

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-12150 Priority July 19, 1978 Amount .04 cfs

THIS IS TO CERTIFY, that DAVID K. &/or NETTIE M. ALLEY
of Garden Valley, Idaho, has complied with the terms and conditions of Permit
No. 65-12150 issued pursuant to Application for Permit dated July 19, 1978,
and has submitted proof to the Department of Water Resources on August 15, 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 .04 cfs of water from a spring,
tributary to Payette River, Middle Fork, 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 January 1 to December 31	at .04 cfs	and 1.2 acre feet
	from	at	cfs and
	from	at	cfs and
	(both dates inclusive)		

Subject, however, to the condition that no more than .04 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
1.2 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, Twp. 10N,
Rge. 4E, B.M. in the County of Boise

Description and location of place of use:

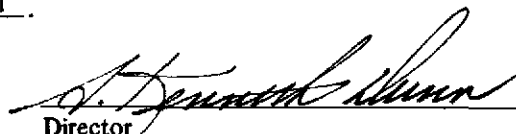
Twp.	Range	Sec.	Section												Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
10N	4E	34													

Total number of acres irrigated _____

NOTE: 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.

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 24 day of
July, 19 81.


Director

State of Idaho
Department of Water Resources

RECEIVED
AUG 15 1979
Department of Water Resources

ASSIGNMENT OF PERMIT

William H. and/or
I, Nettie M. Thompson, hereby assign to David K. and/or Nettie M. Alley
of Garden Valley, Idaho 83622
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 65-12150
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 15th day of August, 19 79.

Nettie M. Thompson
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Ada) ss.

On this 15th day of August, 19 79, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Peter Bendish
Notary Public residing at
Boise, ID

My commission expires:
3/8/80

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNED TO:

APPLICATION FOR PERMIT **APPROVED**

David K. &/or
Nettie M. Alley
Garden Valley, ID 83622

To appropriate the public waters of the State of Idaho

1. Name of applicant William H. &/or Nettie M. Thompson Phone _____

Post office address Star Route Box 35, Garden Valley 83622

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34 Township 10N

Range 4E 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 _____ 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. .04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____
collection tank and 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 _____ 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 1 years (minimum 1 year — maximum 5 years). (Estimated cost \$1200)

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34 Township 10N

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.

(5) If water is to be used for other purposes describe: none

REPRODUCED

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. _____

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

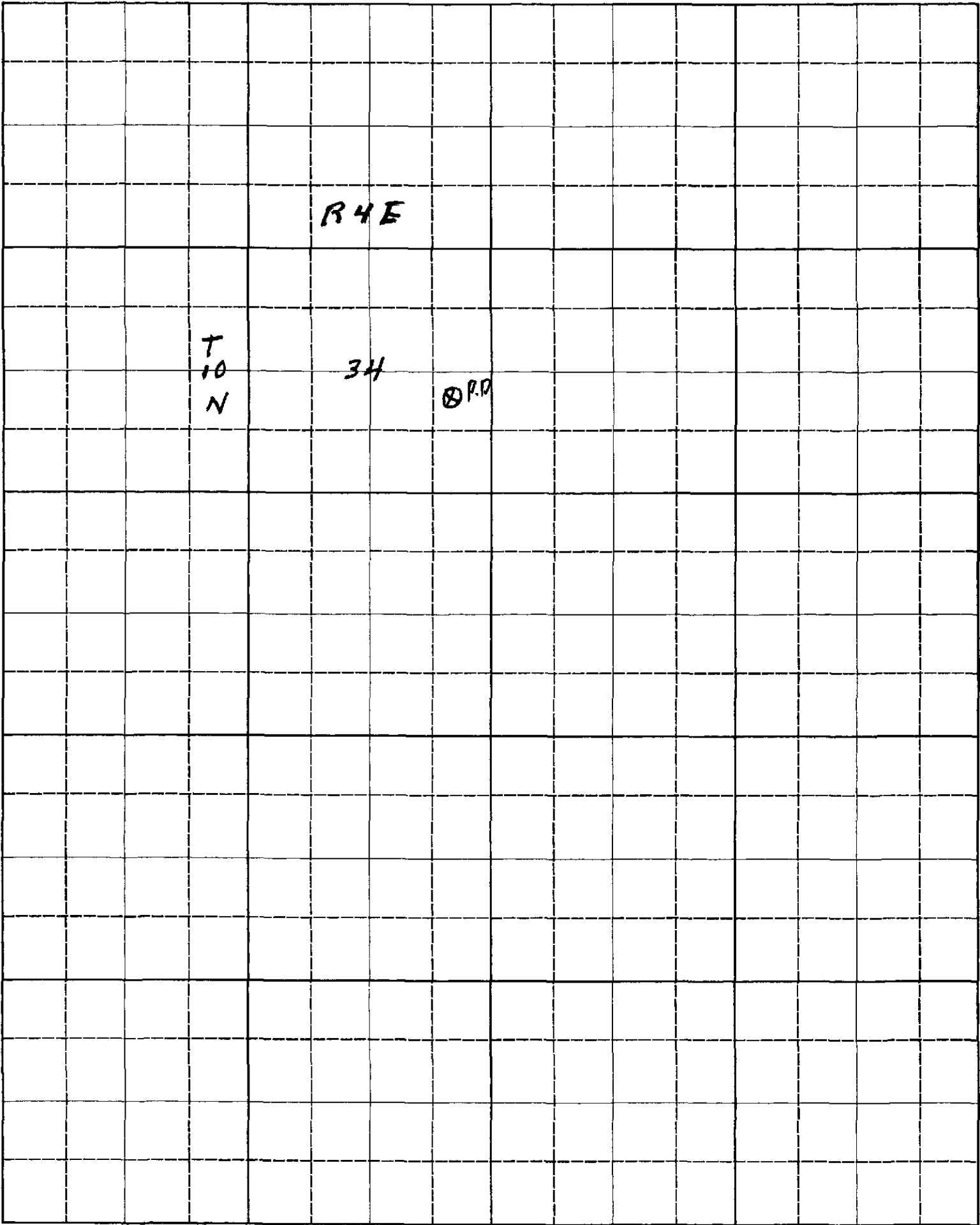
b. Who owns the land to be irrigated or place of use applicant

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 _____

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins or other markings on the paper.

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.

William H. Thompson
(Applicant)

Proposed Priority 7/19/78
Received by 9KN Date 7/19/78 Time 1:30 PM
Preliminary check by CLS Fee \$ 20 # 11170
Receipted by 9KN Date 7/19/78
Publication prepared by Sub. Date 7-21-78
Published in Ida World
Publication dates 7-28 + 8-4-78
Publication approved 8-14-78 Date DT
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS g

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. 65-12150, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 79.
- 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 30 th day of August, 19 78.

A. Glen Saylor
Chief, Operations Bureau

STATE OF IDAHO,
County of Boise

Sherry Archer being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho, that said paper has been and is in general circulation in the county aforesaid, and in the vicinity 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 during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

July 28, 1978, and ending with the issue of August 4, 1978.

Sherry Archer

Subscribed and sworn to before

me this 9th day of Aug. 1978.

Robert J. Huffield
Clerk District Court
John Lansing
Deputy

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:

65-12150

Name: WILLIAM H. &/OR NETTIE M. THOMPSON
Address: Star Route Box 35 Garden Valley, ID 83622
Source: spring
Date Filed: 7-19-78
County: Boise
Amount: 0.04 cfs
Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34 T10N R4E B M.
Use: domestic purposes from Jan 1 to Dec 31

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34 T10N R4E B M.

Means: tank and pump

65-12153

Name: RALPH W. CROWELL
Address: Rt. 1 Box 39 Stanfield, OR 97875

Source: S.F. Payette River

Date Filed: 7-20-78

County: Boise

Amount: 0.04

Point of Diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T9N R9E B.M.

Use: mining purposes from June 1 to Sept 1

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 16 T9N R9E B.M.

Means: pump and pipeline

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 83703 on or before August 14, 1978.

C. STEPHEN ALLRED

Director

Published in THE IDAHO WORLD, Idaho City, Idaho 83631 on July 28, and August 4, 1978.

8-14-78
J.K.
[Signature]

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~XXXXXXXXXXXX~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

July 28, 1981

David & Nettie Alley
Garden Valley,
Idaho 83622

Dear Mr. & Mrs. Alley,

RE: Permit No. 65-12150

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

T
10
N

34

R4E

P.D.
50

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

Point(s) of diversion: N E S E Sec 34 T10N R4E

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

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

Date 5/12/80

Date 5/23/80

Date 7/17/81



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

September 10, 1979

David K. or Nettie M. Alley
Garden Valley,
Idaho 83622

RE: Permit No. 65-12150

Dear Mr. and Mrs. Alley:

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

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. 65-12150

Name(s) of Permit Holder: David K. or Nettie M. Alley

Post Office Address: Garden Valley, ID 83622

Source of Water: spring

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.

Aug/15/79
Date

Nettie M. Alley
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

AUG 15 1979



Department of Water Resources

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

August 22, 1979

David K. or Nettie M. Alley
Garden Valley,
ID 83622

Dear Mr. & Mrs. Alley:

RE: Permit No. 65-¹²¹⁵⁰~~122150~~

This is to acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed accordingly.

Enclosed for your records is a copy of the permit. Please note the conditions of approval on the fourth page.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rr

Enclosure



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

June 29, 1979

101104

William H. and/or Nettie M. Thompson
Sun Route Box 35
Garden Valley, ID 83882

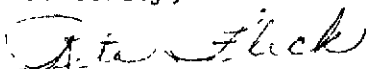
Dear Mr. Thompson:

One of the conditions of approval of your water Permit No. 65-10150 was that evidence of the extent of development must be submitted to this office on or before September 1, 1979. (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

MICROFILMED



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 31, 1978

Re: Permit No. 65-12150

William H. &/or Nettie M. Thompson
Star Route, Box 35
Garden Valley, ID 83622

Dear Mr. and Mrs. Thompson:

Your approved copy of Application for Permit No. 65-12150 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.

MICROFILMED

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

65-12150

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. SQR 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. ✓ 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 Fee & Rec't. No. 7/19/78
12. correct ad

Copies Sent To:

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

Dam Safety Information _____ (Goes to Permit Section)

Check:

Critical G.W. Area _____ yes ✓ no

Other rights on same land N/A

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 7/19/78

Water Quality #16 N/A

Water Quality #10 A
intrastate _____ interstate _____

Meas. Dev. or Sc. Meas. ✓

Totalizing meter N/A

Supplemental A

Right-of-Way Cond. ✓

Watermaster Cond. yes

Wtr. Dist No. 65

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

Jim

Reviewer

8/21/78

Date

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12150

☒ 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 7/20/78

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 7/20/78

In form for advertising

(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) st 8-14-78

Affidavit of Publication received (date) 8-11-78

(12) _____

Final date for protests 8-14-78
Protests received: yes _____ no ✓

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

16 _____ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W

By [Signature] Date 8/16/78

I. P. letter
sin 65 W.M. condition
RECEIVED
AUG 18 1978
Department of Water Resources
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 ~~August 14, 1978~~.

C. STEPHEN ALLRED

Director

Published in the ~~Idaho World~~
on ~~July 28, 1978~~ and ~~August 4, 1978~~.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

July 21, 1978

RE: Application for Water right Nos.

Ralph W. Crowell 65-12153
Wm. &/or Nettie Thompson 65-12150

The Idaho World
Box 220
Idaho City, ID 83631

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. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct,
that the amount claimed is legally due after allowing all just
credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office
before August 14, 1978.

Sincerely,

RITA FLECK
Secretary

P.S. THERE IS 1 LEGAL NOTICE FOR THE 2 APPLICATIONS ENCLOSED.

MICROFILMED

~~65-12150~~

Name: WILLIAM H &/OR NETTIE M. THOMPSON

Address: Star Route Box 35 Garden Valley, ID 83622

Source: spring

Date Filed: 7-19-78

County: Boise

Amount: 0.04 cfs

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34 T 10N R 4E B.M.

Use: domestic purposes from Jan 1 to Dec 31

Place of Use: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 34 T 10N R 4E B.M.

Means: tank and pump

MICROFILMED