

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

+ - P.P.
P/KI

Dec 11

T37N R1E

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.

x Albert E. Byers
(Applicant)

MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Application for

Water Right - Byers - 83-7062

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 28th day of October, 19 82, and ending on the 4th day of November, 19 82

Nancy Noble
Subscribed and sworn to before me this 11th day of November, 19 82

Betty E. Knight
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN

NOTICE OF APPLICATION FOR WATER RIGHT

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

83-7062

BYERS, DELBERT E.
RT. 1 BOX 211, DEARY, ID
83823

Source: GROUNDWATER

Date Filed: 10/19/1982

Amount: 0.06 CFS

Diversion Point: NENW Sec
11 T 37N R 01E, CLEAR-
WATER Co.

Use: DOMESTIC (0.06 CFS)
from 01/01 to 12/31

Place of Use: NENW Sec 11
T 37N R 01E

Diversion Means: WELL,
PUMP AND PIPE.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, ID 83814 on or before NOVEMBER 15, 1982.

KEN DUNN, DIRECTOR
10-28; 11-4c

MICROFILMED

RECEIVED

DEC 8 1982

Department of Water Resources
Northern District Office



MICROFILMED

R1E

X
24
4 P/U

T37N

11

✓

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NE NW SEC 11 T37N R1E

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
37N	1E	11					X												

Recommended Amendments:

- ☐ Change P.D. as reflected above
 ☐ Add P.D. as reflected above
 ☒ None
☐ Change P.U. as reflected above
 ☐ Add P.U. as reflected above
 ☐ Other

Examiner's Signature Larry Beard

Checked by Bob Raynes

Approved by Ray Walker

Date 6/18/84

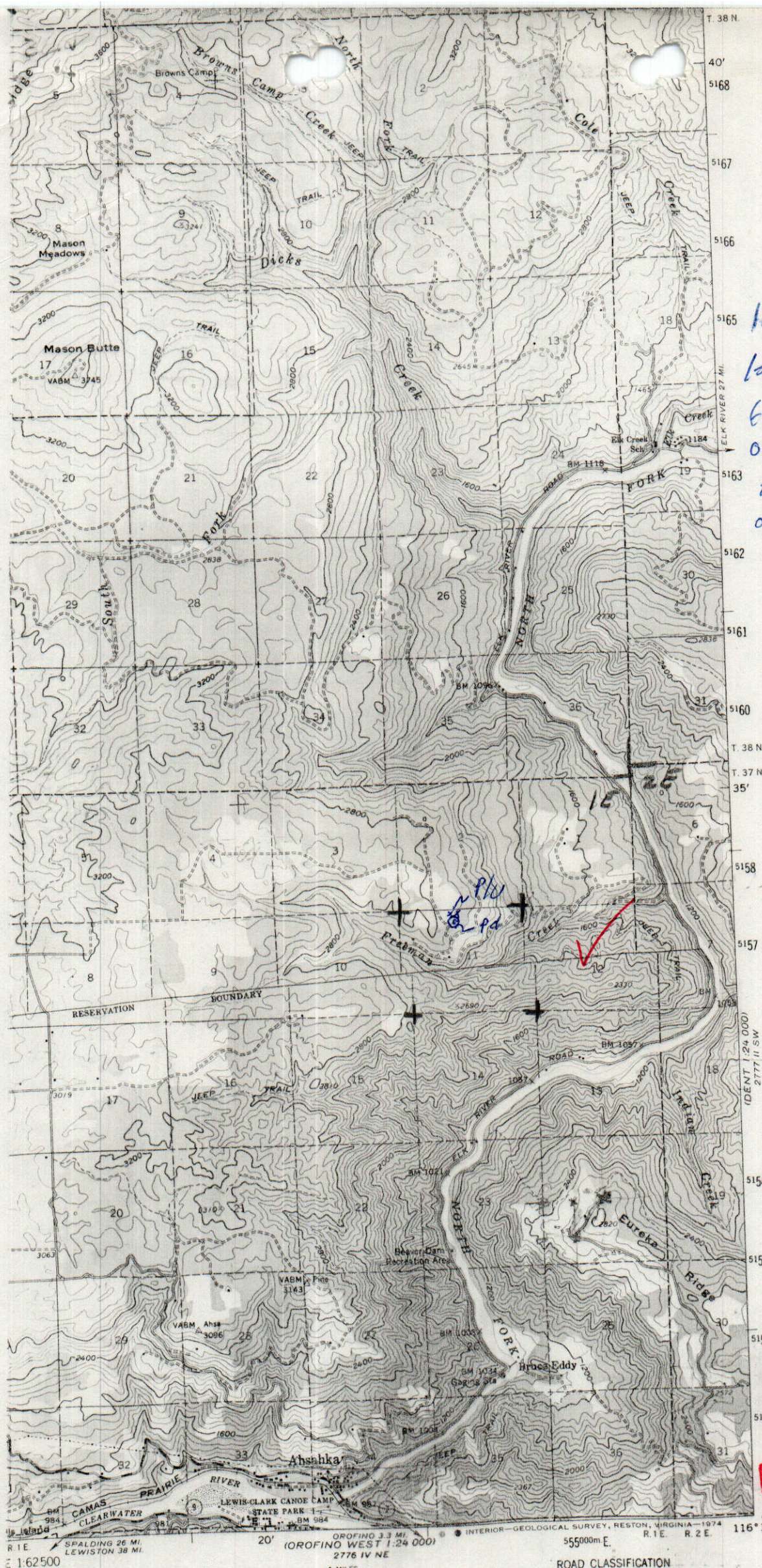
Date 8/16/84

Date 9-20-84

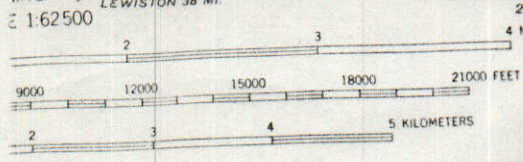
no gov. lot - see plat attached

83-7062

left after cosner
1st cabin - 1st Rd
from main road
on left.
2nd house - 2nd Rd
on Right



MICROFILMED



INTERVAL 80 FEET
PRESENT 40-FOOT CONTOURS
MEAN SEA LEVEL



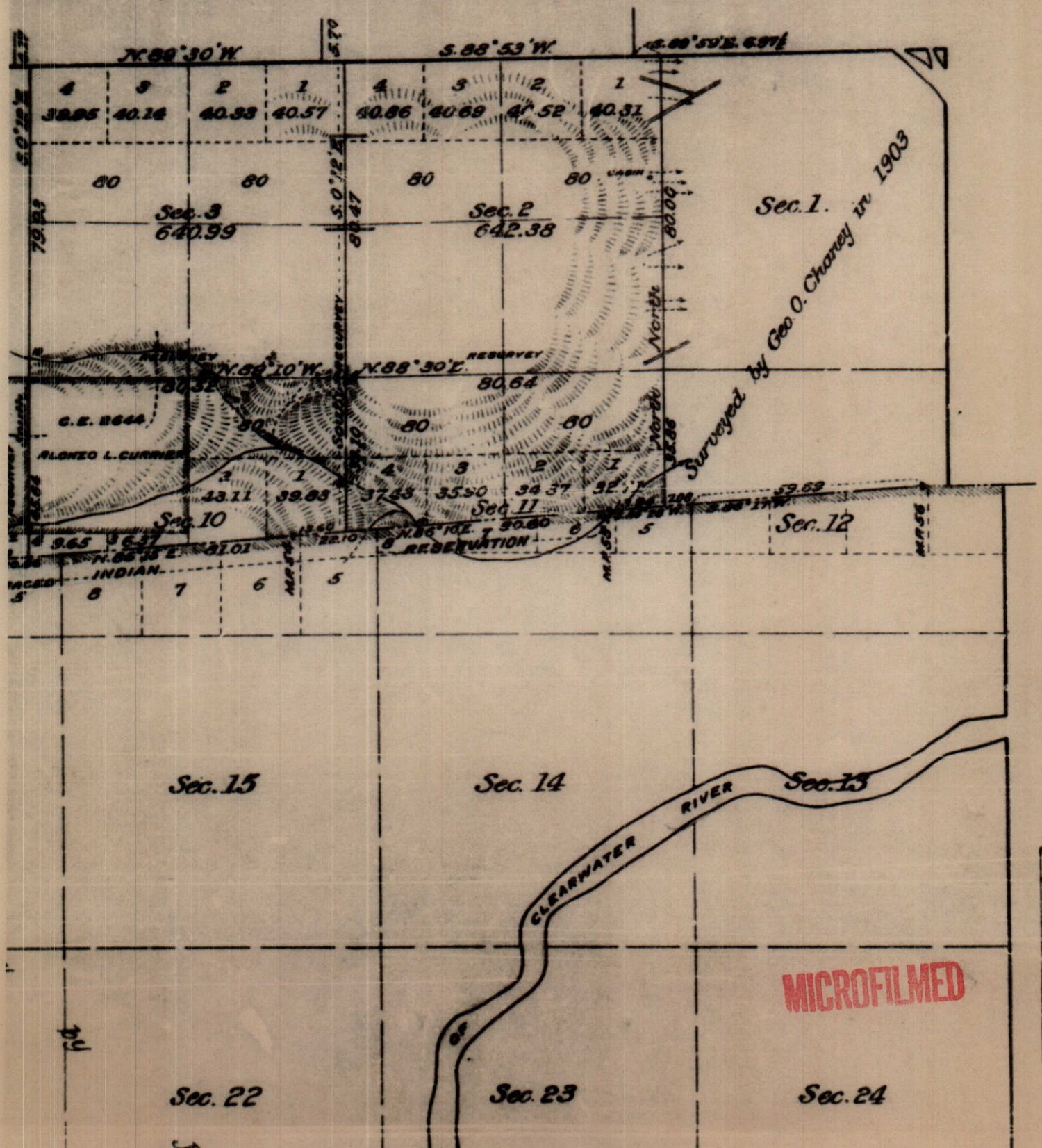
ROAD CLASSIFICATION
Medium-duty ——— Light-duty ———
Unimproved dirt ———
○ State Route

AHSAHKA, IDAHO
N4630-W11615/15

1961

11-58

rental Plat East of the Boise Meridian, Idah



Me
Al
Jo
Pe
Pa

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

+ - R.D.
P/W

SEC 11

T37N R1E

MICROFILMED

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.

X _____
(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 83-7062 Priority October 19, 1982 Amount 0.06 cfs

THIS IS TO CERTIFY, that Delbert E. Byers
of Deary, Idaho, has complied with the terms and conditions of Permit
No. 83-7062 issued pursuant to Application for Permit dated October 19, 1982,
and has submitted proof to the Department of Water Resources on February 22, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.06 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(2 Units)</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.06</u> cfs and <u>2.4</u> acre feet		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11,
Twp 37N, Rge 1E in the County of Clearwater

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
37N	1E	11					X												

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10TH day of
OCTOBER, 19 84.

MICROFILMED

Kenneth C. Young
Director

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 Delbert E. Byers Phone 877-1208

Post office address Rt #1, Box 211, Darry, Id. 83823

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 37N

Range 1E B.M. Clearwater County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 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. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & pipeline

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 6" inches; proposed depth of well is 140 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year – maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 37N
Range 1E 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 2.

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

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

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 Applicant

→ b. Who owns the land to be irrigated or place of use Applicant & Helvin R. Byers

→ c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing This water has been piped to my son Helvin's property with the agreement that if he should sell his property the water would not be included

10. Remarks

This well is also located close to an old road & I would not want others to claim a right to use the water.

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

[illegible]

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.

x Albert E. Byers
(Applicant)

Proposed Priority 10/19/1982

Received by Mr Date 10/19/82 Time noon

Preliminary check by LB Fee \$ 3000

Receipted by Mr Date 10/21/82 (25037)

Publication prepared by Mr Date 10/21/82

Published in Clearwater Tribune

Publication dates 10/28 + 11/4/82

Publication approved Mr Date 12/3/82

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RA RC

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. 83-7062, 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 February 1, 19 84.

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

Witness my hand this 20th day of January, 1983.

A. Glen Saxton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Clearwater } ss.

Nancy Noble

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: That said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of

Notice of Application for

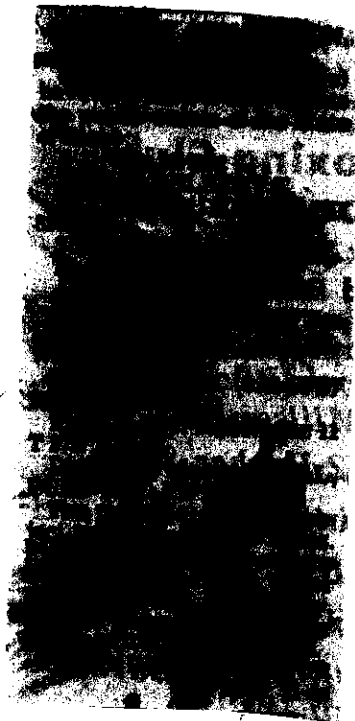
Water Right - Byers - 83-7062

That said Notice

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for full period of two consecutive issues commencing on the 28th day of October, 19 82, and ending on the 4th day of November, 19 82

Nancy Noble
Subscribed and sworn to before me this 11th day of November, 19 82

Betty E. Knight
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO
RESIDING AT OROFINO THEREIN



RECEIVED

DEC 8 1982

Department of Water Resources
Northern District Office

WATER RIGHT NUMBER 83-7062

OWNER LAST NAME - BYERS ✓

FIRST NAME - DELBERT E.

ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 211 ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - DEARY ✓

STATE - ID ZIP CODE - 83823

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE ✓

STATUS -

PRIORITY - 10-19-1982 ✓

COUNTY - CLEARWATER

TOTAL DIV. RATE -

.0600 -CFS

TOTAL DIV. VOLUME -

2.40 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 11 37N 01E LOT ✓

REDIV -

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC ✓

USE DIV. RATE -

.0600 CFS

USE DIV. VOLUME -

2.40 AFA

USE - DOMESTIC

PLACE OF USE - TWN 37N RNG 01E SEC 11 TRACT NENW LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE - 0/2 HOMES.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 02-01-1984 PERMIT/DENIED - 01-20-1983 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL, PUMP AND PIPE.

October 10, 1984

RE: Permit No. 83-7062

Delbert E. Byers
Rt. 1, Box 211
Deary, ID 83823

Dear Mr. Byers:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

SEP 4 1987

83-7062
Permit No.

CONTACT WITH PERMIT HOLDER

☐ Appointment letter mailed:

DATE _____

INITIALS

Department of Water Resources REMARKS

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 6/15/84 Accompanied by - Total Q measured est. 0.06

Source Groundwater Tributary to _____ Supp. annubar measurement sheet used?

If source is surface water, estimate total flow of source

Methods of measurement Estimate Meets permit requirements? Yes

Measurement calculations: $2 \text{ homes} - 0.06 \text{ cts}, 2(1/2) = 2.4 \text{ AFA}$

[illegible]

System Description Well, pump and pipeline to two homes

***Code with map on reverse side. Disregard code if only one.**

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE

Q (cfs)

V (afa)

FROM

TO

Domestic ✓
(2 units)

0.06 ✓

By ✓

111 ✓ 12131 ✓

Total

0.06 ✓

2.4 ✓

Remarks

MICROFILMED

MICROFILMED

SCHEMATIC DIAGRAM OF SYSTEM

Place(s) of Use

NE NW Section T37N R1E

Recommended Amendments:

☐ Add P.D. as reflected above

☒ None☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Checked by

Approved by _____

Post Family Board

Paul Walker

Date _____

Date _____

Date _____

78-0E-6
78/31/8
78/37/9

No you. Let - all plant attached

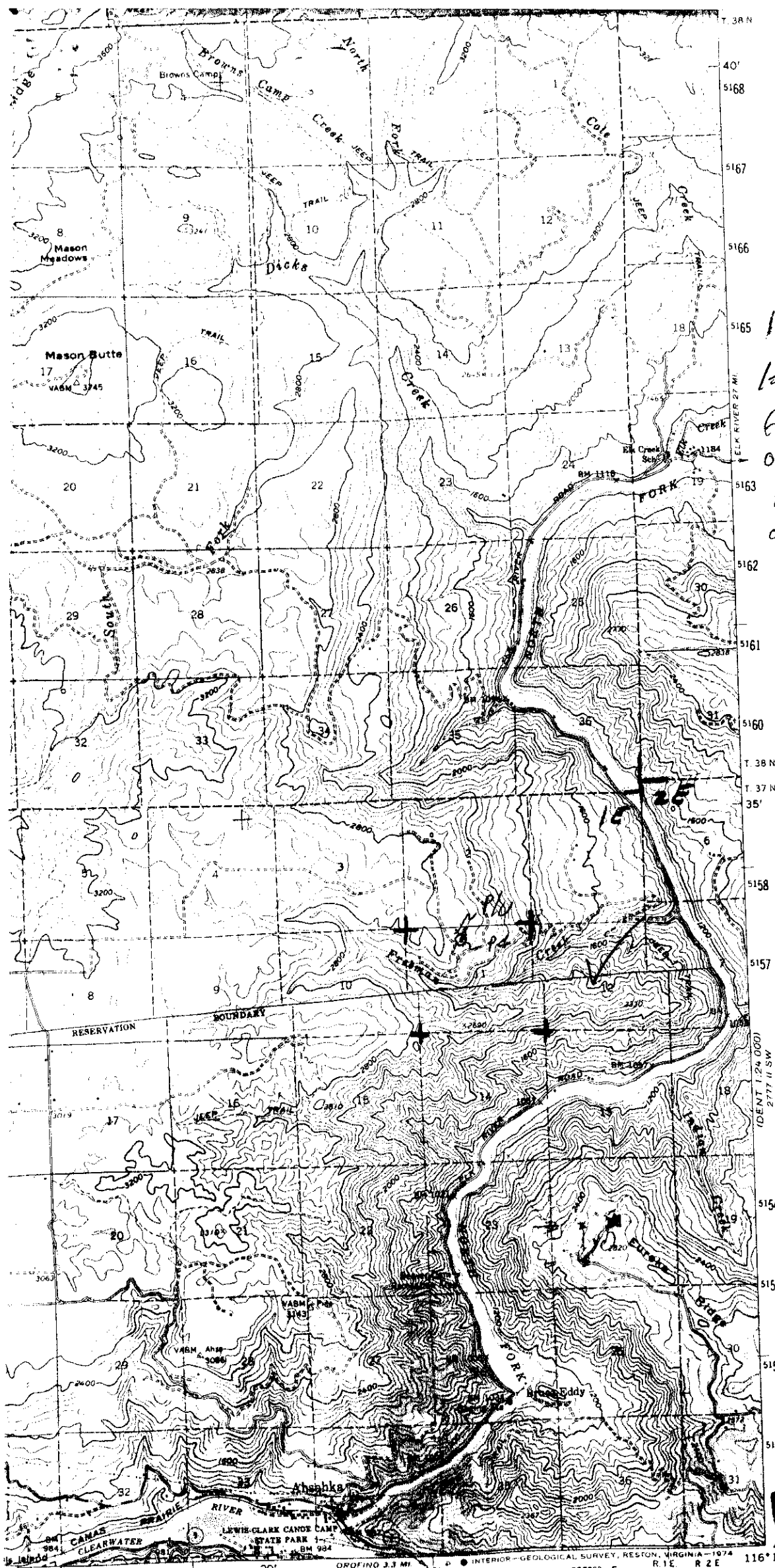
100-100-100

86-7062

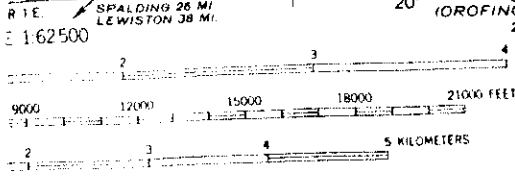


83-7062

Left after corner
1st cabin - 1st Rd
from main road
on left.
2nd house - 2nd Rd
on Right



MICROFILMED



INTERVAL 80 FEET
PRESENT 40 FOOT CONTOURS
MEAN SEA LEVEL



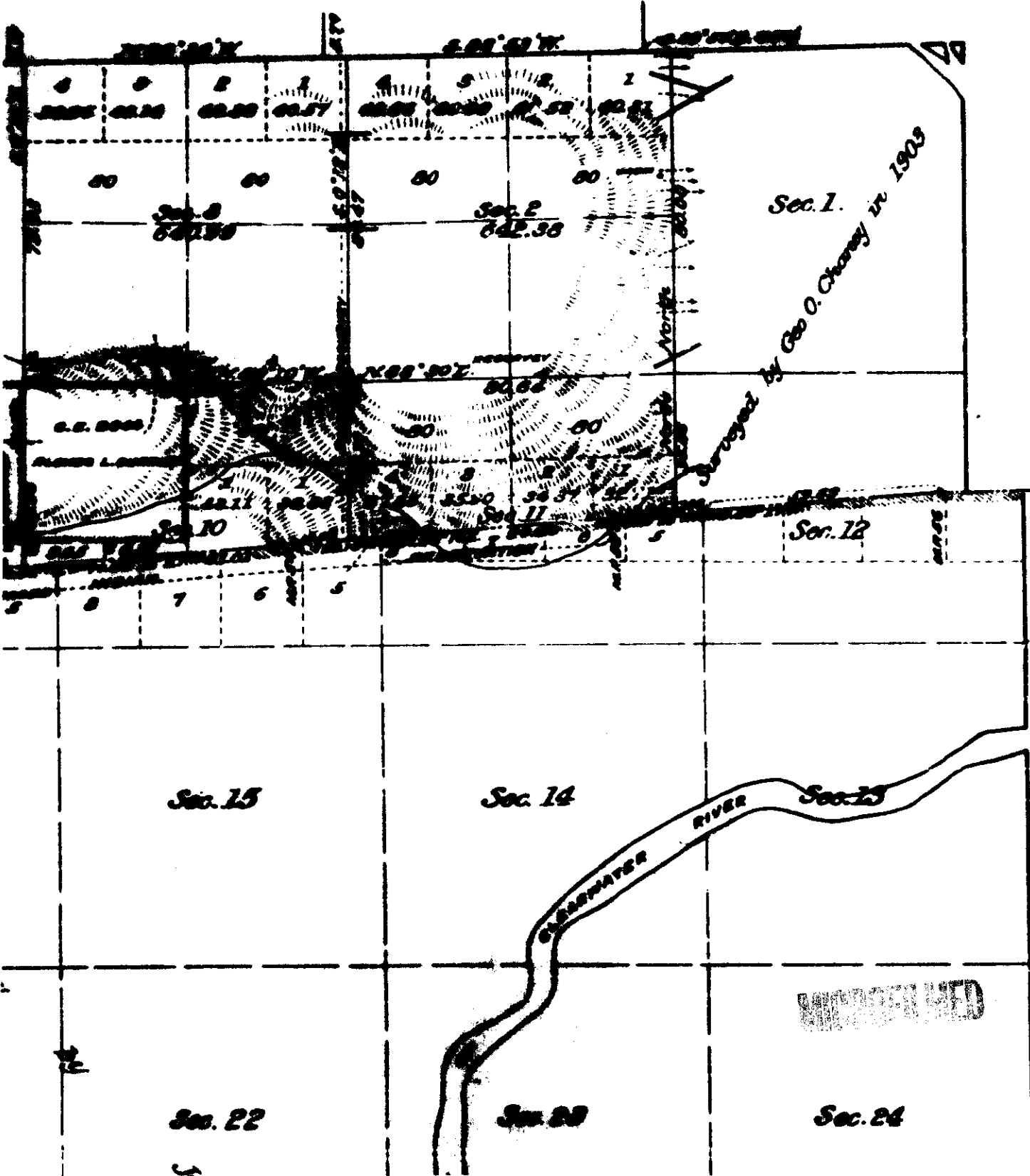
ROAD CLASSIFICATION
Medium-duty ——— Light-duty ———
Unimproved dirt
○ State Route

AHSAHKA, IDAHO
N4630—W11615/15

1961

11-58

rental Flat.
East of the Boise Meridian, Idah



C
ME
FL
ED
PA
PA

1983-1 Budget #?
2. R. L. M.

RECEIVED

JUN 1 1984

83-7062

Department of Water Resources

Dear Ida
May 30 1984

Dept of Water Resources
 Boise Ida

Dear Sir:

In 1982 I applied for
a water permit on my
well in Clearwater County.

I received a receipt for my
\$30 and a letter stating that
it had been approved &
would be inspected.

I called your office in
Coeur d'Alene and was told
that they would send a
man out to inspect it last
July. It has been almost
a year now & I would like
to have this matter settled
& to get my license.

Yours truly

Mrs. Delbert Byers

MICROFILMED

Sent to
Northern
Region
for
response
of

3/79

IDENT. NO. 83-7062

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

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

[Signature]

10/20/82

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied

(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

100

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
AL KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

MARCH 10, 1983

MRS. DELBERT BYERS
RT 1 BOX 211
DEARY ID 83823

RE: Permit No. 83-7062

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

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

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

Albert E. Byers
P.O. Box 83823
Boise, Idaho



RECEIVED
FEB 22 1982
MICROFILMED
Department of Water



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 23-7062

Name(s) of Permit Holder: Mrs Gilbert Byers

Post Office Address: RT 1 Box 211 Bearz, Ida.
21P 83813 Tel. No. 820-1268

Source of Water: drilled well

Extent of Use: ☒ Domestic 2 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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

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

Feb 16 1983 Date Mrs Gilbert Byers Signature of Permit Holder

January 26, 1983

RE: Permit No. 83-7062

Delbert E. Byers
Route #1, Box 211
Deary, ID 83823

Dear Mr. Byers:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval as listed on the fourth page.

We have enclosed instructions entitled "Making 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 the statement of beneficial use postcard that must be submitted when your project is completed.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures

83-706

Harry Schla
Jan. 12 1983

Mr Tom H. King
Water Resource Agent
Dear Sir:

In Oct. 82 my husband & I
filled out an application for a
permit to a water right on our
well in Clearwater County. We
also enclosed a \$30 check which
was cashed & returned to us
from our bank. Since then
we havnt heard any word
from you concerning this matter.

Will you please let us know
how we stand. Hoping to hear
from you soon.

Yours truly
Mrs Albert Biers

RECEIVED

JAN 17 1983

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: ZB

APPLICATION NUMBER: 83-7062

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: _____

*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.
☐ Yes ☐ No Final date for protests: 11/15/82 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 12/3/82 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☒ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
10/19/82 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RWA Date: 12/8/82

STATE OFFICE REVIEW:

Return Receipt
SLW/LIB
☐ See attached sheet for more information.
By: Keen Date: 1-20-83

RECEIVED
JAN 18 1983

83-2062

BYERS, DELBERT E.

RT. 1 BOX 211, DEARY, ID 83823

Source: GROUNDWATER

Date Filed: 10/19/1982

Amount: 0.06 CFS

Diversion Point: NENW Sec 11 T 37N R 01E. CLEARWATER Co.

Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 11 T 37N R 01E

Diversion Means: WELL, PUMP AND PIPE.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 21, 1982

83-7062

Mr. Delbert E. Byers
Rt. 1 Box 211
Deary, Id. 83823

Dear Mr. Byers:

We are returning your Claim to a Water Right since a Claim to a Water Right on a groundwater source for two domestic units with a priority date later than March 25, 1963 cannot be accepted. Instead an Application for Permit is required, so I have taken the liberty of preparing one in your behalf and have enclosed it with this letter. I have not completed the application since I don't know the answers to some of the questions.

To complete the application, complete the following items, sign the application and return it to this office with the statutory \$30.00 filing fee.

Item No. 6c - Please list the size of the well.

Item No. 9b - List the name of the owner of the second home and list the arrangements made for the delivery of water to that home.

If you have any questions, please contact me at this office.

Sincerely,

SEM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Application
Claim

MICROFILMED

[illegible]

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

My commission expires _____

Received by _____ Date 9-10-82 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$30.00 fee received by _____ Date _____
Published in _____
Dates _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Delbert E. Byers Phone 877-1208

Post office address Rt 1, Box 211, Dorey, Id. 83823

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 37N

Range 1E B.M. Clearwater County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 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. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & pipeline

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11 Township 37N

Range 1E 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 2.

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

MICROFILMED

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

+ - R.D.
 P/U
 SEC 11
 T37N R1E

MICROFILMED

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.

X _____
(Applicant)

Received by _____ Date _____ Time _____
Preliminary check by _____ Fee \$ _____
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. Other:

MICROFILMED