

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 63-32336

Priority: March 27, 2006

Maximum Diversion Rate: 0.04 CFS

This is to certify, that JAN (MARTHA J) GEORGE
PO BOX 610
STAR ID 83669

has applied for a permit to appropriate water from:

Source: GROUND WATER

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>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SW¼ NE¼ Sec. 1, Twp 04N, Rge 02W, B.M. CANYON County

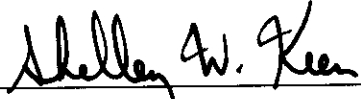
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 02W 1		X	X														
		L 2															

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2008**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
5. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 10th day of August, 2006.


FOR KARL J DREHER, Director

RECEIVED
FEB 13 2006
WATER RESOURCES
WESTERN REGION

FORM 202
12/99

Ident. No.

63-32336

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

ma A agree to the following
application changes.
10-14-06 Date

1. Name of Applicant JAN GEORGE (MARTHA J) Phone 286-7225

Mailing address P.O. Box 610 STAR, ID 83669

2. Source of water supply GROUND WATER which is a tributary of

3. Location of point of diversion is Township 4N Range 2W Sec. 01 SUNE 1/4,
1/4, 1/4, Govt. Lot _____, B.M., CANYON County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for DOMESTIC purposes from 1/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source DRILLED WELL
WITH DOMESTIC PUMP

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? 6/16/2003; Drilling firm ADAMSON PUMP & DRILLING, NAMPA, ID
Well was drilled for (well owner) JAN GEORGE; Drilling Permit No. 05530W

7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. 1 HOUSE HOLD

RECEIVED

JUN 15 2006

WATER RESOURCES
WESTERN REGION

3. Description of place of use:

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

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	3W	01	~~NE~~	D	D														

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? MARTHA J. GEORGE (JAN)

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

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

12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Martha J. George
Signature of Applicant (and title, if applicable)

Received by AK Date 3-27-06 Time _____ Preliminary check by W033998 SN Date 3-30-06
Fee \$ 100.00 Received by AK # W033998 SN Date 3-30-06
Publication prepared by AK Date 2/6+13/06 Published in _____
Publication approved AK Date 2/21/06 **PRESS TRIBUNE**

George application

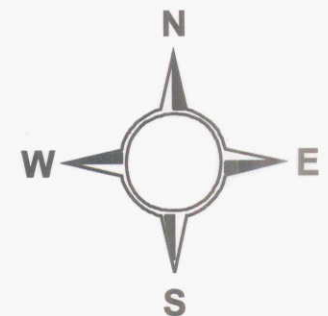


Twp 4N
Rge 2W

63-32336

-  Section lines
-  Canyon County taxlots

 1/4 1/4 lines



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 11, 2006

JAN (MARTHA J) GEORGE
PO BOX 610
STAR ID 83669

RE: Permit No. 63-32336

Permit Approval Notice

Dear Permit Holder:

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

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

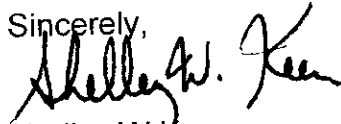
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W Keen

Water Rights Supervisor

SWK:ka

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on August 11, 2006 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

63-32336

**JAN (MARTHA J) GEORGE
PO BOX 610
STAR ID 83669**

A handwritten signature in cursive script, reading "Kara A Alder", is written over a horizontal line.

**Kara A Alder
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of, or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: August 10, 2006
To: Water Right File 63-32336
From: eretelle
Re: permit review

No WD - groundwater
No moratorium

No protest
No overlap

Recommend approval as suggested by IDWR Western

LEGAL NOTICE

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

63-32336

JAN (MARTHA J) GEORGE
PO BOX 610
STAR ID 83669

Point(s) of Diversion SWNE S1 T04N R02W CANYON County Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 03/27/2006

Place Of Use: DOMESTIC

T04N R02W S1 NWNE Lot 2 SWNE

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

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 07/24/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

July 5, 13, 2006

04531382

*-OK PL
7/21/06*

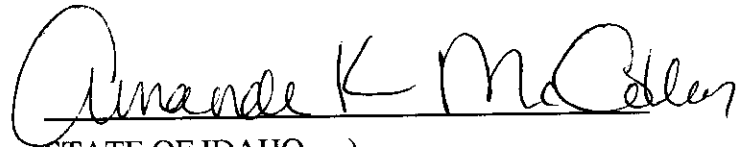
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Amanda K. McCollum
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

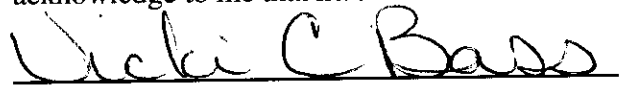
e0100285 04531382
1 Idaho Dept. of Water Resourc
2735 Airport Way
BOISE ID 83705

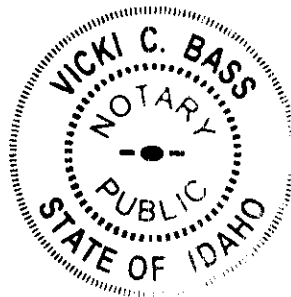
1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, 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 this 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 2 time(s) 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:
07/06/2006,07/13/2006



STATE OF IDAHO)
County of Canyon)

On the 13 day of July in the year of 2006
before me, a Notary Public, personally appeared.
Amanda K. McCollum,
known or identified to me to be the person
whose name is subscribed to the within
instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledge to me that he/she executed the same.


Notary Public for Idaho
Residing at Nampa
My commission expires August 11, 2009



RECEIVED

JUL 14 2006

WATER RESOURCES
WESTERN REGION

Lester, Steve

From:
Sent:
To:
Subject:

Lester, Steve
Tuesday, June 27, 2006 1:37 PM
'legals@idahopress.com'
LEGAL NOTICES

Dear Staff:

Sue Kreger recently retired and I am covering legal notices until her replacement is hired - so please bear with me!

Enclosed are 4 legal notices to run on July 6 and 13. Please send me an email confirmation that everything looks ok to print.

Thanks for your help.

Steve Lester
Water Rights Supervisor
IDWR Western Region
tel. 208-334-2190
steve.lester@idwr.idaho.gov



Canyon
letter.RTF



Canyon County
ads.RTF

2- 10314

63- 32307

63- 32336

63- 32337

June 27, 2006

Legal Notice Department

PRESS-TRIBUNE

PO BOX 9399

NAMPA ID 83652

RE: Application for Permit Nos. 2-10314, 63-32307, 63-32336, 63-32337

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 07/24/2006. Your cooperation is appreciated.

Sincerely

A handwritten signature in black ink, appearing to be 'SL' or similar initials, written in a cursive style.

Steve Lester
Water Rights Supervisor

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

63-32336

JAN (MARTHA J) GEORGE
PO BOX 610
STAR ID 83669

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Total Diversion: 0.04 CFS

Date Filed: 03/27/2006

Place Of Use: DOMESTIC

T04N R02W S1 NWNE Lot 2 SWNE

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KARL J DREHER, Director

Published on 7/6 and 7/13/2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

June 6, 2006

JAN GEORGE
PO BOX 610
STAR ID 83669

RE: Application for Permit

Dear Applicant:

Your recent application for permit regarding ground water for domestic purposes is being processed. To assist this office in completing the initial processing steps, please address the following items.

- 1) A map clearly identifying the location of the point of diversion and place of use is required for every water right application. I am enclosing a map you can use for this purpose. Simply mark an "X" where the well is located and indicate where the home is located.
- 2) You have identified the place of use as being in the NENE, Section 1. Item 3 on the front page needs to be completed to the 40-acre tract description (i.e. NENE); you have only identified the NE (160-acre tract description).
- 3) Item 11b needs to be filled in. If you are not the owner of the place of use, item 11c will also need to be completed.

After you have completed these items, please also place your initials where indicated on the top of the front page.

Please submit the requested information to allow final evaluation of your application to be completed. You may seek additional time to provide the information by making a written request to delay or interrupt processing. Your written response including the requested information, or a request for more time to seek the information must be received within thirty (30)-days of the date of this letter. The application will be voided or removed from our records without a timely reply.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure: Original Application

Idaho Department of Water Resources Receipt

Receipt ID W033998

Payment Amount	\$100.00	Date Received	3/30/2006 2:40:22 PM	Region	Western	Status
Payment Type	Check	Check Number	97929			

Payer GEORGE, MARTHA JAN**Comment** APPLICATION FOR PERMIT

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	PERMITS	0229	21	62103	1155

_____
Signature Line (Dept. Representative)

3-24-06

RECEIVED

MAR 27 2006

WATER RESOURCES
WESTERN REGION

Dear Sue,

Enclosed you will find a cashier check for \$100.00. The original application to have my well registered was sent with a personal check. If you could void that check I would appreciate it. It is my understanding that once my check was returned for insufficient funds I would need to submit either a cashier check or money order to complete the application.

Thank you for all of your help.

Sincerely,

Jan George

Idaho Department of Water Resources Receipt

Receipt ID W033826

Payment Amount	\$100.00	Date Received	2/13/2006 1:14:55 PM	Region	Western	Status	
Payment Type	Check	Check Number	8038				

Payer GEORGE, JAN**Comment** APPLICATION FOR PERMIT

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	PERMITS	0229	21	62103	1155

_____
Signature Line (Dept. Representative)