

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 21 1992
Department of Water Resources

A. GENERAL INFORMATION

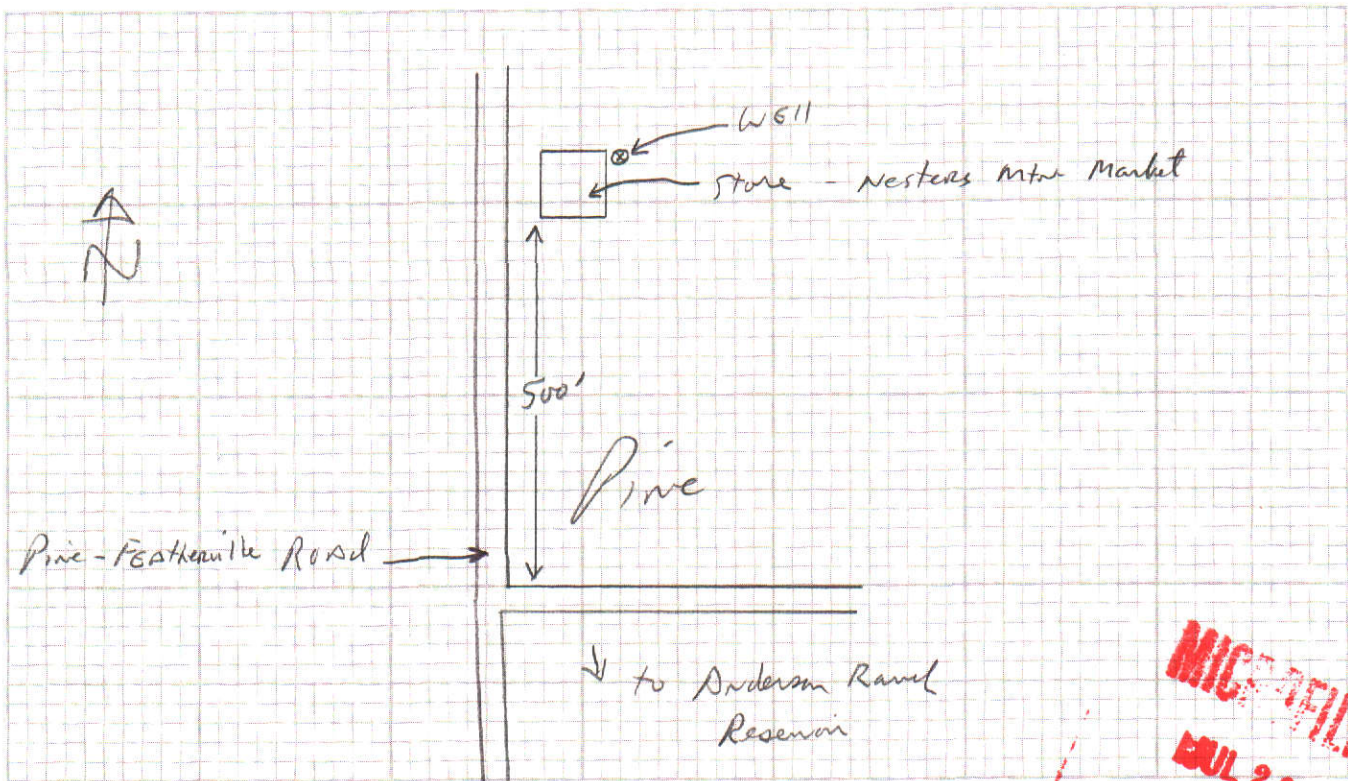
1. Owner: MERRILL C. & Jacqueline Elsworth Permit No. 63-11083
Current Address: HC 87 Box 210 Pine, Id. 83647 Phone No. 653-2223
2. Accompanied by: no one per arrangement with owner (8/10/91 telecon) EXAM. DATE: 8/15/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: as in pld plus 63-04811 ☐ Copies Attached
2. Other water rights with same point of diversion: 63-04804 -04809 -09757 ☐ Copies Attached ☐ Copies of Field Exam's Attached N/A

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" = 1/2 mile

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JUL 29 1992

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).

634

20'

635

FEATHERVILLE 10 MI.
2971 III SE
(FEATHERVILLE)
R 9 E R 10 E

637

17'30"

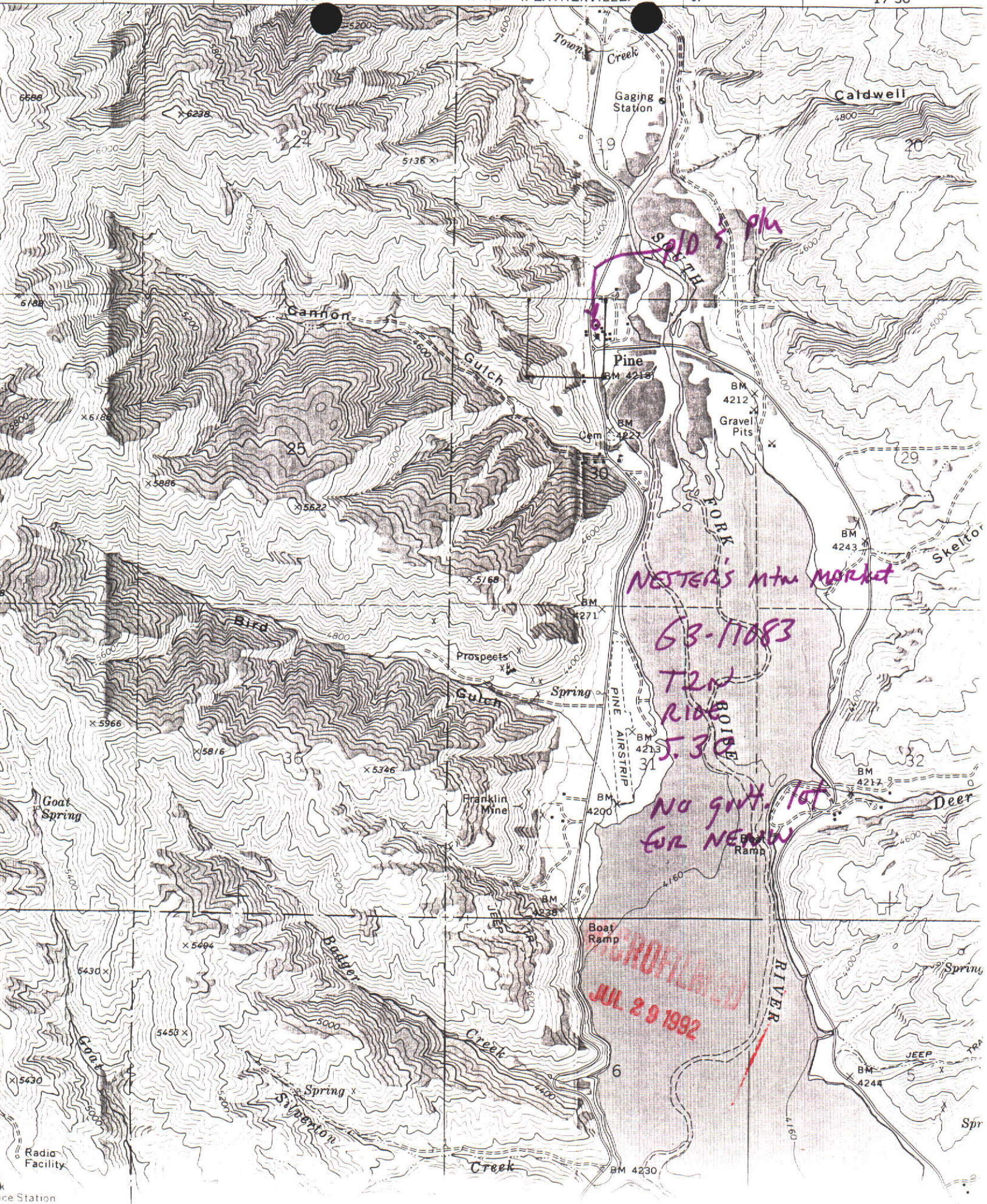




PHOTO ONE-

P/O Well located on NE corner of
Bldg; temporary repair work around casing
(not improper well construction)



Well behind this
corner of Bldg.

PHOTO TWO-

P/U Looking East at Nester's Mtn. Market
at Pine.

REFILMED

JUL 29 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-11083

Priority: November 24, 1989 Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 0.1 AF

This is to certify, that MERRILL C ELSWOOD
JACQUELINE ELSWOOD

HC 87 BOX 220
PINE ID 83647

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 24, 1989; and has submitted Proof of Beneficial Use on February 15, 1991. An examination indicates that the works have a diversion capacity of .040 cfs of water from a **GROUNDWATER** 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>
COMMERCIAL	01/01 to 12/31	0.04 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 30, Township 02N, Range 10E
ELMORE County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

02N 10E 30 NENW

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. Commercial use is for a snowmobile dealership, convenience store and gas station.

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 15th day of July, 1992

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JUL 29 1992

Acting for R. Keith Higginson, Director

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11083

Proposed Priority: November 24, 1989 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **MERRILL C. ELSWOOD**
JACQUELINE ELSWOOD
HC 87 BOX 210
PINE, ID 83647

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENENW

Sec. 30, Township 02N, Range 10E
ELMORE County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02N 10E 30

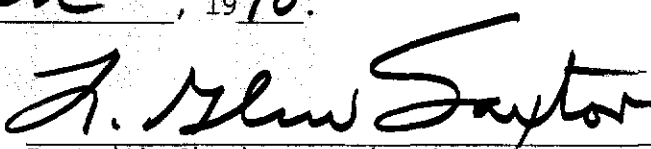
NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Commercial use is for a snowmobile dealership, convenience store and gas station.

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

19th day of March, 1990.

for 
R. Keith Higginson, Director

MICROFILMED

MAR 23 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

63-11083

RECEIVED

DEC 12 1989

To appropriate the public waters of the State of Idaho

Department of Water Resources
Western Regional Office

1. Name of applicant Merrill C. and/or Jacqueline Elwood Phone 653-2223
Post office address Ac 87 Box 210 Pine ID 83447
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 30 Township 2N Range 10E B.M. Elmore County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .04 for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 6" well 100' deep with 1/2 hp
submersible pump. Lines to
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 6" inches; proposed depth of well is 100 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

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MAR 23 1990

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. C/ Polaris Snowmobile Dealership, and Convenience Store with gas station.

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	10E	30					C												

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? "

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: _____

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MAR 23 1990

T2N R10E

(NO govt lots in NENW S. 30)

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.

3 1990

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.

James E. Clark
(Applicant)

Received by SL Date 12/24/89 Time 1:04 pm Preliminary check by SL
Fee \$ 80.00 30.00 Receipted by NH # W006782 Date 11/24/89
Publication prepared by GG Date 12-13-89 Published in Mountain Home News
12/20 & 12/27/89
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

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

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

e. Other:

RECORDED

MAR 23 1990

**NOTICE OF APPLICATIONS
FOR WATER RIGHTS**

The Following applications have been
filed to appropriate the public waters of
the State of Idaho:

63-11079

**MOUNTAIN HOME ROAD DIS-
TRICT**

P.O. BOX 756

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: SENW Sec 19 T 02N

10E

Use: INDUSTRIAL (.200 CFS): To

Diversion: (.200 CFS)

Date Filed: 11/29/1989

In: T02N R10E S19 SENW

63-11080

**MOUNTAIN HOME HIGHW.
DISTRICT**

BOX 754

MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Diversion Pt: NWSW Sec 13 T 02N R

07E

Use: INDUSTRIAL (.200 CFS): Total

Diversion: (.200 CFS)

Date Filed: 11/29/1989

In: T02N R07E S13 NWSW

63-11081

ROBERT CLINTON CO. INC.

WAGAHOFF, FRED D.

WAGAHOFF, ELAINE D.

1365 N. ORCHARD

BOISE, ID 83706

Source: FALL CREEK SPRING:

Tributary: BOISE RIVER, SOUTH
FORK FALL CREEK

Diversion Pt: SWNE Sec 16 T 01N

R09E: SENENE Sec 16 T 01N R09E

Use: DOMESTIC (.040 CFS): Total

Diversion: (.040 CFS)

Date Filed: 12/05/1989

In: T01N R09E S16 NENE

63-11082

QUIER, ERNEST A.

STAR RT. A

BOX 75

MOUNTAIN HOME, ID 83647

Source: SMITH CREEK: Tributary:

BOISE RIVER, SOUTH FORK

Diversion Pt: SENWSW Sec 13 T 02N

R07E

Use: IRRIGATION (.020 CFS): Total

Diversion: (.020 CFS)

Date Filed: 10/12/1989

In: T02N R07E S13 NWSW

.7 ACRES TOTAL

63-11083

ELSWOOD, MERRILL C.

ELSWOOD, JACQUELINE

HC87 BOX 210

PINE, ID 83647

Source: GROUNDWATER

Diversion Pt: NENENW Sec 30 T 02N

R10E

Use: COMMERCIAL (.040 CFS): To

tal Diversion: (.040 CFS)

Date Filed: 11/24/1989

In: T02N R10E S30 NENW

The permits will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Western Region, 2735 Airport Way, Boise.

Idaho 83705 on or before JANUARY 8,
1990.

R. KEITH HIGGINSON, Director

Published 12/20/1989 & 12/27/1989.

Affidavit of Publication

County of Elmore)

) ss.

STATE OF IDAHO)

I, Mike Thornberry do
solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation published
once a week at MOUNTAIN HOME, IDAHO, that the
notice attached hereto and which is a part of the proof of
publication thereof, was published in said newspaper for

2 consecutive weeks, the first publication having
been made on the 20 day of December,

19 89, and the last publication having been made on
the 27 day of December 19 89;
every Wednesday issue of the paper during the period
and time of publication and that the notice was published
in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN
HOME NEWS has been continuously and uninterrupt-
edly published in said Elmore County during a period of
78 consecutive weeks prior to the first publication of the
attached notice.

Mike Thornberry
STATE OF IDAHO)
COUNTY OF ELMORE)

On this 10 day of Jan in the year of 1990

before me, a Notary Public, personally appeared

Mike Thornberry, known or identified
to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn,
declared that the statements therein are true, and ac-
knowledge to me that he executed the same.

Debbie Sue
Notary Public for Idaho

Residing at Mtn. Home, ID

My commission expires: 2-5-91

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MAR 23 1990

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
OCT 08 1996
Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) 63-11083
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) MERRILL or Jacqueline ELSWOOD
HC87 Box 220 Pine, ID 83647
4. New Owner/Claimant(s) H. ALLEN or PATRICIA KIESTER
Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
New Mailing Address HC 87 Box 210 ~~PA~~
City, State and ZIP Code Pine ID 83647
New Telephone Number (208) 653-2222
5. Date you acquired the property 1-15-91
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Coole Roster Date 10-5-96
Patricia Kiester Date 10-5-96
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

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 IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

Water Right Number - 63-11083

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ELSWOOD

MERRILL C

1 - HC 87 BOX 220

2 -

3 -

City- PINE

State- ID Zip- 83647

Phone - 208-653-2222

1 - HC 87 BOX 220

2 -

3 -

City- PINE

State- ID Zip- 83647

Phone - 208-653-2222

ELSWOOD

JACQUELINE

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
11/24/1989 14 WESTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion						Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	Rflg	County		
02N	10E	30	NE NW		(39)	ELMORE		

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
10 - COMMERCIAL		01/01	12/31	0.040	0.10

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.040 0.10 0.040

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
02N	10E	30	NE NW			10 COMMERCIAL		(39) ELMORE

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
Commercial use is for a snowmobile dealership, convenience store and gas station.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

Final payment on owner carried 9/26
63-11083
financing made per Jackie Elwood
Merrill died about 1-month ago.

Send change of ownership form
to: Allen & Patricia Kiester
HC 87 Box 210
Pine ID 83647

no SRBA claim — Thanks.
Danni

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

09/26/96 11:12:05
Page 2

Water right number - 63-11083

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

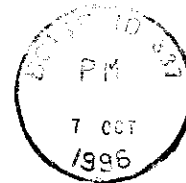
+ - - Audit Fields - 12/13/89 GARRETT 12/21/89 CURTIS 03/07/90 CURTIS 03/13/90 CURTIS 03/01/91 FLECK
03/11/91 BILBAO 08/26/91 GARRETT 02/20/92 TAYLOR 06/08/92 SKAGGS 06/09/92 SKAGGS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 04/01/1991	Field Exam Made - 08/15/1991	Field Exam Fee - N
Approved/Denied - 03/19/1990	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 02/15/1991	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 02/20/1992	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number - W006782	Water District -
Licensed Date - 07/01/1992	Appl Received - 11/24/1989	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag -
Presumption Flag -		

Dept. of Public Lands
200 North Main St.
PO Box 216 Boise, ID 83720
Boise, ID 83720

Attn:
Patti
Samuel



Dept. of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, ID 83720-0900



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

October 8, 1996

H ALLEN AND PATRICIA KIESTER
HC 87 BOX 210
PINE ID 83647

RE: WATER RIGHT NO. 63-11083

Dear Mr. & Mrs. Keister:

We received a Notice of Change of Water Right Ownership regarding water right no. 63-11083. Before we can make the changes in our records, we need more information. Please see the highlighted parts of the enclosed form for the required information that needs to be submitted.

If you have any questions, please call me at (208)327-7941.

Sincerely,

A handwritten signature in cursive script that reads 'Patti Harrell'.

Patti Harrell
Secretary

Enclosure

July 9, 1992

MERRILL C ELSWOOD
JACQUELINE ELSWOOD
HC 87 BOX 220
PINE ID 83647

RE: WATER RIGHT NO. 63-11083

Dear Water Right Holder(s):

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED

JUL 29 1992

LICENSE REVIEW CHECKLIST

Permit # 63-11083

Date 6-9-92

28

	Yes	No	
NAME	☐	☒	Address Change? Box 220 per proof
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? _____
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☒	☐	Disagree with Actual Measurement? _____
			<u>.04 cfs (COMM = DOM use)</u>
	☒	☐	Disagree with Theoretical? <u>8.8 x .7 x .5 = .041</u>
	☐	☒	Limited by Capacity? <u>.04 cfs 28' x 2.31 x 20</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☒	☐	Disagree with Examiner's Calculations? _____
			<u>1 afa (COMM)</u>
	☒	☐	Limited by Flow? _____
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source _____
	☐	☒	Notice of Intent to Void. _____
P/D	☐	☒	Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U	☐	☒	Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irr. Uses <u>COMM/store, Gas Station, dealership</u>
	☐	☒	Special Overlap Condition _____
	☐	☒	Other _____
CONDITIONS	☐	☒	Measuring Device _____ DATES/MISC _____
	☐	☒	W/Master Control _____ ☒ Water Dist.
	☐	☒	Overlap _____ ☒ App Rec'd
	☐	☒	Water Quality _____ ☒ Exam Made

COMMENTS/MEMOS NEEDED:

Used average of 7' + 50' as pumping level

License ☒ 10-Day ☐ 15-Day ☐ Special Correspondence _____



WR0749NP
No. L63-11083

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

DATE: 06/09/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MERRILL C ELSWOOD	11/24/1989	COMMERCIAL	01-01 12-31	0.04 CFS	0.1 AFA
C	JACQUELINE ELSWOOD					
	HC 87 BOX 220					
	PINE ID 83647					
	(208) 653-2222					
				TOTAL DIVERSION:	0.04 CFS	0.1 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.04 CFS

Point(s) of Diversion: T02N R10E S30 NE NW

Place of use Legal Description for: COMMERCIAL

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
02N	10E	30	:																	:
			:																	:

Pou County: ELMORE

Other Water Rights Listing Overlapping Place(s) of use:
63-04811

Remarks: Commercial use is for a snowmobile dealership, convenience store and gas station.

Dates:	App. Received:	11/24/1989	Priority Date:	11/24/1989
	Proof Due Date:	04/01/1991	Proof Made Date:	02/15/1991
	Exam Made Date:	08/15/1991	Exam Sent to S.O.:	02/20/1992
	Licensed Date:			

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

Audit: 06/09/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 21 1992
Department of Water Resources

A. GENERAL INFORMATION

1. Owner: MERRILL C. & Jacqueline Elsworth
Current Address: HC 87 Box 210 Pine, Id. 83647
Permit No. 63-11083
Phone No. 653-2223
2. Accompanied by: no one per arrangement with owner (8/12/91 telecon)
Address: _____
EXAM. DATE: 8/15/91
Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

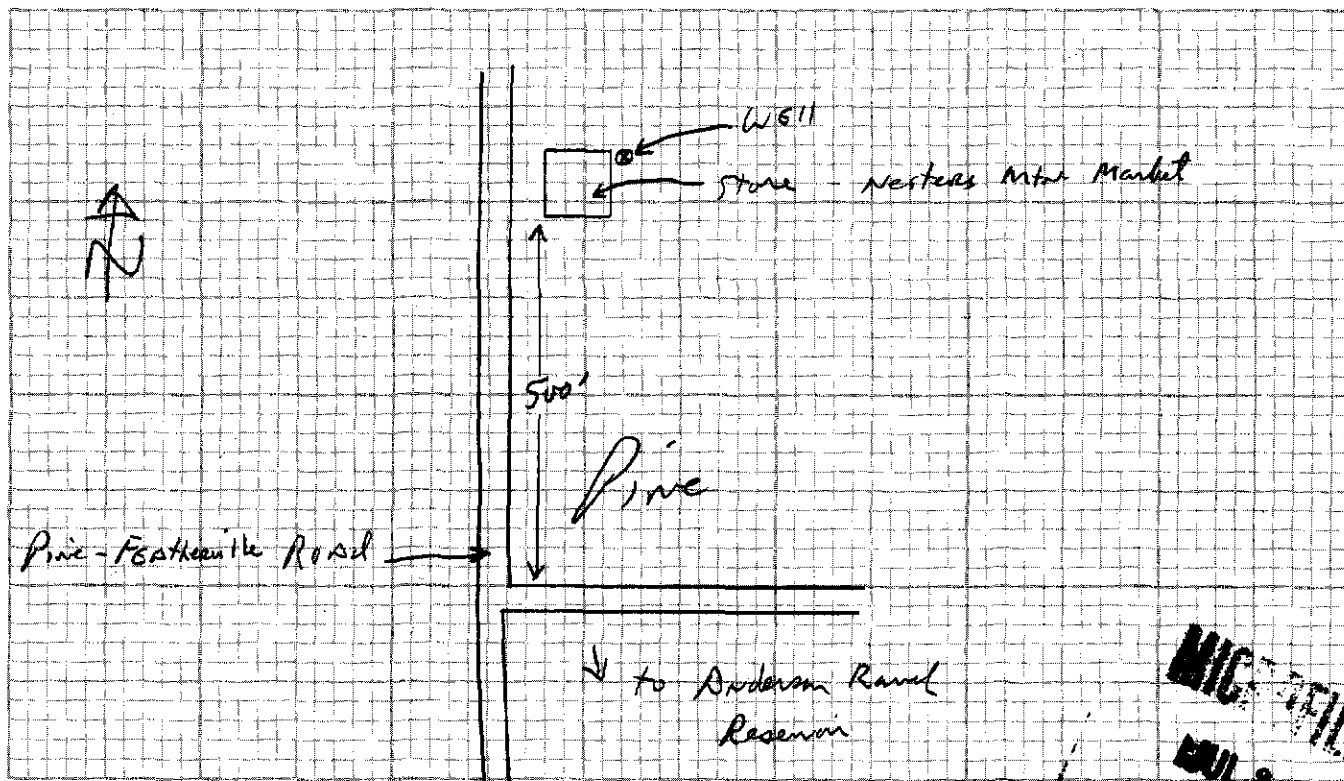
1. Other water rights with same place of use: as in old plus 63-04811

☐ Copies Attached
2. Other water rights with same point of diversion: 63-04804 -04809 -09757 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" = 0

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).

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System Description (continued)

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

A 6", ±100' well with a 1/2 hp sub pump supplies water to the Nostee's Mtn Market store for misc. uses in the store (sinks, bathroom). NO external use occurs.

☐ 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
	—	1/2	NO TAG	OR INFO	available

*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
	—	NE	NE	NW	30	2N	10E	Elmore	USGS 7 1/2' topo

6. Place(s) of Use:

Indicate Method of Determination

as in pld

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	
2N	10E	30					C												—

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

Dynamic pumping level 100' * per owners info,
Assume low pressure (20 psi) as with domestic.

* although also says well is 100' deep. Static levels 7'-50' per well logs in area

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: NONE

2. Alternate Method for Checking Purposes:

$$Q = \frac{(8.8)(.7)(.5)}{(2.31)(20) + \frac{100}{50}} = .03 \text{ cfs} - \text{Allow .04 cfs as in permit for lack of better data}$$

Assume $z \approx 50'$?

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:

Commercial use is for snowmobile dealership, convenience store, gas station
Call in 1 Bldg. ~~minimum 1000 sq ft~~
No Ext. use for home open 362 days/yr, 12 hrs/day, max #
workers is 4, Assume 15 gpd/person, 1/2 shifts/day
per shift

COMPARE

$$\frac{(4)(15)(1.5)(362)}{325850} = .099 = .1$$

$$V = (.04)(365)(1.9835) = 29.0$$

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Owner believes well was drilled $\approx$ 1984.

Overlap

All are for surface water for other property. No significant overlap found.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Commercial	1/1	12/31	.04	0.1
Totals:			.04	0.1

2. 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

J. AUTHENTICATION

Field Examiner's Name

Steve Lester

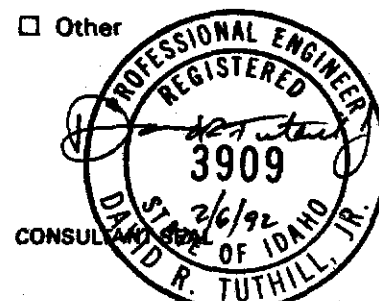
Signature

[Signature]

Certification Date

Field Report Preparation Date

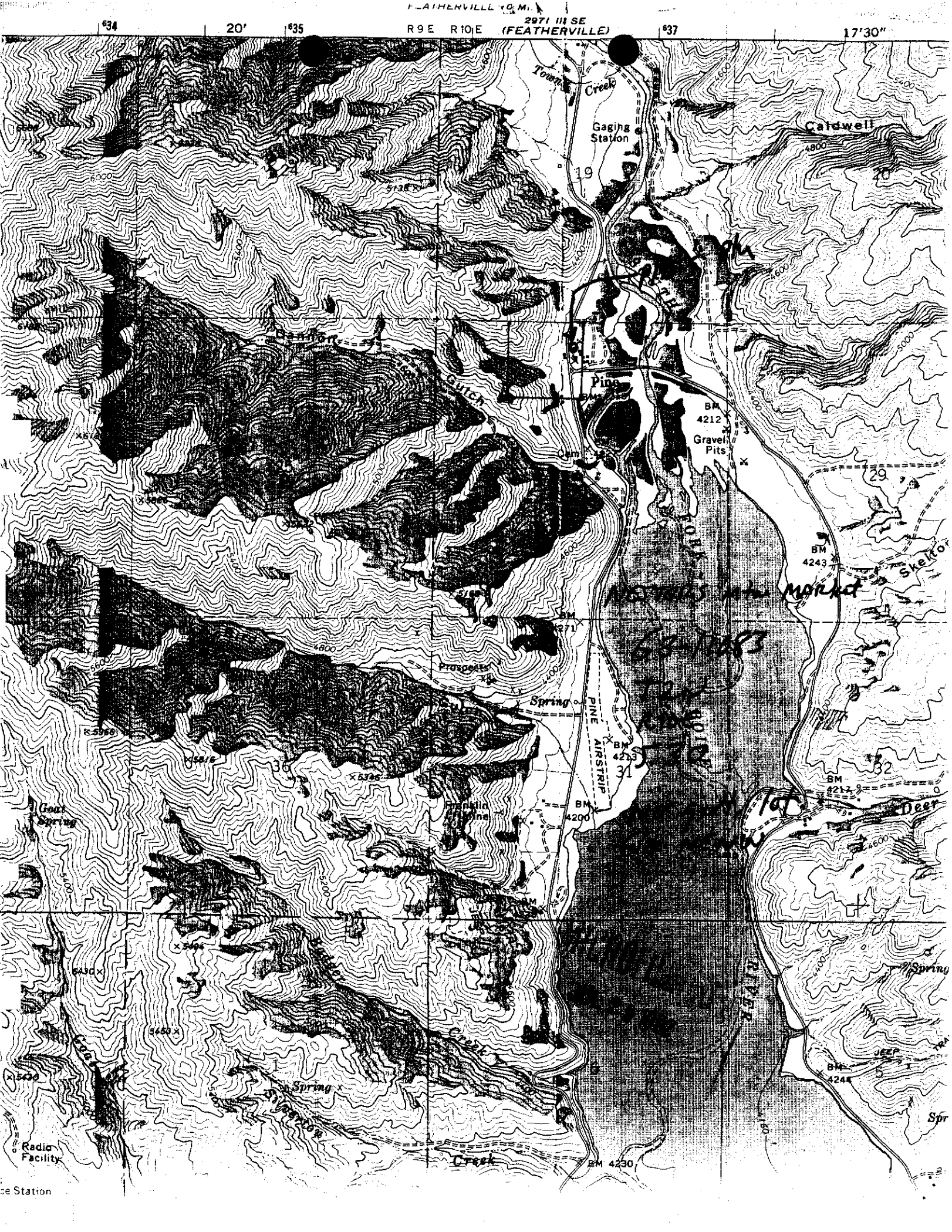
8/15/91



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

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JUL 29 1992



634 20' 635 R9E R10E (FEATHERVILLE) 637 17'30"

FEATHERVILLE 2971 III SE (FEATHERVILLE)

Goat Spring
Radio Facility
Spring

Towns Creek
Gaging Station
19
Gravel Pit
BM 4212
BM 4271
Prospect
Spring
PINE AIRSTRIPE
BM 4233
BM 4200
Creek

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Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 63-11083

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP____, Rge____, Sec.____, ____ 1/4 ____ 1/4 or Lot____.
2. Owner: _____
Address _____, City_____, St____
3. Casing $\geq$ 12 inches above ground: Yes ☒ No ☐ *Removable cap*
4. Access Port: Yes ☒ No ☐ Static Water Level: unknown
Pressure Gauge: Yes ☐ No ☒ Casing Diameter: 6"
Flowing: Yes ☐ No ☒ Temperature: cold
Properly Valved: Yes ☐ No ☒ WLP
5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☐ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks:

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JUL 29 1992



PHOTO ONE-

P/O Well located on NE corner of
bldg; temporary repair work around casing
(not improper well construction)



PHOTO TWO-

P/u Looking east at Nester's Mtn. Market
at Pine.

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JUL 29 1992

March 8, 1991

MERRILL C. ELSWOOD
JACQUELINE ELSWOOD
HC 87 BOX 220
PINE, ID 83647

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11083

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECEIVED

MAR 18 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 63-11083

Date 2-19-91

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☒ Ground water source
☒ Drill permit req'd?
☒ Copy in file? Drill permit no. _____
☒ Well log in file?
☒ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

☒ Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Not acceptable

PRIORITY CALCULATION

Date proof received	<u>NA</u>	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

LB Address Change

RECEIVED

FEB 15 1991

STATE OF IDAHO

For Office Use Only

Amt. of Fee \$

Date

Receipt No.

Received by

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 63-11083 Telephone No. 653-2223
2. Name(s) of Permit Holder(s): Merrill and Jacqueline Elsworth
3. Post Office Address: Ac 87 Box 220 Pine ID 83647
4. Source of Water: well
- a. If ground water, well driller's name: Hiddleston well Drilling Date drilled: 5/29/84
Mtn. Home ID
- b. Pump horsepower: 1/2 Pressure (psi): _____ Dynamic pumping level (ft.): 100 ft
5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other Commercial6. Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet7. Refer to the approval conditions on your permit and respond accordingly: unknownMeasuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

OR

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

8. Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

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

Merrill Elsworth
Name653-2223
Telephone No.Ac 87 Box 220Pine ID
Address83647

10. 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.

FILED2/12/91
DateJacqueline Elsworth
Signature (and title if on behalf of a company or organization)

MAR 18 1991

138034
January 31, 1991

MERRILL C. ELSWOOD
JACQUELINE ELSWOOD
HC 87 BOX 210
PINE, ID 83647

PROOF DUE NOTICE

RE: PERMIT NO. 63-11083

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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MAR 18 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 19, 1990

MERRILL C. ELSWOOD
JACQUELINE ELSWOOD
HC 87 BOX 210
PINE, ID 83647

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P63-11083

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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

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

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MAR 23 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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MAR 23 1990

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NENENW

NGNW

Form No. 202a.

3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SL DATE: 12/12/89 APPLICATION: 63-11083

REQUIRED INFORMATION

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

Gov't. Lots:
☒ N P/D
☒ N P/U

ADDITIONAL INFORMATION

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
☒ Field check required: Field check by: _____
☒ Field report attached:
☒ Critical groundwater area:
☒ Groundwater management area:
☒ Diversion within interim protected river area
☒ Send dam safety information:
☒ Send power requirement letter:
☒ Send fish farm requirement letter:
☒ Power residency affidavit:
☒ Power efficiency form:
☒ Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Need signature on application - letter of:
 DATE REQUESTED: 12/14/89
☒ Additional information on reverse side:

FEB 26 1990
 Department of Water Resources

PROCESSING

APPLICATION NO. 63-11083

YES NO

☒ ☒
☒ ☒
☒ ☒

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # _____

Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒
☒ ☒
☒ ☒

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☒
☒ ☒

Publication dates and paper recorded on application:

Protests received. Final date for protest

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approved, DM

Measuring device required:

Measuring port required:

Water delivered by water master? District # 63-P05

Special conditions of approval or cover letter:

See below for additional information

Recommended Date or Priority 11/24/1989Recommended by: DasDate 2/22/90

STATE OFFICE REVIEW

P05, P23P1646See below for additional information. By KWDate 3-6-90

ADDITIONAL INFORMATION

OverlapP12 - 63-04804, 63-04809, 63-09757 are SpringsP14 - as above, all are other cases on other land.- 63-04811 Cannon gulch for irrigation.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

December 11, 1989

CECIL D. ANDRUS

GOVERNOR

Merrill and Jacqueline Elswood
HC 87, Box 210
Pine, ID. 83647

R. KEITH HIGGINSON

DIRECTOR

Re: Application for Permit

Dear Applicants:

I received your reply today with the signed application. Processing may now continue for the application. Also, I located the other water right items that were received on 11/24/89. This included two adjudication claims for \$25 each. The claims are numbers A63-19708 and A63-19709. Please excuse any concern caused my earlier letter in which the claims were not yet found.

The \$80 fee that you paid was accurate and no refund is necessary. Thank you for your prompt response in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Sr. Water Resource Agent

SL: sl

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MAR 23 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 4, 1989

Merrill and Jacqueline Elsworth
HC 87, Box 210
Pine, ID. 83647

Re: Application for Permit

Dear Applicants:

I am returning your application for your signatures at the bottom of page 3. Please sign it and return it to me. Also, the fee is \$30 instead of the \$80 that you paid. I cannot find any other water right action conducted by you at this office on 11/24/89, which was the date the application was received. Apparently, a \$50 overpayment occurred and \$50 should be refunded.

Upon receipt of the signed application, I will initiate the refund process, which takes several weeks. Please contact me at 334-2190 if any questions arise.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:s1
Enclosure

Dear Sir:

The individual from the Dept. of Water Resources told me my filing fee for the Application for Permit was \$50.00. He also said my Application for State Claim Rights was \$30.00. I included both figures in my check for \$80.00. Now what has happened to my fee for the Application for State Claim?

Please look into this matter. I remain

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Sincerely yours

Found claims 063-19708
063-19709 MAR 23 1990

12/12/89

FL

63-11083

ELSWOOD, MERRILL C.
ELSWOOD, JACQUELINE
HC87 BOX 210
PINE, ID 83647

Source: GROUNDWATER

Diversion Pt: NENENW Sec 30 T 02N R 10E

Use: COMMERCIAL (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 11/24/1989

In: T02N R10E S30 NENW

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