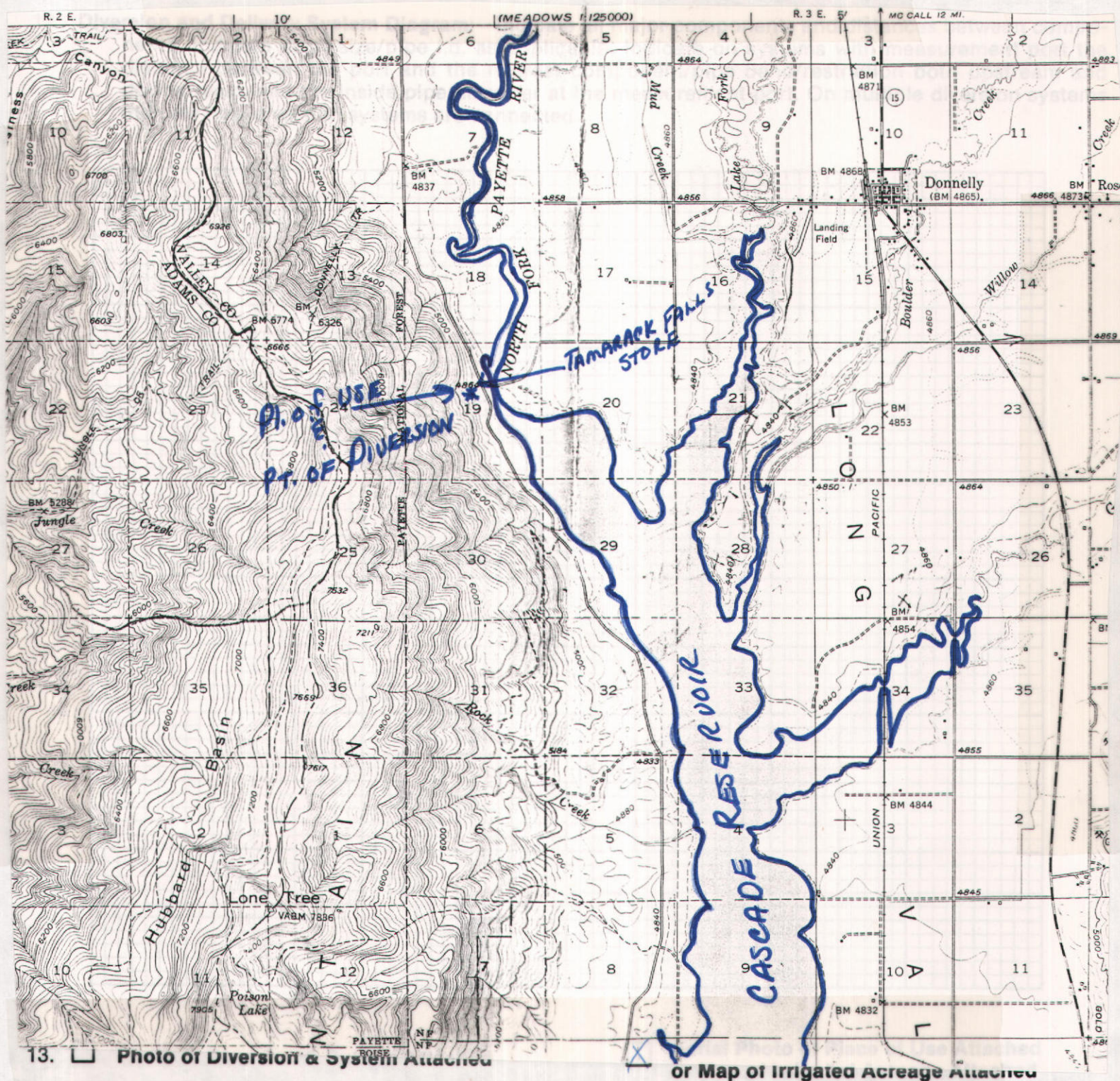


10. Other water rights on these lands NONE

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



14. Remarks _____

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Jan Grover Date 11/28/84

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination 9/27/84

Date

CONSULTANT SEAL

MICROFILMED

N 30 1987

UNITED STATES POST OFFICE

BOISE, IDAHO 83707

OFFICIAL BUSINESS

MICROFILMED

<u>POSTAGE DUE</u>
\$ <u>25</u>
<u>+</u> FORMS 3579
<u>ENCLOSED</u>



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300

Dept. of Idaho Water Resources

PUBLICATION

Statehouse

ADDRESS IN FULL

Boise, Id 83720

CITY

STATE

ZIP CODE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-12173 Priority October 30, 1978 Amount 0.02 cfs
(Late Proof)

THIS IS TO CERTIFY, that Judy &/or Glen Moldenhauer
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 65-12173 issued pursuant to Application for Permit dated October 3, 1978,
and has submitted proof to the Department of Water Resources on February 27, 1984,
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 0.02 cfs of water from an unnamed stream,
tributary to Cascade Reservoir, 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
Domestic (1 Unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.6</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 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
0.6 acre feet per year, said waters to be diverted within the SE1/4NW1/4 Section 19,
Twp 16N, Rge 3E in the County of Valley

Description and location of place of use:

Twp.	Range	Sec	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16N	3E	19								X									

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

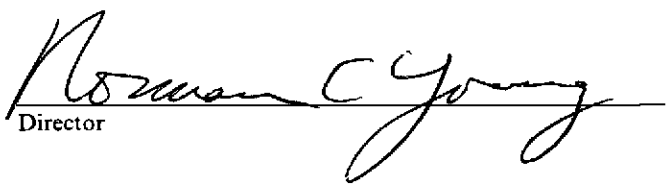
a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Use of water under this license is subject to control by the watermaster of State Water District No, 65, Payette River.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26TH day of DECEMBER, 19 86.


Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-12173)
IN THE NAME OF JUDY &/OR GLEN MOLDENHAUER)
_____)

ORDER OF REINSTATEMENT

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before November 1, 1983; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holders that the permit has lapsed for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, on November 28, 1983, the permit holders assigned all right, title and interest in and to Permit No. 65-12173 to Judy and/or Glen Moldenhauer; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-12173 be REINSTATED and the priority advanced to October 30, 1978.

Dated this 17th day of April, 1984.



L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	65-12173	Kenneth E. Mosel &/or Alice Seeley	0.02
Full Assignment		Judy &/or Glen Moldenhauer	0.02

MICROFILMED

State of Idaho
Department of Water Resources

RECEIVED
NOV 28 1983

ASSIGNMENT OF PERMIT

Kenneth E. Mosel &/or
I, Alice Seeley, hereby assign to Judy &/or Glen Moldenhauer
of 4011 Chicago Avenue, Nampa, ID 83651
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 65-12173
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 28th day of November, 19 83.

Alice M. Seeley
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Ada) ss.

On this 28th day of November, 19 83, personally
appeared before me the signer ~~of~~ of the above instrument, who duly acknowledged to me
that ~~she~~ (she) ~~(she)~~ executed the same.

seal

Lyle Glen Saxton
Notary Public residing at
Boise, Idaho

My commission expires:
life

OK
RW
12/13/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

Kenneth E. Mosel &/or Alice Seeley

1. Name of applicant KENNETH E. MOSEL Phone 336-4597

Post office address PO Box 7354 Boise, Idaho 83767

2. Source of water supply UNNAMED stream which is a tributary of Cascade Reservoir

3. Location of point of diversion is SE. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of Section 19 Township 16 N

Range 3E B.M. VALLEY County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 102 for DOMESTIC purposes from JAN 1 to DEC 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. 102 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. PIPELINE

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 JAN 1 to DEC 31 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: SE. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of Section 19 Township 16 N
Range 3E 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 DOMESTIC LINE Household or number of families to be supplied with domestic water 1.

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

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above.

None

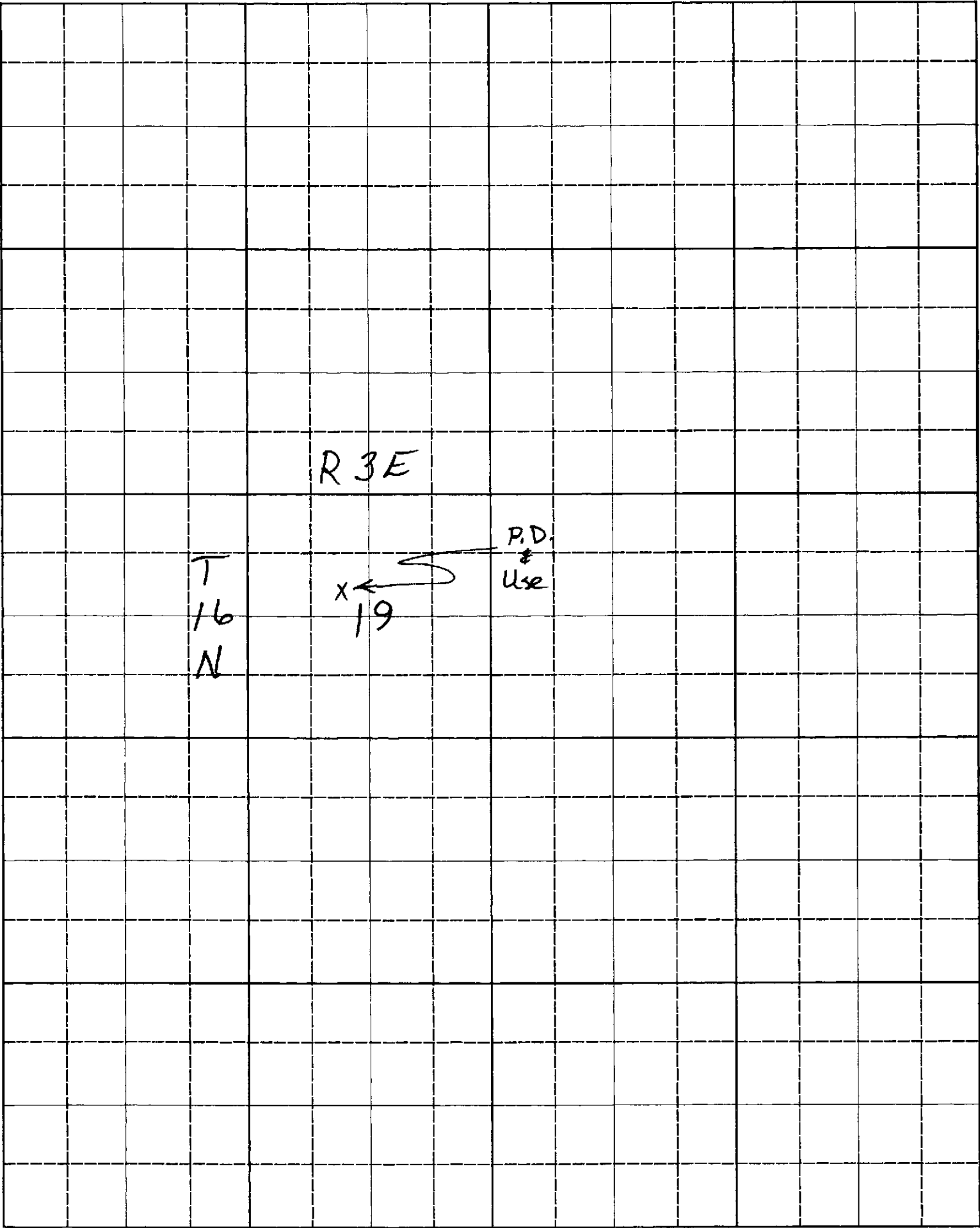
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks Replaces lapsed Permit 65-7054.

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.

Glenn Seeley
Denneth E. Moser
(Applicant)

Proposed Priority 10-3-78

Received by S Date 10/03/78 Time 12:00 Noon

Preliminary check by 6LS Fee \$ 20.00 # 12447

Received by S Date 10/03/78

Publication prepared by st Date 10-12-78

Published in The Star News

Publication dates 12-8-78 # 121/78

Publication approved st Date 11-7-78

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS

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. 65-12173, 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 November 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Use of water under this permit is subject to control by the watermaster of State Water District No. 65, Payette River.

Witness my hand this 13 day of November, 19 78.

L. Glen Sayton

Chief, Operations Bureau

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO]
]ss.
 County of Valley]

Michael Parfit, being first duly sworn, deposes and says: That he is the publisher 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 advertisement, a copy of which is hereto attached, 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 October 19, 1978, and ended October 26, 1978.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 26 day of October, 1978.

Robert D. Parfit Notary Public.

My commission expires Aug. 1, 1981.

Public Notices

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:

65-12173
 Name. MOSEL, KENNETH E.
 SEELEY, ALICE
 Address: P.O. Box 7254, Boise,
 ID 83707
 Source: UNNAMED
 STREAM tributary to CAS-
 CADE RESERVOIR
 Date Filed: 10-03-1978
 County: VALLEY
 Amount: 0.02 CFS
 Point of Diversion: SENW S19
 T16N R03E
 Use: DOMESTIC from 01-01 to
 12-31
 Place of Use SENW S19 T16N
 R03E
 Means: PIPELINE

65-12174
 Name. WATER USERS
 ASSOCIATION
 Address. SEC ROMA LOU
 DRAGOO, ROUTE 1, CALD-
 WELL, ID 83605
 Source: UNNAMED
 STREAM tributary to LAKE
 FORK CREEK
 Date Filed: 10-10-1978
 County: VALLEY
 Amount: 0.10 CFS
 Point of Diversion. NWNE S33
 T17N R03E
 Use: IRRIGATION from 04-15
 to 10-15
 Place of Use: SWNE S33 T17N
 R03E FOR 5 ACRES
 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 83705 on or before NOVEMBER 6, 1978.

C. STEPHEN ALLRED-
 Director
 Published in the The Star
 News on OCTOBER 19, 1978 and
 OCTOBER 26, 1978.

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO]
]ss.
County of Valley]

Michael Parfit, being first duly sworn, deposes and says: That he is the publisher 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 advertisement, a copy of which is hereto attached, was published in said newspaper once a week for 72 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 October 19, 1978, and ended October 26, 1978.

Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 26 day of October, 1978.

Robert Parfit Notary Public.

My commission expires Aug 1, 1981.

Public Notices

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:

65-12173

Name: MOSEL, KENNETH E.
SEELEY, ALICE
Address: P.O. Box 7254, Boise,
ID 83707

Source: UNNAMED
STREAM tributary to CAS-
CADE RESERVOIR

Date Filed: 10-03-1978

County: VALLEY

Amount: 0.02 CFS

Point of Diversion: SENW S19
T16N R03E

Use: DOMESTIC from 01-01 to
12-31

Place of Use: SENW S19 T16N
R03E

Means: PIPELINE

65-12174

Name: WATER USERS
ASSOCIATION
Address: SEC. ROMA LOU
DRAGOO, ROUTE 1, CALD-
WELL, ID 83605

Source: UNNAMED
STREAM tributary to LAKE
FORK CREEK

Date Filed: 10-10-1978

County: VALLEY

Amount: 0.10 CFS

Point of Diversion: NWNE S33
T17N R03E

Use: IRRIGATION from 04-15
to 10-15

Place of Use: SWNE S33 T17N
R03E FOR 5 ACRES

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 83705 on or before NOVEMBER 6, 1978.

C. STEPHEN ALLRED
Director

Published in the The Star
News on OCTOBER 19, 1978 and
OCTOBER 26, 1978.

*March 1978
OK
11-7-78
JH*

MICROFILMED



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

December 31, 1986

RE: Permit No. 65-12173

Judy &/or Glen Moldenhauer
4011 Chicago Ave.
Nampa, ID 83651

Dear Mr. and Mrs. Moldenhauer:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

RECEIVED

JAN 30 1987

License

Date 12-5-86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

MAR 18 1986

69-12173
Permit No

Department of Water Resources

1. Measurement Calculations

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

N/A

- b) Volume Calculations for Irrigation:

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

- c) Volume Calculations for Other Uses:

DOMESTIC - IN HOUSE ONLY - 0.6 AFA ✓

2. Overlap Review

- a) Other water rights with same place of use: NONE

- b) Other water rights with same point of diversion: NONE

- c) Analysis:

RECEIVED

JAN 30 1987

RECEIVED

MAR 18 1986

Department of Water Resources

Permit No. 62-12123

Phone No. 466-5804

1. Owner: GLENY JR. JUDY MCLOENHAUER Permit No. 02 12125
Current Address: 4011 CHICAGO AVE., NAMPA, ID 83651 Phone No. 406-5804
2. Accompanied by: N/A EXAM. DATE: 9/27/84
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: UNN. STREAM tributary to CASCADE RES.

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GRAVITY FLOW				

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. **System Description** (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

4" PVC PIPE IN CREEK w/ SCREEN GRAVITY FLOWS TO WOODEN CATCH BOX (COVERED). 1" PVC PIPELINE DOWN APPROX. 50' UNDERGROUND TO HOLE.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements ☐ Additional data/computation sheets attached

NONE MADE.

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

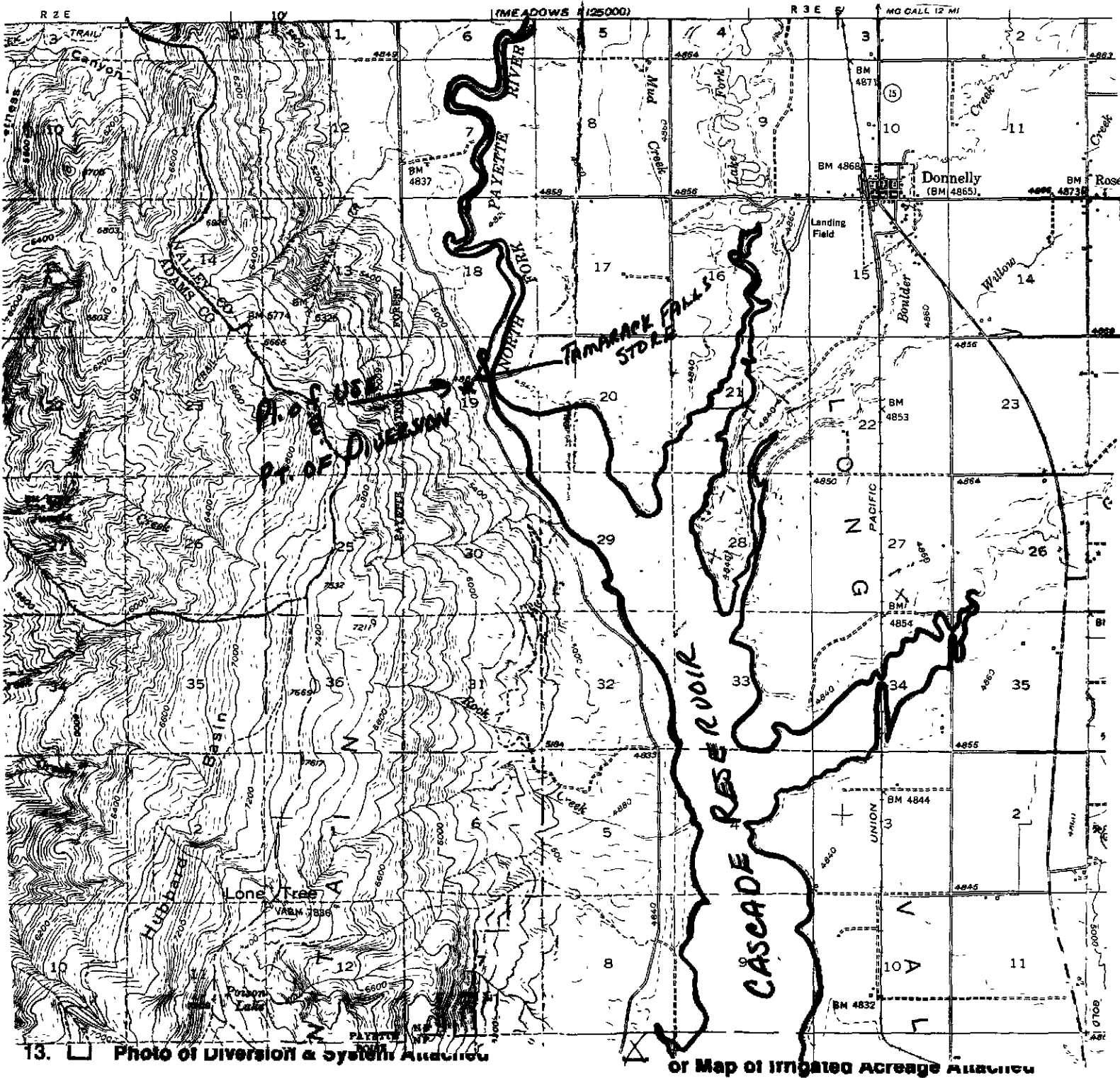
[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[illegible]

10. Other water rights on these lands NONE

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



13. ☐ Photo of Diversion & System Analysis

☐ or Map of Irrigated Acreage Analysis

14. Remarks

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature

Jan Gower

Date 11/28/84

Consultant's License Number

IDWR Director's Authorization to Conduct

Beneficial Use Examination

9/27/84

Date

CONSULTANT SEAL

Michael

NOV 30 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MAY 5, 1984

GLENN MOLDENHAUER
4811 CHICAGO
NAMPA

ID 83651

RE: Permit No. 65-12173

Dear Permit Holder:

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

Enclosed please find a copy of an order involving your 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

Enclosure

MICROFILMED

JAN 30 1987

^ALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 65-12173

DATE: 4-12-1984

Date proof received

332

* Nov 28, 1983

Proof due

-305

Nov. 1, 1983

Number of day proof late

27

Priority date

+376

Oct 3, 1978

New priority date

303

Oct 30, 1978

Remarks: * Date assignment received. Permit lapsed from Nov. 1 to the time the assign. was received Nov. 28. From that time the dept. stopped lapsing the permit and gave the new permit holders an opportunity to submit proof without further penalty.

MICROFILMED

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. 65-12173

Name(s) of Permit Holder: Glenn or Judy Moldenhauer

Post Office Address: 4011 Chicago

Permit Id 83651 Tel No 466-5804

Source of Water Unnamed Stream - Tributary Cascade
 Extent of Use: ☒ Domestic 1 (number of households) Reservoir
☐ 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

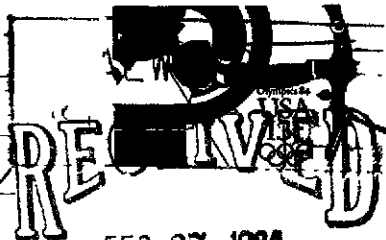
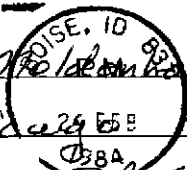
2/23/84
 Date

Glenn W. Moldenhauer
 Signature of Permit Holder

Glenn M. Moldenauer

4011 Childers

Nampa, Id 83651



FEB 27 1984

RECEIVED



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

February 22, 1984

CERTIFIED MAIL

#138466

Judy and/or Glen Moldenhauer
4011 Chicago Avenue
Nampa, ID 83651

Dear Mr. and Mrs. Moldenhauer:

Re: Permit No. 65-12173

This office acknowledges receipt of the assignment conveying the above-referenced permit to you. The assignment has been entered into the Department's records. A copy of the permit is enclosed for your records.

The permit lapsed on November 1, 1983 until the time of the assignment. Your permit cannot be reinstated unless you submit the statement of beneficial use postcard or submit an extension of time request showing reasonable cause for delay by April 1, 1984. Either the completed postcard or the extension request must be received by this office within the time period indicated or the permit will continue lapsing and will no longer be of any force or effect.

A statement of beneficial use postcard and a request for extension of time form are enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request and that only one extension of time can be granted unless the project has not been completed because of lack of necessary approval by a governmental agency or by litigation.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

ENCLOSURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MOSEL, KENNETH E.
P.O. BOX 7254
BOISE, ID 83707

LAPSE NOTICE

NOVEMBER 04, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 65-12173 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED AUGUST 31, 1983.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. Glen Saxton

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Boise, Idaho 83720

Department of Water Resources

MPB 54 771946N1 11/19/83

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MOSEL, KENNETH E.
P.O. BOX 7254
BOISE, ID 83707

Alice Seeley
9460 Chadwick Dr.
Boise, ID 83704

LAPSE NOTICE

NOVEMBER 04, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 65-12173 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED AUGUST 31, 1983.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

RF

CERTIFICATION OF MAILING

I hereby certify that on 4-18-1983
a copy/original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Rita Flick

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM

Pete Fleck

TO

File 65-12173

SUBJECT

Returned B/A Notice

DATE *10-11-1983*

*The Valley County Assessor's office shows
no address for Kenneth Moeel but one
for Alice Seely:*

*9460 Chadwick Dr
Boise, Id 83704*

MICROFILMED

[Signature]
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

3

SEP 11 1983
DEPT. OF WATER RESOURCES

138966

MUS 54 77074600 09707733

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

CLAIM CHECK
NO.

☐ HOLD

DATE

1983

1ST NOTICE

2ND NOTICE

RETURN

1 from
3849-A
3

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

MOSEL, KENNETH E.
P.O. BOX 7254
BOISE, ID 83707

138966

PROOF DUE NOTICE

AUGUST 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-12173 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1983. (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

ENCLOSURE

CLOSURES

UNITED STATES POST OFFICE

BOISE, IDAHO 83707

OFFICIAL BUSINESS



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300

POSTAGE DUE

\$ 25

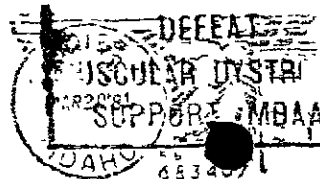
FORMS 3579

ENCLOSED

PUBLICATION Department of Value Under Review
Statehouse
ADDRESS IN FULL Billings, Md 83727
CITY Billings, Md STATE Id ZIP CODE 83727

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

PRESORTED
FIRST-CLASS



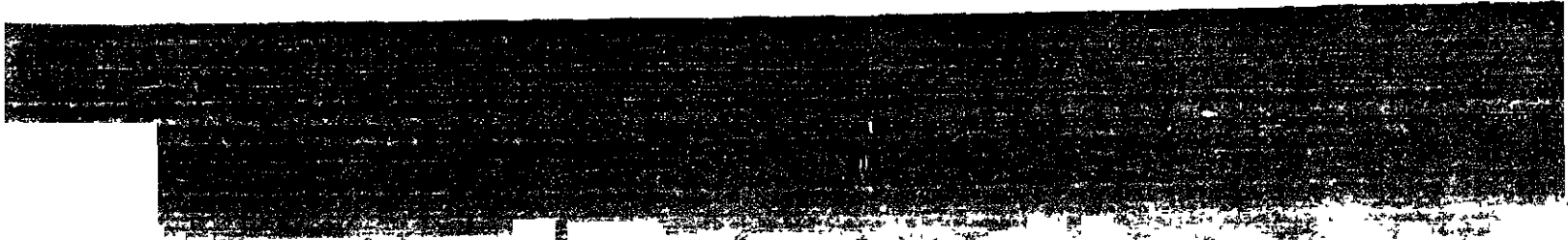
Kenneth & Evelyn Mosel
~~Box 7254~~
Boise, Idaho 83707

APR 2 1981

Postmark: Boise, Idaho

file
65-12173
65-7054

Not at
this
address





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

November 14, 1978

Re: Permit No 65-12173

Kenneth E. Mosel
&/or Alice Seeley
P.O. Box 7254
Boise, Idaho 83707

Dear Mr. Mosel and Ms. Seeley:

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

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

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

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

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:lr

Enclosures

MILBURN



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

November 14, 1978

Re: Permit No. 65-12173

Kenneth E. Mosel
&/or Alice Seeley
P.O. Box 7254
Boise, Idaho 83707

Dear Mr. Mosel and Ms. Seeley:

Your approved copy of your Application for Permit is enclosed and 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,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

RECEIVED BY MAIL

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. B.W. Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 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. App Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 20.00 Fee & Rec't. No.

Copies Sent To:

<u>00</u> Idaho Health Department	<u>00</u> U.S.F.S.
<u>1</u> Idaho Fish & Game Dept.	<u>1</u> Dept. of Lands
<u>1</u> Bureau of Land Management	<u>1</u> Other

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

Check:

Critical G.W. Area yes V no

Other rights on same land 65-7054 - LAPSED

4 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 Yes

Priority Date 10/3/78

Water Quality #16 No

Water Quality #10 No
intrastate interstate

Meas. Dev. or Sc. Meas. No

Totalizing meter No

Supplemental No

Right-of-Way Cond. No

Watermaster Cond. Yes
Wtr. Dist No. 63

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

Jim
Reviewer
11/9/78
Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12173

☒ 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 10/8/78

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 10/8/78

In form for advertising (Star News)

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. 65

(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) W 11-2-78

Affidavit of Publication received (date) 10-31-78

(12) _____

Final date for protests 11-6-78
Protests received: yes _____ no X

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

10-3-78 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 11-2-78

*I.P. Potter
Payette River letter
Basin 65 w.m. condition*
RECEIVED
NOV 08 1978

Department of Water Resources

65-12173

Name: MOSEL, KENNETH E.
SEELEY, ALICE

Address: P.O. BOX 7254, BOISE, ID 83707

Source: UNNAMED STREAM tributary to CASCADE RESERVOIR

Date Filed: 10/03/1978

County: VALLEY

Amount: 0.02 CFS

Point of Diversion: SENW 519 T16N R03E

Use: DOMESTIC from 01/01 to 12/31

Place of Use: SENW 519 T16N R03E

Means: PIPELINE

MICROFILMED