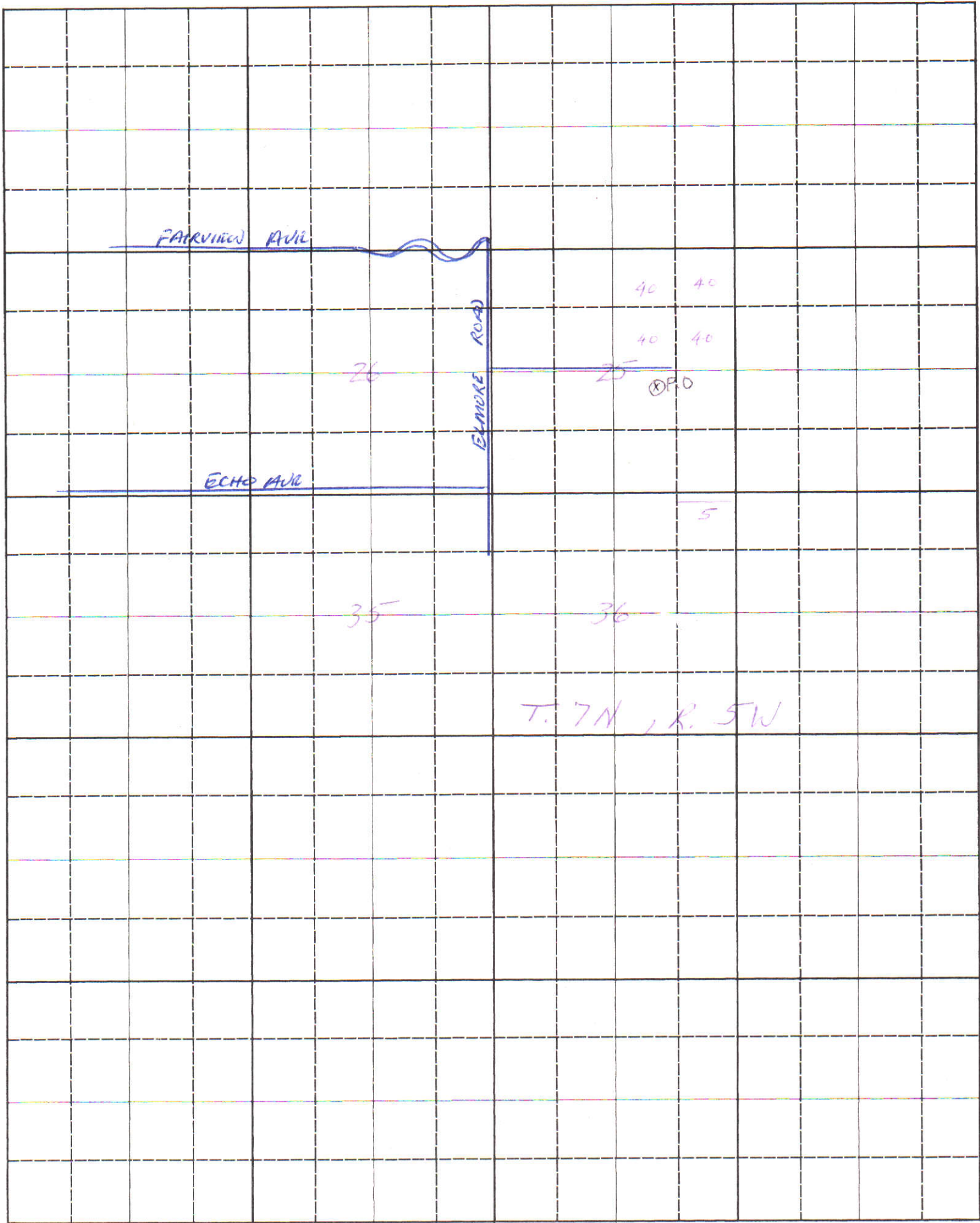


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

James L. Libby
(Applicant)

JAN 27 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

KEYPUNCHED

A. GENERAL INFORMATION

Permit No. 63-9237

1. Owner: James W and/or Frances L. Libby Phone No. 206 838-5151

Current Address: 30841 44th Ave S.W., Federal Way, WA 98023

2. Accompanied by: Crawford Otto EXAM. DATE: 8-20-86

Address: Rt 2 Box 2368, Parma, ID 83660 Phone No. 674-2105

Relationship to Permit Holder: Reater

3. Source: Ground water tributary to _____

KEYPUNCHED
1-6-87

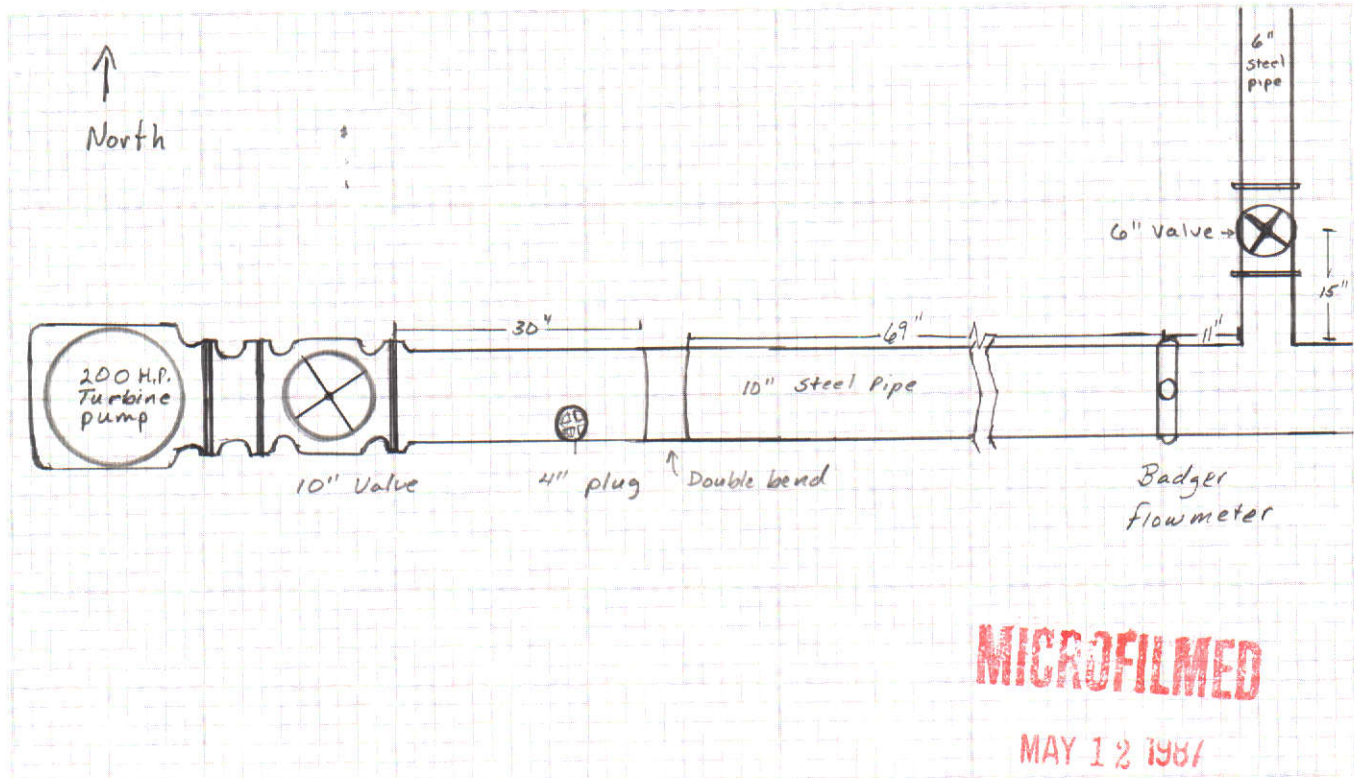
B. OVERLAP REVIEW

1. Other water rights with same place of use: Black Canyon Irrigation District ☐ Copies Attached

2. Other water rights with same point of diversion: 63-7487 same well additional acres added to system ☒ Copies Attached ☒ Copies of Field Exam's Attached

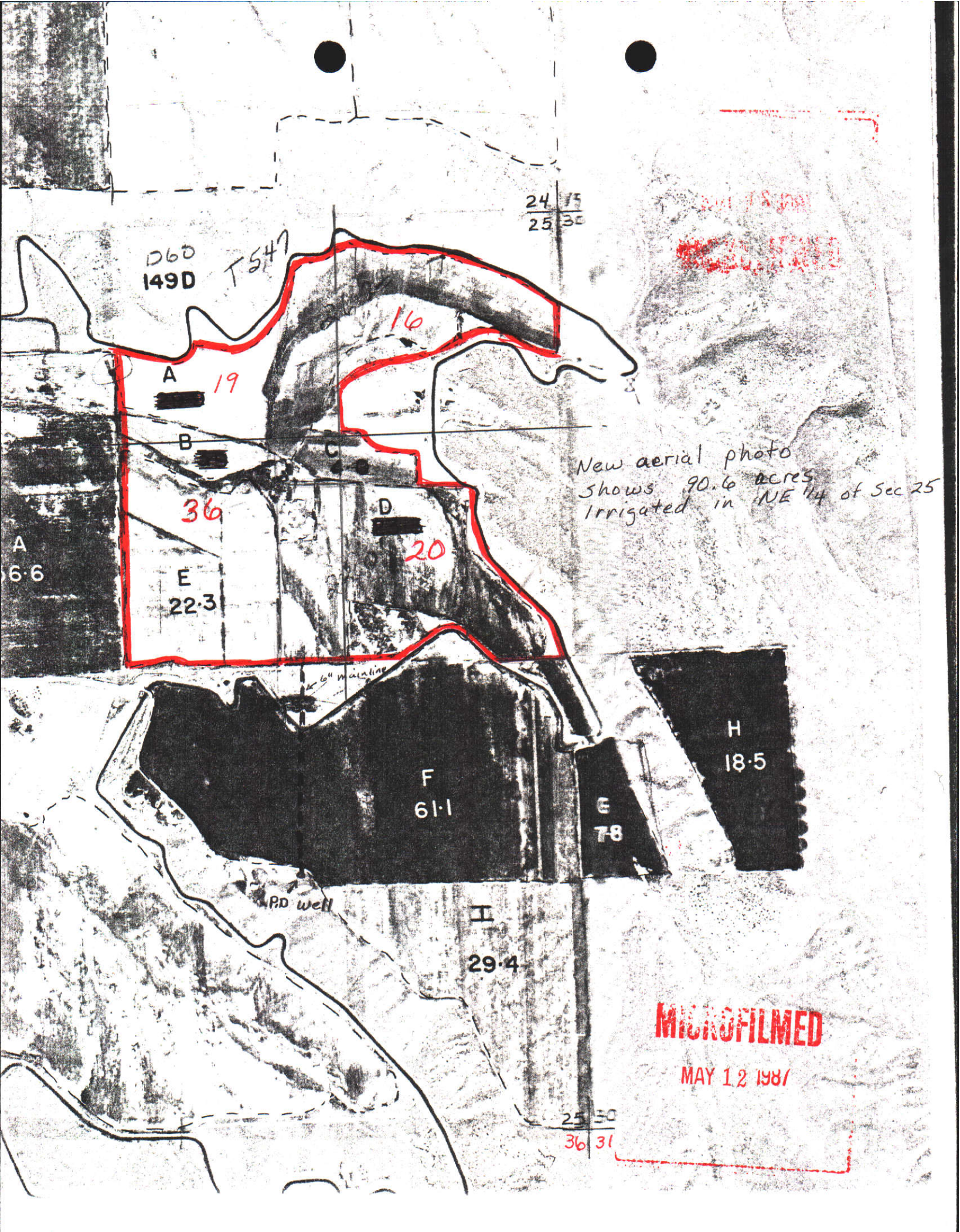
C. SYSTEM DESCRIPTION

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



Scale: 1" = 2'

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).





PERMIT NO 63-9237



PERMIT NO 63-9237

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-9237

Priority: May 23, 1979

Amount: 1.82 CFS

409.5 AFA

This is to certify, that JAMES W. LIBBY
FRANCES L. LIBBY

30841 44TH AVE. S. W.
FEDERAL WAY, WA 98023

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 23, 1979, and has submitted proof to the Department of Water Resources on June 25, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 4.77 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.82 cfs	409.5 afa

LOCATION OF POINT OF DIVERSION(S): NWSE , Sec. 25, Township 7N, Range 5W
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>ACRES</u>	<u>TOTAL</u>
7N	5W	25	NENE 16	NWNE 19	SWNE 36	SENE 20	91

Total number of acres irrigated: 91

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23rd day of April, 1987.

MICROFILMED

Norman Cyng
the Director

MAY 12 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant JAMES W & FRANCES L. LIBBY Phone 674-2105

Post office address Rt. 2, BOX 208, PARMA, ID

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

3. Location of point of diversion is NW $\frac{1}{4}$ of S12 $\frac{1}{4}$ of Section 25 Township 7N

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

4. Water will be used for the following purposes:

Amount 3.30 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. 3.3 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

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 352 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: _____ $\frac{1}{4}$ 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:

[illegible]

Total number of acres to be irrigated 165

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

BLACK CANYON IRRIGATION CO.

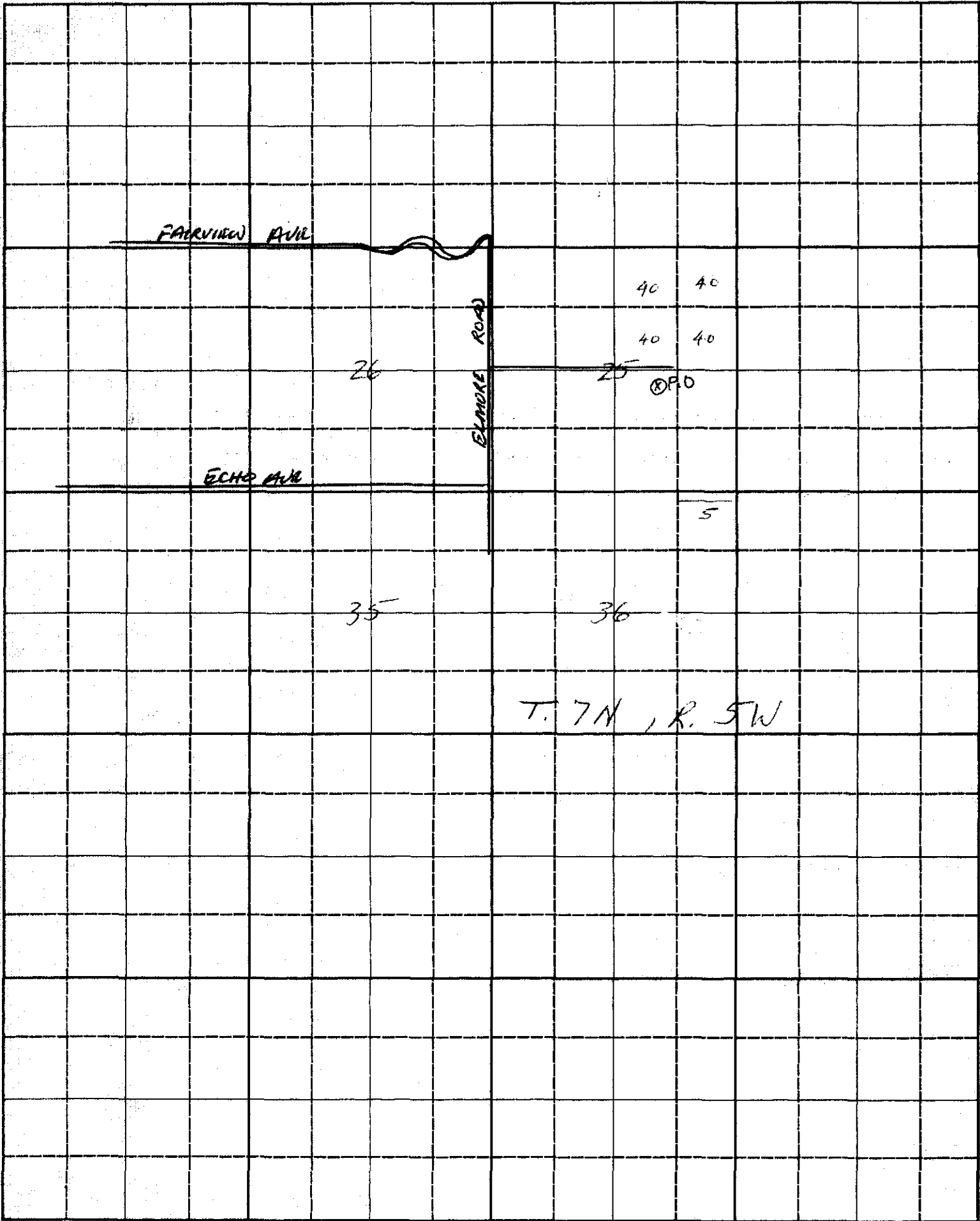
9. a. Who owns the property at the point of diversion APPLICANT

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.

James L. Libby
(Applicant)

Received by CWB Date 5/23/79 Time 2:00pm
 Preliminary check by _____ Fee \$ 65⁰⁰ #13100
 Receipted by KK Date 5/23/79
 Publication prepared by KK Date 5/31/79
 Published in Independent Enterprise
 Publication dates 6/7 & 6/14/79
 Publication approved KK Date 6/25/79
 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by h6 S.S.
262479

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. 63-9237, and said application is hereby approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 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: 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 11 th day of July, 1979.

J. Glen Saxton
 Director

Affidavit of Publication

Copy of Notice

(First Copy)

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Appl' water permit 63-9237
TITLE OF PUBLICATION

Libby
SPONSOR OR PLAINTIFF

Dept of Water Resources
PLAINTIFF OR LEGAL AGENT

OK
KK
6/25/79

_____, being
duly sworn, deposes and says:

That _____ he is the _____ 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
June 7, 1979, and ending with the issue
of June 14, 1979.

Subscribed and sworn to before me this 14 day
of June, 1979.

Mary Jane Lee
Notary Public, Residing at Payette, Idaho.

My Commission Expires April 28, 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.

63-9237

LIBBY, JAMES W. &-or FRANCES L.
RT. 2, BOX 208, PARMA, ID. 83660

Source: GROUNDWATER

Date Filed: 05-23-1979

Amount: 3.30 CFS

Diversion Point: NWSE Sec. 25 T 07N R 05W, PAYETTE
Co.

Use: IRRIGATION (3.30 CFS) from 03-15 to 11-15

Place of Use: NENE NWNE SWNE SENE Sec. 25 T 07N R
05W NENE Sec. 36 T 07N R 05W FOR 165 ACRES

Diversion Means: WELL & PUMP

If issued the permit(s) will be subject to all prior water
rights. Protests against the granting of any permit must be
filed with the Director of the Idaho Department of Water
Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before
JUNE 25, 1979.

C. STEPHEN ALLRED
Director

Published 6-7 & 6-14-79
No. 1150

6-7 2tc

STATEMENT

Independent-Enterprise PAYETTE, IDAHO

Number of Lines 24 dau li

Number of Insertions two

24 Lines @ 42 1/2 ... \$ 10.20

24 Lines @ 30 1/2 ... \$ 7.32

TOTAL COST
WILL BE \$ 17.52

Nº 1150

MICROFILMED

April 23, 1987

JAMES W. & FRANCES L. LIBBY
30841 44TH AVE. S. W.
FEDERAL WAY, WA 98023

RE: Permit No. 63-9237

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAY 12 1987

March 16, 1987

JAMES W. & FRANCES L. LIBBY
30841 44TH AVE. S. W.
FEDERAL WAY, WA 98023

RE: Permit No. 63-9237

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 12 1987

Id. \$125.00
exam fee

Review

10 day

WATER RIGHT CODING FORM

WATER RIGHT NO. L63-9237

Record 1

Last Name or Company

First Name

1. Owner LIBBY
2. Owner LIBBY

JAMES W.
FRANCES L.

C
C

Record 1A. Address

1. 30841 44TH AVE. S. W.
2.

Record 1B.

3.
City FEDERAL WAY
State WA Zip 980230000

Record 2. Source(s)

1. GROUNDWATER

TRIB:

Record 3. Point(s) of Diversion Description

Tract Sec. Twp Rng Lot Rediv.
NW SE 25 07N 05W

Record 4.

Use

Period of Use

Diversion Rate

Volume

1. 01 IRRIGATION

03/15 - 11/15

1.82
3.300

409.5
0.00

Record 5.

Stage PLIC
Status

Priority Date 23-May-1979

County Code 75 PAYETTE

Total Cfs 3.300

Total Acre Feet .00

Transfer/Amendment Flag

Water District

Dle/Carey Act

1.82 cfs

409.5 AF

Record 6.

Diversion Means: WELL & PUMP

MICROFILMED

MAY 12 1987

8A. Non-Irrigation Use Remarks:

Place of Use:
Use Code

Twp Rge Sec Tract Lot Acres

1. 01 IRRIGATION

07N

05W

36

NE NE

05

delete

2. 01 IRRIGATION ✓
3. 01 IRRIGATION ✓
4. 01 IRRIGATION ✓
5. 01 IRRIGATION ✓

07N ✓	05W ✓	25 ✓	NE NE ✓	(40) 16
07N ✓	05W ✓	25 ✓	NW NE ✓	(40) 19
07N ✓	05W ✓	25 ✓	SW NE ✓	(40) 36
07N ✓	05W ✓	25 ✓	SE NE ✓	(40) 20

Total Acres (165) 91

Record 10. Remarks: ✓

Record 14. Proof made date (1-Jan-1900) 6/25/1984

Record 15. Conditions of Approval — then add R32 kw 3/9/87
 1. (01C) ~~delete~~

Record 16. Diversion Capacity: (.000) 4.77 cfs

Application Received: 5/23/1979

P/D overlap per VAX: 63-7487 - see copy in file

P/U overlap: none

Capacity of Well = 4.77 cfs
 Lic. 63-7487 - 2.60 cfs
 2.17 cfs remaining

can allow 1.82 cfs for this right - will not exceed capacity.

MICROFILMED

MAY 12 1987

Kay Walker
 3/3/87

copy

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 63-7487 Priority September 8, 1971 Amount 2.60 cfs

THIS IS TO CERTIFY, that JAMES W. &/OR FRANCES L. LIBBY
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-7487 issued pursuant to Application for Permit dated September 8, 1971,
and has submitted proof to the Department of Water Resources on September 18, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.48 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 15 to November 1</u>	<u>at 2.56 cfs and</u>	<u>576 acre feet</u>
<u>Domestic</u>	<u>from January 1 to December 31</u>	<u>at 0.2 cfs and</u>	<u>1.2 acre feet</u>
<u>Stockwater</u>	<u>from January 1 to December 31</u>	<u>at 0.08 cfs and</u>	<u>0.7 acre feet</u>

(both dates inclusive)

Subject, however, to the condition that no more than 2.6 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
577.9 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25, Twp. 7N,
Rge. 5W, B.M. in the County of Payette

Description and location of place of use:

Twp.	Range	Sec.	Section																Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7N	5W	25																	Stockwater & domestic 29 99
7N	4W	30																	29

Total number of acres irrigated 128

same
Pld as
Rt. 63-9237.

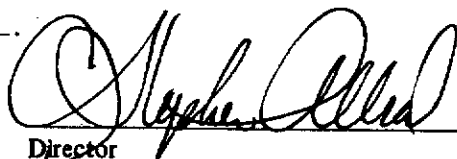
MICROFILMED

MAY 12 1981

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of
December, 1979.


Director

MICROFILMED

JAN 21 1987

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

KEYFILED

A. GENERAL INFORMATION

Permit No. 63-9237

1. Owner: James W and/or Frances L. Libby Phone No. 206 838-5151
Current Address: 30841 44th Ave S.W., Federal Way, WA 98023
2. Accompanied by: Crawford Otto EXAM. DATE: 8-20-86
Address: Rt 2 Box 2368, Parma, ID 83660 Phone No. 674-2105
Relationship to Permit Holder: Leater
3. Source: Ground water tributary to _____

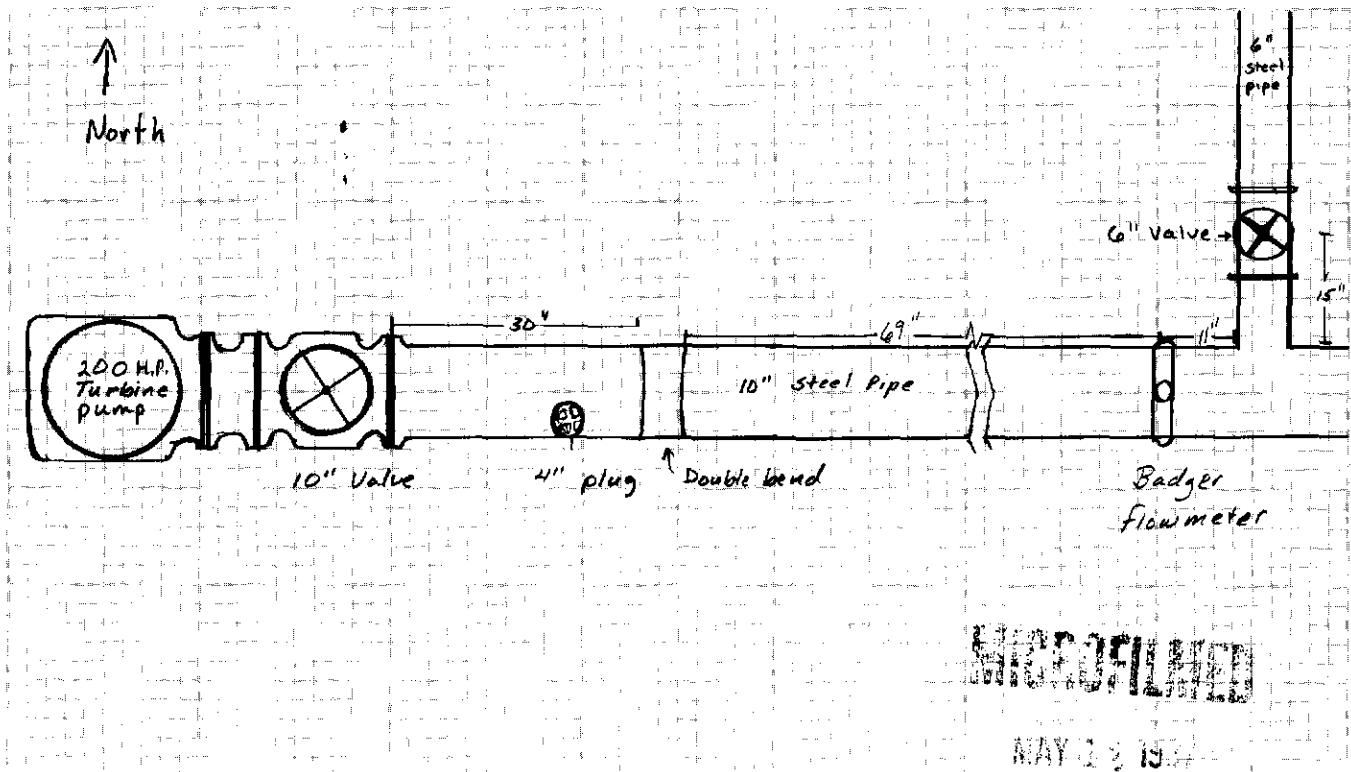
40 1-6-87

B. OVERLAP REVIEW

1. Other water rights with same place of use: Black Canyon Irrigation District ☐ Copies Attached
2. Other water rights with same point of diversion: 63-7487 same well additional
acres added to system ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = 2'

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

System Description (continued)

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

The system has a 16" cased well 352' deep. The 200 H.P. turbine pump has the bowls set at 240'. Static water level is stated as 140'. The system was expanded from that which is described in Water Right Number 63-7487 by the addition of a 6" branch pipeline going to the NE 1/4 of sec. 25, T. 7N, R. 5W. The place of use described in Water Right 63-7487 remains unchanged.

☒ 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
	General Elec	200	AJJ103109	Peerless	F 18 647

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	SE	25	7N	5W	Payette	Aerial Photo

6. Place(s) of Use:

Indicate Method of Determination Aerial Photo

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	5W	25	16	19	36	20													91

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Badger Flowmeter		Badger	MDIM 10"		10"	

2. Measurements:

$$1000 \text{ gal in } 28 \text{ sec OR } 2143 \text{ GPM} \div 448.8 = 4.77 \text{ CFS}$$

$$4.77 - 2.56 \text{ (allowed from this well in 63-7487)} = 2.21$$

$$\text{Can Allow } .02 \times 91 = 1.82 \text{ cfs}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{1000 \text{ gal}}{28 \text{ sec}} \times \frac{60 \text{ sec}}{1 \text{ min}} = 2143 \text{ gpm} \quad \frac{2143}{448.8} = 4.77 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$\frac{200 (8.8) (8)}{140 + 231 (60)} = \frac{1408}{278.6} = 5.05 \text{ cfs}$$

140' Est. Lift

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 91 \times 4.5 = 409.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.82 \times 245 \times 1.9835 = 884.4$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 409.5$$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

The Badger flow meter appeared to be in good condition and two readings were taken, both resulting in 1000 gal pumped in 28 seconds. The 10" gate valve at the pump was opened as much as possible and it ~~was~~^{appears} the readings taken represent the maximum flow possible from this pump. Also of note, the bowls were serviced in the summer of 1985. This system is used to supplement water from Black Canyon Irrigation District. The 5 acres in NENE Sec 36 7N 5W has not been developed. The land is all sprinkler irrigated with hand lines. Crops include sugar beets, hay & small grain.

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	1.82	409.5
Totals:			1.82	409.5

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Carter Fritschle
Signature Carter Fritschle
Certification Date _____
Field Report Preparation Date 8-20-86

[Signature] 12/3/86

CONSULTANT SEAL

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

MICROFILMED

MAY 12 1987

24 15
25 30

D60
149D

T 547

A 19

B

36

E
22.3

D

20

New aerial photo
shows 90.6 acres
Irrigated in NE 1/4 of Sec 25

H
18.5

F
61.1

E
78

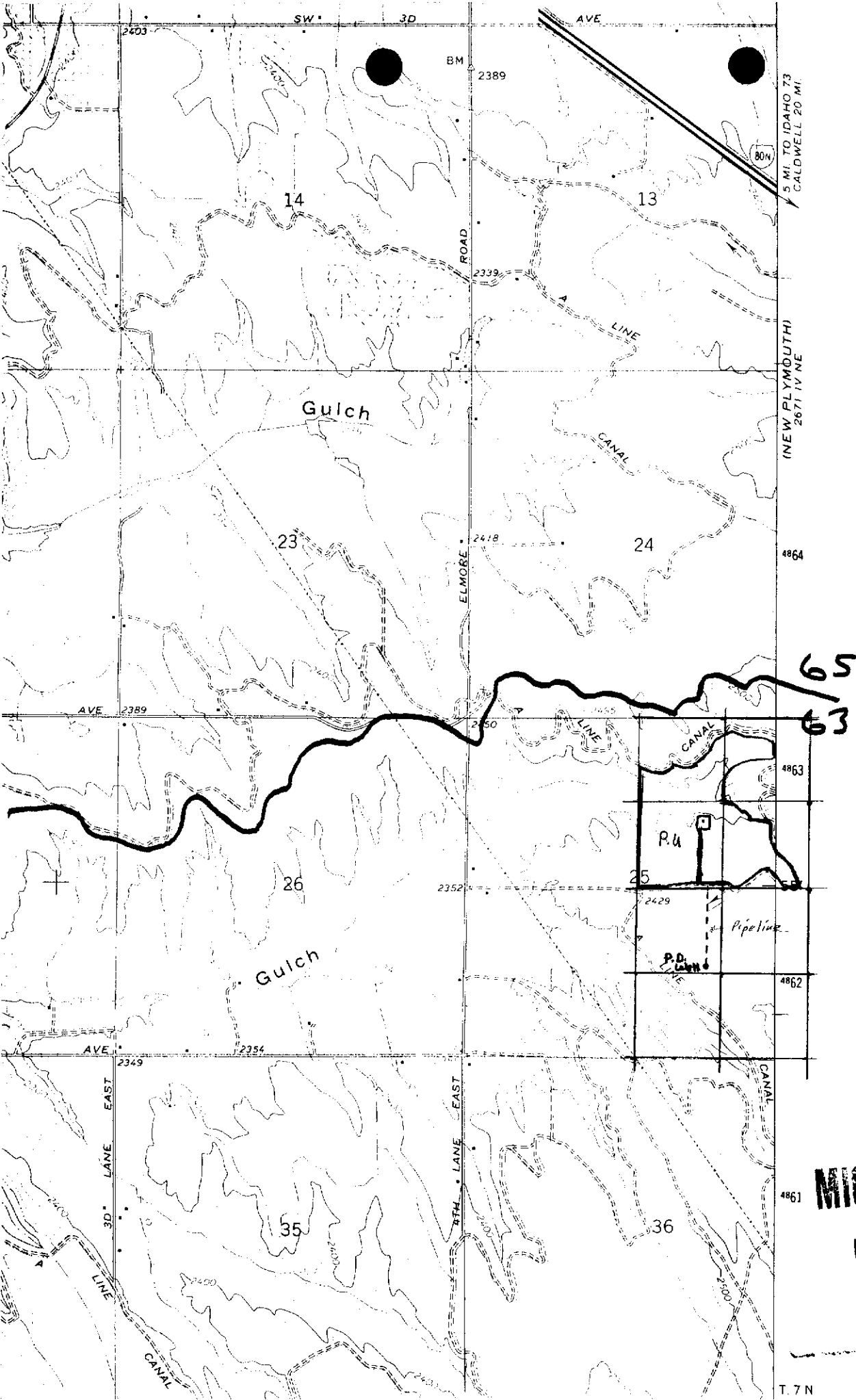
RD well

29.4

MICROFILMED

MAY 12 1981

24 30
36 31



MICROFILMED

MAY 12 1987

PERMIT NO 63-9237

Looking southwest at
tee where 6" branch pipe.
line leaves 10" mainline
Badger flowmeter just right
of center

63-9237

Looking southwest at well
and pump.

F.D. 63-9237

Water Right 63-7487 uses the
same pump

PERMIT No. 63-9237

JAMES W. +/OR FRANCIS L. LIBBY

MICROFILMED

MAY 12 1981

p.d. NW SE 25 7N 5W
p.u. NENE 25 7N 5W NENE 36 7N 5W
WNE
SW NE
SE DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

63-9237
Permit No.

Libby

JAN 27 1987

Department of Water Resources

63-7487

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index CLF 8-19-86 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☒ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index CF 8-19-86 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

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

Scheduling Letter sent? 7/18/86 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

MICROFILMED

MAY 12 1987

C. Review and Processing:

Exam Completed Ante Futschle 8-20-86 Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent 12/3/86 (Initial and date)

Exam Reviewed by Manager of Regional Office 12/8/86 (Initial and date)

Exam Date Entered in Computer 1-16-87 (Initial and date)

Exam sent to State Office 1-26-87 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File 12-13-86 (Initial and date)

4/86

Department of Water Resources
Western Regional Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only *OK*
Fee Received \$ 135
Date 7-22-86
Receipt # 40474-46475
Receipt by A M B
Sent to S.O. 7/25/86

RECEIVED

JUN 26 1986

1. Permit No. 63-9237

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

Department of Water Resources

☒ 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: James W. &/or Frances L. Libby

3. Post Office Address: 30841 - 44th Ave S.W., Federal Way, WA, 98023

Telephone No. (206) - 838-5151

4. Source of Water: Existing 16" irrigation well

5. Extent of Use:

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

Irrigation 90 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 1.8 cfs _____ acre-feet

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

July , 1979

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

Mr. Crawford Otto

(Name)

MAY 12 1987

Rt. 2, Box 02368, Parma, ID, 83660

(Address)

(208) 674-2105

(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.)

June 23, 1986
Date

James W. Libby
Signature of Permit Holder (and title, if appropriate)



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

63-9237
LIBBY, JAMES W.
LIBBY, FRANCES L.
30841 44TH AVE. S. W.
FEDERAL WAY, WA 98023

138614

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 submit the fee to another certified examiner.

Certified water right examiners are licensed engineers, **MAY 1 1986** 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

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

MAY 12 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 30, 1984

JAMES W. LIBBY
30841 44TH AVE. S.W.
FEDERAL WAY WA 98023

RE: Permit No. 63-9237

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

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

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

Sincerely,
s/Judy Pense
Secretary

MICROFILMED

MAY 12 1987

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below on Permit No. 63-9237

Name(s) of Permit Holder: JAMES L. OR FRANCES L. HUBB

Post Office Address: 30841 44TH AVE. S. FEDERAL WAY, WA. 98023

Tel. No. 206-838-5151

PHONE RANCH 208-674-2105

Source of Water: _____

Extent of Use:

☐ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☒ Irrigation 160

(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.

6-20-84

Date

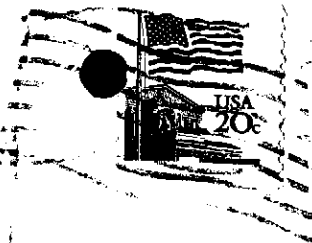
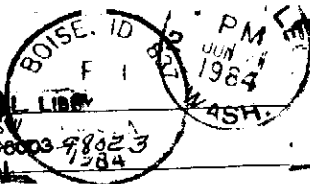
NOT RECORDED

Francis L. Hubb

Signature of Permit Holder

JAMES W. AND FRANK L. LIBBY

30841 44th Ave. S.
FEDERAL WAY, WA 98003-98023
TEL 206-838-5151



RECEIVED



JUN 25 1984

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources
BOISE, IDAHO 83720

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138783

LIBBY, JAMES W. & FRANCES L.
30841 44TH AVE. S. W.
FEDERAL WAY, WA 98003

PROOF DUE NOTICE

MAY 31, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-9237 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 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 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE 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 NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 63-9237

Name(s) of Permit Holder(s): JAMES W OR FRANCES L. RILBY

Post Office Address: 30841 44TH AVE S.W.
FEDERAL WAY, WA. 98003 Tel. No. _____

☒ I hereby certify that construction of diversion works for the above referenced permit began on JUNE 1979. I understand that I must
(date)
continue to develop the water system with due diligence to maintain a valid permit.

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

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

Date

Signature of Permit Holder

June 29, 1983 Francis L. Rilby

JAMES W. AND E

ATTLE, WY
L. LIBBY

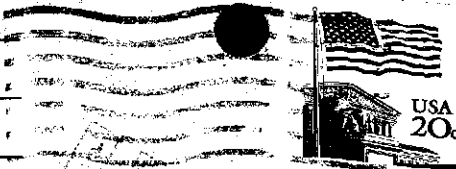
30841 44th AVE SW P.O.

FEDERAL WAY, WA 98003

TEL 206-838-1151

20 JUN 83

1983



RECEIVED
JUL 1 1983

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

INTER-DEPARTMENT MEMO — 1

FROM

ng

DATE

6-29-83

TO

Doug D.W.

SUBJECT

Address Change 63-9237

30841 44th Ave. S. W.
Federal Way, WA 98003

(She still receives her mail at old address
but would like to have address officially
changed per her phone call).

Thanks

ng

SIGNATURE



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

July 11, 1979

James W. &/or Francis L. Libby
Rt. 2, Box 208
Parma, ID 83660

Dear Mr. & Mrs. Libby:

RE: Permit No. 63-9237

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 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.

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

RECEIVED
JUL 15 1979
WATER RESOURCES

DRT:lr

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 384-2190

MAY 31, 1979

Independent Enterprise
Box 520
Payette, ID 83661

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JUNE 25, 1979.

Yours truly,

Karla Knecht
Secretary

Encl.

RECEIVED
MAY 31 1979

NOTICE OF APPLICATION FOR WATER RIGHT

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

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before JUNE 25, 1979.

C. STEPHEN ALLRED

Director

Published 6/7 & 6/14/79.

RECEIVED
JUN 14 1979
IDAHO DEPT. OF WATER RESOURCES

63-923Z

LIBBY, JAMES W. &/or FRANCES L.

RT. 2, BOX 208, PARMA, ID 83660

Source: GROUNDWATER

Date Filed: 05/23/1979

Amount: 3.30 CFS

Diversion Point: NWSE Sec 25 T 07N R 05W, PAYETTE Co.

Use: IRRIGATION (3.30 CFS) from 03/15 to 11/15

Place of Use: NENE NWNE SWNE SENE Sec 25 T 07N R 05W NENE Sec 36 T 07N R 05W
FOR 165 ACRES

Diversion Means: WELL & PUMP

RECEIVED