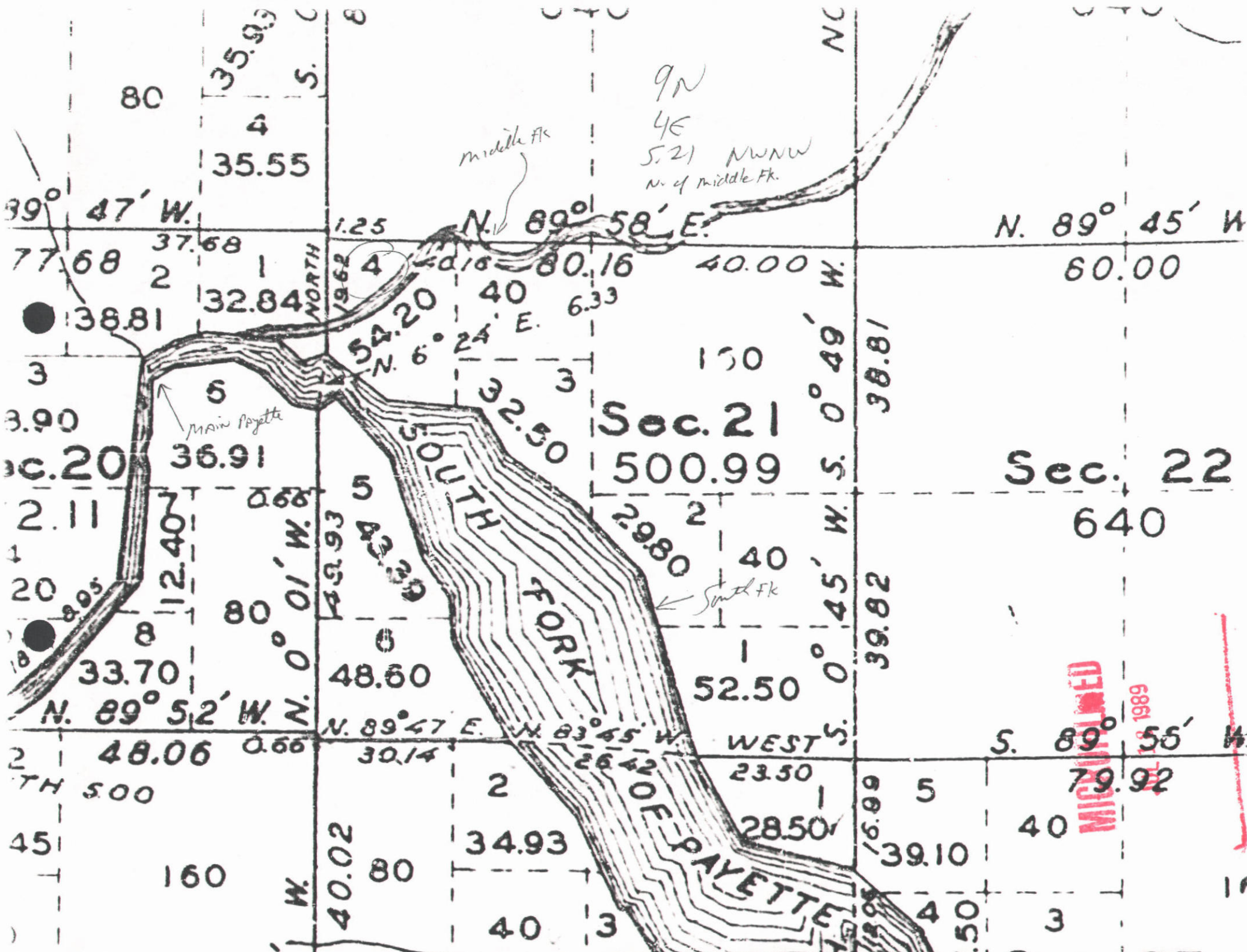




80 35.93 5. 8
4 35.55
39° 47' W.
77.68 37.68 1
2 32.84 NORTH 1962
3 38.81 32.84
3 3.90
c.20 36.91
2.11 12.40
1 20 80
8 33.70
N. 89° 52' W.
2 48.06 0.66
TH 500
45 160
W. 40.02 80
40 3

middle Fk
9N
4E
5.21 NWNW
N. of middle Fk.
N. 89° 58' E.
1.25 4 0.16 80.16 40.00 W.
6.33 40
N. 6° 24' E.
54.20 32.50
SOUTH FORK
2.980 40
52.50
N. 89° 47' E. 30.14
2 34.93
40 3

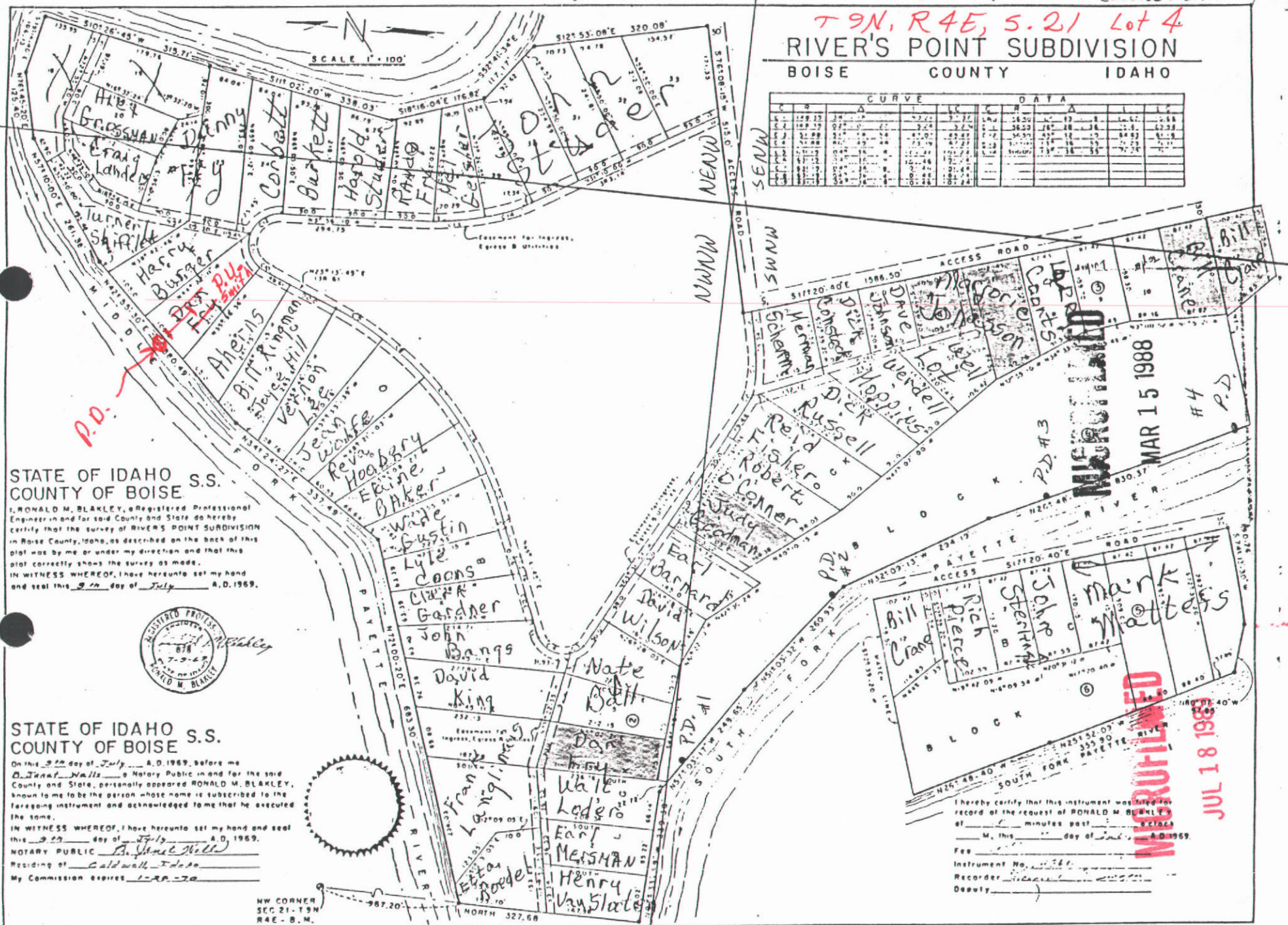
NC
N. 89° 45' W
60.00
150
Sec. 21
500.99
S. 0° 49' W.
38.81
39.82
39.10
7.50
S. 89° 55' W.
79.92
40 3
16

from 65-12523

Original Plat (source: S.F. Payette)

T 9N, R 4E, S. 21 Lot 4
 RIVER'S POINT SUBDIVISION
 BOISE COUNTY IDAHO

CURVE				DATA			
C	R	Δ	LC	C	L	Δ	LC
1	128.23	72.2	7.77	1	128.23	72.2	7.77
2	128.23	72.2	7.77	2	128.23	72.2	7.77
3	128.23	72.2	7.77	3	128.23	72.2	7.77
4	128.23	72.2	7.77	4	128.23	72.2	7.77
5	128.23	72.2	7.77	5	128.23	72.2	7.77
6	128.23	72.2	7.77	6	128.23	72.2	7.77
7	128.23	72.2	7.77	7	128.23	72.2	7.77
8	128.23	72.2	7.77	8	128.23	72.2	7.77
9	128.23	72.2	7.77	9	128.23	72.2	7.77
10	128.23	72.2	7.77	10	128.23	72.2	7.77



STATE OF IDAHO S.S.
 COUNTY OF BOISE
 I, RONALD M. BLAKLEY, a Registered Professional Engineer in and for said County and State do hereby certify that the survey of RIVER'S POINT SUBDIVISION in Boise County, Idaho, as described on the back of this plat was by me or under my direction and that this plat correctly shows the survey as made.
 IN WITNESS WHEREOF, I have hereunto set my hand and seal this 9th day of July, A.D. 1969.



STATE OF IDAHO S.S.
 COUNTY OF BOISE
 On this 9th day of July, A.D. 1969, before me, Notary Public in and for the said County and State, personally appeared RONALD M. BLAKLEY, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.
 IN WITNESS WHEREOF, I have hereunto set my hand and seal this 9th day of July, A.D. 1969.
 NOTARY PUBLIC *[Signature]*
 Residing at Caldwell, Idaho
 My Commission Expires 1-22-70

NW CORNER
 SEC. 21-T9N
 R4E - 8.M.

FRONT

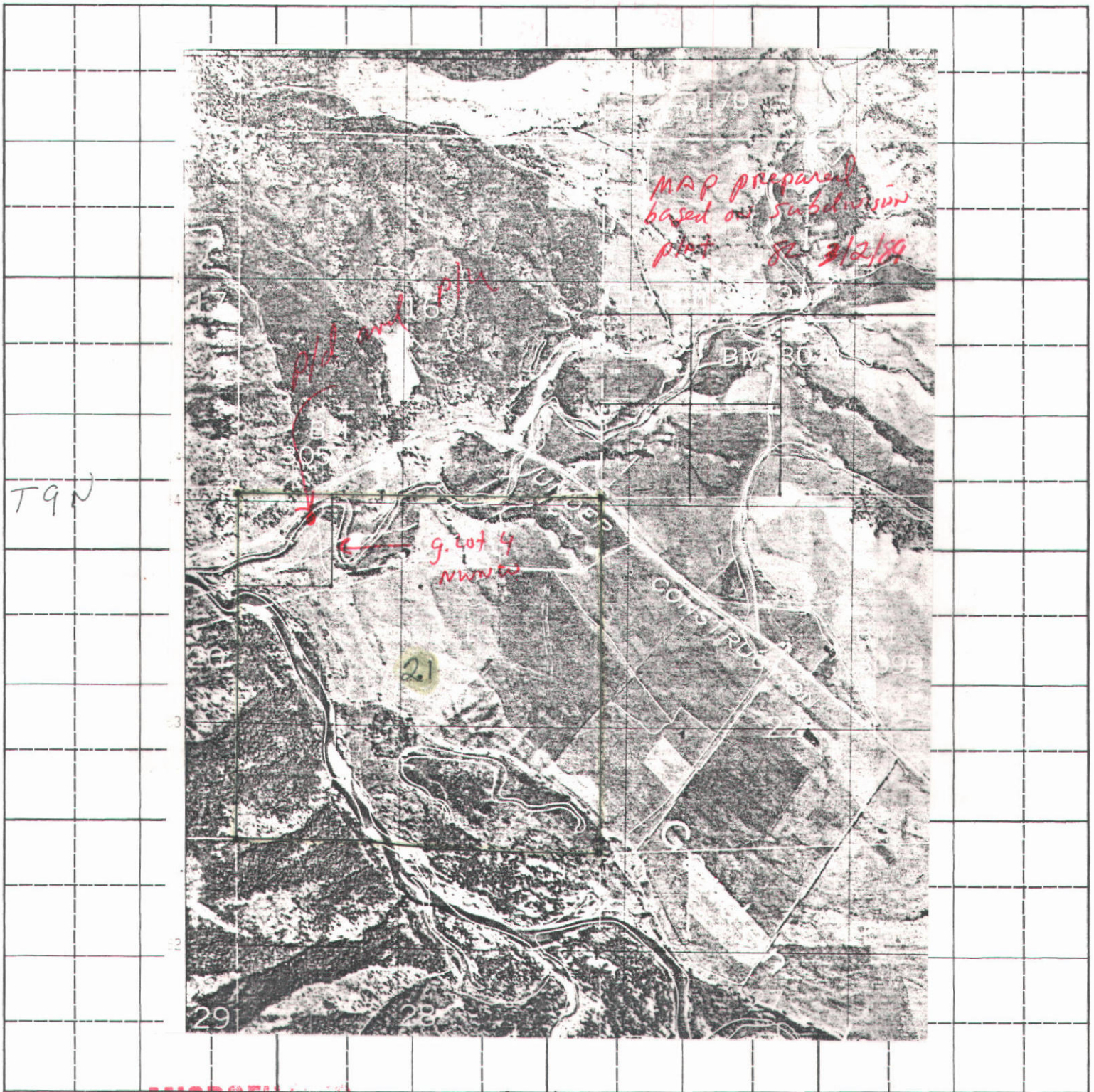
BOOK PAGE

MAR 15 1988

JUL 18 1969

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

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



Scale: 2 inches equal 1 mile.

MICROFILMED

R 4E

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.

Melvin S. Smith
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 19 1991

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: MILLICENT S. SMITH Permit No. 65-12982
Current Address: 3710 GREEN BRIER BOISE ID 83705 Phone No. 336-9705
2. Accompanied by: MILLICENT SMITH EXAM. DATE: 6-14-90
Address: _____ Phone No. _____
Relationship to Permit Holder: OWNER
3. Source: MIDDLE FORK PAYETTE tributary to PAYETTE RIVER

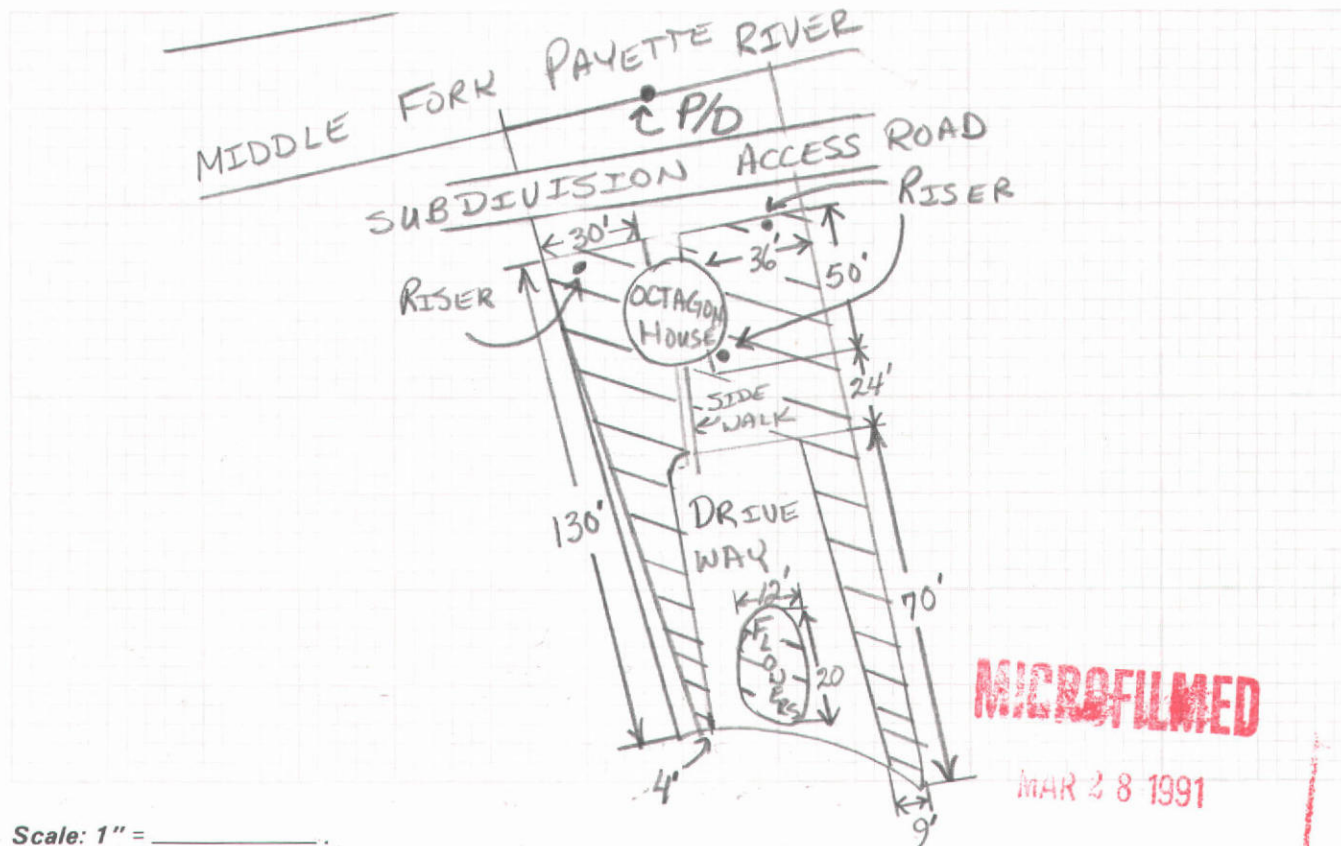
B. OVERLAP REVIEW

1. Other water rights with same place of use: P/U IS WITHIN A SUBDIVISION
MULTIPLE RIGHTS IN SAME GOV. LOT BUT DIFF. SYSTEMS Copies Attached
2. Other water rights with same point of diversion: SAME

☐ 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" = _____

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).

This picture shows the black plastic line running from the pump to the P/U. Also shown is the access bridge that crosses the river. This picture is looking southeast.



PICTURE # 2

This picture was taken across the subdivision road and is looking northwest. The mowed lawn area is the P/U.



MAR 28 1971

MICROFILMED



PERMIT 65-12982 INIT KKC
T. R. S. Q/Q
P/D 9N 4E 21 NW/NE
SCALE
PHOTO ID. V-61-Garden Valley Shd

PICTURE # 1
LOCATION

PICTURE # 2
LOCATION

MICROFILMED
MAR 28 1991

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.

AMENDED PLAT OF ALL OF BLOCK 1 AND LOTS 1-8 OF BLOCK 2 OF

RIVER'S POINT SUBDIVISION

(INSTRUMENT NO. 74366
DATED: JULY 14th, 1969)

BOISE COUNTY IDAHO
POR. NW 1/4 SEC. 21 T.9N., R.4E., B.M.

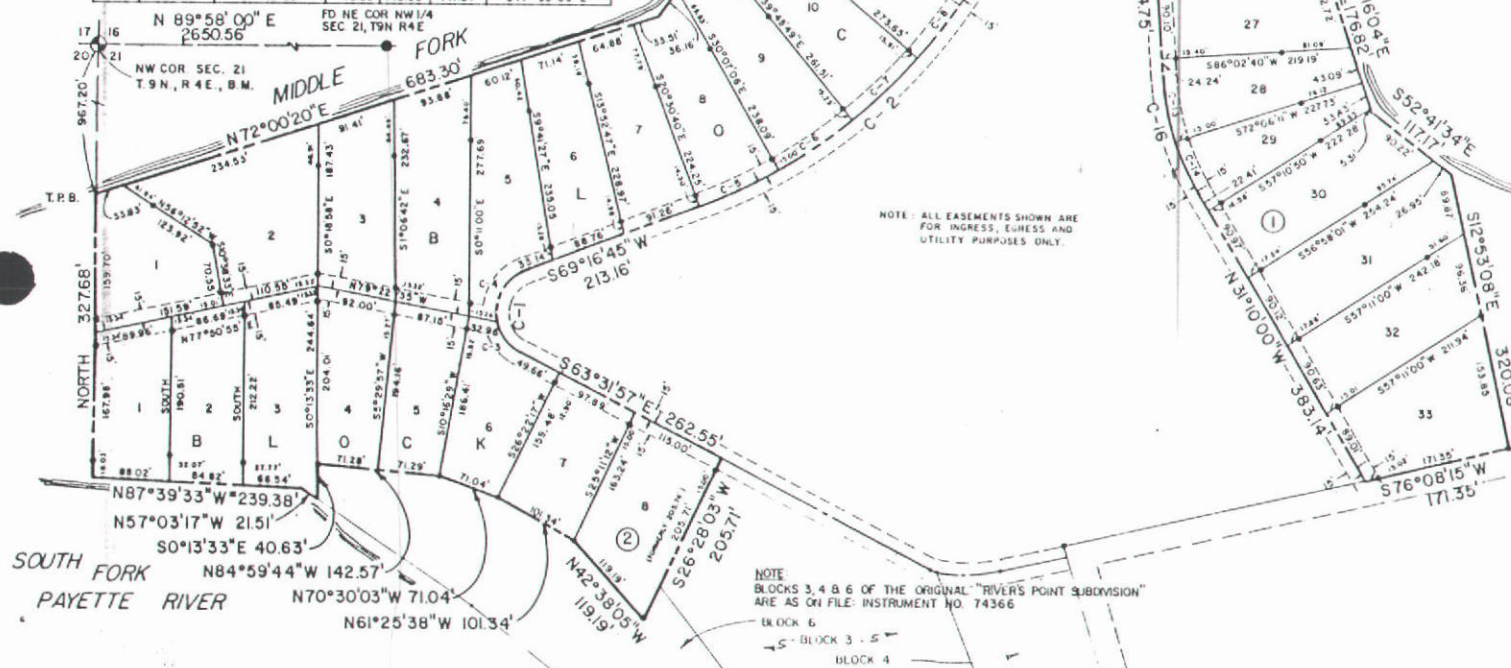


SCALE: 1" = 100'

LEGEND

- SUBDIVISION BOUNDARY
- - - LOT LINE
- - - EASEMENT LINE
- - - SECTION LINE
- 1/2" Ø REBAR
- BRASS CAP - FOUND
- T.P.B.
- 5/8" Ø REBAR

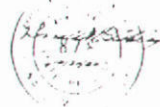
CURVE	R	Δ	T	L	L.C.	L.C. BEARING
C-1	51.88'	132°48'42"	118.78'	120.26'	95.09'	S 2°52' 24" W
C-2	631.19'	48°03'00"	268.25'	507.30'	493.76'	S 46°15' 15" W
C-3	51.88'	51°58'54"	25.29'	47.07'	45.47'	S 37°32' 30" E
C-4	51.88'	80°49'48"	44.18'	73.19'	67.37'	S 28°51' 51" W
C-5	631.19'	8°22'36"	51.78'	103.30'	103.18'	S 64°35' 27" W
C-6	631.19'	9°22'35"	51.76'	103.29'	103.18'	S 65°12' 51" W
C-7	631.19'	9°21'35"	51.67'	103.11'	103.00'	S 65°50' 47" W
C-8	631.19'	9°23'02"	51.80'	103.38'	103.26'	S 66°28' 22" W
C-9	631.19'	8°33'18"	47.20'	84.23'	84.14'	S 27°30' 15" W
C-10	56.50'	18°55'01"	9.92'	19.64'	19.54'	S 33°11' 15" W
C-11	56.50'	87°58'44"	38.09'	87.03'	63.17'	S 77°08' 08" W
C-12	26.50'	8°38'20"	35.95'	84.04'	80.66'	S 36°24' 20" E
C-13	300.00'	13°57'58"	36.73'	73.10'	72.92'	S 10°54' 59" E
C-14	300.00'	13°18'11"	34.90'	69.48'	69.32'	S 24°51' 54" E
C-15	56.50'	152°50'08"	233.85'	150.71'	109.84'	N 80°21' 15" W
C-16	300.00'	27°15'30"	72.66'	142.58'	141.24'	S 17°35' 05" E



STATE OF IDAHO S.S. COUNTY OF BOISE

I, RONALD M. BLAKLEY, a Licensed Land Surveyor in and for said County and State do hereby certify that the survey of the AMENDED PLAT OF ALL OF BLOCK 1 AND LOTS 1-8 OF BLOCK 2 OF RIVER'S POINT SUBDIVISION in Boise County, Idaho, as described on the back of this plat was by me or under my direction and that this plat correctly shows the survey as made.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 30th day of March A.D. 1980



I hereby certify that this instrument was filed for record at the request of RONALD M. BLAKLEY at _____ minutes past _____ o'clock _____ M., this _____ day of _____ A.D.

For
Instrument Number
Recorder
Deputy

FILED

MAR 28 1981

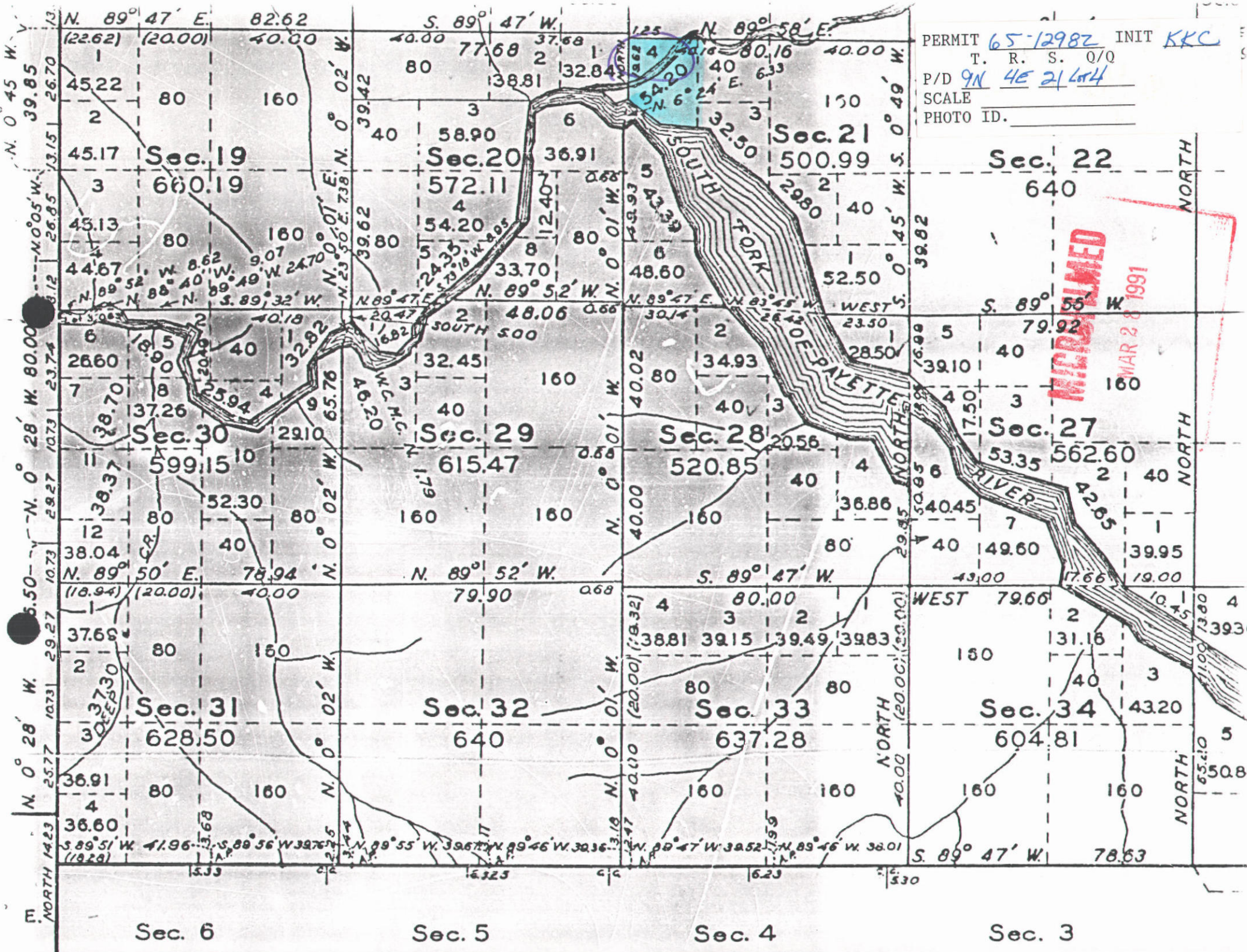
Sanitary Restrictions are removed as per letter on file in the Recorder's Office.

Sanitarian

int #1 44804

J. Thompson
1-1-81
4/1/81

C. Barker Gifford
\$10.00



PERMIT 65-12982 INIT KKC
T. R. S. 0/0
P/D 9N 4E 2164
SCALE _____
PHOTO ID. _____

RECEIVED
MAR 28 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12982

Priority: February 23, 1989

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:¹

0.7 AF

This is to certify, that MILLICENT S. SMITH
3710 GREEN BRIER
BOISE, ID 83705

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 23, 1989; and
has submitted Proof of Beneficial Use on February 28, 1989. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

PAYETTE RIVER, MIDDLE FORK

tributary to PAYETTE RIVER

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>
IRRIGATION	04/01 to 11/01	0.03 CFS	0.7 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 4(NWNW), Sec. 21, Township 09N, Range 04E
BOISE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	04E	21	LOT 4(NWNW)	0.2		0.2

Total number of acres irrigated:

0.2

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 is subject to control by the watermaster of State Water District No. 65

MICROFILMED

MAR 28 1991

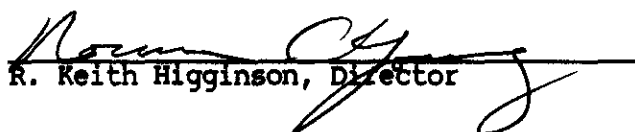
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12982

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 20th
day of MARCH, 1991.

Acting for


R. Keith Higginson, Director

RECEIVED

1991

11

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Millicent S. Smith Phone 375-8335
Post office address 2446 N. Fisk Lane, Boise, ID 83704
2. Source of water supply Payette River, Middle Fork which is a tributary of Payette River
3. Location of point of diversion is ~~4E~~ $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 4
Sec. 21 Township 9N Range 4E B.M. Boise County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.3 for Irrigation purposes from 4-01 to 11-01 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.3 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Existing 1 hp pump & pipeline
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage. _____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - d. Is ground water at 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).
JUL 18 1989

JUL 18 1989

MIAMI *11-11-68*

MICRO

the tabulation below.

Example: D for Domestic) in the corres-

	750	
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[illegible]

7

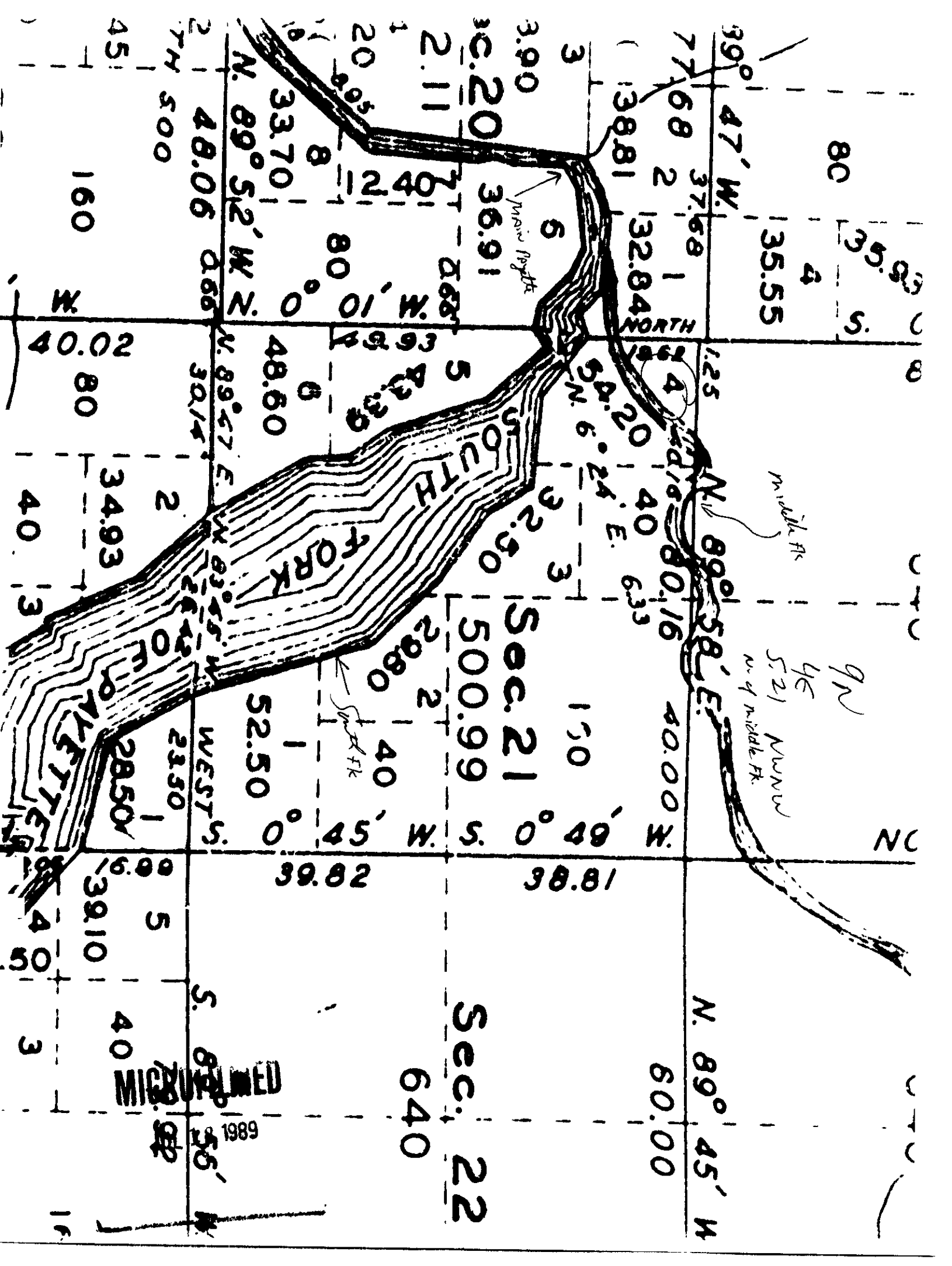
~~None~~

Applicant

Applicant

applicant to make this filing

12. Remarks: Property is Lot 15, Block 1, Rivers Point Subd.

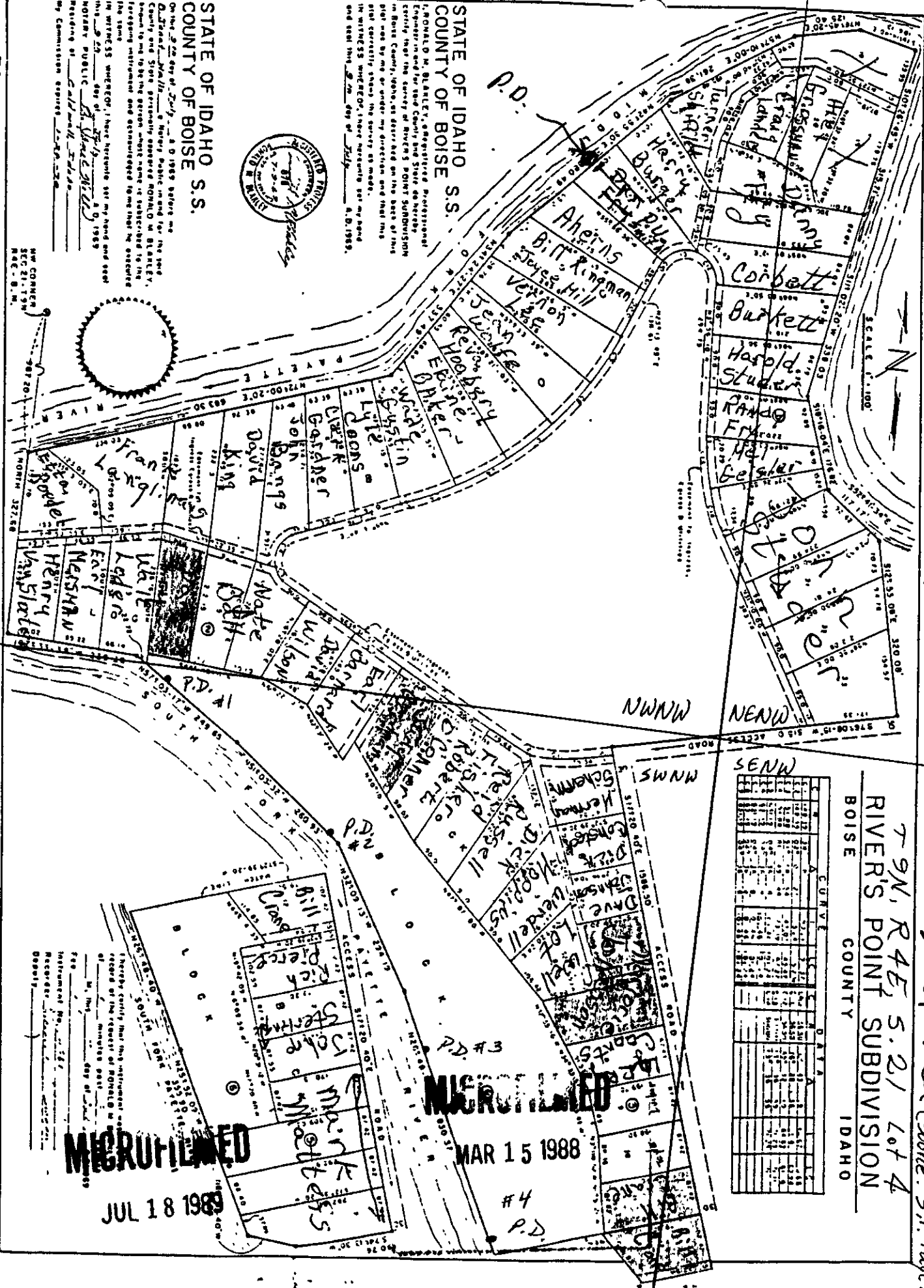


Plans 65-13523

Original Plat (Source: S.F. Payette)

7 9N, R 4E, S. 21 Lot 4
RIVER'S POINT SUBDIVISION
BOISE COUNTY IDAHO

CURVE		DATA	
1	2	3	4
5	6	7	8
9	10	11	12
13	14	15	16
17	18	19	20
21	22	23	24
25	26	27	28
29	30	31	32
33	34	35	36
37	38	39	40
41	42	43	44
45	46	47	48
49	50	51	52
53	54	55	56
57	58	59	60
61	62	63	64
65	66	67	68
69	70	71	72
73	74	75	76
77	78	79	80
81	82	83	84
85	86	87	88
89	90	91	92
93	94	95	96
97	98	99	100



MICROFILMED

MAR 15 1988

MICROFILMED

JUL 18 1989



STATE OF IDAHO S.S.
COUNTY OF BOISE
I, DONALD M. BLACKLEY, a Registered Professional Engineer in and for the State of Idaho, do hereby certify that the survey of RIVER'S POINT SUBDIVISION in Boise County, Idaho, as shown on the plat of this plat was by me or under my direction and that this plat correctly shows the survey as made.
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 27th day of July, A.D. 1989.

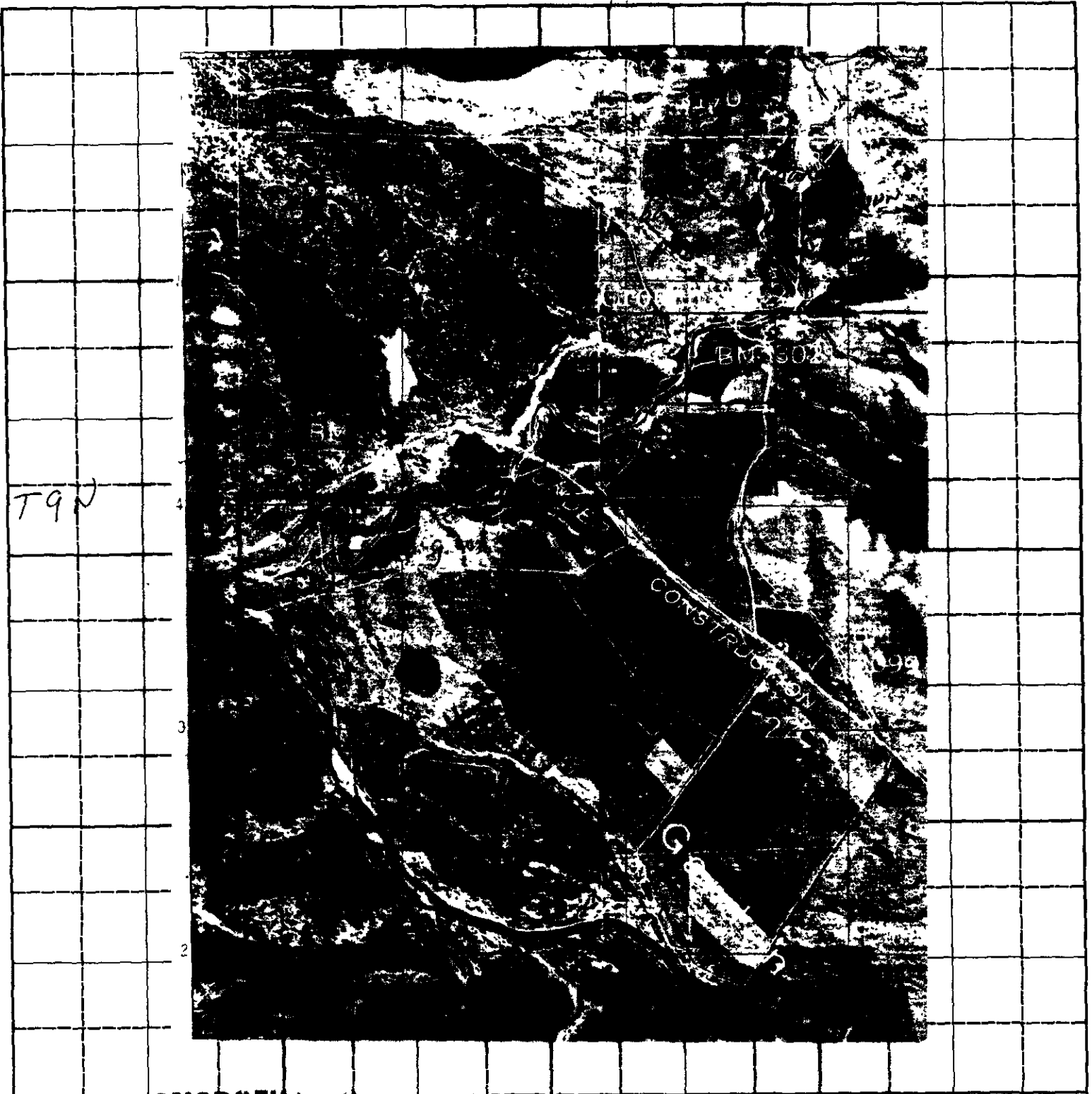
STATE OF IDAHO S.S.
COUNTY OF BOISE

On this 27th day of July, A.D. 1989 before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared DONALD M. BLACKLEY, foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.
My commission expires July 1, 1990.
NOTARY PUBLIC: Donna E. Smith
Residing at: 1000 W. 1st St., Boise, Idaho
My Commission expires: July 1, 1990

FRONT

BOOK PAGE

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



Scale 2 inches equal

MICROFILMED

R 4E

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

William S. Smith

(Applicant)

Proposed Priority 2/23/89
Received by 2-23-89 4:30 p.m.
Received by 2-28-89 3:00 p.m.
Fee \$ 30 -
Received by [Signature] Date 2-23-89
0005566
Deputy for Registrar
Date 2-24-89
Idaho World
Published in 3/15 & 3/22/89
Date 4-3-89
Publication approved [Signature]
Publication prepared by GC Date 3-8-89

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. 65-12982, and said application is hereby APPROVED

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 June 1, 1990.

- 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: Use of water under this permit is subject to control by the watermaster of State Water District No. 65, Payette River.

Witness my hand this 30th day of May, 1989.

[Signature]

MICROFILMED
JUL 18 1989

STATE OF IDAHO }
County of Boise }

RECEIVED
MAR 28 1989

Department of Water Resources
Western Regional Office

MICROFILMED

JUL 18 1989

Peter A. Wierenga, being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with 315, 1989, and ending with the issue of 362, 19 89.

Peter A. Wierenga

STATE OF IDAHO }
County of Boise }

On this 27th day of March in the year of 1989, before me, a Notary Public, personally appeared Peter A. Wierenga 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.

Peter A. Wierenga
Notary Public for Idaho
Boise, Idaho
Residing at
My commission expires: 9/14/94

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-10762

FESSENDEN, JAMES A
FESSENDEN, ALBERTA
HC 33, BOX 2570
BOISE, ID 83706

Source: SPRING; Tributary SINKS; Diversion Pt. SWSW Sec 16 T 04N R 04E; Use: DOMESTIC (.040 CFS); Date Filed: 2/15/1989; In: T04N R04E S16 SWNW

63-10771

RANCH SUBD. PROP. OWNERS ASSN. INC.
C/O KUNG HAN
HC 33, BOX 1180
BOISE, ID 83706

Source: GROUNDWATER; Diversion Pt. NWSW Sec 33 T 04N R 04E; Use: DOMESTIC (.110 CFS); Date Filed: 2/23/1989; In: T03N R04E S04 Lot 4 (NWNW) S05 Lot 1 (NENE)

65-12962

SMITH, MILLICENT S.
2446 N. FISK LN.
BOISE, ID 83704

Source: PAYETTE RIVER, MIDDLE FORK; Tributary: PAYETTE RIVER; Diversion Pt. LOT 4 (NWNW) Sec 21 T 09N R 04E; Use: IRRIGATION (.030 CFS); Date Filed: 2/23/1989; In: T09N R04E S21 Lot 4 (NWNW) 1.0 ACRES TOTAL

65-12963

JENKINS, RICHARD L.
JENKINS, LINDA
P.O. BOX 65
GARDEN VALLEY, ID 83622

Source: BIG GALLAGHER CREEK; Tributary: PAYETTE RIVER, SOUTH FORK; Diversion Pt. NWSE Sec 30 T 09N R 06E, SWSE Sec 30 T 09N R 06E, NENE Sec 31 T 09N R 06E, NWNE Sec 31 T 09N R 06E; Use: IRRIGATION (.150); Date Filed: 2/23/1989; In: T09N R05E S36 Lot 1 (SENE), R06E S31 Lot 2 (NWSW) 5.0 ACRES TOTAL

65-12964

TERRACE LAKES RECREATION RANCH INC.
HC 76, BOX 4201
GARDEN VALLEY, ID 83622

Source: GROUNDWATER; Diversion Pt. SENW Sec 34 T 10N R 04E; Use: COMMERCIAL (

Legal Notices

100 CFS); Date Filed: 2/23/1989; In: T10T R04E S34 SENW

65-12965

TERRACE LAKES RECREATION RANCH INC
HC 76, BOX 4201
GARDEN VALLEY, ID 83622

Source: GROUNDWATER; Diversion Pt. LOT 1 (NWNW) Sec 5 T 09N R 04E, SWNE Sec 3 T 10N R 04E, SESE Sec 33 T 10N R 04E, SWSE Sec 33 T 10N R 04E; Use: IRRIGATION (.200 CFS); DOMESTIC (.200 CFS); Date Filed: 2/23/1989; In: T09N R04E S03 Lot 4 (NWNW), S04 Lot 1 (NENE) Lot 2 (NWNW) Lot 3 (NESE), T10N R04E SEE SWNE Lot 2 (SENE) SESEW Lot 3 (NESE) NWSE SWSE Lot 4 (SESE) S34 SWNW NWSW SWSW 25.8 ACRES TOTAL

65-12966

LIVINGSTON, EARL
LIVINGSTON, FAY
MILLSAP, TROY
HC 76, BOX 4043
GARDEN VALLEY, ID 83622

Source: PAYETTE RIVER, MIDDLE FORK; Tributary: PAYETTE RIVER; Diversion Pt. NWSW Sec 15 T 09N R 04E; Use: IRRIGATION (.080 CFS); Date Filed: 2/24/1989; In: T09N R04E S15 NWSW 3.0 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 APRIL 24, 1989.

R. KEITH HIGGINS, Director
Published in the Idaho World, Idaho City, Idaho, March 15 & 22, 1989.

May 19, 1992

MILLICENT S. SMITH
3710 GREEN BRIER
BOISE ID 83705

RE: Water Right No. 65-12982

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

March 21, 1991

MILLICENT S. SMITH
3710 GREEN BRIER
BOISE, ID 83705

RE: WATER RIGHT NO. 65-12982

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

MAR 21 1991

March 6, 1991

MILLICENT S. SMITH
3710 GREEN BRIER
BOISE, ID 83705

RE: WATER RIGHT NO. 65-12982

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

FILED

MAR 28 1991

LICENSE REVIEW CHECKLIST

Permit No. 65-12982

Name/Address change? ☒ ok ☐

Priority date Advance? yes ☐ no ☒

Memo to advance

Order to reinstate/needed? yes ☐ no ☒

Total cfs Limited by fee N/A

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac ☒ 3.5

Capacity Actual measurement checked ☒

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes ☐ no ☒

If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart ☒

P/U Verify with map ☒ permit ☒

> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4

Description of non-irrig uses

Special overlap condition

Conditions -

Measuring device	<u>R04</u>	Dates/Misc. -	
W.Master control	<u> </u>	Water Dist	<u>65</u>
Overlap	<u> </u>	App Rec'd	<u> </u>
Water quality	<u> </u>	Proof Rec'd	<u> </u>
Other	<u> </u>		

CHECK FOR ADJ. CLAIM

Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed -

Not needed ☒ proof made 1989

Comments/Changes to Examiner's Recommendations:

NOT FILMED

License 10-day ☒ 30-day MAR 28 1991

Back of field report signed? ☒

Reviewer S. Curtis Date 2/24/91 Review time 6 min.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

65-12982
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments/Orders with conditions of approval

NO Well Inspection Form Needed

- ☒ Copy of U.S.G.S. Quad

Found Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index 5-30-90 KKC (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☒ Other: multiple users Same QQ

Check of P/U index 5-30-90 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☐ Other: Same

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

- ☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use

C. Review and Processing:

Exam Completed 8-3-90 Kelly K. Christensen (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent JH 1-30-91 (Initial and date)

Exam Reviewed by Manager of Regional Office DM 2/5/91 (Initial and date)

Exam Date Entered in Computer ✓ (Initial and date)

Exam sent to State Office 2-15-91 st (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 19 1991

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: MILLICENT S. SMITH Permit No. 65-12982
Current Address: 3710 GREEN BRIER BOISE ID 83705 Phone No. 336-9705
2. Accompanied by: MILLICENT SMITH EXAM DATE: 6-14-90
Address: _____ Phone No. _____
Relationship to Permit Holder: OWNER
3 Source: MIDDLE FORK PAYETTE tributary to PAYETTE RIVER

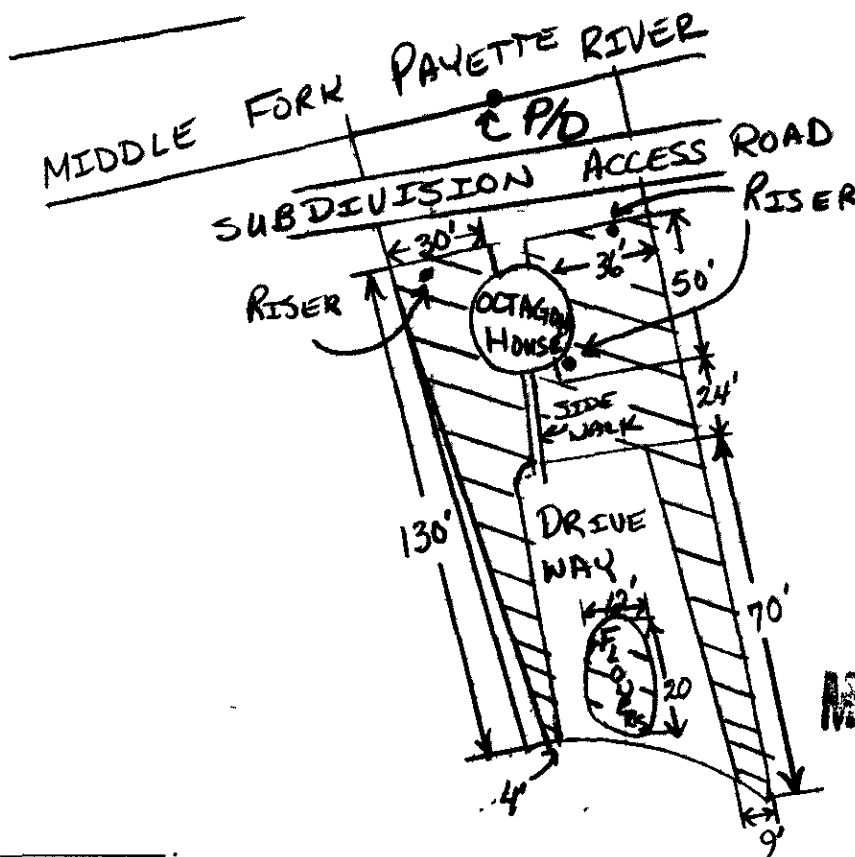
B. OVERLAP REVIEW

1. Other water rights with same place of use: P/U IS WITHIN A SUBDIVISION
MULTIPLE RIGHTS IN SAME GOV. LOT BUT DIFF. SIZES Copies Attached
2. Other water rights with same point of diversion: SAME

☐ 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" = _____

- 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)

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

THE SYSTEM IS A SUBMERGIBLE PUMP DELIVERING WATER TO THE P/U VIA LINE. THE P/U IS WATERSHED VIA GROUND HOSES CONNECTED TO 3 RISERS (TWO HOSE CONNECTIONS EACH PER RISER) 2 HOSES WITH BUBBLE SPRINKLERS WERE OPERATING AT EXHAUST TIME. I MEASURED 1 GAL IN 7 SEC FOR EACH SPRINKLER.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No. *	UNKNOWN	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
					1 1/4"

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

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination

[illegible]

MAR 28 1961

CONFIDENTIAL

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
1 GAL CONTAINER						
STOP WATCH						

2. Measurements:

MEASURED 1 GAL IN 7 SEC = 8.57 GPM ea
* 2 HEADS
17.1 GPM
448.8 = 0.038 CFS

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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.

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.20 * 3.5 = 0.70$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.03 * 215 * 1.9835 = 12.8$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 0.70$

2. Volume Calculations for Other Uses:

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MAR 28 1991

NO OVERLAP FOUND. MULTIPLE RIGHTS IN SUBDIVISION
BUT ALL FOR DIFFERENT LOTS.
P/L IS LAMM AREA ON LOT 15 BLOCK 1
RIVERS POINT SUBDIVISION
DOMESTIC WATER SUPPLIED BY WATER ASSOCIATION
PERMIT IS FOR IRRIGATION 1 ACRE @ 0.03MFS
FOUND 0.2 ACRE @ 0.04MFS

P/L IS LAWN AREA ON LOT 15 BLOCK 1
RIVERS POINT SUBDIVISION
DOMESTIC WATER SUPPLIED BY WATER ASSOCIATION
PERMIT IS FOR IRRIGATION 1 ACRE @ 0.03 CFS
FOUND 0.2 ACRE @ 0.04 CFS

1. Recommended Amounts

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (af)
IRRIGATION	4-1	0.03	0.70
	11-1		

				Totals:	✓0.03	✓0.70

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

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

16/12/2
SS

MICROFILMED

1661 8 2 1991

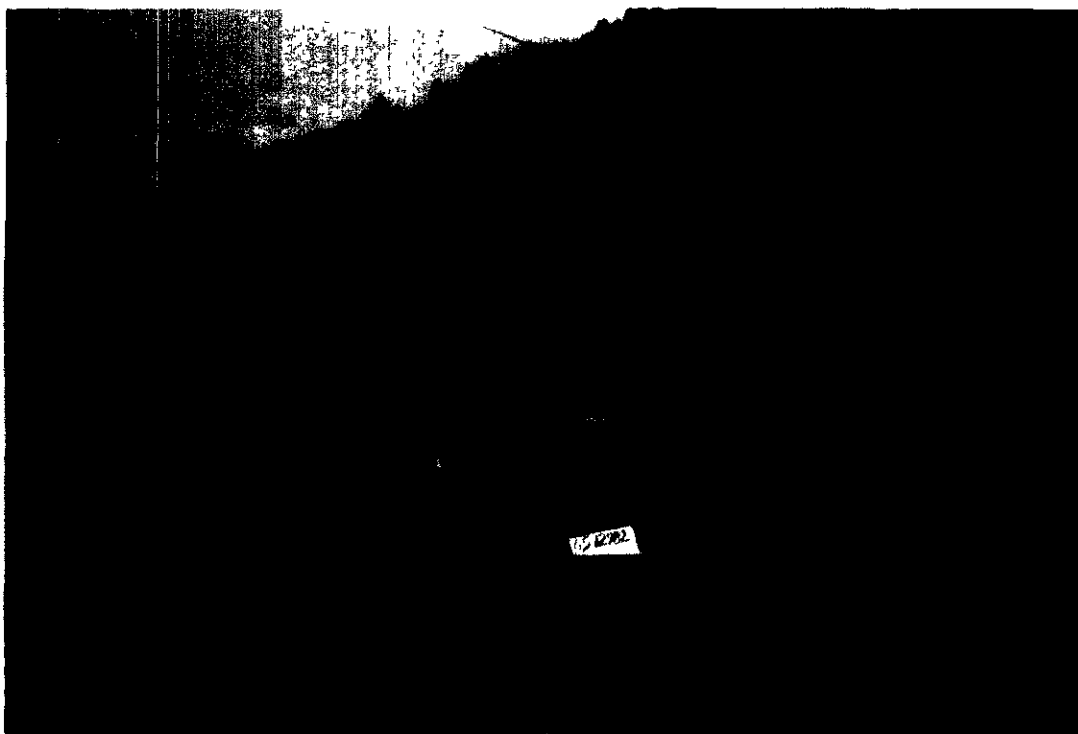


This picture shows the black plastic line running from the pump to the P/U. Also shown is the access bridge that crosses the river. This picture is looking southeast.



PICTURE # 2

This picture was taken across the subdivision road and is looking northwest. The mowed lawn area is the P/U.



MICROFILMED
MAR 30 '71

116° 00'
07' 30"

581000E

582

57' 30"

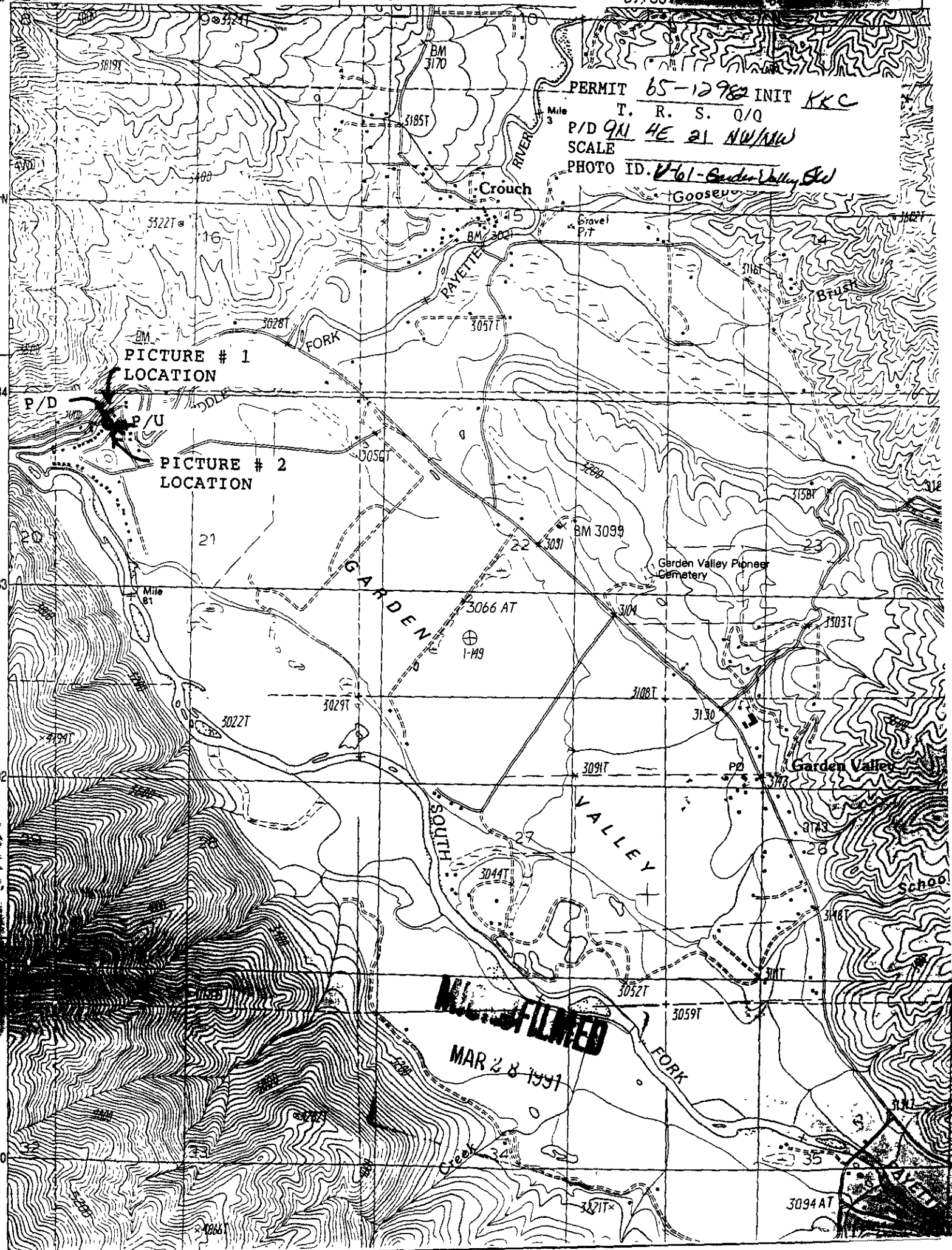
PERMIT 65-12982 INIT KKC
T. R. S. Q/O
P/D 9N 4E 21 NW/NW
SCALE
PHOTO ID. V-61-Garden Valley SW

PICTURE # 1
LOCATION

PICTURE # 2
LOCATION

ALL FILMED

MAR 28 1991



While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.

SCALE 1"=100'

LEGEND

- SUBDIVISION BOUNDARY
- LOT LINE
- EASEMENT LINE
- SECTION LINE
- 1/2" REBAR
- BRASS CAP - FOUND
- TRUE POINT OF BEGINNING
- 5/8" REBAR

CURVE	R	Δ	T	L	L.C.	L.C. BEARING
C-1	84.89'	132°48'42"	118.78'	120.26'	93.08'	S 2°52'42" E
C-2	83.19'	148°03'00"	168.25'	107.20'	493.76'	S 14°15'15" W
C-3	51.86'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-4	81.86'	102°48'18"	44.84'	23.85'	81.32'	S 88°48'11" W
C-5	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-6	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-7	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-8	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-9	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-10	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-11	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-12	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-13	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-14	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-15	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-16	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-17	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-18	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-19	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E
C-20	83.19'	91°28'14"	73.32'	47.07'	49.47'	S 32°16'30" E

AMENDED PLAT OF ALL OF BLOCK 1 AND
LOTS 1-8 OF BLOCK 2 OF
RIVER'S POINT SUBDIVISION (INSTRUMENT NO. 75566)
(DATED JULY 14, 1989)

BOISE COUNTY

LOT 4

IDAHO
N 39°44'00" E
125.40'
106.13'

STATE OF IDAHO S.S.
COUNTY OF BOISE

I, RONALD M. BLANKLEY, a Licensed Land Surveyor in and for said County and State do hereby certify that the survey of the AMENDED PLAT OF ALL OF BLOCK 1 AND LOTS 1-8 OF BLOCK 2 OF RIVER'S POINT SUBDIVISION in Boise County, Idaho, as described on the back of this plat was by me or under my direction and that this plat correctly shows the survey as made.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 28th day of March, A.D. 1991

FILED

MAR 28 1991

I hereby certify that this instrument was filed for record at the request of RONALD M. BLANKLEY at _____ minutes past _____ o'clock _____ M., this _____ day of _____ A.D.

Recorder _____
Instrument Number _____
Fee _____
Deputy _____

Sanitary Restrictions are removed as per letter 2 on file in the Recorder's Office

Sanitary

NOT 44807

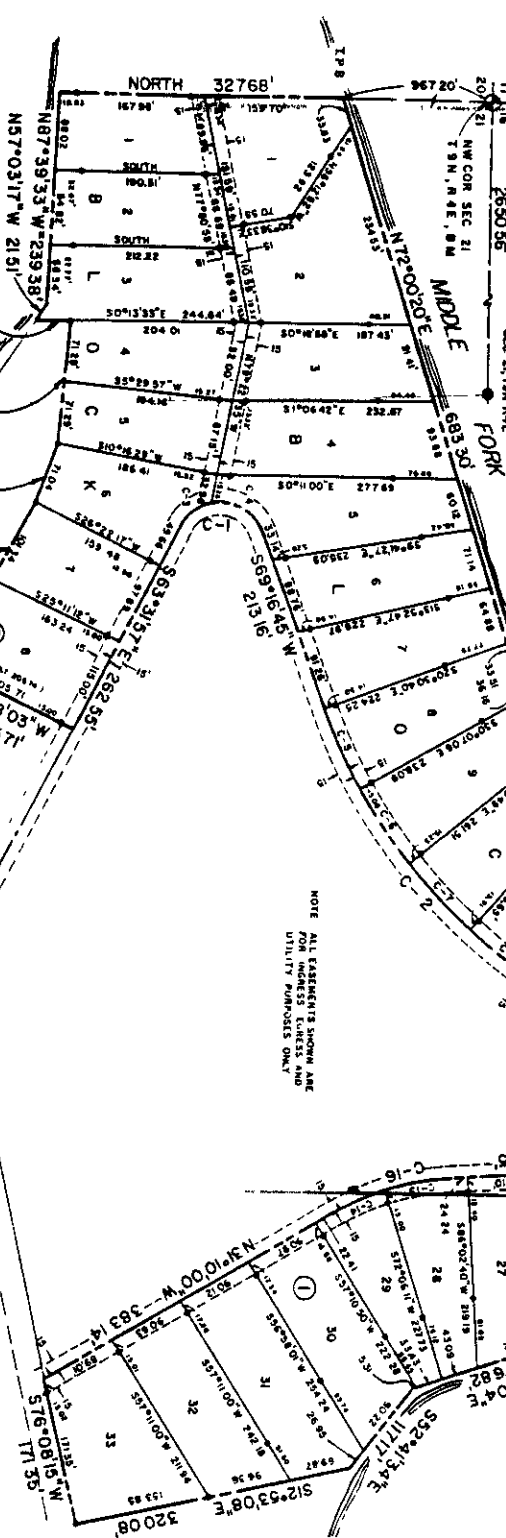
TO TOWN

1-1-1

4/11/91

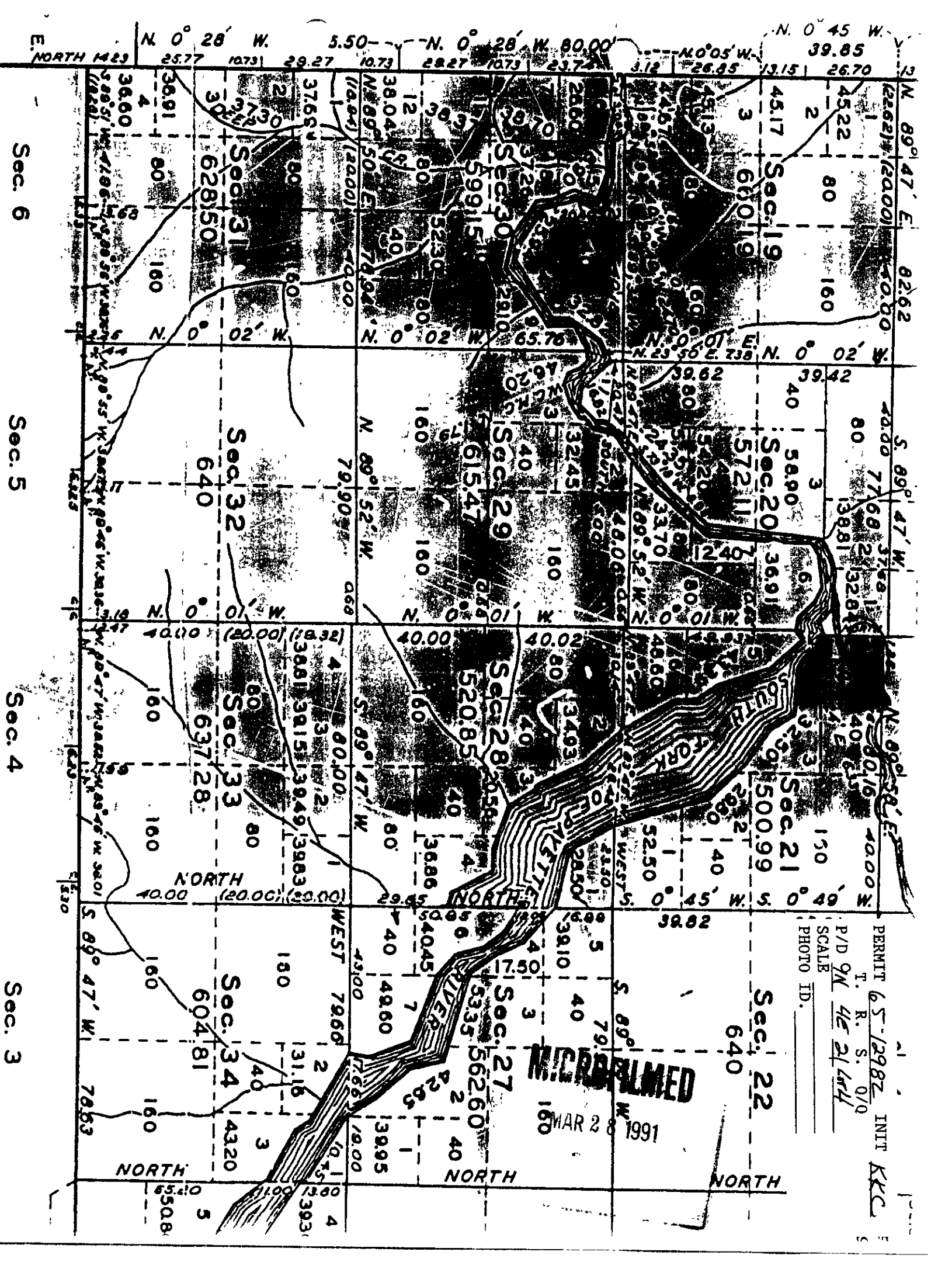
4/10/91

SOUTH FORK
PALETTE RIVER



NOTE: ALL EASEMENTS SHOWN ARE FOR HIGHWAYS, LINES, AND UTILITY PURPOSES ONLY.

NOTE: BLOCKS 3, 4, 5 OF THE ORIGINAL "RIVER'S POINT SUBDIVISION" ARE AS ON FILE INSTRUMENT NO. 74566.



Sec. 6

Sec. 5

Sec. 4

Sec. 3

PERMIT 65-12982 INIT KKC
T. R. S. 0/0
P/D 9N 4E 21m4
SCALE
PHOTO ID.

MICROFILMED

MAR 28 1991

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 65-12982

Date: 6-7-1989

General Considerations:

y Name same as permit
y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
y Proof received timely _____
_____ Reinstated

Source of Water:

y Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

y Rate of diversion appropriate for uses
y Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NA Is a measuring device or access port required?
NA Has one been installed?
NA Waiver or modification of measuring device requested

Remarks: Proof acceptable

_____ Priority Calculation:
Date proof received _____
Date proof due _____
No. of days late _____
Priority date _____
NEW PRIORITY DATE _____

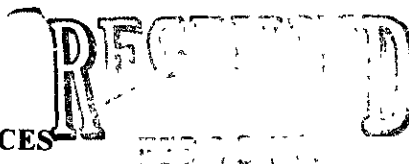
SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

MICROFILMED

JUL 18 1989

Submitted with water right application

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



PROOF OF BENEFICIAL USE

Department of Water Resources
Western Regional Office

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 65-12982

Name(s) of Permit Holder Millicent S. Smith
2446 N. Fisk Lane, Boise, ID 83704

Post Office Address: _____

Telephone No. _____

Source of Water: Payette River, Middle Fork

Extent of Use

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 3/4 _____ (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: 1988

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Flow Measurement Port. Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination: Above

(Name)

(Address)

(Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

2-23-89
Date

Millicent S. Smith
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

JUL 18 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
May 30, 1989

MILLICENT S. SMITH
2446 N. FISK LN.
BOISE, ID 83704

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-12982

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.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

JUL 18 1989

Form No. 202a.

4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SC DATE: 3/2/89 APPLICATION: 65-12982

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) Gov't. Lots:
☒ Period of use: 4 P/D
☒ Nature of proposed use: (Include description of use) 9 P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
☒ Fee:
☒ yes ___ No* In form to receipt:

ADDITIONAL INFORMATION

YES NO
☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
☒ Field check required: Field check by: _____
☒ Field report attached:
☒ Critical groundwater area:
☒ Groundwater management area:
☒ Send dam safety information:
☒ Send power requirement letter:
☒ Send fish farm requirement letter:
☒ Power residency affidavit:
☒ Power efficiency form:
☒ Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

MICROFILMED

JUL 18 1989

RECEIVED

APR 20 1989

DATE REQUESTED:

Additional information on reverse side:

Department of Water Resources

PROCESSING

YES NO

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

FINAL REGIONAL PROCESSING REVIEW

YES NO

Affidavit of publication received:

Application published correctly: If not, record action taken.

YES NO

Publication dates and paper recorded on application:

Protests received, Final date for protest

Protests, dates, resolution of protest recorded on application:

Recommendations attached:

Measuring device required:

Measuring port required:

Water delivered by water master?

Special conditions of approval or cover letter: (see additional info. below)

See Below For Additional Information

Recommended Date of Priority

Recommended by:

STATE OFFICE REVIEW

Date 4/18/1989

05(05, Payette River)

See below for additional information. By

Date 5/24/89

ADDITIONAL INFORMATION

Overday

P/C - 65-10630, 12765, and wells

" for other individual lot in subdivision.

65-12045 well for lots in subdiv.

65-12304 Middle Fk Payette } the lots in subdiv. providing water to Applicant's

65-12523 South Fk. " " lot, int. domestic use only.

65-12765 well

Riverbank

Prop. down Assn

rights

MICROFILMED

JUL 18 1989

65-02875 - Middle Fk Payette (deceased) to try all 54 ac in L. 4;

unlawfully the early delivery no longer occurs.

65-12602, 12958, 12601, 12641, 12777, 12778 - Middle Fk Payette for domestic

rights on other individual lots in subdivision.

65-12982

SMITH, MILLICENT S.
2446 N. FISK LN.
BOISE, ID 83704

Source: PAYETTE RIVER, MIDDLE FORK Tributary: PAYETTE RIVER

Diversion Pt: LOT 4 (NWNW) Sec 21 T 09N R 04E

Use: IRRIGATION (.030 CFS)

Date Filed: 2/23/1989

In: T09N R04E S21 Lot 4 (NWNW)

1.0 ACRES TOTAL

MICROFILMED

JUL 18 1989