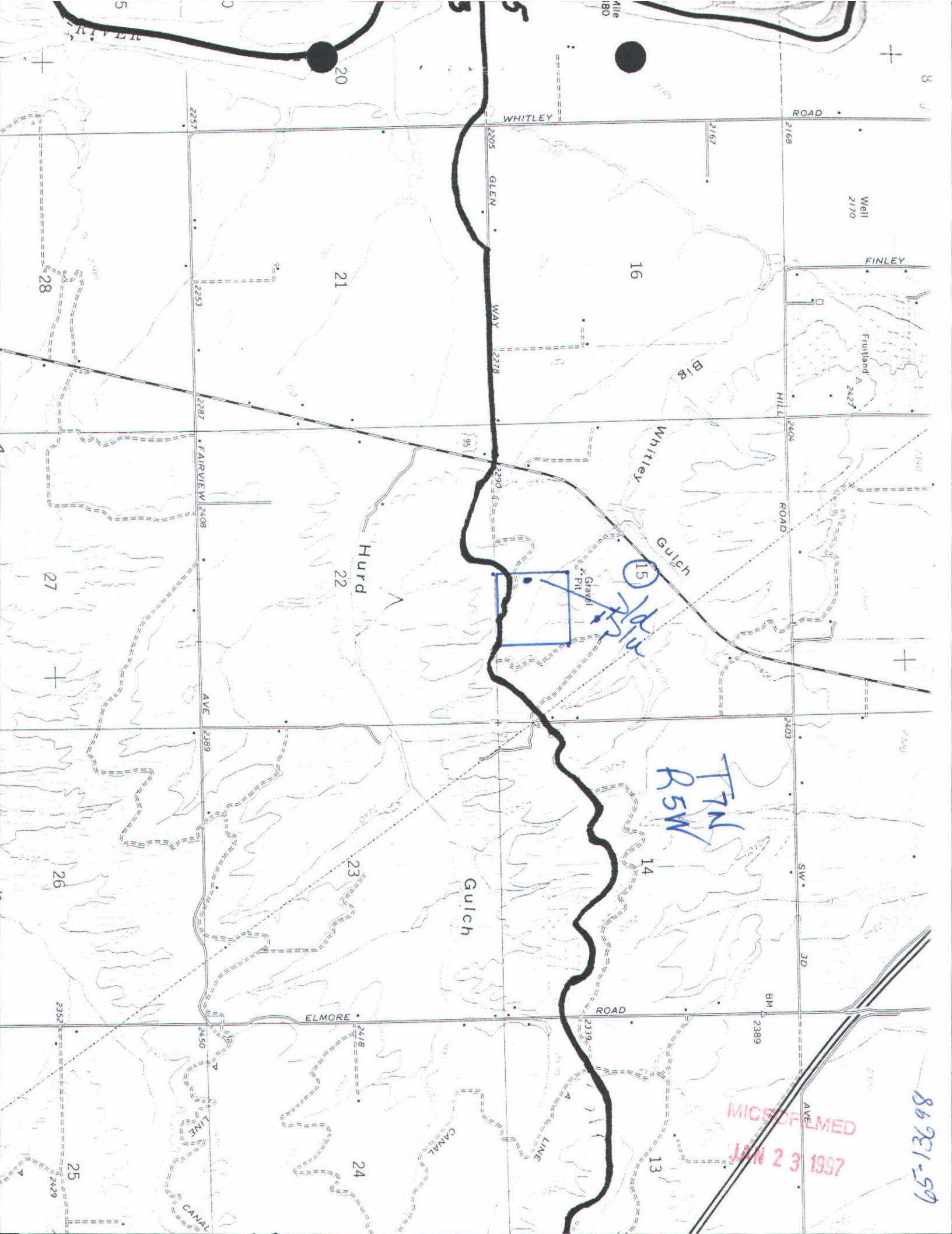




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MICROFILMED
JAN 23 1997

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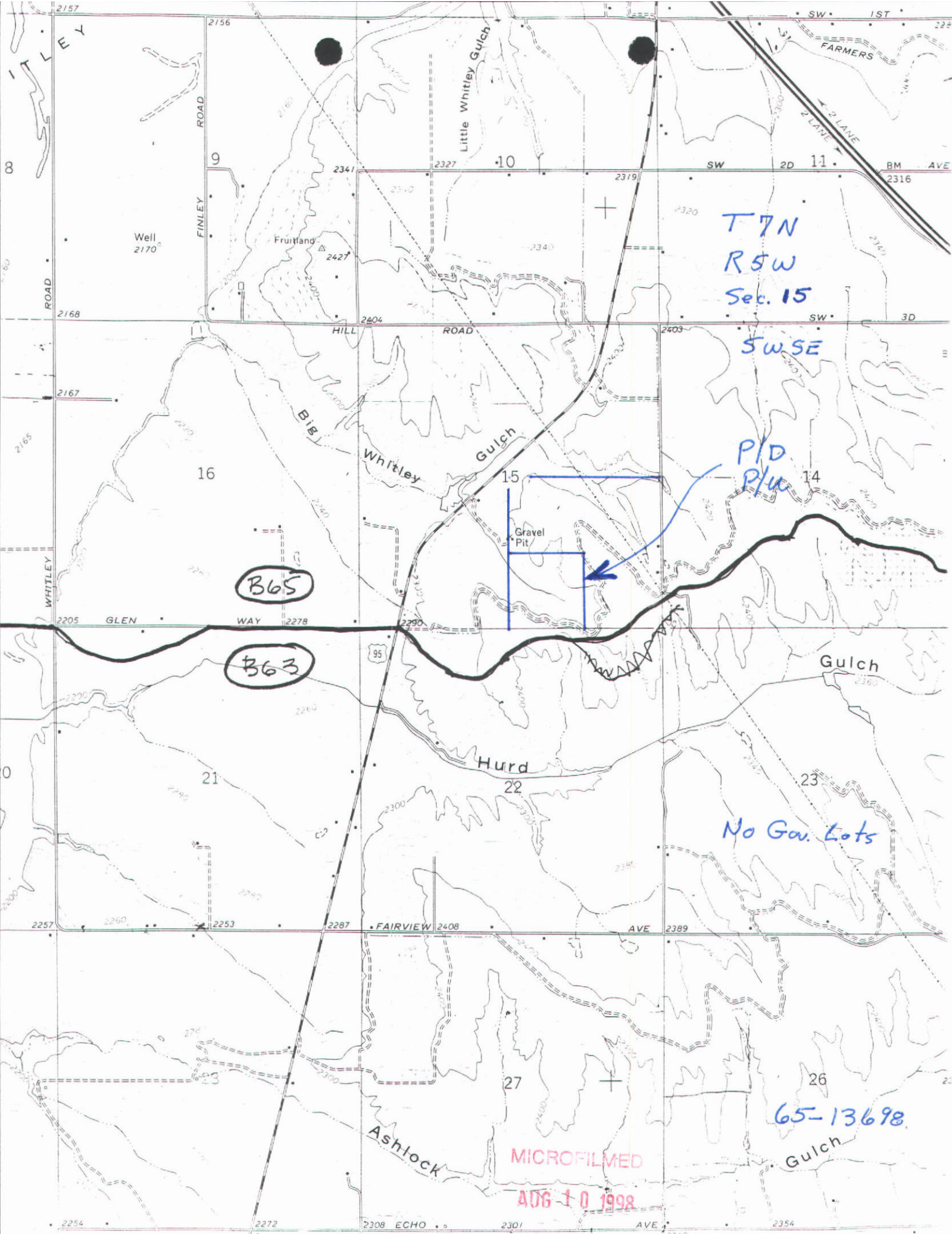
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R5W
Sec. 15

SWSE

P/D
P/W

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B63

No Gov. Lots

65-13698

MICROFILMED

AUG 10 1998

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Application for Water Rights
TITLE OF PUBLICATION

Idaho Dept. Water Resources
SPONSOR OF PLAINTIFF
PLAINTIFF OR LEGAL AGENT

I, Viola Olsen, being

duly sworn, deposes and says:

That he is the principal clerk of

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

Such notice was published in the issue beginning with Nov. 6, 1996, and ending with the issue of Nov. 13, 1996.

STATE OF IDAHO

COUNTY OF

On this 14th day of Nov in the year of 1996, before me, a Notary Public, personally appeared Viola Olsen, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Marilyn J. Klinehart
Notary Public for Idaho

Residing at Fruitland

My commission expires: 12-1-98

Copy of Notice
(First Copy)

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13698

LIMB, RODNEY ✓

LIMB, DIXIE

1792 GLENWAY AVE.

FRUITLAND, ID 83619

Source: GROUNDWATER

Diversion Pt: SWSE Sec. 15 T 07N R 05W in PAYETTE County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/16/1996

In: PAYETTE County

T07N R05W S15 SWSE

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 Nov. 25, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

No. 873

Nov. 6, 13

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 26

Number of Insertions two

26 Lines @ .90 ... \$ 23.40

26 Lines @ .72 ... \$ 18.72

TOTAL COST
WILL BE \$ 42.12

RECEIVED

NOV 29 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED
JAN 23 1997

No. 873

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-13698

Priority: October 16, 1996

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that RODNEY LIMB
DIXIE LIMB

1792 GLENWAY AVE
FRUITLAND ID 83619

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 16, 1996; and has submitted Proof of Beneficial Use on December 29, 1997. 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: SWSE , Sec. 15, Township 07N, Range 05W
PAYETTE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

07N 05W 15

SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.
6. Place of use is located within Lot 14, Hilltop Subdivision #1.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 9th day of July, 1998.

APC - 1001

2011 10 1998

Acting for

KARL J. DREHER, Director

attn: Julie Yarbrough

De ✓

FOR OFFICE USE ONLY
Amt. of Fee \$: _____
Receipt No. _____
Receipt By: _____
Date Received: _____

52

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED

DEC 29 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

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. 65-13698 Telephone No. (208) 452-5863
2. Name(s) of Permit Holder(s): Rodney Limb + Dixie Limb
3. Mailing Address: 1792 Glenway Ave Fruitland, ID 83619
4. Source of Water: _____ If GROUNDWATER (well) Date Drilled: mo. 9 / yr. 96
- a. Well Driller: Pete Cope Drilling Co, Inc Drilling Permit Number: 65-96 W-0306-000
- b. **OPTIONAL:**
Pump Horsepower: _____ 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): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.04 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 _____ or No X
Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X
Has the measurement port been installed? Yes _____ or No _____

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: Rodney D. Limb Telephone Number: (208) 452-5863
Address: 1792 Glenway Ave Fruitland, ID 83619

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: Dixie L Limb Date: 12/28/97
(include your title, if on behalf of company of organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 65-13698

Proposed Priority: October 16, 1996

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **RODNEY LIMB**

DIXIE LIMB

1792 GLENWAY AVE

FRUITLAND ID 83619

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:

SWSE , Sec. 15, Township 07N, Range 05W
PAYETTE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

07N 05W 15

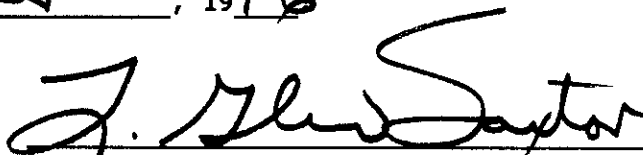
SWSE

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, 1998**.
2. Subject to all prior water rights.
3. Place of use is located within Lot 14, Hilltop Subdivision.
4. Domestic use is for 1 home.

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

31st day of December, 1996


Karl J. Dreher, Director
for

RECEIVED

DEC 23 1996

Department of Water Resources

Ident. No. 65-13698

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: RODNEY LIMB 208-452-5863
Address: 1792 GLENWAY AVE
FRUITLAND ID 83619
AND/OR
Name: DIXIE LIMB 208-452-5863
Address: 1792 GLENWAY AVE
FRUITLAND ID 83619
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: SWSE Sec. 15, Township 07N, Range 05W
PAYETTE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.040		
5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
1.5 HP PUMP
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm PETE COPE
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).

8. Place of Use: DOMESTIC

TWN RGE SEC
07N 05W 15 SWSE

9. 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.

10. Remarks:

~~Domestic use is for 1 home. Place of use known as Lot 14, Hilltop Subdivision.~~ *Moved to comments*

11. Map of proposed point of diversion and place of use attached? ☒

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

Signature located on hand-written
Applicant application

Received by J. Johnson Date 10/16/96 Time 5:18 PM Preliminary check by [initials] cjl

Fee \$ 50.00 Received by _____ #C036777 Date 10/17/1996

Publication prepared by AT Date 10-30-96 Published in Ind. Enterprise

Publication approved AT Date 12-4-96

10/30/96

11/1/96

To appropriate the public waters of the State of Idaho

OCT 18 1996

WATER RESOURCES
WESTERN REGION

1. Name of Applicant Rodney &/or Dixie Limb Phone 208-452-5863
Mailing address 1792 Glenway Ave Fruitland ID 83619
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Township 7N Range 5W Sec. 15, in the _____ 1/4, SW 1/4, SE 1/4, Govt. Lot _____, B.M., _____ County, additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 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)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source Pump, 1 1/2 hp

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 485 feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? Yes; Drilling firm Cope
Well was drilled for (well owner) Yes; Drilling Permit No. 65-96-W-0306-000
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. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1
e. Other; describe fully. _____

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	
7N	5W	15															D		

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. Surface water from Black Canyon is used to irrigate rest of lot. (2 1/2 ac)

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: _____

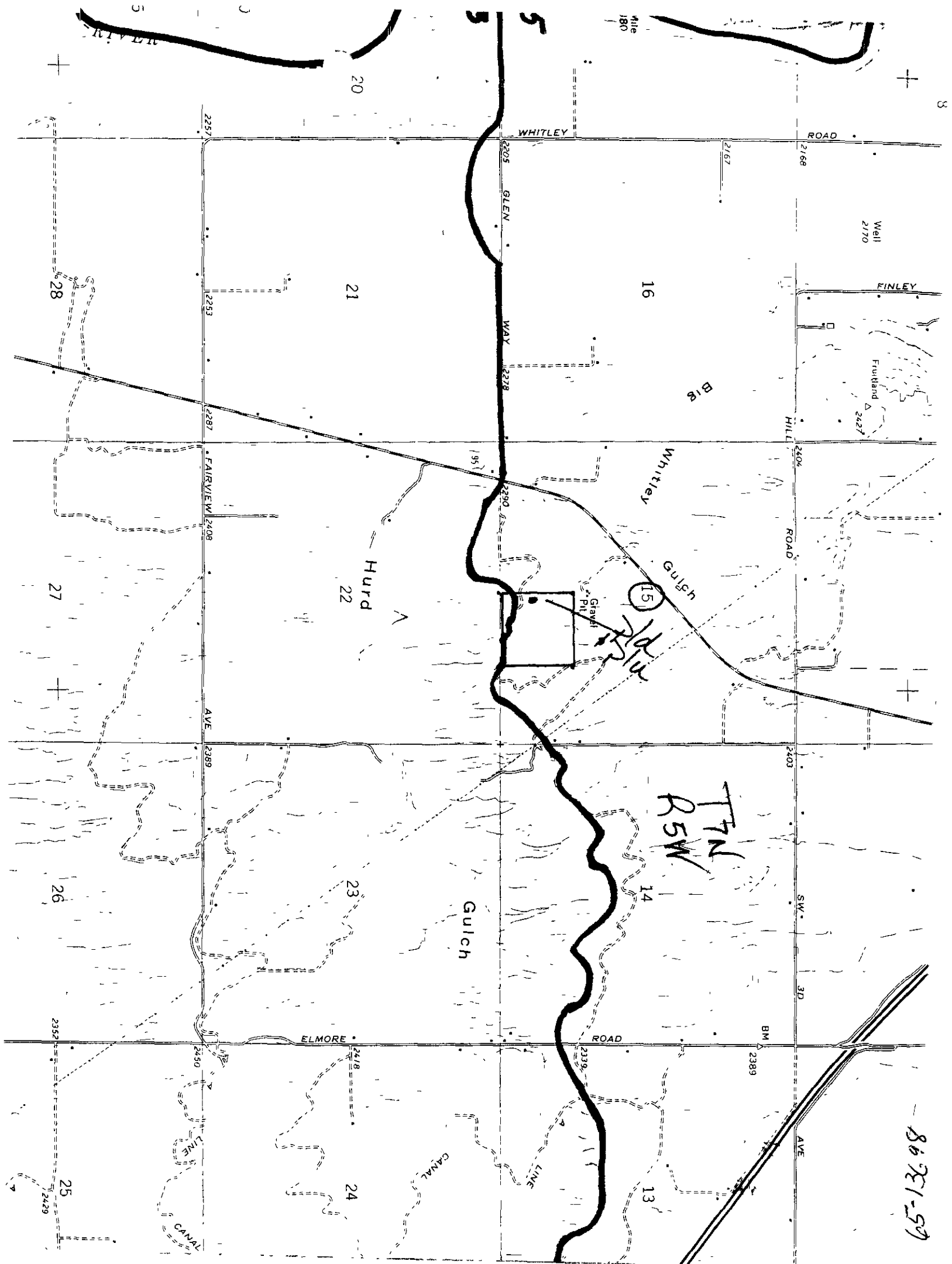
12. Remarks: Water Use within Hilltop Subdivision Lt 14 Blk

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.

David J. Lamb
Signature of Applicant (and title, if applicable)

Received by Jim Date 10-16-96 Time 5:18 Preliminary check by Jim
Fee \$ 50.00 Receipted by [initials] # 003677 Date 10-17-96
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____



86321-59



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

July 10, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RODNEY LIMB
DIXIE LIMB
1792 GLENWAY AVE
FRUITLAND ID 83619

RE: WATER RIGHT NO. 65-13698

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 further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within 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 this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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 the 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 the 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.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

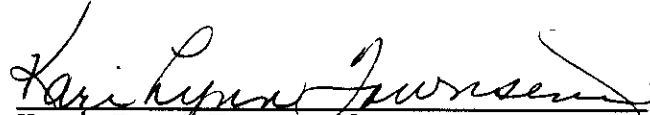
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of July, 1998, 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. 65-13698

RODNEY LIMB
DIXIE LIMB
1792 GLENWAY AVE
FRUITLAND ID 83619


Kari Lynn Townsend
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO. 65-13698 DATE 7/6/98 REVIEWER. SHARLA

NAME 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) Lot 14 Flaming Subd #1
 W27 (ppu acre limit)

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

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .04 cfs
 Fee limit .04 cfs NO FEE
 Measured OK cfs
 Theoretical .04 cfs
 Recommended Total Div Rate _____ cfs
 well drilling permitting
 static wtr level = 105'
 total depth of well = 289'
 > 30 gpm

WATER USES	Change (P46)		
<u>Dom</u>	<u>.04</u> cfs	<u>1.2</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
	cfs	af	supp gw (WB7/065/079)
	cfs	af	overlap spec combined rts (W35)
	cfs	af	<1acre (W31)
	cfs	af	Domestic (W01/WB5/070/071/075)
TOTALS	<u>.04</u> cfs	<u>1.2</u> af	Power (W42 or W43/025/027/R22 or R23)
			Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .04 cfs X 365 days X 1 98 = 29.0 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no SRBA Claim N/A Adjust Memo _____
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 16 1998

DEPARTMENT OF WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 65-13698

1. Owner: Rodney & Dixie Limb Phone No. (208) 452-5863

Current Address: 1792 Glenway Av Fruitland, ID 83619

2. Accompanied by: (office exam) EXAM DATE: 5-2-98

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

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
					<u>SW SE 15</u>	<u>7N</u>	<u>SW</u>	<u>Payette</u>	<u>County Assessor</u>

2. Place(s) of Use:

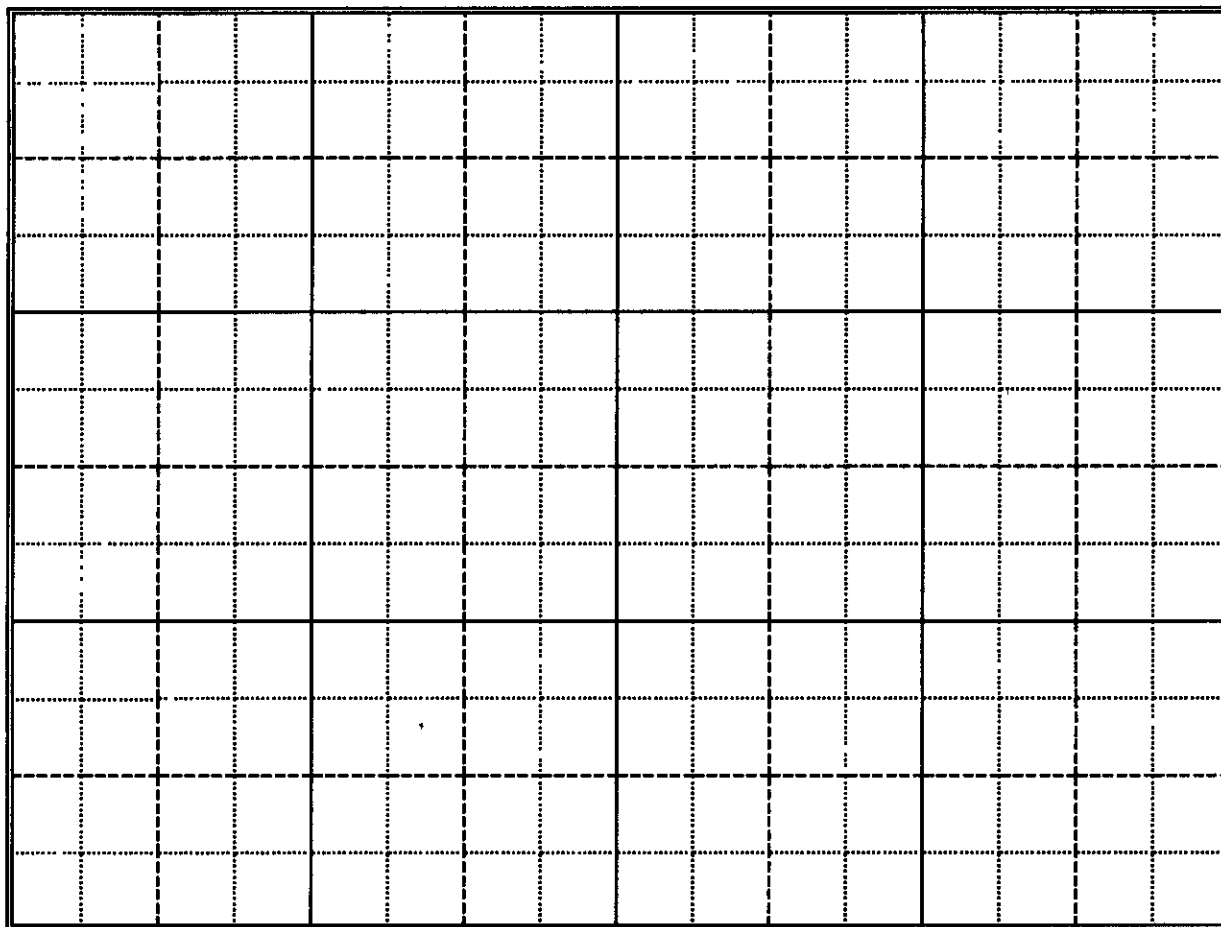
Indicate Method of Determination County Assessor

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7N</u>	<u>SW</u>	<u>15</u>																<u>D</u>	

MICROFILMED

AUG 10 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" = _____

☒ 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 Drilling Permit 65-96-W-0306-000

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

*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

MICROFILMED

AUG 10 1998

E. NARRATIVE/REMARKS/COMMENTS

1. This was done as an office exam.

2. Called Sharon at Payette County Assessor's office and verified:

a. Owner's name and address correct as shown on permit and proof.

b. 1 home on tax rolls located in Lot 14, Hilltop Subdivision #1.

c. Location was T7N, R5W, Sec. 15, SWSE.

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

NOTED
AUG 10 1998

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method: NoneDomestic: Allow 0.04 cfs**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

Domestic: Allow 1.2 AFA**H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01/01</u>	<u>12/31</u>	<u>0.04</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04</u>	<u>1.2</u>

2. Recommended Amendments

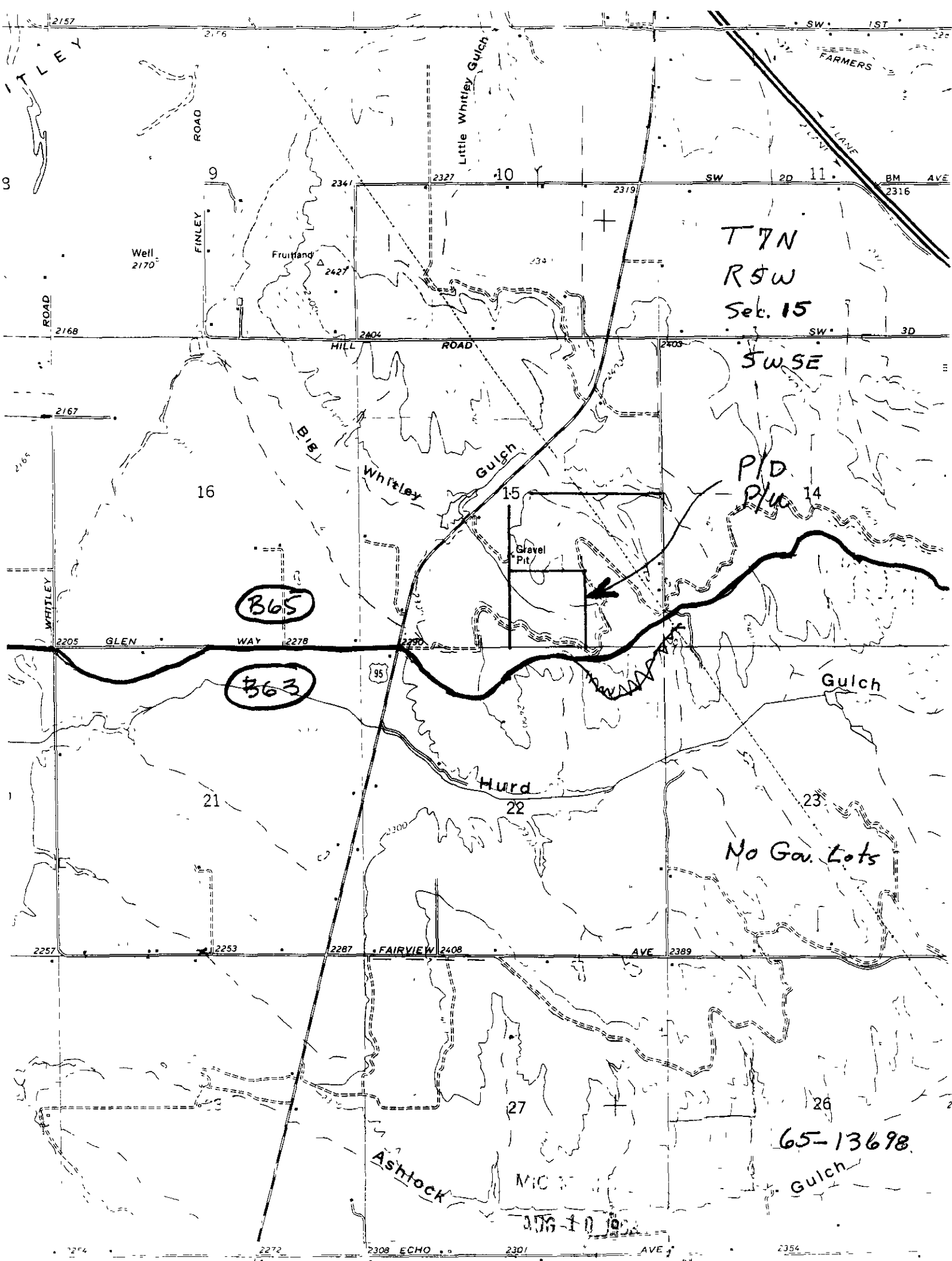
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name Dean Tomick Date 6-12-98

Reviewer _____ Date _____

SEAL

MIC-80 1M51
AUG 18 2002



T7N
R5W
Sec. 15

SWSE

PID
P/u

B65

B63

No Gov. Lots

65-13698

306-10-1000

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-03698 Reviewed by gy Date 2-19-98

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. 65-96-W-0300-000

35- Amount paid for permit

yes Correct?

no Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

no Required?

no Required?

1 Amount Submitted

1 Installed?

1 Correct?

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 12-29-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

February 23, 1998

Rodney Limb
Dixie Limb
1792 Glenway Ave
Fruitland ID 83619

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13698

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

RECEIVED
FEB 26 1998

October 31, 1997

RODNEY LIMB
DIXIE LIMB
1792 GLENWAY AVE
FRUITLAND ID 83619

PROOF DUE NOTICE

RE: PERMIT NO. 65-13698

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1998. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

December 31, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RODNEY AND DIXIE LIMB
1792 GLENWAY AVE
FRUITLAND ID 83619

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13698

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

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.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

14030-114ED

149 2 3 1997

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

11/96

No.: 65-13698 Name: Limb Date: 12/26/96 Ad OK? ✓ ✓ Gvmt Lts: ✓

AREA OF CONCERN?

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

PROTESTED:

- 020 (Protest Agreement)

SYSTEM COMPLETED:

Yes/proof filed

- NA

1 year/no proof

- P16

~~+1 year~~

- ~~26A-P17~~

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs

- 01M

=/- 0.2 cfs

- No MD

=/+ 5 a.

- 01M, 065 (if GW use SW 1st)

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87)

Included w/permit

- Permit No. 05-96-W-0306-000, P99

No WD permit?

- 046-46B-P23 (post 7/1/87)

irr. in WD

- P05 (new well)

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

Water District (~~dom~~)

- 005 (req) WD # _____ <SEE MAP & LISTING>

+ 0.2 cfs

- 01J (meas dev)-P08

=/- 0.2 cfs

- 01H (lock dev)-P01 or No MD

In-WD + 0.2 cfs

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

- 0.2 cfs

- No MD

=/+ 5 a. irr.

- 01M

RIVER BASINS (*Surface water):

Snake R (01)

- 11A-P04, NA

(02/03-irr)

- 007-P07 (w/ remark *WB9- Weiser), NA

Boise River (63)

- 05A (if WD), 11E (not 42-111 use), NA

Payette River (65)

- 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface)

- *WB5 (Boise River above Star Bridge); 27A (Payette River); NA

Fish Propagation

- 07A-042 (req)-010/06A/09E (WQ)-P10; 044 (North of 1000 Springs)

Irr <POU> =/- 5 a

- 057 (0.03 cfs/acre)

+ 5 a

- 03A (0.02 cfs/acre)

Mining

- 054 (req) & 06A/010/09E-P10

Power

- 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09

Storage (✓3 compo.)

- 072 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

LOCATION:

42-248 area

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

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: Non-owner

- 004 (PD/PU) _____

OTHER CONDITIONS:

- _____

STANDARD REMARKS:

- ① w01/1 ② PA/LT14 Hultop Sub.

BENEFICIAL USE DUE:

- 1-1- 1998

COMMENTS:

- _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: je DATE: 10/28/96 APPLICATION: 65.13698

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:
P/D
P/U

ADDITIONAL INFORMATION

YES NO

N/A DOM
Overlapping place of use: (Describe source & relationship to present application on next page.)
Overlapping point of diversion.
Field check required: Field check by: _____
Field report attached:
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:
Power efficiency form:
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

ADDITIONAL INFORMATION ON REVERSE SIDE:

DEC 23 1996

Department of Water Resources

PROCESSING

APP. NO. _____

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

YES NO

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

☐ ☒ 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:
☐ ☒ Protests received. Final date for protest 11-25-96
☐ ☒ Protest dates, 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: _____
Approved - 1 yr., 46 & 46B

☒ ☐ See below for additional information

Recommended Date or Priority 10-16-1996

Recommended by: RL Date: 12/19/96

STATE OFFICE REVIEW _____

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Application for Water Rights
TITLE OF PUBLICATION

Idaho Dept. Water Resources
SPONSOR OF PLAINTIFF
PLAINTIFF OR LEGAL AGENT

I, Viola Olsen, being
duly sworn, deposes and says:

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

Such notice was published in the issue beginning with
Nov 6, 1996, and ending with the issue
of Nov 13, 1996
STATE OF IDAHO
COUNTY OF

On this 14th day of Nov in the year of 1996, before me,
a Notary Public, personally appeared Viola Olsen,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and
acknowledged to me that he executed the same.

Maureen J. Rhinehart
Notary Public for Idaho

Residing at Fruitland

My commission expires: 12-1-98

Copy of Notice
(First Copy)

NOTICE OF APPLICATION FOR WATER RIGHT
The following application has been filed to ap-
propriate the public waters of Idaho:

65-13698

LIMB, RODNEY ✓

LIMB, DIXIE

1792 GLENWAY AVE.

FRUITLAND, ID 83619

Source: GROUNDWATER

Diversion Pt: SWSE Sec. 15 T 07N R 05W in
PAYETTE County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/16/1996

In: PAYETTE County

T07N R05W S15 SWSE

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 Re-
gion, 2735 Airport Way, Boise, Idaho 83705 to-
gether with a protest fee of \$25.00 on or before
Nov 25, 1996. The protestant must also send a
copy of the protest to the applicant.

KARL J. DREHER, Director

No 873

Nov. 6, 13

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 26

Number of Insertions two

26 Lines @ .90 . . . \$ 23.40

26 Lines @ .72 . . . \$ 18.72

TOTAL COST
WILL BE \$ 42.12

RECEIVED

NOV 29 1996

WATER RESOURCES
WESTERN REGION

Nº 873

65-13698

LIMB, RODNEY
LIMB, DIXIE
1792 GLENWAY AVE
FRUITLAND, ID 83619

Source: GROUNDWATER

Diversion Pt: SWSE Sec 15 T 07N R 05W in PAYETTE County.

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

Date Filed: 10/16/1996

In: PAYETTE County
T07N R05W S15 SWSE

MICROFILMED
JAN 23 1997