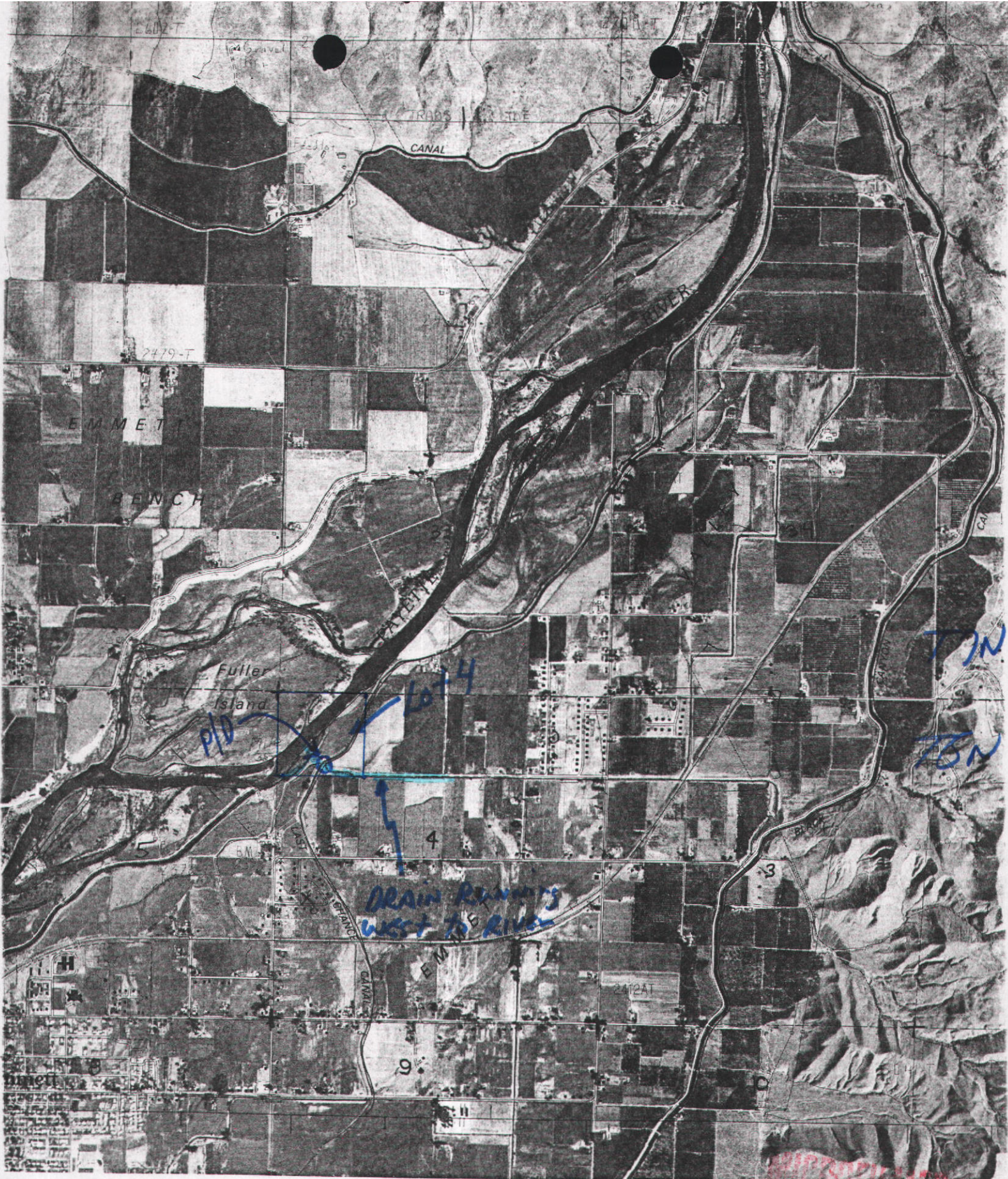


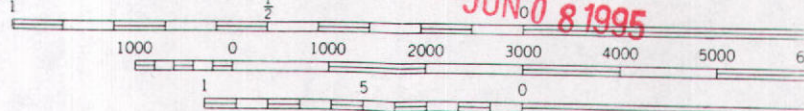


310 000 FEET

RIW

SCALE 1:24 000

JUN 08 1995



al Survey
from 1:76,000-scale
August 4, 1974

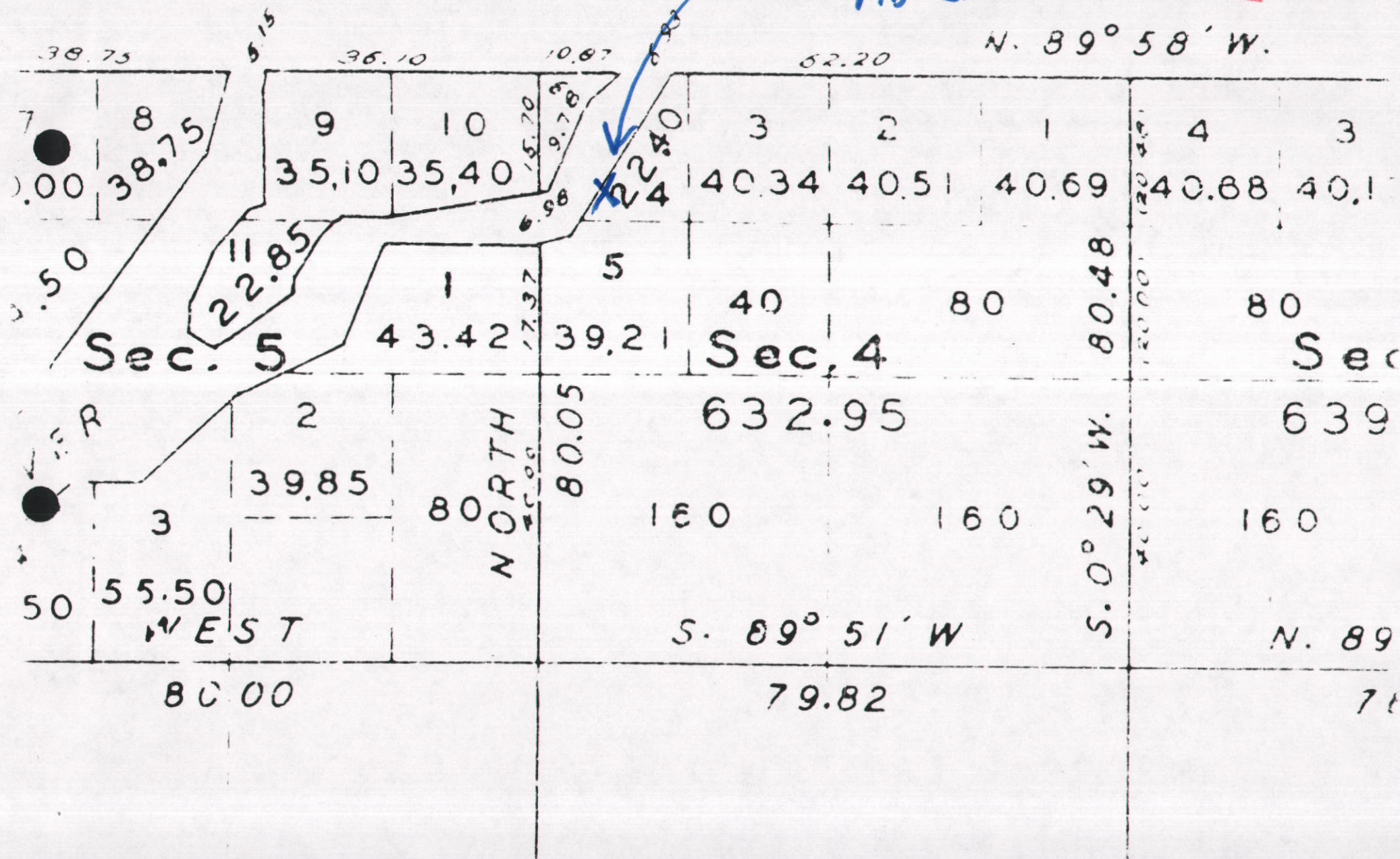
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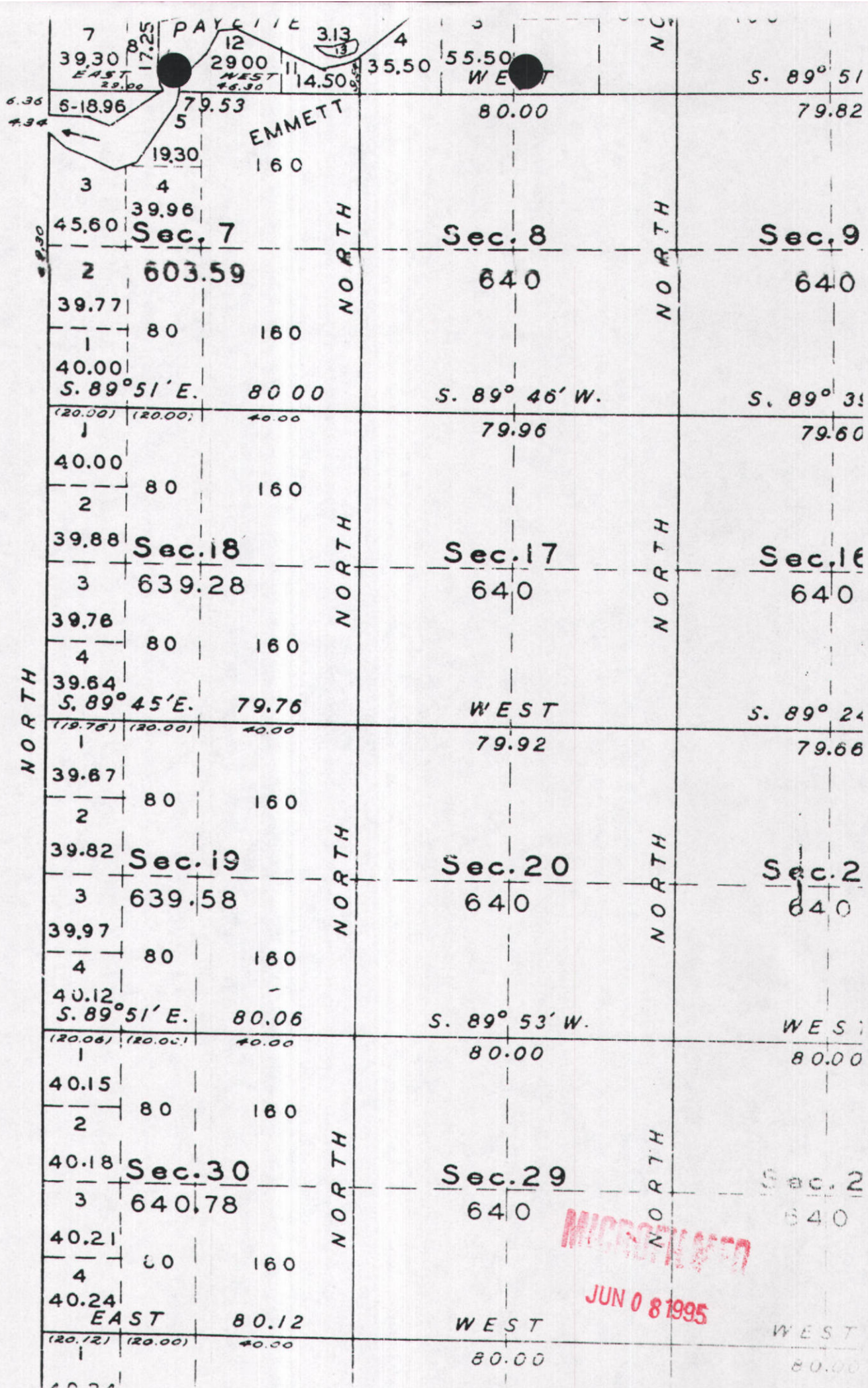
Copies Of These Maps Can Be

VN L C

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

N. 89° 58' W.





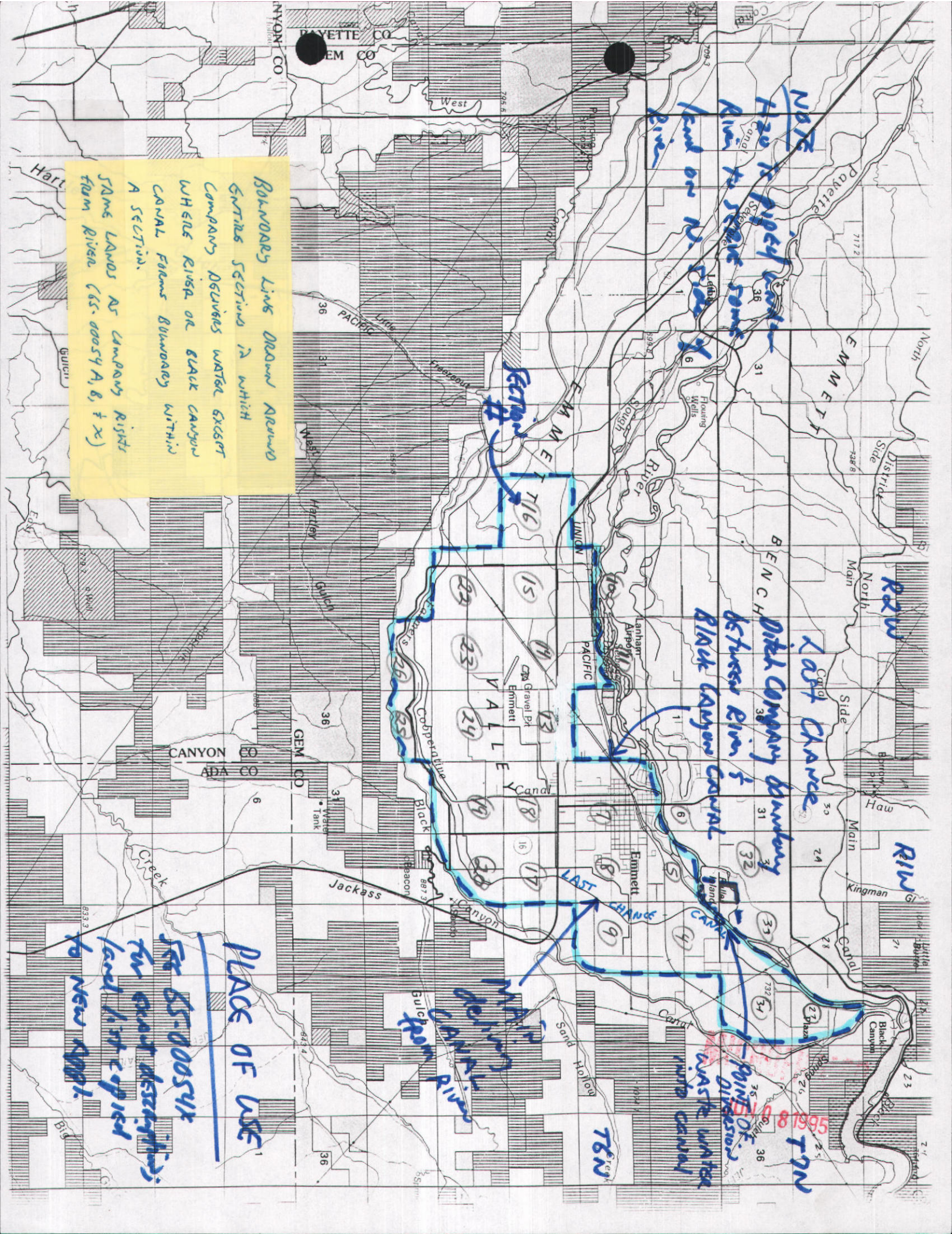
NOTE
 H2O is piped water
 River to State some
 land on N. side of
 River

BOUNDARY line DRAWN AROUND
 ENTIRE SECTION IN WHICH
 COMPANY DELIVERS WATER EXCEPT
 WHERE RIVER OR BLACK CANYON
 CANAL FORMS BOUNDARY WITHIN
 A SECTION.
 SAME LANDS AS COMPANY RIGHTS
 FROM RIVER (SS. 00054A, B, & X)

RAW RIVER
 EAST CHANCE
 Ditch Company boundary
 between River &
 Black Canyon Canal

WATER
 coming from
 River

PLACE OF USE
 SEE SS. 00054A
 for exact description
 land not copied
 to new appl.



RECEIVED

APR 13 1995

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
SS.
COUNTY OF GEM,

Ginger Johnson, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for two

consecutive weekly issues thereof,
beginning with the issue of
April 5, 1995,
and ending with the issue of
April 12, 1995

Ginger Johnson
Subscribed and sworn to me this

12th day of
April, 1995

Joanne Leisk
Notary Public

Residing at Emmett, Idaho

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires _____

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13604

HYDE, N BRENT
HYDE, JANICE A
3441 BUTTE RD
EMMETT, ID 83617
Source: SPRING
Diversion Pt:

Tributary: SINKS
SWSNW Sec 3 T 07N R 01W in GEM County.

Use: IRRIGATION
STOCKWATER
DOMESTIC

(0.150 CFS)
(0.020 CFS)
(0.040 CFS)
(0.200 CFS)

Total Diversion:

Date Filed: 3/2/1995
In: GEM County
T07N RO1W S09
5.0 ACRES TOTAL

NWNE

65-13609

LAST CHANCE DITCH CO.
C/O WL CHARTERS
1525 JORDAN LN
EMMETT, ID 83617
Source: UNNAMED DRAIN
Diversion Pt:

Tributary: PAYETTE RIVER
LOT 4 (NWNW) Sec 4 T06N RO1W in GEM County
10.00 CFS

Use: IRRIGATION

Total Diversion:

Date Filed: 10/24/1994
In: GEM County

T06N RO1W S4-9 17-20
T6N RO2W S10, 11, 13-16, 22-26
T07N RO1W S27, 32-34
5624 ACRES TOTAL

Water to be pumped from unnamed drain into main delivery canal of ditch com-
pany as drain crosses under company's main canal close to river. Use will be for
supplemental irrigation throughout service area of company.

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 APRIL 24, 1995. The protestant must also send a copy of the protest
to the applicant.

Pub.: 4 - 5, 12, 1995

R. KEITH HIGGINSON, Director

Legal Notice No. 2187
Published in the Messenger Index

MICROFILMED

JUN 08 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-13609	)	
	)	ORDER OF
IN THE NAME OF LAST CHANCE DITCH CO.	)	REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1997; and,

WHEREAS, the Department notified the permit holder on March 31, 1997, by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on June 12, 1997, the permit holder submitted proof of beneficial use. The department notified the permit holder on July 22, 1997, of the need to submit a \$325.00 license examination fee.

WHEREAS, Section 42-218a, Idaho Code, provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting the license examination fee on August 5, 1997;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-13609 be **REINSTATED** with an advance in priority to November 13, 1994.

Dated this 11th day of September, 1997.



L. GLEN SAXTON, Chief
Water Allocation Bureau

RECORDED

SEP 12 1997

Received
6/12/97 gus

FOR OFFICE USE ONLY
Amt. of Fee \$: 325.00
Receipt No. 0039735
Receipt By: [Signature]
Date Received: 8-5-97

STATE OF IDAHO 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 who has been appointed by the department.

1. Permit No. 65-13609 Telephone No. 365-2727

2. Name(s) of Permit Holder(s): Last Chance Ditch Co.

3. Mailing Address: C/O W L Charters 1525 Jordan Ln
Emmett ID 83617

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

a. Well Driller: Drilling Permit Number: - -

b. OPTIONAL:
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

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

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

Irrigation (No. of acres): 5280 Other: 25cfs to 10cfs.

6. Total rate of diversion and/or volume for which proof is submitted: 400 inches cfs OR acre feet
Mark Finbaugh Payette River water master took reading before irrigation season started
will measure again when later in season

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 X or No

Has the measuring device been installed? Yes X or No

Flow Measurement Port: Is a flow measurement port required? Yes or No X

Has the measurement port been installed? Yes or No

8. Fee Enclosed: \$ (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: W.L. Charters Sect Telephone Number: 365-2727

Address: 1525 Jordan Ln Emmett Ida 83617

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

Signature of permit holder: Last Chance Ditch Co. W.L. Charters Sect Date: 8/14/97
(include your title, if on behalf of company or organization)

SEP 12 1997

RECEIVED

JUN 10 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

REQUEST FOR EXTENSION OF TIME
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. 65-136-09 65-13609

Name(s) of Permit Holder: Last Chance Ditch Co

Mailing Address: 1525 Jordan Ln, Emmett, Id. 83617

Date Proof is Due: May 1 Telephone No. 208-365-2727

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".)

Cement work not complet

100 foot pipe to instal

Costing \$ _____

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

no power line to hook into

no dam for gravity flow & C.S. approval & survey

2500.00 for headgate pipe and cat work

Permit holder(s) request an extension to Aug 15 - 30, 19 96.

FEE: \$50.00

W. F. Charter
(Signature)*

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

AUG 09 1996

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within to submit proof of beneficial use is extended to **June 1, 1997**.

IT IS FURTHER ORDERED that the permit be reinstated and the priority date be advanced to **November 2, 1994**.

Signed this 24th day of June, 1996.

R. Shu Saptor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-13609

Proposed Priority: October 24, 1994 Maximum Diversion Rate: 10.00 CFS

This is to certify, that **LAST CHANCE DITCH CO**
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

has applied for a permit to appropriate water from:
UNNAMED DRAIN 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	03/15 to 11/15	10.00 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWNW), Sec. 4, Township 06N, Range 01W
GEM 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>
06N	01W	4	Lot 1(NENE) 14.0	Lot 2(NWNE) 38.0	Lot 3(NENW) 38.0	236.0
			Lot 4(NWNW) 17.0	Lot 5(SWNW) 24.0	NESW 3.0	
			NWSW 36.0	SWSW 35.0	SESW 31.0	
		5	Lot 10(NENE) 35.0	Lot 9(NWNE) 35.0	Lot 1(SENE) 29.0	321.0
			Lot 4(SWSW) 45.0	Lot 3(SESW) 44.0	NESE 37.0	
			Lot 2(NWSE) 33.0	SWSE 32.0	SESE 31.0	
		6	Lot 13(SESE) 6.0			6.0
		7	NENE 20.0	SENE 20.0	NESE 22.0	102.0
			NWSE 10.0	SWSE 9.0	SESE 21.0	
		8	NENE 37.0	NWNE 29.0	SWNE 34.0	425.0
			SENE 35.0	NENW 25.0	NWNW 3.0	
			NESW 35.0	NWSW 18.0	SWSW 27.0	
			SESW 37.0	NESE 36.0	NWSE 34.0	
			SWSE 37.0	SESE 38.0		
		9	NENW 22.0	NWNW 35.0	SWNW 38.0	137.0
			SENW 38.0	NWSW 4.0		
		17	NWNE 30.0	SWNE 16.0	NENW 37.0	418.0
			NWNW 37.0	SWNW 36.0	SENW 36.0	
			NESW 38.0	NWSW 38.0	SWSW 38.0	
			SESW 38.0	NWSE 37.0	SWSE 37.0	
		18	NENE 34.0	NWNE 26.0	SWNE 35.0	476.0
			Lot 2(SWNE) 37.0	SENE 25.0	NENW 29.0	
			Lot 1(NWNW) 38.0	SENW 17.0	NESW 32.0	
			Lot 3(NWSW) 35.0	SESW 16.0	NESE 38.0	
			NWSE 39.0	SWSE 38.0	SESE 37.0	
		19	NENE 32.0	NWNE 39.0	SWNE 35.0	442.0
			SENE 36.0	NENW 38.0	Lot 1(NWNW) 34.0	
			Lot 2(SWNW) 38.0	SENW 39.0	Lot 3(NWSW) 39.0	
			Lot 4(SWSW) 32.0	SESW 24.0	NESE 23.0	
			NWSE 31.0	SWSE 2.0		
		20	NWNE 27.0	SWNE 20.0	NENW 37.0	
			NWNW 38.0	SWNW 39.0	SENW 39.0	

JUN 08 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13609

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>
			NESW	10.0		NWSW	20.0		230.0
02W	10	Lot 6	(NESW)	12.0		SESW	28.0	Lot 8 (NESE)	9.0
		Lot 7	(NWSE)	8.0		SWSE	22.0	SESE	38.0
	11	Lot 5	(NWSW)	11.0		SWSW	38.0	Lot 6 (SESW)	15.0
	13		NWNE	37.0		SWNE	36.0	SENE	37.0
			NENW	37.0		NWNW	38.0	SWNW	37.0
			SENW	34.0		NESW	36.0	NWSW	37.0
			SWSW	38.0		SESW	36.0	NESE	19.0
			NWSE	24.0		SWSE	28.0	SESE	38.0
	14		NENE	37.0		NWNE	39.0	SWNE	37.0
			SENE	35.0		NENW	34.0	NWNW	39.0
			SWNW	39.0		SENW	39.0	NESW	34.0
			NWSW	40.0		SWSW	34.0	SESW	38.0
			NESE	16.0		NWSE	28.0		489.0
	15		NENE	39.0		NWNE	39.0	SWNE	24.0
			SENE	39.0		NENW	38.0	SENW	38.0
			NESW	39.0		NWSW	31.0	SWSW	18.0
			SESW	36.0		NESE	40.0	NWSE	40.0
			SWSE	39.0		SESE	35.0		495.0
	16		SENE	9.0		NESE	11.0		20.0
	22		NENE	34.0		NWNE	27.0	SWNE	38.0
			SENE	38.0		NENW	25.0		162.0
	23		NENE	27.0		NWNE	39.0	SWNE	39.0
			SENE	39.0					144.0
	24		NENE	38.0		NWNE	38.0	SWNE	40.0
			SENE	39.0		NENW	33.0	SENW	39.0
			NESW	20.0		NESE	38.0	NWSE	40.0
			SWSE	40.0		SESE	38.0		403.0
	25		NENE	26.0		NWNE	37.0	SWNE	1.0
			NENW	2.0		NWNW	10.0	SWNW	3.0
			SENW	5.0					84.0
	26		NENE	23.0		NWNE	2.0	SWNE	9.0
			SWNW	2.0		SENW	7.0		43.0
07N 01W	27	Lot 10	(SWSW)	7.0					7.0
	32	Lot 4	(SESE)	37.0					37.0
	33	Lot 4	(NENE)	9.0	Lot 3	(SWNE)	9.0	SENE	36.0
		Lot 9	(SWSW)	14.0	Lot 1	(SESW)	17.0	NESE	39.0
		Lot 2	(NWSE)	29.0		SWSE	37.0	SESE	37.0
	34	Lot 1	(NWNW)	25.0		SWNW	2.0		227.0
									27.0

Total number of acres irrigated: 5624.0

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1996. JUN 1 1996
2. Subject to all prior water rights.

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

NO. 65-13609

CONDITIONS/REMARKS:

3. Use of water under this right is subject to control by the watermaster of State Water District No. 65.
4. 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.
5. 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.
6. 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.
7. 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.
8. The issuance of this right in no way grants any right-of-way or easement across the land of another.
9. Water shall not be diverted under this right until an easement or right-of-way with the owner of the drain is filed with the Department of Water Resources.

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

5th day of June, 1995

Karl J. Dreher
for Karl J. Dreher, Director

JUN 08 1995

RECEIVED
MAY 25 1995

Ident. No. 65-13609

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: LAST CHANCE DITCH CO
Address: C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

208-365-2727

2. Source: UNNAMED DRAIN

Trib. to: PAYETTE RIVER

3. Location of Point of Diversion: Lot 4(NWNW), Sec. 4, Township 06N, Range 01W
GEM County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	10.000		

5. Total quantity to be appropriated is:
10.000 CFS (and/or) AF

6. Proposed diverting works:

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

PUMP FROM DRAIN INTO MAIN CANAL FOR LANDS UNDER SYSTEM

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 1 year(s).

8. Place of Use: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
06N	01W	4	Lot 5()	24	Lot 1(NENE)	14	Lot 2(NWNE)	38	
			Lot 3(NENW)	38	Lot 4(NWNW)	17	NESW	03	
			NWSW	36	SWSW	35	SESW	31	236
		5	Lot 2()	33	Lot 10(NENE)	35	Lot 9(NWNE)	35	
			Lot 1(SENE)	29	Lot 4(SWSW)	45	Lot 3(SESW)	44	

JUN 08 1995

Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
			NESE 37	SWSE 32	SESE 31	321
6	Lot 13	(SESE)	06			6
7		NENE	20	SENE 20	NESE 22	
		NWSE	10	SWSE 09	SESE 21	102
8		NENE	37	NWNE 29	SWNE 34	
		SENE	35	NENW 25	NWNW 03	
		NESW	35	NWSW 18	SWSW 27	
		SESW	37	NESE 36	NWSE 34	
		SWSE	37	SESE 38		425
9		NENW	22	NWNW 35	SWNW 38	
		SENW	38	NWSW 04		137
17		NWNE	30	SWNE 16	NENW 37	
		NWNW	37	SWNW 36	SENW 36	
		NESW	38	NWSW 38	SWSW 38	
		SESW	38	NWSE 37	SWSE 37	418
18	Lot 1	()	38	Lot 2 () 37	Lot 3 () 35	
		NENE	34	NWNE 26	SWNE 35	
		SENE	25	NENW 29	SENW 17	
		NESW	32	SESW 16	NESE 38	
		NWSE	39	SWSE 38	SESE 37	476
19	Lot 1	()	34	Lot 2 () 38	Lot 3 () 39	
	Lot 4	()	32	NENE 32	NWNE 39	
		SWNE	35	SENE 36	NENW 38	
		SENW	39	SESW 24	NESE 23	
		NWSE	31	SWSE 02		442
20		NWNE	27	SWNE 20	NENW 37	
		NWNW	38	SWNW 39	SENW 39	
		NESW	10	NWSW 20		230
02W 10	Lot 6	(NESW)	12	SESW 28	Lot 8 (NESE)	09
	Lot 7	(NWSE)	08	SWSE 22	SESE 38	117
11	Lot 5	(NWSW)	11	SWSW 38	Lot 6 (SESW)	15
13		NWNE	37	SWNE 36	SENE 37	64
		NENW	37	NWNW 38	SENE 37	
		SENW	34	NESW 36	SWNW 37	
		SWSW	38	SESW 36	NWSW 37	
		NWSE	24	SWSE 28	NESE 19	
14		NENE	37	NWNE 39	SESE 38	512
		SENE	35	NENW 34	SWNE 37	
		SWNW	39	SENW 39	NWNW 39	
		NWSW	40	SWSW 34	NESW 34	
		NESE	16	NWSE 28	SESW 38	
15		NENE	39	NWNE 39		489
		SENE	39	NENW 38	SWNE 24	
		NESW	39	NWSW 31	SENW 38	
		SESW	36	NESE 40	SWSW 18	
		SWSE	39	SESE 35	NWSE 40	
16		SENE	09	NESE 11		

495
RECORDED
JUN 8 1995

Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
		22	NENE 34	NWNE 27	SWNE 38	
			SENE 38	NENW 25		162
		23	NENE 27	NWNE 39	SWNE 39	
			SENE 39			144
		24	NENE 38	NWNE 38	SWNE 40	
			SENE 39	NENW 33	SESW 39	
			NESW 20	NESE 38	NWSE 40	
			SWSE 40	SESE 38		403
		25	NENE 26	NWNE 37	SWNE 01	
			NENW 02	NWNW 10	SWNW 03	
			SESW 05			84
		26	NENE 23	NWNE 02	SWNE 09	
			SWNW 02	SESW 07		43
07N	01W	27	Lot 10(SWSW) 07			7
		32	Lot 4(SESE) 37			37
		33	Lot 2() 29	Lot 4(NENE) 09	Lot 3(SWNE) 09	
			SENE 36	Lot 9(SWSW) 14	Lot 1(SESW) 17	
			NESE 39	SWSE 37	SESE 37	227
		34	Lot 1(NWNW) 25	SWNW 02		27

Total number of acres irrigated: 5624

9. a. Who owns the property at the point of diversion?
W. L. CHARTERS
- b. Who owns the land to be irrigated or place of use?
SHAREHOLDERS
- c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.
R-O-W ALLOWS ACCESS TO P/D

10. Remarks:

This right provides supplemental use within service area of the ditch company.

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.

See original
Applicant

JUN 08 1995

Ident. No. 65-13609
Page 4

Received by SL Date 10/24/94 Time 11:59 Preliminary check by SL
Fee \$ 280.00 Receipted by SL #W018277 Date 10/24/1994
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

10/24/1994

JUN 08 1995

Comments: Date: 3/ 28/ 1995 User-ID: SLESTER

Subject:

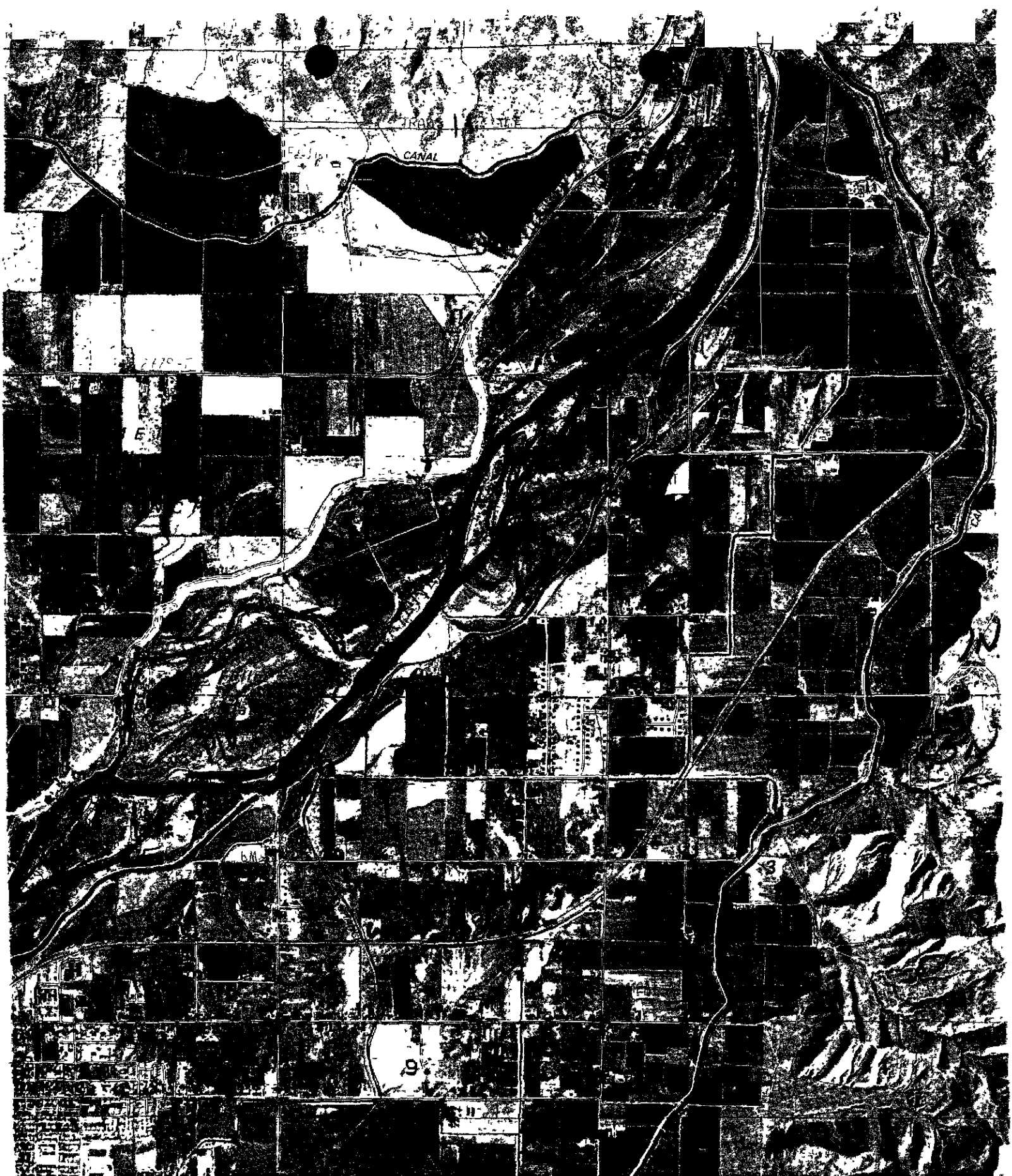
SOURCE OF WATER, OTHER RIGHTS

A large drain delivers water into the Payette River just west of the area between the company canal and river in NWNW S.4. The drain runs under the canal, and the ditch company proposes to pump the drain water into their canal for distribution throughout the company service area.

Due to some confusion on the part of the various delivery groups in the area regarding which entity impacts which other entities, comment letters are sent to the two local irrigation districts. It does not appear (see orthophoto) that this drain is used by irrigation districts at the proposed P/D point (proximity to the river).

Payette R. rights for company: 65-00054A, B & X.

RECEIVED
JUN 08 1995



310 000 FEET

al Survey

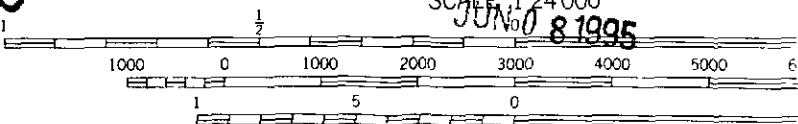
from 1:76,000-scale
August 1, 1974

at grid ticks. Idaho coordinate
verse Mercator)
verse Mercator grid ticks.

RIW

SCALE 1:24,000

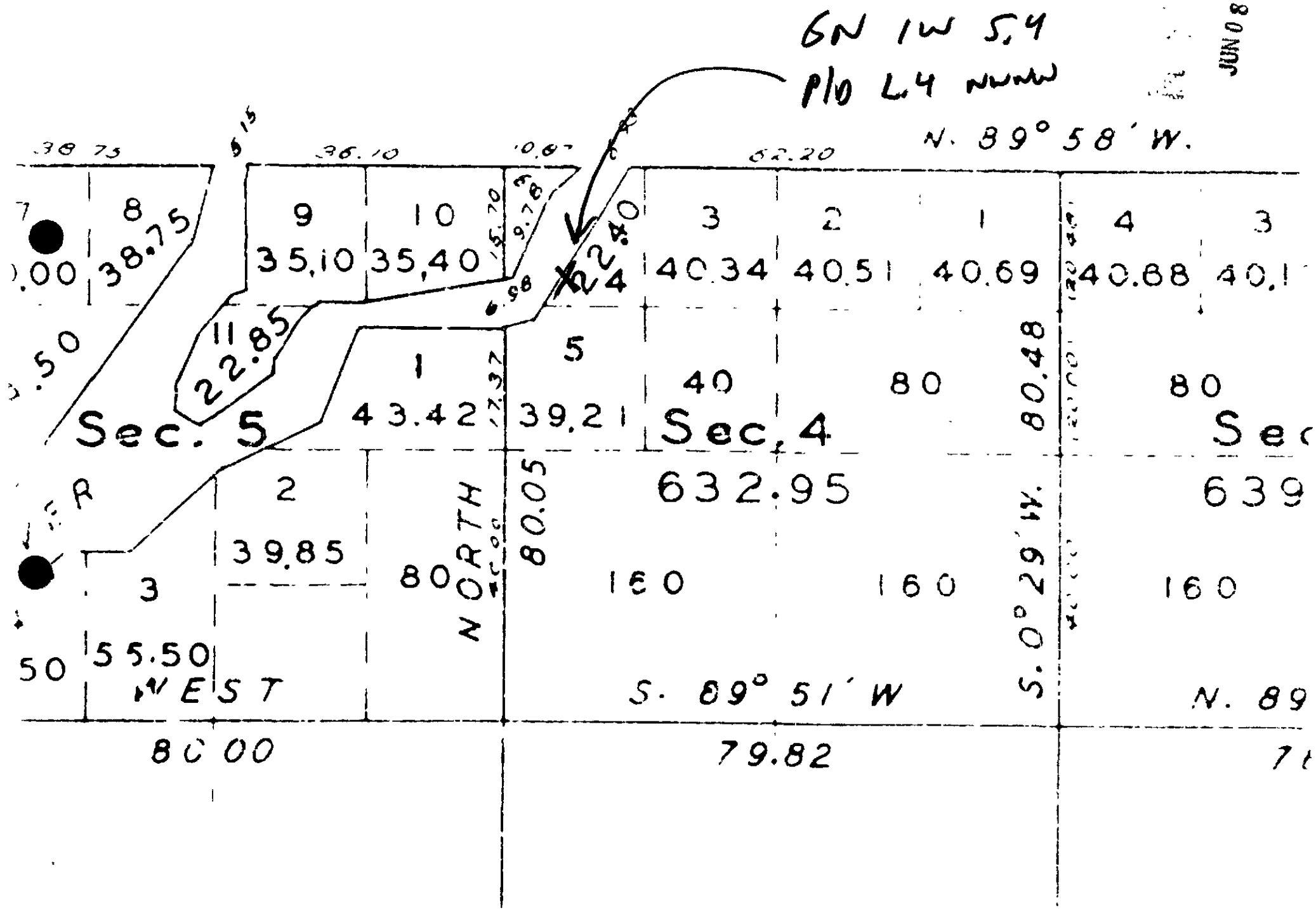
JUN 08 1995

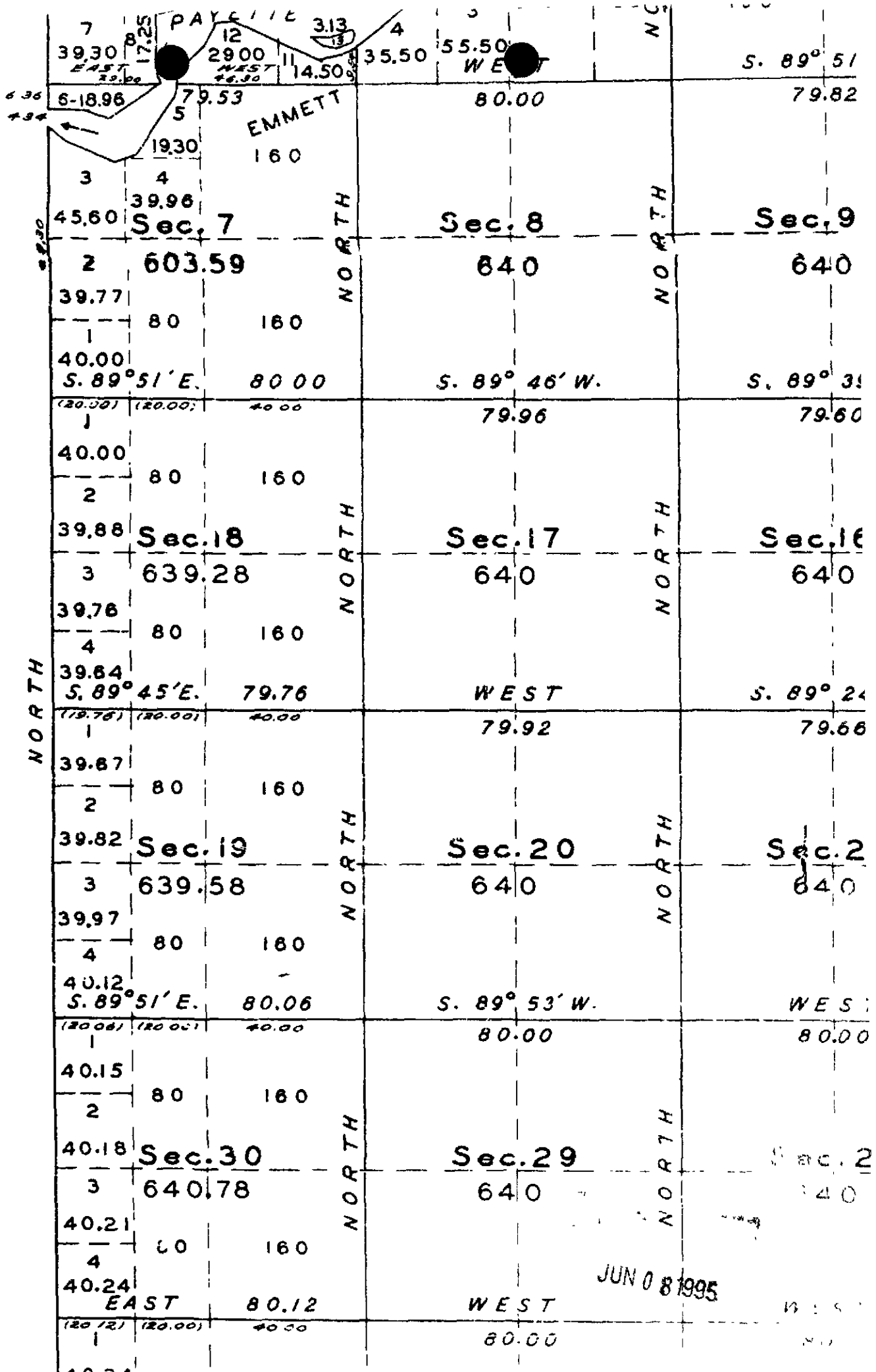


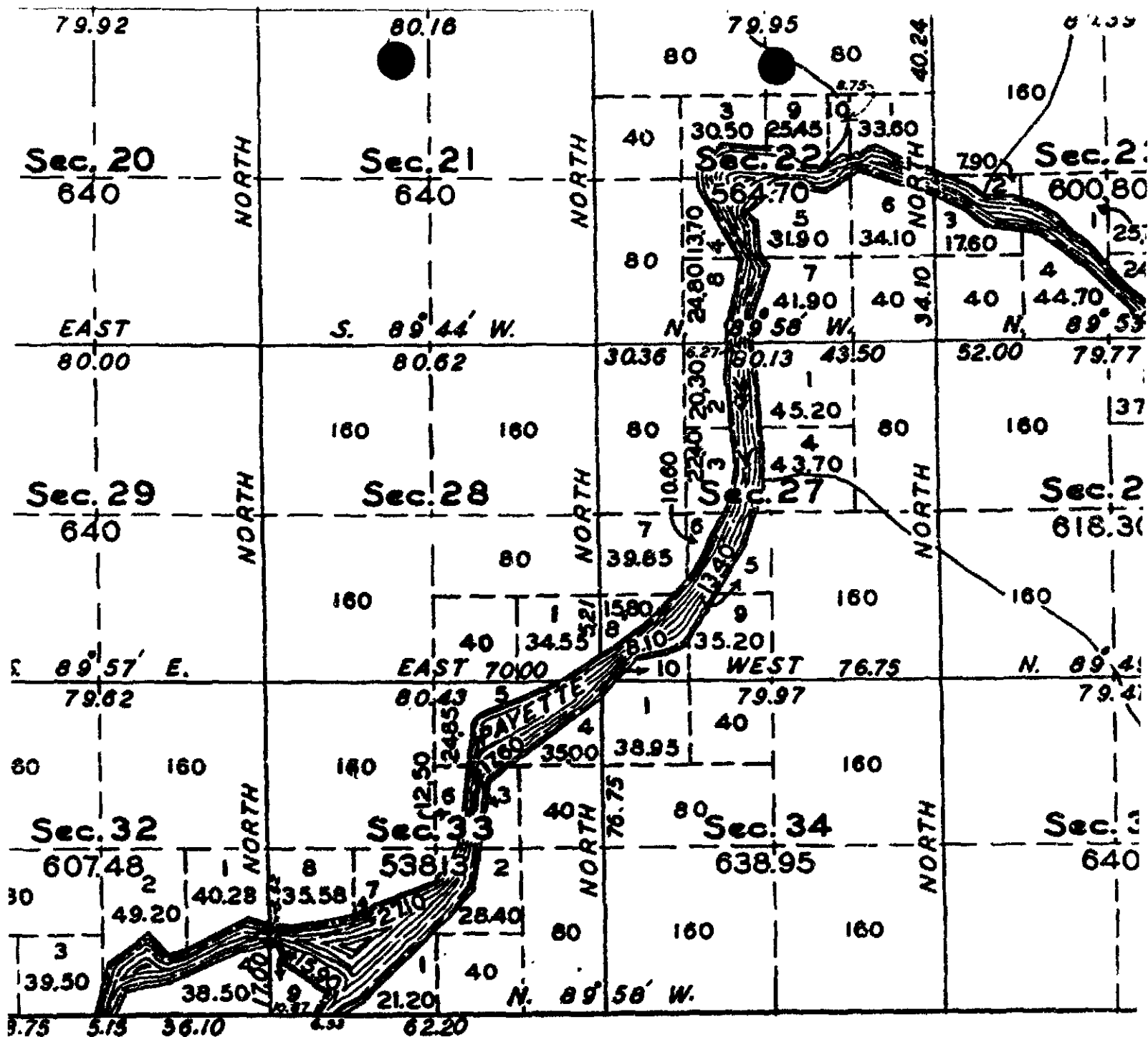
Copies Of These Maps Can Re

VVELD

JUN 08 1995







COMPILED FROM THE OFFICIAL RECORDS OF THE

T.N.I.W.

JUN 0 8 1995

NOTE

H2O IS piped under
River to serve some
land on N. side of
River

LAST CHANCE
Ditch Company boundary
between River &
Black Canyon Canal

POINT OF
DIVERSION
WASTE WATER
into CANAL

SECTION
#1

MAP
showing
CANAL
from River

BOUNDARY LINE DRAWN AROUND
ENTIRE SECTIONS IN WHICH
COMPANY DELIVERS WATER EXCEPT
WHERE RIVER OR BLACK CANYON
CANAL FORMS BOUNDARY WITHIN
A SECTION.

SAME LANDS AS COMPANY RIGHTS
FROM RIVER (65-00054 A, B, & X)

PLACE OF USE

SEE 65-00054X
for exact description;
land list copied
to new appl.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No 65-13609

RECEIVED

OCT 24 1994

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

- 1 Name of applicant Last Chance ^{Ditch} Canal Co. Phone 365-2727
Post office address 40 Mr. W. Charters, 1525 Tubelow Ln. Emmett ID 83617
- 2 Source of water supply unimproved draw which is a tributary of Payette River
- 3 Location of point of diversion is — $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 4
Sec 4 Township 5N Range 1W B.M. 7m County; additional
points of diversion if any. —
- 4 Water will be used for the following purposes
Amount 10.00 for Irrigation purposes from 3/15 to 11/15 (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) 10.00 and/or (b) —
cubic feet per second acre feet per annum
- 6 Proposed diverting works
a. Description of ditches, flumes, pumps, headgates, etc Pump from draw ditch
into Last Chance Canal for lands under system
—
—
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? —
e. If well is already drilled, when? —, 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
1 years (minimum 1 year).

JUN 08 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. _____
- 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	

Total number of acres to be irrigated _____

10 Describe any other water rights used for the same purposes as described above 65-00054 A, B, X
(Payette River)

11 a Who owns the property at the point of diversion? W-L Charters

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Right of way allows access to pld; delivery organization provides water to shareholders.

12 Remarks: This right will supplement Payette River water for company's system.

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

Joe attached maps

Officers Last Chance 10-94
Ditch Co.

Chairman	Donald E. Cutbirth
Vice Chairman	John F. Mason
Director	Harry Lyon
Director	Scott Farrin
Sec. Treas	Wm L. Charters

Scale :

public waters of

THE STATE OF IUDITH AS HEREIN SET FORTH

X Donald E. Cutbirth JUN 08 1995
(Applicant)
and title: President

Received by SL Date 10/24/94 Time 11:59 Preliminary check by SL
Fee \$ 280.00 Receipted by SL # 60018277 Date 10/24/94
Publication prepared by SL Date 3-27-95 Published in Messenger Index
Publication approved SL Date 4-24-95

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

RECEIVED
JUN 08 1995

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 65-13609 Reviewed by Jy Date 7-9-97

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit? Jrr.
yes Address same as permit? _____
no Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
_____ Ground water source
_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required? yes Required?
0 Amount Submitted yes Installed?
no Correct? _____ Waiver requested?

PRIORITY CALCULATION

Date proof received 6-12-97
Date proof due 6-1-97 -
No. of days late 11 =
Priority Date 11-2-97 +
New Priority Date 11-13-97

7 11-13-94

DEFICIENCIES OR ACTION ITEMS

Request \$325.00 lic. exam fee for 10.00 CFs.
8-5-97- Fee received, proof acceptable
Reinstate & advance priority to Nov-13, 1994.

DATA ENTRY

New Address _____ Proof Made 6-12-97



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

September 11, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LAST CHANCE DITCH CO
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13609

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The department has issued the enclosed order reinstating the permit and advancing the priority date to November 13, 1994, since proof was submitted after the proof due date of June 1, 1997.

Please 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.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

C: IDWR - Regional Office

MICROFILMED

SEP 12 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

July 22, 1997

Last Chance Ditch Co.
c/o W. L. Charters
1525 Jordan Lane
Emmett, ID 83617

RE: PERMIT NO. 65-13609

Dear Ms. Charters:

The department has received the proof of beneficial use document (proof) which you recently submitted on behalf of Last Chance Ditch Company in connection with the above referenced permit. The proof was not accompanied by the required license examination fee of \$325. Please promptly submit the fee made payable to the Department of Water Resources in order for the department to accept the proof.

If you have questions, please feel free to contact me at 327-7955.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - W. Region

MICRO-FILMED

SEP 12 1997



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

RECEIVED

JUN 12 1997

Department of Water Resources

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 31, 1997

LAST CHANCE DITCH CO
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

PROOF DUE NOTICE

RE: PERMIT NO. 65-13609

MLL
6-16-97

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

JULIE L. YARBROUGH
Senior Secretary

[Handwritten signature/initials]

Enclosures

WELCO-1111

SEP 12 1997

March 31, 1997

LAST CHANCE DITCH CO
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

PROOF DUE NOTICE

RE: PERMIT NO. 65-13609

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.

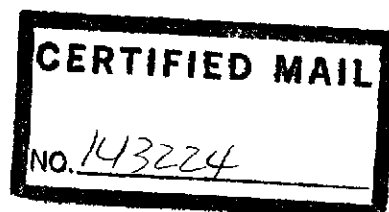
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

65-13609

SEP 12 1997





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 9, 1996

Last Chance Ditch Co.
1525 Jordan Ln.
Emmett, ID 83617

RE: Permit No. 65-13609

Dear Permit Holder:

I am in receipt of the Extension of Time Request and \$50.00 filing you submitted in connection with the above referenced water right. The extension request is valid to June 1, 1997, and does not require any additional fees to be paid. Therefore, you are entitled to a refund of your \$50.00 filing fee.

I have initiated the process to refund the \$50.00 fee. You should receive the refund within seven (7) and ten (10) days under separate cover.

Please be advised that 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.

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

Sincerely,

A handwritten signature in cursive script, reading 'Julie L. Yarbrough'.

JULIE L. YARBROUGH
Senior Secretary

C: Fiscal

RECEIVED

SEP 12 1996

RECEIVED

JUN 10 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

Department of Water Resources

REQUEST FOR EXTENSION OF TIME

AUG 22 1996

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. 65-136-09 05-13609

Name(s) of Permit Holder: Last Chance Ditch Co

Mailing Address: 1525 Jordan Ln, Emmett, ID. 83617

Date Proof is Due: May 1 Telephone No. 208-365-2727

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".)

Cement work not complet to much water when water lower
100 foot pipe to instal Work complet 10-8-10-96
complet when water is lower. hope in November working as is
Costing \$ 12,000 est

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

No power line to hook into
Use dam for gravity flow & C&S approval & survey
2500.00 for headgate pipe and cat work

Permit holder(s) request an extension to Aug 15 - 30, 19 96.

FEE: \$50.00

W.L. Charter
(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 to submit proof of beneficial use is extended to June 1, 1997.

IT IS FURTHER ORDERED that the permit be reinstated and the priority data be advanced to November 2, 1994.

Signed this 24th day of June, 1996

R. Blue Saylor
Chief, Water Allocation Bureau

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 65-13609 Reviewed by [Signature] Date 6-20-96

BASIC INFORMATION

6-10-96 Date stamp received
no Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no 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, 1997,
on basis of due diligence

PRIORITY CALCULATION

Date extension received	<u>6-10-96</u>	=	_____
Proof due date	<u>6-1-96</u>	=	_____
Number of days late	<u>9</u>	=	<u>9</u>
Priority date	<u>10-24-94</u>	=	<u>297</u>
New Priority Date	<u>11-2-94</u>	=	<u>306</u>

7 11/2/94

DATA ENTRY

New Address X _____

Change Proof Due Date 6-1-97

Change Priority Date NOV. 2, 1994



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 24, 1996

Last Chance Ditch Co.
1525 Jordan Ln.
Emmett, ID 83617

RE: Permit No. 65-13609

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to **June 1, 1997**. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department **will not** be able to grant additional requests based on due diligence.

Please be advised that since the extension was received after the proof due date of May 1, 1996, it was necessary for the department to reinstate your permit and advance the date of priority to November 2, 1994.

Please contact me at (208)327-7900 if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
AUG 09 1996

March 31, 1996

LAST CHANCE DITCH CO
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

PROOF DUE NOTICE

RE: PERMIT NO. 65-13609

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, 1996.

(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.

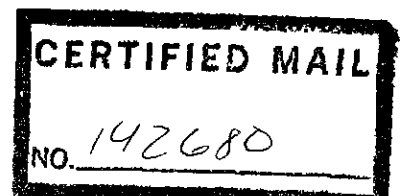
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

AUG 09 1996





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 5, 1995

LAST CHANCE DITCH CO
C/O W L CHARTERS
1525 JORDAN LN
EMMETT ID 83617

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13609

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.

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

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

JUN 08 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 65-13609 Name: Lat Chance Ditch Co Date: 5/31/95 Ad OK?
Correct Fee? ✓ Receipt #: W018227 Priority: 10/24/94 ✓ 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) - 005 (req) WD # 65 <SEE MAP & LISTING>
+ 0.2 cfs - Q1J-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 - 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 (FERC); 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 - P3 <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) Wt Charters / Shareholders

OTHER CONDITIONS: - 024

STANDARD REMARKS: -

BENEFICIAL USE DUE: - 6-1-19912

COMMENTS: -

Form No. 202a
RECEIVED
MAY 25 1995

I prepared appl. wound up
REVIEWING due to time crunch &
last minute to get into Adv.
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES after 3/24 telephone response
APPROPRIATION APPLICATION ANALYSIS SHEET from W.L. Charter -gl

Department of Water Resources
INITIAL REVIEW BY: SL

DATE: 3/29/94

APPLICATION: 65-13609

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) - *Plu map is general outline of sections covered*
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:

Y P/D

J 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
ABBREVIATED RESPONSE - MORE or LESS Existing System so many L.D.S.A. items N/A
DATE REQUESTED: 3/30/95
☒ ☐ Additional information on reverse side:

PROCESSING

APPLICATION NO.

65-13609

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 See attached pg e

2 irrig. districts

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 April 24, 1995

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Dr

Measuring device required:

Measuring port required:

Water delivered by water master? District #

Special conditions of approval or cover letter:

65 (65, Payette River), OIE

See below for additional information

Recommended Date or Priority 10/24/1994

Recommended by: Dr

Date 5/16/1995

STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION

Appl. Rec'd 10/24/94, sent info request 11/3/94 & again 3/22/95, telephone

response rec'd 3/24/95. Sent Large Div. request (abbreviated version) 3/30/95,

Response pending.

Overlap - No old overlap

- River rights for company = 65-00054A, B, X (latter are Los land list); are undoubtedly multitude of other irrig rights in service

area but none for same waste water method now proposed.

NO comment letter to watermaster (off-stream) but WRM control will be useful.

65-13609
SEND Comment Letters



①

BLACK CANYON IRR DIST
PO BOX 226
NOTUS ID 83656

②

EMMETT IRRIGATION DISTRICT
222 East Park Street
Emmett, Idaho 83617
(208) 365-4582

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
SS.
COUNTY OF GEM,

Ginger Johnson, being first duly sworn, on her oath deposes and says that she is the clerk of the Messenger Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of Messenger Index for two

consecutive weekly issues thereof, beginning with the issue of April 5, 1995, and ending with the issue of April 12, 1995.

Ginger Johnson
Subscribed and sworn to me this

12th day of April, 1995

Joanne Giesch
Notary Public
Residing at Emmett, Idaho

MY COMMISSION EXPIRES
JUNE 21st, 1997

My Commission Expires _____

RECEIVED

APR 13 1995

WATER RESOURCES
WESTERN REGION

NOTICE OF APPLICATION FOR WATER RIGHT

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

HYDE, N BRENT
HYDE, JANICE A
3441 BUTTE RD
EMMETT, ID 83617

65-13604

Source: SPRING
Diversions Pt:

Tributary: SINKS

SWSNW Sec 3 T 07N R 01W in GEM County.

Use: IRRIGATION
STOCKWATER
DOMESTIC

(0.150 CFS)
(0.020 CFS)
(0.040 CFS)

Total Diversion:

(0.200 CFS)

Date Filed: 3/2/1995

In: GEM County

T07N RO1W S09

5.0 ACRES TOTAL

NWNE

65-13609

LAST CHANCE DITCH CO.

C/O WL CHARTERS

1525 JORDAN LN

EMMETT, ID 83617

Source: UNNAMED DRAIN

Diversions Pt:

Tributary: PAYETTE RIVER

LOT 4 (NWNW) Sec 4 T06N RO1W in GEM County

Use: IRRIGATION

(10.00 CFS)

Total Diversion:

(10.00 CFS)

Date Filed: 10/24/1994

In: GEM County

T08N RO1W S4-9 17-20

T6N RO2W S10, 11, 13-16, 22-26

T07N RO1W S27, 32-34

5624 ACRES TOTAL

Water to be pumped from unnamed drain into main delivery canal of ditch company as drain crosses under company's main canal close to river. Use will be for supplemental irrigation throughout service area of company.

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 APRIL 24, 1995. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

Pub.: 4 - 5, 12, 1995

Legal Notice No. 2187
Published in the Messenger Index



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

March 30, 1995

EMMETT IRRIGATION DISTRICT
222 E PARK ST
EMMETT ID 83617

Re: Application for Water Right No. 65-13609 in the Name of LAST
CHANCE DITCH CO.

Dear Sir:

Enclosed is a copy of the above referenced application for
water right.

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

Sincerely,

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

DRT:st

Enclosure: Copy of Application

*Note: Might need to be brought into
water district changes*

3.31.95



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

March 30, 1995

BLACK CANYON IRRIGATION DIST
PO BOX 226
NOTUS ID 83656

Re: Application for Water Right No. 65-13609 in the Name of LAST
CHANCE DITCH CO.

Dear Sir:

Enclosed is a copy of the above referenced application for
water right.

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

Sincerely,

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

DRT:st

Enclosure: Copy of Application

CONVERSATION MEMORANDUM

DATE 3/24/95
FILE 65-13609NAME OF PARTY Mr. Charters 365-2727EMPLOYEE Steve LesterRE: Last Chance Ditch Co. Appl.RE: my letter of 11/3/94, re-sent on 5/22/95:Pipe goes under river to serve some land
on N. side, for ok.Has discussed with Emmett I.D. + Black Canyon I.D.
+ BOR - all have no objections although did
not get letters from them to this point. *✓ OK to advertise, will send comment letters to
both irrig districts (don't need one to BOR).

JULIO C. ROE

* all 3 parties sounded confused @ why being
contacted & thought 1+ of the others should be
commenting ("who's our first" syndrome).



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 3, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Last Chance Ditch Co.
C/O Mr. W. L. Charters
1525 Jordan Lane
Emmett, ID 83617

Re: Application for Permit for Waste Water

Dear Mr. Charters:

Enclosed are copies of a map and land list that can be used to show the acres for the new waste water application for the ditch company. The land list is the acres covered by river right nos. 65-00054A, B, and X. The only question about the acres concerns 37 acres listed in SESE, Sec. 32, T7N, R1W north of the river on or near Fuller Island.

Should the 37 acres be included or not? If so, how will water be provided by the ditch company to those acres across the river? Once this question is answered the application can be completed to show all of the acres to be served.

Before the completed application can be advertised, this office will need letters of approval from any irrigation districts that deliver water within the Last Chance Ditch Company service area. The only two that I can think of at this time are Emmett Irrigation District and Black Canyon Irrigation District. Please provide comment letters from irrigation districts operating in your company area.

The approved map, land list and comment letters from the appropriate irrigation district(s) can be returned to me. Those items will complete the application process and allow advertising to proceed. Please contact me if you have any questions.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure: Map and Land List

SENT AGAIN 3/22/95 - JZ

JUN 8 9 1995

65-13609

LAST CHANCE DITCH CO.
C/O WL CHARTERS
1525 JORDAN LN
EMMETT, ID 83617

Source: UNNAMED DRAIN

Tributary: PAYETTE RIVER

Diversion Pt: LOT 4 (NWNW)

Sec 4 T06N R01W in GEM County

Use: IRRIGATION

10.00 CFS

Total Diversion:

10.00 CFS

Date Filed: 10/24/1994

In: GEM County

T06N R01W S4-9, 17-20

T06N R02W S10, 11, 13-16, 22-26

T07N R01W S27, 32-34

5624 ACRES TOTAL

Water to be pumped from unnamed drain into main delivery canal of ditch company as drain crosses under company's main canal close to river. Use will be for supplemental irrigation throughout service area of company.