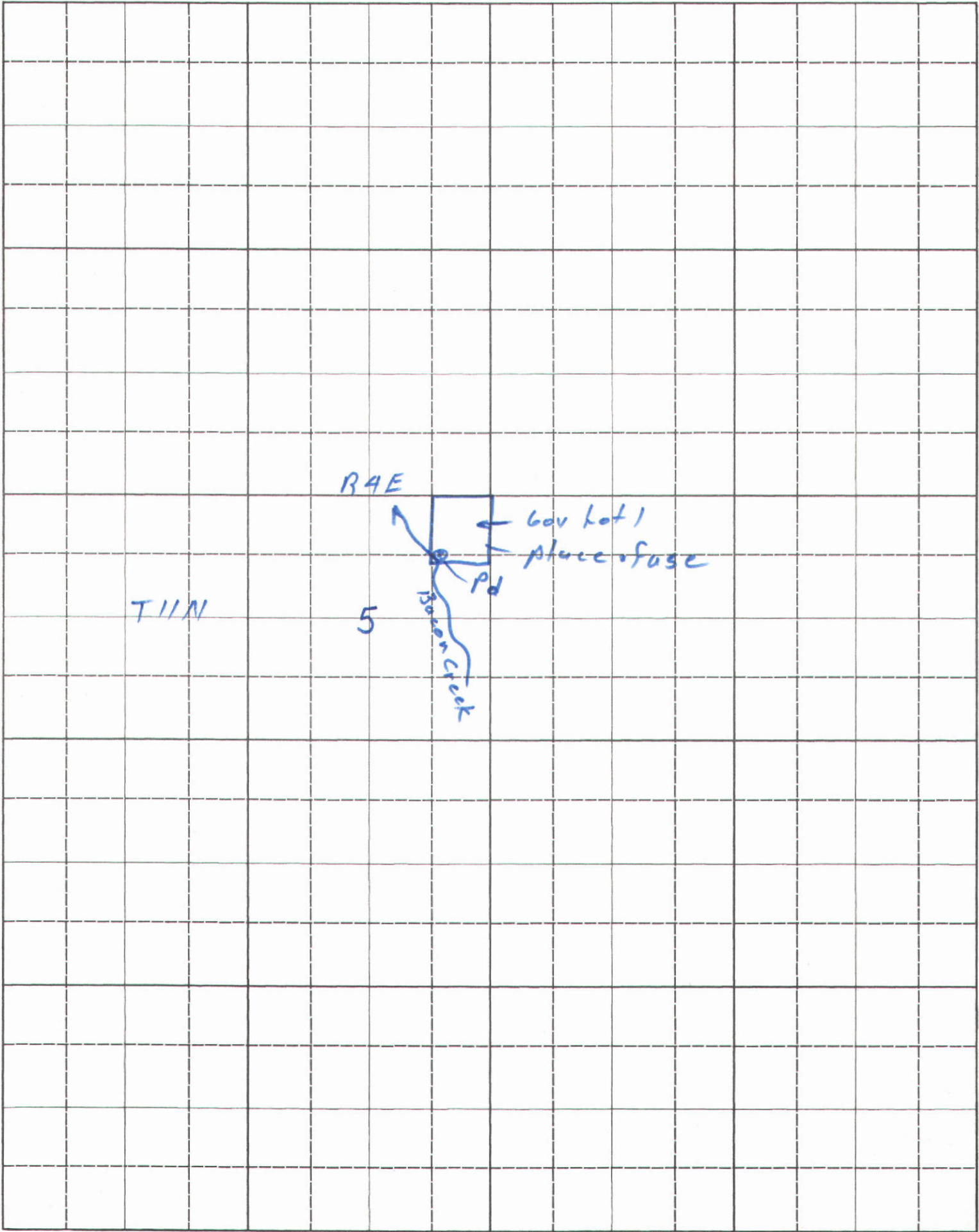


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

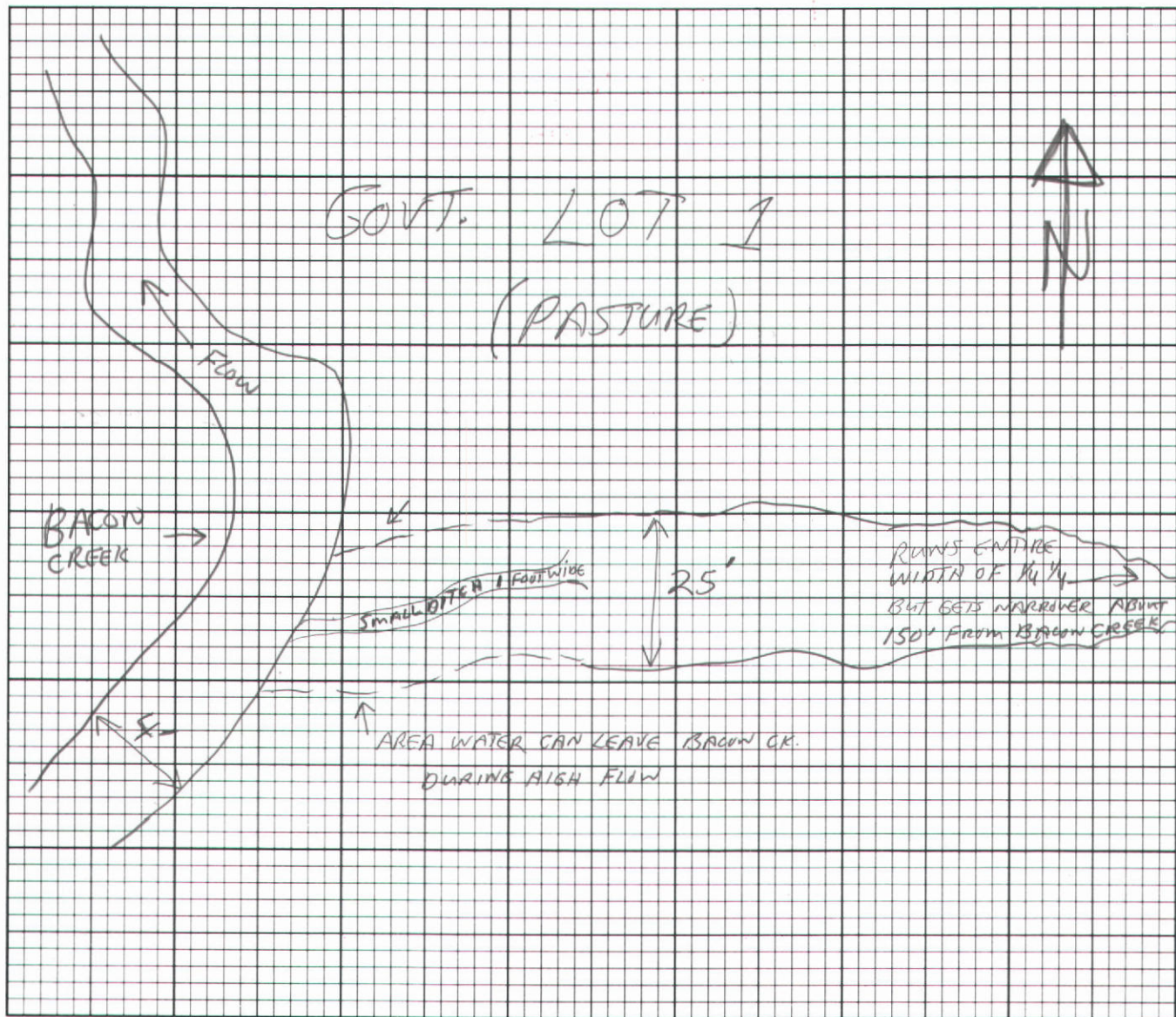
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Keith S. Bodily
(Applicant)

MICROFILMED

10. Other water rights on these lands NONE
11. Other water right diverted from same p.d. NONE
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

NOT TO SCALE



13. ☐ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks PRATT

15. Recommended Amendments
- | | | |
|---|--|--|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☒ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

16. Examiner's/Consultant's Signature Stevn Lester Date 7/18/86
 Consultant's License Number _____
 IDWR Director's Authorization to Conduct
 Beneficial Use Examination _____

Date
MICROFILMED
 AUG 21 1987

CONSULTANT SEAL
 BD
 12/10/86



NENE
GOVT LOT 1
48.7 ACRES

Round Valley
School (Abandoned)

MICROFILMED

AUG 21 1981

T11N
R4E
S.5
GOVT. LOT 1

INTERIOR—GEOLOGICAL SURVEY,
RESTON, VIRGINIA—1976

578000m.E. R. 4 E.

116°00'

ROAD CLASSIFICATION

(GARD)

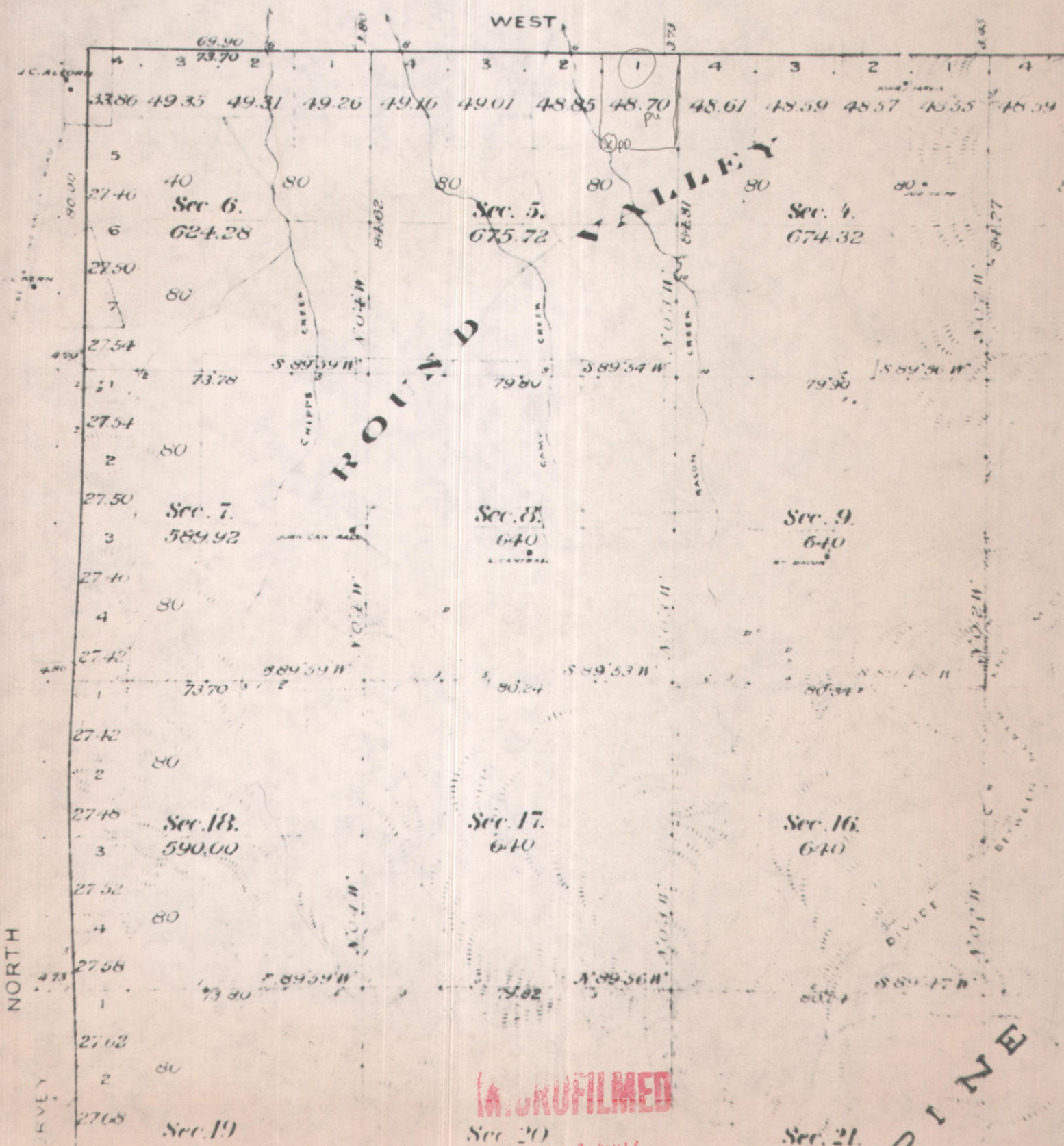
50410487-57

63-12401

Township N^o 11 North Range N^o 4 East

S. 5 NENE & QT 1

G F F C E d D





MICROFILMED

APR 23 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12401

Priority: March 27, 1981 Amount: .03 CFS .4 AFA

This is to certify, that KEITH L. BODILY
EDITH BODILY

510 BACON DR.
BOISE, ID 83712

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 27, 1981, and has submitted proof to the Department of Water Resources on March 7, 1986, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .03 cfs of water from;

BACON CREEK tributary to ROUND VALLEY CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	05/01 to 11/01	.03 cfs	.4 afa

LOCATION OF POINT OF DIVERSION(S): LOT 1(NENE), Sec. 5, Township 11N, Range 4E
Valley County

PLACE OF USE: Stockwater

TWN RGE SEC

11N 4E 5 LOT 1(NENE)

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
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. Use of water under this license is subject to control by the watermaster of State Water District No. 65 .

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 17 day of JULY, 1987.

RECORDED

Acting for the Director

Norman Cygany

AUG 21 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Keith L. &/or Edith Bodily Phone 343-7463

Post office address 510 Bacon Dr., Boise, ID 83702

2. Source of water supply Bacon Creek which is a tributary of Round Valley Creek

3. Location of point of diversion is (Govt. Lot 1) $\frac{1}{4}$ of $\frac{1}{4}$ of Section 5 Township 11N

Range 4E B.M. Valley County, additional points of diversion if any:

4. Water will be used for the following purposes:

Amount .04 cfs for stockwater purposes from 5/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. .04 cfs cubic feet per second and/or b. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Small stock pond with small ditch.

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

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

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

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

8. Description of proposed uses:

a. If water is **not** for irrigation: (Govt. Lot 1)
(1) Give the place of use of water: $\frac{1}{4}$ of $\frac{1}{4}$ of Section 5 Township 11N
Range 4E B.M.

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

(3) List number of each kind of livestock to be watered 60 beef cattle

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

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

MICROFILMED

WILKINSON

Total number of acres to be irrigated

none

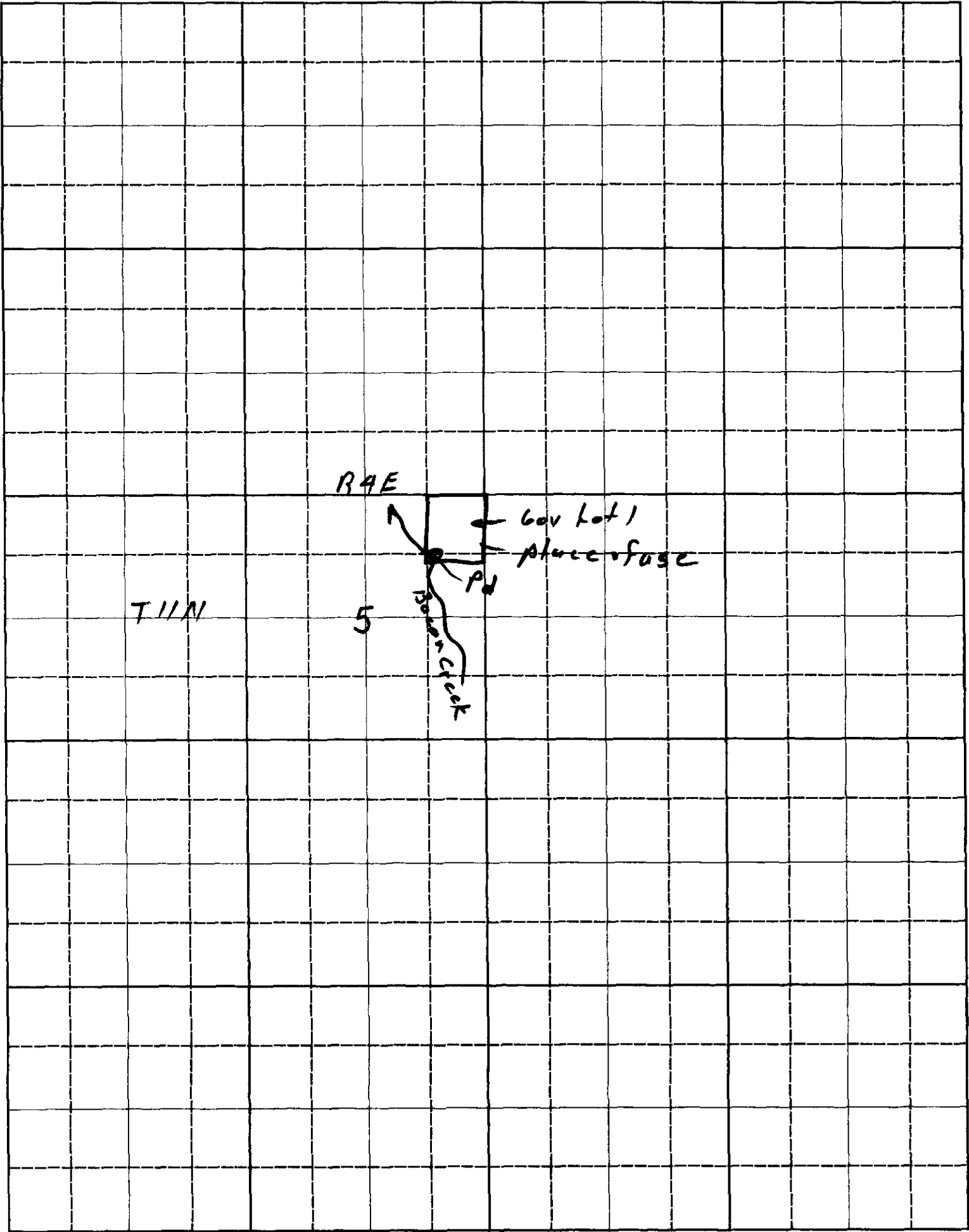
b. Who owns the land to be irrigated or place of use
applicant

applicant

applicant to make this filing.

10. Remarks

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



Scale 2 inches equal 1 mile.

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

Keith & Bodily
(Applicant)

MICHAEL MED

Proposed Priority 3/27/81

RECEIVED

Received by 665 Date 3/27/81 Time 12:30

Preliminary check by 665 Fee \$ 30.00

Received by 665 Date 3/27/81 # 17380

Publication prepared by 665 Date 4/3/81

Published in 665 News

Publication dates 4/9 & 4/16/81

Publication approved 665 Date 4/27/81

Protests filed by: 665

Copies of protests forwarded by

Hearing held by

Recommended for approval denial by DBS 665

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State

of Idaho No. 65-12401, 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

May 1, 1986.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Use of water under this permit is subject to control by the watermaster

of State Water District # 65, Payette River.

Witness my hand this 6th day of May, 1981.

D. Alan Gayton

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Valley

SS

I, Henry Baker, being duly sworn deposes and says, I am the bookkeeper of the Star-News, a weekly newspaper published at McCull, 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 App. for Water, 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 April 9, 1981 and ended April 16, 1981.

Subscribed and sworn to before me this the 15th day of April, 1981

Stanley Jones

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

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho

65-12399

WILLIAMS, LEONARD
4535 RAMBLIN ROSE,
MERIDIAN, ID 83642

Source: JUMBO CREEK tributary to LITTLE PAYETTE LAKE LAKE FORK CREEK tributary to LITTLE PAYETTE LAKE
Date Filed 03-26-1981
Amount: 0.20 CFS

Diversion Point: NWNW Sec 08 T 18N R 04E, VALLEY Co.

Use: IRRIGATION (0.20 CFS) from 04-01 to 11-01
Place of Use: NWNW Sec 08 T 18N R 04E FOR 10 ACRES

Diversion Means: PUMP & PIPELINE

65-12400

WILLIAMS, LEONARD
4535 RAMBLIN ROSE,
MERIDIAN, ID 83642

Source: LAKE FORK CREEK tributary to ROUND VALLEY CREEK

65-12401

BODILY, KEITH L. & or
EDITH
510 BACON DR., BOISE, ID 83702

Source: BACON CREEK tributary to ROUND VALLEY CREEK
Date Filed 03-27-1981
Amount: 0.04 CFS

Diversion Point: LOT 01 Sec 05 T 11N R 04E, VALLEY Co.

Use: STOCKWATER (0.04 CFS) from 05-01 to 11-01
Place of Use: LOT 01 Sec 05 T 11N R 04E

Diversion Means: POND & PIPELINE

65-12402

FIELDS, EUGENE E. & or
ROSALEE G
BOX 438 BELLEVUE ID

Source: UNNAMED STREAM tributary to CASCADE RESERVOIR
Date Filed 03-30-1981
Amount: 0.03 CFS

Diversion Point: SWNE Sec 19 T 16N R 03E, VALLEY Co.

Use: IRRIGATION (0.03 CFS) from 04-01 to 11-01
Place of Use: SWNE Sec 19 T 16N R 03E FOR 1 ACRES
Diversion Means: SUMP & PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before APRIL 27, 1981

C STEPHEN ALFRED
Director

Published 4-9 & 4-16-81

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 125-12401 Keith Beck

Name(s) of Permit Holder(s): Keith Beck

Post Office Address: 510 Broadview Rd Boise, Idaho 83702-1410 343-7643

☒ I hereby certify that construction of diversion works for the above referenced permit began on July 12, 1988 (date) I understand that I must

continue to develop the water system with diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note A financing difficulty is
not an acceptable reason

2/14/88
Date

Keith Beck
Signature of Permit Holder

PLACE
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

July 20, 1987

KEITH L. & EDITH BODILY
510 BACON DR.
BOISE, ID 83712

RE: Permit No. 65-12401

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

AUG 21 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

~~JOHN V. EVANS~~
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 5, 1987

RE: Permit No. 65-12401

Keith L. & Edith Bodily
510 Bacon Dr.
Boise, ID 83712

Dear Permit Holder(s):

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

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

AUG 21 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

no measurement made.

Admin. Memo #3 allows 0.03 cfs
 &/or 1.4 AFA for 51-100 range
 cattle - we should use these
 parameters on this license.
 kw

b) Volume Calculations for Irrigation:

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

c) **Volume Calculations for Other Uses:**

me Calculations for Other Uses:

$1.4 \div 365 = 0.0038356 \times 184 \text{ days} = 0.7 \text{ AF}$
days actual use time

$60 \text{ hd.} \times 12 \text{ gpd} \times 184 \text{ days} = 0.4 \text{ AF} \leftarrow \underline{\underline{\text{use}}}$

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

MICROFILMED

AUG 21 1981

RECOMMENDED AMOUNTS

10 day

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
------------	----------	--------	-----------	----------------------	-----------------

4. Permit Holder: Keith L. &/or Edith Bodilly

Address: 510 Bacon Dr., Boise, ID ~~83702~~ 83712

5. Source: Bacon Creek tributary to Round Valley Creek

6. Beneficial Use
Period of Use From 5-1 To 11-1
Rate of Diversion Q (cfs) 0.03 gpd
Annual Volume V (afa) 0.4 AF

7. Point(s) of Diversion: ✓

No.	Govt. Lot	1/4	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
	<u>1</u>	SW	NE	NE	5		11N	4E	Valley

Place(s) of Use									
8. Place(s) of Use									
9. Recommended Conditions/Remarks:									
804 (65, Payette River)									

Expedite license per request of right holder 12/22/86 - KJ

10. Recommended Amendments
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other AUG 21 1987
11. Examiner's Signature _____ Date _____

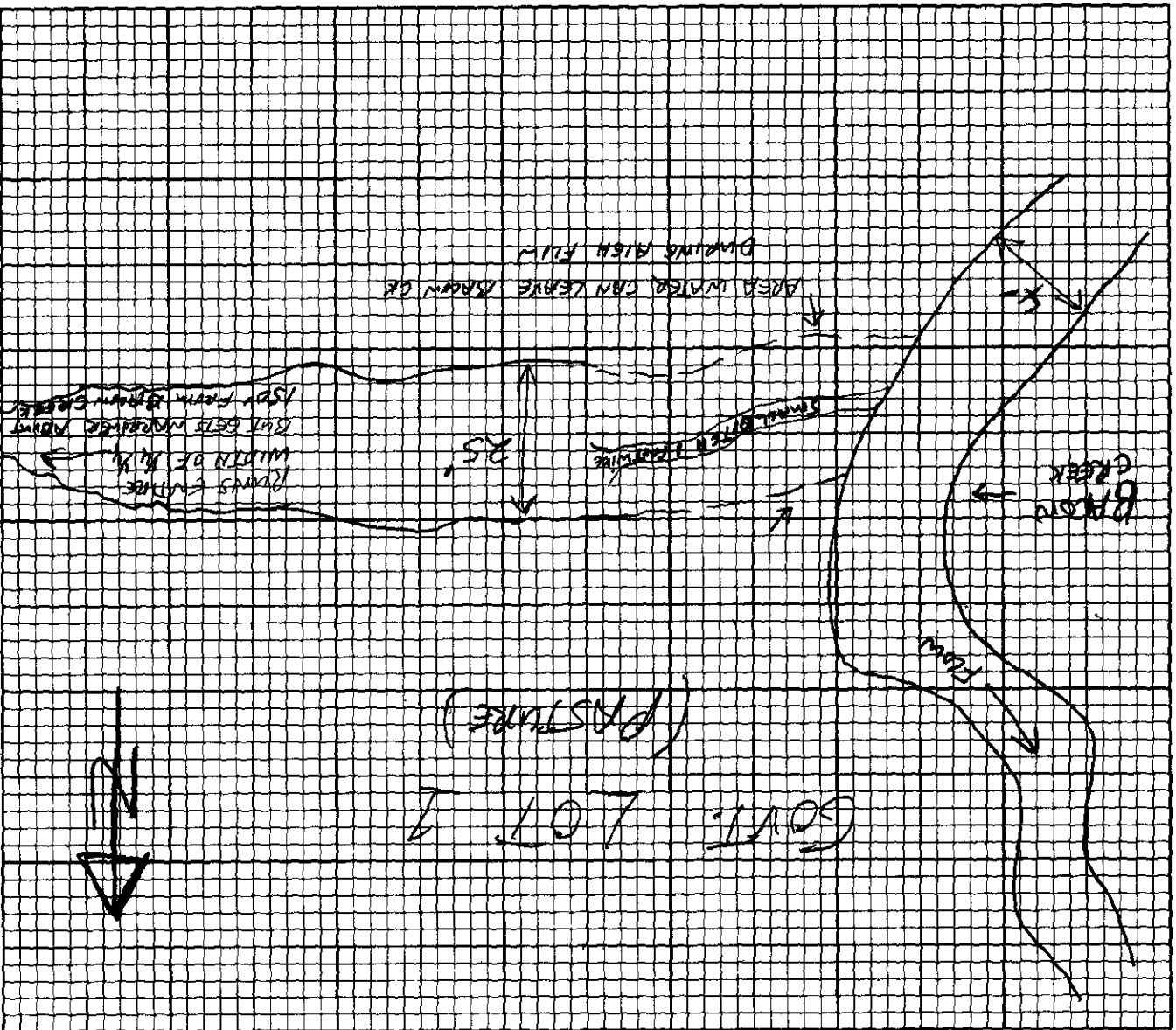
Checked in Regional Office by _____ Approved in State Office by _____

Date 12/29/86

Total Acres

11. Other water right diverted from same p.d. none

NOT TO SCALE



- Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached**

~~11/12/4~~

- ☐ Change P.U. as reflected above

Code of Conduct

U

8

1981 12 907

03471404041

CONSULTANT SEAL

BD

12/10/86

Other ☐

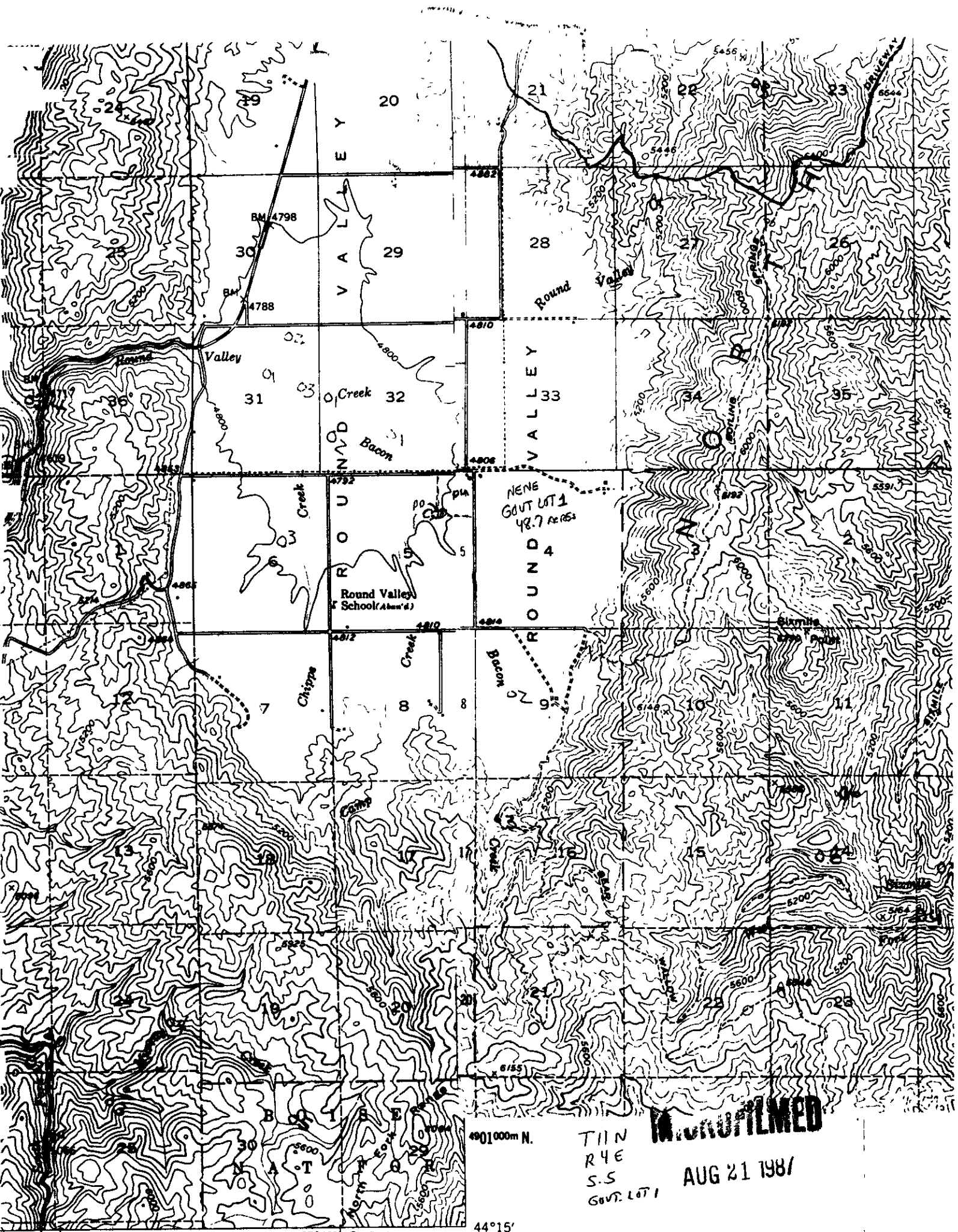
None ☒

Add P.D. as reflected above
Add P.U. as reflected above

Date _____

98/64/6
20/01/6

98/64/6
20/01/6



3.2 MI. INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1978 578000m E. R 4 E

44°15' 116°00'

ROAD CLASSIFICATION

(GARD

TIIN
R4E
S.S
GOVT. LOT 1

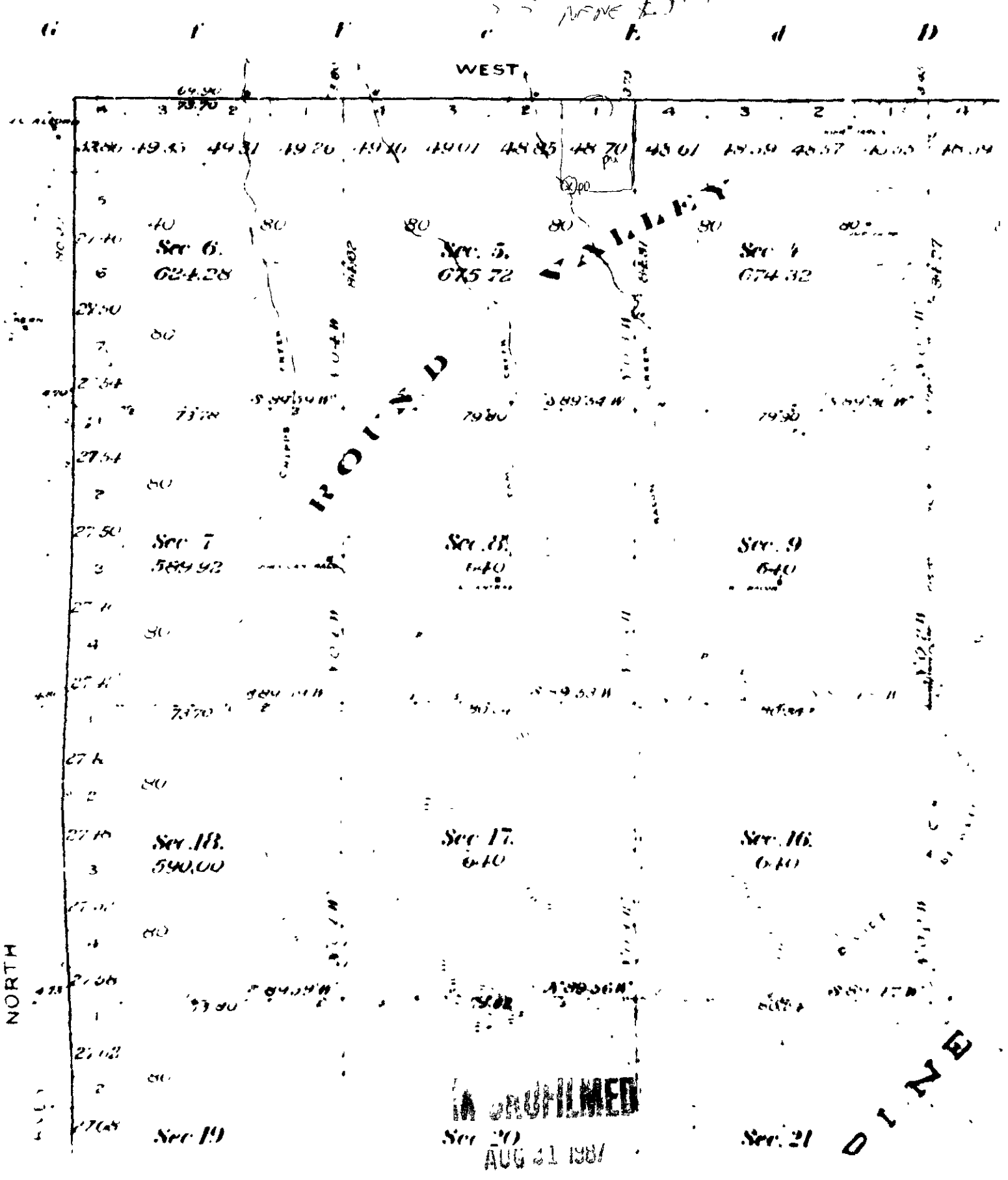
MicroFILMED

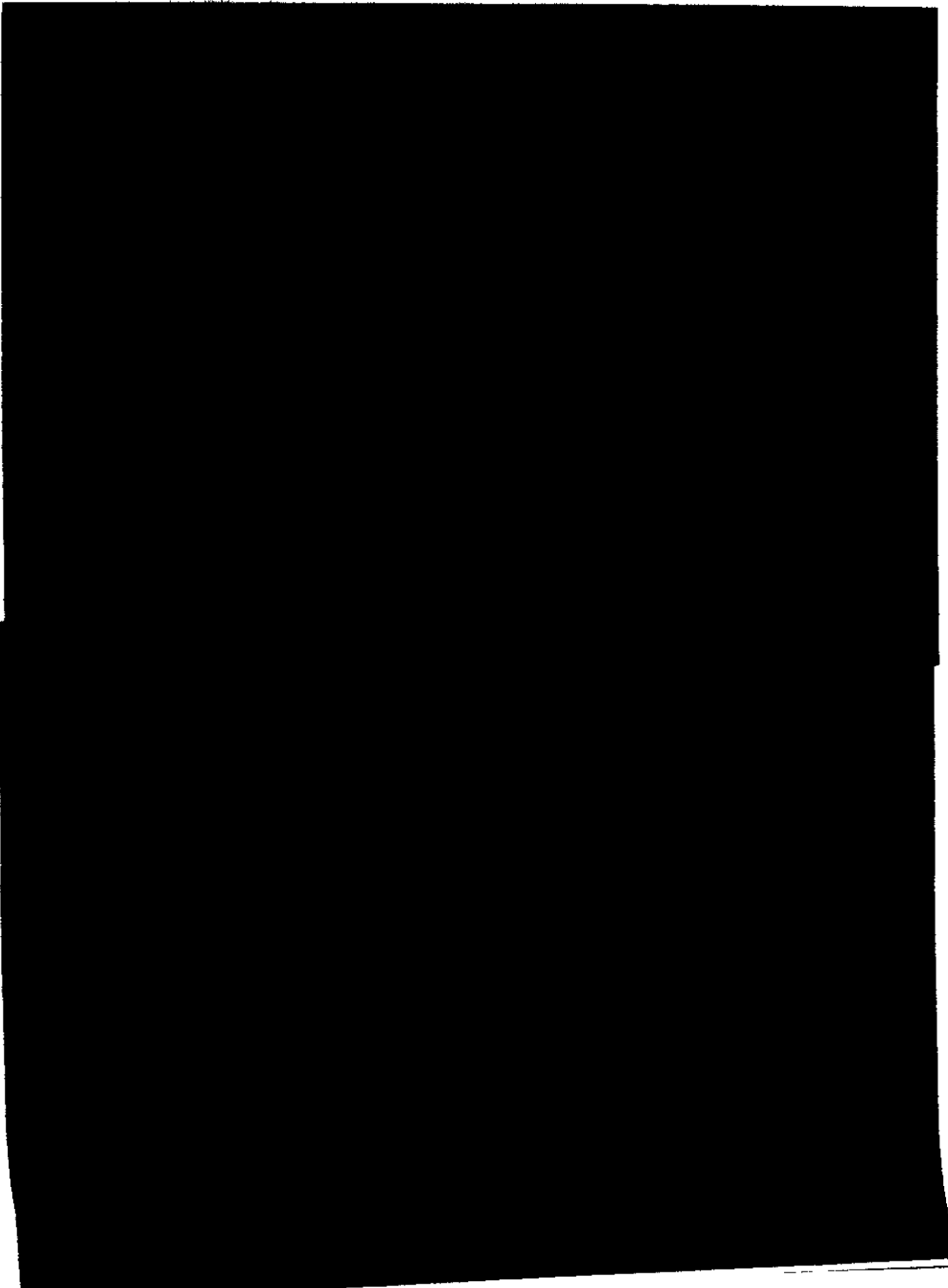
AUG 21 1981

50-104-ET-57

21 12431

Township N° 11 North Range N° 4 East





MICROFILMED

F. B. I. 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

65-12401
Permit No.



DEC 23 1986

Department of Water Resources

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

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☐ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SL 7/15/86 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index SL 7/15/86 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

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

Scheduling Letter sent? SL 7/7/86 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

RECEIVED

AUG 21 1987

C. Review and Processing:

Exam Completed Sten Laster 7/17/86 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent SU 8-1-86 (Initial and date)
Exam Reviewed by Manager of Regional Office Der 12/9/86 (Initial and date)
Exam Date Entered in Computer JD 12-10-86 (Initial and date)
Exam sent to State Office JD 12-14-86 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File JD 12-12-86 (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 31, 1986

KEITH L. BODILY
510 DAON DR.
BOISE ID 83712

RE: Permit No. GS-12481

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334 2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judith Penze
Secretary

MICROFILMED

AUG 21 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
MAR 7 1986

Department of Water Resources

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

Permit No. 65-12401

Name(s) of Permit Holder. KEITH L. BODILY

Post Office Address 510 BACON DRIVE, BOISE, IDAHO-83712

Telephone No. 343-7463

Source of Water: BACON CREEK

Extent of Use:

Domestic _____ (number of households)

Stockwater 60 _____ (number and type of stock)

Irrigation _____ (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: JUNE 1975 X

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

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

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

Same as Above
(Name)

510 BACON DRIVE, BOISE, IDAHO 83712
(Address) (Telephone Number)

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

* March 4, 1986
Date

Keith L. Bodily
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED
3-19-86
Jef

KEITH L. BODILY
510 BACON DRIVE
BOISE, IDAHO - 83712



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
FEBRUARY 28, 1986

138895

RODILY, KEITH L. & EDITH
510 BACON DR.
BOISE, ID 83702

PROOF DUE NOTICE

RE: PERMIT NO. 65-12401

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 MAY 1, 1986. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH 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 A COMPLETED PROOF OF BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V EVANS

Governor

A. KENNETH DUNN

~~XXXXXXXXXX~~

Director

Mailing address.

Statehouse

Boise, Idaho 83720

(208) 384-2215

May 18, 1981

Keith & Edith Bodily
510 Bacon Dr.
Boise, Idaho 83702

Dear Mr. & Mrs. Bodily,

RE: Permit No. 65-12401

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Please be advised that there is insufficient natural flow available in the Payette River and tributaries to provide water for a new appropriation throughout the entire season of use.

During the spring run-off each year, there may be a period of time in which the prior rights to the use of the natural flow and storage are filled leaving water available for your later-in-time permit. As the natural flow diminishes, however, there would be no water available for your right unless you had arranged for an additional source of water as a supplemental supply.

This information is provided so that you will not be mislead into thinking that this permit will provide sufficient water through the entire season of use. If you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.

Supervisor, Water Allocations Section

DRT:lr

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~XXXXXXXXXXXX~~

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 14, 1981

Keith & Edith Bodily
510 Bacon Dr.
Boise, Idaho 83702

Dear Mr. & Mrs. Bodily,

RE: Permit No. 65-12401

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Please be advised that there is insufficient natural flow available in the **Payetter River** and tributaries to provide water for a new appropriation throughout the entire season of use. During the spring run-off each year, there may be a period of time in which the prior rights to the use of the natural flow and storage are filled leaving water available for your permit. As the natural flow diminishes, however, there may be no water available for your right unless you arrange for an additional source of water as a supplemental supply.

The exercise of this permit may also be affected by the Supreme Court's review of the case of Idaho Power Company vs. State of Idaho, et al., Ada County Civil No. 62237, currently being appealed to the Supreme Court of Idaho. Since the use of water under your permit may affect the flows in the Snake River between Milner Dam and Hells Canyon, the final decision in this case may determine to what extent the exercise of your permit is subject to water rights of Idaho Power. While the Supreme Court is reviewing this case, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or subsequent license.

We have enclosed a form entitled "Making 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

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Graver
CHECK:

APPLICATION NUMBER: 65-12401

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

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 4/27/81 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/27/81 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 65
3/27/81 Date of priority recommended.
Special conditions of approval or cover letter. I.P. Letter
Basin 65 W.M. condition
Payette River Letter

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By: DBS Date: 4/27/81

STATE OFFICE REVIEW:

Sh W/101/Payette R 05/65 Payette R.

☐ See attached sheet for more information.
By: Reyn Date: 5/5/81

~~State #1~~
~~12041~~
C S-2401
BODILY, KEITH L. &/or E TH

510 BACON DR., BOISE, ID 83702

Source: BACON CREEK tributary to ROUND VALLEY CREEK

Date Filed: 03/27/1981

Amount: 0.04 CFS

Diversion Point: LOT 01 Sec 05 T 11N R 04E, VALLEY Co.

Use: STOCKWATER (0.04 CFS) from 05/01 to 11/01

Place of Use: LOT 01 Sec 05 T 11N R 04E

Diversion Means: POND & DITCH.

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