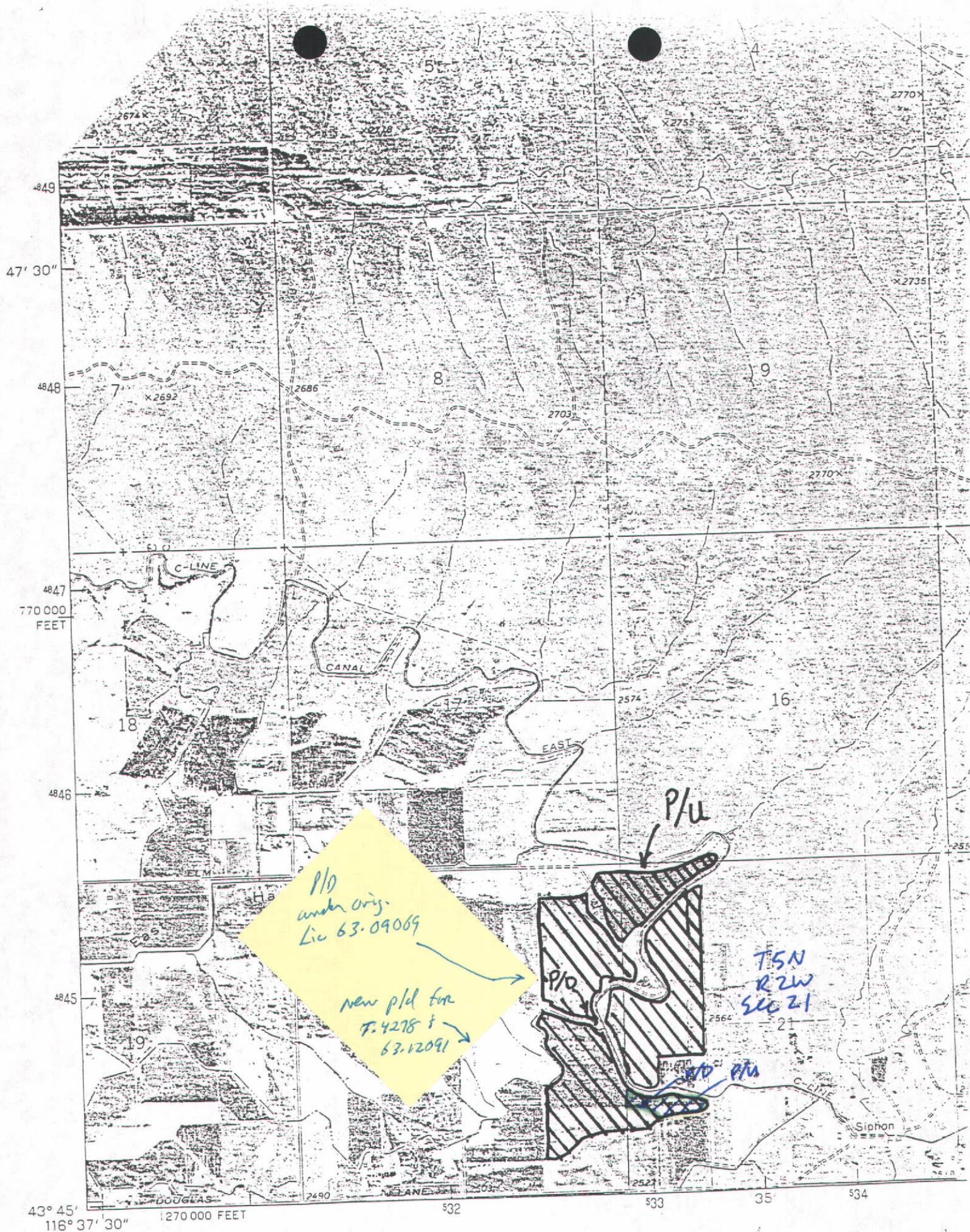
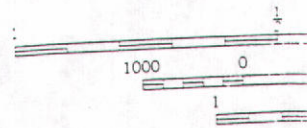




Produced by the Geological Survey

Orthophotograph prepared from 1:80,000-scale aerial
photographs taken July 8, 1981

Projection and 10,000-foot grid ticks: Idaho



CURVE DATA

CURVE	DETA	RADIUS	ARC TANGENT	CHORD	CHORD BNG
1	53°44'28"	63.00	32.33	38.78	N 75°36'21" E
2	82°19'46"	100.00	60.48	103.50	N 21°34'14" E

UNPLATTED

NE 1/4 SE 1/4
SECTION 20

UNPLATTED

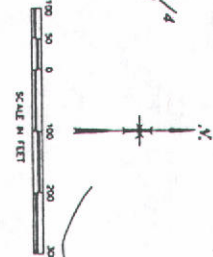
NW 1/4 SW 1/4
SECTION 21

BENCHMARK ESTATES
A PLANNED UNIT DEVELOPMENT
A PORTION OF THE SE 1/4, SECTION 20 AND THE SW 1/4, SECTION 21,
T5N, R2N, B1W
CANTON COUNTY, KANSAS
JUNE 25, 1992

REVISED PRELIMINARY PLAT
OF

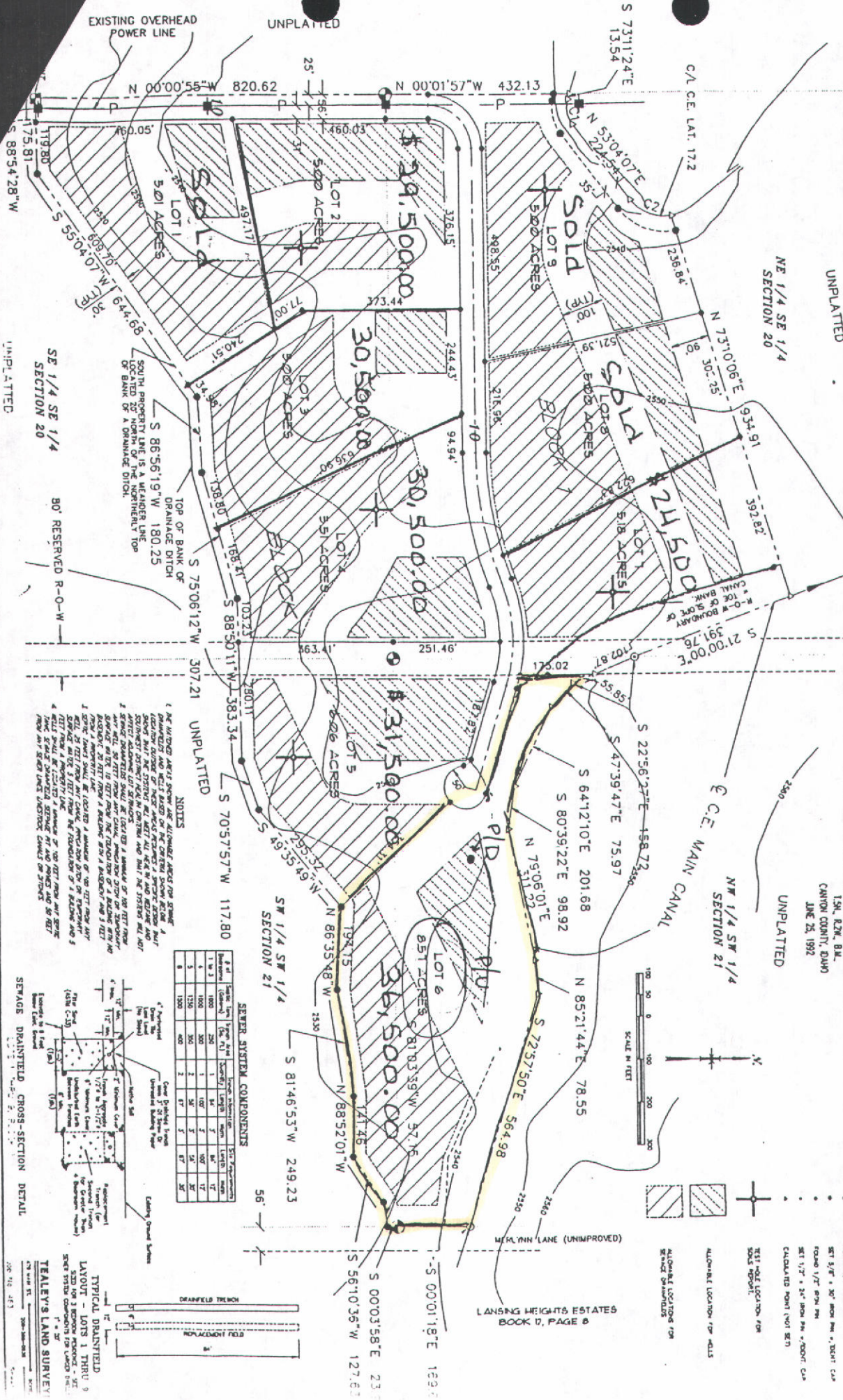
LEGEND

- SECTION BOUNDARY LINE
- CENTER LINE
- RIGHT OF WAY BOUNDARY
- SECTION LINE
- ROAD BRASS CAP
- ROAD ALUMINUM CAP
- ROAD 5/8" IRON PIPE
- SET 3/4" x 30" IRON PIPE, 100' CAP
- ROAD 1/2" IRON PIPE
- SET 1/2" x 30" IRON PIPE, 100' CAP
- CALCULATED POINT (NOT SET)
- TEST HOLE LOCATION FOR SOIL REPORT
- ALLOWABLE LOCATION FOR WELLS
- ALLOWABLE LOCATION FOR BRACKEN DRILLINGS

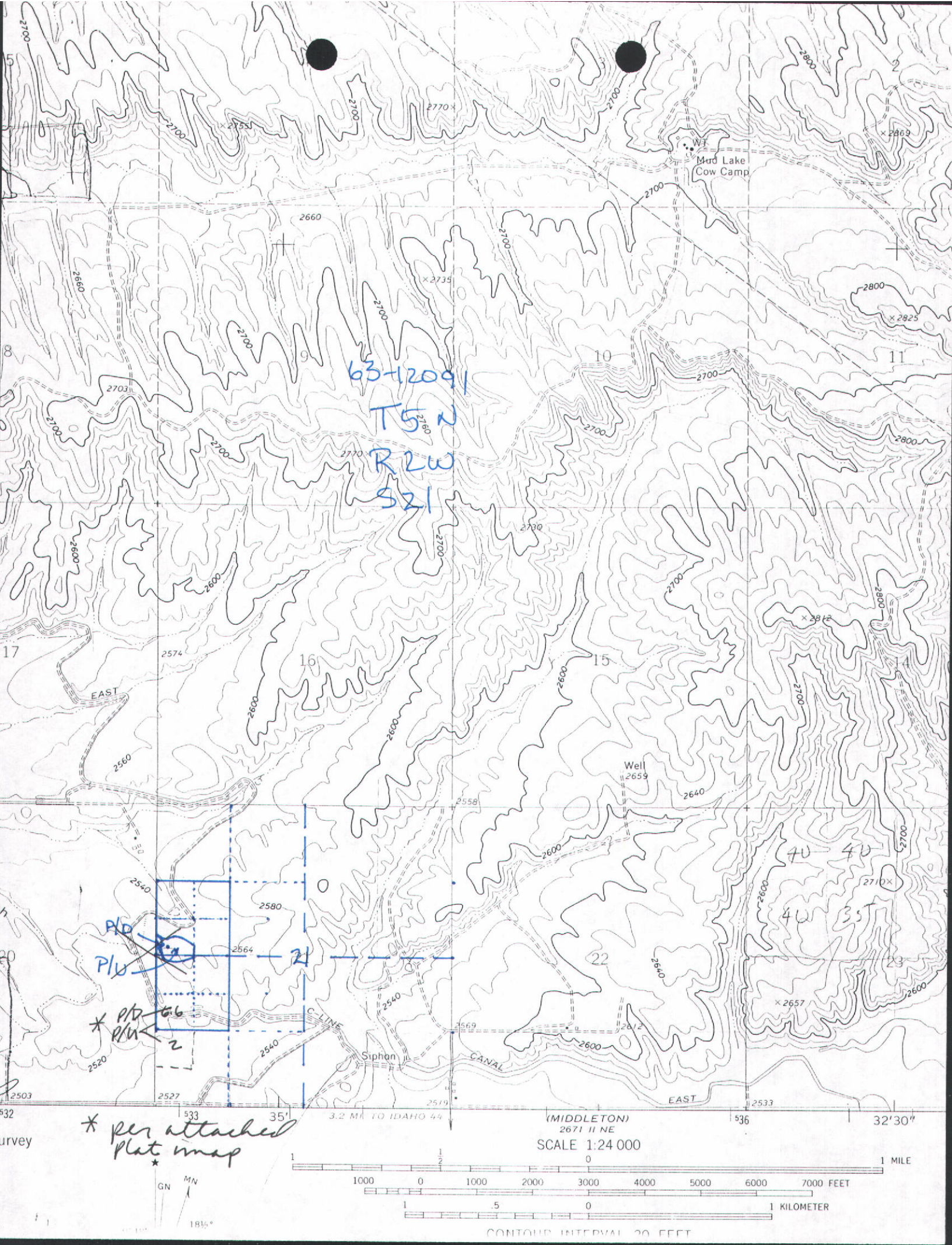


LANSING HEIGHTS ESTATES
BOOK 7, PAGE 8

MAIN LANE (UNIMPROVED)



63-12091



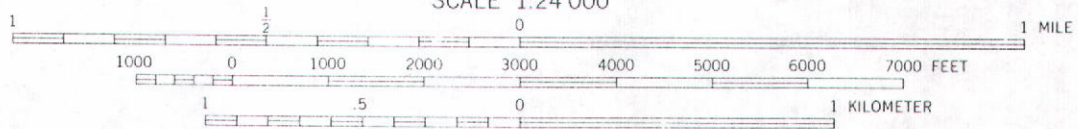
63-12091
T5N
R2W
S21

P/D
P/U

* P/D
P/U

* per attached
plat map

(MIDDLETON)
2671 11 NE
SCALE 1:24 000



GN
MN
18 1/2°

SD-0410-1
MODIFY RIGHT

Idaho Department of Water Resources
Water Rights Remarks Screen

Date: 09/26/95
Time: 11:17:32

Water Right Number: 63-12091

FIRST PAGE

13. Remarks: Place of use is located within Lot 6, Bk. 1, Benchmark Estates.____
Domestic use is for 1 home._____
Stockwater use is 2 horses._____
Water bearing zone to be appropriated is 200 to 350 feet._____

(GOLD4=Prev Screen)

(GOLD2=Update)

(GOLD5=Next Screen)

(GOLD1=Export Remarks)

(Enter=Exit)

(GOLD3=Add Std Rmk)

(GOLD6=End of Data)

(GOLD7=Import Remarks)

(GOLD8=Cancel)

SP

RECEIVED

JAN 26 1994

WATER RESOURCES
WESTERN REGION

Ident. No. 63-12091

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DARREL W POULTER
Address: ~~PO BOX 13~~
STAR ID 836690013

3244
208-585-2027

AND/OR

- Name: PHYLLIS J POULTER
Address: ~~PO BOX 13~~
STAR ID 836690013

208-585-2027

26250 MOONGLOW DR
MIDDLETON ID 83644

2. Source: GROUNDWATER
3. Location of Point of Diversion: Trib. to:
NWSW Sec. 21, Township 05N, Range 02W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.090		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
0.090 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
Well with submersible pump.
- 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.
- Proposed well diameter is inches; proposed depth of well is
feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).

* D'Bar updated 2/26/95 Per Response form Rec'd 6/30/95

-52

8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
05N 02W 21	NWSW 6.6	SWSW 2		8.6

Total number of acres irrigated: 8.6

Place of Use: STOCKWATER, same as IRRIGATION use

Place of Use: DOMESTIC, same as IRRIGATION use

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:

Place of use is located within Lot 6, Bk. 1, Benchmark Estates.

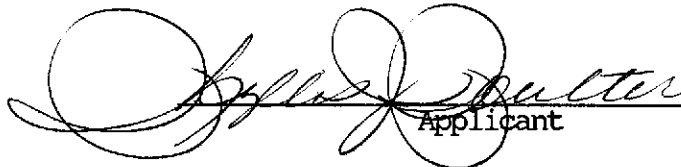
Domestic use is for 1 home.

Stockwater use is 2 horses.

Water bearing zone to be appropriated is 200 to 350 feet.

11. Map of proposed point of diversion and place of use attached? [✓]

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.


Applicant

Received by CZ Date 12/30/93 Time 10:15A Preliminary check by ly

Fee \$ 30 Receipted by CZ # CO29340 Date 12/30/93

Publication prepared by dt Date 9-27-95 Published in Press-Trib

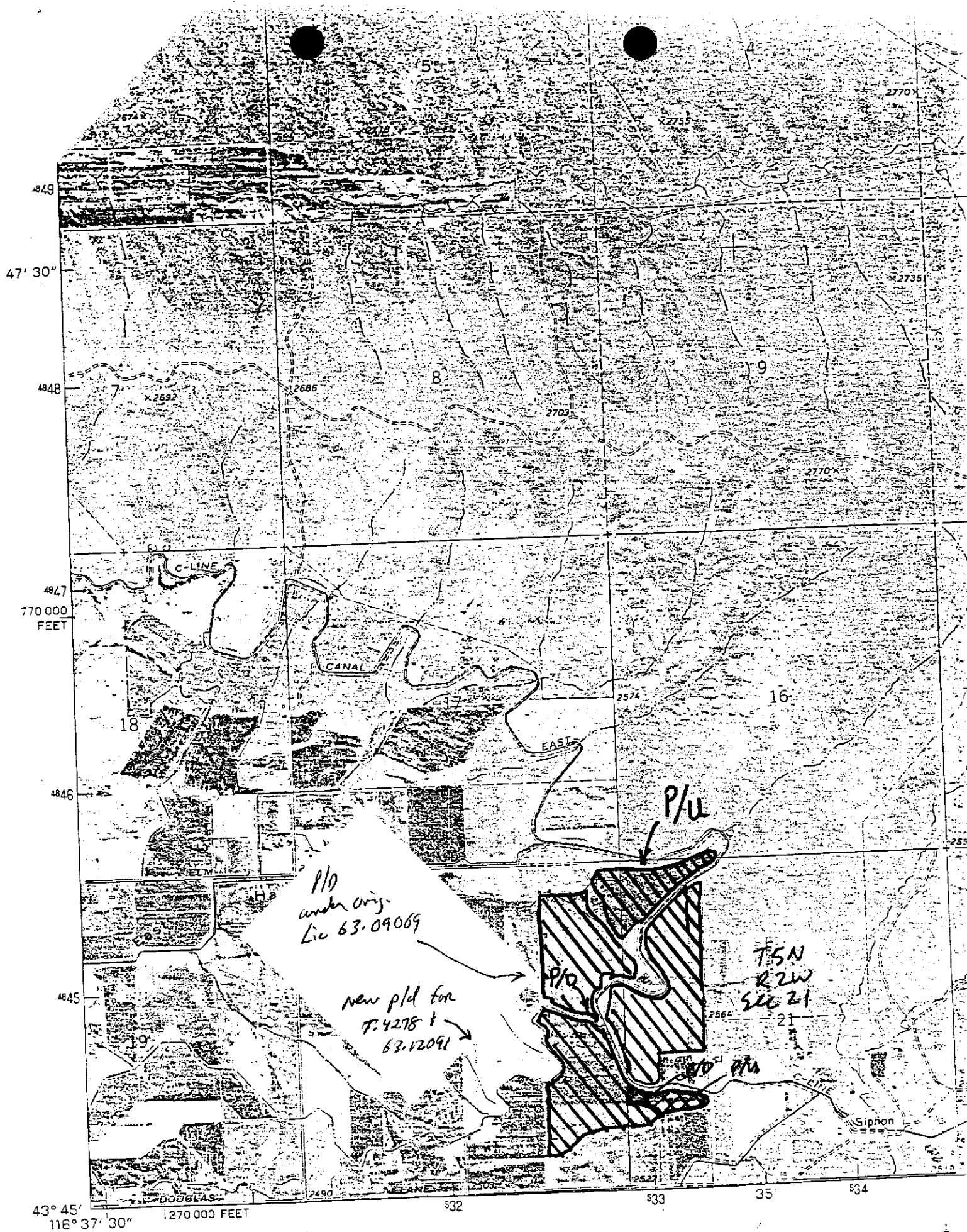
Publication approved dt Date 10-25-95

* D'sase update 9/26/95 per 6/30/95 Response form.

Comments: Date: 1/12/1994 User-ID: GRAVES

Subject:
OTHER RIGHTS

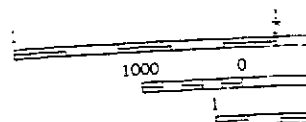
The applicant originally filed for .17 cfs for irrigation. During the reveiw process, it was found that the 8.6 acres had already been licensed at .0098 cfs/acre and 4.5 af/acre on water right 63-09069 (see transfer 4278). The .09 cfs now listed on this application covers the difference between the .0098 licensed cfs/acre and .02 allowable cfs/acre for the 8.6 acres.



Produced by the Geological Survey

Orthophotograph prepared from 1:80,000-scale aerial
photographs taken July 8, 1981

Projection and 10,000-foot grid ticks: Idaho



UNDERGROUND UTILITIES

26250 Moulton

BEAUTIFUL VIEWS

GOOD CCR'S

REVISD PRELIMINARY PLAT

BENCHMARK ESTATES A PLANNED UNIT DEVELOPMENT

A PORTION OF THE SE 1/4 SECTION 20 AND THE SW 1/4 SECTION 21,

18N, 22E, 8E.

CANTON COUNTY, OHIO

JUNE 25, 1992

LEGEND

--- BENCHMARK BOUNDARY LINE

--- RIGHT OF WAY BOUNDARY

--- SECTION LINE

--- ROAD RIGHT OF WAY

--- ROAD ALTERNATE CUT

--- ROAD 5/8" FROM PG

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

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--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

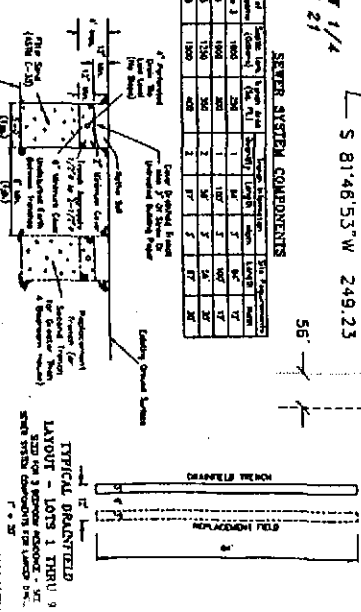
--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

--- 8" 1/2" - 30" FROM PG - 100' CUT

STANDARD DRAINAGE CROSS-SECTION DETAIL



NO.	DESCRIPTION	DATE	BY	CHECKED
1	REVISION			
2	REVISION			
3	REVISION			
4	REVISION			
5	REVISION			
6	REVISION			
7	REVISION			
8	REVISION			
9	REVISION			
10	REVISION			

SEWER SYSTEM COMPONENTS

NO.	DESCRIPTION	DATE	BY	CHECKED
1	REVISION			
2	REVISION			
3	REVISION			
4	REVISION			
5	REVISION			
6	REVISION			
7	REVISION			
8	REVISION			
9	REVISION			
10	REVISION			

TYPICAL DRAINAGE LAYOUT - LOTS 1 THRU 9

SEE PLAN FOR DRAINAGE LAYOUT

TELETYPE LAND SURVEY

SEE PLAN FOR DRAINAGE LAYOUT

NOTES

1. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES.

2. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES.

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8. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES.

9. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES.

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12. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES. THE DRAINAGE LAYOUT SHOWN ON THIS PLAT IS BASED ON THE CURRENT SURVEY OF THE BENCHMARK ESTATES AND THE DRAINAGE LAYOUT SHOWN ON THE PLAT FOR THE BENCHMARK ESTATES.

CURVE	DELTA	RADIUS	ARC TANGENT	CHORD	CHORD BEG
1	53° 44' 28"	60.97	32.93	32.78	N 75° 36' 21" E
2	82° 19' 46"	100.00	100.00	100.00	N 21° 54' 14" E

UNPLATTED

NE 1/4 SE 1/4 SECTION 20

UNPLATTED

UNPLATTED

UNPLATTED

UNPLATTED

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UNPLATTED

UNPLATTED

UNPLATTED

UNPLATTED

63-12091

RECEIVED
JAN 04 1994
WATER RESOURCES
WESTERN REGION

ORIGINAL

Ident. No. 63-12091

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DARREL W POULTER 208-585-2027
Address: PO BOX 13
STAR ID 836690013
AND/OR
Name: PHYLLIS J POULTER 208-585-2027
Address: PO BOX 13
STAR ID 836690013

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: ~~NW~~ Sec. 21, Township 05N, Range 02W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
* IRRIGATION	03/15	11/15	~~0.170~~	.09	
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
* .09 ~~0.170~~ CFS (and/or) AF

6. Proposed diverting works:
- Description of ditches, flumes, pumps, headgates, etc.
Well with submersible pump.
 - 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.
 - Proposed well diameter is 8 inches; proposed depth of well is 200
feet.
 - Is groundwater with a temperature greater than 85F being sought? YES
 - If well is already drilled, when?
Drilling Firm
Well was drilled for

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).

* see comments on revised appl. 6

- ORIGINAL -

8. Place of Use: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
05N	02W	21	ok NWSW	6.6	ok SWSW	2			8.6

Total number of acres irrigated: 8.6

Place of Use: STOCKWATER, same as IRRIGATION use

Place of Use: DOMESTIC, same as IRRIGATION use

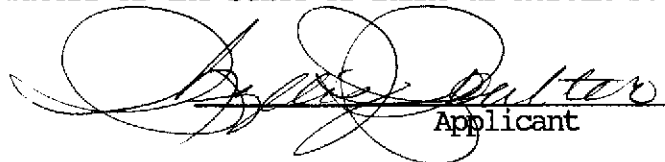
9. a. Who owns the property at the point of diversion?
APPLICANT
- b. Who owns the land to be irrigated or place of use?
APPLICANT
- c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:

Domestic use is for 1 home.
Stockwater use is 2 horses.

11. Map of proposed point of diversion and place of use attached? [✓]

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.


Applicant

Received by CJ Date 12/30/93 Time 10:15am Preliminary check by ly

Fee \$ 30.00 Receipted by CJ # 0029340 Date 12/30/93

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____



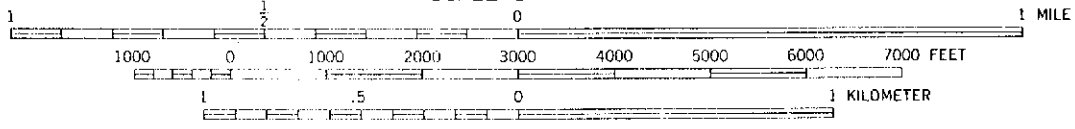
63-12091
T5N
R2W
S21

P/D
P/U

* P/D
P/U

* per attached
plat map

(MIDDLETON)
2671 II NE
SCALE 1:24 000



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Moratorium Hold

INITIAL REVIEW BY: 6 DATE: 1/13/94 APPLICATION: 63-12091

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map:
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Fee:
- ☒ Yes ☐ No* In form to receipt:

Gov't. Lots:
☒ P/D
☒ P/U

ADDITIONAL INFORMATION

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on the back.)
- ☐ ☒ Overlapping point of diversion:
- ☐ ☐ Field check required: Field check by: _____
- ☐ ☐ Field report attached:
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☒ ☐ 1992 moratorium
- ☐ ☒ Copy to SCA staff (perennial stream, non-pump diversion):
- ☐ ☒ Send dam safety information:
- ☐ ☒ Send power requirement letter:
- ☐ ☒ Send fish farm requirement letter:
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Power efficiency form:
- ☐ ☒ Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT
- revised appl, transfer 4278, SKBA claim A63-09069B
- DATE REQUESTED: 1/13/94
- ☒ ☐ Additional information on reverse side:

Not previously advertised - this is original advertising
- SL 9/26/95

YES NO

☒ ☐
☐ ☒
☒ ☐

In form advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received. Final date for protest 10-23-95

Protest dates, resolution of protest recorded on application:

Recommendations attached:

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter:

See below for additional information

Recommended Date or Priority

Recommended by:

Date

STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION

P/U

P/D

overlaps: 63-08264 - GW (other acres) ← different well

63-09069 - GW (same acres)

(see attached letter)

63-12091 =

Same well & acres as T. 4298 - split ownership for acres owned
 by applicant in 63-09069 (A63-09069B). - FL 2/22/94

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-12091

POULTER, DARREL W
POULTER, PHYLLIS J
26250 MOONGLOW DR
MIDDLETON, ID 83644
Source: GROUNDWATER
Diversion Pt: NWSW Sec 21 T 05N R 02W in CANYON County.
Use: IRRIGATION (0.090 CFS)
DOMESTIC (0.040 CFS)
STOCKWATER (0.020 CFS)
Total Diversion: (0.090 CFS)

Date Filed: 12/30/1993

In: CANYON County
T05N R02W S21 NWSW SWSW
8.6 ACRES TOTAL

Water bearing zone to be appropriated is 200 to 350 feet.
63-12096

MC KELLIP FARMS INC
18120 DEAN LN
NAMPA, ID 83687
Source: GROUNDWATER
Diversion Pt: NENW Sec 36 T 04N R 02W in CANYON County.
Use: DOMESTIC (0.040 CFS)
AESTHETIC (2.000 CFS)
AESTHETIC STORAGE (5.00 AF)
Total Diversion (2.000 CFS)

Date Filed: 1/4/1994

In: CANYON County
T04N R02W S36 NENW

Water bearing zone to be appropriated is 500 to 670 feet.
63-12107

CLIFFORD, DONNA R
8001 BUTTE RD
MELBA, ID 83641-5211
Source: SPRING Tributary: SNAKE RIVER
Diversion Pt: NWNENE Sec 10 T 01S R 02W in CANYON County.
Use: IRRIGATION (0.200 CFS)
Total Diversion (0.200 CFS)
Date Filed: 3/21/1994
In: CANYON County
T01S R02W S10 NENE
10.0 ACRES TOTAL

63-12156

TOWNLEY, WILLIAM J
24509 SIMPLOT BLVD
WILDER, ID 83676
Source: GROUNDWATER
Diversion Pt: NESW Sec 24 T 04N R 05W in CANYON County.
Use: STOCKWATER (0.020 CFS)
DOMESTIC (0.020 CFS)
IRRIGATION (0.480 CFS)
Total Diversion: (0.520 CFS)

Date Filed: 10/27/1994

In: CANYON County
T04N R05W S24 NESW NWSW
24.0 ACRES TOTAL

Water bearing zone to be appropriated is 25 to 75 feet.
63-12177

ROSE, DUSTON E
6715 E LEWIS LANE
NAMPA, ID 83686
Source: GROUNDWATER
Diversion Pt: SWNW Sec 17 T 02N R 01W in CANYON County.
Use: IRRIGATION (0.960 CFS)
Total Diversion: (0.960 CFS)
Date Filed: 3/2/1995
In: CANYON County
T02N R01W S17 NENW NWNW SWNW
48.0 ACRES TOTAL

Water bearing zone to be appropriated is 300 to 400 feet.
63-12205

MILLER, CLAUDE F
MILLER, NANCY N
14260 SANDHOLLOW RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversion Pt: SWSE Sec 10 T 05N R 03W in CANYON County.
Use: IRRIGATION (0.400 CFS)
IRRIGATION STORAGE (10.00 AF)
IRRIGATION FROM STORAGE (10.00 AF)
DIVERSION TO STORAGE (0.400 CFS)
Total Diversion: (0.400 CFS)

Date Filed: 4/3/1995

In: CANYON County
T05N R03W S10 SWSE
20.0 ACRES TOTAL

Water bearing zone to be appropriated is 200 to 300 feet.
63-12272

LENBERG, TIM
7984 WILLOW CREEK DR
MIDDLETON, ID 83644
Source: GROUNDWATER
Diversion Pt: NWSW Sec 26 T 05N R 02E in CANYON County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 9/15/1995

In: CANYON County
T05N R02W S26 NWSW

63-12275

JOHNSON, HARMON
912 12TH AVE SOUTH
NAMPA, ID 83651
Source: GROUNDWATER
Diversion Pt: SESE Sec 6 T 04N R 02W in CANYON County.
Use: IRRIGATION (0.400 CFS)
Total Diversion: (0.400 CFS)
Date Filed: 8/28/1995
In: CANYON County
T04N R02W S06 NESE SESE
20.1 ACRES TOTAL

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before OCTOBER 23, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
October 4, 11, 1995

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Carolyn Spath

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Twice

— in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:
October 4, 11, 1995

Carolyn Spath

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 11th day of October
in the year of 1995 before me, a Notary
Public, personally appeared Carolyn Spath,
known or identified to me to be the person whose
name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he/she
executed the same.

RECEIVED

OCT 12 1995

WATER RESOURCES
WESTERN REGION

Janet Lusk
Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JUNE 21st, 1997

63-12091

POULTER, DARREL W
POULTER, PHYLLIS J
26250 MOONGLOW DR
MIDDLETON, ID 83644

Source: GROUNDWATER

Diversion Pt: NWSW Sec 21 T 05N R 02W in CANYON County.

Use: IRRIGATION	(	0.090 CFS)
DOMESTIC	(	0.040 CFS)
STOCKWATER	(	0.020 CFS)
Total Diversion:	(	0.090 CFS)

Date Filed: 12/30/1993

In: CANYON County
T05N R02W S21 NWSW SWSW

8.6 ACRES TOTAL

Place of use is located within Lot 6, Bk. 1, Benchmark Estates.
Domestic use is for 1 home.
Stockwater use is 2 horses.
Water bearing zone to be appropriated is 200 to 350 feet.

RESPONSE FORM

Boise River Basin Moratorium Application

RECEIVED

JUN 30 1995

WATER RESOURCES
WESTERN REGION

Name of Applicant: DARREL & Phyllis Poulter

Address: * 26250 Moonglow Dr.
Note New Middleton, Id. 83644
Mailing Address
& Phone (208) 585-3244

Water Right No.: WR 589NP 63-12091

Do you wish to proceed with development of the
water right as proposed in the application?

☒ Yes ☐ No

(If the response is no, please complete
and return the enclosed withdrawal form.)

If the source of water that you propose to 200 ft to 350 ft
appropriate is ground water, what aquifer
level do you propose to develop to obtain water?

Signature: Phyllis J. Poulter

Printed Name: Phyllis J. Poulter

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705



DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNORKARL J. DREHER
DIRECTOR

May 19, 1995

**Distribution: Applicants Whose Water Right Applications Were Held
Without Action Under the Boise River Basin
Moratorium**

Dear Applicant:

As you might be aware, on May 3, 1995 the Director of the Department of Water Resources, Mr. R. Keith Higginson, signed an Amended Moratorium Order which provides for the processing of previously held applications within the Boise River Basin, with certain restrictions. Enclosed for your information is a copy of the Order.

As provided in the Order, this office will resume the processing of these applications in order of priority at a rate of 30 applications per month. Depending on how many applicants wish to proceed with development of their projects, the processing of the 338 presently-held applications could require as much as a year. To enable you to make an estimate as to when your application(s) will be processed, please be advised that 244 of the applications have priority (receipt) dates of 1992; 32 are dated 1993; 37 are dated 1994; and 25 are dated 1995.

As new applications are received, they are sorted into two groups. Those that would not have been held back under the moratorium are processed immediately. To assure fairness in processing, those that would have been held back under the moratorium, such as irrigation applications, are placed at the end of the moratorium processing line.

Note that the Order requires that all applications held under the moratorium will be advertised (or re-advertised if previously advertised), in order to enable neighboring water users to examine the proposed uses in view of water availability information gained during recent drought years. There will be no additional charge to the applicants for this process. For applications that propose use of ground water, the advertisement must include an indication of the depth interval from which the applicant proposes to withdraw water.

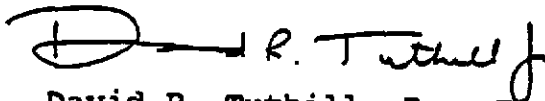
Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your water right application(s).

May 19, 1995

In case you no longer intend to develop a water use as described on an application, please complete and return the enclosed Withdrawal Form. Because of the time and effort already devoted to researching water availability in the Boise River basin, the Department will not be able to provide refunds of fees for applications that are withdrawn.

If you have questions about this process, or if you need assistance in completing the response form, please feel free to contact this office at (208) 334-2190. Response forms received no later than May 31, 1995, will be used in compiling the applications that will be advertised during June.

Sincerely,



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

Enclosures

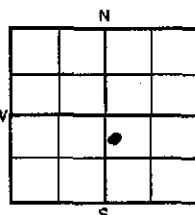
Amended Moratorium Order
Profile Report(s)
Response Form(s)
Application Withdrawal Form(s)

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUse Typewriter
or
Ball Point Pen1. DRILLING PERMIT NO. 63-93-C-1287-000
Other IDWR No. 63-12091 (Water Right)

2. OWNER:

Name DEROLD POULTER
Address 26250 MOONBLOW DR.
City MIDDLETON State ID Zip 83644

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.Twp. 5 North ☒ or South ☐
Rge. 2 East ☐ or West ☒
Sec. 21 NW 1/4 NW 1/4 SW 1/4
Gov't Lot _____ County CANYONAddress of Well Site 26250 MOONBLOW
City MIDDLETON

(Give at least name of road + Distance to Road or Landmark)

Lt. 6 Blk. 1 Sub. Name BENCHMARK
ESTATES

4. PROPOSED USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☒ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK		AMOUNT		METHOD
Material	From	To	Sacks or Pounds	
Bentonite	0	18	500 lbs	OVERDRILL

Was drive shoe used? Y ☒ N ☐Was drive shoe seal tested? Y ☐ N ☒ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	1'0"	305'	250	STEEL	☒	☐	☐	☐
5"	302	307	28	STEEL	☐	☒	☐	☐
5"	317	319	28	STEEL	☐	☒	☐	☐

Length of Headpipe 5' Length of Tailpipe 2'

9. PERFORATIONS/SCREENS

☐ Perforations Method _____☒ Screens Screen Type STAINLESS

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
307	317	.20		5"	STAINLESS	☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

132 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or control devices: _____

11. WELL TESTS:

☐ Pump ☒ Bailor ☐ Air ☐ Flowing Artesian

Yield gal/min.	Drawdown	Pumping Level	Time
35	40'	175	1 1/2 hr

Water Temp. 54° Bottom hole temp. 54°Water Quality test or comments: GOOD

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
8	0	1	TOP SOIL		X
	1	4	BRN CLAY		X
	4	6	HARD PAN		X
	6	18	BRN CLAY		X
6	18	36	BRN CLAY		X
	36	75	SANDY BRN CLAY		X
	75	83	HARD BRN CLAY		X
	83	91	COARSE SAND		X
	91	110	BRN CLAY		X
	110	135	GRAVEL	X	
	135	140	FINE SAND	X	
	140	158	BRN CLAY		X
	158	177	FINE SAND	X	
	177	192	TAN CLAY		X
	192	204	FINE SAND	X	
	204	227	BRN CLAY		X
	227	241	BRN CLAY w/ SAND SPEAKS	X	
	241	246	COARSE SAND	X	
	246	248	BRN CLAY		X
	248	251	SAND	X	
	251	272	BRN CLAY		X
	272	278	BLUE CLAY	X	X
	278	305	BRN CLAY		
	305	320	COARSE SAND	X	

RECEIVED

MAR 11 1994

Department of Water Resources

RECEIVED

MAR 03 1994

WATER RESOURCES
WESTERN REGIONCompleted Depth 319' (Measurable)
Date: Started 1-17-94 Completed 1-31-94

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name CORNSSE WELL DRILLING Firm No. 409Firm Official Ray E. Corns Date 2-10-94

and

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

Appl. 63-12091

T. 4278 63-09069B

} Poulter, same new well
for same 8.6 acres

↳ split portion of right

New well for 8.6 ac. covered by above 2 filings.

T. 4278 8.6 ac $\rightarrow$.08 cfs Allowable per Lic 63-09069

8.6 ac. - MAX. RATE / well:

Since do not penalize user for fraction of
an acre, treat 8.6 as 9 acres:

$$9 \text{ ac} \times .02 \text{ cfs/ac} = .18 \text{ cfs MAX RATE}$$

.18 cfs

-.08 cfs per 63-09069B

.10 cfs left for Appl. 63-12091

Modify 63-12091

} Irr = .10 cfs

total = .10 cfs

} Remark & moratorium held

—JR 2/22/94



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 13, 1994

Darrel and Phyllis Poulter
PO Box 13
Star Idaho 83669-0013

RE: Application 63-12091

Dear Darrel & Phyllis:

After reviewing your application for permit, I found an existing license on the 8.6 acres that you applied for. The license is under the name of Dan Clarke for 207 acres (including your 8.6 acres), 2.03 total cubic feet per second (cfs), and 931.5 acre feet per annum (afa). Because a water right is appurtenant to the property its licensed to, you now have rights to a portion of this license for irrigation with an October 26, 1977 priority date. You only need to file the enclosed transfer to add a point of diversion to this existing license. Your portion of this license will be 63-09069B for .08 cfs and 38.7 afa:

$2.03 \text{ cfs} / 207 \text{ acres} = .0098 \text{ cfs per acre} \times 8.6 \text{ acres} = .08 \text{ cfs}$
 $931.5 \text{ af} / 207 \text{ acres} = 4.5 \text{ afa per acre} \times 8.6 \text{ acres} = 38.7 \text{ afa}$

The State of Idaho allows up to 4.5 afa per acre, which has already been fully appropriated for each acre on the license. Your licensed portion of .08 cfs (~36 gallons per minute) equates to 1/2 inch or .0098 cfs per acre. The State of Idaho allows appropriation of up to 1 inch or .02 cfs per acre. 1 inch per acre for 8.6 acres is equivalent to .17 cfs or ~76 gallons per minute. You might keep this in mind when considering size and pumping capacity of your system.

What I did was reduce the cfs amount for irrigation on your original application from .17 cfs to .09 cfs. This amount will be subject to the Snake River Moratorium and the application's later priority date. Domestic and stock use listed on the application are non-consumptive and not subject to the Snake River Moratorium.

I have enclosed the transfer that only needs to be signed and notarized. The filing fee for the transfer is \$30. Also enclosed is the revised application for permit that needs to be signed. You have already paid the \$30 filing fee.

Now to make this even more complicated, it turns out that the owner of the license failed to file a Snake River Basin

Adjudication (SRBA) claim on the license. Without a claim filed, the license is not considered valid. The good news is that if you file and SRBA claim, your portion of the license can still remain valid for your property. You will be subject to a filing fee, but not a late fee since you are new owners and did not receive a notice to file. For your convenience, I have generated the enclosed SRBA claim no. A63-09069B on the your portion of the license. This SRBA claim needs to be signed, notarized and paid for before we can advertise the transfer. The filing fee for the SRBA claim is \$59 (\$50 base fee plus \$1 per acre).

After the transfer has been advertised and approved, you will then need to pay the \$165 difference due for an irrigation drilling permit rather than a domestic drilling permit. A drilling permit fee for an irrigation well is \$200. You have already paid \$35 for a domestic drilling permit. After your well is drilled, you can then use it for irrigation (.08 cfs and 38.7 afa), domestic, and stock use and not be subject to the Snake River Moratorium. You also gain the licensed 10/26/1977 priority date for irrigation use on your 8.6 acres.

Please sign and have notarized the enclosed adjudication claim on page 2, the transfer on page 6 and then also sign the revised application for permit on page 2. Return these documents with the appropriate fees due:

Transfer fee	= \$30
Adjudication fee	= <u>59</u>
Total	\$89

(The additional drilling permit fee of \$165 will be due after the transfer has been advertised and approved).

I have also enclosed the original license and a map of the acres licensed for your information. If you know of others that have purchased parts of this 207 acre chunk, please have them notify me specifically if they choose to file an adjudication claim and transfer on their portion since I am familiar with this situation.

If you have any questions, just give me a call.

Sincerely,



Lori Graves
Sr. Water Resource Agent

Encl: Transfer appl., adjud. claim, appl. for permit, lic. copy