

SW
Corner
Sec 23

20
29

1/4 mile

NW NW

SW SW

Silver Cr.

Purdy

5.6 Acres

I

SE SW

II Eccles
4.5 A.

P.D.

NE NW

1/4 corner

AFFIDAVIT of PUBLICATION

State of Idaho, }
 Connty of Blaine } SS.

Gordon O. Glasmonn, 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 23 day of August, 1979, and the date of the last publication was on the 30 day of August, 1979.

Subscribed and sworn to before me this 30th

day of August, 1979.
 (SEAL)

Roberta J. Kucher

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>35</u>	
Number of Insertions	<u>2</u>	
Lines tabular at		39c
<u>35</u> Lines straight at		26c
<u>35</u> Subsequent lines at		15c
TOTAL COST	<u>14.35</u>	

COPY OF NOTICE

(Paste Here)

Permit 37-7790

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N
Twin Falls, Idaho 83301

NOTICE OF APPLICATION FOR WATER PERMIT

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

37-7790

Name: Eccles, Gordon

Purdy, Leonard

Address: Box 717, Picabo, Id 83348

Source: Silver Creek tributary to Little Wood River

Date Filed: 07 / 10 / 1979

Amount: 0.04 cfs

Diversion Point: NENW Sec 29 T 01S R 20E, Blaine County

Use: Irrigation (0.04 cfs) from 04 / 01 to 11 / 01

Place of Use: SESW Sec 20 T 01S R 20E NENW Sec 29 T 01S R 20E for 2 acres

Diversion Means: Submersible pump to sprinkler system

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 September 11, 1979.

C. Stephen Allred
 Director

Publish: Wood River Journal-August 23, 30, 1979.

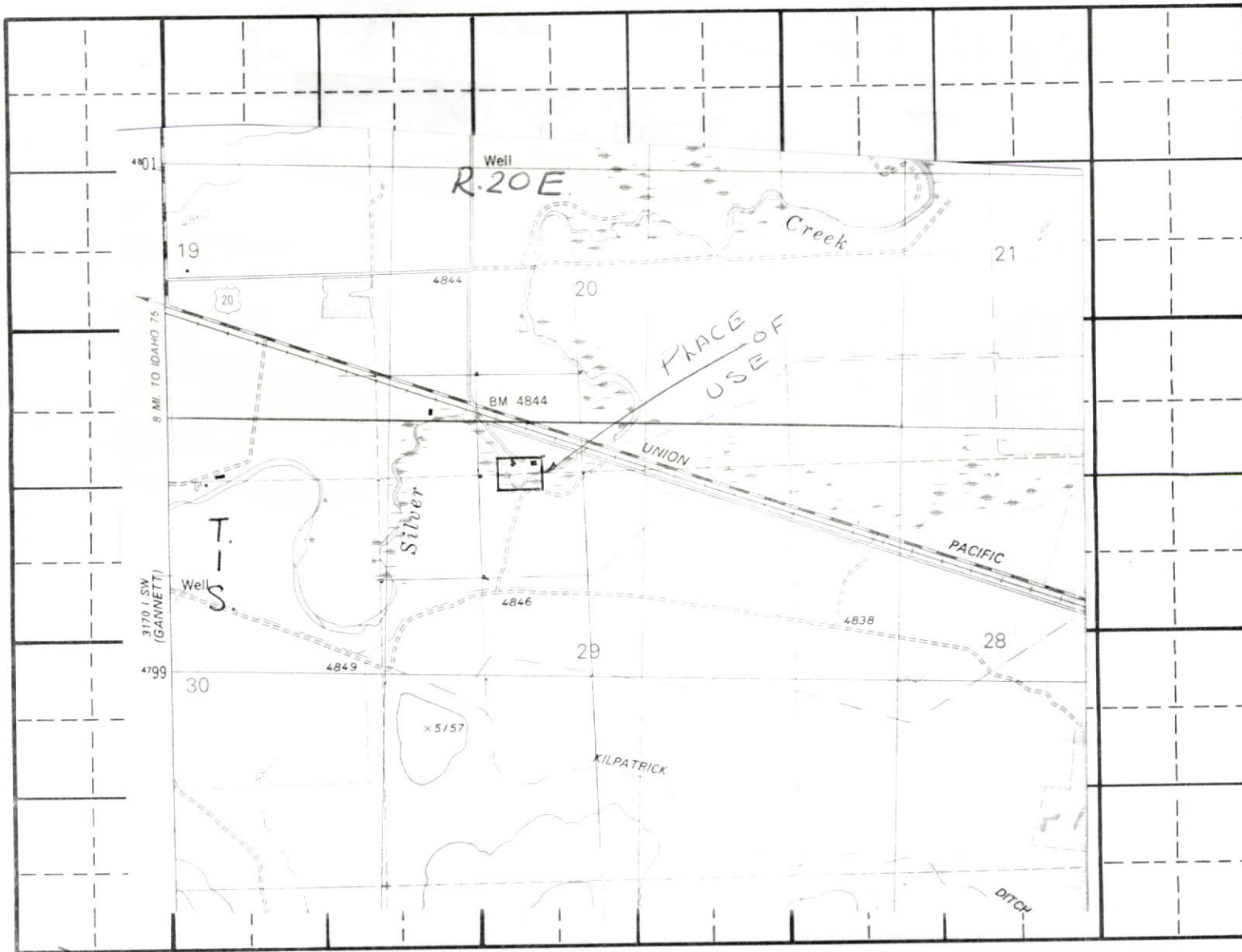
RECEIVED

SEP 11 1979

Idaho Department of Water Resources
 Southern District Office

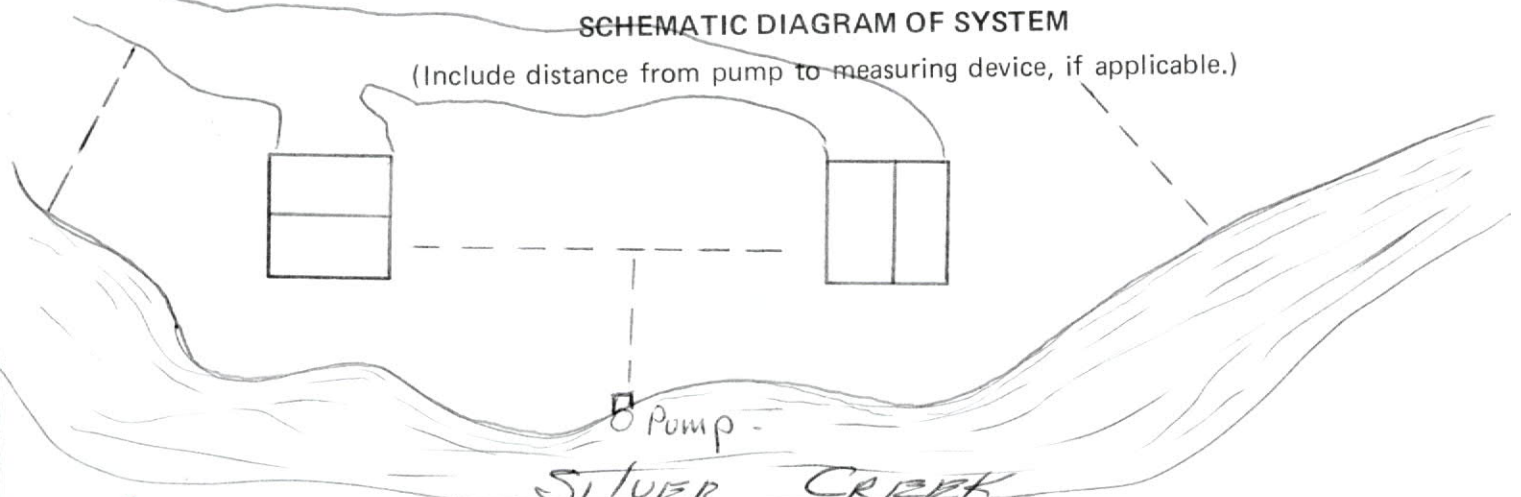
MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion:

NE 1/4 NW 1/4, SEC. 29 T. 1 S. - R. 20 E.

Place(s) of Use

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	
1 S	20 E	29					1							1					1
		20																	

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

Examiner's Signature

Checked by

Approved by

Date

Date

Date

09-05-1980

10-31-80

9/8/81

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7790 Priority July 10, 1979 Amount .04 cfs

THIS IS TO CERTIFY, that Gordon Eccles &/or Leonard Purdy
of Picabo, ID, has complied with the terms and conditions of Permit
No. 37-7790 issued pursuant to Application for Permit dated July 10, 1979,
and has submitted proof to the Department of Water Resources on August 14, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .04 cfs of water from Silver Creek,
tributary to Little Wood River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>Nov 1</u> at <u>.04 cfs</u>		<u>7.0 acre feet</u>
	from _____ to _____ at _____ cfs		_____
	from _____ to _____ at _____ cfs		_____

(both dates inclusive)

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
7.0 acre feet per year, said waters to be diverted within the NENW Section 29, Twp 1S,
Rge 20E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW¼				SW¼				SE¼				Totals
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	
1S	20E	29																	1
		20																	1

Total number of acres irrigated 2

A lockable device subject to the approval of the Department shall be maintained
on the diverting works in a manner that will provide the watermaster suitable
control of the diversion.

Use of water under this license is subject to control by the watermaster of State
Water District No. 37M, Little Wood River.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of
September, 19 81.

Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
AUG 1978
APPROVED

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern District Office

1. Name of applicant Gordon Eccles &/or Leonard Purdy Phone 788-3536 or 788-2864

Post office address Box 717, Picabo, Idaho 83348

2. Source of water supply Silver Creek which is a tributary of Little Wood River

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29 Township 1S

Range 20E B.M. Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04cfs for irrigation purposes from Apr 1 to Nov 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. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Submersible pump to sprinkler system

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 _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.

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

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

[illegible]

Total number of acres to be irrigated	2
---------------------------------------	---

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 Gordon Eccles

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

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 Water is for sprinkling of lawns around applicants' homes .

A full-page sheet of white graph paper featuring a uniform grid of thin black lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. The lines are evenly spaced and extend across the entire page, leaving no margins or additional markings.

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.

Borden Eccles
(Applicant)

Proposed Priority 7/10/79

Received by marya Date 7-10-79 Time 3:30 pm

Preliminary check by js Fee \$ 20.00 # 13262

Receipted by marya Date 7/10/79

Publication prepared by marya Date 8/2/79

Published in Mad River Journal

Publication dates 8/23 + 9/30/79

Publication approved marya Date 8/15/79

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM js

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. 37-7790, 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 October 1, 19 80.
- 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: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 37M Little Wood River (3) A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Witness my hand this 21st day of September, 1979

L. Glen Saxton

Chief. Off. Bureau

SW
Corner
Sec 29

20
29

SW SW

Silver Cr.

Purdy
5.6 Acres
I

SE SW

II Eccles
0.5 A.

NW NW

1/4 mile

P.D.
NE NW

1/4 corner

WICPOT/PER

- Copy -

THIS DEED OF TRUST, Made this thirteenth day of March, 19 69,
BETWEEN H. GORDON ECCLES and BETTY ECCLES, Husband and Wife,
herein called GRANTOR,

whose address is Picabo, Idaho
SAWTOOTH TITLE CO., INC., herein called TRUSTEE, and

TWIN FALLS BANK AND TRUST COMPANY herein called BENEFICIARY

WITNESSETH: That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO
TRUSTEE IN TRUST, WITH POWER OF SALE, that property in the County of
State of Idaho, described as follows and containing not more than ~~XXXXXX~~ twenty acres:

A tract of land located in the South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{2}$)
of Section Twenty (20) and the Northeast Quarter of the Northwest Quarter
(NE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Twenty-nine (29), all in Township One (1) South of
Range Twenty (20) East of the Boise Meridian, Blaine County, State of
Idaho, more particularly described as follows:

Beginning at a point situated N. 83° 44' E. a distance of 2519.0 feet from
the section corner common to Sections 19, 20, 29 and 30 of Township 1
South, Range 20 East, Boise Meridian; thence S. 0° 0' E. a distance of
25.0 feet; thence S. 58° 44' W. a distance of 218.4 feet along the approxi-
mate centerline of Silver Creek; thence continuing along the approximate
centerline of Silver Creek, S. 76° 50' W. a distance of 234.0 feet; thence
S. 61° 33' W. a distance of 251.1 feet along said centerline; thence
S. 47° 54' W. a distance of 134.2 feet along said centerline; thence N.
80° 39' W. a distance of 39.5 feet along said centerline; thence leaving
said centerline of Silver Creek N. 19° 18' E. a distance of 238.5 feet;
thence continuing N. 19° 18' E. a distance of 390.0 feet; thence S.

70° 42' E. a distance of 600.0 feet to the point of beginning; containing
4.5 acres, more or less.
TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority herein-
after given to and conferred upon Beneficiary to collect and apply such rents, issues and profits, for the purpose of securing
payment of the indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of

Thirty-Five Thousand and no/100----- Dollars, (\$ 35,000.00).

final payment due September 1, 1985 and to secure payment of all such further sums as may hereafter be

loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either of them, while record owner of present
interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances or ex-
penditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of
such further loans, advances or expenditures shall be optional with the Beneficiary, and provided, further, that it is the
express intention of the parties to this Deed of Trust that it shall stand as continuing security until paid for all such ad-
vances together with interest thereon.

To protect the security of this Deed of Trust, Grantor agrees:

By the execution of this deed of trust and the note secured thereby, there are hereby incorporated and made an
integral part hereof, for all purposes as though set forth herein at length, the provisions 1 to 6, inclusive, of Part A and
provisions 1 to 9, inclusive, of Part B of either of the deeds of trust, which provisions are identical in each, wherein the
Sawtooth Title Co., Inc., was Trustee which was recorded in the mortgage records in the office of the county recorder
of the following county on the respective date and in the book and page hereinafter designated:

County	Grantors	Recording Date	Book	Page
Blaine	Merwin H. Esterholdt and Teresa Esterholdt	May 17, 1965	172	634

Request is hereby made that a copy of any Notice of Default and a copy of any such Notice of Sale hereunder be
mailed to the Grantor at his address hereinbefore set forth.

Picabo, Idaho

H. GORDON ECCLES

BETTY ECCLES

STATE OF IDAHO, COUNTY OF

STATE OF IDAHO, COUNTY OF

On this 13th day of March, 19 69.

I HEREBY CERTIFY That this instrument was filed for record

INSTR

Beginning at a point S 0° 33' 18" E 37.50 feet from the NE corner of said NE 1/4 Sec 23, being the true point of beginning, thence S 89° 27' 59" E 1323.52 feet to a point on the west line of said NE 1/4; thence North 0° 32' 27" W along the west line of said NE 1/4 34.63 ft to the northwest corner thereof; thence North 89° 20' 34" E along the north line of said NE 1/4 a distance of 1323.52 feet to the place of beginning. Contains 1.10 acres more or less. Book 189 Page 465.

3773

All that portion of the NE 1/4 Sec 23, T 15 R 19 E 1/4 described as follows: Beginning at a point S 0° 33' 18" E 37.50 feet from the NE corner of said NE 1/4 Sec 23, being the true point of beginning, thence S 89° 27' 59" E 1323.52 feet to a point on the west boundary of said NE 1/4; thence S 0° 32' 27" W along the west boundary of said NE 1/4 a distance of approximately 1325.37 feet to the SW corner of said NE 1/4; thence N 89° 20' 34" E along said S boundary of said NE 1/4 a distance of 1323.52 feet to the NE corner of said NE 1/4; thence N 0° 33' 18" W along the east boundary of said NE 1/4 approximately 1282.5 feet to the point of beginning. Contains 38.90 acres.

3774

A tract of land located in the South Half of the SW 1/4 of Sec 20, and the NE 1/4 Sec 20, T 15 R 20 E 1/4 described as follows:

Beginning at a point situated 122° 19' E 127.0 ft from the SW corner of Sec 20, S 70° 42' E 658.5 ft, thence S 19° 18' E 350 feet, thence S 19° 18' W 238.5 ft; thence north 60° 39' W 45.6 ft along center line of Silver Creek, thence along the said center line of Silver Creek as follows: (N 14° 00' W 206.2 ft, N 35° 18' W 373.7 ft, thence N 55° 54' W 52.0 ft, thence N 35° 18' W 22.2 ft, Thence leaving said center line, N 19° 17' E 130 ft to the point of beginning. Contains 5.6 acres more or less. Canceled TL 1737. Book 139 Page 34.

3774-1

A parcel of land located in the SW 1/4 Sec 20 and NE 1/4 Sec 20, T 15 R 20 E 1/4 described as follows: Beginning at a point situated 122° 19' E 127.0 ft from the SW corner of Sec 20, thence S 70° 42' E 658.5 ft, thence S 19° 18' E 350 ft, along the center line of Silver Creek. Thence along the center line of Silver Creek as follows: (S 76° 30' W 234.0 ft, thence S 61° 53' W 251.1 ft, thence S 49° 54' W 134.2 ft, Thence N 60° 39' W 39.5 ft. Thence leaving said centerline of Silver Creek, (N 19° 18' E 238.5 ft, thence N 19° 18' E 350 ft, Thence S 70° 42' E 658.5 ft, to the point of beginning. Contains 1.5 acres. Cancels TL 1737. Book 139 Page 599 of 189 Book, Page 407.

RECEIVED

JUL 22 1978

STATE OF IDAHO,

County of Blaine,

Department of Water Resources
Bureau District Office

I, John H. Martin, Assessor in and for said County and State, do hereby certify that the above and foregoing is a true and correct list of tax numbers placed upon the assessment rolls and assessment plat book of said county to indicate the certain pieces of land described and shown opposite each number in the said list, in accordance with the provisions of Sec. 35, Chapter 58, Acts of the Twelfth Session of the Legislature of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand this 21 day of Nov, A. D.

19

69

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

Gordon O. Glasman, 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 23 day of August 1979, and the date of the last publication was on the 30 day of August 1979.

Subscribed and sworn to before me this 30 day of August, 1979.
(SEAL)

Robert J. Fischer

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 35

Number of Insertions 2

..... Lines tabular at 39c

35 Lines straight at 26c 9.10

35 Subsequent lines at 15c 5.25

TOTAL COST 14.35

COPY OF NOTICE

(Paste Here)

Permit 37-7790

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N
Twin Falls, Idaho 83301

NOTICE OF APPLICATION FOR WATER PERMIT

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

37-7790

Name: Eccles, Gordon
Purdy, Leonard

Address: Box 717, Picabo, Id 83348

Source: Silver Creek tributary to Little Wood River

Date Filed: 07 / 10 / 1979

Amount: 0.04 cfs

Diversion Point: NENW Sec 29 T 01S R 20E, Blaine County

Use: Irrigation (0.04 cfs) from 04 / 01 to 11 / 01

Place of Use: SESW Sec 20 T 01S R 20E NENW Sec 29 T 01S R 20E for 2 acres

Diversion Means: Submersible pump to sprinkler system

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 September 11, 1979.

C. Stephen Allred
Director

Publish: Wood River Journal--August 23, 30, 1979.

RECEIVED

SEP 11 1979

No 0940

Dept of Water Resources
Southern District Office

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

September 22, 1981

Gordon Eccles & Leonard Purdy
Box 717
Picabo, ID 83348

RE: License 37-7790

Dear Sirs,

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

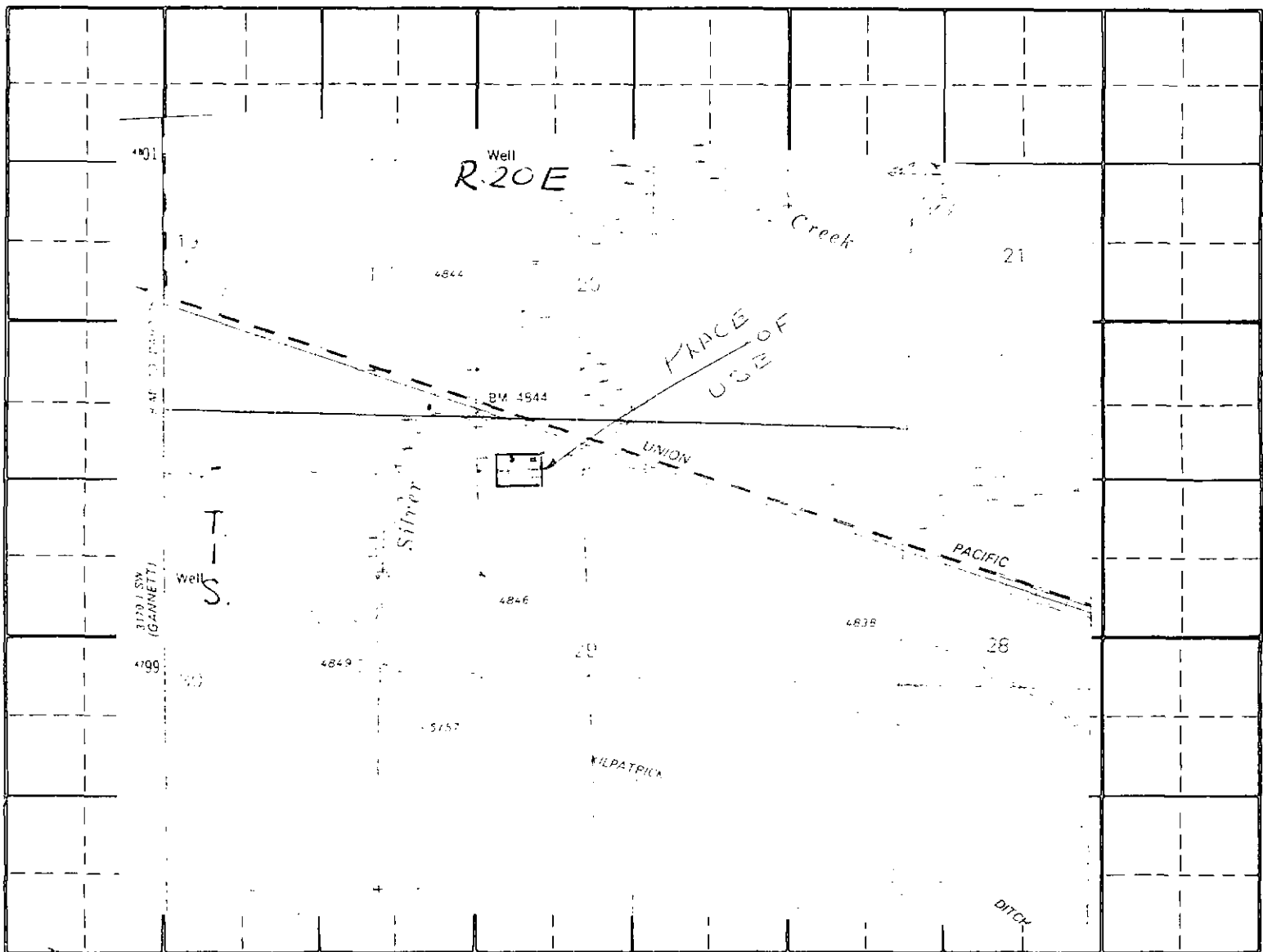
Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

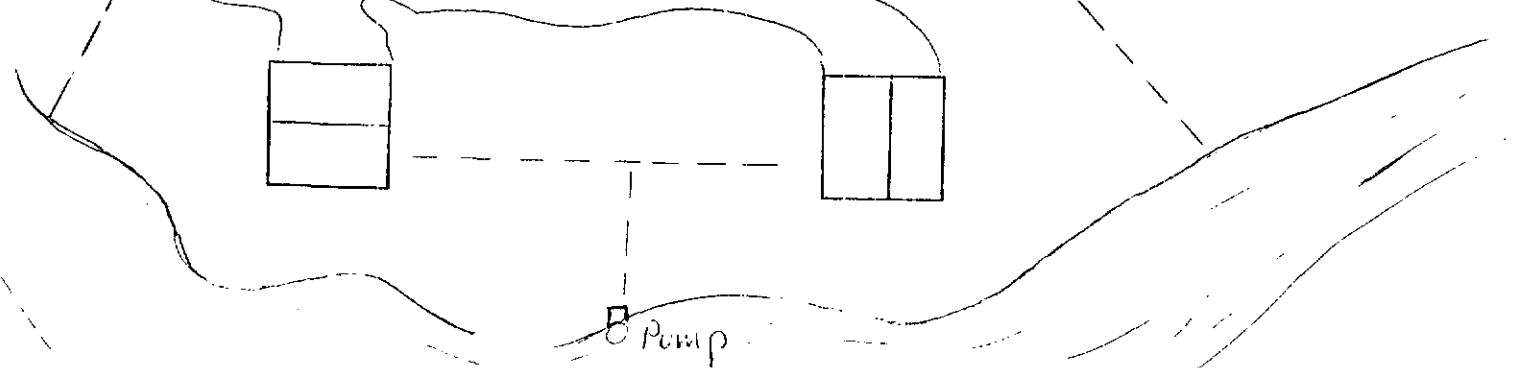
MICROFILMED

Remarks WATERMASTER HAS CONTROL OF THIS IRR.



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NE 1/4 NW 1/4, SEC. 29 T.1S. - R.20E.

Place(s) of Use

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	
1S	20E	29					1												1
		20												1					1

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

Checked by

Approved by

Date

Date

Date

09-05-1980

10-31-80

9-8-81



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

September 2, 1980

Gordon Eccles and/or
Leonard Purdy
Box 717
Picabo, Idaho 83348

Re: 37-7790

Gentlemen:

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

GLF:marya

RECEIVED
SEP 10 1980

DEPARTMENT OF WATER RESOURCES

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. 37-7790.

Name(s) of Permit Holder:

Gordon Eccles and/or Leonard Purdy

Post Office Address:

Box 717

Picabo, Idaho 83349

Home 788-2864
Tel. No. Office 788-7536

Source of Water:

Silver Creek

Extent of Use:

☒ Domestic

2

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

(acres)

☐ Other

Measuring Device:

Required?

☒ Yes

☐ No

Installed?

☐ Yes

☒ No

Access Port:

Required?

☐ Yes

☒ No

Installed?

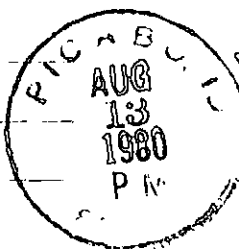
☐ Yes

☐ No

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

8/13/80
Date

Gordon Eccles
Signature of Permit Holder



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

POSTAGE
PAID
BY
PERMIT NO. 100
BOISE, IDAHO

AUG 14 1980

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

ECCLES, GORDON &/OR PURDY, LEONARD
BOX 717
PICABO, ID 83348

138343

JULY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7790 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1980. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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

ENCLOSURES

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

September 21, 1979

Gordon Eccles
Leonard Purdy
Box 717
Picabo, Idaho 83348

Dear Mr. Eccles, & Mr. Purdy,

RE: Permit No. 37-7790

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

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

APPLICATION FOR PERMIT TO A WATER RIGHT

NO. 37-7790

RECEIVED

AUG 15 1979

RECOMMENDATION OF WATERMASTER

I, Reid J Newby, watermaster of Silver Creek,
of Water District No. 37-M, County of Blaine, State of Idaho,
whose address is Box T Shoshone, Idaho 83352

have read the attached copy of the application for permit for Gordan Eccles
&/or Leonard Purdy, and to the best of my knowledge believe the
(name)
application to be true.

A. I hereby endorse the above numbered Application for Permit and re-
commend that the Director of the Department of Water Resources approve the
Application subject to the following reasons: _____

OR

B. I do not endorse approval of the above numbered Application for
Permit as requested for the following reasons: _____

Dated at Shoshone, Idaho, this 10 day of August, 1979.

Reid J Newby
(signature)

Please use reverse side if needed.

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:

32-2290-

ECCLES, GORDON
PURDY, LEONARD

BOX 717, PICABO, ID 83348

Source: SILVER CREEK tributary to LITTLE WOOD RIVER

Date Filed: 07/10/1979

Amount: 0.04 CFS

Diversion Point: NENW Sec 29 T 01S R 20E, BLAINE Co.

Use: IRRIGATION *change to 20* (0.04 CFS) from 04/01 to 11/01

Place of Use: SESW Sec 02 T 01S R 20E NENW Sec 29 T 01S R 20E
FOR 2 ACRES

Diversion Means: SUBMERSIBLE PUMP TO SPRINKLER SYSTEM

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 SEPTEMBER 11, 1979.

C. STEPHEN ALLRED

Director

Published 8/23 & 8/30/79.

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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

37-7790

Name: Eccles, Gordon

Purdy, Leonard

Address: Box 717, Picabo, Id 83348

Source: Silver Creek tributary to Little Wood River

Date Filed: 07/10/1979

Amount: 0.04 cfs

Diversion Point: NENW Sec 29 T 01S R 20E, Blaine County

Use: Irrigation (0.04 cfs) from 04/01 to 11/01

Place of Use: SESW Sec 02 T 01S R 20E in NW Sec 29 T 01S R 20E for 2 acres

Diversion Means: Submersible pump to sprinkler system

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 September 11, 1979.

C. Stephen Allred
Director

Publish: Wood River Journal--August 23, 30, 1979.

*made as changed
mureya
(20) 8/15/79*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 8, 1979

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 billings to this office before SEPTEMBER 11, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
AUG 14 1979
WATER RESOURCES
DIVISION



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

August 7, 1979

Mr. Reid Newby
Watermaster
Box T
Shoshone, Idaho 83352

Re: Application for Permit No. 37-7790 - Gordon Eccles &/or Leonard Purdy

Dear Mr. Newby:

Enclosed is a copy of the above referenced Application for Permit. Please review the application and submit any comments you may have.

If you have any questions regarding the application, please contact this office.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED
AUG 14 1979
TWIN FALLS, IDAHO

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

ECCLES, Gordon

INITIAL REVIEW BY: JE Stanton

APPLICATION NUMBER: 37-7790

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

- ☐ 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.

*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.

Copies sent by: _____ Date: _____

☒ Other Watermaster Reid Newby

Mary A 8/7/79

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No

Platted by: JS Map No. Y-76

Other rights on same place of use. None recorded

- ☒ Yes ☐ No*

In form for advertising. 9/11/79

Final date for protests: 9/11/79

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/11/79
☒ 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

7/10/79

Date of priority recommended.

Special conditions of approval or cover letter.

See Attached recommended Conditions

By: ADM

Date: 9/14/79

STATE OFFICE REVIEW:

04,
05 (37m, Little Wood River)
010 - IDAHO POWER letter w/ conclusion

- ☐ See attached sheet for more information.

By: Juni

Date: 9/21/79

RECEIVED
SEP 19 1979

RECOMMENDEDCONDITIONS OF APPROVAL

1. For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

X 2. ~~A measuring device~~ ^{& Controlling works} of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. ^{& the watermaster}

(TO BE USED WITH THE WATERMASTER CONDITION ONLY)

3. Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

5. The issuance of this permit in no way grants any right-of-way or easement across the land of another.

X 6. Use of water under this permit is subject to control by the watermaster of State Water District No. 37-M, Little Wood River. & Trib.

7. The maximum rate of diversion shall not exceed _____ cubic feet per second.

8. The permit shall not be assigned or sold without first securing the written approval of the Department of Water Resources.

9. This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

10. Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

11. Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial users.

12. Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

13. The proposed well shall not be drilled within _____ feet of another well.

14. The permit holder must obtain adequate supplemental water for the irrigation season that natural flow is not available.

15. Water shall not be diverted under this permit unless the flow of the Snake River at the U. S. Geological Survey stream gaging station at Murphy exceeds 3,300 c.f.s. and at Weiser exceed 4,750 c.f.s.

16. That should the use of the water on this permit reduce the quality of water available to prior water rights and make it unusable to satisfy the prior appropriations, then the diversion under this permit must cease.

17. There is not sufficient water available in the _____ River and tributaries that is not appropriated by prior water rights.

18. OTHER _____

RECEIVED