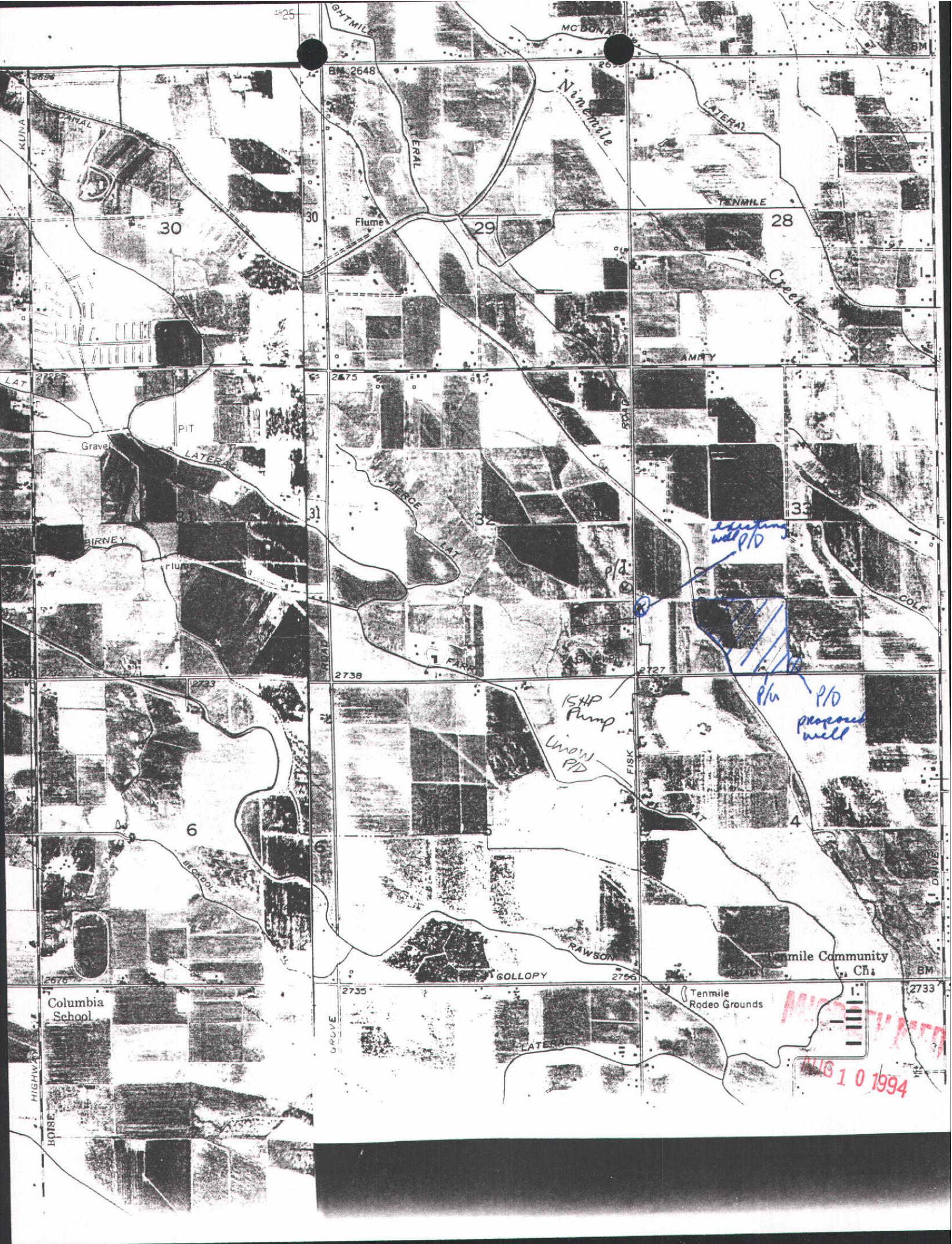




Idaho Department of Water Resources
Water Rights Remarks Screen

Date: 07/19/95
Time: 09:21:30

Water Right Number: 63-11874

FIRST PAGE

13. Remarks: Water bearing zone to be appropriated is 160 to 220 feet. _____

(GOLD2=Update)	(GOLD4=Prev Screen)	(GOLD1=Export Remarks)	(Enter=Exit)
(GOLD3=Add Std Rmk)	(GOLD5=Next Screen)	(GOLD7=Import Remarks)	(GOLD8=Cancel)
	(GOLD6=End of Data)		

42

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 63-11874 IN)
THE NAME OF DONNA R MC KAY)
AND L DARWIN MC KAY)
_____)

REINSTATEMENT ORDER

This matter having come before the Idaho Department of Water Resources (department), as a result of drought conditions being experienced during the 1994 irrigation season, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. In May 1992, the department issued the above captioned temporary permit (permit) to use ground water during the 1992 irrigation season to offset the effects of the drought and the associated reduced surface water supply. The permit expired on November 15, 1992.

2. The permit was conditioned that the Director of the department retained jurisdiction to reinstate the permit if drought conditions justify resumption of ground water use.

3. Water supply conditions during 1994 justify reinstatement of the permit by the Director.

CONCLUSIONS OF LAW

1. The Director is authorized under Chapter 2, Title 42, Idaho Code, to issue water right permits authorizing the diversion and use of the state's water resources.

2. The Director should reinstate the above captioned permit with certain conditions and limitations.

ORDER

IT IS THEREFORE, HEREBY ORDERED that the above captioned permit is **REINSTATED** with the following conditions and limitations:

1. The permit expires on November 15, 1994.

2. The right to divert water under the above captioned permit is void if the surface water appurtenant to the place of use has been sold, transferred, leased or used on any other place of use without the approval of the department.

AUG 10 1994

3. The permit holder shall use the full allotment of surface water to the extent it is available before diversion is authorized under this reinstated permit.

4. The permit holder shall employ reasonably efficient methods of water application to conserve the water of the state of Idaho.

5. The rate of diversion of water for irrigation under this right and all other rights shall not exceed 0.02 cfs for each acre of land.

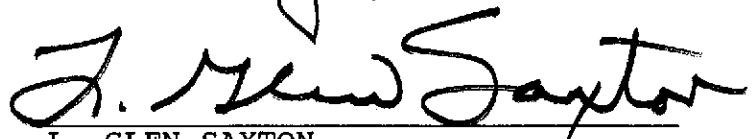
6. This use is subject to all prior water rights.

7. The place of use authorized is only that shown on the permit. Permit holder shall prevent use of this water on land for which it is not authorized.

8. This reinstatement does not authorize the construction of new wells or the deepening of existing wells.

9. Failure to comply with the above conditions and limitations of permit use voids this reinstatement.

Dated this 27th day of July, 1994.



L. GLEN SAXTON
Chief, Water Allocation Bureau

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JUL 10 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11874

Proposed Priority: June 25, 1992 Maximum Diversion Rate: 0.72 CFS
This is to certify, that DONNA R MC KAY

L DARWIN MC KAY
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN ID 83642

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.72 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 32, Township 03N, Range 01E
NWSWSW , Sec. 33, Township 03N, Range 01E
SWSWSE , Sec. 33, Township 03N, Range 01E
ADA County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>			
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N 01E 33	SWSW 5	SESW 31		36
Total number of acres irrigated:				36

CONDITIONS/REMARKS:

1. This permit to appropriate water expires at the end of the 1992 irrigation season. The Director retains jurisdiction to reinstate the permit if drought conditions justify resumption of groundwater use.
2. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
3. This right to divert groundwater is void if the surface water right appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
4. The permit holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this permit.
5. The permit holder must employ reasonably efficient methods of water application to conserve the water of the State of Idaho.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Construction of the well must comply with Idaho well construction standards.
8. This right is subject to all prior rights.

APPROVED
AUG 10 1994

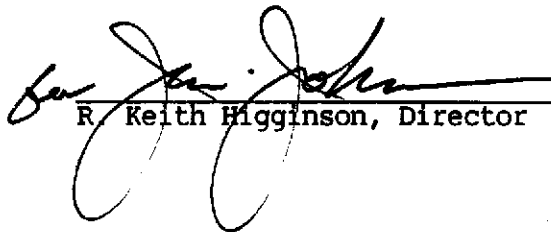
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11874

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

3rd day of August, 19 .


R. Keith Higginson, Director

AUG 10 1994

AMENDEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: DONNA R MC KAY 208-888-3760
 Address: DBA TURCO
 3220 E LAKE HAZEL RD
 MERIDIAN ID 83642
- AND/OR
- Name: L DARWIN MC KAY 208-888-3760
 Address: DBA TURCO
 3220 E LAKE HAZEL RD
 MERIDIAN ID 83642

2. Source: GROUNDWATER
 3. Location of Point of Diversion:

Trib. to: *See July 14/92*
 NESE Sec. 32, Township 03N, Range 01E
 NWSWSW Sec. 33, Township 03N, Range 01E
 SWSWSE Sec. 33, Township 03N, Range 01E
 ADA County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.720		

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

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
 WELLS, PUMPS, SPRINKLERS
- b. Height of storage dam feet; active reservoir capacity
 acre-feet; total reservoir capacity acre-feet; period of
 year when water will be diverted to storage: to inclusive.
- c. Proposed well diameter is 10 inches; proposed depth of well is 160
 feet.
- d. Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
 the water to the proposed beneficial use is 2 years.

8. Description of proposed uses:

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9. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
03N 01E 33	SWSW 5	SESW 31		36

Total number of acres irrigated: 36

10. Describe any other water rights used for the same purposes.

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

APPLICANT AND D.J. MC KAY

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

DAN ALBRETHSEN

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

LONG-TERM LEASE

12. Remarks:

13. 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 _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Receipted by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

AUG 10 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: L DARWIN MC KAY 208-888-3760
 Address: DBA TURFCO
 3220 E LAKE HAZEL RD
 MERIDIAN ID 83642
- AND/OR
- Name: DONNA R MC KAY 208-888-3760
 Address: DBA TURFCO
 3220 E LAKE HAZEL RD
 MERIDIAN ID 83642

2. Source: GROUNDWATER Trib. to:
 3. Location of Point of Diversion: NWSWSW Sec. 33, Township 03N, Range 01E
 SWSWSE Sec. 33, Township 03N, Range 01E
 ADA County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	~~0.700~~		
			.72		

5. Total quantity to be appropriated is:
~~0.700~~ CFS (and/or) AF
 .72

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
 WELLS, PUMPS, SPRINKLERS
- b. Height of storage dam feet; active reservoir capacity
 acre-feet; total reservoir capacity acre-feet; period of
 year when water will be diverted to storage: to inclusive.
- c. Proposed well diameter is 10 inches; proposed depth of well is 160 feet.
- d. Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.

8. Description of proposed uses:

Irrigation of agricultural Crops

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AUG 10 1994

9. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
03N 01E 33	SWSW 5	SESW 31		36

Total number of acres irrigated: 36

10. Describe any other water rights used for the same purposes.
NEW YORK CANAL SHARES

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~~ Dan Albrethsen

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

Long term lease of the property

12. Remarks:

SUPPLEMENTAL USE

13. Map of proposed point of diversion and place of use attached? [X]

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.

R. Darwin McKay
Applicant

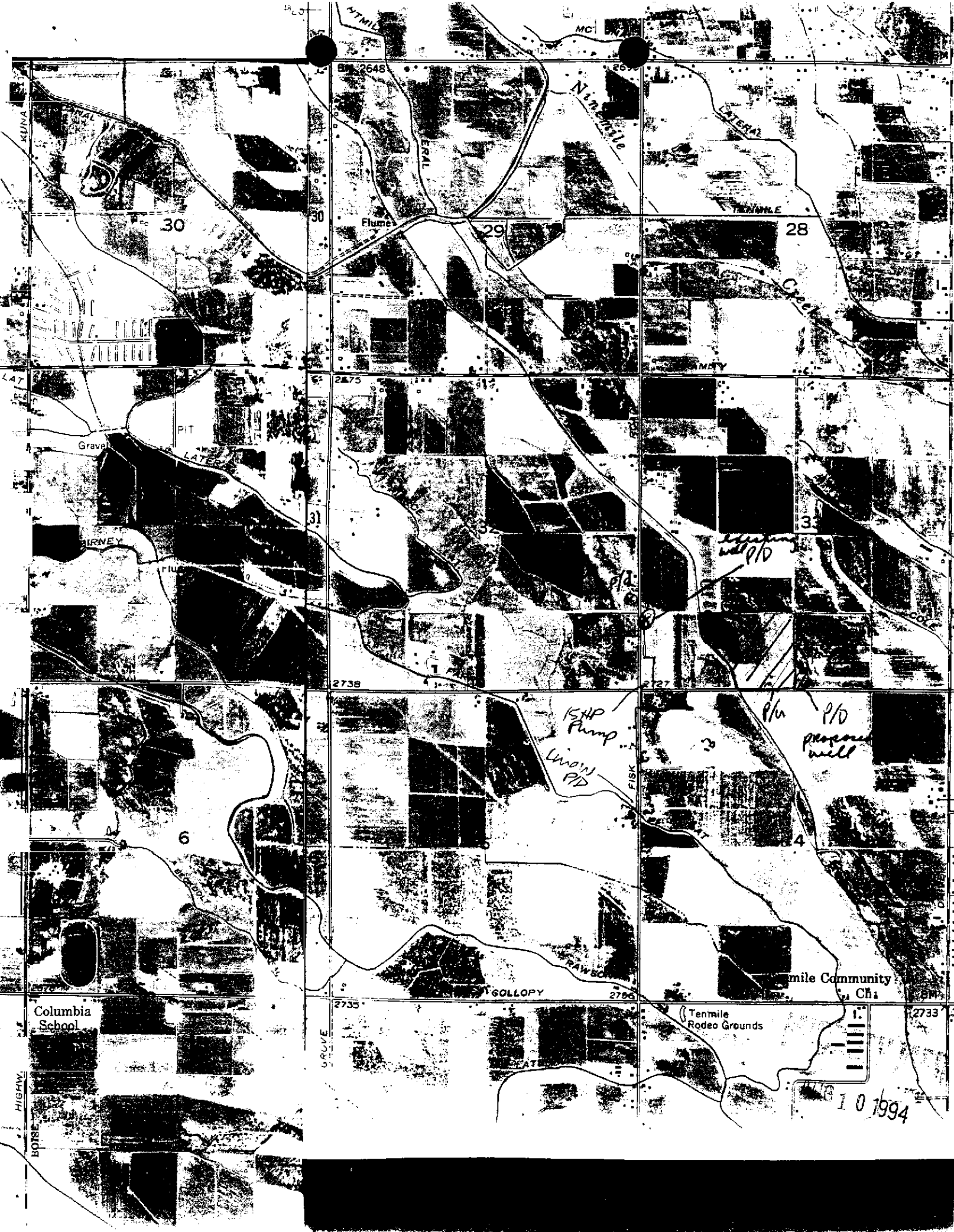
Received by JFW Date 4/25/92 Time 12:00 Preliminary check by CJH

Fee \$ 450⁰⁰ Receipted by JFW # 2014965 Date 6/25/92

Publication prepared by GG Date 7-8-92 Published in Idaho Statesman

Publication approved dt dt Date 8-18-92 7/16 & 7/23/92

AUG 10 1994



SD-0420-2
ADD COMMENT

Idaho Department of Water Resources
Modify Comment

Date: 06/26/92
Time: 09:22:54

Water Right Number: 63-11874

Comment Date: 6/26/1992 User ID: GRAVES

Subject: P/D's, OTHER RIGHTS

The well in the NWSWSW is an existing well also used for permit
63-10780. The well in the SWSWSE is a proposed well also
proposed for application 63-11831.
Property has full allotment of New York Irrigation water,
groundwater is for supplemental use only.

(ENTER=Add)

(Gold4=Prev) (Gold5=Next)

AUG 10 1994

WRA001NP
(00-21)IDaho DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFICHE BY PLACE OF USEDATE: 01/11/92
PAGE: 521

TRP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY	WATER SOURCE
			1/4 1/4								DATE	
03N	07E	32	NE	MM	19.0	01,04	63-04584	SEEMALD	C	S	06/01/1946	UNNAMED DRAIN
			MM	MM	1.0	01,04,43	63-04169	UPPIANO	C	S	06/13/1960	GROUNDWATER
			MM	MM	1.0	01,43	63-09669	CHURCH OF JESUS CH	C	L	02/20/1981	GROUNDWATER
			MM	MM	3.0	01	63-11026	CHURCH OF JESUS CH	C	P	08/28/1980	GROUNDWATER
			MM	MM	9.0	01	63-09869	DEL RICH	C	L	01/11/1984	GROUNDWATER
			MM	MM	2.0	01,43	63-10265	JARVIS	C	P	06/30/1984	GROUNDWATER
			MM	MM	4.0	01,43	63-10998	BUSH	C	P	09/08/1980	GROUNDWATER
			MM	MM	34.0	01	63-10416	MC KAY	C	L	04/14/1987	GROUNDWATER
			MM	MM	5.0	01	63-10416	MC KAY	C	L	04/14/1987	GROUNDWATER
			MM	MM	13.0	01	63-11506	MURGOITIO	C	P	04/01/1991	GROUNDWATER
			MM	MM	15.0	01	63-11506	MURGOITIO	C	P	04/01/1991	GROUNDWATER
			MM	MM	2.0	01	63-11506	MURGOITIO	C	P	04/01/1991	GROUNDWATER
			MM	MM	30.0	01	63-10416	MC KAY	C	L	04/14/1987	GROUNDWATER
			MM	MM	34.0	01	63-10416	MC KAY	C	L	04/14/1987	GROUNDWATER
			MM	MM	10.0	01	63-10780	MC KAY	C	P	04/05/1989	GROUNDWATER
			MM	MM	20.0	01,43	63-02388	U.S. DEPT. OF INTE	C	L	08/18/1924	BOISE RIVER
			MM	MM	20.0	01,43	63-02054	LEE	C	L	05/10/1907	UNNAMED STREAM
			MM	MM	35.0	01	63-10780	MC KAY	C	P	04/05/1989	GROUNDWATER
			MM	MM	5.0	01	63-10780	MC KAY	C	P	04/05/1989	GROUNDWATER
			MM	MM	5.0	01	63-02388	U.S. DEPT. OF INTE	C	L	08/18/1924	BOISE RIVER
			MM	MM	43	43	63-07280	PAY	C	L	11/28/1969	GROUNDWATER
			MM	MM	10	10	63-10919	ALL GODS CHILDREN	C	P	08/28/1989	GROUNDWATER
			MM	MM	43	43	63-04313	MC KINNEY	C	S	05/01/1974	GROUNDWATER
			MM	MM	43	43	63-04313	MC KINNEY	C	S	05/01/1974	GROUNDWATER
			MM	MM	43	43	63-09885	DODGE	C	L	03/05/1982	GROUNDWATER
			MM	MM	01	01	63-10837	MOORE	C	L	06/30/1989	GROUNDWATER
			MM	MM	01	01	63-10932	STERN, SR.	C	P	09/26/1989	GROUNDWATER
			MM	MM	43	43	63-04564	BOWEN	C	S	06/01/1962	GROUNDWATER
			MM	MM	43	43	63-07800	CARPENTER	C	L	05/23/1973	GROUNDWATER
			MM	MM	40,49	40,49	63-08291	CHAMBERLIN	C	L	04/01/1976	GROUNDWATER
			MM	MM	01,43	01,43	63-09199	SOUTH COUNTY WATER	C	L	01/03/1979	GROUNDWATER
			MM	MM	01,43	01,43	63-02035	LAINING	C	L	04/18/1906	UNNAMED STREAM
			MM	MM	01,43	01,43	63-10455	LINDGREN	C	L	04/28/1987	GROUNDWATER
			MM	MM	20.0	01	63-02035	LAINING	C	L	04/18/1906	UNNAMED STREAM
			MM	MM	01	01	63-07090	KING	C	L	04/08/1968	GROUNDWATER
			MM	MM	40	40	63-02388	U.S. DEPT. OF INTE	C	L	08/18/1924	BOISE RIVER
			MM	MM	40	40	63-11384	BOISE WATER CORP	C	P	08/07/1990	GROUNDWATER
			MM	MM	40	40	63-11384	BOISE WATER CORP	C	P	08/07/1990	GROUNDWATER
			MM	MM	40	40	63-11384	BOISE WATER CORP	C	P	08/07/1990	GROUNDWATER
			MM	MM	40	40	63-08432	BOISE WATER CORP	C	L	02/10/1977	GROUNDWATER
			MM	MM	40	40	63-08432	BOISE WATER CORP	C	L	02/10/1977	GROUNDWATER

AUG 1 1992

SD-0605-2		Township: 03N		Range: 01E		Section: 33		Tract: SWSE		Lot: 4	
S	L	R	STATE		O	S	Max # Records		4		
E	O	D	Water		Name		W	T	Priority		Total
L	Tract	T	V	Right No.	Last, First	N	G	Date	Source	Diversion	
—	SWSWSE			63-11874	MC KAY, DONNA	C	A	06/23/1992	GROUNDWATER	0.720	
—					MC KAY, L DARW	C					
—	SWSWSE			63-11831	MC KAY, L DARW	C	A	05/14/1992	GROUNDWATER	0.800	
—					MC KAY, DONNA	C					

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

AUG 10 1994

HR4002NP
(00-22)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

DATE: 01/11/92
PAGE: 128

TRP	RNG	SECT	TRACT	LOT	WATER USE CODE	WATER RIGHT NO.	LAST NAME	0	STG	PRIORITY	POB	WATER SOURCE
			1/4	1/4				C		DATE	FLAG	
03N	01E	28	NM	SW	01,43	63-02008	CATO BEERY SIMONS DAVIDSON LEWIS BARKER	0	L	07/29/1904		EIGHTMILE CREEK, WEST FOR UNNAMED STREAM
			NE	SE	01	63-10425	EDWARDS	C	P	04/20/1987		GROUNDWATER
			NE	SE	01	63-10635	EDWARDS	C	P	05/17/1988		GROUNDWATER
			NM	SE	01	63-10425	EDWARDS EDWARDS	C	P	04/20/1987		GROUNDWATER
			SW	SE	43	63-04541	BROWN BROWN THOMPSON	C	S	06/01/1930		GROUNDWATER
			SW	SE	01	63-04550	THOMPSON	C	S	03/15/1928		NINEMILE CREEK
			SW	SE	01	63-04551	KUNZ	C	S	03/15/1928		NINEMILE CREEK
			NE	NE	01	63-04626	BURNETT	C	S	06/01/1904		NINEMILE DRAIN
			NE	NE	01,43	63-09843	KUNZ, SR. KUNZ	C	L	12/10/1981		GROUNDWATER
			SW	SW	01	63-05068	VANCE	C	S	04/30/1967		WASTE WATER
			SW	SE	01,04	63-10582	CLAYTON	C	P	03/03/1988		TEN MILE CREEK
30			SW	SW	04,10,43	63-05274	CLAYTON J.R. SIMPLOT CO.	C	S	05/01/1958		GROUNDWATER
			SW	SE	04,43	63-03286	J.R. SIMPLOT CO.	C	S	05/01/1958		GROUNDWATER
31			SW	NE	01,04,43	63-08042	MARTIN MARTIN NITZ	C	L	05/30/1974		GROUNDWATER
			SE	NE	43	63-04089	MITZ	C	S	12/18/1960		GROUNDWATER
			SE	NE	43	63-04972	STEMART	C	S	01/01/1970		GROUNDWATER
			NE	SW	01	63-02991	MOVAK	C	L	02/26/1954		WATKINS DRAIN
			SW	SE	01	63-07944	MURGOITTO	C	L	03/04/1974		WASTE WATER
			SW	SE	01	63-07970	MURGOITTO	C	L	04/23/1974		WASTE WATER
32			NE	NM	01,04	63-04584	SEEMALD SEEMALD	C	S	06/01/1946		UNNAMED DRAIN
			NM	NM	01,04,43	63-04169	UPPIANO UPPIANO	C	S	06/13/1960		GROUNDWATER
			NM	NM	01,43	63-09669	CHURCH OF JESUS CH	C	L	02/20/1981		GROUNDWATER
			NM	NM	01	63-11026	CHURCH OF JESUS CH	C	P	08/28/1989		GROUNDWATER
			SW	NM	01	63-09869	OEIRICH	C	L	01/11/1982		GROUNDWATER
			SW	NM	01,43	63-10265	JARVIS	C	P	06/30/1984		GROUNDWATER
			SW	NM	01,43	63-10998	JARVIS BUSH	C	P	09/08/1989		GROUNDWATER
			SW	SW	01	63-11506	MURGOITTO	C	P	04/01/1991		GROUNDWATER
			NE	SE	01	63-10416	MC KAY	C	L	04/14/1987		GROUNDWATER
33			SW	SW	01	63-10780	MC KAY	C	P	04/05/1989		GROUNDWATER
34			NE	NE	43	63-07280	RAY	C	L	11/28/1969		GROUNDWATER
			NM	NE	10	63-10919	PEERY ALL GODS CHILDREN	C	P	08/28/1989		GROUNDWATER
			SW	NE	43	63-04313	MC KINNEY	C	S	05/01/1974		GROUNDWATER
			SE	NE	43	63-04313	MC KINNEY MC KINNEY MC KINNEY	C	S	05/01/1974		GROUNDWATER

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

\$192.00

Account Number 047628		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Gail Garrett	P.O. Number	Rate NT	Run Dates July 16, 23, 1992
State of Idaho Department of Water Resources Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 2636

RECEIVED
JUL 24 1992

LEGAL NOTICE NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11874 ✓
MC KAY, DONNA R.
MC KAY, L DARWIN
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN, ID 83642
Source: GROUNDWATER
Diversion Pt: NWSWSW Sec 33 T 03N R 01E in ADA County.
SWSWSE Sec 33 T 03N R 01E in ADA County.
NESE Sec 32 T 03N R 01E in ADA County.
Use: IRRIGATION (.720 CFS)
Total Diversion: (.720 CFS)
Date Filed: 6/25/1992
In: ADA County
T03N R01E S33 SWSW SESW
36.0 ACRES TOTAL

63-11889
STADLER, TIM
STADLER, REBECCA
7624 BASIN WAY
BOISE, ID 83703
Source: GROUNDWATER
Diversion Pt: NENE Sec 25 T 05N R 01E in ADA County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 6/23/1992
In: ADA County
T05N R01E S25 NENE

63-11893
EAGLE WATER CO INC
PO BOX 455
EAGLE, ID 83616
Source: GROUNDWATER
Diversion Pt: SESWSE Sec 10 T 04N R 01E in ADA County.
SWSESE Sec 10 T 04N R 01E in ADA County.
Use: MUNICIPAL (3.340 CFS)
Total Diversion: (3.340 CFS)
Date Filed: 6/26/1992
Place of use within City Limits of Eagle.

63-11896
STADLER, TIM
STADLER, REBECCA
7624 BASIN WAY
BOISE, ID 83703
Source: GROUNDWATER
Diversion Pt: NENE Sec 25 T 05N R 01E in ADA County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 6/23/1992
In: ADA County
T05N R01E S 25 NENE

63-11897
SMARTT, FRANK H
6152 W VICTORY
NAMPA, ID 83687
Source: GROUNDWATER
Diversion Pt: SWSW Sec 23 T 03N R 01W in ADA County.
Use: IRRIGATION (.330 CFS)
Total Diversion: (.330 CFS)
Date Filed: 7/2/1992
In: ADA County
T03N R01W S23 SWSW
40.0 ACRES TOTAL

SMARTT, CHARLES F
3030 W VICTORY
MERIDIAN, ID 83642
Source: GROUNDWATER
Diversion Pt: SWSW Sec 21 T 03N R 01W in ADA County
Use: IRRIGATION (.330 CFS)
Total Diversion: (.330 CFS)
Date Filed: 7/2/1992
In: ADA County
T03N R01W S21 SWSW
40.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before August 3, 1992.
R. Keith Higginson, Director
Pub. July 16, 23, 1992

ER _____, being duly
That she is the Principal Clerk of The
ewspaper printed and published at Boise,
, and having a general circulation therein
has been continuously and uninterruptedl
luring a period of twelve consecutive
ublication of the notice, a copy of which is
notice was published in The Idaho
with Section 60-108, Idaho Code as
TWO

consecutive daily ☐ single ☐ odd skip
the issue of JULY 16, 1992
of JULY 23, 1992
Jen Marku

ss. AUG 10 1994
day of JULY in the year of
ne, a Notary Public, personally appeared
KER _____, known or identified to
se name subscribed to the within instrument,
/ sworn, declared that the statements therein
ed to me that she executed the same.
Public for Idaho
ig at BOISE, ID
nmission expires: 11-27-93

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

\$192.00

Account Number 047628		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Gail Garrett	P.O. Number	Rate NT	Run Dates July 16, 23, 1992
State of Idaho Department of Water Resources Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 2636

RECEIVED
JUL 24 1992

Department of Water Resources

KAREN MARKER

NOTICE OF

The following appli
waters of the State o

MC KAY, DONNA R.
MC KAY, L DARWIN
DBA TURFCO

3220 E LAKE HAZEL
MERIDIAN, ID 83642
Source: GROUNDWA
Diversiion Pt: NWSW
NESE

Use: IRRIGATION
Total Diversiion

Date Filed:
In: ADA County
T03N R01E S33
36.0 ACRES TOT.

STADLER, TIM
STADLER, REBECC
7624 BASIN WAY
BOISE, ID 83703

Source: GROUNDWA
Diversiion Pt: NENE
Use: DOMESTIC

Total Diversiion
Date Filed:
In: ADA County
T05N R01E S25

EAGLE WATER CO
PO BOX 455
EAGLE, ID 83616

Source: GROUNDWA
Diversiion Pt: SESWS
SWSES

Use: MUNICIPAL
Total Diversiion

Date Filed:
Place of use within C

STADLER, TIM
STADLER, REBECC
7624 BASIN WAY
BOISE, ID 83703

Source: GROUNDWA
Diversiion Pt: NENE
Use: DOMESTIC

Total Diversiion

Date Filed:
In: ADA County
T05N R01E S 25

SMARTT, FRANK H
6152 W VICTORY
NAMPA, ID 83687

Source: GROUNDWA
Diversiion Pt: SWSW
Use: IRRIGATION

Total Diversiion

Date Filed:
In: ADA County
T03N R01W S23
40.0 ACRES TOT.

SMARTT, CHARLES
3030 W VICTORY
MERIDIAN, ID 83642

Source: GROUNDWA
Diversiion Pt: SWSW
Use: IRRIGATION

Total Diversiion

Date Filed:
In: ADA County
T03N R01W S21
40.0 ACRES TOT.

The permit(s) will be
filed with the Director
Airport Way, Boise, I

R. Keith Higgins
Pub. July 16, 23, 1992

smoker, slender, medium,
for companionship & sharing
mutual interests. Tell me a
little about yourself. Picture
appreciated. P.O. Box 1811,
Boise, Id. 83701.

Thank You, St. Jude

TO: As you please, thank you
for card and Glory of God.
I am here - use your key.
Write me - O.K.?

WANTED: Lady for Golf
partner, age 30-45; for
Chapman tournament,
Aug. 1st at Terrace Lakes;
has to have established
handicap. Write Prompto to
Postal Connection, Box
157, 10387 Overland Rd.
Boise, Id. 83709

WHEELS 'R' FUN

Customer from Sun., 7/19,
6:30pm who witnessed
threats by another customer,
please contact us, 343-8228.

YOUNG responsible male
seeking live-in accommo-
dations with established
older woman. Will perform
yard & other services to-
ward partial rm. & board.
Write 3929 Overland, Suite
711, Boise, ID 83705.

135-Comm. Personals

344-6988—Pro., confidential,
personal, introductory serv.
★ SINGLE EXPECTATIONS ★

ECKANKAR — Spiritual
Freedom in this Lifetime.
Taped message. 344-8137.

● LAW SHOP ●
Uncontested Divorce, \$35
Call 376-1986

OBSESSIVE — COMPULSIVE
Support Group
Call 322-5922.

Wedding Reception, Meetings
at the Freedom House. You can
BYO refreshments. 344-9864.

WHY PAY MORE?

BASIC: Divorce starting at
\$300. Bankruptcy at \$285.
Wills \$60. DULS \$300. All plus
costs. Financing available.
Other matters at reasonable
rates. Cl. 466-5393 or
306-9434. J Kohler/Attorney.

136-Professional Services

D & A BILINGUAL Services
Translation & Interpretations
Spanish/English Tutoring
Call 362-3127 leave message

NEED EXTRA HELP?
Call MANPOWER
375-8040

140-Lost & Found

\$150 REWARD! For 2 female
Black Labs! Lost July 14! 1 is
approx. 70 lbs., 1 is approx.
45 lbs. & has white on chest.
Devastated family! 378-1816.

FOUND — Female Chow
Vicinity of 5-Mile and Vic-
tory. Call 362-3978.

FOUND: Eagle Ranch, white
male, Great Pyrenees
mix? Identify & pay for ad.
Call 939-7234.

LOST:
COCKER SPANIEL PUPPY
12 Weeks old, blond male.
Please call 376-1592.

LOST:
Small black female poodle.
Milwaukee/Uslick area.
REWARD! Call 323-8181.

LOST — BLACK CAT
On 7/20, outside All Pet
Complex located at Glen-
wood and State. Male,
shorthair, sleek w/small
white mark on chest.
Family is desperate to
find. Call 323-8006.

LOST - 2 CATS in vicinity of
Cherry Ln. & Shoshone. 1
brown & black tabby,
male, neutered. Answers

being duly

sworn, deposes and says: That she is the Principal Clerk of The
Idaho Statesman, a daily newspaper printed and published at Boise,
Ada County, State of Idaho, and having a general circulation therein
and which said newspaper has been continuously and uninterruptedly
published in said County during a period of twelve consecutive
months prior to the first publication of the notice, a copy of which is
attached hereto; that said notice was published in The Idaho
Statesman in conformity with Section 60-108, Idaho Code as
amended, for TWO

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of JULY 16, 1992

and ending with the issue of JULY 23, 1992

STATE OF IDAHO)

COUNTY OF ADA)

ss.

On this 23RD day of JULY 1992 before me, a Notary Public, personally appeared
KAREN MARKER

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 she executed the same.

Notary Public for Idaho
Residing at BOISE, ID

My commission expires: 11-27-93

AUG 10 1992

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTTYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>D. J. McKay</u> Address <u>5875 So. Eagle Rd. Meridian, ID</u> Owner's Permit No. <u>63-10416</u>	7. WATER LEVEL Static water level <u>30</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality _____ Describe artesian or temperature zones below.																																																																																																																												
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>	Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																																									
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>28"</td><td>0</td><td>7</td><td>Topsoil</td><td> </td><td> </td></tr><tr><td> </td><td>7</td><td>12</td><td>River Rock</td><td> </td><td> </td></tr><tr><td> </td><td>12</td><td>17</td><td>Gravel-Half Cemented</td><td> </td><td> </td></tr><tr><td> </td><td>17</td><td>27</td><td>Coarse Sand</td><td> </td><td> </td></tr><tr><td> </td><td>27</td><td>33</td><td>Gravel and Sand</td><td> </td><td> </td></tr><tr><td> </td><td>33</td><td>60</td><td>Sand & Gravel 6-8" Rock</td><td> </td><td> </td></tr><tr><td> </td><td>60</td><td>64</td><td>Sand mxd. w/ clay</td><td> </td><td> </td></tr><tr><td> </td><td>64</td><td>77</td><td>Brn. Clay w/ hrd. sandstone</td><td> </td><td> </td></tr><tr><td> </td><td>77</td><td>85</td><td>Sand - Fine to med.</td><td> </td><td> </td></tr><tr><td> </td><td>85</td><td>87</td><td>Sand with clay</td><td> </td><td> </td></tr><tr><td> </td><td>87</td><td>91</td><td>Clay</td><td> </td><td> </td></tr><tr><td> </td><td>91</td><td>102</td><td>Fine Sand</td><td> </td><td> </td></tr><tr><td> </td><td>102</td><td>110</td><td>Clay w/ sm. amt. Sand</td><td> </td><td> </td></tr><tr><td> </td><td>110</td><td>113</td><td>Sandwiched Streaks Clay and fine sand.</td><td> </td><td> </td></tr><tr><td> </td><td>113</td><td>123</td><td>Fine brn. sand</td><td> </td><td> </td></tr><tr><td> </td><td>123</td><td>133</td><td>Fine to med. sand - Brn. to Golden</td><td> </td><td> </td></tr><tr><td> </td><td>133</td><td>143</td><td>Sand - Med. to coarse</td><td> </td><td> </td></tr><tr><td> </td><td>143</td><td>153</td><td>Sand (One thin clay strk.)</td><td> </td><td> </td></tr><tr><td> </td><td>153</td><td>163</td><td>Sand - Fine to Medium</td><td> </td><td> </td></tr></tbody></table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	28"	0	7	Topsoil				7	12	River Rock				12	17	Gravel-Half Cemented				17	27	Coarse Sand				27	33	Gravel and Sand				33	60	Sand & Gravel 6-8" Rock				60	64	Sand mxd. w/ clay				64	77	Brn. Clay w/ hrd. sandstone				77	85	Sand - Fine to med.				85	87	Sand with clay				87	91	Clay				91	102	Fine Sand				102	110	Clay w/ sm. amt. Sand				110	113	Sandwiched Streaks Clay and fine sand.				113	123	Fine brn. sand				123	133	Fine to med. sand - Brn. to Golden				133	143	Sand - Med. to coarse				143	153	Sand (One thin clay strk.)				153	163	Sand - Fine to Medium		
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☒ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	RECEIVED APR 29 1987 RECEIVED MAY 4 1987 Department of Water Resources Western Regional Office																																																																																																																												
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>.250 inches</td><td>16 inches</td><td>+ 1 feet</td><td>128 feet</td></tr><tr><td>.250 inches</td><td>16 inches</td><td>158 feet</td><td>163 feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Roscoe Moss</u> Type <u>Wirewrap-Carbon Steel</u> Model No. _____ Diameter <u>16</u> Slot size <u>40</u> Set from <u>128 feet to 158 feet</u> Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☒ Yes ☐ No ☐ Size of gravel <u>3/8 Minu</u> Placed from <u>18 feet to 163 feet</u> Surface seal depth <u>18</u> Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port <u>2"</u>	Thickness	Diameter	From	To	.250 inches	16 inches	+ 1 feet	128 feet	.250 inches	16 inches	158 feet	163 feet									Number	From	To																																																																																																						
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location. N W E S Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Ada</u> NE ¼ SE ¼ Sec. 32 T. 3N N/S. R. 1E E/W.	10. Work started <u>4/24/87</u> finished <u>4/27/87</u> 11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Pete Cope Drilling Co., Inc. Firm Name _____ Firm No. <u>213</u> <u>6505 W. Chinden</u> Address <u>Meridian, ID 83642</u> Date <u>4/28/87</u> Signed by (Firm Official) <u>Pete Cope</u> and _____ (Operator) <u>John V. Cope</u>																																																																																																																												

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

TYPEWRITER
BALLPOINT PEN

FEB 26 1988

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

RE-ADVERTISING FOR SUPPLEMENTAL
IRRIGATION RIGHT (MORATORIUM BACKLOG)

APPLICATION NO. 63-11874

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 8-21-95

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

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11783

LUCKY PEAK PROPERTIES
NORM BROWN
 385 S LOCUST GROVE
 MERIDIAN, ID 83642

Source: GROUNDWATER
 Diversion Pt: LOT 2 (NWNE) Sec 1 T02N R03E in ADA County.
 Use: IRRIGATION (0.300 CFS)
 STOCKWATER (0.020 CFS)
 DOMESTIC (0.040 CFS)
 Total Diversion: (0.300 CFS)

Date Filed: 4/10/1992

In: ADA County
 T02N R03E S01 NWNE

15.0 ACRES TOTAL

Water bearing zone to be appropriated is 150 to 200 feet.

63-11823

BOISE RESEARCH CENTER
 12301 W EXPLORER DR
 BOISE, ID 83704

Source: GROUNDWATER
 Diversion Pt: NENE Sec 28 T04N R01E in ADA County.
 Use: IRRIGATION (1.120 CFS)
 Total Diversion: (1.120 CFS)

Date Filed: 5/8/1992

In: ADA County
 T04N R01E S28 NENE NWNE SWNE SENE

160.0 ACRES TOTAL

Water bearing zone to be appropriated is 0 to 300 feet.

63-11872

EAGLE HILLS GOLF COURSE
 605 N EDGEWOOD LN
 EAGLE, ID 83616

Source: GROUNDWATER
 Diversion Pt: SWSENE Sec 9 T04N R01E in ADA County.
 Use: IRRIGATION (0.930 CFS)
 Total Diversion: (0.930 CFS)

Date Filed: 6/19/1992

In: ADA County
 T04N R01E S09 NWNE SWNE SENE NESE
 NWSE
 S10 SWNW SENW NESW NWSW

80.0 ACRES TOTAL

Water bearing zone to be appropriated is 157 to 162 plus 197 to 217 feet.

63-11874

MC KAY, DONNA R
MC KAY, L DARWIN
 3220 E LAKE HAZEL RD
 MERIDIAN, ID 83642

Source: GROUNDWATER
 Diversion Pt: NESE Sec 32 T03N R01E in ADA County.
 NWSWSW Sec 33 T03N R01E in ADA County.
 SWSWSE Sec 33 T03N R01E in ADA County.
 Use: IRRIGATION (0.720 CFS)
 Total Diversion: (0.720 CFS)

Date Filed: 6/25/1992

In: ADA County
 T03N R01E S33 SWSW SESW

36.0 ACRES TOTAL

Water bearing zone to be appropriated is 160 to 220 feet.

63-11896

SMARTT, FRANK H
 6152 W VICTORY
 NAMPA, ID 83687

Source: GROUNDWATER
 Diversion Pt: SWSW Sec 23 T03N R01W in ADA County.
 Use: IRRIGATION (0.330 CFS)
 Total Diversion: (0.330 CFS)

Date Filed: 7/2/1992

In: ADA County
 T03N R01W S23 SWSW

40.0 ACRES TOTAL

Water bearing zone to be appropriated is 50 to 150 feet.

63-11910

CATEY, DOROTHY A
CATEY, JOHN A
 9900 LOS RANCHITOS
 BOISE, ID 83709

Source: GROUNDWATER
 Diversion Pt: NENW Sec 14 T03N R01E in ADA County.
 Use: IRRIGATION (0.020 CFS)
 DOMESTIC (0.040 CFS)
 Total Diversion: (0.060 CFS)

Date Filed: 8/4/1992

In: ADA County
 T03N R01E S14 NENW

1.0 ACRES TOTAL

Water bearing zone to be appropriated is 232 to 243 feet.

63-12247

QUAIL PARK PARTNERSHIP
 PO BOX 2725
 BOISE, ID 83701

Source: GROUNDWATER
 Diversion Pt: NESE Sec 2 T03N R01E in ADA County.
 Use: IRRIGATION (0.090 CFS)
 Total Diversion: (0.090 CFS)

Date Filed: 7/11/1995

In: ADA County
 T03N R01E S02 NESE

3.0 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 AUGUST 21, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Pub. August 3 & 10, 1995

2559

63-11874

MC KAY, DONNA R
MC KAY, L DARWIN
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt:	NESE	Sec 32 T 03N R 01E in ADA County.
	NWSWSW	Sec 33 T 03N R 01E in ADA County.
	SWSWSE	Sec 33 T 03N R 01E in ADA County.

Use: IRRIGATION	(	0.720 CFS)
Total Diversion:	(	0.720 CFS)

Date Filed: 6/25/1992

In: ADA County		
T03N R01E S33	SWSW	SESW

36.0 ACRES TOTAL

Water bearing zone to be appropriated is 160 to 220 feet.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: Cyt DATE: 7/6/92 APPLICATION: 63-11874

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:

3 P/D
3 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 Supplemental
____ ____ Diversion within interim protected river area
____ ____ 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

DATE REQUESTED: _____

/ ____ Additional information on reverse side:

PROCESSING

APPLICATION NO

63-11874

YES NO

☒ ☐
☐ ☒
☒ ☐

In form for advertising:

Statewide advertising:

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.

☒ ☐
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☒ ☐

Publication dates and paper recorded on application:

Protests received. Final date for protest

August 3, 1992

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:

Macatorum Conditions

See below for additional information

Recommended Date or Priority 6/25/92

Recommended by:

Dre

Date 8/4/92

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

 P/D overlap w/ P63-10780 and Ap 63-11831 (Amendments
 may be necessary for integrated system?)

P/A overlap w/ 63-10780. All lands separate

P/A overlap w/ New York Irrigation

RECEIVED

MAY 31 1995

WATER RESOURCES
WESTERN REGION

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: L. Darwin McKay

Address: 6100 S. Eagle Rd.
Meridian, Idaho 83642

Water Right No.: 63-11874

Do you wish to proceed with development of the
water right as proposed in the application?
(If the response is no, please complete
and return the enclosed withdrawal form.)

X
Yes No

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

160 ft to 220 ft *

Signature: L. Darwin McKay

Printed Name: L. Darwin McKay

Please return this form to:

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

* See attached well reports



DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL 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.

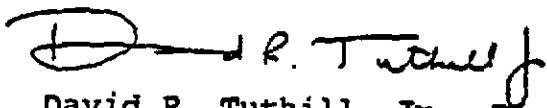
Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your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



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

July 27, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DONNA R MC KAY
L DARWIN MC KAY
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN ID 83642

RE: PERMIT NO. M63-11874

REINSTATEMENT OF PERMIT APPROVAL

Dear Reinstated Permit Holder(s):

Enclosed is an reinstatement order authorizing diversion of water under the above referenced permit.

The Department has reinstated your permit for the remainder of the 1994 irrigation season and the reinstatement will expire on November 15, 1994. When your permit expires, you must make the pump and motor inoperable, and you cannot operate the pump without approval from the Department of Water Resources. The Director may reinstate the permit again next year if drought conditions persist.

Please remember water diverted under your reinstated permit is only to be used on the lands identified on your permit. You must obtain the approval of the Department before using your water anywhere else.

If diversion from your well causes interference with other wells with an earlier priority, you may be required to cease pumping or compensate the affected party. Idaho law specifically protects groundwater levels for domestic wells which were in use prior to 1978.

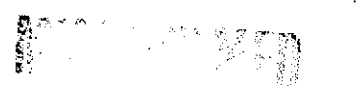
If you have any questions please let me know.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure



AUG 10 1994

DROUGHT RELIEF QUESTIONNAIRE

RECEIVED

JUL 25 1994

Department of Water Resources

If you are not interested in having a 1994 temporary permit reinstatement, or if you did not drill a well in 1992, disregard this questionnaire. No response is necessary.

Please answer the questions below. Your answers will help the department assess the need for use of the wells to complete the 1994 irrigation season and the extent of water use that will occur if the department again authorizes use of the wells.

1. Temporary permit identification number. M63-11874
(See cover letter)

2. a) Person responding to this questionnaire

L. Darwin McKay

b) Relationship to applicant? Same

3. Do you expect to use all of your surface water supplies for the land identified on the attached application prior to the end of the 1994 irrigation season? Yes X No

4. What is the source of supply? (Name of Canal)

Farr Lateral

5. What date do you expect this to occur? When Surface water is no longer avail Approx Sept

6. List the type of crop, acreage and volume of water in acre feet (AF) needed under the temporary permit to complete the 1994 irrigation season. List only for the lands included in the land list of the attached application for permit.

CROP	ACRES	ACRE FEET
<u>Turf grass Sod (established plant material as well as new seeding)</u>	<u>36</u>	<u>40-50 est.</u>

This questionnaire needs to be completed and returned to the department by August 1, 1994 in order to be considered as a request to reinstate a temporary permit.

AUG 10 1994



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

July 20, 1994

L DARWIN MC KAY
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN ID 83642

RE: Water Right No. M63-11874

Dear Water Right Holder(s):

In 1992, the Department issued you a temporary permit to use groundwater from your well, if you drilled one, to replace depleted storage water supplies. This temporary permit expired on November 15, 1992.

During 1994, since available surface water supplies are again substantially below normal, the department has received a number of requests to re-authorize use of the "1992 drought relief" wells.

The department is willing to consider reinstating the temporary permits for the remainder of 1994 provided you can show that you used water under the 1992 temporary approval and that water will be used only on the lands identified on the temporary permit. Enclosed is a questionnaire which you must complete and return to the department if you want to be considered for reinstatement in 1994.

Also enclosed, for your reference, is a record of your application for permit.

Please be advised that unless the department specifically reinstates the expired permit, you are not authorized to divert and use the water from the well identified on the temporary permit.

If you have any questions, please feel free to contact me at Ph. 327-7947.

Sincerely,

A handwritten signature in dark ink, appearing to be 'J. Johnson', written over a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

March 31, 1994

L DARWIN MC KAY
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN ID 83642

RE: Water Right No. M63-11874

Dear Water Right Holder(s):

In 1992, the Department of Water Resources issued the above referenced permit allowing the diversion of water for the 1992 irrigation season only. The permit included a condition:

This permit to appropriate water expires at the end of the 1992 irrigation season. The Director retains jurisdiction to reinstate the permit if drought conditions justify resumption of groundwater use.

It now appears that 1994 early season water supply and precipitation conditions are such that short-term use of the wells that were drilled under this authority could be beneficial prior to the start of water delivery through the canal systems in the Boise Valley. We have been advised that most of the canals will not be able to deliver water for another 10 to 14 days.

Therefore, you are hereby notified that the permit is reinstated for temporary use during the period April 1 through April 15, 1994 only. All other conditions of the permit continue to apply. One requirement was that the well be disconnected from the power system at the end of the approved period of use, which under this reinstatement is April 15, 1994.

The existing moratorium in the Boise Valley area is not changed by this temporary reinstatement of the 1992 drought well permit. This temporary reinstatement does not authorize the construction of a new well or alteration of an existing well.

If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

[Handwritten signature]
AUG 10 1994

March 31, 1994

DONNA R MC KAY
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN ID 83642

RE: Water Right No. M63-11874

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The existing moratorium in the Boise Valley area is not changed by this temporary reinstatement of the 1992 drought well permit. This temporary reinstatement does not authorize the construction of a new well or alteration of an existing well.

If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

AUG 10 1994



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

March 5, 1993

Darwin McKay
3220 E. Lake Hazel Rd
Meridian, ID 83642

RE: DROUGHT EMERGENCY PERMIT NOS. 63-11831 and 63-11874

Dear Mr. McKay:

The department has reviewed your letter received March 1, 1993 in which you inquire about reinstatement of the above referenced permits for use during the 1993 irrigation season.

As you know, the moratorium issued by the department on May 15, 1992, against the approval of most new applications seeking to appropriate water, was for the purpose of protecting existing water rights. The moratorium order, however, made exception for the approval of certain uses including:

"applications seeking to appropriate ground water as a supplemental water supply for the irrigation of lands which have an existing normally-full water right from a surface water source".

The permits approved by the department in 1992 for drought emergency relief have expired and continued pumping of the associated wells is not authorized unless the department reinstates the permits. If reinstated, the permits can only provide "replacement" water, not additional water during periods when canal water is not usually (or ever) available. The existing moratorium on new development would have to be lifted before additional use of water could be considered for approval.

Please feel free to keep in touch with the department concerning the surface water supply conditions and the department's decision on whether to reinstate the drought relief well permits.

Sincerely,


R. KEITH HIGGINSON
Director

c: IDWR - W. Region

RECEIVED
AUG 10 1993

**THE TURF
COMPANY**

"We Just Keep Rollin' A Lawn"

**Premium Turfgrass
Sod & Seed Sales**

(Commercial, Residential, Golf Course)

Ag. Gypsum Sales

RECEIVED

MAR 1 1993

Department of Water Resources

3220 E. Lake Hazel Rd. • Meridian, Idaho 83642 • 1-800-488-TURF • (208) 888-3760 • FAX (208) 888-3799

Keith Higginson
Dept. of Water Resources
1301 N. Orchard
Boise, Idaho 83706

Permits No. 63-11831
No. 63-11874

Dear Mr. Higginson;

I am writing to you with some concerns about the provisions under the current temporary water diversion permit process regulations here in Idaho. We are producing turf grass sod on lands that we obtained a temporary ground water permit on last year. It is my understanding that we cannot use ground water this year until these temporary permits are reinstated. If the temporary permits are again activated utilizing the same guide lines, we cannot utilize any ground water until water comes into our surface water distribution system. In past years a need for water application to young fall-seeded plantings has accrued prior to surface water being made available. It is necessary at that point to utilize water from ground water sources to irrigate. This crop typically requires a longer irrigation season that is furnished by the Irrigation Districts.

If the current provisions of the temporary water diversion permits are carried forward this year, we will not be able to irrigate soon enough in the season if our plants should need the moisture.

Please review this request for clarification of the regulations and or for permission to make the necessary water applications when the need is apparent.

My phone number is 888-3760 should you desire more information.

Respectfully yours;

Darwin McKay
Darwin McKay

AUG 16 1993



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. KEFUI HIGGINSON
DIRECTOR

October 13, 1992

Herb Lloyd
1220 Tanya Lane
Meridian, ID 83642

Dear Mr. Lloyd and others:

This letter serves as an informational follow up to the groundwater concerns in your area raised earlier this summer. Enclosed you will find four groundwater hydrographs and two computational well simulations. These data are being provided for your information and awareness.

As you know, concerns of local irrigators operating outside the conditions of their water rights were unfounded. The attached information should expand your understanding of groundwater conditions in your area.

The hydrographs show water levels below the land surface for four observation wells in Township 03N Range 01E. Specific locations are indicated on the attached map. In general, a declining trend is seen over the last several years. The severity of the decline varies depending on location. The largest deviation from past minimum water levels is about 17 feet and occurs in well 03N 01E 36DDB1. The other wells have more modest deviations of less than 5 feet. Note that three of the four observation wells are completed in the near surface aquifer, this aquifer will show the greatest response to recharge from precipitation events and irrigation.

Declines in groundwater levels can most likely be attributed to declines in precipitation over the past several years. Not only will this decrease groundwater levels but also surface water flows as well. This in turn results in a greater stress on aquifers as groundwater is used to supplement normally available surface water.

The well simulations plot drawdown for an irrigation well pumping in an aquifer representative of the area of concern. The model is based on a Theis solution. A 16 inch diameter well pumping at a rate of 3 cfs (1345 gpm) is simulated. The numbers on the plot indicate drawdown. This is the distance the water level drops below the static water level during pumping. A static water level of 50 feet below the land surface was used for the simulation. The horizontal line extending from the well towards the right margin is a scale bar representative of 1 mile. Contour intervals are 2 feet. Realize that computational models are a mathematical representation of a pumping well and as such, certain assumptions are employed. Thus, the results should be interpreted as estimates.

AUG 10 1994

of drawdown rather than definitive representations.

Simulations were conducted for two time periods. Plot no. 1 represents the potential drawdown after 1 day of continuous pumping. At a distance of 0.6 miles from the well a drawdown of 2.0 feet is calculated. Plot no. 2 represents the potential drawdown after 3 days of continuous pumping. Notice that a drawdown of 2.0 feet occurs at over a mile from the pumping well.

These simulations of a large irrigation well illustrate that they have the potential to interfere with adjacent wells. However the amount of drawdown can be within a range that a properly drilled domestic well should tolerate. For multiple wells that have overlapping cones of depressions, drawdowns are additive. That is, each individual drawdown is summed at a point for a total representative drawdown value. Aquifer boundaries and formation anomalies will influence the extent of the cone of depression for a pumping well.

Depletion of the groundwater supply is only one cause of well failure. Faulty well construction such as poor casing connections, improper perforations or screens can also contribute to well failure. Corrosion or incrustation of screens is a common cause of well failure and can occur over time in a properly constructed well. Pump problems are sometimes diagnosed as well problems. Wells which have not been drilled to a sufficient depth can also contribute to well failure during downtrends in precipitation cycles.

I hope this information will contribute to your knowledge of the groundwater resource in your area. Please feel free to contact me if you have questions on the information contained in this letter.

Sincerely,



George Austiguy EIT
Water Resource Engineer
Water Management Division

cc: Joe Murgoitio
Darwin McKay

AUG 10 1994

Well-numbering system

The well-numbering system used in this report is identical to the system that is used by the U.S. Geological Survey (USGS) in Idaho. The system indicates the location of wells within the official rectangular subdivision of the public lands, with reference to the Boise base line and meridian. The first two segments of the number designate the township and range. The third segment gives the section number, followed by three letters and a number, which indicate the $\frac{1}{4}$ section (160-acre tract), $\frac{1}{4}-\frac{1}{4}$ section (40-acre tract), $\frac{1}{4}-\frac{1}{4}-\frac{1}{4}$ section (10 acre tract), and serial number of the well within the tract. Quarter sections are lettered A, B, C, and D in counterclockwise order from the northeast of each section. Within quarter sections, 40-acre and 10-acre tracts are lettered in the same manner. For instance, well 12S-22E-16CCC1 corresponds to the legal location SW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$, Section 16, Township 12 South, Range 22 East, and was the first well inventoried in that tract (see Figure 2).

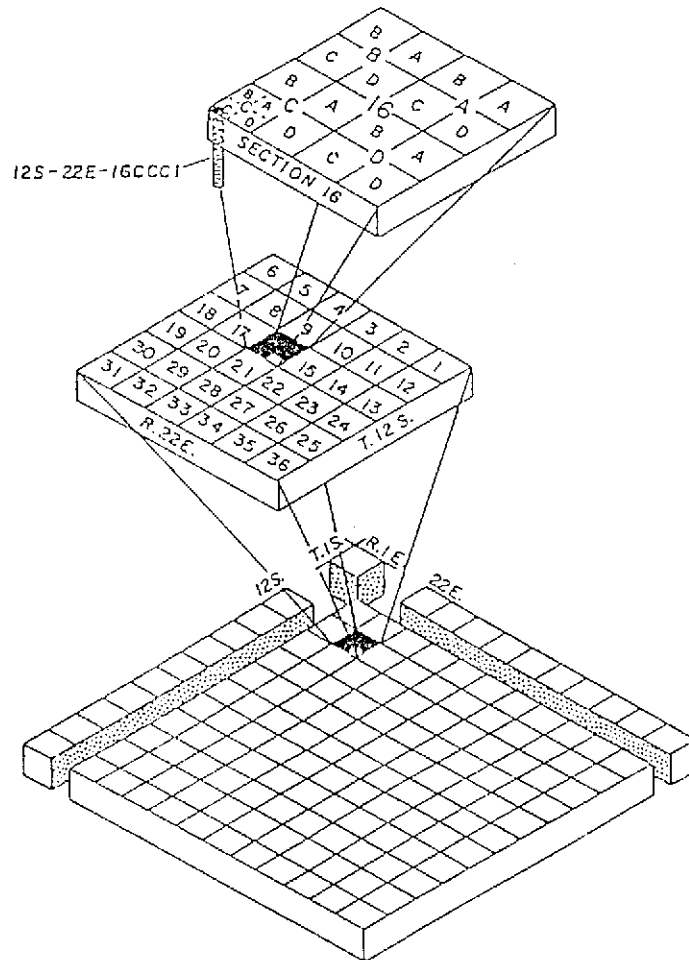
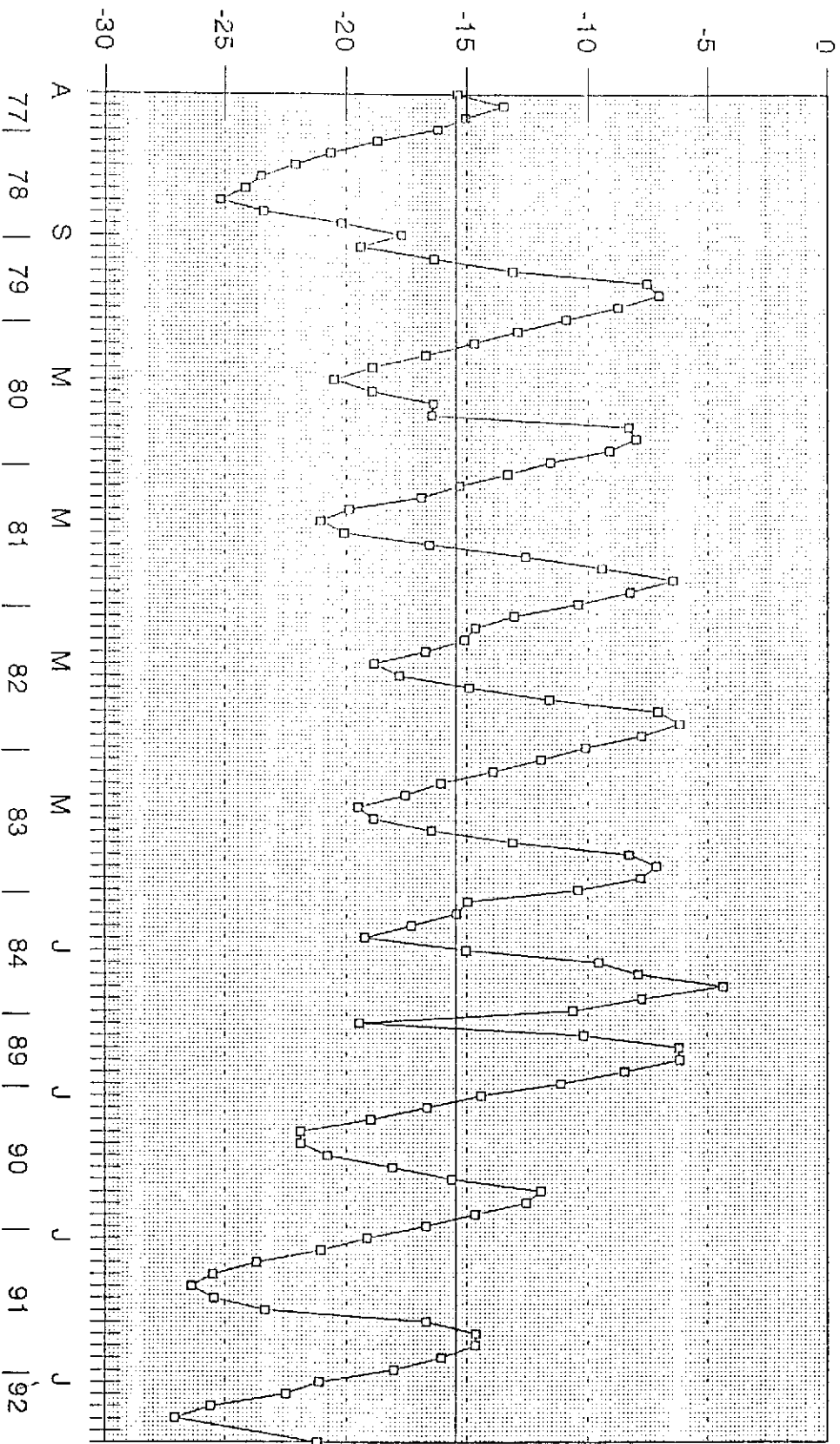


Figure 2. Well-numbering system

USGS WELL 3N 01E 23DD1

WATER LEVEL BELOW LSD (FT)

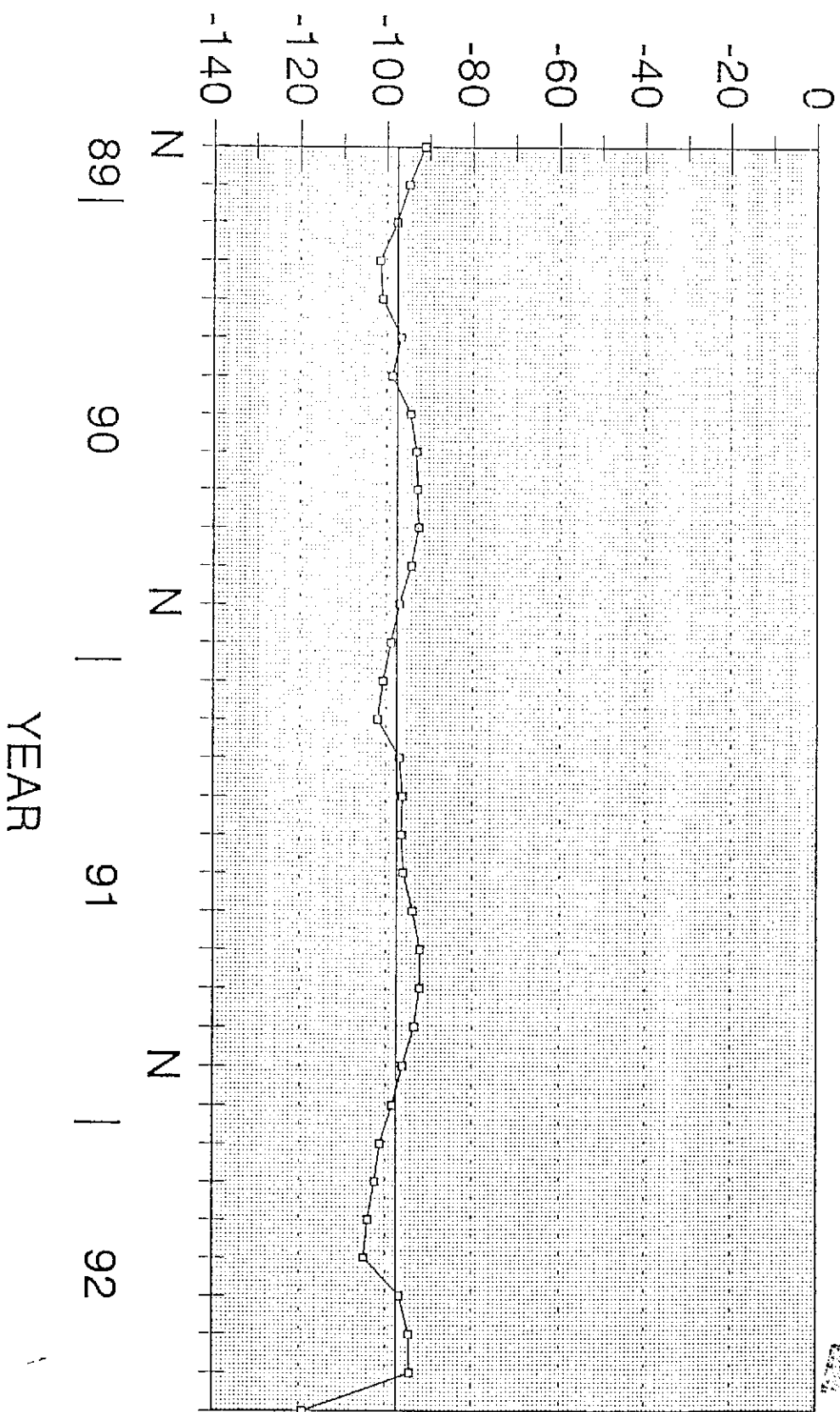


WATER LEVEL - AVERAGE

AUG 10 1994

USGS WELL 03N 1E 36DDB1

WATER LEVEL BELOW LSD (FT)

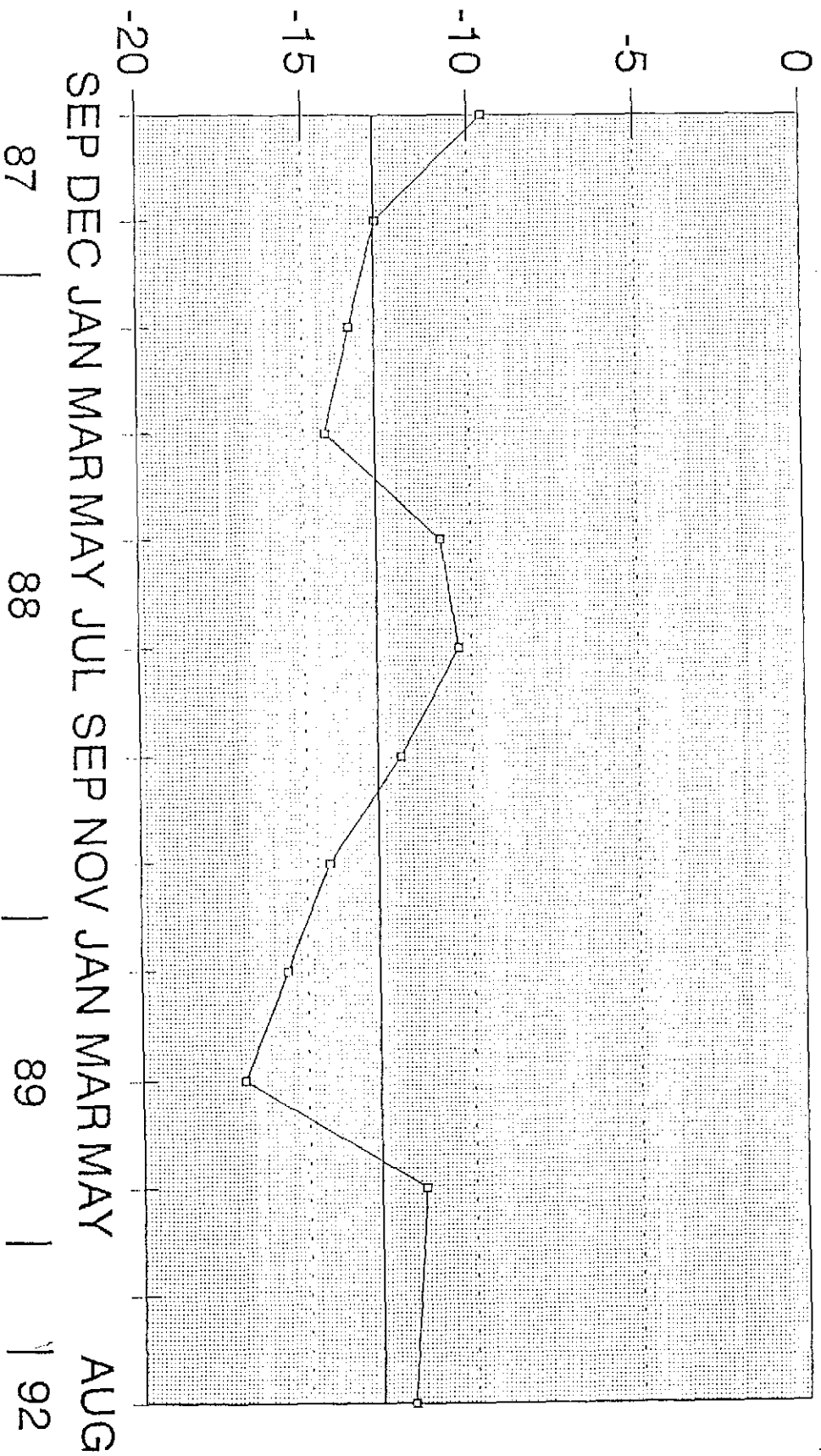


WATER LEVEL — AVERAGE

AUG 10 1994

USGS WELL 03N 01E 12DAB1

WATER LEVEL BELOW LSD (FT)

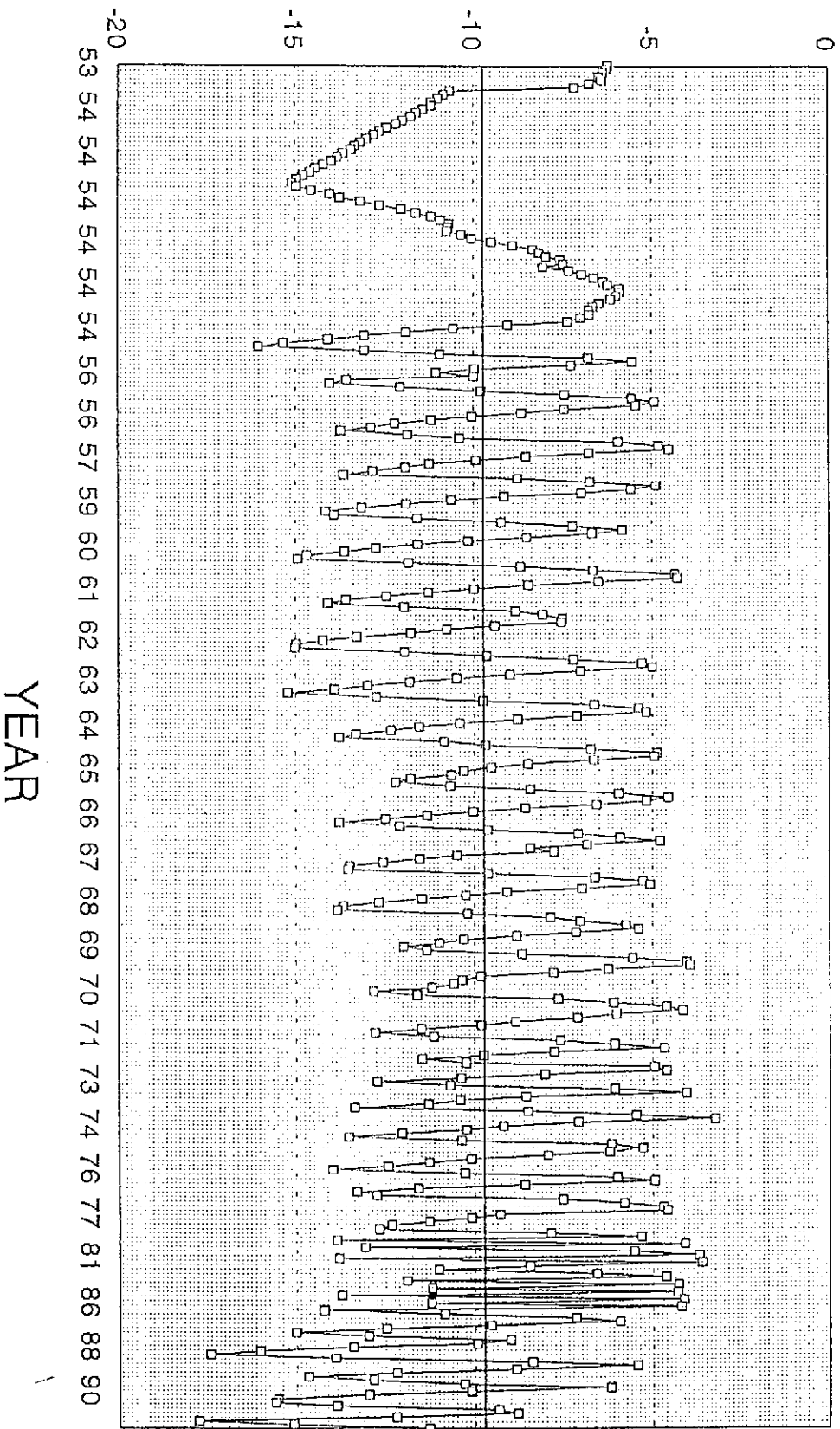


WATER LEVEL — AVERAGE

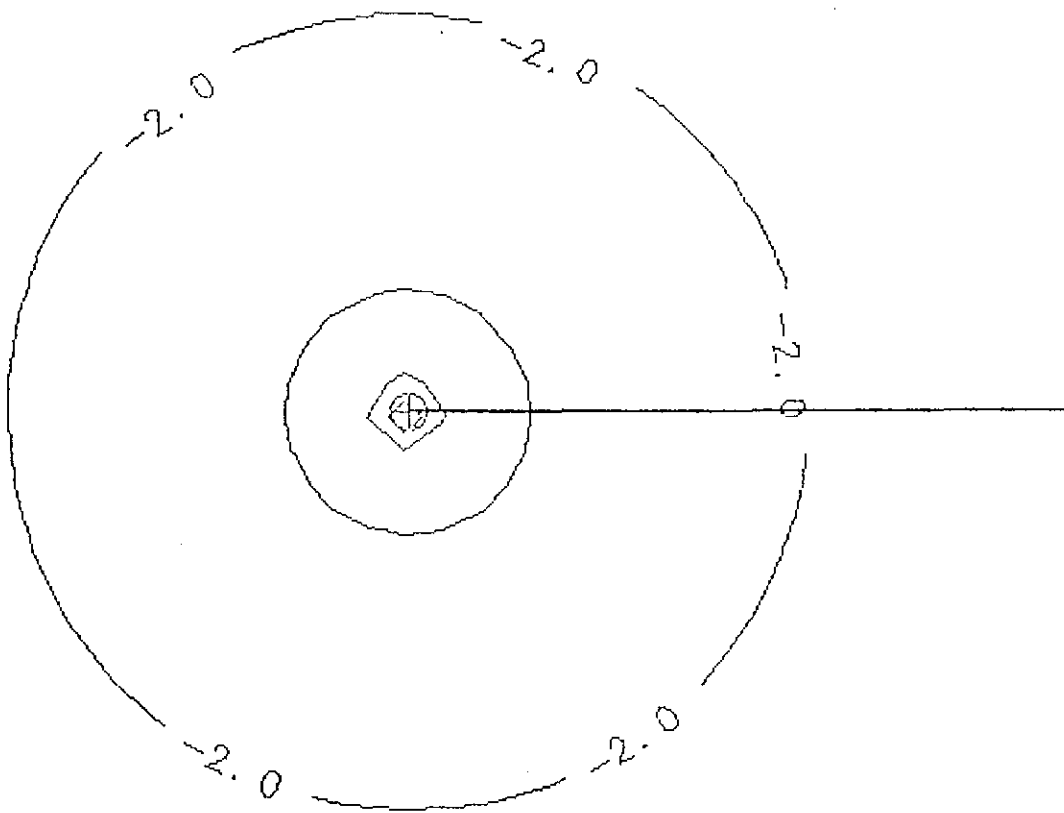
AUG 10 1994

USGS WELL 03N 01E 05AAB2

WATER LEVEL BELOW LSD (FT)



AUG 10 1994



PLOT NO. 1

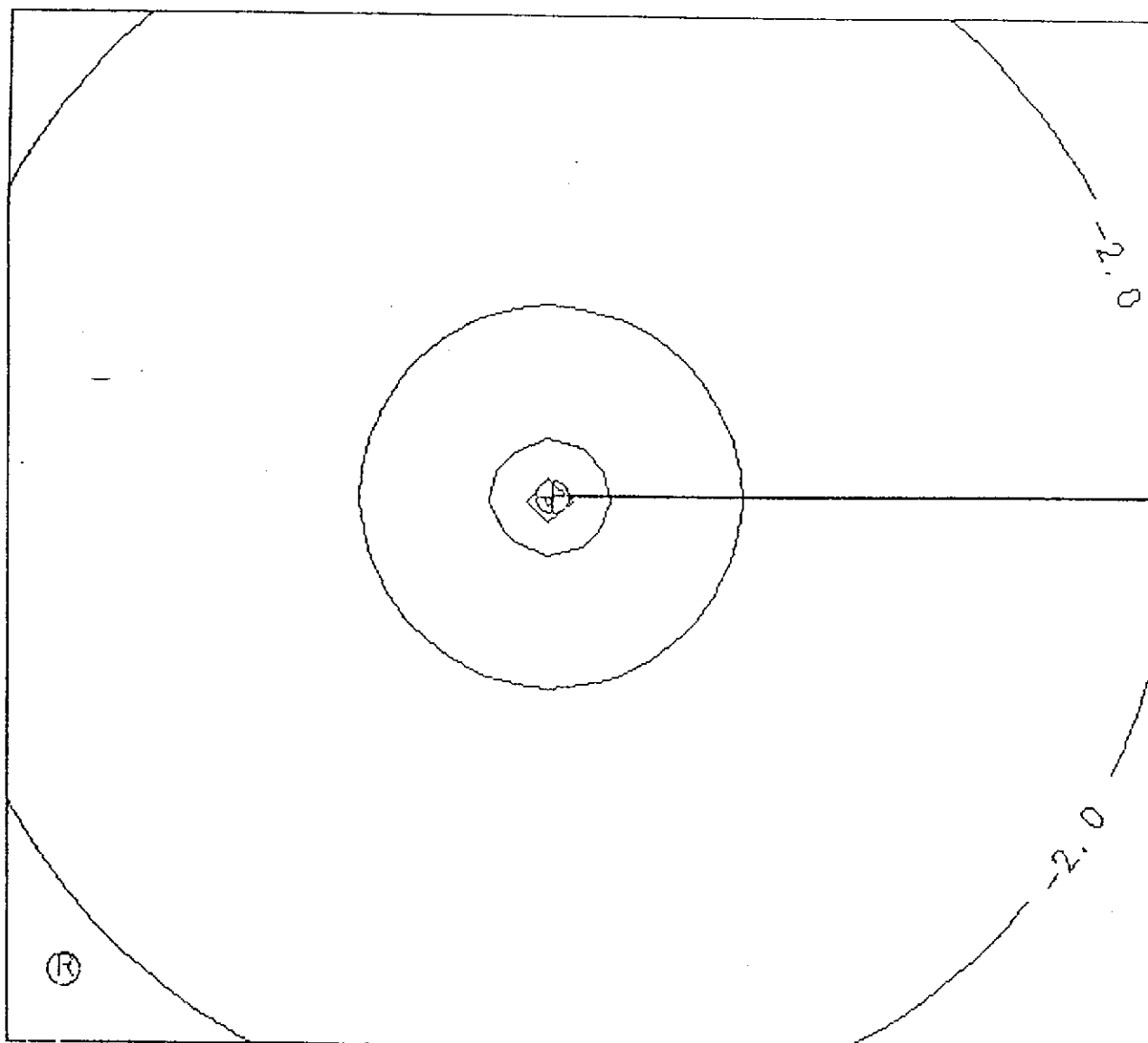
TIME = 1 DAY



1 mile

RECEIVED

AUG 10 1994



PLOT NO. 2

TIME = 3 DAYS



1 mile

RECEIVED

AUG 10 1994



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

August 10, 1992

L DARWIN MCKAY
DONNA R MCKAY
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN ID 83642

RE: PERMIT NO. 63-11874

LETTER OF TEMPORARY PERMIT APPROVAL

Dear Permit Holder(s):

Enclosed is a copy of your approved permit. Your proposed use of water qualifies for a narrow exception to the Snake River Basin Moratorium established by the Director on May 15, 1992. The exception allows the use of groundwater during the drought to protect agricultural uses which normally have an adequate supply of water. Please carefully review the conditions of approval.

The Department has approved your permit for the 1992 irrigation season. Diversion of groundwater is not authorized after the 1992 season, and the permit expires. The Director may reinstate the permit in a subsequent year if drought conditions persist. You will be responsible for requesting reinstatement during future irrigation seasons.

When your permit expires, you must make the pump and motor inoperable, and cannot operate the pump without approval from the Department of Water Resources.

Your permit is for supplemental use only to augment your surface water supply. If the surface water you own is sold, transferred, leased or used on any other land without the approval of the Department of Water Resources, you automatically lose your right to divert groundwater. You must obtain the approval of the Department before using your water anywhere other than where it has traditionally been used.

In addition, you must fully utilize your available surface water to the extent possible. The surface water need not be fully consumed or diverted prior to use of groundwater. You cannot, however, simply divert token quantities of surface water and rely primarily on your groundwater diversion. Surface water must be your primary source of water.

AUG 10 1994

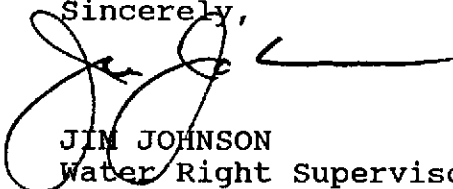
If you want to locate your well closer than 500 feet from an existing well, you must obtain the approval of the Department of Water Resources. We realize that under certain circumstances, it may be impossible to locate the well 500 feet away from another well. You must, however, be cognizant of possible interference resulting from pumping of your well.

If diversion from your well causes interference with other wells with an earlier priority, you may be required to cease pumping or compensate the affected party. Idaho law specifically protects groundwater levels for domestic wells which were in use prior to 1978.

If general water levels in the geographical area of your well decline below reasonable levels, the Department may require you to cease diverting from your well.

You must efficiently apply the water to the land and conserve water to the extent possible. Excessive irrigation, delivery systems with substantial losses, and application methods which cause substantial percolation or evaporation are not acceptable.

Sincerely,



JIM JOHNSON
Water Right Supervisor

JJ:cz

Enclosure

AUG 10 1994

DARWIN McCAY

APPLICANT NAME

63-11874

APPLICATION NO.
(if known)

MORATORIUM EXEMPTION QUESTIONNAIRE

IF YOUR APPLICATION PROPOSES AN IRRIGATION USE, PLEASE COMPLETE AND RETURN THE FOLLOWING:

- Has ALL the land you propose to irrigate been irrigated with surface water in the past?

yes

- Do you seek supplemental well water for the 1992 irrigation season?

yes

- Do you summer fallow any of your irrigated land? If so, how many acres?

95 acres

- List the water right(s) you have used to irrigate the land listed on the application. If you have received water from a canal company or water district, please identify the name of the canal or water district.

New York Irrigation Dist

- During the last ten years, how many years has your surface irrigation water been available for the entire irrigation season?

8

- What crops have you grown in the past ten years?

*Alfalfa Hay, grain, Sweet Corn Seed, Corn, Turfgrass Sod
dry beans*

I understand if my proposed diversion of groundwater is approved as a supplemental use, that I can only use my well during periods of drought, when a full supply of water is not available. I also agree that my surface water will be fully used to the extent available, will not be sold or used on other lands, and that a change in use of my surface water may result in revocation of any groundwater right granted pursuant to my application for supplemental water.

Dated this 25th day of June, 1992.

(Please sign)

Darwin McCay

AUG 10 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JULY 8, 1992

The Idaho Statesman
P.O. Box 40
Boise, ID 83707

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 3, 1992.

Yours truly,

GAIL GARRETT
Secretary

Encl.

RECEIVED

AUG 10 1992

63-11874

MC KAY, DONNA R
MC KAY, L DARWIN
DBA TURFCO
3220 E LAKE HAZEL RD
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt:	NESE	Sec. 32	T 03N	R01E	in ADA County
	NWSWSW	Sec 33	T 03N	R 01E	in ADA County.
	SWSWSE	Sec 33	T 03N	R 01E	in ADA County.

Use: IRRIGATION (.720 CFS)
Total Diversion: (.720 CFS)

Date Filed: 6/25/1992

In: ADA County
T03N R01E S33 SWSW SESW

36.0 ACRES TOTAL

0-22-22-22

AUG 10 1992