

Page 8 of 10State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 65-13311

Priority: March 11, 1991

Maximum Diversion Rate:

0.66 CFS

This is to certify, that CITY OF CASCADE

PO BOX 451

CASCADE ID 83611

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 11, 1991; and has submitted Proof of Beneficial Use on August 29, 1991. An examination indicates that the works have a diversion capacity of 1.730 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.66 CFS	

LOCATION OF POINT(S) OF DIVERSION: NWSE, Sec. 11, Township 13N, Range 03E
VALLEY County

PLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Right 65-12726 is also diverted through the point of diversion described above.
5. Place of use is located within the city limits of Cascade and the surrounding service area.

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 3RD day of OCTOBER, 1994.

Norm C. Gray
Acting for R. Keith Higginson, Director

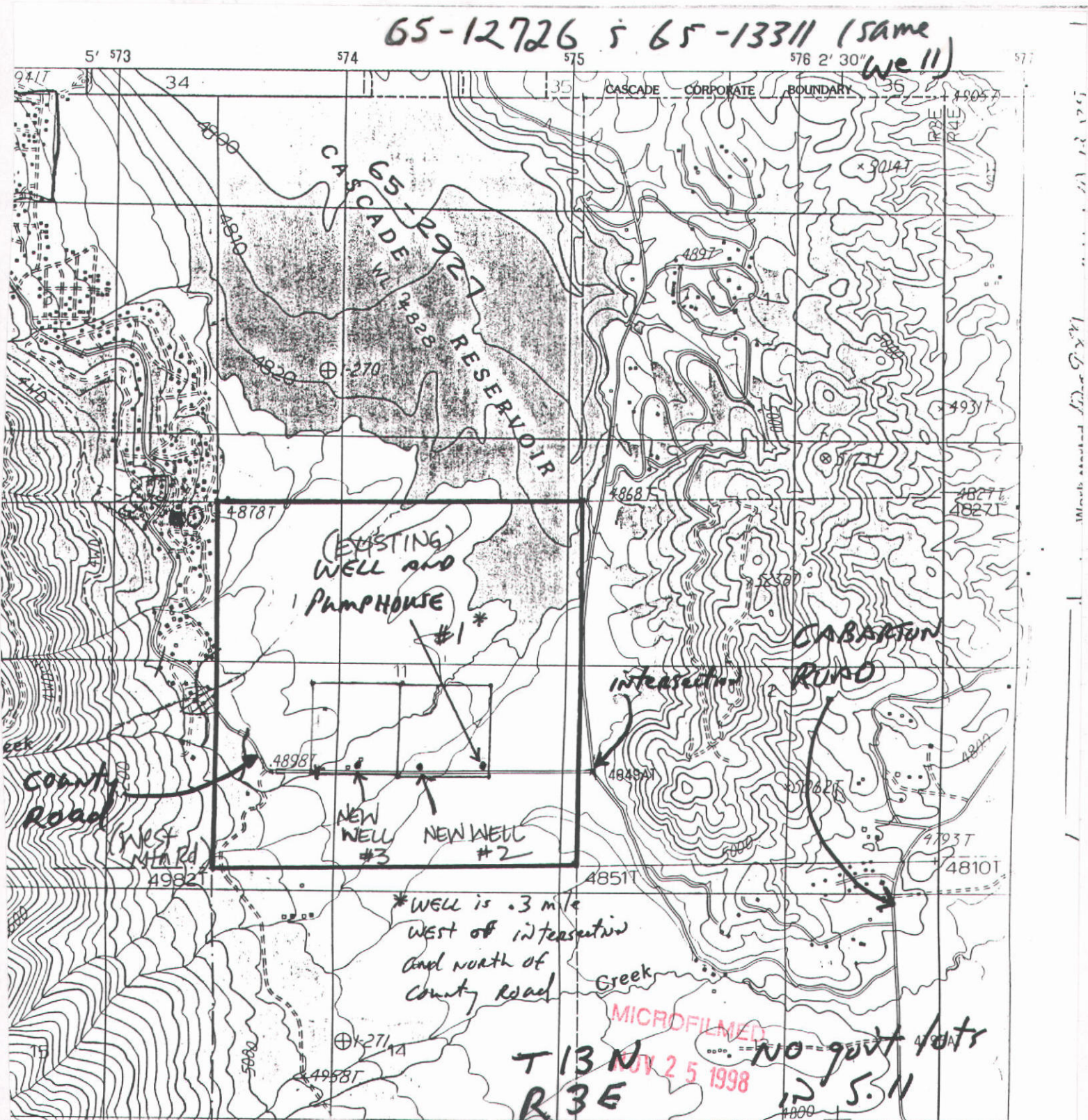
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NOV 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

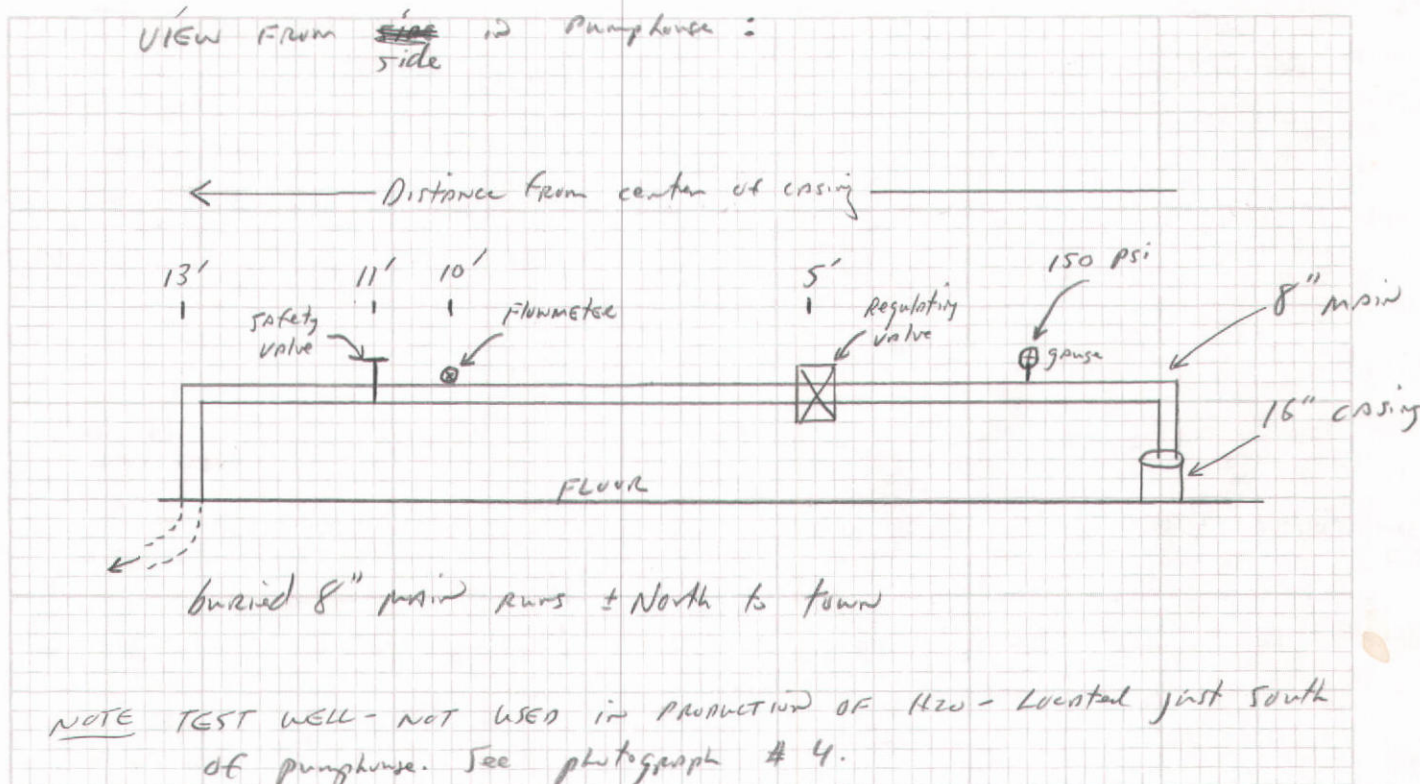
1. Owner: City of Cascade Permit No. 65-12726
Phone No. 382-4279
Current Address: PO Box 451 CASCADE ID. 83611
2. Accompanied by: NORM TAYLOR EXAM. DATE: 6/7/91
Address: PS ABOVE Phone No. _____
Relationship to Permit Holder: Public Works Sup'td.
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A municipal use ☐ Copies Attached
2. Other water rights with same point of diversion: 65-13311 (same well) ☐ Copies Attached ☐ Copies of Field Exam's Attached
NOT NEEDED, SEE
ORIGINAL OF EXAM 65-13311

C. SYSTEM DESCRIPTION

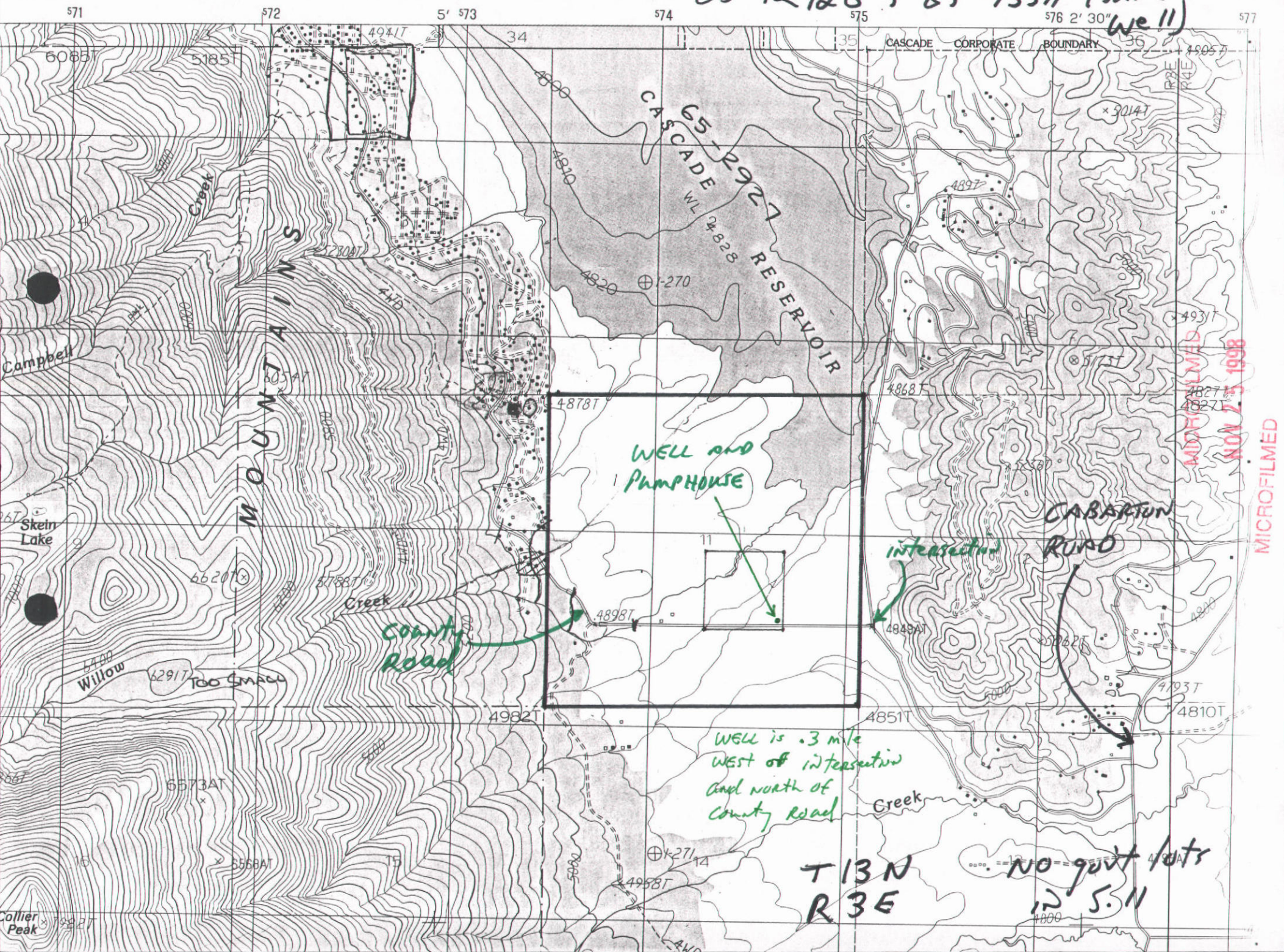
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: ~~1" = 10'~~ 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 N/A
(required for irrigation of 10 acres or more).

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RESERVOIR

T14N
R3E
S.36

* This well in SENNENS S.36
(govt lot 3) is the well
in Goodman Oil Co. Permit
65-13315. See photo #1
in 65-12726

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CC: Filed in SCALE 1:24 000

65-13315

KILOMETERS
METERS
MILES

1/17/92

65-12726⁰₂
65-13311⁰
city of cascade

6" HOT
WELL WAS
USED BY
CITY FOR
Municipal
but no
longer part
of city
system



Improved Road



PHOTO ONE-

Goodman Oil Co. Well
(65-13315) that formerly was
City of Cascade well. This
is in L.3 SEWNE S.36 T14N R3E
between Hwy 55 & RR tracks
just south of Boies-Cascade
mill.

P/O 65-12726 &
65-13311

Shows 16" casing &
8" main

in pump house.

PHOTO TWO-

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Located south of
Cascade Reservoir on
north side of county road.





PHOTO THREE- Another view in pump house.



PHOTO FOUR-

Looking north at pump house.
Test well (65-89-W-023) is seen in left foreground.

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Sec. 16	N. 48.30' W. 7.30	S. 48.30' W. 7.30
	S. 41.15' W. 3.80	S. 41.15' W. 3.80
	S. 1.45' E. 4.90	S. 1.45' E. 4.90
	S. 29.15' N. 6.80	S. 29.15' N. 6.80
	N. 72.15' W. 12.00	N. 72.15' W. 12.00
	N. 72.15' N. 8.50	N. 72.15' N. 8.50
	N. 48' W. 27.00	N. 48' W. 27.00
	N. 62.45' W. 5.00	N. 62.45' W. 5.00
	N. 78' W. 4.00	N. 78' W. 4.00
Sec. 27	N. 68' W. 4.30	N. 68' W. 4.30
	N. 28' W. 8.90	N. 28' W. 8.90
Sec. 22	N. 15.30' E. 18.00	N. 15.30' E. 18.00
	S. 35.45' E. 6.60	S. 35.45' E. 6.60
Sec. 23	N. 21.65' N. 5.50	N. 21.65' N. 5.50
	N. 21' E. 5.50	N. 21' E. 5.50
Sec. 22	S. 55' W. 9.70	S. 55' W. 9.70
	S. 68.15' W. 8.10	S. 68.15' W. 8.10
	N. 88.45' N. 13.00	N. 88.45' N. 13.00
	N. 68.45' N. 7.10	N. 68.45' N. 7.10
	N. 36.30' N. 9.50	N. 36.30' N. 9.50
	N. 5' E. 17.00	N. 5' E. 17.00
	N. 43.30' W. 17.00	N. 43.30' W. 17.00
	N. 3' E. 15.00	N. 3' E. 15.00
Sec. 15	N. 19.15' E. 14.00	N. 19.15' E. 14.00
	N. 23' E. 11.00	N. 23' E. 11.00
	N. 7' E. 6.50	N. 7' E. 6.50
	N. 50.45' N. 11.00	N. 50.45' N. 11.00
	N. 63' N. 5.60	N. 63' N. 5.60
	N. 31.15' N. 7.10	N. 31.15' N. 7.10
	N. 61.30' N. 6.00	N. 61.30' N. 6.00
	N. 8.15' N. 2.00	N. 8.15' N. 2.00
	N. 9.15' E. 12.00	N. 9.15' E. 12.00
	N. 3' N. 12.00	N. 3' N. 12.00
	N. 33.30' N. 7.00	N. 33.30' N. 7.00

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }

SS.

County of Valley }

Judy Brooks being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of Correction, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 30 19 85 and ended February 6 19 85.

Judy Brooks
Subscribed and sworn to before me this the

6th day of February, 19 85.

Tom Lusk

Notary Public in and for the State of
Idaho, residing at McCall
therein.

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 65-12726 in the name of City of Cascade Idaho was published in error on 1/2 and 1/9/85.

The place of use was not listed.

Whereas, the actual place of use is within the city limits of Cascade.

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, Statehouse, 450 W. State Street, Boise, ID 83720 on or before February 18, 1985.

Ken Dunn, Director
Published in The Star-News
on 1/30 and 2/6/85

RECEIVED
FEB 12 1985

Department of Water Resources
Western Regional Office

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PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }

SS.

County of Valley }

Judy Brooks being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of Application, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 9, 19 85 and ended January 16, 19 86.

Judy Brooks
Subscribed and sworn to before me this the

16th day of January, 19 85.

Tom Gust
Notary Public in and for the State of
Idaho, residing at McCall
therein.

NOTICE OF APPLICATION FOR WATER RIGHT

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

65-12726 *YAP*

CITY OF CASCADE
IDAHO

P.O. BOX 451, CASCADE,
ID 83611

Source: GROUNDWATER

Date Filed: 12/13/1984

Diversion Pt: LOT 03 Sec 36

T 14N R 03E

Use: MUNICIPAL (0.44
CFS)

The Permits(s) will be subject
to all prior water rights. Pro-
tests must be filed with the
Director, Dept. of Water
Resources, Western Region,

Statehouse, Boise, Idaho 83720
on or before JANUARY 28,
1985.

KENN DUNN, Dir.
Published 01/9 & 01/16/85

28
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JAN 18 1985

Department of Water Resources
Western Regional Office

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4416
WATER RIGHT NO(S). 65-12726/65-13311

This is to certify that: **CITY OF CASCADE**
PO BOX 451
CASCADE ID 83611

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 65-12726 : MUNICIPAL Priority: 12/13/1984	01/01 to 12/31	0.44 CFS
Right No. 65-13311 : MUNICIPAL Priority: 03/11/1991	01/01 to 12/31	0.66 CFS
	TOTAL:	* 1.10 CFS

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 11, Township 13N, Range 03E
NWSE , Sec. 11, Township 13N, Range 03E
VALLEY County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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TRANSFER NO. 4416
WATER RIGHT NO(S). 65-12726/65-13311

CONDITIONS OF APPROVAL AND REMARKS

4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 5. The total instantaneous diversion of water from all points of diversion under Transfer 4416 shall not exceed 1.10 cfs.
6. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
7. Place of use is located within the city limits of Cascade and the surrounding service area.
8. Two points of diversion are located within NWSE, S11, T13N, R03E.

Dated this 13th day of November, 1998.


Chief, Water Allocation Bureau

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NOV 25 1998

Page 1 of 10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4416
RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT **PART 1** **NOV 06 1998**

Department of Water Resources

Name of applicant CITY OF CASCADE Phone 382 4279
Post Office address PO Bx 451 CASCADE ID 83611

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Add 2 new wells to attain licensed capacity. Wells will also be used under right no. 65-13485.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|----------|-----------------------|------------------|---------------|
| 65-12726 | 12/13/84 | .44 | MUN. | 1/1 to 12/31 |
| 65-13311 | 3/11/91 | .66 | MUN. | 1/1 to 12/31 |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 1.10 cubic feet per second and/or — acre-feet per annum.
3. Source of water Groundwater tributary to —
4. Point(s) of Diversion: —

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NW	SE	11	13N	3E	Valley	Well #1, Existing
	SW	NW	SE	11	{	{	{	Well #2, Proposed
		NE	SW	11				Well #3, Proposed

5. Lands irrigated or place of use: NO Change- within City Limits of Cascade.

[illegible]

Total acres _____

NOV 25 1998

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19

day of

Witness my hand this

And said application is hereby

This is to certify that I have examined Application for Transfer of Water Rights No.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

d. Remarks:

Permit 65-13485 will be awarded to show some wells.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

trust, mortgage or contract agreeing to the proposed changes.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of

a. Description of diversion system

3 integrated wells, variable speed motors, storage tanks. City system.

6. General Information:

PART 1

Transfer No.

Page 2 of 10

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED: *

Water Right No. 65-12726

STAGE: PERMIT

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	0.44 CFS

SOURCE

GROUNDWATER

Priority: 12/13/1984

LOCATION OF POINT(S) OF DIVERSION: Lot 3() Sec. 36, Township 14N, Range 03E
VALLEY County

PLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. The issuance of this right in no way grants any right-of-way or easement across the land of another.
2. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 65.
4. P/U WITHIN THE CITY LIMITS OF CASCADE.

Note: License pending
See "L" file

* See pg. 5 for LICENSE - just licensed, copy not available yet
At Regum is printer not working so could not print out
d'boon copy. Has S.O. for updated copy to Regum for
advertising use.
- JL 10/11/94

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NOV 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1 Right evidenced by

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5 Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

- | 1. | | 2 | |
|-------------|---------------|-------------|---------------|
| amount | for | amount | for |
| (cfs/ac-ft) | purposes from | (cfs/ac-ft) | purposes from |
| to | | to | |
| amount | for | amount | for |
| (cfs/ac-ft) | purposes from | (cfs/ac-ft) | purposes from |
| to | | to | |
| amount | for | amount | for |
| (cfs/ac-ft) | purposes from | (cfs/ac-ft) | purposes from |
| to | | to | |

[illegible]

3. Lands irrigated or place of use.

[illegible]**Total Acres**

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

- | | | | | |
|----|------------------------|-----|---------------|----|
| 1. | amount | for | purposes from | to |
| | amount (cfs/ac-ft) | for | purposes from | to |
| | amount (cfs/ac-ft) | for | purposes from | to |
| | amount (cfs/ac-ft) | for | purposes from | to |
| 2. | Point(s) of Diversion: | | | |

[illegible]

3 Lands irrigated or place of use:

[illegible]

8661 4 2 NON
MICROFILMED

Total Acres

Page 5 of 10

WRS809NP
No. 65-12726IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORTDATE: 10/11/94
PAGE: 1OWNER
NAME & ADDRESSPRIORITY
DATE

WATER USE

USE PERIOD
FROM TODIVERSION
RATEDIVERSION
VOLUME

CITY OF CASCADE

12/13/1984 MUNICIPAL

01-01 12-31

0.44 CFS

TOTAL DIVERSION:

0.44 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity:

1.73 CFS

Point(s) of Diversion:

T13N R02E S11

N45E

VALLEY COUNTY

POW County:

Remarks:

Right 65-13311 is also diverted through the point of diversion described above. Place of use is located within the city limits of Cascade and the surrounding service area.

Dates:

App. Received: 12/13/1984 Priority Date: 12/13/1984
Proof Dup Date: 03/01/1991 Proof Made Date: 02/25/1991
Exam Made Date: 06/07/1991 Exam Sent to S.O.: 03/30/1992
Licensed Date: 10/03/1994

Misc:

Water District Number: 65 Field Exam Fee:

Audit:

03/26/85 04/30/88 CONVERT 09/18/89 CURTIS 03/26/90 CURTIS
06/13/91 GARRETT 07/18/91 SKAGGS 03/30/92 TAYLOR 06/06/94 BUCHANAN
09/08/94 BUCHANAN 09/23/94 BUCHANAN

First Name	Phone #	Fax #
Dept.	Co.	Co.
To: Steve Lister		
Post-it brand fax transmittal memo 1671		

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NOV 25 1998

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED: *

Water Right No. 65-13311

STAGE: PERMIT

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	0.66 CFS

SOURCE

GROUNDWATER

Priority: 03/11/1991

LOCATION OF POINT(S) OF DIVERSION:NESW , Sec. 11, Township 13N, Range 03E
~~VALLEY County~~PLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The issuance of this right in no way grants any right-of-way or easement across the land of another.
3. Place of use within the city limits of Cascade.

Note: License Pending
See "L" file* See pg. 8 for license as explained previously.

-JR 10/11/94

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NOV 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by

- a. Decree No. _____ Decreed to _____
in case of _____ vs _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

If yes, describe

8. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount—

(U-CE/AC-1)

— 110000 —

—**UNOWE**
(1. 00/00)

(Cts/AC-ft)

2. Point(s) of Diversion:

[illegible]

3 Lands irrigated or place of use:

[illegible]**Total Acres**

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1 amount—

(11-28/812)

(11-58/SJS)
—UNCLAS

—**၂၀၁၈**
(၂၀၁၈/၁၈)

(cfs/bc-ft)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]**Total Acres**

Page 8 of 10State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 65-13311

Priority: March 11, 1991

Maximum Diversion Rate:

0.66 CFS

This is to certify, that CITY OF CASCADE

PO BOX 451

CASCADE ID 83611

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 11, 1991; and has submitted Proof of Beneficial Use on August 29, 1991. An examination indicates that the works have a diversion capacity of 1.730 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.66 CFS	

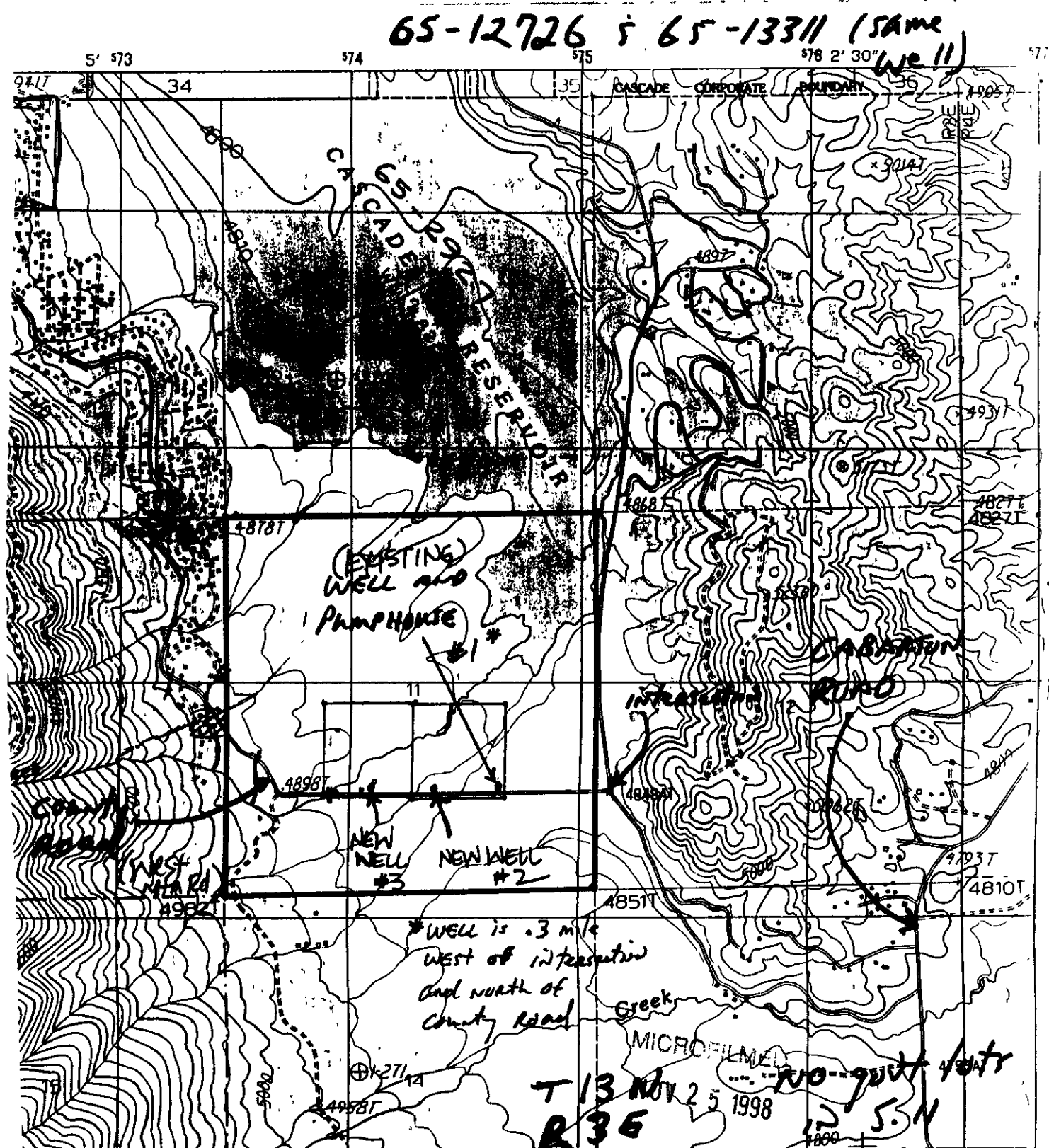
LOCATION OF POINT(S) OF DIVERSION: NW3E, Sec. 11, Township 13N, Range 03E
VALLEY County

PLACE OF USE: See RemarksCONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use. This right is subject to all prior water rights and may be forfeited by five years non-use.
2. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Right 65-12726 is also diverted through the point of diversion described above.
5. Place of use is located within the city limits of Cascade and the surrounding service area.

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 3RD day of OCTOBER, 1994.

Acting for R. Keith Higginson, DirectorMICROFILMED
NOV 25 1998



Copy of transfer sent to lien holder _____
_____ rec'd. _____ by _____
Watermaster recommendation requested on _____
Pub. dates 10-19 + 26-94
Published in Long Valley Advocate
Received by [Signature] Date 8/10/94
Prelim. check by [Signature] Fee \$100 - M017896
Received by [Signature] Date 8/10/94
Transfer contains 10 pages and _____ attachments
Protest filed by _____
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for ☐ approval ☐ denial
_____ by _____

FOR DEPARTMENT USE ONLY

My commission expires 2-15-1999
Subscribed and sworn to before me this 10th day of August, 1994.
[Signature] (Notary Public)
[Signature] (Signature of Applicant)
Mayor Cassano, Jr.
I understand that any willful misrepresentations made in this application may result in voiding its approval.
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

3. Describe effects on other water uses resulting from the proposed change:

2. Quantity and quality of return flows and location of discharge:

1. New Nature of Use
Amount (cfs/ac-ft)
Hours/days/year
Period of Use
to _____
to _____

PART 3

B. CHANGES IN NATURE OF USE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12726

Priority: December 13, 1984

Maximum Diversion Rate:

0.44 CFS

This is to certify, that CITY OF CASCADE
PO BOX 451

CASCADE ID 83611 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 13, 1984; and has submitted Proof of Beneficial Use on February 25, 1991. An examination indicates that the works have a diversion capacity of 1.730 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.44 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 11, Township 13N, Range 03E
VALLEY County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Right 65-13311 is also diverted through the point of diversion described above.
5. Place of use is located within the city limits of Cascade and the surrounding service area.

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 3RD day of OCTOBER, 1994.

Acting for  R. Keith Higginson, Director

MICROFILMED

NOV 25 1998

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-12726

Date of Priority: December 13, 1984 Maximum Diversion Rate: 0.44 CFS
Comes now CITY OF CASCADE
PO BOX 451
CASCADE ID 83611 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 65-12726, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MUNICIPAL	01/01 to 12/31	0.44 CFS	

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 11, Township 13N, Range 03E
VALLEY County

PLACE OF USE: See Remarks

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

Signed at Cascade MICROFILMED, this 31st day of August, 1994.

NOV 25 1998


(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-12726

FOR DEPARTMENT USE ONLY

Preliminary check by RE Fee = \$20⁰⁰ Received by RT # 0031139 Date 8/26/94

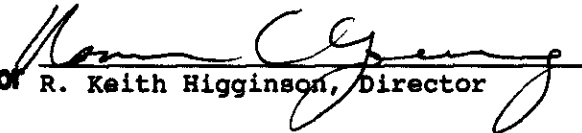
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-12726 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Right 65-13311 is also diverted through the point of diversion described above.
5. Place of use is located within the city limits of Cascade and the surrounding service area.

Witness my hand this 3RD day of OCTOBER, 1994.

Acting for 
R. Keith Higginson, Director

MICROFILMED

NOV 25 1998

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.

APR 23 1991

John J. Jones MAYOR
Signature (and title if on behalf of a company or organization)

4/25
RECEIVED
 JAN 25 1990

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

For Office Use Only
 \$15 FEE Received by C. W. M. G.
 Date 11/25/90
 Receipt # 0014217

REQUEST FOR EXTENSION OF TIME

Department of Water Resources To provide additional time in which to submit proof
 of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 65-12726

Name(s) of Permit Holder: City of Cascade

Post Office Address: P. O. Box 451

Cascade, ID 83611 Telephone No. 382-4279

Date Proof is Due: March 1, 1990

Describe what work has been completed toward the development of this water right: _____

(This must be filled out! If no work has been completed, show "none".)

Drilled two test wells and production well at one site, but ended in poor water quality.

Presently drilling second production well and should have on City system in 1990. First well capped.

Costing \$ 88,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Poor quality water in first production well required finding new site, drilling a new test well and production well at second site.

Permit holder(s) request an extension to March 1, 19 91.
 (1 yr. minimum)

(Signature) Joseph K. Thompson P.E. City Engineer

FEE: \$15.00

IF OTHER THAN PERMIT HOLDER,
 POWER OF ATTORNEY MUST BE SUPPLIED.

MICROFILMED

ACTION OF THE DEPARTMENT OF WATER RESOURCES

APR 19 1990

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to March 1, 1991.

Signed this 19th day of March, 19 90.

J. Glen Saxton
 Chief, Water Allocation Bureau

Identification No. 65-12726

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED

1 Name of applicant City of Cascade, Idaho 382-1279
post office address P. O. Box 451, Cascade, Idaho 83611

2 Source of water supply well which is a tributary of N/A

3 a Location of point of diversion is Lot 3 (NW 1/4 NE 1/4)* 1/4 of 1/4 of Section 36 Township 14 N.
Range 3 E., B.M. Valley County; additional points of diversion if any: None

*kw 3/1/1985

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount .44 for Municipal purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a .44 cubic feet per second and/or

b. _____ acre feet per annum.

6 Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6 inch drilled well with submersible electric pump to deliver water from the well site in a Northwesterly direction through a buried pipeline about 1200 feet to the point of use.

b Height of storage dam N/A feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c Proposed well diameter is 6 inches; proposed depth of well is 30 feet

7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years

b. Estimated construction cost is \$2,000.00

8 Description of proposed uses

a If water is not for irrigation

665 12/21/89
Within the City Limits of Cascade

(1) Give the place of use of water. _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated. N/A hp under N/A feet of head

(3) List number of each kind of livestock to be watered N/A

(4) Name of municipality to be served Cascade, Idaho, or number of families to be supplied with domestic water N/A.

(5) If water is to be used for other purposes describe. public swimming pool

MICROFILMED

MICROFILMED

Total number of acres to be irrigated	N/A
---------------------------------------	-----

c. Describe any other water rights used for the same purposes as described above. Cold water shall be supplied from the city owned and operated water system to cool the water to proper temperature

- 9 a. Who owns the property at the point of diversion ~~Goodman Oil Company~~

b. Who owns the land to be irrigated or place of use City of Cascade, Idaho

c If the property is owned by a person other than the applicant, describe the arrangement enabling the

~~The city shall apply to Goodman Oil Company for~~

permission to operate and existing well formerly used for swimming

pool purposes at or near the same place of use.

10. Remarks The existing well was drilled about thirty years ago when the

the Cascade Jaycees constructed a swimming pool with volunteer labor

on city owned property. The well will yield water of 90° to 95° which

will require cooling for swimming pool purposes.

The old pool was removed from health and sanitation purposes.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. Lot 3, Section 36, Twp. 14 N., Range 3 E., B.M.

[illegible]

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.

CITY OF CASCADE, IDAHO

By

(Applicant) Council President

MICROFTI MED

MICROFILMED

Proposed Priority 12/13/84

Received by mw Date 12-13-84 Time 10.00 A.M.

Preliminary check by UB Fee \$ 45 , 34597

Received by SR Date 12/17/84

Publication prepared by jp Date 12/27/84

Published in The Star News

Publication dates 1/2/85 & 1/9/85 ^{corr 1:30 & 2/5/85}

Publication approved SR Date 2/12/85

Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS kw

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-12726, 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 March 1, 1990.

c. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

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

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

Witness my hand this 18th day of March, 1985.

J. Glen Sayton
Chief, Operations Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 13, 1998

PHILIP E. BATT
GOVERNOR

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

KARL J. DREHER
DIRECTOR

RE: Water Rights 65-12726/65-13311 (Transfer 4416)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water rights (Transfer 4416). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

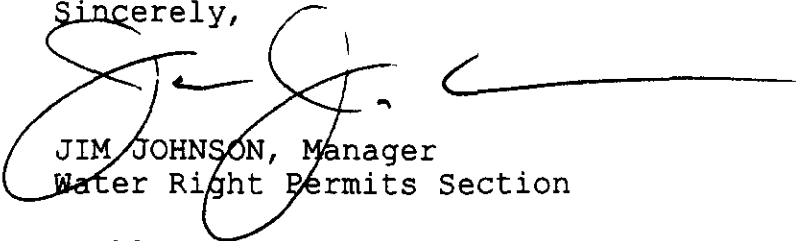
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

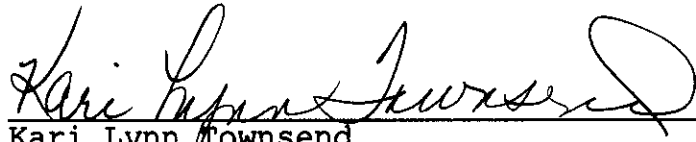
MICROFILMED
NOV 25 1998

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of **November, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHTS 65-12726/65-13311 (Transfer 4416)

**CITY OF CASCADE
PO BOX 451
CASCADE ID 83611**


Kari Lynn Townsend
Secretary

MICROFILMED
NOV 25 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED

NOV 25 1998

MEMORANDUM

TO: Files 65-12726 & 65-13311

FROM: Pam Skaggs³⁸/State Office

SUBJECT: Transfer 4416

ok

DATE: November 10, 1998

Transfer 4416 adds points of diversion under Rights 65-12726 and 65-13311. The city is upgrading their water system and is adding two (2) additional wells to maintain licensed capacities. A total of three (3) wells will serve the system.

Recommended conditions include drilling permit requirements, multiple points of diversions/measuring devices, future annual reporting, municipal place of use, and standard transfer conditions.

MICROFILMED
NOV 25 1998

(07-98)

Date Reviewed 11-10-98 *GR*

Right(s) 65-12726 _____
65-13311 _____

B:Change P/D **C**:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership NA P/D Change

Transfer ✓ All of Right Portion of Right
Resulting Split(s) NONE

(1) ✓ Priority (2) ✓ Use (3) ✓ Season (4) ✓ Rate (5) NA Volume
(6) ✓ Source (7) P/D (8) ✓ P/U (9) NA Proof/Owner (10) ✓ Map
(11) NA Water District (12) Yes Pertinent Conditions (13) NO Expansion
P/U

⑦ Add 2 new wells

Transfer Remarks Carry P/U Modified DIM
2 P/Ds N1WSE, S11 WB4
 Conditions 0416, T07, T08, T09 T17
NA - No Claims Required.

Database/Processing Notes Standard ☒ Non-Standard _____
T files

"T" Files Update Complete ✓ Approval Form ✓ Transfer Memo ✓
Database Updated Following Approval ✓ Memo/Form Files Deleted ✓

11-13-98 

SPLIT RIGHT SUMMARY
11/10/98
TRANSFER 4416

D-0611-2 Basin: 65 Starting Water Right: 12726

S	O	S
E Water	Name	W Priority
L Right No.	Last, First	N Date
STG/	STS	Source
Use	Desc	S
65-12726	CITY OF CASCADE	C 12/13/1984 L/ GROUNDWATER MUNI WR

D-0611-2 Basin: 65 Starting Water Right: 13311

S	O	S
E Water	Name	W Priority
L Right No.	Last, First	N Date
STG/	STS	Source
Use	Desc	S
65-13311	CITY OF CASCADE	C 03/11/1991 L/ GROUNDWATER MUNI WR

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

T. 4416

INITIAL REVIEW BY: JLAPPLICANT City of Cascade

1. Right number 65-12726 & 65-13311
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change of point of diversion ☒ Add diversion point(s) ☐ Change of place of use
☐ Change nature of use ☐ Other _____

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☒ SRBA claim
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant.)
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use. no change
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred. N/A
- h. ☒ Check for expansion in use of right. Comments NONE ANTICIPATED

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) N/A - HOWEVER NOTE 65-13485 NEW W.R. w/ Amendment pending for these same 3 wells

j. ☒ SRBA claim. Comments N/A proofs filed > SRBA commenced.k. ☒ Is use within Water District? ☐ Yes ☒ No

If yes, what district? _____ Comment letter sent ☐ Yes ☐ No

l. ☒ Legal notice electronically transmitted to DWR03::Vault? 10-12-94

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☒ Yes ☐ No

but withdrawn

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Standard transfer & municipal conditions

4. By Gay S Date 10/31/98

RECEIVED

September 24, 1998

SEP 28 1998

Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, Idaho 83705-5082

WATER RESOURCES
WESTERN REGION

Re: Application of City of Cascade, Idaho
to transfer water rights 65-12726 and
65-13311

Gentlemen:

The purpose hereof is to withdraw the protest filed in the
above matter by E. K. Allen Ltd. Partnership under date of
October 24, 1994.

The matter has been concluded and the partnership paid in full
at the conclusion of a condemnation action filed by the City.

I am a general partner in the Allen limited partnership and
have full authority to execute this withdrawal of protest.

Thank you.

Very truly yours,
E. K. Allen Ltd. Partnership

By 
E. K. Allen
General Partner

NOTED MED

SEP 25 1998

Is your RETURN ADDRESS completed on the reverse side?

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b
- Print your name and address on the reverse of this form so that we can return this card to you
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number
- The Return Receipt will show to whom the article was delivered and the date delivered

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee

3 Article Addressed to:

J R ALLEN
EK ALLEN LTD PARTNERSHIP
HC 71 BOX 2025
CASCADE ID 83611

4a Article Number

2 206 598 898

4b. Service Type

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

7 Date of Delivery

8 Addressee's Address (Only if requested and fee is paid)

5. Signature (Addressee)

6. Signature (Agent)

PS Form 3811, December 1991

U.S. GPO: 1990-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



Official Business

RECEIVED

JUN 02 1995

WATER RESOURCES
WESTERN REGION

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

MICROFILMED

NOV 25 1998

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE, IDAHO 83705

66



Is your RETURN ADDRESS completed on the reverse side

- Complete items 1 and/or 2 for additional services
- Complete items 3, and 4a & b
- Print your name and address on the reverse of this form so that we can return this card to you
- Attach this form to the front of the mailpiece, or on the back if space does not permit
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered

3. Article Addressed to.

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

5. Signature (Addressee)

6. Signature (Agent)

65-12726

I also wish to receive the following services (for an extra fee):

1 ☐ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee

4a. Article Number

2 206 598 916

4b. Service Type

☐ Registered

☐ Insured

☒ Certified

☐ COD

☐ Express Mail

☐ Return Receipt for Merchandise

7. Date of Delivery

8. Addressee's Address (Only if requested and prepaid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



Official Business

RECEIVED

JUN 02 1995

WATER RESOURCES
WESTERN REGION

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

NOV 25 1998
FILMED

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE, IDAHO 83705

06



2 205 594 916

Receipt for
Certified Mail



No Insurance Coverage Provided

CITY OF CASCADE

PO BOX 451

CASCADE ID 83611

PS Form 3800,

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

MICROFILMED
NOV 25 1983

**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, date, 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

105603-03-B-0218

Z 206 598 898

Receipt for

Certified Mail

No Insurance Coverage Provided



J R ALLEN
 EK ALLEN LTD PARTNERSHIP
 HC 71 BOX 2025
 CASCADE ID 83611

PS Form 3800

Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

MICROFILMED
 NOV 25 1998

**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, date, 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.

105903-93-B-0218

RECEIVED

NOV 06 1998

Department of Water Resources

MEMO

To: Files no. 65-12726 & 65-13311
From: Gary Spackman *Gary*
Subject: Transfer No. 4416
Date: November 4, 1998

Transfer no. 4416 was filed by the City of Cascade. The legal notice printed in the paper listed license no. 65-12726 as having a date of priority of December 13, 1994, instead of December 13, 1984. While the misprint of the date of priority could mislead some people, IDWR's been informed that the wells proposed by the application for transfer are complete and have been operating. Furthermore, the protestant who was concerned about the land ownership question, has withdrawn his protest. I suggest that IDWR not republish notice of the application.

MICROFILMED

NOV 25 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 25, 1998

**E.K. ALLEN
C/O ROBERT H REMAKLUS
PO BOX 759
CASCADE ID 83611**

Re: Application for Transfer of Permits Nos. 65-12726 and 65-13311 in the Name of City of Cascade

Dear Mr. Remaklus:

This letter is to acknowledge the withdrawal of protest of the above-referenced application for transfer of water right. The prehearing conference scheduled for October 5, 1998, is canceled.

The department will now continue to process the application, subject to certain conditions of approval.

If you have any questions please call this office.

Sincerely,

Gary Spackman

GS:st

CC: Applicant

MICROFILMED
NOV 25 1998

ROBERT H. REMAKIUS, LAWYER P.A.

Post Office Box 759
Cascade, Idaho 83611
Telephone (208)382-4267

September 24 1998

TELECOPY NO: (208) 334-2348 CITY CALLED: Boise, Idaho

PLEASE DELIVER TO: GARY SPACKMAN

SUBJECT: Cascade request to transfer water rights
Hearing set for 10/5/98 at Cascade

MESSAGE: See letter of E. K. Allen enclosed withdrawing protest
If additional information is needed, please call Mr.
Allen at 382-4122.

Original letter shall be mailed.

THIS TELECOPY IS BEING SENT BY: Robert H. Remakius

FROM TELECOPY NO. (208) 382-3971

NUMBER OF PAGES BEING SENT (includ. this cover sheet):

-2-

MICROFILMED

NOV 25 1998

September 24, 1998

Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, Idaho 83705-5082

Re: Application of City of Cascade, Idaho
to transfer water rights 65-12726 and
65-13311

Gentlemen:

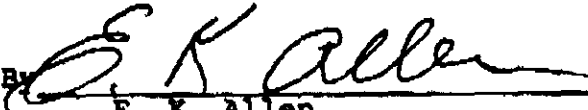
The purpose hereof is to withdraw the protest filed in the
above matter by E. K. Allen Ltd. Partnership under date of
October 24, 1994.

The matter has been concluded and the partnership paid in full
at the conclusion of a condemnation action filed by the City.

I am a general partner in the Allen limited partnership and
have full authority to execute this withdrawal of protest.

Thank you.

Very truly yours,
E. K. Allen Ltd. Partnership

By 
E. K. Allen
General Partner

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NOV 25 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

**IN THE MATTER OF APPLICATION)
FOR TRANSFER WATER RIGHT NOS.)
65-12726 AND 65-13311 IN THE NAME)
OF THE CITY OF CASCADE.)**

**NOTICE OF PREHEARING
CONFERENCE**

On August 10, 1994, the City of Cascade filed with the Department of Water Resources (department) an application for transfer of water right nos. 65-12726 and 65-13311. The application was protested by J. R. Allen.

The department has scheduled a conference for the protest to be held on Monday, October 5, 1998, at 2:00 p.m. at the Valley County Courthouse, 219 N Main, Cascade, Idaho 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 of the Department of Water Resources, and Rules 40 and 45 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources.

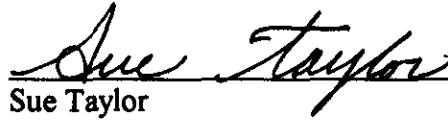
The conference will be conducted in a facility which satisfies the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise the department within (10) days prior to the conference.

Dated this 21st day of September 1998.



Gary Spackman

I hereby certify that on the 21st day of September 1998, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:



Sue Taylor
Senior Secretary

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

J R ALLEN
EK ALLEN LTD PARTNERSHIP
HC 71 BOX 2024
CASCADE ID 83611

GEORGE WAGNER
JUB
250 S BEECHWOOD AVE
BOISE ID 83709

ROBERT H REMAKLUS
PO BOX 759
CASCADE ID 83611

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR TRANSFER

Section 42-222, Idaho Code, requires the department to consider the following issues in connection with an application for transfer:

- 1) Will the proposed appropriation injure other water rights?
- 2) Will the proposed transfer constitute an enlargement in use of the original right?
- 3) Is the proposed transfer in the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?
- 4) Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof of issues 1, 2 and 4 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 3 above lies with both the applicant and protestant as to factors which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a prehearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate

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NOV 25 1998

and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement offers, schedule hearings, establish procedure at hearings and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

HEARING

The department will tape record the hearing. Copies of a hearing tape are available upon written request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director.

Parties may, by written stipulation, waive their right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer prior to any scheduled hearing.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing please advise the department within ten (10) days prior to the hearing.

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NOV 25 1998

ROBERT H. REMAKLUS, LAWYER P.A.

PROFESSIONAL CENTER BUILDING
POST OFFICE BOX 759
CASCADE, IDAHO 83611
TELEPHONE (208) 382-4267
FAX (208) 382-3971

*Bar
File (Protest)*
RECEIVED

APR 16 1996

WATER RESOURCES
WESTERN REGION

April 15, 1996

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office
State of Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Re: City of Cascade, Transfer of Water Rights
Nos. 65-12726 and 65-13311

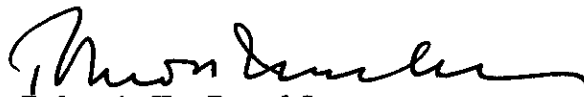
Dear Mr. Tuthill:

Reference is made to your letter of February 16, 1996(6) to the Mayor of Cascade and our telephone conversation of April 9, 1996, regarding the protest filed by E. K. Allen, Ltd. Partnership, to the above transfer.

The City of Cascade is engaged in a major extension and improvement to its municipal water system and in connection therewith shall file an action in eminent domain against E. K. Allen, Ltd. Partnership to condemn two well sites referred to in the above application. The well sites constitute an integral part of the upgrading program and a "quick take" order shall be sought so that the project may be completed during the 1996 construction season.

We shall keep you advise of the status of this matter.

Very truly yours,


Robert H. Remaklus
Attorney at Law

RHR/cmf

cc: Mayor Mark Bingman

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NOV 25 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 16, 1995

CITY MAYOR
CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

Re: Protested Application for Transfer of Water Rights Nos. 65-12726 and 65-13311 in the Name of the City of Cascade

Dear Mayor:

Last June this office scheduled a water right conference in the above-referenced matter, but the conference was postponed to allow for negotiations between the protestants and the City. Since that date we have not heard about progress in this regard.

The purpose of this letter is to request an update in this matter. Please notify this office within the next month regarding the status of this matter.

Sincerely,

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

DRT/st

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NOV 25 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

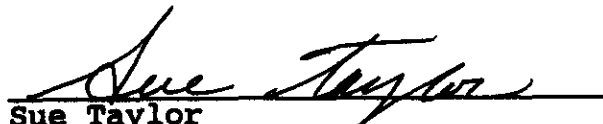
IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 65-12726 AND)
65-13311 IN THE NAME OF CITY OF)
CASCADE.)

NOTICE OF POSTPONEMENT
OF CONFERENCE

Based on a request by the applicant and agreed to by the protestant the conference scheduled for June 7, 1995, in the above-referenced matter is hereby postponed indefinitely.


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

I hereby certify that on the 5th day of June, 1995, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:


Sue Taylor
Secretary

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

J R ALLEN
EK ALLEN LTD PARTNERSHIP
HC 71 BOX 2024
CASCADE ID 83611

GEORGE WAGNER
JUB
250 S BEECHWOOD AVE
BOISE ID 83709

*add
Remakline*

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NOV 25 1998

ROSTER OF ATTENDANCE

IDAHO DEPARTMENT OF WATER RESOURCES

2735 Airport Way, Boise, ID 83705

**Re: Application For Transfer No. 65-12726 and 65-13311 in the Name
of City of Cascade**

Place: Valley County Courthouse, 219 N Main, Cascade, ID 83611

Date: Wednesday, June 7, 1995

Conducted by: David R. Tuthill, Jr., P.E.

NAME**ADDRESS**

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NOV 25 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)

FOR TRANSFER NO. 65-12726 IN THE)

NAME OF CITY OF CASCADE.)

NOTICE OF CONFERENCE

On August 10, 1994, the City of Cascade filed with the Department of Water Resources an application for transfer of a water right. The application was protested by J. R. Allen.

The Department has set the matter of protest for a conference to be held on Wednesday, June 7, 1995, at 11:30 a.m., at the Valley County Courthouse, 219 N. Main, Cascade, Idaho 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 40 and 45 of the adopted Rules 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 31st day of May, 1995.


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

MICROFILMED
NOV 25 1998

I hereby certify that on the 31st day of May,
1995, I mailed a true and correct copy, postage prepaid, of this
document to the applicant(s) and protestant(s) listed:

Sue Taylor
Sue Taylor
Secretary-Office Coordinator

Certified Mail

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

J R ALLEN
EK ALLEN LTD PARTNERSHIP
CASCADE OD 83611

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NOV 25 1998

**CONFERENCE AND HEARING PROCEDURE
APPLICATION FOR TRANSFER**

ISSUES

Section 42-222, Idaho Code, identifies the following potential issues that the department can consider in connection with an application for transfer

- 1) Will the proposed transfer injure other water rights?
- 2) Will the proposed transfer constitute an enlargement in use of the original right?
- 3) Is the proposed transfer in the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?
- 4) Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1,2 and 4 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 3 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a pre-hearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure or at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

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NOV 25 1998

HEARING

The department will tape record the hearing. Copies of the hearing are available upon request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director.

Parties by written stipulation, may waive their right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within (10) days prior to the hearing.

MICROFILMED

NOV 25 1988

I hereby certify that on the 1st day of June,
1995, I mailed a true and correct copy, postage prepaid, of this
document to the applicant(s) and protestant(s) listed:

Sue Taylor
Sue Taylor
Secretary-Office Coordinator

Certified Mail

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

J R ALLEN
EK ALLEN LTD PARTNERSHIP
CASCADE OD 83611

Non-Certified Mail

GEORGE WAGNER
JUB
250 S BEECHWOOD AVE
BOISE ID 83709

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NOV 25 1998

CONVERSATION MEMORANDUM

DATE 5/17/95

FILE 65-12726/13311

NAME OF PARTY Phil Kirchbaum, JUB eng.

XFER 4416

EMPLOYEE Cindy Hodges

376-7330

RE: Water Right Conference

JUB represents City of Cascade as City Engineers.

They have been negotiating with protestant but feel that a conference would expedite resolution.

They requested WR conference to be held in Cascade. Contact Phil @ JUB, or Brian ~~Data~~

Donaleson (also JUB, Project Maje) with any scheduling questions.

5/18 Called Phil, left message to return call

Try for 6/2/95 @ 10:00 am in Cascade

Left Message w/ E.K. Allen's ³⁸²⁻⁴¹²² wife; he will call about acceptability of this timing.

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NOV 25 1998

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NOS. 65-12726 &
65-13311**

Notice is hereby given that City of Cascade,
ID has applied to the Department of Water
Resources for a Change in Point of Diversion
of the following described water right(s)
to be changed via transfer No. 4416 pur-
suant to Section 42-222 of Idaho Code

WATER RIGHTS AS RECORDED

License No. 65-12726, 44 cfs, priority
date 12/13/1994, Point of Diversion for
well in NWSE, S11, T13N, R03E, for
Municipal use all year

License No. 65-13311, 66 cfs, priority
date 3/11/1991, same well as above for
Municipal use all year

Place of Use for licenses: City of Cascade
and surrounding service area

Total amount for both rights from same
well: 110 cfs

TO BE CHANGED AS FOLLOWS

Add two new wells in NESW and NWSE,
S11, T13N, R03E for a total of three wells
to be used as previously described

Any protest against approval of the pro-
posed water right application must be filed
with the Department of Water Resources,
Western Region, 2735 Airport Way, Boise,
ID 83705, together with a protest fee of
\$25.00 on or before November 11, 1994

The protestant must also send a copy of
the protest to the applicant

R. Keith Higginson, Director

Publish 10/19, 10/26

Affidavit of Publication

STATE OF IDAHO COUNTY OF VALLEY

I, Michael C. Stewart, being duly sworn deposes, and says, I am the Publisher of The Long Valley Advocate Subscriber, 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 Change of water rights, 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 10/19, 1994, and ended 10/26, 1994.

Michael C. Stewart

Michael C. Stewart

Signed this the 7th day of November, 1994

STATE OF IDAHO)
: ss.
COUNTY OF VALLEY)

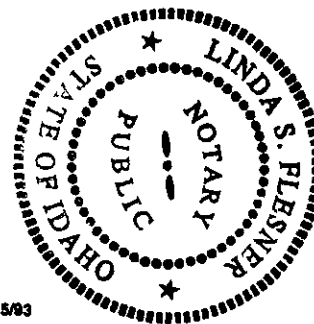
On this the 7th day of November, 1994, before me, a Notary Public in and for said State, personally appeared Michael C. Stewart, known or identified to me to be the person whose name is subscribed to the within Instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Linda S. Flesner

Notary Public State of Idaho

Residing at: Cascade

Commission Expires: 10/24/95



5/93

NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NOS. 65-12726 &
65-13311

Notice is hereby given that City of Cascade, ID has applied to the Department of Water Resources for a Change in Point of Diversion of the following described water right(s) to be changed via transfer No. 4416 pursuant to Section 42-222 of Idaho Code:

WATER RIGHTS AS RECORDED:
License No. 65-12726, .44 cfs, priority date 12/13/1994, Point of Diversion for well in NWSE, S11, T13N, R03E, for Municipal use all year
License No. 65-13311, .66 cfs, priority date 3/11/1991, same well as above for Municipal use all year
Place of Use for licenses City of Cascade and surrounding service area
Total amount for both rights from same well 1.10 cfs

TO BE CHANGED AS FOLLOWS
Add two new wells in NESW and NWSE, S11, T13N, R03E for a total of three wells to be used as previously described
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00 on or before November 11, 1994
The protestant must also send a copy of the protest to the applicant
R. Keith Higginson, Director
Publish 10/19, 10/26

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NOV 25 1998

RECEIVED

NOV 14 1994

WATER RESOURCES
WESTERN REGION



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

November 27, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

J R ALLEN
EK ALLEN LTD PARTNERSHIP
HC 71 BOX 2025
CASCADE ID 83611

Re: Application for Transfer No. 65-12726 & 65-13311 in the name
of City of Cascade

Dear Protestant:

This office acknowledges receipt of your protest to the approval of the above-referenced application for transfer. The following are the principle items we can consider with respect to either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed change conflict with the local public interest?
4. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

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 the conference, the Department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,

A handwritten signature in dark ink, appearing to read 'D. R. Tuthill, Jr.', written over the typed name.

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

DRT:st

MICROFILMED

NOV 25 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 21, 1991

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

Re: Application for Transfer of Water Rights Nos. 65-12726
and 65-13311

Dear Applicant:

Enclosed please find a copy of the protest(s) filed against the above-referenced application. You should be aware that the following are the items we can consider at a conference in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute an enlargement in the use of the original right?
3. Will the proposed change conflict with the local public interest?
4. Will the proposed use be contrary to conservation of water resources within the state of Idaho?

The Department suggests you contact the protestant(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 the conference, the Department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,

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

DRT:st

Enclosure

Post-It® Fax Note 7671		Date 11/17/95	# of pages 3
To Phil Krichbaum	From Cindy Hodges		
Co./Dept IUB	Co. IDWR		
Phone #	Phone #		
Fax # 323 9336	Fax # 334 2348		

MICROFILMED

NOV 25 1998

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains all necessary information.

1. Matter being protested NOTICE OF CHG FOR 65-12726 & 65-13311 TO ADD 2 NEW WELL IN NESW &
2. Name of protestant NWSE S11, T 13N, R3E.
J.R. ALLEN (E.K. ALLEN LTD PARTNERSHIP)
3. Protestant's representative for service (If different than protestant)

4. Service mailing address HC 71 BOX 2025, CASCADE ID 83611
5. Service telephone no. (208) 382-4122
6. Basis of protest (including statement of facts and law upon which the protest is based)

ACCORDING TO LEGAL NOTICE IN LONG VALLEY ADVOCATE DTD WED OCT 19, 1994. THE CITY OF
CASCADE ID HAS FILED ON WATER RIGHT TRANSFER TO ADD 2 NEW POINTS OF DIVERSION ON THE
PROPERTY OF E.K. ALLEN LTD PARTNERSHIP.

(additional pages may be attached to describe the nature of the protest)

7. What would resolve your protest? TO WITHDRAW FILING UNTIL SATISFACTORY PURCHASE
AGREEMENT IS MADE BETWEEN THE CITY OF CASCADE AND E.K. ALLEN LTD PARTNERSHIP.

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 24 day of OCTOBER, 1994.

J.R. Allen 382-4549
PROTESTANT J.R. ALLEN (E.K. ALLEN LTD PARTNERSHIP) REP.

PROTESTANT'S REPRESENTATIVE

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NOV 25 1998

NOTE:

- a) Not more than two (2) representatives for service of documents may be designated on a protest. If this protest is signed by more than one person without identifying the representative(s) for service of documents, the hearing officer may select the person(s) upon whom documents will be served.
- b) A protestant is required to timely file a protest with the department together with a \$25.00 protest fee in order for the protest to be considered by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
2. Show the name of the protestant.
3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
6. Specifically describe the nature of the protest.
7. Describe the relief being sought by the protestant.

FOR DEPARTMENT USE ONLY

Received by Beh Date 10-24-94 Time 15:18
\$25.00 fee Receipted by Beh # W018282 Date 10-24-94

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NOV 25 1998

nts will be subject to all prior rights. Protests may be submitted on the criteria of Sec 42-203A, Code. Any protest against the al of this application must be with the Director, Dept of Water Resources, Western Region, 2735 t Way, Boise, Idaho 83705 or with a protest fee of \$25.00 on or before OCTOBER 24, 1994. The ant must also send a copy of the t to the applicant.

TH HIGGINSON, Director
n 10/5, 10/12 - #574

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before **NOVEMBER 7, 1994**. The protestant must also send a copy of the protest to the applicant.
R KEITH HIGGINSON, Director
Publish 10/19, 10/26 - #580

**OHNER
NER, CHASAN & WALTON
Center Pointe
Tyrell Lane
Office Box 1069
Idaho 83701-1069
Phone: (208) 345-3760
(208) 345-1175**

Costs for Petitioner

THE DISTRICT COURT OF THE
NINTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND
FOR THE COUNTY OF VALLEY
STATE DIVISION

THE MATTER OF THE ESTATE

L DeLONG,
sed.

NO SP-94-142
CE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above-named decedent. All persons having claims against the decedent or the estate are required to present their claims within six months after the date of the first publication of this Notice or said claims shall be forever barred. All claims must be presented to the undersigned at the address indicated above, and filed with the Clerk of the Court. WITNESSED this 18th day of August,

on Asdell
onal Representative of the Estate of
L. DeLong
er attorney
Bohner
INER, CHASAN & WALTON
Box 1069 Boise, ID 83701-1069
phone (208) 345-3760
✓ 10/5, 10/12, 10/19 - #575

TICE OF SALE OF EQUIPMENT

Northern Idaho Timber Protective Association offers for sale to the highest bidder, the following equipment.

33 Ford - 4WD 1/2 Ton E 150

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT NOS. 65-12726 &
65-13311**

Notice is hereby given that City of Cascade, ID has applied to the Department of Water Resources for a Change in Point of Diversion of the following described water right(s) to be changed via transfer No. 4416 pursuant to Section 42-222 of Idaho Code:

WATER RIGHTS AS RECORDED:
License No 65-12726, 44 cfs, priority date 12/13/1994, Point of Diversion for well in NWSE, S11, T13N, R03E, for Municipal use all year.
License No 65-13311, 66 cfs, priority date 3/11/1991, same well as above for Municipal use all year.
Place of Use for licenses: City of Cascade and surrounding service area.
Total amount for both rights from same well: 110 cfs.

TO BE CHANGED AS FOLLOWS:
Add two new wells in NESW and NWSE, S11, T13N, R03E for a total of three wells to be used as previously described.
Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00 on or before November 11, 1994.
The protestant must also send a copy of the protest to the applicant.
R. Keith Thompson, Director
Publish 10/19, 10/26

**Central District Health
Department Board of Health**

69					70						71					
----	--	--	--	--	----	--	--	--	--	--	----	--	--	--	--	--

© 1994 Tribune Media Services

ACROSS	40	Term of address	71	Fender mishap	29	Striped animal	
1	Bursts				31	Finally	
5	Make amends	41	Finish		33	Not ever	
10	School dance	42	Roman highway	DOWN	34	Companion to fork	
14	Leave out	43	Number of members	1	Mail		
15	Intelligent person	46	Departed	2	— Khayyam	35	Condition
16	Ramble	47	Sordid	3	Evergreen	37	Nothing
17	Rational	48	Took a chair	4	Ship	38	Banking term abbr
18	Stinged instruments	49	Thick soup	5	Detest	40	Underhand-edly
19	Fencing sword	50	Tree	6	Converts	44	Egg dishes
20	Betrayal of country	52	Straightedge	7	Regatta item	45	Organ
22	Undermine — code	54	Near the beginning	8	Pinches	46	Staggered
24	Historical period	58	Fight	9	Results	49	By means of
26	Twelve	62	personnel	10	Triumph	51	Painter
27	Enemy	63	Drug plant	11	Cord	53	Grandma —
30	Pig grunts	65	Official stamps	12	Done	54	Direction
32	Declare to be true	66	Box for bees	13	Racing contest	55	Winglike parts
36	Peaceful	67	Season	21	Boy to father	56	Actor's part
39	Joke	68	Glorify	23	Think anxiously about	57	Following
		69	Biblical garden	25	Thousands and thousands of years	59	Go by car
		70	Golf mounds	27	Ventures	60	Equal
			Remains	28	Like sheep	61	Departed
						64	Car org

[illegible]

FREE

CLASSIFIEDS...

... **ONLY** IN

**THE LONG
VALLEY ADVOCATE**

**Call
382-3233
or**

Poison Creek Publishing, Inc.
P.O. Box 1079 • Cascade, ID 83611
PH: 208-382-3233 • FAX 208-3826728

INVOICE NO.	DATE
OCT-267	10/28/94

Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705

SALESPERSON	HOUSE
ACCOUNT NO.	L

\$	AMOUNT REMITTED
----	--------------------

IMPORTANT! PLEASE DETACH HERE AND RETURN UPPER PORTION WITH YOUR PAYMENT.

DESCRIPTION	QUANTITY	PER UNIT	COST
LEGAL-1	35	0.55	19.25
10/19/94 - CHANGE OF WATER RIGHTS 65-12726 & 13311			
LEGAL-2+	35	0.44	15.40
10/26/94			
		TAX	
		TOTAL	34.65

NET DUE 30 DAYS

RECEIVED

NOV 14 1994

WATER RESOURCES WESTERN REGION

MICROFILMED
NOV 25 1998

NOTICE OF PROPOSED CHANGE OF WATER
RIGHT NOS. 65-12726 AND 65-13311

Notice is hereby given that City of Cascade, ID has applied to the Department of Water Resources for a Change in Point of Diversion of the following described water right(s) to be changed via transfer No. 4416 pursuant to Section 42-222 of Idaho Code:

WATER RIGHTS AS RECORDED:

License No. 65-12726, .44 cfs, priority date 12/13/1984, Point of Diversion for well in NWSE, S11, T13N, R03E, for Municipal use all year.

License No. 65-13311, .66 cfs, priority date 3/11/1991, same well as above for Municipal use all year.

Place of Use for licenses: City of Cascade and surrounding service area.

Total amount for both rights from same well: 1.10 cfs.

TO BE CHANGED AS FOLLOWS:

Add two new wells in NESW and NWSE, S11, T13N, R03E for a total of three wells to be used as previously described.

Any protest against approval of the proposed water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00 on or before November 11, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson
Director

Published in the Long Valley Advocate on October 19 and 26, 1994.

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NOV 25 1998



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

October 4, 1994

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

RE: WATER RIGHT NO. 65-12726

Dear Water Right Holder(s):

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

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

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NOV 25 1998

CITY OF CASCADE

REFERENCE # [9]

VENDOR # [371]

CHECK

10952

CHECK: DATE [08/22/94]

ACCOUNT # [1]

9 60-0434.10-69

MISC. FEES & CHARGES

40.00

TOTAL DOLLARS \$

40.00

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NOV 25 1998



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

August 16, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

RE: PERMIT NOS. 65-12726 & 65-13311

Dear Water Right Holders:

We received the signed licensing amendments for the above referenced permits; however, the \$40.00 filing fees for the amendments were not enclosed. For your reference, I will enclose copies of the original amendment notice letters.

Please return the \$40.00 fee within 14 days to prevent any further undue delay in licensing these permits. Since I am handling the review procedure, please send the check to my attention to help expedite the process.

Thank you for your assistance and if you have any questions, please contact me.

Sincerely,

BRENDA L. CHAPMAN
Water Resource Agent

Enclosures

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NOV 25 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 29, 1994

CITY OF CASCADE
P.O. BOX 451
CASCADE ID 83611

RE: WATER RIGHT NO. 65-12726

Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, I have not received the amendment. If I do not receive it within fourteen (14) days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact me. My telephone number is (208) 327-7947.

Sincerely,

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

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

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NOV 25 1998



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

June 7, 1994

CITY OF CASCADE
PO BOX 451
CASCADE ID 83611

RE: WATER RIGHT NO. 65-12726

Dear Water Right Holder(s):

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

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur or have any questions with this information, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

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NOV 25 1998

LICENSE REVIEW CHECKLIST



PERMIT NO. 65-12726 DATE 6-3-94

NAME	Yes ☐	No ☒	Or Address Change? _____
PRIORITY DATE	☐	☒	Advance? _____ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? _____
SOURCE	☐	☐	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☒	☐	Amendment needed? <u>Change to NWSE SEC 11 13N</u> Overlaps? <u>65-13311</u> <u>3E</u>
PLACE OF USE	☐	☒	Amendment needed? _____ Overlaps? _____
DIV RATE	☐	☐	Measurement done? <u>NO</u> Theoretical only? _____ <u>(But didn't use)</u> <u>Info on well CAPACITY in pump house @ 500 gpm</u> Capacity: <u>1.73</u> Combined rates exceed capacity <u>NO</u> Allowable amount: <u>.44 CFS</u>
ANNUAL VOLUME	☐	☐	Season of use: _____ Calculations: _____ Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined volumes exceed capacity/allowable <u>NA</u>
USES	☐	☒	Change(s) in Nature of Use? _____ Amendment necessary? _____
REMARKS	☐	☒	Multiple p/d(s) in ¼ ¼? _____ <u>W36</u> ☒ Other _____
CONDITIONS	☐	☒	Measuring/Locking Devices _____ Watermaster control - District <u>65</u> Irrigation Overlap _____ Water Quality _____ Other _____

*Permit limit .44
Proof filed on 1.1 CFS!
Money refunded*

*NA
municipal*

*SUBJECT
TO CONTROL*

COMMENTS: Capacity = 1.7
65-12726 = .44 DOES NOT
65-13311 = .66 EXCEED CAPACITY AMEND P/S

RECOMMENDED	CFS	VOLUME	LICENSE _____
<u>Municipal</u>	<u>.44</u>	_____	1ST AMENDMENT LETTER <u>P39 + P38</u>
_____	_____	_____	FINAL AMENDMENT LETTER <u>P47</u>
_____	_____	_____	



MEMORANDUM

TO: FILE

FROM: STEVE LESTER

DATE: MARCH 20, 1992

SUBJ: FIELD EXAMS FOR PERMITS 65-12726 AND 65-13311

ADDENDUM TO EXAMS - WELL CAPACITY AND LICENSE RECOMMENDATIONS

The flow meter showed 300-310 gpm (.69 cfs) but is not a limiting factor. Typically, municipal systems divert at variable rates based on demand, and a reading at a given moment does not necessarily measure true capacity.

The pump curve (copy not available for files but found in pumphouse) indicates that the system could produce about 800 gpm (1.78 cfs).

Originally, 150 psi was used in the HP equation and lead to a .96 cfs capacity. However, as DRT pointed out in a recent exam review, a more likely psi value to use is 75. The higher pressure represents a self-imposed limit on the system based on current demand. The system is capable of diverting more water than .96 cfs and should be licensed to reflect a more realistic limit.

Therefore, the HP equation is revised using 75 psi.

$$Q = (8.8 \times .7 \times 60) / [(2.31 \times 75) + 40] = 1.73 \text{ cfs} = \text{system capacity.}$$

Recommendations

65-12726 for .44 cfs based on the permit limit

65-13311 for .66 cfs based on the permit limit

Total flow 1.10 cfs, which is safely within estimated capacity.

The revised flows provide maximum benefit for the municipal rights for the city of Cascade.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

1. Owner: City of Cascade Permit No. 65-12726
 Current Address: PO BOX 451 CASCADE ID. 83611 Phone No. 382-4279
 2. Accompanied by: NORM TAYLOR EXAM. DATE: 6/7/91
 Address: PS ABOVE Phone No. _____
 Relationship to Permit Holder: Public Works Sup'td.
 3. Source: groundwater tributary to _____

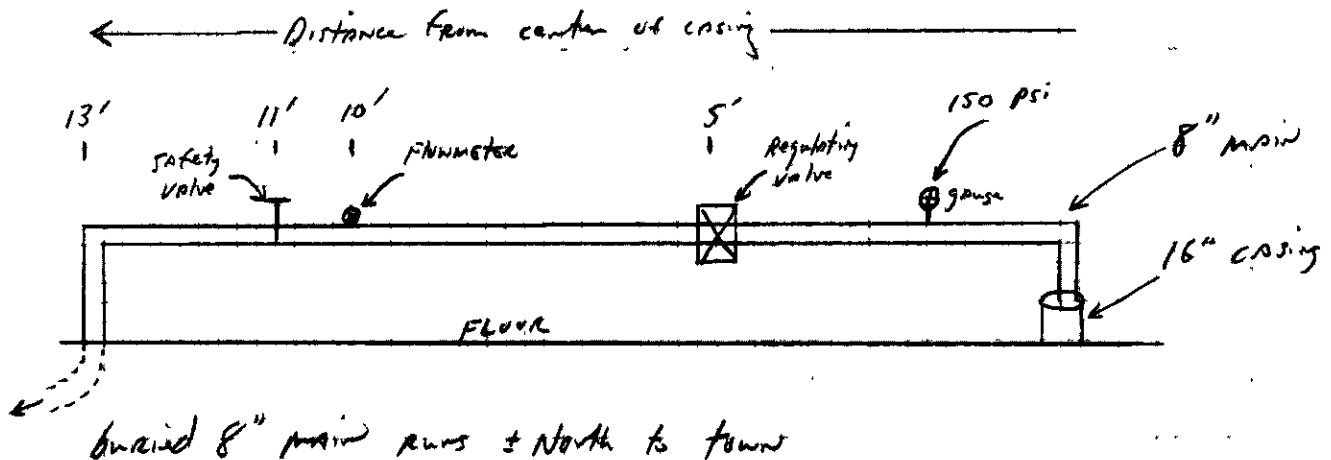
B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A municipal use ☐ Copies Attached
 2. Other water rights with same point of diversion: 65-13311 (same well) ☐ Copies Attached ☐ Copies of Field Exam's Attached
 NOT NEEDED, SEE ORIGINAL OF EXAM 65-13311

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

VIEW FROM ~~side~~ side of Pump house:



NOTE TEST WELL - NOT USED in PRODUCTION OF H₂O - Located just south of pump house. See photograph # 4.

Scale: ~~1" = 10'~~ 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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3. **Narrative: Description** (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

See Remarks on page 4 for continuation

5. Point(s) of Diversion:

note: pump curve. 3 phase motor, 3450 Rpm.

6. Place(s) of Use:

Indicate Method of Determination

[illegible]

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
MCGRAWHILL			MW-500	90-6-733		

2. Measurements:

METER READS IN gpm & also has totalizer.
PUMP CURVE (i.e. PUMPHOUSE LITERATURE) SHOWS MAX. CAPACITY OF 800 GPM.

METER READ 300-310 DURING EXAM (WAS TOLD GOES TO ± 400 SOMETIMES).
PSI - BEFORE REGULATING VALVE = 150 } PSI gauge read 150 during exam
AFTER REGULATING VALVE = 75 } water diverted at 150 psi & subsequently regulated to 75 psi.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: Flowmeter = 310 gpm = .69 cfs ✓
Pump curve max. = 800 gpm = 1.78 cfs
2. Alternate Method for Checking Purposes: HP eq. where pr. = 150, Z = 40 (static from log ≈ 35) *
$$Q = \frac{(8.8)(.7)(60)}{(2.31)(150) + 40} = .96 \text{ cfs} ✓$$

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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ MICROFILMED
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ NOV 25 1998

2. Volume Calculations for Other Uses:

N/A Municipal

* NO NECESS INTO WELL TO MEASURE STATIC OR DYNAMIC LEVELS

H. REMARKS AND OVERLAP REVIEW ANALYSIS

NARRATIVE cont.: Permit 65-13311 was filed for additional water for the S.11 well. Permit was filed on 8/27/91 (after exam of 65-12726 was conducted). Note permit for newer permit shows 60 hp pump (same as found in 6/7/91 exam). It's clear that both rights use the same system and should be considered as a "unit".

SEE
3/20/92
memo
SL

{ CAPACITY of well from HP Eq. is .96 cfs; Allow .44 cfs in this permit. Additional .52 cfs to be recommended in 65-13311. Pump curve max (see graph) is under very low head conditions not found in this case. HP Eq. is best max. estimate of capacity. Note proximity of ground water to Cascade Reservoir. Drilling permits 65-89-W-023 (test well) & 65-89-N-1 (test well entered for production well) → production well

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Municipal	1/1	12/31	.44	NA
Totals:			.44	NA

2. Recommended Amendments

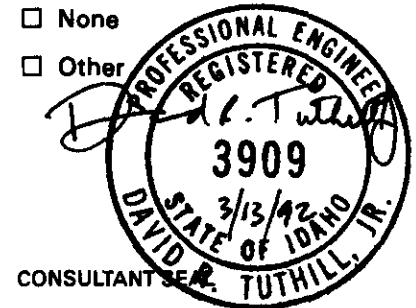
- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☐ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Steve Lester
Signature [Signature]
Certification Date _____
Field Report Preparation Date 6/7/91 & 1/17/92

by 2/21/92



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

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NOV 25 1998

571

572

5' 573

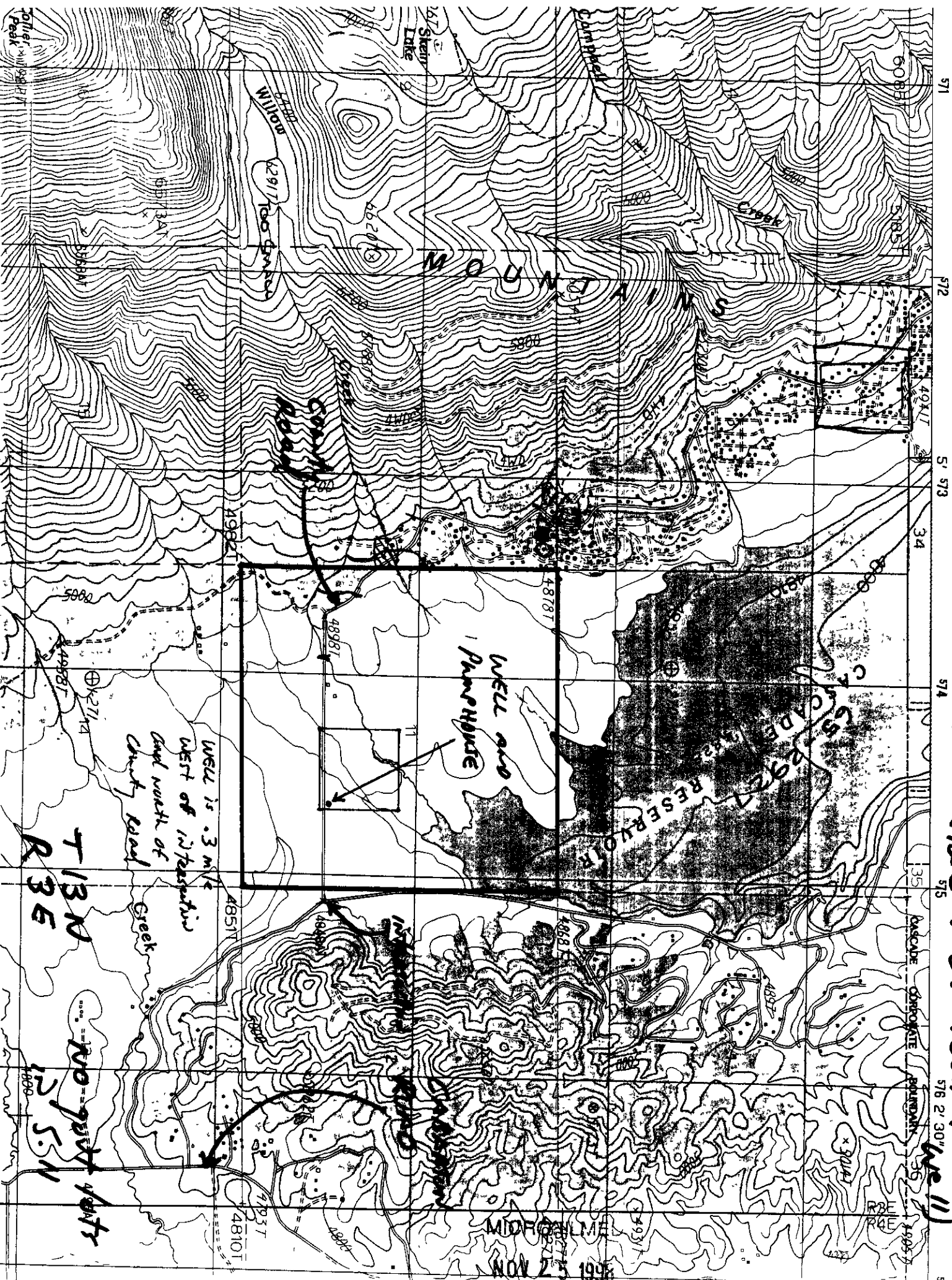
574

575

576 2' 30"

577

65-12726 & 65-13311 (same
use 11)



MICRO FILMED

RESERVOIR

T14N
R3E
S.36

65-12726²
65-13311¹⁻³³
City of Cascade

* This well in SE 1/4 S.36
(cont lot 3) is the well
in Goodman Oil Co. Permit
65-13315. See photo #1
in 65-12726.

6" HOT
WELL WAS
USED BY
CITY FOR
Municipal
but no
longer part
of city
system

CC: FILED IN SCALE 1:24 000

65-13315

KILOMETERS
METERS
MILES

NOV 25 1990

1/17/92

IDAHO

Improved Road

Department of Water Resources

WELL INSPECTION FORM

FILED in

If well is associated with water right, provide WR# 65-12726

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP____, Rge____, Sec.____, ____ 1/4 ____ 1/4 or Lot____.

2. Owner: _____

Address _____, City_____, St____

3. Casing $\geq$ 12 inches above ground: Yes ☒ No _____

4. Access Port: Yes____ No ☒ Static Water Level: 35'
Pressure Gauge: Yes ☒ No____ Casing Diameter: 1.6"
Flowing: Yes____ No ☒ Temperature: 60.12
Properly Valved: Yes ☒ No____

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: Needs access port but other than
that is OK.

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NOV 25 1998

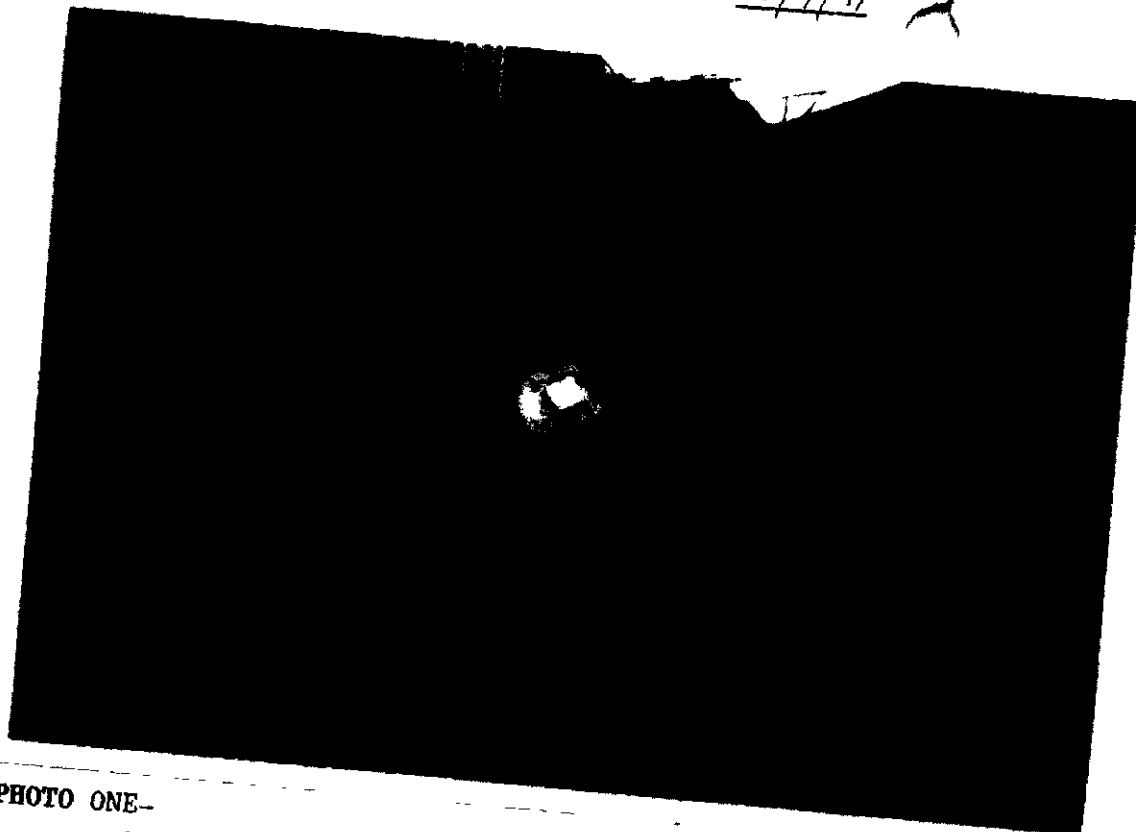


PHOTO ONE-

Goodman Oil Co. Well
(65-13315) that formerly was
City of Cascade well. This
is in L3 SEWME S36 T14N R3E
between Hwy 55 & RR tracks
just south of Boia-Cascade
mill.

P/O 65-12726 &
65-13311

Shows 16" casing &
8" main

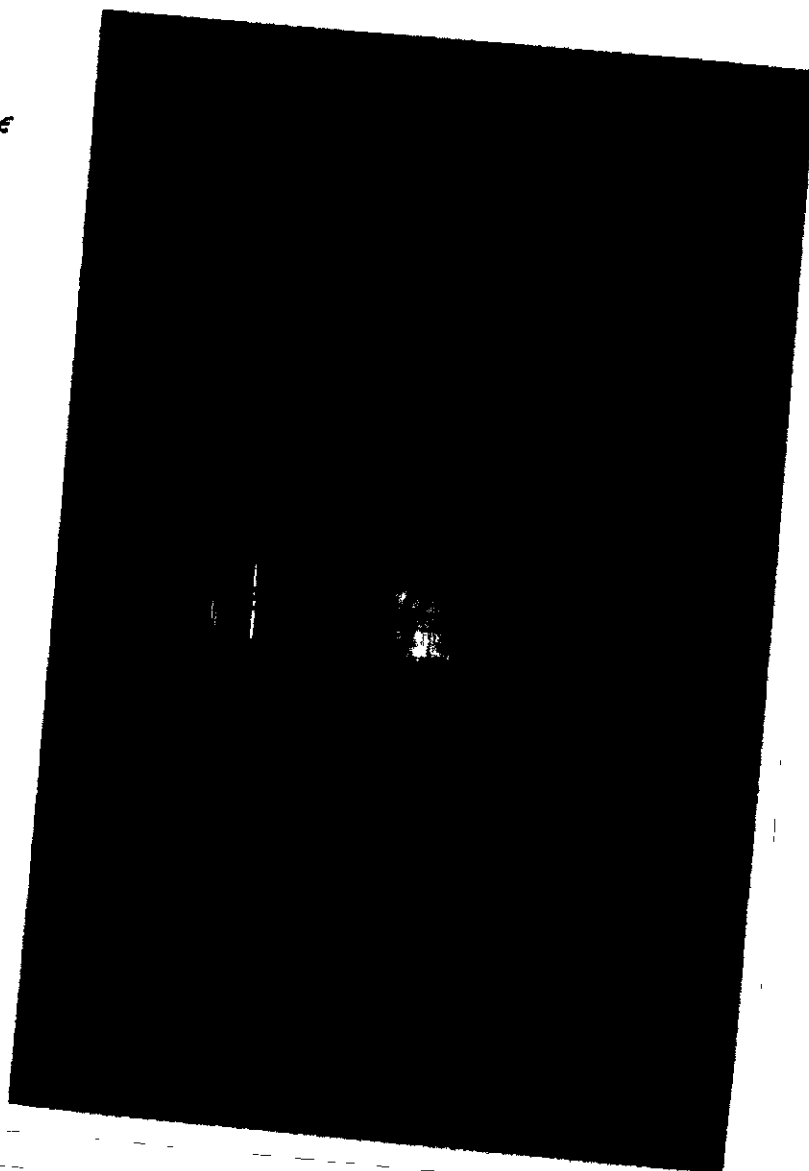
in pump house

PHOTO TWO-

MICROFILM

NOV 25 1998

Located south of
Cascade Reservoir on
North side of county road.



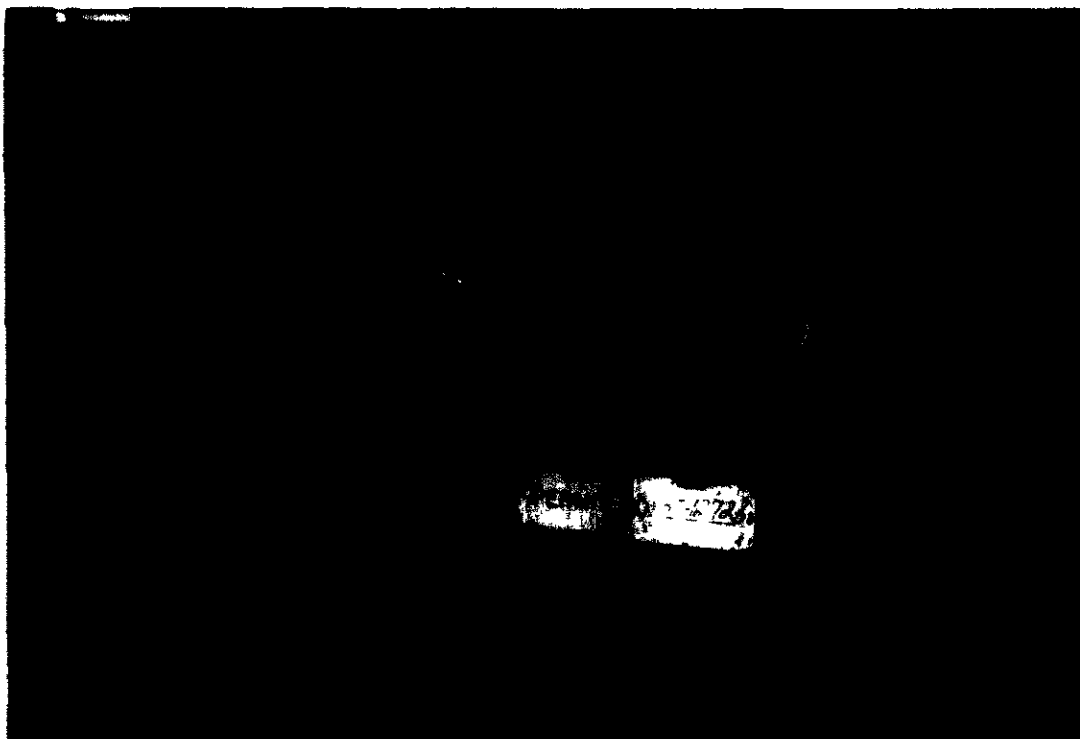


PHOTO THREE- Another view of pump house.



PHOTO FOUR-

Looking north at pump house.
Test well (65.89-W-023) is seen in left foreground.

MICROFILMED

NOV 25 1998

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name City of Cascade
Box 4511
Address Cascade, Id. 83611
Owner's Permit No. 65-89-W-023

2. NATURE OF WORK

☒ New well

☐ Deepened

☐ Replacement

☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic

☐ Irrigation

☒ Test

☐ Municipal

☐ Industrial

☐ Stock

☐ Waste Disposal or Injection

☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary

☒ Air

☐ Hydraulic

☐ Reverse rotary

☐ Cable

☐ Dug

☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness 250 inches Diameter 6 inches From 1 feet To 219 feet

_____ inches _____ inches _____ feet _____ feet

_____ inches _____ inches _____ feet _____ feet

_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number _____ From _____ To _____

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 30' Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld

☐ Cemented between strata

Describe access port Sanitary Well Seal

7. WATER LEVEL

Static water level 24' feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 50 °F. Quality Tested
Describe artesian or temperature zones below _____

8. WELL TEST DATA

☐ Pump

☐ Bailer

☐ Air

☐ Other _____

Discharge G.P.M. 402

Pumping Level 200

Hours Pumped 3 hrs.

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
8"	0	2	Top Soil		X
8"	2	7	Decomp Granite		X
8"	7	10	Brown Clay		X
8"	10	19	Decomp Granite		X
8"	19	22	Brown Clay		X
6"	22	25	Grey clay		X
	25	30	SAND - GRANULE GRAVEL		X
	30	34	Grey clay		X
	34	47	COARSE GRAVEL		X
	47	50	Grey clay		X
	50	52	SAND		X
	52	54	Brown clay		X
	54	72	Brown Sand Gravel 1.6 GPM	X	
	72	73	CLAY		X
	73	80	GRAVEL 20 GPM	X	
	80	85	SAND	X	
	85	115	Grey CLAY		X
	115	135	Coarse Grey Sand 20 GPM	X	
	135	137	Coarse Grey CLAY		X
	137	152	Coarse Grey SAND 100 GPM	X	
	152	165	CLAY		X
	165	170	Coarse SAND		X
	170	173	Grey CLAY		X
	173	184	Fine grey sand	X	
	184	185	CLAY		X
	185	191	Coarse Sand 2.0 GPM	X	
	191	194	Grey CLAY		X
	194	218	Coarse Sand Coarse	X	
	218	222	CLAY		X
6"	222	240	Brown Sand Gravel 1.0 GPM	X	

NOV 06 1989

NOV 03 1989

Department of Water Resources

Western Regional Office

10. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.
Firm Name Menasco Drilling Firm No. 391
Address McCall, Id. Date 10.18.89
Signed by (Firm Official) [Signature]
and [Signature] (Operator)
- 1989 TEST WELL -

11. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

Subdivision Name _____

Lot No. _____ Block No. _____

County Valley

NW 1/4 SE 1/4 Sec. 11, T. 13 (N/S), R. 3 (E/W).

NOV 25 1989

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

INTER-DEPARTMENT MEMO

TO: FileSUBJECT: drill permitFROM: KasenDATE: 11/18/91

City engineer indicated there is only 1 well- Permit No's. 65-12726 & 65-13311 Both operate from this well.

We have 3 separate legal descriptions. The field examiner will need to determine the correct legal when exam is done- Legals are as follows.

- | | | |
|-------------------------|------------|-------|
| ① Township 13N Range 3E | Section 11 | NW SE |
| ② Township 13N " 3E | " 11 | NE SW |
| ③ Township 14N " 3E | " 36 | NW NE |

MICROFILMED

() For your information

NOV 25 1998

() Response required

Loren Gustafson
signature

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

Date
Code

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below

AGENCY NAME DEPT. OF WATER RESOURCES

Document No	
Pre-Audit	Date
Warrant No	

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	05 20 122	1238	8831		REFUNDS PER RITA FLECH WR #65-12726 RECEIPT #W013049 4/11/91 25.00	25.00	
TOTAL						25.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority, that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid

Date

Head of Agency or Institution

State Auditor

April 11, 1991

CITY OF CASCADE
P O BOX 451
CASCADE ID 83611

Gentlemen:

Re: Permit No. 65-12726

PROOF ACKNOWLEDGEMENT LETTER

This office acknowledges receipt of the proof of beneficial use form along with the \$125.00 fee. Your permit was issued for the maximum diversion rate of 0.44 cfs and the license exam fee is only \$100. I have requested a refund of \$25.

The next step is for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Western Regional office will conduct the exam, but he will try to contact you or your representative prior to being in the area.

If you have questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: Region
Fiscal Section

ED
APR 23 1991

MEMORANDUM

DATE: April 11, 1991

TO: FISCAL SECTION

FROM: Nina Shields or Rita Fleck

RE: REFUND - 65-12726

Please prepare a refund of \$25.00 (receipt No. W013049). Attached is a copy of the letter which explains why the refund is necessary.

Also, please reference the identification number on any papers returned to me for the file. Thanks.

Attachments: letter
receipt

REFILMED
APR 23 1991

CITY OF CASCADE
P.O. BOX 451
CASCADE, ID 83611

138933
December 31, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 65-12726

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 March 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

RECORDED

APR 23 1991

March 22, 1990

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

Gentlemen:

Re: Permit No. 65-12726

Enclosed is a copy of the approved request for extension of time. The time within which to submit the proof of beneficial use is extended to March 1, 1991.

Note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions concerning this filing, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

UNRECORDED

APR 18 1990



J-U-B ENGINEERS, INC.

250 South Beechwood Avenue, Suite 1 • Boise, Idaho 83709 • Telephone (208) 376-7330

January 24, 1990

State of Idaho
Department of Water Resources
Attn: Rita Fleck, Secretary/Records Mgr.
1301 N. Orchard
Boise, ID 83706

Dear Ms. Fleck:

Re: City of Cascade Permit No. 65-12726

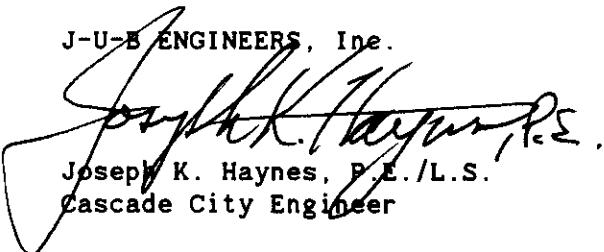
Enclosed please find our Request for Extension of Time on the above-referenced permit. Also enclosed please find the required \$15.00 check made out to the State of Idaho Department of Water Resources.

As you can see from our request, we have been having some difficulty finding quality water for the City's new well. At the present time, the well driller is at 180 feet with our second attempt at developing a production well. When this one is completed, we will immediately develop the well, build the pumphouse, and connect into the system. We would anticipate making our official Proof of Beneficial Use to you by the middle of 1990.

Should you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

J-U-B ENGINEERS, Inc.


Joseph K. Haynes, P.E./L.S.
Cascade City Engineer

JKH:ss
Enclosures
cc: City of Cascade w/Enc.
J. P. Stravens w/Enc.

RECEIVED
JAN 25 1990

Department of Water Resources

MICROFILMED

APR 19 1990

Drilling Permit No. 65-89-W-1
Water Permit No. 65-12726
Injection Permit No. _____

RECEIVED

JAN 02 1990

State of Idaho
Department of Water Resources

DRILLING PERMIT

100⁰⁰

Department of Water Resources

(Authorizing Construction of a Well)*

1. Applicant City of Cascade Idaho
2. Address Box 451 Cascade Idaho 83611
Valley Co. Telephone 382-4279
() Well Owner () Well Operator () Other, specify _____
3. Proposed well location NW 1/4 Sec. 1/4, or Gov't lot No. _____,
Sec. 11, Twp. 13 N, Rge. 3 E, County Valley,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply).
(☒) Domestic () Stockwater () Monitoring
() Irrigation () Industrial (☒) Municipal
() Injection () Other, Specify _____
5. Well construction information:
(☒) New well () Deepen () Replace
Proposed surface diameter 14" Maximum depth 240'
Anticipated bottom hole temperature: _____
(☒) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date Jan 15, 1990
7. Well Driller (if known) H2O well Service
Address 582 West Hayden Ave Hayden Idaho
8. Applicant's signature John H. Hagan
Title well driller
Date 12-28-89

FILED
APR 19 1990

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

(X) Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

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

SPECIFIC CONDITIONS:

Dated this 28th day of December, 1989.

Signed

David D. Paul

Title

RECORDED

Received by [Signature] Fee \$100.00 Date 12/28/89 APR 19 1990

Receipt No. N3517 Construction start extension to

Extension approved by

138000
December 31, 1989

CITY OF CASCADE
P.O. BOX 451
CASCADE, ID 83611

PROOF DUE NOTICE

RE: PERMIT NO. 65-12726

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 March 1, 1990. (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

RECORDED

APR 19 1990

March 26, 1985

RE: Permit No. 65-12726

City of Cascade
Box 451
Cascade, ID 83611

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.

Please note that one of the conditions of approval is that the diversion of water under this permit is subject to the control of a State Watermaster. The reason for this is that some hydrologic studies of rivers in the state indicate that wells constructed in the sand and gravel aquifers of the river areas may intercept water that otherwise would have entered the river. However, the extent of the alluvial material thickness is not known nor is the precise degree of interference of wells with surface water flows. Studies do indicate that as much as 50% of the water diverted from a well located one mile from the river would have reached the river if impermeable layers of clay on hard rock do not separate the river from the aquifer from which the well is producing.

The information available to us at this time does not warrant refusing to issue you a permit but does merit cautioning you that any permit issued by the Department cannot deprive water users, with earlier rights, of their water supply.

The reason for conditioning the permit and explaining the potential interference problem is to make you aware that future tests may definitely show that diversion of water from your well should be administered together with the older surface water priorities of the river and its tributaries. If this were to occur, it would essentially mean that there would not be water available for a 1984 priority diversion from your well since the surface water system is fully appropriated. By locating your well as far from the river as possible and by casing out upper water producing zones as the well is constructed, you may be able to reduce the amount of interference with the river.

MICROFILMED

March 26, 1985
RE: Permit No. 65-12726
Page 2 of 2

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Ray Walker

DATE 3/1/85

TO App. 65-12726

SUBJECT watermaster control

I recommend that we add the watermaster control condition to this right due to the closeness of the proposed diversion to the river and the shallowness of the well, which is proposed to be only 30 feet.

MICROFILMED

SIGNATURE



1954



S 48° 30' N	730	
S 60° 30' N	330	SEC
S 91° 15' W	100	1
S 1° 45' E	100	1
S 20° 15' N	650	1
S 72° 15' W	1200	1
S 72° 15' N	850	1
S 85° N	3300	1
S 82° 45' W	800	1
S 75° W	800	1
		1
Sec. 27		1
S 65° N	120	1
S 25° W	820	1
Sec. 22		L
N 15° 30' E	1800	
N 35° 30' E	600	
Sec. 23		
N 22° E	350	
N 21° 15' N	100	
Sec. 22		
S 55° N	970	
S 68° 15' N	310	
N 55° 30' W	1300	
N 63° 15' W	710	
N 36° 30' W	950	
N 5° E	1700	
N 13° 30' W	1200	
N 3° E	1500	
Sec. 15		
N 19° 15' E	1100	
N 27° E	1100	
N 7° E	650	
N 30° 15' W	1100	
N 63° N	550	
N 31° 15' N	710	
N 61° 30' N	610	
N 8° 15' N	800	
N 9° 15' E	1200	
N 3° N	1200	
N 35° 30' N	700	

INTER-DEPARTMENT MEMO — 1

FROM Lee

DATE 12/21/84

TO 65-12726

SUBJECT change of use to Municipal

Talked with both Bob Remaklus and the City of Cascade's Secretary regarding the change from swimming pool to Municipal. Both agreed this would ~~be~~ be for the better, ~~adding~~ adding more flexibility to the right.

per Secretary of State's office (334-2300)
the City of Cascade is not incorporated
and ~~cannot~~ cannot file for a municipal use right.
therefore kw 2/28/85 Lee

SIGNATURE

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Lee

DATE

TO 65-12726

SUBJECT Incorporation

City of Cascade was Incorporated on 7/13/1917
recorded in the Book of Community Proceedings.

MICROFILMED

Lee

SIGNATURE



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

DIVISION OF ENVIRONMENT
Statehouse
Boise, Idaho 83720

Division of Environment - 801 Reserve, Boise, ID 83712

January 22, 1985

M E M O R A N D U M

TO: Dave Shaw, DWR
FROM: Craig Shepard *Craig*
SUBJECT: Appropriation permit #65-12726

We have no objection to this permit.

CS/ag

RECEIVED
JAN 25 1985

Department of Water Resources
Western Regional Office

EQUAL OPPORTUNITY EMPLOYER

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

SS.

County of Valley

Judy Brooks

being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of Correction, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 30, 19 85 and ended February 6, 19 85.

Subscribed and sworn to before me this the

6th

day of February, 19 85

Judy Brooks

Tomlinson

Notary Public in and for the State of
Idaho, residing at McCall
therein

RECEIVED

FEB 12 1985

Department of Water Resources
Western Regional Office

MICROFILMED

OK
45

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 65-12726 in the name of City of Cascade Idaho was published in error on 1/2 and 1/9/85.

The place of use was ~~advertised as being~~ not listed

Whereas, the actual place of use is within the city limits of Cascade.

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, Statehouse, 450 W. State Street, Boise, ID. 83720 on or before February 18, 1985.

Ken Dunn, Director

Published in the Star News
on 1/30 and 2/6/85

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

December 27, 1984

Mr. Bill Clark
Idaho Dept. of Health and
welfare
Division of Environment
Statehouse
Boise, ID 83720

Re: 65-12720

Dear Mr. Clark

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application, your written protest must be received in this office by Jan. 21, 1985.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Enclosure

MICROFILMED

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

SS

County of Valley

Judy Brooks

being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the Notice of Application, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began January 9 19 85 and ended January 16 19 86.

Subscribed and sworn to before me this the

16th day of January, 19 85.

Judy Brooks

Tom Gust

Notary Public in and for the State of
Idaho, residing at McCall
therein

RECEIVED

JAN 18 1985

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

DECEMBER 27, 1984

The Star News
Box 985
McCall, ID 83638

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 JANUARY 21, 1985.

Yours truly,

JUDY PENSE
Secretary

Encl.

RECEIVED

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 JANUARY 21, 1985.

KEN DUNN, Dir.

Published 01/02 & 01/09/85.

MICROFILMED

65-12726

CITY OF CASCADE IDAHO

P.O. BOX 451, CASCADE, ID 83611

Source: GROUNDWATER

Date Filed: 12/13/1984

Diversion Pt: LOT 03 Sec 36 T 14N R 03E

Use. MUNICIPAL (0.44 CFS)

MICROFILMED

ROBERT H. REMAKLUS, LAWYER P.A.

*Professional Center Building
Post Office Box 759
Cascade, Idaho 83611
Telephone (208) 362-4267*

Robert H. Remaklus

December 12, 1984

Department of Water Resources
Western Regional Office
450 West State Street
Boise, Idaho 83720

Gentlemen:

Enclosed is the application of the City of Cascade permit to appropriate .44 cfs of water for swimming pool purposes, together with a check for \$45.00 to cover the filing fee.

If additional information is required please advise.

Very truly yours,



Robert H. Remaklus

bb

RECEIVED
DEC 18 1984

Department of Water Resources
Western Regional Office

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