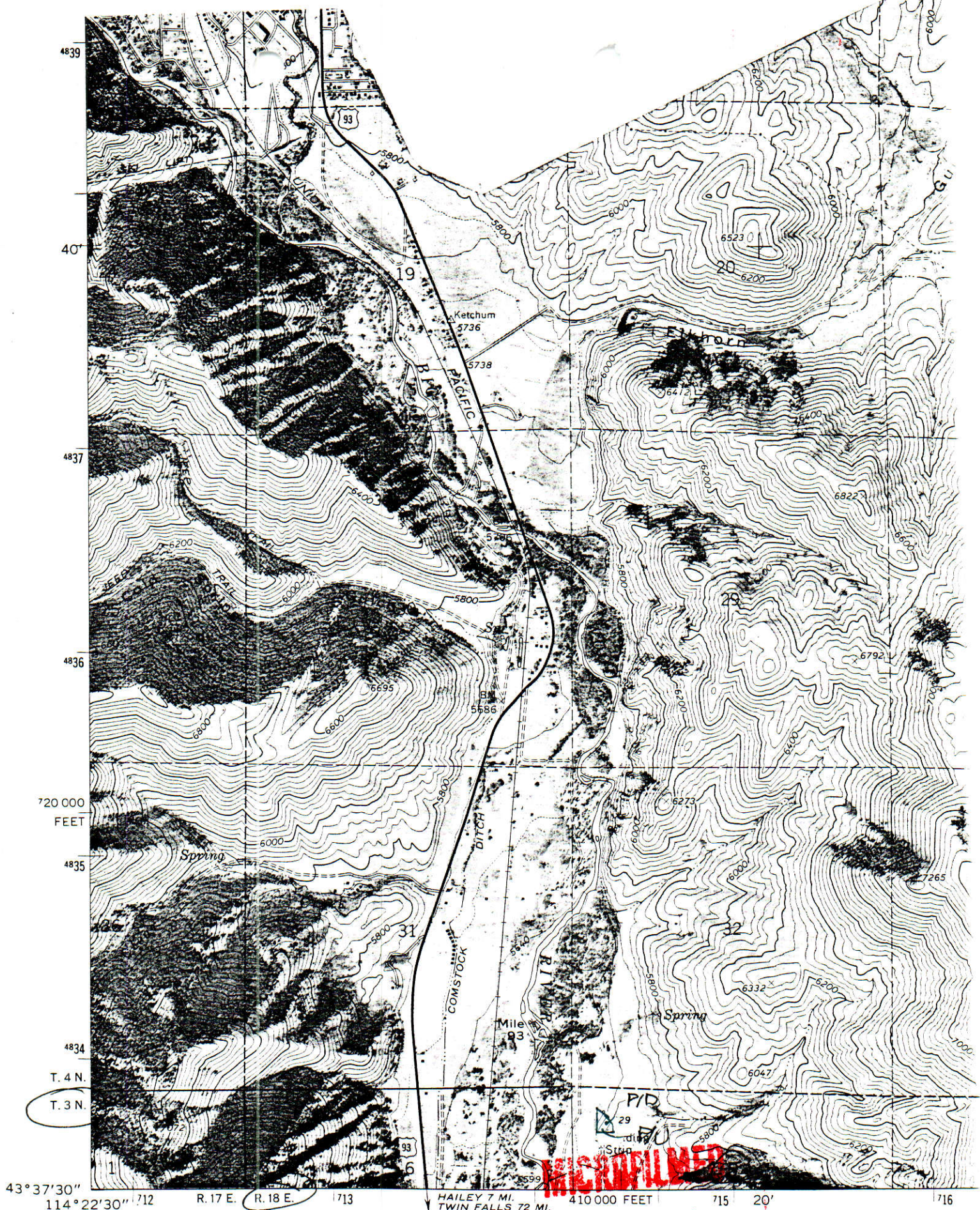




Mapped, edited, and published by the Geological Survey

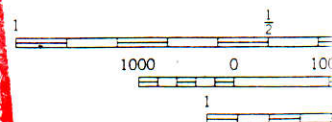
Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1966. Field checked 1967

Polyconic projection. 1927 North American datum  
10,000-foot grid based on Idaho coordinate system.

JAN 17 1991

GN MN



37-08652

DAVID A. BELL

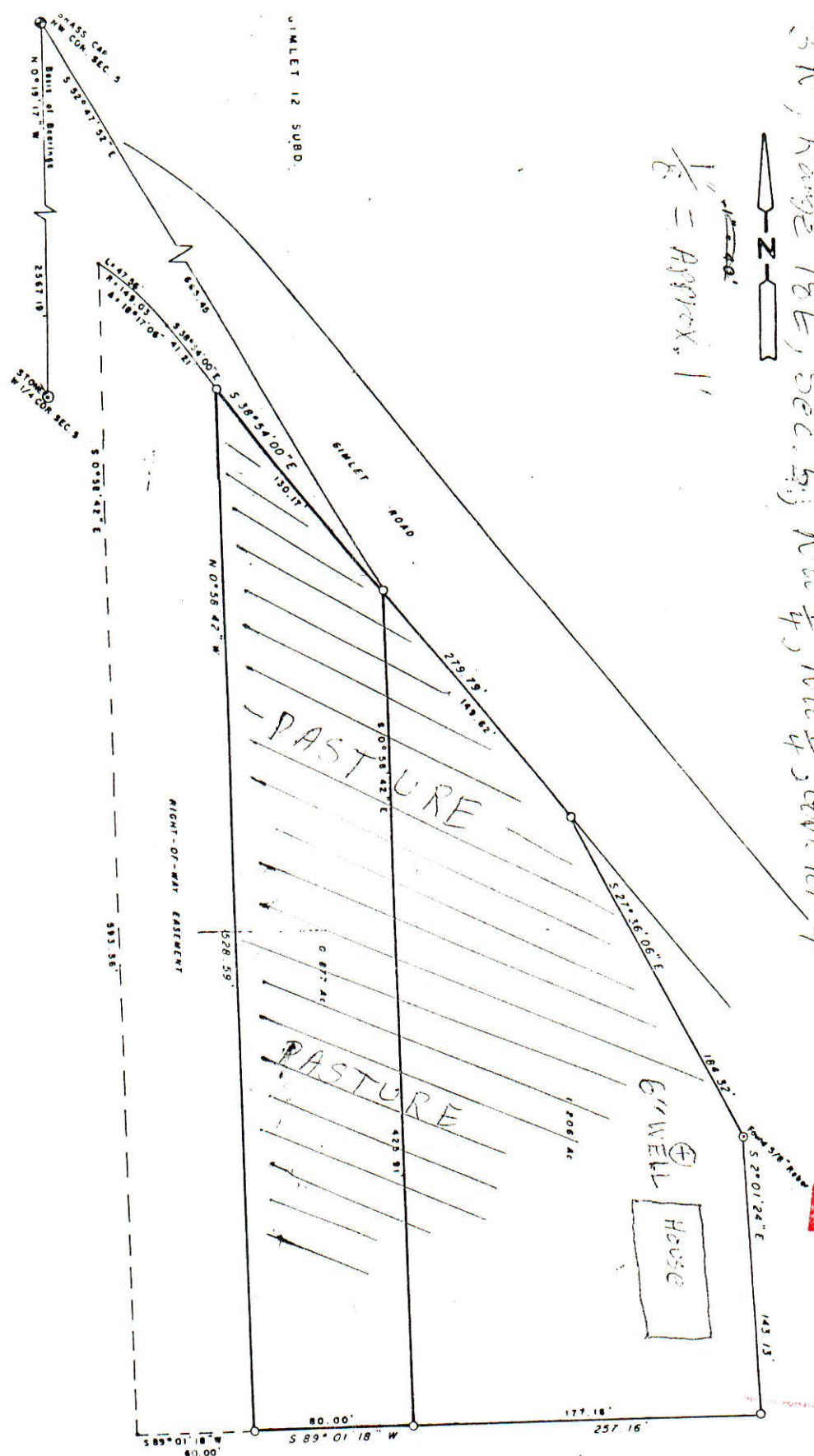
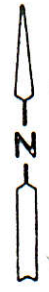
Box 13

Ketchum, ID 83340

Blaine County

Township 3 N, Range 18 E, Sec. 5, NW 1/4, NW 1/4, SE 1/4 lot 4

$\frac{1}{8} = \text{Approx. } 1'$



MICROFILMED  
JAN 17 1991

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 37-08652

Proposed Priority: August 8, 1990      Maximum Diversion Rate: 0.09 CFS

This is to certify, that **DAVID A. BELL**

P.O. BOX 13

KETCHUM, ID 833400013

has applied for a permit to appropriate water from: **GROUNDWATER**  
and a permit is **APPROVED** for development of water as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> |
|-----------------------|----------------------|--------------------------|
| IRRIGATION            | 04/15 to 10/15       | 0.05 CFS                 |
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 |
| Totals                |                      | 0.09 CFS                 |

LOCATION OF POINT(S) OF DIVERSION: LOT 4( NWNW), Sec. 5, Township 03N, Range 18E  
BLAINE County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 03N        | 18E        | 5          | NWNW         | 1.8          |              | 1.8          |

Total number of acres irrigated: 1.8

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Irrigation use under this permit is authorized only in connection with a domestic use.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
7. Domestic use is for one home and household stock.

**MICROFILMED**

JAN 17 1991

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 37-08652

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

11<sup>th</sup> day of January, 1991.

R. Keith Higginson  
for R. Keith Higginson, Director

MICROFILMED

JAN 17 1991

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant DAVID A. BELL Phone 208 726 7389

Post office address Box 13 Ketchum, Idaho 83340-0013

2. Source of water supply ground water which is a tributary of N/A

3. Location of point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of -  $\frac{1}{4}$ , Govt. Lot 4

Sec. 5 Township 3 north Range 18 east B.M. Blaine County; additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .25 for Irrigation purposes from April 15 to Oct 15 (both dates inclusive)  
(cfs or acre-feet per annum)

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)

5. Total quantity to be appropriated is (a) .29 \* and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump - 1.5 HP @ 25 GPM, 60 gal pressure tank, under ground "domestic type" irrigation system with 70 heads, that irrigate approx 1.75 acres

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 6" inches; proposed depth of well is unknown feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial uses \_\_\_\_\_

2 years (minimum 1 year).

JAN 17 1991

\* Edits made per telecon w/ applicant 8/9/90 by DRS

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 house plus 4 horses
- e. Other; describe fully. \_\_\_\_\_

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.

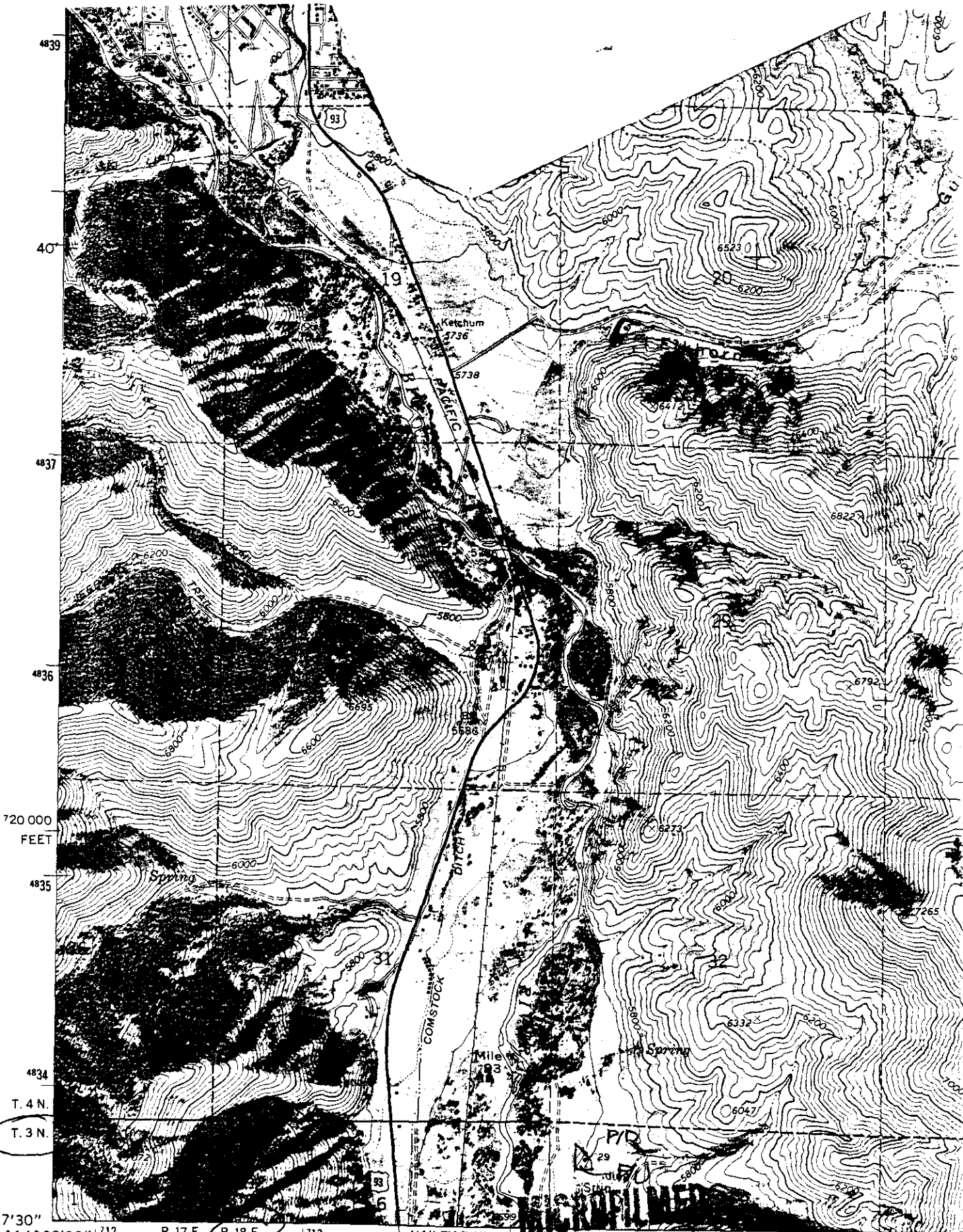
| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |      |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼  | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 3N  | 18E   | 5    |     |     |     |     |     | 1.8* |     |     |     |     |     |     |     |     |     |     | 1.8*   |
|     |       | 5    |     |     |     |     |     | D    |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |      |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 1.8\*

10. Describe any other water rights used for the same purposes as described above. SRB claim form also filed for Domestic
11. a. Who owns the property at the point of diversion? David A Bell
- b. Who owns the land to be irrigated or place of use? David A Bell
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. \_\_\_\_\_

12. Remarks: this is a 2.08 acre parcel with a house on it. the majority of the land is either lawn or horse pasture. The well was drilled in the summer of 1968 by George Roesler of Shosone. the current pump is 1 hp @ 20 Gpm. within 2 yrs I plan to go to 1 1/2 hp as the present one doesn't quit have enough power to irrigate adequately.

**UNRECORDED**

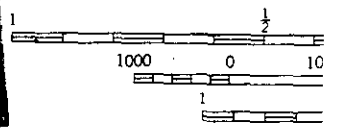


43°37'30"  
114°22'30" W 12

R. 17 E. R. 18 E.

HAILEY 7 MI.  
TWIN FALLS 72 MI.

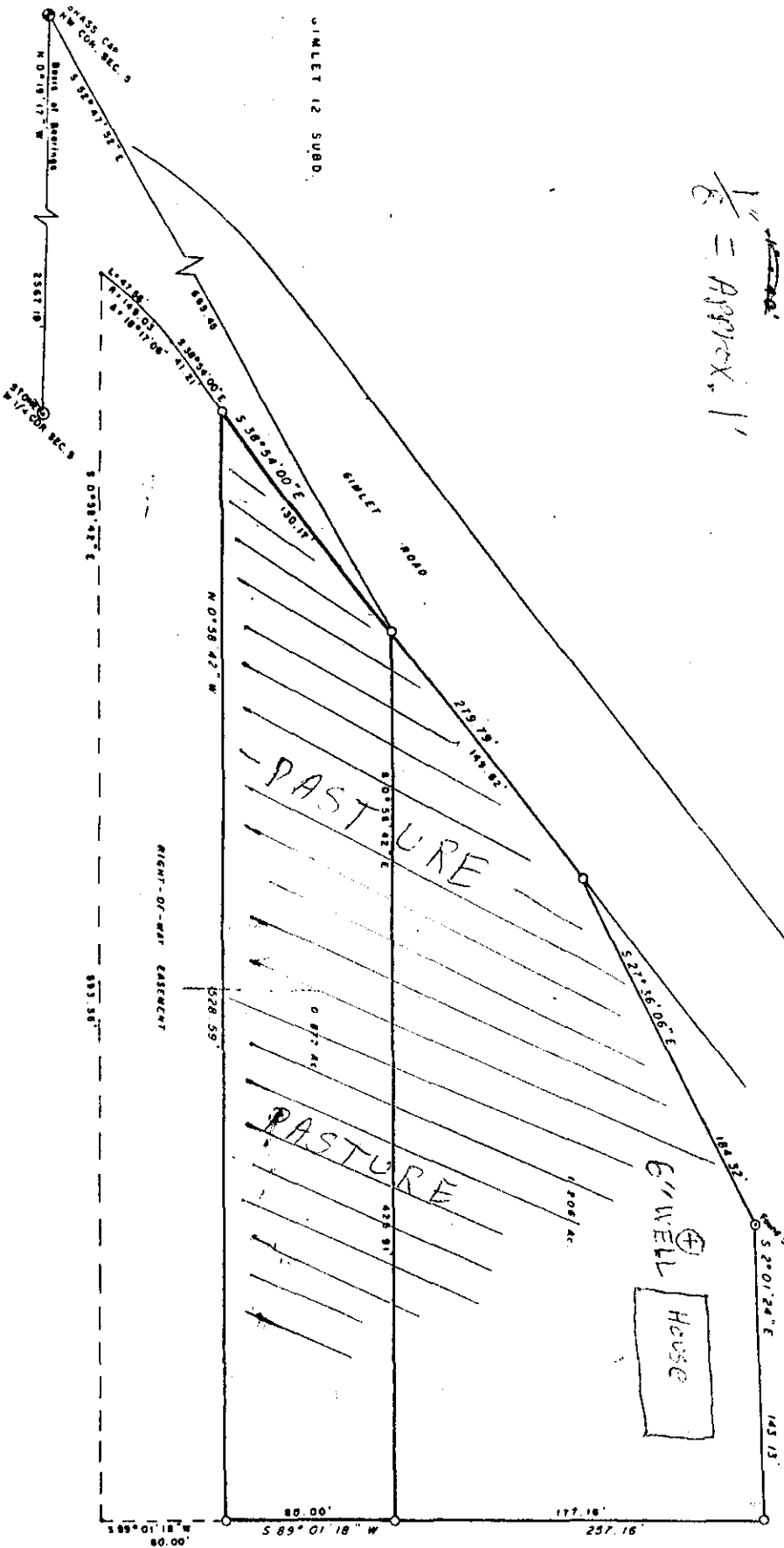
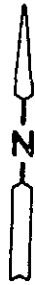
JAN 17 1991



Mapped, edited, and published by the Geological Survey  
Control by USGS and USC&GS  
Topography by photogrammetric methods from aerial  
photographs taken 1966. Field checked 1967  
Polyconic projection. 1927 North American datum  
10,000-foot grid based on Idaho coordinate system.

BY BUTTE)  
III SW

37-08652

$$\frac{1}{\epsilon} = \text{Approx. } 1'$$


PROPOSED CHILDT TERRACE SUBD.

**MICROFILMED**

JAN 17 1991

८५४

Order No. 16271  
COMMITMENT NO. BF765573

David A. Bell  
Box 13  
Ketchum, ID 83340

EXHIBIT "A"

Township 3 North, Range 18 East, B. M., Blaine County, Idaho

Section 5: A parcel of land within Section 5 more particularly described as follows:

COMMENCING at the Northwest corner of said Section 5, from which the W $\frac{1}{2}$  corner of said Section 5 bears S. 0°19'17" E., 2567.19 feet distant;

THENCE S. 52°47'52" E., 665.45 feet to a point on the southwesterly edge of Gimlet Drive, said point being the True Point of Beginning.

THENCE S. 38°54'00" E., 279.79 feet along said southwesterly edge of Gimlet Drive;

THENCE S. 27°36'06" E., 184.32 feet;

THENCE S. 2°01'24" E., 143.13 feet;

THENCE S. 89°01'18" W., 257.16 feet;

THENCE N. 0°58'42" W., 528.59 feet to the True Point of Beginning.

TOGETHER WITH an easement for ingress and egress described as follows:

A parcel of land within Section 5, Township 3 North, Range 18 East, Boise Meridian, Blaine County, Idaho, and more particularly described as follows:

COMMENCING at the Northwest corner of said Section 5, from which the W $\frac{1}{2}$  Corner of said Section 5 bears S. 0°19'17" E., 2567.19 feet distant;

THENCE S. 52°47'52" E., 665.45 feet to the True Point of Beginning;

THENCE S. 0°58'42" E., 528.59 feet;

THENCE S. 89°01'18" W., 60.00 feet;

THENCE N. 0°58'42" W., 593.36 feet;

THENCE 47.56 feet along a curve to the right, said curve having a radius of 149.03 feet, a central angle of 18°17'06", and a chord length of 47.36 feet that bears S. 48°02'33" E.;

THENCE S. 38°54'00" E., 41.21 feet to the True point of Beginning.

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JAN 17 1991

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

SEE ATTACHED  
MAP

**DECLASSIFIED**

JAN 17 1951

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.

David A. Bell

(Applicant)

Received by J. Purbo Date 8-8-90 Time 11:40am Preliminary check by AD  
Fee \$ 30 Receipted by JR # 5012549 Date 8/8/90  
Publication prepared by M. Baldwin Date 8/20/90 Published in Wood River Journal  
Publication approved M. Baldwin Date 10/9/90

### 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. \_\_\_\_\_, and said application is hereby \_\_\_\_\_.

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

\_\_\_\_\_, 19\_\_\_\_.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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JAN 17 1991

# AFFIDAVIT of PUBLICATION

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SEP 28 1990

State of Idaho,

County of Blaine

SS.

Department of Water Resources  
Southern Region Office

DANIEL J. GORHAM

being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 5 day of Sept, 19 90, and

the date of the last publication was on the 12 day of Sept, 19 90.

Subscribed and sworn to before me this 12<sup>th</sup> day of Sept, 19 90  
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL  
Hailey, Idaho

## COST OF PUBLICATION

Number of Picas per Line 11  
Number of Lines in Notice 72  
Number of Insertions 2  
Lines tabular at 39.60 6¢ / Pica  
Lines straight at 31.68 5¢ / Pica  
Subsequent lines at 5.00 4¢ / Pica  
TOTAL COST \$76.28

JAN 17 1991

COPY OF NOTICE  
(Paste Here)

Notice of Application  
TITLE OF NOTICE 71-07138

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. Water Resources  
BILL TO T.F.

## Three file on water rights

### NOTICE OF APPLICATION FOR WATER RIGHT

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

71-07138

U.S. DEPT. OF AGRICULTURE  
FOREST SERVICE  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

Source: UNNAMED STREAM

Tributary: VAT CREEK

Diversion Pt: NWSWNW Sec 5 T  
05N R 14E; SWSWNW Sec 5 T  
05N R 14E; NESWNW Sec 5 T  
07N R 14E

Use: WILDLIFE STORAGE  
( 18.00 AF); WILDLIFE FROM  
STORAGE ( 18.00 AF)

Total Diversion: ( 18.00 AF)

Date Filed: 5/29/1990

In: T07N R14E S05 SWNW

37-08652

BELL, DAVID A.

P.O. BOX 13

KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: LOT 4 (NWNW) Sec  
5 T 03N R 18E

Use: IRRIGATION ( .050 CFS)

DOMESTIC ( .040 CFS)

Total Diversion: ( .090 CFS)

Date Filed: 8/8/1990

In: T03N R18E S05 NWNW

1.8 ACRES TOTAL

37-08653

BURKETT, FERN

BURKETT, LEO G.

P.O. BOX 216

KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: SESENW Sec 15 T  
04N R 18E

Use: IRRIGATION ( .050 CFS)

DOMESTIC ( .040 CFS)

STOCKWATER ( .020 CFS)

Total Diversion: ( .110 CFS)

Date Filed: 5/23/1990

In: T04N R18E S15 SENW

1.5 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301, on or before SEPTEMBER 24, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-  
September 5 & 12, 1990.

November 25, 1992

DAVID A. BELL  
P.O. BOX 13  
KETCHUM ID 833400013

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08652

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.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson  
Secretary/Records Manager

c: IDWR - Region

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DEC 09 1992

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NOV 19 1992

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 37-08652 Telephone No. 726-7389

2. Name(s) of Permit Holder(s): David A. Bell

3. Mailing Address: P.O. Box 13 Ketchum, Idaho 83340-0013

4. Source of Water: Ground water

If GROUNDWATER, Well Driller's Name: George Roessler Date Drilled: 1968  
Shoshone

OPTIONAL:  
Pump horsepower: 1 1/2 Pressure (psi): 50 Dynamic pumping level (ft.):         

5. Extent of Use (as authorized by the permit):  
Domestic 8 <sup>11/20/92 Klg</sup> (No. of households) Stockwater 3 horses (No. and type of stock)  
Irrigation 1.75 (No. of acres) Other         

6. Total rate and/or volume for which proof is submitted .09 cfs OR          acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:  
Measuring device: Required?      Yes    No    Installed?      Yes      No  
OR  
Flow Measurement Port: Required?      Yes    No    Installed?      Yes      No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

David Bell 726-7389  
Name Telephone No.

Box 13 Ketchum, Idaho 83340-0013  
Address

10. The above information is my true statement of the extent to which the above permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

RECEIVED

DEC 09 1992

Nov. 17, 1992 David A. Bell  
Date Signature (and title, if on behalf of a company or organization)

October 31, 1992

DAVID A. BELL  
P.O. BOX 13  
KETCHUM ID 833400013

PROOF DUE NOTICE

RE: PERMIT NO. 37-08652

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, 1993. (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.

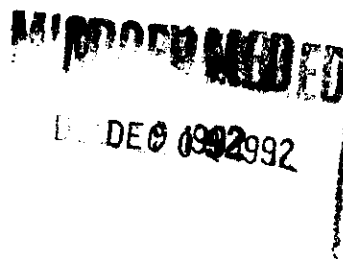
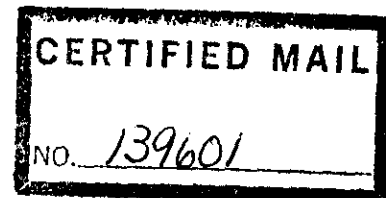
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson  
Secretary/Records Manager

Enclosures



RECEIVED

APR 24 1992

Department of Water Resources  
Southern Region Office

David Bell  
Box 13  
Ketchum, Idaho  
83340-0013

726-7389

April 23, 1992

Idaho Dept. of Water Resources  
Southern Region  
222 Shoshone St. East  
Twin Falls, Idaho 83301

Re: Application for Permit No. 37-08652

Dear IDWR,

I'm writing to tell you I have pretty much completed the "construction" of my water diversion. I replaced the 3/4 HP pump with a 1.5 HP in the existing well. I am now in the process of trying to match the existing sprinkler system zones with this new pump. I am combining some zones together and putting larger nozzles on some of the other zones. Let me know when you will be in the area to do your testing and conformation of beneficial use.

Hydraulically Yours,

*Dave Bell*

Dave Bell

MICROFILMED

DEC 09 1992

37-8652

RECEIVED  
JAN 17 1991

Department of Water Resources

David Bell  
Box 13  
Ketchum, Idaho  
83340-0013

January 15, 1991

Idaho Dept. of Water Resources  
1301 North Orchard Street  
Boise, Idaho 83706-2237

Re: Application for Permit No. 37-08652

Dear IDWR,

I'm writing to find out the status of my application for permit. I talked with someone in the Twin Falls office who said that no one protested the application as advertised in the Wood River Journal on 9-5 and 9-12-90 and that it was forwarded to Boise.

In a letter from Twin acknowledging receipt of my application it said it takes about eight weeks for unopposed applications. Since it has been a little longer than that I thought I would check on it.

Hydraulically Yours,

*Dave Bell*

Dave Bell

*No response required*  
RECEIVED

DEC 09 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

January 14, 1991

DAVID A. BELL  
P.O. BOX 13  
KETCHUM, ID 833400013

### PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08652

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well

**MAILED**

JAN 17 1991

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:blm

Enclosures

**MICROFILMED**

JAN 17 1977

# APPLICATION FOR PERMIT REVIEW

Application #: 37-8652

Reviewer: Pam Skaggs CS

Date: 1-9-91

## Existing:

No - 26A-P17

Complete in 1 year - P16

## Yes

Proof not submitted - P16

Proof submitted - N/A

## Groundwater:

GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)

LT. 0.7 cfs - N/A

## Drilling Permit:

Approved w/permit - P99

Not included - 046-P23(All GW, even existing wells)

## Location:

Water Districts - WD No. 37

Surface water - 005, 005-01H-P01(LT.7 w/pump)  
005-01J-P08(GT.7)

Groundwater - P05

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

Swan Falls Flag - C (1 or Blank)

Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr  
or Irr & Dom)

Non Trust - 048-049

## River Basins:

(Surface Water) Water District Control Condition &....

Boise (63) - 11D-P72

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

## Use:

Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044

Power - (less than 25cfs P18), 01F-P19, 08A(Req.),

- 17K, 17G-17M(Choose One), 025

Mining - 06A, 006, 09E-P10, 010, 54

Storage - 18A-P09(In W.D.), 18B-P09(Size)

Domestic - 021(restricted areas)

## Ownership:

Non land owner - 004

## Protested:

Agreement - 020

## Minimum Stream Flow:

Overlapping uses - 029-P20

Beneficial Use Due Date: - 01-01-1993

Other Conditions Recommended \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Bell, David

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY MD DATE 8/13/90 APPLICATION NUMBER 37-08652

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)  
☒ Address  
☒ Source (See USGS Quad for names of water sources)  
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)  
☒ County  
☒ Quantity (flow and/or volume)  
☒ Period of Use  
☒ Nature of proposed use (Include description of use.)  
☒ Description of diverting works  
☒ Time required for beneficial use of water  
☒ Place of use or acres irrigated  
☒ Map  
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)  
☒ Fee  
☒ Yes ☐ No\* In form to receipt \*\*\*PROPOSED PRIORITY DATE 8-8-90

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)  
☐ Overlapping point of diversion  
☐ Yes ☒ No Field check required  
☐ Yes ☒ No Field check by \_\_\_\_\_  
☐ Yes ☒ No Field report attached  
☐ Yes ☒ No Critical groundwater area  
☐ Yes ☒ No Groundwater management area  
☐ Yes ☒ No Send dam safety information  
☐ Yes ☒ No Send power requirement letter  
☐ Yes ☒ No Send fish farm requirement letter  
☐ Yes ☒ No Power residency affidavit  
☐ Yes ☒ No Power efficiency form  
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)  
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)  
☒ See reverse side for additional information

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

**RECEIVED**  
NOV 15 1990

Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for advertising  
☐ Yes ☒ No Statewide advertising  
☒ Yes ☐ No Fee amount, receipt date & No. recorded on applicati

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM  
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service  
☐ Idaho Dept. of Lands ☐ Water District  
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received  
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application  
☐ Yes ☒ No Protests received  
Final date for protest 9/26/90  
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application  
☐ Yes ☒ No Recommendations attached  
☐ Yes ☒ No Measuring device required  
☐ Yes ☒ No Access port required  
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. 37  
☒ Yes ☐ No Special conditions of approval or cover letter below.

26A, 43

See below for additional information

Date of priority recommended 8/8/90

By J. Aron O. Halpern Date 11/6/90

STATE OFFICE REVIEW

See below for additional information

By \_\_\_\_\_ Date \_\_\_\_\_

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

|                                       |                                                  |                                              |
|---------------------------------------|--------------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> City         | <input type="checkbox"/> Idaho Fish & Game       | <input type="checkbox"/> Irrigation District |
| <input type="checkbox"/> County       | <input type="checkbox"/> Idaho Health & Welfare  | <input type="checkbox"/> Canal Company       |
| <input type="checkbox"/> Reservations | <input type="checkbox"/> Division of Environment | <input type="checkbox"/> Other _____         |

Project impacts/implications report

COMMENTS

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37-08652

BELL, DAVID A.  
P.O. BOX 13  
KETCHUM, ID 833400013

Source: GROUNDWATER

Diversion Pt: LOT 4 (NWNW) Sec 5 T 03N R 18E

Use: IRRIGATION ( .050 CFS)  
DOMESTIC ( .040 CFS)  
Total Diversion: ( .090 CFS)

Date Filed: 8/ 8/ 1990

In: T03N R18E S05 NWNW

1.8 ACRES TOTAL

**MICROFILMED**  
JAN 17 1991

**NOTICE OF APPLICATION  
FOR WATER RIGHT**

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

**71-07138**

U.S. DEPT. OF AGRICULTURE  
FOREST SERVICE  
FEDERAL BLDG.  
324 25TH ST.  
OGDEN, UT 84401

Source: UNNAMED STREAM  
Tributary: VAT CREEK  
Diversion Pt: NWSWNW Sec 5 T  
05N R 14E; SWSWNW Sec 5 T  
05N R 14E; NESWNW Sec 5 T  
07N R 14E  
Use: WILDLIFE STORAGE  
( 18.00 AF); WILDLIFE FROM  
STORAGE ( 18.00 AF)

Total Diversion: ( 18.00 AF)  
Date Filed: 5/29/1990  
In: T07N R14E S05 SWNW

**37-08652** ✓

BELL, DAVID A.  
P.O. BOX 13  
KETCHUM, ID 83340

Source: GROUNDWATER  
Diversion Pt: LOT 4 (NWNW) Sec  
5 T 03N R 18E

Use: IRRIGATION ( .050 CFS)  
DOMESTIC ( .040 CFS)  
Total Diversion: ( .090 CFS)

Date Filed: 8/8/1990  
In: T03N R18E S05 NWNW  
1.8 ACRES TOTAL

**37-08653**

BURKETT, FERN  
BURKETT, LEO G.  
P.O. BOX 216  
KETCHUM, ID 83340

Source: GROUNDWATER  
Diversion Pt: SESENW Sec 15 T  
04N R 18E

Use: IRRIGATION ( .050 CFS)  
DOMESTIC ( .040 CFS)  
STOCKWATER ( .020 CFS)  
Total Diversion: ( .110 CFS)

Date Filed: 5/23/1990  
In: T04N R18E S15 SENW  
1.5 ACRES TOTAL

The permit(s) will be subject to all  
prior water rights. Protests may  
be submitted based on the criteria  
of Sec. 42-203A, Idaho Code,  
and/or the new public interest  
criteria of Sec. 42-203C, Idaho  
Code. Protests must be filed with  
the Director, Dept. of Water  
Resources, 222 Shoshone Street  
East, Twin Falls, Idaho 83301, on  
or before SEPTEMBER 24, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-  
September 5 & 12, 1990.

OK  
MB  
8/27/90

**MICROFILMED**

**JAN 17 1991**

the permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before SEPTEMBER 24, 1990.

R. Keith Higginson, Director

Published 9/ 5/1990 & 9/12/1990

**MICROFILMED**

JAN 17 1991

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Southern Region  
222 Shoshone Street East  
Twin Falls, ID 83301  
(208)734-3578

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AUGUST 20, 1990

WOOD RIVER JOURNAL  
P.O. BOX 988  
HAILEY, ID 83333

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 SEPTEMBER 24, 1990.

Yours truly,

Mary Baldwin  
Secretary/Office Coordinator

Enclosure

RECEIVED  
JAN 17 1991

20-Aug-1990

DAVID A BELL  
PO BOX 13  
KETCHUM ID 83340

Re: Application for Permit No. 37-08652

Dear Mr. Bell:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Wood River Journal on 9/5 & 9/12/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Gary Funderburg  
Sr. Water Resource Agent

GF:MB

**MICROFILMED**

JAN 17 1991