

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

⑥ P/D +
P/H

T 3N
R 3W

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.

Herbert E. Schmitt
(Applicant)

(Applicant)

Arlene Schmitt

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
) 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 Free Press and The News-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:

June 19, 26, 1980

Suzanne Smith

Subscribed and sworn to before me this
26th day of June

19 80

Janet Suck

Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

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:

SCHMITT, DELBERT E.
1125 S. 5 S., MOUNTAIN HOME, Idaho 83647
Source: GROUNDWATER
Dated Filed: June 6, 1980
Amount: 0.10 CFS
Diversion Point: SWNE Sec 06 T 03N R 03W, CANYON County
Use: STOCKWATER (0.02 CFS) from January 1 to December 31
DOMESTIC: (0.08 CFS) from January 1 to December 31
Place of Use: SWNE Sec 06 T 03N R 03W
Diversion Means: PUMP AND WELL.
63-9392

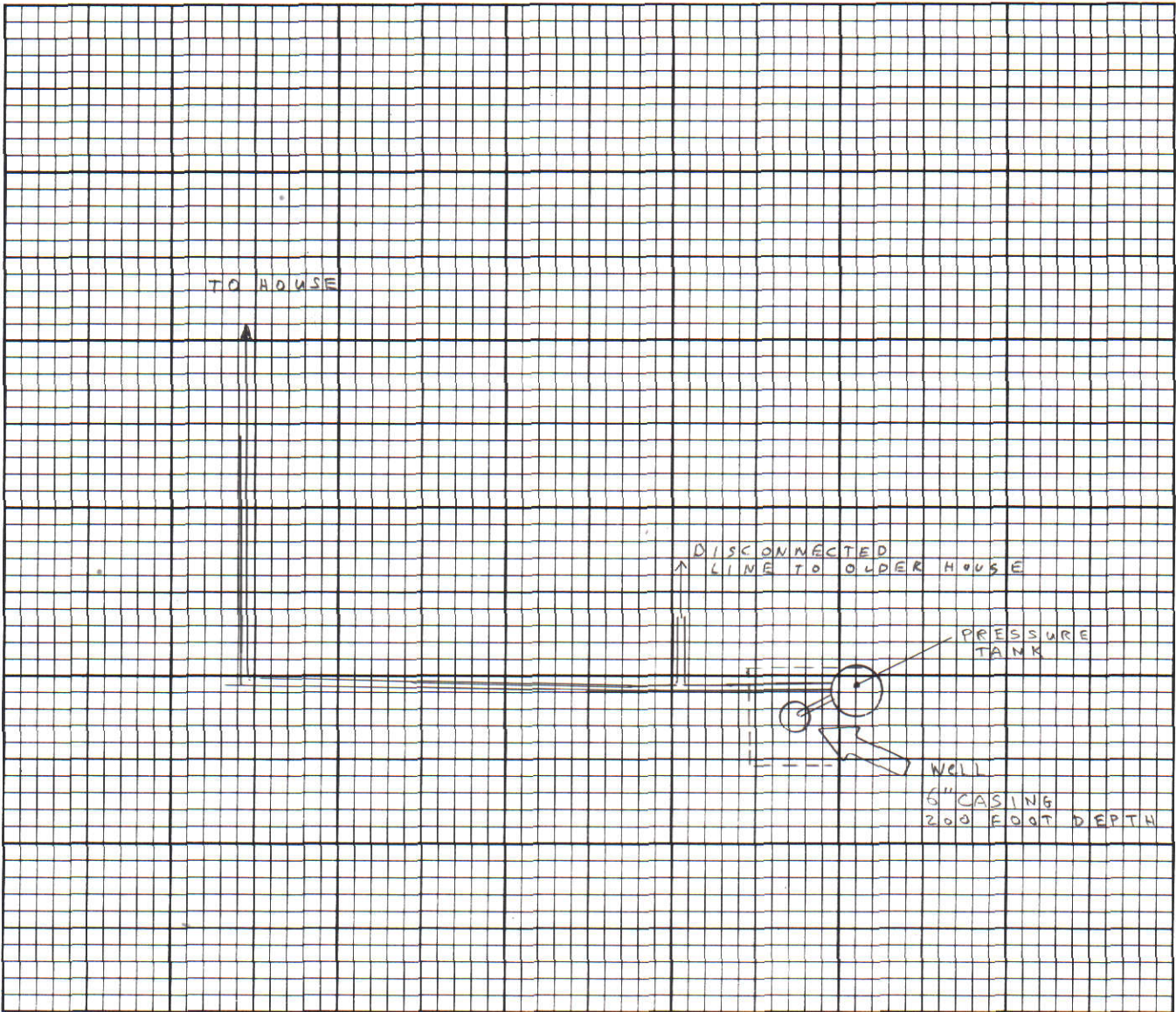
THOMAS, CHESTER R.
RT. 2, BOX 382, CALDWELL, Idaho 83605
Source: GROUNDWATER
Date Filed: June 6, 1980
Amount: 0.04 CFS
Diversion Point: SWNW Sec 16 T 04N R 04W, CANYON Co.
Use: DOMESTIC (0.04 CFS) from January 1 to December 31
Place of Use: SWNW Sec 16 T 04N R 04W
Diversion Means: WELL AND PUMP
If issued, 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 JULY 7, 1980.
C. STEPHEN ALLRED
Director
June 19, 26, 1980

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JUL 15 1980

Department of Water Resources
Western Regional Office

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10. Other water rights on these lands None
11. Other water right diverted from same p.d. None
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks Original permit is for .10 cfs for 2 houses and 20 head of cattle. This has been reduced to .04 cfs for 1 domestic house hold allow .04 cfs and ~~1.2 AF/ANNUAL~~ 1.2 AF/ANNUAL
- Other water rights : 63-2829 40 acres irrigation for this 1/4
15. 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
16. Examiner's/Consultant's Signature Richard J Gempeler Date 7/21/86
Consultant's License Number _____
IDWR Director's Authorization to Conduct Beneficial Use Examination 7-21-86 Date _____

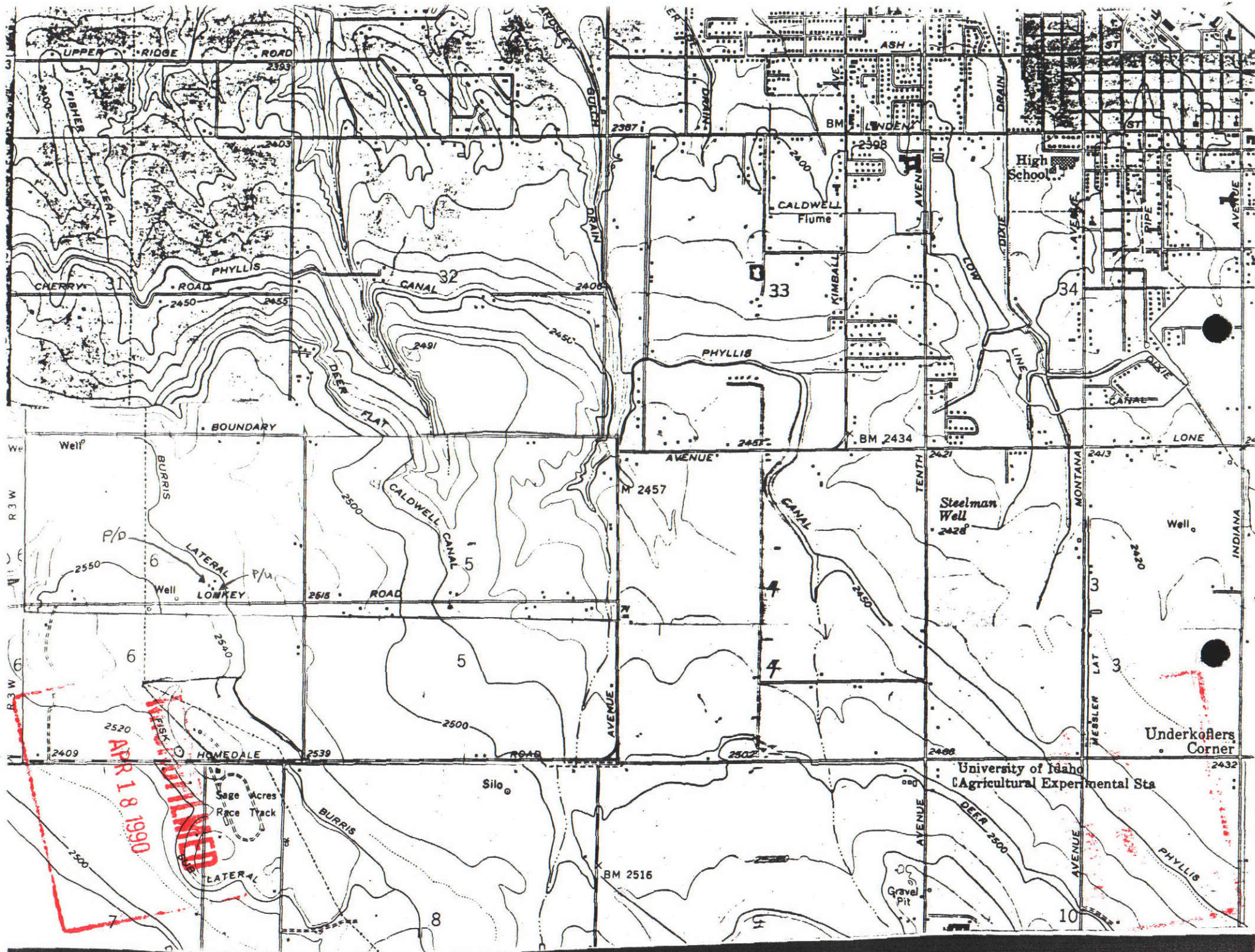
8/7/86
CONSULTANT SEAL
MICROFILMED
APR 18 1990



63-9392



63-9392



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09392

Priority: June 6, 1980

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.2 AF

This is to certify, that DELBERT E. SCHMITT
1225 S. 5TH ST.

MOUNTAIN HOME, ID 83647

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 6, 1980; and has submitted Proof of Beneficial Use on June 14, 1985. An examination indicates that the works have a diversion capacity of .040 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	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 6, Township 03N, Range 03W
ELMORE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03N 03W 6 SWNE

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 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. Domestic use is for 1 home.

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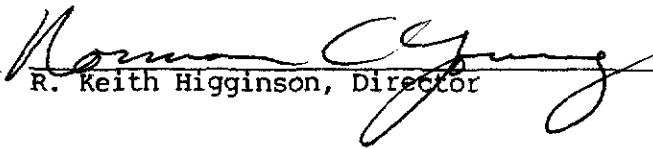
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09392

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 6TH
day of April, 1990.

ATTEST:


R. Keith Higginson, Director

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APR 18 1990

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 Delbert E. Schmitt Phone 208-587-3157

Post office address 1125 S. 5th S, Mountain Home, Idaho 83647

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

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 6 Township 3N

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

4. Water will be used for the following purposes:

Amount 0.08 for domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 0.10 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump and well.

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: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 6 Township 3N

Range 3W 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 50 steers

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2

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

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JUN 6 1980

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 Delbert & Arlene Schmitt

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 Making application for water right, as the water supply from the well
is used by two households and watering of 50 head of cattle.

6 $\textcircled{P/D} +$
 P/U

T 3N
 R 3W

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.

Herbert E. Schmitt
(Applicant)
Arlene Schmitt

Proposed Priority 6/6/80
Received by _____ Date _____ Time _____
Preliminary check by GLS Fee \$ 20.00
Receipted by HLH Date 6/11/80 # 16364
Publication prepared by HLH Date 6/12/80
Published in Idaho Free Press
Publication dates 6/19/80 - 6/26/80
Publication approved hlh Date 7-17-80
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DGS RHQ

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. 63-9392 , 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 85 .
 - 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: _____

Witness my hand this 1st day of August , 19 80 .

J. Glen Saxton

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
) 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 Free Press and The News-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:

June 19, 26, 1980

Subscribed and sworn to before me this
26th day of June

19 80

Janne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1981

NOTICE OF 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:

e.k. H.H.
SCHMITT, DELBERT E.
1125 S. 55., MOUNTAIN HOME, Idaho 83647
Source: GROUNDWATER
Dated Filed: June 4, 1980
Amount: 0.10 CFS
Diversion Point: SWNE Sec 06 T 03N R 03W, CANYON County
Use: STOCKWATER (0.02 CFS) from January 1 to December 31
DOMESTIC: (0.08 CFS) from January 1 to December 31
Place of Use: SWNE Sec 06 T 03N R 03W
Diversion Means: PUMP AND WELL.
63-9392

THOMAS, CHESTER R.
RT. 2, BOX 382, CALDWELL, Idaho 83605
Source: GROUNDWATER
Date Filed: June 6, 1980
Amount: 0.04 CFS
Diversion Point: SWNW Sec 16 T 04N R 04W, CANYON Co.
Use: DOMESTIC (0.04 CFS) from January 1 to December 31
Place of Use: SWNW Sec 16 T 04N R 04W
Diversion Means: WELL AND PUMP
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 JULY 7, 1980.
63-9393

June 19, 26, 1980

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JUL 15 1980

Department of Water Resources
Western Regional Office

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

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USE TYPEWRITER OR
MAR 02 1994 PEN

Department of Water Resources

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER
Name DELBERT SCHMITT
Address 17643 WAGNER RD.
Drilling Permit No. 63-94-W-0071-001
Water Right Permit No. 63-09392

7. WATER LEVEL
Static water level 103 feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☒ Cap ☐ Plug
Temperature 65 °F. Quality 4600
Describe artesian or temperature zones below.

2. NATURE OF WORK
☐ New well ☒ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

8. WELL TEST DATA
☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>150</u>	<u>200</u>	<u>4 1/2</u>

3. PROPOSED USE
☐ Domestic ☒ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10'	135	170	BROWN CLAY		✓
	170	175	BROWN SAND & CLAY	✓	
	175	185	BROWN CLAY		✓
	185	200	BROWN CLAY & SAND		✓
	200	210	BLACK FINE SAND	✓	
	210	226	BROWN CLAY		✓
	226	225	BLACK SAND	✓	
	225	245	BROWN CLAY		✓
	245	250	BROWN & BLACK SAND		✓

4. METHOD DRILLED
☐ Rotary ☐ Air ☐ Auger ☐ Reverse rotary
☒ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION
Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer _____ Type _____
Top Packer or Headpipe _____
Bottom of Tailpipe _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

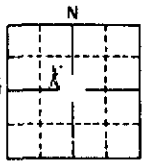
Surface seal depth 18' Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Pudding clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port WELL CAP

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FEB 28 1994
WATER RESOURCES
WESTERN REGION

NOTE: This well has since
been deepened see
63-94-W-0071-002

10.
Work started 2-6-94 finished 2 10 94

6. LOCATION OF WELL
Sketch map location must agree with written location.

Subdivision Name _____
Lot No. _____ Block No. _____
County CAN YON
Address of Well Site Lonkey RD Caldwell ID
(give at least name of road)
SW 1/4 NE 1/4 Sec. 6, R. 3 N ☒ or S ☐
E ☐ or W ☒

11. DRILLER'S CERTIFICATION
I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.
Firm Name CLEAR WATER Firm No. 382
Address 133 DAVIS Date 2-28-94
Signed by Drilling Supervisor Brod Ranson
and _____
(Operator) _____
(If different than the Drilling Supervisor)

DEPARTMENT OF THE ARMY[illegible]

RECEIVED
APR 23 1990

APR 23 1990

Department of Water Resources

L63-09392

DELBERT E. SCHMITT
1225 S. 5TH ST.

1225 S. 5TH ST.

MOUNTAIN HOME ID 83647

1. Incident
 2. Alarm
 3. Investigation
 4. Report
 5. Conclusion
 6. Recommendation
 7. Signature
 8. Date
 9. Initials
 10. Remarks
 11. Signature
 12. Date
 13. Initials
 14. Remarks
 15. Signature
 16. Date
 17. Initials
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4/11/90



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

April 9, 1990 DIRECTOR

DELBERT E. SCHMITT
1225 S. 5TH ST.
MOUNTAIN HOME, ID 83647

RE: PERMIT NO. 63-09392

Dear Permit Holder(s):

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson'.

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09392

Priority: June 6, 1980

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 1.2 AF

This is to certify, that DELBERT E. SCHMITT
1225 S. 5TH ST.

MOUNTAIN HOME, ID 83647 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 6, 1980; and
has submitted Proof of Beneficial Use on June 14, 1985. An examination indicates
that the works have a diversion capacity of .040 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	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE, Sec. 6, Township 03N, Range 03W
ET MOORE County

PLACE OF USE: DOMESTIC

Put back in envelope

TWN RGE SEC

03N 03W 6

SWNE

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 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. Domestic use is for 1 home.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09392

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 6TH
day of April, 1990.

BY THE STATE

R. Keith Higginson, Director

Put back in envelope

April 9, 1990

DELBERT E. SCHMITT
1225 S. 5TH ST.
MOUNTAIN HOME, ID 83647

RE: PERMIT NO. 63-09392

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

MICROFILMED

APR 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

Current address.

no current
address w/approval

Office

APR 18 1960

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FBI - NEW YORK
JAN 10 1964

Yours
Diana

RECEIVED
MAR 2 1990

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

~~February 13, 1990~~ KEITH H. JOHNSON
DIRECTOR

March 15, 1990

DELBERT E. SCHMITT
1225 S. 5TH ST.
MOUNTAIN HOME, ID 83647

RE: PERMIT NO. 63-09392

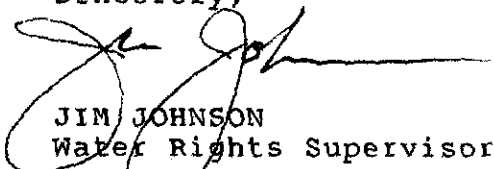
Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

WATER RIGHT NO. 63-09392

Priority: June 6, 1980

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 1.2 AF

This is to certify, that DELBERT E. SCHMITT
1225 S. 5TH ST.

MOUNTAIN HOME, ID 83647 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 6, 1980; and has submitted Proof of Beneficial Use on June 14, 1985. An examination indicates that the works have a diversion capacity of .040 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	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 6, Township 03N, Range 03W
ELMORE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03N 03W 6 SWNE

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 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. Domestic use is for 1 home.

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 _____ day of _____, 19____.

R. Keith Higginson, Director

February 23, 1990

DELBERT E. SCHMITT
1225 S. 5TH ST.
MOUNTAIN HOME, ID 83647

RE: PERMIT NO. 63-09392

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

218 1990

19-S.A.
/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

63-7392

Permit No.

RECEIVED

DEC 11 1986

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

Department of Water Resources

Check of P/D index RAG 7/14/86 (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: with 63-28294

IRRIGATION
ONLY

Check of P/U index RAG 7/14/86 (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: _____

IRRIGATION
ONLY

Aerial Photo

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

Scheduling Letter sent? 7/11/86 (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 Richard G. [Signature] 7/21/86 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent [Signature] 8/7/86 (Initial and date)

Exam Reviewed by Manager of Regional Office [Signature] 12/9/86 (Initial and date)

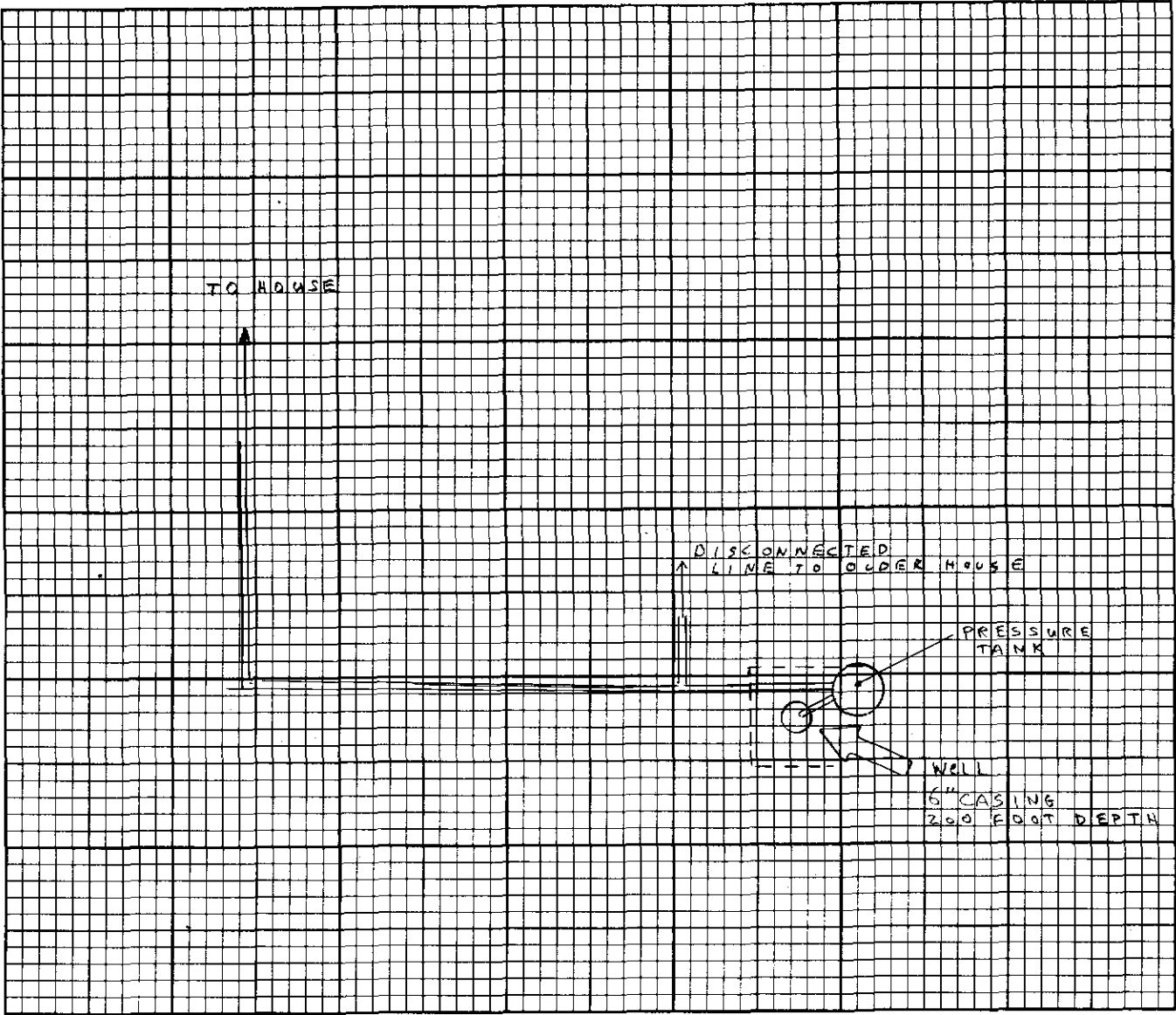
Exam Date Entered in Computer 12-12-86 (Initial and date)

Exam sent to State Office 12-18-86 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File 12-16-86 (Initial and date)

[illegible]

10. Other water rights on these lands None
11. Other water right diverted from same p.d. None
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks Original permit is for .10 cfs for 2 houses and 20 head of cattle. This has been reduced to .04 cfs for 1 domestic house hold allow .04 cfs and ~~1.2 AF/ANNUAL~~ 1.2 AF/ANNUAL
- Other water rights : 63-2829 40 acres irrigation for this 1/4

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

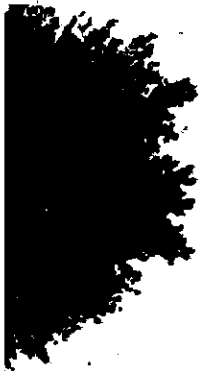
☒ None

☐ Change P.U. as reflected above

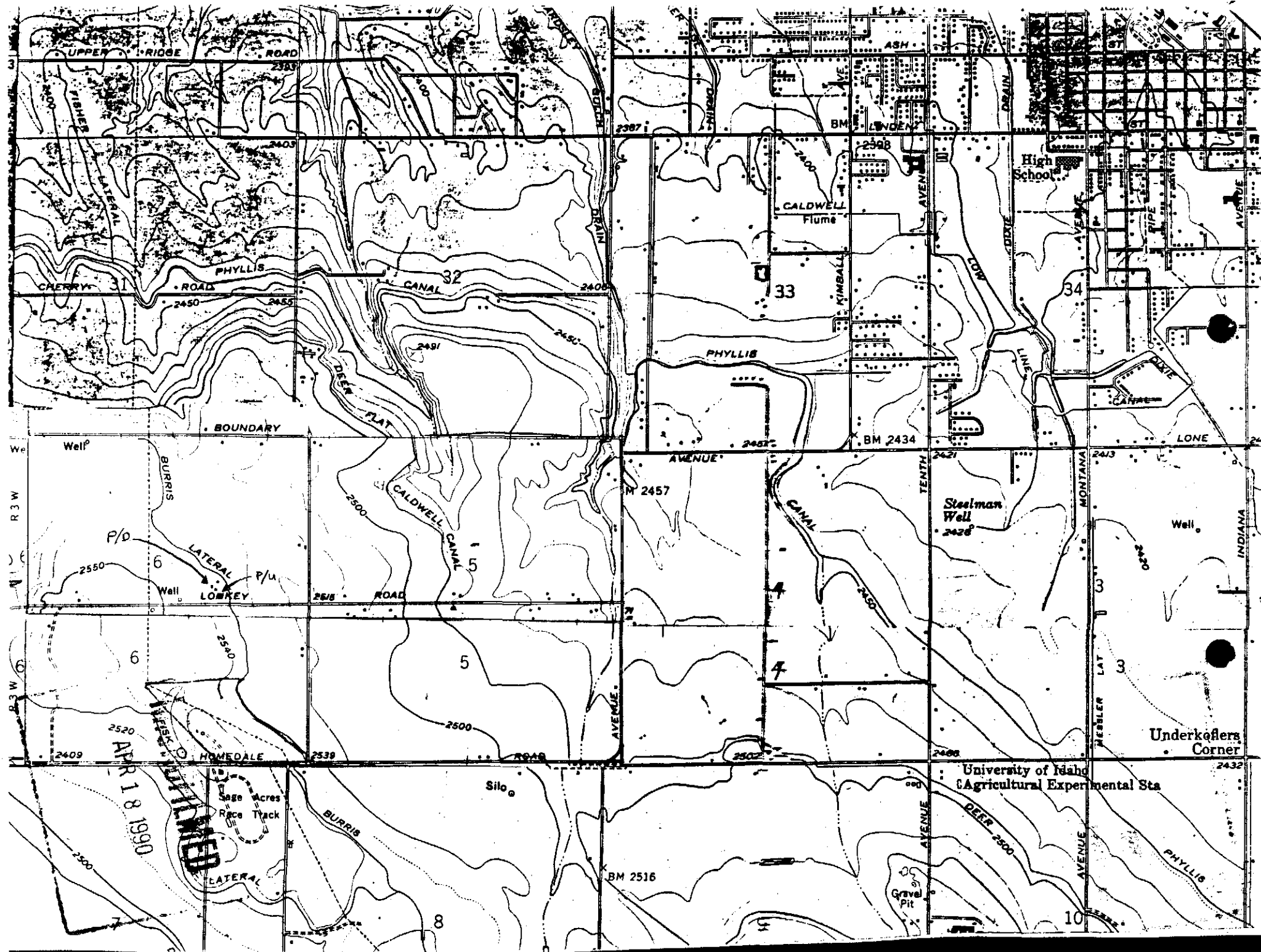
☐ Add P.U. as reflected above

☐ Other
16. Examiner's/Consultant's Signature Richard J. Gonzalez Date 7/21/86
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct Beneficial Use Examination 7-21-86 Date _____

[Signature]
8/7/86
CONSULTANT SEAL







4/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received N/A
Date JUN 20, 1986
Receipt # N/A
Receipt by N/A
Sent to S.O. 7/1/86

1. Permit No. 63-9392

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE: Department of Water Resources
Water Control Office

☒ 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: Delbert E. and/or Arlene Schmitt

3. Post Office Address: 1220 E. 8th N. Mountain Home, ID 83647

Telephone No. 208-587-3157

4. Source of Water: Groundwater

5. Extent of Use:

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (acres) Other/Remark Single Residence Groundwater

Domestic w/Domestic Stock and Irrigation up to 1/2 Acre.

6. Total rate &/or volume for which proof is submitted .04 cfs 1.2 acre-feet

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

February 1, 1979

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

Dean Schmitt

(Name)

APR 18 1980

Rt, 6 /Box 282, Caldwell, ID 83605

(Address)

208-454-9050

(Telephone Number)

or Farm Bureau at Caldwell

208-459-1604

☐ 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.)

June 20, 1986

Date

Arlene Schmitt
Signature of Permit Holder (and title, if appropriate)



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

63-9392
SCHMITT, DELBERT E.
1220 E. 8TH N.
MOUNTAIN HOME, ID 83647

138853

April 30, 1986

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 to the department to conduct the field examination, but you may hire another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

APR 18 1986

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of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

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APR 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

OCTOBER 10, 1985

DELBERT E. SCHMITT
1220 E. 8TH N.
MOUNTAIN HOME ID 83647

RE: Permit No. 63-9392

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 Fense
Secretary

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APR 10 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JUN 14 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 63-9392

Name(s) of Permit Holder: Delbert E. Schmitt

Post Office Address: 1220 E. 8th N.

Mountain Home, ID 83647 Telephone No. 587-3157

Source of Water: groundwater

Extent of Use:

Domestic 2 (number of households)

Stockwater 20 head of beef (number and type of stock)

Irrigation _____ (acres)

Other/Remarks Pump is located close to the older home.

Indicate the date water was first diverted and beneficially used under this permit: 1975

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

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

Person to contact to accompany the Department representative during the field examination:

Dean Schmitt
(Name)

Rt. 6, Box 282 Caldwell, ID 454-9050
(Address) (Telephone Number)

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

June 14, 1985
Date

Delbert E. Schmitt
Signature of Permit Holder (and Title, if appropriate)

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Handwritten initials

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138036

SCHMITT, DELBERT E.
1125 S. 5 S.
MOUNTAIN HOME, ID 83647

PROOF DUE NOTICE

MAY 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-9392 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1985. (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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE 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

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

August 12, 1980

Delbert E. Schmitt
1125 S. 5th S.
Mountain Home, Idaho 83647

Dear Mr. Schmitt,

RE: Permit No. 63-9392

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

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:mr

Enclosure

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: LHS

APPLICATION NUMBER: 163-9392

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ 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. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. None Found
☒ Yes ☐ No* In form for advertising.
Final date for protests: 7-7-80 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7-15-80 ✓
☒ 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? _____
✓ 6/6/80 Date of priority recommended.
Special conditions of approval or cover letter. I.P. GW letter

By: DHS Date: 7/21/80

STATE OFFICE REVIEW:

send receipt w/ cover letter
LOS w/ to cond

- ☐ See attached sheet for more information.

By: Robyn Jui Date: 7/24/80

SCHMITT, DELBERT E.

1125 S. 5 S., MOUNTAIN HOME, ID 83647

Source: GROUNDWATER

Date Filed: 06/06/1980

Amount: 0.10 CFS

Diversion Point: SWNE Sec 06 T 03N R 03W, CANYON Co.

Use: STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
DOMESTIC	(0.08 CFS)	from 01/01 to 12/31

Place of Use: SWNE Sec 06 T 03N R 03W

Diversion Means: PUMP AND WELL.

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