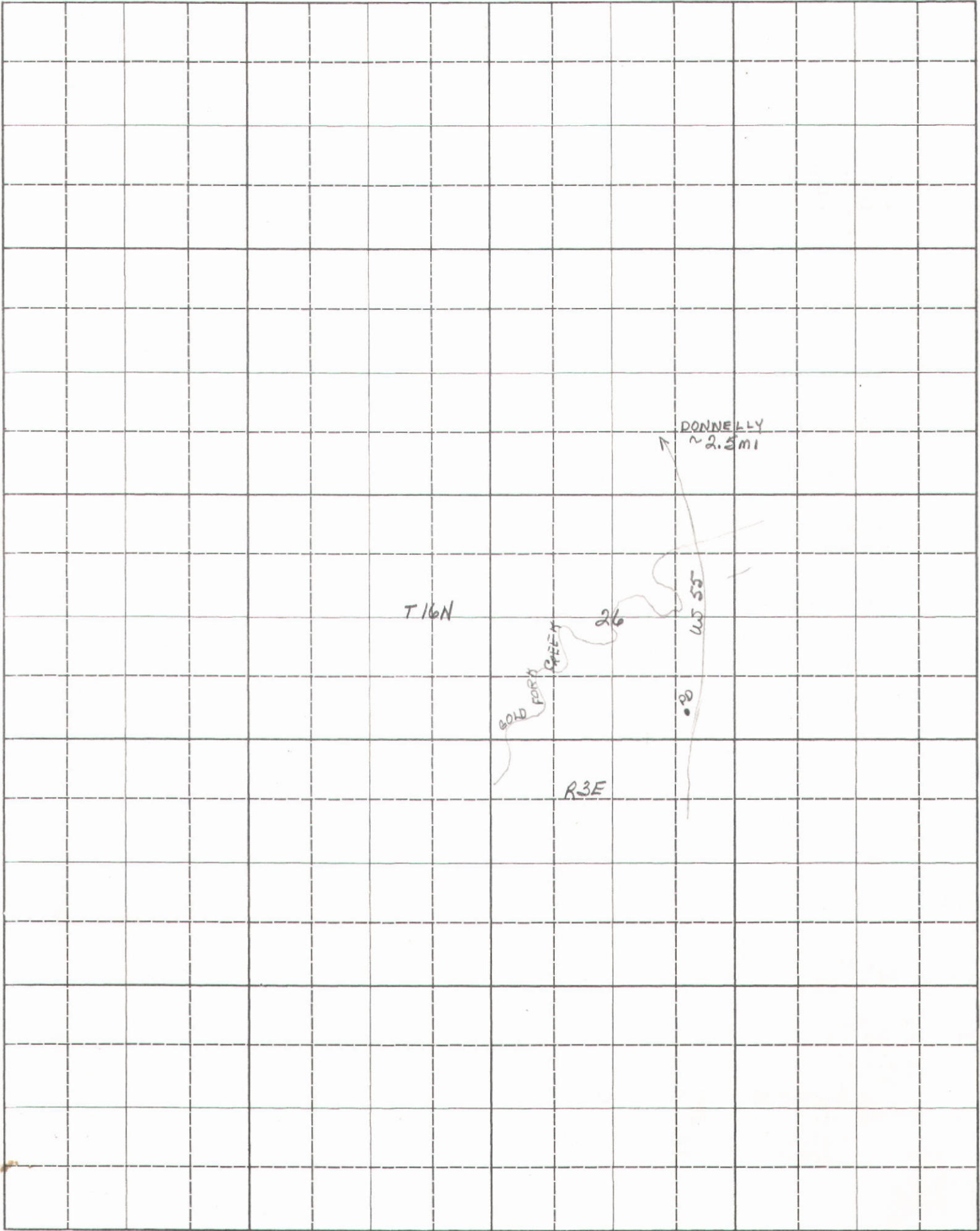


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

*John W. [Signature]*  
(Applicant)

# PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }  
County of Valley } SS.

Mary S. Kiely, 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 App. # 65-12268;12270, 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 Aug. 23, 19 79 and ended Aug. 30, 19 79.

Mary S. Kiely  
Subscribed and sworn to before me this the 30 day of Aug., 19 79.

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

## 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:

65-12268

ALDAPE, DAVID J. &-or  
HELEN C.  
BOX 363, DONNELLY, ID  
83615

Source: GROUNDWATER  
Date Filed: 08-07-1979  
AMOUNT: 0.16 CFS  
Diversion Point: SENW  
Sec 01 T 15N R 03E, VALLEY  
Co.

Use: DOMESTIC (0.04  
CFS) from 01-01 to 12-31  
IRRIGATION (0.12 CFS)  
from 04-15 to 10-15

Place of Use: SENW Sec 01  
T 15N R 03E FOR 6 ACRES  
Diversion Means: WELL  
& SPRINKLER SYSTEM  
65-12270

KANTOLA, JOHN W. &-or  
MARGARET  
BOX 55, DONNELLY, ID  
83615

Source: SPRING tributary  
to GOLD FORK,  
WASTEWATER tributary to:

Diversion Point: SESE Sec  
26 T 16N R 03E, VALLEY Co.  
Use: IRRIGATION (0.08  
CFS) from 04-15 to 10-15

Place of Use: SESE Sec 26  
T 16N R 03E FOR 4 ACRES  
Diversion Means: PUMP  
& SPRINKLER SYSTEM

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 SEPTEMBER 10,  
1979.

C. STEPHEN ALLRED  
Director

Published 8-23 & 8-30-79

RECEIVED

SEP 4 1979

Department of Water Resources  
Western Regional Office

APPROVED

OK  
KK  
9/10/79

PERMIT 05-12270 INIT \_\_\_\_\_

T. R. S. Q/Q

P/D 16N 3E 26 SESE

SCALE \_\_\_\_\_

PHOTO ID. T10

P/D+P/U

MICROFILMED

APR 14 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**RECEIVED**  
JUL 30 1991

Department of Water Resources

**A. GENERAL INFORMATION**

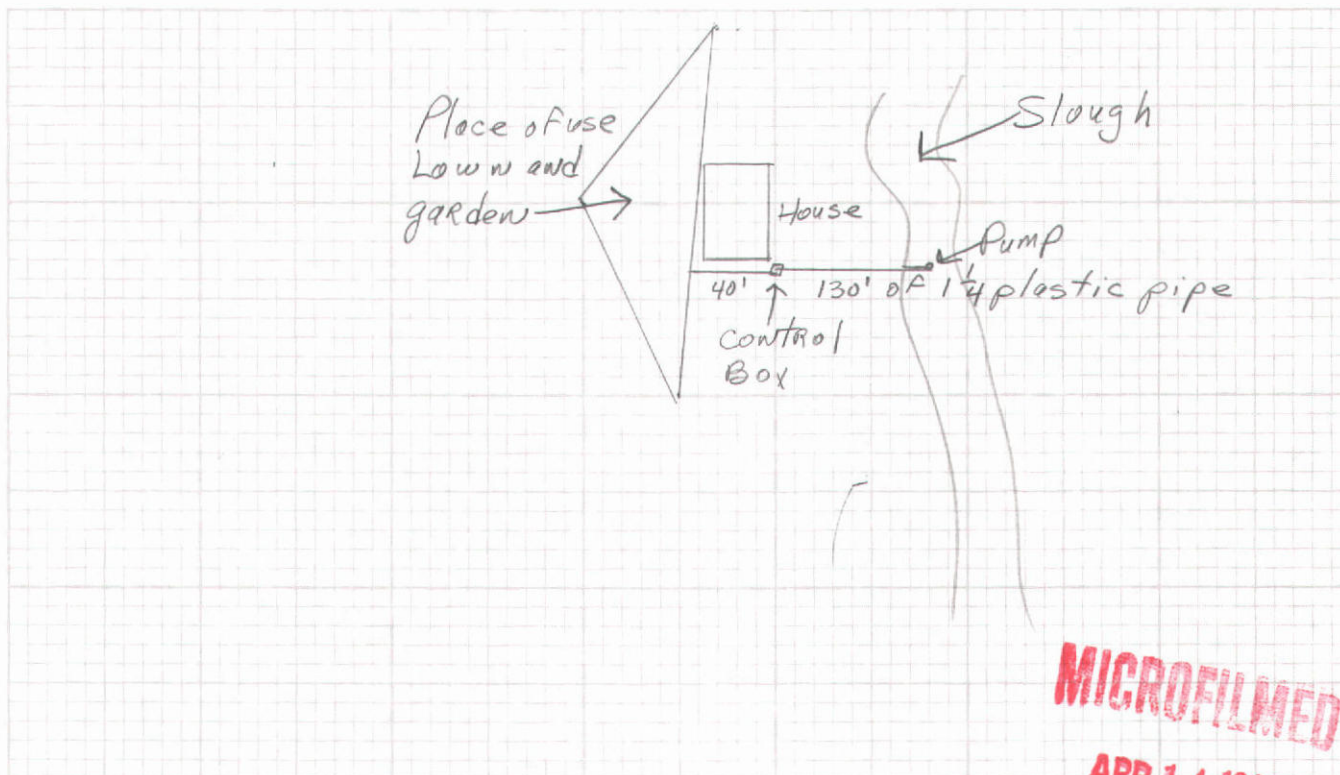
1. Owner: John Kantola  
Current Address: P.O. Box 55, Donnelly, Idaho  
Phone No. 325-8871
2. Accompanied by: John Kantola EXAM. DATE: 7-16-90  
Address: same Phone No. same  
Relationship to Permit Holder: owner
3. Source: slough tributary to Gold Fork Creek and Cascade Reservoir  
unnamed drain

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: 05-7717, 05-7761, 05-10176, 05-12230  
N/A Copies Attached
2. Other water rights with same point of diversion: 05-7717, 05-7761, 05-10176, 05-12230  
N/A ☒ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



Scale: 1" = 200'

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).

65-12270

Picture #1



Point of diversion and pump used to divert water to place of use. Source is a slough that collects waste water and spring water.

Picture #2



Control box for sprinkler system. A bucket measurement was taken from the hose shown in the picture.

**MICROFILMED**  
**APR 14 1992**

65-12270

Picture #3



Part of place of use.  
The grass and shrubs  
shown are typical of  
the type of irrigation  
provided by the system.  
A sprinkler head  
measurement was  
taken at a pop-up  
head located next  
to the white stake.

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APR 14 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF REMOVING THE MEASURING )  
DEVICE REQUIREMENT FOR PERMIT NO. 65-12270 ) ORDER  
IN THE NAME OF JOHN W &/OR MARGARET KANTOLA )

WHEREAS, on September 13, 1979, the Department of Water Resources issued Permit No. 65-12270 in the name of John W. &/or Margaret Kantola with the requirement that:

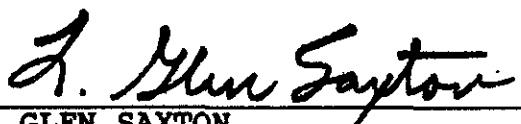
A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

and,

WHEREAS, the Department of Water Resources has determined that a lockable measuring device is not required at this time for a determination of the quantity of water appropriated under the permit;

NOW THEREFORE, the condition of approval on Permit No. 65-12270 requiring that a lockable measuring device be installed is hereby REMOVED.

Dated this 23 day of MARCH, 1992.

  
L. GLEN SAXTON  
Chief, Water Allocations Bureau

**MICROFILMED**  
APR 14 1992

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**  
WATER RIGHT NO. 65-12270

Priority: August 2, 1979

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

1.5 AF

This is to certify, that MARGARET KANTOLA  
JOHN W KANTOLA

PO BOX 55

DONNELLY ID 83615

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 2, 1979; and has submitted Proof of Beneficial Use on August 17, 1989. An examination indicates that the works have a diversion capacity of .030 cfs of water from:

UNNAMED DRAIN

tributary to GOLD FORK CREEK

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | .04/15 to 10/15      | 0.02 CFS                 | 1.5 AF               |

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 26, Township 16N, Range 03E  
VALLEY County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 16N        | 03E        | 26         | SESE         | 0.5          |              | 0.5          |

Total number of acres irrigated: 0.5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.

**MICROFILMED**

APR 14 1992

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

WATER RIGHT NO. 65-12270

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 13<sup>th</sup>  
day of MARCH, 1992

Acting for   
R. Keith Higginson, Director

**MICROFILMED**  
APR 14 1992

RECEIVED

AUG 29 1984

Department of Water Resources  
Western Regional Office

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit  
proof of beneficial use on a water right permit

For Office Use Only  
Fee Received 13.00  
Date 8/29/84  
Receipt # 34540

RECEIVED

AUG 30 1984

Department of Water Resources

JOHN W. KANTOLA of PO Box 55, DONNELLY  
(Name) (Address)

State of IDAHO, deposes and says

That he is the holder, or the duly authorized agent of the holder\*, of Permit to Appropriate the Public Water of  
the State of Idaho No 65-12270

That under the terms and conditions of said permit, work thereunder was required to be completed on or before

Sept 1, 1984

That he has heretofore performed the following work described under said permit

(This must be filled out! If no work has been completed put none)

Improved  
Channel by removing weeds, brush & obstructions  
put in 20 ft culvert

Costing \$ 337

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Needs to improve system more  
before pump is installed in order  
wastewater to flow more freely from source  
rather than thru bony barrow pit

Completed  
work

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations

under said permit to Sept 1, 1989  
(1 yr minimum, 5 yrs maximum)

NOTE  
AS OF JULY 1 1980,  
THERE IS A \$15.00  
CHARGE FOR REQUESTS  
FOR EXTENSION OF  
TIME

John W. Kantola  
(Signature)\*  
\*IF OTHER THAN HOLDER, Power of Attorney must be supplied

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within  
which to submit the statement of beneficial use is extended to September 1, 1989.

Signed this 20<sup>th</sup> day of September, 1984

J. Glen Saxton  
Chief, Operations Bureau

MICROFILMED

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

**APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant John W. &/or Margaret Kantola Phone 325-8871

Post office address Box 55, Donnelly, ID 83615

2. Source of water supply Spring and Wastewater which is a tributary of Gold Fork

3. Location of point of diversion is SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 26 Township 16N

Range 3E B.M. Valley County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .08 CFS for Irrigation purposes from 4/15 to 10/15 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. .08 CFS cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. \_\_\_\_\_

1½ to 2 HP pump and sprinkler system on place of use

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:

(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_

Range \_\_\_\_\_ 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 \_\_\_\_\_

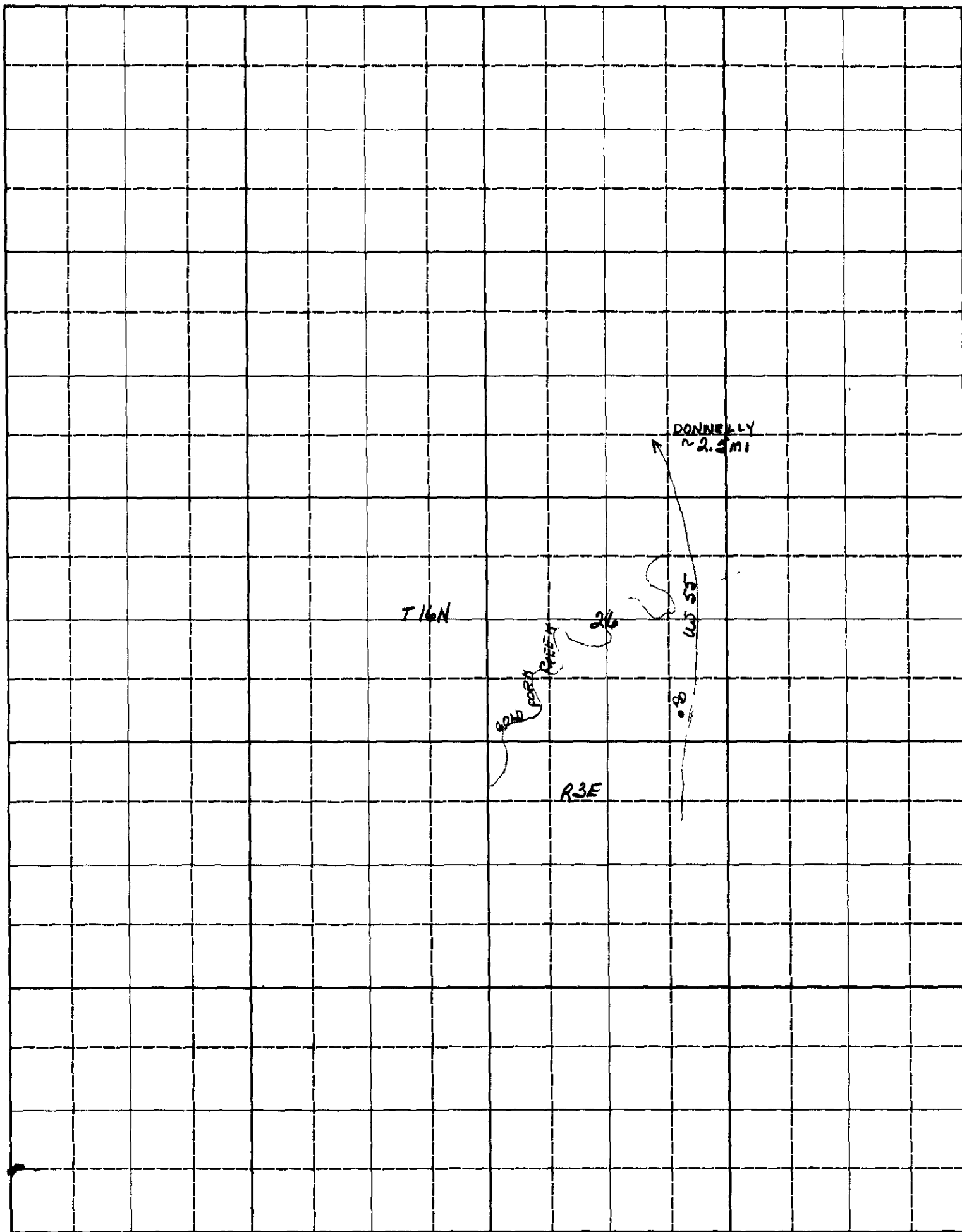
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be supplied with domestic water \_\_\_\_\_.

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

**MICROFILMED**



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.

*John William Lamb*  
(Applicant)

Proposed Priority 8/2/79  
Received by [Signature] Date 8-2-79 Time 4:30 pm  
Preliminary check by 6h5 Fee \$ 20.00 # 6041  
Receipted by aje Date 8-2-79  
Publication prepared by kk Date 8/15/79  
Published in Star News  
Publication dates 8/23 & 8/30/79  
Publication approved KK Date 9/10/79  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date, \_\_\_\_\_  
Recommended for approval denial by DBS [Signature]

**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. 65-12270, 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 September 1, 19 84.
- 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: (1) Use of water under this permit is subject to control by the  
watermaster of State Water District # 65 Payette River. (2) A lockable device,  
subject to the approval of the Department, shall be installed on the diverting  
works in a manner that will provide the watermaster suitable control of the  
diversion.

Witness my hand this 13 <sup>th</sup> day of September, 19 79.

A. Glen Saxton  
Chief, Operations Bureau

# PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

SS

County of Valley

Mary S. Kiely

a. 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 App. # 65-12268;12270 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 Aug. 23 19 79 and ended Aug. 30 19 79.

Mary S. Kiely  
Subscribed and sworn to before me this \_\_\_\_\_ the \_\_\_\_\_ day of Aug., 19 79

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

RECEIVED

SEP 4 1975

Department of Water Resources  
Western Regional Office

NOTICE OF APPOINTMENT  
Notice is hereby given that  
the following appointment(s)  
has been authorized for  
permit to appropriate the  
public waters of the State of  
Idaho.

65-12268

ALDAPE, DAVID J &or  
HELEN C.

BOX 363, DONNELLY, ID  
83615

Source: GROUNDWATER

Date Filed: 08-07-1979

AMOUNT: 0.16 CFS

Diversion Point: SE

TIN ROME, VALLEY

Use: DOMESTIC (

from 01-01 to 1

IGATION (0.12 C

04-15 to 10-03

Use: SENW Se

R ONE FOR 6 ACR

erious Means: WD

PRINCELES SYST

8-1270

STOLA, JOHN W. &or

Donnelly, ID

Donnelly, ID

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March 23, 1992

JOHN W KANTOLA  
MARGARET KANTOLA  
PO BOX 55  
DONNELLY ID 83615-0055

RE: WATER RIGHT NO. 65-12270

Dear Water Right Holders:

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of an Order removing the requirement for a lockable measuring device.

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

Sincerely,

SHARLA CURTIS  
Water Resource Agent

SC:clh

Enclosure

RECEIVED

APR 14 1992

# LICENSE REVIEW CHECKLIST

Date 03-06-92

Permit # 65-12270

28

|               | <u>Yes</u>                          | <u>No</u>                           |                                                                                                                                                      |
|---------------|-------------------------------------|-------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------|
| NAME          | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Address Change?                                                                                                                                      |
| PRIORITY DATE | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Advance?                                                                                                                                             |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Memo to Advance                                                                                                                                      |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Order to Reinstate Needed?                                                                                                                           |
| TOTAL CFS     | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Incorrect Fee for rate recommended?                                                                                                                  |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Disagree with Actual Measurement?                                                                                                                    |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Disagree with Theoretical?                                                                                                                           |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Limited by Capacity?(.03cfs)                                                                                                                         |
| TOTAL VOLUME  |                                     |                                     | Rate/ac <u>3.0</u> AFA (Irrigation)                                                                                                                  |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Disagree with Examiner's Calculations?                                                                                                               |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Limited by Flow?                                                                                                                                     |
| SOURCE        | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Changes? <u>Clarification of Originally Intended</u> source is the only <u>Change</u> allowed. Any other change results in Notice of Intent to Void. |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |                                                                                                                                                      |
| P/D           |                                     |                                     | Verify with Map                                                                                                                                      |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Amendment Needed?                                                                                                                                    |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is Overlap Analysis a Consideration?                                                                                                                 |
| P/U           |                                     |                                     | Verify with Map                                                                                                                                      |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Amendment Needed?                                                                                                                                    |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Is Overlap Analysis a Consideration?                                                                                                                 |
|               |                                     |                                     | <u>Reduce to .5 Acres</u>                                                                                                                            |
| USES          | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Changes required in the Period of Use for each Use to be compatible with Maps, Data Entry Standards, etc?                                            |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Change(s) in Nature of Use?                                                                                                                          |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Amendment Needed?                                                                                                                                    |
| REMARKS       | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Multiple P/Ds in 1/4 1/4?                                                                                                                            |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Non-Irrigation Uses                                                                                                                                  |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Special Overlap Condition                                                                                                                            |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Other _____                                                                                                                                          |
| CONDITIONS    | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Measuring Device                                                                                                                                     |
|               | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | W/Master Control                                                                                                                                     |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Overlap < 1 Acre                                                                                                                                     |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Water Quality                                                                                                                                        |
|               | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Other                                                                                                                                                |
|               |                                     |                                     | DATES/MISC                                                                                                                                           |
|               |                                     |                                     | <u>65</u> Water Dist.                                                                                                                                |
|               |                                     |                                     | <input checked="" type="checkbox"/> App Rec'd                                                                                                        |
|               |                                     |                                     | <input checked="" type="checkbox"/> Exam Made                                                                                                        |
|               |                                     |                                     | <input type="checkbox"/> Other                                                                                                                       |

## COMMENTS/MEMOS NEEDED:

Order Removing Lockable Device - not required per Region Recommendation.

License ☒ 10-Day ☐ 15-Day ☐ Special Correspondence ☐

DATE: 03/06/92  
PAGE: 1

## DIVERSION

VOLUME

## 1.5 AFA

## 1.5 AFA

**Stage: LICENSE**

ES ES

|              |     |     |
|--------------|-----|-----|
|              | SUM | 0.5 |
| =SUM(A1:A10) |     |     |

right will be regulated by the  
district No. 65.

ty Date: 08/02/1979  
Made Date: 08/17/1989  
ent to S.O.:

Exam Fee: N (Not Required)

03/06/92 SKAGGS

- Exam Completed 8-7-90 Melan D. Chalk (signature of examiner & date)  
Exam Reviewed by Senior Water Resource Agent CH 5-2-91 (initial & date)  
Exam Reviewed by Manager of Regional Office DWS 6/27/91 (initial & date)  
Exam Sent to State Office 7-29-91 ST (initial & date)

PHOTO ID. T10

1997

ONG

$P/Q + P/U$

263

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44-78-1

4844

4844

4850-2

48557

GOLD

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4856

1876

CENTER

Gravet

4WD.

**5315**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**RECEIVED**  
JUL 30 1991

Department of Water Resources

**A. GENERAL INFORMATION**

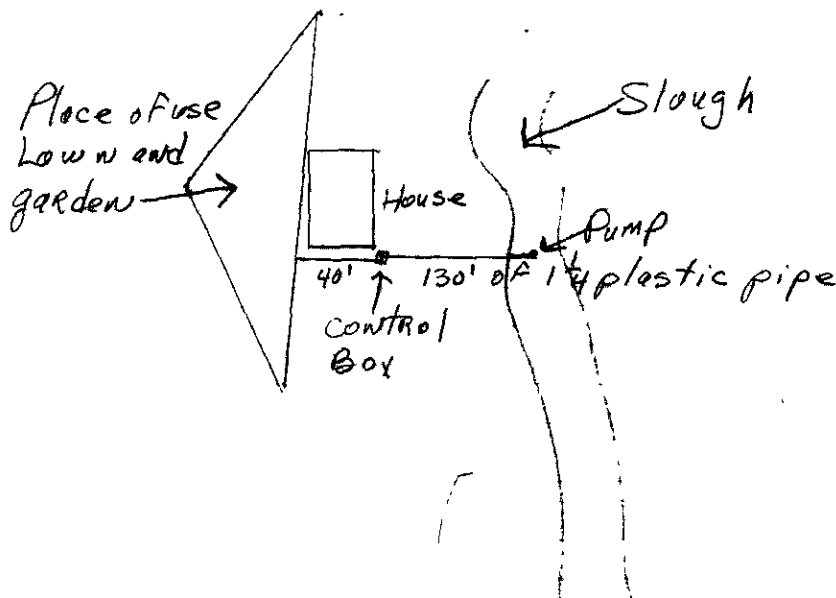
1. Owner: John Kantola Permit No. 05-12270  
Current Address: P.O. Box 55, Donnelly, Idaho Phone No. 325-8871  
2. Accompanied by: John Kantola EXAM. DATE: 7-16-90  
Address: same Phone No. same  
Relationship to Permit Holder: owner  
3. Source: slough tributary to Gold Fork Creek and Cascade Reservoir  
unnamed drain

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: 05-7717, 05-7761, 05-10176, 05-12230  
N/A Copies Attached  
2. Other water rights with same point of diversion: 05-7717, 05-7761, 05-10176,  
05-12230 ☒ Copies Attached ☐ Copies of Field Exam's Attached  
N/A

**C. SYSTEM DESCRIPTION**

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



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Scale: 1" = 200'

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

**System Description (continued)**

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

*Consists of a  $\frac{3}{4}$  Hp pump that draws water from an unmaned slough and belweis it through 130' of  $1\frac{1}{4}$ " plastic pipe to an underground automatic sprinkler system. The sprinkler system consists of 10 popup impact heads and 11 manupaus spray heads. The heads are  $\frac{3}{4}$ " and the system is capable of operating 3 impact or 4 spray heads at one time.*

☐ See Remarks on page 4 for continuation

- 4.

| Well or Diversion Identification No.* | Motor Make | Hp            | Motor Serial No. | Pump Make | <sup>Model</sup><br>Pump Serial No. or Discharge Size |
|---------------------------------------|------------|---------------|------------------|-----------|-------------------------------------------------------|
| Unknown                               | Century    | $\frac{3}{4}$ | 8-151995-21      | Corpley   | $1\frac{1}{4}$ " CIXPHS                               |
|                                       |            |               |                  |           |                                                       |
|                                       |            |               |                  |           |                                                       |
|                                       |            |               |                  |           |                                                       |

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

5. Point(s) of Diversion:

| Ident. No. | Gov't. Lot | $\frac{1}{4}$ | $\frac{1}{4}$ | $\frac{1}{4}$ | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|------------|------------|---------------|---------------|---------------|------|------|------|--------|---------------------------------|
|            |            | NW            | SE            | SE            | 26   | 16N  | 3E   | Valley | Orthophotoquad map              |
|            |            |               |               |               |      |      |      |        |                                 |
|            |            |               |               |               |      |      |      |        |                                 |
|            |            |               |               |               |      |      |      |        |                                 |

6. Place(s) of Use:

Indicate Method of Determination

| Twp. | Rge. | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |      |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 16N  | 3E   | 26   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | .5               | .5     |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |      |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

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Do not use this space

Do not use this space

## D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
| Pitot tube & gauge    |      |      |           |            |      |             |
| Bucket & stopwatch    |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

### 2. Measurements:

Two measurements taken at pump impact heads. Could not measure spray heads but concluded that since 4 spray heads are equivalent to 3 impact heads to measure the spray heads was not necessary.

## E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

### 1. Measured Method:

$$\frac{1}{4} \text{ head @ } 24 \text{ psi} = 2.90 \text{ gpm} \times 3 = 8.7 \text{ gpm} = .02 \text{ cfs}$$

### 2. Alternate Method for Checking Purposes:

$$5 \text{ gal in } 18 \text{ sec} = .037 \text{ cfs (taken from garden hose)}$$

$$\frac{.75 \times 8.8 \times .7}{10 + (2.3 \times 60)} = \frac{4.62}{148} = .03 \text{ cfs}$$

## 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:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .5 \times 3 = 1.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02 \times 183 \times 1.9835 = 7.3$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 1.5$$

### 2. Volume Calculations for Other Uses:

APR 14 1992

#### H. REMARKS AND OVERLAP REVIEW ANALYSIS

*Overlapping rights cannot affect this permit.*

*.02 cfs*

*Recommend license at .01 cfs and 1.5 afa based on size of parcel irrigated and system capacity.*

*\* Located device not found, but not really necessary due to nature of system & proximity to discharge into reservoir. No reason to limit flow based on size alone - Can allow up to .03 for up to 1 acre - Because actual delivery rate through sprinklers is .02, ought to license for at least that much. Per*

#### I. RECOMMENDATIONS

##### 1. Recommended Amounts

| Beneficial Use    | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|-------------------|---------------|--------------|------------------------------|--------------------------|
|                   | From          | To           |                              |                          |
| <i>Irrigation</i> | <i>4-15</i>   | <i>10-15</i> | <i>.01.02</i>                | <i>1.5</i>               |
|                   |               |              |                              |                          |
|                   |               |              |                              |                          |
|                   |               |              |                              |                          |
| Totals:           |               |              | <i>.01.02</i>                | <i>1.5</i>               |

##### 2. 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

#### J. AUTHENTICATION

Field Examiner's Name

*Melvin T. Schulte*

Signature

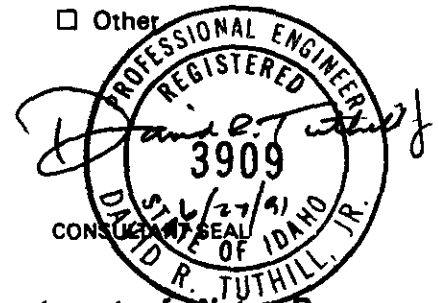
*Melvin T. Schulte*

Certification Date

*8-17-90*

Field Report Preparation Date

*8-17-90*



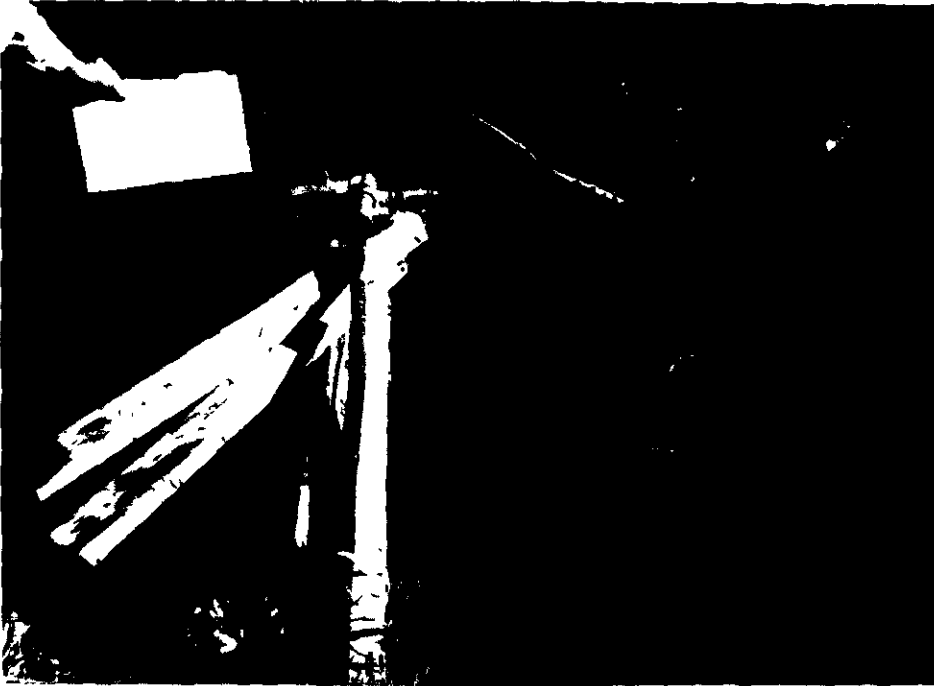
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

**MICROFILMED**

**APR 14 1992**

65-12270

Picture #1



Point of diversion  
and pump used to  
divert water to place  
of use. Source is a  
slough that collects  
waste water and  
spring water.

Picture #2



Control box for  
sprinkler system.  
A bucket measurement  
was taken from the  
hose shown in the  
picture.

RECEIVED  
APR 14 1992

65-12270



Picture #3

Part of place of use.  
The grass and shrubs  
shown are typical of  
the type of irrigation  
provided by the system.  
A sprinkler head  
measurement was  
taken at a pop-up  
head located next  
to the white stake.

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 65-12370

Date: \_\_\_\_\_

General Considerations:

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

Source of Water:

Y Surface water  
Y Groundwater  
\_\_\_\_\_ 1. well log in file  
\_\_\_\_\_ 2. N/A drilling permit  
\_\_\_\_\_ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

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

Remarks:

*Proof Acceptable*

N/A Priority Calculation:  
Date proof received \_\_\_\_\_

Date proof due \_\_\_\_\_ - \_\_\_\_\_

No. of days late \_\_\_\_\_ = \_\_\_\_\_

Priority date \_\_\_\_\_ + \_\_\_\_\_

NEW PRIORITY DATE \_\_\_\_\_ = \_\_\_\_\_

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM



AUG 17 1989

*No fee enclosed*  
Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

For Office Use Only  
Fee Received \_\_\_\_\_  
Date \_\_\_\_\_  
Receipt # \_\_\_\_\_  
Receipt by \_\_\_\_\_  
Reviewed by \_\_\_\_\_  
Sent to region \_\_\_\_\_

### PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 65-12270

Name(s) of Permit Holder: JOHN W. KANTOLA MARGARET KANTOLA

Post Office Address: PO Box 55  
Donnelly, Idaho Telephone No. \_\_\_\_\_

Source of Water: WASTE WATER

Extent of Use:

Domestic \_\_\_\_\_ (number of households) Stockwater \_\_\_\_\_ (number and type of stock)  
Irrigation LAWN (acres) Other/Remark \_\_\_\_\_

Total rate and/or volume for which proof is submitted .02 cfs \_\_\_\_\_ acre-feet

Show the date water was first diverted and beneficially used under this permit: \_\_\_\_\_

Measuring Device: Required? ☒ Yes ☐ No Fee enclosed \$ None  
Installed? ☒ Yes ☐ No (See License Examination Fee Schedule)

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

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

John Kantola  
(Name)

325-8871  
(Telephone Number)

PO Box 55 Donnelly Idaho 83615  
(Address)

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

08-16-89  
Date

John W. Kantola  
Signature of Permit Holder (and title, if appropriate)

**MICROFILMED**

SEP 22 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 14, 1989

John W. &/or Margaret Kantola  
P. O. Box 55  
Donnelly, ID 83615

Dear Mr. and Mrs. Kantola:

Re: Permit No. 65-12270

Enclosed is a copy of the request for extension of time which you submitted to the department in connection with the above referenced permit. Provisions of Sec. 42-204, Idaho Code, provide that the department can only grant one extension of time. Please note that the department has previously granted an extension of time in connection with this permit.

I suggest you submit proof of beneficial use for that portion of the right established and then that you file a new application within one year of the time you actually intend to develop a water right. Since Idaho is now under a mandatory permit procedure to develop a water right, the new application will provide an additional period of time for development, although the priority date will be later in time.

Please feel free to contact any of our regional offices if you wish assistance in completion of the new application.

Sincerely,

L. GLEN SAXTON  
Chief, Operations Bureau

Enc: Beneficial Use form  
Extension of Time

*Kita - Please See Attached*

**MICROFILMED**

SEP 22 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

For Office Use Only  
\$15 FEE Received by JS  
Date 0008115  
Receipt # 7-10-89

JUL  
97 - 10 1989  
**REQUEST FOR EXTENSION OF TIME**

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. 65-12270

Name(s) of Permit Holder: JOHN W. KANTOLA MARGARET KANTOLA

Post Office Address: PO Box 55, DONNELLY IDAHO  
83615 Telephone No. 325-8871

Date Proof Is Due: 09-01-89

Describe what work has been completed toward the development of this water right: 3 HORSE  
(This must be filled out! If no work has been completed, show "none".)

PUMP HAS BEEN INSTALLED WATERWAY HAS  
BEEN IMPROVED. Fallen trees removed LINE HAS  
BEEN INSTALLED TO CONVEY WATER TO LAWN  
Costing \$ 1100

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

HAVE HAD SOME PROBLEMS WITH BEAVER DAMMING  
UP FLOW OF WASTEWATER FROM WHICH FLOW  
EMINATES. NEED TO MAKE ADJUSTMENTS IN PUMP

Permit holder(s) request an extension to 09-01, 19 92.  
(1 yr. minimum)

FEE: \$15.00

(Signature)  
\*IF OTHER THAN PERMIT HOLDER,  
POWER OF ATTORNEY MUST BE SUPPLIED.

**RITA**  
ACTION OF THE DEPARTMENT OF WATER RESOURCES

SEP 22 1989

IT IS HEREBY ORDERED that the above request for extension of time be DENIED, pursuant to Sec. 42-204 which states that only one extension of time can be granted based on due diligence.

**AS PER OUR CONVERSATION OF 08-16-89**

Signed this 7 day of August, 19 89.

Director

**The wiring & pipe is 15 in and the system is operating for over 1/2 hr**

WATERING LAWN CONFINED  
TO  $\frac{1}{8}$  ACRE.

The main problem (beavers)  
is being taken care of  
Fish & game is trapping  
them. Already 1 beaver  
has been caught. When  
they are removed blocking  
of pump intake should  
be alleviated.

Since there is such a  
small amount of land  
irrigated I did not send  
in a fee ( $\frac{1}{8}$  acre approx)

Thanks for your assist-  
ance Rita.

Tracy  
John L. Latta

MICROFILMED

SEP 22 1989

August 14, 1989

John W. &/or Margaret Kantola  
P. O. Box 55  
Donnelly, ID 83615

Dear Mr. and Mrs. Kantola:

Re: Permit No. 65-12270

Enclosed is a copy of the request for extension of time which you submitted to the department in connection with the above referenced permit. Provisions of Sec. 42-204, Idaho Code, provide that the department can only grant one extension of time. Please note that the department has previously granted an extension of time in connection with this permit.

I suggest you submit proof of beneficial use for that portion of the right established and then that you file a new application within one year of the time you actually intend to develop a water right. Since Idaho is now under a mandatory permit procedure to develop a water right, the new application will provide an additional period of time for development, although the priority date will be later in time.

Please feel free to contact any of our regional offices if you wish assistance in completion of the new application.

Sincerely,

L. GLEN SAXTON  
Chief, Operations Bureau

Enc: Beneficial Use form  
Extension of Time

RECEIVED  
SEP 22 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

For Office Use Only  
\$15 FEE Received by JS  
Date 008115  
Receipt # 7-10-89

RECEIVED  
JUL  
10 1989

REQUEST FOR EXTENSION OF TIME

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. 2270

Name(s) of Permit Holder: JOHN A. KANTOLA MARGARET KANTOLA

Post Office Address: PO Box 55, DONNELLY IDAHO  
83615 Telephone No. 325-8871

Date Proof is Due: [REDACTED]

Describe what work has been completed toward the development of this water right: 3 HORSE  
(This must be filled out! If no work has been completed, show "none".)

PUMP HAS BEEN INSTALLED WATERWAY HAS  
BEEN IMPROVED. Fallen trees removed LINE HAS  
BEEN INSTALLED TO CONVEY WATER TO LAWN  
Costing \$ 1100

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

HAVE HAD SOME PROBLEMS WITH BEAVER DAMMING  
UP FLOW OF WASTEWATER FROM WHICH FLOW  
EMINATES NEED TO MAKE ADJUSTMENTS IN PUMP

Permit holder(s) request an extension to 09-01, 19 92.  
(1 yr. minimum)

FEE: \$15.00

John A. Kantola  
(Signature)  
\*IF OTHER THAN PERMIT HOLDER,  
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be DENIED, pursuant to Sec. 42-204 which states that only one extension of time can be granted based on due diligence.

MICROFILMED

Signed this 7 day of August, 19 89.

R. Keith Higgins  
Director  
SEP 22 1989

ALLEVIATE BEAVER REMOVAL BEFORE MAKING  
FINAL ADJUSTMENTS

## STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 165-12270Reviewed by [signature]Date 8-1-1989

## BASIC INFORMATION

y Date stamp received  
y Extension received timely  
(not prior to 6 month before proof due date or after reinstatement period)  
y Fee received and receipted  
y Name and signature same as permit  
N Address change (indicate on coding sheet)

## BASIS FOR EXTENSION REQUEST

✓ Has adequate work been completed to demonstrate due diligence?  
✓ Has the cost incurred been adequate to demonstrate an intent to complete the project?  
Has the permit been involved in litigation?  
a. Swan Falls \_\_\_\_\_ Dismissed from Swan Falls \_\_\_\_\_  
Other \_\_\_\_\_ Identify \_\_\_\_\_  
b. Is supporting documentation needed to complete the file? \_\_\_\_\_  
Requested \_\_\_\_\_  
c. Calculate the period of delay

Date litigation completed \_\_\_\_\_

Date litigation began \_\_\_\_\_

Total period of delay = \_\_\_\_\_

Present proof due date + \_\_\_\_\_

NEW PROOF DUE DATE = \_\_\_\_\_

\_\_\_\_\_ Is delay by a government agency?  
Is supporting documentation needed to complete the file? \_\_\_\_\_  
Requested? \_\_\_\_\_

## ACTION TAKEN

*Denied - Extension previously granted based on due diligence*

## Special conditions or remarks:

[initials] Reinstatement Date extension received \_\_\_\_\_ = \_\_\_\_\_  
Proof due date \_\_\_\_\_ = \_\_\_\_\_  
No. of days late \_\_\_\_\_ = \_\_\_\_\_  
Priority date \_\_\_\_\_ = + \_\_\_\_\_  
ADJUSTED PRIORITY DATE \_\_\_\_\_ = \_\_\_\_\_

\_\_\_\_\_ Prepare coding sheet  
\_\_\_\_\_ Change rolodex card

138378  
June 30, 1989

JOHN W. KANTOLA  
MARGARET KANTOLA  
BOX 55  
DONNELLY, ID 83615

PROOF DUE NOTICE

RE: PERMIT NO. 65-12270

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 September 1, 1989. (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

MAIL ROOM

SEP 24 1989

September 21, 1984

John W. and/or Margaret Kantola  
P. O. Box 55  
Downey, ID 83615

Dear Mr. and Mrs. Kantola:

Re: Permit No. 65-12270

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to September 1, 1989.

In connection with the development of a water right under this permit, the Department wishes to call to your attention an Idaho Supreme Court decision issued in November 1982 which likely could affect your future use of water.

The decision in the case of Idaho Power Company vs the State of Idaho, et al stated in part that Idaho Power Company's use of water for power generation purposes at the Swan Falls dam on the Snake River is not subordinated to upstream depletion by later-in-time uses. The question of whether Idaho Power's 8,400 cfs water right at Swan Falls dam has been diminished by subsequent development, however, was remanded back to district court for determination. The findings of the district court could restrict water availability or require compensation to Idaho Power Company for uses developed later in time than Idaho Power Company's water right at Swan Falls dam.

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosure

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit Number 65-12270

Y Date received stamp  
Y Fee received and receipted  
Y Name on request same as on permit  
Y Address same permit as on latest correspondence  
Y Proof due date within six months of due date  
Y Signature same as permit  
Y Source of water the same  
Y Review conditions of approval  
N Extensions previously approved  
Y Proceed diligently  
X Is delay caused by litigation:        Swan Falls  
 Date lit. completed                       
 Date lit. began                       
 Period of delay                       
 New proof due date                     

ACTION: *Approve based on due diligence*

Y Is the extension timely received?  
— Reinstate: Extension received                       
                     Proof due date                       
                     Days late                       
                     Priority date                       
                     Adjusted priority date                     

N Is there commencement of works?

20 Cover letter  
— Coding sheet  
— Rolodex card updated and refiled

**RECEIVED**

Reviewed by *[Signature]* Date: 9-20-1984

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

---

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

138945

KANTOLA, JOHN W. & MARGARET  
BOX 55  
DONNELLY, ID 83615

PROOF DUE NOTICE

JUNE 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-12270 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD 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

RECEIVED



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V EVANS  
Governor

C STEPHEN ALLRED  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 384-2215

September 17, 1979

John & Margaret Kantola  
Box 55  
Donnelly, Idaho 83615

Dear Mr. & Mrs. Kantola,

RE: Permit No. 65-12270

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

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, 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 a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

*David R. Tuthill Jr.*

DAVID R. TUTHILL, JR.  
Supervisor, Water Allocations Section

DRT:lr

Enclosure

**MICROFILMED**

State of Idaho  
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 6/5

APPLICATION NUMBER: 15-12270

CHECK:

- ☒ Source.  
☒ Point of diversion.  
☒ County.  
☒ Description of diverting works.  
☒ Time required for beneficial use of water.  
☒ Place of use or acres irrigated.  
☒ Map.  
☒ Signature.  
☒ Fee.  
☐ Yes ☒ No  
☐ Yes ☒ No  
☐ Yes ☒ No  
☒ Yes ☐ No\*

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: \_\_\_\_\_

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  
☐ Yes ☒ No

Platted by: \_\_\_\_\_ Map No. \_\_\_\_\_

Other rights on same place of use. None platted from same source

- ☒ Yes ☐ No\*

In form for advertising.

Final date for protests: 9/10/79

- ☒ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: \_\_\_\_\_  
☒ 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  
☐ Yes ☒ No  
☒ Yes ☐ No

Measuring device required.

Access port required.

Will water be delivered by watermaster? If yes, what district? 65

8/2/79 Date of priority recommended.

Special conditions of approval or cover letter. Payette River letter.

I.P. letter

Basin 65 w.m. condition

By: DBS

Date: 9/10/79

STATE OFFICE REVIEW:

OS (65 Payette River) OLD  
IDAHO POWER LETTER w/o conditions  
Send Receipt w/ approved Application

- ☐ See attached sheet for more information.

By: Juni

Date: 9/12/79

RECEIVED

RECEIVED  
12270

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
Western Region

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92 South Cole Road  
Boise, Idaho 83709  
(208) 384-2190

AUGUST 16, 1979

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 billings to this office before SEPTEMBER 10, 1979.

Yours truly,

Karla Knecht  
Secretary

Encl.

RECEIVED

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:

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 SEPTEMBER 10, 1979.

C. STEPHEN ALLRED

Director

Published 8/23 & 8/30/79.

**MICROFILMED**

65-12270

KANTOLA, JOHN W. &/or MARGARET

BOX 55, DONNELLY, ID 83615

Source: SPRING tributary to GOLD FORK  
WASTEWATER tributary to GOLD FORK

Date Filed: 08/02/1979

Amount: 0.08 CFS

Diversion Point: SESE Sec 26 T 16N R 03E, VALLEY Co.

Use: IRRIGATION (0.08 CFS) from 04/15 to 10/15

Place of Use: SESE Sec 26 T 16N R 03E FOR 4 ACRES

Diversion Means: PUMP & SPRINKLER SYSTEM

FILED