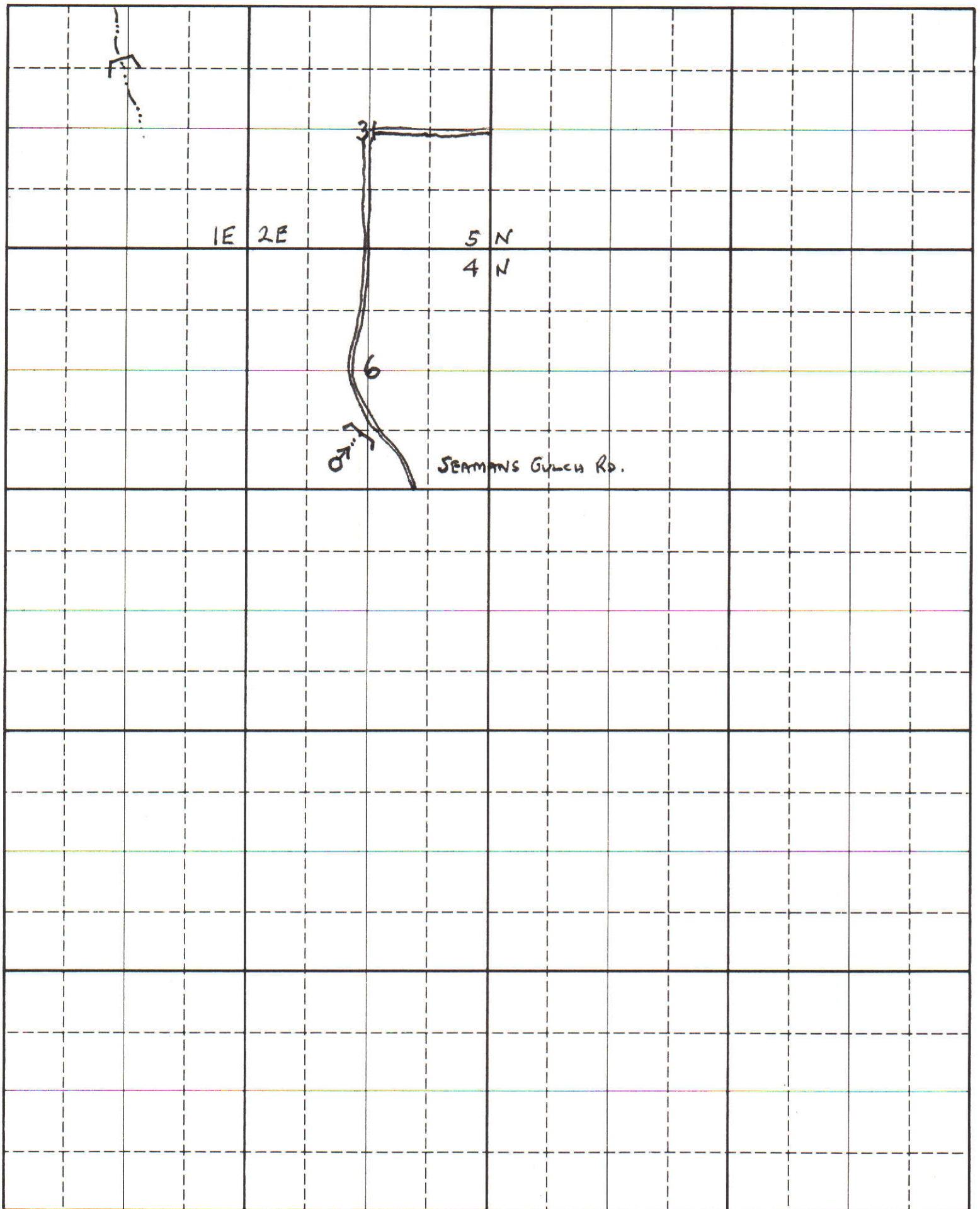


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

J. A. TERTELING & SONS, INC.

by

J. A. Terdeling
(Applicant) V-P

STATE OF IDAHO)

) ss.

COUNTY OF ADA)

Melusi Madarieta

Two

Melise Madarieta

Subscribed and sworn to before me this 24th day

Barack's Figures

Notary Public for Idaho, Residing at Boise, Idaho

Notice is hereby given that J. A. TERTELING & SONS, INC., P.O. Box 1428, Boise, ID., has on March 8, 1977 submitted Application No. 63-8561 for a permit to appropriate .04 cubic feet per second per annum of water from an unnamed spring by means of diversion into stock tank within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 6 T4N-R2E B.M., Ada County, to be used from Jan. 1 to Dec. 31 for stockwater purposes within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 6 T4N-R2E 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 Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before April 4, 1977.

R. KEITH HIGGINSON
Director
Pub. March 17, 24, 1977 7259

7259

OK
3-29-17

MICROFILMED

Department of Water Resources
Northern Regional Office

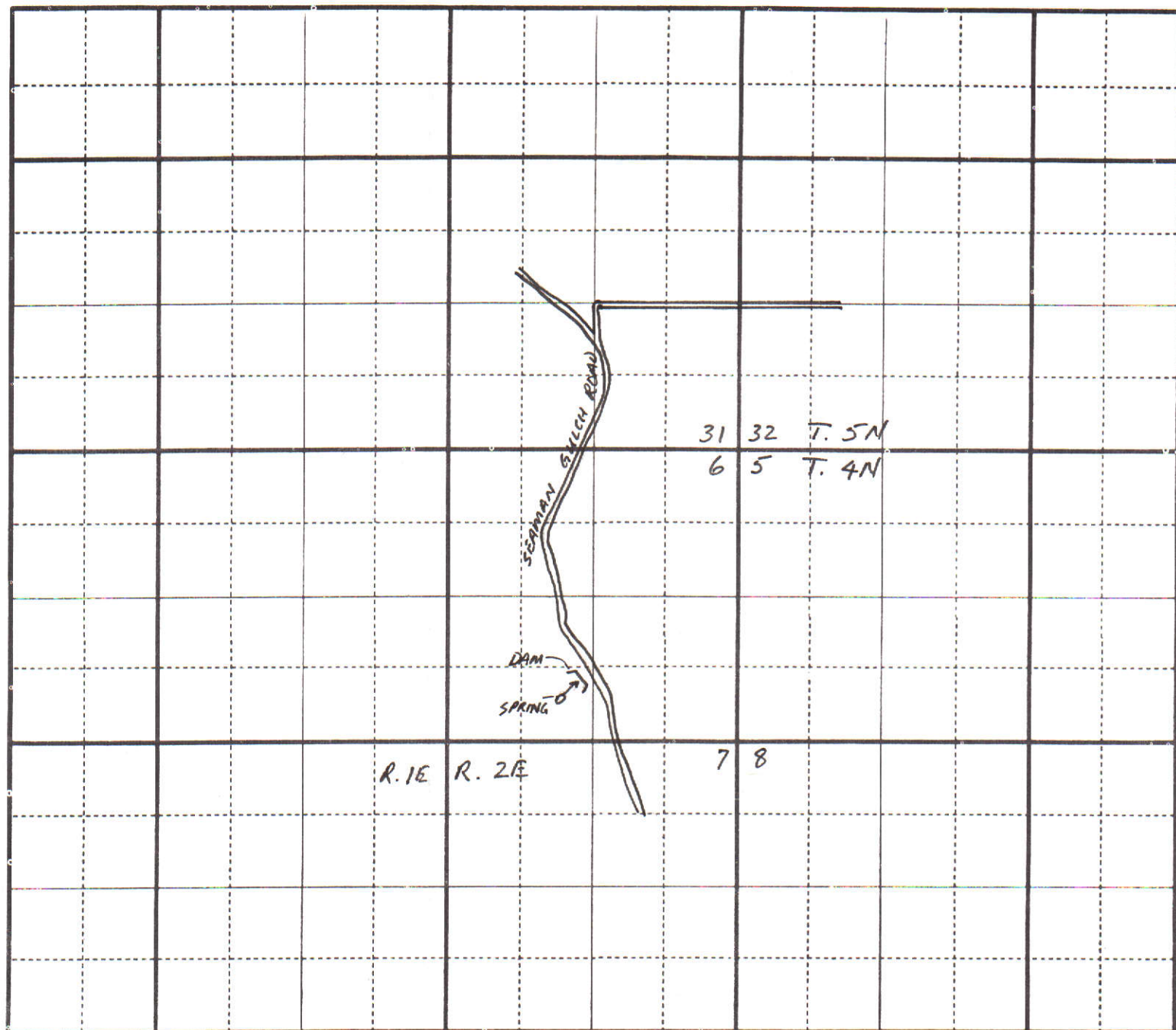


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8561 Priority March 8, 1977 Amount 0.02 cfs

THIS IS TO CERTIFY, that J. A. TERTELING & SONS, INC.
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-8561 issued pursuant to Application for Permit dated March 8, 1977,
and has submitted proof to the Department of Water Resources on April 12, 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 0.02 cfs of water from an unnamed spring,
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
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>2.1</u> acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.1 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Twp. 4N,
Rge. 2E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	2E	6													

Total number of acres irrigated _____

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 21 day of
December, 19 79.

Director

Identification No. _____

Application No. 63-8561

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant J. A. Terteling & Sons, Inc.
post office address P. O. Box 1428, Boise, ID 83701
2. Source of water supply Unnamed Spring which is a tributary of Sinks
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 6 Township 4N
Range 2E B.M. Ada 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 .04 for stockwater purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____

- b. Height of storage dam 8 feet, active reservoir capacity 0.1 acre feet; total reservoir
capacity 0.1 acre feet, materials used in storage dam: earth fill
Period of year during which storage will occur Jan 1 to Dec 31 inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 100.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 6 Township 4N
Range 2E 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 160 cattle and 5 horses

(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: _____

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

[illegible]

Total number of acres to be irrigated_____

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

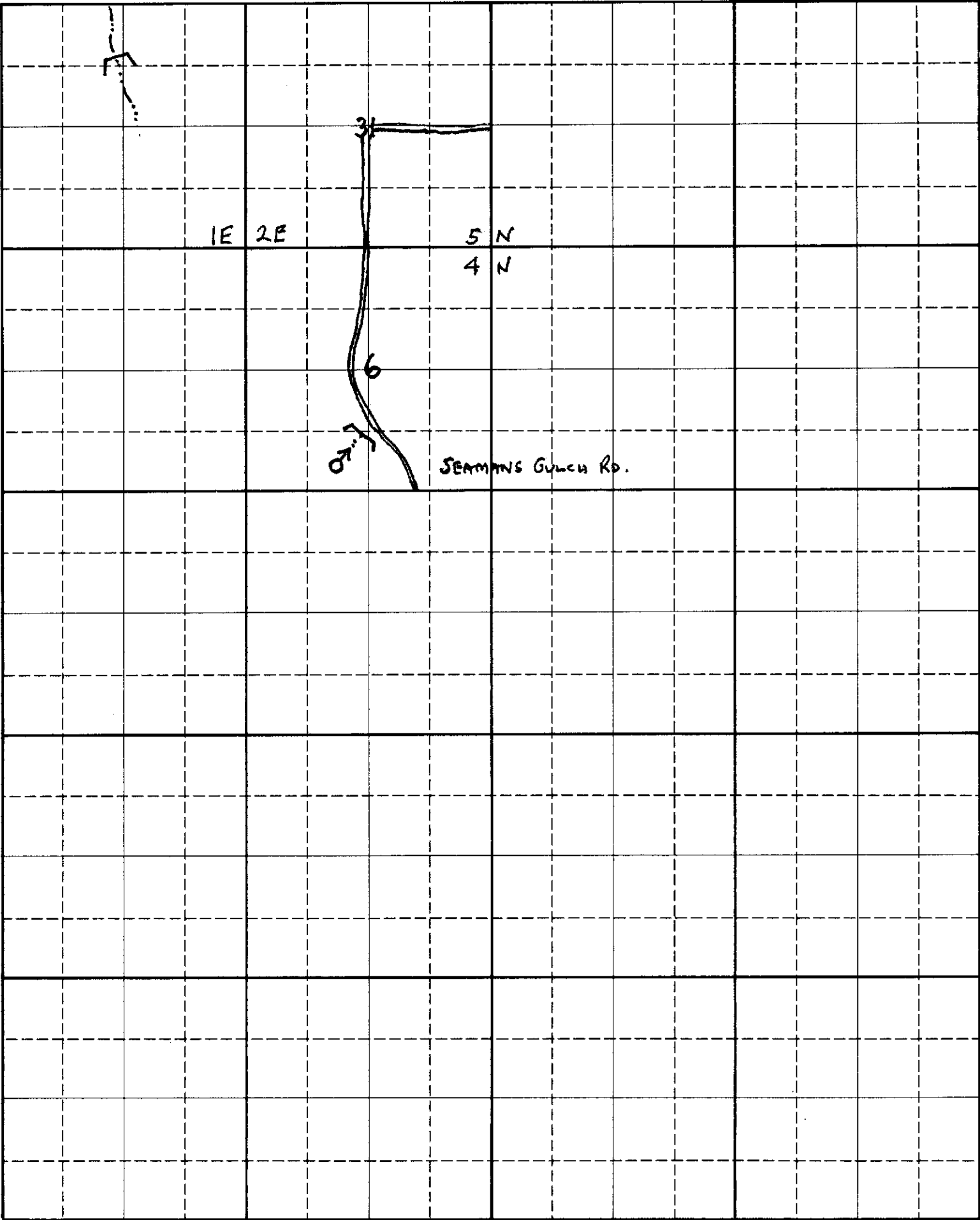
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks _____

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



Scale: 2 inches equal 1 mile

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

J. A. TERTELING & SONS, INC.

by J. A. Terdeling
(Applicant) V-P

Proposed Priority 3/ 8/77

Received by Wm Date 3-8-77 Time 4:50

Preliminary check by Wm Fee \$ 10.00

Receipted by lp Date 3-8-77 # 6793

Publication prepared by CS Date 3-10-77

Published in Idaho Statesman

Publication dates March 17, 1977 + March 24, 1977

Publication approved if Date 3-29-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Wm

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

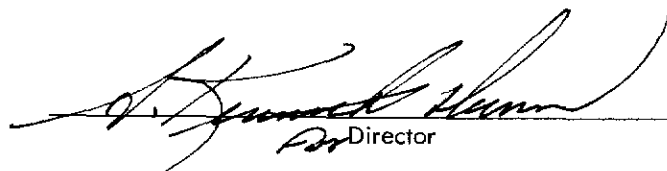
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8561, and said application is hereby APPROVED.

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 June 1, 19 78.
- c. Other: _____

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

Witness my hand this 4 day of May, 19 77.


Director

COUNTY OF ADA)

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

issue of March 24, 1977.

day of March, 1977.

Notary Public for Idaho, Residing at Boise, Idaho

OK
3-29-77
MA

R. KEITH HIGGINSON
Director
Pub. March 17, 24, 1977

7259

100



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

December 28, 1979

J. A. Terteling & Son, Inc.

P.O. Box 1428

Boise, ID 83701

Gentlemen:

RE: Permit No. 63-8561

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 5, 1979

Re: Permit No. 63-8561

J. A. Terteling & Son, Inc.
P.O. Box 1428
Boise, ID 83701

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 63-8561 on April 4, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.02 cfs Source: unnamed spring

The maximum quantity diverted shall not exceed 2.1 acre feet per
year.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Twp. 4N, Rge. 2E, B.M.

Beneficial use: Stockwater use within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 6, Twp. 4N, Rge. 2E.

Priority date established: March 8, 1977

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder J. A. Terteling & Son, Inc.
Post office address P.O. Bx. 1428, Boise 83701 Phone _____
Person to contact J. L. Terteling - vice pres. Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ un. spring
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount .04 c.f.s. for Stock (160 cattle, 5 horses)
AF/Annum (nature of use)
Period of Use: from 1/01 to 12/31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)
Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 63-8561
Examination for 6/4

Department of Water Resources
Western Regional Office

4. Total amount to be appropriated:

Max Rate of Diversion .04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 47N N/S, Range 2E E/W, B.M., Section 6, Subdivision Se 1/4 Sw 1/4, Ada County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: 5' earth stock dam w/8" overflow pipe

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or 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	
<u>47N</u>	<u>2E</u>	<u>6</u>												X					

TOTAL ACREAGE _____

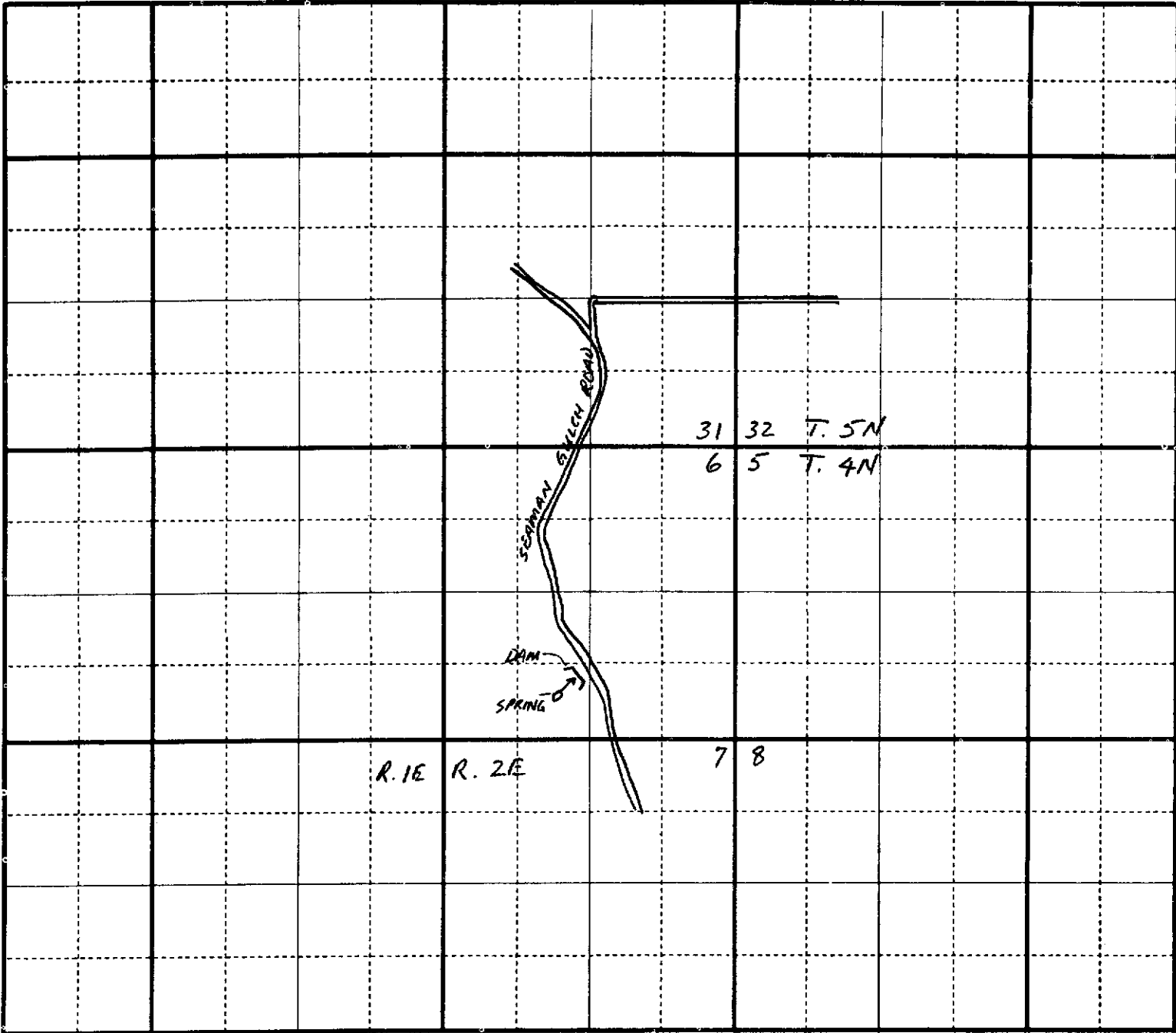


Diagram of System

DATE OF EXAM 4/4/79

ACREAGE

Found _____

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Livestock Q= .02 c.f.s. V= 2.1 AF/Ann. from 1/1 to 12/31

Is water co-mingled? yes _____ no ☒

Name source: SPRING
twp. 4N N/S, Rge 2E E/W, B.M., Sec. 6, Sub. SE 1/4 SW 1/4 ADA
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 .02 cfs Method of measurement FLOW + ESTIMATION

Total Q recommended .02 Meter No. _____ Type _____ Condition _____

Total V recommended 2.1 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

APPROX 10 sec 1 cfs = 1.44 cfs AND SEepage IN SANDS IS
APPROX .01 cfs

SYSTEM DESCRIPTION:

5' EARTH DAM WITH 8" OUTLET PIPE FOR SMALL
MODERATE FLOW

REMARKS:

The 21 ac ft ann. is based on 160 hd.

Examiner's Signature Charles Whelan Jr Date 4/5/79

Checked by DBS Date 4/11/79

Approved by _____ Date _____

April 13, 1978

Re: Permit No. 63-8561

J. A. Terteling & Sons, Inc.
P.O. Box 1428
Boise, Idaho 83701

Gentlemen:

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

MAIL ROOM

Identification No. _____

Permit No. 63-8561

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 12 1978
Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder J. A. TERTELING & SONS, INC.
b) Post Office Address P. O. Box 1428, Boise, Idaho 83701
2. Permit Number 63-8561
3. Date of Priority that you are prepared to establish May 4, 1977
4. a) Source from which water was appropriated Un-Named Spring
b) Location of the point of diversion: SE 1/4 SW 1/4, Section 6
Township 4N, Range 2E Boise Meridian, Other points of diversion: None
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 CFS for Stock Water purposes from January 1 to December 31 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 0.04 CFS 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: Estimated Flow From 8" Overflow, Will Have Certified Engineer Examine, Prior To Licensing
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: -
b) Describe the agreement or understanding by which you take water from the works: -
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 5 Foot Earth Stock-Dam With 8" Overflow Pipe.
b) Describe the type and size of measuring device which you have installed at your point of diversion: - 8" Overflow Pipe.
c) Give well driller's name and address and the date the well was completed: -
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: - Stock Water For 150 Head Of Cattle.

Exam typed 4/12/78

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

N/A

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

(Date)

(Signature)

J. L. Terteling, Vice President

State of Iowa)

County of Adair) ss.

On this 10th day of April, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Boys, Iowa

My commission expires

4/28/78



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 31, 1978

CERTIFIED MAIL

63-8561-63-8562

Re: Permit No. 63-8561 & 63-8562

J. A. Terteling & Sons, Inc.
P.O. Box 1428
Boise, Idaho 83701

Gentlemen:

One of the conditions of approval of your water Permit No. ~~63-8561, 63-8562~~ (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 June 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

63-8561-63-8562

May 6, 1977

Re: Permit Nos. 63-8561 and 63-8562

J. A. Terteling & Sons, Inc.
P. O. Box 1428
Boise, ID 83701

Gentlemen:

Enclosed are copies of your approved Application for Permit Nos. 63-8561 and 63-8562. 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

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8561

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

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

(1) TH 3-9-77

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

(4) TH 3-9-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels: N/A

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use N/A

(10) _____

Comments: _____

(11) rf OK

Affidavit of Publication received(date) 3-29-77

(12) _____

Final date for protests 4-4-77

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 TH Date 4-6-77

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

March 11, 1977

RE Notice of Correction No. 63-8437 - Keith Ricks

Notice of Application for Water Permit No. 63-8535 - Don J. Black

63-8552 - Gerald D. Uehlin

63-8561 - J. A. Terteling & Sons, Inc.

63-8562 - J. A. Terteling & Sons, Inc.

63-8566 - Bruce Montgomery

The Idaho Statesmen
P. O. Box 40
Boise, ID 83707

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 April 4, 1977.

Sincerely,

MICROFILMED

Bill submitted
3-29-77
J

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that J. A. TERTELING & SONS, INC.
P.O. Box 1428, Boise, ID
has on March 8, 1977 submitted Application No. 63-8561
for a permit to appropriate .04 cubic feet per second acre feet
per annum of water from an unnamed spring XXXXXXXXXX
by means of diversion into stock tank
within the SE1/4SW1/4 Sec 6 T4N-R2E B.M., Ada County
to be used from Jan 1 to Dec 31
for stockwater purposes
within the SE1/4SW1/4 Sec 6 T4N-R2E 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 Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before April 4, 1977.

R. KEITH HIGGINSON
Director

Published in the Idaho Statesmen, Boise, ID
on March 17, 1977 and March 24, 1977

MICROFILMED
SERIALS
SECTION
MAY 1977
UNIVERSITY MICROFILMS
SERIALS ACQUISITION
300 N ZEEB RD
ANN ARBOR MI 48106