

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)

County of Valley)

Donald E. McMahan)

) ss.

, being first duly sworn, deposes and

Publisher

says: That he is the 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 aforesaid and is a legal newspaper; that the advertise-
ment, a copy of which is hereto attached, was published in said news-

Two

paper once a week for 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

June 17, 1971, and ended June 24, 1971

Subscribed and sworn to before me, a Notary Public in and for
the County of Valley, and the State of Idaho, this 24th
day of June, 1971.

My commission expires Oct 14, 1971.

Notary Public.

RECEIVED

JUN 25 1971

Department of Water Administration

NOTICE OF APPLICATION FOR WATER PERMIT

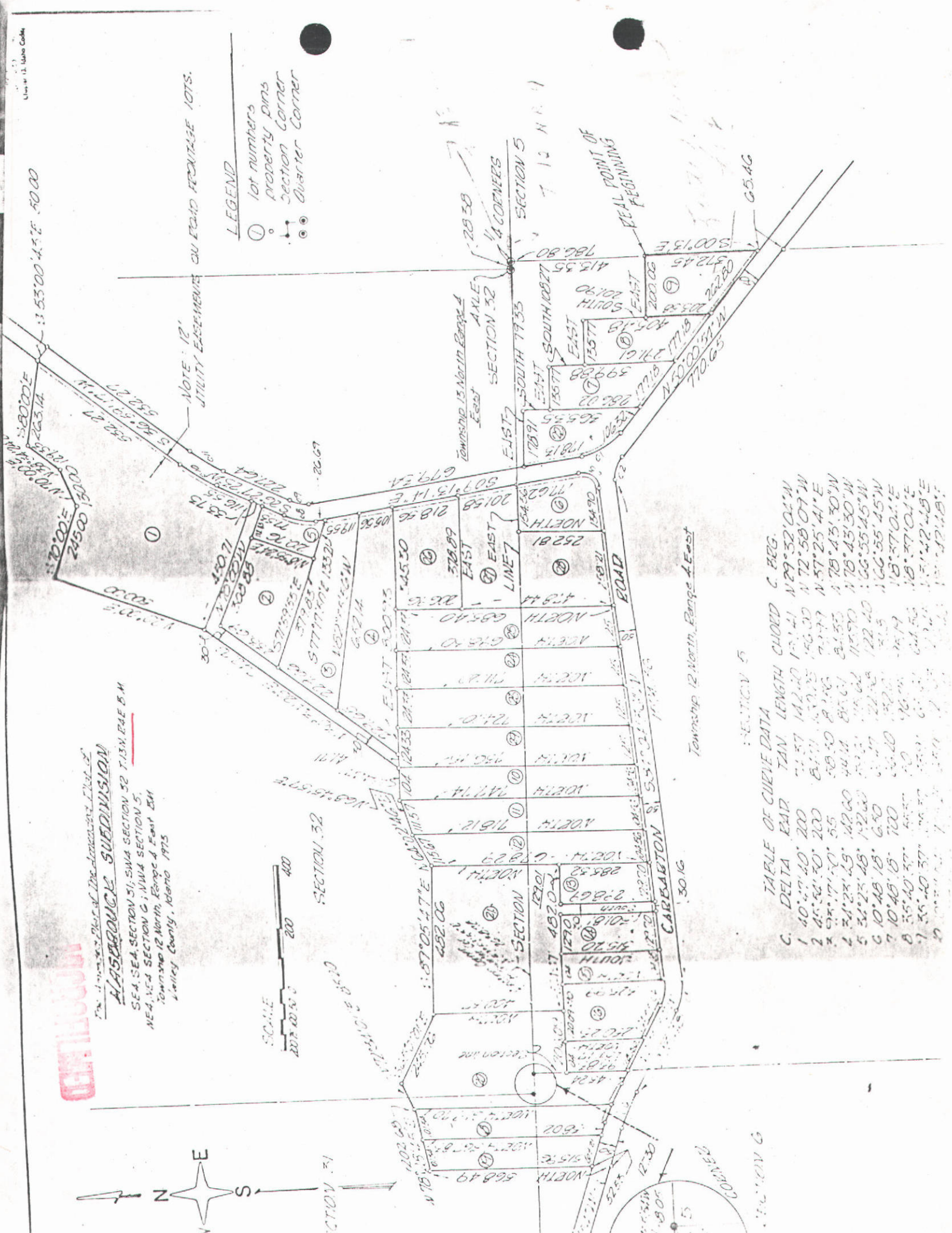
Notice is hereby given that
Lester C. Hill, 310 S. DeClark,
Emmett, Idaho has on May 28,
1971 submitted Application No.
65-7204 for a permit to appropri-
ate 0.03 cubic feet per second
of water from a ground water
source by means of well, pump,
motor, and pipe within the NE
1/4 NW 1/4, Sec. 5, T. 12N, R.
4E, B.M., Valley County to be
used from Jan. 1 to Dec. 31 for
domestic purposes within the
NE 1/4 NW 1/4, Sec. 5, T.
12N, R. 4E, 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 Depart-
ment of Water Administration,
Statehouse, Boise, Idaho, 83707,
on or before July 5, 1971.

R. Keith Higginson
Director

Published in the Star News
June 17 & 24, 1971

65
7204



LEGEND

- ① lot numbers
- property pins
- section corner
- quarter corner

NOTE: 12' UTILITY EASEMENT ON EAST SIDE OF ROAD

SECTION 5

TABLE OF CURVE DATA

C.	DELTA	BEAR	TAN	LENGTH	CHORD	C. BEG.
1	40° 47' 40"	200	71.57	142.40	171.41	N 29° 32' 04" W
2	45° 54' 30"	200	81.11	162.25	195.00	N 72° 58' 07" W
3	28° 17' 00"	55	58.40	81.16	71.79	N 57° 25' 41" E
4	34° 23' 29"	142.60	71.57	142.40	171.41	N 78° 43' 30" W
5	34° 23' 29"	142.60	71.57	142.40	171.41	N 78° 43' 30" W
6	10° 48' 18"	650	21.29	22.92	122.40	N 66° 55' 45" W
7	10° 48' 18"	700	23.40	24.90	128.14	N 66° 55' 45" W
8	35° 40' 30"	142.60	71.57	142.40	171.41	N 78° 43' 30" W
9	35° 40' 30"	142.60	71.57	142.40	171.41	N 78° 43' 30" W

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7204 Priority May 28, 1971 Amount 0.03 cfs

THIS IS TO CERTIFY, that LESTER C. HILL
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 65-7204 issued pursuant to Application for Permit dated May 28, 1971,
and has submitted proof to the Department of Water Resources on May 4, 1976,
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 0.03 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>0.03</u> cfs and <u>1.2</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 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 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 NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 5,
Twp. 12 N, Rge. 4 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 $\frac{1}{4}$	
12 N	4 E	5				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 23 day of
July, 19 76.

Director

Identification No. 65-7204
Application No. _____

LICENSE ISSUED FOR 0.03 SEC. FT.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION **APPROVED**
APPLICATION FOR PERMIT

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

- 1 Name of applicant Lester C. Hill
post office address 310 So. DeClark, Emmett, Idaho
- 2 Source of water supply Groundwater which is a tributary of _____
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5 Township 12N
Range 4 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 .03 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 .03 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. Drilled well, pump, motor,
and 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 5 years
b Estimated construction cost is \$ _____
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 5 Township 12 N
Range 4 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 _____

65 7204

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

[illegible]

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 Self

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

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.

A map grid with handwritten annotations. The grid is 12 units wide and 12 units high. Handwritten annotations include a circled 'O' at row 5, column 8; a '5' at row 6, column 8; '12N' at row 6, column 10; and '4E' at row 6, column 11.

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.

Lester A. Field
(Applicant)

65 720.1

65 7204

Received by D Date 5-28-71 Time 10:00 AM
Preliminary check by D Fee \$ 10.00
Receipted by ej Date 5-28-71 Net 65.32
Publication prepared by cr Date 6-8-71
Published in Star News
Publication dates 6-17 & 6-24-71
Publication approved de Date 7-01-71
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 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 65-7204, 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 July 1, 1976.
- c. Other _____

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

Witness my hand this 13TH day of July, 1971.

R. Keith Higgins
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 Publisher 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 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 June 17, 19 71, and ended June 24, 19 71

Subscribed and sworn to before me, a Notary Public in and for the County of Valley, and the State of Idaho, this 24th day of June, 19 71.

My commission expires June 1, 1971.

Notary Public.

65 7204

FOR WATER RIGHTS
Notice is hereby given that
Donat E. McMahan, Publisher of
the Star-News, a weekly newspaper
published at Cascade and McCall,
County of Valley, State of Idaho,
has published in said newspaper
a copy of which is hereto attached,
a notice of publication of such
notice began June 17, 1971, and
ended June 24, 1971.

July 26, 1976

Re: Permit No. 65-7204

Lester C. Hill
310 S. DeClark
Emmett, ID 83617

Dear Mr. Hill:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

Darlene.

Mr. Hill just stopped
by and we verified by the
7.5' quad and the attached
map that he is a 12 N.

Therefore, an amendment is
not necessary.

Pete also ^{Dave} verified that
12 N is correct. No
Amendment needed.

ALPINE SUBDIVISION

SE 1/4 SECTION 31, SW 1/4 SECTION 32, T13N, R4E, S1M
NE 1/4, SE 1/4 SECTION 31, NW 1/4 SECTION 32
Township 12 North, Range 4 East, S1M
Lincoln County, Idaho 1975

LEGEND

- ① lot numbers
- property pins
- section corner
- quarter corner

NOTE 12' UTILITY EASEMENT ON EIGHT ACRES LOTS

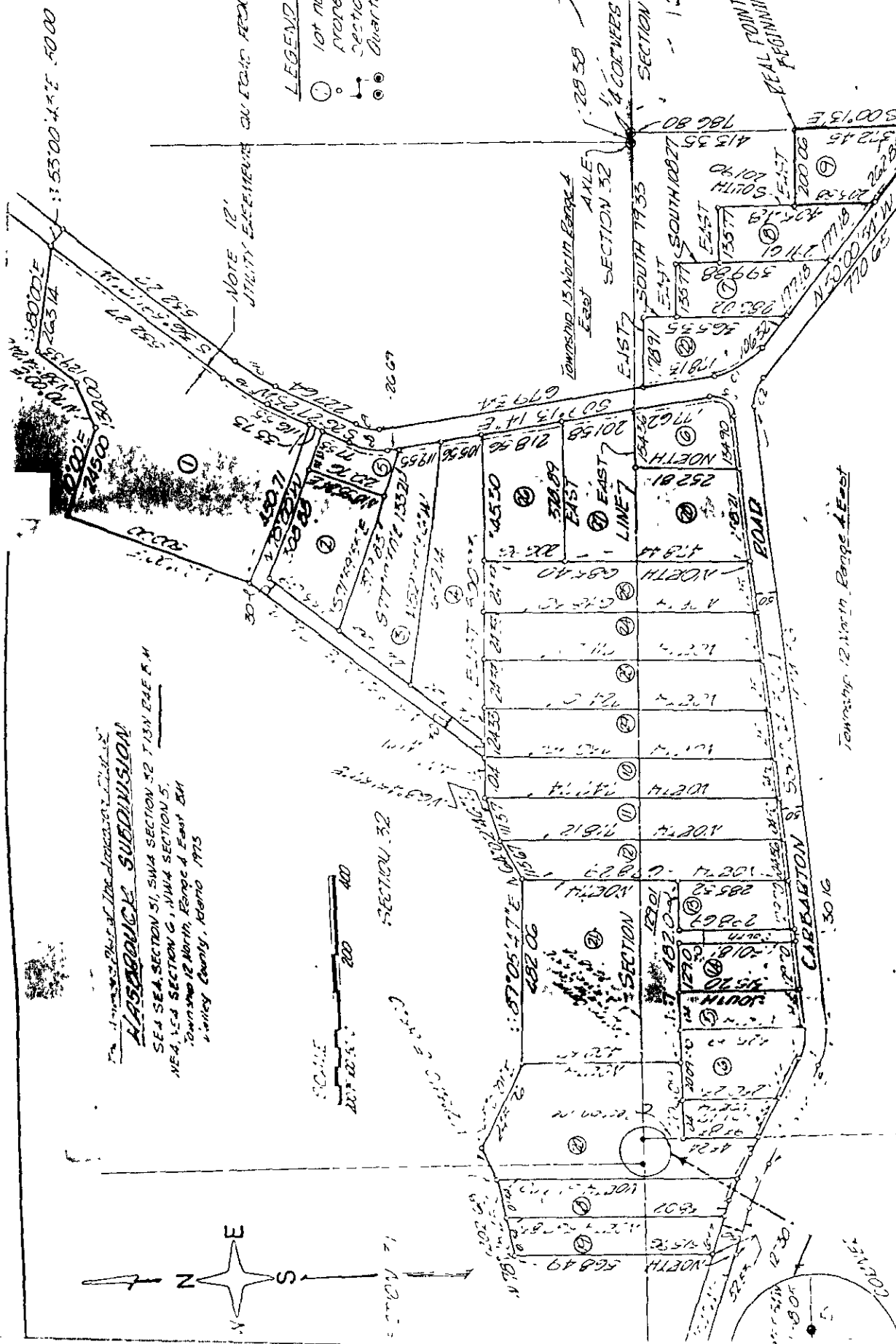


TABLE OF CURVE DATA

C.	DELTA	END	TAN	LENGTH	CHORD	C. BEG
1	40° 49' 40"	200	11.77	11.77	11.77	N 29° 32' 01\"/>

FIELD REPORT

1 Name of permit holder Lester C. Hill

Post office address 310 So. DeClark, Emmett, ID 83617 Phone 365-4770

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 0.03 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 _____ cfs for _____
 _____ AF/Annum (nature of use)

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

Other uses _____

Permit No. 65-7204
Examination for b/u

4 Total amount to be appropriated.

Max Rate of Diversion 0.03 cubic feet per second and annual volume _____ AF/Annum.

5 Location of Point(s) of Diversion

Township 13 ~~12~~ N/S, Range 4E E/W, B.M., Section 5, Subdivision NE NW 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 21' deep, motor ½ hp, 1" discharge on pump, 4" casing

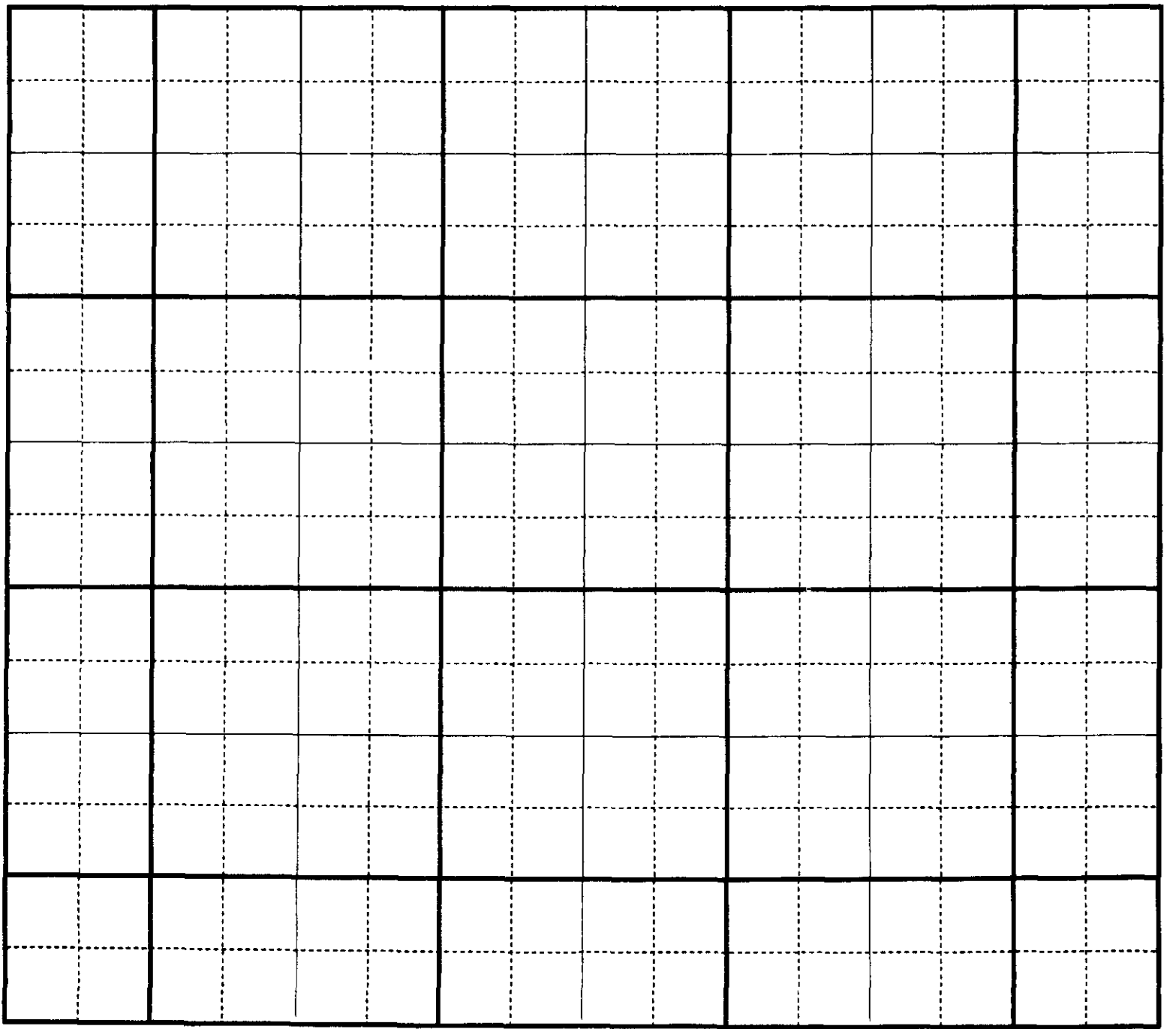
Measuring device required yes ☐ no ☒

6 Lands to be irrigated or place of use

[illegible]

TOTAL ACREAGE _____

Diagram of System



DATE OF EXAM 6-29-76

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement N/A Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= 0.03 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 X

Name source:
twp N/S, Rge E/W, B.M., Sec., Sub. 1/4 1/4 County

Exchange? yes no X

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 0.03 c.f.s. Method of measurement estimate

Total Q recommended 0.03 c.f.s. Meter No. Type Condition

Total V recommended 1.2 AF/4 NN

Recommended Amendments:

P.D. NE 1/4 NW 1/4, Sec 5, T 13N, R 4E
Place of Use NE 1/4 NW 1/4, Sec 5, T 13N, R 4E
Other
None

you visit in office w/ folder

MEASUREMENT CALCULATION

SYSTEM DESCRIPTION
4" well-2' deep - with 1/2 HP motor - serving cabin with lawn and garden

REMARKS
Husbrock Subdivision Lot 9

Examiner's Signature Peter J. Chamberlain Date 6-29-76
Checked by JJS Date 6-29-76
Approved by Date

- Jacob A Maki -
- 65-7523

Lake Fork Creek

1.2 in

2.2 W
4.6 W
R 3 E

PP. NENE S 3 17N

SE SE S 9 17N R 3 E Headgate

measuring dam

20 a SE SW

35 SW SE

20 SE SE

9 17N 3E

1 south

1 west

$\frac{1}{4}$ North

of Lake Fork

Windmill at house

May 21, 1976

Re: Permit No. 65-7204

Lester C. Hill
310 So. DeClark
Emmett, Idaho 83617

Dear Mr. Hill:

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

Identification No. _____

Permit No. 65-7204

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1971 4 1976

Department of Water Resources

1. a) Name of Permit Holder Lester C. Hill
b) Post Office Address 310 So. DeClark, Emmett, Idaho
2. Permit Number 65-7204
3. Date of Priority that you are prepared to establish May 28, 1971
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: NE ¼ NW ¼, Section 5
Township 12N, Range 4E, Boise Meridian, Other points of diversion: Valley Co.
5. a) The amount of water and use to which the water has been applied:
Amount 0.03 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 0.03 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) 21' deep, motor ½ hp, 1" discharge on pump, 4" casing.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: Ernie Driscow
Approx. 1971
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: watering of the lawn.

5-21-76

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

[illegible]

Total number of acres irrigated

10. Remarks: _____

5-4-76

(Date)

Lester C Hill

(Signature)

State of Idaho)

) ss.

County of Ada)

On this 4th day of May, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Marcia L. Brown

Notary Public residing at

Boise, Idaho

My commission expires 8-10-79

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below

- Complete items 1, 2, and 3 on reverse side
- Moisten gummed ends and attach to back of article

**RETURN
TO**



**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



SENDER Complete items 1, 2, and 3 Add your address in the "RETURN TO" space on reverse		1 The following service is requested (check one) ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery. 35¢ ☐ RESTRICTED DELIVERY Show to whom and date delivered 65¢ ☐ RESTRICTED DELIVERY Show to whom, date, and address of delivery 85¢		2 ARTICLE ADDRESSED TO		3 ARTICLE DESCRIPTION <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; padding: 5px;">REGISTERED NO</td> <td style="width: 33%; padding: 5px;">CERTIFIED NO</td> <td style="width: 33%; padding: 5px;">INSURED NO</td> </tr> <tr> <td style="height: 40px;"></td> <td style="height: 40px;"></td> <td style="height: 40px;"></td> </tr> </table>		REGISTERED NO	CERTIFIED NO	INSURED NO			
REGISTERED NO	CERTIFIED NO	INSURED NO											
(Always obtain signature of addressee or agent)						I have received the article described above SIGNATURE ☐ Addressee ☐ Authorized agent							
4 DATE OF DELIVERY MAY 3 1976		5 ADDRESS (Complete only if requested)		POSTMARK									
6 UNABLE TO DELIVER BECAUSE		CLERK'S INITIALS		7									

PS Form 3811, Jan 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

April 30, 1976

CERTIFIED MAIL

*138595

Re: Permit No. 65-7204

Lester C. Hill
310 So. DeClark
Emmett, Idaho 83617

Dear Mr. Hill:

One of the conditions of approval of your water Permit No. 65-7204 (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 JULY 1, 1976. 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.

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

July 14, 1971

Re: Permit No. 65-7204 - Lester C. Hill

Lester C. Hill
310 So. DeClark
Emmett, Idaho 83617

Dear Mr. Hill:

Enclosed is a copy of your approved Application for Permit No. 65-7204. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

Enclosures

65-7204

June 8, 1971

Re: Application No. 65-7204 - Lester C. Hill

**Star News
Box 985
McCall, Idaho 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 our 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 date. 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)

Very truly yours,

**Donald W. McElDowney
Appropriation Supervisor**

DWM:er

Enclosure

65-7204

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lester C. Hill, 310 S. DeClark,

Emmett, Idaho

has on May 28, 1971 submitted Application No. 65-7204

for a permit to appropriate 0.03 cubic feet per second ~~for domestic purposes~~

of water from a ground water source

by means of well, pump, motor, and pipe

within the NE1/4, Sec. 5, T. 12N, R. 4E, B.M., Valley County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the NE1/4, Sec. 5, T. 12N, R. 4E, 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 July 5, 1971.

R. KEITH HIGGINSON

Director

Published in the Star News, McCall, Idaho

on June 17 and June 24, 1971.

65-7204