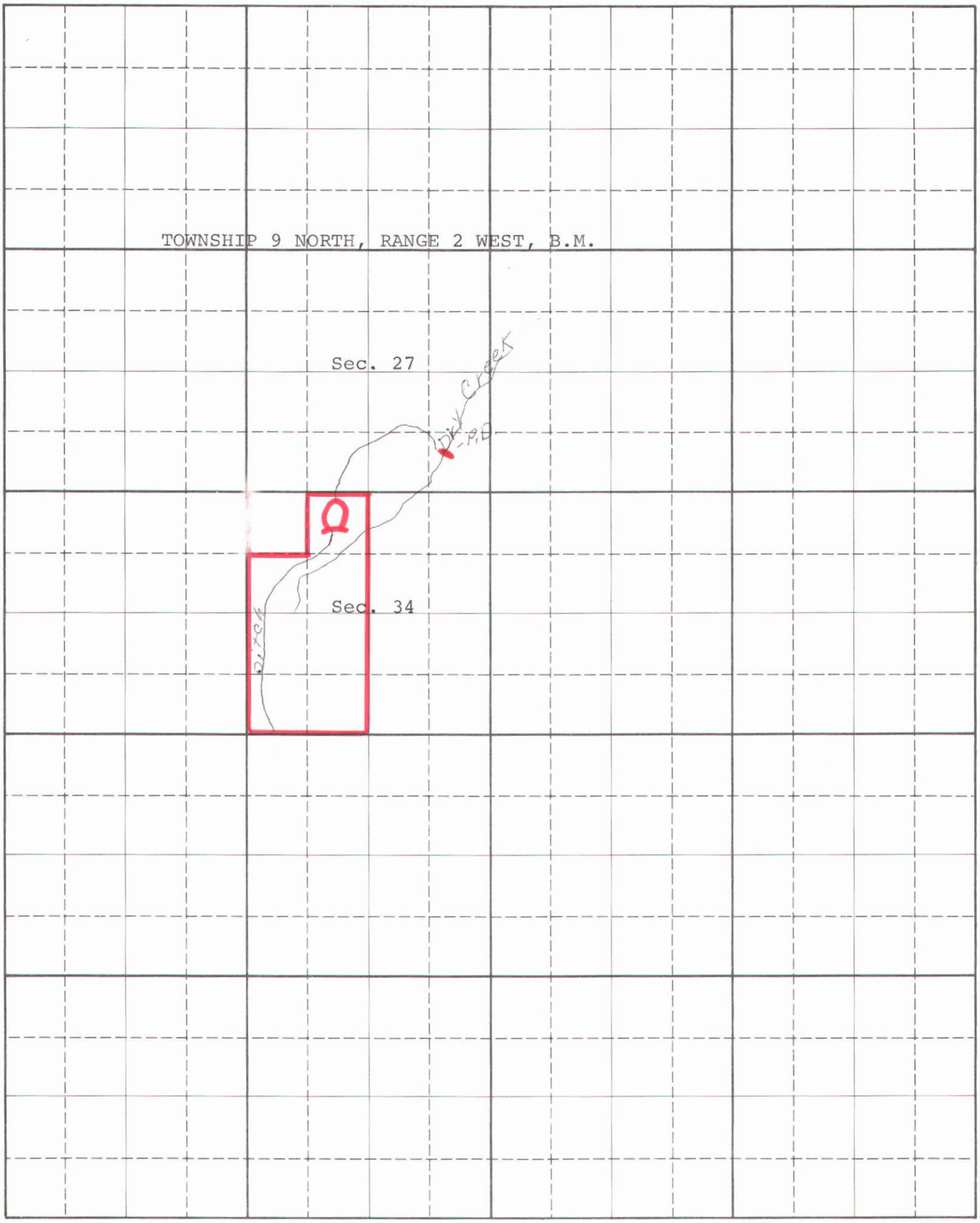
11. Map of proposed project:



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.

HARRY BETTIS

By: Harley M. McDaniel
(Applicant)

65-7136

No. 3338

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Payette } ss.

L. Larry H. Robinson, being duly sworn, deposes and says:

That he is the Manager of THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at Payette, in the County of Payette and State of Idaho that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Payette; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two (2) consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with May 28, 1970, and ending with the issue of June 4, 1970

Larry H. Robinson

Fee $ 9.89

Subscribed and sworn to before me this 4th day of June, 1970

Florence L. Robinson
Notary Public, Residing at Payette, Idaho.

My Commission Expires 11-20, 1970

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Harry Bettis, Emmett, Idaho, has on May 12, 1970, submitted Application No. 65-7136 to appropriate the public waters of Dry Creek, tributary of the Payette River.

The application proposes the storage of 400 acre feet of water from November 1 to March 15, to be diverted at the rate of 5.6 cubic feet per second by ditch within the SE¼SE¼, Sec. 27, T. 9N, R. 2W., B.M., Payette County, and is to be used within the E½NW¼, SW¼NW¼, SW¼, Sec. 34, T. 9N, R. 2 W., B.M., from April 1 to October 31 for the irrigation of 280 acres.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with he Idaho Deparment of Reclamation on or before June 15, 1970.

R. KEITH HIGGINSON,
State Reclamation Engineer

Published in the Independent-Enterprise, Payette, Idaho, on May 28 and June 4, 1970.

No. 3338 5-28 2tc

RECEIVED
JUN 8 1970
Department of Reclamation

65-7136

Storage Dam

PID

R-W 2W

PID

Big 65-7789

Bannister Basin

Sheep Gulch

Willow Creek

Sulphur Spring

Gulch

Jeep Trail

Dam

French Corner Camp

Well

Mile 19

Mile 16

T. 9 N.

T. 8 N.

11 MI TO IDAHO 52

2672 II SW (SHEEP RIDGE)

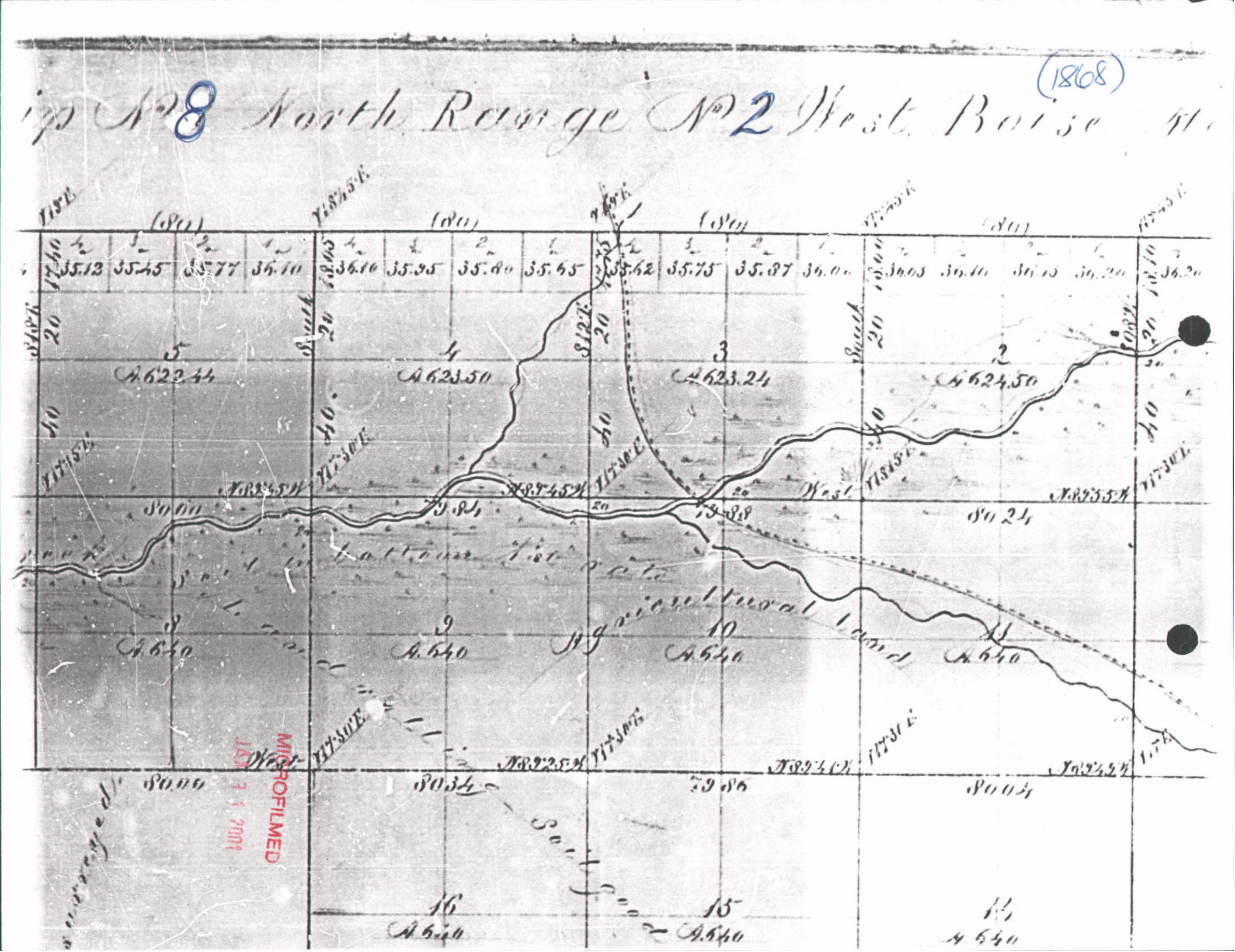
PAYETTE CO

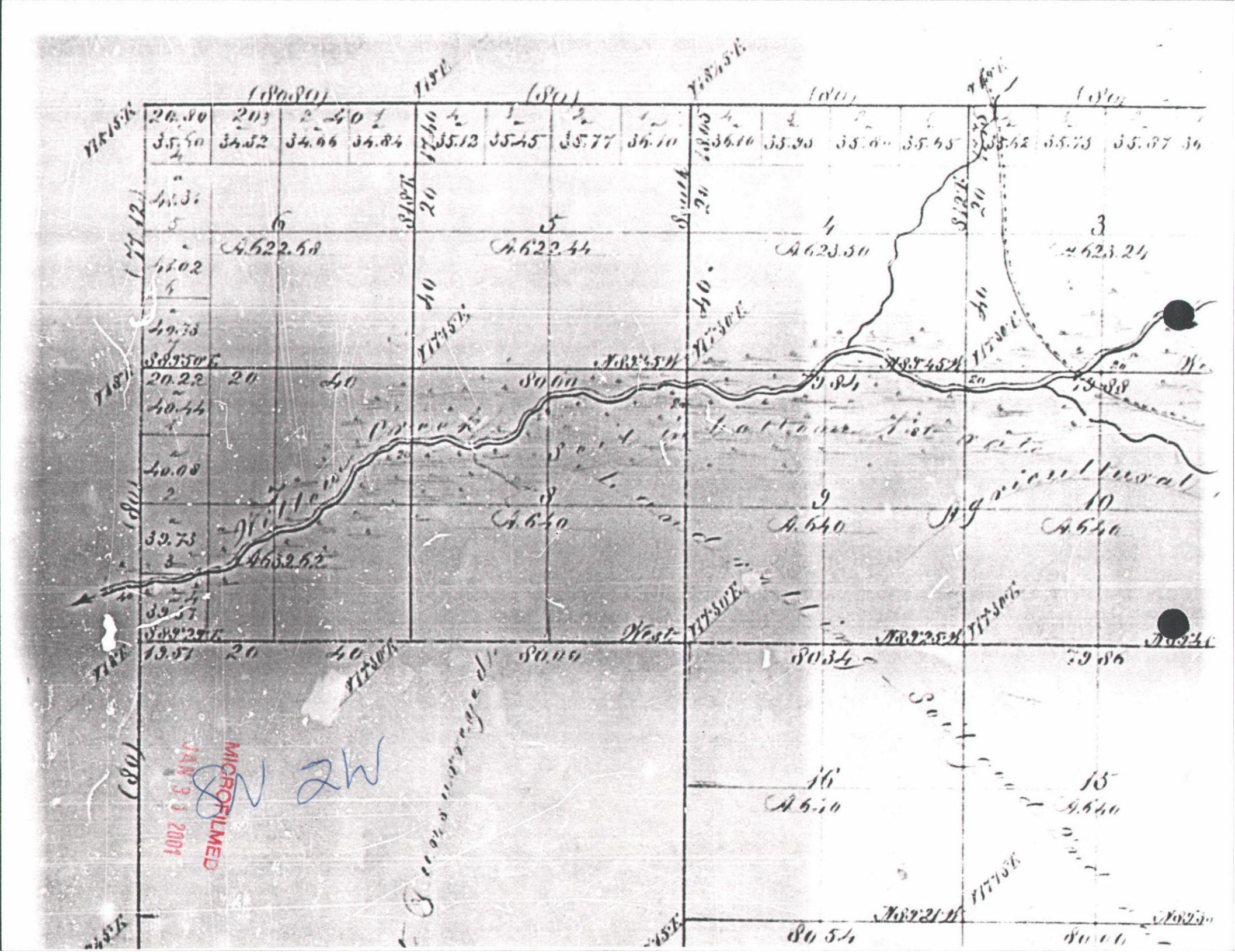
GEM CO

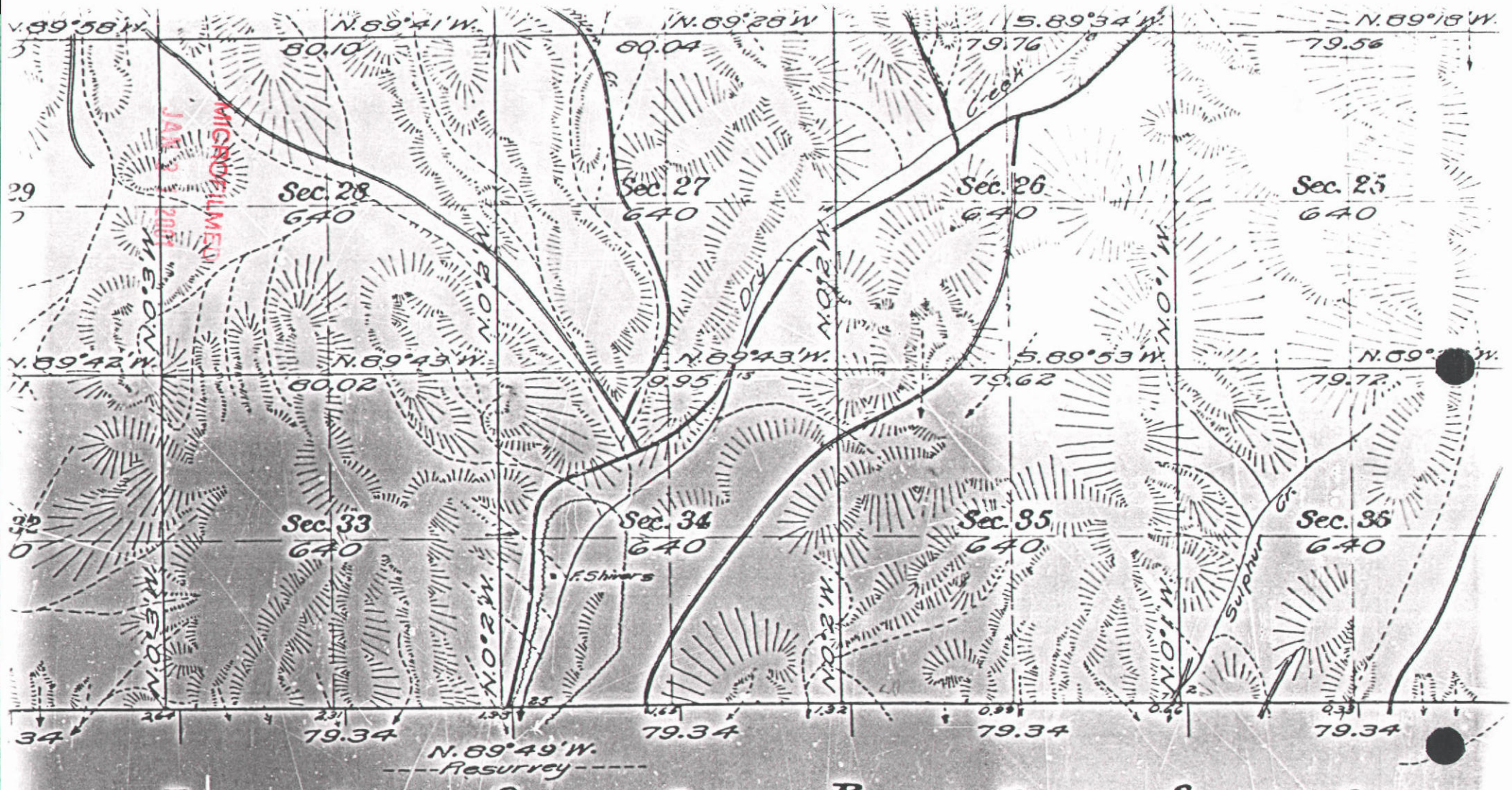
2'30"

(1868)

ip No 8 North Range No 2 West Boise M.



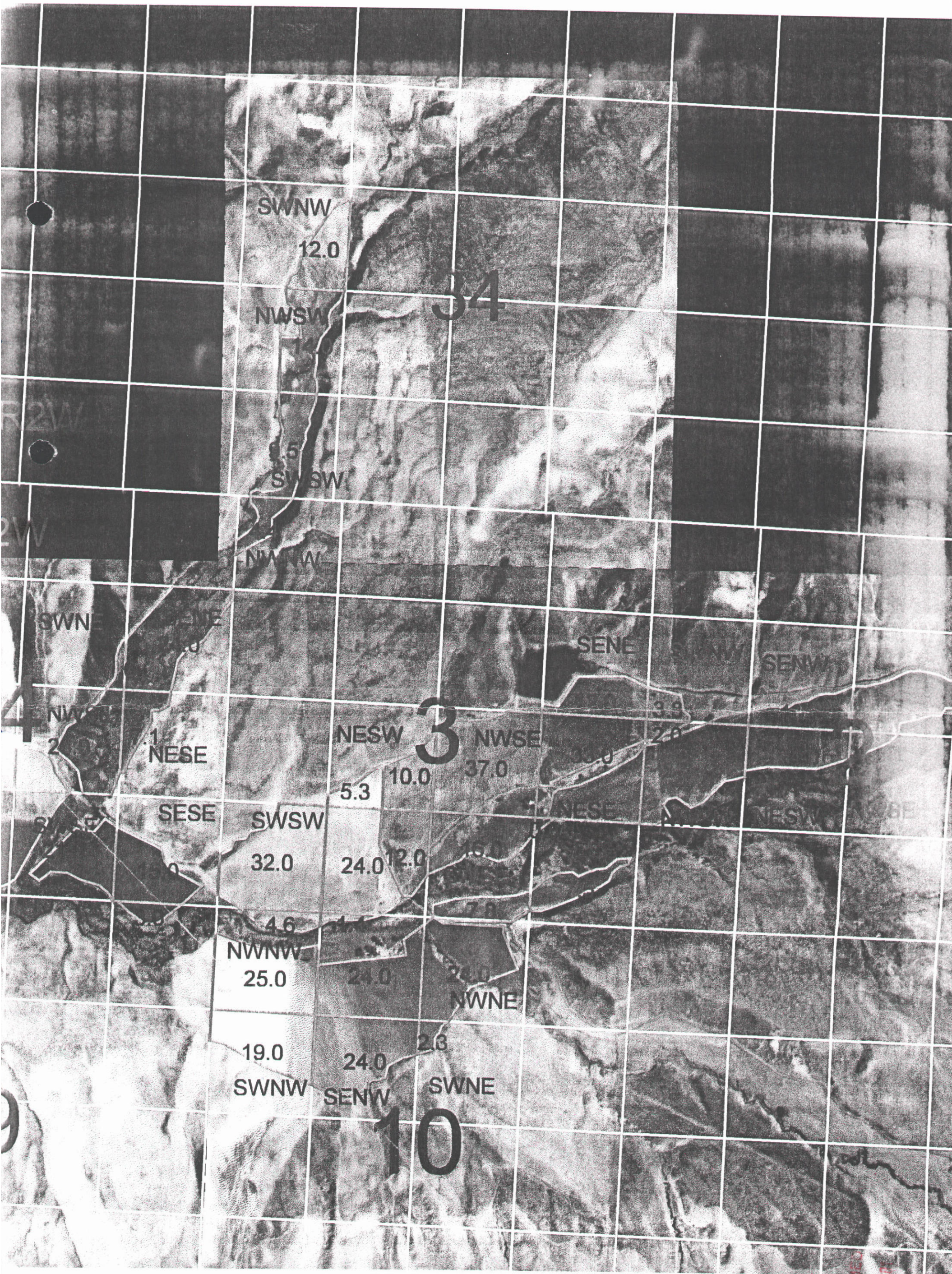

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JAN 3 0 2001
2N 2W



Contract Date	Amount of Surveys Mls.	chs.	lks.	When Surveyed. Begun.	Completed.
June 10, 1907	11	68	98	June 9, 1909	June 12, 1909
" " "	1	78	65	" 17, "	" 17, "
" " "	59	25	32	" 14, "	July 2, "
" " "		30	20	" 16, "	" 2.
June 13, 1905	5	73	43	April 7, 1908	April 8, 1908
June 14, 1906		75	73	Nov. 11, 1907	Nov. 11, 1907
March 31, 1868	3	00	00	April 24, 1868	April 24, 1868

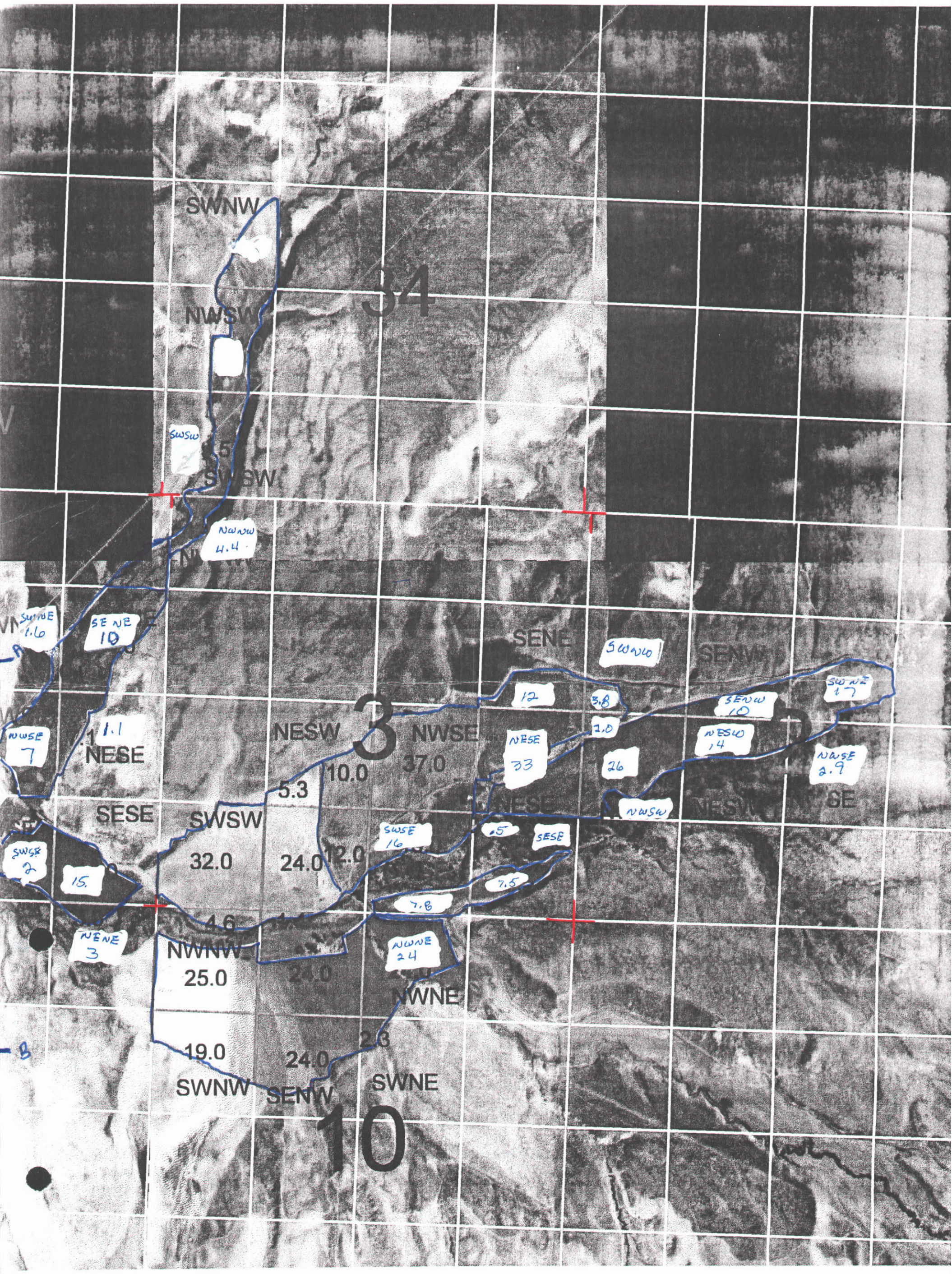
9N 2W

The above map of Township No. 9 North, R
Meridian Idaho is strictly conforma
in this office, which have been examined and a
U.S. Surveyor General's Office,
Boise, Idaho. February 20, 1911.



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JAN 31 200

Draft Created by Sue Bock 8/18/00



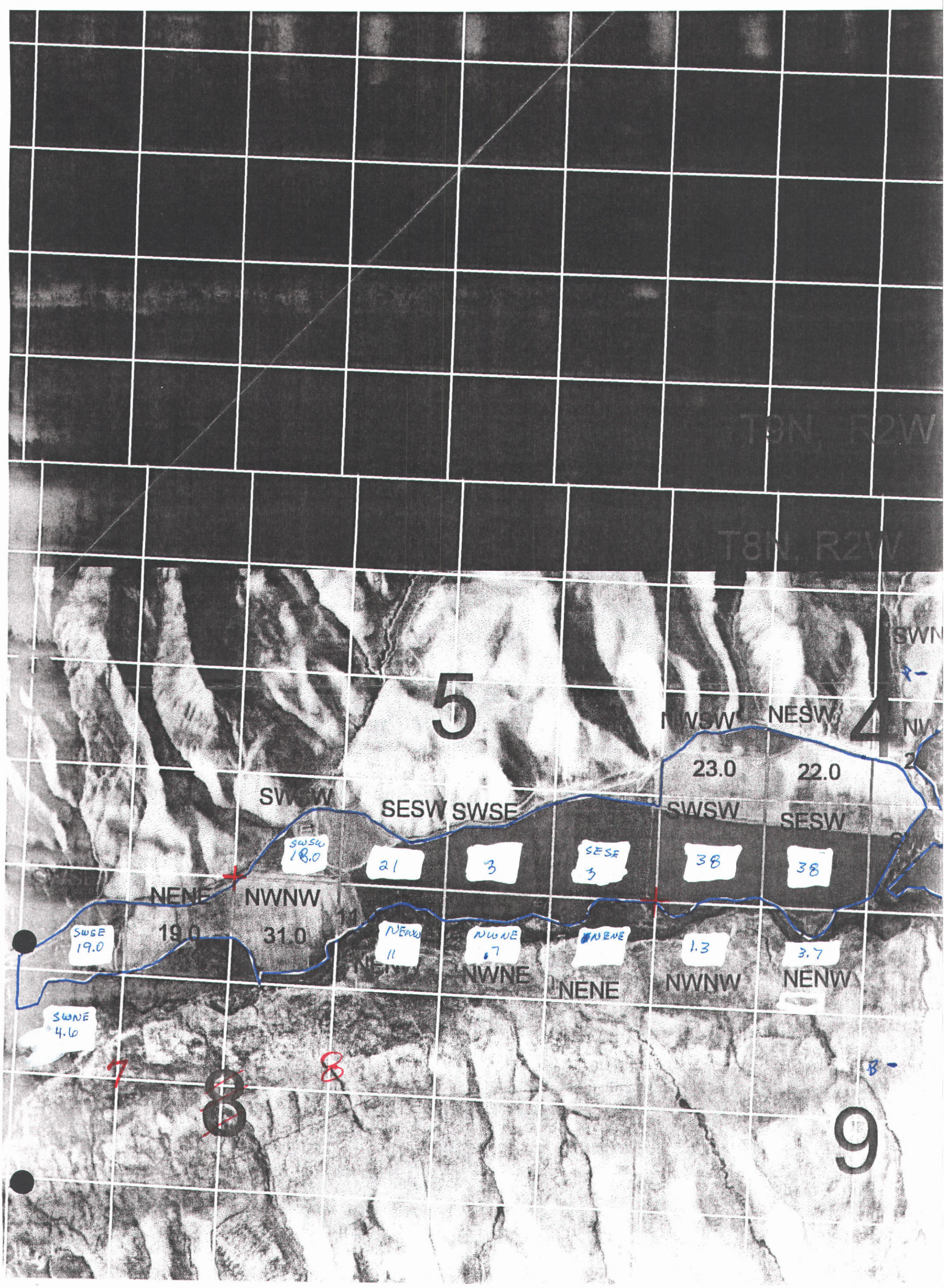
See Previous GIS map

Draft Created by Sue Bock 8/18/00

65-07136

~~65-07~~

N



Permissible Place of Use
Quarter Quarter Lines
Section Lines

Bettis Claims

2000 0 2000 4000 Feet

Map made By Sue Bock.

DAN. 8-23-00

This Permit is FOR 280 acres in a 663 acre Permissible Place of Use.

Copy GIS map FOR Permissible Place of Use FOR 65-07136

See 65-07603 FOR original

65-07136

TOWNSHIP 8N RANGE 2W SECTION 4

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED			1.6	24					22	23	38	38	7.1	23	21	15	201
65-02500 *									16	10	40	40		07	20	16	149
65-02501*									16	10	40	40		07	20	16	149
65-03125*				3									18		12		33
65-03247*				14								40	06	16	19		95
65-10533*				3									18		12		33
ALLOWABLE ACRES FOR PERMIT			1.6	10					22	23	38		1.1	7	2	15	119.7

*** COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**
**** COVERS THE ACRES AND IS IRRIGATED FROM DRY CREEK.**

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JAN 3 1 2001

TOWNSHIP 8N RANGE 2W SECTION 5

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED											18	21			27	36	102
65-02204*															24	33	57
65-02500 *															24	33	57
65-02501*												7			24	33	64
65-03127*												7					7
65-03128*															24	33	57
65-10535*															24	33	57
65-10536*												7					7
ALLOWABLE ACRES FOR PERMIT											18	21			3	3	45

* COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.

** COVERS THE ACRES AND IS IRRIGATED FROM DRY CREEK.

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JAN 3 1 2001

TOWNSHIP 8N **RANGE** 2W **SECTION** 8

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED	3.6	9.7			11	31											55.3
65-02204*	6	9															15
65-02500 *	6	9															15
65-02501*	6	9			14	31											60
65-03127*					14	31											45
65-03128*	6	9															15
65-10535*	6	9															15
65-10536*					14	31											45
ALLOWABLE ACRES FOR PERMIT		.7			11 OAN	31 OAN											42.7

* COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.

** COVERS THE ACRES AND IS IRRIGATED FROM DRY CREEK.

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JAN 3 1 2001

TOWNSHIP 8N **RANGE** 2W **SECTION** 10

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED		24	2.3		25.4	29.6	19	24									124.3
65-02601*			4		21	25	16	26									92
65-03126*		24	4		21	25	16	26									116
65-07789*		24			21	25	16	26									112
65-10534*		24	4		21	25	16	26									116
65-03128*	6	9															15
65-10535*	6	9															15
65-10536*					14	31											45
ALLOWABLE ACRES FOR PERMIT		24	2.3		25.4	29.6	19	24									124.3

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

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JAN 3 1 2001

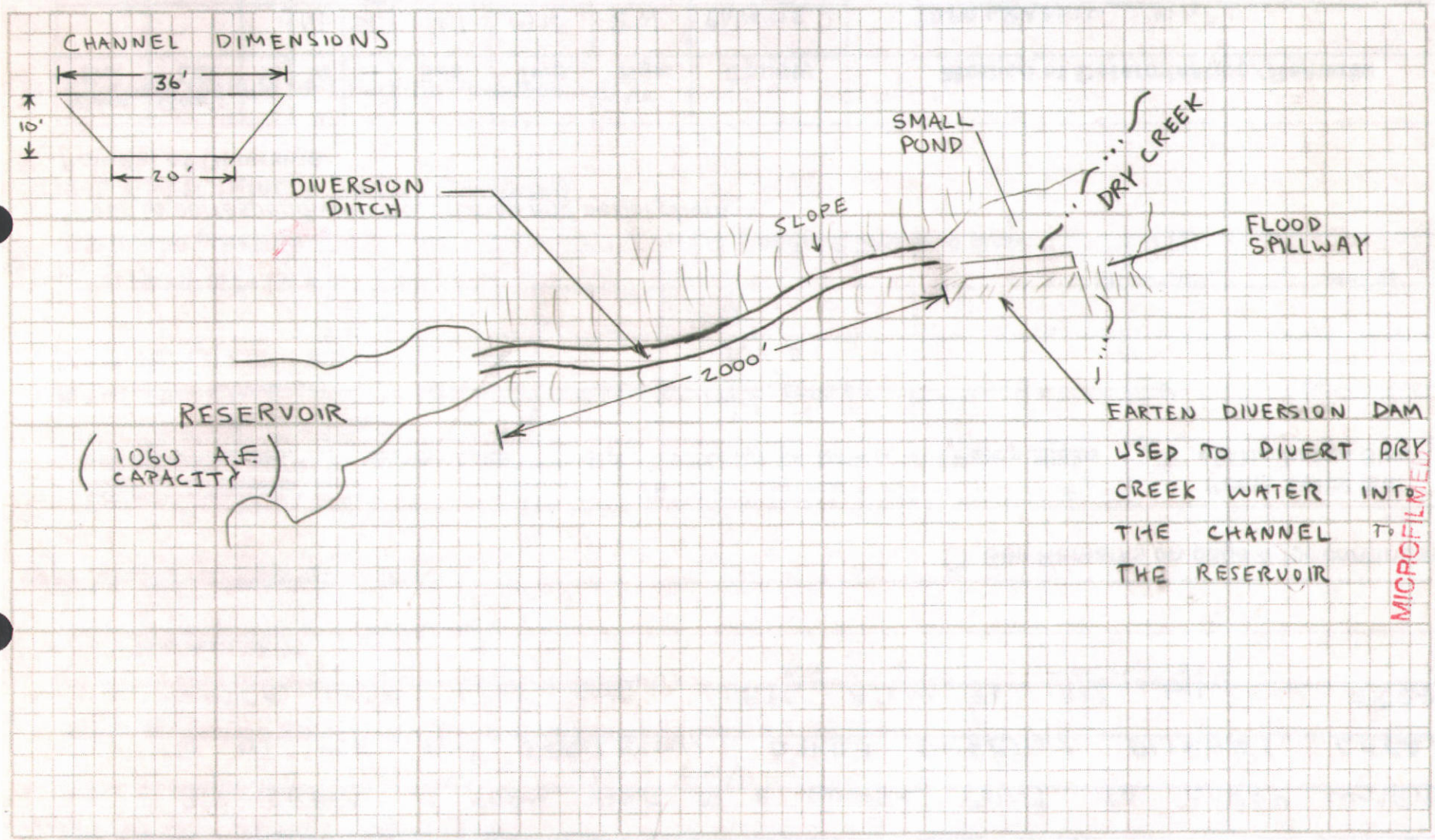
TOWNSHIP 9N RANGE 2W SECTION 34

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED							12			14	9.5						35.5
65-03248*					5		12	4		15	10						46
ALLOWABLE ACRES FOR PERMIT																	

* COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.
** COVERS THE ACRES AND IS IRRIGATED FROM DRY CREEK.

Please Note: This permit is for irrigation and storage Dry Creek. There is a total of 857.1 acres of land that can be irrigated by the reservoir. This permit (65-07136) is for 400 afa of storage for 280 acres or 1.4 afa / acre. The other permit for this reservoir 65-07603 is for 660 afa of storage and can cover the remaining acres being irrigated of 577.1 acres or 1.14 afa per acre. The overlapping rights cover the same lands, but are from different sources except for the lands highlighted in yellow. This permit can not cover these acres, because there is a natural flow irrigation component for this permit. Therefore, none of the lands being irrigated by Dry Creek water can be covered under this permit. This allows a permissible place of use for this permit of 663 acres of the 857.1 acres that could be irrigated by the reservoir. However, 65-07603 does not have a natural flow component so it can cover the acres with storage water that are not covered under this permit. This will allow all of the lands that can be irrigated by the reservoir to be covered with storage water when these two rights are combined.

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JAN 3 1 2001

PHOTOGRAPHER AND DATE OF PHOTOS Richard J. Kempark 7-30-80

FILE NO. 65-07136 & 65-07603

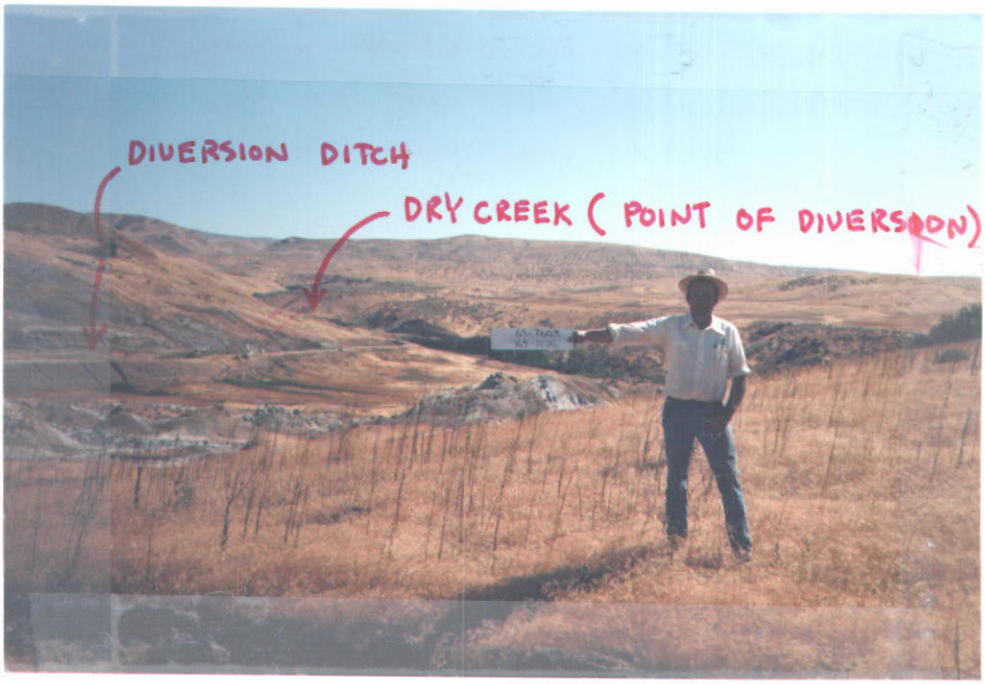


PHOTO SHOWS DIVERSION DITCH WHICH TAKES WATER FROM DRY CREEK TO STORAGE RESERVOIR.



DIVERSION DITCH ENTERS RESERVOIR IN CENTER OF PHOTO. POINT OF DIVERSION IS TO THE RIGHT (EAST) IN THIS PHOTO

MICROFILMED
JAN 31 2001

PHOTOGRAPHER AND DATE OF PHOTOS Richard S. Gemmore 7-30-80

FILE NO. 65-07136 & 65-07603



Place of use extends to the horizon of picture. This picture looks East down Big Willow Creek valley



Place of use

MICROFILMED
JAN 31 2001

PHOTOGRAPHER AND DATE OF PHOTOS Richard J. Gemmore 7-30-80

FILE NO. 65-07136 & 65-07603



STORAGE RESERVOIR.

MICROFILMED
JAN 31 2001

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-7136

1. Owner: Harry Bettis — Phone No. _____

Current Address: Star Route, Payette, ID 83661

2. Accompanied by: Harry Bettis — EXAM. DATE: 7/26/86

Address: –

Relationship to Permit Holder: –

3. Source: Dry Creek tributary to Payette River

Check for other rights if lands can be increased

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

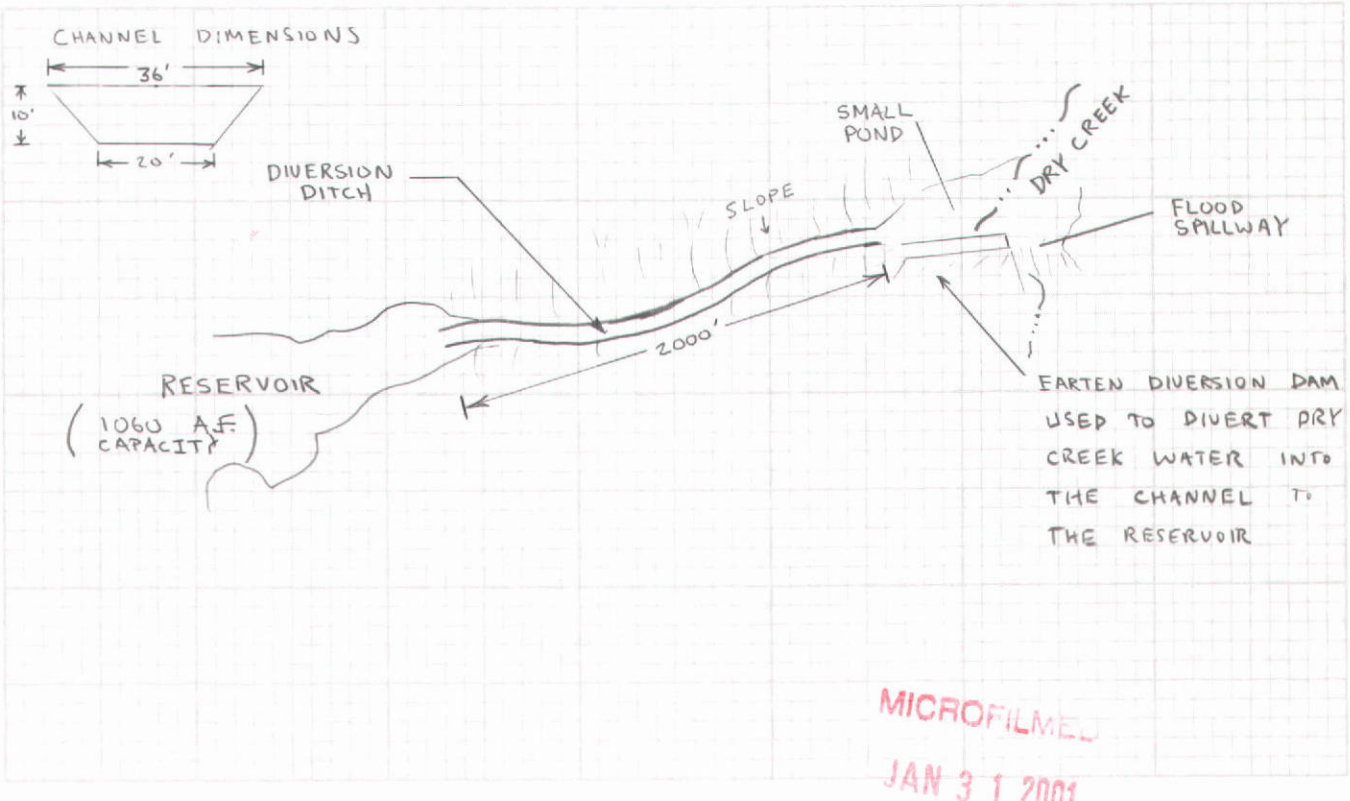
_____ ☐ Copies Attached

2. Other water rights with same point of diversion: 63-7603

_____ ☐ 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



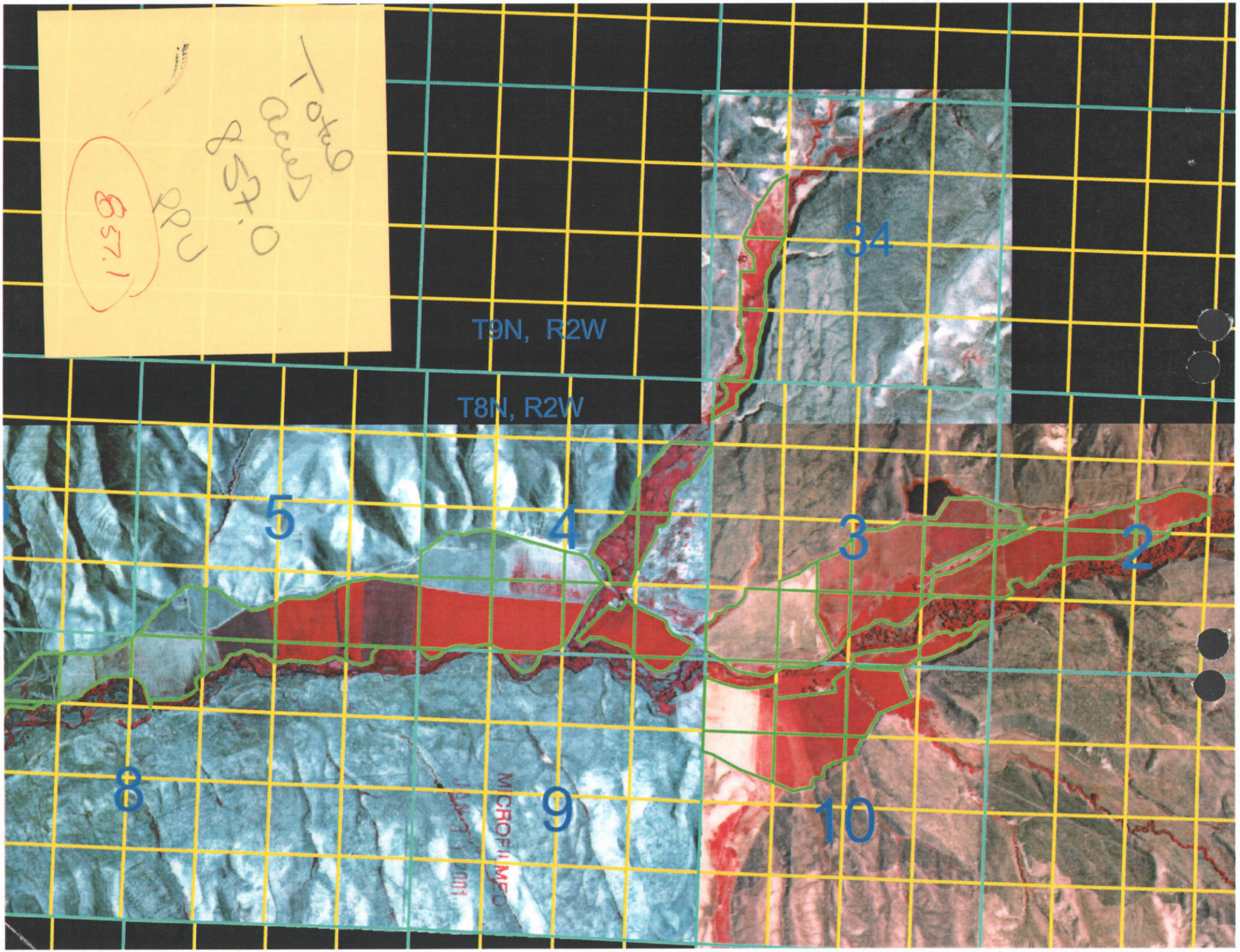
MICROFILMED
JAN 3 1 2001

Scale: 1" = ≈ 1000'.

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).

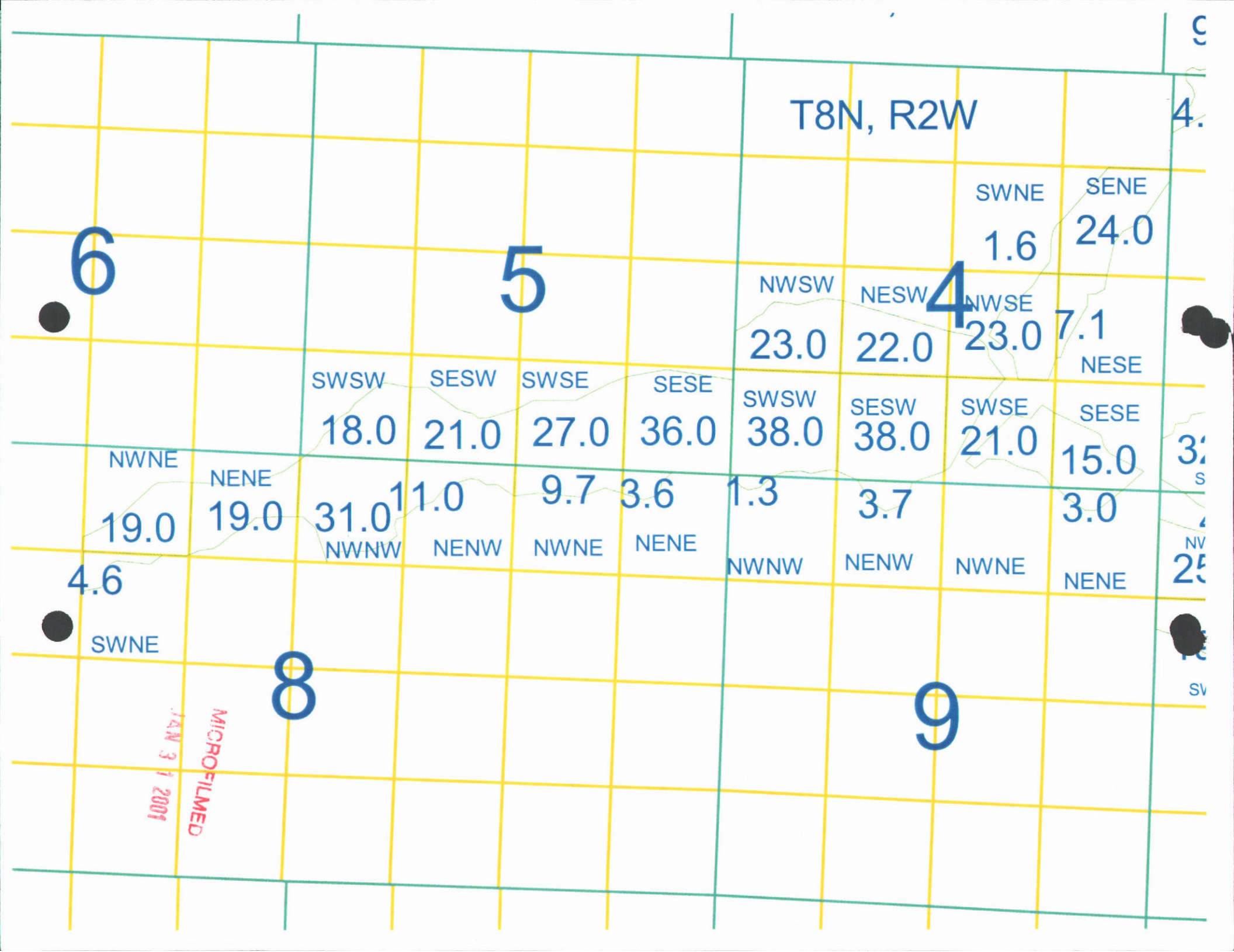
☑ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.


Total Acres 857.0 PPU
857.1
T9N, R2W
T8N, R2W
34
5
4
3
2
8
9
10
MICROFILMED

NORTH

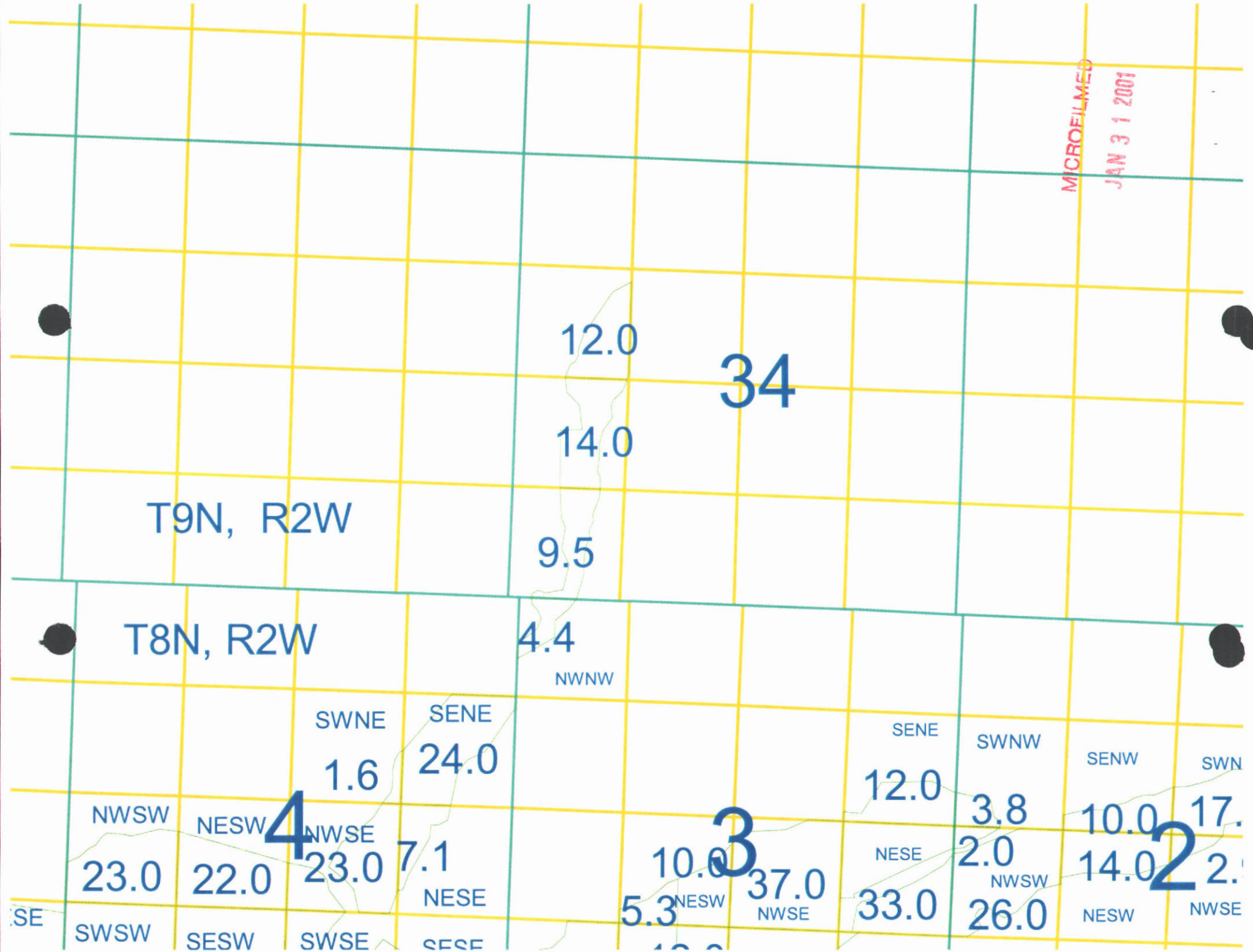
YELLOW

Creek


T8N, R2W
6
5
4
8
9
SWNE
1.6
SENE
24.0
NWSW
23.0
NESW
22.0
NWSE
23.0
7.1
NESE
SWSW
18.0
SESW
21.0
SWSE
27.0
SESE
36.0
SWSW
38.0
SESW
38.0
SWSE
21.0
SESE
15.0
NWNE
19.0
NENE
19.0
31.0
NWNW
11.0
NENW
9.7
NWNE
3.6
NENE
1.3
NWNW
3.7
NENW
NWNE
3.0
NENE
4.6
SWNE
JAN 31 2001
MICROFILMED


NWNW
SENE
SWNW
SENW
SWNE
12.0
3.8
10.0
17.0
3
10.0
NESE
2.0
2
14.0
2.9
NWSW
37.0
NWSE
5.3
NESW
33.0
26.0
NESW
NWSE
12.0
16.0
0.5
32.0
24.0
SWSW
SESW
SWSE
7.5
SESE
7.3
4.6
1.4
NENW
NWNW
25.0
24.0
24.0
NWNE
19.0
24.0
2.3
SWNW
SENW
SWNE
10
MICROFILMED
JAN 3 1 2001

MICROFILMED
JAN 3 1 2001



SECTION 2

NE 2

SW NE 18

NE 3

SE NW 9

NE SW 11

SW NW 1

NW SW 31

SW SW 2

NE 22

37

8

SW NE 4

38

27

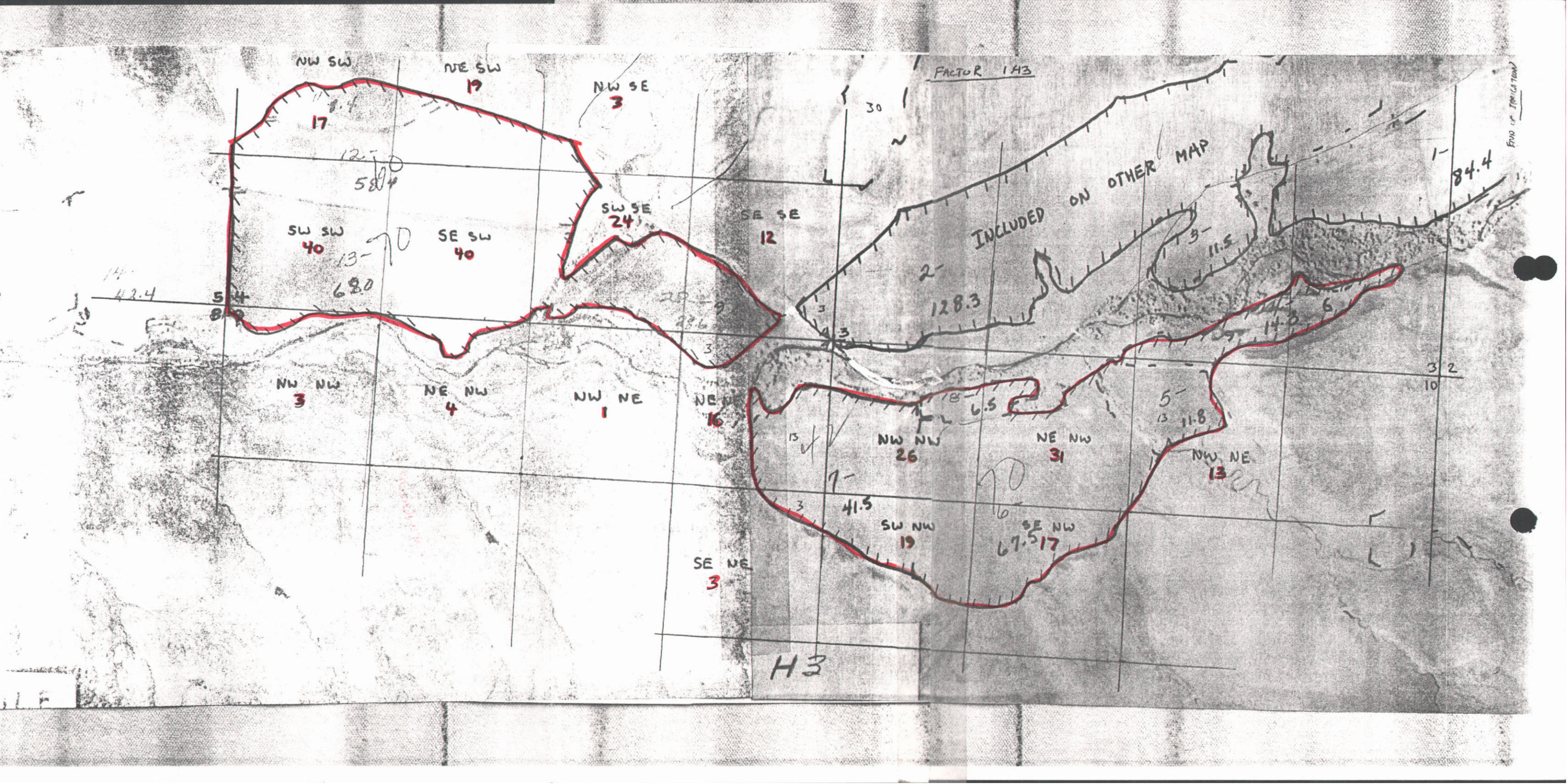
18

NE 15

SE SW 36

SW SW 24

Dry


NW SW
NE SW
19
NW SE
3
17
SW SW
40
SE SW
40
SW SE
24
SE SE
12
INCLUDED ON OTHER MAP
NW NW
3
NE NW
4
NW NE
1
NE NE
16
NW NW
26
NE NW
31
NW NE
13
SW NW
19
SE NW
17
SE NE
3
FACTOR 1.43
H3

Springs

Spring

POINT OF DIVERSION

Sheep Gulch

Creek

Dry

Bannister Basin

BM 2839

BM 2509

BM 2427

Well

French Corner Flume

PLACE OF USE

PLACE OF USE

PLACE OF USE

Spring

Spring

Spring

Big Willow Creek

Big

Mile 19

Mile 16

Sucker

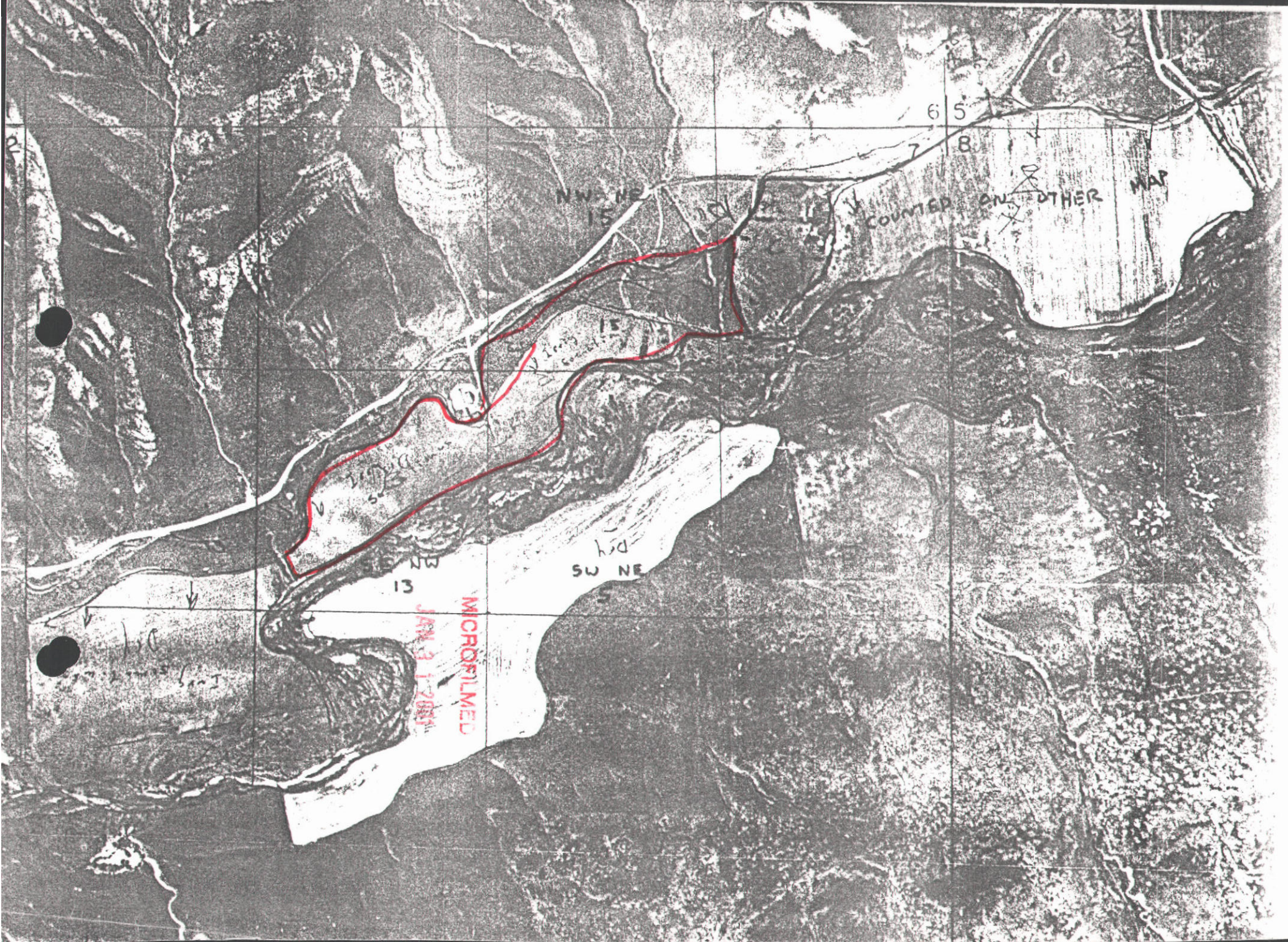
T 9 N

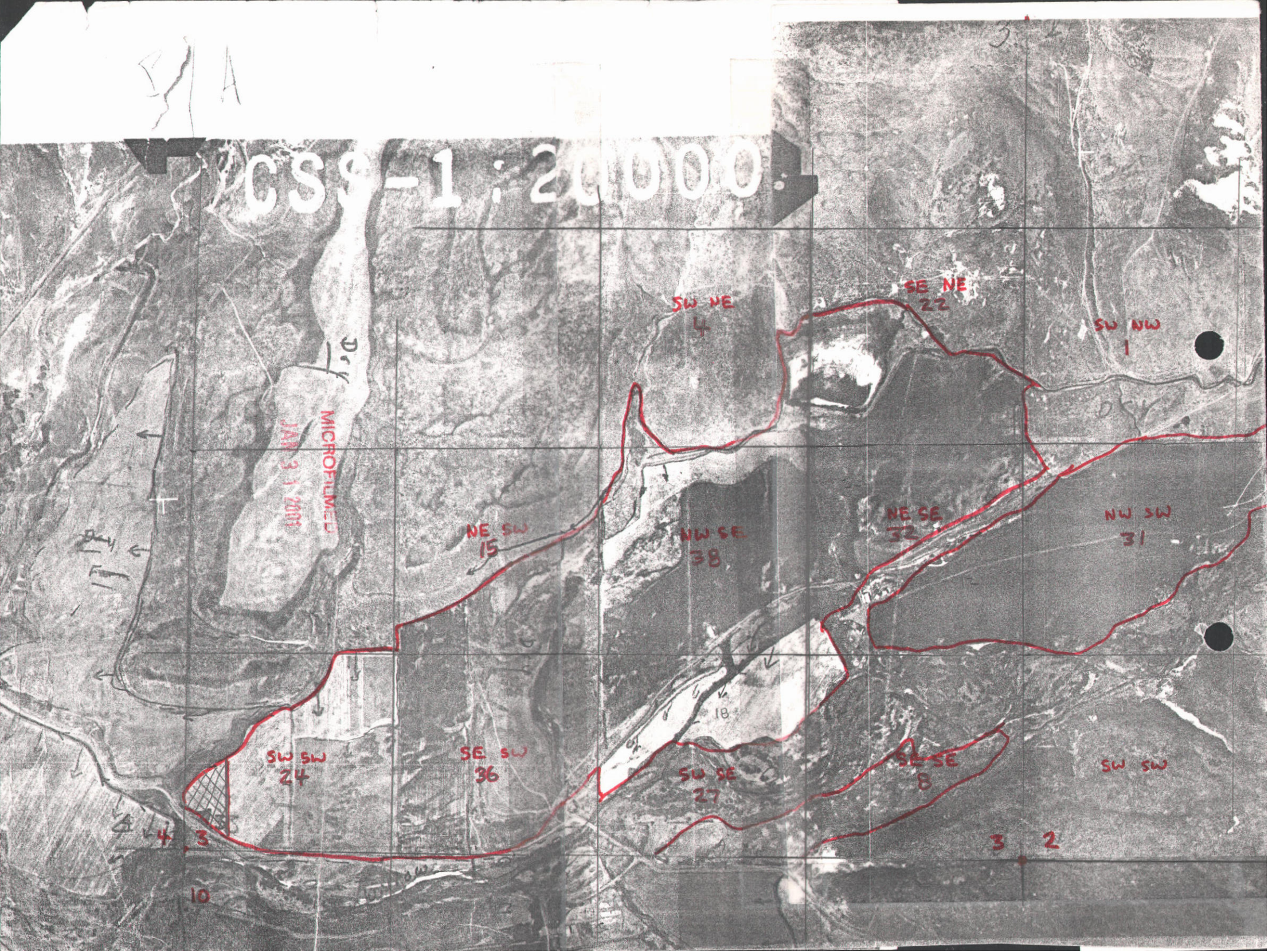
T 8 N

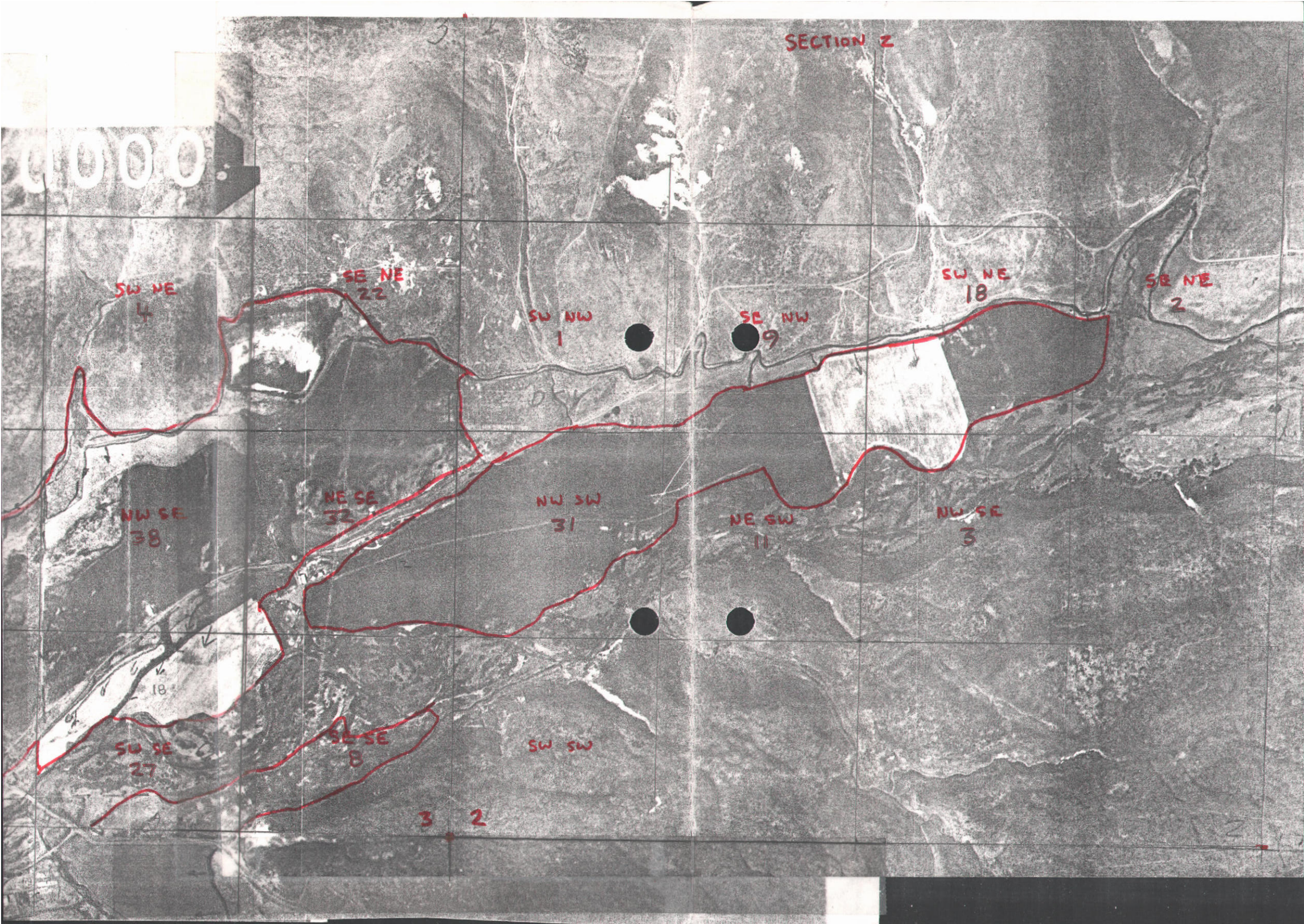
4882

4880

5'

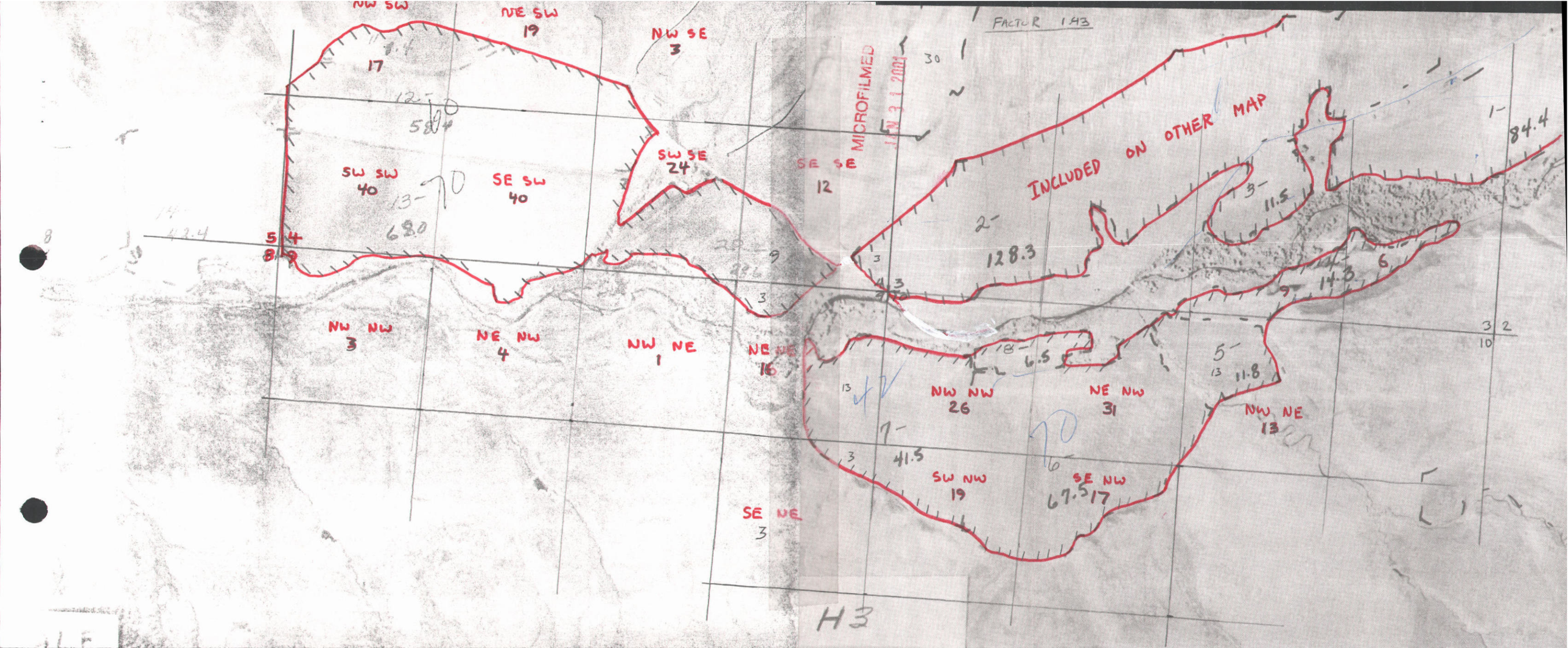

6
5
7
8
NW NE
15
COUNTER PART OTHER MAP
15
NW
SW NE
13
MICROFILMED
JAN 3 1 2001

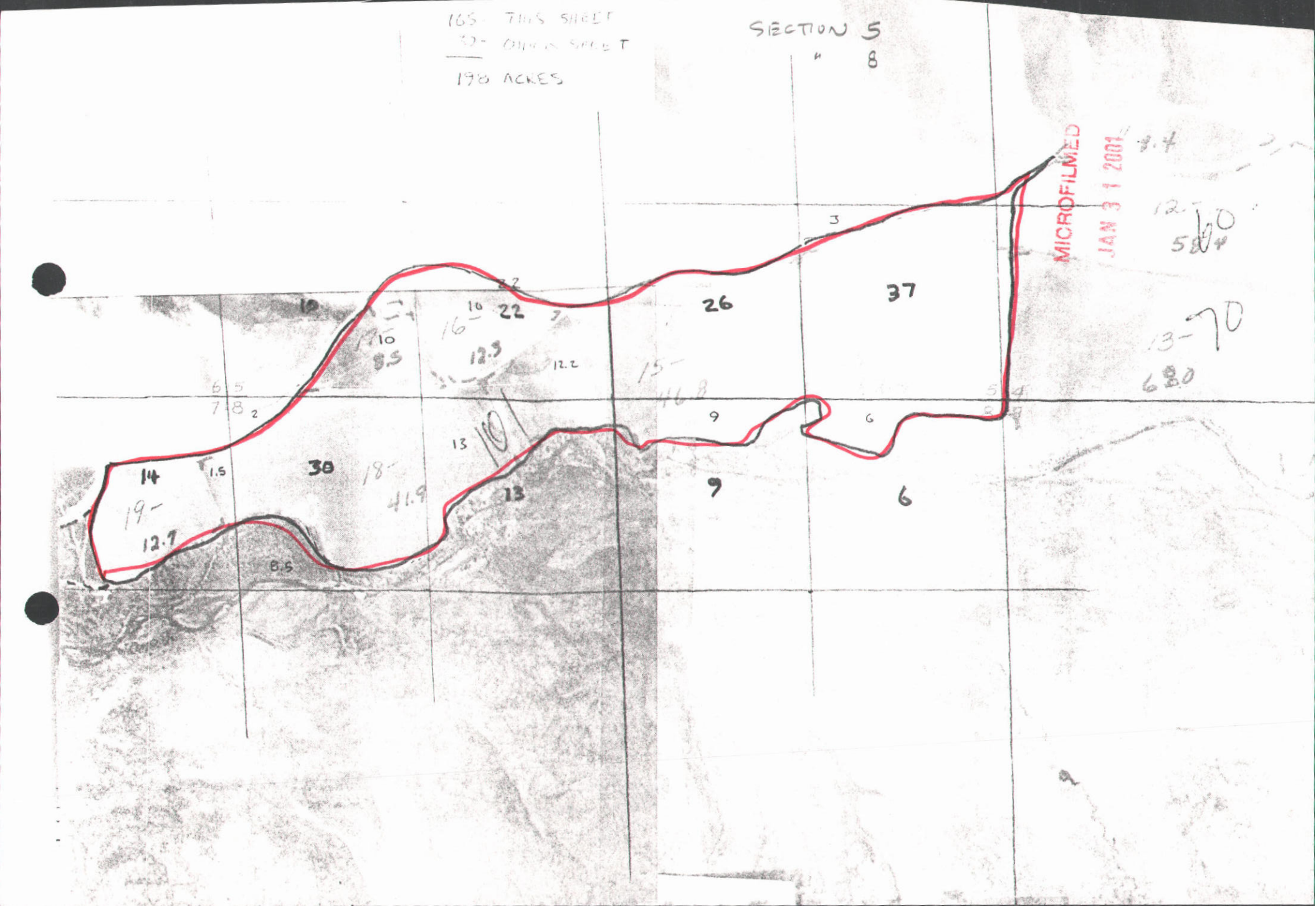

CSP-1 : 20000
SW NE
4
SE NE
22
SW NW
1
NE SW
15
NW SE
38
NE SE
32
NW SW
31
SW SW
24
SE SW
36
SW SE
27
SE SE
8
SW SW
4
3
10
3
2
18
MICROFILMED
JAN 3 1 2001


SECTION 2
SW NE 4
SE NE 22
SW NW 1
SE NW 9
SW NE 18
SE NE 2
NW SE 38
NE SE 32
NW SW 31
NE SW 11
NW SE 3
SW SE 27
SE SE 8
SW SW
18
3
2



MICROFILMED
JAN 2 1 2001


NW SW
NE SW
19
NW SE
3
17
SW SW
40
SE SW
40
SW SE
24
SE SE
12
INCLUDED ON OTHER MAP
MICROFILMED
JAN 31 2001
FACTOR 1.43
NW NW
3
NE NW
4
NW NE
1
NE NE
16
NW NW
26
NE NW
31
NW NE
13
SW NW
19
SE NW
17
SE NE
3
H3


165 THIS SHEET
32 OTHER SHEET
198 ACRES
SECTION 5
" 8
MICROFILMED
JAN 3 1 2001
10
22
26
37
14
30
13
9
6
12.7
8.5
41.9
12.3
12.2
9.5
1.5
18
19
15
16
13-70
6.8.0


POINT OF DIVERSION
33
34
2
SW
NW
8
NE
SE
6
NW
SW
8
3
SW
SW
8
MICROFILMED
JAN 31 2001

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-07136

Priority: May 12,1970

Maximum Diversion Rate. 5 60 CFS
Maximum Diversion Volume 980.0 AF

It is hereby certified that HARRY BETTIS
10775 SUCKER CREEK RD
PAYETTE ID 83661 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 12, 1970; and has submitted Proof of Beneficial Use on May 31, 1977. An examination indicates that the works have a diversion capacity of 58 5 cfs of water from

SOURCE

DRY CREEK tributary to **BIG WILLOW CREEK**

and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL DIVERSION VOLUME
IRRIGATION	03/01 to 11/15	5.60 CFS	980.0 AF
IRRIGATION FROM STORAGE	03/01 to 11/15		400.0 AF
IRRIGATION STORAGE	01/01 to 12/31		400 0 AF
DIVERSION TO STORAGE	11/15 to 03/01	5.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

DRY CREEK NE¼SE¼ Sec. 27, Twp 09N, Rge 02W, B.M , PAYETTE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N 02W 10		24 0	2 0		25 0	30 0	19 0	24.0									124 0
08N 02W 2			17 0				4 0	10.0	14 0	28.0				3 0			76 0
08N 02W 3				12 0		4 0 L 4			15 0		32.0	36 0	33 0	37 0	24 0	8 0	201 0
08N 02W 4			2 0	24.0					22 0	23 0	38 0	38 0	7 0	23 0	21 0	15 0	213 0
08N 02W 5											18 0	21 0			27 0	36 0	102 0
08N 02W 7	19 0	19 0	5 0														43 0
08N 02W 8	4 0	10 0			11 0	31 0											56 0
08N 02W 9	3 0				4 0	1 0											8 0
09N 02W 34							12 0			14 0	10 0						36 0

Total Acres: 859

MICROFILMED
JAN 1 1 2001

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 65-07136

CONDITIONS OF APPROVAL

1 Use of water under this water right will be regulated by the watermaster of State Water District No. 65

2 This right when combined with all other rights shall provide no more than 0 02 cfs per acre nor more than 3 5 afa per acre at the field headgate for irrigation of the lands above

3 The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage

4 Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion

5 This right is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.

6. Right 65-07603 is also diverted through the point of diversion described above.

7 Rights 65-02204, 65-03247, 65-03248, 65-02500, 65-02501, 65-03125, 65-03126, 65-03127, 65-03128, 65-07789, 65-09076, 65-10533, 65-10534, 65-10535, 65-10536, 65-02601, 65-07603 and 65-07136 when combined shall not exceed a total diversion rate of 22 61 cfs, a total annual maximum diversion volume of 3006.5 af at the field headgate, and the irrigation of 859 acres

This license is issued pursuant to the provisions of Section 42-219, Idaho Code The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources

Signed and sealed this 5TH day of JANUARY, 2001

Acting for KARL J DREHER, Director

MICROFILMED

JAN 3 1 2001

RECEIVED

DEC 1 9 2000

DEPARTMENT OF WATER RESOURCES

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 65-07136

Date of Priority: May 12, 1970

Maximum Diversion Rate: 5.60 CFS
Maximum Diversion Volume: 980.0 AF

Comes now HARRY BETTIS
10775 SUCKER CREEK RD
PAYETTE ID 83661 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. 65-07136, and requests that the permit be changed as follows:

Source: **DRY CREEK** tributary to **BIG WILLOW CREEK**

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/01 to 11/15	5.60 CFS	980.0 AF
IRRIGATION STORAGE	11/15 to 03/01		400.0 AF
IRRIGATION FROM STORAGE	03/01 to 11/15		400.0 AF
DIVERSION TO STORAGE	11/15 to 03/01	5.60 CFS	
	Totals	5.60 CFS	980.0 AF

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 27, Township 09N, Range 02W
PAYETTE County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES			ACRES			ACRES	TOTAL
08N	02W	2	SWNE	17		SWNW	4	SENW	10		
			NESW	14		NWSW	28	NWSE	3		76
		3	SENE	12	Lot	4 (NWNW)	4	NESW	15		
			SWSW	32		SESW	36	NESE	33		
			NWSE	37		SWSE	24	SESE	8		201
		4	SWNE	2		SENE	24	NESW	22		
			NWSW	23		SWSW	38	SESW	38		
			NESE	7		NWSE	23	SWSE	21		
			SESE	15							213
		5	SWSW	18		SESW	21	SWSE	27		
			SESE	36							102
		7	NENE	19		NWNE	19	SWNE	5		43
		8	NENE	4		NWNE	10	NENW	11		
			NWNW	31							56
		9	NENE	3		NENW	4	NWNW	1		8
		10	NWNE	24		SWNE	2	NENW	25		
			NWNW	30		SWNW	19	SENW	24		124
09N	02W	34	SWNW	12		NWSW	14	SWSW	10		36

Total number of acres irrigated: 859

MICROFILMED

JAN 3 1 2001

PLACE OF USE:

IRRIGATION FROM STO. E, same as IRRIGATION use

MICROFILMED

JAN 3 1 2001

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 Bel Tabor, this 18th day of Dec, 20 00

(signature)

MICROFILMED

JAN 3 1 2001

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-07136

****

FOR DEPARTMENT USE ONLY

Preliminary check by ____ Fee = $20.00 $30.00 Receipted by KW # 34747 Date 6-13-84 12-18-00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 65-07136 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. This right is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.
6. Right 65-07603 is also diverted through the point of diversion described above.
7. Rights 65-02204, 65-03247, 65-03248, 65-02500, 65-02501, 65-03125, 65-03126, 65-03127, 65-03128, 65-07789, 65-09076, 65-10533, 65-10534, 65-10535, 65-10536, 65-02601, 65-07603 and 65-07136 when combined shall not exceed a total diversion rate of 22.61 cfs, a total annual maximum diversion volume of 3006.5 af at the field headgate, and the irrigation of 859 acres.
8. Facility Volume = 1060 acre feet.

Witness my hand this 5TH day of JANUARY, 2001.

Acting for KARL J. DREHER, Director

MICROFILMED
JAN 31 2001

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING DEVICE REQUIREMENT FOR PERMIT NO. 65-7136 IN THE NAME OF HARRY BETTIS	ORDER

WHEREAS, on May 12, 1970, Harry Bettis filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 5.60 cubic feet per second for irrigation purposes and 400 acre feet per annum for storage purposes, to be diverted within the SE¼SE¼, Sec. 27, Twp. 9N, Rge. 2W, B.M., Payette County; and,

WHEREAS, on June 24, 1970, the Department approved said application and issued Permit No. 65-7136 with the conditions of approval that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1975, and 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 April 23, 1975, the Department extended the time within which to submit proof of beneficial use of water to June 1, 1977; and,

WHEREAS, on May 31, 1977, the Department received the required proof of beneficial use of water along with a request that the measuring device requirement be removed from said permit; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 65-7136.

Dated this 21 day of June, 1977.

RECEIVED
MICROFILMED

Bobby D. Fleenor

BOBBY D. FLEENOR
Chief, Operations Bureau

Identification No. _____

Permit No. 65-7136

RECEIVED

MAY 31 1977

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder HARRY BETTIS

   b) Post Office Address Star Route Payette I.D. 83661

2. Permit Number 65-7136

3. Date of Priority that you are prepared to establish June 1st, 1977

4. a) Source from which water was appropriated Dry Creek

   b) Location of the point of diversion: SE ¼ SE ¼, Section 27

   Township 9N, Range 2W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

   Amount 400 AF (cfs and/or acre-feet per annum) for storage purposes from Nov 1 (Month-Day) to March 15 (Month-Day) incl.

   Amount 5.6 cfs (cfs and/or acre-feet per annum) for irrigation purposes from April 1 (Month-Day) to Oct 31 (Month-Day) incl.

   Amount _____ (cfs and/or acre-feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   b) Total amount appropriated 5.6 cfs + 400 AF cfs and/or acre-feet per annum

   c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Storage volume calculated by Don Watts P.E. 1923 Flow estimated

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

   a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: NA

   b) Describe the agreement or understanding by which you take water from the works: NA

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Ditch from diversion point on creek to reservoir

   b) Describe the type and size of measuring device which you have installed at your point of diversion: Tentatively waived per discussion Don Watts with Bob Hamilton 5/27

   c) Give well driller's name and address and the date the well was completed: _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

6/23/77 JF

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼ NE¼ NW¼ SW¼ SE¼	NW¼ NE¼ NW¼ SW¼ SE¼	SW¼ NE¼ NW¼ SW¼ SE¼	SE¼ NE¼ NW¼ SW¼ SE¼	TOTAL
9N	2W	34		40 40 40	40 40 40 40		280

Total number of acres irrigated 280

10. Remarks: Due to difficulty in delivering widely varying flows through a measuring device and since no other rights exist on the stream, The device for measuring the inflow has been tentatively waived Per R.L.H.

The above information is a true statement of the extent to which the above numbered permit has been developed.

May 31, 1977
(Date)

Harry Bettis
(Signature)

State of Idaho)
) ss.
County of Ada)

On this 31st day of May, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she) (they)~~ executed the same.

Eleanor Lipsky
Notary Public residing at Boise

My commission expires 6/12/77

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
APR 21 1975
Department of Water Resources

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of _____)

Permit No. 65-7136

Harry Bettis (name) of Emmett, Idaho (address)

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

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 65-7136.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before June 1, 19 75.

That he has heretofore performed the following work described under said permit:
Dam plans have been completed & approved. (Note: The specifications were approved by Dept. of Water Resources in August, 1974).

Costing $ 10,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: The cost of the project exceeded expectations and we have had financial problems. Since receiving the approved specifications the applicant has not had time to proceed with the project.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to June 1, 19 77.

Harry Bettis
(signature) *

Subscribed and sworn before me this 21st day of April, 19 75.

Lyle Glen Sorton
Notary Public residing at Boise, Idaho

seal

My commission expires 11-21-78

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, Administrator, Operations Division of the Idaho Department of Water Resources, hereby approve the above application for extension of time for Permit No. 65-7136 to June 1, 1977.

Witness my hand this 23rd day of April, 19 75.

A. Kenneth Dunn
Administrator, Operations Division

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

MICROFILMED

Identification No. 65-7136

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT APPROVED
To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1 Name of applicant Harry Bettis

post office address Emmett, Idaho 83617

2. Source of water supply Dry Creek which is a tributary of Payette River

3 a. Location of point of diversion is SE ¼ of SE ¼ of Section 27 Township 9 N Range 2 W B.M. Payette County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼ of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount ~~400~~ 560 / 400 AF for ~~storage~~ irrigation storage purpose from Nov. 1 to March 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 5.6 ~~400~~ / acre for irri. purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated.

a. _____ cubic feet per second and/or

b. 400 acre feet per annum.

6. Proposed diverting works

a Description of ditches, flumes, pumps, headgates, etc. 3/4 mile ditch from point of diversion to storage in NE¼NW¼, Sec. 34; 1 mile ditch through place of use

b. Height of storage dam 20 feet, active reservoir capacity 400 acre feet; total reservoir capacity 450 acre feet, materials used in storage dam: earth fill

Period of year during which storage will occur Nov. 1 (Mo. Day) to March 15 (Mo. Day) inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7 a Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years

b Estimated construction cost is $ 5,000 .

8 Description of proposed uses

a If water is **not** for irrigation.

(1) Give the place of use of water: _____ ¼ of _____ ¼ 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 _____

65-7136

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9 N	2 W	34					40		40	40	40	40	40	40					280

Total number of acres to be irrigated 280

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

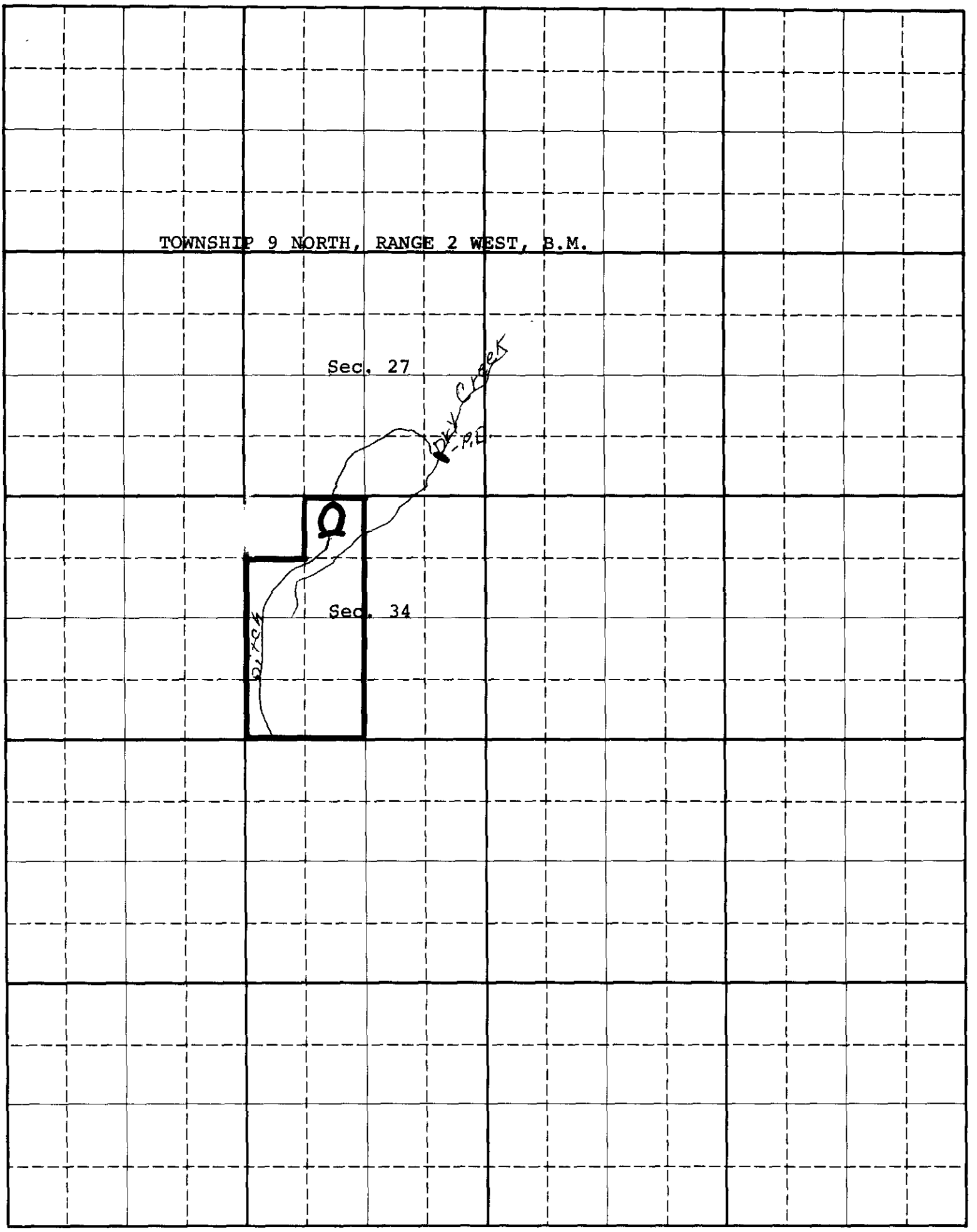
9 a. Who owns the property at the point of diversion Myrn Little

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

c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing verbal agreement

10. Remarks

11. Map of proposed project:



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.

HARRY BETTIS

By: Harley M. McDowell JS
(Applicant)

65-7130

Received by [illegible] Date 5-12-70 Time 8:00 am

Preliminary check by Dee Fee $ 45 00

Receipted by [illegible] Date 5-13-70

Publication prepared by dr Date 5-20-70

Published in Independent Enterprise

Publication dates 5-28 & 6-4-1970

Publication approved dr Date 6-9-70

Priority reduced to _____ Reason _____

Protests filed by _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by [illegible]

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-7136, and said application is hereby APPROVED.

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

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 75.

   c Other: The permit holder shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. Maximum rate of diversion shall not exceed 5.6 c.f.s. or 400 acre feet

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

Witness my hand this 24th day of June 19 70.

L. Keith Higginson

State Reclamation Engineer

STATE OF IDAHO

OFFICE OF STATE RECLAMATION ENGINEER

POWER OF ATTORNEY

RECEIVED
Department of Reclamation

The undersigned owner (s) of ~~Permit~~ (Application) ~~No.~~ attached of the State Reclamation Engineer of the State of Idaho hereby nominates and appoints IDAHO LAND & APPRAISAL SERVICE, whose address is P. O. Box 1603, Boise, 83701, as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to Application or Permit. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this ~~7th~~ day of ~~May~~, 1970.

Harry Bettis

STATE OF IDAHO)
) ss
County Ada)

On this 7th day of May 1970, personally appeared before me the signer (s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Laura J. Henderson
Notary Public

My Commission expires:

8/12/70

65-7136

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 65-7136 Name Harry Bettis

Source Dry Creek, tributary of Payette River

Point of Diversion SE¼SE¼ Sec. 27, T. 9N, R. 2W, B.M., Payette

Quantity 400 af Use storage Period Nov. 1 - March 15

Quantity 5.6 cfs Use irrigation Period April 1 - Oct. 31

Quantity _____ Use _____ Period _____

Well Size _____ Diameter Proposed Depth _____ Feet

Use (rate of diversion is to be 5.6 cfs)

(1/1/1/1/1) irrigation of 280 acres

Date Forwarded 5-20-70 Date Returned 6-1-70 Received by _____

RECOMMENDATIONS:

Qty. _____ Use _____ Period _____ AF _____ AFA _____

Qty. _____ Use _____ Period _____ AF _____ AFA _____

Qty. _____ Use _____ Period _____ AF _____ AFA _____

ACTION: Approved ✓ Denied _____

Conditions of approval or reason for denial: Plans & Specs. must be prepared by a Registered Professional Engr. and approved by Dept. prior to construction

ENGINEERING By A. F. Quinn Title Asst State Eng

Date 5-26-70

65-7136

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 65-7136 Name Harry Bettis

Source Dry Creek, tributary of Payette River

Point of Diversion SW¼SE¼ Sec. 27, T. 9N, R. 2W, B.M., Payette

Quantity 400 af Use storage Period Nov. 1 - March 15

Quantity 5.6 cfs Use irrigation Period April 1 - Oct. 31

Quantity _____ Use _____ Period _____

Well Size _____ Diameter Proposed Depth _____ Feet

Use [rate of diversion is to be 5.6 cfs]

~~irrigi~~ irrigation of 280 acres

Date Forwarded 5-20-70 Date Returned 5-26-70 Received by [illegible]

RECOMMENDATIONS: License for 1.8 cfs and right for 80 acre feet on Creek at present. It is possible that there may not be sufficient water.

Qty. 400 AF Use Storage Period 11-1/4-15 AF 400 AFA 400

Qty. 5.6 cfs Use irrigation Period 4-1/10-31 AF _____ AFA _____

Qty. _____ Use _____ Period _____ AF _____ AFA _____

ACTION: Approved X Denied _____

Conditions of approval or reason for denial: Approved if rate of diversion does not exceed 5.6 cfs – Subject to control of Watermaster.

INVESTIGATION By [signature] Title WRIAII

Date 5/25/70

65-7136

No. 3338

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Payette }

L. Larry H. Robinson, being duly sworn, deposes and says:

That ____ he is the Manager of THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at Payette, in the County of Payette and State of Idaho that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Payette; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for two (2) consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with May 28, 19 70, and ending with the issue of June 4, 19 70

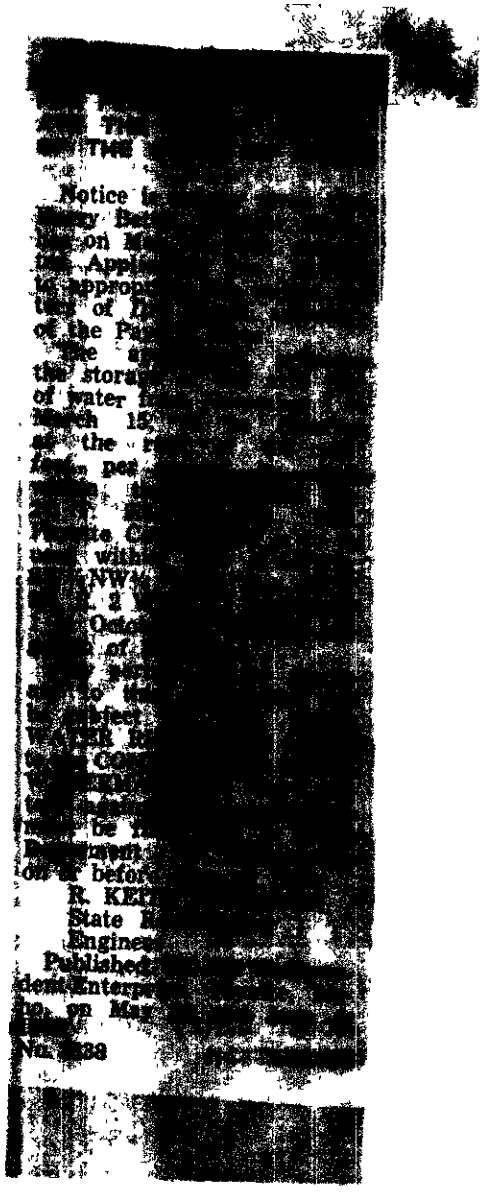
Larry H. Robinson

Fee $ 9.89

Subscribed and sworn to before me this 4th day of June, 19 70

Florence L. Robinson
Notary Public, Residing at Payette, Idaho.

My Commission Expires 11-20, 19 70



65-7136

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 8, 2001

HARRY BETTIS
10775 SUCKER CREEK RD
PAYETTE ID 83661

RE: License No. 65-7136 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license 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 a party 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.

Also enclosed is a copy of your Application for Amendment.

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 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

CERTIFICATE OF MAILING

I hereby certify that on the January 08, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 65-7136

HARRY BETTIS
10775 SUCKER CREEK RD
PAYETTE ID 83661

Kari Lynn Townsend
Secretary

MICROFILMED

JAN 3 1 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).

MICROFILMED
JAN 3 1 2001

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.

MICROFILMED

JAN 3 1 2001

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

December 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

HARRY BETTIS
10775 SUCKER CREEK RD
PAYETTE ID 83661

RE: Permits 65-07136 & 65-07603

Dear Mr. Bettis:

I previously forwarded to you Applications for Amendment so that you could amend your permits to depict your water rights as they have been actually developed. I have not yet received the amendments. If I do not receive them within 14 days, I will assume you no longer have any interest in the permits and cancellation proceedings will begin.

Enclosed for your convenience are more amendment forms. Please note that the filing fee for each amendment is $30.00 making the total due $60.00.

If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosures

MICROFILMED

JAN 3 1 2001

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 17, 2000

HARRY BETTIS
10775 SUCKER CREEK RD
PAYETTE ID 83661

Re: Permit Nos. 65-07136 and 65-07603

Dear Mr. Bettis:

The Department of Water Resources is reviewing the above referenced permits prior to issuing water right licenses. By issuing the licenses, the Department confirms that a water right has been established in compliance with the terms of the permits. The examiner who verified your water uses reported that the point of diversion and place of use developed are in locations other than what was described on your permits. Therefore, before licenses can be issued, your permits must be amended to depict your water rights as they were actually developed.

The enclosed Application for Amendment forms depict the point of diversion and place of use and other information as they will appear on your licenses when they are issued. Please review the amendment forms carefully. If you concur with the information presented please sign the forms and return them with a $60.00 filing fee (which will cover both amendment forms) within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7944.

Sincerely,

Kay Walker

KAY WALKER
Sr Water Resource Agent

KW:k
Enclosures

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JAN 3 1 2001

MEMORANDUM

TO: Files 65-07136 & 65-07603

FROM: KAY WALKER

RE: Licensing Recommendations

Date: November 16, 2000

In a review of these permits for licensing I have made changes to the recommendations completed by the field examiner.

Since both permits are diverted through the same point of diversion for the same purpose of use it was determined to list a permissible place of use for the lands under these rights. We have recommended an 859 acre ppu on both permits with a limit on Permit 65-07136 since the permit only allowed 280 acres. No limit is required on 65-07603 since permit covered more acres than found irrigated. The GIS shape file (see in file 65-07603) for this system was prepared by Sue Bock in coordination with Dan Nelson who prepared the licensing recommendations at the region. It is acceptable to recommend a ppu per discussion with both Sue (Sue will be recommending the Bettis rights in the SRBA) and Dan.

Mr. Bettis has developed a ditch that can carry 58.5 cfs of water into his reservoir even though his water rights are no where close to that amount. The Mannings equation was used to measure the capacity of the ditch. Exam write-up states ditch is used for diversion of natural stream flow and floodwater.

Mr. Bettis will have water rights for 10.1 cfs of water from Dry Creek under live flow and 10.0 cfs for diversion to storage use; 22.61 cfs of Big Willow Creek water was decreed in the Payette River Basin decree. The 22.61cfs are more than an inch to the acre but has been decreed so that is the amount used in the limiting condition on the licenses. Per Sue Bock, who has not completed her final recommendations in the SRBA, she cannot reduce the amount decreed from Big Willow but will check to see if some of that flow can be used as conveyance loss. Mr. Bettis also has 4.0 cfs of water from Sucker Creek on this same ppu. The Dry Creek rights will total 10.1 cfs of live flow and 10.0 cfs for diversion to storage which does not exceed capacity of ditch or 1" of water to the acre for the ppu so no limitation is required on the Dry Creek rights.

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I have recommended we use condition 01P for regulation of these permits in the future if necessary. The measuring device condition on 65-07136 was removed in June of 1977. In 1981, the Department issued an Order changing the measuring device condition to "a reservoir gage". Since the Department has changed original measuring device conditions on both permits at one point I recommend we use condition 01P so the Department can require a lockable device in the future if the watermaster feels it is necessary. I have also carried forward the reservoir gage condition on 65-07603 since that condition was on the permit and was complied with.

The Department attempted to license these permits back in 1984 and we received licensing amendments for each of them. These licensing amendments have never had any action taken on them so we will only be charging Mr. Bettis $30.00 fee apiece for the two new licensing amendments that will be required.

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Basin	Sequence N	Split	Basis	Priority Date	Rate	Source List	Water Use List	Source Table
65	2204		Decreed	12/29/16	1 8	DRY CREEK	IRRIGATION	wrWaterRight
65	3247		Decreed	1894-06-01	1 6	DRY CREEK	IRRIGATION	wrWaterRight
65	3248		Decreed	1893-12-11	1 1	DRY CREEK	IRRIGATION	wrWaterRight
65	7603		Permit	1/20/76	10	DRY CREEK	DIV TO STORAGE	wrWaterRight
65	7136		Permit	5/12/70	5 6	DRY CREEK	IRRIGATION	wrWaterRight
					20.1			
65	2500		Decreed	9/17/48	5	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	2501		Decreed	9/17/48	1.46	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	3125		Decreed	1881-06-01	2	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	3126		Decreed	1881-06-01	1 8	BIG WILLOW CREEK	IRRIGATION, STOCKWATER	wrWaterRight
65	3127		Decreed	1882-10-14	1	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	3128		Decreed	1890-05-01	0 6	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	7789		Decreed	12/14/76	4	BIG WILLOW CREEK	DIVERSION TO STORAGE, IRRIGA	wrWaterRight
65	9076		Decreed	3/15/04	1.43	BIG WILLOW CREEK	DIVERSION TO STORAGE, IRRIGA	wrWaterRight
65	10533		Decreed	1890-05-02	2.6	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	10534		Decreed	1890-05-02	1 52	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	10535		Decreed	1890-05-02	0 84	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
65	10536		Decreed	1890-05-02	0 36	BIG WILLOW CREEK	IRRIGATION	wrWaterRight
					22.61			
65	2601		Decreed	2/21/55	4	SUCKER CREEK	IRRIGATION, STOCKWATER	wrWaterRight
					4			

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OVERLAP ANALYSIS OF EXAM OF PERMIT NO. 65-07603

Place of Use	Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Exam Acres	8N	2W	2			17				4	10	14	28				3			76
			3				12		4			15		32	36	33	37	24	8	201
			4			2	24					22	23	38	38	7	23	21	15	213
			5											18	21			24	36	102
			7	19	19	5														43
			8	4	10			11	31											56
			9	3				4	1											8
			10		24	2		25	30	19	24									124
	9N	2W	34							12			14	10						36

Total Acres 859 ✓

(Rounded acres)
acres from GIS map

(+1.4 ac)
(↑ increase due to rounding)

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LICENSE REVIEW CHECKLIST

Permit No 65-07136 Date 9-27-2000 Reviewer Kay Walker

Change/OK

Name/Address change per examiner

Source / Point of Diversion change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use change

Change (P41/P49) Add (P41/P44) Feds (P43)

season of use per new map 3/1 → 11/15

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s) See examiner's OL review + attached POU comparison report

File reviewed____ Profile reports printed____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion

Permitted rate 5.6 cfs
Fee Limit N/A cfs
Measured 58.5 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 5.6

Water Uses change

Change (P46)

add div. to stor.

Irrigation	5.6 cfs	980.	af
Stockwater	____ cfs	____	af
Domestic	____ cfs	____	af
Irr Stor	____ cfs	400	af
Irr from Stor	____ cfs	400	af
Total	____ cfs	____	af

Div to Stor 5.6

Season of Use per new Standards

3-1 → 11-15

Irrigation - overlap(R58-R61, **R62-R65, R66-R69**)
~~supp. Gw (WB7/065/104)~~
overlap spec combined rts (W35)
~~>1 acre~~ (W31)
~~Domestic~~ (W01/wb5/070/071/075)
~~Power~~ (W42 or W43/025/027/R22 or R23
~~Fish~~ (042)
~~Fire~~ (077)
~~Water~~ Quality (081/R07)
~~Payette – (W32/W36/R24)~~
~~Stockwater~~ for US (R37)

Volume Determination

5.6 cfs x 1 9835 x 260 days = 28879 af (vs) 280 acres x 3.5 (FHR) = 980. af

Remarks: W27(280) R04, W36(65-07603) 2.5 cfs

Additional Conditions 65 Watermaster Control yes
~~N/C~~ GW Measurement/Measuring Device
~~N/C~~ Other
~~Trust (052/R55 – remove 051)~~
~~Non-trust (048/049)~~

GW Dist? 0
Water Msmt. Dist? 0
Cnt. GWMA? 0
GWMA? 0
Government Lots? V

0 moratorium?

Advance Priority? ~~yes~~ / V no If yes, explain why below

SRBA Claim? yes

Adjust memo V yes, P/U

Amend Letters P37 **P87, S06**

only $30. amendment fee due to prior licensing amendment submittal

Second Amendment Notice P49 **S06**

$30. fee

Form 211
2/80

Ident. No. _____

STATE OF IDAHO

Licensing

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Harry Bettis Phone _____

of (address) Star Route Payette, ID 83661 , 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. 65-7136 , and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE ¼ SE ¼, Section 27 , Township 9N , Range 2W , B.M., County of Payette . Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 5.6 (cfs ~~or acre feet per annum~~) for Diversion to Storage purposes from 11/15 to 3/15 (both dates inclusive)

Amount 400.0 (~~cfs or~~ acre feet per annum) for Storage for Irrigation purposes from 1/1 to 12/31 (both dates inclusive)

Amount 400.0 for Irrigation from Storage purposes from 3/15 to 11/15 (both dates inclusive)

Amount _____ (cfs or acre feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
					SEE ATTACHED LAND LIST														

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? _____

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

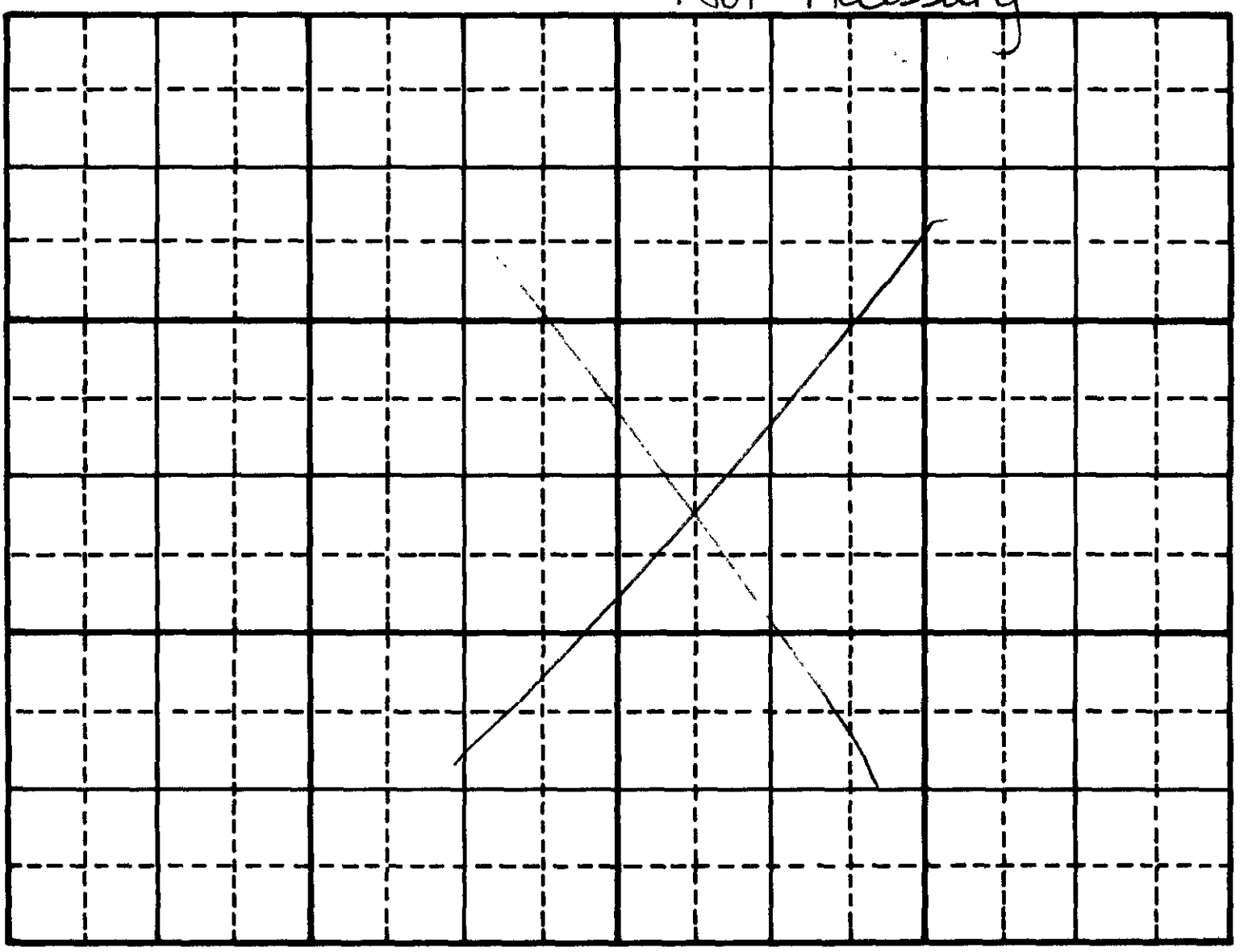
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

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JAN 3 1 2001

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches. Not necessary



Scale: 2 inches equal 1 mile.

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, Idaho, this 13th day of June, 1984.

Harry Butler
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by tw Fee = $20.00 ✓ Receipted by tw Date 6-13-84 #34747

Publication prepared by N/A Date _____ Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby

Approve the above Application for Amendment for Permit No. 65-7136.

Witness my hand this _____ day of _____, 19 84.

Director

MICROFILMED
JAN 3 1 2001

✓

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	12/29/1916	IRRIGATION	03-15	11-15	1.800 CFS	
				TOTAL DIVERSION:		1.800 CFS	

Water Source: DRY CREEK Tributary to: BIG WILLOW CREEK Stage: DECREED

Point(s) of Diversion: T08N R02W S04 SENE SENE PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	5															24 ✓	33 ✓	57.0
08N	02W	8		06 ✓	09 ✓														15.0
																	TOTAL ACRES		72.0

POU County: PAYETTE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3128, 65-2500 & 65-2501 SHALL PROVIDE NO MORE THA .02 CFS/ACRE.

OL

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Dry Creek

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	06/01/1894	IRRIGATION	03-15	11-15	1.600 CFS	
					TOTAL DIVERSION:	1.600 CFS	

Water Source: **DRY CREEK** Tributary to: BIG WILLOW CREEK Stage: DECREED

Point(s) of Diversion: T08N R02W S04 SENE PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	4				14								40	06	16	19		95.0
																TOTAL ACRES			95.0

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	12/11/1893	IRRIGATION	03-15	11-15	1.100 CFS	
					TOTAL DIVERSION:	1.100 CFS	

Water Source: DRY CREEK Tributary to: BIG WILLOW CREEK Stage: DECREED

Point(s) of Diversion: T09N R02W S34 NWNE PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
08N	02W	3						04-04											4.0 ✓
09N	02W	34					05		12 ✓	04		15 ✓	10 ✓						46.0
																		TOTAL ACRES	50.0

OL

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	09/17/1948	IRRIGATION	03-15	11-15	5.000 CFS	
				TOTAL DIVERSION:		5.000 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S08 NENW PAYETTE County
S09 NENE PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	4																	16		10		40		40				07		20		16		149.0
08N	02W	5																													24		33		57.0
08N	02W	8		06		09																													15.0
08N	02W	9		03								02		03																					8.0
																													TOTAL ACRES						229.0

POU County: PAYETTE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2501, 65-3127, 65-7602 & 65-7603 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

OL

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Big Willow Cr.

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	09/17/1948	IRRIGATION	03-15	11-15	1.460 CFS	
				TOTAL DIVERSION:		1.460 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S08 NENW PAYETTE County
S09 NENE PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	4									16	10	40	40		07	20	16	149.0
08N	02W	5												07			24	33	64.0
08N	02W	7	16																16.0
08N	02W	8	06	09			14	31											60.0
08N	02W	9	03				02	03											8.0
																TOTAL ACRES			297.0

POU County: PAYETTE

OL

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2500, 65-3127, 65-7602 & 65-7603 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	02/21/1955	IRRIGATION	03-15	11-15	4.000 CFS	
			STOCKWATER	01-01	12-31	0.190 CFS	11.00 AFA
				TOTAL DIVERSION:		4.000 CFS	11.00 AFA

Water Source: SUCKER CREEK Tributary to: BIG WILLOW CREEK Stage: DECREED

Point(s) of Diversion: T08N R02W S10 NWNE NWNE PAYETTE County
S12 SWSW SWSW SESW SESW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	10			04		21	25	16	26									92.0
08N	02W	11			06				12	13					22	14		08	75.0
08N	02W	12										04	10						14.0
																		TOTAL ACRES	181.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: PAYETTE

Non-Irrigation Uses: STOCKWATER, 2000 HEAD CATTLE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	06/01/1881	IRRIGATION	03-15	11-15	2.000 CFS	
				TOTAL DIVERSION:		2.000 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S01 SENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	2			17					08	14	33				04			76.0
08N	02W	3				09					01		31	12	24	27	13	04	121.0
08N	02W	4				03									18			12	33.0
																TOTAL ACRES			230.0

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	06/01/1881	IRRIGATION	03-15	11-15	1.800 CFS	
			STOCKWATER	01-01	12-31	0.190 CFS	11.00 AFA
				TOTAL DIVERSION:		1.800 CFS	11.00 AFA

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S02 SWSW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	10		24	04		21	25	16	26									116.0
																		TOTAL ACRES	116.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	10/14/1882	IRRIGATION	03-15	11-15	1.000 CFS	
				TOTAL DIVERSION:		1.000 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S08 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
08N	02W	5												07					7.0
08N	02W	7	16																16.0
08N	02W	8					14	31											45.0
																		TOTAL ACRES	68.0

POU County: PAYETTE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2501, 65-7602 & 65-7603 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	05/01/1890	IRRIGATION	03-15	11-15	0.600 CFS	
				TOTAL DIVERSION:		0.600 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S09 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
08N	02W	5																	
08N	02W	8	06	09											24	33			57.0 ✓
																			15.0 ✓
																	TOTAL ACRES		72.0

POU County: PAYETTE

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-2204, 65-2500 & 65-2501 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

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Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661	12/14/1976	IRRIGATION FROM STORAGE	03-15	11-15		50.00 AFA
			DIVERSION TO STORAGE	01-01	12-31	4.000 CFS	50.00 AFA
					TOTAL DIVERSION:	4.000 CFS	50.00 AFA

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion:	T08N R02W S01	SENW	GEM County
	S02	SWSW	PAYETTE County
Point(s) of Injection:	T08N R02W S02	SENE	PAYETTE County
Point(s) of Re-diversion:	T08N R02W S02	SWSW	PAYETTE County

Place of use Legal Description for: IRRIGATION FROM STORAGE

			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	
08N	02W	10		24			21	25	20	26									116.0
																		TOTAL ACRES	116.0

POU County: PAYETTE

Remarks: GEN DAM LOCATED IN SENE, S2, T8N, R2W.
POINT OF INJECTION IN SENE, S2, T8N, R2W.
POINT OF RE-DIVERSION IN SWSW S2, T8N, R2W.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	03/15/1904	IRRIGATION	03-15	11-15	1.430 CFS	
			IRRIGATION FROM STORAGE	03-15	11-15	1.430 CFS	50.00 AFA
			DIVERSION TO STORAGE	01-01	12-31	1.430 CFS	50.00 AFA
					TOTAL DIVERSION:	1.430 CFS	50.00 AFA

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S01 SENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	3													08	27	06		41.0
																TOTAL ACRES			41.0

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION

POU County: PAYETTE

Remarks: GEN STORAGE RESERVOIR IS LOCATED IN S 1/2, NE 1/4, S3, T8N, R2W.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	05/02/1890	IRRIGATION	03-15	11-15	2.600 CFS	
				TOTAL DIVERSION:		2.600 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S01 SENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	2			17					08	14	33				04			76.0
08N	02W	3				09					01		31	12	24	27	13	04	121.0
08N	02W	4				03									18			12	33.0
																TOTAL ACRES			230.0

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	05/02/1890	IRRIGATION	03-15	11-15	1.520 CFS	
					TOTAL DIVERSION:	1.520 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S02 SWSW PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
08N	02W	10		24 04			21	25 16		26									116.0
																		TOTAL ACRES	116.0

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POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83661 (208) 365-2512	05/02/1890	IRRIGATION	03-15	11-15	0.840 CFS	
				TOTAL DIVERSION:		0.840 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S09 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			NE					NW					SW					SE					
			NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		SUM
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	
08N	02W	5																											24	33			57.0
08N	02W	8		06		09																											15.0
																															TOTAL ACRES		72.0

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L BETTIS 10775 SUCKER CREEK RD PAYETTE ID 83611 (208) 365-2512	05/02/1890	IRRIGATION	03-15	11-15	0.360 CFS	
				TOTAL DIVERSION:		0.360 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: BENEFICIAL USE

Point(s) of Diversion: T08N R02W S08 NENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	5												07					7.0
08N	02W	7		16															16.0
08N	02W	8						14	31										45.0
																		TOTAL ACRES	68.0

POU County: PAYETTE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

WR5809NP
No. 65-03124A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/27/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	HARRY L. BETTIS STAR ROUTE PAYETTE ID 83661	05/01/1871	IRRIGATION	03/15	11/15	0.040 CFS	
				TOTAL DIVERSION:		0.040 CFS	

Water Source: BIG WILLOW CREEK Tributary to: Stage: DECREED

Point(s) of Diversion: T08N R02W S01 SENW PAYETTE County

Place of use Legal Description for: IRRIGATION

			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	SUM
08N	02W	2				02													2.0
																	TOTAL ACRES		2.0

Pou County: PAYETTE

Dates: App. Received: Priority Date: 05/01/1871
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

NO
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(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

		NE				NW				SW				SE				
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
WR-NUMBER	SOURCE	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	SUM
L6507136	T08N R02W S 2 DRY CREEK																	
				17				04	10	14	28				03			76
6503124A	BIG WILLOW				02													2
A6503124A	BIG WILLOW				02													2
6503125	BIG WILLOW			17					08	14	33				04			76
A6503125	BIG WILLOW			17					08	14	33				04			76
6507603	DRY CREEK			40	40				40	40	40				40			240
A6507603	DRY CREEK			40	40				40	40	40				40			240
L6507603	DRY CREEK			17				04	10	14	28				03			76
R6507603	DRY CREEK			40	40				40	40	40				40			240
6510533	BIG WILLOW			17					08	14	33				04			76
A6510533	BIG WILLOW			17					08	14	33				04			76
L6507136	T08N R02W S 3 DRY CREEK																	
					12		04			15		32	36	33	37	24	08	201
6503125	BIG WILLOW				09					01		31	12	24	27	13	04	121
A6503125	BIG WILLOW				09					01		31	12	24	27	13	04	121
6503248	DRY CREEK						04-04											4
A6503248	DRY CREEK						04-04											4
R6503248	DRY CREEK						04-04											4
6507603	DRY CREEK				40	40	40	40	40	40	40	40	40	40	40	40	40	520
A6507603	DRY CREEK				40	40	40	40	40	40	40	40	40	40	40	40	40	520
L6507603	DRY CREEK				12		04			15		32	36	33	37	24	08	201
R6507603	DRY CREEK				40	40	40	40	40	40	40	40	40	40	40	40	40	520
6509076	BIG WILLOW													08	27	06		41
A6509076	BIG WILLOW													08	27	06		41
6510533	BIG WILLOW				09					01		31	12	24	27	13	04	121
A6510533	BIG WILLOW				09					01		31	12	24	27	13	04	121
L6507136	T08N R02W S 4 DRY CREEK																	
				02	10					22	23	38		01	07	02	15	120
6502500	BIG WILLOW									16	10	40	40		07	20	16	149
A6502500	BIG WILLOW									16	10	40	40		07	20	16	149
6502501	BIG WILLOW									16	10	40	40		07	20	16	149
A6502501	BIG WILLOW									16	10	40	40		07	20	16	149
6503125	BIG WILLOW				03									18			12	33
A6503125	BIG WILLOW				03									18			12	33
6503247	DRY CREEK				14								40	06	16	19		95
A6503247	DRY CREEK				14								40	06	16	19		95
6507603	DRY CREEK				40					40	40	40	40	40	40	40	40	360
A6507603	DRY CREEK				40					40	40	40	40	40	40	40	40	360
L6507603	DRY CREEK			02	24					22	23	38	38	07	23	21	15	213
R6507603	DRY CREEK				40					40	40	40	40	40	40	40	40	360
6510533	BIG WILLOW				03									18			12	33

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

		NE				NW				SW				SE				
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
WR-NUMBER	SOURCE	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	SUM
A6510533	BIG WILLOW				03									18			12	33
L6507136	T08N R02W S 5 DRY CREEK											18 21				03	03	45
6502204	DRY CREEK															24	33	57
A6502204	DRY CREEK															24	33	57
6502500	BIG WILLOW															24	33	57
A6502500	BIG WILLOW															24	33	57
6502501	BIG WILLOW											07				24	33	64
A6502501	BIG WILLOW											07				24	33	64
6503127	BIG WILLOW											07						7
A6503127	BIG WILLOW											07						7
6503128	BIG WILLOW															24	33	57
A6503128	BIG WILLOW															24	33	57
6507603	DRY CREEK											40		40	40	40	40	200
A6507603	DRY CREEK											40		40	40	40	40	200
L6507603	DRY CREEK											18 21				27	36	102
R6507603	DRY CREEK											40		40	40	40	40	200
6510535	BIG WILLOW															24	33	57
A6510535	BIG WILLOW															24	33	57
6510536	BIG WILLOW											07						7
A6510536	BIG WILLOW											07						7
R6510536	BIG WILLOW											07						7
L6507136	T08N R02W S 7 DRY CREEK	19	19	05														43
6502501	BIG WILLOW	16																16
A6502501	BIG WILLOW	16																16
6503127	BIG WILLOW	16																16
A6503127	BIG WILLOW	16																16
6507602	WASTE WATE	40	40	40	40					40	40	40	40					320
A6507602	WASTE WATE	40	40	40	40					40	40	40	40					320
6507603	DRY CREEK	40	40	40	40					40	40	40	40		40			360
A6507603	DRY CREEK	40	40	40	40					40	40	40	40		40			360
L6507603	DRY CREEK	19	19	05														43
R6507603	DRY CREEK	40	40	40	40					40	40	40	40		40			360
6510536	BIG WILLOW	16																16
A6510536	BIG WILLOW	16																16
R6510536	BIG WILLOW	16																16
L6507136	T08N R02W S 8 DRY CREEK		01			11	31											43
6502204	DRY CREEK	06	09															15

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

		NE				NW				SW				SE				
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
WR-NUMBER	SOURCE	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	SUM
A6502204	DRY CREEK	06	09															15
6502500	BIG WILLOW	06	09															15
A6502500	BIG WILLOW	06	09															15
6502501	BIG WILLOW	06	09			14	31											60
A6502501	BIG WILLOW	06	09			14	31											60
6503127	BIG WILLOW					14	31											45
A6503127	BIG WILLOW					14	31											45
6503128	BIG WILLOW	06	09															15
A6503128	BIG WILLOW	06	09															15
6507602	WASTE WATE					40	40	40	40									160
A6507602	WASTE WATE					40	40	40	40									160
6507603	DRY CREEK	40	40			40	40	40	40									240
A6507603	DRY CREEK	40	40			40	40	40	40									240
L6507603	DRY CREEK	04	10			11	31											56
R6507603	DRY CREEK	40	40			40	40	40	40									240
6510535	BIG WILLOW	06	09															15
A6510535	BIG WILLOW	06	09															15
6510536	BIG WILLOW					14	31											45
A6510536	BIG WILLOW					14	31											45
R6510536	BIG WILLOW					14	31											45
L6507136	T08N R02W S 9	DRY CREEK																
		03				04	01											8
6502500	BIG WILLOW	03				02	03											8
A6502500	BIG WILLOW	03				02	03											8
6502501	BIG WILLOW	03				02	03											8
A6502501	BIG WILLOW	03				02	03											8
6507603	DRY CREEK	40				40	40											120
A6507603	DRY CREEK	40				40	40											120
L6507603	DRY CREEK	03				04	01											8
R6507603	DRY CREEK	40				40	40											120
L6507136	T08N R02W S10	DRY CREEK																
			24	02		25	30	19	24									124
6502601	SUCKER CRE			04		21	25	16	26									92
A6502601	SUCKER CRE			04		21	25	16	26									92
6503126	BIG WILLOW		24	04		21	25	16	26									116
A6503126	BIG WILLOW		24	04		21	25	16	26									116
6507603	DRY CREEK		40			40	40	40	40									200
A6507603	DRY CREEK		40			40	40	40	40									200
L6507603	DRY CREEK		24	02		25	30	19	24									124
R6507603	DRY CREEK		40			40	40	40	40									200
6507789	BIG WILLOW		24			21	25	20	26									116
A6507789	BIG WILLOW		24			21	25	20	26									116
6510534	BIG WILLOW		24	04		21	25	16	26									116

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

		NE								NW								SW								SE				
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE	
WR-NUMBER	SOURCE	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	SUM
A6510534	BIG WILLOW				24		04				21		25		16		26															116

OVERLAP ANALYSIS OF EXAM OF PERMIT NO. 65-07136

Place of Use	Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Exam Acres	8N	2W	2			17				4	10	14	28				3			76
			3				12		4			15		32	36	33	37	24	8	201
			4			2	10					22	23	38		1	7	2	15	120
			5											18	21			3	3	45
			7	19	19	5														43
			8		1			11	31											43
			9	3				4	1											8
			10		24	2		25	30	19	24									124

Total Acres 660

(Rounded acres)

(+1 ac)

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Form 219
6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
SEP - 8 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-07136

1. Owner: HARRY L BETTIS Phone No. (208) 365-2512

Current Address: 10775 SUCKER CREEK RD. PAYETTE, ID 83661

2. Accompanied by: HARRY BETTIS EXAM DATE : 7/26/1986

Address: SAME AS ABOVE Phone No. SAME AS ABOVE

Relationship to Permit Holder: OWNER

3. Source: DRY CREEK tributary to BIG WILLOW CREEK

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-02601, 65-02500, 65-02501, 65-02601, 65-03125, 65-03126, 65-03127, 65-03128, 65-03247, 65-03248, 65-07603, 65-07789, 65-09076, 65-10533, 65-10534, 65-10535, AND 65-10536

2. Other water rights with the same point of diversion: 65-07603

C. DIVERSION AND DELIVERY SYSTEM

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

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
P/D			NE	SE	27	09N	02W	PAYETTE	USGS TOPO GRAPHICAL MAP AND CFSA AERIAL PHOTOS

2 Place(s) of Use

Indicate Method of Determination SAME AS POINT OF DIVERSION AND GIS USING 1 AERIAL PHOTOGRAPHY (PREPARED BY SUE BOCK)

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8N	2W	2			17				3.8	10	14	28				2.9			75.7
8N	2W	3				12	4.4 LT 3				15.3		32	36	33	37	23.3	8	201
8N	2W	4			1.6	10					22	23	38		1.1	7	2	15	119.7
8N	2W	5											18	21			3	3	45
8N	2W	7	19	19	4.6														42.6
8N	2W	8		.7			11 21												42.7
8N	2W	9	3				3.7	1.3											8
8N	2W	10		24	2.3		25.4	29.6	19	24									124.3
9N	2W	34																	

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TOTAL ACRES = ~~663~~ 617 + 42 = 659

PLEASE NOTE: This permit is for 280 acres within the above-described permissible place of use of 663 acres.

3. **Delivery System Diagram**: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

YES Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

YES Aerial Photo Attached (required for irrigation of 10+ acres).

YES Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A	N/A	N/A	N/A	N/A	N/A

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A	N/A	N/A	N/A	N/A	N/A	N/A

2. Measurements: Mannings equation used to estimate total spring flood waters which are diverted by the diversion works. Measurement made by Richard J Gemperle – Field Agent. Please see attached calculation sheet.

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E. NARRATIVE/REMARKS/COMMENTS

Permits 65-07136 and 65-07603 were field examined in 1986 by Richard J. Gemperle on 7/26/1986 and Daniel A. Nelson; Senior Agent completed the report, in August of 2000.

Richard J Gemperle's Narrative:

Natural stream flow and floodwaters are diverted from Dry Creek by use of a large diversion canal. See the Mannings Equation supplemental sheet for canal specifications. Dry Creek is then used at a lower point to carry water to its use for irrigation. Other diversion ditches carry water both East and West along to Big Willow Creek Valley.

Daniel A. Nelson's Narrative:

The water for these permits is diverted from Dry Creek in the NESE ¼ ¼ of S27 T9N R2W. The water is delivered through a canal that has a capacity of 58.5 cfs to a reservoir approximately 2000 ft from the point of diversion in the S ½ of S27. Dam safety records show the capacity of the reservoir of 1060-acre feet of storage. The water in the reservoir is released into the Dry Creek channel to deliver the water to the fields and ditches shown on the GIS map prepared by Sue Bock. The map prepared by Sue Bock was created by using the 1987 NAPP aerial photography, Snake River Basin Adjudication (SRBA) decrees, and the CSFA maps created by Richard J Gemperle. I can not find any other lands that could be irrigated by this reservoir.

OVERLAP REVIEW:

Please see attached overlap review sheets for each section. The only overlap with this storage component is 65-07603. These two storage rights do not affect the remaining overlapping rights. However, there are 213 acres that are irrigated from Dry Creek that should not be covered by the irrigation component. There should be a recommendation made that prevents the use of water in excess of the maximum standards for diversion rates and volume.

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RECOMMENDATIONS:

The reservoir, canal capacity, and place of use exceed the amounts requested in this permit. Therefore, I recommend that this permit be licensed as follows:

1.) **IRRIGATION:** This permit should be licensed for 280 acre within the permissible place of use of 663 acres at a diversion rate of 5.6 cfs for irrigation and an annual irrigation volume of 980 AFA. When combined with water rights 65-02204, 65-03247, and 65-03248 the total amount of natural flow water that can be diverted from Dry Creek should not exceed 10.1 cfs and should not irrigate more than 493. The irrigation from natural flow should not be used on the lands described under water rights 65-02204, 65-03247, and 65-03248, which are already covered by Dry Creek water. The point of diversion and delivery system is the same as the reservoir's and should not be taken out of the creek from a different location without a transfer being filed.

2.) **DIVERSION TO STORAGE:** Diversion to storage was not listed on the original permit. However, this is an off stream reservoir and needs to have the diversion to storage component. The diversion to storage component should be limited to irrigation rate of 5.60 cfs. and limited to a season of use of 11/1 to 3/15. During the remainder of the year the irrigation component will be using the diverting works for the natural flow portion of this permit. When combined with 65-07603 the total diversion rate to storage should be limited to 15.60 cfs.

3.) **IRRIGATION STORAGE:** The total capacity of the reservoir is 1060-acre feet. However, this permit limits the storage to 400 afa. Therefore, this permit should be licensed at the 400-afa amount. When combined with 65-07603 the total capacity of the reservoir is limited to 1060 AF.

4.) **IRRIGATION FROM STORAGE: The** irrigation from storage should be limited to the same 280 acres described in the irrigation portion of this permit. An annual volume of 400 afa with a maximum diversion rate of 5.60 cfs are the limitations of this storage component. The season of use will be 3/15 to 11/15. When combined with water right 65-07603 the diversion rate from storage should not exceed 15.6 cfs.

Have conditions of permit approval been met? X yes ___ no

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F. FLOW CALCULATIONS YES Additional Computation Sheets Attached

Measured Method:

The Mannings calculation shows that the maximum capacity of the canal is 58.5 cfs. This permit limits the diversion to 5.6 cfs and this is what is recommended for this permit. When combined with 65-067603 to total diversion rate should be limited to 15.60 cfs.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

V_{IR} = (Acres Irrigated) x (Irrigation Requirement) = (280) X (3.5) = 980 afa

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = (5.6) X (260) X (1.9835) = 2888 afa

V = Smaller of V_{IR} and V_{DR} = 980 afa

B

2. Volume Calculations for Other Uses:

See Dam Safety sheet for dam's volume of 1060 AF. This permit is limited to 400 afa of storage and that is what is recommended for this permit. When combined with 65-07603 the total diversion rate should be limited to 1060.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	03/15	11/15	5.60 CFS	980 AFA
DIVERSION TO STORAGE	11/01	03/15	5.60 CFS	
IRRIGATION STORAGE	11/01	03/15		400 AFA
IRRIGATION FROM STORAGE	03/15	11/15	~~5.60 CFS~~ DAM FIX	400 AFA
			Totals: 5.60 CFS	980 AFA

2. Recommended Amendments

_ Change P.D. as reflected above _ Add P.D. as reflected above _ None

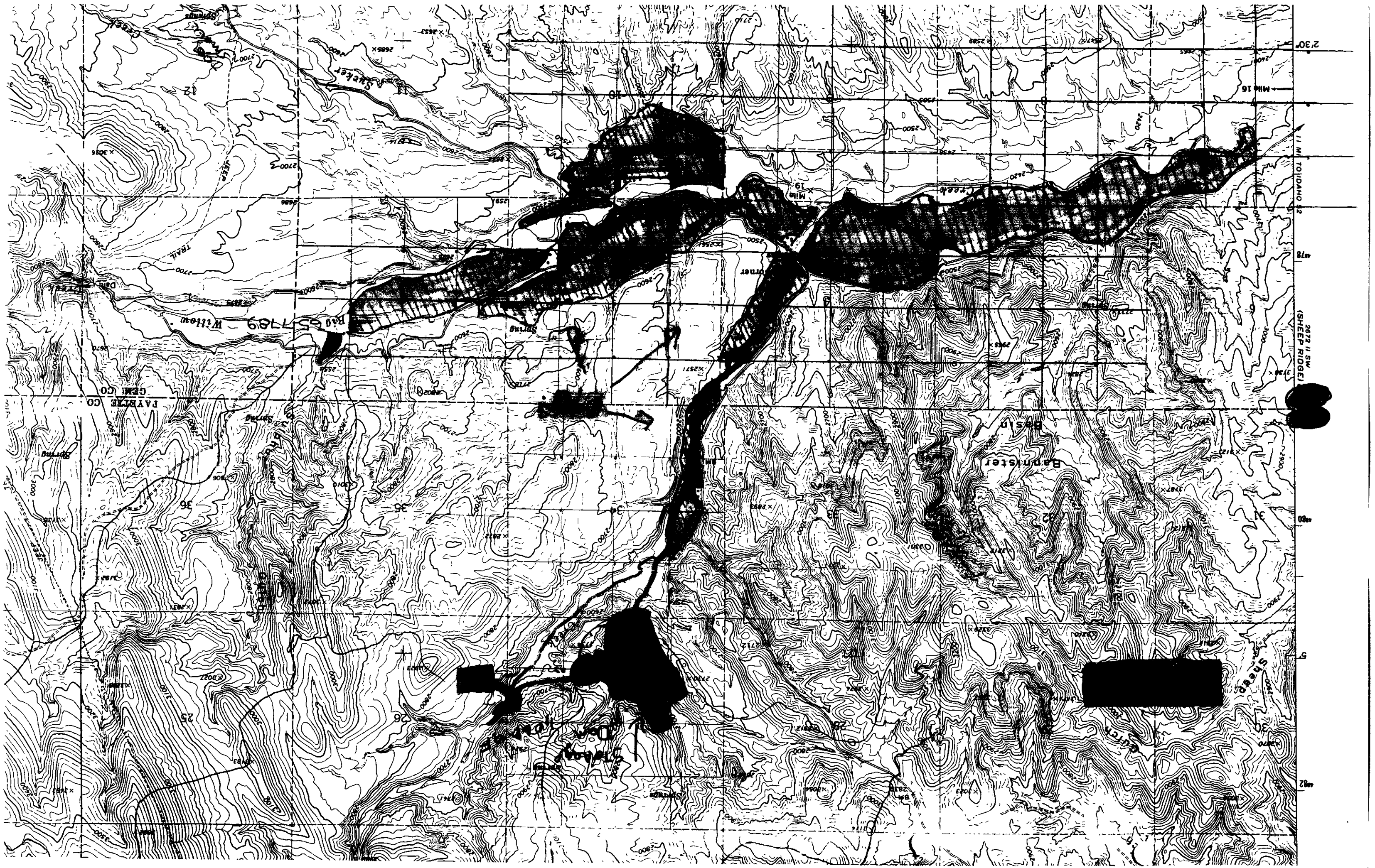
_ Change P.U. as reflected above _ Add P.U. as reflected above _ Other

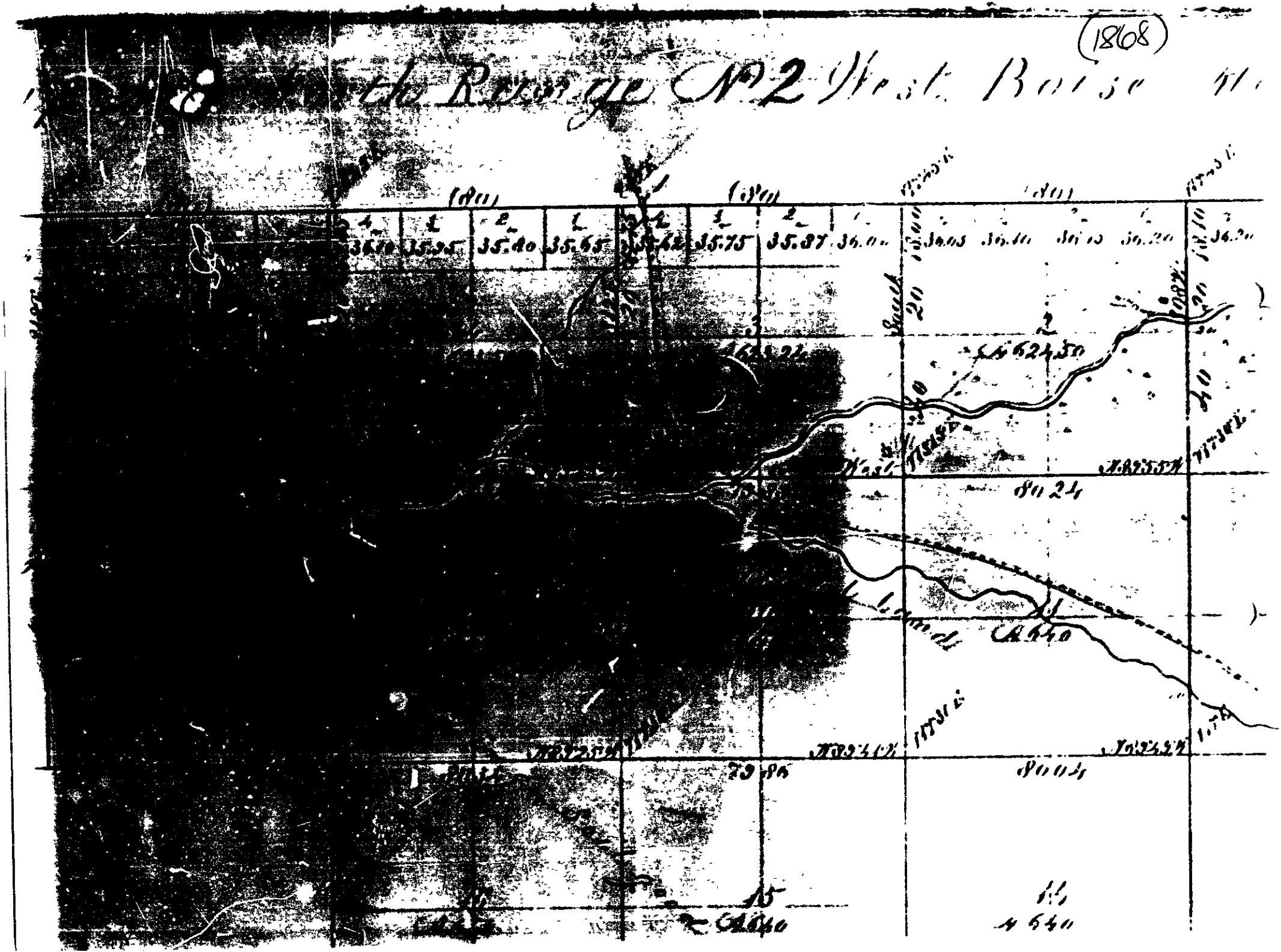
I. AUTHENTICATION DANIEL A. NELSON – SENIOR AGENT

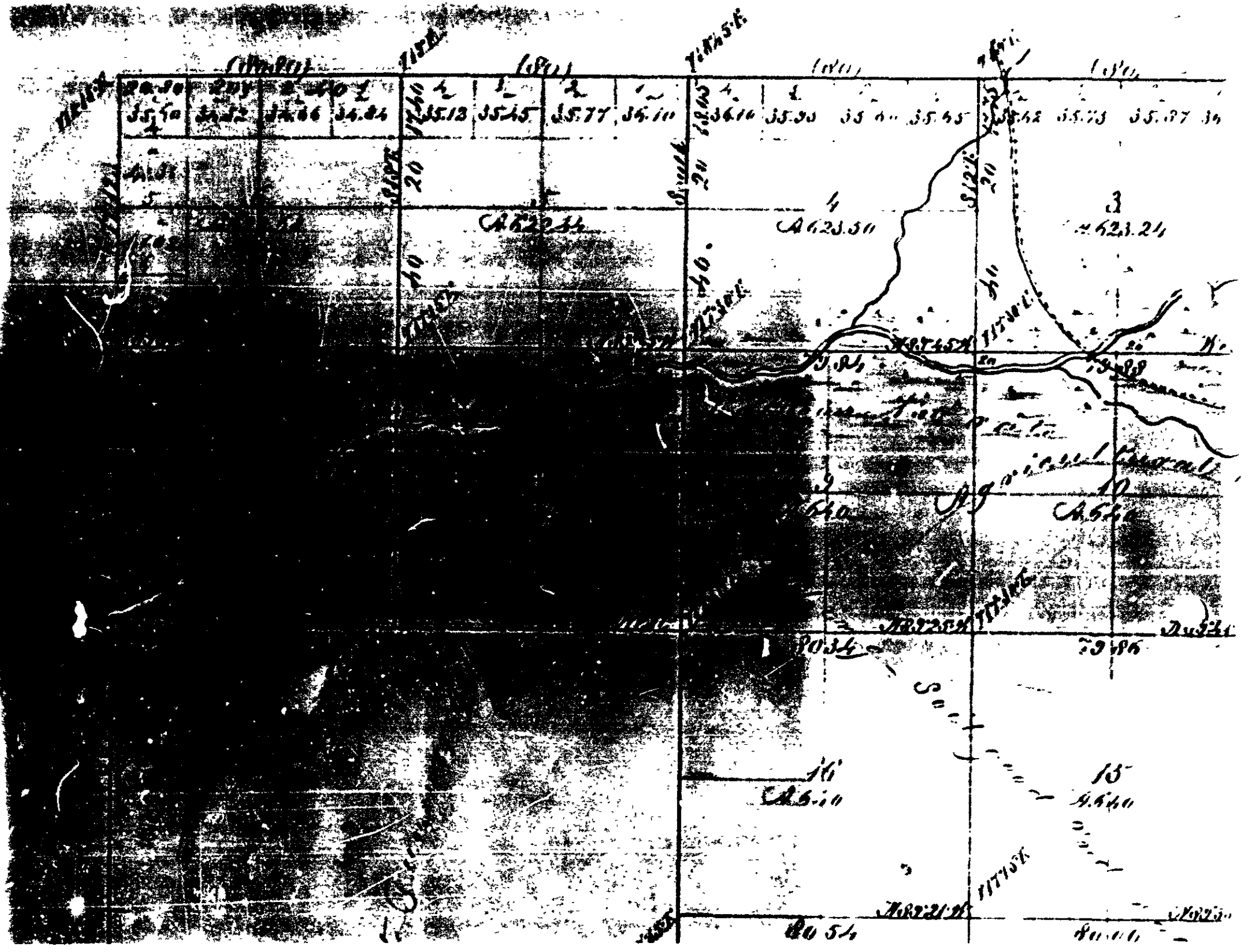
Field Examiner's Name Daniel A. Nelson Date 9-7-00

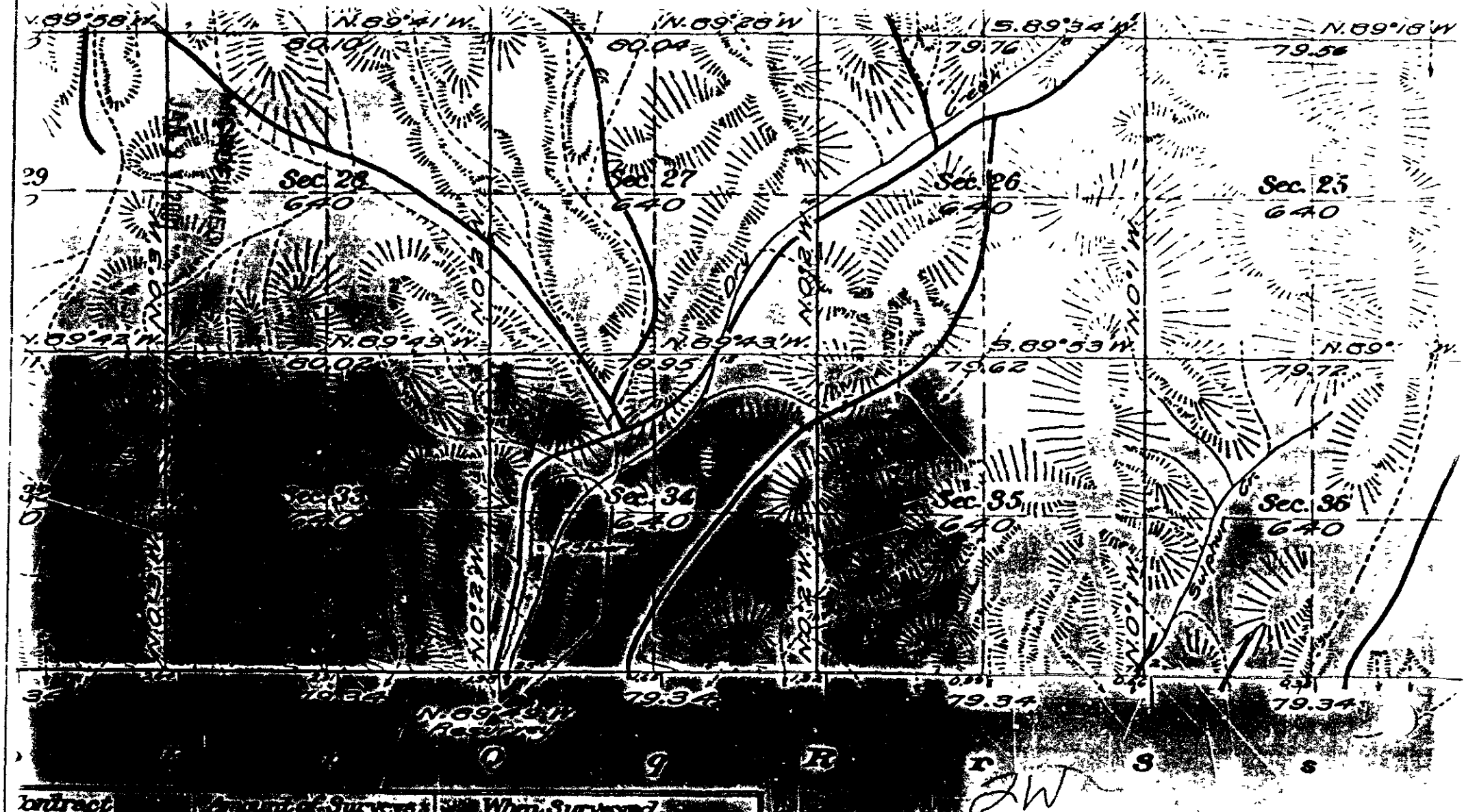
Reviewer _____ Date _____ SEAL

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Sheeler
Trail
Spring
Basin
Bannister
Sheep
Creek
Dam
Reservoir
Ditch
Pasture
Fence
Corral
Well
Windmill
Mine
Pit
Quarry
Cemetery
Church
School
Tank
Canal
Levee
Dike
Gate
Cattle Guard
Bridge
Ford
Pipeline
Power Line
Telephone Line
Fence
Road
Trail
Railroad
Stream
Lake
Pond
Swamp
Marsh
Woods
Orchard
Vineyard
Contour
Index Contour
Supplementary Contour
Depression Contour
Boundary
State
County
Township
Range
Section
Quadrangle
Benchmark
Spot Elevation
Triangulation Station
Mountain Peak
Hill
Ridge
Valley
Saddle
Cliff
Escarpment
Rock
Sand
Gravel
Lava
Glacier
Snow
Ice
Intermittent
Perennial
Abandoned
Under Construction
Proposed
Destroyed
Underground
Overhead
Aerial
Ground
Survey
Monument
Marker
Post
Sign
Gate
Cattle Guard
Bridge
Ford
Pipeline
Power Line
Telephone Line
Fence
Road
Trail
Railroad
Stream
Lake
Pond
Swamp
Marsh
Woods
Orchard
Vineyard
Contour
Index Contour
Supplementary Contour
Depression Contour
Boundary
State
County
Township
Range
Section
Quadrangle
Benchmark
Spot Elevation
Triangulation Station
Mountain Peak
Hill
Ridge
Valley
Saddle
Cliff
Escarpment
Rock
Sand
Gravel
Lava
Glacier
Snow
Ice
Intermittent
Perennial
Abandoned
Under Construction
Proposed
Destroyed
Underground
Overhead
Aerial
Ground
Survey
Monument
Marker
Post
Sign


(1868)
West Boise
35.40
35.65
35.75
35.87
20
40
Creek
Creek





Contract	Amount of Survey		When Surveyed	
Date	Miles	Chs.	Begun	Completed
June 10, 1907	11	68 98	June 9, 1909	June 12, 1909
[illegible]	1	76 65	" 17, "	" 17, "
[illegible]	59	25 32	" 14, "	July 2, "
[illegible]	30	20	" 16, "	" 2, "
June 13, 1906	5	73 43	April 7, 1908	April 8, 1908
June 14, 1906		75 73	Nov. 11, 1907	Nov. 11, 1907
March 31, 1868	5	00 00	April 24, 1860	April 24, 1862

The above map of Township No. 9 North, I
Meridian Idaho is strictly conforma
in this office, which have been examined and a
U.S. Surveyor General's Office,
Boise, Idaho. February 20, 1911.

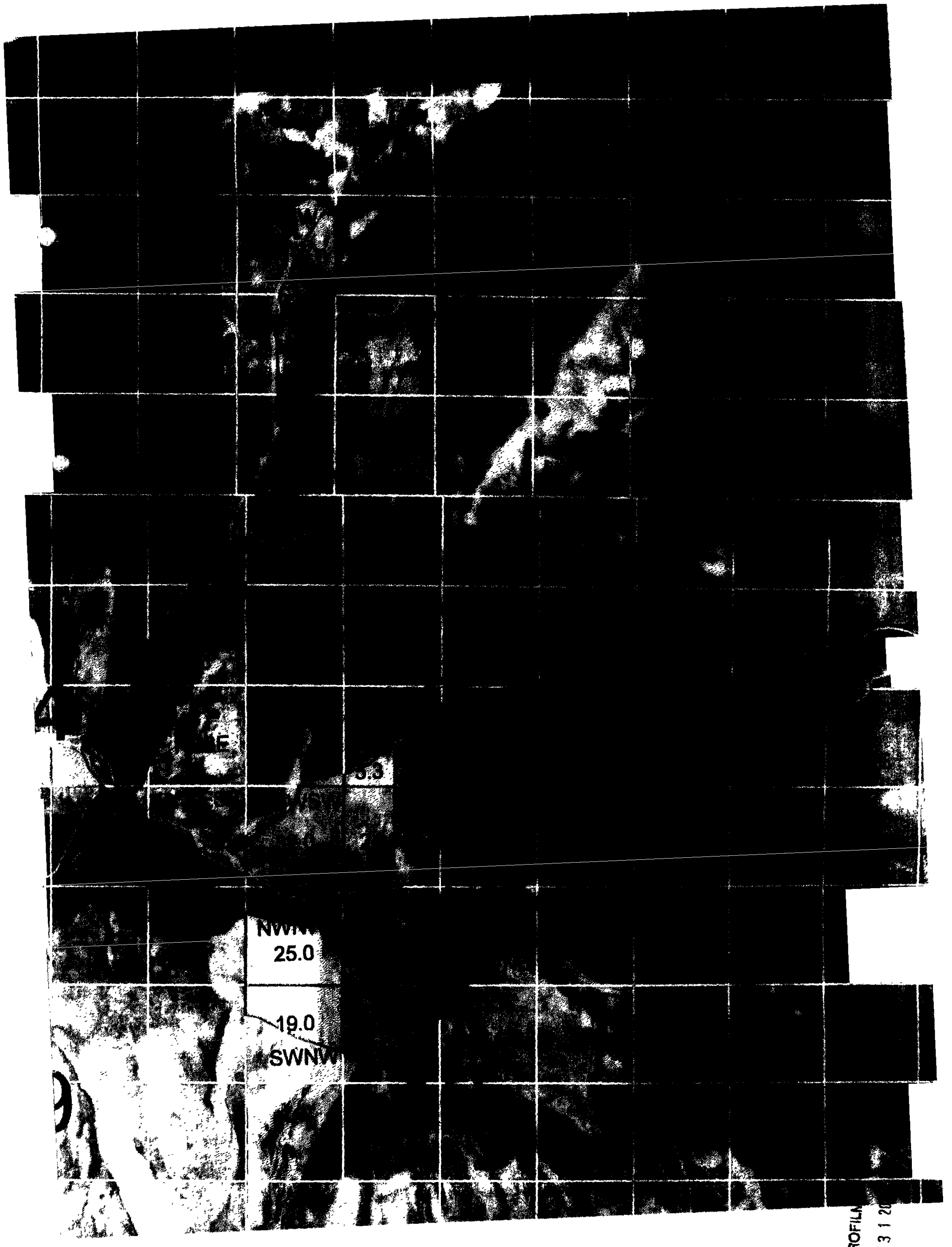


See Previous GIS map

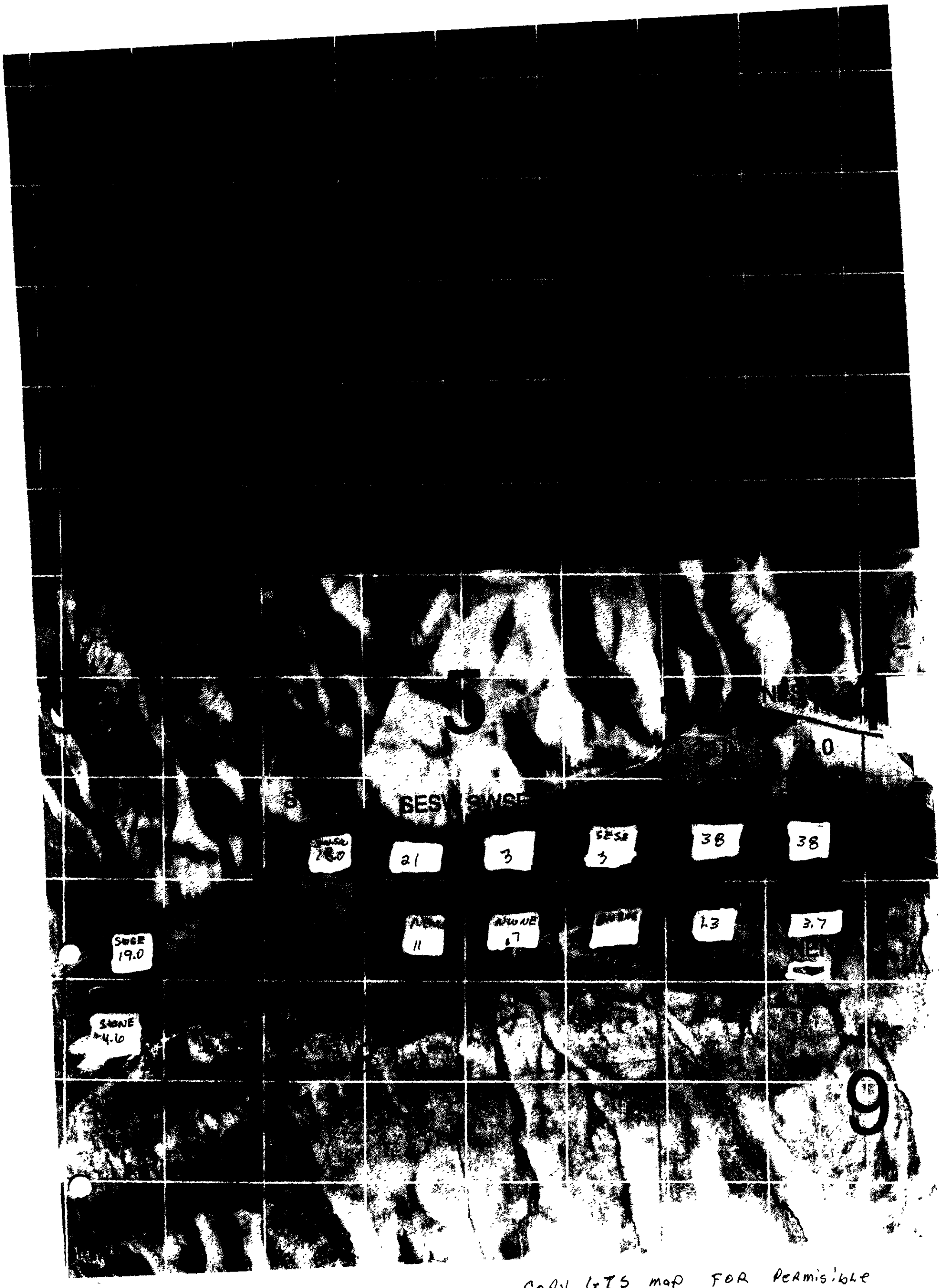
Draft Created by Sue Bock 8/18/00

65-07136

N



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This PERMIT IS FOR 280 acres in a 663 acre Permissible Place of use.

COPY GIS map FOR Permissible Place of use FOR 65-07136 See 65-07603 FOR ORIginal

map made By Sue Bock. DAN 8-23-00

65-07136

TOWNSHIP 8N RANGE 2W SECTION 2

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED			17				3.8	10	14	28				2.9			75.7
65-03125*			17					8	14	33				4			76
65-10533*			17					8	14	33				4			76
ALLOWABLE ACRES FOR PERMIT			17				3.8	10	14	33 ↑ not				2.9			75.7

examiner allowed 28

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

TOWNSHIP 8N RANGE 2W SECTION 3

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED				12	4.4	×			15.3		32	36	33	37	23.3	8	201
65-03125*				9					1		31	12	24	27	13	4	121
65-09076*													8	27	6		41
65-10533*				9					1		31	12	24	27	13	4	121
ALLOWABLE ACRES FOR PERMIT				12	4.4	×			15.3		32	36	33	37	23.3	8	201

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

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TOWNSHIP 8N RANGE 2W SECTION 4

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED			1.6	24					22	23	38	38	7.1	23	21	15	201
65-02500 *									16	10	40	40		07	20	16	149
65-02501*									16	10	40	40		07	20	16	149
65-03125*				3									18		12		33
65-10533*				3									18		12		33
ALLOWABLE ACRES FOR PERMIT			1.6	10					22	23	38		1.1	7	2	15	119.7

*** COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

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JAN 3 1 2001

TOWNSHIP 8N RANGE 2W SECTION 5

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED											18	21			27	36	102
[redacted]																	
65-02500 *															24	33	57
65-02501*												7			24	33	64
65-03127*												7					7
65-03128*															24	33	57
65-10535*															24	33	57
65-10536*												7					7
ALLOWABLE ACRES FOR PERMIT											18	21			3	3	45

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

[redacted]

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MAY 3 1 2001

TOWNSHIP 8N RANGE 2W SECTION 7

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED	19	19	4.6														42.6
65-02501*	16																16
65-03127*	16																16
65-10536*	16																16
ALLOWABLE ACRES FOR PERMIT	19	19	4.6														42.6

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

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MAY 2 1 2001

TOWNSHIP 8N **RANGE** 2W **SECTION** 8

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED	3.6	9.7			11	31											55.3
65-02500 *	6	9															15
65-02501*	6	9			14	31											60
65-03127*					14	31											45
65-03128*	6	9															15
65-10535*	6	9															15
65-10536*					14	31											45
ALLOWABLE ACRES FOR PERMIT		.7			11 OAW	31 OAW											42.7

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

[redacted]

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TOWNSHIP 8N RANGE 2W SECTION 9

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED	3				3.7	1.3											8
65-02500 *	3				2	3											8
65-02501*	3				2	3											8
ALLOWABLE ACRES FOR PERMIT	3				3.7	1.3											8

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

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JAN 3 1 2001

TOWNSHIP 8N **RANGE** 2W **SECTION** 10

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED		**24**	**2.3**		**25.4**	**29.6**	**19**	**24**									**124.3**
65-02601*			4		21	25	16	26									92
65-03126*		**24**	**4**		**21**	**25**	**16**	**26**									**116**
65-07789*		24			21	25	16	26									112
65-10534*		24	4		21	25	16	26									116
65-03128*	6	9															**15**
65-10535*	6	9															15
65-10536*					14	31											45
ALLOWABLE ACRES FOR PERMIT		**24**	**2.3**		**25.4**	**29.6**	**19**	**24**									**124.3**

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

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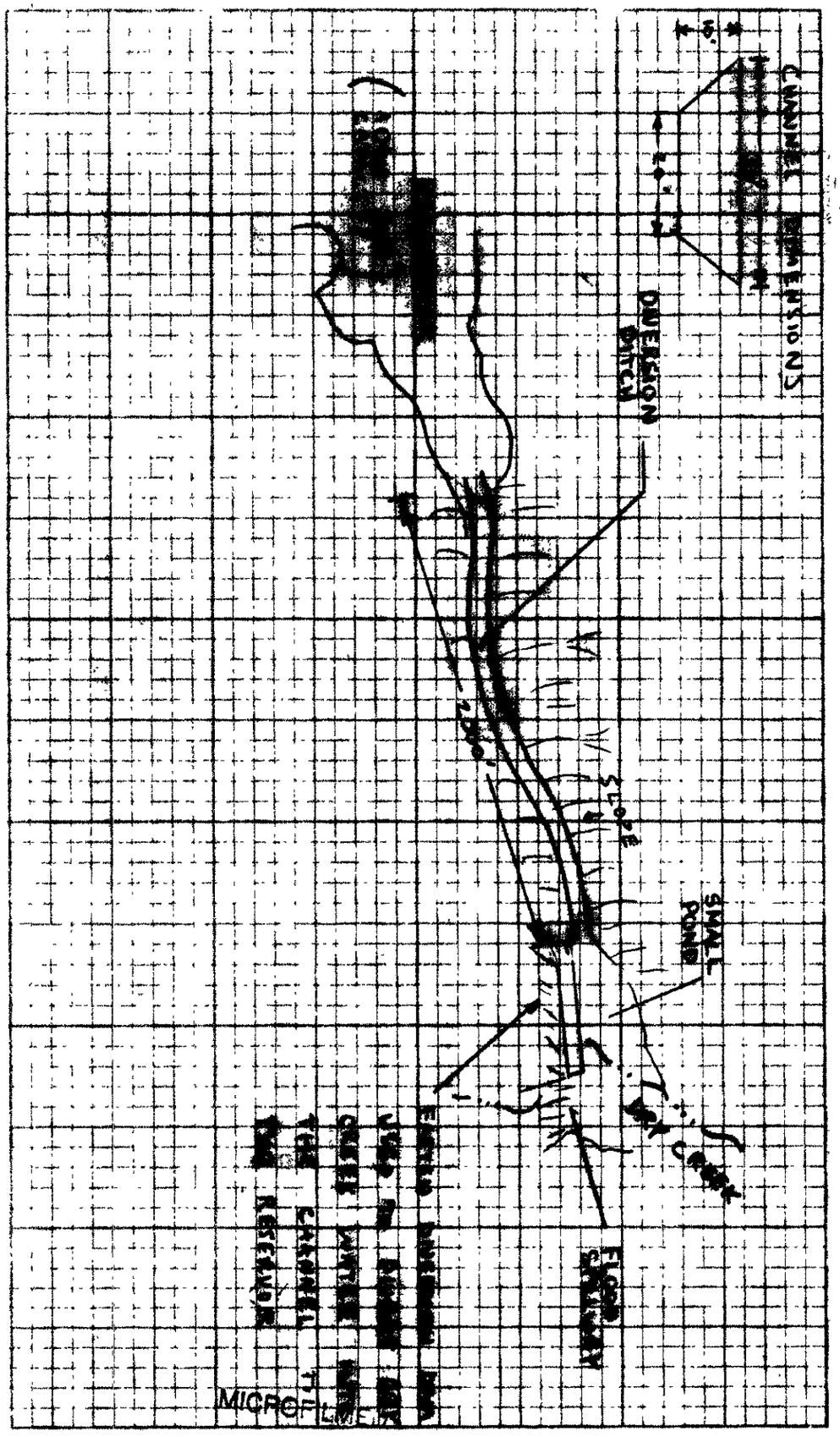
TOWNSHIP 9N RANGE 2W SECTION 34

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ACRES IRRIGATED							12			14	9.5						35.5
[redacted]																	
ALLOWABLE ACRES FOR PERMIT																	

* **COVERS THE ACRES BUT IS FROM A SEPARATE SOURCE.**

[redacted]

Please Note: This permit is for irrigation and storage Dry Creek. There is a total of 857.1 acres of land that can be irrigated by the reservoir. This permit (65-07136) is for 400 afa of storage for 280 acres or 1.4 afa / acre. The other permit for this reservoir 65-07603 is for 660 afa of storage and can cover the remaining acres being irrigated of 577.1 acres or 1.14 afa per acre. The overlapping rights cover the same lands, but are from different sources except for the lands highlighted in yellow. This permit can not cover these acres, because there is a natural flow irrigation component for this permit. Therefore, none of the lands being irrigated by Dry Creek water can be covered under this permit. This allows a permissible place of use for this permit of 663 acres of the 857.1 acres that could be irrigated by the reservoir. However, 65-07603 does not have a natural flow component so it can cover the acres with storage water that are not covered under this permit. This will allow all of the lands that can be irrigated by the reservoir to be covered with storage water when these two rights are combined.



JAN 3 1 2001

Estimation of channel flow using Mannings Equation:

FORMULA $V = \frac{1.49}{n} R^{2/3} S^{1/2}$

$Q = VA$

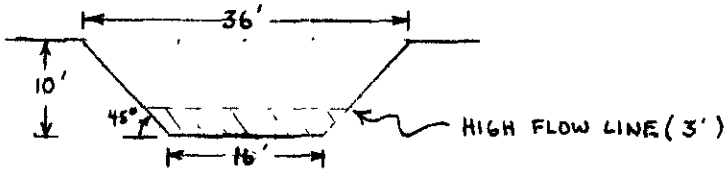
WHERE V = VELOCITY

n = MANNINGS n

$R = \frac{A}{P}$ (CROSS SECTIONAL AREA) / (WETTED PERIMETER)

S = SLOPE

CHANNEL DIMENSIONS:



EARTHEN LINED DITCH WITH IRREGULAR SIDES AND SLUFFING OCCURRING IN AREAS. GRASS AND DENSE WILLOW GROWTH WITHIN TO CHANNEL MANNINGS $n = .080$

CALCULATIONS:

$$S = \frac{2 \text{ FT}}{2000 \text{ FT}} = .001$$

$$A = (16 \times 3) + (3 \times 3) = 57 \text{ FT}^2$$

$$P = 16 + \left(\sqrt{(3)^2 + (3)^2}\right) 2 = 24.5 \text{ FT}$$

$$R = \frac{57 \text{ FT}^2}{24.5 \text{ FT}} = 2.3 \text{ FT}$$

$$V = \frac{1.49}{n} R^{2/3} S^{1/2} = \frac{1.49}{.080} (2.3)^{2/3} (.001)^{1/2} = 1.03 \text{ FT/SEC}$$

$$Q = VA = (1.03 \text{ FT/SEC})(57 \text{ FT}^2) = \boxed{58.5 \text{ FT}^3/\text{SEC}}$$

MICROFILMED
JAN 31 2001

FORM NO. 1

Identification No. D65-7136A

Name of Dam BETTIS-[illegible]

County PAYETTE

River or Stream DRY CREEK (05)[illegible]

Purpose I _____ (Specify if other)

Location Sec 27 Twnshp 09N Range 02W SE¼SW¼ - MAP V56 - H06 CO[illegible]

FORM NO. 2

Name of Owner HARRY BETTIS

Owner's Phone No. 365-2512 _____ (Alternate phone)

Address Line 1

FORM NO. 3

Address Line 2 STAR ROUTE

Address Line 3 City PAYETTE State ID Zip Code 83661

FORM NO. 4

Type of Dam EARTH _____ (Other dam types)

Storage Capacity (ac-ft) 1,060

Height of Dam (ft) 64.0

Drain. Area (sq. mi.) 2.7

Res. Surface Area (ac) .58

Year Completed 1976 RAISED IN 1977 (Date enlarged, reconstructed, etc.)

Crest Elev. (M.S.L.) 2,625

Crest Length (ft) 390 _____ (Dike lengths)

Spillway Type CHNAFD RKCHAN AT DAM ON DRY CK. (Auxiliary spillways)

Spillway Depth (ft) 5.4 _____ (Aux. spillway depths)

Spillway Capacity (cfs) 876 W/3.3 FT FREEBOARD

Hazard Classification I

Region 2

MICROFILM

FORM NO. 5

Last Inspection Month 10 Year 84

Next Inspection Month ___ Year ___

PHOTOGRAPHER AND DATE OF PHOTOS Richard J. Gonzalez 7-30-00

FILE NO. 65-07136 & 65-07603

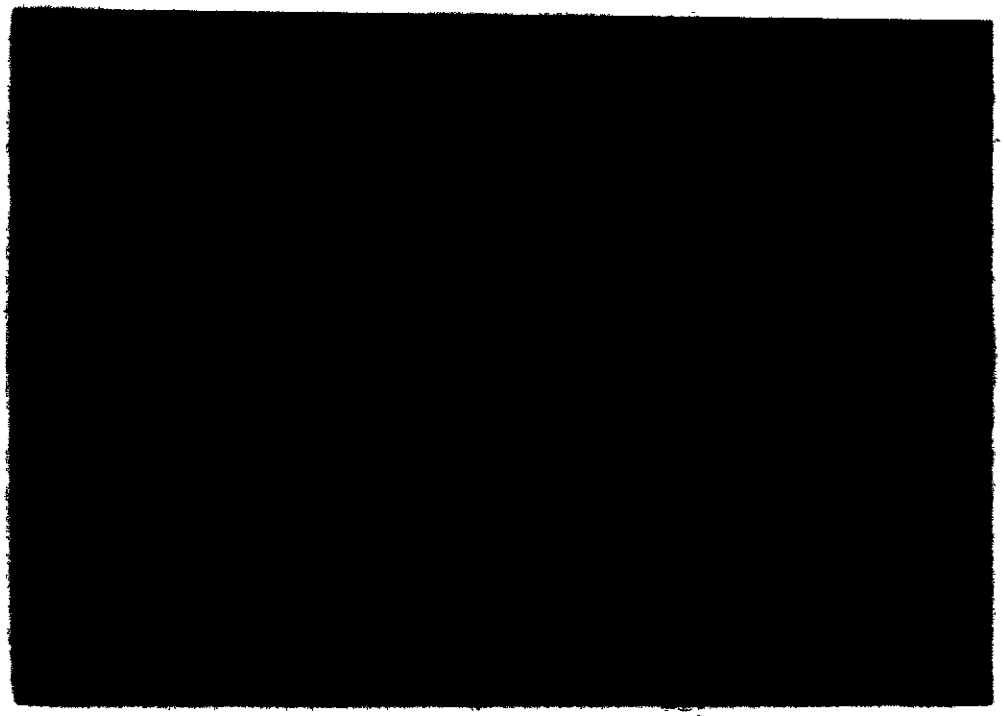
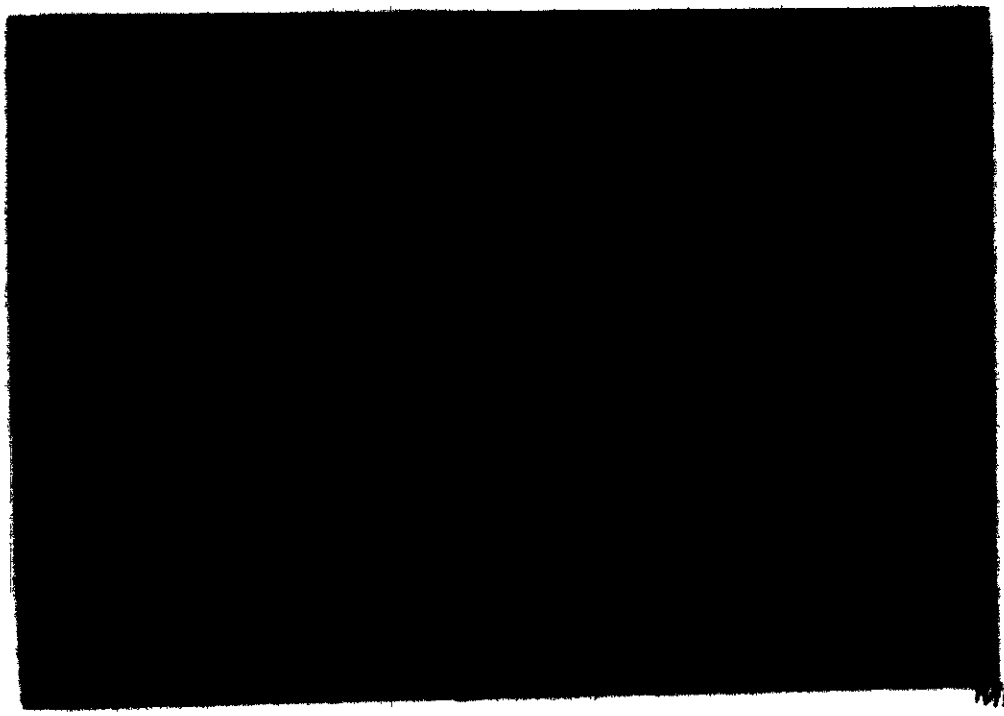


PHOTO SHOWS DIVERSION DITCH WHICH TAKES WATER FROM DRY CREEK TO STORAGE RESERVOIR.

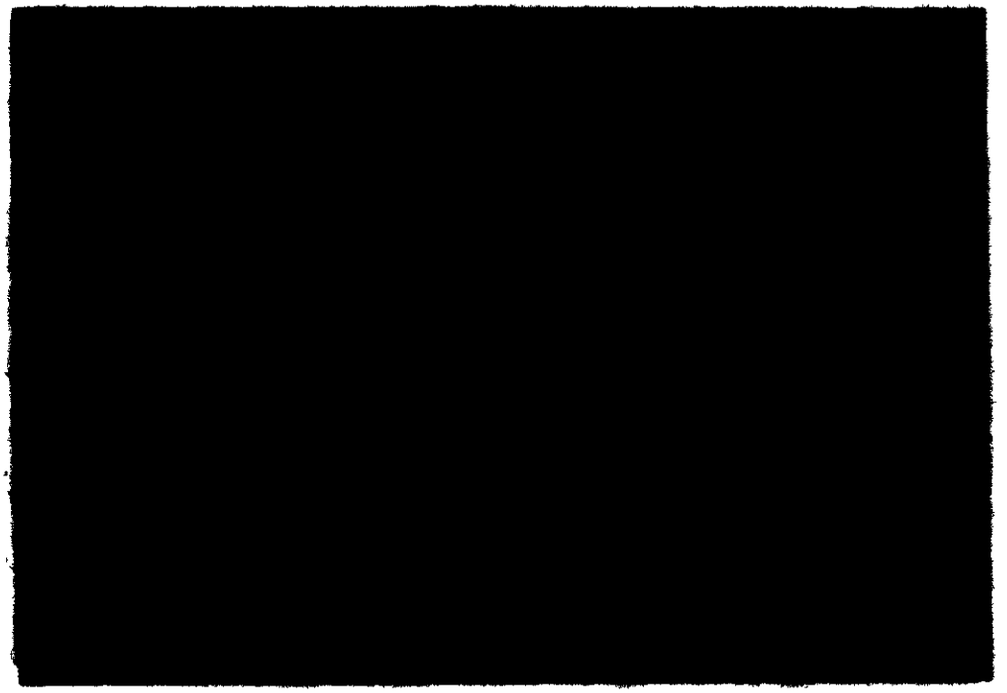


DIVERSION DITCH ENTERS RESERVOIR IN CENTER OF PHOTO. POINT OF DIVERSION IS TO THE RIGHT (EAST) IN THIS PHOTO

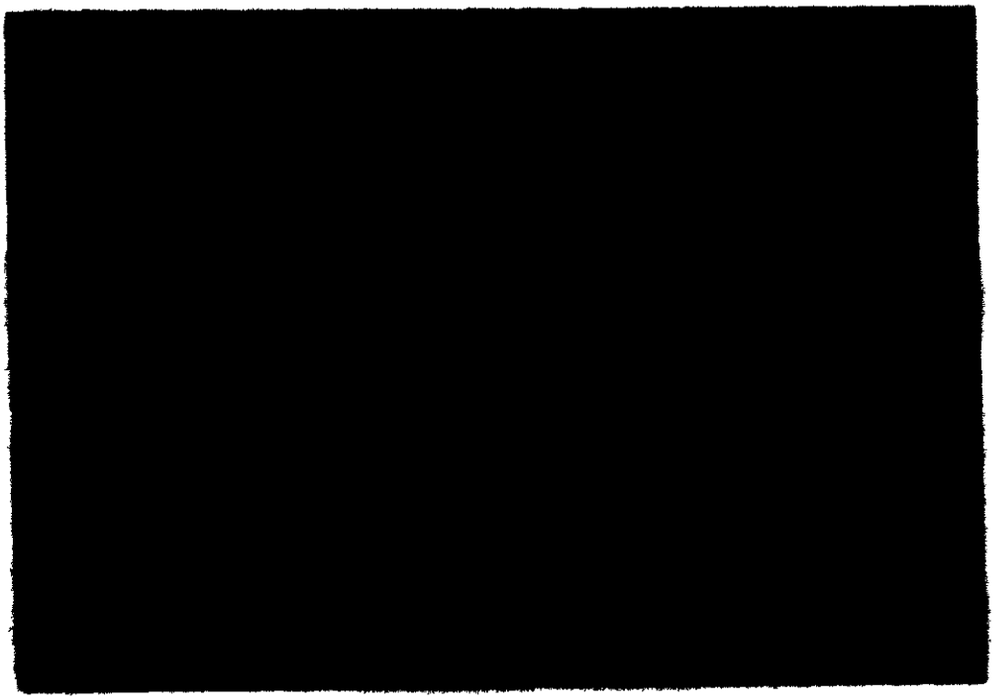
MICROFILMED
JAN 31 2001

PHOTOGRAPHER AND DATE OF PHOTOS Richard S. Gemmere 7-30-80

FILE NO. 65-07136 & 65-07603



Place of use extends to the horizon of picture. This picture looks East down Big Willow Creek valley

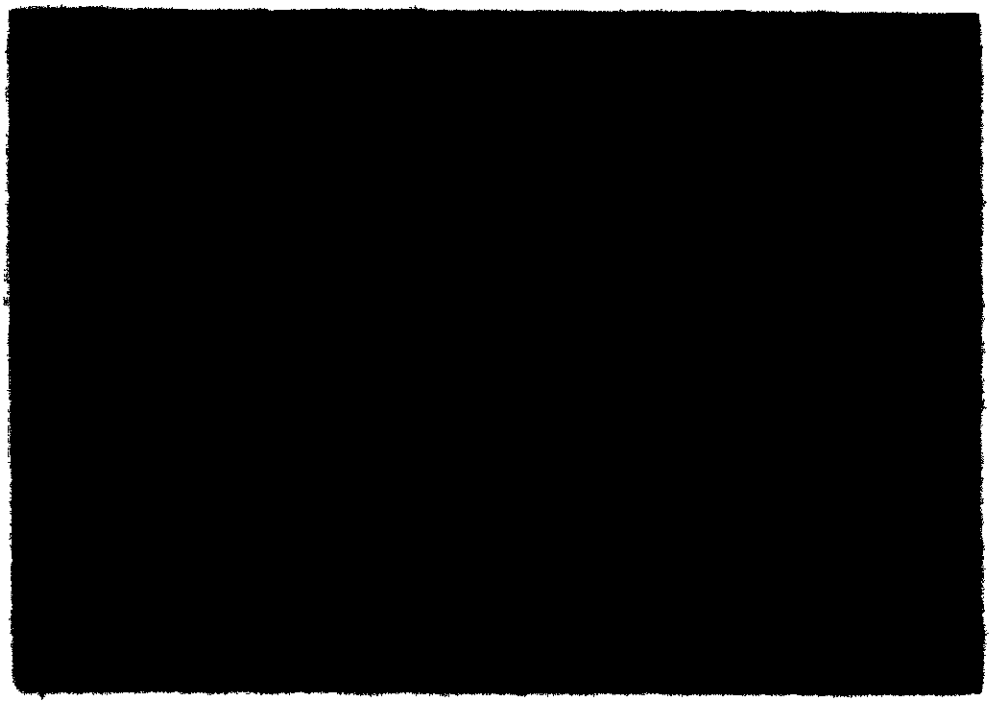


Place of use

MICROFILMED
JAN 3 1 2001

PHOTOGRAPHER AND DATE OF PHOTOS Richard J. Gem Dore 7-30-80

FILE NO. 65-07136 & 65-07002



STORAGE RESERVOIR.

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FIELD NOTES

PERMIT NUMBER 65-07136

PLEASE NOTE: These documents are for backup purposes only and are not apart of actual Beneficial Use Field Report.

Also see 65-07603 for additional field notes:

MICROFILMED
JAN 3 1 2001

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 65-7136

1. Owner: Harry Bettis Phone No. _____

Current Address: Star Route, Payette, ID 83661

2. Accompanied by: Harry Bettis EXAM. DATE: 7/26/06

Address: – Phone No. _____

Relationship to Permit Holder: –

3. Source: Dry Creek tributary to Payette River

Click for other right if land can be increased

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

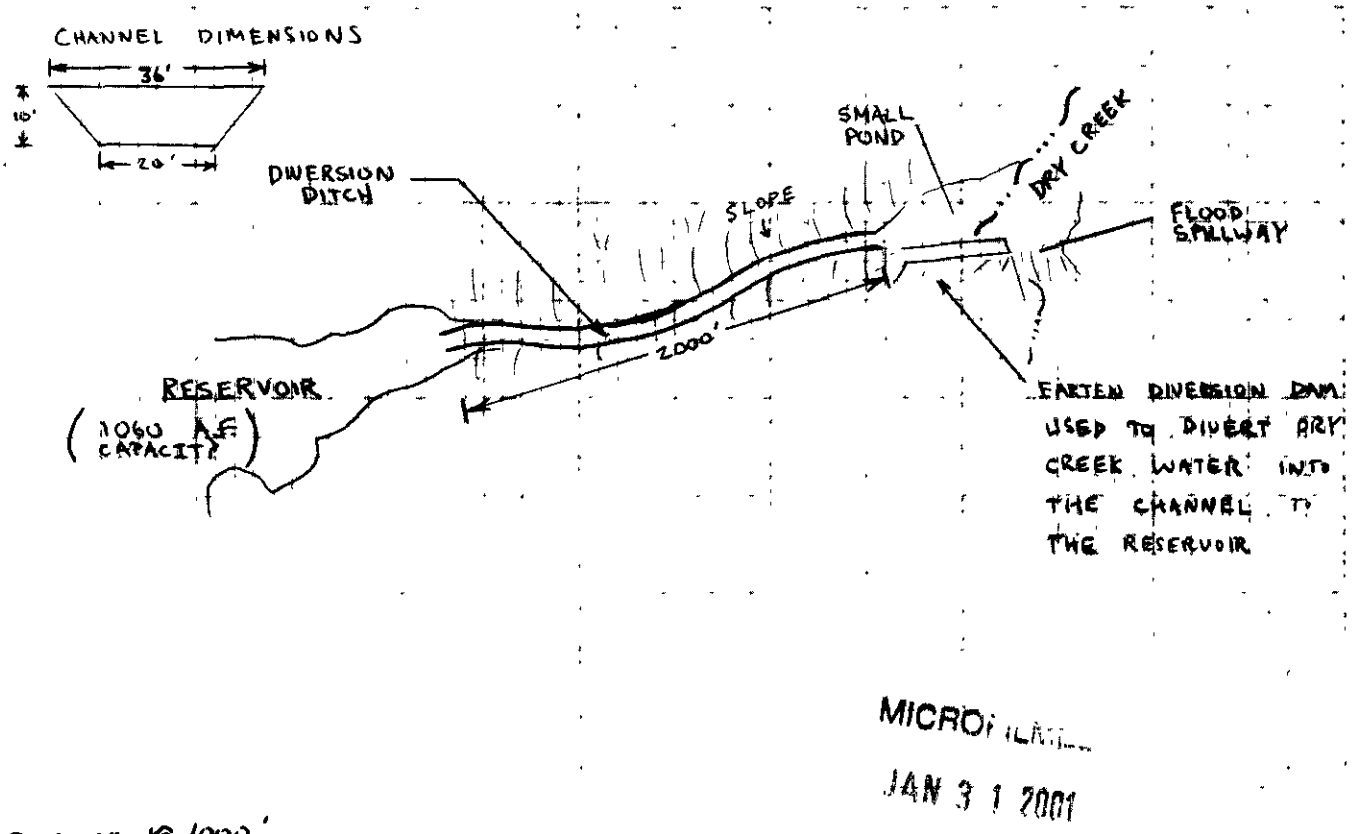
☐ Copies Attached

2. Other water rights with same point of diversion: 63-7603

☐ 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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JAN 31 2001

Scale: 1" = ≈ 1000'

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.

System Description (continued)

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

NATURAL STREAM FLOW AND FLOOD WATERS ARE DIVERTED FROM DRY CREEK BY USE OF A LARGE DIVERSION CANAL. SEE THE MANNINES EQ. SUPPLEMENTAL SHEET FOR CANAL SPECIFICATIONS. DRY CREEK IS THEN USED AT A LOWER POINT TO CARRY WATER TO ITS USE FOR IRRIGATION. OTHER DIVERSION DITCHES CARRY WATER BOTH EAST AND WEST ALONG TO BIG WILLOW CREEK VALLEY.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
			N/A		

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

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

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SE	27	9N	2W	PAYETTE	TOPOGRAPHIC MAP

6 **Place(s) of Use:** Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9N	2W	33				2									6			3	11
		34							8			8	8						24
8N	2W	2			18	2			1	9	11	31						3	75
		3			4	22					15		24	36	32	38	27	8	206
		4	lot #1								19	17	40	40		3	24	12	156
		9	16	1		3	4	3											27
		10		13			31	26	19	17									106

TOTAL: 605 ACRES

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
		N/A				

2 **Measurements:**

Manning's Equation used to estimate total spring flood waters which are diverted by the diversion works

E. FLOW CALCULATIONS

☑ Additional Computation Sheets Attached

1. Measured Method: N/A

2. Alternate Method for Checking Purposes: N/A

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure. _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

N/A

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP. (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation.

V_{IR} = (Acres Irrigated) x (Irrigation Requirement) = 50 x 605 = 3024 AFA

V_{DR} = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1 9835 = —

V = Smaller of V_{IR} and V_{DR} = 400 AFA

MICROFILMED
JAN 31 2001

2. Volume Calculations for Other Uses·

VOLUME LIMIT IS SET BY DAM CAPACITY, PERMIT IS FOR 400 AF

H. REMARKS AND OVERLAP REVIEW ANALYSIS

This permit is in conjunction with 65-7603 for irrigation from Storage in the 1060 AF Reservoir.

Note* New Regulations for Storage rights allowed for an increase in irrigated acreage's to be licensed.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Diversion to Storage	11/15	3/15	5.6 cfs	
Storage for Irrigation	1/1	12/31		400.0 AFA
Irrigation from Storage	3/15	11/15		400.0 AFA
		Totals:	5.6 cfs	400.0 AFA

2. Recommended Amendments

☑ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☑ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name: Richard J Gemperle

Signature: Richard J. Gemperle

Certification Date:

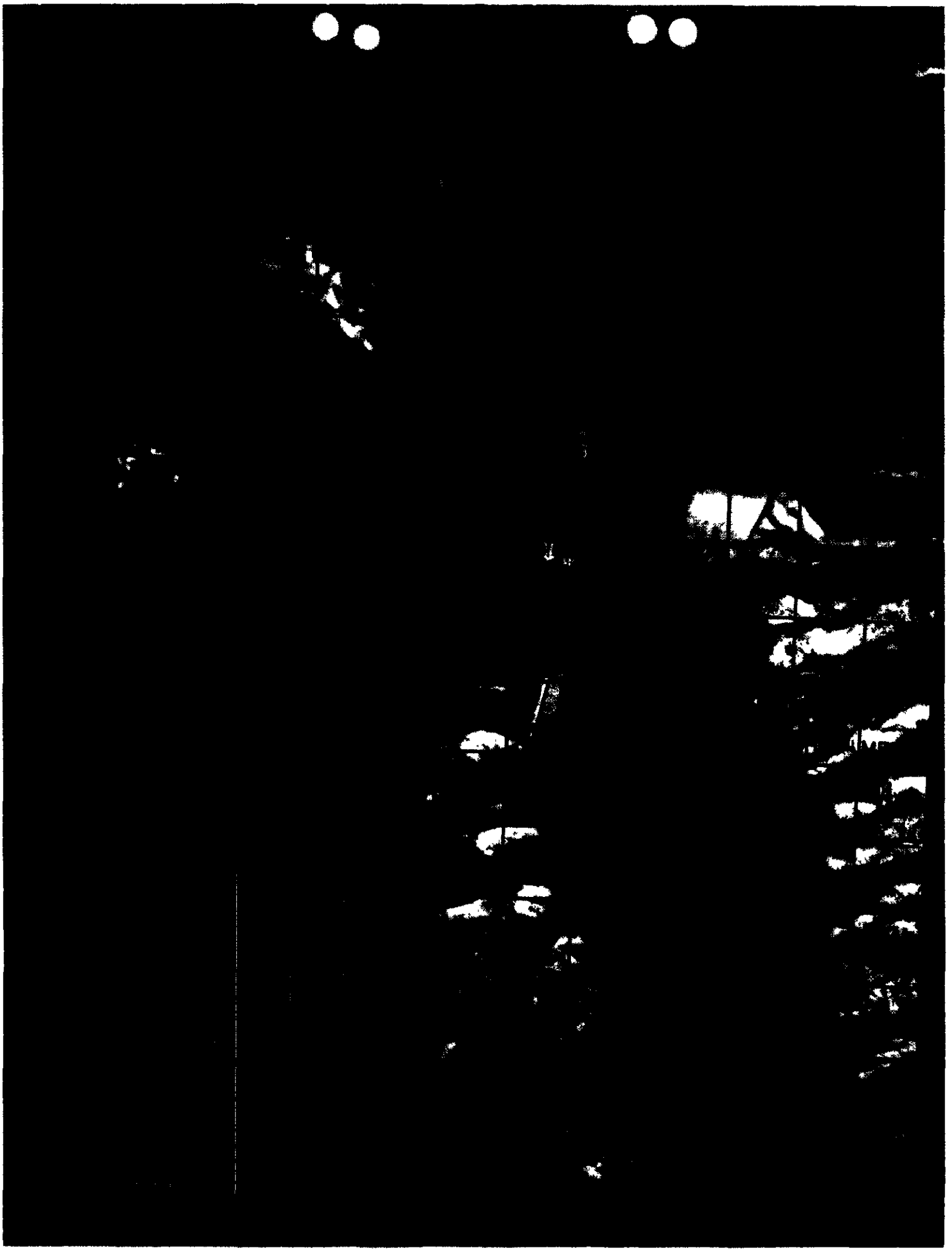
Field Report Preparation Date: 8/5/86

CONSULTANT SEAL

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

MICROFILMED

JAN 3 1 2001



N.89°54'W. (retraced)

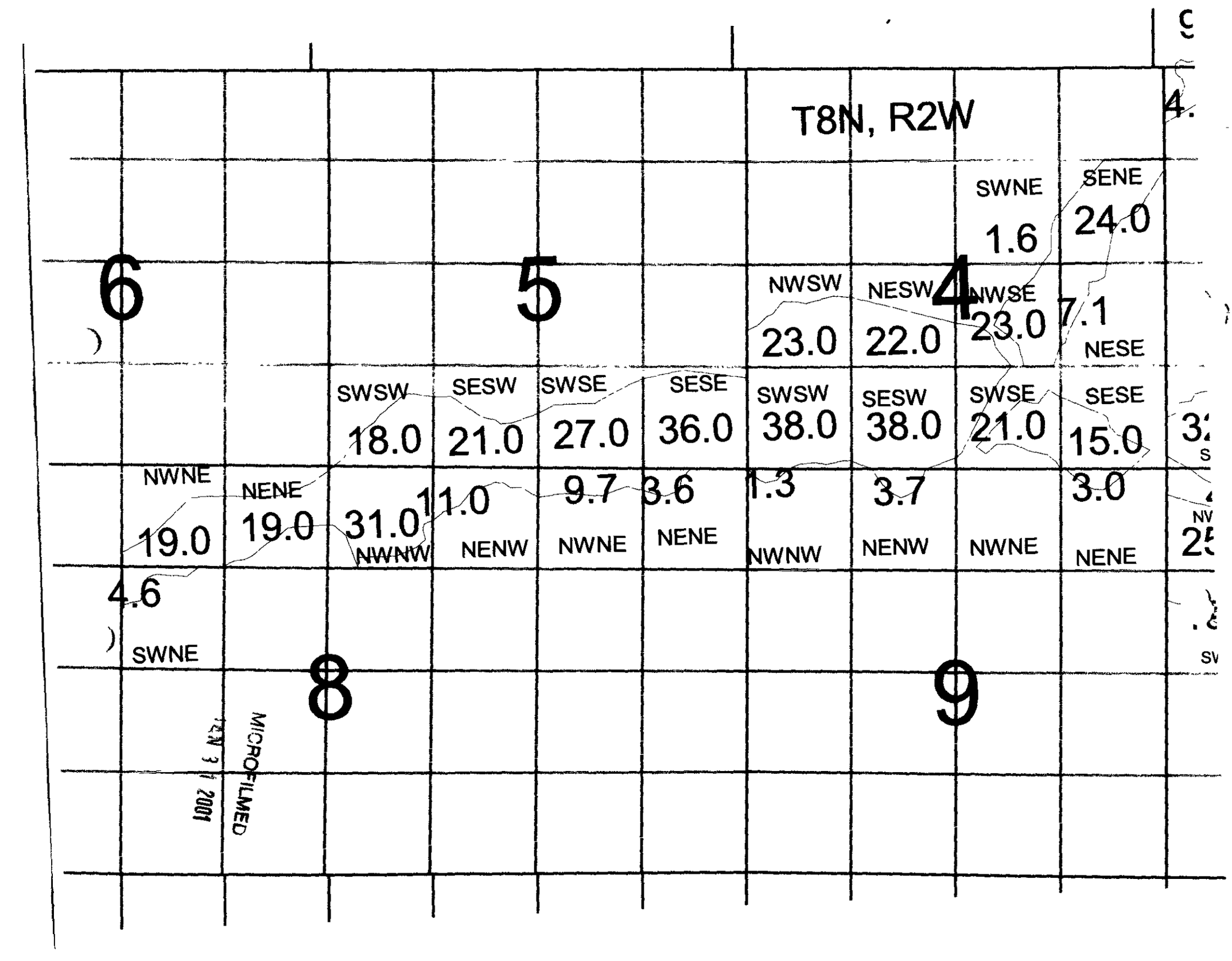
Sec. 6. 578.09 — Sec. 5. 583.84 — Sec. 4 580.64 — Sec. 3. 577.96 — Sec. 2. 578.92

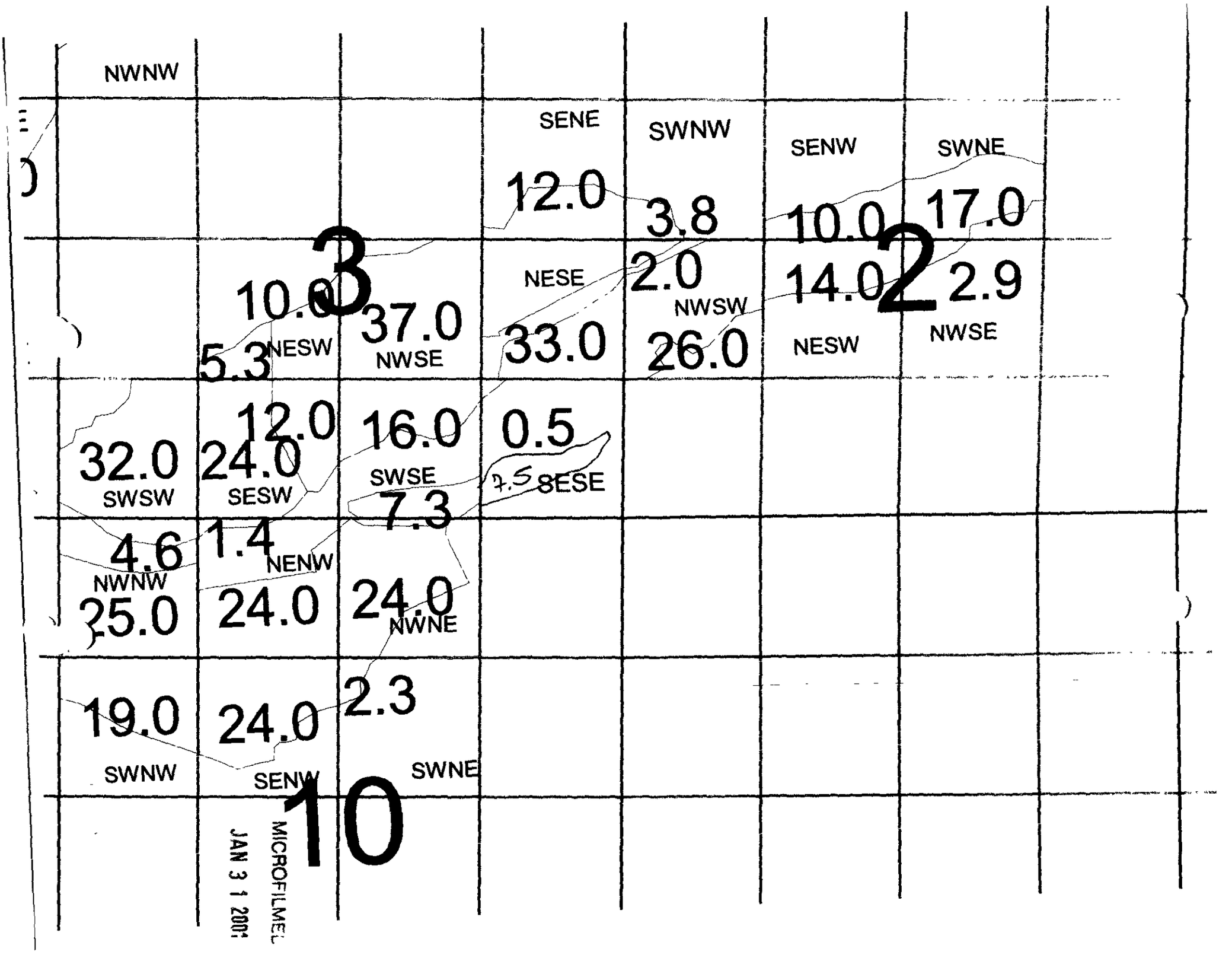
Sec. 7. 632.16 — Sec. 8. 640 — Sec. 9 640 — Sec. 10. 640 — Sec. 11. 640

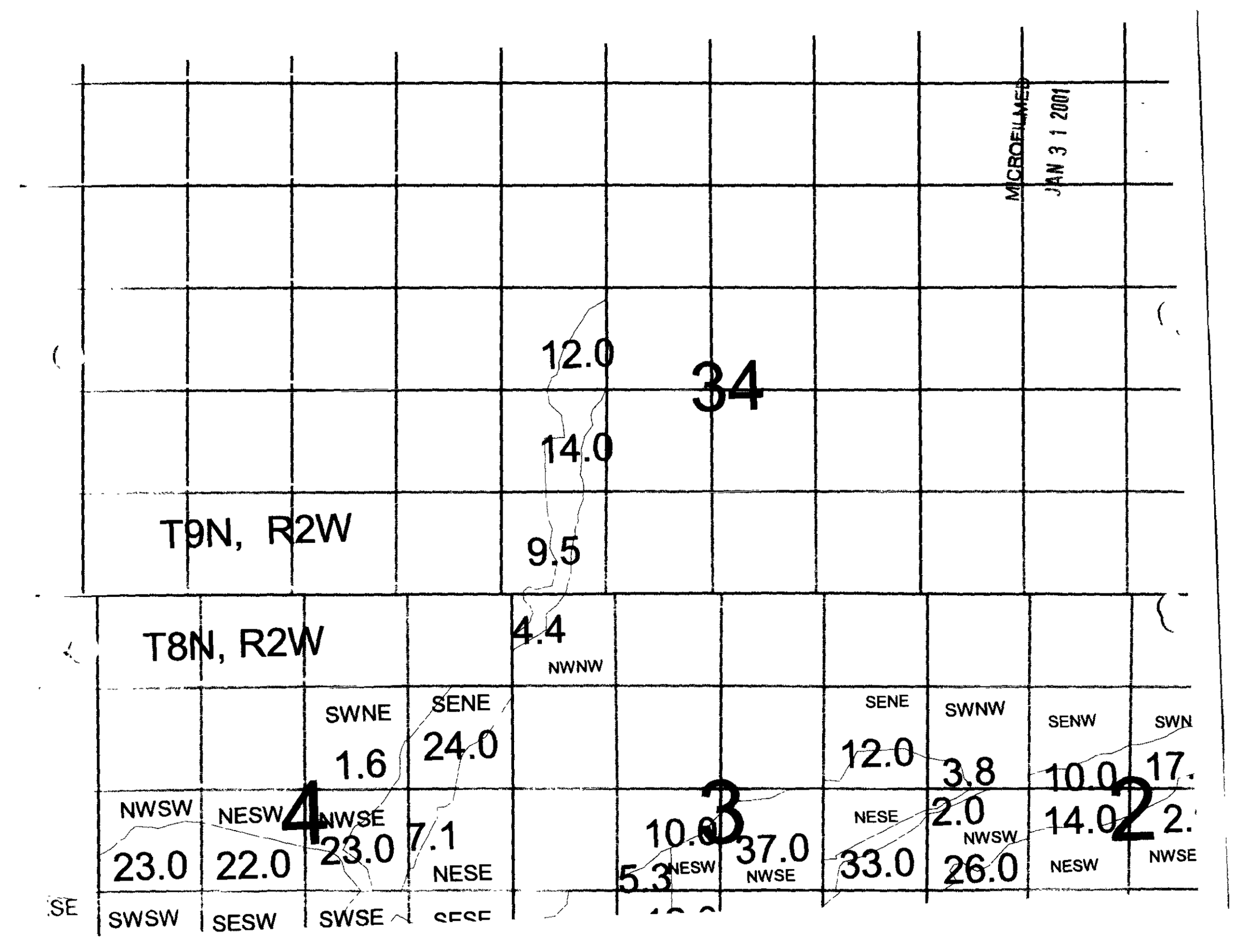
Sec. 18. 633.20 — Sec. 17. 640 — Sec. 16 640 — Sec. 15. 640 — Sec. 14. 640

NORTH

Yellow Creek


T8N, R2W
6
5
4
8
9
SWNE
1.6
SENE
24.0
NWSW
23.0
NESW
22.0
NWSE
23.0
7.1
NESE
SWSW
18.0
SESW
21.0
SWSE
27.0
SESE
36.0
SWSW
38.0
SESW
38.0
SWSE
21.0
SESE
15.0
NWNE
19.0
NENE
19.0
31.0
NWNW
11.0
NENW
9.7
NWNE
3.6
NENE
1.3
NWNW
3.7
NENW
NWNE
3.0
NENE
4.6
SWNE
MICROFILMED
JAN 3 1 2001


NWNW
SENE
SWNW
SENW
SWNE
12.0
3.8
10.0
17.0
3
2
10.0
NESE
2.0
14.0
2.9
NWSW
5.3
NESW
37.0
NWSE
33.0
26.0
NESW
NWSE
12.0
16.0
0.5
32.0
24.0
SWSE
7.5
SESE
SWSW
SESW
7.3
4.6
1.4
NENW
NWNW
25.0
24.0
24.0
NWNE
2.3
19.0
24.0
SWNW
SENW
SWNE
10
JAN 3 1 2001
MICROFILMED


MICROFILMED
JAN 3 1 2001
12.0
34
14.0
T9N, R2W
9.5
T8N, R2W
4.4
NWNW
SWNE
SENE
SENE
SWNW
SENW
SWN
1.6
24.0
12.0
3.8
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17.
NWSW
NESW
4
NWSE
3
NESE
2.0
14.0
2
2.
23.0
22.0
23.0
7.1
10.0
37.0
33.0
26.0
NWSW
NESW
NWSE
NESW
NWSE
5.3
SE
SWSW
SESW
SWSE
SESE



NW SE 3

SW SE 24

NW NE 1

SE 3

NE SW 10

SE SW 10

NW NE 14

NW SW 15

NW NW 3

17

580'

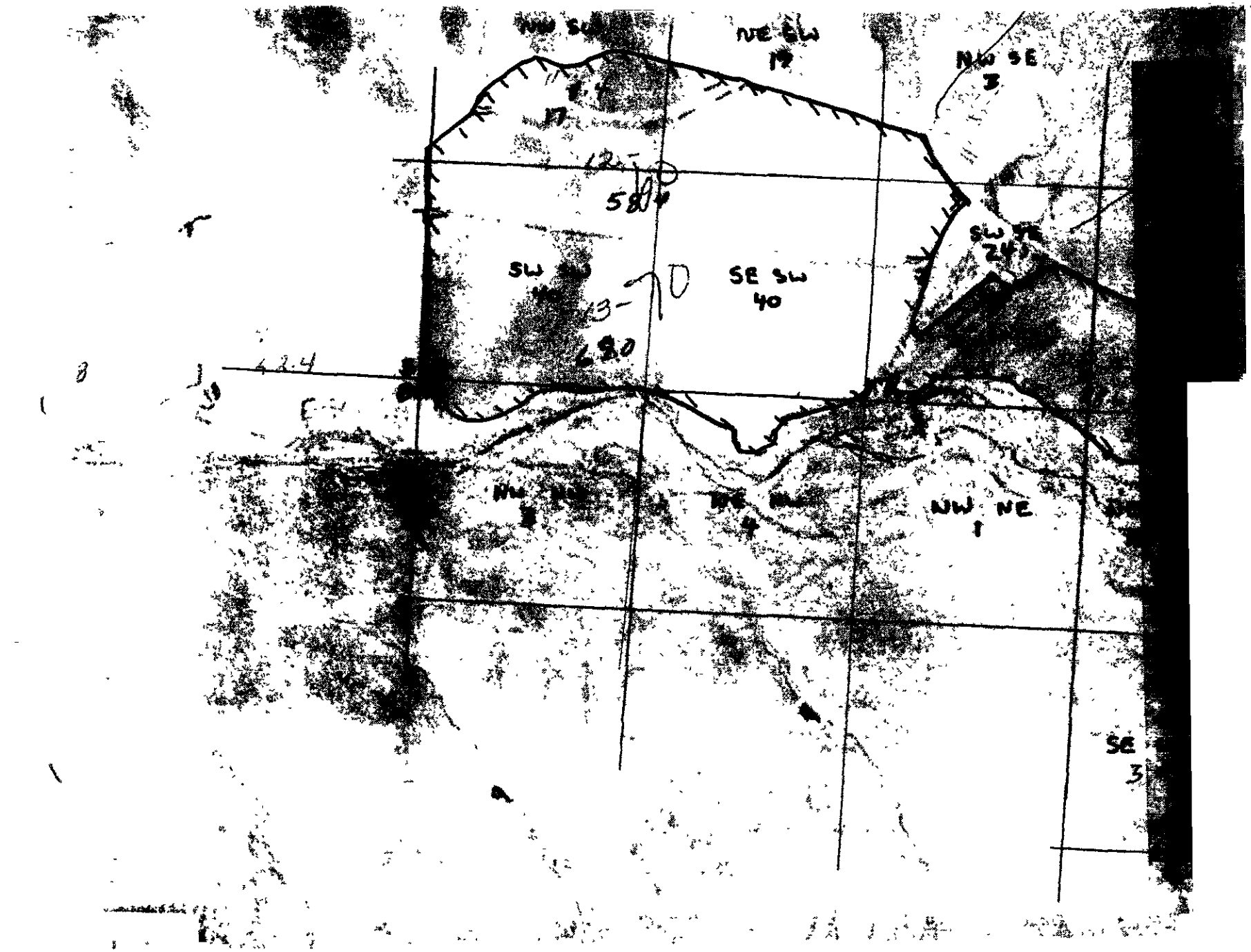
42.4

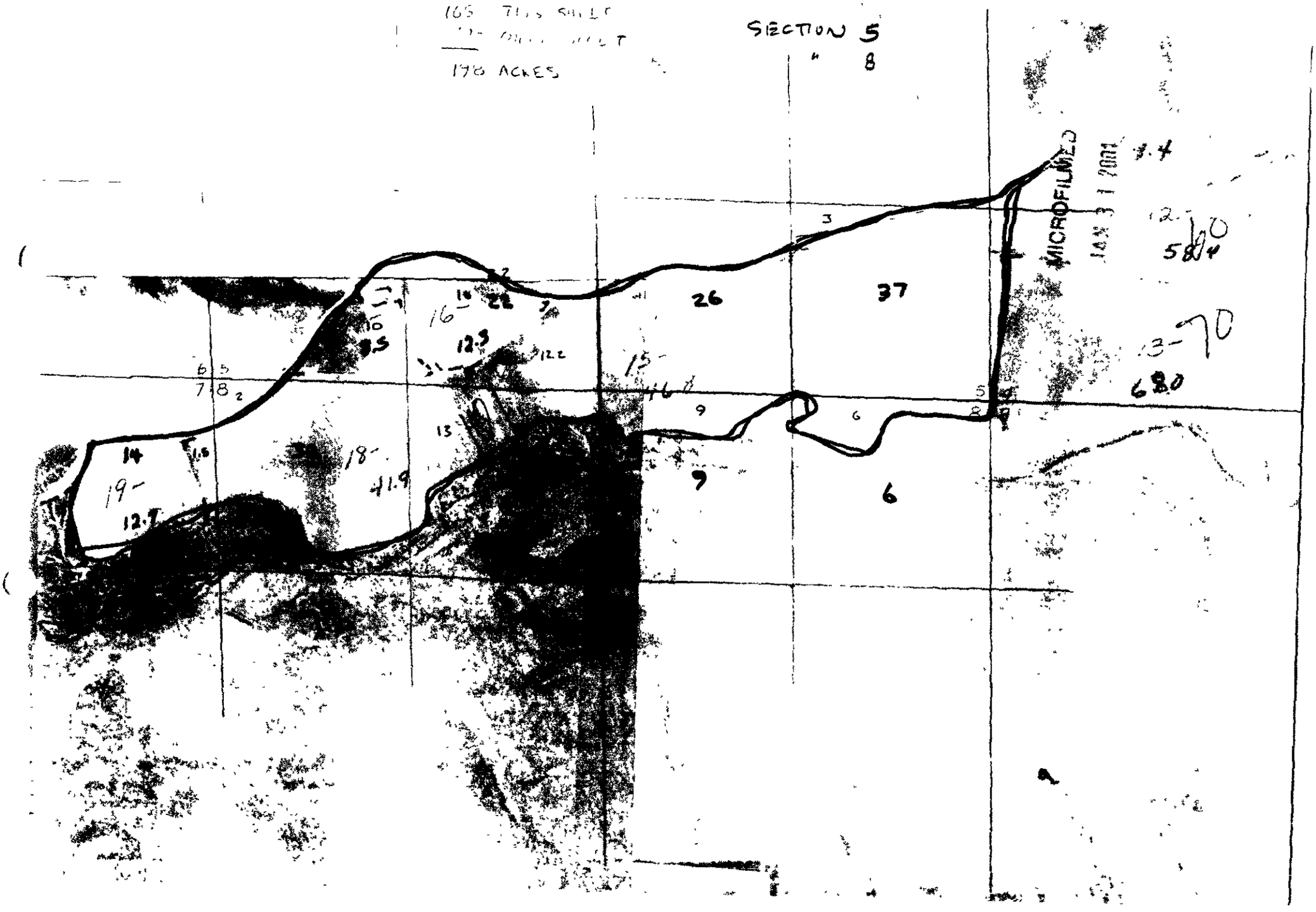
Springs
Spring
POINT OF DIVERSION
Gulch
Sheep
Bannister
French Corner
Flume
Well
PLACE OF USE
PLACE OF USE
PLACE OF USE
Creek
Willow
Big
Sucker
Spring
Spring
Spring
Mile 19
Mile 16
BM 2839
BM 2509
BM 2427
4882
4880
5
T 9 N
T 8 N


6
5
7
8
OTHER
15
NW
SW NE
13
MACPHAIL

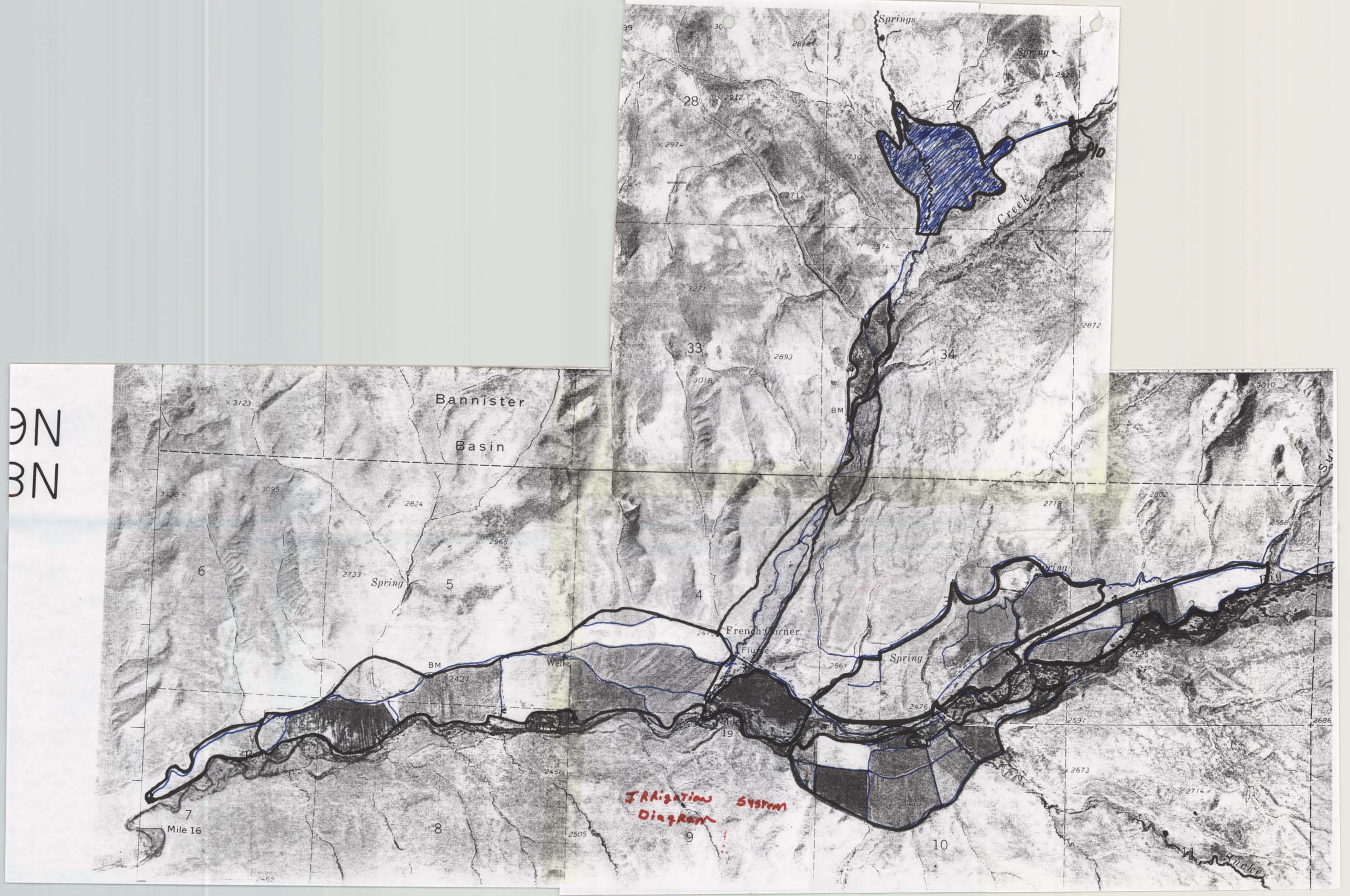
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JAN 31 2001

DUE 5/10/01


NW SW
NE SW
19
NW SE
3
17
12-10
580'
SW SE
24
SW
SE SW
40
13-10
490
424
NW
NW NE
1
SE
3


SECTION 5
" 8
178 ACRES
26
37
7
6
MICROFILMED
JAN 3 1 2001


MCB3
MS
MS
NOISNEXNOC


Springs
Spring
28
27
33
34
Creek
BM
Bannister
Basin
Spring
6
5
4
French Corner
Flume
Well
BM
2427
Spring
Mile
19
Irrigation System
Diagram
7
Mile 16
8
9
10
Snake

MEMORANDUM

TO: Dave Shaw

FROM: Jim Johnson

DATE: August 21, 1984

RE: 65-7136/65-7603

During Dave Tuthill's review of the license prepared for signature, he felt that right 65-7136 should maybe include a natural flow component of 5.6 cfs.

However, in reviewing the file and advertisement, the 5.6 cfs may have been intended for diversion to storage only, it is not clear exactly what was intended by the applicant. The field examiner had recommended the 5.6 cfs as natural flow, however, the field exam only shows one point of diversion location which appears to be the diversion to storage.

The map shows lands irrigated on both sides of Big Willow Creek but does not show the conveyance system from reservoir or rediversions from Big Willow Creek, if there are any.

The field exam states that the system is gravity flow but does not show how the land east of the creek is irrigated.

If the natural flow is part of this right, then an analysis of overlap with other water rights is needed. The Payette Proposed Findings Report shows Bettis with 65-3248, 65-3247 and 65-2204 with source as Dry Creek. Each of the above rights has partial overlap with Right 65-7136 but with different points of diversion.

MICROFILMED

JAN 3 1 2001

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

June 5, 1984

RE: Permit No. 65-7136

Harry Bettis
Star Route
Eggleston, ID 83661

Dear Mr. Bettis:

A representative of this Department made an examination of the works covered by your Permit No. 65-7136 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 400.0 acre feet Source: Dry Creek trib to Big Willow Creek

The maximum quantity diverted shall not exceed 400.0 acre feet per year.

Point(s) of diversion: NE¼SE¼ Sec. 27, Twp 9N, Rge 2W

Beneficial Use: Diversion to storage, storage for irrigation and irrigation from stomage on lands described on attached land list.

Priority date established: May 12, 1980

Conditions (if any): This right when combined with Right 65-7603 shall not exceed 5.0 acre feet per acre per year.

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a $20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosure

MICROFILMED

JAN 3 1 198

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

DAM AND RESERVOIR
CERTIFICATE OF APPROVAL

MICROFILMED
JAN 31 2001

This is to certify that BETTIS *Dam and Reservoir, located in Section* 27, *Township* 9N, *Range* 2W, *B.M.,* Payette *County, State of Idaho has been inspected by the Department of Water Resources of the State of Idaho, as provided in Title 42, Chapter 17, Idaho Code, and approval is hereby given to impound water in accordance with and subject to the following terms and conditions:* NONE

This certificate shall remain valid until revoked or modified by the Department of Water Resources or until the 1st *day of* November *19* 84.

This certificate has been issued and the seal of the Director affixed at Boise, Idaho this 24th *day of* June *19* 82.

Norman C Young

NORMAN C. YOUNG, Administrator

US Army Corps
of Engineers
Walla Walla District

FILE COPY

Snake River Basin

Bettis Dam

Payette County, Idaho

Federal Number ID 00324

State Number D65-7136

Phase I Inspection Report

National Dam Safety Program

Prepared by:

State of Idaho, Department of Water Resources

February 1982

MICROFILMED
JAN 3 1 2001

BETTIS DAM

Summary Table

TYPE	Earthfill
HEIGHT	
Structural	66 ft.
Hydraulic	64 ft.
LENGTH	390 ft.
TOP WIDTH	65 ft.
SLOPES	
Upstream	2.5:1
Downstream	2.2:1
ZONING	See Appendix V
RESERVOIR (at spillway crest, el. 2620.0)	
Surface area	58 acres
Storage	1060 ac-ft.
OUTLET WORKS	
Conduit size	24-in. concrete pipe
Gate	24-inc. slide gate
Discharge (reservoir @ 2620.0)	70 cfs
DRAINAGE AREA	14.2 sq. mi.
EMERGENCY SPILLWAY	Earth channel
Width	94 ft.
Depth (at diversion dam)	5 ft.
Discharge capacity at top of dam (el. 2621.8)	400 cfs
FLOODS	
100-Year frequency:	
Estimated peak inflow rate	860 cfs
Maximum reservoir gage	2622.1 ft.
Freeboard:	
Available	(-) 0.3 ft. (overtopped)
Required by IDWR	3.3 ft.

MICROFILMED

JAN 3 1 2001

June 24, 1977

Re: Permit No. 65-7136

Harry Bettis
Star Route
Payette, Idaho 83661

Dear Mr. Bettis:

Enclosed is an Order which removes the measuring device requirement on the above referenced permit.

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Boise.

Sincerely,

JANICE RENK
Water Rights

RECEIVED

April 1, 1977 CERTIFIED MAIL 138511

Re: Permit No. 65-7136

Harry Bettis
Emmett,
Idaho 83617

Dear Mr. Bettis:

One of the conditions of approval of your water Permit No. 65-7136 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

April 24, 1975

Re: Permit No. 65-7136

Harry Bettis
Emmett,
Idaho 83617

Dear Mr. Bettis:

Enclosed is a copy of the approved application for extension of time submitted in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to June 1, 1977.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

MICROFILMED

PS Form 3811, Nov 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER Complete items 1 and 2
Add your address in the "RETURN TO" space on reverse

1 The following service is requested (check one)

- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery ..... 85¢

2. ARTICLE ADDRESSED TO:

[redacted]

3 ARTICLE DESCRIPTION:

REGISTERED NO	CERTIFIED NO.	INSURED NO
	36695	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE Carol Sutton

4. DATE OF DELIVERY APR 8 1975

POSTMARK KAMIAH ID APR 8 1975

5 ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

CLERK'S INITIALS

☆ GPO : 1974 O 527-803

UNITED STATES POSTAL SERVICE PM

OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300



SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article

RETURN TO

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

March 31, 1975 CERTIFIED MAIL #266695

Re: Permit No. 65-7136

Harry Bettis
Emmett,
Idaho 83617

Dear Mr. Bettis:

One of the conditions of approval of your water Permit No. 65-7136 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

Water Administration

July 7, 1970

COPY

Re: Permit No. 65-7136
Harry Bettis

Mr. Harry Bettis
Emmett, Idaho 83617

Dear Mr. Bettis:

You have been issued an approved Application for Permit to appropriate waters of the State of Idaho which involves the construction of a dam and storage of 450 acre-feet.

The Idaho Code requires that all dams greater than 20 feet in height or storing more than 100 acre-feet must have plans and specifications prepared by an Idaho registered professional engineer. These plans and specifications must be submitted to the Department of Water Administration for approval prior to beginning construction of the dam. The department does not have sample plans and specifications available, because each dam is unique and the design abilities of individual engineers is utilized to its fullest by not having undue restrictions. We do require certain minimum practices which an engineer has available to him, either through us or from his experience.

You should be aware that the Idaho Code requires that the Department wait a minimum of 14 days after the receipt of the plans and specifications in giving its approval; therefore, to avoid delay in your project, you should plan on having the specifications submitted several weeks prior to the actual beginning of construction. This would allow for any necessary modifications that might be necessary prior to our giving approval.

Sincerely,

A. KENNETH DUNN
Assistant Director

AKD:mjl

65-7136

June 26, 1970

Re: Permit No. 65-7136

Mr. Harry Bettis
Emmett,
Idaho 83617

Dear Mr. Bettis:

Enclosed is a copy of your approved Application for Permit No. 65-7136. We direct your attention to the conditions of approval on the fourth page under approval of the State Reclamation Engineer.

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.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 4631 for $45
1 informational letter

65-7136

June 26, 1970

Re: Permit No. 65-7136

COPY

Idaho Land & Appraisal Service
Box 1603
Boise, Idaho 83701

Dear Sir:

Enclosed you will find a copy of the above referenced permit which has been approved by this office.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosure

65-7136

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Harry Bettis, Emmett, Idaho, has on May 12, 1970, submitted Application No 65-7136 to appropriate the public waters of Dry Creek, tributary of the Payette River.

The application proposes the storage of 400 acre feet of water from November 1 to March 15, to be diverted at the rate of 5.6 cubic feet per second by ditch within the SE¼SE¼, Sec. 27, T. 9N, R. 2W., B M., Payette County, and is to be used within the E½NW¼, SW¼NW¼, SW¼, Sec. 34, T 9N, R 2 W, B.M, from April 1 to October 31 for the irrigation of 280 acres.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with he Idaho Department of Reclamation on or before June 15, 1970

R. KEITH HIGGINSON,
State Reclamation
Engineer

Published in the Independent-Enterprise, Payette, Idaho, on May 28 and June 4, 1970.

No. 3338 5-28-2tc

May 20, 1970

Re: Application for Permit No. 65-7136 - Harry Bettis

Independent Enterprise
Box 348
Payette, Idaho 83661

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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation 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 the claimant)

Bill submitted 6-9-70 dw

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Legal notice

65-7136

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

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R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Independent Enterprise, Payette, Idaho, on May 28 and June 4, 1970.

TQ

65-7136

IDAHO LAND & APPRAISAL SERVICE

633 N. 4TH — BOISE, IDAHO 83701
P. O. BOX 1603
PHONE 344-2547

HARLEY M McDOWELL
E J McDOWELL
MGR. OWNERS

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

ROBERT W SMITH

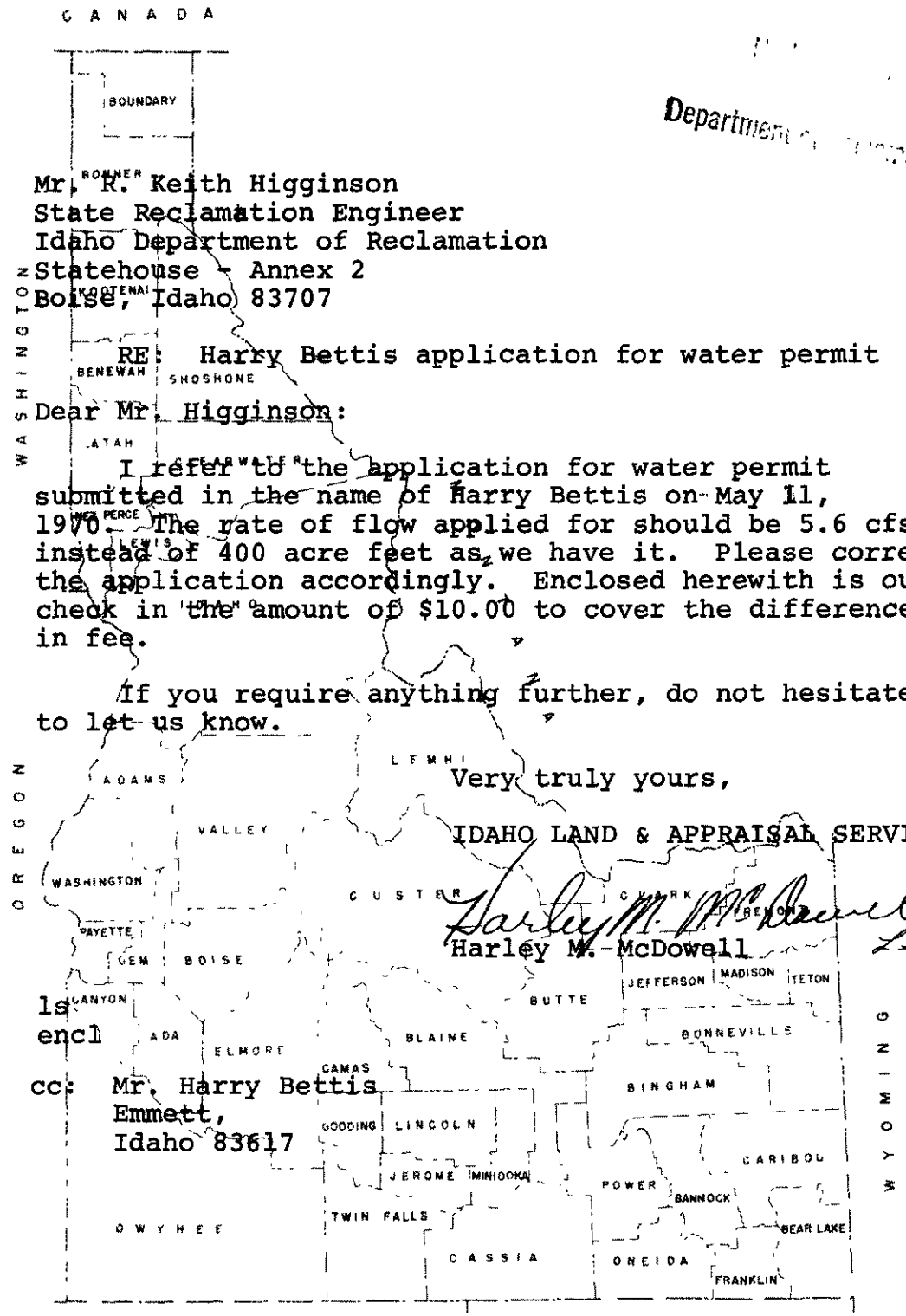
ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

May 12, 1970

RE

Department



Mr. R. Keith Higginson
State Reclamation Engineer
Idaho Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

RE: Harry Bettis application for water permit

Dear Mr. Higginson:

I refer to the application for water permit submitted in the name of Harry Bettis on May 11, 1970. The rate of flow applied for should be 5.6 cfs instead of 400 acre feet as we have it. Please correct the application accordingly. Enclosed herewith is our check in the amount of $10.00 to cover the difference in fee.

If you require anything further, do not hesitate to let us know.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell

ls
encl

cc: Mr. Harry Bettis
Emmett,
Idaho 83617

65-7136

IDAHO LAND & APPRAISAL SERVICE

633 N. 4TH BOISE, IDAHO 83701
P. O. BOX 1603
PHONE 344-2547

HARLEY M. MCDOWELL
E J MCDOWELL
MGR. OWNERS

MERVIN J CHRISTENSEN
(LICENSED SURVEYOR)

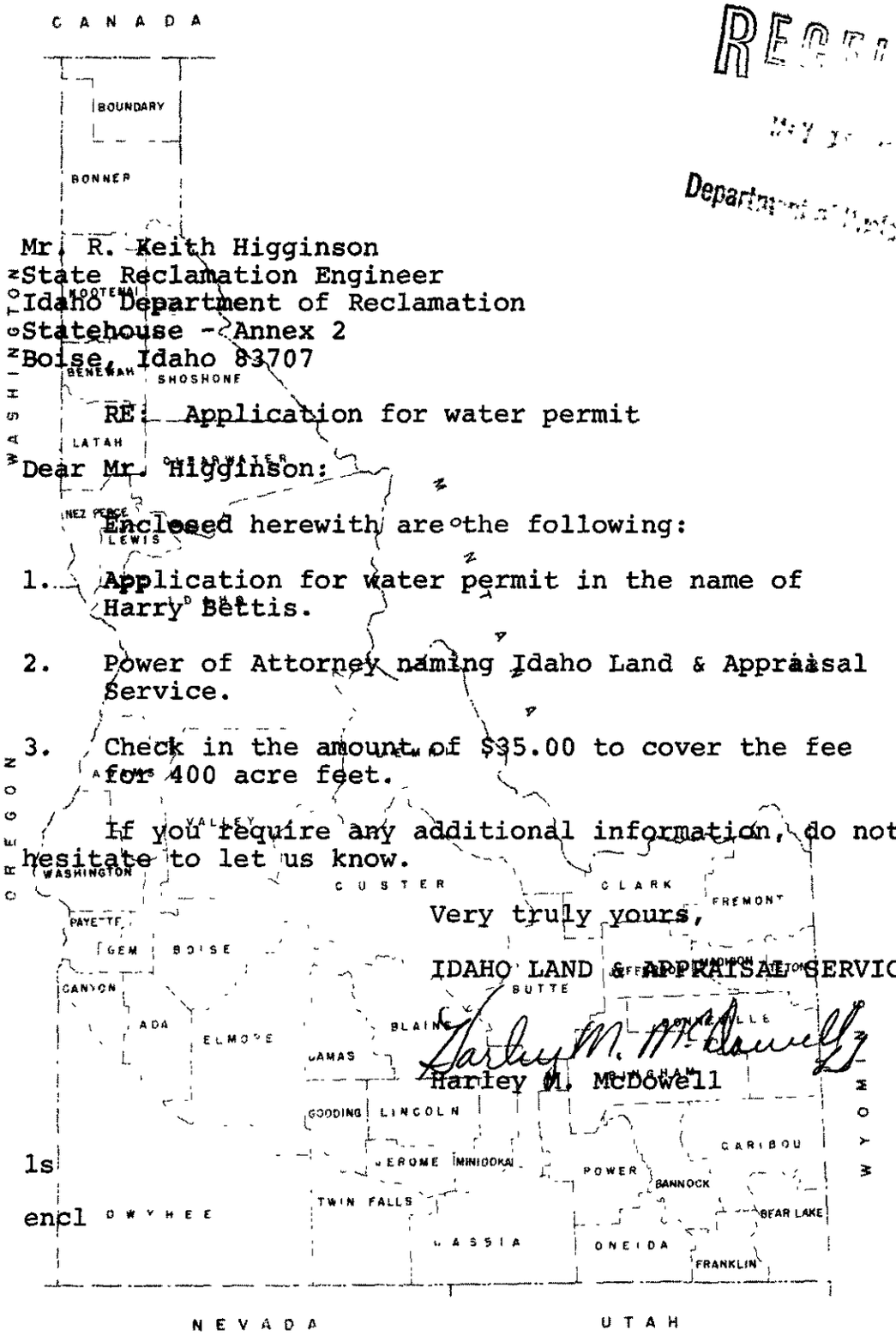
JOSEPH J THACKABERRY

ROBERT W SMITH

ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

May 11, 1970



Mr. R. Keith Higginson
State Reclamation Engineer
Idaho Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

RE: Application for water permit

Dear Mr. Higginson:

Enclosed herewith are the following:

1. Application for water permit in the name of Harry D. Bettis.

2. Power of Attorney naming Idaho Land & Appraisal Service.

3. Check in the amount of $35.00 to cover the fee for 400 acre feet.

If you require any additional information, do not hesitate to let us know.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell

ls

encl

RECEIVED
MAY 13 1970
Department of Reclamation

65-7136