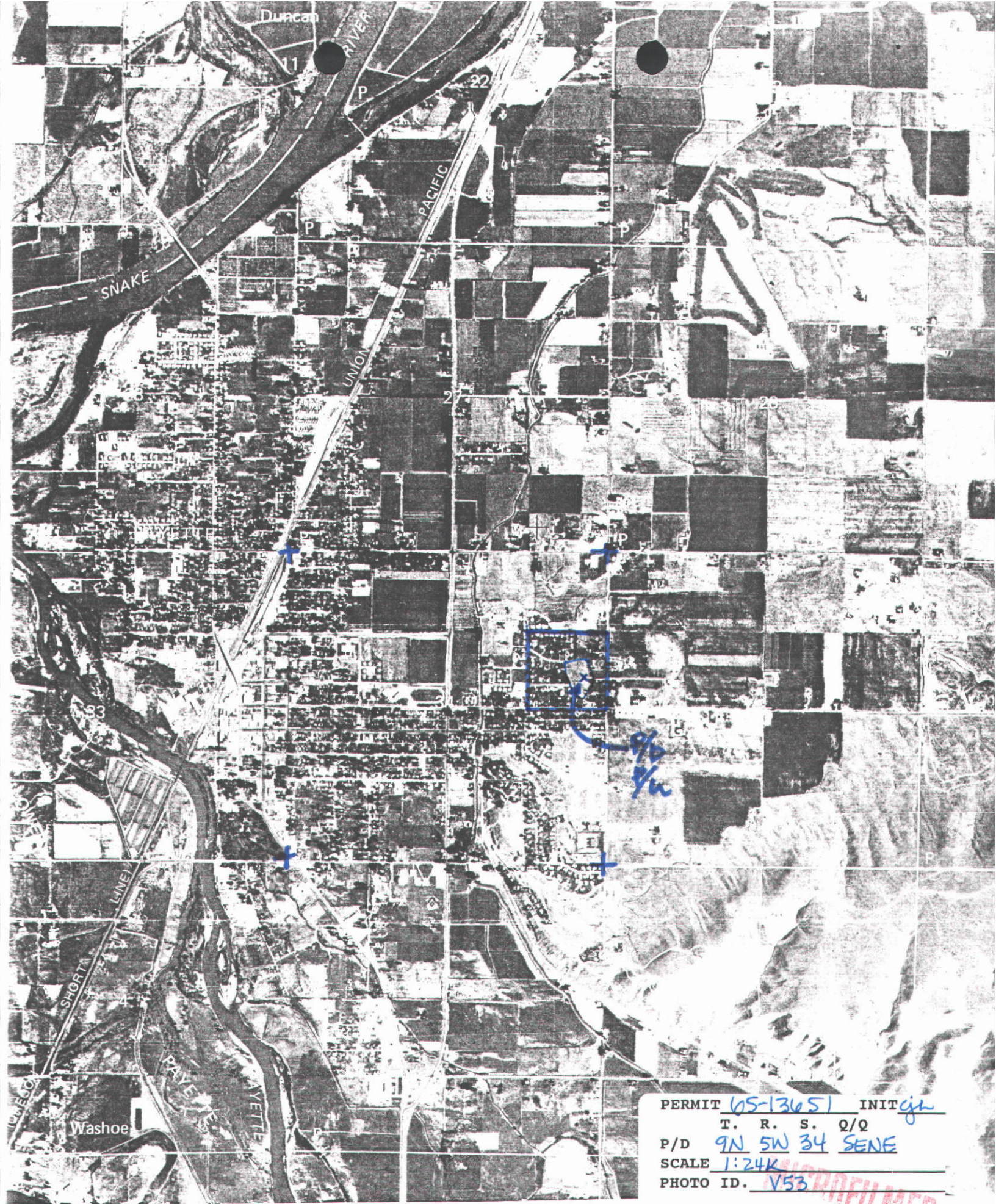




PERMIT 65-13651 INIT gh
T. R. S. Q/Q
P/D 9N 5W 34 SENE
SCALE 1:24K
PHOTO ID. V53

MAR 29 1996

RECORD OF SURVEY

SE1/4NE1/4, Sec. 34, Twp. 9N., R. 5 W.
B.M.

PAYETTE COUNTY, IDAHO

51" E 1328.83' (1329.0' DECKERS Plat - 1328.76' UEHLIN'S Plat)

Found N1/16 Corner
Sec. 34/Sec. 35, Twp. 9N., R. 5 W., B.M.
Brass Monument.

21st STREET

SE 1/4 NE 1/4

~ 3 ac

rail fence on line

wood fence 1' S. of cor.

S 89° 59' 51" E
278.00'

Address: 204 N. IOWA AVE.
Payette, Idaho

1.28 Acres

Line follows approx.
N. side of conc. boarder

278.00'
WEST

Carport encroachment
1.5' S. of line

Point of Beginning

IOWA AVE

MICROFILMED
MAR 29 1996

INGSIDE

SUBDIVISION

PATCH

ADDITION

17
MAR 29 1996

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Notice of Application for Water Rights
TITLE OF PUBLICATION

SPONSOR OF PLAINTIFF

Dept. of Water Resources
PLAINTIFF OR LEGAL AGENT

D. 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
Jan 17, 19 96, and ending with the issue
of Jan 24, 19 96.

STATE OF IDAHO
COUNTY OF

On this 25th day of June 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.

Maileigh J. Thibault
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:

65-13651 ✓

SCHENONE, RAY

PO BOX 1500

CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: SENE Sec. 34 T 09N R 05W in
PAYETTE County.

USE: IRRIGATION (0.090 CFS)

Total Diversion (0.090 CFS)

Date Filed: 11/30/1995

In: PAYETTE County

T09N R05W S34 SENE

3.0 ACRES TOTAL

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 just 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 FEBRUARY 5, 1996. The protestant must
also send a copy of the protest to the applicant.

KARL J. DREHER, Director

No. 466

Jan. 17, 24

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 28

Number of Insertions two

28 Lines @ 90 ... \$ 25.20

28 Lines @ 72 ... \$ 20.16

TOTAL COST

WILL BE \$ 45.36

RECEIVED

JAN 29 1996

WATER RESOURCES
WESTERN REGION

MAR 29 1996

No. 466

RECEIVED

JAN 10 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1 Permit No. 65-13651 Telephone No. 208-642-1108
(CURRENT SECRETARY)

2 Name of Permit Holder(s).
WHITNEY HOMEOWNERS IRRIGATION INC.
C/O JEAN BUCKMASTER (CURRENT SECRETARY)

3 Mailing Address 112 N 21ST ST.

City PALETTE State ID Zip 83661

4 Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled mo. 06 / yr. 96

Well Driller: ADAMSON PUMP & DRILLING Drilling Permit Number: 65-95-01-0431-000

5 Use(s) (as authorized by the water right permit).

Domestic (No. of households). _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres). 3 ACRES Other _____

6 Total rate of diversion and/or volume for which proof is submitted .09 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 ☒

Has the measuring device been installed?

Yes _____ or No ☒

8. Fee Enclosed. \$ \$50.00 (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: JEAN BUCKMASTER Telephone Number 208-642-1108

Address 112 N. 21ST ST., PALETTE ID 83661

10 The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder Jean M. Buckmaster Sec. / Treas. Date 1/08/2001

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

MICROFILMED

DEC 3 1999

C043128
8/14/98

RECEIVED

AUG 14 1998

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

I, RAY SCHENONE, hereby assign to WHITNEY HOMEOWNERS
IRRIGATION INC.
 of, 2126 1ST AVE. NO., PAYETTE ID 83661 208-642-4550
 (Full Address) (Phone) LYNN KROGH

All my right, title, and interest in and to Permit No. 65-13651 to
 appropriate the public waters of the State of Idaho.

OR (for partial assignments)

~~The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of
 Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre
 subdivision, point of diversion location, and the amount of water in cubic feet per second.)~~

Made this _____ day of _____, 19____.

Ray Schenone 8-12-98
 Permit Holder

State of Idaho)

County of Payette) ss

On this 12 day of August, 1998, personally appeared before me the signer(s) of the
 above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Barb J. Danner

Notary Public residing at

seal

Weese, Idaho

My commission expires: 9-16-98

MICROFILMED

AUG 21 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 65-13651

Proposed Priority: November 30, 1995 Maximum Diversion Rate: 0.09 CFS

This is to certify, that **RAY SCHENONE**
PO BOX 1500
CALDWELL ID 83605-1500
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	03/15 to 11/15	0.09 CFS

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 34, Township 09N, Range 05W
PAYETTE 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>
09N	05W	34	SENE	3.0		3.0

Total number of acres irrigated: 3.0

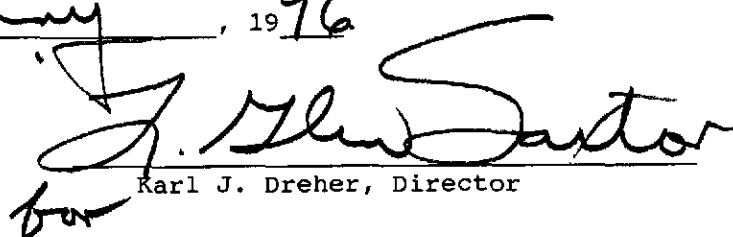
CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 2001**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. Point of diversion is located within Lot 11, Schenone Subdivision.
7. Place of use is located within Lots 1-13, Schenone Subdivision.

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

21st day of February, 1996

29 1996


Karl J. Dreher, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: RAY SCHENONE
Address: PO BOX 1500
CALDWELL ID 83605

O 208-455-0875

2. Proposed Well Location: Township 09N, Range 05W, Sec. 34, SENE
PAYETTE County

Street Address of Well Site: 21ST STREET (JUST NORTH OF CENTER AVE)
PAYETTE ID

3. Proposed Use of Well: Other
PERMIT STATES IRRIGATION

4. Well Construction Information:

A. NEW WELL

B. Proposed Surface Diameter 10 In. Proposed Maximum Depth 250 Ft.

C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

(NOTE: Construction diagrams and/or other information may be requested for
monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 5/ 1/1996

6. Anticipated Well Driller: ADAMSON PUMP & DRILLING (No. 0457)

NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ 230.00 Received by _____ No. W020123 Date 11/21/1995

(Continued)

11 1996

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is APPROVED

Date: 2/21/1996

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If the bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-342-1585.
9. The uppermost unconfined aquifer shall be thoroughly sealed. All seals will be placed from the bottom up.
10. If an annular slurry seal of bentonite is to be utilized, a high (>30%) solids bentonite shall be pumped from the bottom up to land surface. The bentonite shall not contain chemical polymers which effect long term stability of the seal and are often found in drilling fluid grade bentonite but rather will be specifically recommended by the manufacturer for use as a seal material in water wells.
11. Drilling fluids shall be developed with water which meets or exceeds drinking water standards.
12. The screened, perforated, filterpacked or otherwise open and commingled strata which are to be produced from, shall be of similiar hydraulic head, temperature and quality. If there are notable variations encountered as the well is drilled and/or developed the Department will be notified for evaluation.
13. Review of previously drilled wells in the area show that a blue clay is encountered in the 40-60 ft ranged. The well shall have a surface seal

(Continued)

Ident. No.

65-95-W-0431-000

CONDITIONS OF APPROVAL:

that is placed from at least two feet into the clay up to ground surface.



Signature of Authorized Dept. Representative



Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____

Expires On: _____

RECEIVED
FEB 12 1996

Ident. No. 65-13651

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: RAY SCHENONE
Address: PO BOX 1500
CALDWELL ID 83605
208-455-0875
2. Source: GROUNDWATER
3. Location of Point of Diversion: SENE Sec. 34, Township 09N, Range 05W
PAYETTE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.090		
5. Total quantity to be appropriated is:
0.090 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP AND PIPELINE.
 - 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
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 year(s).

8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
09N 05W 34	SENE 03			3

Total number of acres irrigated: 3

MAR 29 1996

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.
A

10. Remarks:
Place of use is within Lots 1-13, Schenone Subdivision.

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.

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 20.00 Receipted by _____ #W020149 Date 11/30/1995

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

129 1996

Comments: Date: 1/ 2/ 1996User-ID: CHODGES

Subject:

SYSTEM DESCRIPTION

A single well to provide irrigation water only on 13 residential lots. Culinary water to be provided by City of Payette.

Comments: Date: 1/ 2/ 1996User-ID: CHODGES

Subject:

FEES, OWNERSHIP

Fees paid under both W020123 and W020149, with balance of fees received 11-30-95.

Property is being purchased by Mr. Schenone for development.

Closing is imminent but full possessory interest has not been obtained. For advertising, the permission of the owner has been granted in writing. See letter in file.

STATE OF IDAHO

Ident No 65-13651

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

NOV 21 1995

WATER RESOURCES
WESTERN REGION

NOV 30 1995

To appropriate the public waters of the State of Idaho

WATER RESOURCES
WESTERN REGION

also 740-0100 mobile

1 Name of applicant RAY SCHENONE Phone 455-6875

Post office address PO BOX 1500, CALDWELL, ID 83605

2. Source of water supply GROUND WATER which is a tributary of NA

3. Location of point of diversion is SE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot _____

Sec. 34 Township 9N Range 5W B.M. PAYETTE County; additional

points of diversion if any: _____

4 Water will be used for the following purposes

Amount .09 for allow .09 cfs per attached purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum) NOTE per Standard S

Amount 20 for IRRIGATION purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum) see comments

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) .20 .09 and/or (b) _____
cubic feet per second acre feet per annum

6 Proposed diverting works.

a Description of ditches, flumes, pumps, headgates, etc NA

b. Height of storage dam NA 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 10 inches, proposed depth of well is 240 feet.

d Is ground water with a temperature of greater than 90°F being sought? NO

e. NA

7 Time required for the completion of the works and application of the water to the proposed beneficial use is

5 years (minimum 1 year)

MAR 29 1996

8. Description of proposed uses (if irrigation only, go to item 9): NA

- 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. _____
- 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	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	5W	34				3 20													3

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above NA

11. a Who owns the property at the point of diversion? AA JACK MARSHAL FAMILY TRUST
- b Who owns the land to be irrigated or place of use? JACK MARSHAL FAMILY TRUST 1/4A
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing EARNEST MONEY AGREEMENT TO PURCHASE
SEE PERMISSION OF TRUSTEE, ATTACHED

12 Remarks WELL IS TO BE USED FOR IRRIGATION ONLY, AS PAYETTE WILL ONLY PROVIDE HOUSEHOLD USE WATER. PROPOSED WELL DRILLER IS DAVE ADAMS, REQUESTING 5 YEARS DEVELOPMENT TIME BECAUSE OF UNCERTAINTY OF SALE OF LOTS IN THE SUBDIVISION SETTING. ^{WATER} LINES WILL BE LAYED FOR EACH LOT, BUT NOT PICKED UP UNTIL LOT IS SOLD.

MAR 29 1996

13 Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

SEE ATTACHED
MAP

Scale 2 inches equal 1 mile

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]
(Applicant)

DOP = 11/30/95

Received by DB Date 11-21-95 Time 11:00 AM Preliminary check by UP

Fee \$ 58-30- Receipted by DB # W090123 Date 11-21-95

Publication prepared by ST Date 1-10-96 Published in Ind. Enterprise

Publication approved ST Date 2-6-96

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1 Approval of said application is subject to the following limitations and conditions

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

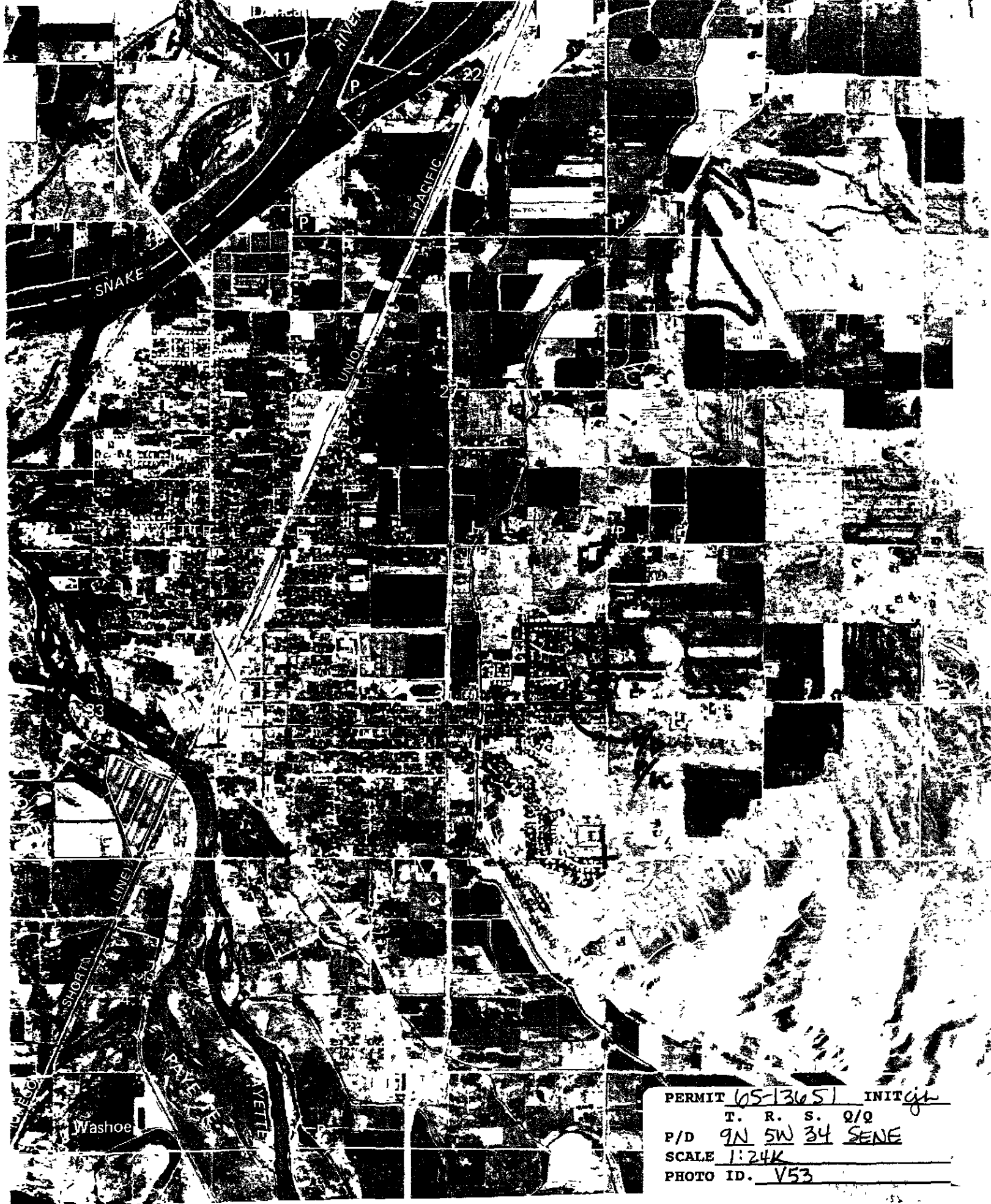
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 _____

c The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land

d The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit

e Other

MAR 29 1996



PERMIT 05-13651 INIT gh
T. R. S. Q/Q
P/D 9N 5W 34 SENE
SCALE 1:24K
PHOTO ID. V53

29 1904

RECORD OF SURVEY

SE1/4NE1/4, Sec. 34, Twp. 9 N., R. 5 W.

B.M.

PAYETTE COUNTY, IDAHO

51" E 1328.83' (1329.0' DECKERS Plat - 1328.76' UEHLIN'S Plat)

25'
34'

Found N1/16 Corner
Sec 34/Sec 35, Twp 9N, R. 5W, B.M.
Brass Monument

(327.3')

(150.6')

(200')

(129.6')

(200')

(276.6')

21st STREET

SE 1/4 NE 1/4

rail fence on line

wood fence 1' S of cor.

S 89° 59' 51" E
278.00'

Address: 204 N. IOWA AVE.
Payette, Idaho

1.28 Acres

Line follows approx
N side of conc boarder

278.00'
WEST

Carport encroachment
15' S. of line

Point of Beginning

~ 3 ac

X

IOWA AVE

DECKERS

INGSIDE

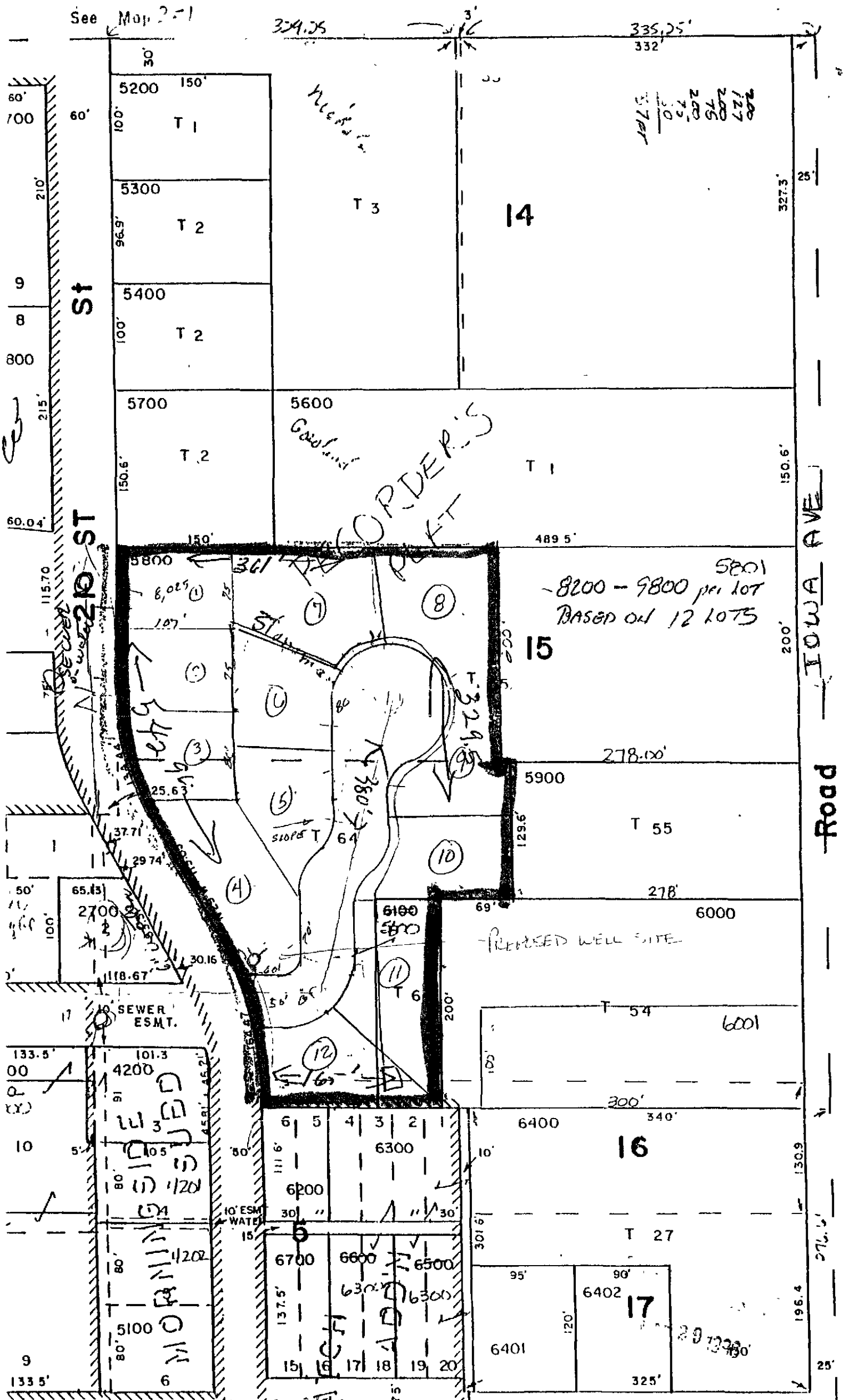
SUBDIVISION

PATCH

ADDITION

MAR 29 1995

Last Arb No. Used





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

January 19, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WHITNEY HOMEOWNERS IRRIGATION INC.
C/O JEAN BUCKMASTER
112 N 21 ST
PAYETTE ID 83661

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13651

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, and that it meets the permitted beneficial use.

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

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.
c: IDWR - Regional Office

MICROFILMED

JAN 31 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No 65-13651

Reviewed By. dgibson

Date January 19, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No			Well driller's report filed?		X
Additional Amount Due			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		01/10/2001
Date proof due	-	02/01/2001
No of days late	=	0
Holiday allowance	+	
Priority date	+	11/30/1995
New priority date	=	11/30/1995

Deficiencies of Actions Items

Acknowledge proof

November 30, 2000

WHITNEY HOMEOWNERS IRRIGATION INC
C/O LYNN KROGH
2126 1ST AVE N
PAYETTE ID 83661

PROOF DUE NOTICE

RE: PERMIT NO. 65-13651

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 February 1, 2001.

(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.

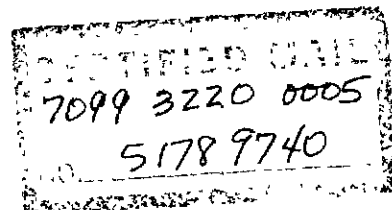
SINCERELY,

DEBORAH GIBSON
Administrative Assistant

Enclosures

MICROFILMED

JAN 31 2001



RECEIVED

AUG 20 1998

Department of Water Resources

A. Lynne Krogh
2126 1st Ave North
Payette, Idaho 83661

Idaho Department of Water Resources
1301 North Orchard St
Boise, Idaho 83706

ATTN: Kari Lynn Townsend
RE: Assignment of Permit # 65-13651

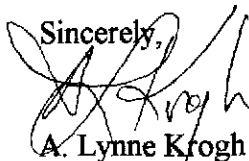
Dear Kari Lynn,

I am writing in response to your phone call last week requesting the names of the officers of Whitney Homeowners Irrigation Inc. The officers for the year beginning July 18, 1998 are:

Michael Stoneman, President
Donald Nelson, Vice President
Lynne Krogh, Secretary/Treasurer

These are the officers listed on the annual report form we just filed with the Secretary of State. That form incorrectly lists Ray Schenone as the registered agent for service of process. I will be filing a corrected report that lists me as the registered agent for service process.

Thanks for your help.

Sincerely,

A. Lynne Krogh

MICRO-FILMED

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

August 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WHITNEY HOMEOWNERS IRRIGATION INC
C/O LYNN KROGH
2126 1ST AVE N
PAYETTE ID 83661

RE: ASSIGNMENT OF PERMIT 65-13651

Dear Ms. Krogh:

We acknowledge receipt of the correspondence changing ownership of the above referenced permit to Whitney Homeowners Irrigation Inc. Our computer records have been modified to reflect this change in ownership. A computer generated report is enclosed for your information.

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.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED
AUG 21 1998

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only

Inspected by _____

Twp _____ Rge _____ Sec _____

1/4 1/4 1/4

Lat : _____ Long. _____

1. DRILLING PERMIT NO. 65-95W-0431-000
Other IDWR No. 65-13651

2. OWNER:

Name RAY SCHENONE
Address P.O. BOX 1500
City CALDWELL State ID Zip 83605

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

7th AVE N

16th AVE N

10 acres 40 acres 160 acres

Gov't Lot _____ County CANYON

Lat _____ Long _____

Address of Well Site 21st STREET
CENTER BETWEEN City PAYETTE
20th & IOWA AVE

(Give at least name of road + Distance to Road or Landmark)

Lt _____ Blk _____ Sub Name PAYETTE HEIGHTS

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
BENTONITE 3/8	0	18	500#		OVERBORE
BENTONITE					
QUICK GEL	0	18	500#		SS

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) _____Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
10"	+2	156	.25	STEEL	☒	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe 10' Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☒ Screens Screen Type 40 MESH

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
155	165	30		8	SS	☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

6.2 ft below ground Artesian pressure _____ lb
 Depth flow encountered _____ ft Describe access port or control devices: _____

11. WELL TESTS:

☐ Pump ☐ Bailor ☒ Air ☐ Flowing Artesian

Yield gal./min	Drawdown	Pumping Level	Time
150+			1 HR

Water Temp 58° Bottom hole temp _____Water Quality test or comments. 1 IRON / 8 PH / 18 GRNSDepth first Water Encountered 55

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
16	0	4	TOP SOIL		
	4	12	CLAY		
	12	18	SAND		
10	18	21	SAND		
	21	26	SANDY CLAY		
	26	33	CLAY		
	33	45	SANDY CLAY		
	45	55	CLAY		
	55	80	COARSE SAND & GRAVEL *		
	80	93	SANDY CLAY		
	93	103	SANDY BLUE CLAY		
	103	152	SAND-EXTREMELY COARSE *		BLACK
	152	156	CLAY		
	156	165	BLACK SAND COARSE *		

SEE Attached
COPY of APP.

RECEIVED

JUL 30 1996

RECEIVED

Department of Water Resources

JUL 15 1996

WATER RESOURCES
WESTERN REGION
 Completed Depth 165 (Measurable)
 Date: Started 6-14-96 Completed 6-18-96

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed

Firm Name ADAMSON PUMP & DRILLING Firm No 0457Firm Official Steve Adamson Date 6-25-96and Supervisor or Operator Bill Inver Date 6-25-96

Sign _____ (Official & Operator)

MICROFILMED

FORWARD WHITE COPY TO WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant RAY SCHENONE
Post office address PO Box 1500, Caldwell, ID 83605
2. Source of water supply GROUNDWATER which is a tributary of N/A
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of _____ $\frac{1}{4}$ Govt. Lot _____
Sec. 34 Township 9N Range 5W B.M. PAYETTE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .20 for IRRIGATION purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 and/or (b) _____
(cubic feet per second) (acre feet per annum)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. N/A

b. Height of storage dam N/A 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 10 inches; proposed depth of well is 240' feet.
d. Is ground water with a temperature of greater than 85°F being sought? N/A
e. If well is already drilled, when? N/A; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
_____ years (minimum 1 year).

RECEIVED

JUL 15 1996

WATER RESOURCES
WESTERN REGION

MICRO FILMED 1998

AUG 2 1998

Orig Permit in possession
of Customer

11-13-95
w/ Ray
C

Feb 46
65-13651
65-95-W-0431-000
Phone 455-6875

65-95 W-0431-000

Irrigation only, go to item 9).

If power, 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. _____
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	5W	34				.20													

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above.
- N/A

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

- b. Who owns the land to be irrigated or place of use?
- JACK MARSHALL FAMILY TRUST W/T/A

- 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:
- Well is to be used for irrigation only, as PAYNE will only provide 4 households the water. This is well owner is PAUL ADAMS.

MICROFILMED

8-2-1978



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 22, 1996

RAY SCHENONE
PO BOX 1500
CALDWELL ID 83605-1500

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13651

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

MAR 29 1996

SK:rl

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

RECEIVED**NOV 21 1995****WATER RESOURCES
WESTERN REGION**State of Idaho
Department of Water Resources**APPLICATION FOR DRILLING PERMIT**

(For the Construction of a Well)

1. Applicant (please print): RAY SILENCIO2. Mailing Address: PO BOX 1500City & State CALEDONIA, ID Zip Code 83405 Telephone 455-0815☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify _____3. Proposed Well Location: Twp. 9N, Rge. 5W, Sec. 34, SE 1/4 NE 1/4Gov't Lot No. _____ County PayetteStreet Address of Well Site 21st STREET, PAYETTE (JUS. NORTH OF CENTER LINE)

Lot, block and subdivision _____

4. Proposed Use of Well:

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

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

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

- ☐
- MONITORING. A well bore schematic and map is required for each blanket permit.

No. of proposed wells: _____

5. Well Construction Information:

A. ☒ New well ☐ Modify ☐ ReplaceB. Proposed Casing Diameter 10" Proposed Maximum Depth 145'C. Anticipated bottom hole temperature:
☐ 85°F or less ☐ 85°F to 212°F ☐ 212°F or more
(Cold Water Well) (Low Temp Geo. Well) (Geothermal Well)6. Construction Start Date: MAY 1, 1996 (SPEAK)7. Anticipated Well Driller: DAVE HADENSON Driller's Lic. No. C457
NOTE: The actual well driller must be identified prior to drilling.8. Applicant's Signature Ray Silencio (Applicant) Date 11-19-95Title Well Driller APPLICANT
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is _____ Date _____

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative _____

Title _____

Receipt No. W030123 Received by AB Fee 200 - Date 11-21-95

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

MAR 29 1996

WR0749NP
No. #65-13651

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/15/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RAY SCHENONE PO BOX 1500 CALDWELL ID 83605-1500 (208) 455-0875	11/30/1995	IRRIGATION	03-15 11-15	0.090 CFS	
TOTAL DIVERSION:					0.090 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T09N R05W S34

SENE

PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE								
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
09N	05W	34	:			03	:													3.0
TOTAL ACRES																			3.0	

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion and Source:

65-00006	65-00065	65-00068	65-02785	65-04965	65-05630	65-05725	65-05736	65-06466	65-06566
65-06762	65-07001	65-09242	65-09298	65-09299	65-13651				

Other Water Rights Listing Overlapping Place(s) of use:

65-00165X	65-06158	65-09298	65-11413	65-13651
-----------	----------	----------	----------	----------

Conditions of Approval:

- ~~2646~~ - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- ~~0039~~ - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed
- 0.03 cubic feet per second for each acre of land.
- ~~0049~~ - The issuance of this right does not grant any right-of-way
- or easement across the land of another.

Remarks: Point of diversion is located within Lot 11, Schenone Subdivision
Place of use is located within Lots 1-13, Schenone Subdivision.

Dates:	App. Received:	11/21/1995	Priority Date:	11/30/1995
	Proof Due Date:	02/01/2000	Proof Made Date:	
	Exam Made Date:		Exam Sent to S.O.:	
	Licensed Date:			

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

Comments: Date: 01/02/1996 User-ID: CHODGES Subject: SYSTEM DESCRIPTION
A single well to provide irrigation water only on 13 residential
lots. Culinary water to be provided by City of Payette.

Date: 01/02/1996 User-ID: CHODGES Subject: FEES, OWNERSHIP
Fees paid under both W020123 and W020149, with balance of fees
received 11-30-95.
Property is being purchased by Mr. Schenone for development.
Closing is imminent but full possessory interest has not been
obtained. For advertising, the permission of the owner has been
granted in writing. See letter in file.

Audit: 02/15/96 CZIMMERM

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM				
		NE		NW		SW		SE		NE		NW		SW		SE						
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac					
P6513651	T09N R05W S34 GROUNDWATER																					
	:				03	:				:					:					:	3	
A6500165A	PAYETTE RI :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
A6500165B	PAYETTE RI :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
A6500165C	PAYETTE RI :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
6500165X	PAYETTE RI :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
A6500165X	PAYETTE RI :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
6502894	GROUNDWATE :					:				08	:					:					:	8
A6502894	GROUNDWATE :					:				08	:					:					:	8
T6502894	GROUNDWATE :					:				08	:					:					:	8
6503747	GROUNDWATE :					:		01			:					:					:	1
6504088	GROUNDWATE :					:		01			:					:					:	1
A6504088	GROUNDWATE :					:		01			:					:					:	1
6504996	GROUNDWATE :					:					:					:		01			:	1
A6504996	GROUNDWATE :					:					:					:		01			:	1
6506057	GROUNDWATE :					:					:					:		01			:	1
6506158	GROUNDWATE :				03	:					:					:					:	3
A6506158	GROUNDWATE :				03	:					:					:					:	3
6506572	GROUNDWATE :					:		02			:					:					:	2
A6506572	GROUNDWATE :					:		02			:					:					:	2
6507235	GROUNDWATE :					:					:					:				03	:	3
A6507235	GROUNDWATE :					:					:					:				03	:	3
6507324	GROUNDWATE :					:		02			:					:					:	2
A6507324	GROUNDWATE :					:		02			:					:					:	2
A6507882	GRAVEYARD :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
6507923	GROUNDWATE :	01				:					:					:					:	1
A6507923	GROUNDWATE :	01				:					:					:					:	1
6507987	GROUNDWATE :					:		01			:					:					:	1
A6508403	GROUNDWATE :					:		01			:					:					:	1
6509298	GROUNDWATE :				02	:					:					:					:	2
6511413	GRAVEYARD :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
A6511413	GRAVEYARD :	27	29	34	20	:	29	25	25	20	:	25	25	25	30	:	30	25	33	27	:	429
6512041	GROUNDWATE :		01	01		:					:					:					:	2
A6512041	GROUNDWATE :		01	01		:					:					:					:	2
6513518	GROUNDWATE :					:					:			06		:					:	6
6513615	GROUNDWATE :					:					:					:		01			:	1
~~6513651~~	~~GROUNDWATE :~~				03	:					:					:					:	3

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 65-13651 Name: Schenone Date: 2/15/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: W0249 Priority: 11/30/95 Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - ~~86A-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. 65-95-W-0431-000, 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(~~dem~~) - 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)
- 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 R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R ↑ L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - ~~057~~ (0.03 cfs/A)
~~+ 5 a~~ - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

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 - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner**OTHER CONDITIONS:****STANDARD REMARKS:**

024 (PD/PU) Jack Marshall Fam. Trust / purchase agreement
024 = LT 11; 024 = LT 1-13, Schenone Sub.

BENEFICIAL USE DUE:**COMMENTS:**

2-1-2001

RECEIVED
FEB 12 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Department of Water Resources

INITIAL REVIEW BY: Cyt DATE: 1.2.96 APPLICATION: 65-13651

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. ≥ 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:

W P/D
W P/U
W

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☒	☐	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)
☐	☐	Copy to Dam Safety staff: (for any storage)
☐	☐	Basin 63 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.)
☐	☐	<u>*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT</u>

DATE REQUESTED: _____

Additional information on reverse side:

PROCESSING

APPLICATION 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

☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒

N/A, no domestic (household) connections

I.D. Health and Welfare

I.D. District Health

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

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 2-5-96

Protest dates, resolution of protest recorded on application:

Recommendations attached: *Approve, Dnr*

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

26A (Allow 5 years - subdivision development), 46

See below for additional information

Recommended Date or Priority 11/21/1995

Recommended by: Dnr

Date 2/12/1996

STATE OFFICE REVIEW

See below for additional information. By _____

Date _____

ADDITIONAL INFORMATION

Numerous P/D overlaps w/ City of Payette and other individuals.
& RU w/ same QA

This appears to be an undeveloped parcel. City of Payette to
supply culinary water. New well for irrigation of subdivision
lots only.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Notice of Application for Water Rights
TITLE OF PUBLICATION

SPONSOR OF PLAINTIFF

Dept. of Water Resources
PLAINTIFF OR LEGAL AGENT

D. 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
of Jan 17, 19 96, and ending with the issue
of Jan 24, 19 96.

STATE OF IDAHO
COUNTY OF

On this 25th day of June in the year of 1996 before me,
a Notary Public, personally appeared D. 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.

Maile J. Thinchart
Notary Public for Idaho

Residing at Freeland

My commission expires: 12-1-98

Copy of Notice
(First Copy)

NOTICE OF WATER RIGHTS

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

65-13651

SCHENONE, RAY

PO BOX 1500

CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: SENE Sec. 34 T 09N R 05W in
PAYETTE County.

USE: IRRIGATION

(0.090 CFS)

Total Diversion

(0.090 CFS)

Date Filed: 11/30/1995

In: PAYETTE County

T09N R05W S34 SENE

3.0 ACRES TOTAL

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 just 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 FEBRUARY 5, 1996. The protestant must
also send a copy of the protest to the applicant.

KARL J. DREHER, Director

No. 466

Jan. 17, 24

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines 28

Number of Insertions two

28 Lines @ 90... \$ 25.20

28 Lines @ 72... \$ 20.16

TOTAL COST

WILL BE \$ 45.36

RECEIVED

JAN 29 1996

WATER RESOURCES
WESTERN REGION

MAR 29 1996

No 466

65-13651

SCHENONE, RAY
PO BOX 1500
CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: SENE Sec 34 T 09N R 05W in PAYETTE County.

Use: IRRIGATION (0.090 CFS)
Total Diversion: (0.090 CFS)

Date Filed: 11/30/1995

In: PAYETTE County
T09N R05W S34 SENE

3.0 ACRES TOTAL

RECEIVED
DEC 26 1995
WATER RESOURCES
WESTERN REGION

12/15/95

Cindy Hodges
Senior Water Resource Agent
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Dear Ms. Hodges.

Mr. Ray Schenone has my permission to make an application for a well drilling permit on the property on North 21st Street in Payette as he is in the process of purchasing this property for subdivision purposes.

Sincerely,



Margo Stoneman
8 Reed Street
Payette, Idaho 83661

642 2850

1.2.96

per phone call to Ms. Stoneman's
residence: she is trustee for
Jack Marshall family trust, listed
on application as owner of property.

cjh



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

December 11, 1995

RAY SCHENONE
PO BOX 1500
CALDWELL ID 83605

RE: Application for Permit

Dear Mr. Schenone:

I have received your signed application for permit and the balance of fees. Date of priority for this filing has now been established as 11/30/95. Unfortunately, further review of the application reveals that more information is needed before processing may continue.

An application for permit may not propose a project which is speculative in nature. Applications must demonstrate both intent and ability to diligently pursue the project.

An application is made in good faith if "(t)he applicant shall have legal access to the property necessary to construct and operate the proposed project" (rule 5,1,3,1). An earnest money agreement to purchase does not likely provide legal access to this property. You must submit a written statement of permission from the present landowner granting you access or permitting you to make this filing, or wait until you gain adequate possessory interest.

The engineer's plat or subdivision map for this project is also mandatory. The absence of an engineer's plat indicates that planning for the specified project is still in the speculative stage.

Your application cannot be advertised until the engineer's plat and sufficient documentation of possessory interest are received by this office. Please submit this information within 30 days, or provide me with an estimate of the time needed to obtain it. If the time required is not unreasonable, I am willing to hold the application with no loss of priority. Otherwise, I must take action to void the application.

Also, your application was submitted showing an excessive rate of flow for irrigation. Standard application rates of flow for irrigation purposes are limited to 0.02 cfs (one miner's inch or 9 gallons per minute) per acre of irrigation. Your application requests a rate of flow in excess of this standard.

MAR 29 1996

12/11/95

Page 2

The application may be advertised showing the higher rate of flow. However, in order for the permit to actually be issued at that rate of flow, you must justify the necessity of the filing.

Please forward to this office the following information:

- What is the basis for the rate of flow requested?
- What is the crop irrigation requirement for lawn in your area? Available technical data must support the need for your requested rate of flow to meet crop demands.

A recommended source for the above technical information is the USDA Natural Resource Conservation Service (formerly Soil Conservation Service).

Please submit excessive flow information with the other information requested. If no data supporting excessive rate of flow is received, the application will likely be permitted at a reduced rate of flow.

Please contact me at 334-2190 if you have any questions.

Sincerely,

Cindy Hodges

Cindy Hodges
Sr. Water Resource Agent

cc: Dave Adamson

MAR 29 1996

CONVERSATION MEMORANDUM

DATE 12.14.95

FILE _____

NAME OF PARTY Ray Schenone

EMPLOYEE Cindy Hodges

RE: Letter of 12.11.95

- Ray is working w/ Adamson Pump to ^{either} justify excessive flows or determine they are not necessary.
- Preliminary plot map should be available by the end of the month.
- Owner of property might not be available right now but she signed other applications, (P&Z, city etc) indicating that Mr. Schenone has permission to proceed with the project.
- Unless the plot and statement from owner is received first, we will wait till approx Feb 1, 96 to advertise. By that time, possessory interest should have been obtained or the project abandoned.

RECORDED
INDEXED
MAR 29 1996

RECEIVED

DEC 26 1995

WATER RESOURCES
WESTERN REGION

Carly

This is
information you
requested.

We'll go
with the gallons
per minute
usage you
requested.

Thanks
Ray Schaefer

1-208 740 0100
MAR 29 1996