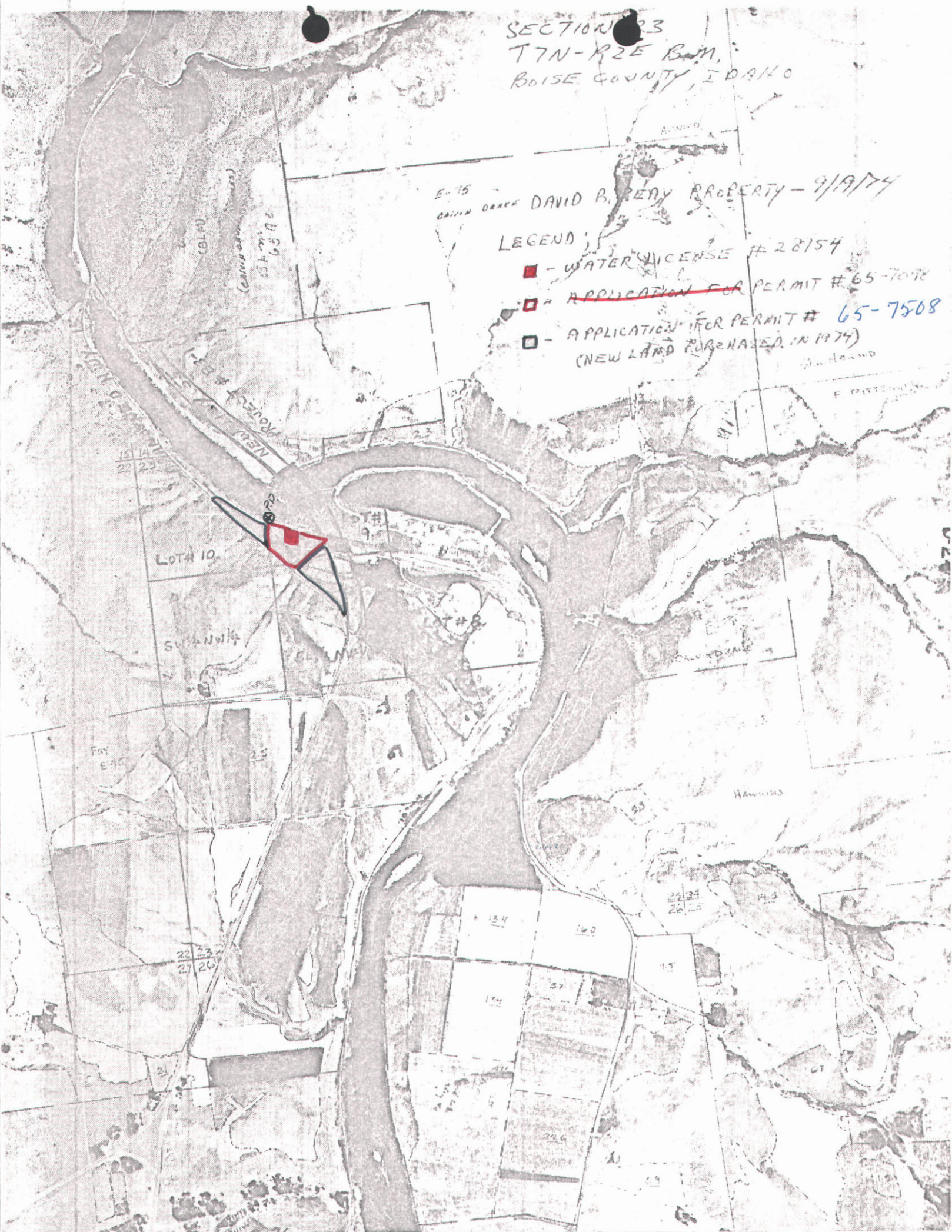


BOISE COUNTY, IDAHO

DAVID B. PERRY PROPERTY - 7/11/77

LEGEND

- APPLICATION FOR PERMIT # 65-1203
(NEW LAND PURCHASED IN 1974)



OCT 15 1974

**NOTICE
OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that DAVID B. & OR LINDA SUE REAY P.O. Box 131, Horse-shoe Bend, ID has on September 19, 1974 submitted Application No. 65-7508 for a permit to appropriate 0.12 cubic feet per second of water from Payette River, trib. to Snake River by means of pump, pipeline and sprinkler system within Lot 9, (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 23, T. 7 N, R. 2 E, B.M. Boise County to be used from April 1 to Oct. 31 for irrigation of 3 acres within Lot 10, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 23, T. 7 N, R. 2 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before Oct. 21, 1974.

R. KEITH HIGGINSON
Director
Pub. Oct. 3, 10, 1974

STATE OF IDAHO)
COUNTY OF ADA) ss.

Marahy Eiguren being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Two ~~consecutive~~ insertions, beginning with the issue of October 3, 1974, and ending with the issue of October 10, 1974.

Haraldy Eguren

Subscribed and sworn to before me this 11th
day of October, 1974.

Lana A. Young
 Solicitor for Idaho, Residing at Boise,

Notary Public for Idaho, Residing at Boise, Idaho

MICK FILMED

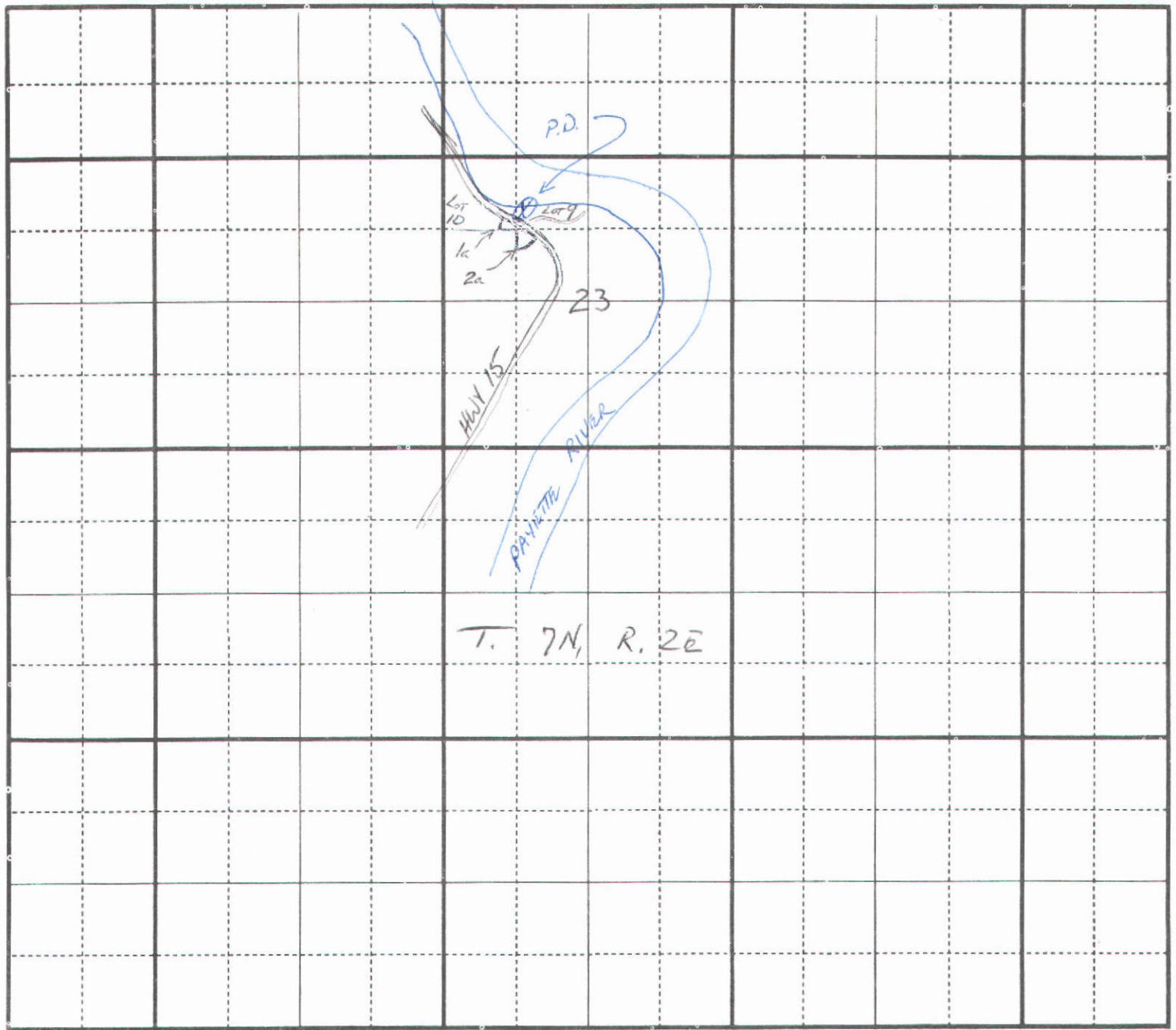


Diagram of System

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 65-7508 Priority September 19, 1974 Amount .09 cfs

THIS IS TO CERTIFY, that DAVID B. &/or LINDA SUE REAY
of Horeshoe Bend, ID, has complied with the terms and conditions of Permit
No. 65-7508 issued pursuant to Application for Permit dated September 19, 1974,
and has submitted proof to the Department of Water Resources on September 18, 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 .14 cfs of water from the 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>4/1</u> to <u>10/31</u>	at <u>.09</u> cfs and	<u>10.5</u> AF
	from <u></u> to <u></u>	at <u></u> cfs and	<u></u>
	from <u></u> to <u></u>	at <u></u> cfs and	<u></u>

(both dates inclusive)

Subject, however, to the condition that no more than .09 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
10.5 acre feet per year, said waters to be diverted within the (GL 9) NEN, Sec. 23, T7N,
R2E in the County of Boise

Description and location of place of use

Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	2E	23					GL	10											3
							1			2									

Total number of acres irrigated 3

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 31 day of

August, 1981.

Director

Identification No. _____

Application No. 65-7508

**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 David B. &/or Linda Sue Reay Phone: 793-2237
post office address P. O. Box 131, Horseshoe Bend, Idaho 83629
- 2 Source of water supply Payette River which is a tributary of Snake River
(Gov. Lot 9)
- 3 a Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 23 Township 7 N
Range 2 E B M Boise County, additional points of diversion if any _____

- b If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
- 4 Water will be used for the following purposes.
Amount 0.12 for Irrigation purpose from April 1 to Oct. 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 0.12 cubic feet per second and/or
b _____ acre feet per annum.
- 6 Proposed diverting works
a Description of ditches, flumes, pumps, headgates, etc. 10 HP pump with pipeline and
sprinkler system

- 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 \$ 1,000.00
- 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

SECTION 23
T7N-R2E B.M.
BOISE COUNTY, IDAHO

E-75

DAVID B. REAY PROPERTY - 9/19/74

LEGEND

- - WATER LICENSE # 28154
- - APPLICATION FOR PERMIT # 65-7078
- - APPLICATION FOR PERMIT # 65-7508
(NEW LAND PURCHASED IN 1974)



[illegible]

David B. Regy
(Applicant)

~~Proposed Priority~~ 9-19-1974

Received by SW Date 9-19-74 Time 11:00 am
Preliminary check by P.W.H. Fee \$ 10.00
Receipted by SW Date 9-19-74 # 15242
Publication prepared by CH Date 9-26-74
Published in Idaho Statesman
Publication dates Oct. 3 & Oct. 10
Publication approved CH Date 10-18-74
Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

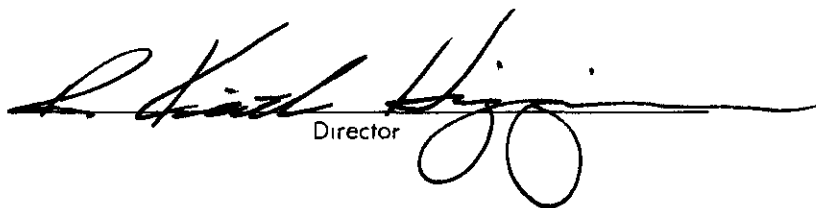
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No 65-7508, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 79.
- c. Other _____

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

Witness my hand this 28 day of October 19 74.


Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-7508

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

(1) _____

In form to receipt

(2) R.W.H. 9-20-74

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

(4) R.W.H. 9-20-74

In form for advertising

(5) _____ NA _____

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) Cu 10-15-74

Affidavit of Publication received(date) Ok

(12) CB 10-22

Final date for protests 10-21-74
Protests received: yes _____ no ☒

(13) CB 10-22

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

(14) CB 10-22

Action recommended:

☒ Approve _____ Deny

Proposed Priority

Reason for Reduction

Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Western

By M. Clayton Brown Date 10-22-74

MICROFILMED

10-15-74

STATE OF IDAHO)
COUNTY OF ADA) ss.

Margery Eiguren being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

Two ~~consecutive~~ insertions, beginning with the issue of October 3, 1974, and ending with the issue of October 10, 1974.

Margery Eiguren

Subscribed and sworn to before me this 11th day of October, 1974.

Louise A. Gunning
Notary Public for Idaho, Residing at Boise, Idaho

MICROFILMED



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

September 3, 1981

RE: Permit No. 65-7508

David B. &/or Linda Sue Reay
P.O. Box 131
Horseshoe Bend, ID 83629

Dear Mr. and Mrs. Reay:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

August 11, 1981

David B. &/or Linda Sue Reay
P.O. Box 131
Horseshoe Bend, ID 83629

Dear Mr. & Mrs. Reay:

A representative of this Department has made an examination of the works covered by your Permit No. 65-7508, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .09 cfs Source: the Payette River

The maximum quantity diverted shall not exceed 10.5 acre feet per year.

Point(s) of diversion: (GL 9) NENW, Section 23, Twp. 7 N., Rge. 2 E.

Beneficial use: Irrigation of 1 acre within (GL 10) NWNW and 2 acres in
SENN, Section 23, Twp. 7 N., Rge. 2 E.

Priority date established: September 19, 1974

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED
AUG 11 1981

Pöbyr:

See Verli's note -

livers @ $1\frac{1}{2}$ "/acre.

Dave



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 2, 1981

MEMO

TO: Dave Tuthill *DT*
FROM: Verl G. King
SUBJECT: APPLICATION FOR PERMIT 65-7508

The justification presented for 2 miners inches of water per acre in this application is not valid. Operating a sprinkler only 12 hours a day is a convenience for the operator and is not a valid reason for appropriating excess water. Also, a system properly designed will operate as efficiently for a 24 hour operation as it will for 12 hours; and the shape of the field has the same affect under either operation.

If you need further information, let me know.

VGK:mb

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INTER-DEPARTMENT MEMO — 1

FROM

Dave Tutthill

DATE

5/27

TO

Verl King

SUBJECT

What is your recommendation on 2"/acre for the proposed project?

(Note that we standardly approve up to 1½"/acre for tracts ≤ 5 acres)

Dave

SIGNATURE

5/27
1981

ACTION REQUIRED

FROM:

Polym

TO:

Dave

RE: 65-7508

See justification in allowing 2 inches
per acre inside file. Is this
enough justification for the
department to allow?

FIELD REPORT

- Post office address P.O. Box 131, Nossahol Bend Phone

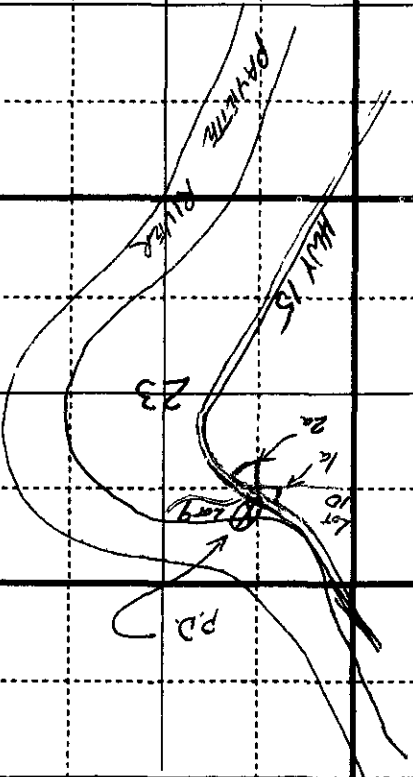
- Tributary to _____

TOTAL ACREAGE _____

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Diagram of System

T. 7N. R. 2E



Approved by K. J. [Signature] Date 7/13/81

UNITED STATES DEPARTMENT OF AGRICULTURE

SOIL CONSERVATION SERVICE

1646 N. Washington, Emmett, Idaho 83617

SUBJECT **Water Right #65-7508**
Bruce Reay, Horseshoe Bend, Id.

DATE **January 2, 1980**

TO **TO WHOM IT MAY CONCERN**

I have reviewed the operation of Bruce Reay's sprinkler irrigation near Horseshoe Bend and have found the following relative to the water rights involved.

Mr. Reay operates the system during the peak use by operating 12 hours a day for a 7 day period to cover the 6 acres of Christmas Trees. The system requires about 100 gpm during this operation. This is a rate of approximately 2 miner's inches of water per acre or twice the normal water allowed under State Water Right Laws.

This water right can be justified on the following basis:

1. The amount of water used is equal to 1 miner's inch per acre because operation is only for 12 hours per day.
2. The present operation appears to be a more energy efficient system rather than to pump less gpm for a longer 24 hour period at lower pumping efficiency.
3. The irregular nature of the acreage involved causes some loss of efficiency which could require more water per acre to irrigate.

Sincerely,

Russel E. Munnaring
Russel E. Munnaring
District Conservationist
Emmett, Idaho

Dept. of Agriculture
Washington, D.C. 20250





State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

October 4, 1979

David B. &/or Linda Sue Reay
P. O. Box 131
Horseshoe Bend, ID 83629

RECEIVED

Department of Water Resources

RE: Permit No. 65-7508:

Dear Mr. and Mrs. Reay:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☒ A field examination of your system has been scheduled for

Thursday, October 18 at 11:00 am.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

NOV 1979

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. 65-7508.

Name(s) of Permit Holder: DAVID B. & LINDA SUE REA

Post Office Address: FL. BOX 131
HORSE SHOE BEND, IDAHO 83629

Source of Water:

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 3+ (acres)
☐ 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.

SEPT 15 1979
Date

David B. Rea
Signature of Permit Holder

MICROFILMED

DAVID B. REAY

P.O. Box 131

HORSESHOE BEND, IDA.

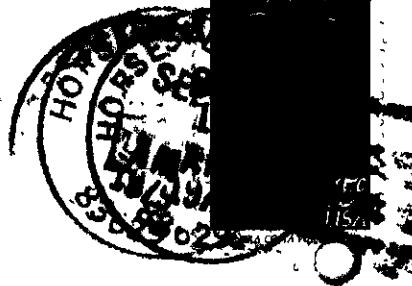
83629

RECEIVED

SEP 18 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

July 31, 1979

161187

David B. and/or Linda Sue Reay
P. O. Box 131
Horseshoe Bend, ID 83629

Dear Mr. and Mrs. Reay:

One of the conditions of approval of your water Permit No. 65-7508 was that evidence of the extent of development must be submitted to this office on or before October 1, 1979. (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

September 1, 1978

David B. &/or Linda Sue Reay
P. O. Box 131
Horseshoe Bend, ID 83629

Re: License No. 65-7508

Dear Mr. and Mrs. Reay:

At the Horseshoe Bend Meeting August 30th, you commented that the Preliminary Proposed Findings of Water Rights listed a diversion rate of .06 cfs, while your License No. 65-7508 was for .12 cfs, or .04 cfs - 2" /acre.

Adhering to basin-wide treatment of diversion rates for the Payette Adjudication dictates that for your right we can recommend a diversion rate of .06 cfs only, or 1" /acre as specified by the Idaho Code.

If there are any questions please call or write.

Sincerely yours,

Forrest E. Luthy
Water Resource Agent

FEL:aje

MICROFILMED



CECIL D. ANDRUS, Governor
COMMISSION
ROBERT G. THOMAS, Coeur d'Alene
PAUL C. KEETON, Lewiston
JOHN EATON, Cascade
JACK HEMINGWAY, Sun Valley
H. JACK ALVORD, Pocatello

IDAHO FISH AND GAME DEPARTMENT

Region 3
109 W. 44th
Garden City, Idaho 83704
384-3725

NOV

4 1974

JOSEPH C. GREENLEY
Director

POST OFFICE BOX 26
600 SOUTH WALNUT STREET
BOISE IDAHO 83707

October 31, 1974

Mr. Ken Foit
Department of Water Administration
Western District Office
Statehouse - Annex 2
Boise, Idaho 83706

Dear Ken:

Re: Application #65-7508
Irrigation pump near
Horseshoe Bend

We have no objection to this development.

Sincerely,

Herb Pollard
Regional Fishery Manager

HP:cw

MICROFILMED

October 30, 1974

Re: Permit No. 65-7508

Mr. David Reay
Box 131
Horseshoe Bend, Idaho 83629

Dear Mr. Reay:

Enclosed is a copy of your approved Application for Permit No. 65-7508 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

September 27, 1974

Herbert Pollard
Idaho Fish and Game Department
Statehouse
Boise, ID

Re: Application for Permit No. 65-7508

Dear Mr. Pollard:

We are enclosing a copy of the above referenced application for permit which may be of interest to your agency. Please review the application and if you have any comments, please submit them to our department as soon as possible.

We normally complete the processing of an application within a six week period and we are required to take final action shortly thereafter.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this department.

Sincerely,

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:cla

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse Annex 2
Boise Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 27, 1974

The Idaho Statesman
Box 2640
Boise, ID 83701

Re: Application for Permit No. 65-7508 - David B. &/or Linda Sue Reay

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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)

Sincerely,

MICROFILMED

Bill submitted
10-15-74

cu

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that DAVID B. &/OR LINDA SUE REAY
P.O. Box 131, Horseshoe Bend, ID
has on September 19, 1974 submitted Application No. 65-7508
for a permit to appropriate 0.12 cubic feet per second ~~10000 feet~~
~~DECEMBER~~ of water from Payette River, trib. to Snake River
by means of pump, pipeline, and sprinkler system
within ~~the~~ Lot 9, (NE 1/4), Sec. 23, T. 7 N, R. 2 E, B.M. Boise County

to be used from April 1 to Oct. 31
for irrigation of 3 acres

within ~~the~~ Lot 10, SE 1/4, Sec. 23, T. 7 N, R. 2 E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
Oct. 21, 1974

R. KEITH HIGGINSON

Director

Published in the The Idaho Statesman, Boise, ID
on Oct. 3, 1974 and Oct. 10, 1974

MICROFILMED