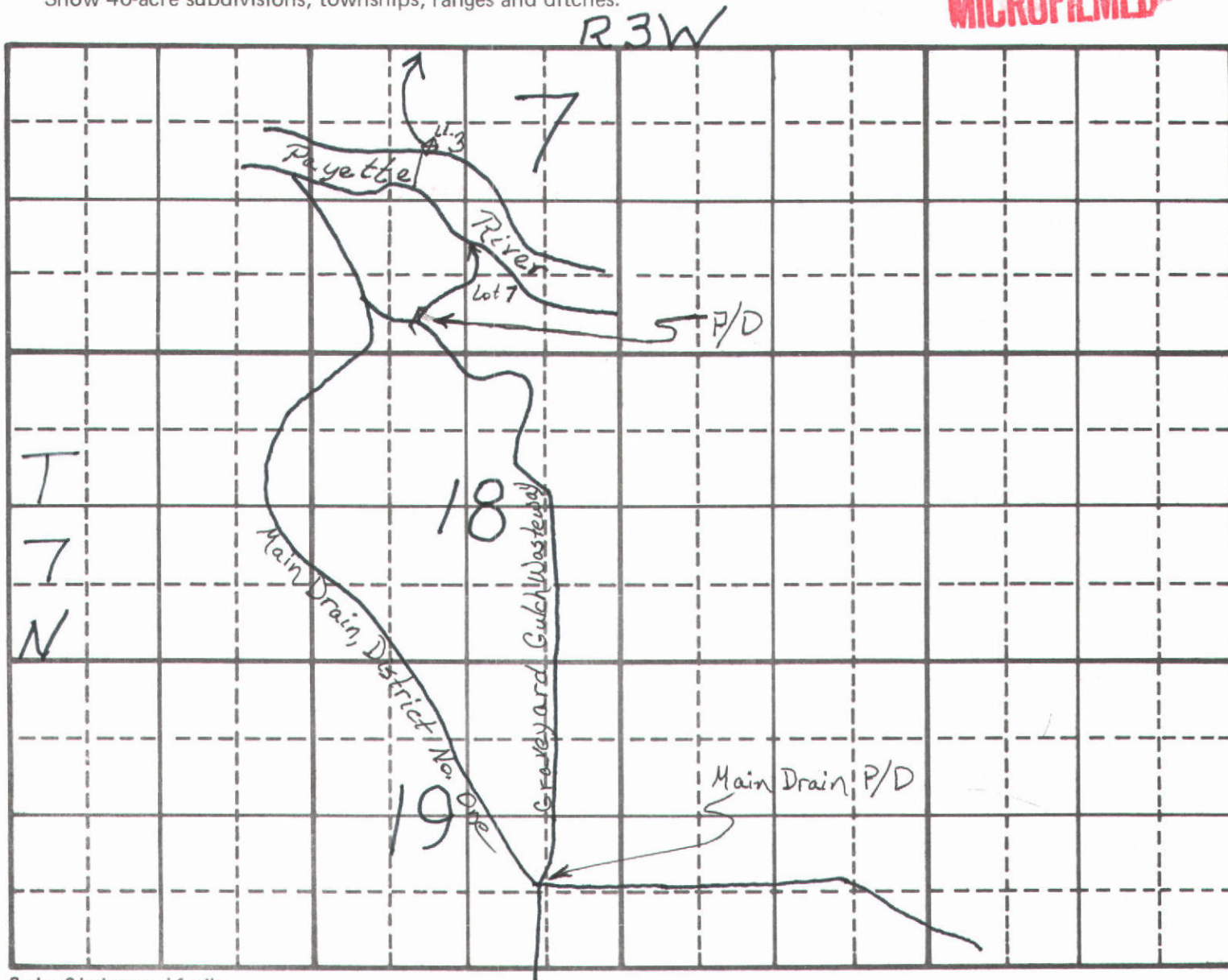


Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

MICROFILMED



Scale: 2 inches equal 1 mile.

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

Signed at Payette, this 11 day of November, 19 85.
Cecil Shurteff Pres.
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by 665 Fee = \$20.00 - 300.89 Received by SR Date 12/6/85
Publication prepared by SR Date 12/11/85 Published in Independent Enterprise
Publication dates 12/19 & 12/20/85

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
Approve the above referenced Amendment provided the conditions as set forth on
page 4 of Permit No. 65-7882 are met.

Witness my hand this 20th day of January, 19 86
L. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Notice of Application for Amendment
TITLE OF PUBLICATION

SPONSOR OR PLAINTIFF

Dept. of Water Resources
PLAINTIFF OR LEGAL AGENT

I, Melvina Berreth, being
duly sworn, deposes and says:

That *she* is the *principal clerk* of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
(2) Two consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
Dec. 18, 19 *85*, and ending with the issue
of *Dec. 23*, 19 *85*.

Subscribed and sworn to before me this *24th* day
of *Dec*, 19 *85*.

Marilyn J. Rhinehart
Notary Public, Residing at Payette, Idaho.

My Commission Expires *Dec. 1*, 19 *86*.

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines *22 dbl line*

Number of Insertions *(2) two*

22 Lines @ *72¢* . . . \$ *15.84*

22 Lines @ *54¢* . . . \$ *11.88*

TOTAL COST
WILL BE \$ *27.72*

Copy of Notice

NOTICE OF APPLICATION FOR AMENDMENT)

NOTICE IS HEREBY GIVEN that Permit No. 65-7882 in the name of Lower Payette Ditch Company was filed on 5/13/1977 for the diversion of 30 cfs from an unnamed stream with a point of diversion within the SE SW Sec. 7 T. 7N. R. 3W to be used for irrigation purposes from 3/15 to 11/15 for lands under the Lower Payette Ditch Company, 10,990 acres.

The permit holder now proposes to amend the permit by changing the source of water to the Graveyard Gulch Wasteway tributary to the Main Drain, District No. One and the Main Drain, District No One, tributary to the Payette River, and changing the points of diversion to the SE SW Sec. 7 and the NW SE Sec. 19 T. 7N. R. 3W.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Statehouse, 450 W. State St., Boise, ID 83720 on or before January 6, 1986.

A. KENNETH DUNN
DIRECTOR
Dec. 18, 23

No. 873

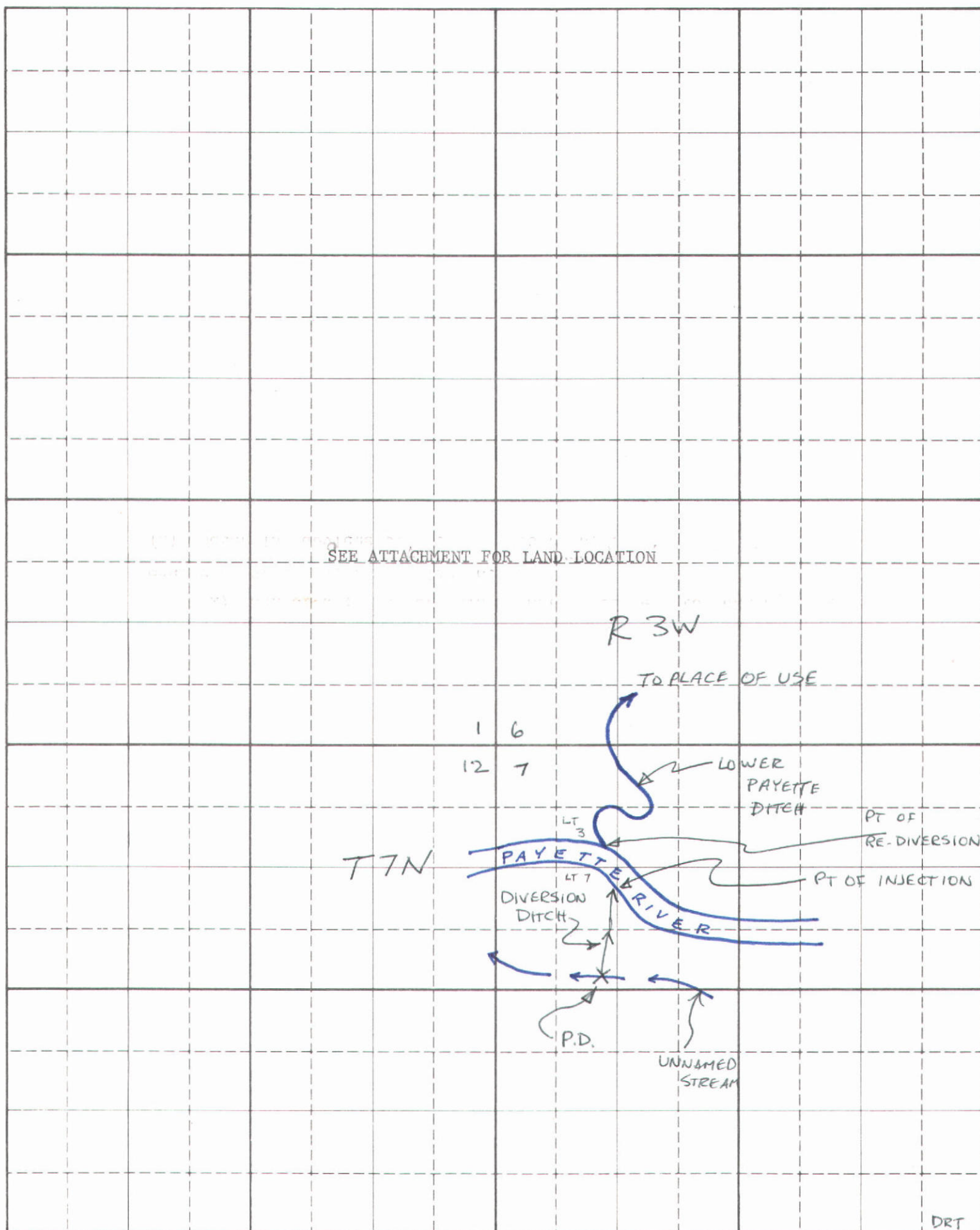
RECEIVED
DEC 26 1985

Department of Water Resources
Western Regional Office

Nº 873

MICROFILMED

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.

LOWER PAYETTE DITCH Co.
(Applicant)
by J. D. Swine, VICE PRES

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Copy of Notice

(First Copy)

notice for water permit 65-7882
TITLE OF PUBLICATION

Lower Payette Ditch Co.
SPONSOR OR PLAINTIFF

Dept of Water Resources
PLAINTIFF OR LEGAL AGENT

I, Sharon L Swanson, being
duly sworn, deposes and says:

That she is the principle clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
two (2) consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
May 26, 19 77, and ending with the issue
of June 2, 19 77.

Subscribed and sworn to before me this 3 day
of June, 19 77.

Mary Jane Lee
Notary Public, Residing at Payette, Idaho.

My Commission Expires April 28, 19 80.

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 42 single

Number of Insertions two (2)

42 Lines @ 21 . . . \$ 8.82

42 Lines @ 15 . . . \$ 6.30

TOTAL COST
WILL BE \$ 15.12

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
**LOWER PAYETTE DITCH
COMPANY** 114 N. 8th Street,
Payette, ID has on May 13,
1977 submitted Application
No. 65-7882 for a permit to
appropriate 30.0 cubic feet
per second of water from an
unnamed stream tributary
of Payette River by means of
diversion dam and ditches
within the SE¹/₄SW¹/₄ Sec 7
T7N-R3W B.M., Payette
County; Point of injection
into Payette River—
NE¹/₄SW¹/₄ Sec 7, T7N-R3W;
Point of re-diversion from
Payette River—Lot 3, Sec 7,
T7N-R3W, to be used from
Mar 15 to Nov 15 for the
irrigation of 13, 213 acres
within the Lands under the
Lower Payette Ditch
Company

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 June 13,

1977.

C. STEPHEN ALLRED
Director

Published in the
Independent Enterprise,
Payette, ID on May 26, 1977
and June 2, 1977.

No. 272

5-26-2-tc

OK MS
6-8-77

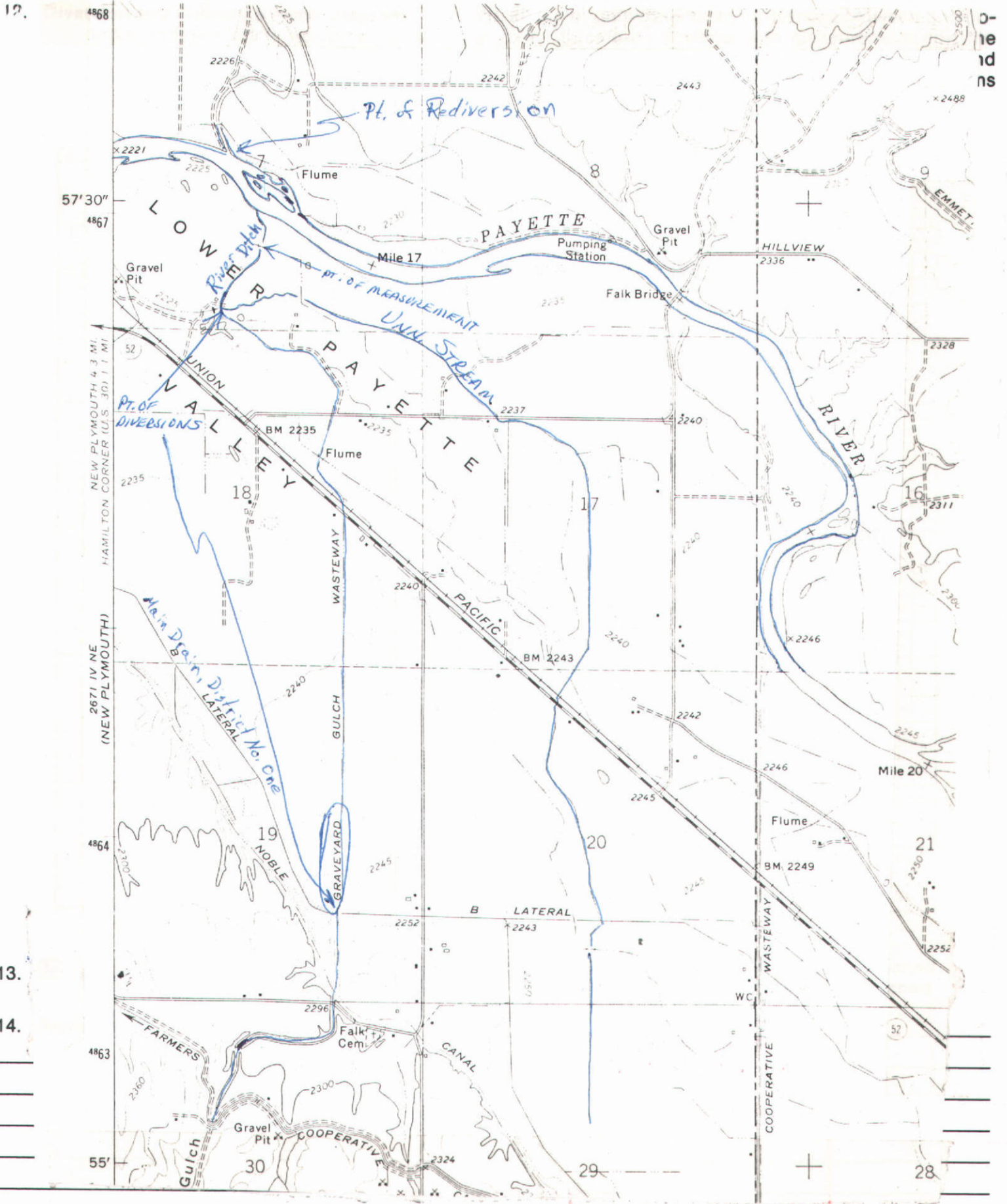
RECEIVED
JUN 6 1977

Dep. of Water Resources
Western Regional Office
No. 272

RECEIVED

65-2376, 65-11413

10. Other water rights on these lands 65-7435, 7438, 7848, 0165, 0325, 7881
 11. Other water right diverted from same p.d. NONE 65-2376, 65-11413



15. Recommended Amendments
☐ Change P.D. as reflected above
☐ Change P.U. as reflected above
☐ Add P.D. as reflected above
☐ Add P.U. as reflected above
☒ None
☒ Other
 16. Examiner's/Consultant's Signature Jan Grover Date 1/30/85
 Consultant's License Number Donna Craft 7/25/86
 IDWR Director's Authorization to Conduct
 Beneficial Use Examination 9/28/84 & 7/25/86
 Date

MICROFILMED
JAN 14 1991

CONSULTANT SEAL

Township No 7 North Range

T7N R3W



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07882

Priority: May 13, 1977

Maximum Diversion Rate: 30.00 CFS
Maximum Diversion Volume:¹ 14578.7 AF

This is to certify, that LOWER PAYETTE DITCH CO.
828 CENTER AVE.

PAYETTE, ID 83661 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 13, 1977; and
has submitted Proof of Beneficial Use on December 13, 1983. An examination indicates
that the works have a diversion capacity of 93.000 cfs of water from:

GRAVEYARD GULCH WASTEWAY tributary to PAYETTE RIVER

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	03/15 to 11/15	30.00 CFS	14578.7 AF

LOCATION OF POINT(S) OF DIVERSION:

Rediversion

SESW, Sec. 7, Township 07N, Range 03W
NWSE, Sec. 19, Township 07N, Range 03W
LOT 3(SENW), Sec. 7, Township 07N, Range 03W
PAYETTE County

PLACE OF USE: See Remarks

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. Use of water under this water right is subject to control by the watermaster of State Water District No. 65
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
7. Place of use within the boundaries of Lower Payette Ditch Co.

MICROFILMED

JAN 14 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-07882

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 20th
day of December, 1990.

Acting for

R. Keith Higginson, Director

MICROFILMED

JAN 14 1991

STATE OF IDAHO

APPROVED

APPLICATION FOR AMENDMENT OF A PERMIT

RECEIVED

NOV 13 1985

To change the point of diversion and/or the place of use.

no record
Department of Water Resources

Comes now Lower Payette Ditch Company Phone 642-2441
of (address) 114 N 8th Payette, ID 83661, 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. 65-7882, and requests that the permit and permit map be changed as follows:

- Point of diversion: SE 1/4 SW 1/4, Section 7, Township 7N, Range 3W, B.M.,
County of Payette. Other points of diversion: NWSE S19 T 7N R 3W. Main Drain,
District No. One injected into Graveyard Gulch Wasteway: NWSE S19 T 7N R 3W. Point of
injection into Payette River: Lot 7 (NWSE) S 7 T 7N R 3W. Point of redirection: Lot 3
(SESW) S 7 T 7N R 3W.
- Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
No change
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
- Place of use or land to be irrigated: No change

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	

4. Source of water: Main Drain, District No. One tributary to Payette River
Graveyard Gulch Wasteway tributary to Main Drain, District No. One
Total number of acres to be irrigated = _____
- 4.5.a. Who owns the property at the point of diversion? Reed Henderson
- b. Who owns the land to be irrigated or the 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: _____

MICROFILMED

Show 40-acre subdivisions, townships, ranges and ditches.

MICROFILMED



Signed at Dayette

(Signature)

Preliminary check by

Received by 58

Publication prepared by JS Date 12/11/85

Publication prepared by

Date 12/11/85

Published in Andersson's Entomology

Publication dates

12/

58, 102, 121, 1

L. GLEN SAXTON

of the Department of Water Resources hereby

Approve the above referenced Amendment provided the conditions as set forth on

page 4 of Permit No. 65-7882 are met.

Witness my hand this 20 day of

January

98

Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Copy of Notice

Notice of Application for Amendment
TITLE OF PUBLICATION

SPONSOR OR PLAINTIFF

Dept. of Water Resources
PLAINTIFF OR LEGAL AGENT

I, Melvina Berreth, being
duly sworn, deposes and says:

That *she* is the *principal clerk* of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
(2) two consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
Dec. 18, 19 *85*, and ending with the issue
of *Dec 23*, 19 *85*.

Subscribed and sworn to before me this *24th* day
of *Dec*, 19 *85*.

Marilyn Rhinehart
Notary Public, Residing at Payette, Idaho.

My Commission Expires *Dec. 1*, 19 *86*.

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines *22 dbl line*

Number of Insertions *(2) two*

22 Lines @ *72¢* . . . \$ *15.84*

22 Lines @ *54¢* . . . \$ *11.88*

TOTAL COST
WILL BE \$ *27.72*

RECEIVED
DEC 23 1985

Department of Water Resources
Western Regional Office

Nº 873

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING DEVICE)
REQUIREMENT IN CONNECTION WITH PERMIT NO. 65-7882) ORDER
IN THE NAME OF LOWER PAYETTE DITCH COMPANY)

WHEREAS, on January 5, 1979, the Department of Water Resources issued Permit No. 65-7882 in the name of Lower Payette Ditch Company with the requirement that,

Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of injection, and the point of re-diversion;

and,

WHEREAS, on December 9, 1983, the Department received a request from the permit holder to change the measuring device requirement; and,

WHEREAS, the Department of Water Resources has determined that a change of the measuring device requirement is reasonable at this time for a determination of the quantity of water appropriated under said permit;

NOW, THEREFORE, the condition of approval on said water right requiring that a measuring device be installed and maintained is hereby CHANGED to read:

The flow being diverted must be measured by a professional engineer, subject to the condition that if a water district is created on the Payette River and measurement of the diverted flows is found to be required, then measuring devices must be installed or channels must be rated at the point of diversion, point of injection, and point of rediversion.

Dated this 26th day of January, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

Identification No. 65-7882

Application No. _____

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 Lower Payette Ditch Company Phone: 642-2441
post office address 114 N. 8th St., Payette, ID 83661
- 2 Source of water supply unnamed stream which is a tributary of Payette River
- 3 a Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 7 Township 7N
Range 3W B.M. Payette 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 30 for Irrigation purpose from Mar 15 to Nov 15 (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 30 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works.
a. Description of ditches, flumes, pumps, headgates, etc diversion dam and ditches

- 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 \$ 3,000
- 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 _____

(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 _____

MICROFILMED

[illegible]

10,990*
Total number of acres to be irrigated ~~13,213~~

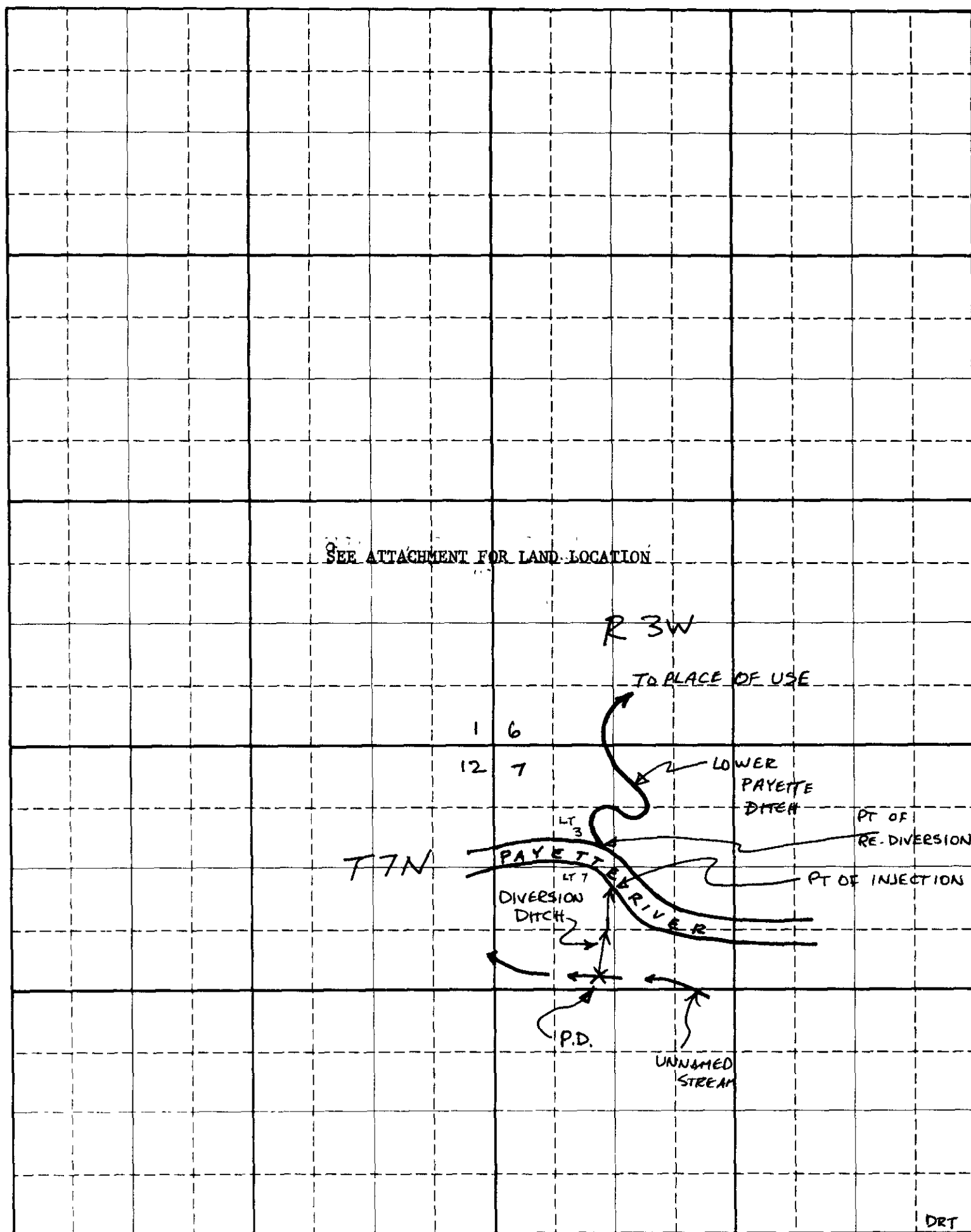
~~65-0165, 65-0325, 65-7425, 65-7428, 65-7848, 65-7881~~

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

applicant to make this filing-

This water is supplemental to previous rights.

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

LOWER PAYETTE DITCH Co.
(Applicant)
by J. D. Swine, Vice Pres

Proposed Priority 5-13-77

Received by Date 5-13-77 Time 11:12 am
Preliminary check by WMM Fee \$ 865
Receipted by Date 5-13-77 Rect # 7744
Publication prepared by CS Date May 15, 1977
Published in Independent Intermountain
Publication dates May 26, 1977 + June 2, 1977
Publication approved Date 6-20-77
Priority reduced to Reason

Protests filed by

Copies of protests forwarded by

Hearing held by Date
Recommended for approval denial by J.S.

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 65-7882, 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 January 1, 19 84.

c. Other (1) Use of water under this permit is subject to control by the water-master of State Water District No. 65, Payette River.

(2) Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point

of injection, and the point of re-diversion.

(3) The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per

second for each acre of land.

(4) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 5th day of January 19 79.

Chief, Operations Bureau

J. Alan Saylor

LAND LIST FOR
RIGHT 65-0165
X, A, B, C

LAND LIST ATTACHMENT

ACREAGE TABULATION FOR LOWER PAYETTE DITCH

Description and location of place of use: MAIN CANAL

TWP.	RANGE	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	
7N	3W	5											3						3
		6			12	2									30	8	27	36	115
8N	4W	17							16	13	39	38	28	1t2			1t1		146
		18	20	38	40	38	36	37	39	19	24	38	34	27	34	38	20	36	518
		19	8				1t8	6											14
		20	1t7	7															7
		21					1t4	3											3
8N	5W	2									6	28	39	36			37	16	162
		3	1t1	1t2			1t3	1t4			1t5	1t6			33	36	39	37	419
		4	1t3			1t2									1t1	6			6
		10	38	40	40	37	1t5		1t4		1t3				28	40	18	26	364
		11	36	37	34	38	39	38	37	37	38	34	39	30	35	37	36	36	581
		12			1		1	20	38	29	38	38	38	37	2	28	38	30	338
		13	39	38	39	40	15	37	40	32					40	39	37	40	436
		14	37	17	18	40													112
		24	1t1	1t2			1t3												53
			27	16			10												
9N	5W	22	1t1		1t2	30					1t3		1t4		32	36	19	35	272
		23					28	39	39	10	3	36	19						174
		26						1											1
		27	26	33	35	3	31	32	30	32	37	25	25	30	1	28	29		397
		28		1t1	1t2						1t3		1t4		30	28	25	25	226
			10	25	26						27		30						
		33	20	20	20	10	1t5			1t4					15	10		1t1	131
							19			7									
		34		9	11		29	25	25	20	25	25	25	30		8	8		240
8N	4W	7											16	1					17

Total number of acres irrigated 47 62

9/19/78

TOTAL ACRES = 10990

MICROFILMED

ACREAGE TABULATION FOR LOWER PAYETTE DITCH CONT.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	5W	1			9		1t3 31	1t4 31	1	37	39	26	28	37		17	17		273
		2	1t1 6													9	31	46	
		11	34	28	36	37				27			27	36	38	36	36	335	
		12		21	24		28	38	30	37	38	38	34	29		9	1	321	
		13					1	11										12	
		14	36	33	39	9	31	9	24	39	40	35	38	36	9	40	18	437	
		15			1t2 11									1t3 34			1t4 17	62	
10N	5W	23								1t3 1				25	34	1t2 36	1t1 36	132	
		24									2	31	2					35	
		25		7	15		39	37	35	34	40	35	31	37		29	26	365	
		26	1t3 84											1t2 11			1t1 9	104	
		35															4	4	
		36		32	23		38	27	30	34	36	33	39	28		16		336	

Total number of acres irrigated 2462

9/19/78

DEFINITION

NOTE: Jim Bivens of Bivens Livestock stated that some 200 acres of his lands receive lower payette water. These lands were selected at random from that ranch.

LAND LIST ATTACHMENT

Description and location of place of use: Payette Heights Extension

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8N	4W	6											40			40			80
8N	4W	7	40	40	40														120
9N	5W	1	31	34	17	1	1								7	9			100
		12	3	15	10	6							5		16	9			64
		13					31	20	40	18	4	39	39						191
		14				23									28		19	37	107
		23	30	39	39	40	9			26	34	2	16	37	40	36	38	40	426
		24					15	30				40	38						123
		25					40	39	36	35									150
		26		38	20		28	18					25						129
		27	10			32									25		6	24	97
		34	27	20	23	20									30	17	25	27	189
		35			19	36	20	20		38	39	10	10	39		35			266
9N	4W	6						2											2
10N	5W	4		20	5										11			2	38
		10			3		16			2						5		5	31
		15	10			1													11
		25			10										2	8	10	8	38
		36	6	5	14	25							8	24	21	38			141

Total number of acres irrigated 2303

NOTE: The only land currently irrigated from the Payette Heights point of diversion is 78 acres in E½SW¼ S35 T 9N R5W, owned by Harry Sloan. However, the 1917 date of priority attributed to this right applies to all of the lands in this land list.

9/19/78

CERTIFICATE OF FILING OF ARTICLES OF INCORPORATION.

United States of America.

State of Idaho, Secretary's Office.

I, ISAAC W. GARRETT, Secretary of the State of Idaho, do hereby certify that
a copy of the Articles of Incorporation of the

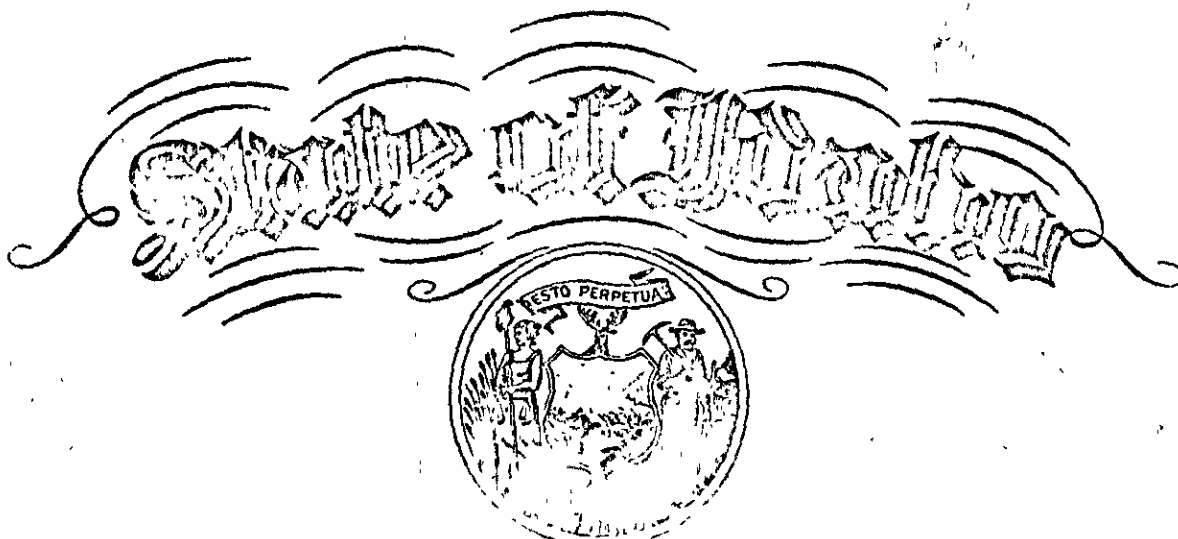
EXTENSION DITCH COMPANY

certified by the Recorder of Washington County as a copy
of such Articles, was filed in this office on the 26th day of
November A. D. 1895, and recorded in Book "C"
page of Incorporations, Records of the State of Idaho, which Articles
contained the required statement of facts, to wit:

FIRST, the name of the Corporation as aforesaid; SECOND, the purpose for
which it is framed; THIRD, the place where its principal business is to be transacted;
FOURTH, the term for which it is to exist; FIFTH, the number of its directors or
its trustees, and the names, residences and term of office of those who are appointed
for the first year; SIXTH, the amount of its capital stock and the number of shares
into which it is divided; SEVENTH, the amount of its capital stock actually sub-
scribed and by whom.

In Testimony Whereof, I have hereunto set my hand and affixed the Great
Seal of the State Done at Boise City, the Capital of Idaho, this 26th day
of November in the year of our Lord
one thousand eight hundred and ninety-five
and of the Independence of the United States of
America the one hundred and-twentieth.

Secretary of State.



Department of State

CORPORATION REINSTATEMENT CERTIFICATE

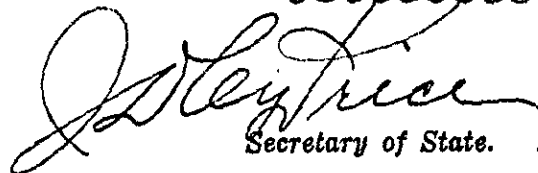
I, J. D. (CY) PRICE, Secretary of State of the State of Idaho, and legal custodian of the corporation records of the State and collector of the annual corporation tax, do hereby certify that

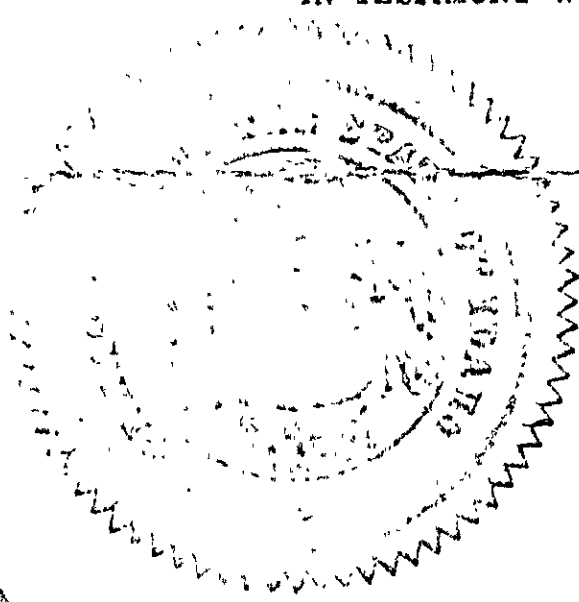
SECOND EXTENSION DITCH COMPANY, LTD.

a corporation organized and existing under and by virtue of the laws of the State of Idaho, with its principal place of business in Idaho located at Weiser, Idaho, forfeited on the first day of December, 1914, its charter or authority to do business in the State of Idaho, because of failure to submit annual statement which was due the State of Idaho for the fiscal year ending June 30th, 1915, as provided by Section 26-607, Idaho Code, Annotated.

AND I FURTHER CERTIFY, That the said corporation has subsequently and on the eighteenth day of June, 1918, submitted required annual statement and paid the required penalties and the said corporation is therefore reinstated on the records of this office, and all the corporate rights which it enjoyed under the Constitution and Laws of the State of Idaho prior to the date of said forfeiture, are hereby restored.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State. Done at Boise City, the Capital of Idaho, this eighteenth day of June, in the year of our Lord one thousand nine hundred forty-eight, and of the Independence of the United States of America the One Hundred Seventy-second.


Secretary of State.



MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Copy of Notice
(First Copy)

Notice For water permit 65-7882
TITLE OF PUBLICATION

Kanawha Payette Ditch Co.
SPONSOR OR PLAINTIFF

Dept of Water Resources
PLAINTIFF OR LEGAL AGENT

G. Sharon & Swanson, being

duly sworn, deposes and says:

That he is the principle clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
two (2) consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with May 26, 19 77, and ending with the issue
of June 2, 19 77.

Subscribed and sworn to before me this 3 day
of June, 19 77.

Mary Jane Lee
Notary Public, Residing at Payette, Idaho.

My Commission Expires April 28, 19 80

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 42 single

Number of Insertions two (2)

42 Lines @ 21 ... \$ 8.82

42 Lines @ 15 ... \$ 6.30

TOTAL COST
WILL BE \$ 15.12

Nº 272

OK MS
6-8-77

RECEIVED

September 10, 1992

MEMO TO FILE:

From: Carolyn Andregg

During the spring and summer of 1992, drought conditions caused record low flows in the Snake River. Twice, the flow of the Snake River fell below 4,750 cfs, the minimum stream flow at the Weiser gauge. Notices were mailed to the water user listed under this right because the priority is later than July 1, 1976, in order to protect the Snake River minimum stream flow. The following is a chronological history of the mailings.

May 19, 1992: Letter sent to water right holder informing holder of possible temporary cessation of diversion rights and notice of public meetings.

June 8, 1992: Letter sent informing water right holder directing immediate cessation of diversion of water until further notice.

June 12, 1992: Letter sent to water right holder authorizing resumption of diversion of water.

June 26, 1992: Letter sent to water right holder directing immediate cessation of diversion of water until further notice.

June 29, 1992: Letter sent to water right holder authorizing resumption of diversion of water.

December 21, 1990

LOWER PAYETTE DITCH CO.
828 CENTER AVE.
PAYETTE, ID 83661

RE: WATER RIGHT NO. 65-07882

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

JAN 14 1991

May 3, 1990

LOWER PAYETTE DITCH CO.
828 CENTER AVE.
PAYETTE, ID 83661

RE: PERMIT NO. 65-07882

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

NOT FILMED

JAN 14 1991

APR 30 1964

[illegible]

10. Other water rights on these lands 65-7425, 7428, 7848, 0165, 4335 & 7881.
A/B/C/D

11. Other water right diverted from same p.d. NONE 65-2316, 65-11413

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☐ 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
App Source

Consultant's License Number _____

Date 1/30/85
7/25/85

Beneficial Use Examination 9/28/84 # 7/25/86

Date

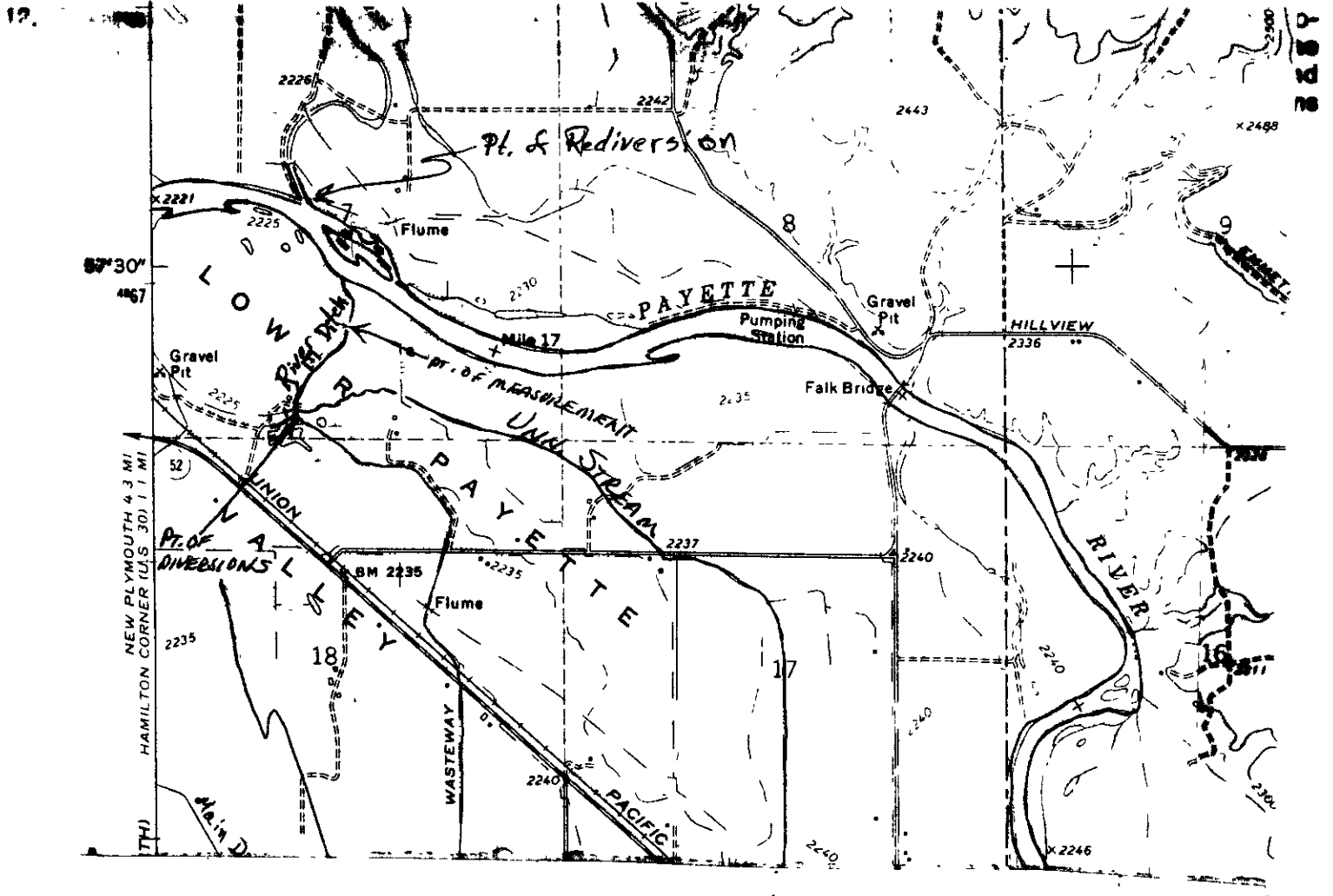
CONSULTANT SEAL

**CONSERVED
MICROFILMED**

JAN 14 1991

65-2376, 65-11413

10. Other water rights on these lands 65-7425, 7428, 7848, 0165, 2325 & 7881.
 11. Other water right diverted from same p.d. NONE 65-2376, 65-11413



13. ☒ Photo of Diversion & System Attached in Payette Objection File. ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks

MICROFILMED

JAN 4 1985

15. 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

16. Examiner's/Consultant's Signature [Signature] Date 1/30/85
 Consultant's License Number [Signature] 7/25/85

IDWR Director's Authorization to Conduct

Beneficial Use Examination 9/28/84 & 7/25/85

Date

CONSULTANT SEAL

MICROFILMED

JAN 1 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

65-7882
Permit No.

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

SEE ATTACHED DISCHARGE MEASUREMENT.

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{N/A}{11008 \times 4.5} = 49536 \\ V_{DR} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{30 \times 245 \times 1.9835}{1.9835} = 14579 \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{DR} = \frac{N/A}{14579} \end{aligned}$$

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use: 65-7425, 7428, 7848
65-0165, 65-0325 + 65-7881
A/B/C/X
- b) Other water rights with same point of diversion: NONE - THIS IS THE ONLY
WATER RIGHT FROM THIS SOURCE - ALL OF THE ABOVE ARE
65-2376, 65-11413 PAYETTE RIVER
- c) Analysis:

65-2376 & 65-11413 have combined diversion capacity of 60 cfs. The development of this water right by means of another culvert(s) being placed near the Graveyard Gulch Wasteway (see SW 57) allowed the added capacity.

JAN 14 1991

Variance (increase) in acreage is result of changes between time of filing and time of findings for same water rights (65-0165A, B, C, & X). At the time of this filing, the adjudication unit had found 10,990 acres for 65-0165A, B, C, & X. The proposed finding listed 11,008 acres for the same water rights.

RECOMMENDED AMOUNTS

Permit No. ✓ 65-7882	Priority 5-13-1977	Amount 30	App. Date 5-13-1977	Date Proof Submitted 12-13-83	System Capacity 93.02
----------------------	--------------------	-----------	---------------------	-------------------------------	-----------------------

- | | | |
|----|-------------------|---|
| 6. | Beneficial Use | Irrigation ✓ |
| 5. | Source: | A GRAVEYARD CULCH ✓
Main Drain, District No. One ✓ |
| 4. | Permit Holder: | Kouwer Payette Ditch Company
828 Center Ave., Payette, ID 83601
Main Drain, District No. One ✓
Payette River ✓ |
| | Address: | |
| | tributary to | |
| | Period of Use | To 3/15 ✓
From 11/15 ✓ |
| | Rate of Diversion | Q (cfs) 30 cfs |
| | Annual Volume | V (afa) 14579 AFA ✓ |

[illegible]

- | Allowable Maximums: | | |
|---------------------|--|--|
| 30 dts | | |
| | | |
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[illegible]

9. Recommended Conditions/Remarks: _____
 Cover # R32, R44
 Source Main Drain known locally as Canyon Drain.
 A measuring device requirement is waived subject to the condition
 that if a water district is created on the Payette River measurement of
 the diverted flows is found to be required, then measuring device
 must be installed or channels must be rated at the P/O, Point of
 Injection & point of diversion.
 10. 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 Source
 11. Examiner's Signature _____
 Checked in Regional Office by _____
 Approved in State Office by _____
 Date 7/25/86
 Date _____
 Date _____

LJ-2,
1-63

STATE OF IDAHO *D/E*
DEPARTMENT OF RECLAMATION

Date 9/28, 1984 **DISCHARGE MEASUREMENT NOTES**

UNN. STREAM GRAVEYARD CHURCH

Angle coefficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor angle or	Area	Discharge
							At point	Mean in vertical			
EW	.3'										
	1'	1.2'	2.8'		60	55	2.44		3.36	8.20	
	2'	1.0'	2.75'		90	40	5.01		3.08	7.54	
	3'	1.0'	2.8'		80	55	3.24		2.75	13.78	
	4'	1.0'	2.8'		60	47	2.85		2.80	9.07	
	5'	1.3'	2.85'		80	50	3.57		2.80	7.98	
EW	5.8'								3.71	13.24	
										51.58	
										52.349	
EW	.25'										
	1'	1.25	2.75'		40	45	1.99		3.44	6.85	
	2'	1.0'	2.8'		60	53	2.53		2.8	7.08	
	3'	1.0'	2.85'		50	49	2.28		2.85	6.50	
	4'	1.0'	2.85'		60	49	2.74		2.85	7.81	
	5'	1.5'	2.65'		60	43	3.12		3.97	12.39	
EW	6'										
											40.666
											40.629
											+ 31.58

No. _____ of _____ Sheets. Comp. by _____ Chk by *[Signature]*

.9 .10 .20 .30 .40 .50 .60 .70 .75

LAND LIST ATTACHMENT

ACREAGE TABULATION FOR LOWER PAYETTE DITCH CONT.

Description and location of place of use: FIRST EXTENSION

TWP.	RANGE	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	5W	1			9		1t3 31	1t4 31	1	37	39	26	28	37		17	17		273	✓	
✓		2	1t1 6														9	31		46	✓
✓		11	34	28	36	37					27			27	36	38	36	36	335	✓	
✓		12		21	24		28	38	30	37	38	38	34	23		9	1		321	✓	
✓		13					1	11											12	✓	
✓		14	36	33	39	9	31	9	24	39	40	35	38	36	9	40	18	1	437	✓	
✓		15				1t2 11									1t3 37			1t4 17	62	✓	
✓ 10N	5W	23									1t3 1				25	34	1t2 36	1t1 36	142	✓	
✓		24										2	31	2					35	✓	
✓		25		7	15		39	37	35	34	40	35	31	37		29	26		365	✓	
✓		26	1t3 84												1t2 11			1t1 9	104	✓	
✓		35																4	4	✓	
✓		36		32	23		38	27	30	34	36	33	39	28		16			336	✓	
→ CONSIDER THESE LANDS AS HAVING 6-20-896																					
PRIORITY (SEE MEMO 1-25-79 DRT) (976 ACRES)																					

CONSIDER THESE LANDS AS HAVING 6-20-896
PRIORITY (SEE MEMO 1-25-79 DRP) (976 ACRES)

MICROFILMED

Total number of acres irrigated

2462

JAN 14 1991

2472

9/19/78

LAND LIST ATTACHMENT

ACREAGE TABULATION FOR LOWER PAYETTE DITCH 6-9-78

Description and location of place of use: SECOND EXTENSION

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
✓ 10N	5W	3																	13
✓		4		1E2 16	15		1E3 34	1E4 2	37	35	36	35	34	36	8	38	38	36	400
✓		9	38	38	36	37	24	37		15					36	5		12	278
✓		10			3		8	40	10	36	37	35	18	38		25	38	12	300
✓		14							6					1		1		25	4
✓		15	26	39	20	38	37	22	1	19									202
✓ 11N	5W	33												24			21		45
✓ 10N	5W	23	32	37		15				6									90
✓		24						5	23			34	8	28					98
→ CONSIDER THESE LANDS AS HAVING 3-22-1884 DATE OF PRIORITY (SEE 1-25-79 MEMO DET) (976 ACRES)																			

CONSIDER THESE LANDS AS HAVING 3-22-1884
DATE OF PRIORITY (SEE 1-25-79 MEMO DET)
(976 ACRES)

MICROFILMED

JAN 14 1991

Total number of acres irrigated 1463 ✓

9/19/78

NOTE: Jim Bivens of Bivens Livestock stated that some 200 acres of his lands receive lower payette water. These lands were selected at random from that ranch.

LAND LIST ATTACHMENT

Description and location of place of use: Payette Heights Extension

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
✓ 8N	4W	6												40			40	80	
✓ 8N	4W	7	40	40	40													120	
✓ 9N	5W	1	31	34	17	1	4.3									7	9	100	
✓		12	3	15	10	6							5		16	9		64	
✓		13					31	20	40	18	4	39	39					191	
✓		14				23								28		19	37	107	
✓		23	30	39	39	40	9			26	34	2	16	37	40	36	38	40	426
✓		24					15	15	20	30			40	38					123
✓		25					40	39	36	35									150
✓		26		38	20		28	18					25						129
✓		27	10			32								25		6	24	97	
✓		34	27	20	23	20								30	17	25	27	189	
✓		35			19	36	20	20		38	39	10	10	39		35		266	
✓ 9N	4W	6						2										2	
✓ 10N	5W	4		4.2	20	5								11			2	38	
✓		10			3		16			2					5		5	31	
✓		15	10			1												11	
✓		25			10									2	8	10	8	38	
✓		36	6	5	14	25							8	24	21	38		141	
MICROFILMED																			
JAN 14 1991																			

Total number of acres irrigated 2303

NOTE: The only land currently irrigated from the Payette Heights point of diversion is 78 acres in E4SW4 S35 T 9N R5W, owned by Harry Sloan. However, the 1917 date of priority attributed to this right applies to all of the lands in this land list.

9/19/78

LAND LIST ATTACHMENT

ACREAGE TABULATION FOR LOWER PAYETTE DITCH

Description and location of place of use: MAIN CANAL

TWP.	RANGE	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	
✓ 7N	3W	5											3						3
		6			12	2									30	8	27	36	115
✓ 8N	4W	17							16	13	39	38	28	1t2				1t1	146
		18	20	38	40	38	36	1t1	1t2		1t3	1t4	1t5		34	38	20	36	518
		19	8				1t8												14
✓		20	1t7																7
✓		21					1t4		3										3
✓ 8N	5W	2									6	28	39	36			37	16	162
✓		3	1t1	1t2			1t3	1t4			1t5	1t6			33	36	39	37	419
✓		4	1t3			1t2									1t1				33
✓		10	38	40	40	37	43		33		1t3				28	40	18	26	364
✓		11	36	37	34	38	39	38	37	37	38	34	39	38	35	37	36	36	589
✓		12			1		1	20	38	29	38	38	38	37	2	28	38	30	338
✓		13	39	38	39	40	15	37	40	32					40	39	37	40	436
✓		14	37	17	18	40													112
✓		24	1t1	1t2			1t3												53
✓ 9N	5W	22	1t1		1t2	30					1t3		1t4		32	36	19	35	272
✓		23					28	39	39	10	3	36	19						174
✓		26						1											1
✓		27	26	33	35	3	31	32	30	32	37	25	25	30	1	28	29		397
✓		28		1t1	1t2						1t3		1t4		30	28	25	25	226
✓		33	20	20	20	10	1t5			1t4					15	10		1t1	131
✓		34		9	11		29	25	25	20	25	25	25	30		8	8		240
✓ 8N	4W	7											16	1					17

MICROFILMED

JAN 14 1991

Total number of acres irrigated 4770

9/19/78

CONVERSATION MEMORANDUM

DATE

8/18/86

FILE

(65) 7428 (7882)

NAME OF PARTY

Lower Payette Ditch Co. # 12279

EMPLOYEE

Jan Shulte

RE:

Letters from J. Chapman to Conduct Exam

I spoke w/ the secretary for Lower Payette Ditch Co. & told her that we have done these exams prior to fee bill & that no fee is required & that I have told Theil about it and not to worry as licenses may take a while. She said ok.

All of these have been keypunched now with an "R" code.

MICROFILMED

JAN 1 1989

Sheri L. Chapman

CONSULTANT

410 S ORCHARD / SUITE 144 / BOISE, IDAHO 83705 / PHONE 344-6690

*VOID
See Memo
dated 8/18/86*

Mr. A. Kenneth Dunn, Director
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Dunn:

I hereby verify that I have been retained to conduct the water
right examination for water right permit # 65-7882 in accordance
with the laws and regulations of the State of Idaho.

Sheri L. Chapman
Sheri L. Chapman

Dated: 8/5/86

RECEIVED
AUG 5 1986

Department of Water Resources
Western Regional Office

MICROFILMED
JAN 1 1991

SPECIALIST IN

GROUND-WATER HYDROLOGY / WATER RIGHTS / WATER WELL DESIGN / GEOTHERMAL RESOURCES

4/86

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

1. Permit No. 65-7882

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ 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: Lower Payette Ditch Company

3. Post Office Address: 828 Center Avenue
Payette, ID Telephone No. 208-642-3866

4. Source of Water: Graveyard Gulch & Unnamed Stream and

5. Extent of Use: Canyon Drain # 1

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 13,213 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 30 cfs _____ acre-feet

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

May 13, 1977

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

MICROFILMED

(Name)

JAN 14 1991

(Address)

(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.)

Date 8/4/86

Cecil Shurtliff President
Signature of Permit Holder (and title, if appropriate)

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

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

65-7882
LOWER PAYETTE DITCH COMPANY
114 NORTH 8TH STREET
PAYETTE, ID 83661

138539

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 a fee is needed for the department to conduct the field examination, but you may change to another certified examiner.

MICROFILMED
JAN 14 1991

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

MICROFILMED

JAN 14 1991



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

January 23, 1986

RE: Permit Nos. 65-7882 & 65-12279

Lower Payette Ditch Co.
114 N. 8th
Payette, ID 83661

Gentlemen:

Enclosed are copies of your approved applications for amendment submitted in connection with the above referenced permits.

If you have any questions concerning these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

:

MICROFILMED

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: 665

Right Number 65-7882 Applicant Lower Payette Ditch Co.

Purpose of Amendment: ☒ Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☐ Other Source
DROP - UNNAMED STREAM
ADD - WASTEWATER

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☐ Right number(s) 65-12279
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 11/26/85
- ☒ Amendment published correctly. Independent Enterprise
20/36/89
- ☐ Protests processed.
- ☐ Approve.
- ☐ Deny.

Conditions The conditions of approval on the permit, as modified
by an Order dated January 26, 1984, are not changed or
modified by this Amendment.

By DRT Date 1/15/86

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By Jmi
- ☐ Approved copy sent to applicant and to Region. By _____

MICROFILMED

RECEIVED
Date 1-20-86
JAN 16 1986

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

NOTICE OF APPLICATION FOR AMENDMENT)

NOTICE IS HEREBY GIVEN that Permit No. 65-7882 in the name of Lower Payette Ditch Company was filed on 5/13/1977 for the diversion of 30 cfs from an unnamed stream with a point of diversion within the SE SW Sec. 7 T. 7N. R. 3W to be used for irrigation purposes from 3/15 to 11/15 for lands under the Lower Payette Ditch Company, 10,990 acres.

The permit holder now proposes to amend the permit by changing the source of water to the Graveyard Gulch Wasteway tributary to the Main Drain, District No. One and the Main Drain, District No. One, tributary to the Payette River, and changing the points of diversion to the SE SW Sec. 7 and the NW SE Sec. 19 T. 7N. R. 3W.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Statehouse, 450 W. State St., Boise, ID 83720 on or before January 6, 1986.

A. KENNETH DUNN
DIRECTOR

PUBLISHED Independent Enterprise on 12/19
and 12/26.

MICROFILMED

January 27, 1984

Cecil Shurtleff, President
Lower Payette Ditch Company
114 N. 8th St.
Payette, ID 83661

Gentlemen:

Re: Permit No. 65-7882

This office acknowledges receipt of the statement of beneficial use and the request to change the measuring device requirement. Enclosed is an order which does just that.

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 or a representative may show him the system.

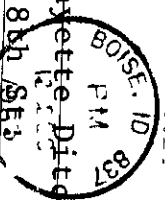
If you have any questions concerning the field examination, please contact our Western Regional office at 334-8190.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

UNRECORDED



Lower Payette Ditch Co.

114 N. 8th St.

Payette, Idaho 83661



RECEIVED
DEC 13 1983



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has consented development to the extent shown below of Permit No. 65-7882

Name(s) of Permit Holder: Lower Payette Ditch Co.
114 N. 8th St.

Post Office Address: Payette Idaho Tel. No. 642-2441

Source of Water Grapeyard Gulch & unnamed stream

Extent of Use. ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation Land served by Lower Payette
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No
 Access Port. Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

Dec. 6, 1983 Date
Cecil Shurtliff President
 Signature of Permit Holder

LOWER PAYETTE DITCH CO.
114 NORTH EIGHTH STREET
PAYETTE, IDAHO

RECEIVED
DEC 9 1983

Department of Water Resources

December 6, 1983

Department of Water Resources
450 W. State Street
Boise, Idaho

Attention Dave Tuthill

Dear Mr. Tuthill,

Re: Graveyard Gulch & Unnamed Stream Diversion

I am addressing this letter to you because of your familiarity with this diversion. If you are not the one to deal with this matter would you please see that it reaches the proper person.

The Lower Payette Ditch Co. has submitted to the Department of Water Resources a card indicating proof of application of water to beneficial use concerning permit No. 65-7882. We are ~~not~~* requesting that the requirements for a measuring device such as a weir or flume be waived, and that a staff gage in combination with a platform accross the stream to permit the use of a current meter, be accepted as a means of measuring the water. This water is diverted through the existing Lake Reservoir Co. facilities and is co-mingled with that companies water. Lower Payette Ditch Co. has installed another pipe from Canyon D.D. #1 (Graveyard Gulch) into the unnamed stream to accomodate the additional flow. All the water is discharged into the Payette River, then diverted into the Lower Payette Canal and used upon the lands that it serves. As you are aware this is supplemental water and sometimes diversion does not occur until the middle part of the irrigation season. On poor water yielding years the diversion is used almost the entire season. If so desired we will inform the Department when diversion is occurring in order that measurement can be accomplished.

Any assistance you can give to us concerning this matter will be greatly appreciated.

Sincerely,

Cecil Shurtleff
Cecil Shurtleff,
President

*Stricken per telephonic request from Cecil Shurtleff by DRT 12/13/83
FILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

LOWER PAYETTE DITCH COMPANY
114 NORTH 8TH STREET
PAYETTE, ID 83661

138153

PROOF DUE NOTICE

OCTOBER 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 65-7882 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JANUARY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

138153

September 25, 1979

Mr. Jim Bivens, Chairman
Lower Payette River Ditch Company
114 North 8th
Payette, ID 83661

Dear Jim:

Enclosed is the application for permit that we discussed. Please note that it is nearly identical to Permit No. 65-7882, with the major difference that the amount has been increased to 60 cfs. Also enclosed is a land description taken from the Proposed Finding report. This includes 11,008 acres within the ditch company. I suspect that you will need to include the lands added during the past year.

Note that the fee on the application is \$425.00. Please send the application to our Western Regional office when it is completed. Don Shaff is aware that the application may be coming.

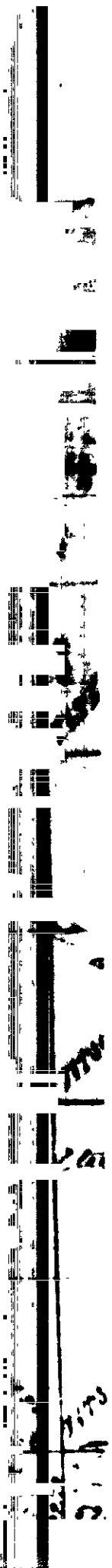
I enjoyed visiting with you and Cecil last week. Please let me know if there is anything else we can assist you with.

Sincerely,

DAVID R. TUTHILL JR.
Supervisor, Water Allocation Section

DRT:pb

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

January 8, 1979

Re: Permit No. 65-7882

Lower Payette Ditch Company
114 N. 8th Street
Payette, Idaho

Gentlemen:

Your approved copy of Application for Permit is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

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. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right. If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

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

January 8, 1979

Re: Permit No. 65-7882

Lower Payette Ditch Company
114 N. 8th Street
Payette, Idaho 83661

Gentlemen:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note the special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Please be advised that there is insufficient natural flow available in the Payette River and tributaries to provide water for a new appropriation throughout the entire season of use.

During the spring run-off each year, there may be a period of time in which the prior rights to the use of the natural flow and storage are filled leaving water available for your later-in-time permit. As the natural flow diminishes, however, there would be no water available for your right unless you had arranged for an additional source of water as a supplemental supply.

This information is provided so that you will not be mislead into thinking that this permit will provide sufficient water through the entire season of use. If you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:lr

Enclosures

MICROFILMED

2/27/78

DAVE

Is this file ready
to process.?

Jim

yes
DVE

7/10/78 10:00 AM

TAFF REVIEW - STATE OFFICE

1. V.P Name vs. Signature
2. SW Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. N/A Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. ✓ Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 265 Fee & Rec't. No. (before 7/1/78)

20 225
10 50
265

Copies Sent To:

NO Idaho Health Department
✓ Idaho Fish & Game Dept.
✓ Bureau of Land Management

NO U.S.F.S.
✓ Dept. of Lands
✓ Other

30 65 $\times 50'' = 1500''$
65

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land See application for other rights - all listed
use different source.

Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. No

Meas. Dev. or Sc. Meas. No

ID Power Co. Letter - G.W. & Tribs. Yes

Totalizing meter No

Snake River Condition No

Supplemental Yes

Payette River Letter Yes

Right-of-Way Cond. Yes

Priority Date 5-13-77

Watermaster Cond. Yes
Wtr. Dist No. 65

Water Quality #16 No

Meas. Dev. Cond. for apps within a Water Dist. Yes

Water Quality #10 No
intrastate interstate

LOIS, Type in connections on items 8 b & 11.

LOIS. modify condition #3 to reach pt. of injection & pt. of measurement

Jim **MICROFILMED**

1/2/79

Date

INTER-DEPARTMENT MEMO — 1

FROM *D. Shaff*DATE *01/06/78*TO *65-7882*SUBJECT *Action Pending*

Jim Diven was in last month to discuss the existing water right question but it was decided a meeting-work session with *Ed Parsons* at a later date would be necessary. At this time, I do not foresee that meeting date until sometime in February.

D. Shaff
REPORTED
NOT RECORDED
SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM D. TUTHILL

DATE 12-14-78

TO 65-7882

SUBJECT APPROVAL OF APPLICATION

THIS APPLICATION HAS BEEN WITHHELD PENDING QUANTIFICATION OF LANDS IRRIGATED BY LOWER PAYETTE DITCH COMPANY. THIS PROCESS HAS BEEN COMPLETED — ATTACHED IS THE LAND LIST AS DETERMINED IN THE ADJUDICATION PROCEDURE, FOR RIGHTS D165X, A, B, C. 65-0325 WAS DISALLOWED AND THE LAND LISTS FOR THE OTHER RIGHTS LISTED IN ITEM 8.c. ARE AVAILABLE IN STATE OFFICE FILES.

DET **MICROFILMED**
SIGNATURE

The place of use must be identified since the applicant is not an irrigation district or the place of use is ~~is~~ less than 25,000 acres.

This place of use may be determined from adj. maps.

BDF

~~Dave~~

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November 22, 1977

RE: 65-7882

J. D. Bivens, Vice President
Lower Payette Ditch Company
Star Route
Payette, ID 83661

Dear Mr. Bivens:

Before we can proceed with the processing of your Application for Permit No. 65-7882, we must know the full extent of your present water rights.

This information is needed to understand what land is fully irrigated already and to evaluate what additional water, if any, is needed. On June 24, 1977 Mr. Parsons was sent a letter requesting additional claims that would provide this information. We have not received the claims or a reply from him.

I would suggest a meeting in the near future to file the outstanding claims and discuss the current application. Please contact me as to a date and time that is convenient for your.

Sincerely,

Donald V. Shaff
Water Resource Agent

DVS:alw

cc: 65-0165, 65-7882, 65-7882 permit

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July 18, 1977

Re: App. for Permit No. 65-7882

Lower Payette Ditch Co.
114 N. 8th St.
Payette, Idaho 83661

Gentlemen:

The required publication of your application for water right permit No. 65-7882 has been made and the final date for receiving protests against the issuance of your permit is past with none received.

We have determined, however, that due to drought conditions there is temporarily no water available for this proposed permit. Therefore, we will delay further action on this application until the termination of the drought conditions.

We hope this delay does not cause you any inconvenience. If you have any questions, please do not hesitate to contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF:jfr

RECEIVED

INTER-DEPARTMENT MEMO — 1

DATE 6-22-77

FROM L. Glen Saxton

TO Bob Fleenor

SUBJECT attached app (65-7882)

I recommend the attached app be held without approval until the water supply situation returns to normal.

There is no water available in a year like 1977 to fill such a filing

FF
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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

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

(1) WAM 5/16/77

In form to receipt

(2) _____

Send Copies to:

____ Idaho State Health Department
____ Idaho Fish and Game Department
____ Bureau of Land Management

(3) _____

____ Request Special Use Permit from U.S.F.S.
____ Request Easement from B.L.M.
____ Request Information from Applicant
____ Request Dam Safety Information

(4) WAM 5/16/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) af ok

Affidavit of Publication received (date) 6-20-77

(12) _____

Final date for protests 6-13-77

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 _____

☒ Measuring device required @ pt of interest & pt of re-div.

____ See attached sheet for other conditions of approval

____ No special conditions for approval

(15) District W By ZYS Date 6-22-77

RECEIVED
DEC 22 1978

Department of Water Resources

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Kerth Higginson
Director

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

May 20, 1977

RE: Notice of Application for Water Permit No. 65-7885 - Bivens Livestock Co.
65-7882 - Lower Payette Ditch Co.

Independent Enterprise
Box 520
Payette, ID 83661

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 June 13, 1977.

Sincerely,

Bill submitted
6-20-77
JF

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NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LOWER PAYETTE DITCH COMPANY
114 N. 8th Street, Payette, ID
has on May 13, 1977 submitted Application No. 65-7882
for a permit to appropriate 30.0 cubic feet per second ~~XXXXXXX~~
~~XXXXXXX~~ of water from an unnamed stream tributary of Payette River
by means of diversion dam and ditches
within the SE1/4 Sec 7 T7N-R3W B.M., Payette County; Point of injection
into Payette River - NE1/4 Sec 7, T7N-R3W; Point of re-diversion from
Payette River - Lot 3, Sec 7, T7N-R3W.
to be used from Mar 15 to Nov 15
for the irrigation of 13.213 acres
within the Lands under the Lower Payette Ditch Company

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 June 13, 1977.

C. STEPHEN ALLRED

Director

Published in the Independent Enterprise, Payette, ID
on May 26, 1977 and June 2, 1977.

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