following described premises, in Boise County Idaho, to-wit:

A portion of Lot 27 of the Amended Plat of a portion of Warm Springs Estates No. 1, recorded as Instrument No. 85591, Records of Boise County, Idaho, particularly described as follows:

SEE ATTACHED "EXHIBIT A"

Subject to current taxes and assessments, easements, restrictions and reservations.

Subject, however, to Covenants, Conditions, and Restrictions, and other provisions contained in the Master Declaration of Covenants, Conditions and Restrictions of Castle Mountain Creeks appearing in the records of Boise County, Idaho, as Instrument No. 85795, and in the Supplemental Declaration of Covenants, Conditions and Restrictions of Warm Springs Estates No. 1, appearing in the records of Boise County, Idaho, as Instrument No. 85796.

Subject to a 10' wide easement near the North border, and running in an Easterly-westerly direction for a hot-water pipe to Lot 8, in same subdivision.

TO HAVE AND TO HOLD the said 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 the owners in fee simple of said premises; that they are free from all incumbrances, except as noted above.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 28, 1979

William R. Corcoran
Nannette C. Corcoran

STATE OF IDAHO, COUNTY OF Boise
On this 28 day of November, 1979,
before me, a notary public in and for the said State, personally appeared William R. Corcoran
and Nannette C. Corcoran

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature] Notary Public
Residing at Garden Valley, Idaho
Comm. Expires

STATE OF IDAHO, COUNTY OF Boise
I hereby certify that this instrument was filed for record at the request of Safeco

at 02 minutes past 9 o'clock P. M.,
this 17th day of December, 1979, in my office, and duly recorded in Book 79
of Deeds at Page 82

Ruth M. Shanks Ex-Officio Recorder
By C. William Robinson Deputy.

Fees \$ 4.00
Mail to:



SAFECO

300 North 6th Street Patti Plaza Branch Office
P. O. Box 2528 1111 South Orchard Street
Boise, Idaho 83701 Boise, Idaho 83705
(208) 343-3667 (208) 336-0677

INSTRUMENT NO. 94243

MICROFILMED

EXHIBIT A

A portion of Lot 27 of the "AMENDED PLAT OF A PORTION OF WARM SPRINGS ESTATES NO. 1" (recorded as Instrument Number 85591, Records of Boise County), said subdivision being situated in the Southwest 1/4 of Section 33, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho described as follows.

Commencing at a found steel pin monumenting the most northerly corner of the boundary common to Lot 27 and Lot 28 of said subdivision, thence along said boundary S39°-00'-00"E a distance of 49.24 feet to a point, said point being the REAL POINT OF BEGINNING.

Thence continuing along said boundary the following courses,
S39°-00'-00"E a distance of 355.58 feet to a point,
Thence S71°-42'-24"W a distance of 20.46 feet to a point,
Thence S44°-00'-28"W a distance of 192.16 feet to a point,
Thence S38°-49'-27"W a distance of 134.22 feet to a point,
Thence S80°-52'-24"W a distance of 63.83 feet to a point,
Thence leaving said boundary N1°-27'-57"W a distance of 66.06 feet to a point of curvature,
Thence northwesterly 141.37 feet along the arc of a non-tangent circular curve concave to the northwest, said curve having a radius of 90.00 feet, a central angle of 90°-00'-00", and a long chord which bears N43°-32'-03"E a chord distance of 127.28 feet to a point,
Thence N1°-27'-57"W a distance of 377.48 feet to the REAL POINT OF BEGINNING.

243-2

WARRANTY DEED

FOR VALUE RECEIVED, Garden Valley Associates, a general partnership, the Grantor, does hereby grant, bargain, sell and convey unto Frank M. Earl, a single man whose address is 1615 No. 20th., Boise, Id. 83702

the Grantee, the following described premises, in Boise County, Idaho, to-wit:

SEE ATTACHED "EXHIBIT A"

SUBJECT TO:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances, except:

(a) Covenants, Conditions and Restrictions and other provisions contained in the Master Declaration of Covenants, Conditions and Restrictions of Castle Mountain Creeks appearing in the records of Boise County, Idaho, as Instrument No. 85795, and in the Supplemental Declaration of Covenants, Conditions and Restrictions of Warm Springs Estate No. 1, appearing in the records of Boise County, Idaho, as Instrument No. 85796.

(b) Easements shown on the record plat of Warm Springs Estates Subdivision No. 1, Amended.

(c) Liens for taxes and assessments not yet due and payable;

(d) Reservations and exceptions in any patent from the United States or in any patent or deed from the State of Idaho;

(e) Building and zoning ordinances and regulations;

(f) Other covenants, conditions, rights-of-way, easements, restrictions and other provisions of record in Boise County, Idaho, records;

(g) Exceptions set forth in standard Owner's policy of title insurance;

(h) Any matters referred to above that this conveyance is made SUBJECT TO;

(i) Subject to a 20' wide easement for existing road running in an east-westerly direction, for purpose of ingress and egress to adjoining lots. Said road runs near the northerly border of subject property.

and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: July 28, 1979

GARDEN VALLEY ASSOCIATES

By William R. Carlson
General Partner of Terraco,
A General Partner of
Garden Valley Associates

And By Property Resources, Inc.

By Donald S. Carlson
President

STATE OF IDAHO)
) ss.
County of Boise)

On this 28 day of JULY, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared William R. Carlson, known to me to be one of the general partners of Terraco, a general partner of Garden Valley Associates, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name for Garden Valley Associates.

Marion C. Carlson
Notary Public for Idaho
Residing at: Camden Valley, ID.

STATE OF California)
) ss.
County of Santa Clara)

On this 31 day of July, 1979, before me, the undersigned, a Notary Public in and for said State, personally appeared Donald S. Carlson and , the President and , respectively, of Property Resources, Inc., and acknowledged to me that they executed the foregoing instrument for and on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Debra D. Ricks
Notary Public for California
Residing at: Santa Clara

Not. 92548
Boise County Idaho ss
Request of Debra D. Ricks
Time 9:53 a.m.
Date 8/13/79
Book 78-1022 (Ind)
Page 205
Ruth M Shanahan
By Debra D. Ricks Deputy
Fee 6.00

EXHIBIT A

A portion of Lot 27 of the "AMENDED PLAT OF A PORTION OF WARM SPRINGS ESTATES NO. 1," (recorded as Instrument Number 85591, Records of Boise County), said subdivision being situated in the Southwest 1/4 of Section 33, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho, described as follows.

Commencing at a found steel pin monumenting the most northerly corner of the boundary common to Lot 27 and Lot 28 of said subdivision, thence along the northerly boundary of said Lot 27 N85°-23'-14"W a distance of 164.25 feet to a found steel pin, said pin being the REAL POINT OF BEGINNING.

Thence leaving said northerly boundary
S2°-03'-33"E a distance of 111.30 feet
to a set steel pin,
Thence S35°-01'-21"W a distance of 262.68
feet to a point on the southwesterly boundary
of said Lot 27,
Thence following the said boundary the following
courses,
N25°-55'-35"W a distance of 290.54 feet to a point,
Thence N48°-15'-00"E a distance of 120.00 feet to
a point,
Thence S85°-23'-14"E a distance of 184.85 feet to
the REAL POINT OF BEGINNING.

The above described tract of land contains 1.30 acres,
more or less, subject to all existing easements and rights-of-
way.

548-3

^ALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 105-12302

DATE: 4-25-1985

Date proof received

70 March 11

Proof due

- 100 March 1

Number of day proof late

10

Priority date

+ 16

New priority date

26

January 16, 1980
Jan. 26, 1980

Remarks:

MICROFILMED

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. 65-12302

Name(s) of Permit Holder Frank M. Earl

Post Office Address: 2960 Linda Vista #10
Boise, Idaho 83704 Tel No. 376-6188

Source of Water _____

Extent of Use

☐ Domestic	(number of households)
☐ Stockwater	(number and type of stock)
☐ Irrigation	(acres)
☐ Other <u>Hunting</u>	

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

Mar 85 Date Frank M. Earl Signature of Permit Holder

DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

EXP. 00 010786A1 01/07/85
EAR 15 140801N1 01/03/85

RETURN TO SENDER
FORWARDING OFFICE
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

MICROFILMED

CLAIM CHECK
NO.

257702

☐ HOLD

DATE

[Signature]
1ST NOTICE

2ND NOTICE

RETURN

Detached from
PS Form 3800-A
Oct. 1980

RECEIVED

JAN 8 1985

Department of Water Resources

CERTIFIED MAIL

NO. 138568

INTER-DEPARTMENT MEMO — 1

FROM Rita Fleck

DATE 2-5-1985

TO File 65-12302

SUBJECT Returned B/L Notice

The Boise City telephone directory shows an address of 2960 Linda Vista Lane, Boise Id 83706 as an address for Frank M. Earl.

MICROFILMED


SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138568

EARL, FRANK M.
1615 NORTH 20TH STREET
BOISE, ID 83702

PROOF DUE NOTICE

DECEMBER 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-12302 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

EARL, FRANK M.
1615 NORTH 20TH STREET
BOISE, ID 83702

APRIL 10, 1980

RE: PERMIT NO. 65-12302

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.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING 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

ENCLOSURE

MICROFILM

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: C. W. Boyan

APPLICATION NUMBER: 65-12302
EARL

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ 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: 2/11/80
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 2/24/80
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ 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 (65L)
1/16/80 Date of priority recommended.
Special conditions of approval or cover letter. I.P. Letter.
Right-of-way clause. w.m. condition
Basin 65 w.m. condition

By: 1035 Date: 3/18/80

STATE OFFICE REVIEW:

01 05/65L Warm Springs Creek 04 09A
SL w/m.d. cond

- ☐ See attached sheet for more information.

By: Jim Date: 3/25/80 Deputy

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

JANUARY 17, 1980

The Idaho World
Box 220
Idaho City, ID 83631

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before FEBRUARY 11, 1980.

Yours truly,

Karla Knecht
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before FEBRUARY 11, 1980.

C. STEPHEN ALLRED

Director

Published 1/24 & 1/31/80.

RECEIVED
FEB 1 1980
IDAHO DEPT. OF WATER RESOURCES

65-12302

EARL, FRANK M.

1615 NORTH 20TH STREET, BOISE, ID 83702

Source: SPRINGS tributary to WARM SPRINGS CREEK

Date Filed: 01/16/1980

Amount: 0.08 CFS

Diversion Point. NWSW Sec 33 T 10N R 04E, BOISE Co.

Use: HEATING (0.08 CFS) from 01/01 to 11/31

Place of Use: NWSW Sec 33 T 10N R 04E

Diversion Means: PUMPING PLANT & PIPELINES