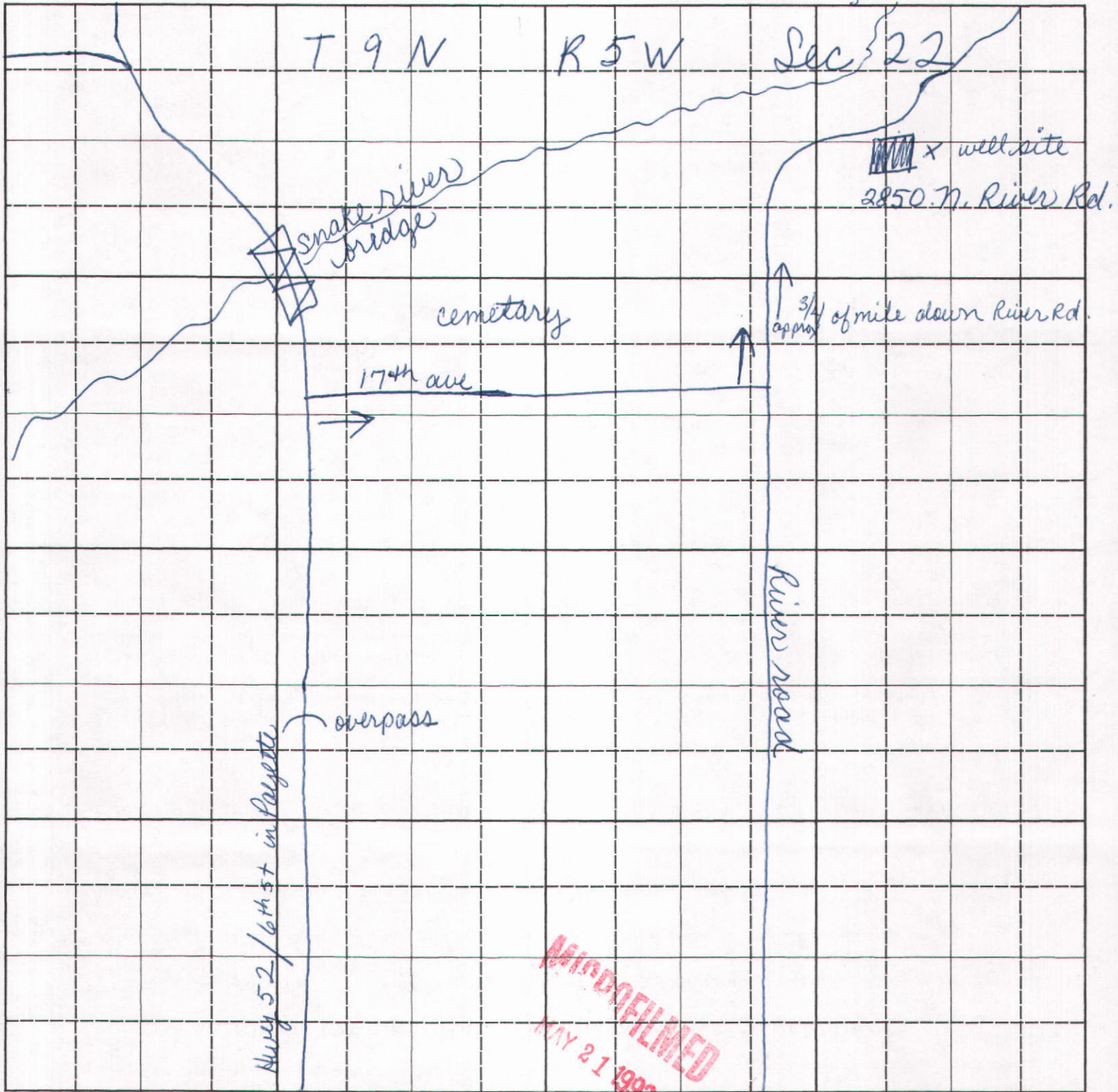


65-13356

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



Scale: 2 inches equal 1 mile.

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

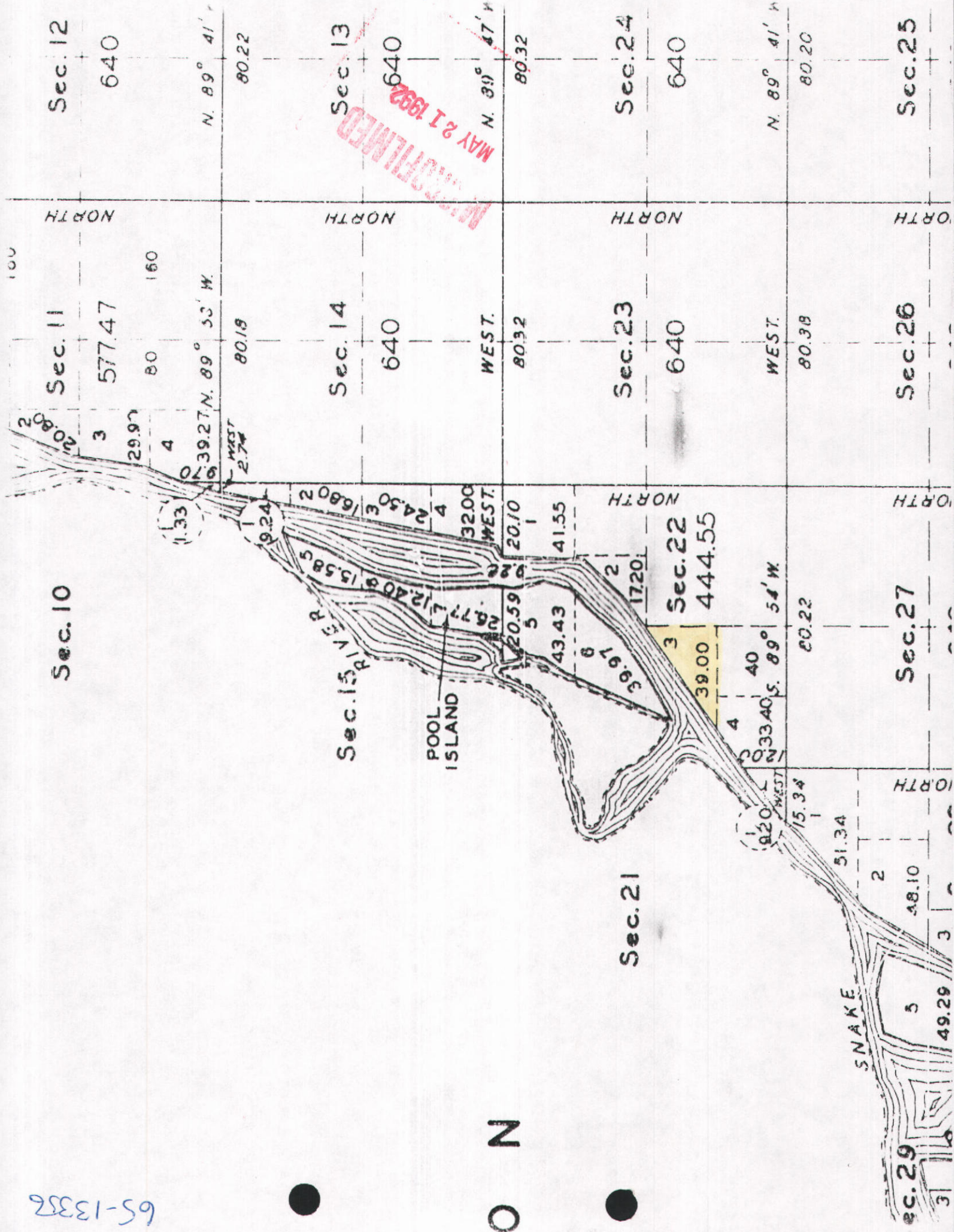
11/29/91

x Thomas G. Atkins
THOMAS G. ATKINS, husband

MILDRED E. ATKINS, wife
(Applicant)

x Mildred E. Atkins

65-13352



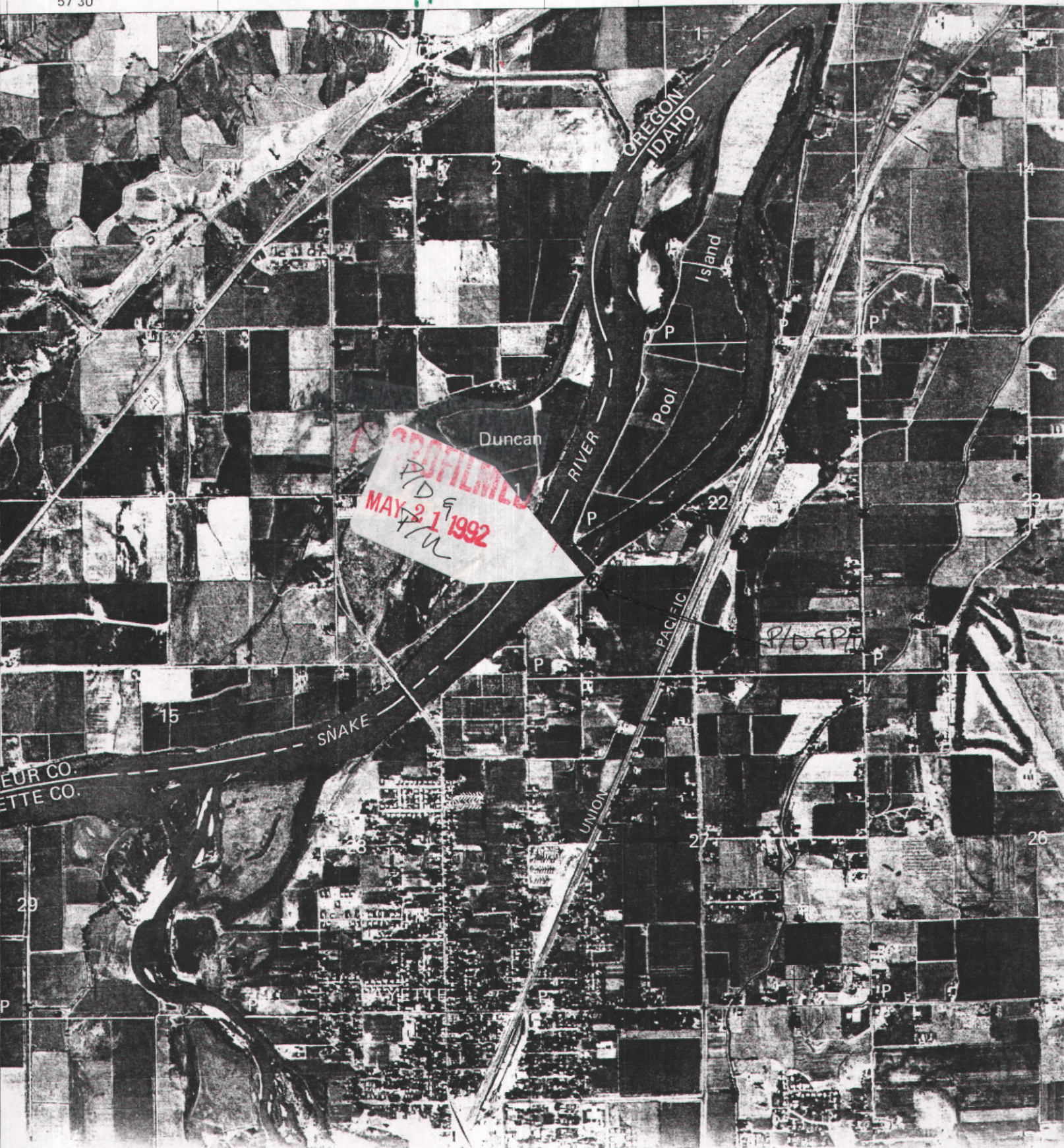
65-13356

R5V

9N 5W Sec 22

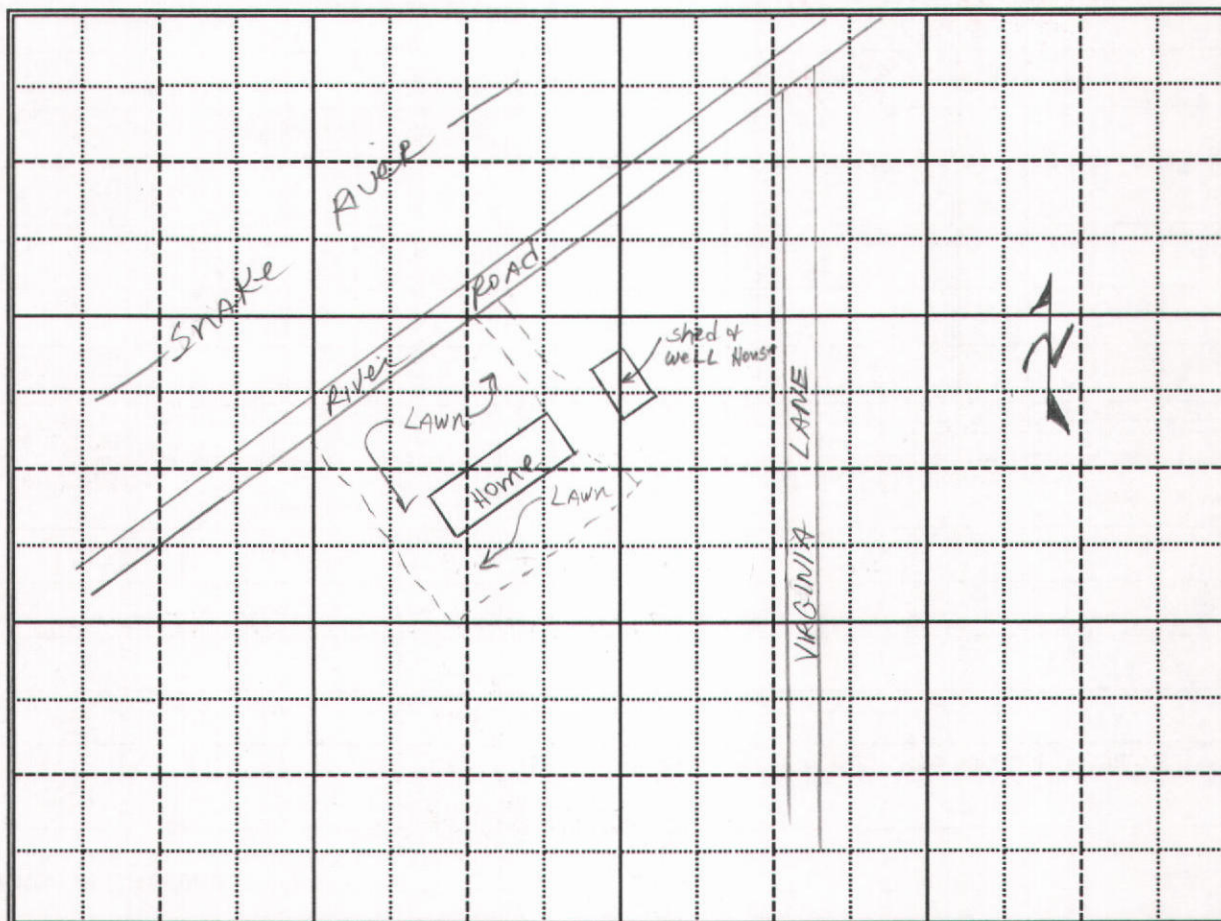
57'30"

55'



COPIED
PD
MAY 21 1992
FBI

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

N/A Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	N/A	1 1/2	N/A	Sears	1 1/2"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

N/A

1.

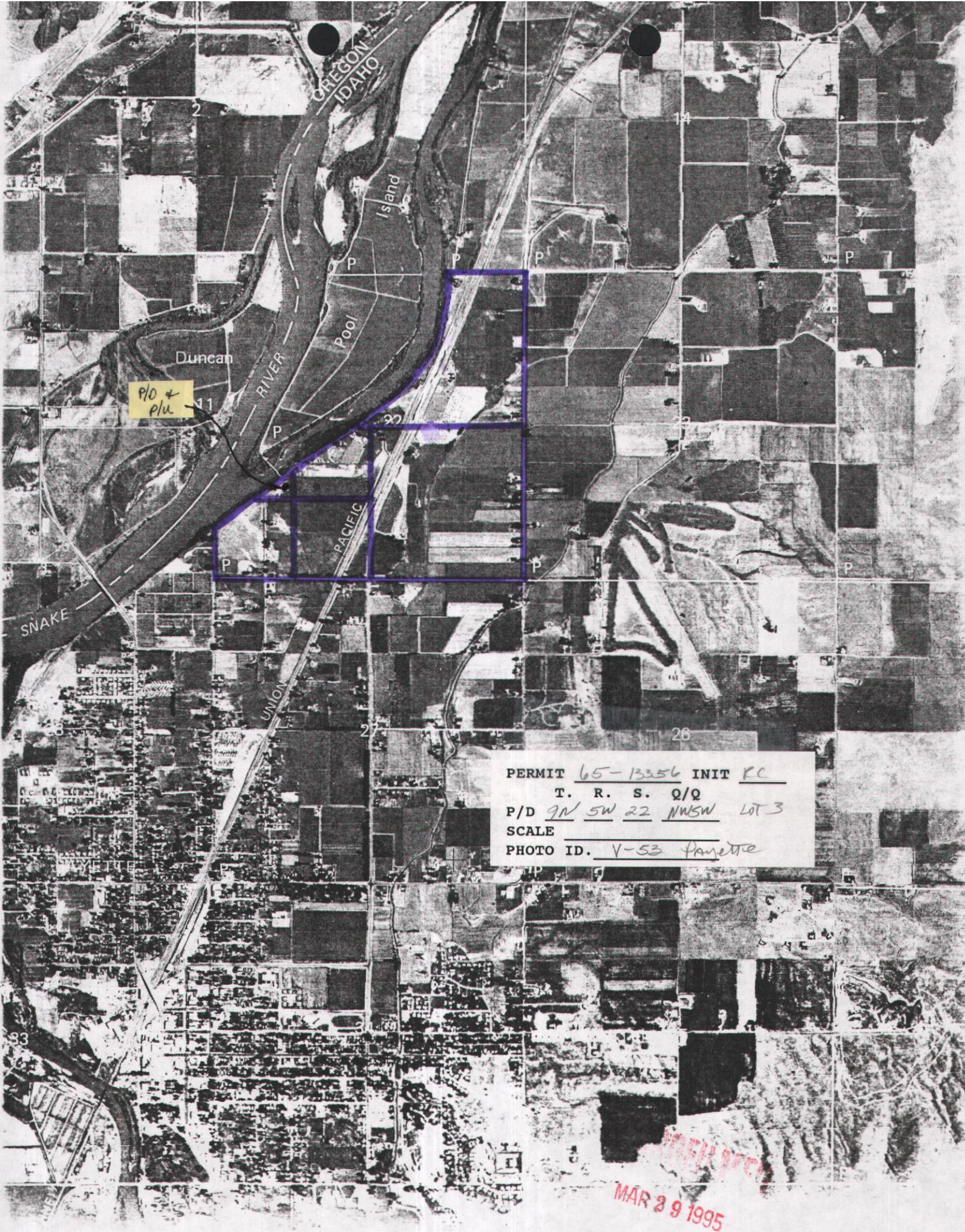
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

N/A - Pressurized System

MICROFILMED

MAR 29 1995



P/O & P/U

PERMIT 65-1356 INIT RC
T. R. S. Q/Q
P/D 9N 5W 22 NWSW LOT 3
SCALE
PHOTO ID. V-53 Panette

MAR 29 1995

G O N

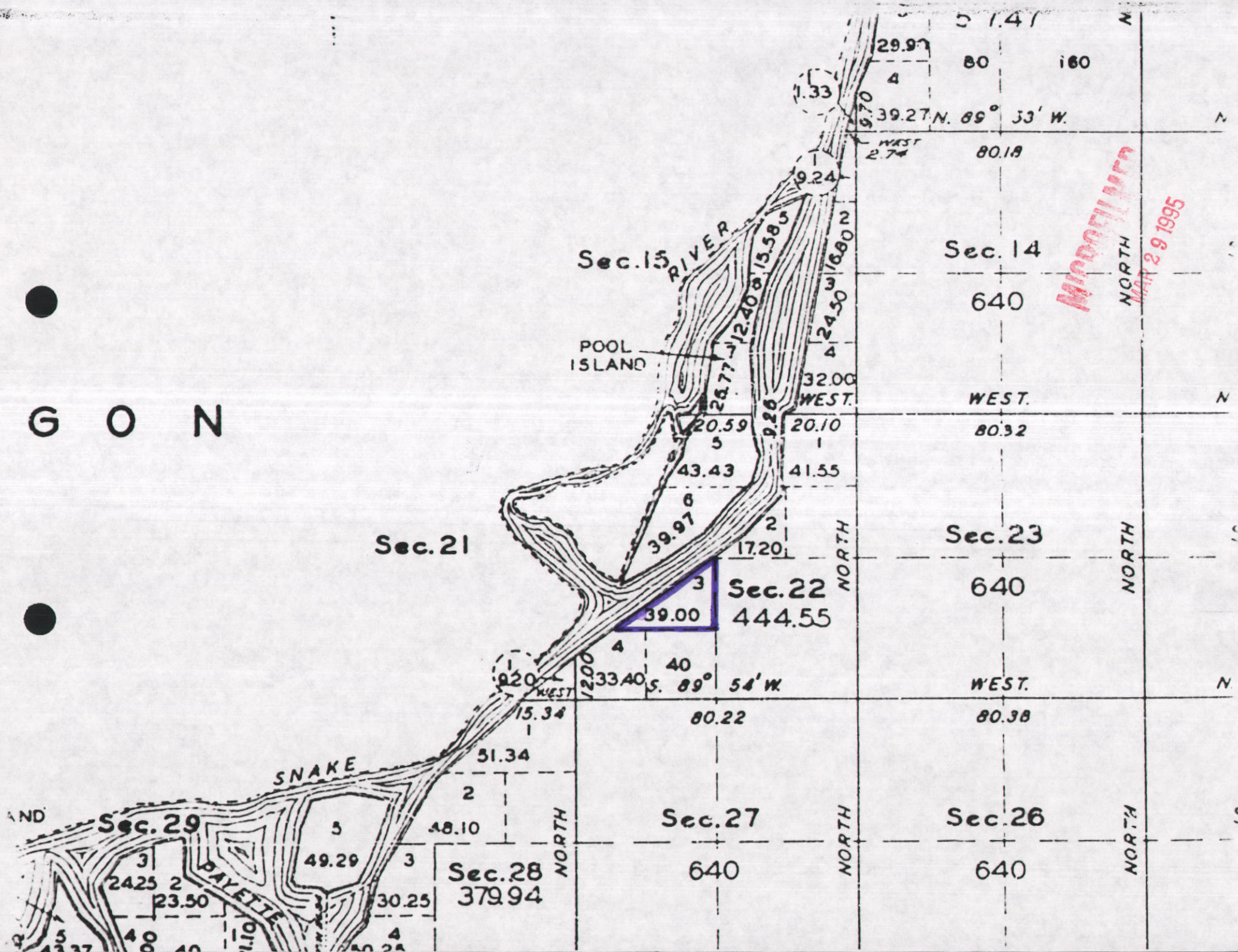




PHOTO ONE-

Well and pressure tanks in storage building north of home.



Home and back lawn area.

PHOTO TWO-

MAR 29 1995

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Notice of Applications
TITLE OF PUBLICATION

SPONSOR OF PLAINTIFF

Dept. of Water Resources
PLAINTIFF OR LEGAL AGENT

I, Dorothy Mason, being

duly sworn, deposes and says:

That she is the principal clerk of

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

Such notice was published in the issue beginning with Dec. 30, 1991, and ending with the issue of Jan 8, 1992.

STATE OF IDAHO
COUNTY OF

On this 9th day of Jan, in the year of 1992, before me, a Notary Public, personally appeared Dorothy Mason, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Marilyn J. Rhoads
Notary Public for Idaho

Residing at Truitt

My commission expires: 11-28-92

Copy of Notice (First Copy)

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13356 ✓st

ATKINS, THOMAS G
ATKINS, MILDRED E
2850 N RIVER RD
PAYETTE, ID 83661

Source: GROUNDWATER
Diversions Pt: Lot 3 (NWSW) Sec. 22 T 09N R 05W in
PAYETTE County.

Use: IRRIGATION (.030 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.090 CFS)

Date Filed: 12/12/1991

In: PAYETTE County
T09N R05W S22 NWSW
1.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before JANUARY 20, 1992.

R. KEITH HIGGINSON, Director
No. 679 Dec. 30, Jan. 8

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 26

Number of Insertions two

26 Lines @ 90 ... \$ 23.40

26 Lines @ 72 ... \$ 18.72

TOTAL COST
WILL BE \$ 42.12

RECEIVED

JAN 10 1992

Department of Water Resources
Western Regional Office

MAILED
MAY 21 1992

No. 679

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-13356

Priority: December 12, 1991

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that THOMAS G ATKINS
MILDRED E ATKINS

2850 N RIVER RD
PAYETTE ID 83661

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 12, 1991; and has submitted Proof of Beneficial Use on February 8, 1993. An examination indicates that the works have a diversion capacity of 0.080 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWSW), Sec. 22, Township 09N, Range 05W
PAYETTE County

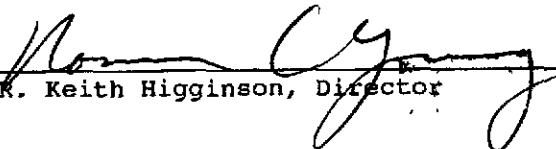
PLACE OF USE: DOMESTIC
TWN RGE SEC
09N 05W 22 Lot 3(NWSW)

CONDITIONS/REMARKS:

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

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24TH day of MARCH, 1993.

Acting for


R. Keith Higginson, Director

MAR 29 1993

RECEIVED

FEB 8 1993

Department of Water Resources

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 65-13356 Telephone No. (208) 642-4706
2. Name(s) of Permit Holder(s): Thomas G. + Mildred E. Atkins
3. Mailing Address: 2850 N. River Rd., Payette, Ida 83661
4. Source of Water: groundwater

If GROUNDWATER, Well Driller's Name: Dallas Drilling & Pump Co. Date Drilled: 5/21/90

OPTIONAL:

Pump horsepower: 1 1/2 Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic 1 (04) (No. of households) Stockwater (02) Sohead (No. and type of stock)
Irrigation (03) 1 acre (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .09 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes _____ No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes _____ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Thomas G. Atkins (208) 642-4706
Name Telephone No.
2850 N River Rd, Payette, Ida 83661
Address

10. The above information 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.

2/2/93
Date

Thomas H. Atkins
Signature (and title, if on behalf of a company or organization)

2/2/93
Date

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13356

Proposed Priority: December 12, 1991 Maximum Diversion Rate: 0.09 CFS
This is to certify, that **THOMAS G ATKINS**

MILDRED E ATKINS
2850 N RIVER RD
PAYETTE ID 83661

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
Totals		0.09 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWSW), Sec. 22, Township 09N, Range 05W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	05W	22	NWSW	1		1

Total number of acres irrigated: 1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, 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 April 1, 1993.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. Domestic use is for 1 home.
6. Stockwater use is for 50 range cattle.
7. Place of use located within Block 5, North Payette Subdivision.

RECEIVED

MAY 21 1992

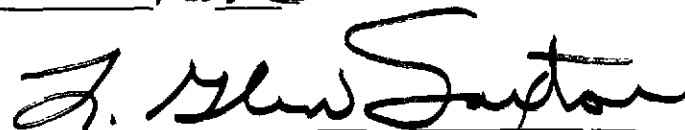
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13356

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

18th day of March, 1992


R. Keith Higginson, Director

for

MAY 21 1992

DEC 13 1991

Form 202
6/85 Department of Water Resources
Western Regional Office

Ident No 65-13356

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

- 1 Name of applicant THOMAS G. & MILDRED E. ATKINS Phone 208 642 4706
Post office address 2850 North River Road, PAYETTE, IDAHO 83661
- 2 Source of water supply GROUNDWATER which is a tributary of _____
- 3 Location of point of diversion is (property is located NW 1/4 of SW 1/4, Govt. Lot 3 LOT #4
on river, description is per assessors plat) BLOCK #5
Sec 22 Township 9 N Range 5 W B.M. PAYETTE County; additional
points of diversion if any. _____
- 4 Water will be used for the following purposes:
- Amount 0.04 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.03 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
- * Amount .02 for STOCK purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.07.09 DOMESTIC & YARD IRRIGATION USE
cubic feet per second and/or (b) _____ acre feet per annum
- 6 Proposed diverting works
- a Description of ditches, flumes, pumps, headgates, etc WELL, SUBMERSIBLE PUMP AND
BASIC IRRIGATION 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 6" inches, proposed depth of well is 120' feet
- d. Is ground water with a temperature of greater than 90°F being sought? NO
- 7 Time required for the completion of the works and application of the water to the proposed beneficial use is
1 YEAR years (minimum 1 year). SYSTEM IS IN USE AND READY FOR EXAMINATION.

* added per telecan with Mr. Atkins 12-20-91.

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 50 RANGE CATTLE BLM (3-16-92, conservation with applicant)
- c Municipal; show name of municipality. _____
- d Domestic, show number of households 1 HOUSEHOLD
- e. Other, describe fully AND YARD IRRIGATION

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	
9N	5W	22									D								less than 1 ac
											in the SW 1/4								Domestic & Irr
											1								
											5								

Total number of acres to be irrigated less than 1

10 Describe any other water rights used for the same purposes as described above. NONE

11 a Who owns the property at the point of diversion? THOMAS G. & MILDRED E. ATKINS

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

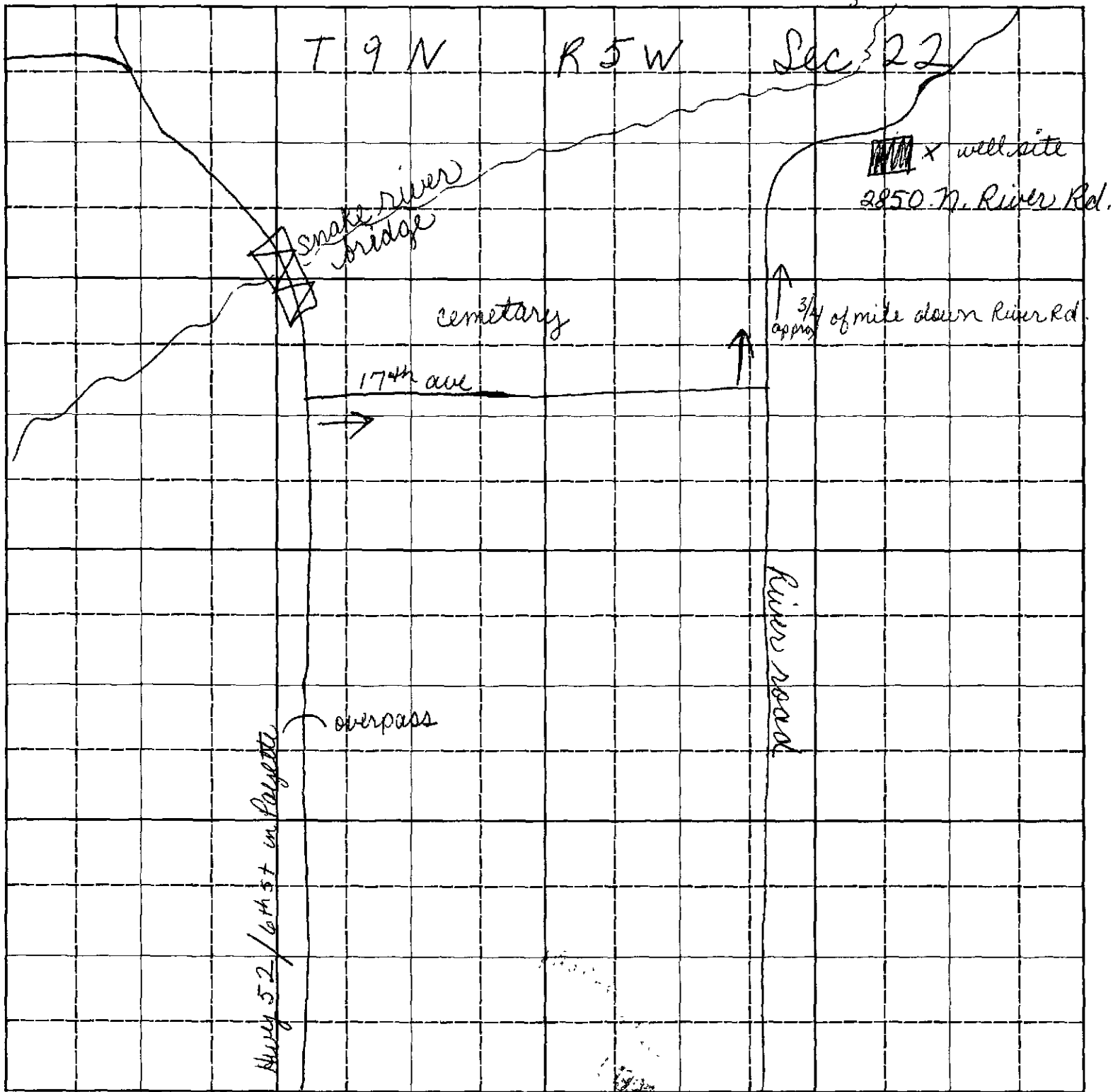
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

12. Remarks: Plu also known as ~~BLK 5~~ BIK 5 North Payette Sub.

MAY 21 1992

65-13356

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



Scale 2 inches equal 1 mile

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

11/29/91

x Thomas G. Atkins
THOMAS G. ATKINS, husband

MILDRED E. ATKINS, wife
(Applicant)

x Mildred E. Atkins

Received by MM Date 12-12-91 Time 11:39am Preliminary check by gyl
Fee \$ 30⁰⁰ Received by Jed # W013946 Date 12-12-91
Publication prepared by GG Date 12/23/91 Published in Independent Enterprise
Publication approved st Date 1-28-92 1/2 & 1/9/92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

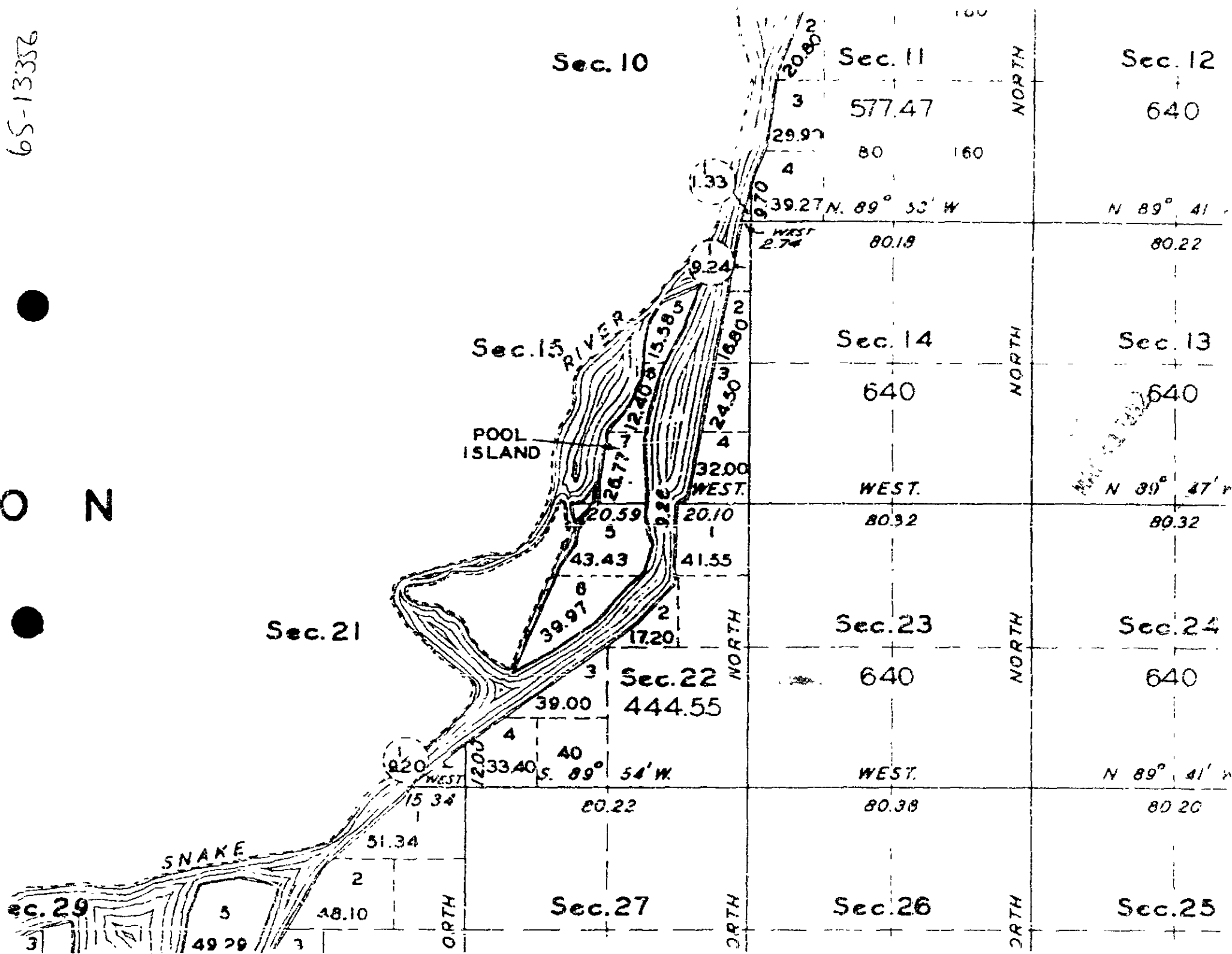
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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.

MAY 21 1992

ON



65-13356

9N 5W Sec 22

R5V

57'30"

55'





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

R. KEITH HIGGINSON
DIRECTOR

March 27, 1995

THOMAS G ATKINS
MILDRED E ATKINS
2850 N RIVER RD
PAYETTE ID 83661

RE: WATER RIGHT NO. 65-13356

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

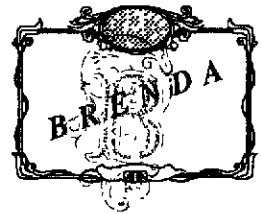
Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MAR 29 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 65-13356 DATE 3/23/95

NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? ☐
Incorrect fee for rate recommended? ☐

SOURCE Changes or just clarification of originally intended source? ☒
Notice of Intent to Void necessary? ☐

POINT OF DIV Amendment needed? ☒
Overlaps? ☒

PLACE OF USE Amendment needed? Add Gov Lot 3
Overlaps? NEIGHBORS

DIV RATE ☒ Permit/fee limits: .09 CFS
Meas Q = Theo Q = .08 Recommend: .04 CFS
IRRIGATION 1/2 acre = .02 CFS
DOMESTIC / INTERNAL = .02 CFS
Combined rates exceed capacity ☐

ANNUAL VOLUME Volume Limit: Season: D/4.5 (3-15 to 11-15)
Calculations: .5 x 4.5 = 2.3 Domestic Only 1.2 cfs
Dom = .16
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable ☐

USES Change in Nature of Use or additional uses? ☒
Amendment necessary? ☐

REMARKS Multiple p/d(s) in 1/4 1/4? ☒
Other WB5 Correct PLU description.

CONDITIONS Watermaster control - District ☒
Measuring/Locking Devices ☒
IRR2 Irrigation Overlap ☒
Other ☒
Water Quality Heat/Cool/Fish verified ☐

COMMENTS: No stock/delete use. Can now delete irrigation use with only 1/2 acre being irrigated.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
<u>Irrigation</u>	<u>.02</u>	<u>2.3</u>	Adjustment Memo Needed	<u>YES</u>
<u>Domestic</u>	<u>.02</u>	<u>.16</u>	LICENSE	☒
<u>TOTAL</u>	<u>.04</u>	<u>2.4</u>	AMENDMENT LETTER	
			SECOND AMENDMENT LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 20 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13356

1. Owner: Thomas G. & Mildred E. ATKINS Phone No. 642-4706

Current Address: 2850 N. RIVER ROAD, Fayette, ID 83661

2. Accompanied by: Thomas ATKINS EXAM DATE: 2/24/94

Address: SAME Phone No. _____

Relationship to Permit Holder: Applicant

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-7345, 65-4163, 03-7047

2. Other water rights with the same point of diversion: None - See Overlap sheet

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3		NW	SW	22	7N	5W	Fayette	AERIAL MAP

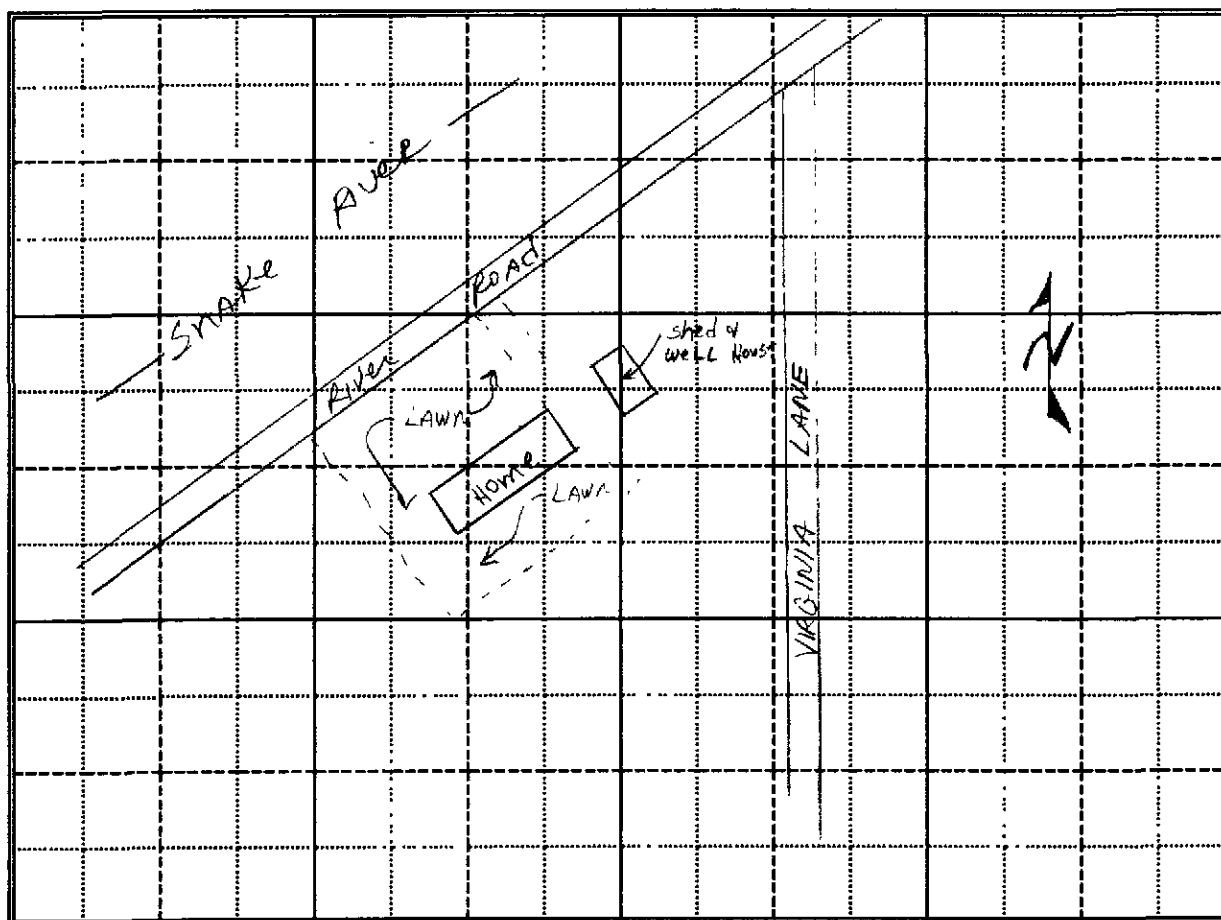
2. Place(s) of Use:

Indicate Method of Determination Same as H/D

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	5W	22											LOT 3 0.5						0.5
													D						
											</								

MAR 29 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

N/A Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	N/A	1 1/2	N/A	SEARS	1 1/2"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

N/A

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib Date

2. Measurements:

N/A - Pressurized System

MAR 29 1995

E. NARRATIVE/REMARKS/COMMENTS

OVERLAPS - P/U Same QD. different points of diversion

P/U Same QD. different places of use.

Well is used for one farm: And irrigation of $\frac{1}{2}$ acre of lawn. The permit indicates a requested stock allocation of 0.02 CFS for 50 head of cattle. No livestock exists, and no plans to stock in the future. The permit indicates irrigation of 1 acre, but only $\frac{1}{2}$ acre of lawn is presently being irrigated. The systems capacity is 0.08 CFS, which is adequate for domestic and irrigation.

Since no stock exists, and the systems capacity is greater than the 0.07 CFS requested for domestic and irrigation, recommend Licensing for 0.03 CFS for irrigation of 0.5 acres, and 0.04 CFS domestic. Stock application needs to be removed since no livestock exist.

$$\text{THEORETICAL: } Q = \frac{(8.8)(0.7)(1.5)}{30 + (2.31 \times 40)} - \frac{9.24}{122.4} = 0.08 \text{ CFS}$$

NOTE: TDH determined from OFFICE diagram
40 psi as per gauge.

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

9/1995

F. FLOW CALCULATIONS *THEORETICAL*

Additional Computation Sheets Attached

Measured Method:

(See THEORETICAL CAPACITY in NARRATIVE, SECTION E.)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.5 \times 4.5 = 2.3 \text{ AFA}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03 \times 246 \times 1.9835 = 14.6 \text{ AFA}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 2.3 \text{ AFA}$$

2. Volume Calculations for Other Uses:

STOCKWATER - No LIVESTOCK, therefore no volume.

Domestic (Internal) = 0.6 AFA

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* <u>IRRIGATION</u>	<u>3/15</u>	<u>11/15</u>	<u>0.03</u>	<u>2.3</u>
<u>DOMESTIC</u>	<u>1/1</u>	<u>12/31</u>	<u>0.04</u>	<u>0.6</u>
Totals:			<u>0.07</u>	<u>2.9</u>

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name Rick Klingman Date 3/10/94

Reviewer _____ Date _____

SEAL

* See attached adjustment explanation memo. B

MAR 29 1995

MEMORANDUM

TO: File 65-13356 / Thomas G. Atkins
FROM: Brenda Chapman
DATE: March 24, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Domestic	1-01 to 12-31	.04	1.2

Because there is only $\frac{1}{2}$ acre of irrigation with the single domestic, the irrigation use is no longer necessary.

3 1995

PERMIT 65-13356 INIT KC
T. R. S. Q/Q
P/D 7N 5W 22 NW5W Lot 3
SCALE
PHOTO ID. V-53 Page 110

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 65-90-W-018 OTHER APPLICABLE NO: _____
2. OWNER: Thomas Atkins Phone: 642-4706
Address: 2850 N. River Rd., Payette, ID 83661
3. WELL LOCATION: Twp 7N, Rge. 5W, Sec. 22, NW 1/4 SW 1/4 ^{Lot 3}
County Payette (Provide sketch map and photo on reverse.)
4. DRILLER: Dallas Drilling & Pump Lic. No. 445
When Drilled? 5/12/90
5. WELL CONSTRUCTION
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 80 ft. Method Drilled Rotary + Air
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving Good
Auger to a depth of 123 ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION
Depth to Static Water 20 ft. Water Temperature 58 °F
Flowing Artesian ☐ Yes ☒ No Pressure: 40 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☒ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

39 1995

REMARKS:

Hose in access port to be replaced with cap.

Rick Collingwood, Water Rights Examiner
Signature of Dept. Representative & Title

2/24/94
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTRECEIVED
USE TYPEWRITER OR
BALLPOINT PEN

JUN 19 1990

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.Department of Water Resources
Water Resources Division

1. WELL OWNER Name <u>Mr. Thomas Atkins</u> <u>10690 North River Rd.</u> Address <u>Payette, Idaho 83661</u> Owner's Permit No. <u>65-90-W-018</u>		7. WATER LEVEL Static water level <u>20</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>58</u> °F. Quality _____ Direct for installation or temperature same as below																																																													
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Indicate diameter increases Abandonment indicates the abandonment from column such as materials, plug depths, etc. in bottom, per log		8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Flowing G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>50</u></td><td><u>100</u></td><td><u>2</u></td></tr></tbody></table>		Flowing G.P.M.	Pumping Level	Hours Pumped	<u>50</u>	<u>100</u>	<u>2</u>																																																						
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3. PROPOSED USE ☒ Domestic (☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Date</th><th>Depth From</th><th>To</th><th>Material</th><th>Water Yield</th></tr></thead><tbody><tr><td>10/10</td><td>10</td><td>15</td><td>sand</td><td></td></tr><tr><td>10/10</td><td>15</td><td>25</td><td>cemented gravel</td><td></td></tr><tr><td>6/25</td><td>31</td><td>31</td><td>cemented gravel</td><td></td></tr><tr><td>6/31</td><td>42</td><td>42</td><td>sand & gravel</td><td>X</td></tr><tr><td>6/42</td><td>68</td><td>68</td><td>brown sand</td><td></td></tr><tr><td>6/68</td><td>73</td><td>73</td><td>black sand</td><td>X</td></tr><tr><td>6/73</td><td>79</td><td>79</td><td>blue silty clay hard</td><td></td></tr><tr><td>6/79</td><td>85</td><td>85</td><td>blue clay</td><td></td></tr><tr><td>6/85</td><td>86</td><td>86</td><td>blue sand</td><td></td></tr><tr><td>6/86</td><td>120</td><td>120</td><td>blue clay</td><td></td></tr><tr><td>6/120</td><td>123</td><td>123</td><td>blue sand</td><td>I</td></tr></tbody></table>		Bore Date	Depth From	To	Material	Water Yield	10/10	10	15	sand		10/10	15	25	cemented gravel		6/25	31	31	cemented gravel		6/31	42	42	sand & gravel	X	6/42	68	68	brown sand		6/68	73	73	black sand	X	6/73	79	79	blue silty clay hard		6/79	85	85	blue clay		6/85	86	86	blue sand		6/86	120	120	blue clay		6/120	123	123	blue sand	I
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6/86	120	120	blue clay																																																												
6/120	123	123	blue sand	I																																																											
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dig ☐ Other _____																																																															
5. WELL CONSTRUCTION Casing schedule ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>From</th><th>Diameter</th><th>Feet</th><th>To</th></tr></thead><tbody><tr><td><u>250</u> inches</td><td><u>6</u> inches</td><td><u>1</u> feet</td><td><u>80</u> feet</td></tr><tr><td>inches</td><td>inches</td><td>feet</td><td>feet</td></tr><tr><td>inches</td><td>inches</td><td>feet</td><td>feet</td></tr><tr><td>inches</td><td>inches</td><td>feet</td><td>feet</td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a marker or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>From</th><th>To</th></tr></thead><tbody><tr><td>perforations _____ feet</td><td>_____ feet</td></tr><tr><td>perforations _____ feet</td><td>_____ feet</td></tr><tr><td>no perforations _____ feet</td><td>_____ feet</td></tr></tbody></table> Well is now installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ feet to _____ feet Plug at head _____ feet Surface seal depth <u>25</u> inches used ☐ Seal ☐ Cement grout ☒ Grout under ☐ Puddling clay ☐ _____ Sealing procedure used ☐ Shurry pit ☐ Temp. surface casing ☒ Overbore to seal depth ☐ _____ Method of putting casing ☐ Threaded ☒ Welded ☐ Solvent welded ☐ Cemented between struts		From	Diameter	Feet	To	<u>250</u> inches	<u>6</u> inches	<u>1</u> feet	<u>80</u> feet	inches	inches	feet	feet	inches	inches	feet	feet	inches	inches	feet	feet	From	To	perforations _____ feet	_____ feet	perforations _____ feet	_____ feet	no perforations _____ feet	_____ feet																																		
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no perforations _____ feet	_____ feet																																																														
6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td>E</td></tr><tr><td>W</td><td></td><td>E</td></tr><tr><td>S</td><td></td><td>E</td></tr></table> Subdivision Name _____ on river assessor cannot breakdown more than sw Lot No. <u>4</u> Block No. <u>5</u> County <u>Payette</u> Sd. _____ Sec. <u>22</u> T. <u>9N</u> S. <u>R. 5W</u> E. <u>W.</u>		N		E	W		E	S		E	10. Work started <u>5-12-90</u> finished <u>5-12-90</u>																																																				
N		E																																																													
W		E																																																													
S		E																																																													
11. DRILLER'S CERTIFICATION I We certify that all minimum well construction standards were complied with at the time the rig was removed. Dallas Drilling & Pump Co. Firm No. <u>445</u> 505 So. 18th St. Payette, Idaho 83661 Date <u>5/21/90</u> Address _____ Signed by (Firm Official) <u>Johnny L. Goff</u> and _____ (Operator) <u>Johnny L. Goff</u>																																																															

Permit 65-13356

Photos taken 2/24/94

25 1 11

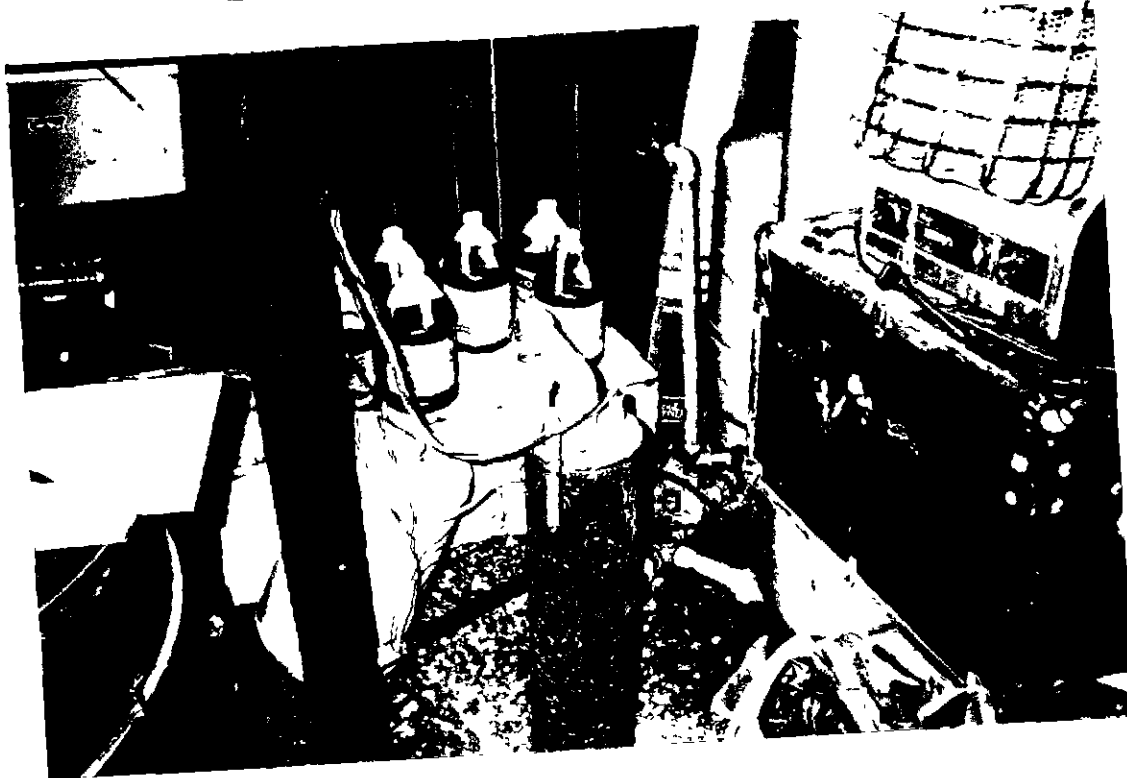


PHOTO ONE- Well and pressure tanks in storage building north of home.



Home and back lawn area

PHOTO TWO-

February 12, 1993

THOMAS G ATKINS
MILDRED E ATKINS
2850 N RIVER RD
PAYETTE ID 83661

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13356

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGU	SEC	TRACT	LOT	COUNTY
65-90-W-0018-000	O	THOMAS ATKINS 10690 N RIVER RD PAYETTE, ID 83661 (208) 642-4706	09N	05W	22	SW		PAYETTE

Subdivision Location and Description.

Subdivision Name: NONE SHOWN

Well Site Address: ON RIVER

City, State.

Lot(s): 004

Block(s): 005

Geographic Location:

Accuracy Code:

Lat: : N

Long: : : W

Proposed Use of Well: Domestic

Proposed Casing Diameter: In.

Proposed Depth:

Ft

Well Use Comments:

Driller License No: 0445

Firm Name: DALLAS DRILLING & PUMP CO INC

Official: JOHNNY L GOFF

Permit Status: Permit

Verbal Issue Date:

Date Received:

Date Approved:

Proposed Start Date:

Extension Date:

Extension Expiration:

Receipt No

Receipt Date

Fee

Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 65-90-W-0018-000

Water Right No. 65-13356

Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY & AIR

Number of Monitor Wells:

Casing Diameter: 6 In.

Depth of Casing: 80 Ft.

Total Depth: 123 Ft.

Screen Installed? No

Static Water Level: 20 Ft.

Temperature: 58 F.

Production Rate: 50.00 GPM

Actual Start Date: 05/12/1990

Well Finish Date: 05/12/1990

Log Received Date: 06/13/1990

Certification Date: 05/21/1990

Field Inspection Date:

Inspector:

Well Log Remarks:

Form 235-1
3/89

RECEIVED

APR 20 1990

Drilling Permit No. 65 90 W 018
Water Permit No. _____
Injection Permit No. _____

Department of Water Resources
Western Regional Office

verbally
Approved
by Donna
4/19/90
K.M.

APR 23 1990

State of Idaho
Department of Water Resources
DRILLING PERMIT

Department of Water Resources

1. Applicant Mr. Atkins
2. Address 2850 North River Rd. Payette, Ida
Telephone 208-642-4706
- () Well Owner () Well Operator () Other, specify _____
3. Proposed well location SW 1/4 1/4, or Gov't lot No. 4,
Sec. 22, Twp. 9N, Rge. 5W, County Payette,
Lot, block and subdivision Block 5 Lot 4
4. Proposed use of well: (Check all that apply)
☒ Domestic () Stockwater () Monitoring
No. of households _____ No. of livestock _____
☒ Irrigation () Industrial () Municipal
() Injection () Other, Specify _____
5. Well construction information:
☒ New well () Deepen () Replace
Proposed surface diameter 6 Maximum depth 100 ?
Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date 4-20-90
7. Well Driller (if known) John Loff of Dallas Drilling
Address 505 South 18th Payette, Ida 83661
8. Applicant's signature Tom Atkins
Title owner
Date 4-17-90

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

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

SPECIFIC CONDITIONS

Dated this 20th day of April, 1990.

Signed

Robert B. Withers

Title

Sr Agent, For Regional Mgr

Receipt No. W012216 Received by AN Fee \$10.00 Date 4-20-90

EXTENSION OF DRILLING PERMIT

Approval Date _____ Extension approved by _____

This extension is good for 60 days beyond the above extension approval date.

FEB 18 1991

January 31, 1993

THOMAS G ATKINS
MILDRED E ATKINS
2850 N RIVER RD
PAYETTE ID 83661

PROOF DUE NOTICE

RE: PERMIT NO. 65-13356

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 April 1, 1993. (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.

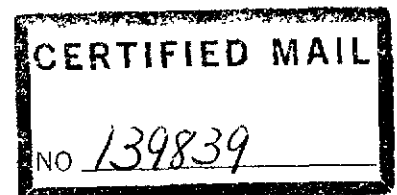
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



8 1993



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 20, 1992

THOMAS G ATKINS
MILDRED E ATKINS
2850 N RIVER RD
PAYETTE ID 83661

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-13356

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosures

RECEIVED
MAY 21 1992

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss

Copy of Notice
(First Copy)

Notice of Application
TITLE OF PUBLICATION

SPONSOR OF PLAINTIFF

Dept. of Water Resources
PLAINTIFF OR LEGAL AGENT

T. Keith Higginson, being
duly sworn, deposes and says:

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

Such notice was published in the issue beginning with
Dec. 30, 1991, and ending with the issue
of Jan. 7, 1992
STATE OF IDAHO
COUNTY OF

On this 9th day of Jan. in the year of 1992, before me,
a Notary Public, personally appeared Keith Higginson
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first duly
sworn, declared that the statements therein are true, and
acknowledged to me that he executed the same.

Maureen J. Higginson
Notary Public for Idaho

Residing at Payette

My commission expires: 11-26-92

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13356 st

ATKINS, THOMAS G
ATKINS, MILDRED E
2850 N RIVER RD
PAYETTE, ID 83661

Source: GROUNDWATER
Diverslon Pt: Lot 3 (NWSW) Sec. 22 T 09N R 05W in
PAYETTE County.

Use: IRRIGATION (.030 CFS)
STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diverslon: (.090 CFS)

Date Filed: 12/12/1991
In: PAYETTE County
T09N R05W S22 NWSW
1.0 ACRES TOTAL

The permit(s) will be subject to all prior water
rights. Protests must be filed with the Director,
Dept. of Water Resources, Western Region, 2735
Airport Way, Boise, Idaho 83705 on or before JANU-
ARY 20, 1992.

R. KEITH HIGGINSON, Director
No. 679 Dec. 30, Jan. 8

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 26

Number of Insertions two

26 Lines @ 90 ... \$ 23.40

26 Lines @ 72 ... \$ 18.72

TOTAL COST
WILL BE \$ 42.12

No 679

!p

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

DECEMBER 23, 1991

Independent Enterprise
P.O. Box 520
Payette, ID 83661

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 20, 1992.

Yours truly,

GAIL GARRETT
Secretary

Encl.

RECEIVED
MAY 21 1992

65-13356

ATKINS, THOMAS G
ATKINS, MILDRED E
2850 N RIVER RD
PAYETTE, ID 83661

Source: GROUNDWATER

Diversion Pt: LOT 3 (NWSW) Sec 22 T 09N R 05W in PAYETTE County.

Use: IRRIGATION	(.030 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.090 CFS)

Date Filed: 12/12/1991

In: PAYETTE County
T09N R05W S22 NWSW

1.0 ACRES TOTAL

MAY 21 1992