

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

TOWNSHIP 5N
RANGE 4E
SEC 13

X ← PLACE OF DIVERSION
AND DOMESTIC USE

SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$

Scale: 2 inches equal 1 mile.

MICROFILMED

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.

SEP 27 1983

Arthur H. Sch
(Applicant)

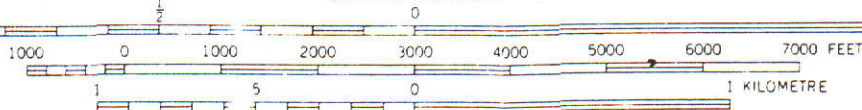
PERMIT 63-10783 INIT L.W.
T. R. S. Q/Q
P/D 5N 4E 13 SESESE
SCALE _____
PHOTO ID. _____

13

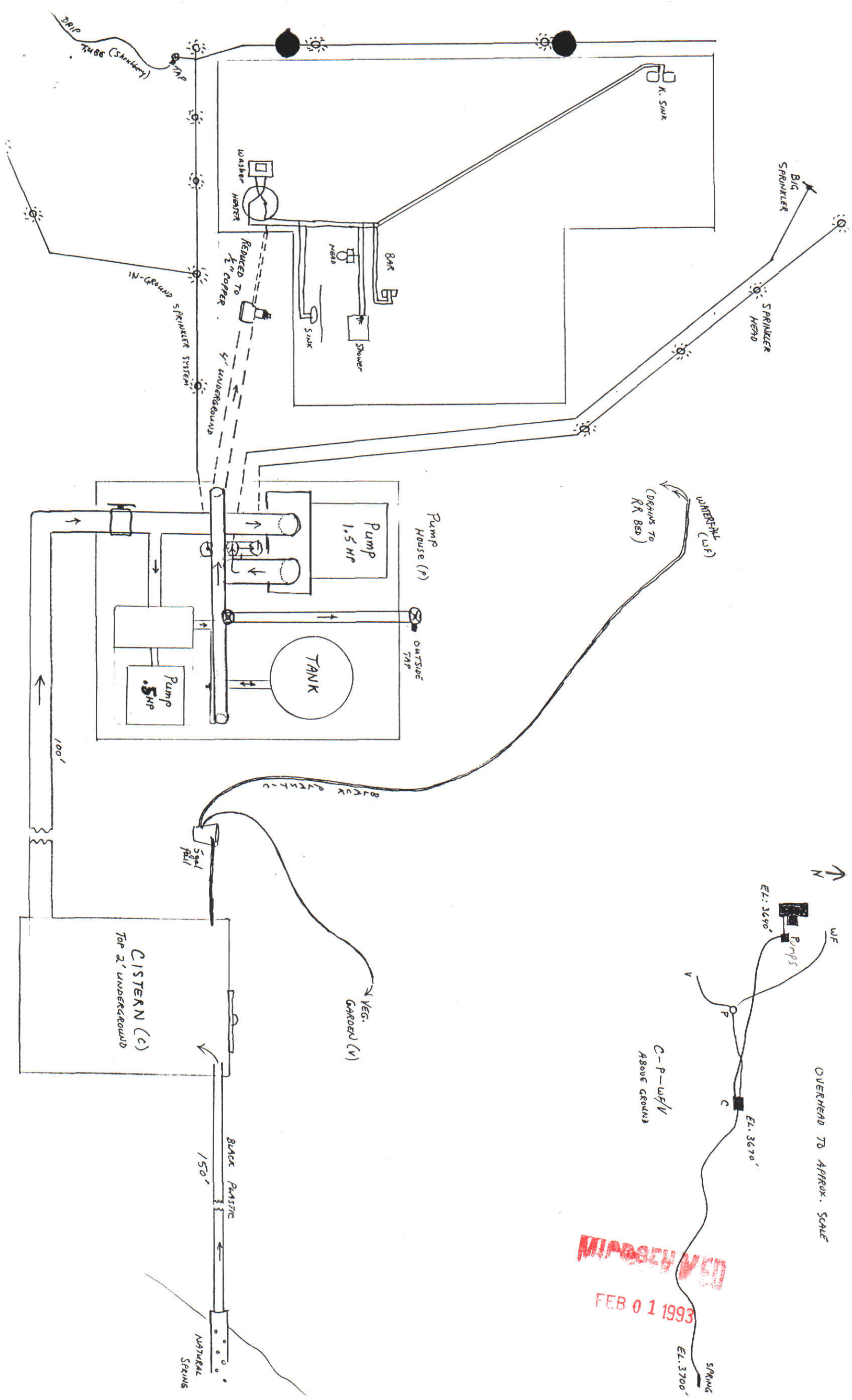
Place of
use
(cross hatched)

Point of
diversion

(DUNNIGAN CREEK)
SCALE 1:24 000



MICROFILMED
FEB 9 1993

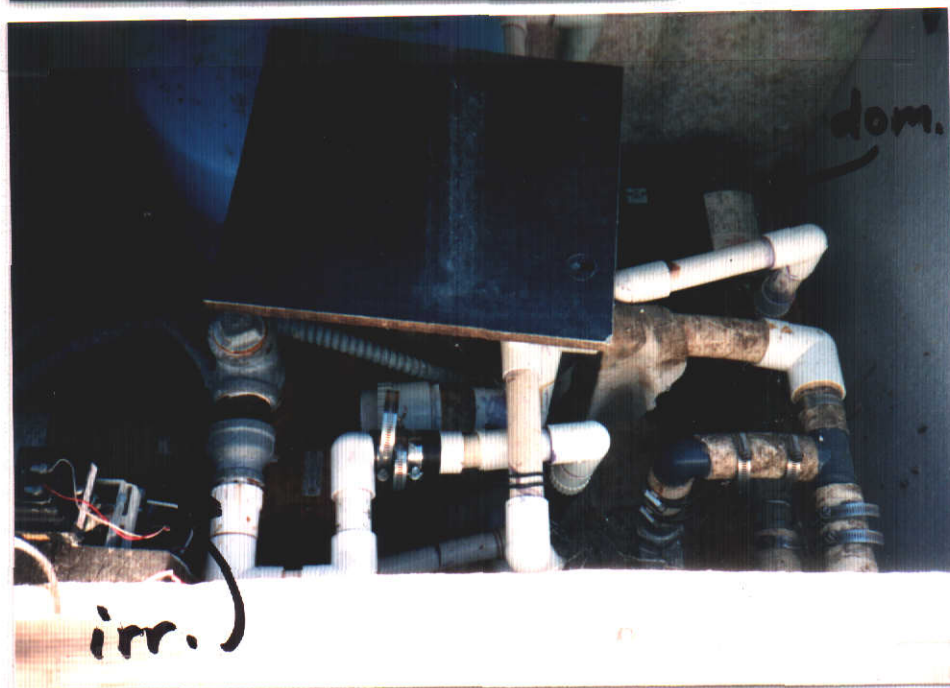


63-10783



Picture of spring &
pipe going from spring
to storage tank.

Both Pictures taken
looking north



Picture of pumps
used for domestic
& irrigation
purposes

MIDDOTY WCD

FEB 01 1993

63-10783



Picture of grass behind
cabin where water is
used from irr. pump.

Both pictures taken
looking west.



Cabin where water
is used from
dom. pump

MISSOURI WED

FEB 01 1993

63-10783



Picture of garden
area east of
cabin

Picture taken looking
east.

RECEIVED
FEB 01 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10783

Priority: April 4, 1989

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that ANTHONY M SILVER

HC 33 BOX 1641

BOISE ID 83706

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 4, 1989; and has submitted Proof of Beneficial Use on September 29, 1989. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to **SINKS**

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	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SESESE , Sec. 13, Township 05N, Range 04E
BOISE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

05N 04E 13

SESE

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. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Domestic use is for 1 home.

RECEIVED

FEB 01 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10783

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 28th
day of DECEMBER, 1972.

Acting for R. Keith Higginson, Director

DEC 1 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-10783

Proposed Priority: April 4, 1989

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **ANTHONY M. SILVER**
HC 33 BOX 1641
BOISE, ID 83706

has applied for a permit to appropriate water from:

SPRING

tributary of **SINKS**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		SESESE Sec. 13, Township 05N, Range 04E BOISE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

05N 04E 13 SESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1990.**
2. Subject to all prior water rights.
3. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
4. Domestic use is for one home.

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

25th day of September, 1989

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

SEP 27 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources
Western Regional Office

1. Name of applicant ANTHONY M. SILVER Phone 334-3328 DAYTIME
392-4909 HOME

Post office address HC 33 BOX 1641 BOISE, ID 83706

2. Source of water supply SPRING which is a tributary of SINKS

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

Sec. 13 Township 5N Range 4E B.M. BOISE County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

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. BURIED 2" DIA PLASTIC PIPE TO
200' $\frac{3}{4}$ " PLASTIC PIPELINE LEADING TO BURIED 5'X5'X5' CISTERN.
1" DIA PLASTIC PIPELINE FROM CISTERN 100' TO HOUSEHOLD PUMP.

b. Height of storage dam NONE 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 NONE inches; proposed depth of well is _____ 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).

MICROFILMED

SEP 27 1980

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. 1 HOUSEHOLD
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	4E	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? FOREST SVC.

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

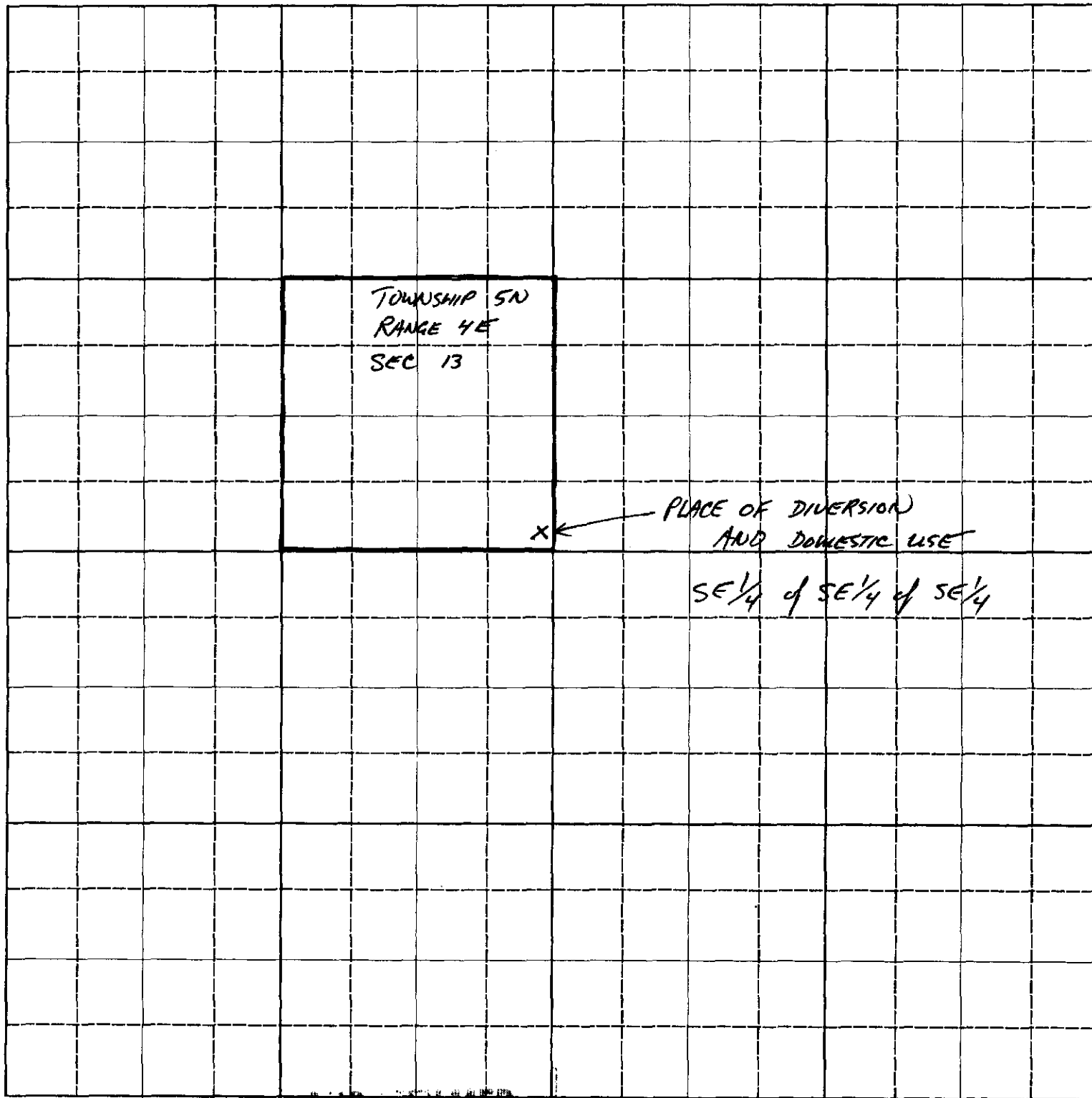
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Application to be made for Special Use Permit from Forest Svc.

12. Remarks: QUESTION # 11 ANSWERED AS PER TELEPHONE (334-2190)
CONVERSATION WITH YOUR AGENT ON 3/31/89 2 PM.

REC'D FILMED

SEP 27 1989

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.

NOT RECORDED

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.

Anthony J. Sch
(Agent)

Received by JH Date 4-4-89 Time 11:20 Preliminary check by RBW
Fee \$ 30.00 Receipted by JH # W0002524 Date 4-4-89
Publication prepared by GG Date 4-12-89 Published in Idaho World
Publication approved at Date 5-10-89 4/19 & 4/26/89

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:

RECEIVED

SEP 27 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-10783

SILVER, ANTHONY M.
HC 33, BOX 1841
BOISE, ID 83706

Source: SPRING; Tributary: SINKS; Diversion Pt: SESESE Sec. 13 T 05N R 04E; Use: DOMESTIC (.040 CFS); Date Filed: 4/04/1989; In: T05N R04E S13 SESE

65-12989

MURPHY, DOROTHY G.
316 SCHMEIZER LN.
BOISE, ID 83706

Source: SPRING; Tributary: SINKS; Diversion Pt: NESWNE Sec. 26 T 10N R 10E; Use: DOMESTIC (.040 CFS); Date Filed: 3/23/1989; In: T10N R10E S26 SWNE

65-12995

COUGHLIN, MICHAEL J.
401 SUMMIT RIDGE
BOISE, ID 83702

Source: GROUNDWATER; Diversion Pt: LOT 8 (NWSE) Sec. 32 T 09N R 08E; Use: IRRIGATION (.560 CFS), DOMESTIC (.100 CFS); Date Filed: 3/27/1989; In: T09N R08E S32, Lot 7 (NESE), Lot 8 (NWSE), Lot 8 (SWSE), 28.0 ACRES TOTAL

STATE OF IDAHO

County of Boise

Peter A. Wierenga, being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two(2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with 4/19 19 89 and ending with the issue of 4/26 19 89.

Peter A. Wierenga

STATE OF IDAHO

County of Boise

On this 2nd day of May in the year of 1989, before me, a Notary Public, personally appeared Peter A. Wierenga 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 acknowledged to me that he executed the same.

Peter A. Wierenga
Notary Public for Idaho

Boise, ID
Residing at

My commission expires: 9/14/94

Department of Water Resources
Western Regional Office

WORLD - April 26, 1989 - Page 7

Legal Notices

65-12996

COUGHLIN, MICHAEL J.
401 SUMMIT PLAZA
BOISE, ID 83702

Source: EMMA CREEK; Tributary: PAYETTE RIVER, SOUTH FORK; Diversion Pt: LOT 9 (SWSW) Sec. 33 T 09N R 08E; Use: IRRIGATION (.560 CFS), DOMESTIC (.100 CFS); Date Filed: 3/27/1989; In: T09N R08E S32, Lot 7 (NESE), Lot 8 (NWSE), Lot 8 (SWSE), 28.0 ACRES TOTAL

65-12998

GARDEN VALLEY SUMMER HOME SITES
P.O. BOX 6157
BOISE, ID 83702

Source: EDDY CREEK; Tributary: PAYETTE RIVER; Diversion Pt: NWSE Sec. 19 T 09N R 04E, SWSE Sec. 19 T 09N R 04E; Use: DOMESTIC (.200 CFS); Date Filed: 3/21/1989; In: T09N R04E S19 NWSE SWSE SESE, S30, Lot 1 (NENE) NWNE

65-12999

GARDEN VALLEY SUMMER HOME SITES
P.O. BOX 6157
BOISE, ID 83702

Source: GROUNDWATER; Diversion Pt: SWNWSE Sec. 19 T 09N R 04E; Use: DOMESTIC (.200 CFS); Date Filed: 3/21/1989; In: T09N R04E S19 NWSE SWSE SESE, S30, Lot 1 (NENE) NWNE

65-13000

GARDEN VALLEY SUMMER HOME SITES
P.O. BOX 6157
BOISE, ID 83702

Source: SPRING; Tributary: EDDY CREEK; Diversion Pt: SWNWSE Sec. 19 T 09N R 04E; Use: DOMESTIC (.200 CFS); Date Filed: 3/21/1989; In: T09N R04E S19 NWSE SWSE SESE, S30, Lot 1 (NENE) NWNE

65-13001

GARDEN VALLEY SUMMER HOME SITES
P.O. BOX 6157
BOISE, ID 83702

Source: GROUNDWATER; Diversion Pt: SESE Sec. 19 T 09N R 04E; Use: DOMESTIC (.200 CFS); Date Filed: 3/21/1989; In: T09N R04E S19 NWSE SWSE SESE, S30, Lot 1 (NENE) NWNE

PORTER, CLYDE
PORTER, MARY CHRISTINE
HC 76, BOX 2523
GARDEN VALLEY, ID 83622

Source: PYLE CREEK; Tributary: PAYETTE RIVER, MIDDLE FORK; Diversion Pt: NENE Sec. 34 T 10N R 04E; Use: IRRIGATION (.050 CFS), STOCKWATER (.020 CFS); Date Filed: 4/10/1989; In: T10N R04E S34 NENE, 2.2 ACRES TOTAL

65-13004

DUNCAN, DALE L.
1822 E. MONTELLO LN.
BOISE, ID 83712

Source: PAYETTE RIVER, MIDDLE FORK; Tributary: PAYETTE RIVER; Diversion Pt: NWSW Sec. 15 T 09N R 04E; Use: IRRIGATION (.500 CFS); Date Filed: 2/24/1989; In: T09N R04E S15 NWSW, 25.6 ACRES TOTAL

65-13005

DUNCAN, DALE L.
1822 E. MONTELLO LN.
BOISE, ID 83712

Source: GROUNDWATER; Diversion Pt: NWSW Sec. 15 T 09N R 04E; Use: IRRIGATION (.120 CFS), COMMERCIAL (.070 CFS), DOMESTIC (.130 CFS); Date Filed: 2/24/1989; In: T09N R04E S15 NWSW, 4.0 ACRES TOTAL

65-13007

DRAKE, CALVIN C.
RT. 1, BOX 58
HORSESHOE BEND, ID 83629

Source: SPRING; Tributary: HILL CREEK; Diversion Pt: NESWSW Sec. 21 T 08N R 03E; Use: STOCKWATER (.020 CFS), DOMESTIC (.040 CFS); Date Filed: 3/30/1989; In: T08N R03E S21 SWSW

65-13008

DRAKE, CALVIN C.
RT. 1, BOX 58
HORSESHOE BEND, ID 83629

Source: SPRINGS; Tributary: HILL CREEK; Diversion Pt: NWSE Sec. 29 T 08N R 03E; Use: STOCKWATER (.020 CFS), DOMESTIC (.040 CFS); Date Filed: 3/30/1989; In: T08N R03E S29 SESE

The permit(s) 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 MAY 8, 1989.

R. KEITH HIGGINSON, Director
Published in the Idaho World, Idaho City, Idaho, April 19 & 26, 1989.



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 28, 1992

ANTHONY M SILVER
HC 33 BOX 1641
BOISE ID 83706

RE: WATER RIGHT NO. 63-10783

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

FEB 01 1993



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 2, 1992

ANTHONY M SILVER
HC 33 BOX 1641
BOISE ID 83706

RE: WATER RIGHT NO. 63-10783

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Skaggs".

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
FEB 01 1993

LICENSE REVIEW CHECKLIST

Permit # 63-10783

Date 11-23-92

CB

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☐	☒	<u>.02 cfs (DOM)</u>
	☒	☐	Disagree with Theoretical? <u>NA</u>
	☒	☐	Limited by Capacity? <u>.02 cfs</u>
TOTAL VOLUME			Rate/ac <u> </u> AFA Irr. Season <u> </u>
			<u> </u> Standard Irr. Season
			<u> </u> Season Recommended
	☒	☐	Disagree with Examiner's Calculations?
	☒	☐	<u>1.2 afa (DOM)</u>
	☒	☐	Limited by Flow? <u> </u>
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? <u> </u>
	☐	☒	Amendment Needed? <u> </u>
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? <u> </u>
	☒	☐	Non-Irr. Uses <u>Dom / Home</u>
	☐	☒	Special Overlap Condition <u> </u>
	☐	☒	Other <u> </u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☐	☒	Overlap
	☐	☒	Water Quality
			DATES/MISC
	☐	☒	Water Dist.
	☐	☒	App Rec'd
	☐	☒	Exam Made

COMMENTS/MEMOS NEEDED: Reduced rate

License 10-Day ☒ 15-Day Special Correspondence

WR0749NP
No. L63-10783

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

DATE: 11/23/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANTHONY M SILVER HC 33 BOX 1641 BOISE ID 83706 (208) 392-4909	04/04/1989	DOMESTIC	01-01 12-31	0.02 CFS	1.2 AFA
TOTAL DIVERSION:					0.02 CFS	1.2 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T05N R04E S13 SE SE SE

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
T R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
05N 04E 13	:				:				:				:			D

Pou County: BOISE

Conditions of Approval:

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

Remarks: Domestic use is for 1 home.

Dates:	App. Received:	04/04/1989	Priority Date:	04/04/1989
	Proof Due Date:	10/01/1990	Proof Made Date:	09/29/1989
	Exam Made Date:	07/06/1990	Exam Sent to S.O.:	10/30/1992
	Licensed Date:			

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

Audit: 11/23/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

63-10783
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments/Orders with conditions of approval
☒ Well Inspection Form Needed

☒ Copy of U.S.G.S. Quad

☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index LW 6-20-90 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☐ Other: _____

Check of P/U index LW 6-20-90 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? 6-19-90 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use

C. Review and Processing:

Exam Completed [Signature] 8-2-90 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent RW 4-6-92 (Initial and date)

Exam Reviewed by Manager of Regional Office DW 10/22/92 (Initial and date)

Exam Date Entered in Computer ✓ ST (Initial and date)

Exam sent to State Office 10-30-92 ST (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 2 1992

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Anthony M. Silver Permit No. 63-10783
Current Address: HC 33 Box 1641 Boise Id. 83706 Phone No. 392-4909
2. Accompanied by: Anthony Silver EXAM. DATE: 7-6-90
Address: Same Phone No. Same
Relationship to Permit Holder: Owner
3. Source: Spring tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: None ☐ 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). ☐ Aerial Photo Attached **FEB 01 1993** (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.)

gravity fed spring feeds concrete tank (4.5x5.5x7.5)
2 pumps, pump water from tank to domestic
home and for irrigation of less than
1/2 acres of lawn & flowers

Note: spring flow equals
from tank = 5 gal / 40 sec.

See attached drawing for details

☐ 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
Irr. (less than 1/2 acre)	Sears	1.5	J73	Sears	1F74
dom.	Sears	0.5	6280	Sears	Unknown

*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
		SE	SE	SE	13	5N	4E	Boise	Maps/on site inspection

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	
5N	4E	13																D	

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FEB 01 1993

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					5 gal	
Stop watch						

2. Measurements:

45 psi from gage on pump
5 gal / 40 sec = 0.0167 $\approx$ 0.02 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Bucket + stop watch, 0.02 cfs from spring (see above)

2. Alternate Method for Checking Purposes:

$$\text{Theoretical irr} = \frac{(\text{HP})(8.8)(\text{EFF})}{1.48 + (2.3 \times \text{psi})} = \frac{1.5(8.8)(7)}{0 + (2.3 \times 45)} = 0.09 \text{ cfs}$$
$$\text{Theoretical dom.} = \frac{(0.5)(8.8)(7)}{0 + (2.3 \times 45)} = 0.03 \text{ cfs}$$

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) $\div$ 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:

Domestic with less than 1/2 acre irrigated
1.2 AFA from tables in field examiners handbook

H. REMARKS AND OVERLAP REVIEW ANALYSIS

No overlaps

limit to diversion rate (by gravity feed
from spring) = 0.02 cfs and 1.2 A.F.A.

I. RECOMMENDATIONS

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	1.2
Totals:			0.02	1.2

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

Larry L. Waters

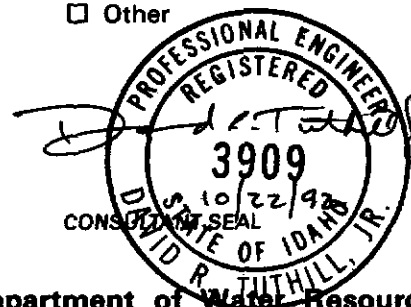
Signature

Larry L. Waters

Certification Date

Field Report Preparation Date

8-2-90



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

FEB 01 1993

PERMIT 63-10793 INIT L.W.
T. R. S. Q/Q
P/D 5N 4E 13 SESESE
SCALE _____
PHOTO ID. _____

NF

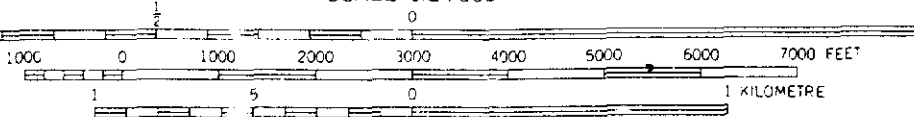
NF

Motes

Place of
use
(cross hatched)

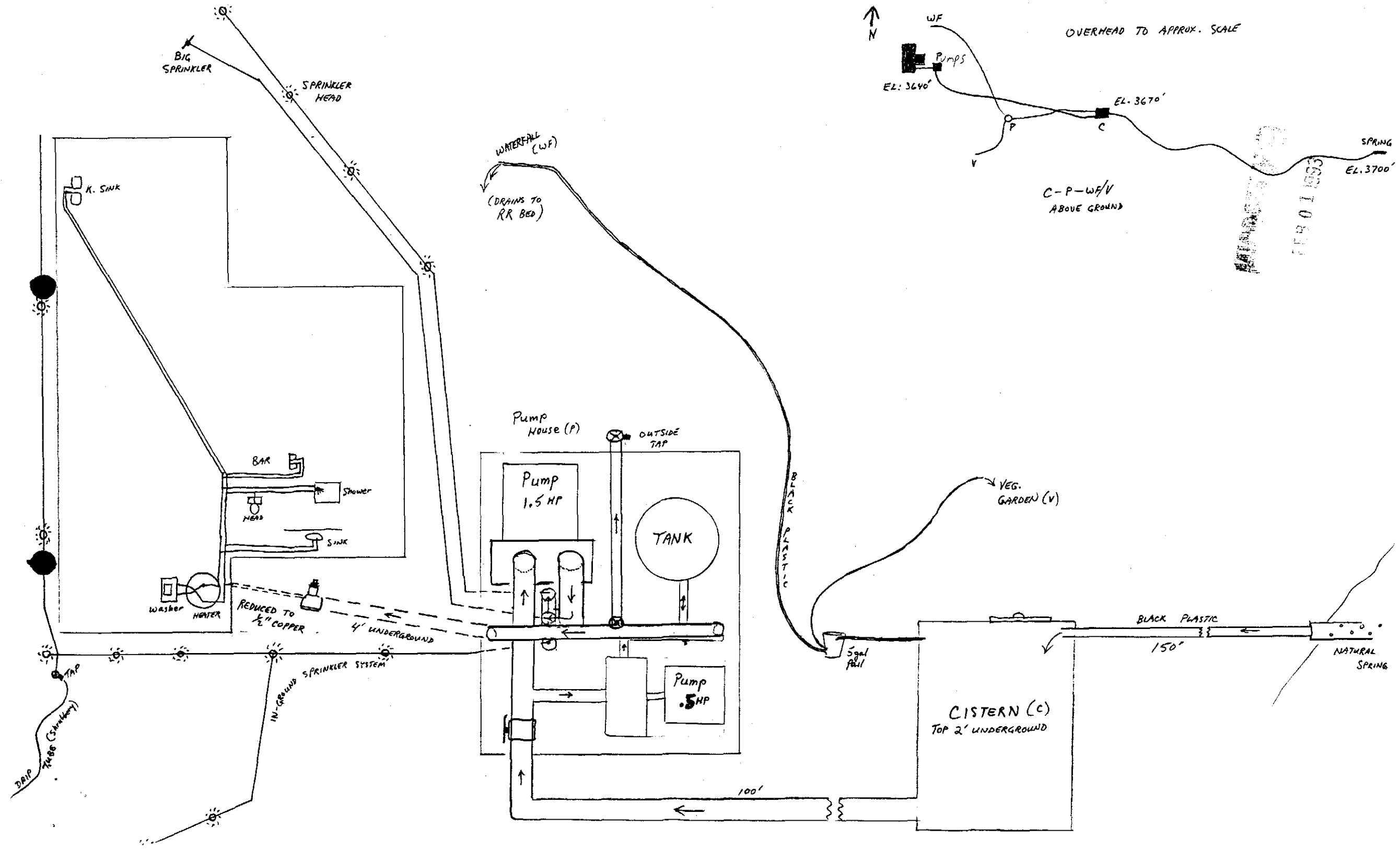
Point of
diversion

R. 4 E. (DUNNIGAN CREEK) SCALE 1:24,000 R. 5 E.

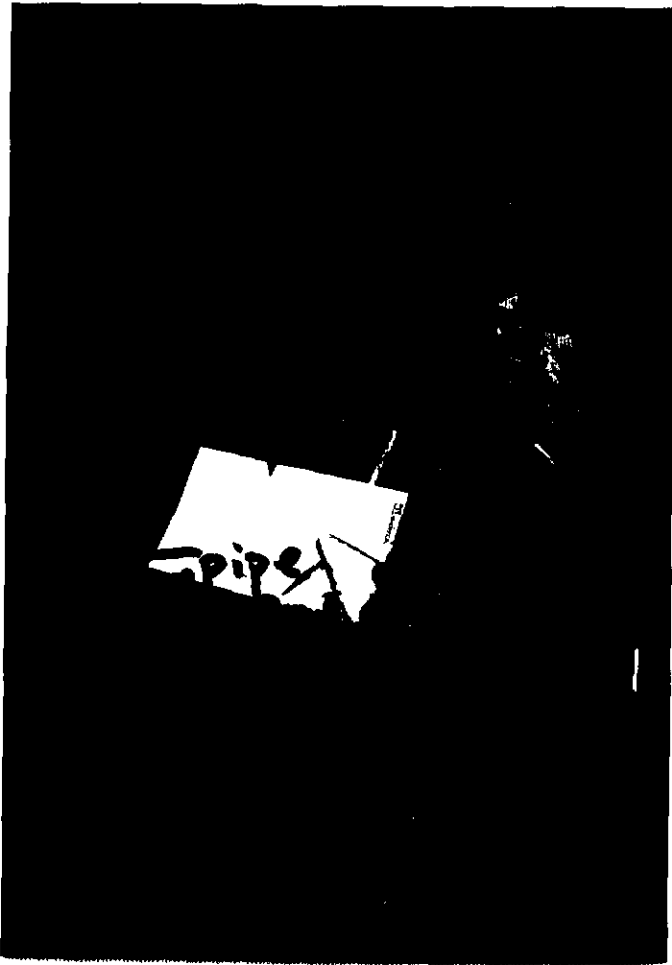


Midwest Map

Feb 01 1963

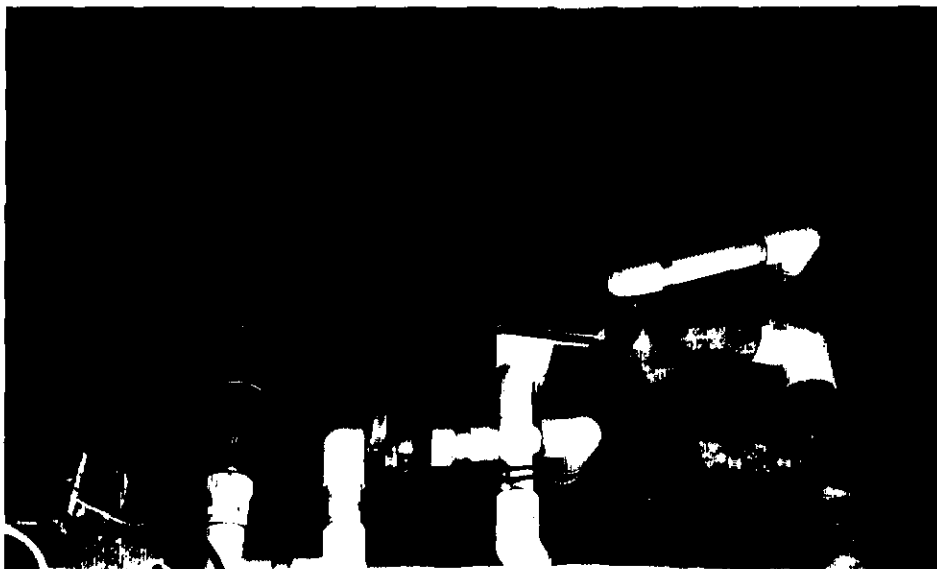


63-10783



Picture of spring &
pipe going from spring
to storage tank.

Both Pictures taken
looking north



Picture of pumps
used for domestic
& irrigation
purposes

irr.)

FEB 01 1998

63-10783



Picture of grass behind
cabin where water is
used from irr. pump.

Both pictures taken
looking west.



Cabin where water
is used from
dom. pump

63-10783

63-10783

63-10783



Picture of garden
area east of
cabin

Picture taken looking
east.

FILED
FEB 11 1963

December 1, 1989

ANTHONY M. SILVER
HC 33 BOX 1641
BOISE, ID 83706

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10783

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

MicroFILMED

DEC 19 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 63-10783

Date: 11/9/89

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☒ Surface water
☐ Groundwater
NA 1. well log in file
NA 2. drilling permit
NA A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- NO Is a measuring device or access port required?
☐ Has one been installed?
☐ Waiver or modification of measuring device requested

Remarks:

Not acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

NA

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Form 207
03/86

SEP 29 1989

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by 11-15-89

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. P 63-10783

Name(s) of Permit Holder: ANTHONY M. SILVER

Post Office Address: HC 33 BOX 1641 BOISE, ID 83706

Telephone No. 392-4909 334-3328 (work)

Source of Water: SPRING

Extent of Use:

Domestic ☒ ONE (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: APRIL 4, 1989

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

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

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

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

ANTHONY M. SILVER 392-4909 334-3328 (work)
(Name) (Telephone Number)

HC 33 BOX 1641 BOISE ID 83706
(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.

NOT RECORDED

9/27/89
Date

Anthony M. Silver
Signature of Permit Holder (and title, if appropriate)

DEC 19 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 25, 1989

ANTHONY M. SILVER
HC 33 BOX 1641
BOISE, ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P63-10783

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. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

SEP 27 1989

P/D 5N 4E S.13 S
P/U

Form No. 202a.

4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: RBW

DATE: 4/6/89

APPLICATION: 63-10783

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 signator is required)
- ☒ Fee:
- ☒ Yes ☐ No* In form to receipt:

Gov't. Lots:

N/A P/D

N/A 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:
- ☐ Send dam safety information:
- ☐ Send power requirement letter:
- ☐ Send fish farm requirement letter:
- ☐ Power residency affidavit:
- ☐ Power efficiency form:
- ☐ Within trust water boundry: (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

DATE REQUESTED: _____

Additional information on reverse side: _____

PROCESSING

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 District #
☒ 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 May 8, 1989

☒ Protests, dates, resolution of protest recorded on application:

☒ Recommendations attached:

☒ Measuring device required:

☒ Measuring port required:

☒ Water delivered by water master? District # 63 - N/A source sinks

☒ Special conditions of approval or cover letter: (see additional info. below)

☒ See Below For Additional Information

Recommended Date of Priority 4/4/1989

Recommended by: DW Date 7/30/89

STATE OFFICE REVIEW

P16

04

See below for additional information. By KW Date 9-14-89

ADDITIONAL INFORMATION

File copy discarded

SPECIAL NOTE: _____

Application No. 63-10783

PROTEST INFORMATION SHEET

Protestant - Name(s) _____

Forest Service

Withdrawn
Address 324 25th Street, Ogden, UT 84401

Attorney - Name & Address _____

Date Filed 4-4-89

Protest Date 5-8-89

Issues _____

Applicant - Attorney - Name & Address _____

Dates: _____

Acknowledgement letters: _____

Hearing Notice: _____

Hearing Date: _____

Other: _____

RECEIVED

SEP 27 1989

RECEIVED
AUG 05 1989

Department of Water Resources
Protest Information submitted in Computer (following hearing): _____



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

July 28, 1989

Anthony M. Silver
HC 33 Box 1641
Boise, ID 83706

Re: Application for Permit No. 63-10783 in the name of Anthony M. Silver

Dear Mr. Silver:

This office acknowledges receipt of the withdrawal of protest against the above-referenced application.

The Department now will continue to process the application.

Sincerely,

A handwritten signature in cursive script that reads 'David R. Tuthill Jr.'.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

cc: J. S. Tixier, U.S. Forest Service

MICROFILMED

SEP 27 1989



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

*Nanny goat
S. L. new Gary*

RECEIVED

JUL 28 1989

Reply to: 2540

Date: JUL 20 1989

Department of Water Resources
Western Regional Office

Mr. R. Keith Higginson
Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RECEIVED
JUL 24 1989

Dear Mr. Higginson:

We withdraw our protest of Application for Permit No. 63-10783 filed by

Mr. Anthony M. Silver.

Sincerely,

for Douglas M. Burt
J. S. LIXIER
Regional Forester

RECEIVED

SEP 27 1989



Caring for the Land and Serving People

FS-6200-28b(4/88)



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

June 5, 1989

Anthony M. Silver
HC 33 Box 1641
Boise, ID 83706

Re: Application for Permit No. 63-10783

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

Please contact this office if you have questions regarding this procedure.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

Enclosure: Copy of protest(s)

MICROFILMED

SEP 27 1989



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

June 5, 1989

J. S. Tixier, Regional Forester
U. S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Application for Permit No. 63-10783 in the Name of Anthony M. Silver

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application or permit (Section 42-1203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Sincerely,

David R. Tuthill

DAVID R. TUTHILL, JR. P. E.
Manager, Western Regional Office

RECEIVED

SEP 27 1989

TELEFAX TRANSMITTAL SHEETDATE May 8, 1989TO Idaho Dept of Water ResourcesFROM U. S. Forest ServiceSUBJECT - 2 Water Right Protect LettersNUMBER OF PAGES TO FOLLOW 2CONFIRMATION NUMBER 625-5597MESSAGES Please confirm with
Service - Hard Copy to follow

MICROFILMED

SEP 27 1989

RECEIVED

MAY 08 1989

Department of Water Resources

RECEIVED

MAY 16 1989

Department of Water Resources
Western Regional Office



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

NE

Reply to: 2540

Date:

RECEIVED
MAY 08 1989

Department of Water Resources

Mr. R. Keith Higginson
Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

Dear Mr. Higginson:

We are writing to protest Application for Permit No. 63-10783 filed by Anthony M. Silver to appropriate 0.04 cfs from an unnamed spring for domestic purposes. Idaho Code 42-213 requires written permission of the land owner prior to diverting a water source. The Applicant in this instance has not received a permit to occupy National Forest land. Until the Applicant has the necessary permit, further processing of the application should be postponed.

Sincerely,

for R. S. Tixier
J. S. TIXIER
Regional Forester

MICROFILMED
SEP 27 1989





United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Reply to: 2540

Date: MAY 08 1989

Mr. R. Keith Higginson
Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

MAY 12 1989

Department of Water Resources

Dear Mr. Higginson:

We are writing to protest Application for Permit No. 63-10783 filed by Anthony M. Silver to appropriate 0.04 cfs from an unnamed spring for domestic purposes. Idaho Code 42-213 requires written permission of the land owner prior to diverting a water source. The Applicant in this instance has not received a permit to occupy National Forest land. Until the Applicant has the necessary permit, further processing of the application should be postponed.

Sincerely,

for *Randall R. Stace*
J. S. TIXIER
Regional Forester

RECEIVED

MICROFILMED

SEP 27 1989

Dep. Dir. of Forest Service
U.S. Forest Service



Caring for the Land and Serving People

FS-6200-28(7-82)



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

April 17, 1989

J. S. Tixier, Regional Forester
U. S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Application for Permit No. 63-10783, in the Name of Anthony M. Silver

Dear Mr. Tixier:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by May 8, 1989.

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

ORIGINAL FILED

SEP 27 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

APRIL 12, 1989

The Idaho World
P.O. BOX 220
Idaho City, ID 83631

Dear Legal Dept.:

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 MAY 8, 1989.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

SEP 27 1989

63-10783

SILVER, ANTHONY M.
HC33 BOX 1641
BOISE, ID 83706

Source: SPRING

Tributary: SINKS

Diversion Pt: SESESE Sec 13 T 05N R 04E

Use: DOMESTIC (.040 CFS)

Date Filed: 4/04/1989

In: T05N R04E S13 SESE

MICROFILMED

SEP 27 1989