

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

Sec 36

See attached photo

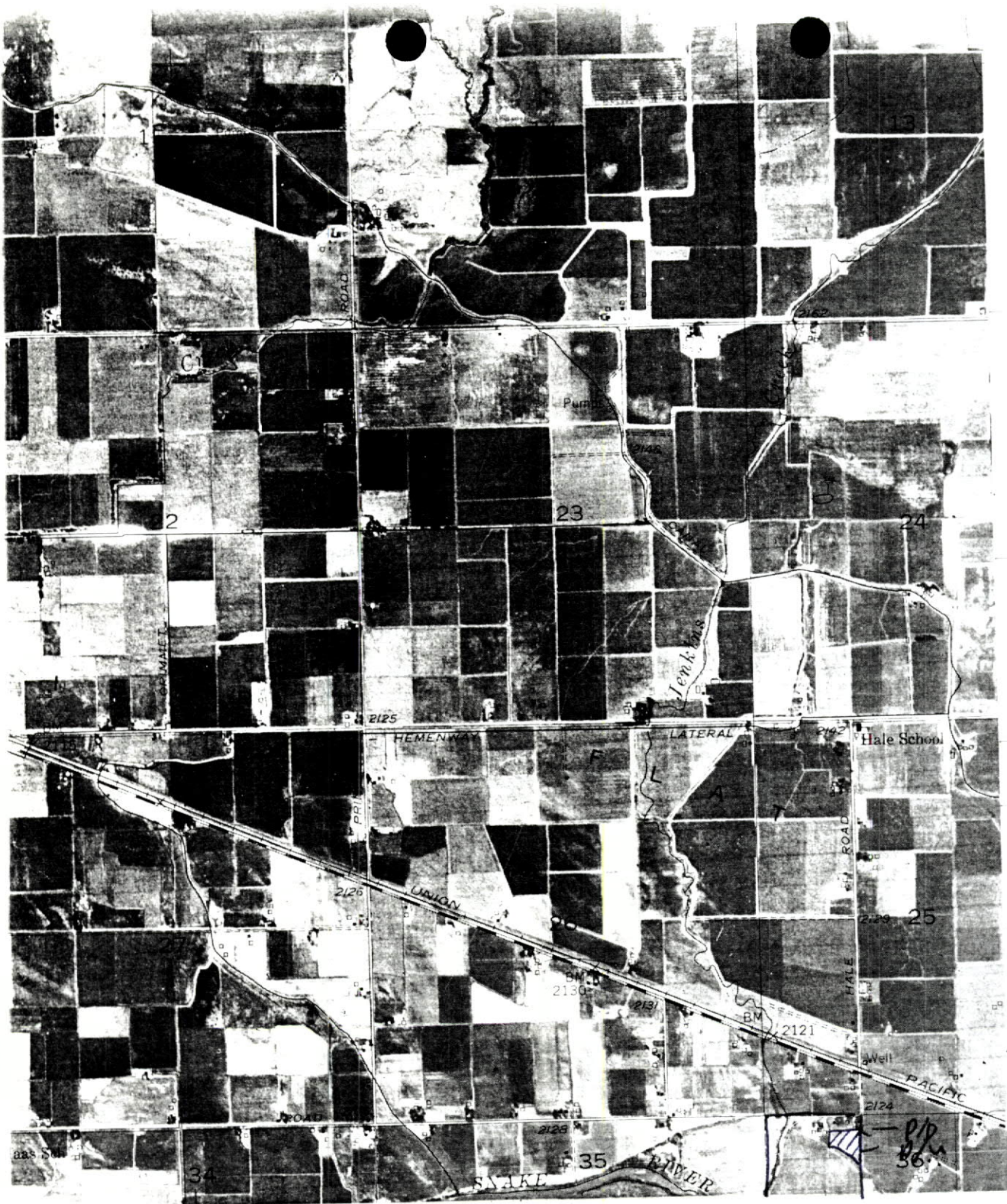
Wd1 x

Scale: 2 inches equal 1 mile.

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

OCT 25 1961

Sho Wakagawa  
(Applicant)

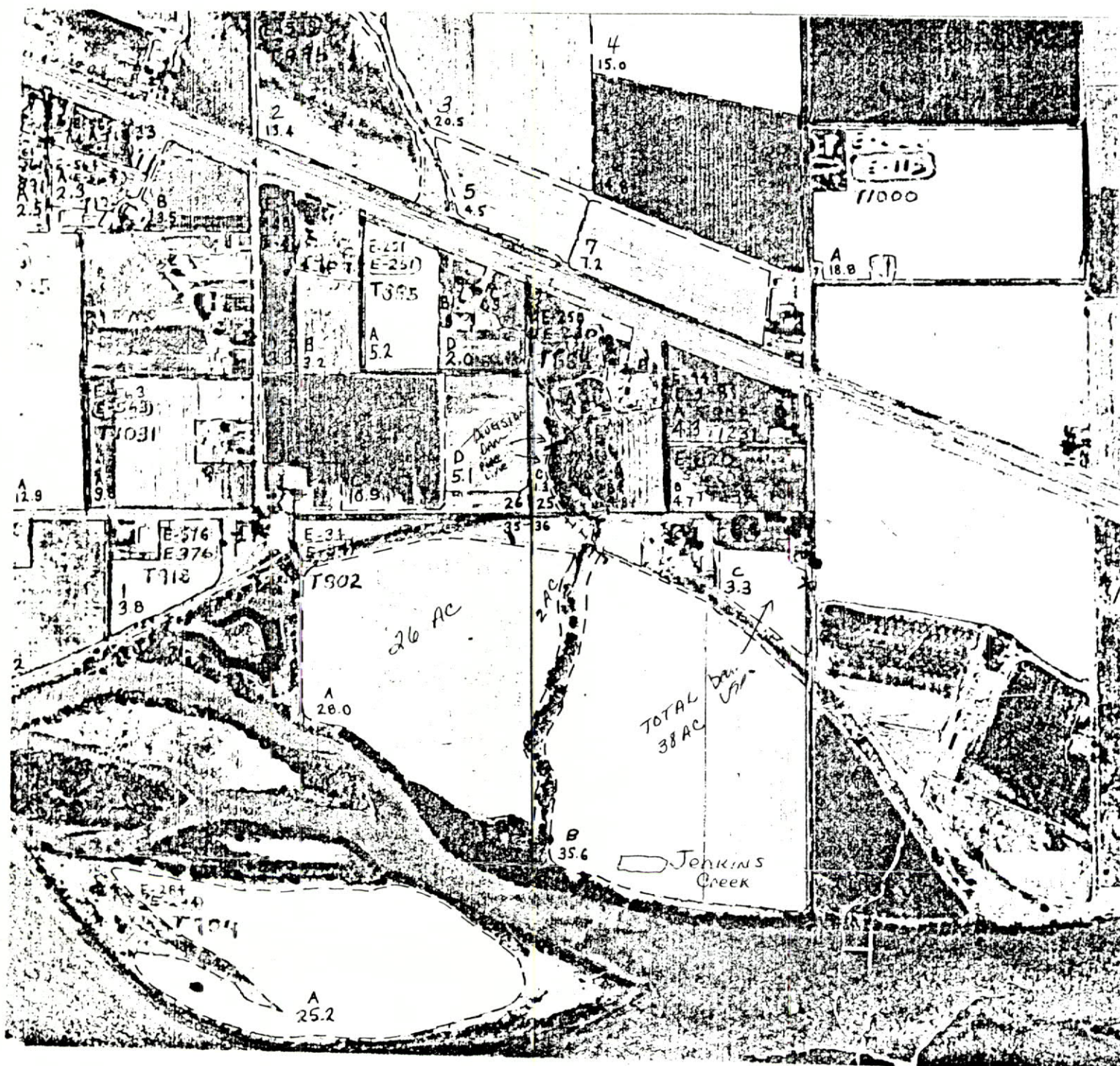


T11N  
R6W

SEC 36  
NWNW

OCT 25 1993

(8) Remarks



State of Idaho )  
County of Ada ) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

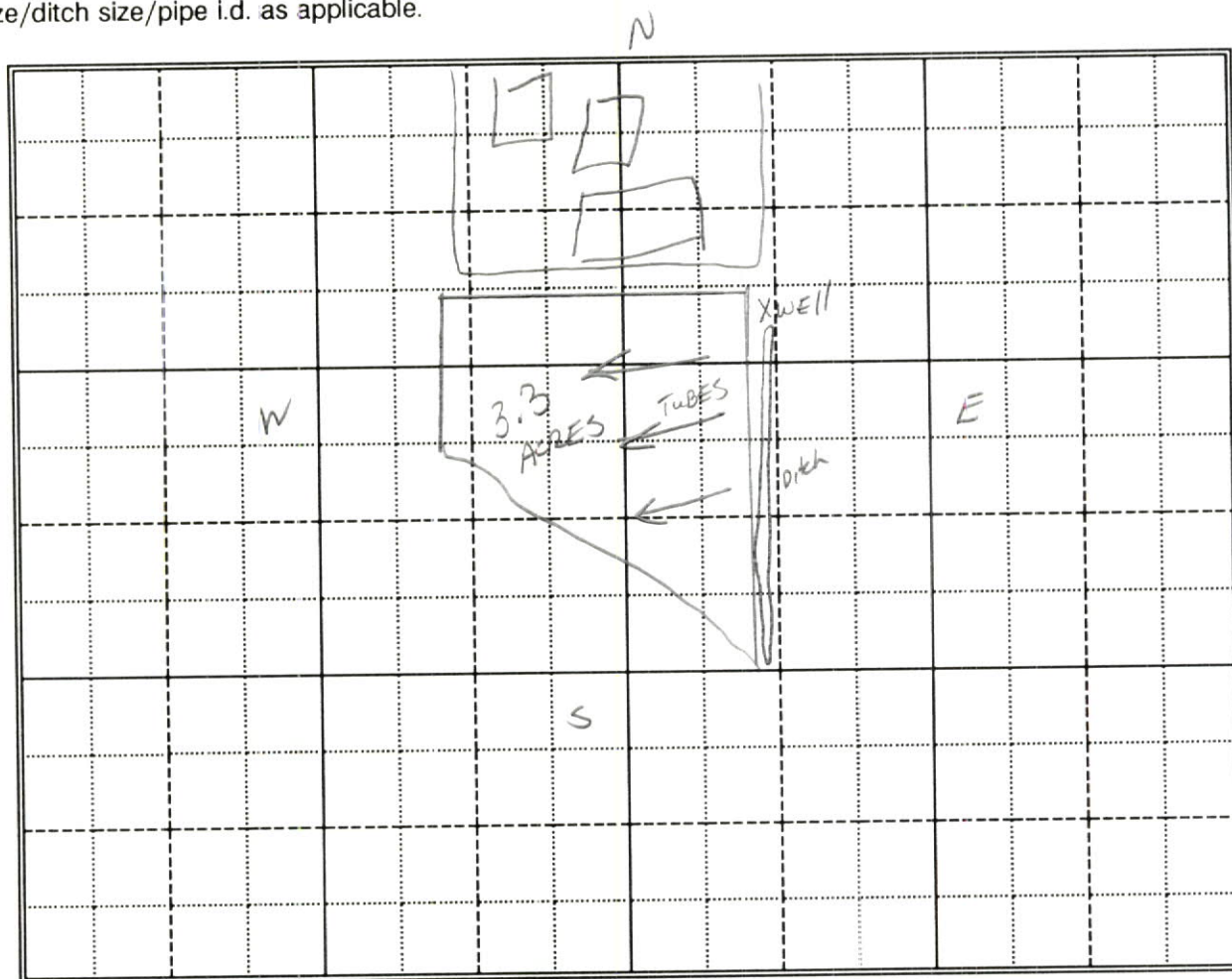
Sworn to before me this 14<sup>th</sup> day of May

OCT 25 1993

Aho Wakagawa  
(Claimant)

19 87

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



Scale: 1" = \_\_\_\_\_

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

\_\_\_\_ Aerial Photo Attached (required for irrigation of 10+ acres)

\_\_\_\_ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

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

#### D. FLOW MEASUREMENTS

1.

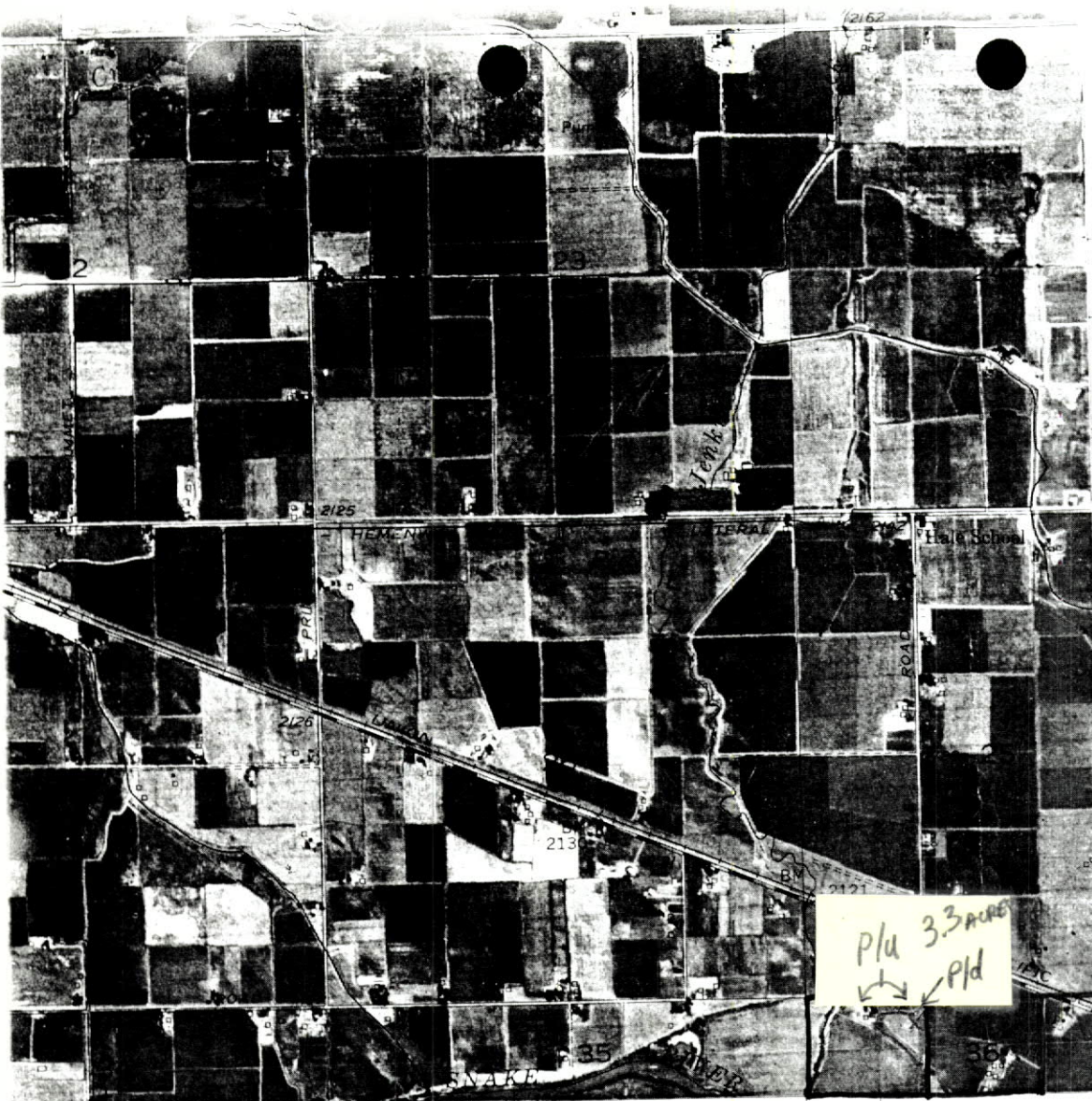
| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements: THEORETICAL;  $3 \times 8.8 \times .70$   $\frac{18.48}{3} = 6.16 \text{ cfs}$   
 $(2.3 \times 0) \times 3'$

RECORDED

JUN 10 1937





PERMIT 67-07920 INIT DA  
 T. R. S. Q/Q  
 P/D 11N 6W 36 NWNW  
 SCALE \_\_\_\_\_  
 PHOTO ID. \_\_\_\_\_

OLDS FERRY SE. IDA.-OREG SCALE 1:24,000

IDAHO. W ZONE —  
 OREG. S ZONE —  
 UTM ZONE 11

TRANSV MERC PROJ

ORTHOPHOTO SQUAD. PHOTO DATE 7-1-74

JUN 10 1974



PHOTO THREE-

>

VIEW OF THE WELL. loca  
ON THE EAST SIDE OF THE  
3.3 ACRES ON WHICH IT IS  
USED. Below is a picture  
OF THE 3.3 ACRES. WATER  
IS PUMPED INTO THE DITCH  
SIPHON TUBES ARE USED.



PHOTO FOUR-

INDEXED  
JUN 10 1997

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 67-07920

Priority: May 10, 1993

Maximum Diversion Rate:

0.10 CFS

This is to certify, that SHO WAKAGAWA  
CHISATO WAKAGAWA

1595 W 7TH

WEISER ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 10, 1993; and has submitted Proof of Beneficial Use on August 24, 1993. An examination indicates that the works have a diversion capacity of 0.570 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.10 CFS                 |                      |

LOCATION OF POINT(S) OF DIVERSION: Lot 4( NWNW), Sec. 36, Township 11N, Range 06W  
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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11N        | 06W        | 36         | Lot 4(NWNW)  | 3.3          |              | 3.3          |

Total number of acres irrigated: 3.3

## CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. 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.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre for the lands above.
7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor exceed a combined annual diversion volume of 14.9 af for the lands above.

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 67-07920

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,  
Witness the seal and signature of the Director, affixed at Boise, this 29TH  
day of MAY, 1997.

Acting for

KARL J. DREHER, Director

67-07920  
MAY 29 1997

OFFICE USE ONLY  
Amt. of Fee \$ 50.00  
Date 8-24-93  
Receipt No. C028429  
Receipt by ju

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

AUG 24 RECD

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 67-07920 Telephone No. 549-0883
2. Name(s) of Permit Holder(s): SHO WAKAGAWA
3. Mailing Address: 1595 W 7TH WEISER, IDA. 83672
4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: FRANK'S DRILLING Date Drilled: 7-28-77

OPTIONAL:

Pump horsepower: 3 Pressure (psi): \_\_\_\_\_ Dynamic pumping level (ft.): 50

5. Extent of Use (as authorized by the permit):

Domestic \_\_\_\_\_ (No. of households) Stockwater \_\_\_\_\_ (No. and type of stock)

Irrigation 3.3 (No. of acres) Other \_\_\_\_\_

6. Total rate and/or volume for which proof is submitted 0.10 cfs OR \_\_\_\_\_ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_ Installed? \_\_\_\_\_ Yes \_\_\_\_\_ No

OR

Flow Measurement Port: Required? \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_ Installed? \_\_\_\_\_ Yes \_\_\_\_\_ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

SHO WAKAGAWA 549-0883  
Name Telephone No.

1595 W 7TH WEISER, IDA. 83672  
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

8-23-93 Sho Wakagawa owner  
Date Signature (and title, if on behalf of a company or organization)

RECORDED  
OCT 25 1993

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 67-07920

Proposed Priority: May 10, 1993 Maximum Diversion Rate: 0.10 CFS

This is to certify, that **SHO WAKAGAWA**  
**CHISATO WAKAGAWA**  
1595 W 7TH  
WEISER ID 83672

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            | 03/15 to 11/15       | 0.10 CFS                 |

LOCATION OF POINT(S) OF DIVERSION: NENWNW , Sec. 36, Township 11N, Range 06W  
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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11N        | 06W        | 36         | NWNW         | 3.3          |              | 3.3          |

Total number of acres irrigated: 3.3

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1994**.
2. Subject to all prior water rights.
3. The permit holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this permit.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

30 day of July, 1993

*R. Keith Higginson*  
for R. Keith Higginson, Director

OCT 25 1993

Ident. No. 67-07920

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

RECEIVED  
JUL 12 1993  
Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name: SHO WAKAGAWA 208-549-0883  
Address: 1595 W 7TH  
WEISER ID 83672  
AND/OR  
Name: CHISATO WAKAGAWA 208-549-0883  
Address: 1595 W 7TH  
WEISER ID 83672
2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NENWNW Sec. 36, Township 11N, Range 06W  
WASHINGTON County
4. Water will be used for the following purposes:  

| Purpose    | From  | To    | CFS   | (or) | AF |
|------------|-------|-------|-------|------|----|
| IRRIGATION | 03/15 | 11/15 | 0.100 |      |    |
5. Total quantity to be appropriated is:  
0.100 CFS (and/or) AF
6. Proposed diverting works:
  - a. Description of ditches, flumes, pumps, headgates, etc.  
PUMP, WELL AND DITCH
  - 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 inches; proposed depth of well is  
feet.
  - d. Is groundwater with a temperature greater than 85F being sought? NO
7. Time required for the completion of the works and application of  
the water to the proposed beneficial use is 1 year(s).
8. Place of Use: IRRIGATION

| TWN | RGE | SEC | ACRES    | ACRES | ACRES | TOTAL |
|-----|-----|-----|----------|-------|-------|-------|
| 11N | 06W | 36  | NWNW 3.3 |       |       |       |

Total number of acres irrigated: 3.3

OCT 25 1993

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:

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.

\_\_\_\_\_  
Applicant.

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_

Fee \$ \_\_\_\_\_ Receipted by \_\_\_\_\_ # \_\_\_\_\_ Date \_\_\_\_\_

Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_

Publication approved \_\_\_\_\_ Date \_\_\_\_\_

OCT 25 1997

RECEIVED

MAY 10 1993

Form 202  
6/85

Department of Water Resources  
STATE OF IDAHO  
Western Regional Office  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

Ident. No. 67-7920

To appropriate the public waters of the State of Idaho

1. Name of applicant Sho & Chisato Wakagawa Phone 208-549-0883  
Post office address 1595 W 7th Weiser, Idaho

2. Source of water supply ground water which is a tributary of \_\_\_\_\_

3. Location of point of diversion is NE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , Govt. Lot 4  
Sec. 36 Township 11N Range 6W B.M. Washington County; additional  
points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

\* Amount .10 ~~25~~ for irrigation purposes from 3/15 ~~4/1~~ to 11/15 ~~8/31~~ (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated is (a) .25 cubic feet per second and/or (b) \_\_\_\_\_ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump, well,  
existing dirt ditch

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. Existing Proposed well diameter is 12" inches; proposed depth of well is 30 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

\* 7. Time required for the completion of the works and application of the water to the proposed beneficial use is  
NA 1 years (minimum 1 year).

RECEIVED

OCT 25 1993

\* per dept stds. by 5/23/93

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- Stockwatering; list number and kind of livestock. \_\_\_\_\_
- Municipal; show name of municipality. \_\_\_\_\_
- Domestic; show number of households. \_\_\_\_\_
- Other; describe fully. \_\_\_\_\_

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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 | RANGE | SEC. | NE¼ |     |     |     | NW¼ |           |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼       | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 11N | 6W    | 36   |     |     |     |     |     | NE<br>3.3 |     |     |     |     |     |     |     |     |     |     | 3.3    |
|     |       |      |     |     |     |     |     | 44        |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |           |     |     |     |     |     |     |     |     |     |     |        |

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

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

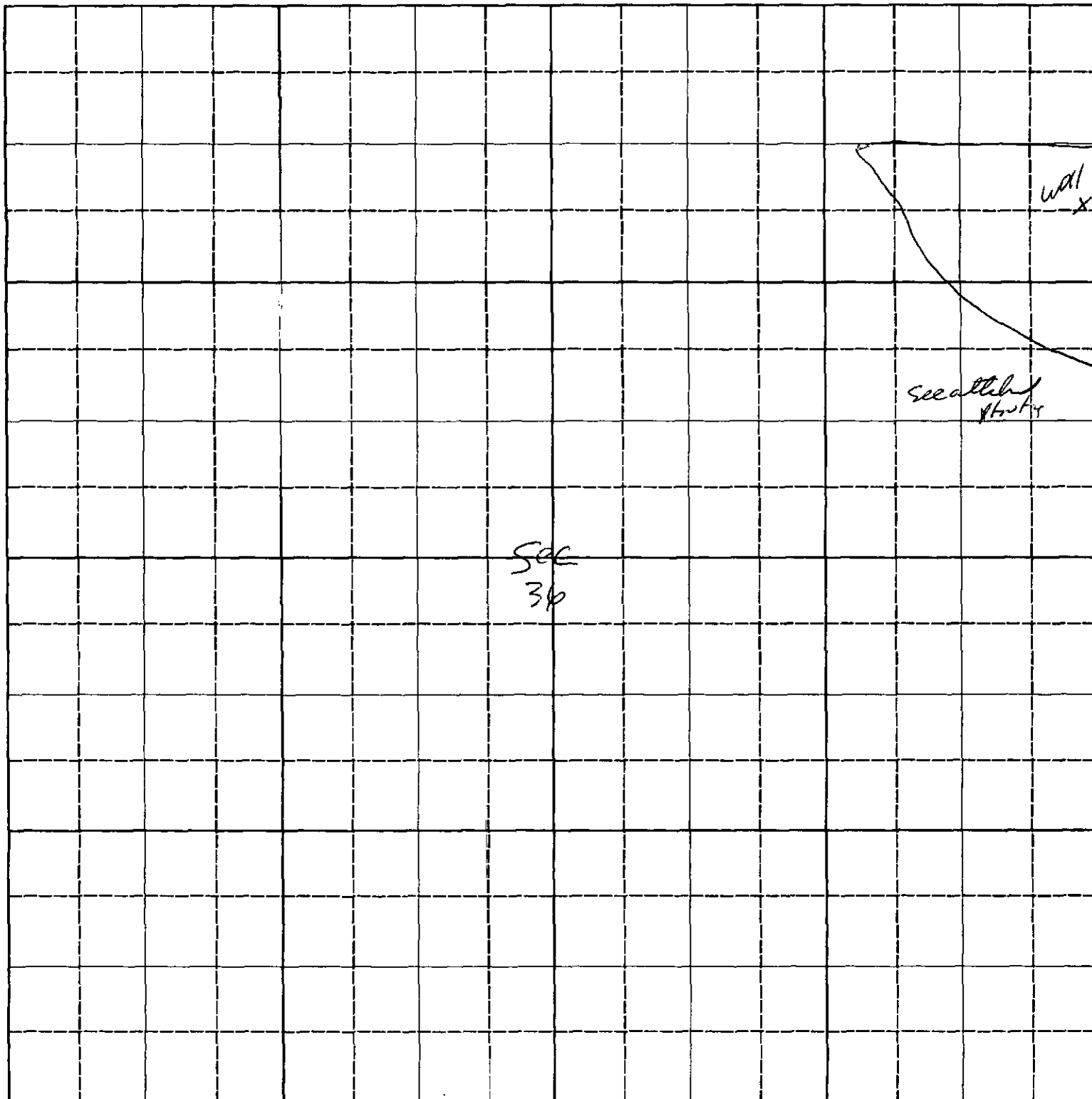
- Who owns the property at the point of diversion? Sho Wa Kagawa
- Who owns the land to be irrigated or place of use? Sho Wa Kagawa
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. \_\_\_\_\_

12. Remarks: existing well, pump and ditch system  
used for irrigating 3.3 acres. System was installed  
7/28/77

RECORDED

OCT 25 1993

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



Scale: 2 inches equal 1 mile.

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

OCT 23

Sho Wakagawa  
(Applicant)

Received by JP Date 5-10-93 Time 10:45 am Preliminary check by 6  
\* Fee \$ 30 Receipted by JS # W00635 Date 10/18/89  
Publication prepared by et Date 5-27-93 Published in Miner Signal  
Publication approved et Date 7-7-93 6/3 + 6/10/93

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

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

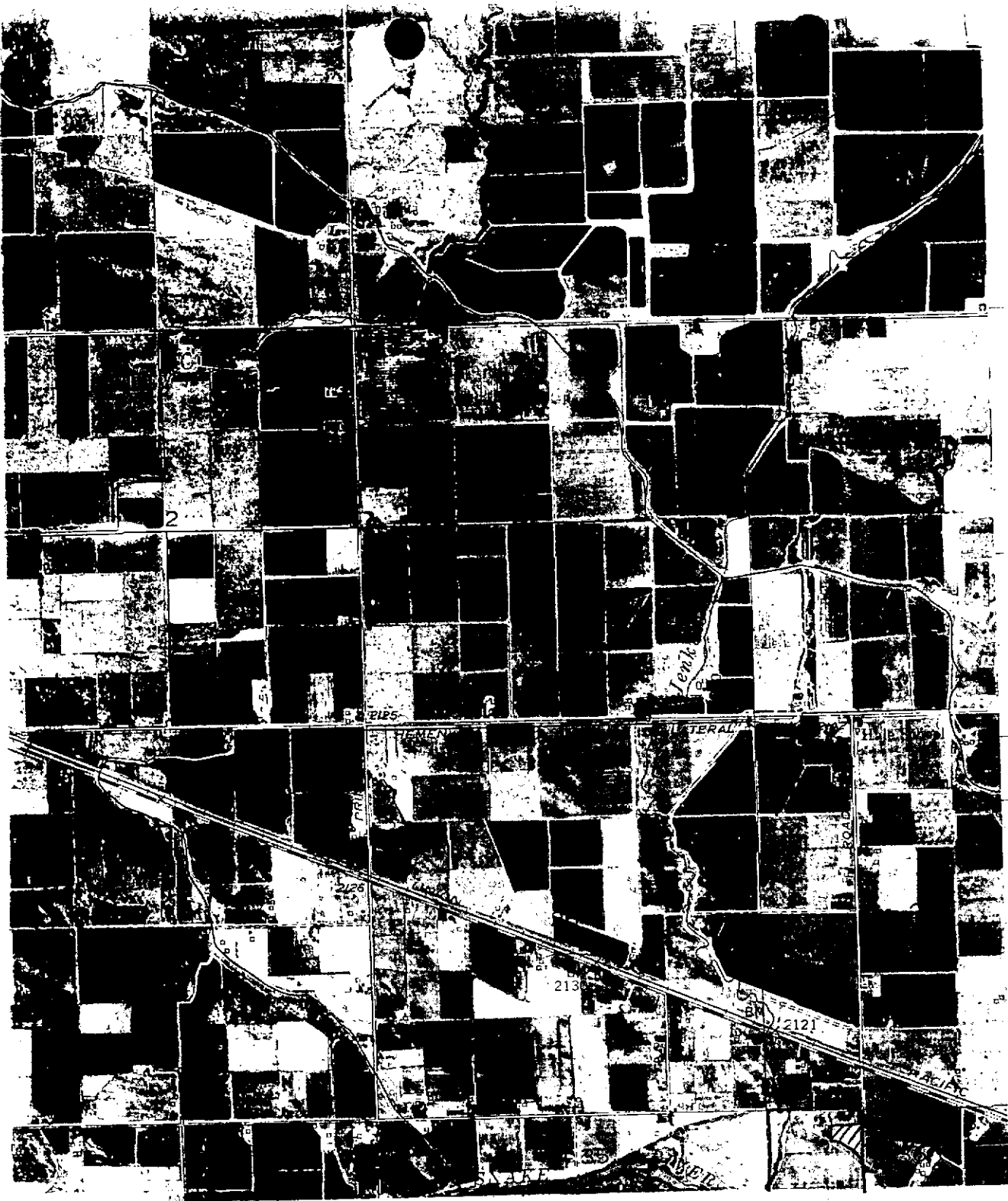
1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

\* originally filed as adjud claim - paid #53. Because of priority, an applic for permit was required instead. (Request to change receipt order and refund #23 submitted by Jan Shurtle 5/23/93)

PROCESSED

OCT 25 1993

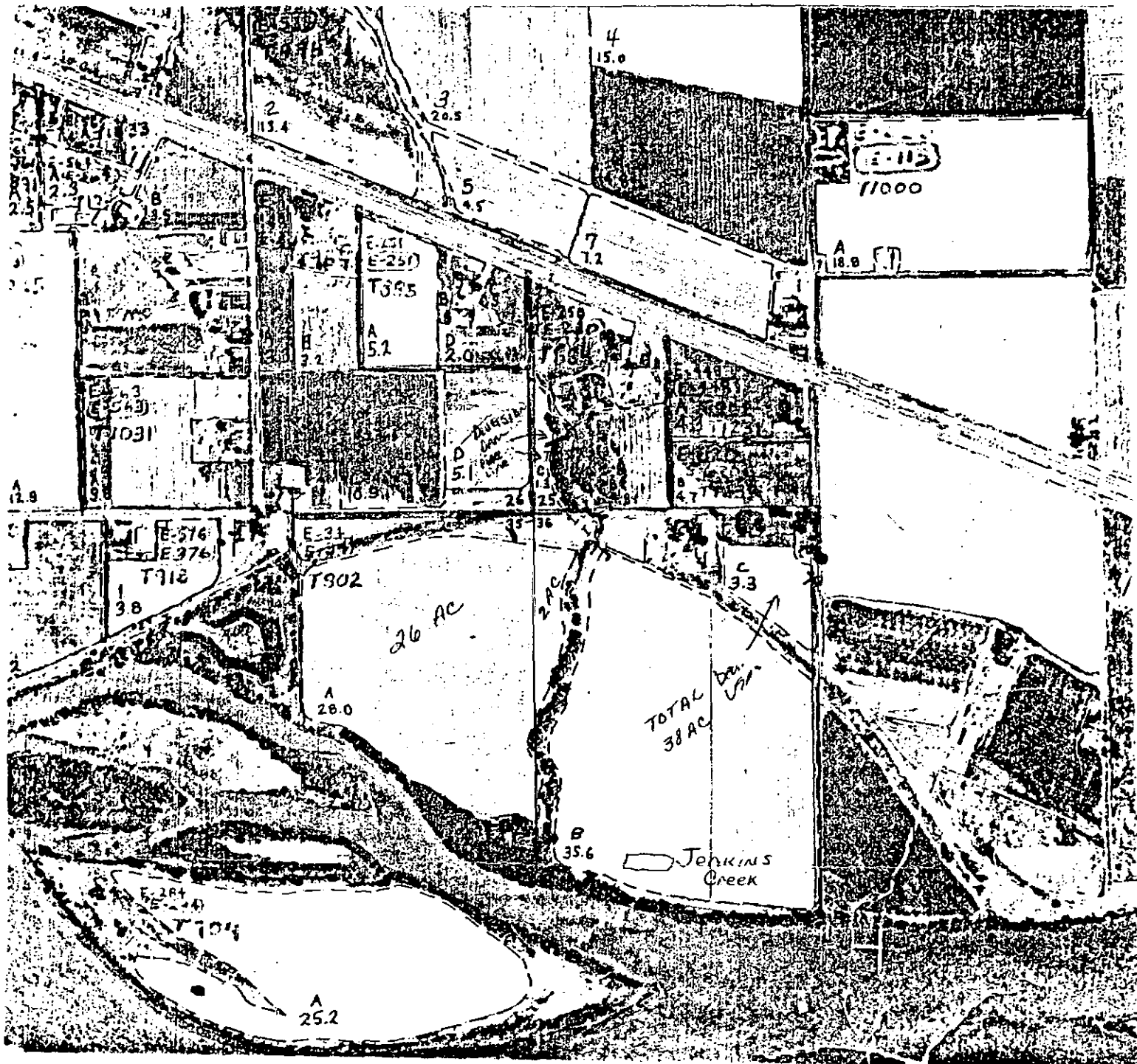


T11N  
R6W

SEC 36  
NWNW

OCT 25 1993

(8) Remarks



State of Idaho )

County of Ada )

) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

OCT 25 1993

Sho Wakagawa  
(Claimant)

Sworn to before me this

14<sup>th</sup>

day of

May

, 19 87.

Idaho Department Of Water Resources  
Detail Receipt Summary Screen

Date: 05/03/93  
Time: 10:45:43

Rec/No - W006375 AR/No -  
From: - WAKAGAWA, SHO

Receipt Type - CK Doc/No - 5174  
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 10/18/1989

Type Of Payment  
ADJUDICATION CLAIM FEE

| Fund | FD | PCA    | Obj  | Subsid | Fee    |
|------|----|--------|------|--------|--------|
| 9337 |    | 410162 | 6490 |        | 267.00 |

Total Due - 267.00

WR/No      WR Fee  
A6704589-JENKINS Cr. # → 114.00  
DOMESTIC CLAIM → 25.00

WR/No      WR Fee  
THIS CLAIM → 53.00  
DOMESTIC CLAIM → 25.00

WR/No      WR Fee  
DOMESTIC CLAIM → 25.00  
"      " → 25.00

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

Copy of your receipt to show how fees were distributed. 4 domestic claims at \$25 each, Jenkins Creek claim \$50 + \$1 per acre = \$114  
A67-04589  
and groundwater claim for 3.3 acres = \$53 fee.

Returned this claim

OCT 25 1993

NOTE: 4 domestic claims are being processed & copies will be sent after data entry



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

May 30, 1997

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

SHO WAKAGAWA  
CHISATO WAKAGAWA  
1595 W 7TH  
WEISER ID 83672

RE: WATER RIGHT NO. 67-07920

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action 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 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 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 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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 the 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.

## CERTIFICATE OF SERVICE

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

## FINAL ORDER

The Department 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 Department 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.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen  
Water Rights Supervisor

SK:ph

Enclosure

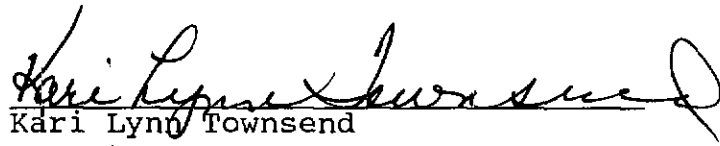
RECEIVED  
FEB 14 1980

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of May, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 67-07920

SHO WAKAGAWA  
CHISATO WAKAGAWA  
1595 W 7TH  
WEISER ID 83672

  
Kari Lynn Townsend  
Secretary

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MAY 30 1997

## B/U FIELD EXAM REVIEW

Cindy Zimmerman

Permit #: 67-7920 Name: Wakagawa Date: 5/28/97 ✓ Lots ✓

NAME Chng Same ✓ Or Address Change?

SOURCE ✓ Clarify source \_\_\_\_\_  
Prelim. Order to Void - Source change.

P/D ✓ Amendment Needed? NEN WNW P39  
Overlap(s) none

P/U ✓ Amendment Needed? \_\_\_\_\_ P41  
Overlap(s) surface water  
(Gov't use special 115) \*P/D & P/U Amend? P37

RATE ✓ Permit/proof fee limits 0.10 / 0.20  
✓ Measured Quantity = \_\_\_\_\_ cfs Theoretical Quantity = 0.57 cfs  
3.3 ac x 0.03 cfs/ac = 0.10 cfs (acres per ASCS)  
(HP) 8.8 x 0.70 x 3  
15 + (2.31 x 7.5) = 0.57 cfs

✓ Recommended capacity 0.57 cfs  
✓ Recommended rate 0.10 cfs

VOLUME ✓ Season: (D 1 4.5) 3/15-11/15 = 246 days  
Calculations: 3.3 ac x 4.5 AF/ac = 14.9 AF

✓ Flow limit: 0.10 cfs x 246 days/yr. x 1.9835 = 48.8 AF  
✓ Recommended volume 14.9 AF

USES ✓ Same Nature of Use? \_\_\_\_\_ P46  
\_\_\_\_\_ Amendment Needed? \_\_\_\_\_

REMARKS ✓ Multiple p/d's in same 1/4? Use W32 \_\_\_\_\_  
✓ ① WB7/0.10/14.9

CONDITIONS ✓ Measuring Device (R43) or Lockable Controlling Works (R02)  
R52 R52 Watermaster Control (R04) - WD # \_\_\_\_\_  
R27 Irrigation rate/annual volume overlap  
065 GW irrigation replaces surface water (050)  
065 GW irrigation supplements surface water (065)  
079 Water Quality  
079 Other \_\_\_\_\_

PRIORITY App Rcd 5/10/93 Due 8/1/94 Rcd 8/24/93  
Receipt# C028429 Fee OK? (Yes/No)  
Order to Reinsstate Needed? Yes/No Done? \_\_\_\_\_ Advanced to: \_\_\_\_\_  
Priority 5/10/93 Examined 7/29/94

COMMENTS: license as permitted

| USE          | CFS          | VOLUME       |
|--------------|--------------|--------------|
| <u>lm</u>    | <u>0.10</u>  | <u>14.9</u>  |
| <u>_____</u> | <u>_____</u> | <u>_____</u> |
| <u>_____</u> | <u>_____</u> | <u>_____</u> |
| TOTAL        | <u>0.10</u>  | <u>14.9</u>  |

SRBA Overlap \_\_\_\_\_  
Adjustment Memo \_\_\_\_\_  
LICENSE LTR: P49  
#1 AMEND LTR: \_\_\_\_\_/P38  
#2 AMEND LTR: P42/P47

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

RECEIVED

JAN 20 1995

Department of Water Resources

**A. GENERAL INFORMATION**

Permit No. 67-07920

1. Owner: SHO WAKASAWA AND CHISATO WAKASAWA Phone No. 549-0883

Current Address: 1595 W 7TH WEISER Id 83672

2. Accompanied by: BEN DOVER EXAM DATE: 7-29-94

Address: SAME Phone No. SAME

Relationship to Permit Holder: RENTER

3. Source: GROUNDWATER tributary to -NA-

**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: 67-02169, 67-02384A

2. Other water rights with the same point of diversion: NONE

**C. DIVERSION AND DELIVERY SYSTEM**

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

| Ident No. | Gov't Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|-----------|-----------|-----|-----|-----|------|------|------|--------|---------------------------------|
|           | 4         | NE  | NW  | NW  | 36   | 11N  | 6W   | WASH   | Quads - FIELD EXAM              |
|           |           |     |     |     |      |      |      |        |                                 |
|           |           |     |     |     |      |      |      |        |                                 |
|           |           |     |     |     |      |      |      |        |                                 |

**2. Place(s) of Use:**

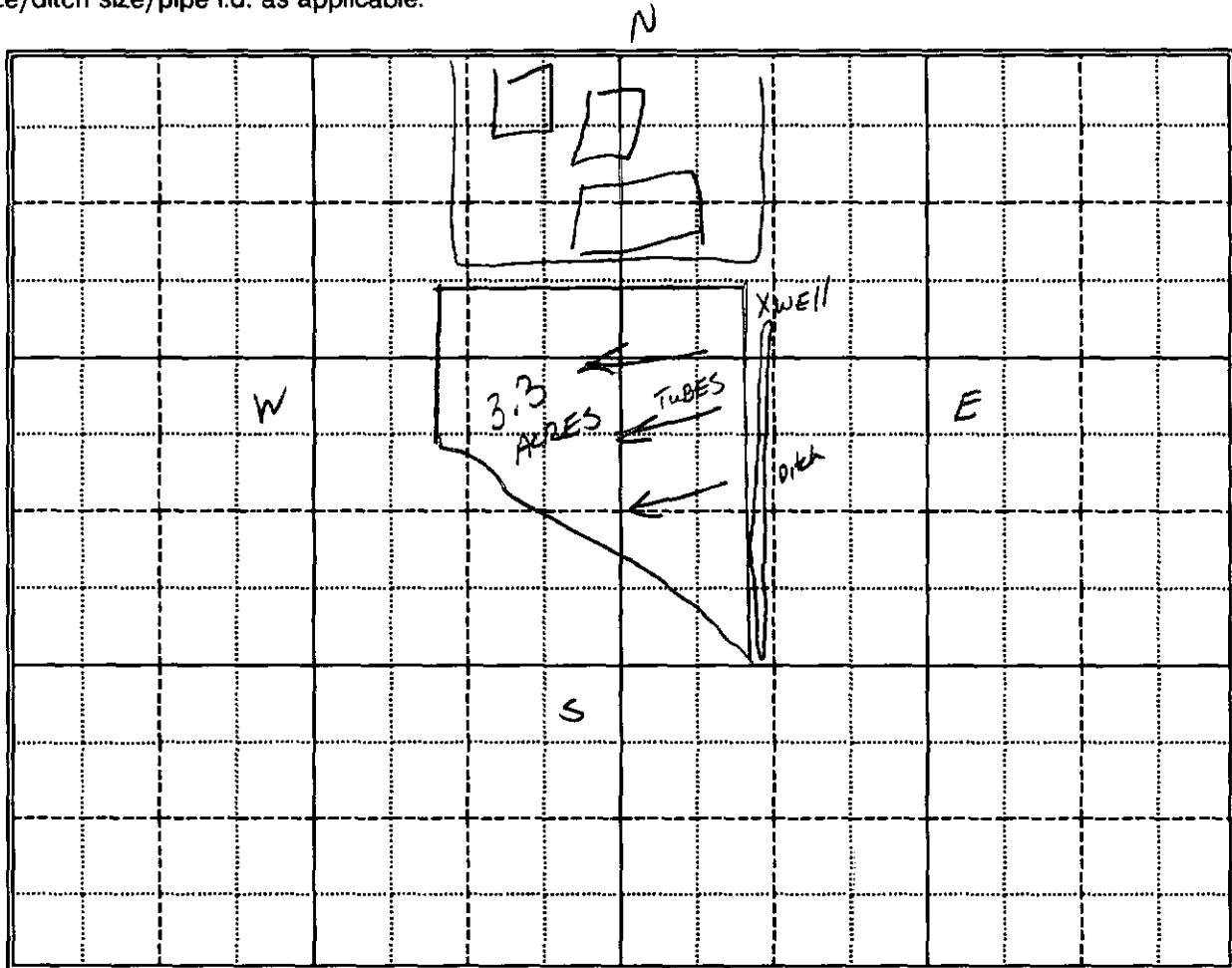
Indicate Method of Determination

| TWP | RGE | SEC | NE |    |    |    | NW |     |    |    | SW |    |    |    | SE |    |    |     | Totals |
|-----|-----|-----|----|----|----|----|----|-----|----|----|----|----|----|----|----|----|----|-----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE  |        |
| 11N | 6W  | 36  |    |    |    |    |    | 3.3 |    |    |    |    |    |    |    |    |    | 3.3 |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |
|     |     |     |    |    |    |    |    |     |    |    |    |    |    |    |    |    |    |     |        |

UNRECORDED

JUL 1 1997

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



Scale: 1" = \_\_\_\_\_

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

\_\_\_\_ Aerial Photo Attached (required for irrigation of 10+ acres)

\_\_\_\_ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

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

#### D. FLOW MEASUREMENTS

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements: THEORETICAL;  $3 \times 8.8 \times .70$   $\frac{18.48}{3} = 6.16 \text{ cfs.}$   
 $(2.3 \times 0) \times 3'$

E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM USES A 12" WELL originally developed by John Nakai. THE WELL IS 28' DEEP AND HAS A STATIC WATER LEVEL OF 3'. THERE IS NO A DRAW DOWN. THE SYSTEM OPEN DISCHARGES INTO A DITCH AND IS SPREAD OVER THE 3.3 ACES (ARIE/PHOTO) THROUGH THE USE OF SIPHON TUBES. ONLY THE 3.3 ACRE FIELD USED THIS SYSTEM.

\* NOTE \* THE THEORETICAL FORMULA SHOULD NOT BE TAKEN AS ACCURATE. HOWEVER, THE WELL LOG INDICATES THAT THE SYSTEM PRODUCES WATER AT 70 gpm. THIS IS MORE REASONABLE AND WILL BE USED IN THE COMPUTATIONS.

(well log)  $70 \text{ gpm} / 448 \text{ gpm} = .16 \text{ cfs}$  system capacity

What if assume

low pressure 5-10 psi  $\rightarrow$  psi  $\approx 7\frac{1}{2}$  psi

left static + 10 = 13  $\rightarrow$   $z \approx 15$   
(log)

$$Q = \frac{(8.8)(.7)(3)}{(2.31)(2.5) + 15} = .57 \text{ cfs}$$

perhaps ~~perhaps~~ more reasonable than .16 cfs for capacity estimate?

IN ANY EVENT, system well can yield max size

Have conditions of permit approval been met? ☒ yes ☐ no of right, .10 cfs.

MICRO-LINED  
JUN 14 1977

12/16/94

## F. FLOW CALCULATIONS

\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

$$(allow) THEORETICAL = \underline{6.16 \text{ cfs}}$$

$$NEED \ 3.3 \text{ ACRES} \times .03 = \underline{.10 \text{ cfs}}$$

$$Well \ log \ STATEMENT = 709 \text{ ppm} / .4484 = \underline{.16 \text{ cfs}} \text{ system capacity}$$

## G. VOLUME CALCULATIONS

### 1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{3.3 \times 4.5 = 15 \text{ AFA}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{.1 \times 246 \times 1.9835 = 49 \text{ AFA}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{15 \text{ AFA}}$$

### 2. Volume Calculations for Other Uses:

A/A-

## H. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use    | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|-------------------|---------------|--------------|------------------------------|--------------------------|
|                   | From          | To           |                              |                          |
| <u>IRRIGATION</u> | <u>3-15</u>   | <u>11-15</u> | <u>.10 cfs</u>               | <u>15 AFA</u>            |
| _____             | _____         | _____        | _____                        | _____                    |
| _____             | _____         | _____        | _____                        | _____                    |
| _____             | _____         | _____        | _____                        | _____                    |
| _____             | _____         | _____        | _____                        | _____                    |
| Totals:           |               |              | <u>.10 cfs</u>               | <u>15 AFA</u>            |

### 2. Recommended Amendments

\_\_\_\_ Change P.D. as reflected above

\_\_\_\_ Add P.D. as reflected above

☒ None

\_\_\_\_ Change P.U. as reflected above

\_\_\_\_ Add P.U. as reflected above

\_\_\_\_ Other

## I. AUTHENTICATION

Field Examiner's Name Dave Haeff Date 8-15-94

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

# IDAHO DEPARTMENT OF WATER RESOURCES

## WELL INSPECTION FORM

1. DRILLING PERMIT NO: ? OTHER APPLICABLE NO: 67-07920
2. OWNER: SHO WAKAGAWA Phone: 549-0883  
Address: 1595 W 7TH WEISER Id 83672
3. WELL LOCATION: Twp 11N, Rge. 6W, Sec. 36, NW 1/4 NW 1/4  
County WASH. (Provide sketch map and photo on reverse.)
4. DRILLER: Frank Shelly Lic. No. 326  
When Drilled? 7-28-77
5. WELL CONSTRUCTION:  
Casing Diameter 8" inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No  
Casing  $\geq$  12 inches above ground? ☒ Yes ☐ No - Describe \_\_\_\_\_  
Depth of Casing NA ft. Method Drilled CABLE  
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe \_\_\_\_\_  
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☐ Yes ☒ No  
Condition of Piping and Valving Good  
Auger to a depth of 28 ft. Evidence of Annular Seal ☐ Yes ☒ No  
Are there obvious constuction problems that may be a source for contamination or waste of water?  
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:  
Depth to Static Water 3 ft. Water Temperature 55 °F  
Flowing Artesian ☐ Yes ☒ No Pressure: \_\_\_\_\_ (psi)  
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose \_\_\_\_\_  
Water Quality Measurements/Observations (Describe) \_\_\_\_\_
7. WELL USE:  
☐ Domestic ☒ Irrigation ☐ Stock  
☐ Test ☐ Municipal ☐ Industrial  
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used  
☐ Other: \_\_\_\_\_

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JUL 28 1977

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chernigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☒ No

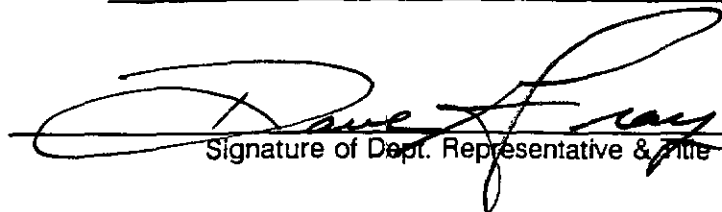
Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? \_\_\_\_\_

How far away from the well is this source? \_\_\_\_\_

9. REMARKS: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
Signature of Dept. Representative & Title

7-29-84  
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

RECEIVED  
JUL 29 1984

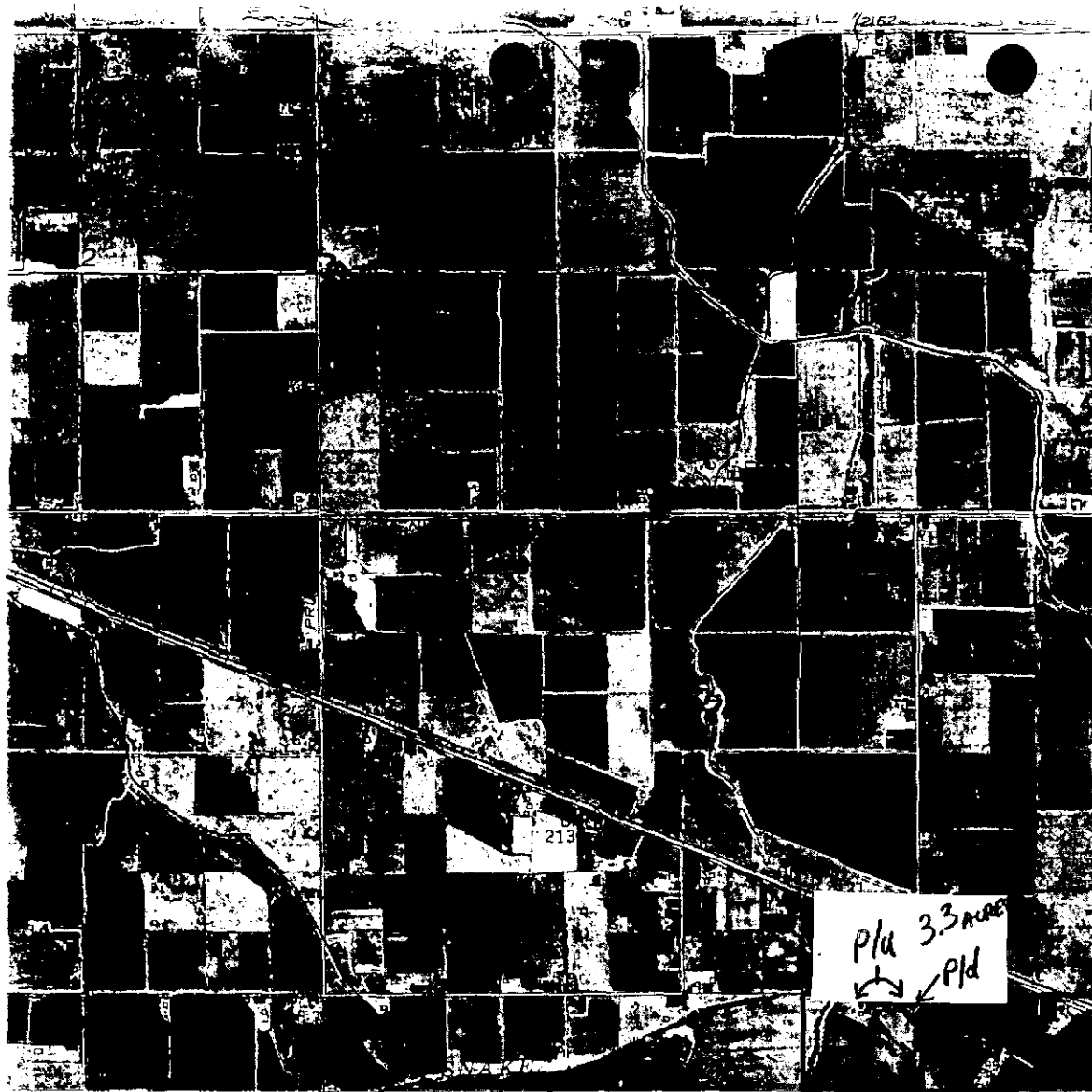
Johnson County, Kansas  
Census Office of the State of Kansas



Johnson County, Kansas  
Census Office of the State of Kansas

Scale

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JUN 10 1901



870000

480000

15 00

2911 PERMIT 67-07920 INIT DA 117 00 00  
 T. R. S. Q/Q  
 P/D 11N 6W 36 NW/4  
 SCALE \_\_\_\_\_  
 PHOTO ID. \_\_\_\_\_

GLDS FERRY SE. IDA-OREG SCALE 1:24,000

IDAHO. W ZONE —

OREG. S ZONE ---

UTM ZONE 11

TRANSU MERC PROJ

ORTHOPHOTOQUAD. PHOTO DATE 7-1-74

ied  
 0





PHOTO THREE-

VIEW OF THE WELL. LOCATE  
ON THE EAST SIDE OF THE  
3.3 ACRES ON WHICH IT IS  
USED. Below is a picture  
OF THE 3.3 ACRES. WATER  
IS PUMPED INTO THE DITCH!  
SIPHON TUBES ARE USED.

&gt;



PHOTO FOUR-

100 6 0 001  
100 6 0 001

September 3, 1993

SHO WAKAGAWA  
CHISATO WAKAGAWA  
1595 W 7TH  
WEISER ID 83672

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 67-07920

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 conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson  
Secretary/Records Manager

c: IDWR - Region

RECEIVED

OCT 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

July 30, 1993

SHO WAKAGAWA  
CHISATO WAKAGAWA  
1595 W 7TH  
WEISER ID 83672

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 67-07920

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED  
OCT 25 1993

67-07920

WAKAGAWA, SHO  
WAKAGAWA, CHISATO  
1595 W 7TH  
WEISER, ID 83672

Source: GROUNDWATER

Diversion Pt: NENWNW Sec 36 T 11N R 06W in WASHINGTON County.

Use: IRRIGATION ( .100 CFS)  
Total Diversion: ( .100 CFS)

Date Filed: 5/10/1993

In: WASHINGTON County  
T11N R06W S36 NWNW

RECORDED

OCT 25 1993

JUL 0 2 1993

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.  
County of Washington }

Sarah Boles, being duly sworn,  
deposes and says:

That he is the Clerk of  
THE WEISER SIGNAL, a weekly newspaper 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 ad-  
vertisement, a copy of which is attached hereto, was pub-

lished in said newspaper once a week for two consecu-  
tive weeks in the regular and entire issue of said paper dur-  
ing the period and time of publication, and was published in  
the newspaper proper and not in a supplement; that said  
paper has been established and regularly published for more  
than seventy-eight consecutive weeks prior to the date of  
first publication of said advertisement.

Such notice was published in the issue beginning with  
June 2, 1993, and ending  
with the issue of June 9, 1993.  
Sarah Boles  
Fees, \$ 173.48

Subscribed and sworn to before me this 9  
day of June, 1993.  
[Signature]  
Notary Public Residing at Weiser, Idaho.  
My Commission Expires 1-2, 1998

## NOTICE OF APPLICATION FOR WATER RIGHT

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

03-07053

KEITHLY, CLYDE R.  
1907 W. FLAMINGO #100  
NAMPA, ID 83651  
Source: SNAKE RIVER  
Tributary: COLUMBIA RIVER  
Diversion Pt: LOT 4 (NENWNW) Sec 17 T 10N R  
05W in WASHINGTON County.  
Use: IRRIGATION (.600 CFS)  
Total Diversion: (.600 CFS)  
Date Filed: 5/18/1993  
In: WASHINGTON County  
T10N R05W S08 SWSE SESE  
30.0 ACRES TOTAL

67-07901

RISENHOOVER, ROBERT  
RISENHOOVER, SUE  
P.O. BOX 576  
WEISER, ID 83672  
Source: GROUNDWATER  
Diversion Pt: SESW Sec 1 T 10N R 04W in WASH-  
INGTON County.  
Use: IRRIGATION (.400 CFS)  
Total Diversion: (.400 CFS)  
Date Filed: 7/7/1992  
In: WASHINGTON County  
T10N R04W S01 NESW NWSW SWSW SESW  
20.0 ACRES TOTAL

67-07908

FORD RANCH INC.  
RT. 1 BOX 236  
CAMBRIDGE, ID 83610  
Source: BEAVER CREEK  
Tributary: RUSH CREEK  
Diversion Pt: NWSE Sec 4 T 15N R 03W in WASH-  
INGTON County.  
Use: IRRIGATION STORAGE (80.00 AF)  
IRRIGATION FROM STORAGE (80.00 AF)  
IRRIGATION (.900 CFS)  
Total Diversion (.900 CFS)  
Date filed: 8/25/1992  
In: WASHINGTON County  
T15N R03W S09 NENE NWNE SWNE SENE  
NENW NESE  
S10 NWSW SWSW SESW  
S15 NENW  
200.0 ACRES TOTAL

67-07909

WB PROPERTIES  
PO BOX 110  
WEISER, ID 83672  
Source: GROUNDWATER  
Diversion Pt: NWSE Sec 29 T 11N R 05W in WASH-  
INGTON County.  
Use: COMMERCIAL (.135 CFS)  
Total Diversion: (.135 CFS)  
Date Filed: 1/29/1993  
In: WASHINGTON County  
T11N R05W S29 NWSE

67-07920

WAKAGAWA, SHO  
WAKAGAWA, CHISATO  
1595 W. 7TH  
WEISER, ID 83672  
Source: GROUNDWATER  
Diversion Pt: NENWNW Sec 36 T 11N R 06W in  
WASHINGTON County.  
Use: IRRIGATION (.100 CFS)  
Total Diversion (.100 CFS)  
Date Filed: 5/10/1993  
In: WASHINGTON County  
T11N R06W S36 NWNW

Permits will be subject to all prior water rights. Pro-  
tests may be submitted based on the criteria of Sec. 42-  
203A, Idaho Code. Protests must be filed with the  
Director, Dept. of Water Resources, Western Region,  
2735 Airport Way, Boise, Idaho 83705 on or before  
JUNE 21, 1993.

R. KEITH HIGGINSON, Director  
Published: 6/2/1993 & 6/9/1993

30-2S

OCT 25 1993