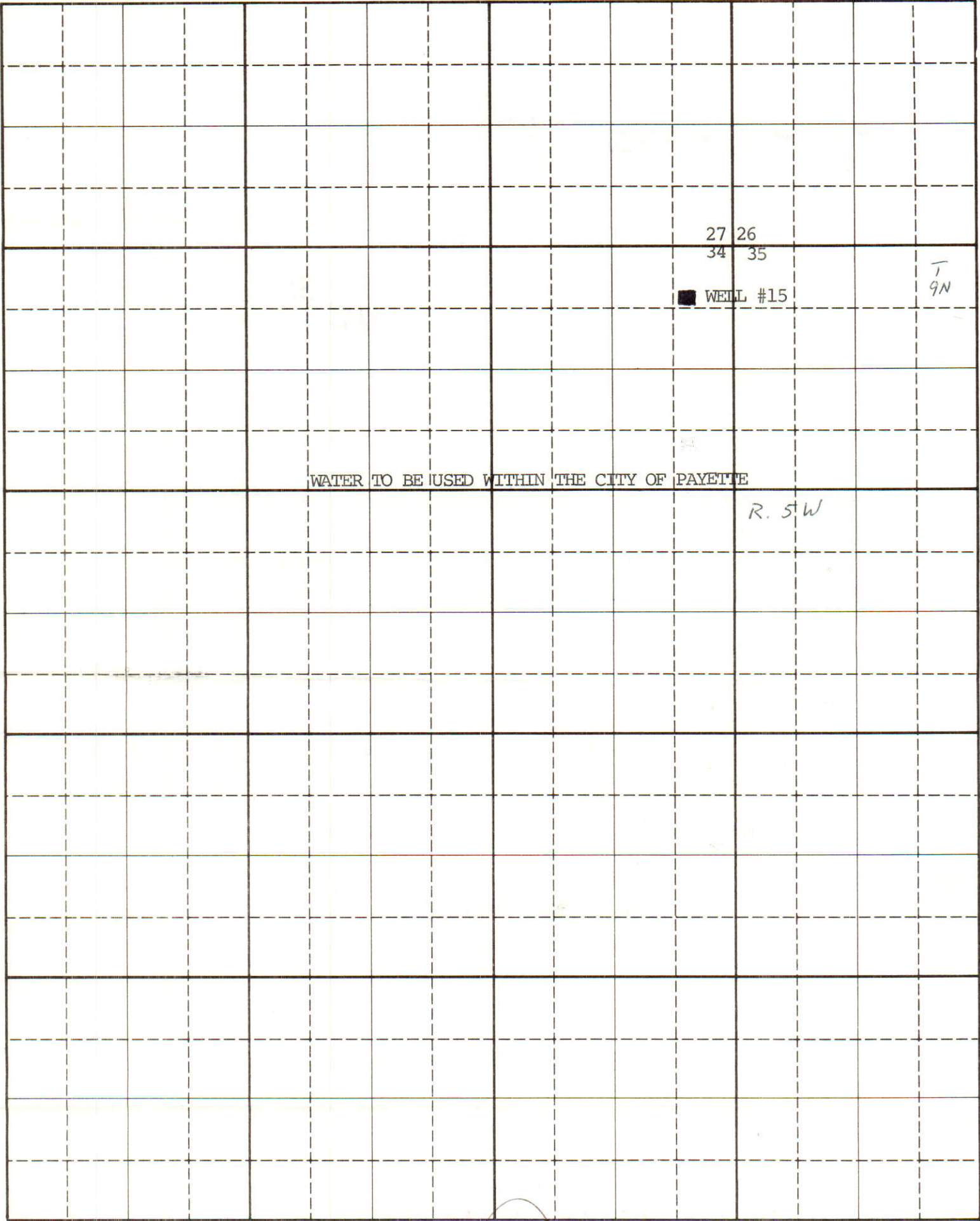
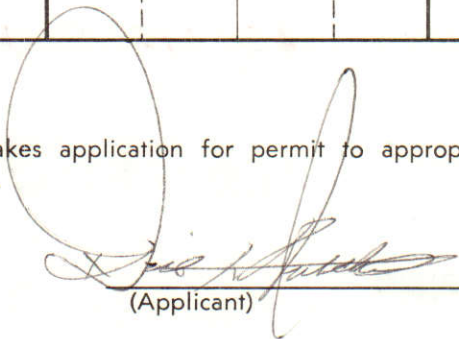


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

  
(Applicant)

# Affidavit of Publication

STATE OF IDAHO,  
COUNTY OF PAYETTE

SS.

## Copy of Notice

(First Copy)

*Application Water right*  
65-12214

TITLE OF PUBLICATION

*City of Payette*

SPONSOR OR PLAINTIFF

*Dept of Water Resources  
J. Ann P. Curtis*, being

PLAINTIFF OR LEGAL AGENT

duly sworn, deposes and says:

That *he* is the *principle clerk* 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* 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 *April 19*, 19 *79* and ending with the issue of *April 26*, 19 *79*.

Subscribed and sworn to before me this *24* day of *April*, 19 *79*.

*Mary Jane Lee*  
Notary Public, Residing at Payette, Idaho.

My Commission Expires *April 28*, 19 *80*.

**NOTICE OF APPLICATION FOR WATER RIGHT**  
Notice is hereby given that the following application have been submitted for permit to appropriate the public waters of the State of Idaho.

65-12214

CITY OF PAYETTE

700 CENTER AVENUE, PAYETTE, ID 83661

Date Filed: 04-05-1979

Amount: 2.23 CFS

Source: GROUND WATER

Diversion Point: NENE Sec. 34 T 09N R 05W, PAYETTE Co.

Use: DOMESTIC (2.23 CFS) from 01-01 to 12-31

Place of Use: NENE Sec. 34 T 09N R 05W

Diversion Means: DEEP WELL TURBINE PUMP & MOTOR

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83705 on or before May 7, 1979.

C. Stephen Allred  
Director

Published 4-19 & 4-26-79  
No. 1107

4-19 2tc

## STATEMENT

**Independent-Enterprise**

PAYETTE, IDAHO

Number of Lines . . . . . *24 dau li*

Number of Insertions . . . . . *two*

*24* Lines @ *42 1/2* . . . \$ *10.20*

*24* Lines @ *30 1/2* . . . \$ *7.22*

TOTAL COST  
WILL BE . . . . . \$ *17.52*

**RECEIVED**

APR 27 1979

Department of Water Resources  
Western Regional Office

**MICROFILMED**

No 1107

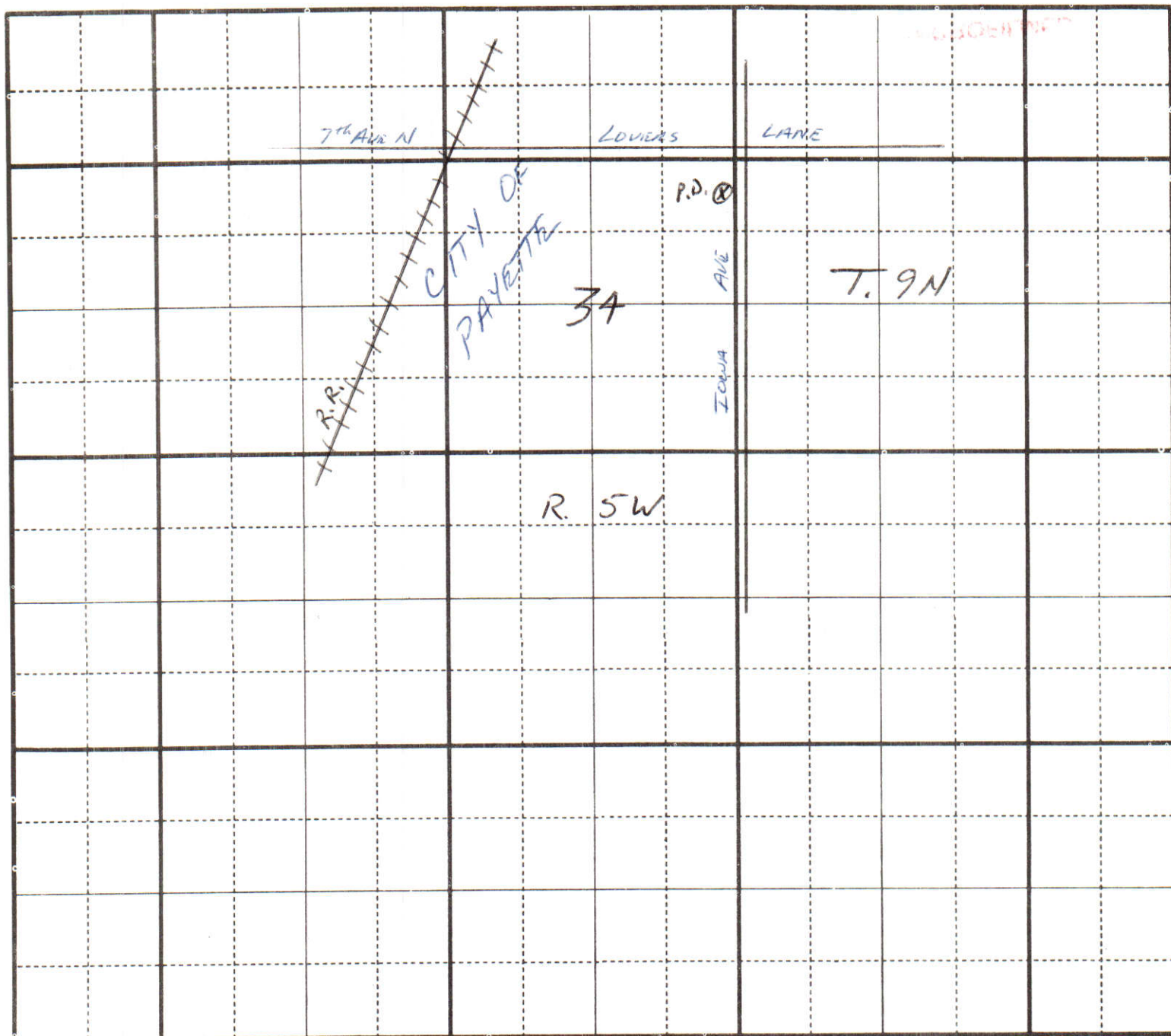


Diagram of System

State of Idaho  
Department of Water Resources



WATER RIGHT LICENSE

License No. 65-12214      Priority 4/5/1979      Amount 2.12      CFS      N/A      AF

THIS IS TO CERTIFY, that      CITY OF PAYETTE

of Payette, Idaho, has complied with the terms and conditions of  
Permit No. 65-12214 issued pursuant to Application for Permit dated 4/5/1979, and has  
submitted proof to the Department of Water Resources on 8/14/1979, that he has applied water to a  
beneficial use; and examination by the Department indicates that the works have a capacity for the  
diversion of 2.12 CFS of water from a groundwater source  
tributary to, and that the permit holder has  
applied to a beneficial use and established a right to use water as follows:

| RATE OF DIVERSION | VOLUME | BENEFICIAL USE | PERIOD OF USE |
|-------------------|--------|----------------|---------------|
| 2.12 CFS          | N/A    | Municipal      | 1/1 to 12/31  |

Location of point of diversion: NE¼NE¼, Sec. 34, Twp. 9N, Rge. 5W, B.M., Payette County

Location of place of use:

| TWP. | RGE. | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |      |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |      |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

WITHIN THE CITY LIMITS OF PAYETTE

Total number of acres irrigated \_\_\_\_\_

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 42-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.  
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 3 day of March, 1981.

MICROFILMED

*[Signature]*  
Director

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

Application No. 65-12214

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED  
RECEIVED

MAR 29 1979

Department of Water Resources

1. Name of applicant City of Payette  
post office address 700 Center Avenue Payette, ID 83661
2. Source of water supply Ground Water which is a tributary of NA
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 34 Township 9 N  
Range 5 W B.M. Payette County; additional points of diversion if any: \_\_\_\_\_
- b. If water is not consumed, it will be discharged into NA at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 2.23 for MUNICIPAL purpose from Jan. 1 to Dec. 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 2.23 CFS cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Deep well turbine pump & motor
- b. Height of storage dam NA feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 10 inches; proposed depth of well is 205 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 \$ 75,000.00.
8. Description of proposed uses:  
a. If water is not for irrigation: Within Payette City Limits  
(1) Give the place of use of water: NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 34 Township 9 N  
Range 5 W B.M.  
(2) Amount of power to be generated: NA hp under NA feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
(4) Name of municipality to be served City of Payette, or number of families to supplied with domestic water 2,000.  
(5) If water is to be used for other purposes describe: NA

MICROFILMED

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

[illegible]

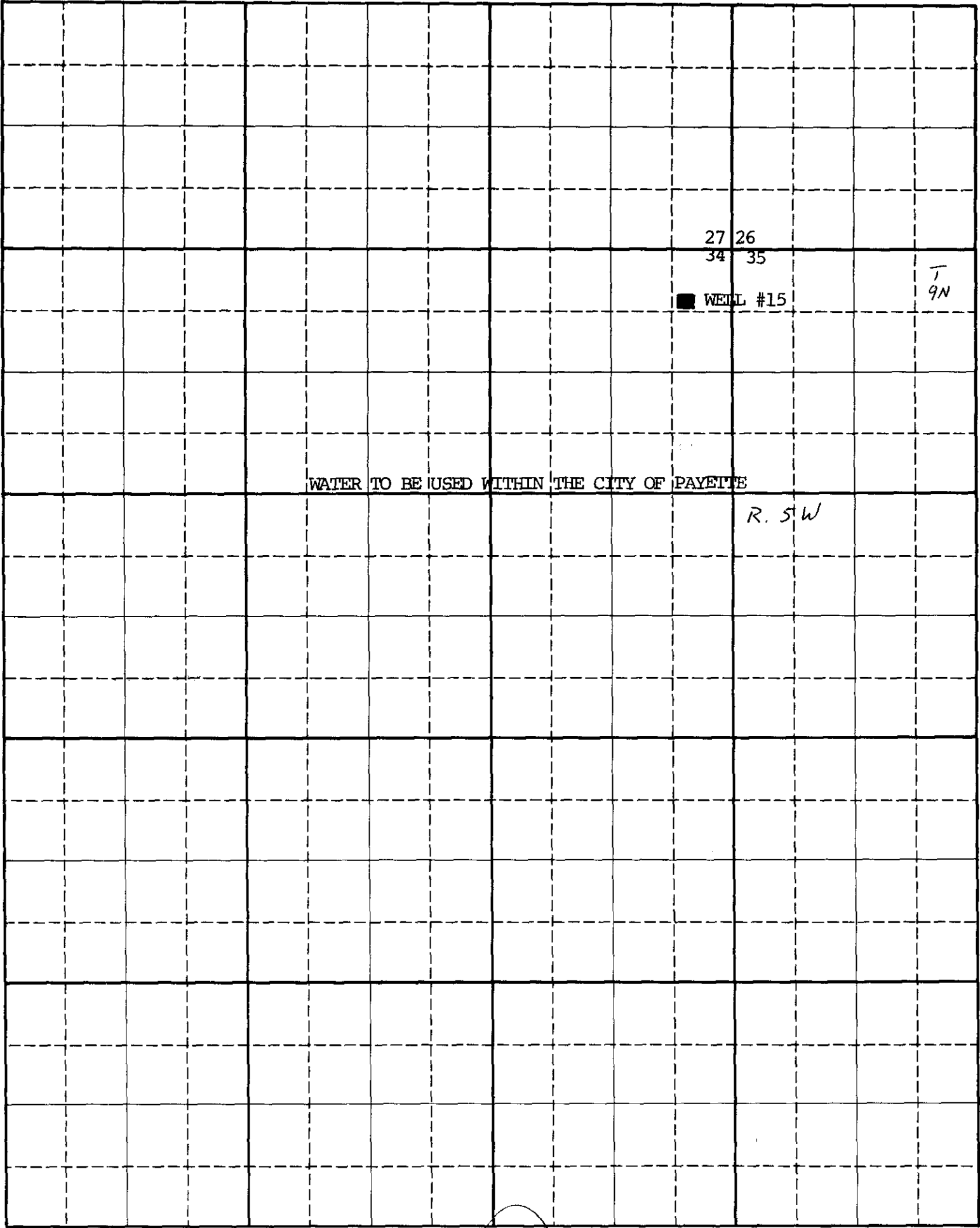
Total number of acres to be irrigated\_\_\_\_\_

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

9. a. Who owns the property at the point of diversion City of Payette  
b. Who owns the land to be irrigated or place of use within the City limits of Payette  
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. The City sells water to the property owners within the City limits.

10. Remarks \_\_\_\_\_

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

(Applicant)

Proposed Priority 4/5/79

AKI 4/5/79 10:00 A.M.

Received by AKI Date 3/29/79 Time 9:00 A.M.

Preliminary check by CWB Fee \$ 4/6/79 ~~175.00~~ 55.00

Receipted by KW Date 4/6/79 # 13031

Publication prepared by kk Date 4/12/79

Published in Independent Enterprise

Publication dates 4/19 & 4/26/79

Publication approved AK Date 5/7/79

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by DBS JS

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 65-12214, 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 May 1, 19 84.
- c. Other: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department. (2) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 15 day of May 19 79.

J. Glen Saxton  
Chief, Operations Bureau

# Affidavit of Publication

STATE OF IDAHO,  
COUNTY OF PAYETTE

ss.

Copy of Notice  
(First Copy)

*Application Water right*  
65-12214  
TITLE OF PUBLICATION

*City of Payette*  
SPONSOR OR PLAINTIFF

*Dept of Water Resources*  
*J. Ann P. Curtis*  
PLAINTIFF OR LEGAL AGENT, being

duly sworn, deposes and says:

That ~~he~~ *she* is the *principle clerk* 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* 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 *April 19*, 19 *79* and ending with the issue of *April 26*, 19 *79*.

Subscribed and sworn to before me this *26* day of *April*, 19 *79*.

*Kathy Jane Lee*  
Notary Public, Residing at Payette, Idaho.

My Commission Expires *April 28*, 19 *80*.

65-12214

CITY OF PAYETTE  
700 CENTER AVENUE, PAYETTE, ID 83661  
Date Filed: 4-19-79  
Amount: 2.25 CFS  
Source: GROUND WATER  
Diversions Point: NENE Sec. 34 T 09N R 05W, PAYETTE Co.  
Use: DOMESTIC (2.25 CFS) from 01-01 to 15-31  
Place of Use: NENE Sec. 34 T 09N R 05W  
Diversions Means: DEEP WELL TURBINE PUMP & MOTOR  
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Capitol Blvd, Boise, Idaho 83725 on or before May 7, 1979.

C. Stephen A. Reed  
Director

Published 4-19 & 4-26-79  
No. 1107

## STATEMENT

Independent-Enterprise  
PAYETTE, IDAHO

Number of Lines ..... *24 dau li*  
Number of Insertions ..... *two*  
*24* Lines @ *42 1/2* ... \$ *10.20*  
*24* Lines @ *30 1/2* ... \$ *7.32*  
TOTAL COST  
WILL BE ..... \$ *17.52*

RECEIVED  
APR 27 1979  
Department of Water Resources  
Western Regional Office  
MICROFILMED

No 1107



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

April 7, 1981

City of Payette  
700 Center Ave.  
Payette, Idaho 83661

Dear Sirs,

RE: License No. <sup>65-12214</sup>~~65-12214~~

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

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED  
JUN 26 2000



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

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

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

March 11, 1981

City of Payette  
700 Center Ave.  
Payette, Idaho 83661

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 65-12214 , and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 2.12 cfs                      Source: groundwater

The maximum quantity diverted shall not exceed N/A                      acre feet per year.

Point(s) of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 34, Twp. 9N, Rge. 5W, B.M.

Beneficial use: Municipal use within the city limits of Payette

Priority date established: April 5, 1979

Conditions (if any):

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

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

MICROFILMED  
JUN 20 1980

DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

1. Name of permit holder CITY OF PAVETTE  
Post office address 700 CENTER AVE, PAVETTE Phone 642-3377  
Person to contact \_\_\_\_\_ Phone \_\_\_\_\_
2. Source of water supply: Groundwater ☐ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum \_\_\_\_\_ (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

4. Total amount to be appropriated:

Max Rate of Diversion \_\_\_\_\_ cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township\_\_\_\_\_N/S, Range\_\_\_\_\_E/W, B.M., Section\_\_\_\_\_, Subdivision\_\_\_\_\_1/4\_\_\_\_\_1/4, \_\_\_\_\_  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: \_\_\_\_\_

Measuring device required:    yes ☐    no ☐

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

215 2003

**TOTAL ACREAGE** \_\_\_\_\_

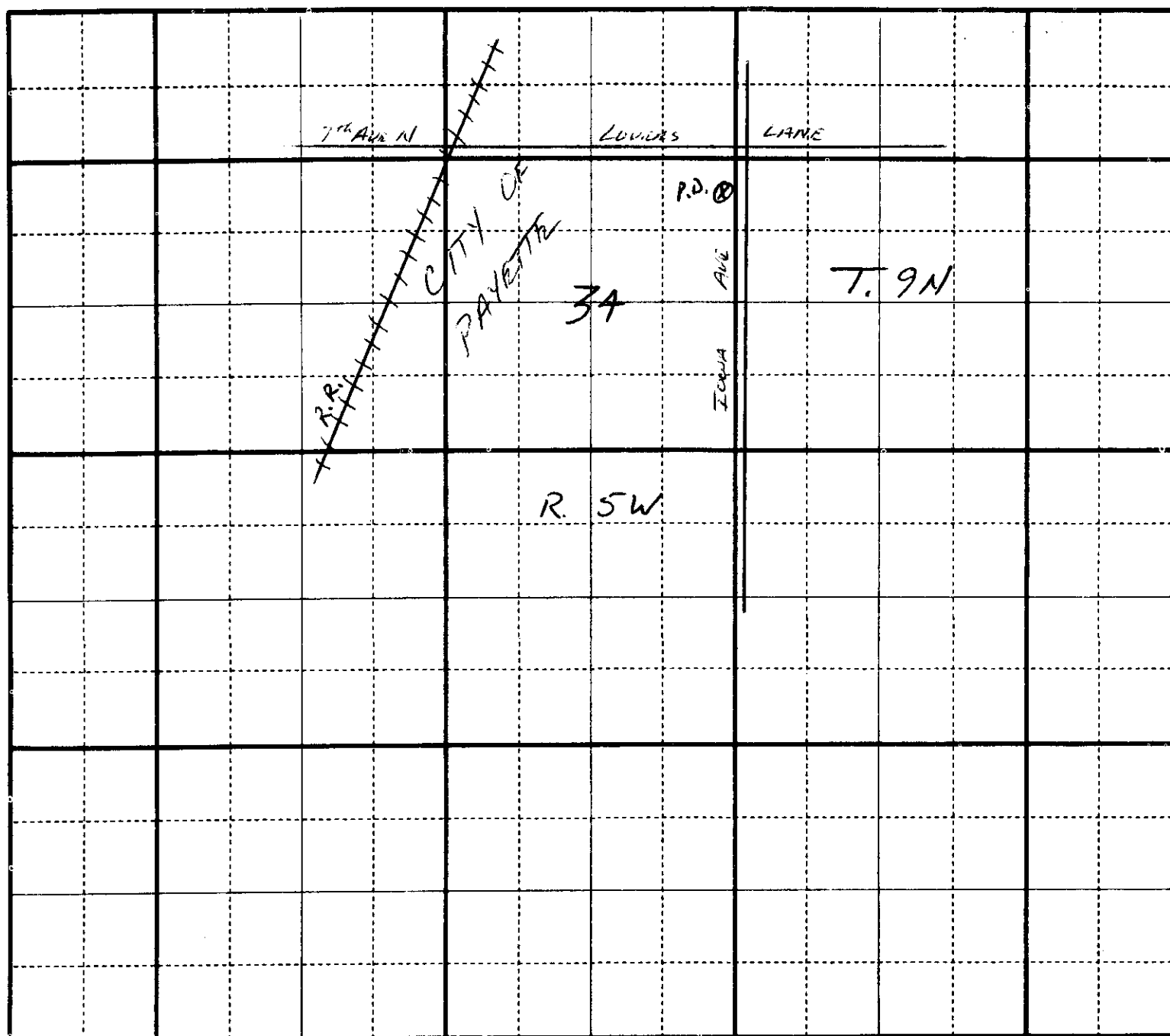


Diagram of System

DATE OF EXAM 10/15/79

ACREAGE  
Found \_\_\_\_\_  
Recommended \_\_\_\_\_

Irrigation Requirement \_\_\_\_\_ Ac Ft/Ac

USE  
Irrigation Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Domestic Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
MUNICIPAL Q= 2.12 cfs V= N/A 1/1 12/30

Is water co-mingled? yes \_\_\_\_\_ no ☒

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Exchange? yes \_\_\_\_\_ no ☒

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

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

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

Total Q measured 950 gpm = 2.12 cfs Method of measurement FLOWMETER

Total Q recommended 2.12 cfs Meter No. 111757 Type SPARKING Condition GOOD

Total V recommended N/A

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:  
 $Q = 950 \text{ gpm} (.00228) = 2.12 \text{ cfs}$  ✓  
 $V = N/A$

SYSTEM DESCRIPTION:  
100hp NEWMAN CENTRIFUGAL PUMP, FRAME #404 TP/DD 3722 PB, 10"  
LINE TO MAIN LINE, 10" WELL, 228' DEEP, APPROX 40' LIFT,  
40 psi to 80 psi OPERATION RANGE.

REMARKS:  
FIVE CITY WELLS CURRENTLY IN OPERATION. THIS WELL IS  
CALLED #15.

Examiner's Signature Charles W. Byrnes Jr Date 12/05/79

Checked by DBS Date 12/20/79

Approved by Reyn Date 3/4/81

RECORDED  
INDEXED  
OCT 26 2000



# STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE  
Environment 801 Reserve Street Boise, Idaho 83702

May 15, 1979

RECEIVED

1979

Department of Water Resources

## MEMORANDUM

TO: David B. Shaw  
FROM: Frank Keller  
RE: Application for Permit No. 65-12214

We have no objections to the issuance of this permit.

*Frank Keller*

FK/ds

RECEIVED

MAY 16 1979

Department of Water Resources  
Western Regional Office

MICROFILMED

JUN 25 1980

EQUAL OPPORTUNITY EMPLOYER



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

(Office at the corner of  
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

August 29, 1979

City of Payette  
700 Center Avenue  
Payette, ID 83661

RE: Permit No. 65-12214

Dear Sirs:

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

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

☒ A field examination of your system has been scheduled for

Monday, October 15th at 11:00 am.

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

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

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

Sincerely,

Kay Walker  
Secretary

MICROFILMED

WELL#15

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 65-12

Name(s) of Permit Holder: CITY OF PAYETTE

Post Office Address: 700 CENTER AVE

PAYETTE ID

Tel. No. 642-2377

Source of Water: GROUND WATER

Extent of Use: ☐ Domestic 2000 (number of households)  
☐ Stockwater \_\_\_\_\_ (number and type of stock)  
☐ Irrigation \_\_\_\_\_ (acres)  
☐ Other \_\_\_\_\_

Measuring Device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

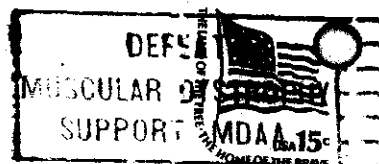
4/13, 1979  
Date

Michael E. Holladay  
Signature of Permit Holder

MICROFILMED

826 CENTER

PAYETTE ID



RECEIVED

AUG 13 1979



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**  
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 384-2215

May 24, 1979

Re: Permit No. 65-12214

City of Payette  
700 Center Avenue  
Payette, Idaho 83661

Gentlemen:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

*David R. Tuthill, Jr.*

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

Enclosures

DRT:  
MICROFILMED

**INTER-DEPARTMENT MEMO — 1**

**DATE** 5/14/79

**FROM** Jim J.

**TO** File

**SUBJECT** Date of priority - changes made on the application

This day I discussed this application with Charlie B. at Western who reviewed it when it came in. The reason the priority date was advanced is because the fee received was \$10 short. Charlie called them and said he would hold it until we received the additional fee which came on 4/5/79.

The type of use was changed to proper definition of use described on the application.

**SIGNATURE**

RECEIVED  
MAY 15 1979  
FBI - WASH DC

STAFF REVIEW - STATE OFFICE

1. \_\_\_\_\_ Name vs. Signature ✓

2. W Source

3. ✓ Point of Diversion

4. 2.23 Amnt. & Period of Use

5. ✓ Descrip. of Diverting Wrks.

6. 5 Time req. for Proof of B/U

7. City of Payette Place of Use for other than irrig.

8. N/A Place of Use for irrigation (add acres)

9. other Property Owner at Pt. of Div. & Pl. of Use

10. ✓ Map

11. 55 Fee & Rec't. No.

Copies Sent To:

yes Idaho Health Department

no Idaho Fish & Game Dept.

1 Bureau of Land Management

NO U.S.F.S.

7 Dept. of Lands

1 Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes X no

Other rights on same land N/A

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. No

ID Power Co. Letter - G.W. & Tribs. Yes

Snake River Condition NO

Payette River Letter 1

Priority Date 4/5/79

Water Quality #16 NO

Water Quality #10 intrastate interstate

Meas. Dev. or Sc. Meas. Yes

Totalizing meter No

Supplemental 1

Right-of-Way Cond. Yes

Watermaster Cond. NO

Meas. Dev. Cond. for apps within a Water Dist. 1

Lois-type changes on items 4 & 8 a(i)

Correct - computer entry for type & place of use.  
Send receipt w/ approved app.

Jim Reviewer  
5/14/79 Date

MICROFILMED

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 65-12214

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

(1) CWB 4/6/79

In form to receipt

(2) CWB 4/1/79

Send Copies to:

☒ Idaho State Health Department sent 4/19  
☐ Idaho Fish and Game Department  
☐ Bureau of Land Management

(3) \_\_\_\_\_

☐ Request Special Use Permit from U.S.F.S.  
☐ Request Easement from B.L.M.  
☐ Request Information from Applicant  
☐ Request Dam Safety Information

(4) CWB 4/6/79

In form for advertising

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

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

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

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

(7) \_\_\_\_\_

Critical groundwater area: yes \_\_\_\_\_ no ☒

(8) \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_ Declining, ☒ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use \_\_\_\_\_

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) KK OK

Affidavit of Publication received(date) 5/7/79

(12) \_\_\_\_\_

Final date for protests 5/7/79  
Protests received: yes \_\_\_\_\_ no ☒

(13) \_\_\_\_\_

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

(14) \_\_\_\_\_

Action recommended:

☒ Approve

De

4/5/79 Proposed Priority

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

☒ Measuring device required

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

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

(15) District W

By dkw Date 5/7/79

I. P. Gwileter  
**RECEIVED**  
MAY 11 1979

Department of Water Resources

MICROFILMED

65-12214

CITY OF PAYETTE

700 CENTER AVENUE, PAYETTE, ID 83661

*Source & Groundwater*

Date Filed: 04/05/1979

Amount: 2.23 CFS

Diversion Point: NENE Sec 34 T 09N R 05W, PAYETTE Co.

Use: DOMESTIC (2.23 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 34 T 09N R 05W

Diversion Means: DEEP WELL TURBINE PUMP & MOTOR

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