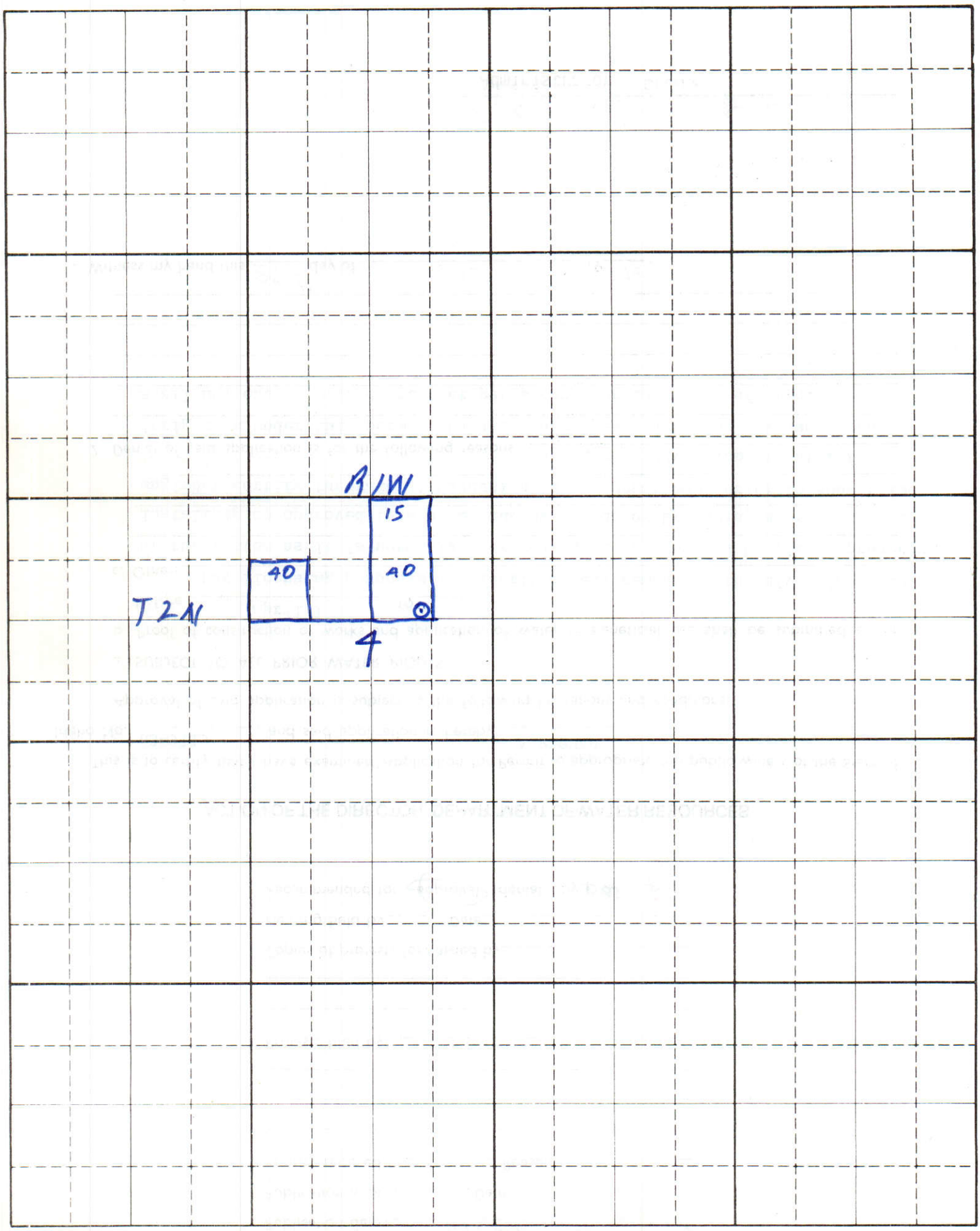
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Erwin G. Kosel
(Applicant)

STATE OF IDAHO)
)ss.
COUNTY OF ADA)

Nancy E. 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 March 2, 1978, and ending with the issue of March 9, 1978.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that OWEN KASEL, Route 6, Box 6675, Nampa, ID., has on February 17, 1978, submitted Application No. 63-9119 for a permit to appropriate 1.9 cubic feet per second of water from a groundwater source by means of well and pump within the SW¼NE¼ Sec 4 T2N-R1W B.M., Ada County, to be used from Mar. 15 to Nov. 15 for irrigation of 95 acres within the W½NE¼, SW¼NW¼ Sec 4 T2N-R1W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, IDaho 83705, on or before March 20, 1978.

C. STEPHEN ALLRED,
Director

Pub. March 2, 9, 1978 9449

Nancy E Smith

Subscribed and sworn to before me this 9th day of March, 1978.

Dorothy Ergueta

Notary Public for Idaho, Residing at Boise, Idaho

ok
3-13-78

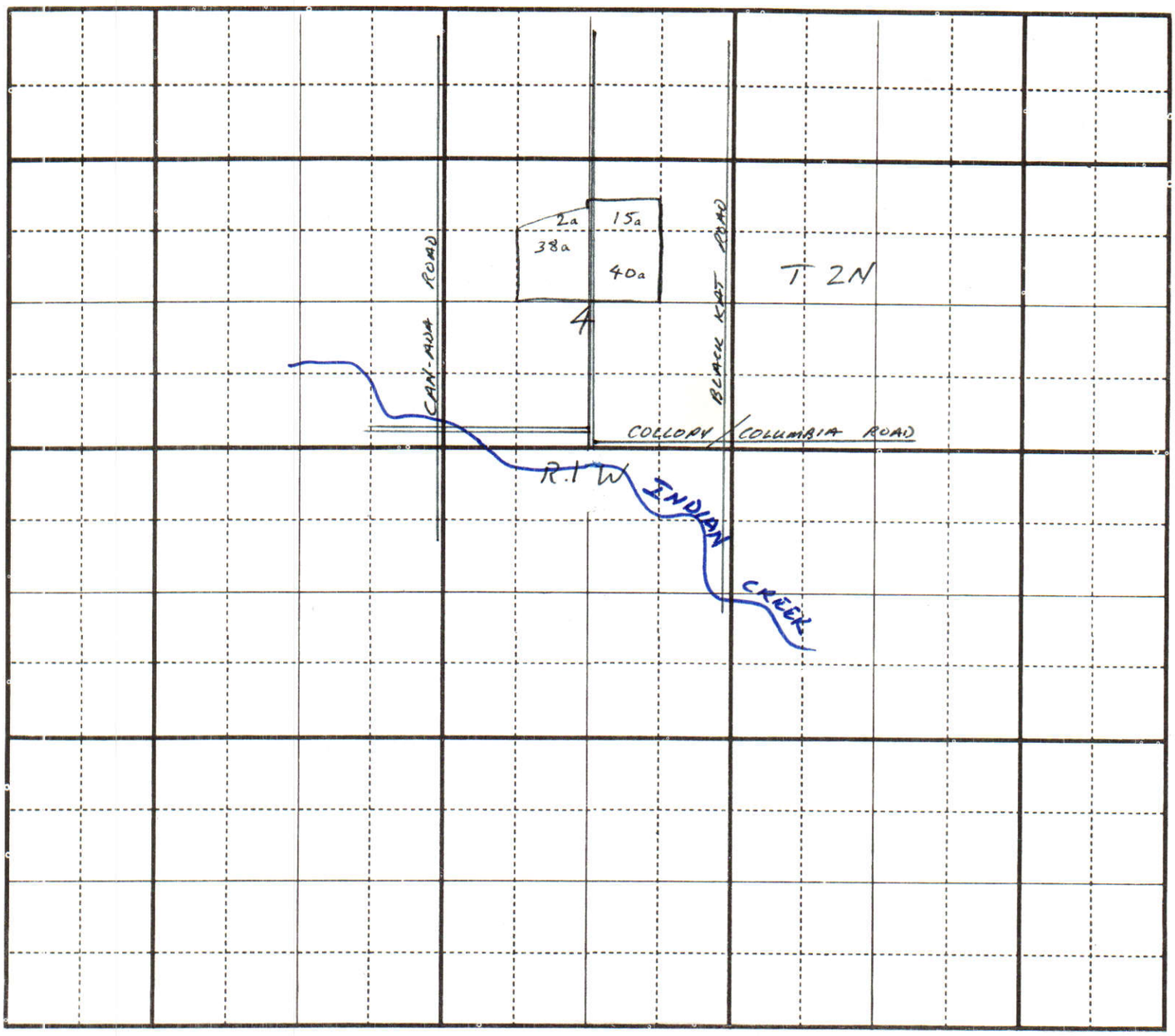


Diagram of System

ADA COUNTY
McDEEMO
BLACK
32 33
33 34
D88 88d
D89 1-2 89d
D91 91d
D94 94d
D89 2-2 94d
2a
P.O.
D90 90d
D92 92d
D93 93d
D98 98d
D121 121d
MICROFILMED
NOT TO SCALE

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-9119 Priority February 17, 1978 Amount 1.23 cfs

THIS IS TO CERTIFY, that Don Kasel

of Nampa, Idaho, has complied with the terms and conditions of Permit No. 63-9119 issued pursuant to Application for Permit dated February 17, 1978, and has submitted proof to the Department of Water Resources on December 12, 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 1.23 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 March 15 to November 15	at 1.23 cfs and	427.5 acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 1.23 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 427.5 acre feet per year, said waters to be diverted within the SW¼NE¼ Section 4, Twp 2N, Rge 1W in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	1W	4			40		2			38									95

Total number of acres irrigated 95

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.

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 8TH day of FEBRUARY, 19 84.

Acting for the Director Norman C Young

DEPARTMENT OF WATER RESOURCES

Form 211
2/80

Ident. No. 63-9119

STATE OF IDAHO

RECEIVED
AUG 5 1983
Department of Water Resources

Licensing

APPLICATION FOR AMENDMENT OF A PERMIT

APPROVED

To change the point of diversion and/or the place of use

Comes now Owen Kasel Phone _____

of (address) Route #6, Box 6575, Nampa, ID 83651, and represents to the Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-9119, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW ¼ NE ¼, Section 4, Township 2N, Range 1W, B.M., County of Ada. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.23 (cfs or ~~acre feet per annum~~) for irrigation purposes from 3/15 to 11/15 (both dates inclusive)

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

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

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	1W	4		15	40		2			38									95

Total number of acres to be irrigated = 95

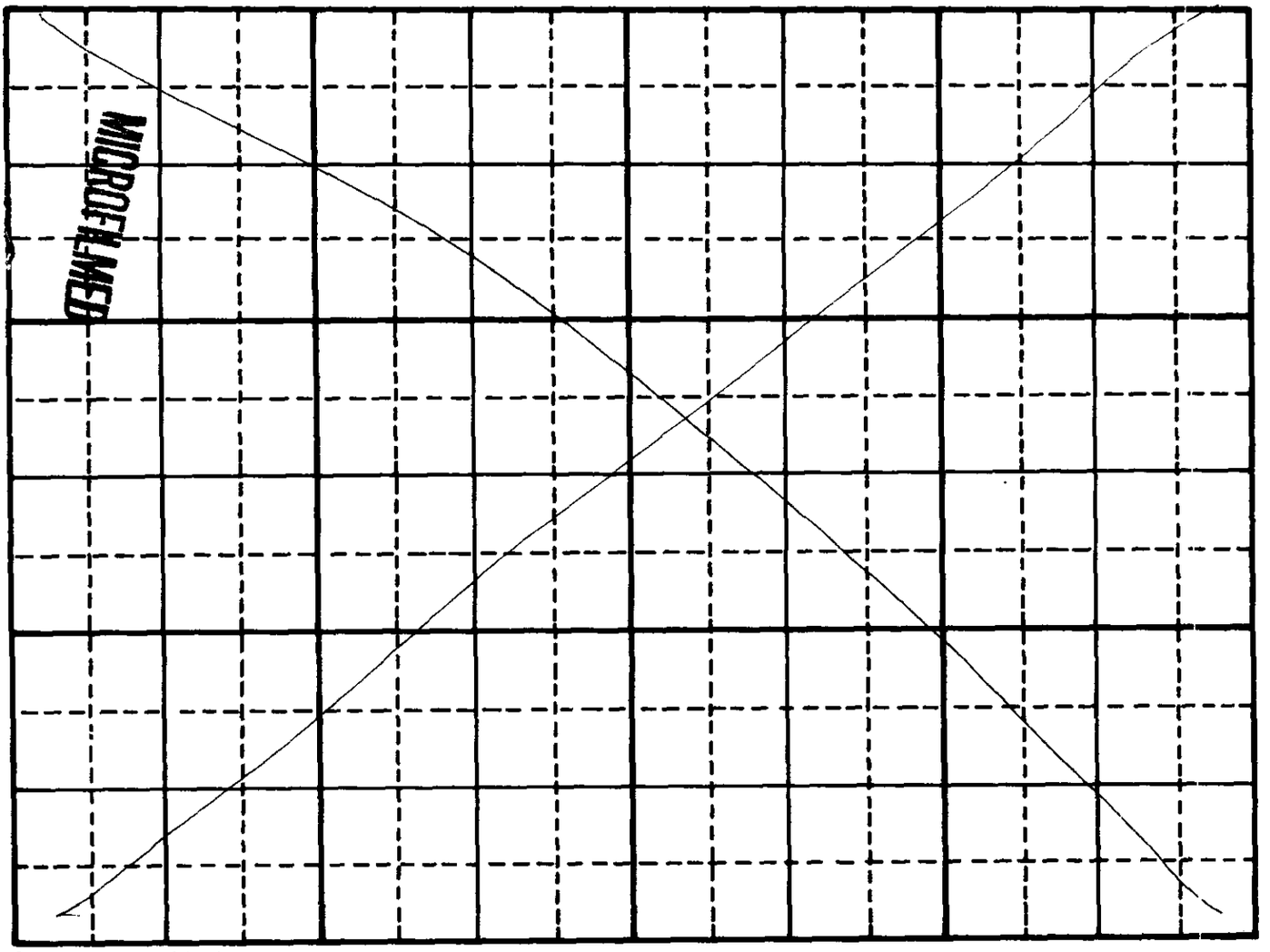
4. a. Who owns the property at the point of diversion? Don Kasel Phone # 888-7162

b. Who owns the land to be irrigated or the place of use? Don + Perry Kasel

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: I Don Kasel have purchased this property from Owen Kasel

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at S. Ave, this 4 day of August, 1983.

Don Hoof
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by tw Fee = $20.00 Receipted by CW Date 8/5/83 # 30176

Publication prepared by N/A Date _____ Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby

Approve the above Application for Amendment for Permit No. 63-9119.

Witness my hand this 8TH day of FEBRUARY, 19 84.

Norman C Young
Acting for the Director

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED
JAN 9 1984
Department of Water Resources

I, Owen Kasel, hereby assign to Don Kasel

of Rt 6 Box 6574 Nampa, ID. 83651
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 63-9119 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 4th day of Jan, 1984.

Owen A. Kasel
Permit Holder

Marline M. Kasel
Spouse of Permit Holder

State of Idaho)
) ss.
County of Canyon)

On this 4th day of Jan., 1984, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Victor A. Hellyard

seal

Notary Public residing at
1212 12th Ave So Nampa Ida.

My commission expires:
6-6-86

OK to process
kw
1/11/84

Identification No. _____

Application No. 63-9119

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant OWEN KASEL Phone: 466-4812

   post office address Route 6, Box 6575 Nampa, Idaho

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

3. a. Location of point of diversion is SW ¼ of NE ¼ of Section 4 Township 2N Range 1W B.M. Ada County; additional points of diversion if any: _____

   b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼ of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

   Amount 1.9 (cfs or acre-feet per annum) for Irrigation purpose from 3-15 to 11-15 (both dates inclusive)

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

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

5. Total quantity to be appropriated:

   a. 1.9 cubic feet per second and/or

   b. _____ acre feet per annum.

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. well with turbine pump and electric motor

   b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

   Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.

   c. Proposed well diameter is 12 inches; proposed depth of well is 80 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.

   b. Estimated construction cost is $_____.

8. Description of proposed uses:

   a. If water is **not** for irrigation:

      (1) Give the place of use of water: _____ ¼ of _____ ¼ of Section _____ Township _____ Range _____ B.M.

      (2) Amount of power to be generated: _____ hp 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: _____

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	
2N	1W	4		15	40				40										95

Total number of acres to be irrigated 95

c. Describe any other water rights used for the same purposes as described above.
Nampa Meridian Irrigation District

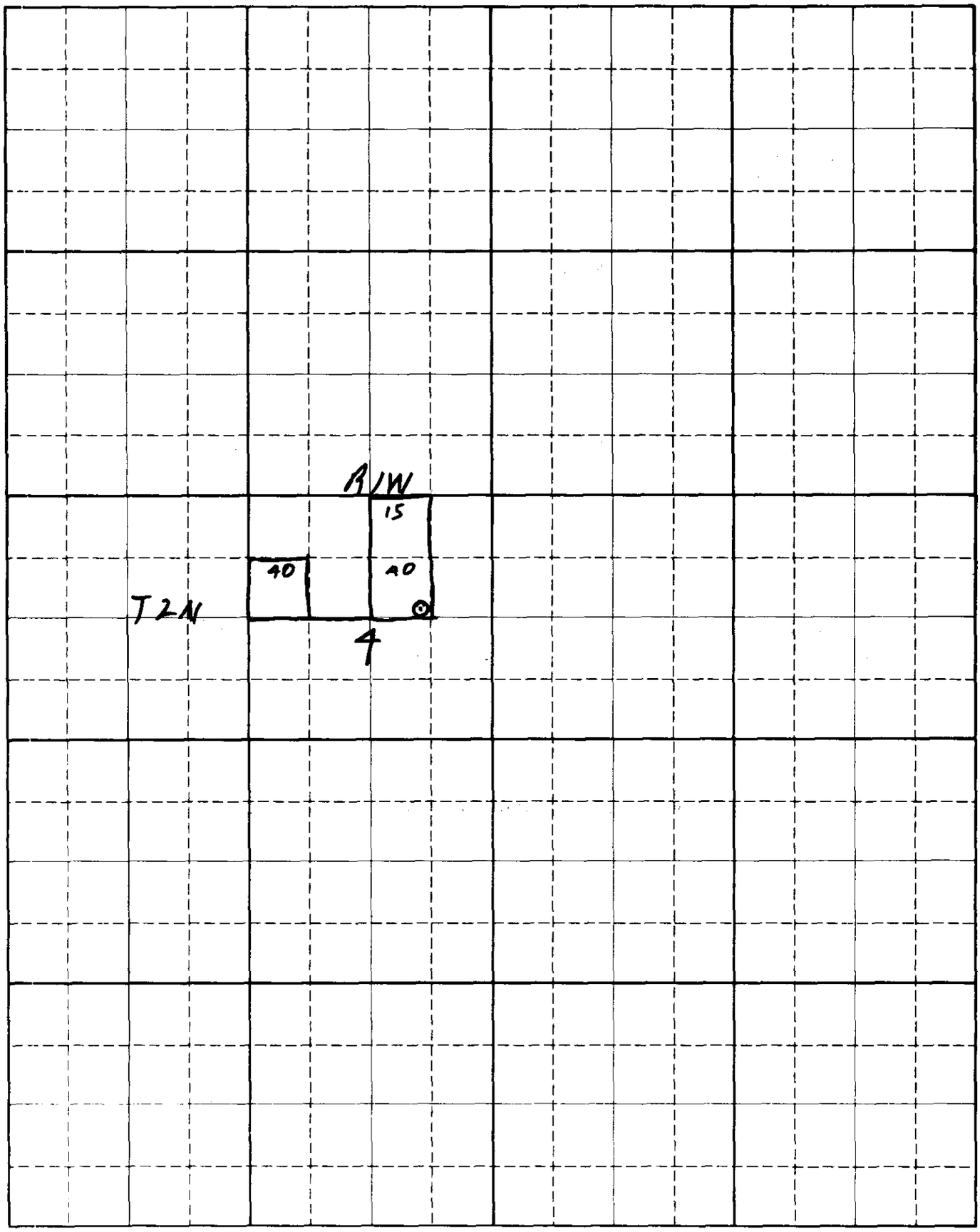
9. a. Who owns the property at the point of diversion Applicant

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.

Erwin A. Kasel
(Applicant)

02-17-78

Proposed Priority _____

Received by GLS Date 2/17/78 Time 3:30

Preliminary check by RWH fee $ 35.00

Receipted by M Date 2-17-78 # 9274

Publication prepared by M Date 2-23-78

Published in Idaho Statesman

Publication dates March 2 & 9, 1978

Publication approved M Date 3-13-78

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS JG

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. 63-9119, 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 April 1, 1983.

   c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water. (2) The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 27TH day of April 19 78.

Norman C Young

Administrator

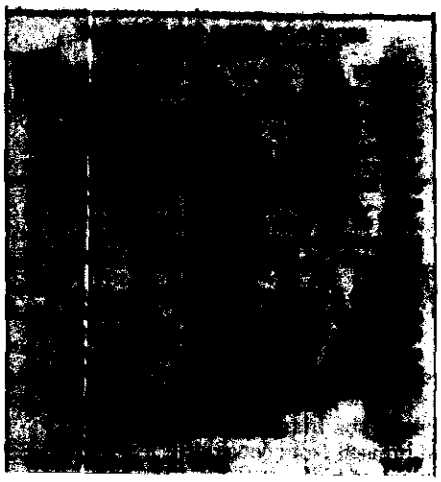
STATE OF IDAHO)
)ss.
COUNTY OF ADA)

Nancy E. 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 March 2, 1978, and ending with the

issue of March 9, 1978.



Nancy E. Smith

Subscribed and sworn to before me this 9th

day of March, 1978.

Dorothy Figueroa

Notary Public for Idaho, Residing at Boise, Idaho

OK
3-13-78
M

February 13, 1984

RE: Water Right Number 63-9119

Don Kasel
Rt. 6, Box 6575
Nampa, ID 83651

Dear Mr. Kasel:

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

Enclosed herewith is a copy of your Water Right License along with a copy of your approved application for amendment.

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc
Enclosures

MICROFILMED

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

September 28, 1983

Don Kasel
Route 6, Box 6575
Nampa, Id 83651

Re: Water Right Permit No. 63-9119

Dear Mr. Kasel

On August 11, 1983 the Department sent you a letter in reference to water permit No. 63-9119 in the name of Owen Kasel.

We informed you that your department could not accept your signature on the application for amendment of permit because the permit was still in Owen Kasel's name.

We had enclosed an assignment of permit form which Mr. Owen Kasel could assign the ownership to you. To date we have not received this assignment.

In order to keep this water right in good standing you need to take action on the ownership problem.

We will further action until October 15, 1983.

If we can be of any assistance please let us know.

Sincerely

JIM JOHNSON
Water Distribution Supervisor

JJ:jvv

MICROFILMED

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

August 11, 1983

Don Kasel
Route 6, Box 6575
Nampa, Id 83651

RE: Water Right Permit No. 63-9119

Dear Mr. Kasel,

Our office is in receipt of the Licensing Amendment along with the $20.00 filing fee.

However, on the amendment you noted that you purchased the property from Owen Kasel. In Idaho, a permit is considered personal property and can only be acquired when the permit holder assigns all or part of his/her interest in the permit to another party. Our records show Owen Kasel as the current permit holder.

Therefore, I suggest that you obtain an assignment from Owen Kasel. I have enclosed an assignment form for your convience.

As soon as we receive the assignment, we will be in a postition to issue the license in your name.

If you have any questions, please contact me at 334-4123.

Sincerely

ROBYN CARLSON
Technical Records Specialist

RC:jvv
Enclosure

MICROFILMED

July 27, 1983

Owen Kasel
Rt 6 Box 6575
Nampa, ID 83651

RE: Water Right Permit No. 63-9119

Dear Mr. Kasel,

On June 21, 1983, we forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment.

If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you.

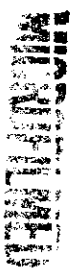
Since this license will be a permanent water right your prompt attention to this matter will be appreciated.

If you have any questions please contact us as soon as possible.

Sincerely,

Jim Johnson
Water Distribution Supervisor

JJ:rdc



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

6-21-83 Jim

~~May 12, 1983~~

RE: Permit No. 63-9119

Owen Kasel
Route #6, Box 6575
Nampa, ID 83651

Dear Mr. Kasel:

A representative of this Department made an examination of the works covered by your Permit No. 63-9119 and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.23 cfs Source: groundwater

The maximum quantity diverted shall not exceed 427.5 acre feet per year.

Point of diversion: SW¼NE¼, Sec. 4, Twp. 2N, Rge. 1W, Ada County

Beneficial use: Irrigation of 95 acres within the W½NE¼, E½NW¼, Sec. 4, Twp. 2N, Rge. 1W

Priority date established: February 17, 1978

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a $20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

DEPARTMENT OF WATER RESOURCES

FIELD REPORT

RECEIVED
JAN 4 1979
Department of Water Resources
Western Regional Office

1. Name of permit holder Owen Kaul
Post office address Rt 6, Box 6575, Nampa Phone 466-4812
Person to contact _____ Phone _____

2. Source of water supply: Groundwater [X] Surface water [ ] _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 1.9 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: _____

Permit No. 63-9119
Examination for Ada

4. Total amount to be appropriated:

Max Rate of Diversion 1.9 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2N N/S, Range 1W E/W, B.M., Section 4, Subdivision SW ¼ NE ¼, Ada County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: well, pump & ditches

Measuring device required: yes [X] no [ ]

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	1W	4		15	40		2		~~40~~ 38										95

MICROFILMED

TOTAL ACREAGE 95

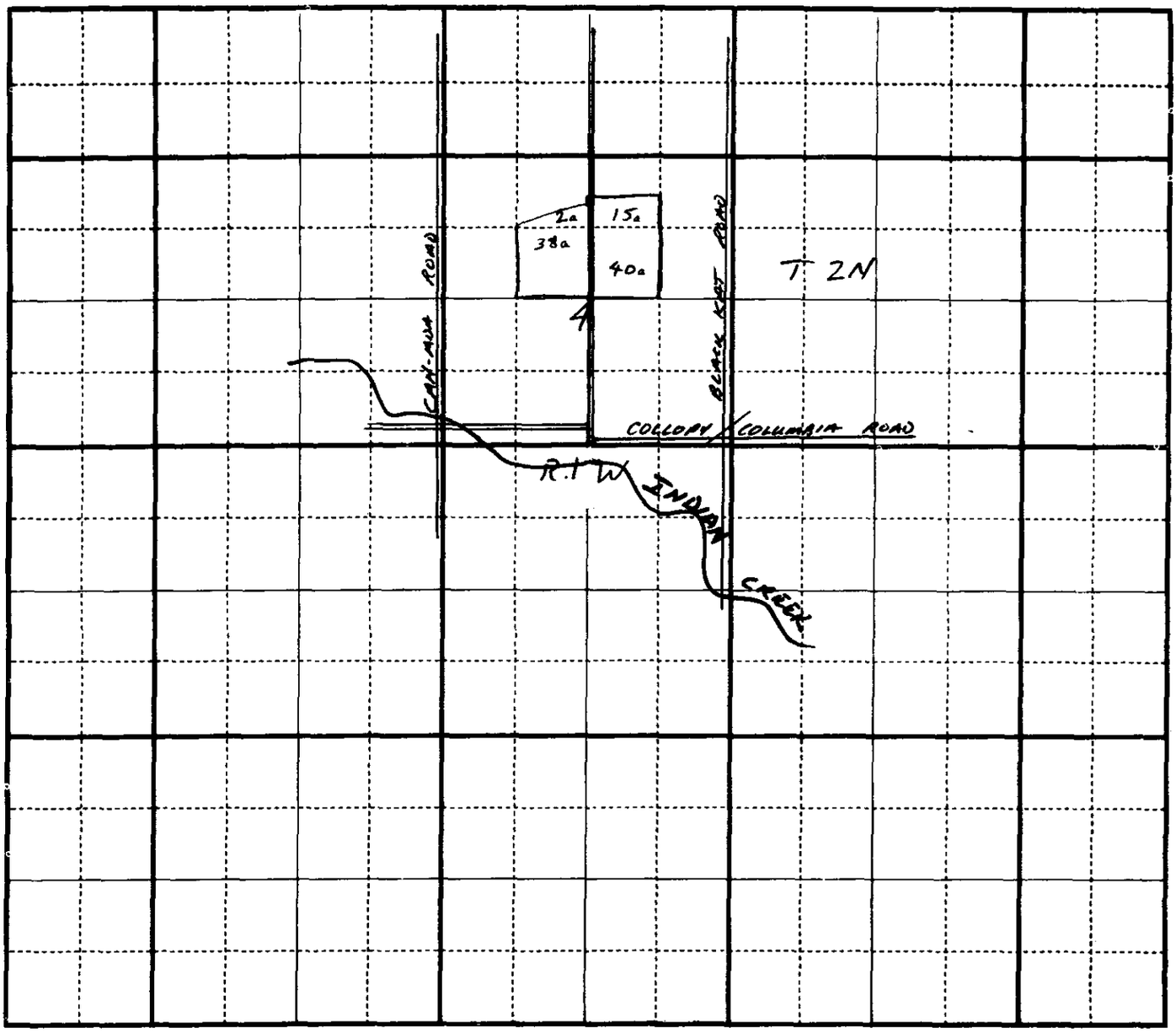


Diagram of System

DATE OF EXAM 6/20/79

ACREAGE
Found 95 ✓
Recommended 95 ✓

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q= 1.23 ✓ c.f.s. V= 427.5 ✓ 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 ✓

Name source: _____
twp._____N/S, Rge._____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Exchange? yes_____ no ✓

Name source exchanged with: _____
twp._____N/S, Rge._____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Point of injection:
twp._____N/S, Rge._____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Point of exchange:
twp._____N/S, Rge._____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Total Q measured 550gpm = 1.23 cfs Method of measurement FLOWMETER ✓

Total Q recommended 1.23 cfs Meter No. 33025 MJM-6" Type BADGER Condition GOOD

Total V recommended 427.5 AF/Ann

Recommended Amendments:

P.D.
Place of Use SHOULD BE: NE¼NW¼ (2 acres) + SE¼NW¼ (38 acres) + NW¼NE¼ (5 acres) + SW¼NE¼ (40 acres)
Other SEC 4, T. 2N, R. 1W.
None

MEASUREMENT CALCULATION:
Q= 550gpm (.002228) = 1.23 cfs capacity

V= 95 acres (4.5 AF/Ann) = 427.5 AF/Ann ✓
V= 1.23 cfs (1.98) (245 days/yr) = 596.4 AF/Ann
6 7

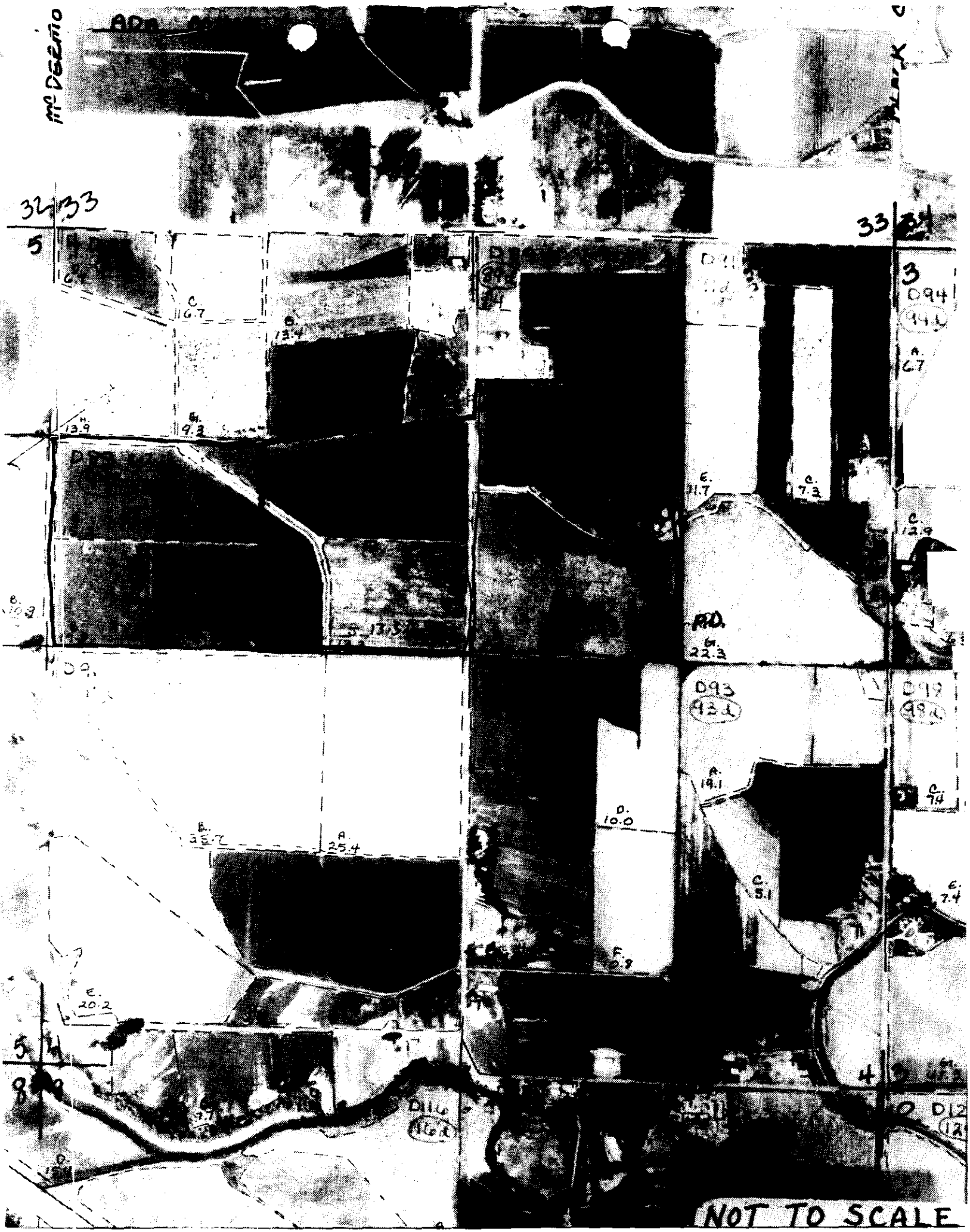
SYSTEM DESCRIPTION:
25 hp US MOTORS HOLLOWSHAFT 6" DISCHARGE PIPE FREE FLOW INT ✓
CEMENT DITCH - FLOOD IRRIGATE.
SERIAL NO. HR1025669
WELL 10" X110'

REMARKS:
AMEND SW¼NW¼ (40 acres) TO NE¼NW¼ (2 acres) + SE¼NW¼ (38 acres) ✓
SEC 4, T. 2N, R 1W.

Examiner's Signature Charles W Bryan Jr Date 6/21/79 ✓
Checked by [signature] Date 3 July 79
Approved by [signature] Date 2-11-83

No Overlapping rights. Permit identifies IR Dist water
Recommend condition R16(4.5)

.00223
550
11150
1115
122650


Mr. Dzenio
32
33
33
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C 6.7
B 13.4
H 13.9
G 9.2
E 11.7
C 7.3
C 12.9
B 10.8
P.D.
G 22.3
D 9.
D93
12.1
D92
9.8
A 19.1
C 7.4
D 10.0
B 25.7
A 25.4
C 5.1
E 7.4
F 9.8
E 20.2
D16
16.2
D12
12.1
NOT TO SCALE

19.7
18.3
37.0

IDENT. NO. 63-4114

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
dh	2/29/84	Keypunched by State Office
D.W.	2/29/84	License update

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

December 20, 1978

Owen Kasel
Route 6, Box 6575
Nampa, ID 83651

Dear Mr. Kasel:

Re: Permit No. 63-9119

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Boise, Idaho.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

Form 217a
8/78

Identification No. 63-9119

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources
Western Regional Office

1. a) Name of permit holder Owen Kasel

   b) Post office address Rt 6, Box 6575, Nampa, ID 83651

2. Permit number 63-9119

3. Date of priority that you are prepared to establish 02-17-78

4. a) Source from which water was appropriated groundwater

   b) Location of the point of diversion: SW ¼ NE ¼, Section 4

   Township 2N, Range 1W Boise Meridian. Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

   Amount 1.9 (cfs &/or acre-feet per annum) for Irrigation purposes from 3-15 (month-day) to 11-15 (month-day) incl.

   Amount _____ (cfs &/or acre-feet per annum) for _____ purposes from _____ (month-day) to _____ (month-day) incl.

   Amount _____ (cfs &/or acre-feet per annum) for _____ purposes from _____ (month-day) to _____ (month-day) incl.

   b) Total amount appropriated 1.9 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:

   Meter on pump; 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):

   well, pump, & ditches

   b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

   propeller meter

12-20-78

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

Earl Skinner, Kuna; June, 1978

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:

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	1W	4		15	40				40										95

Total number of acres irrigated 95

10. Remarks: Supplemental water to Nampa-Meridian Irrigation District.

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

12-12-78
(Date)

Owen G. Kasel
(Signature)

State of Idaho)
) ss.
County of Gem)

On this 12 day of December, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public
Residing at Emmett

My commission expires lifetime

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

April 28, 1978

Re: Permit No. 63-9119

Owen Kasel
Route #6, Box 6575
Nampa, ID 83651

Dear Mr. Kasel:

Your approved copy of Application for Permit No. 63-9119 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

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,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item	Initial	Date	
			Application No. 63-9119
			✓ 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)	P.W.H	2-21-78	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
(4)	P.W.H	2-21-78	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
(10)			Comments: none known
(11)	✓	OK	Affidavit of Publication received(date) 3-13-78
(12)	✓		Final date for protests 3-20-78
			Protests received: yes no X
(13)			All requested information received from agencies or applicant: yes no
(14)			Action recommended:
			✓ Approve Deny
			2/17/78 Proposed Priority
			Reason for Reduction
			✓ Measuring device required
			See attached sheet for other conditions of approval
			No special conditions for approval

Idaho Power letter

RECEIVED
MAR 21 1978
Department of Water Resources

(15) District W By [signature] Date 3/20/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

February 24, 1978

Re: Notice of Application for Water Permit No. 63-9119 -- Owen Kasel
63-9120 -- Virgil G. &/or Zoe Lobnitz

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 March 20, 1978.

Sincerely,

Bill Submitted
3-13-78

RITA FLECK
Secretary

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that OWEN KASEL

Route 6, Box 6675 Nampa, ID

has on February 17, 1978 submitted Application No. 63-9119

for a permit to appropriate 1.9 cubic feet per second ~~acre feet~~ XXXXXXXX per annum ~~XXXXXXXX~~ of water from a groundwater source

by means of well and pump

within the SW¼NE¼ Sec 4 T2N-R1W B.M., Ada County

to be used from Mar 15 to Nov 15

for irrigation of 95 acres

within the W½NE¼, SW¼NW¼ Sec 4 T2N-R1W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before March 20, 1978.

C. STEPHEN ALLRED

Director

Published in the ~~XXXX~~ Idaho Statesman, Boise, Idaho

on March 2, 1978 and March 9, 1978.