

A hand-drawn diagram on graph paper. The grid has solid lines every 2 units and dashed lines every 1 unit. The origin (0,0) is at the center. The following points are marked:

- 4W**: Located at (0, 4).
- 6W**: Located at (-6, 0).
- 7**: Located at (0, -7).
- P.O.**: Located at (12.5, 1), with a small box around the number 12.5.

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

Point(s) of diversion: NE NE S7 GN 1W needs amendment

[illegible]

☒ Change P.D. as reflected above
☒ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☐ None

☐ Other

Examiner's Signature Carl E. Mares

Date _____

Checked by DBS

Date 10/2/80

Approved by _____

Date 5/25/82

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-12184 Priority November 14, 1978 Amount 0.26 cfs

THIS IS TO CERTIFY, that City of Emmett
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 65-12184 issued pursuant to Application for Permit dated November 14, 1978,
and has submitted proof to the Department of Water Resources on December 26, 1979,
that he has applied water to a beneficial use, an examination by the Department indicates that the works have a
capacity for the diversion of 0.39 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to October 31</u>	<u>at 0.26 cfs</u>	<u>and 58.5 acre feet</u>
	<u>from _____ to _____</u>	<u>_____ cfs</u>	<u>_____</u>
	<u>from _____ to _____</u>	<u>at _____ cfs</u>	<u>_____</u>

(both dates inclusive)

Subject, however, to the condition that no more than 0.26 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
58.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Twp.
6N, Rge. 1W in the County of Gen

Description and location of place of use

Twp.	Range	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 $\frac{1}{4}$	
6N	1W	7	13																13

Total number of acres irrigated 13

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
August, 19 82.

Director

RECEIVED

STATE OF IDAHO

LICENSING

JUL 29 1982

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now CITY OF EMMETT Phone _____
of (address) Emmett, Idaho, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 65-12184, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE ¼ NE ¼, Section 7, Township 6N, Range 1W, B.M.,
County of Gem. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount .26 for Irrigation purposes from April 1 to Oct. 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)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	1W	7	13																13

Total number of acres to be irrigated = 13

4. a. Who owns the property at the point of diversion? City of Emmett
b. Who owns the land to be irrigated or the place of use? City of Emmett
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: N/A

Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile.

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

Signed at

day of this

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Fee = \$20.00

Received by

Date _____

88

Publication dates

Publication prepared by 0078 Date

Published in

Date _____

31K

A. KENNETH DUNN

APPROVE the above Application for Amendment of Permit No. 65-12184.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Witness my hand this _____ day of _____ August, 19____.

August

1961

Director

DEPT

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 City of Emmett, Idaho Phone 365-5055

Post office address 231 S. Washington, Emmett, Idaho 83617

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

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 7 Township 6 N

Range 1W B.M. Gem County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.4 cfs for irrigation purposes from 4-1 to 10-31 (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. 0.4 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, pipeline
and sprinkler 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 60 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). Existing well

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

[illegible]

20

Figure 6

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

applicant to make this filing

Remarks This well is an existing irrigation well used to irrigate

the City Park. In a notice of claim to a water right form

dated March 20, 1970 the city claimed a date of priority by

application to beneficial use of January 1, 1965 for this

well. A copy of the notice of claim to a water right is included

for your reference.

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.


(Applicant)

City of Emmett
By Rod Morgan, Mayor

DECLASSIFIED

Received by 6/5 Date 11/14/78 Time 10:00 AM

Received by MS Date 11-14-78 # 12490

Published in

Publication approved _____
Date 12-12-78

Copies of protests forwarded by _____

Recommended for approval denial by DSS J.S.

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

of Idaho No. 65-12184, 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 be-

fore January 1, 1980.

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 22 day of

Chief, Operations Bureau

J. Allen Bayton

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Carlisle Dale

being first

duly sworn, on his oath deposes and says that he is the printer of Messenger-Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of

Messenger-Index for 2 consecutive weekly issues thereof, be-

ginning with the issue of Nov 30

1978, and ending with the issue of

Dec 7, 1978

Carlisle Dale

Subscribed and sworn to before me this

7th day of

Dec, 1978

Carlisle Dale

Notary Public,

Residing at Emmett, Idaho.

RECEIVED

DEC 11 1978

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION FOR WATER PERMIT

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

65-12182

City of Emmett, Idaho, 231 S. Washington, Emmett, Idaho 83617
Source: Groundwater.
Dated Filed: Nov. 14, 1978.
Amount: 0.30 CFS.
Diversion Point: SWSE Sec. 14 T 06N R 02W, Gem County.
Use: Irrigation (0.03 CFS) from April 1 to October 31.
Place of Use: SWSE Sec 14 T 06N R 02W for 15 acres.
Diversion Means: Well, pump, pipeline and sprinkler system.

65-12183

City of Emmett, Idaho, 231 S. Washington, Emmett, Idaho 83617
Source: Groundwater.
Date Filed: November 14, 1978.
Amount: 0.30 CFS.
Diversion Point: SESE Sec 14 T 06N R 02W, Gem County.
Use: Irrigation (0.30 CFS) from April 1 to October 31.
Place of Use: SESE Sec 14 T 06N R 02W for 15 acres.
Diversion Means: Well, pump, pipeline and sprinkler system.

65-12184

City of Emmett, Idaho, 231 S. Washington, Emmett, Idaho 83617
Source: Groundwater.
Date Filed: November 14, 1978.
Amount: 0.04 CFS.
Diversion Point: SENE Sec 07 T 06N R 01W, Gem County.
Use: Irrigation (0.40 CFS) from April 1 to October 31.
Place of Use: SENE Sec 07 T 06N R 01W for 20 acres.
Diversion Means: Well, pump, pipeline and sprinkler system.

65-12185

City of Emmett, Idaho, 231 S. Washington, Emmett, Idaho 83617
Source: Groundwater.
Date Filed: November 14, 1978.
Amount: .045 CFS.
Diversion Point: SESE Sec 14 T 06N R 02W, Gem County.
Use: Domestic (.045 CFS) from January 1 to December 31.
Place of Use: SESE Sec 14 T 06N R 02W.
Diversion Means: Well and pump.
If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 82 S. Cole Road, Boise, Idaho 83706 on or before December 18, 1978.
C. Stephen Allred, Director
Published Nov. 30 and Dec. 7, 1978

RECEIVED

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

MAP NO.

65 0014

6N 1W B

Notice is hereby given that

CITY OF EMMETT

(Name of Claimant)

231 S. Washington, Emmett, Idaho 83617

(Mailing Address)

claims a right to the diversion and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) Jan. 1, 1965
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) subterranean
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)
- Use Irrigation Period of Use From 4-1 To 10-31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- Use Period of Use From To
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- Use Period of Use From To
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- (4) Quantity of water claimed: 0.40 Cubic Feet Per Second, or Acre Feet Per Annum, and/or Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 NE 1/4, Sec. 7, Twp. 6N, Rge. 1W B.M.: additional points: Further description: 60 Ft. North & 50 Ft. East of Intersection of Park St. & McKinley Avenue.
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Well, pump & sprinkler system. (Park well, 8" dia., 60' deep, 4" mainline, 2" laterals)
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6N	1W	7				X													20

Total No. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Used for irrigation of City Park during irrigation season.

- (7) Effluent, sewage waste, or return water from this use is discharged into
- (8) If you are claiming water as a member of an organization, list name of organization City of Emmett
- (9) Remarks City Park Well
- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

March 19, 1970
(Date)

(Signature of Claimant)

State of IDAHO,

County of Gem.

On this 20th day of March, in the year 1970

a notary public, personally appeared L. E. WOLT, Mayor of the City of Emmett, Idaho, known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or said municipality) executed the same.

Notary Public residing at Emmett, Idaho.

September 15, 1982

RE: Permit No. 65-12184

City of Emmett
231 S. Washington
Emmett, ID 83617

Gentlemen:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 24545 in the amount of \$20.00.

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures



July 8, 1982

RE: Permit Nos. 65-12182, 65-12183 and 65-12184

City of Emmett
231 S. Washington
Emmett, ID 83617

Gentlemen:

On June 1, 1982, we forwarded three amendments to you to be completed to amend these permits to correspond with the findings of the field examiner so that we could issue these licenses.

As of this date, we have not received these amendments. If we do not receive these amendments within fifteen (15) days, we will assume you no longer have any interest in these permits and cancellation proceedings will begin.

If you have any questions, please contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

MAIL



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

June 1, 1982

RE: 65-12184

City of Emmett
231 S. Washington
Emmett, ID 83617

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. **65-12184** and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: **.39 cfs** Source: **a groundwater source**

The maximum quantity diverted shall not exceed **58.5** acre feet
per year.

Point of diversion: **NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 6N, R. 1W.**

Beneficial use: **Irrigation of 13 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 6N, R. 1W**

Priority date established: **November 14, 1978**

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Since,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

State of Idaho p/d
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

P/O SENE, S. 7
RCES T. 6N R. 1W

65-12184
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)			

NEEDS AMENDMENT !!

EXAMINATION

Date 8 Sept 1980 Accompanied by MR. ROSSON Total Q measured .39 CFS
If source is surface water, estimate total flow of source _____
Methods of measurement sprinkler, PSI Meets Permit requirements? YES

Measurement calculations:

$$50 \text{ PSI} = 4.98 \text{ GPM/Head}$$
$$4.98 \times 35 = 174.3 \text{ € } .39 \text{ LFS capacity}$$
$$13Ac \times .02 ds = .26$$
$$V = 13Ac \times 4.5 = 58.5 \text{ or } .26 \times 1.9835 \times 213 = 109.8$$
[illegible]

System Description Motor, pump, sprinkler system for PAIC

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

RECOMMENDED AMOUNTS

USE
IRRIGATION

Irrigation requirement = ~~3.5~~ 4.5 AFA/Acre

Q (cfs)	V (afa)	FROM	TO
~~.25~~	~~43.75~~ 58.38	4/1	10/31
.26 ✓	58.5 ✓		

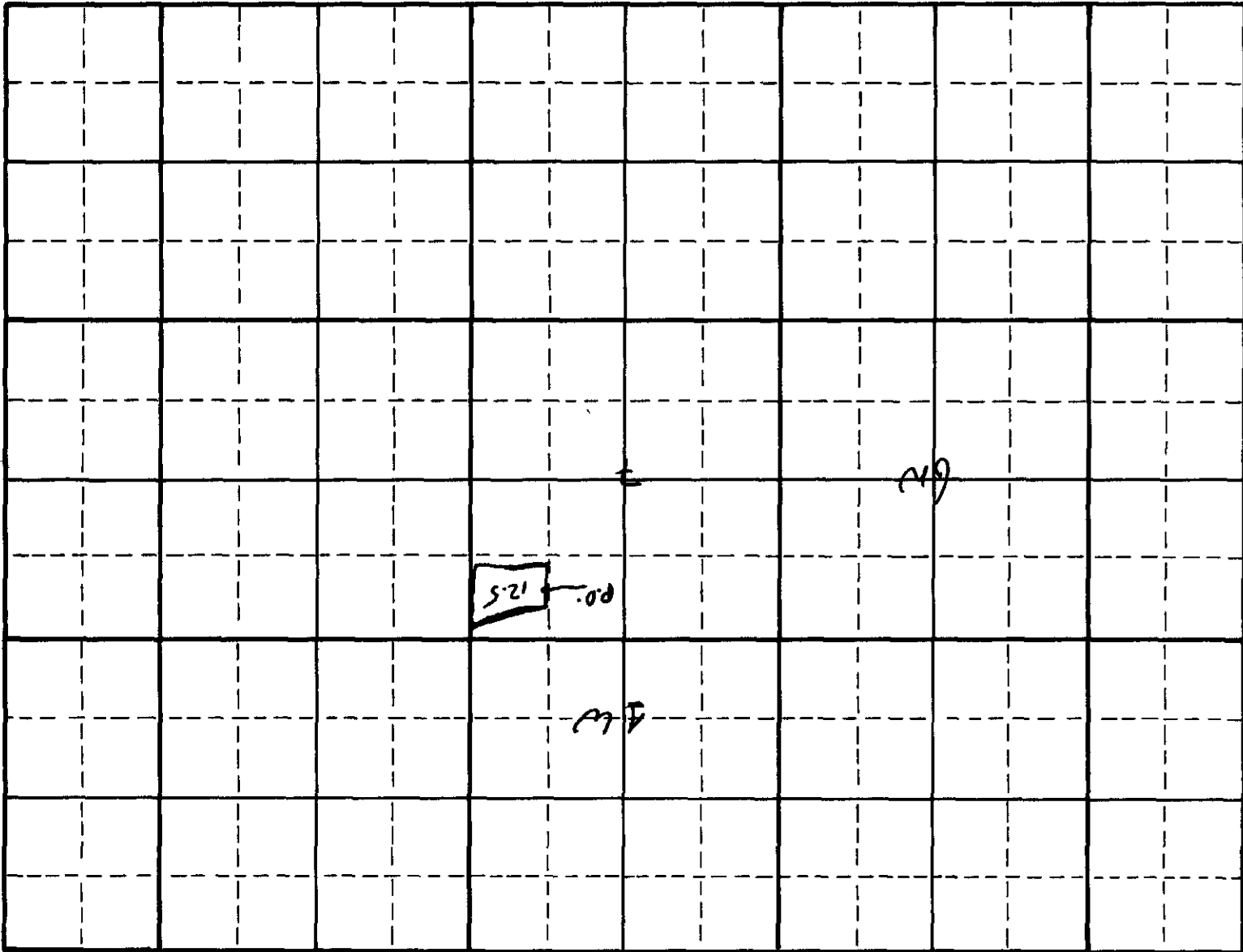
Remarks 45' deep ^{Turbine} 8" casing 35 37/32 #40 50 psz Total 25 43-755634

Referred beneficial use for irrigation for city park
OF METT

Negs Amendment

ok
Jani 4-8-82

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NE NE S 7 GN 2W needs amendment

Place(s) of Use

TWP	RGE.	SEC.	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	TOTALS
6N	2W	7	12.5																12.5

Recommendations Amendments:

- ☒ Change P.D., as reflected above
- ☒ Change P.U., as reflected above
- ☐ Add P.D., as reflected above
- ☐ Add P.U., as reflected above
- ☐ Other
- ☐ None

RECEIVED

Examiner's Signature: *Carl E. Munn*
Checked by: *DBS*
Approved by: *[Signature]*
Date: *10/2/89*
Date: *5/25/82*

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. 65-12184

(s) of Permit Holder: City of Emmett, Idaho

Post Office Address: 231 S. Washington, Emmett, Idaho 83617

Tel. No. _____

Source of Water: Well

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 20 (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

12/21/79

Date

Signature of Permit Holder

City of Emmett
Franklin D. Bailey
CITY ENGINEER

RECORDED

City Hall

231 S. Washington,

Emmett, ID 83617



PLACE
TEN CENT
STAMP
HERE

1105943

RECEIVED

DEC 26 1979

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 384-2215

CITY OF EMMETT, IDAHO
231 S. WASHINGTON
EMMETT, ID 83617

161494

OCTOBER 31, 1979

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-12184 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

UNRECORDED



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

December 26, 1978

Re: Permit No.'s 65-12182, 65-12183, & 65-12184

City of Emmett
231 S. Washington
Emmett, Idaho 83617

Gentlemen:

Copies of your approved Applications for Permit are enclosed and we direct your attention to the conditions of approval on the fourth pages.

The exercise of these permits 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 permits 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 permits 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,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:lr

Enc: 3

MICROFILMED

STAFF REVIEW - STATE OFFICE

- 65-12184
1. ✓ ^{mayer} Name vs. Signature
 2. W Source
 3. ✓ Point of Diversion
 4. ✓ Amnt. & Period of Use
 5. ✓ Descrip. of Diverting Wrks.
 6. 1 Time req. for Proof of B/U
 7. N/A Place of Use for other than irrig.
 8. ✓ Place of Use for irrigation (add acres)
 9. Amr Property Owner at Pt. of Div. & Pl. of Use
 10. ✓ Map
 11. 35 Fee & Rec't. No.

Copies Sent To:

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

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

Check:

Critical G.W. Area yes ✓ no

Other rights on same land claim

Withdrawals of all protests received 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 No

Priority Date 11-14-78

Water Quality #16 No

Water Quality #10 No
intrastate no interstate no

Meas. Dev. or Sc. Meas. No

Totalizing meter No

Supplemental No

Right-of-Way Cond. No

Watermaster Cond. No
Wtr. Dist No. no

Meas. Dev. Cond. for apps within a Water Dist. No

J. J. J. Reviewer
12/21/78 Date

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12184

☒ 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) 6LS 11/15/78

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) 6LS 11/15/78

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 No G.W. Platted

(10) _____

Comments: _____

(11) Y OK

Affidavit of Publication received(date) 12-12-78

(12) _____

Final date for protests 12-18-78
Protests received: yes _____ no _____

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

11-14-78 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] Date 12-19-78

I. P. G. W. T. H. E. T. C. W. R.
RECEIVED
DEC 20 1978
Department of Water Resources
12-19-78

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

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

NOVEMBER 22, 1978

Emmett Messenger-Index
Box 577
Emmett, ID 83617

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 DECEMBER 18, 1978.

Yours truly,

Sally Trinkaus
Secretary

Encl.

RECEIVED
NOV 23 1978

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:



~~65-0029~~

65-12184

CITY OF EMMETT, IDAHO

~~231 S. WASHINGTON, EMMETT, ID 83617~~

Source: GROUNDWATER

Date Filed: 11/14/1978

Amount: 0.40 CFS

Diversion Point: SENE Sec 07 T 06N R 01W, GEM Co.

Use: IRRIGATION (0.40 CFS) from 04/01 to 10/31

Place of Use: SENE Sec 07 T 06N R 01W FOR 20 ACRES

Diversion Means: WELL, PUMP, PIPELINE & SPRINKLER SYSTEM

65-12184

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 DECEMBER 18, 1978.

C. STEPHEN ALLRED

Director

Published 11/30 & 12/7/78.
