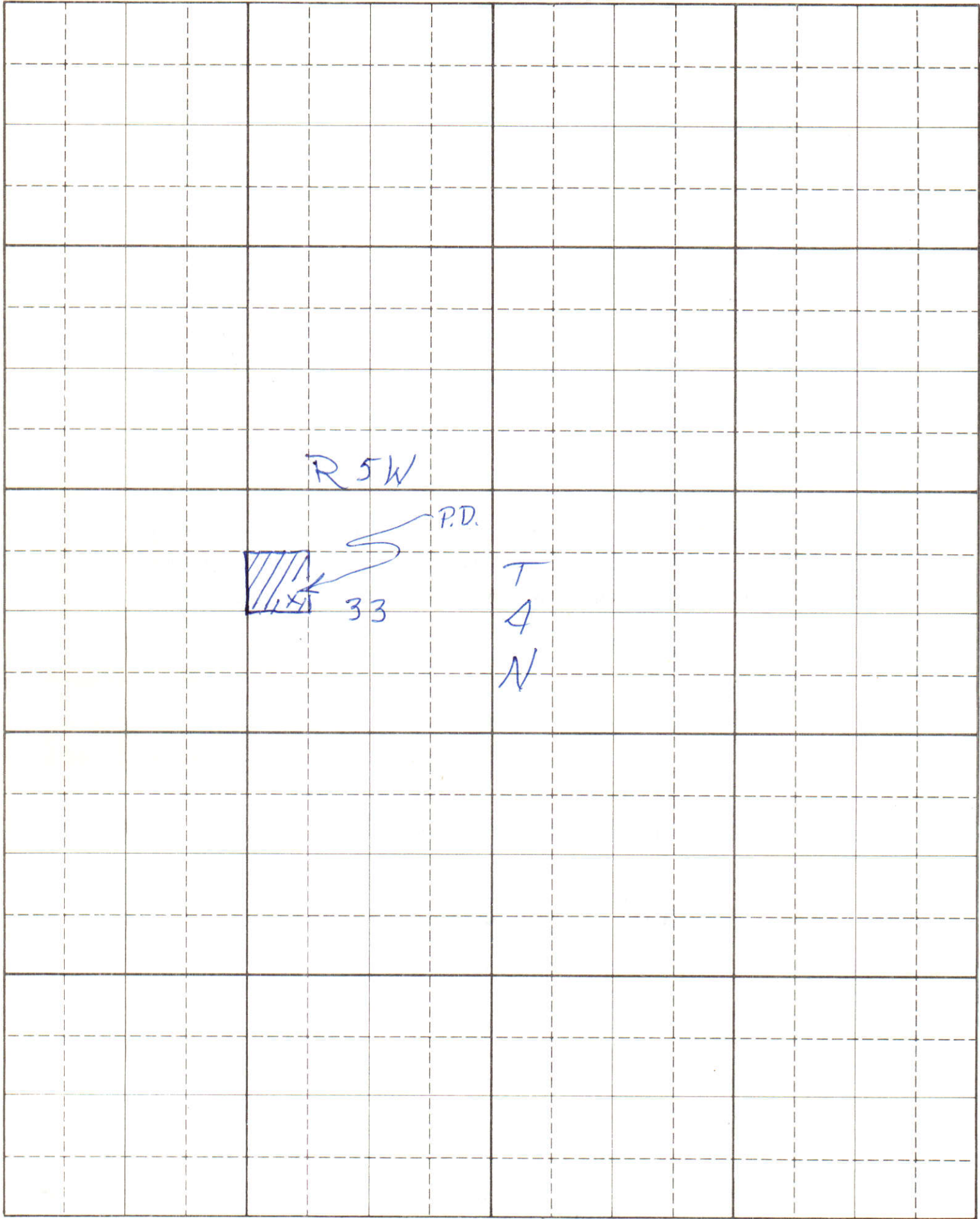


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Sam D. Butler
(Applicant)

AFFIDAVIT OF PUBLICATION

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

Department of Water Resources
Western Regional Office

Verla Harker
of Caldwell, 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 News-Tribune,
a daily, (except Sunday) newspaper published in the City of
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 Caldwell, 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:

May 26; June 2, 1977

Verla Harker

Subscribed and sworn to before me this

2nd day of June,
19 77.

Adam D. Law

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
LARRY BUTLER, Route 1,
Wilder, Idaho, has on May 16,
1977 submitted Application No.
63-8853 for a permit to ap-
propriate 0.80 cubic feet per
second of water from Griffith
Drain trib. Snake River by
means of pump and ditches
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33,
T4N-R5W B.M., Canyon County,
to be used from March 15 to Nov.
15 for irrigation of 40 acres
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33,
T4N-R5W 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 13, 1977.

C. STEPHEN ALLRED
Director

May 26; June 2, 1977.

OK PH
6-10-77

MICROFILMED

RECEIVED

MAR - 1 1988

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

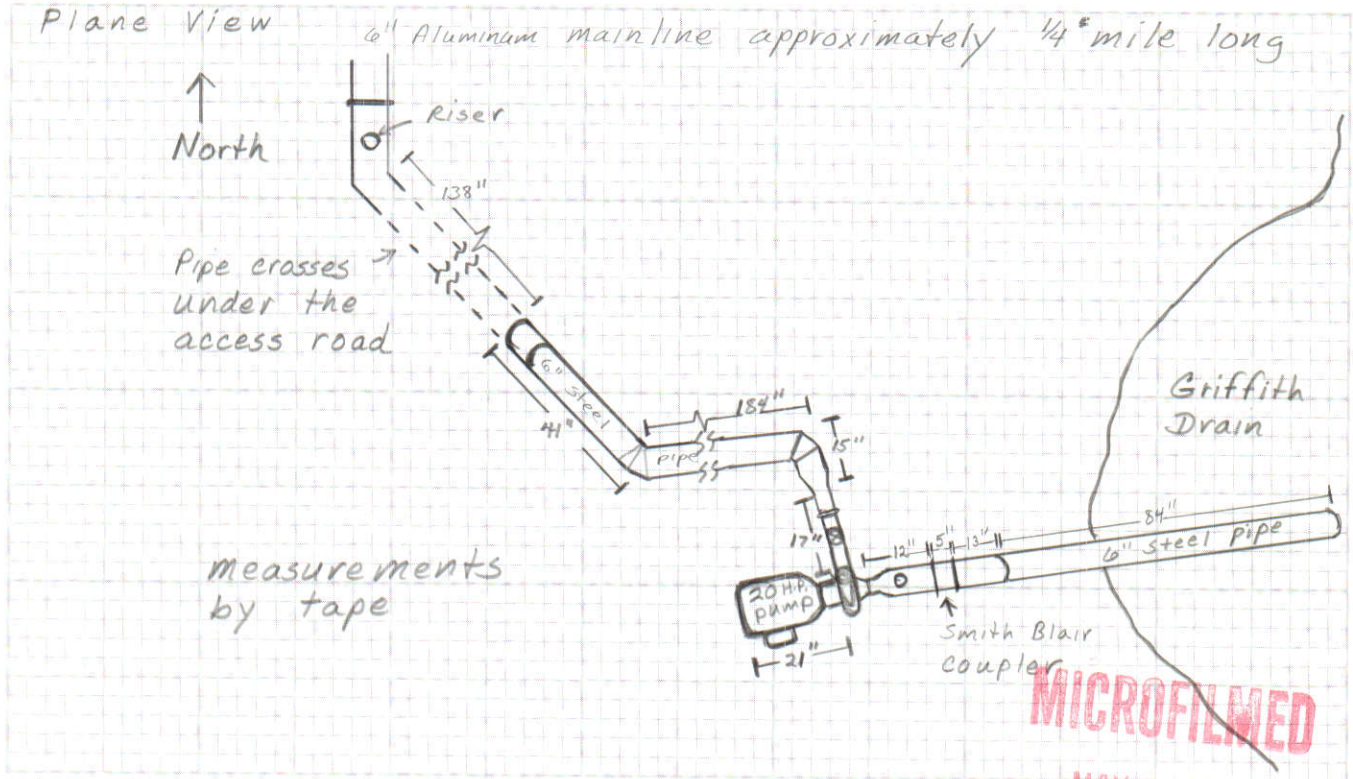
Permit No. 63-8853
1. Owner: Fred Butler Phone No. 482-7723
Current Address: Rt 1, Wilder, ID 83676
2. Accompanied by: Fred Butler EXAM. DATE: 9-3-87
Address: same as above Phone No. 482-7723
Relationship to Permit Holder: owner
3. Source: Griffith Drain tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: surface water from Wilder Irrigation District. ☐ 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

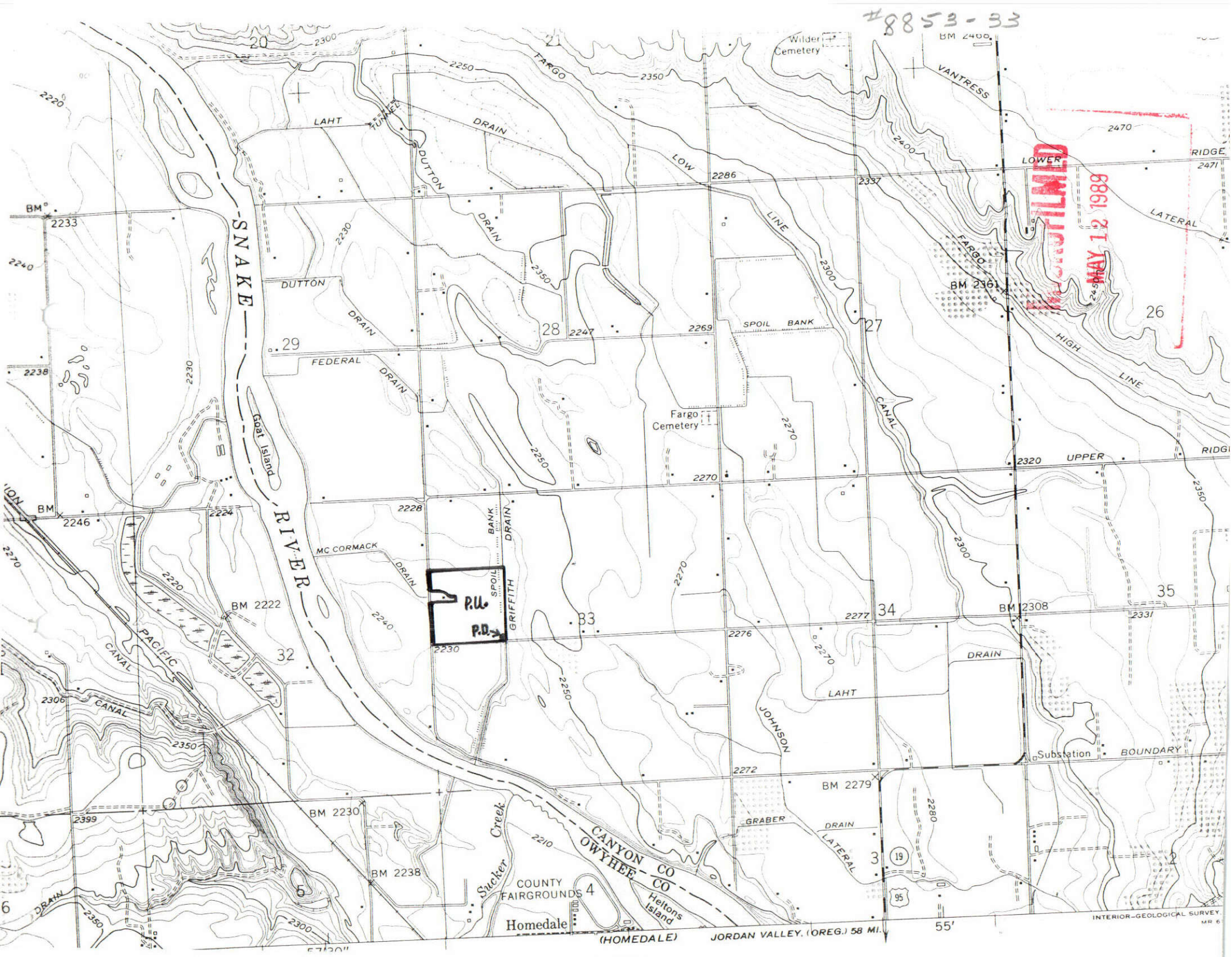


Scale: 1" = 4'

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



#8853-33



GOAT ISLAND

MAY 12 1989

P.U.
P.D.

CANYON
OWYHEE

COUNTY
FAIRGROUNDS

Homedale

JORDAN VALLEY, (OREG.) 58 MI.

INTERIOR-GEOLOGICAL SURVEY, MR 6

63-8853



P.D.

Looking North
and down
towards the
Griffith Drain.



P.U.

Looking North-
west from
the south-
east corner
of the SW $\frac{1}{4}$
of the NW $\frac{1}{4}$
of Sec. 33
Twn 4N
Rge 5W

MICROFILMED
MAY 12 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-08853

Priority: May 19, 1977 Amount: 0.56 CFS 148.5 AFA

This is to certify, that FRED BUTLER
RT. 1

WILDER, ID 83676 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated May 16, 1977, and
has submitted proof to the Department of Water Resources on July 2, 1982, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .560 cfs of water from:

GRIFFITH DRAIN tributary to SNAKE RIVER

source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.56 CFS	148.5 AFA

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 33, Township 04N, Range 05W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	05W	33	SWNW	33		33

Total number of acres irrigated: 33

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.

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 21ST
day of APRIL, 1989.

FILED

Acting for the Director

[Signature]

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT)
)
NO. 63-8853 IN THE NAME)
)
OF FRED BUTLER)
_____)

ORDER ADVANCING
DATE OF PRIORITY

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 63-8853 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. The Department approved Application for Permit No. 63-8853 to appropriate the public waters of the State of Idaho with a proposed priority of May 16, 1977.
2. The proof affidavit was submitted one day late resulting in the priority being advanced to May 17, 1977, in an Order issued on July 22, 1982.
3. On April 30, 1986, the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.
4. The license examination fee was received on July 1, 1986, two days late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.
2. The date of priority of Permit No. 63-8853 should be advanced two additional days for late submittal of the license examination fee.

MICROFILMED

MAY 12 1989

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 63-8853 is
advanced to May 19, 1977.

Dated this 13th day of February, 1989.


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED

FEB 12 1989

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
Original Permit	63-8853	Larry Butler	.80 cfs
Full Assignment	63-8853	Fred Butler	.80 cfs

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-8853

IN THE NAME OF FRED BUTLER

ORDER OF REINSTATEMENT

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before July 1, 1982; and,

WHEREAS, the Department had notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder assigned all right, title, and interest in and to Permit No. 63-8853 to Fred Butler; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on July 2, 1982;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-8853 be REINSTATED and the priority advanced to May 17, 1977.

Dated this 22nd day of July, 1982.


L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

JUL 2 1982

Department of Water Resources

I, LARRY BUTLER, hereby assign to FRED BUTLER
of ROUTE 1 WILDER ID 83676
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 63-8853
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 30 day of JUNE, 19 82.

Larry D Butler
Permit Holder

Ina L Butler
Spouse of Permit Holder

State of Idaho)
County of Owyhee) ss.

On this 30th day of June, 19 82, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he ~~(she)~~ ~~(they)~~ executed the same.

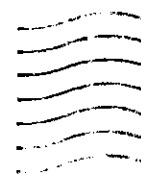
Mike Kennison
Notary Public residing at
Homedale

My commission expires:
Lifetime

RECORDED
a 1

FRED BUTLER
ROUTE 1
WILCOX, ID. 83676

MICROFILMED



ID. DEPT. OF WATER RESOURCES
STATE HOUSE
Boise, ID. 83720

Identification No. _____
Application No. 63-8853

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 LARRY BUTLER Phone: 482-7365
post office address Route 1, Wilder, ID 83676
2. Source of water supply Griffith Drain which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 4N
Range 5W 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 Irrigation purpose from Mar 15 to Nov 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. pump & ditches

- 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 _____ inches; proposed depth of well is _____ 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 \$ 1,000
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:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	5W	33							40										40

Total number of acres to be irrigated 40

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

Wilder Irrigation District

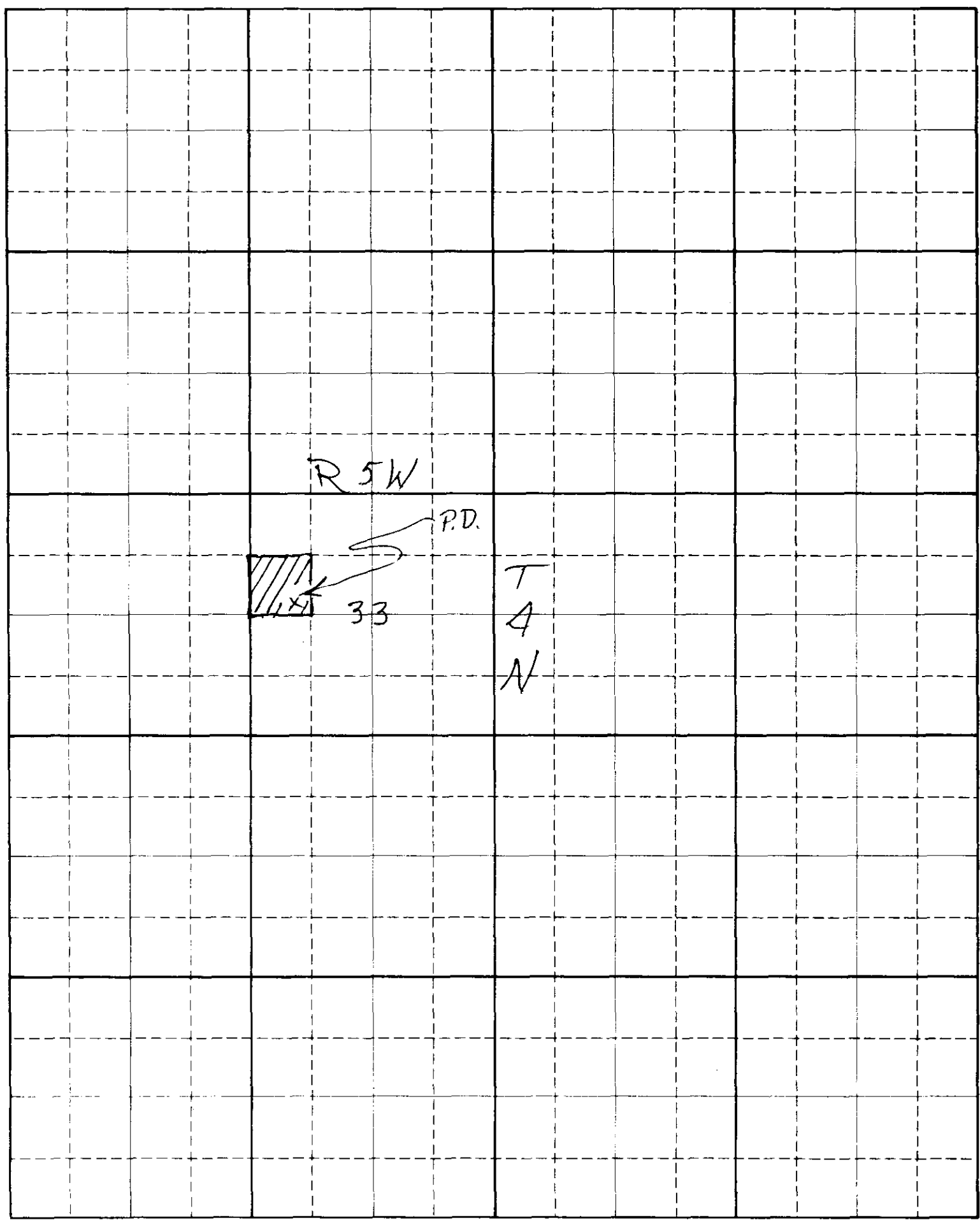
9. a. Who owns the property at the point of diversion applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Lang D. Butler
(Applicant)

Proposed Priority 5/16/77

Received by S Date 5/16/77 Time 4:30 pm
Preliminary check by GLS Fee \$ 25.00
Receipted by if Date 5-16-77 # 7755
Publication prepared by if Date 5-19-77
Published in Deeds. Tribune
Publication dates May 26 + June 2
Publication approved CS Date June 13, 1977
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 148 16

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. 63-8853, 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: 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.

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

Witness my hand this 12 day of July, 19 77.


Deputy Director

AFFIDAVIT OF PUBLICATION

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

Verla Harker
of Caldwell, 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 News-Tribune,
a daily, (except Sunday) newspaper published in the City of
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 Caldwell, 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:

May 26; June 2, 1977

OK *THH*
6-10-77

Verla Harker

Subscribed and sworn to before me this

19 77 2nd day of June,

Adam D. Hark

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

RECORDED

June 12, 1992

FRED BUTLER
RT. 1
WILDER ID 83676

RE: Water Right No. 63-08853

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

June 8, 1992

FRED BUTLER
RT. 1
WILDER ID 83676

RE: Water Right No. 63-08853

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

May 19, 1992

FRED BUTLER
RT. 1
WILDER ID 83676

RE: Water Right No. 63-08853

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

April 25, 1989

FRED BUTLER
RT. 1
WILDER, ID 83676

RE: PERMIT NO. 63-08853

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

UNRECORDED

MAY 12 1989

March 15, 1989

FRED BUTLER
RT. 1
WILDER, ID 83676

RE: PERMIT NO. 63-08853

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.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

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

RECEIVED

MAY 12 1989

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 63-8853

FROM: JIM JOHNSON

RE: PRIORITY ADVANCE REVIEW

DATE: 16-MAR-1989

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	MAY 17 1977	137
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 30 1986	120
Exam Fee/Info Sheet Received Date:	JULY 01 1986	182
Exam Fee or Info Due Date:	JUNE 29 1986	180
Days Late:		2 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	MAY 17 1977	137
Total Days Late:		2 DAY(S)
New Priority Date:	MAY 19 1977	139

RECEIVED
MAY 12 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

103-8853
Permit No.

SW NW 33 4N 5W

RECEIVED

MAR - 1 1988

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☐ ~~Computer Data Proof Report~~ *NO*
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index ON 5-26-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index ON 5-26-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

- Required? ☒ yes ☐ no If yes: ☒ copy attached?
Scheduling Letter sent? C4 for BD 6-18-87 (Initial and date)
☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Carter Fritschle 9-3-87 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent Dr 1/13/88 (Initial and date)
Exam Reviewed by Manager of Regional Office Dr 2/19/88 (Initial and date)
Exam Date Entered in Computer _____ (Initial and date)
Exam sent to State Office Dr 2/21/88 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

RECEIVED
MAR - 1 1988

A. GENERAL INFORMATION

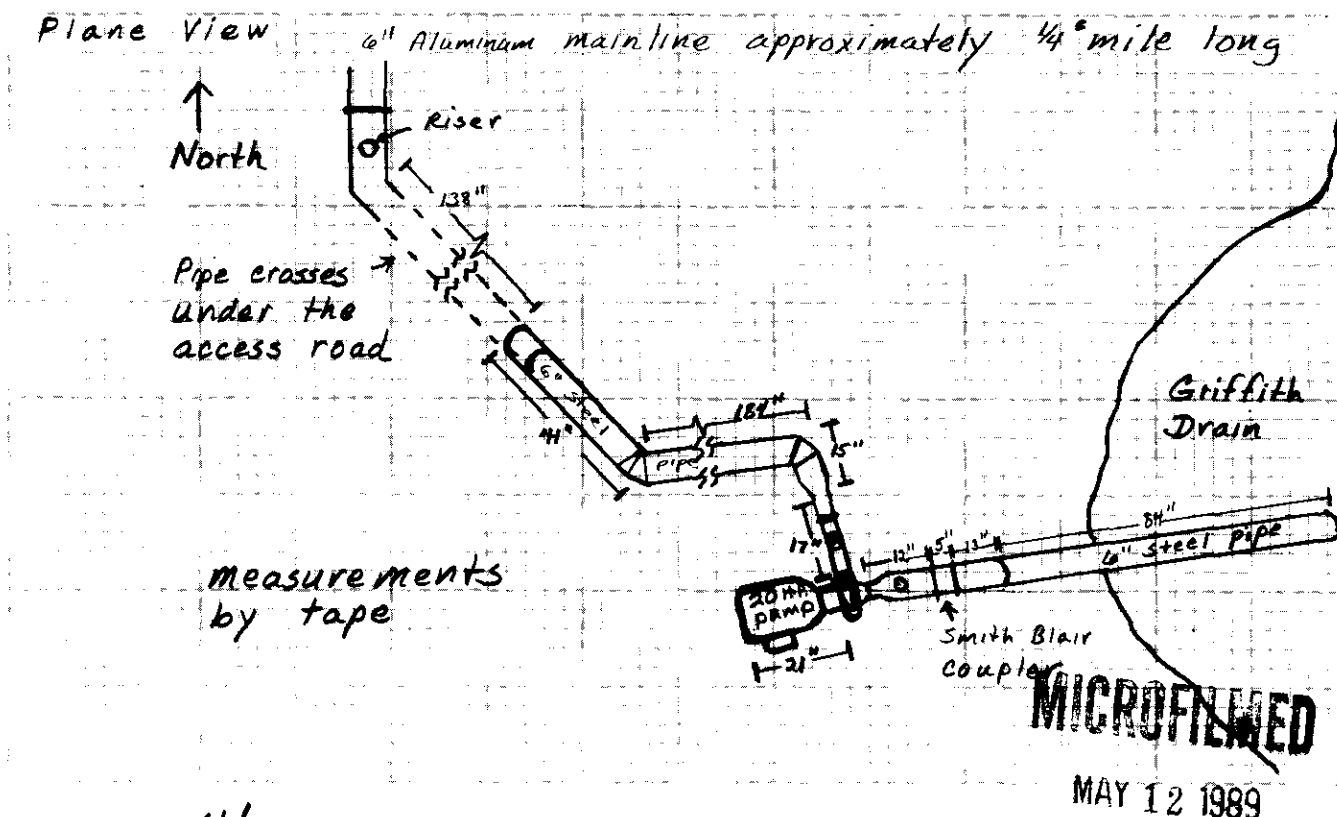
Permit No. 63-8853
1. Owner: Fred Butler Phone No. 482-7723
Current Address: Rt 1, Wilder, ID 83676
2. Accompanied by: Fred Butler EXAM. DATE: 9-3-87
Address: Same as above Phone No. 482-7723
Relationship to Permit Holder: owner
3. Source: Griffith Drain tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with same place of use: surface water from Wilder Irrigation District. ☐ 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



Scale: 1" = 4'

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.)

The system has a 20 H.P. centrifugal pump drawing water from the Griffith Drain. The water is pumped into a 6" steel pipe that runs up the ditch bank and under the access road. On the west side of the access road the steel pipe connects to a 6" aluminum mainline (approx. 1/4 mile long) that runs

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Part Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Century	20	6-321219-01	Berkeley	7743672

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:** 10.7

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	NW	33	4N	5W	Canyon	Aerial Photo

6. **Place(s) of Use:**

Indicate Method of Determination Aerial Photo

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	
4N	5W	33							33										33

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gauge						

2. Measurements:

62 sprinkler heads (Rain Bird, Nelson, Buckner, & Weather Tec) most with 9/64" nozzles at 50 psi
4.04 gpm each (From data for Rain Bird Model 30)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $62 \times 4.04 \text{ gpm} = 250.5 \text{ gpm}$ $\frac{250.5}{448.8} = 0.56 \text{ cfs}$

2. Alternate Method for Checking Purposes:

$$\frac{20 \times 8.8 \times .8}{3 \times 2.31(60)} = 1.00 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 60 psi $\times 2.31 = 138.6 \text{ ft (1)}$; Dynamic pumping level: 3 ft (2)

Total Head: (1) + (2) = 141.6 (3) : Flow rate: 0.56 cfs (4)

Water HP: (3) $\times$ (4) $\div 8.8 = 9.0$ (5)

Meter Input KW: $3.6 \times 28.8 \text{ KH} \times \text{CTR or } \text{MULT} \times \text{PTR} \times 10 \text{ N/} 72 \text{ T} = 14.4$ (6)

Meter Input HP: (6) $\times 1.34 = 19.3$ (7)

Panel Input KW: Ave PF $\times$ Ave Volts $\times$ Ave Amps $\times .001732 =$ (6)

Panel Input HP: (6) $\times 1.34 =$ (7) Efficiency: (5)/(7) $\times 100 = 46.6\%$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 33 \times 4.5 = 148.5 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.56 \times 245 \times 1.98 = 271.6 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 148.5$$

2. Volume Calculations for Other Uses:

RECEIVED
NOV 12 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

North above ground along the East edge of the irrigated land. The aluminum mainline has risers for connecting hand lines. 2 hand lines were operating at the time of the exam. Crops were barley (already harvested) and sugar beets. This water supplements irrigation district water which is sometimes insufficient for the crops being grown.

I. RECOMMENDATIONS

1. Recommended Amounts

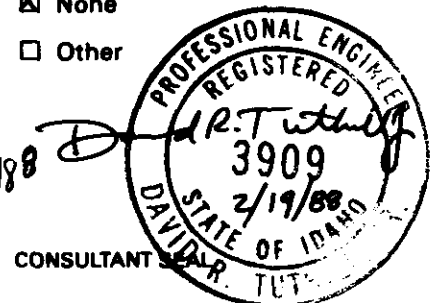
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	0.56	148.5
Totals:			0.56	148.5

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 Carter Fritschle
Signature Carter Fritschle
Certification Date _____
Field Report Preparation Date 9-3-87



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

Condition R 32

NOT FILMED

MAY 12 1989

NOTE - REQUEST REMOVAL OF THE MEAS. DEVICE REQUIREMENT DUE TO LOW FLOW (SPOKE W/PERMIT HOLDER PRIOR TO EXAM - CONCERNING M.D. & WAS INFORMED THAT FLOW WAS LESS THAN .7 CFS). MEAS. .56 CFS.



29
32

T644 A488

A475

T632

T612
A462

T557

T643

T642

T237

T827

A446

P.U.

33.2 ac.

2-8+

3-10.6 P.D.

T237

T830

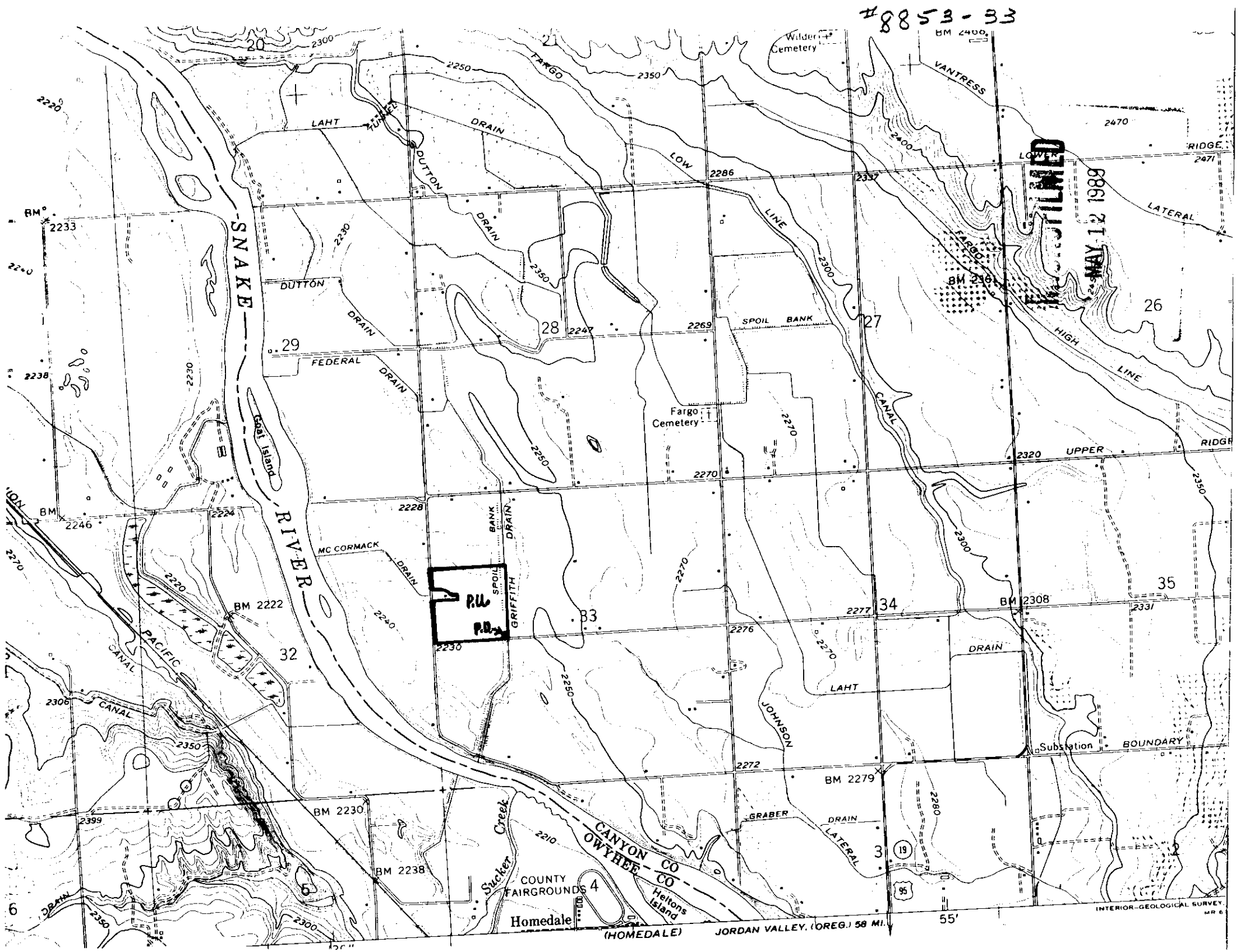
RECORDED

MAY 12 1989

T646

T944

#8853-53



FILMED

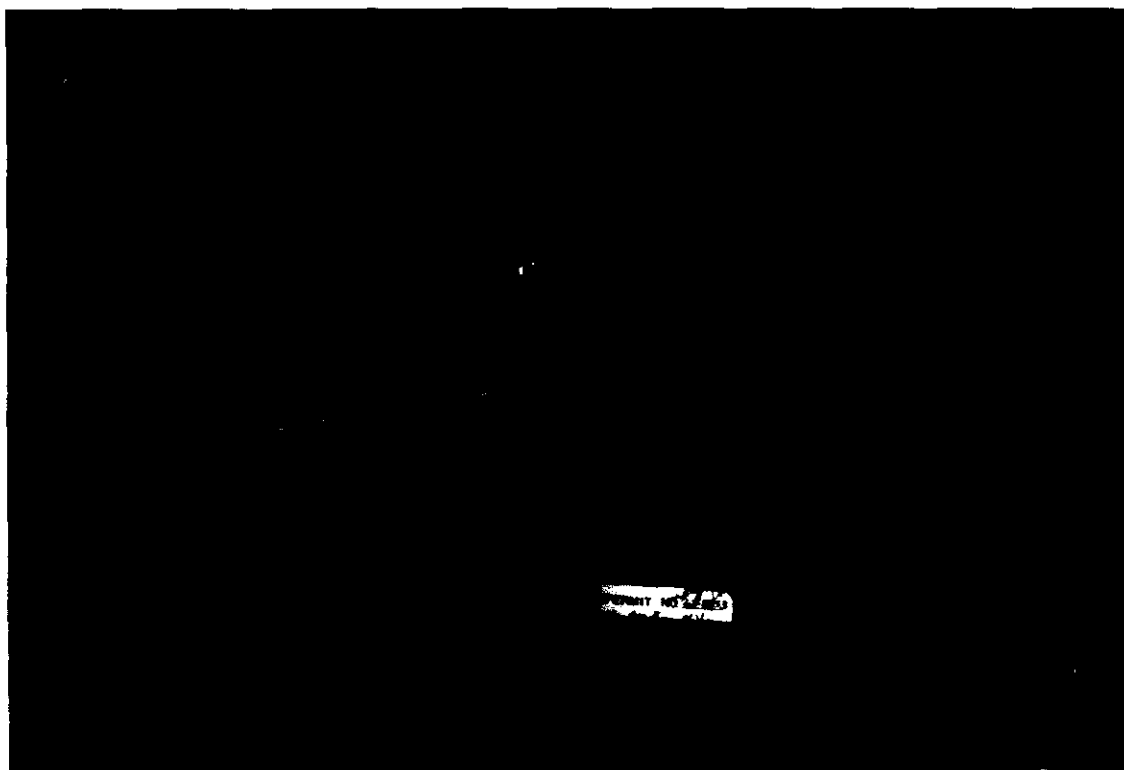
MAY 12 1989

(HOMEDALE)

JORDAN VALLEY, (OREG.) 58 MI.

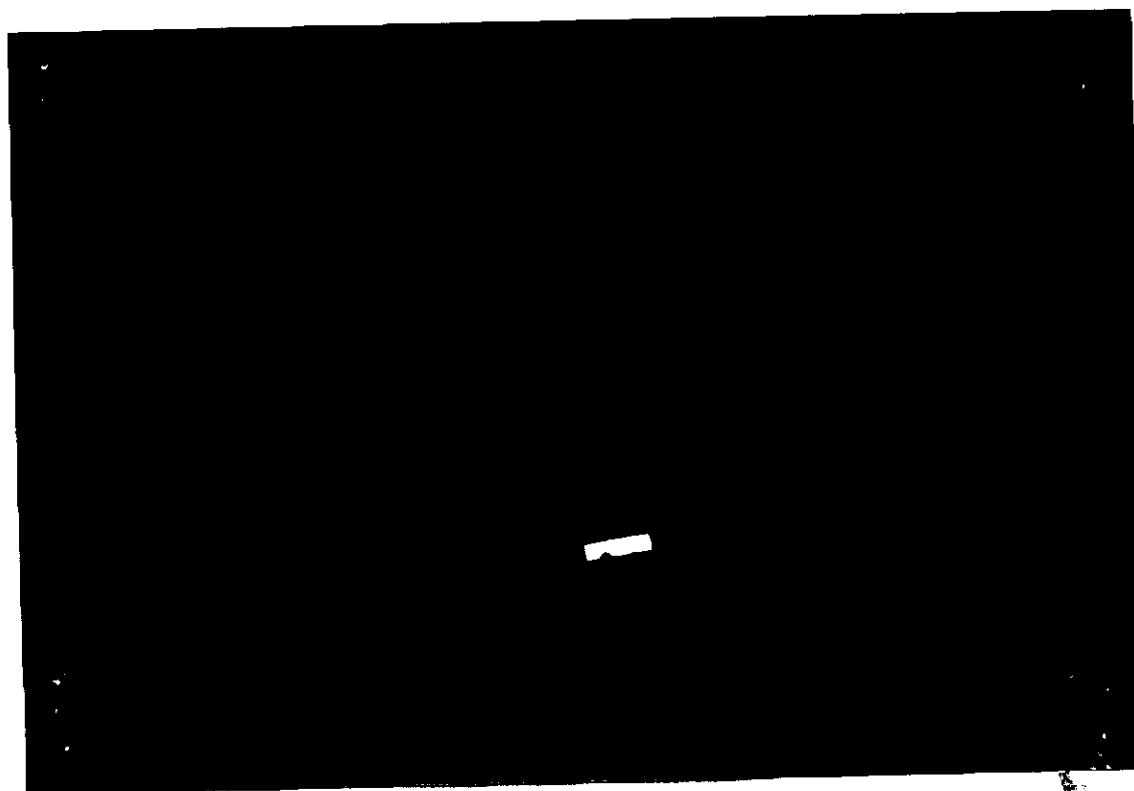
INTERIOR-GEOLOGICAL SURVEY

63-8853



P.D.

Looking North
and down
towards the
Griffith Drain.



P.U.

Looking North-
west from
the South-
east corner
of the SW 1/4
of the NW 1/4
of Sec. 33
Twp 4 N
R. 5 W

REFILMED
MAY 12 1989

4/86

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

Water Resources Division

EXAMINATION FEE INFORMATION

KEYPUNCHED

For Office Use Only *OK*
Fee Received \$100
Date 7-22-86
Receipt # 40472
Receipt by AMR
Sent to S.O. 7/25/86

RECEIVED

MAY 15 1986

1. Permit No. 63-8853

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE: *no incl. Ls*

☐ 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: Fred Butler

3. Post Office Address: Rouge 1

Wilder, Id. 83676 Telephone No. 482-7723

4. Source of Water: Griffith Drain

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 34 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted .80 cfs _____ acre-feet

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

July 82

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

Fred Butler
(Name)

Rouge 1 Wilder 482-7723
(Address) (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.)

5-14-86
Date

Fred Butler
Signature of Permit Holder (and title, if appropriate)

MAY 12 1986

over

Dear Sirs,

I have a letter from your office dated 7-12-82 stating an examiner would be sent to check flow of my water system. No one has ever come to check and now I'm not mistaken, this will cost me \$100 to have this done? Please let me know if this is correct.

Thank you

Fred Butler

MICROFILMED

MAY 12 1989



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

63-8853
EUTLER, FRED
RT. 1
WILDER, ID 83676

Mailing address:
Statehouse
Boise, Idaho 83720

138858

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.~~

MAY 12 1986

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

RECEIVED

MAY 1974

July 21, 1982

Fred Butler
Route 1
Wilder, ID 83676

Dear Mr. Butler:

Re: Permit No. 63-8853

This office acknowledges receipt of the assignment conveying the permit to you. The assignment has been entered into the department's records. A copy of the permit is enclosed for your records.

Also this office acknowledges receipt of the statement of beneficial use submitted for the 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 or a representative may show him the system.

If you have any questions regarding the field examination, please contact our Western Regional office at 334-2190.

Sincerely,

RITA L. FLECK
Sr. Secretary

Enclosures

UNRECORDED

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. 3-8853

Name(s) of Permit Holder: FRED BUTLER

Post Office Address: Box 2 Wilder 83676

Tel. No. 482-7723

Source of Water:

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 40 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Point: 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.

6/28/82
Date

Fred Butler
Signature of Permit Holder

MICROFILMED

Frey Butler

RT 1

WILDER, ID. 83676

PLACE
TEN CENT
STAMP
HERE

MICROFILMED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138845

BUTLER, LARRY
RT. 1
WILDER, ID 83676

APRIL 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8853 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

RECEIVED

3/79

IDENT. NO. 63 8853

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

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Signed
		Transfer Approved
RC	7-16-82	Keypunched by State Office
RC	7-16-82	Assignment coded for
		Proof made "

July 13, 1977

Re: Permit No. 63-8853

Larry Butler
Route #1
Wilder, ID 83676

Dear Larry:

Enclosed is a copy of your approved Application for Permit No. 63-8853. 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

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ 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

____ Pre-permit exam
____ Adjudication Claim
____ Dam Construction
____ Papers Sent

(1) LS 5/18/77

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) LS 5/18/77

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

(10) _____

Comments: _____

(11) CS 6-13-77

Affidavit of Publication received(date) 6-10-77

(12) _____

Final date for protests 6-13-77

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 JJA Date 6-14-77

RECORDED

Supplemental



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 20, 1977

Re: See attached sheet

News-Tribune
P. O. Box 1179
Caldwell, ID 83605

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 13, 1977.

Sincerely,

Bill Submitted

6-13-77

C.S.

RECEIVED

Published in the News-Tribune, Caldwell, Idaho on May 26 & June 2, 1977

NOTICE OF CLAIM TO A WATER RIGHT

63-4499 W. L. Wing

63-4496 Harry L. McConnel

NOTICE OF CORRECTION

63-8709 C. J. Westcott

63-8695 F. M. &/or Wanda White

63-8728 James B. Hurley

63-8683 R. E. &/or Norma M. Maybon

NOTICE OF APPLICATION FOR WATER PERMIT

63-8834 W. H. Grant, Jr.

63-8835 Ray &/or Marciel Sevy

63-8836 C. Albert &/or Marilyn Kratzberg

63-8841 Fair Acres, Inc.

63-8842 W. L. Wing

63-8843 Ernest L. &/or Hazel Pollard

63-8845 C. Grant Peterson

63-8846 Ralph E. Wong

63-8848 George Wright

63-8849 Four G's Inc.

63-8851 Vinson Farms, Inc.

63-8852 Vinson Farms, Inc.

63-8853 Larry Butler

63-8858 J. C. Watson Co.

63-8785 Edward H. Goodson

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that LARRY BUTLER

Route 1, Wilder, ID

has on May 16, 1977 submitted Application No. 63-8853

for a permit to appropriate 0.80 cubic feet per second ~~XXXXXXXX~~

~~XXXXXXXX~~ of water from ~~XXXX~~ Griffith Drain trib. Snake River

by means of pump and ditches

within the SW1/4NW1/4 Sec 33 T4N-R5W B.M., Canyon County

to be used from Mar 15 to Nov 15

for irrigation of 40 acres

within the SW1/4NW1/4 Sec 33 T4N-R5W 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 June 13, 1977.

C. STEPHEN ALLRED

Director

Published in the News-Tribune, Caldwell, ID

on May 26, 1977 and June 2, 1977.