

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

OCT 02 1988

A. GENERAL INFORMATION

Permit No. 65-12253

1. Owner: David E. &/or Kathy L. Brown
Current Address: Rt. 1 Box 61-A Horseshoe Bend, Id. 83629

Phone No. 793-2548

2. Accompanied by: Kathy L. Brown EXAM. DATE: 7/13/87

Address: SAME Phone No. SAME

Relationship to Permit Holder: SAME

3. Source: groundwater tributary to

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-12751

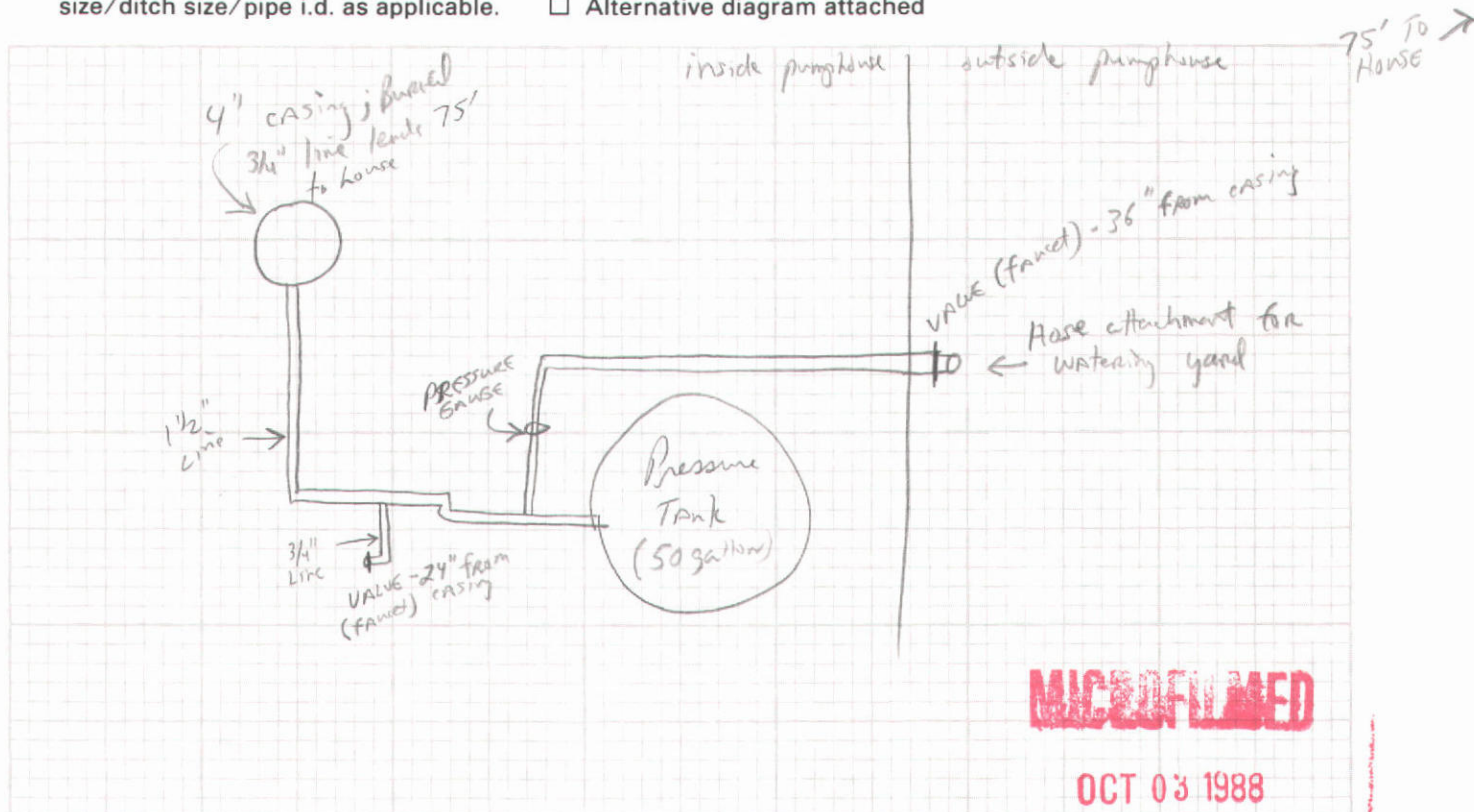
☐ Copies Attached NOT NEEDED

2. Other water rights with same point of diversion: NONE

☐ 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" = NOT TO SCALE

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).

MICROFILMED

OCT 03 1988

65-12253



- ① P/D
(Casing behind
permit sign).
Approx. 2 miles
E. of HW 55
near Porter Ck.



- ② P/U
House is 1/2 ac.
yard.
Pumphouse is in
extreme left of
photo.

OCT 03 1988

UNRECORDED



6.7
8.8
KWS to
Homer

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12253

Priority: June 26, 1979 Amount: 0.04 CFS 1.2 AFA

This is to certify, that DAVID E. BROWN
KATHY L. BROWN

RT. 1 BOX 61A
HORSESHOE BEND, ID 83629

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 26, 1979, and has submitted proof to the Department of Water Resources on July 7, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .040 cfs of water from a **GROUNDWATER** source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA

LOCATION OF POINT OF DIVERSION(S): SENE , Sec. 12, Township 07N, Range 02E
BOISE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

07N 02E 12 SENE

CONDITIONS/REMARKS:

1. The right to the use of 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.

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 10th day of August, 1988.

Director

MAILED

OCT 05 1988

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 David E. &/or Kathy L. Brown Phone 793-2548

Post office address Route 1, Box 61, Horseshoe Bend, ID 83629

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 7N

Range 2E B.M. Boise County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for Irrigation purposes from 4/1 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)

5. Total quantity to be appropriated:

a. .06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well with pump

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 8 inches; proposed depth of well is 120 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: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 7N

Range 2E B.M.

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

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.

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

MICHAEL H. HARRIS

TWP	RANGE	SEC.	NE% NW% SW% SE%	NW% NE% SW% SE%	SW% NW% SE% NE%	SE% NE% SW% NW%	TOTALS
7N	2E	12					1

T

[illegible]

[illegible]

14-00000 121 071 1010W NL +16 9UT082 0 11AM 9UT581YH

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

[illegible]

Scale 2 inches equal 1 mile.

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

Kathy L. Brown
(Applicant)

Proposed Priority 6/26/79

Received by 9KN Date 6/26/79 Time 2:30 PM

Preliminary check by 6LS Fee \$ 20 # 14407

Received by K. K Date 6/26/79

Publication prepared by KK Date 7/5/79

Published in Idaho World

Publication dates 7/13 - 7/20/79

Publication approved KK Date 7/30/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ✓ 6 SS.
2 Aug 79

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. 65-12253, 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 August 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: _____

Witness my hand this 28 day of August, 19 79.

A. Glen Saxton
Chief, Operations Bureau

LEGAL NOTICES

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following applications have been submitted for permit to appropriate the public waters of the State of Idaho:

63-9252

ENO, ROGER &/or IOLA
BOX 141, IDAHO CITY, ID 83631
Source: GROUNDWATER
Date Filed: 06/21/1979
Amount: 0.04 CFS
Diversion Point: SWNW Sec 26 T
06N R 05E, BOISE Co.
Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31
Place of Use: SWNW Sec 26 T 06N
R 05E
Diversion Means: WELL & PUMP -
INTO WATER SYSTEM OF RESI-
DENCE.

63-9256

STUDER, JOHN E.
4911 PARKWOOD DRIVE, BOISE,
ID 83704
Source: GROUNDWATER
Date Filed: 06/22/1979
Amount: 0.08 CFS
Diversion Point: NWSW Sec 26 T
07N R 04E, BOISE CO.
Use: DOMESTIC (0.08 CFS) from
01/01 to 12/31
Place of Use: NWSW Sec 26 T 07N
R 04E
Diversion Means: WELL & MOTOR

65-12253

BROWN, DAVID E. &/or KATHY L.
ROUTE 1, BOX 61, HORSESHOE
BEND, ID 83629
Source: GROUNDWATER
Date Filed: 06/26/1979
Amount: 0.06 CFS
Diversion Point: SENE Sec 12 T 07N
R 02E, BOISE CO.
Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31
IRRIGATION (0.02 CFS) from 04/01
to 11/01
Place of Use: SENE Sec 12 T 07N R
02E for 1 acres
Diversion Means: WELL & PUMP

If issued, the permits 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 JULY 30, 1979.

C. STEPHEN ALLRED
Director

Published in the IDAHO WORLD,
Idaho City, Idaho, 83631 on July 13 and
July 20, 1979.

STATE OF IDAHO, }
County of Boise

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

....7...13... 1979... and end-
ing with the issue of ...7...20

1979...
...*B. Reichert*....

Subscribed and sworn to before

me this 17. day of July, 1979

David M. Shanahan
Notary Public

RECEIVED
JUL 17 1979

Department of Water Resources
Western Regional Office

FILED

August 11, 1988

DAVID E. BROWN
KATHY L. BROWN
RT. 1 BOX 61A
HORSESHOE BEND, ID 83629

RE: PERMIT NO. 65-12253

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

FILED

OCT 03 1988

July 8, 1988

DAVID E. BROWN
KATHY L. BROWN
RT. 1 BOX 61A
HORSESHOE BEND, ID 83629

RE: PERMIT NO. 65-12253

Dear Permit Holder(s):

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

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

65-12253
Permit No.

RECEIVED
MAR -1 1988

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

Department of Water Resources

Check of P/D index SL 7/9/87 (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 7/9/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached? NOT NEEDED
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☒ Other: 65-12751 Surface water irrigates different acres

Aerial Photo

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

Scheduling Letter sent? SL 7/7/87 (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.

C. Review and Processing:

Exam Completed Stan Lester 7/13/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent BD 2/20/88 (Initial and date)

Exam Reviewed by Manager of Regional Office DRA 2/11/88 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office BD 2/27/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-12253
1. Owner: David E. &/or Kathy L. Brown Phone No. 793-2548
Current Address: Rt. 1 Box 61-A Horseshoe Bend, Id 83629
2. Accompanied by: Kathy L. Brown EXAM DATE: 7/13/87
Address: SAME Phone No. SAME
Relationship to Permit Holder: SAME
3. Source: Groundwater tributary to

B. OVERLAP REVIEW

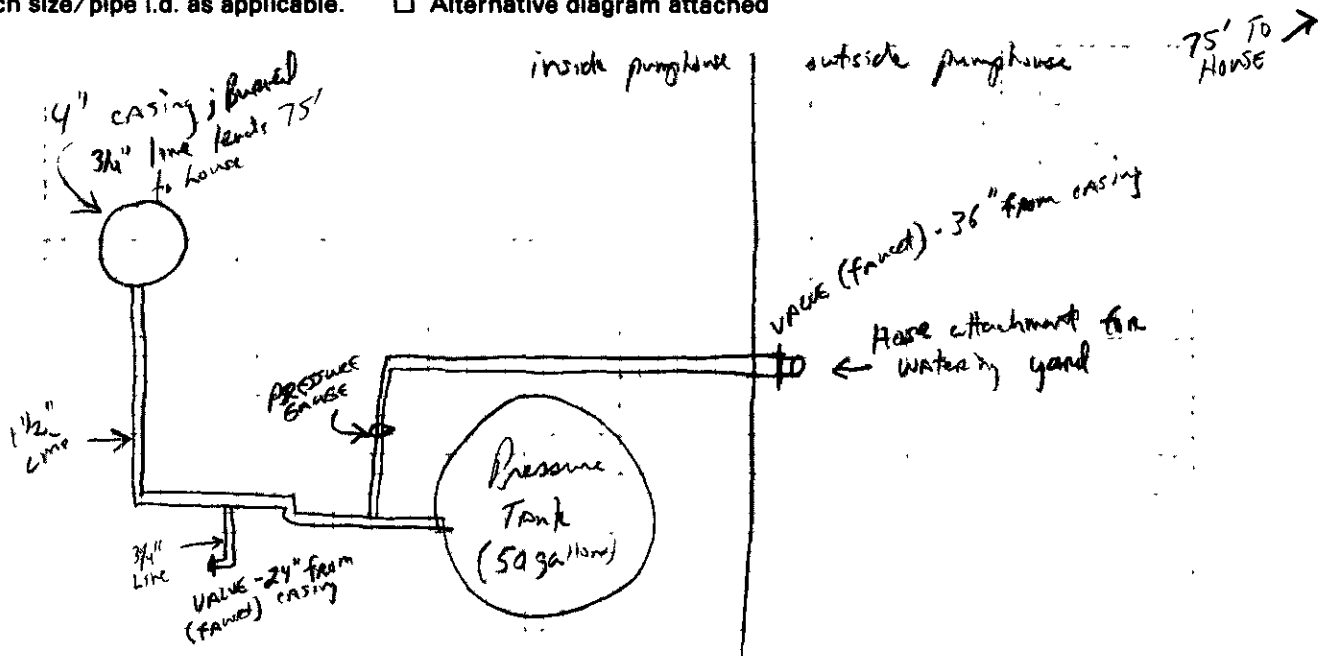
1. Other water rights with same place of use: 65-12751

☐ Copies Attached NOT NEEDED
2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



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Scale: 1" = NOT TO SCALE

- 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 or 10 acres or more).

System Description (continued)

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

4" casing for 120' deep well uses submersible pump to provide water for 1 horse and 1/2 acre yard. 3/4" outlet pipe provides 120' water (bored line). 3/4" pipe with faucet provides water for yard.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Submersible Jockey	3/4	No TAG	Submersible Jockey	No TAG

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/2	3/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
					SE 12	7N	26	Boise	USGS 7 1/2' Quad

6. Place(s) of Use:

Indicate Method of Determination Same as No. 4

Twp.	Rge.	Sec.	NE 1/4	NW 1/4	SE 1/4	NW 1/4	SE 1/4	NW 1/4	SE 1/4	NW 1/4	SE 1/4	NW 1/4	SE 1/4	NW 1/4	SE 1/4	Totals
7N	26	12														

Do not use this space

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RECEIVED

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: NONE POSSIBLE

2. Alternate Method for Checking Purposes: NONE AVAILABLE (2 unknown in HP equation)

F. PUMP EFFICIENCY DATA (Optional) N/A

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: N/A

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses.

1 DOMESTIC INT. + EXT. = 1.2

.04 x 1.9835 x 365 = 28.96 = 29.0

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

65-12751 uses Porton Creek to irrigate 20 acres north of Grounds property. No overlap conflict exists.
 Limit this right to .04 cfs domestic use v. the .06 cfs domestic and 1 ac. irrigation shown on permit.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From
1/1

To
12/31

Rate of Diversion
Q (cfs)
.04

Annual Volume
V (afe)
1.2

Totals:

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

Steven Lester

Signature

Steven Lester

Certification Date

7/13/87

Field Report Preparation Date

CONSULTANT SEAL



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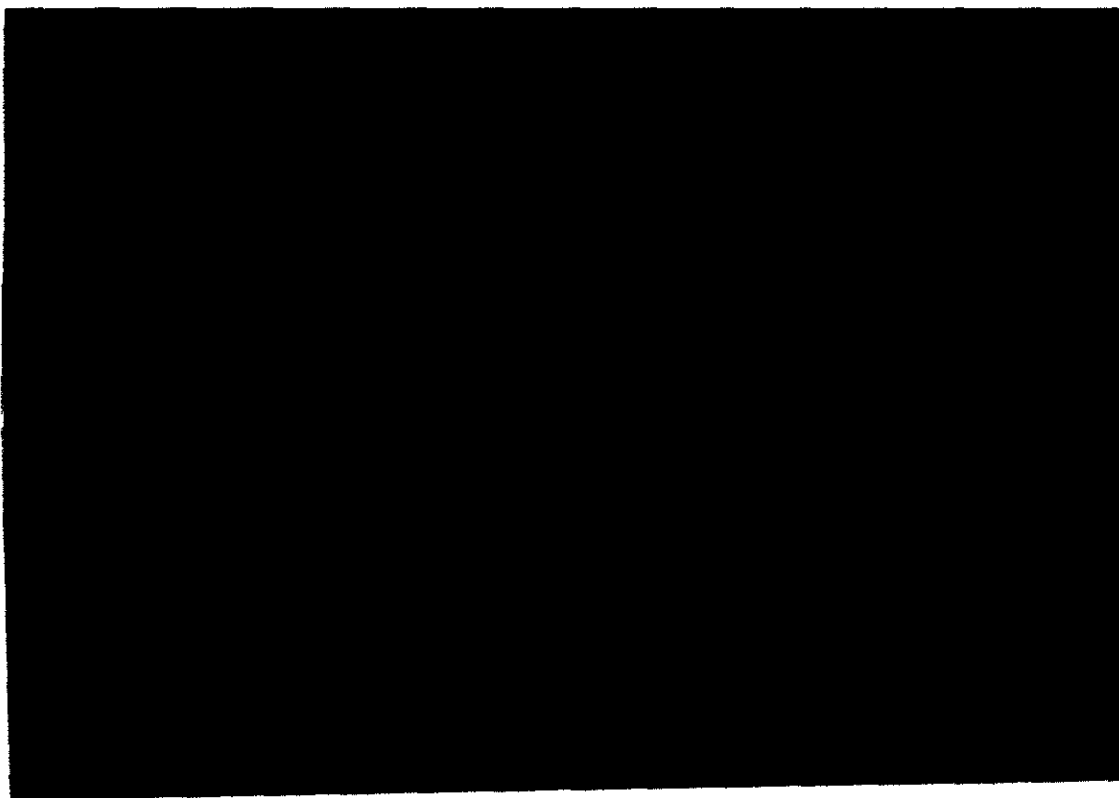
OCT 03 1988

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

65-12253



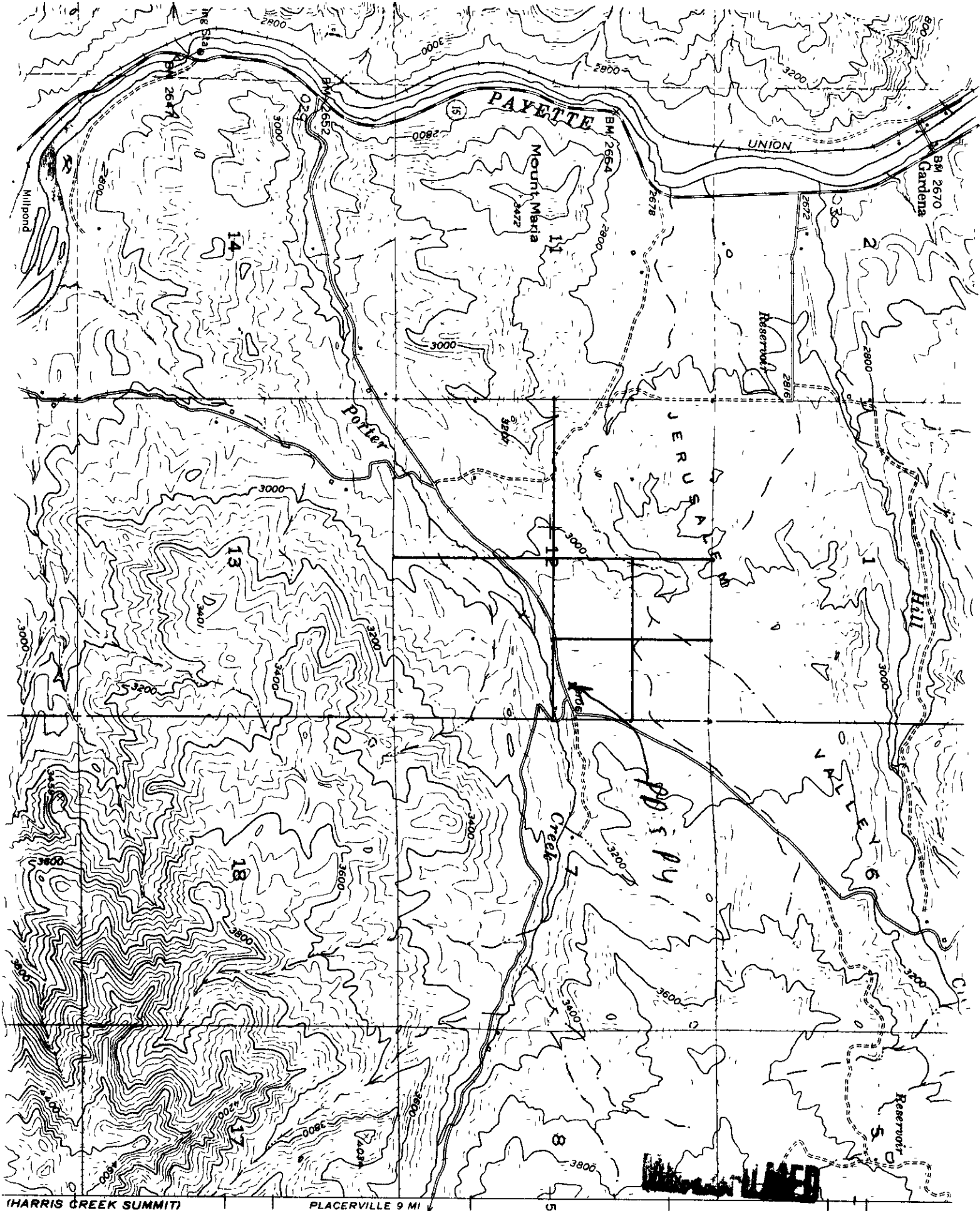
- ① P/D
(casing behind
permit sign).
Approx. 2 miles
E. of HW 55
near Porter Ck.



- ② P/U
House is 1/2 ac.
yard.
Pumphouse is in
extreme left of
photo.

OCT 03 1988

UNRECORDED



OCT 03 1988

12253#12

6.7
8.8
KWS 55 ft
Hanna

3.9

4/86

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only *OK*
Fee Received *NO FEE*
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

RECEIVED

NOV 10 1986

1. Permit No. 65-12253

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

Department of Water Resources

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: David E. or Kathy L. Brown

3. Post Office Address: Rt # 1 Box 61-A Horseshoe Bend
Idaho 83629 Telephone No. 793-2548

4. Source of Water: well

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation Domestic (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.04 cfs 4 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

8. Person to contact to accompany the department representative during the field examination:

Kathy or David Brown
(Name)

RECEIVED

NOV 20 1986

NOV 03 1986

Same

(Address) Department of Water Resources (Telephone Number) Same

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

10/18/86
Date

David Brown Kathy Brown
Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

E. J. BROWN



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN

Director
65-12253
BROWN, DAVID F.
BROWN, KATHY L.
ROUTE 1
BOX 61A
HORSESHOE BEND, ID 83629

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

October 9, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill, Jr.

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

RECEIVED

OCT 03 1988

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

65-12253
BROWN, DAVID E.
BROWN, KATHY L.
ROUTE 1
BOX 61A
HORSESHOE BEND, ID 83629

138602

June 5, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and the fee needed for the department to conduct the field examination may change to another certified examiner.

OCT 03 1988

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

OCT 03 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 30, 1984

DAVID E. BROWN
RT. 1 BOX 61 A
HORSESHOE BEND ID 83629

RE Permit No. 65-12253

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. Judy Pense
Secretary

RECEIVED

OCT 05 1984

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-12253.

Name(s) of Permit Holder: Brown David E. & Kathy L.

Post Office Address: Route #1 Box 61-A

Horseshoe Bend Idaho 83627 Tel. No. 793-2548

Source of Water. Well

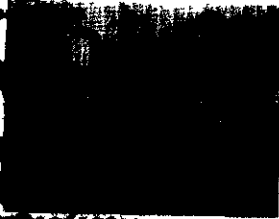
Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation (acres) 1
☐ Other

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

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

6/4/84 Date MICHAEL Signature of Permit Holder David Brown

David Kathy Brown
Rt 1 Box 61A
Horseshoe Bend, Idaho



RECEIVED

JUN 7 1984



**IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE**

**Department of Water Resources
BOISE, IDAHO 83720**

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138808

BROWN, DAVID E. & KATHY L.
ROUTE 1
BOX 61
HORSESHOE BEND, ID 83629

PROOF DUE NOTICE

MAY 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-12253 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 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

MICHAEL

IDENT. NO. _____

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

WATER RIGHT
DATA ENTRY LOG

[illegible]



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

August 28, 1979

David & Kathy Brown
Route 1 Box 61
Horseshoe Bend, Idaho 83629

Dear Mr. & Mrs. Brown,

RE: Permit No. 65-12253

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: 6HS

APPLICATION NUMBER: 65-12253

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.

Field check by: _____

Date: _____

Comments: _____

☐ 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.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. None platted

☐ Yes ☐ No* In form for advertising.

☐ Yes ☒ No Final date for protests: 7/30/79

☐ 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 Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 26 Jan 79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: [Signature] Date: 2 Aug 79

STATE OFFICE REVIEW:

Idaho Power
Letter w/ conditions

☐ See attached sheet for more information.

By: [Signature] Date: 8/22/79

RECEIVED

AUG 7 1979

Department of Water Resources

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 JULY 30, 1979.

C. STEPHEN ALLRED

Director

Published 7/12 & 7/19/79.

7/19/79

65-12253

BROWN, DAVID E. &/or KATHY L.

ROUTE 1, BOX 61, HORSESHOE BEND, ID 83629

Source: GROUNDWATER

Date Filed: 06/26/1979

Amount: 0.06 CFS

Diversion Point: SENE Sec 12 T 07N R 02E, BOISE Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31
IRRIGATION (0.02 CFS) from 04/01 to 11/01

Place of Use: SENE Sec 12 T 07N R 02E FOR 1 ACRES

Diversion Means: WELL & PUMP

REC-200-400