

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13903

Priority: August 3, 1999

Maximum Diversion Rate:

0.65 CFS

This is to certify, that **CAROL LYNN MAC GREGOR**
1109 WARM SPRINGS AVE
BOISE ID 83712

has applied for a permit to appropriate water from:
UNNAMED STREAM tributary of **MOORES CREEK**

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	04/15 to 10/31	0.60 CFS
STOCKWATER	01/01 to 12/31	0.05 CFS
	Totals	0.65 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENEW, Sec. 14, Township 13N, Range 03E
VALLEY County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	03E	14	SENE 10.0	NENW 20.0		30.0

Total number of acres irrigated: 30.0

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2005**.
2. Subject to all prior water rights.
3. 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 permit holder had no control.
4. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.

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SEP 13 2000

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

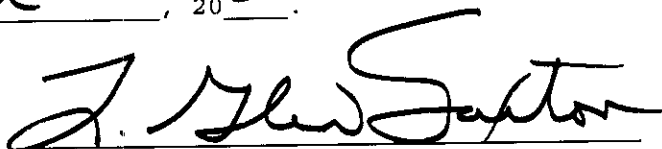
NO. 65-13903

CONDITIONS OF APPROVAL AND REMARKS

6. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
8. Stockwater use is for 150 range cattle.
9. Source is known locally as Janelle Creek.

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 March, 2000.


for
Karl J. Dreher, Director

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RECEIVED

AUG 03 1999

FORM 202

1/96

WATER RESOURCES
WESTERN REGIONIdent. No. 65-13903

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MAR 1 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

- Name of Applicant CAROL LYNN MAC GREGOR Phone 386-9494
Post Office address 1109 WARM SPRINGS AVE BOISE ID 83712
- Source of water supply UNNAMED STREAM which is a tributary of MOORE'S CREEK
AA JANELLE CREEK
- Location of point of diversion is SE 1/4 of NW 1/4, Govt. Lot Valley *
Sec. 14 Township 13N Range 03E B.M. _____ County; additional points of
diversion if any: _____
- Water will be used for the following purposes:
Amount .6 for IRRIG purposes from 4/15 to 10/15 (both dates inclusive)*
(cfs or acre-feet per annum)
Amount .05 for STOCKWATER purposes from 01/01 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)
- Total quantity to be appropriated is (a) .65 and/or (b) _____
cubic feet per second acre feet per annum
- Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. PLASTIC DIVERSION DAM, DITCHES
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 _____ 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? _____; Drilling firm _____:
Well was drilled for (well owner) _____
- Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)
- Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. 150 RANGE CATTLE
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

* COUNTY added PER Review OF maps. MICROFILMED

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9. Description of place of use:

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

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

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	3E	14					20			10									30
							5			5									

Total number of acres to be irrigated 30

10. Describe any other water rights used for the same purposes as described above. NONE

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

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

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

12. Remarks: Applicant agrees to mitigate consumptive use in the future as needed. DAN 11-8-99

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

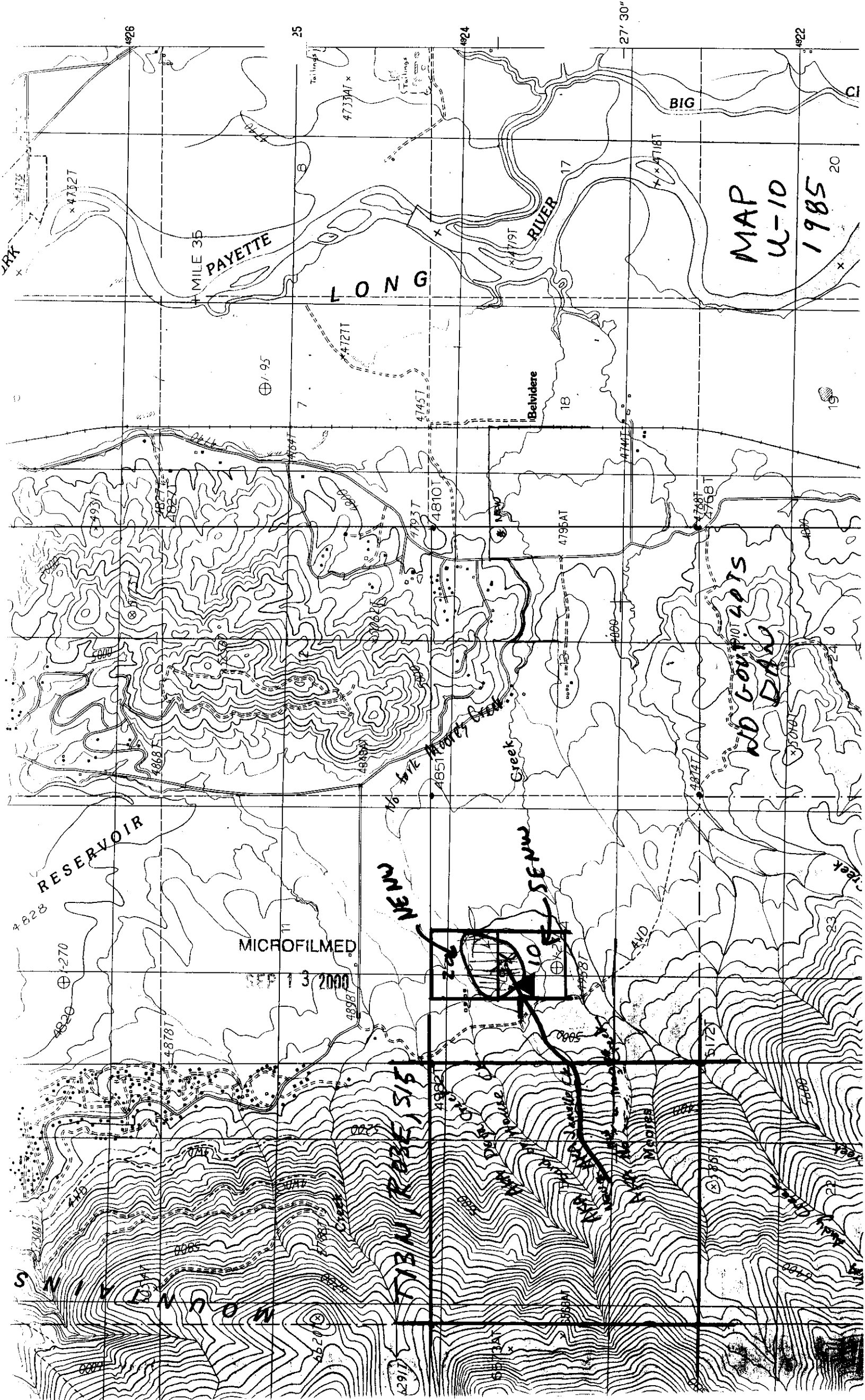
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Carol Lynn MacGregor
(Applicant)
sole proprietor

Received by RCh Date 8/3/99 Time 08:39 Preliminary check by DAN
Fee \$ 100.00 Receipted by RCh # W025537 Date 8/3/99
Publication prepared by ST Date 12-17-99 Published in Long Valley Adm.
Publication approved ST Date 1-28-00

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SD-0420-2
MODIFY RECORD

Idaho Department of Water Resources
Modify Comment

Date: 11/17/99
Time: 07:40:24

Water Right Number: 65-13903

Comment Date: 11/15/1999 User ID: DNELSON

Subject: ADDITONAL INFORMATION _____

APPLICANT: States stockwater is for 150 range cattle. The regional name for the unnamed stream is Janelle Creek.
IDWR REVIEW: The USGS Quadrangle map does not show a steam in th the area marked by the applicant, but there is a draw that could produce runoff water. Water right 65-03408 overlaps a portion of the place of use, but does not cover all of the acres listed on this application. Therefore, a portion of this application will be supplemental to 65-03408 and the remainder will be a primary right.

(Enter=Continue/Exit) (Gold2=Update) (Gold3=Delete) (Gold4=Prev) (Gold5=Next)

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SEP 13 2000

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 3, 2000

CAROL LYNN MAC GREGOR
1109 WARM SPRINGS AVE
BOISE ID 83712

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13903

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

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

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MAR 13 2000

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley Keen". The signature is fluid and cursive, with the first name "Shelley" and last name "Keen" clearly distinguishable.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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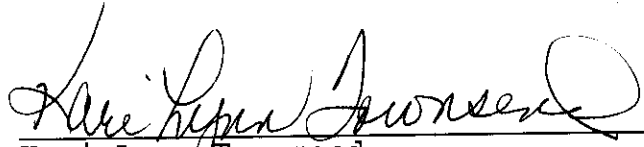
SEP 13 2000

CERTIFICATE OF MAILING

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

Water Right No. 65-13903

CAROL LYNN MAC GREGOR
1109 WARM SPRINGS AVE
BOISE ID 83712


Kari Lynn Townsend
Secretary

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SEP 13 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

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MAR 1 2000

Department of Water Resources

FILE PRESENTATION

This application was processed prior to the January 12, 2000 memo "Changes to Water Right Applications." The old technique of making application changes was used.

To avoid additional processing delay, the file is forwarded as "one in the pipeline" with respect to that memo. The regional office anticipates that this will be acceptable for this limited group of applications.

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JAN 12 2000

WATER RESOURCES
WESTERN REGION

RECOMMENDATION OF WATERMASTER

Application No: 65-13903 and 65-13905

Applicant's Name: Carol Lynn MacGregor

Watermaster's Recommendation:

- a) _____ I do not oppose approval of this application.
- b) X I do not oppose approval of this application if it is conditioned as follows: Under control of Watermaster for Water District No. 65
- c) _____ I oppose approval of this application for the following reasons:
- d) Additional Comment: _____

Dated this 11th day of January, 2000

Water District No. 65

Mark Limbaugh, Watermaster

Use reverse side of page if you need more space.

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30 IS TOTAL
Applicant agrees to mitigate consumptive
use in the future as needed.

65-13905
MAC GREGOR, CAROL LYNN
1109 WARM SPRINGS AVE
BOISE, ID 83712
Source: UNNAMED SPRING
Tributary: MOORES CREEK
Diversion Pt: SWSWNW Sec 14 T 13N
R 03E in VALLEY County.
Use: DOMESTIC (0.020 CFS)
TOTAL DIVERSION: (0.020 CFS)
Date Filed: 8/3/1999
In: VALLEY County
T13N R03E S14 NENW

NOTICE OF APPLICATION FOR
WATER RIGHT
The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

65-13901
BROCK DOUGLAS
PO BOX 1131
SUN VALLEY, ID 83353
Source: SPRING
Tributary: LITTLE SQUAW CREEK, N.
FORK
Diversion Pt: NWNWSE Sec 1 T 10N R
02E in VALLEY County.
SWNWSE Sec 1 T 10N R 02E in VAL-
LEY County.
Use: STOCKWATER (0.020 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.060 CFS)
Date Filed: 8/2/1999
In: VALLEY County
T10N R02E S01 NESW NWSE

65-13902
EVANS, LOIS E
PO BOX 404
EMMETT, ID 83617
Source: SPRING
Tributary: LITTLE SQUAW CR
Diversion Pt: SWNWSE Sec 10 T 10N R
02E in VALLEY County.
Use: DOMESTIC (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 8/9/1999
In: VALLEY County
T10N R02E S10 NWSE

T10N R02E S10 NWSE

65-13903
MAC GREGOR, CAROL LYNN
1109 WARM SPRINGS AVE
BOISE, ID 83712
Source: UNNAMED SPRING
Tributary: MOORES CREEK
Diversion Pt: SENW Sec 14 T 13N R
03E in VALLEY County.
Use: IRRIGATION (0.600 CFS)
STOCKWATER (0.050 CFS)
Total Diversion: (0.650 CFS)
Date Filed: 8/3/1999
In: VALLEY County
T13N R03E S14 SENE NENW

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 for each application
on or before DECEMBER 20, 1999. The
protestant must also send a copy of the
protest to the applicant.
KARL J. DREHER, Director
Publish 12/1 & 12/8/1999

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SEP 13 2000

D.

Affidavit of Publication

STATE OF IDAHO

COUNTY OF VALLEY

I, Robin M. Simpson, being duly sworn deposes, and says, I am the Publisher of The Long Valley Advocate, a weekly newspaper published at Cascade, in Valley County, Idaho; and having a general circulation therein and of legal status in said county.

The Water rights appl #65-13901, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began 12/8, 1999, and ended 12/11, 1999.

Robin M. Simpson

Robin M Simpson
Signed this the 12 day of Jan, 2000

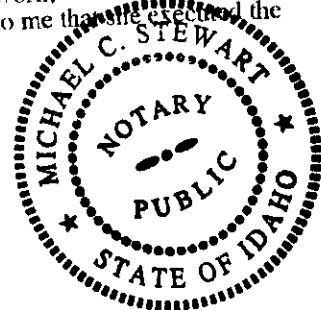
STATE OF IDAHO
COUNTY OF VALLEY

RECEIVED
:SS. JAN 21 2000

WATER RESOURCES
WESTERN REGION

On this the 12th day of Jan, 2000, before me, a Notary Public in and for said State, personally appeared Robin M. Simpson, 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 acknowledged to me that she executed the same.

Michael Stewart
Notary Public State of Idaho
Residing at: Cascade
Commission Expires: 10/30/2004



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REQUEST TO PROCESS

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

Name of Applicant

Mailing Address

Application No.
(if known)

Carol Lynn MacGregor, PhD
1109 Warm Springs Ave.
Boise, ID 83712

☐ IN LOCAL PUBLIC INTEREST

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

☐ PROPOSE MITIGATION NOW

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

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

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

Signature

Date

Carol Lynn MacGregor
Aug 3, 1999

Please return this form to:

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

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SEP 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

December 15, 1999

KARL J. DREHER
DIRECTOR

MARK LIMBAUGH
102 N MAIN
PAYETTE ID 83661

Re: Applications for Water Right Nos. 65-13903, 65-13905 and 63-13912 in the Name of
Carol Lynn MacGregor

Dear Watermaster:

Enclosed are copies of the above-referenced applications for permit. Also enclosed are forms for your recommendation concerning these applications.

Please review the applications and return any comments you might have within two weeks.

If you have any questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman

GS:st

Encl: Copy of Application
Recommendation of Watermaster Form

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SEP 13 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

November 15, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit

Dear Sir:

Enclosed are copies of applications for permit that the proposed use is from surface water. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by January 3, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:st

Encl.

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SEP 13 2000

TELEPHONE COMMUNICATION DOCUMENTATION

SUBJECT: CAROL LYNN MAC GREGOR'S 4 APPLICATIONS FOR PERMIT

IDWR EMPLOYEE/AGENT: DAN NELSON

DATE: 11/10/1999

PERSON CONTACTED: CAROL LYNN MAC GREGOR

PHONE: (208) 386-9494

RE: ADDITIONAL INFORMATION REQUIRED FOR APPLICATION FOR PERMIT

On this date Carol Lynn Mac Gregor called me to determine the status of her applications for permit. I informed Ms. Mac Gregor that I had just sent out a letter requesting additional information for all four applications for permit. Ms. Mac Gregor asked if she could answer these questions on the telephone to expedite the processing of these permits. The following responses were given as answers to a letter composed and sent on 11/9/1999 and are answered in the order of this letter:

- 1.) When asked if the domestic application was for a new or existing home Ms. Mac Gregor stated that it was for a new home.
- 2.) I asked if the application for permit to irrigate lands from Janelle Creek was co-mingled with water from Sand Creek and House Creek under water right 65-3408. Ms. Mac Gregor stated that all three creeks could irrigate some of the acres, but that there were some acres that could only be irrigated by each of the respective creeks. Therefore, the acres listed on this water right are the only lands that could be irrigated by Janelle Creek and should be the only acres listed in this permit.
- 3.) I asked if the 2 applications for permit for heating were going to be serving the same places of use. Ms. Mac Gregor stated that both permits would serve the same places of use and would be piped together. Two permits were filed because one source is groundwater and the other source is a hot spring.
- 4.) I then asked Ms. Mac Gregor to explain the relationships between the 5 existing water rights on the spring. Ms. Mac Gregor informed me that she had purchased water rights 65-01973 and 65-01972 from Eastern Western Corp and was the current owner of the springs. I spoke with Scott Van Hoff concerning this change of ownership and found that ownership had indeed been changed and that it is recorded in Ms. Mac Gregor's name in the Adjudication Data base as R65-01972 and R65-01973. When asked about the Pancheri's water rights, numbers 65-12891, 65-13332, and 6513458, Ms. Mac Gregor stated that she was aware of them and that the Pancheri's take their water from the hot springs after it crosses over the property line. Ms. Mac Gregor also stated that she was aware that she would be subject to their senior priority date.
- 5.) When I asked Ms. Mac Gregor to demonstrate how she determined the diversion rates for the heating components of the water right, Ms. Mac Gregor informed me that Terry Scanlon of Scanlon Engineering had determined those figures and to call Mr. Scanlon. Mr. Scanlon and I spoke on the telephone and he told me he would send what he had.

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SEP 13 2000

COPY

WR5809NP
No. 65-03408

Water Source: SAND CREEK
HOUSE CREEK

Tributary to: WILLOW CREEK
MOORES CREEK, NORTH FORK

Stage: DECREED

Point(s) of Diversion:	T13N R03E S14	NENW	NWNW	SENW	VALLEY County
------------------------	---------------	------	------	------	---------------

Place of use Legal Description for: IRRIGATION

Place of use Legal Description for: IRRIGATION																																									
NE												NW				SW				SE																					
				NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	---	:	---
13N	03E	14	:									:	38		08						:								:										:	46.0	
																												TOTAL ACRES				46.0									

Pou County: VALLEY

Remarks: GEN 2 P/D IN NENW, S14, T13N, R3E AND 3 P/D IN NWNW, S14, T13N, R3E
FROM SAND CK., TRIB. WILLOW CREEK.
SOURCES ARE SAND CK., TRIB. WILLOW CK.: HOUSE CR., TRIB.
MOORES CK., NORTH FORK.

Dates:	App. Received:	Priority Date:	04/01/1897
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/24/87 04/30/88 CONVERT 06/05/89 CURTIS 10/11/94 SCURTIS



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

11/9/99

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CAROL LYNN MAC GREGOR
1109 WARM SPRINGS AVE
BOISE, ID 83712

***RE: FOUR APPLICATIONS FOR PERMIT IN TOWNSHIP 13N RANGE 3E
SECTIONS 13 AND 14***

COPY

Dear Ms Mac Gregor,

Your applications for permit to appropriate a spring for domestic purposes, appropriate an unnamed stream (AKA Janelle Creek) for irrigation, appropriate a spring (Belvidere Hot Springs) for heating and commercial uses, and appropriate groundwater for heating and commercial uses were received on 8/3/1999. Processing on these applications will be delayed until we receive the following additional information.

- 1.) Our records show that there is currently a domestic water right (65-03409) from ground water, listed in the same area as the domestic water right from a spring from your application. We need to know whether this new application goes to a new home or is for an alternate source of water for the existing home.
- 2.) The irrigation right from Janelle Creek covers some of the same acres licensed to water right 65-03408. This water right diverts water from San Creek and House Creek to irrigate 46 acres. We need to know if the water from Janelle Creek is used to supplement the water diverted from Sand Creek and House Creek. If so would you like to include all of the acres described in water right 65-03408?
- 3.) The two heating applications seem to be describing the same uses. We need to know if these two uses are for two separate sources for the same use or if there is two separate uses for each water source. Please let us know if the two sources will be tied together in a common line.

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- 4.) On the heating application for Belvidere Hot Springs you state that water rights 65-01972 and 65-01973, owned by Eastern Western Corporation, also divert out of this spring. We need to know the actual ownership of the spring or what type of arrangement there is concerning this spring with other water users. My review also revealed that water rights 65-12891, 65-13332, and 65-13458 owned by Duane and Darwin Pancheri hold water rights for Hot Springs in this 10-acre tract. We will need to know the relationship between all of these water rights and determine the number of springs, who owns which spring and who has easements and the use of the springs in this 10 acre tract.
- 5.) For both of the two heating permits we will need information from the person designing your heating system that justifies the diversion rates that you have requested. If you have not yet acquired a person to design you heating system, we will need you to submit the following information:
- a) Inside design temperature of the areas being heated.
 - b) Livable Square feet of homes and number of homes
 - c) Heatable square feet of offices, shops, barns, etc.
 - d) Energy efficiency of buildings (please see attachment and choose 1-4)
 - e) Temperature of the water at the source (well, springs)
 - f) The number of swimming pools, the rate at which they will be filled, the number of times they will be filled per day.
 - g) The number of spas, the rate at which they will be filled, the number of times they will be filled per day.

In order to process all of the applications in our office as efficiently as possible, we are required by Idaho Code § 42-204 to ask that this information be sent to our office within 30 days or we are to void the application for permit. **Therefore, if we do not receive the above information by 12/10/1999 we will be forced to void your applications for permit.** If your permit is voided you will be able to re-file for these water rights with a later priority date.

I have requested a great deal of information for these permits and would be more than willing to set up an appointment with you to go over all of this information. If you would like an appointment please call the above number.

Respectfully,



Daniel A. Nelson
Sr. Water Right Agent

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Choose 1 of 4
Values for e

Values for (e) are as follows:

Choose 1 of 4
Values for e
↓

.28 = Best energy efficiency -

Insulation in addition to that found in the average house, walls are now R19 (5 inches of blanket insulation in a 6 inch wall space), ceilings are R33 (approximately 9 inches of blanket insulation), all windows and doors are caulked and weather stripped.

.44 = Better energy efficiency -

All windows and doors caulked and weather stripped, no additional insulation above the average residence.

.67 = Average residence -

Modern home with no weatherproofing and the following insulation: walls R13 (3-1/2 inches of blanket insulation), ceiling R25 (6 inches of blanket insulation), double pane windows, or single pane with storm windows, concrete floor or concrete block basement wall.

1.11 = Poor energy efficiency -

Older home with the following insulation: walls are approximately R6 (typical frame construction with no insulation between the stud), ceiling R10 (3 inches of loose fill insulation), single pane windows with no storm windows and no weather stripping of the doors and windows.

Table 1 shows some typical BTU's/sq.ft.-hr for the four types of house efficiencies at a variety of design temperatures.

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65-13903

MAC GREGOR, CAROL LYNN
1109 WARM SPRINGS AVE
BOISE, ID 83712

Source: UNNAMED SPRING

Tributary: MOORES CREEK

Diversion Pt: SENW Sec 14 T 13N R 03E in VALLEY County.

Use: IRRIGATION	(	0.600 CFS)
STOCKWATER	(	0.050 CFS)
Total Diversion:	(	0.650 CFS)

Date Filed: 8/ 3/1999

In: VALLEY County		
T13N R03E S14	SENE	NENW

30.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

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