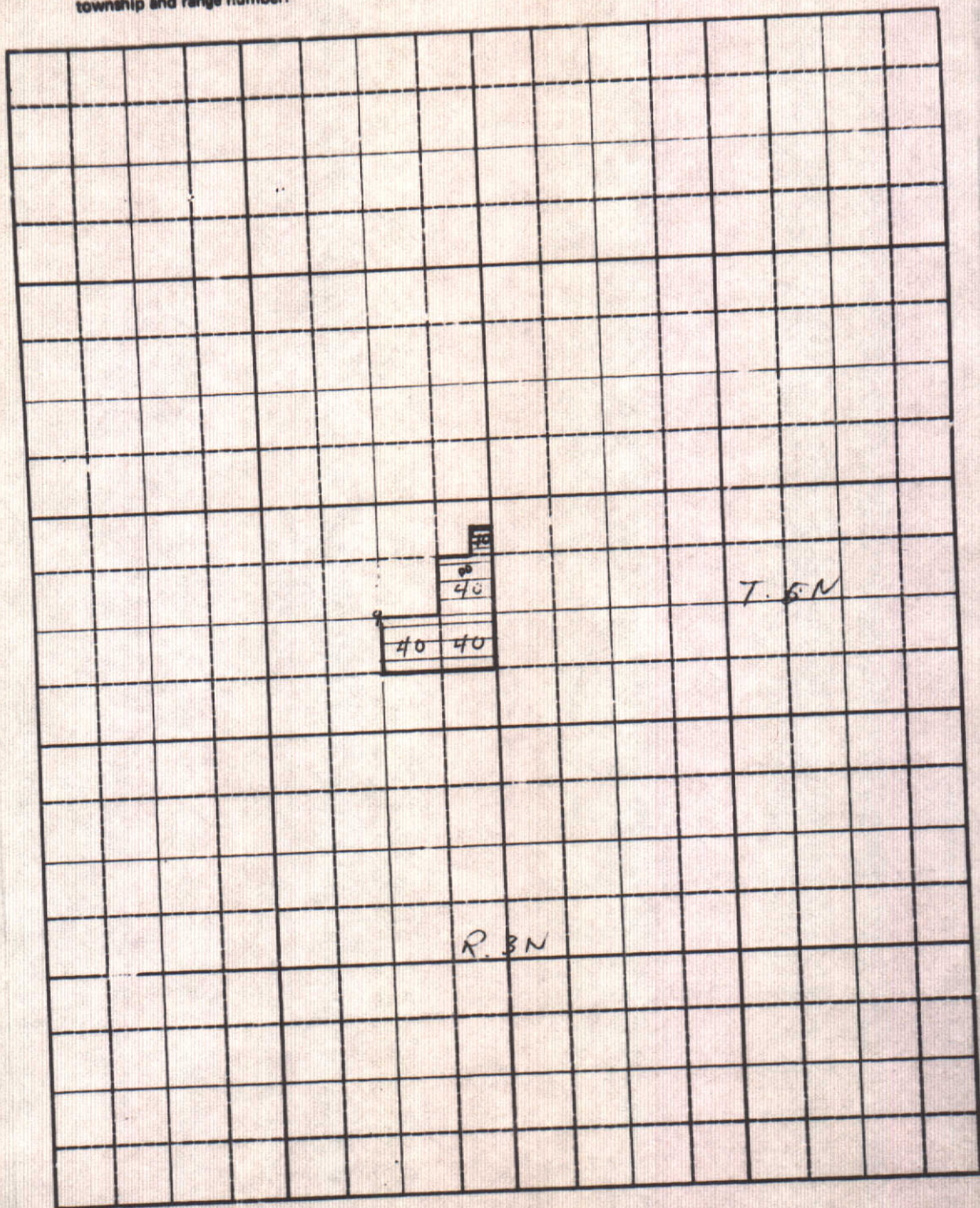


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

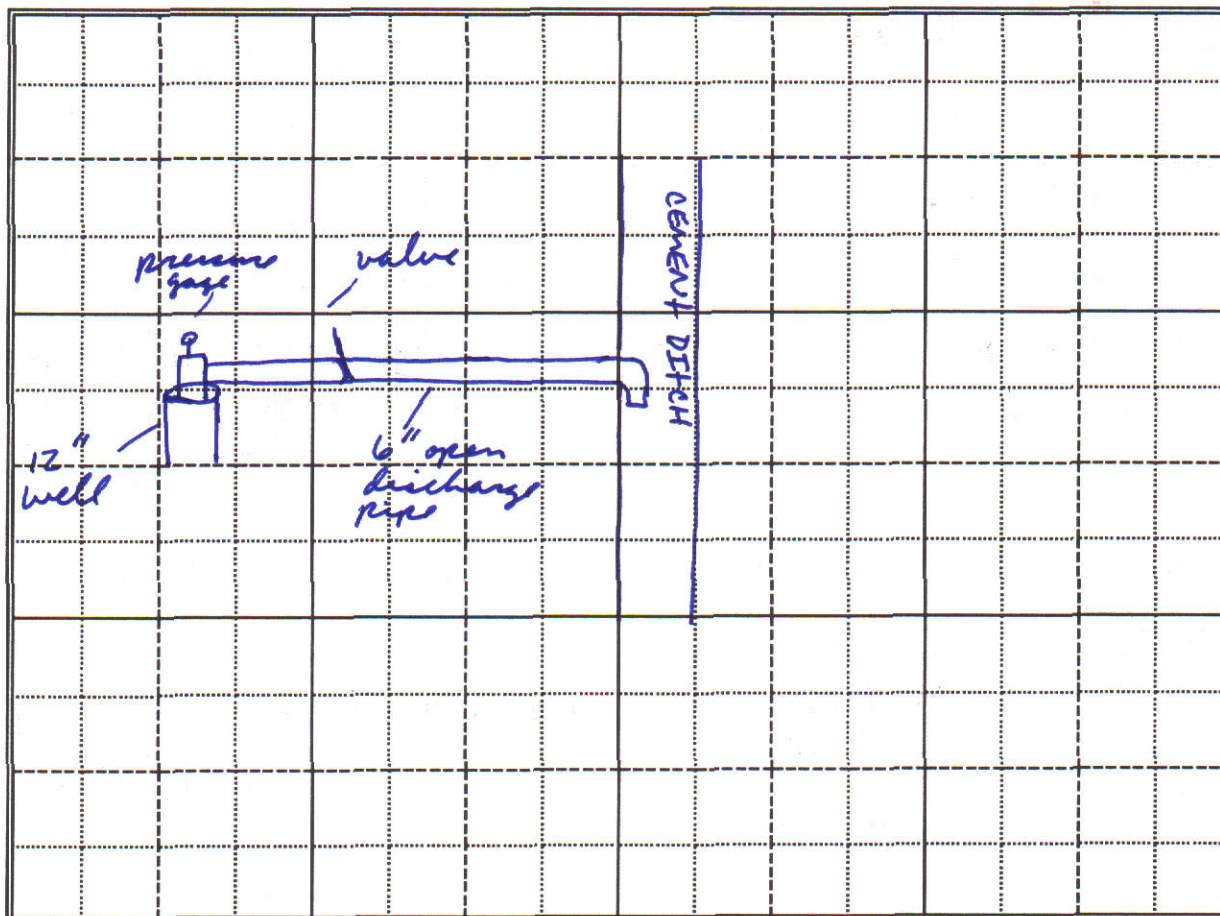


Scale: 2 inches equal 1 mile.

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

Cynthia Hopkins (Redeemer)
(Applicant)

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



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	submers	25			12"

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

D. FLOW MEASUREMENTS

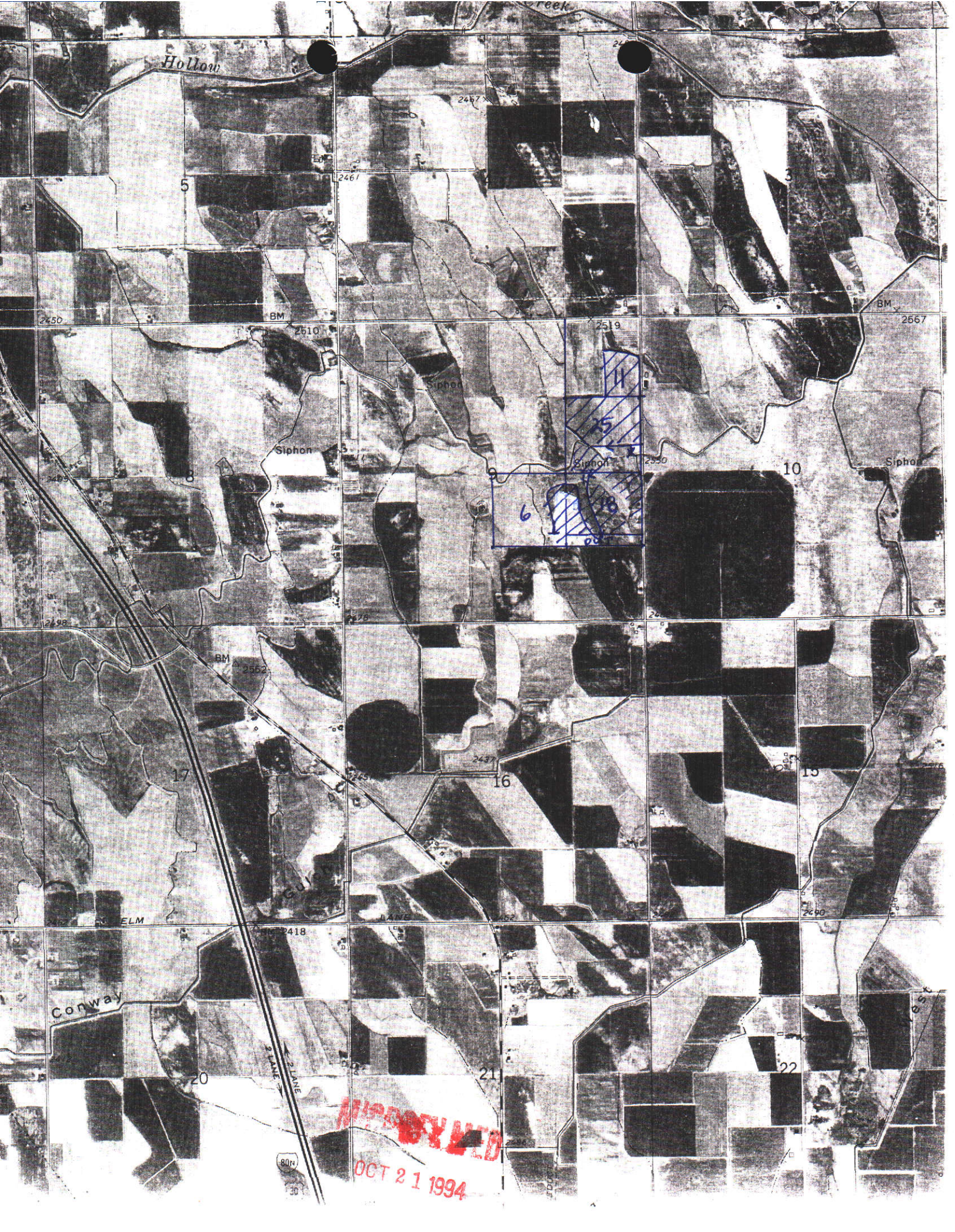
1.

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

2. Measurements:

Theoretical

OCT 21 1994



Hollow

Creek

2467

2467

5

2450

BM

2510

2519

BM

2667

Siphon

Siphon

Siphon

10

6

11

15

16

17

18

BM

2552

2437

16

15

17

ELM

2418

Conway

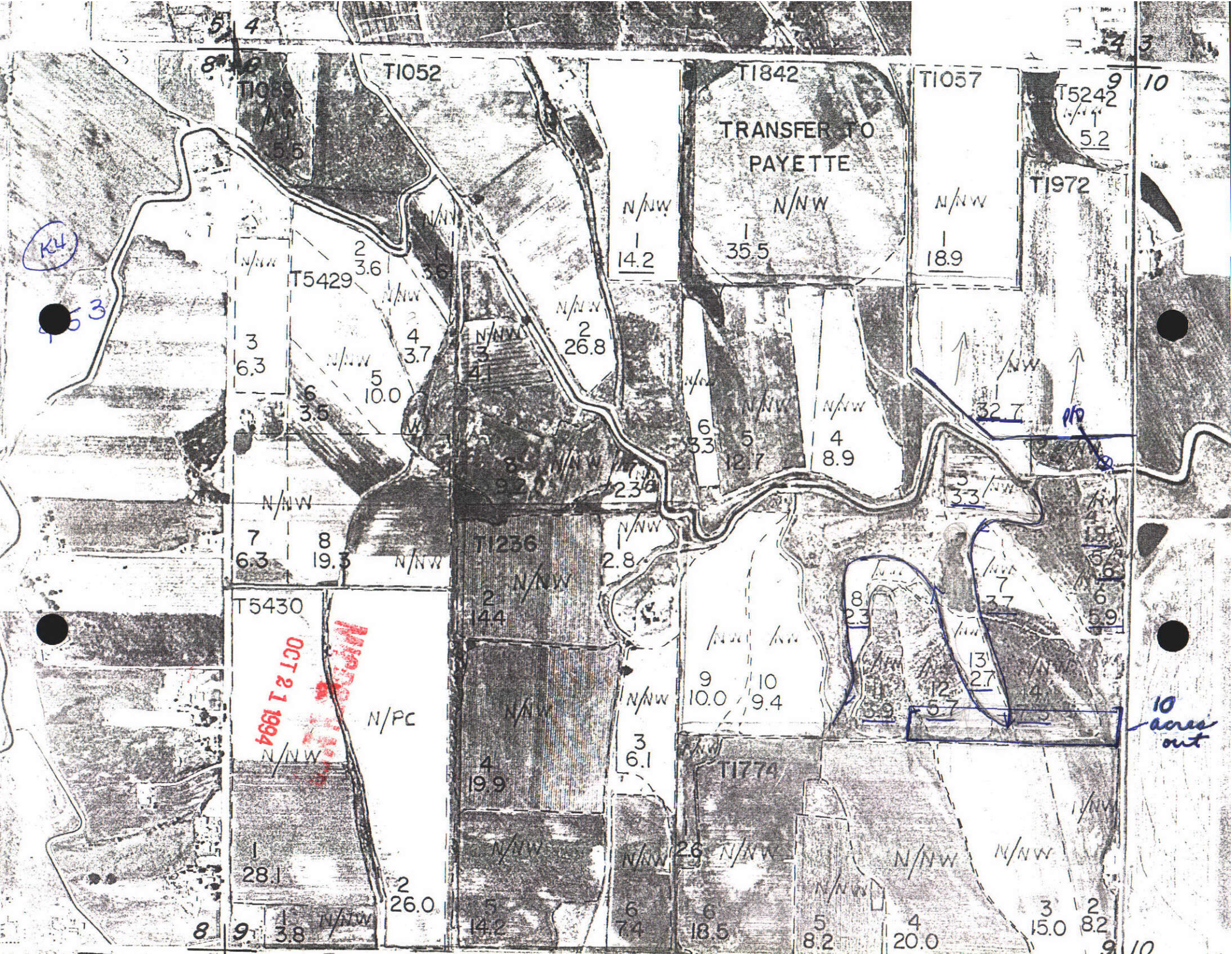
2 LANE
2 LANE

20

21

22

RECEIVED
OCT 21 1994





12" well
25 HP submersible pump

MICROVUE
OCT 21 1994

open discharge
(Booster pump
in background)



p/u



p/u



100121

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09299

Priority: November 12, 1992

Maximum Diversion Rate: 1.03 CFS
Maximum Diversion Volume: 270.0 AF

This is to certify, that DON J SIMPLOT
C/O ROBERT E WHIPKEY
SIMPLOT LAND AND LIVESTOCK
PO BOX 27
BOISE ID 83707

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 16, 1979; and has submitted Proof of Beneficial Use on November 12, 1992. An examination indicates that the works have a diversion capacity of 1.030 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>
IRRIGATION	03/15 to 11/15	1.03 CFS	270.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENE, Sec. 9, Township 05N, Range 03W
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	03W	9	NENE 11	SENE 25	NESE 18	60
			NWSE 6			

Total number of acres irrigated: 60

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. 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.
6. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

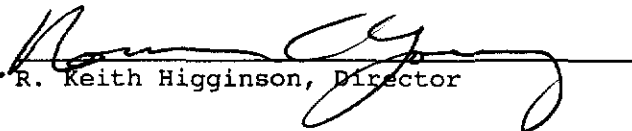
OCT 21 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09299

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 13TH
day of OCTOBER, 1994.

Acting for  R. Keith Higginson, Director



OCT 21 1994

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-09299	)	
	)	ORDER OF
IN THE NAME OF DON J. SIMPLOT	)	REINSTATEMENT
	)	

This matter having come before the Idaho Department of Water Resources (Department), the Department finds as follows:

FINDINGS OF FACT

1. On November 21, 1979, the Director of the Department of Water Resources issued Permit No. 63-09299 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before November 1, 1984.

2. On October 30, 1984, the Department granted an extension of time extending the proof of construction date to November 1, 1989.

3. On August 31, 1989, the Department sent a proof due notice to the permit holder.

4. On November 14, 1989, the Department sent a lapse notice to the permit holder.

5. On November 12, 1992, the permit holder submitted Proof of Beneficial Use to the Department.

6. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

7. The permit holder has submitted evidence to confirm that water has been put to beneficial use prior to the proof due date. Evidence includes a well log dated December 15, 1979. Evidence also includes an affidavit from the manager of the property confirming the fact that the well has been used for irrigation since it was drilled.

8. The permit holder stated, in a telephone conversation with the Department, that there was some confusion during the sale of the property. When the permit holder purchased the property, he was under the impression that all of the necessary

MICROFILMED

DEC 09 1992

paper work had been filed and that the water right had already been licensed.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permit.

2. The permit holder has shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

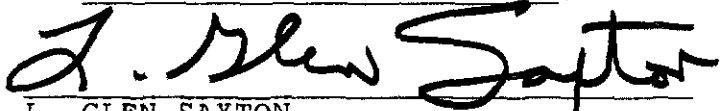
3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 63-09299 is REINSTATED.

IT IS FURTHER ORDERED that the date of priority of this permit is advanced to November 12, 1992.

Dated this 25th day of November, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED
NOV 25 1992

DEC 09 1992

RECEIVED
NOV 12 1992

OFFICE USE ONLY
Amt. of Fee \$ 125.00
Date 11-12-92
Receipt No. 0025986
Receipt by [Signature]

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-09299 Telephone No. (208) 336-2110
2. Name(s) of Permit Holder(s): DON J. SIMPLOT
3. Mailing Address: P.O. Box 27 Boise ID 83707
4. Source of Water: Groundwater

If GROUNDWATER, Well Driller's Name: Bill Doty Date Drilled: 11/21/79

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic 1 (No. of households) Stockwater 25 Horses, 25 Cows (No. and type of stock)

Irrigation 85 (No. of acres) Other Ornamental Tree Harvest Removal

6. Total rate and/or volume for which proof is submitted 2.0 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR

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

8. Fee Enclosed: \$ 125.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Kendal Hopkins (208) 896-4714
Name Telephone No.

Route 1 Box 382 Marsing ID 83639
Address

10. 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.

RECORDED

11/10/92
Date

[Signature]
Signature (and title, if on behalf of a company or organization)

DEC 09 1992

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

I, Harold Hopkins, hereby assign to Don Simplot
of Boise, Id Address

All my right, title, and interest in and to Permit No. 63-08299
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 23rd day of November, 1992.

Harold Hopkins
Permit Holder

Spouse of Permit Holder

State of Idaho)

County of Ada) ss

On this 23rd day of November, 1992, personally appeared before
me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

NOTARIZED

DEC 09 1992

s e a l

Josephine A. Brooks
Notary Public residing at Boise, Id.
Commission Expires: 8/18/93

My commission expires:

For Office Use Only
Fee Received 18.00
Date 10-2-84
Receipt # 35113

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

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

Cyndee Hopkins Redenbo; Harold Hopkins, P.O. Box 255 Caldwell
(Name) (Address) 83606

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of
the State of Idaho No. 63-9299

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
November 1 19 84

That he has heretofore performed the following work described under said permit:
(Time must be filled in. If no work has been completed put none.)

drilled 12" well } all that is needed to
installed cement ditches } complete is pump & power
level ground } Costing \$ 15,000⁰⁰ approx.

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
time has passed so quickly! This land has
no irrigation water allotted from Black Canyon diversion,
so is dry land. We are in process of completing the well
to full functioning as per permit

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to November 1st 19 89.
(1 yr. minimum, 5 yrs. maximum)

Peta Fleck: Please call if you've any questions 585-3953

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME

Cyndee Hopkins Redenbo
(Signature)

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

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 the statement of beneficial use is extended to November 1, 1989.

Signed this 30th day of October 19 84

J. Glen Saxton
Chief, Operations Bureau

Form 202
3/70

Ident. No. 63-9299

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 Harold Hopkins &/or Cyndee Hopkins Phone 459-7938
Post office address Rt. 2, Box 366, Caldwell, ID 83705

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

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 Township 3N
Range 3E S.M. Canyon County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.6 for Irrigation purpose from 4/1 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stockwater purpose from 4/1 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 20 for Irrigation purpose from 10/15 to 4/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 08 for Domestic purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.62 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & gravity 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.

c. Proposed well diameter is 12 inches; proposed depth of well is 220 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: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 Township 3N
Range 3E S.M.

(2) Amount of water to be diverted: _____

(3) Location of point of diversion: _____

(4) Name of proposed user: _____

(5) Name of proposed user: _____

(6) Name of proposed user: _____

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

[illegible]

Total number of acres to be irrigated	130
---------------------------------------	-----

c. Describe any other water rights used for the same purposes as described above. 37 inches out of
canal from Black Canyon Irrigation District.

9. a. Who owns the property at the point of diversion Applicant (Harold Hopkins)

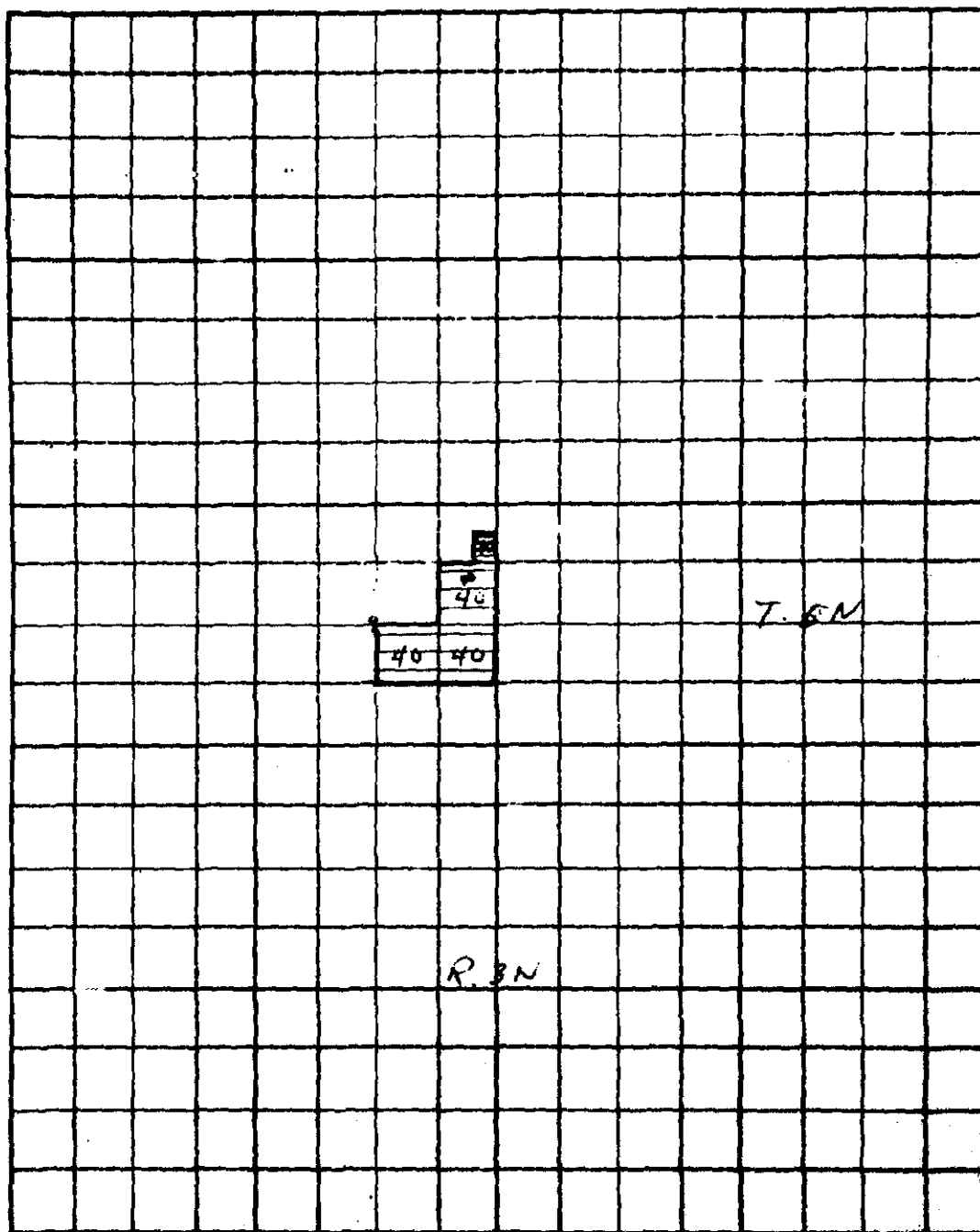
b. Who owns the land to be irrigated or place of use Applicant (Harold Hopkins)

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 0.2 c.f.a. required for nursery during non-irrigation season.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

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



Scale: 2 inches equal 1 mile.

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

Cyril H. H. H. H.
 (Signature)

Proposed Priority 10/16/79

Received by EW Date 10/16/79 Time 1:10 PM

Preliminary check by QBS Fee \$

Received by EW Date 10/16/79 # 14593

Publication prepared by kk Date 10/28/79

Published in Idaho Tribune

Publication dates 10/26 & 11/1/79

Publication approved KK Date 11/2/79

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by QBS

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. 63-9299, 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 November 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: (1) An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 21st day of November, 19 79.

L. Glen Saylor
Chief, Operations Bureau



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 14, 1994

DON J SIMPLOT
C/O ROBERT E WHIPKEY
SIMPLOT LAND AND LIVESTOCK
PO BOX 27
BOISE ID 83707

RE: WATER RIGHT NO. 63-09299

Dear Water Right Holder(s):

Enclosed 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,

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

63-09299

10/24/94

Vic Conrad called today to request additional time to reply. He said he just got my letter and hasn't had time yet to review the license. Mr. Conrad works for Simplot. I said I'd extend to 11/10/94.

S.W. Keen

1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-9299 DATE 7-27-94



NAME	Yes <u> </u> No <u>✓</u>	Or Address Change? <u> </u>
PRIORITY DATE	<u>✓</u> <u> </u>	Advance? <u>YES</u> Advanced to: <u>11-12-92</u> Order to reinstate needed? <u>DONE</u> Incorrect fee for rate recommended? <u> </u>
SOURCE	<u> </u> <u>✓</u>	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV	<u> </u> <u>✓</u>	Amendment needed? <u> </u> Overlaps? <u> </u>
PLACE OF USE	<u> </u> <u>✓</u>	Amendment needed? <u> </u> Overlaps? <u> </u>
DIV RATE	<u> </u> <u>✓</u>	Measurement Q = <u>NONE</u> Theoretical Q = <u>1.03</u> <u>60 X .02 = 1.20</u>
		Capacity: <u>1.03</u> Combined rates exceed capacity <u> </u> Permit/fee limits: <u>2.62</u> Allowable: <u>1.03 CFS</u> <u>2.00</u>
ANNUAL VOLUME	<u> </u> <u>✓</u>	Season of use: <u>D/4.5</u> (3-15 to 11-15 STANDARD) Calculations: <u>60 X 4.5 = 270</u> Flow limit: <u> </u> cfs x <u> </u> x 1.9835 = <u> </u> Combined volumes exceed capacity/allowable <u> </u>
USES	<u>✓</u> <u> </u>	Change in Nature of Use or additional uses? <u>Delete</u> Amendment necessary? <u>NO</u> <u>uses below</u>
REMARKS	<u>WB3</u> <u>✓</u>	Multiple p/d(s) in ¼ ¼? <u> </u> Other <u>Black Canyon Irr Dist</u>
CONDITIONS	<u> </u> <u>✓</u> <u>B32</u> <u>✓</u> <u> </u> <u>✓</u> <u> </u> <u>✓</u>	Measuring/Locking Devices <u> </u> Watermaster control - District <u> </u> Irrigation Overlap <u> </u> Water Quality <u> </u> Other <u> </u>

COMMENTS: DELETE STOCKWATER, DOMESTIC, & JWD IRRIGATION SEASON.
REDUCE ACRES; AND RATE TO CAPACITY

RECOMMENDED	CFS	VOLUME	LICENSE <u>✓</u>
<u>Irrigation</u>	<u>1.03</u>	<u>270</u>	
<u> </u>	<u> </u>	<u> </u>	1ST AMENDMENT LETTER <u> </u>
<u> </u>	<u> </u>	<u> </u>	FINAL AMENDMENT LETTER <u> </u>

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L6309299	T05N R03W S 9 GROUNDWATER																	
	:	11				25	:							:	18	06		: 60
6309299	GROUNDWATE :	10				40	:			40	:			:	40			: 130

ADJUSTMENTS TO FIELD EXAM MEMORANDUM

TO: File 63-09299 / Don J. Simplot
FROM: Brenda Chapman
DATE: July 27, 1994
RE: Adjustments Made

=====

* An adjustment or notes were made on the field exam in the following portion(s) based on the information below.

E. NARRATIVE/REMARKS/COMMENTS

In the narrative the examiner mentions the permit lists the point of diversion as being in the SENW $\frac{1}{4}$. The permit had been filmed & destroyed. When it was reinstated and re-created, the point of diversion and place of use locations both had errors in them.

The exam and the original permit are both the same with no amendments necessary.

OCT 21 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG 19 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-09299

1. Owner: Don J. Simplot Phone No. 336-2110

Current Address: PO Box 27 Boise ID 83707

2. Accompanied by: Harold Hopkins EXAM DATE: 6/1/93

Address: Rt 2 Caldwell Phone No. 459-7938

Relationship to Permit Holder: caretaker

3. Source: GROUND WATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NE	9	5N	3W	Canyon	USGS QUAD

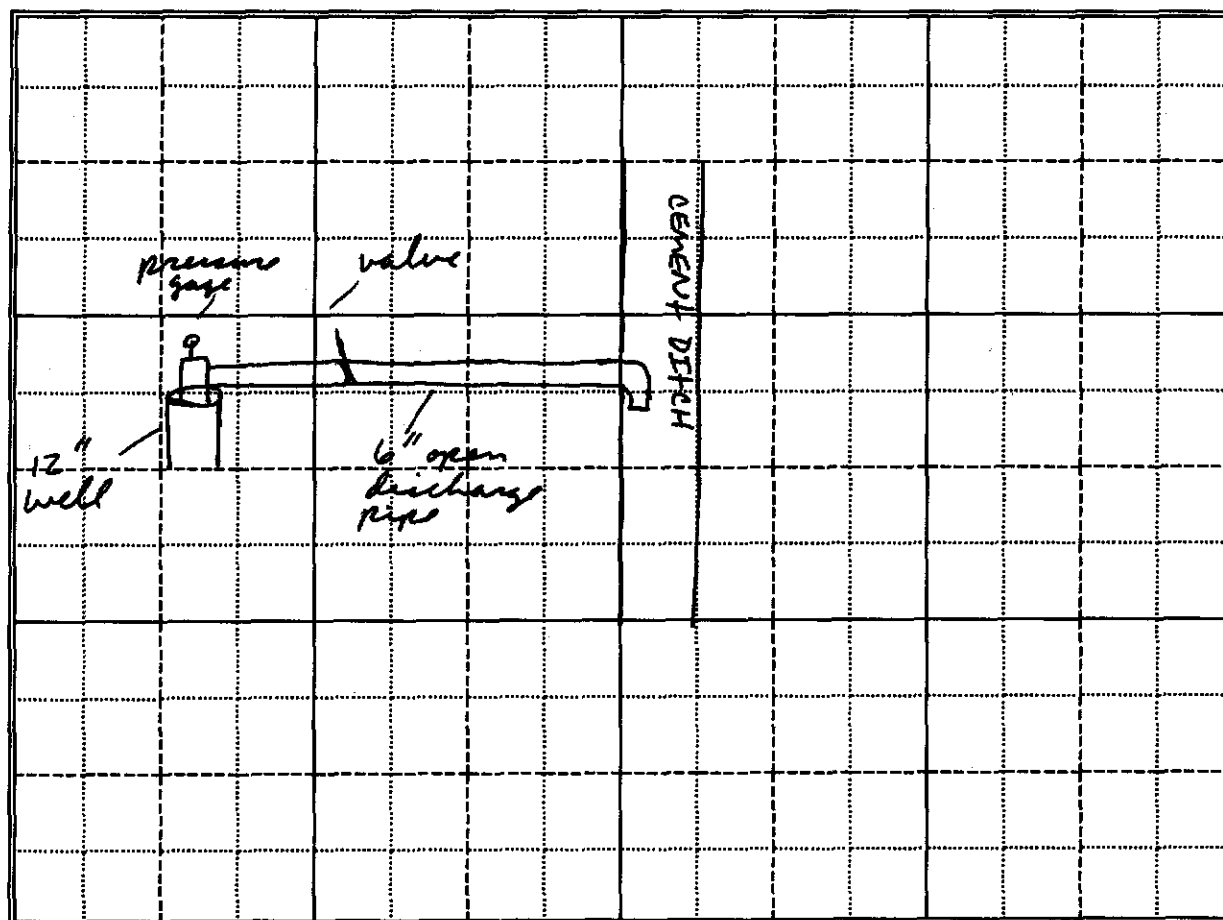
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	3W	9	11			25									18	6			60

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



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	submers	25			12"

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

Theoretical

50781 1094

E. NARRATIVE/REMARKS/COMMENTS

A 12" well with a 25 HP submersible pump supplies water to 60 acres of trees ^(nursery stock) via cement ditch and siphon tubes. A 15 HP booster pump is also used and located ~ 10 yards west of the well. The well does not supply water to a domestic ^{or stock} also 10 acres in the NESE have been sold and split off the original irrigated acres and no longer use water from this well. Black Canyon irrigation water is also used on the property. No other water rights are used.

The trees are planted, not balled and burlapped. .20 cfs for nursery stock during the non-irrigation season is not beneficially used in this situation. An extended irrigation season seems more appropriate.

(The original application lists the P/D as found during the field exam. The permit lists the P/D in the SENW.)

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

OCT 21 1994

* SEE "EXAM ADJUSTMENTS" MEMO. (BC)

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$\frac{25 \times 8.8 \times 1.7}{150} = 1.03 \text{ cfs}$$

*per owner's est. + area
well logs*

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 60 \times 4.5 = 270$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.03 \times 246 \times 1.9835 = 502.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 270$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3/15	11/15	1.03	270
IRRIGATION	11/15	3/15	1.03	
Totals:			1.03	270

2. Recommended Amendments *(see comments in regards to P/D)*

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

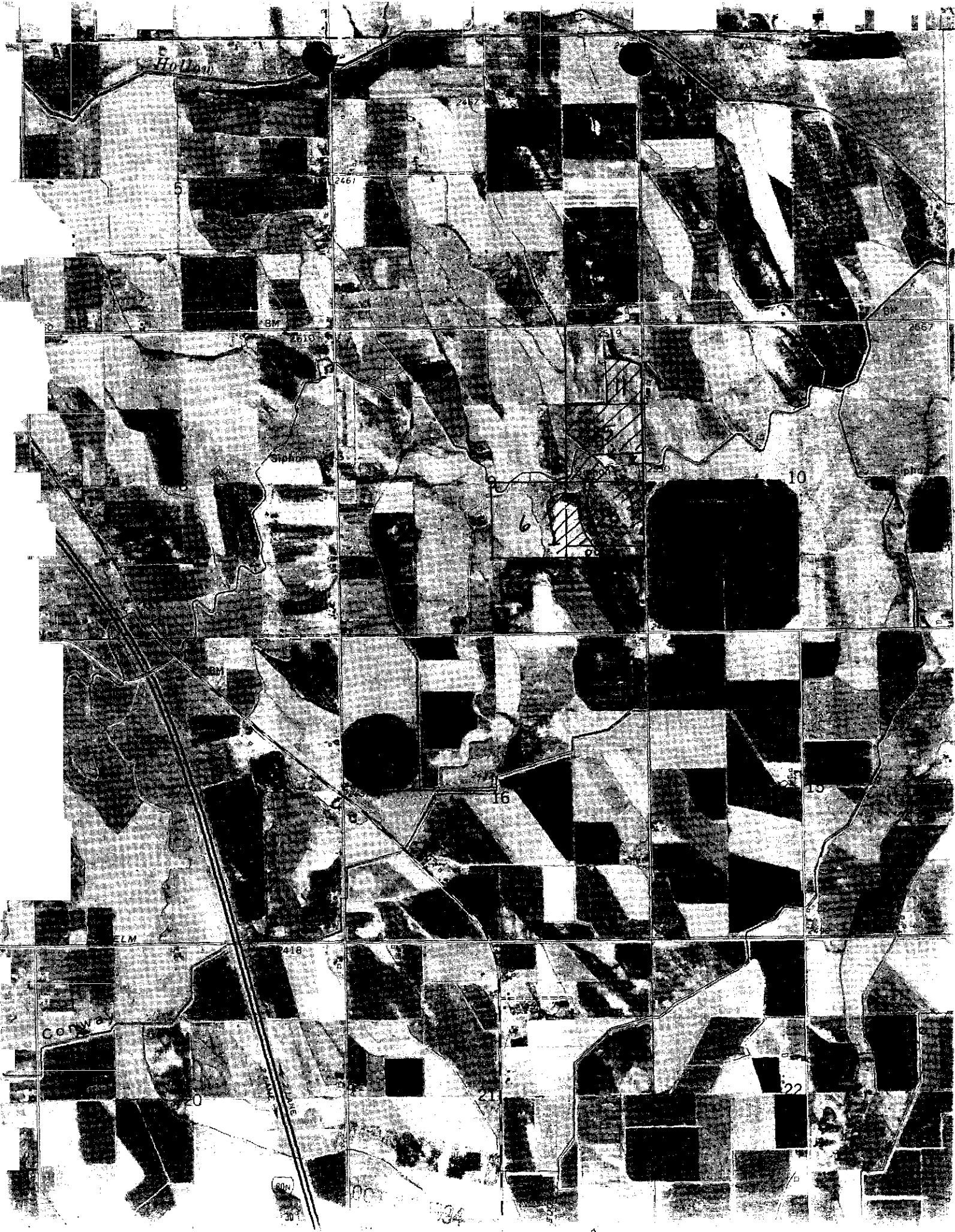
I. AUTHENTICATION

Field Examiner's Name Lon Gnaner Date 7/7/93

Reviewer _____ Date _____

SEAL

OCT 21 1994





IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: 63-09299

2. OWNER: DON SIMPLOT Phone: _____
Address: PO Box 27 Boise ID 83707

3. WELL LOCATION: Twp 5N, Rge. 3W, Sec. 9, Se 1/4 SW 1/4
County Canyon (Provide sketch map and photo on reverse.)

4. DRILLER: Doty Lic. No. 42
When Drilled? 1979

5. WELL CONSTRUCTION:

Casing Diameter 12 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 280 ft. Method Drilled _____
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)

6. HYDROLOGIC INFORMATION:

Depth to Static Water 114 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____

7. WELL USE:

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

OCT 21 1994

8. **POSSIBLE CONTAMINATION SOURCES:**

Is there evidence of Chemigation? ☐ Yes ☐ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☐ No

If yes, what Type? _____

How far away from the well is this source? _____

9. **REMARKS:** _____

Signature of Dept. Representative & Title

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

RECEIVED
OCT 21 1994

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

USE TYPEWRITER OR
BALLPOINT PEN

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 HAROLD HOPKINS
Address EL PASO RD.
Drilling Permit No. _____
Water Right Permit No. 63-92-99

7. WATER LEVEL

Static water level 114 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
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 ☐ Bailor ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>200</u>	<u>260</u>	<u>3</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
16	0	3	HARD PAN		
16	3	5	SUB SOIL - SANDY		
16	5	20	SAND - MUDDY		
16	20	35	SANDY SANDY GRAVEL		
12	35	40	SANDY SANDY GRAVEL		
12	40	46	SAND WITH GRAVEL		
12	46	56	SANDY TYPE SUB SOIL		
12	56	58	SANDY SUB SOIL		
12	58	66	BROWNISH GREEN CLAY		
12	66	82	MUDDY SAND & SHORT CLAY STREAKS		
12	82	94	SAND		
12	94	114	SAND & SOME CLAY STREAKS		
12	114	117	SAND		X
12	117	122	CLAY		
12	122	125	CLAY & SAND		
12	125	128	SAND & PEA GRAVEL		X
12	128	137	CLAY WITH SAND STRIPS		
12	137	143	SANDY CLAY		
12	143	160	CLAY WITH SANDY CLAY STRIPS		
12	160	172	SANDY CLAY		
12	172	175	SAND		X
12	175	176	SAND & PEA GRAVEL		X
12	176	179	CLAY		
12	179	184	SAND & PEA GRAVEL		X
12	184	188	SAND & PEA GRAVEL W/CLAY LAYERS		
12	188	189	CLAY - STICKY		
12	189	194	CLAY		
12	194	198	SAND WITH CLAY STRIPS		
12	198	208	SAND		
12	208	211	SANDSTONE		
12	211	220	SAND		
12	220	232	SAND		
12	232	252	HARD SAND or SANDSTONE		
12	252	259	SANDSTONE		
12	259	271	BROKEN SANDSTONE W/ SOFT SAND LAYERS		
12	271	276	SAND		
12	276	280	SANDY CLAY		

4. METHOD DRILLED

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

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____
Thickness Diameter From To
250 inches 12 inches + 1 feet 193 feet
250 inches 8 inches 180 feet 280 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? 3 inches by 1/8 inches
Number From To
2464 perforations 190 feet 270 feet
perforations feet feet
perforations feet feet
Well screen installed? ☐ Yes ☒ No
Manufacturer _____ Type _____
Top Packer or Headpipe 180'
Bottom of Tailpipe 280'

Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☒ Yes ☐ No ☒ Size of gravel 3/8 MINUS
Placed from 180' feet to 280' feet

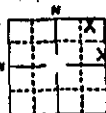
Surface seal depth 25 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☒ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port _____

Work started 8-17-79 finished 11-21-79

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County CANYON

NE 1/4 NE 1/4 Sec. 9 of 5N & R3W W 8

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
compiled with at the time the rig was removed.

BILL DOTY DRILLING

Firm Name CO., INC. Firm No. 42

Address 706 CALLOWAY Date 12-15-79

63605

Signed by Drilling Supervisor _____

and _____

(Operator)

(If different than the Drilling Supervisor)

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT



12" well
25HP submersible pump

OCT 21 1994

open discharge
(Booster pump
in background)



p/u



p/u



000000

November 25, 1992

DON J SIMPLOT
C/O ROBERT E WHIPKEY
SIMPLOT LAND AND LIVESTOCK
PO BOX 27 ONE CAPITAL CENTER
BOISE ID 83707

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-09299

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

I note that the permit issued to you by the department requires the installation of a flow measurement port to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the flow measurement port must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson

RECEIVED
NOV 29 1992



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

November 25, 1992

Robert E Whipkey
Simplot Land and Development
PO Box 27 One Capital Center
Boise, ID 83707

Re: Permit No. 63-09299 in the name of Don Simplot

Dear Permit Holder:

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.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

CC: IDWR - Regional Office

MAILED
DEC 09 1992

CORPORATE HEADQUARTERS

J. R. SIMPLOT COMPANY
P.O. BOX 27 ONE CAPITAL CENTER
BOISE, IDAHO 83707
208/389-7326 FAX 389-7615

ROBERT E. WHIPKEY
SIMPLOT LAND &
DEVELOPMENT

Managing earth's Resources



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

November 6, 1992

Robert E. Whipkey
Simplot Land and Development
PO Box 27 One Capital Center
Boise, ID 83707

Re: Permit No. 63-09299

Dear Mr. Whipkey:

This letter is to inform you that Department still has not received either the proof of beneficial use form and fee or the assignment form. Both forms were mailed to the appropriate parties on October 5, 1992. Both forms are necessary before the Department can reinstate the permit.

You should also be aware that the Department cannot continue to hold the file indefinitely without action. Since the permit lapsed on November 1, 1990, it is of no further force nor effect. If water is being used on this water right, it is being done so illegally.

I will hold the file for an additional 20 days. This time will allow you to submit the proof of beneficial use form and applicable fee, and will allow Mr. Hopkins to submit the assignment form assigning the permit to Mr. Don Hopkins.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

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DEC 09 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 5, 1992

Robert E. Whipkey
Simplot Land and Development
P.O. Box 27 One Capital Center
Boise, ID 83707

Re: Permit No. 63-09299

Dear Mr. Whipkey:

As you are aware, the Department is currently attempting to reinstate the above referenced permit. Once the assignment is received from Mr. Hopkins, one last step needs to be taken in order to complete the assignment. It will be necessary to complete the enclosed Proof of Beneficial Use Form and attach the applicable license examination fee. I have also enclosed an instruction sheet for your assistance.

Please return the completed form and fee at your earliest convenience. Once the Department has received the proof form, fee and assignment form we will be able to complete the reinstatement process.

If you have any questions or if I can be of any assistance please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

DEC 09 1992

October 5, 1992

Kendall Hopkins
Route 1, Box 382
Marsing, ID 83639

Re: Permit No. 63-09299

Dear Mr. Hopkins:

The Department is currently attempting to reinstate the above referenced lapsed water right permit. As you are aware, when the permit lapsed, it was in the name of Harold and Cyndee Hopkins. Before the Department can complete the reinstatement process, it will be necessary to have the permit assigned to Mr. Don Simplot.

Preferably, Harold or Cyndee should complete the enclosed assignment form and return it to the Department. If, for some reason, neither Harold or Cyndee can complete the form, the Department will accept your signature on the assignment.

Please complete and return the form as soon as possible. The sooner it is received by the Department, the sooner we can proceed with the reinstatement process.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: Mr. Don Whipkey

DEC 09 1992

AFFIDAVIT OF KENDAL HOPKINS

STATE OF IDAHO)
) ss.
County of Ada)

The undersigned, being duly sworn upon his oath, hereby states and affirms as follows:

1. My name is Kendal Hopkins, and I reside at Route 1, Box 382, Marsing, Idaho 83639.

2. My father, Harold Hopkins, for many years owned a farm located in Canyon County, Idaho, with the general legal description as follows:

Township 5 North, Range 3 West, Boise Meridian, Section 9:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

3. The farm was purchased by my father in 1972 and was farmed continuously through January 1992, when it was sold to Don Simplot, who is the current owner and continues to farm it.

4. I have been manager of the property for the past 12 years and continue to manage the farm as an employee of Don Simplot. Because of my relationship to the previous owner of the farm and my position as manager, I am thoroughly familiar with the irrigation procedures and water usage on the subject farm, including, but not limited to water usage relating to Idaho Department of Water Resources Permit No. 63-09299.

5. On or about August 17, 1979, construction for a well to be used for irrigation, stock water and domestic purposes commenced on the farm. The well was completed on November 21, 1979, with point of diversion within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9, Township 5 North, Range 3 West, Boise Meridian. A permit for the well was issued on November 21, 1979, for the diversion of 2.62 cfs of water to be used for irrigation, stock water and domestic purposes. The well was drilled by Bill Doty Drilling Company, Inc., of 106 Calloway, Caldwell, Idaho 83605, and was constructed with 12-inch casing down to 180 feet then continued with an eight-inch gravel packed liner from 180 feet to 280 feet, the final depth of the well. Well tests conducted by Doty yielded 200 gallons per minute for a three-hour pumping period. The pump was set at 260 feet during the pump test period. Prior to the pump test, the static water level was 114 feet. No draw-down test was performed.

RECEIVED
DEC 10 1992

DEC 09 1992

6. The Statement of Proof of Beneficial Use for the well permit was initially set for November 1, 1984. On October 30, 1984, Harold Hopkins and Cyndee Hopkins Redenbo, my sister, filed a Request for Extension of Time to File Proof of Beneficial Use with the IDWR and the proof deadline was extended to November 1, 1989. No Proof of Beneficial Use was submitted before the extension date and the permit lapsed as a result.

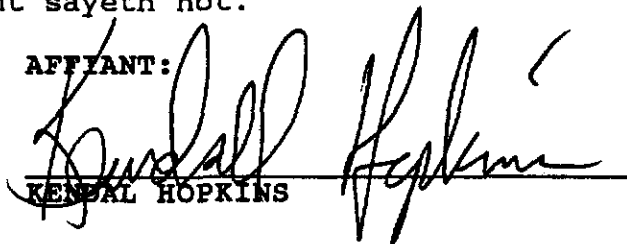
7. The farm is used, and has been used for some time to grow ornamental trees and shrubs sold commercially for landscaping. Because the irrigation season for an ornamental tree farm begins prior to the traditional row-crop irrigation season and extends beyond the traditional row-crop irrigation season, the well has been used to irrigate the tree farm during times when Black Canyon Irrigation District water has not been available to the farm. The irrigation season for the tree farm is February 1st through December 15th of each year and the well has also been used to supplement Black Canyon Irrigation District water during years of drought.

8. The subject well was put to beneficial use while the permit was in good standing and the well provides much needed supplemental irrigation water for the tree farm, especially during drought years. Although the Proof of Beneficial Use was not submitted in accordance with the deadline set by the IDWR, the well in fact was beneficially used within the required period.

9. At present, there is an inadequate water supply from Black Canyon Irrigation District to meet the needs of the year-round ornamental tree operation. In order to avoid serious financial loss of the existing crop of trees in progress and possible additional losses in the future, I request the IDWR to reinstate the permit for uses supplemental to the Black Canyon Irrigation District water.

Further, the affiant sayeth not.

AFFIANT:


KENDAL HOPKINS

DEC 09 1992

STATE OF IDAHO)
) ss.
County of Ada)

On this 24 day of September, 1992, before me, a Notary Public in and for said State, personally appeared KENDAL HOPKINS, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Thilly Cope
Notary Public for Idaho
Residing at: Meridian
My Commission Expires: 6-24-93

4673v/9-23-92/8:56

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

USE TYPEWRITER OR
BALLPOINT PEN

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 HAROLD HOPKINS
Address EL PASO RD.
Drilling Permit No. _____
Water Right Permit No. 63-92-99

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.)

3. PROPOSED USE

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

4. METHOD DRILLED

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

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.250 inches	12 inches	+ 1 feet	193 feet
.250 inches	8 inches	180 feet	280 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? 3 inches by 1/8 inches
Number From To
2464 perforations 190 feet 270 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No
Manufacturer _____ Type _____
Top Packer or Headpipe 180'
Bottom of Tailpipe 280'

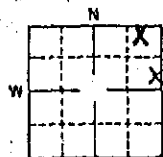
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☒ Yes ☐ No ☒ Size of gravel 3/8 MINUS
Placed from 180 feet to 280 feet

Surface seal depth 35. Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling 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 _____

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County CANYON

NE 1/4 NE 1/4 Sec. 9 of 5 N 3 R 3 W

7. WATER LEVEL

Static water level 134 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
200	260	3

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
16	0	3	HARD PAN		
16	3	5	SUB SOIL - SANDY		
16	5	20	SAND - MUDDY		
16	20	35	SANDY SANDY GRAVEL		
12	35	40	SANDY SANDY GRAVEL		
12	40	46	SAND WITH GRAVEL		
12	46	56	SANDY TYPE SUB SOIL		
12	56	58	SANDY SUB SOIL		
12	58	66	BROWNISH GREEN CLAY		
12	66	82	MUDDY SAND & SHORT CLAY STREAKS		
12	82	94	SAND		
12	94	114	SAND & SOME CLAY STREAKS		
12	114	117	SAND	X	
12	117	122	CLAY		
12	122	125	CLAY & SAND		
12	125	128	SAND & PEA GRAVEL	X	
12	128	137	CLAY WITH SAND STRIPS		
12	137	143	SANDY CLAY		
12	143	160	CLAY WITH SANDY CLAY STRIPS		
12	160	172	SANDY CLAY		
12	172	175	SAND	X	
12	175	176	SAND & PEA GRAVEL	X	
12	176	179	CLAY		
12	179	184	SAND & PEA GRAVEL	X	
12	184	188	SAND & PEA GRAVEL W/CLAY LAYERS		
12	188	189	CLAY - STICKY		
12	189	194	CLAY		
12	194	198	SAND WITH CLAY STRIPS		
12	198	208	SAND		
12	208	211	SANDSTONE		
12	211	220	SAND		
12	220	232	SAND		
12	232	252	HARD SAND or SANDSTONE		
12	252	259	SANDSTONE		
12	259	271	BROKEN SANDSTONE w/ SOFT SAND LAYERS		
12	271	276	SAND		
12	276	280	SANDY CLAY		

Work started 8-17-79 finished 11-27-79

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 BILL DUTY DRILLING CO., INC. Firm No. 42

Address 106 CALLOWAY CALDWELL, ID 83605 Date 12-15-79

Signed by Drilling Supervisor [Signature]
and

(Operator) [Signature]
(If different than the Drilling Supervisor)

I certify that file No. 43-9299 has
reviewed and is ready to be MI
and DESTROYED.

James Hagg
Signature

7-2-50
Date

HAROLD HOPKINS
CYNDEE HOPKINS REDENBO
P.O. BOX 255
CALDWELL, ID 83605

Dear Permit Holder:

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

LONG: 307

I hereby certify that on _____
a copy of original of this _____
deposited in the _____
postage _____
individual in _____

13855

August 31, 1969

HAROLD HOPKINS
CYNDEE HOPKINS REDEMBO
P.O. BOX 255

CALDWELL, ID 83605

PROOF DUE NOTICE

RE: PERMIT NO. 63-09299

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 November 1, 1969. (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

October 30, 1984

Cyndee Hopkins Radenbo and
Harold Hopkins
P. O. Box 255
Caldwell, ID 83605

Dear Ms. Radenbo and Mr. Hopkins:

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JERRY V. EVANS
Governor

A. HENNINGSEN
Deputy

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

EXTENSION OF TIME

October 2, 1984

Radambe Hopkins
P. O. Box 233
Caldwell, ID 83606

PERMIT NO. 63,9299, Cyndee Hopkins Radambe & Harold Hopkins

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. 35115.

Roberta Garrett
Records Supervisor

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4448
CERTIFIED MAIL
138184

Cynthia Hopkins Radenbo
Harold Hopkins
P. O. Box 256
Caldwell, ID 83705

PROOF OF USE NOTICE

AUGUST 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-9299 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD 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 42-264, 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 POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF WITHIN 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,

RETA FLOCK
SECRETARY/RECORDS MANAGER

ENCLOSURES

6-30-83

File 63-9899

Cyndee Redenbo called today & advised that her address has been changed to

P.O. Box 255
Caldwell, Id 83705

148



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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Deputy

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

November 23, 1979

Harold Hopkins &/or Cyndee Hopkins Radenke
Rt. 2 Box 366
Caldwell, Idaho 83706

Dear Mr. Hopkins, & Ms. Radenke,

RE: Permit No. 63-9299

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 an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Halls Canyon.

Since the use of water under your permit may affect the flow in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, 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 a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuttle

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

DET:ir

Enclosures

RECEIVED

Department of Water Resources
Master Registry Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Shannon Smith
ofampa, 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 twenty-one 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 Sunday) newspaper published in the City ofampa 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 ofampa and Caldwell, and has been continuously 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:

October 25;

November 1, 1979

Shannon Smith
Subscribed and sworn to before me this
____ day of _____
1979 Shannon Smith
Notary Public, Residing atampa, Idaho

NOT COMMISSIONED OFFICIAL
JAN 1980, 1980

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 83729 on or before NOVEMBER 12, 1979.

C. STEPHEN ALLRED
Director

Published 10/25 & 11/01.

63-9289

HOPKINS, HAROLD
REDEBOS, CYNDIE HOPKINS

ROUTE 2, BOX 366, CALDWELL, ID 83605

Source: GROUNDWATER

Date Filed: 10/16/1979

Amount: 2.62 CFS

Diversion Point: SENE Sec 09 T 03N R 03W, CANYON Co.

Use: IRRIGATION	(2.60 CFS)	from 04/01 to 10/15
STOCKWATER	(0.02 CFS)	from 04/01 to 10/15
IRRIGATION	(0.20 CFS)	from 10/15 to 04/01
DOMESTIC	(0.00 CFS)	from 01/01 to 12/31

Place of Use: NENE SENE NESE NISE Sec 09 T 03N R 03W FOR 130 ACRES

Diversion Means: WELL, PUMP AND GRAVITY SYSTEM.