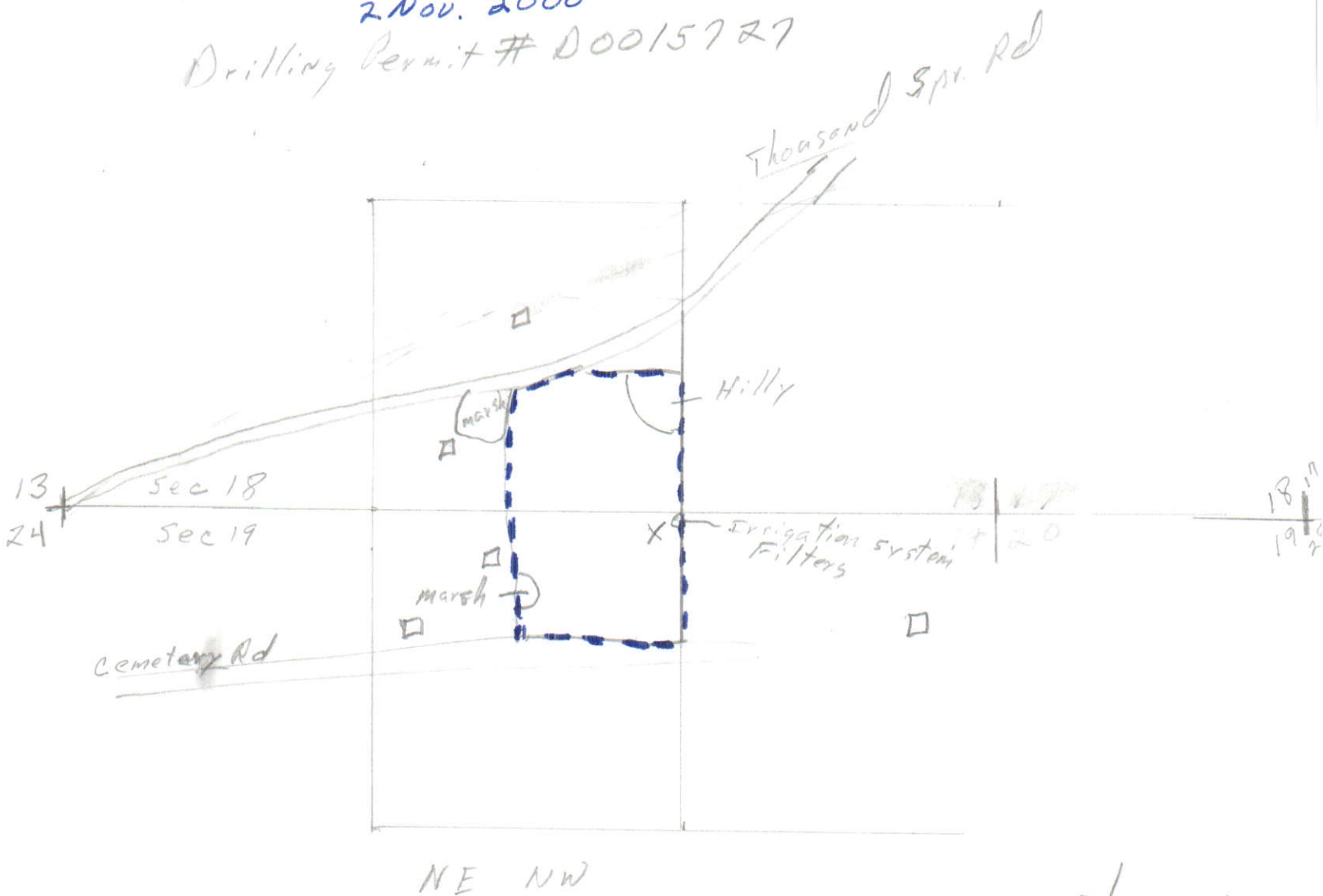


Map for Dept. of Water Resources
 prep by Charles A. Phillips
 2 Nov. 2000

Drilling Permit # D0015727



47 Acres is parcel
 This map is approximate.
 X = well
 □ = existing Houses

↑
 N T 12N R 4W
 2" = 1/4 mile

MICROFILMED
 OCT 19 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
AUG 16 2001

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 67-8061 Telephone No. 208 549-1658

2. Name of Permit Holder(s): Charles A. Phillips

3. Mailing Address: 1226 Mand C. Rd

City Weiser State ID Zip 83672

4. Source of Water: well If GROUNDWATER (well), Date Drilled: mo. 10 / yr. 2000

Well Driller: John Post Drilling Permit Number: could not send
well tag No D 0015727

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock):

Irrigation (No. of acres): 40 Other:

6. Total rate of diversion and/or volume for which proof is submitted: cfs OR 40 acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No X
Has the measuring device been installed? Yes or No X

8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Charles A. Phillips Telephone Number: 208-549-1658

Address: Same as above #1.

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Charles A. Phillips Date: 13 Aug 2001
(include your title, if on behalf of company or organization)

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OCT 19 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 67-08061

Priority: 11/06/2000

Maximum Diversion Rate: 0.84 CFS

This is to certify, that CHARLES A PHILLIPS
1226 MANN CREEK RD
WEISER ID 83672

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS
IRRIGATION	03/01 to 11/15	0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 19, Twp 12N, Rge 04W, B.M. WASHINGTON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N 04W 19					X												

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	
12N 04W 18												20.0					20.0
12N 04W 19					20.0												20.0

Total Acres: 40

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 1, 2002**.
2. Subject to all prior water rights.
3. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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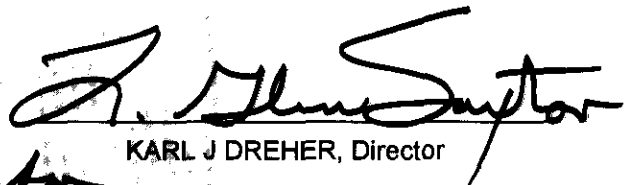
OCT 19 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 67-08061

5. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted for irrigation purposes under this right and shall only divert groundwater under this right for irrigation purposes when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 22nd day of June, 20 01.


for **KARL J DREHER, Director**

MICROFILMED
OCT 19 2001

MAR 27 2001

RECEIVED 00015727

DEPARTMENT OF WATER RESOURCES

NOV 06 2000

APPLICATION FOR PERMIT

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of Applicant Charles A. Phillips Phone 208 549-1658
Post Office address 1226 Mann Ct. Rd, Weiser, ID 83622
2. Source of water supply well which is a tributary of N/A
3. Location of point of diversion is NE 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____
Sec. 19 Township 12N Range 4W B.M. Washington County; additional points of
diversion if any: I believe this well in section 19 it is close to section 18.
4. Water will be used for the following purposes:
Amount .045 gps for Dwelling - Household purposes from 1/8 Jan to 31 Dec (both dates inclusive) 2 AF
(cfs or acre-feet per annum)
same water cap Amount 60 gps for Frost Control purposes from 1 April to 31 June (both dates inclusive) 6 AF
(cfs or acre-feet per annum)
Amount 860 gps for Irrigation purposes from 1 May to 11/15 (both dates inclusive) 10 AF
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
gps = gallons per minute - Don't know gps conversion to acre-ft.
5. Total quantity to be appropriated is (a) .84 and/or (b) 65 gps
cubic feet per second cap acre-feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 8" well, 5 HP pump, pipelining, Drip Irrigation system.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive. Permit required
c. Proposed well diameter is 8" inches; proposed depth of well is 600 feet.
d. Is ground water with a temperature of greater than 85°F being sought? 66°F NO
e. If well is already drilled, when? 10/27/00; Drilling firm Treasure Valley Drilling & Pump Inc
Well was drilled for (well owner) APPLICANT
7. Time required for completion of works ready for and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1 House hold
e. Other; describe fully. _____

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NOV 10 2000

2 Nov 00

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	4W	19					20												20
12N	4W	18											20						20
12N	4W	19					D												0

Total number of acres to be irrigated 40

10. Describe any other water rights used for the same purposes as described above. 45 acre ft. Mann Cr. Res.
~~with this water is to be used to supplement Reservoir water. Need water until Sept 30~~

11. a. Who owns the property at the point of diversion? Charles A. Phillips / for orchard. At least 50
 b. Who owns the land to be irrigated or place of use? Charles A. Phillips / 50 years Res. is short.
 c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing:

12. Remarks: Mann Cr. Res. often has water only into August. To grow orchard I need water until 15 Sept for crops and 30 Sept. to keep them alive. Well supplements irrigation water for Res. Res short 50 70 years on ditch I am on.

13. MAP OF PROPOSED PROJECT ATTACHED yes Show clearly the proposed point of diversion, place of use, section number, township and range number.

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

check for
\$2500
Enclosed
#632

Charles A. Phillips
 (Applicant)

Received by Rh Date 11/16/00 Time 10:00 Preliminary check by Ly
 Fee \$ 2500 12500 Received by Rh Rh # W027130 Date 11/16/00
 Publication prepared by Rh Date 12/27/00 Published in WEISER SIGNAL
 Publication approved Rh Date 2-6-01 1/4 & 11/2001

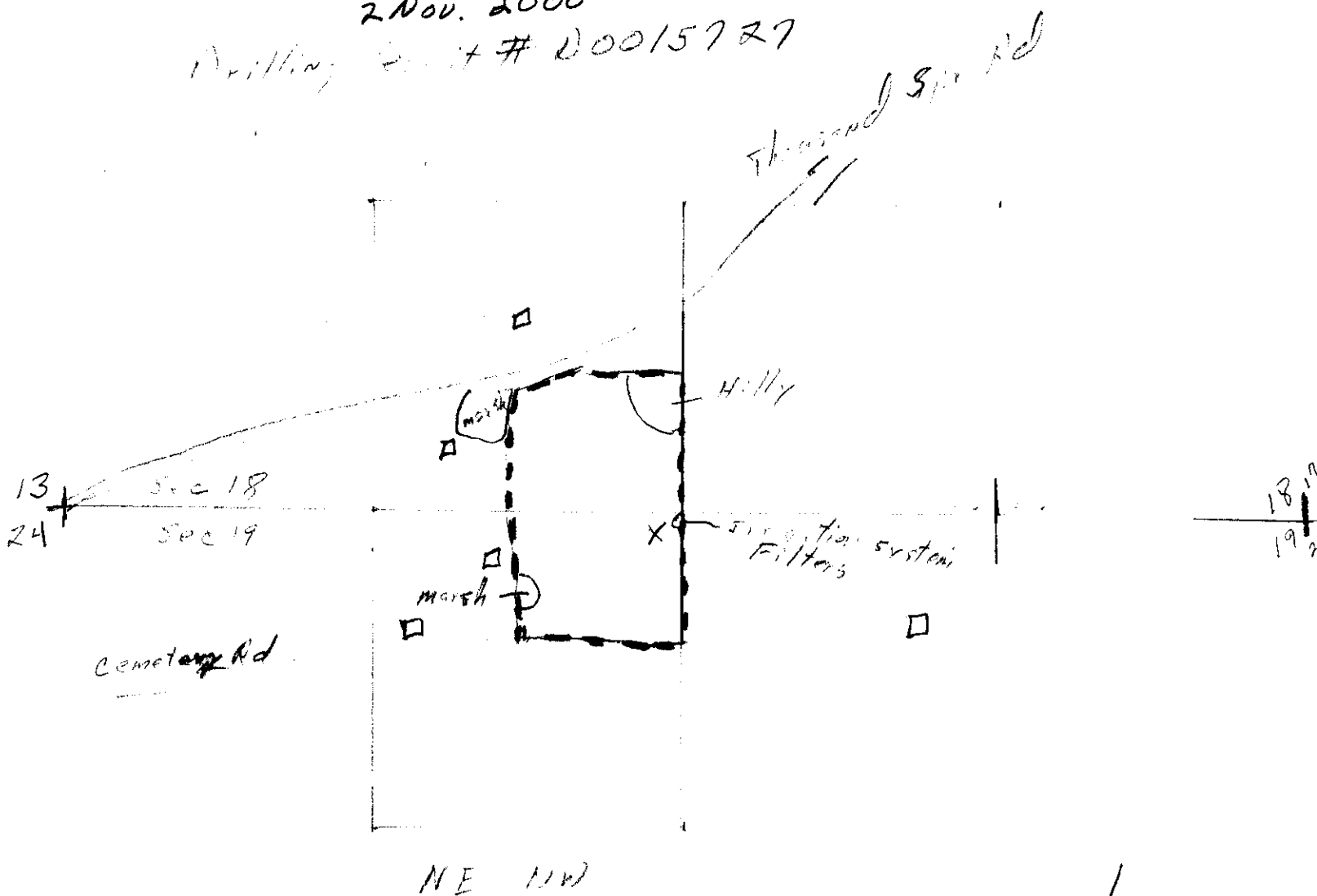
11129100 W027182

MICROFILMED

907 13 2001

Map for Dept. of Water Resources
 prep by Charles A. Phillips
 2 Nov. 2000

Drilling Permit # 20015727



47 Acres is parcel
 This map is approximate.
 X = well
 □ = existing Houses

↑ N
 T 12N R 4W
 2" = 1/4 mile

MICROFILMED
 OCT 13 2000



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

July 6, 2001

CHARLES A PHILLIPS
JUDY A PHILLIPS
1226 MANN CREEK RD
WEISER ID 83672-5528

9501

response
-ss

RE: Snake River Basin Adjudication (SRBA)
Water Rights #67-8061, 67-10882, 67-14259, 67-14261

Dear Water Right Holders:

Permit

Mail sent to you by the SRBA Court was returned to the SRBA Court by the Postal Service. We received the returned mail on July 2. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list **any other water rights you have**, and return this letter by July 31, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

Telephone No.

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

67-8061 W.A.
67-18882
67-14259
67-14261



NAME AND ADDRESS:

CHARLES A PHILLIPS
JUDY A PHILLIPS
6201 TIGNER RD
CASHMERE, WA 98815

PHIL201* 988152010 1699 05 12/19/00
FORWARD TIME EXP RTN TO SEND
PHILLIPS
1226 MANN CREEK RD
WEISER ID 83672-5528

RETURN TO SENDER

988152010





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

September 6, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CHARLES A PHILLIPS
1226 MANN CREEK RD
WEISER ID 83672

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 67-08061

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions, please contact the **Western** Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

OCT 13 2001

RECEIVED

AUG 20 2001

Department of Water Resources

RECEIVED

AUG 16 2001

WATER RESOURCES
WESTERN REGION

14 August 2001

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

Dear Department of Water Resources

I am submitting PROOF OF BENEFICIAL USE form with this letter. My request for water rights included 40 acre feet of water to use when the Mann Creek Reservoir was unable to supply irrigation water. As of August 10, 2001 the irrigation water was not available. Therefore since that date, I have been using the well and water rights to irrigate the small pear trees planted this spring or in the future to have water to finish my crops.

I use the well about 2 of 3 or 1 of 2 days for 10 hours per day to water the trees. I use the water through a drip irrigation system. The variance in use depends on the temperatures. Hot days over 100 degrees need irrigation more often.

The pipe from the well to the drip irrigation is a temporary arrangement and will be removed between 1-15 Sept. I am sorry about the short time frame for inspection but the arrangement for the water rights allows only use of water short years and then only after the other irrigation is used.

My phone number is 549 1658. I would like to be present when the inspection is made so I can answer any questions. If you would like I can show the inspector how the operation works and estimates of the water used can be made.

Sincerely



Charles A. Phillips

cc: Regional office

MICROFILMED

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 67-8061

Reviewed By: dgibson

Date: September 6, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		D0015727
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W027130, W028192	Well driller's report filed?	X	
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		08/16/2001
Date proof due	-	06/01/2002
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	11/06/2000
New priority date	=	11/06/2000

Deficiencies of Actions Items

Acknowledge proof. Send a copy of the customer's letter to Western Region.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

June 25, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CHARLES A PHILLIPS
1226 MANN CREEK RD
WEISER ID 83672

RE: Permit No. 67-8061

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

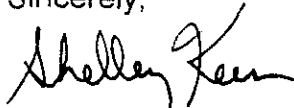
MICROFILMED

JUN 29 2001

Also, 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:klr

Enclosure(s)

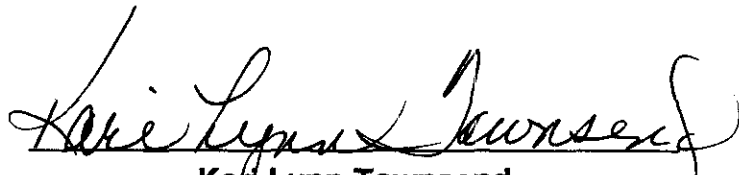
MICROFILMED
OCT 16 2001

CERTIFICATE OF MAILING

I hereby certify that on June 25, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 67-8061

**CHARLES A PHILLIPS
1226 MANN CREEK RD
WEISER ID 83672**

A handwritten signature in black ink, reading "Karl Lynn Townsend", written over a horizontal line.

**Karl Lynn Townsend
Secretary**

**MICROFILMED
OCT 13 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).

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

OCT 19 2001

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

Reviewed by Sharla Curtis on 4/16/01
CJB

No. 67-080101 Name CHARLES PHILLIPS Corp. Officers _____ Ad ok ☒ Govt Lots _____

AREA OF CONCERN: No/Yes MIT Moratorium No GWMA TRUST/NON-TRUST

~~GROUNDWATER~~ (✓Flow Chart) WATER DIST #67

~~Basin 34~~ - ~~P23~~
Basin 34 - 084 (if necessary)
Irr. w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

~~Supp irr (irr = only use)~~ - 065-104
✓ ~~Supp irr (irr = only use)~~ - 065-104
≤ 0.24 cfs/5 acres - No MD
✓ ~~Supp irr (irr = only use)~~ - 065-104

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
42-248 Area - P84
Swan Falls Flag -
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
✓ ~~STORAGE~~ ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
✓ ~~STORAGE~~ > 5 ac - R62/R63/R64 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-106(P10)
FISH PROP - 029(70'S only)-007-042-106 (P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 6 / 01 / 2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period:
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response _____
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE _____
In-stream development - P52
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-106 (P10)
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
~~DOMESTIC~~
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr. ~~use~~ ~~use~~ ~~use~~ - WB6
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
~~Use definitions~~ - W02 example - S/50 range W01
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON 3/1 - 11/15 (Per updated map)

IRR VOLUME/ACRE 3.5/4.5

OTHER CONDITIONS/REMARKS

Shapefile created

COMMENTS

POV comparison ✓ PROCESSED RESPONSE WHILE AC. FOR
67-14259 & 67-14261 COMPLETED.

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
JAN 27 2001
Department of Water Resources

INITIAL REVIEW BY: Ly DATE: 12/5/00 APPLICATION: 67-08061

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid
- Gov't. Lots:
☒ P/D
☒ P/U

ADDITIONAL INFORMATION

Y ADVERTISE REMARK(S)
(Reviewer identify which remarks)

have T FLAG CHANGED TO P FLAG

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☐ ☒ Overlapping point of diversion.
- ☐ ☒ Critical groundwater area:
- ☐ ☒ Groundwater management area:
- ☐ ☒ 1992 moratorium:
- ☐ ☒ Surface water source, IDFG letter needed.
- ☐ ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☐ ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☐ ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ ☐ Mitigation plan: Check any that apply.
- ☐ ☐ immediate = acceptable plan required and submitted.
- ☐ ☒ future = open areas, acceptance of condition of approval is in file.
- ☐ ☒ Send power requirement letter &/or fish farm requirement letter.
- ☐ ☒ Power residency affidavit:
- ☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☐ ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

request to process, amended appl, more
drilling & (upgrade fee)

Date Requested 11/22/00 Date Response Received 11/29/00

PROCESSING

APP. NO. 7-08061

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☐ ☒ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☐ ☒ Water Dist. #
☐ ☒ Water Planning Bureau
☐ ☒ Other

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☐ ☒ Final date for protest 1/22/2001
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Water delivered by water master? District #
☒ ☐ Special conditions of approval or cover letter: 121,046

See below for additional information

Recommended Date or Priority 11/29/00
Recommended by: Day Date: 3/22/01

ADDITIONAL INFORMATION:

NEEDS shape file. -JL 12/27/00

SD-0111
ADD COMMENT

Id: Department of Water Resources
Comment Addition

Date: 12/05/00
Time: 12:38:40

Water Right Number: 67-08061

FIRST PAGE

Comment Date: 12/ 5/2000 User ID: LGRAVES

Subject: MORE INFO

Per Applicant: Groundwater will be used to supplement surface
water. Domestic use is for 1 home.

Per IDWR: Priority date advanced to date amended application was
received. Applicant upgraded domestic drilling permit no.
D0015727 to irrigation via receipt no. W027182.

(Enter=Add)

(GOLD4=Prev) (GOLD5=Next)

Nº 1353

RECEIVED

FEB 02 2001

WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Washington } ss.

Sarah Bdes, being duly sworn,
deposes and says:

That he/she is the Clerk of
THE WEISER SIGNAL AMERICAN, a bi-weekly news-
paper published at Weiser, in the County of Washington
and State of Idaho; that said paper has been and is in
general circulation in the county aforesaid, and in the
vicinity of Weiser; 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 in a supplement; that said paper has been estab-
lished 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
January 3 2001, and ending
with the issue of January 10 2001

Fees \$ 152.42
Sarah Bdes

Subscribed and sworn to before me this 10

day of January 2001

Judith A. Parsons
Notary Public, residing at Weiser, Idaho

My commission expires 02 02

No. 1353

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed to
appropriate the public waters of the State of Idaho:

67-8060
BEVERLY SHAFFER
R. JOSEPH SHAFFER
2963 FARM TO MARKET RD.
MIDVALE, ID 83645
Source: GROUNDWATER
Diversion Pt: NENWSE Sec 1 T 12N R 03W in
WASHINGTON County
Use: IRRIGATION (3/15 to 10/31 1 CFS 0 AFA)
Use: STOCKWATER (1/01 to 12/31 0.02 CFS 0
AFA)
Total Diversion: (1 CFS)
Date Filed: 11/02/2000
Place of Use: IRRIGATION AND STOCKWATER
Twp 12N Rge 03W Sec 1 NWSE SWSE
Number of Acres 68

67-8061
CHARLES A. PHILLIPS
1226 MANN CR. RD.
WEISER, ID 83672
Source: GROUNDWATER
Diversion Pt: NENENW Sec 19 T 12N R 04W in
WASHINGTON County
Use: DOMESTIC (1/01 to 12/31 0.04 CFS 0 AFA)
Use: IRRIGATION (3/01 to 11/15 0.8 CFS 0 AFA)
Total Diversion (0.84 CFS)
Date Filed: 11/06/2000
Place of Use: DOMESTIC
Twp 12N Rge 04W Sec 19 NENW
Place of Use: IRRIGATION
Twp 12N Rge 04W Sec 18 SESW
Twp 12N Rge 04W Sec 19 NENW
Number of Acres 40

Permits will be subject to all prior water rights.
Protests may be submitted based on the criteria of
Sec. 42-203A, Idaho Code. Any protest against
the approval of this application must be filed with
the Director, Dept. of Water Resources, 2735 Air-
port Way, Boise, Idaho 83705-5082 together with
a protest fee of \$25.00 for each application on or
before 01/22/2001. The protestant must also send
a copy of the protest to the applicant.

KARL J. DREHER, Director
Published on January 4 and 11, 2001. 94-2S

MICROFILMED

2001 FEB 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

12/27/2000

Weiser Signal
PO Box 709
Weiser ID 83672

RE: Application for Permit Nos. 67-8060 and 67-8061

Dear Legal Notice Department:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before January 22, 2001. Your cooperation is appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Sue Taylor for".

Sue Taylor
Secretary/Office Coordinator

Enclosure

MICROFILMED

OCT 19 2001

The following Application(s) have been filed to appropriate the public waters of the State of Idaho:

67-8060

BEVERLY SHAFFER
R JOSEPH SHAFFER
2963 FARM TO MARKET RD
MIDVALE ID 83645

Source: GROUND WATER

Diversion Pt: NENWSE Sec 1 T 12N R 03W in WASHINGTON
County

Use: IRRIGATION (3/15 To 10/31 1 CFS 0 AFA)

Use: STOCKWATER (1/01 To 12/31 0.02 CFS 0 AFA)

Total Diversion: (1 CFS)

Date Filed: 11/02/2000

Place of Use: IRRIGATION AND STOCKWATER

Twp 12N Rge 03W Sec 1 NWSE SWSE
Number of Acres 68

67-8061

CHARLES A PHILLIPS
1226 MANN CR RD
WEISER ID 83672

Source: GROUND WATER

Diversion Pt: NENENW Sec 19 T 12N R 04W in WASHINGTON
County

Use: DOMESTIC (1/01 To 12/31 0.04 CFS 0 AFA)

Use: IRRIGATION (3/01 To 11/15 0.8 CFS 0 AFA)

Total Diversion: (0.84 CFS)

Date Filed: 11/06/2000

Place of Use: DOMESTIC

Twp 12N Rge 04W Sec 19 NENW

MICROFILMED

OCT 18 2001

Place of Use: IRRIGATION

Twp 12N Rge 04W Sec 18 SESW

Twp 12N Rge 04W Sec 19 NENW

Number of Acres 40

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 01/22/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on January 4 and 11, 2001.

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ULT : 5 2001

RECEIVED

NOV 29 2000

WATER RESOURCES
WESTERN REGION

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

CHARLES PHILLIPS

Mailing Address

1226 MAWN CK RD

WEISER ID 83672

Application No.
(if known)

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

 / WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Charles A. Phillips

Date

11-27-00

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

MICROFILMED

OCT 13 2000

Idaho Department of Water Resources Receipt

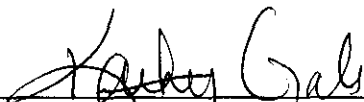
Receipt ID W027182

Payment Amount Date Received Region Status
Payment Type Check Number

Payer
Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$125.00	PERMITS	0229	21	62103	1155



Signature Line (Dept. Representative)

MICROFILMED

NOV 30 2000

Dear Mr. Phillips,

Please initial the changes on the application, sign the attached request to process form and return both to my attention with \$125 drilling permit upgrade fee. You've already paid \$75 for a domestic drilling permit. An irrigation well is \$200. Call if you have any questions. Thank you
Loi Greaves

MICROFILMED

OCT 19 2001

returned 11/22/00

