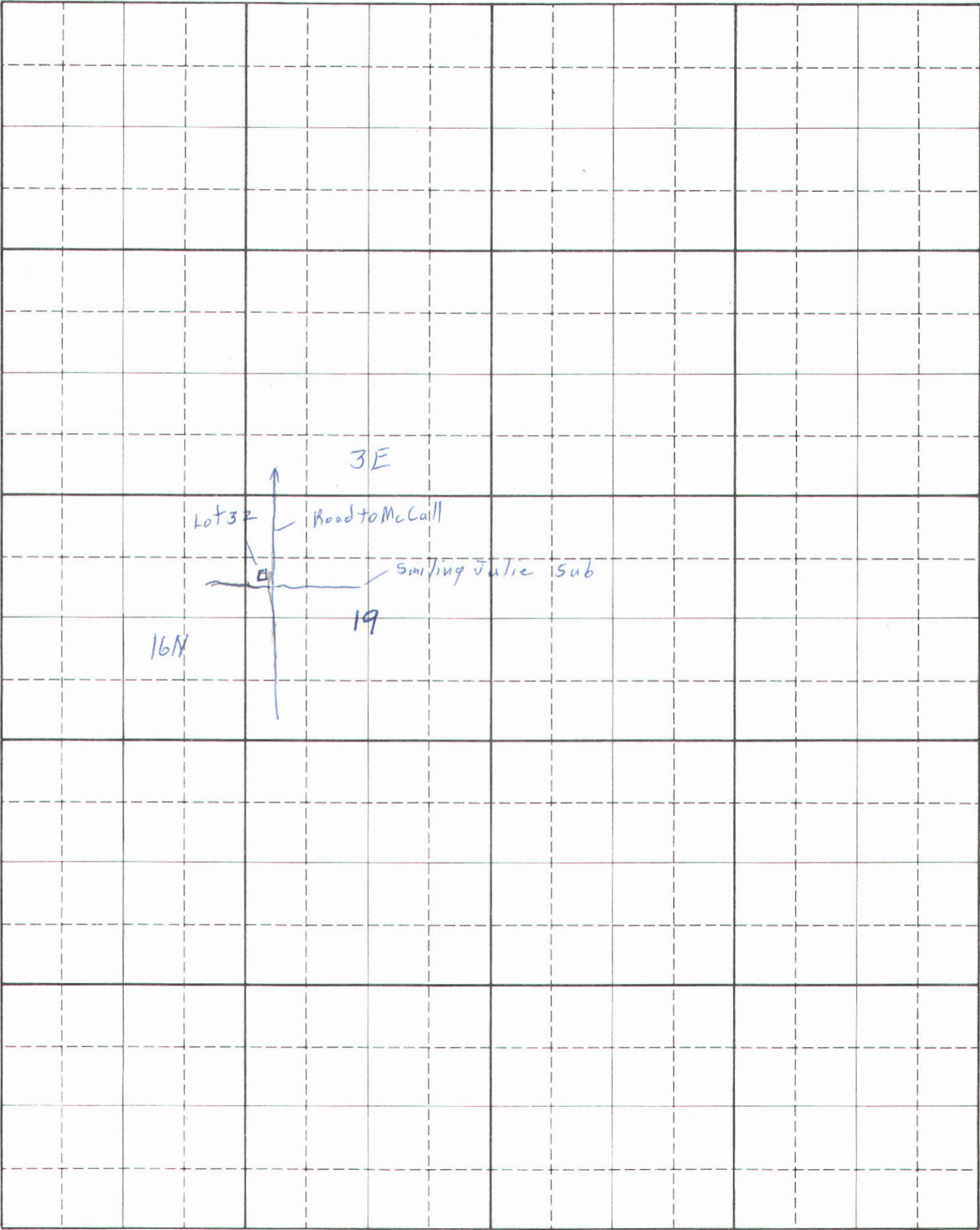


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Thomas J. Schuler
(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 July 31, 1975, and ended August 7, 1975.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 8th day of August, 1975.
Anna C. Donaldson, Notary Public.
 My commission expires July 20, 1977.

RECEIVED
 AUG 11 1975
 Department of
 Resources

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Vincent &-or Sylvia Gabica 2701 Esquire Dr., Boise, Idaho has on 7-21-75 submitted Application No. 65-7566 for a permit to appropriate .04 cubic feet per second of water from Smiling Julie Cr. by means of small dam in creek with 1" dia. plastic pipe within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 16 N, R. 3 E, B.M. Valley County to be used from Jan. 1 to Dec. 31 for Domestic within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 16 N, R. 3 E, 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 August 18, 1975.

R. KEITH HIGGINSON
 Director

Published in the The Star-News, McCall on July 31, 1975 and August 8, 1975.

OK-jg - 8/14/75

MICROFILMED

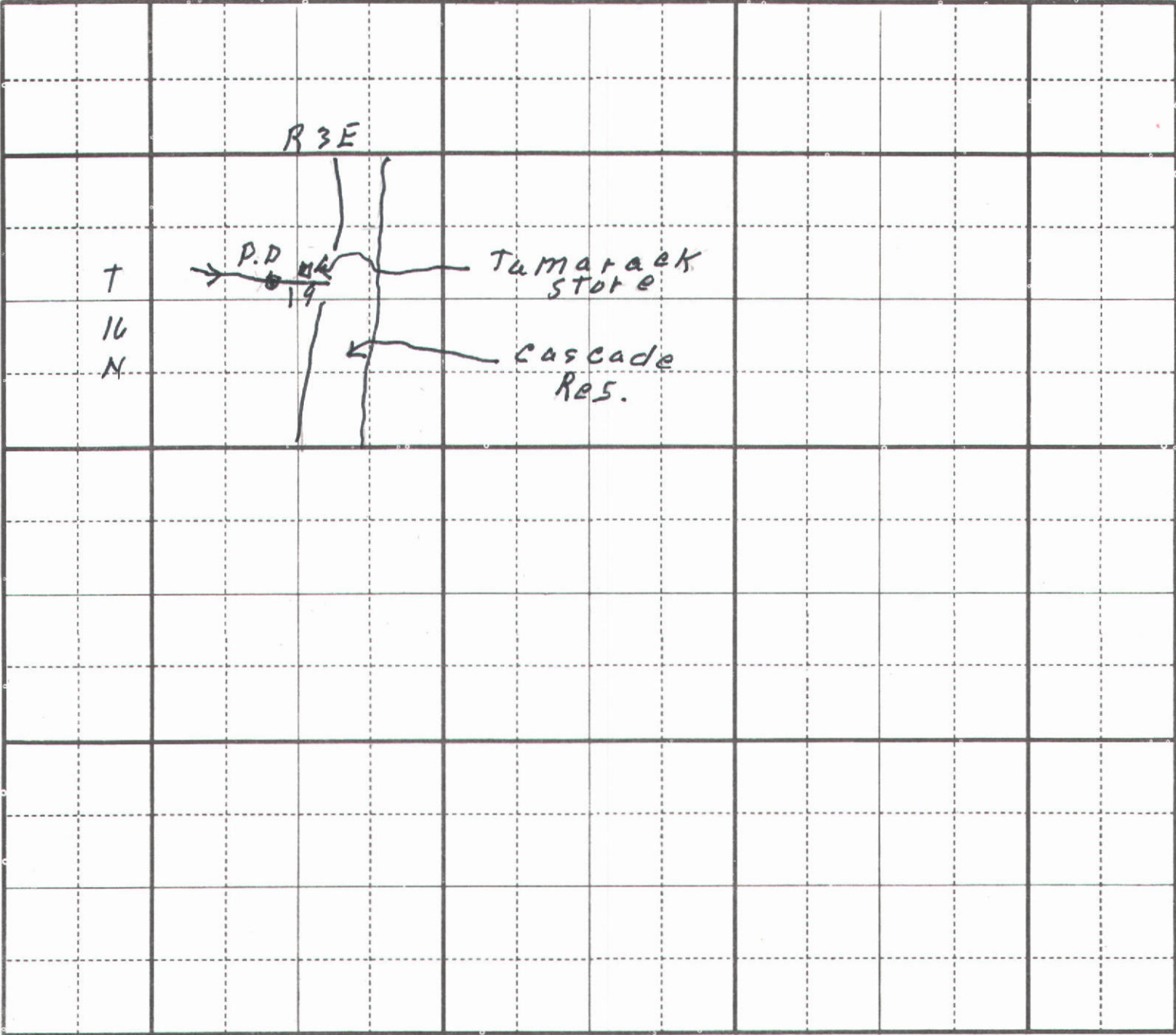


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7566 Priority July 21, 1975 Amount .04 cfs

THIS IS TO CERTIFY, that VINCENT &/or SYLVIA GABICA
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 65-7566 issued pursuant to Application for Permit dated July 21, 1975,
and has submitted proof to the Department of Water Resources on August 8, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .04 cfs of water from unnamed stream,
tributary to Cascade Reservoir, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>January 1</u> to <u>December 31</u> at <u>.04</u> cfs and <u>1.2</u> acre feet		
	from <u></u> to <u></u> at <u></u> cfs and <u></u>		
	from <u></u> to <u></u> at <u></u> cfs and <u></u>		

(both dates inclusive)

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confined is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 16N,
Rge. 3E, B.M. in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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	19								X								

Total number of acres irrigated _____

Source known locally as Smiling Julie Creek.

Lot 32, Smiling Julie Subdivision.

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

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 29 day of
August, 19 80.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSE
APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

28 1980

Department of Water Resources

Comes now Vincent &/or Sylvia Gabica

of (address) 2701 Esquire Dr. Boise, Idaho 83705, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-7566, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ NW ¼, Section 19, Township 16N, Range 3E, B.M.,
County of Valley. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount .04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum)

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

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

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	3E	19								X									

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion?
b. Who owns the land to be irrigated or the place of use?
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

MICROFILMED

Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

~~That no one will be injured by such change, and that such change will be made at permit holder's own risk.~~

Signed at Boise, Idaho, this 28 day of July, 1980.
(Signature)

Preliminary check by Jim Fee = \$20.00
 Publication prepared by W/A Date _____
 Publication dates _____

Received by ab Date 7-30-80 # 15915
 Published in _____

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby

APPROVE the above referenced Amendment for Permit No. 65-7566.

Witness my hand this 29 day of August 1980

Director

Answer

DET

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 9 1977

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources
Western Regional Office

State of Idaho)
County of ADA)

Permit No. 65-7566

Vincent &/or Slyvia Gabica of 2701 Esquire Drive, Boise, ID
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 65-7566.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before September 1, 19 77.

That he has heretofore performed the following work described under said permit:
Installed pipeline and used water in his mobile home and on the lot.

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Health problems in the family has prevented him from
entirely completing works as outlined in application.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to September 1, 19 79.

Vincent Gabica
(signature) *

Subscribed and sworn before me this 9th day of August, 19 77.

seal

Rita Bonadelle
Notary Public residing at
Boise, Idaho

My commission expires 3-8 1980

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to
September 1, 1979.

Witness my hand this 15 day of August, 19 77.

Dolly D. Flannery
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

RECORDED

Identification No. _____

Application No. 65-7566

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 Vincent &/or Sylvia Gabica Phone. 375-2984
post office address 2701 Esquire Dr. Boise, ID
- 2 Source of water supply Smiling Julie Cr. which is a tributary of Cascade RES.
- 3 a Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 19 Township 16 N
Range 3E B M Valley 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 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 .04 cfs cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. small dam in creek with 1" dia.
plastic pipe.
- 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 2 years
b Estimated construction cost is \$ 100.00
- 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 NW $\frac{1}{4}$ of Section 19 Township 16 N
Range 3E 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 1
(5) If water is to be used for other purposes describe _____

RECORDED
INDEXED

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

TWP	RANGE	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	
16N	3E	19							X										

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 ~~U.S. Forest Service~~ Mr. Jacks & Mr. Roda

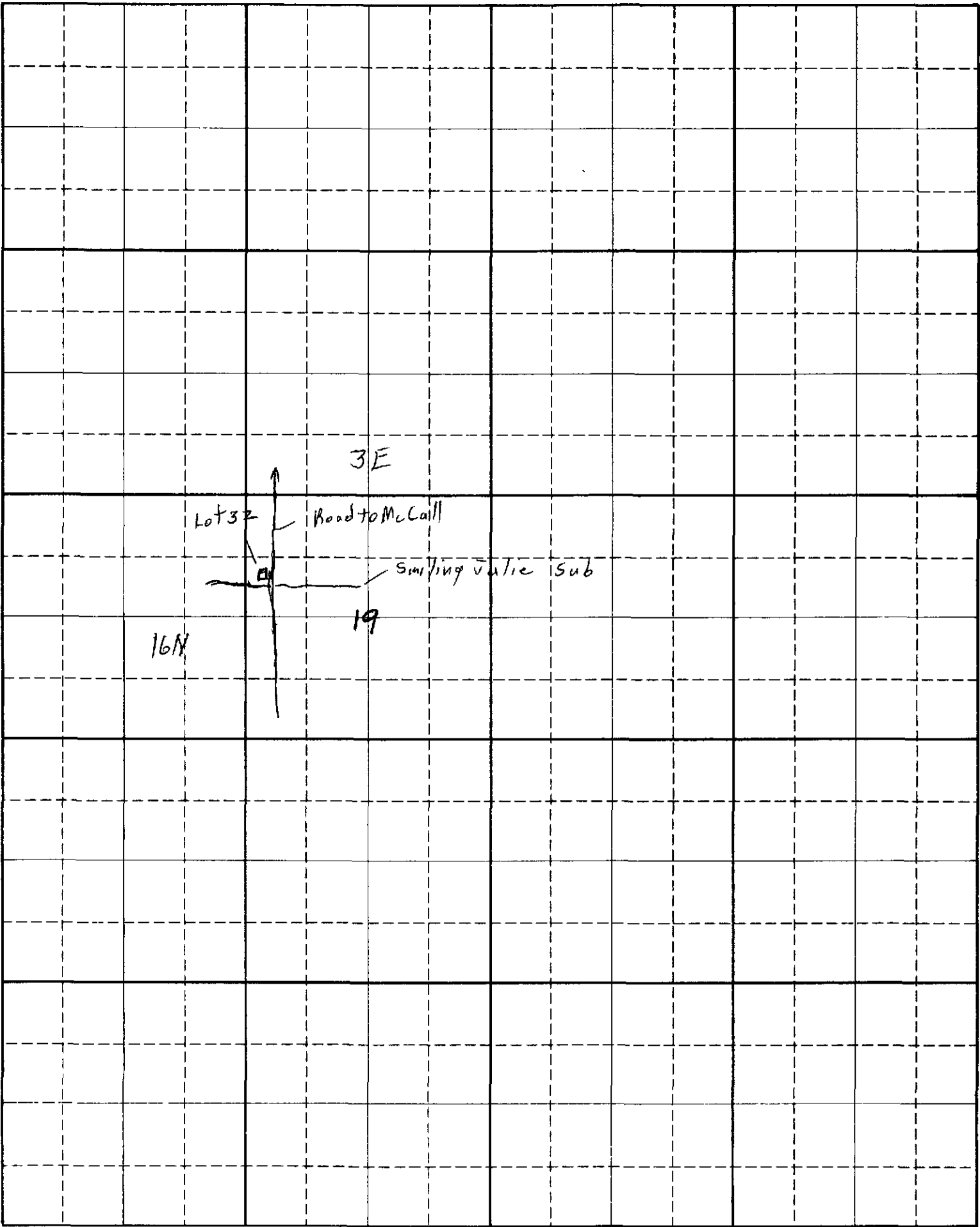
See
memo
8/1/75
K.H.F.

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 point of diversion is located on private land owned by the developers of the subdivision. The developers are Mr. Jacks and Mr. Roda.

10. Remarks Lot 32, Smiling Julie Sub.

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


(Applicant)

Proposed Priority 7-21-1975

Received by gg Date 7/21/75 Time 11:00
Preliminary check by lks Fee \$ 10.00
Receipted by gg Date 7/21/75 # 1239
Publication prepared by gg Date ~~7/21/75~~ 8-25-75
Published in Star News
Publication dates July 31 & Aug. 8
Publication approved gg Date 8-14-75
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RHF JSS

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 65-7566, 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 September 1, 19 77.
- c Other, _____

2 Denial of said application is for the following reasons _____

Witness my hand this 25 day of August, 19 75.

R. Keith Higin
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 .. July 31 .., 19.. 75 .., and ended .. August 7 .., 19.. 75 ..

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 .. 8th .. day of .. August .., 19.. 75 ..
Donald E. McMahan, Notary Public.
My commission expires .. July 20 .., 19.. 77 ..

RECEIVED
AUG 21 1975
Department of
Resources

FOR WATER PERMIT
Notice is hereby given that Vincent & or Sylvia Gebica 2001 Myrtle Dr., Boise, Idaho has on 8/14/75 submitted Application No. 68-1022 for a permit to appropriate .04 cubic feet per second of water from "Sundown Creek" by means of small diameter creek with 1" dia. plastic pipe within the SW 1/4 NW 1/4, Sec. 19, T. 16 N, R. 3 E, B.M. Valley County to be used from Jan. 1 to Dec. 31 for Domestic within the SW 1/4 NW 1/4, Sec. 19, T. 16 N, R. 3 E, 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 August 18, 1975.

R. KEITH HIGGINSON
Director
Published in the The Star-News-McCall on July 21, 1975

2K-jg-8/14/75

INDEXED



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

September 8, 1980

Vincent & Sylvia Gabica
2701 Esquire Dr.
Boise, Idaho 83705

Dear Mr. & Mrs. Gabica,

RE: License No. 65-7566

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

Also enclosed is a copy of the approved Application for Amendment along with Receipt No. 15915 in the amount of \$ 20.00 .

Sincerely,

JAN JOHNSON
Water Rights Supervisor

JG/kw
Enclosure

MICROFILMED



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

July 24, 1980

Vincent & Sylvia Gabica
2701 Esquire Dr.
Boise, Idaho 83705

Dear Mr. & Mrs. Gabica,

A representative of this Department made an examination of the works covered by your Permit No **65-7566** on June 20, 1980, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: **.04 cfs** Source: **unnamed stream**

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

Point of diversion: **SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 16N, Rge. 3E, B.M.**

Beneficial use: **Domestic use within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, Twp. 16N, Rge. 3E.**

Priority date established: **July 21, 1975.**

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
JIM JOHNSTON
Water Rights Supervisor

JG:j
Enclosure

MICROFILMED

ia Alpica)

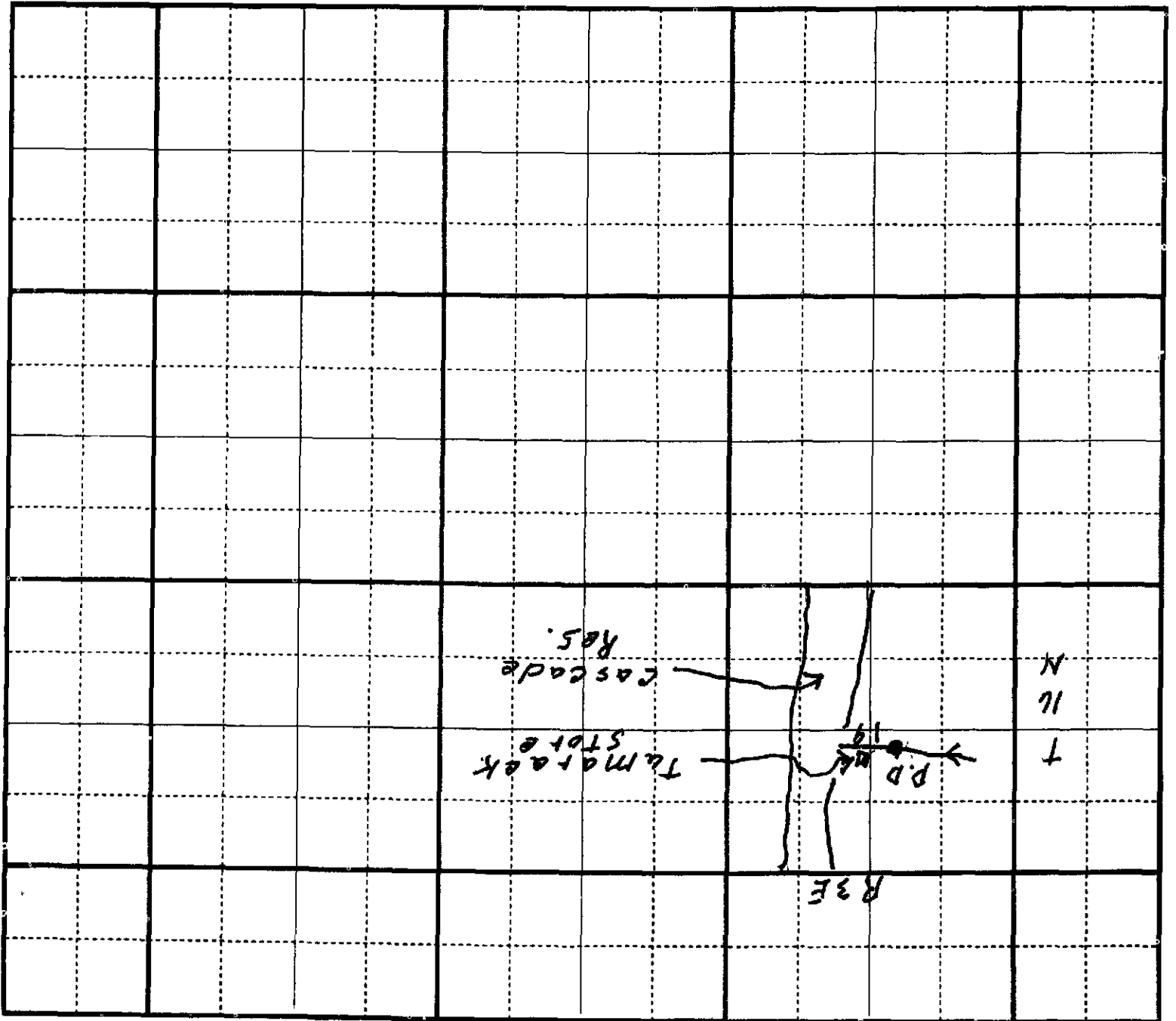
{name spring, stream, etc.}

TOTAL ACREAGE

Permit No. 05-7564

Examination for b/c

Diagram of System



DATE OF EXAM 6/20/80

ACREAGE

Found N/A
Recommended _____

Irrigation Requirement N/A Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= 1.2 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 .04 Method of measurement calc Est

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

Total V recommended 1.2

Recommended Amendments:

P.D. r Bay 2:54 NW 2nd Bay SE NW 2nd 19 T16 R3E
Place of Use 11 11 11 11 11 11 11 11
Other _____
None _____

MEASUREMENT CALCULATION:

Standard amount for domestic use.

SYSTEM DESCRIPTION:

Small dam in creek 1" PVC to place of use.

REMARKS.

✓ Lot 32 Smiling g. valley subdivision

Examiner's Signature John K. Meyer Date 6/24/80

Checked by DBS Date 7/8/80

Approved by Rebyn Date 7/21/80

6/20/80 JKN

~~Small travel trailer~~ mobile home
1" PVC to place of use

called assessors office for location (SE NW Sec 19 16N 3E)

Permit says SW NW Sec 19 T16N R3E need a windward



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

September 10, 1979

Vincent &/or Sylvia Gabica
2701 Emquire Drive
Boise, ID 83705

RE: Permit No. 63-7566

Dear Mr. and Mrs. Gabica:

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,

Kay Walker
Secretary

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. 65-7566.

Name(s) of Permit Holder: VINCENT AND OR SYLVIA GABICA

Post Office Address: 2701 ESQUIRE DR
BOISE, ID Tel. No. 375-2908

Source of Water: SMILING CREEK

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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

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

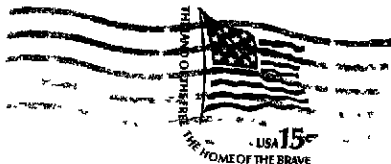
8/6/79
 Date

[Signature]
 Signature of Permit Holder

MICROFILMED



Vincent Gabica
2701 Esquire Drive
Boise, Ida
83704



RECEIVED



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

June 29, 1979

161103

Vincent and/or Sylvia Gabica
2711 Esquire Drive
Boise, ID 83704

Dear Mr. and Mrs. Gabica:

One of the conditions of approval of your water Permit No. 65-7866 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (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

MICROFILMED

August 16, 1977

Re: Permit No. 65-7566

Vincent &/or Sylvia Gabica
2701 Esquire Drive
Boise, Idaho 83704

Dear Mr. & Mrs. Gabica:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to September 1, 1979.

Sincerely,

Jan Grover
Water Rights Supervisor

RECEIVED
AUG 22 1977
WATER RIGHTS DIVISION

June 30, 1977

CERTIFIED MAIL

1387254

Re: Permit No. 65-7566

Vincent &/or Sylvia Gabica
2701 Esquire Dr.
Boise, Idaho 83706

Dear Mr. & Mrs. Gabica:

One of the conditions of approval of your water Permit No. 65-7566 (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 September 1, 1977. 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.

MICROFILMED



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

August 26, 1975

Re: Permit No. 65-7566

Vincent &/or Sylvia Gabica
2701 Esquire Drive
Boise, ID 83706

Dear Mr. & Mrs. Gabica:

Enclosed is a copy of your approved Application for Permit No. 65-7566 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

RECEIVED
AUG 27 1975
FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-7566

☒ 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) CB 7-22-75

In form to receipt

(2) NA

Send Copies to:

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

(3) CB 7-22-75

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

(4) CB 7-22-75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) gg OK

Affidavit of Publication received(date) 8/14/75

(12) CB 8-19-1975

Final date for protests Aug. 19, 1975
Protests received: yes _____ no ☒

(13) NA

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

(14) CB 8-18-1975

Action recommended:

☒ Approve ☐ Deny

_____ Proposed Priority

_____ Reason for Reduction _____
Department of Water Resources

No Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District W.

By M. O. O'Connell Date 8-18-75

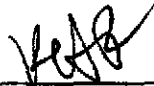
TO: File # 65-7566

DATE: August 1, 1975

FROM: Kenneth H. Foit

SUBJECT: Right-of-Way Requirements

Mr. Vincent Gabica, applicant, called today and stated that the point of diversion is not on the U.S.F.S. land. He said he had made an error in the application. The point of diversion is, in fact, located on private land owned by the developers of the subdivision. The developers are Mr. Jacks and Mr. Roda.



KENNETH H. FOIT
Western District Engineer

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

July 25, 1975

Vincent &/or Sylvia Gabica
2701 Esquire Dr.
Boise, ID

Re: Application for Permit No. 65-7566

Dear Mr. & Mrs. Gabica:

During the processing of your Application for Permit, we have noted that your point of diversion is located on U.S. Forest Service land.

Before we can make the final approval of your application, it will be necessary for you to supply this department with a copy of your special use permit granted by the U.S.F.S.

If we can be of any further assistance in this matter, please feel free to contact this department.

Sincerely,

Kenneth H. Foit

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:lg

MICROFILMED



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

July 25, 1975

The Star News
Box 985
McCall, ID 83638

Re: Application for Water Permit No. 65-7566, Vincent &/or Sylvia Gabica

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."

Sincerely,

(Signature of Claimant)

Bill Submitted
OK, yg, 8/14/75

MAIL ROOM

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that VINCENT &/or SYLVIA BABICA
2701 Esquire Dr., Boise, ID
has on 7-21-75 submitted Application No. 65-7566
for a permit to appropriate .04 cubic feet per second ~~zero feet~~
~~per annum~~ of water from Smiling Julie Cr.
by means of small dam in creek with 1" dia. plastic pipe.
within the S.W. 1/4, Sec. 19, T. 16 N, R. 3 E, B.M. Valley County

to be used from Jan. 1 to Dec. 31
for Domestic
within the S.W. 1/4, Sec. 19, T. 16 N, R. 3 E, 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 August 19, 1975.

R. KEITH HIGGINSON

Director

Published in the The Star News, McCall
on July 31, 1975 and August 8, 1975.

Microfilm