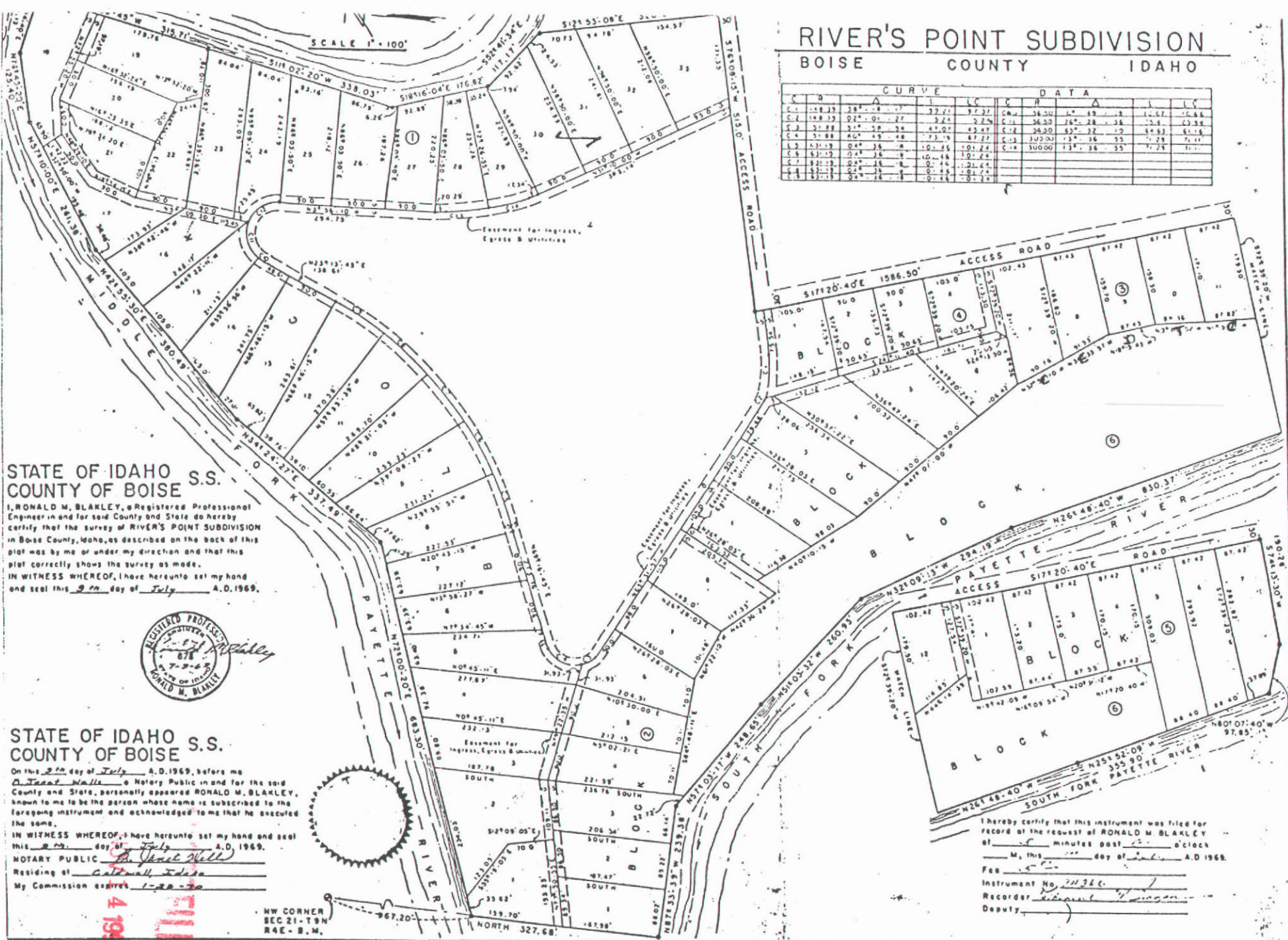


RIVER'S POINT SUBDIVISION

BOISE COUNTY IDAHO

CURVE				DATA			
C	R	A	L	C	R	A	L
1	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
2	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
3	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
4	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
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7	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
8	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
9	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67
10	148.33	38° 18' 11"	27.27	97.37	36.30	16° 33' 32"	1.67



STATE OF IDAHO S.S.
COUNTY OF BOISE

I, RONALD M. BLAKLEY, a Registered Professional Engineer in and for said County and State do hereby certify that the survey of RIVER'S POINT SUBDIVISION in Boise County, Idaho, as described on the back of this plat was by me or under my direction and that this plat correctly shows the survey as made.
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 2nd day of July, A.D. 1969.



STATE OF IDAHO S.S.
COUNTY OF BOISE

On this 2nd day of July, A.D. 1969, before me, Notary Public in and for the said County and State, personally appeared RONALD M. BLAKLEY, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 2nd day of July, A.D. 1969.
NOTARY PUBLIC
Residing at Caldwell, Idaho
My Commission expires 1-22-70

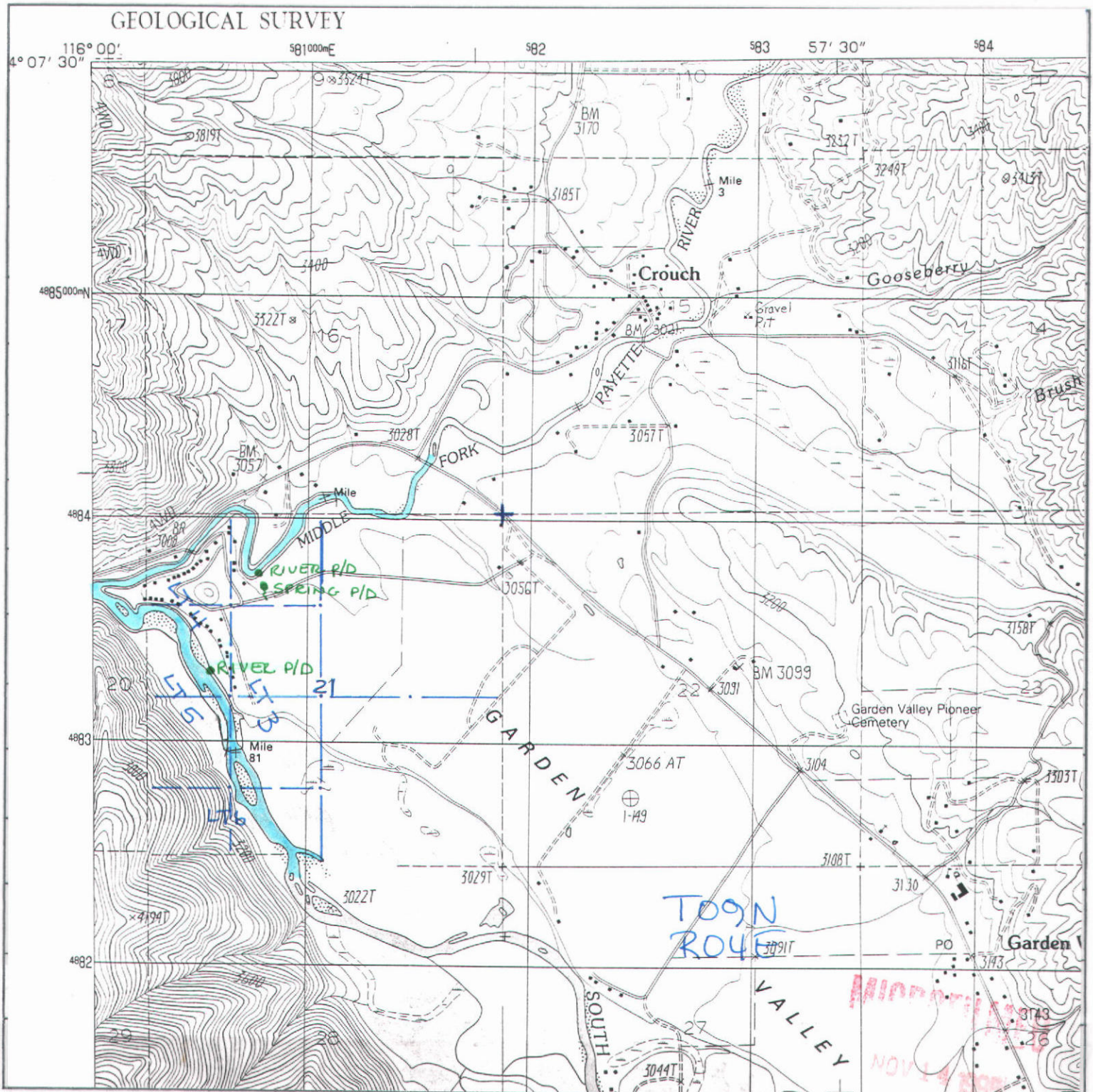
NW CORNER
SEC 21-T9N
R4E-B.M.

I hereby certify that this instrument was filed for record at the request of RONALD M. BLAKLEY at _____ minutes past _____ o'clock _____ M, this _____ day of _____ A.D. 1969.
Fee _____
Instrument No. 2436
Recorder _____
Deputy _____

FRONT

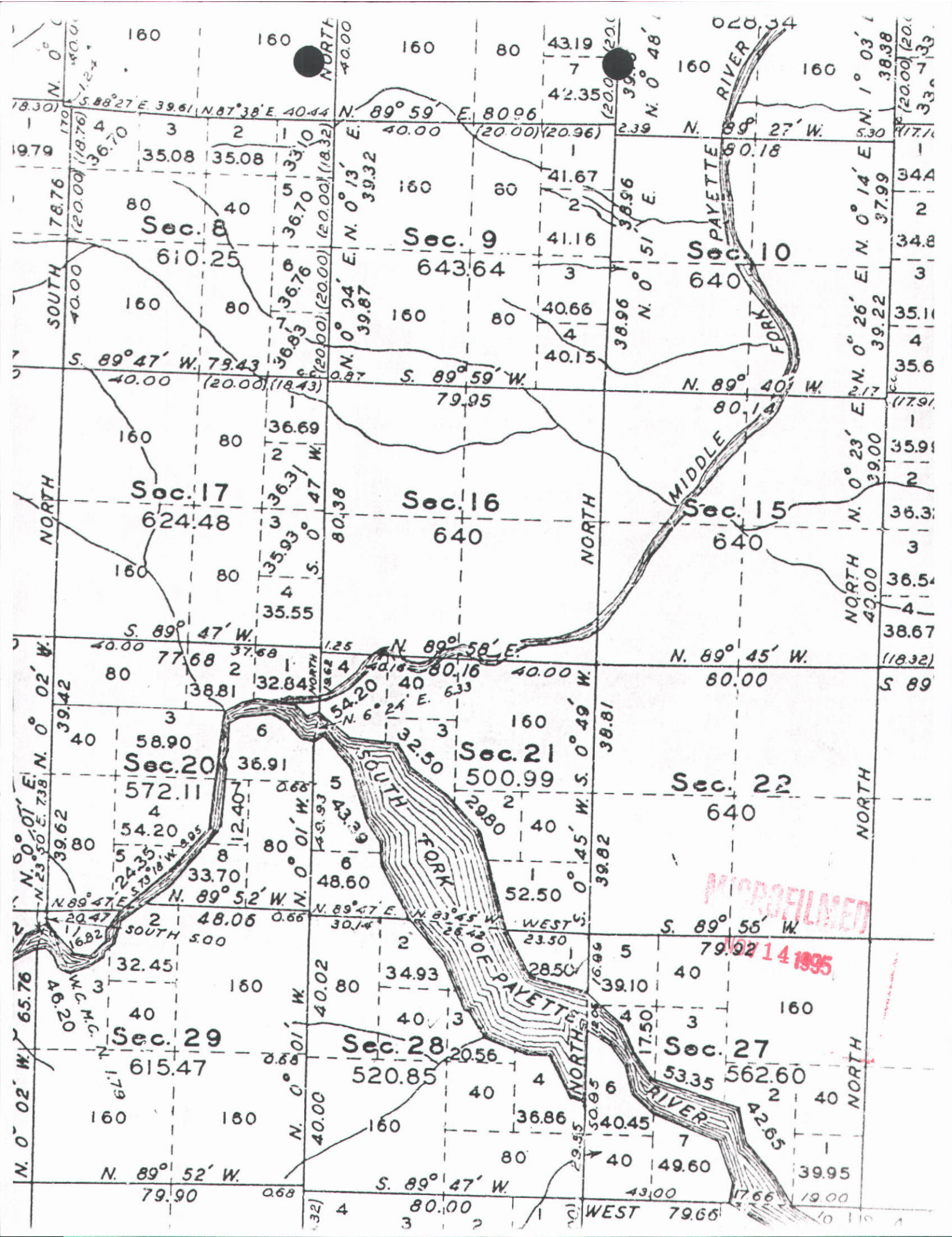
BOOK _____ PAGE _____

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



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.

Jerry Bowman water chairman
(Applicant)



RECEIVED

SEP 08 1995

WATER RESOURCES
WESTERN REGION

The Idaho World

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

State of Idaho >
>
County of Boise >

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Aug 16, 1995 and ending with the issue of Aug 23, 1995.

Deanna Stevenson

State of Idaho >
>
County of Boise >

On this 6 day of Sept in the year 1995 before me, a notary public, personally appeared Deanna Stevenson known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Linde K. Loensley
Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6/10/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13624 *✓*

RIVERS POINTE PROPERTY OWNERS ASSN INC
HC76 BOX 1108
BANKS, ID 83602

Source: SPRING

Tributary: PAYETTE RIVER, MIDDLE FORK

Source: PAYETTE RIVER, MIDDLE FORK
Source: PAYETTE RIVER, SOUTH FORK

Tributary: PAYETTE RIVER
Tributary: PAYETTE RIVER

Diversion Pt: NENW
LOT 4 (SWNW)

Sec 21 T 09N R 04E in BOISE County.
Sec 21 T 09N R 04E in BOISE County.

Use: DOMESTIC
Total Diversion:

(0.500 CFS)
(0.500 CFS)

Date Filed: 7/17/1995

In: BOISE County
T09N R04E S21 NENW Lot 4 (NWNW) Lot 4 (SWNW) Lot 3 (SENW)
Lot 3 (NESW)

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 September 5, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published in The Idaho World August 16 and 23, 1995.

Microfilm

NOV 14 1995

RECEIVED
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
JUL 24 2000 REQUEST FOR EXTENSION OF TIME

Department of Water Resources TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right

Permit No 65-13624
Name(s) of Permit Holder RIVERS POINTE PROPERTY OWNERS ASSN INC
Address HC 76 Box 1108 City BANKS State ID Zip 83602
Telephone No. 376-5954 (BOISE) Date Proof is Due: SEPT. 1, 2000
SCOTT RHEAD

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

PHASE I (FULL SCALE PILOT PROJECT) DIVERTING FROM
MIDDLE FORK & SPRING. HEADWORKS & PUMPS INSTALLED.
BUILDING, CONTRACTS, MERGE, CL, FACILITY etc.
Costing \$ 75,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

PHASE II REQUIRED by DEQ will ADD BACK-UP
FILTER BAY & MORE CAPACITY. FINANCIAL CAPACITY
FOR PROJECT AT BUILD OUT IS BEING STUDIED NOW

Permit holder(s) request an extension to SEPT 1, 2005

Scott Rhead, Pres. Rivers Point POA
(Signature)

*If other than permit holder, Power of Attorney must be supplied

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

APPROVED and the time within which to submit proof of beneficial use
is extended to September 1, 2005.

Signed this 27th day of July, 2000

L. Glen Saxton
L. Glen Saxton, Chief
Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13624

Proposed Priority: July 17, 1995

Maximum Diversion Rate:

0.50 CFS

This is to certify, that **RIVERS POINTE PROPERTY OWNERS ASSN INC**
HC 76 BOX 1108
BANKS ID 83602

has applied for a permit to appropriate water from:

SPRING	tributary of	PAYETTE RIVER, MIDDLE FORK
PAYETTE RIVER, MIDDLE FORK	tributary of	PAYETTE RIVER
PAYETTE RIVER, SOUTH FORK	tributary of	PAYETTE RIVER

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>
-----------------------	----------------------	--------------------------

DOMESTIC	01/01 to 12/31	0.50 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 21, Township 09N, Range 04E
Lot 4(SWNW), Sec. 21, Township 09N, Range 04E
BOISE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

09N 04E 21	NENW	Lot 4(NWNW)	Lot 4(SWNW)
	Lot 3(SENW)	Lot 3(NESW)	

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 2000**.
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. Use of water under this right is subject to control by the watermaster of State Water District No. 65.
5. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
6. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works prior to diversion of water under this right.
7. When water is not available to fill this right, the right holder shall cease diversion or shall rent water from the Payette River Rental Pool.
8. The issuance of this right does not grant any right-of-way or easement across the land of another.
9. Domestic use is for 60 homes for in-house use.

RECORDED

NOV 14 1995

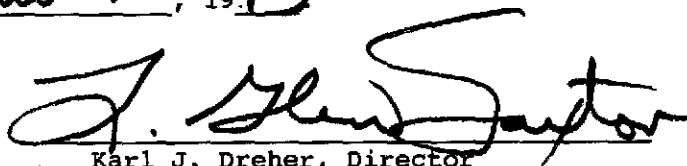
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13624

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

14 th day of September, 1995


Karl J. Dreher, Director
for

NOV 14 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: RIVERS POINTE PROPERTY OWNERS ASSN INC 208-462-3429
Address: HC 76 BOX 1108
BANKS ID 83602
2. Source: SPRING Trib. to: PAYETTE RIVER, MIDDLE FORK
PAYETTE RIVER, MIDDLE FORK PAYETTE RIVER
PAYETTE RIVER, SOUTH FORK PAYETTE RIVER
3. Location of Point of Diversion: NENW Sec. 21, Township 09N, Range 04E
Lot 4(SWNW), Sec. 21, Township 09N, Range 04E
BOISE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.500		
5. Total quantity to be appropriated is:
0.500 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
SPRINGBOX OR PUMP, HOLDING TANK
 - 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: DOMESTIC

TWN RGE SEC
09N 04E 21 NENW Lot 4(NWNW) Lot 4(SWNW)
Lot 3(SENW) Lot 3(NESW)

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NOV 14 1995

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
HOMEOWNERS
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.
AGREEMENT

10. Remarks:
Domestic use is for 60 homes for in-house use.

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 \$ 100.00 Receipted by _____ #C033200 Date 7/17/1995

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

RECEIVED

NOV 14 1995

Comments: Date: 7/ 17/ 1995User-ID: CZIMMERM

Subject:

ADDITIONAL INFORMATION

Overlapping domestic use groundwater rights 65-12045 & 65-12765.

Irrigation supplied by surface rights 65-12304 & 65-12523.

Applicant will use (in order of preferance) either spring or
Payette River, Middle Fork or Payette River, South Fork depending
on which source is adequate for needs.

Comments: Date: 7/ 17/ 1995User-ID: CZIMMERM

Subject:

CORPORATE OFFICERS

The officers of Rivers Point Property Owners Assn Inc are:

Judy Edwards, President;

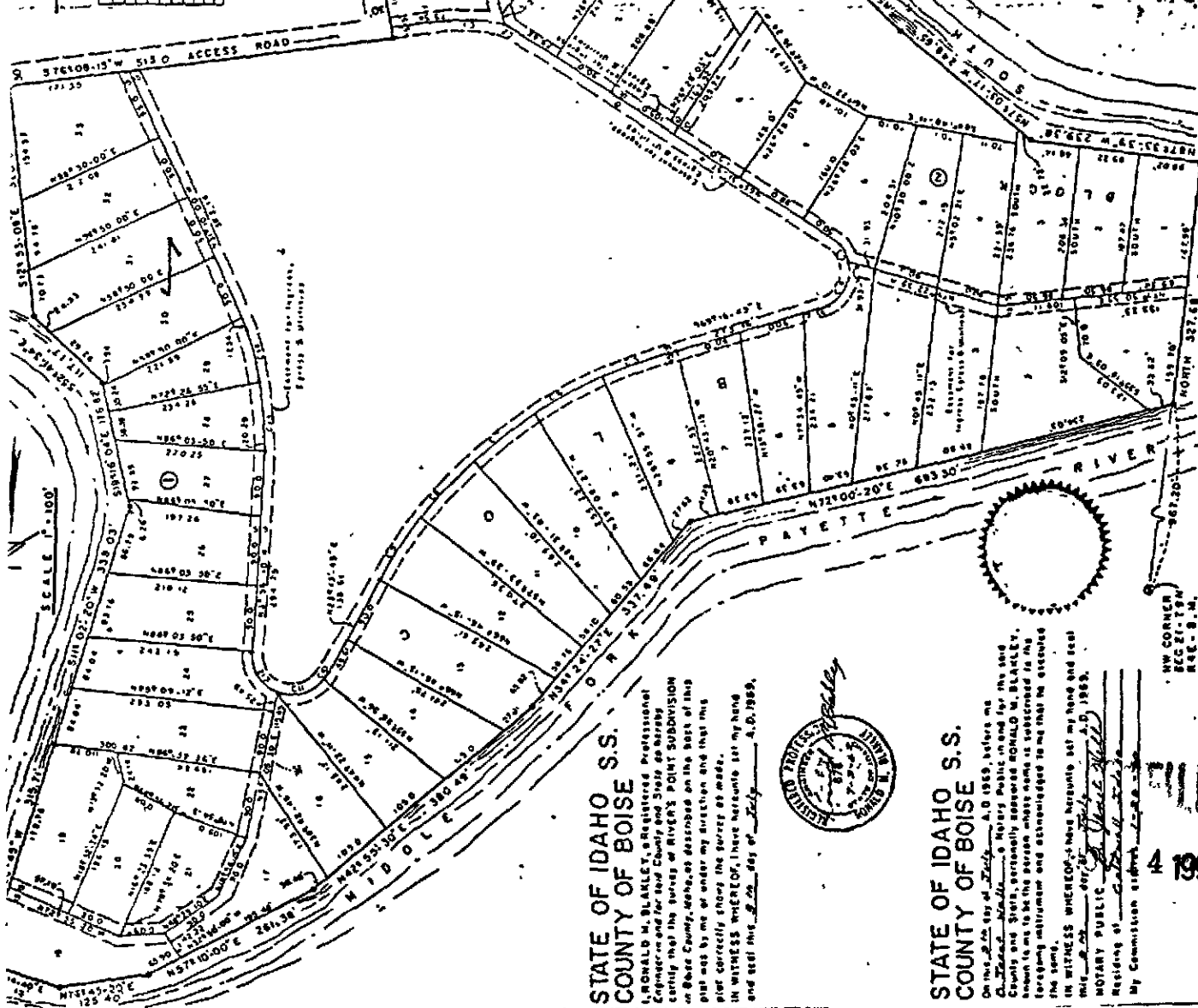
Tim Bever, Vice President;

Randy Fry, Secretary/Treasurer; and

Jerry Bowman, Director.

REPROFILMED
NOV 14 1995

CURVE			DATA		
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61	0.00	1.00	0.00	1.00	1.00
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STATE OF IDAHO S.S.
COUNTY OF BOISE



STATE OF IDAHO S.S.
COUNTY OF BOISE

On the 24th day of July, A.D. 1959, before me
County and State, personally appeared ROMULO W. BLANKET,
known to me to be the person whose name is subscribed to the
 foregoing instrument and acknowledged to me that he executed
 the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal
 this 24th day of July, A.D. 1959.

NOTARY PUBLIC Dr. Yusef Kell
Residing at Catmon, Ilocos
My Commission expires 20-20-30

HW CORNEN
525 21-79W
145-3-14

BOOK	PAGE
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 65-13624

RECEIVED

JUL 18 1995

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

RIVERS,

1. Name of applicant Rivers Point Property Owners Assn. Inc. Phone 208-462-3429

Post office address HC 76 Box 1108 Banks Idaho 83602

2. Source of water supply Spring trib to Payette R., Middle Fork
South Fork Payette River which is a tributary of Payette River
Payette R., Middle Fork trib to Payette R.

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

Sec. 21 Township 09N Range 04E B.M. Boise County; additional

points of diversion if any: LT 4 (SWNW), S21, T09N, R04E. Boise

4. Water will be used for the following purposes:

Amount 0.5 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)

5. Total quantity to be appropriated is (a) 0.5 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Springbox or pump in river
to holding tank to homes.

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 ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? _____; Drilling firm NOV 14 1995

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

5 years (minimum 1 year).

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 60 homes (in house use)
- 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	
09N	04E	21					D	D	D	D									

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. groundwater rights 65-12045 & 65-12765 (don. supplied by 65-12304 & 12523)

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

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

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: Domestic use is for 60 homes in-house use. NOV 1, 1987

Comments: Corporate officers:

Judy Edwards Pres.
 Tim Bauer Vice Pres.
 Randy Fry Sec-Treas.
 Jerry Bowman Director.

-

Jerry Bowman water chairman
(Applicant)

Received by CZ Date 7/17/95 Time 1:30pm Preliminary check by _____
Fee \$ 100.00 Receipted by CZ # C033200 Date 7/17/95
Publication prepared by AT Date 8-8-95 Published in Idaho World
Publication approved AT Date 9-8-95

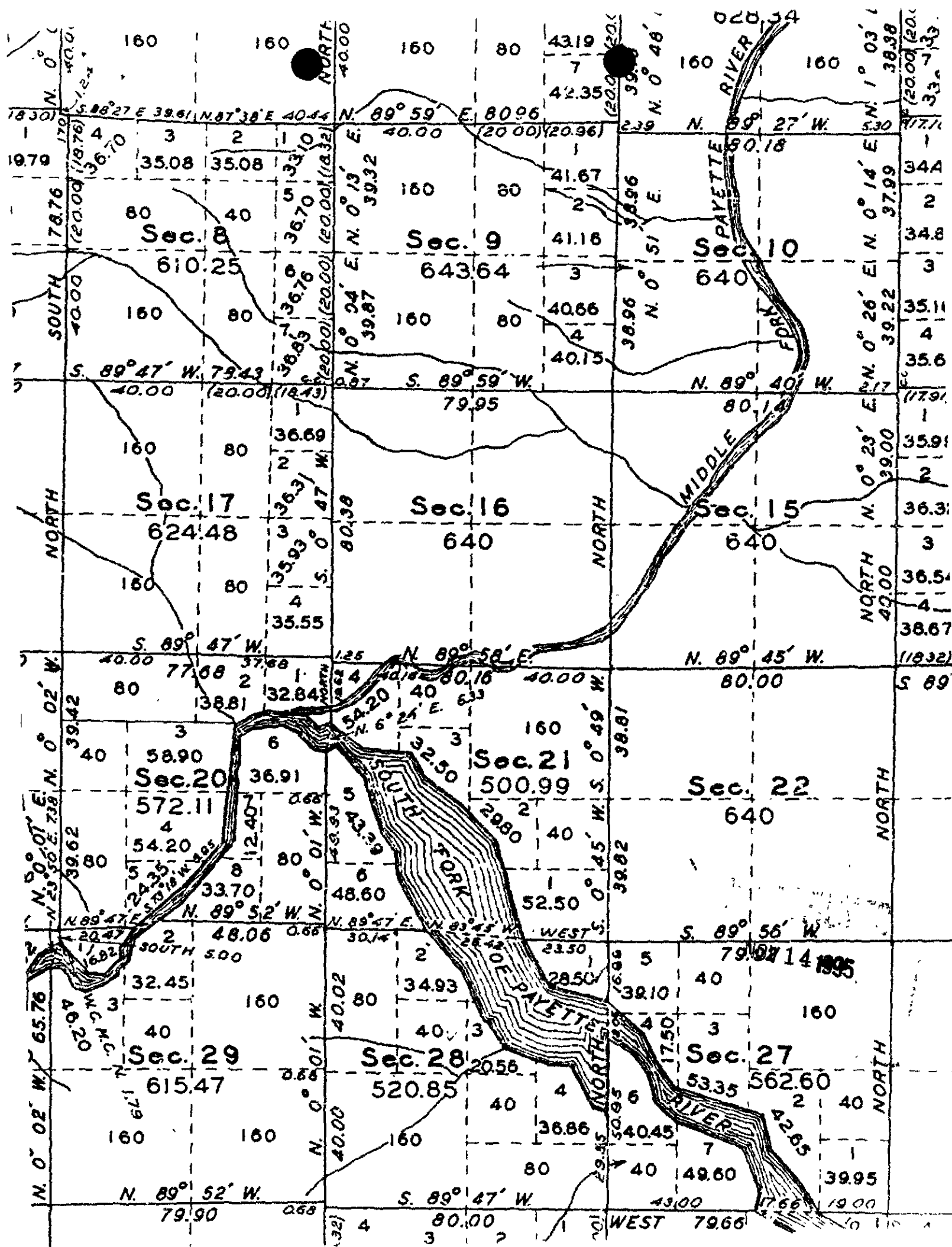
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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:

NOV 14 1995



Comments: Date: 7/ 17/ 1995User-ID: CZIMMERM

Subject:

ADDITIONAL INFORMATION

Overlapping domestic use groundwater rights 65-12045 & 65-12765.

Irrigation supplied by surface rights 65-12304 & 65-12523.

Applicant will use (in order of preferance) either spring or
Payette River, Middle Fork or Payette River, South Fork depending
on which source is adequate for needs.

Comments: Date: 7/ 17/ 1995User-ID: CZIMMERM

Subject:

CORPORATE OFFICERS

The officers of Rivers Point Property Owners Assn Inc are:

Judy Edwards, President;

Tim Bever, Vice President;

Randy Fry, Secretary/Treasurer; and

Jerry Bowman, Director.

RECEIVED
NOV 14 1995



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 27, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RIVERS POINTE PROPERTY OWNERS ASSN INC
HC 76 BOX 1108
BANKS ID 83602

RE: PERMIT NO. 65-13624

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **September 1, 2005**. Please note that the department granted the extension based on due diligence. It is important that you work diligently towards completion of the project since the department **will not** be able to grant future extension requests based on due diligence.

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. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact the department, if you have any questions regarding this matter.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 65-13624 Reviewed by D. Ellis Date 1/27/00

BASIC INFORMATION

7/25/00 Date stamp received
Yes Extension received timely
Yes Fee received and receipted
Yes Name and signature same as permit
No Address Change No

BASIS FOR EXTENSION REQUEST

Yes Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Approve 9/1/05 extension request.

PRIORITY CALCULATION

Date extension received	<u>7/24</u>	=	<u>/</u>
Proof due date	<u>9/1</u>	=	<u>/</u>
Number of days late	<u>/</u>	=	<u>/</u>
Priority date	<u>/</u>	=	<u>/</u>
New Priority Date	<u>/</u>	=	<u>/</u>

DATA ENTRY

New Address 711/A
Change Proof Due Date 7-1-05
Change Priority Date No

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

0049019

Date:

Time: 7/25/2000

13:15:29

Received

From: RIVERS POINT PROPERTY OWN

Type of Payment

Program A cct

Amount

EXTENTION OF TIME # 65-13624

56103

219 21 1155

50.00

CHECK

1003

Total

\$

50.00

Region: STATE

Signature: _____

June 30, 2000

RIVERS POINTE PROPERTY OWNERS ASSN INC
HC 76 BOX 1108
BANKS ID 83602

PROOF DUE NOTICE

RE: PERMIT NO. 65-13624

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 September 1, 2000.

(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.

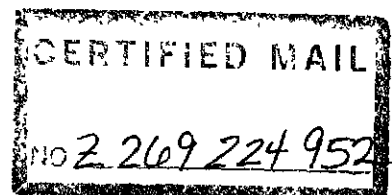
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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 DREW-ELLIS
Administrative Assistant

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 14, 1995

RIVERS POINTE PROPERTY OWNERS ASSN INC
HC 76 BOX 1108
BANKS ID 83602

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13624

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.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl
Enclosures

MICROFILMED

NOV 14 1995

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

No.: 65-13624 Name: Rivers Point P.O.A. Inc Date: 9/13/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: C033200 Priority: 7/17/95 ✓ 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 - ~~P6A~~ **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. _____, 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 in WD):

Water District(~~dem~~) - 005 (req) WD # 65 <SEE MAP & LISTING>
+ 0.2 cfs - 028(may report)-01J(meas dev)-**P08**
=/- 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - 028(may report)
~~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) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) ^{in house} ~~domestic use~~ - 064(consump. use), 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

- 004 (PD/PU) homeowners

OTHER CONDITIONS:

STANDARD REMARKS:

- Q WOI /60 (in house)

BENEFICIAL USE DUE:

- 9-1-1992000

COMMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: g DATE: 7/26/95 APPLICATION: 65-13624

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: Gov't. Lots: ☒ P/D
☒ Nature of proposed use: (Include description of use) ☒ P/U
☒ 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)
☒ Fees:
☒ Yes ☐ No* In form to receipt:

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.)
☒ ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT
left message for subdivider Plat - pending
DATE REQUESTED: 7/26/95
☒ ☐ Additional information on reverse side:

rec'd 7/28

PROCESSING

APPLICATION

65-13624

YES NO

☒ ☒
☒ ☐
☒ ☐

In form for advertising:

Statewide advertising: (> 10 cfs &/or 1000 af)

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☒ ☐
☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health 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. # (65)

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 9-5-95

Protest dates, resolution of protest recorded on application:

Recommendations attached:

Measuring device required:

Measuring port required:

Water delivered by water master? District # 65, Payette River

Special conditions of approval or cover letter:

OIE, 26A (Allow 5 years for subdivision development), OS (65, Payette R)

See below for additional information

Recommended Date or Priority 7/17/1995

Recommended by: DM Date 9/12/95

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

numerous overlaps - list in file
see comments for appurtenant
rights to users.

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SEP 08 1995

WATER RESOURCES
WESTERN REGION

The Idaho World

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

State of Idaho >

>

County of Boise >

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with Aug 16, 1995 and ending with the issue of Aug 23, 1995

Deanna Stevenson

State of Idaho >

>

County of Boise >

On this 6 day of Sept in the year 1995 before me, a notary public, personally appeared Deanna Stevenson known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Indra K. Loensley
Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6/10/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13624 *✓*

RIVERS POINTE PROPERTY OWNERS ASSN INC
HC76 BOX 1108
BANKS, ID 83602

Source: SPRING

Tributary: PAYETTE RIVER, MIDDLE FORK

Source: PAYETTE RIVER, MIDDLE FORK
Source: PAYETTE RIVER, SOUTH FORK

Tributary: PAYETTE RIVER
Tributary: PAYETTE RIVER

Diversion Pt: NENW
LOT 4 (SWNW)

Sec 21 T09N R 04E in BOISE County.
Sec 21 T09N R 04E in BOISE County.

Use: DOMESTIC
Total Diversion:

(0.500 CFS)
(0.500 CFS)

Date Filed: 7/17/1995

In: BOISE County
T09N R04E S21 NENW Lot 4 (NWNW) Lot 4 (SWNW) Lot 3 (SENW)
Lot 3 (NESW)

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, 2725 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before September 5, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published in The Idaho World August 16 and 23, 1995.

NOV 1 1995



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

August 11, 1995

MARK LIMBAUGH
102 N MAIN
PAYETTE ID 83661

Re: Applications for Water Right Nos. 65-13627 in the Name of
Donald D. &/or Donna Heffner 65-13624 in the Name of Rivers
Pointe Property Owners Assn. Inc.

Dear Sir:

Enclosed are copies of the above referenced applications for
water right.

Please review the applications and return any comments you might
have within two weeks. If you have questions or need
information, feel free to contact this office.

Sincerely,

Steve Lath for
DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application

NOV 14 1995



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

August 11, 1995

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
SWIRO
PO BOX 83720
BOISE ID 83706

Re: Application for Permit No. 65-13624 in the Name of Rivers
Pointe Property Owners Assn. Inc.

Dear Sir:

Enclosed is a copy of the above-referenced application
for permit which may be of interest to your agency. Please
review the application and submit any comments you may have.

This office normally completes the processing of an
application within a six-week period and is required to take
final action shortly thereafter, however, if your agency
desires to file a formal protest against the approval of this
application(s), your written protest must be received in this
office by September 5, 1995.

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

Sincerely,

Steve Luth, Acting for

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

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NOV 14 1995

65-13624

RIVERS POINTE PROPERTY OWNERS ASSN INC
HC 76 BOX 1108
BANKS, ID 83602

Source: SPRING	Tributary: PAYETTE RIVER, MIDDLE FORK
Source: PAYETTE RIVER, MIDDLE FORK	Tributary: PAYETTE RIVER
Source: PAYETTE RIVER, SOUTH FORK	Tributary: PAYETTE RIVER

Diversion Pt:	NENW	Sec 21 T 09N R 04E in BOISE County.
LOT 4 (SWNW)		Sec 21 T 09N R 04E in BOISE County.

Use: DOMESTIC	(	0.500 CFS)
Total Diversion:	(	0.500 CFS)

Date Filed: 7/17/1995

In: BOISE County						
T09N R04E S21	NENW	Lot 4 (NWNW)	Lot 4 (SWNW)	Lot 3 (SENW)		
	Lot 3 (NESW)					

REPROFILMED
NOV 14 1995