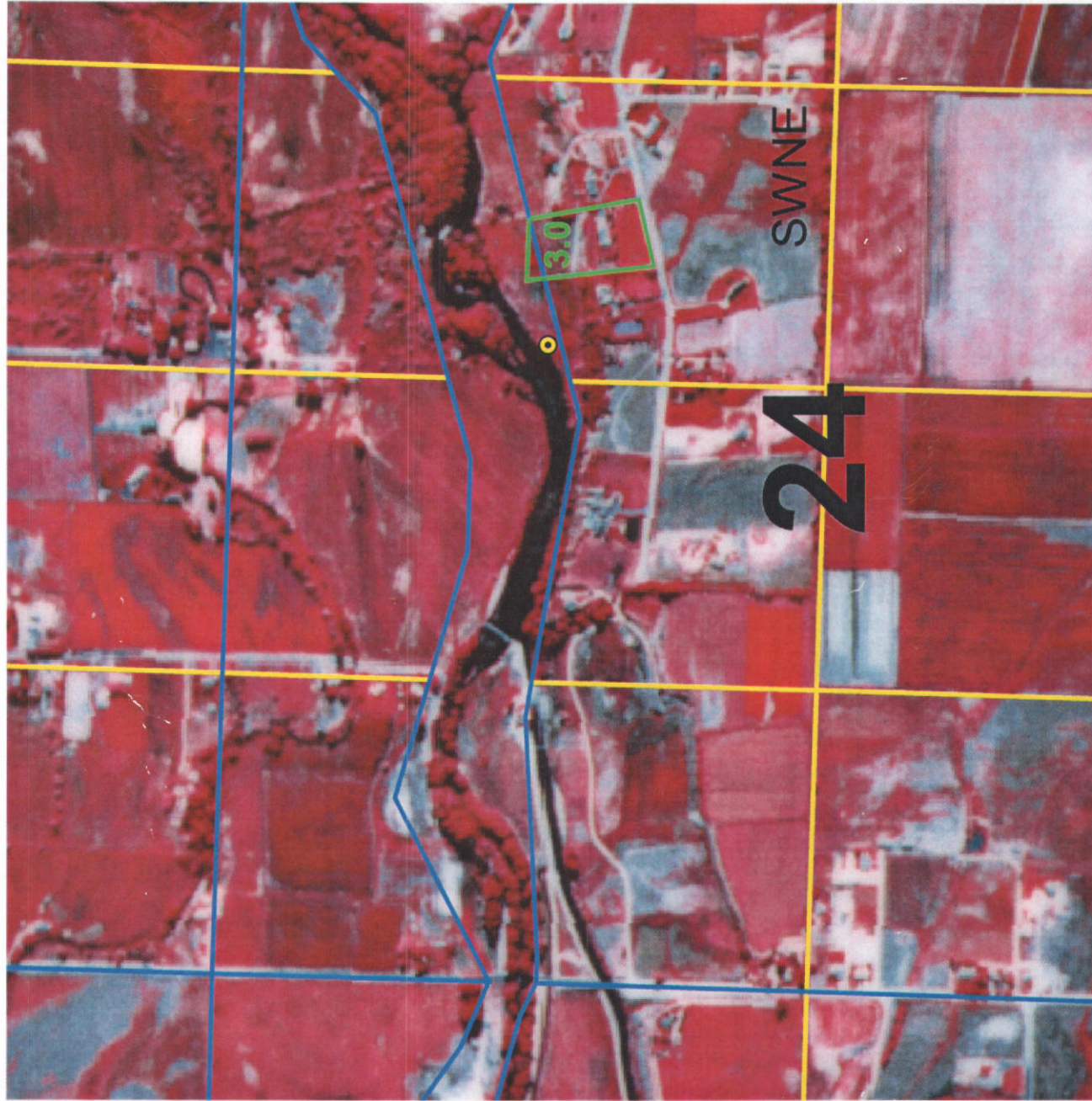




Idaho Department of Water Resources

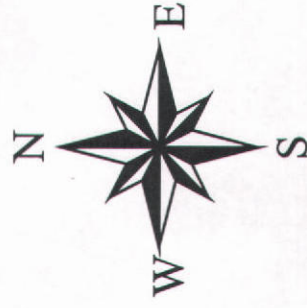
T04N, R01W,
S24

Claim No: 63-08176
Prepared By: Kimberly Brown
Date: September 25, 2003



- Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4

Acres Irrigated = 3.0



1987 NAPP



42.00
13.80

NC

EAST 70.90

31.93 35.85 24.20

29.23

3

46.20

Sec. 23

38.35

5

35.55

Sec.

7

40.20

24

8

42.82

NORTH

N. 89° 45' W.

79.76

WEST

80.50

BOISE

Sec. 26

Sec. 25

TH

4N 1W

ME



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-08176
Date Received: 6/22/1989
Receipt No: C007757
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRAD W. BOWER 208-888-3168
Address: 600 RIVER HEIGHTS DRIVE
MERIDIAN, ID 83642

AND/OR
Name: CAROLYN A. BOWER 208-888-3168
Address: 600 RIVER HEIGHTS DRIVE
MERIDIAN, ID 83642

2. Date of Priority: AUG 07, 1975

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	24	SW	NW	NE		ADA

5. Description of diverting works:
PUMP, SUCTION DISCHARGE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.090		

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 10.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	24	SW	NE		IRR	3.0

Section Acres 3.0

Total Acres 3.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

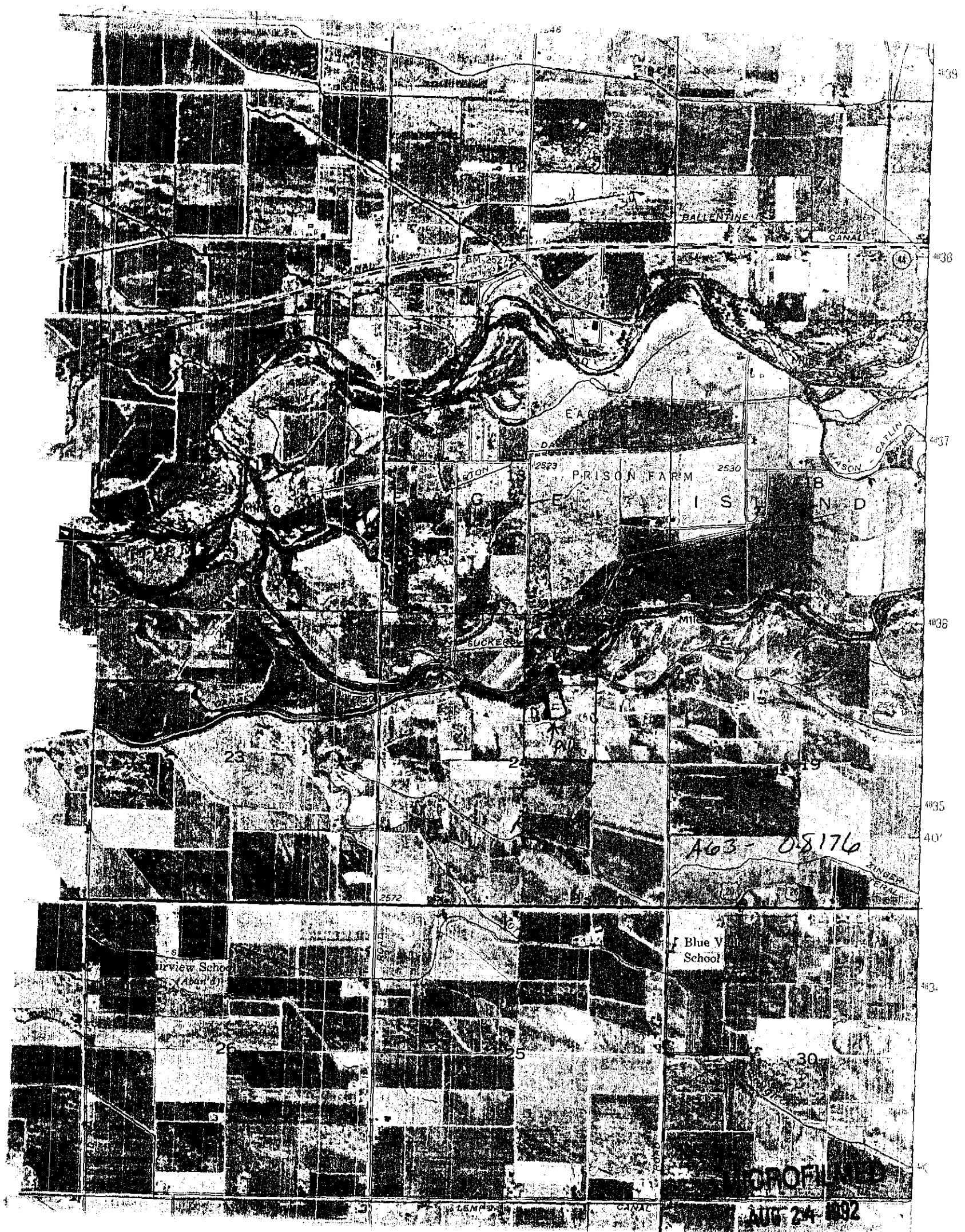
13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

MICROFILMED
AUG 24 1992



09/25/2003

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-8176

NAME AND ADDRESS: CAROLYN A BOWER
600 RIVER HEIGHTS DR
MERIDIAN ID 83642

BRAD W BOWER
600 RIVER HEIGHTS DR
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.090 CFS
13.500 AFY

PRIORITY DATE: 08/07/1975

POINT OF DIVERSION:

T04N R01W S24 SWNE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.090 CFS

13.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S24 Lot 7 SWNE 3.0

3 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

PROPERTY IS ALSO KNOWN AS PARCEL #0512 OF LOT 7, BLK 3, WINWARD RIVER HEIGHTS SUBDIVISION.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8176 V1

WATER RIGHT NUMBER: 63-8176 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CAROLYN A BOWER 600 RIVER HEIGHTS DR MERIDIAN, ID 83642 (208)888-3168
Original Owner	JOHN CHAMBERLAIN 600 RIVER HEIGHTS DR MERIDIAN, ID 83642
Current Owner	BRAD W BOWER 600 RIVER HEIGHTS DR MERIDIAN, ID 83642 (208)888-3168

Priority Date: 08/07/1975

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.090 CFS	13.50 AF
	<u>Total Diversion:</u>	0.090 CFS	13.50 AF

Location of Point(s) of Diversion

BOISE RIVER	L7 (SW1/4NE1/4)	Sec. 24, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	24			3.0														3.0
					L 7														

Total Acres: 3

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

1. Explanatory PROPERTY IS ALSO KNOWN AS PARCEL #0512 OF LOT 7, BLK 3, WINWARD RIVER HEIGHTS SUBDIVISION.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8176 V1

2. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. kbrown 9/25/2003 Exchange basis

Comment: The water that is pumped does not originate from the Boise River, but from a spring flow entering the river just upstream. The newly dug drain contributes 0.4 to 0.5 c.f.s. to the river.

2. kbrown 9/25/2003 Point of Diversion

Comment: Claimant claimed a more detailed and incorrect point of diversion.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number: 63

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Idaho Department of Water Resources

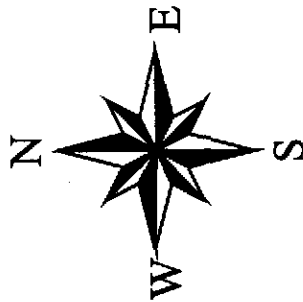
**T04N, R01W,
S24**

Claim No: 63-08176
Prepared By: Kimberly Brown
Date: September 25, 2003

⊙ Point of Diversion
□ Place of Use
□ Section Lines

1/4 1/4

Acres Irrigated = 3.0



1987 NAPP



0.8 Miles

0.6

0.4

0.2

0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8176

WATER RIGHT NUMBER: 63-8176

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CAROLYN A BOWER 600 RIVER HEIGHTS DR MERIDIAN, ID 83642 (208)888-3168
Original Owner	JOHN CHAMBERLAIN ✓ 600 RIVER HEIGHTS DR MERIDIAN, ID 83642
Current Owner	BRAD W BOWER 600 RIVER HEIGHTS DR MERIDIAN, ID 83642 (208)888-3168

Priority Date: 08/07/1975 ✓

Basis: License ✓

Status: Active

Source
BOISE RIVER ✓

Tributary
SNAKE RIVER ✓

Beneficial Use
IRRIGATION ✓

From To
3/15 to 11/15 ✓

Diversion Rate
0.090 CFS ✓

Annual Volume
13.5 AF ✓

4.5
3
13.5

Total Diversion: 0.090 CFS

13.5 AF ✓

Location of Point(s) of Diversion

BOISE RIVER
ADA County

~~(SW 1/4 NW 1/4 NE 1/4)~~
SWNE

Sec. 24, Twp 04N, Rge 01W, B.M. ✓

Govt. Lot 7

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
✓ 04N	01W	24			3.0														3.0 ✓

Total Acres: 3 ✓

Conditions of Approval:

1. ~~R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 8 DISTRICT.~~

Remarks: ADD S04 - Season of use is 3/1 to 11/15.

Comments: ADD J01 - Place of use also known as Parcel # 0512 of Lot 7, Block 3, Winward River Heights Subdivision

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8176

Dates and Other Information:

Claim Received Date: 6/22/1989

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number: 63

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Field Exam Date 9.24.03

(in office)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$ 53.⁰⁰ (#50.⁰⁰ flat fee + 3 acres)
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information Gov't. lot 7
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☐ Evidence of Priority - if none, talk with claimant N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) 63-8176

Owner: Phone No.

Current Address:

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property?

Accompanied by: N/A

PRIORITY DATE

- ☒ No change - Complete evidence submitted or not necessary
- ☐ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is:

(If priority date, based on your exam, seems questionable, explain below.)

Source: Tributary to

- ☒ No Change - SAME SOURCE
- ☐ Source found is different than claimed:

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed:
- ☐ If different, when did POD change?

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

pump, suction discharge, and sprinklers

OVERLAP REVIEWOther water rights with the same point of diversion: None

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES☒ No change☐ Different Uses

Season of use is 3/1 to 11/15 per new DWR standard.
See shoulder remark.

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 13.5 AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

4.5
x 3 ACRES
13.5 AF

NON-IRRIGATION USES:☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☐ No Change☒ Changes shown below:

Season of use is 3/1 to 11/15.

Place of use is also known as Parcel #0512 of
lot 7, Block 3, Winward River Heights Subdivision.

The claimant claimed a more detailed and incorrect
print of diversion.

The water that is pumped does not originate from
the Boise River, but from a spring flow entering
the river.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU N/A
- ☐ GPS readings N/A
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 8.25.03 (in office)

FIELD EXAMINER: Kimberly Brown

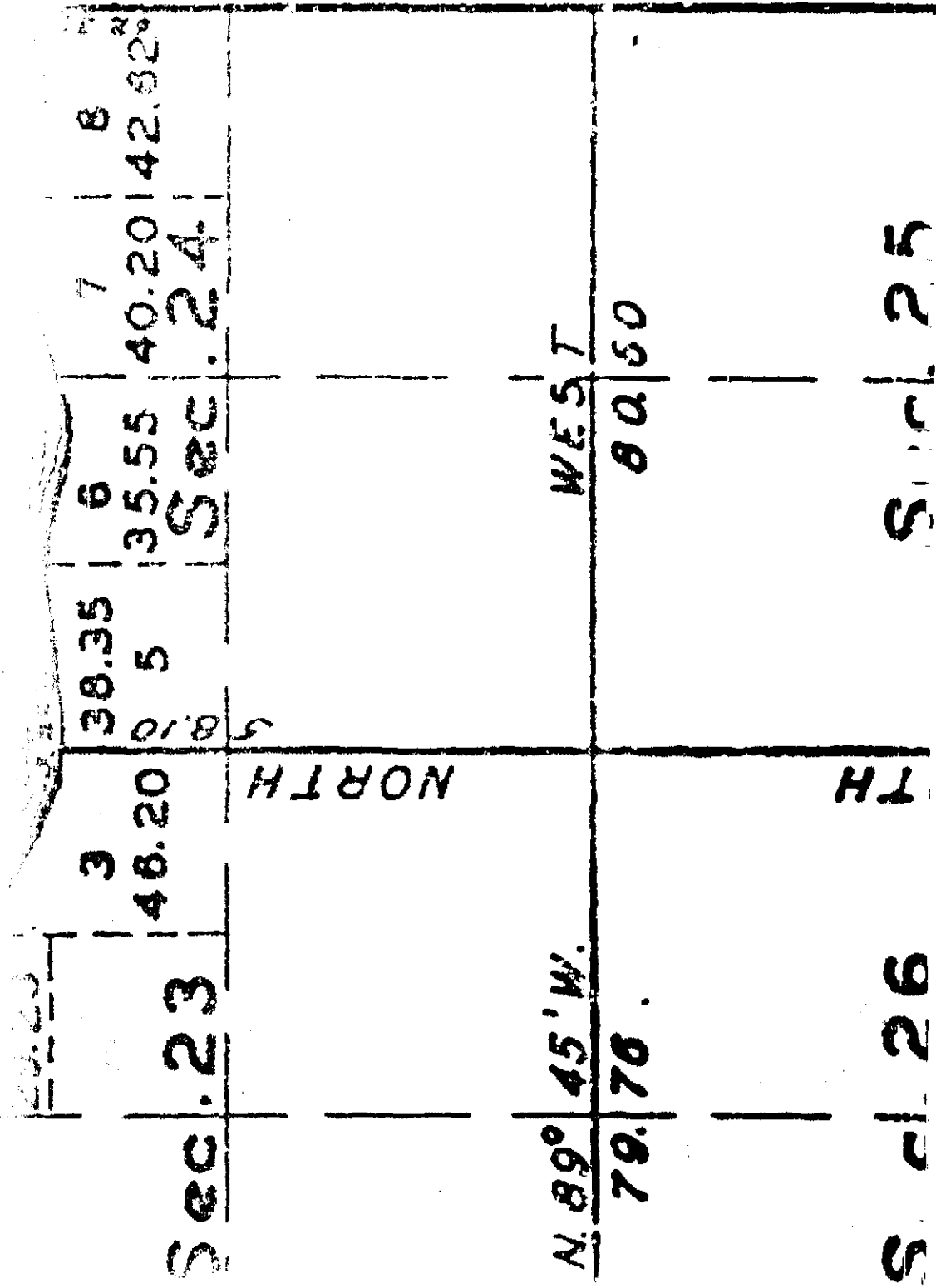
42.00
17.90

NC

N 1/4

NORTH

BOISE



Sec. 25

Sec. 26

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 09/25/03
Time: 09:14:54

Rec/No - C007757 AR/No -
From: - BOWER, BRAD OR CAROLYN

Receipt Type - CK Doc/No - 7441
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 06/22/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	9337		410162	6490		78.00

Total Due - 78.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6308176	53.00	A6315844	25.00		

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8176 Priority August 7, 1975 Amount 0.09 cfs

THIS IS TO CERTIFY, that John Chamberlain
of Meridian, Idaho, has complied with the terms and conditions of Permit
No. 63-8176 issued pursuant to Application for Permit dated August 7, 1975,
and has submitted proof to the Department of Water Resources on October 8, 1980,
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 0.24 cfs of water from Boise River,
tributary to Snake River, 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>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.09</u> cfs	and <u>13.5</u> acre feet
	from _____ to _____	at _____ cfs	and _____
	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than 0.09 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
13.5 acre feet per year, said waters to be diverted within the SWNE, Section 24, Twp.

4N, Rge. 1W in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1W	24			3														3

Total number of acres irrigated 3

Use of water under this right is subject to control by the watermaster of State
Water District No. 63, Boise River.

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
November, 19 81.

Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORTP/D: SOWE, S.24
T+N, R1W

63-8176

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	10/28/80	h/h	no appt. made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	11/23/81	JKN	

EXAMINATION

Date 1/23/81 Accompanied by John Chapman Total Q measured .24
If source is surface water, estimate total flow of source _____
Methods of measurement Rate Power Meets Permit requirements? _____

Measurement calculations:

$$6.11 \text{ HP} \times 8.8 \times .80 = 33.2$$

$$55' \text{ lift} + 4.3 \text{ PSI} (93.02) = 148.02 / 33.2 = .24 \text{ cfs}$$

$$\text{Recommend } .09 \text{ } 30 \text{ cfs} \times .03 = .09 \text{ } V = 4.5 \times 3 = 13.5 \text{ AFA from aerial photo.}$$

$$\text{Allow } .03 \text{ cfs} / \text{AC } 3 \times .03 = .09$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
		5		GE				
		1.5		GE				

System Description 2 1/2" PVC pipeline to river - corner pumping house - 5 HP motor - 55' lift through 2" PVC pipeline - 1 1/2 HP pressure motor - 40' side 1/4" nozzle - irrigator - pasture, lawn, garden & small orchard.
*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

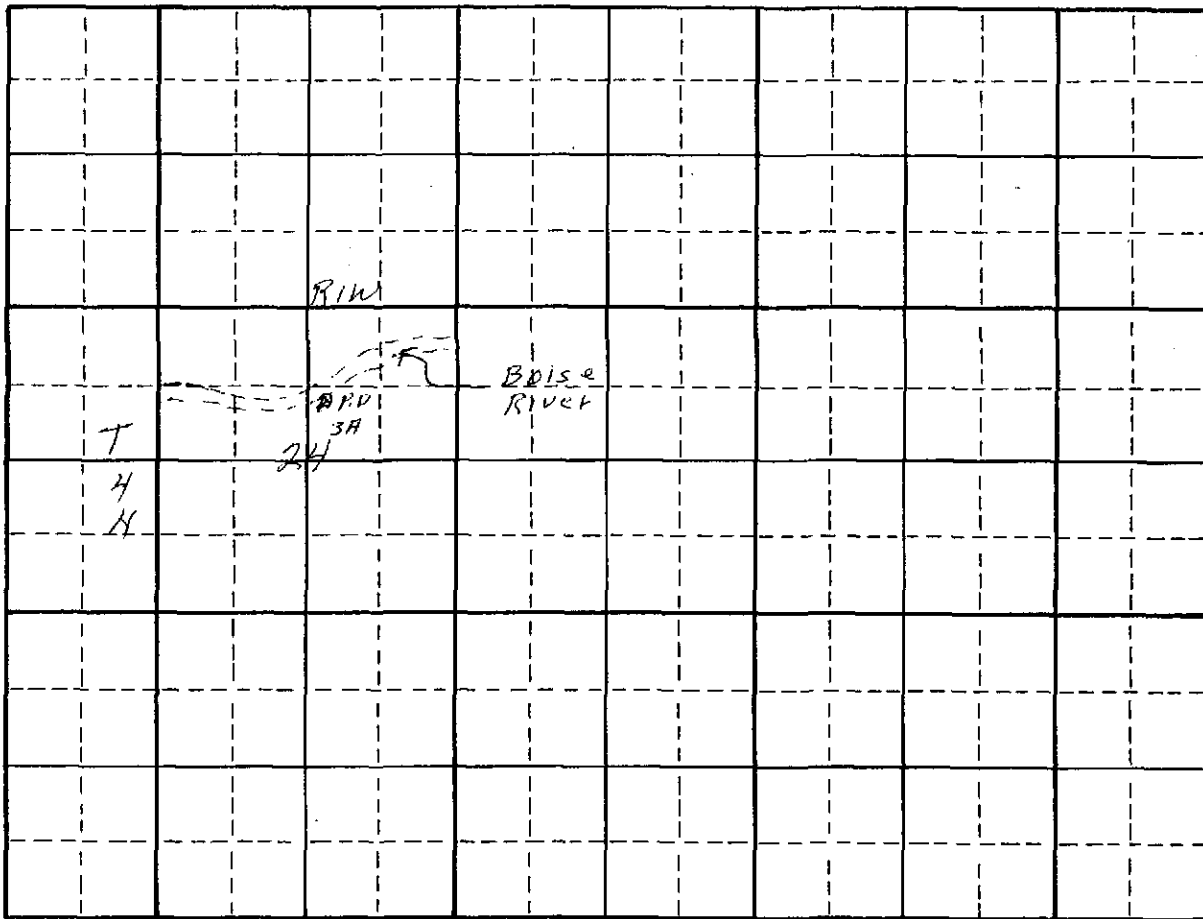
USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>Irrigation</u>	<u>.09</u> ✓	<u>13.5</u> ✓	<u>3/15</u>	<u>11/15</u>
Total	<u>.09</u> ✓	<u>13.5</u> ✓	<u>3/15</u>	<u>11/15</u>

Remarks

owner's office verified legal control valve on pump to throttle down flow to required amount. System designed by S. Heral Chapman private engineer - consultant.

638298 gw No Overlap - different source

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: S1VNE Sec 24 74N R1W

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	
✓ 4N	1W	24			3														3

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

[Signature]

Date 1/23/81

Checked by

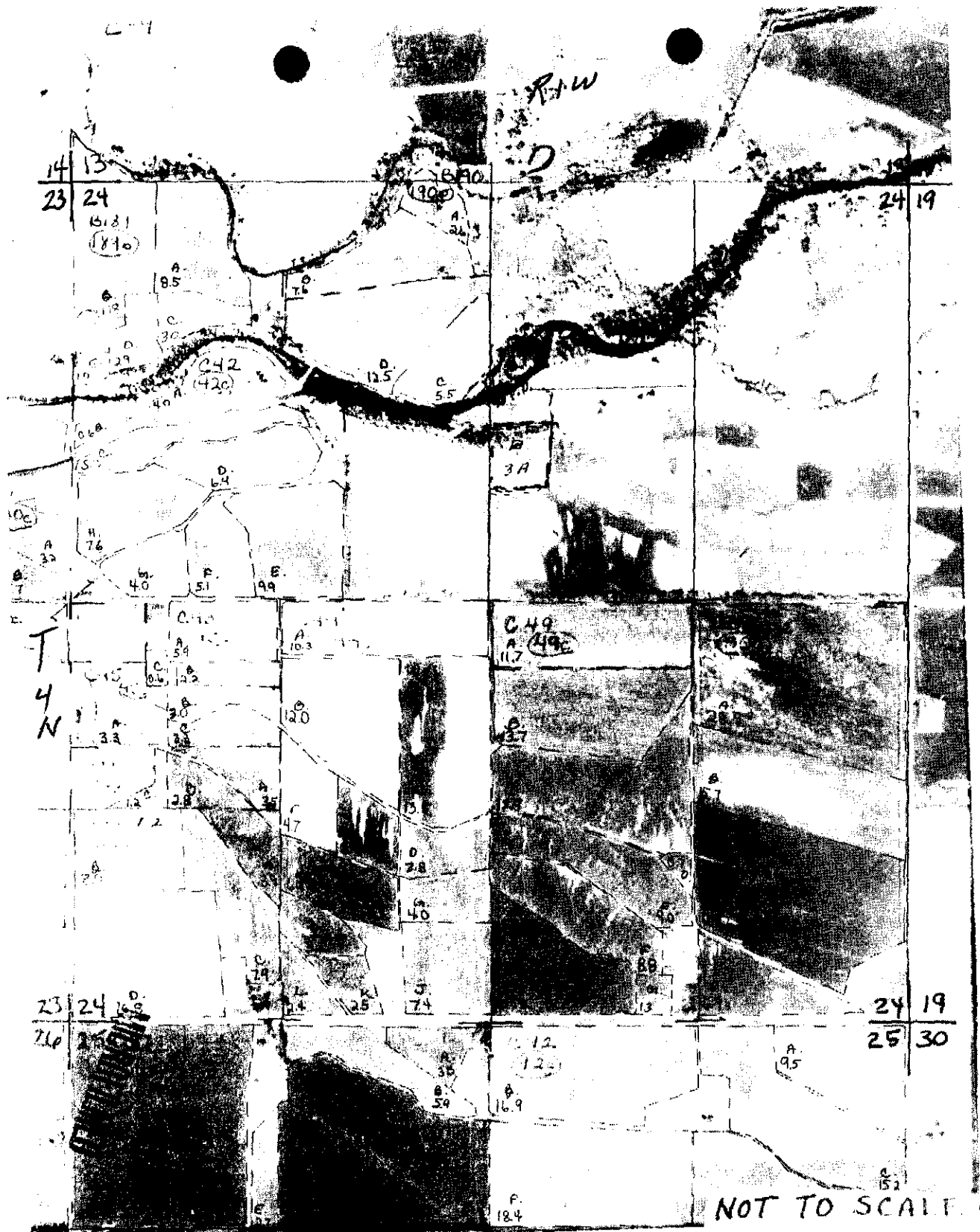
[Signature]

Date 2/10/81

Approved by

[Signature]

Date 2/14/81



Identification No. _____

Application No. 63-8176

AMENDED
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

AMENDED **APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant John Chamberlain Phone: 888-4785
post office address 600 River Heights Drive Meridian
2. Source of water supply Boise River which is a tributary of Snake River
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 4N
Range 1W B.M. Ada County; additional points of diversion if any: _____
-0-
- b. If water is not consumed, it will be discharged into n/a at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
ALLOW: 0.10
Amount 0.2 for Irrigation purpose from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity 0.10 to be appropriated:
a. 0.2 cfs cubic feet per second and/or
22.5
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5 HP cent. pump, 2 1/2" suction
2" discharge - sprinkling system for yard and pasture

b. Height of storage dam n/a feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is n/a inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 5,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp 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: _____
(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.	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	
4N	1W				5														5

Total number of acres to be irrigated 5

c. Describe any other water rights used for the same purposes as described above. Nondeliverable
water right under Settlers Canal Company

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

10. Remarks See Attachment A

"ATTACHMENT A"

This amended application is to replace application #63-8176 which had intended to divert water directly from a series of springs which has been developed for irrigation purposes. Since initiation of that application, however, construction on adjacent property by the property owner has caused the entire flow of the springs to be diverted directly to the Boise River, no longer flowing across the applicants land.

The construction was in the form of a three to four foot excavated channel through which the owner intends to lower the water table on his property, thus converting it to pasture land. The applicant, realizing that it would be impossible to establish a pumping site and pond on his neighbors property now wishes to divert the water previously filed upon from the Boise River at a point approximately 300 feet downstream from where the spring flow now enters the river. The water to be pumped will not originate from the river, but will be in reality the spring flow entering just upstream on an exchange basis.

The water entering the Boise River is estimated to be from two to three times the amount to be pumped. The diversion channel constructed by the adjacent property owner is one that could be current metered to determine the flow entering the river if necessary.

The capacity of the pump which will be utilized to withdraw water from the river is such that no more than 45 gallons per minute will be withdrawn with the existing system. No transmission loss need to taken into account for this exchange since the distance between the injection and withdrawal is so short that in all probability no loss could be measured.

The applicant would like to stress that the water to be used for irrigation of his five acres is water developed from the springs through excavation of a ditch across his neighbors and his own property approximately in September of 1973 and through tileing of the watercourse across his own property in June of 1974. The water to be pumped will not be derived from storage on the Boise River system, but from this developed spring water and previously filed upon by the applicant.

The attached map graphically describes the intended operation, but if necessary, a guided field examination will be provided to representatives of the Department upon request.

MEMO

DATE: November 26, 1975
TO: File 63-8176
FROM: Robert Hamilton
SUBJECT: Inspection of area and system

Sherl Chapman and I went to the John Chamberlin residence to inspect the spring area and drain dug to drain adjoining lands.

The area that has been drained was an old slough with cattails and grass that are now on solid ground. The newly dug drain is presently contributing 0.4 to 0.5 c.f.s. to the river. The slough which formerly collected the spring water had had no surface connection with the river. The suction line is presently installed in the river and can be used when necessary.

Hank Koelling, Boise River Watermaster, sees no need for measuring devices as he feels the river water users will not be injured by approving this application.

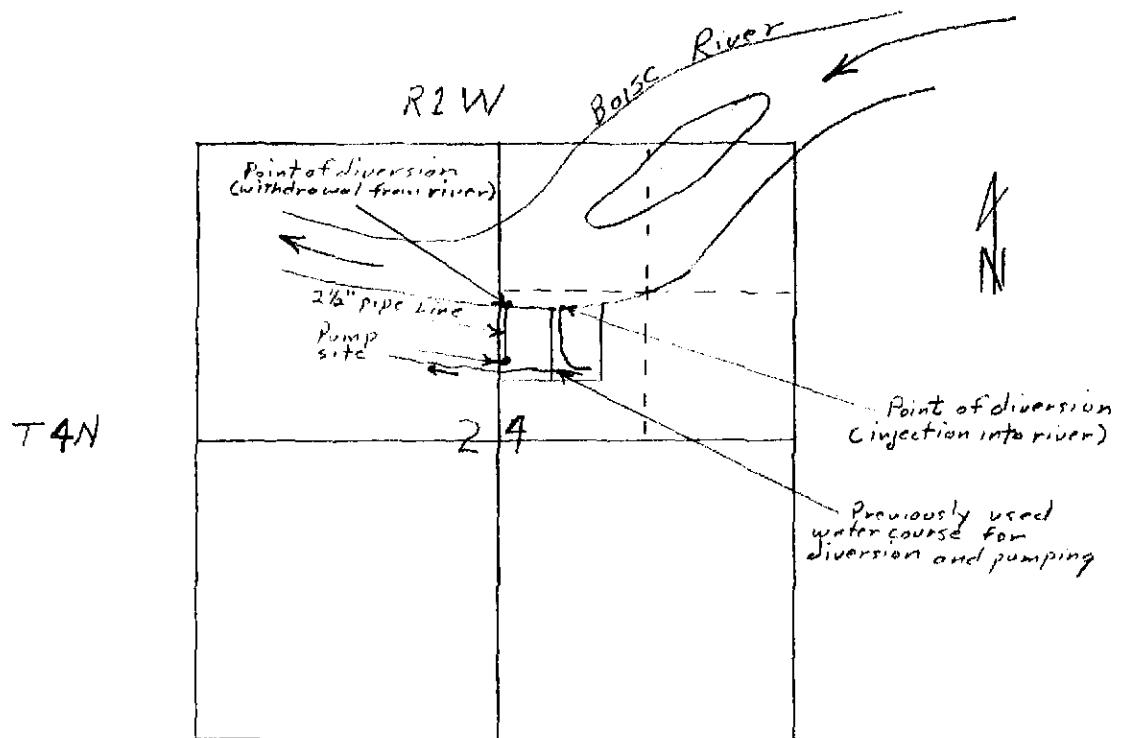
The application asks for 0.2 c.f.s. even though the pump will only pump 0.1 c.f.s. That amount is also 2 inches per acre. Recommend 0.1 c.f.s. be allowed. I talked with Chapman and he will inform Mr. Chamberlin that we are going to reduce the amount of water allowed. It was originally intended to level the slough area and irrigate it.

Robert W. Hamilton
ROBERT W. HAMILTON

✓ TH

MICROFILMED

AUG 24 1981



SEE ATTACHMENT B

(Applicant) James W. Chamberlain

Proposed Priority 8-07-1975

Received by CLS Date 8-7-75 Time 11:30 A.M.

Preliminary check by _____ Fee \$ 10.00

Receipted by CLS Date 8-7-75 # 1240

Publication prepared by der Date 10-2-75

Published in Idaho Statesman

Publication dates Oct 9+16 '75

Publication approved CLS Date 10-22-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JHJ

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. 63-8176, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 80.
- c. Other: Use of water under this permit is subject to control by the watermaster of State Water District No. 63, Boise River.
Maximum rate of diversion shall not exceed 0.10 c.f.s.

2. Denial of said application is for the following reasons: _____

Witness my hand this 5 day of December 19 75.

R. Keith Higgins
Director