

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116° 00' 00" W
44° 7' 30" N

581000m E

582

583

57' 30" W

485000m N

484

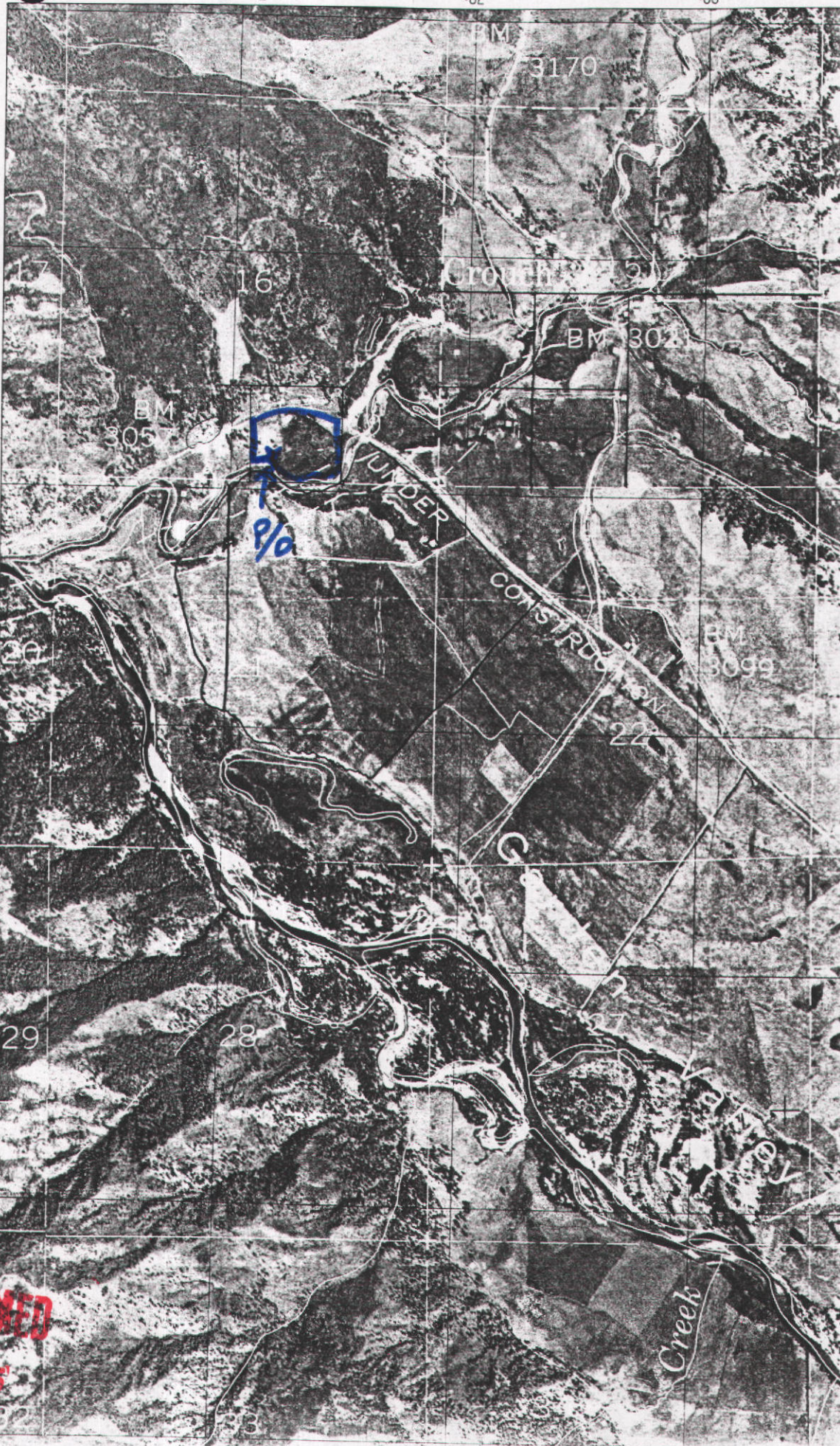
483

482

5'

481

480



9N 4E

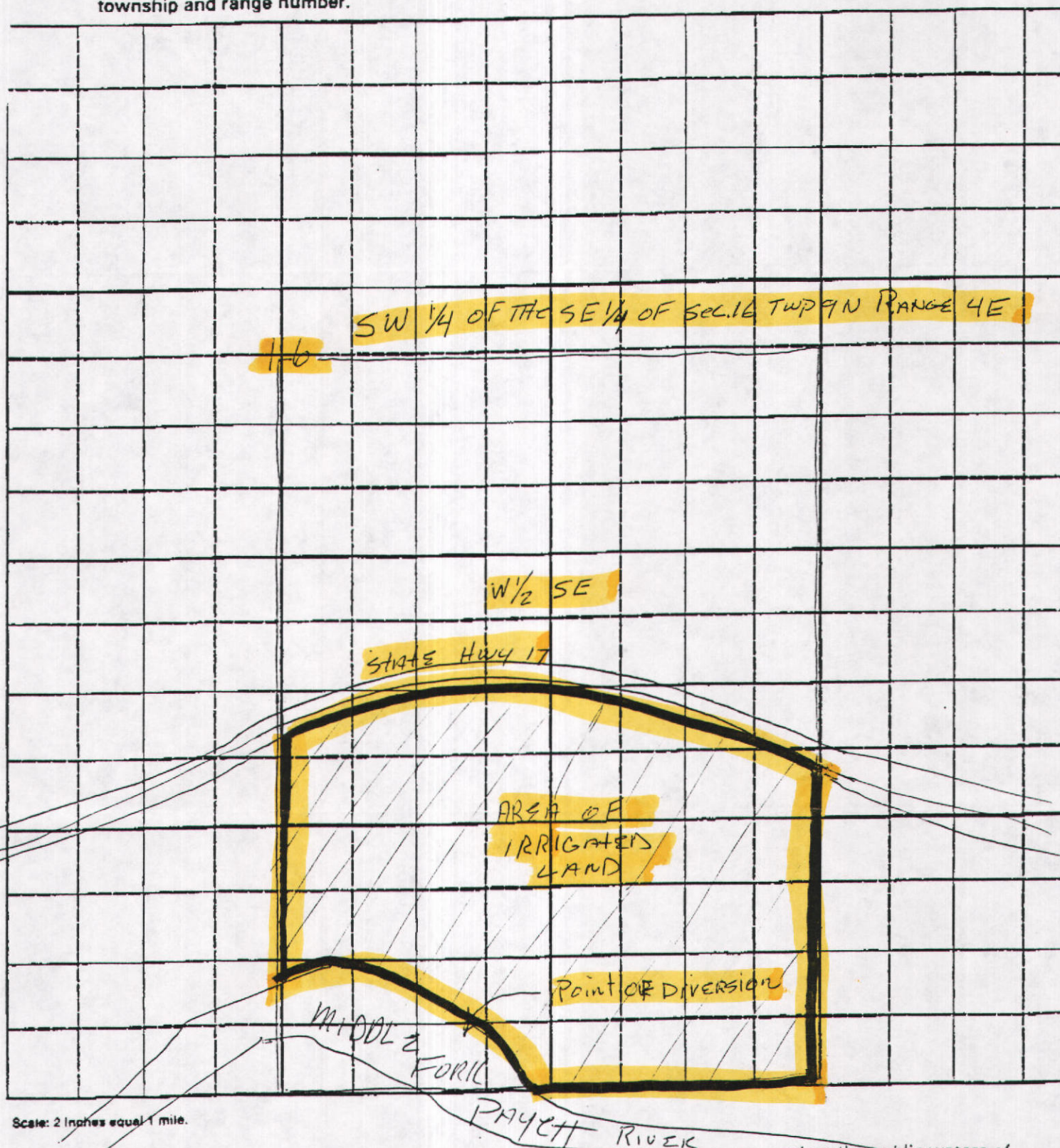
No GOVT LOTS
in Sec 16

RECORDED

JUN 9 1995

TOM

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.

JUN 29 1995

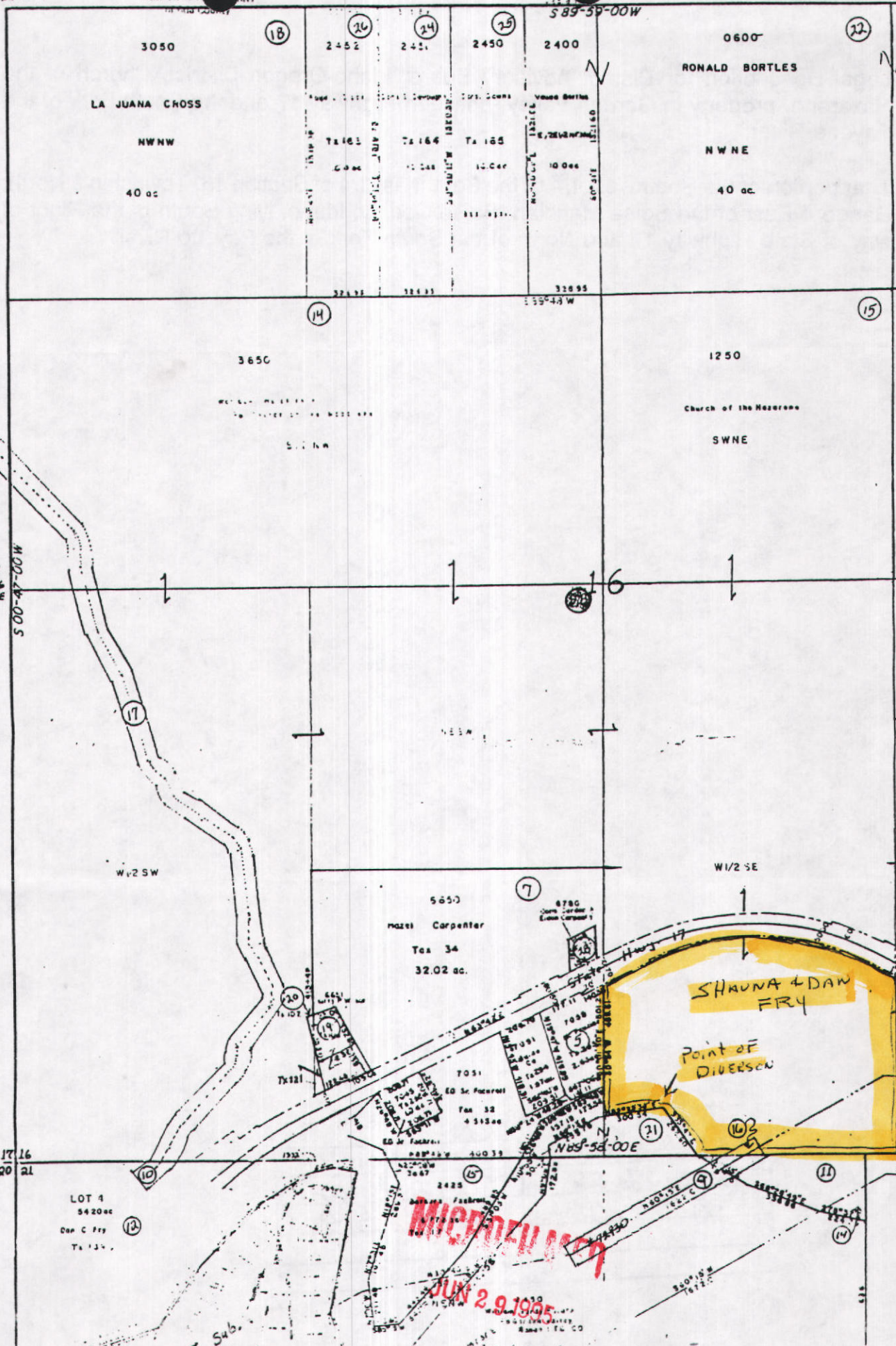
(Applicant)

N.W. Corner
Section 16 T9N R4E

This sketch is for location purposes
only. The Company assumes no
liability for variations.
PIONEER TITLE COMPANY

1/4
NW
9N 4E

S 89-59-00W



West 1/4
Corner
Section 16
T9N R4E

S 00-47-00W

17 16
20 21

LOT 4
5420 ac
Don C Fry
T 134

MICROFILM
JUN 29 1985

The Idaho World

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

RECEIVED

MAY 08 1995

WATER RESOURCES
WESTERN REGION

State of Idaho >
>
County of Boise >

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with April 19, 1995 and ending with the issue of April 26, 1995.

Deanna Stevenson

State of Idaho >
>
County of Boise >

On this 5 day of May 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.

J. Chadette

Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6-25-2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13611 *JS*

FRY, DAN
FRY, SHAUNA
HC 76 BOX 1095
GARDEN VALLEY, ID 83622

Source: PAYETTE RIVER, MIDDLE FORK

Tributary: PAYETTE RIVER

Diversion Pt: SWSE

Sec 16 T 09N R 04E in BOISE County.

Use: IRRIGATION	(	0.400 CFS)
STOCKWATER	(	0.020 CFS)
Total Diversion:	(	0.420 CFS)

Date Filed: 3/22/1995

In: BOISE County
T09N R04E S16 SWSE

20.0 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 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 MAY 8, 1995. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

Published in The Idaho World April 19 and 26, 1995.

MISSOURI MEN

JUN 29 1995

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 18 2000

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. 65-13611 Telephone No 208-462-3219

2. Name of Permit Holder(s): Dan Fry, Shauna Fry

3. Mailing Address: Box 765

City Garden Valley State ID Zip 83622

4. Source of Water: un-named stream If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

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

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

Irrigation (No. of acres): 25 acres Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 40 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

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: Dan or Shauna Fry Telephone Number: 462-3219

Address: Highway 17 mile marker 8 Banks to Loumen

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

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

Date 4-13-00

MICROFILMED

JUN 26 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 03 1997

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

Department of Water Resources

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. 65-73069 12611

Name(s) of Permit Holder: Dan V Fry - Shauna Fry

Mailing Address: Box 765, Garden Valley, ID 83622

Date Proof is Due: _____ Telephone No. 208-462-3219

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".)

Because of Flood in Jan 97, our 24 acres was under
2 FT of water some places were 8 FT under water, Our pasture
is in about 2 to 4 Feet on mud - we are in the pasture, trying to
cut some Drain Ditches, and put in for a permit, for jetters Costing \$ 3,000⁰⁰
so far

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

in a normal year - we could of dug some trenches, we want the
irrigation pipes under ground - we have all the materials need, but our
field is still under mud, and to wet to drive on.

Permit holder(s) request an extension to September 97, 19 97 June 1, 2000.

if we don't get another major Flood - with our high levels of snow melt.

FEE: \$50.00

Shauna Fry
(Signature)*

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

*Charges made per Request of Shauna Fry - 4-8-97 JLY

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 June 1, 2000.

APR 22 1997

Signed this 15th day of April, 19 97

J. Blum Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13611

Proposed Priority: March 22, 1995

Maximum Diversion Rate:

0.42 CFS

This is to certify, that DAN FRY

SHAUNA FRY

HC 76 BOX 1095

GARDEN VALLEY ID 83622

has applied for a permit to appropriate water from:

PAYETTE RIVER, MIDDLE 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>
IRRIGATION	04/15 to 10/15	0.40 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.42 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 16, Township 09N, Range 04E
BOISE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	04E	16	SWSE	20.0		20.0

Total number of acres irrigated: 20.0

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1997.
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. 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.
6. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

JUN 29 1995

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 65-13611

CONDITIONS/REMARKS:

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 rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
9. Stockwater is for 6 horses and 2 cows.

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

14th day of June, 1995

Karl J. Dreher
for Karl J. Dreher, Director

RECEIVED

JUN 29 1995

RECEIVED
JUN 08 1995

Ident. No. 65-13611

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: DAN FRY 208-462-3219
Address: HC 76 BOX 1095
GARDEN VALLEY ID 83622
AND/OR
Name: SHAUNA FRY 208-462-3219
Address: HC 76 BOX 1095
GARDEN VALLEY ID 83622
2. Source: PAYETTE RIVER, MIDDLE FORK Trib. to: PAYETTE RIVER
3. Location of Point of Diversion: SWSE Sec. 16, Township 09N, Range 04E
BOISE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/15	10/15	0.400		
STOCKWATER	01/01	12/31	0.020		
5. Total quantity to be appropriated is:
0.420 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
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 2 year(s).

APPROVED

JUN 29 1995

8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
09N 04E 16	SWSE 20			20

Total number of acres irrigated: 20

Place of Use: STOCKWATER, same as IRRIGATION use

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

APPLICANT

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

APPLICANT

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

10. Remarks:

Stockwater is for 6 horses and 2 cows.

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 _____ #W018771 Date 3/22/1995

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

RECEIVED
JUN 29 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 65-13611

RECEIVED

MAR 22 1995

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of applicant DAN & SHARNA FRY Phone 208-462-3219
Post office address HC 76 Box 1095 GARDEN Valley ID 83622
2. Source of water supply Middle Fork of Payette which is a tributary of ~~SNAKE RIVER~~ PAYETTE R
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of $\frac{1}{4}$ Govt. Lot
Sec. 16 Township 9 N Range 4 E B.M. Boise County; additional
points of diversion if any: lying south of right of way of state Highway 17 and north of the middle fork of the Payette River
4. Water will be used for the following purposes:

- * Amount 40 for IRRIGATION purposes from APRIL 1 to NOV. 1 (both dates inclusive)
(cfs or acre-feet per annum)
- * Amount for ~~DOMESTIC~~ purposes from ~~JAN 1~~ to ~~DEC 1~~ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.02 for stockwater purposes from April 1 to Dec. 1 (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) 40 and/or (b)
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 7.5 HP 2" PIPE LINE
4 Section Line

b. Height of storage dam NONE 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 4 inches; proposed depth of well is 150-200 feet.

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

e. If well is already drilled, when? NO; Drilling firm UNKNOWN;

Well was drilled for (well owner) DAN & SHARNA FRY

7. Time required for the completion of the works and application of the water to be proposed beneficial use is
2 years (minimum 1 year).

RECORDED
JUN 29 1995

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. 6 HORSES 2 COWS
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 3
- 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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9 N.	4 E.	16												20			20		20
		16												5			5		

Total number of acres to be irrigated 20

10. Describe any other water rights used for the same purposes as described above. IRIGATION
FROM MIDDLE FOR AND A WELL FOR DOMESTIC

11. a. Who owns the property at the point of diversion? SHARON & DAN FRI
- b. Who owns the land to be irrigated or place of use? SHARON & DAN FRI
- 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: _____

Michigan

JUN 29 1995

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116° 00' 00" W
44° 7' 30" N

581000m E

582

583

57' 30" W

4885000m N

4884

4883

4882

5'

4881

9N 4E

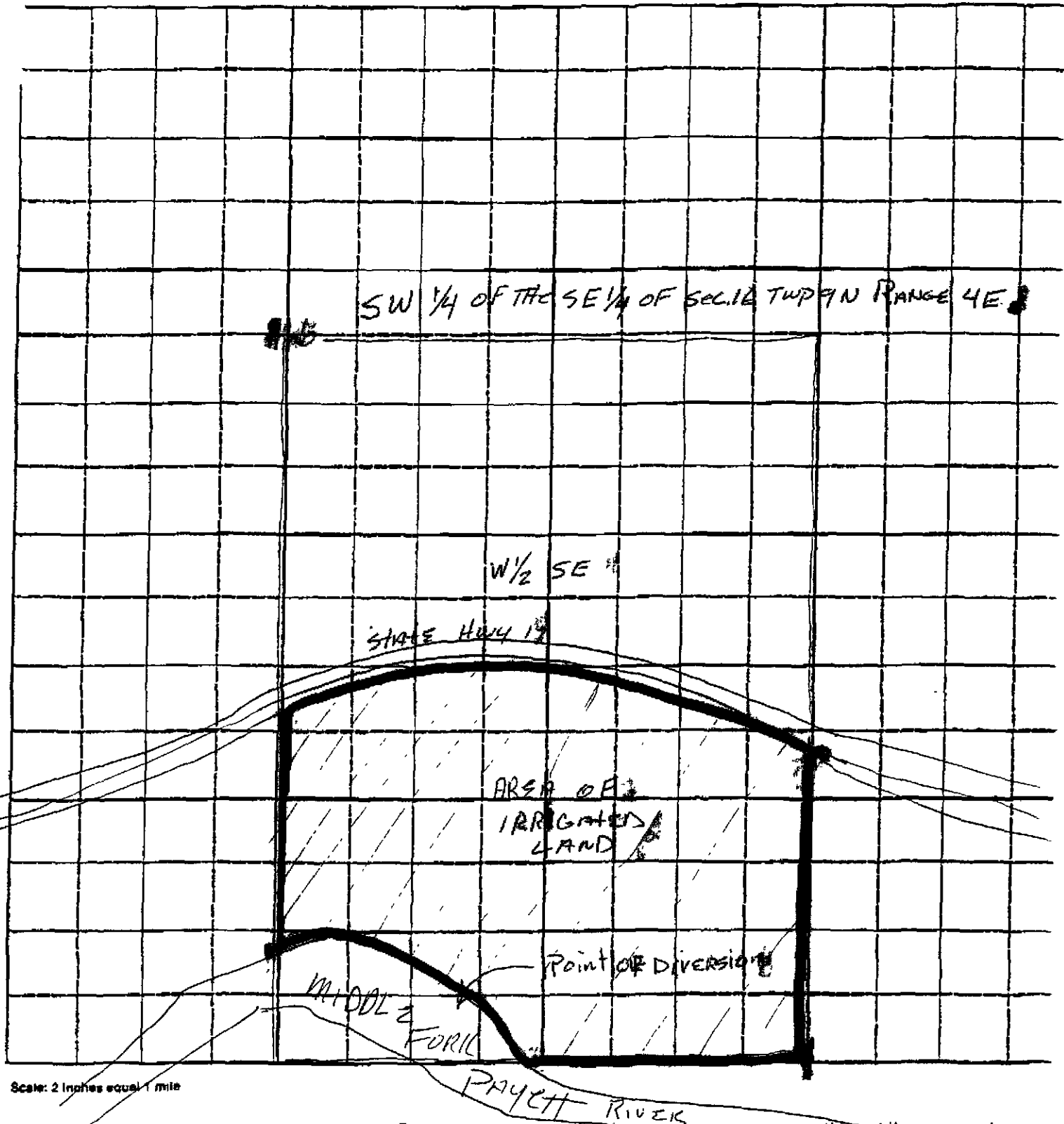
NO GOVT LOTS
in Sec 16



1122001140

JUL 19 1993

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.

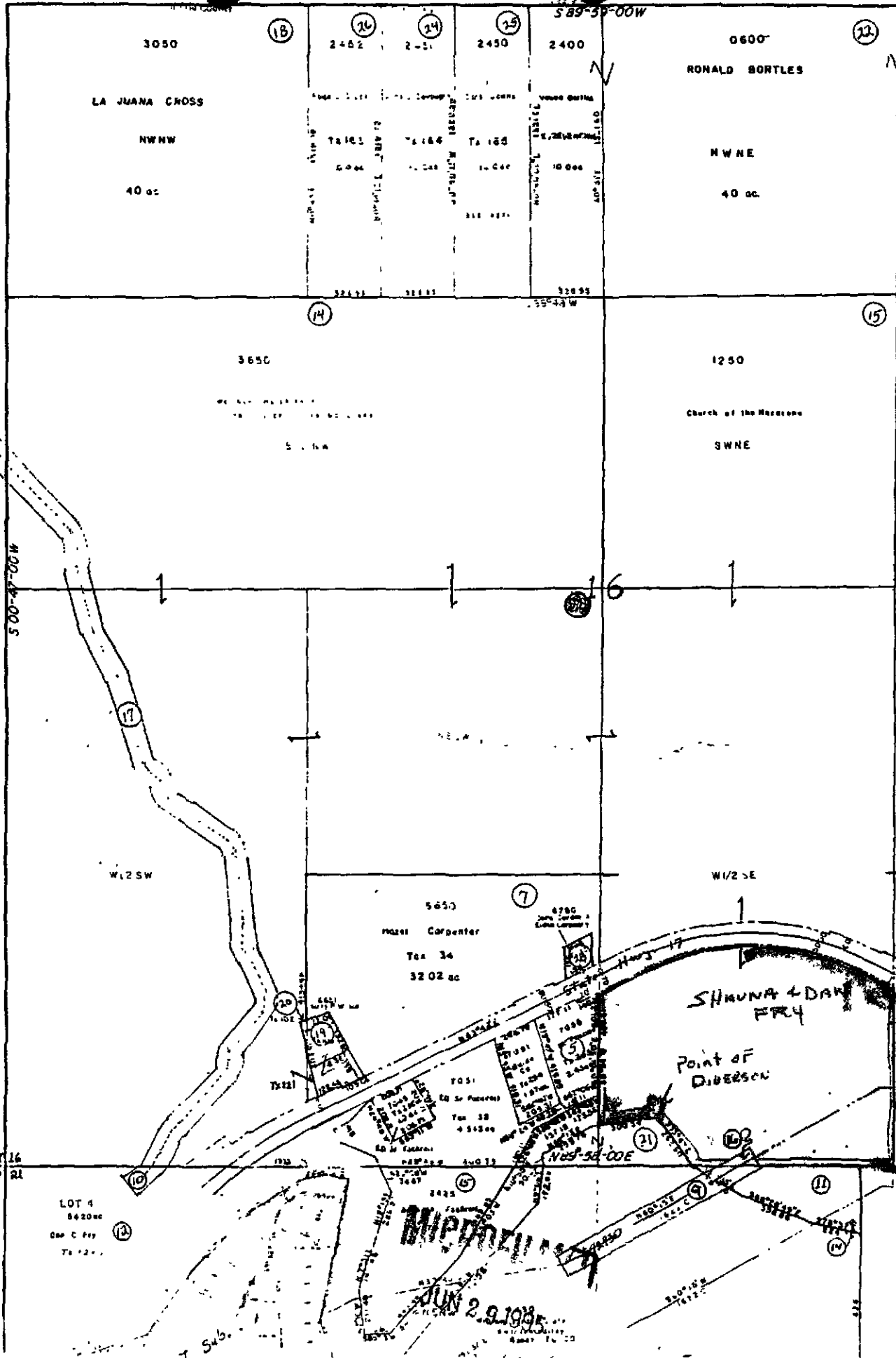
JUN 29 1995

Don Furr
(Applicant)
Don Furr
Sharon St.

N.W. Corner
Section 16 T9N R4E

This sketch is for location purposes
only. The Company assumes no
liability for variations.
PIONEER LITHOGRAPH COMPANY

N.W. Corner
Section 16 T9N R4E



Legal Description for District Advisory Board, Idaho-Oregon District, Church of the Nazarene, property in Garden Valley, between Highway 17 and the South Fork of the Payette River:

That portion of the Southwest 1/4 of the Southeast 1/4 of Section 16, Township 9 North, Range 4 East of the Boise Meridian, Boise County, Idaho, lying South of the Right of way of State Highway 17 and North of the South Fork of the Payette River.

Post-It® Fax Note 7671		Date 11-29-94	# of pages 1
To Terry Martin	From Dean Shuster		
Co./Dept. Nat'l. Dist.	Co. Pioneer Title		
Phone #	Phone #		
Fax #	Fax #		

Received by VR Date 3-22-95 Time 12:30 pm Preliminary check by CH
Fee \$ 100.00 Receipted by VR # W018771 Date 3-22-95
Publication prepared by ST Date 4-12-95 Published in Idaho World
Publication approved ST Date 5-23-95

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.

[Handwritten signature]

JUN 29 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

May 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DAN FRY
SHAUNA FRY
BOX 765
GARDEN VALLEY ID 83622

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13611

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permits.

While reviewing your proof of beneficial use, I noticed that according to the Conditions of Approval No. 5 of your permit, you are required to permanently install and maintain a measuring device and controlling works as part of the diverting works. 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. Therefore, you must have the measuring device and controlling works installed when the department conducts the examination.

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 Drew-Ellis
Administrative Assistant
Water Allocation Bureau

MICROFILMED

c: IDWR - Regional Office

JUN 26 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 65-13611 Reviewed by D. Ellis Date 4/28/00

GENERAL CONSIDERATIONS

Yes Name same as permit?
No Address same as permit?
Yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Irrigation & stockwater

Correct Uses? Yes

SOURCE OF WATER

✓ Surface water source

 Ground water source

 Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit

 Well log in the file?

 Correct?

LICENSE EXAMINATION FEE

Yes Required?
\$100 Amount Submitted
Yes Correct?

MEASURING DEVICE

Yes Required?
No Installed?
No Waiver requested?

PRIORITY CALCULATION

Date proof received 4/18/00
Date proof due 6/1/00 -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof & info. measuring device is needed.

DATA ENTRY

New Address Box 765, Garden Valley, Id 83622 Proof Made 4/18/00

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

1042513

Date:

Time:

JUN 21 1999
07:21:13

Received

From:

FRY DAN

Type of Payment

Program A cct

Amount

BENEFICIAL USE	#89-13611	751.44	220.21 1155	117.00
----------------	-----------	--------	-------------	--------

Total

CHECK

1059

Region: STATE

Signature:



MICROFILMED

JUN 25 2000

March 31, 2000

DAN FRY
SHAUNA FRY
PO BOX 765
GARDEN VALLEY ID 83622

PROOF DUE NOTICE

RE: PERMIT NO. 65-13611

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 June 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.

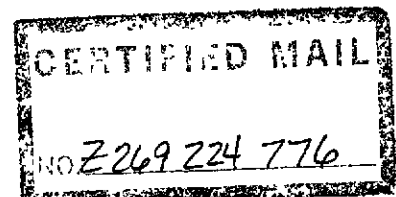
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED

JUN 25 2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 1, 1998

Dan and Shauna Fry
PO Box 765
Garden Valley ID 83622

RE: Permit No. 65-13611

Dear Permit Holders:

I am in receipt of your letter requesting an extension of time for the above referenced permit, which was received at the Western Regional Office on April 8, 1998. Proof of beneficial use for this permit is not due until June 1, 2000. The department will not consider an extension request which is submitted earlier than sixty (60) days prior to the proof due date. You will receive a proof due notice sixty (60) days before your proof due date. You may file an extension of time request at that time if needed.

Please contact me directly at (208)327-7953 if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Region

MICROFILMED

JUN 25 2000

65-13611

Garden Valley Construction
P O Box 765
Garden Valley, ID 83622
(208) 462-3219

RECEIVED

APR 29 1998

Department of Water Resources

G.V. CONSTRUCTION

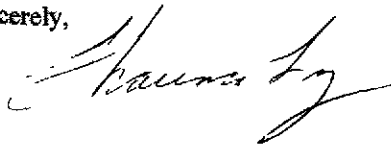
April 6, 1998

WATER RESOURCES
2735 Airport Way
Boise, ID 83705

Dear Sir or Madam:

We are requesting an extension for water right use permit. They are on file in Garden Valley, Idaho under Dan Fry.

Sincerely,



Shauna Fry
Owner

RECEIVED

APR 08 1998

WATER RESOURCES
WESTERN REGION

MICROFILMED

JUN 26 2006

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 65-13611 Reviewed by [Signature] Date 4-15-97

BASIC INFORMATION

4-3-97 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
yes Address Change

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 *Recommend extend to June 1, 2000, on basis of due diligence.*

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address P.O. Box 765
Change Proof Due Date 6-1-2000
Change Priority Date X



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

April 15, 1997

Dan & Shauna Fry
P.O. Box 765
Garden Valley, ID 83622

RE: Permit No. 65-13611

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit. The time within which to submit proof of beneficial use is extended to **June 1, 2000**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of the development during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any 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. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

Please contact me at (208)327-7953 if you have any questions regarding this matter

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
APR 23 1997

March 31, 1997

DAN FRY
SHAUNA FRY
HC 76 BOX 1095
GARDEN VALLEY ID 83622

PROOF DUE NOTICE

RE: PERMIT NO. 65-13611

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 June 1, 1997.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

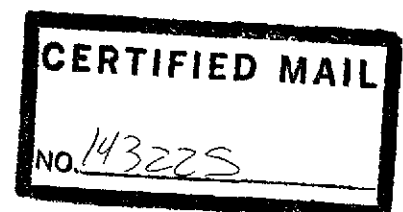
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED





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

June 14, 1995

DAN FRY
SHAUNA FRY
HC 76 BOX 1095
GARDEN VALLEY ID 83622

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13611

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

RECEIVED

JUN 29 1995

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

No.: 65-13611 Name: Fry Date: 6/12/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: W018771 Priority: 3/22/95 ✓ 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 - ~~26A~~ **P17**
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803(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):
Water District(~~dem~~) - P05 (req) WD # 65 <SEE MAP & LISTING>
+ 0.2 cfs - ~~01M~~ **P08** or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)
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) - ~~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 - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - ~~058~~ **05A** (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 - 3 <SEE CONDITION 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)
OTHER CONDITIONS:
STANDARD REMARKS: - 0602/6H 2 RC
BENEFICIAL USE DUE: - 6-1-1997
COMMENTS:

RECEIVED
JUN 08 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

Department of Water Resources

INITIAL REVIEW BY: gjt DATE: 4/6/95 APPLICATION: 65-13611

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:

P/D

P/U

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

DATE REQUESTED: _____

Additional information on reverse side:

PROCESSING

APPLICATION

65-13611

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. #

Other Payette RiverWater District 65Mark Limbaugh

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 5-8-95

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Drv

Measuring device required:

Measuring port required:

Water delivered by water master? District # 65, Payette R.

Special conditions of approval or cover letter:

26A (Allow 2 yrs), 05 (65, ~~that~~ Payette River), OLDUse special Payette R. Basin cover letter stating that Rental pool water must be purchased for late summer diversions.

See below for additional information

Recommended Date or Priority 3/22/1995Recommended by: DrvDate 6/5/95

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

Overlap w/ 65-12317 - license for 3/D use from unnamed Stream. ~~Separate~~ Separate use, may be same water user.

The Idaho World

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

RECEIVED

MAY 08 1995

WATCH RESOURCES
WESTERN REGION

State of Idaho >
>
County of Boise >

Deanna Stevenson, being duly sworn, deposes and says, that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City, that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for ~~two~~ (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement, that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with April 19, 1995 and ending with the issue of April 26, 1995.

Deanna Stevenson

State of Idaho >
>
County of Boise >

On this 5 day of May 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.

Charlotte
Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 6-25-2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13611

FRY, DAN
FRY, SHAUNA
HC 76 BOX 1095
GARDEN VALLEY, ID 83622

Source	PAYETTE RIVER, MIDDLE FORK	Tributary	PAYETTE RIVER
Diversion Pt.	SWSE	Sec 16 T 09N R 04E in	BOISE County
Use: IRRIGATION	(	0.400 CFS)	
STOCKWATER	(	0.020 CFS)	
Total Diversion	(	0.420 CFS)	

Date Filed: 3/22/1995

In BOISE County
T09N R04E S16 SWSE

20.0 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 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 MAY 8, 1995. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

Published in The Idaho World April 19 and 26, 1995.

RECEIVED

JUN 29 1995

RECEIVED

MAY 01 1995

WATER RESOURCES
WESTERN REGION

NO. 65-13611

RECOMMENDATION OF WATERMASTER

I, MARC LIMBACH, watermaster of
, of Water District No. 65, County of
BOISE, State of Idaho, whose address is
102 N. MAIN PAYETTE IDAHO 83661, have read
the attached copy of the application for permit for a water
right in the name of DAN & OR SHAUNA FRY.

(A.) I hereby endorse the above numbered application and recommend that the Director of the Department of Water Resources approve the application subject to the following conditions: NONE

OR

B. I do not endorse approval of the above numbered application for water right as requested for the following reasons:

Dated at PAYETTE, Idaho, this 24th day of APRIL, 1945.

(signature)

Please use reverse side if needed.

JUN 29 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

R. KEITH HIGGINSON
DIRECTOR

April 13, 1995

MARK LIMBAUGH
102 N MAIN
PAYETTE ID 83661

Re: Application for Permit No. 65-13611 in the Name of Dan &/or
Shauna Fry

Dear Watermaster: *Mark*

Enclosed is an application(s) for water right(s) within your water district. Also enclosed is a form for your recommendation concerning this application for permit.

Please review the application and return your recommendation within two weeks. If you have questions or need information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Dave'.

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

DRT:st

Enclosure: Copy of Application
Recommendation of Watermaster Form

12/13/95
9/13/95

65-13611

FRY, DAN
FRY, SHAUNA
HC 76 BOX 1095
GARDEN VALLEY, ID 83622

Source: PAYETTE RIVER, MIDDLE FORK Tributary: PAYETTE RIVER

Diversion Pt: SWSE Sec 16 T 09N R 04E in BOISE County.

Use: IRRIGATION	(	0.400 CFS)
STOCKWATER	(	0.020 CFS)
Total Diversion:	(	0.420 CFS)

Date Filed: 3/22/1995

In: BOISE County
T09N R04E S16 SWSE

20.0 ACRES TOTAL

1995