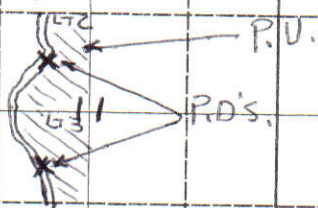


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

R6W

SOUTH BOISE DRAIN



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.

E. Phineas Partur

(Applicant)

RECORDED

o.k.
note

NOTICE OF APPLICATION FOR WATER RIGHT
Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:
63-9696
MILLS, ZIMRI E.
LIMING, E.A.
9032 DONNYBROOK CT., BOISE, ID 83709
Source: SOUTH BOISE DRAIN tributary to SNAKE RIVER
Date Filed: March 27, 1981
Amount: 1.00 CFS
Diversion Point: LOT 02 (SENW) LOT 03 (NESW) Sec 11 T 05N R 06W, CANYON County
Use: IRRIGATION (1.00 CFS) from March 15 to November 15
Place of Use: LOT 02 (SENW) LOT 03 (NESW) Sec 11 T 05N R 06W FOR 50 ACRES
Diversion Means: PUMP & PIPELINE.
63-9698
ANGELL, ROBERT
1026 STRAWBERRY LN., BOISE, ID 83702
Source: BOISE RIVER tributary to SNAKE RIVER
Date Filed: March 27, 1981
Amount: 3.00 CFS
Diversion Point: SESE Sec 07 T 04N R 03W, CANYON County
Use: STOCKWATER (0.05 CFS) from November 1 to March 31
RECREATION (3.00 CFS) from November 1 to March 31
Place of Use: SENE SWNE Sec 12 T 04N R 04W
Diversion Means: MC MANUS-TEATER CANAL THROUGH EXISTING DIVERTING WORKS.
If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before APRIL 27, 1981.
C. STEPHEN ALLRED
Director
April 9, 16, 1981

RECEIVED
APR 16 1981

Department of Water Resources
Western Regional Office

MICROFILMED

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
County of Canyon) ss.
County of Canyon)

Suzanne Smith
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:

April 9, 16, 1981

Suzanne Smith
Subscribed and sworn to before me this _____
16th day of April
19 81

Janner Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

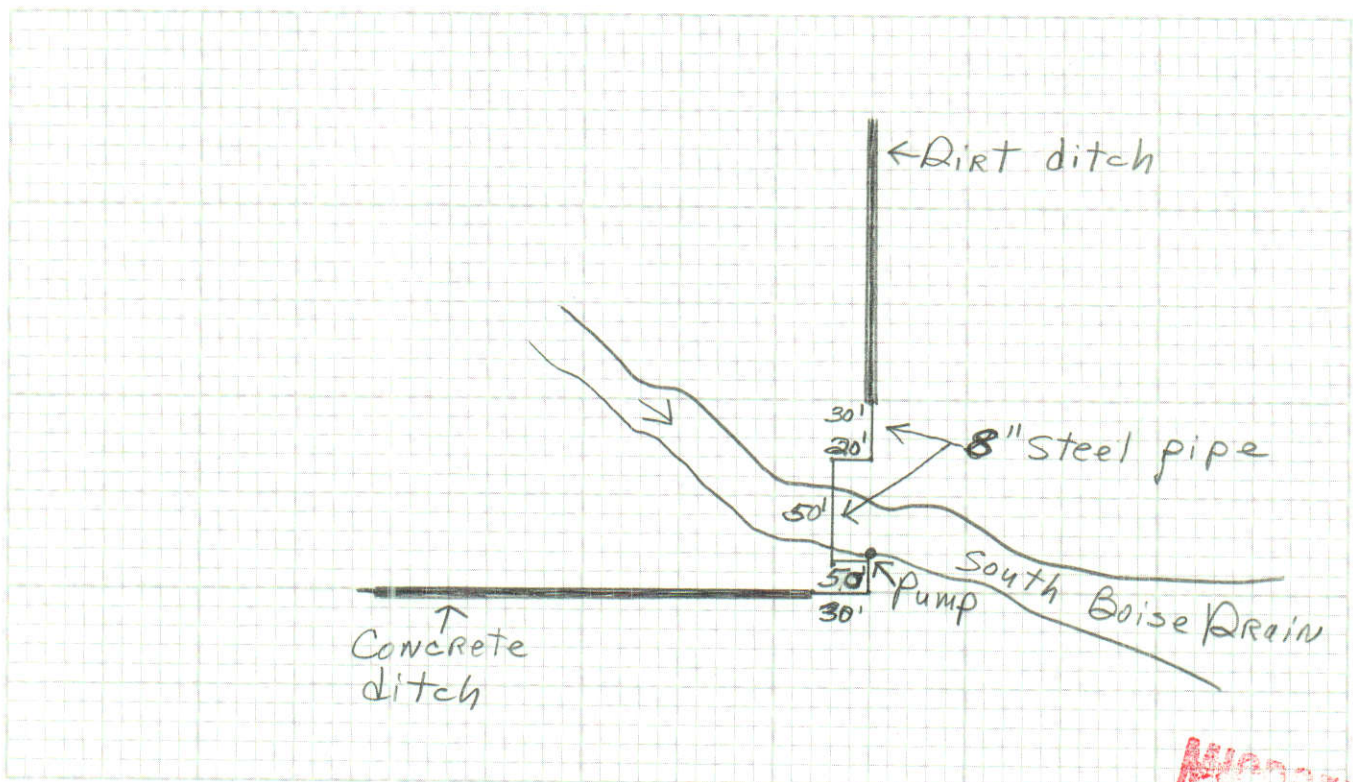
1. Owner: Joan A. Boren Trust Permit No. 63-9696
Current Address: 155 N. Harbor #1912 Chicago IL 60601 Phone No. 312-819-1011
2. Accompanied by: David Juarez & Roberto Sandoval EXAM. DATE: 6-11-91
Address: Pt 3, Box 3019, Pocatello, Idaho Phone No. 722-5469
Relationship to Permit Holder: Manager & farm worker
3. Source: South Boise Drain tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 03-2041, 03-3092
☐ Copies Attached
2. Other water rights with same point of diversion: None
☐ 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



Scale: 1" = _____

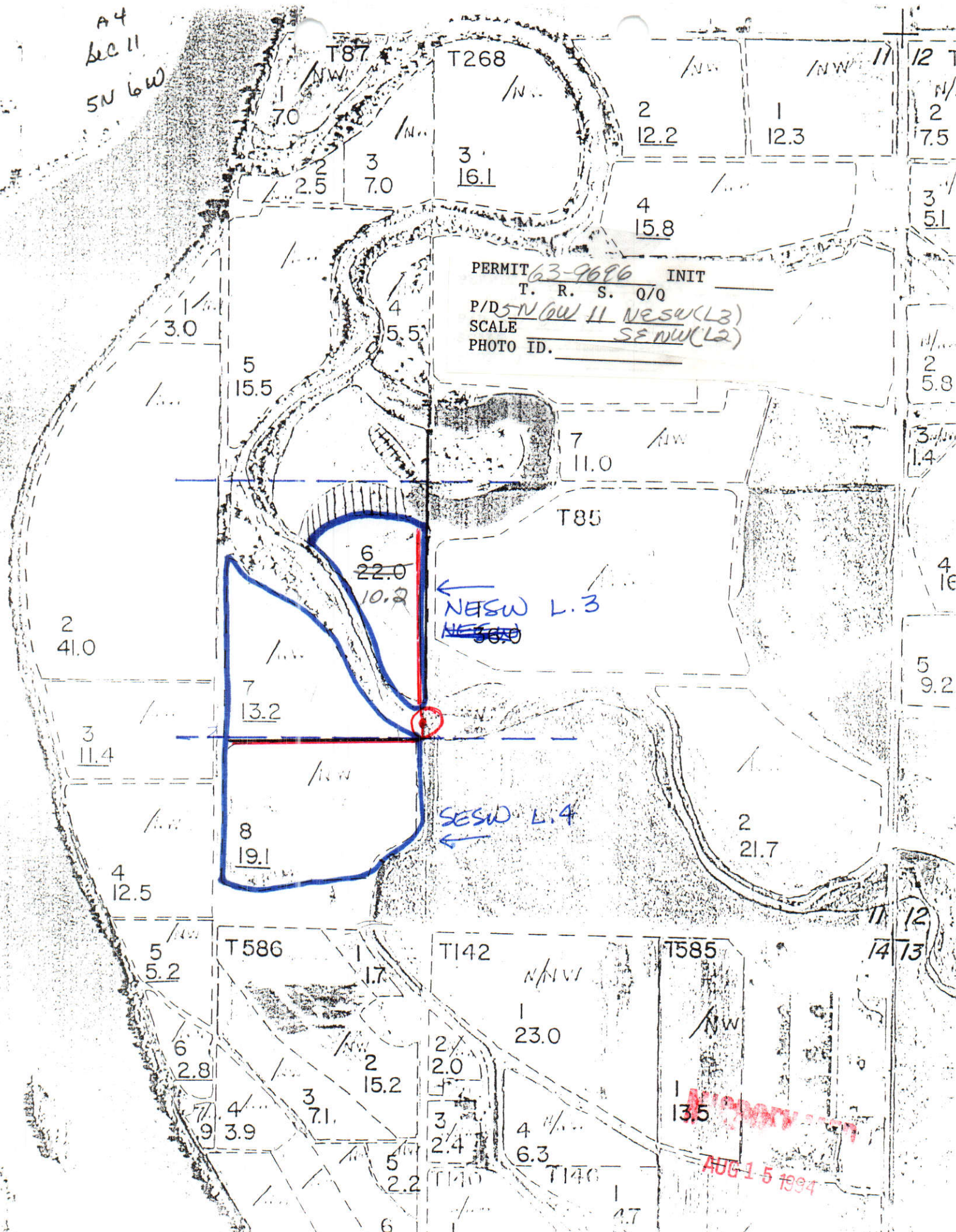
2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

APPROVED
AUG 15 1994

PERMIT 03-9096 INIT
T. R. S. Q/Q
P/D SW QU 11 NESW & SE NW
SCALE
PHOTO ID. 0152

Map labels include: Klamath Ave, Owyhee, Pacific, Union Road, Kingman, Snake River, Boise River, Goose Egg Island, Billy Goat Island, Gravel Pit, Drain, Alkali, North, South, P/U, P/D, AUG 15 1994, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

A4
Sec 11
5N 6W



PERMIT 63-9686 INIT _____
T. R. S. Q/Q
P/D 5N 6W 11 NE SW (L3)
SCALE _____
PHOTO ID. _____

NE SW L.3
~~NE SW~~

SE SW L.4

RECORDED

AUG 15 1994

W 3-9696



#1
Point of Diversion
and pumping
system.



#2
Point of Diversion
and discharge
pipes.

IMPROVED
AUG 15 1994

63 7696



#3. Concrete ditch used for measurement prior to fill for measurement. Water and mud in bottom of ditch is less than $\frac{1}{4}$ - $\frac{1}{2}$ inch deep.



#4.
Place of use adjacent to ditch shown in picture #3

ANADOLU MFG
AUG 15 1994

63 9696



#5.

Concrete delivery ditch
after measurement
was taken at this site
the fields to the left and
right are part of the P/U.



#6.

Place of use
lying North of
P/R. Dirt
ditch receives
water from the
pipe shown
in picture #7.

RECEIVED
AUG 15 1994

63-9696



#7.

View looking
South from the
ditch in #6.
Steel pipe
delivers water
to ditch in #7.

RECEIVED
AUG 15 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09696

Priority: April 6, 1981

Maximum Diversion Rate:

0.85 CFS

Maximum Diversion Volume:

191.3 AF

This is to certify, that JOAN A BOREN TRUST

435 DUNDEE RD

GLENCOE IL 60022

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 27, 1981; and has submitted Proof of Beneficial Use on May 11, 1989. An examination indicates that the works have a diversion capacity of 1.200 cfs of water from:

SOUTH BOISE DRAIN

tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.85 CFS	191.3 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NESE), Sec. 11, Township 05N, Range 06W
CANYON 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>
05N	06W	11	Lot 3(NESW) 13.5	Lot 4(SES) 19		42.5

Total number of acres irrigated: 42.5

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 actual volume diverted by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use 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. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
6. Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.

AUG 15 1994

State of Idaho
Department of Water Resources

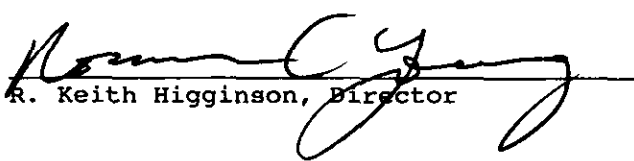
WATER RIGHT LICENSE

WATER RIGHT NO. 63-09696

CONDITIONS/REMARKS:

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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 5TH day of AUGUST, 1994.

Acting for  R. Keith Higginson, Director



APR 5 1994

APPROVED

State of Idaho
Department of Water Resources

RECEIVED

OCT 14 1992

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-09696

Department of Water Resources

Date of Priority: April 6, 1981

Maximum Diversion Rate:

0.85 CFS

Maximum Diversion Volume:

191.3 AF

Comes now

JOAN A BOREN, TRUST

~~155 N HARBOR #1912~~

435 Dundee Road

~~CHICAGO IL 60601~~

Glencoe, IL 60022

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. 63-09696, and requests that the permit be changed as follows:

Source: SOUTH BOISE DRAIN

tributary to SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.85 CFS	191.3 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NESW), Sec. 11, Township 05N, Range 06W
CANYON County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>					
05N 06W 11	Lot 3(NESW)	23.5	Lot 4(SESW)	19	42.5
Total number of acres irrigated:					42.5

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Boise, ID, this 12 day of October, 1992.

Joan A. Boren
(Signature)

RECEIVED

AUG 15 1994

* Address updated 10-14-92 38

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-09696

FOR DEPARTMENT USE ONLY

Preliminary check by PS Fee = \$20.00 Received by [Signature] # 0025733 Date 10-14-92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-09696 with the following;

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 that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use 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. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
6. Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.
7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Witness my hand this 5TH day of AUGUST, 1994.

Acting for

[Signature]
R. Keith Higginson, Director

AUG 15 1994

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, Zimri E. Mills, hereby assign to Joan A. Boren Trust
of 155 N. Harbor #1912, Chicago, IL 60601
Address

✓ All my right, title, and interest in and to Permit No. 63-09696
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of
the State of Idaho. (Describe that portion of the permit being
assigned by listing the acreage within each 40 acre subdivision, the
point of diversion and the amount of water in cubic feet per second for
direct diversion, or acre feet for storage)

Made this 4 day of September, 1992.

X Zimri E. Mills
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Ada) ss

On this 4th day of Sept, 1992, personally appeared before
me the signer of of the above instrument, who duly acknowledged to me that
he (~~she~~) (~~they~~) executed the same.

Zyke Glen Santor
Notary Public residing at
Boise, Idaho

s e a l

My commission expires:

11-25-92

AUG 15 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-9696 IN THE)
NAME OF ZIMRI E. MILLS &/OR E. A. LIMING)

ORDER OF REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before May 1, 1986; and,

WHEREAS, the Department granted a request for extension of time until May 1, 1989; and,

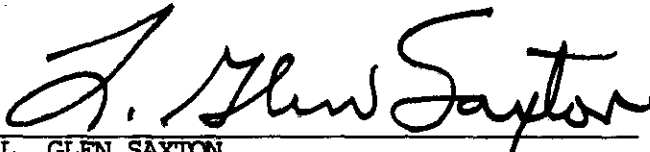
WHEREAS, the Department notified the permit holders by certified mail that proof was due and instructed the permit holders of the steps to be taken to submit the proof of beneficial; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause; and,

WHEREAS, a reasonable showing why the permit should be reinstated has been made by receipt of an acceptable proof of beneficial use and licensing examination fee on May 11, 1989;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-9696 be REINSTATED and the priority advanced to April 6, 1981.

Dated this 18th day of January, 1990.


L. GLEN SAXTON
Chief, Water Allocations Bureau

MICROFILMED

FEB 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received <i>✓</i>
Date <i>3-25-86</i>
Receipt # <i>37567</i>

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use on a water right permit

Zimri E. Mills & E.A. Liming of 9304 Burnett BOISE
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Approve the Public Water of the

State of Idaho No. 63-9696

RECEIVED

MAR 25 1986

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
Department of Water Resources

May 1, 1986

That he has heretofore performed the following work described under said permit: Installed a
(This must be filled out! If no work has been completed put none.)

larger Pump for additional Acreage, Cleared Sagebrush,
Partially completed a crossing of Ross drain for pipeline

Costing \$ 6,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Ross drain crossing washed out once is now being rebuilt
Crossing is necessary for access to do leveling
and ditch construction

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations

under said permit to May 1, 1989
(1 yr. minimum,
5 yrs. maximum)

Zimri E. Mills
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

FEE: \$15.00

MICROFILMED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit proof of beneficial use is extended to May 1, 1989.

Signed this 21st day of April, 19 86

J. Glen Saxton
Chief, Operations Bureau

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 Zimri E. Mills &/or E. A. Liming Phone 376-7052

Post office address 9052 Donnybrook Court, Boise, ID 83709

2. Source of water supply South Boise Drain which is a tributary of Snake River

3. Location of point of diversion is Lot 2 (SENW)
LOT 3 (NESW) of Section 11 Township 5N

Range 6W B.M. Canyon County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 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. 1.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump, pipeline with gravity ditches
and/or 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 _____ inches; proposed depth of well is _____ feet.

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ % of _____ % 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: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated	50
---------------------------------------	----

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 Applicants

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

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

MICROFILMED

R6W

T
N
5

SOUTH ROSS DRAIN

P.V.

RD's

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.

MICRULINEU

Edmund Partner
(Applicant)

Proposed Priority 3/27/81

Received by see Date 3/27/81 Time 10:15 AM.
Preliminary check by js Fee \$ 45⁰⁰/₁₀₀
Receipted by neh Date 3/27/81 # 17378
Publication prepared by neh Date 4/2/81
Published in Idaho Press-Tribune
Publication dates 4/9 & 4/16/81
Publication approved neh Date 4/27/81
Protests filed by: none

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

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. 63-9696, 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 May 1, 19 86.
 - 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:

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Use of water under this permit is subject to control by the watermaster of State Water District # 63, Boise River.

Witness my hand this 13th day of May, 1981.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

MICROFILM

County of Canyon) ss.
)

Suzanne Smith

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:

April 9, 16, 1981

Meganne Smith

Subscribed and sworn to before me this 16th day of April

19 81


Notary Public, Residing at Nampa, Idaho

**MY COMMISSION EXPIRES
JULY 12th, 1981**



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

August 10, 1994

JOAN A BOREN TRUST
435 DUNDEE RD
GLENCOE IL 60022

RE: WATER RIGHT NO. 63-09696

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson'.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

AUG 15 1994

September 18, 1992

JOAN A BOREN, TRUST
155 N HARBOR #1912
CHICAGO IL 60601

RE: WATER RIGHT NO. 63-09696

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
AUG 15 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

August 31, 1992

E A LIMING
ZIMRI E MILLS
9304 BURNETT
BOISE ID 83709

RE: WATER RIGHT NO. 63-09696

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Also enclosed is an assignment of permit. Please complete and return with the amendment, so that we may update our database to reflect the current owner.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

cc: Joan Boran

*Mr. Zimri Mills came to
my office & completed an
assignment to Joan A.
Boren Trust. Database
has been updated & the
licensing amendment sent
to current owners.*

AUG 15 1994

28 9-4-92

August 31, 1992

E A LIMING
ZIMRI E MILLS
9304 BURNETT
BOISE ID 83709

RE: WATER RIGHT NO. 63-09696

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Also enclosed is an assignment of permit. Please complete and return with the amendment, so that we may update our database to reflect the current owner.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

cc: Joan Boran

MICROFILMED

AUG 15 1994

LICENSE REVIEW CHECKLIST

Permit # 63-9696

Date 8-25-92
28

NAME	<u>Yes</u>	<u>No</u>	Assignment to Joan A. Boren Trust 9-4-92
	<u>—</u>	<u>✓</u>	Address Change? New Owner/No Assignment
			cc: Michael K. Boren
PRIORITY DATE	<u>—</u>	<u>✓</u>	Advance?
	<u>—</u>	<u>✓</u>	Memo to Advance
	<u>—</u>	<u>✓</u>	Order to Reinstate Needed? <u>Done</u>
TOTAL CFS	<u>—</u>	<u>✓</u>	Incorrect Fee for rate recommended?
	<u>—</u>	<u>✓</u>	Disagree with Actual Measurement?
	<u>—</u>	<u>✓</u>	<u>42.5 x .02 = .85 cfs</u>
	<u>—</u>	<u>✓</u>	Disagree with Theoretical? <u>1.03 @ 0 psi</u>
	<u>—</u>	<u>✓</u>	Limited by Capacity? <u>1.2 cfs (measured)</u>
TOTAL VOLUME			Rate/ac <u>4.5</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>Same Per Permit</u> Season Recommended
	<u>—</u>	<u>✓</u>	Disagree with Examiner's Calculations?
	<u>—</u>	<u>✓</u>	<u>42.5 x 4.5 = 191.3 AFA (IRR)</u>
	<u>—</u>	<u>✓</u>	Limited by Flow? <u>.85 x 245 x 1.9855 = 413 > 191.3</u>
SOURCE	<u>—</u>	<u>✓</u>	Changes? Clarification of <u>Originally</u>
	<u>—</u>	<u>✓</u>	<u>Intended source</u>
	<u>—</u>	<u>✓</u>	Notice of Intent to Void.
P/D			Verify with Map
	<u>—</u>	<u>✓</u>	Amendment Needed? <u>Drop SENEW (Lot 2)</u>
	<u>—</u>	<u>✓</u>	Is Overlap Analysis a Consideration?
P/U			Verify with Map
	<u>✓</u>	<u>—</u>	Amendment Needed? <u>Change SENEW to SESW, Lot 4</u>
	<u>—</u>	<u>✓</u>	Is Overlap Analysis a Consideration?
USES	<u>—</u>	<u>✓</u>	Change(s) in Nature of Use?
	<u>—</u>	<u>✓</u>	Amendment Needed?
REMARKS	<u>—</u>	<u>✓</u>	Multiple P/Ds in 1/4 1/4? <u>Single P/D</u>
	<u>—</u>	<u>✓</u>	Non-Irr. Uses
	<u>—</u>	<u>✓</u>	Special Overlap Condition
	<u>—</u>	<u>✓</u>	Other
CONDITIONS	<u>R39</u>	<u>—</u>	Measuring Device
	<u>R04</u>	<u>—</u>	W/Master Control
	<u>R32</u>	<u>—</u>	Overlap
	<u>—</u>	<u>✓</u>	Water Quality
			DATES/MISC
		<u>63</u>	Water Dist.
		<u>✓</u>	App Rec'd
		<u>✓</u>	Exam Made
COMMENTS/MEMOS NEEDED:	<u>Reduced Acres, rate Amend P/U</u>		
	<u>M.D. not referred to in F.E.</u>		
License <u>—</u> 10-Day <u>—</u> 15-Day <u>✓</u> Special Correspondence <u>—</u>			

DATE: 08/25/92
PAGE: 1

Audit: 08/25/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

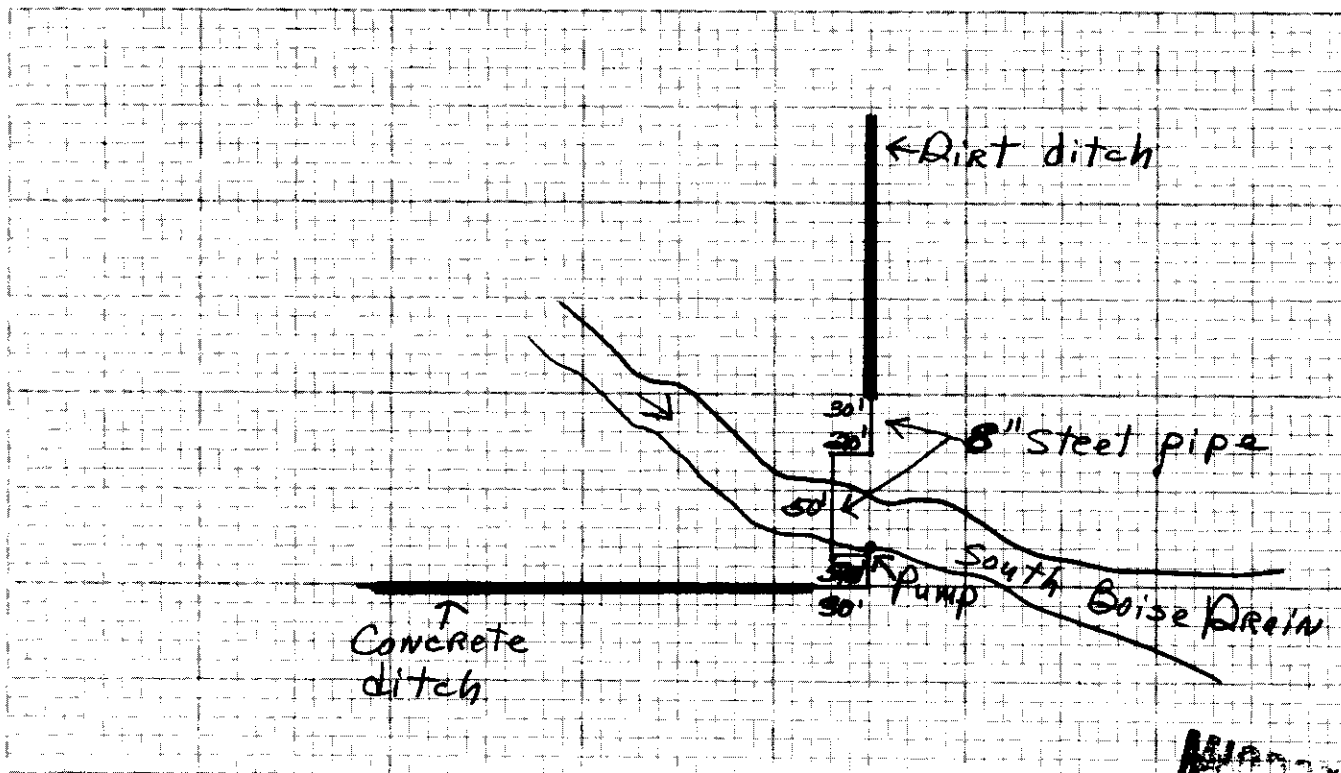
1. Owner: Jean A. Boren Trust Permit No. 63-9696
Current Address: 155 N. Harbor #1912 Chicago IL 60601 Phone No. 312-819-1011
2. Accompanied by: David Juarez & Roberto Sandoval EXAM. DATE: 6-11-91
Address: Pt 3, Box 3019, Parma, Idaho Phone No. 722-5469
Relationship to Permit Holder: Manager & farm worker
3. Source: South Boise Drain tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 03-2041, 63-3092
☐ Copies Attached
2. Other water rights with same point of diversion: None
☐ 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



Scale: 1" = _____

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

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System Description (continued)

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

A 7 1/2 Hp lifter pump discharges water from a 4' corrugated sump into 8" steel pipe. 3' from the pump a valve system diverts water upward approx 80' to a concrete ditch or approx. 120' to a dirt ditch on the North side of the South Boise Drain. Irrigation is provided from both ditches by gravity. The 8" discharge pipe was leaking at a joint next to the sump at a rate of approx. 6 gpm.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Toshiba	7 1/2	BY754FLF20M	Unknown	8" Unknown

*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
	3	NE	SW		11	5N	6W	Canyon	Ortho photo quad map

6. Place(s) of Use:

Indicate Method of Determination

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	
5N	6W	11									17.5			25					42.5
5N	6W	11									23			25					42.5
											23.5			19					

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Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
100' tape measure						
10' "						
stopwatch						

2. Measurements:

See trapezoidal cement ditch calculation attached

Theoretical = $7.5 \times 8.8 \times 7 \times 1.03 = 98 \text{ cfs}$

* 45' is distance from water level to pump to next level of terrain

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

See attached Total flow 1.2 cfs - allow .85 cfs

2. Alternate Method for Checking Purposes:

Leakage = 2 gal in 20 seconds = 6 gpm = .01 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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 42.5 \times 4.5 = 191.3 \text{ afa}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{1.2}{.85} \times 246 \times 1.9835 = 9.8 = 586.5$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 191.3$

2. Volume Calculations for Other Uses:

NA

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Other rights in same PP do not affect this permit.

Only one P/R was found - 2nd P/R is not used.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Irrigation</i>	<i>3-15</i>	<i>11-15</i>	<i>.05 cfs</i> <i>.85 cfs</i>	<i>191.3 afa</i>
Totals:			<i>.85 cfs</i>	<i>191.3 afa</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

J. AUTHENTICATION

Field Examiner's Name

Melvin T. Schulte

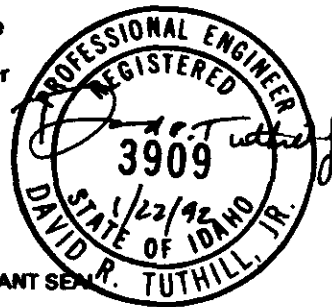
Signature

Melvin T. Schulte

Certification Date

Field Report Preparation Date

7-24-91



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

AUG 15 1991

PERMIT NO. 63-9696

WORKSHEET FOR
TRAPEZOIDAL CEMENT DITCH VOLUME CALCULATIONS
AND
DIVERSION RATE CALCULATIONS

A. Measured time to fill ----- = 30 sec.

B. Cross sectional area calculations.

1. Side W length determination

$$((V \underline{28''}) - (Y \underline{12''})) / 2 = \underline{8'' = .67'} \quad (W)$$

2. Area determination of sections A and C

$$(W \underline{.67'}) * (X \underline{.65'}) = \underline{.4355'} \text{ Sq. Ft.}$$

3. Area determination of section B

$$(X \underline{.65'}) * (Y \underline{1'}) = \underline{.65'} \text{ Sq. Ft.}$$

4. Total of cross sectional area

$$(B. 2.) + (B. 3.) = \underline{1.085'} \text{ Sq. Ft.}$$

C. Length of ditch segment ----- = 33 Ft. (Z)

D. Total volume of ditch segment.

Area times length of section.

$$(B. 4.) * (Z) = \underline{35.82} \text{ Cu. Ft.}$$

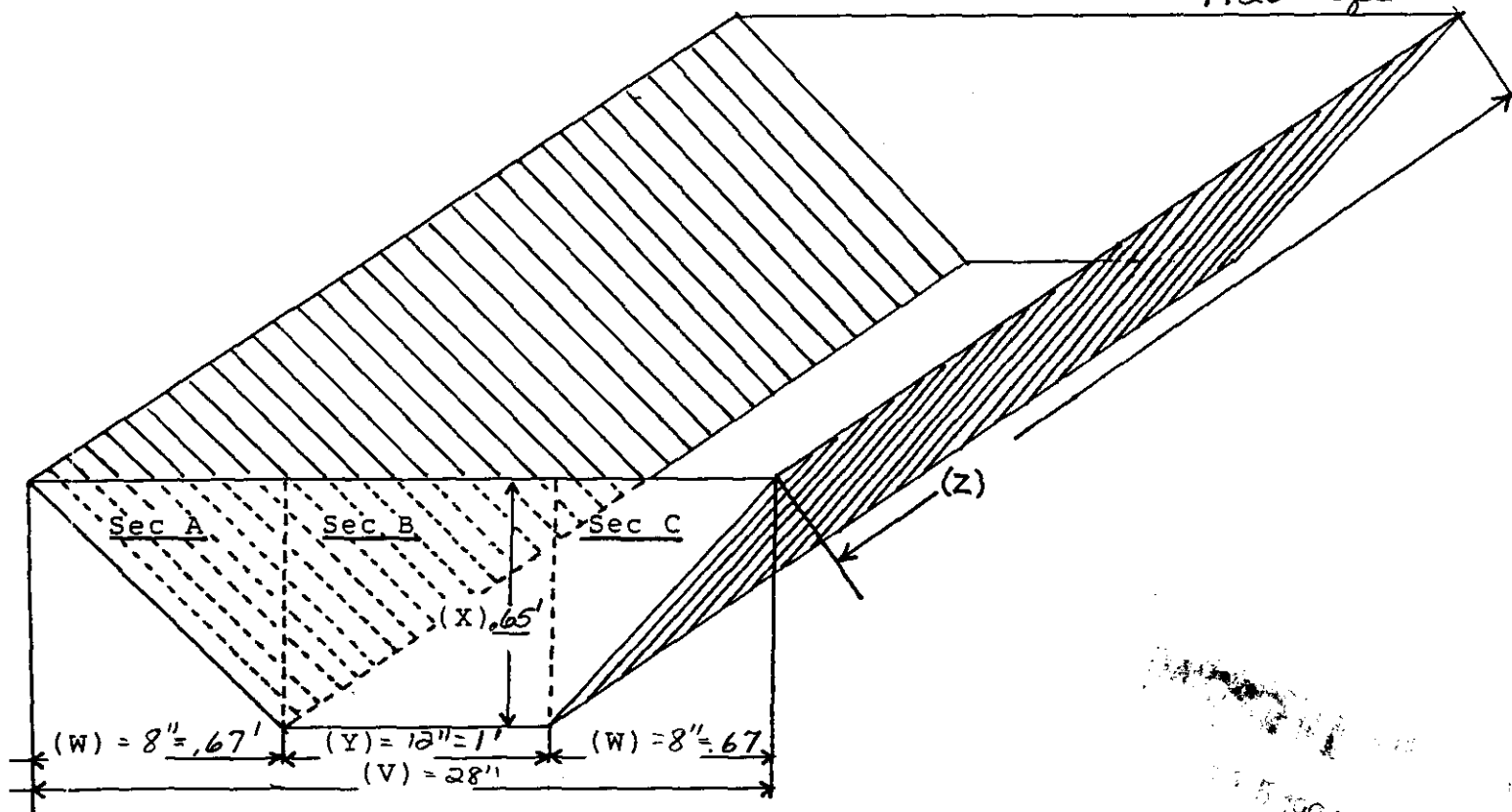
D. Diversion rate calculation

Total ditch volume / Time to fill.

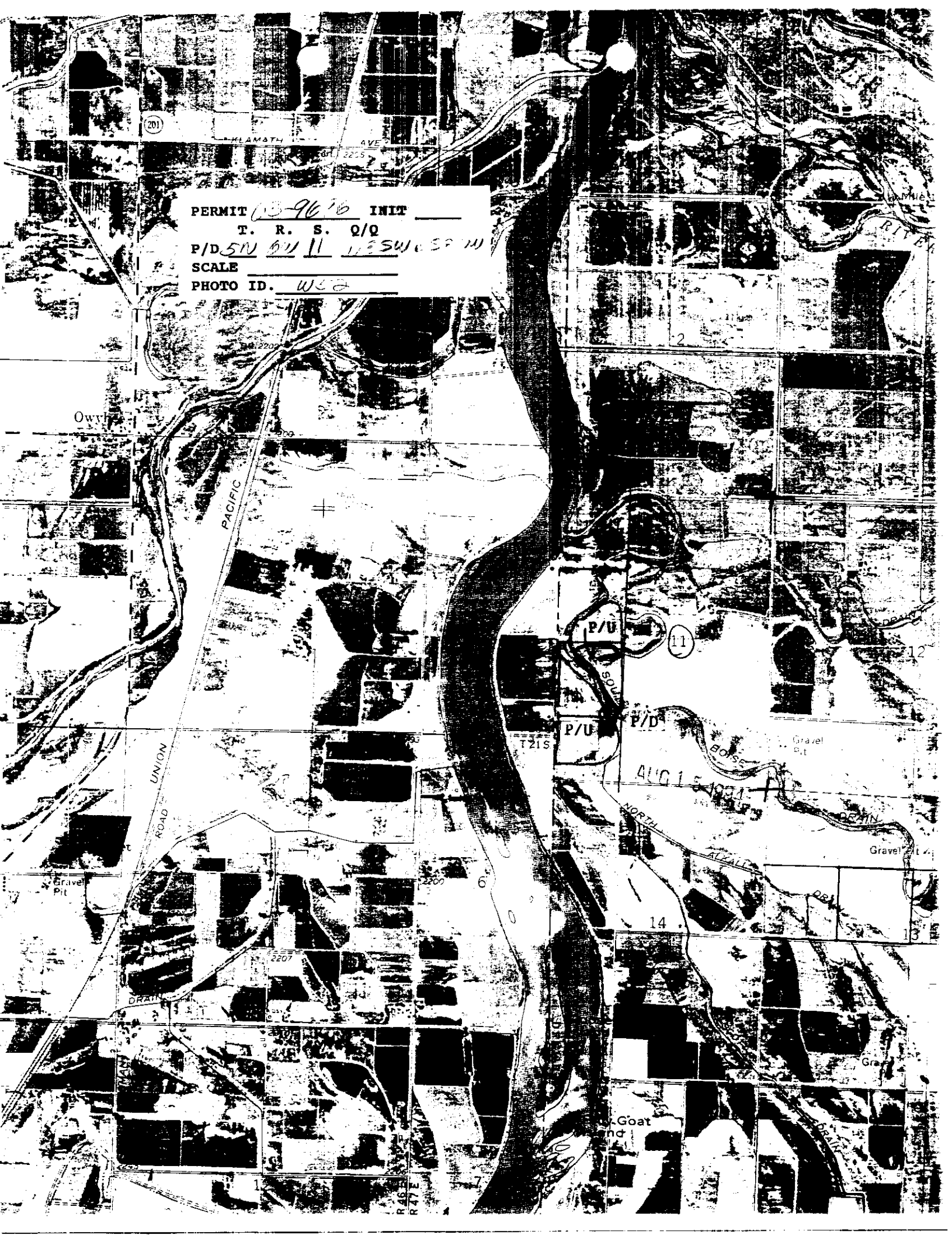
$$(D.) / (A) = \underline{1.19} \text{ CFS}$$

Plus leakage = $\underline{.01}$

$$\underline{1.20} \text{ cfs}$$



PERMIT 03-9610 INIT _____
T. R. S. Q/Q
P/D 5N 011 11 11 5N 03 11
SCALE _____
PHOTO ID. W52



[illegible]

03-9696



#1
Point of Diversion
and pumping
system.



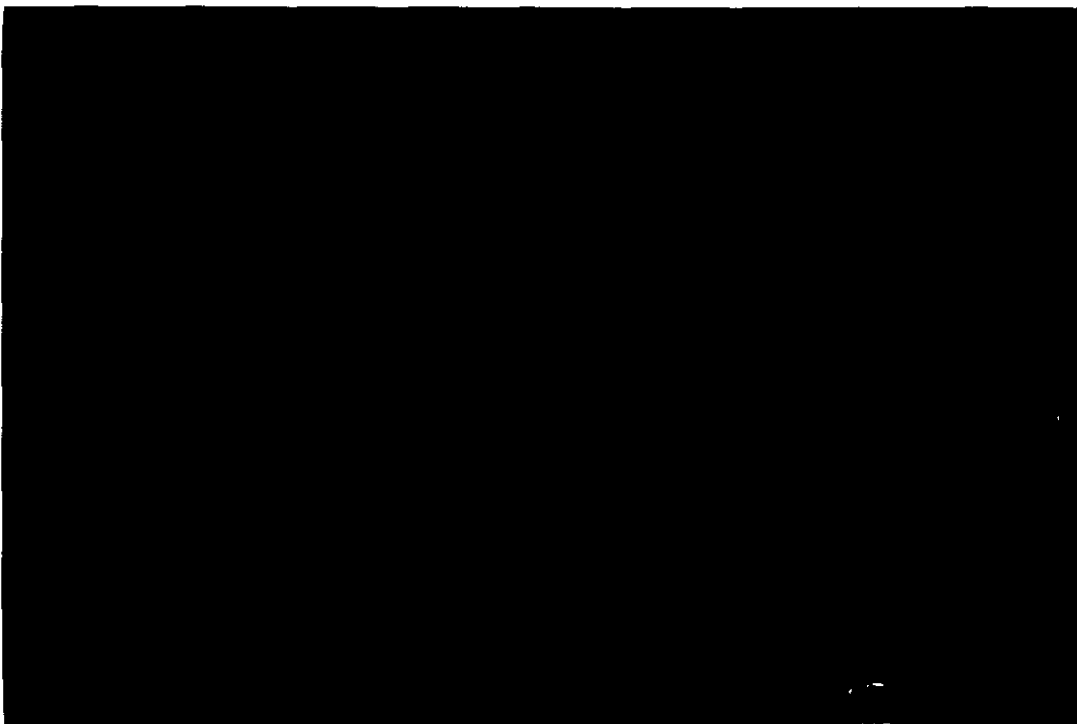
#2
Point of Diversion
and discharge
pipes.

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AUG 15 1994

6E 7696



#3. Concrete ditch used
for measurement prior
to fill for measurement.
Water and mud in
bottom of ditch is less
than $\frac{1}{4}$ - $\frac{1}{2}$ inch deep.



#4.
Place of use
adjacent to
ditch shown
in picture #3

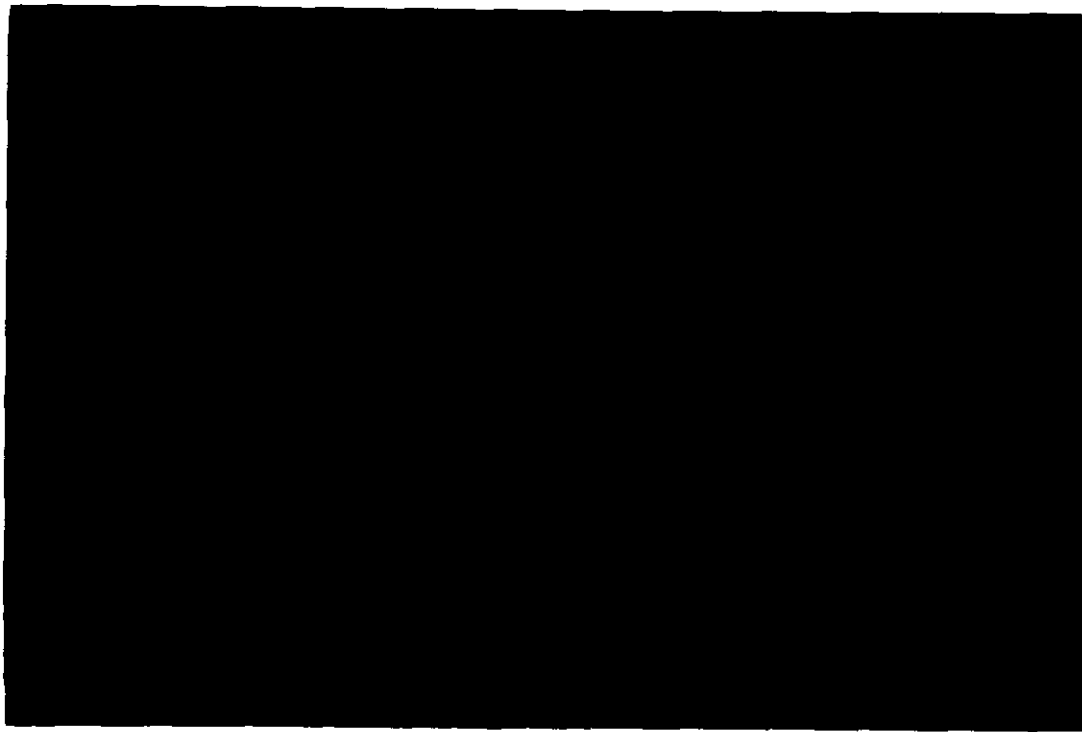
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63 9696



#5.

Concrete delivery ditch
after measurement
was taken at this site
the fields to the left and
right are part of the P/U.



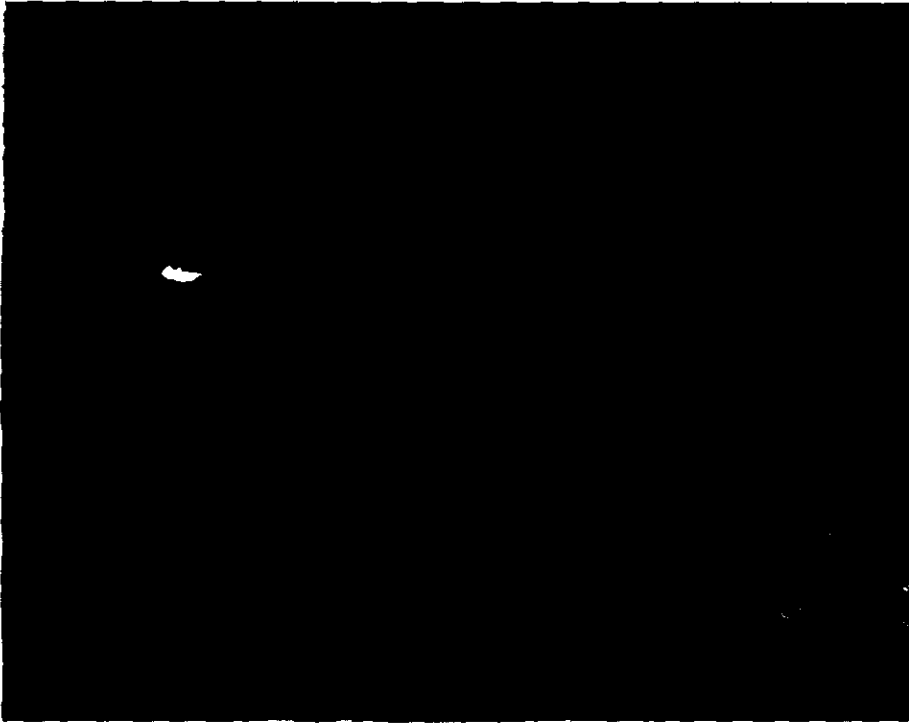
#6.

Place of use
lying North of
P/R. Dirt
ditch receives
water from the
pipe shown
in picture #7.

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AUG 15 1994

63-9696



#7.

View looking
south from the
ditch in #6.
Steel pipe
delivers water
to ditch in #7.

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June 12, 1992

JOAN A. BOREN TRUST
155 N. HARBOR #1912
CHICAGO IL 60601

RE: Water Right No. 63-09696

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

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AUG 15 1994

June 8, 1992

JOAN A. BOREN TRUST
155 N. HARBOR #1912
CHICAGO IL 60601

RE: Water Right No. 63-09696

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

RECEIVED

AUG 15 1994

May 19, 1992

JOAN A. BOREN TRUST
155 N. HARBOR #1912
CHICAGO IL 60601

RE: Water Right No. 63-09696

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

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AUG 15 1994

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

AUG 15 1994

January 25, 1990

Michael K. Boren
155 N. Harbor Drive, #1912
Chicago, IL 6061

Dear Mr. Boren:

Re: Permit No. 63-9696

This office acknowledges receipt of the Assessment Notice from the Assessor's Office.

This document indicates that you have possessory interest in the land and the department accepts the proof of beneficial use form submitted in May. Enclosed is a copy of the Order of Reinstatement.

The department cannot change the ownership of the permit without an assignment, but you will be sent future correspondence from the department regarding this filing.

The next step is for the department to conduct a field inspection of the system to confirm the extent of beneficial use of the water. I cannot tell you when this examination will be done, but the examiner will try to contact you to schedule a convenient time.

Please contact the department if you have questions.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: Western Region

NOTIFICATION

FEB 21 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 63-9696

Date: 1-18-1990

General Considerations:

y Name same as permit
N Signature the same as permit holder - *see evidence & correspondence*
N Address change If yes, prepare a data entry
N Proof received timely
 Reinstated

Source of Water:

y Surface water
 Groundwater
 1. well log in file
 2. drilling permit
 A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

y Rate of diversion appropriate for uses
y Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

y Is a measuring device or access port required?
N Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks: - *Accept proof of beneficial use from Michael Boun*

y Priority Calculation:

Date proof received	<u>May 11</u>	<u> </u>
Date proof due	<u>May 1</u>	<u> </u>
No. of days late		<u>= 10</u>
Priority date	<u>Mar 27, 81</u>	<u>+ 86</u>
NEW PRIORITY DATE	<u>Apr 6, 81</u>	<u>= 96</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

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STATE OF IDAHO

MAY 11 1989

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received 100.00
Date 5/11/89
Receipt # CMW 759
Receipt by R. Young
Reviewed by _____
Sent to region _____

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63 09696

Name(s) of Permit Holder: Michael K. Boren

Post Office Address: 155 N. Harbor Drive, #1912, Chicago, IL 60601

Telephone No. (312) 819-1011

Source of Water: South Boise Drain

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation of 50 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 1 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: Prior to March of 1988

Measuring Device: Required? ☒ Yes ☐ No
Installed? ☐ Yes ☐ No To be installed Fee enclosed \$ 100.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:
David Juarez (Name) (208) 722-5469 (Telephone Number)

Route 3 Box 3019 Parma, ID 83660
(Address)

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

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5/1/89
Date

Michael K. Boren
Signature of Permit Holder (and title, if appropriate)

FEB 21 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED
OCT 18 1989

September 26, 1989

Michael K. Boren
155 N. Harbor Drive #1912
Chicago, IL 60601

Department of Water Resources

Dear Mr. Boren:

Re: Permit No. 63-9696

Enclosed is a copy of my letter dated July 12, 1989. Please provide the information requested.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA T. FLECK
Secretary/Records Manager

Enclosure

Please let me know if the
enclosed information is not sufficient.

- Mike Boren

MICROFILMED

FEB 21 1990

RECEIVED

FEB 21 1990

OCT 18 1989

Department of Water Resources

YOUR 1989 TAXES WILL BE BASED ON THIS VALUE

Canyon County Assessor
P.O. Box 1095
Caldwell, ID 83606-1095

Phone # 454-7431

THIS IS NOT A BILL

Presorted
First Class Mail
U.S. POSTAGE PAID
PERMIT # 4
Caldwell, ID 83606-1095

REGULAR ROLL		
CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
IRRIGATED AGRICUL	29.30	11,875
IRRIGATED MEADOW	13.80	2,750
DRY GRAZING	33.70	1,000
WASTE	19.58	

05/20/89

1989 TAXPAYERS
VALUATION ASSESSMENT NOTICE

** Taxes are based on the valuation listed on this statement **
** IF THERE ARE ANY QUESTIONS REGARDING THIS STATEMENT **
** NOTIFY THE ASSESSOR'S OFFICE BEFORE **

JUNE 16, 1989

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

TOTAL FULL CASH VALUE 15,625

Mail To:

TURST, JOAN A BOREN

* SEE REVERSE FOR DEADLINE DATES *
*

155 N HARBOR #1912
CHICAGO IL 60601

SEC 11-5N-6W NW

LOTS 1 S OF CENTER OF
LOTS 2&3

BORE155 606013022 1589 05/31/89
NOTIFY SENDER OF NEW ADDRESS
BOREN
PO BOX 1612
MO. CALL ID 83638-1612

PROPERTY ADDRESS

PARCEL NO. 9R39243-000- -0



127

TRCB0

MICROFILMED

FEB 21 1990

RECEIVED

OCT 18 1989

Department of Water Resources

YOUR 1989 TAXES WILL BE BASED ON THIS VALUE

Canyon County Assessor
P.O. Box 1095
Caldwell, ID 83606-1095

Phone # 454-7431

THIS IS NOT A BILL

Presorted
First Class Mail
U.S. POSTAGE PAID
PERMIT # 4
Caldwell, ID 83606-1095

REGULAR ROLL

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
DRY GRAZING	9.00	275
WASTE	1.00	

05/20/89

**1989 TAXPAYERS
VALUATION ASSESSMENT NOTICE**

*** Taxes are based on the valuation listed on this statement ***
*** IF THERE ARE ANY QUESTIONS REGARDING THIS STATEMENT NOTIFY THE ASSESSOR'S OFFICE BEFORE ***

JUNE 16, 1989

See the reverse side for further references

KEEP THIS COPY FOR YOUR RECORDS

TOTAL FULL CASH VALUE 275

Mail To:

BOREN, JOAN A-TRUST

155 N HARBOR #1912
CHICAGO IL 60601

* SEE REVERSE FOR DEADLINE DATES *

SEC 11-5N-6W NW

LOT 1-N OF CENTER OF ROS

BORE155 606013099 1589 06/02/89
NOTIFY SENDER OF NEW ADDRESS
BOREN
PO BOX 1612
NO CALL ID 83638-1612

PROPERTY ADDRESS

PARCEL NO. 9R39244-000- -0 TA



40

02

September 26, 1989

Michael K. Boren
155 N. Harbor Drive #1912
Chicago, IL 60601

Dear Mr. Boren:

Re: Permit No. 63-9696

Enclosed is a copy of my letter dated July 12, 1989. Please provide the information requested.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

FEB 21 1990

July 12, 1989

Michael K. Boren
155 N. Harbor Dr., #1912
Chicago, IL 60601

Dear Mr. Boren:

Re: Permit No. 63-9696

On May 11, 1989, the department received the proof of beneficial use form you submitted.

Action such as a proof of beneficial use form or request for extension of time can be submitted by someone other than the permit holder. However, when one of these documents is submitted by other than the permit holder, the department must notify the permit holder of the submittal and give him an opportunity to agree with the action. If no response is received from the permit holder, the department must request you to show your interest in the property covered by the permit. Evidence such as a lease agreement or a tax record will suffice.

I contacted the permit holders of record and received no response. Now, I must request you provide evidence of your interest in this property and water right. Please provide this information within 30 days.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

MICROFILMED

FEB 21 1990

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

5821
Date
06/08/89
Code
193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY DEPT. OF WATER RESOURCES
NAME:

Document No.	
Pre-Audit	Date
Warrant No.	

PAY
TO

MICHAEL K. BOREN
155 N. HARBOR DR., #1912
CHICAGO, IL. 60601

CHECK ONE:

() MISCELLANEOUS EXPENDITURE
(1) STATE CONTRACT

() PURCHASE ORDER
() MISCELLANEOUS ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Major	Minor			
1	06 10 199	1238	8831		REFUND #63-9696 PER R.FLECK 5/18/89 15.00	15.00	
TOTAL						15.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

MEMORANDUM

DATE: May 18, 1989

TO: ACCOUNTING SECTION

FROM: Rita Fleck

RE: REFUND - PERMIT NO. 63-9696

Please prepare a refund of \$15 (receipt No. C006534). Attached is a copy of a letter which explains why a refund is necessary.

Attachments: Letter

MICROFILMED

FEB 21 1990

May 18, 1989

Zimri E. Mills &/or
E. A. Liming
9052 Donnybrook Ct.
Boise, ID 83709

Dear Mr. Mills and Mr. Liming:

Re: Permit No. 63-9696

In answer to the proof due notice dated February 28, 1989, the department received the proof of beneficial use (proof) on Permit No. 63-9696 from Michael K. Boren. Department records, however, indicate the permit is in your name.

See the enclosed copy of the proof. If you have an objection to the department accepting the proof, please contact the department within 30 days.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: Michael K. Boren

MICROFILMED

FEB 21 1990

May 18, 1989

Michael K. Boren
155 N. Harbor Dr., #1912
Chicago, IL 60601

Dear Mr. Boren:

Re: Permit No. 63-9696

Returned is the request for extension of time form submitted on April 28, 1989 for this permit. I have requested the Accounting Section to issue you a \$15 refund. You should receive the refund in a couple of weeks.

Note the enclosed copy of the letter to Mr. Mills and Mr. Liming. The department's policy is to notify the permit holder that another party wishes to take action on the permit. If these gentlemen do not have an objection to you filing the extension request, then the department will need evidence to show that you have an interest in the property before the proof is acceptable.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: Z. E. Mills & E. A. Liming
Acct. Sec.

MICROFILMED

FEB 21 1990

May 9, 1989

Joan A. Boren
155 N. Harbor Dr. #1912
Chicago, IL 60601

Dear Ms. Boren:

Re: Permit No. 63-9696

I received the request for extension of time submitted to this office on April 28, 1989. I reviewed the request with the water right filing and find that an extension has previously been granted based on due diligence.

Under Idaho law, there are several reasons for getting an extension of time. One is a demonstration of work completed toward the construction of a project (due diligence), another is litigation which brings the title of water into question, yet another is a very large project (25,000 acres) and last, delay by a governmental agency. The Idaho Code does not allow provisions for granting more than one extension based on due diligence.

Enclosed is a copy of the permit. Review the permit and determine if water has been diverted and put to a beneficial use. In this case, is any water used for irrigating the 50 acres covered by this permit? If there is, complete the enclosed proof of beneficial use form showing the number of acres irrigated. Submit this form and appropriate fee (see instruction sheet) minus the \$15 paid on the extension request.

If no irrigation has taken place and none will this season, I suggest you let this permit lapse and re-apply in the future within one year of the time you will actually divert and beneficially use the water. A new filing would also allow the permit to be issued to Joan A. Boren Trust.

Please advise me within 30 days what action you wish to take.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

MICROFILMED

FEB 21 1990

E.A. LIMING
ZIMRI E. MILLS
9304 BURNETT
BOISE, ID 837090000

February 28, 1989

138022

PROOF DUE NOTICE

RE: PERMIT NO. 63-09696

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 May 1, 1989.

(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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

FEB 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 63-9696
Name(s) of Permit Holder(s): Z.E. MILLS for E.A. LIMING
Post Office Address: 9052 DORRINGTON CT
BOISE ID 83709 Tel. No. 372-1252

☒ I hereby certify that construction of diversions on the above referenced permit began on APRIL 12-1982 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

7-22-82
Date

E.A. Liming
Signature of Permit Holder

LIMING
9052 Donningbrook Ct.
BOISE ID 83709



MICROFILMED



JUL 26 1982



FEB 21 1990

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

April 22, 1986

Zimri E. Mills &/or
E. A. Liming
9304 Burnett
Boise, ID 83709

Gentlemen:

Re: Permit No. 63-9696

Enclosed is a copy of the approved request for extension of time.
The time within which to submit proof of beneficial use is extended
to May 1, 1989.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 63-9696

Reviewed by [Signature]

Date 4-18-1986

BASIC INFORMATION

- Y Date stamp received
Y Extension received timely
 (not prior to 6 month before proof due date or after reinstatement period)
Y Fee received and receipted
Y Name and signature same as permit
Y Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

- Y Has adequate work been completed to demonstrate due diligence?
Y Has the cost incurred been adequate to demonstrate an intent to complete the project?
N Has the permit been involved in litigation?
 a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay.

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

- N Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN - *Recommend approval based on due diligence until 5-1-1989 as requested*

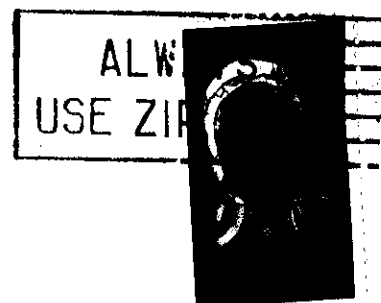
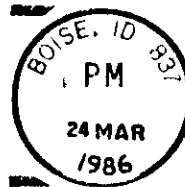
Special conditions or remarks:

N/A Reinstatement Date extension received _____ = _____
 Proof due date _____ = -
 No. of days late _____ = _____
 Priority date _____ = +
 ADJUSTED PRIORITY DATE _____ = _____

____ Prepare coding sheet - address
 ____ Change rolodex card

MICROFILMED

2.2 22222
904 BURNETT DR.
BOISE, IDAHO 83709



State of Idaho
Dept of Water Resources
State House

Boise ID 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

EXTENSION OF TIME

March 25, 1986

Zimri E. Mills & E. A. Liming
9304 Burnett Dr.
Boise, ID 83709

PERMIT NO. 63-9696

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 37567.

Roberta Garrett
Records Supervisor

Enclosure

UNRECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

MICROFILMED

60M

UNABLE TO FORWARD

CLAIM CHECK
NO. *[Signature]*
HOLD

E-1-P5
NOTICE

NOTICE

NOTICE

NOTICE
FORM 1040-A

BOISE, ID 837
PM
4 MAR
1986

ALWAYS
USE ZIP CODE

FORWARDED
Fwd Expired
PT 9.9 EXPIRED

RECEIVED
MAR 5 1986

Department of Water Resources

CERTIFIED MAIL
NO. 138887

INTER-DEPARTMENT MEMO — 1

FROM

Pete Fleck

DATE *5-17-1986*

TO

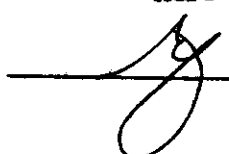
File 63-9696

SUBJECT

Returned Bk Notice

The Boise Telephone Directory has an address of 9304 Burnett Dr., Boise, 83709. I'm forwarding the notice to this address.

MICROFILMED


SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
FEBRUARY 28, 1986

138887

LIMING, E. A.
MILLS, ZIMRI E.
9052 DONNYBROOK CT.
BOISE, ID 83709

PROOF DUE NOTICE

RE: PERMIT NO. 63-9696

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 MAY 1, 1986. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH 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 A COMPLETED PROOF OF BENEFICIAL USE FORM OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

May 21, 1981

Zimri E. Mills &
E. A. Liming
9052 Donnybrook Court
Boise, Idaho 83709'

Dear Sirs,

RE: Permit No. 63-9696

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

Be sure to note the special condition requiring you to install and maintain a measuring device at your point of diversion. We have enclosed a description of the different types of measuring devices accepted by this office.

The exercise of this permit may also be affected by the Supreme Court's review of the case of Idaho Power Company vs. State of Idaho, et al., Ada County Civil No. 62237, currently being appealed to the Supreme Court of Idaho. Since the use of water under your permit may affect the flows in the Snake River between Milner Dam and Hells Canyon, the final decision in this case may determine to what extent the exercise of your permit is subject to water rights of Idaho Power. While the Supreme Court is reviewing this case, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or subsequent license.

We have enclosed a form entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

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

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan J. Jover

APPLICATION NUMBER: 63-9696
MILLS/LIVING

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: 4/27/81
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/16/81
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ 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? 63
3/27/81 Date of priority recommended.
☒ Special conditions of approval or cover letter. I.P. letter
W.M. Condition

By: DBS Date: 4/27/81

STATE OFFICE REVIEW:

SW/LO2, LO5 01, 05 (63 Boise P.)

☐ See attached sheet for more information.
By: [Signature] Date: 5/3/81

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

APRIL 3, 1981

Idaho Press-Tribune
Box 88
Nampa, ID 83651

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 APRIL 27, 1981.

Yours truly,

HELEN L. HARRINGTON
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before APRIL 27, 1981.

C. STEPHEN ALLRED

Director

Published 4/9 & 4/16/81.

MICROFILMED

MILLS, ZIMRI E.
LIMING, E.A.

63-9696

9852 DONNYBROOK CT., BOISE, ID 83709

Source: SOUTH BOISE DRAIN tributary to SNAKE RIVER

Date Filed: 03/27/1981

Amount: 1.00 CFS

Diversion Point: LOT 02 (SENW) LOT 03 (NESW) Sec 11 T 05N R 06W. CANYON Co.

Use: IRRIGATION (1.00 CFS) from 03/15 to 11/15

Place of Use: LOT 02 (SENW) LOT 03 (NESW) Sec 11 T 05N R 06W
FOR 50 ACRES

Diversion Means: PUMP & PIPELINE.

MICROFILMED