

No Color
Documents
In File

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Roy &/or Vivian Zuercher

Total number of acres irrigated _____

Director

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 Roy &/or Vivian Zuercher Phone 376-1263

Post office address 2131 Middle Field Road, Boise, ID 83704

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

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10 Township 13N

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

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, Pump & Pressure System

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 115 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 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 SW $\frac{1}{4}$ of Section 10 Township 13N

Range 4E B.M.

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

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

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

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

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TWP	RANGE	SEC.	NEX				NW%				SW%				SE%			
			NEX	NW%	SW%	SE%	NEX	NW%	SW%	SE%	NEX	NW%	SW%	SE%	NEX	NW%	SW%	SE%
TOTALS			NEX	NW%	SW%	SE%	NEX	NW%	SW%	SE%	NEX	NW%	SW%	SE%	NEX	NW%	SW%	SE%

None

Who owns the property at the point of diversion

Applicant

Applicant

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

Applicant to make this thing

marks

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

10

@ P.D. & use

T. 13 N

R. 4 E. B. M.

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.

Devion Zurehen
(Applicant)

Proposed Priority 3-28-79

Received by KK Date 3/28/79 Time 10:30 am
Preliminary check by KK Fee \$ 20.00 #13016
Received by KK Date 3/28/79
Publication prepared by KK Date 3/29/79
Published in The Star News
Publication dates 4/5, 8, 4/12/79
Publication approved KK Date 4/23/79
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by S.J.

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. 65-12209, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 80.

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 30 day of April, 19 79.

Chief, Operations Bureau

D. Allen Saylor

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

SS.

County of Valley

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 65-12209; 12210; 12211, a copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began April 5 19 79 and ended April 12 19 79.

Mary S. Kiely

Subscribed and sworn to before me this the

12 day of April 19 79

MICROFILMED

Michael J. Evans
Notary Public in and for the State of
Idaho, residing at *McCall*
therein.

NOTICE OF APPLICATION

FOR WATER PERMIT...
following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho.

65-12209

ZUERCHER, ROY &-OF
VIVIAN
2131 MIDDLE FIELD ROAD,
BOISE, ID 83704

Source: GROUNDWATER

Date Filed: 03-28-1979

Amount: 0.04 CFS

Diversion Point: SESW Sec 10

T 13N R 04E, VALLEY Co.

Use: DOMESTIC (0.04 CFS)

from 01-01 to 12-31

Place of Use: SESW Sec 10 T

13N R 04E

Diversion Means: WELL,

PUMP & PRESSURE SYSTEM

65-12210

IDAHO POWER COMPANY

P.O. BOX 70, BOISE, ID 83707

Source: PAYETTE RIVER,

NORTH FORK tributary to

PAYETTE RIVER

Date Filed: 03-28-1979

Amount: 2550.00 CFS

Diversion Point: LOT 02 Sec

33 T 10N R 03E, VALLEY Co.

Use: POWER (2550.00 CFS)

from 01-01 to 12-31

Place of Use: NWNW Sec 28 T

03N R 03E

Diversion Means: GATED

WEIR, STILLING BASIN,

TUNNEL, & POWERHOUSE

65-12211

IDAHO POWER COMPANY

P.O. Box 70, BOISE, ID 83707

Source: PAYETTE RIVER,

NORTH FORK tributary to

PAYETTE RIVER

Date Filed: 03-28-1979

Amount: 2550.00 CFS

Diversion Point: LOT 04 Sec

26 T 11N R 03E, VALLEY Co.

Use: POWER (2550.00 CFS)

from 01-01 to 12-31

Place of Use: NWNW Sec 33 T

10N R 03E

Diversion Means: GATED

WEIR, STILLING BASIN,

TUNNEL, & POWERHOUSE

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 83705 on or before

APRIL 23, 1979.

C. STEPHEN ALLRED,

Director

Published 4-5 & 4-12-1979



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

September 28, 1981

RE: Permit No. 65-12209

Roy &/or Vivian Zuercher
2131 Middle Field Road
Boise, ID 83704

Dear Mr. and Mrs. Zuercher:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

UNRECORDED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

45-12209
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 5/7/80 Accompanied by _____ Total Q measured .04
If source is surface water, estimate total flow of source _____
Methods of measurement observation Meets Permit requirements? yes

Measurement calculations:
Estimated calculation for single domestic household

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
<u>6</u>								

System Description Hand pump - will eventually put in pump.

*Code with map on reverse side. Disregard code if only one.

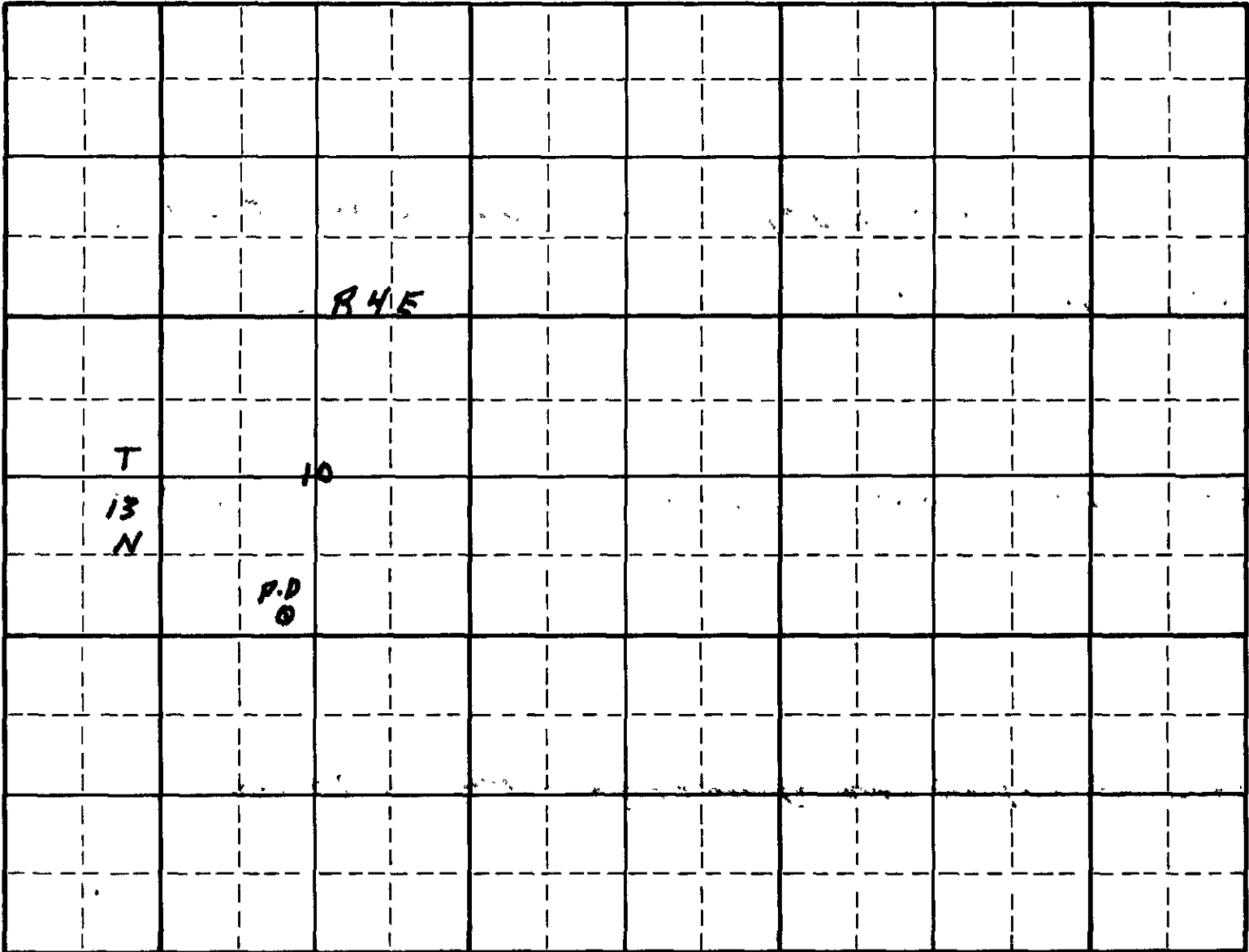
RECOMMENDED AMOUNTS
USE

Irrigation requirement =		AFA/Acre	
Q (cfs)	V (afa)	FROM	TO
<u>.04</u> ✓	<u>1.2</u> ✓	<u>1/1</u>	<u>12/31</u>
Total <u>.04</u> ✓	<u>1.2</u> ✓	<u>1/1</u>	<u>12/31</u>

Remarks Gold Crest Subdivision lot # 215

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MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SESW Sec 10 T13 N R4E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12N	4E	10												X					

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

Examiner's Signature John D. Meyer

Date 5/19/80

Checked by DBS

Date 5/23/80

Approved by [Signature]

Date 6/27/81



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

October 4, 1979

Roy &/or Vivian Zuercher
2131 Middle Field Road
Boise, ID 83704

RECEIVED

OCT 5 1979

Department of Water Resources

RE: Permit No. 65-12209

Dear Mr. and Mrs. Zuercher:

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 examination of your system has been scheduled for

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ 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.

Sincerely,

Kay Walker
Secretary

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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. 65-12209.

Name(s) of Permit Holder: ROY & IVAN VIVIAN Zuercher

Post Office Address: 2111 Middlefield Rd
Bear, Id. 83704 Tel. No. 376-1266

Source of Water: Ground Water

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

9/6/79
 Date

Thim E. Zuercher
 Signature of Permit Holder

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Znerka
2131 Musselwhite
Boise, Id 83704

PLACE
TEN CENT
STAMP
HERE

RECEIVED

SEP 7 1968



Department of Water Resources
Western Regional Office

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

May 3, 1979

Re: Permit No. 65-12209

Roy &/or Vivian Zuercher
2131 Middle Field Road
Boise, Idaho 83704

Dear Mr. or Mrs. Zuercher:

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

65-12209

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. W Source
3. ✓ Point of Diversion
4. 0.04 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 1 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 20 Fee & Rec't. No.

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>/</u> Idaho Fish & Game Dept.	<u>/</u> Dept. of Lands
<u> </u> Bureau of Land Management	<u> </u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land None

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. Yes

Snake River Condition NO

Payette River Letter /

Priority Date 3/28/79

Water Quality #16 NO

Water Quality #10

Intrastate / interstate

Meas. Dev. or Sc. Meas. NO

Totalizing meter

Supplemental

Right-of-Way Cond.

Watermaster Cond.

Wtr. Dist No.

Meas. Dev. Cond. / for apps within a Water Dist.

Jain
Reviewer
MICROFILMED
Date

STATE OF IDAHO
Department of Water Resources

No 13016

Boise, Idaho, March 28, 1979

RECEIVED
FROM

Roy M. Luercher of \$20⁰⁰
Twenty Dollars and no 100 DOLLARS

FOR

<u>App.</u>	<u>\$</u>	<u>20</u>	<u>00</u>
	<u>\$</u>		
	<u>\$</u>		
	<u>\$</u>		
	<u>\$</u>		
TOTAL - - -	<u>\$</u>	<u>20</u>	<u>00</u>

J. Knecht

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12209

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) 665 3/28/79

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) 665 3/28/79

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use _____

(10) _____

Comments: _____

(11) KK OK

Affidavit of Publication received(date) 4/23

(12) _____

Final date for protests 4/23

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

3/28/79 Proposed Priority

_____ Reason for Reduction _____

No Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W

By [Signature] **MICROFILMED**

I.P.G.W. letter

RECEIVED

APR 25 1979

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

MARCH 30, 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 billing to this office before APRIL 23, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

MICROFILMED

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 83705 on or before APRIL 23, 1979.

C. STEPHEN ALLRED

Director

Published 4/5 & 4/12/79.

MICROFILMED

65-12209

ZUERCHER, ROY &/or VIVIAN

2131 MIDDLE FIELD ROAD, BOISE, ID 83704

Source: GROUNDWATER

Date Filed: 03/28/1979

Amount: 0.04 CFS

Diversion Point: SESW Sec 10 T 13N R 04E, VALLEY Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SESW Sec 10 T 13N R 04E

Diversion Means: WELL, PUMP & PRESSURE SYSTEM

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