

1 well exists (Lucas)

1 well proposed

See 4/17/98 review notes

in file & possible transfer (not needed)

at time of appl.

Processing for 67-08014

-R

L L E Y

LITTLE

WEISER

RIVER

ORDER

add

Processed for New Acres

67-08014

OAC New Dev.

12

40

40

30

10

10

10

10

10

10

10

(2) P/D's

40

40

40

40

40

40

40

40

40

40

40

38

38

38

38

38

38

38

38

38

38

38

38

New Development

Acres

#67-8014 Application

John R Schwenkfelder

T14N R1W

NO gov't lots -R 2/13/98

AUG 10 1998

Affidavit of Publication:

STATE OF IDAHO } ss.
County of Washington }

Stuart Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began May 7, 1998, and ended May 14, 1998.

Stuart Dopf

Subscribed and sworn to before me this 26th day of

May, 1998.

John C. Demery

Notary Public in and for the State of Idaho, residing at Cambridge, Idaho 83610.

RECEIVED

MAY 27 1998

WATER RESOURCES
WESTERN REGION

MICROFILMED
AUG 10 1998

NOTICE OF APPLICATION FOR WATER RIGHT

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

67-08014

SCHWENKFELDER, JOHN R
SCHWENKFELDER, ROYCE A
5500 W OLD SCHOOL LN
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: NWNW Sec 14 T 14N R 02W in WASHINGTON County.

Use: Irrigation
Total Diversion: { 5.000 CFS)
5.000 CFS)

Date Filed: 2/4/1998

In: WASHINGTON County
T14N R02W S11

NESW	SWSW	SESW	NESE
SWSE	SESE		
NENE	NWNE	SWNE	NENW
NWNW	SWNW	SENW	NWSE

452.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

67-08018

LANDRETH, RANDY
2670 GRAVELLE
CAMBRIDGE, ID 83610

Source: GROUNDWATER

Diversion Pt: NENE Sec 21 T 14N R 02W in WASHINGTON County.

Use: IRRIGATION (4.000 CFS)
IRRIGATION STORAGE (400.00 AF)
IRRIGATION FROM STORAGE (400.00 AF)
COMMERCIAL (1.000 CFS)
FISH PROPAGATION (4.000 CFS)
FISH PROP. STORAGE (4.000 CFS)
DIVERSION TO STORAGE (4.000 CFS)
Total Diversion: (4.000 CFS)

Date Filed: 1/28/1998

In: WASHINGTON County
T14N R02W S16
S21

SESW	NWSE	SWSE	SESE
NENE	NWNE	SENE	NENW
NWNW	NESE		
SWNW	NWSW		

400.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

67-08020

MEYER, MILTON
2004 GRANGER RD
INDIAN VALLEY, ID 83632

Source: GROUNDWATER

Diversion Pt: NWSW Sec 21 T 13N R 01W in WASHINGTON County

Use: IRRIGATION (11.020 CFS)
Total Diversion: (11.020 CFS)

Date Filed: 4/14/1998

In: WASHINGTON County
T13N R01W S16
S20

NESE	SWSE	SESE	
NENE	SWSW	NESE	NWSE
SWSE	SESE		
S21	NENE	NWNE	SWNE
	NWNW	SENE	NENW
	SWSW	SESW	NWSW
S28	NWNE	NENW	NWSE
S29	NENE		

770.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

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, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before MAY 26, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 5/7/1998 & 5/14/1998

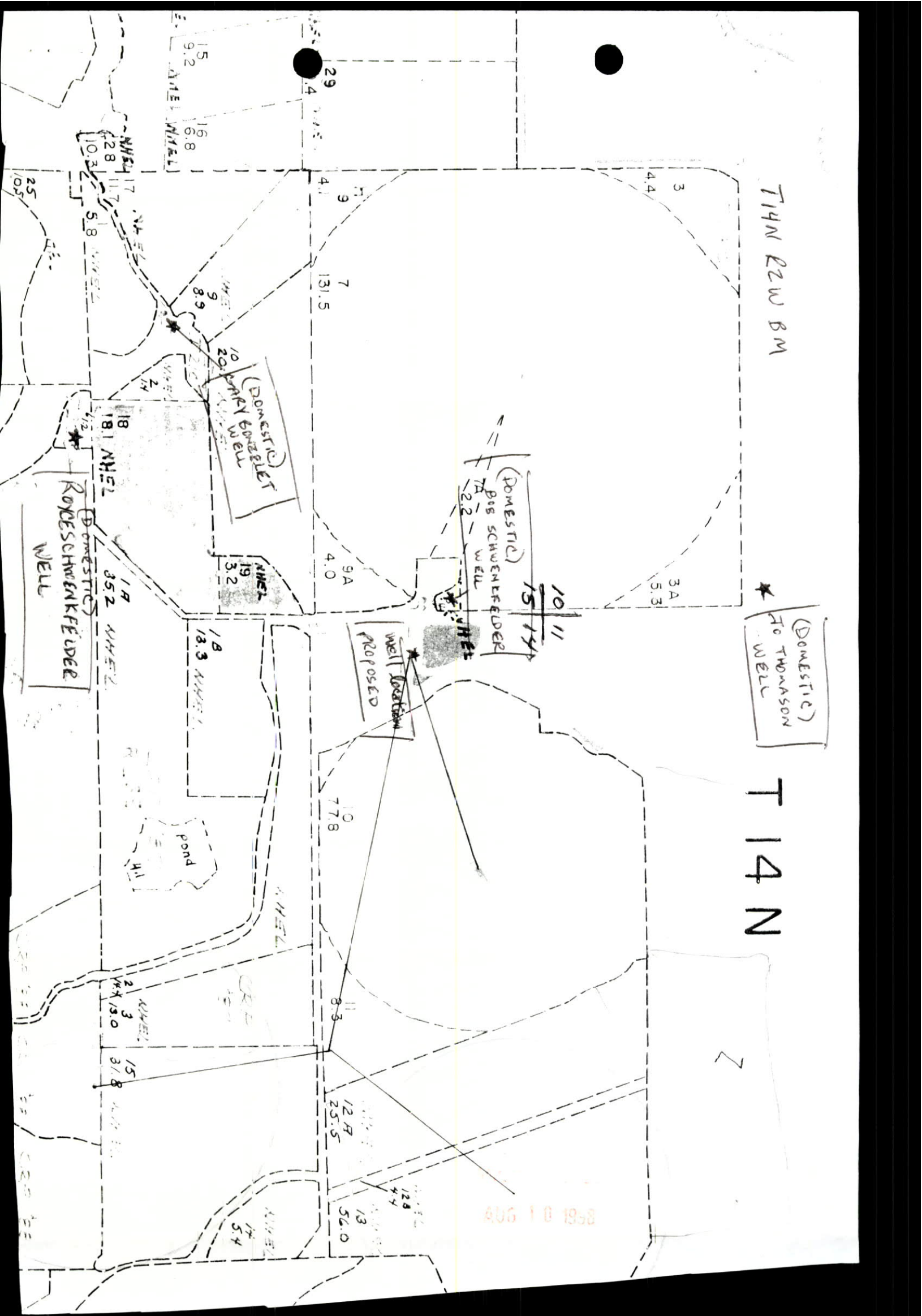
T14N R2W BM

(DOMESTIC)
TOMASON
WELL

T 14 N

2

AUG 10 1958



**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF LASED) PERMIT NO. 67-08014 IN THE) NAME OF JOHN R. SCHWENKFELDER) AND ROYCE A. SCHWENKFELDER) _____)	REINSTATEMENT ORDER
--	----------------------------

This matter having come before the Idaho Department of Water Resources ("Department"), the Department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On June 22, 1998, the Department issued Permit No. 67-08014 to John R. Schwenkfelder and Royce A. Schwenkfelder ("permit holders") authorizing the diversion of 5.0 cubic feet per second (cfs) of water from Groundwater to be diverted for irrigation use in parts of Section 22, Township 14 N, Range 02 W, B.M., Washington County. A condition of permit approval required the permit holder to submit proof of beneficial use of water ("proof") to the Department on or before July 1, 2001.

2. On April 30, 2001, the Department notified the permit holder that proof was due and instructed the permit holder of the steps to be taken to submit the proof or a Request for Extension of Time ("extension request").

3. On June 26, 2001 the Department received an extension request from the permit holders requesting a one-year extension for filing proof on this right. On June 27, 2001 the Department approved an extension request for filing proof of beneficial use until July 1, 2002.

4. On April 30, 2002, the Department notified the permit holders that proof was due and instructed the permit holders of the steps to be taken to submit the proof or an extension request.

5. On July 6, 2002, the Department sent the permit holder a lapse notice, since the Department had not received an acceptable proof or extension request.

6. On September 5, 2002, the permit holder submitted Proof of Beneficial Use with the required license examination fee to the Department.

CONCLUSIONS OF LAW

1. Section 42-218a.2, Idaho Code, authorizes the Department to reinstate a permit with the priority date advanced to the day that proof of beneficial use was received upon reasonable cause.
2. The permit holder has shown reasonable cause why the Department should reinstate the permit with the priority advanced to the date that proof and the license examination fee were received.

ORDER

IT IS HEREBY ORDERED, that Permit No. 67-0814 in the name of John R. Schwenkfelder and Royce A. Schwenkfelder is **REINSTATED** with the priority advanced to **September 5, 2002**.

Dated this 12th day of September, 2002.


L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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. 67-8014 Telephone No. _____
2. Name of Permit Holder(s): John R. Schwankfeldt
3. Mailing Address: 5500 W. Old School Ln
City Meridian State ID Zip 83642
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. Nov / yr. 2001
Well Driller: Uhlencoff Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 280 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 5000 cfs OR _____ 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 _____
Has the measuring device been installed? Yes X or No _____
8. Fee Enclosed: \$ _____ (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: _____ Telephone Number: _____
Address: _____
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: [Signature]
(include your title, if on behalf of company or organization)

Date: Sept 5, 02

MICROFILMED

OCT 6 2 2002

#50.00 01

RECEIVED
C054524
JUN 26 2001STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIMETO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 67-8014
 Name(s) of Permit Holder: John R. Schwenkfelder
 Address: 5500 W. Old School City Meridian State ID Zip 83642
 Telephone No. 208/887-3540 Date Proof is Due: July 1, 2001

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

None

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Work was intended to start this spring
by Tim Uhlenkott Drilling - presently he
will not be in the area until fall.
Our intention if extension is granted is to
complete project by Jan 31, 2002

Permit holder(s) request an extension to June 31, 2002 (full year)

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

APPROVED and the time within which to submit proof of beneficial use
is extended to July 1, 2002.Signed this 27th day of June, 2001

L. Glen Saxton
 L. Glen Saxton, Chief
 Water Allocation Bureau

MICROFILMED

JUN 26 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
INSTRUCTIONS FOR EXTENSION OF TIME REQUEST
TO SUBMIT PROOF OF BENEFICIAL USE

If the water right development authorized by your permit is not complete and you need more time to submit proof of beneficial use of water under your permit, please read the following:

Under the provisions of Section 42-204, Idaho Code, the department can extend the proof due date of your permit only once, and then only if you can demonstrate that you have been pursuing development of the permit with due diligence.

The Request for Extension of Time form requires that you indicate the extent of development that has occurred, the cost, and the reason(s) the work has not been completed. This information must be provided in enough detail to show due diligence. Examples of work performed are: well drilled, pump installed, 10 acres now irrigated, fish propagation ponds constructed, sprinkler system purchased, etc.

If no work has been accomplished, the statutes provide that the Request for Extension of Time must be denied. **Lack of financial resources, the state of the economy or personal illness usually cannot be considered adequate reasons to approve a Request for Extension of Time.**

EXCEPTIONS TO ONLY ONE EXTENSION

The proof due date for a permit that has not been developed for one of the following reasons may be granted one or more extensions of time even though no work has been accomplished:

- When there is a lack of a required consent or final approval from a federal government agency (**evidence of delay must be submitted with the request**), i.e. right-of-way easement or land classification such as Desert Land Entry or Carey Act.
- When litigation related to title of the water has prevented development of the permit (**evidence must be submitted with the request**).
- When the water project is of a large scale -- storage of more than 10,000 acre-feet or diversion of more than 25,000 acre-feet in one irrigation season for an irrigation project of at least 5,000 acres.
- When the water right permit is held by the United States of America (**reason for request must be submitted**).

A non-refundable filing fee of \$50.00 must accompany the Request for Extension of Time form.

NOTE that in no case should a Proof of Beneficial Use form and a Request for Extension of Time form both be submitted. If your water development project is completed, then the proof of beneficial use form should be completed and returned. If the project is started but not completed, then the Request for Extension of Time form should be completed and returned in compliance with the guidelines above. If the project has not been initiated and does not fit into one of the exceptions listed above, then neither form should be returned and the permit will lapse and become of no further force nor effect.

MICROFILMED

APR 2 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-08014

Proposed Priority: February 4, 1998 Maximum Diversion Rate: 5.00 CFS

This is to certify, that JOHN R SCHWENKFELDER
ROYCE A SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642

has applied for a permit to appropriate water from: **GROUNDWATER**

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>
IRRIGATION	04/01 to 10/31	5.00 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 14, Township 14N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
14N	02W	11	NESW 12.0	SWSW 40.0	SESW 40.0	
			NESE 30.0	SWSE 40.0	SESE 10.0	172.0
		14	NENE 10.0	NWNE 40.0	SWNE 40.0	
			NENW 40.0	NWNW 30.0	SWNW 40.0	
			SENW 40.0	NWSE 40.0		280.0

Total number of acres irrigated: 452.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 2001.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

APPROVED

APR 10 1998

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

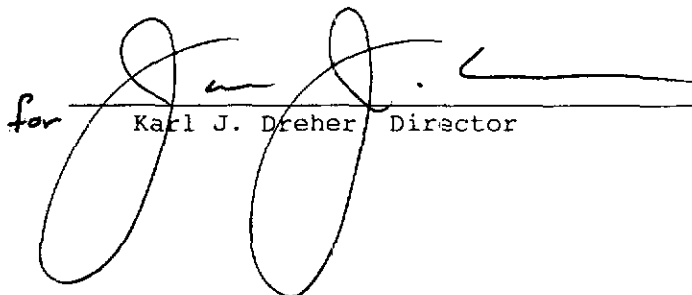
NO. 67-08014

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. 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 needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary 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.
9. Two points of diversion are located within NWNW, S14, T14N, R02W.
10. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.

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, 1998.

for  Director

67-08014-1
6/24/98

Ident. No. 67-08014

RECEIVED

JUN 17 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name: JOHN R SCHWENKFELDER 208-322-4177
Address: 5500 W OLD SCHOOL LN
MERIDIAN ID 83642
OR
Name: ROYCE A SCHWENKFELDER 208-257-3591
Address: 3381 SCHWENKFELDER LN
CAMBRIDGE ID 83610
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NWNW Sec. 14, Township 14N, Range 02W
WASHINGTON County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	04/01	11/01 10/31	5.000		
5. Total quantity to be appropriated is:
5.000 CFS (and/or) AF
6. Proposed diverting works: - SEE COMMENTS -
 - a. Description of ditches, flumes, pumps, headgates, etc.
DRILLED WELL WITH CENTER PIVOT/SPRINKLER 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.
 - c. Proposed well diameter is 16 inches; proposed depth of well is 350
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 3 year(s).

+ d'base update per dept. standards.
-JL 2/13/98

8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
14N 02W 11	NESW 12	SWSW 40	SESW 40	172
	NESE 30	SWSE 40	SESE 10	
14	NENE 10	NWNE 40	SWNE 40	
	NENW 40	NWNW 30	SWNW 40	280
	SESW 40	NWSE 40		

Total number of acres irrigated: 452

9. a. Who owns the property at the point of diversion?
APPLICANT
- 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.

10. Remarks:

APPLICANT AGREES TO CONDITION OF APPROVAL TO MITIGATION IN THE
FUTURE IF REQUIRED BY THE DIRECTOR.
~~2 points of diversion in LEGAL~~

11. Map of proposed point of diversion and place of use attached? ☒

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.

J. R. Schubert
Applicant

Received by JFW Date 2/4/98 Time 4:00PM Preliminary check by

Fee \$ 180.00 Received by JFW # W0234 23 Date 2/4/98

Publication prepared by ST Date 4-30-98 Published in Upper City News

Publication approved ST Date 6-2-98

APPROVED
2/5/98

* P/O info deleted, is in Comments. Mitigation Remark re-formatted to use
std. language & avoid upper case. Database updated 2/19/98.
-82

Ident. No. 67-08014

Comments: Date: 2/ 4/1998 User-ID: JWESTRA

Subject: APPLICATION

The applicant would like to develop additional groundwater for the irrigated acreage under #67-07561 (1 cfs for 272 acres), and supplement Little Weiser surface water on 50 acres. New development for irrigation will include 180 acres, see map. 2 P/Ds -Existing well under #67-07561 and an additional new well will be drilled. (expansion of existing irrigation/pivot system).

APPROVED
FEB 10 1998

1 well exists (located)

1 well proposed

See 4/17/98 revised notes

in file possible transfer (not needed at time of appl)

Access for

-R

LL E Y

LITTLE

Sand

WEISER Sand

Sand

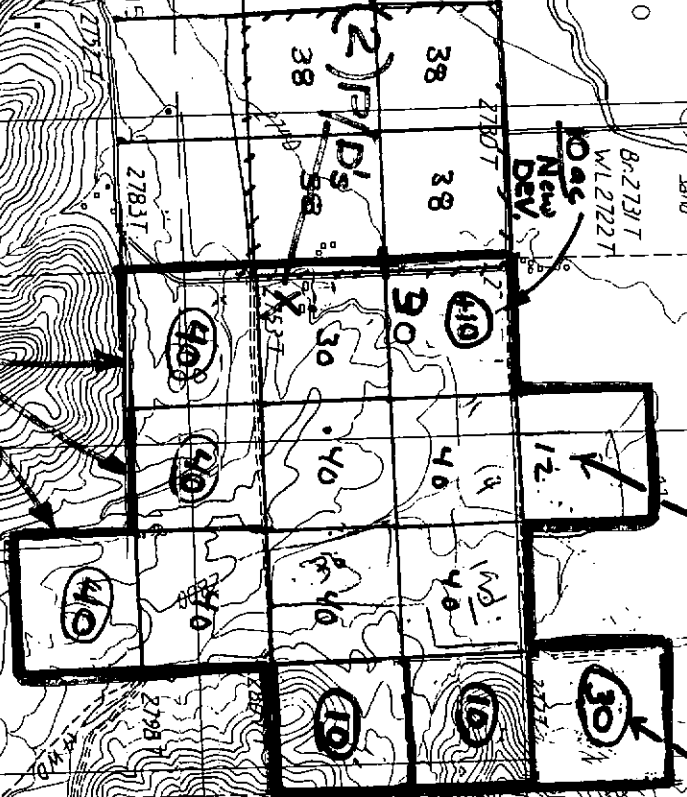
Sand

Sand

RIVER

add

License for New Area



#67-8014 Application

John R Schwenkfelder

TRIN RIV

NO gov't lots -R 2/13/98



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

September 12, 2002

KARL J. DREHER
Director

JOHN R SCHWENKFELDER
ROYCE A SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 67-8014

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted more than 60 days after the lapse notice was issued. Please note that the priority date has been advanced to **September 5, 2002**, the date the proof and license examination fee were submitted to the department, as provided in Section 42-218a(2), Idaho Code.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, please contact the **Western Regional Office** of the department in Boise at (208) 334-2190.

Sincerely,

Deborah Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region
John Westra

MICROFILMED

OCT 9 2 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 67-8014

Reviewed By: dgibson

Date: September 11, 2002

	<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.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		W029676	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?	X	
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	09/05/2002
Date proof due	- 07/01/2002
Lapse notice sent	- 07/05/2002
No. of days late	= 62
Holiday allowance	+
Priority date	+ 02/04/1998
New priority date	= 09/05/2002

Deficiencies of Actions Items

Acknowledge proof, reinstate permit. Issue Order advancing priority date to 9/5/2002.

Well construction reviewed drilling permit & sh'd for acceptance of proof.

July 5, 2002

ROYCE A SCHWENKFELDER
JOHN R SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN, ID 83642

LAPSE NOTICE

RE: PERMIT NO. 67-8014

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in the proof due notice dated July 5, 2002. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

Sincerely,

L. Glen Saxton, Chief
Water Allocation Bureau

Enclosures

MICROFILMED

JUL 8 2 2302

CERTIFICATION OF MAILING
I hereby certify that on 7/5/02
a ~~copy~~ original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

dy



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 1, 2002

ROYCE A SCHWENKFELDER
3381 SCHWENKFELDER LN
CAMBRIDGE ID 83610

JOHN R SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642

RE: Permit No. 67-8014

Dear Permit Holder:

Returned is a copy of the request for extension of time you submitted to the department in connection with the above referenced permit. I am returning the request because the department previously granted an extension based on due diligence.

Please be advised that the permit will **lapse** on the proof due date of July 1, 2002 since the department can not approve the extension request and you have not filed proof of beneficial use. The department will issue a lapse notice after the proof deadline, which will allow you **60 days** to divert and beneficially use water and file proof on the portion of the water right that has been developed. If additional development of this water right is necessary to complete the development, you must do it under a separate permit. A proof of beneficial use form is enclosed for your use along with its instructions and fee schedule.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7953.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR – Western Regional Office

MICROFILMED
AUG 2 2002

RECEIVED

JUN 24 2002

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 67-8014
Name(s) of Permit Holder: JOHN R. SCHWENKFEIDER
Address: 5500 W. Old School Ln City Meridian State ID Zip 83642
Telephone No. 208/887-3540 Date Proof is Due: July 1, 2002

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

During the past year the well has
been drilled. The well is complete

Costing \$ 13,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We are working with buyers of IDAHO
to install the pump. This will
be completed by August 31, 2002

Permit holder(s) request an extension to July 1, 20 03

[Signature]
(Signature)
*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

Signed this _____ day of _____, 20 _____

MICROFILMED

JUN 24 2002

April 30, 2002

ROYCE A SCHWENKFELDER
3381 SCHWENKFELDER LN
CAMBRIDGE, ID 83610

JOHN R SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN, ID 83642

PROOF DUE NOTICE

RE: PERMIT NO. 67-8014

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 01, 2002. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

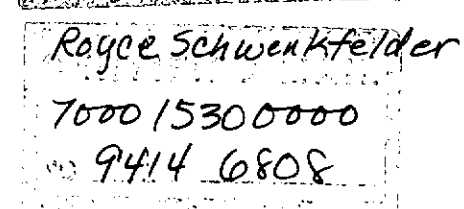
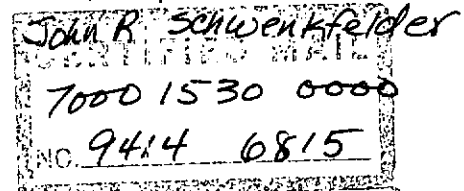
Sincerely,

Deborah J. Gibson, Admin. Assistant
Water Allocation

Enclosures

MICROFILMED

OCT 6 2 2002





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 22, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOHN R SCHWENKFELDER
ROYCE A SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642

RE: PERMIT NO. 67-08014

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **July 1, 2002**. Please note that the department granted the extension based on due diligence. Therefore, it is important that you work diligently towards completion of the project since the department **may not** be able to grant future extension requests based on due diligence.

Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact the department, if you have any questions regarding this matter.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

JUL 02 2002

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No.: 67-8314

Reviewed By: dgibson

Date: June 27, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Request received timely?	X		Is delay by a government agency?		X
Appropriate fee	X		Is supporting documentation needed to support the file?		
Additional Amount Due:					
Receipt No.:	C054524		Has the permit been involved in litigation?		X
Name and signature same as permit?	X		Is supporting documentation needed to support the file?		
Is address same as permit?	X		Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?		X
Has adequate work been completed to demonstrate due diligence?	X				

Priority Calculation

Extension request received 06/26/2001

New proof due date

06/01/2002

Date proof due - 07/01/2001

Lapse notice sent -

No. of days late = 0

Holiday allowance +

Priority date + 02/04/1998

New priority date = 02/04/1998

Action Taken

Accept request for extension and extend proof deadline to June 1, 2002.

July

7/1/02 dg

April 30, 2001

ROYCE A SCHWENKFELDER
3381 SCHWENKFELDER LN
CAMBRIDGE, ID 83610

JOHN R SCHWENKFELDER
5500 W OLD SCHOOL LN ✓
MERIDIAN, ID 83642

PROOF DUE NOTICE

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Dear Permit Holder:

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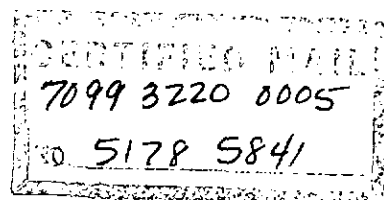
Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

MICROFILMED

JUN 2 2002





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 22, 1998

JOHN R. SCHWENKFELDER
ROYCE A. SCHWENKFELDER
5500 W. OLD SCHOOL LN
MERIDIAN ID 83642

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 67-08014

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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 right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

MIC 67-08014

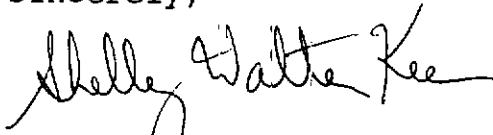
JUN 24 1998

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your right may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

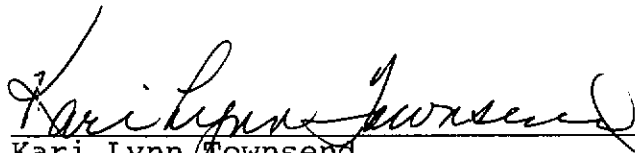
2006 08 21

CERTIFICATE OF MAILING

I hereby certify that on the 22nd day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 167-08014

JOHN R SCHWENKFELDER
ROYCE A SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642


Kari Lynn Townsend
Secretary

9/24/98

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

APR 10 1997
IDWRS

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*

No.: 67-8014 Name: Schwenkfelder Date: 6/18/98 Ad OK? ✓ Gvmt Lts: ✓

AREA OF CONCERN: - No/Yes ✓ Mor / GWMA / Trust / Non-trust

PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

- 26A-P17

≤ 1 year/no proof

- P16

GROUNDWATER: (✓ FLO-GH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- North / East / West

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD Supplemental use

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

> 0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046-P23

In Basin 34?

- 085

Irr. within WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- *WB9

WD (✓ MAP & LISTING)

- R04 (WD #)

> 0.10 cfs

- 01J-P08 (MD & LD)

≤ 0.10 cfs

- 01H-P01 (LD), 01P or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22 -P04, NA

(02/03-irr)

- 007 (w/ remark *WB9 if above Weiser), NA

Payette R (65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

>1 in rest. area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection/well)

Irr ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

> 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004(+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18

Stockwater

- R37 (BLM/USFS); NA

Storage (✓ 3 compo.)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front. LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Mitigation

- 120

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

- 01W32/ N6W44, S14, T14N, R2W

BENEFICIAL USE DUE:

- 7/1/ 2001

COMMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

JUN 17 1998

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY: SL DATE: 4/17/98 APPLICATION: 67-08014

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:

N P/D
P/U

ADDITIONAL INFORMATION

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

done 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:
☐ ☒ Bull trout impact area
☐ ☒ 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.
☐ ☒ N/A immediate = acceptable plan required and submitted.
☐ ☒ ✓ future = open areas, acceptance of condition of approval is in file.
☐ ☒ Send power requirement letter:
☐ ☒ Send 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

Don't forward
to SCA.
until reply
received

Abbreviated large div. info needed for supplemental use: plot of nearby
Wells & springs plus county comm. letter

Det: 4/17/98

Det: R 5/26/98

PROCESSING

APP. NO. 67-08014

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. # _____
☐ ☒ 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 5-26-98
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Measuring port required:
☐ ☒ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter: 120, (see Steve Lester's handwritten recommendations dated 5/27/98), 046

See below for additional information
Recommended Date or Priority 2/4/98
Recommended by: Sany S Date: 6/8/98

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION:

Overlap (see attached info) → SEE 5/27 & 4/17 notes:
1 of 2 wells in Appl = Lin Well 67-07561 for <.02 cfs/acre
for some of Appl. acres. Surface water - live flow & storage - even
Little Wagon R system also used on most of proposed plan.
Drilling permit N/A to existing well (1979 well).

Final Thoughts - 67-08014

FL 5/27/98

See 4/17/98 REVIEW notes.

Suggested conditions:

- 08/07/98
01/13
120
- 1) retain use of surface water on p/ur already served with surface water.
 - 2) include Measurement reporting condition as needed in future.
 - 3) "Future mitigation" condition & salmon migration flows.
 - 4) if a new well is drilled & integrated with well in system 67-01561, a transfer to add new well for " " will be required. At least the transfer appl. should be filed if the drilling permit is issued.
 - 5) perhaps in cover letter include: this right does not authorize any storage ponds to be developed.

NOTE - Large Div. Suggl. Analysis sheet not available & western. HAVE been trying to get from L.A. for quite awhile. Jane T. is working on this at this time.

For now - Appears applicant's 5/21/98 response is acceptable re my 4/20/98 letter requesting this info.

AUG 10 1998

Why someone uses
the last form is
our foreman's decision
is beyond me!

ADDITIONAL REVIEW 67-08014

R 4/17/98

TFW discussion w/ Applicant -

- 1) might replace licensed well 67-07581 (covers 272 of acres in appl.) w/ a new well. If so, both rights would share right plk in licensed plk G&A - no transfer needed.
- 2) might add new well so have 2 indep wells as follows:
 - (a) Keep systems separate so Lic has 1 well, appl has 2 wells even though some common acres. If so, no transfer needed. - OR -
 - (b) Integrate system, transfer needed to add well to license.

So not clear yet if transfer needed.

→ This should be clear when/if applicant applies for drilling permit.

→ Does not authorize back of storage ponds (beyond 24 hr. rule, anyway) - want to avoid the doublet scenario (see 67-08005).

Lic well 67-07581 covers 1.00 cfs / 272 ac in plk of new appl.

$$1 \text{ cfs} / 272 \text{ ac} = .0037 \text{ cfs/ac}$$

$$.02 - .0037 \text{ cfs/ac} = .0163 \text{ cfs/ac can be allowed from Lic. well for the 272 ac (max. rate)}$$

$$\text{Appl. acres} - \text{Lic. acres} = 452 - 272 = 180 \text{ ac. can have up to } .02 \text{ cfs/ac}$$

→ So 5 cfs can be applied within these limits.
Details can be determined in future b.c. exam.

WR5809NP
No. 67-07561

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/13/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID F. DICKERSON	11/04/1982	IRRIGATION	04/01 11/01	1.000 CFS	486.80 AFA
TOTAL DIVERSION:					1.000 CFS	486.80 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 1.000 CFS

Point(s) of Diversion: T14N R02W S14 NWNW WASHINGTON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE									
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
14N	02W	11	:									12		30	40			40		122.0	
14N	02W	14	:	10	40	40		40	30	(40)	(40)									150.0	
																				TOTAL ACRES	272.0

Pou County: WASHINGTON

Conditions of Approval:

- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for
- irrigation of the lands above.

Dates: App. Received: 02/03/1982 Priority Date: 11/04/1982
Proof Due Date: 05/01/1983 Proof Made Date: 03/31/1982
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 04/26/1991

Misc: Water District Number: Field Exam Fee:

Audit: 03/12/84 05/01/88 CONVERT 12/16/88 WALKER 10/14/88 JOHNSON
10/25/88 JOHNSON 01/09/91 CURTIS

*400 per
JFW 2/13*

212 1.00 0 .0037 cfs/acre 1.79 afa/acre

180 1.00 0 .0111 cfs/acre

452 1.00 0

can add 200/acre to 100.00

not selected

(100) 1.00 0 3.60 afa

AJ5809NP
No. A67-07561

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/13/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J ROBERT SCHWENKFELDER	02/03/1982	IRRIGATION	04-01 11-30	2.00 CFS	
C	BONNIE SCHWENKFELDER					
TOTAL DIVERSION:					2.00 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T14N R02W S14 NWNW WASHINGTON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
14N	02W	11	:					:					:	12		30	40	:			40		:	122.0
14N	02W	14	:		40	40		:	40	30			:					:					:	150.0
TOTAL ACRES																						272.0		

POU County: WASHINGTON

Non-Irrigation Uses: NONE.

Other Rights: CLAIM NO. A67-0048D, A67-02017, & A67-07482.

Conditions of Approval:

- 01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.

Remarks: GEN "Ownership changed by RDH on 6/25/91"

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

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

I well ID claim,
see next pg.

SD-4104
INQUIRY

Idaho Department of Water Resources
Adjudication Screen 2

Date: 02/13/98
Time: 10:03:14

Water Right Number: A67-07561

2. Priority Date: 2/ 3/1982

3. Source:

Trib:

4. Point of Diversion::

TWP	Range	Sect	1/4	1/4	1/4	Lot	PoD Flag	County Code	County Name
-----	-------	------	-----	-----	-----	-----	-------------	----------------	----------------

5. Description of Diverting Works:

280' 8" WELL W/30 HP PUMP & PIPELINE FOR SPRINK. & FLOOD IRRIG.

6. Water Uses:

Use Code	Description	From /	To /	CFS (and/or) AFA
----------	-------------	-----------	---------	------------------

7. Total Diversion Rate:

2.000 8. Total Diversion Volume:

9. Consumptive Use:

Kilowatts:

(Enter=Exit)

(GOLD8=Cancel)

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

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6708014	T14N R02W S14	GROUNDWATER																	
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6702017	LITTLE WEI	:			:		40			:		:						:	40
A6702017	LITTLE WEI	:	10	40	40	:	40	30		:		:						:	160
6707312	LITTLE WEI	:		40	40	:	40	30		:		:						:	150
6707489	LITTLE WEI	:	10			:				:		:						:	10
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6707561	GROUNDWATE	:		40	40	:	40	30		:		:						:	150
A6707561	GROUNDWATE	:		40	40	:	40	30		:		:						:	150
6707877	UNNAMED ST	:	08	40	28	:	40	20		:		:						:	136

Other g.w. = 67-67561 = 867-67559

Affidavit of Publication:

STATE OF IDAHO }
County of Washington } ss.

Stuart Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began May 7, 1998, and ended May 14, 1998.

Stuart Dopf

Subscribed and sworn to before me

this 26th day of

May, 199..

John C. H. May

Notary Public in and for the State of Idaho, residing at Cambridge, Idaho 83610.

RECEIVED

MAY 27 1998

WATER RESOURCES
WESTERN REGION

NOTICE OF APPLICATION FOR WATER RIGHT

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

67-08014

SCHWENKFELDER, JOHN R
SCHWENKFELDER, ROYCE A
5500 W OLD SCHOOL LN
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: NWNW Sec 14 T 14N R 02W in WASHINGTON County.

Use: Irrigation { 5,000 CFS)
Total Diversion: { 5,000 CFS)

Date Filed: 2/4/1998

In: WASHINGTON County,
T14N R02W S11 NESW SWSW SESW NESE
SWSE SESE
S14 NENE NWNE SWNE NENW
NWNW SWNW SENW NWSE

452.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

67-08018

LANDRETH, RANDY
2670 GRAVELLE
CAMBRIDGE, ID 83610

Source: GROUNDWATER

Diversion Pt: NENE Sec 21 T 14N R 02W in WASHINGTON County.

Use: IRRIGATION { 4,000 CFS)
IRRIGATION STORAGE { 400.00 AF)
IRRIGATION FROM STORAGE { 400.00 AF)
COMMERCIAL { 1,000 CFS)
FISH PROPAGATION { 4,000 CFS)
FISH PROP. STORAGE { 400.00 AF)
DIVERSION TO STORAGE { 4,000 CFS)
Total Diversion: { 4,000 CFS)

Date Filed: 1/28/1998

In: WASHINGTON County
T14N R02W S16 SESW NWSE SWSE SESE
S21 NENE NWNE SENE NENW
S22 NWNW NESE
SWNW NWSW

400.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

67-08020

MEYER, MILTON
2004 GRANGER RD
INDIAN VALLEY, ID 83632

Source: GROUNDWATER

Diversion Pt: NWSW Sec 21 T 13N R 01W in WASHINGTON County.

Use: IRRIGATION { 11,020 CFS)
Total Diversion: { 11,020 CFS)

Date Filed: 4/14/1998

In: WASHINGTON County
T13N R01W S16 NESE SWSW SESE NWSE
S20 NENE SWSE SESE
S21 NENE NWNE SWNE NENW
SWNW SENW NESW NWSW
S28 SWSW SESW NWSE SWSE
S29 NWNE NENW NWNW

770.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

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, Western Region, 2735 Airport Way, Boise, Idaho 83706 together with a protest fee of \$25.00 on or before MAY 26, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 5/7/1998 & 5/14/1998

COMMERCIAL
TIRE

May 21, 1998

Steve Lester
Water Rights Supervisor
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

RECEIVED

MAY 26 1998

WATER RESOURCES
WESTERN REGION

Dear Steve,

I have enclosed the additional information you requested on the application request for additional water.

Those items requested were a letter from the County Commissioners concerning any implication the request could cause, and a map showing all other well sources in the area. I hope what I am sending will fulfill that requirement.

If more information is needed please let me know.

Bob Schwenkfelder



67-08014

MICROFILMED

SUB 1 1 1998

1950 South Cole Rd.
Boise, Idaho 83709
"Giving the Extra-Step"

Abbreviated Response
As Requested for
Large Div. INTS



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 20, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN OR ROYCE SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642

RECEIVED

MAY 26 1998

WATER RESOURCES
WESTERN REGION

RE: APPLICATION FOR PERMIT NO. 67-08014

Dear Applicants:

Your irrigation well application for supplemental use on 452 acres will be advertised in the first half of next month. Normal processing from this point takes about two months assuming that no protests are filed.

While the advertising process occurs, please supply additional information that is required by Idaho law. This is referred to as the "large diversion supplemental information" requirement. In this case, the requirement is triggered by the number of acres to be irrigated (exceeds 200 acres).

An abbreviated response will suffice for supplemental irrigation use. I have circled the necessary items in the attached copy of Water Appropriation Rule 37.03.08.05 c-g. Please provide your response to items cii and g within 30 days.

Please contact me (334-2190) at your convenience if you need more information.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

APR 21 1998
MAY 10 1998

Large Diversion into

Rule 37.03.08.05.c through h

(h N/A if not trust water)

WATER APPROPRIATION RULES

IDAPA 37.03.08

a. For unprotested applications and permits being reprocessed, the additional information required by Rule 040.05.c. shall be submitted within thirty (30) days after the director notifies the applicant that the application or permit is being reviewed for decision. The director may extend the time within which to submit the information upon request by the applicant and upon a showing of good cause. Failure to submit the required information within the time period allowed will be cause for the director to void an application or to advance the priority of a permit being reprocessed by the number of days that the information submittal is late. The director will provide opportunity for hearing as provided in Section 42-1701A, Idaho Code. (7-1-93)

b. For protested applications or protested permits being reprocessed, the information required by Rule 040.05.c. may be requested by the director to be submitted within thirty (30) days after notification by the director, may be made a part of the record of the hearing held to consider the protest, or may be made available in accordance with any pre-hearing discovery procedures. Failure to submit the required information within the time period allowed will be cause for the director to void an application or to advance the priority of a permit being reprocessed by the number of days that the information submittal is late. (7-1-93)

→ c. The following information shall be submitted for applications to appropriate unappropriated water or trust water and for permits being reprocessed for trust water. The additional information submittal requirements of this rule are waived for filings which seek to appropriate five (5) cfs or less or storage of five hundred acre-feet (500 A-F) or less and for filings seeking reallocation of trust water which the director determines will reduce the flow of the Snake River measured at Murphy Gauge by not more than two (2) acre-feet per day. For filings proposing irrigation as a purpose of use, the additional information is required if more than two hundred (200) acres will be irrigated. However, the director may specifically request submittal of any of the following information for any filing, as he determines necessary. Information relative to the effect on existing water rights, Section 42-203A(5)(a), Idaho Code, shall be submitted as follows: (7-1-93)

i. For applications appropriating springs or surface streams with 5 or fewer existing users, either the identification number, or the name and address of the user, and the location of

the point of diversion and nature of use for each existing water right shall be submitted. (7-1-93)

ii. For applications appropriating groundwater, a plat shall be submitted locating the proposed well relative to all existing wells and springs and permitted wells within a one-half mile radius of the proposed well. (7-1-93)

iii. Information shall be submitted concerning any design, construction, or operation techniques which will be employed to eliminate or reduce the impact on other water rights. (7-1-93)

d. Information relative to sufficiency of water supply, Section 42-203A(5)(b), Idaho Code, shall be submitted as follows:

i. Information shall be submitted on the water requirements of the proposed project, including, but not limited to, the required diversion rate during the peak use period and the average use period, the volume to be diverted per year, the period of year that water is required, and the volume of water that will be consumptively used per year. (7-1-93)

ii. Information shall be submitted on the quantity of water available from the source applied for, including, but not limited to, information concerning flow rates for surface water sources available during periods of peak and average project water demand, information concerning the properties of the aquifers that water is to be taken from for groundwater sources, and information on other sources of supply that may be used to supplement the applied for water source. (7-1-93)

e. Information relative to good faith, delay, or speculative purposes of the applicant, Section 42-203A(5)(c), Idaho Code, shall be submitted as follows: (7-1-93)

i. The applicant shall submit copies of deeds, leases, easements or applications for rights-of-way from federal or state agencies documenting a possessory interest in the lands necessary for all project facilities and the place of use or if such interest can be obtained by eminent domain proceedings the applicant must show that appropriate actions are being taken to obtain the interest. Applicants for hydropower uses shall also submit information required to demonstrate compliance with Sections 42-205 and 42-206, Idaho Code. (7-1-93)

ii. The applicant shall submit copies of applications for other needed permits, licenses and approvals, and must keep the department apprised of the status of the applications and any subsequent approvals or denials. (7-1-93)

f. Information Relative to Financial Resources, Section 42-203A(5)(d), Idaho Code, shall be submitted as follows: (7-1-93)

i. The applicant shall submit a current financial statement certified to show the accuracy of the information contained therein, or a financial commitment letter along with the financial statement of the lender or other evidence to show that it is reasonably probable that financing will be available to appropriate the water and apply it to the beneficial use proposed. (7-1-93)

ii. The applicant shall submit plans and specifications along with estimated construction costs for the project works. The plans shall be definite enough to allow for determination of project impacts and implications. (7-1-93)

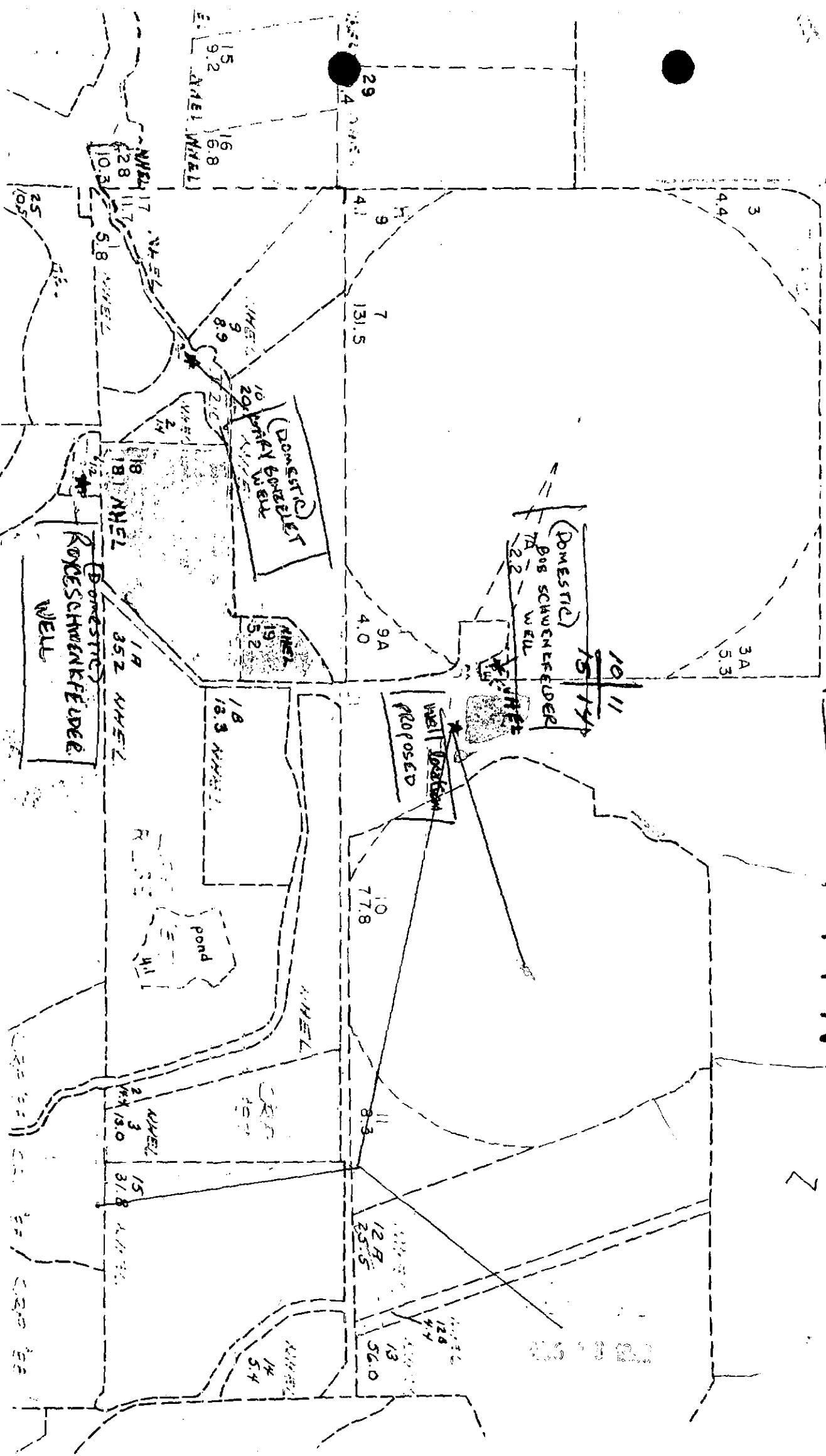
just need letter from county commissioners
g. Information Relative to Conflict with the Local Public Interest, Section 42-203A(5)(e), Idaho Code, shall be submitted as follows: The applicant shall seek comment and shall submit all letters of comment on the effects of the construction and operation of the proposed project from the governing body of the city and/or county and tribal reservation within which the point of diversion and place of use are located, the Idaho Department of Fish and Game, the Idaho Department of Health and Welfare, Division of Environment, and any irrigation district or canal company within which the proposed project is located and from other entities as determined by the director. (7-1-93)

h. The following information Relative to the Public Interest Criteria of Section 42-203C(2), Idaho Code, shall be submitted by an applicant seeking reallocation of trust water for a project which the director determines will reduce the flow of the Snake River by more than two (2) acre-feet per day. For filings proposing irrigation as a purpose of use, the additional information is required if more than two hundred (200) acres will be irrigated. The director may request any or all of the following information for any filing seeking the reallocation of trust water. (7-1-93)

T14N 22W 8M

(DOMESTIC)
TO THOMASON
WELL

T 14 N



WASHINGTON COUNTY

Commissioners:
Roy Mink, Chairman
Anthony (Tony) Edmondson
Frank Stirm

STATE OF IDAHO

Telephone: (208) 549-2092

Fax: (208) 549-3925

**OFFICE OF
THE BOARD OF COUNTY COMMISSIONERS**

**P. O. Box 670
256 East Court
Weiser, Idaho 83672**

May 4, 1998

SS Cattle Company
c/o Royce Schwenkfelder
3381 Schwenkfelder Road
Cambridge, ID 83610

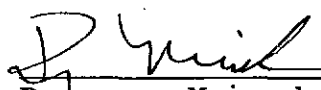
RE: Comments About Water Application for Permit #67-08014

Dear Royce:

Ground water reserves are of concern to the cities of Washington County. There is no well monitoring in the area of this project and there are concerns about reserves elsewhere in the County. I.D.W.R. and U.S.G.S. should establish well monitoring so a detailed history of water levels can be established.

This project will enhance the operation of this farm. In addition, it could offer a source of fire protection for the area if needed.

Sincerely,



Roy Mink, Chairman
Washington County Commissioner

RM:ja

205 6120



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

April 20, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN OR ROYCE SCHWENKFELDER
5500 W OLD SCHOOL LN
MERIDIAN ID 83642

RE: APPLICATION FOR PERMIT NO. 67-08014

Dear Applicants:

Your irrigation well application for supplemental use on 452 acres will be advertised in the first half of next month. Normal processing from this point takes about two months assuming that no protests are filed.

While the advertising process occurs, please supply additional information that is required by Idaho law. This is referred to as the "large diversion supplemental information" requirement. In this case, the requirement is triggered by the number of acres to be irrigated (exceeds 200 acres).

An abbreviated response will suffice for supplemental irrigation use. I have circled the necessary items in the attached copy of Water Appropriation Rule 37.03.08.05 c-g. Please provide your response to items cii and g within 30 days.

Please contact me (334-2190) at your convenience if you need more information.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

RECEIVED
AUG 10 1998

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

10. Work started 7-20-79 finished 2-24-79

and
(Operator) John G. Bell

J. R. SCHWENKFELDER
BONNIE SCHWENKFELDER
5500 W. OLD SCHOOL LN.
MERIDIAN, ID 83642

2664

92-6/1241

7-4 1998

Pay to the order of

Dept of Water Ad

\$ 180.00

one hundred eighty and 00/100 Dollars

First Security Bank

First Security Bank of Idaho
P.O. Box 2618
Boise, Idaho 83701

Private Banking

Security features included. Details on back.

J. R. Schwenkfelder

⑆124100064⑆023 10014 130 2664

Receipt No:

W023423

2/ 4/1998

15:39:04

Received

From: SCHWENKFELDER

Type of Payment

Program Acct

Amount

APPLICATION FOR PERMIT

62103

229 21 1155

180.00

CHECK

2664

Total

\$

180.00

Region: WESTERN

Signature: *J. R. Schwenkfelder*

ATM

AUG 10 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

APRIL 29, 1998

Legal Notices Department
Upper County News Reporter
P.O. Box 98
Cambridge, ID 83601

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 26, 1998.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

NOTICE OF APPLICATION FOR WATER RIGHT

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

2000

67-08014

SCHWENKFELDER, JOHN R
SCHWENKFELDER, ROYCE A
5500 W OLD SCHOOL LN
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: NWNW Sec 14 T 14N R 02W in WASHINGTON County.

Use: IRRIGATION (5.000 CFS)
Total Diversion: (5.000 CFS)

Date Filed: 2/ 4/1998

In: WASHINGTON County

T14N R02W S11

NESW

SWSW

SESW

NESE

SWSE

SESE

S14

NENE

NWNE

SWNE

NENW

NWNW

SWNW

SENW

NWSE

452.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed.

2000 10 0000

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, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before MAY 26, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 5/ 7/1998 & 5/14/1998

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