

T
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R2W

15
well

Frank Humiston
(Applicant)

AFFIDAVIT OF PUBLICATION

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

Department of Water Resources
Western Regional Office

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:

June 2, 9, 1977

Subscribed and sworn to before me this _____

_____ 9th day of June _____,
19 77.

Adam D. Lamb
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
FRANK &/or JUANITA
HUMISTON, Route 1, Melba,
Idaho, has on May 26, 1977 sub-
mitted Application No. 63-8912
for a permit to appropriate 0.8
cubic feet per second of water
from a groundwater source by
means of well and pump within
the NW1/4SW1/4, Sec. 15, T1N-
R2W B.M., Canyon County, to be
used from March 15 to Nov. 15
for the irrigation of 40 acres
within the NW1/4SW1/4, Sec. 15
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 Depart-
ment of Water Resources, 92
South Cole Road, Boise, Idaho
83705 on or before June 20, 1977.

C. STEPHEN ALLRED

Director, IDAHO DEPARTMENT OF WATER RESOURCES
June 2, 9, 1977.

MICROFILMED

OK
6-20-77
JF

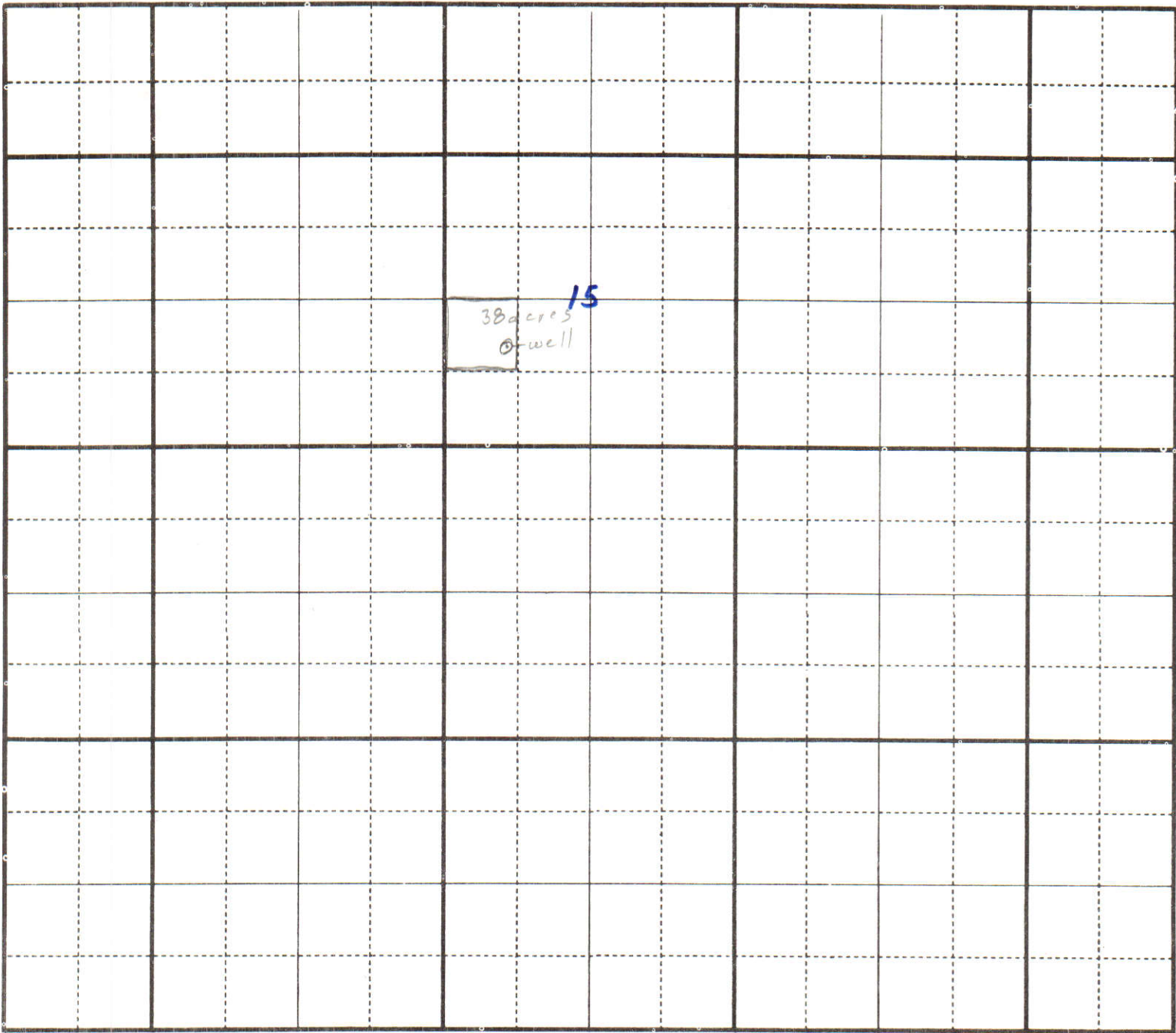


Diagram of System

MICROFILMED

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that FRANK &/or JUANITA HUMISTON
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 63-8912 issued pursuant to Application for Permit dated May 26, 1977,
and has submitted proof to the Department of Water Resources on October 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 .83 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:

Subject, however, to the condition that no more than .76 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 171 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Twp. 1N,
Rge. 2W, B.M. in the County of Canyon

Twp.	Range	S NEW	NW¼ NEW	SW¼ NEW	E½ NE¼
IN	2W	15	38		
WATER RESOURCES					
					Totals
					38

Director

Identification No. _____

Application No. 63-8912

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 Frank +/or Juanita Humiston Phone: 495-2854
post office address Box 155, Rt. 1, Melba, Idaho
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 15 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 0.80 for Irrig purpose from 3-15 to 11-15 (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. 0.80 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and 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 8 inches; proposed depth of well is 200 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: _____

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

TWP.	RANGE	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	15									40								40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. No wells

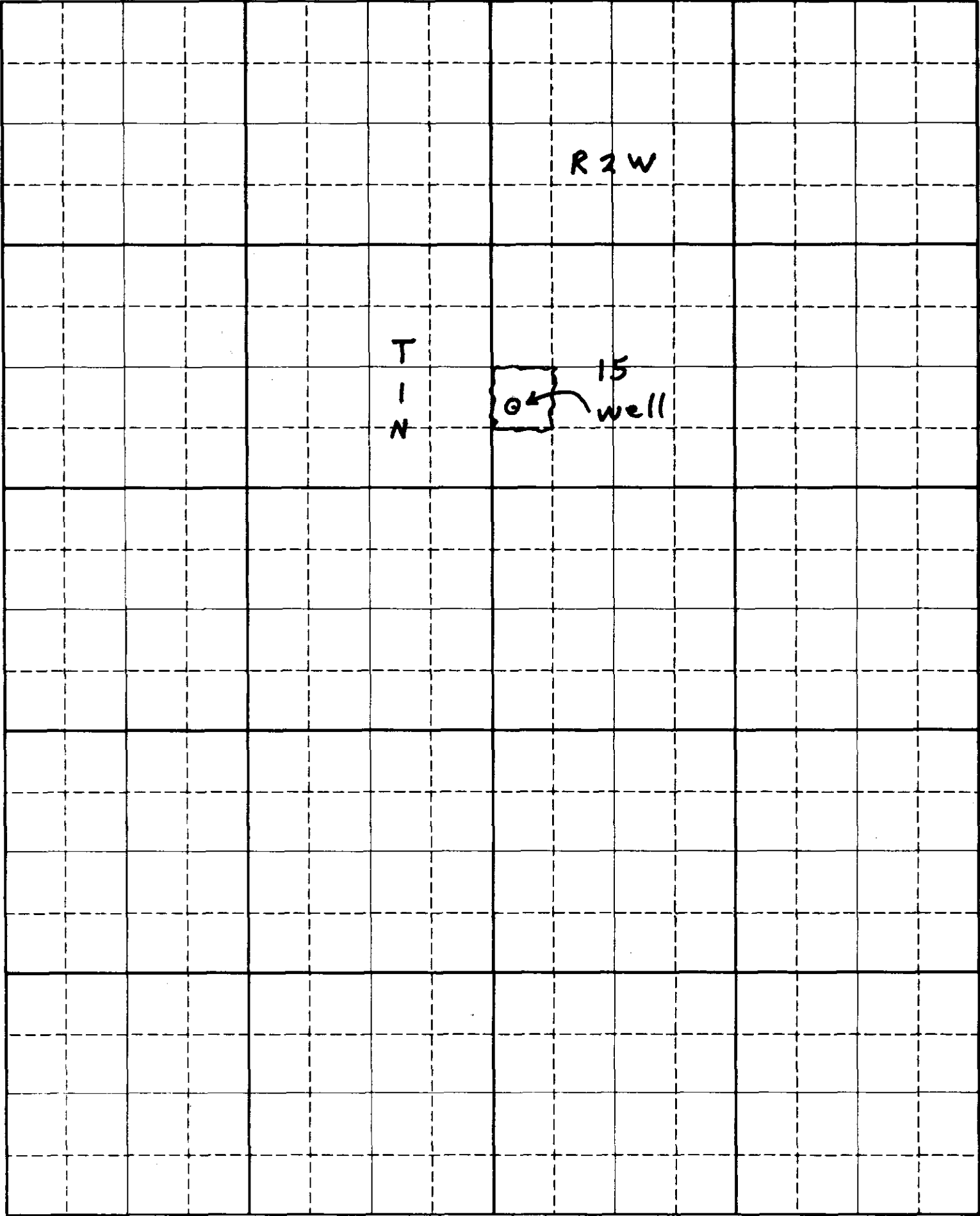
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use "

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.

Frank Humiston
(Applicant)

Proposed Priority 5/26/77

Received by 144 Date 5-26-77 Time 11:40 a.m.

Preliminary check by 144 Fee \$ 25.00

Receipted by ry Date 5/26/77 # 8020

Publication prepared by CS Date May 27

Published in Idaho Free Press

Publication dates June 2, 1977 & June 9, 1977

Publication approved ry Date 6-20-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 144

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. 63-8912, and said application is hereby APPROVED.

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

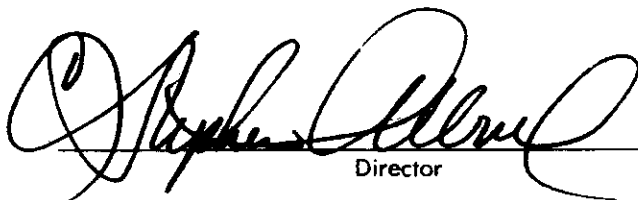
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 82.

c. Other: _____

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

Witness my hand this 18 day of July, 19 77.


Director

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:

June 2, 9, 1977

OK
6-30-77
JF

Verla Harker

Subscribed and sworn to before me this

9th day of June,
19 77

Adam D. Lamb
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

3/79

IDENT. NO. 63-8912

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, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~STEPHEN K. LUNDX~~

Director

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

April 16, 1981

Frank & Juanita Humiston
Rt. 1, Box 155
Melba, Idaho 83641

Dear Mr. & Mrs. Humiston,

RE: License No. 63-8912

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

March 20, 1981

Frank & Juanita Humiston
Rt. 1, Box 155
Melba, Idaho 83641

Dear Mr. & Mrs. Humiston,

A representative of this Department has made an examination of the works covered by your Permit No. 63-8912, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .76 cfs Source: groundwater

The maximum quantity diverted shall not exceed 171 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Twp. 1N, Rge. 2W, B.M.

Beneficial use: Irrigation of 38 acres within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, Twp. 1N,
Rge. 2W,

Priority date established: May 26, 1977

Conditions (if any):

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

Sincerely,

JOHNSON

Water Distribution Supervisor

RECEIVED
MARCH 22 1981

FIELD REPORT

3. Water will be used for the following purposes:

TOTAL ACREAGE 38 ~~70~~

Permit No. 63-8912
Examination for blu 9/7 @ 2:00

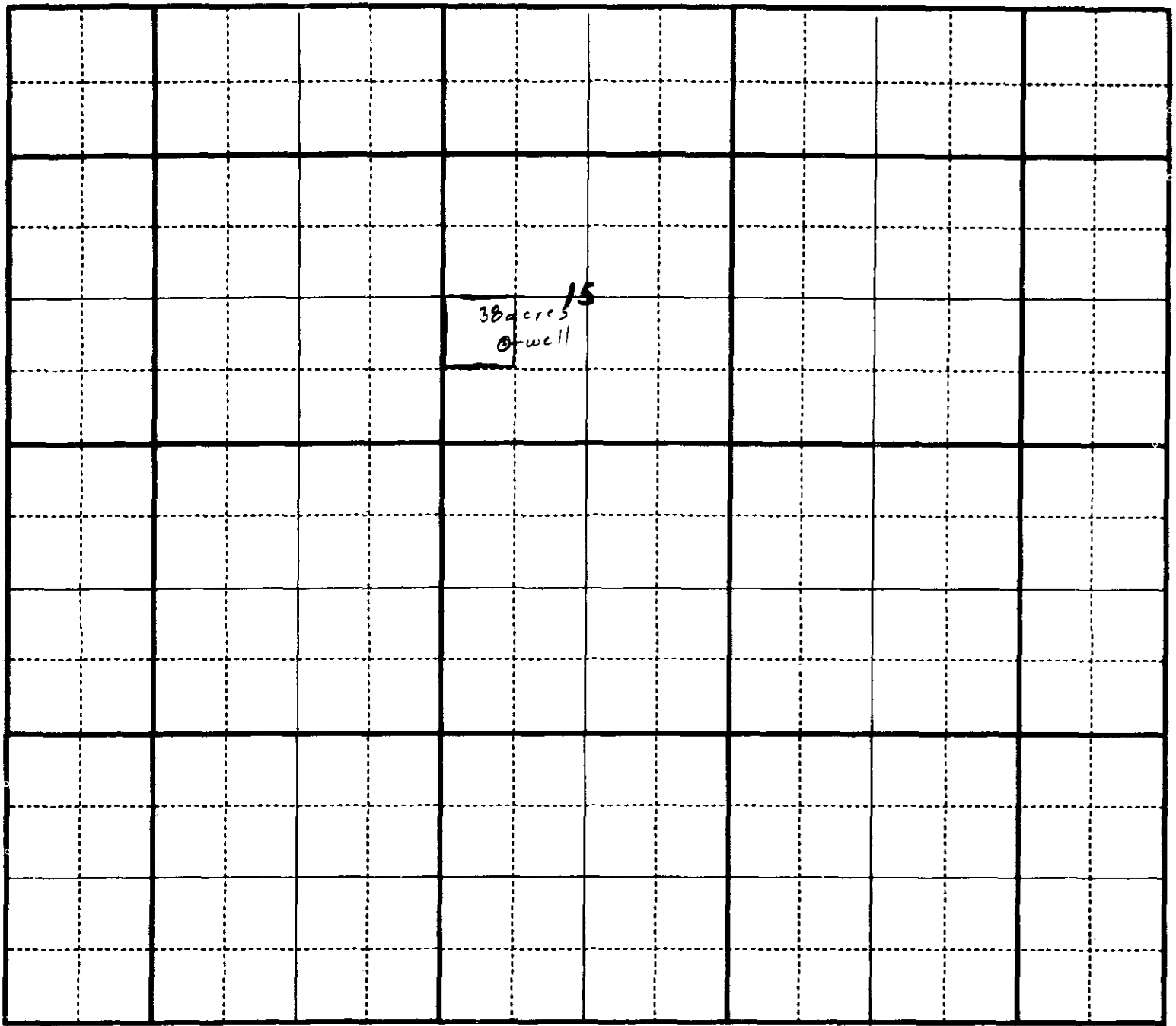


Diagram of System

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DATE OF EXAM 9/7/79

ACREAGE

Found 38
Recommended 38

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .76 c.f.s. V = 171 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. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

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 .830 cfs Method of measurement Weir (Eip)

Total Q recommended .76 Meter No. _____ Type _____ Condition _____

Total V recommended 171

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Weir 18 inch Cip at .30 = (830 cfs) capacity

Q = Allow .02/acre 38 ac x .02 = .76 ✓

V = 38 ac x 4.5 = 171.0 ✓ .76 x 1.9835 x 245 = 369.3

SYSTEM DESCRIPTION:

Diesel motor 54 HP on Hollow shaft gear drive pump 40
HP on Berkley pump frame Serial # 7800977
in 6" main line pumps into holding pond then booster
pump can flood irrigate 10" well.

REMARKS:

Examiner's Signature G L Sisco Date 9/7/79

Checked by GLS Date 3/3/81

Approved by Robyn Date 3/19/81

- DATA ENTRY -

Old No.

New No.

1. Original Owner: Frank & Juanita Humiston

Present Owner: _____

Zip:

8. Tributary of:

J. Right Basis (for adjudication claims A,B,C only):

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: A

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 7-1-1982

B. Date Permit Approved or Denied: 7-18-1977

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): *P*

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

well & pump.



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 22, 1978

Frank and/or Juanita Humiston
Box 155, Route 1
Melba, ID 83641

Dear Mr. and Mrs. Humiston:

Re: Permit No. 63-8912

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.

Sincerely,

RITA FLECK
Water Rights

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

RECEIVED
OCT 18 1978

Department of Water Resources
Western Regional Office

1. a) Name of permit holder Frank &/or Juanita Humiston

b) Post office address Rt. 1, Box 155, Melba, Idaho

2. Permit number 63-8912

3. Date of priority that you are prepared to establish 5/26/1977

4. a) Source from which water was appropriated groundwater

b) Location of the point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 15

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

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

Amount .80 for Irrigation purposes from 3/15 to 11/15 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

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

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

b) Total amount appropriated .80 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:

Pump Co. test

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:

NA

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

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

NA

Exam typed 1/22/78 by [signature]

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

Bill Doty April ²⁶ ~~May~~, 1978
Caldwell, ID

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
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>1N</u>	<u>2W</u>	<u>15</u>									<u>40</u>								<u>40</u>

Total number of acres irrigated 40

10. Remarks: _____

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

10/13/78
(Date)

Frank Humiston
(Signature)

State of _____)
County of Gem) ss.

On this 13 day of October, 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.

Emmett
Notary Public
Residing at Emmett

My commission expires lifetime

July 19, 1977

Re: Permit No. 63-8912

Frank &/or Juanita Humiston
Box 155
Route #1
Malba, ID 83641

Dear Frank &/or Juanita:

Enclosed is a copy of your approved Application for Permit No 63-8912 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8912

☒ 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) THA 5-26-77

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) THA 5-26-77

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) _____ RHS

Other rights on the same place of use none
platted

(10) _____

Comments: _____

(11) if OK

Affidavit of Publication received(date) 6-20-77

(12) _____

Final date for protests 6-20-77

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By THA Date 6-21-77

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Anderson
Governor

R. Keith Higginson
Director

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

May 27, 1977

RE: SEE ATTACHED SHEET

63-8912

Idaho Free Press
P.O. Box 88
Nampa, Idaho 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 June 20, 1977.

Sincerely,

Bill submitted
6-20-77
if

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PUBLISHES IN THE IDAHO FREE PRESS, NAMPA, IDAHO, on June 2, 1977 and June 9, 1977

NOTICE OF CLAIM TO A WATER RIGHT

63-4501 Dennis G. Brock
63-4502 Idacrest Farms, c/o Richard R. Davis
63-4503 Ida Crest Farms, Inc. c/o Richard R. Davis
63-4504 Idacrest Farms, Inc. c/o Richard R. Davis
63-4505 Idacrest Farms, Inc c/o Richard R. Davis
63-4506 Gary T. Mumford

NOTICE OF APPLICATION FOR WATER PERMIT

63-8891 John J. Martens
63-8893 Don Brandt
63-8895 Dean &/or Karen Baird
63-8902 James S. Hyslop &/or Jan P. Hyslop
63-8904 Jerry &/or Beverly Summerall
63-8905 Wesley J. &/or Elisabeth Ann Steck &/or Rayan &/or Stella Jane Steck
63-8908 Mark W. Hoagland
63-8909 Blaine Hoagland
63-8911 B. L. Anson
63-8912 Frank &/or Juanita Humiston
63-8913 E. D. Itami &/or June S. Itami
63-8914 John R. &/or Clara E. Babacock

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ~~FRANK~~ ~~or~~ ~~JUANITA HUMISTON~~
~~Route 1, Melba, Idaho~~
has on ~~May 26, 1977~~ submitted Application No. ~~63-8912~~
for a permit to appropriate ~~0.8~~ cubic feet per second ~~XXXXXXX~~ ~~acre feet~~
per annum of water from ~~a groundwater source~~
by means of ~~well and pump~~
within the ~~NW 1/4 Sec 15 T1N R2W B.M., Canyon County~~

to be used from ~~Mar 15 to Nov 15~~
for ~~for the irrigation of 40 acres~~

within the ~~NW 1/4 Sec 15 T1N R2W B.M.~~

If issued, this permit will be subject to all prior water rights. Pro-
tests 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 ~~June 20, 1977~~

C. STEPHEN ALLRED

~~Director~~ Director

Published in the ~~Idaho Free Press, Nampa, Idaho~~
~~June 2, 1977~~ and ~~June 9, 1977~~

NOTICE