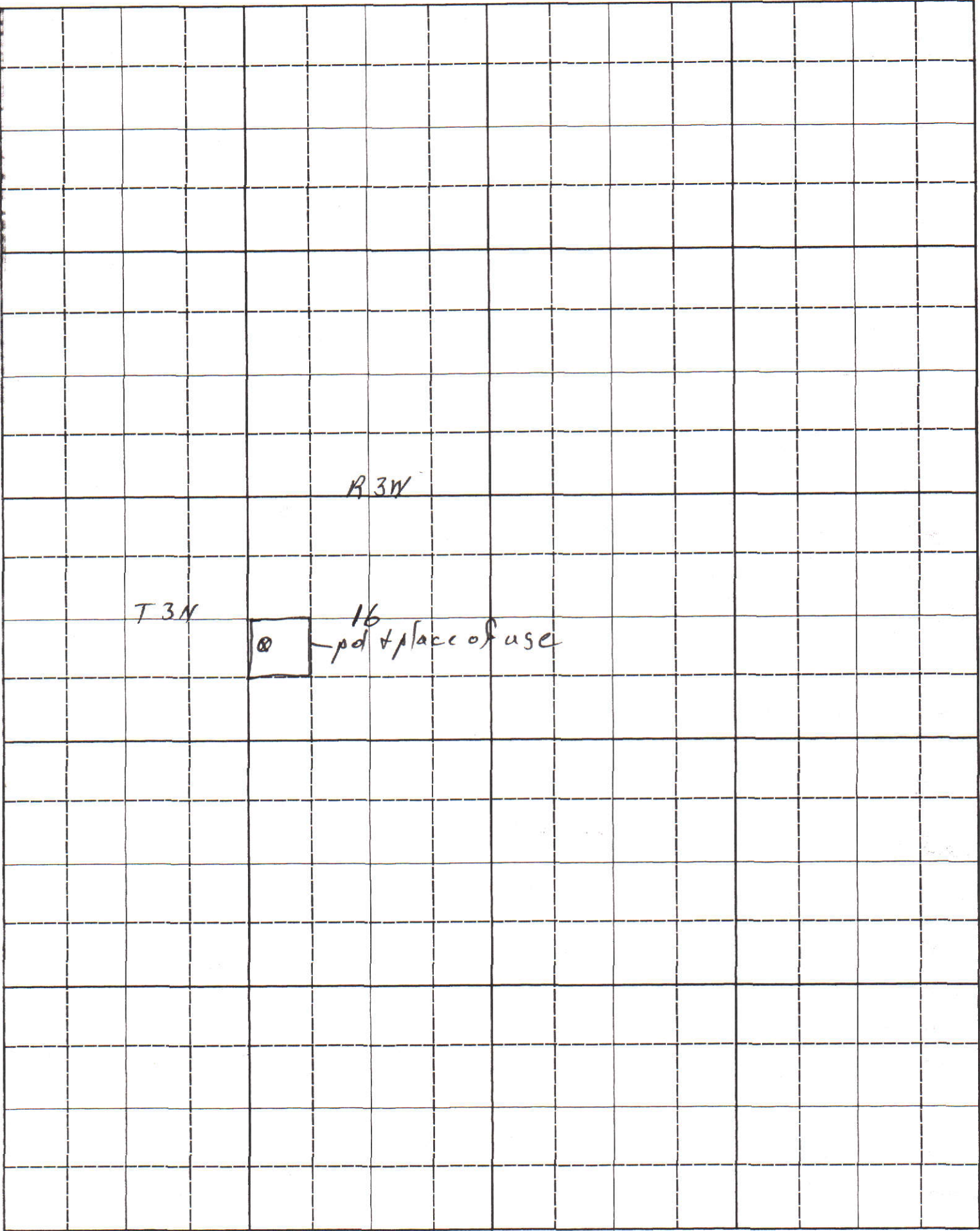


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

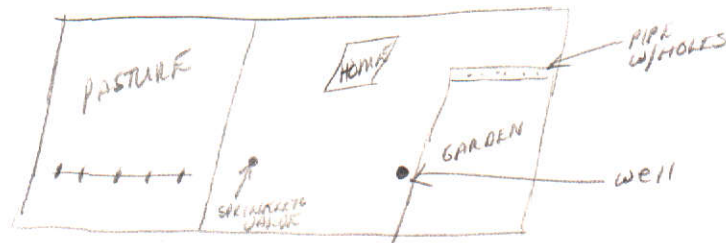
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

L. H. Benham
(Applicant)

RECEIVED
JUL 10 1964
IDAHO DEPT. OF AGRICULTURE
BOISE, IDAHO

[illegible]

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW 5W, S. 16, T. 3N, R. 3W.

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature

Checked by

Approved by _____

Date 6/17/86

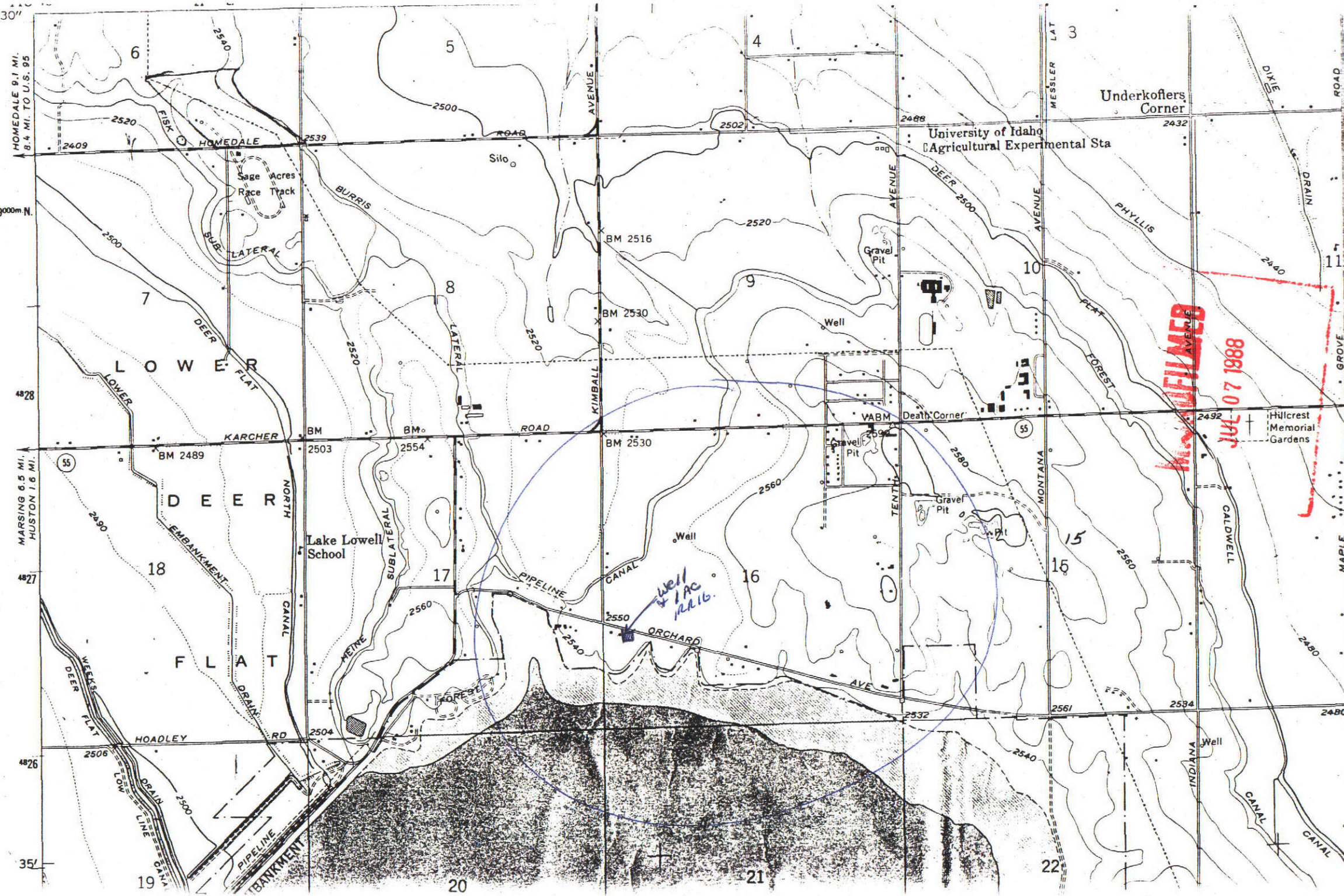
Date 5/13/87

Date

NOT FILMED

JUL 07 1988

43°37'30"



5.2
145 ft
of water
of water

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09967

Priority: December 28, 1982 Amount: 0.03 CFS 4.5 AFA

This is to certify, that L. W. BENHAM
WILMA A. BENHAM

RT. 10 BOX 246
CALDWELL, ID 83605

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated December 28, 1982, and has submitted proof to the Department of Water Resources on February 28, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .030 cfs of water from a **GROUNDWATER** source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	4.5 AFA

LOCATION OF POINT OF DIVERSION(S): NWSW , Sec. 16, Township 03N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N 03W 16	NWSW 1			1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 31st day of May, 1988.

MAILED

JUL 07 1988

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant L. W. &/or Wilma A. Benham Phone 459-2448

Post office address Rt. 10 Box 246 Caldwell, ID 83605

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 16 Township 3N

Range 3W B.M. Canyon County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .03 cfs 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:

a. .03 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6inch well with pump, pipeline
& sprinkler system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 120 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: _____ horsepower 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 _____.

(5) If water is to be used for other purposes describe: _____

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

[illegible]

Total number of acres to be irrigated : 1

c. Describe any other water rights used for the same purposes as described above. none

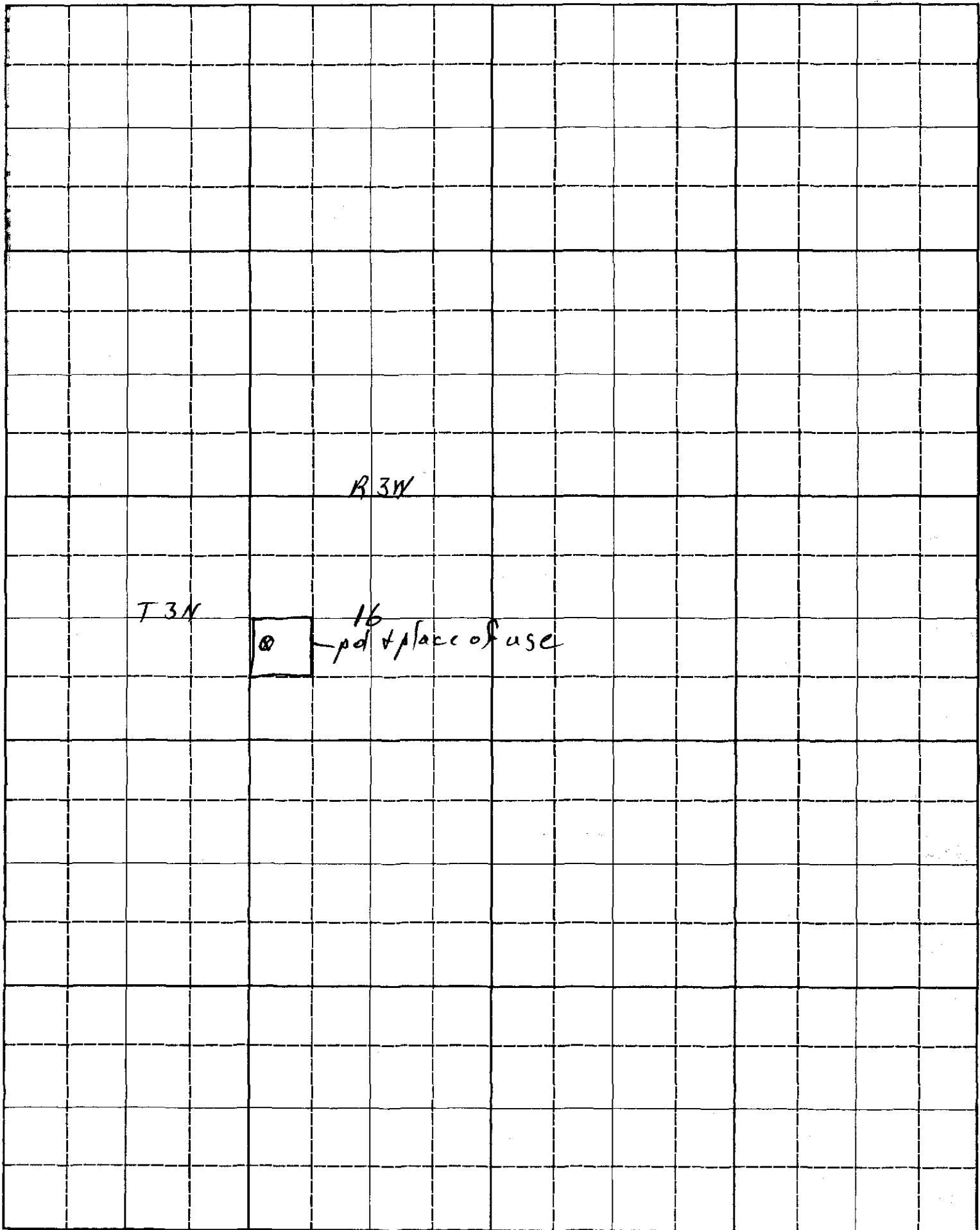
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use	Applicant
--	-----------

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

10. Remarks

11. Map of proposed 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.

L. H. Burkham
(Applicant)

Proposed Priority 12/28/1982
Received by 6HS Date 12/28/82 Time 2:15
Preliminary check by jc Fee \$ 30.00
30.00 #23093
Receipted by JP Date 12/28/82
Publication prepared by JP Date 1/6/83
Published in Troubadour
Publication dates 1/13 & 1/20/83
Publication approved JP Date 1/21/83
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS RL

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. 63-9967, 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 March 1, 19 84.
- 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 1st day of February, 1983.

L. Glen Saxton
Chief, Operations Bureau

RECEIVED

JAN 21 1983

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)

) ss.

County of Canyon)

Garrah J. Wheeler

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

two times

in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

January 13, 20, 1983

Garrah J. Wheeler

Subscribed and sworn to before me this 20th

day of January

1983

Janne Lust
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1985

NOTICE OF APPLICATION FOR WATER RIGHT

The following application has been filed to appropriate the public waters of the State of Idaho.

63-9967 / 158

BENHAM, L.W. &/or WILMA A.
RT. 10 BOX 246, CALDWELL, ID 83605

Source: GROUNDWATER

Dated Filed: 12/28/1982

Diversion Pt.: NWSW Sec 16 T 03N R 03W

Use: IRRIGATION (0.03 CFS)

In: NWSW Sec 16 T 03N R 03W FOR 1 ACRE

The permit will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before JANUARY 31, 1983.

KEN DUNN
Director

January 13, 20, 1983.

May 31, 1988

L. W. BENHAM
WILMA A. BENHAM
RT. 10 BOX 246
CALDWELL, ID 83605

RE: PERMIT NO. 63-09967

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

MAILED
JUL 07 1988

(Date, time, location)

REMARKS

Home

SCHEIDT - STOPPED BY AT MIAMI - 6/17/86

✓ NOZZLE SIZE

0.05 CF5.4

$$1 \text{ AC} \times 4.5 \text{ AF/ACRE} = 4.5 \text{ AF/ANN.}$$

**Code with map on reverse side. Disregard code if only one.*

TO

IRRIGATION - 1 AC

0.03

4.5 AFH

3/5

11

Total 0.03

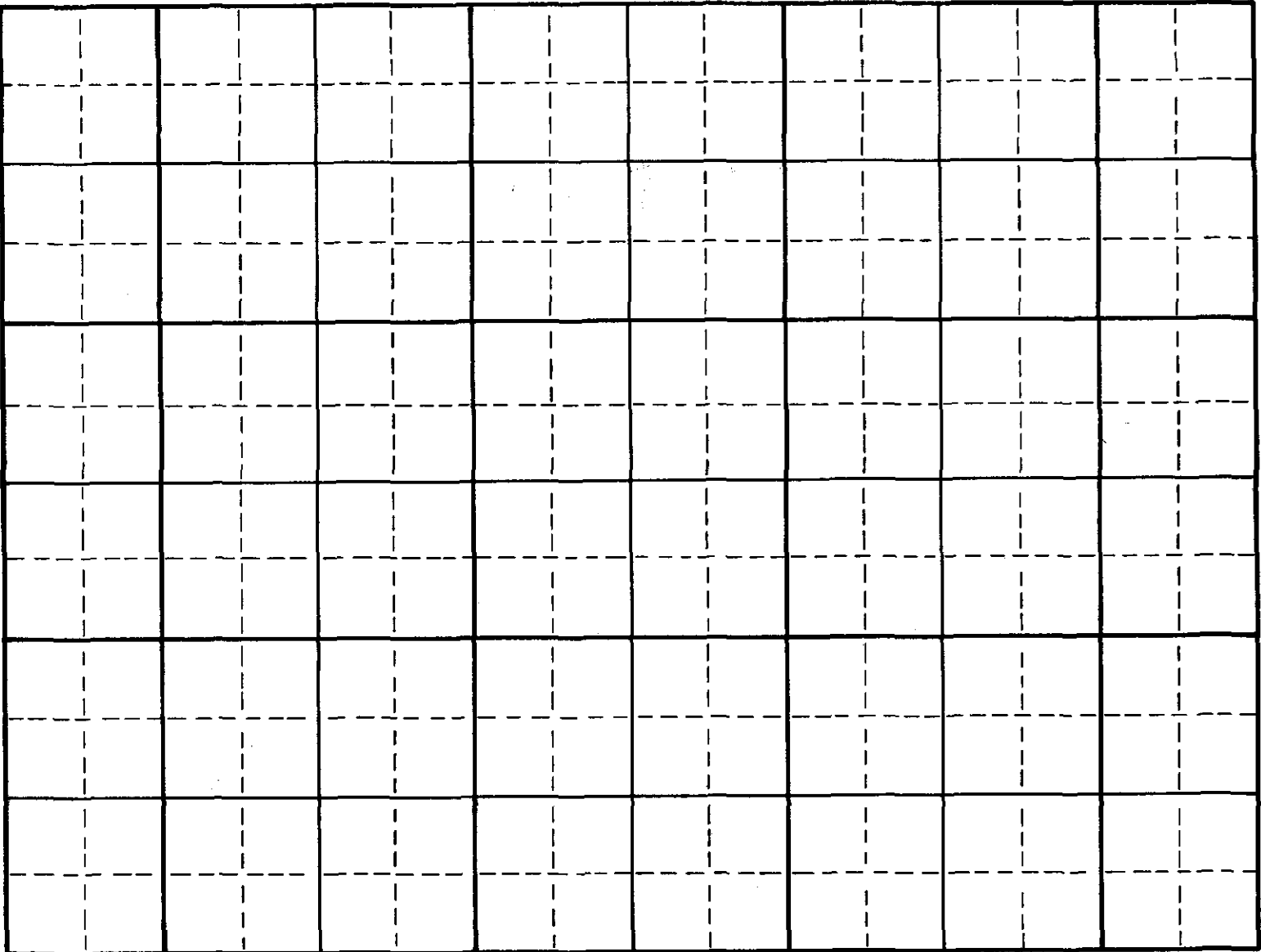
4.5 AFM

Remarks ALSO USED FOR DOMESTIC PURPOSES - 1 HOME (NOT ON PERMIT)

MICROFILMED

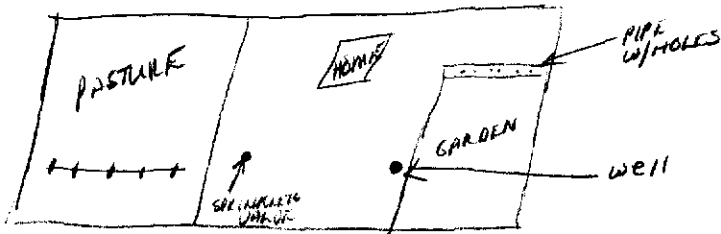
~~JUL 07 1988~~

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NW & SW, S. 16, T. 3N, R. 3W.

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	3W	16										1							1
																			1

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

Examiner's Signature Jan Thurtell
 Date 6/17/86

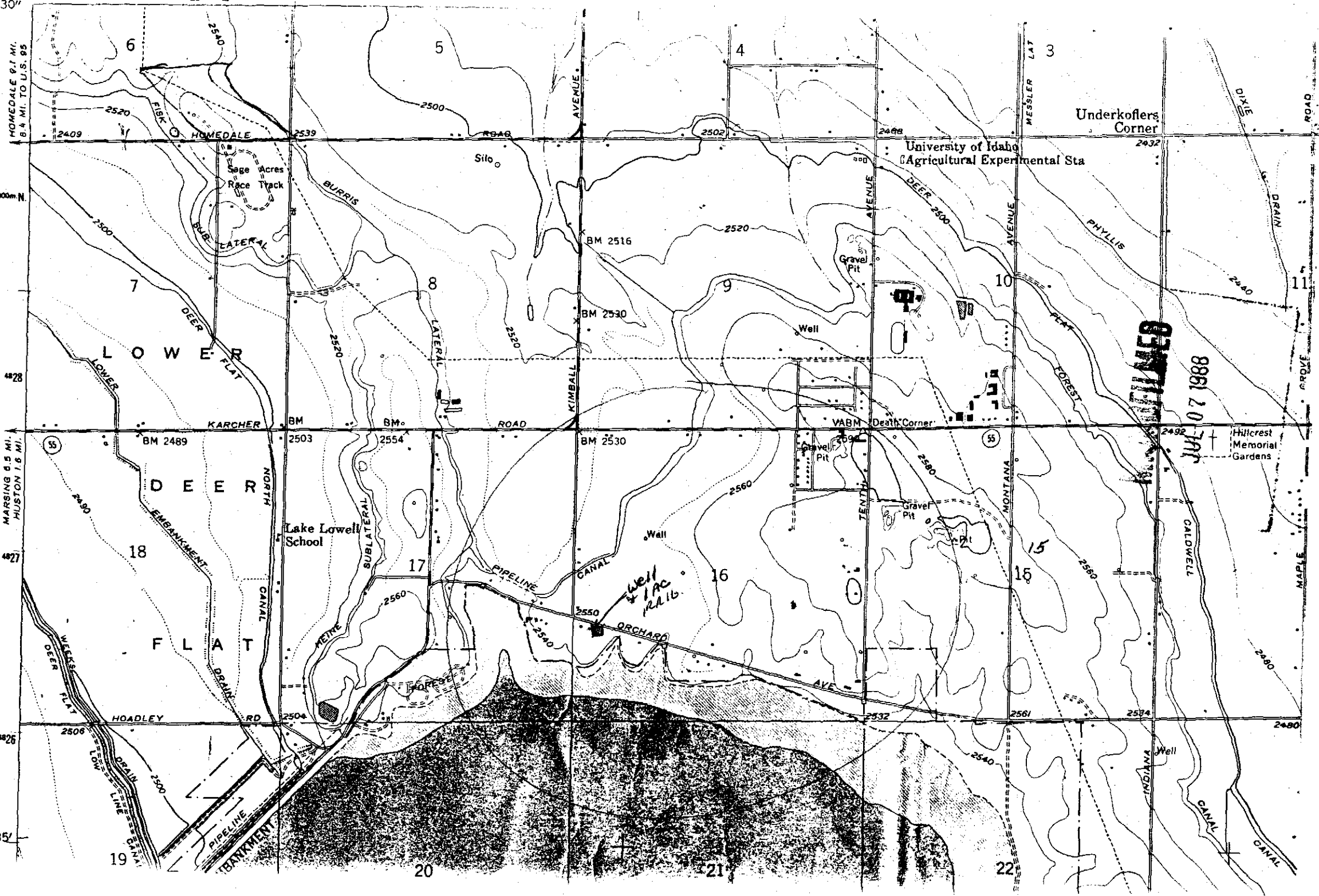
Checked by DRS
 Date 5/13/87

Approved by _____
 Date _____

NOT REFILED

JUL 07 1988

43°37'30"



HOMEDALE 0.1 MI.
0.4 MI. TO U.S. 95

48°29'00" N

48°28'

MARSING 6.5 MI.
HUSTON 1.6 MI.

48°27'

48°26'

35'

5.2 mi. inside of rd. 145 ft.

RECEIVED

JUL 31 1987

Staff Analysis Sheet

for

Department of Water Resources Beneficial Use Field Report

63-9967
Permit No.

Prior to Conducting the Exam, the File Contains:

☒ Blank Field Report Form

☒ Copy of Permit

☒ Copies of any Amendments

☐ Computer Data Proof Report

☒ Copy of U.S.G.S. Quad

NO GOOD LOTS

Check of P/D index JS 6/17/86 (Initials, date)

Overlap? ☐ yes ☒ no ☐ If yes, copy attached?

Check of P/U index JS 6/17/86 (Initials, date)

Overlap? ☐ yes ☒ no ☐ If yes, copy attached?

Aerial Photo

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

Scheduling Letter sent? N/D - (DROPPED IN) (Initials, date)

☐ Appointment made and telephone conversation memo attached?

After Conducting the Exam, the File Contains:

☒ Fully completed and signed Field Report Form

☐ Photographs of Point of Diversion and Place of Use None Taken

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

Review and Processing

Exam Completed Jan Shurt 5/12/87 6/17/86 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office DR 5/13/87 (Initial and date)

Exam Date Entered in Computer 5/30/87 (Initial and date)

Exam sent to State Office AA 5/22/87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original Refiled in White File H 7/2/87 (Initial and date)

RECEIVED

JUL 09 1987

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

APRIL 25, 1983

L. W. BENHAM
RT. 10 BOX 246
CALDWELL ID 83605

RE: Permit No. 63-9967

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

MICROFILMED

JUL 07 1988

DEPARTMENT OF WATER RESOURCES

63-9967

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. _____

Name(s) of Permit Holder: L. W. & L. H. MA. ABEYKUN

Post Office Address: Greenwell 26 acres Rt 10 Box 246 - 83665

Tel. No. 459 4245

Source of Water: Groundwater

Extent of Use: ☒ Domestic One (number of households)
☒ Stockwater 2 Beneficial (number and type of stock)
☒ Irrigation approx 1 (acres)
☒ Other 23/100 acres

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

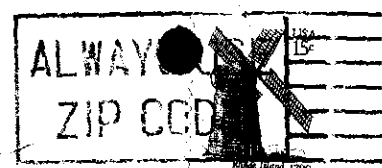
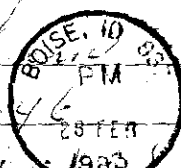
2-25-53

L. H. Ma. ABEYKUN
C. E. P. T.

L.H. B...

Rt 10 Box 246

Callahan, Idaho 83605



RECEIVED
FEB 28 1983

DEPARTMENT OF WATER RESOURCES



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

February 24, 1983

RE: Permit No. 63-9967

L. W. &/or Wilma A. Benham
Route 10, Box 246
Caldwell, ID 83405

Dear Mr. and Mrs. Benham:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the fourth page.

We have enclosed instructions entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is the statement of beneficial use postcard that must be submitted when your project is completed.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures

RECEIVED
FEB 27 1983
WATER ALLOCATION SECTION

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Jan Javel

APPLICATION NUMBER: 63-9967

CHECK

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department.
☒ Idaho Fish and Game Department.
☒ Idaho Department of Lands.
☒ U.S. Bureau of Land Management.
☒ U.S. Forest Service.
☒ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☒ Yes ☒ No Platted by: _____ Map No. _____
☒ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☒ No* In form for advertising.
Final date for protests: 1/31/83 ✓
☒ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 1/21/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 3000/23093
☒ Publication dates and paper, recorded on application. 1/13 & 1/20/83 Press Tribune
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☒ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
12/28/82 Date of priority recommended.
Special conditions of approval or cover letter. I.P. GW letter

By: DBS

Date: 1/31/83

STATE OFFICE REVIEW:

SLW/LIT, LOS

26

- ☒ See attached sheet for more information.

By: Relay

Date: 1-31-83

RECEIVED

JAN 31 1983

POINT OF DIVERSION AND STREAM INDEX INFORMATION

NO. 10-100-100-100

NO. 10-100-100-100

W. B. C. 100-100-100-100

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JANUARY 6, 1983

Idaho Press-Tribune
P.O. Box 9399
Nampa, ID 83652

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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 31, 1983.

Yours truly,

JUDY PENSE
Secretary

Encl.

RECEIVED
JAN 10 1983
DEPT. OF WATER RESOURCES
BOISE, IDAHO

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before JANUARY 31, 1983.

KEN DUNN, Dir.

Published 01/13 & 01/20/83.

63-996Z

BENHAM, L. W. &/or WILMA A.

RT. 10 BOX 246, CALDWELL, ID 83605

Source: GROUNDWATER

Date Filed: 12/28/1982

Diversion Pt: NWSW Sec 16 T 03N R 03W

Use: IRRIGATION (0.03 CFS)

In: NWSW Sec 16 T 03N R 03W FOR 1 ACRES

WATER RIGHT
DATA ENTRY LOG

[illegible]