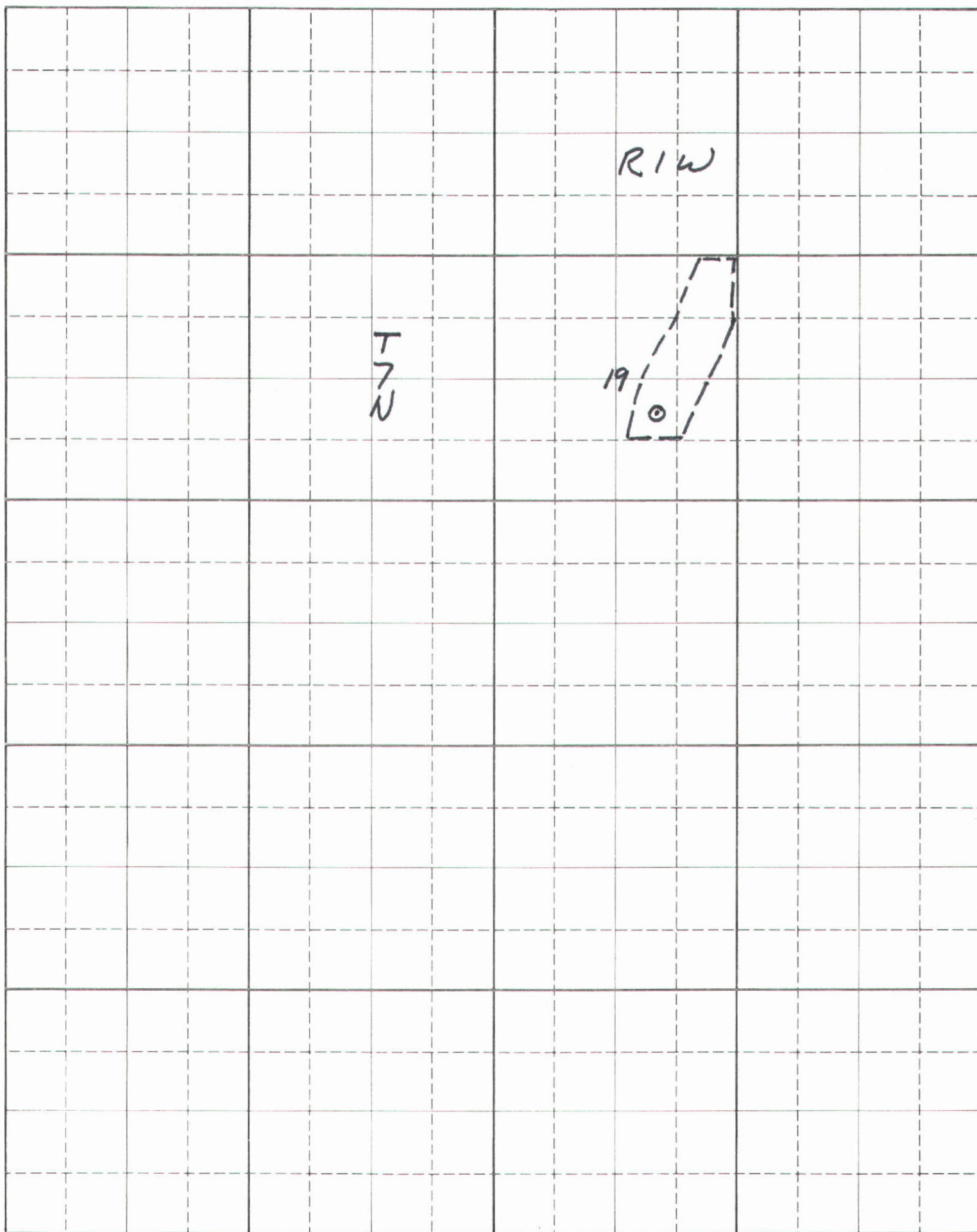


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Roger L. Danell  
(Applicant)

RECEIVED

OCT 21 1974

Department of Water Resources

OCT 22 1974

NOTICE OF APPLICATION  
FOR WATER PERMIT

Notice is hereby given that Roger L. and/or Rose M. Darnell, Route 3, Box 278A, Emmett, Idaho, has on August 27, 1974, submitted Application No. 65-7506 for a permit to appropriate 2.0 cubic feet per second of water from a groundwater source by means of well, pump and sprinkler system within the NW 1/4 SE 1/4, Sec. 19, T. 7N, R. 1 W, B.M. Gem County to be used from March 15 to Nov. 15 for irrigation of 100 acres within the NE 1/4 NE 1/4, S 1/2 NE 1/4, N 1/2 SE 1/4, Sec. 19, T. 7N, R. 1 W, 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 83702, on or before September 23, 1974.

R. Keith Higginson, Director  
Published in the Emmett Messenger-Index, Emmett, Idaho, on September 5, 1974 and September 12, 1974.

Ok  
10-22-74  
Cm

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.  
COUNTY OF GEM,

*Emmett Darnell*

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 *2* consecutive weekly issues thereof, be-

ginning with the issue of *Sept 5*,

19 *74*, and ending with the issue of

*Sept. 12*, 19 *74*

Subscribed and sworn to before me this

*18th* day of

*Oct.*, 19 *74*

*Phyllis Walker*

Notary Public,  
Residing at Emmett, Idaho.

MICROFILMED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**A. GENERAL INFORMATION**

1. Owner: Roger L. & Rose Darnell Permit No. 65-7506  
Current Address: 4550 Van Dusen Road Emmett Idaho 83617 Phone No. 365-3323  
2. Accompanied by: owner + potential buyer (Lewis Smith) EXAM. DATE: 10-26-88  
Address: Lewis Smith 3770 Van Dusen Road Emmett Id Phone No. 365-4042  
Relationship to Permit Holder: same  
3. Source: groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: 65-1273 } an older well from 1930's for  
dom. & stock use. ☐ Copies Attached for 12/19/88 see Remarks.  
2. Other water rights with same point of diversion: 65-1273  
☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

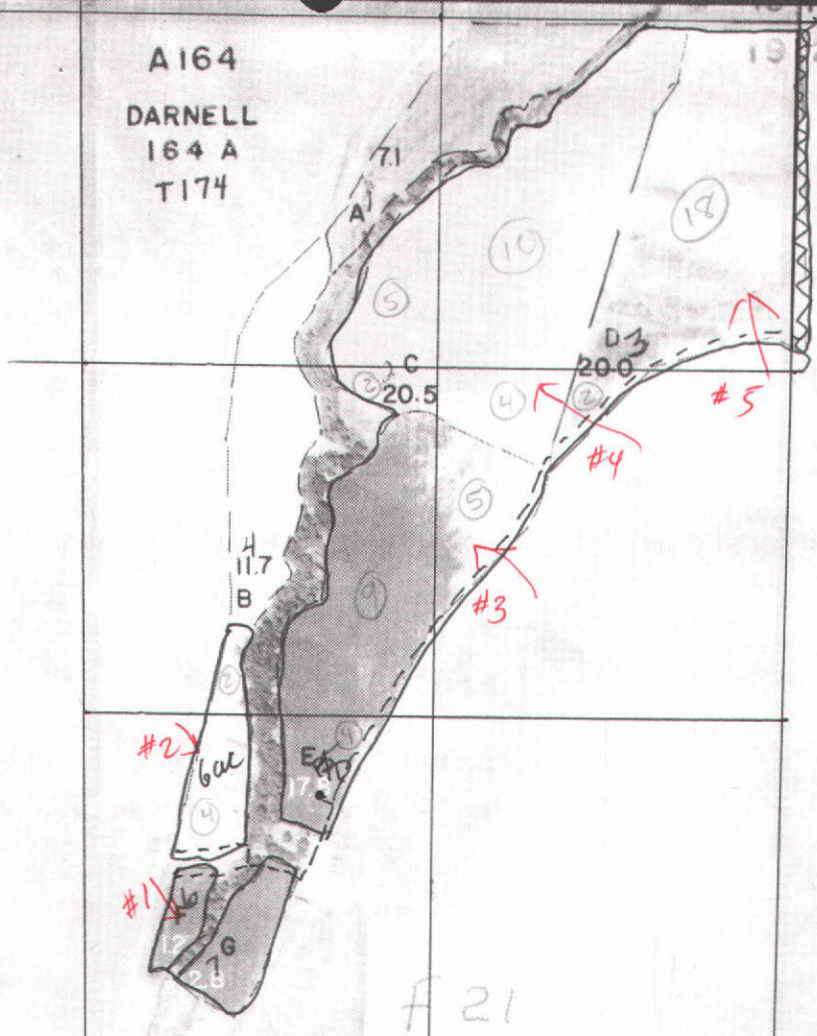
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = \_\_\_\_\_

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

A 164  
DARNELL  
164 A  
T174



Not to Scale

B 6  
VEENSTRA  
6 B  
T191

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FEB 21 1990

B 16  
PALLER  
T202

1 A  
79.6

4 A

B 9  
BLALOCK

D3  
21.3

A  
3.0

B





Point of  
Diversaer



Measurement  
Method

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FEB 27 1971



Place of Use



**MICROFILMED**

FEB 27 1990



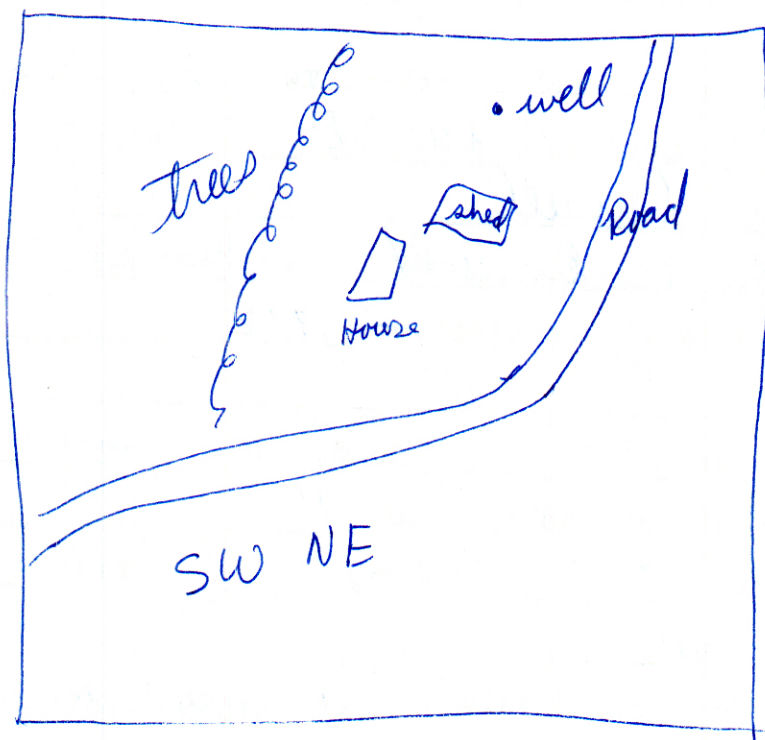
Places of Use



**MICROFILMED**  
FEB 27 1990

# SCHEMATIC

Provide a schematic diagram showing the location of the well in the quarter-quarter with respect to houses, roads, other wells or readily identifiable features.



Inspected by

Danen Knutson

Date

10-26-88  
**MICROFILMED**

FEB 27 1990

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 65-07506

Priority: January 9, 1976

Maximum Diversion Rate: 0.63 CFS  
Maximum Diversion Volume:<sup>1</sup> 306.2 AF

This is to certify, that FRANK L. SMITH  
3770 VAN DEUSSEN RD.  
EMMETT, ID 83617

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 27, 1974; and has submitted Proof of Beneficial Use on October 31, 1979. An examination indicates that the works have a diversion capacity of .630 cfs of water from a **GROUNDWATER** 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       | 0.63 CFS                 | 306.2 AF             |

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 19, Township 07N, Range 01W  
GEM County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 07N        | 01W        | 19         | NENE 28      | NWNE 5       | SWNE 13      |              |
|            |            |            | SENE 11      | NWSE 12      |              | 69           |

Total number of acres irrigated: 69

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

**MICROFILMED**

MAR 1 3 1980

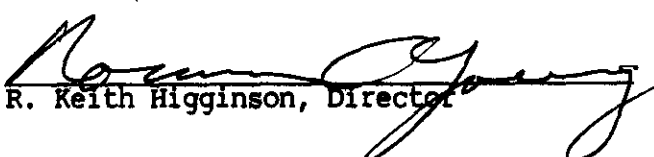
State of Idaho  
Department of Water Resources

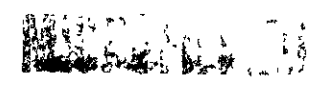
**WATER RIGHT LICENSE**

WATER RIGHT NO. 65-07506

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 26<sup>TH</sup>  
day of FEBRUARY, 1991.

Acting for

  
R. Keith Higginson, Director

  
MAR 19 1991

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 65-07506

APPROVED

Date of Priority: January 9, 1976

Maximum Diversion Rate:  
Maximum Diversion Volume:<sup>1</sup>

0.63 CFS  
306.2 AF

Comes now

FRANK L. SMITH

3770 VAN DEUSSEN RD.  
EMMETT, ID 83617

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. 65-07506, and requests that the permit be changed as follows:

Source: GROUNDWATER

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.63 CFS                 | 306.2 AF             |

LOCATION OF POINT(S) OF DIVERSION: NWSE, Sec. 19, Township 07N, Range 01W  
GEM County

PLACE OF USE: IRRIGATION  
TWP RGE SEC

|                                  | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|--------------|--------------|--------------|--------------|
| 07N 01W 19                       | NENE 28      | NWNE 5       | SWNE 13      |              |
|                                  | SENE 11      | NWSE 12      |              | 69           |
| Total number of acres irrigated: |              |              |              | 69           |

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

Signed at Boise, this 14th day of February, 1991.

MICROFILMED

Frank L. Smith  
(Signature)

MAR 19 1991

State of Idaho  
Department of Water Resources

**APPLICATION FOR AMENDMENT**  
(For Licensing Purposes)  
WATER RIGHT NO. 65-07506

\*\*\*\*\*

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee - \$20.00 Received by SC Date 2/11/91 #CD19630

**ACTION OF THE DEPARTMENT OF WATER RESOURCES**

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-07506 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Witness my hand this 26<sup>th</sup> day of February, 1991.

Acting for

R. Keith Higginson, Director

**MICROFILMED**

MAR 19 1991

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

IN THE MATTER OF PERMIT  
NO. 65-7506     IN THE NAME OF  
FRANK L. SMITH

---

**ORDER OF REINSTATEMENT**

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 65-7506 for issuance of a license, the Department finds, concludes and orders:

**FINDINGS OF FACT**

1. The Department approved Application for Permit No. 65-7506 to appropriate the public waters of the State of Idaho with a proposed priority of AUGUST 27, 1974.
2. On JUNE 05, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on AUGUST 04, 1986.
3. The license examination fee was not paid within one year of the date, and the permit lapsed for failure to pay the license examination fee.

RECEIVED

MAR 19 1986

4. The license examination fee was received on  
DECEMBER 17, 1987, 500 day(s) late.

#### CONCLUSIONS OF LAW

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

2. The date of priority of Permit No. 65-7506 should be advanced 500 day(s).

#### ORDER

IT IS HEREBY ORDERED that Permit to Appropriate Water No. 65-7506 is reinstated.

IT IS FURTHER ORDERED that the date of priority of Permit No. 65-7506 is advanced to JANUARY 09, 1976.

Dated this 11<sup>th</sup> day of January 1991.

J. Glen Saylor  
Chief, Water Allocation Bureau

# WATER RIGHT SUMMARY

| <u>ACTION</u>              | <u>RIGHT NO.</u>   | <u>NAME</u>                  | <u>AMOUNT CFS</u> |
|----------------------------|--------------------|------------------------------|-------------------|
| Original Permit            | 65-7506            | Darnell, Roger L.<br>Rose M. | 2.0               |
| <del>Full Assignment</del> | <del>65-7506</del> | <del>Darnell, Roger L.</del> | <del>2.0</del>    |
| Full Assignment            | 65-7506            | Smith, Frank L.              | 2.0               |

**RECORDED**

**FEB 27 1990**

State of Idaho  
Department of Water Resources  
ASSIGNMENT OF PERMIT

RECEIVED  
FEB 13 1990

Department of Water Resources

I, ROGER L. DARNELL, hereby assign to FRANK L. SMITH  
of 3770 VAN DEUSSEN RD., EMMETT, ID 83617  
Address

All my right, title, and interest in and to Permit No. 65-07506  
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and  
to Permit No. \_\_\_\_\_ to appropriate the public waters of the  
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage  
within each 40 acre subdivision, the point of diversion and the amount of  
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 30<sup>th</sup> day of Jan, 1990.

Roger L. Darnell  
Permit Holder

\_\_\_\_\_  
Spouse of Permit Holder

State of Idaho )  
County of Ada ) ss

On this 30<sup>th</sup> day of January, 1990, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged  
to me that he (she) (they) executed the same.

Wanda M. Anderson

s e a l

Notary Public residing at  
Boise, Idaho

My commission expires:

8/95

MICROFILMED

FEB 27 1990

RECEIVED

MAY 13 1988

State of Idaho  
Department of Water Resources

RECEIVED  
MAY 11 1988

Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources  
Western Regional Office

I, Rose M. Darnell, hereby assign to Roger L Darnell  
of 4550 Van Dusen Rd Emmett, Idaho  
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 65-7506  
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit  
No. \_\_\_\_\_ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within  
each 40 acre subdivision, the point of diversion and the amount of water in cubic  
feet per second for direct diversion, or acre feet for storage)

Made this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Roger L Darnell  
Permit Holder

Rose M Darnell  
Spouse of Permit Holder

State of Idaho )  
County of Ada ) ss.

On this 25 day of April, 19 88, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Mary Lue Jones  
Notary Public residing at

My commission expires:  
10-22-91

RECEIVED

JUL 19 1988

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING  
DEVICE REQUIREMENT FOR PERMIT NO. **65-7506**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

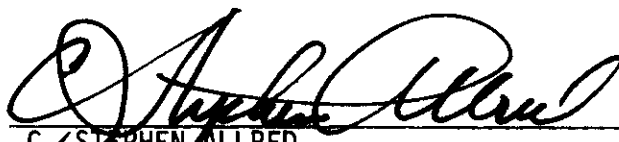
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18<sup>th</sup> day of August, 1978.

  
C. STEPHEN ALLRED  
Director

**MICROFILMED**

Identification No. \_\_\_\_\_

Application No. 65-2506

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR PERMIT**

**APPROVED**

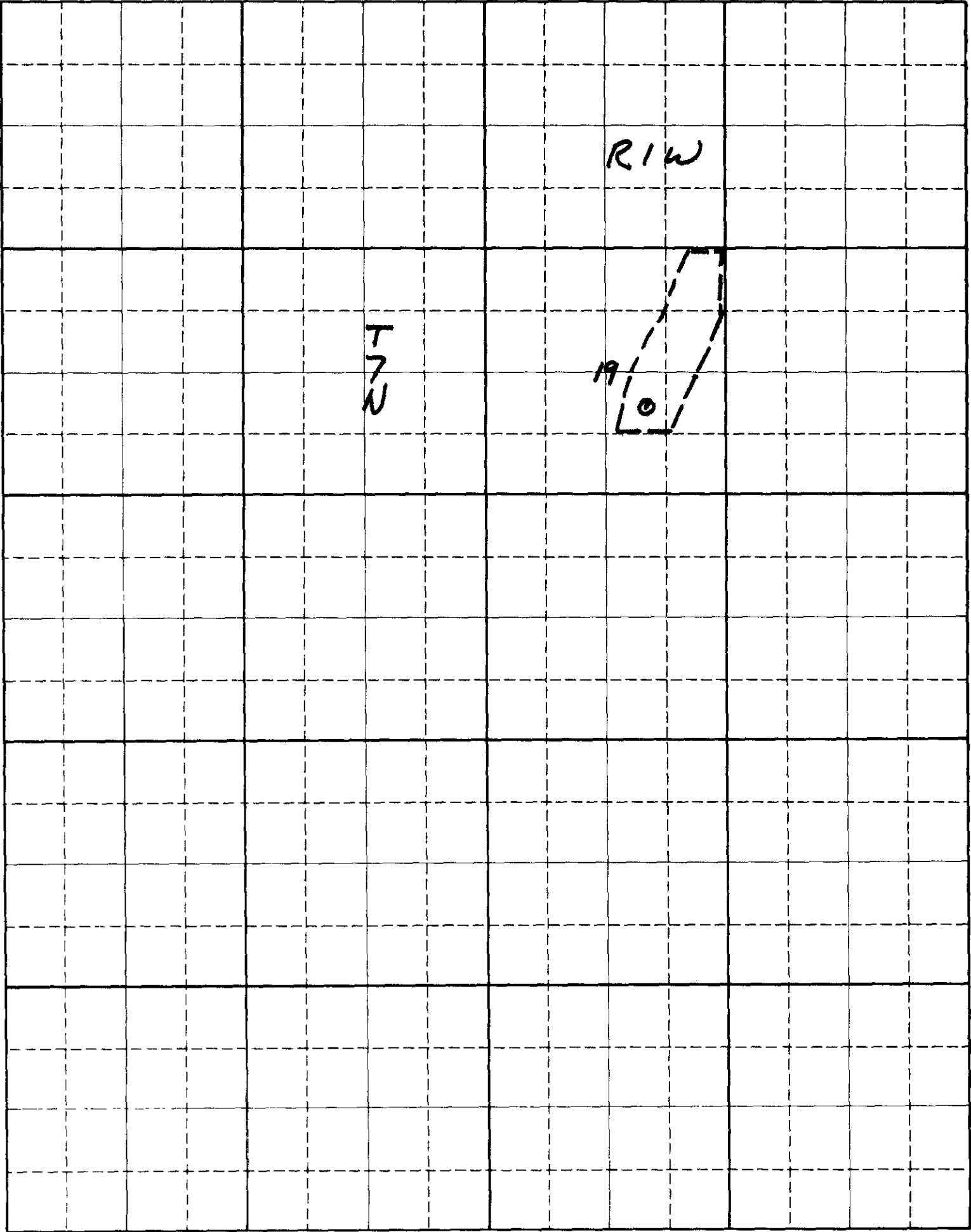
**To Appropriate the Public Waters of the State of Idaho**  
(TYPE OR PRINT IN INK)

- 1 Name of applicant Roger L. &/or Rose M. Darnell, Phone: 365-3323  
post office address Rt. 3, Box 278 A, Emmett, ID
- 2 Source of water supply Groundwater which is a tributary of \_\_\_\_\_
- 3 a Location of point of diversion is NW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 19 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 2.0 for Irrigation purpose from March 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 2.0 cubic feet per second and/or  
b \_\_\_\_\_ acre feet per annum
- 6 Proposed diverting works  
a Description of ditches, flumes, pumps, headgates, etc well with pump 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 10 inches, proposed depth of well is 200 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 \$ 10,000.00
- 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**



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

Roger L. Danell  
(Applicant)

Proposed Priority 8-27-1974

Received by CB Date 27 Aug '74 Time 3:30 PM  
Preliminary check by CB Fee \$ 35.00  
Receipted by Ca Date 8-27-74 Receipt # 15209  
Publication prepared by Ca Date 8-29-74  
Published in Emmett Messenger, Index  
Publication dates Sept 5 & Sept. 12  
Publication approved Ca Date 10-22-74  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by W BDF

#### 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 65-7506, 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 November 1, 19 79.
  - c Other A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

- 2 Denial of said application is for the following reasons \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 5 day of November 19 74.

R. Keith Higgins  
Director

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 657506

☒ 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) EEB \_\_\_\_\_

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

(4) EEB 28 Aug 1974

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) EEB 10/22/74

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 10-22-74

Affidavit of Publication received (date) Ok

(12) EEB 10/22/74

Final date for protests 9/23/74

Protests received: yes \_\_\_\_\_ no ☒

(13) EEB 10/22/74

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

(14) EEB 10/22/74

Action recommended:

☒ Approve \_\_\_\_\_ Deny

\_\_\_\_\_ Proposed Priority

\_\_\_\_\_ Reason for Reduction \_\_\_\_\_

☒ Measuring device required

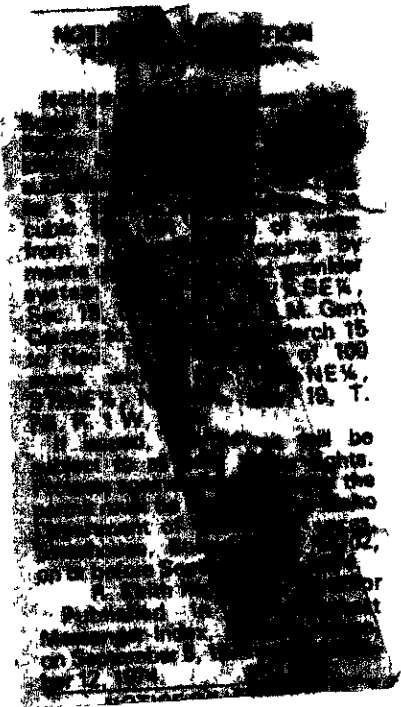
\_\_\_\_\_ See attached sheet for other conditions of approval

\_\_\_\_\_ No special conditions for approval

(15) District Western

**MICROFILMED**

By f. Bookin Date 10/22/74



OCT 22 1974

OK  
10-22-74  
CW

**AFFIDAVIT OF PUBLICATION**

STATE OF IDAHO,  
COUNTY OF GEM, ss.

Archie Dole, being first  
duly sworn, on his oath deposes and  
says that he is the printer of Messenger-  
Index, a legal weekly newspaper pub-  
lished at Emmett, in Gem County, Idaho;  
that said newspaper is in general circu-  
lation in said county and has been pub-  
lished 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 2  
consecutive weekly issues thereof, be-

ginning with the issue of Sept. 12,  
1974, and ending with the issue of  
Sept. 12, 1974  
Archie Dole

Subscribed and sworn to before me this  
18th day of  
Oct., 1974  
Shella Walker

Notary Public,  
Residing at Emmett, Idaho.

**MICROFILMED**

February 28, 1991

FRANK L. SMITH  
3770 VAN DEUSSEN RD.  
EMMETT, ID 83617

RE: WATER RIGHT NO. 65-07506

Dear Water Right Holder(s):

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

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

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:blm

Enclosure

FILED  
MAR 19 1991

January 31, 1991

FRANK L. SMITH  
3770 VAN DEUSSEN RD.  
EMMETT, ID 83617

RE: WATER RIGHT NO. 65-07506

Dear Water Right Holder(s):

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

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

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

Sincerely,

SHARLA CURTIS  
Technical Records Specialist

SC:blm

**MAILED**

MAR 19 1991

# LICENSE REVIEW CHECKLIST

Permit No. 65-7506

Name/Address change?        ok ☒

Priority date Advance? yes ☒ no       

Memo to advance       

Order to reinstate needed? yes ☒ no       

Total cfs

Limited by fee ok

Limited by capacity ☒

Total volume

Limited by flow ☒

Chart checked for AP rate/ac ☒ 4.5

Capacity

Actual measurement checked       

Theoretical checked       

If greater than permit, check for other rts       

Source

Changed? yes        no ☒

If so, is memo needed to clarify? NA

P/D

Verify with map ☒ permit ☒

More than one per 44? Remember remark       

Check p/d overlap       

Uses

Check irrigation period of use w/ chart       

P/U

Verify with map ☒ permit ☒ None - amendment needed  
> 5 acres irrigated, run overlap       

Remarks

More than one p/d in 44       

Description of non-irrig uses       

Special overlap condition       

Conditions

Measuring device REMOVE flow only .63 cfs

W.Master control       

Overlap limited to less than 1" per acre & volume R32

Water quality       

Other        limited by flow. ~~44~~

Dates/Misc

Water district       

App Rec'd date       

Proof Rec'd date       

**MICROFILMED**

Comments/Changes to Examiner's Recommendations:

MAR 19 1991

License        10-day        30-day ☒

Back of field report signed? ☒

Reviewer S. Curtis Date 11-9-90

Review time 13 minutes

| WATER<br>RIGHT NO.  | LAST NAME                   | STG | PRIORITY<br>DATE | P | WATER<br>SOURCE | WATER<br>USE        | RATE<br>cfs | CAPACITY | TWP | RNG | SECT | TRACT | LOT  |
|---------------------|-----------------------------|-----|------------------|---|-----------------|---------------------|-------------|----------|-----|-----|------|-------|------|
| <del>65-01273</del> | DARNELL<br>DARNELL          | D   | 04/15/1930       |   | GROUNDWATER     | <del>Domestic</del> | 0.04        |          | 07N | 01W | 19   |       | NWSE |
| <del>65-07506</del> | DARNELL<br>DARNELL<br>SMITH | P   | 08/27/1974       |   | GROUNDWATER     | IRR                 | 2.00        |          | 07N | 01W | 19   |       | NWSE |
| <del>65-07506</del> | DARNELL<br>SMITH<br>DARNELL | L   | 01/09/1976       |   | GROUNDWATER     | IRR                 | 0.63        | 0.63     | 07N | 01W | 19   |       | NWSE |



**BENEFICIAL USE FIELD REPORT REVIEW**

**TO: FILE 65-7506**

**FROM: SHARLA CURTIS**

**RE: PRIORITY ADVANCE REVIEW**

**DATE: 8-NOV-1990**

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

|                                    | <u>DATE</u>      | <u>JULIAN</u> |
|------------------------------------|------------------|---------------|
| <b>PERMIT</b>                      |                  |               |
| Permit priority Date:              | AUGUST 27 1974   | 239           |
| <b>EXAM FEE NOTICE</b>             |                  |               |
| Exam Fee Notice Date:              | JUNE 05 1986     | 156           |
| Exam Fee/Info Sheet Received Date: | DECEMBER 17 1987 | 716           |
| Exam Fee or Info Due Date:         | AUGUST 04 1986   | 216           |
| Days Late:                         |                  | 500 DAY(S)    |
| <b>NEW PRIORITY DATE</b>           |                  |               |
| Original Priority Date:            | AUGUST 27 1974   | 239           |
| Total Days Late:                   |                  | 500 DAY(S)    |
| New Priority Date:                 | JANUARY 09 1976  | 9             |

**RECEIVED**  
MAR 1 8

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet  
for  
Beneficial Use Field Report

65-7506  
Permit No.

APR 17 1989

Department of Water Resources

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

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

Check of P/D index SL 5/28/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?  
Type of Overlap? ☐ Add acres or uses to existing system  
☐ Increase rate of flow or volume  
☐ Other: \_\_\_\_\_

Check of P/U index SL 5/28/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?  
Type of Overlap? ☐ Increase rate of flow or volume  
☐ Add P/D's  
☐ Increase number of acres within tracts  
☐ Other: \_\_\_\_\_

Aerial Photo

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

Scheduling Letter sent? 07/01/88 KKC (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

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

C. Review and Processing:

Exam Completed 10-26-88 Daren Knutson (Signature of examiner and date)  
Exam Reviewed by Senior Water Resource Agent SL 12/19/88 (Initial and date)  
Exam Reviewed by Manager of Regional Office DA 4/11/89 (Initial and date)  
Exam Date Entered in Computer 4-11-89 st (Initial and date)  
Exam sent to State Office 4-11-89 st (Initial and date)  
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original  
Réfiled in White File \_\_\_\_\_ (Initial and date)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**A. GENERAL INFORMATION**

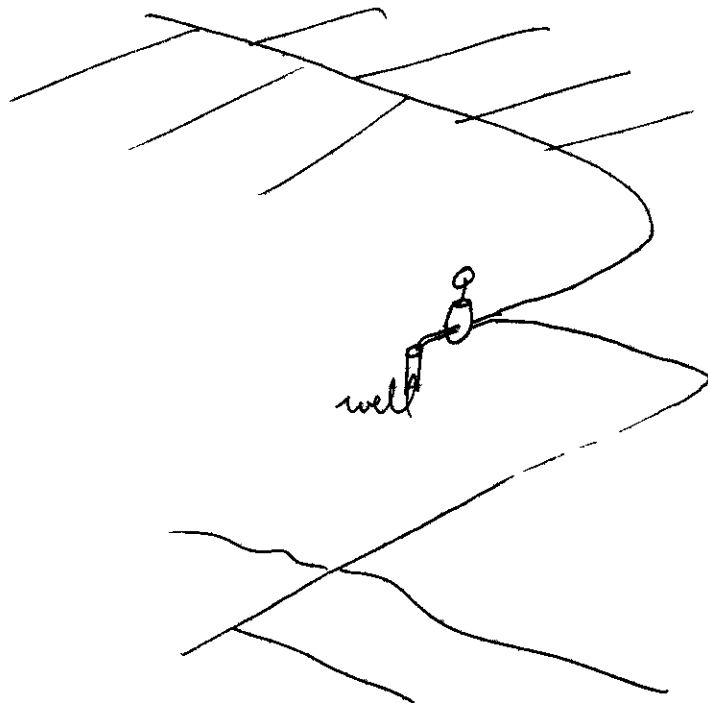
- Permit No. 65-7506  
Phone No. 365-3323  
1 Owner: Roger L. & Rose Darnell  
Current Address: 4550 Van Dusen Road Emmett Idaho 83617  
2 Accompanied by: owner + potential buyer (Lewis Smith) EXAM. DATE: 10-26-88  
Address Lewis Smith 3770 Van Dusen Road Emmett Id Phone No. 365-4042  
Relationship to Permit Holder: same  
3 Source: groundwater tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

- 1 Other water rights with same place of use: 65-1273 } an older well from 1930's for  
dom & stock use. ☐ Copies Attached See Remarks.  
2 Other water rights with same point of diversion: 65-1273  
☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

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



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Scale: 1" = \_\_\_\_\_

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

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

System consists of a risermainline pump in the well and underground pipelines to various sprinklers

☐ See Remarks on page 4 for continuation

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       |            | 25 | Sulmonville      |           | (No Tag) 12/1/89                  |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

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

**5. Point(s) of Diversion:**

[illegible]

**6 Place(s) of Use:**

[illegible]

**REPTITION**

0661 27 FEB

**Do not use this space**

Do not use this space

$$\frac{275}{450 \text{ gpm}} = 50 \text{ in}$$

#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

#### 2. Measurements:

$Q = 57 \text{ gal/11.9 sec}, 57/12.2 \text{ sec}, 57/12.4 \text{ sec}$   
 $= 287 \text{ gpm}, 280 \text{ gpm}, 276 \text{ gpm}$   
 $\bar{Q} = 281 \text{ gpm} = 0.63 \text{ cfs}$

$61 = 275 \text{ gpm}$   
 $80 \text{ psi}$   
 $25 \text{ HP}$   
 $80 \text{ hst}$

#### E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

\* 1. Measured Method: See D2 above & photogragh.

\* 2. Alternate Method for Checking Purposes:

$HP \text{ eq. where } HP = \frac{(Q)(H)}{1714 \text{ (see F)}}$   
 $Q = \frac{(8.3)(.514)(33.1)}{[(2.31)(75) + 65]} = \frac{149.72}{238.25} = .628 = .63 \text{ cfs}$

$33.1 \text{ (meter input Hp)}$   
 $HP = 2.5, \text{ eff. } .514$   
 $psi = 75, 2 = 65$

#### F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure:  $75 \text{ psi} \times 2.31 = 173 \text{ ft (1)}$ ; Dynamic pumping level:  $65 \text{ ft (2)}$   
 Total Head:  $(1) + (2) = 238 \text{ (3)}$ ; Flow rate:  $.63 \text{ cfs (4)}$

Water HP:  $(3) \times (4) \div 8.8 = 17.0 \text{ (5)}$   
 Meter Input KW:  $3.6 \times 57.6 \text{ KH} \times 1 \text{ CTR or } 1 \text{ MULT} \times 1 \text{ PTR} \times 5 \text{ N/ } 42 \text{ T} = 24.7 \text{ (6)}$   
 Meter Input HP:  $(6) \times 1.34 = 33.1 \text{ (7)}$   
 Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Amps x .001732 = \_\_\_\_\_ (6)  
 Panel Input HP:  $(6) \times 1.34 = \text{_____ (7)}$  Efficiency:  $(5)/(7) \times 100 = 51.4 \%$

meter # 60 090 519 Idaho Power

#### G. VOLUME CALCULATIONS

##### 1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (69)(4.5) = 310.5$   
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.63)(245)(1.9835) = 306.1532 *$   
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 306.2$

##### 2. Volume Calculations for Other Uses:

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FEB 27 1990

\* 52 12/19/88

# H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mr. Devin Smith is in the process of keeping the place from Mr. Clannell  
 Overlap \*  
 65-01273 is also well for other uses. The existing well was constructed in 1982 (see attached well inspection form)

## I. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use      | Rate of Diversion | Annual Volume |
|----------------|--------------------|-------------------|---------------|
| irrigation     | From 3-15 To 11-15 | 0.63 Q (cfs)      | 306.2 V (afa) |

Totals: 0.63 cfs 306.2 afa

### 2. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.U. as reflected above

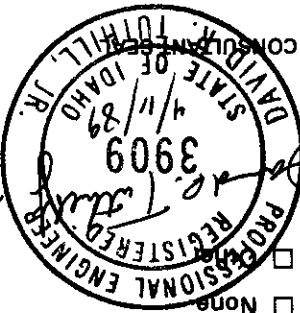
## J. AUTHENTICATION

Field Examiner's Name: Darren Knutson  
 Signature: [Signature]  
 Certification Date: 10/26/88  
 Field Report Preparation Date: 10/26/88

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

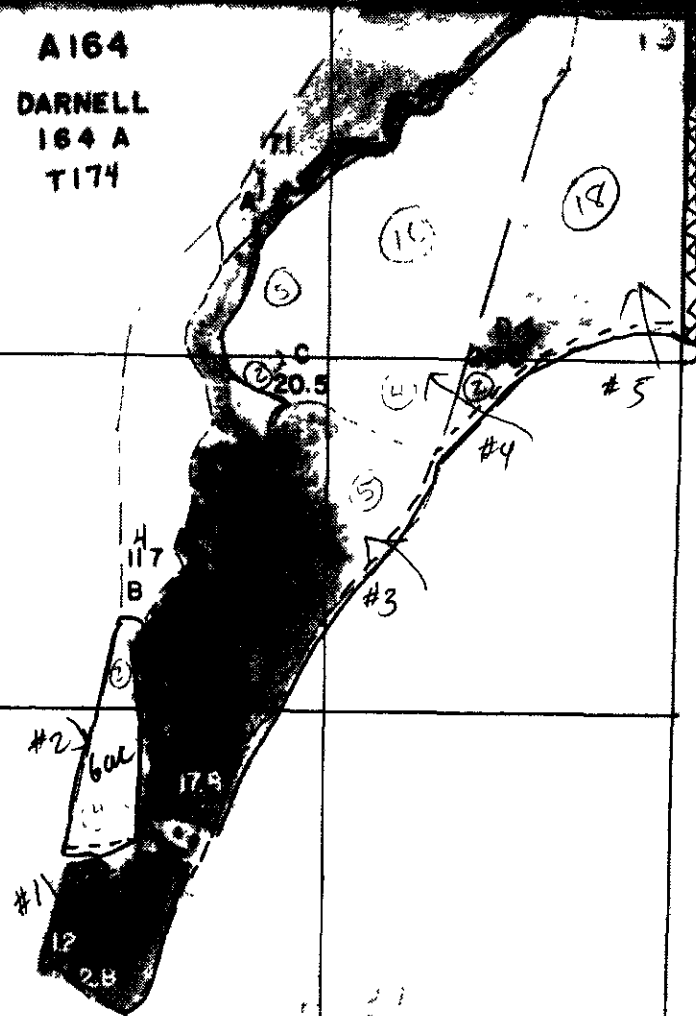
RECEIVED

FEB 27 1990



2/19/88

A164  
DARNELL  
164 A  
T174



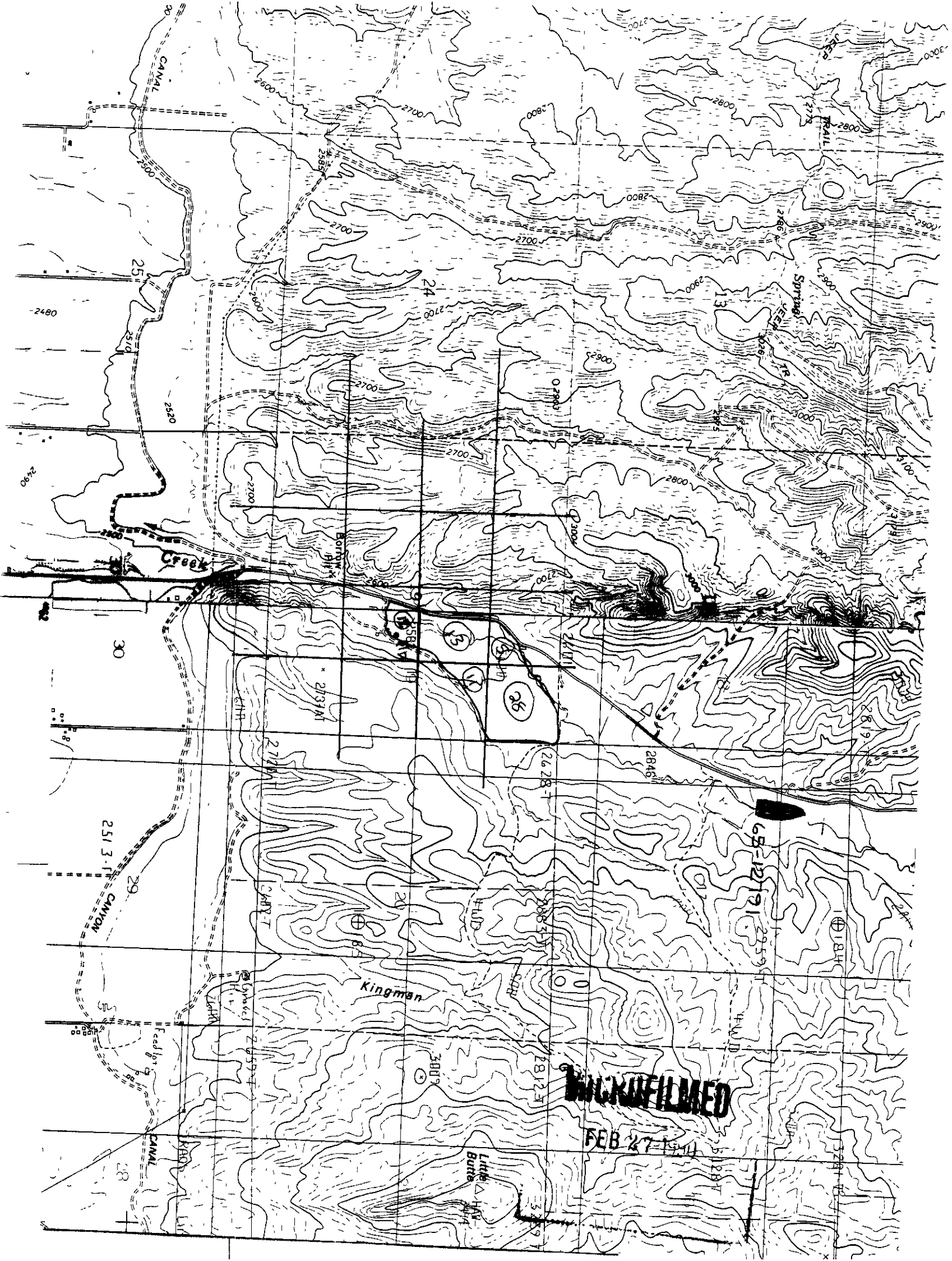
Not to Scale

B6  
VEENSTRA  
68  
T191

MICROFILMED

FEB 21 1940

19 20  
30 29





Point of  
Divergence



Measurement  
Method

**MICROFILMED**

FEB 27 1971



*Place of Use*



**MICROFILMED**

FEB 27 1990



*Places of Use*



**MICROFILMED**  
FEB 27 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 23, 1990

Re: Water Right No. 65-7506

Frank L. Smith  
3770 Van Deussen Rd.  
Emmett, ID 83617

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

We assume you are aware of requirements remaining to finalize the permit into a license.

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

Sincerely,

*Sharla Curtis*

SHARLA CURTIS  
Clerical Specialist

SC:js

RECORDED

FEB 27 1990

State of Idaho  
Department of Water Resources  
WELL INSPECTION FORM

This form should be completed by the examiner when conducting a field examination to determine the extent of beneficial use of water from a well or whenever a well is inspected for other reasons. The form should be forwarded to Groundwater Protection Section in the State Office upon completion.

1. Legal Description of well location. Twp. 7N, Rge. 1W,  
Sec. 19, Qtr./Qtr. NW SE or Lot \_\_\_\_\_
2. Owner Roger Darnell  
Address 4550 Van Duesen Rd, City Emmett, State Idaho
3. Approx. date of well construction 1982  
Well Driller \_\_\_\_\_
4. Casing: Diameter 8" Condition poor
5. Casing length above land surface 1'
6. Well depth (ft) 85 Flowing \_\_\_\_\_ Temp. \_\_\_\_\_  
Access port yes
7. Condition of piping and valving ok except for hole in top
8. Evidence of well seal ! =
9. Shut in pressure or static water level 75psi
10. Evidence of leakage around the casing no
11. Does well need repair yes
12. Comments need to fill hole in top

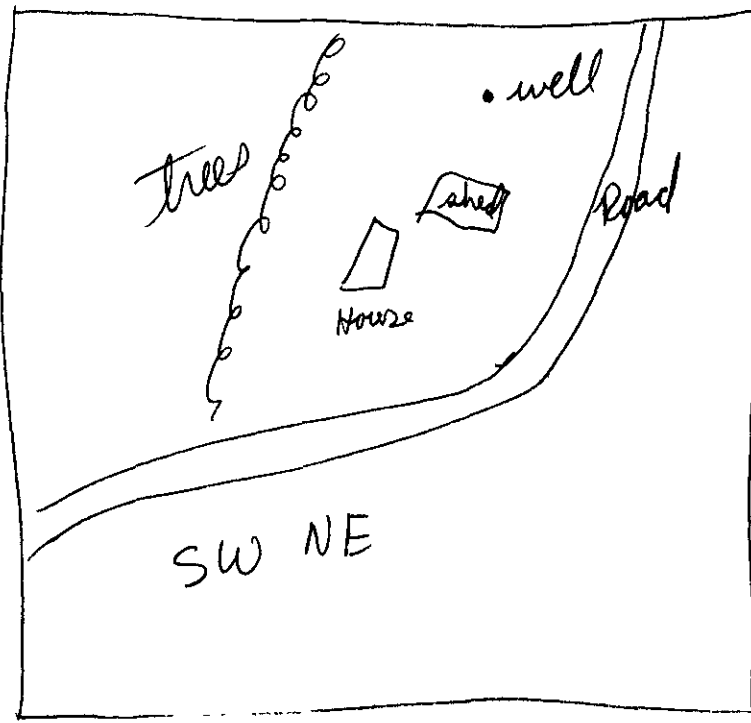
(OVER)

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FEB 27 1990

# SCHEMATIC

Provide a schematic diagram showing the location of the well in the quarter-quarter with respect to houses, roads, other wells or readily identifiable features.



Inspected by

Danen Knutson

Date

**MICROFILMED**

FEB 27 1990



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

July 14, 1988

RE: Water Right No. 65-7506

Roger L. Darnell  
4550 Van Duesen Rd.  
Emmett, ID 83617

Dear Mr. Darnell:

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

Please be advised that since this water right is still in the permit stage, further requirements may be required of the permit holder to finalize the water right into a license. The Department will subsequently notify you of these requirements.

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

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

**RECEIVED**

JUL 19 1988

Permit No. 65-7506

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assignment? ✓  
b. Partial Assignment?
4. "No assignment" condition on permit? N/A
5. Commencement of Works received?  
a. Commencement of works requested?  
b. Show Cause Order drafted & sent?  
c. Cancellation necessary? N/A
6. Affidavit of residency required?
7. Extension granted due to litigation?  
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓
2. Coding sheet. ✓
3. Acknowledgement letter type. ✓
4. Copy to region. ✓

Date 7-14-88

Employee S. Curtis

4/86

RECEIVED

DEC 17 1987

Office Use Only  
Date Received 125 20  
Date 10-5-87  
Receipt # 43948  
Receipt by CT  
Sent to S.O. 12/14/87

OK  
JP

STATE OF IDAHO Department of Water Resources  
DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

KEYPUNCHED

1. Permit No. 65-7504

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: Roger L and/or Rose M. Darnell

3. Post Office Address: 4550 Van Deusen Rd., Emmett, ID  
83617 Telephone No. 365-3323

4. Source of Water: Ground water

5. Extent of Use:

Domestic \_\_\_\_\_ (No. of households) Stockwater \_\_\_\_\_ (No. and type of stock)

Irrigation 80-100 (acres) Other/Remark \_\_\_\_\_

6. Total rate &/or volume for which proof is submitted 2.0 cfs \_\_\_\_\_ acre-feet

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

1974

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

Roger Darnell  
(Name)

Same as above (Address) 365-3323 (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.)

10-5-87  
Date

Roger L Darnell  
Signature of Permit Holder (and title, if appropriate)

JUL 19 1988

State of Idaho

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

CECIL D. ANDRUS  
Governor

A. KENNETH DUNN  
Director

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

65-7506  
DARNELL, ROGER L.  
DARNELL, ROSE M.  
4550 VAN DEUSEN RD.  
EMMETT, ID 83617

June 25, 1987

Dear Permit Holder:

**LAPSE NOTICE**  
**License Examination Fee**

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on August 5, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on June 5, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before October 5, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely, *L. Glen Saxton*

**MICROFILMED**

L. GLEN SAXTON, Chief  
Operations Bureau

Enclosure

JUL 19 1988



State of Idaho

## DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

A. KENNETH DUNN  
Director

65-7506  
DAFFNELL, ROGER L.  
DAFFNELL, ROSE A.  
4550 VAN LEUSEN RD.  
EMMETT, ID 83617

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

October 9, 1986

### EXAMINATION FEE REMINDER

Dear Permit Holder:

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

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

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

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

Sincerely,

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

RECEIVED

JUL 19 1988

Enclosure



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

JOHN V. EVANS  
Governor

Mailing address:  
Statehouse  
Boise, Idaho 83720

A. KENNETH DUNN  
Director

65-7506  
DARNELL, ROGER L.  
DARNELL, ROSE M.  
4550 VAN DEUSEN RD.  
EMMETT, ID 83617

**138490**

June 5, 1986

CERTIFIED MAIL

**EXAMINATION FEE NOTICE**

Dear Permit Holder:

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

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

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

JUL 19 1988

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

**RECEIVED**

JUL 19 1988



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

November 20, 1979

Roger L. Darnell  
4550 Van Dusen Road  
Emmett, ID 83617

RECEIVED

NOV 27 1979

Department of Water Resources

RE: Permit 65-7506

Dear Mr. Darnell:

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

\_\_\_\_\_  
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

MICROFILMED

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. 65-106

Name(s) of Permit Holder: Roger L. Darnell

Post Office Address: 4550 Van Duesen Road, Emmett, ID 83617

Source of Water: Groundwater

Extent of Use: ☐ Domestic (number of households)  
☐ Stockwater (number and type of stock)  
☒ Irrigation 70 (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.

10/31/79

Date

Roger L. Darnell  
Signature of Permit Holder

MICROFILMED

PLACE  
TEN CENT

STAMP  
HERE

**RECEIVED**

**OCT 31 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

August 31, 1979

101308

Roger L. and/or Rose M. Darnell  
Route 3, Box 278 A  
Emmett, ID 83617

Dear Mr. and Mrs. M. Darnell:

One of the conditions of approval of your water Permit No. 65-7506 was that evidence of the extent of development must be submitted to this office on or before November 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

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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 18, 1979*

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

*David R. Tuthill Jr.*

DAVID R. TUTHILL, JR.  
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office  
Rt. #5, Box 203 Government Way  
Coeur d'Alene, Idaho 83814

Eastern Region Office  
1515 Lincoln Street  
Idaho Falls, Idaho 83401

Southern Region Office  
1041 Blue Lake Blvd. North  
Twin Falls, Idaho 83301

Western Region Office  
92 S. Cole Road  
Boise, Idaho 83705

**MICROFILMED**

November 8, 1974

Re: Permit No. 65-7506

Mr. & Mrs. Roger Darnell  
Route 3, Box 278A  
Emmett, Idaho 83617

Dear Mr. & Mrs. Darnell:

Enclosed is a copy of your approved Application for Permit No. 65-7506. 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.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosures

**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

**August 30, 1974**

**Emmett Messenger-Index**  
**120 N. Washington Ave.**  
**Emmett, ID 83617**

**Re: Application for Permit No. 65-7506 - Roger L. &/or Rose M. Darnell**

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,

*Bill submitted*

*10-22-74*

*cu*

**MICROFILMED**

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ROGER L. &/OR ROSE M. DARNELL, Rt. 3,  
Box 278 A, Emmett, ID  
has on August 27, 1974 submitted Application No. 65-7506  
for a permit to appropriate 2.0 cubic feet per second ~~acre-feet~~  
~~per annum~~ of water from a groundwater source  
by means of well, pump, and sprinkler system  
within the NW 1/4, Sec. 19, T. 7 N, R. 1 W, B.M. Cam County  
  
  
to be used from March 15 to Nov. 15  
for irrigation of 100 acres  
  
within the NW 1/4, S 1/4, N 2/4, Sec. 19, T. 7 N, R. 1 W, B.M.

If issued, this permit will be subject to all prior water rights. Pro-  
tests against the granting of the permit must be filed with the Idaho Depart-  
ment of Water Resources, Statehouse, Boise, Idaho, 83720, on or before  
Sept. 23, 1974

R. KEITH HIGGINSON

Director

Published in the Emmett Messenger-Index, Emmett, ID  
on Sept. 5, 1974 and Sept. 12, 1974

**MICROFILMED**