

|    |    |    |    |    |    |    |    |    |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |      |
|----|----|----|----|----|----|----|----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|
| 10 | 20 | 30 | 40 | 50 | 60 | 70 | 80 | 90 | 100 | 110 | 120 | 130 | 140 | 150 | 160 | 170 | 180 | 190 | 200 | 210 | 220 | 230 | 240 | 250 | 260 | 270 | 280 | 290 | 300 | 310 | 320 | 330 | 340 | 350 | 360 | 370 | 380 | 390 | 400 | 410 | 420 | 430 | 440 | 450 | 460 | 470 | 480 | 490 | 500 | 510 | 520 | 530 | 540 | 550 | 560 | 570 | 580 | 590 | 600 | 610 | 620 | 630 | 640 | 650 | 660 | 670 | 680 | 690 | 700 | 710 | 720 | 730 | 740 | 750 | 760 | 770 | 780 | 790 | 800 | 810 | 820 | 830 | 840 | 850 | 860 | 870 | 880 | 890 | 900 | 910 | 920 | 930 | 940 | 950 | 960 | 970 | 980 | 990 | 1000 |
|----|----|----|----|----|----|----|----|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|

100% of the respondents were female, and 100% were white.

holders own risk.

Signed at Boise, Idaho

his 23rd day of August, 1902  
Russell Herman  
 (signature)

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources

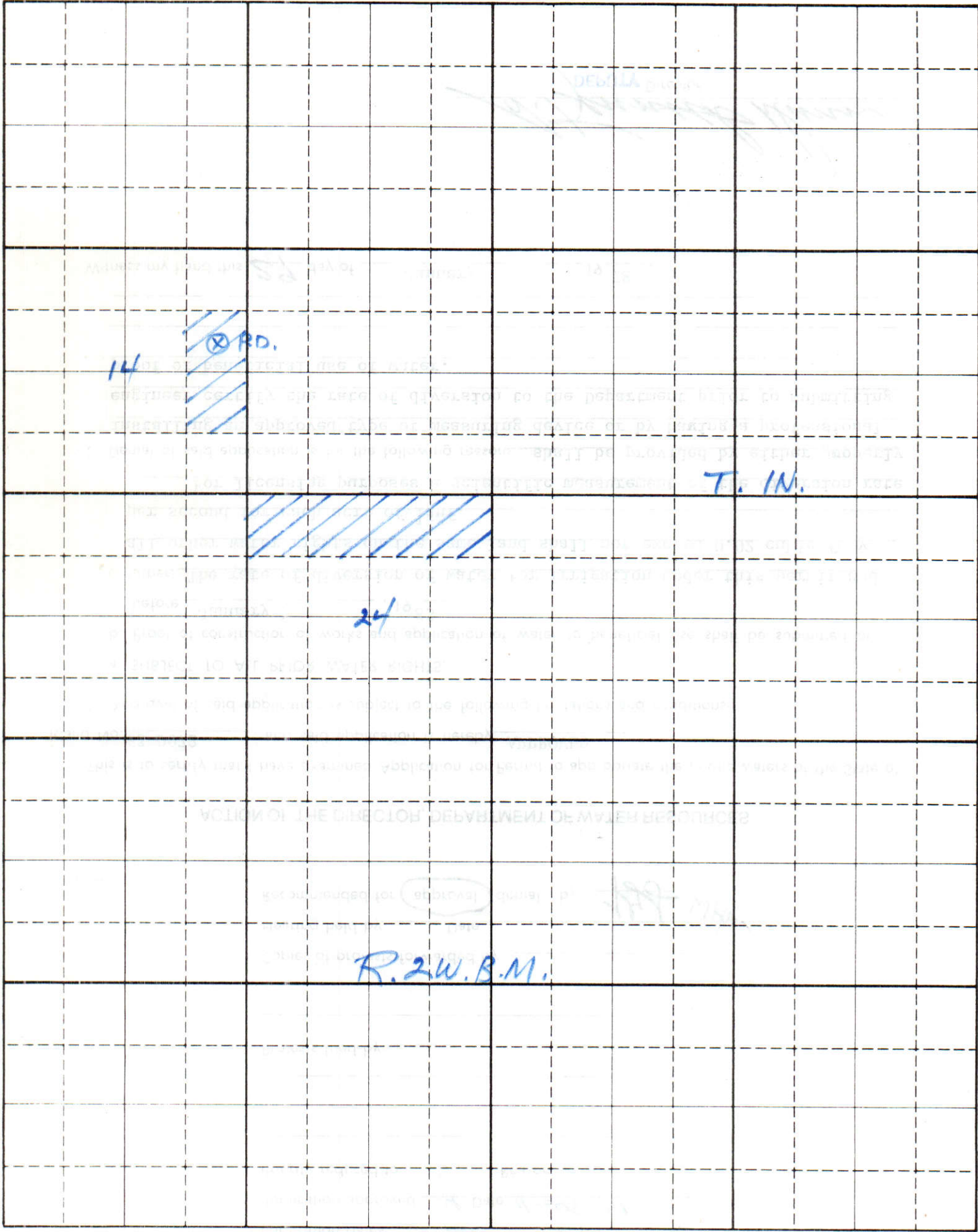
Witness my hand this 9<sup>th</sup> day of November, 19 82

November, 19 82  
A. Glen Sayton  
Chief, Operations Bureau

~~76660LED~~

5.5.

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.

Russell Herman  
(Applicant)

AFFIDAVIT OF PUBLICATION  
STATE OF IDAHO )  
 ) ss.  
County of Canyon )

Garrah J. Wheeler  
of Nampa, Canyon County, Idaho, being first duly  
sworn, deposes and says:

1. That I am a citizen of the United States of  
America, and at all times hereinafter mentioned  
was over the age of eighteen years, and not a party  
to the above entitled action.

2. That I am the Principal Clerk of the Idaho  
Press-Tribune, a daily, (except Saturday)  
newspaper published in the City of Nampa and  
Caldwell, in the County of Canyon, State of Idaho;  
that the said newspaper is in general circulation  
in the said County of Canyon, and in the vicinity of  
Nampa and Caldwell, and has been uninterrupted-  
ly published in said County during a period of  
seventy-eight consecutive weeks prior to the first  
publication of the notice, a copy of which is hereto  
attached.

3. That the notice, of which the annexed is a prin-  
ted copy, was published in said newspaper

two times  
in the regular and entire issue of said paper, and  
was printed in the newspaper proper, and not in a  
supplement.

4. That said notice was published the following  
dates:

September 16, 23, 1982

Garrah J. Wheeler  
Subscribed and sworn to before me this 23 rd  
day of September  
19 82

Janet Lusk  
Notary Public, Residing at Nampa, Idaho

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 63-9072 in the name of  
Russell &/or Patricia Herman was filed on November 2, 1977 for  
the diversion of 2.3 cfs from a groundwater source with a point of  
diversion within the SENE, Sec. 14, Twp. 1N, Rge. 2 W.B.M. to  
be used for irrigation purposes from April 1 to October 31 within  
portions of Sec. 14 & SEc. 24, Twp. 1N, Rge. 2 W, B.M.

The permit holder now proposes to amend the permit by  
changing the point of diversion to the SENE and NENE, Sec. 24,  
Twp. 1N, Rge. 2 E, B.M.

Any protest against the approval of the proposed amendment  
must be filed with the Department of Water Resources, 450 W.  
State Statehouse, Boise, Idaho 83720 on or before October 4, 1982.

A. KENNETH DUNN  
Director

September 16, 23, 1982

RECEIVED  
SEP 29 1982

MY COMMISSION EXPIRES  
JULY 12th, 1985

Department of Water Resources  
Western Regional Office

MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, )  
 ) ss.  
County of Canyon. )

NOTICE OF APPLICATION  
FOR WATER PERMIT

Notice is hereby given that RUSSELL &/or PATRICIA HERMAN Route 1 Melba, ID has on November 2, 1977 submitted Application No. 63-9072 for a permit to appropriate 3.2 cubic feet per second of water from a groundwater source by means of well, pump, gravity system within the SE 1/4 NE 1/4 Sec 14 T1N-R2W B.M., Canyon County to be used from Apr. 1 to Oct. 31 for irrigation of 240 acres within the N 1/2 N 1/2 Sec 24, SE 1/4 NE 1/4, NE 1/4 SE 1/4 Sec 14, T1N-R2W 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 December 5, 1977.

C. STEPHEN ALLRED  
Director  
November 17, 24, 1977

Verla Harker  
of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times  
in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

November 17, 24, 1977

Verla Harker

Subscribed and sworn to before me this

19 77 24th day of November

Janne Lust  
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES  
JULY 12th, 1981

11-29-77  
OK  
JH  
MIDPONT

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**RECEIVED**  
NOV 5 1986

Department of Water Resources  
Western Regional Office

**A. GENERAL INFORMATION**

Permit No. 63-9072

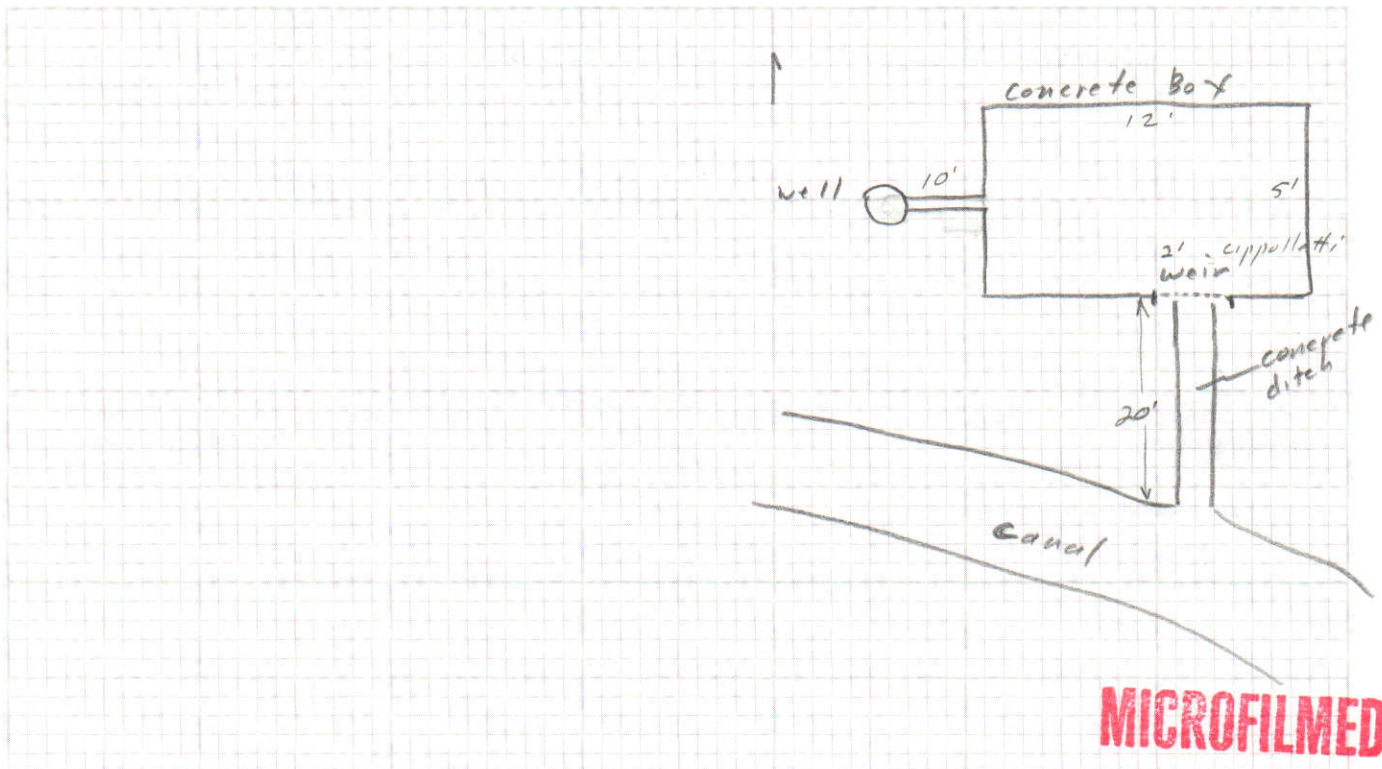
1. Owner: Russell & Patricia Herman Phone No. 495 2530  
Current Address: Route 1 Melba 83641  
2. Accompanied by: Russell Herman EXAM. DATE: 9-12-86  
Address: Same Phone No. 495 2530  
Relationship to Permit Holder: Same  
3. Source: Ground Water tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: Boise Kuna Irrig District Water ☐ Copies Attached  
2. Other water rights with same point of diversion: None ☐ 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

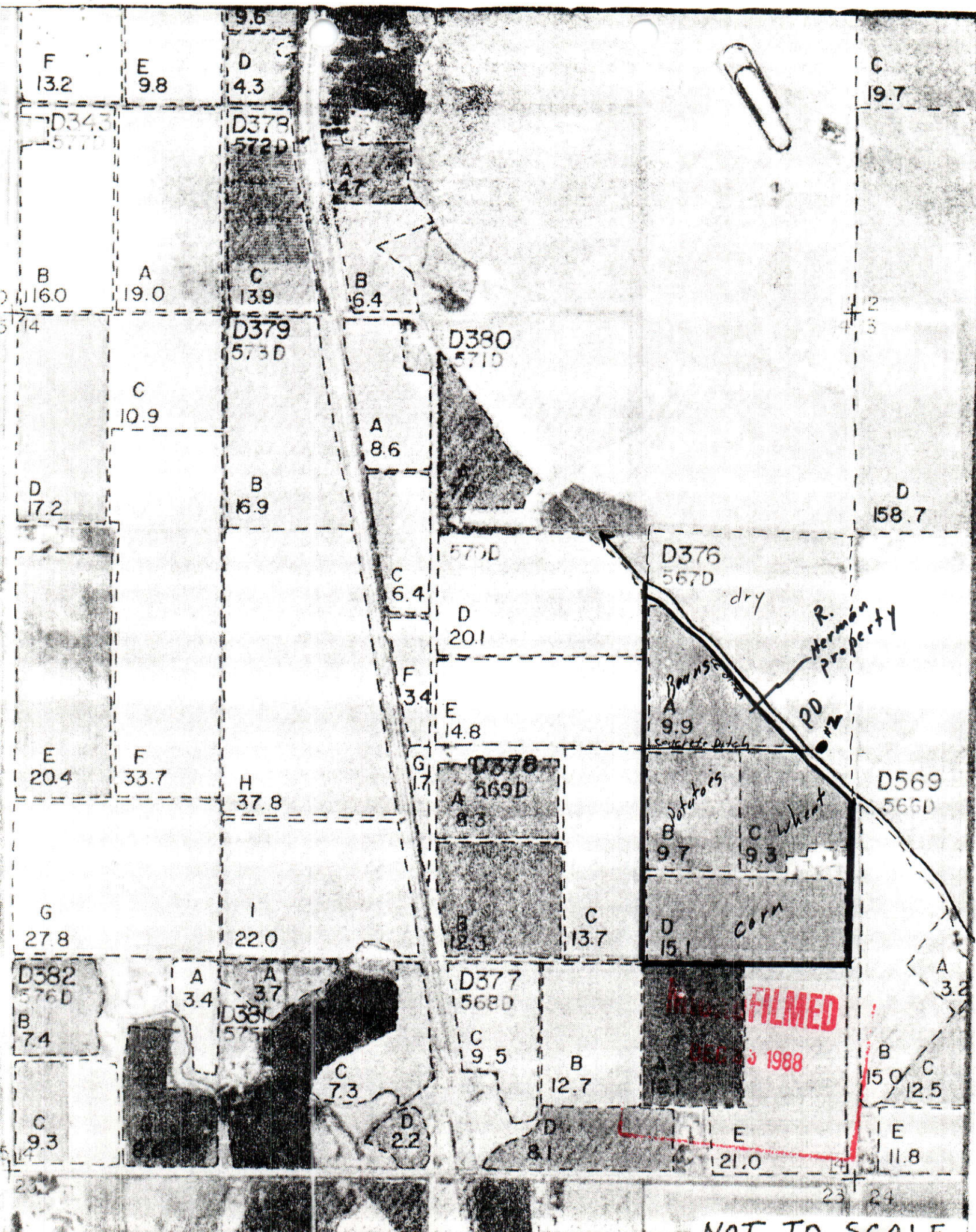


**MICROFILMED**

Scale: 1" = Not to Scale

**DEC 23 1988**

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





**MICROFILMED**

DEC 23 1988



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)

A. Kenneth Dunn  
Director

(208) 334-2190

April 30, 1982

Russell & Patricia Homan  
Rt. 1  
Malba, Id. 83641

RE: 63-9072

Dear Mr. & Mrs. Homan:

We acknowledge receipt of your statement submitted as proof as 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 \_\_\_\_\_.

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,

*Judy Pense*

Judy Pense  
Secretary

MICROFILMED

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 63-09072

Priority: November 2, 1977 Amount: 0.88 CFS 198.0 AFA

This is to certify, that RUSSELL HERMAN  
PATRICIA HERMAN

RT. 1

MELBA, ID 83641

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated November 2, 1977, and has submitted proof to the Department of Water Resources on March 8, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 2.600 cfs of water from a **GROUNDWATER** source and that a water right has been established as follow:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>VOLUME</u> |
|-----------------------|----------------------|--------------------------|---------------|
| IRRIGATION            | 03/15 to 11/15       | 0.88 CFS                 | 198.0 AFA     |

LOCATION OF POINT OF DIVERSION(S): SENE , Sec. 14, Township 01N, Range 02W  
CANYON County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|--------------|--------------|--------------|
| 01N 02W 14         | SENE 9.9     | NESE 34.1    |              | 44           |

Total number of acres irrigated: 44

CONDITIONS/REMARKS:

1. The right to the use of 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.

**MICROFILMED**

DEC 23 1988

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**  
WATER RIGHT NO. 63-09072

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 12<sup>th</sup>  
day of DECEMBER, 19 88.

Acting for the Director

*Norman C. Young*

RECEIVED  
DEC 13 1988

Receipt # 24127 *mm*

# APPLICATION FOR AMENDMENT

**APPROVED**

Department of Water Resources  
Western Regional Office

Permit No. 63-9072

Comes now Russell and/or Patricia Herman of (address) \_\_\_\_\_

Route 1, Melba, Idaho 83641, 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. 63-9072, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Sec. 14 Twp. 1N  
Rge. 2W, B.M., County of Canyon. Other points of diversion:  
NE/4 NE/4, Section 24, T1N, R2W, B.M.

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

Amount 2.3 cfs for Irrigation purposes from 4-1 to 10-31 (both dates inclusive)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated: No Change

[illegible]

|                                       |     |
|---------------------------------------|-----|
| Total number of acres to be irrigated | 240 |
|---------------------------------------|-----|

14

X-PD

(new)

X-PD

24

R2W

T  
I  
N

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

Russell Herman  
(signature)

I, L. GLEN SAXTON, of the Department of Water Resources hereby APPROVE the above Application for Amendment of Permit No. 63-9072.

L. Glen Saxton  
Chief, Operations Bureau

5.

Identification No. \_\_\_\_\_

Application No. 63-9072

**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 Russell &/or Patricia Herman Phone: 495-2530  
post office address Rt. 1 Melba, ID 83641
2. Source of water supply groundwater which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 14 Township 1N  
Range 2W B.M. Canyon 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 2.3 <sup>PH</sup> ~~3.2~~ for irrigation purpose from 4-1 to 10-31 (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. 2.3 <sup>PH</sup> ~~3.2~~ cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, gravity system  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 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 16 = \_\_\_\_\_ inches; proposed depth of well is 300 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: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**MICROFILMED**

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

[illegible]

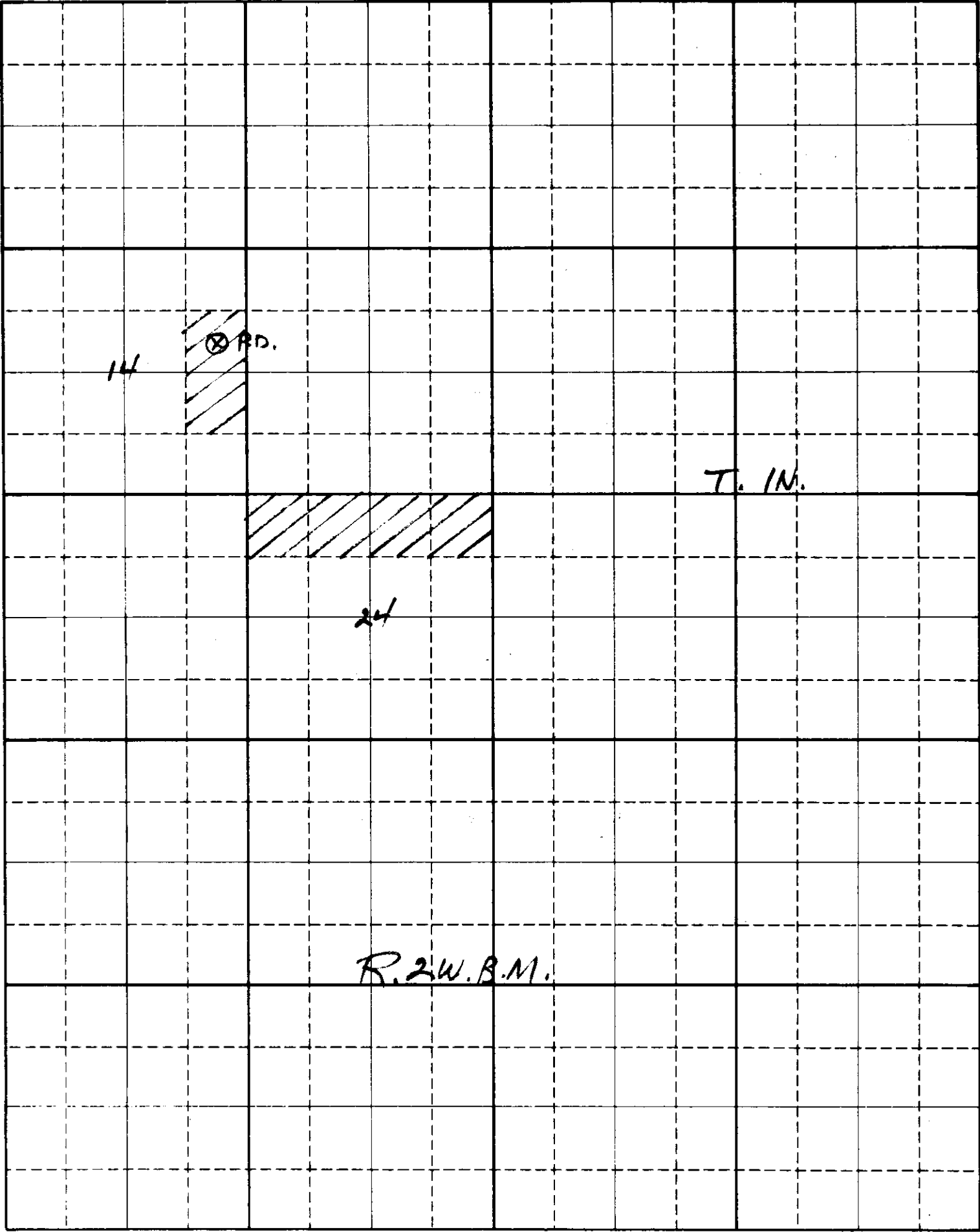
Total number of acres to be irrigated 240

c. Describe any other water rights used for the same purposes as described above. 63-8579  
& Boise-Kuna Irrigation Dist. Water

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.

Russell Herman  
(Applicant)

Proposed Priority 11/02/77

Received by RWH Date 11-2-77 Time 2:20 p.m.

Preliminary check by RWH Fee \$ 55.00

Received by WJ Date 11-2-77 # 9654

Publication prepared by WJ Date 11-10-77

Published in Idaho Free Press

Publication dates Nov 17 & 24

Publication approved WJ Date 11-29-77

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by JSA WJH

#### 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. 63-9072, 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 January 1, 1983.

c. Other: 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.

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.

Witness my hand this 29 day of January 19 78.

  
DEPUTY Director

AFFIDAVIT OF PUBLICATION  
STATE OF IDAHO       )  
                                  ) ss.  
County of Canyon       )

Garrah J. Wheeler  
of Nampa, Canyon County, Idaho, being first duly  
sworn, deposes and says:

1. That I am a citizen of the United States of  
America, and at all times hereinafter mentioned  
was over the age of eighteen years, and not a party  
to the above entitled action.

2. That I am the Principal Clerk of the Idaho  
Press-Tribune, a daily, (except Saturday)  
newspaper published in the City of Nampa and  
Caldwell, in the County of Canyon, State of Idaho;  
that the said newspaper is in general circulation  
in the said County of Canyon, and in the vicinity of  
Nampa and Caldwell, and has been uninterrupted-  
ly published in said County during a period of  
seventy-eight consecutive weeks prior to the first  
publication of the notice, a copy of which is hereto  
attached.

3. That the notice, of which the annexed is a prin-  
ted copy, was published in said newspaper

two times  
in the regular and entire issue of said paper, and  
was printed in the newspaper proper, and not in a  
supplement.

4. That said notice was published the following  
dates:

September 16, 23, 1982

Garrah J. Wheeler

Subscribed and sworn to before me this 23 rd  
day of September  
19 82

Jannet Lusk  
Notary Public, Residing at Nampa, Idaho

RECEIVED  
SEP 29 1982

MY COMMISSION EXPIRES  
JULY 12th, 1985

Department of Water Resources  
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, )  
 ) ss.  
County of Canyon. )

Verla Harker  
of Nampa, Canyon County, Idaho, being first duly  
sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all  
times hereinafter mentioned was over the age of twenty-one years,  
and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press,  
a daily, (except Sunday) newspaper published in the City of  
Nampa, in the County of Canyon, State of Idaho; that  
the said newspaper is in general circulation in the said County of  
Canyon, and in the vicinity of Nampa, and has  
been uninterruptedly published in said County during a period of  
seventy-eight consecutive weeks prior to the first publication of the  
notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was  
published in said newspaper

Two Times  
in the regular and entire issue of said paper, and was  
printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

November 17, 24, 1977

OK  
11-29-77  
JH

Verla Harker

Subscribed and sworn to before me this \_\_\_\_\_

\_\_\_\_\_ 24th \_\_\_\_\_ day of \_\_\_\_\_ November \_\_\_\_\_,  
19 77 \_\_\_\_\_

James Lusk  
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES  
JULY 12th, 1981

MICROFILMED

December 13, 1988

RUSSELL HERMAN  
PATRICIA HERMAN  
RT. 1  
MELBA, ID 83641

RE: PERMIT NO. 63-09072

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

**INDEXED**

**DEC 20 1988**

November 16, 1988

RUSSELL HERMAN  
PATRICIA HERMAN  
RT. 1  
MELBA, ID 83641

RE: PERMIT NO. 63-09072

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

MAKROFILMED

DEC 20 1988

WR0721NP  
(OD-21)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS BY PLACE OF USE

DATE: 08/05/88  
PAGE: 1

| TWP | RNG | SECT | TRACT<br>1\4 1\4 | LOT  | ACRES | WATER USE CODE | WATER<br>RIGHT NO. | LAST NAME        | O | STG | PRIORITY<br>DATE | WATER<br>SOURCE |
|-----|-----|------|------------------|------|-------|----------------|--------------------|------------------|---|-----|------------------|-----------------|
| 01N | 02W | 24   | NE NE            | 40.0 | 01    |                | 63-08579 ✓         | HERMAN<br>HERMAN | C | P   | 02/28/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NE NE            | 40.0 | 01    |                | 63-09072 ✓         | HERMAN<br>HERMAN | C | P   | 11/02/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NW NE            | 40.0 | 01    |                | 63-08579           | HERMAN<br>HERMAN | C | P   | 02/28/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NW NE            | 40.0 | 01    |                | 63-09072 ✓         | HERMAN<br>HERMAN | C | P   | 11/02/1977       | GROUNDWATER     |
| 01N | 02W | 24   | SE NE            | 40.0 | 01    |                | 63-10568           | FUHRIMAN         | C | A   | 01/25/1988       | GROUNDWATER     |
| 01N | 02W | 24   | NE NW            | 40.0 | 01    |                | 63-08579 ✓         | HERMAN<br>HERMAN | C | P   | 02/28/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NE NW            | 40.0 | 01    |                | 63-09072           | HERMAN<br>HERMAN | C | P   | 11/02/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NW NW            | 40.0 | 01    |                | 63-08579 ✓         | HERMAN<br>HERMAN | C | P   | 02/28/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NW NW            | 40.0 | 01    |                | 63-09072 ✓         | HERMAN<br>HERMAN | C | P   | 11/02/1977       | GROUNDWATER     |
| 01N | 02W | 24   | NE SE            | 40.0 | 01    |                | 63-10568           | FUHRIMAN         | C | A   | 01/25/1988       | GROUNDWATER     |
| 01N | 02W | 24   | SW SE            | 40.0 | 01    |                | 63-10568           | FUHRIMAN         | C | A   | 01/25/1988       | GROUNDWATER     |

WR0721NP  
(OD-21)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS BY PLACE OF USE

DATE: 08/05/88  
PAGE: 1

| TWP | RNG | SECT | TRACT   | LOT | ACRES | WATER USE CODE | WATER<br>RIGHT NO. | LAST NAME                               | O      | STG | PRIORITY<br>DATE | WATER<br>SOURCE |
|-----|-----|------|---------|-----|-------|----------------|--------------------|-----------------------------------------|--------|-----|------------------|-----------------|
|     |     |      | 1\4 1\4 |     |       |                |                    |                                         |        |     |                  |                 |
| 01N | 02W | 14   | NE SE   |     | 40.0  | 01             | 63-08579 ✓         | HERMAN<br>HERMAN                        | C<br>C | P   | 02/28/1977       | GROUNDWATER     |
| 01N | 02W | 14   | NE SE   |     | 40.0  | 01             | 63-09072 ✓         | HERMAN<br>HERMAN                        | C<br>C | P   | 11/02/1977       | GROUNDWATER     |
| 01N | 02W | 14   | SW SE   |     |       | 10,43          | 63-10015           | J. R. SIMPLOT CO.<br>DBA SIMPLOT SOILBU | C<br>C | P   | 03/30/1983       | GROUNDWATER     |

-T

75

DEPARTMENT OF WATER RESOURCES  
BENEFICIAL USE EXAMINATION  
CHECKLIST

WATER RIGHT 63-8579 / ALSO FOR 63-9072

REVIEWER Jim

DATE 8-4-88

[EACH RULE MUST BE CHECKED]

SEE FOOTNOTE FOR SYMBOLS

RULE 5 EXAMINATION FOR BENEFICIAL USE;

|                  |                  |                    |                 |
|------------------|------------------|--------------------|-----------------|
| 1,2. <u>OK</u>   | 1,3. <u>OK</u>   | 1,4. <u>OK</u>     | 1,5. <u>N/A</u> |
| 1,6. <u>OK</u>   | 1,7. <u>OK</u>   | 1,8. <u>ADJUST</u> | 1,9. <u>N/A</u> |
| 1,10. <u>N/A</u> | 1,11. <u>N/A</u> | 1,12. <u>OK</u>    | 1,13. <u>OK</u> |
| 1,14. <u>OK</u>  | 1,15. <u>OK</u>  | 1,16. <u>OK</u>    | 1,17. <u>OK</u> |

RULE 6 MEASUREMENT TERMINOLOGY;

|                |                |                  |                                       |
|----------------|----------------|------------------|---------------------------------------|
| 1,1. <u>OK</u> | 1,2. <u>OK</u> | 2. <u>ADJUST</u> | 3. <u>OK -</u>                        |
| 4. <u>N/A</u>  | 5. <u>OK</u>   |                  | NEED REMINDER<br>FOR FUTURE<br>EXAMS. |

RULE 7 DRAWINGS, MAP, AND SCHEMATIC DIAGRAM;

|                |                |                |                |
|----------------|----------------|----------------|----------------|
| 1,1. <u>OK</u> | 1,2. <u>OK</u> | 1,3. <u>OK</u> | 1,4. <u>OK</u> |
| 1,5. <u>OK</u> |                |                |                |

RULE 5,2. FIELD REPORT ACCEPTABILITY

|                |                |                |                |
|----------------|----------------|----------------|----------------|
| 2,1. <u>OK</u> | 2,2. <u>OK</u> | 2,3. <u>OK</u> | 2,4. <u>OK</u> |
|----------------|----------------|----------------|----------------|

State Office Reviewer Jim Johnson

Date 8-4-88

N/A = NOT APPLICABLE  
\*\* = SEE ATTACHMENT NO. \_\_\_\_\_

\* = SEE ITEM \_\_\_\_\_ IN B/U REPORT  
\*\*\* = SEE REMARKS ATTACHED

FIELD EXAM FOR PERMIT 63-9072 WAS CONDUCTED AT THE  
SAME TIME AS THE EXAM FOR 63-8579 AS BOTH RIGHTS ARE  
FOR THE SAME OWNER.

WR0722NP  
(OD-22)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHTS BY POINT OF DIVERSION

DATE: 08/05/88  
PAGE: 1

| TWP | RNG | SECT | TRACT | LOT | WATER USE CODE | WATER<br>RIGHT NO. | LAST NAME                               | O      | STG | PRIORITY<br>DATE | POD<br>FLAG | WATER<br>SOURCE |
|-----|-----|------|-------|-----|----------------|--------------------|-----------------------------------------|--------|-----|------------------|-------------|-----------------|
|     |     |      | 1\4   | 1\4 | 1\4            |                    |                                         | C      |     |                  |             |                 |
| 01N | 02W | 14   | SE    | NE  | 01             | 63-08579           | HERMAN<br>HERMAN                        | C<br>C | P   | 02/28/1977       |             | GROUNDWATER     |
| 01N | 02W | 14   | SE    | NE  | 01             | 63-09072           | HERMAN<br>HERMAN                        | C<br>C | P   | 11/02/1977       |             | GROUNDWATER     |
| 01N | 02W | 14   | NE    | SE  | 01             | 63-08579           | HERMAN<br>HERMAN                        | C<br>C | P   | 02/28/1977       |             | GROUNDWATER     |
| 01N | 02W | 14   | SW    | SE  | 10,43          | 63-10015           | J. R. SIMPLOT CO.<br>DBA SIMPLOT SOILBU | C<br>C | P   | 03/30/1983       |             | GROUNDWATER     |

Form 217  
03/86

RECEIVED  
NOV 5 1988

Should questions arise during  
the processing of this applica-  
tion please contact:

SHERL L. CHAPMAN  
410 S. Orchard, Suite 144  
Boise, ID 83705  
344-6690

STATE OF IDAHO Department of Water Resources  
Western Regional Office  
DEPARTMENT OF WATER RESOURCES

For Office Use Only  
Fee Received \_\_\_\_\_  
Date \_\_\_\_\_  
Receipt # \_\_\_\_\_  
Receipt by \_\_\_\_\_  
Reviewed by \_\_\_\_\_  
Sent to region \_\_\_\_\_

## PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63-9072

Name(s) of Permit Holder: Russell & Patricia Herman

Post Office Address: Route 1, Melba, ID 83641

Telephone No. 495-2530

Source of Water: Ground Water

Extent of Use:

Domestic \_\_\_\_\_ (number of households) Stockwater \_\_\_\_\_ (number and type of stock)  
Irrigation 44 (acres) Other/Remark \_\_\_\_\_

Total rate and/or volume for which proof is submitted .88 cfs 198 acre-feet

Show the date water was first diverted and beneficially used under this permit: 11-2-77

Measuring Device: Required? ☐ Yes ☒ No  
Installed? ☐ Yes ☒ No  
Fee enclosed \$ N/A  
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No  
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

(Name)

(Telephone Number)

(Address)

MICROFILMED

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

10-23-86  
Date

Russell Herman Patricia T. Herman  
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

Department of Water Resources  
Western Regional Office

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DEC 23 1988

**A. GENERAL INFORMATION**

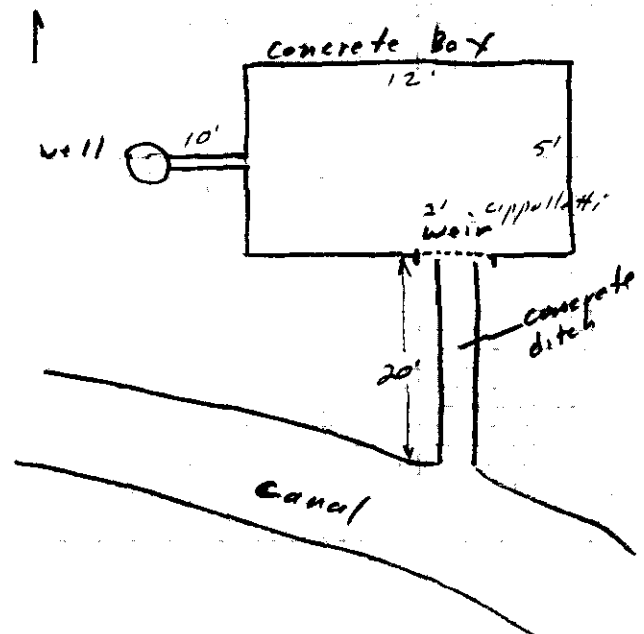
Permit No. 63-9072  
1. Owner: Russell & Patricia Herman Phone No. 495 2530  
Current Address: Route 1 Melba 83641  
2. Accompanied by: Russell Herman EXAM. DATE: 9-12-86  
Address: Same Phone No. 495 2530  
Relationship to Permit Holder: Same  
3. Source: Ground Water tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: Boise Kuna Irrig District Water ☐ Copies Attached  
2. Other water rights with same point of diversion: None ☐ 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



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Scale: 1" = Not to Scale

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

**System Description (continued)**

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

*Pump is discharged into open canal and used directly on the land or exchanged with Boise-Kuna Water for Irrigation of the entire land holding*

☐ 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 |
|---------------------------------------|-------------|----|------------------|-----------|-----------------------------------|
| 2                                     | US Electric | 50 | R6231-05 049     | Aurora    | 3807 1491                         |
|                                       |             |    |                  |           |                                   |
|                                       |             |    |                  |           |                                   |
|                                       |             |    |                  |           |                                   |

\*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 |
|------------|------------|-----|-----|-----|------|------|------|--------|---------------------------------|
| 1          |            |     | SE  | NE  | 14   | 1N   | 2W   | Canyon | ASCS map - Field Verification   |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |

6. Place(s) of Use:

Indicate Method of Determination

| 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 |        |
| 1N   | 2W   | 14   |        |        |        | 9.9    |        |        |        |        |        |        |        |        | 34.1   |        |        |        | 44     |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Do not use this space

RECEIVED  
DEC 11 1991  
DEC 11 1991

Do not use this space

#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type       | Make        | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------------|-------------|-----------|------------|------|-------------|
| 2' cippolletti weir   | contracted | Const/steel |           |            | 24"  |             |
|                       |            |             |           |            |      |             |
|                       |            |             |           |            |      |             |
|                       |            |             |           |            |      |             |

2. Measurements:

Flow measurement across weir = 2.60 cfs as per letter to IDWR  
date Aug 18, 1982

#### E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

.53 over Cippolletti weir with 24" crest.

2. Alternate Method for Checking Purposes:

#### 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 Amps x .001732 = \_\_\_\_\_ (6)

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

#### G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$  \_\_\_\_\_ 198

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$  \_\_\_\_\_ 1258

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$  \_\_\_\_\_ 198

2. Volume Calculations for Other Uses:

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## H. REMARKS AND OVERLAP REVIEW ANALYSIS

[illegible]

## I. RECOMMENDATIONS

## 1. Recommended Amounts

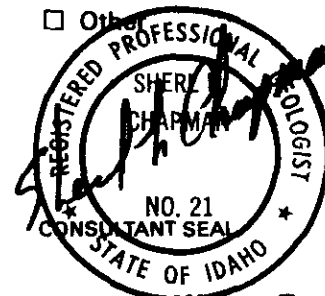
| Beneficial Use | Period of Use |         | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|---------|------------------------------|--------------------------|
|                | From          | To      |                              |                          |
| Irrigation     | 3-15          | 11-15   | .88                          | 4.5                      |
|                |               |         |                              |                          |
|                |               |         |                              |                          |
|                |               |         |                              |                          |
|                |               | Totals: | .88                          | 19.5                     |

## 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

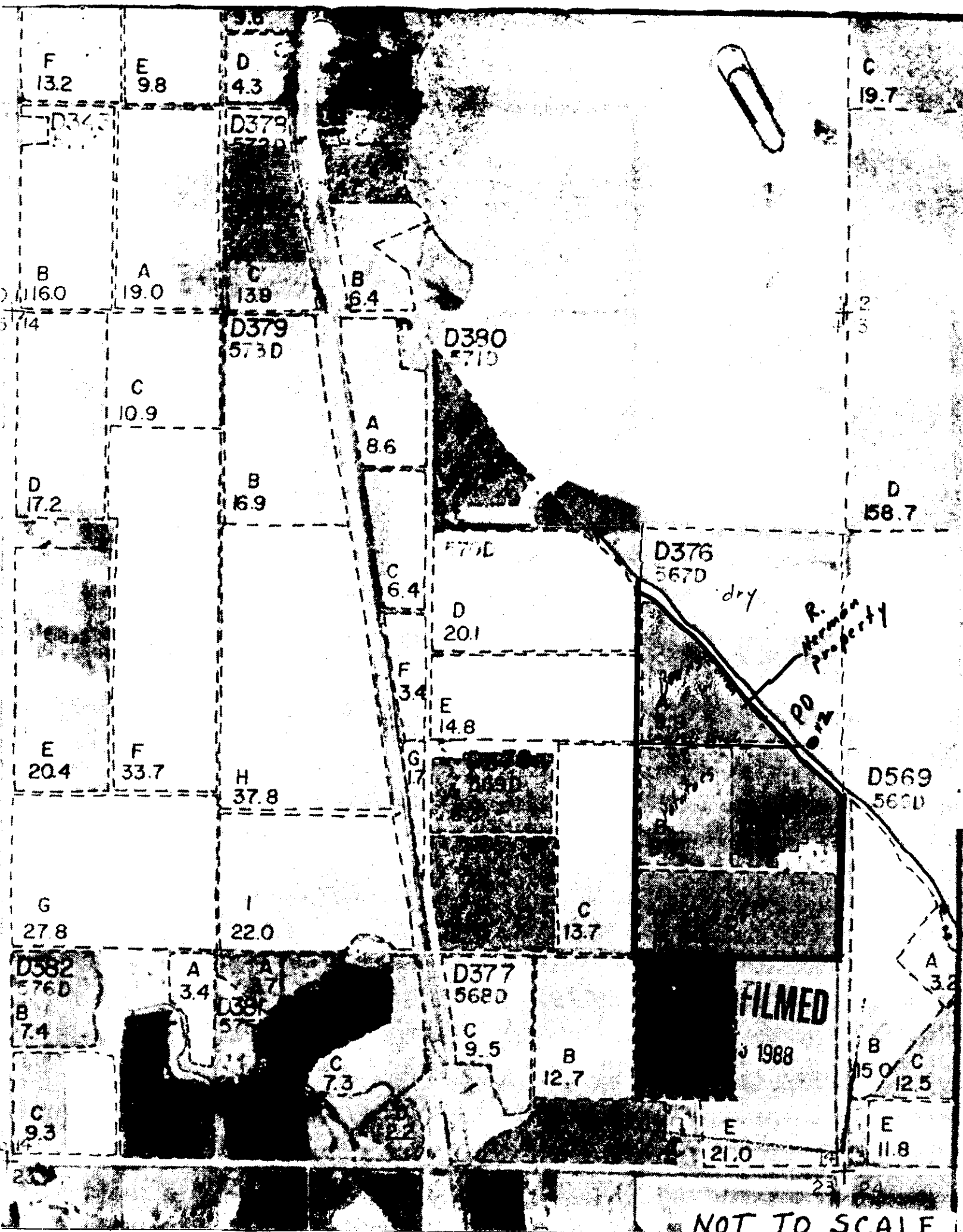
Field Examiner's Name Shorl Chapman  
Signature Shorl Chapman  
Certification Date June 5, 1986  
Field Report Preparation Date 9-25-86

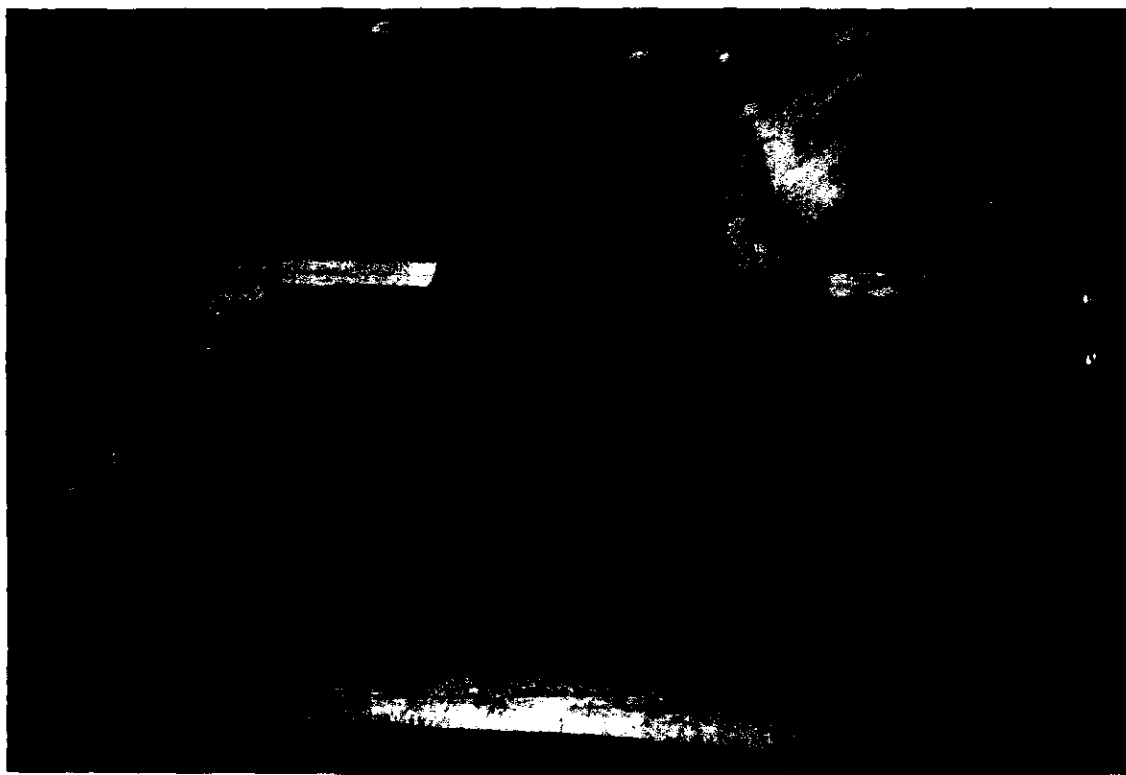


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

**MICROFILMED**

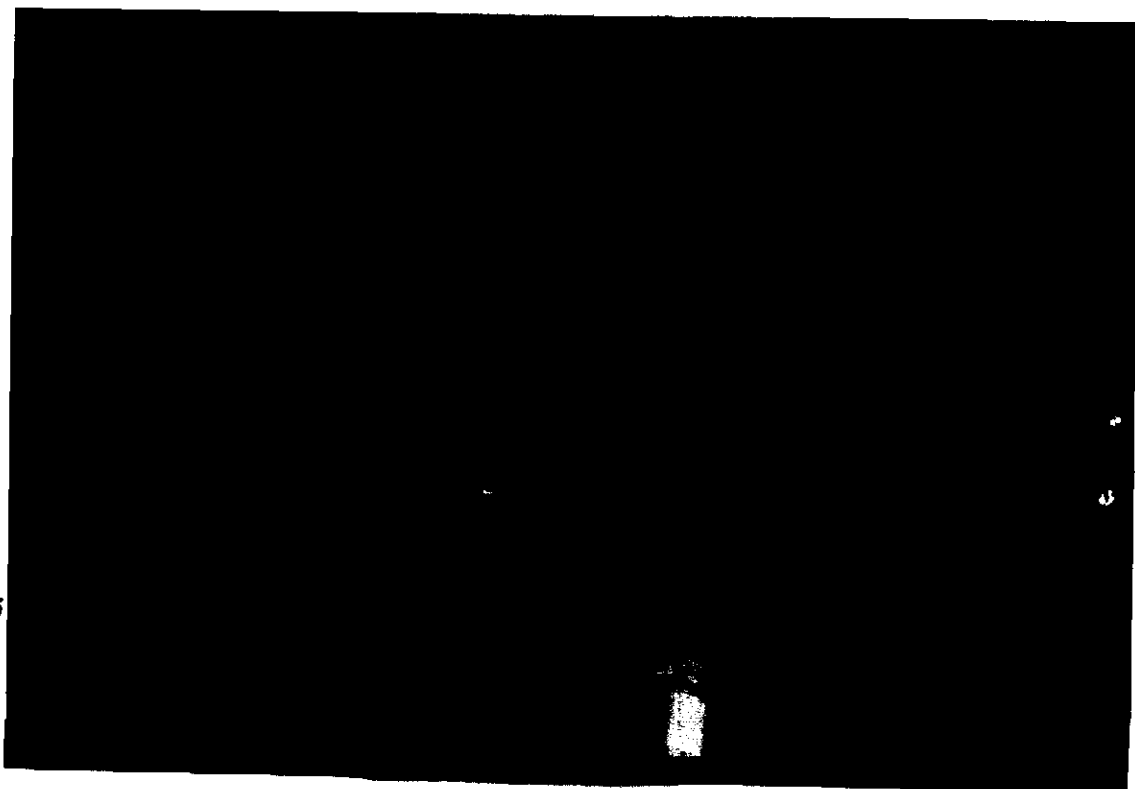
DEC 23 1988





**MICROFILMED**

DEC 25 1988



*Sherl L. Chapman*

CONSULTANT

410 S. ORCHARD / SUITE 144 / BOISE, IDAHO 83705 / PHONE 344-6690

November 4, 1986

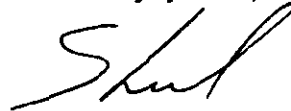
*Jim Johnson*  
*11/6/86 DRT*  
Mr. Dave Tuthill  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720

Dear Dave:

Enclosed you will find Proof of Beneficial Use Exams for Ernest and Russell Herman and Russell and Patricia Herman, permits #63-8579 and 63-9072 respectively.

If you need additional information or have any questions, please give me a call.

Sincerely yours,



Sherl L. Chapman  
Consultant

SLC:kje  
enclosures

**MICROFILMED**

DEC 25 1988

SPECIALIST IN

GROUND-WATER HYDROLOGY / WATER RIGHTS / WATER WELL DESIGN / GEOTHERMAL RESOURCES

**RECEIVED**  
NOV 1986

Department of Water Resources  
Western Regional Office

*exam made  
date routed  
for entry  
kw  
1/13/87*

*Sherl L. Chapman*

CONSULTANT

410 S. ORCHARD / SUITE 144 / BOISE, IDAHO 83705 / PHONE 344-6690

RECEIVED  
JUN 19 1986

Mr. A. Kenneth Dunn, Director  
Idaho Department of Water Resources  
Statehouse  
Boise, Idaho 83720

Department of Water Resources

Dear Mr. Dunn:

I hereby verify that I have been retained to conduct the water  
right examination for water right permit # 63-9072 in accordance  
with the laws and regulations of the State of Idaho.

*Sherl L. Chapman*  
Sherl L. Chapman

Dated: 6/12/86

RECEIVED  
JUN 19 1986

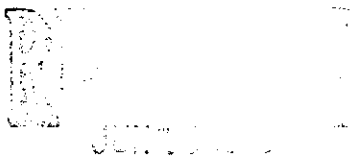
Department of Water Resources  
Western Regional Office

SPECIALIST IN

GROUND-WATER HYDROLOGY / WATER RIGHTS / WATER WELL DESIGN / GEOTHERMAL RESOURCES

EXAM TO BE COMPLETED  
SHARLE CHAMMAN

4/86



STATE OF IDAHO

Department of Water Resources  
Western Regional Office

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only  
Fee Received NO FEE *CK*  
Date 7/29/86  
Receipt # X  
Receipt by X  
Sent to S.O. 7/29/86

RECEIVED

JUN 19 1986

*no record*

Department of Water Resources

1. Permit No. 63-9072

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

☐ 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: Russel & Patricia Herman

3. Post Office Address: Route 1, Melba Id 83641

Telephone No. 495 2530

4. Source of Water: Ground water

5. Extent of Use:

Domestic \_\_\_\_\_ (No. of households) Stockwater \_\_\_\_\_ (No. and type of stock)

Irrigation 240 (acres) Other/Remark \_\_\_\_\_

6. Total rate &/or volume for which proof is submitted 2.3 cfs \_\_\_\_\_ acre-feet

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

March 1, 1978

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

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Address)

DECLINED

DEC 23 1988

\_\_\_\_\_  
(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 11, 86  
Date

Russel Herman  
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

A. KENNETH DUNN  
Director

63-9072  
HERMAN, RUSSELL  
HERMAN, PATRICIA  
RT. 1  
ELPA, ID 83641

Mailing address:  
Storehouse  
Boise, Idaho 83720

138891

April 30, 1986

CERTIFIED MAIL

### EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

DEC 23 1988

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

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**

DEC 13

November 9, 1982

RE: Permit No. 63-9072

Russell &/or Patricia Herman  
Route #1  
Melba, ID 83641

Dear Mr. and Mrs. Herman:

Enclosed is a copy of your approved application for amendment submitted in connection with the above referenced permit.

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:kw  
Enclosure

State of Idaho  
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Graver

Right Number 63-9072 Applicant Herman

Purpose of Amendment: Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☐ Other \_\_\_\_\_

CHECK:

- ☒ Description of amended point(s) of diversion.  
☒ Amount, nature and period of use. If increased, delay date of priority.  
N/A ☒ Description of amended places of use. If expanded, delay date of priority.  
N/A ☒ Ownership of point of diversion and place of use.  
☒ Map.  
☒ Signature (must be permit holder).  
☒ Fee.  
N/A ☒ Existing water rights from the same source, amended place of use.  
N/A ☒ Right number(s) NONE  
☒ Yes ☐ No Should amendment be advertised?  
☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? \_\_\_\_\_

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 9/29/82  
☒ Amendment published correctly. Boise Tribune  
☐ Protests processed. 9/16 & 9/23/82 20/24127  
☒ Approve.  
☐ Deny.

Conditions \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

By DBS Date 10/4/82

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By Jm Date 11-6-82  
☐ Approved copy sent to applicant and to Region. By \_\_\_\_\_ Date \_\_\_\_\_

RECEIVED  
OCT 05 1982

CONVERSATION MEMORANDUM

DATE 8/27/82

FILE 63-8579, 63-9072

NAME OF PARTY Sherl Chapman

EMPLOYEE David Shaw

RE: Certified measurement

Sherl sent letter dated August 18, 1982  
of cortified measurements for these permits.  
He refers to wells #1 & 2 and the  
measurements are ok except that the  
legal descriptions for wells 1 & 2 are  
reversed.

He will follow with letter if we  
request one after finding this conversation  
memo is not sufficient to clarify measurement.

# *Sherl L. Chapman*

CONSULTANT

921 S. ORCHARD / SUITE N / BOISE, IDAHO 83705 / PHONE 344-6690

August 18, 1982

Mr. Dave Shaw  
Western Division  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720

Dear Mr. Shaw:

Please accept the following data as a certified water measurement for proof of beneficial use for ground water development, permit #63-9072 near Melba, Idaho. The permit is in the name of Russell and/or Patricia Herman and an amendment has been submitted to include additional points of diversion on the original permit.

Well #1 is located in the SE/4 NE/4, Section 14, T1N, R2W and is equipped with a 125 horsepower, U. S. hollow shaft motor, serial #1303910. The flow from the pump discharges into a stilling well and then across a permanently installed two foot cipoletti weir. I measured the flow from the well across the weir at 675 gallons per minute or 1.50 cubic feet per second.

Well #2 is located in the NE/4 NE/4, Section 24, T1N, R2W and is equipped with a 50 horsepower, U. S. hollow shaft motor, identification #R2141936. This well also discharges into a stilling well with the water then flowing across a two foot cipoletti weir. I measured the flow at 2.60 cfs or 130 miners inches, (1,170 gallons per minute).

These measurements were taken to satisfy the water measuring requirements for proof of beneficial use for both application numbers 63-9072 and 63-8579. I would ask that the Department include these measurements in their respective files as satisfaction of the water measurement requirements for proof of beneficial use. Jan Grover has received the proof of beneficial use postcards for both permits directly from the Herman's and the amendment to permit 63-9072 is submitted with these certified measurements.

SPECIALIST IN

GROUND-WATER HYDROLOGY / WATER RIGHTS / WATER WELL DESIGN / GEOTHERMAL RESOURCES

Mr. Dave Shaw  
August 18, 1982  
Page 2

If you have any questions, please don't hesitate to call.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Sherl L. Chapman", with a long horizontal flourish extending to the right.

Sherl L. Chapman  
Consultant

SLC:kje  
cc:Mr. Russell Herman



NOTICE OF (APPLICATION FOR AMENDMENT)  
{AMENDED APPLICATION FOR PERMIT}

Notice is hereby given that {application}  
(permit) No. 63-9072

in the name of     Russell &/or Patricia Herman

was filed on 11/02/77 for the

diversion of 2.3 cfs from a groundwater source

with a point of diversion within the SENE, Sec. 14, Twp. 1N., Rge. 2W. B.M.

to be used for irrigation

purposes from 4/1 to 10/31

within portions of      Sec. 14 & Sec. 24,

Twp. 1N., Rge. 2W, B.M.

The ( applicant ) now proposes to amend the  
( )  
( permit holder)

(application)  
( ) by changing the point of diversion to  
(permit )

the SENE and NENE, Sec. 24, Twp. 1N, Rge. 2E, B.M.

Any protest against the approval of the proposed amendment

must be filed with the Department of Water Resources,

450 W. State Statehouse 83720  
~~925 Cole Road, Boise, Idaho 83709~~ on or before

October 4, 1982

A. KENNETH DUNN  
Director

Press-Tribune

Published 9/16 and 9/23/82

NOTICE OF (APPLICATION FOR AMENDMENT )  
(AMENDED APPLICATION FOR PERMIT)

Notice is hereby given that {application}  
(permit) No. 63-9072

in the name of RUSSELL & OR PATRICIA HERMAN

was filed on 11/02/77 for the

diversion of 2.3 cfs from A. G. W. SOURCE

with a point of diversion within the SENE, S. 14,

T. 1N, R. 2W, B.M. to be used for IRRIGATION

purposes from 4/1 TO 10/31

to 10/31 within portions of SEC. 14 &

SEC. 24, TWP. 1N, RGE. 2W, B.M.

The ( applicant ) now proposes to amend the  
( permit holder )

(application)  
( permit ) by changing the PT. OF DIVERSION TO

THE SENE AND NENE, SEC. 24, TWP. 1N,  
RGE. 2E, B.M.

Any protest against the approval of the proposed amendment  
must be filed with the Department of Water Resources,  
92 S. Cole Road, Boise, Idaho 83709 on or before

A. KENNETH DUNN  
Director

Published \_\_\_\_\_ and \_\_\_\_\_



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)

A. Kenneth Dunn

Director

April 20, 1982

(208) 334-2190

Lawrence & Patricia Norman

St. 1

Helena, MT. 59641

RE: 83-9072

Dear Mr. & Mrs. Norman:

We acknowledge receipt of your statement submitted as proof as 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 \_\_\_\_\_.

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,

*Judy Pense*

Judy Pense  
Secretary

MICROFILMED

## DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 63-9072.

Name(s) of Permit Holder: Russell & Patricia Herman

Post Office Address: Route 1 Melba Idaho 83641

Tel. No. 495-2530  
495-2717

Source of Water: Ground Water

Extent of Use:

|                                                |       |                            |
|------------------------------------------------|-------|----------------------------|
| <input type="checkbox"/> Domestic              | _____ | (number of households)     |
| <input type="checkbox"/> Stockwater            | _____ | (number and type of stock) |
| <input checked="" type="checkbox"/> Irrigation | _____ | (acres)                    |
| <input type="checkbox"/> 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.

3/5/82  
Date

Russell Herman  
Signature of Permit Holder

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\_\_\_\_\_) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

) PLACE  
TEN CENT  
STAMP  
HERE

**MICROFILMED**



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

**RECEIVED**  
MAR 18 1982  
Department of Water Resources

January 30, 1978

Re: Permit No. 63-9072

Russell &/or Patricia Herman  
Route #1  
Melba, ID 83641

Dear Mr. &/or Mrs. Herman:

Enclosed is a copy of your approved Application for Permit No. 63-9072 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR  
Chief, Operations Bureau

BDF/cah

Enclosure

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DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-9072

☒ 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) R.W.H 11-2-77

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) R.W.H 11-2-77

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 63-8579

(10) \_\_\_\_\_

Comments: 63-8579 - permit for 2.5 cfs.  
not excessive when combined w/ this

(11) y OK

Affidavit of Publication received (date) 11-29-77  
app. 2.3 cfs

(12) \_\_\_\_\_

Final date for protests Dec 5, 1977

Protests received: yes \_\_\_\_\_ no ☒

(13) \_\_\_\_\_

All requested information received from agencies or applicant: yes \_\_\_\_\_ no \_\_\_\_\_

(14) \_\_\_\_\_

Action recommended:

☒ Approve \_\_\_\_\_ Deny

11-2-77 Proposed Priority

\_\_\_\_\_ Reason for Reduction \_\_\_\_\_

☒ Measuring device required  
☒ Rate of div under this permit  
See attached sheet for other conditions of approval shall not exceed 2.3 cfs

\_\_\_\_\_ No special conditions for approval

(15) District W By JH Date 12-13-77

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*supplemented*



State of Idaho

## DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83705

JOHN V. EVANS

Governor

(Office at the corner of  
Franklin and Cole Roads)

C. STEPHEN ALLRED

Director

(208) 384-2190

December 6, 1977

Russell Herman  
Rt. 1  
Melba, ID 83641

RE: Application for Permit 63-9072

Dear Mr. Herman:

In reviewing your application for permit and permit number 63-8579, it is noted that these permits total 5.7 CFS which exceeds the 1" per acre we can allow for the irrigation of lands in the state. This will be supplemental to your irrigation District water and would be limited to a maximum of 5 acre feet per acre from both sources. If you have additional land the excess water can be applied to, we can allow the amount applied for, otherwise we will have to reduce the amount allowed to 2.3 CFS.

Please advise us by December 15, 1977 if you wish to include other lands that do not have a water right.

Sincerely,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH/dls

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION

John V. Evans  
Governor

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

November 10, 1977

Re: Notice of Application for Water Permit No. 63-9072 -- Russell &/or Patricia Herman

Idaho Free Press  
P. O. Box 88  
Hampa, ID 83651

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 December 5, 1977.

Sincerely,

RITA FLECK  
Secretary

*Bill submitted  
11-29-77  
J*

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that RUSSELL &/or PATRICIA HERMAN  
Route 1 Melba, ID  
has on November 2, 1977 submitted Application No. 63-9072  
for a permit to appropriate 3.2 cubic feet per second ~~XXXXXX~~  
~~per annum~~ of water from a groundwater source  
by means of well, pump, gravity system  
within the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec 14 T1N-R2W B.M., Canyon County  
to be used from Apr 1 to Oct 31  
for irrigation of 240 acres  
within the N $\frac{1}{2}$  Sec 24, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 14, T1N-R2W 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 December 5, 1977.

C. STEPHEN ALLRED

Director

Published in the Idaho Free Press, Nampa, ID

on November 17, 1977 and November 24, 1977.

na

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that RUSSELL &/or PATRICIA HERMAN Route 1 Melba, ID has on November 2, 1977 submitted Application No. 63-9072 for a permit to appropriate 3.2 cubic feet per second of water from a groundwater source by means of well, pump, gravity system within the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec 14 T1N-R2W B.M., Canyon County to be used from Apr. 1 to Oct. 31 for irrigation of 240 acres within the N $\frac{1}{2}$ N $\frac{1}{2}$  Sec 24, SE $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 14, T1N-R2W 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 December 5, 1977.

C. STEPHEN ALLRED  
Director  
November 16, 1977

RECEIVED

✓