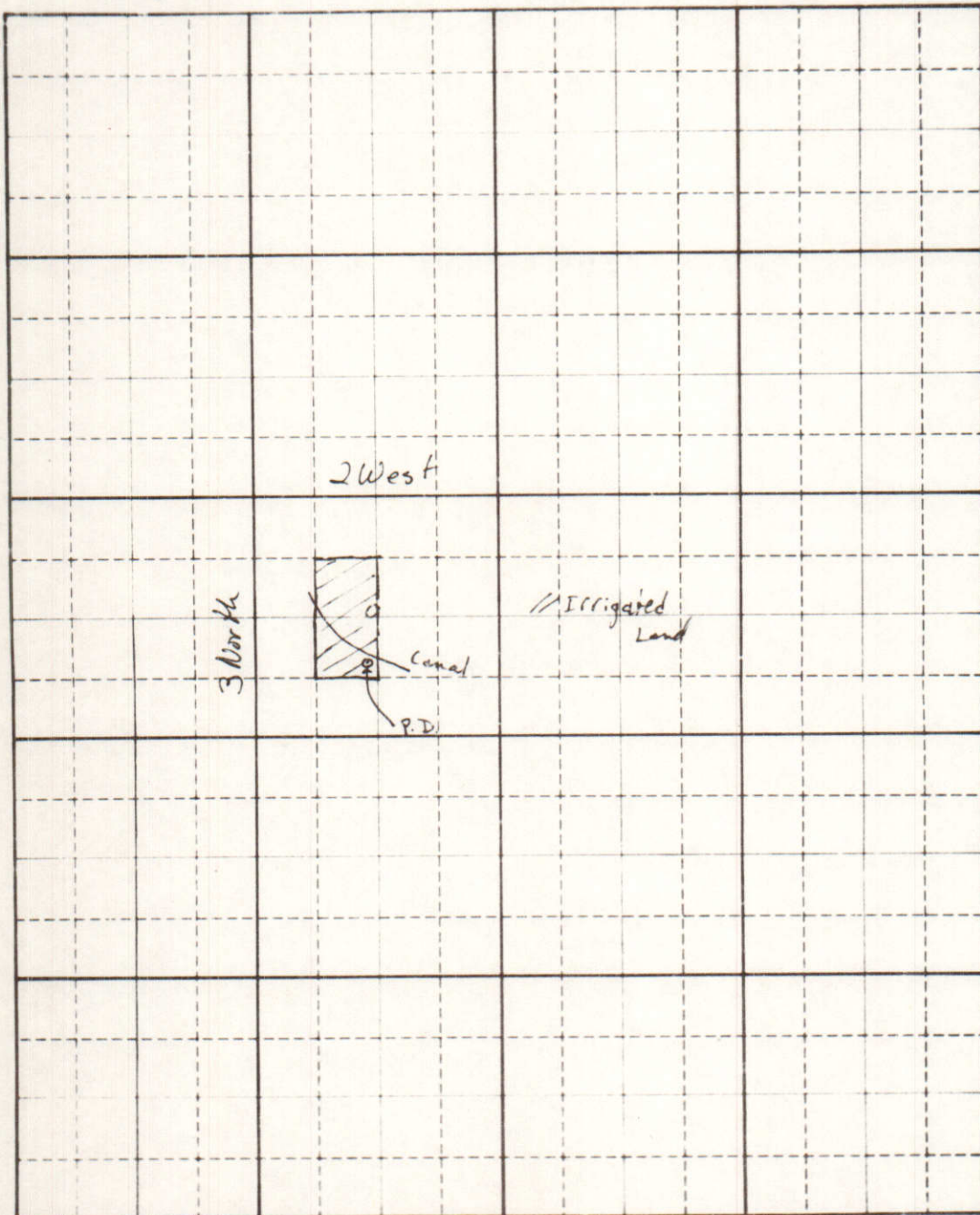


11. Map of proposed project, show clearly the proposed point of diversion, place of use, section number, township and range number

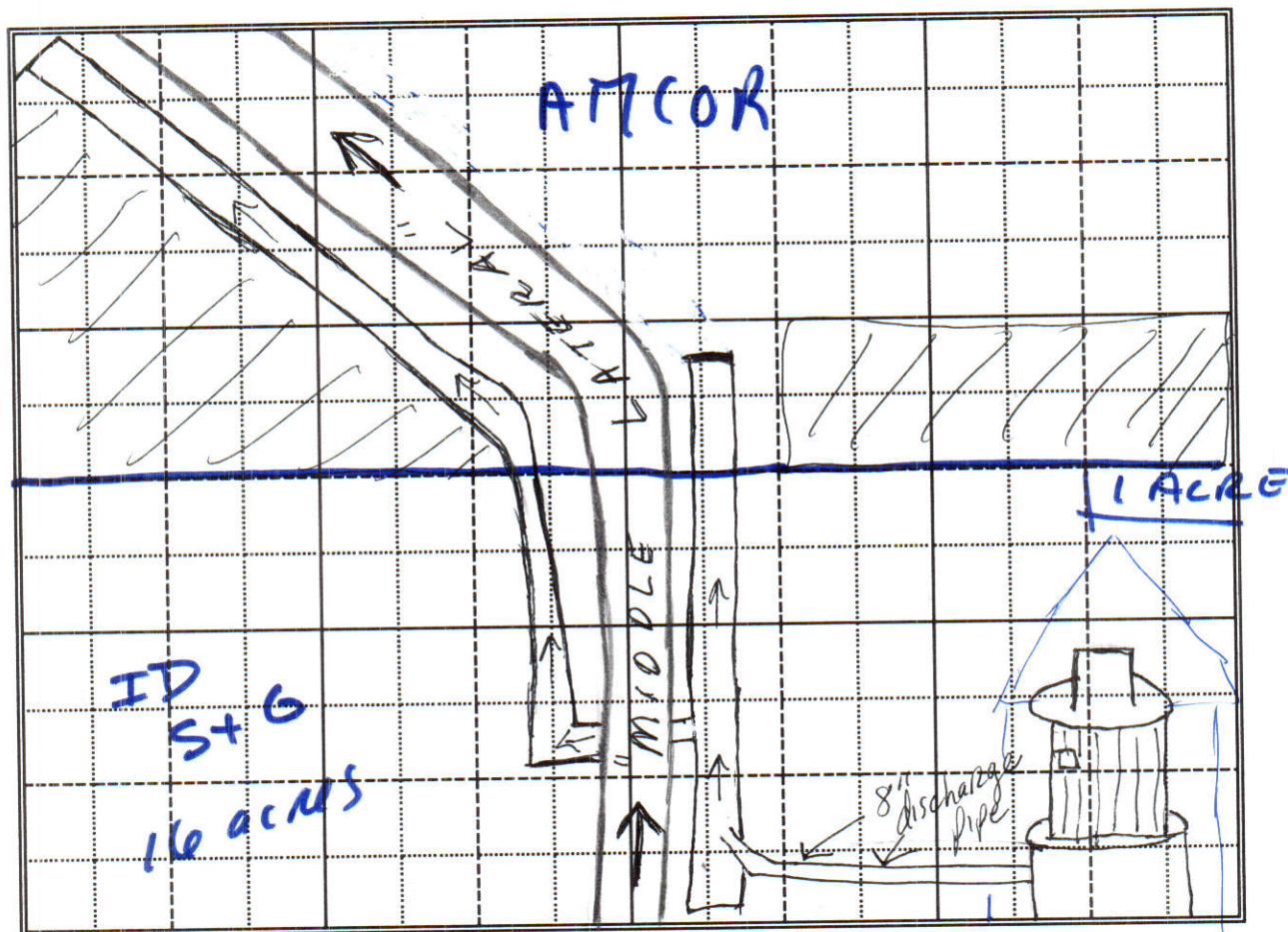


Scale: 2 inches equal 1 mile

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.

[Signature]
(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NOT TO SCALE

☒ Copy of USGS 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)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	General Electric	20	GNJ713288	Wellline	8" discharge

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

D. FLOW MEASUREMENTS

1. NONE

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

2. Measurements: Manufacturer's pump curve

MICROFILMED

AUG 06 1998

63-08802
T3N R2W S.9
POB: SENE SW

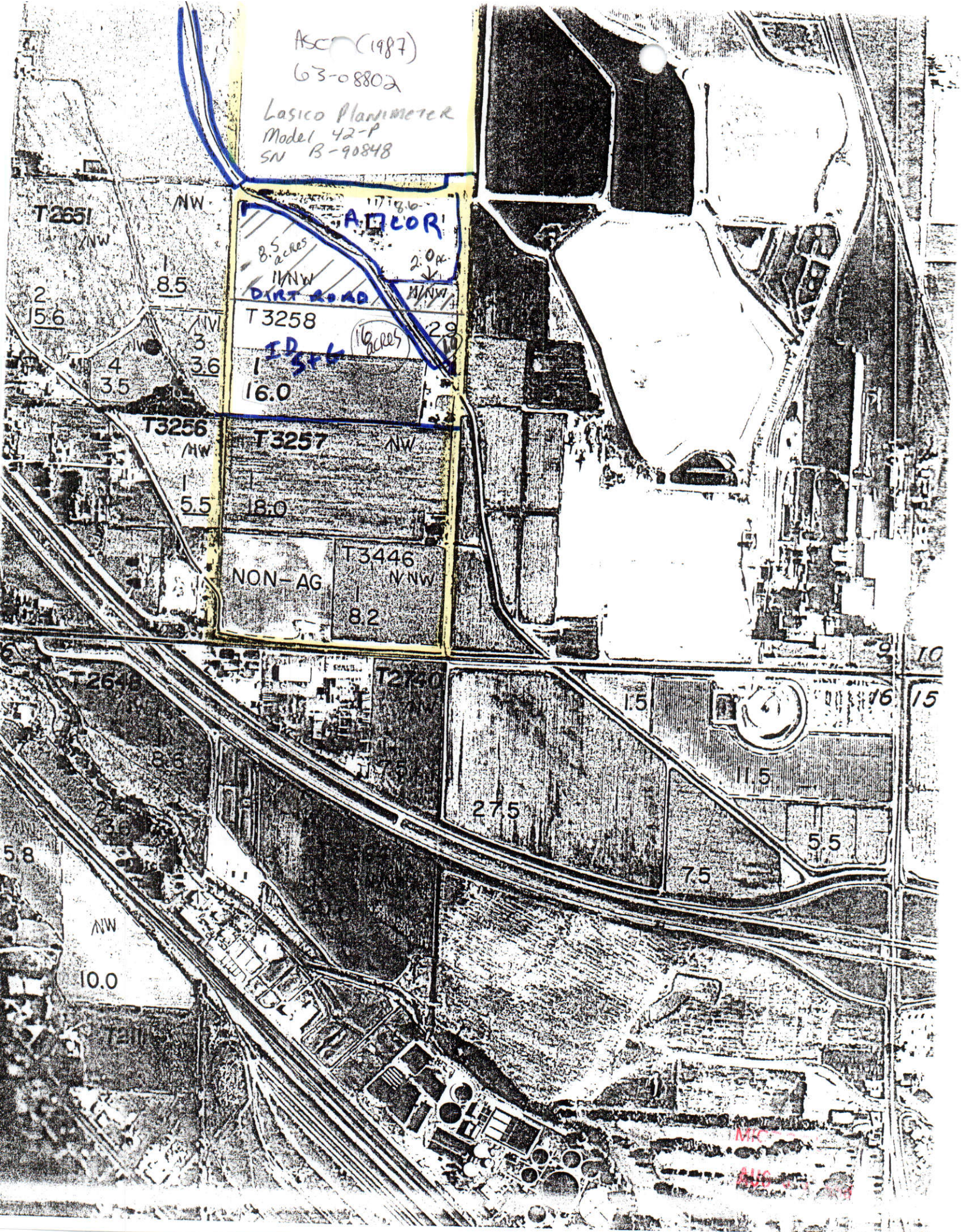
1:24,000
1994 Scanned Aerial PHOTO

PLOT
16 AC

MICROFILMED
AUG 06 1998

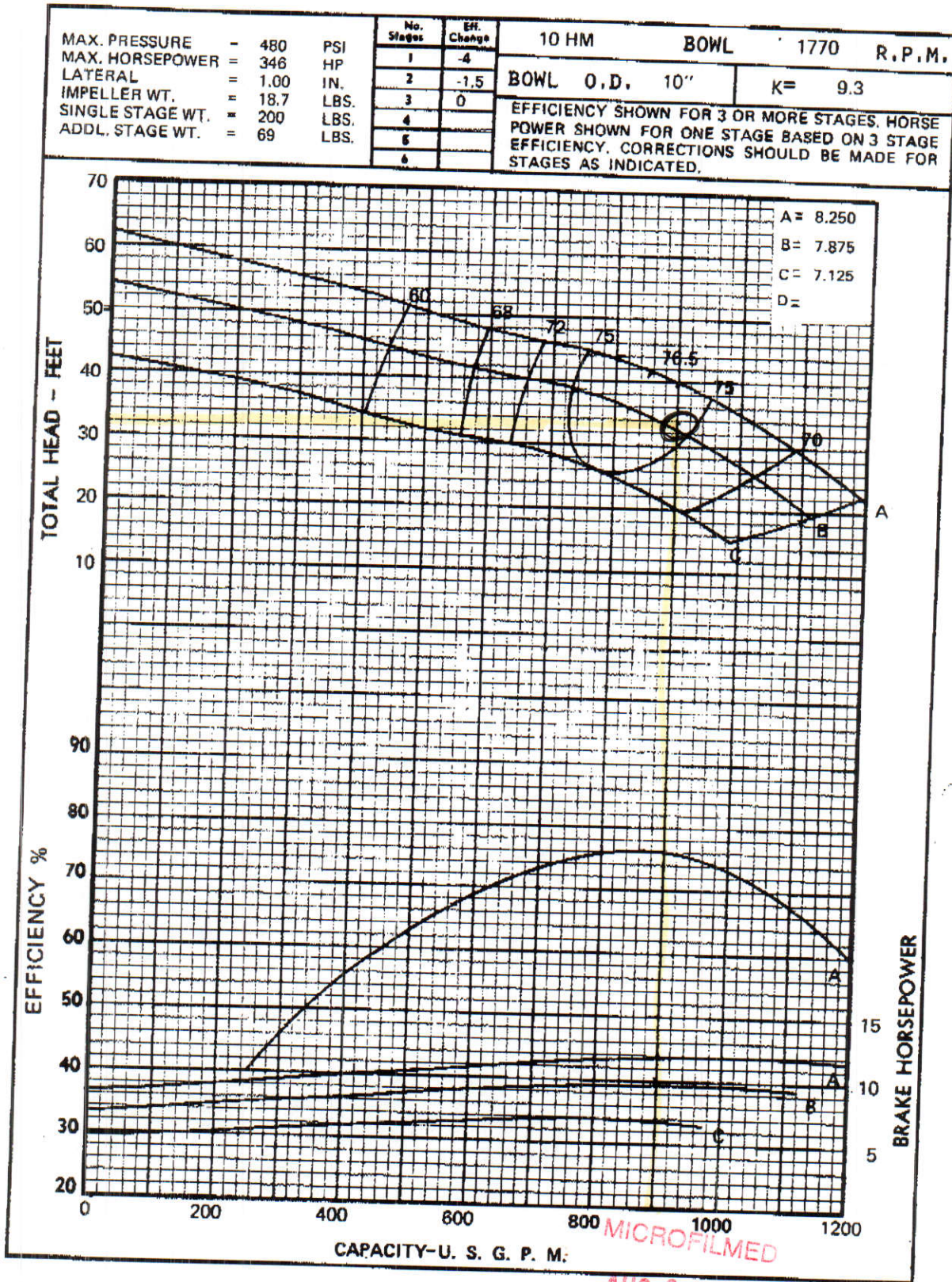
63-08802

Lasico Planimeter
Model 42-P
SN B-90848



PERFORMANCE CURVES

JANUARY, 1974

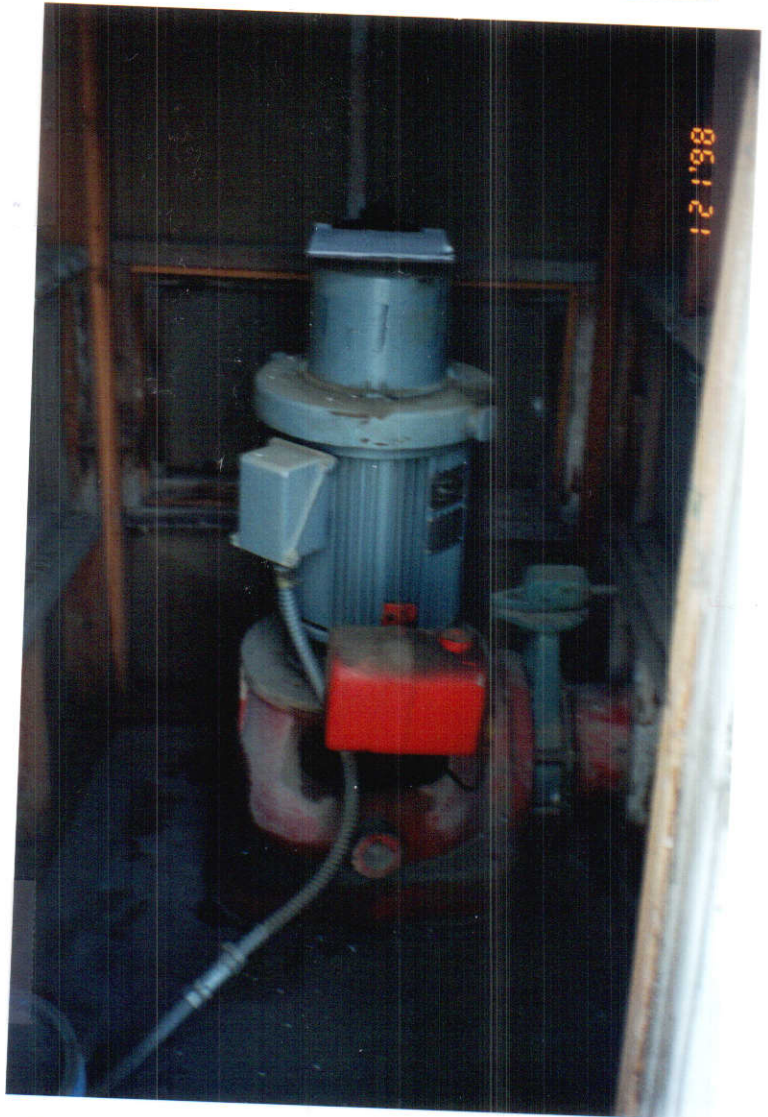


MICROFILMED
 AUG 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS TT Minicucci 01/21/1998
FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S.9

Point of diversion
SENE SW



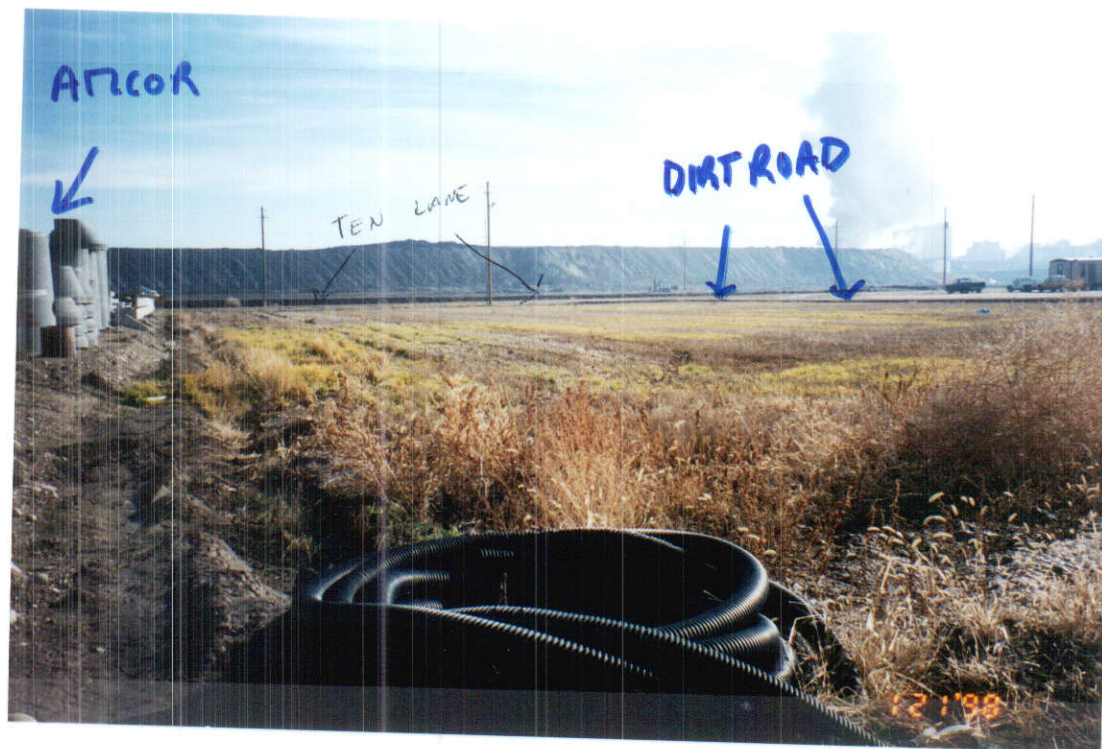
WELL HOUSE
8 inch discharge to
concrete ditch



MICROFILMED
AUG 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS M. Pinicucci 01/21/1998
FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



Field in SE corner of N2NESW. DIRT road is property line. Land south of dirt road no longer irrigated. See ASCS map. Photo taken from NW corner of field - sugar factory in background. DIRT road has filled in the ditch where it crosses. Field is property of AMCOR.



Field on west side of lateral. Photo taken from NW corner of NESW, looking southeast toward sugar factory. Ditch on west side of lateral terminates here, behind photograph. This field is the property of AMCOR.

MICROFILMED
AUG 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS U. Minicucci 01/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



S2NESW,
now sand &
gravel operation,
and owners of
the well. Photo
taken from N
side of property
looking south +
east. No
irrigation.



S2NESW, now
sand and gravel
operation. Photo
taken from N
side of property,
looking south +
west. No
irrigation.

MICROFILMED
AUG 06 1998

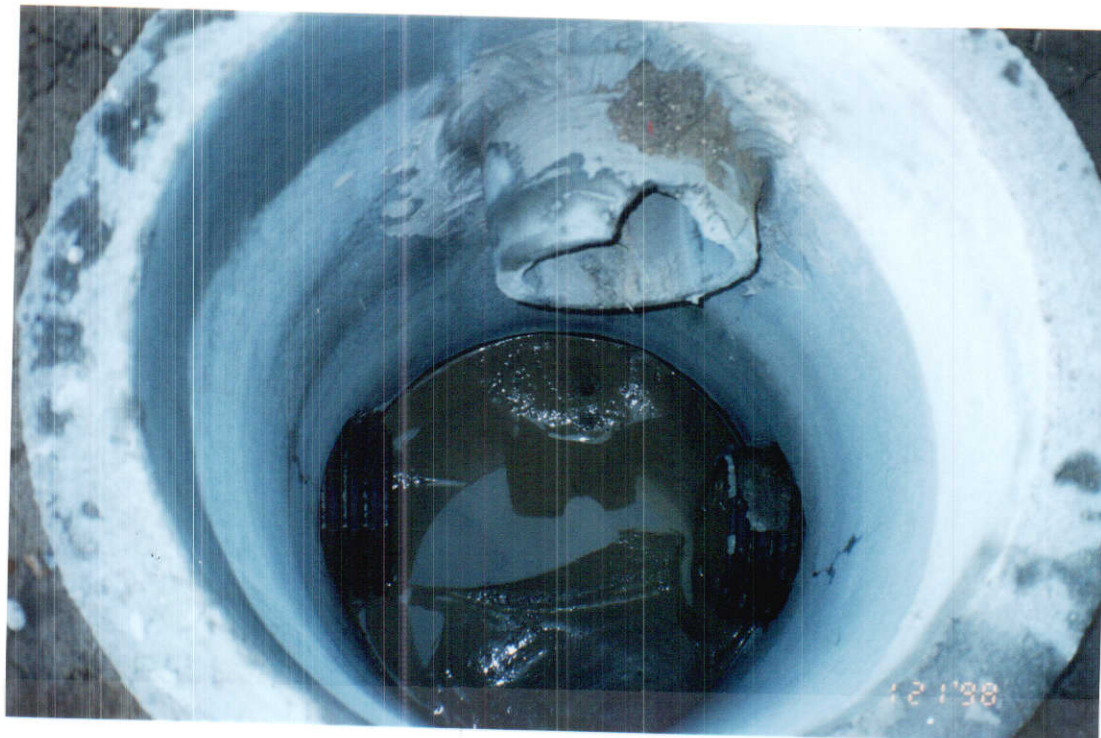


PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 01/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



Line between
NESW + SENW.
Photo taken from
west corner looking
east. Neither
ditch from the
NESW access
the SENW.
Current ditch
originates at
south east
corner of SENW.



Culvert in SE corner
of SENW. Upper
pipe runs to current
ditch which runs
along the south line
of SENW. Black
PVC pipes run
North-South, parallel
to Ten Lane.

MICROFILM
AUG 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS N. Minicucci 01/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



Pipe located in
NE corner of
small field in
SE S2 NESW.
Appears to catch
run-off from
field. One
to
the north



SE NESW
WELL house.
No visible system
to deliver water
to the south.
Well discharge
is to the east
into cement
ditch which
delivers to
NESW only.

MICROFILMED
JUN 06 1998

B/U EXAM SCHEDULING
PHONE MEMO

DATE 01/13/1998

PERMIT # 63-08802

NAME: Paul Glauser

PHONE #: (801) 732-4070

WELL OR PUMP INFO

CASING:

HP:

SWL:

PWL:

SET DEPTH:

PSI:

ACRES IRRIGATED:

SPRINKLER INFO

LINE DIA:

HEADS:

NOZZLE SZ:

STOCK:

DOMESTICS:

OTHER USES:

OTHER RIGHTS:

(FOR BS63 GROUND WATER) SURFACE WATER USED?:

DIRECTIONS:

West of sugar factory $\frac{1}{2}$ mile. Turn N $\frac{1}{4}$ mile

Farmhouse w/out buildings

Local contact: Mike Reece 466-5001

Mr. Glauser will contact Mr. Ogawa



Motor

GE Model 5K6234X7501B

Serial No. 6WJ713288

20 HP 1750 RPM 60 cycle 3 phase

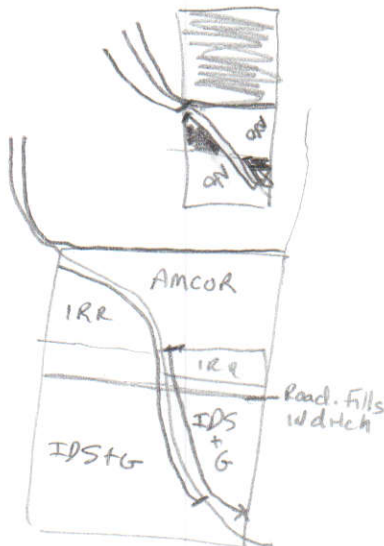
8" Discharge

open discharge to cement ditch

Idaho Sand + Gravel owns $S \frac{1}{2}$ NESW

Would like to pursue that they
bought full permit + put to beneficial
use

Seasonal use for busy season
to be determined.



65
22
130
1300
1430

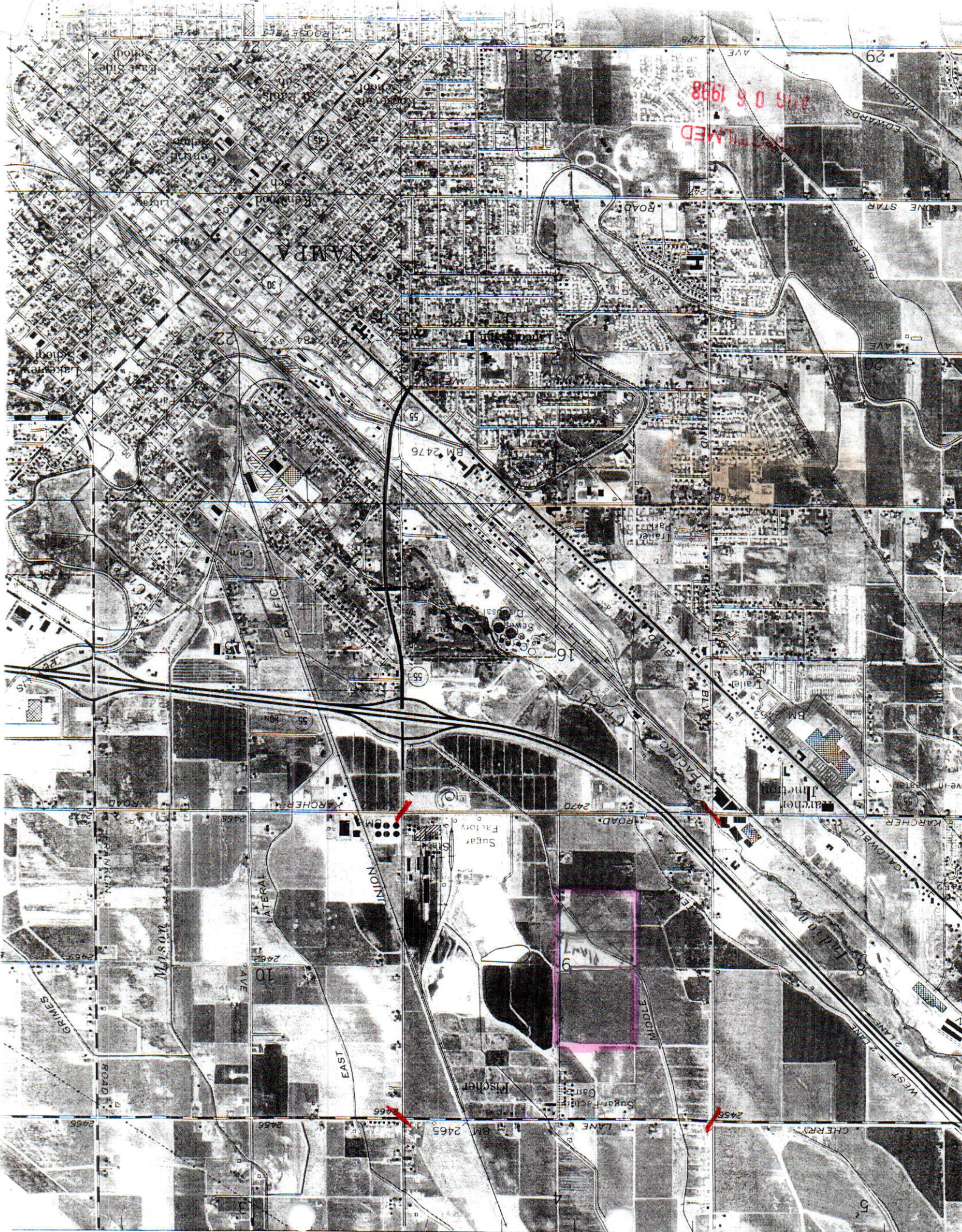
8" discharge into cement ditch. Flows NW + terminates N of
IDSG property. Approx 145 ft from well, water can be diverted
under canal to cement ditch on opposite side. Both ditches
parallel canal. Ditch on west side terminates in NW corner of
NESW

EXAM DATE/TIME: 01/21/1998 10:00

MICROFILMED

EXAMINER

AUG 06 1998



RESTRICTED
2016 06 1998

X56 NAMPA 1981

TO3N1202W 5.9

63-08802

32

33

34

35

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-08802

Priority: August 14, 1992

Maximum Diversion Rate:

0.34 CFS

This is to certify, that JACK B PARSON CO
C/O JACK PARSON
PO BOX 3429
OGDEN UT 84409

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 9, 1977; and has submitted Proof of Beneficial Use on May 3, 1982. An examination indicates that the works have a diversion capacity of 2.010 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	03/15 to 11/15	0.34 CFS	
------------	----------------	----------	--

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 9, Township 03N, 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>
03N 02W 9	NESW 17			17

Total number of acres irrigated: 17

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
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 shall 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 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

MICROFILMED

AUG 06 1998

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 63-08802

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 76.5 af at the field headgate for the lands above.
8. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

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 24TH day of JULY, 1978.


Acting for KARL J. DREHER, Director

MICROFILMED
AUG 06 1998

WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
ORIGINAL APPLICATION	63-08802	OGAWA, YOSIE	1.60
FULL ASSIGNMENT	63-08802	PARSONS CO., JACK B.	1.60

MAY 6, 1998

UNRECORDED
MAY 15 1998

JAN 22 '98 04:43PM JACK B PARSON CO.

RECEIVED

P.2/2

CS/93

MA 14 1998

25.00 Fee
Receipt C 042203
5.4.98

RECEIVED

JAN 29 1998

State of Idaho
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

ASSIGNMENT OF PERMIT
To change the ownership of a permit

RECEIVED

JAN 28 1998

WATER RESOURCES
WESTERN REGION

I, Yoshie Ogawa (Permit Holder), hereby assign to Jack B. Parson Co.
of JBP P.O. Box 3429 Ogden, Utah 84409 (Full Address) (301) 732-4070 Paul Blausen

All my right, title, and interest in and to Permit No. 63-08802 & A63-28502
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. 63-08802 to appropriate the public waters of the State of Idaho.
A63-28502

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

~~Township 3N Range 2W Section 9 NE 1/4 of SW 1/4 15 acres~~

~~0.40 CFS~~

~~Township 3N Range 2W Section 9 NE 1/4 of SW 1/4~~

~~0.04 CFS~~

Made this 23 day of JANUARY, 1998.

Yoshie Ogawa
Permit Holder(s)

State of Idaho)
County of Canyon) SS

On this 23rd day of JANUARY, 1998, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

PATRICK M. ARMSTRONG

Notary Public

SEAL

Patrick M. Armstrong

Signature

My commission expires: 3/12/2002

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF LAPSED PERMIT)	
NO. 63-08802 IN THE NAME OF)	ORDER OF
YOSIE OGAWA)	REINSTATEMENT
_____)	

This matter having come before the Idaho Department of Water Resources (Department), the Department finds as follows:

FINDINGS OF FACT

1. On July 12, 1977, the Department of Water Resources issued Permit No. 63-08802 in the name of Yosie Ogawa (permit holder) with a condition of approval that proof of construction of works and application of water to beneficial use (proof) be submitted to the department on or before July 1, 1982.

2. On May 3, 1983, the permit holder submitted proof of beneficial use of water for the permit.

3. On April 30, 1986, the department corresponded with the permit holder advising that newly enacted House Bill 671 (effective April 4, 1986) required the submittal of a field examination report prepared by a certified water right examiner or a license examination fee before the department could conduct a field examination to determine the extent of beneficial use made of water by the permit holder. The permit holder did not respond.

4. On April 30, 1987, the department sent a lapse notice to the permit holder rejecting the proof, since the permit holder had not submitted the license examination fee or a field examination report prepared by a certified water right examiner.

5. On August 14, 1982, the permit holder submitted a second proof together with a license examination fee seeking reinstatement of the lapsed permit.

6. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

5. The permit holder has made a sufficient showing that water has been applied to beneficial use during the authorized development period by submitting the earlier proof in May 1983 and that there was misunderstanding concerning the proof and license fee requirement.

CONCLUSIONS OF LAW

1. The permit holder has submitted sufficient information for the department to reinstate the permit.

2. The department should reinstate the permit with the priority of the permit advanced to the date the proof and license examination fee were submitted to the department.

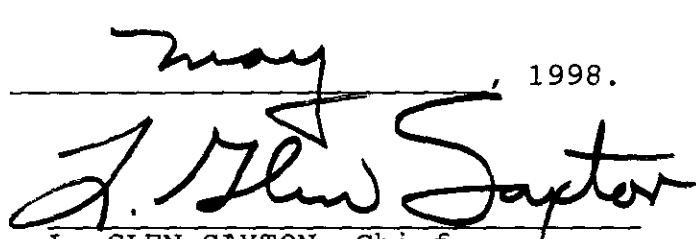
3. The permit can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 63-08802 is **REINSTATED**.

IT IS FURTHER ORDERED that the date of priority of the permit is advanced to **AUGUST 14, 1992**.

Date this 6th day of May, 1998.


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
MAY 15 1998

Submitted for
EXAMINATION
FEE (REINSTATEMENT)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-8802 Telephone No. 466-2885
2. Name(s) of Permit Holder(s): Yosie Ogawa
3. Mailing Address: 16265 Ten Lane Caldwell Id 83687
4. Source of Water: groundwater

If GROUNDWATER, Well Driller's Name: Layne Pump Co. Date Drilled: 1977

OPTIONAL:

Pump horsepower: 10? Pressure (psi): ? Dynamic pumping level (ft.): ?

5. Extent of Use (as authorized by the permit):

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

Irrigation 20 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted ~~10~~ .40 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes X No Installed? _____ Yes X No

OR
Flow Measurement Port: Required? _____ Yes X No Installed? _____ Yes X No

8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Same as above
Name _____ Telephone No. _____

Address _____

10. 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.

8/14/92 Yosie Ogawa
Date Signature (and title, if on behalf of a company or organization)
MAY 15 1998

Identification No. _____

Application No **63-0002**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

- 1 Name of applicant Yosie Ogawa Phone: 466-2886
post office address 1608 Walnut Street Caldwell, ID 83605
- 2 Source of water supply groundwater which is a tributary of _____
- 3 a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9 Township 3N
Range 2N 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 1.6 for irrigation 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. 1.6 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 12 inches; proposed depth of well is 75 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 25,000.
8. Description of proposed uses:
a. If water is used for irrigation:
The number of acres of land of water _____ % of _____ % of Section _____ Township _____
Range _____ B.M. _____
The number of acres of water _____ to be used _____ feet of head.
The number of acres of water _____ to be used _____
The number of acres of water _____
The number of acres of water _____
The number of acres of water _____

If water is for irrigation, list 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	
3N	2W	9							40	40									80

Total number of acres to be irrigated. 80

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

Pioneer Irrigation District

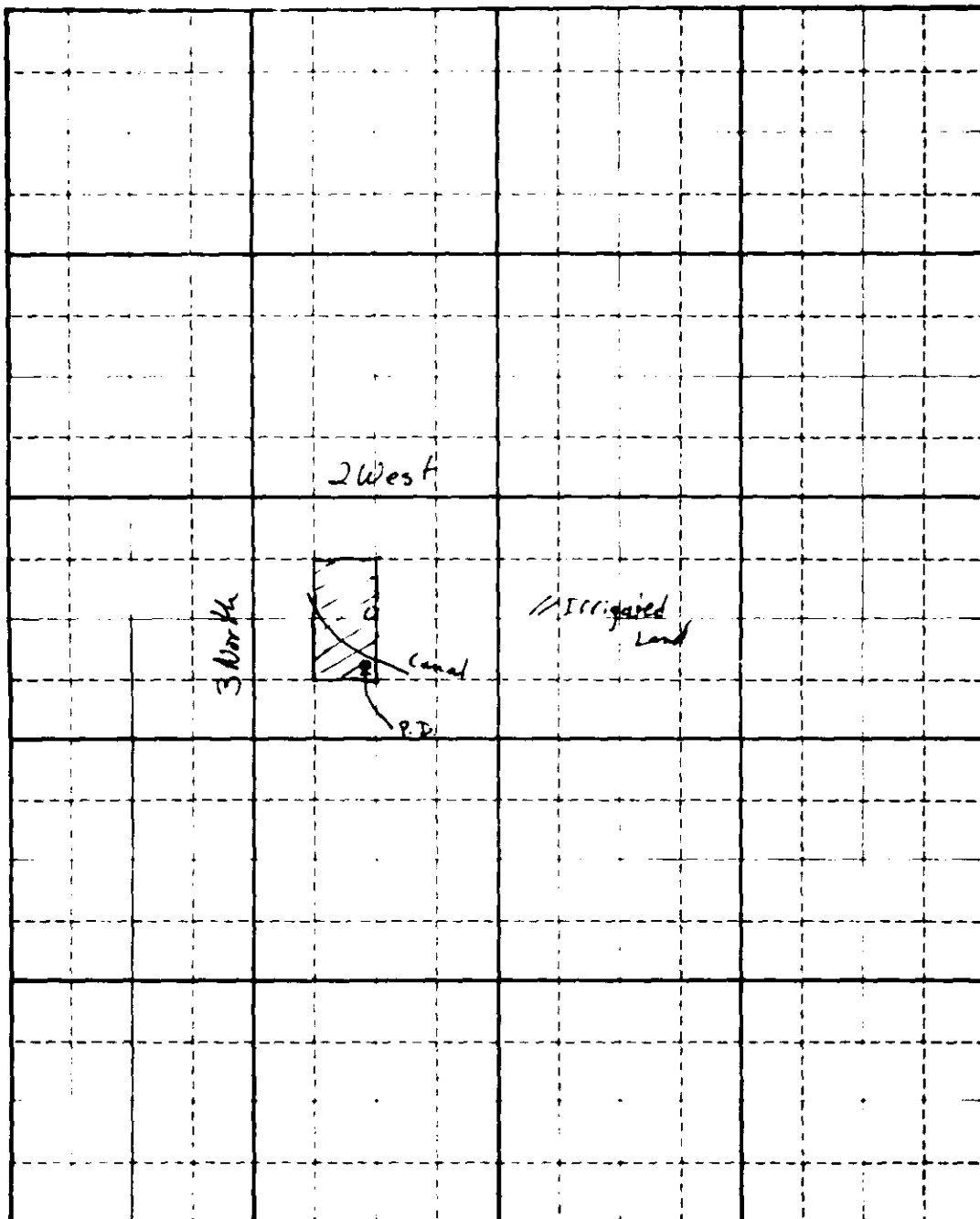
9. a. Who owns the property at the point of diversion Applicant

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 This is supplemental to Pioneer Irrigation District water.

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.

[Signature]

5/9/77

Received from Mr. [illegible]
[illegible]
[illegible] # [illegible]
[illegible] 13 [illegible]
[illegible] [illegible]
[illegible] May 11, 1977
[illegible]

[illegible]

[illegible] forwarded to [illegible]

[illegible]

Date

Received by [illegible]

Approved

[illegible]

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

That I, the Director, Department of Water Resources, do hereby approve the [illegible] of the State of
California, [illegible] 63-8802 [illegible] hereby **APPROVED**

Approval of this application is subject to the following conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 82.
- Other A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
The rate of diversion of water for irrigation under this permit
and all other water rights on the same land shall not exceed 0.02 cubic
feet per second for each acre of land.

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


Deputy Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 63-0002

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

1997

) 35.

1

[illegible]

It is noted, this person will be subject to all anti-water rights. Persons opposing the granting of the permit should contact the Director of the Mining Department of Water Resources, 21 State Cole Blvd., Reno, Nevada 89501 or before June 1, 1977.

C. STEPHEN ALLRED
Director
May 29, 1977.

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.

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

OK 128
6-2-77

May 10, 20, 1977

26th day of May 1977

Mr. Ambassador, Foreign Area 29, 1970



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JACK B PARSON CO
C/O JACK PARSON
PO BOX 3429
OGDEN UT 84409

RE: WATER RIGHT NO. 63-08802

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

AUG 06 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

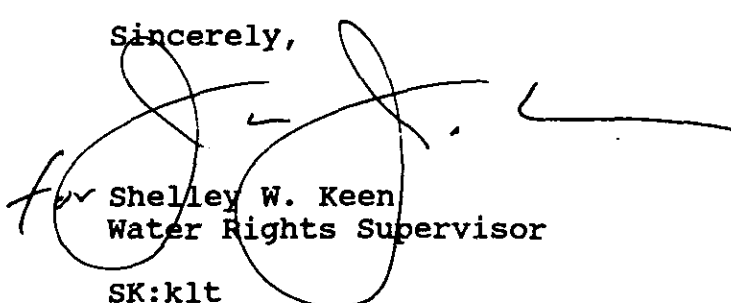
- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

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The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,



for Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

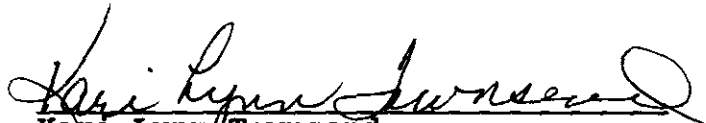
AUG 06 1998

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of July, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 63-08802

JACK B PARSON CO
C/O JACK PARSON
PO BOX 3429
OGDEN UT 84409


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 06 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-08802 DATE 6/26/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/41/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate 1.60 cfs
 Fee limit 1.00 cfs \$1000
 Measured — cfs
 Theoretical 2.01 cfs pump curve
 Recommended Total Div Rate .34 cfs

WATER USES	<u>OK</u>	Change (P46)	
<u>Surf.</u>	<u>.34</u> cfs	<u>17.45</u> af	Irrig - overlap (R58/R61, R62/R63, R66/R69)
_____	_____ cfs	_____ af	supp. gw (WB7/065/079)
_____	_____ cfs	_____ af	overlap spec. combined rts (W35)
_____	_____ cfs	_____ af	<1acre (W31)
_____	_____ cfs	_____ af	Domestic (W01/WB5/070/071/075)
TOTALS	<u>.34</u> cfs	<u>76.5</u> af	Power (W42 or W43/025/027/R22 or R23)
			Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .34 cfs X 246 days X 1.98 = 165.6 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no SRBA Claim yes Adjust Memo _____
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 26 1998
Department of Water Resources

A. GENERAL INFORMATION (IDAHO SAND + GRAVEL)

Permit No. 63-08802

1. Owner: JACK B PARSONS COMPANIES Phone No. (801) 732-4070

Current Address: PO Box 3429 Ogden UT 84409

2. Accompanied by: Paul Glauser EXAM DATE: 01/21/1998

Address: _____ Phone No. (801) 732-4070

Relationship to Permit Holder: Employee

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-02529, 63-02891 (both Pioneer Irr Distr)

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NE	SW	9	3N	2W	Canyon	Scanned Aerial Photo (07/1994)

2. Place(s) of Use:

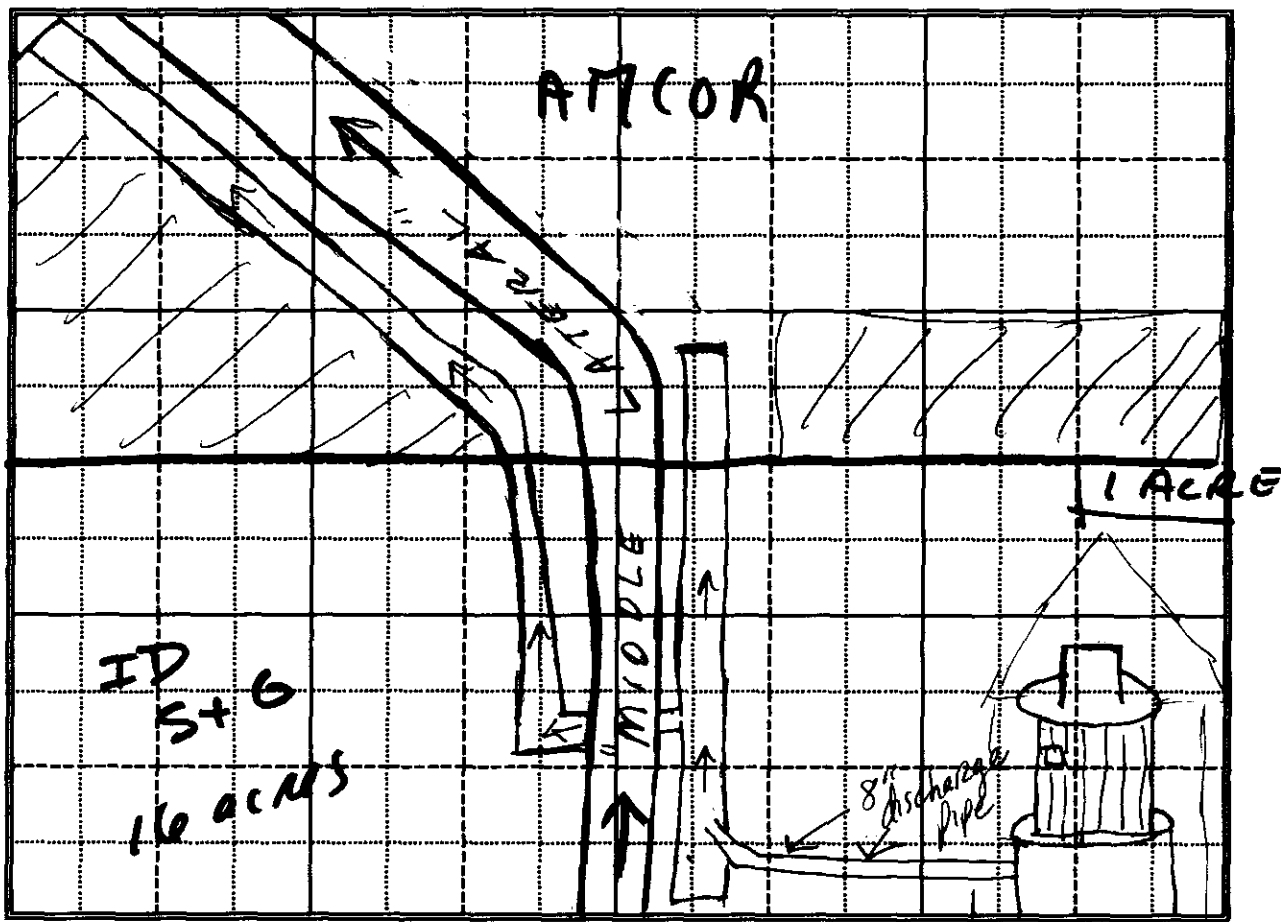
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	2W	9									17								17

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AUG 06 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NOT TO SCALE

☒ Copy of USGS 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)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	General Electric	20	GNJ713288	Wellline	8" discharge

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

D. FLOW MEASUREMENTS

1. NONE

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

2. Measurements: Manufacturer's pump curve

NOT RECORDED

AUG 06 1998

NOTE: Check & REINSTATEMENT 70001 priority date to 8/14/1992.
Exam fee was - WRITTEN 8/14/1992. (Circled dated 5/16/1998).

E. NARRATIVE/REMARKS/COMMENTS

Well is located in SENESW on north side of lateral which runs through the property, right next to Ten Lane.

The well discharges through an 8" open pipe to an open ditch on the east/north side of the lateral. This ditch parallels the lateral through the IDS+G property.

Approximately 145 ft from the well, water can be diverted from the ditch, under the lateral, and into a ditch which parallels the lateral on the west/south side. This second ditch terminates in the NW corner of the NESE. Another ditch runs along the south border of the SENW.

The water in this ditch does not come from the well in the SENESW as per field exam. Mr. Ogawa (original permit owner) confirmed that the SENW was never irrigated with water from this well - a delivery system was never developed to that Q. See photos for tracing of ditch on south line of SENW.

Amcor, Inc., a cement plant, owns the N2NESE. The land west of the lateral ^{in that location} was found irrigated during the field exam.

Idaho Sand & Gravel owns the S2NESE. This entire parcel, with the exception of a small piece in the NE corner (of S2NESE) is now a sand and gravel operation. The 1987 ASCS map shows irrigation as does the 1994 scanned air photo. Mr. Glauser indicated that his position is that his company bought the full permit and will be able to put that amount to beneficial use at the sand and gravel operation.

As per 1987 ASCS photo, there were 17 acres of irrigation on the IDS+G property. These acres are confirmed with the 1994 air photo. These acres are recommended as proof of beneficial use.

Have conditions of permit approval been met? ☐ yes ☒ no No measuring device or access point

was submitted 05/03/1982. Recommendation includes only those acres owned by Idaho Sand & Gravel. Additional acres are owned by Amcor, Inc. Amcor has NOT indicated any interest in this permit. Original permit owner filed in SRSA on 15 acres. USE developed and used as supplemental source.

MICROFILMED

AUG 06 1998

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

Pump curve, provided by Layne of Idaho, shows 900 GPM, 2.01 CFS.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 17 \times 45 = 76.5 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .34 \times 245 \times 1.9835 = 165.23 \text{ AF}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 76.5$$

2. Volume Calculations for Other Uses:

H. 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	.34	76.5
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			.34	76.5

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

I. AUTHENTICATIONField Examiner's Name Heather Date 4/7/1998

Reviewer _____ Date _____

SEAL

MICROFILMED

CONVERSATION MEMORANDUM

DATE 01/22/1996

FILE 63-08802

NAME OF PARTY Yosie Ogawa

EMPLOYEE D. Minicucci

RE: Mr. Ogawa called to discuss the well and irrigation development of this permit.

Mr. Ogawa said the well is 200 ft deep. Layne Pump did the installation and should be able to provide a pump curve.

The northern-most 40 acres of the permit never had well water. The 20 acres were sold to Amcor and have not been irrigated. The only remaining irrigation is on the land owned by Idaho Sand and Gravel.

[Amcor ~~was not~~ has a license (63-10257) for industrial use for .56 CFS. Beneficial use proof was submitted 07/09/1985]

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AUG 06 1998

63-08902
T3N 22W S.9
100' SENE SW

1:24,000
1994 Scanned AIRPHOTO

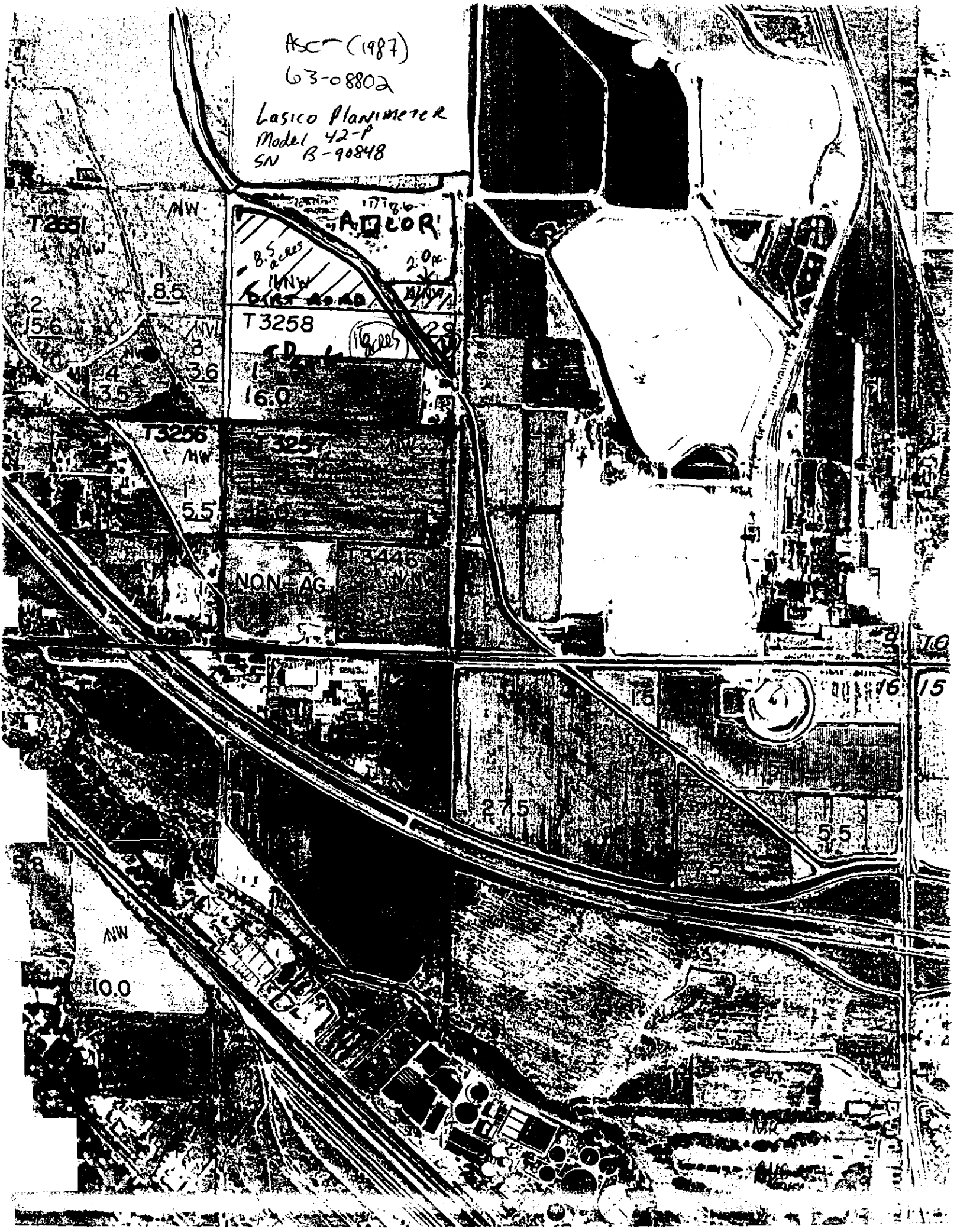


AUG 06 1994

ASC (1987)

63-08802

Lasico Planimeter
Model 42-P
SN B-90848



UGAWA
SINGER
WATER RESOURCES

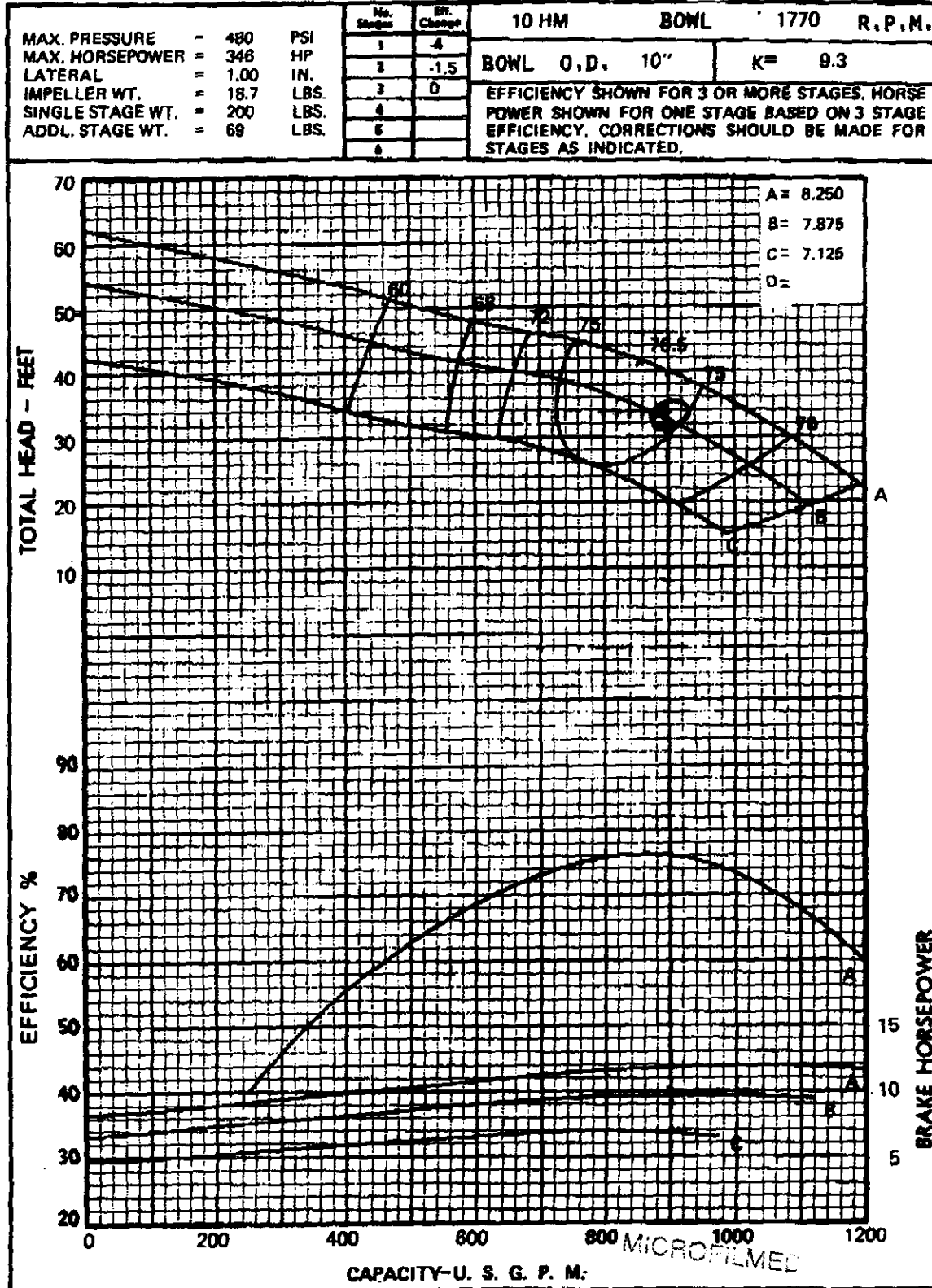
20 HP
9006PM @

4 TDH
SINGER
WellLine

SECTION 400
PAGE 133

PERFORMANCE CURVES

JANUARY, 1998



IDAHO DEPARTMENT OF WATER RESOURCES
WELL INSPECTION FORM

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: 63-08802
2. OWNER: JACK & PARSONS CO. (Idaho Sand + Gravel) Phone: (801) 732-4070
Address: PO Box 3429 Ogden UT 84409
3. WELL LOCATION: Twp 3N, Rge. 2W, Sec. 9, NE 1/4 SW 1/4
County Canyon (Provide sketch map and photo on reverse.)
4. DRILLER: _____ Lic. No. _____
When Drilled? UNKNOWN -
5. WELL CONSTRUCTION:
Casing Diameter 8 inches Water tight cap? ☒ Yes ☐ No Access Port: ☐ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing _____ ft. Method Drilled _____
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☐ Yes ☐ No
Condition of Piping and Valving _____
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water _____ ft. Water Temperature _____ °F
Flowing Artesian ☐ Yes ☐ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☐ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☐ Domestic ☒ Irrigation ☐ Stock ☐ MICROPIPING
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used AUG 06 1998
☒ Other: IDSG seeks to transfer use to INDUSTRIAL

FIELD EXAM PHOTO INDEX SUMMARY

Date: _____

Roll No.: _____

Photographer: TTTTINICUCCI

PHOTO NO.	SUBJECT
1	IDSTG POD
2	Discharge INTO cement ditch
3	# line btwn SENE + NESW looking E. IRR on left Factory on RT
4	IRR? W of canal + N of IDSTG
5	Gravel operation W From top of dirt pile IN center of NESW
6	" To
7	" E
8	Diversion IN SE corner of SENE Black pipe run N-S other pipe to cement ditch to field wraps around small parking lot/drainway
9	
10	Siphon IN NE corner of small area parcel btwn gravel + ANKOR. UNKNOWN SOURCE
11	Well house, UNKNOWN PIPE STRUCTURE, 8" CULVERT See next photo
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	

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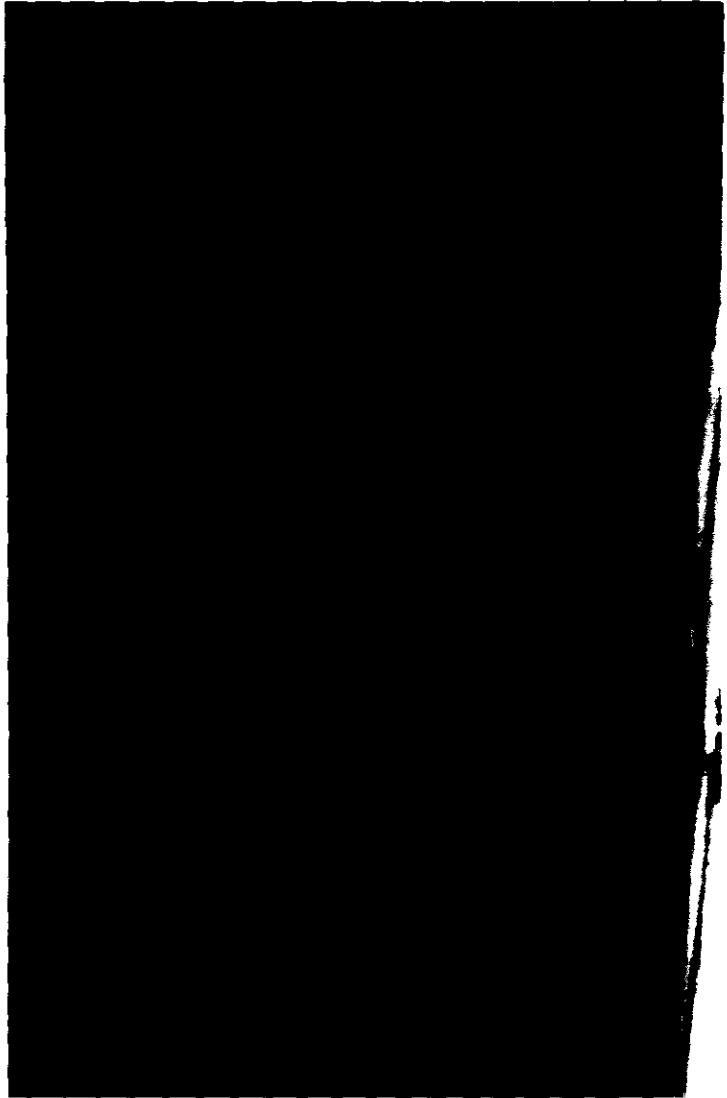
AUG 06 1968



PHOTOGRAPHER AND DATE OF PHOTOS TT Ninivucci 01/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S.9

Point of diversion
SENESW



WELL HOUSE
8 inch discharge to
concrete ditch



MICROFILMED
AUG 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 01/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



Field in SE corner of N2NESW. DIRT road is property line. Land south of DIRT road no longer irrigated. See ASCS MAP. Photo taken from NW corner of field - sugar factory in background. DIRT road has filled in the ditch where it crosses. Field is property of ARCOR.



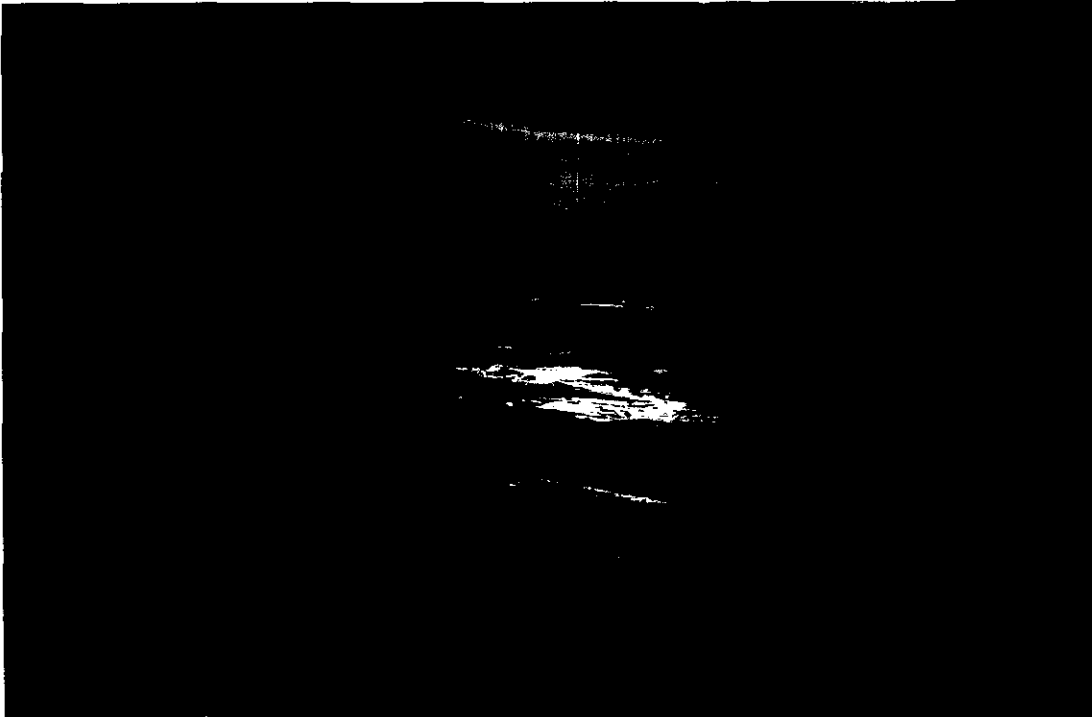
Field on west side of lateral. Photo taken from NW corner of NESW, looking southeast toward sugar factory. Ditch on west side of lateral terminates here, behind photograph. This field is the property of ARCOR. M.D. FILMED

AUG 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS Pl. Minicucci 01/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



S2NESW,
now sand &
gravel operations,
and owners of
the well. Photo
taken from N
side of property
looking south +
east. No
irrigation.



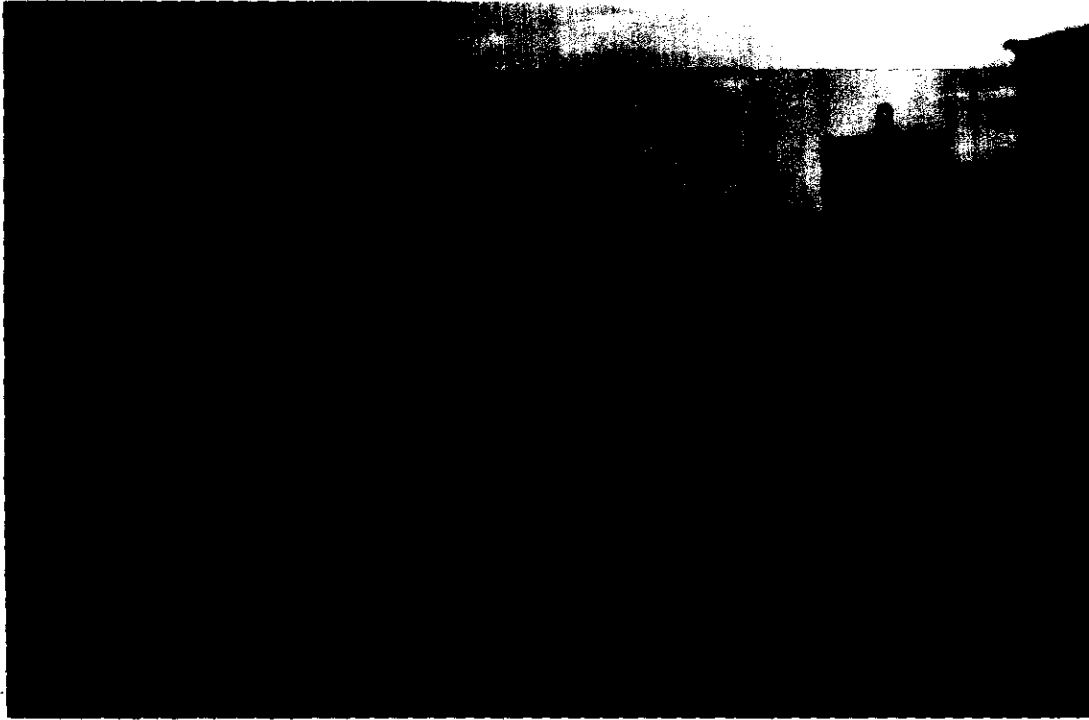
S2NESW, now
sand and gravel
operation. Photo
taken from N
side of property,
looking south +
west. No
irrigation.

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APR 06 1998



PHOTOGRAPHER AND DATE OF PHOTOS MM, MICUCCE 8/21/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W S9



Line between
NESW + SENW.
Photo taken from
west corner looking
east. Neither
ditch from the
NESW access
the SENW.
Current ditch
originates at
south east
corner of SENW.



Culvert in SE corner
of SENW. Upper
pipe runs to current
ditch which runs
along the south line
of SENW. Black
PVC pipes run
North-South, parallel
to Ten Lane.

MICROFILM

AUG 06 1998

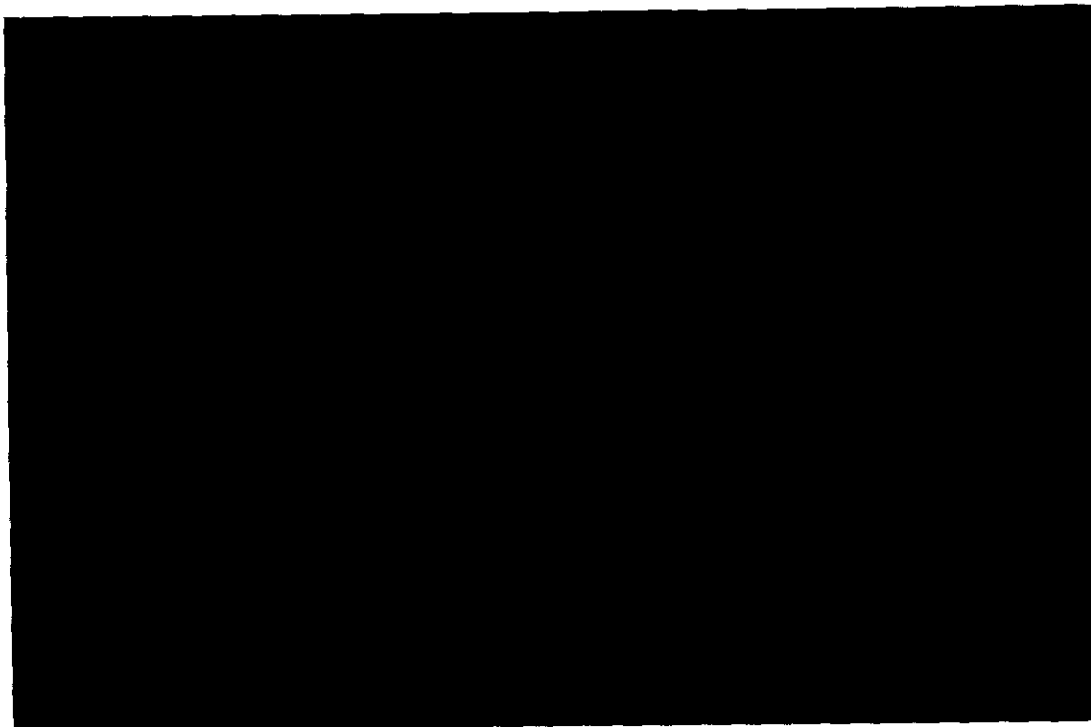


PHOTOGRAPHER AND DATE OF PHOTOS D. Minicucci 01/20/1998

FILE NO. AND LEGAL DESCR. 63-08802 T3N R2W 59



Pipe located in
NE corner of
small field in
SE 1/4 NE 1/4 SW.
Appears to catch
run-off from
field. One
to
the north



SE 1/4 NE 1/4 SW
WELL house.
No visible system
to deliver water
to the south.
Well discharge
is to the east
into cement
ditch which
delivers to
NE 1/4 SW only.

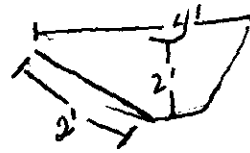
MICROFILMED
06 1998

B/U EXAM SCHEDULING
PHONE MEMO

DATE 01/13/1998

PERMIT # 63-08802

NAME: Paul Glauser
PHONE #: (801) 732-4070



WELL OR PUMP INFO

CASING:
HP:
SWL:
PWL:
SET DEPTH:
PSI:

ACRES IRRIGATED:

SPRINKLER INFO
LINE DIA:
HEADS:
NOZZLE SZ:

STOCK:

DOMESTICS:

OTHER USES:

OTHER RIGHTS:

(FOR BS63 GROUND WATER) SURFACE WATER USED?:

DIRECTIONS:

West of sugar factory $\frac{1}{2}$ mile. Turn N $\frac{1}{4}$ mile

Farmhouse w/out buildings

Local contact: Mike Reece 466-5001

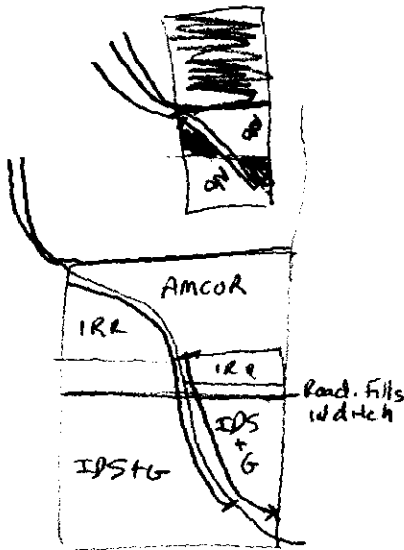
Mr. Glauser will contact Mr. Ogawa

8" discharge into cement ditch. Flows NW + terminates N of
IDSTG property. Approx 145 ft from well, water can be diverted
under canal to cement ditch on opposite side. Both ditches
parallel canal. Ditch on west side terminates in NW corner
NEBW

EXAM DATE/TIME: 01/21/1998 10:00

AUG 06 1998

EXAMINER T. J. WILCOX



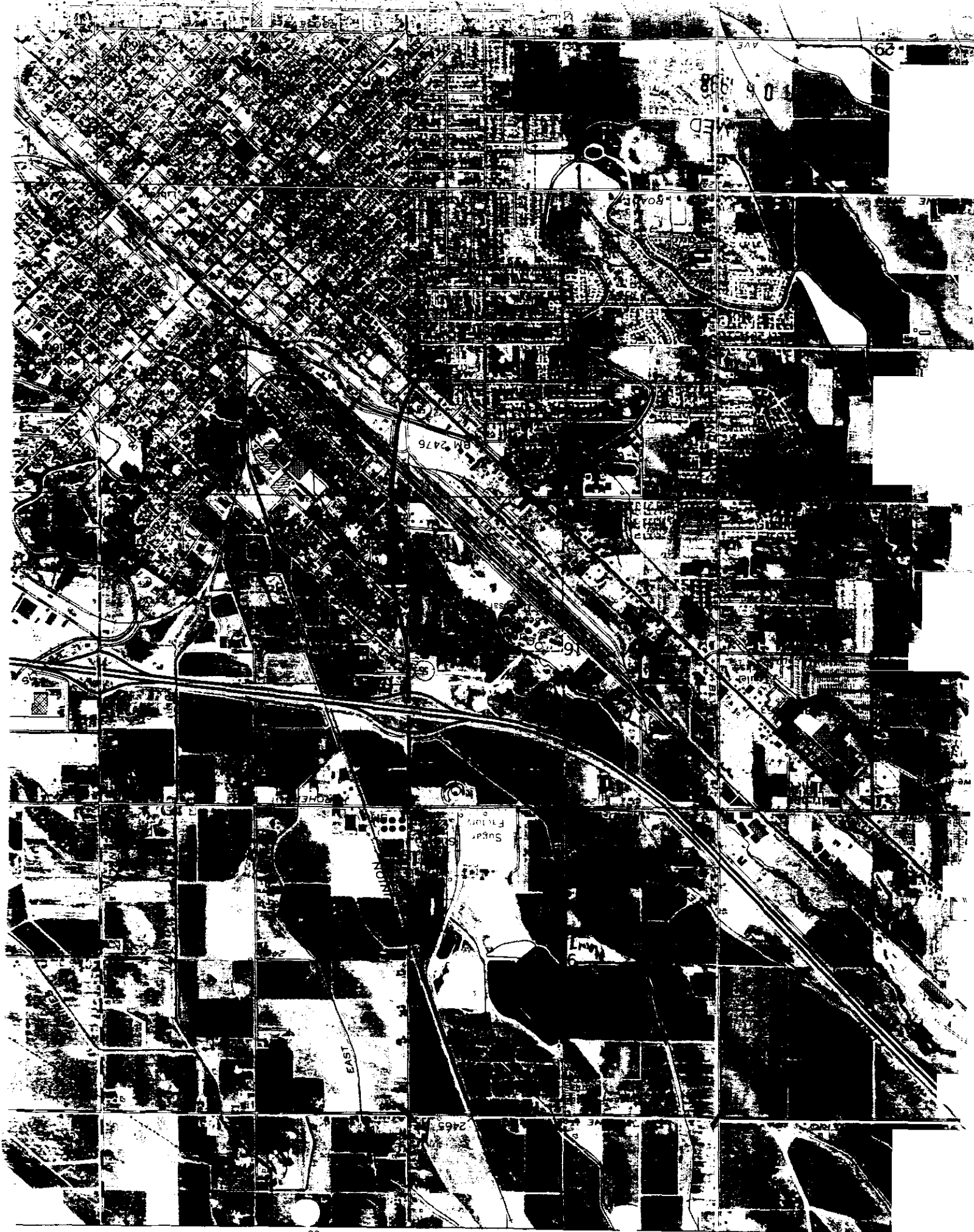
Model 5K6234X17501B
Serial No. 6NJ713288
20 HP 1750 RPM 60 cycle 3 phase
8" Discharge
open discharge to cement ditch

Idaho Sand + Gravel owns $5\frac{1}{2}$ NESW

Would like to pursue that they
bought full permit + put to beneficial
use

Seasonal use for busy season
to be determined.

65
22
130
130
1410



532

533

63-08802

534

TO3N1202W 5.9

X56 NAMP 1981

B/U EXAM SCHEDULING
PHONE MEMO

DATE 10/23/1997

PERMIT # 63-08802

NAME: Ogawa

PHONE #: 466-2885

WELL OR PUMP INFO

CASING:

HP:

SWL:

PWL:

SET DEPTH:

PSI:

3:35 : left msg
on machine

10/24/1997 left msg
for Mike Reece 8:00

ACRES IRRIGATED:

SPRINKLER INFO

LINE DIA:

HEADS:

NOZZLE SZ:

STOCK:

DOMESTICS:

OTHER USES:

OTHER RIGHTS:

(FOR BS63 GROUND WATER) SURFACE WATER USED?:

DIRECTIONS:

Sold property - 1st 40 acres, then another 20.

Not used for 10 years

Mike Reece Trg of Idaho Sand + Gravel
466-5001

POB 950

Nampa 83653-0950

MICROFILMED

AUG 06 1998

EXAM DATE/TIME:

> Send copy of permit.
They have not decided
what to do with the
WELL. Will review
permit + contact IDWR. nn

EXAMINER ITZMICUELI
Profile Report sent 10/24/1997. nn

CONVERSATION MEMORANDUM

DATE 11/12/1997

FILE 63-08802

NAME OF PARTY Paul Glauser 801 732 4070

EMPLOYEE MMINICUCCI

RE: Assign permit to Idaho Sand + Gravel, conduct exam +
proceed through licensing. ISTG will then submit App for
Transfer to change nature use.

Mr. Glauser will call to set up an app next week for
field exam, possibly afternoon of 11/19

MICROFILMED
AUG 06 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

October 24, 1997

KARL J. DREHER
DIRECTOR

MIKE REECE
IDAHO SAND AND GRAVEL
PO BOX 950
Nampa ID 83653-0950

RE: Permit No. 63-08802

Dear Mr. Reece:

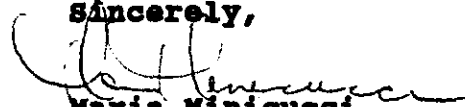
Enclosed is a report which summarizes the above-referenced permit for irrigation with water the well previously owned by Mr. Ogawa.

At this time it is unclear how much irrigation was developed under this permit. Mr. Ogawa filed a claim on this permit in the Snake River Basin Adjudication for 15 acres of irrigation. The filing of the SRBA claim for the reduced number of acres implies that the well was not used on the entire 80 acre parcel. There may be additional information that IDWR is not aware of at this time that may show that the well was developed and has been used to irrigate more than 15 acres.

As you may know, water rights may be subject to forfeiture if there is non-use for a period of five consecutive years. It is extremely important that use during the last five years be documented so that IDWR can determine the extent of the water right which is now at least partially owned by Idaho Sand and Gravel.

Please do not hesitate to contact me if you have any questions or need additional information. I'd be happy to set up an appointment with you to review information and discuss your options.

Sincerely,


Maria Minicucci
Sr. Water Agent

MM:m

Enc: Profile Report 63-08892

MICROFILMED

AUG 06 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

May 8, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JACK B PARSON CO
PO BOX 3429
OGDEN UT 84409

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 63-08802

Dear Mr. Parson:

The Department acknowledges receipt of the assignment of permit form transferring ownership of the above referenced water right permit to you. We have modified our computer records to reflect this change in ownership.

Enclosed is an order reinstating the permit since the original permit holder submitted proof of beneficial use after the proof due date. Please note that the priority date has been advanced to August 14, 1992.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have any questions concerning the field examination, contact the **WESTERN** Regional Office in Boise at (208)334-2190.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

UNRECORDED

MAY 15 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JACK B PARSON CO
PO BOX 3429
OGDEN UT 84409

RE: Assignment of Permit 63-08802

Gentlemen:

We are in receipt of an Assignment of Permit form changing ownership of the above-mentioned permit to Jack B. Parson Co. This form is basically correct except that it has been filled out to show assignment of the whole right as well as information for a partial assignment.

It appears that the required \$25.00 filing fee for an assignment was not included when the form was sent to our Western Region office. A copy of a regular form is enclosed for your reference.

I am returning the assignment form to you so that you may line out the incorrect portion. Please draw a line through the portion relating to either full or partial assignment as it applies to the action you desire.

Please return the corrected assignment form along with the \$25.00 filing fee so that we may complete this transaction for you.

If you have any questions regarding this matter, you may telephone me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosures

RECORDED

MAY 15 1998

I certify that file No. 103-8802 has been
reviewed and is ready to be MICROFILMED
and DESTROYED.

Rita Fleck
Signature

4-11-88
Date



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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

63-8802
OGAWA, YOSIE
2705 TEN LANE
Nampa, ID 83651

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

April 30, 1987

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 30, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 30, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 28, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. Glen Saxton
L. GLEN SAXTON, Chief
Operations Bureau

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

13-PM-12
1644-1-1
2105-1-1
1-1-1-1

September 4, 1986

EXAMINATION FEE REMINDER

Dear Permit Holder:

Earlier this year you were mailed a certified letter by our state office, which described a new law related to your water right permit. The water right permit to which this law applies is identified by the number at the top of the mailing label above. The purpose of this letter is to act as a reminder of the new law and to warn you that your permit is now losing priority daily.

As described in the certified letter, House Bill 671 enacted by the 1986 Idaho Legislature requires payment of a fee before this Department can conduct the field examination needed to issue a license confirming use of water under the permit. 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. The certified letter described the procedure for selecting the latter alternative, whereby you initially notify us regarding which water right examiner you have selected, and provide a statement from the examiner as verification.

The date of priority of your water right permit is now being delayed one day for each day the response is late. Also, if the fee or completed field examination report are not submitted within a year from the sixty-first day after the certified letter was mailed, the permit may be lapsed and rendered invalid. The fee, or notice that a private field examination will be conducted, should be submitted as soon as possible if you wish to maintain your permit in a valid status.

Enclosed please find an Examination Fee Information Sheet, with the License Examination Fee Schedule printed on the back. This sheet should be submitted if either the fee payment option or the private examination option is selected. If you have questions or desire assistance in this matter, please feel free to contact this office.

Sincerely,

David R. Tutill Jr.
David R. Tutill, Jr., P.E.
Manager, Western Regional Office

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. HENRIKSON

Deputy

63-0002
BOISE, IDAHO
1705 TEN LANE
BOISE, ID 83651

Meeting with
Department
Boise, Idaho, 1986

138843

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.

Certified water right examiners are licensed engineers, geologists, or surveyors certified by the department to conduct water right examinations. The procedure for certification is available in the department's manual, ID 671 and is being distributed to you.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. DUNN
Chair

(Office at the corner of
Pearl and Cole Roads)

A. Kenneth Dunn
Chair

(208) 334-2470

July 1, 1987

1080 N. 10th
2700 E. 10th
Boise, Idaho 83704

RE: 88-2802

Dear Mr. Gawn:

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

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. 63-8802

Name(s) of Permit Holder: Yosie Ogawa

Post Office Address: 2705 Fern Lane

Nampa, Id. 83657 Tel. No. 466-2885

Source of Water: underground - 198' deep

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation 180 (acres)
☐ Other discharges in cement ditch
could be increased

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.

5/3/82
Date

Yosie Ogawa
Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
#138807

UGANA, YUSIF
1608 WALNUT ST.
CALDWELL, ID 83605

APRIL 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8802 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



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

EDEN V. PAUL
Governor

A. FREDERICK DUNN
Director

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

April 30, 1982

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the regional office nearest to you.

Sincerely,

David R. Tutkall Jr.

DAVID R. TUTKALL JR., P. E.
Supervisor, Water Allocations Section

DET:jg

Enclosures

NORTHERN REGION OFFICE
Route #3, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-4484

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

WESTERN REGION OFFICE
92 South Cole Road
Brice, Idaho 83709
Telephone 334-2188

July 13, 1977

Re: Permit No. 63-8802

Yosie Ogawa
1608 Walnut Street
Caldwell, ID 83605

Dear Yosie:

Enclosed is a copy of your approved Application for Permit No. 63-8802. 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 install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

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

(1) CLS 5/10/77

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) CLS 5/10/77

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 none

(10) _____

Comments: platted

(11) af CL

Affidavit of Publication received(date) 6-2-77

(12) _____

Final date for protests 6-6-77

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

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District

W

P

TH

Date 6-9-77

Supplemental



Don B. Anderson
Governor

R. Keith Waggoner
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

92 South Cole Road
Boise, Idaho 83706
(208) 384-2190

May 13, 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 6, 1977.

Sincerely,

Bill submitted
6-2-77
H

PUBLISHED IN THE NEWS-TRIBUNE, CALDWELL, IDAHO ON May 19 & 26, 1977

NOTICE OF CORRECTION

63-8577 Paul Yamamoto

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

03-2046 Embassy, Inc.

63-3062 ASC Industries

NOTICE OF APPLICATION FOR WATER PERMIT

63-8786	Glenn E. Talbot
63-8787	Glenn E. Talbot
63-8788	Glenn E. Talbot
63-8794	Wallace Bower
63-8797	Richard C. Brock
63-8800	Wallace Bower
63-8801	Elmer R. Agnew
63-8802	Yosie Ogawa
63-8803	Basil &/or Elaine Hall
63-8805	Paul Holmes
63-8806	Richard &/or Eileen Javaux
63-8807	ASC Industries
63-8808	Nas &/or Duane Kido
63-8809	Nas &/or Duane Kido
63-8811	James H. &/or Alice Mordhorst
63-8812	I & H Farms
63-8814	Delmar &/or Doris Cloud
63-8827	Tom &/or Betty Bartlett

NOTICE OF CLAIMS TO A WATER RIGHT

63-4487	Richard &/or Eileen Javaux
63-4489	Dwight F. Seward
63-4491	Thomas S. Knight
63-4493	Kenneth W. &/or Fern L. Klein

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that YOSIE OGAMA
1608 Walnut St., Caldwell, ID 83606
has on May 9, 1977 submitted Application No. 63-8802
for a permit to appropriate 1.6 cubic feet per second ~~annually~~
~~perennial~~ of water from a groundwater source
by means of well and pump
within the NE1/4 Sec 9 T3N R2W B.M., Canyon County

to be used from Mar 15 to Nov 15
for irrigation of 80 acres
within the SE1/4 and NE1/4 Sec 9 T3N 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
83706 on or before June 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Caldwell News-Tribune
on May 10 and May 26.