

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Ante Sole

being first

duly sworn, on his oath deposes and says that he is the printer of Messenger-Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of

Messenger-Index for

consecutive weekly issues thereof, be-

ginning with the issue of

April 7,

1977, and ending with the issue of

April 14, 1977

Ante Sole

Subscribed and sworn to before me this

25th day of

April, 1977

Bradford P. Hill

Notary Public,

Residing at Emmett, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Emmett Irrigation District, P.O. Box 515, Emmett, Idaho, has on March 25, 1977 submitted Application No. 65-7832 for a permit to appropriate 6.0 cubic feet per second of water from the Payette River by means of pump into NESE Canal, within the Government Lot 1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 22 T7N-R1W B.M., Gem County to be used from April 1 to October 31 for irrigation of 306 acres within the Emmett Irrigation Boundaries.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before April 25, 1977.

R. Keith Higginson

Director

Published in the Emmett Messenger-Index, Emmett, Idaho April 7 and April 14, 1977.

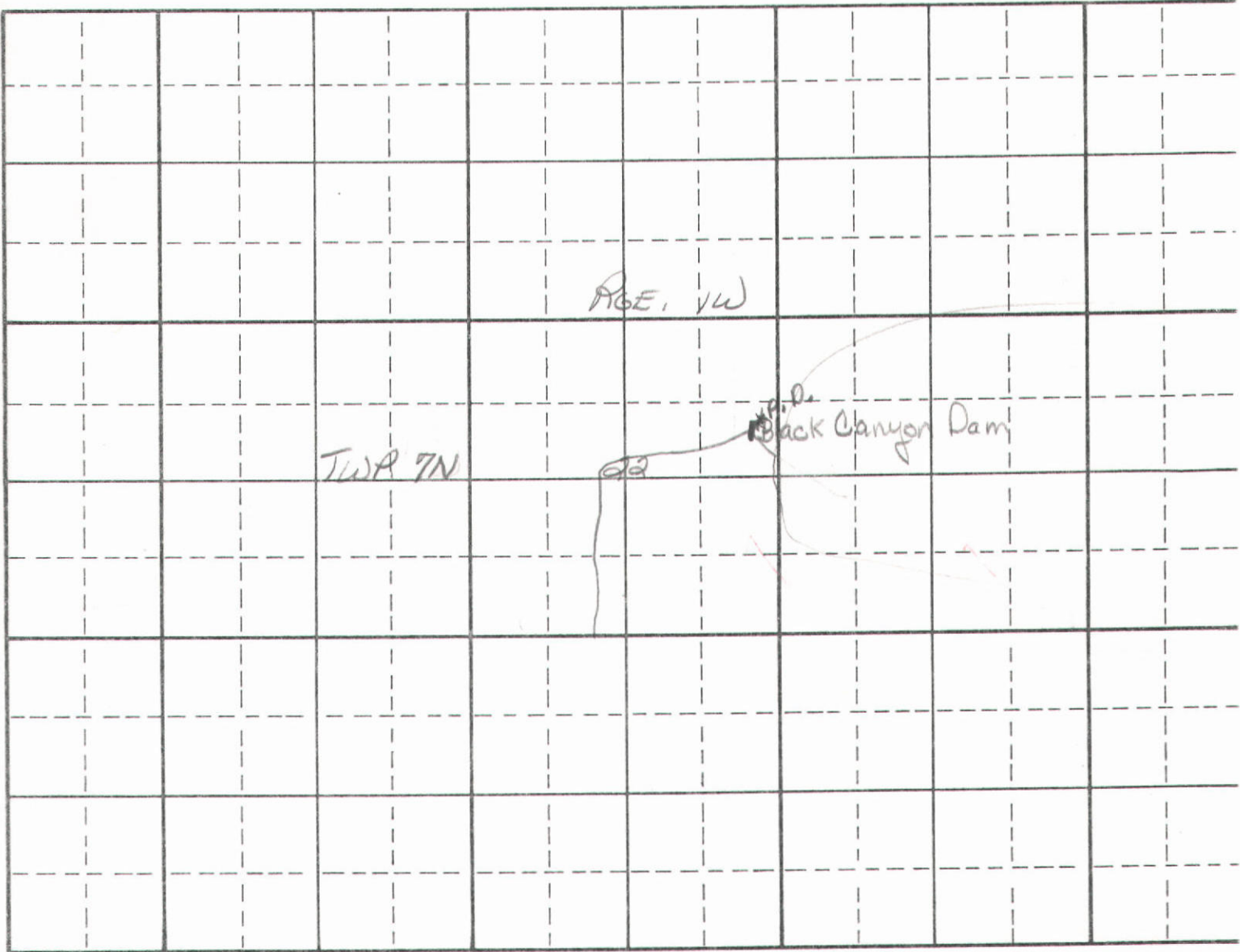
RECEIVED

APR 27 1977

Department of Water Resources
Western Regional Office

MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SE 1/4 NE 1/4, Sec. 22, TWP. 7N, Rge. 1W, B.M.

Place(s) of Use Lands within the Boundaries of the Emmett Irrig.

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	

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 _____

Examiner's Signature Jan Grover

Checked by 0135

Approved by _____

Date 9/26/80

Date 11/11/80

Date _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7832 Priority April 2, 1977 Amount 6.0 cfs

THIS IS TO CERTIFY, that EMMETT IRRIGATION DISTRICT
of Emmett, Idaho, has complied with the terms and conditions of Permit
No 65-7832 issued pursuant to Application for Permit dated March 15, 1977,
and has submitted proof to the Department of Water Resources on December 3, 1979,
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 7.2 cfs of water from Payette River,
tributary to the Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>6.0</u> cfs and <u>1373</u> acre feet		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 6.0 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
1373 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4, Sec. 22, Twp. 7N,
Rge. 1W, B.M. in the County of Gem

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 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	

WITHIN THE EMMETT IRRIGATION DISTRICT BOUNDARIES

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
July, 19 81.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE	)	
DATE IN CONNECTION WITH PERMIT NO. 65-7832	)	
IN THE NAME OF THE EMMETT IRRIGATION DISTRICT	)	ORDER

WHEREAS, on March 25, 1977, the Emmett Irrigation District filed with the Department of Water Resources an application for permit to appropriate 6.00 cubic feet per second of water from the Payette River to be diverted within Government Lot 1, Sec. 22, Twp. 7N, Rge. 1W B.M., Gem County, to be used for irrigation purposes; and,

WHEREAS, on May 31, 1977, the Department approved said application and issued Permit No. 65-7832 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1978; and,

WHEREAS, the permit holder requested and was granted an extension of time to October 1, 1979; and,

WHEREAS, notice was not given to the permit holder 60 days prior to the date that proof of beneficial use of water was due as required by Sec. 42-204, Idaho Code;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 65-7832 is extended to January 1, 1980.

Dated this 31st day of October, 1979.


L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CORRECTING THE PRIORITY
DATE OF PERMIT NO. 65-7832 IN THE NAME OF
EMMETT IRRIGATION DISTRICT

}
}
}
}

ORDER

WHEREAS, on March 25, 1977, the Emmett Irrigation District filed with the Department of Water Resources an application for permit to appropriate 6.00 cubic feet per second of water from the Payette River to be diverted within the Government Lot 1, Sec. 22, Twp. 7N, Rge. 1W B.M., Gem County, to be used for irrigation purposes; and,

WHEREAS, proof of beneficial use of water was due on June 1, 1978; and

WHEREAS, an application for extension of time was submitted late on June 9, 1978; and,

WHEREAS, on June 13, 1978, the permit was reinstated and the priority advanced from March 15, 1977 rather than March 25, 1977, the date the application was submitted;

IT IS, THEREFORE, HEREBY ORDERED that the priority date is corrected to be April 2, 1977.

Dated this 26th day of February, 1979.



L. GLEN SAXTON
Chief, Operations Bureau

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME

JUN 9 1978
Department of Water Resources
Western Regional Office

State of Idaho)
County of Gem)

Permit No. 65-7832

Emmett Irrigation District of 222 East Park St. Emmett, Idaho 83617
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 65-7832.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before June 1, 1978.

That he has heretofore performed the following work described under said permit:

Installed pump and pipe to divert water from Payette River into

North side canal

Costing \$ 1732.90

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Water was not available to operate this pump
during 1977 irrigation system and therefore, the required measurement
could not be taken. This pump will be used during the 1978 season.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to October 1, 1979.

Will Stanley
(signature) *

Subscribed and sworn before me this 7th day of June, 1978.

seal

Sam Horvath
Notary Public residing at
Emmett, Idaho

My commission expires July 20, 1981

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use under Permit No.
65-7832 be extended to October 1, 1979.

IT IS FURTHER ORDERED that the permit be reinstated and the priority advanced to
March 23, 1977, pursuant to Section 42-218a of the Idaho Code.

Witness my hand this 13th day of June, 1978.

L. Glen Saxton
CHIEF, OPERATIONS BUREAU

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

Identification No. _____

Application No. 65-7832

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 Emmett Irrigation District Phone: _____
post office address P. O. Box 515 Emmett, ID
- 2 Source of water supply Payette River which is a tributary of _____
- 3 a Location of point of diversion is SE Government Lot 1 $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 7N
Range 1W B.M. Gem 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 6.0 for irrigation purpose from 4-1 to 10-31 (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 6.0 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. _____
pump into NESE Canal
- 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 \$ 1500
- 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 _____

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Date in	Name	Present Owner	Description	Section	Acres
11-3-64	Lynn Waters	Pearl Mayer (Boise)	W ₂ SE ₄ SE ₄	4-6-1	10.00
11-4-75	Jay Sisler	(same)	Tr. NE cor. NW ₂ SE ₄	4-6-2	12.65
9-7-71	Wilbur E. Currier	Wilbur Currier	Pt. NW ₂ NW ₄	27-7-1	9.00
10-1-64	Bob Ames	Ventures Inc. E. Johannesen	E ₂ SW ₂ NW ₄ Lot 2 North Canal & SE ₄ NW ₂ W. Canal	30-7-1	26.00
9-2-69	David Frisbee	Rue Frisbee	Tr. in SW ₄	35-7-1	18.50
7-1-75	Rolling Hills	(same)	E. Pt. NE ₄ SW ₄	22-7-2	43.60
7-1-75	Rolling Hills	(same)	E. Pt. SE ₄ SW ₄	23-7-2	24.80
4-4-60	C. A. Glass Co. Inc.	Rolling Hills	S310.9' SW ₂ SW ₄ Pt. NW ₂ NW ₄	23-7-2 26-7-2	9.39
3-1-66	Albert Naher	(same)	Tr. SW ₂ NE ₄	25-7-2	12.00
3-1-60	Lewis Cooper	Gilbert Wallers	Pt. S ₂ NE ₄ SE ₄ S.	9-7-3	2.00
3-1-71	Hazel & M. J. Cooper	G. Wallers	W ₂ SW ₂ SE ₄ N ₂ SE ₄ S ₂ NE ₄	9-7-3	100.00
4-6-72	Howard Benge	(same)	Tr. W ₂ SE ₄ SW ₄ & E ₂ NE ₄ SW ₄ Below canal	12-7-3	37.16

MICROFILMED

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

WITHIN THE EMMETT IRRIGATION BOUNDARIES
(See attached Sheet)

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

Emmett Brigation District
(Applicant)
Keith Stanley Charnon

Proposed Priority 3/15/77²⁵
Received by RL Date 3-25-77 Time 3:30 pm
Preliminary check by WMM Fee \$ 75.00
Receipted by if Date 3-25-77 # 7076
Publication prepared by CS Date 3-31-77
Published in Emmett Messenger-July
Publication dates 4-7-77 + 4-14-77
Publication approved if Date 4-27-77
Priority reduced to if Reason _____

Protests filed by _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 188 if

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

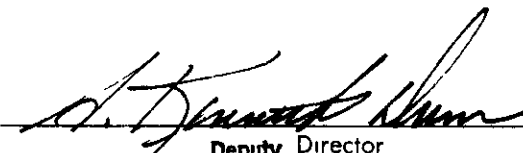
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7832, and said application is hereby APPROVED.

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 June 1, 19 78.
- c Other. A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

The permit holder must obtain adequate supplemental water for the irrigation of the land during the period of the irrigation season that natural flow is not available.

Witness my hand this 31 day of May 19 77.


Deputy Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

SS.

COUNTY OF GEM,

Ante Sole

being first

duly sworn, on his oath deposes and says that he is the printer of Messenger-Index, a legal weekly newspaper published at Emmett, in Gem County, Idaho; that said newspaper is in general circulation in said county and has been published uninterruptedly and continuously for more than 78 weeks prior to the first publication of the annexed document; and that the document notice, process, or advertisement hereunto annexed was published in the regular edition of

Messenger-Index for ✓ consecutive weekly issues thereof, be-

ginning with the issue of April 7

1977 and ending with the issue of

April 14, 1977

Ante Sole

Subscribed and sworn to before me this

25th day of

April, 1977

Brexford H. Hel

Notary Public,

Residing at Emmett, Idaho.

Emmett Irrigation District, P.O. Box 512, Emmett, Idaho, has on March 28, 1977, submitted Application No. 85-7832 for a permit to appropriate 6.0 cubic feet per second of water from the Payette River by means of pump into NESE Canal within the Government Lot 1, Section 22, T24N-R34W S. 25, Gem County to be used from April 1 to October 31 for irrigation of 300 acres within the Emmett Irrigation District.

It being the intent of the permit will be subject to all pertinent laws. Provisions against the printing of the permit shall be made with the Idaho Department of Water Resources, 200 South Cole Road, Boise, Idaho 83720.

Director
Published in the Emmett Messenger-Index, Emmett, Idaho April 7 and 14, 1977.

RECORDED
INDEXED
APR 14 1977
CLERK OF DISTRICT COURT
EMMETT, IDAHO

WATER RIGHTS WORK SHEET

IDENTIFICATION NUMBER 65-7832

RECORD 01 LAST NAME(40 char.) FIRST NAME(20 char.) ORIG. OWNER

ACTION CODE

RECORD 02 ADDRESS LINE 1(30 char.) LINE 2(30 char.)

C 222 E. Park St.

RECORD 03 ADDRESS LINE 3(30 char.) CITY(23) STATE(2) ZIP(5)

RECORD 04 SOURCE OF WATER(30 char.) TRIBUTARY OF(30 char.)

C Payette River Snake River

RECORD 05

ACTION CODE

A. STAGE(1 char.)
(A,P,L,D,S,J OR BLANK)

B. STATUS(1 char.)
(D,L,R,C,A,I,F OR BLANK)

C. PRIORITY DATE(8 char.) C 04/02/1977

D. COUNTY OF P/D(2 char.)

E. TOTAL DIVERSION RATE(10 char.)

F. TOTAL DIVERSION VOLUME(10 char.) C 1373.0

G. TRANSFER/AMENDMENT(1 char.)
(P, T, A OR BLANK)

H. WATER DISTRICT NUMBER(3 char.)

I. DLE/CARFY ACT(1 char.)
(D, C OR BLANK)

J. RIGHT BASIS(1 char.) X X
(for adjudications only A, B, C, D, E, F OR BLANK)

RECORD 06

ACTION CODE	POINT OF DIVERSION(16 char.)	RGE.	GOV'T. LOT	REDIV.
	TRACT	SEC.	TWP.	
<u>X</u>	<u>0000</u>	<u>22</u>	<u>07N</u>	<u>01W</u>
<u>L</u>	<u>SENE</u>	<u>22</u>	<u>07N</u>	<u>01W</u>

RECORD 07 PERIOD OF USE(8 char.)

ACTION CODE	FROM	TO	USE CODE	CFS	AFA
<u>C</u>	<u>03/15</u>	<u>11/15</u>	<u>A</u>	<u>6.0</u>	<u>1373.0</u>

RECORD 08 PLACE OF USE

ACTION CODE	USE CODE	TWP.	RGE.	SEC.	TRACT	LOT	ACRES
<u><del> </del></u>	<u><del> </del></u>						

RECORD 09 NAME(60 char.) DECREE DATE(8 char.)

RECORD 10 REMARKS(65 char.)

(X) (This deletes all remarks.)

L A. P/U within the Emmett Irrigation District

B. Boundaries

C.

D.

E.

RECORD 11, 12 or 14 11 OTHER USES(65 char.)
 12 OTHER RIGHTS(65 char.)
 14 DIVERSION MEANS(65 char.)

RECORD	ACTION CODE

RECORD 13 ACTION CODE

A. PROOF DUE DATE(8 char.)		
B. PERMIT/DENIED DATE(8 char.)		
C. PROTESTED DATE(8 char.)		
C. HEARING DATE(8 char.)		
E. OLD NUMBER(5 char.)		
F. PROOF MADE(1 char.)		
G. FIELD EXAM MADE(1 char.) (P, R, F OR BLANK)		
H. CONDITIONS OF APPROVAL(3 char.) (8 CONDITIONS)		

June 12, 1992

EMMETT IRRIGATION DISTRICT
222 E. PARK ST.
EMMETT ID 83617

RE: Water Right No. 65-07832

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

June 8, 1992

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

RE: Water Right No. 65-07892

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

May 19, 1992

EMMETT IRRIGATION DISTRICT
222 E. PARK ST.
EMMETT ID 83617

RE: Water Right No. 65-07832

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

IDENT. NO. 65-7832

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



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

July 30, 1981

Emmett Irrigation District
222 East Park Street
Emmett, Idaho 83617

Dear Mrs,

RE: Permit No. 65-7832

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

P/L

**State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT**

P/D (Lot 1)
SENE, S. 22
T. 7N
R. 1W

65-7832
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)	8/25/80 345-2617	jo	
☐ Appointment scheduled for: (Date, time, location)	8/26/80 10:30		By Black Canyon Dam

EXAMINATION

Date 8/26/80 Accompanied by Bill Hersh Total Q measured 7.2 cfs
 If source is surface water, estimate total flow of source _____
 Methods of measurement Orifice Plate 10" Meets Permit requirements? yes

Measurement calculations:

Measurement calculations:
 10" Orifice in 12" pipe w/ head of 43" = 3230 gpm or 7.2 cfs!
 *See remarks (WATER MEASUREMENT MANUAL)
 305.1 acw x 4.5 = 1373
 (see sheet 401 - app.) Allow 6.0 cfs AS per permit

[illegible]

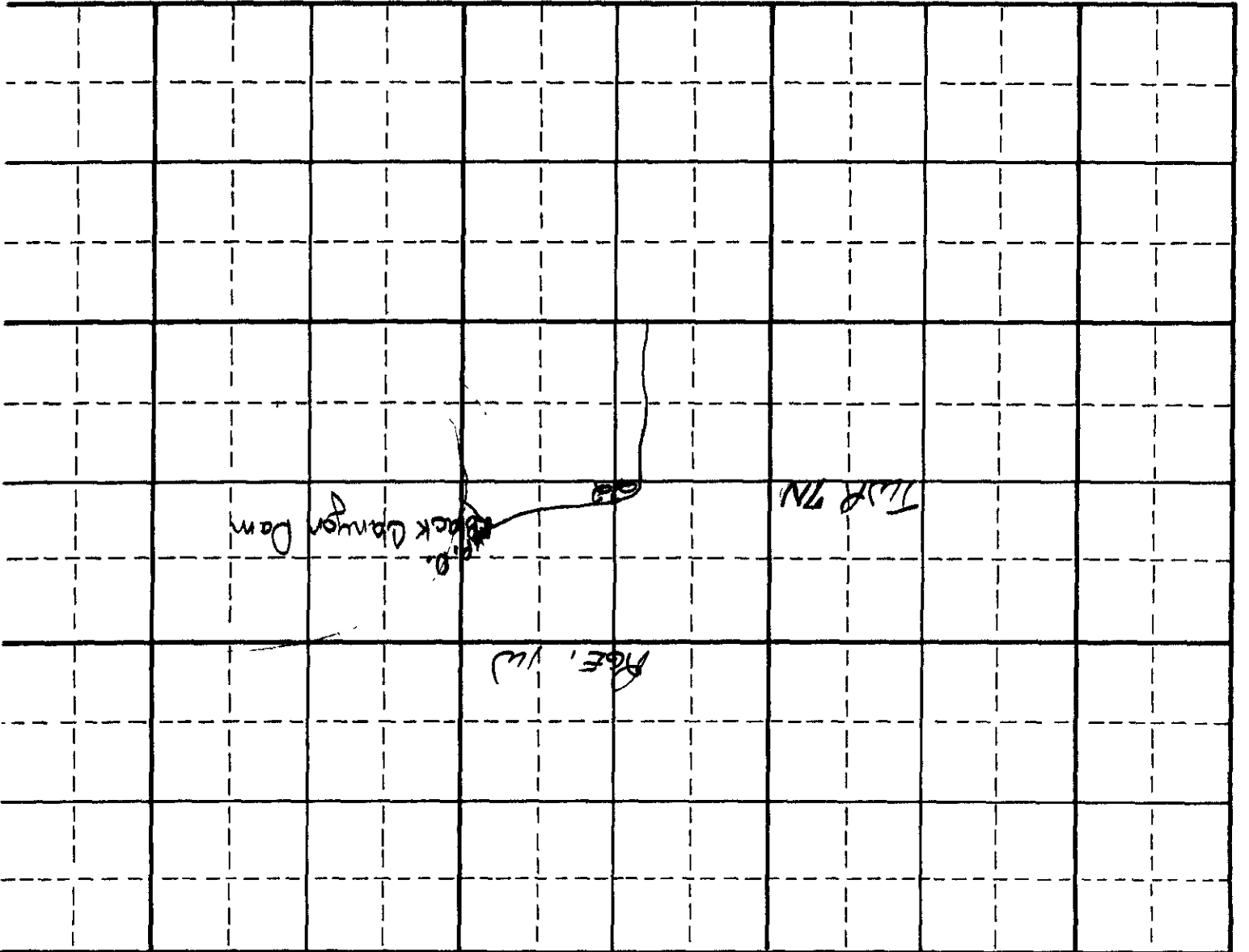
System Description Pump house w/pump & motor from Black Canyon Reservoir w/12" pipeline to open discharge into their canal. Delivery then by ditchrider thru canal.

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

[illegible]**Total**

Remarks This could also be listed as lands lying within the Emmett Orig. Dist. with no acceptable amount.



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Points(s) of diversion: SE 1/4 NE 1/4, Sec. 22, Twp. 7N, Rge. 10, B.M.

Place(s) of Use: Sand with the dam in the Black Canyon Dam

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
		</																	

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

Examiner's Signature

0135

Date

9/20/80

Date

11/11/80

Approved by

Checked by

Date in	Name	Present Owner	Description	Section	Acres
11-3-64	Lynn Waters	Pearl Mayer (Boise)	W $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$	4-6-1	10.00
11-4-75	Jay Sisler	(same)	Tr. NE cor. NW $\frac{1}{4}$ SE $\frac{1}{4}$	4-6-2	12.65
9-7-71	Wilbur E. Currier	Wilbur Currier	Pt. NW $\frac{1}{4}$ NW $\frac{1}{4}$	27-7-1	9.00
10-1-64	Bob Ames	Ventures Inc. E. Johannesen	E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ lot 2 North Canal & SE $\frac{1}{4}$ NW $\frac{1}{4}$ W. Canal	30-7-1	26.00
9-2-69	David Frisbee	Rue Frisbee	Tr. in SW $\frac{1}{4}$	35-7-1	18.50
7-1-75	Rolling Hills	(same)	E. Pt. NE $\frac{1}{4}$ SW $\frac{1}{4}$	22-7-2	43.60
7-1-75	Rolling Hills	(same)	E. Pt. SE $\frac{1}{4}$ SW $\frac{1}{4}$	23-7-2	24.80
4-4-60	C. A. Glass Co. Inc.	Rolling Hills	S310.9' SW $\frac{1}{4}$ SW $\frac{1}{4}$ Pt. NW $\frac{1}{4}$ NW $\frac{1}{4}$	23-7-2 26-7-2	9.39
3-1-66	Albert Naher	(same)	Tr. SW $\frac{1}{4}$ NE $\frac{1}{4}$	25-7-2	12.00
3-1-60	Lewis Cooper	Gilbert Walters	Pt. S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ S.	9-7-3	2.00
3-1-71	Hazel & M. J. Cooper	G. Walters	W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ NE $\frac{1}{4}$	9-7-3	100.00
4-6-72	Howard Bengel	(same)	Tr. W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ & E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Below canal	12-7-3	37.16

305.1

RECORDED
INDEXED
JAN 10 1976
CLERK OF DISTRICT COURT
SANDOZ COUNTY, NEB.

ACT
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PROOF MADE - P

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AGE

- DATA ENTRY -

Ord No.

New No.

1. Original Owner: Emmett Irrigation District

Present Owner: _____

State: ID

Zip: 83617

B. Tributary of: Snake River

B. Status (D,L,R,C,A,I,F - leave blank if valid):

D. County: 45

F. Total Diversion Volume:

H. Water District:

J. Right Basis (for adjudication claims A,B,C only):

Tract

Sec.

Twp.

Rge.

Gov't

Lot

Rediv.

6. A. Point of Diversion

SENE

22

22

12

(cfs or ~~AG~~ ft/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: See remarks

9.	A. Decree Name:	B. Decree Date:
10.	Remarks: A. P/U, within 10 days of Enactment of the Act. B. Repealed 6-13-1978. C. Mont Airie Supplement Act, when natural flow is not available. D. Mont Airie Supplement Act, when natural flow is not available. E. not available.	

11. Other uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 10-1-1979

B. Date Permit Approved or Denied: 5-31-1977

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): *f*

6. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 01/16

14. Diversion Means (brief narrative): *sump. hand*

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-7832.

Name(s) of Permit Holder: Emmett Irrigation District

Post Office Address: 222 E. Park St.

Emmett, Idaho 83617 Tel. No. 365-4582

Source of Water: Payette River

Extent of Use: ☐ Domestic (number of household _____)
☐ Stockwater (number and type of stock _____)
☒ Irrigation (acres) 300
☐ 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.

11-30-79
 Date

Ing. J. Schert
 Signature of Permit Holder

MICROFILMED

Emmett Irrigation Dist
222 E Park St
Emmett, Idaho 83617



RECEIVED

DEC 3 1979



Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

October 31, 1979

161488

Emmett Irrigation District
222 East Park Street
Emmett, ID 83617

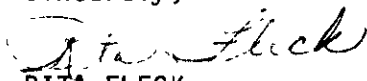
Gentlemen:

One of the conditions of approval of your water Permit No. 65-7832 was that evidence of the extent of development must be submitted to this office on or before January 1, 1980. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

February 26, 1979

Re: Permit No. 65-7832

Emmett Irrigation District
222 East Park Street
Emmett, ID 83617

Gentlemen:

Enclosed is a copy of the Order correcting the priority date of Permit No. 65-7832.

The priority date has been corrected to be April 2, 1977.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

June 13, 1978

Permit No. 65-7832

Emmett Irrigation District
222 East Park Street
Emmett, ID 83617

Gentlemen:

Enclosed is a copy of your approved application for extension of time which also reinstates your permit and advances your priority to March 23, 1977.

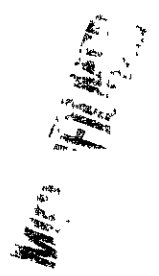
The time within which to submit proof of beneficial use of water has been extended to October 1, 1979.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc.





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

June 9, 1978

Re: Permit No. 65-7832

Emmett Irrigation District
P. O. Box 515
Emmett, ID 83617

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 65-7832 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Kerth Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

138562

March 31, 1978

CERTIFIED MAIL

Re: Permit No. 65-7832

Emmett Irrigation District
P.O. Box 515
Emmett, Idaho 83617

Dear Sirs:

One of the conditions of approval of your water Permit No. 65-7832 (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 June 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.

Norman C. Young
NORMAN C. YOUNG
Administrator,
Resources Administration Division

NCY:jfr

Encl: Proof affidavit

MICROFILMED

June 7, 1977

Re: Permit No. 65-7832

Emmett Irrigation District
P. O. Box 515
Emmett, ID 83617

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 65-7832. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to 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. 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 to provide water for a new appropriation throughout the entire irrigation season.

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

This information is provided so that you will not be misled into thinking that

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this permit will provide sufficient water thru the entire irrigation season.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

11/11/11

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 68-7832

☒ 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

adly Chain Riv.

(1) W/HM 3-28-77

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) W/HM 3-28-77

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) sf OK

Affidavit of Publication received(date) 4-27-77

(12) _____

Final date for protests 4-25-77
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
Payette River clause
See attached sheet for other conditions of
approval

No special conditions for approval

(15) District W

By WJL Date 4-27-77

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

April 1, 1977

Re: Notice of Application for Water Permit No. 65-7832 -- Emmett Irrigation District
65-7854 -- Paul M. Christensen

Emmett Messenger-Index
120 North Washington
Emmett, ID 83617
Emmett,
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 April 25, 1977.

Sincerely,

MAILED
APR 11 1977

Bill submitted
4-27-77
y

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that EMMETT IRRIGATION DISTRICT
P.O. Box 515, Emmett, ID
has on March 25, 1977 submitted Application No. 65-7832
for a permit to appropriate 6.0 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from the Payette River
by means of pump into NESE Canal
within the Government Lot 1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec 22 T7N-R1W B.M., Gem County

to be used from Apr 1 to Oct 31
for irrigation of 306 acres

within the Emmett Irrigation Boundaries

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before April 25, 1977.

R. KEITH HIGGINSON

Director

Published in the Emmett Messenger-Index, Emmett, ID

April 7, 1977 and April 14, 1977

NOTIFIED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higgenson
Director

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

March 31, 1977

E. O. Durk
P.O. Box 515
Emmett, ID 83617

Dear Mr. Durk:

Enclosed is your Receipt No. 7073 in the amount of \$ 75.00
for ~~an application for a water permit~~ which was received in
this office on March 25, 1977.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

RECEIVED