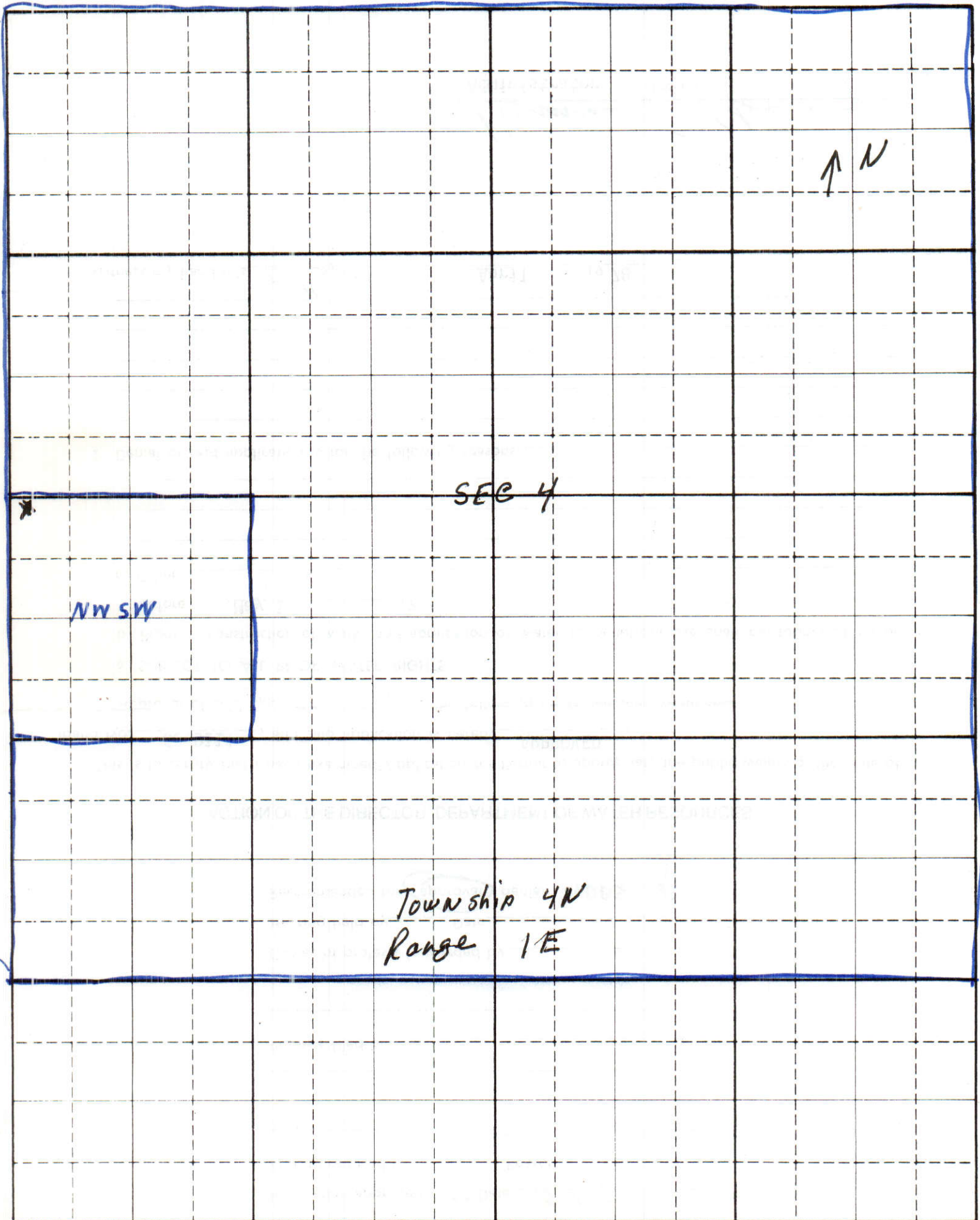


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: $\frac{1}{8}$ 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.

Audrey G. Shode
(Applicant)

MICROFILMED

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Verna L. Johnson, 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 February 23, 1978, and ending with the
issue of March 2, 1978 .

Verna L. Johnson

Subscribed and sworn to before me this 2nd
day of March, 19 78.

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert A. Shade, 119 Rooster Drive, Boise, ID, has on February 13, 1978 submitted Application No. 13-9114 for a permit to appropriate 0.04 cubic feet per second of water from a groundwater source by means of well and pump within the NW¼SW¼ Sec 4 T4N-R1E B.M., Ada County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NW¼SW¼ Sec 4 T4N-R1E 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 13, 1978.

C. STEPHEN ALLRED
Director

Pub. Feb. 23; Mar. 2, 1978

9411

OK 78
3-6-78

RECEIVED

MAR 6 1944

Department of Water Resources
Western Regional Office

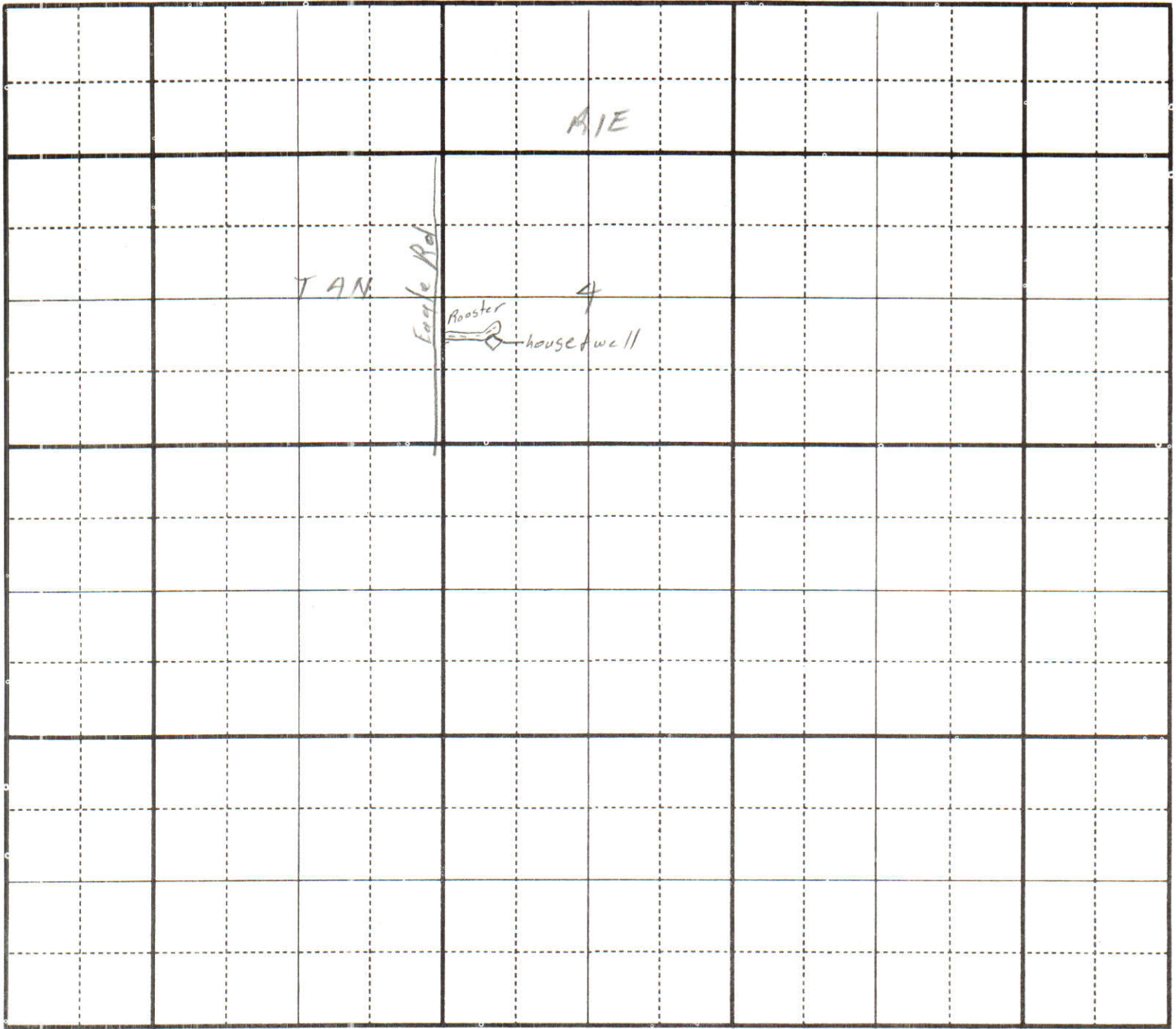


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-9114 Priority February 13, 1978 Amount 0.04 cfs

THIS IS TO CERTIFY, that Robert A. Shade
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-9114 issued pursuant to Application for Permit dated February 13, 1978,
and has submitted proof to the Department of Water Resources on September 13, 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 0.04 cfs of water from groundwater,
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
Domestic	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and <u>1.2</u> acre feet		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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
1.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, Twp. 4N,
Rge. 1E, B.M. 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 $\frac{1}{4}$	
4N	1E	4																	

Total number of acres irrigated _____

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 29 day of
June, 19 79.

Deputy Director

Identification No. _____

Application No. 63-9114

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 Robert A Shade Phone: 939 8344
post office address 199 Rooster Dr. Boise, ID 83702
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 Township 4N
Range 1E 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 _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 cfs 2/15/78 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.30 0.04 cfs 2/15/78 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3/4 hp pump

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 _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 6" inches; proposed depth of well is 45 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years. Completed August 1977
b. Estimated construction cost is \$ 600
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 Township 4N
Range 1E 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 1 family
(5) If water is to be used for other purposes describe: _____

FILED

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

[illegible]

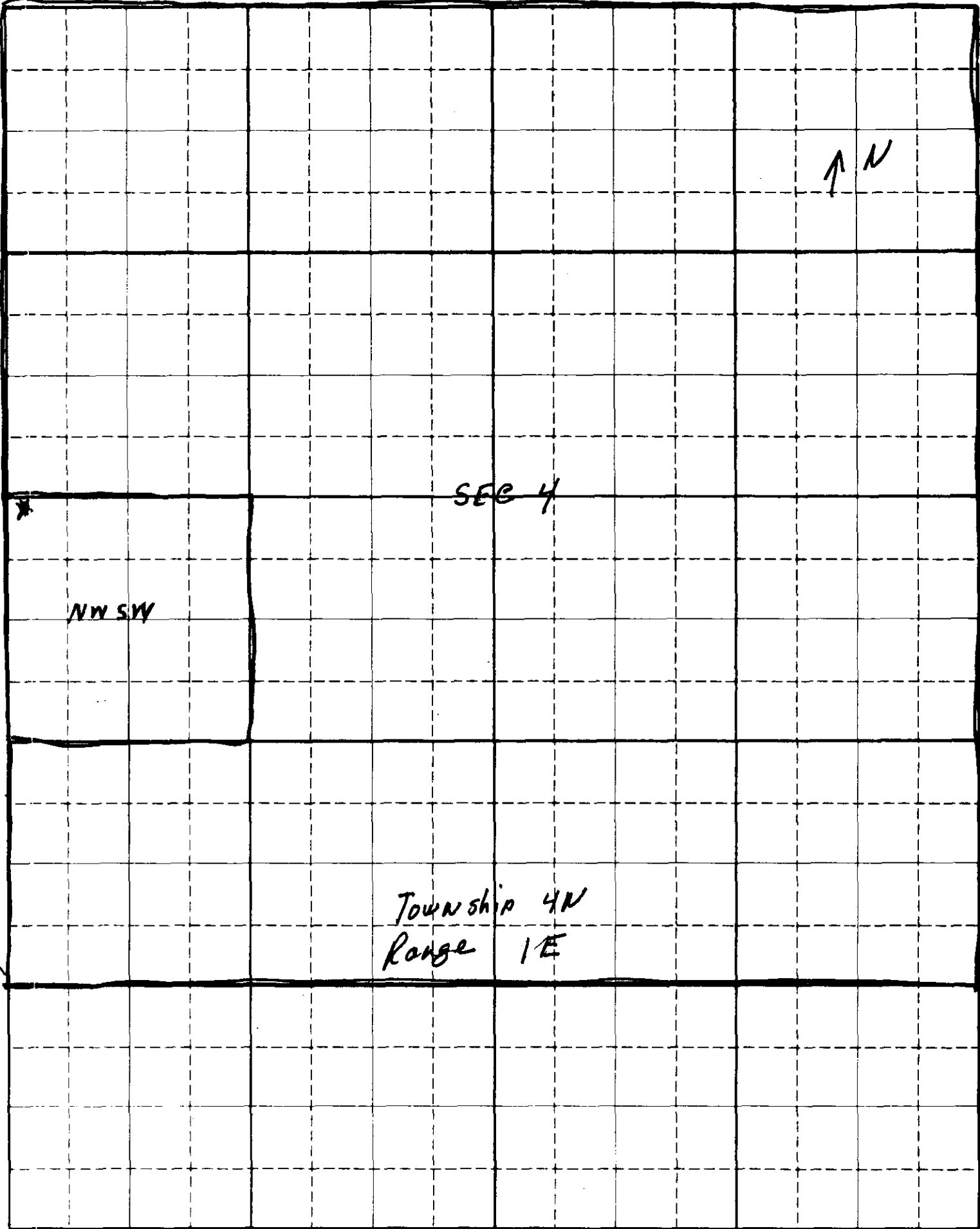
Total number of acres to be irrigated_____

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

9. a. Who owns the property at the point of diversion Robert A Shade / Audrey G. Shade
b. Who owns the land to be irrigated or place of use Robert A Shade / Audrey G. Shade
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

[illegible]

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



Scale: $\frac{1}{8}$ 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.

Wendy G. Shole
(Applicant)

100

Proposed priority. 2-13-78

Received by Y Date 2-13-78 Time 1:10 pm

Preliminary check by GLS Fee \$ 10.00

Received by Y Date 2-14-78 # 9769

Publication prepared by Y Date 2-16-78

Published in Idaho Statesman

Publication dates Feb 23; March 2

Publication approved Y Date 3-16-78

Priority reduced to 0 Reason

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. 63-9114, 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 May 1, 19 79.

c. Other:

2. Denial of said application is for the following reasons:

Witness my hand this 11TH day of April 19 78.

Norman C Young
Administrator

The image is a dark, high-contrast, black and white scan, likely of a document page. It is heavily degraded with significant noise, including vertical streaks and horizontal banding. A faint, illegible horizontal line of text is visible near the bottom center.

two insertions, beginning with the
issue of February 23, 1978, and ending with the
issue of March 2, 1978.

Verna L. Johnson

Subscribed and sworn to before me this 2nd
day of March, 19 78.

Notary Public for Idaho, Residing at Boise, Idaho

OK 78
3-6-78

THE

Department of Water Resources
Western Regional Office

MAY 18

WATER RIGHT NUMBER 63-9114

OWNER LAST NAME - SHADE
ADDRESS LINE 1 - 199 ROCOSTER CR.
ADDRESS LINE 3 -

FIRST NAME - ROBERT A.
ADDRESS LINE 2 -
CITY - BOISE

ORIG OWNER -
STATE - ID ZIP CODE - 83702

SOURCE - GROUNDWATER
STAGE - LICENSE

TRIBUTARY OF -

PRIORITY - 02-13-1978 COUNTY - ACA

TOTAL DIV. RATE - .0400 -CFS

TOTAL DIV. VOLUME - 1.20 AFA TRFR/AMEND -

WATER DIST. - DLE/CAREY ACT - RIGHT EASIS -

DIVERSION POINT - NWSW 04 04N 01E LOT REOIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400 CFS USE DIV. VOLUME - 1.20 AFA

USE - DOMESTIC

PLACE OF USE - TWN 04N RNG 01E SEC 04 TRACT NWSW LOT AC

DATE -

TOTAL ACRES 0

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - CONC. OF APPROVAL -

DIVERSION MEANS -

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
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

June 29, 1979

Robert A. Shade
199 Rooster Drive
Boise, ID 83702

Dear Mr. Shade:

RE: Water Right No. 63-9114

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

FIELD REPORT

3. Water will be used for the following purposes:

Other uses: _____

- Other Points of Diversions: _____

Description of diverting works: $\frac{3}{4}$ HP pump, 6 $\frac{5}{8}$ " diameter casing
45' deep

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

TOTAL ACREAGE

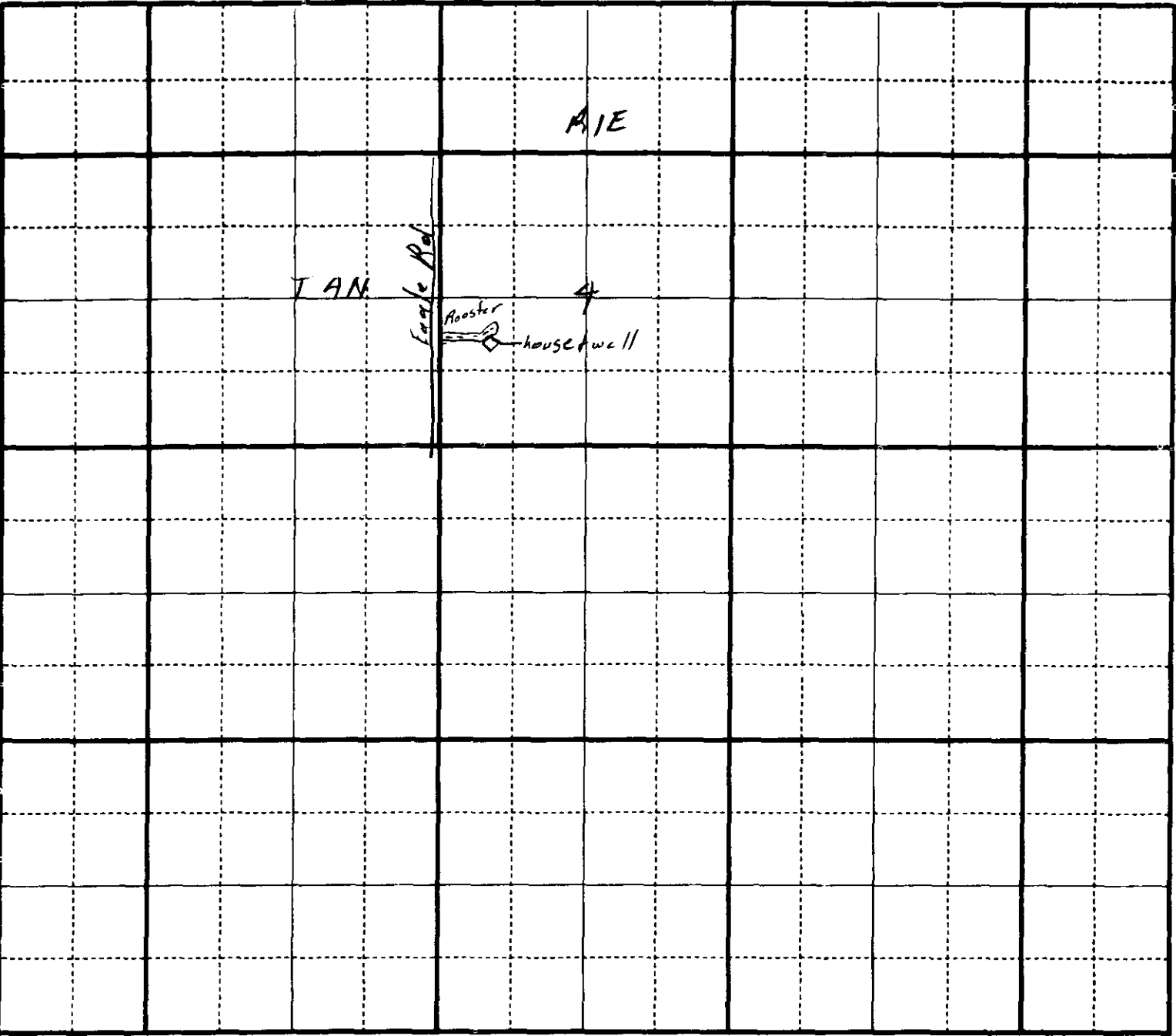


Diagram of System

DATE OF EXAM 2/2/79

ACREAGE

Found 0
Recommended 0

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 1.04 c.f.s. V= 1.2 AF/Ann. from 1/1 to 12/31
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 1.04 cfs Method of measurement Estimate

Total Q recommended 1.04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

1.04 cfs Estimate

SYSTEM DESCRIPTION:

6" well 45 ft deep with 3/4 HP submersible pump with pipe line to house

REMARKS:

New Subdivision North of Eagle off Eagle Rd.

Examiner's Signature 6/1 Sisco Date 2/6/79

Checked by DBS Date 2/7/79

Approved by _____ Date _____



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

November 21, 1978

Robert A. Shade
199 Rooster Drive
Boise, ID 83702

Dear Mr. Shade:

Re: Permit No. 63-9114

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 (384-2190).

Sincerely,

RITA FLECK
Water Rights

Identification No. _____

Permit No. 63-9114

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SEP 13 1978

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Robert A & Audrey B Shade
b) Post Office Address 199 Rooster Drive, Boise, ID 83702
2. Permit Number 63-9114
3. Date of Priority that you are prepared to establish February 13, 1978
4. a) Source from which water was appropriated well
b) Location of the point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 4
Township 4N, Range 1E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for Domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.04 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: Limited by pump size (see 7.6.)
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: N/A
b) Describe the agreement or 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) 3/4 hp pump, 6 5/8" diameter well casing, well depth 45'
b) Describe the type and size of measuring device which you have installed at your point of diversion: Limited by pump size
c) Give well driller's name and address and the date the well was completed: David Knie, 323 Madison, Caldwell, ID
June 29, 1977
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Domestic

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: None

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

September 12, 1978
(Date)

[Signature]
(Signature)

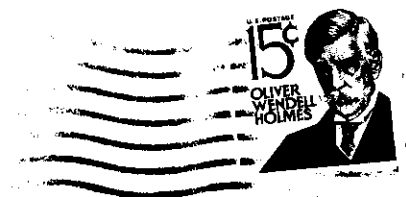
State of Utah)
) ss.
County of Alta)

On this 12th day of September, 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.

[Signature]
Notary Public residing at Basin Rd

My commission expires 6-13-82

L.A. Wade
199 Foster Dr
Boise, ID 83702



Department of Water Resources
Statehouse
Boise, ID 83720



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 13, 1978

Re: Permit No. 63-9114

Robert A. Shade
199 Rooster Dr.
Boise, ID 83702

Dear Mr. Shade:

Your approved copy of Application for Permit No. **63-9114** 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.

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

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-9114

☒ 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) GLS 2/15/78

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) GLS 2/15/78

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: _____

(11) rf OK

Affidavit of Publication received (date) 3-6-78

(12) DBS

Final date for protests 3/13/78

Protests received: yes _____ no X

(13) _____

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

(14) _____

Action recommended:

X Approve _____ Deny

2-13-78 Proposed Priority

Reason for Reduction _____

N/O Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District W

By [Signature] Date 3/13/78

RECEIVED

MAR 14 1978

Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

February 17, 1978

Mr. Robert A. Shade
199 Rooster Drive
Boise, ID 83702

Dear Mr. Shade:

Enclosed is your Receipt No. 9769 in the amount of \$ 10.00
for Application for Permit No. 63-9114 which was received in
this office on February 14, 1978.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

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

February 17, 1978

Re: Notice of Application for Water Permit No. 63-9114 -- Robert A. Shade
63-9115 -- Earl C. Barnett

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 13, 1978.

Sincerely,

RITA FLECK
Secretary

Bill submitted
3-6-78
[Signature]

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ROBERT A. SHADE
199 Rooster Drive Boise, ID
has on February 13, 1978 submitted Application No. 63-9114
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from a groundwater source
by means of well and pump
within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 4 T4N-R1E B.M., Ada County

to be used from Jan 1 to Dec 31
for domestic purposes
within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 4 T4N-R1E 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 13, 1978.

C. STEPHEN ALLRED

Director

Published in the Idaho Statesman, Boise, ID
on February 23, 1978 and March 2, 1978.