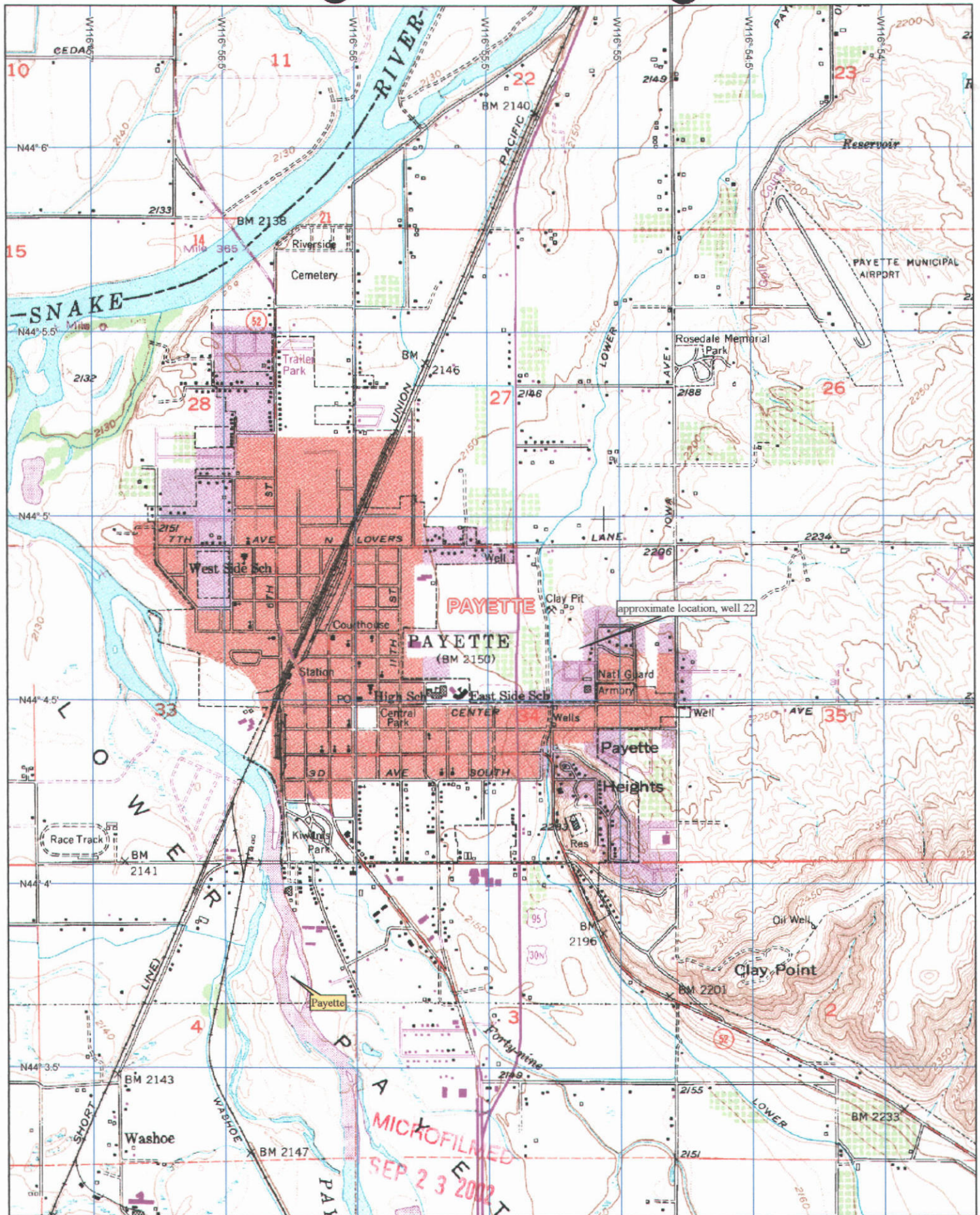
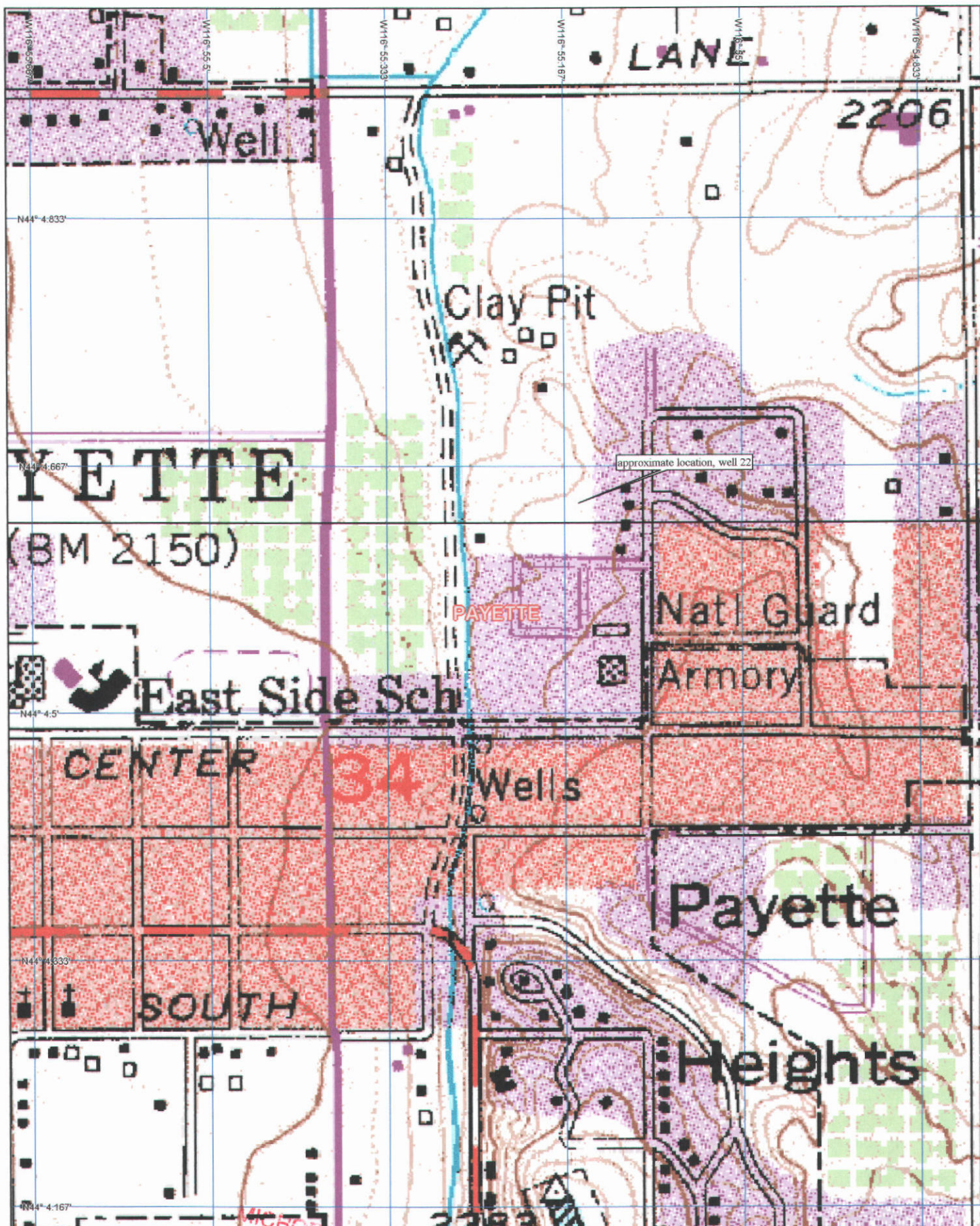




P/D: T9N R5W
Sec 34 NESWNE

No Bow Ut



SEP 23 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 65-22663

Priority: 02/28/2002

Maximum Diversion Rate: 0.89 CFS

This is to certify, that CITY OF PAYETTE
700 CENTER AVE
PAYETTE ID 83661

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>
MUNICIPAL	01/01 to 12/31	0.89 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, Twp 09N, Rge 05W, B M. PAYETTE County

CONDITIONS OF APPROVAL

- 1 Proof of application of water to beneficial use shall be submitted on or before **June 1, 2007**.
- 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 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 5 After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. 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.
7. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
- 8 Place of use is within the service area of the City of Payette municipal water supply.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 17th day of June, 2002.

MICROFILMED

SEP 23 2008


KARL J DREHER, Director

CEIVED

Ident No 65-22663

FEB 28 2002

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

RECEIVED

MAY - 2 2002

- 1 Name of Applicant City of Payette Phone 208-642-6000 Department of Water Resources
Mailing address 700 Center Ave. Payette, ID 83661
- 2 Source of water supply Ground Water which is a tributary of N/A
- 3 Location of point of diversion is Township 9N Range 5W Sec 34, in the NE $\frac{1}{4}$,
SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt Lot , B.M., PAYETTE County,
additional points of diversion if any N/A
- 4 Water will be used for the following purposes
Amount 0.892 CFS for Municipal purposes from Jan. 1 to Dec 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) 0.892 and/or (b) 646
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 Ground Water Well
- b Height of storage dam N/A feet; active reservoir capacity N/A acre-feet, total
reservoir capacity N/A acre-feet
- c Proposed well diameter is 14/10 inches, proposed depth of well is 260 feet
- d Is ground water with a temperature of greater than 85°F being sought? No
- e If well is already drilled, when? N/A, Drilling firm N/A
Well was drilled for (well owner) N/A, Drilling Permit No N/A
- 7 Time required for completion of works and application of water to proposed beneficial use is 5 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 N/A
b Stockwatering, list number and kind of livestock N/A
c Municipal, show name of municipality City of Payette
d Domestic, show number of households. N/A
e Other, describe fully N/A

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SEP 23 2002

- 3 Description of place of use To be used within the City of Payette
- 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	

Total number of acres to be irrigated N/A

10 Describe any other water rights used for the same purposes as described above. Other Municipal Wells

- 11 a Who owns the property at the point of diversion? City of Payette
- b Who owns the land to be irrigated or place of use? N/A
- c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N/A

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)

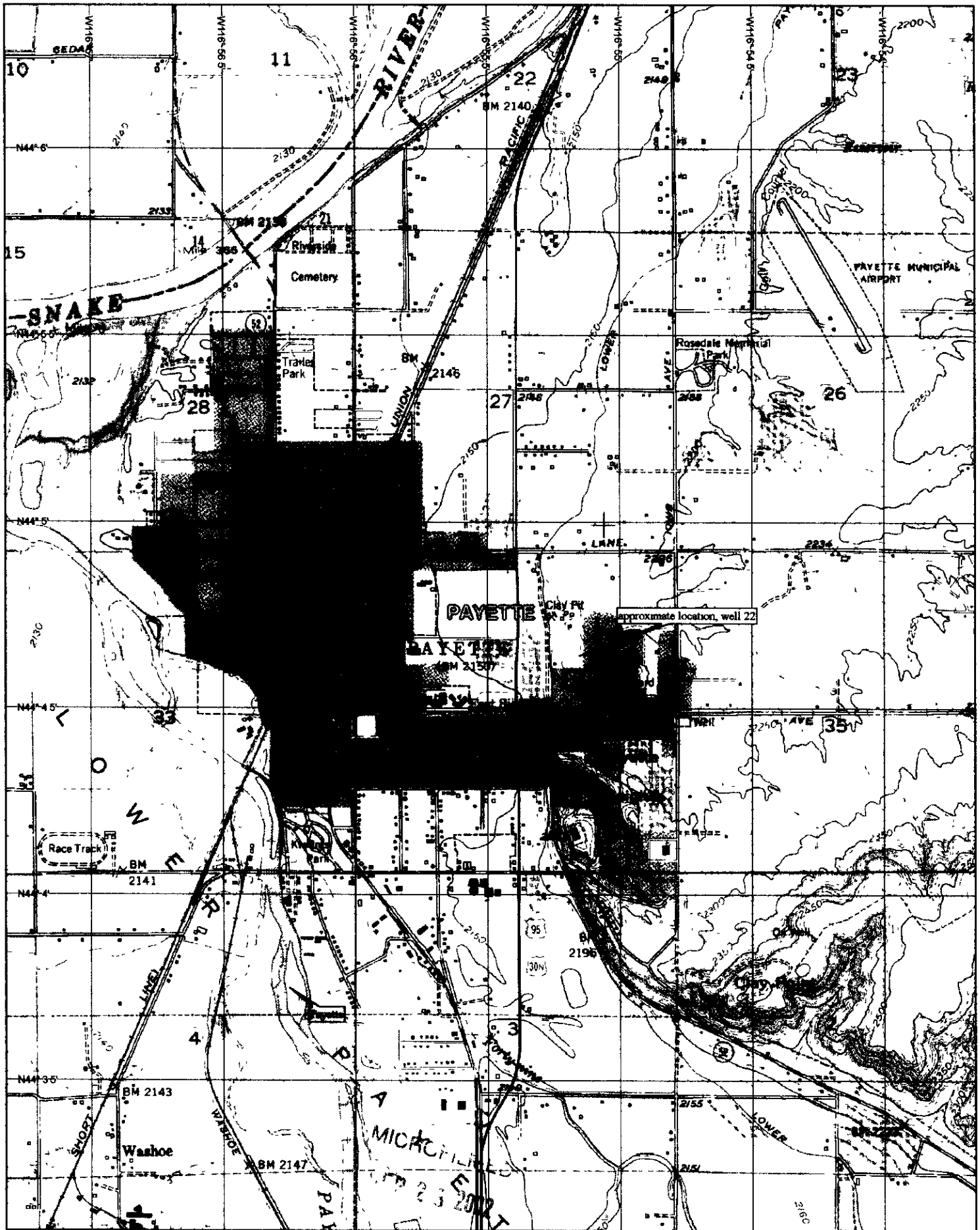
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth

Paul A. Stevens, P.E.
CITY ENGINEER & PUBLIC WORKS DIRECTOR
 Signature of Applicant (and title, if applicable)

Received by Kh Date 2/28/02 Time 10:30 Preliminary check by Ly
 Fee \$ 25000 Receipted by Kh # W028803 Date 2/28/02
 Publication prepared by dt Date 4-3-02 Published in INDEPENDENT ENTERPRISE
 Publication approved dt Date 4-26-02

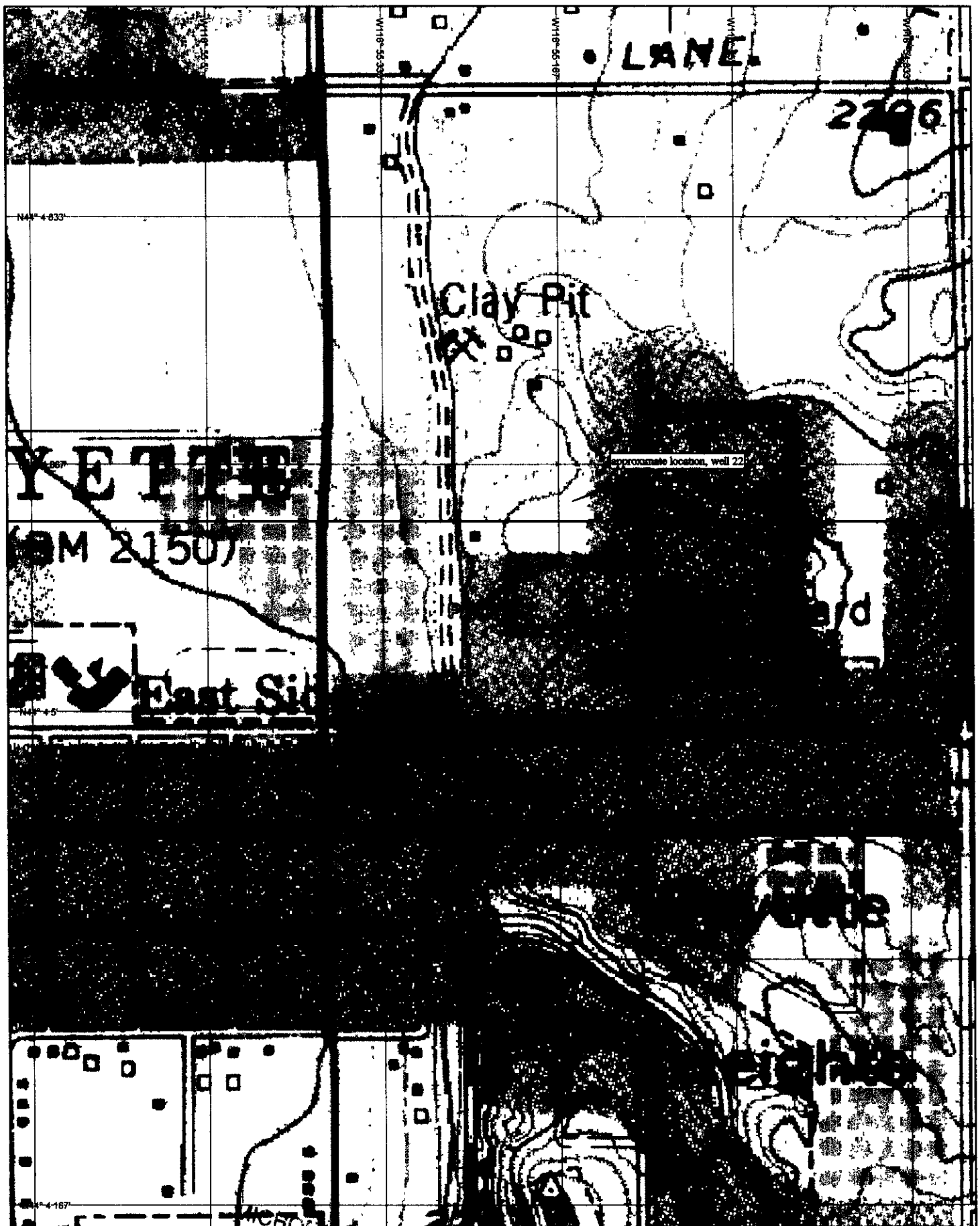
MICROFILMED

1992



P/D: T9N R5W
Sec 34 NESWNE

No Bow Ut



SEP 1 1999

EXHIBIT A

Beginning at a point 253.4 feet West of the Southeast
Corner of the NW1/4 of the NE1/4 of Sec. 34, Twp. 9 N., R.
5 W., B.M.;

Thence South 408.33 feet;
thence West 533 feet, more or less, to the East bank of
the canal of the Lower Payette Ditch Co.;
thence North along said canal 408.33 feet;
thence North 11° West 495 feet;
thence East 627.5 feet to a point North of the Point of
Beginning;
thence South 486 feet to the Place of Beginning.

SUBJECT TO an existing Easement over and along the East
20 feet of the above described parcel.

Together with any and all water, water rights, ditches,
ditch rights, minerals, mineral leases and any and all
irrigation rights appurtenant to said lands or in
anywise connected therewith.

Subject to all outstanding reservations, easements,
rights-of-way, restrictions, dedications, mineral
leases, mineral reservations and mineral conveyances of
record.

MICROFILMED
SEP 23 2002

TOTAL P.04





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 18, 2002

CITY OF PAYETTE
700 CENTER AVE
PAYETTE ID 83661

RE: Permit No 65-22663

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.

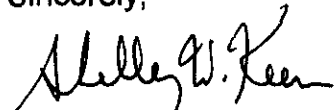
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened 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.

RECEIVED
JUN 20 2002

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 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

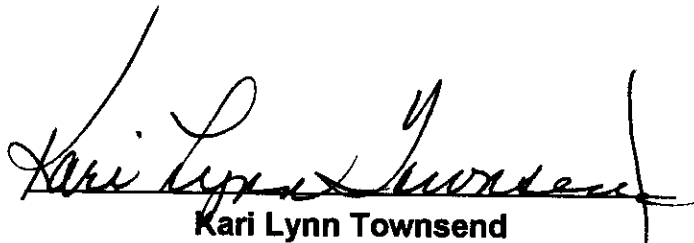
SEP 23 2002

CERTIFICATE OF SERVICE

I hereby certify that on June 18, 2002 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. 65-22663

**CITY OF PAYETTE
700 CENTER AVE
PAYETTE ID 83661**



**Kari Lynn Townsend
Secretary**

MICROFILMED

SEP 23 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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 Idaho Water Resource Board (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)

MICROFILMED
SEP 23 2002

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.

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 6/7/02

No. 65-22663 Name: City of Payette Corp. Officers ✓ Ad ok ✓ Govt Lots

AREA OF CONCERN: No/Yes Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD North/East/West
≤ 0.24 cfs/5 acres - No MD
≤ 0.24 cfs/5 acres - 067
WMD
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
≤ 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
 or 17M (not FERC regulated)
 025-027-R22-08A

BENEFICIAL USE DUE: 6/01/2007

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
 > 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD#)
 ≤ 0.20 cfs/others - 01H, 01P or No MD
 > 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W23, N/A
 (02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 002, 003
Irr., GW supp to SW - 002, 003
~~Future needs~~ - 007, 109
FISH PROP - 029 (70's only)-007-122-106
DOMESTIC
 Surface water - WB5 (Big Wood/Boise above Star Bridge)
 - 27A (Payette R)
 > 1 m restricted area - 070-071-075 (no parks/common areas)
 Irr/separate or none allowed - WB5
 GW w/irrigation from SW evident - 065-104
 Moratorium approvable - W03 (2500 gpd - meets domestic def
 i.e. D/convenience store)

IRRIGATION SEASON (Per updated map)

IRR VOLUME/ACRE

OTHER CONDITIONS/REMARKS

The City limits service area of City of Payette

COMMENTS

MAY - 2002

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Department of Water Resources

Initial review by g Date 3/7/02 Application # 65-22663

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, the 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 Assumed
- ☒ 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 (Show T, R, S, QQ &/OR QQQ)
- ☒ Subdivision plat (for > 1 home in restricted area ≥ 5 homes in non-restricted area)
- ☒ Signature (If applicant is corporation, partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Government Lots
☒ P/D
☒ P/U No

ADDITIONAL INFORMATION

Y ADVERTISE REMARKS (Yes or No)

YES NO

- N/A ☒ Overlapping place of use (Describe source and relationship to present application on next page)
- ☒ Overlapping point of diversion
- ☒ Critical groundwater area
- ☒ Ground water management area
- ☒ 1992 moratorium
- ☒ Surface water source, IDFG letter needed
- ☒ Protected river or minimum flow reach, notify water planning bureau
- ☒ E-mail to SCA staff (perennial stream, non-pump diversion &/or any mining)
- ☒ E-mail to Dam Safety staff (for any storage)
- ☒ Mitigation plan Check any that apply
- ☒ Immediate = acceptable plan required and submitted
- ☒ Future = open areas, acceptance of condition of approval is in file
- ☒ Send power requirement letter &/or fish farm requirement letter
- ☒ Power residency affidavit
- ☒ 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 3/7/02 Date Response Received _____

PROCESSING

APPLICATION # _____

YES NO

☒ ☐ In form for advertising
☒ ☐ Statewide advertising (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number, and date recorded on application

SEND COPIES TO NOTE IF E-MAIL COMMENT LETTER USED

YES NO

☒ ☐ I.D. Environmental Quality
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ US BLM
☐ ☒ US Forest Service
☐ ☒ Water Dist # _____
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐ Affidavit of publication received
☒ ☐ Application published correctly? If not, record action taken _____

☒ ☐ Publication dates and paper recorded on application
☐ ☒ Final date for protest 4-22-02
☐ ☒ Protests received
☐ ☒ Recommendations attached
☐ ☒ Measuring device required
☐ ☒ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter

046,121, Must comply with public water supply requirements

Recommended Date of Priority 2/28/02

Recommendation ☒ Approve ☐ Deny by Barys Date 4/29/02

ADDITIONAL INFORMATION

☐ See Attachment(s) ... always include application proof report



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED

MAY 17 2002

Department of Water Resources

RECEIVED

APR 24 2002

Department of Water Resources

1445 North Orchard • Boise, Idaho 83706-2239 • (208) 373-0550

Dirk Kempthorne, Governor
C. Stephen Allred, Director

April 22, 2002

RECEIVED

APR 25 2002

WATER RESOURCES
WESTERN REGIONAL

Gary Spackman
State of Idaho - Department of Water Resources
Boise Regional Office
PO Box 83720
Boise, Idaho 83706

RE: Application for Water Right No. 65-22663 in the Name of the City of Payette

Dear Mr. Spackman:

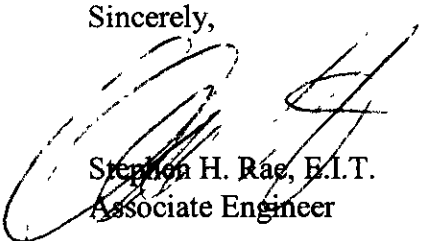
Thank you for the opportunity to respond to your letter dated April 3, 2002. We have the following general comments at this time:

1. **Modifications to Existing Public Drinking Water Systems**

This well will serve an existing public drinking water system. The well lot, well, and well house must be designed by a professional engineer registered in the State of Idaho. Plans and specifications must be approved by this office prior to construction.

If you have any questions, please contact me at (208) 373-0162, or via e-mail at srae@deq.state.id.us.

Sincerely,



Stephen H. Rae, E.I.T.
Associate Engineer

cc: Charles W. Ariss, P.E., Regional Manager-Engineering, Boise Regional Office
Luke Payne, Boise Regional Office
File 1, Eng. City of Payette
Reading File
G:\Engineering\Luke\Comment Letters\IDWR-65-22663-City of Payette_4-22-02.doc

MICROFILMED

SEP 21 2002

APPLICATION FOR WATER RIGHT

65-22663

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

CITY OF PAYETTE
700 CENTER AVENUE
PAYETTE, ID 83661

no Section 1

Point(s) of Diversion NESWNE T09N R05W PAYETTE County Source GROUND WATER

Use MUNICIPAL 01/01 to 12/31 0.89CFS
Total Diversion 0.89CFS

Date Filed. 02/28/2002

Remark Applicant agrees to mitigate consumptive use in the future as needed.
Municipal use is for applicants service area

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 Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 04/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
No. 121

April 3, 10

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Copy of Notice
(First Copy)

Application for Water Right
TITLE OF PUBLICATION

SPONSOR OF PLAINTIFF

65-22663

Department of Water Resource
PLAINTIFF OR LEGAL AGENT

I, Viola M Hawkins, being
duly sworn, deposes and says:

That She is the principal clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published
at Payette, in the County of Payette and State of Idaho; that said
paper has been and is in general circulation in the county
aforesaid, and in the vicinity of Payette; that the advertisement,
a copy of which is attached hereto, was published in said
newspaper once a week for two consecutive weeks in
the regular and entire issue of said paper during the period and
time of publication, and was published in the newspaper proper
and not a supplement; that said paper has been established and
regularly published for more than seventy-eight consecutive
weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with
April 3, 2002, and ending with the issue
of April 10, 2002.
STATE OF IDAHO
COUNTY OF

On this 11th day of April in the year of 2002, before me,
a Notary Public, personally appeared Viola Hawkins
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and
acknowledged to me that he executed the same.

Marjorie J. Rhinhardt
Notary Public for Idaho

Residing at Payette, Idaho

My commission expires: 12-1-04

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines 24

Number of Insertions (2) two

24 Lines @ 2.38... \$ 57.12

24 Lines @ 2.04... \$ 48.96

TOTAL COST
WILL BE \$ 106.08

MICROFILMED

SEP 23 2002

Nº 121



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 3, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Water Right No. 65-22663 in the Name of City of Payette.

Dear Sir:

Enclosed is a copy of the above-referenced application, which may be of interest to your agency. Please review the application 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 April 22, 2002.

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

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman". The signature is written in a cursive, flowing style.

Gary Spackman

GS:lm

Encl.

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SEP 23 2002

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

65-22663

CITY OF PAYETTE
700 CENTER AVE
PAYETTE ID 83661

Point(s) of Diversion NESWNE S34 T09N R05W PAYETTE County Source GROUND WATER

Use: MUNICIPAL 01/01 To 12/31 0.89 CFS

Total Diversion: 0.89 CFS

Date Filed: 02/28/2002

Remark: Applicant agrees to mitigate consumptive use in the future as needed

Municipal use is for applicants service area

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 04/22/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Independent Enterprise on March 3 and 10, 2002.

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SEP 23 2002



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

KARL J. DREHER
Director

March 27, 2002

Legal Notice Department
Independent Enterprise
124 S MAIN
Payette ID 83661

RE: Application for Permit No. 65-22663

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 04/22/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

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SEP 23 2002

REQUEST TO PROCESS

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

Name of Applicant

CITY OF PAYETTE

Mailing Address

700 CENTER AVE

PAYETTE ID 83661

Application No.
(if known)

IN LOCAL PUBLIC INTEREST

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

PROPOSE MITIGATION NOW

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

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

David A. Hansen, DE.

Date

8 March 2002

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5087

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SEP 23 2002

PAUL A STEVENS, P.E.
Public Works Director
City Engineer



CITY of PAYETTE
700 Center Avenue
Payette, Idaho 83661
(208) 642-6024
(208) 642-1412

OFFICE OF THE CITY ENGINEER

March 8, 2002

Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, Id 83705
Attn: Ms. Lori Grazes
334-2190

RECEIVED

MAR 11 2002

WATER RESOURCES
WESTERN REGION

Re: City Boundary Map.

Dear Lori:

Per your request, please find attached a reduced map of the City of Payette with the City Limits shown by a dashed green line. If the map proves too small, we will happily print it at a larger scale.

Please let me know if you need additional information.

If you have any questions please contact me at 642-6024.

Respectfully,

A handwritten signature in black ink that reads "Paul A. Stevens, P.E.".

Paul A. Stevens, P.E.

Cc Mayor
Water Superintendent
City Attorney
IDEQ

MICROFILM

SEP 23 2002

PAUL A. STEVENS, P.E.
Public Works Director
City Engineer



CITY of PAYETTE
700 Center Avenue
Payette, Idaho 83661
(208) 642-6024
(208) 642-1412

OFFICE OF THE CITY ENGINEER

Mr. Rob Whitney
Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, Id 83705
334-2190

Re: well 22 site plan, well, and well house designs and check lists.

Dear Rob:

Thank you for your January 30, 2002 input.

As discussed, this packet includes:

- a completed application for drilling permit form (for the construction of a well).
- a completed water right application form
- copy of proposed well 22 plans and associated checklists.

Two checks, made out to the Idaho Department of Water Resources, are enclosed. The check for \$ 250 covers the water right application fee. The second check, in the amount of \$ 200 is for the well drilling permit fee.

If you have any questions please contact me at 642-6024.

Respectfully,

Paul A. Stevens, P.E.

Cc. Mayor
Water Superintendent
City Attorney
IDEQ

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SEP 3 2002

Please Let Me Know
RECEIVED W. R. H.

Drilling Permit No. _____
Drilling Permit I.D. Tag No. _____
Water Right Permit No. _____
Injection Permit No. _____

FEB 28 2002

State of Idaho
Department of Water Resources

WATER RESOURCES
WESTERN REGION

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

Well #22

1. Owner (please print): City of Payette
2. Mailing Address: 700 Center Ave.
City: Payette State: ID Zip Code: 83661 Telephone: 208-642-6024
3. Proposed Well Location: Twp. 9N Rge. 5W Sec. 34 NE 1/4 SW 1/4 NE 1/4
Gov't Lot No. _____ County Payette Lat. _____ Long. _____
Street Address of Well Site 1841 Decker Drive City _____
Give at least name of road + Distance to Road or Landmark
Lot, block and subdivision _____

4. Proposed Use of Well:

- ☐ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☒ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)

☐ INJECTION

- ☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

- A. ☒ New well ☐ Modify ☐ Replace
- B. Proposed Casing Diameter 10" Proposed Maximum Depth -300'
- C. Anticipated bottom hole temperature:
☐ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: May 2002

7. Anticipated Well Driller: Contingent on bid process Driller's Lic. No. _____
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: Stan A. Stewen Date 26 FEB 2002

Address (if different than owner): 700 CENTER AVE

City: Payette State: ID Zip Code: 83661 Telephone: 642 6024

Title: CITY ENG & PUBLIC WORKS DIRECTOR
(Owner, Firm Representative, Other)

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FEB 28 2002