

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

R3E

T11N

11

Spring

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.

Carol S. Byard
(Applicant)

65 7437

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 December 13, 1973, and ended December 10, 1973.

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 21st day of Dec, 1973.
Wm C. Donaldson, Notary Public.
My commission expires July 20, 1977.

RECEIVED

DEC 24 1973

Department of Water Administration

65 7437

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Harold L. Byard, 6026 Kirkwood Circle, Boise, Ida. has on Dec. 3, 1973 submitted Application No. 65-7437 for a permit to appropriate .16 cubic feet per second of water from an unnamed spring by means of culvert & pipeline within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 11, T. 11 N., R. 3 E., B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic use for four families within the W $\frac{1}{2}$ SW $\frac{1}{4}$, S. 11, T. 11 N., R. 3 E., B.M.

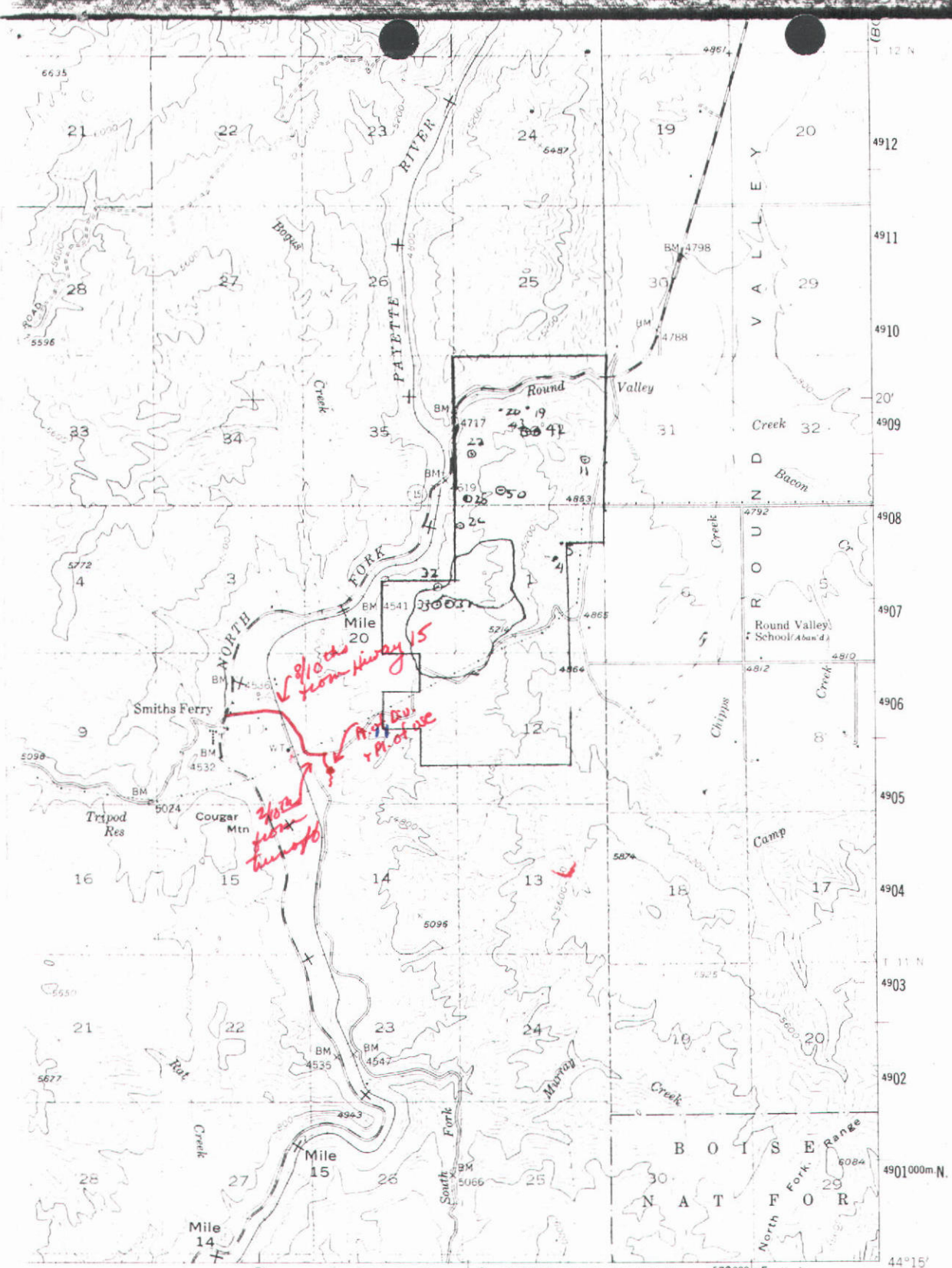
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse,

Boise, Idaho, 83707, on or before Dec. 31, 1973.

R. KEITH HIGGINSON
Director

Published in the Star-News, McCall, Idaho on Dec. 13, 1973 and Dec. 20, 1973.

OK'd
12-28-73



EET
 AL CONTOUR
 UM OF 1929
 RACY STANDARDS
 80225 OR RESTON VIRGINIA 22097
 IS AVAILABLE ON REQUEST



ROAD CLASSIFICATION
 Heavy duty ———— Light duty ————
 Medium duty ———— Unimproved dirt ————
 U. S. Route State Route

MICROFILMED

APR 04 1988

SMITHS FERRY, IDAHO
 N 44°15' W 116°00'

1953

AMS 2772 I-SERIES V793

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-7437

Priority: December 3, 1973 Amount: .04 CFS .6 AFA

This is to certify, that HAROLD L. BYARD
6026 KIRKWOOD CIRCLE
BOISE, ID 83705

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated December 3, 1973, and
has submitted proof to the Department of Water Resources on November 3, 1983, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .04 cfs of water from;

SPRING tributary to PAYETTE RIVER, NORTH FORK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.04 cfs	.6 afa

LOCATION OF POINT OF DIVERSION(S): SWSW , Sec. 11, Township 11N, Range 3E
Valley County

PLACE OF USE: Domestic

TWN RGE SEC

11N 3E 11 SWSW

CONDITIONS/REMARKS:

1. The right to the use of the 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.

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 29th day
of March, 1988.

RECEIVED

APR 04 1988

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE)
DATE IN CONNECTION WITH PERMIT NO. 65-7437)
IN THE NAME OF HAROLD L. BYARD)

ORDER

WHEREAS, on December 3, 1973, Harold L. Byard applied to the Department of Water Resources for a permit to appropriate .16 cubic feet per second of water from an unnamed spring from a point within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 11, Twp. 11N, Rge. 3E, B.M., Valley County, to be used for domestic purposes; and,

WHEREAS, on January 10, 1974, the Department approved said application and issued Permit No. 65-7437 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before January 1, 1979; and,

WHEREAS, on November 14, 1978, the permit holder submitted a request for an extension of time; and,

WHEREAS, it appears that under the circumstances, the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 65-7437 be extended to January 1, 1984.

Dated this 15th day of November, 1978.



L. GLEN SAXTON
Chief, Operations Bureau

MICK

Identification No. _____

Application No. 65-7437

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Harold L. Byard
post office address 6026 Kirkwood Circle, Boise, Idaho 83705
2. Source of water supply Unnamed spring which is a tributary of _____
- 3 a Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 11 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 .16 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. .16 cubic feet per second and/or
b. _____ acre feet per annum.
- 6 Proposed diverting works:
a Description of ditches, flumes, pumps, headgates, etc. 36" X 14' culvert which collects
spring water with 1½" plastic pipe to places of use.

b Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year 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 \$ 1,000⁰⁰.
- 8 Description of proposed uses:
a If water is **not** for irrigation.
(1) Give the place of use of water. W½ $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 11 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 4.
(5) If water is to be used for other purposes describe. _____

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

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	

Total number of acres to be irrigated _____

c Describe any other water rights used for the same purposes as described above. _____

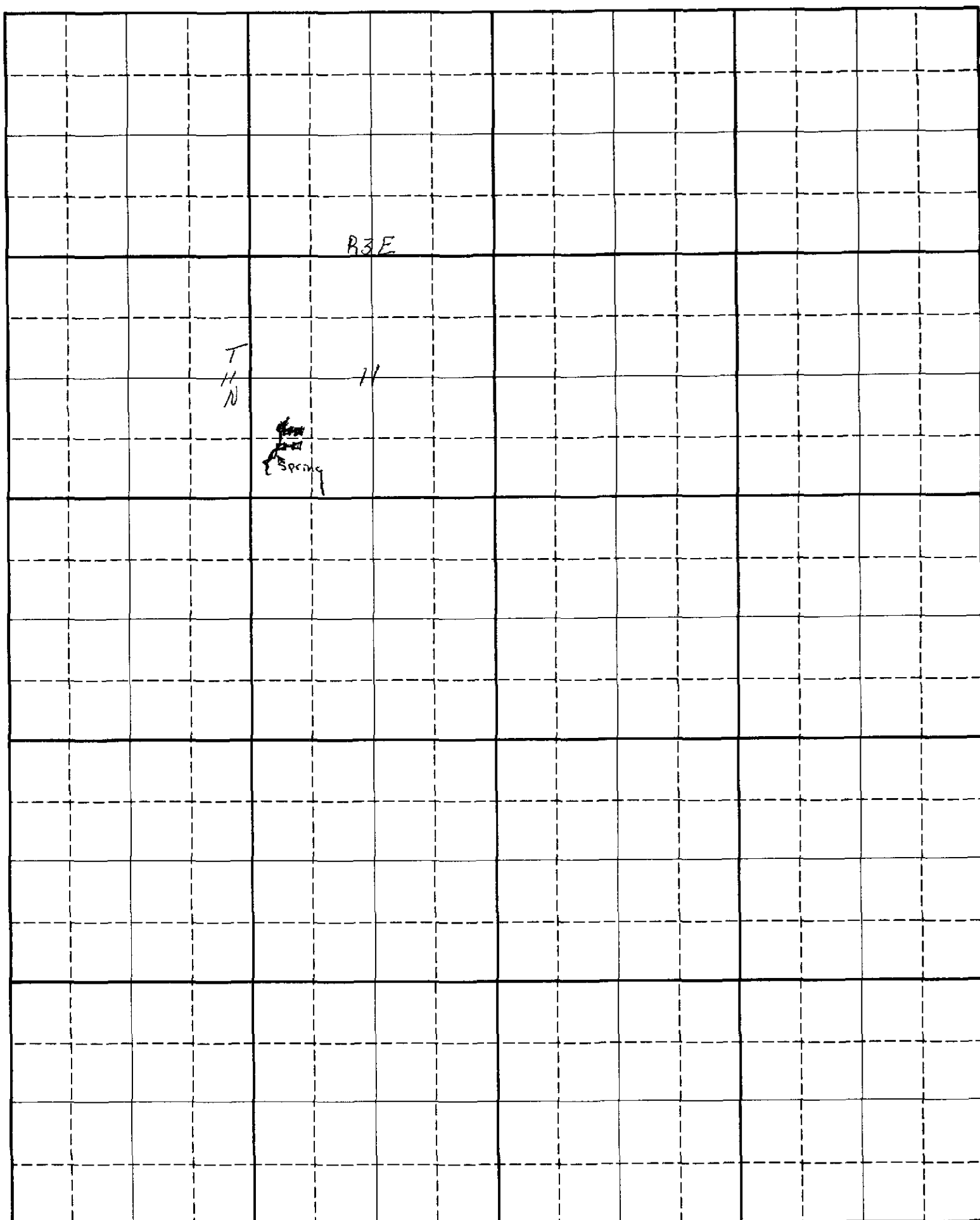
9 a. Who owns the property at the point of diversion Applicant

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 _____

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.

Harold S. Byard
(Applicant)

Proposed Priority 12-3-1973Received by STL Date 12/3/73 Time 11.00 AMPreliminary check by STL Fee \$ 10.00Receipted by STL Date 12-03-73 Permit # 13385Publication prepared by STL Date 12-7-73Published in State News, McCallPublication dates 12-13 & 12-20-73Publication approved STL Date 12-28-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by STL STL

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. 65-7437, 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 79.
- c. Other. _____

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

Witness my hand this 10 day of January, 19 74.

R. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>REB</u>	<u>12/5/73</u>	Application No. <u>65-7437</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>REB</u>	<u>12/5/73</u>	In form to receipt
			Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>REB</u>	<u>12/5/73</u>	In form for advertising
(6)		<u>NA</u>	Located within Water District No. _____
(7)		<u>NA</u>	Critical groundwater area: yes _____ no _____
(8)		<u>NA</u>	Groundwater levels: _____ Decline (comment) _____ _____ Stable (comment) _____ _____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>off</u>	<u>12-28-73</u>	Affidavit of Publication received (date) <u>off</u>
(11)	<u>RWH</u>	<u>12-31-73</u>	Final date for protests <u>12-31-73</u> Protests received: yes _____ no ☒
(12)		<u>NA</u>	Date and Place of hearing _____ Decision reached at hearing _____
(13)		<u>NA</u>	All requested information received from agencies or applicant yes _____ no _____
(14)	<u>RWH</u>	<u>12-31-73</u>	Action recommended: ☒ Approve Priority <u>12-3-1973</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Western</u>	By <u>Robert W. Hamilton</u>	Date <u>12-31-73</u>

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 December 10, 1973, and ended December 10, 1973.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 21st day of July, 1973.
My commission expires July 22, 1977.
Donald E. McMahan
Adrian C. Donaldson, Notary Public.

RECEIVED

65 7437

Notice is hereby given that Harold L. Byard, 6026 Kirkwood Circle, Boise, Ida. has on Dec. 3, 1973 submitted Application No. 65-7437 for a permit to appropriate .16 cubic feet per second of water from an unnamed spring by means of culvert & pipeline within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 11, T. 11 N., R. 3 E., B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic use for four families within the W $\frac{1}{2}$ SW $\frac{1}{4}$, S. 11, T. 11 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

Dec. 31, 1973.
R. KEITH HIGGINSON
Director

Published in the Star-News, McCall, Idaho on Dec. 13, 1973 and Dec. 20, 1973.

OK'd
12-28-73

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

RECEIVED
JUL 19 1982

Permit No. 65-7437 Department of Water Resources
Name(s) of Permit Holder(s): Harold L. Byard Western Regional Office
Post Office Address: 6026 Kirkwood St.
Boise, Idaho 83909 Tel. No. 5-6143

☒ I hereby certify that construction of diversion works for the above referenced permit began on 7/15/72 I understand that I must
(date) JUL 19 1982
continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

Have used water to irrigate growed on flat.

*Note: A financing difficulty is not an acceptable reason.

7/6/82
Date

Harold L. Byard
Signature of Permit Holder

PLACE
STAMP
HERE

RECEIVED
JUL 7 1982

JUL 7 1982

Department of Water Resources
Statehouse
Boise, Idaho 83720



MICROFILMED
JUL 19 1988

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

March 30, 1988

HAROLD L. BYARD
6026 KIRKWOOD CIRCLE
BOISE, ID 83705

RE: Permit No. 65-7437

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

RECEIVED
APR 24 1988

March 4, 1988

HAROLD L. BYARD
6026 KIRKWOOD CIRCLE
BOISE, ID 83705

RE: Permit No. 65-7437

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

APR 04 1988

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SW 1/4 SW 1/4, S. 11, T. 11N, R. 3E.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11N	3E	11											X						

Recommended Amendments:

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

Examiner's Signature Jan Shute

Checked by 6LS

Approved by _____

Date 3/27/86

MICROFILMED

APR 04 1988

AM: 2272 I -SERIES V793

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 25, 1984

HAROLD L. BYARD
6026 KIRKWOOD CIR.
BOISE ID 83705

RE: Permit No. 65-7437

Dear Permit Holder:

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 examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

MICROFILMED

APR 04 1988

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 15-7437

Name(s) of Permit Holder Harold L. Byard

Post Office Address: 6026 Kirkwood Circle
Boise, Idaho 83705 Tel. No. _____

Source of Water _____

Extent of Use

☒ Domestic	<u>1</u>	(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

11/3/83
Date

Harold L. Byard
Signature of Permit Holder

RECEIVED

RECEIVED

NOV 3 1983

Department of Water Resources
Western Regional Office



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
13 CENT
STAMP
HERE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138152

BYARD, HAROLD L.
6026 KIRKWOOD CIRCLE
BOISE, ID 83705

PROOF DUE NOTICE

OCTOBER 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7437 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

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

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

138152
FILED

November 15, 1978

Harold L. Byard
6026 Kirkwood Circle
Boise, ID 83705

Dear Mr. Byard:

Re: Permit No. 65-7437

Dear Mr. Byard:

Enclosed is a copy of the Order extending the time within which to submit proof of beneficial use of water to January 1, 1984.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc: 1

MICROFILM

November 9, 1978

Rita Fleck
Department of Water Resources
Statehouse
Boise, Idaho 83720

Reference: Your letter of 10/31-78 in re Water Permit # 65-7437

Dear Ms. Fleck,

To confirm our recent telephone conversation concerning the above mentioned Water Permit, I am this date requesting an extension of time for the "application of water to beneficial use".

Development has been the installation of a 36' X 14' aluminum culvert, drilled with 3/8" holes to 5 feet above the bottom of the culvert pipe. Placed in an upright position, it was filled with 3 cubic yards of 2" plus gravel. The spring which was tapped is not noticeable above my property. The only other possible user of water above my property has drilled a well. The spring runs constantly through my well, and into a dry creek bed approximately six feet below.

Because of my wifes business activity, which has required extensive time and travel, I have been reluctant to build on the property. At such time that she does not travel so extensively, we plan to build and utilize the water, etc.

I hope that an extension of time can be approved. If further explanation would be beneficial and/or required, I can be reach^{ed} by telephone (375-6143) or at the address on Kirkwood.

Sincerely yours,

Harold L. Byard
Harold L. Byard
6026 Kirkwood C.
Boise, Idaho 83705



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

CERTIFIED MAIL

100645

October 31, 1978
Re: Permit No.

65-7437

Harold L. Byard
6026 Kirkwood Circle
Boise, ID 83705

Dear Mr. Byard:

One of the conditions of approval of your water Permit No. _____ (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, 1979. 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.


RITA FLECK
Water Rights

Encl: Proof affidavit

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise Idaho 83720
(208) 384-2190



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

January 16, 1974

Re: Permit No. 65-7437

Harold L. Byard
6026 Kirkwood Circle
Boise, Idaho 83705

Dear Mr. Byard:

Enclosed is a copy of your approved Application for Permit No. 65-7437. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

65 7437

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

C. D. Andrus
Governor
R. Keith Thompson
Director

State Capitol Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office

Water Right Administration
Water Resource Conservation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

December 7, 1973

The Star News
Box 985
McCall, Idaho 83638

Re: Claim to a Water Right No. 77-4018 - Donald I. Rising &/or Helen W. Rising
Application for Permit No. 65-7437 - Harold L. Byard
65-7438 - West Mtn. Lodge &/or Norman Bomeugen
65-7440 - P. Lee Eisenbarth
65-7441 - W. E. &/or Lucile Cameron
77-7038 - J. Morton &/or Betty L. Arnold
65-7442 - Harland D. J. &/or Helen J. Huppert

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 amount is just and correct,
that the amount claimed is legally due, after allowing all just
deductions, and that no part of the same has been paid."

(Signature of claimant)

Bill submitted 12-28-73 by
df
65-7442

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that HAROLD L. BYARD, 6026 Kirkwood Circle,
Boise, ID
has on Dec. 3, 1973 submitted Application No. 65-7437
for a permit to appropriate .16 cubic feet per second ~~acres feet~~
~~per second~~ of water from an unnamed spring
by means of culvert & pipeline
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 11, T. 11 N., R. 3 E., B.M., Valley County

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

within the W $\frac{1}{2}$ SW $\frac{1}{4}$, S. 11, T. 11 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 Dec. 31, 1973.

R. KEITH HIGGINSON

Director

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