

Map a from

ROUND

65-12876

Proposed well for
pond (future
filing)

HN
45

5.7518

govt lots
w/ 1/2 acre
or 1/2

O/H Well

65-47-W-0350

(Campground)

65-13758

O/H Well

65-47-W-0373

(1 existing)

proposed

home

65-13759

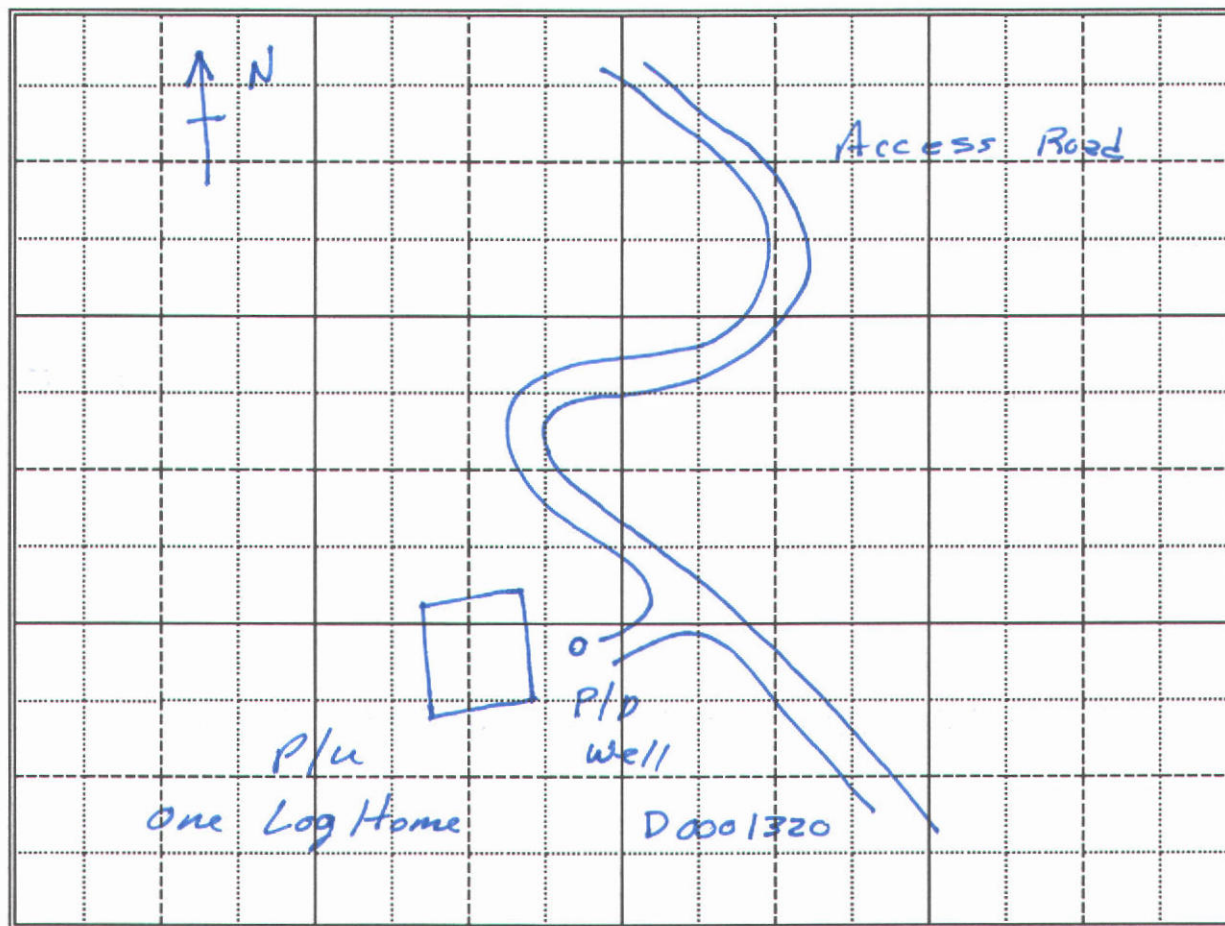
Filed 2 apps on
2 "O/H" wells
recently drilled

-82 11/3/97

Micro-filmed

FEB 13 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = None

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1/2			
			Installed by Dale Pump Works in McCall.		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - Had flow restrictor in well.

MICROFILMED

FEB 18 2000



T11N
R4E

Sec. 18

Sec. 7

MICROFILMED
FEB 18 2000

65-13758

65-13759

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

This well is used for one home.

Dan Tompkins Water Rights Examiner
Signature of Dept. Representative & Title

7-14-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MAKROFILMED

FEB 18 2000

1 of 2

P/O

well

P/u

Home
in

back-
ground



P/O

well



MICROFILMED

FEB 18 2000

65-13759

2 of 2

P/u

Home



MICROFILMED
FEB 18 2000

65-13759

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13759

Priority: November 3, 1997

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that JIM KLING
CAROLYN KLING

1515 SOUTHSIDE BLVD

NAMPA ID 83686

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 3, 1997; and has submitted Proof of Beneficial Use on January 28, 1999. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 18, Township 11N, Range 04E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

11N 04E 18

NWNE

CONDITIONS OF APPROVAL AND REMARKS

1. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
3. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 30th day of FEBRUARY, 2000.

Acting for


KARL J. DREHER, Director

MICROFILMED

FEB 18 2000

RECEIVED

FEB - 2 2000

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 65-13759

Date of Priority: November 3, 1997

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

Comes now

JIM KLING

CAROLYN KLING

1515 SOUTHSIDE BLVD

NAMPA ID 83686

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-13759, and requests that the permit be changed as follows:

Source: **GROUNDWATER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		NWNE , Sec. 18, Township 11N, Range 04E VALLEY County	

PLACE OF USE: DOMESTIC

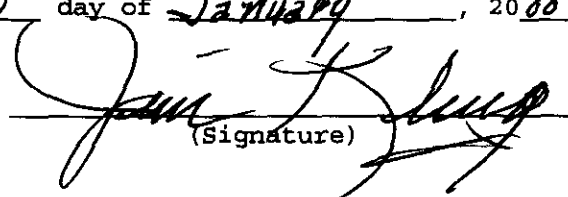
TWN RGE SEC

11N 04E 18

NWNE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Nampa Idaho, this 30 day of January, 2000.


(Signature)

MICROFILMED

FEB 18 2000

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-13759

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Receipted by Jm # C647969 Date 2/2/00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-13759 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The irrigation occurring under this domestic use shall not exceed
1/2 acre.
2. The domestic use authorized under this right shall not exceed
13,000 gallons per day.
3. Domestic use is for 1 home.

Witness my hand this 3RD day of FEBRUARY, 2000.


Acting for KARL J. DREHER, Director

MICROFILMED
FEB 18 2000

RECEIVED

FEB 02 1999

FOR OFFICE USE ONLY
Amt. of Fee \$ N/A
Receipt No.
Receipt By.
Date Received.

RECEIVED

JAN 28 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 65-13759 Telephone No. 466-347 1431
2. Name(s) of Permit Holder(s): Jim & Carolyn Kling
3. Mailing Address: 1515 Southside Blvd. Nampa ID 83686
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. Oct. / yr. 1997
 - a. Well Driller: Justin Drilling Permit Number. 65-97-W-0373
 - b. **OPTIONAL:**
Pump Horsepower: 1/2 Pressure (psi): Dynamic pumping level (ft):
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 2 Stockwater (No. and type of stock)
Irrigation (No. of acres): Other:
6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u> </u>	or	No <u>X</u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u>	or	No <u>X</u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u>X</u>
8. Fee Enclosed: \$ N/A (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: AS Above Telephone Number:
Address:
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

(include your title, if on behalf of company or organization)

Date:

1/28/99

APR 09 1999

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 65-13759

Proposed Priority: November 3, 1997

Maximum Diversion Rate:

0.04 CFS

This is to certify, that JIM KLING

CAROLYN KLING

1515 SOUTHSIDE BLVD

NAMPA ID 83686

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 18, Township 11N, Range 04E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

11N 04E 7

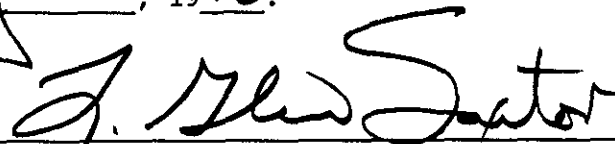
NWNE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 2003.
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. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
6. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
7. Domestic use is for 2 homes.

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

12th day of January, 1998.



Karl J. Dreher, Director

MICROFILMED

FEB 13 1998

Ident. No. 65-13759STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR PERMIT

JAN 12 1998

To appropriate the public waters of the State of Idaho

- Department of Water Resources
- Name of Applicant Jim s/o Carolyn Kling Phone 466-1431
Mailing address 1515 Southside Blvd Manga ID 83686
 - Source of water supply Groundwater which is a tributary of _____
 - Location of point of diversion is Township 11N Range 4E Sec. 18 in the _____ 1/4.
NW 1/4, NE 1/4, Govt. Lot —, B.M., Valley County;
additional points of diversion if any: _____
 - Water will be used for the following purposes:
Amount .04 for Domestic purposes from 1/1 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)
 - Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum
 - Proposed diverting works:
 - Describe type and size of devices used to divert water from the source Well, pump & pipeline
 - Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - Proposed well diameter is 6 inches; proposed depth of well is 100 feet
 - Is ground water with a temperature of greater than 85°F being sought? No
 - If well is already drilled, when? *; Drilling firm Gertie
Well was drilled for (well owner) Applicant; Drilling Permit No. 65-97-W-0378
 - 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):
 - Hydropower; show total feet of head and proposed capacity in KW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; show name of municipality. _____
 - Domestic; show number of households. 2 with landscaping not to exceed 1/2 Acre
 - Other; describe fully. _____

MICROFILMED

FEB 13 1998

* start card 2/20/97 10/16/97

- 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
11N	46	18
NE		
NE	NW	SE
NE	NW	SE
NW		
NE	NW	SE
NE	NW	SE
SW		
NE	NW	SE
NE	NW	SE
SE		
NE	NW	SE
NE	NW	SE
SE		
TOTALS		

Total number of acres to be irrigated

10. Describe any other water rights used for the same purposes as described above. 65-128708 Spring for

15157 (c.900)

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

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

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

ଶ୍ରୀମତୀ ସୁମିତ୍ରା ଦାସ

12. Remarks:

1 house completed & 1/2 owned w. H.O. Next 20 years

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.

FEB 13 1998

Signature of Applicant (and title, if applicable)

Received by 50 Fee \$ _____
Publication prepared by _____
Publication approved by _____

Received by _____
Date _____

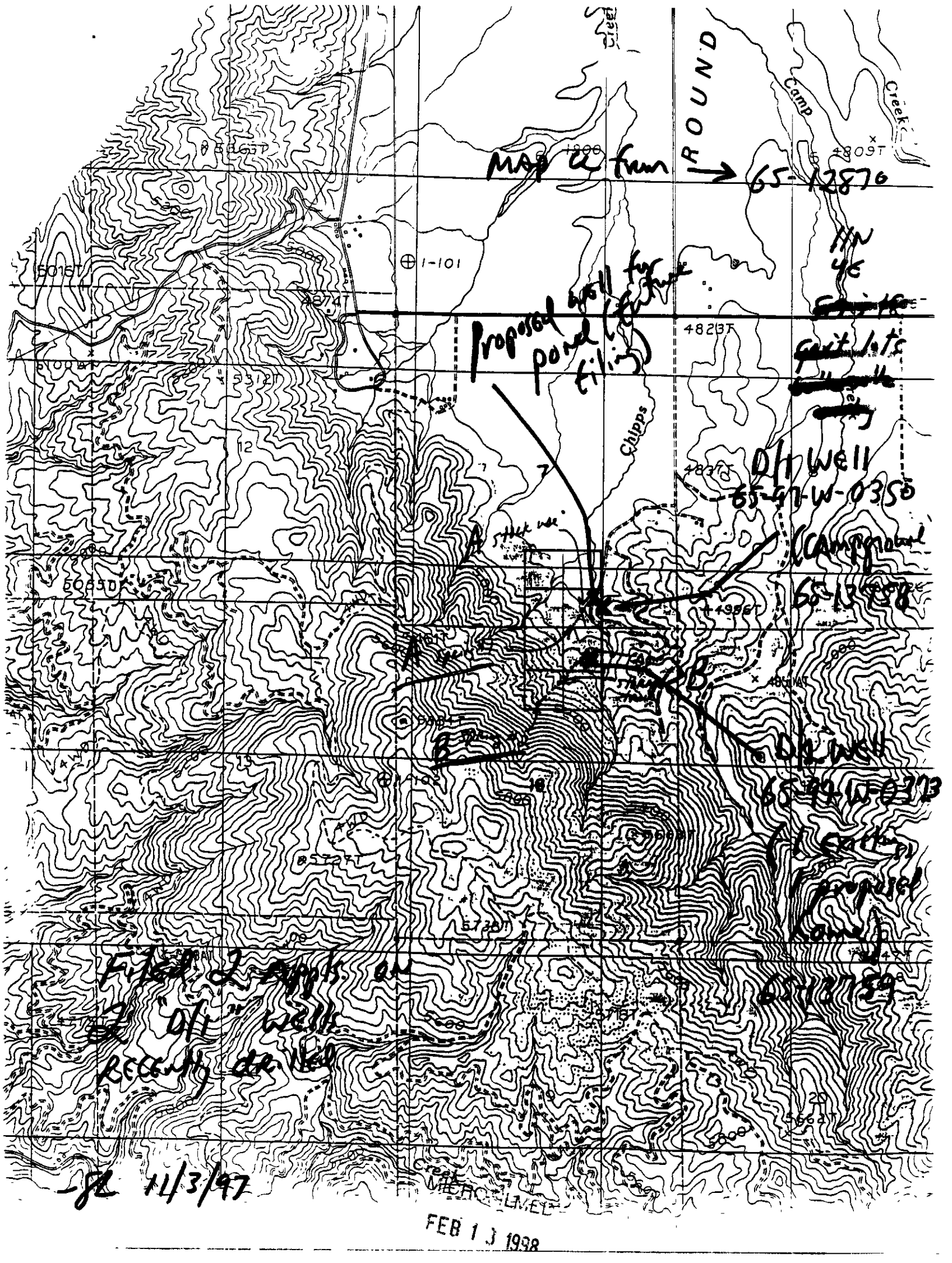
11-12-97

Date _____

66-67-21

Preliminary check by _____
Date 10/23/20

Date 11/2/47



Map of farm

ROUND

65-12876

Proposed well for future pond (filing)

Chilps

Hillside

OK Well

65-41-W-0350

Campground

65-12878

OK Well

65-41-W-0313

Leather

Proposed

Filing

Filed 2 apps. for "OK" wells recently denied

82 11/3/97

FEB 13 1998



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

February 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JIM KLING
CAROLYN KLING
1515 SOUTHSIDE BLVD
NAMPA ID 83686

RE: WATER RIGHT NO. 65-13759

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

FEB 18 2000

CERTIFICATE OF MAILING

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

Water Right No. 65-13759

JIM KLING
CAROLYN KLING
1515 SOUTHSIDE BLVD
NAMPA ID 83686


Kari Lynn Townsend
Secretary

FILED
FEB 18 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.

MICROFILMED

SEP 18 2000

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.

RECEIVED

FEB 18 2000



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

January 26, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JIM KLING
CAROLYN KLING
1515 SOUTHSIDE BLVD
NAMPA ID 83686

RE: WATER RIGHT NO. 65-13759

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00

If you have any questions, please call me at (208) 327-7944.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED

FEB 18 2000



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

January 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JIM KLING
CAROLYN KLING
1515 SOUTHSIDE BLVD
NAMPA ID 83686

RE: WATER RIGHT NO. 65-13759

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

ENCLOSURE

FEB 18 2000

LICENSE REVIEW CHECKLIST

Permit No 65-13759

Date 12/29/99

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion OK

Does change clarify original intended source? If no, void permit

Change (P39/P49) Add (P45/P44)

Feds (P43)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

Change (P41/P49) Add (P41/P44)

Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps Right(s):

File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion

Permitted rate

0.04 cfs

Fee Limit

0.04 cfs

Recommended Total Diversion Rate

0.04

Measured

0.04 cfs

Theoretical

0.04 cfs

Water Uses

Change (P46)

Irrigation 0.04 cfs 1.2 af

Stockwater 0.04 cfs 1.2 af

Domestic 0.04 cfs 1.2 af

0.04 cfs 1.2 af

0.04 cfs 1.2 af

Total 0.04 cfs 1.2 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp Gw (WB7/065/079)

overlap spec combined rts (W35)

>1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Volume Determination

0.04 cfs x 1 9835 x 1 days = 0.4 af (vs) 0.70, 0.71 acres x 1 (FHR) = 0.70, 0.71 af

Remarks

W01

Additional Conditions

NO Watermaster Control

NO GW Measurement/Measuring Device

NO Other

Trust (052/R55 - remove 051)

Non-trust (048/049)

Government Lots? NO

Advance Priority?

yes

If yes, explain why below

no

SRBA Claim?

NO

Adjust memo

yes - p/u

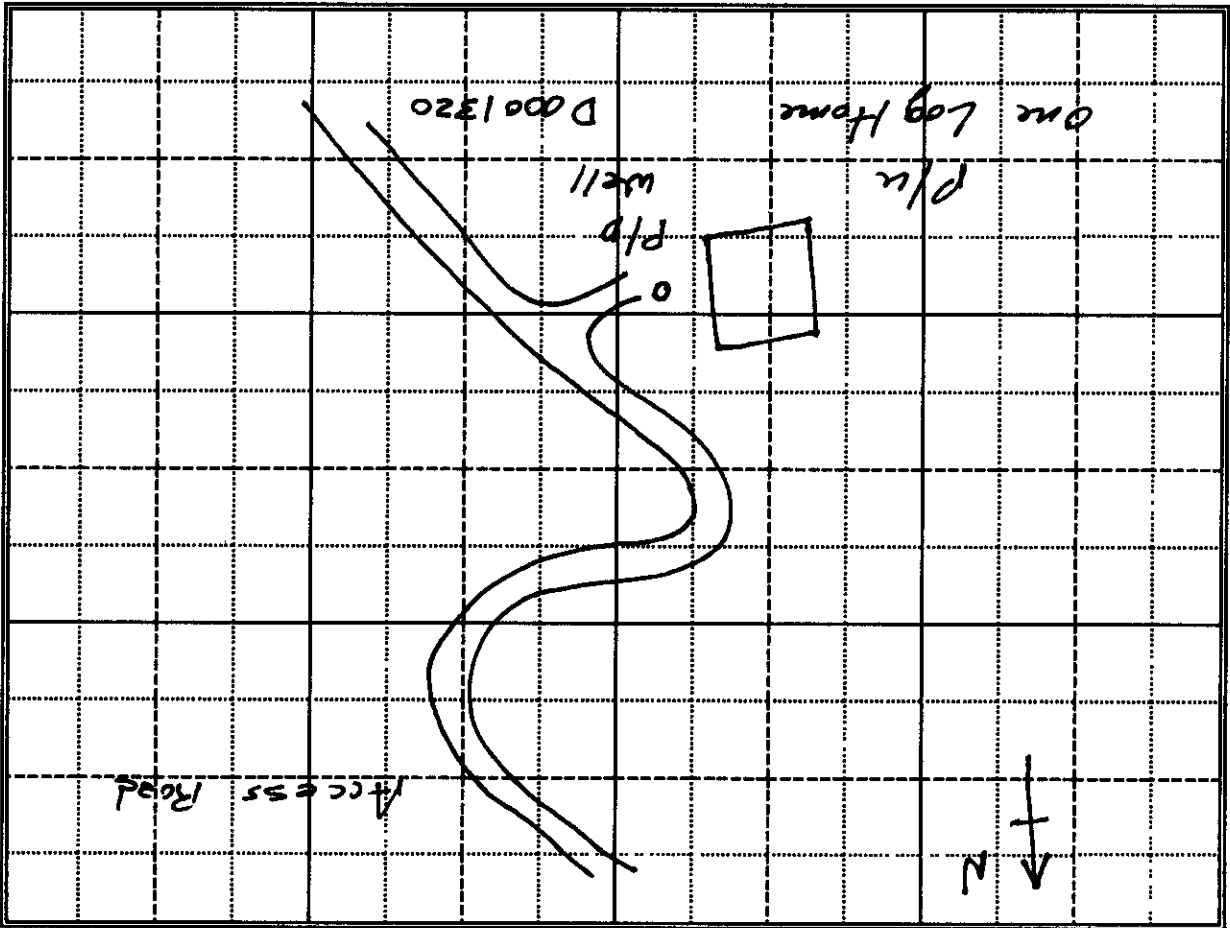
Amend Letters

P41 P87, S06

Second Amendment Notice

P49 S06

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable.



Scale: 1" = 100'
 Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)
 Aerial Photo Attached (required for irrigation of 10+ acres)
 Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1/2			

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - Had flow restrictor in well.

MICROFILMED

FEB 18 2000

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for domestic use of 2 homes. Only one home was completed at the time of the exam. The owner talked about building a second home at some future time.
2. A well was drilled by the home and has a 1" stand pipe mounted on top the casing. A portable engine-generator set is used to power the pump when the water is being used at the home. The water is taken by bucket from the well to the house.
3. WR 65-12870B; domestic use from a nearby spring, is also used at the same house.
4. The owner had a flow restrictor in the well piping, so a flow measurement was not taken. The flow restrictor was put on to reduce the amount of sand being pumped.

Have conditions of permit approval been met? ☒ yes ☐ no

Except there is only 1 home, not 2.

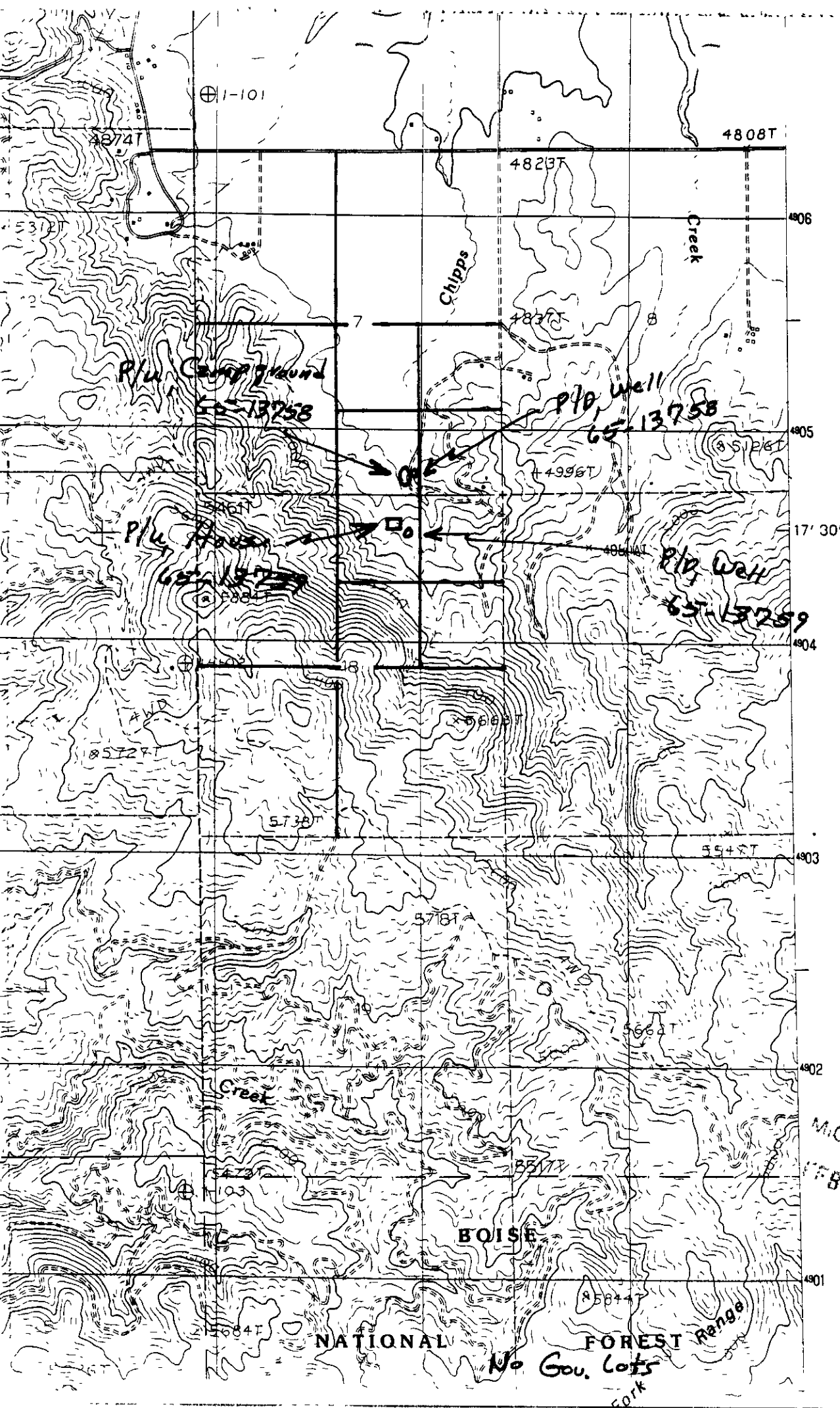
MICROFILMED

FEB 18 2000

F. FLOW CALCULATIONS

Sec. 7

65-13759



IDAHO DEPARTMENT OF WATER RESOURCES
WELL INSPECTION FORM

Tag # D0001320

1. DRILLING PERMIT NO: 65-97-W-0373-00 OTHER APPLICABLE NO: 65-13757

2. OWNER: Jim & Carolyn Kling Phone: (208) 466-1431
Address: 1515 Southside Blvd., Nampa, ID 83686

3. WELL LOCATION: Twp 11N, Rge. 4E, Sec. 18, NW 1/4 NE 1/4
County Valley (Provide sketch map and photo on reverse.)

4. DRILLER: Gestrin Well Drilling, Inc. Lic. No. 408
When Drilled? 10/17/97 to 10/23/97

5. WELL CONSTRUCTION: 1 1/2"
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 99 ft. Method Drilled Air Rotary
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving Good - New
Auger to a depth of _____ ft. Evidence of Annular Seal ☒ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)

6. HYDROLOGIC INFORMATION:
Depth to Static Water 13 ft. Water Temperature 42 °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____

7. WELL USE:
☒ Domestic ☐ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

MICROFILMED
FEB 18 2000

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS: This well is used for one home.

Dan Tompkins Water Rights Examiner
Signature of Dept. Representative & Title

7-14-99
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



1 of 2

P/O

well

P/u

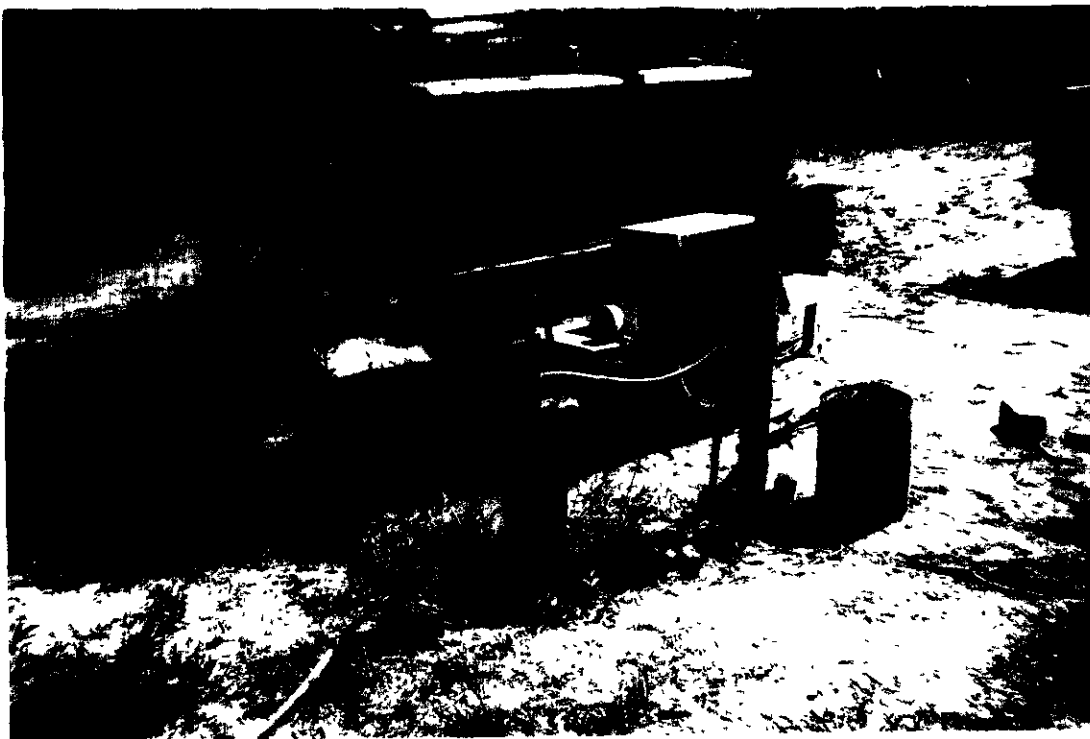
Home
in

back-
ground



P/O

well



M.C. :

FEB 18 2006

65-13759

2 of 2

P/u

Home



APR 1977

FEB 18 2000

65-13759

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13759 Reviewed by [Signature] Date 3-12-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? dam.
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
NO Copy in the file? Drilling Permit No. 65-97-W0373-000
15- Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

NO Required?
1 Amount Submitted
1 Correct?
NO Required?
1 Installed?
1 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X Proof Made 1-28-99



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

March 16, 1999

KARL J. DREHER
DIRECTOR

Jim and Carolyn Kling
1515 Southside Blvd
Nampa ID 83686

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13759

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **WESTERN** Regional Office of the department in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c. IDWR - Regional Office

MICROFILMED
APR 09 1999



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 12, 1998

JIM KLING
CAROLYN KLING
1515 SOUTHSIDE BLVD
NAMPA ID 83686

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13759

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.

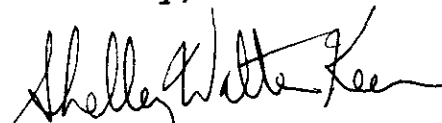
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July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

FILED
JAN 13 1998

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.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

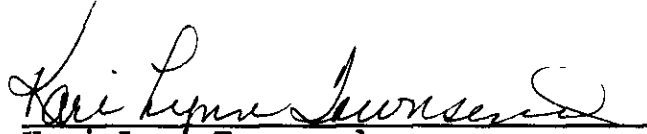
MICROFILMED
FEB 13 1998

CERTIFICATE OF MAILING

I hereby certify that on the 12th day of January, 1998, 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. 65-13759

JIM KLING
CAROLYN KLING
1515 SOUTHSIDE BLVD
NANPA ID 83686


Kari Lynn Townsend
Secretary

MICROFILMED
FEB 13 1998

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.

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lee*

No.: 65-13759 Name: Kling Date: 1/9/98 Ad OK? ✓ / Gvmt Lts: ✓

AREA OF CONCERN:

- No/Yes _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

~~1/3/98~~ no proof
>1 year

- P16
- 26A(P17)

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

>0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD Supplemental use

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

>0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

All wells (✓ WDAQ3)

- 046(P23)

Included w/permit

- Permit No 65-97-W-0353-000, P99

No drilling permit?

- (post 7/1/87)

irr. in WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated).

IN/ABOVE MIN STR. FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD # _____)-01J-P08 (MD)

Pumped >0.20 cfs

- 01H-P01 (LD & MD) or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water)

Snake R (01)

- *W22-P04, NA

(02/03-irr)

- 007 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge), 27A (Payette River); NA

>1 in rest area

- 071-070

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3 0/3 5/4 0/4.5 AF)

> 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3 0/3 5/4 0/4.5 AF)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);
17G (FERC) or 17M (FERG), 18B-P09, >25 cfs-P18

Stockwater

- R37 (BLM/USFS), NA

Storage (✓3 compo.)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Irr Dist/Canal Co

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU) _____

OTHER CONDITIONS:

- _____

STANDARD REMARKS:

- ① 071 ② 070 ③ W01/2

BENEFICIAL USE DUE:

- 1/1 2003

COMMENTS:

- _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

JAN 02 1998

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: DD DATE: 11/05/1997 APPLICATION: 65-13759

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- Fee:
- ☒ Yes ☐ No* In form to receipt:

Gov't. Lots:
NO P/D
NO P/U

ADDITIONAL INFORMATION

NO ADVERTISE REMARK(S)
(Reviewer identify which remarks)

N/A T FLAG CHANGED TO P FLAG

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ ☐ Overlapping point of diversion.
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium:
- ☐ ☒ Copy to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☐ ☒ Copy to Dam Safety staff: (for any storage)
- ☐ ☒ Mitigation plan: where ground water replaces surface water for irrigation, request additional information &/or mitigation plan to address reduced aquifer recharge
- ☐ ☒ Send power requirement letter:
- ☐ ☒ Send 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

PROCESSING

APP. NO. 65-13759

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:

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. # _____
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:

☐ ☒ Final date for protest 12-8-97

☐ ☒ Protests received.

☐ ☒ Resolution of protest recorded on application:

☐ ☒ Recommendations attached:

☐ ☒ Measuring device required:

☐ ☒ Measuring port required:

☐ ☒ Water delivered by water master? District # _____

☒ Special conditions of approval or cover letter: 041, 071, 11E, Irrigation

Limited to 1/2 acre.

See below for additional information

Recommended Date or Priority 11/3/97

Recommended by: Gary S

Date: 12/24/97

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

11/05/1997: 65-12870B (spring) is for existing home. Another home
to be added to well (this application). Applicant also has right
for stock water from a different spring (65-12870A). TTD

NOTICE OF APPLICATION FOR
WATER RIGHT

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

65-13758
KLING, JIM
KLING, CAROLYN
1515 SOUTHSIDE BLVD
NAMPA, ID 83686

Source: GROUNDWATER
Diversion Pt: SWSE Sec 7 T 11N R 04E

in VALLEY County
SESE Sec 7 T 11N R 04 in VALLEY
County

Use: DOMESTIC (0.040 CFS)
Total Diversion (0.040 CFS)

Date Filed: 11/3/1997
In: VALLEY County
T11N R04E S07 SWSE SESE

Affidavit of Publication

STATE OF IDAHO

COUNTY OF VALLEY

I, Michael C. Stewart, 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 Notice of application for water right, 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 11/19, 1997, and ended
11/26, 1997.

Michael C Stewart

Michael C Stewart

Signed this the 12th day of Dec, 1997

65-13759
KLING, JIM
KLING, CAROLYN
1515 SOUTHSIDE BLVD
NAMPA, ID 83686

Source: GROUNDWATER
Diversion Pt: NWNE Sec 18 T 11N R
04E in VALLEY County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 11/3/1997

In: VALLEY County
T11N R04E S07 NWNE

65-13760
FITCH, LOUISE B
5539 WILLOW OAK WAY
FAIR OAKS, CA 95628

Source: SPRING
Tributary: DUCK CREEK
Diversion Pt: SWNWSE Sec 18 T 15N
R 03E in VALLEY County.
Use: DOMESTIC (0.020 CFS)
Total Diversion: (0.020 CFS)

Date Filed: 10/8/1997

In: VALLEY County
T15N R03E S18 NWSE

Permits will be subject to all prior water
rights. Protests may be submitted based
on the criteria of Sec. 42-203Q, 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 \$35.00
on or before DECEMBER 8, 1997. The
protestant must also send a copy of the
protest to the applicant.

KARL J. DREHER, Director
Publish 11/19, 11/26

RECEIVED

DEC 16 1997

STATE OF IDAHO

COUNTY OF VALLEY

On this the 12th day of December, 1997, before me, a Notary
Public in and for said State, personally appeared Michael C. Stewart, 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 he executed the same.

Linda S. Hendricks
Notary Public State of Idaho
Residing at: Concord, Id
Commission Expires: 10/26/2001



REPROFILMED

FEB 13 1998

65-13759

KLING, JIM
KLING, CAROLYN
1515 SOUTHSIDE BLVD
NAMPA, ID 83686

Source: GROUNDWATER

Diversion Pt: NWNE Sec 18 T 11N R 04E in VALLEY County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 11/ 3/1997

In: VALLEY County	
T11N R04E S07	NWNE

MICRO
FEB 13 1998