

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Fredrick R. Lappin & Jerry Lappin Phone 208-454-3984
Post Office address 16557 Hollow Rd. Caldwell IDAHO 83605
2. Source of water supply Irrigation well which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of N.W. 1/4, Govt. Lot _____
Sec. 8 Township 5N Range 3W B.M. B.M. County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 36 cfs for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 36 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Drill well w/ IRRIGATION system
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is unknown inches; proposed depth of well is unknown feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
8. Description of proposed uses (If irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity if KW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

- Applicant is aware of the Boise basin moratorium - G. Water JFW

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	3W	8					18												18

Total number of acres to be irrigated 18

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

None. (JFW)

11. 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 enable the applicant to make this filing: _____

12. Remarks: _____

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

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

Joree Lappin
(Applicant)

Received by JFW Date 1/13/2000 Time 2:00 PM Preliminary check by Ly
 Fee \$ 100.00 Receipted by JFW # W026053 Date 1/13/2000
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

Topographic map of a region in Payette County, Idaho, showing a proposed road project. The map includes contour lines, a grid, and various labels. A road project is shown with a dashed line and a solid line, labeled "18 AC" and "P/D". The road passes through a "Siphon" area and a "Hollow" area. The map also shows "SAND CANYON CO." and "PAYETTE CO.". The map is oriented with North at the top. The grid shows coordinates from 2420 to 2500 on the vertical axis and 15 to 18 on the horizontal axis. The map includes a scale bar for 0 to 1000 feet and a north arrow. The map is labeled with "15 MI. TO U.S. 95 BLACK CANYON INTERCHANGE 4.5 MI." and "PARMILLI MI.".

REQUEST TO PROCESS

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

Name of Applicant Frederick & Jerce Lappin
Mailing Address 16557 Hollow Rd
Caldwell ID 83605
Application No. _____
(if known)

 IN LOCAL PUBLIC INTEREST

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

 PROPOSE MITIGATION NOW

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

X WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

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

Signature

Jerce Lappin

Date

Please return this form to:

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

1 . . Q N.W. Q 58-5N 3 2 Base

Data Entry

Jan 13, 1997
CANYON COUNTY - Planning & Zoning
RECEPTION

PZFM001

Assessor's Account 7R37775000 0		Owner(s) SEALE, BONNIE L BITNER, RON M	
Applicant - Name and Address Last First MI LAPPIN JEREE		Legal Description 08-5N-3W NW Bldg Cls MH? N NENW LESS 1/4 MINERAL RIGHTS	
Company Adrs 24609 FREEZEOUT RD City CALDWELL St ID Zip 83605 Home (208) 454-3984 Wk () -		Acres 40.00 Parcel 05N03W082400 Site HOLLOW RD CA Subdivision	
Applicant's Consultant Company Adrs City St ID Zip Home Wk		Date Jan 13, 1997 Time 11:54 am Reception No 4083	

Information/Notes

IS BUILDING PERMIT AVAILABLE ON THIS PROPERTY?

Clerk LCN

Data Available?

Case No 974083A08-5N-3W

N Zoning Compliance
N Zoning and C.U.P.
N Subdivision
N Parcel Division
N Enforcement

Office Visit(s) - Date

Zoning Officer Note

PN 42218
9705383

WARRANTY DEED

g.d.

FOR VALUE RECEIVED RONNIE MILLS BITNER, also known as RON M. BITNER, A SINGLE MAN

the Grantor, does hereby grant, bargain, sell and convey unto FREDRICK R. LAPPIN and JEREE LAPPIN, husband and wife

the Grantees, whose address is 24609 FREEZEOUT ROAD, CALDWELL, ID 83605

the following described premises, to-wit:

The Northeast Quarter of the Northwest Quarter of Section 8, Township 5 North, Range 3 West of the Boise Meridian, Canyon County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees, that they the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1997 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: February 20, 1997

Ron M. Bitner
RON M. BITNER

STATE OF IDAHO

COUNTY OF CANYON

On this 21st day of February, 1997, before me a notary public, personally appeared RON M. BITNER, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they have executed the same.

Edith K. O'Dell
Notary Public

Residing at NAMPA, IDAHO

My commission expires: 8-24-98

REQUEST
TYPE Deed FEE 3.00

PIONEER - NAMPA

CANYON CNT RECORDER
BY C. Chassey

97 FEB 21 PM 4 29

RECORDED

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

9705383

①
PN 42218
9705383

g.d.

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Residing at NAMPA, IDAHO

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BY W. Chaus

REC'D - ERR

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OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

9705383



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

January 25, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Frederick & Jeree Lappin
16557 Hollow Rd
Caldwell ID 83605

RE: APPLICATION FOR PERMIT

Dear Applicants:

Your application for permit to appropriate ground water for a consumptive use (irrigation) was received on 1/13/00. Processing of the application must be delayed.

Due to continued drought and to protect existing water rights and water supplies, the Director of this agency declared a moratorium on May 15, 1992 concerning water right applications proposing new consumptive uses of public water, regardless of source. The moratorium was lifted in May 1995, but application processing was subsequently suspended until technical data are available from the Treasure Valley Hydrologic Study now underway.

This office will hold your application and will resume processing as soon as possible based on the above considerations. Applications received will be processed in priority order. Delays related to department actions do not affect the date of priority or seniority of an application.

Your application for permit for domestic/stockwater uses will be processed without delay because these uses are considered non-consumptive.

Please contact me at 334-2190 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Lori Graves'.

Lori Graves
Sr. Water Allocations Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

July 23, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Fredrick R and Jeree Lappin
16557 Hollow RD
Caldwell ID 83605

RE: Held Application for Permit #63-12563--Filed 01/13/00

Dear Applicant:

As you aware, the above reference application for permit located in the Boise River Basin has been held by our agency since the 1990s. The Department began holding new groundwater applications for consumptive use due to prolonged drought and concerns about declining aquifer levels. As a result, the Treasure Valley Ground Water Study was initiated. The study was completed in 2002, and now provides modeling for projecting future groundwater availability in the valley. Our agency will commence processing held applications as staff resources are available.

Attached is a proof profile of your application as submitted to our agency. Please check carefully the specifics on the application. You must still have full possessory interest-ownership in the listed point of diversion and place of use land locations for processing consideration. Your application will need to have public notice published in your local county newspaper. The notice will be published once per week for 2 consecutive weeks. Anyone having issue with an application may file a protest within the time allowed.

We are asking for you to convey your intentions regarding this application by completing the attached response form. *Please respond to the following:*

- If you desire to develop the water use, and wish our agency to complete the processing of your application, please mark the *YES* response, provide any updates/changes needed, and list the water bearing zone for the well source.

OR

-Mark the *NO* response to withdraw the application. The application will be removed from processing and our records. Our agency will not be able to provide refunds of fees for withdrawn applications.

-Sign, date, and return the response. Response forms need to returned to this office no later than 30 days of this letter date.

Should you have questions about further processing of this application, please contact Denise Buffington or John Westra at the Western Regional Office, phone 334-2190.

Sincerely,

John Westra, Manager Western Region

Enclosure: Proof Report, Response Sheet

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Fee _____
Receipt _____
Received by JFW
Date 8/19/08

63-12563

APPLICATION FOR AMENDMENT OF A ^{Application} PERMIT

Name of Applicant Frederick R. Lappin & Jerec Lappin Phone 208 454 3984
Mailing address 16557 Hollow Rd. Caldwell Id. 83667 Email FRLAPPIN@MSN.COM

I am the owner and the holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-12563, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: _____ Change point of diversion _____ Add point of diversion
 _____ Change place of use _____ Change nature of use _____ Change period of use _____ Reduction in Acres Other _____

1. Point of diversion: N.E. 1/4 N.W. 1/4 1/4, Section 8, Township 5N, Range 3W, B.M.,
County of CANVON. Other points of diversion

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.15 cfs for Irrigation & Stockwater purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per year) (water use) (Begin Month) (End month)

Amount _____ for ^{JFW.} _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year) (water use) (Begin Month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year) (water use) (Begin Month) (End month)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated 5

4. 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:

RECEIVED

AUG 19 2008

**WATER RESOURCES
WESTERN REGION**



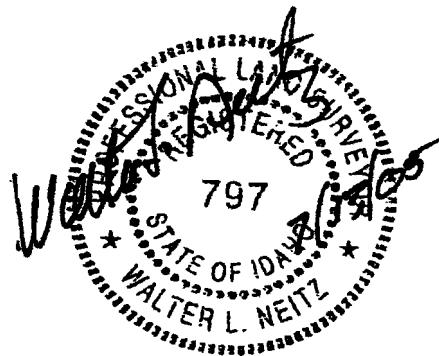
UNLIMITED BOUNDARIES, INC. DBA
Associated Land Surveyors
1103 W. Main St.
Middleton, Idaho 83644

LEGAL DESCRIPTION
4.992 ACRE PARCEL
American West Homes

The following describes a parcel of real property situate in the Northeast Quarter of the Northwest Quarter of Section 8, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho, being more particularly described as follows:

BEGINNING at the North 1/4 Corner of said Sections 8 and 5;
THENCE, along the Easterly boundary of the Northwest 1/4 of said Section 8, S00°01'29"E, 585.39 feet;
THENCE, leaving said Easterly boundary, N84°32'54"W, 374.59 feet;
THENCE, N02°09'55"W, 551.07 feet to a point on the Northerly boundary of said Section 8;
THENCE, along said Northerly boundary, S89°52'21"E, 393.46 feet to the **POINT OF BEGINNING.**

The above-described parcel of real property contains 4.992 acres, more or less, and is subject to a right of way for Hollow Road and all other easements and reservations.



Complete the following map by showing land and point of diversion as proposed by this amendment.
Show $\frac{1}{4}$ section, township, range and ditches. (The smallest subdivision represents 40 acres.)

Section 6	section 5	section 4	section 3
section 7	SECTION 8 point of diversion well NE $\frac{1}{4}$ NW $\frac{1}{4}$	section 9	section 10
section 18	section 17	section 16	section 15

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 13 day of Aug, 2008

Friedrich B. Leppin

Permit Holder Signature (and title, if for a company or organization)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by _____ Publication prepared by DB Date 9/10/2008

Published in PRESS TRIBUNE Publication dates SEPTEMBER 18 & 25, 2008

I, _____, of the Department of Water Resources hereby

Witness my hand this _____ day of _____, 20____

SIGNATURE

RECEIVED

AUG 19 2008

WATER RESOURCES
WESTERN REGION

Response Form

Name of Applicant: Fredrick R and Jeree Lappin

Address: 16557 Hollow RD
Caldwell ID 83605

Application No: # 63-12563

(Please read carefully and mark)

☒ **Yes, I intent to proceed with the water use development outlined in the application. I retain full possessory interest in the listed point of diversion and place of use locations on the application. I request the Department continue processing the application.** (Please describe on the back updates/changes needed on your application)

(Please fill in) **The estimated (well) water bearing zone will be**
55 ft to 200 ft below the ground surface.

☐ **No, I do not wish to proceed with final processing of this application. I hereby withdraw my Application for Permit to Appropriate the Public Water of the State of Idaho**

Signed this Aug **day of** 13 **200** 8

Applicant Signature Fredrick R Lappin & Jeree Lappin

Printed Applicant Name Fredrick R Lappin Jeree Lappin

Return Form to: J. Westra

Idaho Dept. of Water Resources
2735 Airport Way
Boise ID 83705

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, September 10, 2008 3:03 PM
To: legals@idahopress.com
Subject: Legal Ads - Canyon County
Attachments: Canyon County Ads - Cover Letter.RTF; 63-12492 Ad.RTF; 63-12357 Ad.RTF; 63-12563 Ad.RTF; 63-12571 Ad.RTF

Attached please find (4) legal notices, being submitted for publication. Please contact me if you have any questions or are not able to run the ads on the dates listed.

Thank you,

Denise Buffington
Idaho Department of Water Resources
Western Region

9/10/2008

September 10, 2008

Legal Notice Department

PRESS-TRIBUNE

PO BOX 9399

NAMPA ID 83652

RE: Application for Permit No. 63-12357, 63-12492, 63-12563 and 63-12571

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). 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. Please send the affidavit and bill to this office before 10/06/2008. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

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

63-12563

JEREE LAPPIN
FREDRICK R LAPPIN
16557 HOLLOW RD
CALDWELL ID 83605

Point(s) of Diversion NENW S8 T05N R03W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 To 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 01/13/2000

Place Of Use: IRRIGATION

T05N R03W S8 NENW

Number of Acres 5

Remark: Water bearing zone to be appropriated is from 55 to 300 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 10/06/2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Published on September 18th & 25th, 2008