

ROAD

CAMPBELL
CREEK

LOT 107

65-4991

TRE DITCH

Midred
Matter

22

5

6

7

8

9

ROBERT
HLOZER
65-6975

106

83

74

57

48

31

104

105

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73

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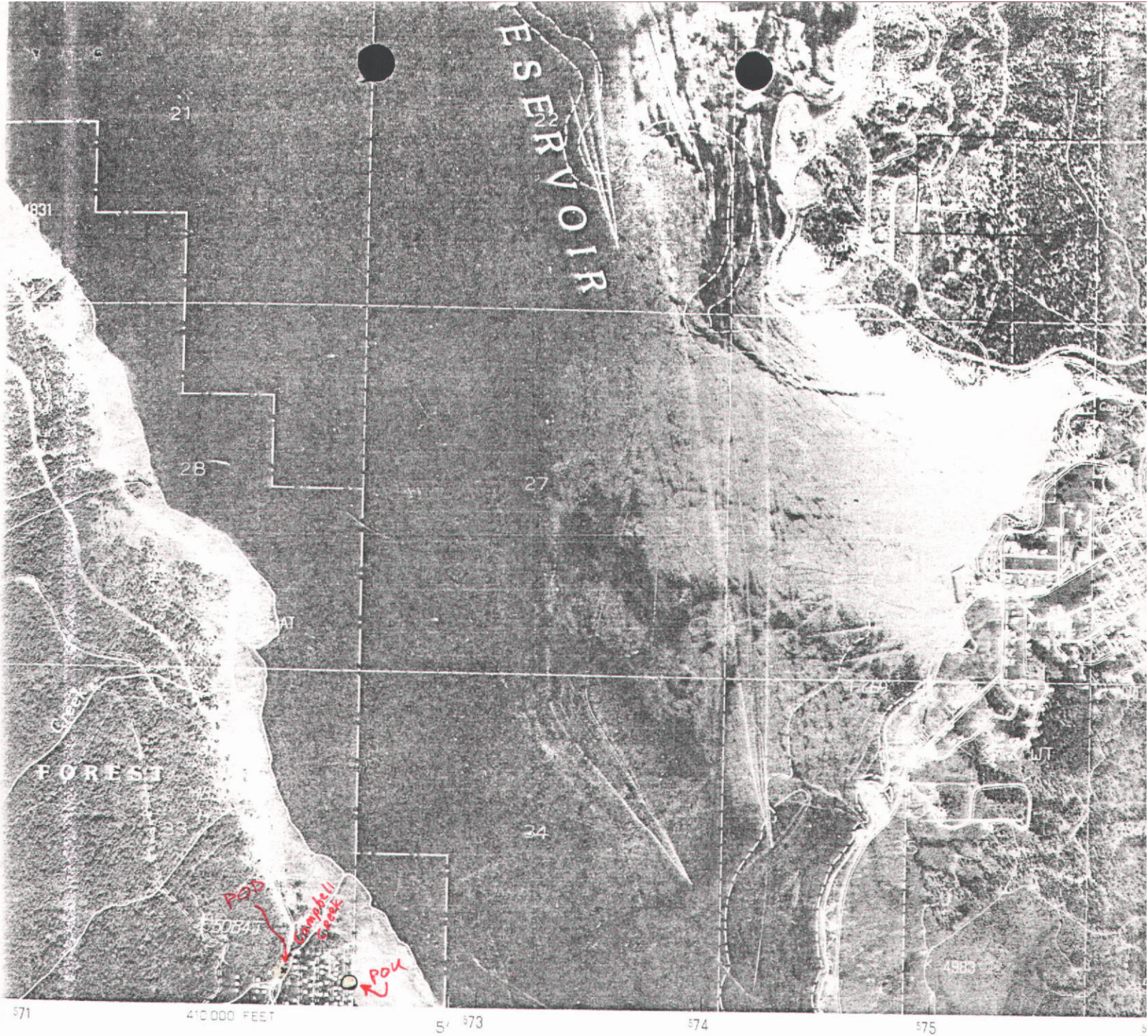
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FEB 27 1990

Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho

RECEIVED
MAR 25 1993
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

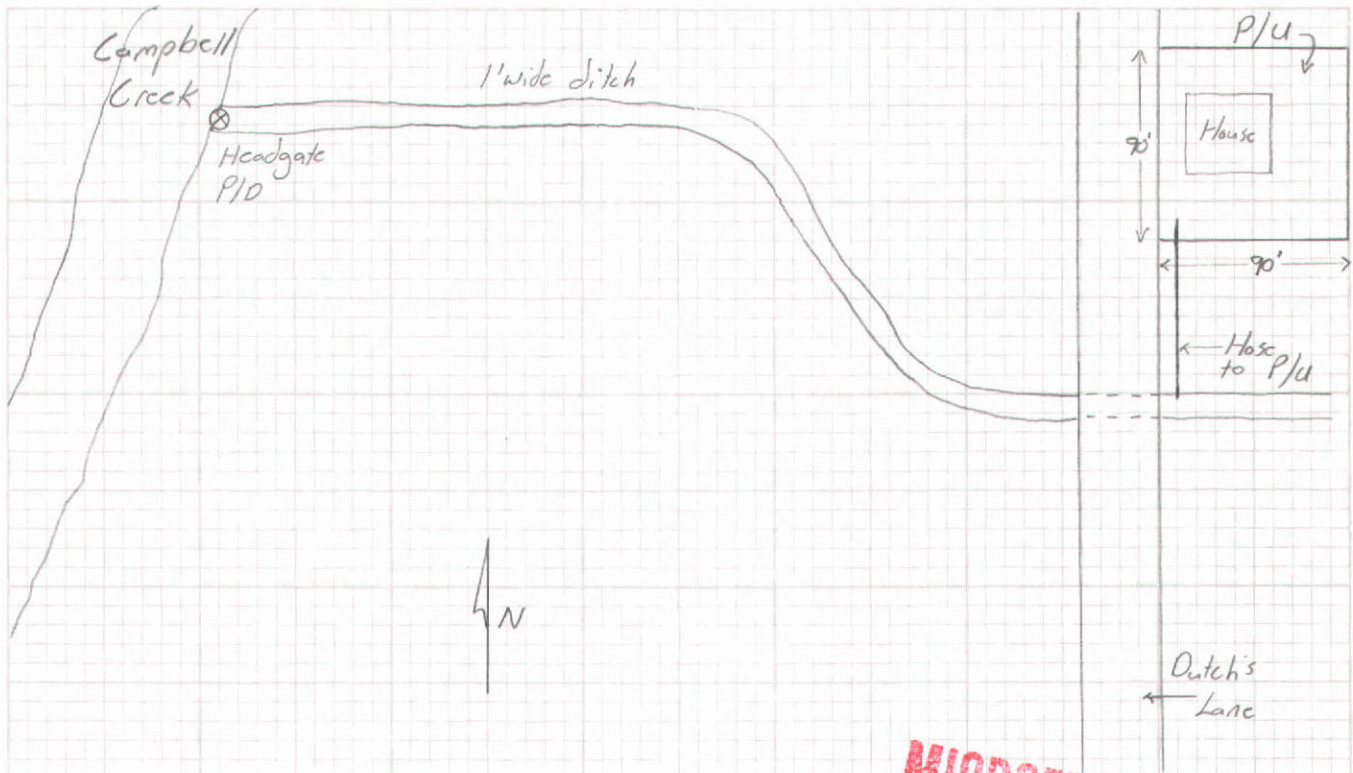
1. Owner: Donald K. Seitz Permit No. 65-12942
Current Address: 1331 Tetonia Dr. Boise, ID Phone No. 343-4661 B.S.
2. Accompanied by: Mrs. Seitz EXAM. DATE: 7-5-91
Address: Same Phone No. _____
Relationship to Permit Holder: _____
3. Source: Campbell Creek tributary to Cascade Reservoir

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 65-2743, 3140A, 4991, 5383, 6828, 6983, 7438, 7715, 8069, 8314, 8580, 9821, 10431 ☐ 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" = None

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).

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Retcher

SCALE 14N 3E 33 NWSESE
PHOTO ID. T-60

PERMIT 65-12942 INIT MS
T. R. S. O/Q

RESERVOIR

BOISE

NATIONAL

FOREST

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Retske
JUL 08 1993

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JUL 01 1993

710

Plu

Minnesota
JUL 0 1 1993
Rutke

JUL 0 8 1993

#2.
Ditch flows
from top to bottom
out of creek.



#1
A 1' wide
ditch diverts
water from
Campbell Creek
Creek flows
left to right.



65-129412



#3

Headgate located
on ditch $\approx 10'$
to the east of
Campbell Creek.



#4.

Ditch as it
Flows to the east
past Scitz's place.
Hose located in
ditch & water
diverted via gravity.

MISSED
JUL 01 1993
MISSED
JUL 08 1993
Retake

G5-129412



#5.

Source of
measurement.



#6.

P/U Facing
South east.

MIDNIGHT
JUL 01 1993
MIDNIGHT

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#7.

Place of use,
north side of
house.

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JUL 08 1993

Retake

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12942

Priority: November 10, 1988

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that DONALD K SEITZ
1331 TETONIA DR
BOISE ID 83705

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 10, 1988; and has submitted Proof of Beneficial Use on November 6, 1990. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

CAMPBELL CREEK

tributary to CASCADE RESERVOIR

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	04/15 to 10/15	0.01 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: NWSESE , Sec. 33, Township 14N, Range 03E
VALLEY 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>
14N	03E	33	SESE	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. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.

JUL 01 1993

JUL 08 1993
Retake

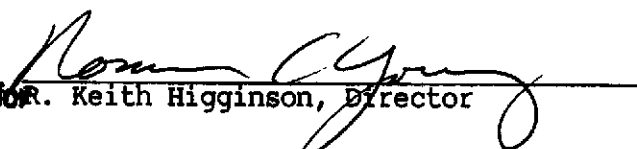
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 65-12942

CONDITIONS/REMARKS:

7. This right when combined with all other rights shall provide no more than 3.0 afa per acre for the lands above.
8. The Director retains jurisdiction of this right to require purchase or lease of storage water to compensate for diversion of the streamflow authorized by this right.
9. This water right is subject to all prior water rights, specifically including those of the City of Cascade for which the point of diversion is upstream on Campbell Creek.

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 26TH day of MAY, 1993.


Acting for. Keith Higginson, Director

NOT RECORDED

JUL 01 1993

JUL 08 1993
Retake

[Handwritten initials and marks]

REC'D
NOV 6 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources **PROOF OF BENEFICIAL USE**

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. 45-12942 Telephone No 343-4661 (bus)

2 Name(s) of Permit Holder(s): Donald K. Seitz

3 Post Office Address: 1331 Victoria Dr., Boise ID 83705

4 Source of Water: Campbell Creek

a If ground water, well driller's name: - Date drilled: -

b Pump horsepower: - Pressure (psi): - Dynamic pumping level (ft.): -

5 Extent of Use:

Domestic - (No. of households)

Irrigation 1 (No. of acres)

Stockwater - (No. and type of stock)

Other -

6 Total rate and/or volume for which proof is submitted 0.03 cfs - acre/feet

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

Measuring device: Required? - Yes X No Installed? - Yes - No

OR

Flow Measurement Port: Required? - Yes X No Installed? - Yes - No

8 Fee Enclosed: \$ 0 (See License Examination Fee Schedule)

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

same as above
Name

Telephone No

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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

DEC 18 1990

Date 11-6-1990

X Donald K. Seitz
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 65-12942

Proposed Priority: November 10, 1988 Maximum Diversion Rate: 0.03 CFS

This is to certify, that **DONALD R. SEITZ**
1331 TETONIA DR.
BOISE, ID 83705

has applied for a permit to appropriate water from:

CAMPBELL CREEK tributary of **CASCADE RESERVOIR**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	04/15 to 10/15	0.03 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NWSESE Sec. 33, Township 14N, Range 03E
 VALLEY County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N 03E 33	SESE 1			1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 1, 1991**.
2. Subject to all prior water rights.
3. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. Use of water under this permit is subject to control by the watermaster of State Water District No. 65.
6. The Director retains jurisdiction of this permit to require purchase or lease of storage water to compensate for diversion of the streamflow authorized by this right.
7. This water right is subject to all prior water rights, specifically including those of the City of Cascade for which the point of diversion is upstream on Campbell Creek.

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FEB 27 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 65-12942

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

28th day of December, 1989.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

FEB 27 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 DONALD K. SEITZ Phone 343-4661 W
342-4745 H
Post office address 1331 TETONIA DRIVE, BOISE, ID 83705
- 2 Source of water supply CAMPBELL CREEK which is a tributary of CASCADE RES.
- 3 Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt Lot _____
Sec. 33 Township 14 N Range 3 E B.M. VALLEY County, additional
points of diversion if any _____
4. Water will be used for the following purposes:
Amount .03 for IRRIGATION purposes from 4/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- 5 Total quantity to be appropriated is (a) .03 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works
- a. Description of ditches, flumes, pumps, headgates, etc. DITCH FROM
CAMPBELL CREEK
- 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)

RECORDED

FEB 27 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 _____
- 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	33																1	1

Total number of acres to be irrigated 1

10. Describe any other water rights used for the same purposes as described above _____

WELL

11 a. Who owns the property at the point of diversion? UNKNOWN

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. _____

12 Remarks. THERE IS AN EXISTING DITCH FROM CAMPBELL

CREEK WHICH IS USED BY SEVERAL PROPERTY

OWNERS IN THE SUBDIVISION

LOT 7 OF GRATTON-BARNARD SUBD.

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FEB 27 1990

ROAD

US-499

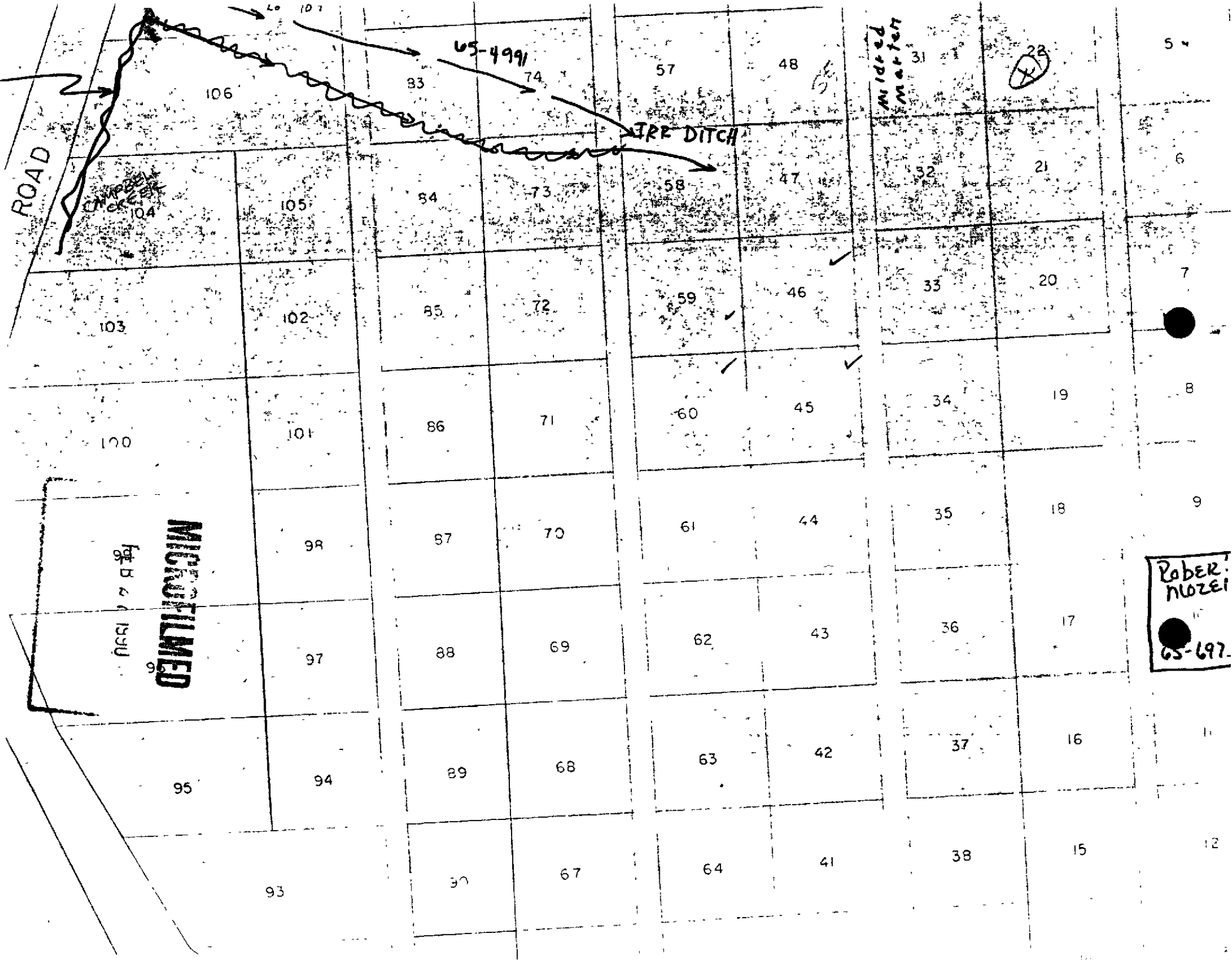
TIRE DITCH

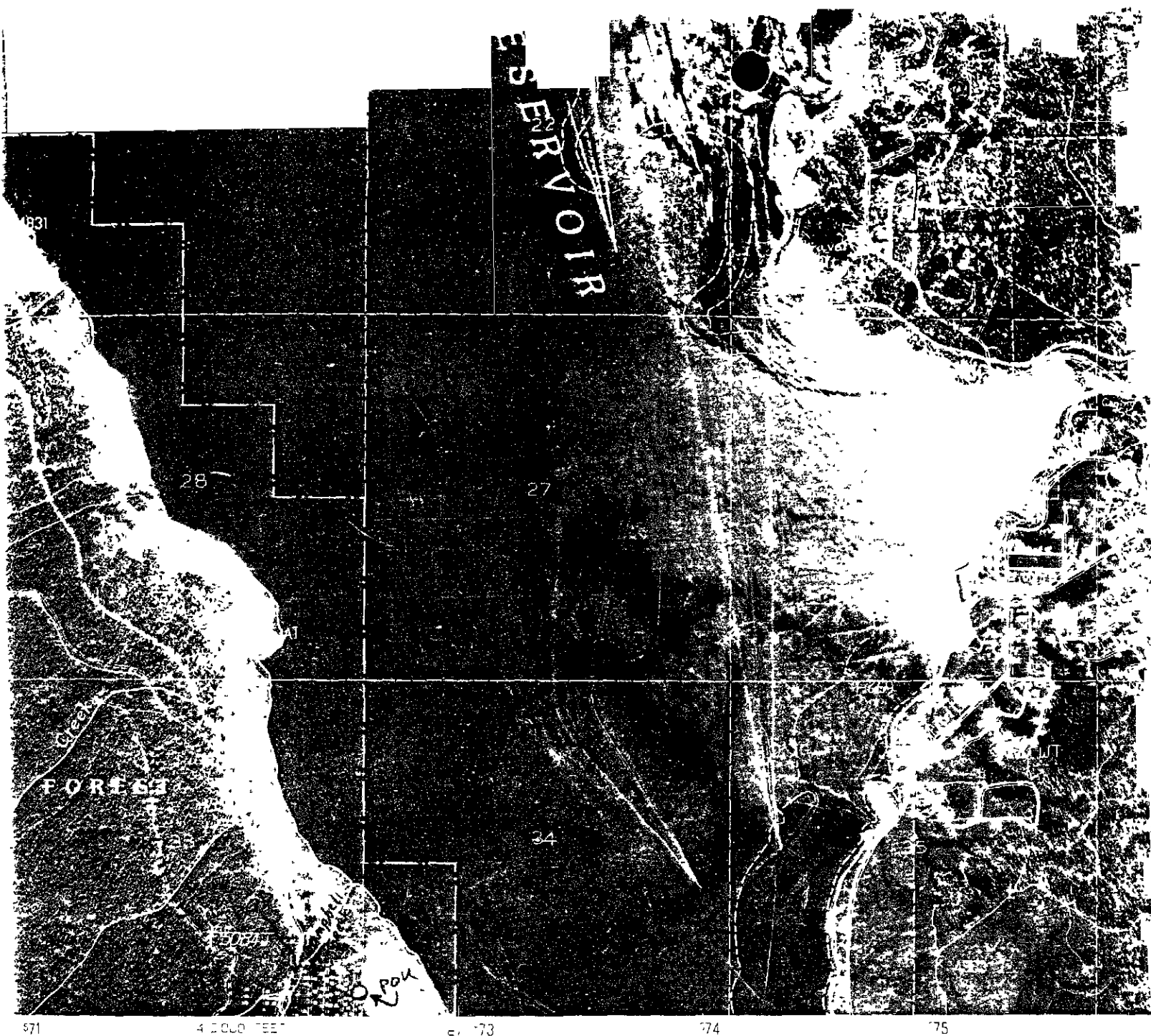
Midway
Market

22

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ROBERT
NOZEL
65-697





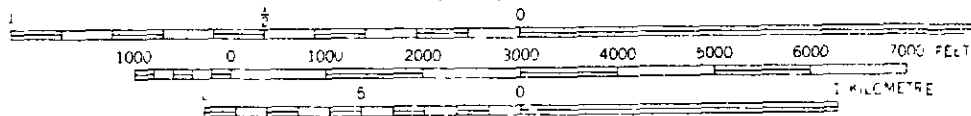
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FEB 27 1977

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552

MICROFILMED

~~FEB 27 1950~~

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

(Applicant)

Received by kw Date 11-15-88 Time 3:00pm Preliminary check by DJK
Fee \$ 30. Receipted by kw # 0003291 Date 11/10/1988
Publication prepared by GG Date 12-28-88 Published in The Advocate
Publication approved SH Date 2/6/89 1/4 & 1/11/89

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 _____, 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

FEB 27 1990



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

May 26, 1993

DONALD K SEITZ
1331 TETONIA DR
BOISE ID 83705

RE: WATER RIGHT NO. 65-12942

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

JUL 01 1993

Retake
JUL 08 1993

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD K SEITZ 1331 TETONIA DR BOISE ID 83705 (208) 342-4745	11/10/1988	IRRIGATION	04-15 10-15	0.01 CFS	0.6 AFA
TOTAL DIVERSION:					0.01 CFS	0.6 AFA

Water Source: CAMPBELL CREEK

Tributary to: CASCADE RESERVOIR

Stage: LICENSE

Point(s) of Diversion Capacity: 0.01 CFS

Point(s) of Diversion: T14N R03E S33 NW SE SE

Place of use Legal Description for: IRRIGATION

				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	Lt	Ac
			:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	SUM
14N	03E	33	:																		
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LICENSE REVIEW CHECKLIST

Permit # 65-12942

Date 5-21-93

Brenda Chapman

NAME	<u>Yes</u>	<u>No</u>	Address Change?
PRIORITY DATE	<u>Yes</u>	<u>No</u>	Advance?
	<u>Yes</u>	<u>No</u>	Memo to Advance
	<u>Yes</u>	<u>No</u>	Order to Reinstate Needed?
TOTAL CFS	<u>-NA-</u>	<u>Yes</u>	Incorrect Fee for rate recommended?
	<u>-NA-</u>	<u>Yes</u>	Measurement Done $\frac{1}{15} \times \frac{60}{1} = \frac{60}{15} = 448.8 = .01 \text{ CFS}$
	<u>-NA-</u>	<u>Yes</u>	Pumping Theoretical $(8.8) \times () \times (.7)$
	<u>Yes</u>	<u>No</u>	System Capacity <u>.01</u>
	<u>Yes</u>	<u>No</u>	Allowable Amount: <u>$(.01 \times .2) (\text{CAPACITY})$</u>
TOTAL VOLUME			Rate/ac <u>3.0</u> AFA Irr. Season <u>B</u>
			<u>4-15 to 10-15</u> Standard Irr. Season
			<u>STANDARD</u> Season Recommended
	<u>Yes</u>	<u>No</u>	Disagree with Examiner's Calculations?
	<u>Yes</u>	<u>No</u>	Flow limit: <u>$3.0 \times .2 = .6 \text{ AF}$</u>
	<u>Yes</u>	<u>No</u>	Flow limit: <u>$.01 \times 184 \times 1.9835 = 3.6 \text{ AF}$</u>
SOURCE	<u>Yes</u>	<u>No</u>	Changes? Clarification of <u>Originally</u>
	<u>Yes</u>	<u>No</u>	<u>Intended</u> source
	<u>Yes</u>	<u>No</u>	Notice of Intent to Void.
P/D	<u>Yes</u>	<u>No</u>	Amendment Needed?
	<u>Yes</u>	<u>No</u>	Overlap Analysis a Consideration?
P/U	<u>Yes</u>	<u>No</u>	Amendment Needed?
	<u>Yes</u>	<u>No</u>	Overlap Analysis for 5+ Acres Needed?
USES	<u>Yes</u>	<u>No</u>	Change(s) in Nature of Use?
	<u>Yes</u>	<u>No</u>	Amendment Needed?
REMARKS	<u>Yes</u>	<u>No</u>	Multiple P/Ds in 1/4 1/4?
	<u>Yes</u>	<u>No</u>	Non-Irr. Uses
	<u>Yes</u>	<u>No</u>	Special Overlap Condition
	<u>Yes</u>	<u>No</u>	Other
CONDITIONS	<u>AO4</u>	<u>Yes</u>	Measuring Devices
	<u>AO4</u>	<u>Yes</u>	W/Master Control
	<u>AO4</u>	<u>Yes</u>	Standard/Irr/Overlap
	<u>AO4</u>	<u>Yes</u>	Water Quality
	<u>AO4</u>	<u>Yes</u>	Dates/Misc
	<u>AO4</u>	<u>Yes</u>	Water Dist
	<u>AO4</u>	<u>Yes</u>	App Rec'd
	<u>AO4</u>	<u>Yes</u>	Exam Made

COMMENTS:

LICENSE ✓ AMEND SPECIAL PARAGRAPH

RECEIVED
MAR 25 1993
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

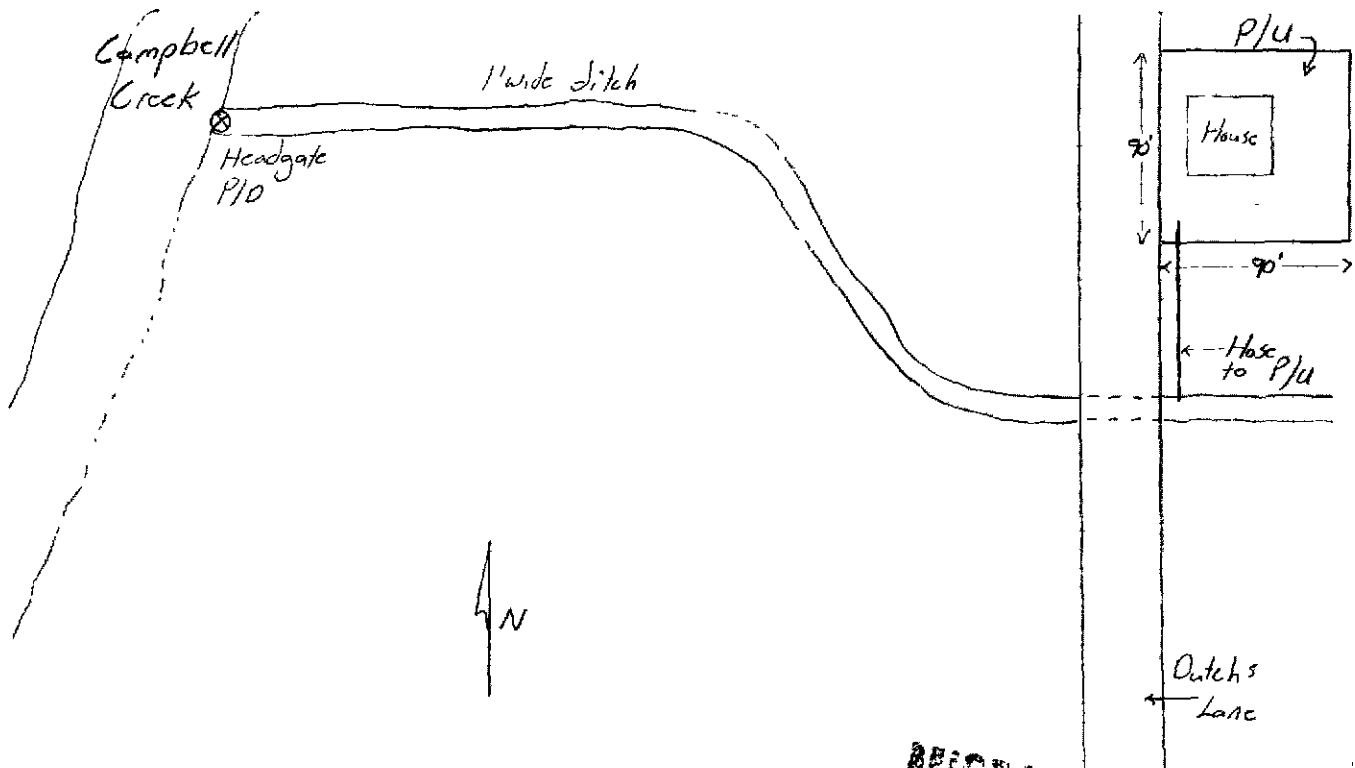
1. Owner Donald K. Seltz Permit No. 65-12942
Current Address: 1331 Tekona Dr. Boise, ID Phone No. 343-4661 B.S.
2. Accompanied by Mike Seltz EXAM. DATE: 7-5-91
Address: Sack Phone No. _____
Relationship to Permit Holder: _____
3. Source: Campbell Creek tributary to Cascade Reservoir

B. OVERLAP REVIEW

1. Other water rights with same place of use. None ☐ Copies Attached
2. Other water rights with same point of diversion: 65-2743, 3464, 4791, 5353, 6828,
6985, 74133, 1115, 8069, 8314 ☐ Copies Attached ☐ Copies of Field Exam's Attached
8580, 9821, 10431

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" = None

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)

JUL 08 1993
Retcher

System Description (continued)

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

A 1' wide ditch was constructed to divert water from Campbell Creek. About 13 other homes also use water from the ditch. The Seitz's home is located about 700' downstream from the headgate on this ditch. Water for their irrigation is diverted from the ditch directly east of Dutch's Lane. The water is carried via a 3/4" hose to the Seitz's property, approx 100' away. The area irrigated is 90' x 100', less a 600 sq. foot house.
Total Acreage = $90 \times 100' - 600 \text{ sq ft} / 43560 = .2 \text{ acres}$

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	None			None	

*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
		NW	SE	SE	33	14N	3E	Valley	USGS 1:100,000 (1971)

6. Place(s) of Use:

Indicate Method of Determination (USGS 1:100,000 (1971))

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	3E	33																2	.2

Do not use this space

JUL 01 1993

Retake
JUL 03 1993

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 gal bucket						
Stopwatch						

2. Measurements:

1 gal in 15s

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{1 \text{ gal}}{15 \text{ s}} \times \frac{60 \text{ s}}{\text{min}} = 4 \text{ gpm} / 4.85 = .01 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$2 \text{ acres} \times .023 \text{ cfs/acre} = .01 \text{ cfs (allow .03)}$$

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:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .2 \times 3.0 = .6 \text{ afa}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .01 \text{ cfs} \times 183 \text{ days} \times 1.9835 = 3.6 \text{ afa}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = .6 \text{ afa}$$

2. Volume Calculations for Other Uses:

Microfilm

JUL 01 1993

Microfilm

JUL 08 1993

Retake

H. REMARKS AND OVERLAP REVIEW ANALYSIS

P10

All other water rights diverting from Campbell Creek are overlaps, because all of the rights obtain their water from the same ditch that diverts from the same Campbell Creek. The portions that are the ditch were used by Mrs. Seales.

The overlapping rights are:

65-0743, 65-3140A, 65-04991, 65-05383, 65-06828,
65-06987, 65-07438, 65-07715, 65-08069, 65-08314,
65-08580, 65-09521, 65-0431.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation - 2a	7/15	10/15	0.03	0.1
Totals:			0.03	0.1

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

☐ Other

J. AUTHENTICATION

Field Examiner's Name Mark Seales
 Signature Mark Seales
 Certification Date _____
 Field Report Preparation Date 7-8-91



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

MAILED

Retake
JUL 08 1993

JUL 01 1993

SCALE 1/4" = 3/4" NW 1/4 SE
PHOTO ID. T-60

PERMIT 65-12942 INIT MS
T. R. S. 0/0

RESERVOIR

NATIONAL FOREST

Creek

Head

100

100

32	33	SE	43	65-12104	CITY OF CASCADE	C A	04/03/1978	FRENCH CREEK UNNAMED STN FRENCH CREEK UNNAMED STN FRENCH CREEK GROUNDWATER
		SE	43 <td>65-12104 <td>CITY OF CASCADE <td>C A</td> <td>04/03/1978 <td></td> </td></td></td>	65-12104 <td>CITY OF CASCADE <td>C A</td> <td>04/03/1978 <td></td> </td></td>	CITY OF CASCADE <td>C A</td> <td>04/03/1978 <td></td> </td>	C A	04/03/1978 <td></td>	
		SE	43 <td>65-06922 <td>KETCHUM KETCHUM <td>C D</td> <td>09/01/1973 <td></td> </td></td></td>	65-06922 <td>KETCHUM KETCHUM <td>C D</td> <td>09/01/1973 <td></td> </td></td>	KETCHUM KETCHUM <td>C D</td> <td>09/01/1973 <td></td> </td>	C D	09/01/1973 <td></td>	
		NH	40 <td>65-10354 <td>CITY OF CASCADE <td>C D</td> <td>07/16/1888 <td>HAZARD CREEK</td> </td></td></td>	65-10354 <td>CITY OF CASCADE <td>C D</td> <td>07/16/1888 <td>HAZARD CREEK</td> </td></td>	CITY OF CASCADE <td>C D</td> <td>07/16/1888 <td>HAZARD CREEK</td> </td>	C D	07/16/1888 <td>HAZARD CREEK</td>	HAZARD CREEK
		NH	01 <td>65-11296 <td>U.S. DEPT. OF AGRI <td>C D</td> <td>06/30/1906 <td>HAZARD CREEK</td> </td></td></td>	65-11296 <td>U.S. DEPT. OF AGRI <td>C D</td> <td>06/30/1906 <td>HAZARD CREEK</td> </td></td>	U.S. DEPT. OF AGRI <td>C D</td> <td>06/30/1906 <td>HAZARD CREEK</td> </td>	C D	06/30/1906 <td>HAZARD CREEK</td>	HAZARD CREEK
		SE	01 <td>65-03140X <td>U.S. DEPT. OF AGRI <td>C D</td> <td>06/01/1899 <td>CAMPBELL CR</td> </td></td></td>	65-03140X <td>U.S. DEPT. OF AGRI <td>C D</td> <td>06/01/1899 <td>CAMPBELL CR</td> </td></td>	U.S. DEPT. OF AGRI <td>C D</td> <td>06/01/1899 <td>CAMPBELL CR</td> </td>	C D	06/01/1899 <td>CAMPBELL CR</td>	CAMPBELL CR
		SE	43 <td>65-02743 <td>ROMER <td>C D</td> <td>10/03/1963 <td>CAMPBELL CR</td> </td></td></td>	65-02743 <td>ROMER <td>C D</td> <td>10/03/1963 <td>CAMPBELL CR</td> </td></td>	ROMER <td>C D</td> <td>10/03/1963 <td>CAMPBELL CR</td> </td>	C D	10/03/1963 <td>CAMPBELL CR</td>	CAMPBELL CR
		SE	43 <td>65-02743 <td>ROMER <td>C D</td> <td>10/03/1963 <td>CAMPBELL CR</td> </td></td></td>	65-02743 <td>ROMER <td>C D</td> <td>10/03/1963 <td>CAMPBELL CR</td> </td></td>	ROMER <td>C D</td> <td>10/03/1963 <td>CAMPBELL CR</td> </td>	C D	10/03/1963 <td>CAMPBELL CR</td>	CAMPBELL CR
		SE	01 <td>65-03140A <td>U.S. DEPT. OF AGRI <td>C D</td> <td>06/01/1899 <td>CAMPBELL CR</td> </td></td></td>	65-03140A <td>U.S. DEPT. OF AGRI <td>C D</td> <td>06/01/1899 <td>CAMPBELL CR</td> </td></td>	U.S. DEPT. OF AGRI <td>C D</td> <td>06/01/1899 <td>CAMPBELL CR</td> </td>	C D	06/01/1899 <td>CAMPBELL CR</td>	CAMPBELL CR
		SE	43 <td>65-03341 <td>BLACKWELL <td>C D</td> <td>06/23/1967 <td>GROUNDWATER</td> </td></td></td>	65-03341 <td>BLACKWELL <td>C D</td> <td>06/23/1967 <td>GROUNDWATER</td> </td></td>	BLACKWELL <td>C D</td> <td>06/23/1967 <td>GROUNDWATER</td> </td>	C D	06/23/1967 <td>GROUNDWATER</td>	GROUNDWATER
		SE	43 <td>65-03346 <td>PHELPS <td>C D</td> <td>06/04/1967 <td>GROUNDWATER</td> </td></td></td>	65-03346 <td>PHELPS <td>C D</td> <td>06/04/1967 <td>GROUNDWATER</td> </td></td>	PHELPS <td>C D</td> <td>06/04/1967 <td>GROUNDWATER</td> </td>	C D	06/04/1967 <td>GROUNDWATER</td>	GROUNDWATER
		SE	43 <td>65-03596 <td>MC GOWEN <td>C D</td> <td>07/13/1970 <td>GROUNDWATER</td> </td></td></td>	65-03596 <td>MC GOWEN <td>C D</td> <td>07/13/1970 <td>GROUNDWATER</td> </td></td>	MC GOWEN <td>C D</td> <td>07/13/1970 <td>GROUNDWATER</td> </td>	C D	07/13/1970 <td>GROUNDWATER</td>	GROUNDWATER
		SE	43 <td>65-03885 <td>MC GOWEN WILLIAMS <td>C D</td> <td>07/15/1970 <td>GROUNDWATER</td> </td></td></td>	65-03885 <td>MC GOWEN WILLIAMS <td>C D</td> <td>07/15/1970 <td>GROUNDWATER</td> </td></td>	MC GOWEN WILLIAMS <td>C D</td> <td>07/15/1970 <td>GROUNDWATER</td> </td>	C D	07/15/1970 <td>GROUNDWATER</td>	GROUNDWATER

LII

02NP
22)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

RNG	SECT	ACT	LOT	WATER USE CODE	WATER RIGHT NO.	LAST NAME	Q	STG	PRIORITY DATE	POD FLAG
		1 4					C			
03E	33	SE	43		65-04991	ADAMSON ✓	C	D	05/01/1965	CAMPBELL
		SE	43		65-05383	TRAYER ✓	C	D	05/01/1965	CAMPBELL
		SE	43		65-06828	MC CLINTICK ✓	C	D	06/07/1970	CAMPBELL
						MC CLINTICK	C			
						HARROLD	C			
		SE	43		65-06841	HARROLD	C	D	04/01/1972	GROUNDWATER
		SE	43		65-06962	MARSHALL	C	D	09/01/1973	GROUNDWATER
						POUND, SR.	C			
						POUND	C			
						SLABAUGH	C			
		SE	43		65-06975	SLABAUGH	C	D	08/20/1970	GROUNDWATER
						HOZER	C			
		SE	43		65-06983	HOZER	C	D	04/01/1969	CAMPBELL
		SE	43		65-07157	BOCKMANN ✓	C	D	08/25/1970	GROUNDWATER
						WARD	C			
						PRICE	C			
		SE	43		65-07438	WEST MOUNTAIN LODGE ✓	L	L	12/03/1973	CAMPBELL
		SE	43		65-07715	HARTZELL ✓	C	L	10/28/1976	CAMPBELL
						HARTZELL	C			
		SE	43		65-07734	J K M R ASSN.	C	L	11/10/1976	GROUNDWATER
		SE	43		65-07909	MURPHY	C	L	07/25/1977	UNNAMED
						MARTEN	C			
						MARTEN	C			
		SE	43		65-08069	GRECO ✓	C	D	06/01/1959	CAMPBELL
		SE	43		65-08118	GROSS	C	D	11/16/1973	GROUNDWATER
		SE	43		65-08314	WARD ✓	C	D	04/01/1967	CAMPBELL
						WARD	C			
		SE	43		65-08479	PENNY ✓	C	D	06/01/1966	GROUNDWATER
		SE	43		65-08580	RYAN ✓	C	D	04/01/1967	CAMPBELL
		SE	43		65-09594	BROWNFIELD	C	D	10/01/1974	GROUNDWATER
						BROWNFIELD	C			
		SE	43		65-09704	MC NEFF	C	D	08/20/1975	GROUNDWATER
						MC NEFF	C			
		SE	01		65-09821	ROBERTS ✓	C	D	06/01/1969	CAMPBELL
						ROBERTS	C			
		SE	43		65-10157	HANNES	C	D	09/23/1972	GROUNDWATER
		SE	43		65-10431	HOGG ✓	C	D	04/01/1959	CAMPBELL
		SE	43.40		65-12241	WEST MOUNTAIN LODGE	C	L	05/15/1979	GROUNDWATER
						BUNNEN	C			
		SE	43		65-12369	RIGGS	C	L	10/29/1980	GROUNDWATER
		SE	01		65-12942	SEITZ	C	P	11/10/1988	CAMPBELL
		NE	43		65-10330	BATE	C	D	10/01/1975	GROUNDWATER
		NE	43		65-10288	KAPPAH	C	D	06/01/1974	GROUNDWATER
						KAPPAH	C			
		NE	43		65-12726	CITY OF CASCADE	C	P	12/13/1984	GROUNDWATER
		NE	07		65-00593	BOISE CASCADE CORP	C	D	07/01/1921	PAYETTE
		NE	07		65-00595	BOISE CASCADE CORP	C	D	07/01/1962	PAYETTE
		NE	10		65-00597	BOISE CASCADE CORP	C	D	07/01/1945	SPRINGS
		NE	22		65-12755	BOISE CASCADE CORP	C	L	11/12/1985	GROUNDWATER
		NE	43		65-08074	LOVE	C	D	04/01/1949	GROUNDWATER
		NE	43		65-08593	LOVE	C	D	04/01/1949	GROUNDWATER

3 JUL 08 1993
JUL 08 1993
Ruthe

65-12942



#1

A 1' wide
ditch inverts
water from
Campbell Creek
Creek flows
left to right.

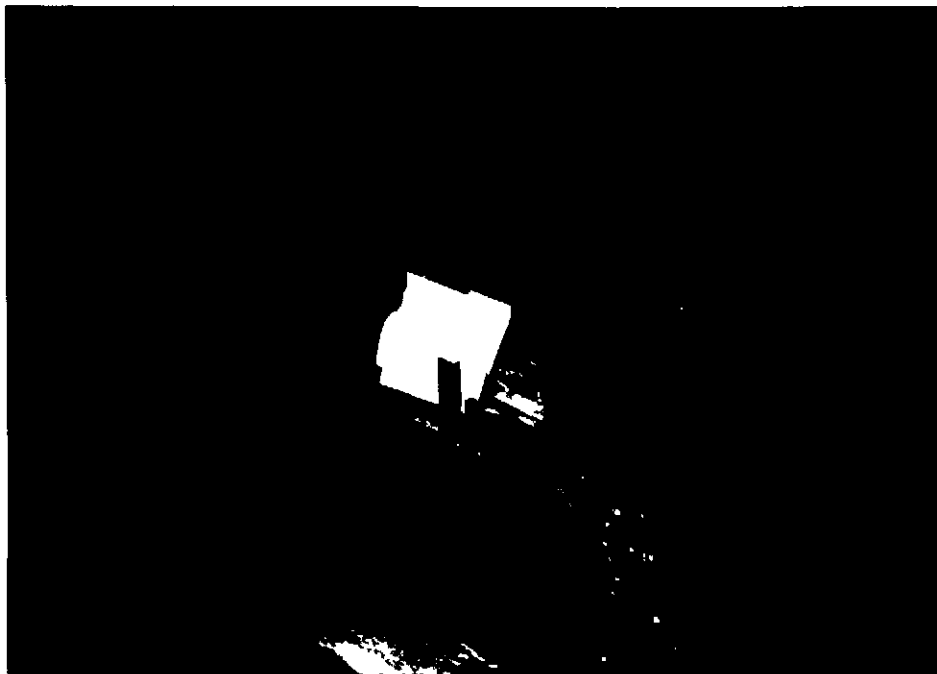


#2

Ditch flows
from top to bottom
out of creek.

JUL 08 1923

Rutake



#3

Headgate located
on ditch 2 1/2'
to the east of
Campbell Creek.

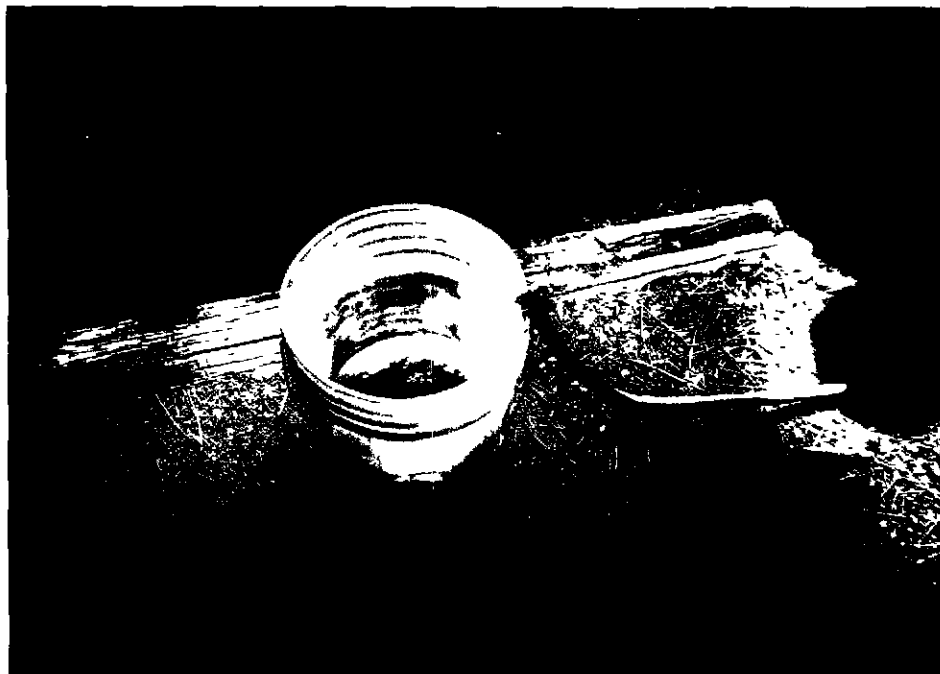


#4.

Ditch as it
flows to the east
past Scitz's place.
Here located in
ditch & water
diverted via gravity

JUL 01 1993

JUL 08 1993
Retch



#5.

Source of
measurement



#6.

P/L Facing
South east

JUL 01 1993

JUL 08 1993
Retake



#7.

Place of use,
north side of
house

JUL 01 1993

JUL 08 1993

Retake

December 7, 1990

DONALD K. SEITZ
1331 TETONIA DR.
BOISE, ID 83705

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-12942

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECEIVED

DEC 18 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 65-12942

Date: 11-30-90

General Considerations:

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

Source of Water:

y Surface water
1 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
_____ Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

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

Remarks: Proof acceptable

u/h Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

28
SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

October 31, 1990

DONALD K. SEITZ
1331 TETONIA DR.
BOISE, ID 83705

PROOF DUE NOTICE

RE: PERMIT NO. 65-12942

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 January 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

MICROFILMED

DEC 18 1990

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
December 29, 1989

DONALD K. SEITZ
1331 TETONIA DR.
BOISE, ID 83705

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P65-12942

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.

We have enclosed 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 for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MicroFILMED

FEB 27 1990

P/D T14N R3E S33
P/U T14N R3E S33

NWSE SE
E SE

Form No. 202a.
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

65-12942

INITIAL REVIEW BY: EK

DATE: 11-28-88

APPLICATION: _____

REQUIRED INFORMATION

sc 11/29/88

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume)
☒ Period of use:
☒ Nature of proposed use: (Include description of use)
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
☒ Fee:
☒ yes ☐ No* In form to receipt:

Gov't. Lots:

no P/D

no P/U

ADDITIONAL INFORMATION

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on the back.) see sheet
☒ Overlapping point of diversion: see sheet
☐ 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

RECEIVED

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

YES NO

- ☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Svc.
☐ ☒ Water District # _____
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:

☐ ☐ Protests received, Final date for protest January 23, 1989

☐ ☐ Protests, dates, resolution of protest recorded on application:

☐ ☐ Recommendations attached: Approve, Dnr

☐ ☐ Measuring device required:

☐ ☐ Measuring port required:

☒ ☐ Water delivered by water master? District # 65, Payette River

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

☒ ☐ See Below For Additional Information

Recommended Date of Priority 11/10/1988

Recommended by: Dnr

Date 11/8/1989

STATE OFFICE REVIEW

P110

** (below) 57 05 (65) 04

See below for additional information. By kw

Date 12/8/89

ADDITIONAL INFORMATION

OVERLAP Summary

Numerous rights exist in tract for Campbell Creek or groundwater diversions for domestic use and other uses. The only irrigation right is 65-07821, Campbell Creek, 1 acre, other land than applicant's.

Note that applicant does not know who owns land it pld.

05 (65, Payette River), 04,

This water right is subject to all prior water rights, specifically including those of the City of Cascade for which the point of diversion is upstream on Campbell Creek."

08/14/88
1586

WR0722NP
(00-22)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

DATE: 0:
PAGE:

P10 pg 1

TWP	RNG	SECT	TRACT	LOT	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	SIG	PRIORITY	POD DATE	FLAG	WATER SOURCE
			14	14	14								
14N	03E	29	NE	NE		65-02666	U.S. DEPT. OF AGR	C			12/10/1959		FRENCH CREEK
14N	03E	29	NE	NE	01	65-09951	U.S. DEPT. OF AGR	C	D		07/18/1907		FRENCH CREEK
14N	03E	32	NA	SE	43	65-06922	KETCHUM KETCHUM	C C	D		09/01/1973		GROUNDWATER
14N	03E	33	NE	NA	40	65-10354	CITY OF CASCADE	C	D		07/16/1888		HAZARD CREEK
14N	03E	33	NE	NA	01	65-11296	U.S. DEPT. OF AGR	C	D		06/30/1906		HAZARD CREEK
14N	03E	33	NE	SE	01	65-03140X	U.S. DEPT. OF AGR	C	D		06/01/1899		CAMPBELL CREEK
14N	03E	33	SE	SE	43	65-10157	HAYNES	C	D		09/23/1972		GROUNDWATER
14N	03E	33	SE	SE	43	65-10431	HOGG	C	D		04/01/1959		CAMPBELL CREEK
14N	03E	33	SE	SE	43.10	65-12241	WEST MOUNTAIN LODG BOMENGEN	C C	L		05/15/1979		GROUNDWATER
14N	03E	33	SE	SE	43	65-12369	RIGGS	C	L		10/29/1980		GROUNDWATER
14N	03E	33	SE	SE	43	65-02743	ROMER	C	D		10/03/1963		CAMPBELL CREEK
14N	03E	33	SE	SE	43	65-02743	ROMER	C	D		10/03/1963		CAMPBELL CREEK
14N	03E	33	SE	SE	01	65-03140A	U.S. DEPT. OF AGR	C	D		06/01/1899		CAMPBELL CREEK
14N	03E	33	SE	SE	43	65-03341	BLACKWELL PHELPS	C C	D		06/23/1967		GROUNDWATER
14N	03E	33	SE	SE	43	65-03346	RYAN	C	D		06/04/1967		GROUNDWATER
14N	03E	33	SE	SE	43	65-03596	MC GOWEN MC GOWEN	C C	D		07/13/1970		GROUNDWATER
14N	03E	33	SE	SE	43	65-03885	HILLIAMS	C	D		07/15/1970		GROUNDWATER
14N	03E	33	SE	SE	43	65-04991	ADAMSON	C	D		05/01/1965		CAMPBELL CREEK
14N	03E	33	SE	SE	43	65-05383	TRUCKER	C	D		05/01/1965		CAMPBELL CREEK
14N	03E	33	SE	SE	43	65-06820	MC CLINTICK MC CLINTICK HAROLD HAROLD	C C C C	D		06/07/1970		CAMPBELL CREEK
14N	03E	33	SE	SE	43	65-06841	MARSHALL	C	D		04/01/1972		GROUNDWATER

P/O 052

BIB

FILE: 08/14/88
AGE: 1587

MR0722NP
(00-22)

IDaho DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

DATE
PAGE

TRACT	TRACT	LOT	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O SIG	PRIORITY	POD	WATER SOURCE
14N 03E 33	SE SE	43				C	D	08/20/1970	GROUNDWATER
14N 03E 33	SE SE	43		65-06983	BOCKHANN	C	D	04/01/1969	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-07157	WARD PRICE	C	D	08/25/1970	GROUNDWATER
14N 03E 33	SE SE	43		65-07438	WEST MOUNTAIN LODGE	C	L	12/03/1973	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-07215	HARTZELL	C	L	10/28/1976	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-07234	J. K. M. R. ASSOCI	C	L	11/10/1976	GROUNDWATER
14N 03E 33	SE SE	43		65-07909	MURPHY HORTEN HORTEN	C	L	07/25/1977	UNNAMED STREAM
14N 03E 33	SE SE	43		65-08069	GREGORY	C	D	06/01/1952	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-08118	GROSS	C	D	11/16/1973	GROUNDWATER
14N 03E 33	SE SE	43		65-08314	WARD WARD	C	D	04/01/1967	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-08479	PENNY	C	D	06/01/1966	GROUNDWATER
14N 03E 33	SE SE	43		65-08580	RYAN	C	D	04/01/1967	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-09594	BROUNFIELD BROUNFIELD	C	D	10/01/1974	GROUNDWATER
14N 03E 33	SE SE	43		65-09704	MC NEFF MC NEFF	C	D	08/20/1975	GROUNDWATER
14N 03E 33	SE SE	01		65-09821	ROBERTS ROBERTS	C	D	06/01/1969	CAMPBELL CREEK
14N 03E 35	NW NE	43		65-10320	BATE	C	D	10/01/1975	GROUNDWATER
14N 03E 35	SW NE	43		65-10288	KARPACH KARPACH	C	D	06/01/1974	GROUNDWATER

12/1

14N 03E 33	WM NE	9.0	01	65-11296	U.S. DEPT. OF AGRIC	C	D	06/30/1906	WAZARD CREEK
14N 03E 33	SM NE	3.0	01	65-03140X	U.S. DEPT. OF AGRIC	C	D	06/01/1899	CAMPBELL CREEK
14N 03E 33	SE NE	7.0	01	65-03140X	U.S. DEPT. OF AGRIC	C	D	06/01/1899	CAMPBELL CREEK
14N 03E 33	NE SE	18.0	01	65-03140X	U.S. DEPT. OF AGRIC	C	D	06/01/1899	CAMPBELL CREEK
14N 03E 33	SE SE	43		65-10157	HAYNES	C	D	09/23/1972	GROUNDWATER

L18

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFILME BY PLACE OF USE
DATE: 08/1
PAGE:

HP4001NP
(100-21)

TRP RING SECT	TRACT	LOT	ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	Q	SIG	PRIORITY	DATE	WATER SOURCE
14N 03E 33	SE SE		43		65-10431	HOGG	C	D	04/01/1959		CAMPBELL CREEK
14N 03E 33	SE SE		43.10		65-12248	WEST MOUNTAIN LODG BOHREN	C	L	05/15/1979		GROUNDWATER
14N 03E 33	SE SE		43		65-12369	RIGGS	C	L	10/29/1980		GROUNDWATER
14N 03E 33	SE SE		43		65-02743	ROPER	C	D	10/03/1963		CAMPBELL CREEK
14N 03E 33	SE SE		43		65-03341	MARQUELL PHELPS	C	D	06/23/1967		GROUNDWATER
14N 03E 33	SE SE		43		65-03346	RYAN	C	U	06/04/1967		GROUNDWATER
14N 03E 33	SE SE		43		65-03596	MC GOWEN MC GOWEN	C	D	07/13/1970		GROUNDWATER
14N 03E 33	SE SE		43		65-03885	MILLIAMS	C	D	07/15/1970		GROUNDWATER
14N 03E 33	SE SE		43		65-04991	ADAMSON	C	D	05/01/1965		CAMPBELL CREEK
14N 03E 33	SE SE		43		65-05383	TRAWER	C	D	05/01/1965		CAMPBELL CREEK
14N 03E 33	SE SE		43		65-06820	MC CLINTICK MC CLINTICK HARROLD	C	P	06/07/1970		CAMPBELL CREEK
14N 03E 33	SE SE		43		65-06841	HARRSHILL	C	D	04/01/1972		GROUNDWATER
14N 03E 33	SE SE		43		65-06962	POUND SR. POUND SR. SLABRUGH SLABRUGH	C	D	02/01/1973		GROUNDWATER

3/13/88
6708

Plu ps 2

14N 03E 33	SE	SE	43	65-07157	HARD PRICE	C D	08/25/1970	GROUNDWATER
14N 03E 33	SE	SE	43	65-07438	WEST MOUNTAIN LODG	C L	12/03/1973	CAMPBELL CREEK
14N 03E 33	SE	SE	43	65-07715	HARRIZELL	C L	10/28/1976	CAMPBELL CREEK

HIS

08/13/88
6709

INDIAN DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFICHE BY PLACE OF USE
DATE: 08/13/88
PAGE: 6709

TRP	RNG	SECT	TRACT	LOT	ACRES	WATER USE CODE	WATER RIGHT NO.	LAST NAME	O	SIG	PRIORITY	WATER SOURCE
14N	03E	33	SE	SE	43	65-07739	J. K. N. S.	85501	C L	11/10/1976	GROUNDWATER	
14N	03E	33	SE	SE	43	65-07909	MURPHY		C L	07/25/1977	UNNAMED STREAM	
14N	03E	33	SE	SE	43	65-08062	GREGORY		C D	06/01/1959	CAMPBELL CREEK	
14N	03E	33	SE	SE	43	65-08110	GROSS		C D	11/16/1973	GROUNDWATER	
14N	03E	33	SE	SE	43	65-08314	HARD		C D	04/01/1967	CAMPBELL CREEK	
14N	03E	33	SE	SE	43	65-08479	PENNY		C D	06/01/1966	GROUNDWATER	
14N	03E	33	SE	SE	43	65-08580	RYAN		C D	04/01/1967	CAMPBELL CREEK	
14N	03E	33	SE	SE	43	65-09594	BROWNFIELD		C D	10/01/1974	GROUNDWATER	
14N	03E	33	SE	SE	43	65-09704	MC NEFF		C D	08/20/1975	GROUNDWATER	
14N	03E	33	SE	SE	43	65-09821	ROBERTS		C D	06/01/1969	CAMPBELL CREEK	
14N	03E	34	SW	SW	01	65-031404	U.S. DEPT. OF AGR		C D	06/01/1899	CAMPBELL CREEK	
14N	03E	34	SW	SW	01	65-031404	U.S. DEPT. OF AGR		C D	06/01/1899	CAMPBELL CREEK	
14N	03E	35	NE	NE	22	65-12372	LARRIDGOTTIA		C P	11/03/1980	GROUNDWATER	
14N	03E	35	NE	NE	43	65-10320	DATE		C D	10/01/1975	GROUNDWATER	
14N	03E	35	NE	NE	22	65-12379	LARRIDGOTTIA		C P	11/03/1980	GROUNDWATER	



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 8, 1989

Donald K. Seitz
1331 Tetonia Drive
Boise, ID 83705

Re: Application for Permit No. 65-12942

Dear Mr. Seitz:

This office acknowledges receipt of the withdrawal of protest against the above-referenced application. We also received a withdrawal of protest signed by you, the applicant, agreeing to abide by the conditions of approval.

The Department now will continue to process the application.

Sincerely,

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

DRT:st

CC: City of Cascade, c/o Robert Remaklus

MICROFILMED

FEB 27 1990

ROBERT H. REMAKLUS, LAWYER P.A.

PROFESSIONAL CENTER BUILDING
POST OFFICE BOX 759
CASCADE, IDAHO 83611
TELEPHONE (208) 382-4267

November 7, 1989

RECEIVED
NOV 08 1989

Department of Water Resources
Western Regional Office


David R. Tuthill, Jr., P.E.
Manager, Western Regional Office
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Re: Application for Permit 65-12942
Donald K. Seitz

Dear Mr. Tuthill:

Please refer to your letter of October 3, 1989, addressed to Donald K. Seitz and me.

Enclosed is a withdrawal of protest executed October 16, 1989, by Mayor John Cloninger on behalf of the City of Cascade.

Please provide us with a copy of the final documents for our file.

Very truly yours,

Robert H. Remaklus

bb

RECEIVED

FEB 27 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

RECEIVED

NOV 03 1989

Department of Water Resources
Western Regional Office

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 65-12942)
IN THE NAME OF DONALD K. SEITZ)
_____)

WITHDRAWAL OF PROTEST

The City of Cascade hereby agrees to withdraw the protest to the approval of the above-referenced application for permit, provided the following conditions of approval are made a part of this permit. The City of Cascade has the understanding that acceptance of these conditions by Donald K. Seitz is binding both now and in the future, and that the conditions are fully enforceable by the Idaho Department of Water Resources with respect to this water right.

1. This water right is subject to all prior water rights, specifically including those of the City of Cascade for which the point of diversion is upstream on Campbell Creek.
2. The issuance of this water right in no way grants any easement or right-of-way across the land of another.

Dated this 16 day of October, 1989.

Representative of the City of Cascade

Title: MAYOR

The applicant, Donald K. Seitz, concurs with and agrees to abide by the above-identified conditions of approval.

Dated this ___ day of _____, 19__.

Donald K. Seitz: _____

MICROFILMED

FEB 21 1990

File _____
RECEIVED
OCT 24 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

Department of Water Resources
Western Regional Office

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 65-12942)
IN THE NAME OF DONALD K. SEITZ)
_____)

WITHDRAWAL OF PROTEST

The City of Cascade hereby agrees to withdraw the protest to the approval of the above-referenced application for permit, provided the following conditions of approval are made a part of this permit. The City of Cascade has the understanding that acceptance of these conditions by Donald K. Seitz is binding both now and in the future, and that the conditions are fully enforceable by the Idaho Department of Water Resources with respect to this water right.

1. This water right is subject to all prior water rights, specifically including those of the City of Cascade for which the point of diversion is upstream on Campbell Creek.
2. The issuance of this water right in no way grants any easement or right-of-way across the land of another.

Dated this ____ day of _____, 19__.

Representative of the City of Cascade _____

Title: _____

The applicant, Donald K. Seitz, concurs with and agrees to abide by the above-identified conditions of approval.

Dated this 6th day of October, 1989.

Donald K. Seitz: Donald K. Seitz

~~RECEIVED~~
FEB 27 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 3, 1989

Donald K. Seitz
1331 Tetonia Drive
Boise, ID 83705

City of Cascade
c/o Robert H. Remaklus
P.O. Box 759
Cascade, ID 83611

Re: Application for Permit #65-12942

Dear Interested Parties:

During my visit to Cascade on another water right matter on September 29, 1989, I discussed the elements of the above-referenced application with Mr. Remaklus, City Attorney for the city of Cascade. We visited the county courthouse, and reviewed aerial photos with the mayor of the city of Cascade, Mr. John Cloninger. Based on this review we determined that the proposed point of diversion for Mr. Seitz's application is located downstream from the diversion point for the city of Cascade.

Accordingly, this office has prepared a Proposed Withdrawal of Protest, which recognizes the rights of the senior upstream diverters while providing for further processing of this application for permit. Enclosed please find a copy of the draft document. If the document is acceptable, please sign it and return it to this office so that we may continue processing of the application. If the document is not acceptable, please make any necessary changes and return it no later than November 1, 1989.

Based on the discussion with Mr. Remaklus and Mr. Cloninger, it appears that the conference which was scheduled to be held on Wednesday, November 1, in Cascade will not be necessary. Please consider the conference to be canceled.

If you have questions concerning this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill

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

DRT:st

Encl: Withdrawal of Protest form

RECORDED

FEB 27 1990

P-581 149 698

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 153-506

Send to **City of Cascade**

Street and No
Box 759

P.O. State and ZIP Code
Cascade, ID

Postage \$

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing
to whom and Date Delivered

Return Receipt showing to whom
Date and Address of Delivery

TOTAL Postage and Fees \$

Postmark or Date

RECEIVED

FEB 27 1990

PS Form 3800, June 1985

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see form)**

1 If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier (no extra charges)

2 If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article

3 If you want a return receipt, write the address in full number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by one of the gummed ends of the card. mail. Otherwise, affix to back of article. Enclose receipt of article. **RETURN RECEIPT REQUESTED** adjacent to the number

4 If you want delivery restricted to the addressee only, a designated agent of the addressee, enclose **RESTRICTED DELIVERY** on the front of the article

5 Enclose to the service requested in the appropriate places on the front of this receipt. If return receipt is requested, check the appropriate box on the front of Form 3811

6 Save this receipt and present it if you make inquiry

P-581 149 697

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See F-1, reverse)

U.S.G.P.O. 153-506

PS Form 3800, June 1985

Sent to
Donald K. Seitz

Street and No.
1331 Tetonia Drive

P.O. State and ZIP Code

Boise, ID

Postage

8

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

FEB 27 1990

Return Receipt showing
to whom and Date Delivered

Return Receipt showing to whom
Date and Address of Delivery

TOTAL Postage and Fees

6

Postmark or Date

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1 If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier (no extra charge)

2 If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, detach and retain the receipt, and mail the article

3 If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.

4 If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article

5 Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.

6 Save this receipt and present it if you make inquiry

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

City of Cascade

Attn: Robert H. Penland

P.O. Box 7

Cascade, IL 63611

MAILED
FEB 27 1990

4. Article Number

P-581-149-698

Type of Service: 65-12942

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED**.

5. Signature — Address

X

6. Signature — Agent

X

7. Date of Delivery

9-28-89 *W*

8. Addressee's Address (ONLY if requested and fee paid)

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RECEIVED

SEP 29 1989

Department of Water Resources
Western Regional Office



PENALTY FOR PRIVATE
USE, \$300

RETURN
TO

MICROFILMED

Sender's name, address, and ZIP Code in the space below.

FEB 27 1990

DEPARTMENT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE, IDAHO 83705

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

Donald K. Seitz
1331 Tetonia Drive
Boise, ID 83705

4. Article Number

P-581-149-697

Type of Service: 65-12942

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

Always obtain signature of addressee or agent and **DATE DELIVERED**.

5. Signature - Address

X

6. Signature - Agent

X

7. Date of Delivery

SEP 29 1989

8. Addressee's Address (ONLY if requested and fee paid)

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO

RETURNED

Sender's name, address, and ZIP Code in the space below.

FEB 27 1990

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY

BOISE, IDAHO 83705

RECEIVED

OCT 02 1989



Department of Water Resources
Western Regional Office

PENALTY FOR PRIVATE
USE, \$300

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 65-12942 IN THE)
NAME OF DONALD K. SEITZ)

NOTICE OF CONFERENCE

On November 10, 1988, Donald K. Seitz filed with the Department of Water Resources an application for permit to appropriate the public waters of the State of Idaho. The application was protested by the City of Cascade.

The Department has set the matter of protest for a conference on Wednesday, November 1, 1989, 2:00 p.m., in the Senior Citizen's Center, 409 School St., Cascade, ID 83611. The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present information and argument on all issues involved.

Dated this 26th day of September, 1989.

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

MICROFILMED

FEB 27 1990

I hereby certify that on the _____ day of _____, 1989, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:

Sue Taylor
Secretary

Certified Mail

Donald K. Seitz
1331 Tetonia Drive
Boise, ID 83705

City of Cascade
Attn: Robert H. Remaklus
P.O. Box 759
Cascade, ID 83611

MICROFILMED

FEB 27 1990

SPECIAL NOTE: _____

Application No. 65-12942

PROTEST INFORMATION SHEET

Protestant - Name(s) _____

City of Cascade

Address P.O. Box 451
Cascade, ID 83611

Attorney - Name & Address Robert H. Remaklus
Professional Center Building, P.O. Box 759, Cascade, ID 83611

Date Filed 1-19-89 Protest Date 1-23-89

Issues _____

Applicant - Attorney - Name & Address _____

Dates: _____

Acknowledgement letters: _____

Hearing Notice: _____

Hearing Date: _____

Other: _____

NOT FILMED

FEB 27 1990

Protest Information submitted in Computer (following hearing): _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 26, 1989

Donald K. Seitz
1331 Tetonia Dr.
Boise, ID 83705

Re: Application for Permit No. 65-12942

Dear Applicant:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests that you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for a conference. At such a conference, the following are the principle items the Department will review (per Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

Please contact this office if you have questions regarding this procedure.

Sincerely,

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

Enclosure: Copy of protest(s)

RECEIVED

FEB 27 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 26, 1989

Robert H. Remaklus, Esq.
Professional Center Building
P.O. Box 759
Cascade, ID 83611

Re: Application for Permit No. 65-12942, in the Name of Donald K. Seitz

Dear Protestant:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in either approving or denying an application or permit (Section 42-1203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use under this permit conflict with the local public interest?

If this office can be of further assistance, please contact us.

Sincerely,

David R. Tuthill Jr.

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

MICROFILMED

FEB 27 1990

ROBERT H. REMAKLUS, LAWYER P.A.

PROFESSIONAL CENTER BUILDING
POST OFFICE BOX 759
CASCADE, IDAHO 83611
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JAN 19 1989

January 19, 1989

Department of Water Resources
Western Regional Office

Director
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Re: Application No. 65-12942
Seitz, Donald K.

Gentlemen:

Enclosed is the Protest of the City of Cascade, Idaho, to
granting of the above application for water right.

Also enclosed are two photocopies for your convenience.

Very truly yours,


Robert H. Remaklus

MICROFILMED

FEB 27 1990

RHR:nr
enclosures

BEFORE THE DIRECTOR OF THE
DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

Department of Water Resources
Western Regional Office

In the Matter of)
Application of)
DONALD K. SEITZ) Application No. 65-12942
PROTEST

1. NAME OF PROTESTANT:

City of Cascade
P.O. Box 451
Cascade, Idaho 83611

2. OBJECTIONS:

(a) Protestant is the owner and holder of water right
No. A65-03138.

(b) Protestant's water right as aforesaid include all
of the waters in Campbell Creek.

(c) The use of all of the water vested under the
foregoing water right has been by Protestant, its inhabitants,
residents and visitors applied to a beneficial use each and
every year since such water right was acquired.

(d) Approval of said application No. 65-12942 will
deprive Protestant of the use of water required and used for
domestic purposes of its inhabitants, residents and visitors.

(e) The approval of said application will conflict
with the local public interest as defined by Section
42-203A(5)(e), Idaho Code.

WHEREFORE, Protestant prays that said Application No.
65-12942 be denied in its entirety.

Dated this 19th day of January, 1989.

ROBERT H. REMAKLUS, Lawyer P.A.


Robert H. Remaklus
Attorney for Protestant

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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:

65-12941
STEINER, HAROLD A.
P.O. BOX 2260
MURPHY, ID 83650
Source: SPRING
Tributary: SINKS
Diversion Pt: SENENW Sec 19 T 16N R 03E

Use: DOMESTIC (.040 CFS)
Date Filed: 10/31/1988
In: T16N R03E S19 NENW

65-12942 ✓
SEITZ, DONALD K.
1331 TETONIA DR.
BOISE, ID 83705
Source: CAMPBELL CREEK
Tributary: CASCADE RESERVOIR
Diversion Pt: NWSESE Sec 33 T 14N R 03E

Use: IRRIGATION (.030 CFS)
Date Filed: 11/10/1988
In: T14N R03E S33 SESE
1.0 ACRES TOTAL

65-12943
FLATLANDERS WATER USERS ASSN.
RT. 4 BOX 4218
NAMPA, ID 83651
Source: GROUNDWATER
Diversion Pt: NENW Sec 28 T 16N R 03E

Use: DOMESTIC (.110 CFS)
Date Filed: 11/15/1988
In: T16N R03E S28 NENW
65-12944
NICKELS, CARL D.
NICKELS, VICKI L.
P.O. BOX 351
CASCADE, ID., 83611
Source: SPRING
Tributary: SINKS
Diversion Pt: NENESE Sec 4 T 12N R 04E

Use: STOCKWATER (.020 CFS)
Date Filed: 11/16/1988
In: T12N R04E S04 SENE
65-12945
WESTWINDLANDINGSUBD.OWNERS ASSN. INC.
C/O REALTY ONE
FRONTIER REALTY
7310 POTOMAC DR.
BOISE, ID 83704
Source: GROUNDWATER
Diversion Pt: SESE Sec 27 T 16N R 03E

Use: IRRIGATION (.120 CFS)
DOMESTIC (.160 CFS)

Date Filed: 11/16/1988
In: T16N R03E S27 SESE
4.0 ACRES Total
65-12946
GORRONO, LOUIE
GORRONO, RANDY
P.O. BOX 637
EMMETT, ID 83617
Source: SPRING
Tributary: SINKS
Diversion Pt: SWSESE Sec 1 T 11N R 03E

Use: DOMESTIC (.020 CFS)
Date Filed: 11/16/1988
In: T11N R03E S01 SESE
65-2948
BARTON, DAVID M.
BARTON, DOROTHY L.
115 E. HIGHLAND VIEW DR.
BOISE, ID 83702
Source: CASCADE RESERVOIR
Tributary: PAYETTE RIVER, NORTH FORK
Diversion Pt: NWSE Sec 4 T 15N R 03E

Use: DOMESTIC (.040 CFS)
Date Filed: 11/29/1988
In: T15N R03E S04 NWSE

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 23, 1989.

R. KEITH HIGGINSON, Director
Published 1/04/1989 & 1/11/1989

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 Notice of Application for Water Right a copy of which is attached hereto, was published in said newspaper once a week for 2 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:

1 - 4, 19 89
and ended 1 - 11, 19 89
29th
Subscribed and sworn before me, this the

13th day of Jan, 1989

On this 13th day of Jan, 1989
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.

Raymond J. Jarry
Raymond Jarry, Notary Public residing at Cascade, Idaho

RECORDED
FEB 27 1989

65-12942

SEITZ, DONALD K.
1331 TETONIA DR.
BOISE, ID 83705

Source: CAMPBELL CREEK

Tributary: CASCADE RESERVOIR

Diversion Pt: NWSESE Sec 33 T 14N R 03E

Use: IRRIGATION (.030 CFS)

Date Filed: 11/10/1988

In: T14N R03E S33 SESE

1.0 ACRES TOTAL

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