

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

T
10
N

13

P.D.
* MINAYETTE R.

Scale: 2 inches equal 1 mile

R 4 E

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.

John H. Hartung
(Applicant)

STATE OF IDAHO,
County of Boise

Hannaford being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; that said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity of Idaho City; that the
advertisement, a copy of which is
hereto attached, was published in
said newspaper once a week for

2 consecutive weeks in
the entire and regular issue of
every number of said paper dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

Sept. 30, 197*7* and end-
ing with the issue of *Oct. 7*

197*7*

Subscribed and sworn to before
me this *7th* day of *Oct*, 197*7*

Robert J. Fairfield
Clerk of Dist Court

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that John
H. &/or Betty Hartwig, 2110 Iowa
St., Caldwell, Idaho 83605 has on
September 13, 1977 submitted
Application No. 65-7970 for a permit
to appropriate 0.04 cubic feet per
second of water from Middle Fork
Payette River by means of pump
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13 T10N
T4E B.M., County of Boise to be used
from January 1 to December 31
for domestic purposes within the
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 13 T10N R4E.

If issued, this permit will be subject
to all prior water rights. Protests
against the granting of the permit
must be filed with the Director of
the Idaho Department of Water
Resources, 92 South Cole Road,
Boise, Idaho 83705 on or before
October 17, 1977.

C. STEPHEN ALLRED
Director

Published in THE IDAHO WORLD,
Idaho City, Idaho 83631 on September
30, and October 7, 1977.

OK
10-17-77
H

RECEIVED

OCT 11 1977

Department of Water Resources
Western Regional Office

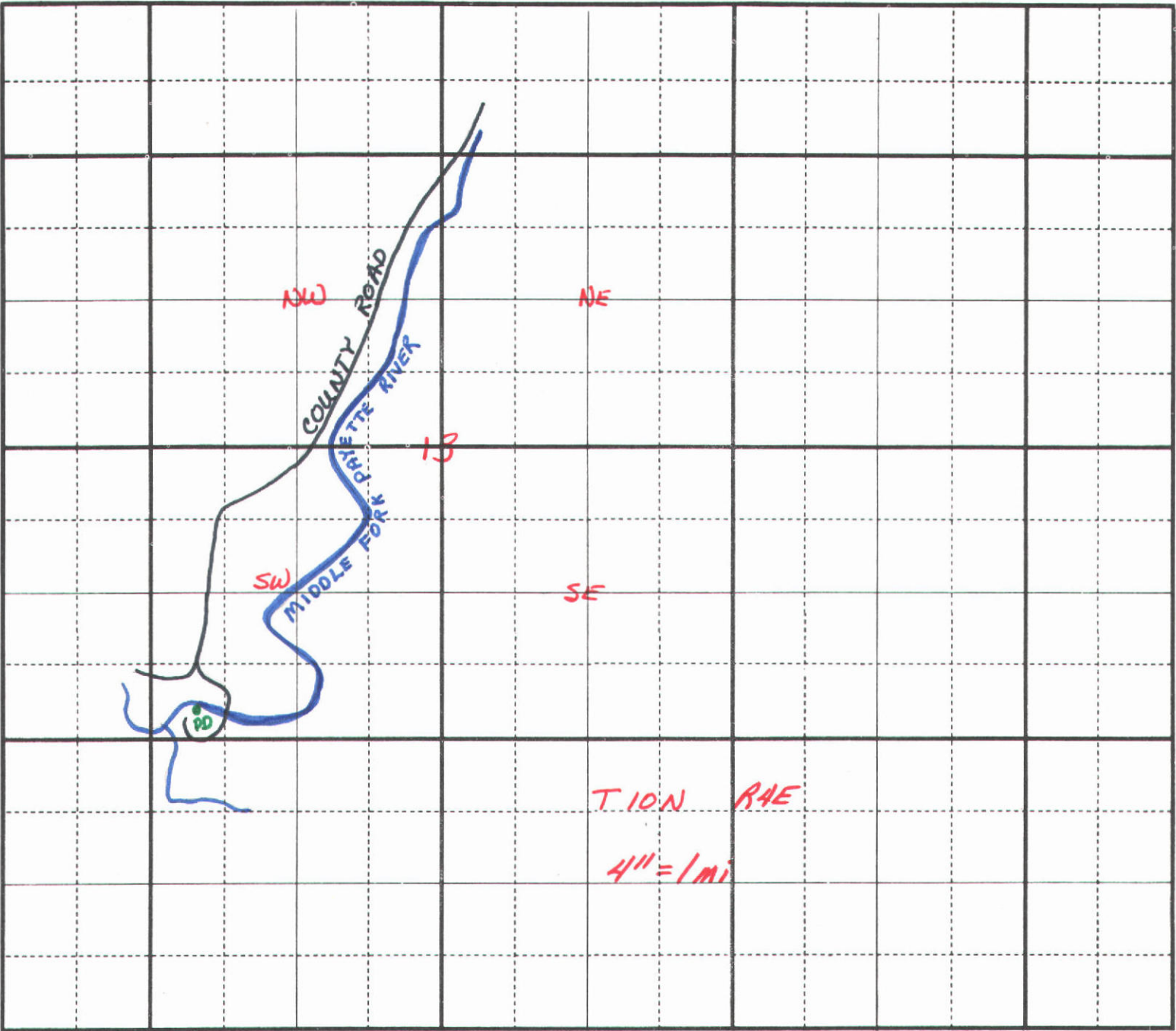


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7970 Priority September 13, 1977 Amount 0.04 cfs

THIS IS TO CERTIFY, that JOHN H. &/or BETTY HARTWIG
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 65-7970 issued pursuant to Application for Permit dated September 13, 1977,
and has submitted proof to the Department of Water Resources on October 14, 1978,
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 0.07 cfs of water from Middle Fork Payette River,
tributary to Payette River, 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>Domestic</u>	<u>from January 1 to December 31</u>	<u>at 0.04 cfs</u>	<u>and 1.2 acre feet</u>
	<u>from</u>	<u>cfs</u>	<u>and</u>
	<u>from</u>	<u>at</u>	<u>cfs</u>

Subject, however, to the condition that no more than 0.04 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 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 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Twp. 10N,
Rge. 4E, B.M., in the County of Boise

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				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 $\frac{1}{4}$	
10N	4E	13													

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 31 day of
August, 19 79.

Director

Identification No. _____

Application No. 65-7970

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant John H. &/or Betty Hartwig Phone: 459-4558
post office address 2110 Iowa St., Caldwell, ID 83605
- 2 Source of water supply Middle Fork Payette River which is a tributary of _____
- 3 a Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 13 Township 10N
Range 4E B M Boise County; additional points of diversion if any: _____

- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
- 4 Water will be used for the following purposes:
Amount .04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose 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. $\frac{1}{2}$ H.P. pump in river with 3/4" hose to lot.

- b Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir capacity _____ acre feet, materials used in storage dam. _____
Period of year during which storage will occur _____ to _____ inclusive
(Mo Day) (Mo Day)
- c Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years
b Estimated construction cost is \$ 200.00
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 13 Township 10N
Range 4E B M _____
(2) Amount of power to be generated _____ hp 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 _____

APPROVED

Remarks

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

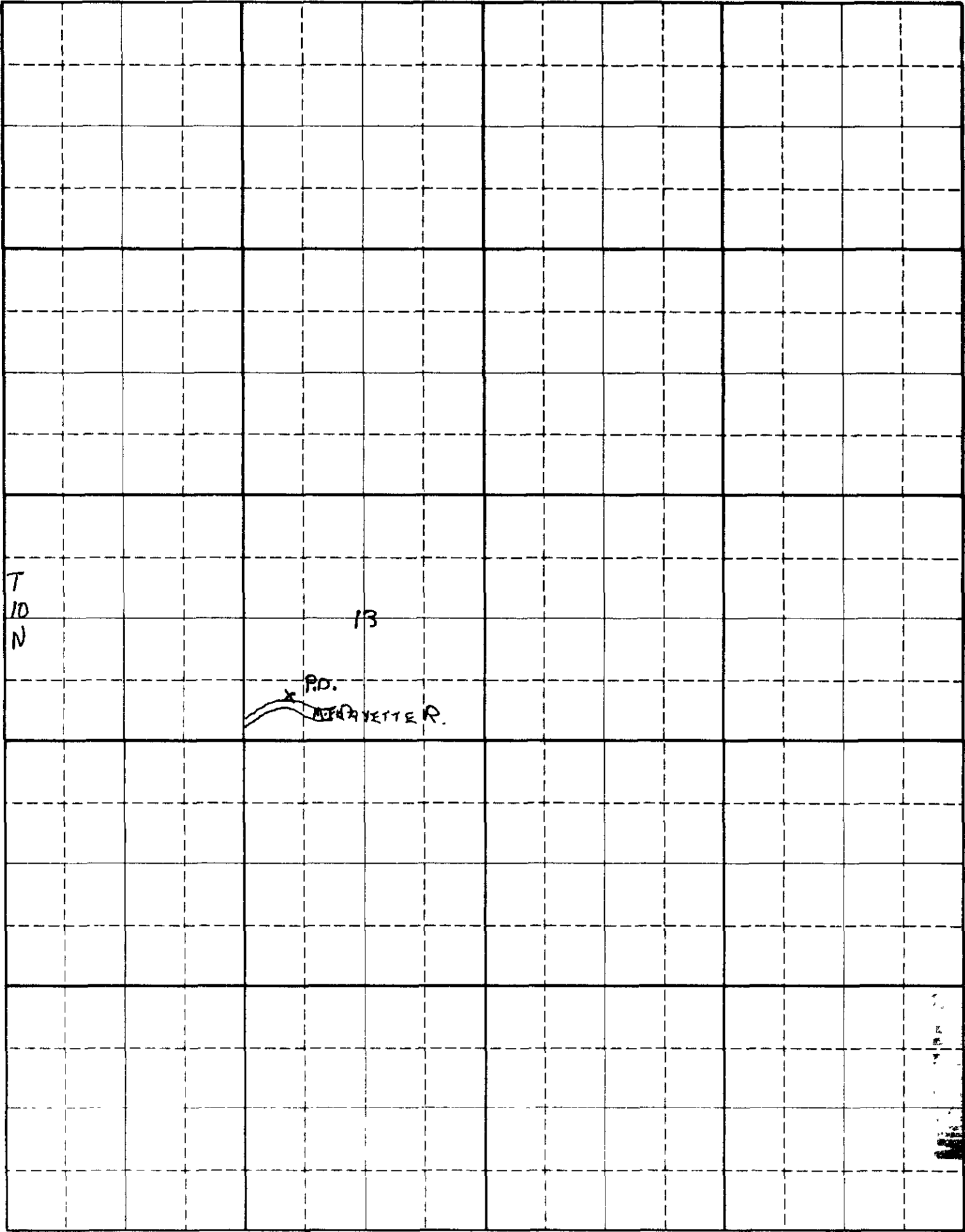
1980 AUG 14 AM 11 40

~~DO NOT WRITE IN THESE SPACES~~

6. *Journal of the American Medical Association*, 2000; 284: 2689-2695.

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

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 R 4 E

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

John H. Hartung
(Applicant)

Proposed Priority 9/13/77

Received by gcl Date 9/13/77 Time 3:15 PM

Preliminary check by WHA Fee \$ 10.00 # 8304

Receipted by gcl Date 9/13/77

Publication prepared by WHA Date 9-23-77

Published in Idaho World

Publication dates Sept 30 + Oct 7

Publication approved WHA Date 10-17-77

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by WHA

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. 65-7970, 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 December 1, 19 78.

c Other _____

2 Denial of said application is for the following reasons: _____

Witness my hand this 8 day of November 19 77.

W. H. H. H. H. H.
Deputy Director

STATE OF IDAHO,
County of Boise

Harmon Reed being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; that said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity of Idaho City; that the
advertisement, a copy of which is
hereto attached, was published in
said newspaper once a week for

2 consecutive weeks in
the entire and regular issue of
every number of said paper dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

Sept. 30, 1917 and end-
ing with the issue of Oct. 7

1917

Subscribed and sworn to before
me this 7th day of Oct, 1917

Robert J. Tarfield
Clerk of Dist Court

OK
10-17-17
H



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

September 11, 1979

John & Betty Hartwig
2110 Iowa St.
Caldwell, Idaho 83605

Dear Mr. & Mrs. Hartwig,

RE: Permit No. 65-7970

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

40

1. Name of permit holder John H. Ten Derry Nantwig
Post office address 2110 Iowa St., Caldwell, ID 83605 Phone 459-4558
Person to contact _____ Phone _____

3 Water will be used for the following purposes:

Other uses: _____

Permit No. 65-7970
Examination for 6/14

Max Rate of Diversion .04 cubic feet per second and annual volume _____ AF/Annum.

Township 10 N, Range 4 E, B.M., Section 13, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Boise County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: 1/2 HP pump in river w/ 3/4" hose to lat

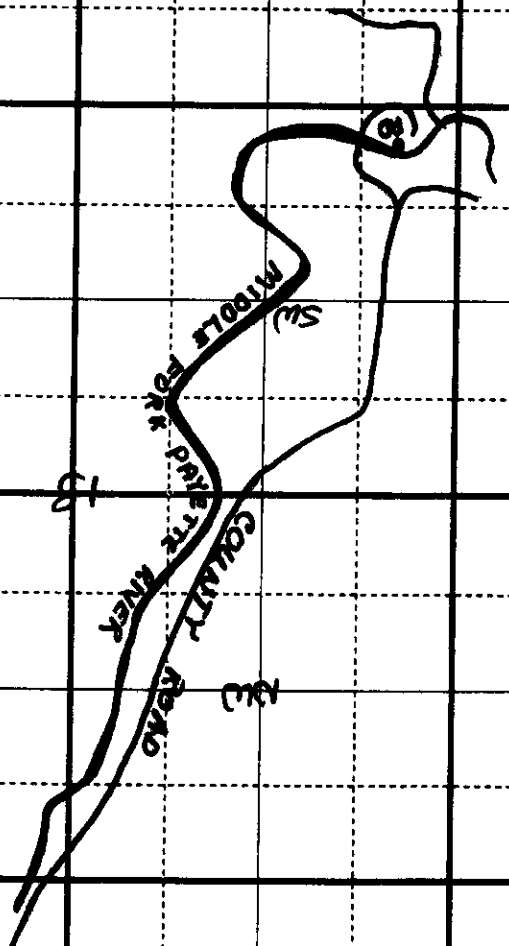
Measuring device required: yes ☐ no ☒

6 Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE** _____

Diagram of System

TION RYE
4" = 1 MI



DATE OF EXAM 8/7/79

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= _____ AF/Ann. from 1-1 to 12-31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured .07 cfs Method of measurement CALCULATED

Total Q recommended .04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other ☒ _____
None _____

MEASUREMENT CALCULATION:

$Q = \frac{HP \times \eta_a \times C}{L + HEAD} = .07 \text{ cfs}$

$HP = 1 \quad C = 8.8$
 $\eta_a = .8 \quad L = 5' \quad HEAD = 92.27'$

SYSTEM DESCRIPTION:

1 1/2" hose with screened end in river - 1 HP pump mounted on concrete - mfg # C48L2DB11A6

REMARKS.

Examiner's Signature Linda Sue Johnson Date 8/14/79

Checked by DBS Date 8/16/79

Approved by _____ Date _____



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 5, 1978

John H. &/or Betty Hartwig
2110 Iowa Street
Caldwell, ID 83605

Dear Mr. and Mrs. Hartwig:

Re: Permit No. 65-7970

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Boise.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

1. a) Name of permit holder John H. &/or Betty Hartwig

b) Post office address 2110 Iowa Street, Caldwell, Idaho 83605

2. Permit number 65-7970

3. Date of priority that you are prepared to establish September 13, 1977

4. a) Source from which water was appropriated Middle Fork Payette River

b) Location of the point of diversion: SW 1/4 SW 1/4, Section 13

Township 10N, Range 4E Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 0.04 for domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated 0.04 cfs and/or acre-feet per annum.

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
none made

6. If the means of diversion and conveyance are owned by someone other than the permit holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement of understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):

1 H.P. pump & hose from River to place of use

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

None made

Exam typed 12-5-78 by af

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

CERTIFIED MAIL

September 30, 1978

100248

Re: Permit No. 65-7970

John H. &/or Betty Hartwig
2110 Iowa St.
Caldwell ID 83605

Dear Mr. & Mrs. Hartwig:

One of the conditions of approval of your water Permit No. 65-7970 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.


RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

November 10, 1977

Re: Permit No. 65-7970

John H. &/or Betty Hartwig
2110 Iowa St.
Caldwell, ID 83605

Dear Mr. and Mrs. Hartwig:

Enclosed is a copy of your approved Application for Permit No. 65-7970. 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 to provide water for a new appropriation throughout the entire irrigation season.

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 and unless you had arranged for an additional source of water to supplement the flow right, you may find that you have to cease irrigating in the middle of the season.

This information is provided so that you will not be misled into thinking that this permit will provide sufficient water thru the entire irrigation season.

If you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/kaw
Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ 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

____ Pre-permit exam
____ Adjudication Claim
____ Dam Construction
____ Papers Sent

(1) WKM 9/16/77

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) WKM 9/14/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

____ Declining, ____ Stable, ____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) af OK

Affidavit of Publication received(date) 10-17-77

(12) _____

Final date for protests 10-17-77

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

9-13-77 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 WKM Date 10-17-77

Payette R. Letter

ROUTED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

September 23, 1977

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

Re: Notice of Application for Water Permit NO. 65-7965--Mills, Krohn & Mason
65-7968--Andrew &/or Bonnie Hopkins
65-7971-- J. D. &/or Irma Scott
65-7970-- John &/or Betty Hartwig
65-7980--Arthur &/or Nedra Beasley
65-7989--Eldon &/or Shirley Down
65-7993--Earl & Loa Armstrong
65-7994--Allen &/or Goodman
65-7996--Boise County
65-7997--Boise County

Idaho World
P. O. 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 October 17, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
10-17-77
[Signature]

Michael

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that John H. &/or Betty Hartwig
2110 Iowa St., Caldwell, ID 83605
has on 9-13-77 submitted Application No. 65-7476
for a permit to appropriate 0.04 cubic feet per second acre feet
per annum of water from Mid. Fork Payette River
by means of pump
within the SW1SW1 Sec13 T10N R4E B.M., county of Boise

to be used from Jan 1 to Dec 31
for domestic purposes

within the SW1SW1 Sec13 T10N R4E

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before October 17, 1977.

C. STEPHEN ALLRED
Director

Published in the Idaho World
on September 30, 1977 and October 7, 1977

MICROFILMED