STARTING LEFT SIDE OF FILE

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-07461

Priority: April 8, 1975 — Maximum Diversion Rate: 6.17 CFS; Maximum Diversion Volume: 925.0 AF

This is to certify, that GEORGE COLWELL
CHERYL COLWELL
3990 HWY 52
PAYETTE ID 83661 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 24, 1974; and has submitted Proof of Beneficial Use on June 26, 1979. An examination indicates that the works have a diversion capacity of 89.000 cfs of water from:

PAYETTE RIVER tributary to **SNAKE RIVER**

source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/01 to 11/15	6.17 CFS	925.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 35, Township 08N, Range 04W
PAYETTE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC			ACRES			ACRES			ACRES	TOTAL
08N	04W	17		SWSW	5	Lot	1(SWSE)	6				11
		19	Lot	1(NENE)	3							3
		20	Lot	7(NENE)	8	Lot	7(NWNE)	3	Lot	1(SENE)	2	
				NENW	15	Lot	6(NWNW)	36	Lot	6(SWNW)	14	78
		21	Lot	2(SWNE)	1	Lot	4(NWNW)	6	Lot	5(SENW)	12	
			Lot	1(NESE)	1		SWSE	17	Lot	8(SESE)	17	54
		27	Lot	2(NWNE)	2	Lot	3(SWNE)	3		SENW	8	13

Total number of acres irrigated: 159

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Rights 65-03617, 65-05921, 65-08627, 65-11255 & 65-11261 are also diverted through the point of diversion described above.
4. The portion of Right 65-07461 used for conveyance losses is 1.4 cfs.

MICROFILMED
FEB 18 2000

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-07461

CONDITIONS OF APPROVAL AND REMARKS

5. Rights 65-11211 & 65-07461 when combined shall not exceed a total diversion rate of 6.17 cfs, a total annual maximum diversion volume of 925.0 af at the field headgate, and the irrigation of 159 acres.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 3rd day of FEBRUARY, 2000.

Acting for KARL J. DREHER, Director

MICROFILMED
FEB 18 2000

RECEIVED
JAN 25 2000
Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07461

Date of Priority: April 8, 1975

Maximum Diversion Rate: 6.17 CFS
Maximum Diversion Volume: 925.0 AF

Comes now GEORGE COLWELL
CHERYL COLWELL

3990 HWY 52
PAYETTE ID 83661

and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-07461, and requests that the permit be changed as follows:

Source: **PAYETTE RIVER** tributary to **SNAKE RIVER**

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/01 to 11/15	6.17 CFS	925.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 35, Township 08N, Range 04W
PAYETTE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC			ACRES			ACRES			ACRES	TOTAL
08N	04W	17		SWSW	5	Lot	1 (SWSE)	6				11
		19	Lot	1 (NENE)	3							3
		20	Lot	7 (NENE)	8	Lot	7 (NWNE)	3	Lot	1 (SENE)	2	
				NENW	15	Lot	6 (NWNW)	36	Lot	6 (SWNW)	14	78
		21	Lot	2 (SWNE)	1	Lot	4 (NWNW)	6	Lot	5 (SENW)	12	
			Lot	1 (NESE)	1		SWSE	17	Lot	8 (SESE)	17	54
		27	Lot	2 (NWNE)	2	Lot	3 (SWNE)	3		SENW	8	13

Total number of acres irrigated: 159

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Payette, Idaho, this 21st day of January, 2000.

George E. Colwell
(Signature)

MICROFILMED
FEB 18 2000

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07461

****

FOR DEPARTMENT USE ONLY

Preliminary check by GVK Fee $50.00 Receipted by JM # C047883 Date 1-25-2000

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-07461 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Rights 65-03617, 65-05921, 65-08627, 65-11255 & 65-11261 are also diverted through the point of diversion described above.
4. The portion of Right 65-07461 used for conveyance losses is 1.4 cfs.
5. Rights 65-11211 & 65-07461 when combined shall not exceed a total diversion rate of 6.17 cfs, a total annual maximum diversion volume of 925.0 af at the field headgate, and the irrigation of 159 acres.

Witness my hand this 3RD day of FEBRUARY, 2000.

Acting for KARL J. DREHER, Director

MICROFILMED

FEB 18 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-07461 IN THE NAME OF D/OR CHERYL

ORDER ADVANCING THE DATE OF PRIORITY

RECEIVED
FEB 14 2000

MEXICAN FOODS, INC.
1193 Emerald, Boise, Idaho 83704
GEORGE COLWELL
PRESIDENT
BUS. (208) 376-6922
FAX (208) 375-2330
HOME (208) 375-8158

EAS, the Department received proof of beneficial use of water under this e 26, 1979 and reinstated the permit and advanced the date of priority to 1974; and,

EAS, on June 5, 1986, the Department sent the permit holder an Fee Notice informing him that he had 60 days to submit the required fee; and,

EAS, on October 9, 1986, the Department sent the permit holder an Fee Reminder, reminding him that he needed to submit the required fee; and,

EAS, Section 42-217, Idaho Code, provides that the Department may nit for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner; and,

WHEREAS, on August 4, 1987, the permit holder submitted the examination fee. The fee was 414 days late, but the Department did not issue an order advancing the priority date;

IT IS, THEREFORE, HEREBY ORDERED that the priority date of Permit No. 65-07461 be advanced to April 8, 1975.

DATED this 19th day of January, 2000.

L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

FEB 18 2000

7/94

For Office Use Only
$25 Filing Fee
Receipt # C031397
Date 10-4-94

RECEIVED
OCT 0 4 1994
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

RECEIVED
SEP 2 2 1994
Department of Water Resources

I, Charles + Pat Higby, hereby assign to George and/or Cheryl Colwell

of, 3990 Hiway 52 Payette ID 83661 (Full Address) 278 3348 (Phone)

All my right, title, and interest in and to Permit No. 65-07461 to appropriate the public waters of the State of Idaho.

Or (for partial assignments)

The following described portion of my right, title, and interest in and to Permit No. 65-07461 to appropriate the public waters of the State of Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this 20th day of Sept, 1994.

Charles S Higby
Permit Holder

State of Idaho)
) ss
County of Payette)

On this 20th day of Sept, 1994, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Cathy M. Myers
Notary Public residing at
Meb Polymouth

seal

My commission expires: 4-16-97

MICROFILMED
FEB 18 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-7461)
) ORDER OF REINSTATEMENT
IN THE NAME OF PAT &/OR CHARLES HIGBY)
)

WHEREAS, on January 24, 1974, Lee C. Wright, Jr. applied to the Department of Water Resources for a permit to appropriate 7.59 cubic feet per second of water from the Payette River to be diverted within the SW¼SE¼, Sec. 35, Twp. 8N, Rge. 4W, B.M., Payette County, to be used for irrigation purposes; and,

WHEREAS, on June 4, 1974, the Department approved siad application and issued Permit No. 65-7461 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1979; and,

WHEREAS, on April 28, 1977, the permit holder assigned all right, title, and interest in and to Permit No. 65-7461 to Pat and/or Charles Higby; and,

WHEREAS, on March 30, 1979, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to made said proof; and,

WHEREAS, on June 15, 1979, the Department notified the permit holders that Permit No. 65-7461 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty date from the date of notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on June 26, 1979;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-7461 be REINSTATED and the priority advanced to February 18, 1974.

Dated this 17th day of January, 1980.

L. Glen Saxton

L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

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. 65-7461.

Name(s) of Permit Holder: Chas Hegley

Post Office Address: Star Rt
Payette Id 83661

Source of Water: Payette River

Extent of Use:
- ☐ Domestic _____ (number of households)
- ☐ Stockwater _____ (number and type of stock)
- ☒ Irrigation 253 (acres)
- ☐ Other _____

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

Access Port: 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.

6-25-79
Date

C. Hegley
Signature of Permit Holder

RECEIVED
JUN 26 1979
Department of Water Resources

BOISE, ID 83
PM
9

SUPPORT
HISTORIC PRE
WI
USA 15c

RECEIVED
AUG 31 1979
Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

BEFORE THE DEPARTMENT OF WATER RESOURCES

IN THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING DEVICE REQUIREMENT FOR PERMIT NO. 65-7461 IN THE NAME OF PAT &/OR CHARLES HIGBY	ORDER

WHEREAS, on January 24, 1974, Lee C. Wright, Jr. applied to the Department of Water Resources for a permit to appropriate 7.59 cubic feet per second of water from the Payette River to be diverted within the SW¼SE¼, Sec. 35, Twp. 8N, Rge. 4W B.M., Payette County, to be used for irrigation purposes; and,

WHEREAS, on June 4, 1974, the Department approved said application and issued Permit No. 65-7461 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1979; and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on April 28, 1977, the permit holder assigned all right, title, and interest in and to Permit No. 65-7461 to Pat and/or Charles Higby; and,

WHEREAS, on April 9, 1979, the Department received a request from the permit holders for the removal of the measuring device requirement; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 65-7461.

Dated this 17th day of April, 1979.

L. Glen Saxton

L. GLEN SAXTON

Chief, Operations Bureau

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

APR 28 1977

Department of Water Resources

I, Lee C. Wright Jr, hereby assign to Pat &/or Charles H1964

of Star Rt. Payette, Ad.
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 65-7461 to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within each 40 acre subdivision, the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 27th day of April, 1977.

Lee C Wright Jr
Permit Holder
By Lee C Wright III

Spouse of Permit Holder

State of Idaho)
ss.
County of Payette)

On this 27th day of April, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she)~~ ~~(they)~~ executed the same.

Dan Waymouth
Notary Public residing at New Plymouth, Idaho

seal

My commission expires:
7-15-80

FILMED

ASSIGNED TO: PAT & CHARLES HIGBY
5-18-1977 STAR ROUTE, PAYETTE, ID

Identification No. _____
Application No. 65-7461

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

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

1. Name of applicant Lee C. Wright, Jr.
   post office address Star Route, Payette, Idaho
2. Source of water supply Payette River which is a tributary of Snake River
3. a. Location of point of diversion is SW ¼ of SE ¼ of Section 35 Township 8 N
   Range 4 W. B.M. Payette County; additional points of diversion if any: _____
   b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼
   of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
   Amount ~~10.12~~ (cfs or acre-feet per annum) for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated: ALLOW 7.59 cfs
   a. ~~10.12~~ cubic feet per second and/or
   b. _____ acre feet per annum.
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. Headgate with dam in the river, earth ditches to place of use
   b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
   Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.
   c. Proposed well diameter is _____ 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 $ 15,000.00 .
8. Description of proposed uses:
   a. If water is **not** for irrigation:
   (1) Give the place of use of water: _____ ¼ of _____ ¼ 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: _____

65 7461

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	
8N	4W	17												15					15
		20						3	28	25	30			3		27	15		131
		19	10			10													20
		21												10	23		25	29	87

Total number of acres to be irrigated 253

c. Describe any other water rights used for the same purposes as described above.

These lands are now acreages added onto Adjudication Claim No. 65-3617

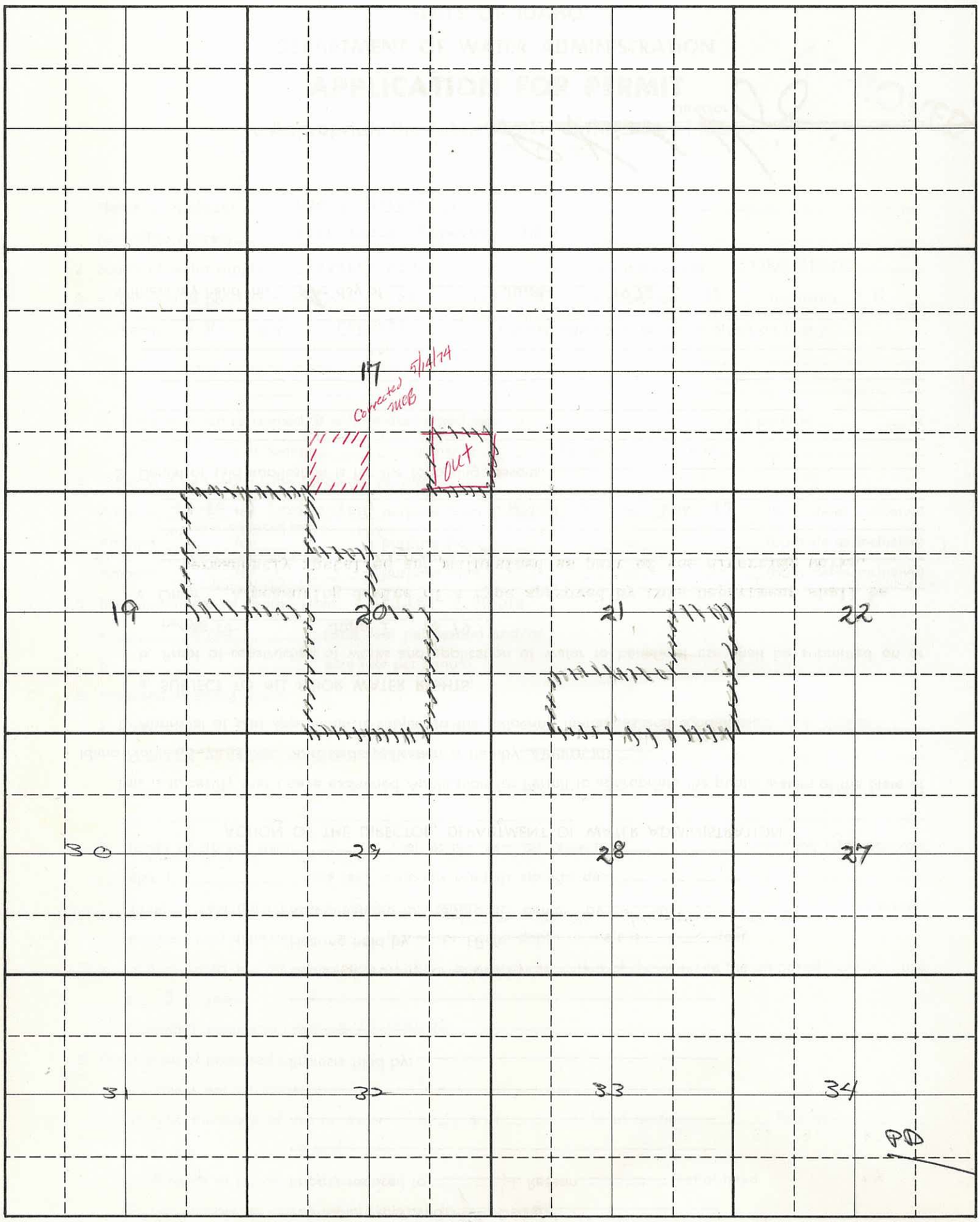
9. a. Who owns the property at the point of diversion Applicant

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 This application is filed for 2 miners inch per acre because of transportation losses and gravely soil conditions at place of use. Applicant will submit qualification letter from Soil Conservation Service.

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



Scale: 2 inches equal 1 mile

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

Lee C. Wright Jr.
(Applicant)

65 7461

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	ESB	1/25/74	Application No. 65-7461
(2)			✓ Source ✓ Point of Diversion ✓ County ✓ Quantity of Water and Period of Use ✓ Description of Diverting Works ✓ Time required for B/U of water ✓ Place of Use or Acres Irrigated ✓ Map ✓ Signature ✓ Fee
(3)	ESB	1/25/74	In form to receipt
	ESB	1/25/74	Send Copies to: ___ Idaho State Health Department ___ Idaho Fish and Game Department ___ Bureau of Land Management
(4)	ESB	1/25/74	___ Request Special Use Permit from U.S.F.S. ___ Request Easement from B.L.M. ___ Request Information from Applicant
(5)	ESB	1/25/74	In form for advertising
(6)	ESB	2/15/74	Located within Water District No. Basin 65
(7)	ESB	2/15/74	Critical groundwater area: yes___ no ✓
(8)	ESB	2/15/74 NA	Groundwater levels: ___ Decline (comment) ___ Stable (comment) ___ Increasing (comment)
(9)	___	___	Comments:
(10)	dl	2-18-74	Affidavit of Publication received (date)
(11)	ESB	2/15/74	Final date for protests 2/18/74 Protests received: yes___ no ✓
(12)	NA	___	Date and Place of hearing Decision reached at hearing
(13)	ESB	2/15/74	All requested information received from agencies or applicant yes ✓ no___ pscs verification for excessive amount
(14)	ESB	2/15/74	Action recommended: ✓ Approve Priority Jan 24, 1974 ___ Deny Reason for Reduction ✓ Measuring device required ___ See attached sheet for additional conditions of approval ___ No additional conditions for approval
(15)	District Western		By R.W.H. Date 2/15/74

RECEIVED
MAY 29
4-24-74

Department of Water Administration 65 7461

FRESCA
MEXICAN FOODS, INC.
1193 Emerald, Boise, Idaho 83704
GEORGE COLWELL
PRESIDENT
BUS. (208) 376-6922
FAX (208) 375-2330
HOME (208) 375-8158

RECEIVED
APR 10 2000
WATER RIGHTS

excessive amount

2"/acre

Issue for 7.6 C.F.S.
see K. Foits letter
and Barron Memo.
R.W.H.

No. 4552

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Payette }

I, Janice Murphey, being duly sworn, deposes and says:

That she is the principle Clerk of THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at Payette, in the County of Payette and State of Idaho that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Payette; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for Two (2) consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with January 31, 1974, and ending with the issue of February 7, 1974

Janice Murphey

Fee $ 12.60

Subscribed and sworn to before me this 9th day of February, 1974

Florence L. Robinson
Notary Public, Residing at Payette, Idaho.

My Commission Expires 11-20, 1977

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LEE C. WRIGHT, JR., Star Route, Payette, ID. has on Jan. 24, 1974 submitted Application No. 65-7461 for a permit to appropriate 10.12 cubic feet per second of water from Payette River, trib. to Snake River by means of dam, headgate & ditches within the SW¼SE¼, S. 35, T. 8 N., R. 4 W., B.M., Payette County to be used from March 15 to Nov. 15 for irrigation of 253 acres within the SE¼SW¼, S. 17, W½NW¼, SE¼NW¼, E½SW¼, W½SE¼, S. 20, E½NE¼, Sec. 19, SE¼SW¼, NE¼SE¼, S½SE¼, S. 21, T. 8 N., R. 4 W., B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Feb. 18, 1974.

R. KEITH HIGGINSON
Director

No. 4552 1-31(2tc)

OK df
2-12-74

RECEIVED

7461

STARTING RIGHT SIDE OF FILE

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

February 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GEORGE COLWELL
CHERYL COLWELL
3990 HWY 52
PAYETTE ID 83661

RE: WATER RIGHT NO. 65-07461

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a **preliminary order** issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

SK:klt

Enclosure

MICROFILMED
FEB 18 2000

CERTIFICATE OF MAILING

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

Water Right No. 65-07461

GEORGE COLWELL
CHERYL COLWELL
3990 HWY 52
PAYETTE ID 83661

Kari Lynn Townsend
Secretary

MICROFILMED
FEB 18 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

FEB 18 2000

Memorandum

To: File 65-07461

From: Kay Walker KW

Date: 02/02/00

Re: License Recommendations

The following rights are also diverted at the same point of diversion as shown under this permit which is the Johnson Higby Ditch. Those rights were previously decreed at 1" per acre plus a 29.3% ditch loss from the source to the field headgate. These rights are as follows:

65-03617	10.63 cfs/372 acres	=0.0285 cfs per acre
65-05921	5.04 cfs/195 acres	= 0.0258 cfs per acre
65-08627	2.72 cfs/105 acres	= 0.0259 cfs per acre
65-11255	0.18 cfs/7 acres	= 0.0257 cfs per acre
65-11261	0.13 cfs/10 acres	= 0.013 cfs per acre

This permit was approved for excessive flow at 1.5" per acre pursuant to justification provided. The 1.5" per acre did not include ditch loss. We have recommended licensing at 1.5" per acre plus 1.4 cfs for ditch loss. The ditch loss was calculated using 29.3% as done with other rights on this ditch. The SRBA has not made recommendations on this portion of the Payette River yet. I am uncertain as to why 65-11261 was not allowed ditch loss.

Right 65-11211 is a decreed right from a slough for a portion of the lands recommended under this proposed license. The slough was decreed at 1" per acre for 67 acres. Dan Nelson has determined that the slough water would be considered the primary right for the 67 acres and this license would be supplemental to that right. I propose we add a condition to this right limiting the two when combined to 159 acres, 6.17 cfs and 925 afa which will ensure the right holder knows these rights overlap.

MICROFILMED

FEB 1 8 2000

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES S. HIGBY	06/01/1932	IRRIGATION	03/15	11/15	1.340 CFS	
C	EMMA J. HIGBY						
					TOTAL DIVERSION:	1.340 CFS	

Water Source: SLOUGH Tributary to: PAYETTE RIVER Stage: DECREED

Point(s) of Diversion: T08N R04W S20 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08N	04W	17											04						4.0
08N	04W	19	07-02																2.0
08N	04W	20					03-05	06-37	06-12	06-07									61.0
																	TOTAL ACRES		67.0

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
65-00165X 65-11413 L65-07461

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:
Priority Date: 06/01/1932
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/03/86 04/30/88 CONVERT

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 21, 2000

GEORGE &/OR CHERYL COLWELL
3990 HWY 52
PAYETTE ID 83661

RE: Permit No. 65-07461

Dear Mr. and Mrs. Colwell:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit.

Please note that while reviewing this permit, we found the examination fee was submitted to our Department 414 days late. We have enclosed an Order Advancing the Date of Priority of this permit.

The examiner who verified your water use reported that the place of use is in a location other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place of use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the $50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review. If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

Kw:k
Enclosures

MICROFILMED

FEB 18 2000

Memorandum

To: File 65-07461

From: Kay Walker

Date: 01/19/00

Re: License Recommendations

In review of this permit, along with the field examiner recommendations, I find that we can allow more water than recommended by the examiner. This permit was approved @ 0.03 cfs per acre for excessive flow due to soil conditions. Therefore, I recommend that we allow the excessive flow as permitted, along with the ditch loss as recommended by examiner.

159 acres x 0.03 cfs = 4.77 cfs
4.77 x 1.293 (ditch loss) = **6.17 cfs allowable for this permit**

159 ac x 4.5 fhr = 715.5 afa
vs.
6.17 cfs x 1.9835 x 260 days = 3182. Afa
715.5 x 1.293 (ditch loss) = **925. afa as recommended by examiner**

MICROFILMED

FEB 18 2000

LICENSE REVIEW CHECKLIST

Permit No. 65-07461 Date: 1/18/2000 Reviewer: Kay Walker

	Change/OK	
Name/Address	ok	
Source	ok	Does change clarify original intended source? If no, void permit.
Point of Diversion:	ok	Change (P39/P49) Add (P45/P44) Feds (P43)
		~~W32 (multiple in 1/4/1/4)~~
		W36 (overlap)
		~~W59~~ (subdivision description)
Place of Use	change	Change (P41/P49) Add (P41/P44) Feds (P43)
		W60 (subdivision description)
		W27 (ppu acre limit)
		Overlaps: Right(s):_____
		File reviewed____ Profile reports printed_____
		P/D & P/U amend (P37) Feds (P48)

changed irrig. season to recommend on new map

Rate of Diversion:

Permitted rate	7.59	cfs
Fee Limit	8.00	cfs
Measured	84.0	cfs
Theoretical	_____	cfs

Recommended Total Diversion Rate 6.17 cfs (see adjust memo of 1/19/2000)

Water Uses ok

Change (P46)

Irrigation	6.17 cfs	925. af
Stockwater	____ cfs	____ af
Domestic	____ cfs	____ af
_____	____ cfs	____ af
_____	6.17 cfs	925. af
Total	____ cfs	____ af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)
supp. Gw (WB7/065/079)
overlap spec combined rts (W35)
>1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette – ~~(W22/047/27A)~~

Volume Determination

~~6.17~~ cfs x 1.9835 x 260 days = 3182 af (vs) 159 acres x 4.5 (FHR) = 715.5 af + ditch loss allow 925.0

Remarks: W36 - W56-conveyance loss

Additional Conditions YES Watermaster Control
NO GW Measurement/Measuring Device
NO Other
Trust (052/R55 – remove 051)
Non-trust (048/049)

OIP

Government Lots? YES

Advance Priority? ✓ yes ____ no If yes, explain why below. late exam fee ~~#07~~

SRBA Claim? YES

Adjust memo YES

Amend Letters P41 **P87, S06** **Second Amendment Notice** P49 **S06**

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE E COLWELL	04/01/1890	IRRIGATION	03-15	11-15	10.630 CFS	
C	CHERYL F COLWELL						
					TOTAL DIVERSION:	10.630 CFS	

Water Source: PAYETTE RIVER Tributary to: Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R04W S35 SWSE PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08N	04W	20			02-71	01-47			03-20						40	14	11	21	224.0
08N	04W	21						05-30			06-46	39	13	14		07-27	06	08-12	187.0
																	TOTAL ACRES		411.0

POU County: PAYETTE

Remarks: GEN OWNERSHIP CHANGED BY LH 11/18/94.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

0.025 cfs/ac

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	V F JOHNSON	10/24/1882	IRRIGATION	03-15	11-15	5.040 CFS	
					TOTAL DIVERSION:	5.040 CFS	
					CONSUMPTIVE USE:		682.50 AFA

Water Source: PAYETTE RIVER Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T08N R04W S35 SWSWSE PAYETTE County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
T R S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
08N 04W 27	15	33	28	38	09								37	11		12	183.0
08N 04W 34	12																12.0
														TOTAL ACRES			195.0

POU County: PAYETTE

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: GEN ABOUT 40 ACRES OF THE IRRIGATED LAND UNDER THIS RIGHT IS OWNED BY LOIS P. SMITH AND IS LEASED BY THE CLAIMANT.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

0.025 cfs/ac

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE E COLWELL	10/24/1882	IRRIGATION	03-15	11-15	2.720 CFS	
C	CHERYL F COLWELL						
				TOTAL DIVERSION:		2.720 CFS	

Water Source: PAYETTE RIVER Tributary to: SNAKE RIVER Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R04W S35 SWSE PAYETTE County

Place of use Legal Description for: IRRIGATION

	NE					NW					SW					SE					
	NENE		NWNE		SWNE	SENE		NENW		NWNW		SWNW	SENW		NESW		NWSW		SWSW	SESW		NESE		NWSE		SWSE	SESE		
T R S	Lt	Ac	Lt	Ac	Lt Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt Ac	Lt	Ac	SUM
08N 04W 22																			06-30 07-10										40.0
08N 04W 27								29		27		02	07																65.0
																											TOTAL ACRES		105.0

POU County: PAYETTE

Non-Irrigation Uses: INSTREAM STOCKWATER

Other Rights: SEE FILES

Remarks: GEN OWNERSHIP CHANGED BY LH 11/18/94.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

0.025 cfs/ac

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS F PENCE JR	10/24/1882	IRRIGATION	03-15	11-15	0.180 CFS	
					TOTAL DIVERSION:	0.180 CFS	

Water Source: PAYETTE RIVER Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T08N R04W S35 SWSE PAYETTE County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08N 04W 26						07-03	04										7.0
																TOTAL ACRES	7.0

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

0.025 cfs/ac

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CHERYL F COLWELL	10/24/1882	IRRIGATION	03-15	11-15	0.130 CFS	
C	GEORGE E COLWELL						
					TOTAL DIVERSION:	0.130 CFS	

Water Source: PAYETTE RIVER Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T08N R04W S35 SWSE PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08N	04W	27					01			09									10.0
																		TOTAL ACRES	10.0

POU County: PAYETTE

Remarks: GEN OWNERSHIP CHANGED BY LH 11/18/94.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

0.013 cfs/ac

Form 219
6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 05 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-07461

1. Owner: Colwell, George and/or Cheryl Phone No. (208) 278-3448

Current Address: 3990 Highway 52, Payette, Idaho 83661

2. Accompanied by: John Burt EXAM DATE: 9/20/1994

Address: NOT KNOWN Phone No. NOT KNOWN

Relationship to Permit Holder: IRRIGATOR/HIRED HAND

3. Source: PAYETTE RIVER tributary to SNAKE RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-11211, 65-03618, 65-03617, 65-08627, 65-11261, A PORTION OF THIS LAND IS WITHIN THE BORDERS OF LOWER PAYETTE DITCH COMPANY
2. Other water rights with the same point of diversion: 65-05921, 65-11255, 65-03617, 65-08627, 65-111261

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
JOHNSON/ HIGBY DITCH			SW	SE	35	08N	04W	PAYETTE	USGS QUADRANGLE MAP

2. Place(s) of Use: Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	4W	17											5				6		11
08N	04W	19	3																3
08N	04W	20	8	3		2	15	36	14										78
08N	04W	21			1			6		12					1		17	17	54
08N	04W	27		2	3					8									13
																			TOTAL
																			159 ACRES

MICROFILMED
FEB 18 2000

PLEASE NOTE: The Colwell farm has a total of 632 irrigated acres of which the 159 acres described above are not described by other water rights diverted through the Johnson/Higby ditch from the same point of diversion and the same source. 59 of the 159 acres described above are covered under water right 65-11211 and are irrigated from a different source (a slough). Therefore, 100 acres listed above should be licensed as a primary right and 59 acres should be licensed as a supplemental right to 65-11211. Please see overlap review tables for which acres qualify for supplemental and which acres qualify for primary licensing.

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

SEE ATTACHED SHEET.

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

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

YES Photo of Diversion and System Attached

RECEIVED
JAN 05 2000
Department of Water Resources

4.

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

**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
PRICE AA						

2. Measurements: The Basin 65 Watermaster Mark Limbaugh performed Measurements. Mr. Limbaugh stated that he measures the Johnson/Higby Ditch diversion once a month at a point 300 yards downstream of the point of diversion under a private bridge crossing the ditch

E. NARRATIVE/REMARKS/COMMENTS

This field report has been compiled from the notes of Kelly Christensen, who performed a field exam in 1990 and Pam Skaggs who performed a field exam in 1994. I (Daniel A. Nelson) researched the permit and completed the report.

The point of diversion is located in the SWSE ¼ ¼ of Section 35, Township 08N, Range 04W. The water travels from the point of diversion in the Johnson/Higby ditch. This ditch was developed to deliver water to Mr. Johnson and Mr. Higby and later Mr. Pence. Mr. Colwell purchased the Higby property and filed an assignment of this permit was filed on 9/20/1994 and has filed a change of ownership form on the remainder of Mr. Higby's water rights.

MICROFILMED
FEB 18 2000

Mr. Pence is the first water user on the Johnson/Higby ditch. Mr. Pence draws .18 cfs of water from the ditch to irrigate 7 acres of ground. Mr. Johnson is the second water user on the Johnson/Higby ditch. Mr. Johnson diverts 5.04 cfs to irrigate 195 acres of ground under water right number 65-05921, The remainder of the water in the ditch is for use on Mr. Colwell's (formerly Higby) property. Mr. Colwell has 3 water rights (65-03617, 65-08627, and 65-11255) that divert out of this ditch for a total of 13.48 cfs to irrigate 526 acres of ground. This permit is to cover the 159 acres of ground that is not covered by one of these three decrees. Please see overlapping water right tables for water right comparisons.

All of the water rights on the Johnson/Higby ditch are for more than the standard inch per acre or .02 cfs per acre. This additional flow rate was given to account for ditch losses in the Johnson/Higby ditch. The Payette River Basin Adjudication allowed 29.3 % of the flow rate of the ditch for ditch loss. With the proximity of this ditch to Payette River and Big Willow Creek it is very likely that this ditch actually gains water as it flows through these farms. However, in order to maintain consistency I recommend that 29.3 % of the flow rate be allowed for ditch loss on this permit as well.

The department does not generally allow more than an inch per acre for irrigation. I find no reason to allow more than an inch per acre for this permit. All of the water rights diverted through the Johnson/Higby ditch are for more than an inch per acre. Since this permit is from the same source as the other water rights diverted through the Johnson/Higby ditch, the maximum allowable acres that can be irrigated by this permit is 159 acres. There are 59 acres of the 159 acres that is covered under water right 65-11211. The source of water for 65-11211 is a slough located in the NENW ¼ ¼ of Section 20, Township 08N, Range 04W. Since water right number 65-11211 has a priority date of 06/01/1932, it is the primary right for the 59 acres. Therefore, this permit can only supply supplemental water for these acres. Please see the overlapping water right tables for the lands that are supplemental and the lands that are primary.

Recommendations:

I recommend that this permit be licensed for 4.10 cfs diversion rate and 925 af annual volume for the 159 acres described above. When combined with all other water rights this permit should not allow more than .02 cfs per acre or 4.5 afa per acre to be delivered to water user's head gate.

Have conditions of permit approval been met? ___ Yes _X_ No*

MICROFILMED
2 18 2008

* No measurement device has been installed per conversation with water master and the many examiners and IDWR personnel who have visited the site.

F. FLOW CALCULATIONS YES Additional Computation Sheets Attached

Measured Method:

4.10 CFS (SEE DIVERSION RATE CALCULATION SHEET)

RECEIVED

JAN 0 5 2000

Department of Water Resources

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R}$ = (Acres Irrigated) x (Irrigation Requirement) = (159 AC) x (4.5) = 715.5 AFA

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = (3.18) x (246) x (1.9835) = 1551.7 AFA

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 715.5 AFA

B

2. Volume Calculations for Other Uses:

Accounting for ditch loss:

29.3 % should be allowed for ditch loss. Therefore 1.293 should multiply the annual volume.

(715.5 afa) X (1.293 ditch loss) = 925 afa

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	03/15	11/15	4.10 CFS	925.0 AFA
		Totals:	4.10 CFS	925.0 AFA

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

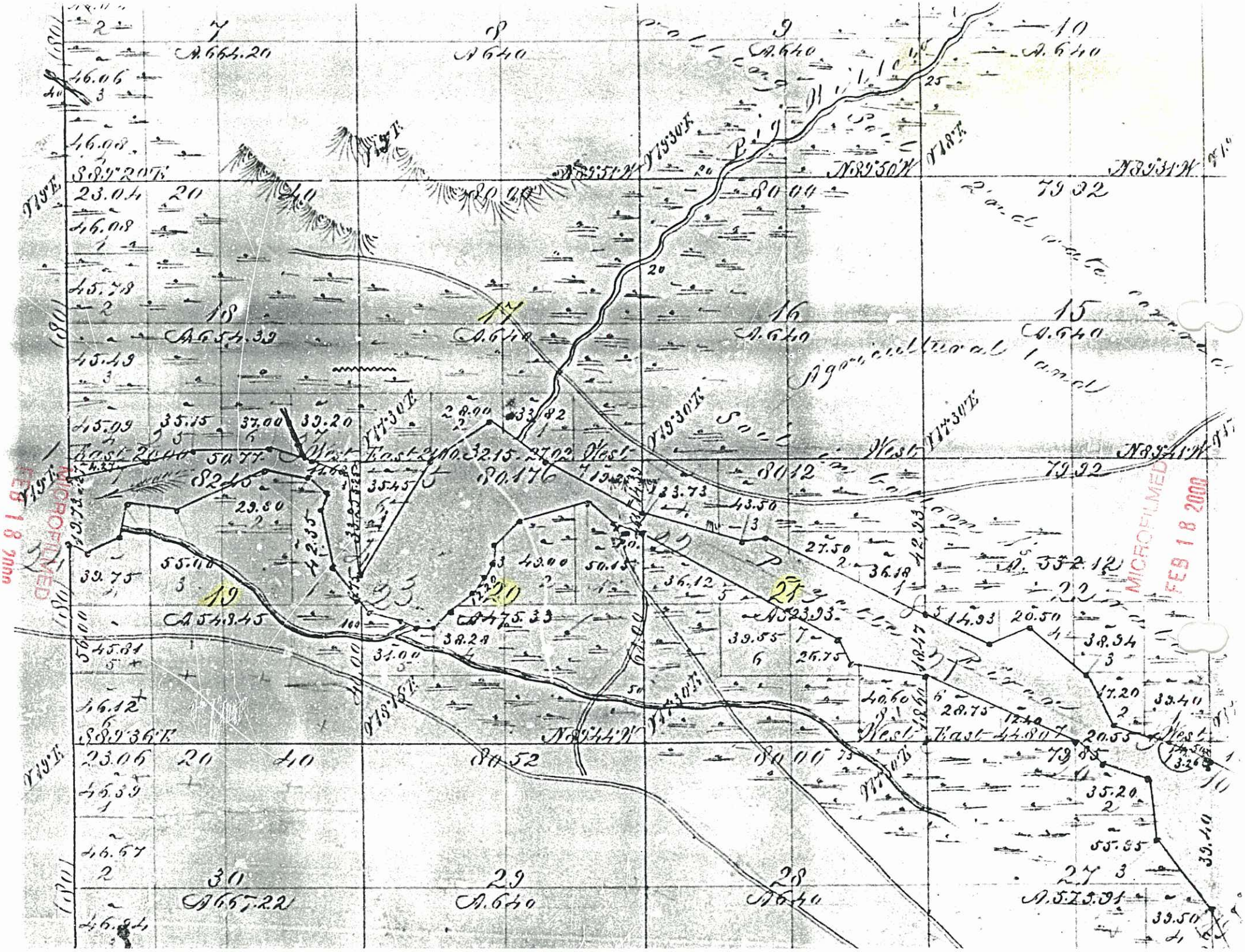
Daniel A. Nelson - Sr. Water Right Agent

Field Examiner's Name Daniel A. Nelson Date 9-24-99

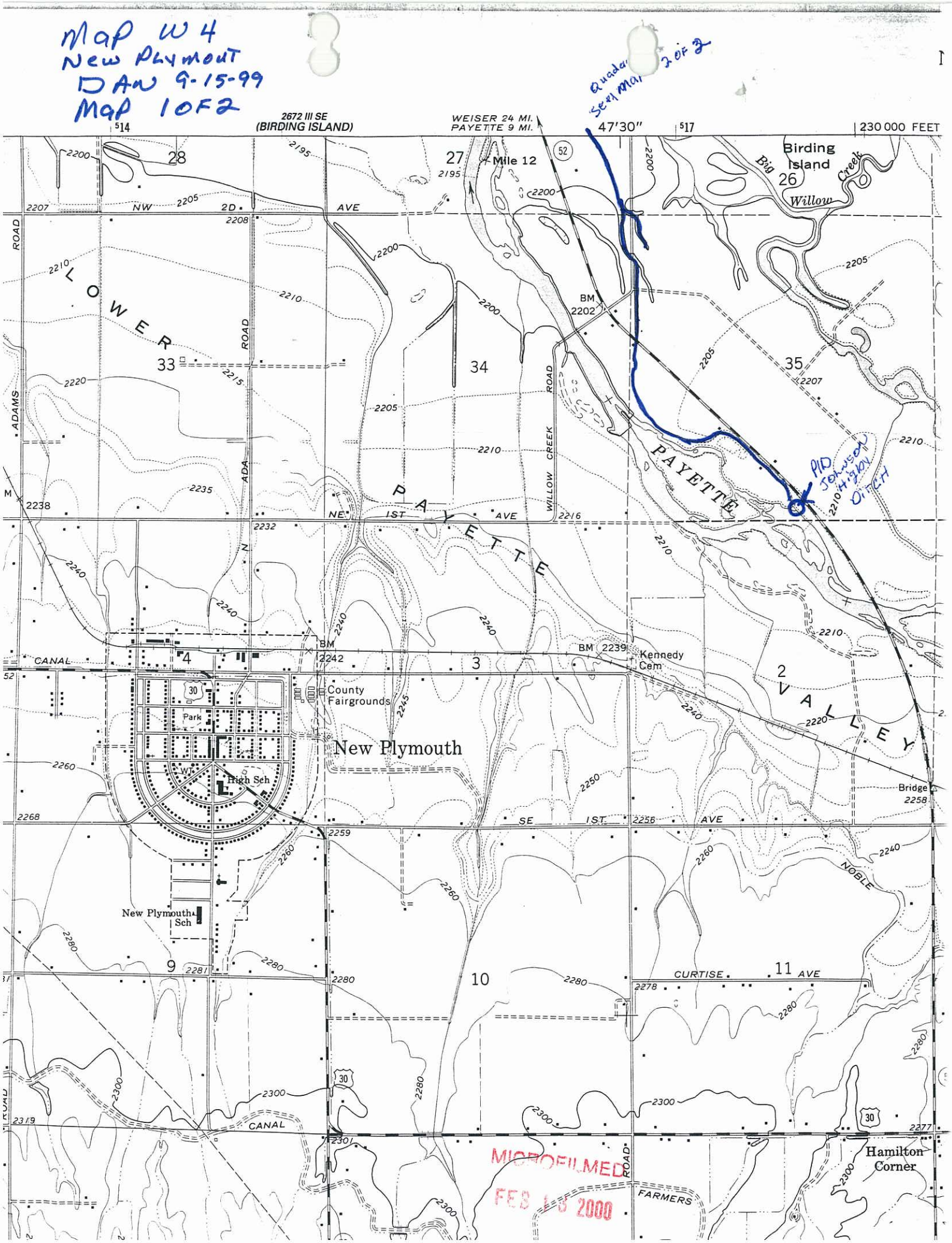
Reviewer _____ Date _____ SEAL

MICROFILMED

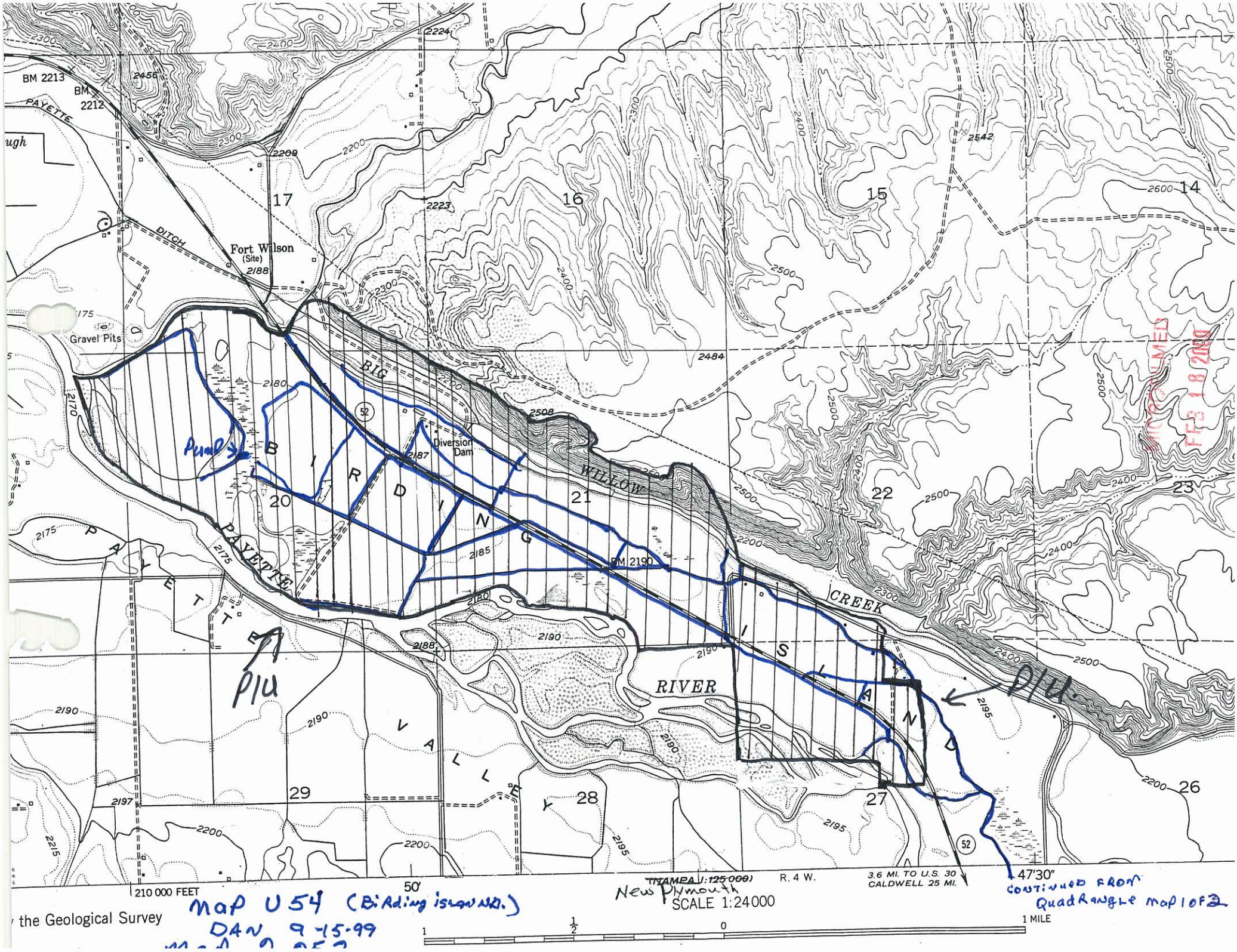
FEB 18 2000


Agricultural land
MICROFILMED FEB 18 2000
MICROFILMED FEB 18 2000

Map W 4
New Plymouth
DAN 9-15-99
Map 1 OF 2



MICROFILMED
FEB 16 2000


BM 2213
BM 2212
PAYETTE
DITCH
Fort Wilson
(Site)
2188
Gravel Pits
BIG
WILLOW
CREEK
Diversion
Dam
2187
BM 2190
PAYETTE
RIVER
ISLAND
VALLEY
Pump
PIU
PIU
17
16
15
14
20
21
22
23
29
28
27
26
2224
2223
2542
2484
2508
2456
2209
2188
2187
2190
2197
2195
2215
2175
2170
2180
2185
2188
2300
2400
2500
2600
2200
2190
2195
210 000 FEET
50'
TRAMPAL (1:125 000)
New Plymouth
R. 4 W.
3.6 MI. TO U.S. 30
CALDWELL 25 MI.
47'30"
SCALE 1:24000
1 MILE
the Geological Survey
Map U54 (Bidding Island No.)
DAN 9-15-99
CONTINUED FROM
Quadrangle Map 1 of 2
FEB 18 2000

Map 1 of 2 •
Showing IRRigated
ACRes
DAN 9-16-99

~~Map~~ PHOTO COPY OF Map
E 5C 1992 Flight
~~STAT~~ FSA OFFICE PAYETTE.
Scale 8" TO 1 mile.

FOR This PERMIT we
CAN allow 159 acres
IN The 632 acres OF
IRRigation.

ACTUAL IRRigated
acres.

ACRES NOT COVERED BY
JOHNSON/Higby DITCH WATER
MARKED ON MAP.

T573
NHEL

T8469

T588
NHEL

STATE

5Ac

6Ac

36Ac

15Ac

3Ac

3Ac

8Ac.

6Ac.

14A

2Ac.

Irrigated

NC

NC

Pond

Pond

2-18.5

3-21.5

1-15.0

1-22.3

2-28.2

4-5.7

5-24.4

2-10.9

1-4.1

3-8.9

1-13.5

1-26.1

1-52.1

2-21.8

8-5.3

7-6.2

9-28.0

15-23.8

4-27.2

10-43.0

3-60.8

3-48.3

12-50.

5-13.3

12-37.9

1-21.5

1-16.5

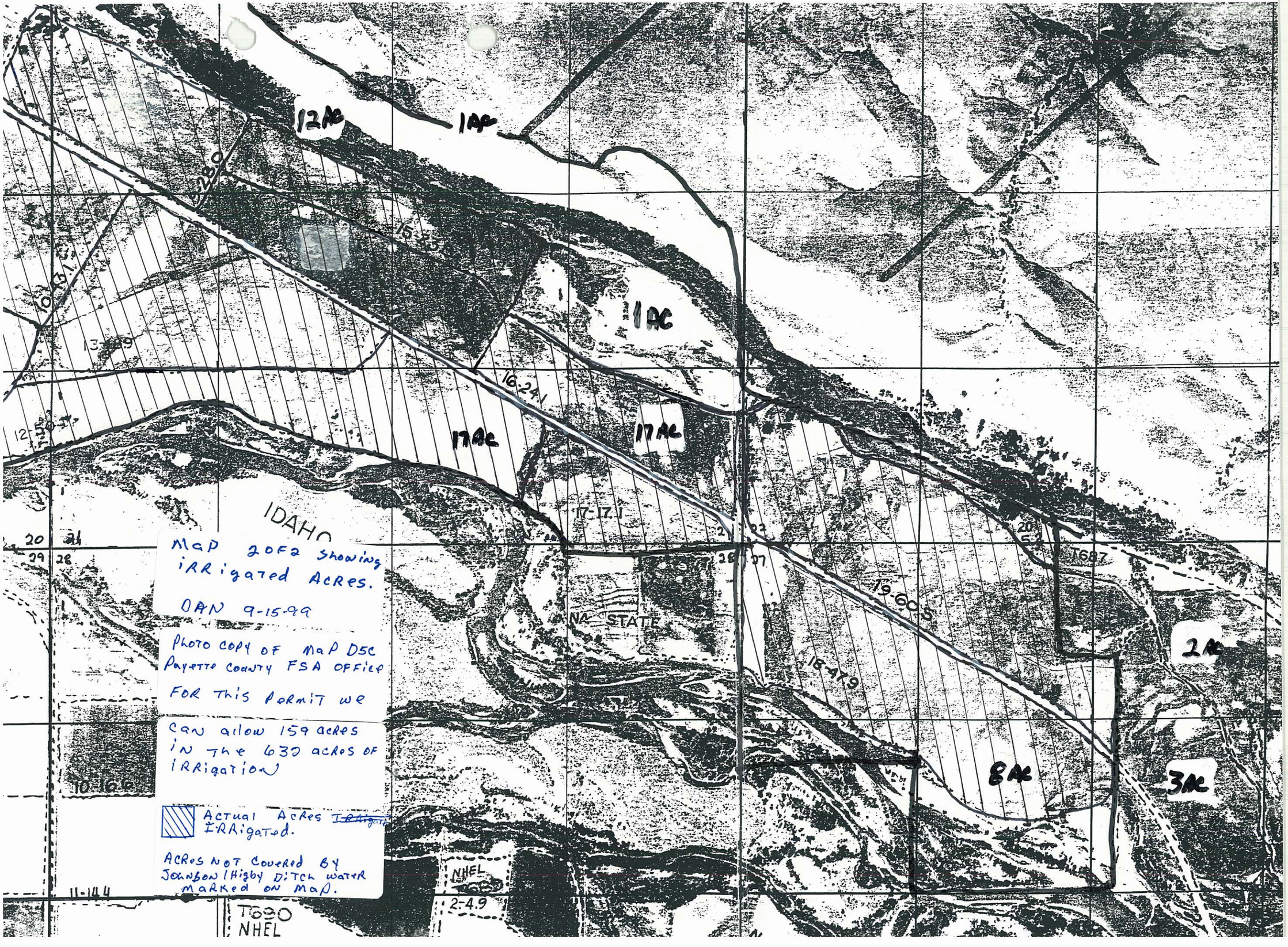
7-21.1

10-3.0

1-9

18 17
19 20

16
20 21


12AC
1AC
1AC
17AC
17AC
IDAHO
NA STATE
T687
T690
NHEL
2AC
8AC
3AC
Map 2 OF 2 showing IRRigated ACRes.
OAN 9-15-99
Photo copy of Map DSC Payette County FSA Office
FOR This Permit we
can allow 159 acres in the 630 acres of IRRigation
Actual Acres ~~IRRigated~~ IRRigated.
ACRes NOT Covered BY Johnson Higby DiTch water marked on Map.

T573
NHEL

T8468
NHEL

T8469

T588
NHEL

STATE

NC

NC

Pond

Pond

Pump

2-18.3
1-15.0
3-21.5
4-22.2
2-10.9
1-4.1
3-8.9
2-28.2
4-5.7
5-24.4
1-13.5
1-26.1
4-52.1
5-13.3
17-24.5
16-10.7
13-16.5
7.9
3-60.8
2-21.8
8-5.8
7-6.2
9-28.0
15-23.8
14-37.2
6-39.7
10-43.0
13-48
11-41.7
12-50

18 | 17
19 | 20

17 | 16
20 | 21

map 1 OF 2
Showing Delivery System.
DAN ~~GPS~~ 9-15-99
PHOTO COPY OF MAP E5C
Fayette County FSA Office
DISREGARD SECTION CORNERS INCORRECTLY PLACED ON MAP.

3-29.0

15-23.8

10-43.1

11-27.2

13-[illegible].9

16-24.1

11-41.7

12-50

IDAHO FISH & GA[illegible]

20 21
29 28

9-6.9

8-24.9

7-20.5

10-16.6

6-20.7

11-14.4

T690

NHEL
2-4.9

17-17.1

21 22
28 27

NA STATE

19-60.5

20 S 2

T687

16-47.9

27.0

10-9

Map 2 of 2
Showing Delivery
System DAN 9-15-99

Photo copy of map D57
Payette County FSA Office
Disregard section
corners (Placed on map
incorrectly

RECEIVED
JAN 0 5 2000
Department of Water Resources

DIVERSION RATE CALCULATIONS FOR WATER RIGHT 65-07461

In order to determine the total diversion rate for this water right a number of factors have been taken into account. The first factor is that maximum diversion rate recorded at the point of diversion was 89.00 cfs (see available water in Johnson/Higby Ditch sheet). Only 18.3 cfs of this amount has been appropriated. An excessive amount is available for full appropriation of the 3.18 cfs allowable for the 159 acres found irrigated under permit 65-07461.

(.02 cfs/acre) X (159 acres) = 3.18 cfs total

The applicant requested that ditch loss be added into this calculation. Upon my initial review of this permit I was reluctant to allow ditch loss due to the high water table in the area, Big Willow Creek flowing less than a mile north, and the Payette River flowing just a few hundred feet south of this ditch. There is also a slough that has formed from runoff and seepage from these waterways at the end of the Johnson/Higby ditch. All of these circumstances imply that this ditch is gaining water rather than losing water.

Because the Payette River Basin Adjudication (PRBA) calculated ditch loss on the previous decreed water rights that use the same ditch as the permit, I feel that the same percent ditch loss should be applied to this permit for consistency and fairness. Attached you will find the "Macallister's Modification of Moritz Loss Calculation For The Higby/Johnson Ditch, Water right Numbers 3617, 8627, 11261, 5921, 11255." This ditch loss calculation sheet shows a percentage loss of 29.3 %. Therefore, the diversion rate for this water right should allow the total allowable diversion rate plus 29.3 % for ditch loss.

(Maximum allowable diversion rate at field headgate)
X (Diversion rate plus 29.3 % or 1.293)
= Total allowable diversion rate.

(3.18 cfs) X (1.293) = 4.10 cfs total allowable diversion rate.

The annual volume should also reflect the ditch loss, since this water is not being delivered to the field headgate. On the Beneficial Use Field Report the annual volume for this land at the field headgate was calculated at 715.5 afa. By adding the ditch loss component the total diversion volume at the point of diversion should be 925 afa.

(715.5 afa) X (1.293) = 925 afa total allowable annual volume.

MICROFILMED
FEB 1 8 2000

Form No. 42-1409

IN THE DISTRICT COURT OF THE TWIN JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CEI

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF PAYETTE RIVER DRAINAGE BASIN.

NOTICE OF CLAIM TO A WATER RIGHT

65-11261 I.D. No. ____ Map No. ____

$ ____ Fee Paid ____ Receipt No. ____

RECEIVED

JAN 05 2000

Department of Water Resources

Notice is hereby given that Charles S. and/or Emma J. Higby (Name of Claimant)

Star Route, Payette, Idaho 83661 (Mailing Address) ____ Telephone No. (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right)

10-24-1917 PER TERMS OF APP. PERT

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Payette River tributary to ____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity ____ (CFS, GPD, AF) Use Irrigation (Domestic, irrigation, stock, etc.) Period of Use From Mar. 15 (Mo., Day) To Nov. 15 (Mo., Day) (Both dates inclusive)

45 AFA

Quantity ____ (CFS, GPD, AF) Use ____ (Domestic, irrigation, stock, etc.) Period of Use From ____ (Mo., Day) To ____ (Mo., Day) (Both dates inclusive)

Quantity ____ (CFS, GPD, AF) Use ____ (Domestic, irrigation, stock, etc.) Period of Use From ____ (Mo., Day) To ____ (Mo., Day) (Both dates inclusive)

Quantity ____ (CFS, GPD, AF) Use ____ (Domestic, irrigation, stock, etc.) Period of Use From ____ (Mo., Day) To ____ (Mo., Day) (Both dates inclusive)

(4) .20 cfs (CFS, GPD, AF) TOTAL QUANTITY CLAIMED.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW ¼ SE ¼ Sec. 35, Twp. 9N, Rge. 4W, B.M., Payette County

Additional Points: ____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. ____

Same gravity flow diversion works and ditch as described in 65-2627

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
																			10

Total no. of acres 10

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: ____

NOTE: Include here the type and number of stock watered: ____

(7) If you are claiming water as a member of an organization, list name of organization: ____

(8) Remarks ____ SEE MEMO

(9) Basis of claim (Check one)

☐ A) Right based on diversion and beneficial use.

☐ B) Right decreed by court, cite title of case. ____

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. ____

KEYPUNCHED 8-1-97 CS4

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

(Date)

State of ____ FEB 18 2000 Organization

County of ____ Seal

On this ____ day of ____, in the year ____ before me a notary public, personally appeared ____ known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or ____) executed the same.

My commission expires ____

Notary Public residing at ____

DAT 6-28-78

RECEIVED
JAN 0 5 2000
Department of Water Resources

19\78 D.R.T.

```
**********************************************
* MACALLISTER'S MODIFICATION OF MORITZ        *
* LOSS CALCULATION FOR                        *
* THE HIGBY\JOHNSON DITCH 3619,8627,11261,5921, *
* WATER RIGHT NO. MANY          11255         *
**********************************************
```

Q DIVERTED: 18.82
Q DELIVERED 14.56
PERCENTAGE LOSS: 29.3

TYPE OF SOIL: SANDY LOAM
SOIL CONSTANT= 1.50 (FEET/DAY)
LENGTH OF HEAD OF DITCH: 1.40
LENGTH OF DELIVERY SECTION: 3.30

LOSS TABLE FOR HEAD OF DITCH

MILE	Q (CFS)	LOSS (CFS)
1.00	17.72	1.10
1.40	17.29	.43

LOSS TABLE FOR DELIVERY

MILE	Q (CFS)	LOSS (CFS)	Q DELIVERED (CFS)
1.00	11.81	1.06	4.41
2.00	6.51	.90	4.41
3.00	1.42	.68	4.41
3.30	.00	.10	1.32

$.10\ (1.293) =$ .13 cfs

$5(4.5)(1.293) =$ 29.1 AFA

MICRO...
FEB 1 8 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

MEMO:

TO 65-11261
FROM DRT 6-28-78

YESTERDAY I PERFORMED A FIELD EXAM ON THESE 10 ACRES. THE LAND LOOKS AS THOUGH IT MIGHT HAVE BEEN PART OF A CONTIGUOUS SYSTEM BEFORE LEVELLING. ALSO, CLOSE INSPECTION OF THE PHOTO REVEALS DITCH LINES BEFORE LEVELLING
⇒ OLD DATE OF PRIORITY SOUNDS REASONABLE.

DRT

MICROFILMED
FEB 1 8 2000

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

(Office at the corner of Franklin and Cole Roads)

(208) 384-2190

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

RECEIVED
JAN 0 5 2008
Department of Water Resources

June 28, 1978

Charles Higby
Star Route
Payette, ID 83661

Dear Mr. Higby:

Pursuant to our discussion about the ten (10) acres of land which appear to be developed after the surrounding lands, I made a field exam yesterday. It appears as though the ten acres could have been a part of a contiguous system prior to leveling, and a close inspection of the photo reveals irrigation ditches prior to leveling. Therefore, it seems reasonable that these ten acres have the October 24, 1882 priority that you have indicated. We will recommend this right along with your other rights in publication that you will receive latter this summer.

Enclosed is a pick copy of the claim as well as the originals of some documents that your son loaned to me. If you have any further additions to your claims, please let me know as soon as possible.

Sincerely,

David R. Tuthill, Jr.
Payette Adjudication Supervisor

DRT:alw
Enc.

MICROFILMED
FEB 18 2008

TOWNSHIP 8N **RANGE** 4W **SECTION** 17

RIGHT NUMBER	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	
ACRES IRRIGATED											5				6		11
65-11211 *											4						4
65-03618 **															7		7
PAYETTE DITCH CO.***											28				3		31
ALLOWABLE ACRES FOR PERMIT											5				6		11

* 65-11211 COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE (A SLOUGH).

** 65-03618 THIS LAND IS NORTH OF BIG WILLOW CREEK AND NOT IN P/U.

*** PAYETTE DITCH CO IS LISTED IN THESE ACRES BUT THERE ARE NO KNOWN SHARES OWNED BY OWNER.

PLEASE NOTE: 4 acres in the SWSW are covered under water right 65-11211 from another source. Therefore, these 4 acres should only be covered as a supplemental use on this permit and the remaining 7 acres for this section should be recommended as a primary use for 11 acres total.

RECEIVED
JAN 05 2000
Department of Water Resources

MICROFILMED
FEB 18 2000

TOWNSHIP 8N RANGE 4W SECTION 19

RIGHT NUMBER	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	
ACRES IRRIGATED	3																3
65-11211 *	2																2
65-06661**	12																12
PAYETTE DITCH CO. ***	8																8
ALLOWABLE ACRES FOR PERMIT	3																3

* 65-11211 COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE (A SLOUGH).

** 65-06661 THIS LAND IS EAST OF P/U AND NOT IN P/U.

*** PAYETTE DITCH CO IS LISTED IN THESE ACRES BUT THERE ARE NO KNOWN SHARES OWNED BY OWNER.

PLEASE NOTE: 2 acres in the NENE are covered under water right 65-11211 from another source. Therefore, these 2 acres should only be covered as a supplemental use on this permit and the remaining 1 acres for this section should be recommended as a primary use for 3 acres total.

MICROFILMED
FEB 18 2000

RECEIVED
JAN 05 2000
Department of Water Resources

TOWNSHIP 8N RANGE 4W SECTION 20

RIGHT NUMBER	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	
ACRES IRRIGATED	19	35	39	38	15	36	14	11					37	13	7	15	279
A65-03617 *			71	47				20					40	14	11	21	224
65-11211**					5	37	12	7									61
PAYETTE DITCH CO. ***	7																7
ALLOWABLE ACRES FOR PERMIT	8	3		2	15	36	14										78

** 65-03617 THIS LAND IS ON P/U AND FROM SAME P/D AND SOURCE (CAN'T COVER WITH PERMIT).
** 65-11211 COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE (A SLOUGH).
*** PAYETTE DITCH CO IS LISTED IN THESE ACRES BUT THERE ARE NO KNOWN SHARES OWNED BY OWNER.

PLEASE NOTE: 5 acres in the NENW 37 acres in the NWNW 12 acres in the SWNW are covered under water right 65-11211 from another source. Therefore, these 53 irrigated acres should only be covered as a supplemental use on this permit and the remaining 25 acres for this section should be recommended as a primary use for 78 acres total.

RECEIVED
JAN 05 2000
Department of Water Resources

MICROFILMED
FEB 18 2000

TOWNSHIP 8N RANGE 4W SECTION 21

RIGHT NUMBER	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	
ACRES IRRIGATED			1			6	27	12	35	36	12	13	1	27	23	29	222
A65-03617 *							30		46	39	13	14		27	6	12	187
PAYETTE DITCH CO. **						3											3
ALLOWABLE ACRES FOR PERMIT			1			6		12					1		17	17	54

* 65-03617 THIS LAND IS ON P/U AND FROM SAME P/D AND SOURCE (CAN'T COVER WITH PERMIT).

** PAYETTE DITCH CO IS LISTED IN THESE ACRES BUT THERE ARE NO KNOWN SHARES OWNED BY OWNER.

MICROFILMED FEB 18 2000

TOWNSHIP 8N RANGE 4W SECTION 22

RECEIVED
JAN 05 2000
Department of Water Resources

RIGHT NUMBER	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	
ACRES IRRIGATED											26	9					35
65-08627*											30	10					40
ALLOWABLE ACRES FOR PERMIT																	0

* 65-08627 THIS LAND IS ON P/U AND FROM SAME P/D AND SOURCE (CAN'T COVER WITH PERMIT).

TOWNSHIP 8N RANGE 4W SECTION 27

RIGHT NUMBER	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	
ACRES IRRIGATED		2	3		25	27	1	24									82
65-08627 *					29	27	2	7									65
65-11261**					1			9									10
JOHNSON WATER RIGHTS ***		33	28		9												70
ALLOWABLE ACRES FOR PERMIT		2	3					8									13

* 65-08627 THIS LAND IS ON P/U AND FROM SAME P/D AND SOURCE (CAN'T COVER WITH PERMIT).
** 65-11261 THIS LAND IS ON P/U AND FROM SAME P/D AND SOURCE (CAN'T COVER WITH PERMIT).
*** JOHNSON IS THE NEIGHBOR WHOSE LANDS LIE EAST OF P/U.

After the overlapping acres for existing water rights from the same water source are taken out of the 632 acres irrigated for this farm, a total of 59 acres can be irrigated under this right as supplemental water and 100 acres can be irrigated as a primary right for a total of 159 acres of allowable for licensing.

RECEIVED
JAN 05 2000
Department of Water Resources

MICROFILMED
FEB 18 2000

AVAILABLE WATER IN THE JOHNSON/HIGBY DITCH

In order to determine the available water for appropriation I subtracted the total diversion rates of all the existing water rights from the maximum amount diverted into the Johnson/Higby ditch by the watermaster, Mark Limbaugh.

WATERMASTER MAXIMUM DIVERSION RATER	=	89.00 CFS
MINUS 65-005921 (JOHNSON)	=	5.04 CFS
MINUS 65-11255 (PENCE)	=	0.18 CFS
MINUS 65-03617 (COLWELL)	=	10.63 CFS
MINUS 65-08627 (COLWELL)	=	2.72 CFS
MINUS 65-11261 (COLWELL)	=	0.13 CFS
TOTAL WATER AVAIBLE FOR APPRORIATION	**=**	**70.3 CFS**

70.3 cfs will more than satisfy the 7.5 cfs requested on this permit application. This amount may also be reduced due to the reduced amount of acres requiring a water right.

RECEIVED
JAN 0 5 2000
Department of Water Resources

MICROFILMED
FEB 1 8 2000

SUBJECT: MEASUREMENTS MADE ON JOHNSON HIGBY DITCH AND MONTOUR DITCH

IDWR EMPLOYEE/AGENT: DAN NELSON **DATE**: 09/02/1999

PERSON CONTACTED: MARK LIMBAUGH – WATERMASTER BASIN 65
PHONE: (208) 642-4465

RE: MEASUREMENT TECHNIQUES FOR MEASURING JOHNSON/HIGBY DITCH AND MONTOUR DITCH.

On this date I spoke with Mark Limbaugh to determine the methods he uses to measure the Johnson/Higby Ditch diversion and the Montour ditch diversion. Mr. Limbaugh informed me that he uses a Price AA flow meter to measure each of these points of diversion. Mr. Limbaugh informed me that he measures the Montour Ditch just on the west side of the diversion point. The Johnson/Higby Ditch is measured 300 yards downstream of the diversion on private bridge that crosses the ditch.

I have received the wastermaster report for these points of diversion from Sheryl Howe at the State Office.

RECEIVED
JAN 0 5 2000
Department of Water Resources

MICROFILMED
FEB 1 8 2000

State of Idaho
DEPARTMENT OF WATER RESOURCES
P.O. Box 83720 Boise, Idaho 83720-0098
1301 North Orchard Street, Boise, Idaho 83706
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

FAX COVER SHEET

RECEIVED
JAN 05 2000
Department of Water Resources

Date: 1 SEPTEMBER 1999

To: DAN NELSON

From: SHERRI HOWLE

Document description:

Maximum Diversion Capacity was 89 CFS at Point of Diversion, on May - JULY in 1995 and May - JULY in 1996. Measurements were made by Watermaster using a Price AA Flow meter.

~~Thx~~ ~~DAN~~ DAN.

Cover sheet + 7 **pages**

Please contact 327-7990 **if there is a problem with the transmittal.**

See Conversation memo Dated 9-2-99.

MICROFILMED
FEB 18 2000

002
09/01/99 13:24 ☎1 208 327 7866 ID WATER RESOURS →→→ WESTERN

RECEIVED
JAN 0 5 2000
Department of Water Resources

30-MAR-94

13250572 JOHNSON-HIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1992 TO OCTOBER 1993
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	0.0	15	35	35	35	49	20
2	---	---	---	---	---	0.0	35	35	35	35	33	20
3	---	---	---	---	---	0.0	35	35	35	35	33	20
4	---	---	---	---	---	0.0	35	35	35	35	33	20
5	---	---	---	---	---	0.0	35	35	35	35	33	20
6	---	---	---	---	---	0.0	35	35	35	35	33	20
7	---	---	---	---	---	0.0	35	35	35	35	33	20
8	---	---	---	---	---	0.0	35	35	35	35	33	20
9	---	---	---	---	---	0.0	35	35	35	35	33	20
10	---	---	---	---	---	0.0	35	35	35	35	33	20
11	---	---	---	---	---	0.0	35	35	35	35	33	20
12	---	---	---	---	---	15	35	35	35	35	33	20
13	---	---	---	---	---	15	35	35	35	35	33	20
14	---	---	---	---	---	15	35	35	35	35	33	20
15	---	---	---	---	---	15	35	35	35	35	33	20
16	---	---	---	---	---	15	35	35	35	35	33	20
17	---	---	---	---	---	15	35	35	35	35	33	19
18	---	---	---	---	---	15	35	35	35	35	33	17
19	---	---	---	---	---	15	35	35	35	35	33	16
20	---	---	---	---	---	15	35	35	35	49	33	15
21	---	---	---	---	---	15	35	35	35	49	33	13
22	---	---	---	---	---	15	35	35	35	49	33	12
23	---	---	---	---	---	15	35	35	35	49	33	11
24	---	---	---	---	---	15	35	35	35	49	33	9.3
25	---	---	---	---	---	15	35	35	35	49	33	8.0
26	---	---	---	---	---	15	35	35	35	49	33	6.7
27	---	---	---	---	---	15	35	35	35	49	33	5.3
28	---	---	---	---	---	15	35	35	35	49	33	4.0
29	---	---	---	---	---	15	35	35	35	49	33	2.7
30	---	---	---	---	---	15	35	35	35	49	33	1.3
31	---	---	---	---	---	---	35	---	35	49	---	0.0
TOTAL						285	1065	1050	1085	1253	1006	460
MEAN						9.5	34	35	35	40	34	15
MAX						15	35	35	35	49	49	20
MIN						0.0	15	35	35	35	33	0.0
AC-FT						565	2112	2083	2152	2485	1995	912

IRRIGATION YEAR 1993 TOTAL 6204 MEAN 17 AC-FT 12305

MICROFILMED
FEB 18 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

13250572 JOHNSON-HIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1993 TO OCTOBER 1994
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	15	35	13	53	45	49	28
2	---	---	---	---	---	17	35	13	53	45	49	28
3	---	---	---	---	---	19	35	13	53	45	49	28
4	---	---	---	---	---	21	35	13	53	45	49	28
5	---	---	---	---	---	23	35	13	53	45	49	28
6	---	---	---	---	---	25	35	13	53	45	49	28
7	---	---	---	---	---	27	35	13	54	45	49	28
8	---	---	---	---	---	29	35	13	54	45	28	28
9	---	---	---	---	---	31	35	13	54	45	28	28
10	---	---	---	---	---	33	35	13	54	45	28	28
11	---	---	---	---	---	35	35	33	54	45	28	28
12	---	---	---	---	---	35	35	33	54	45	28	28
13	---	---	---	---	---	35	35	33	54	45	28	28
14	---	---	---	---	---	35	35	33	54	45	28	28
15	---	---	---	---	---	35	35	33	54	45	28	28
16	---	---	---	---	---	35	35	33	54	45	28	28
17	---	---	---	---	---	35	35	33	54	45	28	28
18	---	---	---	---	---	35	35	33	54	45	28	28
19	---	---	---	---	---	35	35	33	54	45	28	28
20	---	---	---	---	---	35	35	53	54	45	28	28
21	---	---	---	---	---	35	35	53	54	45	28	28
22	---	---	---	---	---	35	35	53	45	45	28	28
23	---	---	---	---	---	35	35	53	45	49	28	28
24	---	---	---	---	---	35	35	53	45	49	28	28
25	---	---	---	---	---	35	35	53	45	49	28	28
26	---	---	---	---	---	35	35	53	45	49	28	28
27	---	---	---	---	---	35	35	53	45	49	28	28
28	---	---	---	---	---	35	35	53	45	49	28	28
29	---	---	---	---	---	35	35	53	45	49	28	28
30	---	---	---	---	---	35	35	53	45	49	28	28
31	---	---	---	---	---	---	35	---	45	49	---	28
TOTAL						940	1085	997	1563	1420	982	862
MEAN						31	35	33	50	46	33	28
MAX						35	35	53	54	49	49	28
MIN						15	35	13	45	45	28	28
AC-FT						1864	2152	1978	3100	2817	1949	1709

IRRIGATION YEAR 1994 TOTAL 7849 MEAN 22 AC-FT 15569

FEB 1 8 2000

003 ID WATER RESOURS →→→ WESTERN 208 327 7866 13:25 09/01/99

RECEIVED
JAN 0 5 2000
Department of Water Resources

13250572 JOHNSON-HIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1994 TO OCTOBER 1995
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	0.0	40	89	89	25	25	25
2	---	---	---	---	---	0.0	40	89	89	25	25	25
3	---	---	---	---	---	0.0	40	89	89	25	25	25
4	---	---	---	---	---	0.0	40	89	89	25	25	25
5	---	---	---	---	---	0.0	40	89	89	25	25	25
6	---	---	---	---	---	0.0	40	89	89	25	25	25
7	---	---	---	---	---	0.0	40	89	89	25	25	25
8	---	---	---	---	---	0.0	40	89	89	25	25	25
9	---	---	---	---	---	0.0	40	89	89	25	25	25
10	---	---	---	---	---	0.0	40	89	89	25	25	25
11	---	---	---	---	---	0.0	40	89	89	25	25	25
12	---	---	---	---	---	0.0	40	89	89	25	25	0.0
13	---	---	---	---	---	0.0	40	89	89	25	25	0.0
14	---	---	---	---	---	0.0	40	89	89	25	25	0.0
15	---	---	---	---	---	0.0	40	89	89	25	25	0.0
16	---	---	---	---	---	0.0	40	89	89	25	25	---
17	---	---	---	---	---	0.0	40	89	89	25	25	---
18	---	---	---	---	---	0.0	40	89	89	25	25	---
19	---	---	---	---	---	0.0	40	89	89	25	25	---
20	---	---	---	---	---	0.0	40	89	25	25	25	---
21	---	---	---	---	---	0.0	40	89	25	25	25	---
22	---	---	---	---	---	40	40	89	25	25	25	---
23	---	---	---	---	---	40	40	89	25	25	25	---
24	---	---	---	---	---	40	40	89	25	25	25	---
25	---	---	---	---	---	40	40	89	25	25	25	---
26	---	---	---	---	---	40	89	89	25	25	25	---
27	---	---	---	---	---	40	89	89	25	25	25	---
28	---	---	---	---	---	40	89	89	25	25	25	---
29	---	---	---	---	---	40	89	89	25	25	25	---
30	---	---	---	---	---	40	89	89	25	25	25	---
31	---	---	---	---	---	---	89	---	25	25	---	---
TOTAL						360	1532	2670	1989	769	744	273
MEAN						12	49	89	64	25	25	18
MAX						40	89	89	89	25	25	25
MIN						0.0	40	89	25	25	25	0.0
AC-FT						714	3038	5296	3944	1525	1476	541

IRRIGATION YEAR 1995 TOTAL 8336 MEAN 23 AC-FT 16534

MICROFILMED
FEB 18 2000

004 ID WATER RESOURS →→→ WESTERN 208 327 7866 13:25 09/01/99

RECEIVED

JAN 0 5 2000

Department of Water Resources

5-MAR-97

13250572 JOHNSON-HIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1995 TO OCTOBER 1996
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	---	---	---	---	---	0.0	40	89	89	54	54	36
2	---	---	---	---	---	0.0	40	89	54	54	54	36
3	---	---	---	---	---	0.0	40	89	54	54	54	36
4	---	---	---	---	---	0.0	40	89	54	54	54	36
5	---	---	---	---	---	0.0	40	89	54	54	54	36
6	---	---	---	---	---	0.0	40	89	54	54	54	36
7	---	---	---	---	---	0.0	40	89	54	54	54	36
8	---	---	---	---	---	0.0	40	89	54	54	54	36
9	---	---	---	---	---	0.0	40	89	54	54	54	36
10	---	---	---	---	---	0.0	40	89	54	54	54	36
11	---	---	---	---	---	0.0	40	89	54	54	36	36
12	---	---	---	---	---	0.0	40	89	54	54	36	36
13	---	---	---	---	---	0.0	40	89	54	54	36	36
14	---	---	---	---	---	0.0	40	89	54	54	36	36
15	---	---	---	---	---	0.0	40	89	54	54	36	36
16	---	---	---	---	---	0.0	40	89	54	54	36	36
17	---	---	---	---	---	0.0	40	89	54	54	36	36
18	---	---	---	---	---	0.0	40	89	54	54	36	36
19	---	---	---	---	---	0.0	40	89	54	54	36	36
20	---	---	---	---	---	0.0	40	89	54	54	36	36
21	---	---	---	---	---	0.0	40	89	54	54	36	36
22	---	---	---	---	---	40	40	89	54	54	36	36
23	---	---	---	---	---	40	40	89	54	54	36	0.0
24	---	---	---	---	---	40	40	89	54	54	36	0.0
25	---	---	---	---	---	40	40	89	54	54	36	0.0
26	---	---	---	---	---	40	89	89	54	54	36	0.0
27	---	---	---	---	---	40	89	89	54	54	36	0.0
28	---	---	---	---	---	40	89	89	54	54	36	0.0
29	---	---	---	---	---	40	89	89	54	54	36	0.0
30	---	---	---	---	---	40	89	89	54	54	36	0.0
31	---	---	---	---	---	---	89	---	54	54	---	0.0
TOTAL						360	1534	2670	1700	1665	1259	794
MEAN						12	49	89	55	54	42	26
MAX						40	89	89	89	54	54	36
MIN						0.0	40	89	54	54	36	0.0
AC-FT						714	3043	5296	3372	3302	2497	1575

IRRIGATION YEAR 1996 TOTAL 9982 MEAN 27 AC-FT 19799

FEB 18 2000

005 ID WATER RESOURS →→→ WESTERN 208 327 7866 13:25 09/01/99

RECEIVED

JAN 0 5 2000

Department of Water Resources

13250572 JOHNSON-HIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1996 TO OCTOBER 1997
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	0.0	0.0	0.0	0.0	0.0	0.0	20	28	25	16	58	58
2	0.0	0.0	0.0	0.0	0.0	0.0	20	28	25	16	58	58
3	0.0	0.0	0.0	0.0	0.0	0.0	25	28	25	16	37	58
4	0.0	0.0	0.0	0.0	0.0	0.0	25	28	25	38	37	58
5	0.0	0.0	0.0	0.0	0.0	0.0	25	28	25	38	37	58
6	0.0	0.0	0.0	0.0	0.0	0.0	25	28	25	38	37	58
7	0.0	0.0	0.0	0.0	0.0	5.0	25	28	25	38	37	58
8	0.0	0.0	0.0	0.0	0.0	20	25	28	25	58	37	58
9	0.0	0.0	0.0	0.0	0.0	20	25	28	25	58	37	58
10	0.0	0.0	0.0	0.0	0.0	20	25	28	25	58	37	58
11	0.0	0.0	0.0	0.0	0.0	20	25	28	25	58	37	45
12	0.0	0.0	0.0	0.0	0.0	20	25	28	16	58	58	45
13	0.0	0.0	0.0	0.0	0.0	20	25	28	16	58	58	45
14	0.0	0.0	0.0	0.0	0.0	20	25	28	16	58	58	45
15	0.0	0.0	0.0	0.0	0.0	20	25	28	16	58	58	45
16	0.0	0.0	0.0	0.0	0.0	20	25	28	16	58	58	45
17	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
18	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
19	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
20	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
21	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
22	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
23	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
24	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
25	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
26	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
27	0.0	0.0	0.0	0.0	0.0	20	28	28	16	58	58	0.0
28	0.0	0.0	0.0	0.0	0.0	20	28	25	16	58	58	0.0
29	0.0	0.0	0.0	---	0.0	20	28	25	16	58	58	0.0
30	0.0	0.0	0.0	---	0.0	20	28	25	16	58	58	0.0
31	---	0.0	0.0	---	0.0	---	28	---	16	58	---	0.0
TOTAL	0	0	0	0	0	465	810	831	595	1602	1561	856
MEAN	0.0	0.0	0.0	0.0	0.0	16	26	28	19	52	52	28
MAX	0.0	0.0	0.0	0.0	0.0	20	28	28	25	58	58	58
MIN	0.0	0.0	0.0	0.0	0.0	0.0	20	25	16	16	37	0.0
AC-FT	0	0	0	0	0	922	1607	1648	1180	3177	3097	1697

IRRIGATION YEAR 1997 TOTAL 6720 MEAN 18 AC-FT 13328

MICROFILMED
FEB 18 2000

006 ID WATER RESOURS →→→ WESTERN 208 327 7866 13:26 08/01/99 D116

RECEIVED

JAN 0 5 2000

Department of Water Resources

1-SEP-99

13250572 JOHNSON-HIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1997 TO OCTOBER 1998
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45
2	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45
3	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45
4	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45
5	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45
6	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	37
7	0.0	0.0	0.0	0.0	0.0	5.0	20	26	68	68	60	37
8	0.0	0.0	0.0	0.0	0.0	20	20	26	68	68	60	37
9	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
10	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
11	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
12	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
13	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
14	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
15	0.0	0.0	0.0	0.0	0.0	20	24	26	68	68	60	37
16	0.0	0.0	0.0	0.0	0.0	20	24	68	68	68	60	37
17	0.0	0.0	0.0	0.0	0.0	20	24	68	68	68	60	37
18	0.0	0.0	0.0	0.0	0.0	20	24	68	68	68	60	37
19	0.0	0.0	0.0	0.0	0.0	20	24	68	68	68	60	37
20	0.0	0.0	0.0	0.0	0.0	0.0	24	68	68	68	60	37
21	0.0	0.0	0.0	0.0	0.0	0.0	24	68	68	68	60	37
22	0.0	0.0	0.0	0.0	0.0	0.0	24	68	68	68	60	37
23	0.0	0.0	0.0	0.0	0.0	0.0	24	68	68	68	60	0.0
24	0.0	0.0	0.0	0.0	0.0	0.0	24	68	68	68	60	0.0
25	0.0	0.0	0.0	0.0	0.0	20	24	68	68	60	45	0.0
26	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45	0.0
27	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45	0.0
28	0.0	0.0	0.0	0.0	0.0	20	26	68	68	60	45	0.0
29	0.0	0.0	0.0	---	0.0	20	26	68	68	60	45	0.0
30	0.0	0.0	0.0	---	0.0	20	26	68	68	60	45	0.0
31	---	0.0	0.0	---	0.0	---	26	---	68	60	---	0.0
TOTAL	0	0	0	0	0	365	718	1407	2099	2043	1706	852
MEAN	0.0	0.0	0.0	0.0	0.0	12	23	47	68	66	57	27
MAX	0.0	0.0	0.0	0.0	0.0	20	26	68	68	68	60	45
MIN	0.0	0.0	0.0	0.0	0.0	0.0	20	26	68	60	45	0.0
AC-FT	0	0	0	0	0	724	1424	2791	4163	4053	3385	1689

IRRIGATION YEAR 1998 TOTAL 9190 MEAN 25 AC-FT 18228

MICROFILMED
FEB 18 2000

09/01/99 13:26 ☎1 208 327 7866 ID WATER RESOURS →→→ WESTERN 007

RECEIVED

JAN 0 5 2000

Department of Water Resources

1-SEP-99

13250572 JOHNSON-RIGBY DITCH
DISCHARGE, CUBIC FEET PER SECOND, IRRIGATION YEAR NOVEMBER 1998 TO OCTOBER 1999
MEAN VALUES

DAY	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
1	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	45
2	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	45
3	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	45
4	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	45
5	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	45
6	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	37
7	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	37
8	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	37
9	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	37
10	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	37
11	0.0	0.0	0.0	0.0	0.0	0.0	19	65	68	58	60	37
12	0.0	0.0	0.0	0.0	0.0	12	19	65	68	58	60	37
13	0.0	0.0	0.0	0.0	0.0	12	36	65	68	58	60	37
14	0.0	0.0	0.0	0.0	0.0	12	36	65	68	58	60	37
15	0.0	0.0	0.0	0.0	0.0	12	36	65	68	58	60	37
16	0.0	0.0	0.0	0.0	0.0	12	36	65	68	58	60	37
17	0.0	0.0	0.0	0.0	0.0	12	36	65	68	58	60	37
18	0.0	0.0	0.0	0.0	0.0	12	36	68	65	58	60	37
19	0.0	0.0	0.0	0.0	0.0	12	36	68	65	58	60	37
20	0.0	0.0	0.0	0.0	0.0	12	59	68	58	58	60	37
21	0.0	0.0	0.0	0.0	0.0	12	59	68	58	58	60	37
22	0.0	0.0	0.0	0.0	0.0	12	59	68	58	58	60	37
23	0.0	0.0	0.0	0.0	0.0	12	59	68	58	58	60	0.0
24	0.0	0.0	0.0	0.0	0.0	12	59	68	58	82	60	0.0
25	0.0	0.0	0.0	0.0	0.0	12	65	68	58	82	45	0.0
26	0.0	0.0	0.0	0.0	0.0	12	65	68	58	82	45	0.0
27	0.0	0.0	0.0	0.0	0.0	12	65	68	58	82	45	0.0
28	0.0	0.0	0.0	0.0	0.0	12	65	68	58	82	45	0.0
29	0.0	0.0	0.0	---	0.0	19	65	68	58	82	45	0.0
30	0.0	0.0	0.0	---	0.0	19	65	68	58	82	45	0.0
31	---	0.0	0.0	---	0.0	---	65	---	58	60	---	0.0
TOTAL	0	0	0	0	0	242	1230	1987	1979	1969	1706	852
MEAN	0.0	0.0	0.0	0.0	0.0	8.1	40	66	64	64	57	27
MAX	0.0	0.0	0.0	0.0	0.0	19	65	68	68	82	60	45
MIN	0.0	0.0	0.0	0.0	0.0	0.0	19	65	58	58	45	0.0
AC-FT	0	0	0	0	0	480	2440	3941	3926	3905	3385	1689

IRRIGATION YEAR 1999 TOTAL 9965 MEAN 27 AC-FT 19766

FEB 18 2000

008 ID WATER RESOURS →→→ WESTERN 208 327 7866 13:28 09/01/99

RECEIVED
JAN 05 2006
Department of Water Resources

MISCELLANEOUS DISCHARGE MEASUREMENTS IN IDAHO 1964 TO 1974



JUNE, 1975

RECEIVED
JAN 0 5 2000
Department of Water Resources

Lower Payette River Canal near New Plymouth
(diverts from Payette River)

Location: SE¼NW¼ sec.7 T.7N R.3W B.M.; 150 feet below point of diversion at gaging station, 3 miles east of New Plymouth.

Date:		Discharge (cfs):	
	April 30, 1970		214.1
	May 20, 1971		267.6
	June 25, 1971		327.9

Clarence Nesbit Ditch near New Plymouth
(diverts from Payette River)

Location: SW¼SE¼ sec.1 T.7N R.4W B.M.; 300 feet below point of diversion, 2 miles east of New Plymouth.

Date:		Discharge (cfs):	
	May 20, 1971		37.5
	June 22, 1971		134.9

Johnson Ditch near New Plymouth
(diverts from Payette River)

Location: SE¼SW¼ sec.35 T.8N R.4W B.M.; at wooden bridge leading to Highway Department's gravel stock pile 100 yards below point of diverson, .5 mile north and 1.5 miles east of New Plymouth.

Date:		Discharge (cfs):	
	Aug. 12, 1969		60.5
	May 10, 1971		29.4
	June 22, 1971		40.8

Lower Payette River Canal at Gaging Station near Fruitland
(diverts from Payette River)

Location: SE¼SW¼ sec.17 T.8N R.4W; at gaging station on Highway 52, west of Little Willow Creek mouth and 4 miles east of Fruitland.

Date:		Discharge (cfs):	
	July 8, 1969		262.1
	April 30, 1970		192.0
	July 27, 1970		278.7
	May 10, 1971		234.6
	June 22, 1971		241.8

Washoe Ditch near Fruitland
(diverts from Payette River)

Location: NE¼NW¼ sec. 15 T.8N R.5W B.M.; in concrete spillway 50 feet below point of diversion, 1.5 miles north of Fruitland.

Date:		Discharge (cfs):	
	Aug. 7, 1969		55.7
	May 1, 1970		34.2
	July 28, 1970		57.5
	May 10, 1971		65.8
	June 22, 1971		60.9

BASIN 67

Crane Creek near Crane Creek Reservoir
(tributary to Weiser River)

Location: SW¼SE¼ sec.19 T.12N R.2W B.M.; 50 feet below gaging station, .2 mile west of dam.

Date: June 5, 1972 Discharge (cfs): 16.3

Mann Creek Ditch near Deer Creek School (abandoned)
(diverts from Mann Creek)

Location: SE¼NW¼ sec.12 T.12N R.4W B.M.; above weir, .3 mile northwest of Deer Creek School (abandoned).

Date: July 7, 1964 Discharge (cfs): 10.3

Sunnyside Canal at Galloway Dam near Weiser
(diverts from Weiser River)

Location: NE¼NE¼ sec.35 T.11N R.4W B.M.; east side of Weiser River across from Galloway Dam, 9 miles east of Weiser.

Date:		Discharge (cfs):	
	June 30, 1966		57.7
	Sept. 7, 1966		21.8
	May 12, 1970		44.4

MICROFILMED
FEB 18 2000

Geomation
Measurement and Control Systems

Geomation, Inc.
15000 West 6th Avenue
Golden, Colorado 80401 U.S.A.
(303) 278-2350
FAX (303) 279-1029

By_____ Date_____ Sheet_____ of_____

Subject_____ Job No._____

WATER DEPT. MEAS.'S. From Hydrology 11-03-94

Date	cfs
6/1/94	12.5
6/20/94	52.6
7/7/94	53.5
7/22/94	44.5
9/8/94	27.8

RECEIVED
JAN 05 2000
Department of Water Resources

MICROFILMED
FEB 18 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

FIELD EXAM PHOTOS WR #65-07461
09-20-94





MICROFILMED
FEB 1 8 2000

RECEIVED

JAN 0 5 2000

Department of Water Resources

FIELD NOTES

PERMIT NUMBER 65-07461

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.

MICROFILMED

FEB 1 8 2009

RECEIVED

JAN 0 5 2000

Department of Water Resources

FIELD NOTES

PERMIT NUMBER 65-07461

NOTES COMPILED BY DANIEL A. NELSON IN 1999 FOR BENEFICIAL USE EXAM

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.

MICROFILMED

FEB 1 8 2000

Nelson, Dan

RECEIVED
JAN 0 5 2000
Department of Water Resources

From: King, Scott
Sent: Tuesday, August 31, 1999 9:55 AM
To: Nelson, Dan
Subject: FW: Johnson Ditch diversion from Payette River

Dan,
Here is a response from Sheryl. She is probably your best DWR contact regarding this diversion.
You can also give the watermaster, Mark Limbaugh (no apparent relation to Rush), a call at (208) 642-4465.
If you speak with Mark, you may want to confirm his comments with Sheryl.

Scott

-----Original Message-----
From: Howe, Sheryl 7990
Sent: Tuesday, August 31, 1999 9:46 AM
To: King, Scott
Subject: RE: Johnson Ditch diversion from Payette River

Scott:

I have a ditch in our accounting that we refer to as Johnson-Higby Ditch. The Johnson water right number is 65-05921 with a diversion rate of 5.04 cfs. it appears we have some reasonable data for that ditch. Measurements are taken a couple of times during the irrigation year. I am uncertain if it is of sufficient quality and accuracy for licensing purposes because I do not know what licensing requires. Let me know if you would like the annual data.

sheryl

-----Original Message-----
From: King, Scott
Sent: Monday, August 30, 1999 1:51 PM
To: Luke, Tim; Howe, Sheryl
Cc: Nelson, Dan
Subject: Johnson Ditch diversion from Payette River

Tim and/or Sheryl,

Dan Nelson called me today with a question regarding the Johnson Ditch diversion from the Payette River. Are either of you familiar with this diversion? Do we have measurement data from the watermaster? If so, is it of sufficient quality and accuracy for Dan to use for licensing purposes?

Please reply to myself or Dan and/or forward this to someone who may be able to assist Dan with his questions.

Thank you,
Scott King

MICROFILMED
FEB 18 2000

Nelson, Dan

From: King, Scott
Sent: Tuesday, August 31, 1999 8:20 AM
To: Nelson, Dan
Subject: FW: Johnson Ditch diversion from Payette River

RECEIVED
JAN 05 2000
Department of Water Resources

-----Original Message-----
From: Luke, Tim
Sent: Tuesday, August 31, 1999 6:42 AM
To: King, Scott
Subject: RE: Johnson Ditch diversion from Payette River

I don't remember this one off hand. I would have to look at the inventory book. Almost everything we inventoried back in '92/93 had no measuring devices, but improvements have been made since then. A lot of the smaller diversions still have no measuring devices. I think this is a smaller one. This may be below Letha. If so, I have little knowledge or familiarity with diversions below Letha. Sheryl would know better regarding measurement data and quality thereof.
Tim

-----Original Message-----
From: King, Scott
Sent: Monday, August 30, 1999 1:51 PM
To: Luke, Tim; Howe, Sheryl
Cc: Nelson, Dan
Subject: Johnson Ditch diversion from Payette River

Tim and/or Sheryl,

Dan Nelson called me today with a question regarding the Johnson Ditch diversion from the Payette River. Are either of you familiar with this diversion? Do we have measurement data from the watermaster? If so, is it of sufficient quality and accuracy for Dan to use for licensing purposes?

Please reply to myself or Dan and/or forward this to someone who may be able to assist Dan with his questions.

Thank you,
Scott King

MICROFILMED
FEB 18 2000

RECEIVED

JAN 0 5 2000

Department of Water Resources

INDICATES TOTAL

SOURCE: PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM	USE PERIOD TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-3617	HIGBY, CHARLES S. & HIGBY, EMMA J. STAR ROUTE, PAYETTE, IDAHO 83661	4/ 1/1890	IRRIGATION	3/15	11/15	--- AFA 10.63 CFS	SWSE S35 T 8N R 4W	NWSW(39) SWSW(13) SESW(14) SWSE(6) LOT 5(30) LOT 6(46) LOT 7(27) LOT 8(12) S21 T 8N R 4W NESE(40) NWSE(14) SWSE(11) SESE(21) LOT 2(71) LOT 1(47) LOT 3(20) S20 T 8N R 4W *411*	BENEFICIAL USE
65-5755	ACORD, U. THAYNE 1900 WEST 3500 SOUTH, SALT LAKE CITY, UTAH 84119	5/ 8/1890	IRRIGATION	3/15	11/15	--- AFA 10.45 CFS	LOT 2 S 7 T 7N R 3W LOT 4 S 8 T 7N R 3W	SWNE(4) NENW(33) NWNW(39) SWNW(20) SENW(21) S 7 T 7N R 3W SWNW(24) NWSW(29) SWSW(25) SESW(39) S 6 T 7N R 3W SENE(39) LOT 1(13) LOT 2(27) LOT 4(37) LOT 3(14) LOT 6(18) LOT 5(12) S 1 T 7N R 4W NENE(13) NWNE(8) S12 T 7N R 4W *415*	BENEFICIAL USE
65-0070A	ENTERPRISE DITCH COMPANY ROUTE 1, EMMETT, IDAHO 83617 REMARKS: PLACES OF USE UNDER ENTERPRISE CANAL. SEE RIGHT 65-0070X.	8/24/1891	IRRIGATION	3/15	11/15	--- AFA 62.60 CFS	LOT 6 S11 T 6N R 2W	*2406*	BENEFICIAL USE
65-0053A	REED DITCH COMPANY C/O PATRICIA SNYDER, 3738 COUNTY LINE ROAD, EMMETT, IDAHO 83617 REMARKS: SEE RIGHT 65-0053X. IRRIGATED BY REED DITCH CO.	6/ 1/1892	IRRIGATION	3/15	11/15	--- AFA 36.12 CFS	SESW S 9 T 6N R 2W	*1546*	BENEFICIAL USE

0.0258 cfs/ac

FEB 18 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

WR5809NP
No. 65-11211

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/14/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES S. HIGBY	06/01/1932	IRRIGATION	03/15	11/15	1.340 CFS	
C	EMMA J. HIGBY						
	STAR ROUTE			TOTAL DIVERSION:		1.340 CFS	
	PAYETTE ID 83661						

Water Source: SLOUGH Tributary to: PAYETTE RIVER Stage: DECREED

Point(s) of Diversion: T08N R04W S20 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08N 04W 17											04						4.0
08N 04W 19	07-02																2.0
08N 04W 20					03-05	06-37	06-12	06-07									61.0
															TOTAL ACRES		67.0

Pou County: PAYETTE

Dates: App. Received: Priority Date: 06/01/1932
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/03/86 04/30/88 CONVERT

FEB 18 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CHERYL F COLWELL	06/01/1932	IRRIGATION	03-15	11-15	1.340 CFS	
C	GEORGE E COLWELL						
	10800 SMOKE RANCH ROAD			TOTAL DIVERSION:		1.340 CFS	
	BOISE ID 83709						
	(208) 376-6922						

Water Source: SLOUGH Tributary to: PAYETTE RIVER Stage: DECREED

Point(s) of Diversion: T08N R04W S20 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
08N 04W 17											04						4.0
08N 04W 19	07-02																2.0
08N 04W 20					03-05	06-37	06-12	06-07									61.0
															TOTAL ACRES		67.0

POU County: PAYETTE

Remarks: GEN OWNERSHIP CHANGED BY LH 11/18/94.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Audit: 09/06/91 HARRIS 11/18/94 LHARRIS 03/30/95 POST-STD

MICRO
FEB 1 8 2000

Payette River
Basin
Adjudication maps

HILLS

Ditch

NOTE: DISCLAIMER
PROPERTY BY 4'N SNAKE
MOST OF THE LANDS
ACCRETION
65-11211

-7461

Govt Lot 3

Govt Lot 2

Govt Lot 1

Govt Lot 4

Govt Lot 5

Govt Lot 6

Govt Lot 7

65-3617

Big Willow Creek

PAYETTE RIVER

SUB. IRR.

-9406

-9405

-9403

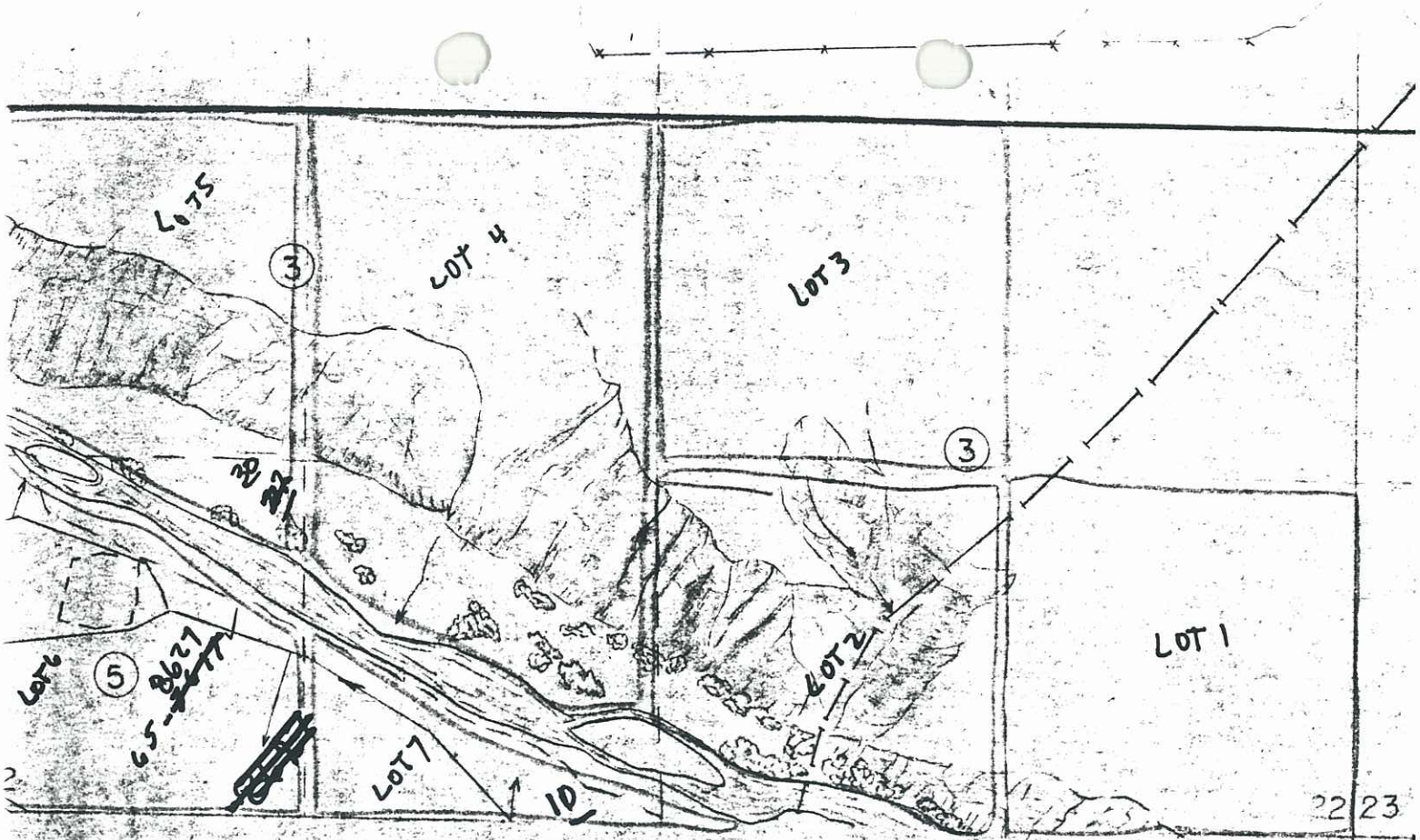
-9404

-9407

Knefel

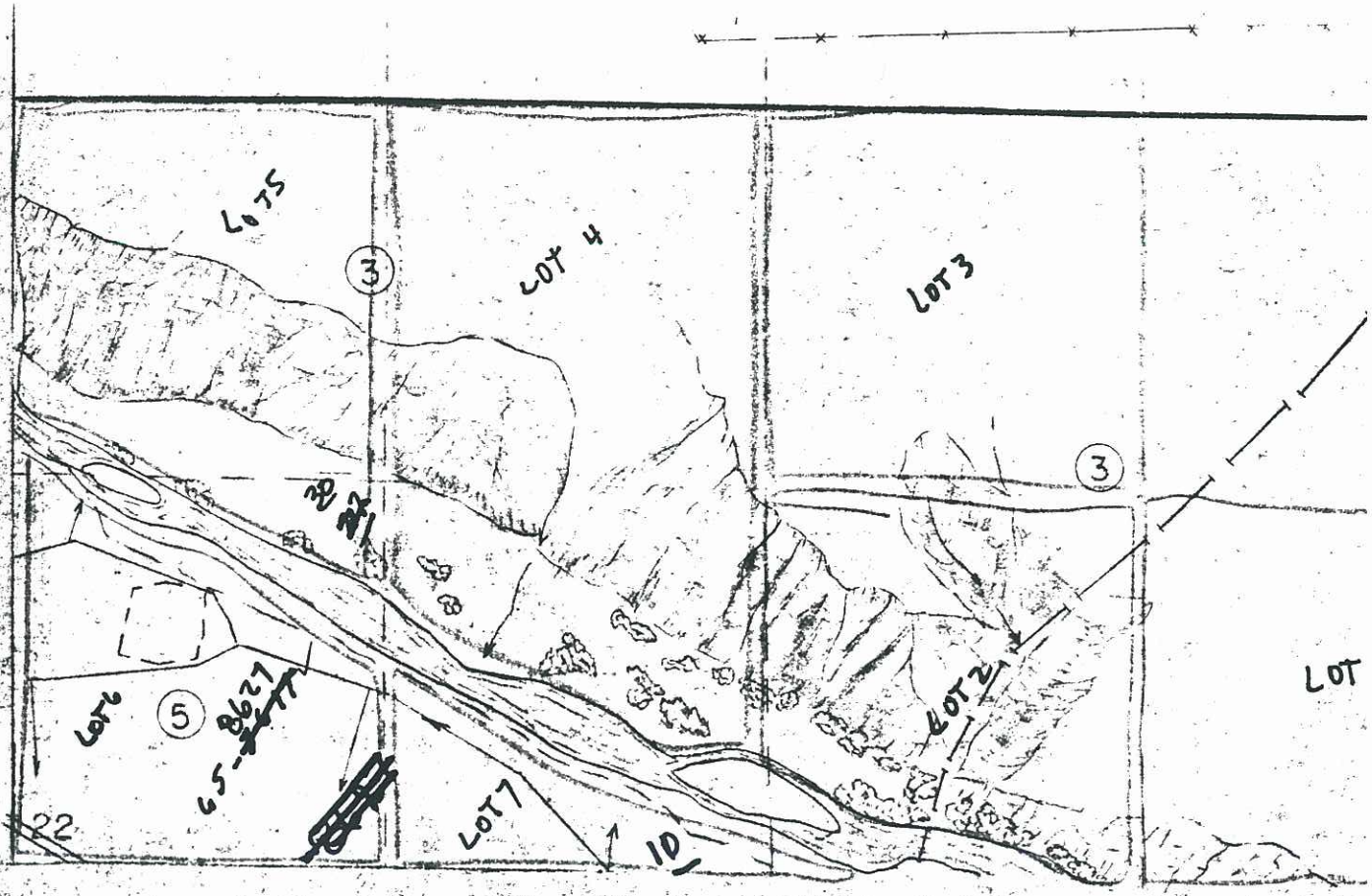
Bateman

San Inverson



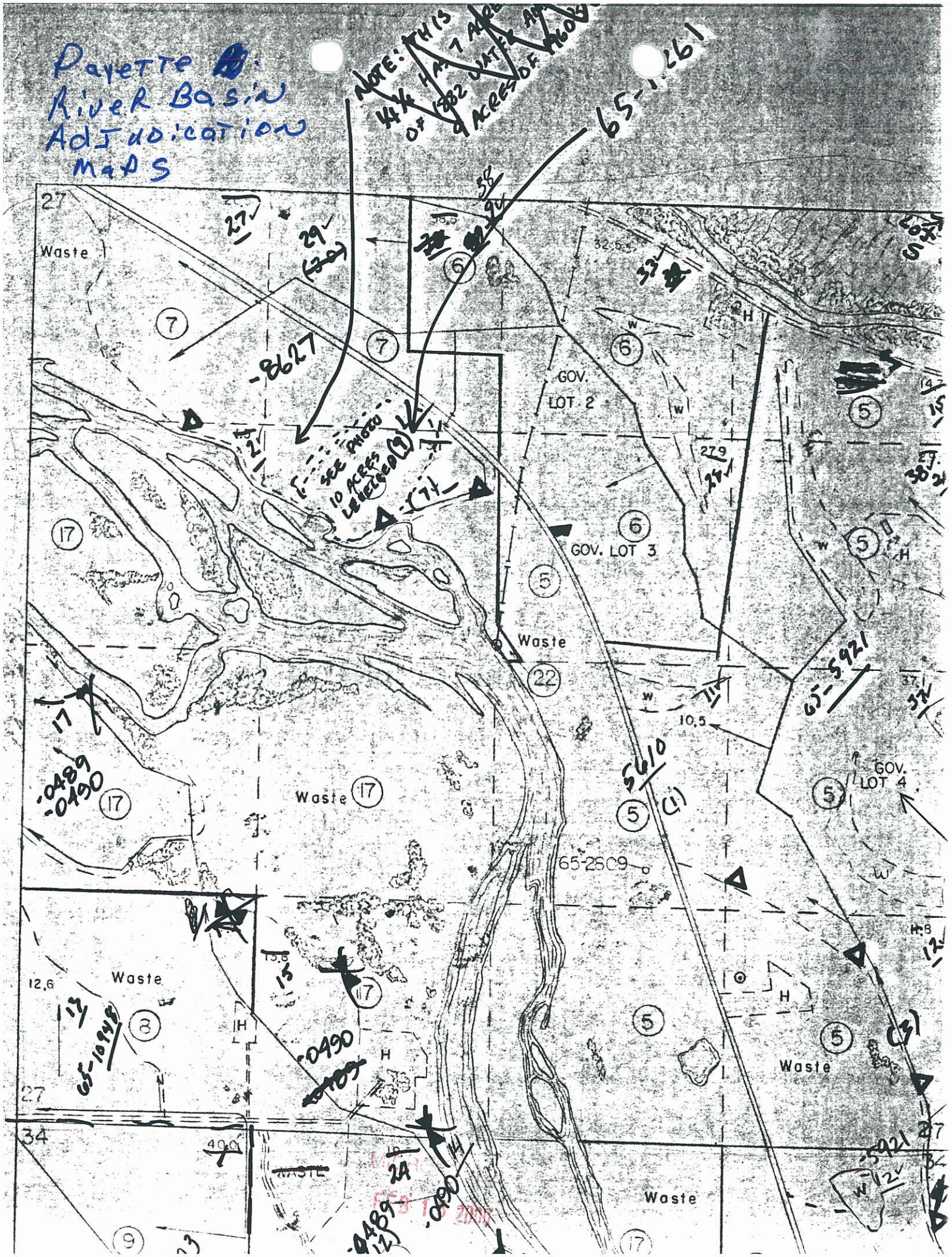
Payette River Basin adjudication maps

MICROFILMED
FEB 18 2000



Payette River Basin
Adjudication Maps

FEB 18 2009


Payette River Basin Adjudication Maps
NOTE: THIS 14¼ OF
65-12261
65-8627
SEE PHOTO 10 ACRES LABELED (1)
GOV. LOT 2
GOV. LOT 3
GOV. LOT 4
Waste
65-5921
65-5610
65-2609
65-10948
-0489
-0490
-0492
-5921
FEB 15 2007

RECEIVED
JAN 0 5 2000
Department of Water Resources

FIELD NOTES

PERMIT NUMBER 65-07461

NOTES COMPILED BY PAM SKAGGS IN 1994 FOR BENEFICIAL USE EXAM

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.

MICROFILMED
FEB 1 8 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

Exhibit 1

PRE-EXAM CHECK LIST

Permit No. 65-074161 Higby Name of Examiner GS

A. PREPARE EXAM FILE

✓ Copy permit and documents which modify the permit.

✓ Exam fee required $ 275.00
✓ Exam fee paid $ 275.00
Is fee sufficient? yes ✓ no ___

✓ Fee due date 8-5-86
✓ Fee received date 8-27-87
Is fee late? no ___ yes ✓ (calculation of new priority will be made at the State Office)

✓ Check conditions of approval
Measuring device required? Removed
Measurement required?
Permitted @ .03 cfs/acre due to soil & delivery losses

✓ Request place of use overlap report (if irrigation - POU comparison)

✓ Request point of diversion report (do not use microfiche)

✓ Check for Govt. Lots at point of diversion and at place of use.
map

✓ Copy USGS map. Map number V-54 Birding Island

✓ Copy of aerial photo (Required for irrigation rights of more than 10 acres)

B. CONTACT PERMIT OWNER

Phoned 9-13-94 9-15-94
___ Appointment letter Date sent ___

C. ADDITIONAL INFORMATION

Tentively Tues 9-20 @ 8:00 AM
Property being sold - Mr. Higby will tell his irrigator & New Owner.
Hgwy 52 - Directly off Rd see sign.

MICROFILMED
FEB 18 2000

WR# 65-07461 Field Notes Pam Skaggs
9-20-94 + Shelley Keen

Assignment left with Mr Charles Higby
New Property Owners - George + Chery Colwell 278-3448 (House)
Irrigator-John Burt

All WRs combined + diverted thru same P/D except Willow Creek.
Headgate in Johnson Ditch Co. diversion Virgil Johnson
Ditch Co includes Higby + 1 other user-neighboring property.
Total IRR acres app. 800 Acres ?

Pictures Taken - 2 pictures P/D gate from River
1 picture down canal

P/D located S side of Road + canal runs parrallel to road
for a distance then under road + back (N) to bluff.

Measured Diversion Canal 15' Downstream of gate
25' wide x 3' (current water depth)
6-7' possible if canal runs full.
No Measurement Made - Water + diversion too low for accurate assessment of combined rights.

RECEIVED
JAN 0 5 2000
Department of Water Resources

MICROFILMED
FEB 18 2000

Form 219
6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 05 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-07461

1. Owner: Pat &/or Charles Higby - Assigned 10-4-94 to George &/or Cheryl Colwell — Phone No. Boise# 375-8158, 278-3448, wk# 375-2330
   Current Address: 3990 Hgwy 52, Payette, ID 83661
2. ~~Accompanied by~~ Met at House: Charles Higby, George & Cheryl Colwell & JohnBurt — EXAM DATE: 9-20-94
   Address: same as Above — Phone No. —
   Relationship to Permit Holder: Previous & New Owners of Property, & Farm Irrigator
3. Source: Payette River — tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use:
2. Other water rights with the same point of diversion: Higby 65-03617/08627/11261, Johnson 65-05921, Pence 65-11255

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

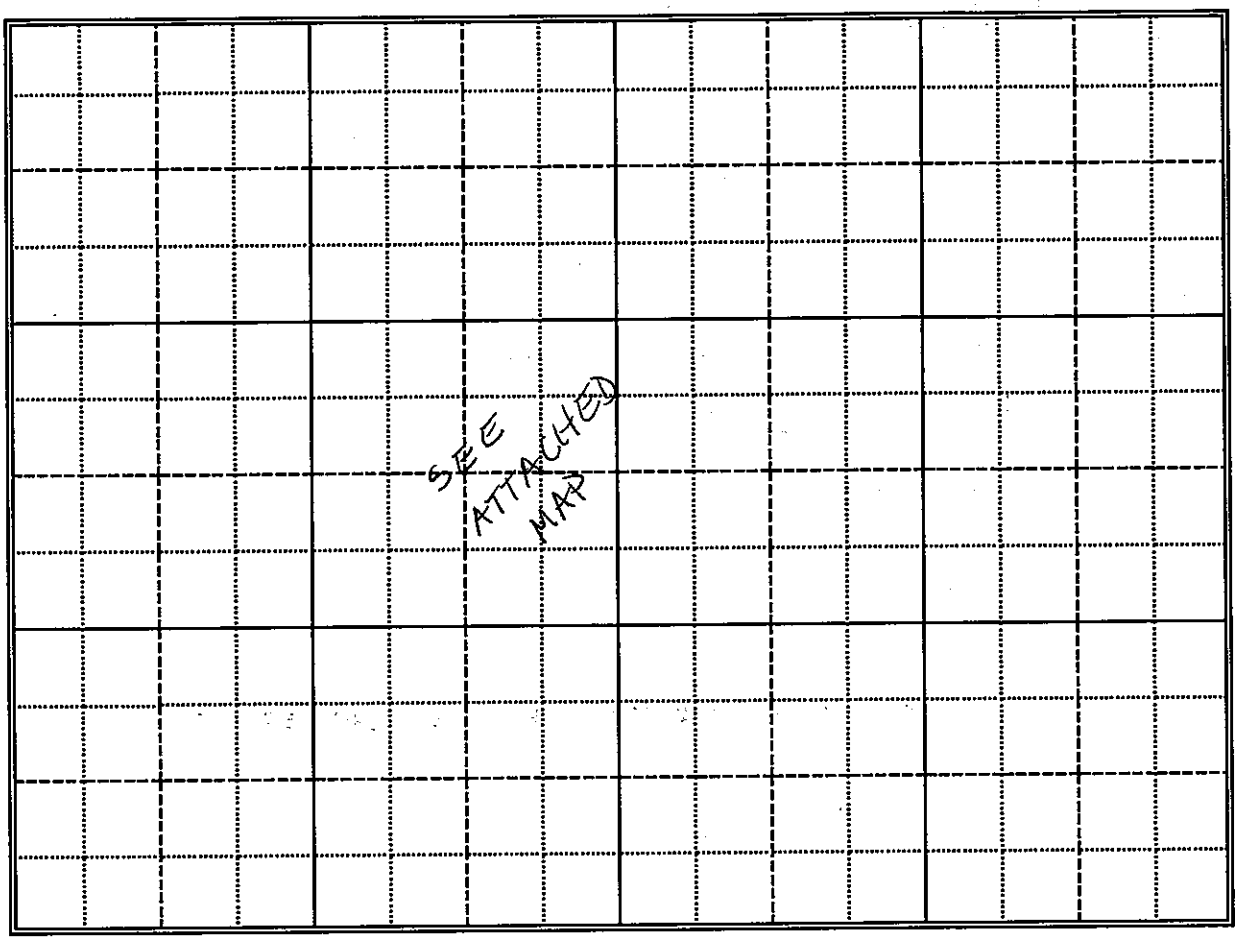
Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	35	8N	4W	Payette	USGS Map

2. **Place(s) of Use:** Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													MICROFILMED						

FEB 18 2000

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



Scale: 1" = _____.

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

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

____ Photo of Diversion and System Attached

4.

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

**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:** _____

MICROFILMED

RECEIVED

FEB 18 2000

E. NARRATIVE/REMARKS/COMMENTS

Have conditions of permit approval been met? ___ yes ___ no

MICROFILMED
FEB 18 2000

F. FLOW CALCULATIONS _____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R}$ = (Acres Irrigated) x (Irrigation Requirement) = _____

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = _____

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
		Totals:		

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None

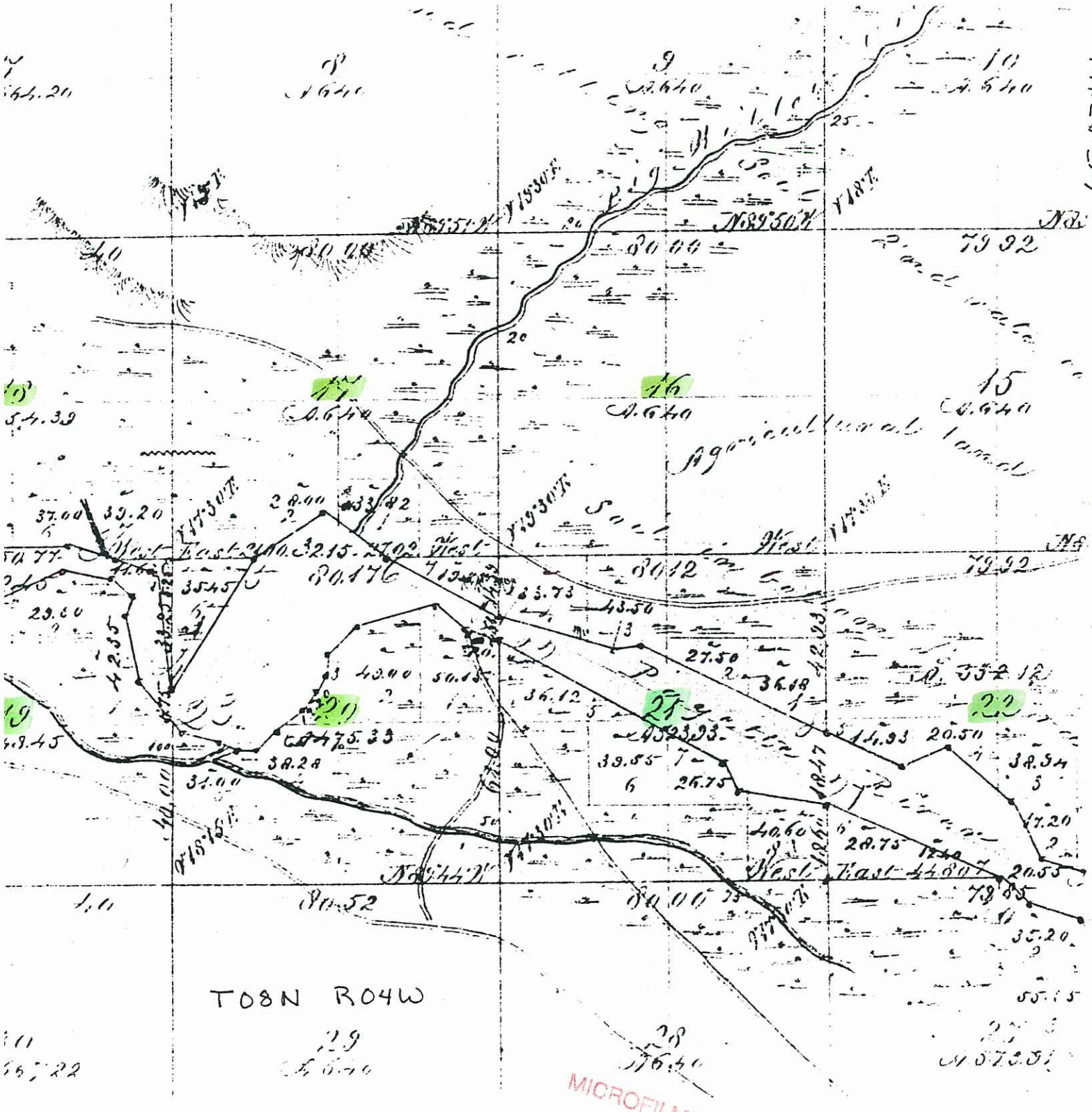
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

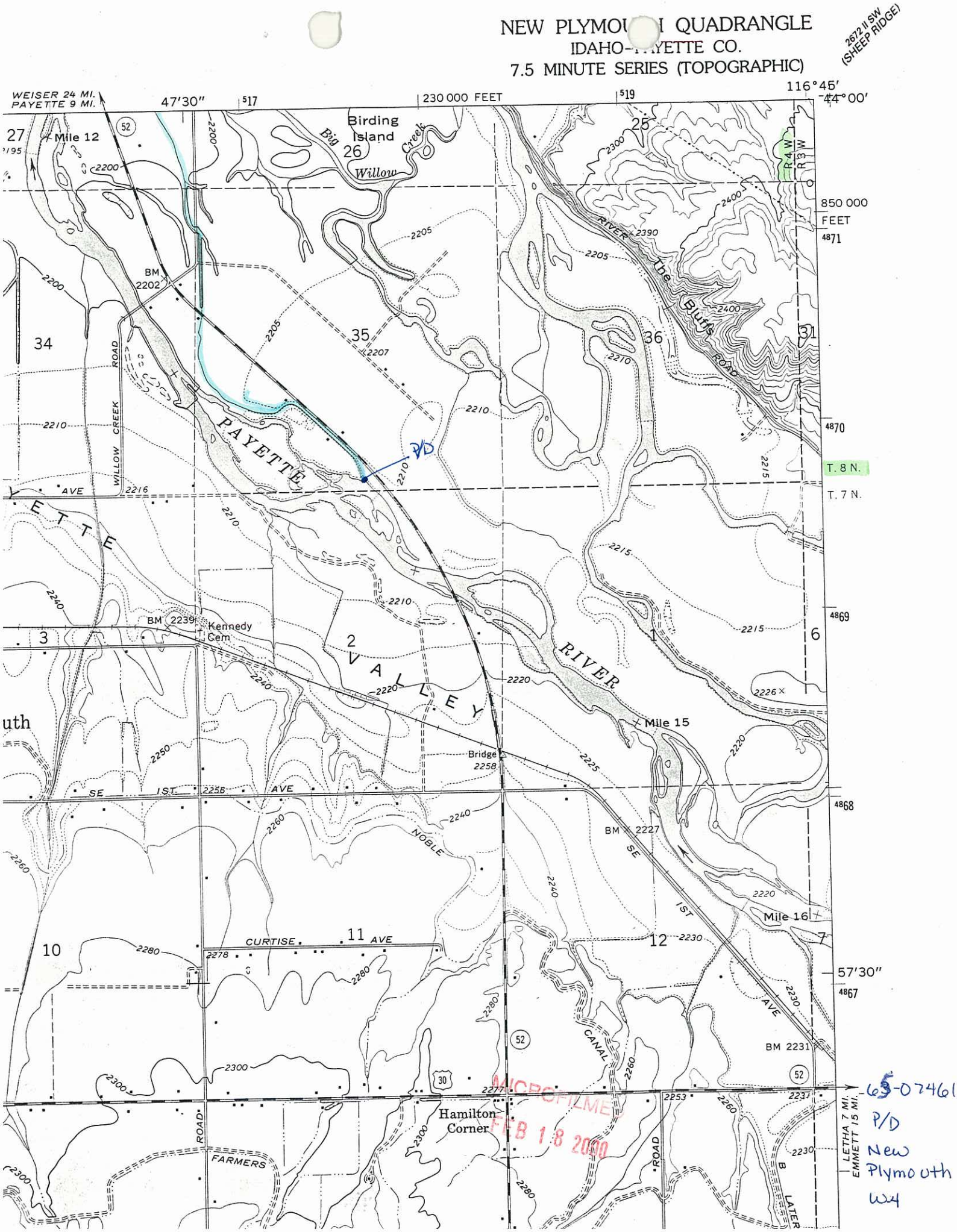
I. AUTHENTICATION

Field Examiner's Name _____ Date _____

Reviewer _____ Date _____ SEAL

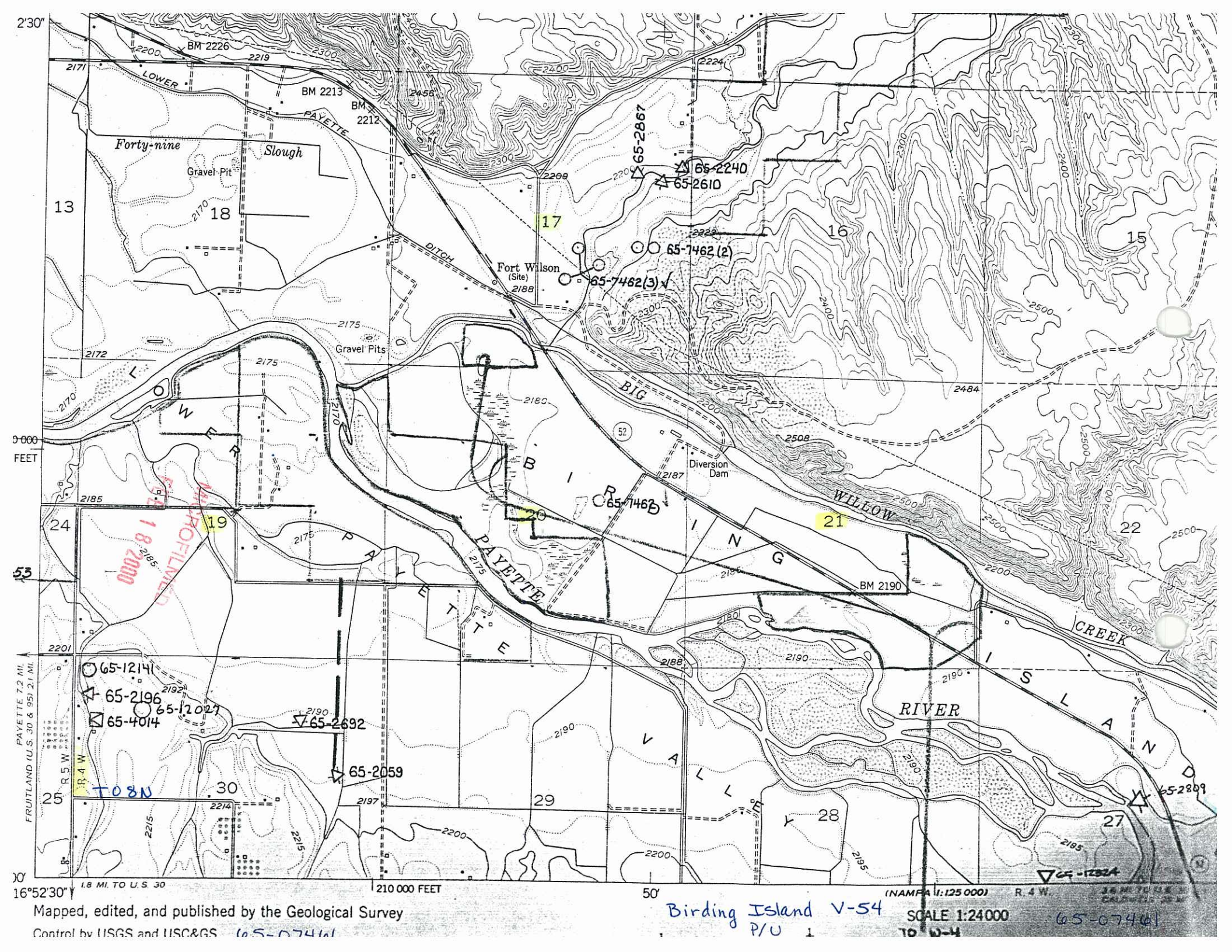
MICROFILMED
FEB 18 2000

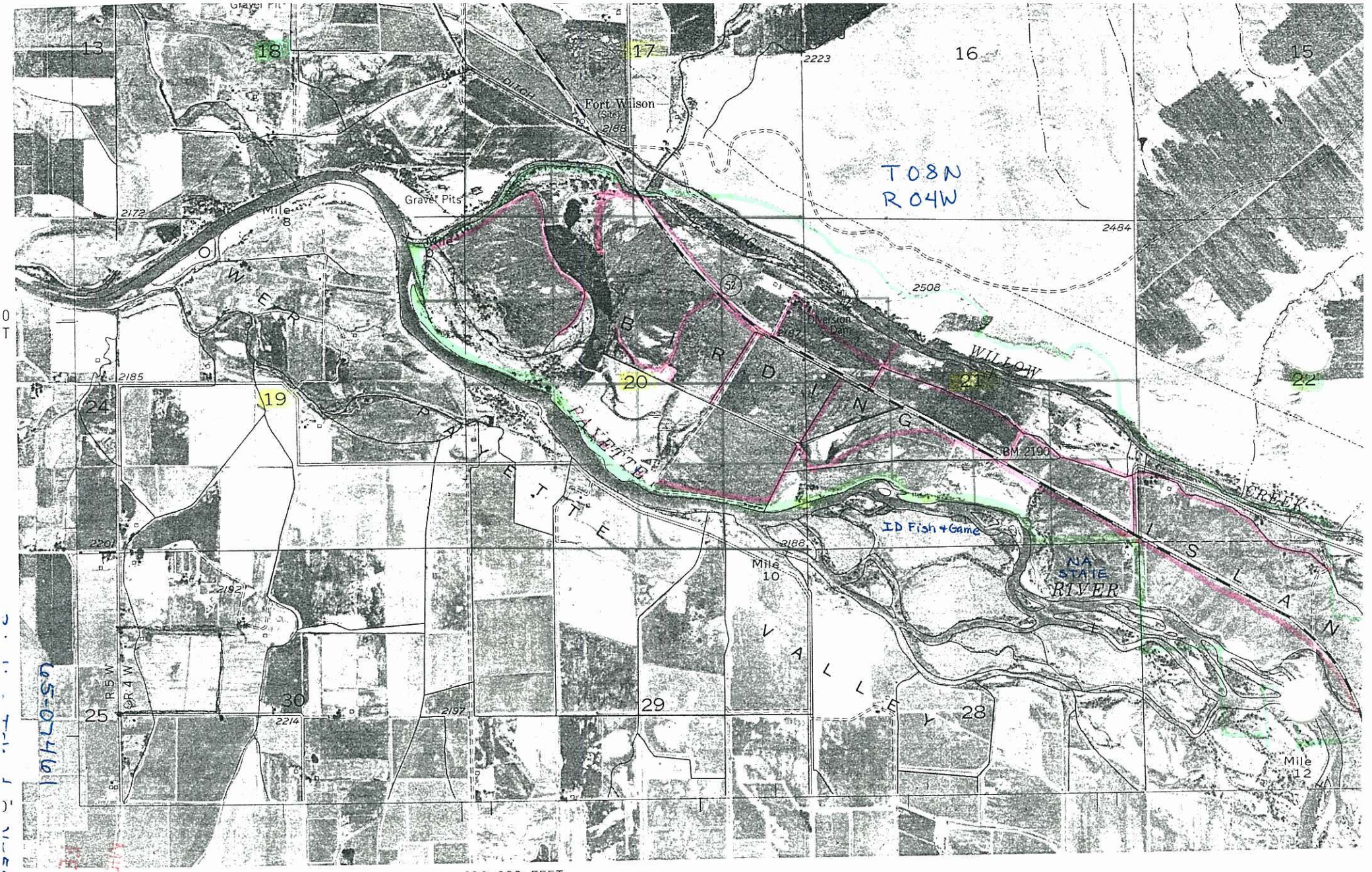

Agricultural land
T08N R04W
MICROFILMED
FEB 18 2000



MICROFILMED
FEB 18 2000

65-07461
P/D
New Plymouth
W4


2'30"
BM 2226
2219
2171
LOWER
PAYETTE
BM 2213
BM 2212
Forty-nine
Slough
Gravel Pit
13
18
17
16
15
65-2867
65-2240
65-2610
65-7462 (2)
65-7462 (3)
Fort Wilson
(Site)
2188
DITCH
2209
2224
2484
2508
Gravel Pits
LOWER
BIG
WILLOW
CREEK
Diversion
Dam
65-7462
BIRDING
PAYETTE
BM 2190
20
21
22
19
24
53
65-1214
65-2196
65-1207
65-4014
65-2692
65-2059
T08N
R.4 W
R.5 W
25
30
29
28
27
VALLEY
RIVER
ISLAND
65-2809
65-12824
FRUITLAND (U.S. 30 & 95) 2.1 MI.
PAYETTE 7.2 MI.
I.8 MI. TO U.S. 30
16°52'30"
210 000 FEET
50'
(NAMPA 1:125 000)
R. 4 W.
SCALE 1:24000
Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS
Birding Island V-54
P/U
65-07461



210 000 FEET

116°52'30"

Produced by the Geological Survey

Orthophotograph prepared from 1:76,000-scale aerial photographs taken July 30, 1974

Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (transverse Mercator)
1,000-metre Universal Transverse Mercator grid ticks,

SCALE 1:24 000

1 0 1/2 1

1000 0 1000 2000 3000 4000 5000 6000

1 5 0 1 KILO

RECEIVED

JAN 0 5 2000

Department of Water Resources

FIELD NOTES

PERMIT NUMBER 65-07461

NOTES COMPILED BY KELLY CHRISTENSEN IN 1990 FOR BENEFICIAL USE EXAM

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.

MICROFILMED

FEB 1 8 2000

orm 219-S.A.
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

65-7461
Permit No.

RECEIVED
JAN 05 2000
Department of Water Resources

Staff Analysis Sheet
for
Beneficial Use Field Report

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

☒ Blank Field Report Form

☒ Copy of Permit

found ☐ Copies of any Amendments/Orders with conditions of approval measuring dev. removed ditch loss memo

no Well Inspection Form Needed

☒ Copy of U.S.G.S. Quad

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

Check of P/D index 5-29-90 KKC (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: unknown; decreed rights to file missing

Check of P/U index 5-29-90 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☒ Other: ADD ANOTHER SOURCE

Aerial Photo

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

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

☐ Fully completed and signed Field Report Form

☐ Photographs of Point of Diversion and Place of Use

C. Review and Processing:

Exam Completed _____ (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office _____ (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

MICROFILMED
FEB 18 2000

(5-90)

RECEIVED
JAN 0 5 2000
Department of Water Resources

FIELD EXAMINATION SCHEDULING CHECK LIST

AREA FRUITLAND (4W) (SEC 17-19)

Permit Number 65-7461
Fees Paid For 8.00 CFS Maximum
Employee Name KKC
Estimated time to conduct this exam 3 HRS
Proof of Beneficial Use Date: (if prior to Nov 19,1987 check adj file 8-27-87
Adjudication filing -- Yes (X) No ( ) claim natchrs permit

Caller's Name
Caller's Phone
Scheduled date
Scheduled time
Measurement device required -- -- -- Yes ( ) No (X)
type of device installed N/A No measurement required see note.

I. DETERMINE ALL USES:

A. Primary use -- -- -- -- -- -- -- -- -- -- -- irrigation
Source (if ground water determine if measurement required) surface

1. Domestic Size of yard ____ # homes ____
2. Subdivision: Is it fully developed or do the lots have the water line stubbed in? -- --
Subdivision name ____ is plat available? ____
3. Irrigation: -- -- -- -- -- -- -- Approx acres irrig ____
sprinkler system desc ____

B. Miscellaneous notes:

II. TYPE OF DIVERSION SYSTEM:

A. Pumping system HP ____ PSI ____
Estimated diversion rate ____
Measuring device ____

Measurement from adjudication file = 18.92 CFS
this measurement is sufficient for this permit
therefore no measurement is required.
Possible P/U overlap with 65-3617 (checkout)

REMINDER: Reaffirm with the permit holder that his system needs to be ready for the field exam in a manner consistent with his normal operations.

MID-

FEB 18 2000

RECEIVED
JAN 0 5 2000
Department of Water Resources

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT	65 7461	8N	4W	17												15						15
FOUND																						
OVERLAP	65 3617			NONE																		
NEW ACRES																						

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT	65 7461	8N	4W	19	10			10														20
FOUND																						
OVERLAP	65 3617			NONE																		
DIFFERENCE																						

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT	65-7461	8N	4W	20						3	28	25	30			3		27				
FOUND																						
OVERLAP	65 3617			20			71	47				*20					40	*14	11	21		
DIFFERENCE																						

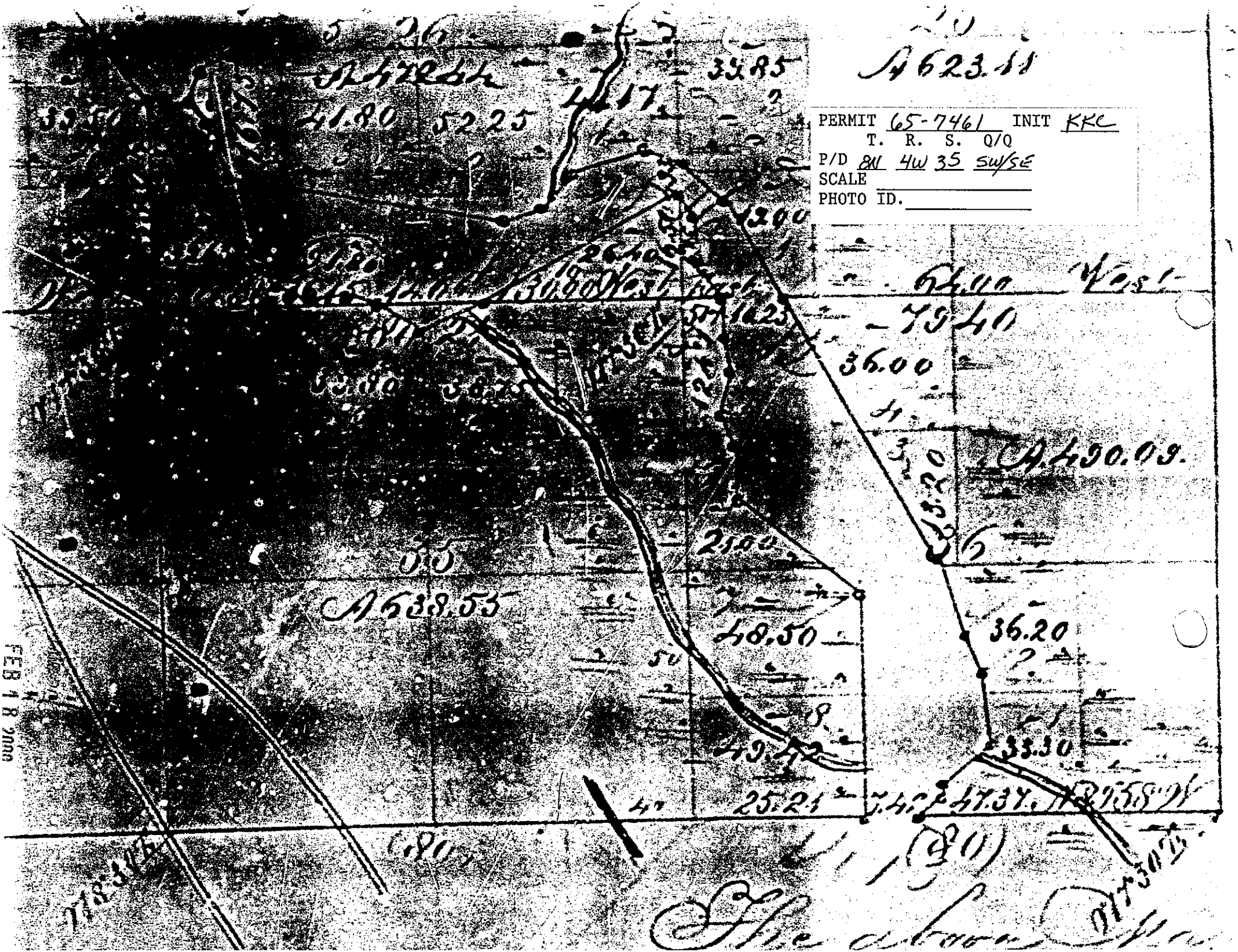
	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
PERMIT	65 7461	8N	4W	21												10	23		25	29		87
FOUND																						
OVERLAP	65 3617			21							30		46		13	*14		27	*6	*12		
DIFFERENCE																						

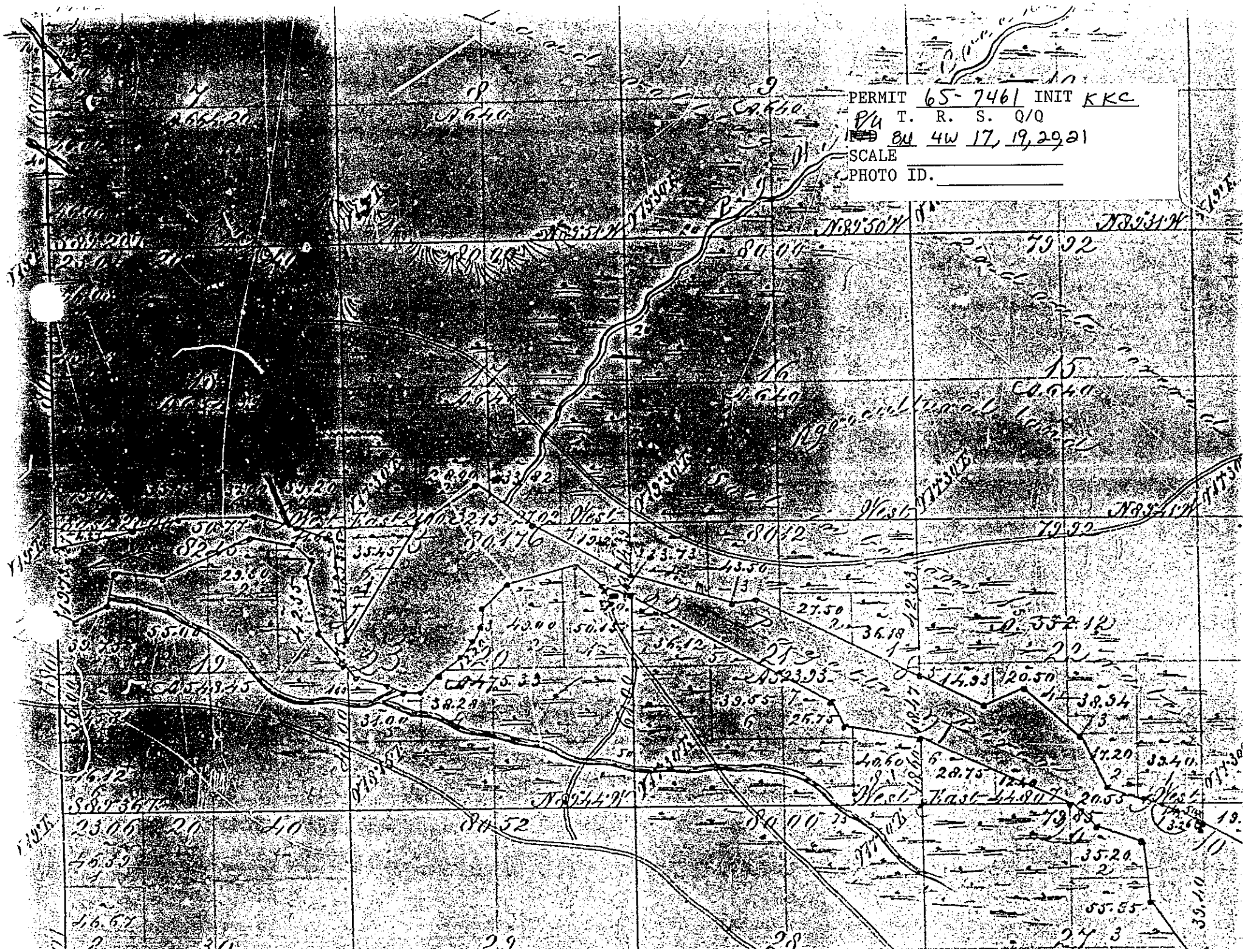
ALL 8N-4W
- 65-8627 P/4 IN SEC 22 & 27
- 65-5921 P/4 SEC 27 & 34
- 65-11255 P/4 SEC 26
- 65-11261 P/4 SEC 27

ALL P/D OVERLAP.

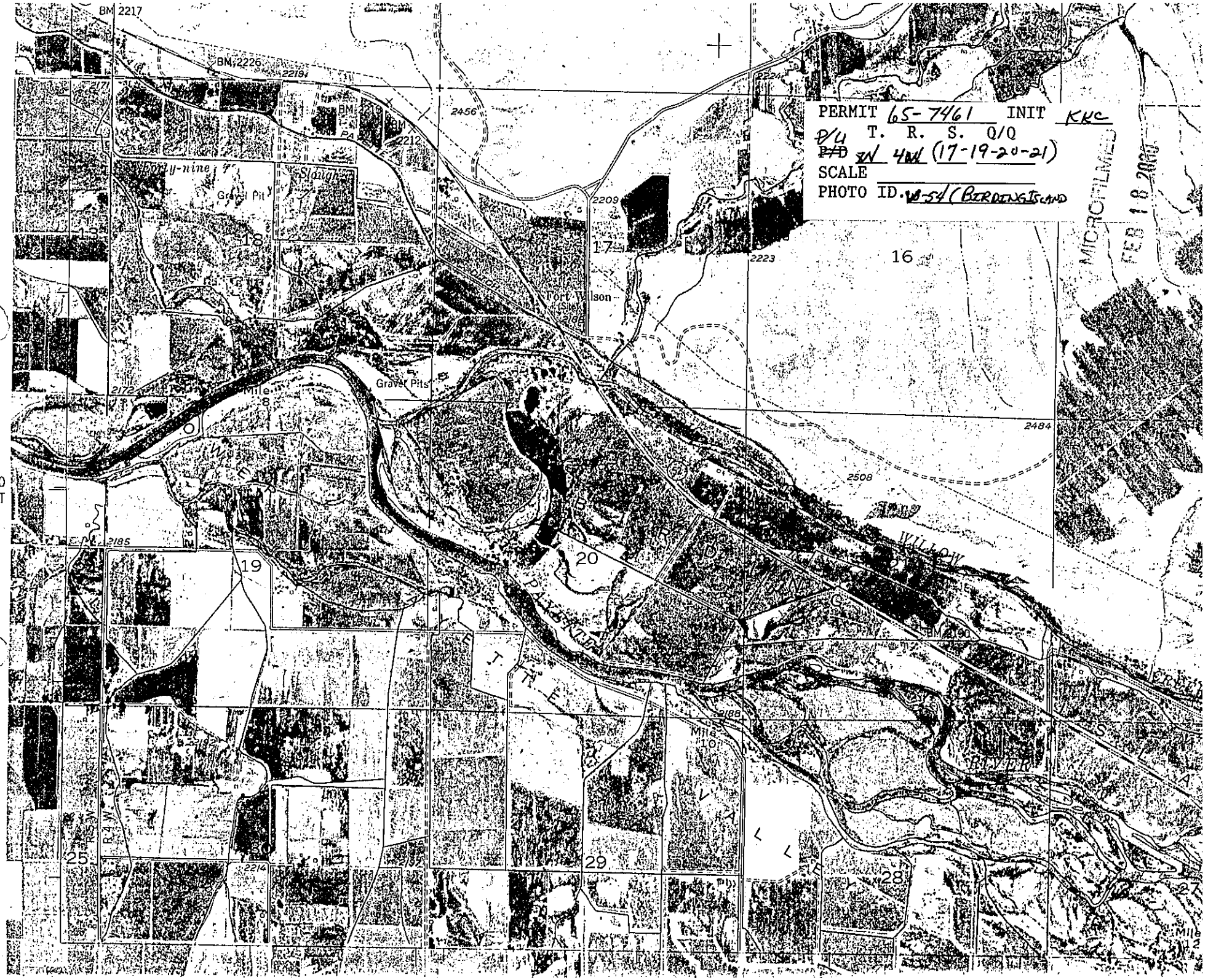
253 NOT ON PERM.

MICROFILM
FEB 18 2000


PERMIT 65-7461 INIT KKC
T. R. S. Q/Q
P/D 8N 4W 35 SW/SE
SCALE
PHOTO ID.
A 623.11
A 638.53
A 430.09
36.00
36.20
35.30
25.21
FEB 18 2000



PERMIT 65-7461 INIT KKC
P/U
T. R. S. Q/Q
8N 4W 17, 19, 20, 21
SCALE
PHOTO ID.


PERMIT 65-7461 INIT KKC
D/U
T. R. S. Q/Q
SW 4W (17-19-20-21)
SCALE
PHOTO ID. V-54 (BIRDING ISLAND
MICROFILMED
FEB 18 2003
BM 2217
BM 2226
2219
2456
2224
2212
Gravel Pit
Slough
2209
17
16
2223
Fort Wilson
18
Gravel Pits
2172
Mile 8
2484
2508
WILLOW
RIVER
19
20
PALMER
CREEK
2185
2190
Mile 10
29
28
25
30
2214
2195
860 000 FEET
44°00'

R4W R3W W-4

NEW PLYMOUTH ORTHOPHOTOQUAD
IDAHO

PERMIT 65-7461 INIT KKC
T. R. S. Q/Q
P/D 8N 4W 35 SW/SE
SCALE
PHOTO ID. W-4



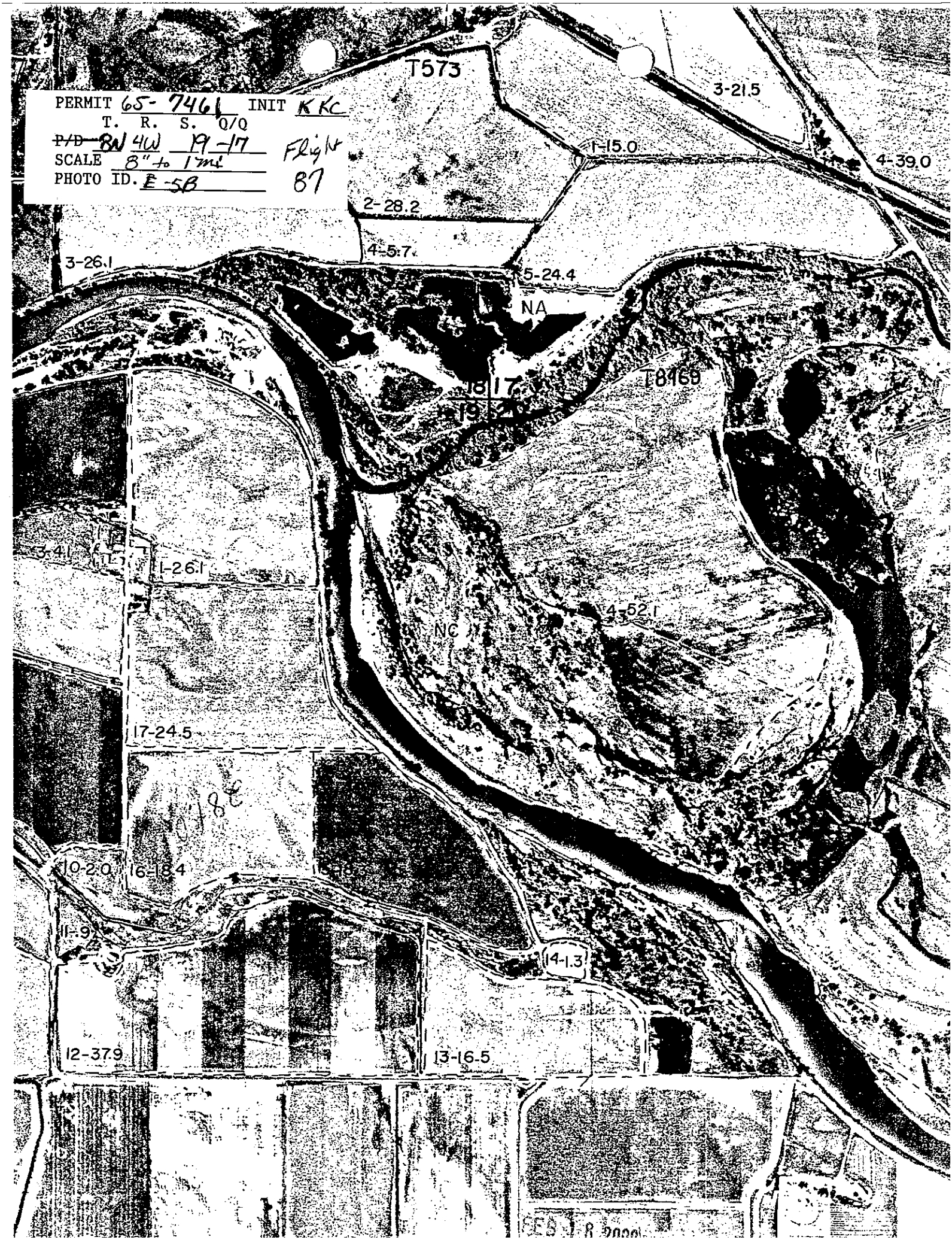
T8N
T7N

MICROFILMED
FEB 18 2000



PERMIT 65-7461 INIT KKC
T. R. S. Q/Q
P/D BN 4W 17-19-20
SCALE
PHOTO ID.

FEB 18 2020


PERMIT 65-7461 INIT KKC
T. R. S. Q/Q
~~P/D~~ 8W 4W 19-17 Flight
SCALE 8" to 1mi
PHOTO ID. E-5B
87
T573
3-21.5
1-15.0
4-39.0
2-28.2
4-5.7
3-26.1
5-24.4
NA
T8469
18
17
19
20
3-4.1
1-26.1
4-52.1
NC
17-24.5
10-2.0
16-18.4
11-9.
14-1.3
12-37.9
13-16.5
FEB 1 R 2000


Not to Scale
PERMIT 65-7461 INIT KKC
T. R. S. Q/Q
P/D BN 4W 20-21
SCALE 8" = 1 MI
PHOTO ID.
20 21
NC
6.2
F-5

FEB 1 0 2009

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO. 65-07461

BY: Kay Walker

DATE: 1-18-2000

	DATE	NUMBER OF DAYS (From Table of Days Between Two Dates)
A. EXAMINATION FEE NOTICE SENT	6/5/86	156 ✓
B. DATE FEE DUE (60 days)	8/4/86	216 ✓
C. DATE FEE RECEIVED	8/4/87	216+365
D. NUMBER OF DAYS LATE (C - B)		365
E. ORIGINAL PRIORITY DATE (Check Reinstatement, etc)	2/18/74	49
F. NEW PRIORITY DATE (D + E)	2/18/75	414

414 - 365 = 49

REMARKS:

2-18-75 = 49th day
+ 49
Apr 8, 1975 = 98 ✓✓

MICROFILMED
FEB 18 2000









Photos
12-23-92 Info.
Steve Lester

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

MICROFILMED
FEB 18 2000

DATE: 12/23/92 DATA COLLECTED: Steve Lester

STREAM: Payette River

DIVERSION NAME: Johnson - Higby (Pence) Ditch

POINT OF DIVERSION: Lot 2 (SENWNE) S.2 T7N R4W *

ACCESS: just NW of Hwy 52 bridge in NE¼ S.2

USGS MAP: New Plymouth (name) W4 (number)

WATERMASTER CONTROL: ✓ Yes (partly) ___ No W4 NE (NAPP I.D. #)

DIVERSION DESCRIPTION: Ditch starts at gravel checkdam across river by island area just downstream from Hwy 52 bridge. Point of control is cement headwall & lockable metal headgates (2) about ¼ mile NW of actual p/d. A defined diversion channel leads to a pool area, then ditch resumes from north side of pool to headgates.

MEASUREMENT: No measuring device found but Watermaster could measure with AA meter below headgates.

* actual p/d which is head of ditch at river. Point of control is headgate site in SWSWSE S.35 T8N R4W (as per water rights).

CURRENT WATER RIGHTS:

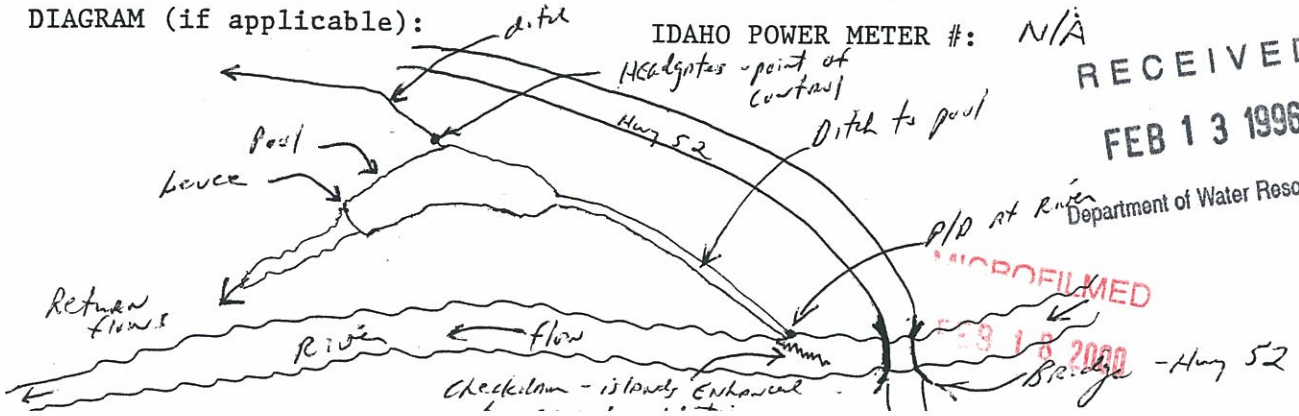
Higby: 65-03617 -07461 -08627 -11251

Johnson: 65-05921

Pence: 65-11255 (uses portable pump from ditch in SWNWNW S.35 approx 3/4 mile from headgates NO pump info obtained in field visit).

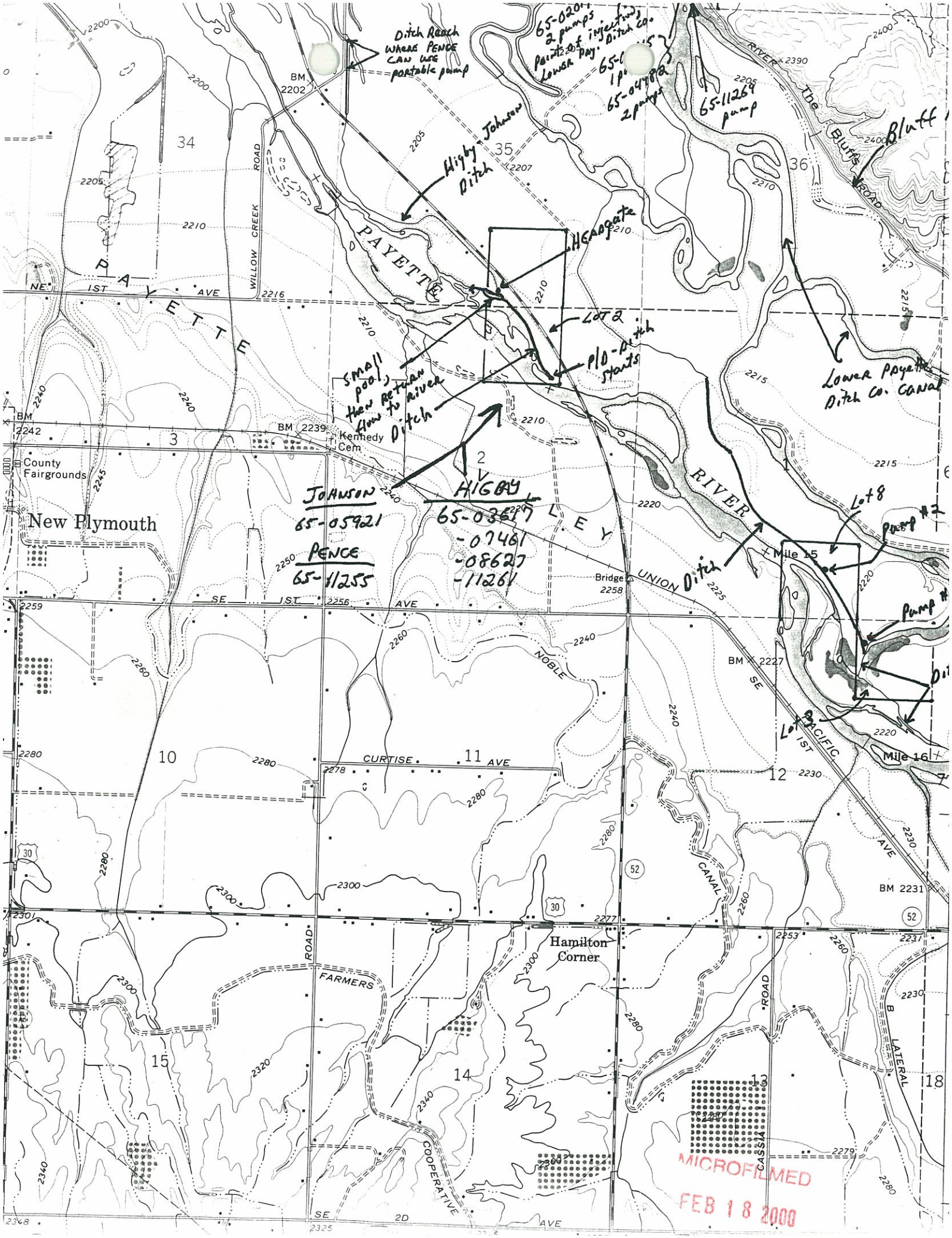
CC: Permit file 65-07461 for licensing exam

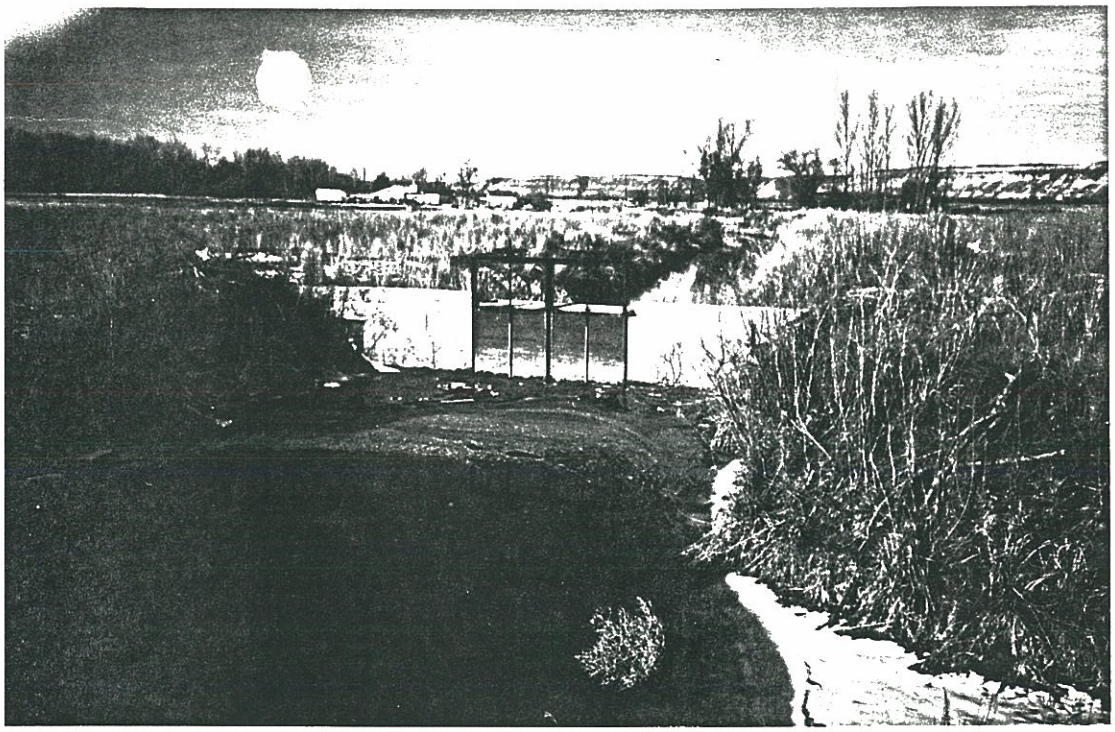
DIAGRAM (if applicable):



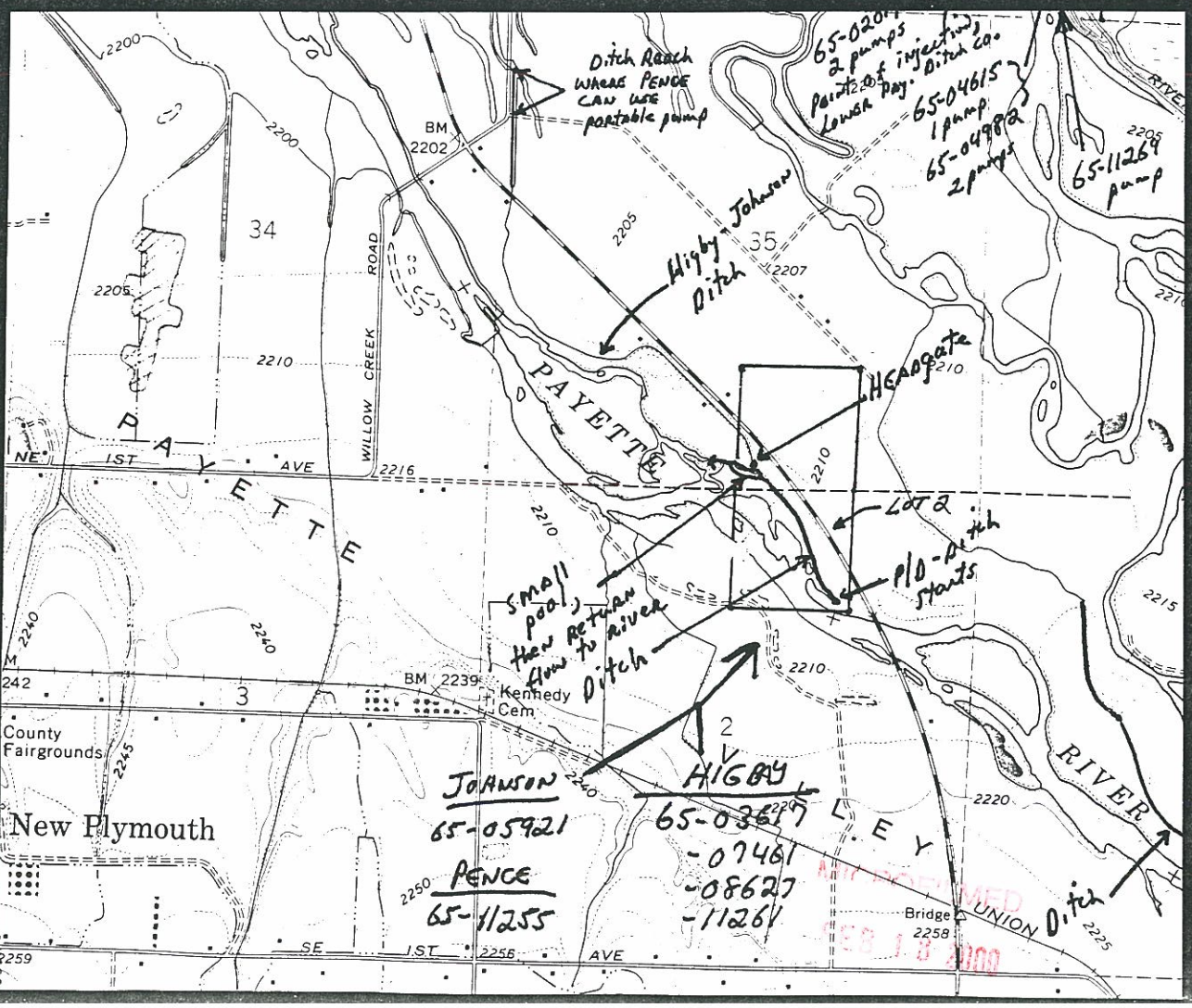
IDAHO POWER METER #: N/A

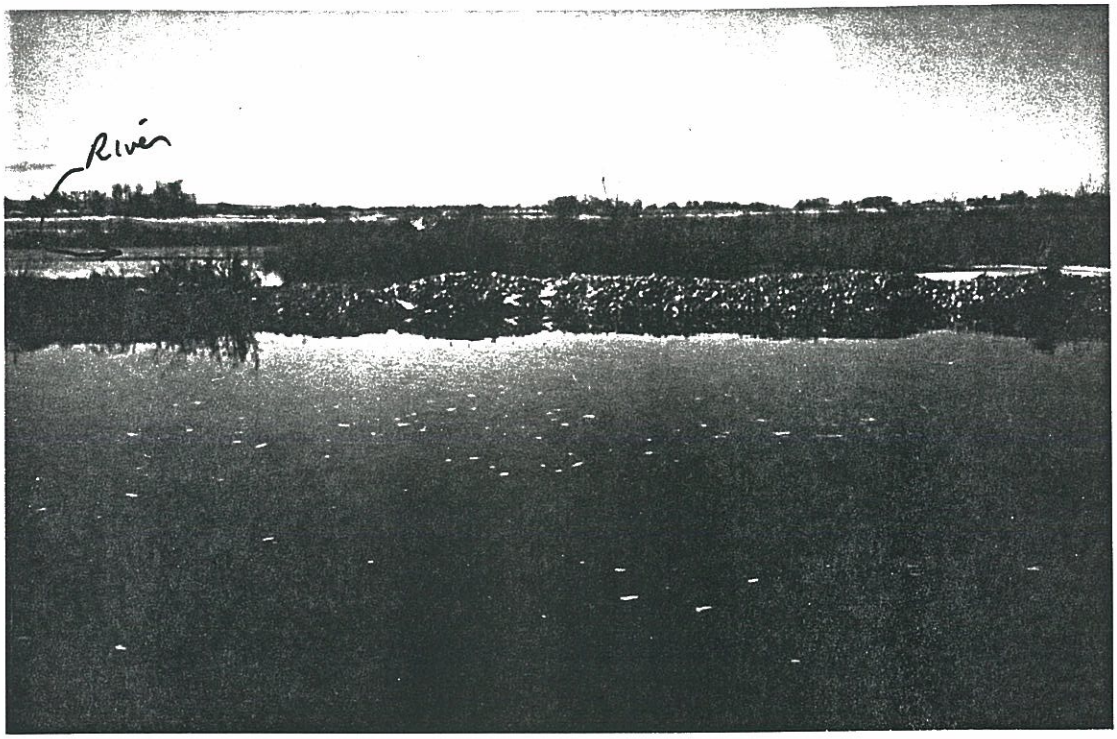
RECEIVED
FEB 13 1996
Department of Water Resources
MICROFILMED
FEB 18 2000


Ditch Reach where Pence can use portable pump
65-02014 2 pumps Point of injection Lower pay.
65-11269 pump
Higby Johnson Ditch
Headgate
Lot 2
P/O-Ditch starts
Small pool, then return flow to river
Ditch
Lower Payette Ditch Co. canal
Johnson 65-05921
Pence 65-11255
Higby 65-03617 -07461 -08627 -11261
Lot 8
Pump #2
Union Ditch
Pump #1
Lot 1
Pacific
Payette
Willow Creek Road
Farmers Road
Curtise
Noble
Union
Cassia
Cooperative
Lateral
Bluffs Road
River
New Plymouth
Hamilton Corner
Kennedy Cem
County Fairgrounds
Bridge
Mile 15
Mile 16
BM 2202
BM 2239
BM 2242
BM 2227
BM 2231
MICROFILMED
FEB 18 2000



Looking down ditch from pool at headgate point of control for Johnson-Higby Ditch. Photos cont. next pgs.





Looking across head of diversion ditch at gravel entrancement (check-dam) added to string of islands. View is from North bank of River.



Looking down head of ditch from North bank of River

MAR 10 FEB 1 8 2000

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 11, 1994

GEORGE COLWELL
CHERYL COLWELL
3990 HWY 52
PAYETTE ID 83661

Re: Permit No. 65-07461

Dear Mr. and Mrs. Colwell:

We acknowledge receipt of the correspondence assigning the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

MICROFILMED
FEB 18 2000

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/05/94
PAGE: 1

PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
02/18/1974	IRRIGATION	03-15	11-15	7.59 CFS	
		TOTAL DIVERSION:		7.59 CFS	

Tributary to: SNAKE RIVER

Stage: PERMIT

:35 SWSE

PAYETTE County

NW						SW						SE						
NWNW		SWNW		SENW		NESW		NWSW		SWSW	SESW	NESE		NWSE		SWSE	SESE	SUM
.t Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
											15							15.0
																		20.0
03		28		25		30					03			27		15		131.0
											10	23				25	29	87.0
														TOTAL ACRES				253.0

a type approved by the Department shall
:ed and maintained as part of the diverting

Priority Date: 02/18/1974
Proof Made Date: 06/26/1979
Exam Sent to S.O.:

Field Exam Fee: R (Received)

08/05/92 NAME-ADD 05/31/94 ANDREGG
:ZIMMERM

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 23, 1994

GEORGE COLWELL
CHERYL COLWELL
3990 HWY 52
PAYETTE ID 83661

RE: Assignment of Permit No. 65-07461

Dear Mr. & Mrs. Colwell:

I recently received an 'Assignment of Permit' form on the above referenced permit assigning the permit to you.

As of July 1, 1994, the assignment of a permit must be accompanied by a $25.00 filing fee. Assignments of permits are not acceptable without filing fees.

I am returning the assignment to you, please resubmit the assignment with the filing fee to my attention at the above address.

If you have any further questions or require assistance, please feel free to contact me directly at (208) 327-7944.

Respectfully,

Cindy Zimmerman

Cindy Zimmerman
Water Resource Agent

Enclosure

MICROFILMED
FEB 18 2000

4/86

RECEIVED
AUG 04 1987
Department of Water Resources

RECEIVED
SEP 09 1987
Department of Water Resources

PUNCHED

For Office Use Only
Fee Received $275
Date 8/27/87
Receipt # 43905
Receipt by
Sent to S.O. 9/8/87 - EA

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

RECEIVED
AUG 6 1987
Department of Water Resources
Western Regional Office

1. Permit No. 65-7461

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☑ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Pat + Charles Higby

3. Post Office Address: 8108 Fort Wilson

Payette ID Telephone No. 642-2525

4. Source of Water: Payette River

5. Extent of Use:

Domestic _____(No. of households) Stockwater _____(No. and type of stock)

Irrigation 253 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 7.59 cfs _____acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

8. Person to contact to accompany the department representative during the field examination:

(Name)

(Address) (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

8-3-87
Date

MICROFILMED
FEB 16 2000

Charles Pat Higby
Signature of Permit Holder (and title, if appropriate)

te of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

65-7461
HIGBY, CHARLES
HIGBY, PAT
STAR RT.
PAYETTE, ID 83661

June 25, 1987

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on August 5, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on June 5, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before October 5, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely, L. Glen Saxton

L. GLEN SAXTON, Chief
Operations Bureau

Enclosure

MICROFILMED
FEB 18 2000

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

65-7461
HIGBY, CHARLES
HIGBY, PAT
STAR RT.
PAYETTE, ID 83661

October 9, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill Jr.

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

Enclosure

MICROFILMED
FEB 18 2000

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

65-7461
HIGBY, CHARLES
HIGBY, PAT
STAR RT.
PAYETTE, ID 83661

138486

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

MICROFILMED
FEB 18 2000

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region
Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region
Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region
Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region
Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED
FEB 18 2000

August 16, 1979

Charles Higby
Star Route
Payette, ID 83661

Dear Mr. Higby:

Re: Permit No. 65-7461

Enclosed is a copypof the application for permit assigned to you and the statement of beneficial use postcard which you submitted in June.

The postcard is unacceptable since you have not completed the source of the water and the amount of land being irrigated. Please complete this postcard by supplying the information and return to this office within 15 days to keep your permit in good standing.

If you have any questions concerning this matter, please contact me.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosures

MICROFILMED

HIGBY N/N RANCH
• Fine Commercial Cattle •
STAR ROUTE
PAYETTE, IDAHO 83661
PHONE 208–642-2525

June 25, 1975

RECEIVED
JUN 26 1979
Department of Water Resources

State of Idaho
Department of Water Recources
State Office
373 W Franklin St
Boise, Idaho 83720

Dear Sir!

I have a letter dated April 17, 1979 signed by David R. Tulkill, Jr. stating that the need for this was waived on permit no 65-7461. If there are further questions please contact me.

C J Higley

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 14, 1979

Pat &/or Charles Higby
Star Route
Payette, ID 83661

Dear Mr. & Mrs. Higby:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 65-7461 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated March 30, 1979.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

CERTIFICATION OF MAILING
I hereby certify that on 6/15/79 a copy/an original of this document was deposited in the United States mail, postage prepaid addressed to the individual(s) named above.
Rita Flick

MICROFILMED

April 17, 1979

Pat and/or Charles Higby
Star Route
Payette, ID 83661

Dear Mr1 and Mrs. Higby:

Re: Permit No. 65-7461

We have reviewed your request for waiver of measuring device for Permit No. 65-7461. Based upon the items mentioned in your request as well as the location of the diversion on the river system, we have prepared the enclosed order.

As you are aware the Payette River is currently in the adjudication process. For purposes of delivery by a watermaster, some time in the future a measuring device may be required on your water delivery system.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:rf

Enc: 1

MICROFILMED

HIGBY N/N RANCH
• Fine Commercial Cattle •
STAR ROUTE
PAYETTE, IDAHO 83661
PHONE 208—642-2525

April 6, 1979

Re: Permit No. 65-7461

RECEIVED
APR 9 1979
Department of Water Resources

State of Idaho
Department of Water Resources
State Office
373 W. Franklin Street
Boise, Idaho 83720

Dear Sir:

I am in receipt of your letter of March 30, 1979 concerning Permit No 65-7461 and, after a conversation with Robert W. Hamilton of your department, I am asking a waiver of the measuring device for the following reasons:

1. The water taken with this right is mingled with numerous other water rights that flow through the same ditch. These rights date from October 24, 1882 to this right dated January 24, 1974.

2. There are other persons using water from this same ditching system. As it now seems, we would have to bear the full cost of any measuring device that was installed.

3. At the present time there is no river master to check any measuring system that might be put into use. Therefore, no regulation would be in effect.

If this waiver is not granted, I am asking for an extension of time because there is already some water in the ditch to provide stock water for some of the other persons using the ditching system. This will continue along with irrigation until about November 30.

Yours truly,

C. S. Higby

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

March 30, 1979

Re: Permit No. 65-7461 100773

Pat and/or Charles Higby
Star Route
Payette, ID 83661

Dear Mr. and Mrs. Higby:

One of the conditions of approval of your water Permit No. _____(see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before _____. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

Rita Fleck
RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

May 18, 1977

Re: Permit No. 65-7461

Pat &/or Charles Higby
Star Route
Payette, Idaho 83661

Dear Mr. & Mrs. Higby:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been entered in the Department's records.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:JFR

Encl: Copy of permit

COPY

MICROFILMED

June 4, 1974

Re: Permit No. 65-7461

Lee C. Wright, Jr.
Star Route
Payette, Idaho 83661

Dear Mr. Wright:

Enclosed is a copy of your approved Application for Permit No. 65-7461. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

65 7461

MEMORANDUM

TO: File 65-7461

FROM: Dave Tuthill DRT

DATE: December 7, 1977

RE: Approval of Permit at 1.5 in/acre

Note that the current policy of determining rates of flow for rights in the Payette River Drainage Basin is to allow 1 in/acre at the field headgate plus a reasonable ditch loss from the source to the field headgate. This methodology was used with all adjudicated rights and should be applied to the licensing of this permit.

It appears that since the point of diversion is only about 3 miles ~~to~~ from the place of use, the licensed flow rate will be substancially less than the permit amount of 1.5 in/acre.

CHECK w/ Western for ditch loss.

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE 5/19/1974

FROM Mr. Clayne Barron

TO File 65-7461

SUBJECT Correction of Map

Mr. Wright visited the office today concerning our letter of April 8, 1974. A correction was made on the permit application map. Mr. Wright also stated that he would be satisfied with the 1.5"/acre amount that we recomend for the permit.

Mr. Clayne Barron
SIGNATURE

65 7461

April 8, 1974

Mr. Lee C. Wright, Jr.
Star Route
Payette, ID 83661

Re: Application for Permit No. 65-7461

Dear Mr. Wright:

In reviewing your application for permit, we note that the land to be irrigated includes the SE¼SW¼ of Section 17, Twp. 8 N., Rge. 4 W., B.M. However, the map shows the land in Section 17 to be the SE¼SE¼. Can you advise us which parcel of land should be shown as the land to receive water under this permit?

We have not received a reply to our letter dated March 21, 1974, signed by Mr. Kenneth Foit.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:def

65 7461

March 21, 1974

COPY

Lee C. Wright, Jr.
Star Route
Payette, ID 83661

Dear Mr. Wright:

I am writing in reference to an Application for a Water Permit No.65-7461 that you submitted to this office on January 24, 1974.

In this application, you applied for 10.12 c.f.s. of water from the Payette River to irrigate 253 acres. This 10.12 c.f.s. figure, which is equivalent to two inches per acre, cannot be justified from the information that you have supplied thus far.

Our studies of this area indicate that no more than 1.5 inches per acre are necessary to sufficiently irrigate the area covered by your permit application. If you do not agree with this figure, please submit more conclusive evidence to support the 2.0 inch per acre figure on or before April 4, 1974. If you do agree with the 1.5 inch per acre figure, the permit can be issued for that amount.

If we can be of further assistance, please feel free to contact this office.

Sincerely,

KENNETH H. FOIT, P. E.
Western District Engineer

KHF:def

65 7461

96 ft. suggests that we

(1) Get recommended amount from Gary.

(2) Possibly write letter to the effect that the permit will be issued for that amount unless applicant can supply more specific information to support his claim that 2" /hr is required. Give 10-20 days to reply.

(3) Issue permit for the lesser amount

3/18/7

[redacted] Claype:

Find out exactly what Bob Fleenor wants and get it so we can continue processing this. I'm giving this to you but Gary Page has some info based on water req'mt

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

Payette County Committee
P.O. Box 178
Payette, Idaho 83661

RECEIVED
FEB 15 1974
Department of Water Administration

February 14, 1974

James E. Bucker
State of Idaho
Department of Water Administration
Annex II, State House
Boise, Idaho 83707

RE 65 7461
Lee C. Wright, Jr.

Dear Mr. Bucker,

The following statement is given in support of an application to justify claiming of water for irrigation purposes.

From personnal knowledge and in consultation with the Soil Conservation Service Conservationist, the soil on the Lee C. Wright, Jr. farm is basically a light sandy soil underlain by coarse sand or gravel. This farm is adjacent to the Payette River and may be considered typical river bottom land. Such land can be expected to have varying soil depths, even with outcroppings of sand and of gravel. Much of the farm has been and is being leveled. The land leveler, where practical, has dug out sand and gravel pockets and refilled the pockets with soil capable of growing a crop.

I think it's reasonable to state that the water intake of this soil is above that level we normally associate with top quality soil. The cropland on this farm is basically devoted to permanent pasture.

If I can be of further assistance to you, just ask.

Sincerely yours,

Claude B. Solterbeck
County Executive Director

cc: Wright

65 7461

65 7461

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office

Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 24, 1974

Independent Enterprise
Box 348
Payette, ID 83661

Re: Application for Permit No. 65-7461 - Lee C. Wright, Jr.
65-7462 - Lee C. Wright, Jr.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

Bill submitted 2-12-74 by dlf

65 7461

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LEE C. WRIGHT, JR., Star Route, Payette, ID

has on Jan. 24, 1974 submitted Application No. 65-7461

for a permit to appropriate 10.12 cubic feet per second ~~acre feet~~

~~per annum~~ of water from Payette River, trib. to Snake River

by means of dam, headgate & ditches

within the SW¼SE¼, S. 35, T. 8 N., R. 4 W., B.M., Payette County

to be used from March 15 to Nov. 15

for irrigation of 253 acres

within the SE¼SW¼, S. 17, W½NW¼, SE¼NW¼, E½SW¼, W½SE¼, S. 20, E½NE¼, Sec. 19, SE¼SW¼, NE¼SE¼, S½SE¼, S. 21, T. 8 N., R. 4 W., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Feb. 18, 1974.

R. KEITH HIGGINSON

Director

Published in the Independent Enterprise, Payette, Idaho

on Jan. 31, 1974 and Feb. 7, 1974.

65 7[illegible]