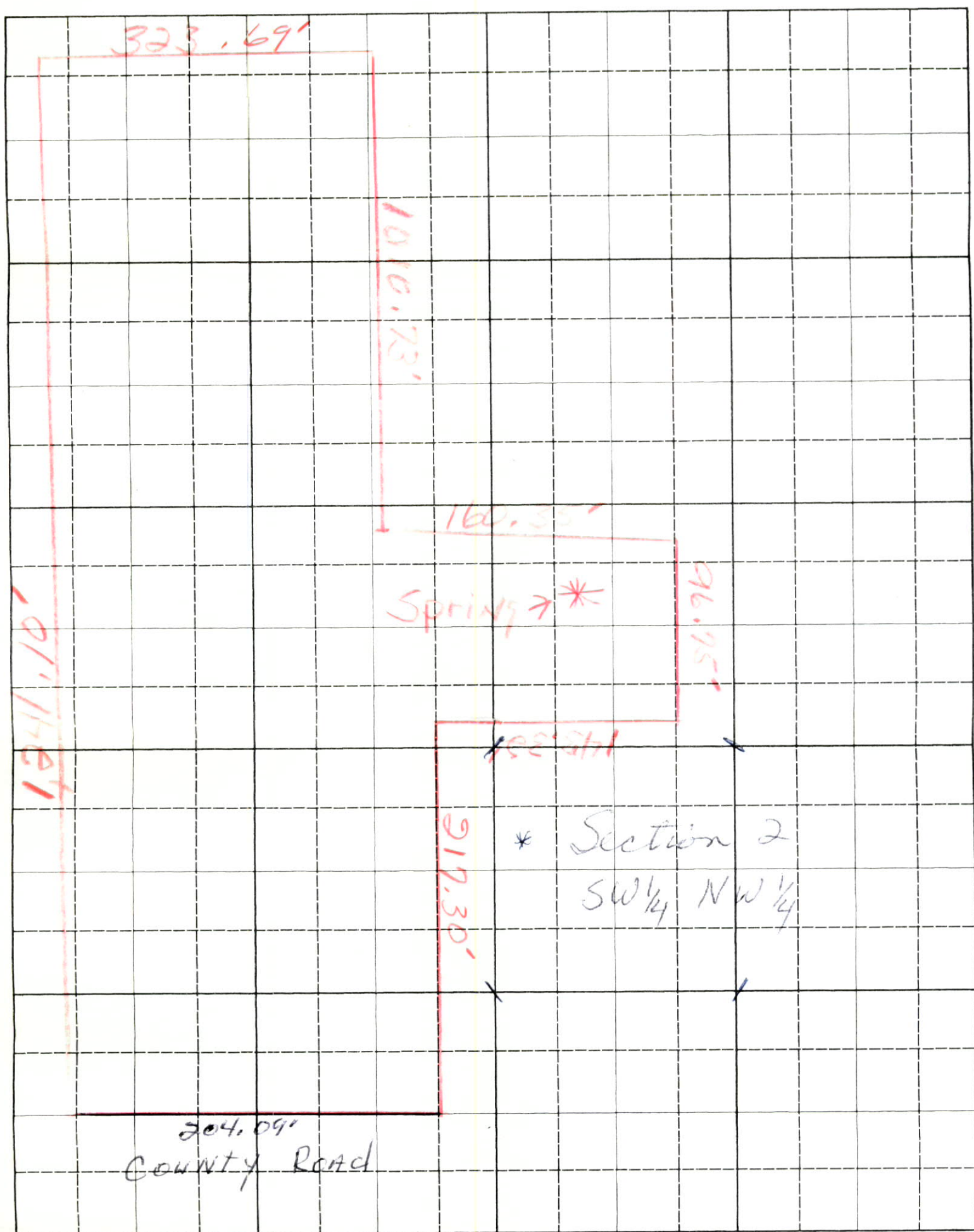


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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 S. Francis
(Applicant)

MICROFILMED

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Application

67-7690-Francis, Thomas L. as per clipping hereto attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for

two (2) consecutive weeks, the first publication of the

same being made in the issue dated April 12, 1984

and the last in the issue dated April 19, 1984 that said newspaper is of general circulation in Adams County Idaho, printed and published weekly at Council therein and that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this 19th

day of April, 1984

Paul J. [Signature]

Notary Public for Idaho,
Residing at Council, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

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

67-7690 *138*

FRANCIS, THOMAS L.
P. O. BOX 1778, MC CALL, ID
83638

Source: SPRING trib. to WEIS-
ER RIVER

Date Filed: 06/24/1983

Use: DOMESTIC (0.04 CFS)

In: SWNW Sec 02 T 17N R 01W

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before APRIL 30, 1984.

KEN DUNN, Dir.

Published 04/12 & 04/19/84.

RECEIVED
APR 20 1984

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 15 1992
Department of Water Resources

A. GENERAL INFORMATION

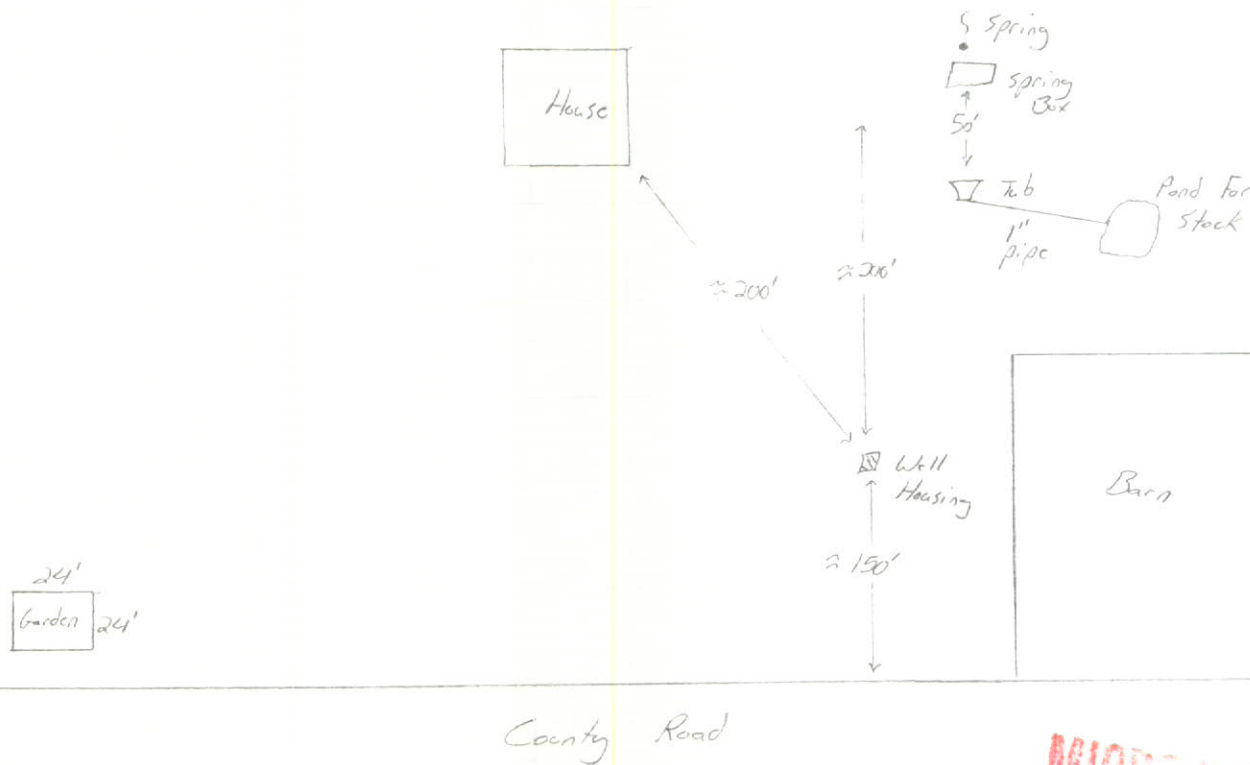
1. Owner: Thomas L. Francis Permit No. 67-7690
Current Address: P.O. Box 1778 McCall, ID 83638 Phone No. 634-5280
2. Accompanied by: Thomas Francis EXAM. DATE: 6-21-91
Address: Sage Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater / Spring tributary to Heisee River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 67-04433 ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

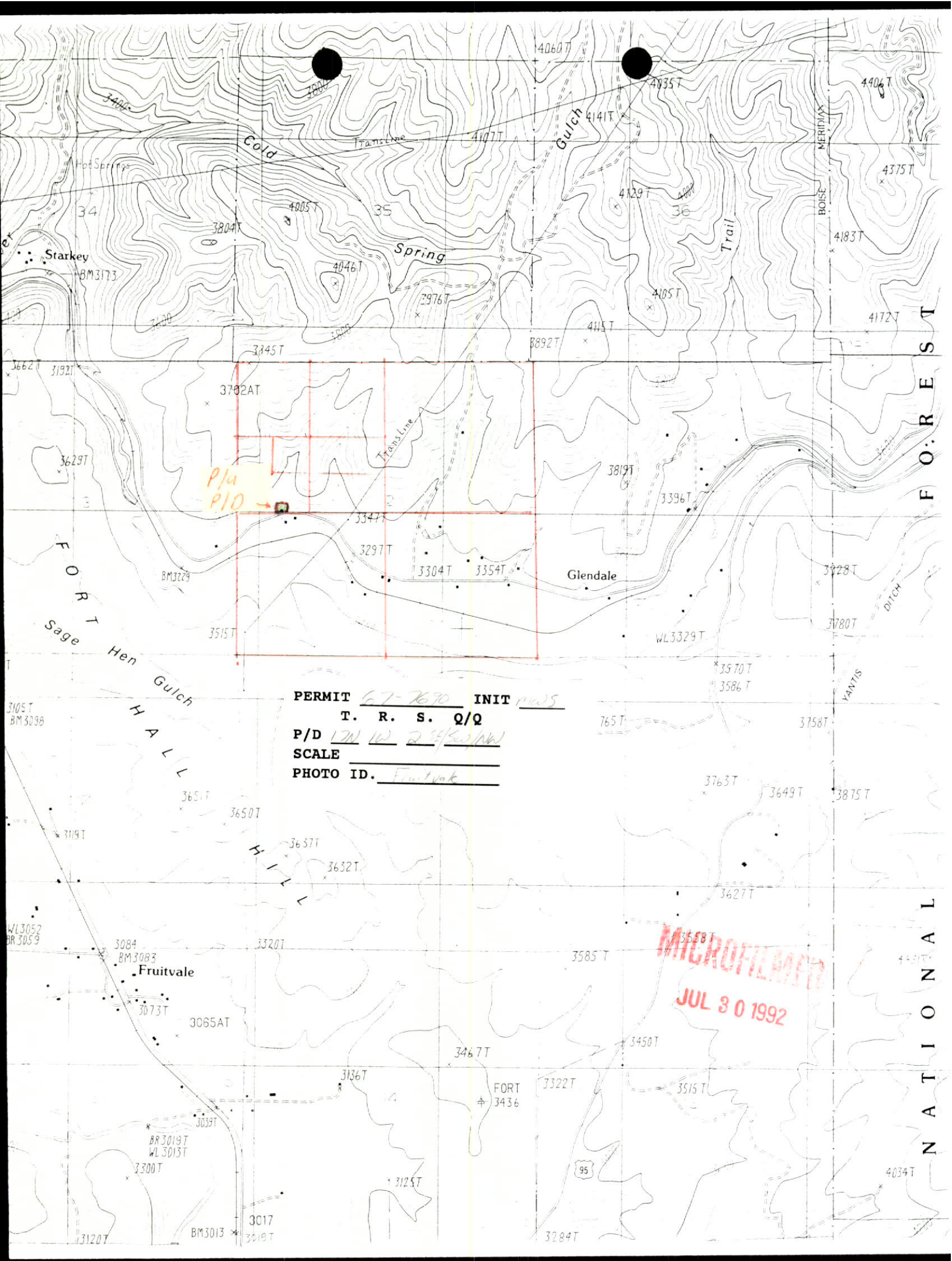
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = None

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

RECEIVED
JUL 30 1992



PERMIT 67-7690 INIT PLWS

T. R. S. Q/Q

P/D 12N W 2 1/2 SW NW

SCALE

PHOTO ID. Fruitvale

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JUL 30 1992

67-7690



#1

Point of diversion.
Spring water collected
& diverted from spring
box.



#2.

Spring water flows
into tub on left
side and out through
pipe in foreground.

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JUL 30 1992

#67-7690



#3

Water From tub
Flows into storage
pond. Stock drink
From pond.

UNRECORDED

JUL 30 1992

#67-7690



#4
Point of diversion.
Well for domestic.



#5
Place of use,
From well.

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JUL 30 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07690

Priority: December 29, 1989

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.1 AF

This is to certify, that THOMAS L FRANCIS

PO BOX 93

FRUITVALE ID 83620

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 27, 1984; and has submitted Proof of Beneficial Use on December 29, 1989. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

SPRING

tributary to WEISER RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SESWNW , Sec. 2, Township 17N, Range 01W
ADAMS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

17N 01W 2

SWNW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
6. Stockwater use is for 3 horses.

NOT RECORDED

JUL 30 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07690

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 16th
day of July, 1992.

Acting for R. Keith Higginson, Director

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JUL 30 1992

RECEIVED
JUL 7 1992

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07690

APPROVED

Date of Priority: December 29, 1989

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.1 AF

Comes now

THOMAS L FRANCIS

PO BOX 93

FRUITVALE ID 83620

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. 67-07690, and requests that the permit be changed as follows:

Source: SPRING

tributary to WEISER RIVER

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

STOCKWATER

01/01 to 12/31

0.01 CFS

0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SESWNW, Sec. 2, Township 17N, Range 01W
ADAMS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

17N 01W 2

SWNW

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at _____, this 6th day of July, 1992.


(Signature)

MICROFILMED

JUL 30 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 67-07690

FOR DEPARTMENT USE ONLY

Preliminary check by es Fee = \$20.00 Received by Jy Date 7-8-92 #0024836

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 67-07690 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
5. Stockwater use is for 3 horses.

Witness my hand this 16TH day of July, 1992

R. Keith Higginson
Acting for R. Keith Higginson, Director

RECEIVED

JUL 30 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT)
)
NO. 67-7690 IN THE NAME)
)
OF THOMAS L. FRANCIS)
_____)

ORDER OF REINSTATEMENT

This matter having come before the Idaho Department of Water Resources (Department) the Department finds as follows:

FINDINGS OF FACT

1. On May 2, 1984, the Director of the Department of Water Resources issued Permit No. 67-7690 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before May 1, 1989.

2. On February 28, 1989, the Department sent a proof due notice to the permit holder.

3. On May 10, 1989, the Department sent a lapse notice to the permit holders since neither proof of beneficial use nor a request for extension of time had been received from the permit holder.

4. On December 29, 1989, Proof of Beneficial Use was received by the Department from the permit holder.

5. Section 42-218a, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of

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JUN 26 1990

beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

6. The permit holders submitted evidence to confirm that water has been put to beneficial use. According to the permit holder, the source of water under this permit is used for watering of livestock incidental to domestic purposes. Evidence of beneficial use includes a signed statement from a neighbor attesting to the use of water under the permit for livestock watering.

7. The permit holder stated that proof was submitted late because they had moved and changed addresses. As a result of moving, the permit holder claims that the proof due and lapse notices were lost in the mail or not forwarded to the correct address.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

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JUN 26 1990

ORDER

IT IS HEREBY ORDERED that Permit No. 67-7690 is reinstated.

IT IS HEREBY ORDERED that the date of priority of this permit is advanced to December 29, 1989.

Dated this 30th day of March, 1990.

L. Glen Saxton

L. GLEN SAXTON, Chief
Water Allocation Bureau

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JUN 26 1990

21M

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant THOMAS L. FRANCIS Phone 634-5580
Post office address P.O. Box 1778 McCall, Id 83638
2. Source of water supply SPRING which is a tributary of WEENER RIVER
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 17 North
Range 1W B.M. Adams County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount ~~20~~ 0.04 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)

5. Total quantity to be appropriated:

a. ~~20~~ 0.04 cubic feet per second and/or b. ~~20~~ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. PIPELINE TO PLACE OF USE

b. Height of storage dam X feet, active reservoir capacity X acre-feet; total reservoir capacity X acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

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 2 Township 17 North
Range 1W B.M.

(2) Amount of power to be generated: _____ horsepower 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: _____

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

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

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 THOMAS H. FRANCIS

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

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 Ground water / spring is
ON TEN, 10, ACRES + or -

EXHIBIT A

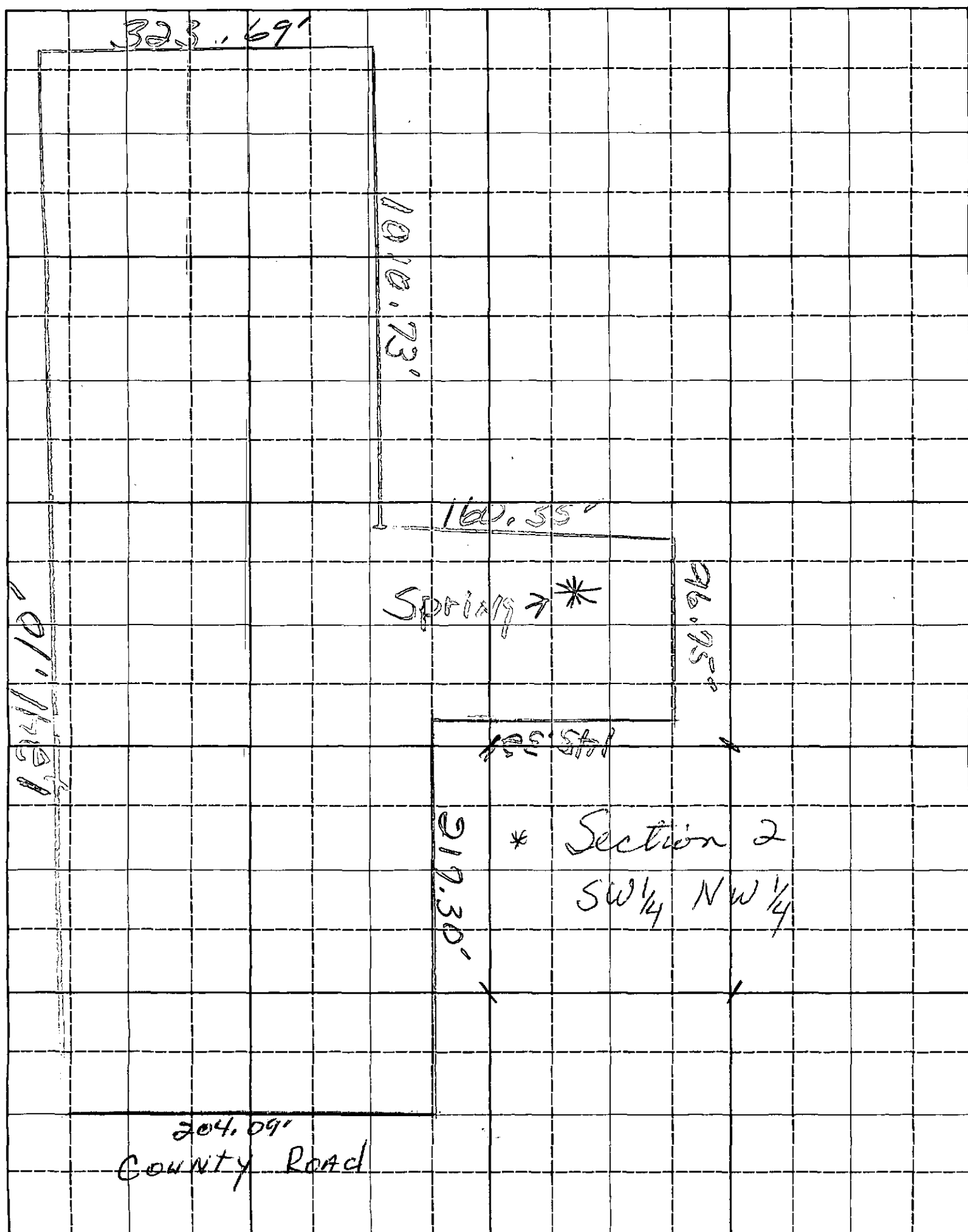
Township 17 North, Range 1 West, Boise Meridian

A parcel of land more particularly described as follows:

Commencing at the $\frac{1}{4}$ Corner common to Sections 2 and 3 of said Township;
thence North $08^{\circ} 25' 01''$ West 1,008.28 feet to the REAL POINT OF BEGINNING;
thence South $25^{\circ} 26' 57''$ East 1,241.10 feet;
thence South $20^{\circ} 52' 49''$ East 152.42 feet from which the Section Corner
common to Sections 2, 3, 10 and 11 bears South $10^{\circ} 22' 25''$ West 2,435.24
feet;
thence North $69^{\circ} 35' 14''$ East 204.09 feet along the County road (formerly
U.S. Highway 95) as established September 1, 1976,
thence North $14^{\circ} 04' 19''$ West 217.30 feet;
thence North $72^{\circ} 38' 28''$ East 143.32 feet;
thence North $01^{\circ} 56' 13''$ East 96.75 feet;
thence North $71^{\circ} 00' 08''$ West 160.35 feet;
thence North $24^{\circ} 30' 48''$ West 1,010.73 feet;
thence South $69^{\circ} 34' 05''$ West 323.69 feet to the REAL POINT OF BEGINNING.

MICROFILMED

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 S. Francis
(Applicant)

MICROFILMED

Proposed Priority 3/27/84

Received by nr Date 3/27/84 Time 9:50 AM
6-24-83 9:00 am

Preliminary check by Jo Fee \$ 30.00 \$311.52

Receipted by nr Date 6/24/83

Publication prepared by hp Date 4/15/84

Published in Adams County Leader

Publication dates 4/12 & 4/19/84

Publication approved hp Date 4/23/84

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS tw

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. 67-7690, 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 May 1, 19 89.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Use of water under this permit is subject to control by the watermaster of State Water District 67, Weiser River.

Witness my hand this 2nd day of May, 1984.

A. Glen Sayton
Chief, Operations Bureau

Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Application

67-7690-Francis, Thomas L. as per clipping
hereto attached, was published in the regular and entire issue
of said newspaper, and not in any supplement thereof, for

two(22) consecutive weeks, the first publication of the

same being made in the issue dated April 12.1984

April 19.1984

and the last in the issue dated
that said newspaper is of general circulation in Adams County
Idaho, printed and published weekly at Council therein and
that said newspaper has been continuously and uninterrupted-
ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Bert J. Rogers

Subscribed and sworn to before me this 19th

day of April 19 84

Paul Joann

Notary Public for Idaho,
Residing at Council Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

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

67-7690 JLF

FRANCIS, THOMAS L.
P. O. BOX 1778, MC CALL, ID
83638

Source: SPRING trib. to WEIS-
ER RIVER

Date Filed: 06/24/1983

Use: DOMESTIC (0.04 CFS)

In: SWNW Sec 02 T 17N R 01W

The permit(s) will be subject
to all prior water rights. Pro-
tests must be filed with the Di-
rector, Dept. of Water Resources,
Western Region, Statehouse,
Boise, Idaho 83720 on or before
APRIL 30, 1984.

KEN DUNN, Dir.

Published 04/12 & 04/19/84.

RECEIVED
APR 20 1984

Department of Water Resources
Western Regional Office

MICROFILMED

July 20, 1992

THOMAS L FRANCIS
PO BOX 93
FRUITVALE ID 83620

RE: WATER RIGHT NO. 67-07690

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MAILED
JUL 30 1992

June 23, 1992

THOMAS L FRANCIS
PO BOX 93
FRUITVALE ID 83620

RE: WATER RIGHT NO. 67-07690

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
JUL 30 1992

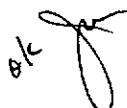
LICENSE REVIEW CHECKLIST

Permit # 67-7690

Date 6-18-92
CB

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☐	☒	<u>.01 cfs (STOCK) 3x.00022 = .00066 x .01</u>
	☒	☐	Disagree with Theoretical?
	☐	☒	Limited by Capacity? <u>.01 cfs (Measured)</u>
TOTAL VOLUME			Rate/ac <u> </u> AFA Irr. Season <u> </u>
			<u> </u> Standard Irr. Season
			<u> </u> Season Recommended
	☒	☐	Disagree with Examiner's Calculations?
	☒	☐	<u>3x.0134 = .04 x .1 afa (STOCK)</u>
	☒	☐	Limited by Flow? <u>.01 x 365 x 19835 = 7.2 x .1</u>
SOURCE	☒	☐	Changes? Clarification of <u>Originally</u>
	☒	☐	<u>Intended source</u>
	☒	☐	Notice of Intent to Void.
P/D			Verify with Map
	☒	☐	Amendment Needed?
	☒	☐	Is Overlap Analysis a Consideration?
P/U			Verify with Map
	☒	☐	Amendment Needed?
	☒	☐	Is Overlap Analysis a Consideration?
USES	☒	☐	Change(s) in Nature of Use? <u>No DOM from Spring</u>
	☒	☐	Amendment Needed? <u>Change DOM to STOCK</u>
REMARKS	☒	☐	Multiple P/Ds in 1/4 1/4?
	☒	☐	Non-Irr. Uses <u>STOCK/3 Horses</u>
	☒	☐	Special Overlap Condition
	☒	☐	Other
CONDITIONS	☒	☐	Measuring Device
	☒	☐	W/Master Control
	☒	☐	Overlap
	☒	☐	Water Quality
			DATES/MISC
			<u>67</u> Water Dist.
			<u> </u> App Rec'd
			<u> </u> Exam Made
COMMENTS/MEMOS NEEDED:			<u>Reduced rate</u>
			<u>Amend Use</u>

License 10-Day 15-Day ☒ Special Correspondence

ok 

WR0749NP
No. L67-07690

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 06/18/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS L FRANCIS PO BOX 93 FRUITVALE ID 83620	12/29/1989	STOCKWATER	01-01 12-31	0.01 CFS	0.1 AFA
TOTAL DIVERSION:					0.01 CFS	0.1 AFA

Water Source: SPRING

Tributary to: WEISER RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 0.01 CFS

Point(s) of Diversion: T17N R01W S02 SE SW NW

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE																			
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENE		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
17N	01W	2	:						:																						

Pou County: ADAMS

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 67.

Remarks: Stockwater use is for 3 horses.

Dates: App. Received: 03/27/1984 Priority Date: 12/29/1989 (Priority Date Advanced.)
Proof Due Date: 05/01/1989 Proof Made Date: 12/29/1989 (Proof Received Late.)
Exam Made Date: 06/21/1991 Exam Sent to S.O.: 04/10/1992
Licensed Date:

Misc: Water District Number: 67 Field Exam Fee: N (Not Required)

Audit: 06/18/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 15 1992
Department of Water Resources

A. GENERAL INFORMATION

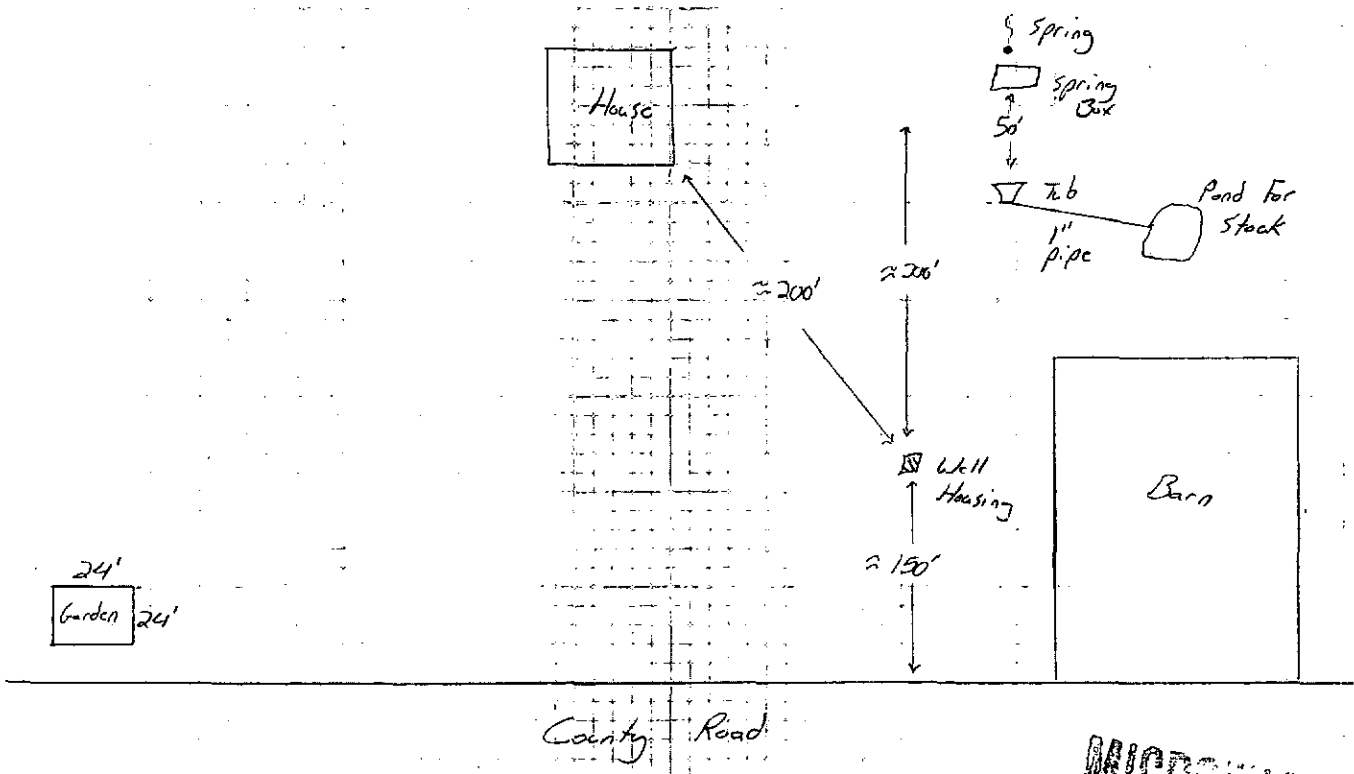
Permit No. 67-7690
Phone No. 634-5280
1. Owner: Thomas L. Francis
Current Address: P.O. Box 1778 McCall, ID 83638
2. Accompanied by: Thomas Francis EXAM. DATE: 6-21-91
Address: Sarex Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater / Spring tributary to Weiser River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 67-04433 ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe id. as applicable. ☐ Alternative diagram attached



Scale: 1" = None

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

MICROFILMED
JUL 30 1992

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A wooden box was built to collect water from a spring. The water was diverted through a 1" bored pipe to a tub. From the tub, the water flowed via gravity to a pond. Three horses drank from the pond. I measured the spring flow where the water flowed into the tub.

Water for the horse & garden was supplied by a 6" dia well with a 1 h.p. submersible pump. The owner confirmed the pump depth at 16.5'.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	No tags	1		No tags	

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	NW	2	17N	1W	Adams	USGS Quad

6. Place(s) of Use:

Indicate Method of Determination USGS Quad

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	
17N	1W	2							SE										

RECORDED

JUL 30 1992

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon Bucket /						
Stopwatch						

2. Measurements:

Spring: 1 gal in 1 min 49.5

~~Well: 2 hp, 20 psi c/s for domestic, 16.5' dynamic level, c/s due to pump depth~~

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\text{Spring: } \frac{1 \text{ gal}}{109.5 \text{ s}} \times \frac{60 \text{ s}}{1 \text{ min}} \times \frac{1 \text{ cfs}}{448.8 \text{ gpm}} = .01 \text{ cfs}$$

$$3 \text{ horses} \times .00022 = .00066 = .01 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$\text{Hp} = 8.8 \times \frac{10.6}{(2.31 \times 20 \text{ psi}) + 16.5'} = .03 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

~~1.2 afa for domestic use~~

$$3 \text{ horses} \times 12 \text{ gal/day} \times 365 \text{ days/yr} = \frac{13140 \text{ gal}}{\text{yr}} \div 325850 \text{ gal/af} = .04 \text{ afa}$$

$$.01 \times 365 \times 1.9835 = 7.2 \text{ afa}$$

MICROFILMED

JUL 30 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

No other water rights affect this permit.

~~At a maximum dynamic head of 165', the combination of the two water supplies is reasonably capable of the cfs's asked for.~~

recommend amending permit from Domestic to stockwater use for spring.

(GROUNDWATER SOURCE WAS NOT INCLUDED ON ORIGINAL APPL.)

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic stockwater	1/1	12/31	04.01	12.04
Totals:			04.01	12.04

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

Nature of use

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☒ Other

J. AUTHENTICATION

Field Examiner's Name

Mark Squires

Signature

Mark Squires

Certification Date

Field Report Preparation Date

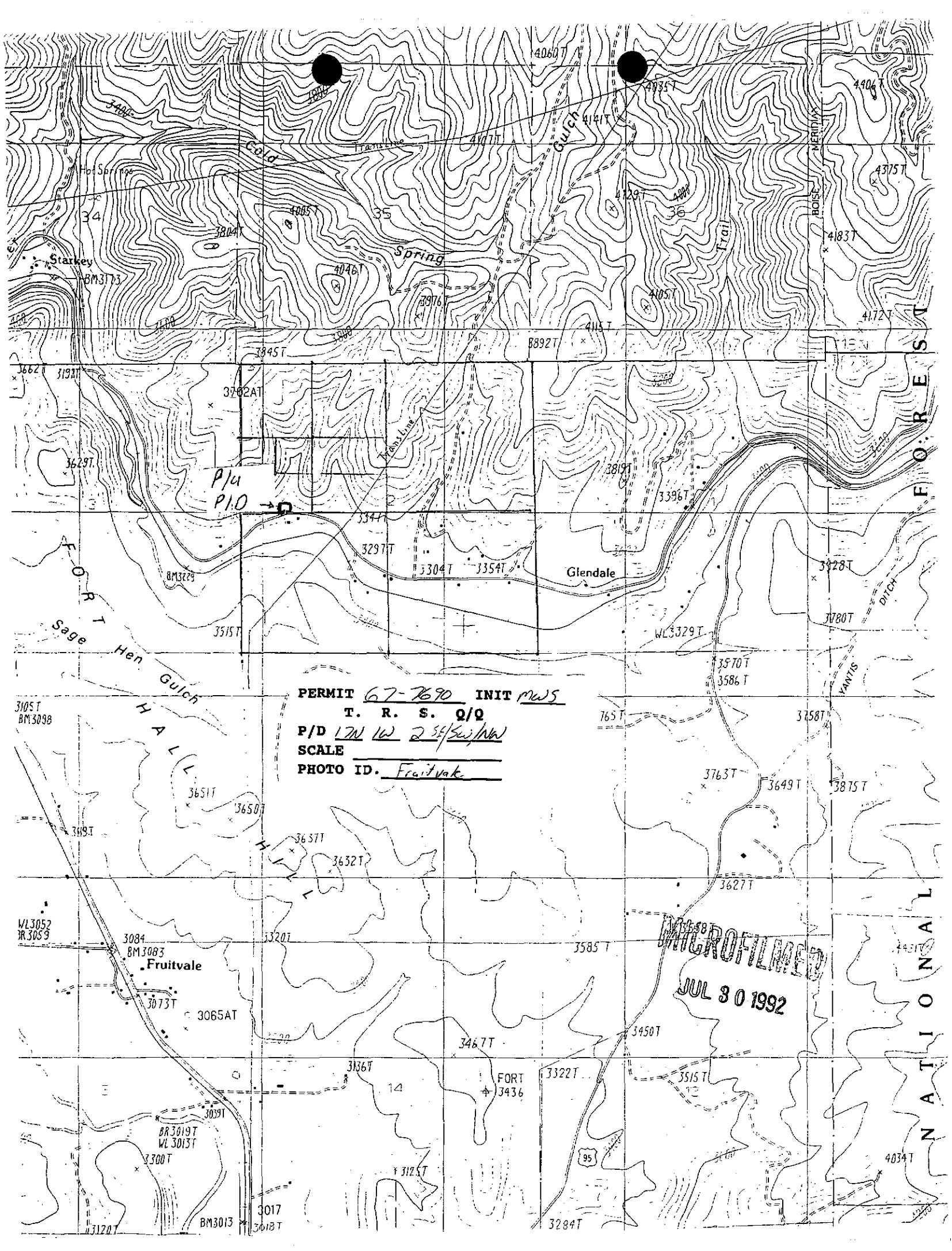
6-19-91



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUL 30 1992



PERMIT 67-7690 INIT MWS
T. R. S. Q/Q
P/D 17N 1W 2 SE 1/4 NW
SCALE _____
PHOTO ID. Fruitvale

MICROFILMED
JUL 30 1992

NATIONAL

67-7690



#1

Point of diversion.
Spring water collected
& diverted from spring
box.



#2.

Spring water flows
into tub on left
side and out through
pipe in foreground.

MICROFILMED
JUL 30 1982

#67-7690



#3

Water From tub
Flows into storage
pond. Stock drink
From pond.

UNRECORDED

JUL 30 1992

#67-7690



#4
Point of diversion.
Well for domestic.



#5
Place of use,
From well.

RECEIVED
JUL 30 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 12, 1990

RE: Permit No. 67-7690

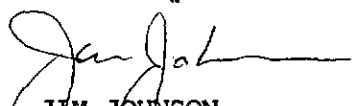
Thomas L. Francis
P.O. Box 193
Fruitvale, ID 83620

Dear Permit Holder(s):

We acknowledge receipt of the statement of beneficial use and the supporting documentation for reinstating the above referenced permit. Before a license can be issued, a field examination will be made by a representative of this Department. Enclosed is an Order of Reinstatement. Please note that the priority date has been advanced to December 29, 1989.

If you have any questions regarding this matter, please contact this office or our Western Regional Office at 334-2190.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:js

Enclosure

MICROFILMED

JUN 26 1990

Permit #47-7690

3-22-90

Dear Mr. Luke,

We had moved from McCall.
and the papers were crossed in
mail. Also, didnt understand about
signing more papers.

Only three horses drink from
the spring.

Thank you,

Carl Francis

P.O. Box 93

Timbale, Id. 83620

RECEIVED

MAR 26 1990

Department of the Interior
BUREAU OF LAND MANAGEMENT
MICROFILMED

JUN 26 1990

March 22-
1990

Ch. Jenni Williams have
three horses watering at
spring ~~from~~ through
Dec. 31 year around
uses.

1990

sources

RECEIVED

MAR 26 1990

Department of Water Resources

MICROFILMED

JUN 26 1990

March 16th 1990

Dear Mr. Luke -

No one told us that after we got the permit for the spring, that we'd have to sign other papers a year later. And received papers later that we didn't understand. You'd have to be a lawyer to understand them.

There is some water in rocks + a pipe coming out, that fills a trough.

We water three horses.

We'd like to get this settled + in laymens terms. We can understand. I'm not trying to be nasty, but theres so much red tape + no one explains. Thank you for your time.

Sincerely,
Charles J. Francis
P.O. Box 93
Fruitvale, IL 83620

MICROFILMED

JUN 26 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 7, 1990

RE: Permit No. 67-7690

Thomas L. Francis
P.O. Box 93
Fruitvale, ID 83620

Dear Permit Holder(s):

The Department received your proof of beneficial use statement for the above referenced permit on December 29, 1989. The permit lapsed May 1, 1989, so the 60-day late period during which the permit can be readily reinstated has passed.

Pursuant to Section 42-218a, Idaho Code, (copy enclosed) the permit can now be reinstated only if you submit the following:

- a) Evidence to show that beneficial use of the water did commence and to show the extent of the use of water during the authorized permit period from the time the permit was issued until the proof due date.
- b) Reasonable cause why the proof of beneficial use was filed late.

Your proof of beneficial use statement along with any information which may have been submitted with it will remain on file in this office for 60 days to allow you an opportunity to assemble and submit the additional required information.

Please feel free to contact this office if you have additional questions.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc

MICROFILMED

JUN 26 1990

Form 211
03/80

RECEIVED

DEC 29 1989

no fee encl.
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by *ps-2-9-90*

Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 67-7690

Name(s) of Permit Holder: FRANCIS, THOMAS L.

Post Office Address: P.O. Box 93, FRUITVALE, ID 83620

Telephone No. 208-253-4837

Source of Water: SPRING TR. TO WEISER R.

Extent of Use:

Domestic 1 (number of households) Stockwater _____ (number and type of stock)

Irrigation 1/2 (Dom.) (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 6/24/83

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

Fee enclosed \$ NO FEE
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

Charles J. Francis 253-4837
(Name) (Telephone Number)

3021 Blondale-Fruitvale Rd. Fruitvale, Id. 83620
(Address)

The above information 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.

JUN 26 1990

12-28-89
Date

Thomas L. Francis
Signature of Permit Holder (and title, if appropriate)

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

May 9, 1989

THOMAS L. FRANCIS
P.O. BOX 1778
MC CALL, ID 83638

LAPSE NOTICE

RE: PERMIT NO. 67-07690

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated February 28, 1989.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

MICROFILMED

JUN 26 1990

5-10-1989
Rita Fleck

THOMAS L. FRANCIS
P.O. BOX 1778
MC CALL, ID 83638

February 28, 1989

138036

PROOF DUE NOTICE

RE: PERMIT NO. 67-07690

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 May 1, 1989. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JUN 26 1990

May 17, 1984

RE: Permit No. 67-7690

Thomas L. Francis
Box 1778
McCall, ID 83638

Dear Permit Holder:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed instructions entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosures

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan J. J. J. APPLICATION NUMBER: 67-7690

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☒ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: APRIL 30 1984
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/20/84
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application. Adams Co. Leader
☒ Protests, dates, withdrawal, etc., recorded on application. 4/12/84 4/19/84
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 67
3/27/84 Date of priority recommended.
Special conditions of approval or cover letter. _____
26

By: DBS Date: 4/30/84

STATE OFFICE REVIEW:

L17 26 05/07/84 RECEIVED

☐ See attached sheet for more information.
By: lew Date: 5/2/84 MAY 01 1984

Department of Water Resources

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 5, 1984

Adams County Leader
Box 23
Council, ID 83612

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 30, 1984.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before APRIL 30, 1984.

KEN DUNN, Dir.

Published 04/12 & 04/19/84.

RECEIVED
APR 12 1984

October 20, 1983

Mr. Thomas L. Francis
P.O. Box 1778
McCall, ID 83638

Dear Mr. Francis:

We are processing your application for permit and found some problems with the amount you have filed on and the location of the domestic use.

For one household use, up to 1/2 acre of irrigation and water of household stock (up to 50 head cattle) the recommended amount is 0.04 cubic feet per second or 18 gallons per minute. The 0.20 cfs is the same as 90 gallons per minute which is excessive for one family and would need justification of that amount before we could process your application. Please either initial the change on the application form or return the application with the 0.20 cfs amount (Y JUSTIFICATION OF THAT AMOUNT).

Another problem is with the point of diversion and place of use. This must be listed under Item Nos. 3 & 8a by quarter-quarter, section, township, and range. The exact quarter-quarter (40 acre tract) that the wells is in must be listed and can possibly be located at the county assessor's office.

Please complete the application as requested and if you have any questions, don't hesitate to contact us.

Sincerely,

Jan Grover
Senior Water Resource Agent

JG/cjk
Enclosure

RECEIVED

6Z-2890

FRANCIS, THOMAS L.

P.O. BOX 1778, MC CALL, ID 83638

Source: SPRING trib. to WEISER RIVER

Date Filed: 06/24/1983

Use: DOMESTIC

(0.04 CFS)

In: SWNW Sec 02 T 17N R 01W

MICROFILMED