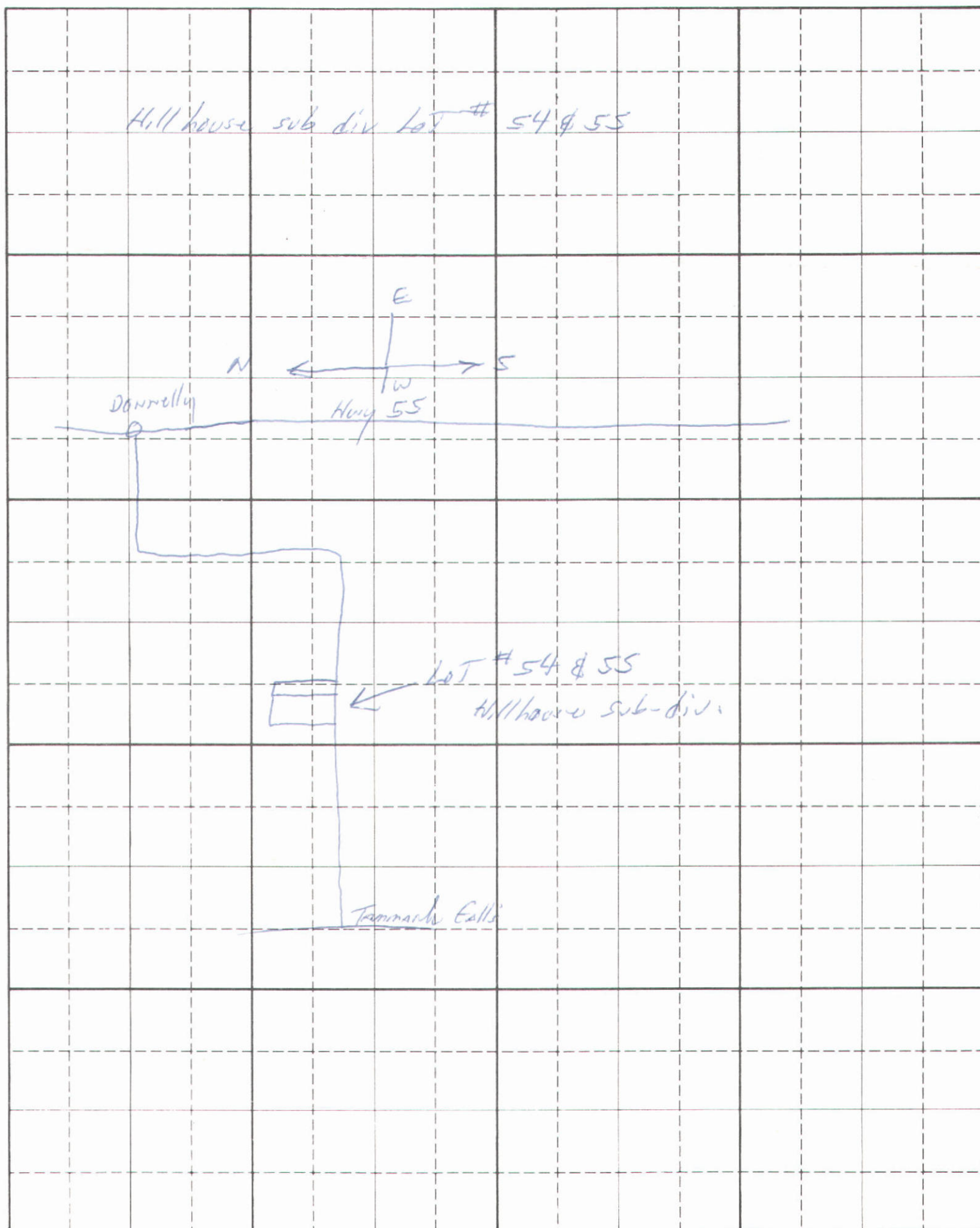


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Clay H. Brothers
(Applicant)

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for ^{Two} consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began November 18, 1976, and ended November 25, 1976

DE McMahan

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 25 day of November, 1976.
_____, Notary Public.
My commission expires July, 1980.

OK
12-2-76
H

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Clyde H. Brothers Donnelly, ID has on November 8, 1976 submitted Application No. 65-7731 for a permit to appropriate 0.08 cubic feet per second of water from A groundwater source by means of well within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T16N-R3E B.M. Valley County to be used from Jan 1 to Dec 31 for domestic use of 2 families within the SW $\frac{1}{4}$ SE $\frac{1}{2}$ Sec 17 T16N-R3E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before December 6, 1976.

DR R. KEITH HIGGINSON
for and by the Director

RECEIVED
DEC 1 1976

Department of Water Resources
Western Regional Office
MICROFILMED

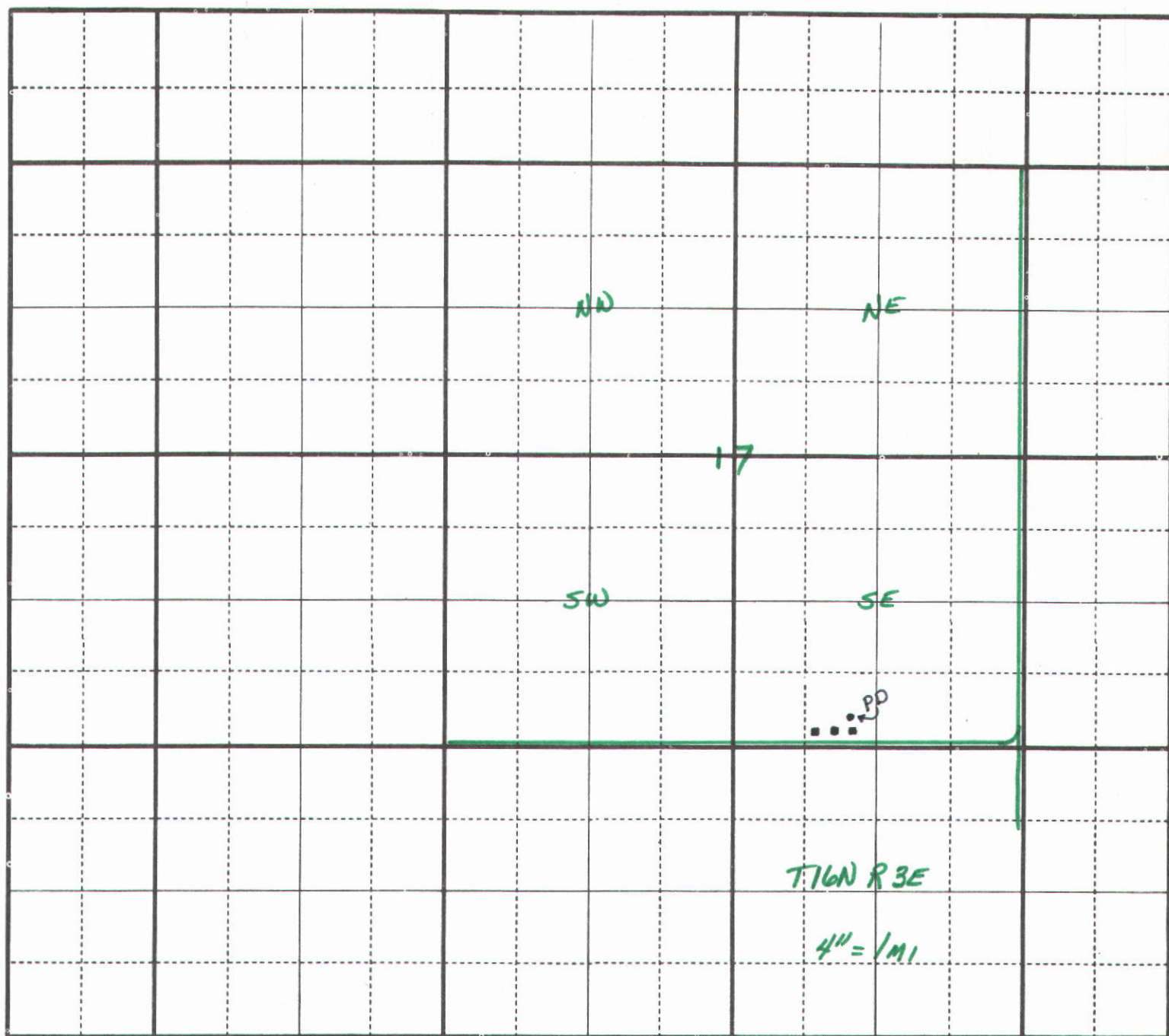


Diagram of System

State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration, within 30 days after the completion or abandonment of the well.

1 WELL OWNER

Name Clyde Brothers Address Box 434, Nunnally Owner's Permit No.

2 NATURE OF WORK

☒ New well ☐ Deepened ☐ Replaced ent.
☐ Abandoned (describe method of abandoning)

3 PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste disposal or injection

4 METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5 WELL CONSTRUCTION

Diameter of hole 4 inches Total depth 52 feet
Casing schedule: ☒ Steel ☐ Concrete
Thickness 1 inch Diameter 4 inches + 1 inch From To
Inches feet Inches feet Inches feet Inches feet
250 inches 47 feet 4 inches 1 foot 4 inches 1 foot 4 inches 1 foot

Was a packer or seal used? ☒ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches
Number _____ perforations _____ feet To
_____ perforations _____ feet
_____ perforations _____ feet

Well screen installed? ☒ Yes ☐ No
Model No. _____
Type _____ Slot size 36 Set from 47 feet to 52 feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No Size of gravel _____ feet to _____ feet
Material used in seal ☐ Cement grout ☒ Pudding clay ☐ Well cuttings
Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing ☒ Overhead to seal depth

6 LOCATION OF WELL

Sketch map location must agree with written location.

County Nashley Subdivision Name _____ Lot No. _____ Block No. _____

S.E. & S.W. Sec. 17, T. 16 N., R. 3 E. MAP

7 WATER LEVEL

Static water level 18 feet below land surface
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

8 WELL TEST DATA

Pump ☒ Bailor ☐ Other
Discharge G.P.M. 25 Draw Down 10 Hours Pumped 2

9 LITHOLOGIC LOG

Depth	From	To	Material
<u>4</u>	<u>0</u>	<u>4</u>	<u>Top Soil</u>
<u>12</u>	<u>4</u>	<u>12</u>	<u>Clay</u>
<u>22</u>	<u>12</u>	<u>22</u>	<u>Clay</u>
<u>34</u>	<u>22</u>	<u>34</u>	<u>Clay</u>
<u>46</u>	<u>34</u>	<u>46</u>	<u>Coarse Sand</u>

10.

Work started May 13-24 finished May 14-24

11. DRILLERS CERTIFICATION

Firm Name H.B. & H. Drilling Firm No. 281 Address Dayton
Signed by (Firm Official) Almon Holloway Date 20-20-24
and Deposition Almon Holloway



WATER RIGHT LICENSE

License No. 65-7731 Priority 11/8/1976 Amount .05 CFS 2.4 AF

THIS IS TO CERTIFY, that CLYDE H. BROTHERS

of Donnelly, Idaho, has complied with the terms and conditions of Permit No. 65-7731 issued pursuant to Application for Permit dated 11/8/1976, and has submitted proof to the Department of Water Resources on 11/4/1977, that he has applied water to a beneficial use; and examination by the Department indicates that the works have a capacity for the diversion of .05 CFS of water from a groundwater source tributary to, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
.05 CFS	2.4 AF	Domestic (2 units)	1/1 to 12/31

Location of point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 16N, Rge. 3E, B.M., Valley County

Location of place of use:

TWP.	RGE.	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16N	3E	17															X		

Total number of acres irrigated _____

Place of use known as Lots 53 & 54, Hillhouse Subdivision # 2.

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho this 3 day of March, 19 81.


Director

Identification No. _____

Application No. 65-7731

**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)

Department of Water Resources
Western Regional Office

1 Name of applicant Clyde H. Brothers Phone: 325-8706
post office address P. O. Box 434 Donnelly, Idaho 83615

2 Source of water supply well ground water which is a tributary of Cascade Lake

3 a Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 17 Township 16N
Range 3E B.M. Well Key County; additional points of diversion if any
LOT 55 Hillhouse sub-Div. (1 AC)

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: House

Amount 0.08 for Domestic purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (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 0.08 cubic feet per second and/or

b _____ acre feet per annum

6 Proposed diverting works:

a Description of ditches, flumes, pumps, headgates, etc. NONE

b Height of storage dam NONE 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 _____ years Finished already. (Just a well & one outside faucet.)
OR ALLOW 1 year

b Estimated construction cost is \$ 1500

8 Description of proposed uses

a If water is **not** for irrigation

(1) Give the place of use of water _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 17 Township 16N
Range 3E B.M. House

(2) Amount of power to be generated _____ hp under _____ feet of head NONE

(3) List number of each kind of livestock to be watered (2) Lamb's

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2

(5) If water is to be used for other purposes describe Gen yard.

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

TWP	RANGE	SEC	NE¼			NW¼			SE¼			SW¼			S½		
			NE¼	NW¼	SE¼	NW¼	S½	SE¼	NE¼	NW¼	SE¼	SW¼	S½	SE¼	NE¼	NW¼	SE¼
TOTALS			NE¼	NW¼	SE¼	NW¼	S½	SE¼	NE¼	NW¼	SE¼	SW¼	S½	SE¼	NE¼	NW¼	SE¼

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

Total number of acres to be irrigated None (Gantt)

- 9 a. Who owns the property at the point of diversion *ME*

- b. Who owns the land to be irrigated or place of use *me*

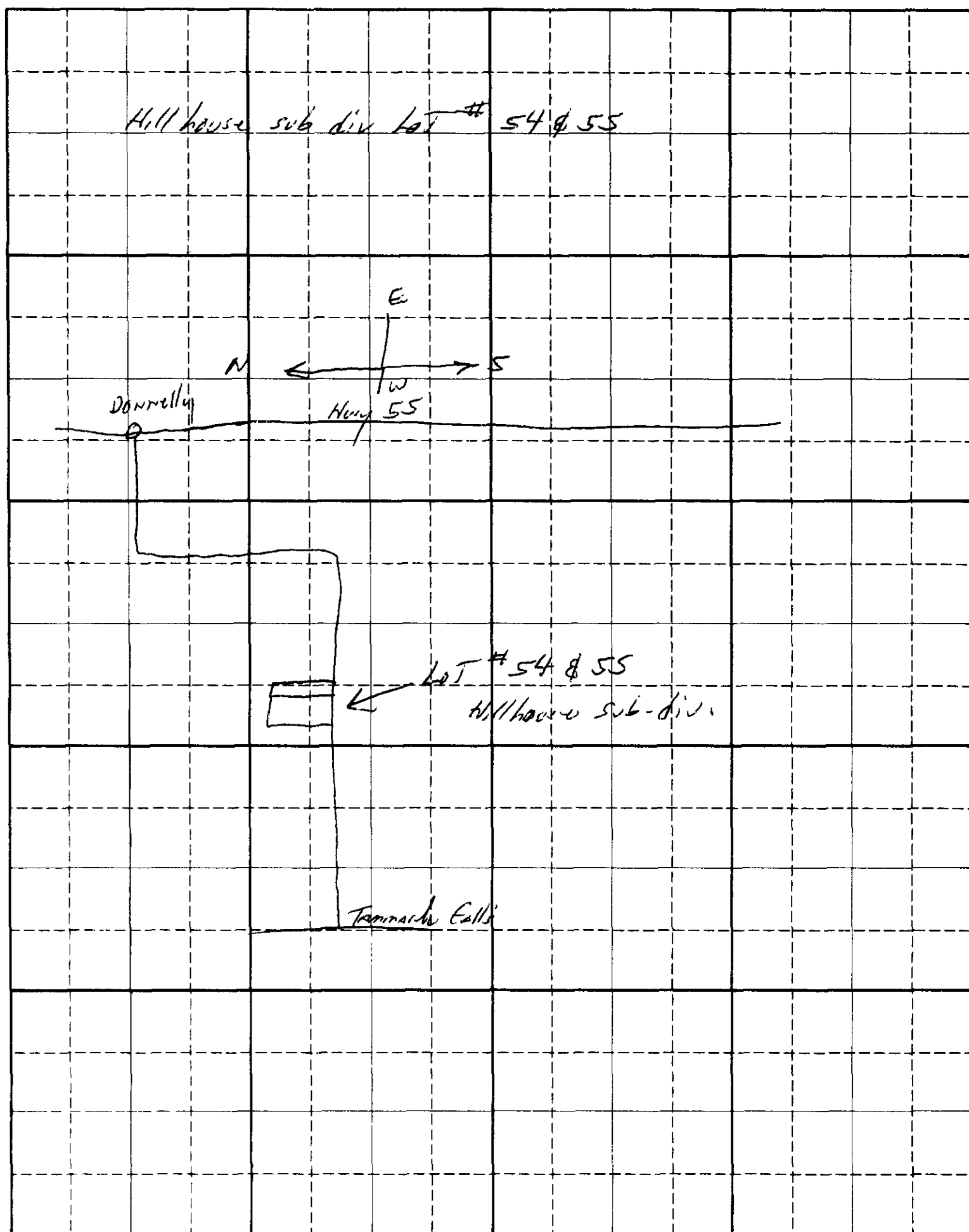
- c If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing sharing the well with neighbor Vas K. Stanley he has the AC & has a summer cabin on it, he will use

household water only

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

Clyde H. Brothers
(Applicant)

Proposed Priority 11-08-76

Received by AL Date 10-28-76 Time 11:45 am
Preliminary check by Bill H. Fee \$ 1000.00
Received by ES Date Nov 3, 1976
Publication prepared by CS Date November 10, 1976
Published in The Star News
Publication dates Nov 18, 1976 & Nov 25, 1976
Publication approved AL Date 12-2-76
Priority reduced to _____ Reason _____

Protests filed by. _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by THH

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. 65-7731, 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 January 1, 19 78.

c. Other _____

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

Witness my hand this 11 day of December 19 76.

Director

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for ^{two} consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began November 13, 1976, and ended

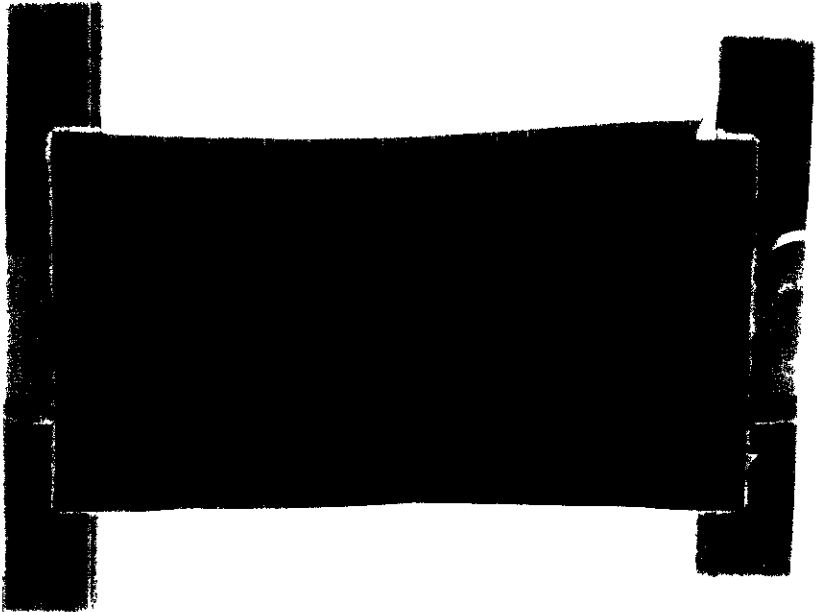
November 25, 1976

Donald E. McMahan

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 25 day of November, 1976.

My commission expires January 19, 1980. , Notary Public.

70
76-221
P



Department of Justice
Western Regional Office
BUTTE, IDAHO

Mr. Cooper:

In response to your letter of August 12, 2004, I have enclosed a computer printout of the Department database information regarding WR 65-7731. Also enclosed is a copy of the Internet SRBA decree for your information.

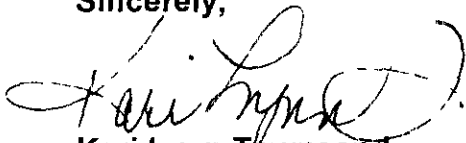
These two documents offer a recap of the water right file information that is available from our office regarding WR 65-7731.

I am also enclosing a Notice of Change in Water Right Ownership form in the event that you may find useful.

Your separate letter regarding right number 23946 has been forwarded to Sally Sherman in our Adjudication Section. This number is not a valid water right number in the Water Allocations records.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", with a large, stylized flourish at the end.

**Kari Lynn Townsend
Secretary
August 17, 2004**

GARY L. COOPER
REED W. LARSEN
RON KERL
M. ANTHONY SASSER
E. W. 'SKIP' CARTER
JAMES D. RUCHTI

COOPER & LARSEN

151 NORTH 3rd AVE - 2nd FLOOR
P O BOX 4229
POCATELLO, ID 83205-4229

TELEPHONE (208) 235-1145
FAX (208) 235-1182
www.cooper-larsen.com

Attorneys at Law

RECEIVED

August 12, 2004

AUG 17 2004

**DEPARTMENT OF
WATER RESOURCES**

State of Idaho
Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re:	Right Number	65-07731
	Name	Lilburn L. Cooper
	Source	Groundwater
	Priority	11/08/76
	POD	T16N R03E S17 SWSE Valley County
	POU	Domestic

Dear Sir:

I am in the process of closing my mother's estate and I came across some correspondence concerning the above-referenced water right which is associated with a cabin my parents have in Valley County. I could not tell if my parents did what was necessary to perfect or preserve their water right. My father is 91 and is unclear about it. Can you confirm that the water right above-referenced has been perfect or preserved and that it is in existence. If there is a charge for this, please advise my office and payment will be remitted immediately. Thank you for your help.

Very truly yours,


GARY L. COOPER

04-190

3/79

IDENT. NO. 65-7731

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

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 7, 1981

Clyde H. Brothers
Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers,

RE: License No. 65-7731

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 10, 1981

Clyde H. Brothers
Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers,

A representative of this Department has made an examination of the works covered by your Permit No. **65-7731**, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: **.05 cfs** Source: **groundwater**

The maximum quantity diverted shall not exceed **2.4** acre feet per year.

Point(s) of diversion: **SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 16N, Rge. 3E, B.M.**

Beneficial use: **Domestic use for 2 units within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 16N, Rge. 3E.**

Priority date established: **November 8, 1976**

Conditions (if any): **Place of use known as Lots 53 & 54, Hillhuse Subdivision # 2.**

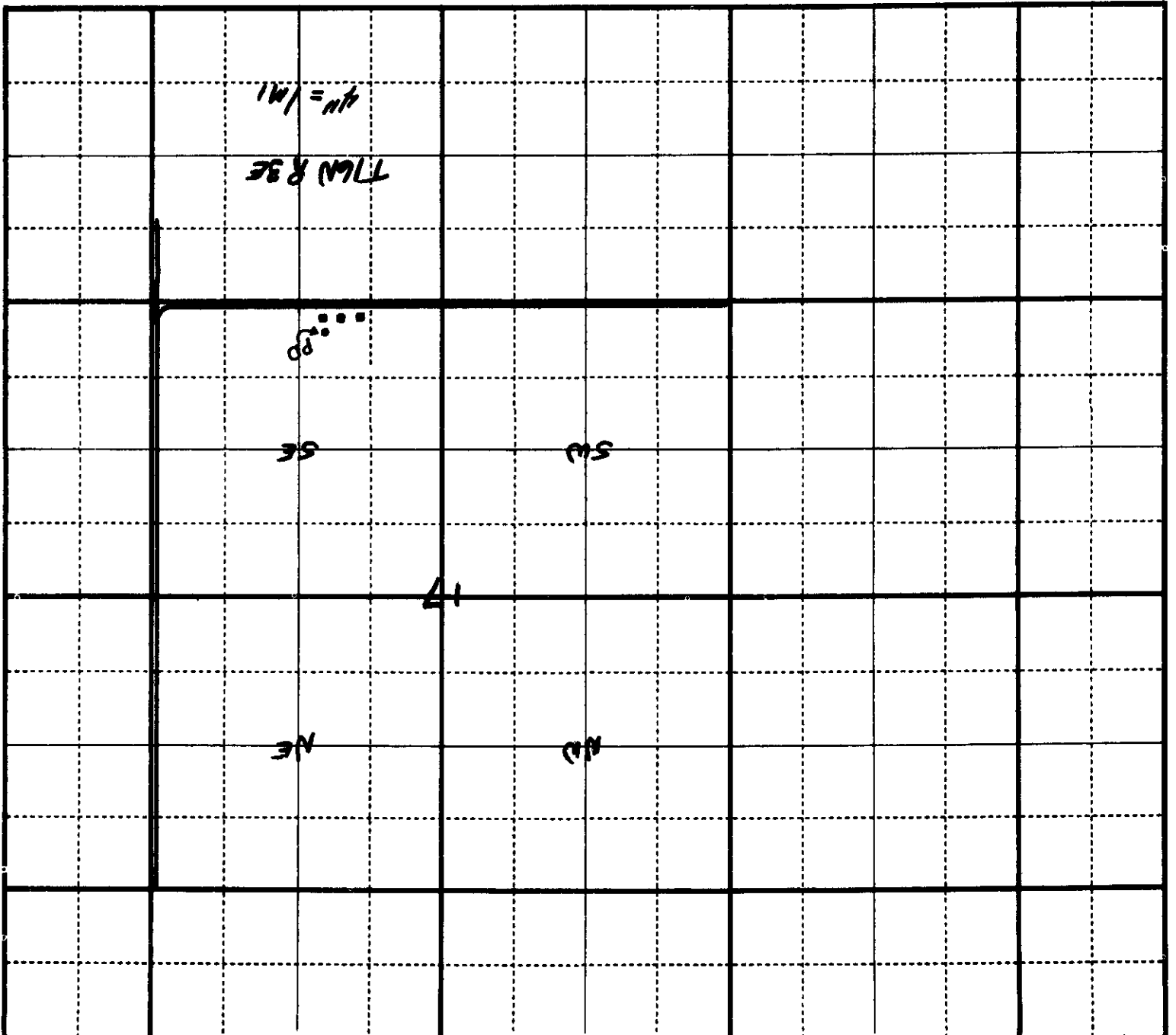
If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

TOTAL ACREAGE

Diagram of System



REC-1

Department of State
Office of the Secretary

1 to filed with the Director, Department of Water Administration, 20

[illegible]

DATE OF EXAM 7/11/79

ACREAGE

Found _____

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Domestic Q= .05 c.f.s. V= _____ AF/Ann. from 1-1 to 12-31

Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County

Exchange? yes _____ no ☒

Name source exchanged with: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County

Point of injection:

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County

Point of exchange:

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County

Total Q measured .05 cfs Method of measurement CALCULATED

Total Q recommended .05 cfs Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____

Place of Use _____

Other _____

None _____

MEASUREMENT CALCULATION:

$$Q = \frac{HP \times 2.31 \times C}{L \times PSI} = .05 \text{ cfs} \quad V = 2 \text{ units} \times 1.2 = 2.4 \text{ AF}$$

$$HP = .75 \quad 90 = 28 \quad C = 8.8 \quad L = 18 \quad PSI = 98.27' \text{ head} = 40 \text{ psi}$$

SYSTEM DESCRIPTION:

6" x 52' well with 3/4 HP submersible pump

REMARKS:

Water is from lots 53 & 54 of Hillhouse Sub #2

Examiner's Signature Linda Lou Johnson Date 7/11/79

Checked by William Bennett Date 31 July 79

Approved by [Signature] Date 3/4/81

December 8, 1977

Re: Permit No. 65-7731

Clyde H. Brothers
Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in

Boise.

Sincerely,

JANICE RENK
Water Rights

RECEIVED
DEC 11 1977

RECEIVED

1977

Department of Water Resources

I share my well with Jos K.
Stanley on adj LOT To me, he has
a 1/2 acre & waters only flowers, trees
ect. He is on LOT 54 Hillhouse sub-div.
& I am on lot 54

RECEIVED

RECEIVED

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOV 4 1977

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE Department of Water Resources

1. a) Name of Permit Holder Clyde H. Brothers (see attached note)
b) Post Office Address Box 434 Donnelly, ID 83415
2. Permit Number 65-7731
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated well
b) Location of the point of diversion: ? 1/4 1/4 Section _____
Township Donnelly, Range _____ Boise Meridian, Other points of diversion: LET 53 & 54 N. Halloway sub-Div.
5. a) The amount of water and use to which the water has been applied:
Amount ? for watering chicken, dog garden etc purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch)
50' well 6" casing 3/4 horse pump
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well driller's name and address and the date the well was completed:
V. Halloway Donnelly Idaho 1974 Aug.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Household use & farm animals (Lamb, dog chicken & Rabbit)

Exam typed 2/9/77 by by

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

None

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

All we have is 1 well & 1 acre

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

11-2-77 (Date) Clyde H. Bratton (Signature)

State of Idaho)
County of Valley) ss. Clyde H. Bratton

On this 22 day of Nov, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Paula J. Everett
Notary Public residing at McCall

My commission expires N/A



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

November 9, 1977

Re: Permit No. 65-7731

Mr. Clyde H. Brothers
P. O. Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers:

We are in receipt of the affidavit submitted as proof of ~~beneficial~~ use for the above referenced permit.

However, we cannot process this proof unless your signature is notarized. Therefore, we are returning the affidavit.

Please return the notarized proof affidavit to us on or before January 1, 1978.

Sincerely,


JANICE RENK
Water Rights



& Mrs. Clyde H. Brothers
P. O. Box 434
Donnelly, ID 83615

State of Idaho
Department of Water Resources

State House

Boise, Idaho 83720

1977



November 9, 1977

Re: Permit No. 65-7731

Mr. Clyde H. Brothers
P. O. Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers:

We are in receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

However, we cannot process this proof unless your signature is notarized. Therefore, we are returning the affidavit.

Please return the notarized proof affidavit to us on or before January 1, 1978.

Sincerely,

JANICE RENK
Water Rights

October 31, 1977

CERTIFIED MAIL

138121

Re: Permit No. 65-7731

Clyde H. Brothers
P. O. Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers:

One of the conditions of approval of your water Permit No. 65-7731 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

December 14, 1976

Re: Permit No. 65-7731

Clyde H. Brothers
P.O. Box 434
Donnelly, ID 83615

Dear Mr. Brothers:

Enclosed is a copy of your approved Application for Permit No.65-7731 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65

☒ 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

(1) R.H.H. 11-5-76

In form to receipt

(2) _____

Send Copies to:

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

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) R.H.H. 11-5-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels: no close obs wells

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use none

(10) _____

Comments: _____

(11) rf ok

Affidavit of Publication received(date) 12-2-76

(12) _____

Final date for protests 12-6-76

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ 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 728

Date 12-8-76



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

November 10, 1976

RE: Notice of Application for Water Permit No. 65-7728 - Steel Mfg. Company
65-7731 - Clyde H. Brothers
65-7727 - Thomas E. &/or Marie A.
Williams &/or Glen D. &/or
Jeannette M. Clark

The Star News
Box 985
McCall, ID 83638

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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 in 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)

Bill submitted

12-2-76

y

Sincerely,

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Clyde H. Brothers
Donnelly, ID
has on November 8, 1976 submitted Application No. 65-7731
for a permit to appropriate 0.08 cubic feet per second ~~X2000000~~
~~X2000000~~ of water from A groundwater source
by means of well
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T16N-R3E B.M. Valley County
to be used from Jan 1 to Dec 31
for domestic use of 2 families
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 17 T16N-R3E B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before December 6, 1976.

R. KEITH HIGGINSON

Director

Published in the The Star News, McCall, ID
on November 18, 1976 and November 25, 1976.

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

November 16, 1976

Clyde H. Brothers
P.O. Box 434
Donnelly, Idaho 83615

Dear Mr. Brothers:

Enclosed is your Receipt No. 6053 in the amount of \$ 10.00
for 1 application for permit which was received in this
office on November 8, 1976.

Sincerely,

RITA BENDELE
Senior Clerk

RB

Enclosure

RECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

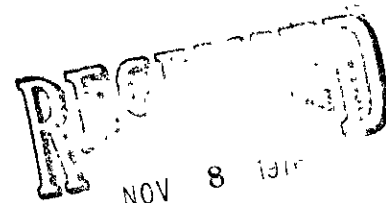
Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

October 28, 1976

RE: Application for Permit to Appropriate
Public Waters



Department of Water Resources
Western Regional Office

Clyde H. Brother
P. O. Box 434
Donnelly, ID 83615

We are returning your application for permit for additional information.

The amount of water we can allow for two homes is 0.08 c.f.s. This water would be a domestic use and be sufficient water for up to $\frac{1}{2}$ acre of yard & garden and use in the house. Also stockwater for livestock raised in connection with the home.

Under question 7a. we need the number of years you will require to complete your system and put the water to beneficial use. Five years is the maximum time we can allow.

On page two & three mark the location of the point of diversion and place of use of the water. Also answer the questiones 8.c., 9.a. & c.b.

Sign the application on the bottom of page three and return it to us along with a \$10.00 filing fee if the total amooount of water requested is 0.2 c.f.s. or less.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:cs

enclosure

October 28, 1976

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RWH:cs

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