

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

4 East

34

18 West

P.D.

Irrigated land

A hand-drawn map on graph paper. A vertical line is labeled '18 West' and a horizontal line is labeled '4 East'. At the intersection of these lines, there is a small cross. To the right of the cross, the text 'P.D.' is written with an arrow pointing to the cross. Below 'P.D.', the text 'Irrigated land' is written with an arrow pointing to the cross. The number '34' is written to the left of the cross.

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.

Guy M Roberts
(Applicant)

STATE OF IDAHO,
County of Boise

Ronna Neth 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

2 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

Sept. 23 1977 and ending with the issue of Sept. 30

1977

Ronna Neth
Subscribed and sworn to before me this 3rd day of Oct, 1977

Robert J. Taffel
Clerk of Dist Court

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Rex &/Or Terry McRoberts, Star Route, Garden Valley, Idaho 83622 has on September 13, 1977 submitted Application No. 65-7972 for a permit to appropriate 0.34 cubic feet per second of water from Four Springs by means of 6' diameter spring reservoirs, pumps and pipelines within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34 T10N R4E B.M., County of Boise to be used from January 1 to December 31 for domestic purposes and from April 1 to November 1 for irrigation purposes of 15 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34 T10N R4E.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before October 10, 1977.

C. STEPHEN ALLRED
Director

Published in THE IDAHO WORLD,
Idaho City, Idaho 83631 on September 23 and 30, 1977.

OK
10-11-77
mf

RECEIVED
OCT 6 1977
Department of Water Resources
Western Regional Office

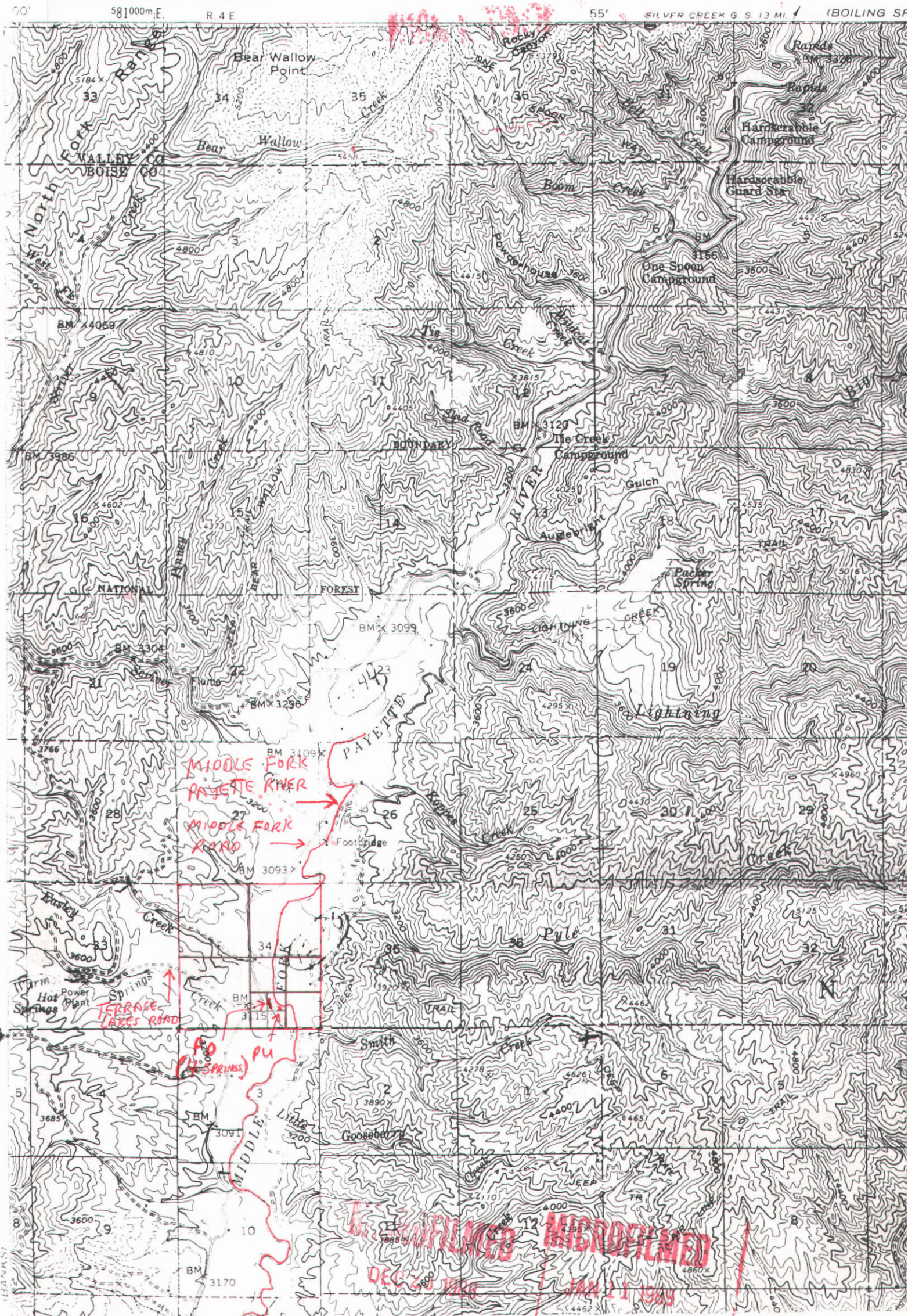
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☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

65-7972
70 N 4E S. 34
SW 1/4 SE 1/4
(PU APPROX 600' SE OF PD)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

UNITED STATES
DEPARTMENT OF THE INTERIOR
FOREST SERVICE



REPRODUCED MICROFILMED
DEC 20 1960
JAN 11 1961



REFILMED

11 1989

FILMED

1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07972

Priority: November 1, 1977 Amount: 0.04 CFS 1.2 AFA

This is to certify, that WM. JEFF SMITH
TONI SMITH

7829 SWIFT LN.

BOISE, ID 837040000

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated September 13, 1977, and has submitted proof to the Department of Water Resources on September 6, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .040 cfs of water from:

SPRINGS tributary to SINKS

source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA

LOCATION OF POINT OF DIVERSION(S): NESWSE , Sec. 34, Township 10N, Range 04E
BOISE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

10N 04E 34 SWSE

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 4 points of diversion located in NESWSE, S34, T10N, R4E.

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JAN 11 1989

DEC 23 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07972

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 12TH
day of DECEMBER, 1988

Acting for the Director

MICROFILMED

JAN 11 1989

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DEC 13 1988

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT
NO. 65-7972 IN THE NAME
OF WM. JEFF &/OR TONI SMITH

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 65-7972 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. On November 8, 1977 the Department approved Application for Permit No. 65-7972 to appropriate the public waters of the State of Idaho with a priority of September 13, 1977.

2. On June 5, 1986 the Department sent the permit holder a notice that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.

3. The fee was due on August 4, 1986, 60 days from the date of the notice; however, the fee was not received until September 22, 1986, 49 days late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the fee was late, pursuant to the provisions of Section 42-217, Idaho Code.

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DEC 23 1988

2. The date of priority of Permit No. 65-7972 should be advanced 49 days.

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 65-7972 is advanced to November 1, 1977.

Dated this 25th day of October, 1988.

A. M. Saylor
Chief, Operations Bureau

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DEC 3 1988

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	65-7972	Roberts, Rex Terry	0.34
Full Assignment	65-7972	Smith, Wm. Jeff Tony	0.34

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State of Idaho
Department of Water Resources

RECEIVED
OCT 6 1986

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Gary M. Roberts, hereby assign to WM. JEFF &/or Toni Smith
of HC 76 Box 2288 Garden Valley, ID 83622
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 65-7972
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 27th day of September, 19 86.

[Signature]
Permit Holder

Terry M. Roberts
Spouse of Permit Holder

State of Idaho)
County of Boise) ss.

On this 27 day of September, 1986, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

M. Beulah Gray
Notary Public residing at

Garden Valley,

My commission expires:

2-23-87

RECORDED

Identification No. _____

Application No. 65-7972

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Rex and/or Terry McRoberts Phone: 462-3728
post office address Star Route, Garden Valley, ID 83622

2 Source of water supply Four Springs which is a tributary of _____

3 a Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34 Township 10N
Range 4E B.M. Boise County; additional points of diversion if any _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4 Water will be used for the following purposes

Amount .04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .30 for irrigation purpose from Apr 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

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

5 Total quantity to be appropriated

a .34 cubic feet per second and/or

b _____ acre feet per annum.

6 Proposed diverting works.

a Description of ditches, flumes, pumps, headgates, etc 6' diameter spring reservoirs with
3/4 H.P. pumps and pipelines or gravity flow ditches where feasible to
residence and land irrigated respectively.

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir
capacity _____ acre feet, materials used in storage dam _____

Period of year during which storage will occur _____ to _____ inclusive
(Mo. Day) (Mo. Day)

c Proposed well diameter is _____ inches, proposed depth of well is _____ feet

7 a Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years

b Estimated construction cost is \$ \$6,461.32

8 Description of proposed uses

a If water is **not** for irrigation

(1) Give the place of use of water SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34 Township T10N
Range 4E B.M.

(2) Amount of power to be generated _____ hp 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 one family

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

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[illegible]

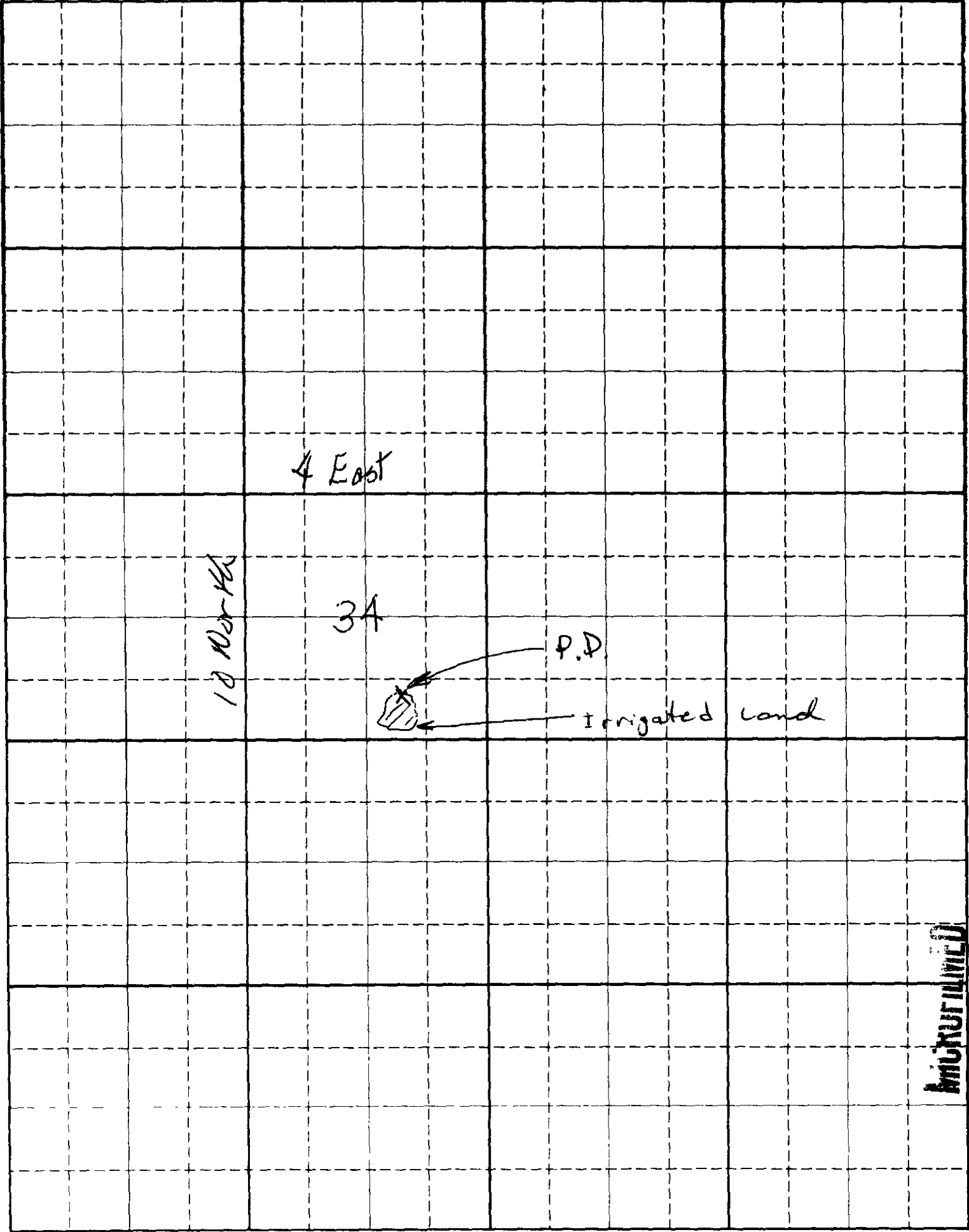
c Describe any other water rights used for the same purposes as described above. none

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

10	Remarks
----	---------

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

Ray M. Roberts
(Applicant)

Proposed Priority 9/13/77

Received by Lib Date 9-13-77 Time 10:45

Preliminary check by WHM Fee \$ 25.00

Received by Lib Date 9-13-77 4706

Publication prepared by Lib Date 9-15-77

Published in Idaho World

Publication dates Oct 23-30

Publication approved Lib Date 10-11-77

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Lib

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 65-7972, 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 November 1, 1982.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 8 day of November 1977.

Deputy Director

Department of Water Resources
Western Regional Office

SEP 13 1977

STATE OF IDAHO,
County of Boise.

Ramon Neth 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

Sept. 23, 1977 and end-
ing with the issue of Sept. 30

1977

Subscribed and sworn to before
me this 3rd day of Oct, 1977

Robert J. Taffel
Clerk of Dist Court

OK
10-11-77
JF

RECORDED
INDEXED
MICROFILMED

December 13, 1988

WM. JEFF SMITH
TONI SMITH
7829 SWIFT LN.
BOISE, ID 837040000

RE: PERMIT NO. 65-07972

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

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JAN 11 1989

MICROFILMED

DEC 20 1988

November 2, 1988

WM. JEFF SMITH
TONI SMITH
7829 SWIFT LN.
BOISE, ID 837040000

RE: PERMIT NO. 65-07972

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.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

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

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DEC 20 1988

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JAN 11 1989

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO. 65-7972

BY: SC

	<u>DATE</u>	<u>NUMBER OF DAYS</u> <u>(From Table of Days</u> <u>Between Two Dates)</u>
A. EXAMINATION FEE NOTICE SENT	<u>6-5-86</u>	<u>156</u>
B. DATE FEE DUE (60 days)	<u>8-4-86</u>	<u>216</u>
C. DATE FEE RECEIVED	<u>9-22-86</u>	<u>265</u>
D. NUMBER OF DAYS LATE (C - B)		<u>49</u>
E. ORIGINAL PRIORITY DATE	<u>9-13-77</u>	<u>256</u>
F. NEW PRIORITY DATE (D + E)	<u>11-1-77</u>	<u>305</u>

REMARKS:

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DEC 25 1988

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JAN 11 1989

.04 cfs
domestic (1)

10N 4E S.34 SW 1/4 SE 1/4

Form 219-S.A.
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

65-7972
Permit No.

RECEIVED
FEB 09 1987

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat *NONE*

Department of Water Resources

Check of P/D index _____ (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 _____ (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? _____ (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 10/28/86 Steve Lester (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent BD 11/6/86 (Initial and date)

Exam Reviewed by Manager of Regional Office DR 12/9/86 (Initial and date)

Exam Date Entered in Computer 1-6-87 (Initial and date)

Exam sent to State Office 1- - 87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File 12-12-86 (Initial and date)

EH 4/4/87

N/A

SINGLE
HOUSEHOLD
DOMESTIC

FEB 09 1987

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

A. GENERAL INFORMATION

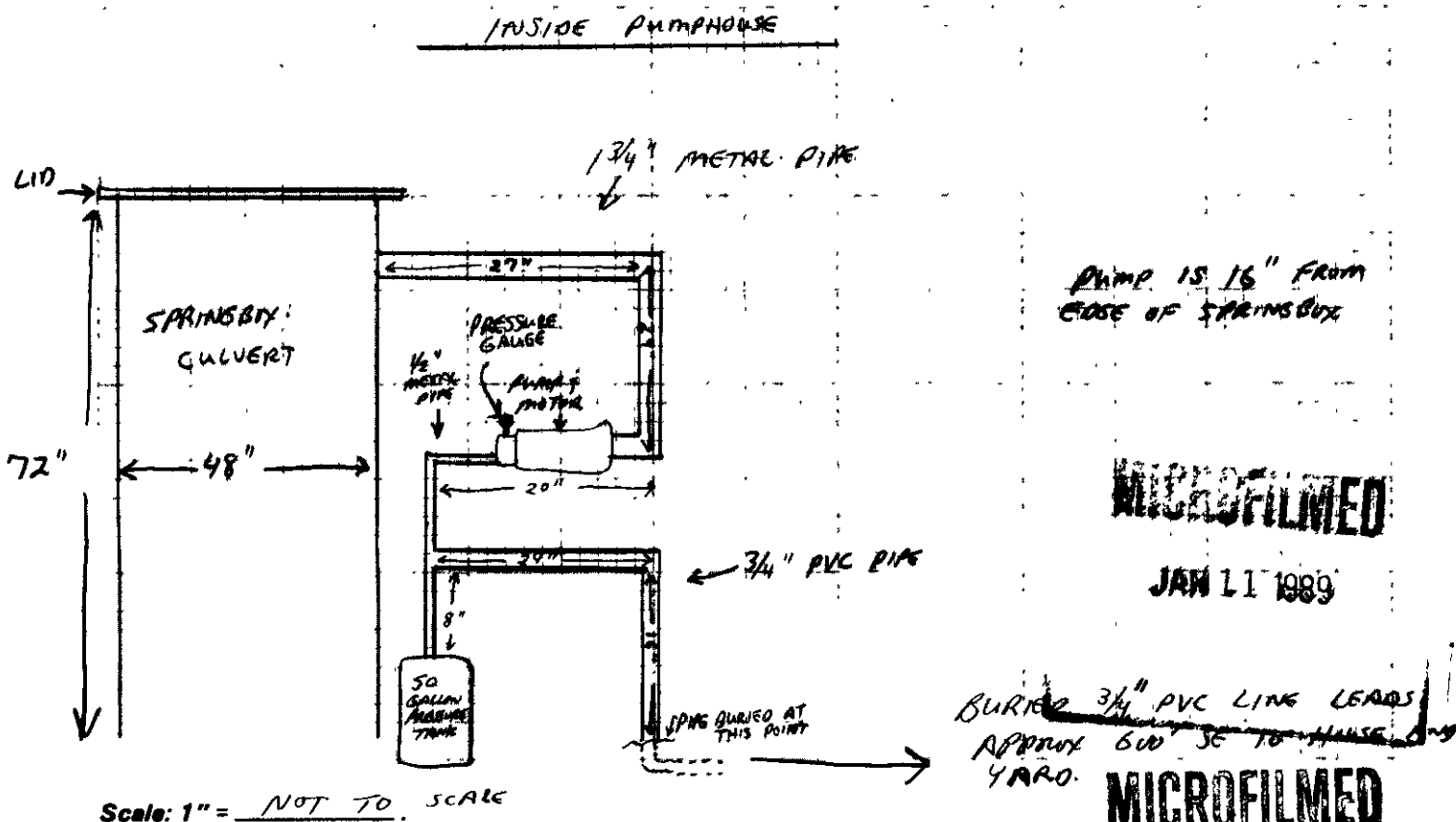
Permit No. 65-7972
1. Owner: WM. JEFF AND/OR ANTOINETTE SMITH Phone No. 323-9222 (BOISE #)
Current Address: HC 76 BOX 2288 GARDEN VALLEY, ID. 83622
2. Accompanied by: ANTOINETTE (TONI) SMITH EXAM. DATE: 10/28/86
Address: ← SAME AS ABOVE → Phone No. KEYBU 1-6-87
Relationship to Permit Holder: SAME
3. Source: SPRINGS (4) tributary to ~~ANDERSON FORK PAYETTE RIVER~~ SINKS

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A SINGLE HOUSEHOLD DOMESTIC
☐ Copies Attached
2. Other water rights with same point of diversion:
☐ 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



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 groundwater, and stockwater.)
☐ Aerial Photo Attached
(required for irrigation of 10 acres or more.)

DEC 11 1988

System Description (continued)

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

WATER FROM 4 ADJOINING "SPRINGS IN NE 1/4 SW 1/4 S. 34. TO BE COLLECTED IN A LARGE CURVE SPRINGBOX. A 3/4 HP JOHNSTON PUMP DELIVERS WATER THROUGH 1 3/4" PIPE TO A 1/2" PIPE. THE 1/2" PIPE RUNS TO A 500 GALLON PRESSURE TANK (RELINCH GRAM). BETWEEN THE PUMP AND PRESSURE TANK, A 3/4" PVC PIPE JOINS THE 1/2" LINE. THE 3/4" LINE IS THEN BURIED (APPROX 2 1/2' DEPTH) SPRINGBOX) AND RUNS APPROX. 600' TO HOUSE. WATER IS USED INTERNALLY AND FOR 1/2 ACRE YARD.

☐ See Remarks page 4 for continuation

Well or Diversion Identification No.	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	JOHNSTON	3/4	576	JOHNSTON	576

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

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	34	10N	4E	BOISE	USGS 15' QUAD

5. Point(s) of Diversion: 4 SPRINGS IN CLOSE PROXIMITY, SPRINGBOX COLLECTS WATER FROM THEM

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	34	10N	4E	BOISE	USGS 15' QUAD

6 Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	Totals
10N	4E	34													X

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE POSSIBLE

OBSERVED PSI = 38

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

NONE POSSIBLE

2. Alternate Method for Checking Purposes:

HP EQUATION WHERE: $HP = .75$, $EFF = .8$, $PSI = 38$, $Z = 6$

$$Q = \frac{HP \times 8.8 \times EFF}{(2.31 \times PSI) + Z} = \frac{(.75)(8.8)(.8)}{[(2.31)(38)] + 6} = \frac{5.28}{93.78} = .0563 = .06 \text{ CFS}$$

F. PUMP EFFICIENCY DATA (Optional) N/A

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

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 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 N/A

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:

DOMESTIC, 1 UNIT, INT. + EXT. = 1.2

NOT REPAIRED

JAN 11 1989

REPAIRED

DEC 15 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

WATER RIGHT: 411-1111, 15 AC. IN SW 1/4 S34 FROM THIS
 OMIT: IRRIGATION. 3 CFS
 ALTERNATE METHOD FOR FLOW CALCULATION YIELDS $Q = 0.6$ WITHIN REASONABLE RANGE
 OF AMOUNT TO BE LICENSED.
 TONI SMITH INDICATED THAT LICENSE SHOULD BE MAILED TO GARDEN VALLEY COUNCIL
 SHOWN ON PG. 1 OF THIS REPORT.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
DOMESTIC (1 HOUSEHOLD)	1/1 12/31	.04	1.2

2. Recommended Amendments

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

☒ None

J. AUTHENTICATION

Field Examiner's Name

Stevan Lester

Signature

[Signature]

Certification Date

10/28/86

Field Report Preparation Date

CONSULTANT SEAL

8D
12/10/86

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

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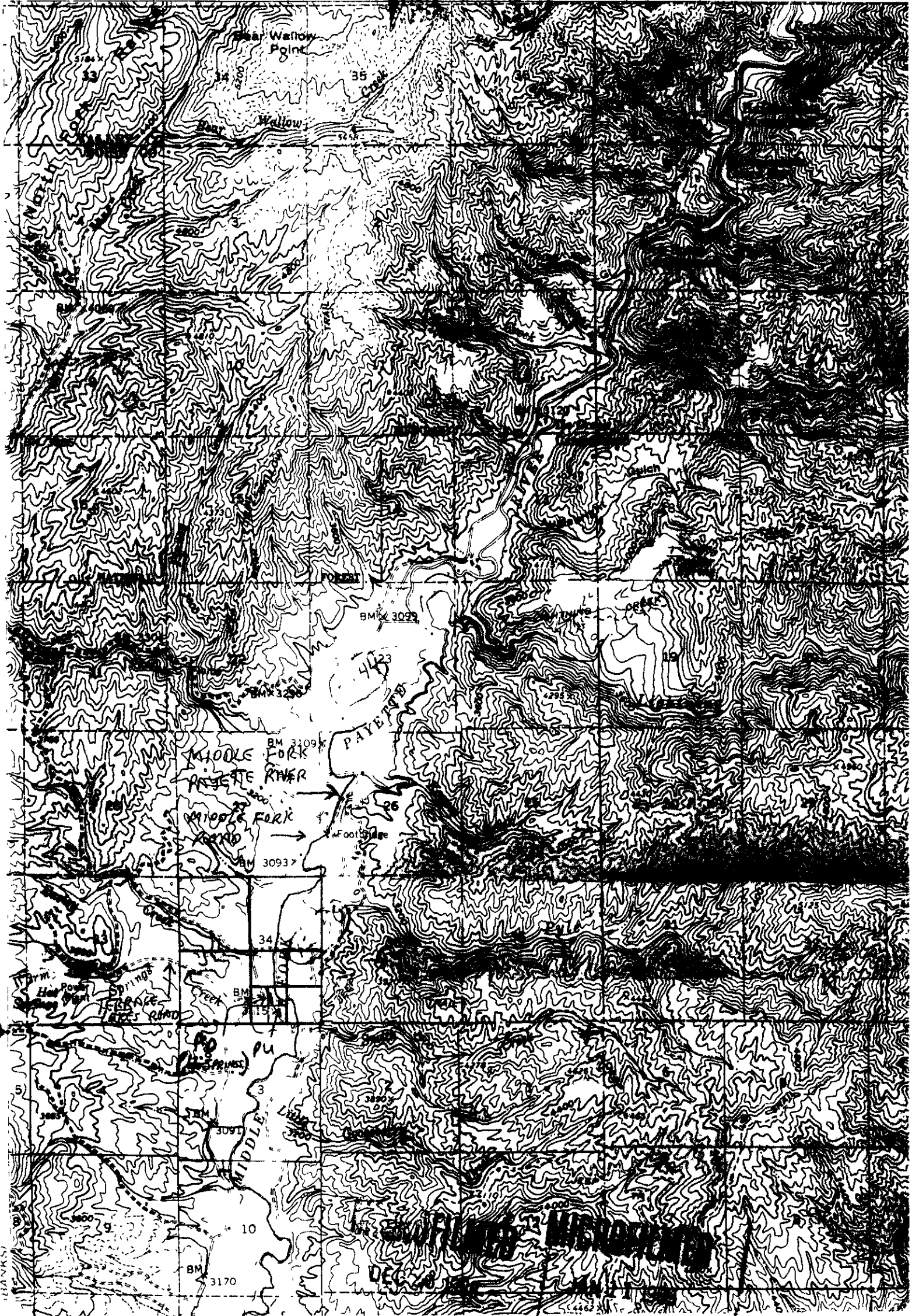
JAN 11 1989

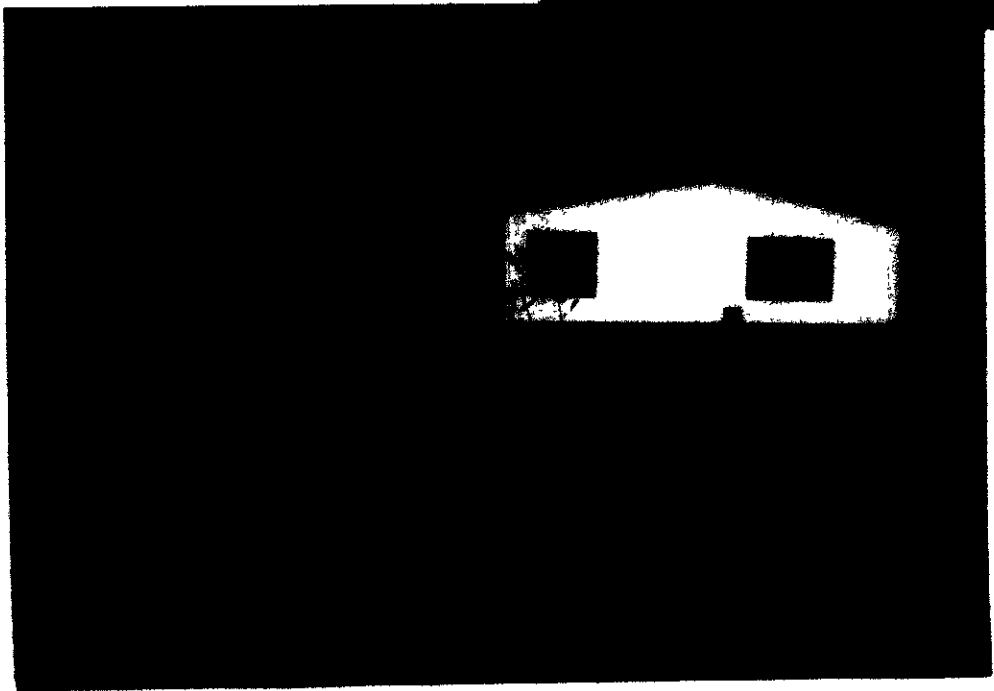
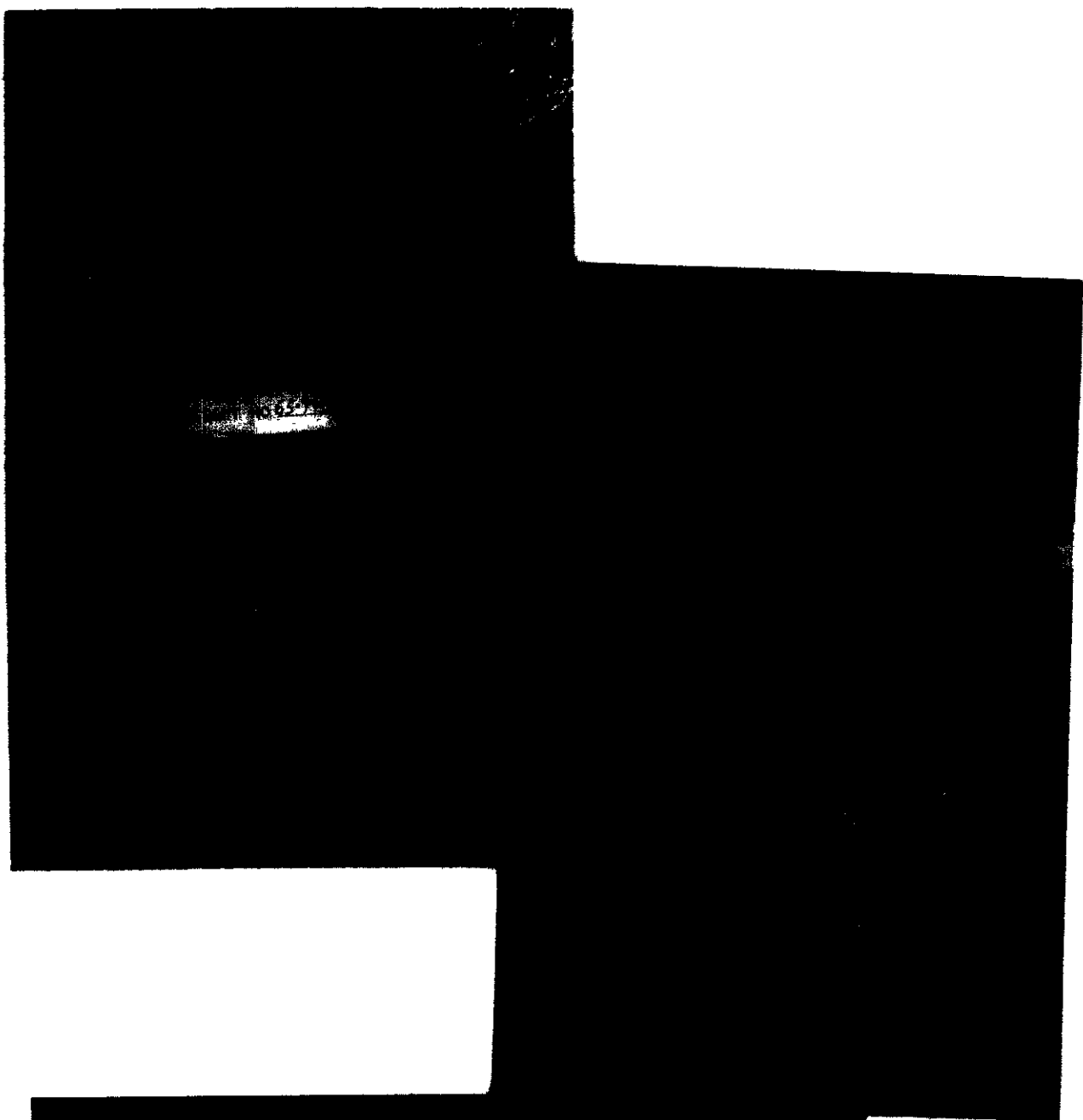
DEC 23 1988

SW $\frac{1}{4}$ SE $\frac{1}{4}$

(Per APPROX 600' SE OF PD)

581000m E R 4 E 55' SILVER CREEK G S 13 MI (BOILING SF





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JAN 11 1989

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DEC 23 1988

65-7972 PD

EXTERNAL VIEW SHOWING ENTRY
THROUGH REFRIGERATOR (!). WOODEN
FRAME & CANVAS PROTECT PUMP, TANK,
AND SPRINGBOX. PD FOUND EAST OF
MIDDLE FK. PAGETTS RIVER ROAD JUST
NORTH OF TERRACE LAKES SUBDIVISION
TURNOFF.

65-7972 PD

INTERNAL VIEW SHOWING
SPRINGBOX, PUMP, AND PRESSURE TANK.

65-7972 PU

TRAILER IS JUST SOUTH OF BEND IN
RIVER IN NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ S. 34.

11 1989

1988

4/86

RECEIVED

SEP 22 1986

Department of Water Resources
Western Regional Office

RECEIVED

OCT 15 1986

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

KEY REQUIRED

For Office Use Only OK

Fee Received NO FEE

Date _____

Receipt # _____

Receipt by _____

Sent to S.O. 10/15/86

RECEIVED

SEP 19 1986

nov. encl. JS1. Permit No. 65-7972

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: Wm Jeff &/or Antoinette Smith3. Post Office Address: 7829 Swift Ln.Boise 83704 Telephone No. 323-92224. Source of Water: Four Springs

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (acres) Other/Remark _____

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:

1982

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

Toni Smith
(Name)7829 Swift Ln. Boise 83704 323-9222
(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 9/17/86 Signature of Permit Holder (and title, if appropriate) Toni Smith

NOT FILMED

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.

October 16, 1986

RE: Permit No. 65-7972

Mr. Jeff &/or Toni Smith
HC 76, Box 2288
Garden Valley, ID 83622

Dear Permit Holder(s):

This office acknowledges receipt of the Assignment of the above referenced permit to you. Enclosed for your records is a copy of the permit.

As new owners of the permit, you are required to submit either an EXAMINATION FEE or a statement from a certified examiner that he has been retained to do a field examination of your water use.

Enclosed is a copy of the EXAMINATION FEE NOTICE sent to the previous permit owner. Please read and take proper action. You should note that the notice was sent on June 5, 1986 and after 60 days a day of priority of your permit is lost for every day the fee or statement is not received by this office.

In order to keep this permit in good standing, you must respond to the Examination Fee Notice as soon as possible. If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

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Permit No. 65-7972

ASSIGNMENT REVIEW CHECK LIST

- ① Signature of Permit Holder? OK
2. Notary? yes
3. a. Full Assignment? yes
b. Partial Assignment?
4. "No assignment" condition on permit? NO
5. Commencement of Works received? yes
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of residency required? NO
7. Extension granted due to litigation? NO
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓
2. Coding sheet. ✓
3. Acknowledgement letter type.
4. Copy to region.

Sharla —

Sharla —

1.1/2

Sharla —

Date 10-14-86

Employee Jani



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

July 17, 1986

Mr. William Jeff Smith &
Mr. Mark R. Stewart
dba Native Commander
Star Route
Garden Valley, ID 83622

Re: Permit No. 65-7972

Gentlemen:

Enclosed please find a letter that this office received in response to a mailing regarding the above-referenced permit. According to Terry McRoberts you may currently have an interest in the permit.

Oftentimes buyers of property do not realize that in order to gain control of a water right permit, an assignment of permit must be filed with this office. This is because the water right permit is personal property and is not appurtenant to the land for which it was filed.

Please find enclosed an Assignment of Permit Form which you may use to convey ownership of the permit from the McRoberts's to you. As described in the form, the signatures of the permit holders must be notarized to validate the form. When the form is submitted to this office, the ownership will be changed to your name.

Meanwhile, you are invited to file the Examination Fee Information Form. You do not have to be the permit holder to be eligible to file this information. Your submittal of this form would expedite the process, since the 60 day period for submitting the form extends only until August 4, 1986.

page 2
Smith/Stewart

We have also enclosed for your information a copy of the permit. If you have questions about this process, which is in this case somewhat complex, you are invited to further contact this office.

Sincerely,

David R. Tuthill Jr.

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

DRT:jp

Enclosures: Letter, Assignment Form, Examination Fee Information Form, Permit

cc: State Office

RECEIVED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

65-7972
MC ROBERTS, REX S.
MC ROBERTS, TERRY
STAR ROUTE
GARDEN VALLEY, ID 83622

138555
CERTIFIED MAIL

June 5, 1986

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 needed for the department to conduct the field examination, but you may change to 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

RECEIVED

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

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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

November 1, 1982

Mr. Rex McRoberts
Star Route
Garden Valley, ID 83622

Re: Permit No. 65-7972

Dear Mr. McRoberts:

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 field examination of your system has been scheduled for _____.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒

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.

Sincerely,

Judy Pense

Judy Pense
Secretary

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NOV 1 1982

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. 65-7972.

Name(s) of Permit Holder:

Pex S. & Terry M. Roberts

Post Office Address:

Star Route Garden Valley,

Idaho 83622

Tel. No. 462-3798

Source of Water:

Spring

Extent of Use:

☒ Domestic

1 (.04)

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation

(.30)

(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.

9-3-82

Date

Terry M. Roberts

Signature of Permit Holder

Rex M Roberts
Star Route
Harden Valley, Id 83622



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SEP 6 1982

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

NOV 1982

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138609

MC ROBERTS, REX S. & TERRY
STAR ROUTE
GARDEN VALLEY, ID 83622

AUGUST 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7972 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

138609

November 9, 1977

Re: Permit No. 65-7972

Rex &/or Terry McRoberts
Star Route
Garden Valley, ID 83622

Dear Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 65-7972 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

65-7972-9

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-7972

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

☒ Pre-permit exam
☒ Adjudication Claim
☐ Dam Construction
Papers Sent

In form to receipt

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

In form for advertising

Platted on Map No. _____

Located within Water District No. _____

Critical groundwater area: yes _____ no _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

Other rights on the same place of use

Comments: None

Affidavit of Publication received(date) 10-11-77

Final date for protests 10-10-77

Protests received: yes _____ no X

All requested information received from agencies
applicant: yes _____ no _____

Action recommended:

☒ Approve _____ Deny

9-13-77 Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of
approval

_____ No special conditions for approval

(15) District W By JHA Date 10-11-77

RECEIVED

OCT 11 1977

Department of Water resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

yellow

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 15, 1977

Rex & Terry McRoberts
Star Route
Garden Valley, ID 83622

Dear sir:

Enclosed is your Receipt No. 8906 in the amount of \$ 25.00
for application for permit which was received in
this office on 9-13-77.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

MULTICLIPED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

September 15, 1977

RE: Notice of Application for Permit No. 65-7975 -- William Bazarnicki
65-7974 -- Frederick &/or Valerie Schmidt
65-7969 -- Arthur &/or Wanda Stone
65-7972 -- Rex &/or Terry McRoberts
65-7966 -- Harold &/or Rachel Case
65-7964 -- Geo. &/or Loretta Dingeldein
65-7963 -- Larry Neff

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. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before October 17, 1977.

Sincerely,

Rita Fleck

RITA FLECK
Secretary

*Bill submitted
10-11-77
[Signature]*

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Rex &/or Terry McRoberts

Star Route, Garden Valley, ID 83622

has on 9 13 77 submitted Application No. 65-7972

for a permit to appropriate 0.34 cubic feet per second ~~acres x feet~~

per annum of water from Four Springs

XXXXXXXXXX

by means of 6' diameter spring reservoirs, pumps & pipelines

within the SW 1/4 Sec 34 T10N R4E B.M., county of Boise

to be used from Jan 1 to Dec 31 for domestic purposes and from April 1 to Nov. 1

for irrigation purposes of 15 acres

within the SW 1/4 Sec 34 T10N R4E

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before October 17, 1977.

C. STEPHEN ALLRED

Director

Published in the Idaho World

on September 30, 1977 and October 7, 1977

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