

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

14

PD.

MID-FK. PAYETTE

TION

MICROFILMED

R4E

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.

Reola M Smith
(Applicant)

STATE OF IDAHO,
County of Boise

Donna Ruth 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. 2, 1977 and end-
ing with the issue of Sept. 9

1977
Donna Ruth

Subscribed and sworn to before

me this 14th day of Sept, 1977

Robert J. Tappell

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Ivyl
E. &/or Reola M. Smith 2104 Wy-
oming Avenue Caldwell, Idaho has
on August 22, 1977 submitted Appli-
cation No. 65-7936 for a permit to
appropriate 0.04 cubic feet per second
of water from Middle Fork Payette
River by means of pump, mainline
and pressure tank within the SE $\frac{1}{4}$
SE $\frac{1}{4}$ Sec 14 T10N-R4E B.M., Boise
County to be used from January 1 to
December 31 for domestic purposes
within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 14 T10N-
R4E B.M.

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 Re-
sources, 92 South Cole Road, Boise,
Idaho 83705 on or before September
19, 1977.

C. STEPHEN ALLRED
Director

Published in THE IDAHO WORLD,
Idaho City, Idaho on September 2,
1977 and September 9, 1977.

R.W.H.

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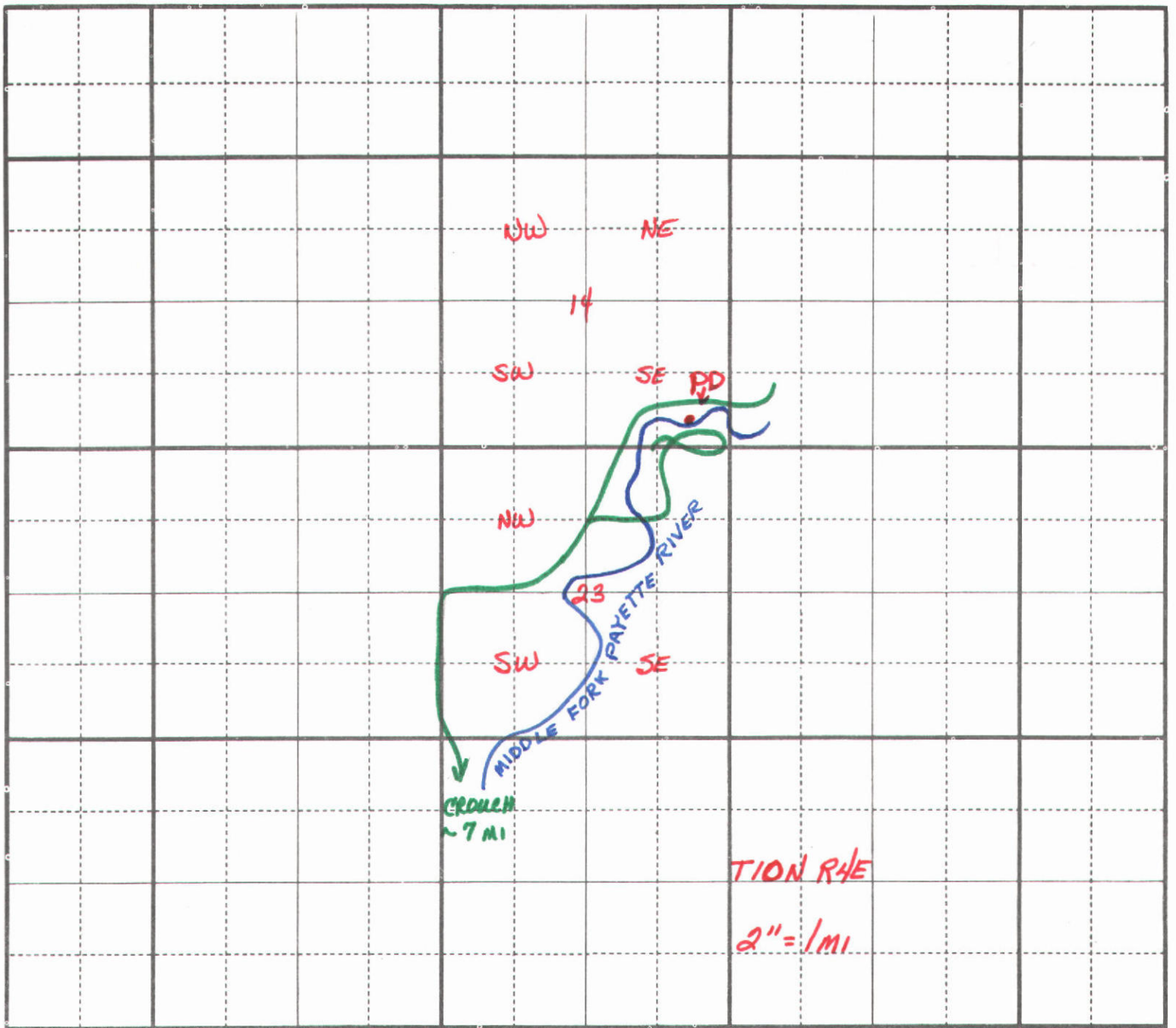


Diagram of System

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 65-7936 Priority August 22, 1977 Amount .04 cfs

THIS IS TO CERTIFY, that IVYL E. &/or REOLA M. SMITH
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 65-7936 issued pursuant to Application for Permit dated August 22, 1977,
and has submitted proof to the Department of Water Resources on September 27, 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 .05 cfs of water from Payette River, Middle Fork,
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
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>.04</u> cfs and	<u>1.2</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 .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 SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 14, 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 $\frac{1}{4}$				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 $\frac{1}{4}$	
10N	4E	14																X	

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 _____ day of
March, 19 81

Director

Identification No. _____

Application No 65-7936

**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 Ivyl E. &/or Reola M. Smith Phone 459-2006
post office address 2104 Wyoming Ave. Caldwell, ID 83605

2 Source of water supply Middle Fk. Payette River which is a tributary of _____

3 a Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 14 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 septic tank & drains at a point in SE $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 14 Township 10N Range 4E 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. $\frac{1}{2}$ hp pump in stream with 3/4"
mainline to pressure tank

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 \$ 300.

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 SE $\frac{1}{4}$ of Section 14 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 water yard

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 _____

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

14

PD.

MID-FK. PAVETTE

T 10 N

MICKLE AND

R4E

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.

Reela M Smith
(Applicant)

Proposed priority date: August 22, 1977
Received by SL Date Aug. 22, 1977 Time 11:55 A.M.
Preliminary check by 645 Fee \$ 10.00 #8835
Received by 645 Date 8/22/77
Publication prepared by Y Date 8-26-77
Published in Idaho World
Publication dates Sept 2 & 9
Publication approved Y Date 9-20-77
Priority reduced to _____ Reason _____

Protests filed by _____

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

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 65-7936, 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, 1978.
- c. Other. _____

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

Witness my hand this 7 day of October, 1977.


Deputy Director

STATE OF IDAHO,
County of Boise.

Donna Neff 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

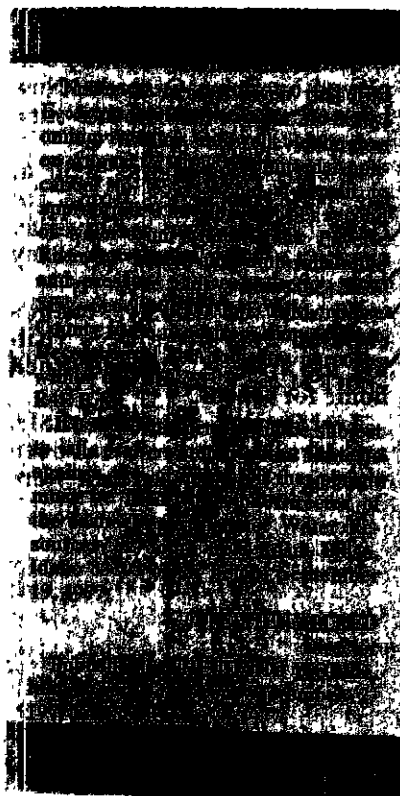
Sept. 2, 197 7 and end-
ing with the issue of Sept. 9

197 7
Donna Neff

Subscribed and sworn to before

me this 14 day of Sept, 197 7

Robert J. Tuffield



1514

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

March 20, 1981

Ivyl & Reola Smith
2104 Wymoning Ave.
Caldwell, Idaho 83605

Dear Mr. & Mrs. Smith,

RE: License No. 65-7936

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

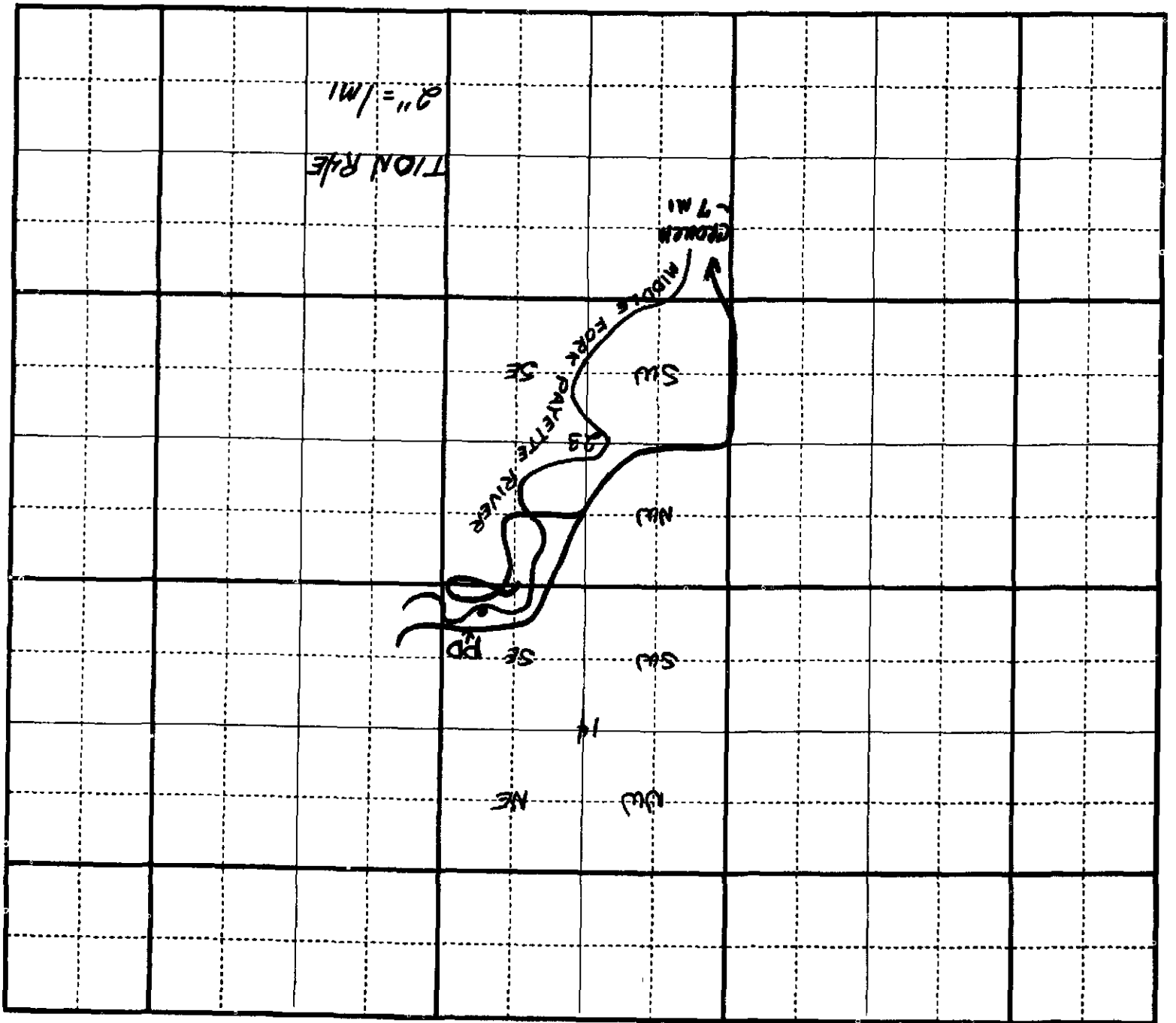
JJ:mr

Enclosure

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Garden Valley

Diagram of System



DATE OF EXAM 8-23-79

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 .05 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:

$$Q = \frac{HP \times 90 \times C}{L + HEAD} = .05 \text{ cfs} \quad \text{Allow .04 as per permit}$$

$$V = 1 \text{ unit} \times 1.2 = 1.2 \text{ AF}$$

$$HP = .75 \quad C = 8.8$$

$$90 = .8 \quad L = 5 \quad HEAD = 92.27$$

SYSTEM DESCRIPTION:

2" PVC suction line - 1 3/4" & 1" to pump house 3/4 HP pump

REMARKS:

Examiner's Signature Jinda Jean Johnson Date 8-29-79

Checked by JBS Date 8/30/79

Approved by Roeper Date 3/5/81



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 28, 1978

Ivyl E. &/or Reola M. Smith
2104 Wyoming Avenue
Caldwell, ID 83605

Dear Mr. & Mrs. Smith:

Re: Permit No. 65-7936

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

MICROFILM

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

RECEIVED

SEP 27 1978

Department of Water Resources

1. a) Name of permit holder Ivyl E. &/or Reola M. Smith

b) Post office address 2104 Wyoming Ave., Caldwell, Idaho 83605

2. Permit number 65-7936

3. Date of priority that you are prepared to establish August 22, 1977

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

b) Location of the point of diversion: SE 1/4 SE 1/4, Section 14

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 .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 .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

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: _____

1/2 hp pump in stream with 3/4" mainline to pressure tank

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):

1/2 hp pump in stream with 3/4" mainline to pressure tank

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

None

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c) Give well driller's name and address and the date the well was completed: _____

None

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Domestic

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

None

[illegible]

Total number of acres irrigated

10. Remarks: This water is used for domestic uses only, on weekends, four or five months
of the year, and perhaps occasionally other times.

The above information is a true statement of the extent to which the above numbered permit has been developed.

Sept. 26, 1978

(Date)

Reuben Smith

(Signature)

State of

Chick

County of

Camden

SS.

On this 26 day of

Sept

, 19 78

, personally appeared before me the

signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Helmut F. Perner

Notary Public

Residing at

^c Paldunoff Id. 83605

My commission expires

3. 15-80

A4

Mr. & Mrs. Ivyl E. Smith
2104 Wyoming Avenue
Caldwell, Idaho 83605

nc.

CALDWELL, IDAHO 83605

RECEIVED



State of Idaho
Dept. 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

CERTIFIED MAIL

103155

August 31, 1978

Re: Permit No. 65-7936

Ivyl E. &/or Reola M. Smith
2104 Wyoming Avenue
Caldwell, ID 83605

Dear Mr. & Mrs. Smith:

One of the conditions of approval of your water Permit No. 65-7936 (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 November 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

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October 18, 1977

Re: Permit No. 65-7936

Ivyl E. &/or Reola M. Smith
2104 Wyoming Ave.
Caldwell, ID 83605

Dear Mr. and Mrs. Smith:

Enclosed is a copy of your approved Application for Permit No. 65-7936. 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) GLS 8/22/77

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) GLS 8/22/77

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 N/A

(10) _____

Comments: _____

(11) ry OK

Affidavit of Publication received(date) 9-20-77

(12) _____

Final date for protests 9-19-77

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

8-22-77 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 THA Date 9-20-77

*Payette R.
letter
(blue folder)*



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

August 26, 1977

Re: See attached sheet

The 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 September 19, 1977.

Sincerely,

RITA FLECK
Secretary

Bill submitted
9-20-77
[Signature]

RECEIVED
SEP 21 1977
MIDWEST

63-4523

NOTICE OF CLAIM TO A WATER RIGHT

63-4554

NOTICE OF APPLICATION FOR WATER RIGHTS

65-7929

65-7931

65-7934

65-7935

65-7936

65-7937

65-7938

65-7939

65-7940

65-7941

65-7944

J. D. &/or Martha Branson

7-10-68

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that IVYL E. &/or REOLA M. SMITH
2104 Wyoming Avenue Caldwell, ID
has on August 22, 1977 submitted Application No. 65-7936
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~
per ~~XXXXXX~~ of water from Middle Fork Payette River
by means of pump, mainline and pressure tank
within the SE1/4 Sec 14 T10N-R4E B.M., Boise County

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

within the SE1/4 Sec 14 T10N-R4E B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests 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 September 12, 1977.

C. STEPHEN ALLRED

Director

Published in the Idaho World, Idaho City, Idaho
on September 2, 1977 and September 9, 1977.

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