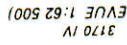


T, 2N R. 19E



**NOTICE OF APPLICATION
FOR WATER RIGHT**

NOTICE IS HEREBY GIVEN, That the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

37-7864

DAUBY, JERRY

P.O. Box 438

Bellevue, Idaho 83313

Source: SEAMANS CREEK tributary to SINKS

Date Filed: 11/05/1980

Amount: 0.02 CFS

Diversion Point: LOT 04 Sec 31 T 02N R 19E, BLAINE CO.

Use: STOCKWATER (0.02 CFS) from 10/01 to 06/01

Place of Use: LOT 04 Sec 31 T 02N R 19E

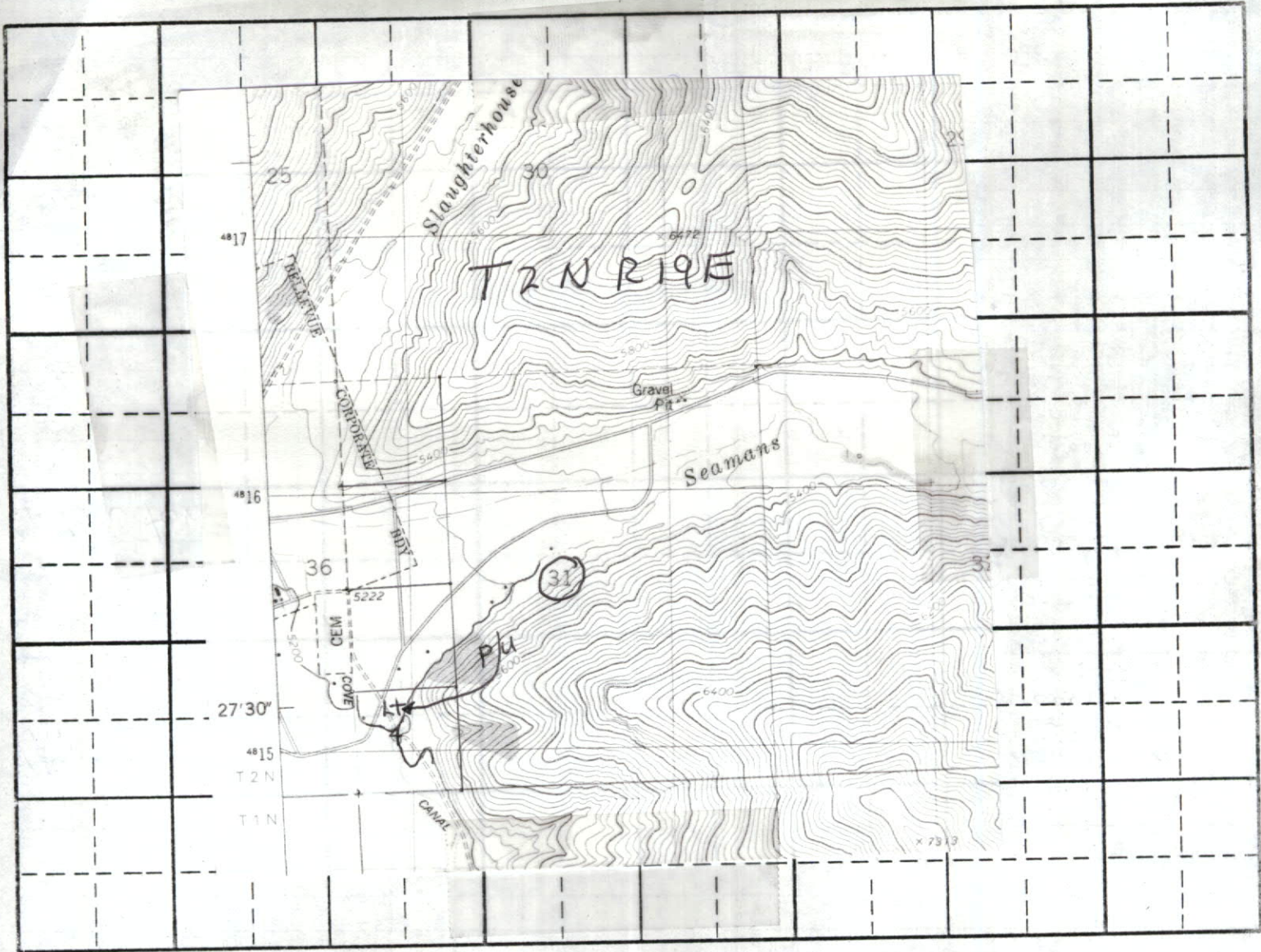
Diversion Means: EXCAVATION IN STREAMBED

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, and received ON OR BEFORE DECEMBER 15, 1980.

C. STEPHEN ALLRED
Director

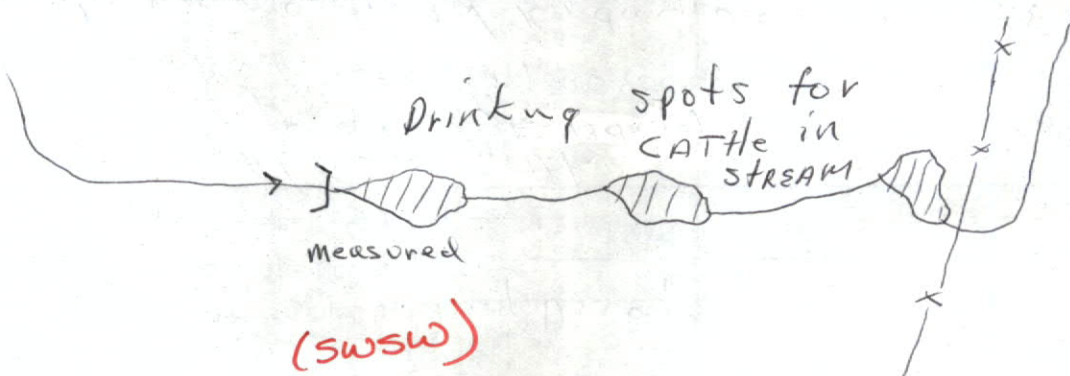
Publish: Wood River Journal--
November 26 and December 4, 1980.

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: Lt 4 Sec. 31 T2N R19E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	19E	31											Lt 4						

Recommended Amendments:

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

Examiner's Signature: Long Furduburg
 Checked by: Terrell S. Blau
 Approved by: Joan

Date: 1/27/83
 Date: 2/7/83
 Date: 3/31/83

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Jerry Dauby

Total number of acres irrigated _____

Acting for the ~~Director~~

UNCLASSIFIED

FILE DRT

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 Jerry Dauby Phone 788-4844 or 726-5696

Post office address P. O. Box 438, Bellevue, Idaho 83313

2. Source of water supply Seamans Creek which is a tributary of sinks

3. Location of point of diversion is $\frac{1}{4}$ of Lot 4 $\frac{1}{4}$ of Section 31 Township 2N

Range 19E B.M. Blaine County, additional points of diversion if any:

4. Water will be used for the following purposes:

Amount 0.02 cfs for livestock purposes from Oct 1 to Jun 1 (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. 0.02 cubic feet per second and/or b. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Man-made depression in stream bed

b. Height of storage dam feet, active reservoir capacity acre-feet; total reservoir capacity 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 1 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: $\frac{1}{4}$ of Lot 4 $\frac{1}{4}$ of Section 31 Township 2N

Range 19E 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 up to 15 cattle &/or horses

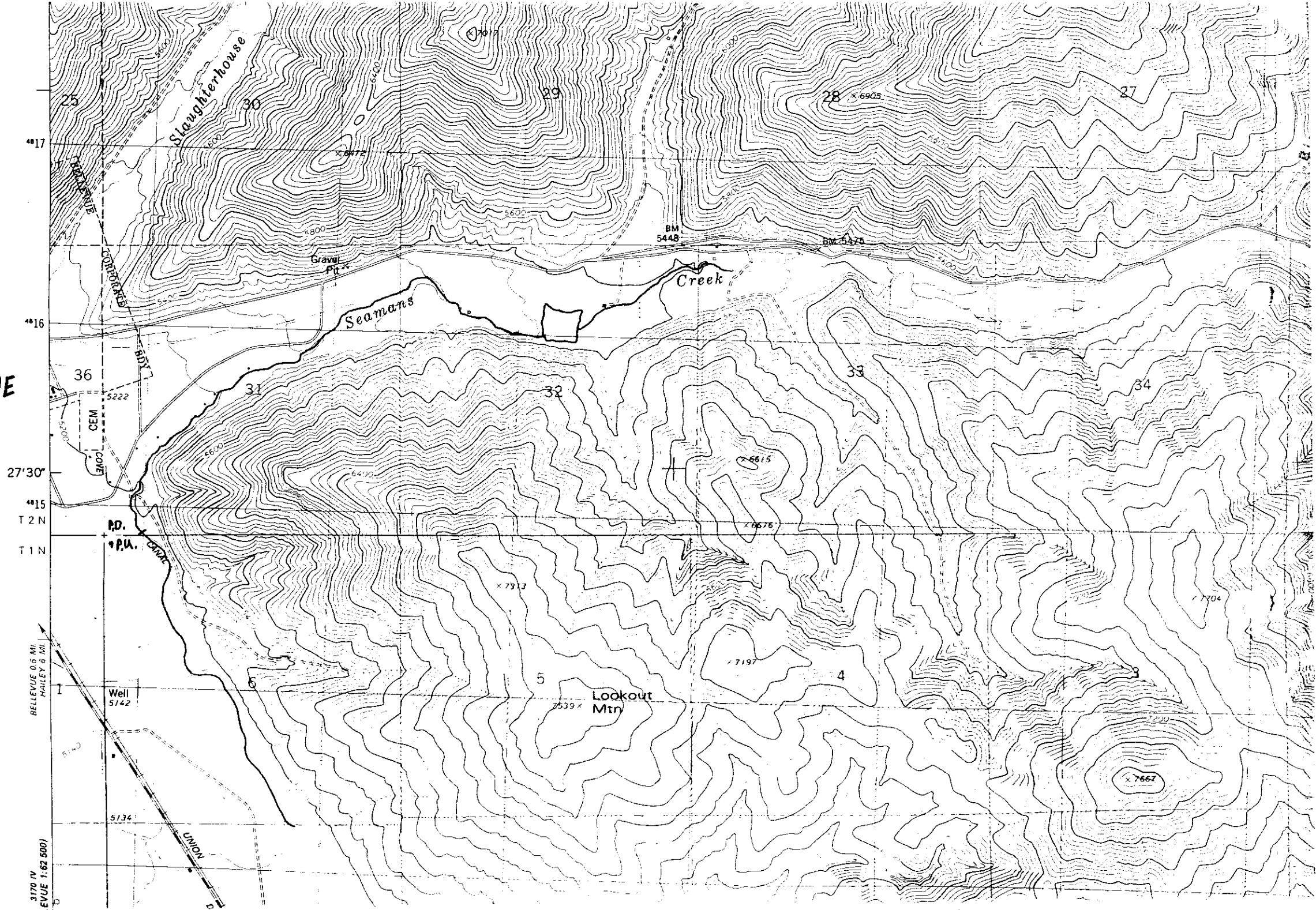
(4) Name of municipality to be served , or number of families to be supplied with domestic water .

(5) If water is to be used for other purposes describe:

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T.2N R.19E



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

A large grid of 20 columns and 20 rows, intended for a map of the proposed project.

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.

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James Raulby
(Applicant)

Proposed Priority

11/5/80

Received by JP Date 11-5-80 Time 12:20 pm

Preliminary check by Doug G. Hulley Fee \$ 30.00

Receipted by JP Date 11-5-80 # 16653

Publication prepared by maria Date 11/13/80

Published in Wood River Journal

Publication dates 11/27 + 12/4/80

Publication approved maria Date 12-8-80

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JA JA

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. 37-7864, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 82.
- 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: Use of water under this permit is subject to control by the watermaster of State Water District # 37, Big Wood River.

Witness my hand this 30th day of December, 19 80.

A. Glen Saxton
Chief, Operations Bureau

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AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

GORDON O. GLASMANN

, 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 26 day of November, 1980, and the date of the last publication was on the 4 day of December, 1980.

Subscribed and sworn to before me this 4th

day of December, 1980.
(SEAL)

Roberta McKee

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 37
Number of Insertions 2
Lines tabular at _____ 4¢ / Pica
37 Lines straight at 14.43 3¢ / Pica
37 Subsequent lines at 9.62 2¢ / Pica
TOTAL COST 24.05

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COPY OF NOTICE

(Paste Here)

Permit 37-7864
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lake Blvd. TF

PUBLICATION RATES

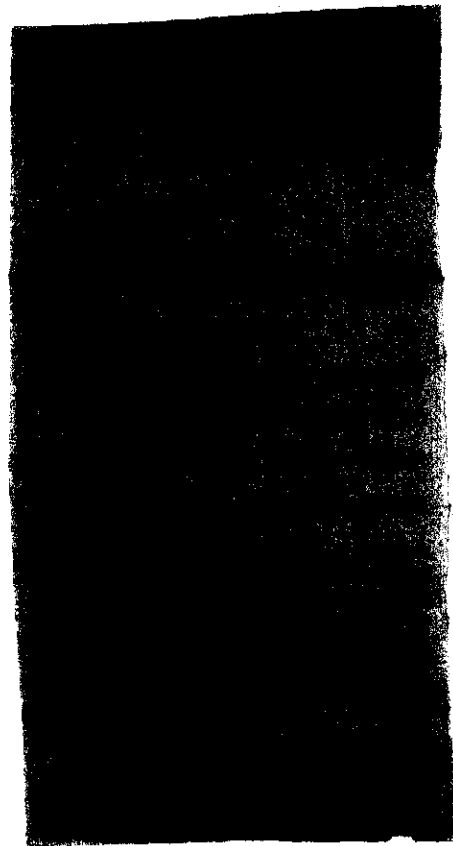
(Idaho Code, Rev. Statutes 1980)

7-8 pt. per line, straight	3¢ / Pica
7-8 pt. per line, tabular	4¢ / Pica
7-8 pt. per line successive insertions	2¢ / Pica

RECEIVED

No 280
DEC 8 1980

Department of Water Resources
Southern District Office



VERIFIED DJ
3-6-85

WATER RIGHT NUMBER 37-7864

OWNER LAST NAME - DAUBY ✓ FIRST NAME - JERRY ✓ ORIG OWNER -
ADDRESS LINE 1 - P.O. BOX 438 ✓ ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BELLEVUE ✓ STATE - ID ✓ ZIP CODE - 83313 ✓
SOURCE - SEAMANS CREEK ✓ TRIBUTARY OF - SINKS ✓
STAGE - LICENSE ✓ STATUS - PRIORITY - 11-05-1980 ✓ COUNTY - BLAINE ✓ TCTAL DIV. RATE - .0200 ✓ -CFS
TOTAL DIV. VOLUME - .40 AFA TRFR/AMEND - WATER DIST. - 37 DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWSW 31 02N 19E LOT 04 ✓ REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 10-01 TO - 06-01 USE - STOCKWATER ✓ USE DIV. RATE - .0200 CFS USE DIV. VOLUME - .40 AFA
USE - STOCKWATER ✓ PLACE OF USE - TWN 02N RNG 19E SEC 31 TRACT SWSW LOT 04 AC
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS -
NON IRRIG USE - S/15 RANGE ✓
OTHER RIGHTS FOR SAME USE -
PROOF DUE - 01-01-1982 PERMIT/DENIED - 12-30-1980 PROTESTED - HEARING - OLD NO. -
PROOF MADE - P FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - EXCAVATION IN STREAMBED

May 3, 1983

RE: Permit No. 37-7864

Jerry Dauby
P.O. Box 438
Bellevue, ID 83313

Dear Mr. Dauby:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



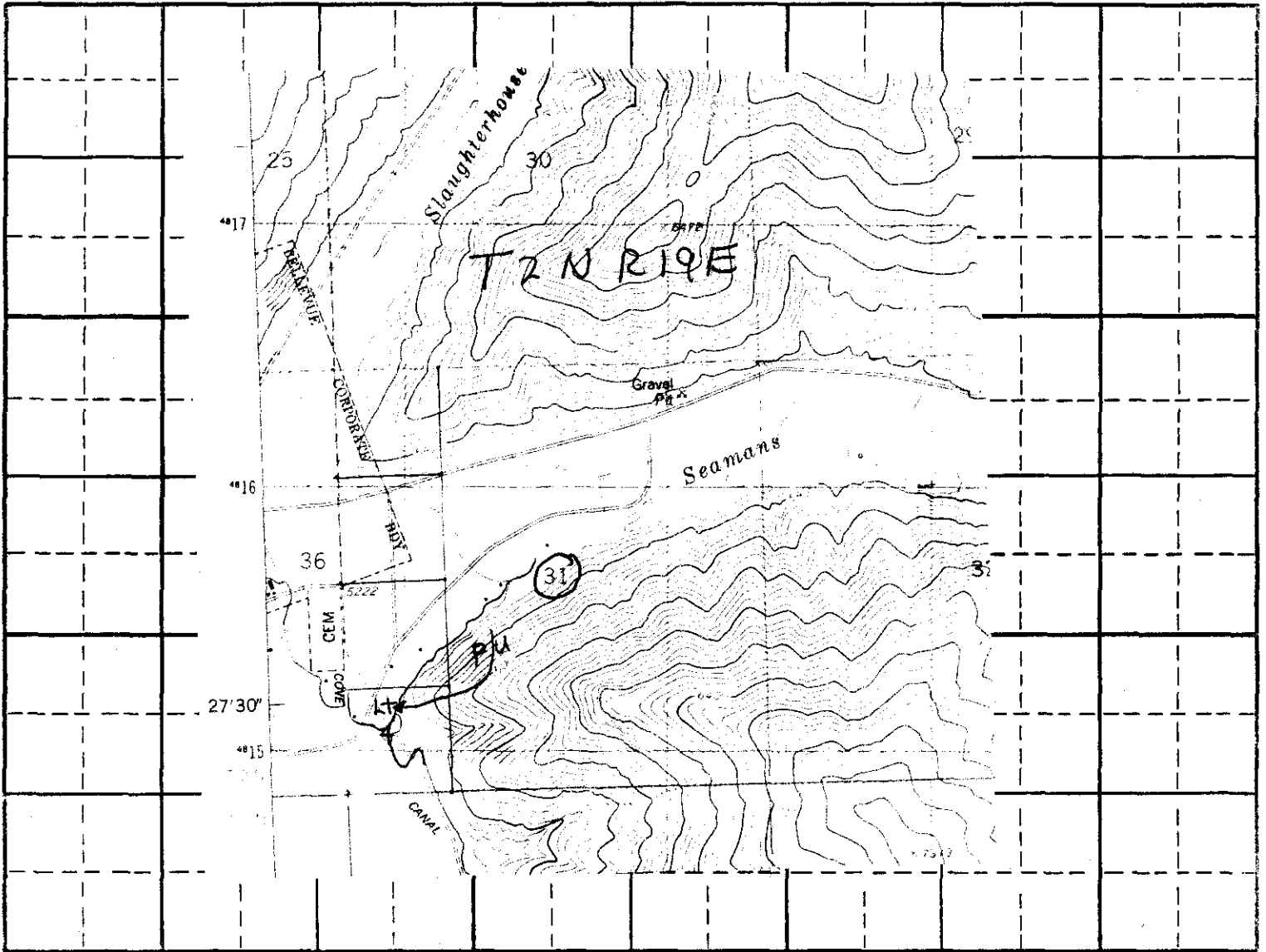
JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

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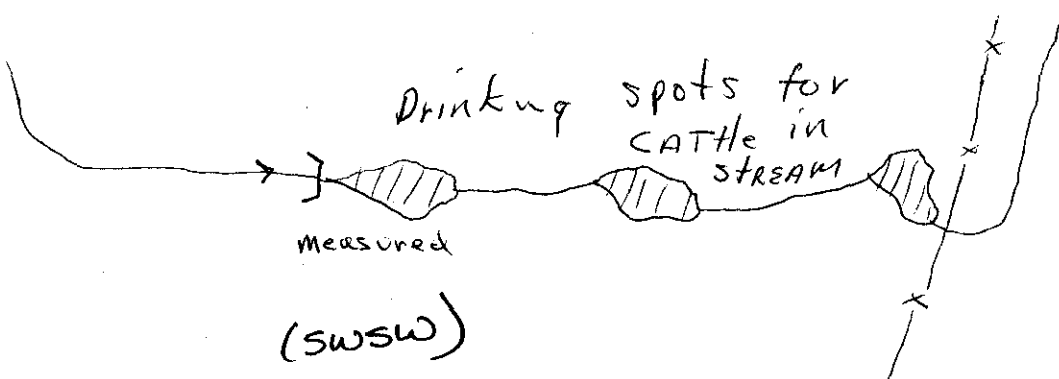
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MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: Lt 4 Sec. 31 T2N R19E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	19E	31											Lt 4						

Recommendations:

☐ Change as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change as reflected above

☐ Add P.U. as reflected above

☐ Other

Examined Signature

Checked by

Approved by

Date 1/27/83

Date 2/7/83

Date 3/31/83



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

March 17, 1972

Jerry Dauby
P. O. Box 438
Bellevue, Idaho 83313

Re: Permit No. 37-7864

Dear Mr. Dauby:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

GARY L. FUNDERBURG
Senior Water Resource Agent

LOH:GLF:marya

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138764

DAUBY, JERRY
P.O. BOX 438
BELLEVUE, ID 83313

OCTOBER 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7864 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

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

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

file 37-7864

December 23, 1980

Ms. Anna Faye O'Donnell
City of Bellevue
Bellevue, ID 83313

Dear Ms. O'Donnell:

Re: Permit No. 37-7864 and Decreed Right No. 37-1208

Enclosed are copies of your water rights, Permit No. 37-7864 for groundwater and decreed right No. 37-1208 for 150 inches of the waters of Seamans Creek. Since your water rights are already on file with this department in the form of a valid permit and a decreed right, it is not necessary for you to refile.

Additional information is shown in the enclosed brochure entitled "Idaho Water Rights Claims Program."

If you have any questions or need further assistance, please do not hesitate to contact us.

Sincerely,

Roberta Garrett
Records Supervisor

RG:ab

Enclosures

MICROFILMED

CITY OF BELLEVUE

BELLEVUE, IDAHO

DEC 17 1980

Department of Water Resources

State of Idaho
Water Resource Board
Boise, Idaho 83720

Reference: Re-file or re-affirm claims on City of
Bellevue water right from Seamon Creek
and the City well.

Gentlemen:

The Bellevue City Council has instructed me to get
information regarding the City of Bellevue water
rights. The Council has heard it is necessary for
every water claim to be re-filed or re-affirmed
with the Water Resource Board before September 1, 1982.
The City Council requests information regarding this.
If it is necessary for the City of Bellevue to
re-file or re-affirm their claim on the City water
rights, on Seamon Creek and the City Well, please
send forms and the necessary information required
to do this.

May we hear from you soon? Thank you.

Yours truly,

Anna Faye O'Donnell
Anna Faye O'Donnell-clerk

MICROFILMED

37-7637
37-1208

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

DAUBY, JERRY
P.O. BOX 438
BELLEVUE, ID 83313

JANUARY 08, 1981

RE: PERMIT NO. 37-7864

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.

WE HAVE ENCLOSED A FORM 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

ENCLOSURE

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

37-7864

INITIAL REVIEW BY: Dauby Funderburg
CHECK:

APPLICATION NUMBER: DAUBY, JERRY

- ☒ 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: Dauby Funderburg
Date: 11/2/1980
Comments: This Application has been filed in an Area Closed for Surface App. this water sinks in the ground during the short water seasons. During high water off this water runs into the channel at the bottom of the Cr.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☒ Yes ☐ No Platted by: _____ Map No. 2-25
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 12/15/80 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 12-8-80 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ 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? 37
11-5-80 Date of priority recommended.
Special conditions of approval or cover letter. 05

By: Loren O. Funderburg Date: 12-18-80

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: Dauby Date: 12/29/80

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

32-2864-

DAUBY, JERRY

P.O. BOX 438, BELLEVUE, ID 83313

Source: SEAMANS CREEK tributary to SINKS

Date Filed: 11/05/1980

Amount: 0.02 CFS

Diversion Point: LOT 04 Sec 31 T 02N R 19E, BLAINE Co.

Use: STOCKWATER (0.02 CFS) from 10/01 to 06/01

Place of Use: LOT 04 Sec 31 T 02N R 19E

Diversion Means: EXCAVATION IN STREAMBED

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before DECEMBER 15, 1980.

C. STEPHEN ALLRED

Director

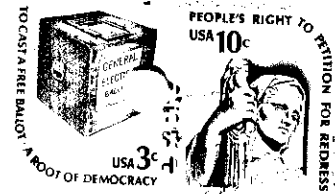
Published 11/27 & 12/4/80.

MICROFILMED

JERRY DA 34

Aug 438

Boise, ID. 83313



CERTIFIED
P15 4158597
MAIL

MICROFILMED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

NOV 18 1981

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 37-7864.

Name(s) of Permit Holder: JERRY DAHAY

Post Office Address: P.O. Box 438

BELLEVOUE, IDAHO 83313 Tel. No. 788-4844

726-5696

Source of Water: SEAMANS CREEK

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater 6 HORSES (number and type of stock)
☐ Irrigation (acres)
☐ Other

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

Access Facility: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

11-16-81

Date

Jerry Dahay

Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

NOVEMBER 13, 1980

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 15, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED