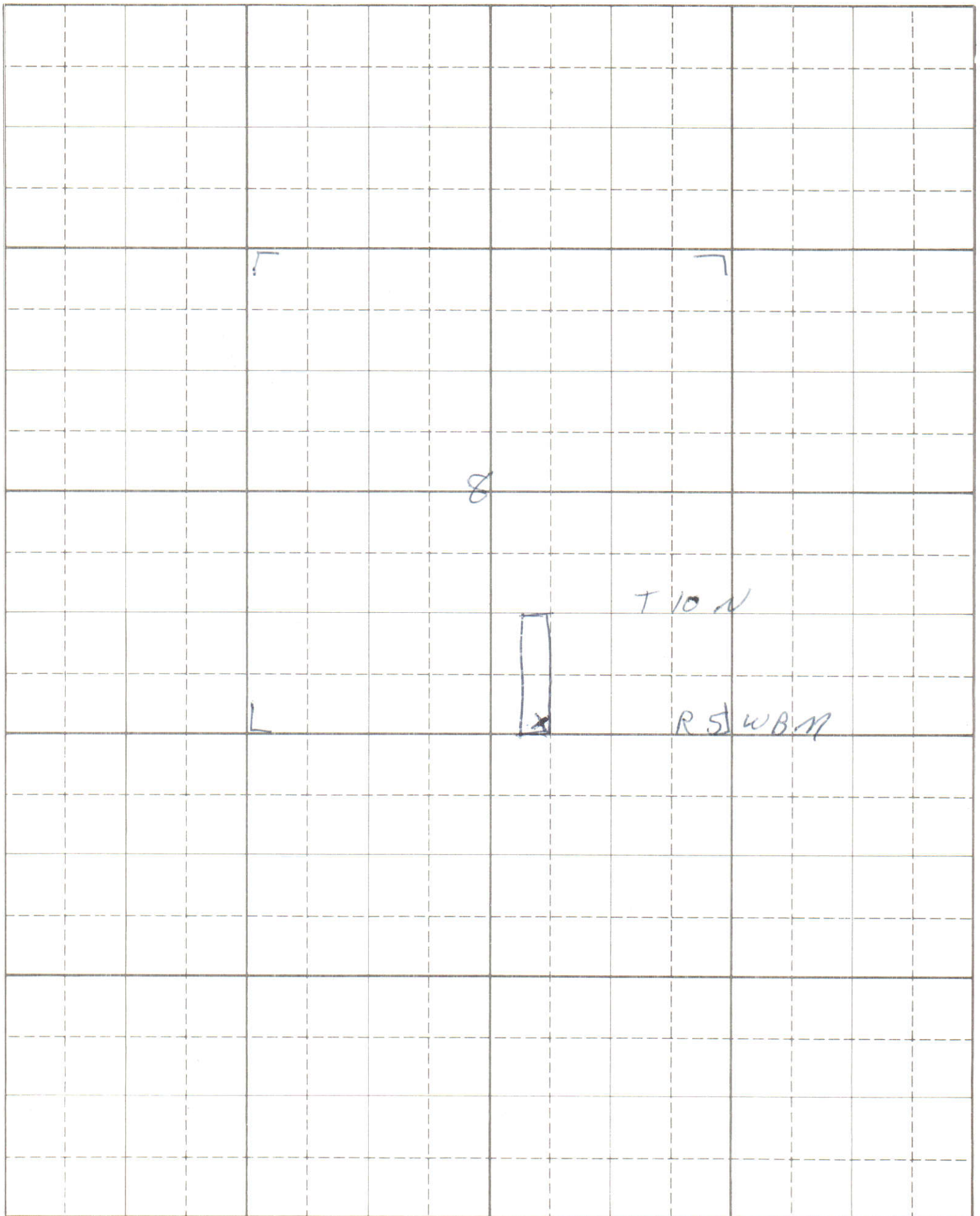


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

(Applicant) John E Kyle

AFFIDAVIT OF PUBLICATION

RECEIVED
JUN 1
Department of Water Resources
Western Regional Office

STATE OF IDAHO, }
County of Washington } ss.

Dorothy A. Barth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-
lished in said newspaper once a week for Two consecu-
tive weeks in the regular and entire issue of said paper dur-
ing the period and time of publication, and was published in
the newspaper proper and not in a supplement; that said
paper has been established and regularly published for more
than seventy-eight consecutive weeks prior to the date of
first publication of said advertisement.

Such notice was published in the issue beginning with
June 2, 1977, and ending
with the issue of June 9, 1977.
Dorothy A. Barth
Fees, \$ 11.90

Subscribed and sworn to before me this 9
day of June, 1977.
Janice
Notary Public, Residing at Weiser, Idaho.
My Commission Expires 1-2, 1978.

No. 85 NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
JOHN E &/or ESTHER C.
KYLE Route 3, Weiser,
Idaho has on May 19, 1977
submitted Application No.
67-7328 for a permit to
appropriate 0.12 cubic feet
per second of water from a
groundwater source by
means of pump within the
SW 1/4 SE 1/4 Sec 8 T10N-R5W
B.M., Washington County to
be used from Jan 1 to Dec 31
for a domestic purpose
within the SW 1/4 SE 1/4 Sec 8
T10N-R5W.

If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Director of
the Idaho Department of
Water Resources, 92 South
Cole Road, Boise, Idaho
83705 on or before June 20,
1977.

C. STEPHEN ALLRED
Director

Published in the Signal
American, Weiser, ID June
2, 1977 and June 9, 1977.
24-2s

OK
6-20-77
M

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

NOV 21 1989

A. GENERAL INFORMATION

Permit No. 67-7328

1. Owner: John E. and/or Esther C. Kyle Phone No. 549-2555

Current Address: Rt 3 Box 183, Weiser, ID 83672

2. Accompanied by: John Kyle EXAM. DATE: 10-1-87

Address: same as above Phone No. 549-2555

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 67-2185 67-2396 67-4195 67-4196

☒ Copies Attached

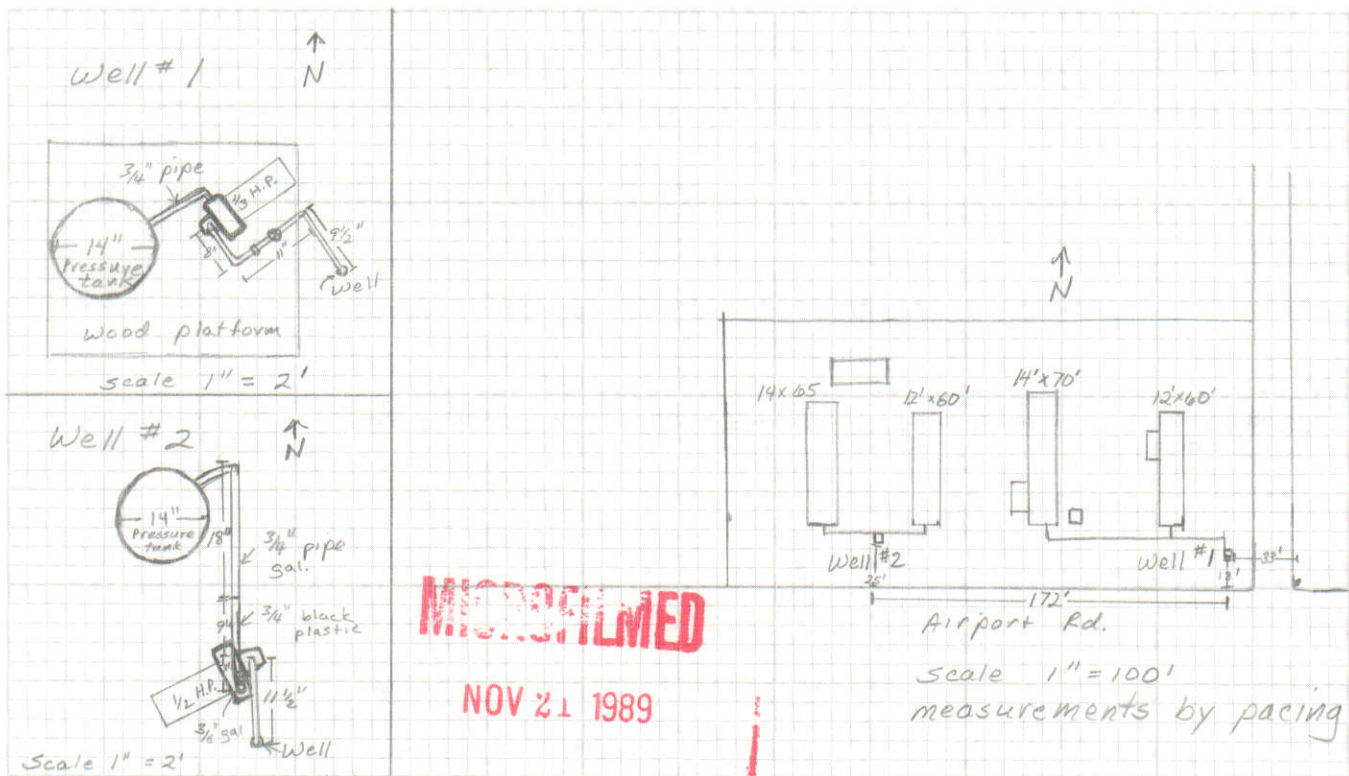
2. Other water rights with same point of diversion: 67-4195 67-4196

☒ Copies Attached

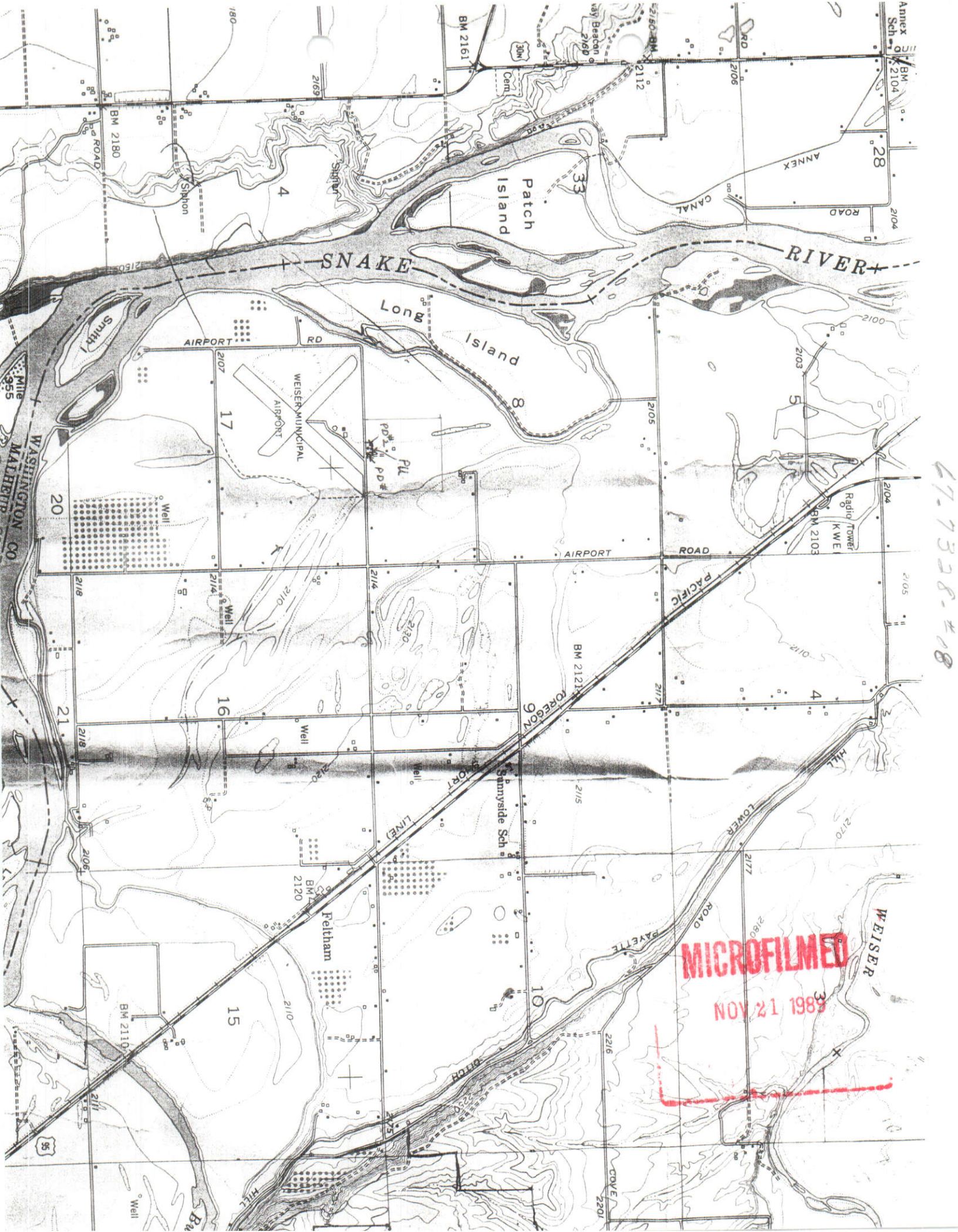
☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

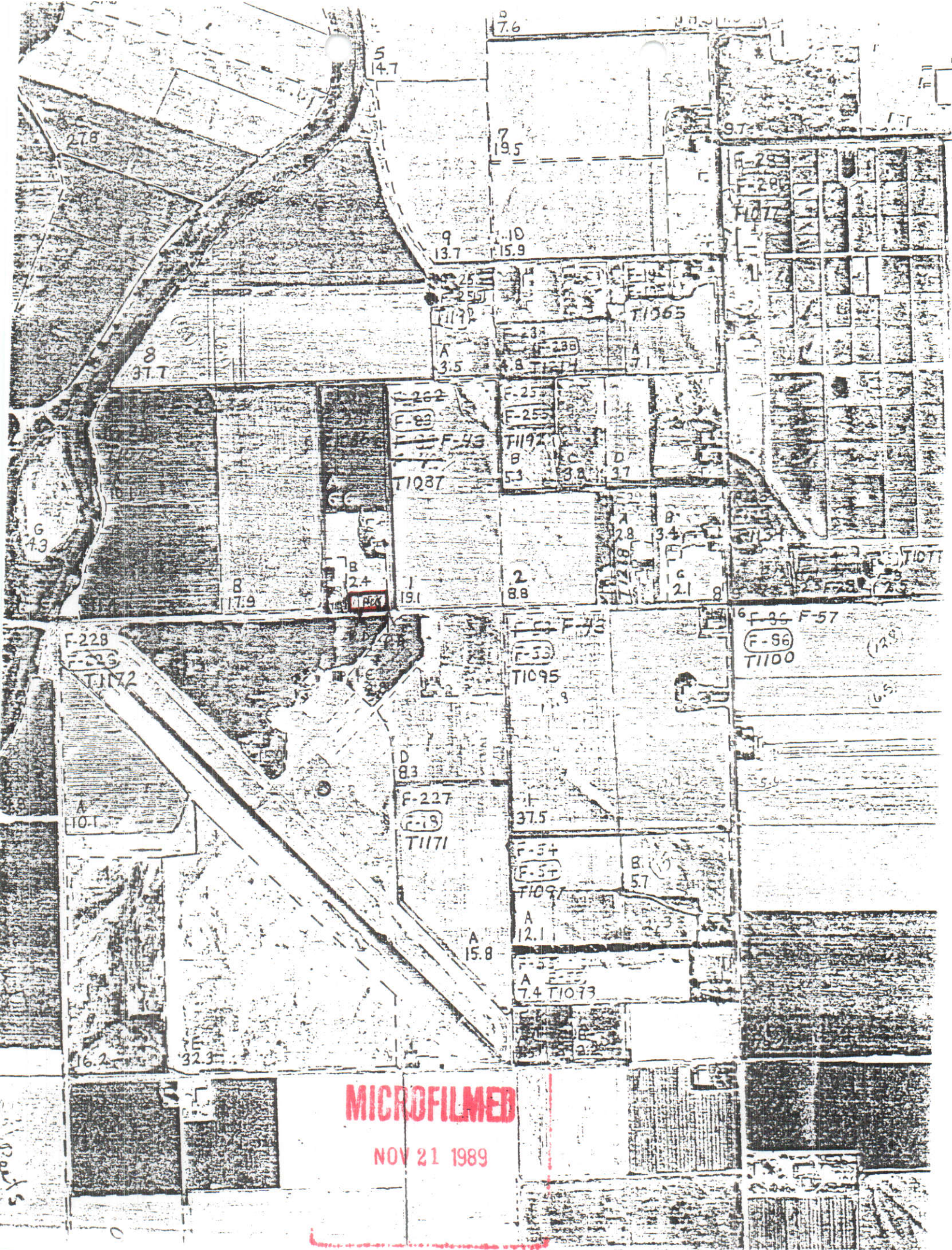


2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). (required for irrigation of 10 acres or more).
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).



67-7328-408

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NOV 21 1983



67-7328



P.D. well #1
Looking West.



P.U. for
the water
from well #1
Looking
North west

NOV 27 1969

MICROFILMED

67-7328

P.D. Well #2
Looking West



P.U. for the
water from
Well #2
Looking North



NOV 21 1989

MICROFILMED

8

T. 10 N.

⊗ P.D. + use

P.S.W.B.M.

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
County of Ada)

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

Sworn to before me this 10th day of May

John E. Kyle
(Claimant)

Notary Public
Residing at Boise, ID

My commission expires March 8, 1980

For Department Use Only

Received by mf Date 5-10-77
Prelim. check by WLS Date 5/11/77
\$10.00 fee received by mf Date 5-10-77
Approved for publication by CS 5-12-77
Published in The Social Sciences
Dates May 19, 1977 & May 26, 1977

Exception filed by:

Forwarded to _____ Date _____
claimant by: _____

to Date
7:
NOV 21 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07328

Priority: July 10, 1977

Maximum Diversion Rate: 0.12 CFS
Maximum Diversion Volume:¹ 3.6 AF

This is to certify, that JOHN E. KYLE
ESTHER C. KYLE

RT. 3 BOX 183
WEISER, ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 19, 1977; and has submitted Proof of Beneficial Use on September 22, 1978. An examination indicates that the works have a diversion capacity of .120 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.12 CFS	3.6 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 8, Township 10N, Range 05W
WASHINGTON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

10N 05W 8 SWSE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 3 homes.
6. 2 points of diversion located in SWSE, S8, T10N, R5W.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 29th day of September, 1989.

MICROFILMED

NOV 21 1989

Acting for R. Keith Higginson, Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 67-7328)
IN THE NAME OF JOHN E. &/OR ESTHER C. KYLE) ORDER OF REINSTATEMENT

WHEREAS, on May 19, 1977, John E. and Esther C. Kyle filed with the Department of Water Resources an application for permit to appropriate 0.12 cubic feet per second of water from a groundwater source within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, Twp. 10N, Rge. 5W B.M., Washington County, to be used for domestic purposes; and,

WHEREAS, on July 26, 1977, the Department approved said application and issued Permit No. 67-7328 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1978; and,

WHEREAS, on May 31, 1978; the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on August 8, 1978, the Department notified the permit holders that Permit No. 67-7328 had lapsed for failure to the permit holders to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on September 22, 1978;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 67-7328 be REINSTATED and the priority advanced to July 10, 1977.

Dated this 13 day of October, 1978.

David R. Tuthill
DAVID R. TUTHILL
Acting Operations Bureau Chief

RECEIVED

Identification No. _____

Application No. 67-7328

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant JOHN E. &/or ESTHER C. KYLE Phone: 549 0878
post office address Rt 3, Box 183, Weiser, Idaho 83672
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 10 N
Range 5 WBM B.M. Washington County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .12 CFS ^(cfs or acre-feet per annum) for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
^(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
^(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.12 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. ~~XXXXXXXX~~ 3/4 hp pressure
pump

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
^(Mo. Day) ^(Mo. Day)
- c. Proposed well diameter is 1 1/2 inches; proposed depth of well is 32 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 10 N
Range 5 W B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 3
(5) If water is to be used for other purposes describe: _____

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

[illegible]

Total number of acres to be irrigated_____

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

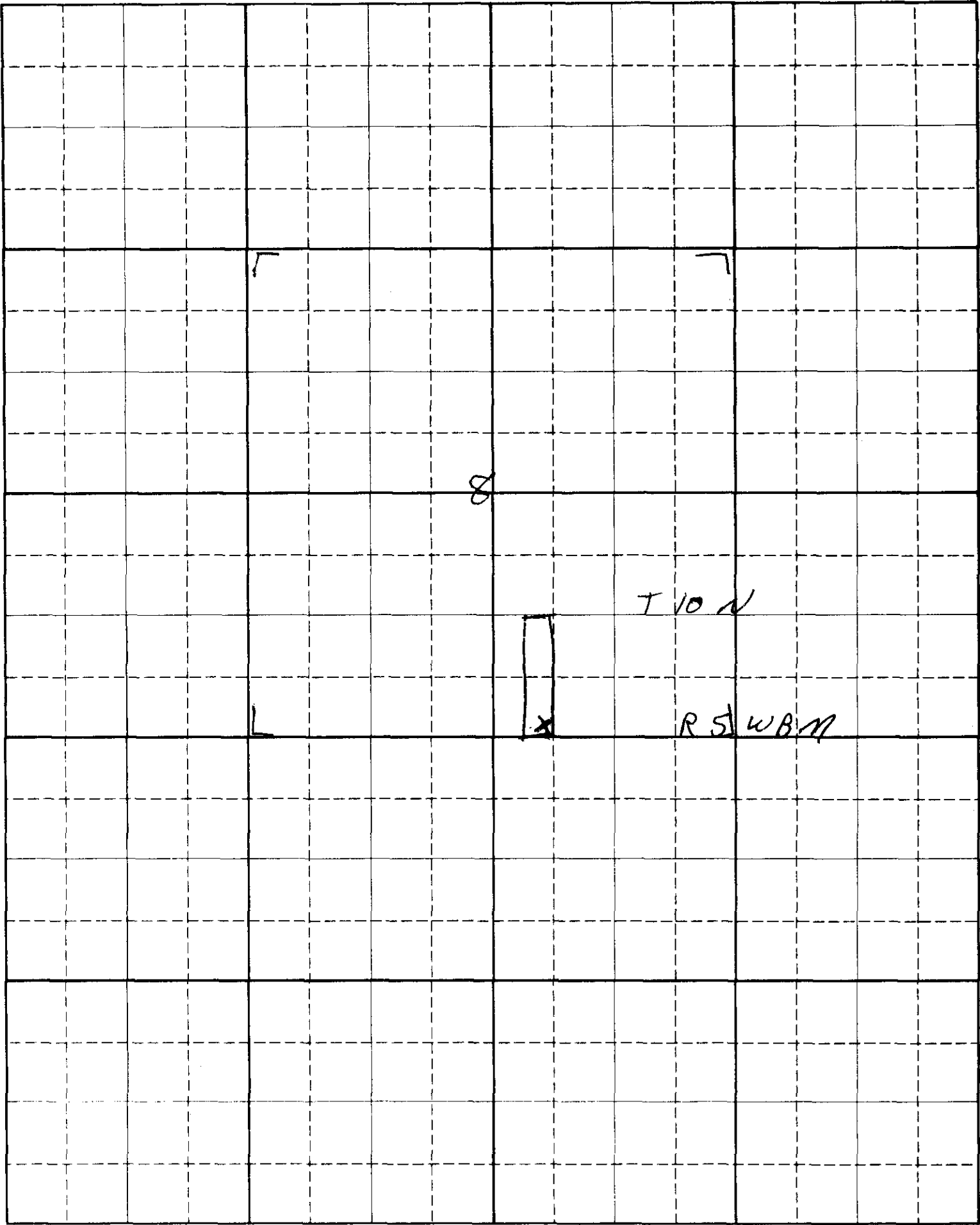
9. a. Who owns the property at the point of diversion JOHN E. &/or ESTHER C. KYLE

b. Who owns the land to be irrigated or place of use _____ " _____ "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____.

10. Remarks _____

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



Scale: 2 inches equal 1 mile

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

(Applicant) John E. Kyle

Proposed Priority 5/19/77

Received by W Date 5-19-77 Time 11:30

Preliminary check by RWH Fee \$ 10 & # 7728

Received by W Date 5-10-77

Publication prepared by CS Date May 27, 1977

Published in The Signal American

Publication dates June 2, 1977 & June 9, 1977

Publication approved W Date 6-20-77

Priority reduced to W Reason W

Protests filed by: W

Copies of protests forwarded by W

Hearing held by W Date W

Recommended for approval denial by W

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. 67-7328, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 78.

c. Other: W

2. Denial of said application is for the following reasons: W

Witness my hand this 26 day of July 19 77.

W
Deputy, Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Washington }

Dorothy A. Barth, being duly sworn,
deposes and says:

That he is the Clerk of
THE WEISER SIGNAL, a weekly newspaper published at
Weiser, in the County of Washington and State of Idaho; that
said paper has been and is in general circulation in the
county aforesaid, and in the vicinity of Weiser; that the ad-
vertisement, a copy of which is attached hereto, was pub-

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

Such notice was published in the issue beginning with
June 2, 1977, and ending
with the issue of June 9, 1977.

Dorothy A. Barth
Fees, \$ 11.90

Subscribed and sworn to before me this 9
day of June, 1977.

Notary Public, Residing at Weiser, Idaho.

My Commission Expires 1-2, 1978.

RECEIVED
JUN 1

Department of Water Resources
Western Regional Office

PERMIT
No. 67-750

Notice is hereby given that
JOHN E. STEPHENSON, JR., C.
KYLE, County of Washington,
Idaho, has been granted, 1977
subsurface water permit No.
67-750 for a permit to
appropriate 100 cubic feet
per second of water from a
groundwater source by
means of a well within the
SW 1/4 of Section 35W
B.M. Weiser County to
be used for domestic purpose
within the SW 1/4 Sec 8
T10N 35W.

This permit will
be subject to all prior water
rights. Protests against the
granting of the permit must
be filed with the Director of
the Idaho Department of
Water Resources, 92 South
Cole Road, Boise, Idaho
83705 on or before June 20,
1977.

C. STEPHENSON, JR.
Director
Published June
2, 1977
Signal
June
1977
24-2

OK
6-20-77
JF

October 2, 1989

JOHN E. KYLE
ESTHER C. KYLE
RT. 3 BOX 183
WEISER, ID 83672

RE: PERMIT NO. 67-07328

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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NOV 21 1989

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT			LT	#SOURCE	#NAME
				1\4	1\4	1\4			
6707328	10N	05W	8	SW	SE			GROUNDWATER	KYLE, JOHN E.
6707574								GROUNDWATER	OLSON, ORVAL
6704195								GROUNDWATER	KYLE, JOHN E.
6704196								GROUNDWATER	KYLE, JOHN E.

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NOV 21 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

67-7328
Permit No.

P.D. SWSE 8 10N 5W

P.U. Sam

A. Prior to Conducting the Exam, the File Contains:

☒ Blank Field Report Form

☒ Copy of Permit

☒ Copies of any Amendments/Orders with conditions of approval

☒ Computer Data Proof Report

☒ Copy of U.S.G.S. Quad

Department of Water Resources

☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index CF 9-28-87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☒ Other: Different wells

Check of P/U index CF 9-28-87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☒ Other: Different homes

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? CF 9-21-87 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

☒ Fully completed and signed Field Report Form

☒ Photographs of Point of Diversion and Place of Use

☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Carter Lintz 10-1-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent 2/2/88 (Initial and date)

Exam Reviewed by Manager of Regional Office DNA 2/2/88 (Initial and date)

Exam Date Entered in Computer 3/5/88 (Initial and date)

Exam sent to State Office 3/5/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 67-7328

1. Owner: John E. and/or Esther C. Kyle Phone No. 549-2555

Current Address: Rt 3 Box 183, Weiser, ID 83672

2. Accompanied by: John Kyle EXAM. DATE: 10-1-87

Address: same as above Phone No. 549-2555

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 67-2185 67-2396 67-4195 67-4196

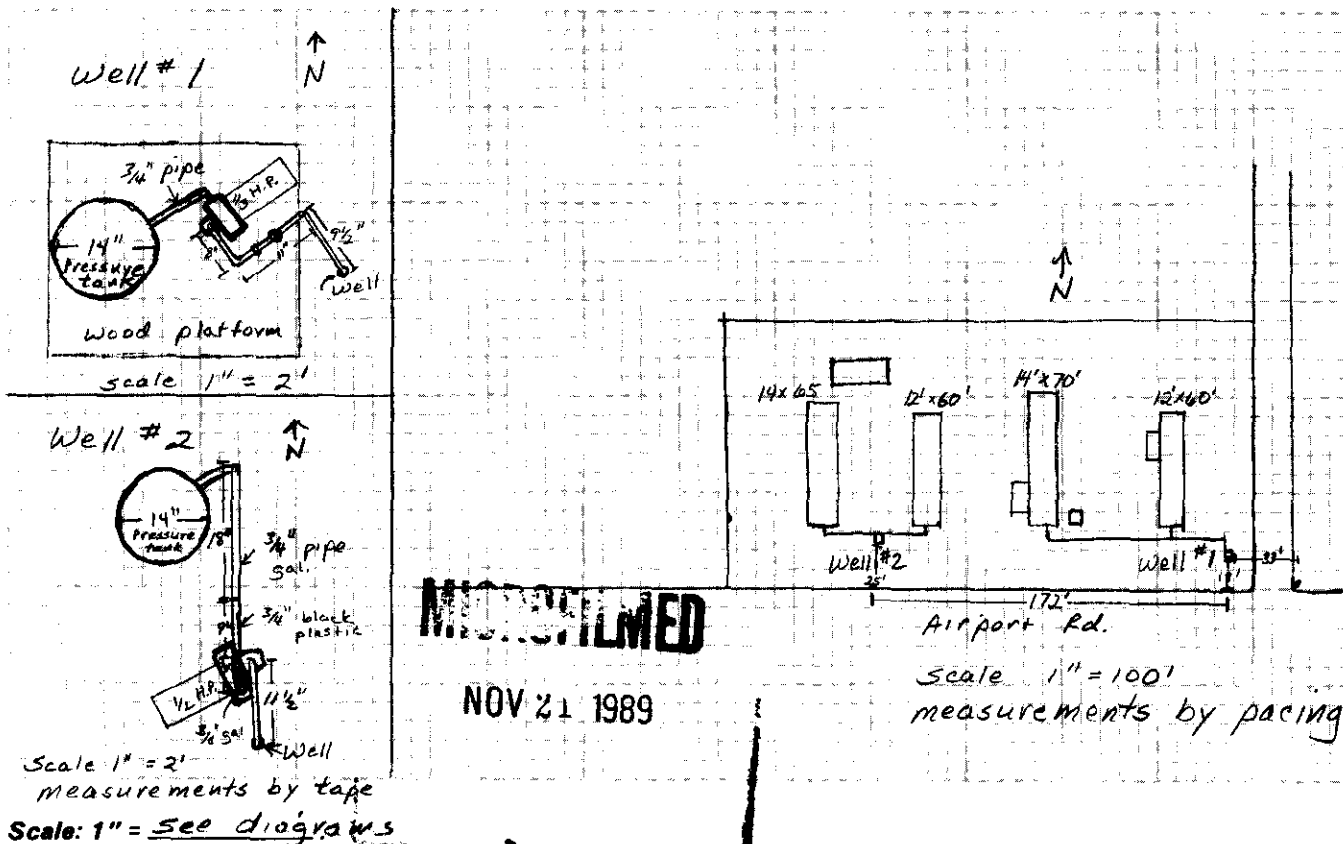
☒ Copies Attached

2. Other water rights with same point of diversion: 67-4195 67-4196

☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



2. ☒ Copy of U.S.G.S. 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 or more).
- ☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The system has 2 wells consisting of 1 1/4" pipes driven vertically into the ground approximately 15'. Well #1 has a 1/3 H.P. centrifugal pump, and it supplies water to the 2 easternmost mobile homes. Well #2 has a 1/2 H.P. centrifugal pump, and it supplies water to the 2 westernmost mobile homes. A 1" PVC pipe connects

☒ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Model		Pump Make	Model
			Motor Serial No.			Pump Serial No. or Discharge Size
#1	Sta-Rite	1/3	S48H2EC11		Sta-Rite	ANB-20
#2	Sta-Rite	1/2	C48H2EC11		Sta-Rite	ANC-26

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

5. Point(s) of Diversion:

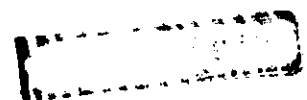
Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1			SW	SE	8	10N	5W	Washington	Aerial Photo
#2			SW	SE	8	10N	5W	Washington	Aerial Photo

6. Place(s) of Use:

Indicate Method of Determination Aerial Photo

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	
10N	5W	8															X		

Do not use this space



NOV 21 1989

Do not use this space

NOV 21 1989

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

No measurements were possible
For 3 domestics,
Allow 0.12 cfs as per memorandum dated 5-13-81
Allow ~~0.10 cfs~~ (calculation)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: Est 10' lift $\frac{0.333 \times 8.8 \times 0.8}{10 + 2.3(20)} = 0.04 \text{ cfs}$ $\frac{0.04}{+ 0.06} = 0.10 \text{ cfs}$
2. Alternate Method for Checking Purposes: $\frac{0.5 \times 8.8 \times 0.8}{10 + 2.3(20)} = 0.06 \text{ cfs}$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses:

3 domestics with lawn irrigation $3 \times 1.2 \text{ afa} = 3.6 \text{ afa}$
 $0.12 \times 365 \times 1.9835 = 86.9 \text{ afa}$ $3.6 < 86.9$

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NOV 21 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

the wells to the mobile homes. The amount of lawn irrigation was less than 1/2 acre for each mobile home. Only 3 domestics were listed on the permit, however, 4 mobile homes are connected to the wells. Water Right Nos 67-2185, 67-2396 & 67-4196 are for irrigation of the surrounding farmland. Water Right No. 67-4195 is for the Kyle's domestic well.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic w/ lawns (3)	1-1	12-31	0.12	3.6
Totals:			0.12	3.6

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

J. AUTHENTICATION

Field Examiner's Name Carter Fritschle

Signature Carter Fritschle

Certification Date _____

Field Report Preparation Date 10-1-87

JP
2/1/88

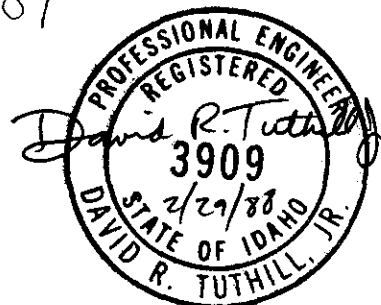
CONSULTANT SEAL

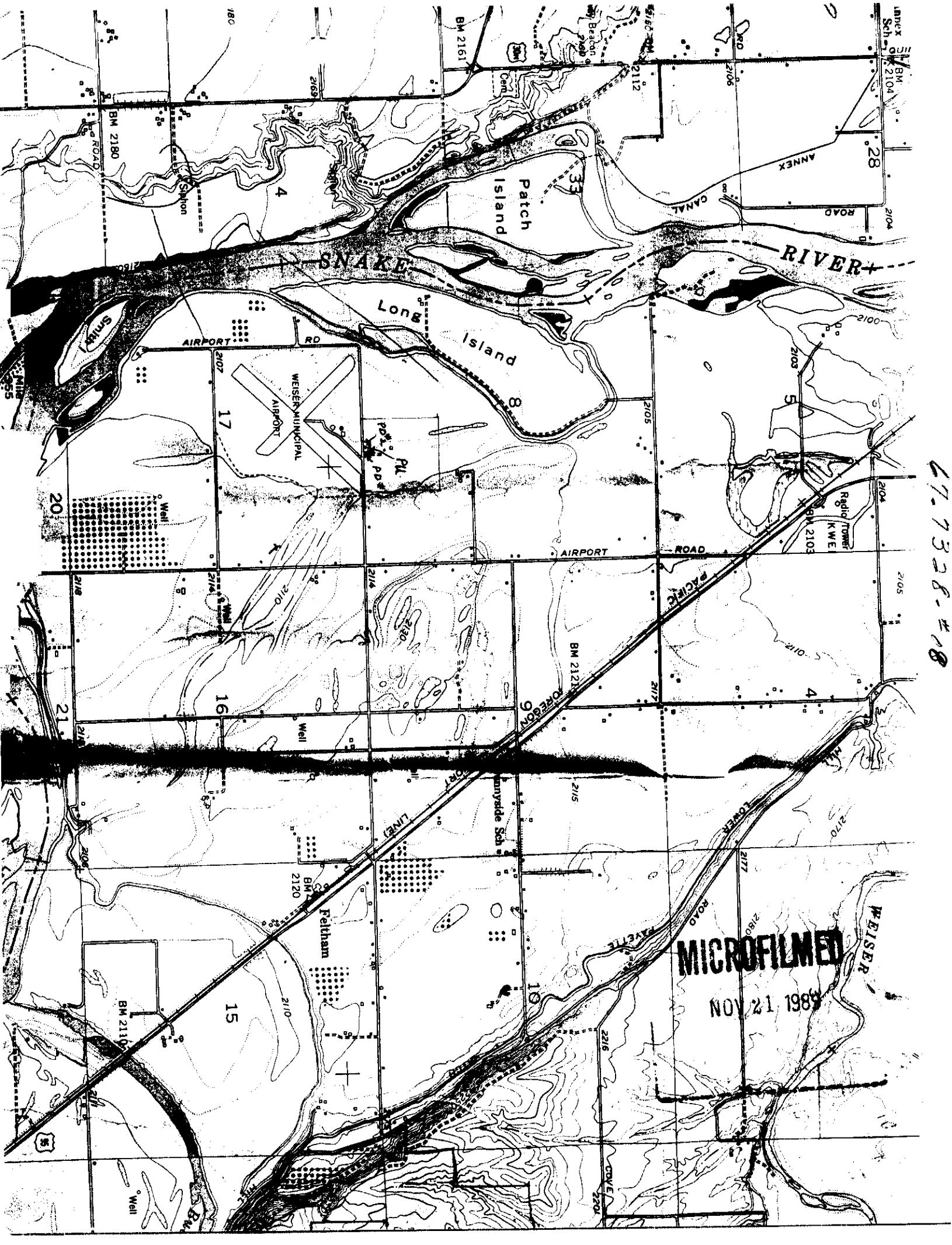
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

ADM 8/23/89

MICROFILMED

NOV 21 1989





MICROFILMED
NOV 21 1983

67.7328-418

MICROFILMED

NOV 21 1989

NR150

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY POINT OF DIVERSION

PAGE 1348
06/28/1987

TWN	RNG	SEC	TRACT	LOT	USES	WATER RIGHT NUMBER	STAGE PRIORITY	RFLG	SOURCE OF WATER	LAST NAME	OWNER CODE
10N	05W	08	NESE	43		67-4251	S		06-01-1940 GROUNDWATER	QUIGLEY QUIGLEY	C C
			NESE	01		67-4252	S		06-01-1942 GROUNDWATER	QUIGLEY QUIGLEY	C C
			NESE	01		67-7709	P		09-03-1986 GROUNDWATER	ODOMS	C
			NWSE	01		67-4518	S		07-01-1910 GROUNDWATER	WINSLOW WINSLOW	C C
			SWSE	43		67-4195	S		06-01-1917 GROUNDWATER	KYLE KYLE	C C
			SWSE	01, 04		67-4196	S		06-01-1948 GROUNDWATER	KYLE KYLE	C C
			SWSE	43		67-7320	P		07-10-1977 GROUNDWATER	KYLE KYLE	C C
			SESE	01		67-4424	S		06-01-1928 GROUNDWATER	OLSON	C
			SESE	01		67-4518	S		07-01-1910 GROUNDWATER	WINSLOW WINSLOW	C C
			SESE	01		67-7574	P		06-24-1982 GROUNDWATER	OLSON KETHLEY	C C
	09		SENE	01		67-7104	L		06-12-1972 GROUNDWATER	ALDER	C
			NENW	01		67-2249	L		06-27-1955 GROUNDWATER	METRICK	C
			NENW	01		67-4578	S		04-01-1955 GROUNDWATER	DILLON DILLON	C C
			NUNW	01		67-4269	S		01-01-1945 GROUNDWATER	ANDERSON	C
			SUNW	43		67-7125	L		01-11-1973 GROUNDWATER	CHAMPION HOME BUILDERS CO.	C
			SENW	43		67-7124	L		02-01-1973 GROUNDWATER	CHAMPION HOME BUILDERS CO.	C
			SENW	43		67-7126	L		01-11-1973 GROUNDWATER	CHAMPION HOME BUILDERS CO.	C
			SENW	43		67-7128	L		02-18-1973 GROUNDWATER	CHAMPION HOME BUILDERS	C
			SENW	49		67-7225	L		09-12-1974 GROUNDWATER	CHAMPION HOME BUILDERS	C
			NESW	01		67-2184	L		12-29-1947 GROUNDWATER	HARRER	C

NOV 21 1989

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NESH	27	01	03-2032	ANDERSON	C			
NESH	20	01	67-2226	IMADA	C	L	12-15-1952 SNAKE RIVER	
NASH	18	01	67-2226	IMADA	C	L	12-15-1952 GROUNDWATER	
NASH	02	12	01	03-2032	IMADA	C	L	12-15-1952 GROUNDWATER
SASH	01	24	01	03-2016	E. H. LONG & SONS	C	L	07-17-1947 SNAKE RIVER
SESH	04	01	03-2032	IMADA	C	L	12-15-1952 SNAKE RIVER	
SESH	34	01	67-2185	WHITTET	C	L	02-07-1948 GROUNDWATER	
SESH	34	01	67-2396	HACKAY	C	L	03-07-1957 UNNAMED SLOUGH	
NESE	15	01	03-7008	ANDERSON	C	L	09-08-1972 SNAKE RIVER	
				ANDERSON	C			

N12

NRR156		IDAH0 DEPARTMENT OF WATER RESOURCES								PAGE 3407	
		WATER RIGHTS BY PLACE OF USE								06/28/1987	
TWNSHP	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER STAGE CODE	PRIORITY DATE	SOURCE OF WATER

10N	05W	08	NESE		43		67-4251	QUIGLEY	C	S	06-01-1940 GROUNDWATER
			NESE	06	01		67-4252	QUIGLEY	C	S	06-01-1942 GROUNDWATER
			NESE	13	01		67-7709	QUIGLEY	C	P	09-03-1986 GROUNDWATER
			NWSE	32	01		03-2029	ODOMS	C	L	09-15-1970 SNAKE RIVER
								WRAY	C		
								ANDERSON	C		
			NWSE	06	01		67-4518	ANDERSON	C	S	07-01-1910 GROUNDWATER
								WINSLOW	C		
			SWSE	20	01		67-2185	WINSLOW	C	L	02-07-1948 GROUNDWATER
			SWSE	08	01		67-2396	WHITTET	C	L	03-07-1957 UNNAMED SLOUGH
			SWSE		43		67-4195	HACKAY	C	S	06-01-1917 GROUNDWATER
			SWSE	12	01.04		67-4196	KYLE	C	S	06-01-1948 GROUNDWATER
			SWSE		43		67-7328	KYLE	C	P	07-10-1977 GROUNDWATER
								KYLE	C		
			SESE	30	01		67-4424	OLSON	C	S	06-01-1928 GROUNDWATER
			SESE	15	01		67-4518	WINSLOW	C	S	07-01-1910 GROUNDWATER
								WINSLOW	C		
			SESE	30	01		67-7574	OLSON	C	P	06-24-1982 GROUNDWATER
								KEITHLY	C		
			NENE	38	01		65-0165X	LOMER PAYETTE DITC	C	D	06-01-1882 PAYETTE RIVER
			NENE	38	01		65-11413	LOMER PAYETTE DITC	C	J	05-07-1945 GRAVEYARD GULCH WASTEWAY
			NENE	38	01		65-0165X	LOMER PAYETTE DITC	C	D	06-01-1882 PAYETTE RIVER
			NENE	38	01		65-11413	LOMER PAYETTE DITC	C	J	05-07-1945 GRAVEYARD GULCH WASTEWAY
			SENE	36	01		65-0165X	LOMER PAYETTE DITC	C	D	06-01-1882 PAYETTE RIVER
			SENE	36	01		65-11413	LOMER PAYETTE DITC	C	J	05-07-1945 GRAVEYARD GULCH WASTEWAY
			SENE	37	01		65-0165X	LOMER PAYETTE DITC	C	D	06-01-1882 PAYETTE RIVER
			SENE	37	01		65-11413	LOMER PAYETTE DITC	C	J	05-07-1945 GRAVEYARD GULCH WASTEWAY
			SENE	10	01		67-7104	ALDER	C	L	06-12-1972 GROUNDWATER
			NENH	24	01		65-0165X	LOMER PAYETTE DITC	C	D	06-01-1882 PAYETTE RIVER
			NENH	24	01		65-11413	LOMER PAYETTE DITC	C	J	05-07-1945 GRAVEYARD GULCH WASTEWAY
			NENH	20	01		67-2249	METRICK	C	L	06-27-1955 GROUNDWATER
			NENH	02	01		67-4578	DILL	C	S	04-01-1955 GROUNDWATER

NOV 21 1989

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09

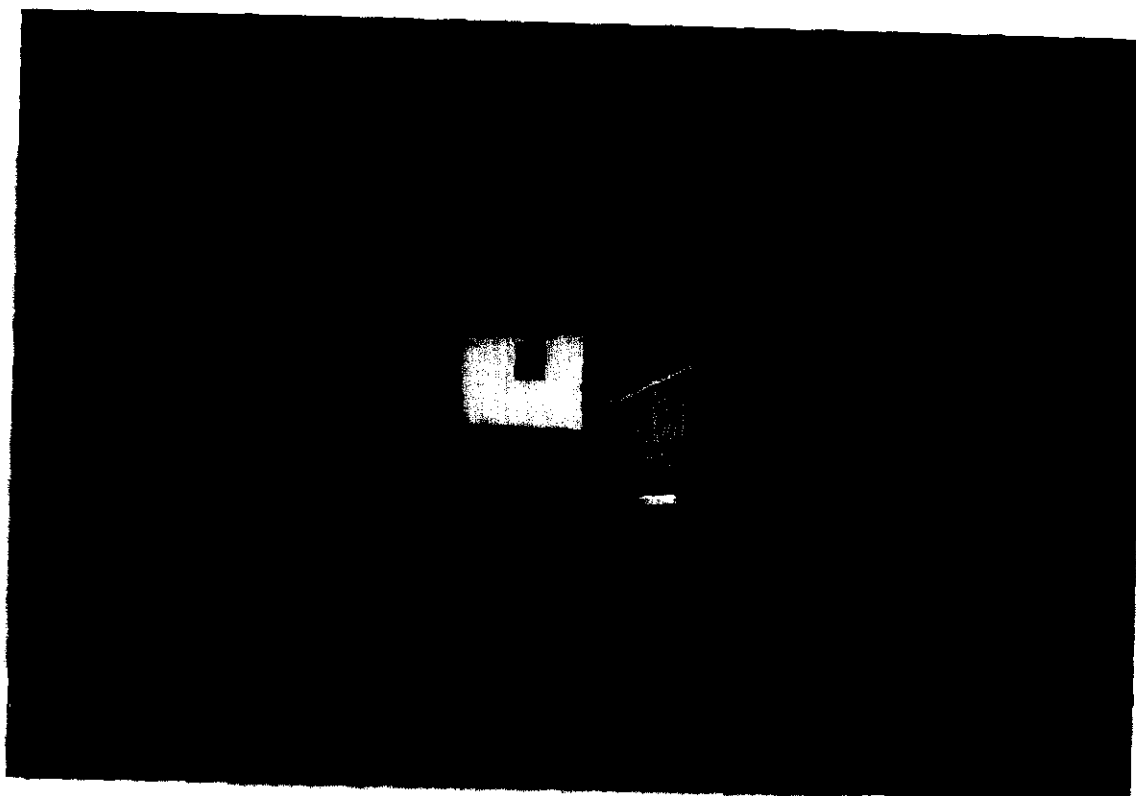
NOV 21 1989

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67-7328



P.D. well #1
Looking West.

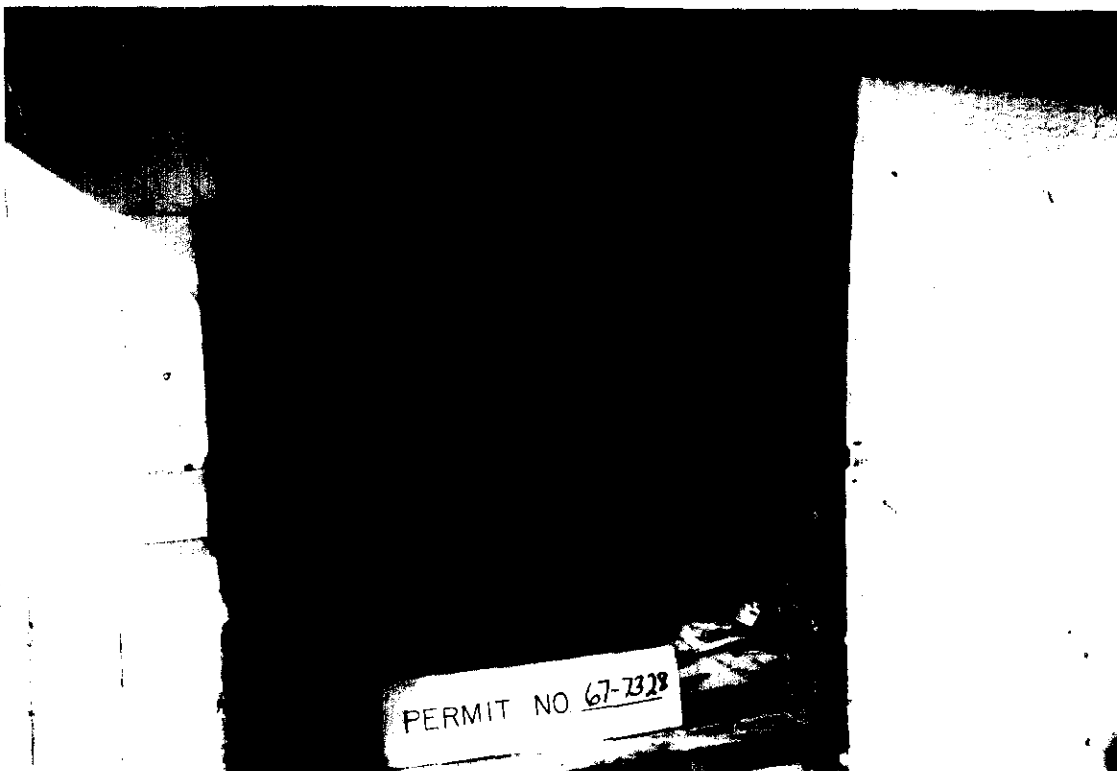


P.U. for
the water
from well #1
Looking
Northwest

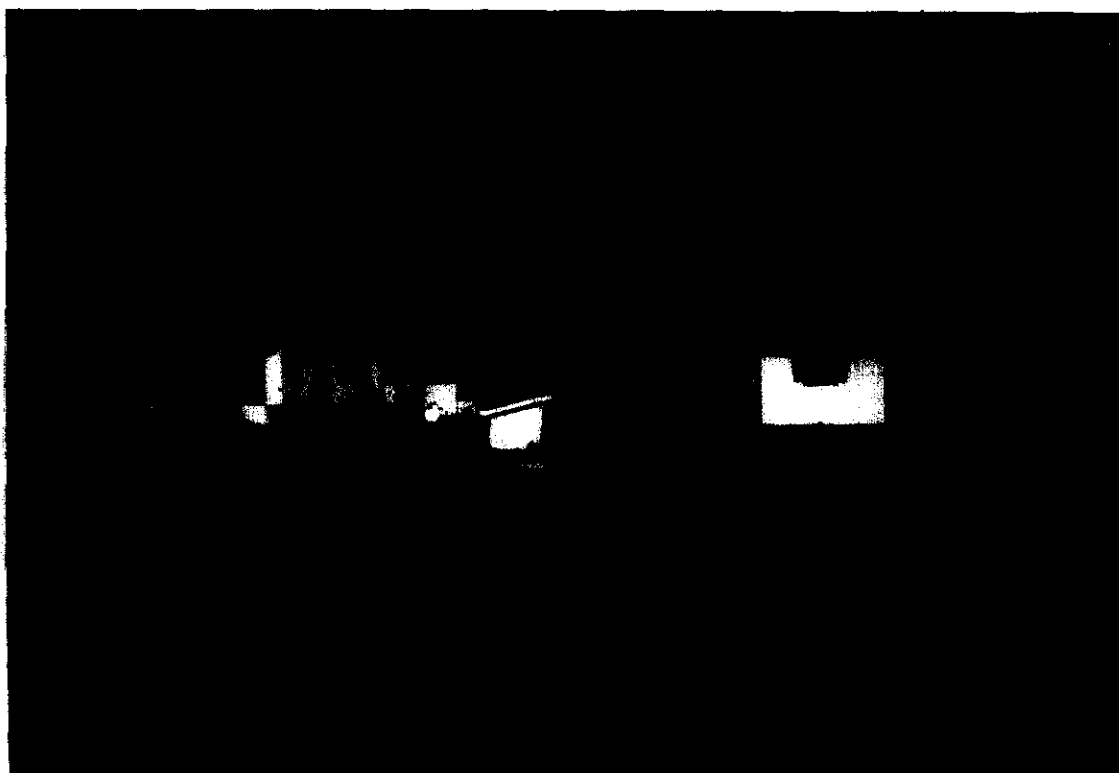
NOV 27 1969

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67-7328



P.D. Well #2
Looking West



P.U. for the
water from
Well #2
Looking North

NOV 21 1989

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that JOHN E. &/or ESTHER C. KYLE
(name of claimant)
of Route 3, Box 183 Weiser, ID, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) groundwater, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|--------------------|----------------------------|--|
| Amount <u>0.04</u> | Use <u>domestic</u> | Period of Use: From <u>1-1</u> To <u>12-31</u> |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| (cfs, gpm or a/f) | (dom., irri., stock, etc.) | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.04 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1917

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 8 Twp. 10N Rge. 5W B. M. County of Washington
Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible.
well, pump on domestic system 1½ inch pipe 20 feet deep

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10N	5W	8															X		

Total No. of acres _____

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
domestic for one household

RECORDED

- (7) If you are claiming water as a member of an organization, list name of organization: NOV 21 1989

Remarks _____

Diagram illustrating a horizontal line with a vertical line intersecting it. The intersection is labeled "P.O. + use". To the right of the intersection, the horizontal line is labeled "T. 10 W.". Below the intersection, the horizontal line is labeled "R. 5 W. B.M.".

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

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

x John E Kyle
(Claimant)
_____, 19 77.

My commission expires March 8, 1980

Received by RWH Date 5-10-77 Exception filed by: _____ Date _____
 Prelim. check by GLS Date _____
 \$10.00 fee received by ry Date 5-10-77 # 7728
 Approved for publication by KS May 12, 1977
 Published in The Sigma Chi American
 Dates May 19, 1977 + May 26, 1977

Forwarded to _____
 Sent by: _____
NOT RECORDED
NOV 21 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that JOHN E. &/or ESTHER C. KYLE
(name of claimant)
of Route 3, Box 183 Weiser, ID
(mailing address), claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) groundwater, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | | | | | |
|--------|----------------------|-----|-------------------------------|---------------------|-------------|----|------------------------|
| Amount | <u>0.64</u> | Use | <u>irrigation</u> | Period of Use: From | <u>3-15</u> | To | <u>10-31</u> |
| Amount | <u>0.02</u> | Use | <u>stockwater</u> | Period of Use: From | <u>1-1</u> | To | <u>12-31</u> |
| Amount | | Use | | Period of Use: From | | To | |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | (both dates inclusive) |
- (3) Total quantity of water claimed: 0.66 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1948

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ SE ¼, Sec. 8 Twp. 10N Rge. 5W B. M. County of Washington
Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 12 inch well 32 feet deep
pumps and gravity system

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTAL
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
10N	5W	8															12		12

Total No. of acres 12

B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:
stockwater for 50 head of stock

- (7) If you are claiming water as a member of an organization, list name of organization: _____

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NOV 21 1989

Remarks _____

8

T. 10 N.

⊗ P.D. + use

R. 5 W. B. M.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

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

John E. Kyla
(Claimant)
19 77

My commission expires March 8, 1980

Forwarded to
claimant by:

NOV 21 1989

RECEIVED

JUN 18 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

EXAMINATION FEE INFORMATION

KEYPINCHED

For Office Use Only

Fee Received Amos \$50.00

Date 6/5/87

Receipt # 44922

Receipt by Amos

Sent to S.O. 6/8/87 - 2A

1. Permit No. 67-7328

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: JOHN E & OR ESTHER C. KYLE

3. Post Office Address: RT. 3 BOX 183 WEISER, ID 83672

Telephone No. 549-2555

4. Source of Water: GROUNDWATER

5. Extent of Use:

Domestic 4 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (acres) Other/Remark 2 WELLS SUPPLY WATER

FOR 4 HOUSEHOLDS

6. Total rate &/or volume for which proof is submitted .12 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

8. Person to contact to accompany the department representative during the field examination:

PERMIT HOLDER

(Name)

(Address)

(Telephone Number)

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☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

6/5/87
Date

John E Kyle
Signature of Permit Holder (and title, if appropriate)

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

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

67-7328
KYLE, JOHN E.
KYLE, ESTHER C.
RT. 3 BOX 183
WEISER, ID 83672

138230

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

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NOV 21 1989

IDENT. N. 67-7328

WATER RIGHT
DATA ENTRY LOG

[illegible]



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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 384-2215

October 13, 1978

John E. &/or Esther C. Kyle
Route 3, Box 183
Weiser, ID 83672

Dear Mr. & Mrs. Kyle:

Re: Permit No. 67-7328

Enclosed is a copy of the Order reinstating your permit and advancing your priority to July 10, 1977.

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

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in **Boise**.

Sincerely,

RITA FLECK
Water Rights

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

1. a) Name of permit holder John E. &/or Esther C. Kyle

b) Post office address Rt.3 Box 183, Weiser, ID 83672

2. Permit number 67-7328

3. Date of priority that you are prepared to establish 5-19-77

4. a) Source from which water was appropriated Groundwater

b) Location of the point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 9

Township 10N, Range 5W Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount .04 for Domestic purposes from 1/1 to 12/31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated .04 cfs and/or acre-feet per annum.

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

no test made on well

6. If the means of diversion and conveyance are owned by someone other than the permit holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement of understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):

3/4 H.P. motor - well depth 30 feet 1 1/2" steel casing

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

none

Exam typed 10/13/78 by 24

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c) Give well driller's name and address and the date the well was completed: _____

Applicant constructed well - completed in October 19, 1977. Not licensed.

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Use of water is for two trailer houses.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

9-22-78
(Date)

John E. Kyle
(Signature)

State of _____)
County of Gem) ss.

On this 22 day of September, 19 78, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public
Residing at Emmett

My commission expires lifetime

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

August 8, 1978

John E. &/or Esther C. Kyle
Route 3, Box 183
Weiser, ID 83672

Dear Mr. & Mrs. Kyle:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 67-7328 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated May 31, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.

C. STEPHEN ALLRED

Director

CSA:jfr

Encl.

MICROFILMED



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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

128837

May 31, 1978

CERTIFIED MAIL

Re: Permit No. 67-7328

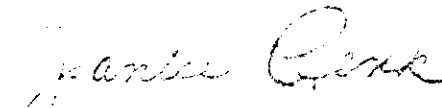
John E. &/or Esther C. Kyle
Rt. 3, Box 183
Weiser, Idaho 83672

Dear Mr. & Mrs. Kyle:

One of the conditions of approval of the above referenced water right permit was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before August 1, 1978. The enclosed affidavit form is the document you must complete and submit as the proof of application of water to beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



JANICE RENK
Water Rights

Encl: Proof affidavit

MICROFILMED

July 26, 1977

Re: Permit No. 67-7328

John E. &/or Esther C. Kyle
Route #3
Box 183
Weiser, ID 83672

Dear John &/or Esther:

Enclosed is a copy of your approved Application for Permit No. 67-7328 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 67-7328

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

☐ Pre-permit exam
☐ Adjudication Claim
☐ Dam Construction
☐ Papers Sent

(1) R.W.H. 5-20-77

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

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

(4) R.W.H. 5-20-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____ RNS

Other rights on the same place of use N/A

(10) _____

Comments: _____

(11) ry OK

Affidavit of Publication received(date) 6-20-77

(12) _____

Final date for protests 6-20-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W

By WHA Date 6-22-77



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

May 27, 1977

RE: SEE ATTACHED SHEET

67-7238

The Signal American
P. O. Box 709
Weiser, ID 83672

Gentlemen:

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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before June 20, 1977.

Sincerely,



Bill submitted
6-20-77
y

PUBLISHED IN THE SIGNAL AMERICAN, WEISER, IDAHO, on June 2, 1977 and June 9, 1977

NOTICE OF CLAIM TO A WATER RIGHT

67-4203	Katherine M. Casper
67-4205	Evelyn Stover
67-4206	Nathan Shepherd and Helen Shepherd
67-4207	Nathan Shepherd and Helen Shepherd
67-4208	Mr. & Mrs. Delbert R. Kuntz
67-4209	Clarence E. Smith or Karen N. Smith

NOTICE OF APPLICATION FOR WATER PERMIT

67-7327	Bar MB Ranches, Inc.
67-7328	John E. &/or Esther C. Kyle

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that

~~JANU~~ JOHN E. &/OR ESTHER C. KYLE

Route 3, Weiser, Idaho
has on May 19, 1977 submitted Application No. 67-1328
for a permit to appropriate 0.12 cubic feet per second acre feet
per annum of water from XXXXXXXXXX XXXXXXXXXX
XXXXXXXXXX a groundwater source
by means of pump
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 8 T10N-R5W B.M., Washington County

to be used from Jan 1 to Dec 31
for a domestic purpose

within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 8 T10N-R5W

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Director of
the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho
83705 on or before June 20, 1977.

C. STEPHEN ALLRED

~~Director~~ Director

Published in the The Signal American, Weiser, ID

June 2, 1977

and

June 9, 1977



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

May 16, 1977

RECEIVED
MAY 19 1977

Re: Claim to a Water Right

Department of Water Resources
Western Regional Office

Mr. John E. Kyle
Route 3, Box 183
Weiser, ID 83672

Dear Mr. Kyle:

I have been advised by our state office that we can't accept a claim on domestic use where the water is from a well and there is more than one home involved. We have had a mandatory permit system on ground-water since March 25, 1963.

If you wish to file an application for permit to cover use of water from this well, we will apply the filing fee to the permit fee. If you choose not to file the application for permit, please advise us and we will return your filing fee.

We are enclosing forms and instructions for use in preparing an application for permit.

Sincerely,

Robert W. Hamilton
ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:rf

Enc.

RECEIVED

May 16, 1977

Re: Claim to a Water Right

Mr. John E. Kyle
Route 3, Box 183
Weiser, ID 83672

Dear Mr. Kyle:

I have been advised by our state office that we can't accept a claim on domestic use where the water is from a well and there is more than one home involved. We have had a mandatory permit system on ground-water since March 25, 1963.

If you wish to file an application for permit to cover use of water from this well, we will apply the filing fee to the permit fee. If you choose not to file the application for permit, please advise us and we will return your filing fee.

We are enclosing forms and instructions for use in preparing an application for permit.

Sincerely,

ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:rf

Enc.