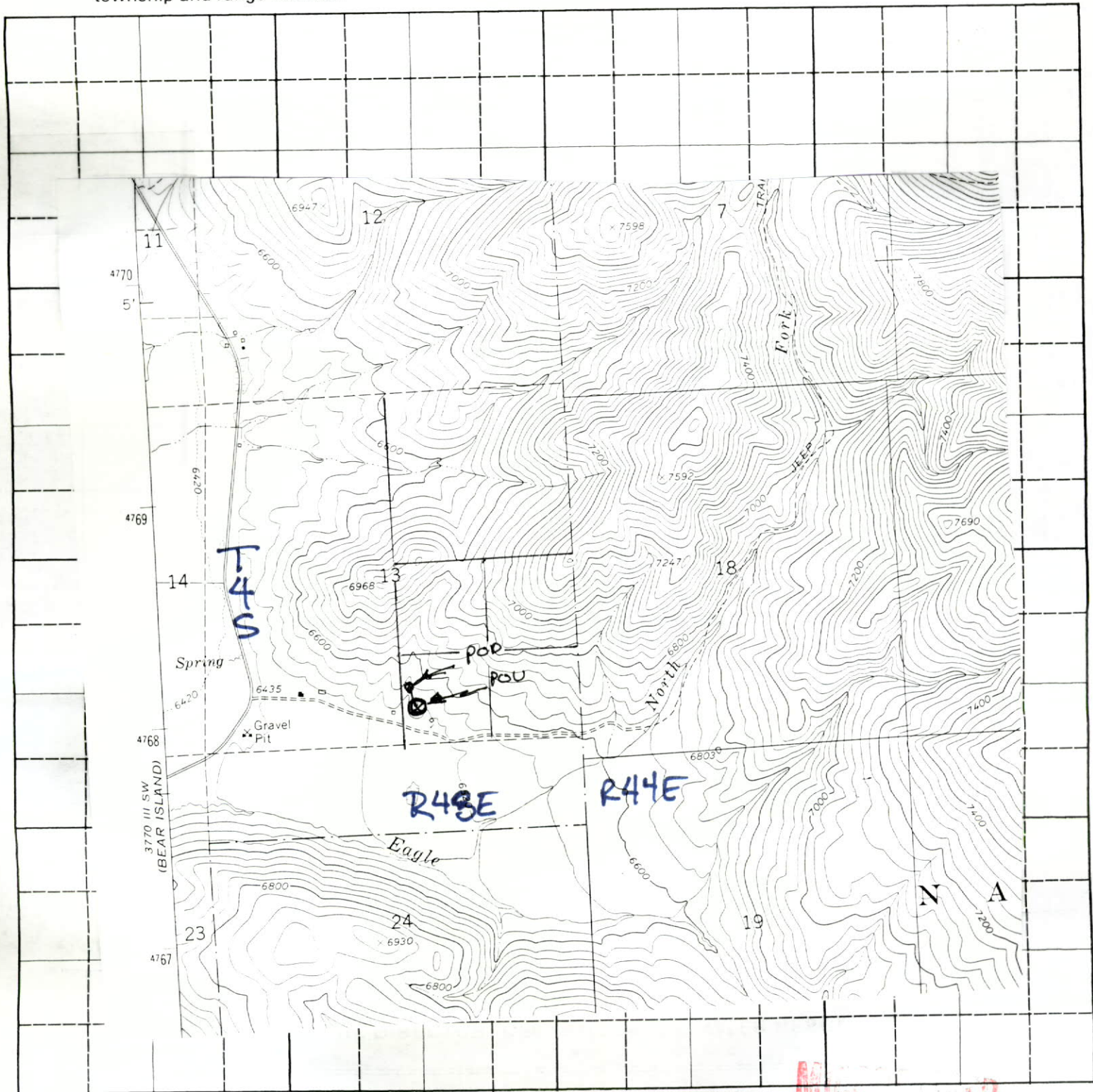


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Ewart L. Muir
(Applicant)

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of September, 1988, last publication having been made on the 22nd day of September, 1988, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 27th day of September, 1988.

Notary Public

My commission expires September 30, 1994.

B10

**NOTICE OF APPLICATION
FOR WATER RIGHT**
The Following application(s) have been
filed to appropriate the public waters of the
State of Idaho: 25-07435
MUIR, EWART G.
MUIR, LORRI
55 EAGLE CREEK ROAD
WAYAN, ID 83285
Source: SPRING Tributary: EAGLE
CREEK
Diversion Pt: NWSWSE Sec 13 T 04S R
43E
Use: DOMESTIC (.040 CFS)
Date Filed: 8/17/1988
In: T04S R43E S13 SWSE
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, 150 Shoup Ave., Suite 15, Idaho
Falls, Idaho 83402 on or before OCTOBER
3, 1988.
R. Keith Higginson, Director
Published: September 15, 22, 1988

DEC 19 1988

SEP 30 1988

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 13 1993

Department of Water Resources

A. GENERAL INFORMATION

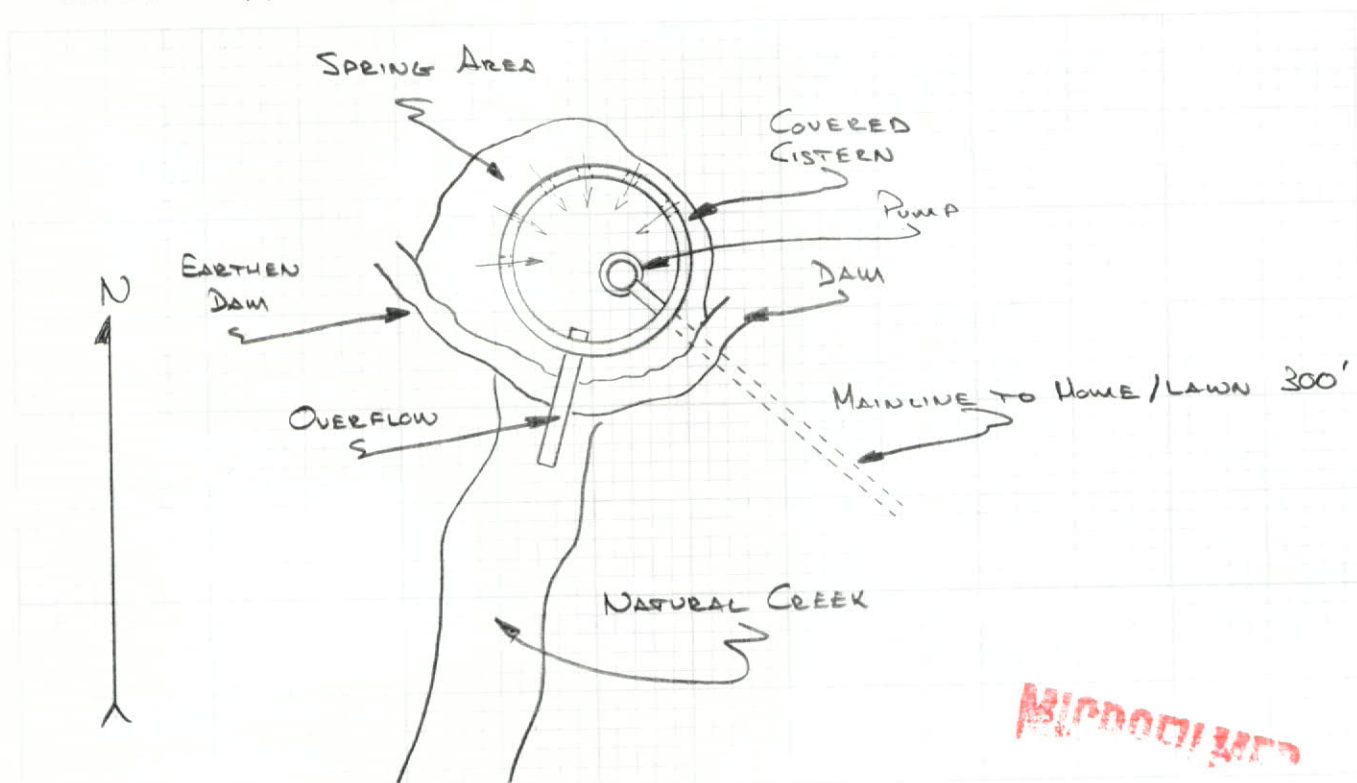
1. Owner: EWART G. OR LORRI MUIR Permit No. 25-07435
Current Address: 55 EAGLE CREEK RD., WAYAN, ID 83285 Phone No. (208) 574-2233
2. Accompanied by: EWART MUIR EXAM. DATE: 10-8-91
Address: SAME Phone No. SAME
Relationship to Permit Holder: HOLDER
3. Source: UNNAMED SPRING tributary to EAGLE CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A ☐ Copies Attached
2. Other water rights with same point of diversion: N/A ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

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

Microfilm

JAN 10 1994

Topographic map showing contour lines and grid lines. Handwritten annotations include:

- R43E R44E** (top center)
- T4S** (center right)
- T4S R43E** (bottom left)
- P/D** (red, bottom center)
- P/U** (blue, bottom center)
- Eagle** (bottom center)
- Spring** (left center)
- Gravel Pit** (left center)
- 25-7435** (large yellow box, bottom right)
- JAN 10 1994** (red stamp, bottom right)

Contour lines are labeled with elevations: 6600, 6800, 6900, 6947, 6968, 6930, 7000, 7200, 7400, 7598. Grid lines are labeled with numbers: 11, 12, 13, 14, 18, 19, 23, 24, 25. A vertical line on the left is labeled '3770 III SW (BEAR ISLAND)' and '4770 5' 4769 4768 4767'.

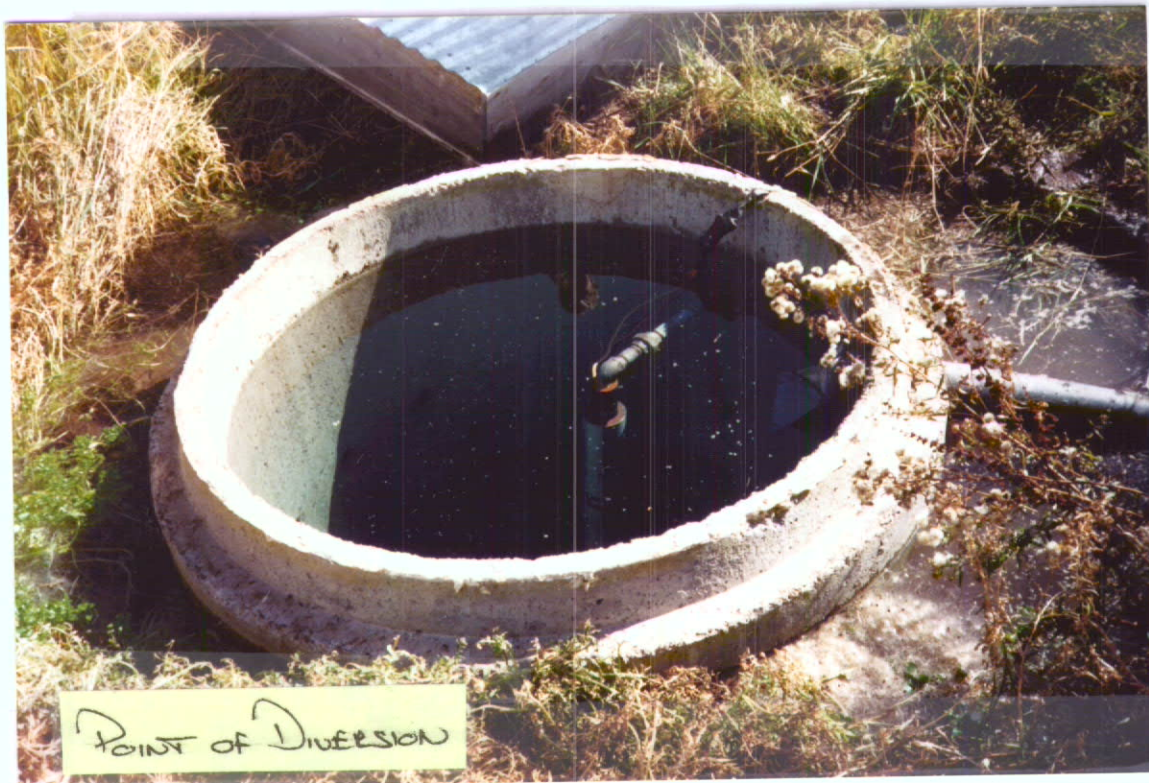
T
4
S

T4S
R43E

Eagle

JAN 10 1994

25-7435



25-07435

JAN 10 1994

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

APR 29 1996

Please print or type
(see instructions on back of page)

Department of Water Resources
Eastern Region

DATE OF CLOSING: 4-26-96

RECEIVED

MAY 2 - 1996

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 4 SOUTH Range 43 EAST
Section 13, SW 1/4 of SE 1/4 of 1/4 Govt. Lot, BM.
Lot, Block, Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR: 25-07435

☒ Name and Address of Former Owner/Claimant(s)(Seller):
EWART G. MUIR AND LORRI MUIR
2090 MEPPEN DR.
IDAHO FALLS, IDAHO 83401

☒ New Owner/Claimant (Purchaser):
WILLIAM H. PYLE AND BLYTHE L. BROWN

☒ New Mailing Address:
55 Eagle Creek Rd.
Wayan, Id. 83285

☐ New Telephone Number: () -

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☒ Attach proof of ownership, describe proof attached: COPY OF WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s): William H. Pyle Date 4-26-96
Blythe L. Brown Date 4-26-96

☒ Signature of Former Owner/Claimant(s): Ewart G. Muir Date 4-26-96
Lorri Muir Date 4-26-96

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:

Further Action Needed:

Further Action Taken
Date: By:

Final Review and Data-Entry
Date: By:

Claim Numbers of Split, if any:

MAILED 88
MAY 21 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

DELETED
This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

separate retain to maintain

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsit or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 25-07435

Priority: August 17, 1988

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that LORRI MUIR
EWART G MUIR

55 EAGLE CREEK RD
WAYAN ID 83285

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 17, 1988; and
has submitted Proof of Beneficial Use on July 13, 1989. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to EAGLE CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 13, Township 04S, Range 43E
BONNEVILLE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

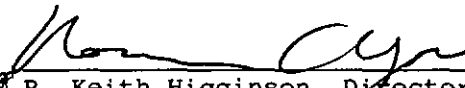
04S 43E 13

SWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this right is subject to control by the watermaster of State Water District No. 01.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 23RD
day of DECEMBER, 1993.

Acting for  R. Keith Higginson, Director

JAN 10 1994



STATE OF IDAHO

no enclosed K&L
Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received N
Date 6/13/89
Receipt # _____
Receipt by SC
Reviewed by SC
Sent to region ✓

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

Permit No. 25-07435

Name(s) of Permit Holder: EWART G. OR LORRI MUIR

Post Office Address: 55 EAGLE CREEK ROAD WAYAN, IDAHO 83285

Telephone No. 574-2233

Source of Water: SPRING WITH A BOX AND PUMP WITH 300' PIPE TO HOUSE

Extent of Use:

Domestic X/1 (number of households) Stockwater _____ (number and type of stock)
Irrigation _____ (acres) Other/Remark _____

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

Show the date water was first diverted and beneficially used under this permit: July 20, 1984

Measuring Device: Required? Yes X No
Installed? Yes X No

Fee enclosed \$ 0
(See License Examination Fee Schedule)

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

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

EWART G. MUIR OR LORRI MUIR 574-2233
(Name) (Telephone Number)

55 EAGLE CREEK ROAD WAYAN, IDAHO 83285
(Address)

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

7/11/89 Ewart G. Muir AUG 16 1989
Date Signature of Permit Holder (and title, if appropriate)

REPRODUCED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 25-7435

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant EUGENE G. OR LORRI ~~LEE~~ MUIR Phone 225-9861 Business.
574-2233 Home
Post office address 55 EAGLE CREEK ROAD, WAYAN WAYAN, ID. 83285
2. Source of water supply SPRING which is a tributary of EAGLE CREEK
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$; Govt. Lot _____
Sec. 13 Township 4S Range 43E B.M. BONNEVILLE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. SPRING BOX w/ PUMP TO
PIPELINE 300' TO SINGLE HOME.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
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).

DEC 19 1988

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. 1
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
4S	43E	13															D		

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? APPLICANT

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

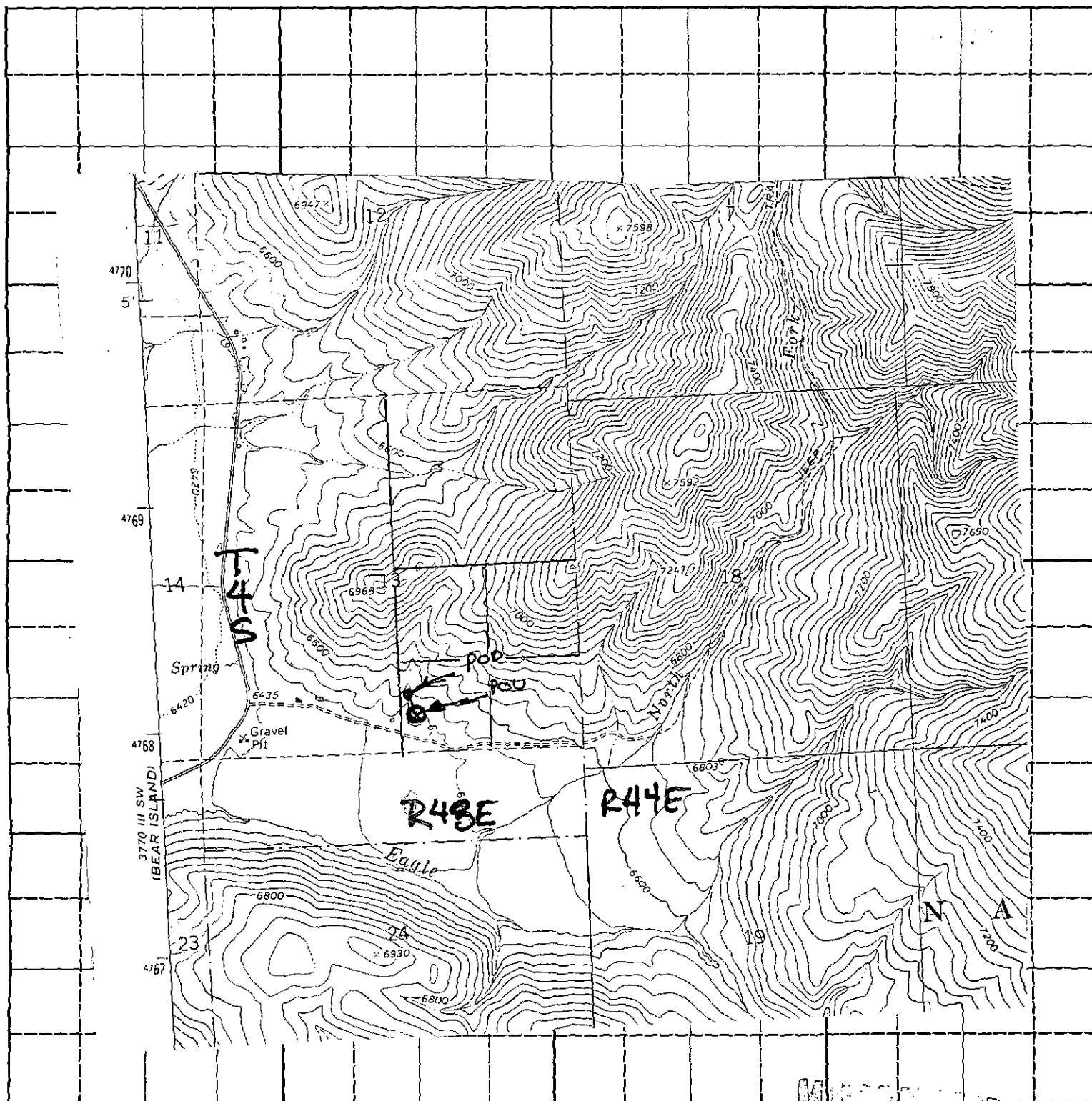
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: THIS SYSTEM WAS USED IN HOME ON ORIGINAL HOME-STEAD. THIS HOME ABANDONED IN 1959. APPLICANTS BUILT NEW HOME ON SITE IN 1984 AND ~~HAD~~ DEVELOPED SPRING FOR IN-HOUSE USE.

MICROFILMED

DEC 19 1988

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



Scale: 2 inches equal 1 mile.

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

Ewart L. Muir
(Applicant)

Assist By EG

Proposed Priority 8/17/88

Received by EG Date 8/17/88 Time 1556 Preliminary check by KCW
Fee \$ 30.00 Received by EG # E001378 Date 8/17/88
9-15 + 9-22-88
Publication prepared by dog Date 9-9-88 Published in Post-Register
Publication approved (u) Date 10-03-88

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. 25-7435, 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 December 1, 19 89.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. 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:

Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Snake River.

Witness my hand this 28th day of November, 1988.

A. Glen Saylor

RECEIVED
FILMED

DEC 19 1988

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of September, 1988, last publication having been made on the 22nd day of September, 1988, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 27th day of September, 1988.

Notary Public

My commission expires September 30, 1994.

B10

NOTICE OF APPLICATION FOR WATER RIGHT

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

25-07435

MUIR, EWART G.

MUIR, LORRI

55 EAGLE CREEK ROAD
WAYAN, ID 83285

Source: SPRING Tributary: EAGLE
CREEK

Diversion Pt: NWSWSE Sec 13 T 04S R
43E

Use: DOMESTIC (.040 CFS)

Date Filed: 8/17/1988

In: T04S R43E S13 SWSE

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, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402, on or before OCTOBER 3, 1988.

R. Keith Higginson, Director

Published: September 15, 22, 1988

DEC 19 1988

SEP 30 1988

Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 1996

William H. Pyle &
Blythe L. Brown
55 Eagle Creek Rd.
Wayan, ID 83285

RE: Water Right License No. 25-07435

Dear Water Right Holders:

Thank you for providing the department with documentation to show the recent change of water right ownership. We have placed this documentation in the water right file and have updated our computer records accordingly.

The previous owner may not have given you a copy of the water right license issued for use of water on the property you now own. Therefore, I am enclosing a copy of the license for your information and personal records.

If you have any questions or concerns, give me a call.

Sincerely,

A handwritten signature in cursive script that reads 'Sharla Curtis'.

SHARLA CURTIS
Water Right Permits Section

Enclosure

RECEIVED
MAY 21 1996

Warranty Deed

For Value Received

EWART G. MUIR AND LORRI HAYES MUIR, HUSBAND AND WIFE

the grantor S, do hereby grant, bargain, sell and convey unto

WILLIAM H. PYLE AND BLYTHE L. BROWN, HUSBAND AND WIFE

whose current address is

55 EAGLE CREEK RD, WAYAN, IDAHO 83285

the grantee S, the following described premises, in BONNEVILLE County Idaho, to wit:

Township 4 South, Range 43, East of Boise Meridian, Bonneville County, Idaho, Section 13, Southwest Quarter Southeast Quarter.

EXCEPTING THEREFROM: Beginning at the Northwest Corner of Southwest Quarter Southeast Quarter, in said Section; thence South 872 feet; thence South 67°42' East 245.1 feet; thence South 65° East 198.3 feet; thence Northeast to a point which is 676 feet, more or less, from the point of beginning; thence West 676 feet to the point of beginning.

TOGETHER WITH: 1984 MARLETTE ANN MANUFACTURED HOME
28' X 66'

SUBJECT TO: ALL EXISTING PATENT RESERVATIONS, EASEMENTS, RIGHTS-OF-WAY, PROTECTIVE COVENANTS, ZONING ORDINANCES, AND APPLICABLE BUILDING CODES, LAWS AND REGULATIONS.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, THEIR heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee S, that they ARE the ownerS in fee simple of said premises; that they are free from all incumbrances

and that They will warrant and defend the same from all lawful claims whatsoever.

Dated: APRIL 26, 1996

Ewart G. Muir
EWART G. MUIR

Lorri Hayes Muir
LORRI HAYES MUIR

STATE OF IDAHO, COUNTY OF BONNEVILLE

On this 26TH day of APRIL, 1996
before me, a notary public in and for said State, personally appeared

EWART G. MUIR AND LORRI HAYES MUIR

known to me to be the person whose name S ARE
subscribed to the within instrument, and acknowledged to me that
THEY executed the same.

THEY

Pamela M. Harku
Notary Public

Residing at IDAHO FALLS, Idaho
Comm. Expires 01-23-01

RECORDED
MAY 21 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 23, 1993

LORRI MUIR
EWART G MUIR
55 EAGLE CREEK RD
WAYAN ID 83285

RE: WATER RIGHT NO. 25-07435

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JAN 10 1994

LICENSE REVIEW CHECKLIST

Permit # 25-7435

Date 12/15/93

Cindy Zimmerman

NAME	Yes	No	Or Address Change?
	<u> </u>	<u> ✓ </u>	
PRIORITY DATE		<u> ✓ </u>	Advance? <u> </u> Advanced to: <u> </u>
<u>8/17/88</u>	<u> </u>	<u> </u>	Order to Reinstate Needed? <u> </u>
	<u> </u>	<u> </u>	Incorrect Fee for rate recommended? <u> </u>
SOURCE		<u> ✓ </u>	Changes? Clarification of Originally
<u>Spring/Eagle Cr.</u>	<u> </u>	<u> </u>	Intended source <u> </u>
	<u> </u>	<u> </u>	Notice of Intent to Void - Source change. <u> </u>
P/D		<u> ✓ </u>	Amendment Needed? <u> </u>
<u>SWSE</u>	<u> </u>	<u> </u>	Overlap(s) <u> </u>
P/U		<u> ✓ </u>	Amendment Needed? <u> </u>
	<u> </u>	<u> </u>	Overlap(s) <u> </u>
TOTAL CFS	<u> ✓ </u>	<u> </u>	Measurement Done? <u> </u>
<u>.04</u>	<u> </u>	<u> </u>	<u>Bucket, 5 gal. with stopwatch.</u>
	<u> </u>	<u> </u>	<u>Examiner states not reliable as much seepage around</u>
	<u> </u>	<u> </u>	<u>cistern overflow at spring.</u>
	<u> </u>	<u> </u>	System Capacity <u>.04</u>
	<u> </u>	<u> </u>	Allowable Amount: <u>.04</u>
TOTAL VOLUME	<u> </u>	<u> </u>	Season of Use: <u> </u>
<u>1.2</u>	<u> </u>	<u> </u>	Calculations: <u> </u>
	<u> </u>	<u> </u>	<u> </u>
	<u> </u>	<u> </u>	Flow limit: <u> </u> x <u> </u> x 1.9835 = <u> </u>
USES		<u> ✓ </u>	Change(s) in Nature of Use? <u> </u>
<u>Dom/1</u>	<u> </u>	<u> </u>	Amendment Needed? <u> </u>
REMARKS		<u> ✓ </u>	Multiple P/Ds in 1/4 1/4? <u> </u>
	<u> </u>	<u> </u>	Special Overlap <u> </u>
	<u> ✓ </u>	<u> </u>	Other <u>Dom/1 @ .005</u>
CONDITIONS		<u> ✓ </u>	Measure/Lock Devices <u>6/13/89</u> Proof Rc'd
<u> ✓ </u>	<u> </u>	<u> </u>	W/Master Control <u> </u> Water Dist
	<u> </u>	<u> </u>	Irrigation Overlap <u>8/17/88</u> App Rec'd
	<u> </u>	<u> ✓ </u>	Water Quality <u>10/8/91</u> Exam Made

COMMENTS:

RECOMMENDED

CFS

DIV VOL

Dom/1

.04

1.2

LICENSE ✓

1ST AMEND LETTER

2ND AMEND LETTER

WR0749NP
No. 125-07435

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

DATE: 12/20/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LORRI MUIR	08/17/1988	DOMESTIC	01-01 12-31	0.04 CFS	1.2 AFA
C	EWART G MUIR					
	55 EAGLE CREEK RD			TOTAL DIVERSION:	0.04 CFS	1.2 AFA
	WAYAN ID 83285					
	(208) 574-2233					

Water Source: SPRING

Tributary to: EAGLE CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T04S R43E S13 SW SE

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
04S	43E	13	:					:					:					:					:
			:					:					:					:					:

Pou County: BONNEVILLE

Other Rights: NONE

Conditions of Approval:

- 005 - Use of water under this right is subject to control by the
- watermaster of State Water District No. 01.

Remarks: Domestic use is for 1 home.

Dates:	App. Received:	08/17/1988	Priority Date:	08/17/1988
	Proof Due Date:	12/01/1989	Proof Made Date:	07/13/1989
	Exam Made Date:	10/08/1991	Exam Sent to S.O.:	12/10/1993
	Licensed Date:			

Misc: Water District Number: 01 Field Exam Fee: N (Not Required)

Audit: 12/20/93 ZIMMERMA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 13 1993

Department of Water Resources

A. GENERAL INFORMATION

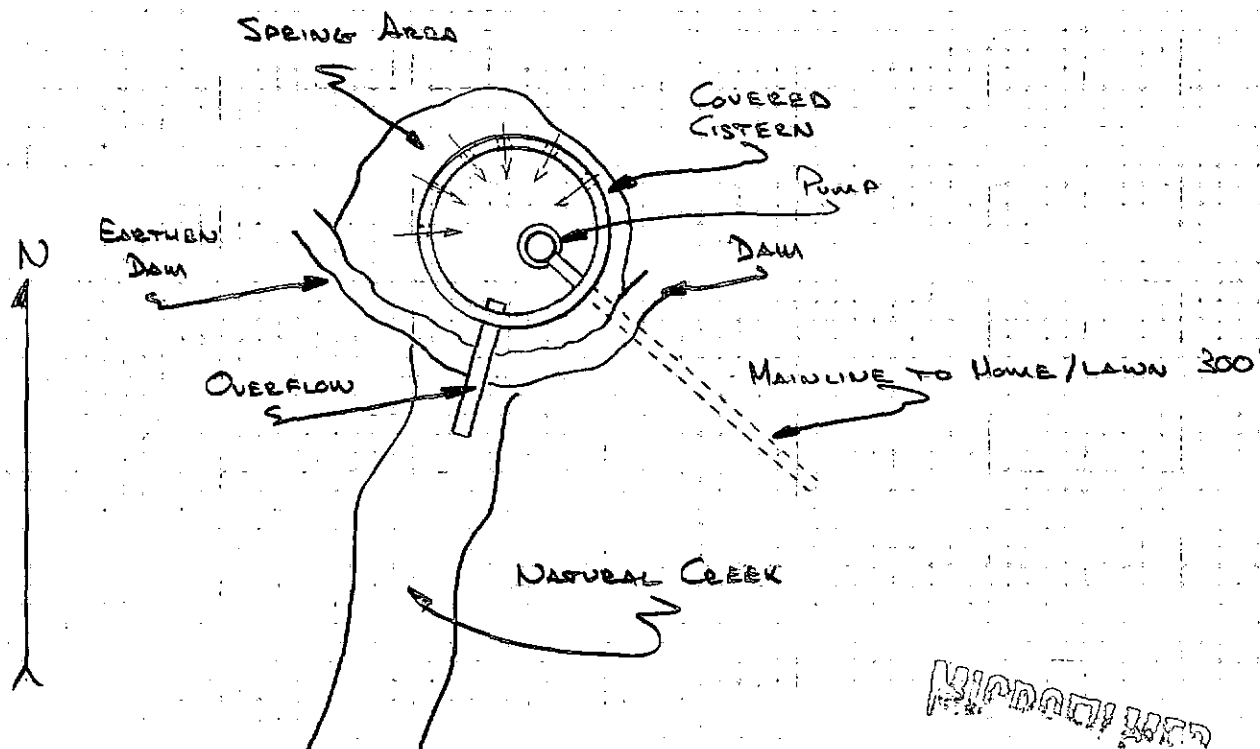
Permit No. 25-07435
1. Owner: EWART G. or LOREI MUIR Phone No. (208) 574-2233
Current Address: 55 EAGLE CREEK RD., WAYAN, ID 83285
2. Accompanied by: EWART MUIR EXAM. DATE: 10-8-91
Address: SAME Phone No. SAME
Relationship to Permit Holder: HOLDER
3. Source: UNNAMED SPRING tributary to EAGLE CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A
☐ Copies Attached
2. Other water rights with same point of diversion: N/A
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____

WILLIAM W. WEAVER

JAN 10 1994

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

System Description (continued)

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

CISTERN IN SPRING WITH OVERFLOW, SUBMERSIBLE PUMP WITH 1" MAIN-
LINE TO SINGLE FAMILY DOMESTIC DWELLING WITH LAWN. MEASUREMENT
TAKEN ON OVERFLOW PIPE, HOWEVER THERE WAS LARGE AMOUNTS OF
SEEPAGE AROUND CISTERN, NO OTHER MEASUREMENT POSSIBLE

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	SEARS	1 HP	MODEL 40/60		

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	SE	13	4S	43E	BONNEVILLE	USGS, NAPP 318-125 (9-10-87)

6. **Place(s) of Use:**

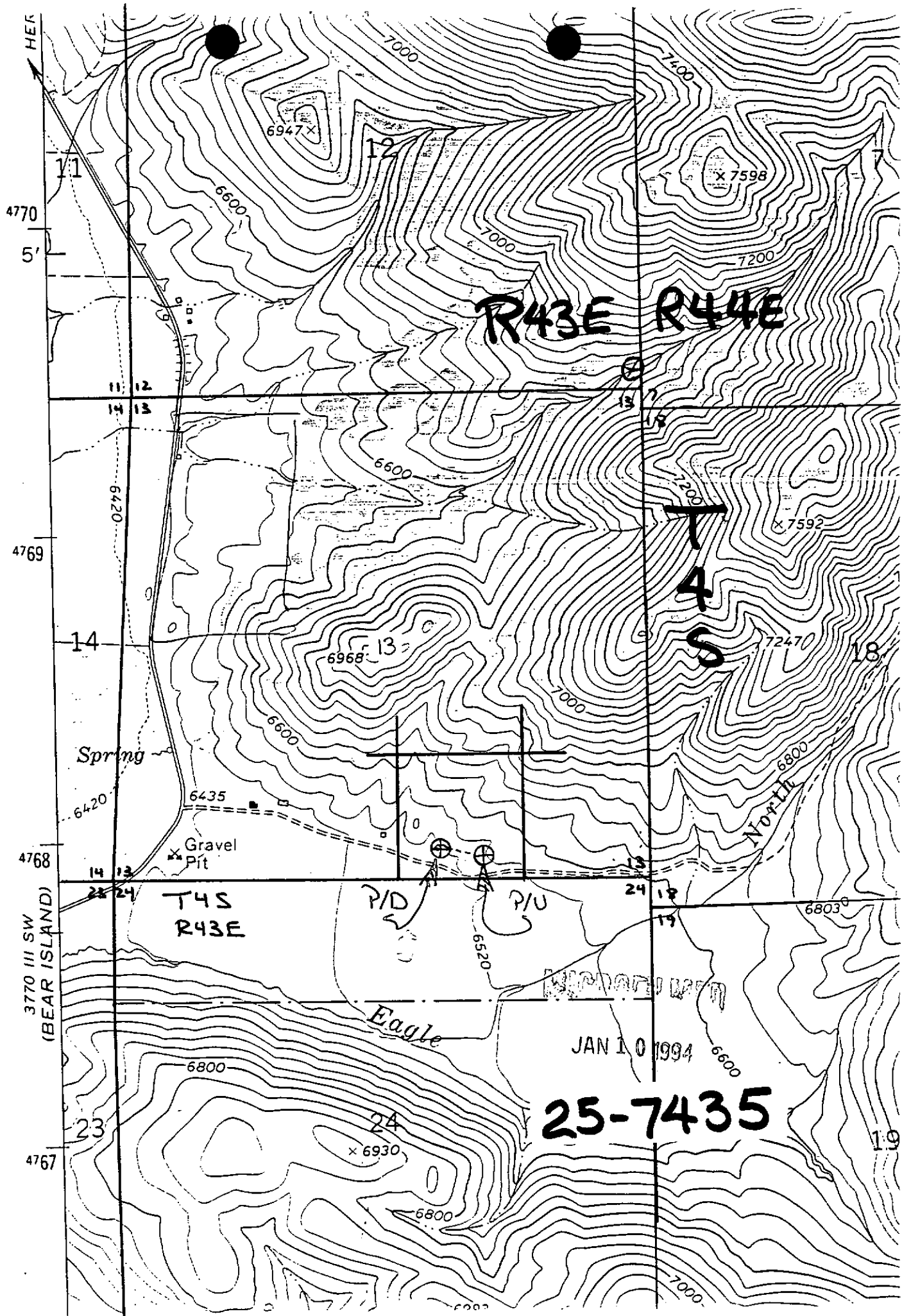
Indicate Method of Determination _____

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	
4S	43E	13																D	

Do not use this space

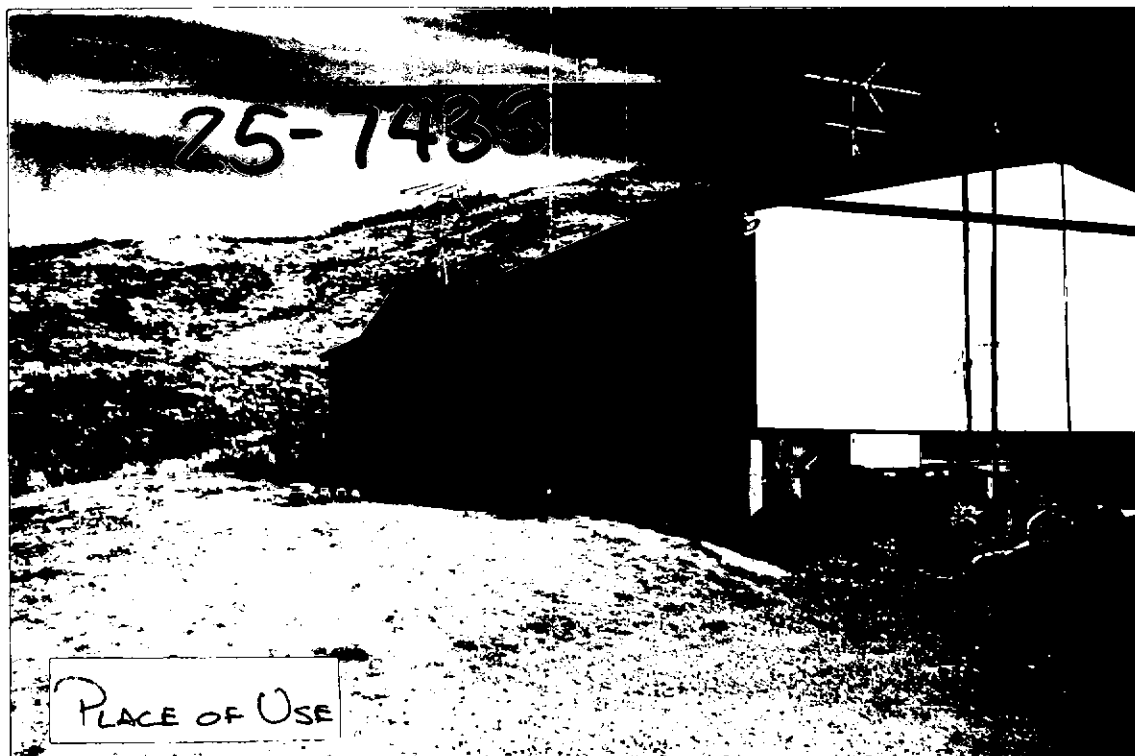
JAN 10 1994

25-07435





POINT OF DIVERSION



PLACE OF USE

25-07435

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
BUCKET	RUBBER	CAL-STORE SPECIAL			5 GAL	
STOPWATCH						

2. Measurements:

BUCKET + STOPWATCH ON OVERFLOW TUBE 1 GALLON IN 3 MIN 10 SEC.

* NOT GOOD MEASUREMENT * LOTS OF SEEPAGE AROUND CISTERN

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

1 GALLON IN 3'10" = 0.3157 GPM

450 GPM = 1 CFS $0.3157 / 450 = 0.0007$ CFS

2. Alternate Method for Checking Purposes:

RECOMMEND MINIMUM DOMESTIC = 0.02 CFS

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

DE MINIMUS ONE HOME w/ LAWN 1.2 ACF

RECORDED

JAN 10 1994

[illegible]

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1/1	12/31	0.02	1.20
		Totals:	0.02	1.20

☒ 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

Field Examiner's Name Paul R. Meyer
Signature [Signature]
Certification Date _____
Field Report Preparation Date 6-8-92

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

MILORDI MED

JAN 10 1994

August 9, 1989

Permit No. 25-7435

Ewart G. or Lorri Muir
55 Eagle Creek Rd.
Wayan, ID 83285

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161, or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,

KEITH C. WILSON
Sr. Resource Agent

KCW:lk

RECEIVED
AUG 16 1989

AUG 16 1989

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
December 5, 1988

EWART G. MUIR
LORRI MUIR
55 EAGLE CREEK RD.
WAYAN, ID 83285

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 25-07435

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.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

MICROFILMED
DEC 17 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

September 14, 1988

Ewart or Lorri Muir
55 Eagle Creek Road
Wayan, ID 83285

RE: Application for Permit No. 25-07435

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 25-07435. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Post-Register. The advertisement will be published for two consecutive weeks, and 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.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

EC/dg

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DEC 1 9 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 9, 1988

THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

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 OCTOBER 3, 1988.

Yours truly,

Deena Green
Secretary

Encl.

MICROFILMED

DEC 19 1988

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED

DEC 19 1988

25-07435

MUIR, EWART G.
MUIR, LORRI
55 EAGLE CREEK ROAD
WAYAN, ID 83285

Source: SPRING

Tributary: EAGLE CREEK

Diversion Pt: NWSWSE Sec 13 T 04S R 43E

Use: DOMESTIC (.040 CFS)

Date Filed: 8/17/1988

In: T04S R43E S13 SWSE

MICROFILMED

DEC 19 1988

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, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before OCTOBER 3, 1988.

R. Keith Higginson, Director

Published 9/15/1988 & 9/22/1988

UNRECORDED

DEC 19 1988