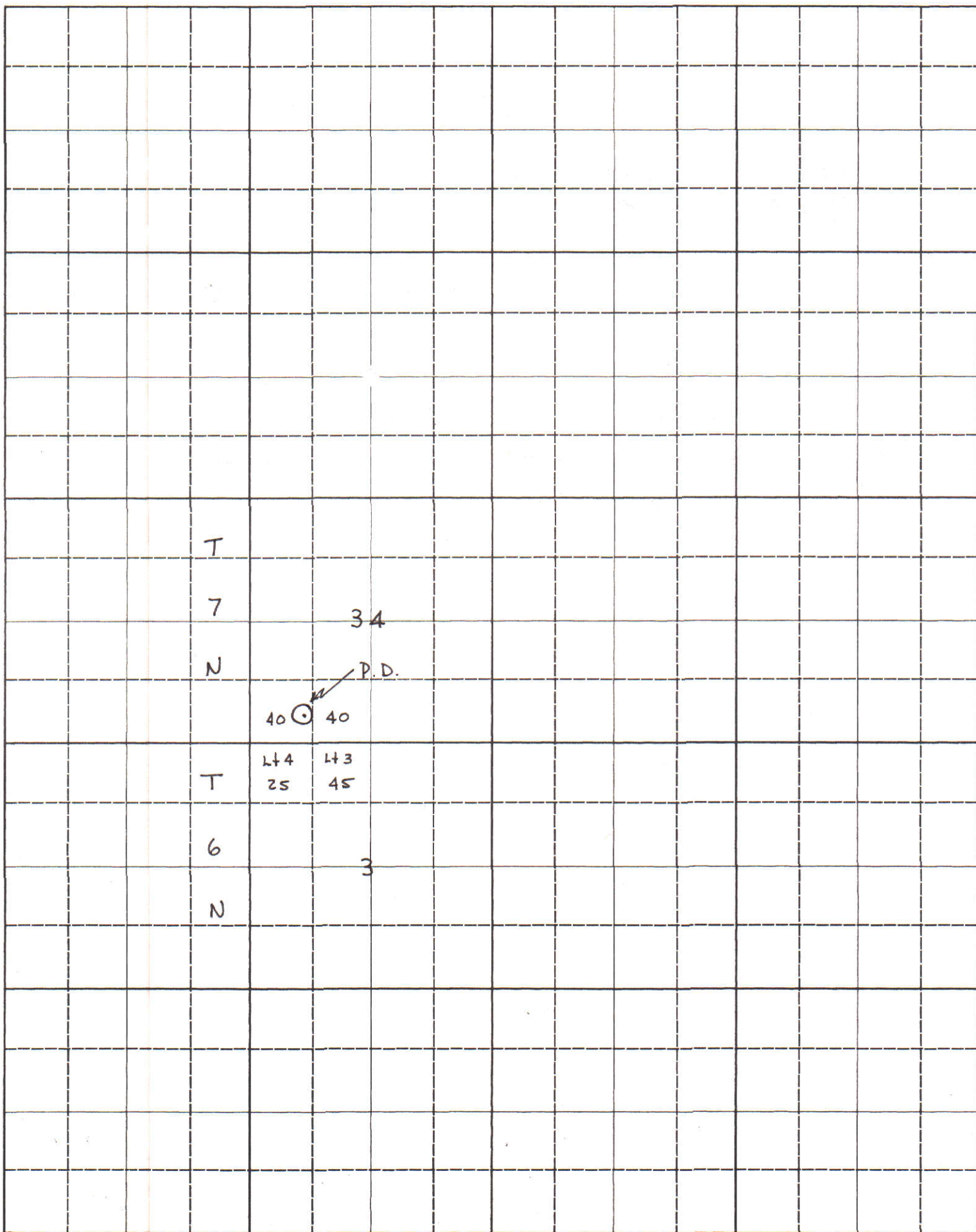


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Thull's Enterprise
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 20 1992

Department of Water Resources

A. GENERAL INFORMATION

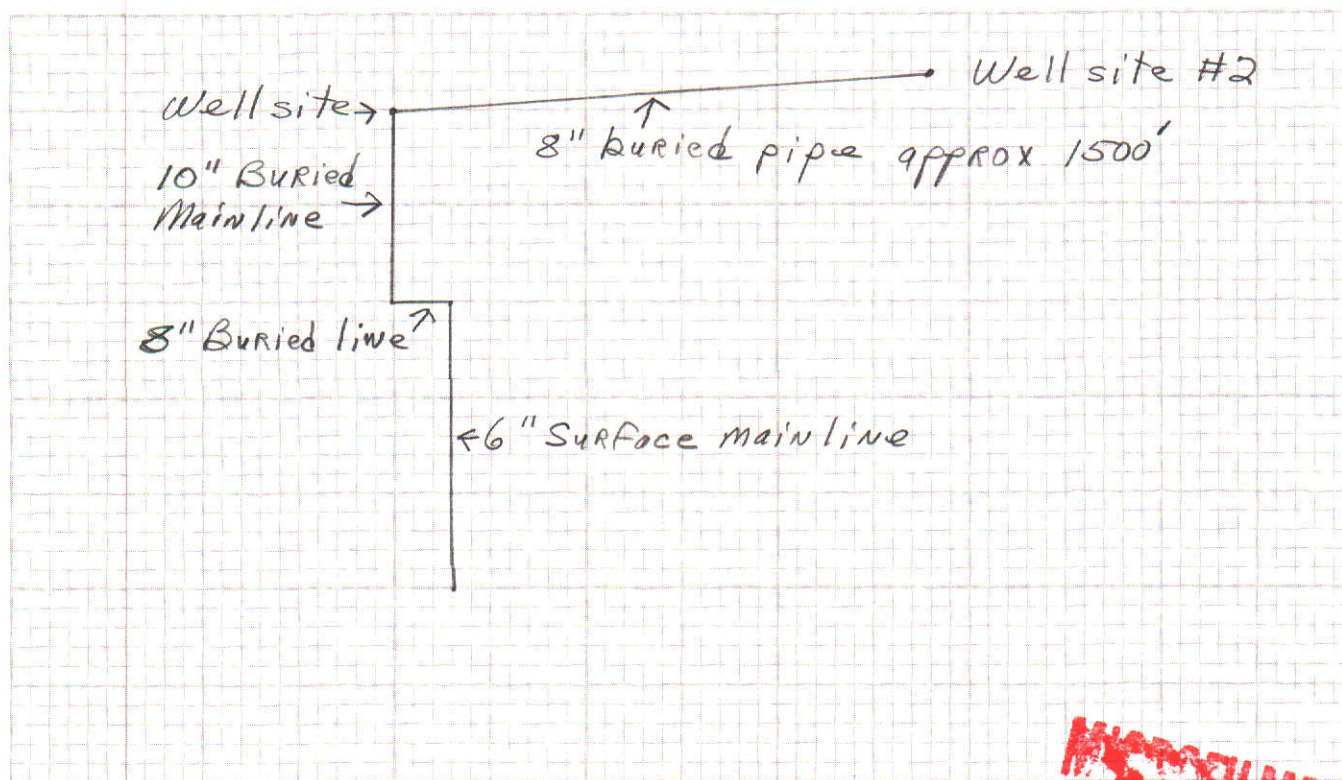
1. Owner: Paradise Ridge Orchards Co. Permit No. 63-9262
Current Address: 2875 2nd Mountain Road; Hood River, Oregon 97031 Phone No. 503-386-3846
2. Accompanied by: Tony Joellen EXAM. DATE: 6-20-91
Address: 5200 Hwy 95, Zentland, Id. 83619 Phone No. 452-3390
Relationship to Permit Holder: tenant farmer
3. Source: groundwater tributary to none

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3606, 63-8081 ☒ Copies Attached
2. Other water rights with same point of diversion: 63-3606, 63-8081 ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = 600'

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

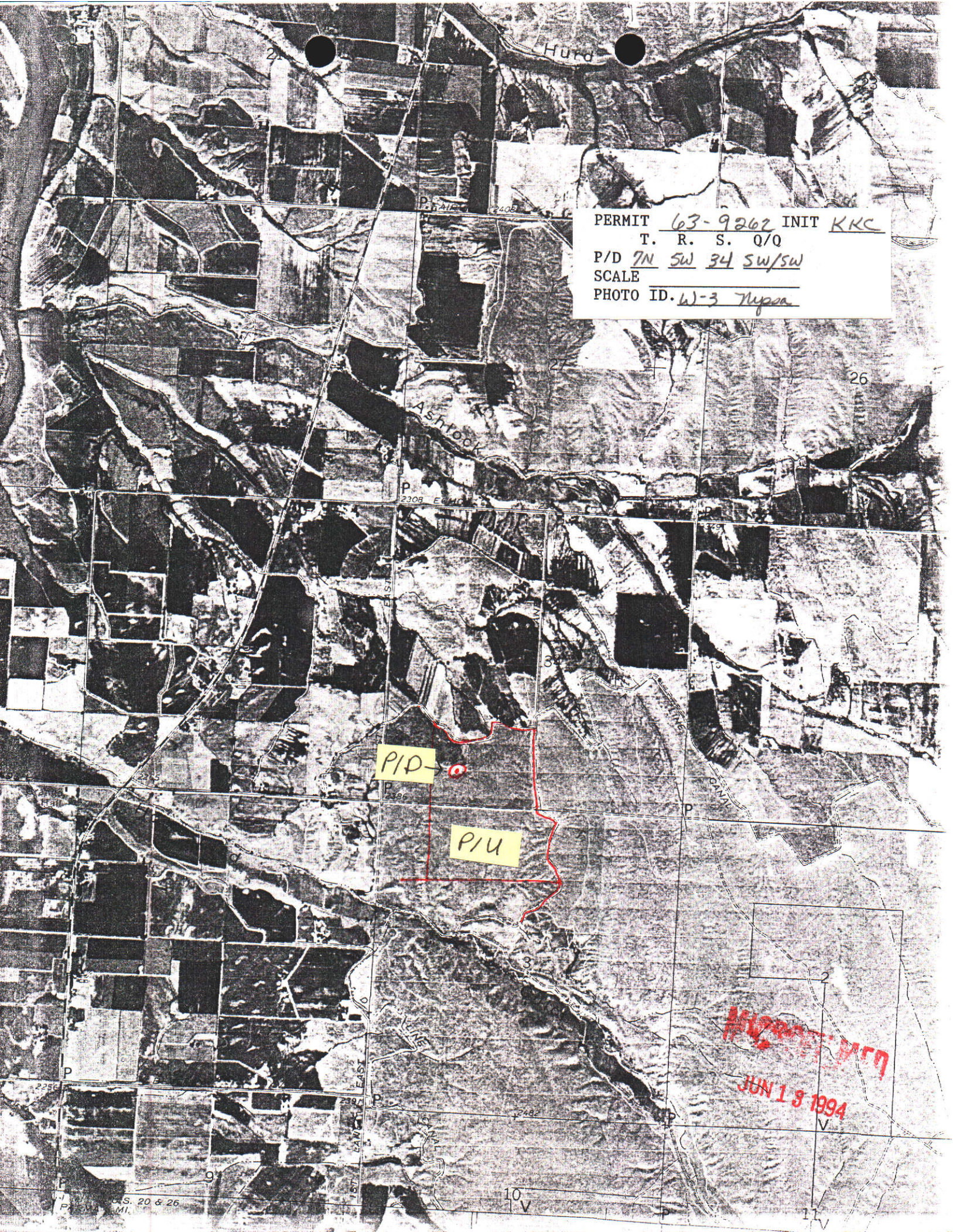
RECEIVED
JUN 13 1994

PERMIT 63-9262 INIT KKC
T. R. S. Q/Q
P/D 7N SW 34 SW/SW
SCALE
PHOTO ID. W-3 Nypsa

P/D

P/U

ACCEPTED
JUN 18 1994



NW
2-20.5

NW
5-6.8

PERMIT 03-9262 INIT
T. R. S. Q/Q

P/D _____
SCALE _____
PHOTO ID. _____

T237
NHCL

NW
1-14.7

NW
2-33.3

NW
5-8.7

NW
2-18.2

NW
6-4.8

T8670

T8671
NHCL

NW
2-7.5

NW
1-40.4 NHCL

NW
2-18.3

33 34 35

Plot #1

Plot #2

NW
5-25.2 NHCL

NW
3-17.5

NW
8

NW
7-2 NHCL

JUN 13 1994

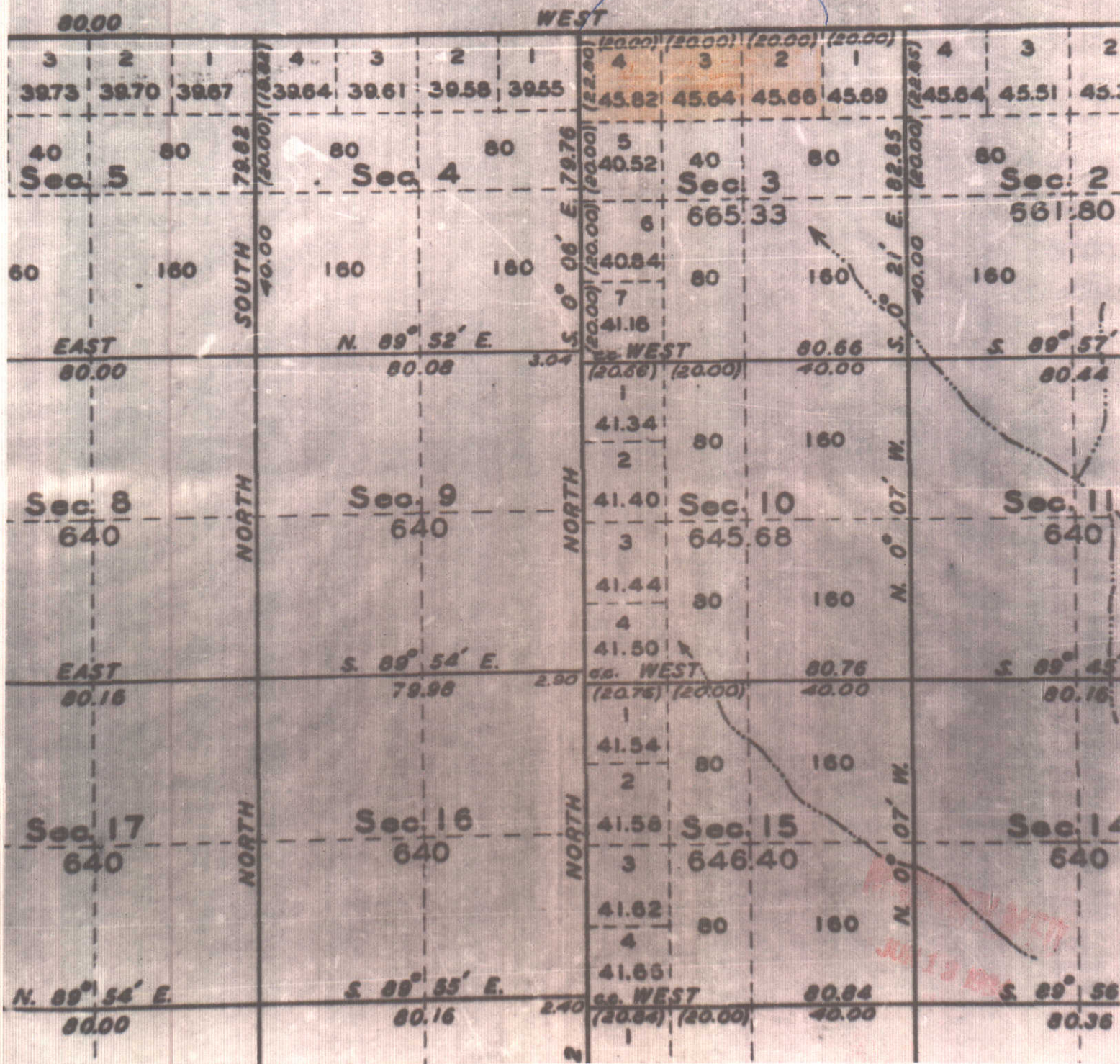
8-13.2 NHCL

1-7.9 NW

4-5

COMPOSITE PLAT OF RANGE N° 5 WEST, OF THE BO

NOTE LOT SIZES



63-9262



#1
Pump motor and
well site



#2.
Discharge line and site
where pipe from 2nd well
connects to the discharge from
this well. Discharge line
from this location goes under-
ground but resurfaces about
600' South.

RECEIVED
JUN 13 1994

63-9262

#3.

6" surface mainline.



#4

Part of place of use.



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JUN 13 1994

63-9262



#5.

Part of place of use



#6.

Site of companion well located on another parcel of property owned by Paradise Orchards.

An 8" buried pipe from this well connects to the discharge line at the well site for this permit.

JUN 13 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-09262

Priority: October 21, 1980

Maximum Diversion Rate:

1.61 CFS

This is to certify, that FARM CREDIT SERVICES

PO BOX TAF-C5

W 601 FIRST AVE

SPOKANE WA 99220-4005

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 11, 1979; and has submitted Proof of Beneficial Use on August 24, 1979. An examination indicates that the works have a diversion capacity of 2.060 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	1.61 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 34, Township 07N, Range 05W
PAYETTE 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>
06N	05W	3	Lot 3(NENW)	46	Lot 4(NWNW)	18		64
07N	05W	34	SWSW	18	SESW	37		55

Total number of acres irrigated: 119

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right uses the same well as Rights 63-03606 and 63-08081B and when combined with those rights shall not exceed a combined diversion rate of 2.06 cfs nor more than 4.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 30th day of MAY, 1994.

Acting for. Keith Higginson, Director

JUN 13 1994

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

IN THE MATTER OF PERMIT	)	
	)	
NO. 63-9262 IN THE NAME OF	)	ORDER OF REINSTATEMENT
	)	
FARM CREDIT SERVICES	)	

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 63-9262 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 63-9262 to appropriate the public waters of the State of Idaho with a proposed priority of JULY 11, 1979.
2. On APRIL 30, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 29, 1986.
3. The license examination fee was not paid within one year of the date, and the permit lapsed for failure to pay the license examination fee.


JUN 13 1994

4. The license examination fee was received on
OCTOBER 09, 1987, 467 day(s) late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

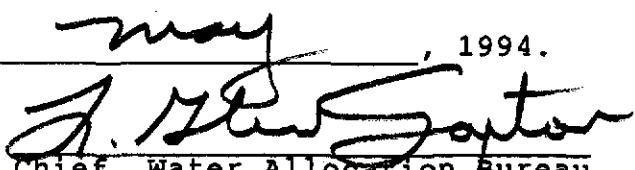
2. The date of priority of Permit No. 63-9262 should be advanced 467 day(s).

ORDER

IT IS HEREBY ORDERED that Permit to Appropriate Water No. 63-9262 is reinstated.

IT IS FURTHER ORDERED that the date of priority of Permit No. 63-9262 is advanced to OCTOBER 21, 1980.

Dated this 19th day of May, 1994.


Chief, Water Allocation Bureau


JUN 13 1994

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT #	NAME	AMOUNT C.F.S.
App. for Permit	63-9262	Phillips Enterprises, Inc.	1.88
Assignment	63-9262	Delos Vinzenhale	1.88
Assignment	63-9262	Farm Credit Services	1.88

MICROFILMED

FEB 29 1988

State of Idaho
Department of Water Resources

RECEIVED

NOV 04 1987

ASSIGNMENT OF PERMIT

Department of Water Resources

I, DeLos Vinsonhaler, hereby assign to Federal Land Bank
of Spokane, P. O. Box TAF-C5, West 601 First Avenue, Spokane, WA 99220-4005
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 63-9262
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 2nd day of November, 19 87.

DeLos Vinsonhaler
Permit Holder

Adeline Vinsonhaler
Spouse of Permit Holder

State of Idaho

County of Canyon) ss.

On this 2nd day of November, 19 87, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~ (she) (they) executed the same.

seal

Maude L. Groat
Notary Public residing at Parma, Idaho

My commission expires:

2.9.92

MICROFILMED

FEB 29 1988

NOV 1987

RECEIVED
REG. - ONTARIO

4/86

RECEIVED

OCT 09 1987

STATE OF IDAHO

KEY PUNCHED

DEC 17 1987

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

Department of Water Resources

For Office Use Only

Fee Received 125.00

Date 10-13-87

Receipt # 45341

Receipt by RG

Sent to S.O. 2/14/87

RECEIVED

DEC 11 1987

1. Permit No. 63-9262

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

Department of Water Resources
Western Regional 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: Delos Vinsonhaler

3. Post Office Address: Rt. 2, Box 233, Parma, Idaho 83660

Telephone No. _____

4. Source of Water: Groundwater

5. Extent of Use:

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

Irrigation 150 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 1.88 cfs -- acre-feet

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

August, 1979

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

John Hall, FCS-Ontario, Box 279

(Name)

JUN 13 1994

378 West Idaho Avenue, Ontario, Oregon 97914/(503) 889-6462

(Address)

(Telephone Number)

☐ 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.)

Date

10-1-87

John K. Hall
Signature of Permit Holder (and title, if appropriate)

RECEIVED

SEP 12 1980

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources

ok
June

X I, R.M. Phillips, hereby assign to De Los Vinson Haler
X of R12 Box 233 Parma, Idaho 83660
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 63-9262
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)

X Made this 12th day of Sept, 1980.

X [Signature]
Permit Holder

Spouse of Permit Holder

X State of Idaho)
County of Ada) ss.

On this 12th day of September, 1980, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

[Signature]
Notary Public residing at
Paris, Ida

My commission expires:
11-14-82

FEB 29 1980

ASSIGNED TO:
DeLos Vinsonhale
Route #2 Box 233
Parma, Idaho 83660
Sept. 22, 1980

Ident. No. 63-9262

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 Phillips Enterprises, Inc. Phone 376-4661

Post office address 4774 Chinden Blvd., Boise, ID

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

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 7N

Range 5W B.M. Payette County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.88 for irrigation purposes from 5-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 1.88 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 16 inch well, 150 HP pump, sprinkler pipe

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 16 inches; proposed depth of well is 440 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

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

Range _____ B.M. _____

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

(3) List number of each kind of livestock to be watered _____

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

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

MICROFILMED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	5W	3					L 3 45	L 4 25											70
7N	5W	34											40	40					80

Total number of acres to be irrigated 150

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

63-3606 _____

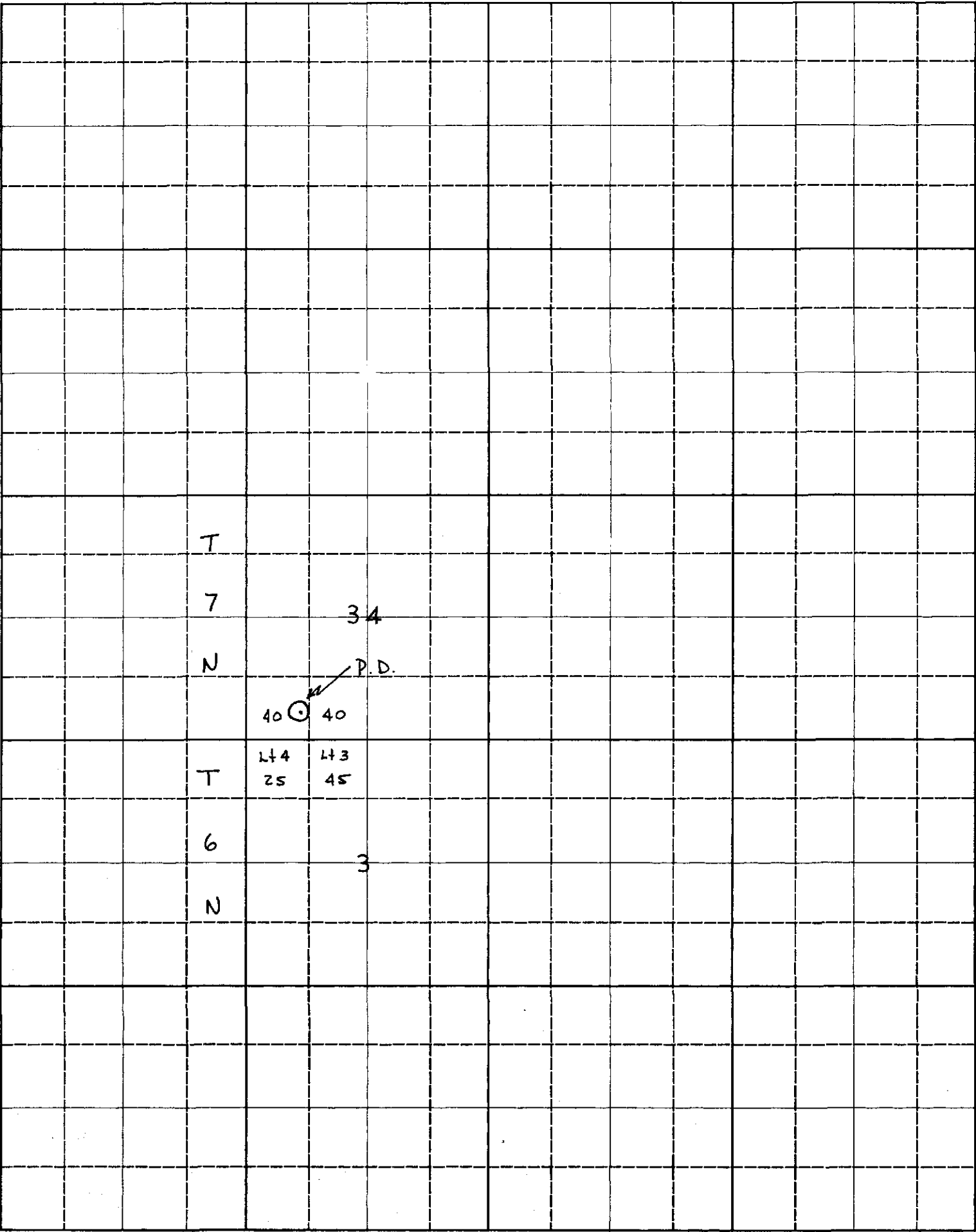
9. a. Who owns the property at the point of diversion Applicant _____

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

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

10. Remarks _____

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



Scale: 2 inches equal 1 mile.

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

[Handwritten Signature]
(Applicant)

Proposed Priority 7/11/79

Received by kw J.J. Date 7/11/79 Time 3:30 PM
2:20 P.M.

Preliminary check by J.J. Fee \$ 45.00

Received by J.J. Date 7/11/79 14389

Publication prepared by kk Date 7/12/79

Published in Independent Enterprise

Publication dates 7/19 & 7/26/79

Publication approved KK Date 8/6/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by LO J.J.
7/11/79

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. 63-9262, 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 September 1, 19 80.
- 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.
(2) This right in combination with 63-3606 shall not result in use of more than 0.02 cfs per acre.

Witness my hand this 22 day of August, 19 79.

David R. Tuttle
ACTING 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

June 2, 1994

FARM CREDIT SERVICES
PO BOX TAF-C5
W 601 FIRST AVE
SPOKANE WA 99220-4005

RE: WATER RIGHT NO. 63-09262

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. Also enclosed is a copy of an Order of Reinstatement which advances the priority date of this water right to October 21, 1980, for late submittal of the examination fee.

Should you have any questions regarding these documents, please feel free to contact this office.

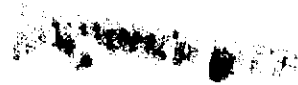
Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', written over the typed name.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure



JUN 13 1994

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 63-9262
FROM: BRENDA CHAPMAN
RE: PRIORITY ADVANCE REVIEW
DATE: 17-MAY-1994

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	JULY 11 1979	192
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 30 1986	120
Exam Fee/Info Sheet Received Date:	OCTOBER 09 1987	647
Exam Fee or Info Due Date:	JUNE 29 1986	180
Days Late:		467 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	JULY 11 1979	192
Total Days Late:		467 DAY(S)
New Priority Date:	OCTOBER 21 1980	294

JUN 13 1994

WR0749NP
No. L63-09262

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/18/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FARM CREDIT SERVICES PO BOX TAF-C5 W 601 FIRST AVE SPOKANE WA 99220-4005 (509) 838-9300	10/21/1980	IRRIGATION	03-15 11-15	1.61 CFS	
TOTAL DIVERSION:					1.61 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.06 CFS

Point(s) of Diversion: T07N R05W S34 SWSW

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
06N	05W	3	:																	:	64.0
07N	05W	34	:													18	37			:	55.0
TOTAL ACRES																				119.0	

Pou County: PAYETTE

Other Rights: 63-3606

Other Water Rights with Same Point(s) of Diversion and Source:
63-03606 63-09262

Other Water Rights Listing Overlapping Place(s) of use:
63-03606 63-09262

Remarks: This right uses the same well as Rights 63-03606 and 63-08081B and when combined with those rights shall not exceed a combined diversion rate of 2.06 cfs nor more than 4.5 afa per acre for the lands above.

Dates: App. Received: 07/11/1979 Priority Date: 10/21/1980
Proof Due Date: 09/01/1980 Proof Made Date: 08/24/1979
Exam Made Date: 06/20/1991 Exam Sent to S.O.: 02/13/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 05/17/94 BCHAPMAN 05/18/94 BCHAPMAN

(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	
L6309262	T06N R05W S 3	GROUNDWATER				covered at .02 CFS by this LICENSE/REMOVED												64
				02-08				03-46	04-18									72
6308081A				02-32	38													70
6308081B				02-08	02													10
6308117	GROUNDWATE	01-46				40												86
6309262	GROUNDWATE							03-45	04-25									70
L6309262	T07N R05W S34	GROUNDWATER																
										18	37							55
6303606	GROUNDWATE									40	40							80
6308081A																38		38
6308081B																02		2
6308117	GROUNDWATE													35	06		40	81
6309262	GROUNDWATE																	80
A6322035	UNNAMED WA		41															41

POU COMPARISON

WR5809NP
No. 63-03606

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PERAL DODSON RT. 2 PARMA ID 83660	07/02/1967	IRRIGATION	03-15 11-15	1.12 CFS	360.00 AFA
TOTAL DIVERSION:					1.12 CFS	360.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07N R05W S34 SWSW PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
07N	05W	34	:					:					:			40	40	:					:	80.0
TOTAL ACRES																							80.0	

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion and Source:
63-09262

Other Water Rights Listing Overlapping Place(s) of use:
63-09262

Dates:	App. Received:	Priority Date:	07/02/1967
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	09/12/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 04/23/85 05/01/88 CONVERT

@ .014 CFS
per acre

no claims
have been data
entered yet.

WR5809NP
No. 63-08081B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/94
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PHILLIPS ENTERPRISES INC. 4774 CHINDEN BOISE ID 83704	02/04/1975	IRRIGATION	03-15 10-31	0.24 CFS	54.00 AFA
TOTAL DIVERSION:					0.24 CFS	54.00 AFA

Water Source:

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07N R05W S34

SWSW

PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
06N	05W	3	:			02-08	02	:					:					:						:	10.0	
07N	05W	34	:					:					:					:					02	:	2.0	
																						TOTAL ACRES		:	12.0	

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
63-08081A

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.

Remarks: TRANS. 2348.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 05/20/1985

Priority Date: 02/04/1975
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number:

Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

*(This permits
p/s also)
This well dug per
transfer 2348*

*@ .02 CFS
per acre*

WR5809NP
No. 63-08081A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EMBASSY INC. C/O RICHARD M. PHILLIPS. PRES. 3325 DAVIS DR. MERIDIAN ID 83642	02/04/1975	IRRIGATION	03-15 10-31	2.16 CFS	486.00 AFA
TOTAL DIVERSION:					2.16 CFS	486.00 AFA

Water Source:

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07N R05W S34

SWSE

PAYETTE County

Place of use Legal Description for: IRRIGATION

CAPACITY @ 4.91 CFS

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06N	05W	3	:			02-32		38												70.0
07N	05W	34	:															38		38.0
TOTAL ACRES																			108.0	

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
63-08081B

Conditions of Approval:

R01 - A measuring device of a type approved by this Department shall
- be maintained as a part of the diverting works.

Remarks: TRANS. 2348.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 05/20/1985

Priority Date: 02/04/1975
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number:

Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

@ .02 CFS
per acre

original well
(supplemental now)

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-9262 DATE 5-17-94



NAME	Yes ☒	No ☐	Or Address Change? <u>NO ASSIGNMENT</u>
PRIORITY DATE	Yes ☒	No ☐	Advance? <u>YES</u> Advanced to: <u>Oct 21 - 1980</u> Order to reinstate needed? <u>DO</u> Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☐	☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☐	☒	Amendment needed? _____ Overlaps? <u>63-3606 + 63-8081B</u> <u>63-8081A</u> <u>@ 1.12 CFS @ .24 CFS different well</u>
PLACE OF USE	☒	☒	Amendment needed? _____ Overlaps? <u>63-3606</u>
DIV RATE	☒	☐	Measurement done? <u>NO</u> Theoretical only? _____ <u>Pump test @ 2.06</u> <u>119 x .02 = 2.38</u> <u>55 acres covered at .014 per acre = .77</u> <u>BAL REQ = 1.61 CFS</u> Capacity: <u>2.06</u> Combined rates exceed capacity <u>YES</u> Allowable amount: <u>1.61 CFS</u> <u>CONDITION</u>
ANNUAL VOLUME	☒	☐	Season of use: <u>0/4.5</u> <u>(3-15 to 11-15)</u> Calculations: <u>TOTAL</u> <u>119 x 4.5 = 535.5</u> Flow limit: <u>1.61</u> cfs x <u>244</u> x 1.9835 = <u>785</u> Combined volumes exceed capacity/allowable <u>YES</u> <u>CONDITION</u>
USES	☐	☒	Change(s) in Nature of Use? _____ Amendment necessary? _____
REMARKS	<u>W29 edit</u> Multiple p/d(s) in 1/4 1/4? _____ Other _____		
CONDITIONS	☐	☒	Measuring/Locking Devices _____ Watermaster control - District _____ Irrigation Overlap _____ Water Quality _____ Other _____
COMMENTS:	<u>Reduce acres & rate</u>		

RECOMMENDED

Irrigation

CFS

1.61

VOLUME

535.5

Don't list

LICENSE ☒

1ST AMENDMENT LETTER _____

FINAL AMENDMENT LETTER _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 20 1992

Department of Water Resources

A. GENERAL INFORMATION

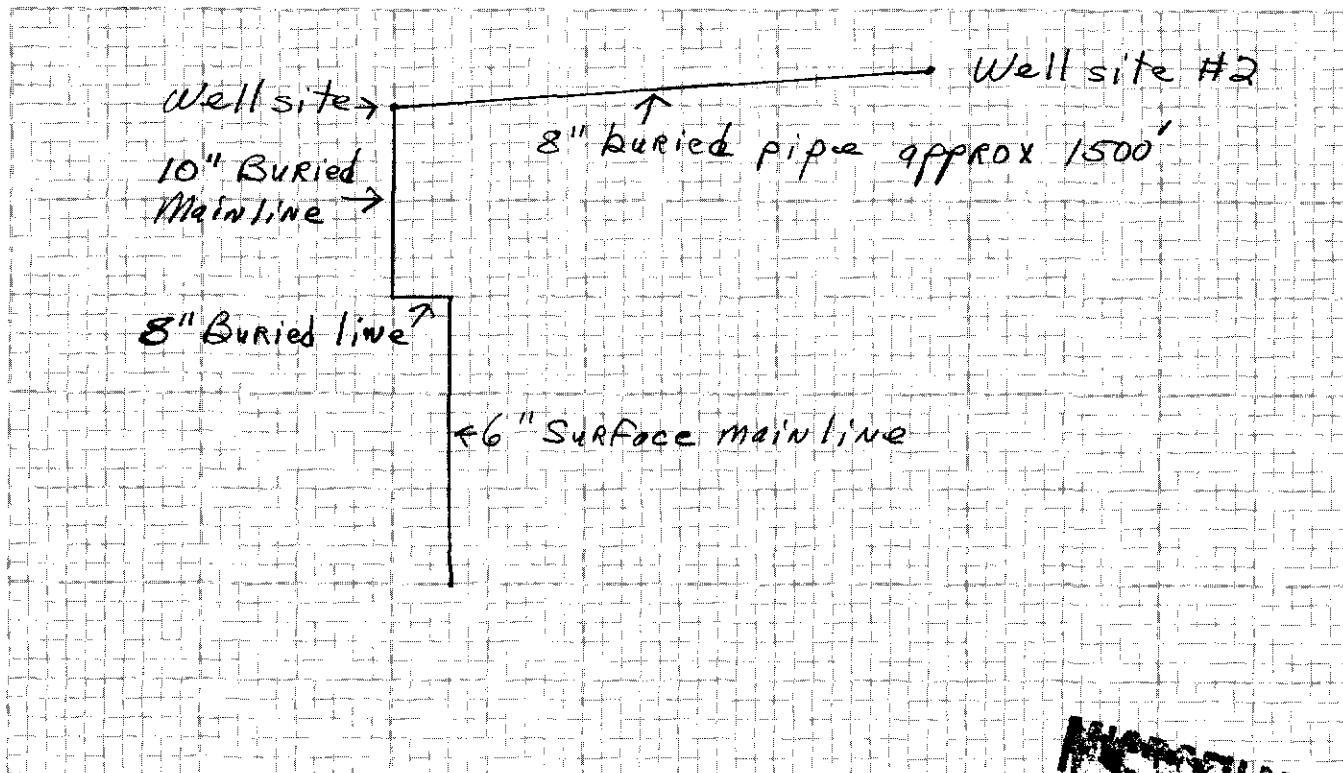
1. Owner: Paradise Ridge Orchards Co. Permit No. 63-9262
Current Address: 2875 2nd Mountain Road; Hood River, Oregon 97031 Phone No. 503-386-3846
2. Accompanied by: Tony Joeflan EXAM. DATE: 6-20-91
Address: 5200 Hwy 95, Butland, Id. 83619 Phone No. 452-3390
Relationship to Permit Holder: tenant farmer
3. Source: groundwater tributary to none

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3606, 63-8081
☒ Copies Attached
2. Other water rights with same point of diversion: 63-3606, 63-8081
☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = 600'

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

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System Description (continued)

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

Consists of a 16" diameter well with a 150 Hp pump that has a 10" discharge line to a 10" buried mainline. The 10" line converts to an 8" buried line approx 600' south of the well site. The 8" then converts to a 6" surface mainline for approx 1000'. The system is supplemented by a well located on an adjacent parcel owned by this Permit's owners and the two wells are connected with an 8" buried pipe. This well was not being used during the 1991 season due

See Remarks on page 4 for continuation

~~See~~ See Remarks on page 4 for continuation

- 4.**

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Westinghouse	150	7805	Wel-Line	T79214 (12TLC)
See Exhibit	"A"				

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

- 5. Point(s) of Diversion:**

[illegible]

- 6. Place(s) of Use:**

Indicate Method of Determination Aerial map

[illegible]

* SEE, Adjustments to EXAM Memo for explanation of changes attached. Brenda Chapman

Do not use this space

JUN 13 1994

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

from efficiency test
 $925 \text{ gpm} \div 448 = 2.06 \text{ cfs}$

2. Alternate Method for Checking Purposes:

$$\frac{150 \times 8.8 \times .70}{220 + (2.3 \times .70)} = \frac{924}{381} = 2.43 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 127 \times 4.5 = 571.5 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.4 \times 246 \times 1.9835 = 1,171 \text{ AFA}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 571.5 \text{ afa}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

To the 2nd pump being more efficient. Efficiency tests were conducted on this well and system during the 1990 season. (See attached). Consequently, recommendation is to license the system based on the efficiency test and acreage found to be used. The 2nd well is licensed under 03-8089.

This right and 03-3606 shall not result in flow usage of more than .02 cfs per acre nor a volume of greater than 4.5 afa.

Recommendation on rate of diversion is based on permit request.

I. 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	1.88 cfs 1.61 CFS	57.5 afa DONT LIST
Totals:			1.88 cfs 1.61	57.5 AFA

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☒ Other

Less acreage than
permit due to sale
of a parcel.
No amendment req'd

J. AUTHENTICATION

Field Examiner's Name

JRW 1-29-92

Signature

Melvin T. Schulte
Melvin T. Schulte

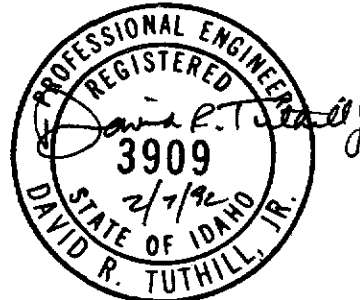
Certification Date

Field Report Preparation Date

6-28-91

CONSULTANT SEAL

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



JUN 18 1994

ADJUSTMENTS TO FIELD EXAM MEMORANDUM

TO: File 63-09262
FROM: Brenda Chapman
DATE: May 18, 1994
RE: Adjustments Made
=====

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

C. DIVERSION AND DELIVERY SYSTEM

1. Diversion System Diagram and Narrative:

MY NOTES:

The exam indicates there is a second, supplemental well that is interconnected to this permit's well, but did not address it as an overlap issue. This would result in the 3 overlapping licenses having to file transfers to reflect the scope of the entire system.

6. Place(s) of Use:

Deleted the 8 acres in the NWNE Section 3. They are fully covered under 63-08081B.

F. FLOW CALCULATIONS

Flow rate was reduced because not only are the 8 acres in the NWNE fully covered @ .02 cfs per acre under 63-08081B, but also the 55 acres in Section 34 are covered under 63-03606 @ .014 cfs.

Adjusted total acres (119) @ .02 cfs p/acre	= 2.38
Minus rate (55 @ .014) from 63-03606	= .77
Total rate of flow for this permit	= 1.61

G. VOLUME CALCULATIONS

I did not list the diversion volume as the examiner recommended. When overlapping conditions occur, it is more clear to use conditions to indicate the maximums allowable.

H. RECOMMENDATIONS

1. Recommended Amounts according to above information.

JUN 13 1994

Exhibit A
IDAHO POWER IRRIGATION SYSTEM ANALYSIS
EXISTING PUMP TEST INFORMATION

#63-9262

Number of Pumps: 1
Pump Set Up: D/W
Pump Number: Vinsonhaller Pump

Motor Information

Make: Westinghouse
Rated HP: 150
Rated Volts: 460
Rated Amps: 168
RPM: 1775
HP/Meter 150

Pump Information

Make: Wel-Line
Type: D/W
Model #: 12TLC
Serial #: T79214
Rated Head: 305 FT
Rated Flow: 1500 GPM
Implr Dia: N/A
Intake Dia: N/A
Intake Length: N/A
of Stages: 6

Electrical Input

	1-2	1-3	3-2	Average
Voltage:	470	467	468	468.3
Amperage:	162	166	160	162.7
Power Factor %:	.89	.90	.90	.893
KW Measured:	117.9			

Flow and Pressure Information

Measurement Device: Ultrasonic
Pipe ID: 9.895
Pipe Material: Steel
Flow Reading: 925 GPM
Discharge Pressure: 70 PSI = 161.7

Pumping Water Level

Pumping Lift: 220 ft
Suction Head: ft
Gauge in Feet: ft
Water Level Fluction: ft
Misc Friction Losses: 5 ft.

Calculated Overall Efficiency

Total Dynamic Head: 386.7 FT
Flow: 925 GPM
Water Horsepower: 90.3 WHP
Input Horsepower: 158 EHP
Estimated Brake HP: 142.2 BHP
Pumping Plant Eff. 57.2 %

Obtained from Tony Loeffler 6-20-91

MS-1000

JUN 13 1994

PERMIT 63-9262 INIT KKC
T. R. S. Q/Q
P/D 7N SW 34 SW/SW
SCALE
PHOTO ID. W-3 Nypsa

P/D-

P/U

JUN 13 1994

NW
2-20.5

NW
5-6.8

PERMIT 63-9262 INIT _____

T. R. S. Q/Q

P/D _____

SCALE _____

PHOTO ID. _____

T237
NHEL

NW
1-14.7

NW
5-8.7

NW
2-18.2

NW
6-4.8

T8670

T8671

NHEL

NW
2-7.5

NW
40.4 NHEL

NW
2-18.3

33

NW
5-25.2 NHEL

NW
7-7.5

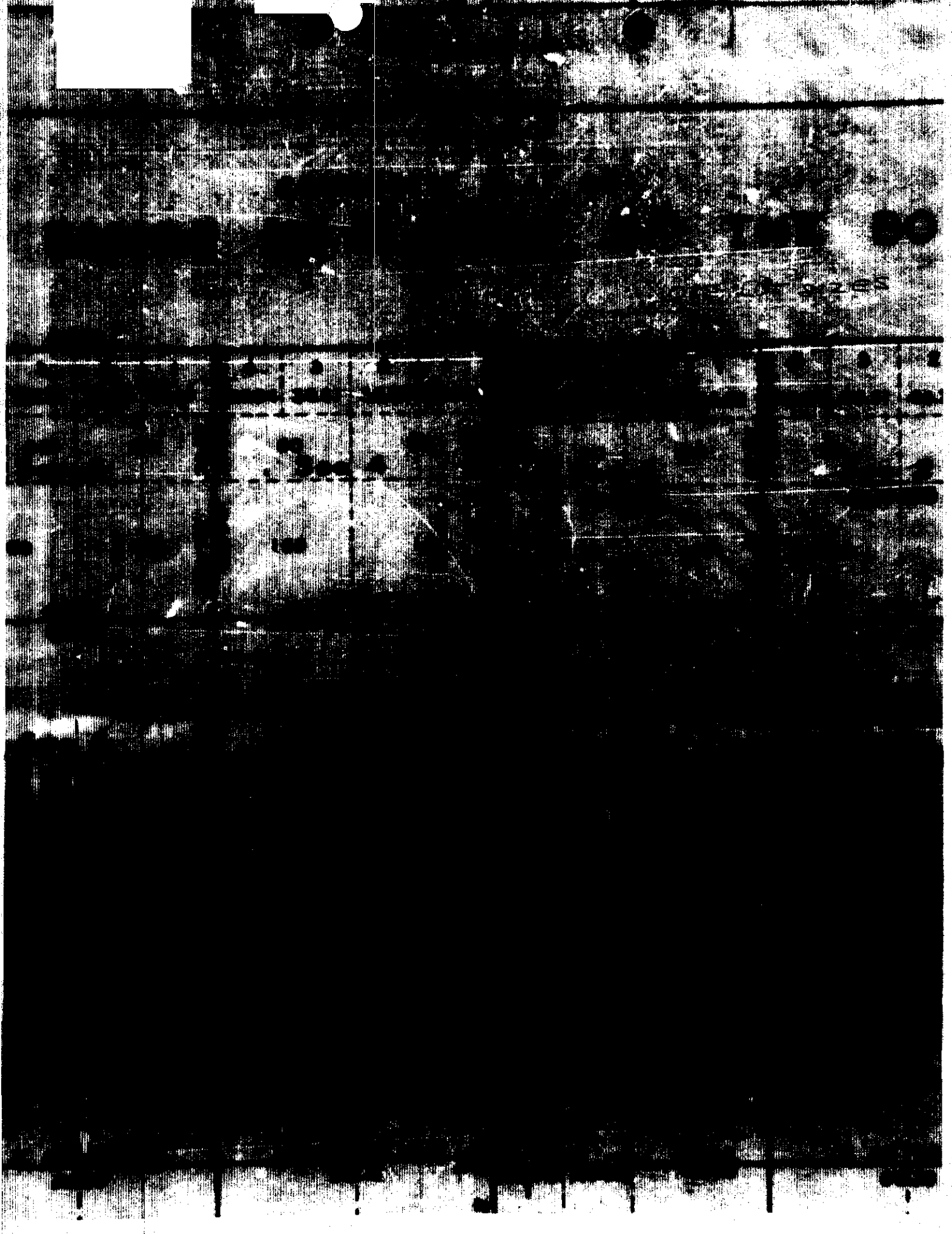
8

7-2

JUN 13 1994

8-13.2 NHEL

4-5



Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 03-9262

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 7N, Rge 5W, Sec. 34, SW 1/4 SW 1/4 or Lot _____.

2. Owner: Paradise Ridge Orchards

Address _____, City _____, St _____

3. Casing $\geq$ 12 inches above ground: Yes ☒ No _____

4. Access Port: Yes ☒ No _____ Static Water Level: 120
Pressure Gauge: Yes ☒ No _____ Casing Diameter: 16"
Flowing: Yes _____ No ☒ Temperature: _____

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: Well was not being used at time of exam

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JUN 13 1994

DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

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 Phillips Enterprises Inc.
Address 4774 Chinden Blvd., Boise, Id. 83704
Owner's Permit No. _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☒ Replacement
☐ Abandoned (describe method of abandoning) _____

3. PROPOSED USE

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

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☒ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.250 inches	16 inches	2 feet	191 feet
.250 inches	16 inches	231 feet	283 feet
.250 inches	16 inches	303 feet	310 feet
.250 inches	16 inches	390 feet	398 feet

Was casing drive shoe used? ☐ Yes ☒ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ No

Manufacturer's name Roscoe Moss

Type _____ Model No. _____

Diameter 16 Slot size 80 Set from 191 feet to 231 feet

Diameter 16 Slot size 80 Set from 283 feet to 303 feet

Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 3/8 minus

Placed from 60 feet to 448 feet

Surface seal depth 60' Material used in seal: ☐ Cement grout

☒ Puddling clay ☐ Well cuttings

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 2" pipe welded on side of casing

7. WATER LEVEL

Static water level 120 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 _____

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
1387	205	3 1/4
1529	212	
1893	220	

9. LITHOLOGIC LOG

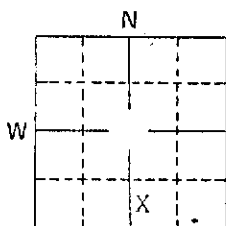
Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
28	0	3	Topsoil		
	3	28	Brn. Clay		
	28	38	Brn. Clay w/Sand Streaks		
	38	48	Brn. Clay		
	48	53	Gray Sand & Small Gravel		
	53	80	Cemented Gravel		
	80	83	Brn. Clay		
	83	112	Gray Sand-Fine to Med.		
	112	128	Brn. Clay w/Sand Streaks		
	128	138	Brn. & Gray Sand-Fine		
	138	158	Brn. Clay w/Sand Streaks		
	158	177	Brn. & Gray Sand-Fine		
	177	195	Brn. & Blue Clay		
	195	218	Gray Sand-Fine to Med.		
	218	231	Gray Sand-Crse. w/Gravel		
	231	233	Brn. Clay		
	233	278	Blue Clay w/some Sand		
	278	303	Blue Sand-Med. to Crse.		
	303	338	Blue Clay		
	338	345	Blue Sand-Fine to Med.		
	345	361	Blue Clay		
	361	390	Blue Sand-Crse. w/Pea Gravel		
	390	398	Blue Clay		
	398	408	Blue Clay w/Sand Streaks		
	408	448	Blue Clay		

10.

Work started 5-14-79 finished 5-19-79

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name JUN 13 1994

Lot No. _____ Block No. _____

County Payette

11. DRILLERS CERTIFICATION

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

Firm Name Pete Cope Drilling Co. Inc. Firm No. 213

P.O. Box 561

Address Meridian, Id. 83642 Date 5-21-79

Signed by (Firm Official) Pete Cope

and

(Operator) Mike Jones

63-9262



#1

Pump motor and
well site



#2.

Discharge line and site
where pipe from 2nd well
connects to the discharge from
this well. Discharge line
from this location goes under-
ground but resurfaces about
600' South.

JUN 13 1994

63-9262

#3.

6" surface mainline.



#4

Part of place of use.



JUN 13 1994

63-9262



#5.

Part of place of use



#6.

Site of companion well located on another parcel of property owned by Paradise Orchards.

An 8" buried pipe from this well connects to the discharge line at the well site for this permit.

63-9262



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

December 22, 1987

RE: Permit No. 63-9262

Farm Credit Services
W. 601 1st Ave.
P.O. Box TAF-C5
Spokane, WA 99220-4005

Dear Permit Holder(s):

This office acknowledges receipt of the Assignment of the above referenced permit to you. Enclosed for your records is a copy of the permit.

In reviewing the permit, we find that the next step towards licensing of the permit will be for our regional office to examine your water right system.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

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FEB 29 1988



Farm Credit Services
Ontario

RECEIVED

NOV 04 1987

Department of Water Resources

378 W. Idaho Avenue
P.O. Box 279
Ontario, Oregon 97914
503/889-6462

November 3, 1987

179826-4 Vinsonhaler

Jim Johnson, Water Rights Supervisor
Department of Water Resources
State Office
450 W. State Street
Boise, Idaho 83720

Dear Mr. Johnson:

We are enclosing the executed Assignment of Permit from DeLos and Adeline Vinsonhaler on Permit No. 63-9262. Will you please send all future correspondence on this case to The Federal Land Bank of Spokane, c/o Farm Credit Services - Ontario, P. O. Box 279, Ontario, Oregon 97914.

Sincerely,

John R. Hall
Special Credits Officer

lc

Enclosure

MICROFILMED

FEB 29 1988



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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

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

October 14, 1987

RE: Permit No. 63-9262

Charlie Bryan
Farm Credit Services
W. 601 1st Ave.
P.O. Box TAF-C5
Spokane, WA 99220-4005

Dear Charlie:

Enclosed is a receipt for the examination fee on the above referenced permit. The next step is for the Department to conduct a field examination. We are not sure when this examination will be conducted, however, we will attempt to contact Mr. Hall so that he can arrange to be with the examiner when the examination is made.

I have called Mr. Hall and suggested that he attempt to receive an assignment of permit from the current permit holder, Delos Vinsonhaler, so that we can officially send any correspondence to your firm rather than to the permit holder of record.

The Department will not take any further action on this permit until the examination has been conducted. If you have any questions, please let me know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

cc: John R. Hall

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FEB 29 1988



Farm Credit Services

West 601 First Avenue
P.O. Box TAF-C5
Spokane, Washington 99220-4005
509/838-9300

October 7, 1987

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OCT 09 1987

Glen Saxton
Operations Bureau Chief
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Department of Water Resources

RE: Permit 63-9262, Delos Vinsonhaler

Dear Glen,

The following is a chronological listing of events applying to permit 63-9262. We respectfully request they be considered in reinstating this permit with the understanding there will, most probably, be an advancement of priority.

- July 7, 1979, Application for Permit submitted to I.D.W.R.
- August 22, 1979, Permit approved.
- August 24, 1979, Proof of Beneficial Use acknowledged by I.D.W.R.
- September 12, 1980, Assignment from Phillips to Vinsonhaler.
- July 14, 1983, Land the permit is appurtenant to was deeded to FmHA.
- April 30, 1986, Examination Fee Notice sent to I.D.W.R. pursuant to House Bill 671 enacted in 1986 Idaho Legislature.
- September 4, 1986, Examination Fee Reminder sent by I.D.W.R.
- April 24, 1987, FmHA given copies of Examination letters from Delos Vinsonhaler.
- June 30, 1987, Permit lapsed by I.D.W.R.
- September 25, 1987, FmHA offered the Federal Land Bank a quit-claim deed to the property. Negotiations are pending.
- September 25, 1987, Credit Officer John Hall, FCS-Ontario, found old "Examination Fee" correspondence and subsequently called Rita Fleck, I.D.W.R., for procedures to reinstate

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FEB 29 1988

Memorandum to Glen Saxton
October 7, 1987
Page 2

Proof of Beneficial Use has already been submitted and acknowledged.
Please find enclosed the completed Field Examination form and \$125.00
filing fee.

We appreciate your assistance in this matter. Please feel free to contact
me if there are any questions.

Sincerely,



Charles W. Bryan
Engineer/Appraiser

c: John Hall
Rich Hill

INDEXED

FEB 29 1988



Farm Credit Services
Ontario

RECEIVED

OCT 02 1987

Department of Water Resources

378 W. Idaho Avenue
P.O. Box 279
Ontario, Oregon 97914
503/889-6462

October 1, 1987

179826-4 Vinsonhaler

Glenn Saxton
State of Idaho Dept. of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Saxton:

We have a loan on the property covered by Permit #63-9262. We were under the impression, by a letter from your office (8-24-79), that everything on this permit had been completed except for your processing. Your office wrote Mr. Vinsonhaler on April 30, 1986, and again on September 4, 1986. The Payette County FmHA office received a copy of this letter April 24, 1987, I believe from Mr. Vinsonhaler. We just found out about the problem this week.

This land was deeded by Mr. Vinsonhaler to the FmHA on July 14, 1983. We are now in the process of starting a collection action on this loan and we, in all likelihood, will end up taking title to the property.

I was informed by your office that this permit had lapsed 6-30-1987 but could be reinstated by Provision 42218A. Would you please inform me as to what needs to be done to get this matter cleared up.

Sincerely,

John R. Hall
Special Credits Officer

JRH:lc

RECEIVED

FEB 29 1988

CONVERSATION MEMORANDUM

DATE 9-28-1987FILE 63-9262

NAME OF PARTY

John Hall

EMPLOYEE

Rita Fleck

RE:

Export Information Sheet - Lapsed
Permit

Mr. John Hall of the Farm Credit Services called to check the status of this permit.

I advised him that the permit had lapsed, but could be reinstated under 42-218a. I suggested he send in the Export Fee Info. Sheet + fee to get the paperwork started.

I told him Jim would follow up.

MICROFILMED

FEB 29 1988



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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

63-9262
VINSONHALER, DELOS
RT. 2 BOX 233
PARMA, ID 83660

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

April 30, 1987

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 30, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 30, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 28, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

A. Glenn Saxton

A. GLENN SAXTON, Chief
Operations Bureau

Enclosure

FEB 29 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

63-9262
VINSONHALER, DELOS
RT. 2 BOX 233
PARMA, ID 83660

Mailing address:
Starehouse
Boise, Idaho 83720
(208) 334-2190

September 4, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. 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. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tuthill Jr.

David R. Tuthill, Jr. P.E.
Manager, Western Regional Office

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FEB 29 1988

Enclosure



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

63-9262
VINSONHALER, DELOS
RT. 2 BOX 233
PARMA, ID 83660

Mailing address:
Statehouse
Boise, Idaho 83720

138921

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 needed for the department to conduct the field examination, but you may change to 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

RECORDED
FEB 29 1988

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

MICROFILMED

FEB 29 1988



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

September 19, 1980

Delos Vinsonhaler
Route #2 Box 233
Parma, Idaho 83660
Permit #63-9262

Dear Mr. Vinsonhaler:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

*c.c. Farmers Home Admin.
Peyette, Idaho*

RECEIVED
SEP 21 1980

FILED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 639262

Name(s) of Permit Holder: Phillips Enterprises INC

Post Office Address: 4774 Chinden Blvd

Boise Idaho 83704

Source of Water: well

Extent of Use:

☐ Domestic	(number of households)
☐ Stockwater	(number and type of stock)
☒ Irrigation	<u>150</u> (acres)
☐ Other	

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

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

Aug 24, 1979
Date

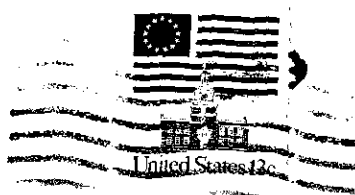
Phillips Enterprises Inc
Rm Phillips
Signature of Permit Holder

RECEIVED
MICROFILMED

PHILLIPS ENTERPRISES, INC.

4774 CHINDEN BLVD.
BOISE, IDAHO 83704

1979



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
DEC 12 1978

DEC 12 1978

Department of Water Resources

December 7, 1979

Phillips Enterprises, Inc.
4774 Chinden Blvd.
Boise, ID 83704

Gentlemen:

Re: Permit No. 63-9262

As a condition of your permit, you are required to install an access port or a type of measuring device to allow the Department to determine the rate of diversion. Before I can accept the statement of beneficial use postcard, enclosed, I need to know which type of measuring device you have installed. Please indicate the information on the postcard and return it to this office so the Department can take further action on your permit.

If you have any questions concerning this matter, please contact us.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address

Statehouse

Boise, Idaho 83720

(208) 384-2215

August 22, 1979

Phillips Enterprises, Inc.

4774 Chinden Blvd

Boise, Idaho 83704

Dear Sirs,

RE: Permit No. 63-9262

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

Please 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 Hells Canyon.

Since the use of water under your permit may affect the flows 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. TUTHILL, JR.

Supervisor, Water Allocations Section

DRT:lr

Enclosures

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

SS.

Copy of Notice
(First Copy)

Notice of Application for Water Right
TITLE OF PUBLICATION
Phillips Enterprises Inc.
SPONSOR OR PLAINTIFF
Dep't of Water Resource
PLAINTIFF OR LEGAL AGENT
63-9262

Patricia Langley, being
duly sworn, deposes and says:

That he is the Principal Clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published at
Payette, in the County of Payette and State of Idaho; that said paper
has been and is in general circulation in the county aforesaid, and in
the vicinity of Payette; that the advertisement, a copy of which is
attached hereto, was published in said newspaper once a week for
two consecutive weeks in the regular and entire issue of said
paper during the period and time of publication, and was published
in the newspaper proper and not a supplement; that said paper has
been established and regularly published for more than seventy-eight
consecutive weeks prior to the date of first publication of said adver-
tisement.

Such notice was published in the issue beginning with
July 19, 19 79, and ending with the issue
of July 26, 19 79.

Subscribed and sworn to before me this 26 day
of July, 19 79.

Harry J. Lane
Notary Public, Residing at Payette, Idaho.

My Commission Expires April 28, 19 80.

STATEMENT

Independent-Enterprise
PAYETTE, IDAHO

Number of Lines 25 dan li

Number of Insertions two

25 Lines @ 42 1/2 ... \$ 10.63

25 Lines @ 30 1/2 ... \$ 7.63

TOTAL COST
WILL BE \$ 18.26

RECEIVED

JUL 30 1979

Department of Water Resources
Western Regional Office

No. 1194

OK
K12
8/6/79

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-9262

PHILLIPS ENTERPRISES, INC.

4774 CHINDEN BLVD., BOISE, ID 83704

Source: GROUNDWATER

Date Filed: 7-11-1979

Amount: 1.88 CFS

Diversion Point: SWSW Sec. 34 T 07N R 05W, PAYETTE Co.

Use: IRRIGATION (1.88 CFS) from 05-15 to 11-15

Place of Use: LOT 03 (NENW) LOT 04 (NWNW) Sec. 03 T 06N R 05W SWSW SESW

Sec 34 T 07N R 05W FOR 150 ACRES

Diversion Means: WELL, PUMP & SPRINKLER PIPE

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 AUGUST 6, 1979

C. STEPHEN ALLRED

Director

Published 7-19 and 7-26-79

No. 1194

7-19 2tc

PHILLIPS ENTERPRISES, INC.

4774 CHINDEN BLVD., BOISE, ID 83704

Source: GROUNDWATER

Date Filed: 07/11/1979

Amount: 1.88 CFS

Diversion Point: SWSW Sec 34 T 07N R 05W, PAYETTE Co.

Use: IRRIGATION (1.88 CFS) from 05/15 to 11/15

Place of Use: LDT 03 (NENW) LDT 04 (NNNW) Sec 03 T 06N R 05W SWSW SESW
Sec 34 T 07N R 05W FOR 150 ACRES

Diversion Means: WELL, PUMP & SPRINKLER PIPE

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