

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

T 1 N R 9 E

A ⊗ - pd & pou

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.

Burnett C. Bee
(Applicant)
Lawrence Bell

MICROFILMED

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Marie Waters 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 publica-
tion having been made on the 7 day
of August, 1985, and
the last publication having been made on the
14 day of August,
1985; every Thursday 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 MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Marie Waters
Subscribed and sworn to me this 14th

day of August, 1985

Floyd S. Waters
Notary Public

NOTICE OF APPLICATION FOR WATER RIGHT

The following application has been filed to
appropriate the public waters of the State of
Idaho.

63-10308 ^{v/p}

BELL, EVERETT E. &/or LOIS S.
5983 GLENWOOD RD., BOISE, ID 83714
Source: MILL CREEK trib. to FALL
CREEK

Date Filed: 07/25/1985

Diversion Pt: SWNE Sec. 04 T 01N R 09E

Use: DOMESTIC (0.04 CFS)

In: SWNE Sec. 04 T 01N R 09E

The permit will be subject to all prior water
rights. Protests must be filed with the Director,
Dept. of Water Resources, Western Region,
Statehouse, Boise, Idaho 83720 on or before
AUGUST 26, 1985.

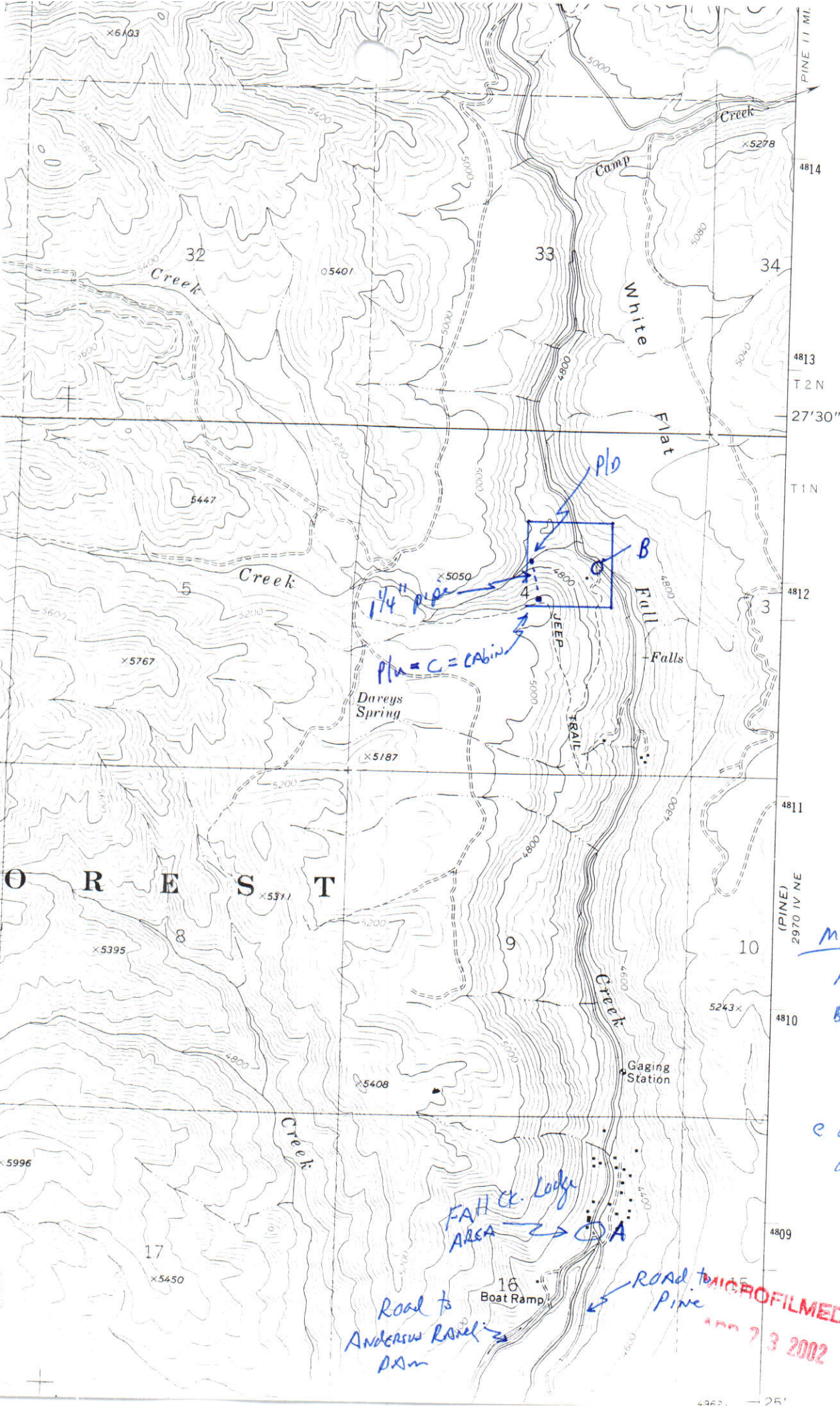
KEN DUNN, Dir.

Published 08/07 & 08/14/85.

RECEIVED
AUG 16 1985

Department of Water Resources
Western Regional Office

MICROFILMED



JL
 10/2/96
 - Lois Bell -

1N 9E
 S.4
 go't lots N¹/₂N¹/₂
 only

Mileage

A → B = 2.15

B → C = .65 (on
 4x4 rd. to top
 of hill)

e 600' ± from cabin
 down to p/d

63-10308

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 APR 7 3 2002

Road to
 Anderson Ranch
 DSM

FAH Cr. Lodge
 AREA → C/A

Road to
 Pine



PHOTO ONE-

Pump station at creek ↑

Storage tank about
35' from cabin →



PHOTO TWO

PROF
R 2 3 272



PHOTO THREE-

Cabin with storage tank viewed on right

>

PHOTO FOUR-

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APR 23 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-10308

Priority: July 25, 1985

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 0.6 AF

It is hereby certified that LOIS S BELL And/Or EVERETT E BELL
2091 NE 10TH AVE
MERIDIAN ID 83642 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 25, 1985; and have
submitted Proof of Beneficial Use on June 10, 1987. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

MILL CREEK

Tributary: FALL CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF

LOCATION OF POINT OF DIVERSION:

MILL CREEK SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4, Twp 01N, Rge 09E, B.M., ELMORE County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N	09E	4			X														

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 14TH day of MARCH, 2002.

MICROFILMED

APR 23 2002

Acting for


KARL J. DREHER
Director

RECEIVED

JUN 10 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received 0Date 6-10-87Receipt # Receipt by Reviewed by 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. 63-10308Name(s) of Permit Holder: Everett E. & /or Lois S. BellPost Office Address: 5983 Glenwood Rd., Boise, ID 83714Telephone No. 377-3014Source of Water: Mill Creek

Extent of Use:

Domestic 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-feetShow the date water was first diverted and beneficially used under this permit: 9-15-1986Measuring Device: Required? Yes ✓ No
Installed? Yes ✓ NoFee 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:

same as above

(Name)

MICROFILMED////

(Address)

JUL 07 1987

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.

6-10-1987

Date

x Lois S. Bell

Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant EVERETT E. & LOIS S. BELL Phone 383-9281
Post office address 5983 GLENWOOD RD., BOISE, ID 83714
2. Source of water supply MILL CREEK which is a tributary of FALL CREEK
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 1N
Range 9E B.M. ELMORE 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:

- a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. PUMP IN CREEK UP TO CABIN

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

- a. If water is not for irrigation:

(1) Give the place of use of water: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 1N
Range 9E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.

(5) If water is to be used for other purposes describe: IN-HOUSE USE ONLY

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion UNKNOWN

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 APPLICANTS WILL FIND LANDOWNERS & CONSULT ABOUT RIGHT-OF-WAY.

10. Remarks _____

11. 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.

Burnett C. Bree
(Applicant)
Lois A. Bell

MICROFILMED

Proposed Priority 7/25/85

MICROFILMED

Received by JG Date 7/25/85 Time 12:07

Preliminary check by LLS Fee \$ 301 36114

Receipted by AP Date 7/28/85

Publication prepared by jp Date 8/1/85

Published in Mountain Home News

Publication dates 8/8 & 8/15/85

Publication approved AP Date 8/16/85

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Der kw

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. 63-10308, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 90.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.
Use of water for domestic purposes under this permit shall be limited to in-house use and watering of household stock.
Use of water under this permit is subject to control by the watermaster of State Water District No. 63, Boise River.

Witness my hand this 9th day of October, 1985.

J. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, ... *Marie Waters* ... 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 publica-
tion having been made on the ... *7* ... day
of ... *August* ..., 19*85*, and
the last publication having been made on the
... *14* ... day of *August* ...
19...*85*...; every Thursday 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 MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Marie Waters
Subscribed and sworn to me this *14th* ...
day of ... *August* ..., 19*85*
Floyd S. Waters
Notary Public

RECEIVED
02-10000
PAUL EVERETT E. &/or LOIS H.
GLENWOOD RD, BOISE, ID 83714
Shower MILL CREEK Trib. to FALL
CREEK
Filed: 07/25/1985
Hwy 101 N. 04 T 01 N R 09 E
UNDOMESTICATED
Hwy 101 N. 04 T 01 N R 09 E
This tract is subject to all prior water
rights, whether or not recorded with the Director,
Department of Water Resources, Western Region,
Boise, Idaho 83720 on or before
AUGUST 26, 1985
KEN DUNN, Dir.
Published 02/07/1985

RECEIVED
AUG 13 1985

Department of Water Resources
Western Regional Office

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 15, 2002

LOIS S BELL
EVERETT E BELL
2091 NE 10TH AVE
MERIDIAN ID 83642

RE: License No. 63-10308 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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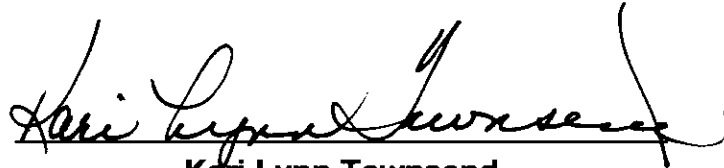
APR 23 2002

CERTIFICATE OF SERVICE

I hereby certify that on March 15, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 63-10308

**LOIS S BELL
EVERETT E BELL
2091 NE 10TH AVE
MERIDIAN ID 83642**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

APR 23 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
SEP 24 2007

Comment Report

63-10308

1. kwalker ^{kw} 3/11/2002 Right Holders

Comment: I contacted Mrs. Bell this morning to find out when Mr. Bell died. He died on 12/20/1988. I tried to confirm this with Vital Statistics and they did not have a record of Mr. Bells death on that date. Mrs. Bell told me that she had forwarded all of her SRBA mailings to the new owners of the property. Since the property has been sold and an ownership change form will be coming, I would like to go ahead and issue this license in permit holders names as recorded and not bother Mrs. Bell any further.

2. SKEEN 2/15/1996 Updating database

Comment: This permit remained an application on the database until today. It was actually approved in 1985.

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APR 23 2002

LICENSE REVIEW CHECKLIST

Permit No. 63-10308

Date: 3-11-02

Reviewer: Kay Walker

*Died 12/20/88 per Mrs. Bell
Mr. Bell died
not die in Idaho
per Vital Statistics
3/11/02-*

Change/OK

Name/Address

change - per examiner

Source

OK

Does change clarify original intended source? If no, void permit.

Point of Diversion:

OK

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.04 cfs

Fee Limit N/A cfs

Measured cfs

Theoretical cfs

Recommended Total Diversion Rate 0.04

Water Uses

OK

Change (P46)

Season of Use per new Standards

Irrigation cfs af

Stockwater cfs af

Domestic 0.04 cfs 0.6 af

cfs af

cfs af

total 0.04 cfs 0.6 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/WB5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

cfs x 1.9835 x days = af (vs) acres x (FHR) = af

Remarks:

WB5, R04

Additional Conditions

yes Watermaster Control - 63

GW Measurement/Measuring Device

Other

Trust R65 - remove 051

Non-trust (048)

GW Dist?

Water Msmt. Dist?

Crit. GWMA?

GWMA?

Government Lots?

Advance Priority?

yes
no

If yes, explain why below.

SRBA Claim?

yes - in process of being decreed

Adjust memo

Amend Letters

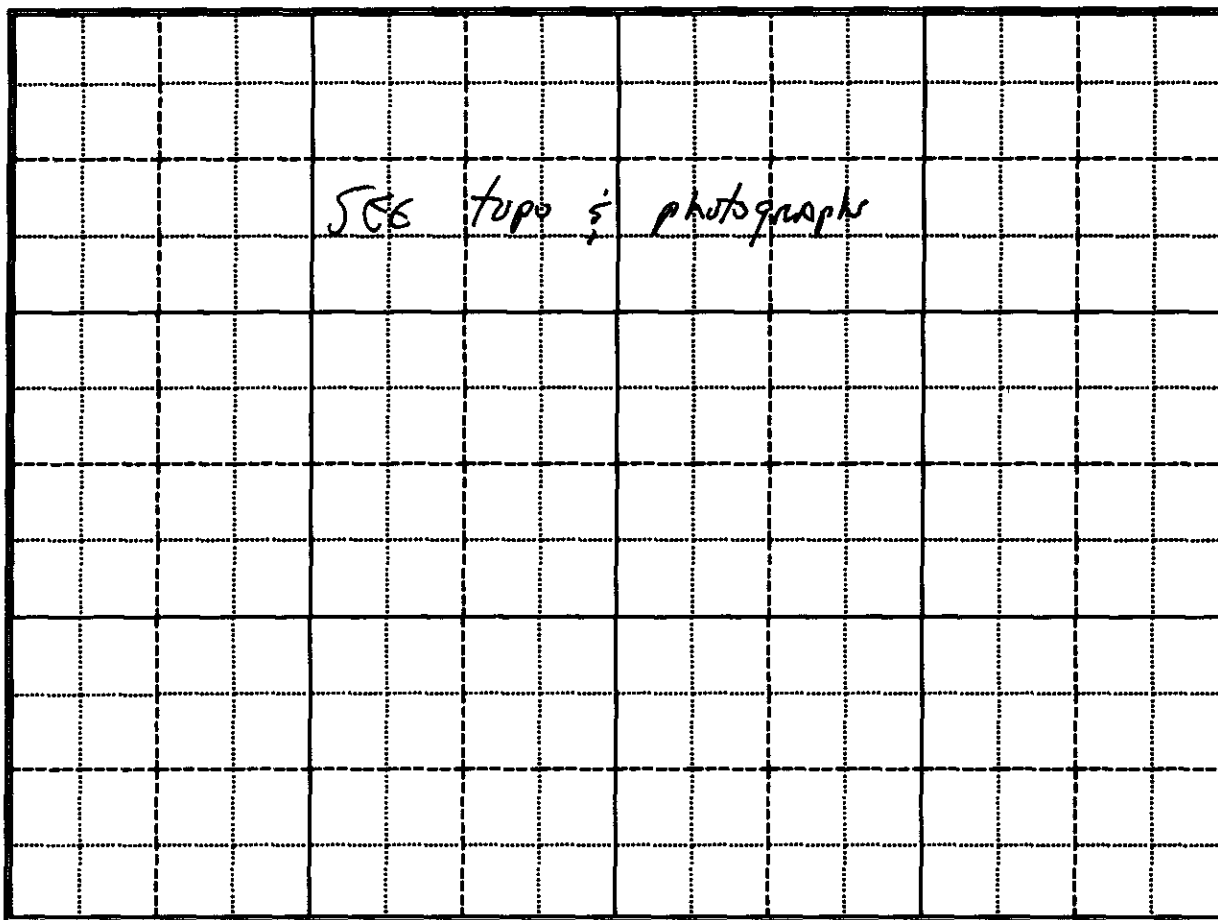
P87, S06

Second Amendment Notice

S06

APR 23 2002

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate well size/ditch size/pipe I.D. as applicable.



Scale: 1" = _____

☒ Copy of USGS 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)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
				Hipro	1 1/4" pipe
	(Other Specs unknown - no info at site & owner cannot locate any records)				

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. Measurements: NONE possible

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APR 23 2002

E. NARRATIVE/REMARKS/COMMENTS

A small metal pump house contains the pump. Could not see inside the pump house. Unit located about 10' from Mill Creek. A 1 1/4" white pvc intake/outlet pipe runs c 600' up steep hill to top of hill by 4x4 road. Pipe leads to a small overhead storage tank (photo #2) near the cabin.

A 1 1/4" black poly. pipe from the tank feeds interstitial lines at cabin. No yard use was observed. A small stock corral implies limited stock use ~~part~~ as part of the domestic use (ok in "42-111 logic").

Proof was filed 6/10/87 prior to SRBA & prior to proof fee for $\leq .04$ cfs surface water use.

SRBA claim not filed per 5/16/96 check & telephone confirmation with owner. At that time, IDWR required a claim to license a permit with pre-SRBA proof filing. Owner filed claim by late ~~1996~~ 1996.

Permit has been overlooked in general licensing backlog but can now be licensed in preparation for Part 1 B. 63 Director's Report.

Conditions to retain for licensing:

- 1) R.O.W / easement
- 2) interstitial domestic & household stock
- 3) watermaster control (no lockable device or measuring device necessary at this time)

Have conditions of permit approval been met? ☒ yes ☐ no

* System winterized at exam time. Pump house locked. Observed (mostly buried) ~~MEASUREMENT~~ ^{WATER METER} seen in photo #1) electrical wire to pump house. This is a viable system.
APP 23 2002

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

NONE possible with available information.
OK to allow .02 cfs for interval use, 1 cab.D.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

D/I interval, allow .6

H. RECOMMENDATIONS

1. Recommended Amounts

*possibly acceptable to allow .04 for D/I interval
plus household stock*

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>1/1</i>	<i>12/31</i>	<i>.02</i>	<i>0.6</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.02</i>	<i>0.6</i>

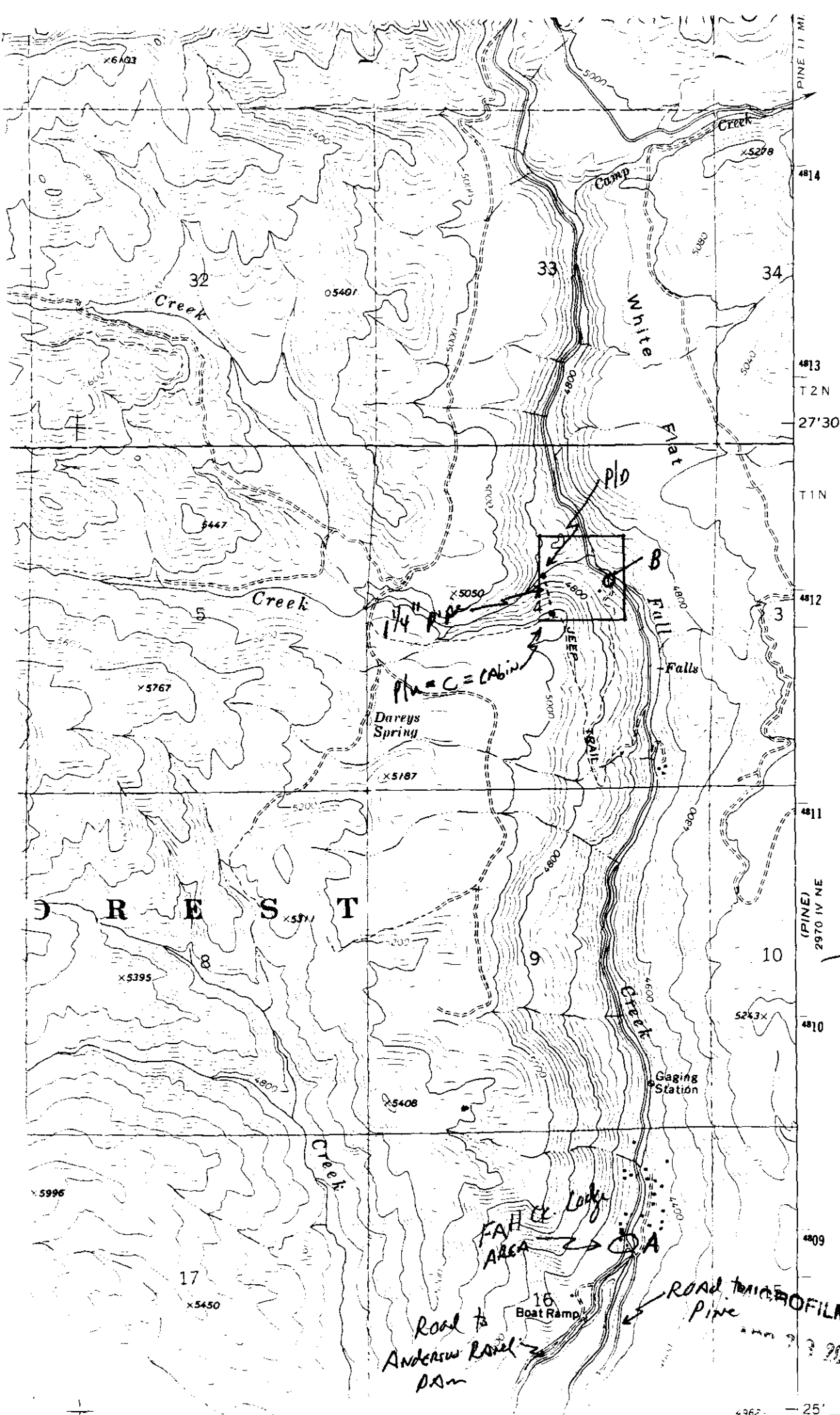
2. Recommended Amendments

____ 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

I. AUTHENTICATIONField Examiner's Name *Steve Lester* Date *2/20/12*

Reviewer _____ Date _____

SEAL
MICROFILMED
APR 23 2002



JL
 10/2/96
 - Lois Bell -

1N 9E
 5.4
 govt lots N¹/₂N¹/₂
 only

mileage
 A → B = 2.15
 B → C = .65 (on
 4x4 rd. to top
 of hill)
 c 600' ± from cabin
 down to p/d

63-10308

Road to
 Anderson Road
 Dam
 Boat Ramp
 ROAD TO
 Pine
 MICROFILMED
 2002



PHOTO ONE-

Pump station at creek ↑

Storage tank about
35' from cabin →



PHOTO TWO

PR 23142



PHOTO THREE-

Cabin with storage tank visible on right

>

PHOTO FOUR-

MICROFILMED
APR 23 2002



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

October 3, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

OCT 04 1996

Department of Water Resources

LOIS S BELL
2091 NE 10TH AVE
MERIDIAN ID 83642

RE: LICENSING OF RIGHT NO. 63-10308

Dear Mrs. Bell:

Per your instructions and information provided to me recently, I had a chance to conduct the field inspection of the above-referenced permit yesterday.

I found the Mill Creek pump station, the pipeline to the holding tank, and the cabin. Your directions were very helpful.

Enclosed is a partially completed Snake River Basin Adjudication claim to protect the permit. Since the development was completed prior to the 1987 commencement of the adjudication, a claim can be filed to protect the 1985 priority date for use of Mill Creek water.

Once the claim is filed, I will recommend that your permit be licensed for the cabin. In this manner the water right process and the adjudication process will work together to protect your water right with its 1985 priority date. Your permit will be licensed, and the adjudication claim will carry the license through the adjudication process, which will ultimately result in a decreed right, the strongest type of water right provided under Idaho law.

To complete the claim, please review it. A notarized signature and \$25 filing fee will be needed. Note that the \$50 late fee for not filing the claim in 1989 (the period established for Elmore County adjudication claims-taking) does not apply in this case -- only \$25 is necessary.

Please return the completed original (white pages) claim with map to me. The yellow copy is for your records. I will be glad to help you if you have any questions.

Sincerely,

Steve Lester
Deputy Regional Manager

Enclosure: SRBA Claim Form

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SEP 13 2002



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

August 18, 1987

63-10308
BELL, EVERETT E.
BELL, LOIS S.
5983 GLENWOOD RD.
BOISE, ID 83714

Dear Applicant(s):

We acknowledge receipt of your statement of 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.

Sincerely,

A handwritten signature in cursive script, appearing to read "Judy", is written above the typed name.

Judy Pense
Secretary

/jp

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SEP 23 2002

October 18, 1985

RE: Permit No. 63-10308

Everett E. &/or Lois S. Bell
5983 Glenwood Rd.
Boise, ID 83714

Dear Permit Holder:

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

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosure

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 665

APPLICATION NUMBER: 63-10308

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: In-house use

only

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: August 26, 1985
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/16/85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 30/36114
☒ Publication dates and paper, recorded on application. Idaho Home News 8/7 & 8/14/85
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application. Approve DRT
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 63
7-25-85 Date of priority recommended.
Special conditions of approval or cover letter. 04, 26A, 21, 05 (63, Boise River)

not in S.F. area

By: DRT Date: 8/28/85

STATE OFFICE REVIEW:

617 21 26 04 05 (63, Boise River)

- ☐ See attached sheet for more information.

By: KW Date: 9/25/85

SEP 10 1985

Department of Water Resources

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RECEIVED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 1, 1985

Mountain Home News
Drawer 0
Mountain Home, ID 83647

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 AUGUST 26, 1985.

Yours truly,

JUDY PENSE
Secretary

Encl.

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NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before AUGUST 26, 1985.

KEN DUNN, Dir.

Published 08/08 & 08/15/85.

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State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

August 1, 1985

L. Kent Mays, Jr.
Deputy Regional Forester
Department of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Nos. 77-7233/McRae & 63-10308/Bell

Dear Mr. Mays:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application 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, your written protest must be received in this office by August 26, 1985.

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

Sincerely,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Enclosure

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63-10308

BELL, EVERETT E. &/or LOIS S.

5983 GLENWOOD RD., BOISE, ID 83714

Source: MILL CREEK trib. to FALL CREEK

Date Filed: 07/25/1985

Diversion Pt: SWNE Sec 04 T 01N R 09E

Use: DOMESTIC (0.04 CFS)

In: SWNE Sec 04 T 01N R 09E

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