

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

16

10 P.D. + use

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.

Nanda Bortles
(Applicant)

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

RAE
9
T
9
N
P.D.
16

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.

x Vanda Bortles
(Applicant)

STATE OF IDAHO,
County of Boise

Hanna Neel 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

Sept. 2, 1977 and ending with the issue of Sept. 9

1977

Hanna Neel
Subscribed and sworn to before
me this 10th day of Sept, 1977

Robert J. Truffell
Clerk Dist Court

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Vauda Bortles 6716 Belmont Drive Palo Cedro, California has on August 22, 1977 submitted Application No. 65-7935 for a permit to appropriate 0.56 cubic feet per second of water from Castle Creek trib. Middle Fork Payette River by means of headgate and pipelines within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9 T9N-R4E B.M., Boise County to be used from January 1 to December 31 for stockwater and from April 1 to November 1 for irrigation of 27 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 16 T9N-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 Resources, 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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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-7935
Phone No. 888-1111 (message phone)
EXAM. DATE: 7/23/87
Phone No. 888-1111 (message phone)

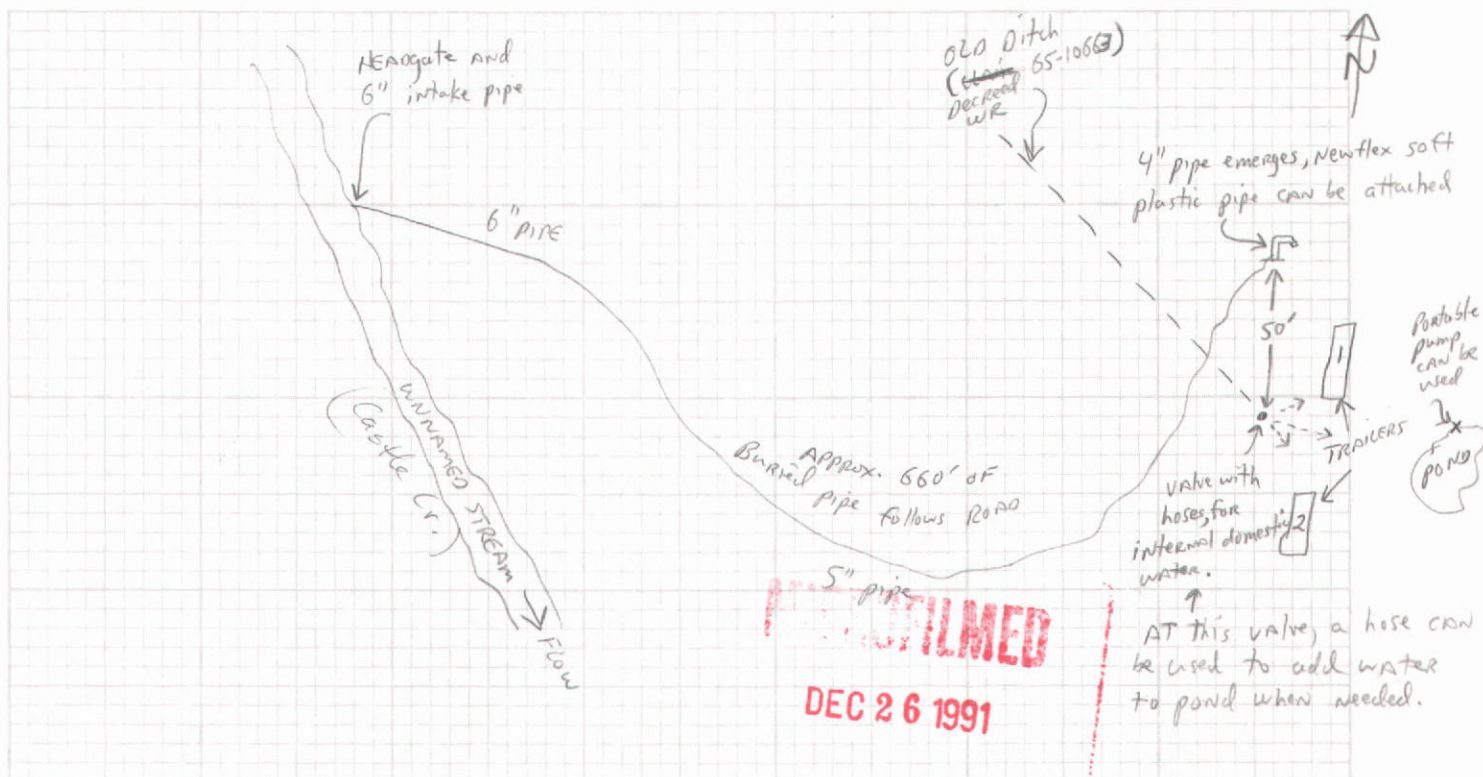
1. Owner: Vanda Bortles
Current Address: 2240 N. Linder, Meridian, ID 83642
2. Accompanied by: Ron Bortles
Address: P.O. Box 144 Garden Valley ID. 83622
Relationship to Permit Holder: SON
3. Source: Castle Creek tributary to Middle Fork Payette River
~~unnamed stream~~

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-10663, 5670, 5673
☒ Copies Attached 65-10663 only
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

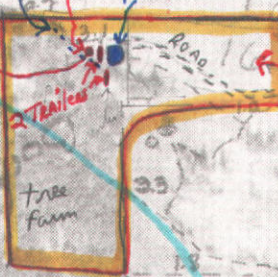
2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

UNNAMED STREAM (LOCALLY KNOWN AS CASTLE CK.)

OLD ditch (see WR 65-10663)

Buried pipe emerges

Pond



tree farm

Pasture and Tree Farm

PIPE
6" at P.D.
5" along route
4" as emerges

Buried pipe

TO CROUCH
→

MIDDLE PRYETIE RIVER

FILMED
DEC 26 1991

65-7935
9N 4E S.16

H-9

NOT TO SCALE

8 9
17 16

9 10
15

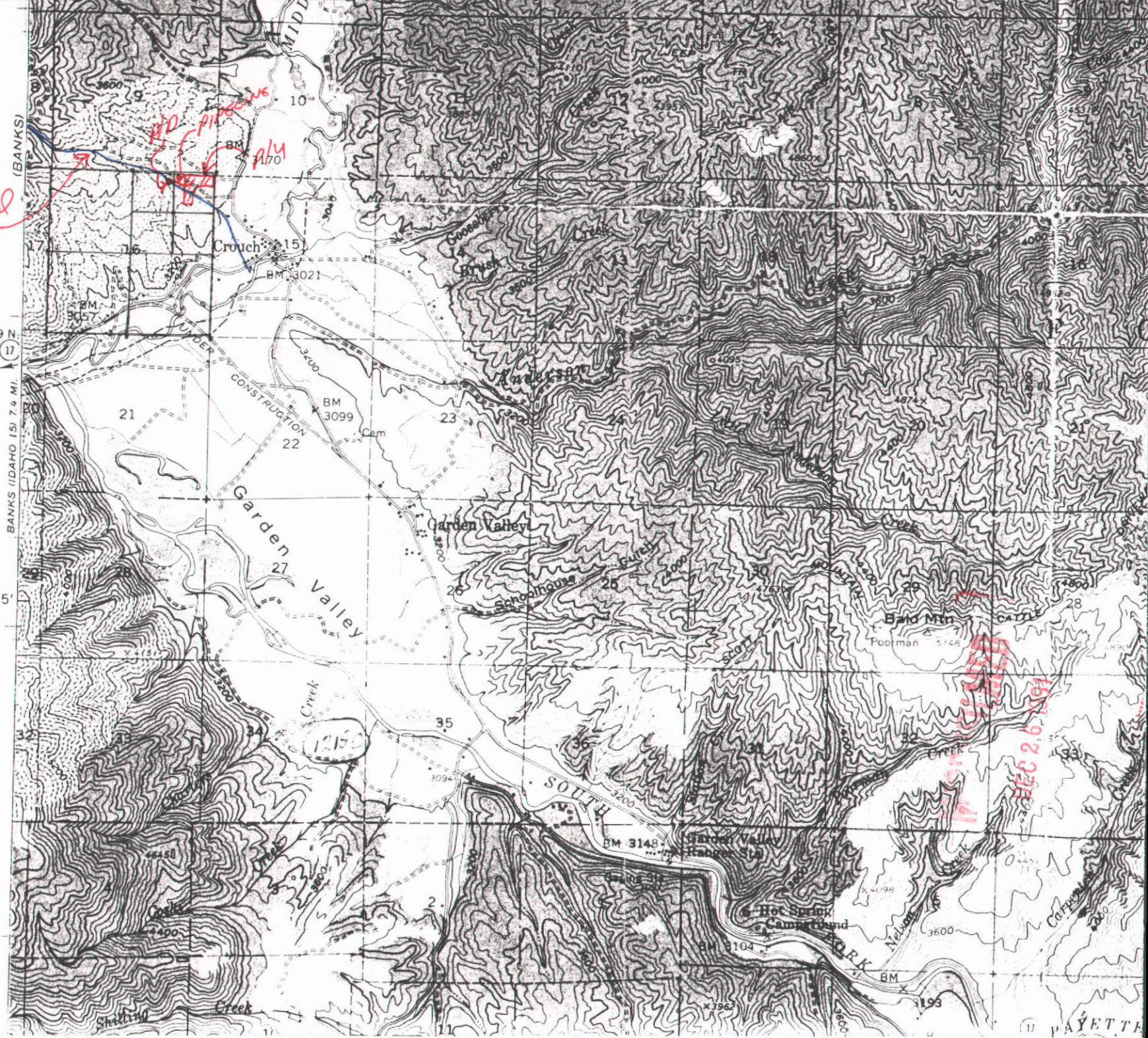
17 16
20 21

22 16 15
210 22

SOUTH FORK PRYETIE

unnatural
stream

65-7935
9N 4E S.16



65-7935



- ① P/O from unnamed stream. Approx .8 mile NW of Crouch.



- ② Small storage pond E. of P/O.



- ③ P/U
Pasture & tree farm. 6" soft plastic pipe shown. Looking East.



- ④ P/U
Example of domestic use. Between P/O and pond.



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● 65-7935 ●

① P/D from unnamed stream. Approx .8 mile NW of Crouch.



② Small storage pond E. of P/D.



③ P/U
Pasture & tree farm. 6" soft plastic pipe shown. Looking East.



④ P/U
Example of domestic use. Between P/D and pond.

RECORDED
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● 65-7935 ●

① P/D from unnamed stream. Approx .8 mile NW of Crouch.

② Small storage pond E. of P/D.



③ P/U
Pasture & tree farm. 6" soft plastic pipe shown. Looking East.

④ P/U
Example of domestic use. Between P/D and pond.

RECORDED
DEC 26 1991

● 65-7935 ●

① P/D from unnamed stream. Approx .8 mile NW of Crouch.

② Small storage pond E. of P/D.

③ P/U
Pasture $\frac{1}{2}$ tree farm. 6" soft plastic pipe shown. Looking East.



④ P/U
Example of domestic use. Between P/D and pond.

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07935

Priority: November 18, 1977

Maximum Diversion Rate:

0.38 CFS

Maximum Diversion Volume:¹

54.6 AF

This is to certify, that VAUDA BORTLES
6716 BELMONT DR.

PALO CEDRO CA 960730000

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 22, 1977; and
has submitted Proof of Beneficial Use on April 11, 1983. An examination indicates
that the works have a diversion capacity of .380 cfs of water from:

CASTLE CREEK

tributary to PAYETTE RIVER, MIDDLE FORK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.30 CFS	52.5 AF
IRRIGATION STORAGE	04/01 to 11/01		0.7 AF
IRRIGATION FROM STORAGE	04/01 to 11/01		0.7 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
DIVERSION TO STORAGE	04/01 to 11/01	0.02 CFS	
Totals		0.38 CFS	54.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 16, Township 09N, Range 04E
BOISE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	04E	16	NENE	15		15

Total number of acres irrigated: 15

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used.

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State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

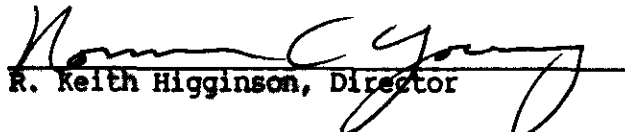
WATER RIGHT NO. 65-07935

The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Use of water under this right will be regulated by the watermaster of State Water District No. 65.
7. Domestic use is for two homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15TH day of NOVEMBER, 1991.

Acting for


R. Keith Higginson, Director

MICROFILMED

DEC 26 1991

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07935

file # 1824 # 20.00 May 25
enclosed

Date of Priority: November 18, 1977

Maximum Diversion Rate: 0.38 CFS
Maximum Diversion Volume: 54.6 AF

Comes now VAUDA BORTLES
6716 BELMONT DR.
PALO CEDRO, CA 960730000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 65-07935, and requests that the permit be changed as follows:

Source: CASTLE CREEK

tributary to PAYETTE RIVER, MIDDLE FORK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.30 CFS	52.5 AF
IRRIGATION STORAGE	04/01 to 11/01		0.7 AF
IRRIGATION FROM STORAGE	04/01 to 11/01		0.7 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
DIVERSION TO STORAGE	04/01 to 11/01	0.02 CFS	
Totals		0.38 CFS	54.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 16, Township 09N, Range 04E
BOISE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	04E	16	NENE	15		15

Total number of acres irrigated: 15

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

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MAY 28 1991

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07935

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

Signed at Palo Cedro, Ca, this 25 day of May, 1991.

Vanda Bertles
(Signature)

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State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07935

FOR DEPARTMENT USE ONLY

Preliminary check by SL Fee \$20.00 Received by J.2 Date 5/28/91 #C020620

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-07935 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Domestic use is for 2 homes.

Witness my hand this 15TH day of NOVEMBER, 1991.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

DEC 26 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT
NO. 65-7935 IN THE NAME
OF VAUDA BORTLES

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 65-7935 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. The Department approved Application for Permit No. 65-7935 to appropriate the public waters of the State of Idaho with a proposed priority of AUGUST 22, 1977.

2. On JUNE 05, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.

3. The license examination fee was received on OCTOBER 31, 1986, 88 day(s) late.

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CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 65-7935 should be advanced 88 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 65-7935 is advanced to NOVEMBER 18, 1977.

Dated this 7th day of November, 1989.

J. Glen Sayton

Chief, Water Allocation Bureau

DEC 26 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 65-7935 IN THE)
NAME OF VAUDA BORTLES) 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 March 1, 1983; and,

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

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

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on April 11, 1983;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 65-7935 be REINSTATED and the priority advanced to October 2, 1977.

Dated this 13th day of April, 1983.



L. GLEN SAXTON

Chief, Operations Bureau

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BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT
NO. 65-7935 IN THE NAME OF VAUDA BORTLES

MEMORANDUM DECISION
AND ORDER

On August 22, 1977, Vauda Bortles applied to the Department of Water Resources for a permit to appropriate 0.56 cubic feet per second of water from Castle Creek, tributary of the Middle Fork of the Payette River, to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9, Twp. 9N, Rge. 4E, B.M., Boise County, to be used for stockwater and irrigation purposes.

Notice of the application was published in the Idaho World, Idaho City, Idaho, on September 2, 1977 and September 9, 1977. A protest against the approval of the application was received from Kenneth W. Baker and Roger Compton on September 13, 1977.

On November 7, a conference was held in Boise, Idaho. The applicant was present and represented herself and the protestants were present and represented themselves. The major issue was whether there is water available for appropriation. The arguments of all parties were heard at the conference and it was agreed that the Department should reach a decision in the matter.

On November 9, 1977, the point of diversion was amended to the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Twp. 9N, Rge. 4E, B.M.

Based on the information presented at the conference, the official files of the Department, and the Director's understanding of the law, the Director of the Department of Water Resources makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. The protestants use water for their separate properties from Castle Creek.
2. The protestants' points of diversion are upstream from the applicant's amended point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Twp. 9N, Rge. 4E, B.M.
3. Water does flow in Castle Creek past the protestants' points of diversion during the first part of the irrigation season, however, all the flow in Castle Creek has been diverted through the protestants' points of diversion later in the irrigation season as the flow in Castle Creek diminishes.

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CONCLUSIONS OF LAW

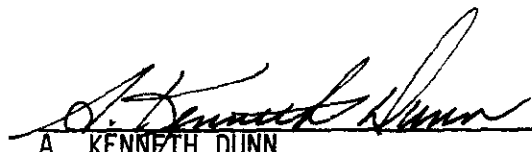
1. There is unappropriated water in Castle Creek at certain times during the irrigation season.
2. None of the other principal items described in Section 42-203, Idaho Code, by which the Director may deny an application were validly raised as issues to be considered by the Department.
3. The applicant is entitled to a permit from the Department of Water Resources with certain conditions and limitations.

ORDER

IT IS, THEREFORE, HEREBY ORDERED and Application for Permit No. 65-7935 is APPROVED subject to the following conditions:

1. The permit, be and is, subject to all prior water rights.
2. Proof of construction of works and application of water to beneficial use shall be submitted to the Department on or before March 1, 1983.

Dated this 8 day of March, 1978.


A. KENNETH DUNN
Deputy Director

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Identification No. _____

Application No. 65-7935

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPROVED

AMENDED

APPLICATION FOR PERMIT

AMENDED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

- 1 Name of applicant VAUDA BORTLES Phone: _____
post office address 6716 Belmont Drive, Palo Cedro, CA 96073
- 2 Source of water supply Castle Creek which is a tributary of M. Fk. Payette River
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 16 Township 9N
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 .54 for irrigation purpose from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 for stock purpose from 1-1 to 12-31 (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 .56 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works.
a Description of ditches, flumes, pumps, headgates, etc. _____
headgate and pipeline to pond

- 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 5 years
b Estimated construction cost is \$ _____.
- 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 NE $\frac{1}{4}$ of Section 16 Township 9N
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 5

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

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

[illegible]

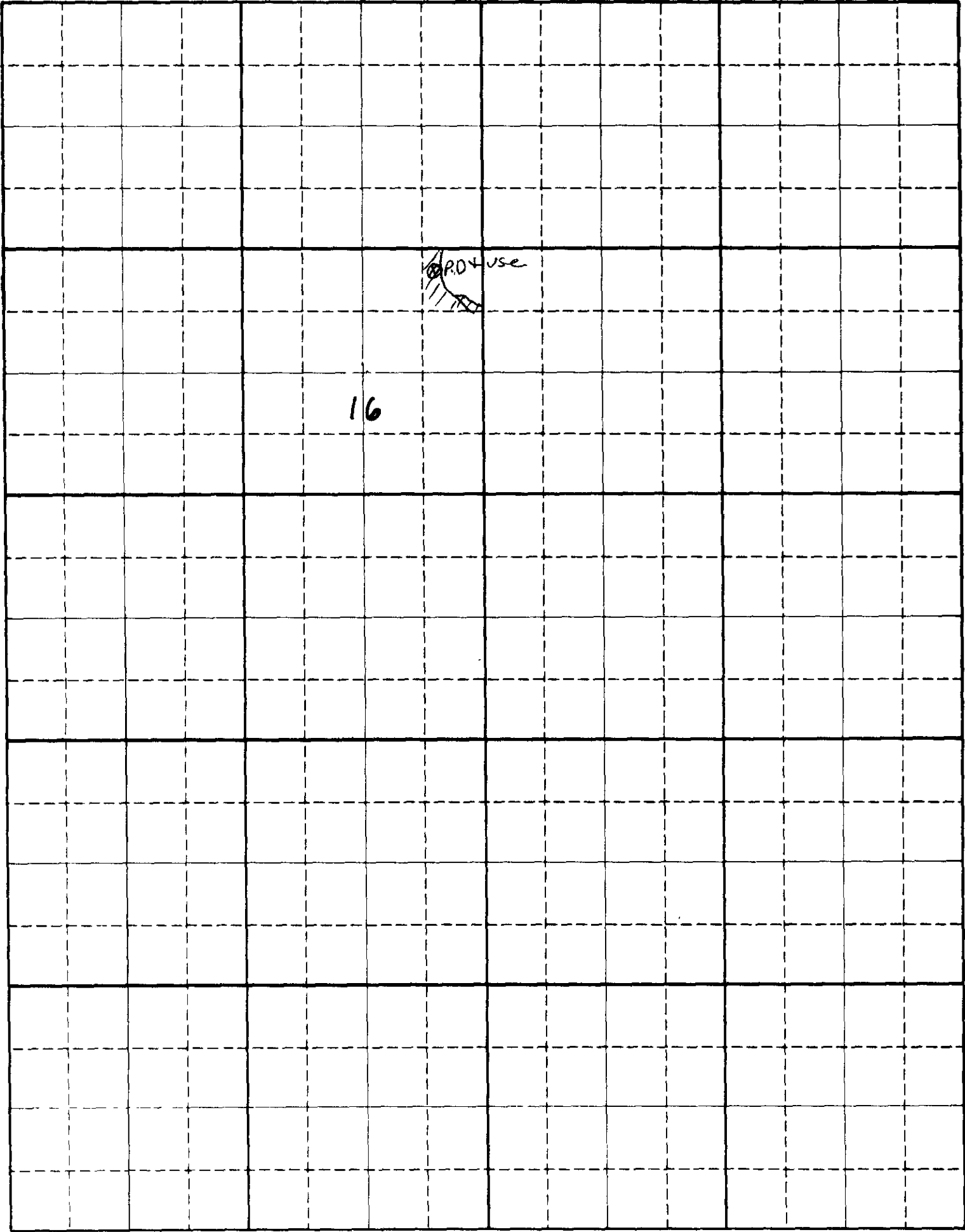
Total number of acres to be irrigated 27

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 _____

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

Yvonne Bortles
(Applicant)

8-22-77
Proposed Priority ~~11/08/77~~

Received by JS Date 11-8-77 Time 5:00 PM

Preliminary check by _____ Fee \$ 10.00

Receipted by JS Date 11-7-77 # 9657

Publication prepared by rf Date 8-26-77

Published in Idaho World

Publication dates September 2 & 9

Publication approved rf Date 9-19-77

Priority reduced to _____ Reason _____

Protests filed by Kenneth W. Baker, Roger Compton

Copies of protests forwarded by dls

Hearing held by LG & D.S. Date 11-7-77

Recommended for approval denial by JS WBM

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. 65-7935, and said application is hereby APPROVED.

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

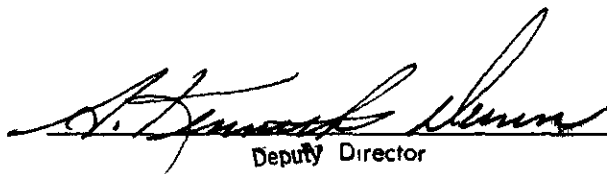
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1983.

c. Other: PURSUANT TO MEMORANDUM DECISION AND ORDER DATED THIS DATE.

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

Witness my hand this 8 day of March 19 78.


Deputy Director

Route 3
660 n. Ballantine Ln.
Eagle, Idaho 83616

Idaho Dept. of Water Resources
Mr. Stephen Alred
92 South Cole Rd.
Boise, Idaho 83720

RECEIVED
SEP 13 1971
Department of Water Resources
Western Regional Office

Dear Mr. Alred:

Reference is made to a water use application number 65-7935, which has been advertised in the Idaho City newspaper. The applicant is named Bortles and is from California. The water is to be diverted from Castle Creek near Crouch in Boise County.

Please accept this letter as our protest against the issuance of a water use permit to this applicant.

The reasons for our protest are as follows:

→ 1. The point of diversion is on deeded land and the applicant could not obtain permission for access to the point of diversion, nor a ditch easement.

2. The water has been used on our ranches for irrigation and livestock for the past twenty six years, to our knowledge, and probably much longer.

3. There is already more water applied for and permitted from Castle Creek than the normal flow will supply.

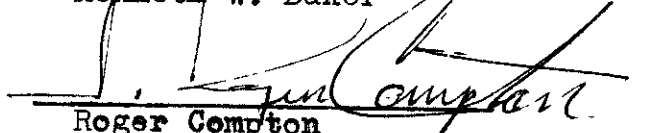
4. The run off in Castle Creek is normally high in early spring and dwindles to a small stream only suitable for livestock water in late summer. On normal years any excess water flows before the irrigation season begins and there is no reservoir site in the area.

Please advise us as to the date of any hearings on this application..

Feel free to contact us for any further information we might have which would assist you in making this decision.

Sincerely,


Kenneth W. Baker


Roger Compton

J. Roger Compton,
P O Box 7767
Boise, Idaho

83707

Identification No _____

Application No 65-7935

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

- 1 Name of applicant Vauda Bortles Phone 916/547-3091
post office address 6716 Belmont Drive Palo Cedro, CA 96073
- 2 Source of water supply Castle Creek which is a tributary of Middle Fk. Payette River
- 3 a Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 Township 9N
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 .54 for irrigation purpose from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 for stock 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)
- 5 Total quantity to be appropriated
a .56 cubic feet per second and/or
b _____ acre feet per annum
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. headgate and pipelines

- 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 5 years
b Estimated construction cost is \$ _____
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B M _____
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered 5

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

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

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	
9N	4E	16	27																27

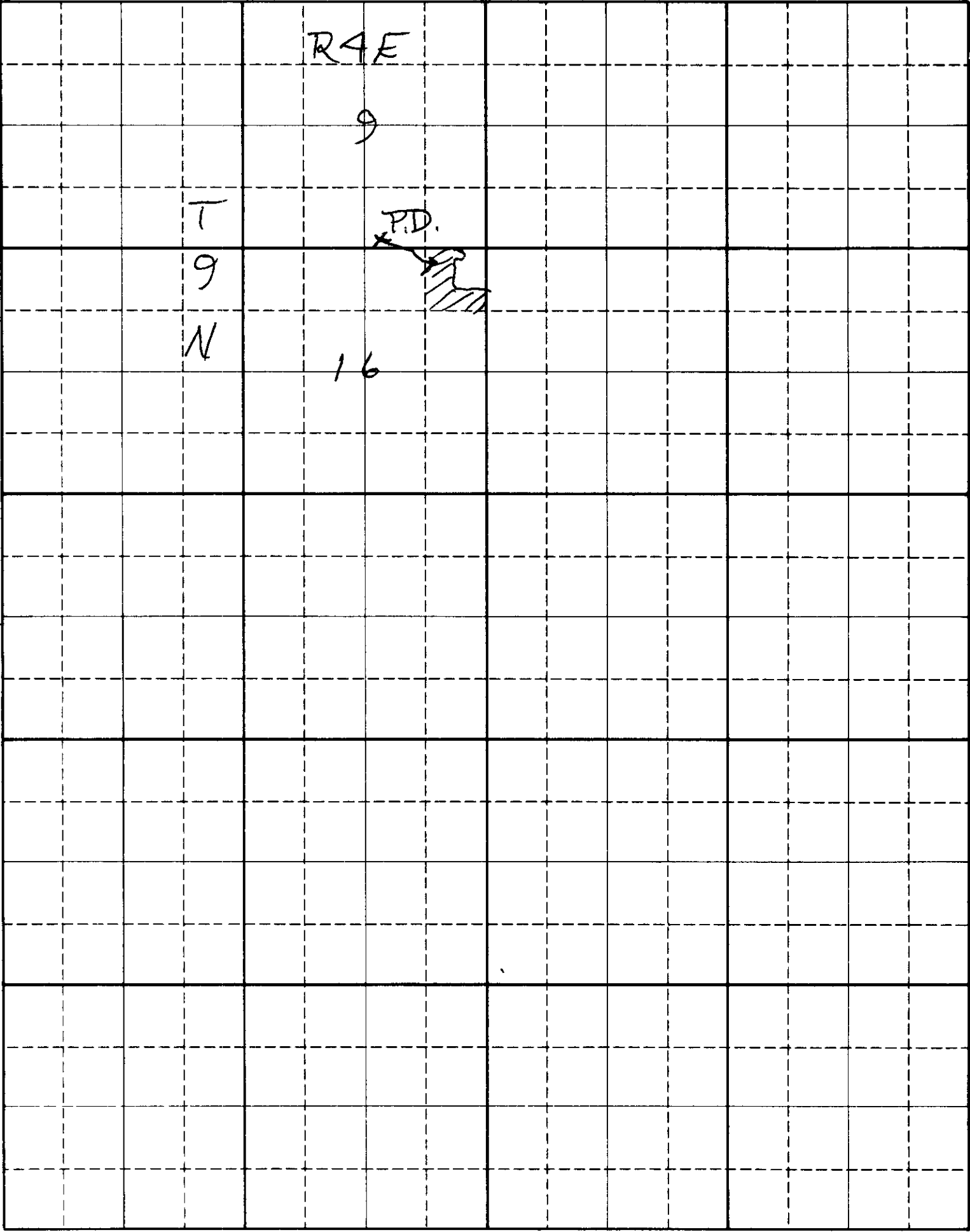
Total number of acres to be irrigated 27

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 Kenneth Baker
- 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 Applicant will use old diversion point and works that carried water to lower lands.

10. Remarks

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.

Vanda Bartles
(Applicant)

Proposed Priority _____

Received by \$ Date 8-22-77 Time 10:30 pm

Preliminary check by CLS Fee \$ 25 # 8833

Receipted by \$ Date 8-22-77

Publication prepared by N Date 8-26-77

Published in Idaho World

Publication dates Sept 2 & 9

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by Kenneth W. Baker, Roger Compton

Copies of protests forwarded by dls

Hearing held by _____ Date _____

Recommended for approval denial by _____

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 _____, and said application is hereby _____.

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 _____, 19____.

c Other _____

2 Denial of said application is for the following reasons _____

Witness my hand this _____ day of _____ 19____.

Director

STATE OF IDAHO,
County of Boise

Alanna Neel being
duly sworn, deposes and says:
tha' 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

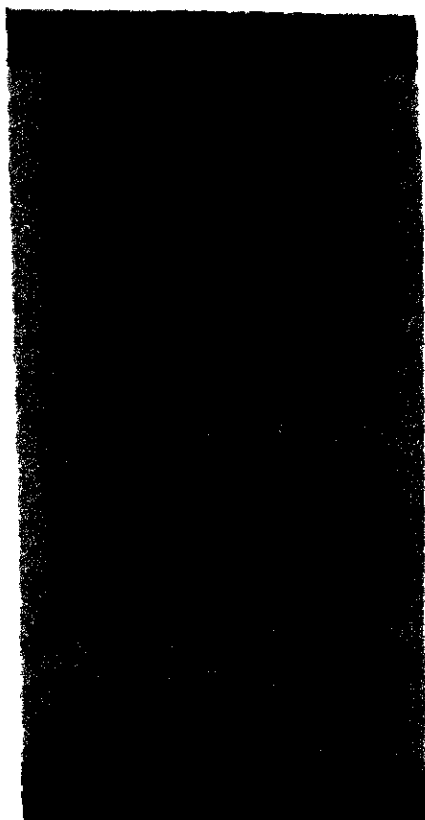
1977

Alanna Neel

Subscribed and sworn to before

me this 10th day of Sept, 1977

Robert J. Truffield
Clerk, Dist Court



RM +

November 20, 1991

VAUDA BORTLES
6716 BELMONT DR.
PALO CEDRO CA 960730000

RE: WATER RIGHT NO. 65-07935

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

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

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

Microfilm

DEC 26 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 7, 1991

RE: Permit No. 65-7935

Vauda Bortles
6716 Belmont Dr.
Palo Cedro, CA 96073

Dear Mrs. Bortles:

Thank you for returning the licensing amendment for the above referenced permit. You mentioned that you didn't receive our first letter. This being the case, you also didn't receive the amended Snake River Adjudication Claim we mailed at that time. And unfortunately, I didn't mail a second one to you when I sent the second licensing amendment.

The amended claim will remove discrepancies between your original claim and the license that will now be issued on the right. You simply need to sign this form, have it notarized and return it to us. There is no fee for this document.

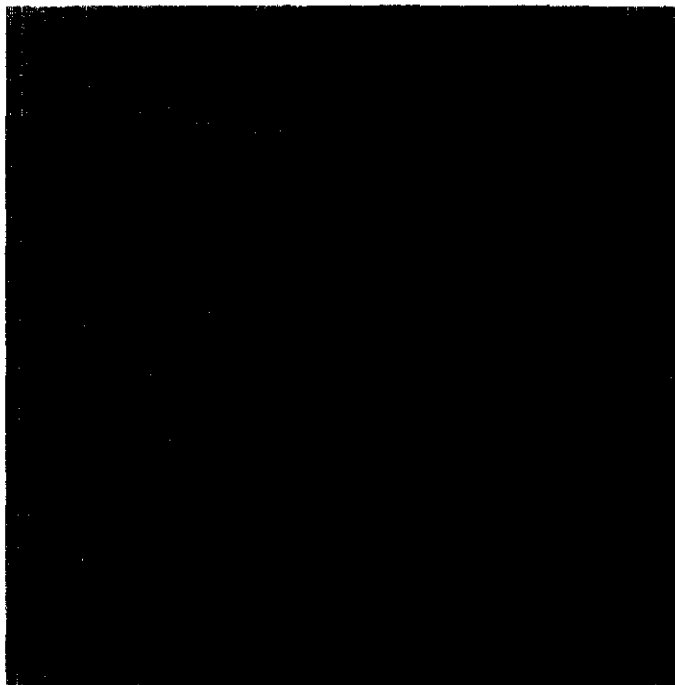
Thank you for your assistance in this matter.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

Enclosure

DEC 26 1991



UNCLASSIFIED

DEC 26 1991

May 23, 1991

VAUDA BORTLES
6716 BELMONT DR.
PALO CEDRO, CA 960730000

RE: WATER RIGHT NO. 65-07935

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

CRU FILM

1991 05 23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
100 North Orchard Street
Boise, Idaho 83706-2237

RECEIVED
DEC 21 1991

Department of Water Resources

65-7935
RETURNED TO SENDER

☐ ATTEMPTED - NOT KNOWN
☐ ADDRESS NUMBER
☒ FORWARDING ORDER
ROUTE NO. CH DATE 5/8
CARR/INITIALS CH

5-28-91
RESENT TO
NEW ADDRESS:

6716 Belmont Dr
Palo Cedro, CA

960713
DEC 26 1991

PRESORTED
FIRST CLASS

IDAHO 8441791
6717794
US POSTAGE
0249

May 15, 1991

VAUDA BORTLES
2240 N. LINDER
MERIDIAN, ID 836420000

RE: WATER RIGHT NO. 65-07935

Dear Water Right Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received the amendment. If we do not receive it within fifteen (15) days, we will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

If you have any questions, please contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED
DEC 26 1991

April 26, 1991

VAUDA BORTLES
2240 N. LINDER
MERIDIAN, ID 836420000

RE: WATER RIGHT NO. 65-07935

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the actual use of water found by a representative of our department at the time of the field examination. The enclosed application for amendment contains this information. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

The claim you filed on this right under the ongoing Snake River Basin Adjudication contains the same information that you listed on the original permit. Therefore, you should also amend your claim to match the information on the proposed license. Enclosed for your signature is the Amended Claim form with the license information already listed.

Once I receive the signed amended claim along with the application for amendment of the permit and its fee, the water right license will be issued and your claim to this right will be included in the Director's Report summarizing the water uses in the Snake River Basin. (See the attached table for a summary of the water appropriation process.)

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

MICROFILMED

DEC 26 1991

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 65-7935

FROM: JOHN MCLEOD

RE: PRIORITY ADVANCE REVIEW

DATE: 18-JAN-1989

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	AUGUST 22 1977	234
EXAM FEE NOTICE		
Exam Fee Notice Date:	JUNE 05 1986	156
Exam Fee/Info Sheet Received Date:	OCTOBER 31 1986	304
Exam Fee or Info Due Date:	AUGUST 04 1986	216
Days Late:		88 DAY(S)
NEW PRIORITY DATE		
Total Days Late:		88 DAY(S)
New Priority Date:	NOVEMBER 18 1977	322

ADDITIONAL PAGES
1-23

1991

JO TN 45 S.16 NWNE
NENE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

65-7935
Permit No.

RECEIVED

MAR - 1 1988

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SL 7/9/87 (Initial and date)

Overlap? ☒ yes ☒ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index SL 7/9/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☒ copy of water right(s) attached? 65-10663 only

Type of Overlap? ☐ Increase rate of flow or volume
☒ Add P/D's 65-10663
☐ Increase number of acres within tracts
☒ Other: 65-5870 + 5873

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? SL 7/7/87 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Steve Lesta 7/23/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent BD 2/10/88 (Initial and date)

Exam Reviewed by Manager of Regional Office DM 2/11/88 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office DM 2/29/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-7935

1. Owner: Vanda Bortles Phone No. 888-1111 (message phone)

Current Address: 2240 N. Linder, Meridian, ID 83642

2. Accompanied by: RON BORTLES EXAM. DATE: 7/23/87

Address. P.O. Box 144 Garden Valley Id. 83622 Phone No. 888-1111 (message phone)

Relationship to Permit Holder: SON

3. Source. ~~Castle Creek~~^{Castle Creek} tributary to Middle Fork Payette River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 65-10663, 5670, 5673

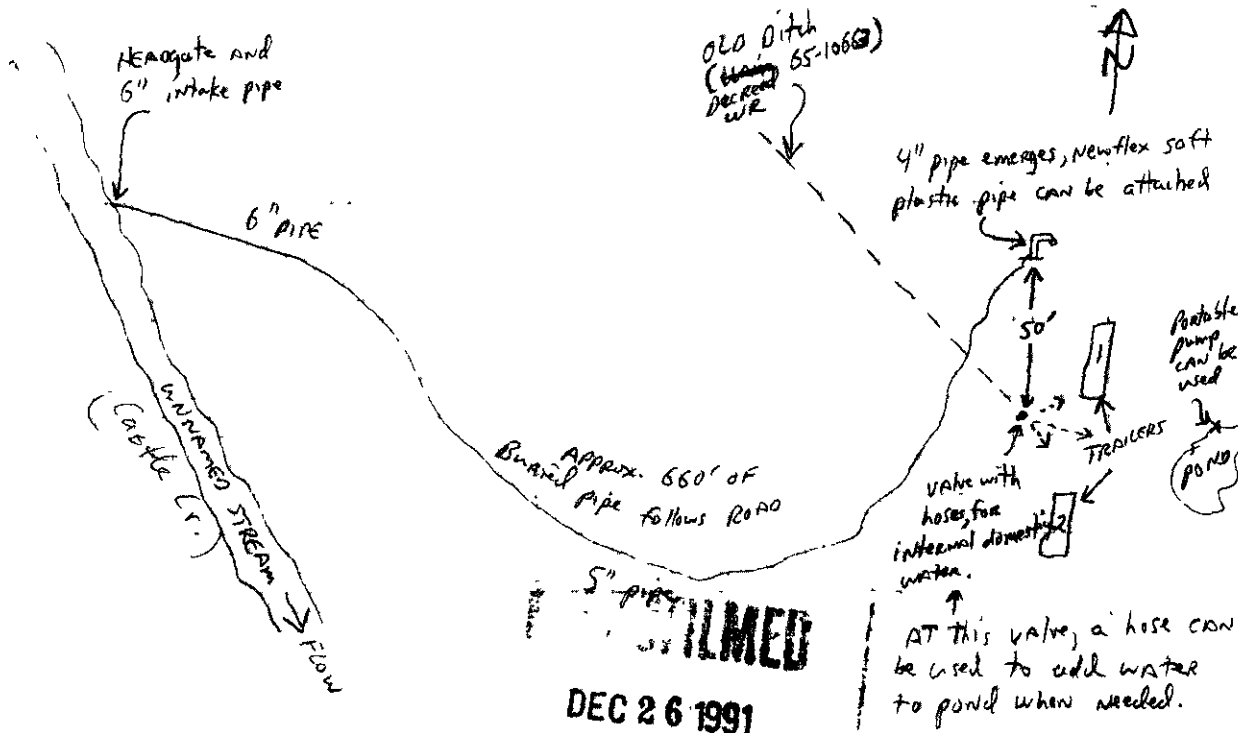
☒ Copies Attached *65-10663*
only

2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater)

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

the pipe 6" diameter
A headgate with a 6" buried pipe diverts water from an unnamed stream (locally known as Castle Ck) and channels water approx. 660' to ~~channel~~ ^{raise} 4" ~~pipe~~ ^{Newflex} soft plastic pipe (lengths up to 1000') is used to flood irrigate 15 acres of pasture and tree farm. A 1" pipe branches from the buried pipeline and allows garden hose connections to deliver internal domestic water to 2 trailers ~~or 100'~~ ^{hose can also feed the pond *} (100' diameter, 4' deep) when needed. The pond is ~~also~~ ^{also} fed by wastewater from irrigation. A small pump and garden hose provide irrigation as needed from the pond. ~~the pond~~ ^{Garden hose delivers water to stock tank (.02 cfs).}

*thus assume .02 cfs diversion to storage from unnamed ☐ See Remarks on page 4 for continuation stream.

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	N/A	~~FOR~~	DIVERSION		
	USGS	portable	1/2 HP pump	(currently being repaired)	to pump water from pond through garden hose.

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NE	16	9N	4E	Boise	USGS 15' QUAD & ASCS photo

6. Place(s) of Use:

Indicate Method of Determination Same as in P/D

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9N	4E	16	15																15
			D																
			S																

Do not use this space

DEC 26 1991

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket's						
Stopwatch						

2. Measurements:

5 gals. in 43 seconds, Pond:
measured directly from 4" Riser. approx. circle 100' diameter.
Depth: $\bar{x} = 4'$
 $V = A \times \text{depth} = \pi r^2 d$
 $= (3.1416)(50')^2(4') = 31,416 \text{ ft}^3$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\frac{60}{43} \times 5 = 6.98 \text{ gallons/minute}$ $\frac{6.98}{4488} = .02 \text{ cfs}$

2. Alternate Method for Checking Purposes: NONE Available

F. PUMP EFFICIENCY DATA (Optional) N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (15)(3.5) = 52.5$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.30)(214)(1.9835) = 127.3$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 52.5$

2. Volume Calculations for Other Uses:

a) Stockwater
6 cattle, 1 horse, 6 months/year
 $(7)(12)(180) = 15120 \text{ gallons/yr.}$ $\frac{15120}{325850} = .046 \text{ AFA}$ - "round" to 0.1
is smallest allowable unit
 $V = (15120)(.02)(1.9835) = 14.5 \text{ AFA}$
b) Domestic
2 trailers, int. uses only = ~~2.4~~ $(2)(.6) = 1.2 \text{ AFA}$

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Amendments: change P/O, add domestic use, irrigation storage, irrigation from storage. Note that the storage system is a minor component and does not result in a meaningful expansion of this ~~system~~ overall system.

H. REMARKS AND OVERLAP REVIEW ANALYSIS

MAIL License to Ron Bortles at garden valley address.

and diversion to storage

Overlap, P/U only:

65-5670 diff. P/O from same stream for non irrigation uses on different land.

65-5673 well for domestic use on different property.

65-10663 Different P/O, same stream, to irrigate 5 of the same acres as in 65-7935. The old ditch for 65-10663, running SE $\frac{1}{2}$ found about 50' south of emerging 4" pipe (see diagram), does not appear to have delivered water ~~in~~ within last 5 years but ~~the~~ Mr. Bortles stated that it has been used in last 5 years. I am recording his statement without being able to verify it through on-site inspection.

License condition << R30 >> . Amend: P/O, add domestic use. Limit irrigation rate to .30

I. RECOMMENDATIONS

for 15 acres. Measurement is not binding (low water year; 4" pipe can deliver much more than measured amount; pipe not full)

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	11/1	.30	52.5
Stockwater	1/1	12/31	.02	0.1
Domestic	1/1	12/31	.04	1.2
Irrigation storage	4/1	11/1	N/A	0.7
Irrigation from storage	4/1	11/1	.30 N/A	~~53.8~~ 0.7
Diversion to storage	4/1	4/1		
Totals:			.36 .02	53.8 N/A
			.38	53.8

2. 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 Nature of Use

J. AUTHENTICATION

Field Examiner's Name

Steven Lester

BD

Signature

Steven Lester

2/10/88

Certification Date

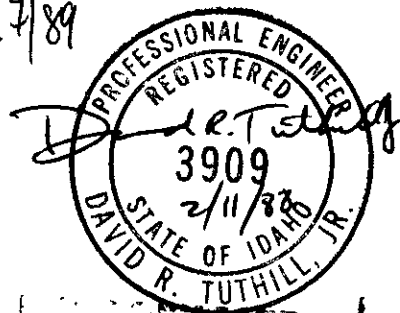
Field Report Preparation Date

7/23/87

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

1/17/89



DEC 26 1991



(LOCALLY KNOWN AS G... (sk)

old ditch (65-10663)
22
POND

15
Pasture and Tree Farm

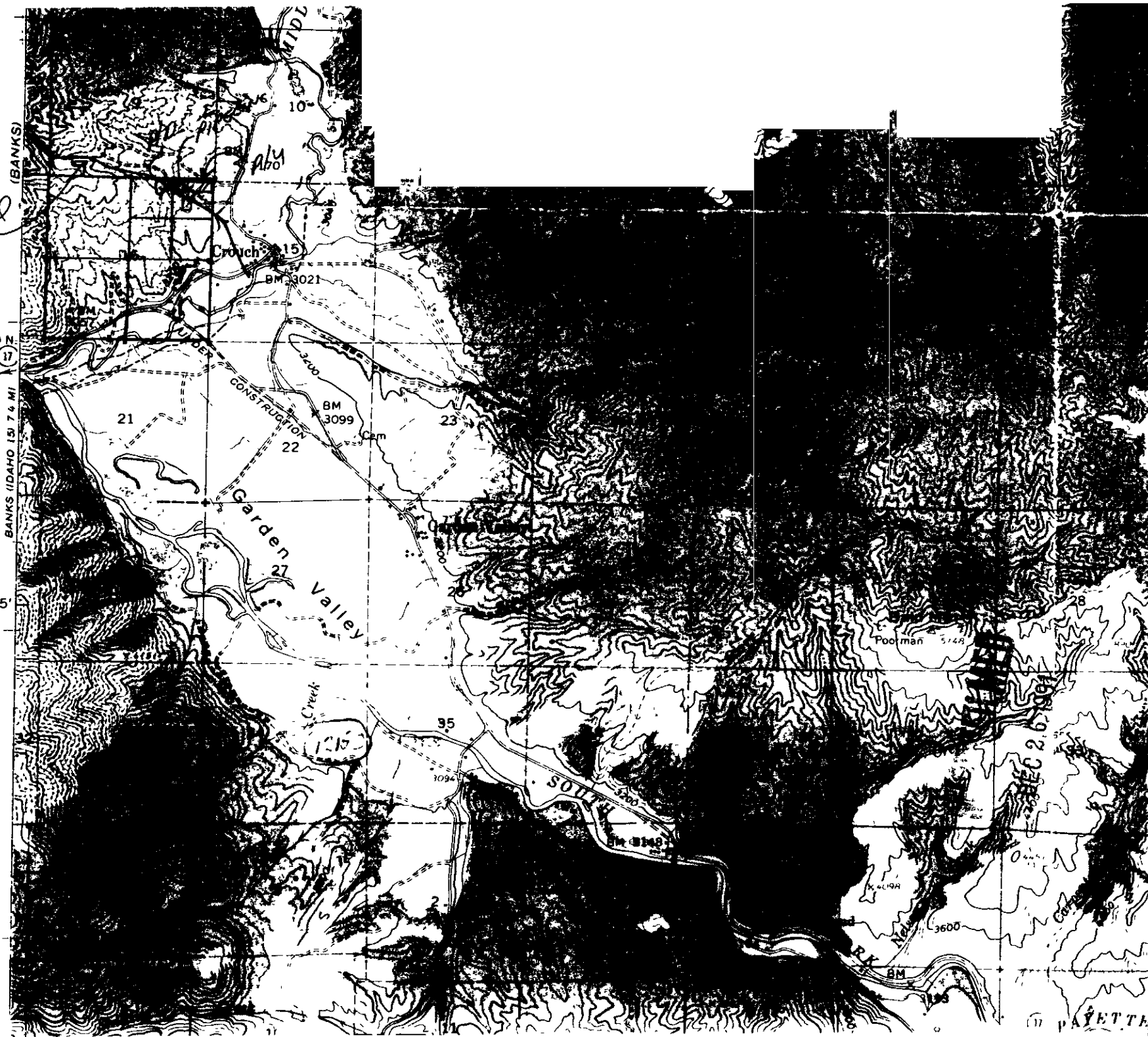
TO C... >

H-9

NOT TO SCALE

unnamed
Stream

S-7435
9N 4E S.16



65-7935

① P/O from unnamed
stream. Approx .8 mile
NW of Crouch.

② Small storage
pond E. of P/O.

③ P/U
Pasture & tree
farm. 6" soft
plastic pipe shown.
Looking East.

④ P/U
Example of domestic
use. Between P/O
and pond.

RECEIVED
DEC 26 1991

65-7935

- ① P/D from unnamed stream. Approx .8 mile NW of Crouch.



- ② Small storage pond E. of P/D.

- ③ P/U
Pasture & tree farm. 6" soft plastic pipe shown. Looking East.

- ④ P/U
Example of domestic use. Between P/D and pond.

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65-7935

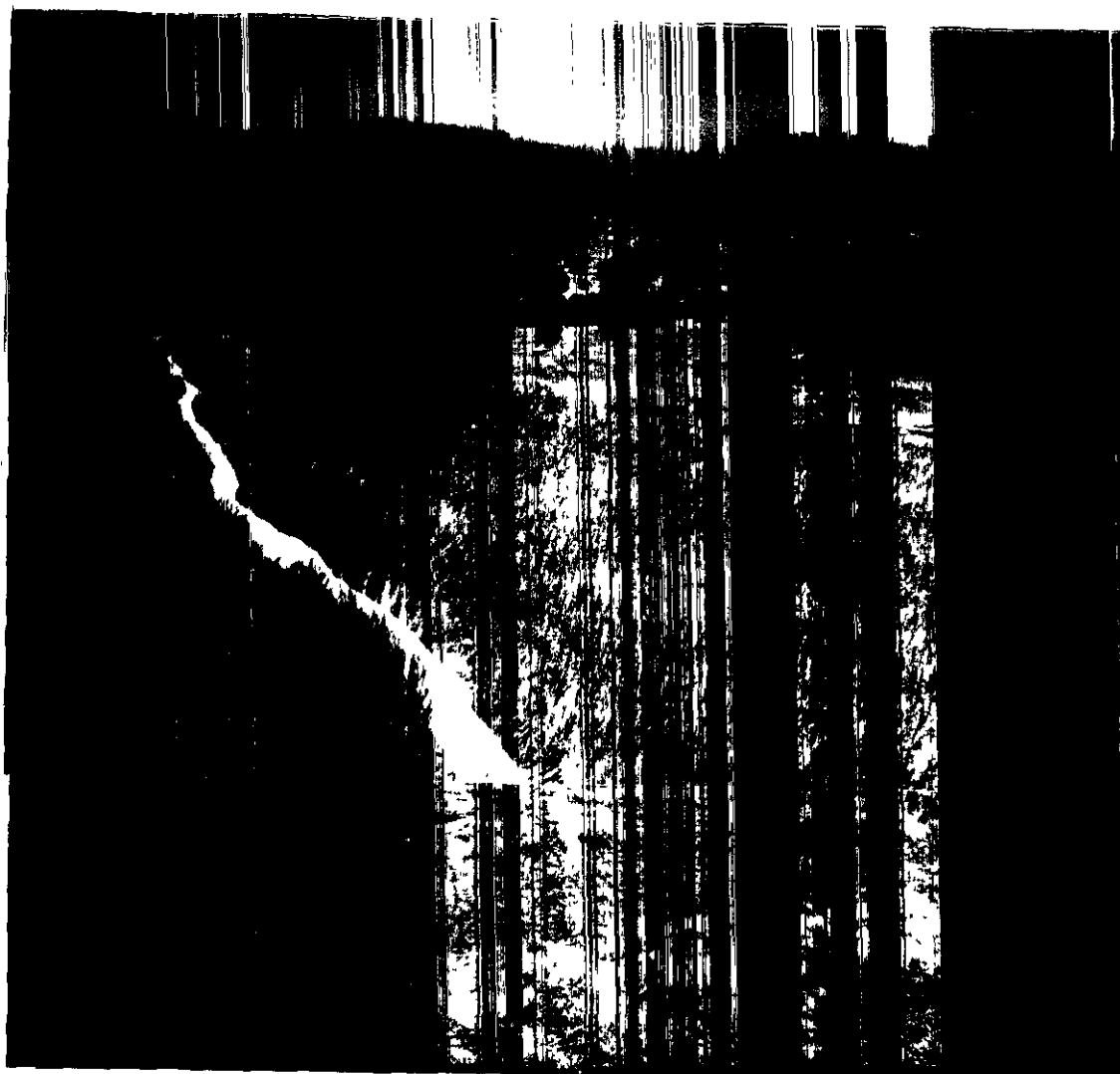
① P/D from unnamed stream. Approx .8 mile NW of Crouch.

② Small storage pond E. of P/L

③ P/L
Pasture & tree farm. 6" soft plastic pipe shown. Looking East.

④ P/L
Example of dome use. Between P/D and pond.

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DEC 26 1991

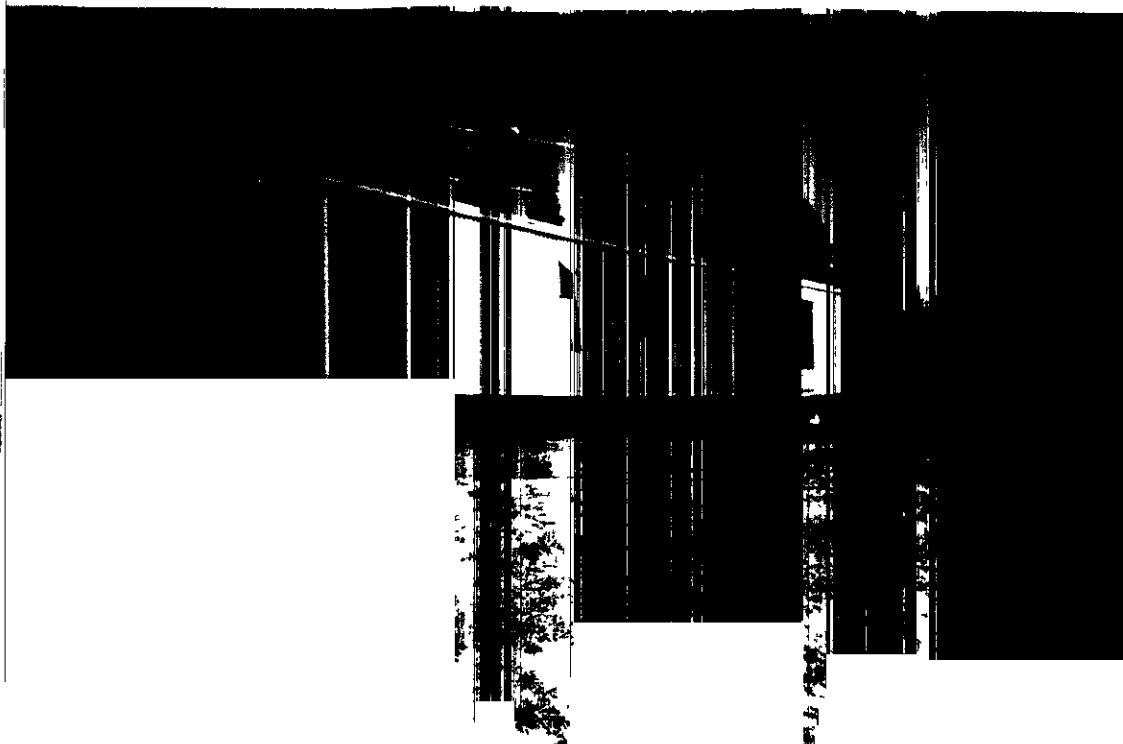


65-7935

① P/D from unnamed stream. Approx .8 mile NW of Crouch.

② Small storage pond E. of P/D

③ P/U
Pasture & tree farm. 6" soft plastic pipe shown. Looking East.



④ P/U
Example of dome use. Between P/U and pond.

REFILMED
DEC 26 1991

65-7935
PD

TOWN	RNG	SEC	TRACT	LOT	ACRES	WATER RIGHT	STAGE	WPLG	SOURCE OF WATER	LAST NAME	OWNER CODE
65N	04E	15	SESE	01	65-9539	07-01-1874	ANDERSON CREEK		YOUNG	YOUNG	C
					65-9539						
					65-10463		GROUNDMATER		JONES		C
					65-5670	04-01-1940	CASTLE CREEK		BORTLES		C
					65-5673	04-01-1962	CASTLE CREEK		CORDER		C
					65-7935	04-01-1966	GROUNDMATER		CORDER		C
					65-7935	10-02-1977	CASTLE CREEK		BORTLES		C
					65-7935	10-02-1977	CASTLE CREEK		BORTLES		C
					65-10285	06-01-1973	GROUNDMATER		WILSON		C
					65-12391	07-15-1982	SPRING		INTERMOUNTAIN DIST. CHURCH OF NAZARENE		C
					65-10667	07-01-1921	CRAIG CREEK		CARPENTER		C
					65-10668	03-15-1959	SPRING		CARPENTER		C
					65-12393	03-02-1981	CRAIG CREEK		FRICKELL		C
					65-7997	09-21-1977	GROUNDMATER		BOISE COUNTY		C
					65-7962	04-01-1995	SPRING		FRICKELL		C
					65-10662	04-01-1930	GROUNDMATER		BORTLES		C
					65-12317	04-09-1988	IMPROVED STREAM		INTERMOUNTAIN DIST. ADVISORY BOARD		C
					65-10497	11-23-1964	GROUNDMATER		BEAV		C
					65-2036	07-27-1966	PAWETTE RIVER, MIDDLE FORK		BEAV		C
					65-2036	07-27-1966	PAWETTE RIVER, MIDDLE FORK		BEAV		C
					65-11322	06-01-1912	ALLEN CREEK		PATTERSON		C

actually
P/D
no overlap

DEC 26 1991

TOWN	RNG	SEC	TRACT	LOT	ACRES	WATER RIGHT	STAGE	WPLG	SOURCE OF WATER	LAST NAME	OWNER CODE
65N	04E	15	SESE	01	65-7912	07-23-1977	GROUNDMATER		BLAIR		C
					65-7912	07-27-1975	PAWETTE CREEK		BLAIR		C
					65-12391	09-24-1982	PAWETTE CREEK		INTERMOUNTAIN DIST. ADVISORY BOARD		C
					65-12391	07-27-1975	PAWETTE CREEK		BLAIR		C
					65-12391	07-27-1975	PAWETTE CREEK		BLAIR		C

[illegible]

MODEL 56

~~LAND DEPARTMENT OF WATER RESOURCES~~
~~WATER RIGHTS BY PLACE OF USE~~

PAGE 3201
01/02/1987

[illegible]

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 92 1979

INDICATES TOTAL

SOURCE: CASTLE CREEK

TRIBUTARY TO: MIDDLE FORK, PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION PCINT	PLACE OF USE AND ACREAGE	BASIS OF RIGHT
65-0443	BAKER, KENNETH W. & BAKER, NUNA E. 602 NORTH BALLANTYNE LANE, ROUTE 3, EAGLE, IDAHO 83616	4/ 1/1940	STOCKWATER	1/ 1 12/31	4.10 AFA .07 CFS	SWSW S 9 T 9N R 4E SESW S 9 T 9N R 4E SWSE S 9 T 9N R 4E	SAME AS OTHER USE	BENEFICIAL USE
			DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS		SAME AS OTHER USE	
			IRRIGATION	4/ 1 11/01	--- AFA 3.40 CFS *---*AFA *3.51*CFS		SESW(13) SWSE(21) SESE(26) S 9 T 9N R 4E SWSW(23) SESW(39) S10 T 9N R 4E NENW(32) NWNW(16) S15 T 9N R 4E *170*	
65-10663	BORTLES, VALDA BOX 67, MELBA, IDAHO 83641	4/ 1/1940	IRRIGATION	4/ 1 11/ 1	--- AFA .10 CFS	NENE S16 T 9N R 4E SESE S 9 T 9N R 4E	NENE(51) S16 T 9N R 4E *5*	BENEFICIAL USE
65-11341	COMPTON, J. RUGER P. O. BOX 8226, BOISE, IDAHO 83707 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2851 & 65-11342 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1940	IRRIGATION	4/ 1 11/ 1	--- AFA 1.60 CFS	SWSE S 9 T 9N R 4E	SWNE(16) SEAW(12) NENW(24) NWSE(32) S10 T 9N R 4E *84*	BENEFICIAL USE
65-5670	CORDER, JOHN W. GARDEN VALLEY, IDAHO 83622 REMARKS: INDUSTRIAL USE FOR LOG POND.	4/ 1/1962	DIVERSION TO STORAGE	1/ 1 12/31	--- AFA .10 CFS	NENE S16 T 9N R 4E	SAME AS OTHER USE	BENEFICIAL USE
			INDUSTRIAL FROM STOR	1/ 1 12/31	3.00 AFA --- CFS		SAME AS OTHER USE	
			INDUSTRIAL	1/ 1 12/31	72.30 AFA .10 CFS		SAME AS OTHER USE	
			DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS *76.50*AFA *1.12*CFS		NENE S16 T 9N R 4E	
65-7935	BORTLES, VALDA BOX 67, MELBA, IDAHO 83641 REMARKS: THIS PERMIT RIGHT IS NOT DECREASED BY THE PRESENT ADJUDICATION PROCEDURE, AND IS INCLUDED FOR INFORMATION PURPOSES ONLY. NORMAL STATUTORY PROCEDURES MUST BE COMPLETED FOR LICENSING.	8/22/1977	IRRIGATION	4/ 1 11/ 1	--- AFA .54 CFS	NENE S16 T 9N R 4E	NENE(27) S16 T 9N R 4E *27*	PERMIT
			STOCKWATER	1/ 1 12/31	.20 AFA .02 CFS *---*AFA *1.56*CFS		SAME AS OTHER USE	

DEC 26 1978

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COMBI
SHALI
CFS/AMURR/
CAYAI
GARDI

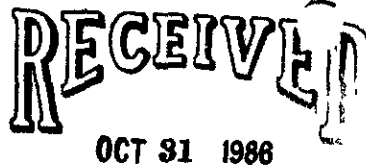
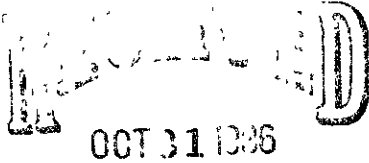
RATES 1

NISUL
NISUL
ROUTE

RATES 1

LITTLE
ROUTE
IDAHO

4/86



For Office Use Only
Fee Received \$100.00
Date 10/31/86
Receipt # 39374
Receipt by CCW
Sent to S.O. 11-2-86

Department of Water Resources
Western Regional Office

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION



1. Permit No. 65-7935

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR ~~Department~~ ^{Department of Water Resources}

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: VAUGHN BORTLES

3. Post Office Address: 2240 N. LINDER Meridian, Id 83642

Telephone No. _____

4. Source of Water: CASTLE CREEK

5. Extent of Use:

Domestic 1 (No. of households) Stockwater 10-15 ^{CATTLE, HORSES} (No. and type of stock)

Irrigation APPROX 15 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 56 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

1 JUNE 78

8. Person to contact to accompany the department representative during the field examination:

RON BORTLES
(Name) **DEC 26 1991**

2240 N. LINDER
(Address) DAYTIME 336-7500
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

30 OCT 86
Date

Ron Bortles owner
Signature of Permit Holder (and title, if appropriate)

~~due 8/4/6~~
due 8/4/6

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

65-7935
BORTLES, VAUDA
P.O. BOX 5593
BOISE, ID 83702

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 9, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. As an alternative to submitting the fee, the Department will accept a field examination report completed by a certified water right examiner from the private sector. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill, Jr.

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

RECEIVED
DEC 26 1986

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

65-7935
BORTLES, VAUDA
P.O. BOX 5593
BOISE, ID 83702

138548

CERTIFIED MAIL

June 5, 1986

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

NE NE Sec 16 T9N
R4E Boise



STUDY TO SENDER

CLAIM CHECK 25 JUN 1986
NO. 037 PM

749943

RECEIVED
JUN 26 1986
Department of Water Resources
RECEIVED MAIL
DEC 26 1991

Department of Water Resources
CERTIFIED MAIL
138548



ate of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

65-7935
BORTLES, VAUDA
P.O. BOX 5593
BOISE, ID 83702

Returned

138548

CERTIFIED MAIL

June 5, 1986

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

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As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

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DEC 26 1991

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Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

DEC 26 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 29, 1983

VAUDA BORTLES
P.O. BOX 5593
BOISE ID 83702

RE: Permit No. 65-7935

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

RECEIVED

DEC 26 1991

CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck

TO: File # 5-7435

DATE: Apr 13, 1983

Date Proof Received

101

Apr 11

Proof Due

60
— 41

Mar 1

Number of Days Proof Late

Priority Date

234

Aug 22, 1977

Number of Days Proof Late

41
— 275

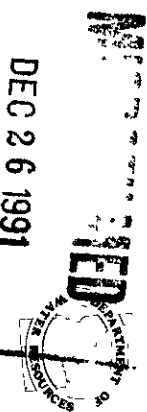
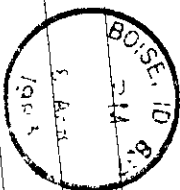
New Priority Date

= Oct 2, 1977

Remarks

UNRECORDED MED

AUG 26 1981



DEC 26 1991

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

65-7935

The Idaho Department of Water Resources will consider this current statement that the permit holder(s) has completed development to the extent shown below Permit No. _____

Name(s) of Permit Holder: Vanda Bortles

Post Office Address: P.O. Box 5593

Boise Idaho

Permit No. 344-3711

Source of Water: _____

Extent of Use:

☒ Domestic

☐ Stockwater

☒ Irrigation

☐ Other

(number of households)

(number and type of stock)

(acres)

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.

4-5-83

Date

Vanda Bortles
Signature of Permit Holder

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BORTLES, VAUDA
BOX 67
MELBA, ID 83641

and 6716 Belmont Drive
Palo Cedro, CA 96073
(per Assessor's Office)

LAPSE NOTICE

MARCH 03, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 65-7935 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 DECEMBER 31, 1982.

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

LGS:RF

RECEIVED

DEC 26 1991

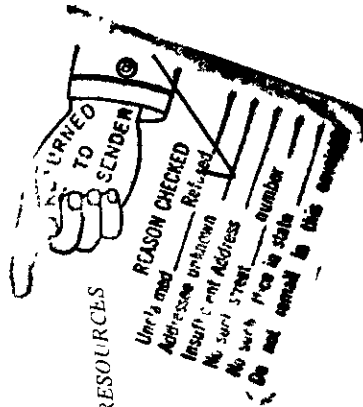
CERTIFICATION OF MAILING

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

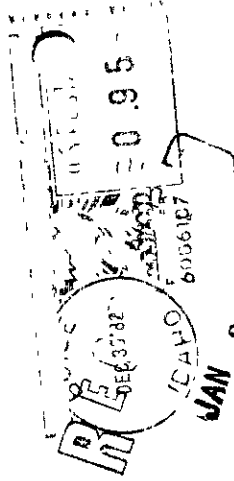
John L. Luck

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

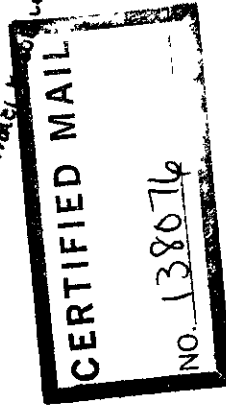
DEC 26 1991



3



DEPARTMENT OF WATER RESOURCES



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

BORTLES, VAUDA
BOX 67
MELBA, ID 83641

DECEMBER 31, 1982

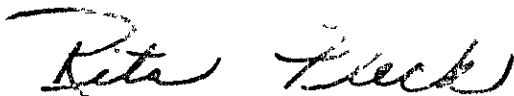
DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7935 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1983. (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

RECEIVED
DEC 26 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138076

BORTLES, VAUDA
BOX 67
MELBA, ID 83641

DECEMBER 31, 1982

DEAR PERMIT HOLDER:

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SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

DEC 26 1991

January 23, 1979

Ms. Vauda Bortles
6716 Belmont Drive
Palo Cedro, CA 96073

Dear Ms. Bortles:

Enclosed is a copy of the last page of Permit No. 65-7935. Please be advised that the priority date has been changed to show the correct date of August 22, 1977.

Sincerely,

RITA FLECK
Sr. Secretary

Enc: 1

bcc: Western Region

DEC 26 1978



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

Dear Wateruser:

Forwarded for your information in regard to your water permit is a self-explanatory letter which this office is now forwarding to holders of recently issued water right permits.

This is being mailed retroactively for informational purposes to persons who submitted applications on approximately December 30, 1977 and later.

If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

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

April 14, 1978

Re: Permit No. 65-7935

Vauda Bortles
6716 Belmont Dr.
Palo Cedro, CA 96073

Dear Ms. Bortles:

Your approved copy of Application for Permit No. 65-7935 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.

ENCLOSURE

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,

A handwritten signature in black ink, appearing to read "L. Glen Saxton". The signature is fluid and cursive, with the first name "L." and last name "Saxton" clearly distinguishable.

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

March 13, 1978

Re: Permit No. 65-7935

Vauda Bortles
6716 Belmont Drive
Palo Cedro, CA 96073

Dear Ms. Bortles:

Enclosed is a copy of your approved Application for Permit No. 65-7935 along with a copy of the Memorandum Decision and Order. We direct your attention to the conditions of approval as set forth in the Order.

You should be aware that any person who does not agree with the decision may request a re-hearing before the Director of the Department of Water Resources within 20 days, or may appeal directly to the District Court within 60 days of the date of the decision.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enc: Copy of permit w/decision and order

cc: Kenneth W. Baker
J. Roger Compton

Enc: Copy of Memorandum Decision & Order

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

(1) R.W.H. 10-9-77

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) R.W.H. 10-9-77

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) R.F.

Affidavit of Publication received(date) _____

(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

_____ 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 11-18-77

IN THE MATTER OF PROTESTED APPLICATION
NO. 65-7935 IN THE NAME OF VAUDA BORTLES

We, the undersigned, hereby allow the Department of Water Resources to reach a decision with regards to the above referenced application based upon the conference held in the State office conference room on November 7, 1977, Department of Water Resources in Boise, Idaho, and also based upon the official files and records of the Department of Water Resources.

Signed this 7th day of November, 1977, at Boise, Idaho.


VAUDA BORTLES, Applicant


KENNETH W. BAKER, Protestant


ROGER COMPTON, Protestant

65-7935 - Vauda Bortles

Conference Room, Department of Water Resources, Boise, Idaho

Monday, November 7, 1977 - 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
J. [unclear]	Box 7767 Boise Idaho	Protestant
Soneth W. Baker	Rt 3-602 N. Bellvue Egle	Protestant
Ralph J. Sloan	#201 Kootenai, Boise, Idaho	
Ron Britten	4201 Kootenai Boise, Idaho	CA [unclear]
Vauda Bortles	PO Box 65 Melba	
	6716 th Belmont Dr. Palo Alto Ca	

MEMORANDUM

TO: FILE # 65-7935

November 8, 1977

FROM: Rita Fleck *RF*

RE: Amended Application for Permit

On November 7, 1977, Vauda Bortles came in to the office to make a change on her application. An Application for Amendment was taken in error. On November 8, 1977, after realizing our error we contacted Mrs. Bortles and asked her to come in and sign an amended application. The fee for the Application for Amendment was then applied to the amended application. Thus, this explains the discrepancy between the date the amended application was received and the date the fee was paid.

Receipt # 9657

RECEIVED

NOV 7 1977

**Department of Water Resources
Western Regional Office**

Comes now Bortles, Vauda of (address) _____

6716 Belmont Dr. Palo Cedro CA 96073, and represents to the Director of the Idaho Department of Water Resources:

1. Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16 Twp. 9N

Rge. 4E, B. M., County of Boise. Other points of diversion:

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

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:
NO CHANGE

[illegible]

Total number of acres to be irrigated

[illegible]

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

Vanda Bortles
(signature)

I, _____, Director of the Department of Water Resources
hereby _____

Director

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

Need to check

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

(1) GLS 8/23/77

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 8/23/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) _____

Affidavit of Publication received(date) _____

(12) _____

Final date for protests _____
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 _____

_____ Measuring device required

_____ See attached sheet for other conditions of
approval

_____ No special conditions for approval

(15) District _____ By _____

RECEIVED

PS Form 3877 - Feb. 1975
 ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAIL

NAME AND ADDRESS OF SENDER

Dept of Water Resources
 Western Region

Indicate type of mail

☐ REGISTERED ☐ COD
☒ INSURED ☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S. D. FEE	S. H. FEE	REST. DEL. FEE	REMARKS
1	137397 Vanda Dorth										
2	6714 Belmont Dr										
3	Palo Alto, Ca 94073										
4											
5	157395 Kenneth W Diken										
6	143 L.C. P.O. Box 1000										
7	Englewood 80116										
8											
9	134399 J Roger Compton										
10	P.O. Box 7707										
11	Lawrence 8707										
12											
13											
14											
15											

TOTAL NUMBER OF PIECES LISTED BY SENDER

5

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE

POSTMASTER, PER (Name of receiving employee)

Declaration of value is required on international registered mail. Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL
OF THE APPLICATION FOR PERMIT NO. 65-7935
IN THE NAME OF VAUDA BORTLES

NOTICE OF CONFERENCE
AND/OR HEARING

On August 22, 1977, Vauda Bortles filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On September 13, 1977, the Department received a protest against approval of said application from Kenneth W. Baker and Roger Compton.

The Department has set the matter of protest for conference and/or hearing for Monday, November 7, 1977 at 10:00 a.m. in the conference room of the Idaho Department of Water Resources, 373 West Franklin Street, Boise, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A typed record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dates this 25th day of October, 1977.

L. Glen Saxton

L. GLEN SAXTON, P.E.

Western Regional Supervisor

Oct 11, 1977

Mr. Glen Layton, P.E.

RECEIVED

OCT 18 1977
Department of Water Resources
Western Regional Office

Western Regional Supervisor

92 South Cole Road

Boise, Idaho

re: application no
65-7935

Dear Mr Layton:

In response to your letter of September 20, I want to assure you that the application was made in good faith.

In response to the letter of protest, from Kenneth Baker, a realtor in Eagle, I wish to state that:

1. The point of diversion described in our application currently is on Mr Baker's property because he has diverted

the entire flow of water from the natural stream bed just prior to the stream entering our property. If allowed to flow naturally, the stream, or that portion allotted to us, would be available without our crossing his property.

2. It is true that the water has been used on Mr Baker's property for many years, as it has been on ours since they were once all one ranch before we sold the portion now owned by Mr Baker.

3. Mr Baker's employee or tenant has, until last year, continued to irrigate both the irrigated portion of his property, as well as ours, as though they were one property. This demonstrates that in normal years the supply is adequate to supply both.

4. It is our intent to retire to the family property and to construct during the 1978 year, a farm pond to store and conserve whatever amount of water flow is allotted to us.

If a Conference or hearing is scheduled, we will appreciate furnishing the date.

Thank you for your attention to our concerns.

Sincerely,

V. Bortles

V. Bortles

6716 Belmont Drive

Palo Cedro

Calif.

96093

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that VAUDA BORTLES
6716 Belmont Drive Palo Cedro CA
has on August 22, 1977 submitted Application No. 65-7935
for a permit to appropriate 0.56 cubic feet per second ~~acre feet~~
~~per annum~~ of water from Castle Creek Trib. Middle Fork Payette River
by means of headgate and pipelines
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 9 T9N-R4E B.M., Boise County
to be used from Jan 1 to Dec 31
for stockwater and from Apr 1 to Nov 1 for irrigation of 27 acres
within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 16 T9N-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 Resources, 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.

SEP 19 1977

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

63-4523 John &/or Gail McGavin

NOTICE OF CLAIM TO A WATER RIGHT

63-4554 Joe &/or Arlene Schoener

NOTICE OF APPLICATION FOR WATER RIGHTS

65-7929 Aileen F. W. Brattin Keys

65-7931 Charles C. Self

65-7934 Leander H. &/or Hilda L. Konzem

65-7935 Vauda Bortles

65-7936 Ivy E. &/or Reola M. Smith

65-7937 Cele N. Danzer

65-7938 Hope S. Miller

65-7939 James E. &/or Beverly J. Riley

65-7940 Doil W. &/or Karma D. Clark

65-7941 Lory Van Matre

65-7944 J. D. &/or Martha Branson



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

Route 3
660 n. Ballantine Ln.
Eagle, Idaho 83616

Idaho Dept. of Water Resources
Mr. Stephen Alred
92 South Cole Rd.
Boise, Idaho 83720

SEP 13 1971
Department of Water Resources
Boise Regional Office

Dear Mr. Alred:

Reference is made to a water use application number 65-7935, which has been advertised in the Idaho City newspaper. The applicant is named Bortles and is from California. The water is to be diverted from Castle Creek near Crouch in Boise County.

Please accept this letter as our protest against the issuance of a water use permit to this applicant.

The reasons for our protest are as follows:

1. The point of diversion is on deeded land and the applicant could not obtain permission for access to the point of diversion, nor a ditch easement.

2. The water has been used on our ranches for irrigation and livestock for the past twenty six years, to our knowledge, and probably much longer.

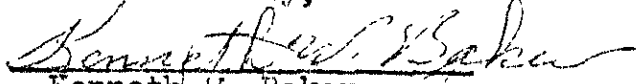
3. There is already more water applied for and permitted from Castle Creek than the normal flow will supply.

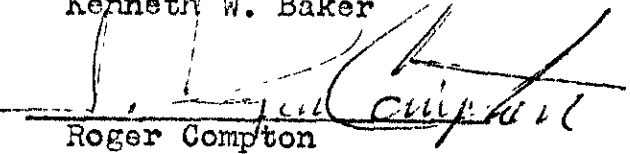
4. The run off in Castle Creek is normally high in early spring and dwindles to a small stream only suitable for livestock water in late summer. On normal years any excess water flows before the irrigation season begins and there is no reservoir site in the area.

Please advise us as to the date of any hearings on this application.

Feel free to contact us for any further information we might have which would assist you in making this decision.

Sincerely,


Kenneth W. Baker


Roger Compton

J. Roger Compton
P O Box 7767
Boise, Idaho

83707



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

September 20, 1977

Vaughn Bortles
6716 Belmont Dr.
Palo Cedro, CA 96073

Dear Mr. Bortles.

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. ~~65-2835~~. The Department suggests you contact the protestant(s) directly in an effort to determine the nature of the protest(s) and to attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

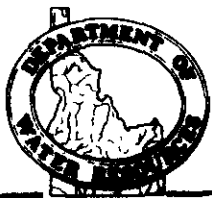
If this office can be of further assistance, please contact us.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

September 20, 1977

Kenneth W. Baker
J. Roger Compton
Box 7767
Boise, ID 83707

Dear Mr. Baker & Mr. Compton:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
- 3. Is the application made in good faith or for delay or speculative purposes?
- 4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf