

and range number.

① well
28

MICROFILMED

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss.
County of Valley)

Donald E. McMahan, being first duly sworn, deposes and says: That he is the co-editor of the Star-News, a weekly newspaper published at Cascade and McCall, in the County of Valley, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for ^{Two} consecutive weeks in the regular and entire issue of every number thereof during the period and time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began August 1, 1974, and ended August 8, 1974.

Donald E. McMahan
Subscribed and sworn to before me a Notary Public in and for the County of Valley, and the State of Idaho, this 15th day of August, 1974.
Alvin P. Donaldson, Notary Public.
My commission expires July 20, 1977.

RECEIVED

AUG 16 1974

Department of Water Resources

OK
8-16-74
CA

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lewis &-or Elfredia Cassidy &-or Gary McGraw &-or Rita J. McGraw, Route 4, Nampa, Idaho has on July 22, 1974 submitted Application No. 65-7498 for a permit to appropriate .04 cubic feet per second of water from a groundwater source by means of well, pump and pressure system within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 16 N, R. 3 E, B.M., Valley County to be used from Jan. 1 to Dec. 31 for domestic use within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 16 N, R. 3 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, 83707, on or before Aug. 12, 1974.

R. KEITH HIGGINSON
Director

Published in the Star-News, McCall, Idaho on Aug. 1, 1974 and Aug. 8, 1974.

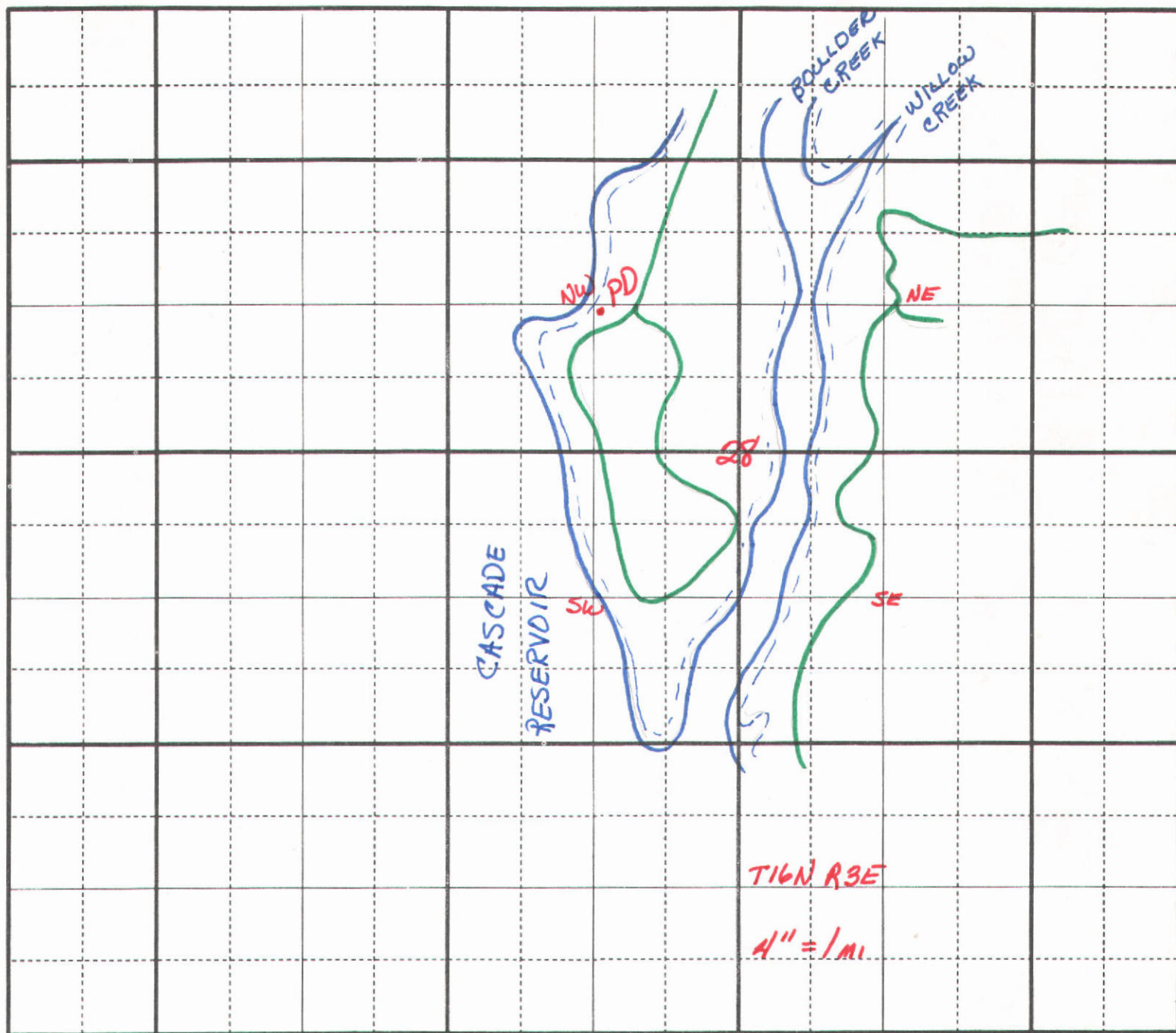


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No 65-7498 Priority July 22, 1974 Amount .04 cfs

THIS IS TO CERTIFY, that LEWIS &/OR ELFREDIA CASSIDY &/OR
GARY MC GRAW &/OR RITA J. MC GRAW

of Nampa, Idaho, has complied with the terms and conditions of Permit
No 65-7498 issued pursuant to Application for Permit dated July 22, 1974,
and has submitted proof to the Department of Water Resources on June 20, 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 .04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use an
established a right to use water as follows

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>January 1</u> to <u>December 31</u> (1 unit)		<u>.04</u> cfs and	<u>1.2</u> acre feet
_____ from _____ to _____		_____ cfs and	_____
_____ from _____ to _____ at _____		_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .04 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
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, Twp.
16N, Rge. 3E, B.M. in the County of Valley

Description and location of place of use

Twp	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16N	3E	28								X					

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 16 day of
March, 19 81.

Director

Identification No. _____

Application No. 65-7498

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

- 1 Name of applicant Lewis &/or Elfredia Cassidy &/or Gary McGraw &/or Rita J. McGraw
post office address Route 4, Nampa, Idaho Phone: 466-6955
- 2 Source of water supply Groundwater which is a tributary of _____
- 3 a Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 16 N
Range 3 E B M Valley 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 .04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- 5 Total quantity to be appropriated
a .04 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 pressure 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 6 inches; proposed depth of well is 90 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 \$ 1200.00
- 8 Description of proposed uses
a If water is **not** for irrigation
(1) Give the place of use of water SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 16 N
Range 3 E 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 1
(5) If water is to be used for other purposes describe _____

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TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
			NE¼				NW¼				SW¼				SE¼			
TOTALS			SE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼

c Describe any other water rights used for the same purposes as described above.

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing

T16N, R3E

Dwell
28

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.

Levi Cassidy
(Applicant)

7-22-1974 Proposed Priority

Received by LHF Date 7/22/74 Time 12:15 PM
Preliminary check by LHF Fee \$ 10.00

Received by Stan Young Date 7-22-74 File # 15969
Publication prepared by SW Date 7-20-74

Published in _____
Publication dates 8-1, 8-8-74

Publication approved GA Date 8-16-74

Priority reduced to _____ Reason _____
Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____
Recommended for approval denial by DF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7498, 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 August 1, 19 79.

c. Other: _____

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

Witness my hand this 27th day of August, 19 74.

For the Director
[Signature]
by A. KENNETH DUNN, ADMINISTRATOR

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RWH</u>	<u>7-23-74</u>	Application No. <u>65-7498</u>
(2)			☒ 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
(3)	<u>RWH</u>	<u>7-23-74</u>	In form to receipt
	<u>NA</u>		Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)		<u>NA</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>RWH</u>	<u>7-23-74</u>	In form for advertising
(6)		<u>NA</u>	Located within Water District No. _____
(7)	<u>RWH</u>	<u>7-23-74</u>	Critical groundwater area: yes _____ no ☒
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CU</u>	<u>8-16-74</u>	Affidavit of Publication received (date) <u>OK</u>
(11)	<u>EAB</u>		Final date for protests <u>12 Aug 74</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)			All requested information received from agencies or applicant yes _____ no _____
(14)	<u>EAB</u>		Action recommended: ☒ Approve Priority _____ ____ Deny Reason for Reduction _____ ☒ Measuring device required ____ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Western</u>	By <u>John Ball</u>	

RECEIVED
AUG 20 1974
MILKUELL

PUBLISHER'S AFFIDAVIT

STATE OF IDAHO)
) ss
County of Valley)

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Donald E. McMahan, Notary Public.
My commission expires July 20, 1977.

RECEIVED

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OFFICE OF NOTARY PUBLICS

8-16-74
D

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67-7498

September 10, 1992

MEMO TO FILE:

From: Carolyn Andregg

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

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

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

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

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

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



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

March 17, 1981

Lewis & Elfredia Cassidy &
Gary & Rita McGraw
Rt. 4
Nampa, Idaho 83651

Dear Sirs,

RE: License No. 65-7493

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson", is written over the printed name.

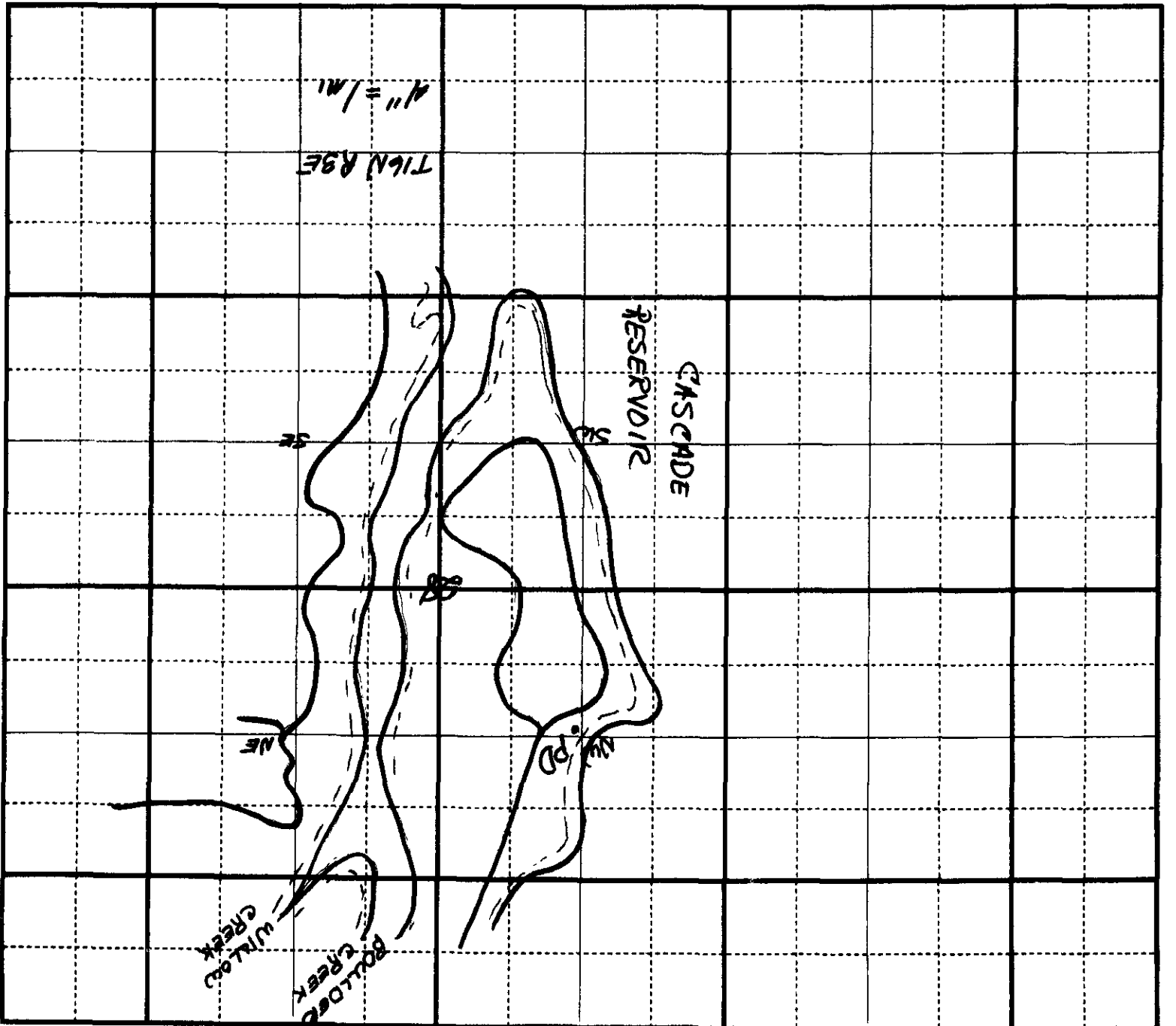
JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

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Diagram of System



DATE OF EXAM 8-21-79

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= _____ AF/Ann. from 1-1 to 12-31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒
Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Exchange? yes _____ no ☒
Name source exchanged with: _____
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection.
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange.
twp _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured .04 cfs Method of measurement ESTIMATE

Total Q recommended .04 cfs Meter No _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$Q = .04 \text{ cfs} \times 1 \text{ unit} = .04 \text{ cfs}$$
$$V = 1 \text{ unit} \times 1.2 = 1.2 \text{ AF}$$

SYSTEM DESCRIPTION:

6" casing - submersible pump with pressure system
~90' deep

REMARKS:

Examiner's Signature Gonda Jan Johnson Date 8-22-79

Checked by DBS Date 8-27-79

Approved by [Signature] Date 3/4/81



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

July 10, 1979

Lewis &/or Elfredia Cassidy &/or
Gary McGraw &/or Rita J. McGraw
Route #4
Nampa, ID 83651

RE: Permit No. 65-7498

Dear Ladies and Gentlemen:

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

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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. 65-7498.

Name(s) of Permit Holder:

Terri Cassidy Cassidy, Gayla Beth McQueen

Post Office Address:

RT-4 Hamlet Idaho

Source of Water:

underground

Extent of Use:

☒ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

(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 permit has been developed.

6-16-79

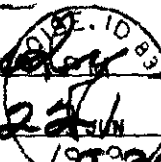
Date

Terri Cassidy

Signature of Permit Holder

MICROFILMED

Lewin Cassady
Rt 4 - Box 422
Pampa, Idaho 8365



RECEIVED
JUN 10 1983

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

May 31, 1979

101002

Lewis and/or Elfredia Cassidy
and/or Gary and/or Rita J. McGraw
Route 4
Nampa, ID 83651

Dear Mr. and Mrs. Cassidy and Mrssand Mrs. McGraw:

One of the conditions of approval of your water Permit No. 65-7498 was that evidence of the extent of development must be submitted to this office on or before August 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

August 29, 1974

Re: Permit No. 65-7898

Lewis &/or Elfredia Cassidy
&/or Gary &/or Rita McGraw
Route 4
Nampa, Idaho 83651

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 65-7498. 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

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

July 26, 1974

The Star News
Box 985
McCall, Idaho 83638

Re: Application for Permit No. 65-7498 - Lewis &/or Elfredia Cassidy et al
65-1500 - State Of Idaho, Dept. of Lands

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
8-16-74

Ca
MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LEWIS &/or ELFREDA CASSIDY &/or GARY
McGRAW &/or RITA J. McGRAW, Route 4, Nampa, Idaho
has on July 22, 1974 submitted Application No. 65-7498
for a permit to appropriate .04 cubic feet per second acre feet
~~per second~~ of water from a groundwater source
by means of well, pump and pressure system
within the SE 1/4, Sec. 28, T. 16 N, R. 3 E, B.M., Valley County

to be used from Jan. 1 to Dec. 31
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within the SE 1/4, Sec. 28, T. 16 N, R. 3 E, B.M.

If issued, this permit will be subject to all prior water rights. Pro-
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ment of Water ~~Administration~~ Resources, Statehouse, Boise, Idaho, 83707, on or before
Aug. 12, 1974.

R. KEITH HIGGINSON

Director

Published in the Star News, McCall, Idaho
on Aug. 1, 1974 and Aug. 8, 1974

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STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2190

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

July 23, 1974

Mr. Lewis Cassidy
Route 4
Nampa, ID 83651

Dear Mr. Cassidy:

Enclosed is your Receipt No. 15869 in the amount of \$ 10.00 for
Application for Permit which was received in this office
on July 22, 1974.

Sincerely,

SUSAN WHALEY
Secretary

SW:s

Enclosure

RECEIVED