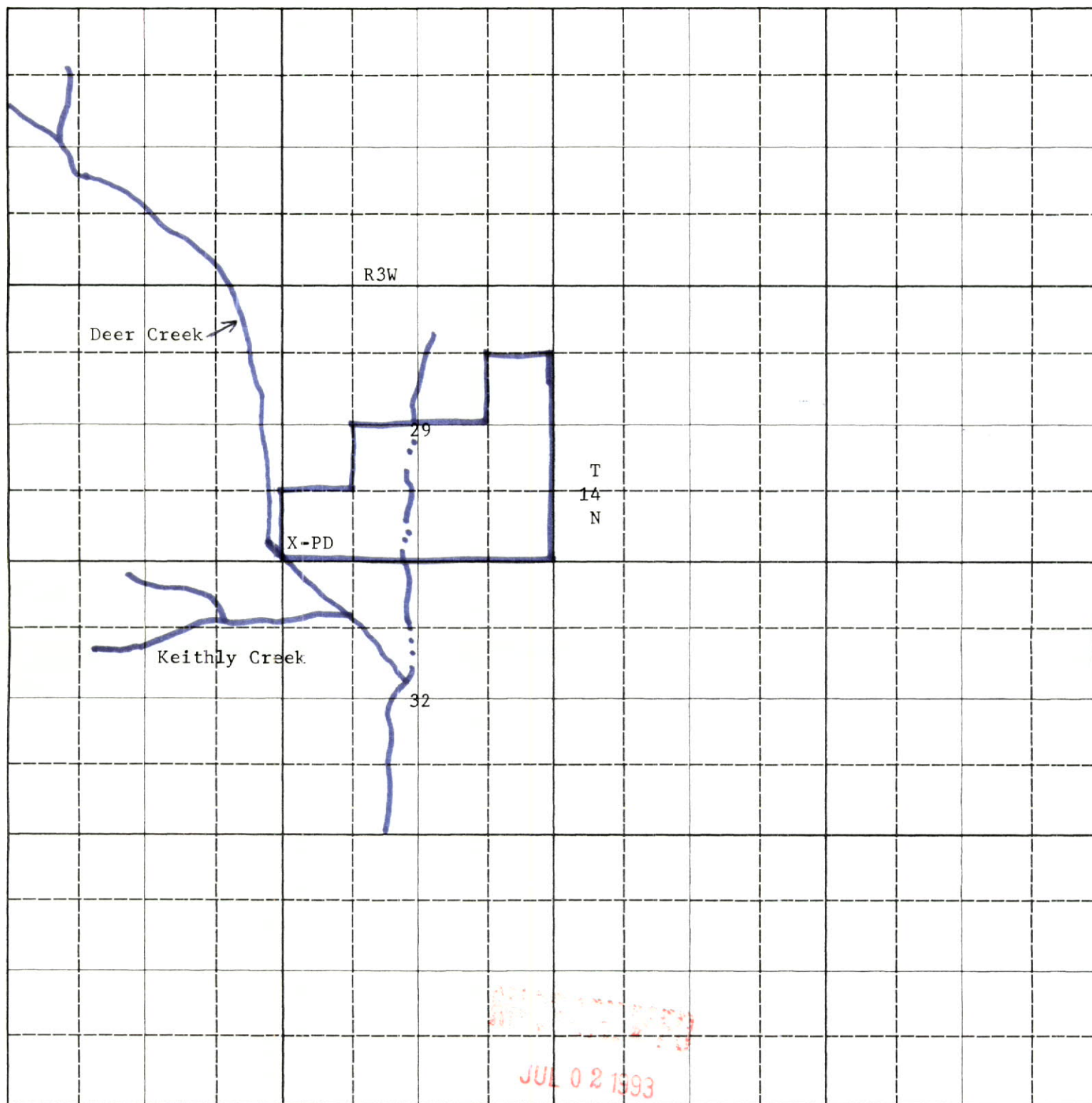


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

x Arthur R. Fairchild
(Applicant)

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



Scale: $\frac{1}{2}$ inch = $\frac{1}{4}$ mile

☒ 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
	Gen. Electric	125	BGJ 210110	UNKNOWN	

*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: No flow measurement taken - well no longer operating this irrigation season.

2
7.7 NHE

67-07875
T14N R3W S29

1987 ASCS

20 21
29 28

FEED
LOT

3
23.9 NHEL

NHEL
4
21.0

NHEL
2
2.1

18.5 NHEL

3
2.1 NHEL

4 NHE
8.0

T212

T332

T1333

13.7 NHEL

5
20.9 NHEL

HAGUE ROAD

N-D

7
21.9 NHEL

NHEL
6
11.6

8
21.5 NHEL

T1333

15
36.9 NHEL

Hog pen?

water is
spread out here if water
OUT available

17
10.6 NHEL

15
20.0
16
24.8 NHEL

T1333

8
40.6 HEL

13
38.4 HEL

NHEL

16
21.6

PASTORS
5, 6, 7

POD

4
29
41.3 NHEL

32 T1227

9
39.3 HEL

18
41.3 HEL

NHEL

19
10.1

20
15.4 HEL

(29)

32

SHOE PEG RO

SHOE PEG RD

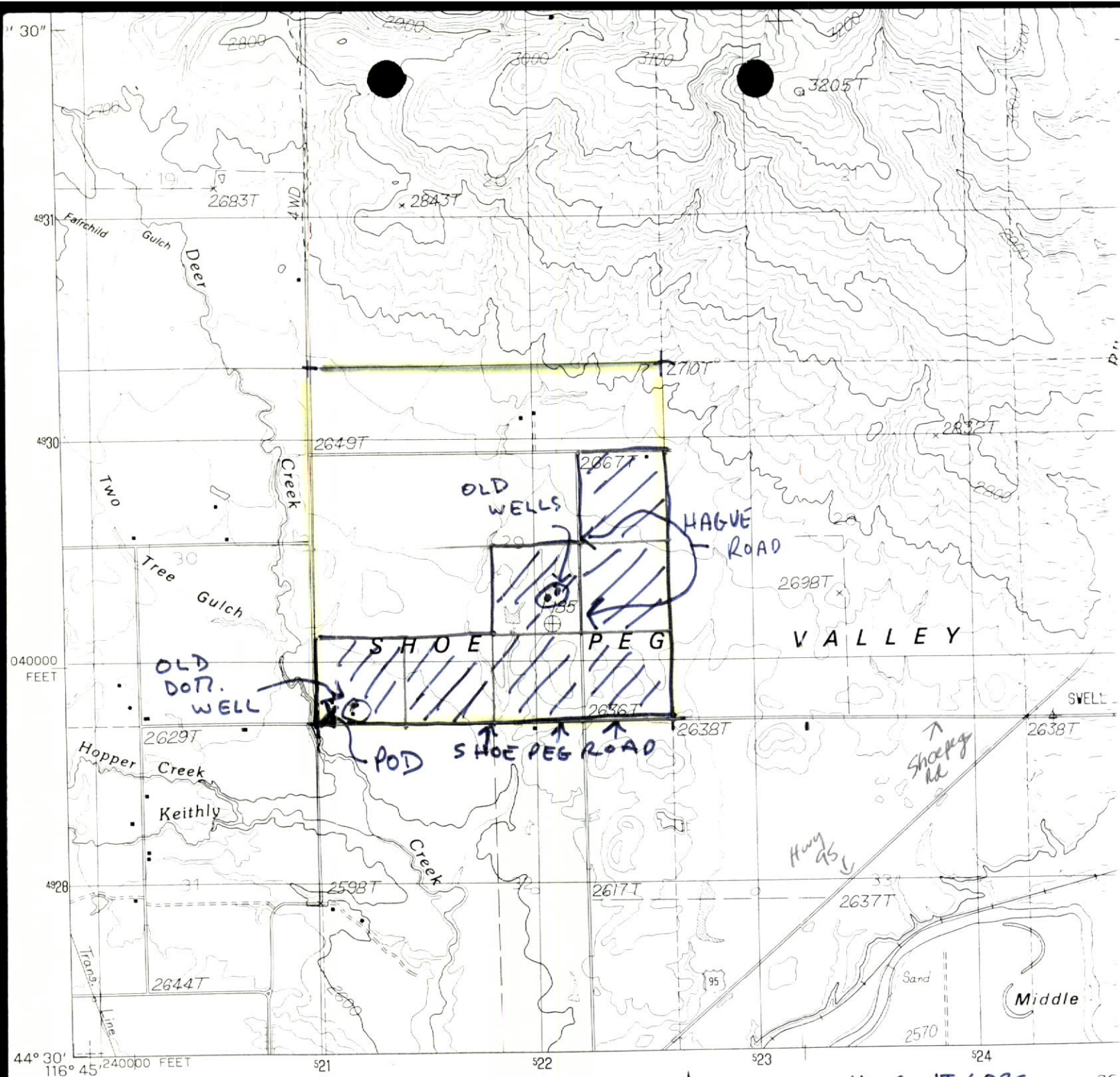
7.2 HEL

HAGUE ROAD

21
37.1 HEL

NHEL
2
7.9
3
9.5

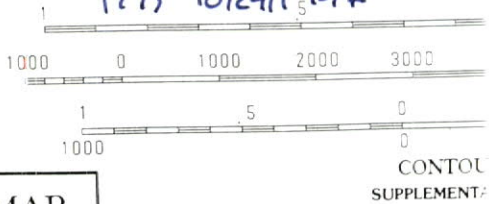
HEL
3



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1980
 FIELD CHECKED 1982 MAP EDITED 1986
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 11
 10,000-FOOT STATE GRID TICKS IDAHO, WEST ZONE
 UTM GRID DECLINATION 0°13' EAST
 1986 MAGNETIC NORTH DECLINATION 17°30' EAST
 VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
 To place on the predicted North American Datum of 1983,
 move the projection lines as shown by dashed corner ticks
 (16 meters north and 78 meters east)
 There may be private inholdings within the boundaries of any
 Federal and State Reservations shown on this map
 All marginal data and lettering generated and positioned by
 automated type placement procedures

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Informa-
 tion shown as of date of
 photography. 1

NO GOVT LOTS
 RTD 10/29/1997



THIS MAP COMPLIES WITH
 FOR SALE BY U.S. GEOLOGICAL SURVEY
 OR RES

T(4N R03W S. 29
 67-07875

T55 (1986)
 Cambridge

From Riverside, Inc.

67-07875

JACUZZI

TURBINE PUMP CURVE

NUMBER OF BOWLS	CHANGE IN EFFICIENCY AS FOLLOWS
1	-4
2	-2
3	-1

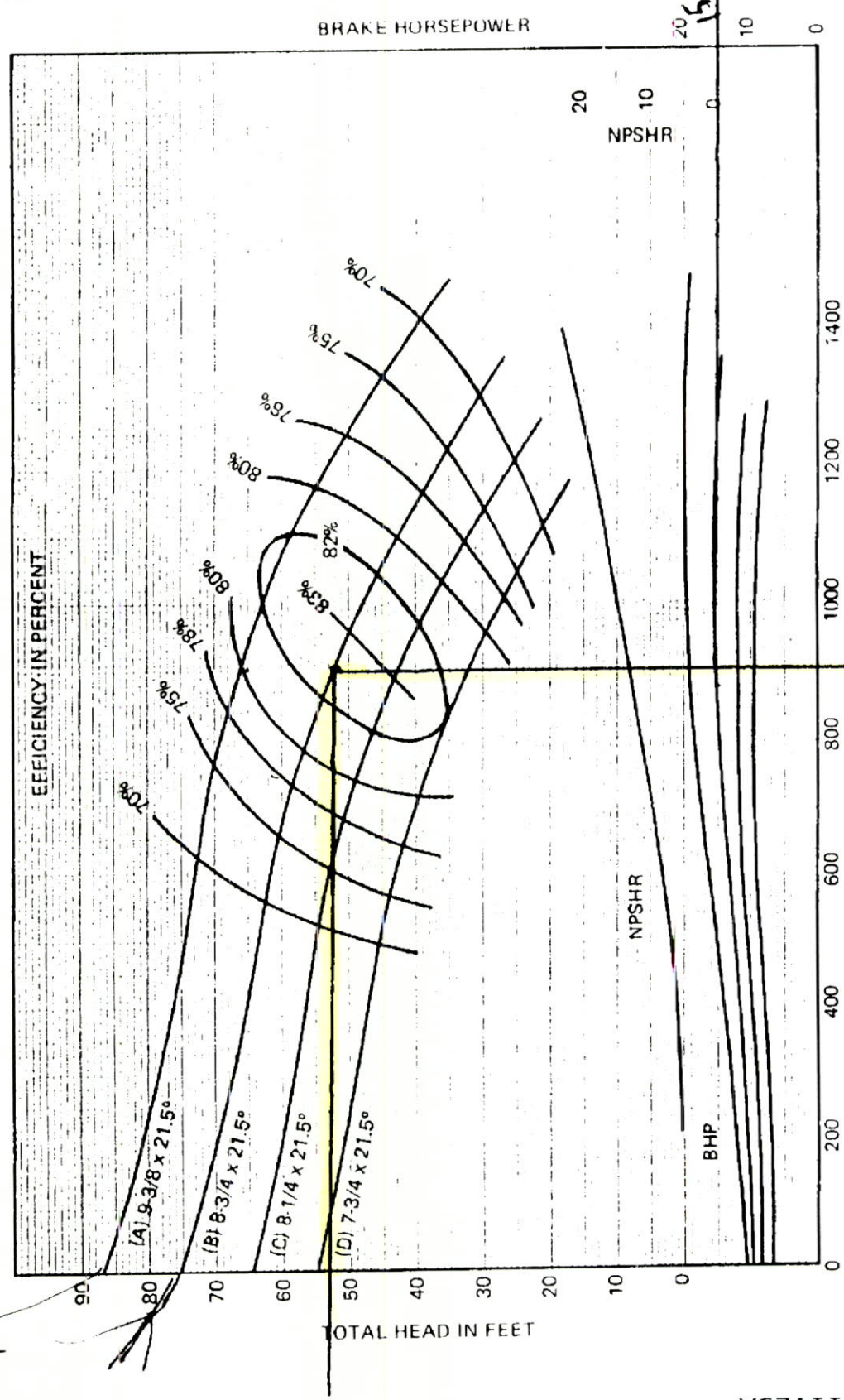
Change in efficiency may affect both head and horsepower

Bowl Dia.	11-1/4 in.
Bowl No.	2952 C.I., ENAM.
Impeller No.	3778 BRONZE
Eye Area	20.1 Sq. in.
Imp. Type	CLOSED
K	10.6

STAGE PERFORMANCE	
Curve No.	908.288
R. P. M.	1760
Bowl	12LC

Performance based on pumping clear, fresh water at a temperature not over 60° F. and free of gas, air or abrasive and with bowls properly adjusted and submerged.

12LC
SECTION
2120
JULY 1, 1980



ART FAIRCHILD
7-STAGE'S @ 8 3/4" x 21.5° 105 BHP



PHOTOGRAPHER AND DATE OF PHOTOS TTTINICVCCI 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R03W S29 SWSW



Point of diversion
SWSWSW

12" discharge
to 6" mainline



Place of use
SWSW S.29

Photo taken from
well, looking east
along Shoe Peg Road.

Abandoned domestic
well is in left center
of photo.



PHOTOGRAPHER AND DATE OF PHOTOS MMINUCCI 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R03W S.29



Place of Use

Photo Taken from
NE corner of
SWSE, looking
west along the
QQ line with
NWSE. Risers
are along this
line.



Place of Use

Photo Taken from
nwsww, at
bottom of ASCS
field no. 16, looking
north along
Hague Road



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R3W S29



Photo taken from NE corner of SWSE, looking south along Hague Road. Vegetation sparse + weedy.



Photo taken from NE corner of SWSE, looking north along Hague road at SW Veey Top of hill not irrigated



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. _____



Photo taken from top
of hill in NWSE,
looking N toward
neighbor's property.

Abandoned well -
open casing covered
with rock.



Photo taken from top
of hill in NWSE, looking
south. Vegetation
sparse; no irrigation
at top of hill.



PHOTOGRAPHER AND DATE OF PHOTOS M Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R03W S.29



Placed use
NWSE

Photo Taken from
NE corner, looking
west along North
line. This corner
was weeds - rest
of area (QQ) had
sparse grasses



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N 23W S29



Photo taken from NW
corner of SESE, on
east side of Hague Road.
Looking south along
west line of SESE



Photo taken from NW
corner of SESE, on
east side of Hague Rd
Looking east at
North side of SESE.

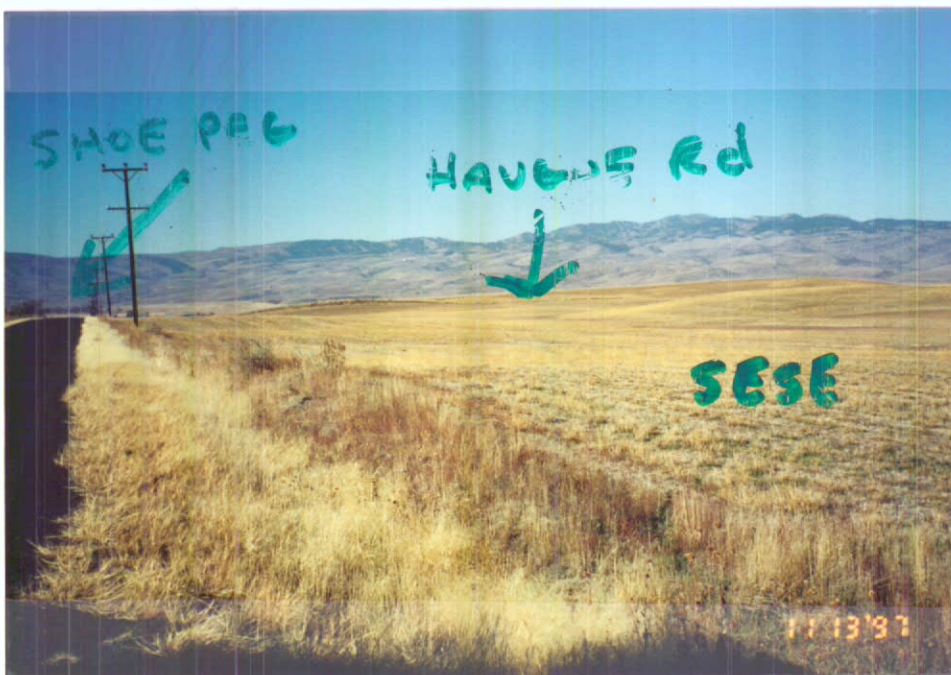


PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 88 67-07875 T14N R3W S29



SESE, from SE corner, looking north along east line of Section 29.



SESE, from SE corner, looking west along south line of Section 29. Shoe Peg Road is on the left side of the photo.

Affidavit of Publication

RECEIVED

DEC 06 1993

WATER RESOURCES
WESTERN REGION

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 Oct. 6, 1993 and ended Oct. 13, 1993.

Subscribed and sworn to before me

this 3rd day of
December, 1993

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

Public Notices

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that application for permit No. 67-7875 in the name of Art Fairchild was filed on 9/30/91 for the diversion of 6.40 cfs from groundwater with a point of diversion within the SWSWSW Sec. 29, T14N, R3W, B.M. to be used for irrigation purposes from 3/15 to 11/15 within portions of SENE, SW¹/₄ & SE¹/₄, Sec. 29, T14N, R3W, B.M. on 320 acres.

The permit holder now proposes to amend the permit by adding a second point of diversion in the SESW Sec. 29, T14N, R3W, B.M. to be used on the same acres.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before October 25, 1993.

R. Keith Higginson, Director
Published in The Upper
Country News-Reporter on
October 6 & 13, 1993.

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JAN 20 1994

B181

B-19

B1

B-2

B224

B224

20
29

B234

B88

B224

B224

B224

B-37

B61

B-64

B15

NE SW

10A

SW SW

2.5A

JUL 02 1953

10.4

11.8

29.7



T11N
R3W

5' 240 000 FEET

duced by the Geological Survey

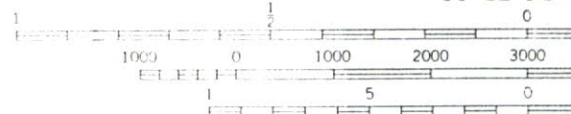
hophotograph prepared from 1:76,000-scale
ial photographs taken July 17, 1974

jection and 10,000-foot grid ticks: Idaho coordinate
tem, west zone (transverse Mercator)
00-metre Universal Transverse Mercator grid ticks,
e 11, 1927 North American datum

toimagery transformed by scanning techniques
ch may produce double or mismatched images;
the mean of image positions for map point.

map has been prepared by the Idaho Department of Water Resources pursuant to
the 141st Idaho Legislature in filing notices of claims and deposits in the Snake
can Adjudication. No warranty, either express or implied, is made and no legal
ability is assumed by IDWR, its employees, its agents, contractors, and reproduction
vendors. Bonneville Blueprint Supply, Inc. is the sole provider for the accuracy,
completeness, or usefulness of any information set forth on this map.

SCALE 1:24



NORTH

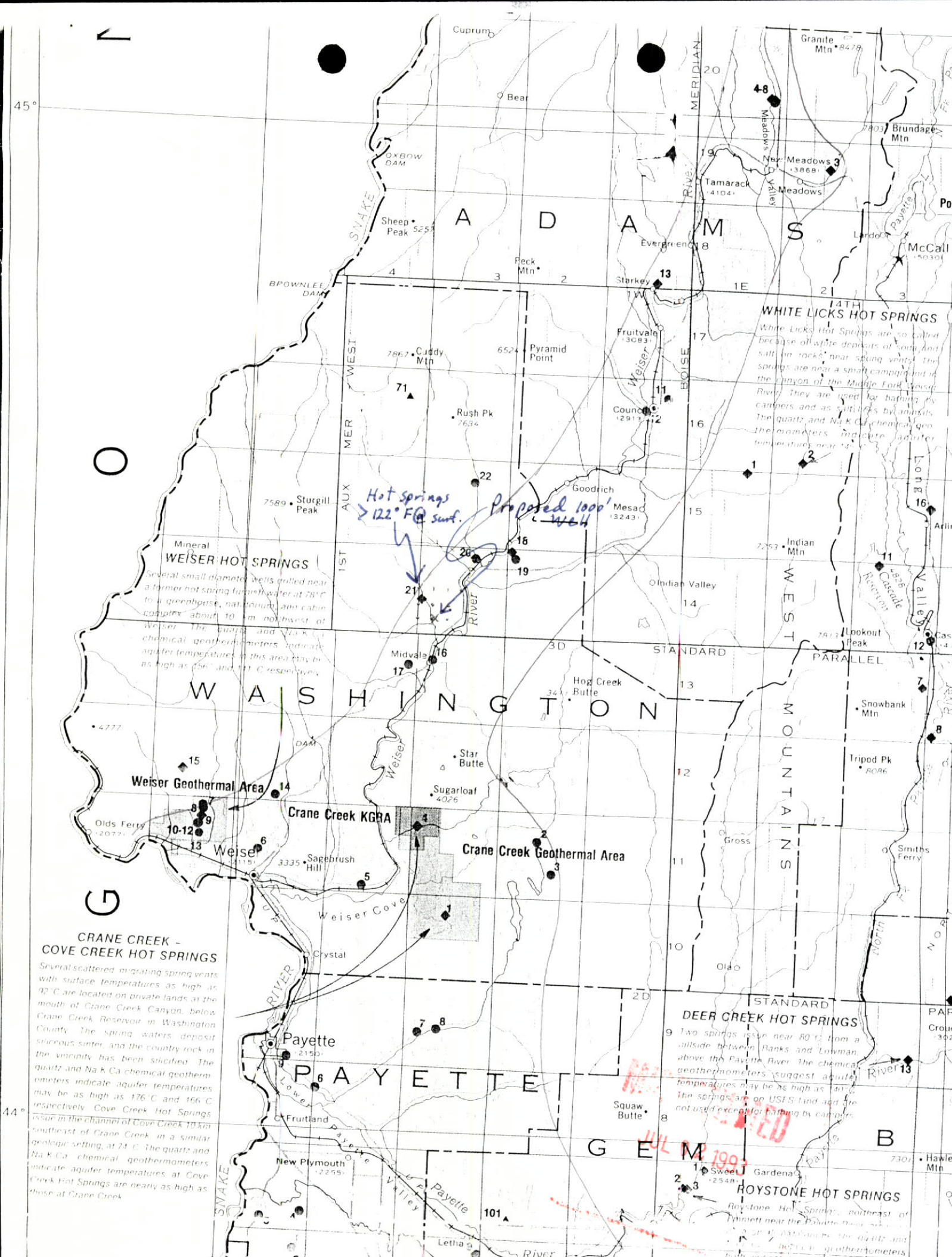
MISSOURI

JUL 02 1993

THIS MAP COMPLIES WITH NATIONAL
FOR SALE BY U.S. GEOLOGICAL SURVEY

Copies Of These Map
At Bonneville Blue F

A67-07005



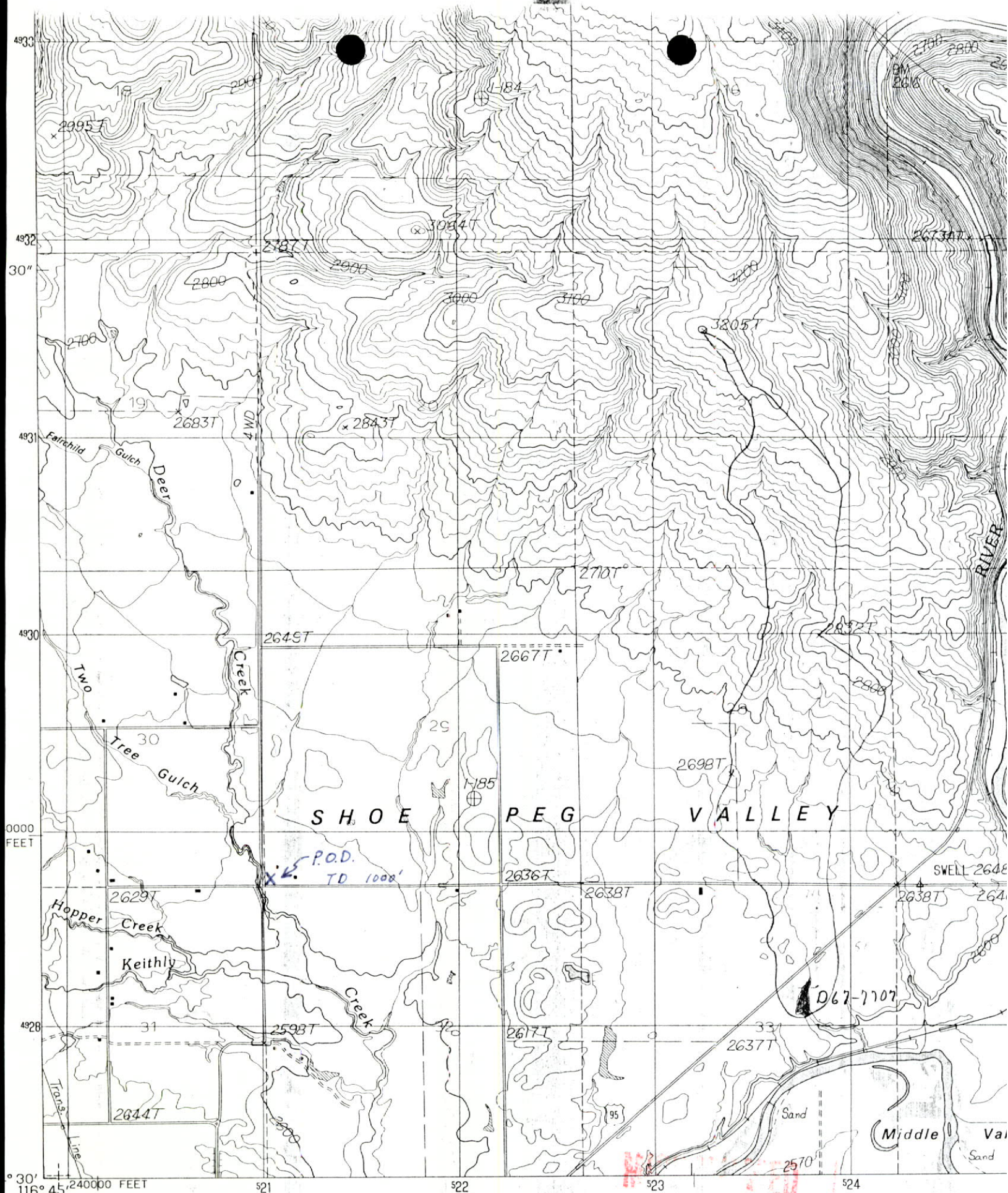
WHITE LICKS HOT SPRINGS
White Licks Hot Springs are so called because of white deposits of soda and salt in rocks near spring vents. The springs are near a small campground in the canyon of the Middle Fork Weiser River. They are used for bathing by campers and as sulphur baths by animals. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures near 140°C.

Mineral WEISER HOT SPRINGS
Several small diameter wells drilled near a former hot spring furnish water at 78°C to a greenhouse, natatorium, and cabin complex about 10 km northwest of Weiser. The quartz and Na-K chemical geothermometers indicate aquifer temperatures in this area may be as high as 150°C and 111°C respectively.

CRANE CREEK - COVE CREEK HOT SPRINGS
Several scattered, migrating spring vents with surface temperatures as high as 92°C are located on private lands at the mouth of Crane Creek Canyon, below Crane Creek Reservoir in Washington County. The spring waters deposit siliceous sinter, and the country rock in the vicinity has been silicified. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures may be as high as 176°C and 166°C respectively. Cove Creek Hot Springs issue in the channel of Cove Creek 10 km southeast of Crane Creek in a similar geologic setting, at 74°C. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures at Cove Creek Hot Springs are nearly as high as those at Crane Creek.

DEER CREEK HOT SPRINGS
Two springs issue near 80°C from a hillside between Banks and Lowman above the Payette River. The chemical geothermometers suggest aquifer temperatures may be as high as 140°C. The springs are on USFS land and are not used except for bathing by campers.

ROYSTONE HOT SPRINGS
Roystone Hot Springs, northeast of Emmett near the Payette River, are a small natural hot spring. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures of 100°C.



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
CONTROL BY USGS, NOS/NOAA
COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1980
FIELD CHECKED 1982 MAP EDITED 1986
PROJECTION TRANSVERSE MERCATOR
GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE II
10,000-FOOT STATE GRID TICKS IDAHO, WEST ZONE
UTM GRID DECLINATION 31° EAST

JUL 2 1993

SCALE



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 October 16, 19 91 and ended October 23, 19 91

Stuart Dopf

Subscribed and sworn to before me

this 8th day of

November, 19 91

John C. Semurray

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

*advertising
footer with
application
67-7877*

Public Notices

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

67-07875 *✓st*

FAIRCHILD, ART

Rt. 1, Box 87

MIDVALE, ID 83645

Source: Groundwater

Diversion Pt: SWSWSW Sec.

29 T 14N R 03W

Use: IRRIGATION (6.400

CFS) Total Diversion: (6.400

CFS)

Date Filed: 9/30/1991

In: T14N R03W S29 SENE

NESW SWSW SESW NESE

NWSE SWSE SESE

320.0 ACRES TOTAL

RECEIVED

NOV 1 1991

Department of Water Resources
Western Regional Office

RECEIVED

12 1993

IN THE MATTER OF PERMIT NO. 67-07875)
)
IN THE NAME OF ART FAIRCHILD) **ORDER OF**
) **REINSTATEMENT**
)

L. GLEN SAXTON
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEM 1

JUL 11 1995

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 who has been appointed by the department.

1. Permit No. 67-07875 - well permit I think Telephone No. 355-2248
2. Name(s) of Permit Holder(s): Arthur A. Fairchild
3. Mailing Address: 2324 Airport Rd., Midvale, Id. 83645
4. Source of Water: well strike If **GROUNDWATER** (well), Date Drilled: mo. / yr. 1992
- a. Well Driller: Riverside Pump & Electric Drilling Permit Number: - -
- b. **OPTIONAL:**
Pump Horsepower: 125 Pressure (psi): 50 Dynamic pumping level (ft):
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): Stockwater (No. and type of stock):
Irrigation (No. of acres): as needed Other:
6. Total rate of diversion and/or volume for which proof is submitted: 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 or No

Flow Measurement Port: Is a flow measurement port required?

Yes or No

Has the measurement port been installed?

Yes 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: Arthur A. Fairchild Telephone Number: 355-2248
Address: 2324 Airport Rd. Midvale Id. 83645
10. The information given on this form 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.

Signature of permit holder: Arthur A. Fairchild owner
(include your title, if on behalf of company or organization)Date: AUG 25 1995

RECEIVED
SEP 14 1993Department of Water Resources
Western Regional Office

STATE OF IDAHO

APPROVED

APPLICATION FOR AMENDMENT OF A PERMIT

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

Comes now ART FAIRCHILD Phone 355-2248of (address) RT 1 BOX 87 Midvale 83645, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 67-07875, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE 1/4 SW 1/4, Section 29, Township 14N, Range 03W, B.M.,
County of WASHINGTON. Other points of diversion: (ORIGINAL IN SWSW SWSW
still being used)

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) NO CHANGE

Amount 6.40 for IRRIGATION purposes from 3/15 to 11/15 (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)

3. Place of use or land to be irrigated: NO CHANGE

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14N	3W	29				40					40		40	40	40	40	40	40	320

Total number of acres to be irrigated = 320

4. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or the 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: _____

JAN 20 1994

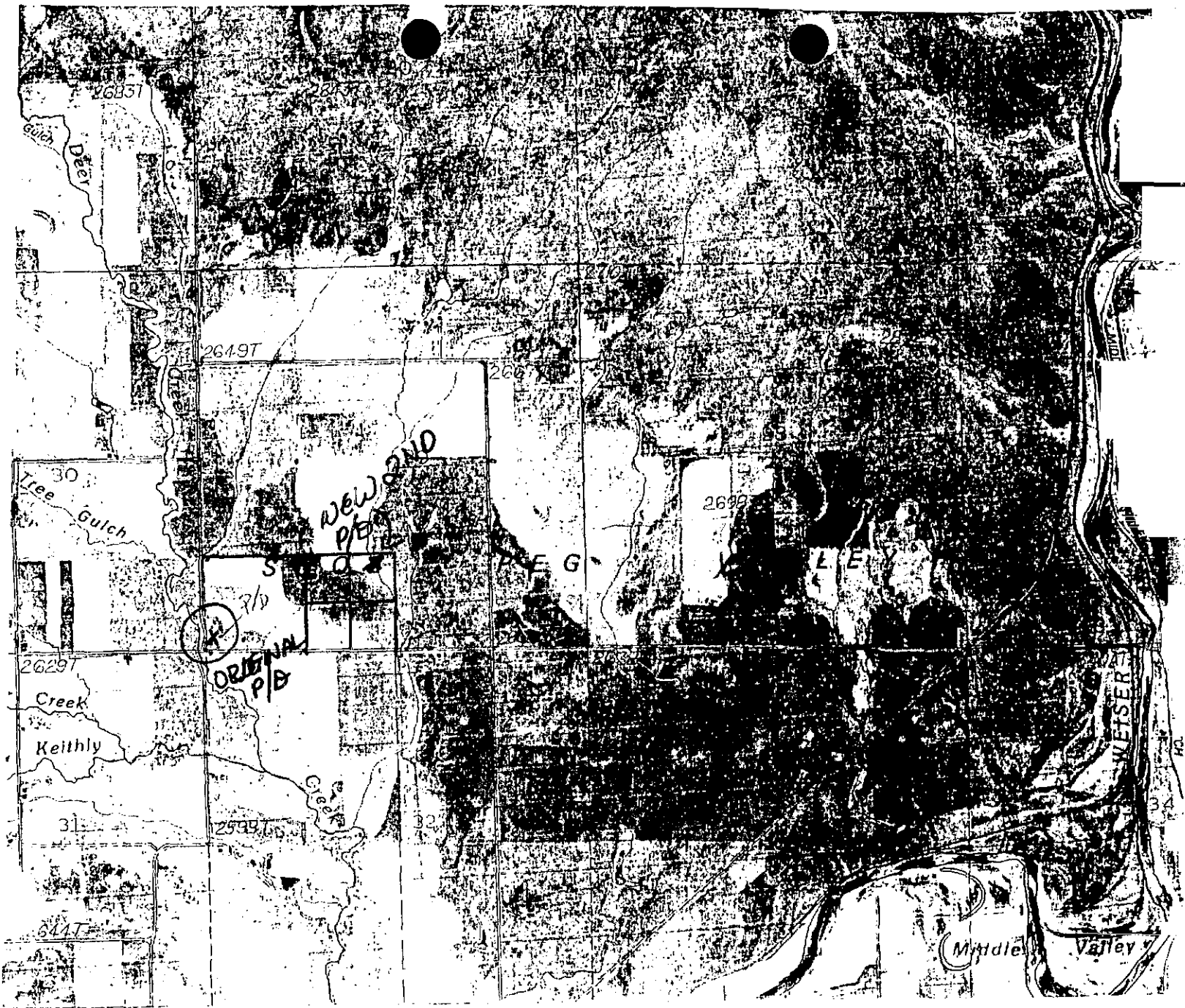
Show 40-acre subdivisions, townships, ranges and ditches.

See Attached Map

Arthur A. J. Churchill
(Signature)

May 19 1947
J. R. [unclear]
UNRECORDED

JAN 20 1994



240 000 FEET

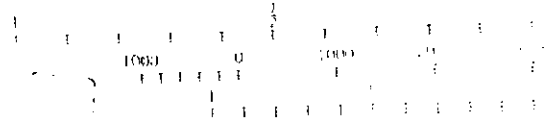
ed by the Geological Survey

photograph prepared from 1:76,000 scale
 1 photograph taken July 17, 1971

... ..

...

SCALE 1:10000



PROPOSED

JAN 20 1994

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.

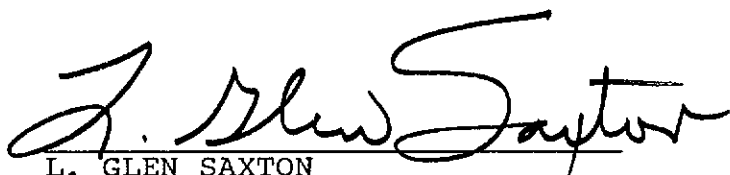
Robert R. Fairchild
 (Applicant)

CONDITIONS OF APPROVAL

Amendment of Permit No. 67-07875.

1. The previous conditions as set forth in Permit No. 67-07875 must be met.
2. Prior to the diversion of water under this right a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
5. Construction of the well must comply with Idaho well construction standards.
6. Use of water under this right may be affected by an agreement between the protestant and the right holder.

Dated this 4th day of January, 1994.


L. GLEN SAXTON
Chief, Water Allocation Bureau

JAN 20 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 67-07875

Proposed Priority: September 30, 1991 Maximum Diversion Rate: 6.40 CFS

This is to certify, that **ART FAIRCHILD**
RT 1 BOX 87
MIDVALE ID 83645

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	6.40 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSWSW , Sec. 29, Township 14N, Range 03W
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	03W	29	SENE 40	NESW 40	SWSW 40	
			SESW 40	NESE 40	NWSE 40	
			SWSE 40	SESE 40		320

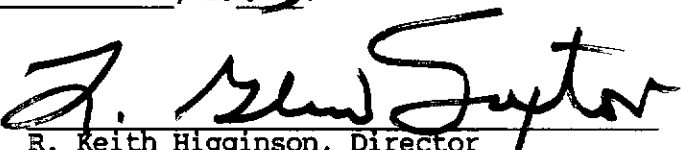
Total number of acres irrigated: 320

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1995.
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. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 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:

17th day of June, 1993.

for 
R. Keith Higginson, Director

RECORDED

JUL 02 1993

Should ~~any~~ ⁶⁷⁸⁵ questions arise during the processing of this application please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 67-07875

To appropriate the public waters of the State of Idaho

1. Name of applicant Art Fairchild Phone 208-355-2248

Post office address Route 1, Box 87, Midvale, ID 83645

2. Source of water supply Ground water which is a tributary of N/A

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot

Sec. 29 Township 14N Range 3W B.M. Washington County; additional

points of diversion if any: None

4. Water will be used for the following purposes:

Amount 6.4 for Irrigation purposes from 3/15 to 11/15 (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) 6.4 and/or (b) 1280
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, vertical turbine pump.

b. Height of storage dam N/A 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 1000 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

5 years (minimum 1 year).

JUL 02 1993

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	
14N	3W	29				40					40		40	40	40	40	40	40	320

Total number of acres to be irrigated 320

10. Describe any other water rights used for the same purposes as described above. None

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

12. Remarks: Project will require a major expenditure of time and money for development of the water supply and irrigation system. The time required for such a project will be the full five years allowed by law.

JUL 02 1993



240 000 FEET
ed by the Geological Survey

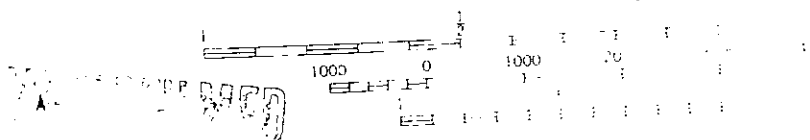
photograph prepared from 1:76,000-scale
photographs taken July 17, 1971

Idaho coordinate

14N
3W
SEC 29

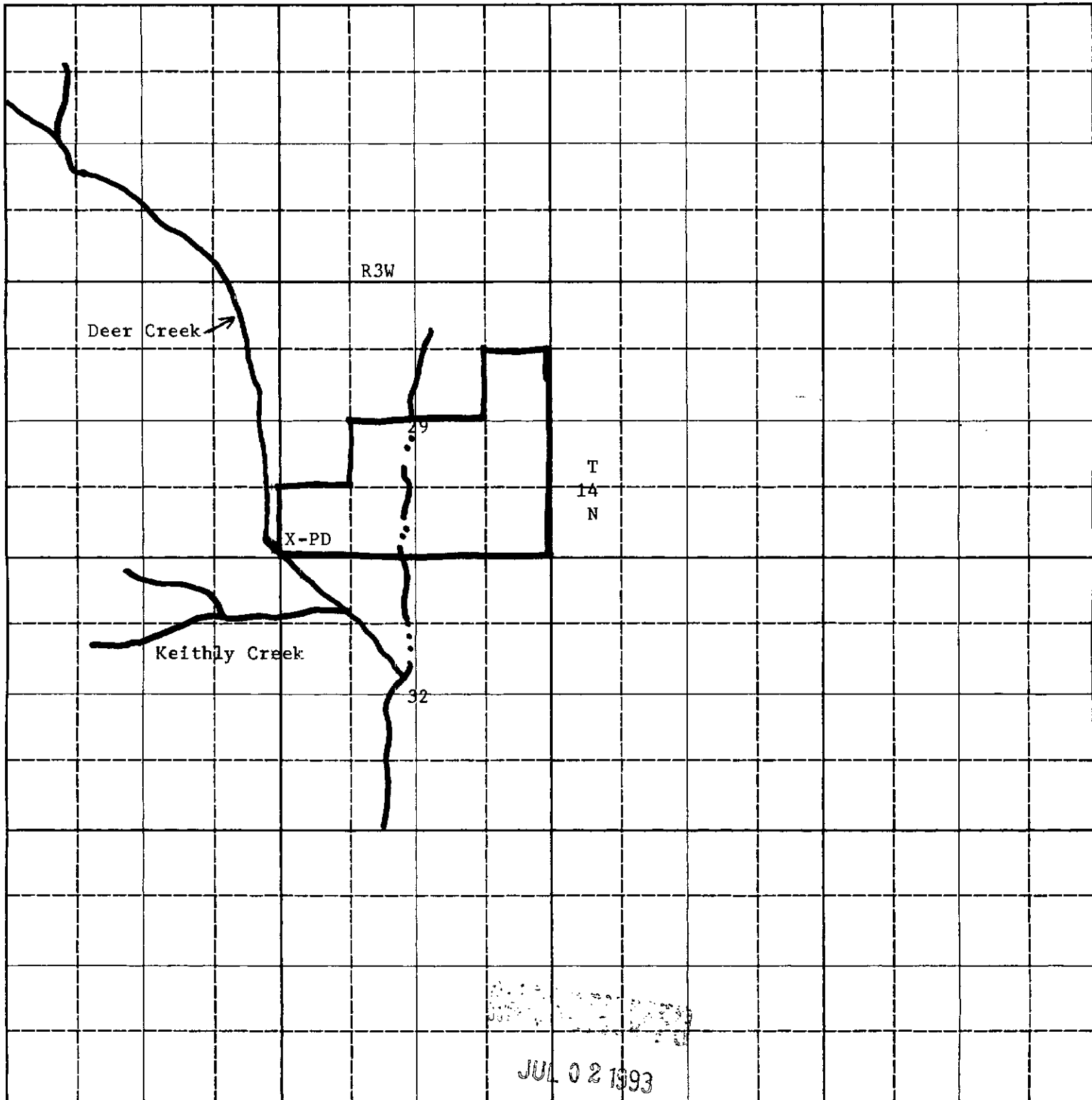
no Gov. US

SCALE 1:40000



JUL 02 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.

x Arthur H. Fairchild
(Applicant)

Received by LD Date 9-30-91 Time 2:55 p.m. Preliminary check by lw

Fee \$ 165⁰⁰ Received by LD # 00013727 Date 9-30-91

Publication prepared by GG Date 10-9-91 Published in Upper County News Reporter

Publication approved st Date 11-15-91 10/17 & 10/24/91

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.

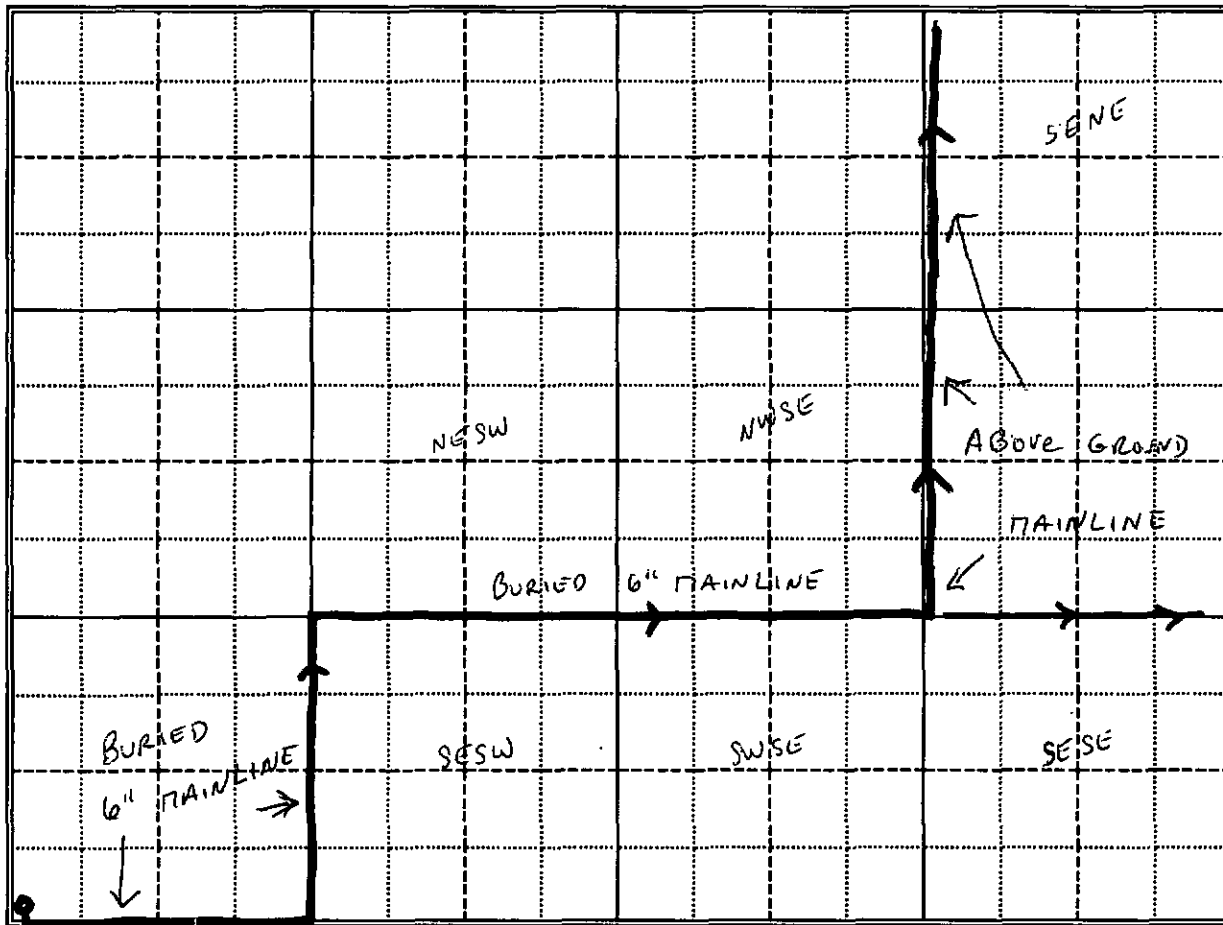
e. Other:

100-577530

JUL 02 1993

[illegible]

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



Scale: $1\frac{3}{8}'' = 1 \text{ MILE}$

☒ 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
	Gen. Electric	125	BGJ 210110	UNKNOWN	

*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: No flow measurements taken - well no longer operating this irrigation season.

E. NARRATIVE/REMARKS/COMMENTS

16 inch well with 125 HP motor + pump discharges into a 12 inch pipe which is necked down to a 6 inch mainline. The mainline runs to the east along the south line of the SWSW, then north along the east border of the SWSW. The mainline turns east at the center of the SW $\frac{1}{4}$ and runs east $\frac{1}{2}$ mile. It runs under Hague Road and then comes above ground. This above ground mainline runs north $\frac{1}{2}$ mile. ~~Har~~ Wheel lines are used for irrigation: one line in the SWSW, one line in the SESW and SWSE, and one line in the NESW and NWSE. * Water is used west to east in the place of use as available. * The east portion of the place of use (especially E2SE) does not always get irrigated.

One point of diversion was found. The original well in the SWSW was abandoned and a new well was drilled in 1992. The well proposed in the SESW was never drilled.

A domestic well was found in the SWSW. This well is no longer used (no domestic uses on this property). Another well was found in the NWSE at the top of the hill. Referred to well construction program.

License 67-07005 is for the same place of use and point of diversion. 67-07875 is for additional flow. There are two surface water rights appurtenant to portions of the place of use (67-03008 and 67-04153). Neither was claimed in the SRBA and Mr. Williams indicated that he was unaware of any use of surface water on this property. There is also an application on file for a large (15 Million AF) storage facility which would serve this place of use (67-07540).

Have conditions of permit approval been met? ☒ yes ☐ no

* Priority advanced to 10/10/1991 per order of REINSTATEMENT signed 08/10/1995.

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached *Pump Curve*

Measured Method:

*Pump curve supplied by Riverside, Inc., shows 900 gpm
2.01 CFS*

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:**

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 320 \times 4.0 = 1280 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.01 \times (214) \times 1.9835 = 856.7 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 856.7 \text{ AFA}$$

2. Volume Calculations for Other Uses: *N/A*

License Conditions (Rec'd)

When combined with 78-07005 limited to 2.01 CFS and 856.7 AFA

H. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>IRRIGATION</i>	<i>4-1</i>	<i>10-31</i>	<i>2.01</i>	<i>856.7</i>
Totals:			<i>2.01</i>	<i>856.7</i>

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 *[Signature]* Date *8/17/1998*

Reviewer _____ Date _____

SEAL

2.7 NHEL

67-07875
T14W R3W S29

1987 ASCS

20 2
29 28

23.9 NHEL

NHEL
21.0

NHEL
2.1

2.1 NHEL

4 NH
8.0

T212

T332

T1333

13.7 NHEL

20.9 NHEL

NHEL
11.6

HAGUE ROAD

N-D

21.3 NHEL

21.5 NHEL

T1333

36.9 NHEL

Handwritten note: "water is spread out here if available"

17.6 NHEL

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NHEL

PHOTO 5, 0, 4

POD

Handwritten note: "old house can be seen from here"

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32 T1227

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20.4 HEL

21
20.8

SHOGI REG 20

7.2 HEL

T332

29

32

HAGUE ROAD

21
37.1

NHEL
2
7.5
3
9.5

Fairchild
T14N 203WS.29
NRCS 1987

Fairchild

T14W

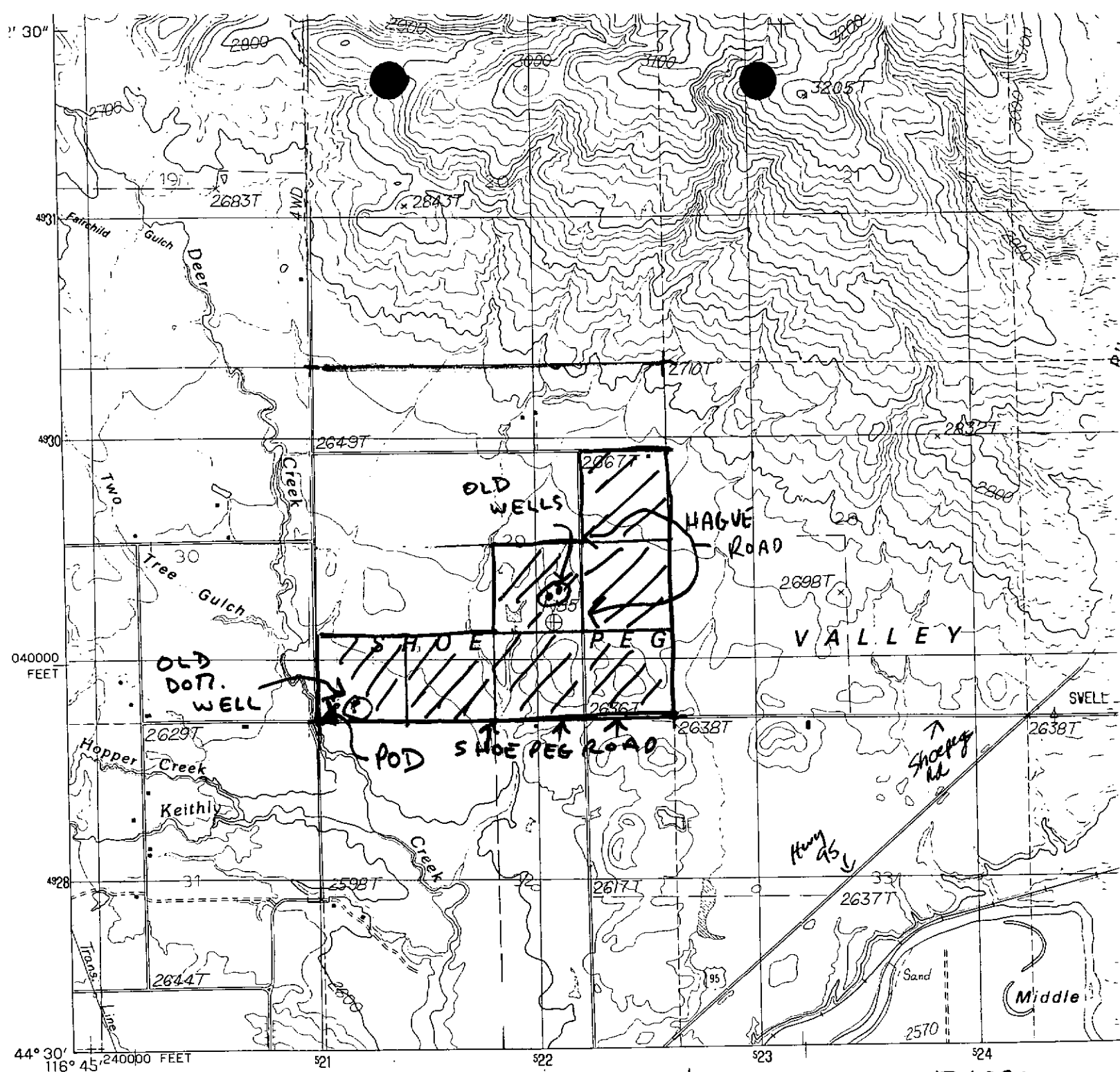
NRCS

outlet

~

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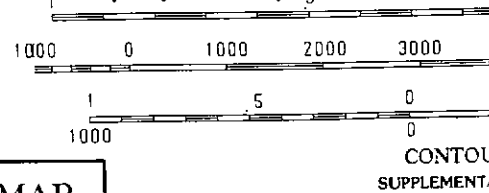




PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1980
 FIELD CHECKED 1982 MAP EDITED 1986
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 11
 10,000-FOOT STATE GRID TICKS IDAHO, WEST ZONE
 UTM GRID DECLINATION 0°13' EAST
 1986 MAGNETIC NORTH DECLINATION 17°30' EAST
 VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
 To place on the predicted North American Datum of 1983,
 move the projection lines as shown by dashed corner ticks
 (16 meters north and 78 meters east)
 There may be private inholdings within the boundaries of any
 Federal and State Reservations shown on this map
 All marginal data and lettering generated and positioned by
 automated type placement procedures

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Infor-
 mation shown as of date of
 photography. 1

NO GOVT LOTS
 T7D 10/29/1997



THIS MAP COMPLIES WITH
 FOR SALE BY U.S. GEOLOGICAL SURVEY
 OR RES

T14N R03W S. 29
 67-07875

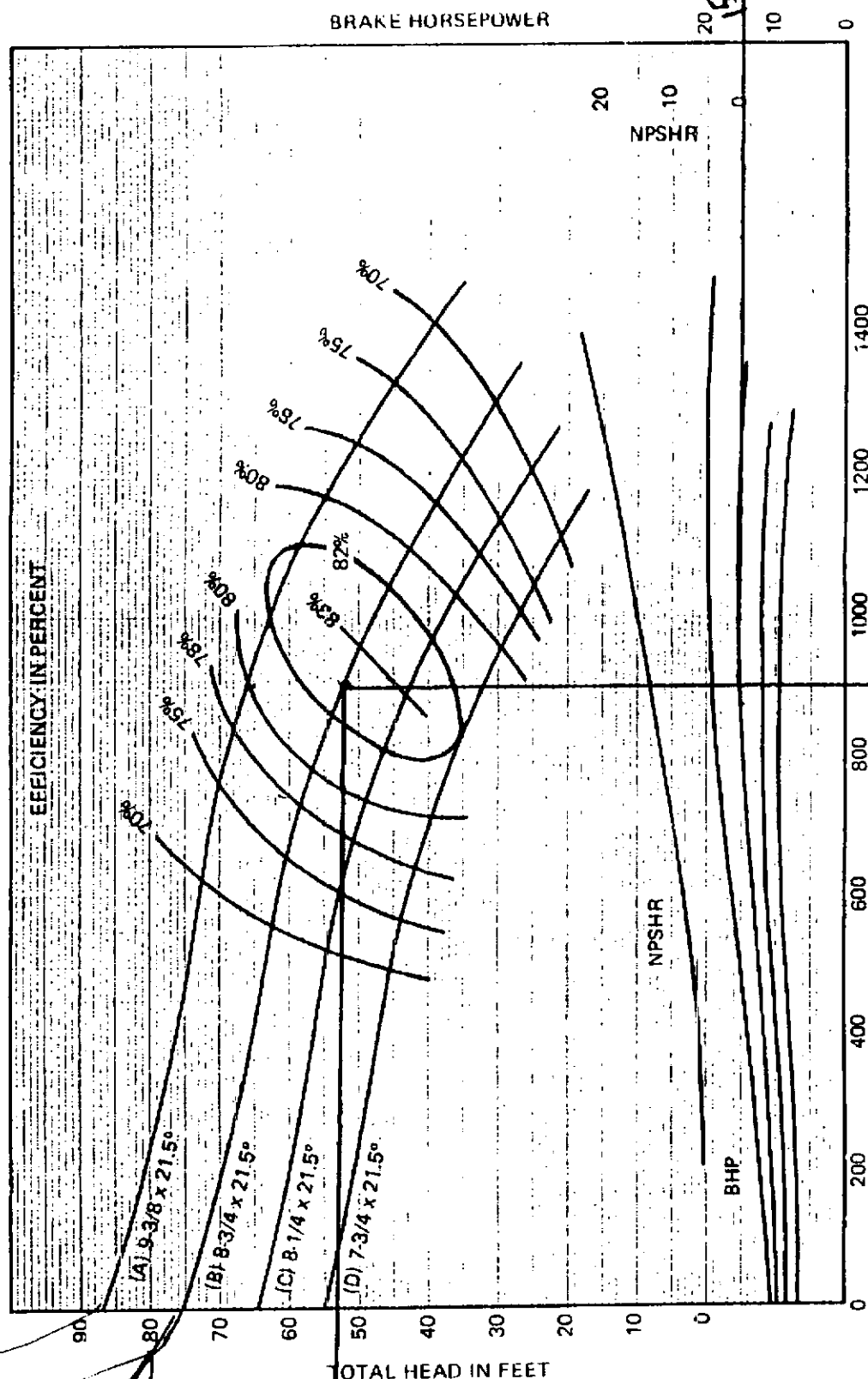
T55 (1986)
 Cambridge

From Riverside, Inc.

67-07875

JACUZZI

TURBINE PUMP CURVE



NUMBER OF BOWLS	CHANGE IN EFFICIENCY AS FOLLOWS
1	-4
2	-2
3	-1

Change in efficiency may affect both head and horsepower

Bowl Dia.	11-1/4 in.
Bowl No.	2952 C.I., ENAM.
Impeller No.	3778 BRONZE
Eye Area	20.1 Sq. In.
Imp. Type	CLOSED
K	10.6

STAGE PERFORMANCE	
Curve No.	908,288
R. P. M.	1750
Bowl	12LC

Performance based on pumping clear, fresh water at a temperature not over 65°F and free of gas, air or abrasive and with bowls properly adjusted and submerged.

12LC

SECTION 2120

JULY 1, 1980

ART FAIRCHILD
7-STAGES @ 8 3/4" x 21.5° 105 BHP

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 67-W-92-0010-000 OTHER APPLICABLE NO: 67-07875

2. OWNER: Art Fairchild Phone: 355-2248
Address: RT 1 Box 87 Tula 83645

3. WELL LOCATION: Twp 14N, Rge. 3W, Sec. 29, SW 1/4 SW 1/4
County WASHINGTON (Provide sketch map and photo on reverse.)

4. DRILLER: Riverside Lic. No. 333
When Drilled? August 1992

5. WELL CONSTRUCTION:

Casing Diameter 16 inches Water tight cap? ☒ Yes ☐ No Access Port: ☐ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 380 ft. Method Drilled _____
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 _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction 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 _____ ft. Water Temperature _____ °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____

7. WELL USE:

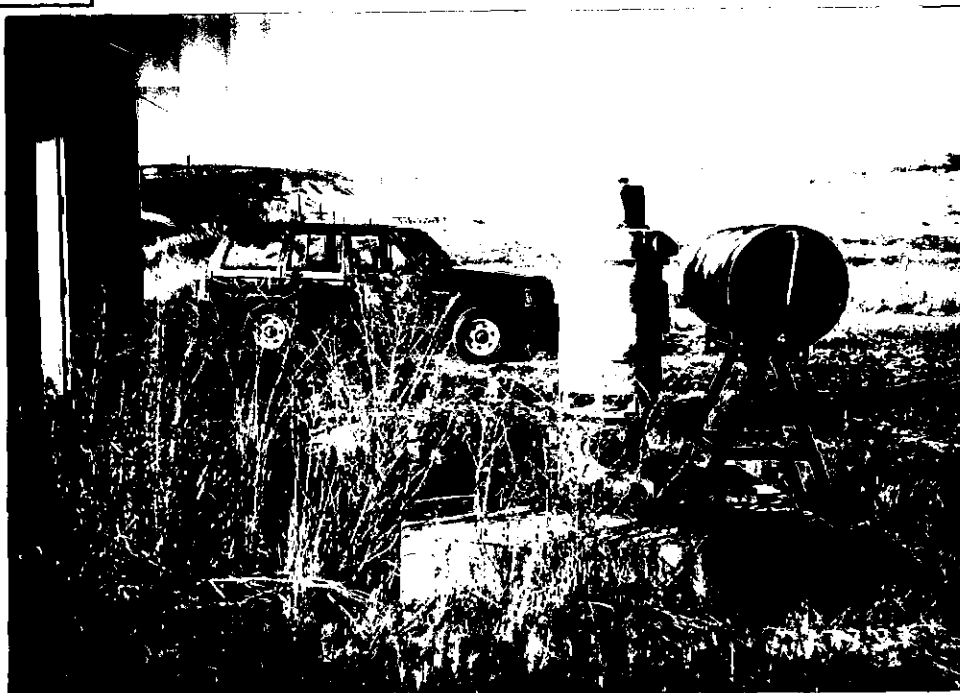
☐ Domestic ☒ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

WELL is located east of Deer Creek by 100 ft and north of
Shoe Peg Road by 50 ft.



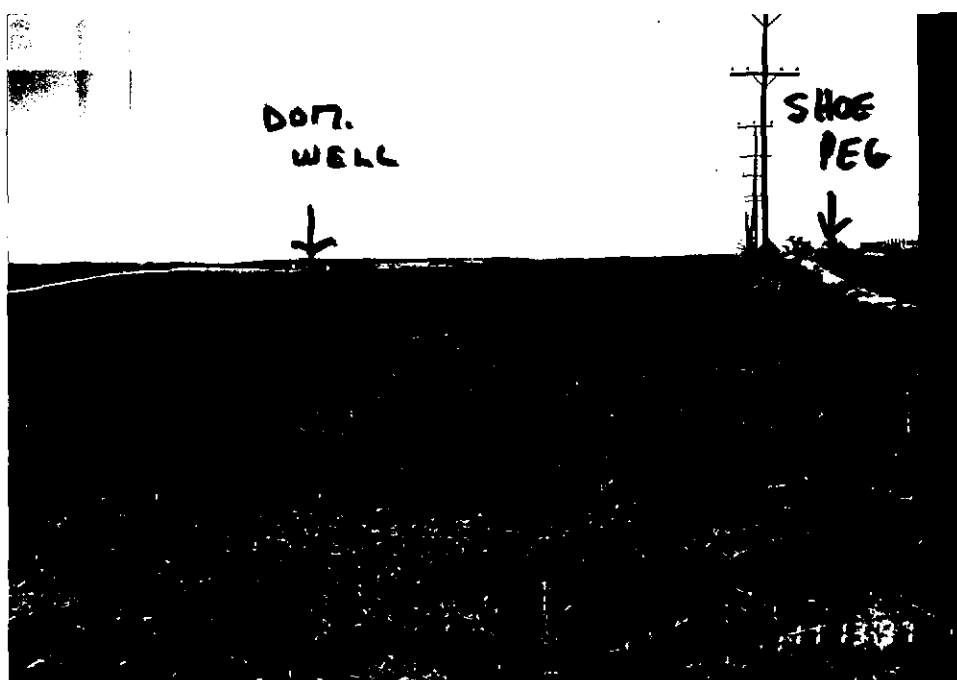
PHOTOGRAPHER AND DATE OF PHOTOS TTTINICVCC1 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R03W S.29 SWSW



Point of diversion
SWSWSW

12" discharge
to 6" mainline



Place of use
SWSW S.29

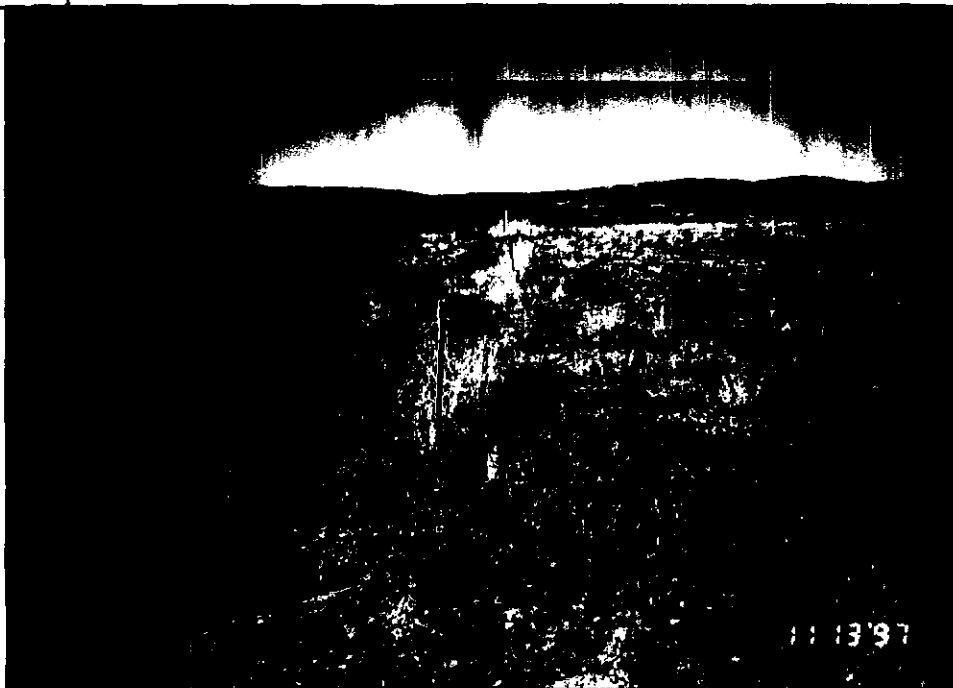
Photo taken from
well, looking east
along Shoe Peg Road.

Abandoned domestic
well is in left center
of photo.



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R03W S.29



Place of Use

Photo Taken from
NE corner of
SWSE, looking
west along the
QQ line with
NWSE. Risers
are along this
line.



Place of Use

Photo Taken from
NWSE, at
bottom of ASCS
field no. 16, looking
north along
Hague Road



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R3W S29



Photo taken from NE corner of SWSE, looking south along Hague Road. Vegetation sparse + weedy.

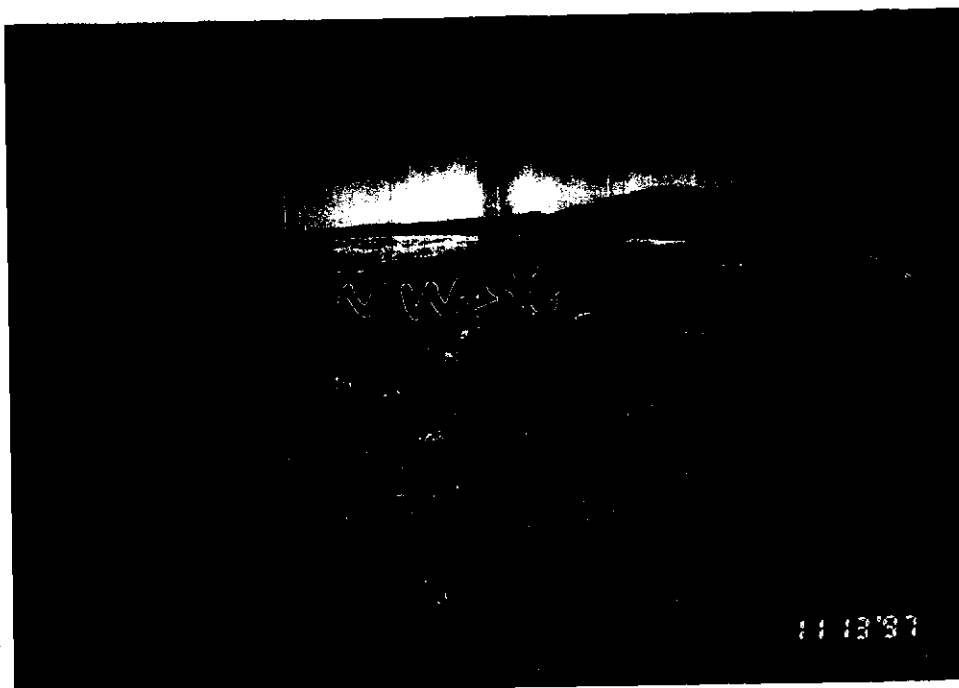


Photo taken from NE corner of SWSE, looking north along Hague Road at SW Veery Top of hill NOT irrigated



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997
FILE NO. AND LEGAL DESCR. _____



Photo taken from top
of hill in NWSE,
looking N toward
neighbor's property.

Abandoned well -
open casing covered
with rock.

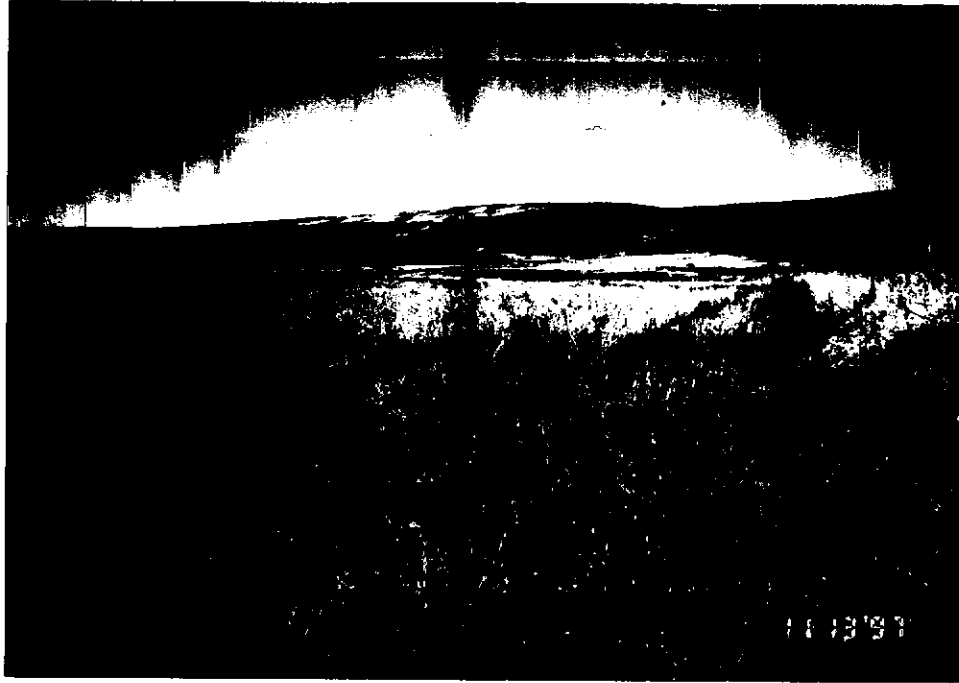


Photo taken from top
of hill in NWSE, looking
south. Vegetation
sparse; no irrigation
at top of hill.



PHOTOGRAPHER AND DATE OF PHOTOS M Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R03W S.29



Place of use
NWSE

Photo Taken from
NE corner, looking
west along North
line. This corner
was weeds - rest
of area (QQ) had
sparse grasses



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 11/13/1997

FILE NO. AND LEGAL DESCR. 67-07875 T14N R3W S29

SHOE PEG RD



Photo taken from NW
corner of SESE, on
east side of Hague Road.
Looking south along
west line of SESE

SHOE PEG



Photo taken from NW
corner of SESE, on
east side of Hague Rd.
Looking east at
north side of SESE.



PHOTOGRAPHER AND DATE OF PHOTOS M. Pinicucci 11/13/1997

FILE NO. AND LEGAL DESCR. § 67-07875 T14N R34W S29



SESE, from SE
corner, looking
north along east
line of Section 29.



SESE, from SE
corner, looking
west along south
line of Section 29.
Shoe Peg Road is on
the left side of the
photo.

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 67-07875 Reviewed by AW Date 8-1-95

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
no Proof timely received?
If not, complete calculation below.

TYPES OF USE

Jrr.
yes Correct Uses?

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 67-92-W-0010-000
200.00 Amount paid for permit yes Correct?
no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50- Amount Submitted
? Correct?

MEASURING DEVICE

yes Required?
no Installed?
yes Waiver requested?

PRIORITY CALCULATION

Date proof received 7-11-95
Date proof due 7-1-95 -
No. of days late 10 = 10
Priority Date 9-30-91 + 273
New Priority Date 10-10-91

7/10/10/91

DEFICIENCIES OR ACTION ITEMS

Reinstate & advance priority to October 10, 1991.
Waive measurable device condition.
Proof acceptable

DATA ENTRY

New Address 2324 Airport Rd. Proof Made 7/11/95
midvale, Id. 83645



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 8, 1995

ART FAIRCHILD
2324 AIRPORT RD
MIDVALE ID 83645

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 67-07875

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 your permit since proof of beneficial use was received after the proof due date. Please note that the priority date has been advanced to October 10, 1991.

Additionally, the condition on your permit requiring the installation of a flow measurement port has been waived.

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 feel free to contact the WESTERN Regional Office in Boise at (208) 334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

RECEIVED
AUG 25 1995

RECEIVED

JUL 10 1995

Department of Water Resources

Mr Jim Johnson
Idaho Water Resources
1301 N. Orchard St.
Boise, Idaho 83720-9000

February 15, 1995

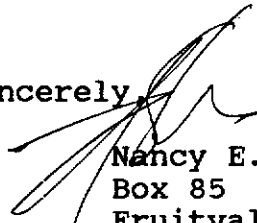
Dear Jim,

Ref: Permit 67-07937

Per our conversation last fall, I spoke with the watermaster re: the need for a measuring device on my fish pond. He concurred with your conclusion that my water appropriation for the pond is non consumptive. At this time my pond is nearly complete, and is being supplied by water from the river through an existing creekbed. I have routed the water out of the pond through the same existing creekbed and back to the river. At this time I am in the process of selecting an appropriate controlling works.

Due to the non consumptive use of the water, I respectfully request that you waive the requirement for a lockable controlling and measuring device.

Sincerely,



Nancy E. Hawkins
Box 85
Fruitvale, Idaho 83620

208- 253-6429

RECEIVED

AUG 25 1995

July 7, 1995

ART FAIRCHILD
RT 1 BOX 87
MIDVALE ID 83645

LAPSE NOTICE

RE: PERMIT NO. 67-07875

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 our proof due notice dated April 30, 1995. 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.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

Enclosures

AUG 25 1995

CERTIFICATION OF MAILING

I hereby certify that on 7/7/95
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

April 30, 1995

ART FAIRCHILD
RT 1 BOX 87
MIDVALE ID 83645

PROOF DUE NOTICE

RE: PERMIT NO. 67-07875

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 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete 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.

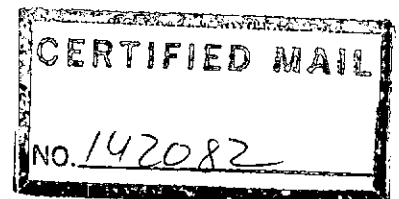
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

AUG 2 1995





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

January 4, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ART FAIRCHILD
RT 1 BOX 87
MIDVALE ID 83645

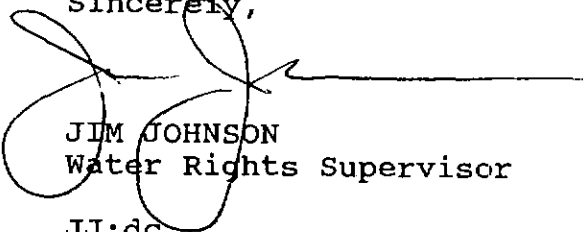
RE: Permit No. 67-07875

Dear Water Right Holder:

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JAN 20 1994

AMENDMENT OF PERMIT REVIEW

Reviewer: Cindy Zimmerman

Date 12/27/93

APPLICATION / PERMIT NO. 67-7875

TYPE OF CHANGE: P/D P/U +P/D NATURE OF USE SOURCE _____

AREA OF CONCERN: _____

B/U PROOF DUE DATE: 7/1/95 (-) 6 months? _____ Submitted? _____

GROUNDWATER: (new well)

GT. 0.2 cfs - 01G
 LT. 0.2 cfs - NMR <flow chart>
 Drilling Permit No. -
 Not included - 046-46A (IRR)-46B, N/A

SURFACE WATER: not in w/d - 01C (=GT.2 w/pump), NMR <flow chart>

LOCATION:

Water Districts - WD No. 67, N/A
 Surface water - 005, R04-01H (LT.2 w/pump)
 R04-01J (GT.2)
 Swan Falls Flag - B (1, Blank or Other)
 Trust - 051-052-053 (Consumptive Uses)
 Non Trust <1> - 048-049

RIVER BASINS (Surface Water)

Boise (63) - 05A & 11E
 Payette (65) - 047, 059
 Snake (01, 02 & 03) - 11A (01), 061 (02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E, or 010 (WQ/Choose One),
 042 (req.), 002 (MD), 07A (Spec.),
 044 (Policy 5G)
 Power - (Use Power Review)
 Mining - 06A, 010, or 09E & 054(req.)
 Storage (3 comp?) - 18A-for multiple m/devices(In WD),
 18B (Size)
 Rec/Wildlf/Aes(stere)- 027 (Non-Consumptive)
 Domestic - 021 (restricted areas & Boise R.
 upstream from Lucky Peak)
 27A (Payette R. & main tribs)

NON LAND OWNER - 004
 PROTEST AGREEMENT - 020

Recommended conditions same as on the permit or subsequent amendment(s) to the permit? Yes _____ No ☒ +cond ☒

Conditions of Approval: Standard, 01G, 046, 46A, 46B, 020

Comments Amended To add P/D

WR0749NP
No. B67-07875

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/27/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ART FAIRCHILD RT 1 BOX 87 MIDVALE ID 83645 (208) 355-2248	09/30/1991	IRRIGATION	03-15 11-15	6.40 CFS	
TOTAL DIVERSION:					6.40 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T14N R03W S29 SWSWSW NESESW 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	03W	29	:				40	:					:	40		40	40	:	40		40	40	40	:	320.0
TOTAL ACRES																							320.0		

Pou County: WASHINGTON

Other Water Rights with Same Point(s) of Diversion and Source:
67-07005 67-07875

Other Water Rights Listing Overlapping Place(s) of use:
67-02008 67-04153 67-07005 67-07875

Conditions of Approval:

- 26A - 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.
- 03A - The rate of diversion of water for irrigation under this right
 - and all other water rights on the same land shall not exceed 0.02
 - cubic feet per second for each acre of land.
- 01G - Prior to the diversion of water under this right a flow
 - measurement port or other device as specified by the Department
 - shall be installed to provide for the installation of measuring
 - equipment and the determination of the rate of diversion by the
 - Department.
- 046 - Right holder shall comply with the drilling permit
 - requirements of Section 42-235, Idaho Code.
- 46A - A well drilled pursuant to this permit must be located at least
 - 500 feet from any existing well. Well spacing closer than 500
 - feet must be approved by the Department of Water Resources.
- 46B - Construction of the well must comply with Idaho well
 - construction standards.
- 020 - Use of water under this right may be affected by an agreement
 - between the protestant and the right holder.

WR0749NP
No. B67-07875

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/27/93
PAGE: 2

=====
Dates: App. Received: 09/30/1991 Priority Date: 09/30/1991
Proof Due Date: 07/01/1995 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 67 Field Exam Fee:

Comments: Date: 06/15/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Well drilled by Riverside Drilling Co in August of 1992 under
drilling permit no. 67-92-W-0010-000. Well has a 16" diameter by
418' deep with a temperature of 55 degrees F.

Date: 12/27/1993 User-ID: ZIMMERMA Subject: AMENDED PERMIT
This permit was amended to add a point of diversion located
within NWSESW, S29, T14N, R03W.

Audit: 12/27/93 ZIMMERMA

State of Idaho
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: CJ4

Right Number 67-07875 Applicant ART FAIRCHILD

Purpose of Amendment: ☐ Change point of diversion. ☒ Add diversion point(s).
☐ Increase amount. ☐ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use. N/A P/D change only
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) 67-7005 Same lands, Same well (see attached for explanation)
some 2 of in SWSW
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.
- ☐ Protests processed.
- ☒ Approve.
- ☐ Deny.

Conditions 020

By Ons Date 12/9/1993

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By CJ Date 12/27/93
- ☐ Approved copy sent to applicant and to Region. By [Signature] Date 1/4/94

Withdrawn

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

SD-0605-2 Township: 14N Range: 03W Section: 29 Tract: SWSW Lot: 5
 S L R STATE O S Max # Records 5
 E O D Water Name W T Priority Total
 L Tract T V Right No. Last, First N G Date Source Diversion

SWSW	67-07005	ADAMSON, BERYL	O L	11/17/1967	GROUNDWATER	0.380
		FAIRCHILD, ART C				
SWSWSW	67-07875	FAIRCHILD, ART C	P	09/30/1991	GROUNDWATER	6.400

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

P/D overlap analysis:

When 67-7875 was first staff reviewed in 1991, P/D for 67-7005 was SESW. ~~1992~~, 67-7875 was held due to 1992 moratorium & not issued until June 1993.

In 1992, a transfer was filed on 67-7005, changing the P/D to SWSW & initiating permissible place of use on the same 320 acres under 67-7875 (at this time still on hold). Subsequently, 67-7875 issued. Well drilled under 67-W-92-010, issued March 1992. If well is same, maximum # acres which could be licensed under 67-7875 is $320 - 45 = 275$

MINNESOTA

JAN 20 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 18, 1993

GENE MALLORY
2480 HOPPER RD
MIDVALE ID 83645

Re: Application for Transfer of Water Right No. 67-7875 in
the Name of Art Fairchild

Dear Protestant:

This letter is to acknowledge your withdrawal of protest
against the above-referenced application for transfer of a
water right.

We will now proceed with the processing of this application.

Sincerely,

A handwritten signature in cursive script, appearing to read 'D. R. Tuthill, Jr.'.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: Art Fairchild

RECEIVED

JAN 20 1994

RECEIVED
NOV 10 1993
WATER RESOURCES
WESTERN REGION

November 8, 1993

To Whom It May Concern:

Due to the application for an amendment to permit No. 67-7875 in the name of Art Fairchild, we believe we have room for some concern for our three domestic wells and one irrigation well (belonging to Lauren Gene Mallory). The amendment calls for a second point of diversion in the SESW Sec. 29, T4N, R3W, B.M.

All we are asking for is nothing less than what we have now, and that is wells with a sufficient amount of water to supply our needs as they are now and have in the past.

We have contacted Mr. Fairchild about this concern. If one of these wells mentioned above is affected in any way adversely, such as water loss and possible damage to the pump, Mr. Fairchild has agreed to pay for any damages and restore our water either by shutting off his well or drilling us a new well with as much water as we originally had.

By the signing of this document Art Fairchild agrees to the above conditions and "I" Gene Mallory will withdraw my protest.

Arthur A. Fairchild
Arthur A. Fairchild

Lauren G. Mallory
Lauren G. Mallory

Margaret M. Fox
Notary Public
County of Washington
State of Idaho
Comm. Expires 11/1/94

JAN 20 1994

RECEIVED

NOV 10 1993

WATER RESOURCES
WESTERN REGION

Nov. 5, 1993
Date

To Whom It May Concern:

Due to the application for an amendment to permit No. 67-7075 in the name of Art Fairchild, we believe we have room for some concern for our three domestic wells and one irrigation well (belonging to Lauren Gene Mallory). The amendment calls for a second point of diversion in the SE3W Sec 29 T14N R3W B.M.

All we are asking for is nothing less than what we have now, and that is wells with a sufficient amount of water to supply our needs as they are now and have in the past.

We have contacted Mr. Fairchild about this concern. If one of these wells mentioned above is affected in any way, such as water loss and possible damage to the pump, Mr. Fairchild has agreed to pay for any damages and restore our water either by shutting off his well or drilling us a new well with as much water as we originally had.

Arthur A. Fairchild
Arthur A Fairchild

Lauren Gene Mallory

JAN 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 27, 1993

RECEIVED

NOV 10 1993

WATER RESOURCES
WESTERN REGION

Dorris E. Boyd
2580 Hague Rd.
Midvale, ID 83645

Gene Mallory
2480 Hopper Rd.
Midvale, ID 83645

Art Fairchild
Rt 1, Box 87
Midvale, ID 83645

RE: Application for Amendment of Permit No. 67-07875

Dear Interested Parties:

I just received a telephone call from Mr. Boyd of Midvale in which he indicated that the Boyd letter was intended to be a letter of concern, not a letter of protest to the above-referenced application for amendment. Therefore, unless we hear otherwise from Dorris E. Boyd, who signed the letter, we will consider the Boyd letter to not be a formal protest to the application.

The Mallory letter also states a concern, not a protest. We routinely consider such letters to be protests. If this is not the case, I would ask that Mr. Mallory please contact this office.

Sincerely,

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

To whom it may concern:

This is a replacement well for one that sanded-in.

Arthur Fairchild

JAN 20 1994

RECEIVED

NOV 12 1993

WATER RESOURCES
WESTERN REGION

November 8, 1993

To Whom It May Concern:

Due to the application for an amendment to permit No. 67-7875 in the name of Art Fairchild, we believe we have room for some concern for our three domestic wells and one irrigation well (belonging to Lauren Gene Mallory). The amendment calls for a second point of diversion in the SESW Sec. 29, T4N, R3W, B.M.

All we are asking for is nothing less than what we have now, and that is wells with a sufficient amount of water to supply our needs as they are now and have in the past.

We have contacted Mr. Fairchild about this concern. If one of these wells mentioned above is affected in any way adversely, such as water loss and possible damage to the pump, Mr. Fairchild has agreed to pay for any damages and restore our water either by shutting off his well or drilling us a new well with as much water as we originally had.

By the signing of this document Art Fairchild agrees to the above conditions and "I" Gene Mallory will withdraw my protest.

Arthur A. Fairchild
Arthur A. Fairchild

Lauren G. Mallory
Lauren G. Mallory

Mageline M. Fox
Notary Public
County of Washington
State of Idaho
Comm. Expires 11/1/1994

JAN 20 1994

CONVERSATION MEMORANDUM

DATE 11/8/93

FILE 67-7875

NAME OF PARTY Gene Mallory 355-243

EMPLOYEE Cindy Hodges

RE: Aet Fairchild

Over the weekend, Mallory & Fairchild negotiated a private damage remediation agreement whereby Mr. Fairchild will repair or replace any pumps &/or wells damaged by pumpage from a new Fairchild P/O. ~~#~~ Receipt of signed copy of this agreement by IDWR (~~#~~ signed/notarized by both parties) will suffice to ~~a~~ withdraw Mallory's protest. This Statement should also be included in the document.

Mr Mallory is aware that any action pursuant to damages will likely be civil if this is the chosen method of resolution.

Mr. Fairchild is charged with forwarding the agreement to IDWR; Mr Mallory will hold a copy. Document should be mailed this week

RECORDED

JAN 20 1994

CONVERSATION MEMORANDUM

DATE 10/29/93FILE 61-07875NAME OF PARTY Gene MalloryEMPLOYEE Cindy HodgesRE: Art Fairchild

Mallory Well depths 70', 75', 130', ~~375~~ - all domestic in vicinity of new well site. A 375' well is also used for supplemental irrigation.

I suggested to Mr. Mallory that a condition on well construction specifications (ie Surface Seal to 1st clay layer below 130') might be an appropriate one to request on the amendment. He said he would speak to Mr Fairchild and if this was agreeable would send a letter to that effect requesting that the condition(s) be added in favor of his protest being withdrawn.

Until further contact, Mr Mallory's letter will still be considered a formal protest.

JAN 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 27, 1993

Dorris E. Boyd
2580 Hague Rd.
Midvale, ID 83645

Gene Mallory
2480 Hopper Rd.
Midvale, ID 83645

Art Fairchild
Rt 1, Box 87
Midvale, ID 83645

RE: Application for Amendment of Permit No. 67-07875

Dear Interested Parties:

I just received a telephone call from Mr. Boyd of Midvale in which he indicated that the Boyd letter was intended to be a letter of concern, not a letter of protest to the above-referenced application for amendment. Therefore, unless we hear otherwise from Dorris E. Boyd, who signed the letter, we will consider the Boyd letter to not be a formal protest to the application.

The Mallory letter also states a concern, not a protest. We routinely consider such letters to be protests. If this is not the case, I would ask that Mr. Mallory please contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'David R. Tuthill, Jr.'.

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

MAILED 11 1993

JAN 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 25, 1993

GENE MALLORY
2480 HOPPER RD
MIDVALE ID 83645

DORRIS E BOYD
2580 HAGUE RD
MIDVALE ID 83645

Re: Application for Amendment No. 67-7875 in the name of Art Fairchild

Dear Protestant:

This office acknowledges receipt of your protest to the approval of the above-referenced application for amendment. The following are the principle items we can consider with respect to either approving or denying an application for amendment:

1. Will the approval of the application result in the diversion and use of more water than originally permitted?
2. Will the rights of others be adversely affected thereby?

The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At the conference, the Department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

JAN 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

October 25, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

ART FAIRCHILD
PO BOX 87
MIDVALE ID 83645

Re: Application for Amendment of Water Right No. 67-7875

Dear Applicant:

Enclosed please find a copy of the protest(s) filed against the above-referenced application. You should be aware that the following are the items we can consider at a conference in either approving or denying an application for amendment:

1. Will the approval of the application result in the diversion and use of more water than originally permitted?
2. Will the rights of others be adversely affected thereby?

The Department suggests you contact the protestant(s) directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference. At the conference, the Department will review possibilities for resolution of the protest. If the matter cannot be resolved at that time, a formal hearing will be arranged for a future date.

If we may be of assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure

Received

JAN 20 1994

RECEIVED

OCT 22 1993

WATER RESOURCES
WESTERN REGION

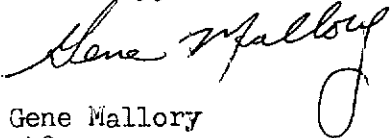
October 21, 1993

Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Gentlemen:

I am writing this letter with concern about the amendment to permit No 67-7875 in the name of Art Fairchild. The new diversion point (depending on the point of diversion) could be as close as 750 feet of an existing well owned by me. This would be the second irrigation well drilled by Art Fairchild in or about 1/2 mile from three domestic wells and one irrigation well owned by me. I believe another irrigation well in this area could have some effect on one of my wells.

Sincerely,



Gene Mallory
2480 Hopper Rd
Midvale, Id 83645

JAN 20 1994

RECEIVED

OCT 25 1993

WATER RESOURCES
WESTERN REGION

October 21, 1993
Dorris E. Boyd
2580 Hague Rd.
Midvale, Idaho 83645

R. Keith Higginson, Director
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Dear Sir,

I am writing in concern to Permit No. 67-7875 and the amendment of that permit. I own land adjoining this parcel of Art Fairchilds property and am concerned with the effect this well could have on my existing wells.

Sincerely

Dorris E. Boyd

Dorris E. Boyd

RECEIVED
OCT 25 1993

JAN 20 1994

NOTICE OF (APPLICATION FOR AMENDMENT))
(AMENDED APPLICATION FOR PERMIT)

Notice is hereby given that (application)) No. 67-7875
(permit))
in the name of Art Fairchild
was filed on 9/30/91 for the diversion of 6.40
from ground water
with a point of diversion within the SWSWSW Sec 29
T14N R03W to be used for IRRIGATION
purposes from 3/15
to 11/15 within portions of SENE, SW 1/4 &
SE 1/4 Sec 29 on 320 T14N R03W on 320 acres.

The (applicant) now proposes to amend the (application)
(permit holder) (permit)
by changing the adding a second point of
diversion in the SESE Sec 29 T14N R03W,
to be used on the same acres.

Any protest against the approval of the proposed amendment must be filled with
the Department of Water Resources, Statehouse, 450 W. State St., Boise, ID
83720 on or before _____

R. Keith Higginson
Director

Published _____
_____ and _____

WIPDOW 1/20/94

JAN 20 1994

Affidavit of Publication

RECEIVED

DEC 06 1993

WATER RESOURCES
WESTERN REGION

Public Notices

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 Oct. 6, 1993 and ended Oct. 13, 1993.

Subscribed and sworn to before me

this 3rd day of December, 1993

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

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that application for permit No. 67-7875 in the name of Art Fairchild was filed on 9/30/91 for the diversion of 6.40 cfs from groundwater with a point of diversion within the SWSWSW Sec. 29, T14N, R3W, B.M. to be used for irrigation purposes from 3/15 to 11/15 within portions of SENE, SW¹/₄ & SE¹/₄, Sec. 29, T14N, R3W, B.M. on 320 acres.

The permit holder now proposes to amend the permit by adding a second point of diversion in the SESW Sec. 29, T14N, R3W, B.M. to be used on the same acres.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on or before October 25, 1993.

R. Keith Higginson, Director
Published in The Upper Country News-Reporter on October 6 & 13, 1993.

RECEIVED

JAN 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 30, 1993

UPPER COUNTY NEWS REPORTER
PO BOX 1079
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 August 23, 1993.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Sue Taylor'.

Sue Taylor
Secretary, Office Coordinator

Enclosure

A faint, circular stamp or seal, possibly a library or archival mark, located at the bottom right of the page.

JAN 20 1994

NOTICE OF APPLICATION FOR AMENDMENT

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The permit holder now proposes to amend the permit by adding a second point of diversion in the SESW Sec 29, T14N, R03W, B.M. to be used on the same acres.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on before October 25, 1993.

R. Keith Higginson, Director

Published in The Upper County News Reporter on October 7 & 14, 1993.

ADVISORY

JAN 20 1994



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

June 17, 1993

ART FAIRCHILD
RT 1 BOX 87
MIDVALE ID 83645

PERMIT APPROVAL NOTICE

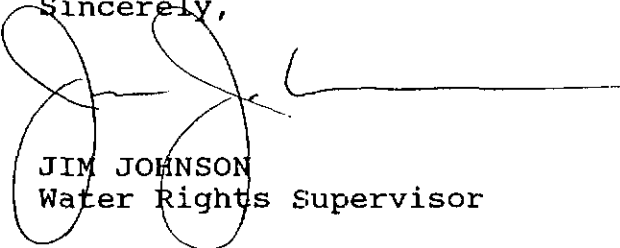
RE: PERMIT NO. 67-07875

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.

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. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

MIDVALE ID

JUL 02 1993

APPLICATION FOR PERMIT STATE OFFICE REVIEW

Application #: 67-07875 Date: 6/15/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes _____

SYSTEM COMPLETED:

No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

GROUNDWATER:

+ 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing), NMR

- 0.2 cfs - NMR <flow chart>

Drilling Permit:

Included w/permit - P99 Permit No. 67-92-W-0010-000

Existing well - N/A (if drilled before 7/1/87)

No WD permit? - 046-46B-P23 (if drilled after 7/1/87)

SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>

LOCATION:

Water District - WD No. 67

Surface water - 005 or 005-01J-P08(+.2)
or 005-01H-P01(-.2 w/pump); NMR

Groundwater - P05 (if well has not been drilled)

Irrigation Dist. - 023

Canal Co. Areas - 023

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (Groundwater temperature)

Swan Falls Flag - (1, Blank or Other)

Trust - 051-052-053-P74 (Consumptive Uses)

Non Trust <1> - 048-049

RIVER BASINS (Surface): Water District Control Condition (005) &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71 (except WD 65)

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E-P10 (WQ/Choose One) & 010
042 (req), 002-P06(MD), 07A(Special),
044(Policy 5G)

Power - 08A, 17K, 025, 027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G or 17M; 18B-P09

Mining - 06A, 010, or 09E-P10 & 054 (req)

Storage(✓ 3 comp.) - 18A-for multi MD in WD, 18B-P09 (+10'Size)

Rec/Wildlf/Aes - 027-if +½ A. pond (Non-Consumptive)

Domestic (surface
restricted areas) - 021 - Boise River upstream from L Peak
27A - Payette River & main tributaries

OWNERSHIP:

Non land owner - 004

PROTESTED:

Hearing agreement - 020

REMARKS: _____

OTHER CONDITIONS: _____

BENEFICIAL USE DUE: _____

COMMENTS: 2-1-1995 (per region)
DIV. DESC.

WR0749NP
No. P67-07875

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 06/15/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ART FAIRCHILD RT 1 BOX 87 MIDVALE ID 83645 (208) 355-2248	09/30/1991	IRRIGATION	03-15 11-15	6.40 CFS	
TOTAL DIVERSION:					6.40 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T14N R03W S29 SW SW SW

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	Lt	Ac	:	
14N	03W	29	:				40	:					:	40		40	40	:	40	40	40	40	:	320.0		
																							TOTAL ACRES	320.0		

Pou County: WASHINGTON

Other Water Rights with Same Point(s) of Diversion and Source:
67-07005 67-07875

Other Water Rights Listing Overlapping Place(s) of use:
67-02008 67-04153 67-07005 67-07875

Conditions of Approval:

- 26A - 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.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Dates: App. Received: 09/30/1991 Priority Date: 09/30/1991
Proof Due Date: 07/01/1995 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 67 Field Exam Fee:

Comments: Date: 06/15/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Well drilled by Riverside Drilling Co in August of 1992 under

WR0749NP
No. P67-07875

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 06/15/93
PAGE: 2

=====

Comments: Date: 06/15/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
drilling permit no. 67-92-W-0010-000. Well has a 16" diameter by
418' deep with a temperature of 55 degrees F.

Audit: 06/15/93 ZIMMERMA



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

October 8, 1992

Arthur A. Fairchild
P.O. Box 158
Midvale, ID 83645

RE: Application for Transfer of Water Right No. 67-07005

Dear Mr. Fairchild:

Enclosed is an application for transfer. I have completed portions of the application for transfer, but need some additional information.

The application for transfer proposes to change the point of diversion described in license no. 67-07005, and adjudication claim no. A67-07005. The old point of diversion was located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, T14N, R03W. The new point of diversion, which I understand is a well that is now complete, is located, according to our records, in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 29, T14N, R03W. The application for transfer describes the new point of diversion and, if approved, will authorize diversion from it.

If this application for transfer is approved, you will only be authorized to irrigate 45 acres from the well, and will only be able to divert 0.38 cfs. Your application for permit numbered 67-07875, proposed irrigation of 320 acres. We cannot authorize the irrigation of more than 45 acres.

The 45 acres which is claimed in your adjudication claim is contained within the 320 acres proposed for irrigation by application no. 67-07875. The location of the 45 acres irrigated will not change unless you apply to move the place of use elsewhere. Please specify the lands you intend to irrigate, if different than the land authorized for irrigation by your adjudication claim.

I also ask that you send a copy of your warranty deed to the place of use, or a tax notice which evidences ownership. You must also sign the application for transfer on the back page in front of a notary public. Finally, you must submit a \$50 filing fee.

RECEIVED

JUL 02 1993

Arthur A. Fairchild
October 9, 1992
Page - 2

If any portion of the application for transfer is confusing, you may call me, or visit me in the office. Please call before you come to Boise and arrange a time to meet with me or someone else so you are not inconvenienced by the wait.

Sincerely,



GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

Enclosure

cc: Western Region

100-100000-1000
JUL 02 1993

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-07005
Date Received: 9/17/1992
Receipt No: C025507
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARTHUR A FAIRCHILD 208-355-2248
Address: PO BOX 158
MIDVALE ID 83645
2. Date of Priority: NOV 17, 1967
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	03W	29	NW	SE	SW		WASHINGTON
5. Description of diverting works:
WELL DISCHARGES INTO POND, RELIFT PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.380		161.00
7. Total Quantity Appropriated is:
0.380 C.F.S. (and/or) 161.00 A.F.A.
8. Total consumptive use is 135.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	03W	29	NE	SW		IRR	5.0
			SW	SW		IRR	18.0
			SE	SW		IRR	22.0

A67-07005

Page 1

Date: 09/17/92

JUL 02 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	45.0
					Total Acres	45.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Arthur A. Fairchild Date: Sept 17, 1992

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of September 19 92

Carter Fritschle
Notary Public

Seal

Residing at Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994

(B181)

2.1 B-19

B1

(B-2)

11.1

45.5

17

5.9

3.8

B224

(B224)

27.9

8.1

20
29

18.5

3.1

B234

(B88)

13.2

17.8

B224

(B224)

20.9

11.6

2.5

10.0

8.5

21.9

8.9

25.4

B15

37.4

7.9

B224 B-37

(B64) B-64

10A

SW SW

SE SW

JUL 02 1950

10.4

11.8

10.7

Sherl L. Chapman

Consultant

410 S. Orchard / Suite 144 / Boise, Idaho 83705 / Phone 344-6690

Post-It™ brand fax transmittal memo 7671		# of pages > 1
To <i>Brenda</i>	From <i>Sherl Chapman</i>	
Co.	Co.	
Dept.	Phone # <i>344-6690</i>	
Fax # <i>327-7866</i>	Fax # <i>344-2744</i>	

August 14, 1992

Mr. Art Fairchild
Route 1, Box 87
Midvale, Idaho 83645

Dear Art:

I've just received notification from the Idaho Department of Water Resources that they will not approve your application for water right #67-07875. Even though the Department of Water Resources sat on the application for nearly eight months and did not contact me directly when there were questions as was requested by my stamp on the face of the permit, they have chosen to delay approval of your application because of the moratorium order they issued on May 15, 1992. Since we have a drilling permit, you can drill the well and pump test it but would not be legally able to pump the well until the moratorium is lifted and your permit approved. The only option we now have is to challenge the Director's decision in court.

If you have any questions Art or would like to pursue this further, please don't hesitate to give me a call.

Sincerely yours,

Sherl L. Chapman
Executive Director

SLC:kje

MICROFILMED

JUL 02 1993

MEMORANDUM

TO: Glen

THRU: Gary

FROM: JIM JOHNSON

RE: Mr. Fairchild's Application for permit

DATE: June 23, 1992

=====

I believe Mr. Fairchild should be able to divert water under his approved application for permit. The reason I believe this is because his application would have been approved had we not delayed approval while waiting for his response to additional information about his water use.

When I sent the application for permit to Glen for signature on or about April 1, 1992, because of the proposed 1000' well depth listed on the application, he asked Mark Slifka to review the location to determine if special conditions were required on the permit. See Memorandum dated April 1, 1992.

I called Mr. Fairchild on April 2, 1992 to get more information as to why he needed to drill a 1000 foot well. Mr. Fairchild reported that he thought that he had already received a drilling permit and a 418 foot well had been drilled. I asked him to confirm the issuance of the drilling permit since I could find one on file. After several attempts to call him back I sent a letter on May 4, 1992 reiterating the department's concern. See letter dated May 4, 1992.

On May 8, 1992 at about 5:00pm Mr. Fairchild visited this office bring with him the approved drilling permit. The drilling permit was approved on March 16, 1992 on the presumption that once the advertizing was complete and no protests were received the water permit would be approved. See Drilling Permit Copy in file.

I wrote a brief memorandum to the file and recommended approval of the application. See Memorandum dated May 8, 1992.

The application did not get signed prior to the implementation of the Moratorium .

Mr. Fairchild's application is not exempt from the Department's Moratorium and cannot be approved unless the Director is willing to

exempt applications having unique circumstances. He has acknowledged that there may be special situations that require waiver of the Moratorium but I don't believe we have allowed any to date.

I believe this one is a good candidate to consider for a waiver.

MEMORANDUM

TO: File

FROM: JIM JOHNSON

RE: Meeting with Mr. Fairchild

DATE: May 8, 1992

=====
Mr. Fairchild visited this office and answered all of the questions raised in my letter of May 4, 1992.

Mr. Fairchild found the drilling permit issued to him and showed it to me, ~~however, I failed to make a copy of it.~~ Attached

The well has been drilled to 418 feet and he does not plan to drill any deeper. The water temperature is about 55 degrees.

I had indicated in my letter that a drilling prospectus was required, in light of the information Mr. Fairchild has provided I no longer believe the prospectus is required. This application should be approved with normal conditions.

RECEIVED

JUL 02 1993

Form 235-1

3/89

COPY

Drilling Permit No. 67-92-W-010
63-W-92-132
Water Permit No. 67-07875
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

1. Applicant Arthur Fairchild
2. Address Route 1, Box 87, Midvale, ID 83645
Telephone 55-2248
☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location SW 1/4 SW 1/4, or Gov't lot No. _____,
Sec. 29, Twp. 14N, Rge. 3W, County Washington,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
☐ Domestic ☐ Stockwater ☐ Monitoring
No. of households _____ No. of livestock _____
☒ Irrigation ☐ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____
5. Well construction information:
☒ New well ☐ Deepen ☐ Replace
Proposed surface diameter 16" Maximum depth 1,000'
Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Anticipated construction start date March 20, 1992
7. Well Driller (if known) Riverside Drilling Company
Address Parma, Idaho
8. Applicant's signature Arthur A. Fairchild
Title Owner
Date March 17, 1992

RECEIVED
JUL 02 1993

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 16th day of March, 1992.

Signed Diana R. Tuttle
 Title Mgr, Western Reg Off

Received by DW Fee 200⁰⁰ Date 3/16/92

Receipt No. W 014317 Construction start extension to ASAP

Extension approved by _____

JUL 02 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

May 4, 1992

Art Fairchild
Rt 1 Box 87
Midvale Id 83645

Dear Mr. Fairchild

This letter is in reference to your application for a water permit No. 67-07875.

On April 2, 1992 I talked to you about this application. You had indicated that a well had been drilled, however, when the well driller hit solid rock at 418 feet, you said the drilling was discontinued.

The purpose of this letter is to inform you of the Department's concern of encountering hot water and or artesian head (flowing water) by drilling a 1000 foot well as described on your application. If this should occur, then you need to be aware of special laws addressing hot water and artesian wells. I have attached a copy of these special laws. A bond is also required. **We will not take any further action on your application for water permit until a drilling prospectus for your well has been submitted to this office.**

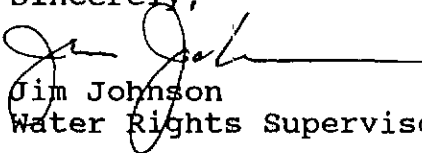
In our April 2, 1992 conversation you believed that a drilling permit had already been issued. I checked our records and could not find one on file. You should be aware that a drilling permit will not be issued until this application for a water permit has been approved. Any drilling activity related to irrigation of the 320 acres identified under this application must cease until the application is approved.

If you have any questions concerning the well drilling process please contact Mark Slifka of this office. See enclosed card.

JUL 02 1993

If you have any questions regarding the application for permit you can call me at ph. 327-7947.

Sincerely,


Jim Johnson
Water Rights Supervisor

cc Mark Slifka

JUL 02 1993

Hot Water

42-233. **Low temperature geothermal resource.** (1) The right to the use of low temperature geothermal resources of this state shall be acquired by appropriation. The appropriation may be perfected by means of the application, permit and license procedure as provided in this chapter for ground water, provided that low temperature geothermal resources shall be utilized primarily for heat value and secondarily for the value as water. Usage of a low temperature geothermal resource primarily for reasons other than heat value is not a beneficial use of the resource, unless the director of the department of water resources exempts the proposed use. The director may exempt a proposed use if the director finds that the proposed use satisfies the following criteria: (i) there is no feasible alternative use of the resource; (ii) there is no economically viable source of water having a bottom hole temperature of eighty-five (85) degrees or less in a well available; [and] (iii) the exemption is in the public interest.

(2) Any owner of a well who engages in the drilling, redrilling, modifying or deepening of any low temperature geothermal well shall file with the director of the department of water resources a surety bond or cash bond in the penal sum of not less than five thousand dollars (\$5,000) or more than twenty thousand dollars (\$20,000) as determined by the director of the department of water resources based on the temperature, depth and pressure of the resource, the size and depth of the well, and any other relevant factors. The surety or cash bond shall be conditioned upon the proper compliance with the provisions of this chapter and chapter 40, title 42, Idaho Code, and rules and regulations promulgated pursuant thereto. The bond shall remain in effect for one (1) year following completion of drilling, redrilling, modifying or deepening of the well or until released in writing by the director, whichever occurs first.

Artesian Wells

42-1601. Well not controlled a common nuisance -- Approval of director -- Reservoired water -- **Maintenance of artesian wells.** (1) Any person owning or controlling a flowing artesian well, which is not capped, equipped or furnished with such mechanical appliance as will readily control the flow of water from such well, shall be guilty of a misdemeanor and such well is hereby declared to be a common nuisance; and any person owning or controlling a flowing artesian well, which is capped, equipped or furnished with a mechanical appliance for arresting and preventing the flow of water therefrom, which cap, equipment or mechanical appliance is of a type that has not been approved by the director of the department of water resources, shall be guilty of a misdemeanor and such well is hereby declared to be a common nuisance: provided, however, that in cases where the waters of artesian wells are reservoired and controlled so that waste is not committed and a common nuisance created and where the pressure of water in a reservoir automatically causes wells to cease to flow, such mechanical contrivances may be dispensed with by obtaining the consent of the director of the department of water resources.

JUL 02 1993

(2) Any person owning or controlling an artesian well shall maintain the well to prevent waste or contamination of ground waters through leaky casings, pipes, fittings, valves, pumps, seals or through leakage around the outside of the casings, whether the leakage is above or below the land surface.

(3) The owner of the land on which the well is located shall be deemed to own the well unless a deed, covenant, contract, easement, or other documentation acceptable to the director is available to demonstrate that the well is owned by another.

42-1602. **Unnecessary flow unlawful** -- Use for domestic purposes. It shall be unlawful for the owner, tenant, or occupant of the land upon which such well is situated to cause, permit, or suffer, such common nuisance, or suffer or permit it to remain or continue; and it shall be unlawful for any person owning, possessing or occupying any land, upon which is situated an artesian well, to cause, suffer or permit the water to unnecessarily flow from such well or to go to waste: provided, however, that it shall be lawful for any such person to insert a stop and waste cock, not exceeding one (1) inch in diameter, in the piping of such well and to take and use water therefrom through such stop and waste cock at any time for household, stock or domestic purposes.

42-1603. **Application for approval of control device** -- Approval necessary. Every person referred to in section 42-1602[, Idaho Code,] shall apply to the director of the department of water resources for the approval of any installed or proposed mechanical device for controlling the flow of water from such artesian well; and in such application shall describe the cap, equipment or mechanical appliance, with which such well is equipped or with which it is proposed to equip any such well, and shall change, alter or install only such equipment as shall be approved by the director of the department of water resources.

42-1604. **Artesian well defined.** For the purposes of this chapter, an artesian well is defined as any well, as defined in subsection (b) of section 42-230, Idaho Code, which encounters pressurized ground water or low temperature geothermal resource under sufficient head to rise above the elevation at which it was first encountered whether or not the fluid flows at land surface. If the fluid level stands above land surface, the well is a flowing artesian well.

42-1605. **Enforcement -- Penalties -- Judicial review.** (1) **Enforcement procedure.**

(a) If the director believes a person has violated any provision of section 42-1601, Idaho Code, or any regulation promulgated by the board or any order issued by the director pursuant thereto, the director shall notify the person in writing by certified mail or personal service of the alleged violation. This notice of violation shall specify the following:

1. The statutory provisions, regulation or order alleged to have been violated;

JUL 02 1993

2. The facts or conduct forming the basis of the alleged violation;

3. A proposed order for any corrective action necessary for compliance with this section and a reasonable time period for completing any such corrective action, a civil penalty to be imposed pursuant to subsection (2) of this section; and

4. That the person has thirty (30) days from the receipt of the notice of violation or such longer time period as may be stated in the notice of violation in which to correct the violation and to file a report of corrective action taken, or the person must notify the director, in writing, within fifteen (15) days from receipt of the notice of violation that he wishes to contest the alleged violation, proposed order, or proposed civil penalty.

(b) If a person notifies the director in writing within fifteen (15) days from receipt of the notice of violation that he intends to contest the alleged violation and proposed order, the director shall afford the person an opportunity for a hearing before the water resource board or its appointee and such hearing shall be conducted in accordance with the rules of practice and procedure promulgated by the board.

(2) Civil penalties.

(a) Any person owning or controlling an artesian well, who has been determined by the director to have violated any provisions of this chapter, regulation promulgated by the water resource board pertaining to well construction standards, or order of the director issued pursuant to this chapter, shall be liable for a civil penalty or penalties, not to exceed three hundred dollars (\$300) and for a civil penalty or penalties, not to exceed one hundred dollars (\$100) per day for each day that the violation continues after notice of the violation has been given as provided in subsection (1)(a) of this section.

(b) All civil penalties owed under this section shall be paid to the director within thirty (30) days from the issuance of the final order imposing such penalty. The director may impose an additional civil penalty of twenty-five dollars (\$25.00) for each day that payment of the civil penalty is late. The director shall deposit all civil penalties collected into the water administration account. Civil penalties may be recovered in a civil action brought in the district court in accordance with subsection (3)(c) of this section.

(3) Judicial review.

(a) Any person aggrieved by a final order of the director entered pursuant to this section may appeal to the district court within thirty (30) days of the issuance of the order. Such appeal shall be heard and determined in accordance with sections 67-5215 and 67-5216, Idaho Code.

(b) The director may petition the district court for injunctive relief or a temporary restraining order in order to prevent irreparable damage pending the outcome of enforcement proceedings pending before the director pursuant to this section.

(c) The director may commence a civil action in the district court to enforce the provisions of any final order of the director issued pursuant to this section. If no appeal is taken pursuant to subsection (1)(a) of this section, the director's findings of fact

02 1993

and order, including an order deemed final pursuant to subsection (1)(b)2. of this section, shall be conclusive in connection with any action commenced by the director to enforce such order.

(4) Criminal penalties. Any person who willfully or negligently violates any of the provisions of this chapter shall, for each offense, be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than three hundred dollars (\$300) and not more than one thousand dollars (\$1,000). Each day upon which such violation occurs shall constitute a separate violation.

RECEIVED
JUL 02 1993

MEMORANDUM

TO: FILE

FROM: JIM JOHNSON

RE: CONVERSATION WITH ART FAIRCHILD

DATE: April 2, 1992

=====

Notes:

1. Test well drilled in area, at 418' driller hit rock, after drilling a few feet further, drilling was discontinued. The test well was drilled last fall.
2. The well driller is Parma Pump and Drilling.
3. Mr Fairchild thought that he had already received an approved drilling permit from the Department. He will attempt to find it and I plan to call him back tomorrow.

4-6-92- No Answer

4-9-92- No Answer

4-15-92- No Answer

RECEIVED

JUL 02 1993

MEMORANDUM

To: Jim Johnson
From: L. Glen Saxton *LS*
RE: RECOMMENDED CORRESPONDENCE
Date: April 1, 1992

Since I noted the proposed well on this application was shown to be 1,000 feet deep, I asked Mark S. to review the proposed location to determine if special conditions of approval should apply to any water right permit that is issued. Attached is Mark's memo response.

Correspondence with the applicant prior to issuing our permit appears to have merit rather than issuing a conditioned permit which the permit holder may not even read. Please write the applicant advising that we note the depth of the well and that our ground water staff advises us of etc. We should advise the applicant that before we will take further action on the application, the applicant needs to contact Mark S. in ground water protection section at (phone and address) to clarify his intention with respect to the well and/or file the required bond and drilling prospectus.

Do not return this file to the region to send the correspondence I have requested.

Also provide a copy of your correspondence to Mark.

LS
JUL 02 1992

INTER-DEPARTMENT MEMO

TO: Glenn Saxton

SUBJECT: WR File 67-07875

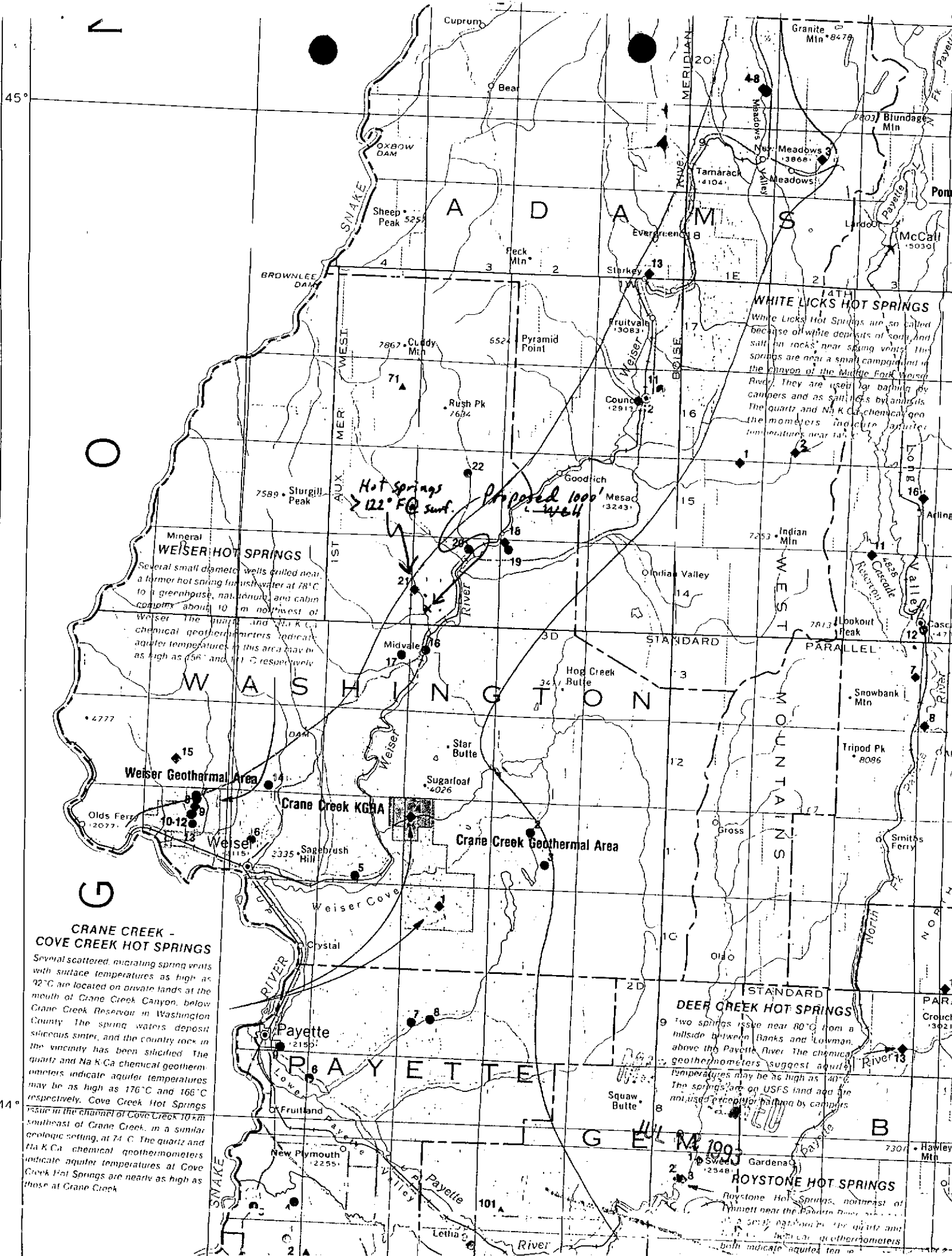
FROM: Mark Slifka

DATE: 4-1-92

I have reviewed the geology in this area. This drill site is surrounded by wells with artesian head sufficient to bring water to the surface and cause well to flow. Waters in this area are warm at shallow depths (<300') and are likely much hotter at depths > 500'. A hot Springs to the ^{NW} ~~west~~ has surface temp. > 122°F. We should include special conditions with this permit that the owners comply with Idaho Code 42-1601, 1602, 1603, 1604 & 42-233. ^{and Rules & Regs promulgated thereunder.} If the well is to be drilled to 1000' we will require a \$10,000. Bond be established prior to issuing the drilling permit, also the

(X) For your information owner and driller must submit a drilling prospectus ^{signature}

() Response required ~~for~~ for approval prior to obtaining the drilling permit.



45°

44°

WEISER HOT SPRINGS

Several small diameter wells drilled near a former hot spring furnish water at 18°C to a greenhouse, natatorium, and cabin complex about 10 km northwest of Weiser. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures in this area may be as high as 156°C and 161°C respectively.

Weiser Geothermal Area

CRANE CREEK - COVE CREEK HOT SPRINGS

Several scattered, migrating spring vents with surface temperatures as high as 92°C are located on private lands at the mouth of Crane Creek Canyon, below Crane Creek Reservoir in Washington County. The spring waters deposit siliceous sinter, and the country rock in the vicinity has been silicified. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures may be as high as 176°C and 166°C respectively. Cove Creek Hot Springs issue in the channel of Cove Creek 10 km southeast of Crane Creek, in a similar geologic setting, at 74°C. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures at Cove Creek Hot Springs are nearly as high as those at Crane Creek.

Crane Creek KGRA

Crane Creek Geothermal Area

WHITE LICKS HOT SPRINGS

White Licks Hot Springs are so called because of white deposits of soda and salt on rocks near spring vents. The springs are near a small campground in the canyon of the Middle Fork Weiser River. They are used for bathing by campers and as salt licks by animals. The quartz and Na-K-Ca chemical geothermometers indicate aquifer temperatures near 100°C.

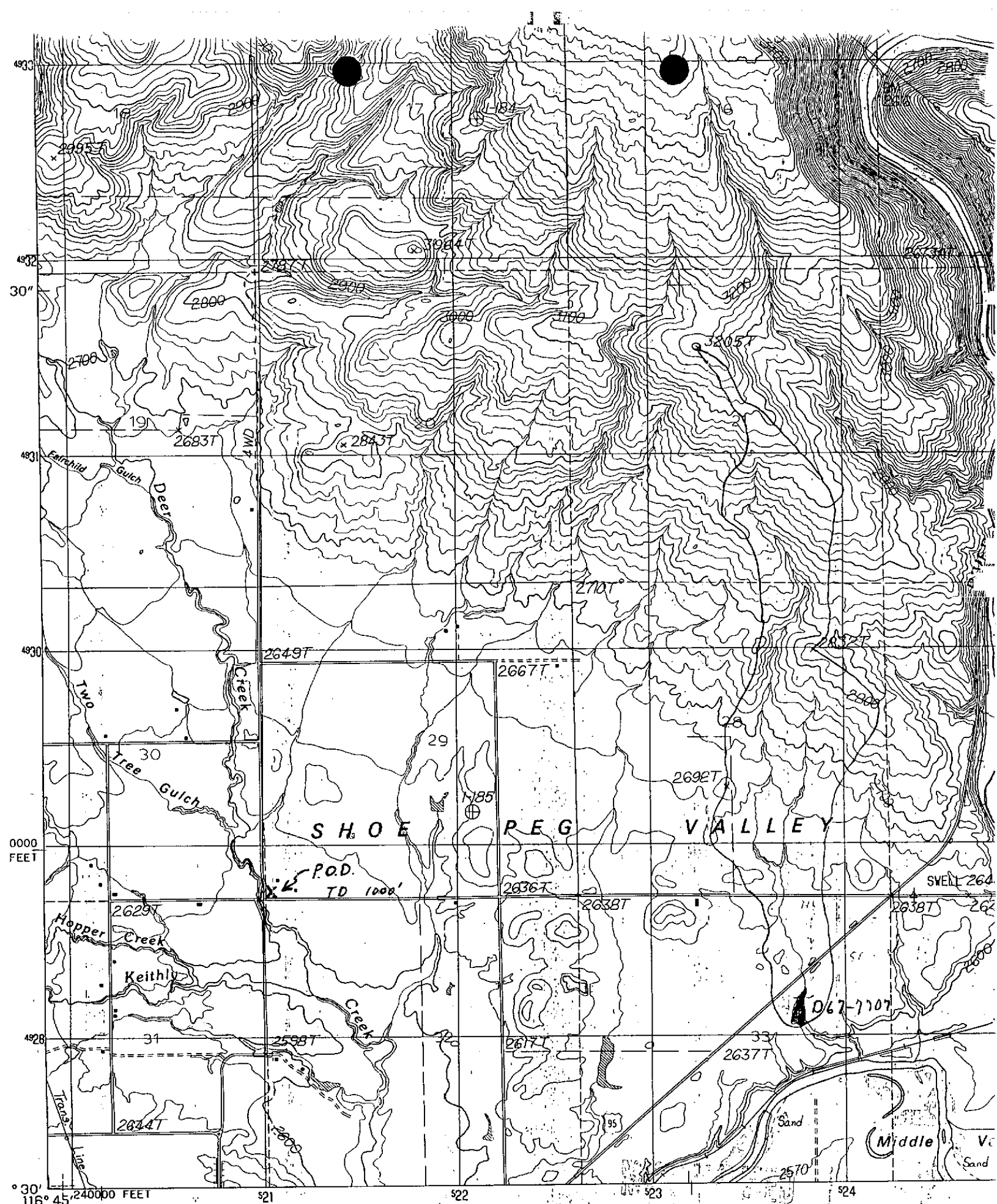
DEER CREEK HOT SPRINGS

Two springs issue near 80°C from a hillside between Banks and Lowman, above the Payette River. The chemical geothermometers suggest aquifer temperatures may be as high as 140°C. The springs are on USFS land and are not used except for bathing by campers.

ROYSTONE HOT SPRINGS

Roystone Hot Springs, northeast of Emmett near the Payette River, are a small bathhouse, the quartz and Na-K-Ca chemical geothermometers both indicate aquifer temperatures near 100°C.

Hot Springs
→ 122°F @ surf.
Proposed 1000' well



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NGAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1980
 FIELD CHECKED 1982 MAP EDITED 1986
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 11
 10,000-FOOT STATE GRID TICKS IDAHO, WEST ZONE

JUL 02 1993

1000 0 1000 2000 3000 4000

SCAL

1 5 0 KIL

USE TYPEWRITER OR
BALL POINT PEN

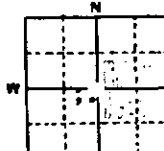
State of Idaho
Department of Reclamation

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

RECEIVED

OCT 27 1969

1. WELL OWNER Name <u>Beryl Adamson</u> Address <u>Midvale, Idaho</u> Owner's Permit No. <u>67-7005</u>		7. WATER LEVEL Static water level <u>1</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature <u>63</u> ° F. Quality <u>Good</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																									
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☒ Bailer ☐ Other Discharge (G.P.M.) _____ Draw Down _____ Hours Pumped _____																																																																																									
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>8</td><td>0</td><td>20</td><td>Top soil</td><td></td><td>X</td></tr><tr><td>8</td><td>20</td><td>30</td><td>Clay, Brown, Blue, Green</td><td></td><td>X</td></tr><tr><td>8</td><td>30</td><td>35</td><td>Sand Brown</td><td></td><td>X</td></tr><tr><td>8</td><td>35</td><td>190</td><td>Clay Green mostly</td><td></td><td>X</td></tr><tr><td>8</td><td>130</td><td>182</td><td>sand Green</td><td></td><td>X</td></tr><tr><td>8</td><td>182</td><td>190</td><td>Clay Brown</td><td></td><td>X</td></tr><tr><td>8</td><td>190</td><td>200</td><td>Sand & Clay Mixed</td><td></td><td>X</td></tr><tr><td>8</td><td>200</td><td>230</td><td>Blue Clay</td><td></td><td>X</td></tr><tr><td>8</td><td>230</td><td>233</td><td>Sand Brown</td><td></td><td>X</td></tr><tr><td colspan="4">It is affected the other well</td><td></td><td></td></tr><tr><td>8</td><td>233</td><td>260</td><td>green clay</td><td></td><td>X</td></tr><tr><td>8</td><td>260</td><td>265</td><td>Brown sand</td><td></td><td>X</td></tr><tr><td>8</td><td>265</td><td>300</td><td>blue clay</td><td></td><td>X</td></tr></tbody></table> They wish to continue with well at a later date <i>No evidence of this well being deeper</i>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	8	0	20	Top soil		X	8	20	30	Clay, Brown, Blue, Green		X	8	30	35	Sand Brown		X	8	35	190	Clay Green mostly		X	8	130	182	sand Green		X	8	182	190	Clay Brown		X	8	190	200	Sand & Clay Mixed		X	8	200	230	Blue Clay		X	8	230	233	Sand Brown		X	It is affected the other well						8	233	260	green clay		X	8	260	265	Brown sand		X	8	265	300	blue clay		X
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4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																																																											
5. WELL CONSTRUCTION Diameter of hole <u>8</u> inches Total depth <u>300</u> feet Casing schedule: ☒ Steel ☐ Concrete Thickness _____ Diameter _____ From _____ To _____ <u>277</u> inches <u>8</u> inches <u>0</u> feet <u>265</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ <u>12</u> perforations <u>75</u> feet <u>95</u> feet <u>12</u> perforations <u>220</u> feet <u>240</u> feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Type _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☐ Yes ☒ No To what depth <u>20</u> feet Material used in seal ☐ Cement grout ☒ Puddling clay																																																																																											
6. LOCATION OF WELL Sketch map location must agree with written location.  <u>67</u> <u>JUL 02 1969</u> County <u>Washington</u> <u>NE</u> x <u>SW</u> 1/4 Sec. <u>29</u> T. <u>14</u> N. R. <u>3</u> E/W		10. Work started <u>Aug. 25 1969</u> finished <u>Oct. 5 1969</u>																																																																																									
		11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. <u>Goodrich Drillers</u> <u>56</u> Driller's or Firm's Name Number <u>Council Idaho</u> Address <u>Donald E. Goodrich, Owner</u> Signed By Date																																																																																									

USE ADDITIONAL SHEETS IF NECESSARY

Well #224

REPORT OF WELL DRILLER
State of IdahoRECEIVED
AUG 5 1966

Department of Reclamation

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name Delbert WilliamsAddress Midvale, IdahoOwner's Permit No. 2-12057NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐Water is to be used for: IrrigationMETHOD OF CONSTRUCTION: Rotary ☒ Cable ☐
Dug ☐ Other ☐(explain)
CASING SCHEDULE: Threaded ☐ Welded ☒
12-3/4" Diam. from 0 ft. to 360 ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
"Diam. from ft. to ft.
Thickness of casing: .188 Material:
Steel ☒ concrete ☐ wood ☐ other ☐(explain)
PERFORATED? Yes ☒ No ☐ Type of
perforator used: machineSize of perforations: 1/8 " by 3 "
86.0 perforations from 180 ft. to 360 ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
WAS SCREEN INSTALLED? Yes ☐ No ☒Manufacturer's name Model No.
Type Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.CONSTRUCTION: Well gravel packed? Yes ☒
No ☐ size of gravel Gravel
placed from 0 ft. to 360 ft. Surface seal
provided? Yes ☐ No ☐ To what depth?
 ft. Material used in seal: Did any strata contain unusable water? Yes ☐
No ☒ Type of water:
Depth of strata (flows) ft. Method of sealing
strata off: Surface casing used? Yes ☐ No ☐
Cemented in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County Washington
SE 4 NE 4 Sec. 30 T. 14 N. R. 13 E. W

Use other side for additional remarks

Size of drilled hole: 22" Total Flows
depth of well: 370' Standing water
level below ground: Temp.
Fahr. Test delivery: gpm
or cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test: Length of time of test: Hrs. Min.
Drawdown: ft. Artesian pressure: ft.
above land surface Give flow cfs
or gpm. Shutoff pressure:
Controlled by: Valve ☐ Cap ☐ Plug ☐
No control ☐ Does well leak around casing?
Yes ☐ No ☐

DEPTH FROM TO FEET FEET	MATERIAL	WATER YES OR NO
0 3	Soil - black	
3 5	Clay - dark brown	
5 6	Sand - grey - med	
6 8	Clay - light brown	
8 10	Sand - coarse	
10 12	Clay - brown	
12 16	Clay - light brown	
16 20	Gravel - dark	
20 26	Clay - grey	
26 34	Sand - white coarse	
34 38	clay - grey	
38 42	Sand - white coarse	
42 46	Clay - blue	
46 50	gravel-fine - dark (some red)	
50 65	Clay - blue	
65 68	Sand - white - med	
68 75	clay - blue	
75 78	shale - grey	
78 84	clay - grey	
84 86	Sand - blue grey	
86 104	Clay - blue	
104 106	Sand - white	
106 125	Clay - grey	
125 128	Sand - rusty	
128 135	Clay - blue	
135 145	Clay - yellow - sand - rusty	
145 147	Clay - blue	
147 153	Sand - white	
153 165	Clay - grey	
165 171	Clay - brown	
171 174	Sand - coarse - black	
174 176	Clay - grey	
176 181	gravel - black	
181 195	Clay - grey - sandy	
195 228	Clay - blue	
228 236	Sand - white - med	
236 240	Clay - grey	
240 245	Gravel - dark	

Work started: 7/13/66Work finished: 7/25/66Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.Name: B & M Well Drilling Co., Inc.Address: Caldwell, IdahoSigned by: Joe H. HarganLicense No. 221 Date: 8/3/66

JUL 02 1993

USGS

RECEIVED
AUG 5 1966

ALL 5 1966

Well known Department of Information
Robert Williams

Well Driller B & M Well Drilling Co. Inc

Well Location: SE 1/4, Sec 30-T11-R3W
Washington County

[illegible]

RECEIVED

JUL 02 1993

14N-300-30 SENE

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 67-7875/Rule 4,5,3. Info.

DATE: 3-26-92

This application was received in September, 1991 and advertised in October, 1991. The department requested Rule 4,5,3. information sometime in September or October of 1991. The department received a response on October 11, 1991. The file was received by the state office in February, 1992. The applicant provided very brief and incomplete responses to each of the rules. It is my opinion that the information is insufficient. However, since there has been no comment or in depth review of the information since the time we received it, I also feel that it is probably too late and/or unreasonable to request more detailed information, especially since the applicant called last week inquiring about the status of the application and requested expedited approval.

At this time I would suggest accepting the information as submitted and continue with processing.

RECEIVED
JUL 02 1993

APPLICATION FOR PERMIT REVIEW

Application #: 67-07875
Date: 3-25-92

Reviewer: Brenda Miller

✓ SYSTEM COMPLETED:

- ✓ No - 26A-P17
- Complete in 1 year - P16
- Yes
- Proof not submitted - P16
- Proof submitted - N/A

✓ GROUNDWATER:

- ✓ GT. 0.2 cfs <flow ch> - 01G-P03, 01C-P03(existing well)
- LT. 0.2 cfs - ✓ No measurement required <flow chart>

✓ Drilling Permit:

- Approved w/permit - P99
- Not included - ✓ 046-P23 (All GW, even existing wells)

SURFACE WATER: not in W/D - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

✓ LOCATION:

- Water Districts - WD No. _____
- Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)
- Groundwater - P05
- Irrigation Districts - 023
- Canal Co. Areas - 023
- Drainage Districts - 024
- Boise Front (63) - 058 (Groundwater)
- ✓ Swan Falls Flag - (1, ✓ Blank or Other)
- Trust - 051-052-053-P74(Consumptive Uses)
- Non Trust <1> - 048-049

RIVER BASINS:

- (Surface Water) Water District Control Condition &....
- Boise (63) - 05A & 11E
- Payette (65) - 047-P04, 059-P71
- Snake (C1, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

- Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)
- Power - Use Power Review
- Mining - 06A, 010, or 09E-P10 & 054(req.)
- Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
- Rec/Wildlf/Aes - 027(Non-Consumptive)
- Domestic - 021(restricted areas)

OWNERSHIP:

- Non land owner - 004

PROTESTED:

- Agreement - 020

- ✓ Beneficial Use Due Date: -
- ✓ Other Conditions Recommended

04-01-1996

Rule 4,5,3 REVIEW ✓

P-FILE
DELETED

Form No. 202a.
10/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: W DATE: 10/2/91 APPLICATION: 67-07875

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: Gov't. Lots: ☒ P/D
☒ Nature of proposed use: (Include description of use) ☒ P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☐	☒	Overlapping point of diversion:
☐	☐	Field check required: Field check by: _____
☐	☐	Field report attached:
☐	☒	Critical groundwater area:
☐	☒	Groundwater management area:
☐	☒	Diversion within interim protected river area
☐	☒	Send dam safety information:
☐	☒	Send power requirement letter:
☐	☒	Send fish farm requirement letter:
☐	☒	Power residency affidavit:
☐	☒	Power efficiency form:
☐	☒	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒	☐	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
		<u>try div info</u>
		DATE REQUESTED: <u>10/2/91</u>
☒	☐	Additional information on reverse side:

RECEIVED
FEB 13 1992

Department of Water Resources

PROCESSING

APPLICATION NO.

67-07875

YES NO

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

_____ /
 _____ /
 _____ /
 _____ /

U.S. BLM

U.S. Forest Svc.

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:

Protests received. Final date for protest November 4, 1981

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, DNR

Measuring device required:

Measuring port required: *Flow memo*

Water delivered by water master? District #

Special conditions of approval or cover letter:

26A (Allow 2 years), 46

See below for additional information

Recommended Date or Priority 9/30/1991

Recommended by: Dr. [Signature] Date 2/11/1992

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

slr overlap: 67-07590 Werner R.

04153 Spring CR

02008 unnamed str

07005 GW

Form No.
7/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHECKLIST OF REQUIREMENTS
LARGE DIVERSION SUPPLEMENTARY
ANALYSIS SHEET*

EFFECT ON EXISTING RIGHTS

- ☐ Yes ☒ No Springs/surface streams with 5 or less existing users
☐ Identify number of impacted rights
☐ Name and address of users
☐ Location of points of diversion
☐ Nature of use of the existing rights
☒ Yes ☐ No Groundwater *See attached P/U & P/D indexes. 2 wells w/in 1/2 mi - 67-7005 for irr of 45 acres*
☐ Plat showing proposed well and any other wells &/or springs within 1/4 mile radius
☐ Yes ☒ No Statement of design construction, or operation techniques which will be used to reduce impact on existing rights *67-7190 for irr of 3 acres*

SUFFICIENCY OF WATER SUPPLY

Water Requirements of Proposed Project

- ☒ Required diversion rate during peak use (Maximum rate)
☒ Required diversion rate during average use period
Irr ☒ Annual volume
☒ Season of use

Irr ☒ Volume to be consumptively used/year

Quantity of Water Available from Source

- NA* ☐ Flow rates for surface water sources available during peak and average water demand period
☒ Properties of aquifers
☒ Other sources available for supplementation

GOOD FAITH, DELAY OR SPECULATION

- ☐ Copies of deeds, leases, easements, and right-of-ways from N/A
☐ Power applications affidavit form 205/206 is required
☐ Yes ☐ No Other needed permits, licenses, or approvals required. If N/A yes, _____

FINANCIAL RESOURCES

- ☒ Current certified financial statement *See Statement in file - sufficient for this app*
☒ Financial commitment letter/financial statement from committed party
☐ Project design/plans along with cost estimation to complete project *Irr of 320 acres - plans not needed*

*For applications of more than 5 cfs. or more than 500 AF.

Send Letter

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---|--|--|
| ☐ City | ☒ Idaho Fish & Game <i>Letter sent</i> | ☐ Irrigation District |
| ☒ County <i>Letter sent</i> | ☒ Idaho Health & Welfare ^ | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☐ Other _____ |

Project impacts/implications report

COMMENTS

*No objections rec'd from County, IDFG & IDHW (DEQ) - See letters
dated 1/6/92*



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 5, 1992

Washington County
256 E. Court St.
Weiser, ID 83672

Re: Application for Permit No. 67-7875 in the name of Art Fairchild

Dear Sir:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by January 27, 1992.

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

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr.".

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

JUL 02 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 6, 1992

Idaho Dept. of Fish and Game
600 South Walnut
Boise, ID 83706

Re: Application for Permit No. 67-7875 in the name of Art Fairchild

Dear Sir:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by January 27, 1992.

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

RECEIVED

JUL 02 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 6, 1992

Idaho Dept. of Health & Welfare
Division of Environment
Statehouse
Boise, ID 83720

Re: Application for Permit No. 67-7875 in the name of Art
Fairchild

Dear Sir:

Enclosed is a copy(s) of the above-referenced
application(s) for permit which may be of interest to your
agency. Please review the application(s) and submit any
comments you may have.

This office normally completes the processing of an
application within a six-week period and is required to take
final action shortly thereafter, however, if your agency
desires to file a formal protest against the approval of this
application(s), your written protest must be received in this
office by January 27, 1992.

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:st

Enclosure(s):

2 1993

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 October 16 19 91 and ended October 23 19 91

Stuart Dopf

Subscribed and sworn to before me

this *8th* day of

November 19 *91*

Alan C. Semurray

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

Public Notices

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

67-07875

FAIRCHILD, ART

Rt. 1, Box 87

MIDVALE, ID 83645

Source: Groundwater

Diversion Pt: SWSWSW Sec. 29 T 14N R 03W

Use: IRRIGATION (6.400

CFS) Total Diversion: (6.400

CFS)

Date Filed: 9/30/1991

In: T14N R03W S29 SENE

NESW SWSW SESW NESE

NWSE SWSE SESE

320.0 ACRES TOTAL

RECEIVED

NOV 1 1991

Department of Water Resources
Western Regional Office

21003

Financial Statement of Arthur F. Smith

Over \$100,000,00 in Bank

7,000 acre Ranch w/ 800 acres under irrigation
All Farm equipment for operations.

Everything all paid for - No debts

Arthur A. F. Smith

Notables

JUL 02 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED
OCT 11 1991

Department of Water Resources
Western Regional Office

May 31, 1991

Art Fairchild
Rt. 1, Box 87
Midvale, ID 83645

RE: Application for Permit #67-07875
Large Diversion Information Requirement

Dear Art:

Your recent application for permit for a new water right will be advertised and processed but cannot be approved until additional information is submitted.

Based on Idaho Code 42-203A(5)(a-e), additional information is needed for applications for permit involving irrigation of more than 200 acres and/or diversions exceeding 5.00 cfs or 500 acre-feet of storage. In your application, the irrigation of approximately 320 acres described in your application triggers the requirement in 42-203(5)(a-e). Please provide information relating to the proposed water right as outlined in the attached copy of Water Appropriation Rules 4,5,3,1 through 4,5,3,5,1. This covers the following items:

- a) effect on existing water rights, *no water rights*
- b) sufficiency of water supply, *not known yet*
- c) good faith, delay, or speculative purposes, *trying to get water to irrigate*
- d) financial resources, *(attached)*
- e) local public interest. *should be positive my 320 acres of dry farm land*

You may summarize any of the answers with a brief statement where appropriate.

Please let me know if I can do anything for you in this regard. A response within 30 days would be appreciated.

Sincerely,

Arthur A. Fairchild

Lori White

Lori A White
Sr. Water Resource Agent

Enclosure: Large Diversion Information Requirement

RECEIVED

JUL 02 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

OCTOBER 9, 1991

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 NOVEMBER 4, 1991.

Yours truly,

GAIL GARRETT
Secretary

Encl.

[Handwritten signature]

JUL 02 1993

67-07875

FAIRCHILD, ART
RT 1 BOX 87
MIDVALE, ID 83645

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 29 T 14N R 03W

Use: IRRIGATION (6.400 CFS)
Total Diversion: (6.400 CFS)

Date Filed: 9/30/ 1991

In: T14N R03W S29 SENE

40.0 ACRES TOTAL

2 1993

67-07875

FAIRCHILD, ART
RT 1 BOX 87
MIDVALE, ID 83645

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 29 T 14N R 03W

Use: IRRIGATION (6.400 CFS)
Total Diversion: (6.400 CFS)

Date Filed: 9/30/ 1991

In: T14N R03W S29	SENE	NESW	SWSW	SESW
	NESE	NWSE	SWSE	SESE

320.0 ACRES TOTAL

RECEIVED
SEP 30 1991