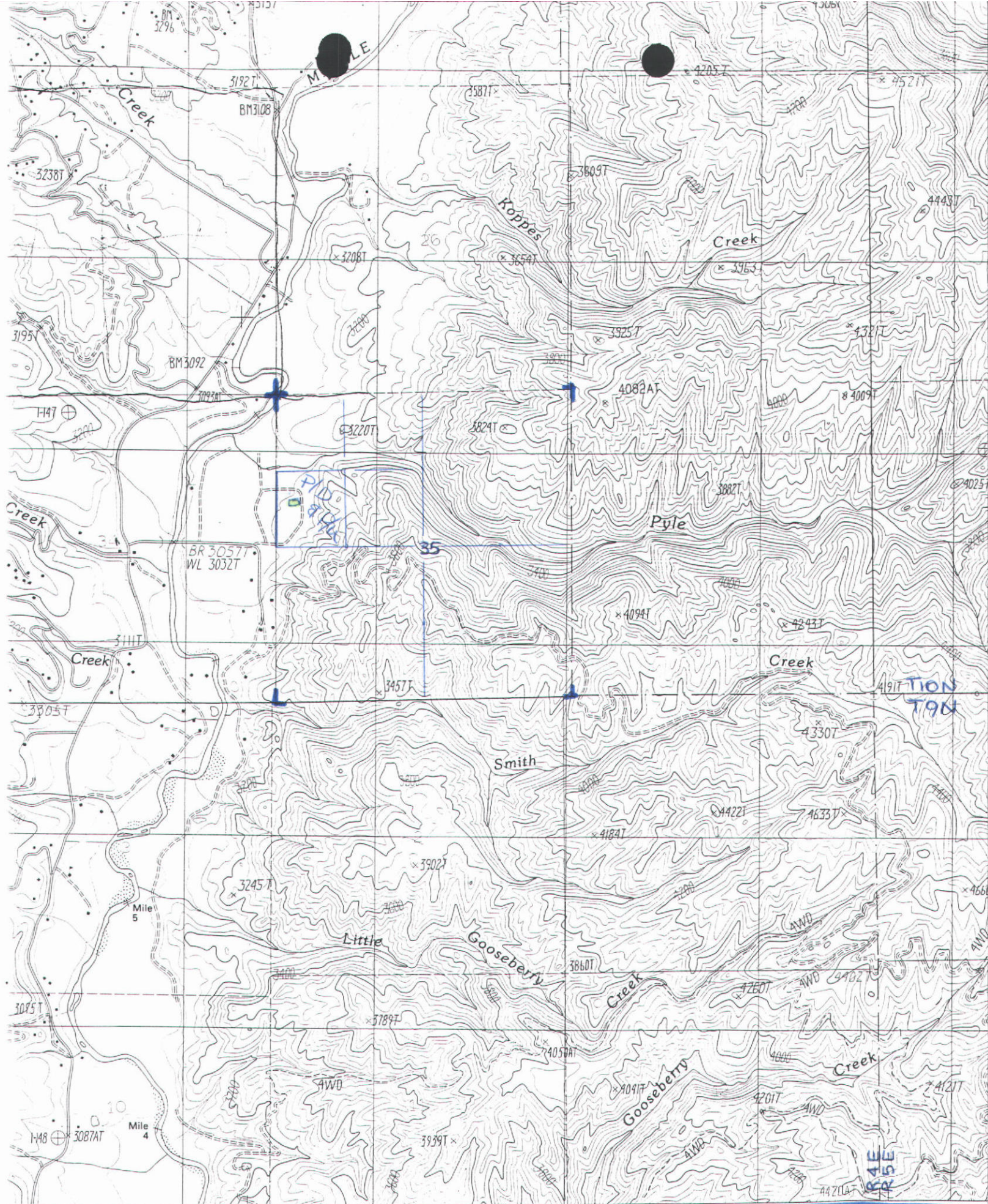




NORTH

583 57' 30" 584 585 586 55' 587

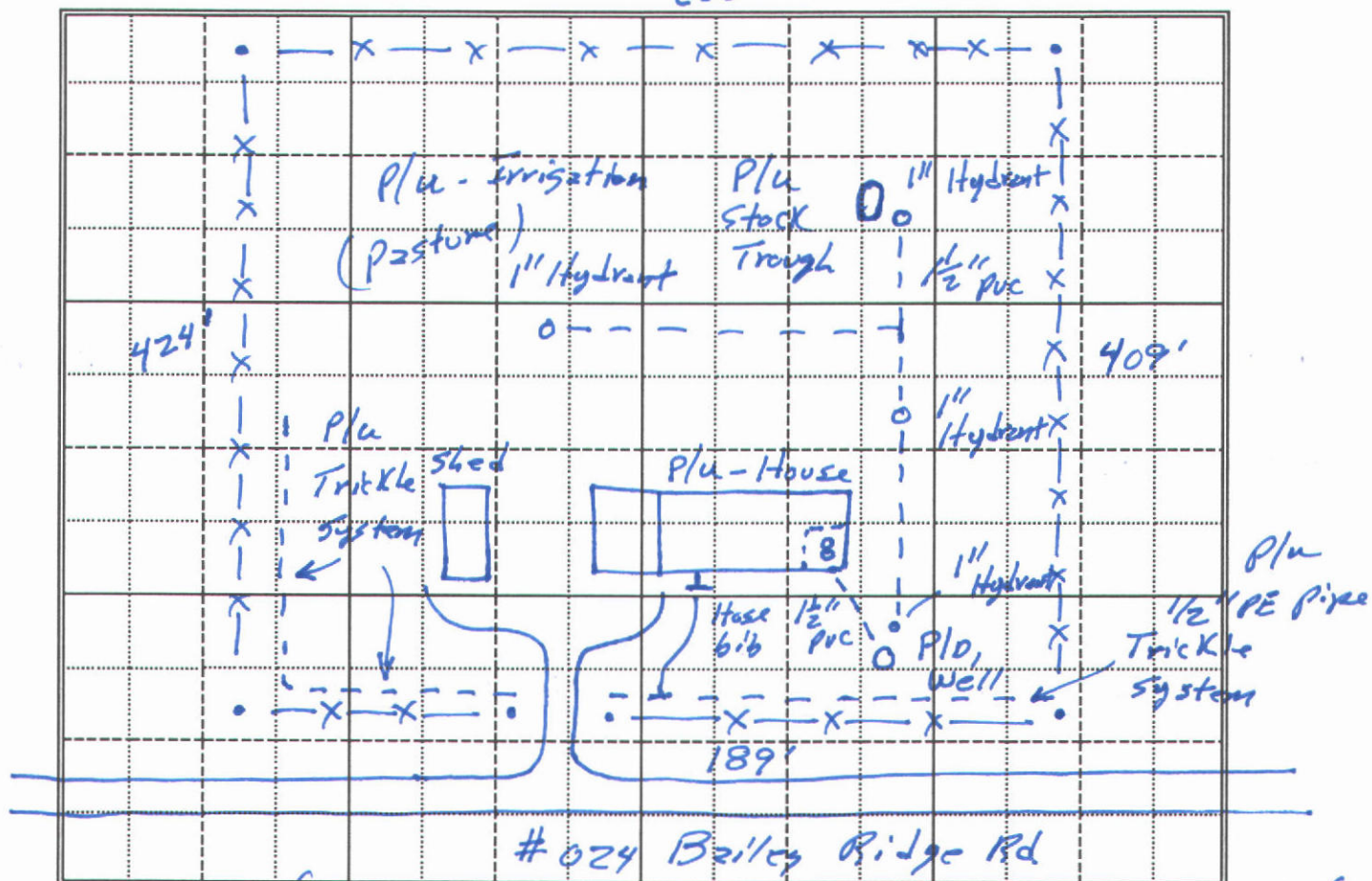
65-13700

MICROFILMED
SCALE 1:24 000
MAY 18 1998

no goat lots c3 10/31/96

0 1000 2000 3000 4000 5000 6000 7000 8000 9000 10000
MILES

208'

$$+ \rightarrow N$$


(1/2" PE pipe trickle system for Trees/Shrubs in front and South side)

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
	Franklin	1½		Star-Brite	

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

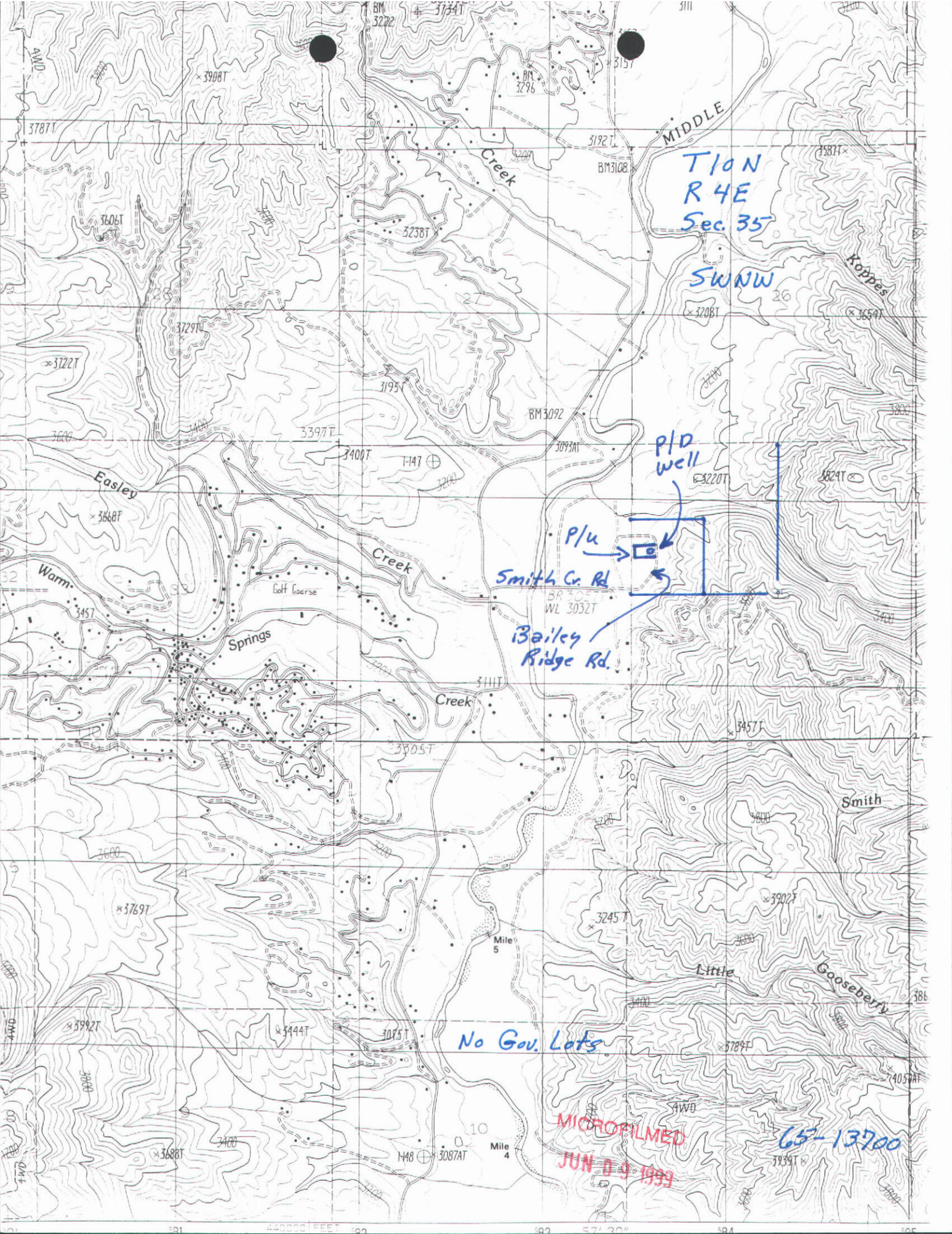
1.

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

2. Measurements: None - Pressure range; 35 psi - 65 psi.

~~MICROFILMED~~

JUN 09 1999



T10N
R4E
Sec. 35

SWNW

P/D
well

P/u

Smith Cr. Rd.

Bailey
Ridge Rd.

No Gov. Lots

MICROFILMED
JUN 09 1999

65-13700

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? [] Yes [4] No

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

Is there a possible source of contamination nearby? [] Yes [1] No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

This well is located at Fire # 024,
Bailey Ridge Rd. Lot 6, Blk 1, Middlefork
Meadows Sub Division.

Wan Tamiel Water Rights Examiner
Signature of Dept. Representative & Title

8-20-98
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MICROFILMED

JUN 09 1999



Lot 2
P/O, P/u
Well,
house,
and
Irrigated
acres;
portion of
front
yard.

View
Looking
West



P/u
House

MICROFILMED
JUN 09 1999

65-13700

2 of 2

P/u

Irrigated
acres
in
back
yard.

View
looking
West.



P/u

Stock
Trough
in
back
yard.



MICROFILMED
JUN 09 1999

65-13700

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 65-13700

Priority: October 31, 1996

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

7.7 AF

This is to certify, that EARL T SWEIG

PO BOX 752

GARDEN VALLEY ID 83622-0752 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 31, 1996; and has submitted Proof of Beneficial Use on July 17, 1998. An examination indicates that the works have a diversion capacity of 0.110 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>
IRRIGATION	04/15 to 10/15	0.06 CFS	7.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.10 CFS	7.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 35, Township 10N, Range 04E
BOISE 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>
10N	04E	35	SWNW	2		2

Total number of acres irrigated: 2

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

MICROFILMED

JUN 03 1999

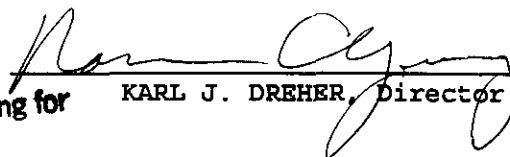
State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 65-13700

CONDITIONS OF APPROVAL AND REMARKS

3. Point of diversion and place of use are located within Lot 6, Blk. 1, Middlefork Meadows Subdivision.
4. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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 22ND day of

April, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 09 1999

RECEIVED

MAY 27 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 65-13700 Telephone No. 208-462-2401
2. Name(s) of Permit Holder(s): EARL T. SWERG
3. Mailing Address: PO Box 752, Garden Valley Id 83622
Grand Water
4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 9 / yr. 1995
- a. Well Driller: Precision Well Drilling Drilling Permit Number: 65-95-W-0328-000
- b. OPTIONAL:
Pump Horsepower: 1 Horse Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): 4 Head of mixed livestock
Irrigation (No. of acres): 2 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .10 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 _____ or No <u>-</u> |
| | Has the measuring device been installed? | Yes _____ or No <u>-</u> |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ or No <u>-</u> |
| | Has the measurement port been installed? | Yes _____ or No <u>-</u> |
8. Fee Enclosed: \$ 0 (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: Earl Swerg Telephone Number: 208-462-2401
Address: PO Box 752 Garden Valley Id 83622

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: Earl T. Swerg MICROFILMED Date: 5/25/98
(include your title, if on behalf of company or organization)
AUG 21 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13700

Proposed Priority: October 31, 1996

Maximum Diversion Rate:

0.10 CFS

This is to certify, that **EARL T SWEIG**

PO BOX 752

GARDEN VALLEY ID 83622-0752

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/15 to 10/15	0.06 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 35, Township 10N, Range 04E
BOISE 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>
10N	04E	35	SWNW	2.0		2.0

Total number of acres irrigated: 2.0

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1999.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. 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 needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary 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.
6. Point of diversion and place of use are located within Lot 6, Blk. 1, Middlefork Meadows Subdivision.
7. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
8. Stockwater use is for 4 horses.

MICROFILMED
MAY 18 1998

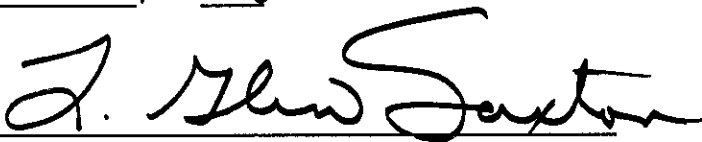
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13700

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

28th day of April, 1998


for Karl J. Dreher, Director

MICROFILMED
MAY 18 1998

RECEIVED

NOV - 1 1996

WATER RESOURCES
WESTERN REGION

APR 21 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 65-13700

RECEIVED

OCT 31 1996

Department of Water Resources

1. Name of Applicant CARL J. SWEIG Phone 208-462-2401
Mailing address PO BOX 752 GARDEN VALLEY ID 83622
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is Township 10 N Range 4 E Sec. 35, in the SW 1/4, NW 1/4, Govt. Lot ---, B.M., BOISE County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | | |
|---|------------------------------|
| Amount <u>0.06</u> for <u>irrigation</u> purposes from <u>4/15</u> to <u>10/15</u> (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount <u>0.02</u> for <u>domestic</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount <u>0.02</u> for <u>stockwater</u> purposes from <u>1/1</u> to <u>12/31</u> (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) 0.10 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source well with pump to house & lawn and stock
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
- c. Proposed well diameter is 6 inches; proposed depth of well is 322 feet
- d. Is ground water with a temperature of greater than 85°F being sought? No
- * e. If well is already drilled, when? 9/95; Drilling firm Precision Well Drilling
Well was drilled for (well owner) SWEIG; Drilling Permit No. 65-95-W-0328-000
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 4 Horses
- c. Municipal; show name of municipality _____
- d. Domestic; show number of households. 1 home with lawn
- e. Other; describe fully. _____

MAY 18 1998

* well was drilled as a domestic well, drilling permit fee upgraded 10/31/96, see receipt C036871 cz

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	
10N	4E	35							2										2
									D/S										

Total number of acres to be irrigated 2

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 enabling the applicant to make this filing: _____

12. Remarks LOT 6, BK. 1, Middlefork Meadows Subd. ← Comments

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

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"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.

* pg 2/4/98 response from
D'san updated 2/24/98.
-X

MICROFILMED
MAY 18 1998

Earl J. Sawyer
Signature of Applicant (and title, if applicable)

Received by 5500 Date 10/31/96 Time 10:45am Preliminary check by 3/8
 Fee \$ 5500 Received by ez # 2036871 Date 10/31/96
 Publication prepared by At Date 2-25-98 Published in Idaho World 3-4-11-98
 Publication approved At Date 3-27-98

RESPONSE FORM

RECEIVED

FEB 09 1998

COMPLETE ONLY IF YOU WANT YOUR
APPLICATION TO BE PROCESSED

WATER RESOURCES
WESTERN REGION

Name of Applicant

EARL T. Sweig

Mailing Address

PO BOX 752

GARDEN VALLEY, ID

83622

Application No.

65-13700

Mitigation

Yes, I agree to accept a condition of approval on my application that will require mitigation related to fishery resources based upon a finding by the Director, Idaho Dept. of Water Resources. I understand that mitigation is not needed now but may be needed in the future. I also understand that the Director will not invoke this condition until I have an opportunity to participate in the process by which mitigation is identified and quantified.

Signature

Earl T. Sweig

Date

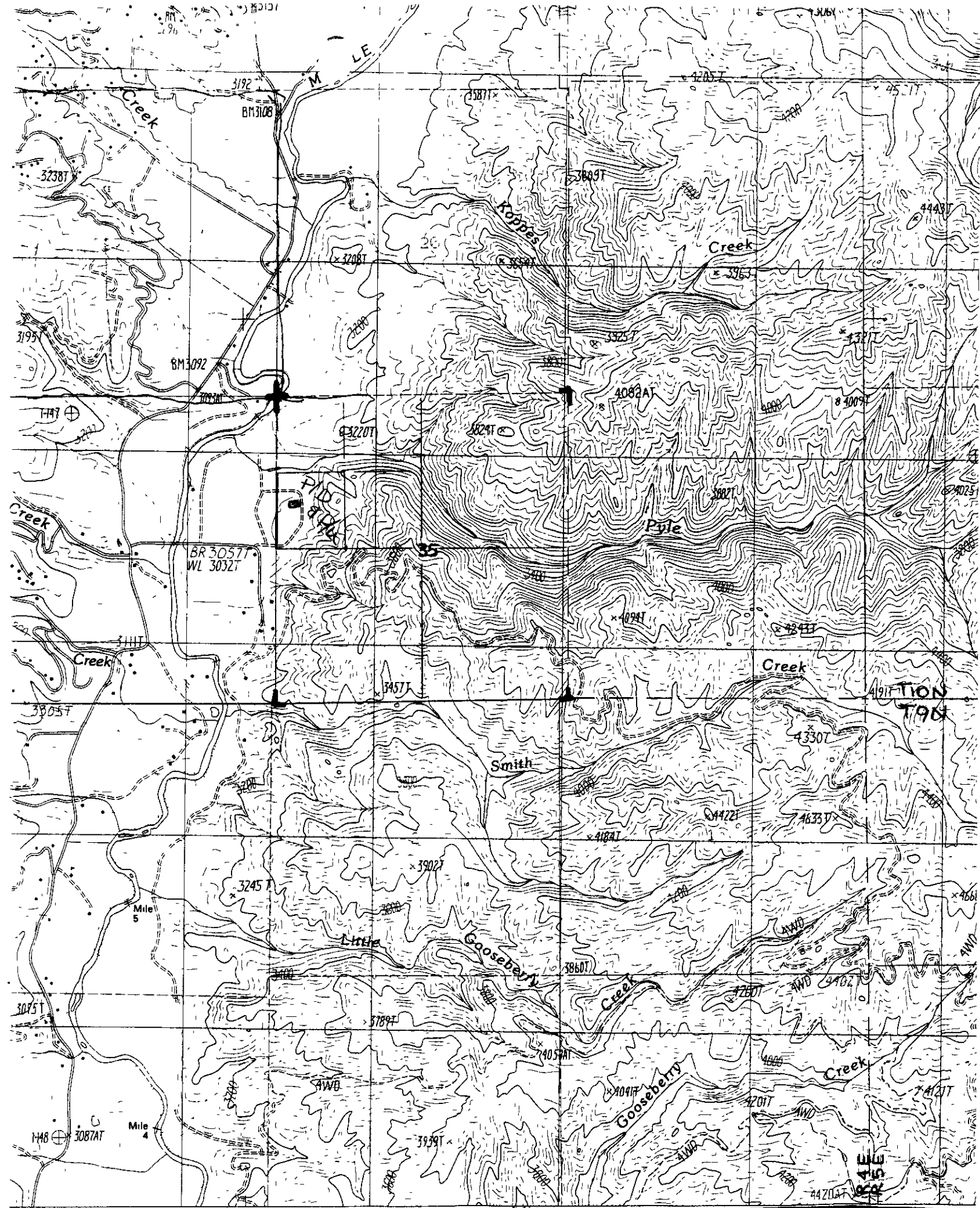
Feb 5, 1998

Please return this form to:

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

MICROFILMED

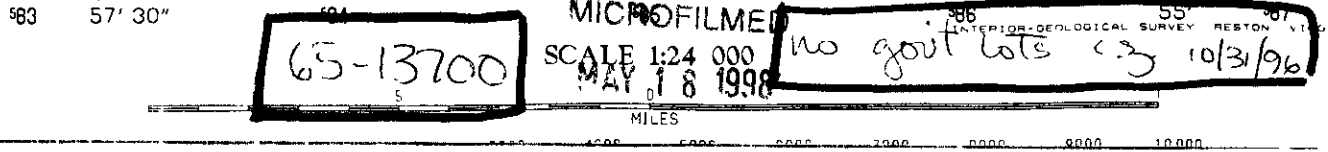
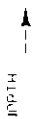
MAY 18 1998



65-13700

MICROFILMED
SCALE 1:24 000
MAY 18 1998

no govt lots 13 10/31/96





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

April 23, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

EARL T SWEIG
PO BOX 752
GARDEN VALLEY ID 83622-0752

RE: WATER RIGHT NO. 65-13700

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.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

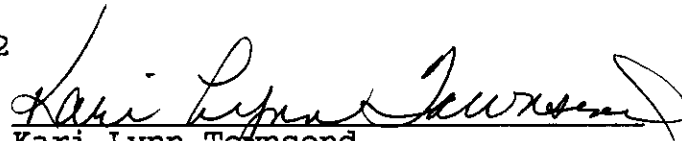
JUN 09 1999

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of April, 1999, 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. 65-13700

EARL T SWEIG
PO BOX 752
GARDEN VALLEY ID 83622-0752


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 09 1999

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.

MICROFILMED

JUN 09 1999

MEMORANDUM

TO: File 65-13700

FROM: Sharla

DATE: April 6, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 65-13700 are as follows:

H. RECOMMENDATIONS

Irrigation	4/15 – 10/15	0.06 cfs	7.0 afa
Stockwater	1/1 – 12/31	0.02 cfs	0.1 afa
Domestic	1/1 – 12/31	0.02 cfs	0.6 afa

The standard volume for irrigation in this area is 3.5 af/acre

Exam Date: August 20, 1998
Examiner: Dan Tomich

MICROFILMED
JUN 09 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 05-13700 DATE 4/1/99 REVIEWER: SHARLA

NAME OK Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK ☐ Change (P39 /P47) ☐ Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK ☐ Change (P41/P47) ☐ Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate .10 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured ✓ cfs
 Theoretical .11 cfs

Recommended Total Div Rate .10 cfs

WATER USES	<u>OK</u>	Change (P46)		
<u>Irr</u>	<u>.06</u> cfs	<u>2x3.5</u> af	Irrig -	overlap (R58-R61, R62-R65, R66-R69)
<u>Stock</u>	<u>.02</u> cfs	<u>.1</u> af		supp. gw (WB7/065/079)
<u>Dom</u>	<u>.02</u> cfs	<u>.6</u> af		overlap spec combined rts (W35)
				<1acre (W31)
				(W01/WB5/070/071/075)
			Domestic	(W42 or W43/025/027/R22 or R23)
			Power	Fire (077) Wtr Quality (081/R07)
			Fish (042)	
TOTALS	<u>.10</u> cfs	<u>7.7</u> af		

Flow rate .06 cfs X 184 days X 1.98 = 21.9 af

REMARKS _____

ADD'L CONDITIONS ☐ Watermaster Control WD# _____

☐ GW Measurement/Measuring Device

120 Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority ☐ yes ☒ no

SRBA Claim NA

Adjust Memo volume/ac = 3.5 af
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 0 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13700

1. Owner: Earl T. Sweig Phone No. (208) 462-2401
Current Address: P. O. Box 752, Garden Valley, ID 83622-0752

2. Accompanied by: Earl Sweig EXAM DATE: 8-20-98

Address: Gemu Phone No. 462-2401

Relationship to Permit Holder: (Semi)

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NW	35	10N	4E	Boise	Site Visit, Map

2. Place(s) of Use:

Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	4E	35							20 DS									2.0 AC.	

MICROFILMED
JUN 8 9 1999

E. NARRATIVE/REMARKS/COMMENTS

1. This permit is for 2 Ac. of irrigation of pasture and yard, 1 home, and 4 head of livestock. The property is located at Fine #024, Bailey Ridge Rd.

2. The domestic system includes 2 Air Tanks, press. switch, press. gage, valves, piping, etc. located in the crawl space of the house. A hose bib at the front of the house supplies water to 2, 1/2" PEX^{tr} trickle irrigation systems that irrigate trees/shrubs along the front and south side of the yard. A 1 1/2" PVC pipeline supplies water to 4 hydrants. The pasture is sprinkler irrigated using hoses from the hydrants. One stock trough is also filled from one of the hydrants with a hose.

3. 4 head of livestock use the pasture and stock trough.

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

MICROFILMED
JUN 09 1999

Additional Computation Sheets Attached

Irrigation:

$$Q_{\text{allowed}} = (0.03 \frac{\text{ksi}}{\text{ksi}})(24\text{ksi}) = 0.06 \frac{\text{ksi}}{\text{ksi}}$$

Domestic: $Q_{\text{permit}} = 0.02 \text{ cts}$

Stock - 4 Head, $Q_{Allowed} = 0.02$
cfs

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{(2.0 \text{ A.C.})(2.5 \frac{\text{AFFA}}{\text{AC}})}{1} = 5.0 \text{ AFFA}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.06)(184)(1.9835) = 21.9$$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 5.0 \text{ AFA}$

Domestic: Allow internal 0.6 AFA

Stockwater:

$$AFA = \left(\frac{12 \text{ Grd}}{\text{Head}} \right) \left(\frac{4 \text{ Head}}{1} \right) \left(\frac{365 \text{ Days}}{\text{Ann.}} \right) \left(\frac{A1}{325,858 \text{ Gal.}} \right) = 0.05$$

Allow 0.10 AFA

$$\text{Irrigated AC} = \left[\left(\frac{1}{2} \right) (409' + 424') \right] + \left[\left(\frac{1}{2} \right) (208' + 189') \right] - 3000 \text{ ft}^2 \left[\frac{AP}{6476 \text{ ft}^2} \right] = 182$$

Beneficial Use

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	04/15	10/15	0.06	5.00
Stockwater	01/01	12/31	0.02	0.10
Domestic	01/01	12/31	0.02	0.60
Totals:			0.10	5.70

Change P.D. as reflected above

Add P.D. as reflected above

None

Change P.U. as reflected above

Add P.U. as reflected above

Other

1) Should Cond. 4
be 0.03 cts/Ac.?

2) Should cond. γ
be 2.5 AFA/Ac?

I. AUTHENTICATION

Field Examiner's Name

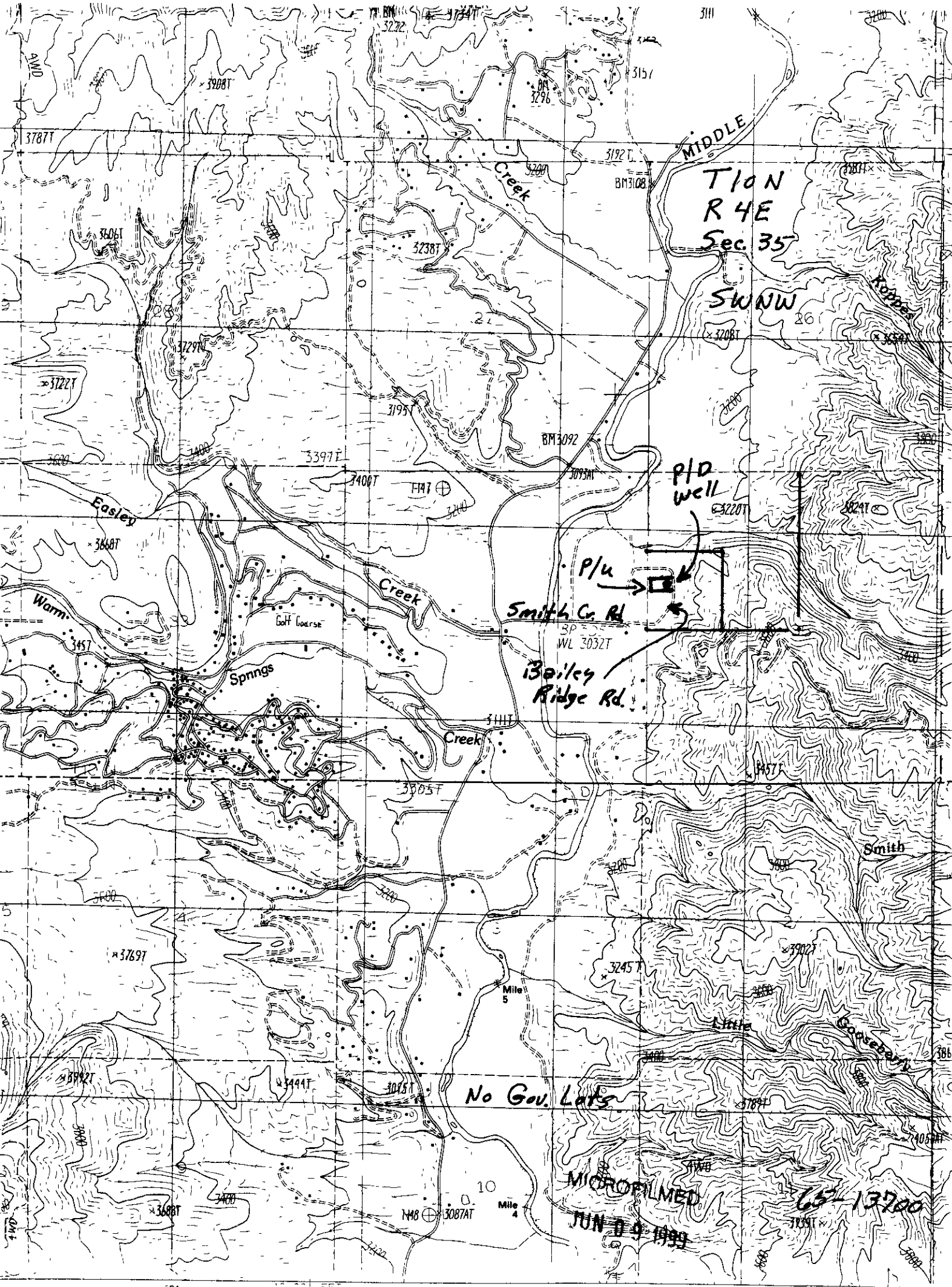
Date _____

Reviewer

Date

SEAL
MICROFILMED

JUN 09 1999



T10N
R4E
Sec. 35

SWNW

P/O well

Smith Cr. Rd.

Bailey Ridge Rd.

No Gov. Lands

MICROFILMED
JUN 09 1999

65-13700

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 65-95-W-0328-000 OTHER APPLICABLE NO: 65-13700
2. OWNER: Earl T. Sweig Phone: (208) 462-2401
Address: P.O. Box 252, Garden Valley, ID 83622-0252
3. WELL LOCATION: Twp 10 N, Rge. 4 E, Sec. 35, SW 1/4 NW 1/4
County Boise (Provide sketch map and photo on reverse.)
4. DRILLER: Precision Well & Pump Lic. No. 522
When Drilled? 9/6/95 to 9/8/95
5. WELL CONSTRUCTION:
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 78 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
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 5 ft. Water Temperature Cold °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: _____

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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:

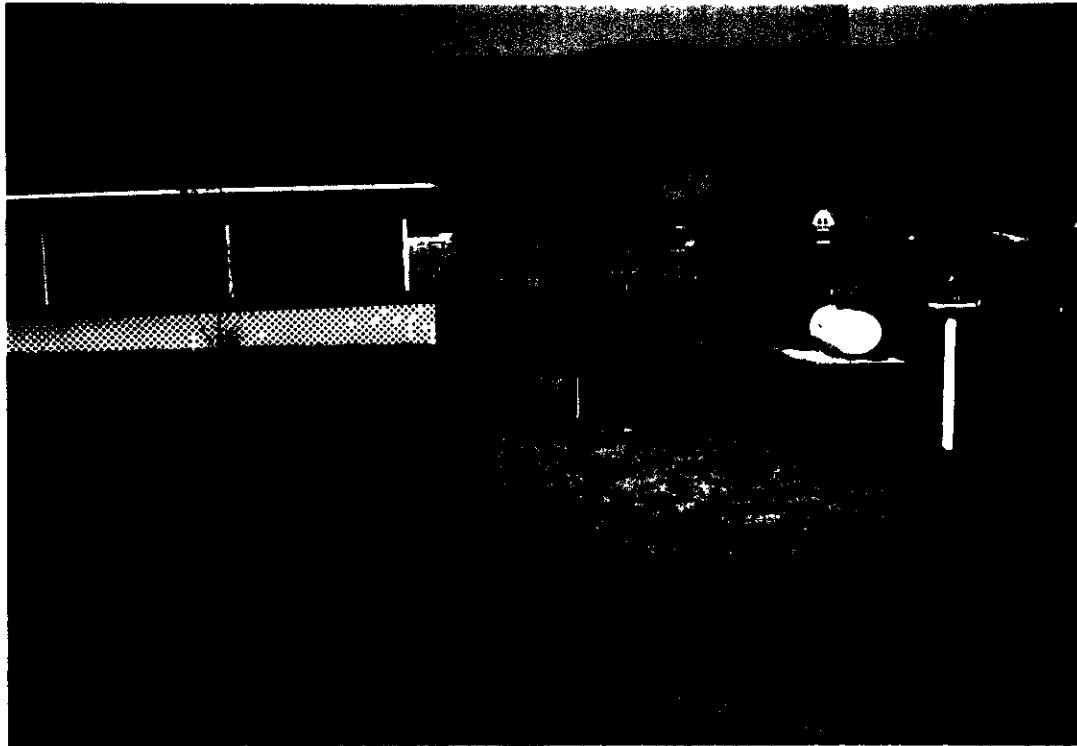
*This well is located at Fire # 024
Bailey Ridge Rd. Lot 6, BIK 1, Middlefork
Meadows Sub Division.*

Jan Tamiel Water Rights Examiner
Signature of Dept. Representative & Title

8-20-98
Inspection Date

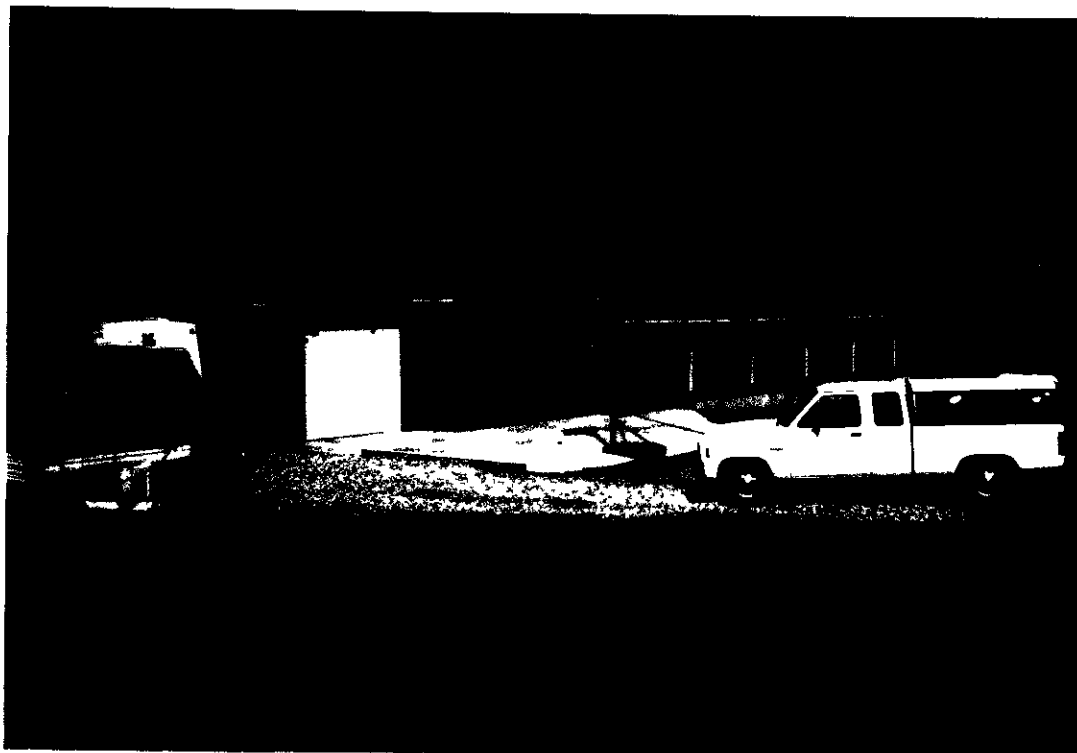
PHOTOS, DRAWINGS, OTHER ATTACHMENTS:





Lot 2
P/O, P/u
Well,
house,
and
Irrigated
acres;
portion of
front
Yard.

View
Looking
West



P/u
House

MICROFILMED
JUN 14 1983

65-13700

2 of 2

P/u

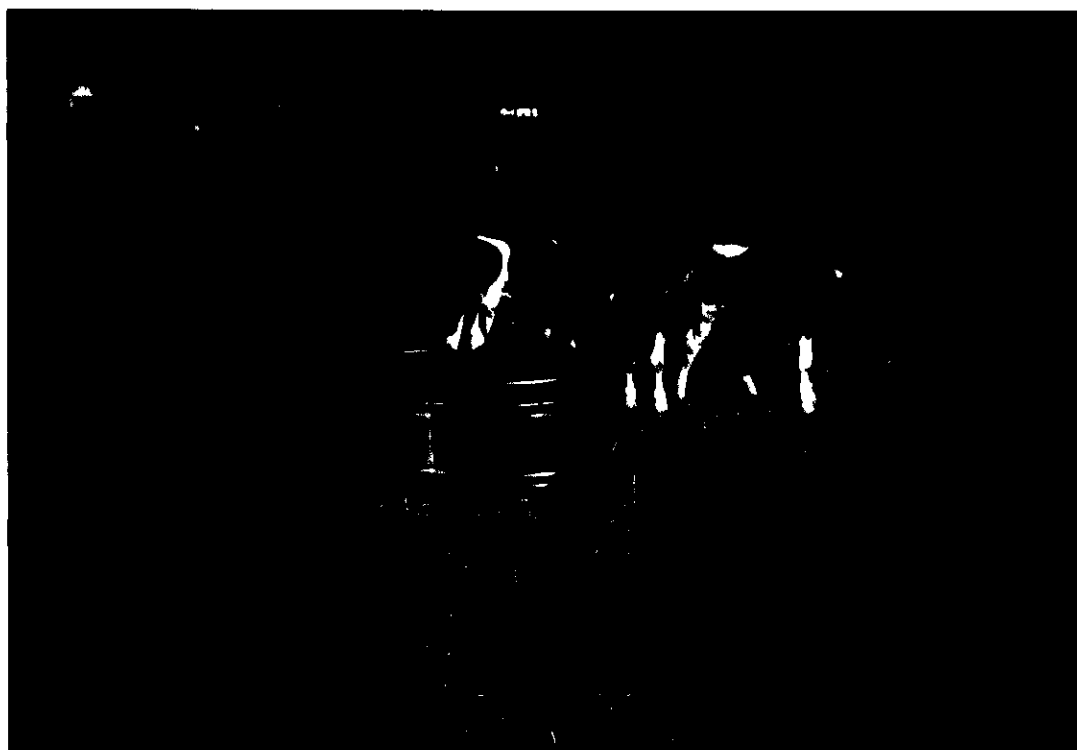
Irrigated
acres
in
back
yard.

View
Looking
West.



P/u

Stock
Trough
in
back
yard.



NO FILM
1945

65-13700

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13700 Reviewed by Jff Date 8-9-98

GENERAL CONSIDERATIONS

TYPES OF USE

YES Name same as permit?

dom. Irr., stock

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. 65-95-W 0328-000

35.00 Amount paid for permit

YES Correct?

NO Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YES Required?

NO Required?

0 Amount Submitted

 / Installed?

NO Correct?

 / Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

DEFICIENCIES OR ACTION ITEMS

Request \$50.00 license exam fee.
fee received - Proof acceptable

DATA ENTRY

New Address X Proof Made 7-17-98



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

August 13, 1998

KARL J. DREHER
DIRECTOR

Earl T Sweig
PO Box 752
Garden Valley ID 83622

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13700

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 department's **WESTERN** Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

AUG 21 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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 13, 1998

Earl T Sweig
PO Box 752
Garden Valley ID 83622

RE: Permit No. 65-13700

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use statement you submitted in connection with the above referenced water right permit. Before the department can accept the proof, it must be accompanied by the appropriate license examination fee. The license examination fee for a rate of diversion of 0.10 is \$50.00. I have enclosed a copy of the license examination fee schedule for your reference.

Please return the copy of the proof statement along with the \$50.00 license examination fee within **60 days** of receipt of this letter. **Please address your correspondence to my attention.**

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR- Western Region

MICROFILMED
AUG 21 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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 28, 1998

EARL T SWEIG
PO BOX 752
GARDEN VALLEY ID 83622-0752

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13700

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

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.

MICROFILMED

MAY 18 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

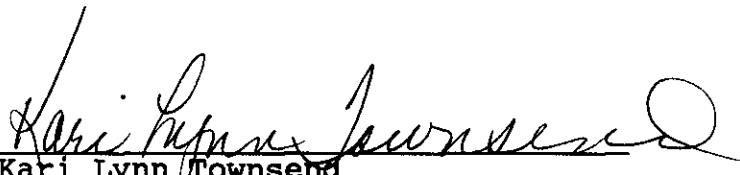
MICROFILMED
MAY 18 1998

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of April, 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. 65-13700

EARL T SWEIG
PO BOX 752
GARDEN VALLEY ID 83622-0752


Kari Lynn Townsend
Secretary

MICROFILMED
MAY 18 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 Lou*

No.: 65-13700 Name: Swing Date: 4/27/98 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN:

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

PROTESTED:

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

SYSTEM COMPLETED:

> 1 year

- 26A-P17

≤ 1 year/no proof

- P16**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 (✓ WDQ3)

- 046(P23)

Included w/permit

- Permit No _____ - _____ - _____ - _____, P99

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 # _____)

> 0.10 cfs

- 01J-P08 (MD & LD)

≤ 0.10 cfs

- 01H-P01 (LD) 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

Fire Protection

- 077

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)

Mitigation

- 120

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 WS9/11/90 ② WB5/1

BENEFICIAL USE DUE:

- 5/1/ 1999

COMMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

APR 21 1998

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: JS DATE: 2/24/98 APPLICATION: 65-13700

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)
- ☒ Correct fee paid

Gov't. Lots:
N P/D
P/U

ADDITIONAL INFORMATION

JS ADVERTISE REMARK(S)
(Reviewer identify which remarks)

✓ T FLAG CHANGED TO P FLAG Done 2/24/98

YES NO

N/A small system

- ☒ 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:
- ☒ Bull trout impact area
- ☒ 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 _____ Date Response Received _____

PROCESSING

APP. NO. 65-13700

YES NO

17

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 3-23-98—✓

Protests received.

—✓

Recommendations attached:

—✓

Measuring device required:

—✓

Measuring port required:

—✓

Water delivered by water master? District #

Special conditions of approval or cover letter: 046 (Mitigation condition)

See below for additional information

Recommended Date or Priority 10/31/96Recommended by: Gary SDate: 4/20/98

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

Existing O/I well already upgraded to 2ev d.p.Future mitigation OK per 2/9/98 response from.

The Idaho World

P O Box 99
Garden Valley, ID 83622
208 462-3487

RECEIVED

MAR 20 1998

WATER RESOURCES
WESTERN REGION

State of Idaho >

County of Boise >

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Nov 4, 1998 and ending with the issue of May 11, 1998.

Deanna Stevenson

State of Idaho >

County of Boise >

On this 19 day of May in the year 1998, before me, a notary public, personally appeared Deanna Stevenson known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Deanna Stevenson
Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6/26/2001

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13690

WRIGHT, L L
WRIGHT, A J
288 AMANITA
EAGLE, ID 836165064

Source: PAYETTE RIVER, MIDDLE FORK Tributary: PAYETTE RIVER

Diversion Pt. SESW Sec 13 T 10N R 04E in BOISE County.

Use: IRRIGATION (0 020 CFS)
Total Diversion: (0 020 CFS)

Date Filed: 8/28/1996

In: BOISE County
T10N R04E S13 SESW

1.0 ACRES TOTAL

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

65-13691

WRIGHT, ROBERT
WRIGHT, TERRI
651 LOS LUCEROS
EAGLE, ID 83616

Source: PAYETTE RIVER, MIDDLE FORK Tributary: PAYETTE RIVER

Diversion Pt: SESW Sec 13 T 10N R 04E in BOISE County

Use: IRRIGATION (0 040 CFS)
Total Diversion: (0 040 CFS)

Date Filed: 8/28/1996

In: BOISE County
T10N R04E S13 SWSW SESW

2.0 ACRES TOTAL

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

65-13692

MC DONALD, HELEN
MC DONALD, WAYNE
14 SCOTT MOUNTAIN RD
GARDEN VALLEY, ID 83622

Source: PAYETTE RIVER, MIDDLE FORK Tributary: PAYETTE RIVER

Diversion Pt SWNE Sec 23 T 10N R 04E in BOISE County

Use: IRRIGATION (0 030 CFS)
Total Diversion: (0 030 CFS)

Date Filed: 8/6/1996

In: BOISE County
T10N R04E S23 SWNE

1.6 ACRES TOTAL

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

65-13700

SWEIG, EARL T
PO BOX 752
GARDEN VALLEY, ID 836220752

Source: GROUNDWATER

Diversion Pt SWNW Sec 35 T 10N R 04E in BOISE County

Use: IRRIGATION (0 060 CFS)
STOCKWATER (0 020 CFS)
DOMESTIC (0 020 CFS)
Total Diversion: (0 100 CFS)

Date Filed: 10/31/1996

In: BOISE County
T10N R04E S35 SWNW

2.0 ACRES TOTAL

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

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before MARCH 23, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published in The Idaho World March 4 and 11, 1998

MICROFILMED

MAY 18 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 4, 1998

DISTRIBUTION: Applicants whose water right applications were held without action pending fishery resources issues.

Dear Applicant:

You filed an application for permit to develop a water right that includes consumptive use (see attached profile report). This office was not been able to process such applications in your area until some water supply issues related to fishery resources were resolved.

A method to address these issues now exists. Applications that include consumptive use can be processed if applicants are willing to accept a condition of approval that can require mitigation at a later date if the need for mitigation is clearly documented. Mitigation can include steps such as purchasing storage water to offset adverse impacts to fishery resources that new water developments might cause.

Enclosed is a response form to be completed and returned if you want your application to be processed. To the extent possible given other factors, applications will be processed in the order in which they were filed.

Also enclosed is a withdrawal form. If you no longer have an interest in obtaining the water right outlined in your filing, please complete and return this form. You will receive a refund for the filing fee associated with the application.

Delays in processing due to department considerations such as those discussed in this letter do not affect the priority date of your application. Please contact this office at 334-2190 if you have any questions about your application.

Sincerely,

Western Region Allocation Staff

Enclosures: Profile Report, ^{MICROFILMED} Response Form and Withdrawal Form

MAY 18 1998

65-13700

SWEIG, EARL T
PO BOX 752
GARDEN VALLEY, ID 836220752

Source: GROUNDWATER

Diversion Pt: SWNW Sec 35 T 10N R 04E in BOISE County.

Use: IRRIGATION	(	0.060 CFS)
STOCKWATER	(	0.020 CFS)
DOMESTIC	(	0.020 CFS)
Total Diversion:	(	0.100 CFS)

Date Filed: 10/31/1996

In: BOISE County
T10N R04E S35 SWNW

2.0 ACRES TOTAL

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

MICROFILMED

MAY 18 1998