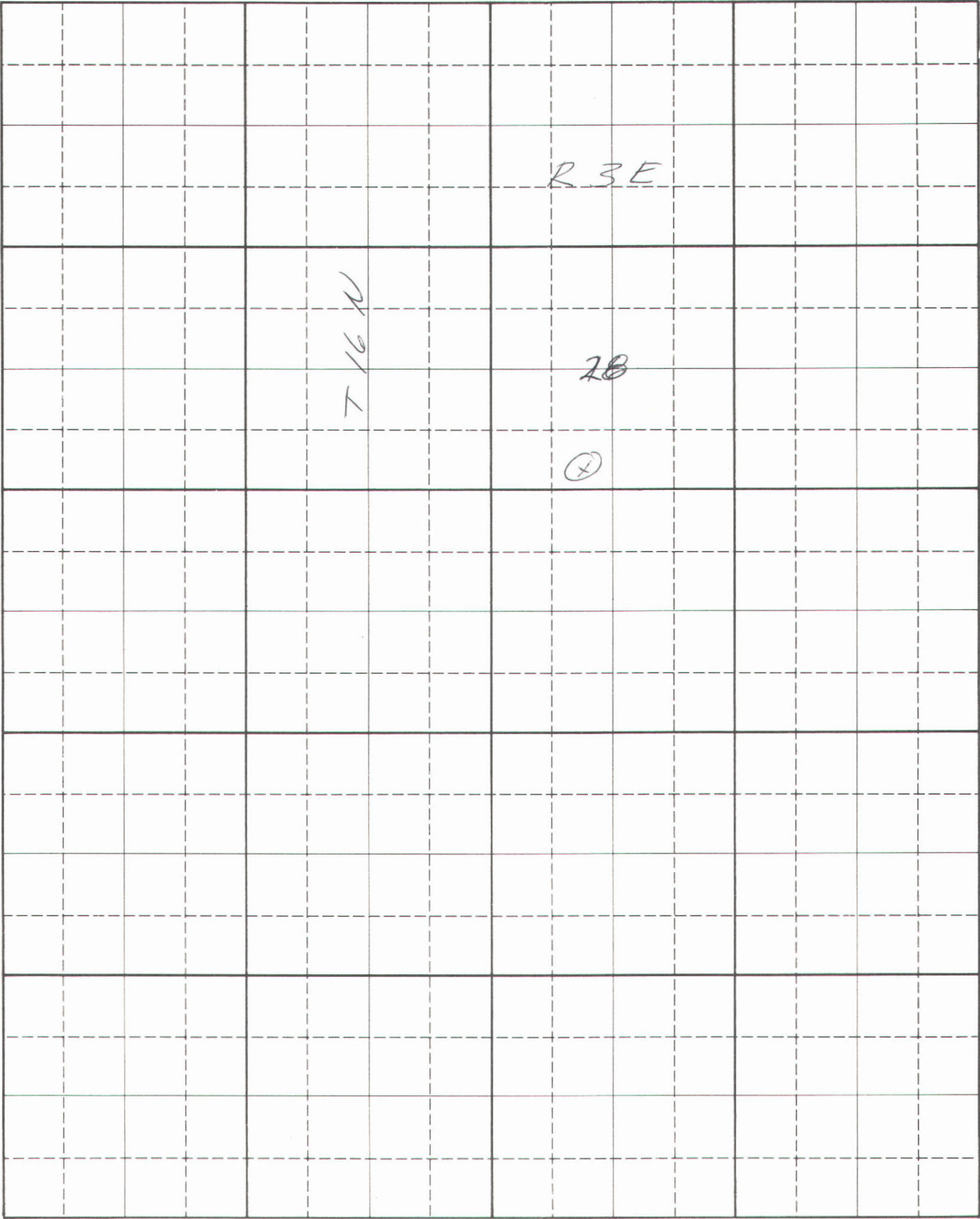


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Edward S. Stewart
(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 May 9, 1974, and ended May 16, 1974.

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 17th day of May, 1974,
W. H. G. Donaldson Notary Public.
My commission expires July 20, 1974.

65 7483

RECEIVED

MAY 20 1974

Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Edward G. &-or Helen M. Stewart, 2609 Encanto St., Boise, Idaho has on May 1, 1974 submitted Application No. 65-7483 for a permit to appropriate .04 cubic feet per second of water from a groundwater source by means of well, pump & pressure system within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 28, T. 16 N., R. 3 E., B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic use within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 28, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before May 27, 1974.

R. KEITH HIGGINSON
Director

Published in the Star News, McCall, Idaho on May 9, 1974 and May 16, 1974.

OK'd
5-20-74

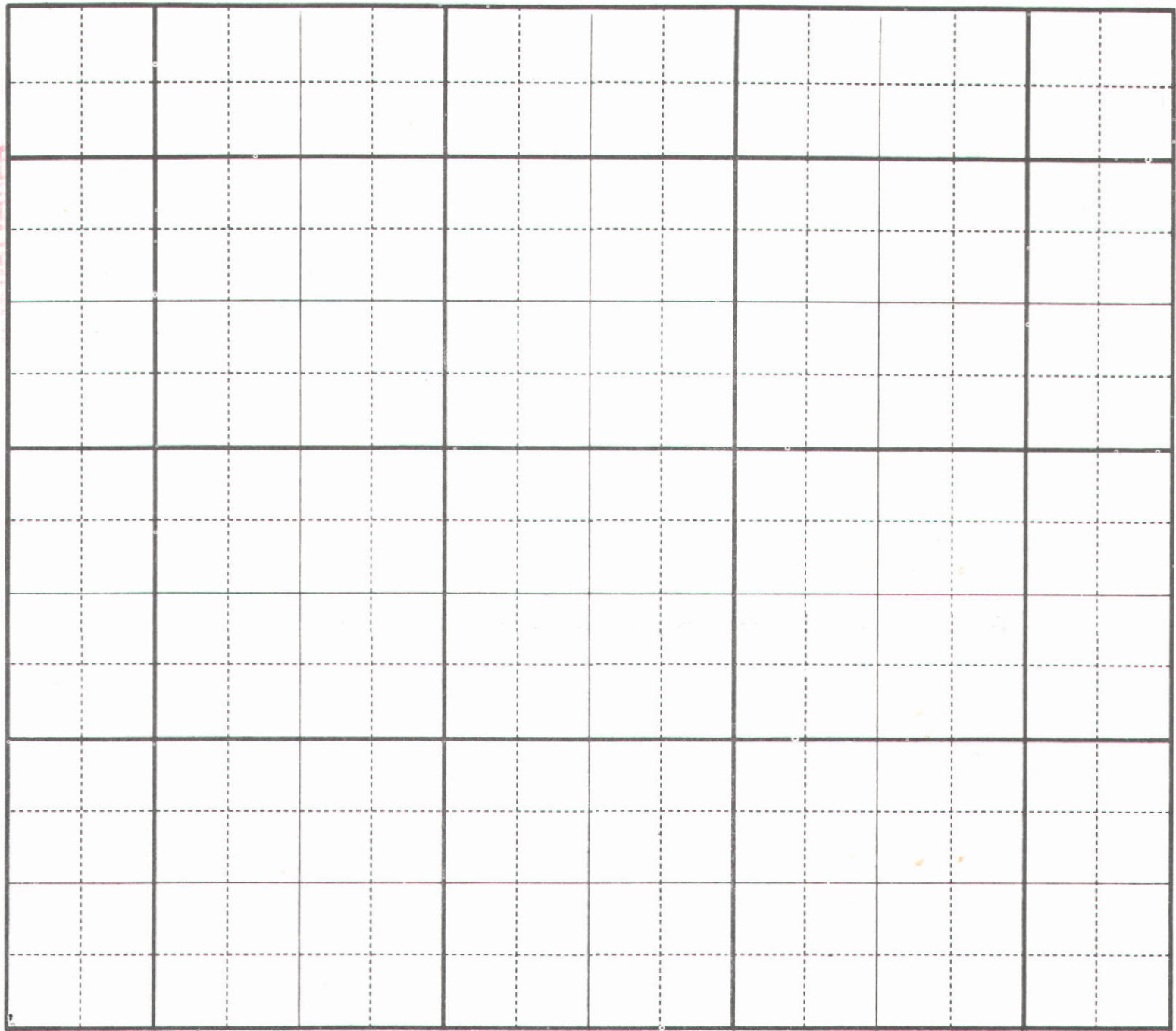
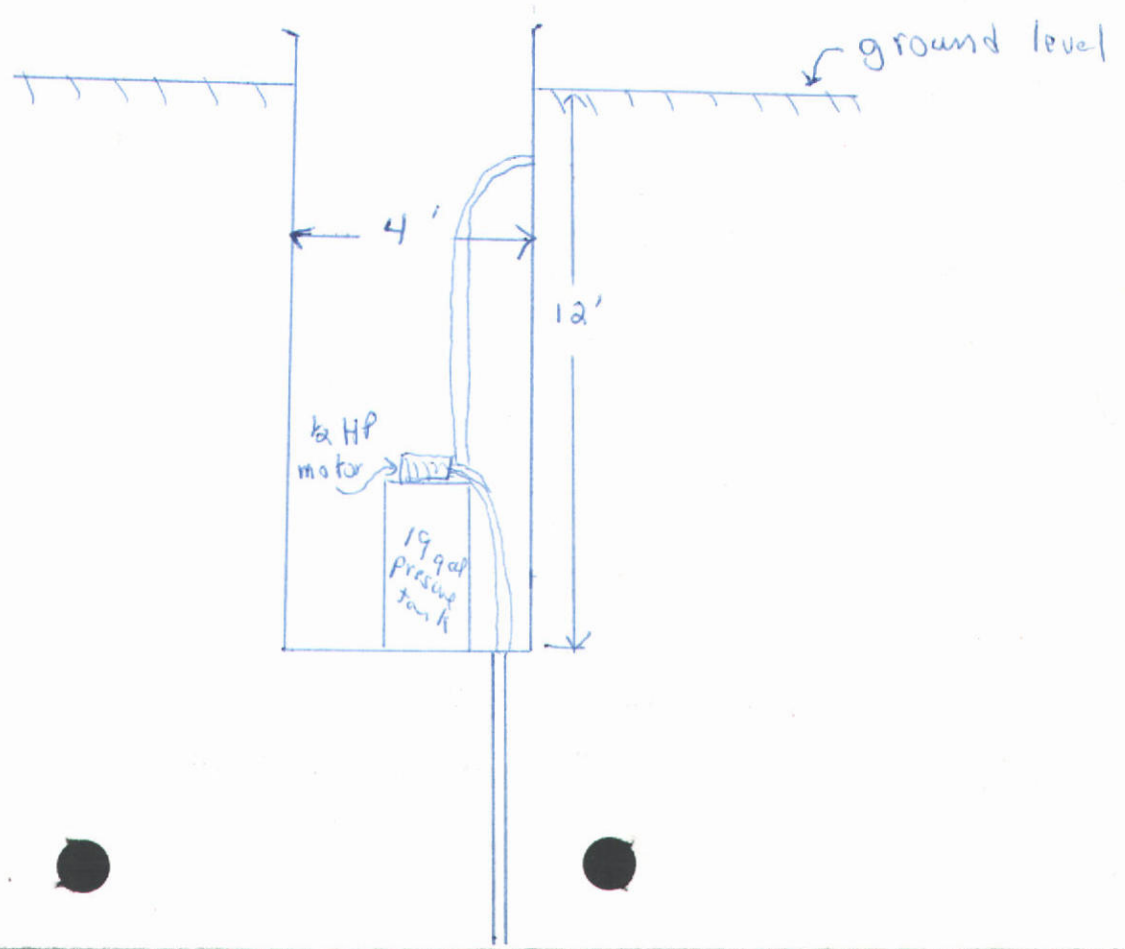


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No 65-7483 Priority May 1, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that EDWARD G. &/or HELEN M. STEWART
of Boise, Idaho, has complied with the terms and conditions of Permit
No 65-7483 issued pursuant to Application for Permit dated May 1, 1974,
and has submitted proof to the Department of Water Resources on August 18, 1975,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.04</u> cfs and <u>0.6 acre feet</u>			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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 confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 28,
Twp. 16 N, Rge. 3 E, 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 $\frac{1}{4}$				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 $\frac{1}{4}$	
16 N	3 E	28											X						

Total number of acres irrigated _____

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 19 day of
November, 19 75.

Director

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF:)

Extending the Proof Due Date Under)
Permit No. 65-7483 in the name of)
Edward G. &/or Helen M. Stewart)

ORDER

WHEREAS, on May 1, 1974, Edward G. &/or Helen M. Stewart applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.04 cubic feet of water per second from a ground water source within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 28, Twp. 16 N, Rge. 3 E, B.M., Valley County, to be used for domestic purposes; and

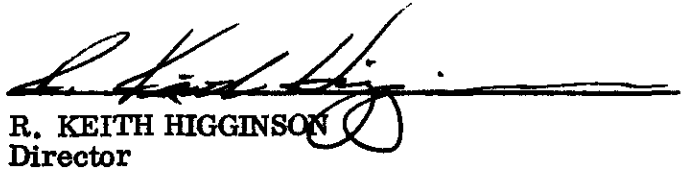
WHEREAS, on June 4, 1974, the Department approved said application and issued Permit No. 65-7483 with the condition that proof of application of water to beneficial use be submitted to the Department on or before June 1, 1975; and

WHEREAS, the Department failed to notify the permit holder sixty (60) days prior to the date set for proof as required by Section 42-204 of the Idaho Code; and

WHEREAS, the required proof was received by the Department on August 18, 1975;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of application of water to beneficial use under Permit No. 65-7483 be and is extended to August 18, 1975.

Dated this 19 day of November, 1975.


R. KEITH HIGGINSON
Director

RECORDED
77

Identification No. 65-7483

Application No. _____

LICENSE ISSUED FOR .04 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Edward G. &/or Helen M. Stewart
post office address 2609 Encanto Street, Boise, Idaho 83705
2. Source of water supply Groundwater which is a tributary of _____
- 3 a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 16 N
Range 3 E 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 Jan. 1 to Dec. 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 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works
a. Description of ditches, flumes, pumps, headgates, etc. 40' well with 6" casing with pump
and pressure system

- 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 6 inches, proposed depth of well is 40 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 \$ 1000.00
8. Description of proposed uses
a. If water is **not** for irrigation.
(1) Give the place of use of water SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 16 N
Range 3 E 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
(5) If water is to be used for other purposes describe _____

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

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

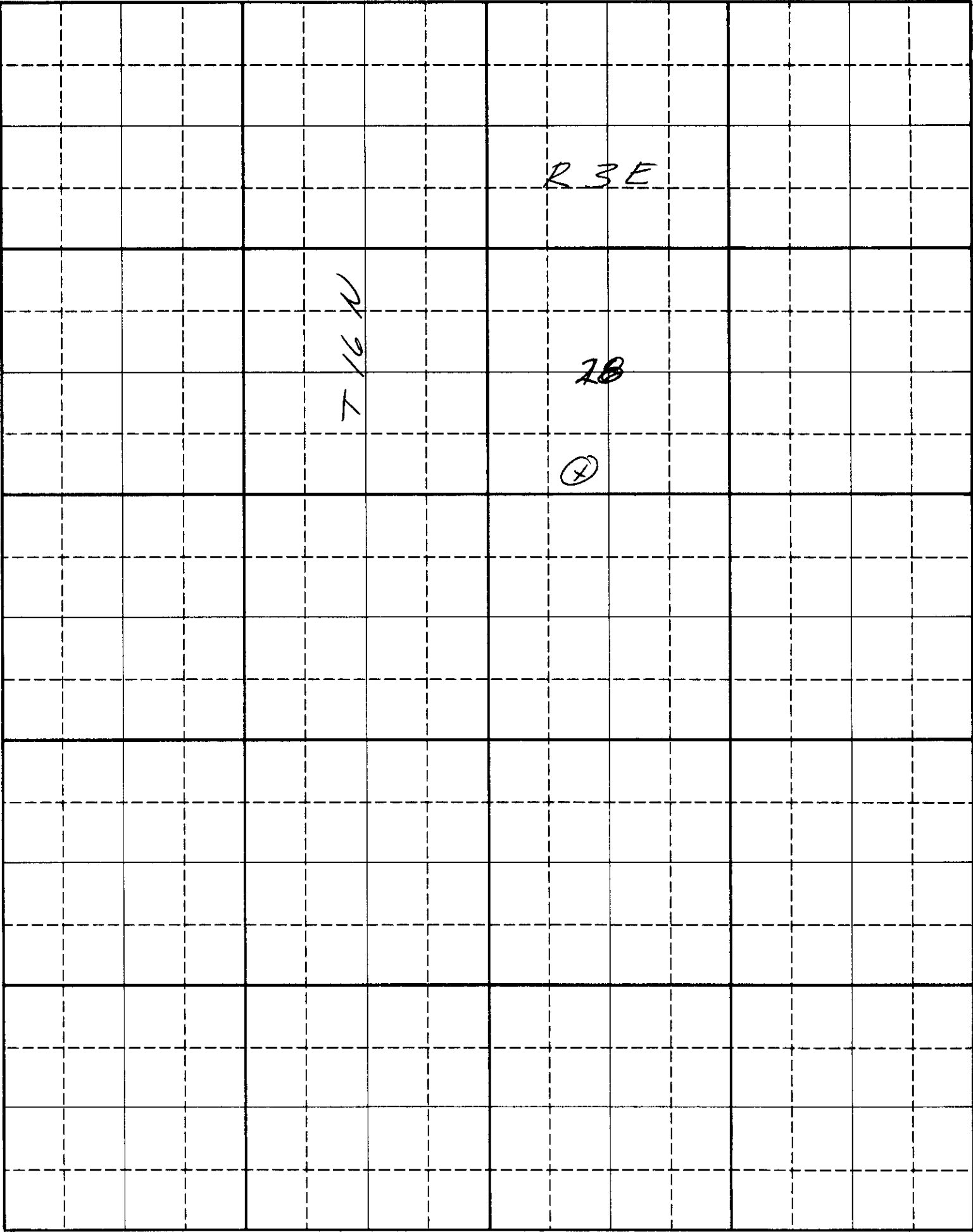
b. Who owns the land to be irrigated or place of use

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

applicant to make this filing.

10. Remarks Lot 21, Morning Dawn Sub. 1

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



Scale: 2 inches equal 1 mile

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

Edward S. Stewart
(Applicant)

Received by CB Date 5/1/1974 Time 8:45 AM
Preliminary check by CB Fee \$ 10.00
Receipted by JG Date 5/1/74 Recit # 14407
Publication prepared by JG Date 5-20-74
Published in _____
Publication dates _____
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by CB de

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7483, 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 June 1, 1975.
- c. Other: _____

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

Witness my hand this 4 day of June 19 74.

L. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RWH</u>	<u>5-2-74</u>	Application No. <u>65-7483</u>
(2)			☒ 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
(3)	<u>RWH</u>	<u>5-2-74</u>	In form to receipt
	<u>NA</u>		Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)		<u>NA</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>RWH</u>	<u>5-2-74</u>	In form for advertising
(6)		<u>NA</u>	Located within Water District No. _____
(7)	<u>RWH</u>	<u>5-2-74</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>RWH</u>	<u>5-2-74</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>df</u>	<u>5-20-74</u>	Affidavit of Publication received (date) _____
(11)	<u>DOB</u>	<u>28 May 74</u>	Final date for protests <u>27 May 74</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes _____ no _____
(14)	<u>DOB</u>		Action recommended: ☒ Approve Priority _____ ____ Deny Reason for Reduction _____ ☒ Measuring device required ____ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Boise</u>	By <u>Sumner</u>	<u>28 May 74</u>

65 7483

RECEIVED
May 28
Department of Water

RECEIVED

MAY 20 1974

Department of Water Administration



OK'd
5-20-74

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 740 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 May 9, 1974, and ended May 16, 1974.

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 17th day of May, 1974. *Donald E. McMahan*, Notary Public.
My commission expires July 20, 1974.

65 7483

November 19, 1975

Re: Permit No. 65-7483

Edward G. &/or Helen M. Stewart
2609 Encanto St.
Boise, ID 83705

Dear Mr. & Mrs. Stewart:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Edward G. &/or Helen M. Stewart
Post office address 2609 Encanto St., Boise, ID 83705 Phone _____
Person to contact _____ Phone _____

2. Source of water supply Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for Domestic (1)
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 65-7483
Examination for b/u

4. Total amount to be appropriated

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 16n N/S, Range 3E E/W, B.M., Section 28, Subdivision SE 1/4 SW 1/4, Valley
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County _____

Other Points of Diversions: _____

Description of diverting works: sandpoint with 1 1/2 diameter case, 1/2 hp jet pump with 19
gallon pressure tank

Measuring device required. yes ☐ no ☒

6. Lands to be irrigated or place of use.

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	28												X					

TOTAL ACREAGE _____

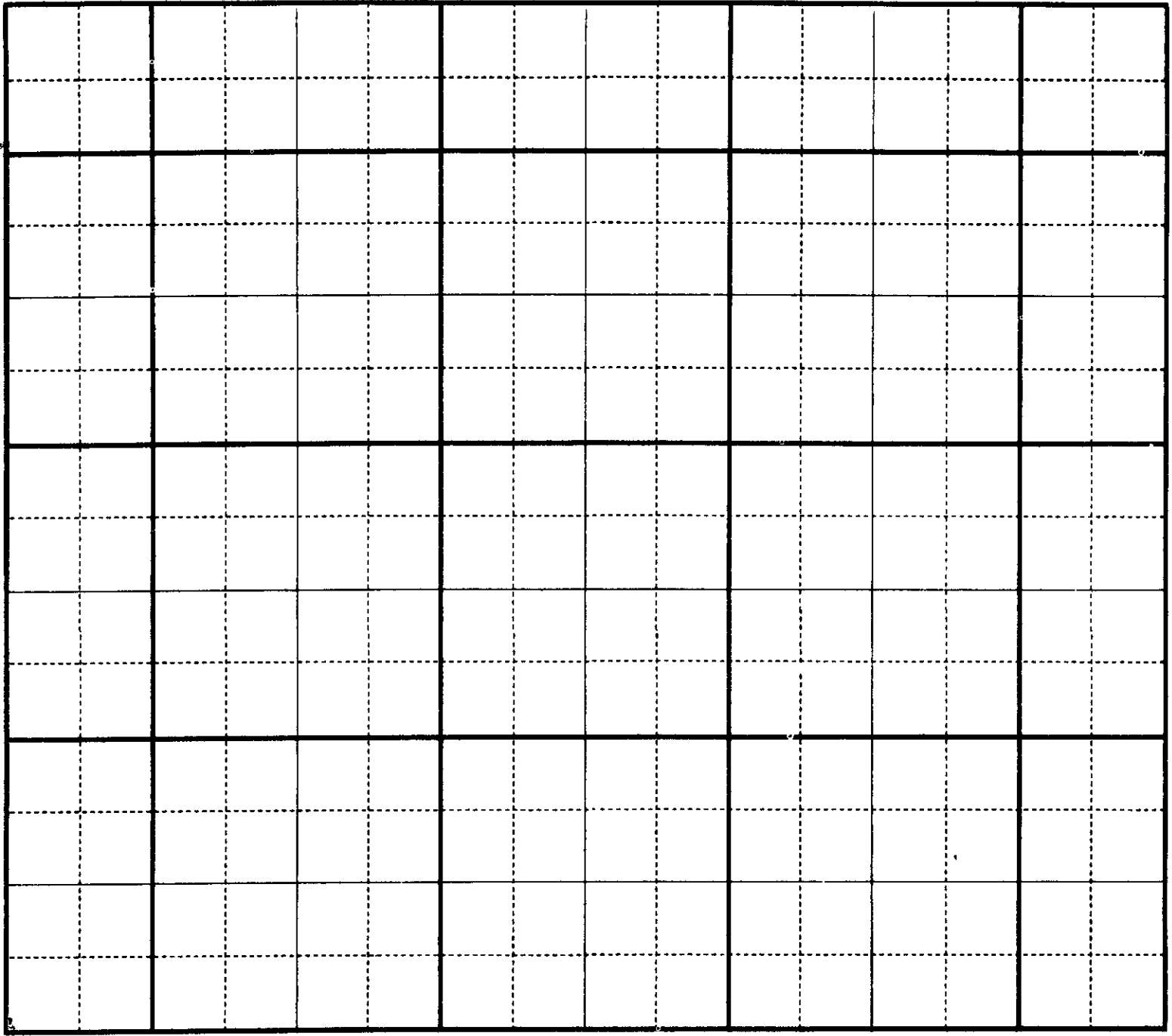
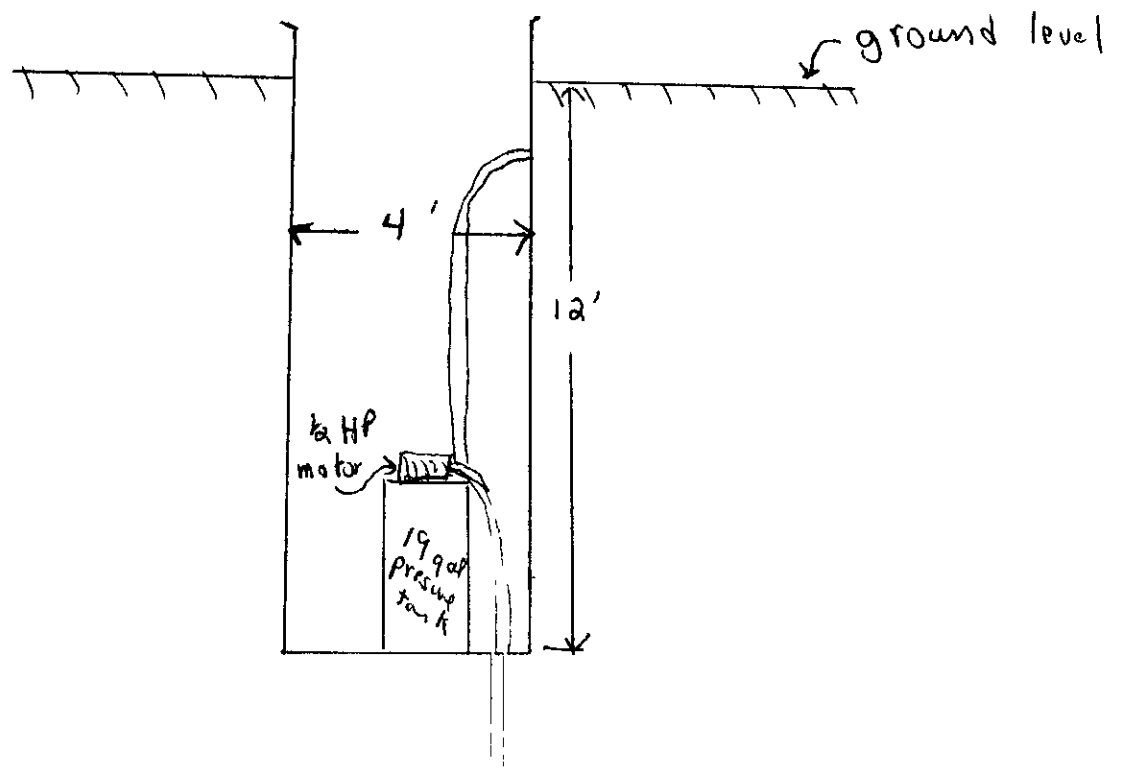


Diagram of System



August 19, 1975

Re: Permit No. 65-7483

Edward G. &/or Helen M. Stewart
2609 Encanto Street
Boise, Idaho 83705

Dear Mr. & Mrs. Stewart:

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 District Office in **Boise**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED
AUG 22 1975
WATER RIGHTS DIVISION
BOISE, IDAHO

RECEIVED

AUG 18 1975

okj

Department of Water Resources

Identification No. _____

Permit No. 65-7483

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Edward G. &/or Helen M. Stewart
b) Post Office Address 2609 Encanto Street, Boise, ID 83705
2. Permit Number 65-7483
3. Date of Priority that you are prepared to establish May 1, 1974
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28
Township 16N, Range 3E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for Domestic purposes from Jan. 1 to Dec. 31 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 0.04 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: N/A
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) Sandpoint with 1½ diameter case, ½ h.p. jet pump with 19 gallon pressure tank
b) Describe the type and size of measuring device which you have installed at your point of diversion: N/A
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Domestic use

Exam typed 8-19-75 by ju

MAILED

WLB

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

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: _____

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

Aug 18, 1975
(Date)

Eduard S. Stewart
(Signature)

State of Idaho)

County of Ada) ss.

On this 18th day of August, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.

Lyle Glen Saylor
Notary Public residing at Boise, Idaho

My commission expires Life

June 4, 1974

Re: Permit No. 65-7483

Mr. Edward G. Stewart
2609 Encanto Street
Boise, Idaho 83705

Dear Mr. Stewart:

Enclosed is a copy of your approved Application for Permit No.65-7483 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

65 7483

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

State House Annex 2
Boise Idaho 83707

(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Development
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

May 3, 1974

**The Star News
Box 985
McCall, ID 83638**

**Re: Application for Permit No. 65-7482 - William J. & Beverly J. Kline
65-7483 - Edward G. &/or Helen M. Stewart**

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 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)

Sincerely,

Bill submitted 5-20-74 by df

65 7483

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that EDWARD G. &/or HELEN M. STEWART, 2609 Encanto
St., Boise, ID
has on May 1, 1974 submitted Application No. 65-7483
for a permit to appropriate .04 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from a groundwater source
by means of well, pump & pressure system
within the SE1/4SW1/4, S. 28, T. 16 N., R. 3 E., B.M., Valley County

to be used from Jan. 1 to Dec. 31
for domestic use

within the SE1/4SW1/4, S. 28, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before May 27, 1974.

R. KEITH HIGGINSON

Director

Published in the Star News, McCall, Idaho
on May 9, 1974 and May 16, 1974

65 7483