

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

TION

MA 4E

1A

PAUP
OUT - lots

MICROFILMED

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.

+ J.D. Sellers
(Applicant)
J.D. Sellers

STATE OF IDAHO,
County of Boise

Donna Neth 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

Aug 5, 1977 and end-
ing with the issue of Aug 12

1977

Donna Neth
Subscribed and sworn to before

me this 15th day of Aug, 1977

Robert J. Triffel
Clerk of Dist Court

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that J.D.
& Don Sellars &/or Dick Queen,
3302 Cherry Lane, Boise, Idaho has
on July 20, 1977 submitted Appli-
cation No. 65-7510 for a permit
to appropriate 0.12 cubic feet per
second of water from Middle Fk.
Payette River tributary of South
Fk. Payette River by means of pump
and pipelines 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 Decem-
ber 31 for a domestic purpose 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 Resources, 92 South Cole
Road, Boise, Idaho 83705 on or
before August 22, 1977.

C. STEPHEN ALLRED
Director

Published in THE IDAHO WORLD,
Idaho City, Idaho, on August 5,
1977 and August 12, 1977.

OK
9-16-77
[Signature]

RECEIVED
AUG 16

Department of Water Resources
Western Regional Office

MICROFILMED

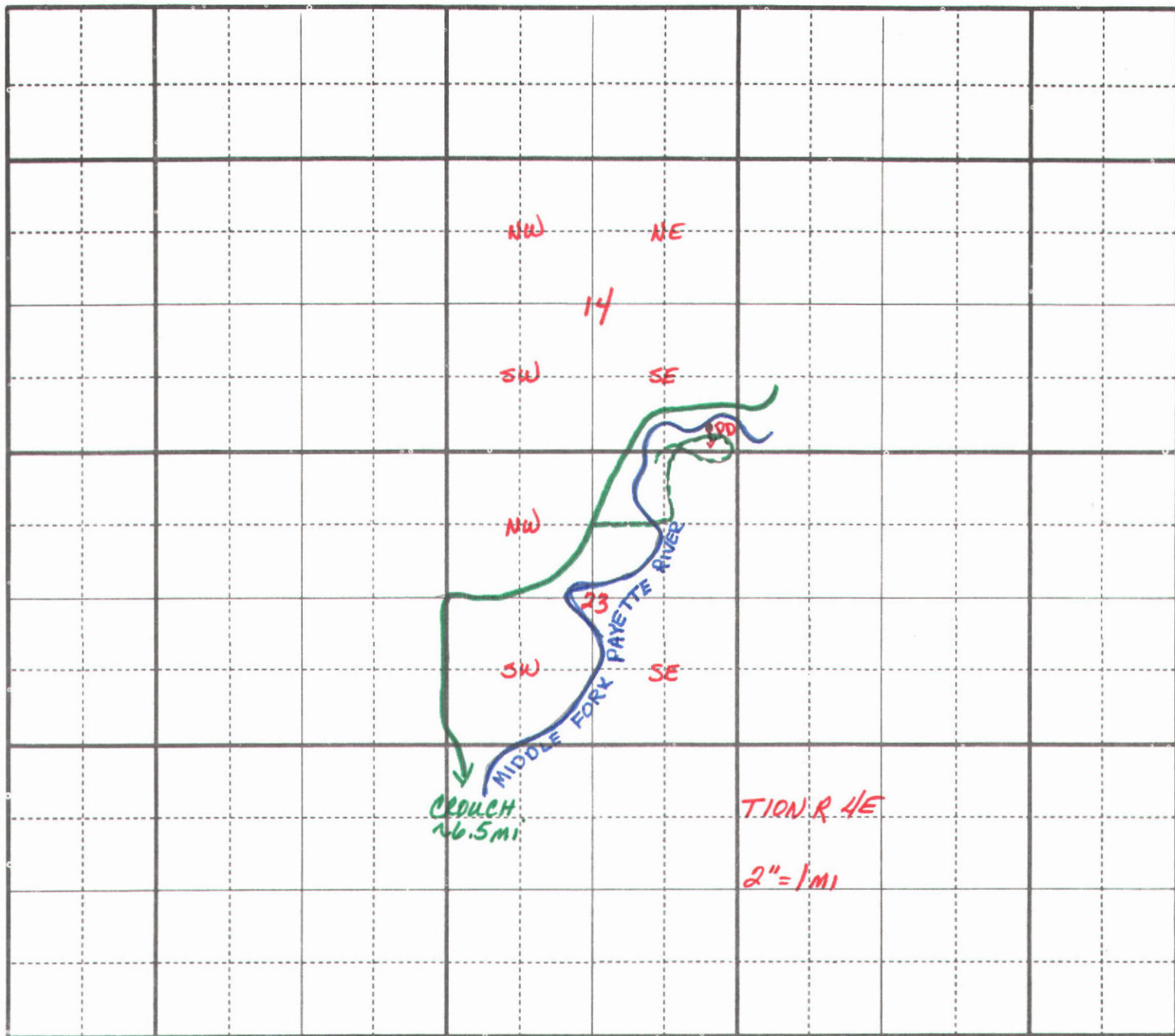


Diagram of System

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7910 Priority July 20, 1977 Amount 0.12 cfs

THIS IS TO CERTIFY, that J. D. & Don Sellars &/or Dick Queen
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 65-7910 issued pursuant to Application for Permit dated July 20, 1977,
and has submitted proof to the Department of Water Resources on September 12, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.25 cfs of water from Payette River, Middle Fork,
tributary to Payette River, South Fork, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (3 units)	from <u>January 1</u> to <u>December 31</u>	at <u>0.12</u> cfs and <u>3.6</u> acre feet	
	from _____ to _____	at _____ cfs and _____	
	from _____ to _____	at _____ cfs and _____	
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.12 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
3.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 14, Twp.
10N, Rde. 4E in the County of Boise

Description and location of place of use:

Twp.	Range	Section	NE NW SE SW												Totals
			NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	
10N	4E	14													X

Total number of acres irrigated _____

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

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, and is subject to all prior water rights, as provided by the laws of Idaho

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of
April, 19 83.

Acting for the Director

Norman C. Young

Identification No. _____

Application No. _____ 65-7910

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 J.D. & Don Sellars &/or Dick Queen Phone. 345-5334
post office address 3302 Cherry Lane Boise, ID
- 2 Source of water supply Middle Fk. Payette River which is a tributary of South Fk. Payette River
- 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 _____ 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 .12 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 .12 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. 1½ HP pump from river to homes
through 1½ inch line

- 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 \$ _____
- 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 3
(5) If water is to be used for other purposes describe _____

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

TION M 4E
 M
 pump
 [] lots

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

+ J. D. Sellers
(Applicant)
C. D. Sellers

Proposed Form

Received by 6/5 Date 7/20/77 Time 2:00 PM
Preliminary check by WTHM Fee \$ 10.00 #8159
Received by 6/5 Date 7/20/77
Publication prepared by CS Date July 28/1977
Published in Idaho Observer
Publication dates August 5, 1977 + August 12, 1977
Protests filed by _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by THH

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. 65-7910, 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 October 1, 19 78.

c Other. The issuance of this permit in no way grants any right-of-way or

easement across the land of another.

2 Denial of said application is for the following reasons

Witness my hand this 22 day of September 19 77.

Deputy Director

STATE OF IDAHO,
County of Boise

Wanna Neth 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

Aug. 5, 1977 and end-
ing with the issue of *Aug. 12*

1977

Wanna Neth
Subscribed and sworn to before
me this 11th day of *Aug.*, 1977

Robert J. Tappfield
Clerk of Dist Court.

OK
9-16-77

Dec.
1

May 2, 1983

RE: Permit No. 65-7910

J.D. &/Don Sellars &/or Dick Queen
3302 Cherry Lane
Boise, ID 83705

Gentlemen:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED
1983

1. Name of permit holder JD + Don Sellars + Don Dick Queen
Post office address 3302 Cherry Lane Boise, Id Phone 345-5334
Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Other uses: _____

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

- Township _____ N/S, Range _____ E/W, B M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County _____

Other Points of Diversions

Description of diverting works: 1 1/2 Hp pump, 1 1/2" line - 400'-500'

Measuring device required yes ☐ no ☒

- 6 Lands to be irrigated or place of use.

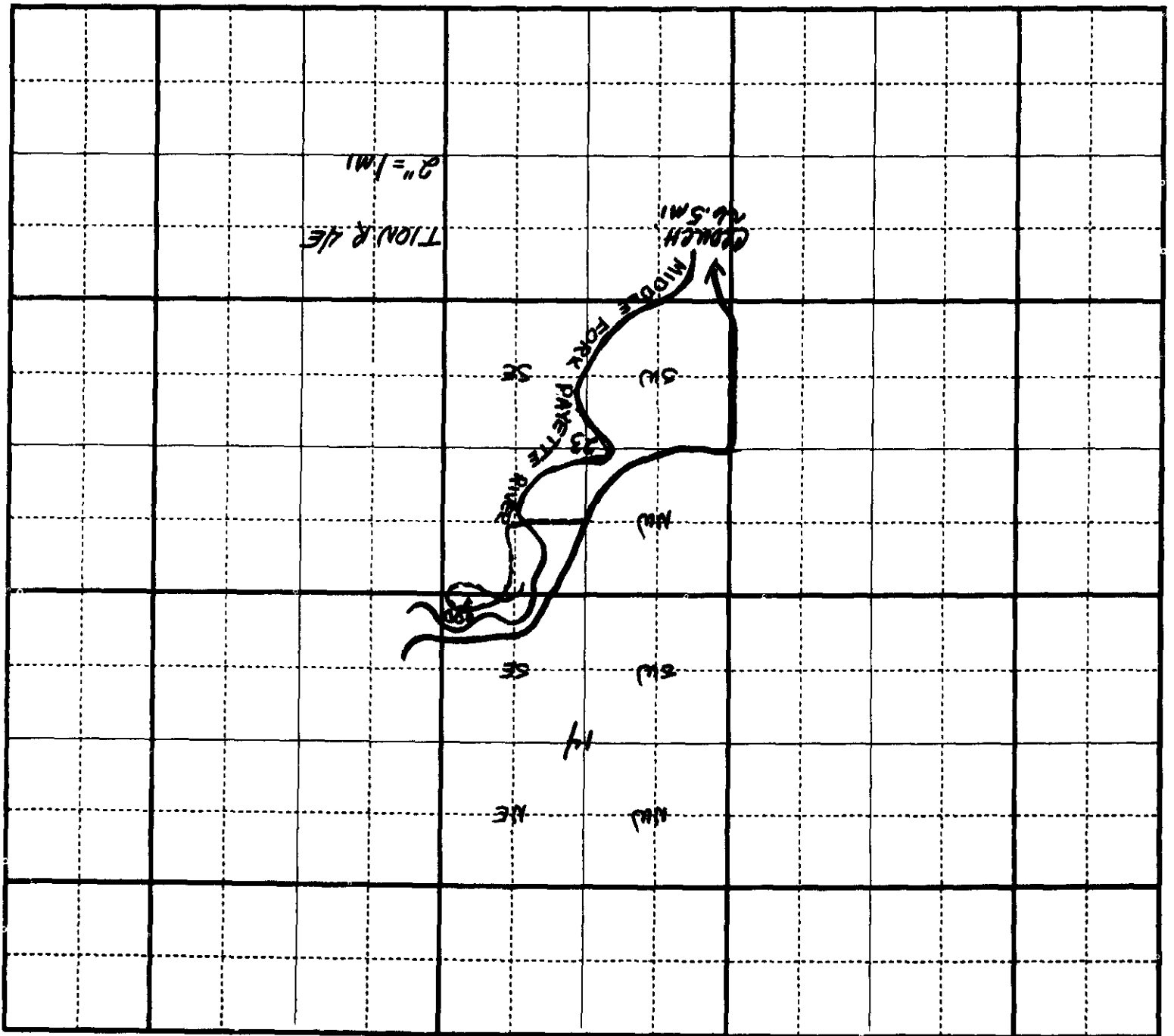
[illegible]

TOTAL ACREAGE _____

Garden Valley

11/11/1960

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 = 0.12 c.f.s. V = 3.6 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 0.09 cfs .25 Method of measurement CALCULATED

Total Q recommended 0.12 0.09 cfs Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use TION R4E Sec. 14 SESE ← permit identified SESE
Other _____ therefore no amendment
None ☒ necessary

MEASUREMENT CALCULATION:
 $Q = \frac{HP \times 7.48 \times C}{L + H \times 2.31} = \frac{1.5 \times 7.48 \times 8.8}{20 + 20 \times 2.31} = 0.09 \text{ cfs}$ capacity
 $V = 3 \text{ units} \times 1.2 = 3.6$
Allow .12 cfs for 3 units

SYSTEM DESCRIPTION:
16HP Gasuzzi pump w/ 1 1/2" suction pipe in river & 1 1/2" pipe (PVC) to
place of use

REMARKS:
3 domestic uses

Examined Signature Linda Law Johnson Date 8-29-79
Checked by DGS Date 8/30/79
Approved by Reyn Date 2-11-83



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 18, 1978

J. D. & Don Sellars & Dick Queen
3302 Cherry Lane
Boise, ID 83705

Gentlemen:

Re: Permit No. 65-7910

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

RECEIVED
SEP 20 1978
WATER RIGHTS
DIVISION

Identification No. _____

Permit No. 657910

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 12 1978

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder ID, & DON Sellers & / or Dick Green
b) Post Office Address 3302 Cherry Lane, Boise Ida, 83705
2. Permit Number 657910
3. Date of Priority that you are prepared to establish JULY 20, 1977
4. a) Source from which water was appropriated Middle Fk. Payette River (Trib. to South Fork)
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 14 Payette River
Township 10N, Range 4E Boise COUNTY, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount .12 for Domestic purposes from JAN 1 to DEC 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .12 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: 1 1/2 HP PUMP through 1 1/2 inch line
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 or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch)
1 1/2 HP PUMP FROM river to homes
through 1 1/2 in. line
b) Describe the type and size of measuring device which you have installed at your point of diversion: 1 1/2 in. pump - 1 1/2 in. line
c) Give well driller's name and address and the date the well was completed: _____

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

Domestic - Three Households

lots H17 H18-H19 H20-H21 Garden Valley Estates

com type

9/18/78

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

July 31, 1978

138989

Re: Permit No. 65-7910

J. D. & Don Sellars
&/or Dick Queen
3302 Cherry Lane
Boise, ID 83705

Gentlemen:

One of the conditions of approval of your water Permit No. 65-7910 (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 October 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

En Proof affidavit

RECEIVED

27 September, 1977

J.D. and Don Sellars and/or Dick Queen
3302 Cherry Lane
Boise, Idaho 83705

Dear Waterusers:

Enclosed is a copy of your approved Application for Permit No.65-7910 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65 -

☒ 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) WFM 7/26/77

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) WFM 7/25/77

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 _____

NO Measuring device required

X R/W clause

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W

By 122

Date 8-26-77

*Payette R. Letter
should be sent*



DEPARTMENT OF WATER RESOURCES

WESTERN REGION

John V. Evans
Governor

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

July 29, 1977

RE: NOTICE OF APPLICATION FOR WATER PERMIT NO. 65-7912 - Albert E. Blaser
65-7510 - J.D. & Don Sellars &/or
--- -- Dick Queen

The Idaho World
c/o Julie Darnell
Sec/Treas.
P.O. Box 220
Idaho City, Idaho 83631

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

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

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before August 22, 1977.

Sincerely,

RITA FLECK
Secretary

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. D. & DON SELLARS &/or DICK QUEEN
3302 Cherry Lane, Boise, Idaho
has on July 20, 1977 submitted Application No. 65-7510
for a permit to appropriate 0.12 cubic feet per second ~~one foot~~
~~per second~~ of water from Middle Fk. Payette River tributary of South Fk. Payette
River
by means of pump and pipelines
within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 14 T10N-R4E B.M., Boise County

to be used from Jan 1 to Dec 31
for a domestic purpose
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. 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 August 22, 1977.

C. STEPHEN ALLRED

Director

Published in the The Idaho World, Idaho City, Idaho
on August 5, 1977 and August 12, 1977

