

SUBDIVISION NO. 2

PLUMMER TITLE COMPANY
of Ada County

NWSE Section 18, T.9N., R.9E.

REFILMED

SEP 19 2001

Attachment C

7.5654

1/4 COR.

NESE Section 18

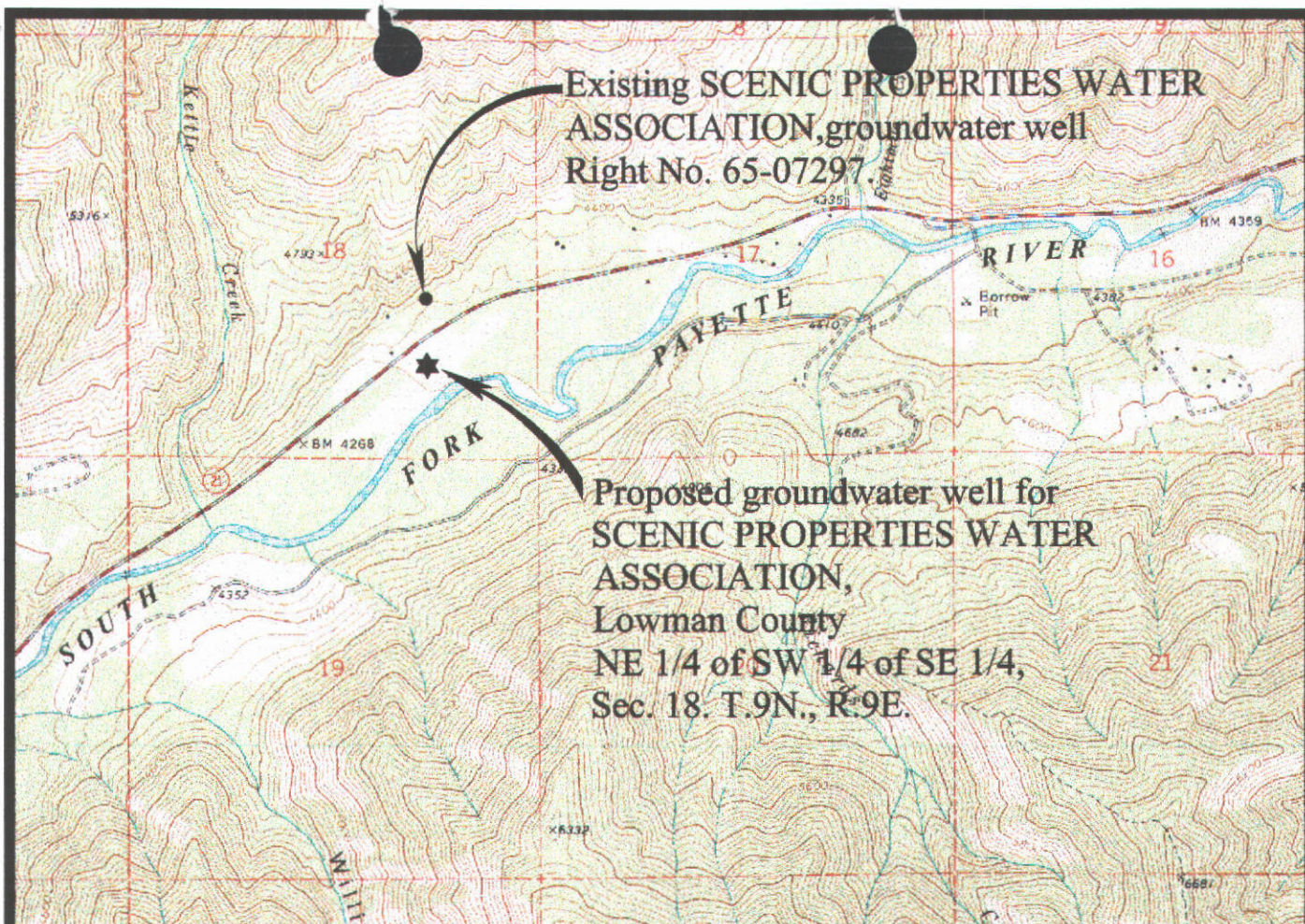
SWSE Section 18

SESE Section 18

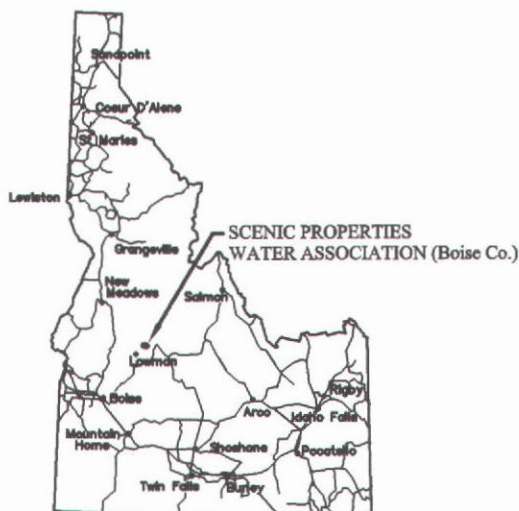
LOT 7

- (Proposed Well Site)
Water Right transfer for new
groundwater well.
SWSE Section 18, T.9N., R.9E.

SEC. 17



*p/u includes govt. Lots
3+6 North of River
per file into
-R 2-8-2000*



PROJECT LOCATION MAP

*T. 5654
Attachment D (2 pgs)*

SCENIC PROPERTIES WATER ASSOCIATION

Lowman, Boise County, Idaho

State of Idaho Department of Water Resources
Application for Permit to Appropriate Public Water

*MICROFILMED
SEP 19 2001*

**WH
PACIFIC**

3130 S. OWYHEE ST.
BOISE, ID 83706
TELEPHONE:
(208) 342-5400
FAX:
(208) 342-5353
www.whpacific.com

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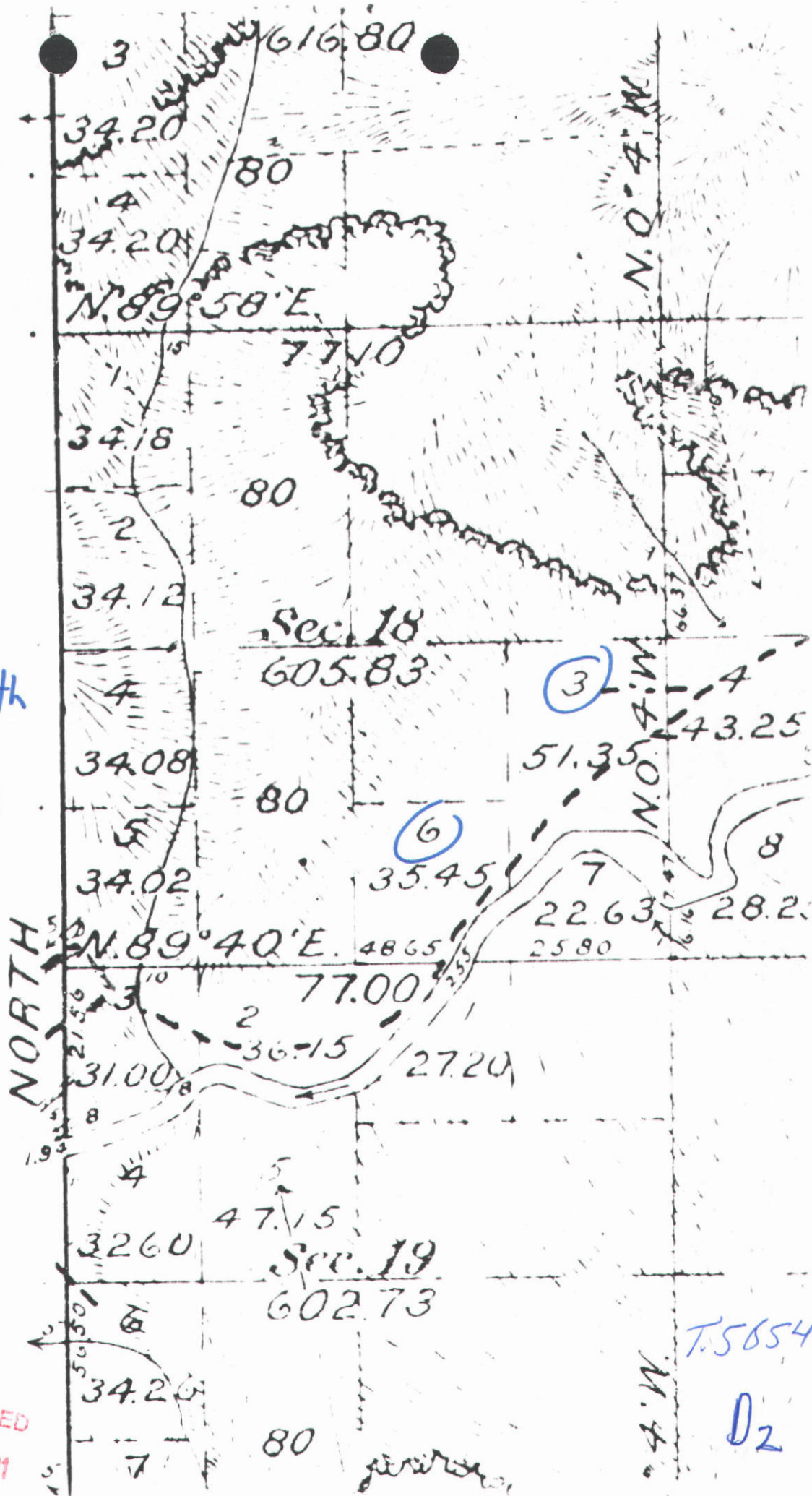
SE 1/4 North
of River
(Lots 3 & 6)

FL 2-8-2000

K

k

MICROFILMED
SEP 19 2001



T.5654
D2

The Idaho World

P.O. Box 99
Garden Valley, ID 83622
(208) 462-3487

RECEIVED

MAY 16 2000

WATER RESOURCES
WESTERN REGION

State of Idaho)
)
County of Boise)

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with May 3, 2000 and ending with the issue of May 10, 2000.

Deanna Stevenson

State of Idaho)
)
County of Boise)

On this 15 day of May in the year 2000, before me, a notary public, personally appeared Deanna Stevenson known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Tami Weber

Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 2/10/05

NOTICE OF PROPOSED CHANGE OF WATER RIGHT, TRANSFER NO. 5654

Notice is given that SCENIC PROPERTIES WATER ASSN. of HC 77, Box 3174, Lowman ID 83637 has applied to the Department of Water Resources to change the point of diversion pursuant to I.C. § 42-222 for a domestic right recorded as follows in Boise County:

All sites listed in this notice are in S18, T9N, R9E.

LICENSE #65-07297, priority 8-14-1972, 0.08 cfs diverted from ground water in NWSE (1 well) and used year around for homes in SENE and most of SE ¼. Site includes Scenic properties Subdivision #1-3.

PROPOSED CHANGE

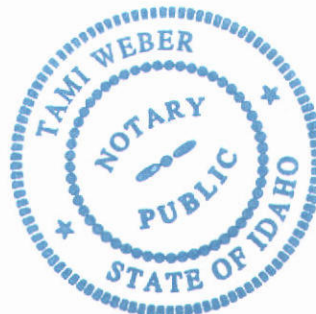
Add a well in SWSE to address water shortage problems. The same 2 wells are proposed for use in Application #65-13931.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before May 22, 2000. The protestant must also send a copy of the protest to the applicant.
Karl J. Dreher, Director

Published in The Idaho World May 3 and 10, 2000

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SEP 19 2001



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 67074

This is to certify that: SCENIC PROPERTIES WATER ASSN
HC 77 BOX 3174
LOWMAN ID 83637
(208)365-0718

has requested a change to the water right(s) listed below This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Total	Source
65-7297	AJC/License	08/14/1972	0.08 cfs	57.9 af	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

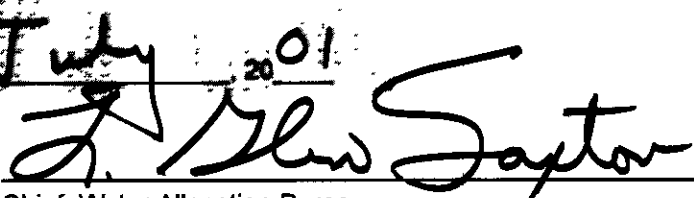
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
65-7297	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No (changed portion)	Transfer Rate	Transfer Volume	App. Limit	Total Acres	New No (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
65-7297	65-7297	0.08 cfs	57.9 af	N/A	N/A		N/A	N/A	N/A	N/A
TOTALS		0.08 cfs	57.9 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11th day of July, 2001


Chief, Water Allocation Bureau

MICROFILMED

SEP 19 2001

WATER RIGHT NO. 65-7297
As Modified by Transfer No. 67074

In accordance with the approval of Transfer No. 67074, Water Right No. 65-7297 is now described as follows

Right Holder: SCENIC PROPERTIES WATER ASSN
 HC 77 BOX 3174
 LOWMAN ID 83637

Priority Date: 08/14/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.08 CFS	57.9 AF
TOTALS			0.08 CFS	57.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 18 Twp 09N	Rge 09E	BOISE County
GROUND WATER	Lot 6 SWSE	Sec. 18 Twp 09N	Rge 09E	BOISE County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N 09E 18				X									X		X	X	

CONDITIONS OF APPROVAL

- Domestic use is for 150 homes.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- The total instantaneous diversion of water from all points of diversion under Right 65-07297 shall not exceed 0.08 cfs, nor total combined annual volume of 57.9 af.
- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 11th day of July, 2001

MICROFILMED

SEP 19 2001

J. Glen Saxton
 Chief, Water Allocation Bureau

Page 1 of 7STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5654

RECEIVED

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT FEB 02 2000

NOV 22 2000

PART 1

WATER RESOURCES
WESTERN REGION

Department of Water Resources

Name of applicant Scenic Properties Water Association Phone 365-0718 or 422-3885Post Office address HC77, Box 3174 Lowman, Idaho 83637

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Need to provide new domestic and irrigation groundwater supply well to augment existing source. Water shortages currently exist during summer time peak demand periods (Public Water Association), facilitate build-out of Scenic Properties Subdivision.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/acre-ft)	Nature of Use	Period of Use
<u>65-07297</u>	<u>08.14.1972</u>	<u>0.08</u>	<u>Domestic</u>	<u>1/1</u> to <u>12/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 0.08 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	18	9N	9E	Boise	Existing well
<u>6</u>		SW	SE	18	9N	9E	Boise	Proposed well

5. Lands irrigated or place of use: No Change

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

MICROFILMED
JUN 4 2001

TS654

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Construct new groundwater supply well for incision into existing water distribution system within Scenic Properties Subdivision, (well dia. = 8-inches).

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

d. Remarks:
Water right transfer will serve to allow a second groundwater well to be constructed in the Scenic Properties Subdivision (existing well is inadequate for public water system demand).

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

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SEP 19 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2*(Attach one copy for each right)***A. DESCRIPTION OF RIGHT AS RECORDED**

SEE ATTACHED "PROFILE REPORT" → (pg. 5)

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice
☐ Warranty Deed
☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals.
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe

See attached affidavit statement/letter

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED N/A

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) N/A

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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SEP 19 2001

Total acres _____

WR5809NP
No. 65-07297

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/18/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SCENIC PROPERTIES WATERUSERS ASSN.	08/14/1972	DOMESTIC	01/01 12/31	0.080 CFS	57.90 AFA
TOTAL DIVERSION:					0.080 CFS	57.90 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T09N R09E S18

NWSE

BOISE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE							
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac				
09N 09E 18 :				D :				:				D :				D D :			

Pou County: BOISE

Dates:	App. Received:	Priority Date:	08/14/1972
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	04/12/1982	

Misc: Water District Number: 65 Field Exam Fee:

Audit: 09/27/82 04/30/88 CONVERT 07/17/97 KTOWNSEN

Ps 5 of 7

7 #5654

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SEP 19 2001

6 of 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

T. # 5654

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED MAPS

Attachments C, D & F

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JUN 19 2001

PART 3**B. CHANGES IN NATURE OF USE** N/A

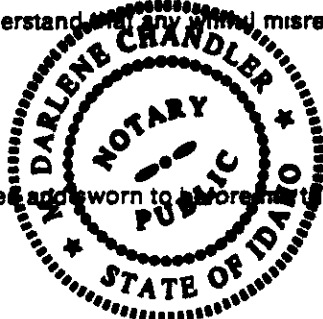
1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscriber and sworn to before me this

1st

day of

February2000

, 19

M. Darlene Chandler

(Notary Public)

My commission expires

12/23/05**FOR DEPARTMENT USE ONLY**Transfer contains 7 pages and 6 attachmentsReceived by [Signature] Date 2/2/00

Protest filed by _____

Prelim. check by 82 Fee 100.00Receipted by [Signature] Date 2/2/00W026104Published in Idaho World

Copies of protest forwarded by _____

Pub. dates 5-3 & 10-00

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____

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SEP 19 2001

Scenic Properties Water Association

Supplemental notes for State of Idaho Department of Water Resources – Application for Transfer of Water Rights, No. 65-07297

Based on available record information (Pioneer Title Company, Safeco Title Insurance Company of Idaho, and original design plan documents) the Scenic Properties Subdivision Phase 1, 2, and 3 was originally platted with approximately 205 individual residential lots (per count of lots in each Subdivision phase). Many of these lots were combined to form larger property tracts for single family residential housing units (seasonal and year-round).

The Water Association has estimated that approximately 125 to 150 water system connections would be required at ultimate build-out of the Scenic Properties Subdivision. The Secretary/Treasurer (Charlene Murphy) of Scenic Properties Water Association estimated that there are currently between 75 and 85 active connections to the water system (approximately ½ of the active connections are seasonal residents of Scenic Properties Subdivision, the remaining are year-round residents). The occurrence of an ultimate build-out condition of the Scenic Properties Subdivision, and the point at which potentially 125 to 150 water system connection will exist to the Water Association has not been predicted. Currently, additional groundwater supply is required to satisfy a seasonal demand period typically from May to September annually.

Much of the Scenic Properties Subdivision site will remain in a native forested vegetative state. A portion of the appropriated quantity of water will be used by the residents of the Scenic Properties Subdivision to irrigate their property (small lawn turf and gardens). Based on the forested, rural nature and location of the Scenic Properties Subdivision, the estimated 11.0 acres listed in the Application for Permit for irrigation water right will be the maximum extend of property anticipated to be irrigated at ultimate build-out of the Subdivision. This acreage is approximately 25% of the residential land development area in Scenic Properties Subdivision Phase 1, 2, and 3 (excluding roadway corridor and common area).

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T. 5654
Attachment A

Scenic Properties Water Association

HC 77, Box 3174
Lowman, ID 83637

January 28, 2000

Mr. Steve Lester 
Water Rights Supervisor
Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5802

**RE: Scenic Properties Water Association, Lowman, Boise County, Idaho
Water Right Application for Groundwater Supply for Domestic Water Supply
Affidavit Stating Use of Water Right No. 65-07297**

Dear Mr. Lester:

This correspondence will serve as an affidavit regarding Scenic Properties Water Association's use of the Idaho Department of Water Resources Water Right No. 65-07297, priority date 08/14/1972. Water Right No. 65-07297 in Boise County, Section 18, T9N., R9E., serves to supply Scenic Properties Water Association an augmenting supply of groundwater for the public water system. Water Right No. 65-07297 allows 0.08 cfs to be appropriated. Water from this subject right is pumped from groundwater well(s) and used during a seasonal demand period typically from May to September annually by Scenic Properties Water Association. In addition, this groundwater right is also used during periods when the Scenic Properties Water Association mountain spring water supply is decommissioned.

Scenic Properties Water Association relies on Water Right No. 65-07297 for potable water for the public water system to satisfy demand and maintain a level of supply source integrity. This water right continues to remain vital in order to ensure a reliable source of water is provided for the customers of Scenic Properties Water Association.

If you have any questions and/or comments, or desire addition substantiation, please do not hesitate to call me at: (work) 422-3885, (cell) 890-2362.

Sincerely,

SCENIC PROPERTIES WATER ASSOCIATION


Larry Reynolds
President

MICROFILMED
JED 19 2001

T. 5654
Attachment B

SUBDIVISION NO. 2

The check is for no other purposes
 only the Company assumes no
 liability for returns
 PACIFIC LIFE COMPANY
 of Ada County

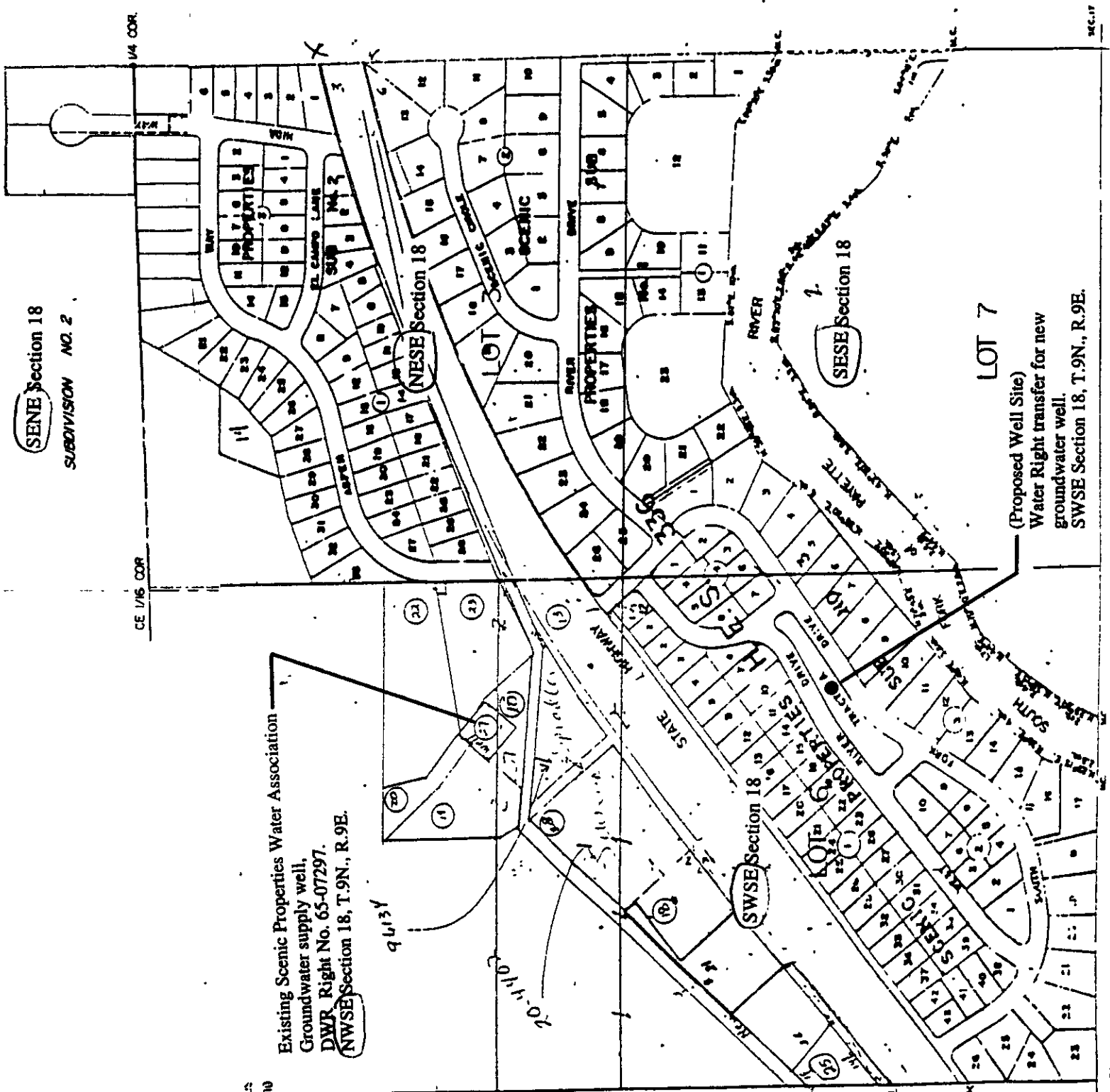
Schwarz (28)
Spiller (16)
W. Miller (2)
For Forester
+ John (18/22)
M. J. (23)
PRO: (11)

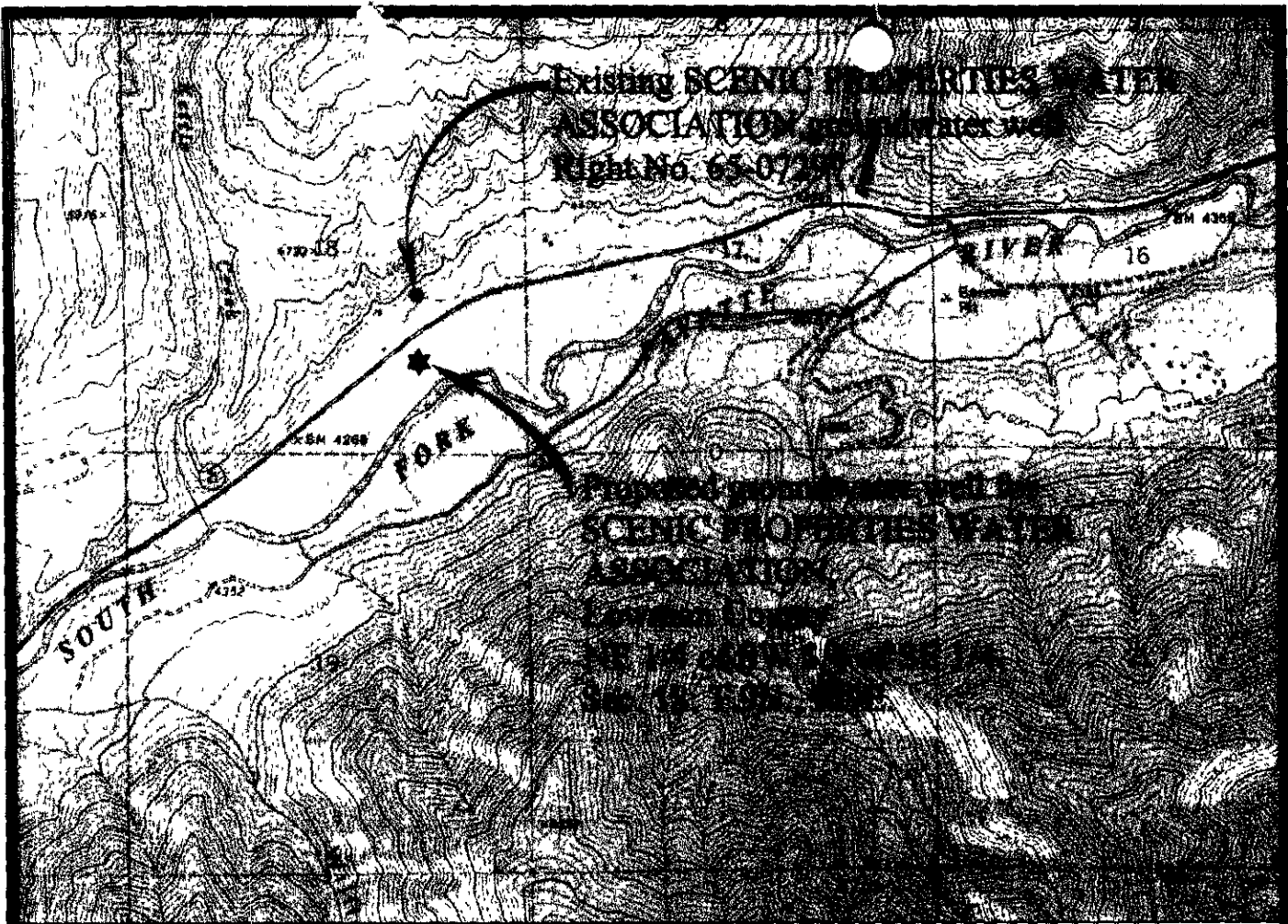
SEP 19 2001

T. 5654
Attachment C

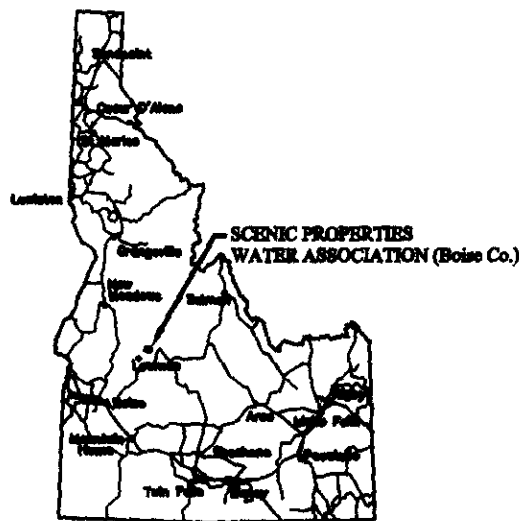
Existing Scenic Properties Water Association -
Groundwater supply well,
DWR Right No. 65-07297.
(NWSE) Section 18, T.9N., R.9E.

LOT 7
(Proposed Well Site)
Water Right transfer for new
groundwater well.
SWSE Section 18, T.9N., R.9E.





*p/u includes gart. Lots
346 North of River
per file info
-FL 2-8-2000*



PROJECT LOCATION MAP

*T. 5654
Attachment D (2 pgs)*

SCENIC PROPERTIES WATER ASSOCIATION

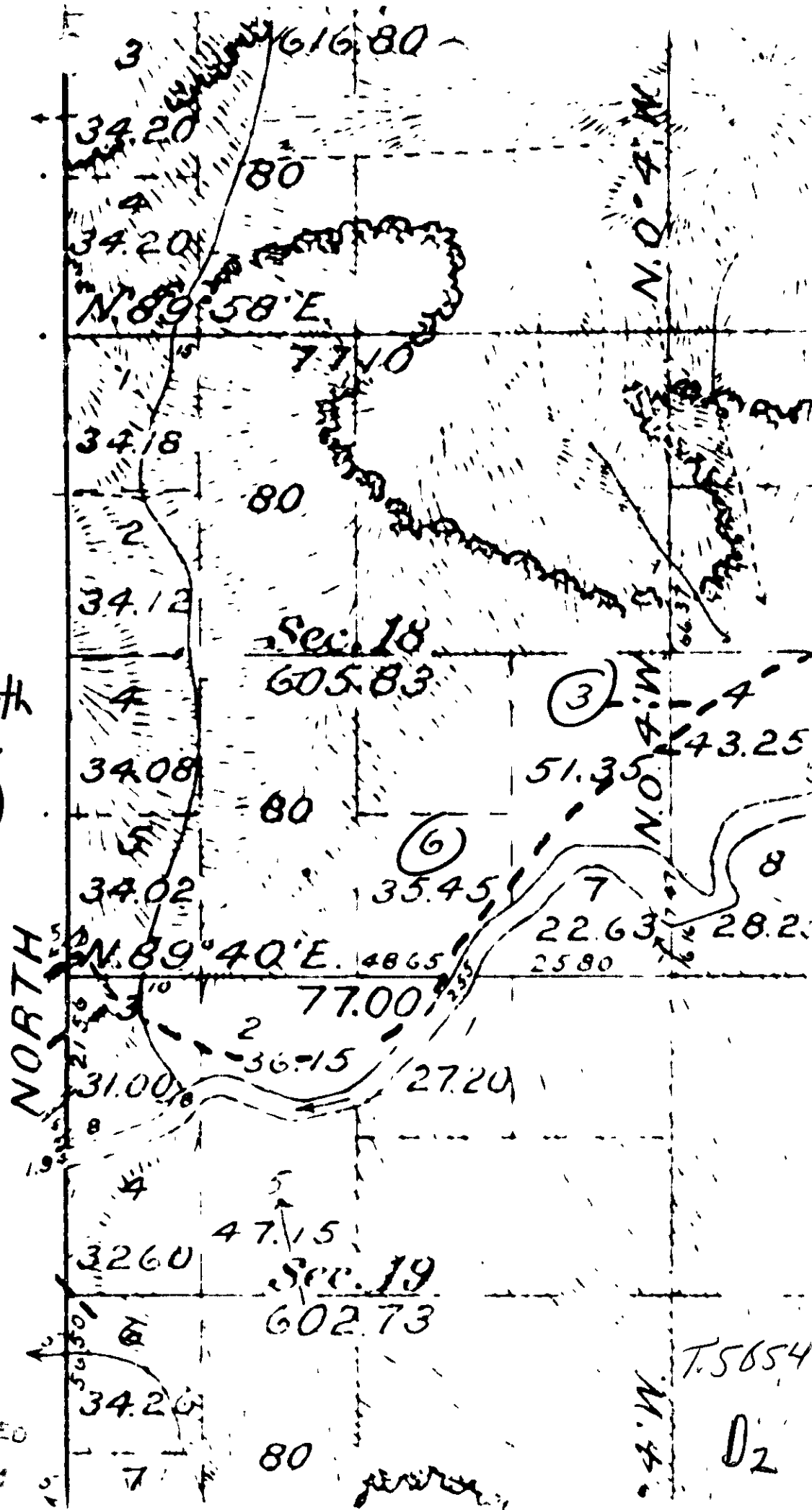
Lowman, Boise County, Idaho

State of Idaho Department of Water Resources
Application for Permit to Appropriate Public Water

SEP 10 2001

WRI
3150 E. OLYMPIA ST.
BOISE, ID 83706
TELEPHONE:
(208) 648-6400
FAX:
(208) 648-6955
www.wri.idaho.gov

K



MICROFILMED
SEP 13 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 65-07297

NAME AND ADDRESS: SCENIC PROPERTIES WATERUSERS A
C/O JERRY CHARLTON
2325 W SANDALWOOD
MERIDIAN, ID 83642

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS
57.90 AFY

PRIORITY DATE: 08/14/1972

POINT OF DIVERSION: T09N R09E S18 NWSE Within Boise County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 150 HOMES.	01-01 TO 12-31	0.08 CFS 57.90 AFY

PLACE OF USE:	Domestic		Within Boise County
	T09N R09E S18	SENE SWSE	NESE SESE

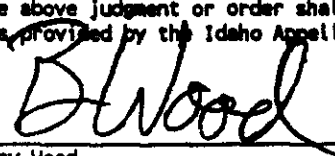
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED

SEP 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 12, 2001

SCENIC PROPERTIES WATER ASSN
HC 77 BOX 3174
LOWMAN ID 83637

RE. Transfer No.: 67074 - Water Right 65-7297 - Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

For Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

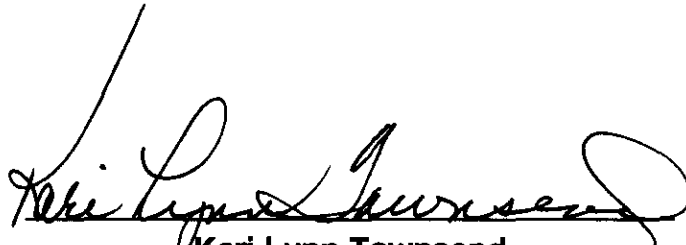
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SEP 19 2001

CERTIFICATE OF MAILING

I hereby certify that on July 12, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below

RE: TRANSFER NO. 67074 - WATER RIGHT 65-7297

**SCENIC PROPERTIES WATER ASSN
HC 77 BOX 3174
LOWMAN ID 83637**



**Kari Lynn Townsend
Secretary**

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SEP 19 2001**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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TRANSFER SUMMARY

WATER RIGHT UPDATE BASED ON:
 Water Right ID Updated ☒
 PD Water Right ☒
 SRBA Claim ☐
 SRBA Recommendation ☐

ALL OF RIGHTS: _____

PART OF RIGHTS: _____

TO	TO	TO	TO
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

COMMENTS:

• No WATER MASTER COMMENT - RIGHT IS FOR GRI ONLY
 • Note Permit 105-13931 filed AT SAME TIME FOR SAME & ADDITIONAL
 FOR TO COVER ADDITIONAL NEEDS (SEE SL REVIEW MEMO)

FINAL CHECK LIST:

Shapelle created	☒
T files created/updated	☒
New/Old T # comment	☒
Approval form printed	☒
Transfer Memo	☒
Post approval update	☒
Removed from Inventory	☒

TRANSFER OF WATER RIGHT ANALYSIS

Reviewed by Cynthia Bridge Clark

Trans # 61074/5654 WR No(s). 45-11241
Resulting Splits _____

Name: GENIC TECHNOLOGIES WATER ALLOC Correct Fee Pd / Ad ok /

AREA OF CONCERN: Moratorium 1015E XFER TYPE: Change POD _____ Add POD X
GWMA _____ Change POU _____ Change use period _____
Water District 65 Change Nature _____
Water Master Comments JW Other _____
TRUST/NON-TRUST

POU COMPARISON: SEE FILE NUMBER / POU COMMENT
OWNERSHIP PROOF: JK

MAP SUBMITTED: X
EXPANSION: NO - SEE COMMENTS
ON PERMIT 65-13931

GROUNDWATER:

DRILLING PERMIT

All wells - 046

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

SURFACE WATER:

WD - R04 (WD# _____)

≤ 0.20 cfs/others - R02, 01P or No MD

> 0.20 cfs - R43

WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or 01Q

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Trust - R55 (consumptive uses)

Non-Trust - 048-049 (cons uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-R02-01P-18B-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-106

FISH PROP - 029(70'S only)-007-042-106

Bridge)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

USES:

POWER - 17H-17K (+uses)-025--106

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star

27A (Payette R)

>1 in restricted area - 070-071-075(no parks/common areas, etc)

Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop

T08 - comply or rescind

T09 - on-going Snake River Basin Adjudication

T17 - measure all p/d's but no Water Master Control

(used with WB4)

T18 - Special T17 & R43 combined - multiple pds in WD

T19 - replaces C18

Protested - 020-W19

Multiple p/d's per 1/4 - W32

Non-consumptive - 027

Water Quality - 106-R07

Subd lot desc (pd) - W59

Subd lot desc (pu) - W60

Use definitions W01 - W02 ie - S/50 range

Single p/d intended - 076

Zoning ord. (dairys only) - 082

W51 - 2+ yrs to develop

W54 - forfeited ac/rate (used rarely)

W55 - (transfer shrinks total water to less ac)

W57 - no right-of-way

W58 - pending claim (statutory or AJ b/u claim)

W59 - measure p/d's (source changed to original trib)

W61 - extended irr season

W62 - replaces N05/08/09-14

W63 - replaces C12

WB4 - + p/ds, cfs & afa (used with T17)

WD5 - remaining right (only if specifically requested, i.e. protest)

WD6 - measure & report "

WD7 - irr ac removed "

WD8 - land application of waste water

WD9 - Not confirmation of validity, use on unchanged portion of split

01Q - used instead of 01M when have another meas. Cond (i.e. T17 & 01m)

OTHER CONDITIONS/REMARKS:

STANDARD IRR SEASON _____ STANDARD IRR VOLUME/AC _____

RECEIVED

NOV 22 2000

FORM 22a
9/99

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

APPLICANT Scenic Properties Water Assoc. TRANSFER NO. 5654

INITIAL ALLOCATION REVIEW BY JL DATE 2/9/2000

1. Right number(s) 65-07297

2. Type of right ☐ Decree ☒ License* ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer ☐ Change P/D ☒ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Period ☐ Split Right
☐ Other: _____

4. Check Existing Right:
☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo (always - unless justify why not needed) = 11/8/00
- b. ☒ All of right
- c. N/A Part of right (**NOTE!** Part B should be filled in only if part of right is owned by the applicant)
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing P/D & P/U after transfer
- g. ☒ Correct notarized signature and \$100 fee
- h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive use volume. Discuss in memo.
- j. N/A Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

* decreed in FRBA 11/2/00

(T5654)

k. ☒ Overlapping rights: check current & proposed scenarios:
 Current See review memo
 Proposed _____

l. ☒ SRBA claim(s) A65-07297
A file = R file = License so no problems.
SEE 11/8/00 Memo & FRBA.

m. ☒ Comment letters ☒ Yes ☒ No
 If yes _____ Water District #
 _____ Other, see #2 below for name
 _____ and address Same as appl.
65-13931

PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? ☒ Yes

2. COMMENT LETTERS

Watermaster recommendation requested on N/A, Received on _____

Other comments letters: _____ See attached information

3. Transfer published correctly? ☒ Yes _____ No
 4. Affidavit of publication received? ☒ Yes _____ No
 5. Protests received? _____ Yes ☒ No; Acknowledgement sent? _____ Yes
 6. Data entry of application completed? ☒ Yes

RECOMMENDED ACTION

1. ☒ Approve _____ See attached memo
 2. _____ Deny due to _____
 3. Conditions (special conditions in Water Districts) 046, must comply with health & environmental laws, rules & regulations.
 4. By Gang Date 11/20/00

FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? _____ Yes Perm
 2. File forwarded to S.O.: by dt date 11-21-00

MEMORANDUM

TO: File

FROM: Steve Lester 

DATE: November 8, 2000

RE: ***Scenic Properties Water Association
Transfer No. 5654 and Application for Permit No. 65-13931***

This memo serves both filings for the subdivision. Application 65-13931 was filed in August 1999 by the project consultant, Doug Unger. Considerable discussion ensued between him and Western Region. The final result was the February 2, 2000, amended application for permit plus an application for transfer for an older right. Both filings cover the same two wells for the same subdivision.

The older right is 65-07297. This was a license until a partial decree was issued on 11-3-00. I do not know why the transfer application did not suspend SRBA proceedings for the license as expected. Something went wrong with our processing in this case. In any event, the older right was decreed as licensed.

The filings simply seek to add a well to the subdivision. The simple request was clouded with confusion about the legal description, whether an integrated system or two separate systems from the wells would occur, historical beneficial use of the older right and the total number of domestic units involved. The filings should have been forwarded to the State Office in the last few months but got delayed by other pressing demands.

DOCUMENTS AND APPLICATION PREPARATION

The transfer includes seven pages and six attachments. Note the location of the following transfer items:

- Attach. A – consultant's explanation of number of domestic units
- Attach. B - consultant's "affidavit" of beneficial use
- Attach. C – subdivision plat showing P/D and P/U tracts
- Attach. D – topo and government lot map
- Attach. E – well log
- Attach. F – oversized subdivision plat.

The consultant as already noted prepared both applications.

VERIFICATION & OTHER ANALYSIS

Both wells will serve the same 150 units plus minor yard etc. irrigation included with the older and newer rights. The licensing exam for 65-07297 showed internal and external uses for 150 units. System capacity

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limitations resulted in less volume than expected in the older right (57.9 afa vs. expected 150 x 1.2 or 180 afa).

The combined rate of flow for internal use for 150 units under both rights appears acceptable. Per IDWR standards, 150 units could have up to .55 cfs. The decreed .08 cfs plus the proposed .25 cfs, or .33 cfs total, will not exceed the standard.

The consultant did not provide much to show beneficial use from the older well. Transfer Attachment B is weak in that respect. It is doubtful that any meaningful pump records etc. exist. But 65-07297 was licensed based on documented use and recently decreed for the same amount of water and units. We should accept the right at face value and move ahead.

Other rights in the same development include partial decree 65-01966 and post-SRBA license 65-13025. These cover springs in NWSE Section 18. Each right lists 75 homes. The former right defines use in parts of Sections 17 and 18, with the Section 18 portion partly overlapping the transfer and permit filings in E ¼ of SE ¼. The P/U of 65-13025 coincides with the P/U of application 65-13931.

It would be expected that the P/U in the transfer and permit applications would coincide. But the older right does not include the NWSE. It is not clear if that is a mistake to be corrected in the transfer or a minor discrepancy to be overlooked. The above cited records suggest the transfer overlooks a tract and should be corrected. However, the number and exact location per tract of completed homes or stubbed lots remains unclear based on the file information from all of the rights serving the development.

Enough time has elapsed in processing these filings without taking more time to add the NWSE P/U tract to the transfer application or eliminate it from the permit application. Adding a tract to the transfer probably would require re-advertising. If beneficial use from ground water has occurred in the NWSE, allow the use to be covered by the new permit instead of by both rights. This provides a reasonable solution to a complicated P/U set of facts involving several rights as noted.

The association name in the decreed right differs slightly with the two application names. The difference is *waterusers* association versus *water* association. The older right was licensed and decreed to the *waterusers* association. The two applications document the water system in the name of the *water* association. Let the applications define the current name for both water right records. Additional proof of ownership or other documentation should not be necessary.

RECOMMENDATIONS

Approve both rights as filed. The rights should be limited to 150 units when combined. Standard conditions should include factors for well drilling, possible future mitigation, easements, possible measurement reporting, measuring devices, water quality standards (DEQ) and so forth.

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The Idaho World

P.O. Box 99
Garden Valley, ID 83622
(208) 462-3487

RECEIVED

MAY 16 2000

WATER RESOURCES
WESTERN REGION

State of Idaho)
)
County of Boise)

Deanna Stevenson, being duly sworn, deposes and says: that she is the Editor of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and the State of Idaho; the said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for two (2) consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy eight weeks past previous to the first publication of this notice. Such notice was published with the issue beginning with May 3, 2000 and ending with the issue of May 10, 2000.

Deanna Stevenson

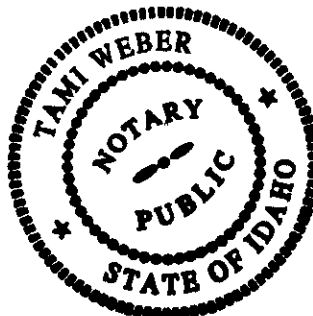
State of Idaho)
)
County of Boise)

On this 15 day of May in the year 2000, before me, a notary public, personally appeared Deanna Stevenson known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Tami Weber

Notary Public for Idaho
Residing at Garden Valley, Idaho

My commission expires 2/10/05



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The Idaho World

P O Box 99
Garden Valley, ID 83622
(208) 462-3487

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MAY 16 2000

WATER RESOURCES
WESTERN REGION

Statement

May 12, 2000

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705

Item	Date Published	Picas Col.In	Rate	Amount
Legal Notice	May 3	888	.075	66.60
63-12578 Oakes/Unander	May 10	888	.055	48.84
Legal Notice	May 3	576	.065	37.44
change of water right/transfer #5654	May 10	576	.055	31.68
Scenic Properties				
=====			total	\$115.44

no charge

Prompt Payment is Appreciated

I'm not charging you for the Scenic Properties transfer, as I completely overlooked it the first time you sent it to us. I'm really sorry it happened & I hope it didn't cause too much problems. Thanks, Dianne Stevenson, Editor

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State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

February 9, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

**ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706**

Re: Application for Permit No. 65-13930 in the Name of D. John Carey, 65-13931 in the Name of Scenic Properties Water Assn. and Application for Transfer no. 5654 in the Name of Scenic Properties Water Assn.

Dear Sir:

Enclosed are copies of the above-referenced applications which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by March 6, 2000.

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

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl.

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W&H PACIFIC

3130 S Owyhee Street
Boise, Idaho 83705
(208) 342-5400 Fax (208) 342-5353

February 1, 2000

 Mr. Steve Lester, Water Rights Supervisor
Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

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FEB 02 2000

**WATER RESOURCES
WESTERN REGION**

**RE: Scenic Properties Water Association, Lowman, Boise County, Idaho
State of Idaho DWR: Application for Transfer of Water Right,
Water Right Application for Groundwater Supply for Domestic Water System**

Dear Mr. Lester,

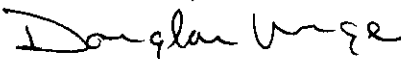
On behalf of the Scenic Property Water Association, Boise County, Idaho, the Applicant, the following documents (two copies) are provided to Idaho Department of Water Resources in order to obtain additional public water system supply source:

- (1)  **IDWR Application for Transfer of Water Right** (right no. 65-07297 (0.08 cfs)).
Supplemental information with Application includes:
 - a. \$100.00 filing fee (W&H Pacific check #4796).
 - b. Affidavit stating use of Water Right No. 65-07297, signed by Larry Reynolds, President – Scenic Properties Water Association.
 - c. Supplemental notes to address Application questions.
 - d. Map(s) indicating points of water right diversion.
- (2) **Revised IDWR Application for Permit to Appropriate the Public Waters** (0.40 cfs), with Request to Process. (No additional fee required for revised submittal).
- (3) Copy of previous Application for Permit submitted to IDWR (log date 9/9/99).

Scenic Properties Water Association serves the domestic and irrigation water needs of the Scenic Properties Subdivision in Boise County, and has a desperate need to develop an adequate source of supply for their public water system. Currently, water shortages exist due to seasonal demands and the lack of water system source supply.

Please process the attached IDWR Water Right documents for the Scenic Properties Water Association as expeditiously as possible. It is the desire of the Water Association to construct a new groundwater supply well in the early spring of 2000. Please contact me if you have any questions and/or comments, or desire any additional substantiation, concerning this application.

Sincerely,
W&H Pacific, Inc.

 **MICROFILMED**

Douglas Unger, P.E.
Project Manager

SEP 19 2001

Enclosure

cc: Larry Reynolds, President – Scenic Properties Water Association w/ enclosure (two copies)

Filename 1866_120 Doc



RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: **W026104**

Date: **2/ 2/2000**
Time: **15:00:01**

Received
From: **W&H PACIFIC INC**

Type of Payment	Program A cct	Amount
APP FOR TRANSFER 65-07297	62105 229 21 1155	100.00

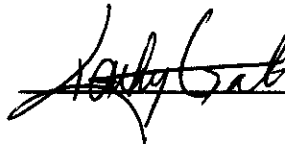
CHECK

4796

Total \$ 100.00

Region: **WESTERN**

Signature: _____



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**NOTICE OF PROPOSED CHANGE OF WATER
RIGHT, TRANSFER NO. 5654**

Notice is given that **SCENIC PROPERTIES WATER ASSN.** of HC 77, Box 3174, Lowman ID 83637 has applied to the Department of Water Resources to change the point of diversion pursuant to I.C. § 42-222 for a domestic right recorded as follows in Boise County:

All sites listed in this notice are in S18, T9N, R9E.

LICENSE #65-07297, priority 8-14-1972, 0.08 cfs diverted from ground water in NWSE (1 well) and used year around for homes in SENE and most of SE ¼. Site includes Scenic Properties Subdivisions #1-3.

PROPOSED CHANGE

Add a well in SWSE to address water shortage problems. The same 2 wells are proposed for use in Application #65-13931.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before ~~March 6, 2000~~. The protestant must also send a copy of the protest to the applicant.

May 22, 2000

Karl J. Dreher, Director

Published in the Idaho World on ~~February 16 and 24~~, 2000.

May 3 + 10

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Karl J. Dreher, Director

Published in the Idaho World on February 16 and 24, 2000.

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