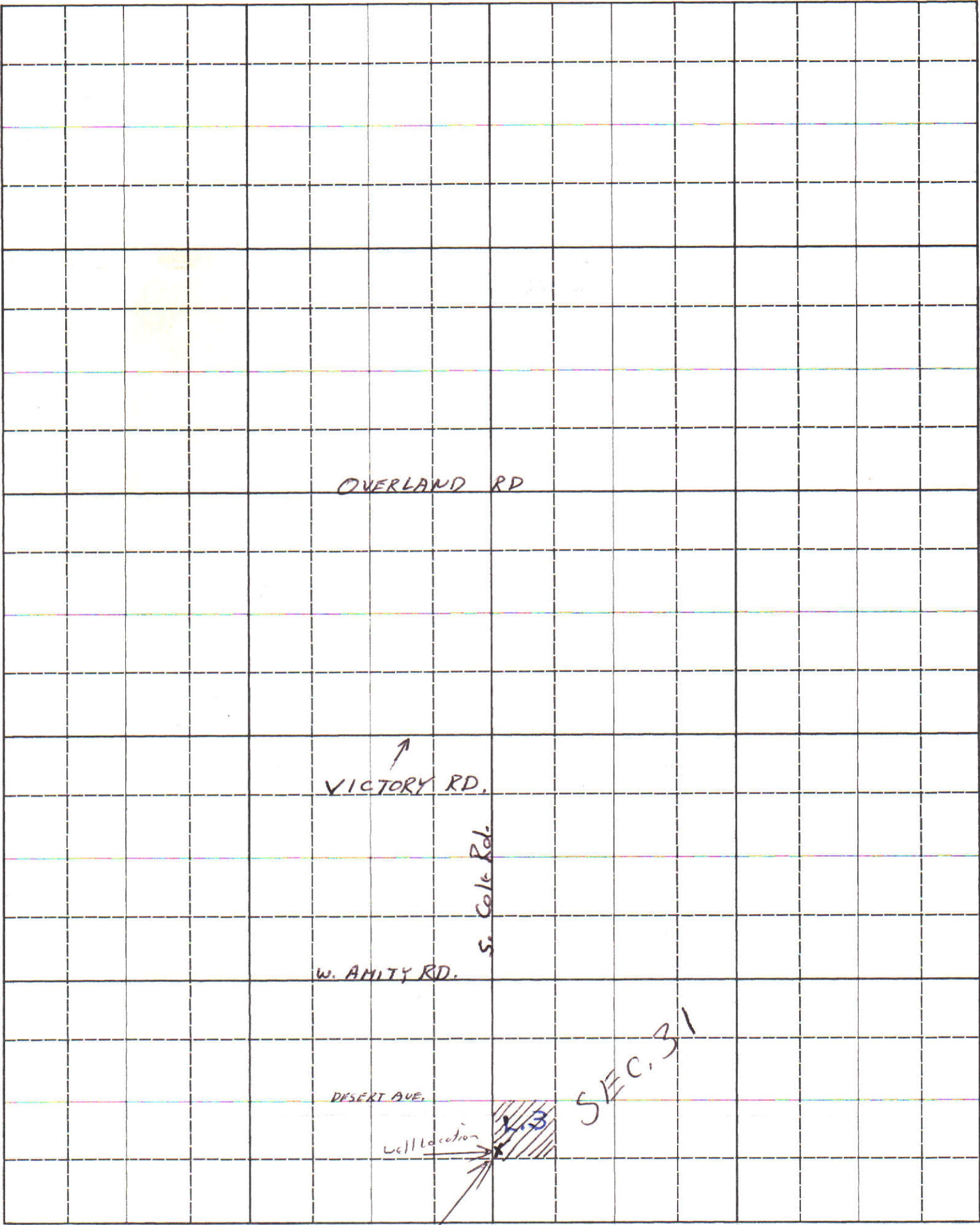
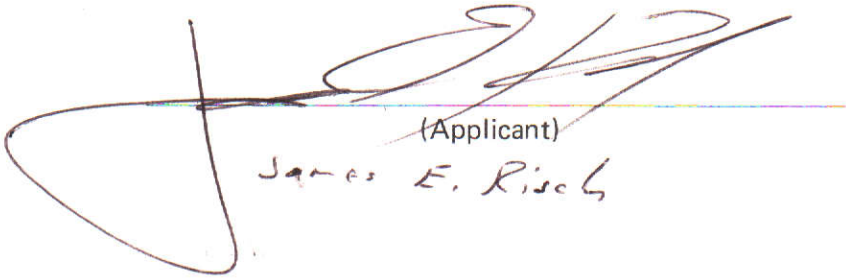


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.


(Applicant)
James E. Risch

COUNTY OF ADA)

Janey Smith, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

two insertions, beginning with the
issue of August 11, 1978, and ending with the
issue of August 18, 1978.

Nancy Smith
Subscribed and sworn to before me this 18th
day of August, 19 78.

Sarah E. Eguen
Notary Public for Idaho, Residing at Boise, Idaho

**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:

63-9156

Name: JAMES E. RICH
Address: Rt. 3 South Cole Rd. Boise, ID 83702
Source: groundwater
Date Filed: 7-27-78
County: Ada
Amount: 0.8 cfs
Point of Diversion: NW¼SW¼ Sec 31 T 3N R 2E B.M.
Use: Irrigation of 43 acres from Jan 1 to Dec 31
Place of Use: NW¼SW¼ Sec 31 T 3N R 2E B.M.
Means: well

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 83705 on or before August 28, 1978.

C. STEPHEN ALLRED
Director
Pub. Aug. 11, 1978

473

RECEIVED
AUG 21 1964

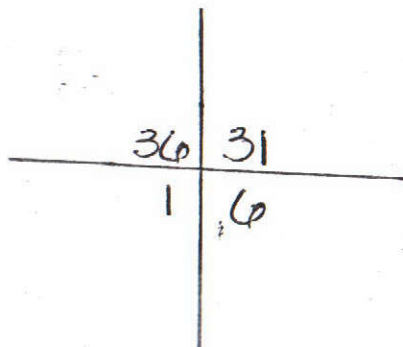
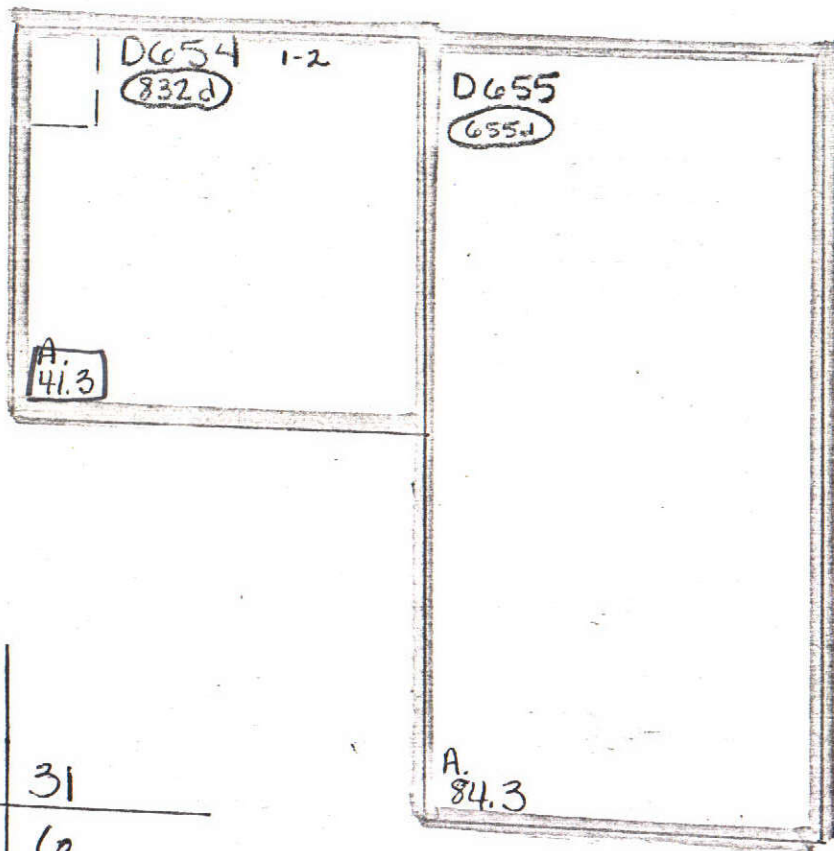
Department of Water Resources
Western Regional Office

WORLDWIDE

MICROFILMED

COLE ROAD

ASCS Aerial Photo
3/28/84 6h5



MICROFILMED

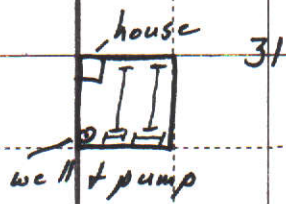
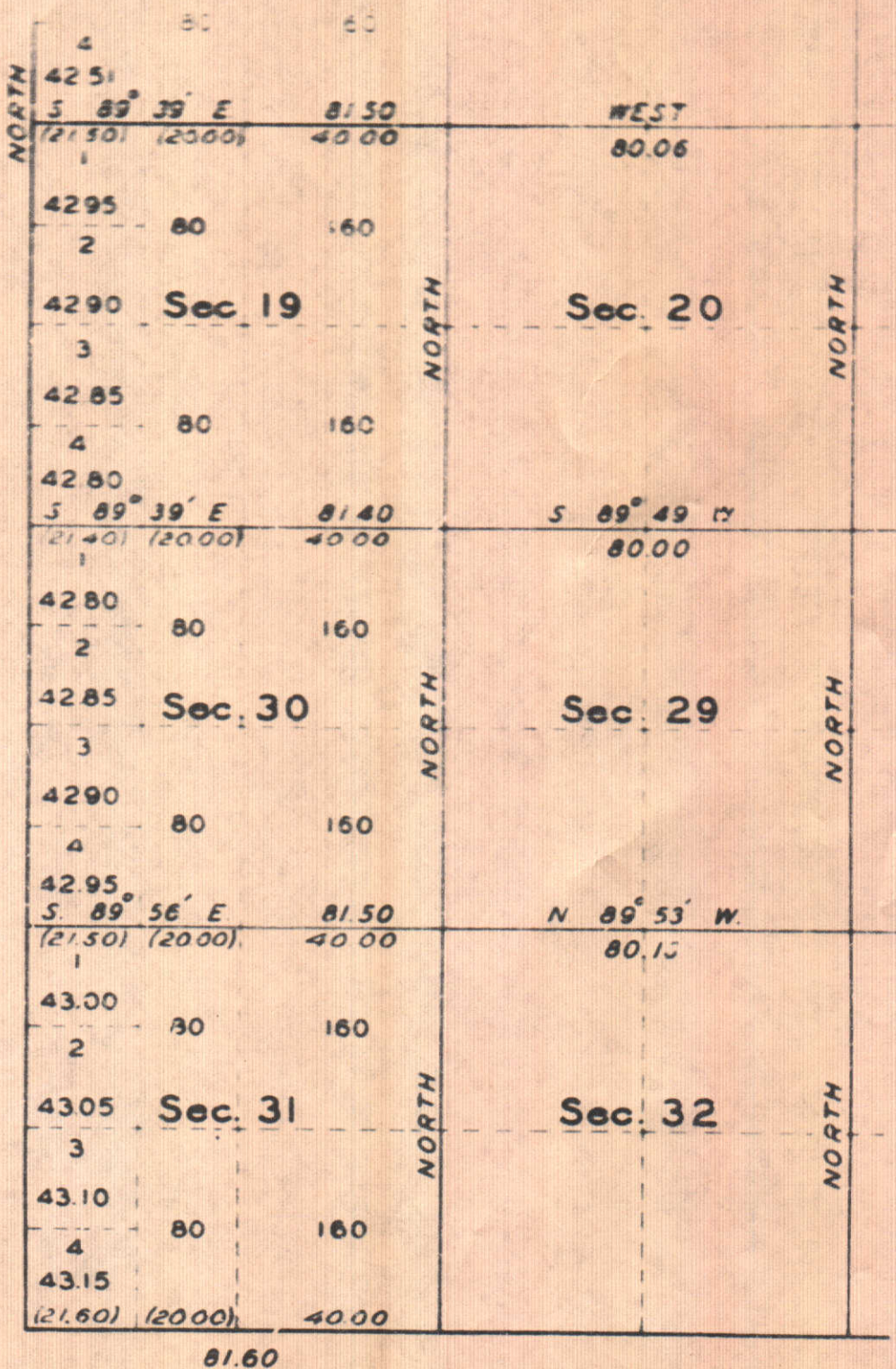


Diagram of System

MERIDIAN



TRUE



0 20 40 80

40 CHAINS TO AN INCH

MAGNETIC DECLINATION 19° EAST

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-9166 Priority July 27, 1978 Amount 0.78 cfs

THIS IS TO CERTIFY, that James E. Risch
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-9166 issued pursuant to Application for Permit dated July 27, 1978,
and has submitted proof to the Department of Water Resources on August 31, 1979,
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 0.78 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
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>0.78</u> cfs and <u>184.5</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.78 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
184.5 acre feet per year, said waters to be diverted within the Gov. Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 31, Twp 3N, Rge 2E in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	2E	31									L. 3 41								41

Total number of acres irrigated 41

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17TH day of
April, 19 84.

Acting for the Director

Norman C Young

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 James E. Risch Phone 362-2626

Post office address Rt #3 S. Cole Rd.

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

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 3N

Range 2E B.M. Ada County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.8 cfs for Irrigation as per phone conv. 7-27-78 with
(cfs or acre-feet per annum) Agricultural purposes from MAR 15 to Nov 15 (both dates inclusive)
Jan 1 5:30

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. 0.8 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 8 inches; proposed depth of well is 200 feet. plus or minus

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:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	2E	31										1.3 43							43

Total number of acres to be irrigated 43

c. Describe any other water rights used for the same purposes as described above. None

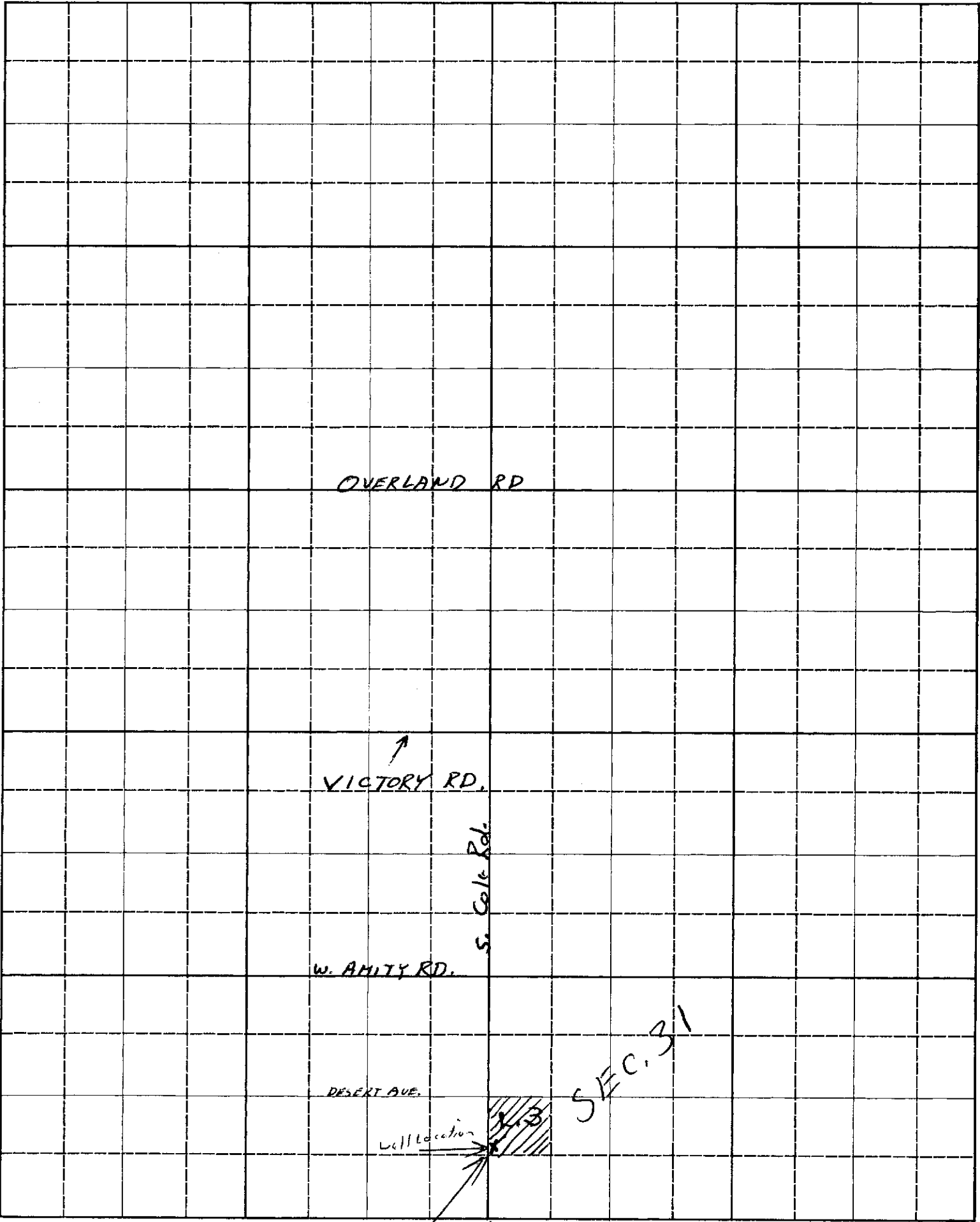
9. a. Who owns the property at the point of diversion Applicant

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 _____

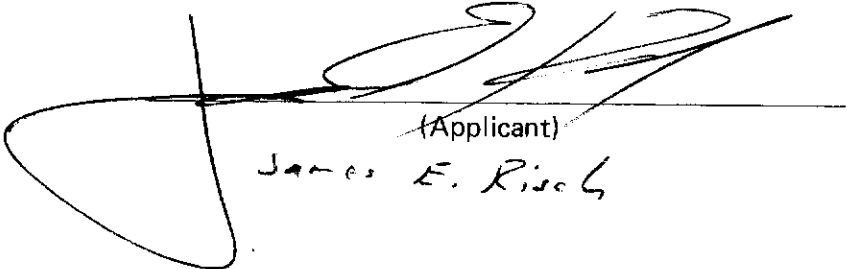
10. Remarks _____

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.


(Applicant)
James E. Risch

Proposed Priority 7/27/78
Received by HLB Date 7-27-78 Time 10:30
Preliminary check by WYH Fee \$ 35.00 # 11178
Receipted by DLS Date 7/27/78
Publication prepared by _____ Date _____
Published in Staten
Publication dates 8-11 & 8-18-78
Publication approved Deo Date 8-21-78
Protests filed by: _____

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

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. 63-9166, 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 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 5 th day of September, 19 78.

A. Glen Saxton
Chief, Operations Bureau

COUNTY OF ADA)

Notary Public for Idaho, Residing at Boise, Idaho

Name: ALAN
Address: Rt. 1, Boise, ID
83702
Source: original
Date Filed: 7-27-78
County: Ada
Amount: 0.8 acre
Point of Div: NW 1/4 Sec 31 T
3N R 2E B.M.
Use: Irrigation from Jan 1 to
Dec 31
Point of Use: NW 1/4 Sec 31 T 3N
R 2E B.M.
Adverse: none
Remarks: This tract will be sub-
ject to all water rights claims
against the grant. No suit must
be filed with the Director of the Idaho
Department of Water Resources, 92 S.
Cole Road, Boise, Idaho 83705 on or be-
fore August 28, 1978.
C. STEPHEN ALLARD
Director
Rpt. Aug. 11, 1978 473

WATER RIGHT NUMBER 63-9166

OWNER LAST NAME - RISCH

FIRST NAME - JAMES E.

ORIG OWNER -

ADDRESS LINE 1 - 407 W. JEFFERSON ST.

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE

STATE - ID ZIP CODE - 83702

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 07-27-1978 COUNTY - ADA

TOTAL DIV. RATE - .7800 -CFS

TOTAL DIV. VOLUME - 184.50 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWSW 31 03N 02E LOT 03 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - .7800 CFS USE DIV. VOLUME - 184.50 AFA

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 02E SEC 31 TRACT NWSW LOT 03 AC 41

DECREE NAME -

DATE -

TOTAL ACRES 41

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 09-01-1983 PERMIT/DENIED - 09-05-1978 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL & PUMP.

April 17, 1984

RE: Permit No. 63-9166

James E. Risch
407 West Jefferson St.
Boise, ID 83702

Dear Mr. Risch:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

March 29, 1984

RE: Permit No. 63-9166

James E. Risch
Risch, Goss, Insinger & Salladay
407 West Jefferson St.
Boise, ID 83702

Dear Mr. Risch:

We are in receipt of your letter of March 20, 1984, in regards to licensing of the above referenced permit.

Enclosed is a copy of an aerial photo (please excuse the poor quality) showing 41.3 acres irrigated in Lot 3, Section 31.

Our field exam shows a house located in the NW corner and it is not included as irrigated land. Also enclosed is a copy of a U.S.G.S. survey map showing a total of 43.1 acres within Lot 3.

We feel that we are justified in our finding of 41 acres of irrigated land. However, if you still do not concur with our findings, please provide us with any information you have which supports the irrigation of 44.5 acres.

If we do not hear from you within 10 days of receipt of this letter, the Department will assume you are satisfied with the enclosed information and a license will be issued as set forth in our letter of March 14, 1984.

Sincerely,

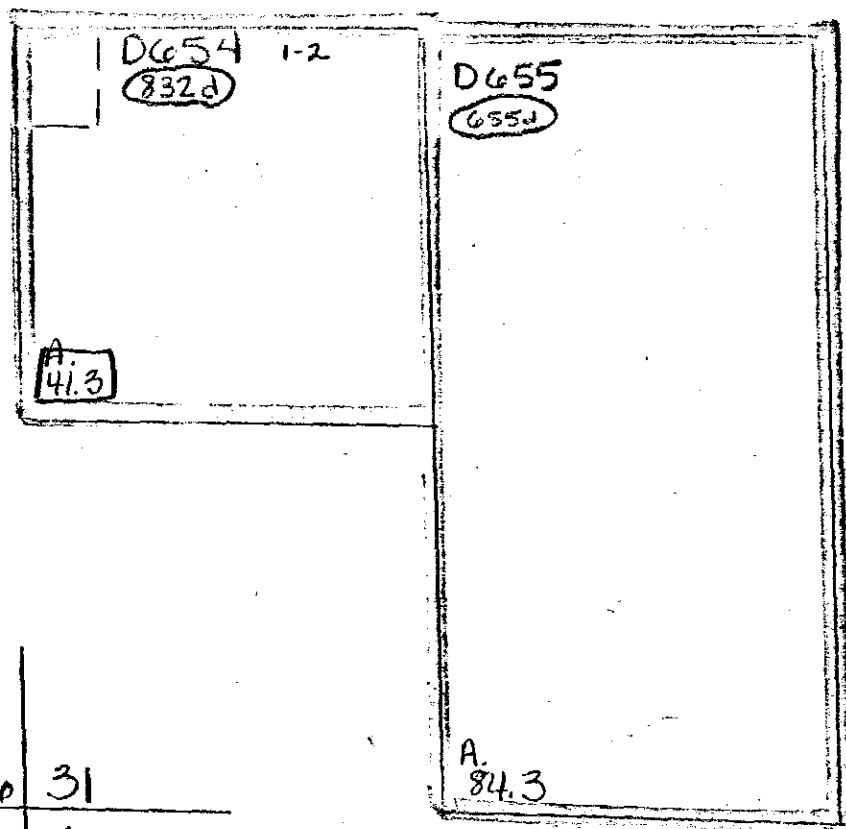
JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosures

COLE ROAD

ASCS Aerial Photo
3/28/84 6LS



36	31
1	6

LAW OFFICES

RISCH, GOSS, INSINGER & SALLADAY

407 WEST JEFFERSON STREET

BOISE, IDAHO 83702

JAMES E. RISCH
DAVID D. GOSS
R. JOHN INSINGER
G. LANCE SALLADAY
ROCKNE K. LAMMERS

TELEPHONE
AREA CODE 208
345-9974

RECEIVED

MAR 21 1984

March 20, 1984

Department of Water Resources

Department of Water Resources
Statehouse
Boise, Idaho 83720

ATTENTION: Jim Johnson

Dear Mr. Johnson:

I received your letter of March 14, 1984 a Copy of which is attached. The acreage in question is 44.5 acres in size. This is government lot 3 and as a result is substantially larger than the usual quarter, quarter section. I have had the property surveyed.

Thank you for your cooperation in this matter.

Very truly yours,

JAMES E. RISCH

JER:jz



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

March 14, 1984

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

RE: Permit No. 63-9166

James E. Risch
Route #3, 8400 S. Cole Rd.
Boise, ID 83709

Dear Mr. Risch:

A representative of this Department has made an examination of the works covered by your Permit No. 63-9166, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.78 cfs Source: groundwater

The maximum quantity diverted shall not exceed 187455 acre feet
per year.

Point(s) of diversion: Gov Lot 3(NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 31, Twp 3N, Rge 2E

Beneficial Use: Irrigation of 41 acres within NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Twp 3N, Rge 3E

Priority date established: July 27, 1978

Conditions (if any):

If you do not concur with these findings, please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder JAMES E. RISCH

Post office address Route #3, #5400, South Cole Road, Boise Phone 362-2626

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount .80 c.f.s. for Irrigation
 _____ AF/Annum (nature of use)

Period of Use: from 3/15 to 11/15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion .80 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Gov. Lot 3

Township 3N N/S, Range 2E E/W, B.M., Section 31, Subdivision NW 1/4 SW 1/4, Ada County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☐ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 41

Permit No. 63-9166

Examination for _____

SECRET

MODIFIED

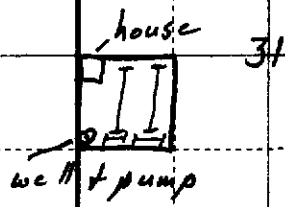


Diagram of System

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder JAMES E. RISCH
Post office address Route #3, #5400, South Cole Road, Boise Phone 362-2626
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount .80 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from 3/15 to 11/15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion .80 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Location of Point(s) of Diversion:

Gov. Lot 3

Township 34 N/S, Range 2E E/W, B.M., Section 31, Subdivision NW 1/4 SW 1/4, Ada County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☐ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ 91

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DATE OF EXAM 9/7/79

ACREAGE
Found 41 ✓
Recommended 41 ✓

Irrigation Requirement 4.5 ✓ Ac Ft/Ac

245 days

USE 0.78
✓ Irrigation Q = 0.77 c.f.s. V = 184.5 ✓ AF/Ann. from 3/15 to 11/15 ✓
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.77 0.78 Method of measurement _____

Total Q recommended 0.78 0.77 Meter No. _____ Type _____ Condition _____

Total V recommended 184.5 AF

Recommended Amendments:

P.D. _____
Place of Use less acreage
Other _____
None None

MEASUREMENT CALCULATION:

64-model 30 with 5/32 at 60 PSI = 5.44 gpm x 64 = .77 cfs
= 0.77575
approx 0.78

SYSTEM DESCRIPTION:

Natural gas powered Waukesha engine 53 HP Model VR62324
on a Johnson 40 HP pump with 8" discharge on a 12 inch
well into wheel line sprinklers

REMARKS:

Examiner's Signature J. L. Linn Date 9/25/79

Checked by OBS Date 9/25/79

Approved by Kay Walker Date 2-28-84

MICROFILM



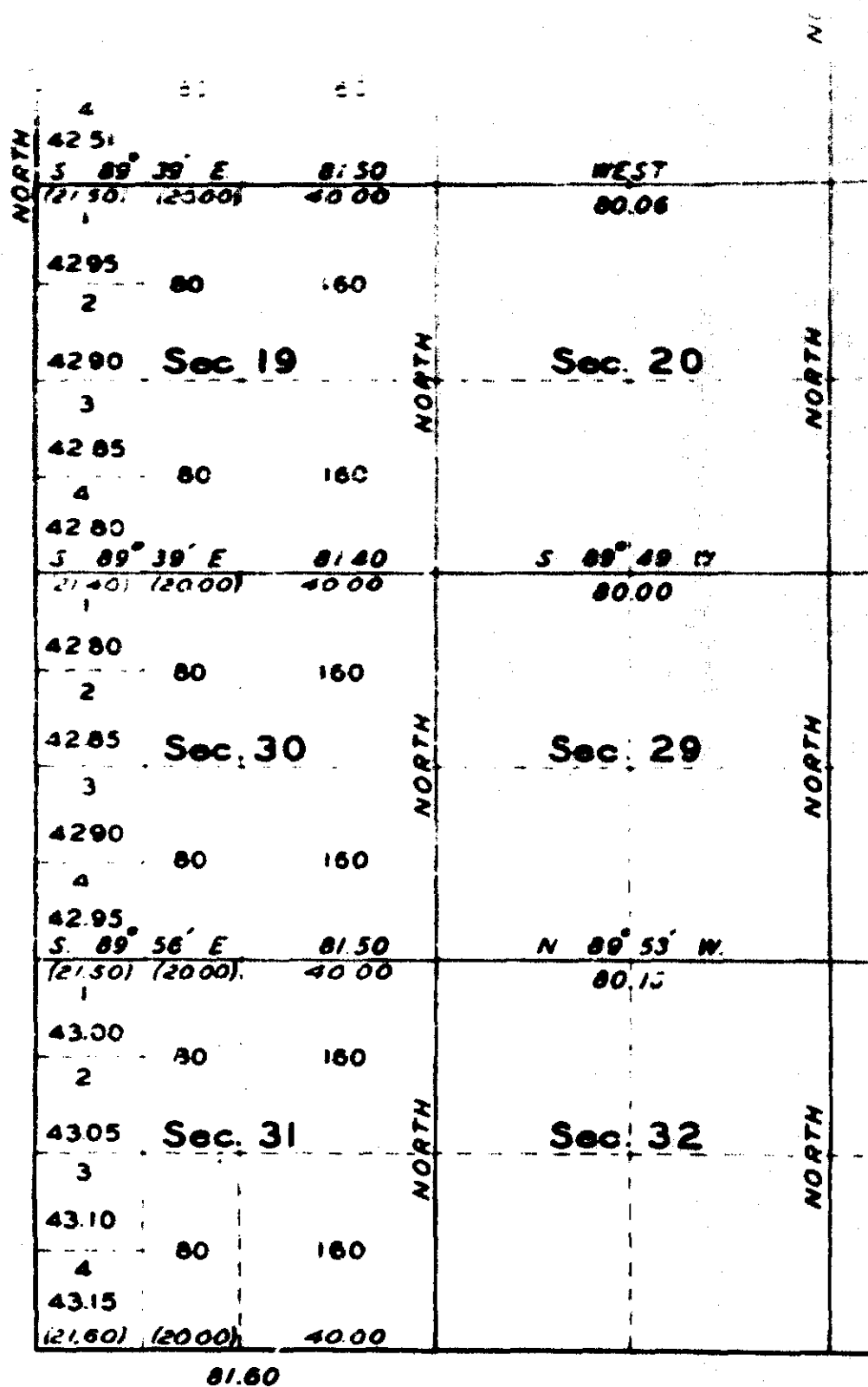
TRUE

UNRECORDED

0 20 40 80

40 CHAINS TO AN INCH

MAGNETIC DECLINATION 19° EAST



Overlap Review for 63-9166

per permit - none

per micro-fiche 2/28/84:

p/d - none

p/a - none

no overlapping rights -

kw
or Jim



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

September 26, 1979

Re Permit No. 63-9166

James E. Risch
Route #3, 5400 S. Cole Rd.
Boise, Idaho 83709

Dear Mr. Risch:

A representative of this Department made an examination of the works covered by your Permit No. 63-9166 on September 7, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.77cfs Source: groundwater

The maximum quantity diverted shall not exceed 185 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Twp. 3N, Rge. 2E, B.M.

Beneficial use: Irrigation of 41 acres within Govt. Lot 3, Sec. 31,
Twp. 3N, Rge. 2E, B.M. (NW $\frac{1}{4}$ SW $\frac{1}{4}$)

Priority date established: July 27, 1978

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

IDENT. NO. 163 9166

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS

Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

September 6, 1979

**James E. Risch
Route #3, South Cole Road
Boise, ID 83709**

RE: **Permit No. 63-9166**

Dear **Mr. Risch:**

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 examination of your system has been scheduled for

Friday, September 7th at 9:00 am

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ 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.

Sincerely,

Kay Walker
Secretary

MICROFILME

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 31 1979

**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

Department of Water Resources
Western Regional Office

1. a) Name of permit holder James E. Rish
b) Post office address Rt #3 S. Cole Rd. Boise Idaho 83705
2. Permit number 63-9166
3. Date of priority that you are prepared to establish _____
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 31
Township 3N, Range 2E Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Water Right Applied For - And In Process of Being Used For
Amount 8 cfs for Irrigation purposes from March 15 to Nov 15 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated 8 cfs cfs and/or acre-feet per annum.
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
Estimate by applicant
6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement of understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
Johnson Pump with 10" bowls
53 H.P. Propane Engine (1800 RPM's)
12" well casing - 200' of 12" well casing + 90' of 8" casing for a total of 290'
b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
MEASURING DEVICES

c) Give well driller's name and address and the date the well was completed: _____

Bill Doty Jr. 1415 N. Ohio Ave. Caldwell Id.
March 28, 1979

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

NW $\frac{1}{4}$, SW $\frac{1}{4}$ Sec 31 T 3 N R 2 E

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	2E	31									2.3	4.3							4.3

Total number of acres irrigated 4.3

10. Remarks: _____

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

August 30, 1979
(Date)

[Signature]
(Signature)

State of _____)
County of Ada) ss.

On this 30th day of August, 19 79, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires 4-15-81

[Signature]
Notary Public
Residing at Boise Idaho



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

September 13, 1978

Re: Permit No. 63-9166

James E. Risch
Route #3, S. Cole Road
Boise, ID 83705

Dear Mr. Risch:

Your approved copy of Application for Permit No. 63-9166 is enclosed and we direct your attention to the conditions of approval on the fourth page.

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.

MICROFILMED

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,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

MICROFILMED

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
 2. G.W. Source
 3. ✓ Point of Diversion
 4. ✓ Amnt. & Period of Use
 5. ✓ none Descrip. of Diverting Wrks.
 6. S Time req. for Proof of B/U

7. N/A Place of Use for other than irrig. ✓
 8. ✓ Place of Use for irrigation (add acres)
 9. ARP Property Owner at Pt. ✓ of Div. & Pl. of Use
 10. OK Map
 11. 36.00 Fee & Rec't. No. 7-27-76
 12. Correct Ad.
43x.02.86

Copies Sent To:

N A Idaho Health Department
N A Idaho Fish & Game Dept.
N A Bureau of Land Management

N A U.S.F.S.
N A Dept. of Lands
N A Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land None listed or plotted

N/A Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. no
 ID Power Co. Letter - G.W. & Tribs. yes
 Snake River Condition no
 Payette River Letter no
 Priority Date 7-27-78

Water Quality #16 /
 Water Quality #10 /
 intrastate / interstate /

Meas. Dev. or Sc. Meas. NO
 Totalizing meter /
 Supplemental /
 Right-of-Way Cond. /
 Watermaster Cond. /
 Wtr. Dist No. /
 Meas. Dev. Cond. for apps within a Water Dist. /

Reviewer

Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-9166

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) WJM 7-27-78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) WJM 7-27-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use No G.W. Platted

(10) _____

Comments: _____

(11) Del 8-25-78

Affidavit of Publication received(date) 8-21-78

(12) _____

Final date for protests 8-28-78

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

No Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By WJM Date 8-25-78

RECEIVED
AUG 30 1978

Department of Water Resources

MISSOURI



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

July 27, 1978

RE: Application No. 63-9166
James E. Risch

The Idaho Statesman
Box 40
Boise, ID 83707

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. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before August 28, 1978.

Sincerely,

RITA FLECK
Secretary

RECEIVED

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 83705 on or before August 28, 1978.

C. STEPHEN ALLRED

Director

Published in the Idaho Statesman
on August 11, 1978 and August 18, 1978.

RECEIVED

~~63-9166~~

Name: JAMES E. RISCH

Address: RT. 3 South Cole Rd. Boise, ID 83702

Source: groundwater

Date Filed: 7-27-78

County: Ada

Amount: 0.8 cfs

Point of Diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 31 T 3N R 2E B.M.

Use: irrigation of 43 acres from Jan 1 to Dec 31

Place of Use: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 31 T 3N R2E B.M.

Means: well



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

July 27, 1978

James E. Risch
Rt. 3 South Cole Rd.
Boise, ID 83705

Dear Mr. Risch:

Enclosed is your Receipt No. 11178 in the amount of \$ 35.00
for application for water which was received in
this office on 7-27-78.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

MICROFILM