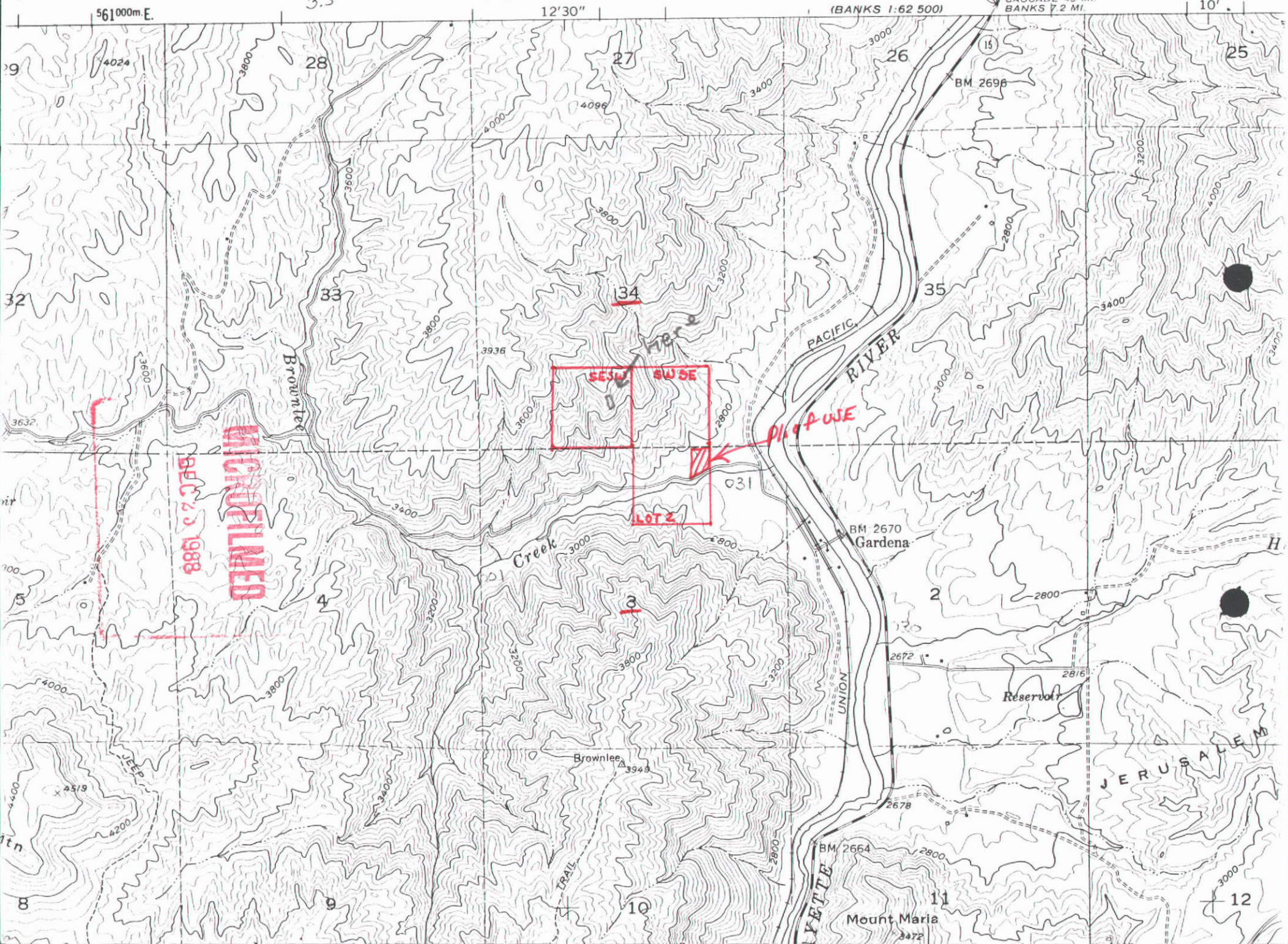


NESE SW Sec. 34

FOREST SERVICE

(BANKS 1:62 500)

CASCADE 43 MI
BANKS 7.2 MI.



STATE OF IDAHO, }

County of Boise }

Christina Harris, 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 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

May 4, 1988 and ending with the issue of May 11 1988.

Christina Harris

Subscribed and sworn to before me this 13 day of May 1988.

Resides in Idaho City

Commission Expires 7/19/88

MAY 13 1988

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 65-12793 in the name of Noah D. &/or Kathy M. Moffis was filed on 2/18/87 for the diversion of .16 cfs from a spring with a point of diversion within the Lt 3 (NWNENW) Sec 3 T 7N R 2E, Boise County to be used for irrigation and stockwater purposes from 1/1 to 12/31 within portions of Lt 3 (NENW) Sec 3, T 7N R 2E, Boise County

The permit holder now proposes to amend the permit by changing the point of diversion to the NESESW Sec 3, T 7N, R 2E, Boise County, and the place of use to the Lt 2 (NWNE) Sec 3 T 7N R 2E, Boise County.

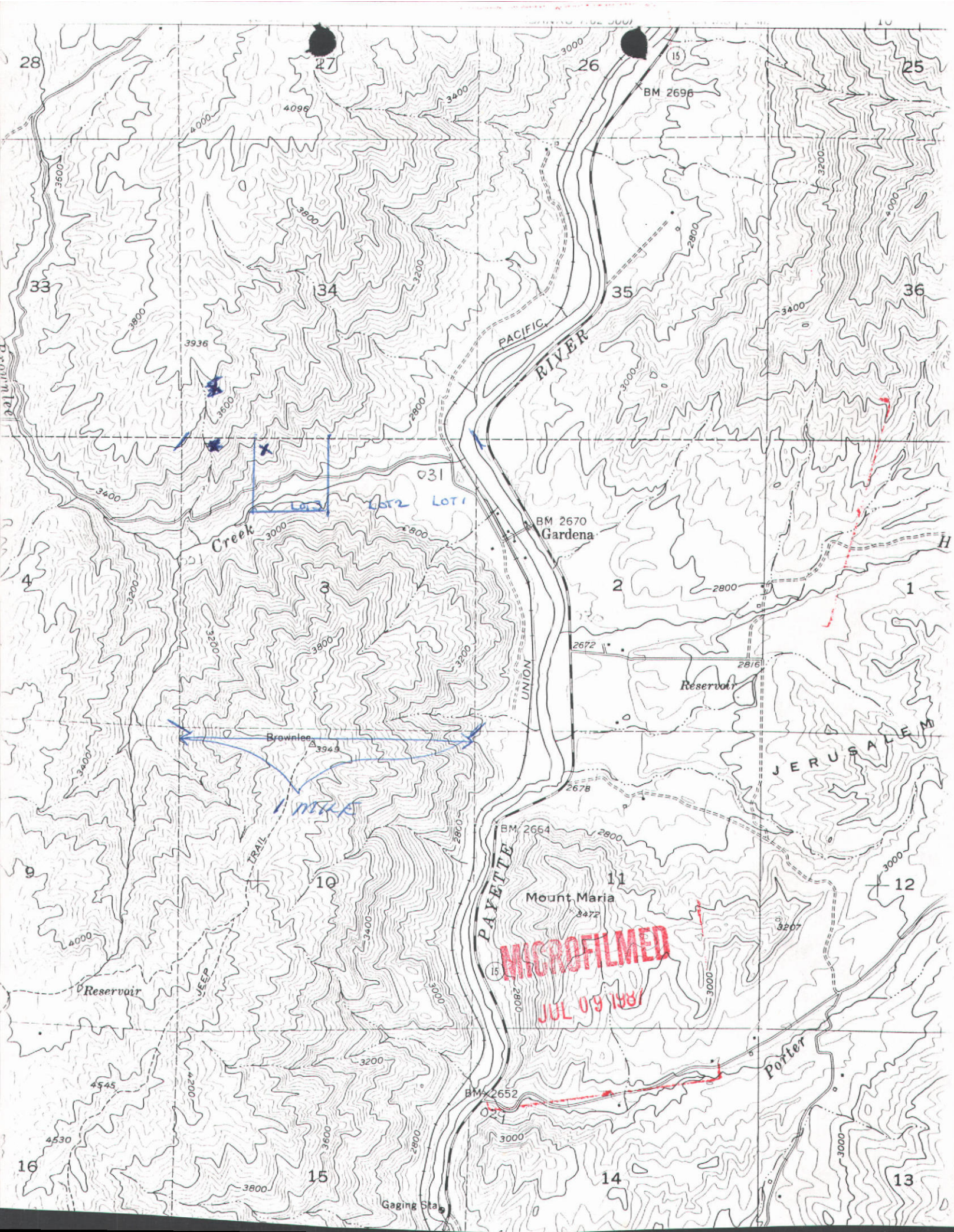
Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before May 23, 1988

R. Keith Higginson, Director

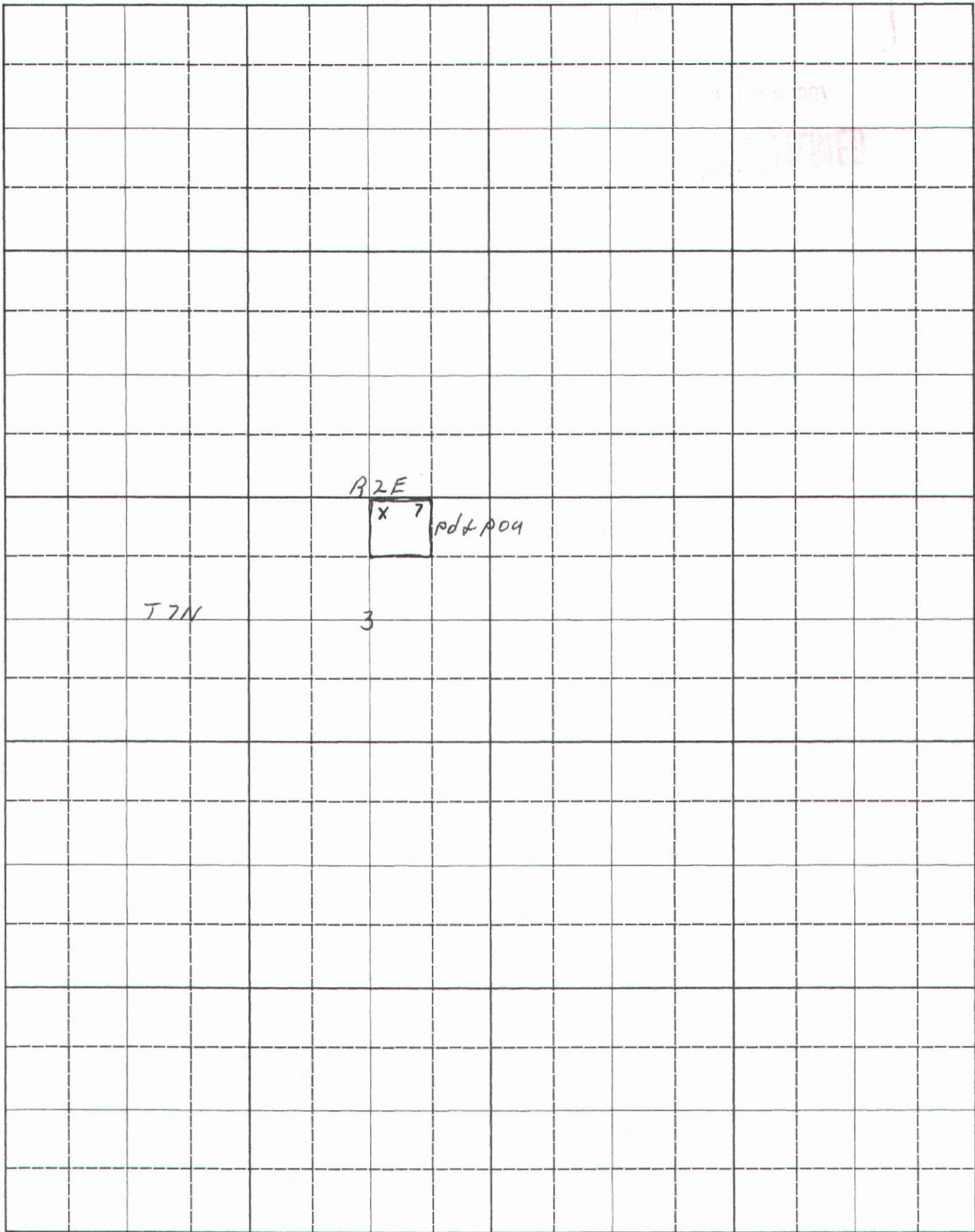
Published in the Idaho World Newspaper on 5/4 and 5/11/1988

MICROFILMED

DEC 23 1988



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



Scale: 2 inches equal 1 mile.

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

MICROFILMED
JUL 09 1987

x Noah D. Maffis
(Applicant)

NOTICE OF CORRECTION
Notice is hereby given that notice of Application for a Water Right Permit No. 65-12793 in the Name of Noah D. &/or Moffis was published in error on 03/18 & 03/25/87. ✓ *SS*

The priority date was listed as 01/12/3104. WHEREAS, the actual priority date should have been listed as 02/18/1987.

If issued, the permit will be subject to all water rights. Protests against the granting of any permit must be filed with the Director of the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before May 4, 1987.

Ken Dunn, Director

Published in the IDAHO WORLD, Idaho City, Idaho, April 15 & 22, 1987. *16*

MICROFILMED

JUL 09 1987

STATE OF IDAHO, }

County of Boise }

Marilyn Sealbar, 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*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

April 15, 19*87*...and ending with the issue of *April 22*, 19*87*.

Marilyn Sealbar
Subscribed and sworn to before me this *29* day of *Apr*, 19*87*...

Resides in *Idaho City*...

Commission Expires *7/18/88*...

RECEIVED

LEGAL NOTICES

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

65-12793 *148*

MOFFIS, NOAH D. &-or KATHY M.
BOX 100C, HORSESHOE BEND, ID 83629

Source: SPRING trib. to SINKS

Diversion Pt: LOT 03 (NWNENW) Sec 03 T
07N R02E

Use: IRRIGATION

(0.140 CFS)

STOCKWATER

(0.020 CFS)

Priority Date: 01-12-3104

In: LOT 02 (NWNENW) LOT 03 (NENW) Sec 03 T
07N R02E FOR 7 ACRES

7 acres
The permit(s) will be subject to all prior
water rights. Protests must be filed with the
Director, Dept. of Water Resources, Western
Region, Statehouse, Boise, Idaho 83720 on
or before APRIL 6, 1987.

KEN DUNN, Dir.

Published in the IDAHO WORLD, Idaho City,
Idaho, March 18 and 25, 1987.

REPROFILMED

JUL 09 1987

STATE OF IDAHO, }

County of Boise }

Maureen Sladhart, being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; the said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity of Idaho City; that the
advertisement, a copy of which is
hereto attached, was published in
said newspaper once a week for
.....*2*.....consecutive weeks in
the entire and regular issue of
every number of said paper dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

March 18, 19*87*...and end-
ing with the issue of *March 25*,
19*87*...

Maureen Sladhart

Subscribed and sworn to before

me this *1*..... day of *April* 19*87*

Donna E. Raby

Resides in *IDAHO CITY*

Commission Expires *12/29/92*

4/8/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 25 1990
Department of Water Resources

A. GENERAL INFORMATION

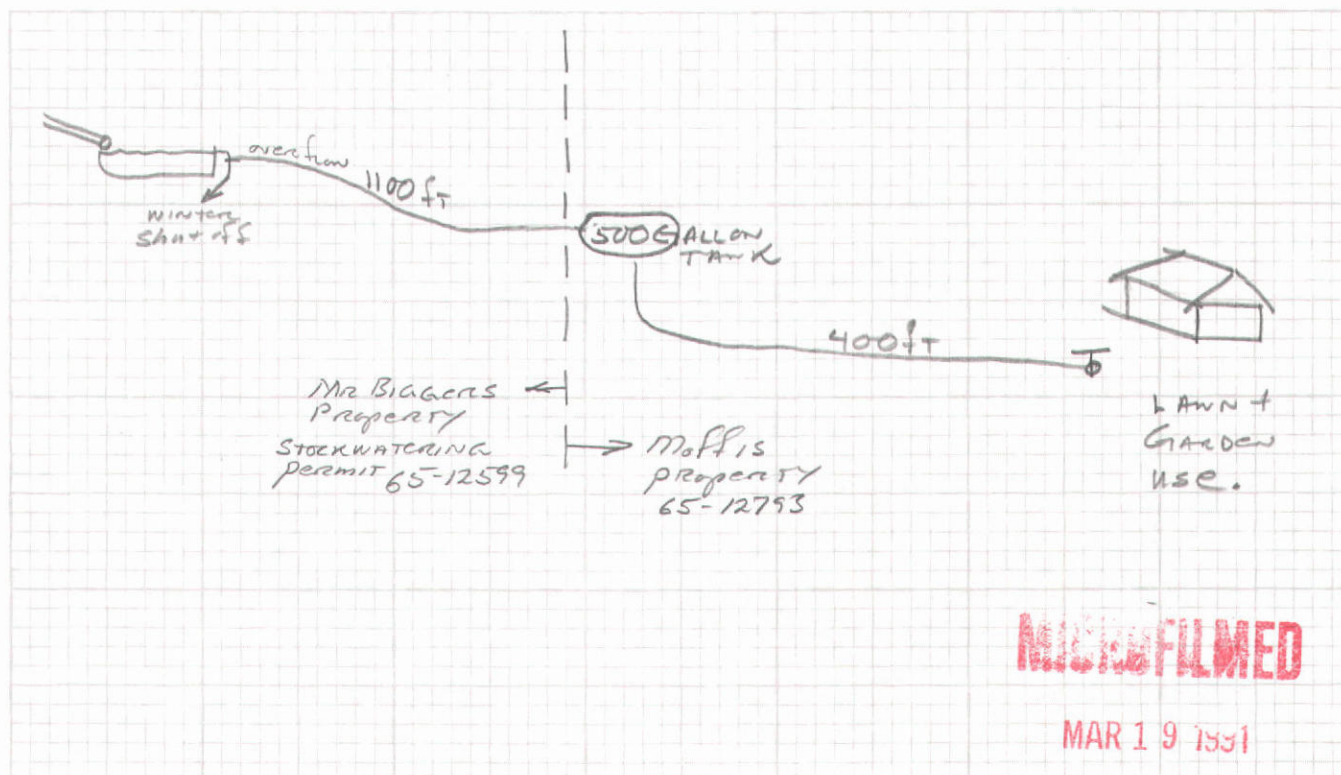
1. Owner: NOAH D. AND/OR KATHY M. MOFFIS Permit No. 65-12793
Current Address: Box 100C Horseshoe Bend ID. 83629 Phone No. 793-2739
2. Accompanied by: Kathy Moffis EXAM. DATE: 6/24/88
Address: OWNER Phone No. _____
Relationship to Permit Holder: _____
3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: 65-12599 Mr. BIGGERS ☐ 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

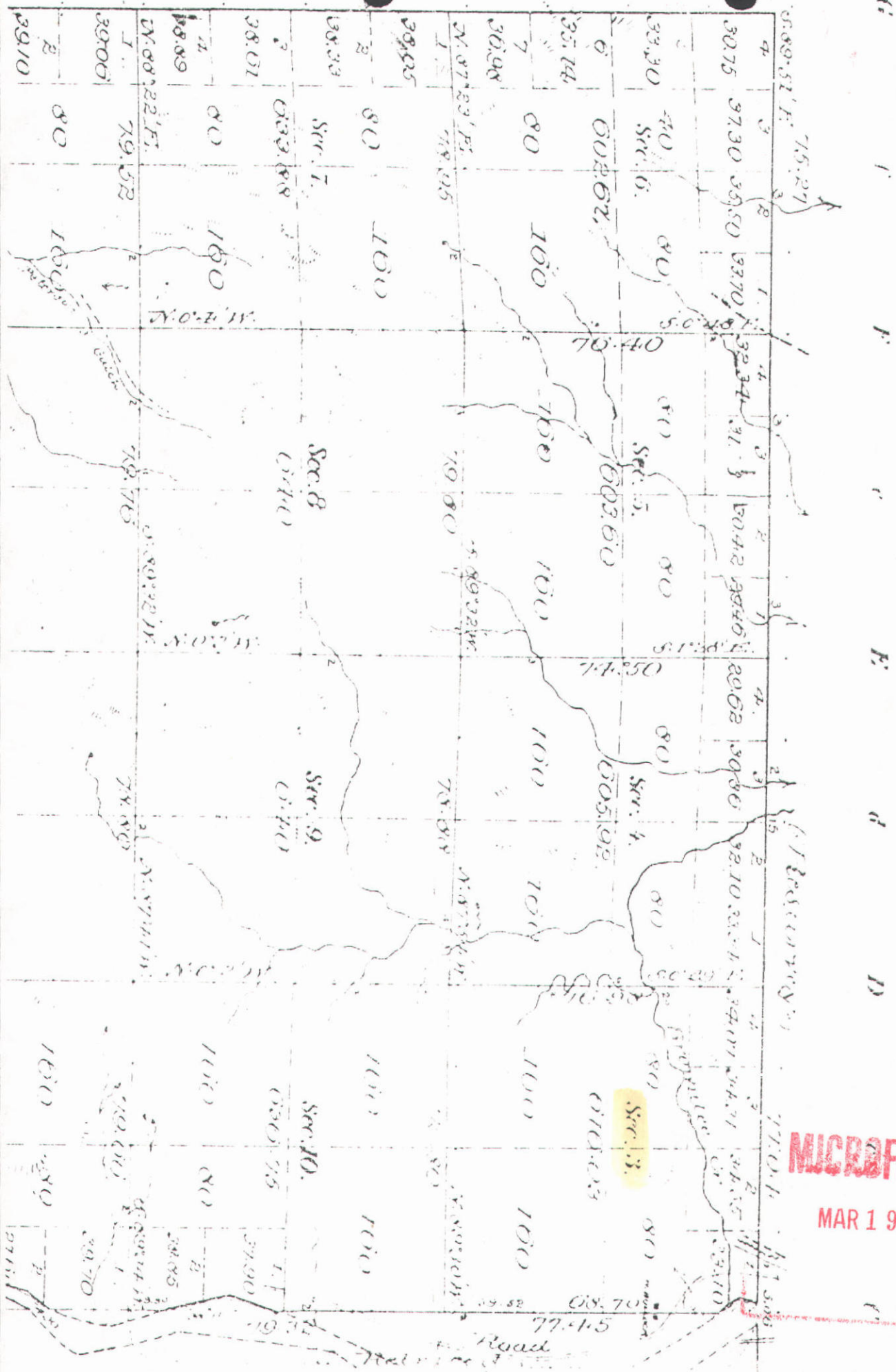
2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

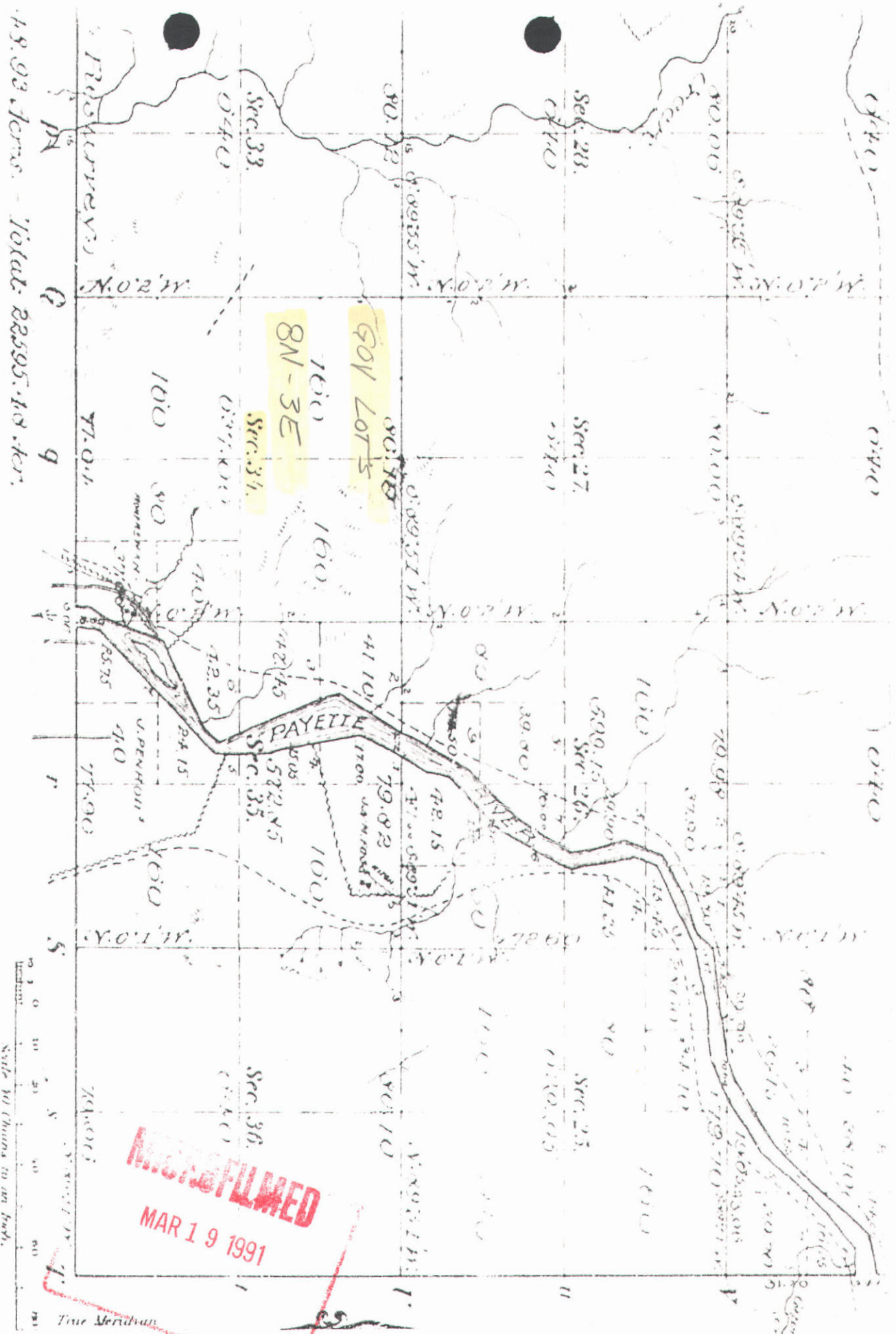
Township No 7 North Range No 2 East of the 10th

Gov L075

MICROFILMED

MAR 19 1995



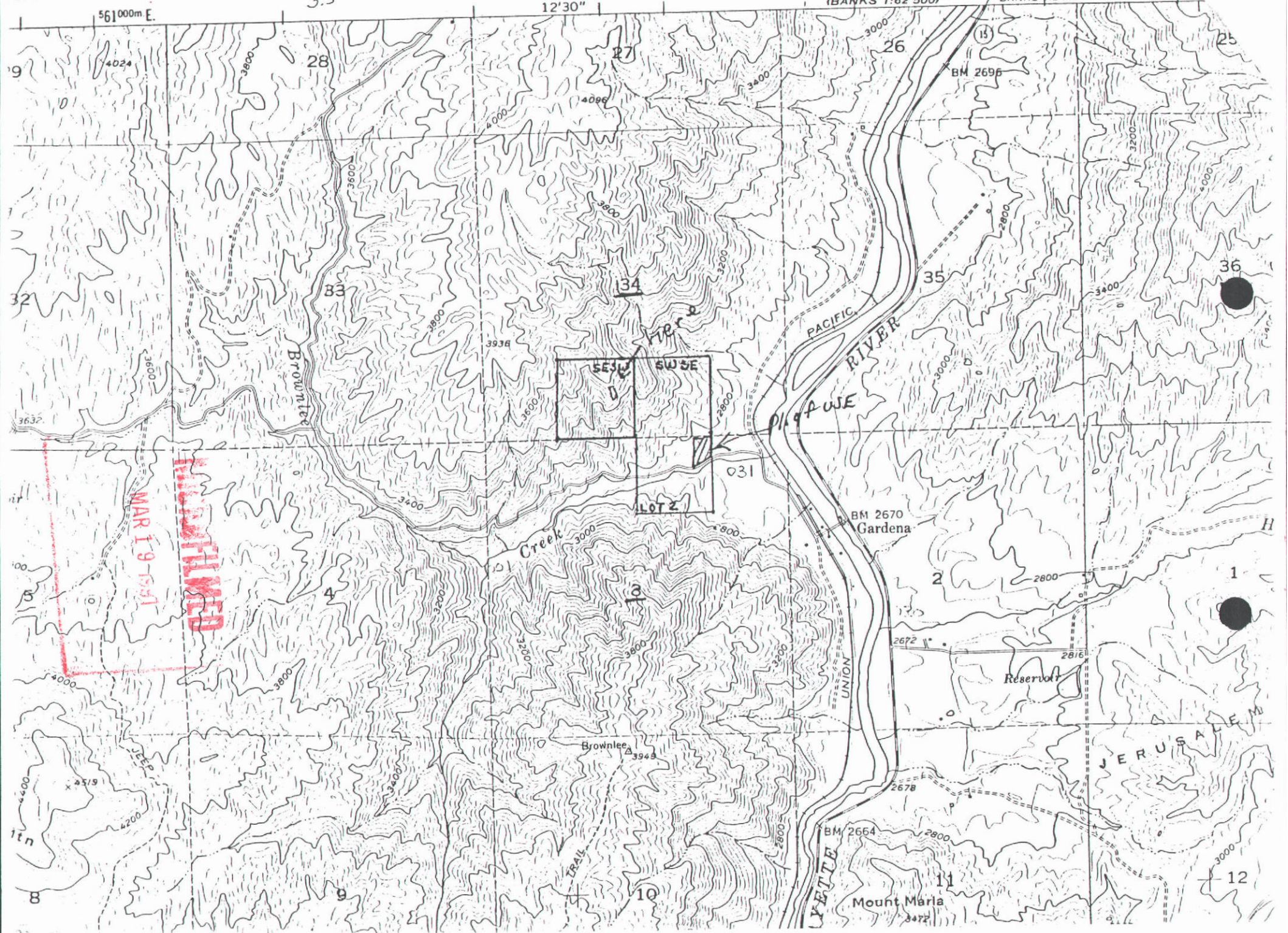


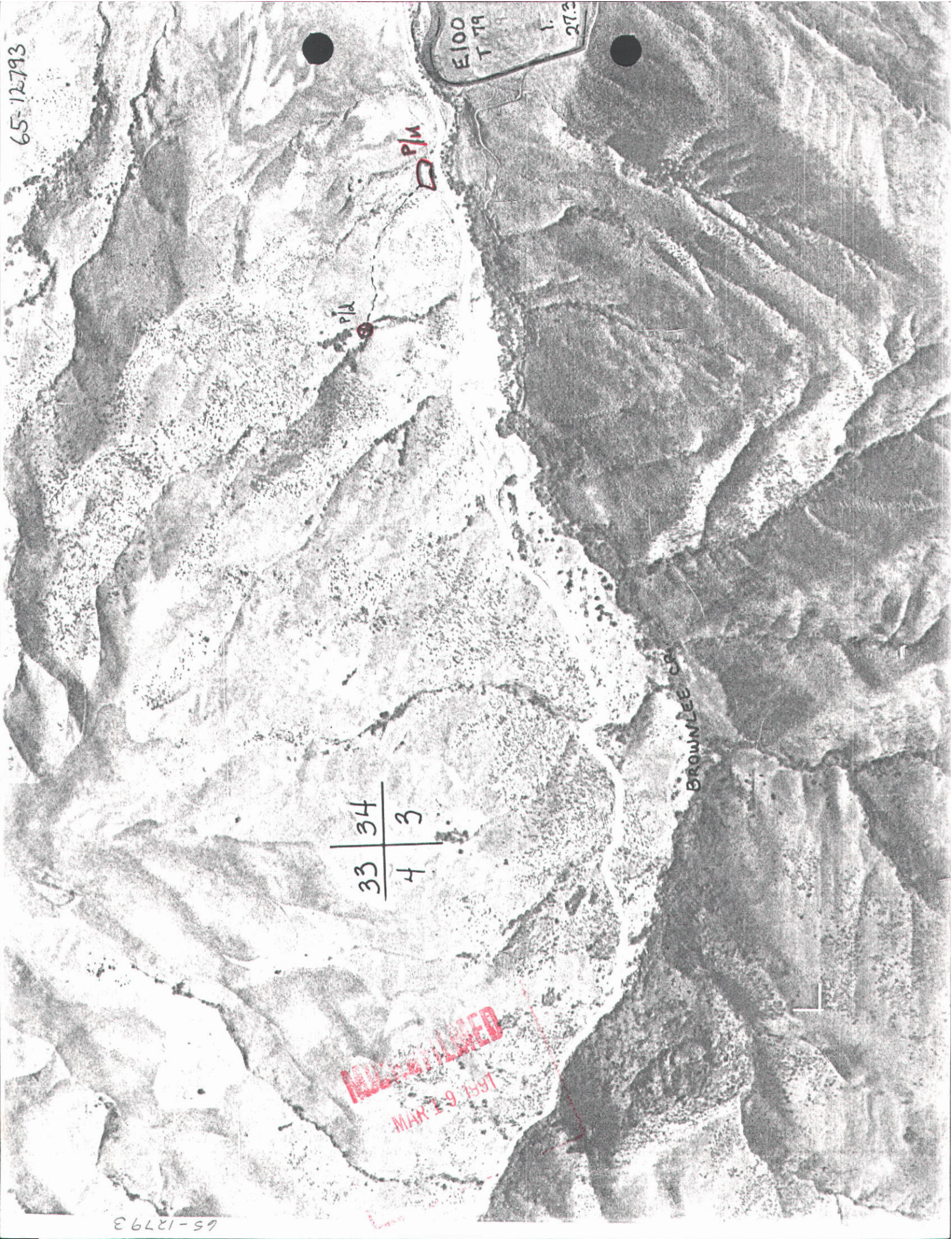
48.93 Acres. Total 22595.48 Acres.

From Surveyed Means Rectification

06 Apr 16 May 27 1892
 08 May 5 June 1 1892
 10 " " " 1910

The above Map of Township 19° N. North of Idaho State is the
 notes of the survey thereof on file in this office which have
 Surveyed General Office
 A. H.





65-12793

E100
T 79
273

P/A

P/A

33 34
4 3

RECEIVED
MAR 19 1991

BROWNLEE CR

65-12793



Point of Diversion At Mr. Biggers
Stock Tank



Place of use

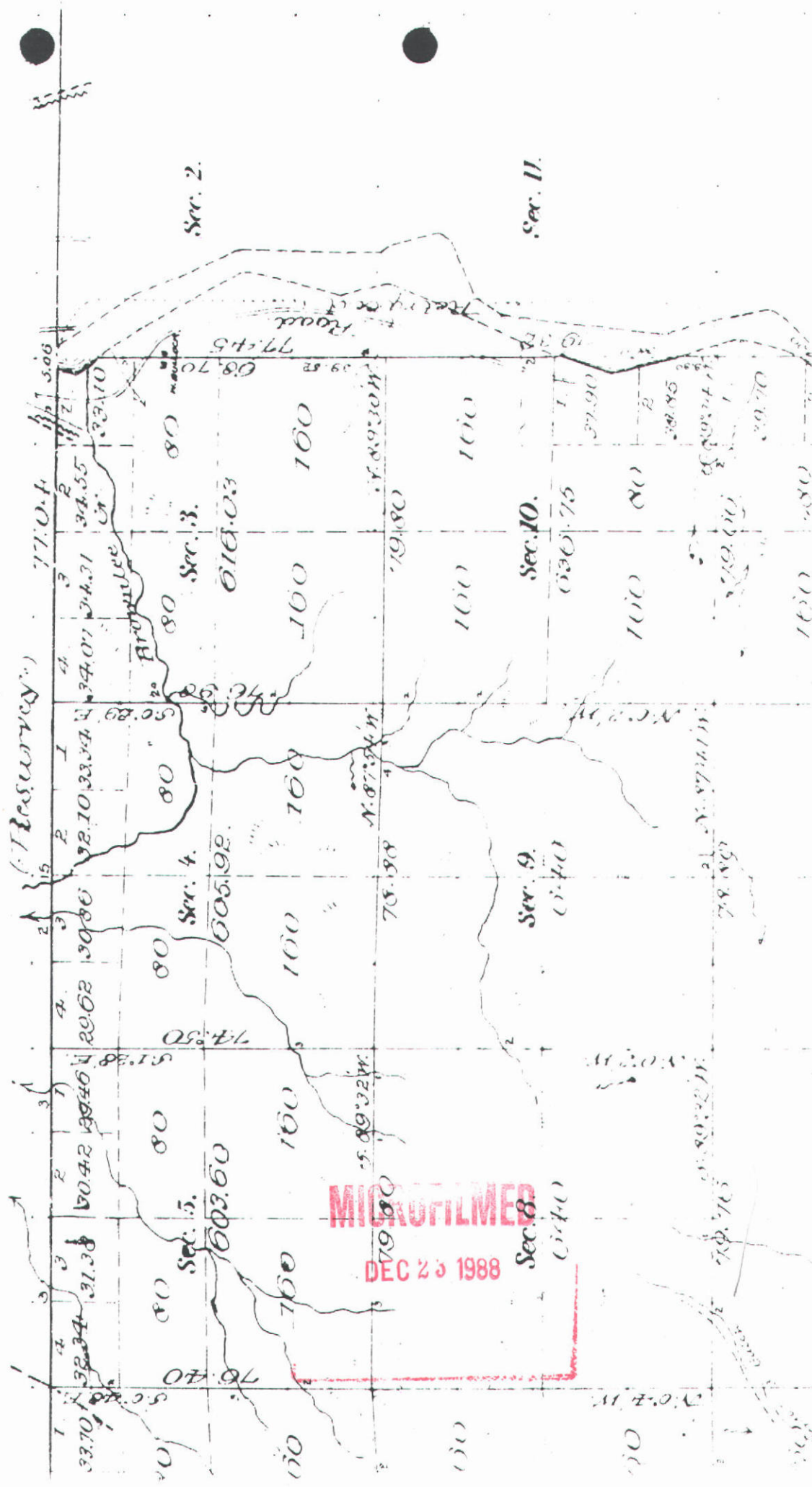
500 Gallon Storage Tank on Moffis property
with lawn and garden by trailer house.

MAR 19 1964

UNRECORDED

No 7 North Range No 2 East of The Boise Mer

F C E d D C b B



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12793

Priority: February 18, 1987

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:¹

3.0 AF

This is to certify, that NOAH D. MOFFIS
KATHY M. MOFFIS

RT. 1 BOX 100C

HORSESHOE BEND, ID 836290000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 18, 1987; and has submitted Proof of Beneficial Use on July 10, 1988. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

SPRING

tributary to SINKS

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	03/15 to 11/15	0.01 CFS	2.8 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF
Totals		0.01 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESESW , Sec. 34, Township 08N, Range 02E
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>
07N	02E	3	LOT 2(NWNE)	0.8		0.8

Total number of acres irrigated: 0.8

PLACE OF USE: STOCKWATER, same as IRRIGATION use

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.

RECEIVED

MAR 19 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

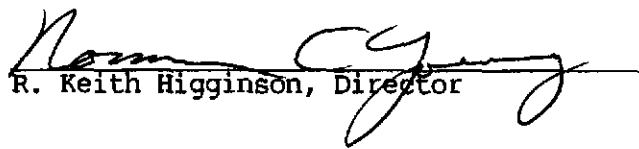
WATER RIGHT NO. 65-12793

CONDITIONS/REMARKS:

5. Stockwater use is for 5 range cattle.

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 22ND
day of FEBRUARY, 1991.

Acting for


R. Keith Higginson, Director

RECEIVED

APR 18 1988

Ident. No. 65-12793

STATE OF IDAHO

Department of Water Resources
Western Regional Office

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now NOAH D. & KATHY M. MOFFIS Phone 793-2739
of (address) RT. 1, BOX 1000, HORSESHOE BEND, ID, and represents to the
83629
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 65-12793, and requests that the permit and permit map be changed as follows:

1. SPRING NE 1/4
Point of diversion: SE 1/4 SW 1/4, Section 34, Township 8N, Range 2E, B.M.,
County of BOISE. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) NO CHANGE

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)

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

3. Place of use or land to be irrigated:

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	
7N	2E	3		1/2															7
				1															
				S															

Total number of acres to be irrigated = 7

4. a. Who owns the property at the point of diversion? WILLIAM & PHYLLIS BIGGERS
b. Who owns the land to be irrigated or the place of use? APPLICANTS
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: COPY OF EASEMENT DEED ATTACHED.

MICROFILMED

DEC 23 1988

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

See Attached Map

Scale: 2 inches equal 1 mile.

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

Signed at Gardena, Id, this 13th day of April, 19 88.

Kathy m moffis
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by AD Fee = W500014 \$20.00
Received by 4 Date 4/18/88
Publication prepared by 4 Date 4/27/88 Published in Idaho World
Publication dates 5/4 & 5/11/88

ACTION OF THE DEPARTMENT OF WATER RESOURCES

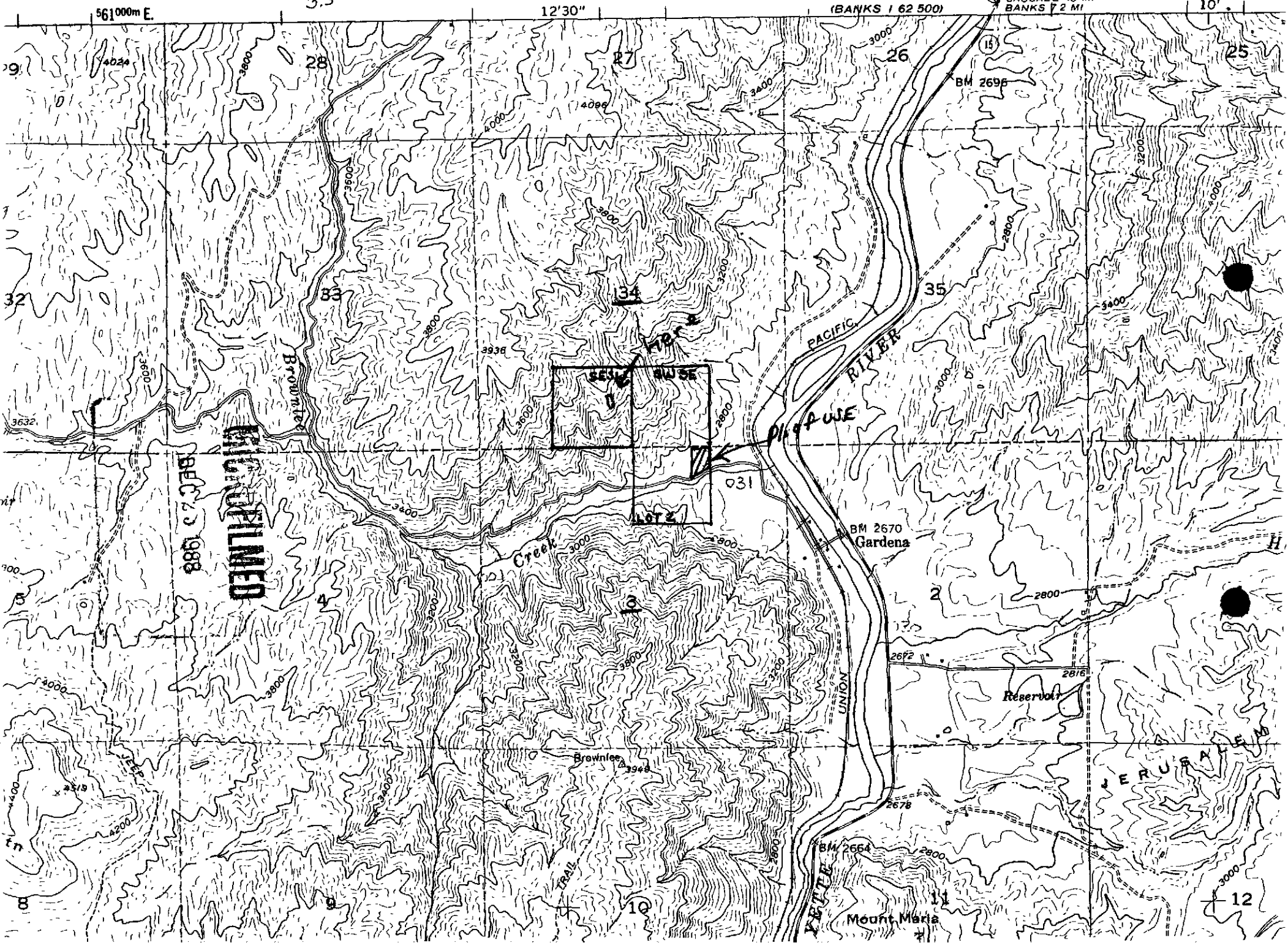
I, L. GLEN SAXTON, of the Department of Water Resources hereby
Approve the above referenced Amendment provided the conditions as set forth in
Permit No. 65-12793 are met.

MICROFILMED

DEC 15 1988

Witness my hand this 15th day of November, 19 88

L. Glen Saxton
Chief, Operations Bureau



March 6, 1988

EASEMENT DEED

For value received:

William O. Biggers and Phyllis A. Biggers, husband and wife, do hereby grant an easement to Noah D. Moffis and Kathy M. Moffis, husband and wife.

This easement is for the construction and maintenance of a domestic water pipeline over the described lands. The point of origin being in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 34; Township 8 North; Range 2 East; through the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 34; Township 8 North; Range 2 East; and on to Lot 2 Section 3; Township 7 North; Range 2 East; the point of use.

This easement is perpetual and is to be attached to the land described in the attached Warranty Deed, Exhibit A.

William O. Biggers
William O. Biggers

Noah D. Moffis
Noah D. Moffis

Phyllis A. Biggers
Phyllis A. Biggers

Kathy M. Moffis
Kathy M. Moffis

The above signed persons personally appeared before me, this 6th day of MARCH, 1988.

STATE OF IDAHO

County of Boise

1974-77

NOTARY PUBLIC

STATE OF IDAHO

Arlene C. Kolar

Notary Public for Idaho

Residing at Boise County, Idaho

Boise County Idaho ss
Request of

Noah D. Moffis

Time 1300 M

Date 3/16/88

126882

Arlene C. Kolar

By Bonnie West
Deputy

Fee 6.00

MICROFILMED

DEC 20 1988

EXHIBIT "A"

A Parcel of Land being part of U.S. Government Lot 2 in the North 1/2 of Section 3; Township 7 North; Range 2 East; Boise Meridian; Boise County, Idaho; more particularly described as follows:

Beginning at an Aluminum Cap marking the Section Corner common to Sections 3 and 4; T-7-N; R-2-E; B.M.; and Sections 33 and 34; T-8-N; R-2-E; B.M.; and commencing N 89° 38' 02" E 2616.80 feet along the township line common to said Sections 3 and 34 to an Aluminum Cap marking the North 1/4 corner of said Section 3;

thence, continuing along said township line N 89° 38' 02" E 574.13 feet to an Iron Pin being the Real Point of Beginning;

thence, still continuing along the township line, N 89° 38' 02" E 734.27 feet to an Iron Pin marking the East 1/16 Corner of Section 3 common to said township line;

thence, leaving said township line, S 0° 39' 26" E 348.27 feet along the East 1/16 line of said Section 3 to an Iron Pin at the intersection of said 1/16 line and the north boundary of the Brownlee Creek County Road;

thence, leaving the 1/16 line and meandering along said north boundary of the road, S 47° 13' 23" W 131.65 feet to an Iron Pin;

thence, S 70° 47' 38" W 233.09 feet to an Iron Pin;

thence, N 75° 54' 22" W 246.36 feet to an Iron Pin;

thence, S 63° 39' 39" W 94.05 feet to an Iron Pin;

thence, leaving said north boundary of the road, N 11° 18' 32" W 501.12 feet to the Real Point of Beginning;

said Parcel containing 7.36 Acres more or less.

EXHIBIT "A".

MICROFILMED

DEC 23 1988

STATE OF IDAHO, }

County of Boise }

Christina Harris, 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 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

May 4, 1988 and ending with the issue of May 11 1988.

Christina Harris

Subscribed and sworn to before me this 13 day of May 1988.

[Signature]
Resides in Idaho City

Commission Expires 7/19/88

Notice is hereby given that permit No. 53-22708 in the name of [redacted] &/or Kathy W. Moffis was filed on 2/18/87 for the diversion of water from a spring with a point of diversion within the Lt 3 (NMB) Sec 3 T 2N R 2E Boise County to be used for irrigation and stockwater purposes from 1/1 to 12/31 within portions of Lt 3 (NMB) Sec 3 T 2N R 2E Boise County. The permit holder now proposes to amend the permit by changing the point of diversion to the NWSE 1/4 Sec 3 T 2N R 2E, Boise County, and the place of use to the Lt 2 (NMB) Sec 3 T 2N R 2E, Boise County. Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2728 Atlantic Ave., Boise, ID 83705 on or before May 23, 1988.

7 in col
3-1-2-5
Published in the Idaho Statesman on May 11, 1988

MICROFILMED

DEC 23 1988

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 Noah D. &/or Kathy M. Moffis Phone 793-2739
Post office address Box 100C, Horseshoe Bend, ID 83629

2 Source of water supply Spring which is a tributary of sinks ^{**JS}

3. Location of point of diversion is NW 1/4 of ~~NW~~ NE 1/4 of ~~NE~~ NW 1/4, Govt. Lot ~~X~~ 3
Sec 3 Township 7N Range 2E B M. Boise County; additional
points of diversion if any _____

4. Water will be used for the following purposes.

Amount .14 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs ~~and/or acre-feet per annum~~)

Amount .02 for Stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs ~~and/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) .16 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works

a. Description of ditches, flumes, pumps, headgates, etc. Spring into stock tank then into pipe-
line.

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
5 " years (minimum 1 year)

RECEIVED

JUL 09 1987

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 5 hd. range or beef cattle.
- 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	
7N	2E	3		~~7~~			7	**JS											7
				~~8~~			S												

Total number of acres to be irrigated 7

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

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

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

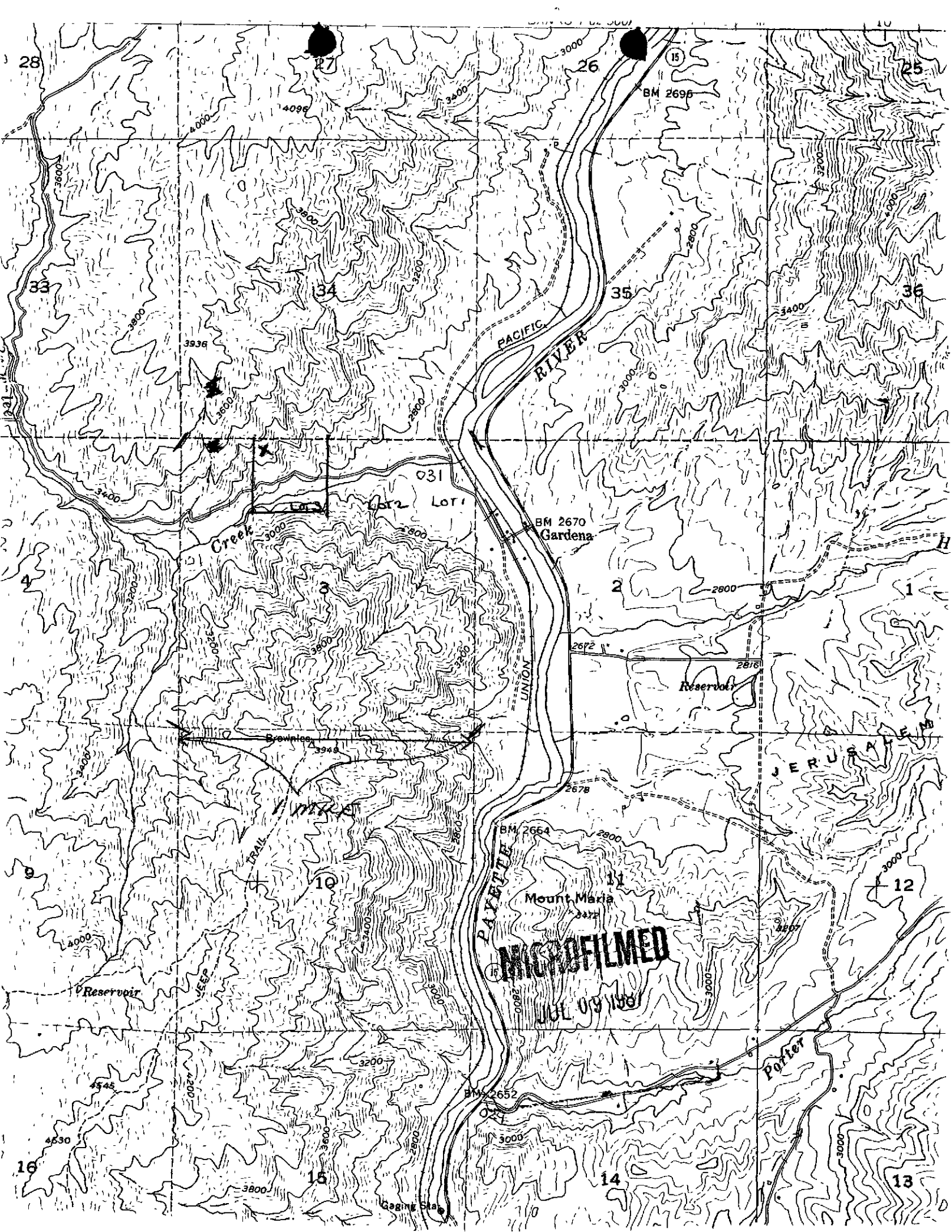
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing we can hook on to the over-flow pipe to the stock tank

12. Remarks: _____

FILED

JUL 09 1987

**Per MAP SUBMITTED ON
3/10/87 JS



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

MICROFILMED
 JUL 03 1981

MICROFILMED

JUL 09 1981

Scale 2 inches equal 1 mile

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

Nash D. Maffie
(Applicant)

(Applicant)

Proposed Priority 2/18/87
Received by nl Date 2/18/87 Time 1:00 pm Preliminary check by [Signature]
Fee \$ 30.00 Receipted by jp # 42280 Date 2/23/87
Publication prepared by jp Date 3/11/87 Published in The Idaho World
3/18 & 3/25/87
Publication approved [Signature] Date 5-4-87

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. 65-12793, 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 July 1, 1988

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. The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 1st day of June, 1987.

[Signature]
Chief, Operations Bureau

MICROFILMED

JUL 09 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Noah D & or Kathy M. Moffis Phone 793-2739
Post office address Box 1000 Horseshoe Bend, Id 83829
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is Lot 2 NW 1/4 of NE 1/4 of Section 3 Township 7N
Range 2E B.M. Boise County County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .14 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 for stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .16 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. spring into stock tank then into pipeline

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: Lot 2
(1) Give the place of use of water: NW 1/4 of NE 1/4 of Section 3 Township 7N
Range 2E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered range or beef cattle
(5)

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	2E	3		7															7

Total number of acres to be irrigated 7

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion William Biggers

b. Who owns the land to be irrigated or place of use Applicant

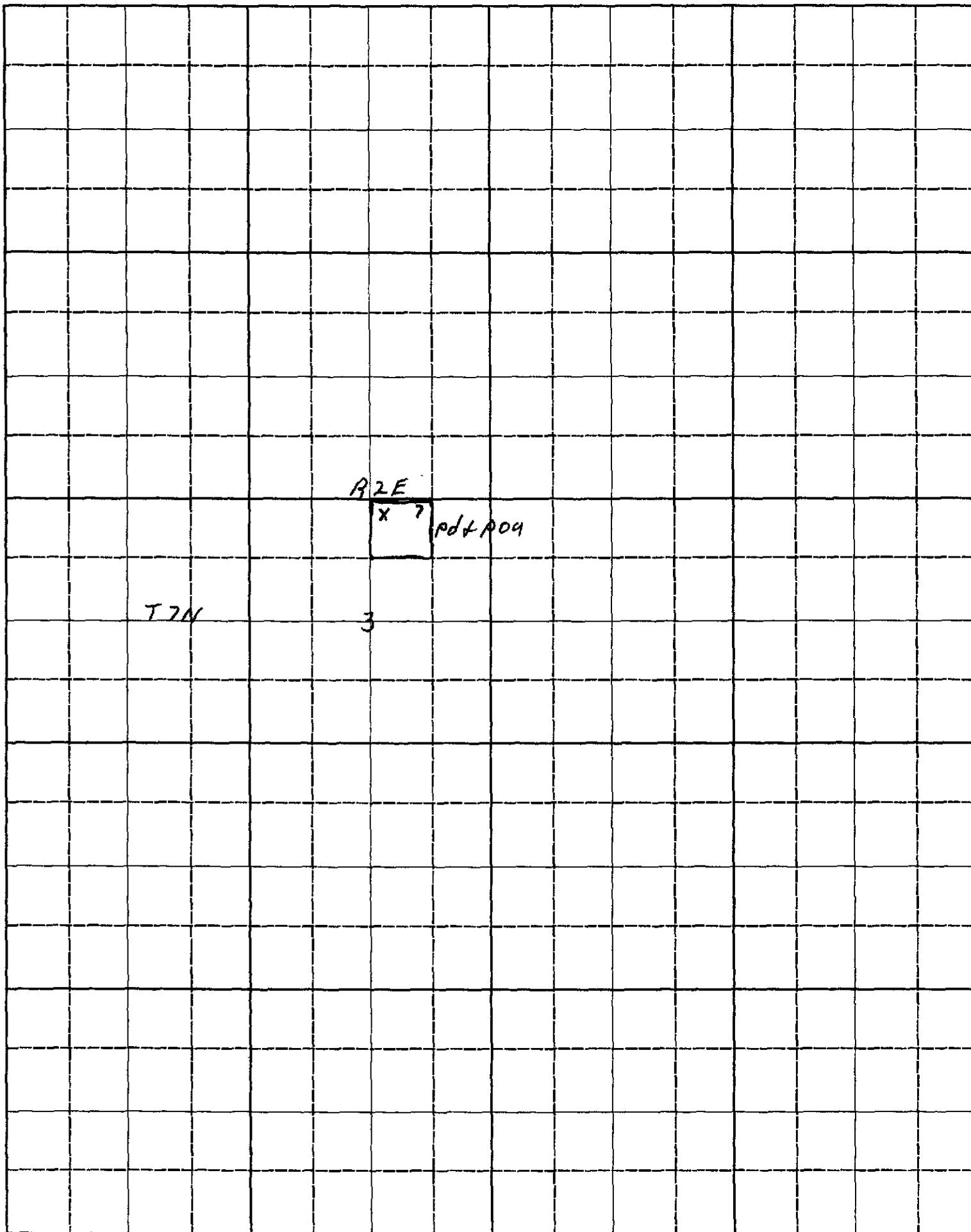
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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JUL 09 1987

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



Scale: 2 inches equal 1 mile.

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

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JUL 09 1987

X Noah D. Maffis
(Applicant)

Received by nl
6HS Date 2-18-87 Time 1:00 pm
Preliminary check by _____ Fee \$ _____
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in The Idaho World
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. Other:

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JUL 09 1987

STATE OF IDAHO, }

County of Boise }

Mandy Shalby, 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 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

April 15, 19*87*...and ending with the issue of *April 27*, 19*87*.

Mandy Shalby

Subscribed and sworn to before me this *29* day of *Apr*, 19*87*...

Resides in *Idaho City*...

Commission Expires *7/18/88*...

OFFICE OF CORRECTION
Notice is hereby given that *Ken Dunn* has been granted for a Water Right Permit No. *45-12793* in the Name of *Ken D. & Co. Milla* was published in the issue of *45/15 & 45/25/87*.
The permit was published on *45/15/87*.
WHEREAS, the permit should have been published on *45/15/87*.
If issued, the permit will be subject to all water rights. Filings against the granting of any permit must be filed with the Director of the Department of Water Resources, 1110 West 10th, Boise, ID 83705 on or before *July 1, 1987*.
Ken Dunn, Director
Published in the IDAHO WORLD, Idaho City, Idaho, April 15 & 21, 1987.

MICROFILMED

JUL 09 1987

LEGAL NOTICES

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

65-12793 ✓

MOFFS, NOAH D. & KATHY M.
BOX 180C, HORSESHOE BEND, ID 83429
Source: SPRING NEAR SINKS
Channel: Pt. LOT 13 (NORTHWEST) Sec 03 T
07N 03E
Use: IRRIGATION (0.148 CFS)
STOCKWATER (0.028 CFS)
Priority Date: 01-12-3104
Section: 13 (NORTHWEST) Sec 03 T
TOWN OF HORSESHOE BEND

The applicant will be subject to all prior water rights. This notice must be filed with the Director, Dept. of Water Resources, Southern Region, State House, Boise, Idaho 83720 on or before APRIL 8, 1987.

KENNEDY, DE.

Published in the IDAHO WORLD, Idaho City, Idaho, March 18, 1987, on page 1.

STATE OF IDAHO,
County of Boise }

Maureen Stalder 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 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

March 18, 1987...and ending with the issue of March 25, 1987...

Maureen Stalder

Subscribed and sworn to before

me this 1..... day of APRIL 1987

Donna E. Polley

Resides in IDAHO, U.S.A.

Commission Expires 12/29/92

FILED

JUL 09 1987

4/2/87

February 27, 1991

NOAH D. MOFFIS
KATHY M. MOFFIS
RT. 1 BOX 100C
HORSESHOE BEND, ID 836290000

RE: WATER RIGHT NO. 65-12793

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

RECEIVED

MAR 19 1991

February 6, 1991

NOAH D. MOFFIS
KATHY M. MOFFIS
RT. 1 BOX 100C
HORSESHOE BEND, ID 836290000

RE: WATER RIGHT NO. 65-12793

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

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MAR 10 1991

LICENSE REVIEW CHECKLIST

Permit No. 65-12793

Name/Address change? ok ✓

Priority date Advance? yes no ✓
Memo to advance
Order to reinstate needed? yes no ✓

Total cfs Limited by fee
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 44? Remember remark
Check p/d overlap NA

Uses Check irrigation period of use w/ chart ✓

P/U Verify with map ✓ permit ✓
> 5 acres irrigated, run overlap NA

Remarks More than one p/d in 44
Description of non-irrig uses ✓
Special overlap condition

Conditions -

Measuring device
W.Master control
Overlap
Water quality
Other

Dates/Misc. -

Water Dist
App Rec'd ✓
Proof Rec'd ✓

CHECK FOR ADJ. CLAIM

Needed according to proof filed
Filed - needs amended
Add'l fee required
Not filed -
Not needed ✓ proof made 1988

Comments/Changes to Examiner's Recommendations:

License 10-day ✓ 30-day

Back of field report signed? ✓
Reviewer S. Curtis Date 1/22/91 Review time 10 min.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

65-12793
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/O index 02-16-90 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: DIFF OWNER USING NEIGHBORS SYSTEM.

Check of P/U index 02-16-90 KKC (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/O's

☐ Increase number of acres within tracts

☐ Other: _____

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 _____ (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office DET 3/15/90 (Initial and date)

Exam Date Entered in Computer ✓ (Initial and date)

Exam sent to State Office 5-25-90 at (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

MAY 25 1990

A. GENERAL INFORMATION

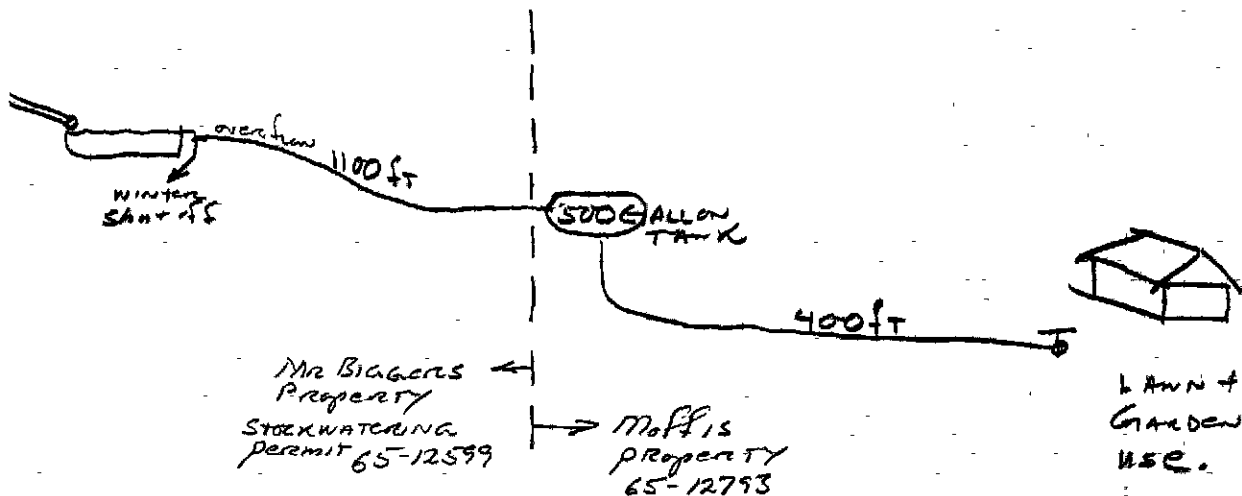
1. Owner: NEAL D. AND/OR KATHY M. MOFFIS Permit No. 65-12793
Current Address: Box 100 C Horseshoe Bend ID. 83629 Phone No. 793-2739
2. Accompanied by: Kathy Moffis EXAM. DATE: 6/24/88
Address: OWNER Phone No. _____
Relationship to Permit Holder: _____
3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

1. Other water rights with same place of use NONE ☐ Copies Attached
2. Other water rights with same point of diversion: 65-12599 Mr BIGGERS ☐ 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



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MAR 19 1991

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). ☒ 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).

System Description (continued)

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

PIPE INTO SPRING FEEDS STOCK TANK. Overflow - STOCK
TANK FLOWS by GRAVITY through 1 1/2" BLACK PVC PIPE 1100' to
500 GALLON HOLDING TANK ON Moffis property. WATER flows by
GRAVITY from tank through 400' of 1 1/2" BLACK PVC PIPE to
LAWN AND GARDEN AREAS NEAR TRAILER HOME.

☐ 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
—	—	—	—	—	—

*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
—	—	NE	SE	SW	34	8N	2E	Boise	EASEMENT DEED.

6. Place(s) of Use:

Indicate Method of Determination U.S.G.S. map

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	
7N	2E	3		L2															

MAKING

MAKING

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
1 GALLON BUCKET						
& STOPWATCH						

2. Measurements:

1 GALLON IN 87, 86.5 AND 87.5 SEC = 87 SEC AVE FOR 1 GALLON.

.69 GALLONS/MINUTE = .0115 GAL/SEC

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1 Measured Method:

See D-2

$$.0115 \text{ GM/SEC} \times \frac{1 \text{ cfs}}{7.48 \text{ GM/SEC}} = .00154 \text{ cfs}$$

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:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .835 \text{ AC} \times 3.5 = 2.9 \text{ AFA}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .01 \times 214 \times 1.9835 = 4.24 \text{ AFA}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 2.9 \text{ AFA}$$

2. Volume Calculations for Other Uses:

Peace of use
$$\frac{(170' \times 170') + (85' \times 88')}{43560 \text{ sq ft/AC}} = .835 \text{ AC.}$$

STOCK 1.6750

MAR 19 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mrs. m. ff is mentioned in the spring it takes 20 seconds to fill a one gallon jug $\Rightarrow 3 \text{ gal/min} \Rightarrow .05 \text{ gal/sec} \Rightarrow .0067 \text{ cfs}$

I recommend the minimum amount of 0.01 cfs and the license be issued for that amount with note the license is subject to over flow conditions of Mr. Biggers, (permit 65-12599), Stock Tank.

I. RECOMMENDATIONS

1. Recommended Amounts

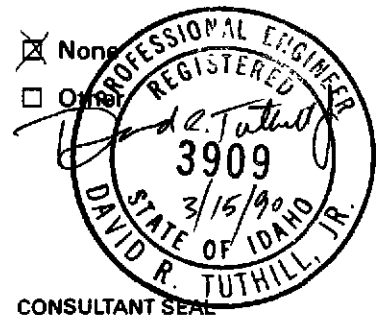
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3/15	11/15	.01	2.9 afa
Stock water	1/1	12/31	.01	.6 afa
Totals:			.01 cfs	3.5 afa

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

J. AUTHENTICATION

Field Examiner's Name RANDALL J. PFaff
Signature RJ Pfaff
Certification Date _____
Field Report Preparation Date 7/7/88



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

11/2/91
SC

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MAR 19 1991

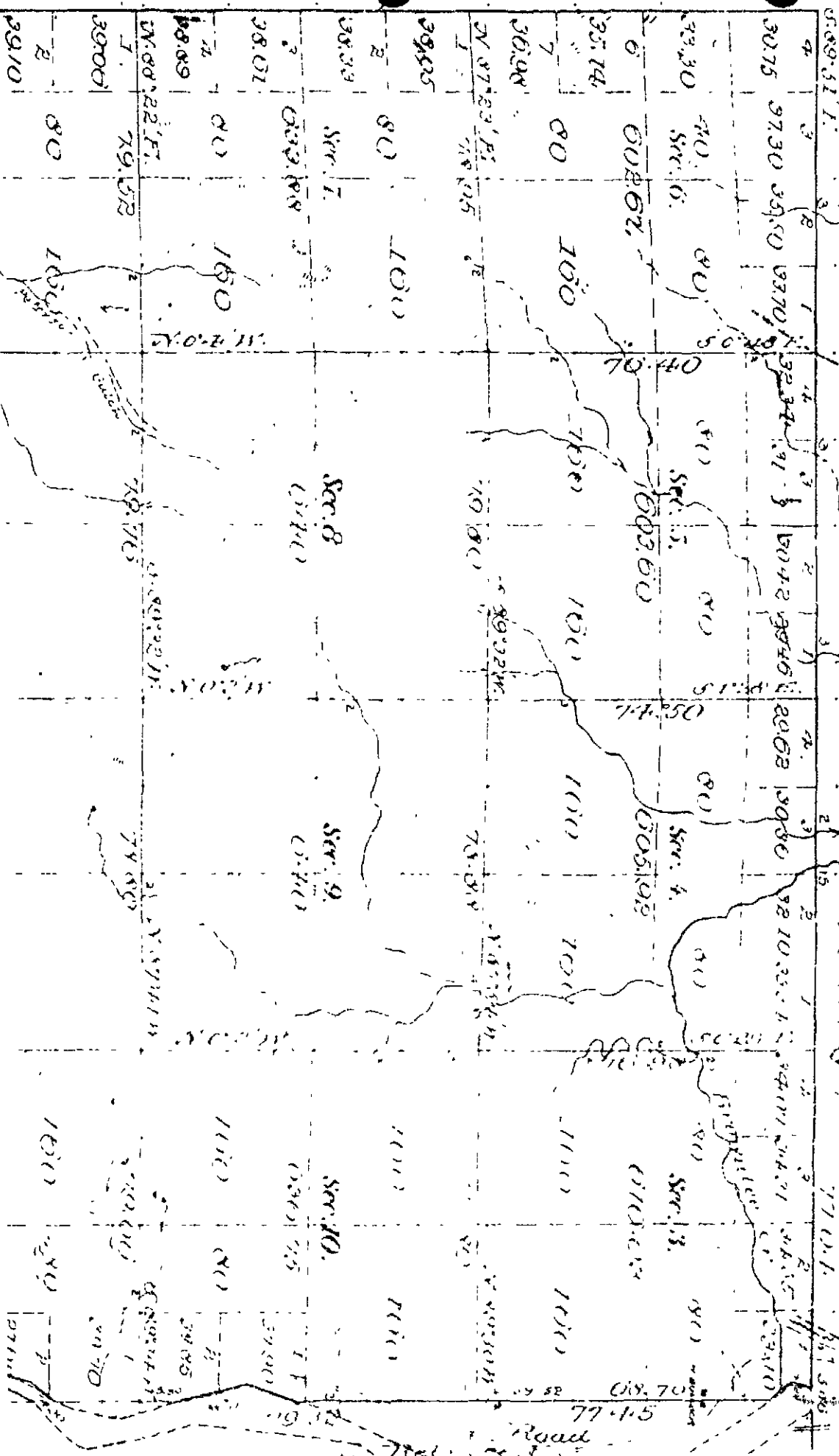
Township No 7 North Range No 22 East of the 13

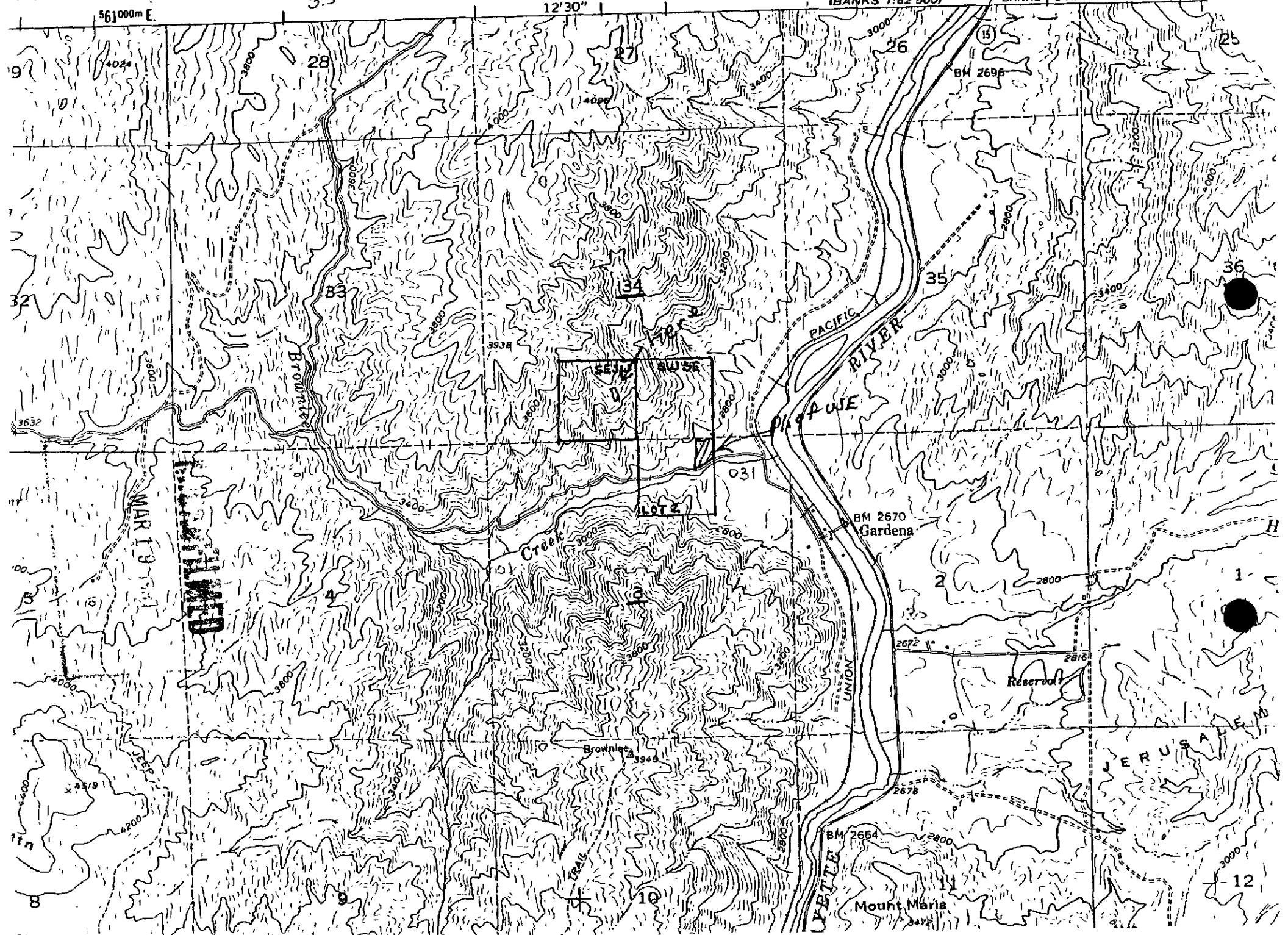
Gov. Lots

6 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

NOT RECORDED

MAR 19 1915





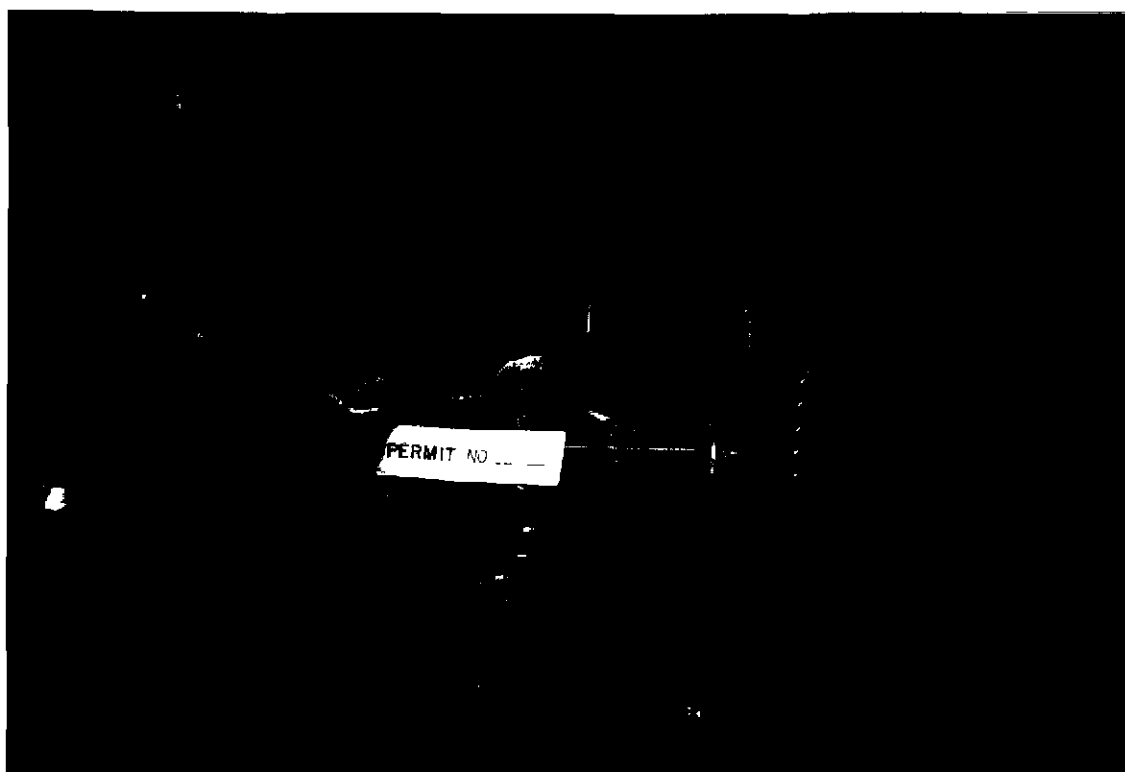
65-12793

33	34
4	3

100-443887-100

100-1479-1-27

10



Point of Diversion At Mr. BIGGERS
STOCK TANK



Place of use

500 GALLON STORAGE TANK ON Moffis property
WITH LAWN AND GARDEN by TRAILER HOME.

REPRODUCED
MAY 19 1965

November 30, 1988

Noah D. and Kathy M. Moffis
Rt. 1, Box 100C
Horseshoe Bend, ID 83629

RE: Permit No. 65-12793

Dear Permit Holders:

This office acknowledges receipt of the proof of beneficial use form and application for amendment. Enclosed is a copy of the approved application for amendment for your records.

The next step is for the department to notify the region that a field exam is needed. If you have any questions regarding the field exam you may contact the Western Regional office at 334-2190. If you have further questions, feel free to contact this office as well.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: W. Region

INDEXED

DEC 20 1988

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 65-12793

Date: 11-23-88

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:

_____ Is a measuring device or access port required?
N/A Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks:

*Proof acceptable
Amended permit*

N/A

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

RECEIVED

JUN 10 1988

RECEIVED

AUG 16 1988

For Office Use Only
Fee Received NA
Date _____
Receipt # _____
Receipt by _____
Reviewed by JS
Sent to region _____

Department of Water Resources
Western Regional Office

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 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.

Permit No. 65-12793

Name(s) of Permit Holder: Noah D. and/or Kathy M. Moffis

Post Office Address: Rt 1, Box 100C Horseshoe Bend Id 83629

Telephone No. 793-2739

Source of Water: Spring

Extent of Use:

Domestic _____ (number of households) Stockwater .02 (number and type of stock)
Irrigation 1 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.02 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: Mar 87

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

Fee enclosed \$ N/A
(See License Examination Fee Schedule)

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

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

(Name)

(Telephone Number)

(Bring shovel & Boots) (Rattlesnake Country)

(Address)

The above information is my true statement of the extent to which the above named project has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

DEC 20 1988

6-10-88

Date

Noah D. Moffis

Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: BO

Right Number 65-12793 Applicant Moffis

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- OK ☐ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) _____
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 5/13/88
- ☒ Amendment published correctly. 20/10000114
Ed. World 5/4 & 5/11/88
- ☐ Protests processed.
- ☐ Approve.
- ☐ Deny.
- Conditions _____

By DRT Date 5/27/88

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By Jeri S. Date 5-27-88
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

RECEIVED
JUN 02 1988

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

March 31, 1988

Kathy Moffis
Box 1000
Horseshoe Bend, ID 83629

Dear Ms. Moffis:

According to the papers you left in our office, it appears the legal description on Permit No. 65-12793 is incorrect.

Enclosed is the form needed to change a legal description on permitted rights. I have partially completed this form, however, on the location of the point of diversion only the quarter-quarter(40 acre tract) has been filled in . For spring sources the Department requires that it be located down to the 10-acre tract rather than just the 40-acre tract. So, I am enclosing a new topographic map outlined showing the legal description listed on the papers you submitted. Please mark the exact location of the spring in the SE1/4SW1/4, Sec. 34, and review the area I have marked as the place of use. Once the map is returned with the amendment I will complete the other quarter-quarter for the 10-acre tract. If you have any changes to make on this map, please feel free to do so. Then sign the amendment form and return it to our office with the \$20 filing fee required for amendment re-advertising.

If you have any questions concerning this amendment, do not hesitate to contact me.

Sincerely,

JAN SHURTE
Sr. Water Resource Agent

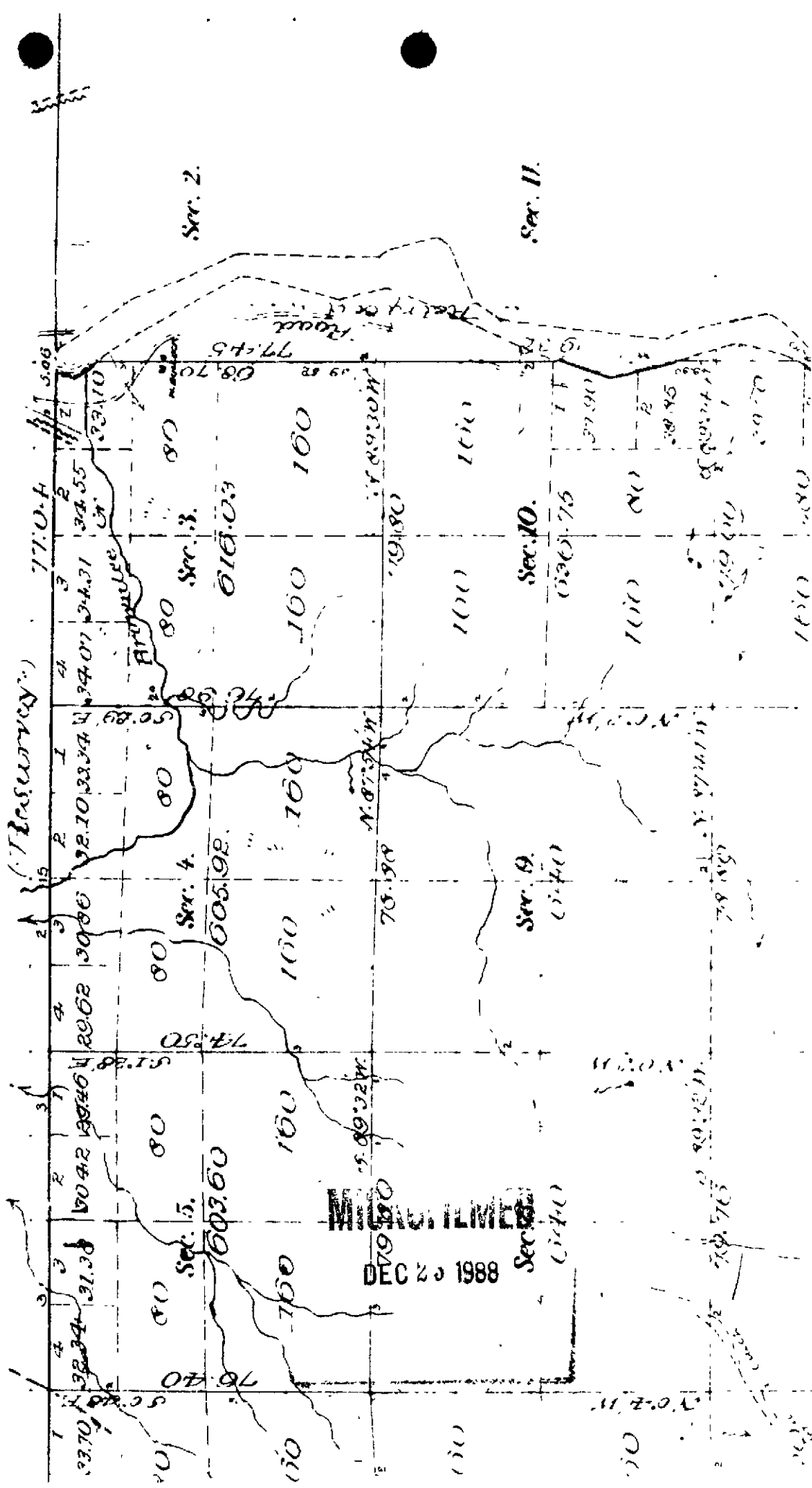
JS:j

MICROFILMED

DEC 23 1988

No 7 North Range No 2 East of The Boise Mer

F C E d D C b B



NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 65-12793 in the name of Noah D. &/or Kathy M. Moffis was filed on 2/18/87 for the diversion of .16 cfs from a spring with a point of diversion within the Lt 3 (NWNENW) Sec 3 T 7N R 2E, Boise County to be used for irrigation and stockwater purposes from 1/1 to 12/31 within portions of Lt 3 (NENW) Sec 3, T 7N R 2E, Boise County

The permit holder now proposes to amend the permit by changing the point of diversion to the NESESW Sec 34 T 8N, R 2E, Boise County, and the place of use to the Lt 2 (NWNE) Sec 3 T 7N R 2E, Boise County.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before May 23, 1988

R. Keith Higginson, Director

Published in the Idaho World Newspaper on 5/4 and 5/11/1988

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DEC 20 1988

138507
CERTIFIED MAIL
April 30, 1988

MOFFIS, NOAH D. & KATHY M.
P.O. BOX 100C
HORSESHOE BEND, ID 83629

PROOF DUE NOTICE

RE: Permit No. 65-12793

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 July 1, 1988. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

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DEC 23 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JUNE 03, 1987

MOFFIS, NOAH D. & KATHY M.
BOX 100C
HORSESHOE BEND, ID 83629

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 65-12793

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH 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 THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

**GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION**

**GS: SC
ENCLOSURES**

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JUL 09 1987

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Shulte

APPLICATION NUMBER: 65-12793

CHECK:

- ☒ Source.
☒ Point of diversion. (NEED TO 10-AC TRACT)
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 4/6/87 5/4/87
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/8/87 5-5-87
☒ Application published correctly. If not, record action taken: re-advertised
☒ Fee amount, receipt date & number, recorded on application. 30/42280
☒ Publication dates and paper, recorded on application. no ID would 3/18/87 3/25/87
None ☐ Protests, dates, withdrawal, etc., recorded on application. 4/15/87 4/22/87
Approve, Dan ☐ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 65 - O/A source sinks
2/18/1987 Date of priority recommended.
Special conditions of approval or cover letter. _____

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JUL 09 1987

OK ☒ Recommend one year development period for a project of this size.
By: Dan Date: 5/13/87

STATE OFFICE REVIEW:

L/L 04 **RECEIVED**
MAY 26 1987
☐ See attached sheet for more information.
By: FW Date: 5/26/87
Department of Water Resources

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 65-12793 in the Name of Noah D. &/or Moffis was published in error on 03/18 & 03/25/87.

The priority date was listed as 01/12/3104.

WHEREAS, the actual priority date should have been listed as 02/18/1987.

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before May 4, 1987.

Ken Dunn, Director

Published in the Idaho World on 4/15 and 4/22/1987

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JUL 09 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190
MARCH 11, 1987

The Idaho World
Box 220
Idaho City, ID 83631

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before APRIL 6, 1987.

Yours truly,

JUDY PENSE
Secretary

Encl.

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JUL 09 1987

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before APRIL 6, 1987.

KEN DUNN, Dir.

Published 03/18 & 03/25/87.

JUL 09 1987

65-12793

MOFFIS, NORR D. &/or KATHY M.

BOX 100C, HORSESHOE BEND, ID 83629

Source: SPRING trib. to SINKS

Diversion Pt: LOT 03 (NW1/4) Sec 03 T 07N R 02E

Use: IRRIGATION (0.140 CFS)
STOCKWATER (0.020 CFS)

Priority Date: 01/12/3104

In: LOT 02 (NW1/4) LOT 03 (NW1/4) Sec 03 T 07N R 02E FOR

14 ACRES

↓
2 acres
only

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JUL 10 1987



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

2735 Airport Way
Boise, Idaho 83705
(208) 334-2266

March 2, 1987

Noah D. &/or Kathy M. Moffis
Box 100C
Horseshoe Bend, ID 83629

Dear Mr. & Mrs. Moffis:

We have received the application for permit for a spring in Boise County. However, before processing can begin one more item is needed.

In October, 1986, new rules and regulations were adopted by the Department. One of the additions in these rules and regulations was that spring sources be designated to the 10-acre tract or $\frac{1}{4}$. When Lee Sisco helped you complete the application he had the spring located to the 40-acre tract or $\frac{1}{4}$. This was the correct procedure at that time. To aid you in doing this I am enclosing a copy of the topographic map for this area. If you could mark the location of the spring on this map and return it to our office, we can then insert the other quarter.

Also enclosed is our new application form typed using the information from the application form you recently submitted. This form shows the $\frac{1}{4}$ designation under Item No. 3 I spoke of above. Please sign this form on page three and return it to this office with the marked topographic map. Your date of priority (date application was first received) will not change.

If you have any questions concerning this form, please do not hesitate to contact us.

Sincerely,

JAN SHURTE
Sr. Water Resource Agent

JS:j
Enclosures

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JUL 09 1987