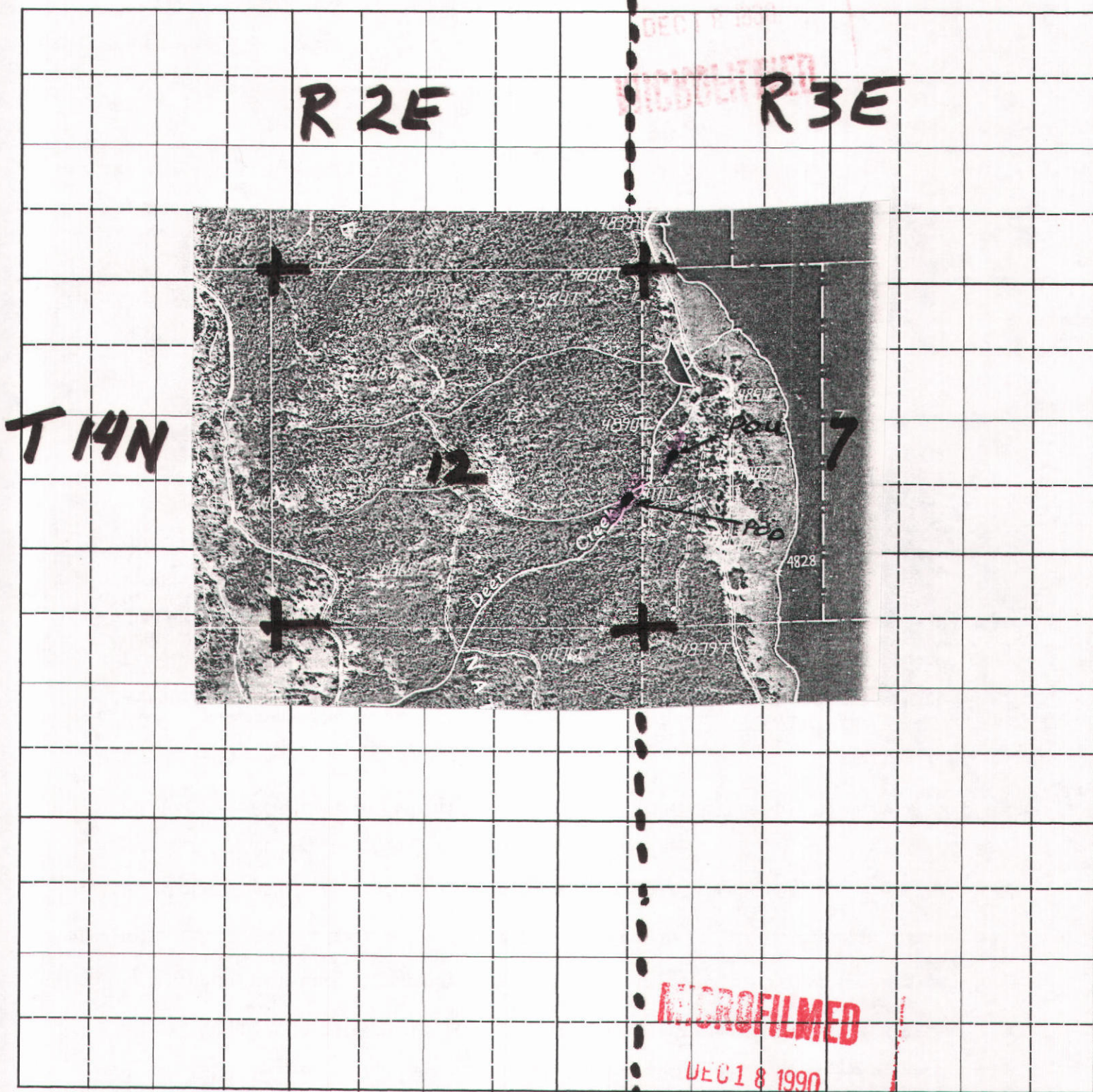


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

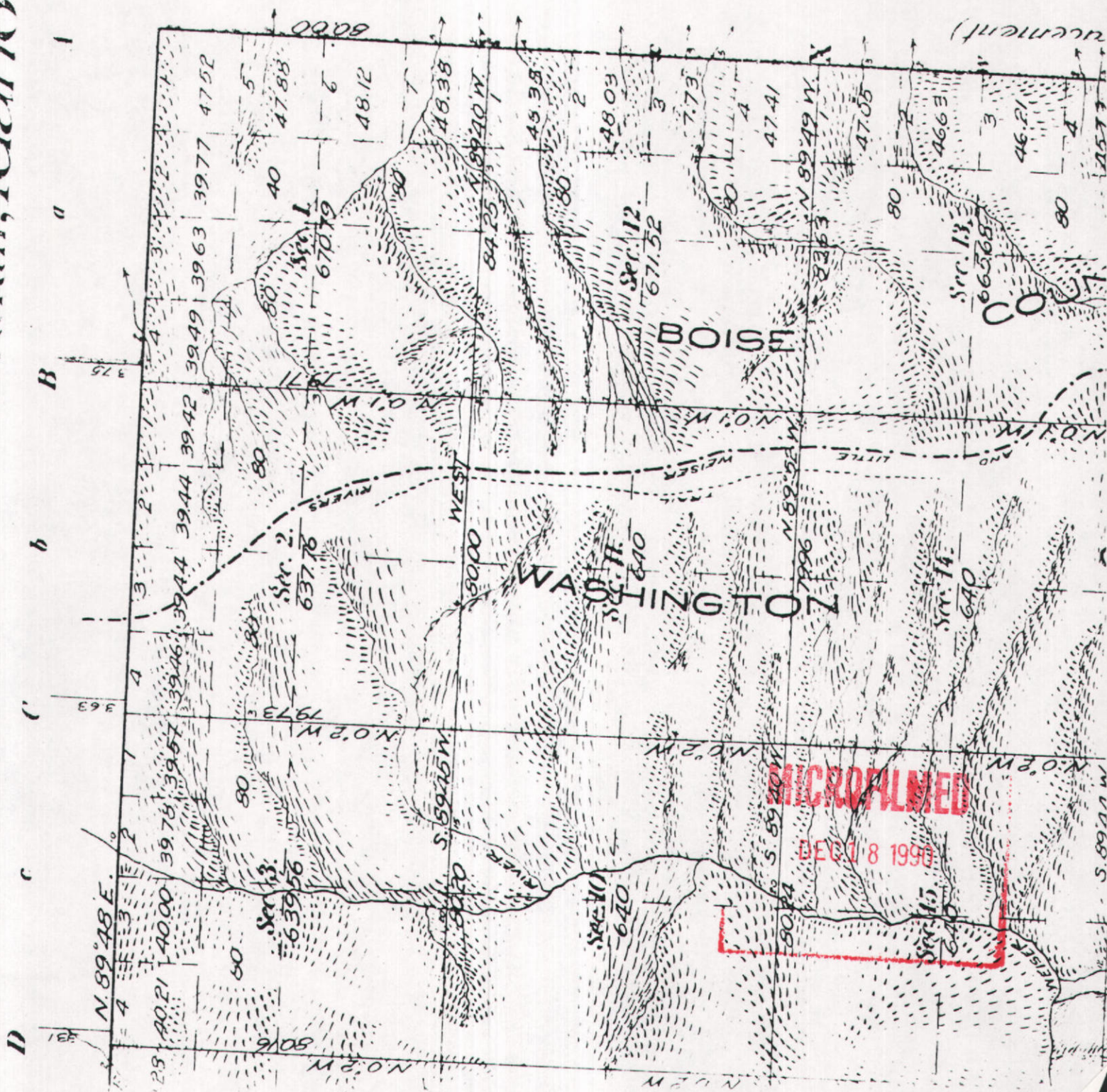
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

[Signature]
(Applicant)

WASHINGTON, D.C.

Meanders of

Posts Courses (Chalks) Pos.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 09 1993
Department of Water Resources

A. GENERAL INFORMATION

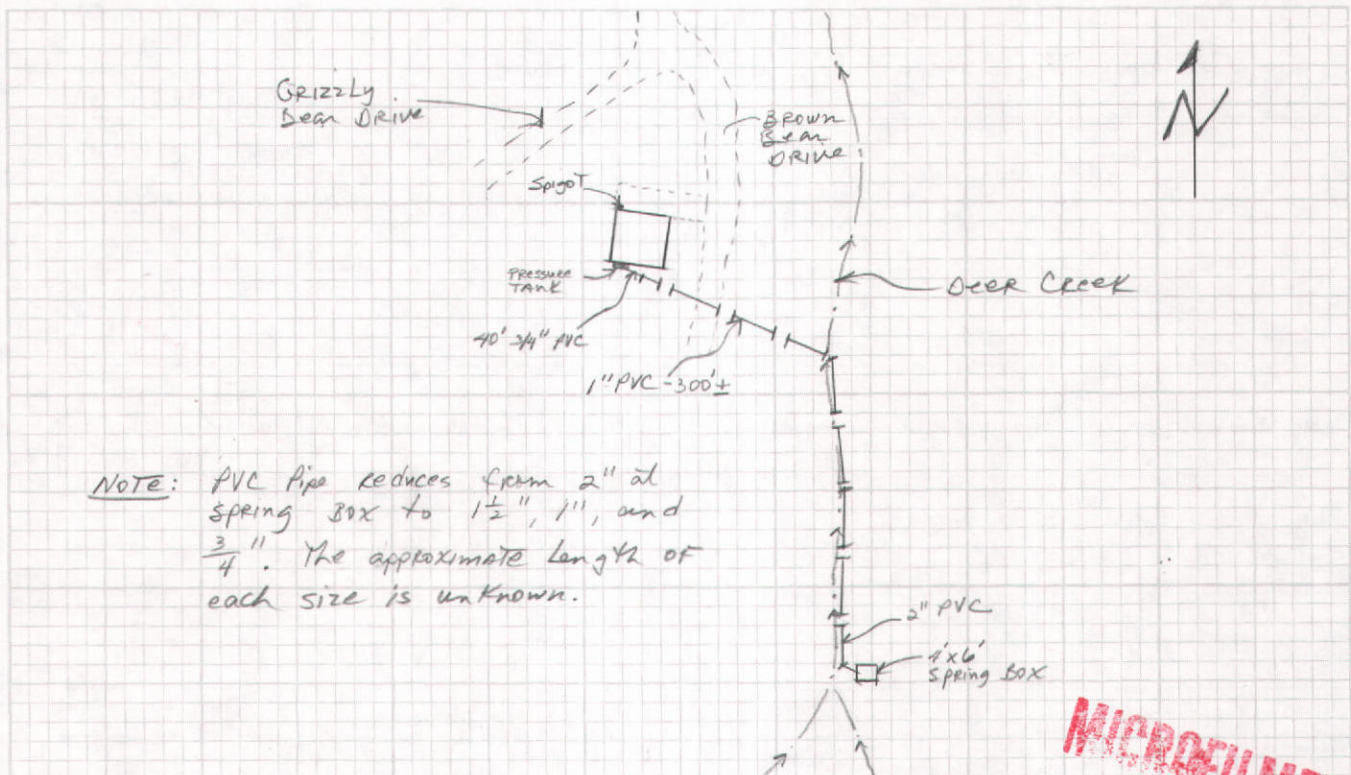
1. Owner: Philip C. Paynter Permit No. 65-13278
Current Address: 2909 Lincoln Road, Caldwell, ID 83605 Phone No. 459-8626
2. Accompanied by: Larry Sweat EXAM. DATE: 6/1/93
Address: _____ Phone No. 344-2540
Relationship to Permit Holder: Friend
3. Source: Spring tributary to Deer Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: Several - See Attached Overlap Sheets
☐ Copies Attached
2. Other water rights with same point of diversion: Several - See Attached overlap sheets
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

MICROFILMED
AUG 30 1993

PERMIT 65-13278 INIT PC
T. R. S. Q/Q
P/D 14N 2E 12 NESE (LOT 3)
SCALE _____
PHOTO ID. T-59 Co 4 Spring Ridge

AUG 30 1993



PHOTO ONE-

Spring Box (4' x 6'), located next To Deer Creek.



RECORDED
AUG 30 1993

PHOTO TWO-

View From behind Spring box. Pipe follows
and Lies in Deer Creek to point near Cabins.



PHOTO THREE-

service connection point southeast of
Paynter cabin.



PHOTO FOUR-

View southwest of Paynter cabin and property.

RECEIVED
AUG 30 1993



PHOTO FIVE-

South side of cabin showing pressure Tank
and the 3/4" Service Line from a point
near Deer Creek.

>

PHOTO SIX-

MICROFILMED

AUG 30 1993

Affidavit of publication

STATE OF IDAHO

COUNTY OF VALLEY

I, Fred K. O'Brien, being duly sworn deposes and says, I am the Publisher of *The Advocate*, a weekly newspaper published at Cascade, in Valley County, Idaho; and having a general circulation therein and of legal status in said county.

The App. for Water Rights - Paynter 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 every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began:

9-20, 19 90

and ended 9-27, 19 90

Fred K. O'Brien
Subscribed and sworn before me, this the

 day of , 19

On this 9th day of October, 1990

I, a Notary Public in and for the State of Idaho, state that said person, Fred O'Brien, did in fact present me with this document and I did witness his signature on the document.

Rayola Jarvis
Rayola Jarvis, Notary Public residing at Cascade, Idaho
Comm. Expires: 6/6/93

RECEIVED

OCT 11 1990

Department of Water Resources
Western Regional Office

PUBLIC NOTICES

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13278
PAYNTER, PHILIP C.
2909 LINCOLN RD.
CALDWELL, ID 83605

Source: SPRING
Tributary: Deer Creek
Diversion Pt: LOT 3 (NENESE) Sec 12 T
14N R 02E.

SENESE Sec 12 T 14 N

R 02E
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 6/15/1990
In: T14N R03E S07 Lot 3 (NWSW)

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 OCTOBER 9, 1990.

R. KEITH HIGGINSON, Director
Pub. 9/20 & 9/27/1990

RECORDED

DEC 18 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-13278

Priority: June 15, 1990

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that PHILIP C PAYNTER
2909 LINCOLN RD
CALDWELL ID 83605

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 15, 1990; and
has submitted Proof of Beneficial Use on September 18, 1991. An examination indicates
that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to **DEER CREEK**

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	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SENESSE), Sec. 12, Township 14N, Range 02E
VALLEY County

PLACE OF USE: DOMESTIC
TWN RGE SEC

14N 03E 7 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. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. Domestic use is for 1 home.

RECEIVED

AUG 30 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-13278

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 9TH
day of AUGUST, 1993.

Acting for R. Keith Higginson, Director

AUG 30 1993

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-13278

RECEIVED

AUG 03 1993

Department of Water Resources

Date of Priority: June 15, 1990

Maximum Diversion Rate: 0.02 CFS

Maximum Diversion Volume: 0.6 AF

Comes now

PHILIP C PAYNTER

2909 LINCOLN RD
CALDWELL ID 83605

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 65-13278, and requests that the permit be changed as follows:

Source: **SPRING**

tributary to **DEER CREEK**

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

DOMESTIC

01/01 to 12/31

0.02 CFS

0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (SENESE), Sec. 12, Township 14N, Range 02E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

14N 03E 7 Lot 3 (NWSW)

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Caldwell, Idaho, this 2nd day of August, 1993.

Philip C Paynter
(Signature)

AUG 30 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-13278

FOR DEPARTMENT USE ONLY

Preliminary check by BC Fee - 20.00 Received by JW # CO28228 Date 8-3-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-13278 with the following;

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. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. Domestic use is for 1 home.

Witness my hand this 9TH day of August, 19 93.

Acting for R. Keith Higginson, Director

RECEIVED
SEP 18 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department 0: _____

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 65-13278 Telephone No. 459-8626
2. Name(s) of Permit Holder(s): Philip C. & Victorina S. Paynter
3. Post Office Address: 2909 Lincoln Rd. Caldwell, ID 83605
4. Source of Water: Spring
- a. If ground water, well driller's name: _____ Date drilled: _____
- b. Pump horsepower: N/A Pressure (psi): N/A Dynamic pumping level (ft.): N/A
5. Extent of Use:
- | | |
|---|--------------------------------------|
| Domestic <u>1</u> (No. of households) | Irrigation <u>N/A</u> (No. of acres) |
| Stockwater <u>N/A</u> (No. and type of stock) | Other _____ |

6. Total rate and/or volume for which proof is submitted 0 - .04 cfs _____ 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: \$ _____ (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Phil Paynter 459-8626(h) 467-3989 (work)
Name Telephone No.
2909 Lincoln Rd Caldwell, ID
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.

NOV 20 1991

9.12.91
Date

Philip C. Paynter
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-13278

Proposed Priority: June 15, 1990 Maximum Diversion Rate: 0.04 CFS

This is to certify, that PHILIP C. PAYNTER
2909 LINCOLN RD.
CALDWELL, ID 83605

has applied for a permit to appropriate water from:

SPRING

tributary of DEER CREEK

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: LOT 3(NENESE), Sec. 12, Township 14N, Range 02E
SENESE Sec. 12, Township 14N, Range 02E
VALLEY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

14N 03E 7 LOT 3(NWSW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1991.
2. Subject to all prior water rights.
3. Use of water under this permit is subject to control by the watermaster of State Water District No. 65.
4. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
5. Domestic use is for 1 home.

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

5th day of December, 1990

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

DEC 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Philip C. Taynter Phone (208) 459-8626

Post office address 2909 Lincoln Road Caldwell, ID 83405

2 Source of water supply Spring which is a tributary of DEER CREEK

3 Location of point of diversion is NE ¼ of NE ¼ of SE ¼, Govt. Lot 3

Sec 12 Township 14N Range 2E B M VALLEY County; additional
points of diversion if any SE NE SE

4 Water will be used for the following purposes

Amount .04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5 Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc Spring Box, Pipeline, Pressure
TANK

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet, total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage
_____ to _____ inclusive

c. Proposed well diameter is _____ inches, proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

MICROFILMED

DEC 18 1990

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. ONE Household
- 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	
14N	3E	7										2.3 D							

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above 65-08902

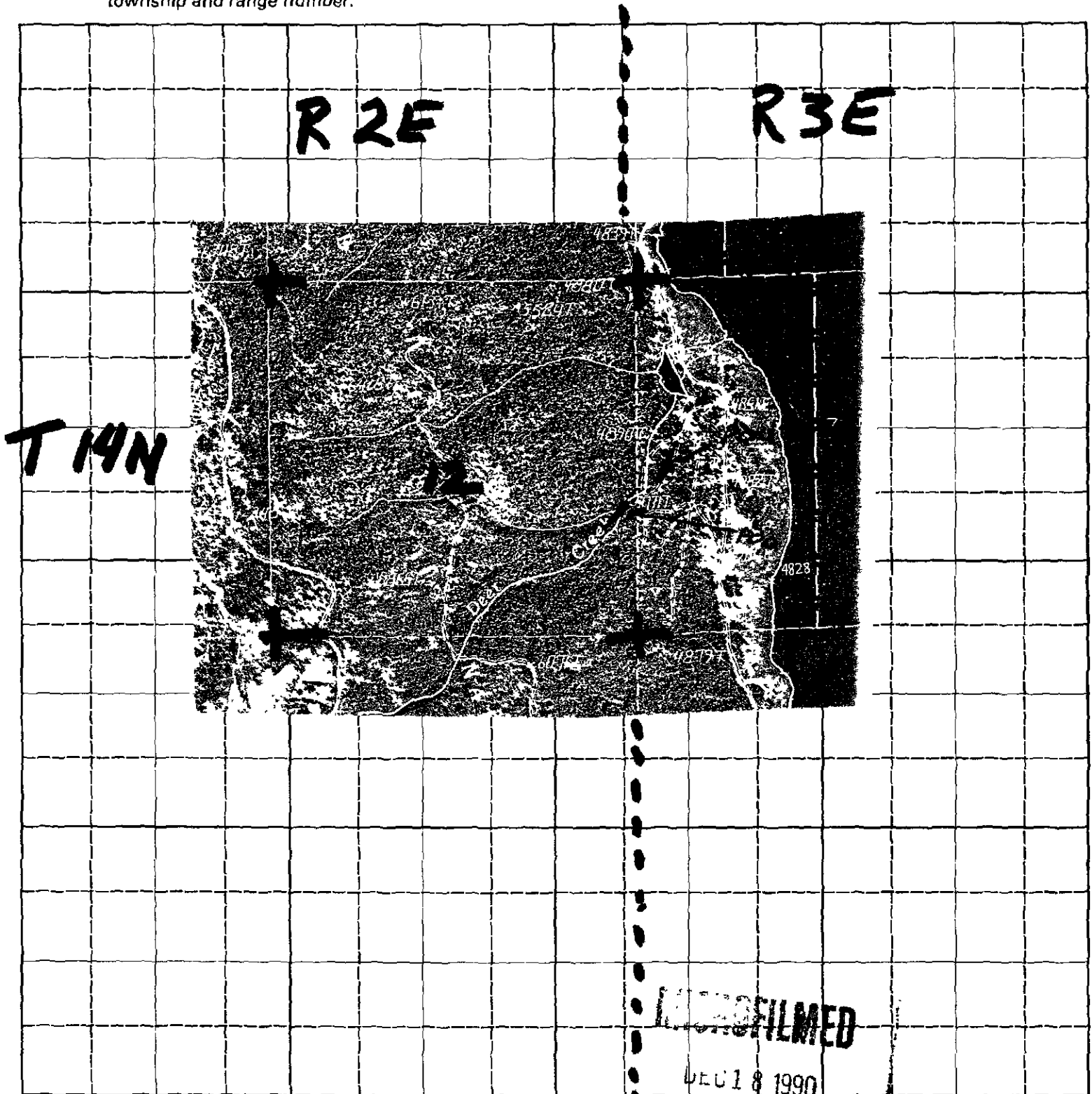
11. a Who owns the property at the point of diversion? JEANNE K. GIVENS
- b. Who owns the land to be irrigated or place of use? Applicant
- c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing SEE ATTACHED STATEMENT FROM MRS. GIVENS

12 Remarks _____

UNRECORDED

DEC 18 1960

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.

[Signature]
(Applicant)

Received by SG Date 6-15-90 Time 8:56 Preliminary check by RW
Fee \$ 30.00 Received by SG # W 012467 Date 6-15-90
Publication prepared by GG Date 9-12-90 Published in The Advocate
Publication approved st Date 10-11-90
9/19 & 9/26/90

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:

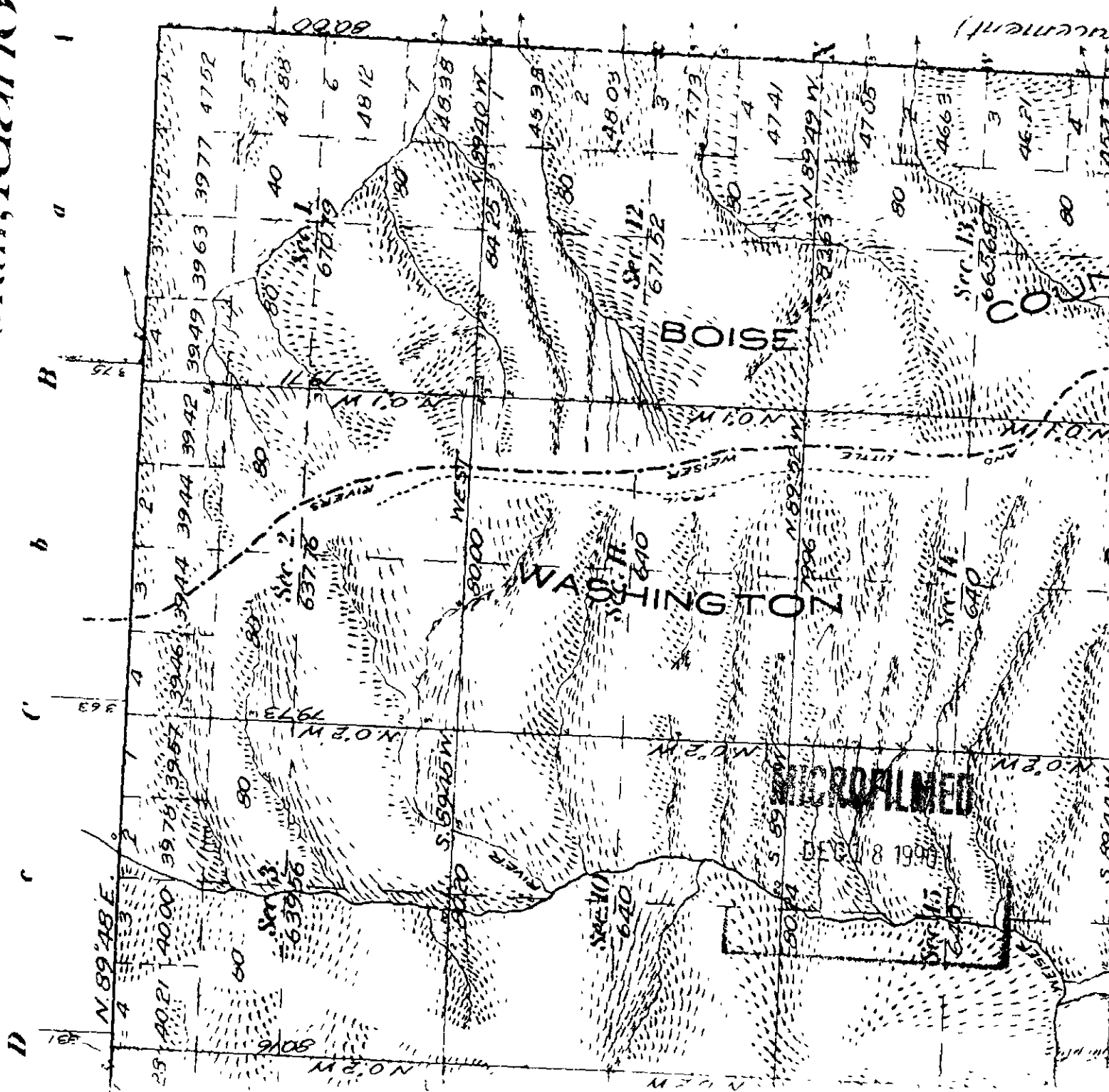
MICROFILMED

DEC 18 1990

WASHINGTON, BOISE, CO.

Boundaries of

Ports Courses (N 1/4 P. 1)





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

August 9, 1993

PHILIP C PAYNTER
2909 LINCOLN RD
CALDWELL ID 83605

RE: WATER RIGHT NO. 65-13278

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure



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

July 28, 1993

PHILIP C PAYNTER
2909 LINCOLN RD
CALDWELL ID 83605

RE: WATER RIGHT NO. 65-13278

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact me within the 15-day period.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', is written over a horizontal line. Below the signature, the name 'JIM JOHNSON' and title 'Water Rights Supervisor' are printed.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

AUG 30 1993

WR0749NP
No. L65-13278

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 07/27/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PHILIP C PAYNTER 2909 LINCOLN RD CALDWELL ID 83605 (208) 459-8626	06/15/1990	DOMESTIC	01-01 12-31	0.02 CFS	0.6 AFA
TOTAL DIVERSION:					0.02 CFS	0.6 AFA

Water Source: SPRING

Tributary to: DEER CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T14N R02E S12 Lot 03(SE NE SE)

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
14N	03E	7	:					:					:					:					:

Pou County: VALLEY

Other Water Rights Listing Overlapping Place(s) of use:
65-02836C 65-12187

Conditions of Approval:

- R04 - Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.

Remarks: Domestic use is for 1 home.

Dates:	App. Received:	06/15/1990	Priority Date:	06/15/1990
	Proof Due Date:	11/01/1991	Proof Made Date:	09/18/1991
	Exam Made Date:	06/01/1993	Exam Sent to S.O.:	07/08/1993
	Licensed Date:			

Misc: Water District Number: 65 Field Exam Fee: N (Not Required)

Audit: 07/27/93 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 65-13278 Date 7-27-93 Brenda Chapman

NAME Yes No ☒ Or Address Change?

PRIORITY DATE ☒ Advance? ☒ Memo to Advance ☐
☒ Order to Reinstate Needed?

SOURCE ☒ Changes? Clarification of **Originally Intended** source
☒ Notice of Intent to Void - Source change.

P/D ☒ Amendment Needed? Delete NENESE
☒ Is Overlap Analysis a Consideration?

P/U ☒ Amendment Needed?
☒ Is Overlap Analysis a Consideration?

TOTAL CFS -NA- Incorrect Fee for rate recommended? 119 pm or
☒ Disagree/Measurement 5 GAL IN 27 SEC = .02 CFS
-NA- Pumping Theoretical $(8.8) \times (.70) \times ()$
 $(+ [2.31 \times])$
☒ System Capacity .02
Allowable Amount: Capacity @ .02 CFS

TOTAL VOLUME Rate/ac AFA Irr. Season
Standard Irr. Season
Season Recommended

☒ Disagree with Examiner's Calculations?
1 Domestic - internal at .6
☒ Flow limit: .02 x 365 x 1.9835 = 14.7

USES ☒ Change(s) in Nature of Use?
☒ Amendment Needed?

REMARKS ☒ Multiple P/Ds in 1/4 1/4?
☒ Non-Irr. Uses Domestic
☒ Special Overlap Condition
☒ Other

CONDITIONS ☒ Measuring Devices Dates/Misc
R04 ☒ W/Master Control 65 Water Dist
☒ Irrigation Overlap 6-15-90 App Rec'd
☒ Water Quality 6-1-93 Exam Made

COMMENTS: CAPACITY WAS .02 CFS, NOT .03 CFS WITH THE
5 gallon bucket measurement. REDUCE RATE & AMEND P/D

RECOMMENDED	CFS	VOL
Irrigation		
Domestic	<u>.02</u>	<u>.6</u>
Stockwater		

LICENSE
AMEND ☒

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 09 1993
Department of Water Resources

A. GENERAL INFORMATION

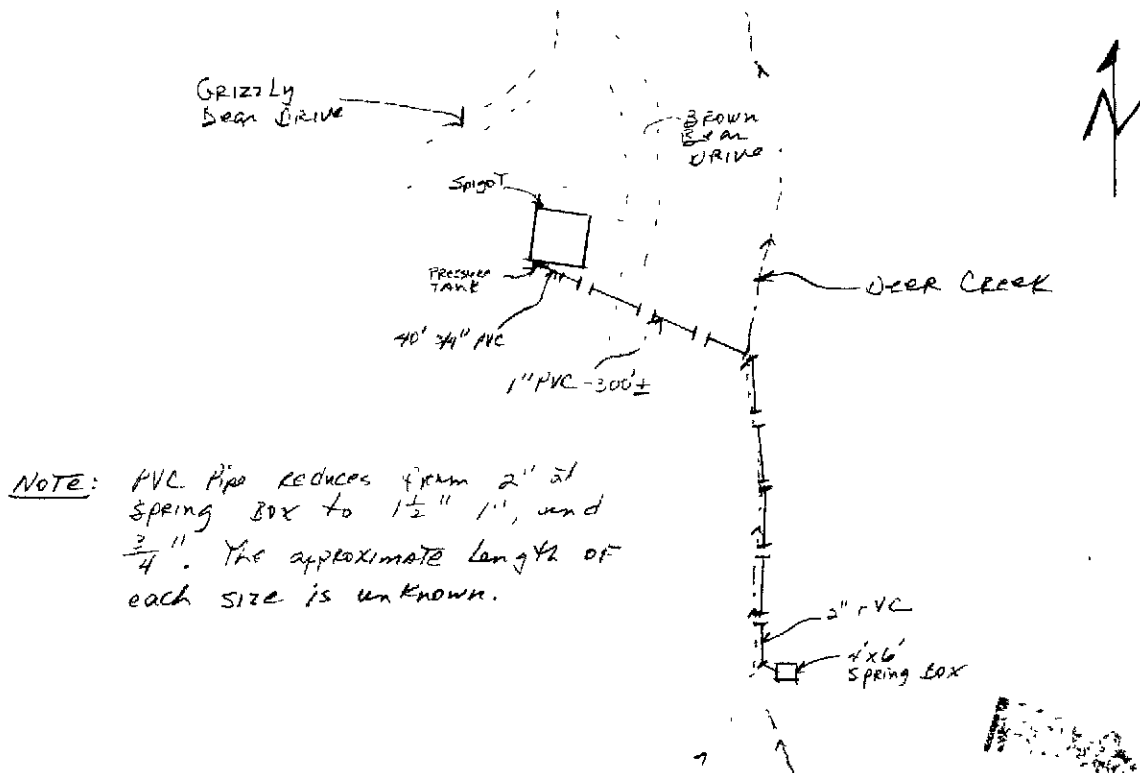
Permit No. 65-13278
1 Owner Philip C. Paynter Phone No 757-8626
Current Address: 2309 LINCOLN ROAD, CALDWELL, ID 83605
2 Accompanied by: LARRY SWEAT EXAM. DATE: 6/1/93
Address _____ Phone No 344-2540
Relationship to Permit Holder: FRIEND
3 Source Spring tributary to DEER CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: SEVERAL - SEE ATTACHED OVERLAP SHEETS
☐ Copies Attached
2. Other water rights with same point of diversion: SEVERAL - SEE ATTACHED OVERLAP SHEETS
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

- 1 **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe id as applicable ☐ Alternative diagram attached



NOTE: PVC Pipe reduces from 2" at spring box to 1 1/2" 1", and 3/4". The approximate length of each size is unknown.

Scale: 1" = NTS

- 2 ☒ Copy of U.S.G S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

RECEIVED
AUG 30 1993

System Description (continued)

3 **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc)

Water supplied to (4) cabins, Painter, Givens, Hunter, Graham, from 2" PVC Tapped into ~~spring~~ 4'x6' spring box on south side of Deer Creek. Approximately 900 FT of 2", 1 1/2", and 3/4" pipe. The actual lengths of 2" and 1 1/2" is unknown due to thick brush and high flow of Deer Creek. Approx 350 Feet of 3/4" PVC from service junction to Painter cabin. Only use is domestic (internal.)

☐ See Remarks on page 4 for continuation

4

N/A

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3	SE	NE	SE	12	14N	2E	Valley	Aerial Map

6 **Place(s) of Use:**

Indicate Method of Determination Same as P/D

Twp.	Rge.	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	
14N	2E	12									D								
	03E	7									LOT 3								

AUG 30 1993

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket						

2. Measurements:

5 gallon bucket at spigot on north side of cabin
 $Q = 5 \text{ gal} / 27 \text{ sec} = 12.5 \text{ gpm} \approx 0.03 \text{ CFS}$
 448.8 gpm

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

5 gallon bucket - 12.5 gpm - 0.03 CFS

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1), Dynamic pumping level _____ ft (2)

Total Head: (1) + (2) = _____ (3)

Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses.

$V(\text{INTERNAL}) = 0.6 \text{ AFA}$

AUG 30 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

overlaps— P/D ^{same QG, but different sources} Only 4, water right with same P/D
P/U Same QG but different sources.

Three other cabins use spring, but have not filed for a water right. The department may need to notify the Givens, Hunter, and Graham individuals to have them apply for a water right, or have their properties included on this right. Since the measured flow was slightly less than 0.03 cfs at spigot, recommend Licensing for 0.03 cfs, instead of 0.04 cfs as requested on the permit. ALSO, P/D of ^{NE} NESE does not exist, and needs to be removed prior to Licensing.

I. RECOMMENDATIONS

1 Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	0.03 / .02	0.6
Totals:			0.03 / .02	0.6

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

J. AUTHENTICATION

Field Examiner's Name Rick Collingwood
 Signature Rick Collingwood
 Certification Date _____
 Field Report Preparation Date 4/8/93

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Paynter 1227 Brown Bear Drive

Spring Serves (four) cabins

Paynter, Givens, Hunter, Graham

1 $\frac{1}{2}$ " PVC From Spring Box

$\frac{3}{4}$ " PVC TO (4) Cabins

Flow - OUTSIDE Spigot 5 gal / 27 sec

Spring Box - 4' x 6'

Under floor with aluminum corrugated
Roofing Laying over Top of Box

$\frac{3}{4}$ " (APPX 350')
Line From junction in stream to 1" PVC
(APPX. 40') near cabin

(-STEEL)

Galvanized Pressure Tank ^{next to} south side Foundation
Wall. 2' dia x 6' long

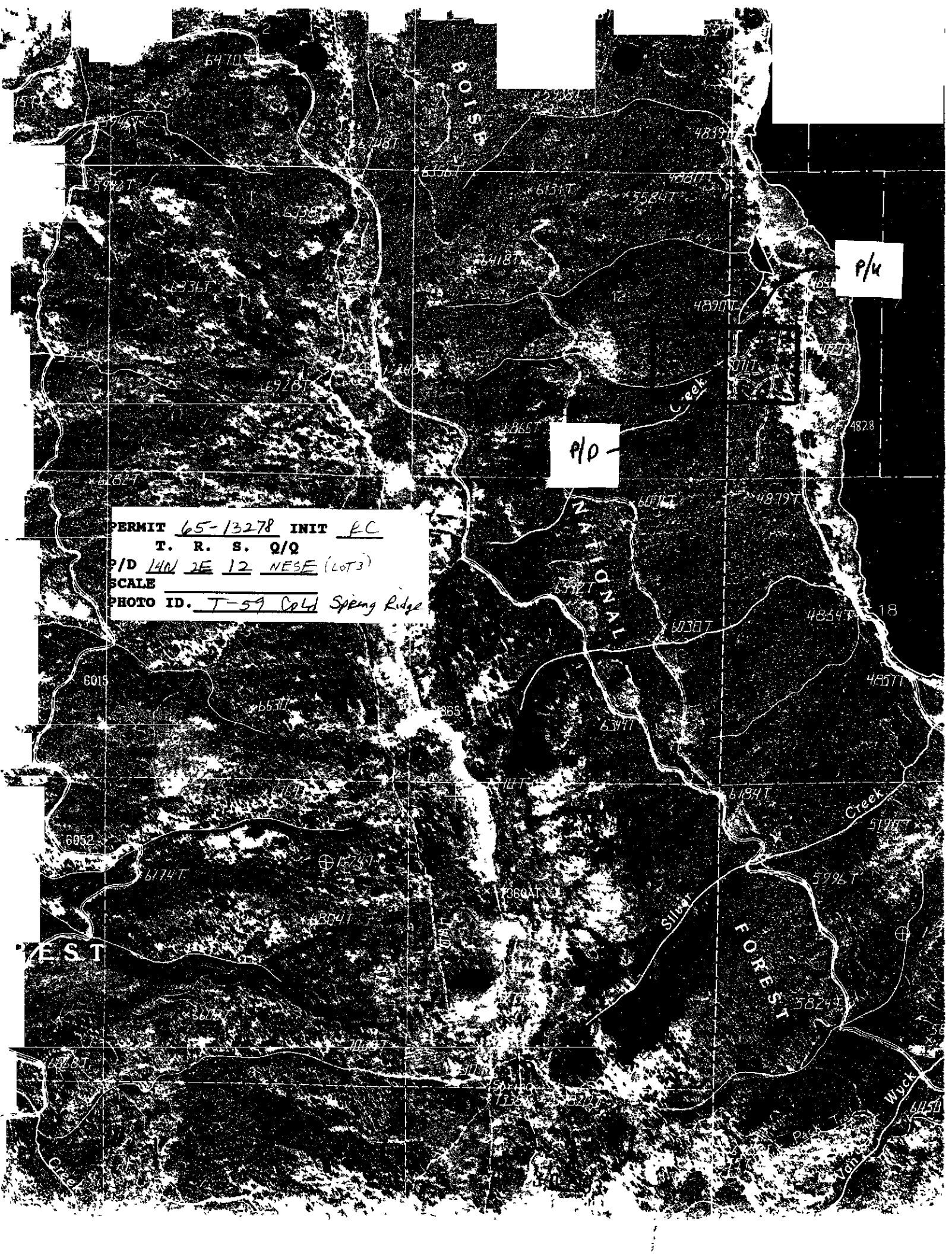
$\frac{3}{4}$ " Copper pipe into cabin

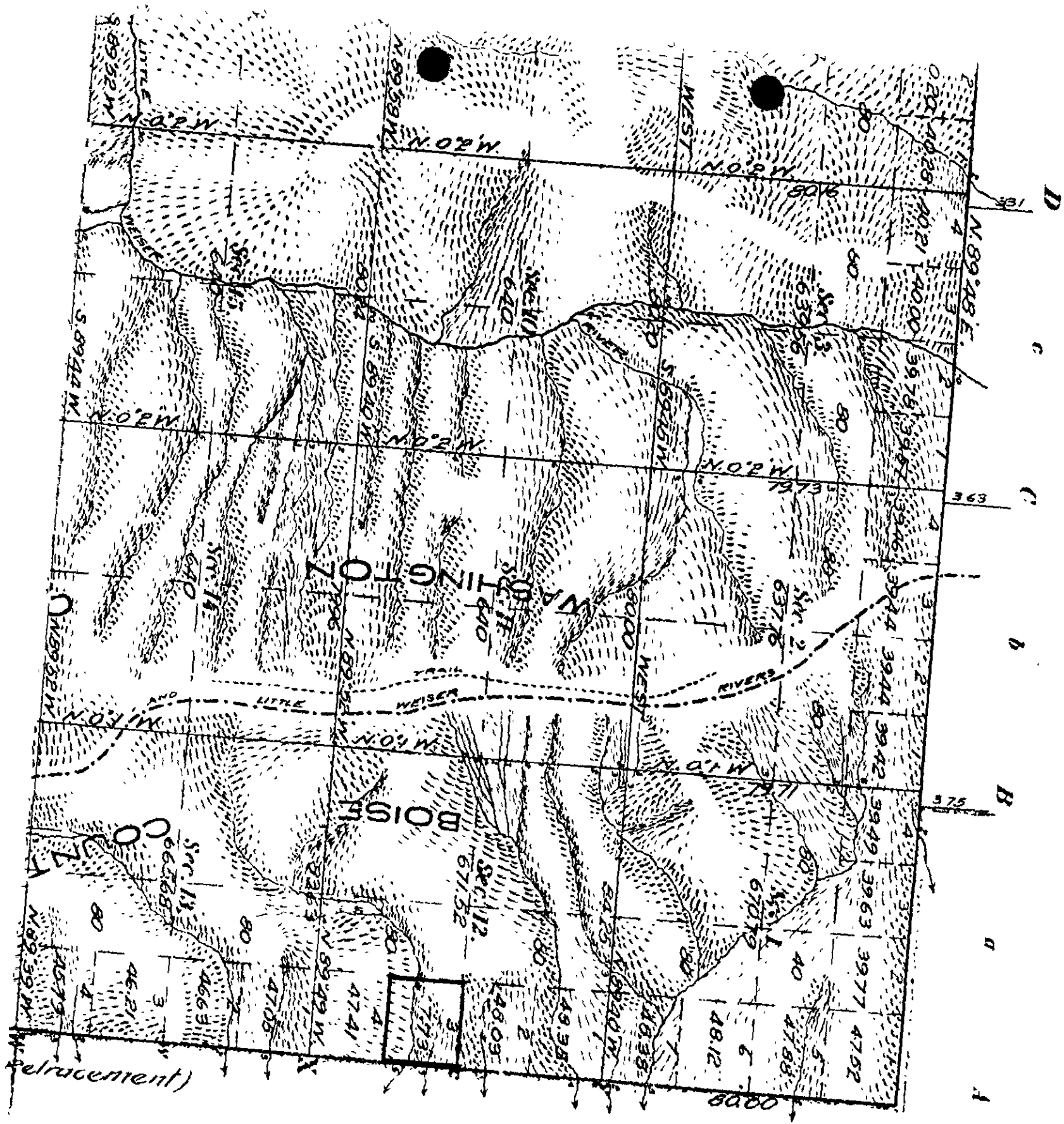
UNRECORDED
AUG 30 1993

PERMIT 65-13278 INIT PC
T. R. S. Q/Q
P/D 140 2E 12 NESE (LOT 3)
SCALE
PHOTO ID. T-59 Cold Spring Ridge

P/D-

P/U





Members of
Post
Council

AUG 8 0 1993



PHOTO ONE-

Spring Box (4' x 6'), located next To Deep Creek.



PHOTO TWO-

View From behind Spring box. Pipe follows
and Lies in Deep Creek to point near Cabins.

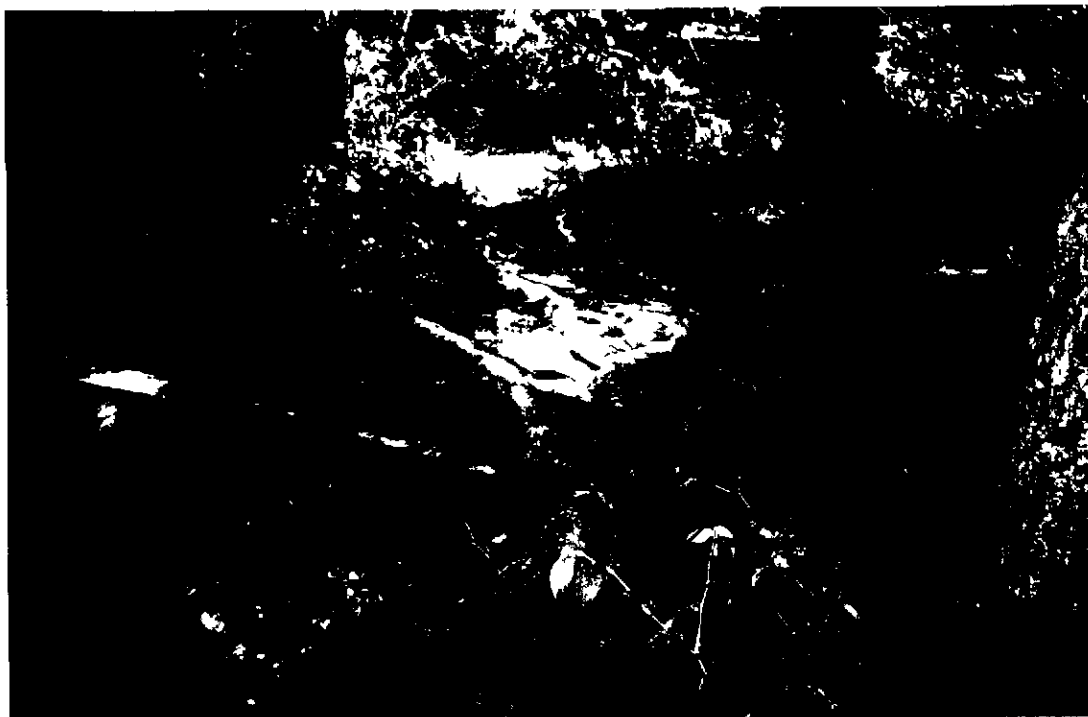


PHOTO THREE-

service connection point southeast of
Paynter cabin.

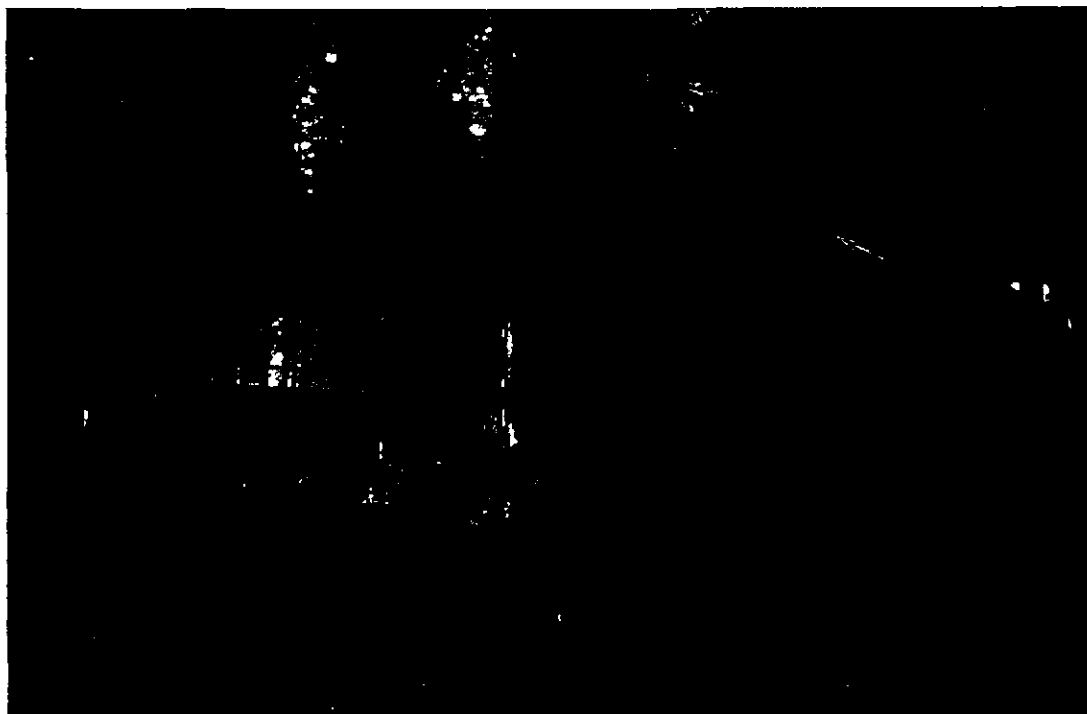


PHOTO FOUR-

View southwest of Paynter cabin and property.

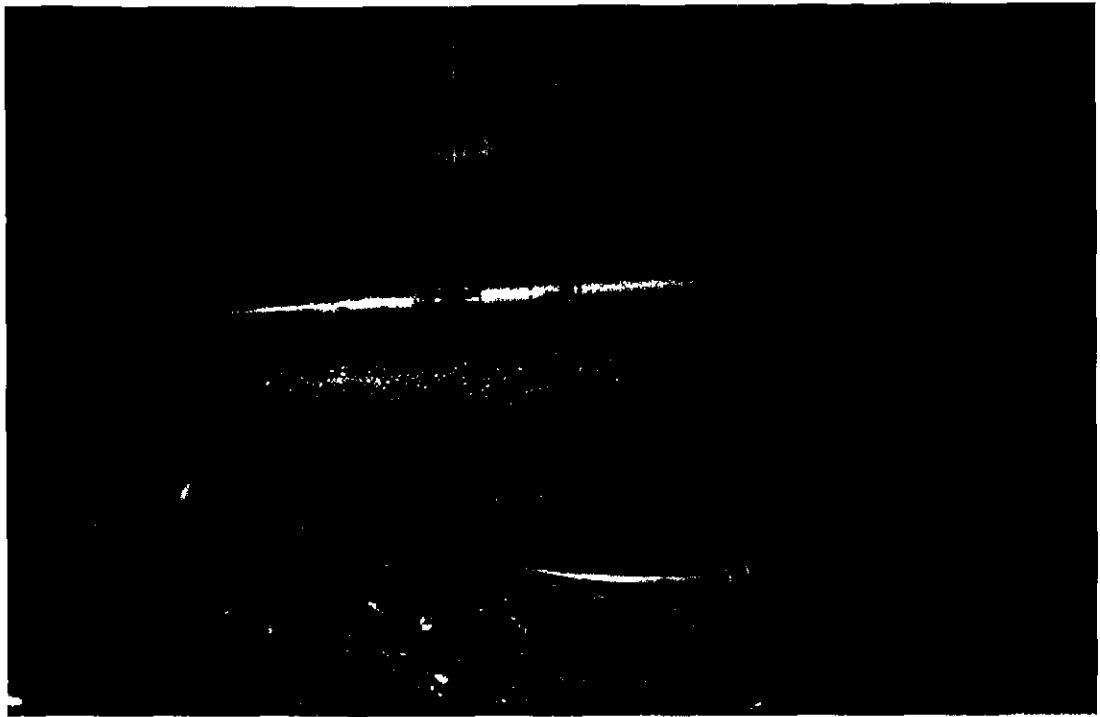


PHOTO FIVE-

South side of cabin showing pressure Tank
and the 3/4" Service Line from a point
near Deer Creek.

>

PHOTO SIX-

October 9, 1991

PHILIP C. PAYNTER
2909 LINCOLN RD.
CALDWELL ID 83605

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-13278

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,

Nina Shields
Secretary/Records Manager

c: IDWR - Region

RECEIVED

NOV 20 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 65-13278

Date 10-8-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☒ Surface water source
☐ Ground water source
NA Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Amt paid for drilling permit? _____ Correct?
☐ Well log in file?

LICENSE EXAMINATION FEE

- NO Required?
☐ Amount submitted?
☐ Correct amount?

MEASURING DEVICE

- NO Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

PRIORITY CALCULATION

P.S.

Date proof received	<u>NA</u>	
Date proof due	☐	-
No. of days late	☐	=
Priority date	☐	+
NEW PRIORITY DATE	☐	=

138021

August 31, 1991

PHILIP C. PAYNTER
2909 LINCOLN RD.
CALDWELL, ID 83605

PROOF DUE NOTICE

RE: PERMIT NO. 65-13278

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 November 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

NOV 20 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 6, 1990

PHILIP C. PAYNTER
2909 LINCOLN RD.
CALDWELL, ID 83605

PERMIT APPROVAL NOTICE

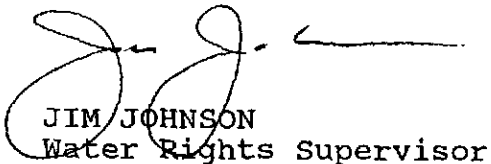
RE: PERMIT NO. 65-13278

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.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MicroFILMED

DEC 18 1990

I, the undersigned, give Ray C. & Victoria S. Payton, permission to hook into the current supply of water from the existing spring. My husband & I were the original filers on this claim on the spring. Their cabin is in Lot 71, Block 1, of Good's Acres.

Note: June 13, 1990

*Jeanne K. Livens

Ray C. Payton

MICROFILMED

DEC 18 1990

STATE OF IDAHO }
COUNTY OF CANYON }

I hereby certify that the above
and foregoing docket to use spring
is a true and correct copy of the original
on file in the office of the

Deanna Malone
Sheriff Canyon County 12-9-94

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

Boise, Idaho 83705
(208) 334-2190

SEPTEMBER 12, 1990

The Advocate
P.O. Box 1079
Cascade, ID 83611

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 OCTOBER 9, 1990.

Yours truly,

GAIL GARRETT
Secretary

Encl.

RECEIVED

DEC 18 1990

Affidavit of publication

STATE OF IDAHO

COUNTY OF VALLEY

I, Fred K. O'Brien, being duly sworn deposes and says, I am the Publisher of *The Advocate*, a weekly newspaper published at Cascade, in Valley County, Idaho; and having a general circulation therein and of legal status in said county.

The *App for Water Right - Paynter* 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 every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began:

9-20, 1990

and ended 9-27, 1990

Fred K. O'Brien
Subscribed and sworn before me, this the

 day of , 19

On this 9th day of October, 1990

I, a Notary Public in and for the State of Idaho, state that said person, Fred O'Brien, did in fact present me with this document and I did witness his signature on the document.

Notary Public
Notary Public residing at Cascade, Idaho

Commission Expires: 6/6/93

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-13278
PAYNTER, PHILIP C.
2909 LINCOLN RD.
CALDWELL, ID 83605

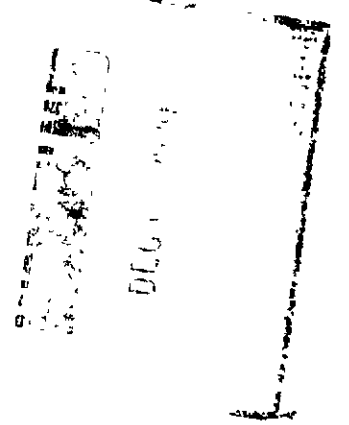
Source: SPRING
Tributary: Deer Creek
Diversion Pt: LOT 3 (NENESE) Sec 12 T 14N R 02E

SENESE Sec 12 T 14 N

R 02E
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 6/15/1990
In: T14N R03E S07 Lot 3 (NWSW)

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 OCTOBER 9, 1990

R KEITH HIGGINSON, Director
Pub 9/20 & 9/27/1990



65-13278

PAYNTER, PHILIP C.
2909 LINCOLN RD.
CALDWELL, ID 83605

Source: SPRING

Tributary: DEER CREEK

Diversion Pt: LOT 3 (NENESE) Sec 12 T 14N R 02E
SENESE Sec 12 T 14N R 02E

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 6/15/ 1990

In: T14N R03E S07 Lot 3 (NWSW)

MICROFILMED

DEC 18 1990