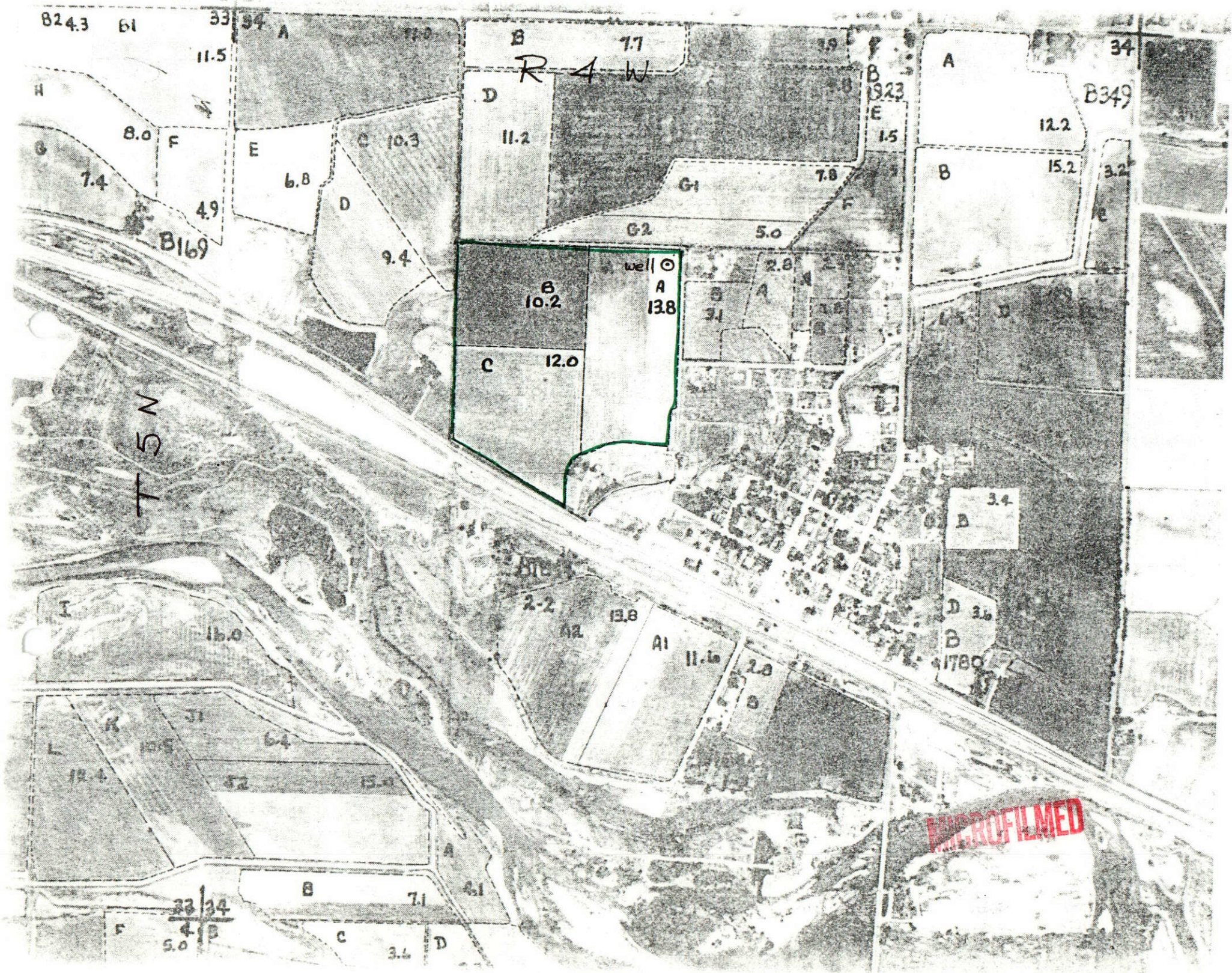




AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 22 1977

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

Department of Water Resources
Western Regional Office

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that ALBERT B. &/or ADA W. STETTLER, Route 2, Caldwell, Idaho, has on April 29, 1977 submitted Application No. 63-8765 for a permit to appropriate 0.72 cubic feet per second of water from a groundwater source by means of pump and ditch within the SE 1/4 NW 1/4, Sec. 34, T5N-R4W B.M., Canyon County, to be used from April 1, to Nov. 1 for the irrigation of 36 acres within the SE 1/4 NW 1/4, NE 1/4 SW 1/4, Sec. 34, T5N-R4W 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 May 30, 1977.

C. STEPHEN ALLRED
Director
May 12, 19, 1977.

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 12, 19, 1977

Verla Harker

Subscribed and sworn to before me this

19 77 day of May

Adam J. Kaur

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

fr 454
5/20/77

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(late proof)

License of Water Right No. 63-8765 Priority May 15, 1977 Amount .72 cfs

THIS IS TO CERTIFY, that ALBERT B. &/OR ADA W. STETTLER
of Caldwell, ID, has complied with the terms and conditions of Permit
No. 63-8765 issued pursuant to Application for Permit dated April 29, 1977,
and has submitted proof to the Department of Water Resources on July 17, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.9 of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>4/1</u> to <u>11/1</u>	at <u>.72</u> cfs and	<u>162.0</u> acre feet
	from _____	_____ cfs and	_____
	from _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than .72 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
162.0 acre feet per year, said waters to be diverted within the SENW Sec. 34, Twp. 5N,
Rge. 4W, B.M. in the County of Canyon

Description and location of place of use:

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		
5N	4W	34																33	3	36

Total number of acres irrigated 36

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.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26th day of
July, 19 81.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-8765

in the name of ALBERT B. &/or ADA W. STETTLER

ORDER OF REINSTATEMENT

WHEREAS, on April 29, 1977, Albert B. &/or Ada W. Stettler applied to the Department of Water Resources for an application for permit to appropriate 0.72 cubic feet per second of water within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Twp. 5N, Rge. 4W, B.M., Canyon County, to be used for irrigation purposes; and,

WHEREAS, on June 17, 1977, the Department approved said application and issued Permit No. 63-8765 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1978; and,

WHEREAS, on April 28, 1978, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on July 11, 1978, the Department notified the permit holders that Permit No. 63-8765 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on July 17, 1978;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-8765 be REINSTATED and the priority advanced to May 15, 1977.

Dated this 8 day of August, 1978.


L. GLEN SAXTON, Chief
Operations Bureau

LGS:JG

MICROFILMED

Identification No. _____

Application No. 63-8765

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 Albert B Stettin ^{only Ada Stettin} Phone: 459 3967
post office address Leadwell Ida Rt #2 83605
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34 Township 5 N
Range 4 W B.M. Canyon County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into no 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 0.72 for Irrigation purpose from Apr 1 to Nov 1 (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. 0.72 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Turbine Pump.
Cement ditch
- 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 60 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 \$ 7000.00
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.	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	
5N	4W	34								33	3								36

Total number of acres to be irrigated 36

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

9. a. Who owns the property at the point of diversion Albert B. Stettin - Ada W. Stettin
 b. Who owns the land to be irrigated or place of use Albert B. Stettin - Ada W. Stettin
 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 well is to supplement my present water right in the Farmers Coop Canal Co
I own 23 shares which for the past 31 yrs has been ample water until this year

8243 61

33

B

77

B 1923

A

34

B349

12.2

15.2

8

E 15

D

11.2

C 10.3

D

E

6.8

8.0 F

7.4

4.9

B169

9.4

G2

5.0

G1

7.8

A 13.8

B 10.2

C 12.0

N

10

I

15.0

A1

11.5

2.0

B 11.4

1780

K

10.5

L4

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B3

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1

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

See attached map

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.

Albert B. Stettin
(Applicant)
Lida W. Stettin

Proposed Priority 4/29/77

Received by IDE Date 4-29-77 Time 2:00pm

Preliminary check by IDE Fee \$ 25.00

Receipted by KTN Date 4-29-77 # 7802

Publication prepared by CS Date May 5, 1977

Published in News Tribune

Publication dates May 12, 1977 & May 19, 1977

Publication approved y Date 5-23-77

Priority reduced to y Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 148 j

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. 63-8765, 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 78.

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 17 day of June, 19 77.


Director

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 12, 19, 1977

Verla Harker

Subscribed and sworn to before me this _____

19 77 19th day of May,

Adam J. Kaut

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

RECEIVED

SR 454
5/20/77

WATER RIGHT NUMBER 63-8765

OWNER LAST NAME - STETTTLER
OWNER LAST NAME - STETTTLERFIRST NAME - ALBERT B.
FIRST NAME - ADA W.ORIG OWNER -
ORIG OWNER -

ADDRESS LINE 1 - RT. 2

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 05-15-1977 COUNTY - CANYON

TOTAL DIV. RATE - .7200 -CFS

TOTAL DIV. VOLUME - 162.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SENW 34 05N 04W LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE -

.7200 CFS

USE DIV. VOLUME -

162.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 04W SEC 34 TRACT SENW LOT

AC 33 TRACT NESW LOT

AC 03

DECREE NAME -

DATE -

TOTAL ACRES

36

REMARKS - REINSTATED 8-8-1978.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE - FARMERS CO-OP CANAL.

PROOF DUE - 07-01-1978 PERMIT/DENIED - 06-17-1977 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - R32

DIVERSION MEANS - PUMP & CATCH.

VERIFIED JKN
4/18/85

9-20
EC

WATER RIGHTS WORK SHEET

IDENTIFICATION NUMBER U3-8765

RECORD 01 LAST NAME(40 char.) FIRST NAME(20 char.) ORIG. OWNER

ACTION CODE

RECORD 02 ADDRESS LINE 1(30 char.) LINE 2(30 char.)

<u>C</u>	<u>Rt. 2</u>	

RECORD 03 ADDRESS LINE 3(30 char.) CITY(23) STATE(2) ZIP(5)

RECORD 04 SOURCE OF WATER(30 char.) TRIBUTARY OF(30 char.)

RECORD 05 ACTION CODE

A. STAGE(1 char.) (A,P,L,D,S,J OR BLANK)		
B. STATUS(1 char.) (D,L,R,C,A,I,F OR BLANK)		
C. PRIORITY DATE(8 char.)		
D. COUNTY OF P/D(2 char.)		
E. TOTAL DIVERSION RATE(10 char.)		
F. TOTAL DIVERSION VOLUME(10 char.)	<u>C</u>	<u>162.0</u>
G. TRANSFER/AMENDMENT(1 char.) (P, T, A OR BLANK)		
H. WATER DISTRICT NUMBER(3 char.)		
I. DLE/CARFY ACT(1 char.) (D, C OR BLANK)		
J. RIGHT BASIS(1 char.) (for adjudications only A, B, C, D, E, F OR BLANK)		

RECORD 06

ACTION CODE	POINT OF DIVERSION(16 char.)					
	TRACT	SEC.	TWP.	RGE.	GOV'T. LOT	REDIV.

RECORD 07 PERIOD OF USE(8 char.)

ACTION CODE	FROM	TO	USE CODE	CFS	AFA
<u>C</u>	<u>04/01</u>	<u>11/01</u>	<u>A</u>	<u>.72</u>	<u>162.0</u>

RECORD 08 PLACE OF USE

ACTION CODE	USE CODE	TWP.	RGE.	SEC.	TRACT	LOT	ACRES

RECORD 09 NAME(60 char.)

DECREE DATE(3 char.)

RECORD 10 REMARKS(65 char.)

X (This deletes all remarks.)

A. _____

B. _____

C. _____

D. _____

E. _____

RECORD 11, 12 or 14 11 OTHER USES(65 char.)
 12 OTHER RIGHTS(65 char.)
 14 DIVERSION MEANS(65 char.)

RECORD ACTION CODE

RECORD 13

ACTION CODE

A. PROOF DUE DATE(8 char.)		
B. PERMIT/DENIED DATE(8 char.)		
C. PROTESTED DATE(8 char.)		
C. HEARING DATE(8 char.)		
E. OLD NUMBER(5 char.)		
F. PROOF MADE(1 char.)		
G. FIELD EXAM-MADE(1 char.) (P, R, F OR BLANK)		
H. CONDITIONS OF APPROVAL(3 char.) (8 CONDITIONS)	<u>X</u>	<u>03A, 03A, 04</u>



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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~XXXXXXXXXX~~

Director

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

July 8, 1981

Albert & Ada Stettler
Rt. 2
Caldwell, ID 83605

Dear Mr. & Mrs. Stettler,

RE: Permit No. 63-8765

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Jim Johnson".

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED

FIELD REPORT

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Period of Use: from 4-1 to 11-1
(mo.-day) inclusive (mo.-day)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.12 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 4W E/W, B.M., Section 34, Subdivision SE 1/4 NW 1/4 Canyon
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Other Points of Diversions: _____

Description of diverting works: 12" x 60', water drops into concrete ditch,
14 BHP

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 36

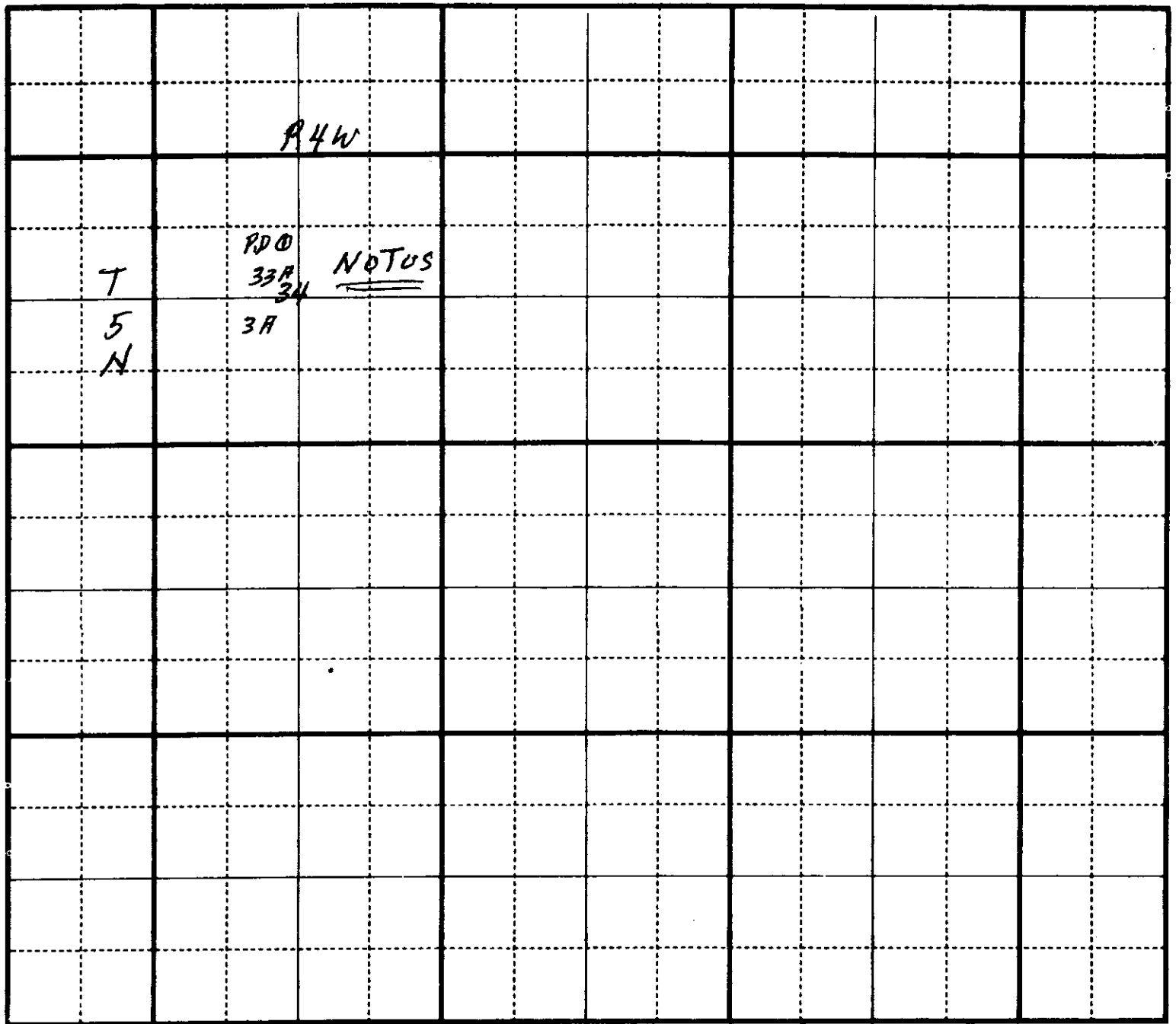


Diagram of System

MICROFILMED

DATE OF EXAM 10/7/80

ACREAGE

Found 36
Recommended 36

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .72 c.f.s. V = 162 AF/Ann. from 4/1 to 11/1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 1.9 Method of measurement H.P. method

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

Total V recommended 162

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$36 \times 4.5 = 162 \text{ AF use}$
 $30 \text{ HP} \times 8.8 \times .8090 = 211$ ($.72 \times 1.98 \times 210 = 299 \text{ AF}$)
 $20 + .43 / 40 \text{ PSI} (93.02) = 103.02 / 211 = 1.955 \text{ capacity}$
 $36 \text{ acres ASCS photo } 36 \times .02 = 1.72 \text{ Rec as per permit}$
 $V = 36 \times 4.5 = 162.0 \text{ or } .72 \times 1.9835 \times 214 = 305.6$
SYSTEM DESCRIPTION:
30 HP PTO Driven make - Armarello - Serial # 06 224192
Hell-12" casing - 60 ft deep - 20 ft static water level -
pumps into concrete ditch - uses siphon tubes.

REMARKS:

Supplemental right to Farmer coop canal Co.

Examiner's Signature John K. Noyes Date 10/14/80

Checked by DBS Date 11/11/80

Approved by [Signature] Date 6/15/81

10/7/86 JKN

70 1/4 tubes

12" casing - 60 ft deep -
20 ft static water level.

Serial #

30 HP 1760 RPM A-marillo O/L 224192

Tractor - Power take off. C"

Farmer coop Ditch Co. -

36 acres - Pumps into concrete ditch

MICROFILMED

WATER RIGHT NUMBER 63-8765

WATER RIGHTS EDIT REPORT

09/13/79

PAGE 171

ACT
ION

N OWNER LAST NAME - STETTLER

FIRST NAME - ALBERT B.

N OWNER LAST NAME - STETTLER

FIRST NAME - ADA W.

N SOURCE - GROUNDWATER

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

N STAGE - PERMIT

PRIORITY - 05-15-1977 COUNTY - CANYON

TOTAL DIV. RATE - .7200CFS

N DIVERSION POINT - SENW 34 05N 04W

N FROM - 04-01 TO - 11-01 USE - IRRIGATION

USE DIV. RATE - .7200CFS

N USE - IRRIGATION

PLACE OF USE - TWN 05N RNG 04W SEC 34 TRACT SENW

AC 33 TRACT NESW

AC 03

N REMARKS - REINSTATED 8-8-1978.

N OTHER RIGHTS FOR SAME USE - FARMERS CO-OP CANAL.

N PROOF DUE - 07-01-1978 PERMIT/DENIED - 06-17-1977

N PROOF MADE - P

COND. OF APPRVL - 03A

** W ** PROOF DUE YEAR SHOULD NOT BE LESS THAN CURRENT YR.

N DIVERSION MEANS - PUMP & DITCH.

3/79

IDENT. NO. 63-8765

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

- [illegible]

DP

8. Use Code: ~~A~~

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. Reinstated 8-8-1978
B.
C.
D.
E.

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

12. Other Rights for Same Use: *Farmer Co-op Canal.*

13. A. Proof Due Date: 7-1-1928

B. Date Permit Approved or Denied: 6-17-1977

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

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

H. Conditions of Approval: 03A

14. Diversion Means (brief narrative): *grassy ditch.*

9

August 11, 1978

Re: Permit No. 63-8765

Albert B. &/or Ada W. Stettler
Route 2
Caldwell, ID 83605

Dear Mr. & Mrs. Stettler:

Enclosed is a copy of the Order reinstating your permit and advancing your priority date to May 15, 1977.

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Boise,

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

RECEIVED
JUL 17 1978
late
Department of Water Resources

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Albert B or Ada W Stettin
b) Post Office Address Rt 2 Caldwell Idaho 83605
2. Permit Number 63-8765
3. Date of Priority that you are prepared to establish 4-29-77
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: SE 1/4 NW 1/4, Section 34
Township 5 N, Range 4 W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 0.72 for Irrigation purposes from Apr 1 to Nov 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.72 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
N/A
b) Describe the agreement or understanding by which you take water from the works: N/A

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) (500 gal per min) (1760 RPM) (14 B.H.P.)
(well casing 12") (Depth of well 60 ft) (Static water level 20 ft)
water drops into concrete ditch

- b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

- c) Give well driller's name and address and the date the well was completed:
Doug Cushman Drilling Co 945-S. Broadway
Blackfoot Id 83221. 4/26/77

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 8/1/78 by if

MICROFILMED

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Storehouse
Boise, Idaho 83720
(208) 384-2215

July 11, 1978

Re: Permit No. 63-8765

Albert B. Stettler &/or Ada W. Stettler
Route #2
Caldwell, ID 83605

Dear Mr. & Mrs. Stettler:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 63-8765 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated April 28, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.



C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

RECEIVED
JUL 11 1978
MIDWEST MED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 28, 1978

CERTIFIED MAIL

138691

Re: Permit No. 63-8765

Albert B. Stettler &/or Ada W. Stettler
Route 2
Caldwell, Idaho 83605

Dear Mr. & Mrs. Stettler:

One of the conditions of approval of your water Permit No. 63-8765 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before July 1, 1978. Enclosed is an affidavit form which must 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 affidavit 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.

Norman C. Young
NORMAN C. YOUNG
Administrator,
Resources Administration Division

NCY:jfr

Encl: Proof affidavit

MICROFILMED

June 22, 1977

Re: Permit No. 63-8765

Albert B. &/or Ada W. Stettler
Route #2
Caldwell, ID 83605

Dear Mr. and Mrs. Stettler:

Enclosed is a copy of your approved Application for Permit No. 63-8765 . 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

RECEIVED
JUN 23 1977
WATER RIGHTS
DIVISION
BOB FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8765

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) GLS 4/29/77

In form to receipt

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

(2) _____

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) GLS 4/29/77

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) _____

RNS Other rights on the same place of use *none platted*

(10) _____

Comments: _____

(11) y OK

Affidavit of Publication received(date) 5-23-77

(12) D _____

Final date for protests 5-30-77

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

772

Date

5-31-77

MICROFILMED

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 6, 1977

RE: SEE ATTACHED SHEET

62-8768

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 May 30, 1977.

Sincerely,

RECEIVED

Bill submitted
5-23-77
y

PUBLISHED IN NEWS-TRIBUNE, CALDWELL, IDAHO on May 12, 1977 and May 19, 1977

Claims

63-4481 Earl E. Boston
63-4483 Herman H. &/or Alta M. Meyers
63-4485 Clair H. &/or Joanne T. Leavitt

Applications

63-8755 Ben Gahley
63-8756 Floyd J. &/or Ione A. Shelp
63-8757 Virgil Isaacson
63-8761 Fred &/or Hester Gooding
63-8762 Gooding Farms, Inc.
63-8763 Shaw Hereford Ranch, Inc.
63-8764 Pease Farms
63-8765 Albert B. &/or Ada W. Stettler
63-8767 Symms Fruit Ranch
63-8770 Robert M. &/or Jane W. Willcuts
63-8776 Bruce C. Bartlett
63-8777 Jack C. Wolleson
63-8778 Ascuaga Farms, Inc.

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ALBERT B. &/or ADA W. STETTLER
Rt. 2, Caldwell, ID
has on April 29, 1977 submitted Application No. 63-8765
for a permit to appropriate 0.72 cubic feet per second ~~acres feet~~
~~per acre~~ of water from a groundwater source
by means of pump and ditch
within the SE1/4NW1/4, Sec 34 T5N-R4W B.M., Canyon County

to be used from Apr 1 to Nov 1
for the irrigation of 36 acres
within the SE1/4NW1/4, ~~NE1/4SW1/4~~, Sec 34, T5N-R4W 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 May 30, 1977.

C. STEPHEN ALLRED
Director

Published in the News-Tribune, Caldwell, ID
on May 12, 1977 and May 19, 1977.

RECEIVED
MAY 19 1977