

**STARTING
LEFT
SIDE OF
FILE**

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
65-13896 IN THE NAME OF) **REINSTATEMENT ORDER**
REX LANHAM)
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before March 1, 2001; and,

WHEREAS, the Department notified the permit holder on December 31, 2000 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

WHEREAS, the Department sent the permit holder a lapse notice on March 8, 2001, since the Department had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on April 11, 2001;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-13896 is **REINSTATED** with an advance in priority to **October 26, 1999**.

DATED this 13 day of April, 2001.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED
APR 26 2001

FOR OFFICE USE ONLY
Amt. of Fee \$: 50
Receipt No. W027549
Receipt By: Rex
Date Received: 4/11/01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

APR 11 2001

Department of Water Resources

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

1. Permit No. 65-13896 Telephone No. 344-1971
2. Name of Permit Holder(s): REX LAHAM 365-2556
3. Mailing Address: 2630 HWY 21
City BOISE State ID Zip 83716
4. Source of Water: WASTEWATER If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 10 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .20 cfs OR _____ acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes ☒ or No _____
Has the measuring device been installed? Yes _____ or No ☒
8. Fee Enclosed: \$ 50 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: same as above Telephone Number: _____
Address: _____
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.
Signature of permit holder: [Signature] Date: Apr 11-2001
(include your title, if on behalf of company of organization)

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APR 26 2001

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13896

Priority: September 15, 1999

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **REX LANHAM**

HC 33 BOX 1450

BOISE ID 83706

has applied for a permit to appropriate water from:

WASTE WATER

tributary of **PAYETTE RIVER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/01 to 11/15

0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 11, Township 06N, Range 02W
ELMORE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

06N 02W 11

NWNE 10.0

10.0

Total number of acres irrigated:

10.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2001**.
2. Subject to all prior water rights.
3. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
6. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
7. Three points of diversion are located within NENE, S11, T6N, R2W.

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SEP 13 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13896

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

3rd day of March, 2000.

K. Glen Saxton
Karl J. Dreher, Director
for



MICROFILMED
SEP 13 2000

1/96 RECEIVED

JAN 25 2000

Ident. No. 65-13896STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant REX LANHAM Phone 344-1971
Post Office address HC 33, BOX 1450 BOISE ID 83706
2. Source of water supply WASTE WATER which is a tributary of PAYETTE RIVER
3. Location of point of diversion is 1/4 of NE 1/4 of NE 1/4, Govt. Lot 11
Sec. 11 Township 6N Range 2W B.M. GEM County; additional points of diversion if any: _____
4. Water will be used for the following purposes: 3/1
Amount .20 for IRRIGATION purposes from 3/15 to 11/15 (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) .20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3 pumps, sprinklers
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____:
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

* per IDWA Standards. Date 11-19-99

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SEP 13 2000

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	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	2W	11		10															

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. 65-13157

11. a. Who owns the property at the point of diversion? Applicant

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

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

12. Remarks: Applicant agrees to mitigate consumptive use in the future as needed.

13. MAP OF PROPOSED PROJECT ATTACHED ☒ Show clearly the proposed point of diversion, place of use, section number, township and range number.

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.


(Applicant)

Received by Ly Date 9/15/99 Time 1 PM Preliminary check by DAN
 Fee \$ 50 Received by Ly # W025731 Date 9/15/99
 Publication prepared by AK Date 12-15-99 Published in MESSANGER INDEX
 Publication approved AK Date 1-19-00

* PER MAP. DAN 11-19-99

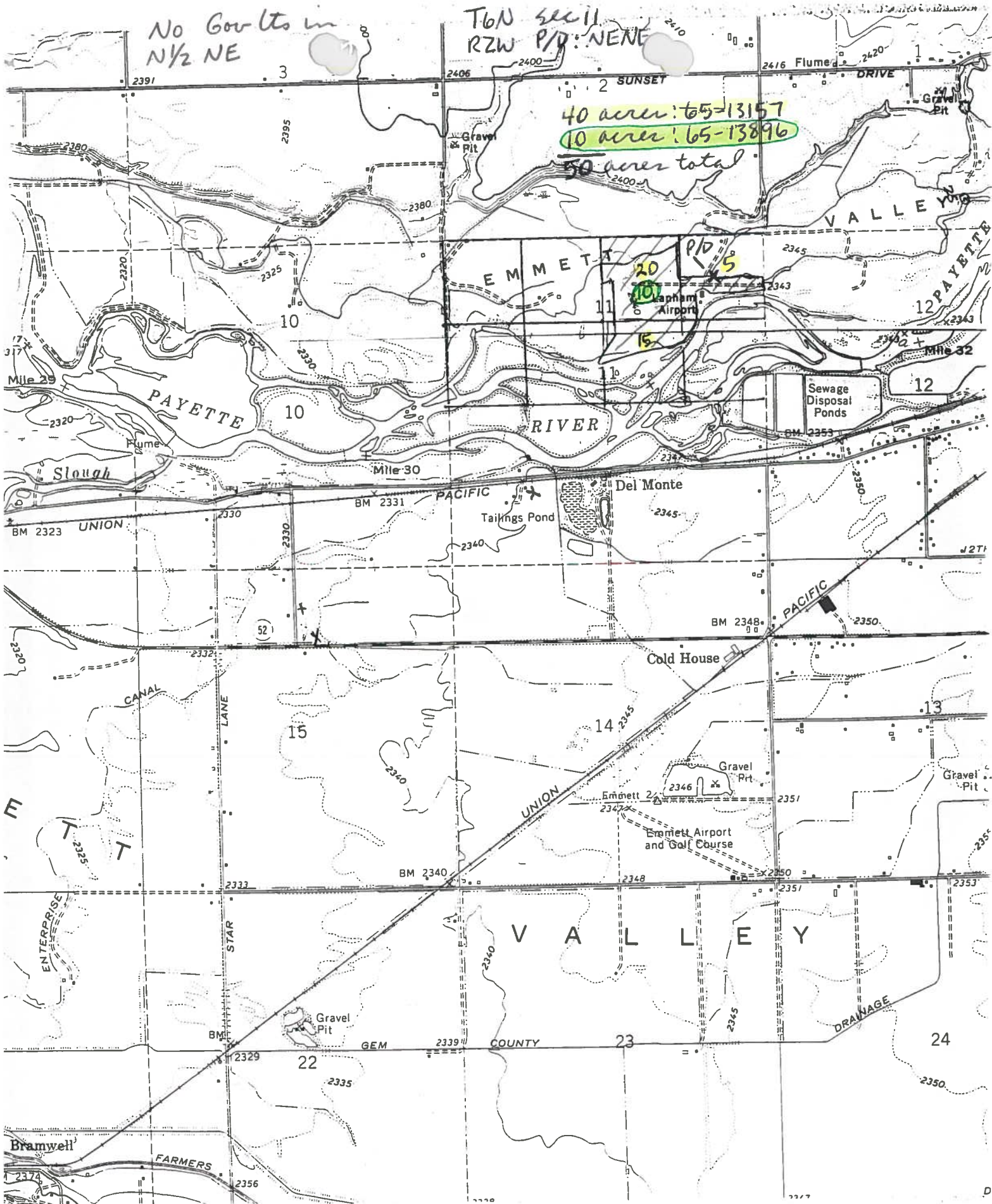
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No Gov Lts in
N 1/2 NE

T6N sec 11
R2W P/D: NENE

40 acres: 65-13157
10 acres: 65-13896
50 acres total



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SEP 13 2000

T859
N

17.7

7
14.9

5
13.1

2
19.7

3
25.0

9
10.2

9A
6.9

T430

T1173

2
13.1

10
6.4

18
1.5

T1083

10.4

7.6

11
3.0

17
3.8

11

12

T1084

4.1

5
7.1

12
13.6

15
15.2

49.3
Per CFSA
1999

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SEP 13 2000

SD-0420-2
MODIFY RECORD

Ida. Department of Water Resources
Modify Comment

Date: 09/16/99
Time: 14:39:39

Water Right Number: 65-13896

Comment Date: 9/16/1999 User ID: LGRAVES

Subject: OTHER RIGHTS

10 additional acres were found irrigated during the field exam____
for permit 65-13157, resulting in the filing of this application.
A total of 50 acres were found irrigated with measured system____
capacity at 1.08 cfs. See file 65-13157 field exam notes for____
additional info._____

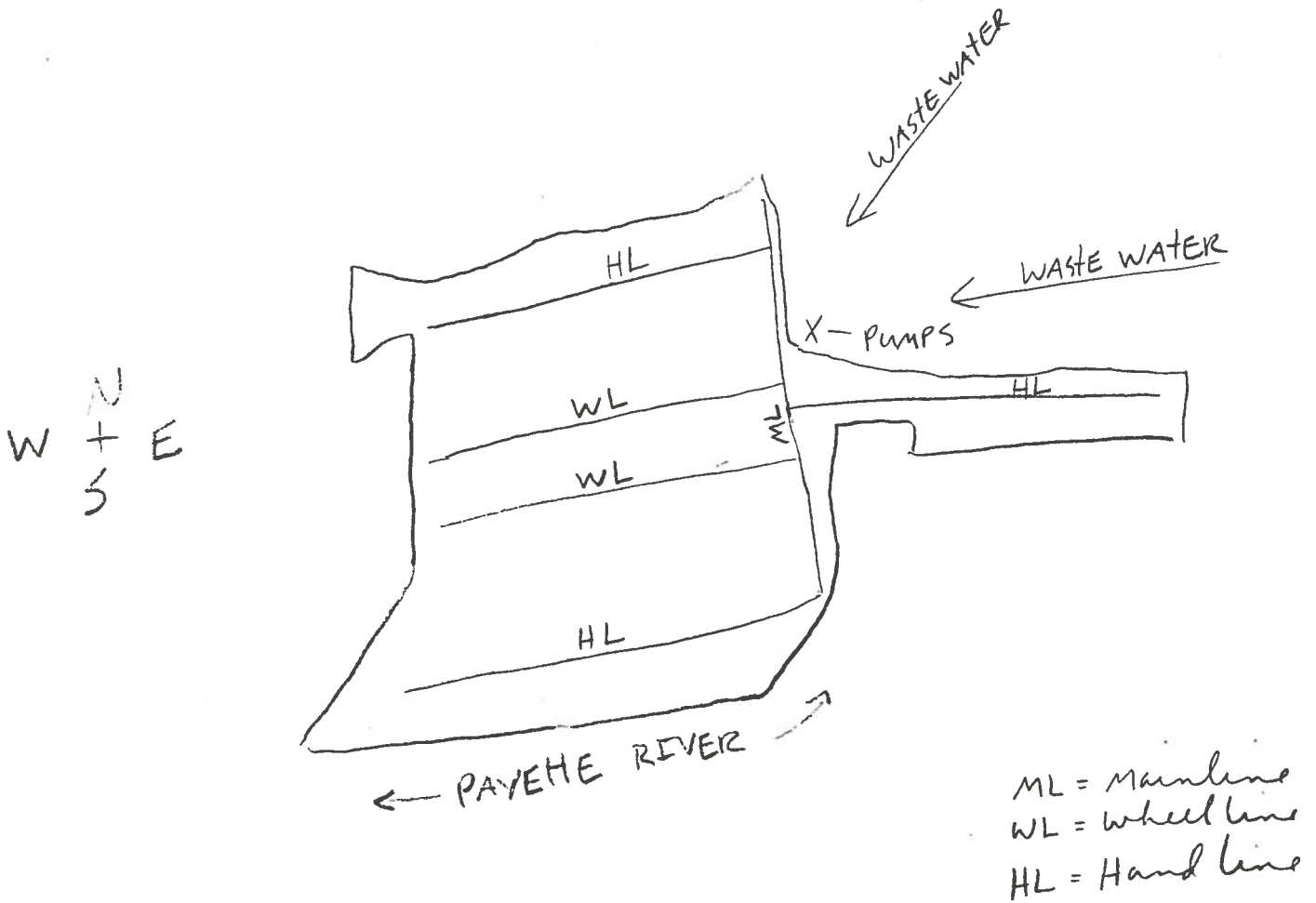
Applicant paid a \$100 proof fee for permit 65-13157, which was____
enough for up to 1.0 cfs. Since the field exam has been done for
this application via permit 65-13157, and when combined, total____
cfs will not exceed 1.0 for the 50 acres found, an additional____
proof fee should not be required for this application once_____
permitted._____

(Enter=Continue/Exit) (Gold2=Update) (Gold3=Delete) (Gold4=Prev) (Gold5=Next)

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SEP 13 2000

49.3 acres irrigated per 1999 CFSA
 updated photo (rounded up to 50)
 40 acres covered on 65-13157 (Permit
 10 acres covered on 65-13896 (Appl



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 SEP 13 2000

**STARTING
RIGHT
SIDE OF
FILE**

SEP 4 2001

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-13896

1. Owner: Rex Lanham Phone No. 344-1971

Current Address: HC 33 Box 1450, Boise ID 83706

2. Accompanied by: _____ EXAM DATE : 6/29/01

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Waste Water tributary to Payette River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: 65-13157

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination same as above

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET AND FILE 65-13157

Y Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Y Aerial Photo Attached (required for irrigation of 10+ acres).

 Photo of Diversion and System Attached
See File 65-13157

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*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

2. Measurements: System capacity was measured at 1.08 cfs per 1999 exam for 65-13157.

E. NARRATIVE/REMARKS/COMMENTS

Ten additional acres were found irrigated during 1999 exam for 65-13157. Measured system capacity was 1.08 cfs at the time of the exam. Right 65-13157 was recommended for 40 acres listed on the permit and .80 cfs. This permit accounts for the additional 10 acres found irrigated. The additional acres developed have yet to be accounted for on the appurtenant Gem County CFSA photo, however, applicant submitted a photo, in which they confirm 49.3 total acres irrigated, which coincides closely with the field exam findings. No other rights are used. See file 65-13157 for photos and additional system details.

Have conditions of permit approval been met? x yes no

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

Measured System capacity = 1.08 cfs per 1999 exam for 65-13157 (same system used for additional acres).

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10 \times 4.5 = 45$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .20 \times 260 \times 1.9835 = 103.1$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 45$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion		Annual Volume
	From	To	Q (cfs)	V (afa)	
Irrigation		3/1	11/15	.20	45
Totals:					.20 45

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. AUTHENTICATION**

Lori Graves -Senior Agent

Field Examiner's Name Lori Graves Date 6/29/01

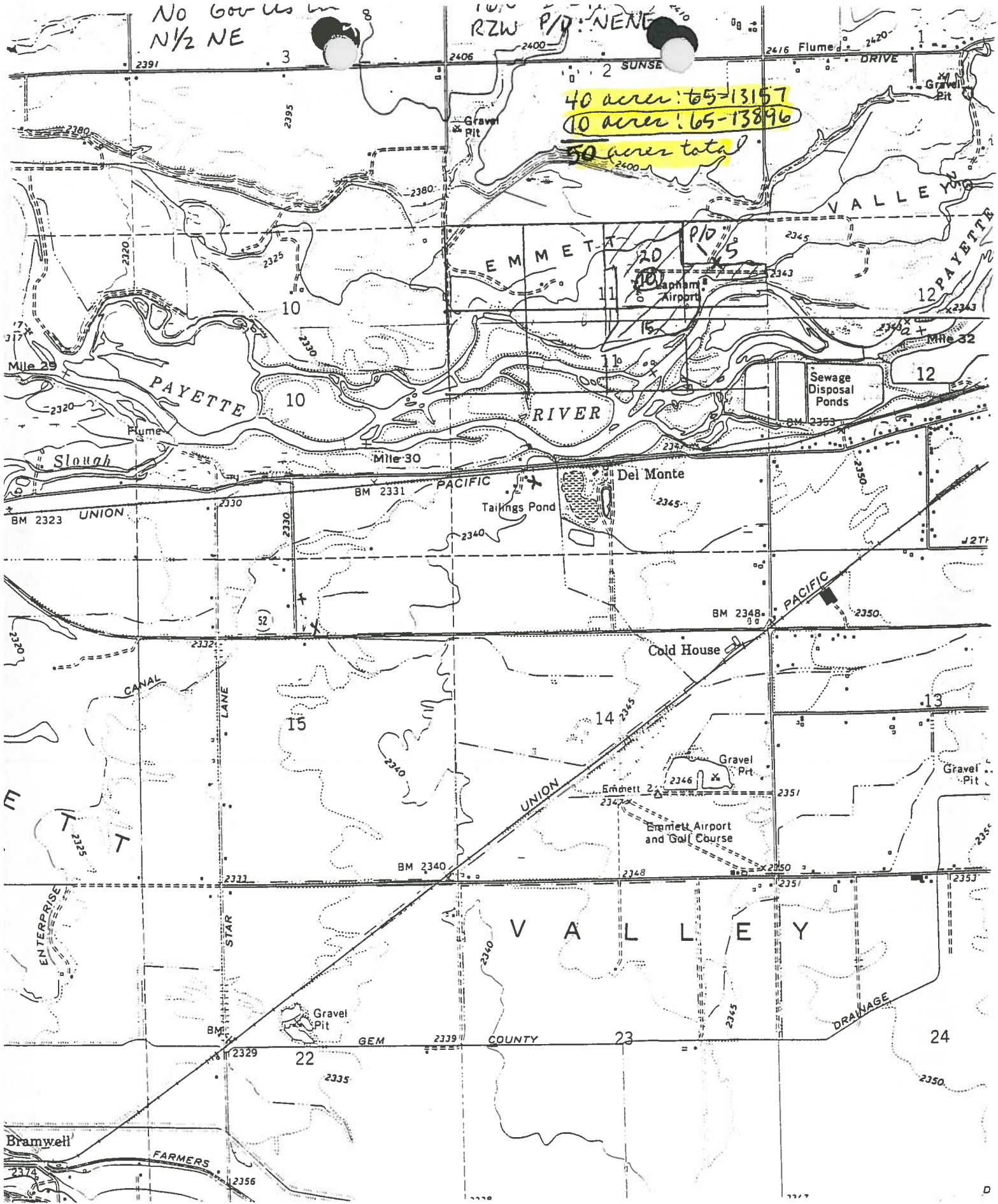
Reviewer _____ Date _____

SEAL

No Gov Us
N 1/2 NE

RZW P/D: NENE

40 acres: 65-13157
10 acres: 65-13896
50 acres total



MICROFILMED
SEP 13 2000

T654
N

17.7

7
14.8

9
10.2

2
19.9

8
28.0

9A
6.9

T430

T1173

10
6.4

T1083

10.4

12

12
13.6

T1080

41
21.2

5
7.1

15
19.2

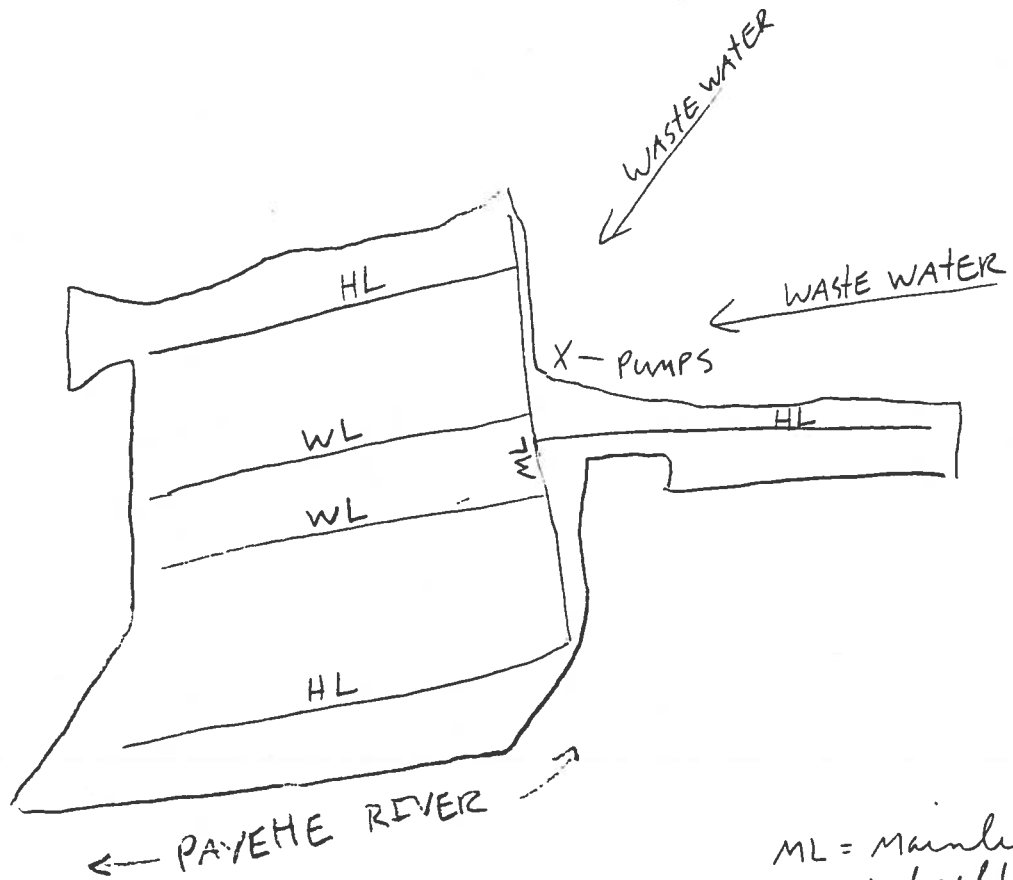
49.3
per CFSA
1999 - Gen. Co.

MICHIGAN

SEP 13 2000

49.3 acres irrigated per 1999 CFSA
 updated photo (rounded up to 50)
 40 acres covered on 65-13157 (Permit
 10 acres covered on 65-13896 (Appl

W + E
 S



ML = Mainline
 WL = wheel line
 HL = Hand line

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 SEP 13 2000

SD-0420-2
MODIFY RECORD

Ida Department of Water Resources
Modify Comment

Date: 09/16/99
Time: 14:39:39

Water Right Number: 65-13896

Comment Date: 9/16/1999 User ID: LGRAVES

Subject: OTHER RIGHTS

10 additional acres were found irrigated during the field exam____
for permit 65-13157, resulting in the filing of this application.
A total of 50 acres were found irrigated with measured system____
capacity at 1.08 cfs. See file 65-13157 field exam notes for____
additional info._____

Applicant paid a \$100 proof fee for permit 65-13157, which was____
enough for up to 1.0 cfs. Since the field exam has been done for
this application via permit 65-13157, and when combined, total____
cfs will not exceed 1.0 for the 50 acres found, an additional____
proof fee should not be required for this application once____
permitted._____

(Enter=Continue/Exit) (Gold2=Update) (Gold3=Delete) (Gold4=Prev) (Gold5=Next)

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SEP 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Staff Analysis Sheet
Beneficial Use Field Report

RECEIVED

SEP - 4 2001

Department of Water Resources

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copy of Proof of Beneficial Use
- ☒ Copies of any Amendments/Orders with Conditions of Approval
- ☒ Well Inspection Form (If Needed)
- ☒ Aerial Photo Required? ☒ yes ___ no If yes: ___ copy attached
- ☒ SRBA Claim Required (required if proof filed by 11-19-1987)
- ___ Yes ☒ No If yes: ___ claim filed? (check AJ5, AJQ1, AJQ4)
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of government plat
- ☒ Check of P/D index _____ (initial & date)
- Overlap ___ yes ___ no If yes: ___ copy of exam(s) attached?*
- Type of Overlap: ___ Same source ___ Other source
- ☒ Check of P/U index _____ (initial & date)
- Overlap? ___ yes ___ no If yes: ___ copy of water right(s) attached?*
- Type of Overlap: ___ Same land, same source
- ___ Same land, other source
- ___ Other land &/or other uses

*copies attached only if needed for analysis

- ☒ Irrigation from groundwater (all basins):
- Surface water currently or previously used ___ Yes ___ No
- If yes: identify water source, water right, and explain current or previous use.
- ☒ Scheduling Letter Sent? _____ (initial & 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 *see file 65-13157*

C. Review and Processing:

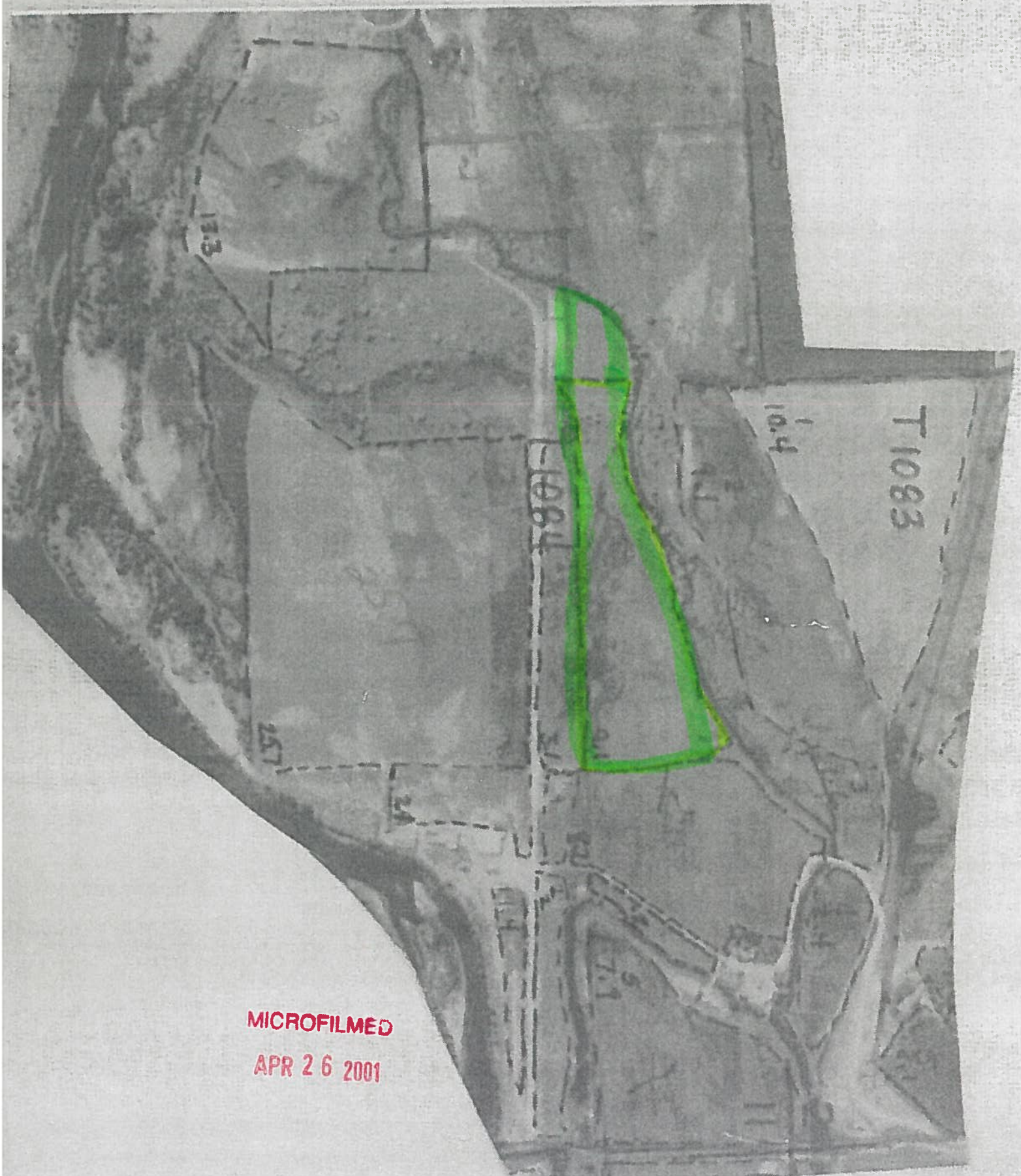
Exam Completed by 6/29/01 (signature of examiner & date)

Exam Sent to State Office At 8-30-01 (initial & date)

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APR 11 2001

Department of Water Resources



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APR 26 2001



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

April 13, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

REX LANHAM
2630 HWY 21
BOISE ID 83716

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 65-13896

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order reinstating the permit and advancing the priority since proof was submitted after the proof due date.

During my review of your proof of beneficial use, I find that according to your permit under Conditions of Approval and Remarks, paragraphs 5 and 6, you are required to install a *measurement device and lockable controlling works*. According to your response to question number 7 of the Proof form you state that the measuring device has not been installed. Upon examination by the field examiner if the measurement device is not installed, it could delay the issuance of your license. Therefore, please review the permit issued by the department, speak to the regional office regarding this requirement, or contact your watermaster and speak to him about what he requires to accomplish the measurement requirements, and install this device prior to the department's field inspection. Additionally, you may request a waiver of the condition in writing, stating your reasons for the request, with a letter of agreement from the watermaster. If you have installed this means of measurement, please disregard this reminder, and acknowledge to your field examiner during the inspect that you have completed this condition.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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

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APR 26 2001

Page 2

you have questions concerning the field examination, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region

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APR 26 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 65-13896

Reviewed By: dgibson

Date: April 13, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W027549	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?	X	
Name and address same as permit?		X	Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		04/11/2001
Date proof due	-	03/01/2001
Lapse notice sent	-	03/08/2001
No. of days late	=	41
Holiday allowance	+	
Priority date	+	09/15/1999
New priority date	=	10/26/1999

Deficiencies of Actions Items

Acknowledge proof. Reinstate permit and advance priority to 10/26/1999. Remind that measurement device is necessary and should be installed prior to field exam. Update address.

IDAHO
DEPARTMENT OF WATER RESOURCES
1 Orchard Street
83706-2237

65-13896

RECEIVED

MAR 13 2001

Department of Water Resources

REX LANHAM
HC 33 BOX 1450
BOISE, ID 83706

PRESORTED
FIRST CLASS



NO SUCH
ADDRESS

MICROFILMED

APR 26 2001

83706/3333



March 8, 2001

REX LANHAM
HC 33 BOX 1450
BOISE, ID 83706

LAPSE NOTICE

RE: PERMIT NO. 65-13896

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated December 31, 2000. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

L. Glen Saxton, Chief
Water Allocation Bureau

Enclosures

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APR 26 2001

CERTIFICATION OF MAILING
I hereby certify that on 3/8/01
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



December 31, 2000

REX LANHAM
HC 33 BOX 1450
BOISE, ID 83706

PROOF DUE NOTICE

RE: PERMIT NO. 65-13896

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 01, 2001. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

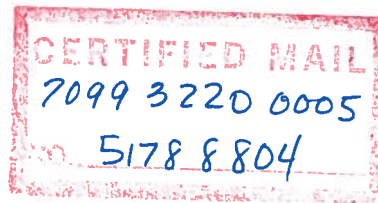
Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

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APR 26 2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 3, 2000

DIRK KEMPTHORNE
GOVERNOR

REX LANHAM
HC 33 BOX 1450
BOISE ID 83706

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13896

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is 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 licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

MICROFILMED

SEP 13 2000

SK:klt
Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of **March, 2000**, I mailed
a true and correct copy, postage prepaid, of the foregoing
PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 65-13896

**REX LANHAM
HC 33 BOX 1450
BOISE ID 83706**


Kari Lynn Townsend
Secretary

MICROFILMED
SEP 13 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED
SEP 13 2000

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Sharla Curtis on 11/30/00

No. 65-13896 Name: Lanham Corp. Officers N/A Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 085
Irr. w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 2 / 01 / 2001

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING SECTION REVIEW/RESPONSE
In-stream development - P52
WD - R04 (WD# 65)
≤ 0.20 cfs/others - ~~01P~~ 01P or No MD
> 0.20 cfs - 01M (P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake) NA
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2400 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼

Subd lot desc (pd) - W32 (3)
Subd lot desc (pu) - W59
- W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON 3/1 - 11/15 (Per updated map)

OTHER CONDITIONS/REMARKS

COMMENTS

65-13157 overlap ready to license? 3 p/d's?
cap. limitation?
015 because part of same system under 65-13157 for total of 1.0 cfs
and 015 is already on → for consistency use 015 here too

JAN 25 2000

IDA DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Department of Water Resources
INITIAL REVIEW BY: DAN

DATE: 11-19-99

APPLICATION: 65-13896

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: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
NO P/D
NO P/U

yes ADVERTISE REMARK(S)

(Reviewer identify which remarks)

ADDITIONAL INFORMATION

☒ T FLAG CHANGED TO P FLAG

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ Overlapping point of diversion.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium:
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
_____ immediate = acceptable plan required and submitted.
☒ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested _____ Date Response Received _____

PROCESSING

APP. NO. _____

YES NO

X In form for advertising:
 X Statewide advertising: (> 10 cfs &/or 1000 af)
X Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

 X I.D. Health & Welfare
 X I.D. District Health
X I.D. Fish & Game
 X I.D. Lands

YES NO

 X U.S. BLM
 X U.S. Forest Service
X Water Dist. # 65
 X Water Planning Bureau
 X 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:

X Final date for protest 1-3-2000

 ✓ Protests received.

 Recommendations attached:

X Measuring device required:

X Water delivered by water master? District # 65

X Special conditions of approval or cover letter: WM CONTROL
120 - STANDARD CONDITIONS

 See below for additional information

Recommended Date or Priority

Recommended by: Donald A. Noker Date: 9-15-1999
1-20-99

ADDITIONAL INFORMATION:

There are a large number of
 overlapping rights. For the PID, the only significant
 one is 65-13157. There are also a few
 overlapping rights for the PKU. The only
 significant one is 65-13157. Lori Graves
 performed a field exam on 9-15-99 and this
 application is a result of that exam. The
 exam shows 10 more acres were irrigated than applied for
 on 65-13157

**State of Idaho****DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

January 14, 2000

DIRK KEMPTHORNE
GOVERNOR**KARL J. DREHER**
DIRECTORSCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit Nos. 65-13896 in the Name of Rex Lantham, 65-13920 in the Name of Rodger Burris, 63-12554 in the Name of Robert L. Green, 65-13927 in the Name of Will Maki; Application for Transfer No. 5632 in the Name of Jan Siebelink; and Application for Amendment No. 51-07363 in the Name of Matthew Olivas

Dear Sir:

outside my area - refer to Dave Parish in Jerome

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. 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(s), your written protest along with the \$25.00 protest fee must be received in this office by February 7, 2000.

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

Sincerely,

Gary Spackman

Gary Spackman

GS:st

Encl.

*Gary -
None of these applications
should impact fish or wildlife
habitats. Thank you.
JTH
1-20-2000*

MICROFILMED

SEP 13 2000

State of Idaho
Department of Water Resources

RECEIVED

JAN 19 2000

WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

Application No: 65-13896

Applicant's Name: Rex Lanham

Watermaster's Recommendation:

- a) ___ I do not oppose approval of this application.
- b) X I do not oppose approval of this application if it is conditioned as follows: Under control of Watermaster for Water District No. 65
- c) ___ I oppose approval of this application for the following reasons:
- d) Additional Comment: _____

Dated this 15th day of January, 2000

Water District No. 65

Mark Limbaugh, Watermaster

Use reverse side of page if you need more space.

MICROFILMED

SEP 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

January 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

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

Sincerely,

Gary Spackman

GS:st

Encl.

MICROFILMED

SEP 13 2000

RECEIVED
DEC 23 1999
WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
ss.
COUNTY OF GEM,

Dixie L. Thome being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for Two

consecutive weekly issues thereof,
beginning with the issue of
Dec 15, 1999,
and ending with the issue of
Dec 22, 1999
Dixie L. Thome

Subscribed and sworn to me this
22nd day of
December, 1999

Marianne Chappell
Notary Public
Residing at Emmett, Idaho

My Commission Expires 2-4-2005

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

LANHAM, REX
HC 33 BOX 1450
BOISE, ID 83706

65-13896

Source: WASTE WATER Tributary: PAYETTE RIVER
Diversion Pt: NENE Sec 11 T 06N R 02W in GEM County.
Use: IRRIGATION (0.200 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 9/15/1999
In: GEM County
T06N R02W S11 NWNE
10.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

65-13917

BROOKS, TED
PO BOX 123
SWEET, ID 83670

Source: DYES GULCH Tributary: SQUAW CREEK
Diversion Pt: SESW Sec 22 T 08N R 01E in GEM County.
Use: IRRIGATION (0.720 CFS)
IRRIGATION STORAGE (4.00 AF)
IRRIGATION FROM STORAGE (4.00 AF)
STOCKWATER STORAGE (4.00 AF)
DIVERSTON TO STORAGE (1.000 CFS)
Total Diversion: (1.000 CFS)
Date Filed: 11/ 4/1999
In: GEM County
T08N R01E S22 SESW SWSE
36.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

Permits will be subject to all prior water rights. Protests may be submitted based
on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of
this application must be filed with the Director, Dept. of Water Resources, Western
Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of
\$25.00 for each application on or before JANUARY 3, 2000. The protestant must
also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Pub.: 12 - 15, 22, 1999

Legal Notice No. 3801
Published in the Messenger Index

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SEP 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 15, 1999

MARK LIMBAUGH
102 N MAIN
PAYETTE ID 83661

Re: Applications for Water Right Nos. 65-13896 in the Name of Rex Lanham, and 65-13920
in the Name of Rodger Burris

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications and return any comments you might have within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman

GS:st

Encl: Copy of Application
Recommendation of Watermaster Form

MICROFILMED

SEP 13 2000

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

REX LANHAM

Mailing Address

HC 33, BOX 1450

BOISE ID 83706

Application No.
(if known)

☐ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

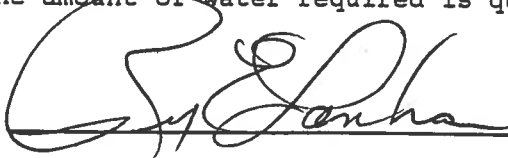
☐ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature



Date

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

MICROFILMED

SEP 13 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-13157

1. Owner: Rex Lanham Phone No. 344-1971

Current Address: 848 Jackson, Emmett ID 83617

2. Accompanied by: Rex EXAM DATE : 9/15/1999

Address: same Phone No.

Relationship to Permit Holder: owner

3. Source: Waste water tributary to Payette River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec	Twp	Rge	County	Method of Determination/Remarks
			NE	NE	11	6N	2W	Gem	USGS Quad, CFSA Photo

2. Place(s) of Use:

Indicate Method of Determination same as above

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	2W	11	5	20	15														40

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SEP 13 2000

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

Y Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Y Aerial Photo Attached (required for irrigation of 10+ acres).

Y 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
#1		10		Imperial	2-DEOU
#2		7.5		Berkely	7582412
#3	John Deer	94		Berkely	737748

*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
Pressure Gage						

2. **Measurements:** The average pressure measured from 20 sprinklers throughout system was 20-25 psi. The sprinkler nozzels were mixed Nelsons with an average rating of 3.5 gpm/nozzles. System consisted of 138 nozzles.

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SEP 13 2000

E. NARRATIVE/REMARKS/COMMENTS

A 10 hp and a 7.5 hp electric pumps along with a tractor engine-driven pump supply waste water to the property via wheel and handline sprinklers. Applicant collects waste water from upper fields North of the Payette River and can either use the water for irrigation or direct directly to the River. 50 acres were found at the time of the exam, however permit limits recommendations to 40 acres. The wheel lines used 60 nozzles and the handlines used 78 nozzles. With all three pumps operating, pressure was measured at 20-25 psi throughout the system. Applicant filed application 65-13896 for the remaining 10 acres and system capacity. Payette River irrigation right A65-08742B recommended in SRBA appears to cover

2 acres North of the 5 acres recommended in the NENE. 65-08745 was not claimed in the SRBA. 65-05311 is for irrigation from the Payette River for separate acres. No other rights are used.

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

COPY

MICROFILMED

SEP 13 2000

F. FLOW CALCULATIONS

Measured Method:

_____ Additional Computation Sheets Attached

$$138 \text{ nozzles} \times 3.5 = 483 \text{ gpm} = 1.08 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 40 \times 4.5 = 180$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .8 \times 246 \times 1.9835 = 390.4$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 180$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	.80	180
Totals:			.80	180

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. AUTHENTICATION

Field Examiner's Name _____ Date _____

Reviewer _____ Date _____

SEAL

MICROFILMED
SEP 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DECEMBER 8, 1999

Legal Notices Department
Messenger-Index
P.O. Box 577
Emmett, ID 83617

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 JANUARY 3, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

SEP 13 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED
SEP 13 2000

65-13896

LANHAM, REX
HC 33 BOX 1450
BOISE, ID 83706

Source: WASTE WATER

Tributary: PAYETTE RIVER

Diversion Pt: NENE Sec 11 T 06N R 02W in ELMORE County.

Use: IRRIGATION (0.200 CFS)
Total Diversion: (0.200 CFS)

Date Filed: 9/15/1999

In: GEM County
T06N R02W S11 NWNE

10.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

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Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before JANUARY 3, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 12/15/1999 & 12/22/1999

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