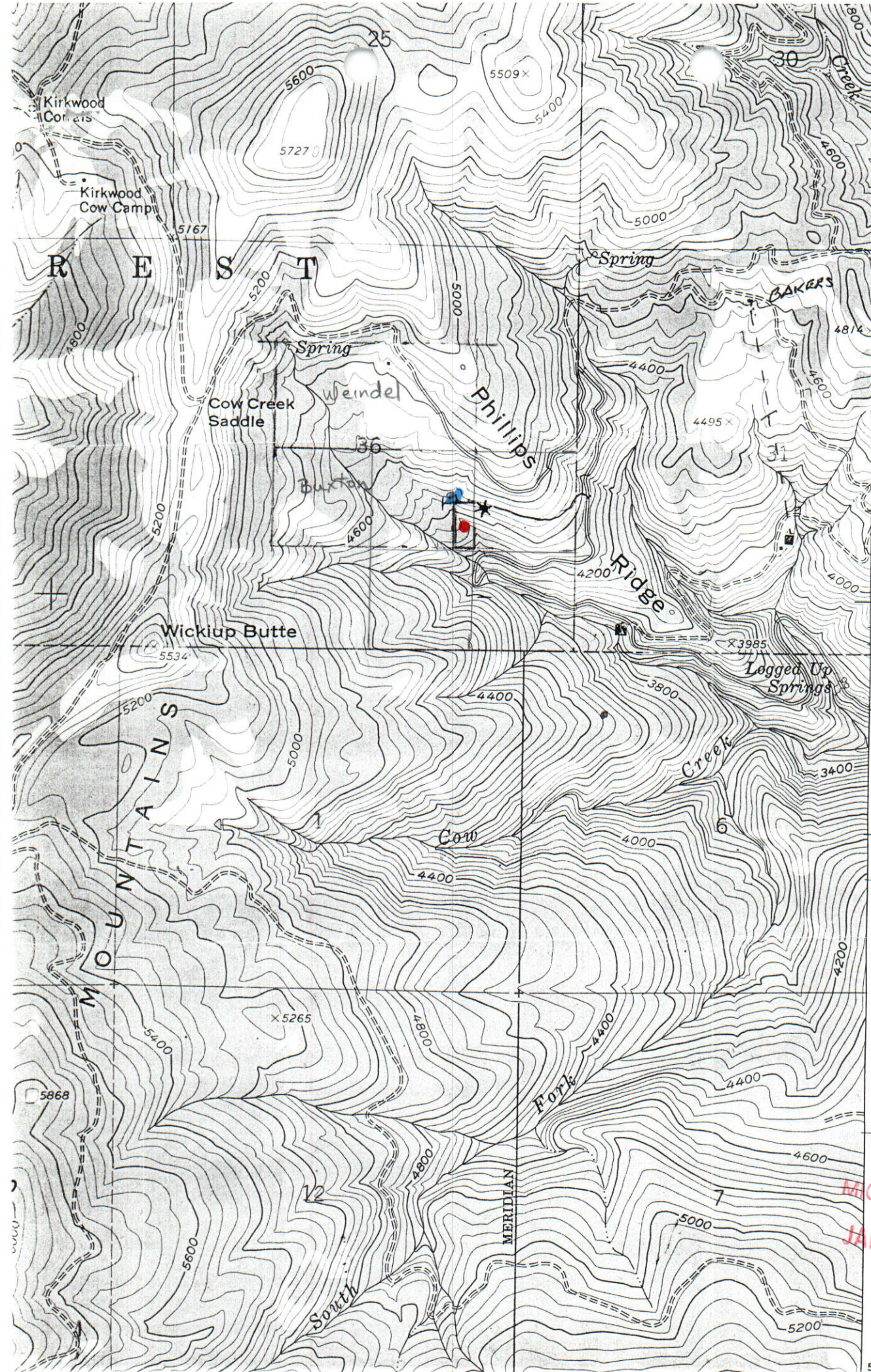




Red dot:
Chavez
domicile

Blue dot:
approximate
location of
Chilly Springs

Sec 36
Range 1 W
Township 26 N

MICROFILMED
JAN 10 1997

79-07249

Amt. of Fee \$: 50.00
Receipt No: 000000
Receipt By: [Signature]
Date Received: 11/17/97

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 17 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 79-07249 Telephone No. 208-628-3918

2. Name(s) of Permit Holder(s): Jane Chavez

3. Mailing Address: P.O. Box 304, Lucile, ID 83542

4. Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: ____ Drilling Permit Number: ____ - ____ - ____

b. OPTIONAL:
Pump Horsepower: ____ Pressure (psi): ____ Dynamic pumping level (ft): ____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): one Stockwater (No. and type of stock): ____

Irrigation (No. of acres): ____ Other: ____

6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR ____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes ____	or	No <u>✓</u>
	Has the measuring device been installed?	Yes ____	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes ____	or	No <u>✓</u>
	Has the measurement port been installed?	Yes ____	or	No <u>✓</u>

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Jane Chavez Telephone Number: 208-628-3918

Address: P.O. Box 304, Lucile, ID 83542

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Jane Chavez Date: 11/12/97
(include your title, if on behalf of company or organization)

MICROFILMED 11/12/97

DEC 11 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 79-07249

Proposed Priority: October 15, 1996

Maximum Diversion Rate:

0.04 CFS

This is to certify, that JANE CHAVEZ

PO BOX 304

LUCILE ID 83542-0304

has applied for a permit to appropriate water from:

SPRING

tributary of SINKS

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENWSE , Sec. 36, Township 26N, Range 01W
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

26N 01W 36

NWSE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1998.
2. Subject to all prior water rights.
3. Source locally known as Chilly Spring.
4. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

31st day of December, 1996

Karl J. Dreher

for
Karl J. Dreher, Director

MICROFILMED
JAN 10 1997

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DEC 23 1996

Department of Water Resources

Ident. No. 79-07249

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JANE CHAVEZ
Address: PO BOX 304
LUCILE ID 83542
208-628-3918
 2. Source: SPRINGS
3. Location of Point of Diversion: Trib. to: SINKS
SEWSE Sec. 36, Township 26N, Range 01W
IDAHO County
 4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.040		
 5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
 6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
SPRINGBOX, 1' PIPE, 300 GAL TANK
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
 7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).
 8. Place of Use: DOMESTIC
- TWN RGE SEC
26N 01W 36 NWSE

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JAN 10 1997

9. a. Who owns the property at the point of diversion?
WILLIAM C. BUXTON
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.
WARRANTY DEED

10. Remarks:

11. Map of proposed point of diversion and place of use attached? []

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

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

MICROFILMED
JAN 10 1997

RECEIVED

OCT 15 1996

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Jane Chavez Phone 208-628-3918
Mailing address P.O. Box 304 Lucile ID 83542
2. Source of water supply Chilly Springs which is a tributary of N/A sinks
3. Location of point of diversion is Township 26 N Range 1 W Sec. 36 in the SE NW 1/4, SE 1/4, 1/4, Govt. Lot , B.M., Idaho County; additional points of diversion if any:

4. Water will be used for the following purposes:

- Amount .04 for Domestic purposes from Jan 1 to Dec 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)
- 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)

5. Total quantity to be appropriated is (a) 0.04 and/or (b)
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source springbox (2'x3'),
1" plastic pipe, 300 gal tank
- b. Height of storage dam - feet; active reservoir capacity - acre-feet; total reservoir capacity - acre-feet
- c. Proposed well diameter is - inches; proposed depth of well is - feet
- d. Is ground water with a temperature of greater than 85°F being sought? -
- e. If well is already drilled, when? -; Drilling firm -;
Well was drilled for (well owner) -; Drilling Permit No. -

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. -
- b. Stockwatering; list number and kind of livestock. -
- c. Municipal; show name of municipality. -
- d. Domestic; show number of households. one
- e. Other; describe fully. -

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JAN 10 1997

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
26N	1W	36								D					D				

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? William C. Buxton

b. Who owns the land to be irrigated or place of use? Fred and/or Jane Chavez

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Warrenty Deed # 303268 Lines 13-21 March 18, 1983

12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

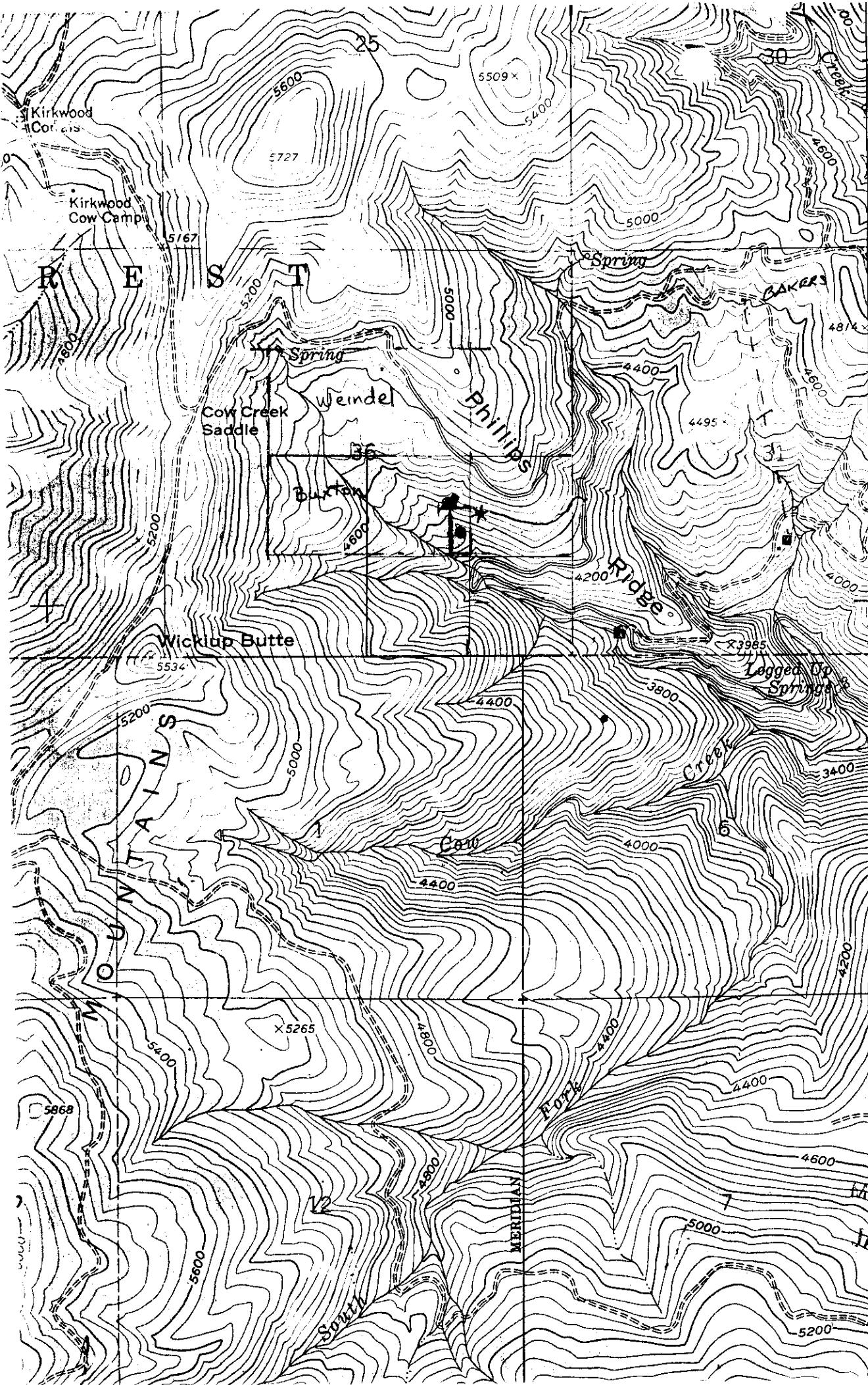
MICRO-FILED

JAN 10 1987

Jane Chavez
Signature of Applicant (and title, if applicable)

Received by VR Date 10-15-96 Time 12:15 pm Preliminary check by g
 Fee \$ 50.00 Received by VR # W021622 Date 10-15-96
 Publication prepared by AT Date 10-30-96 Published in Idaho Family Farm News
 Publication approved AT Date 12-3-96

* per vmap. g 10/25/96



ILUC 27751
5045
5044
32'30"
T. 26 N.
T. 25 N.
ILUCILE 3.6 MI.
5042
5041
ILUCPC-1MEL
JAN 10 1967
5040

Red dot:
Chavez
domicile

Blue dot:
approximate
location of
Chilly Springs

Sec 36
Range 1 W
Township 26 N

79-07249



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 2, 1997

JANE CHAVEZ
PO BOX 304
LUCILE ID 83542-0304

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-07249

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

DEC 11 1997

October 31, 1997

JANE CHAVEZ
PO BOX 304
LUCILE ID 835420304

PROOF DUE NOTICE

RE: PERMIT NO. 79-07249

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1998. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner 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 which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable 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.

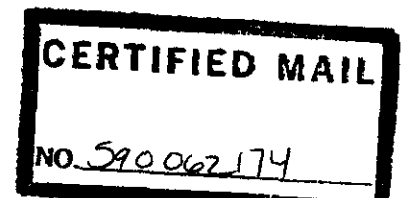
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

DEC 11 1997





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1996

JANE CHAVEZ
PO BOX 304
LUCILE ID 83542-0304

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 79-07249

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

MICROFILMED
JAN 10 1997

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

79-07248

MYERS, WILLIAM R

MYERS, SUSAN M

P.O. BOX 166

WHITE BIRD, ID 83554

Source: SPRING

Diversion Pt: NESWSW Sec 8 T 28N R 01E
in IDAHO County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 9/9/1996

In: IDAHO County

T28N R01E S08 SWSW

79-07248

CHAVEZ, JANE

P.O. BOX 304

LUCILE, ID 83542

Source: SPRINGS Tributary: SINKS

Diversion Pt: SENWSE Sec 36 T 26N R
01W in IDAHO County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Dated Filed: 10/15/1996

In: IDAHO County

T26N R01W S36 NWSE

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before NOVEMBER 25, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 11/6/1996 & 11/13/1996

N6-13

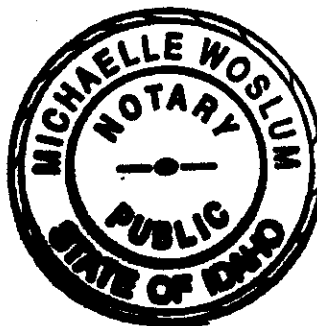
Linda M. Mort, being first duly sworn, says she is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 6 day of November, 1996, and the last publication on the 13 day of November, 1996; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.

Linda M. Mort

STATE OF IDAHO }

COUNTY OF }

On this 13 day of November in the year of 1996,
Before me, a Notary Public, personally appeared Linda M. Mort, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Michaelle Woslum
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires: 01-16-2002

RECEIVED

DEC 02 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED
JAN 10 1997

79-07249

CHAVEZ, JANE
PO BOX 304
LUCILE, ID 83542

Source: SPRINGS

Tributary: SINKS

Diversion Pt: SENWSE Sec 36 T 26N R 01W in IDAHO County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/15/1996

In: IDAHO County
T26N R01W S36

NWSE

MICROFILMED

JAN 10 1997