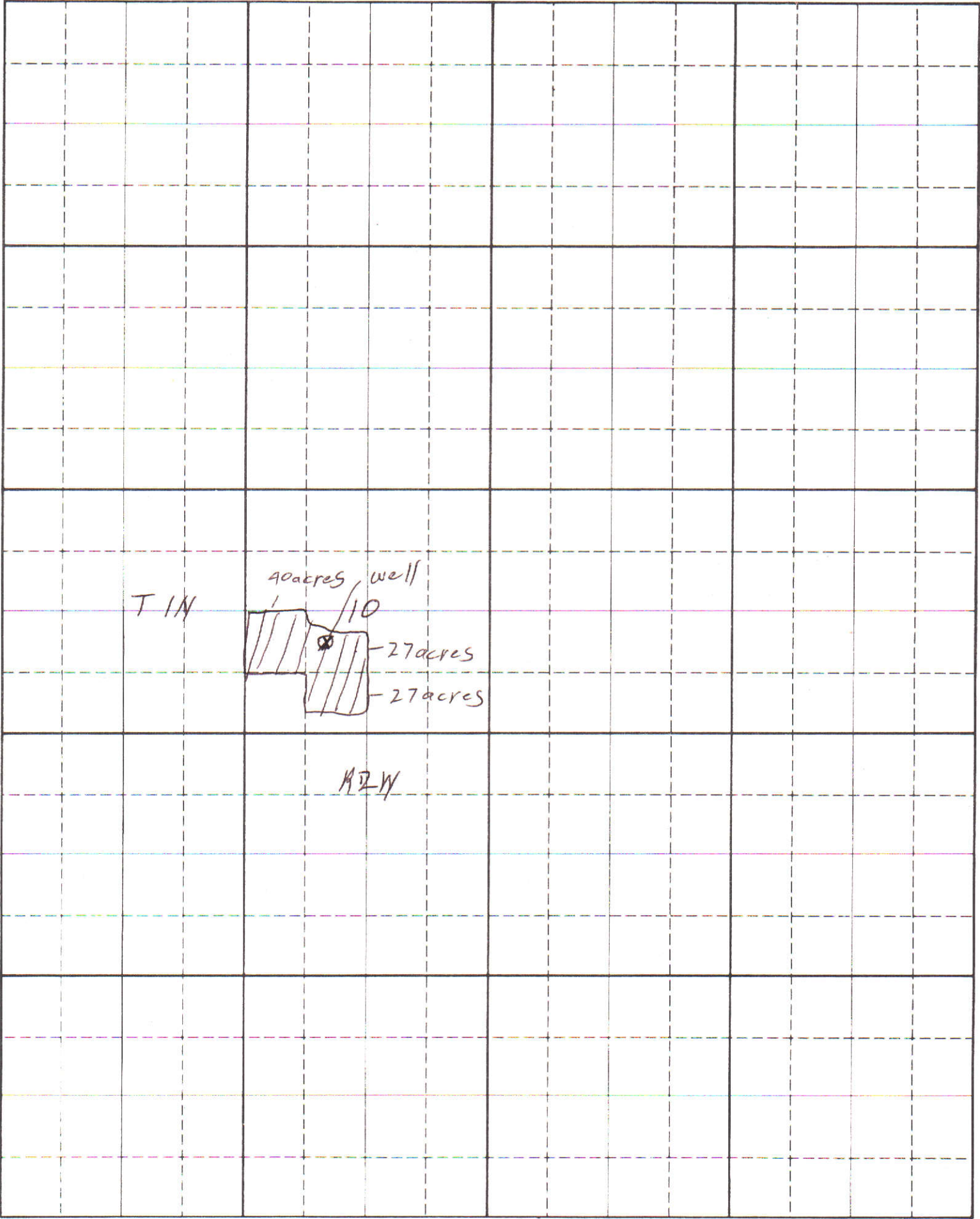


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

R. E. Cassidy
(Applicant)

AFFIDAVIT OF PUBLICATION

RECEIVED
MAR 10 1977

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

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

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

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

March 3, 10, 1977

Verla Harker

Subscribed and sworn to before me this

10th day of March, 19 77

Adam J. Kiser

Notary Public, Residing at Nampa, Idaho
My Commission Expires June 23, 1979.

NOTICE OF APPLICATION FOR WATER PERMIT

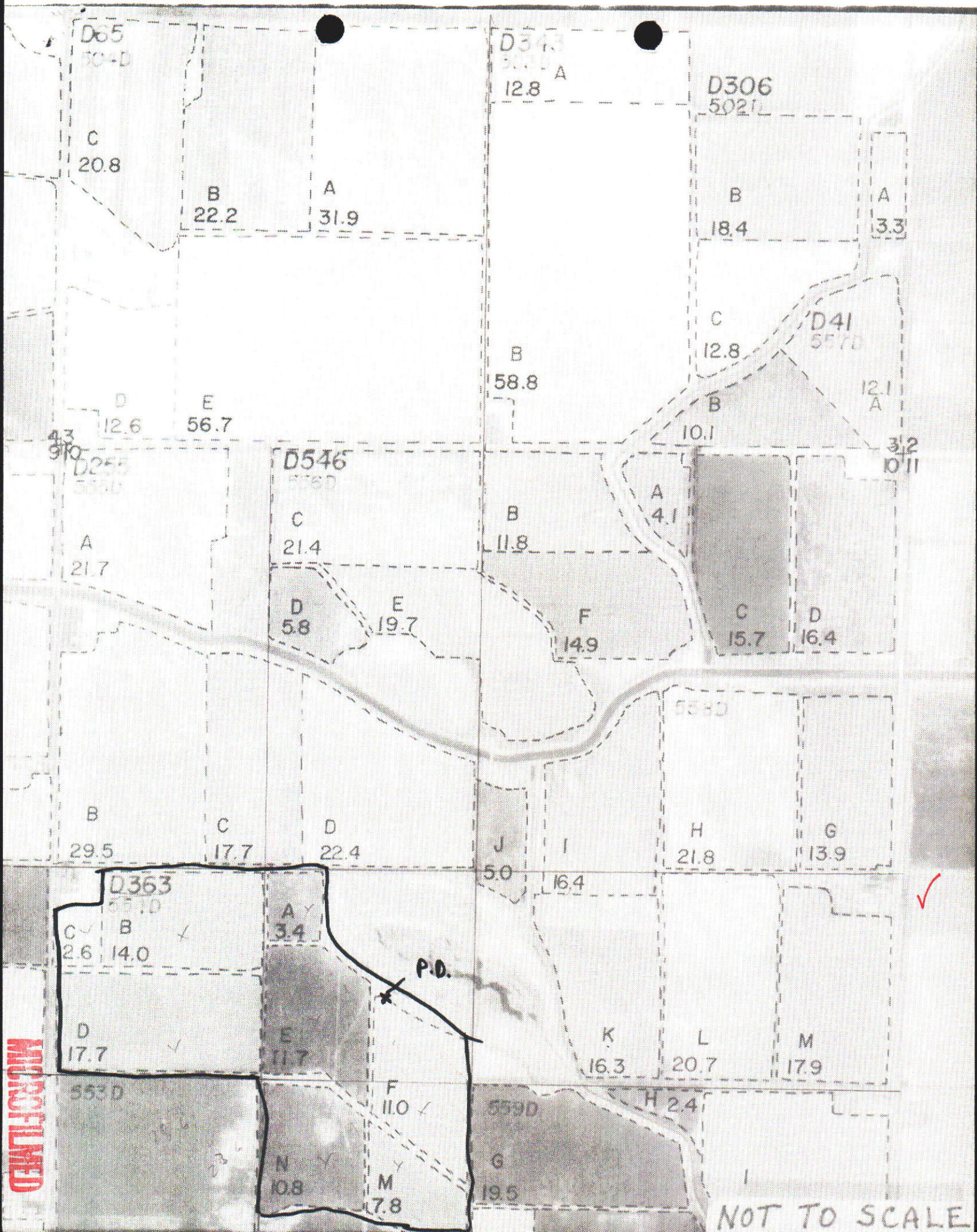
Notice is hereby given that R.E. &/or JANICE M. CASSIDY, Rt. 1, Melba, Idaho, has on February 24, 1977, submitted Application No. 63-8489 for a permit to appropriate 1.84 cubic feet per second of water from a groundwater source by means of well and pump within the NE 1/4 SW 1/4 Sec. 10 T1N-R2W B.M., Canyon County, to be used from March 15 to Nov. 15 for irrigation of 92 acres within the N 1/2 SW 1/4 SE 1/4 SW 1/4 Sec. 10, T1N-R2W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 21, 1977.

R. KEITH HIGGINSON
Director
March 3, 10, 1977.

MICROFILMED

OK
3-23-77
JF



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8489 Priority February 24, 1977 Amount 1.58 cfs

THIS IS TO CERTIFY, that R.E. Cassidy &/or Janice M. Cassidy
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 63-8489 issued pursuant to Application for Permit dated February 24, 1977,
and has submitted proof to the Department of Water Resources on June 29, 1981,
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 2.18 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>1.58</u> cfs and <u>355.5</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 1.58 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
355.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10,
Twp 1N, Rge 2W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1N	2W	10									21	34	24						79

Total number of acres irrigated 79

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17TH day of

APRIL, 19 84.

Acting for the Director

Norman C Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 63-8489

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.

Glen Saxton
GLEN SAXTON
Chief, Operations Bureau

RECEIVED

Identification No. _____

Application No. 63-8489

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 R. E. CASSIDY &/or JANICE M. CASSIDY Phone: 466-3800
post office address Route 1 Melba, ID
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 10 Township 1N
Range 2W B.M. Canyon County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.84 for irrigation purpose from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.84 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
16" well 600 feet deep with turbine motor 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 16 inches; proposed depth of well is 600 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 20,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

RECEIVED

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1N	2W	10									27	40		27					92

Total number of acres to be irrigated 92

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

live water from Hat Butte Lateral

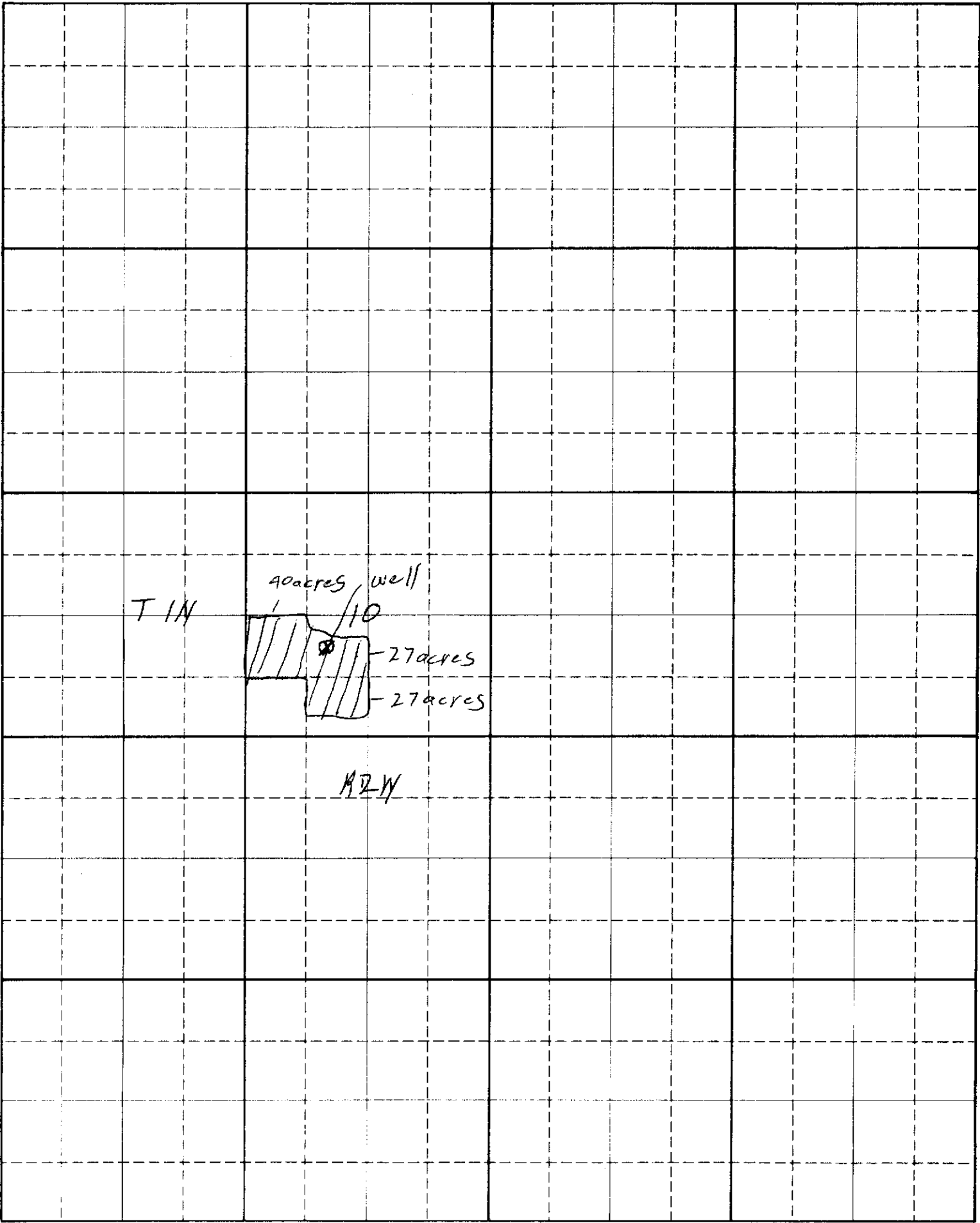
9. a. Who owns the property at the point of diversion Applicant

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.

R. E. Cassidy
(Applicant)

Proposed Priority 2/24/77

Received by CLS Date 2/24/77 Time 2:15 PM

Preliminary check by CLS Fee \$ 35 ~~100~~

Receipted by if Date 2-24-77 # 6717

Publication prepared by CS Date 2-28-77

Published in Idaho Free Press

Publication dates March 8, 1977 & March 10, 1977

Publication approved if Date 3-23-77

Priority reduced to if Reason _____

Protests filed by: Francis Serviss, Marvin Cornelison

Copies of protests forwarded by 1p 3-8-1977

Hearing held by _____ Date protest withdrawn

Recommended for approval denial by 144 ~~10~~

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. 63-8489, 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 April 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 15 day of April, 19 77.


Director

AFFIDAVIT OF PUBLICATION

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

Verla Harker
of Nampa, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

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

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

March 3, 10, 1977

Subscribed and sworn to before me this

10th day of March, 19 77

Adam J. Kaut
Notary Public, Residing at Nampa, Idaho
My Commission Expires June 23, 1979.

FOR WATER PERMIT

Notice is hereby given that R.E. &/or JANICE M. CASSIDY, Rr. 1, Nampa, Idaho, has on February 24, 1977, submitted Application No. 63-8489 for a permit to appropriate 1.84 cubic feet per second of water from a groundwater source by means of well and pump within the NE 1/4 SW 1/4 Sec. 10 T1N-R2W B.M., Canyon County, to be used from March 15 to Nov. 15 for irrigation of 92 acres within the NW 1/4 SE 1/4 SW 1/4 Sec. 10, T1N-R2W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 21, 1977.

R. KEITH HIGGINSON

OK
3-23-77
mf

Notice to Mailer of Correction in Address

RECEIVED

Addressee's Account Number (All numbers, dates, and letters)

☐ count number on mail

AS records were already current.

☐ count number illegible

Addressee's Name

Ron E Cassidy

DEC 01 2000
12-1-00

Old Address (Include apartment or suite number)

RR1

Department of Water Resources

City, State, and ZIP Code

Melba ID

83641-9801

New Address (Include apartment or suite number)

4993 c Hwy 45

City, State, and ZIP Code

Melba ID 83641

This card is furnished: ☐ For address correction, as requested (your mailpiece was forwarded).
☐ In place of Form 3579 (see reason for nondelivery below).

The address portion of your mailpiece was not readily detachable. Reason for nondelivery:

☐ Moved, left no address

☐ No such street

☐ No such number

☐ Refused

☐ Attempted, not known

☐ Unclaimed

PS Form 3547, June 1995

63-27643-44, -45, 08409



UNITED STATES
POSTAL SERVICE

Med. ID 83641



Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RECEIVED

DEC 01 2000

Postage Due

50¢

Department of Water Resources

*Stacy Id
Dept of Water Resources
1301 N Orchard St
PO Box 83720
Boise ID 83720-0098*

83720+0098



April 17, 1984

RE: Permit No. 63-8489

R. E. &/or Janice M. Cassidy
Route 1
Melba, ID 83641

Dear Mr. and Mrs. Cassidy:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

110



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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

March 26, 1984

RE: Permit No. 63-8489

R.E. Cassidy &/or Janice M. Cassidy
Rt. 1
Melba, ID 83641

Dear Mr. and Mrs. Cassidy:

A representative of this Department has made an examination of the works covered by your Permit No. 63-8489, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.58 cfs Source: groundwater

The maximum quantity diverted shall not exceed 355.5 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10, Twp 1N, Rge 2W

Beneficial Use: Irrigation of 79 acres within NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 10,
Twp 1N, Rge 2W

Priority date established: February 24, 1977

Conditions (if any): This right when combined with all other rights shall
provide no more than .02 cfs per acre or more than 4.5 afa per acre for the
lands above.

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,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

CASSIDY

70 ACRES
TOTAL

63-8489

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)	466-3800		
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 14 JULY 1981 Accompanied by MR. CASSIDY Total Q measured 2.18 CFS
If source is surface water, estimate total flow of source _____
Methods of measurement OFFICE PLATE Meets Permit requirements? YES ✓

Measurement calculations:

Measurement calculations:
 $2' \times 6' \text{ or } 18" \text{ pipe } 40" \text{ of H}_2\text{O} = 979 \text{ gpm} \checkmark = 2.18 \text{ cfs} \checkmark$

[illegible]

System Description 6 cylinder diesel engine, turbo concrete clutch and
spline shafts

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
IRRIGATION ✓	1.58 ✓	355.5 ✓	3/15 ✓	4/15 ✓
			245 days	

$$V = 1.58 \times 1.9835 \times 245 = 767.8 \text{ AF}$$

Total

1.58 ✓

355.5 ✓

Remarks Coals at 140' 135' deep 960cc at 110
measurement not at full throttle

MICROFILMED

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: N 5W S 10 2W 24 ✓

Place(s) of Use

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature

Checked by

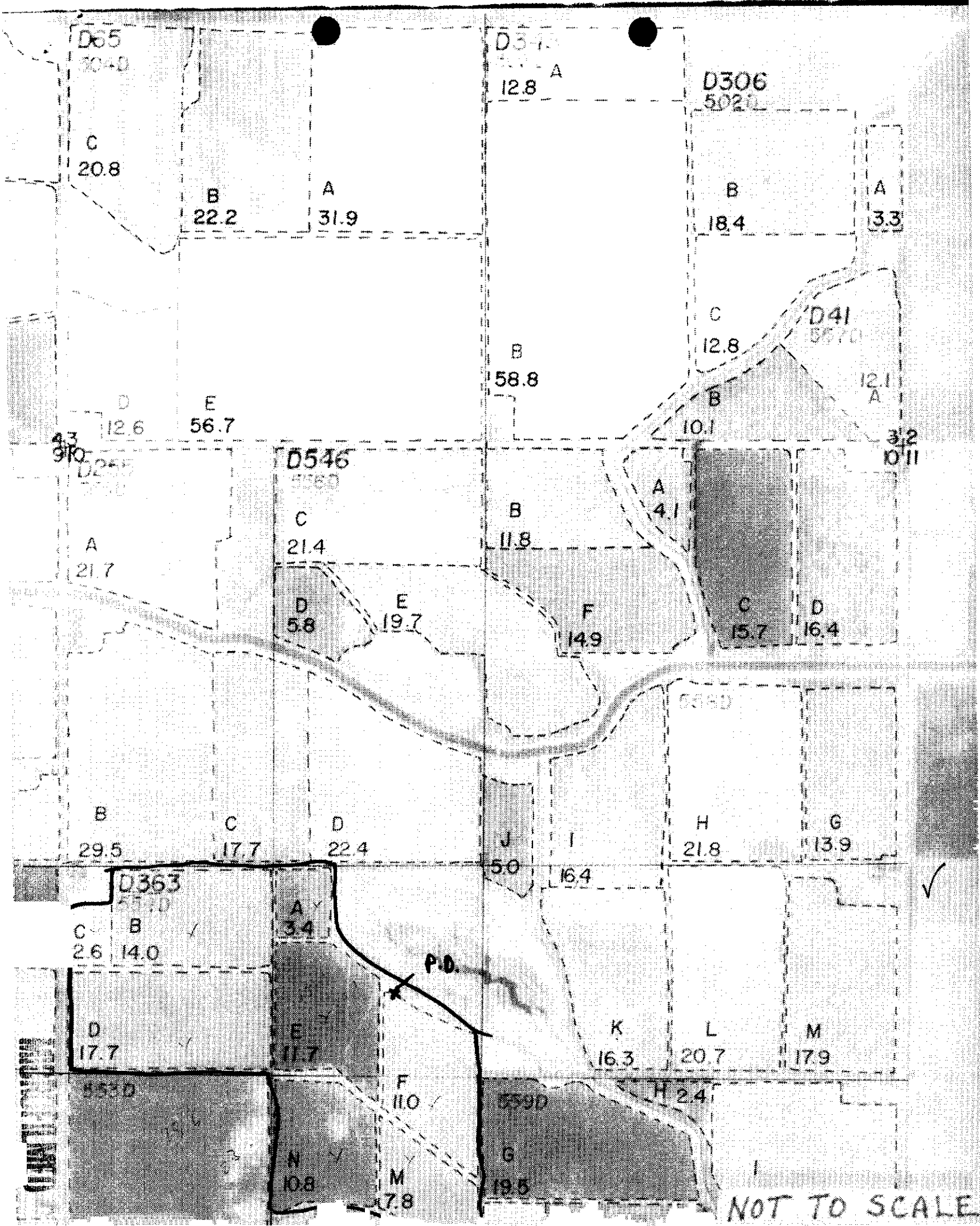
Approved by

Date _____

ate

Date _____

14 July 1981
23 Aug. 1982
" " "
2-23-84



Overlap Review for 63-8489

as per permit - water from Hat
Butte Lateral - Recommend R16(4.5)

as per micro-fische 2/23/84:

p/d - none

p/u - 63-3171 Sleepy Hollow Drain
different source - use R16(4.5)

no overlaps except kay
above. k

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

A. Kenneth Dunn

Director

(208) 334-2190

January 13, 1982

E. M. w/o/c. Carice . . Cassidy
Rt. 1
Helba, Idaho 83541

RE: 60-0449

Dear

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

no appointment made

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

MICROFILMED

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. 63-8489.

Name(s) of Permit Holder: R.E. & Janice M. Cassidy

Post Office Address: Rt 1, Melba, Idaho

Tel. No. 466-3800

Source of Water: Groundwater

Extent of Use:

☐ Domestic	(number of households)
☐ Stockwater	(number and type of stock)
☒ Irrigation <u>92</u>	(acres)
☐ Other	

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.

6-24-81
Date

R.E. Cassidy
Signature of Permit Holder

RECEIVED

R E Cass

Rt 1 Milha

Idaho 83641



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

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. TUTHILL JR., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

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
Boise, Idaho 83709
Telephone 334-2190

RECEIVED

IDENT. NO. 63-8489

WATER RIGHT
DATA ENTRY LOG

[illegible]

April 19, 1977

Re: Permit No. 63-8489

R. E. 6/cr Janice M. Cassidy
Route #1
Melba, ID

Dear Mr. & Mrs. Cassidy:

Dear Mr. & Mrs. Cassidy:
Enclosed is a copy of your approved Application for Permit No. 63-8489. 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

1. The first step is to identify the problem. This involves understanding the current situation and what needs to be changed.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8489

☒ 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) CEB 24 Feb 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) CEB 24 Feb 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) none platted

(9) _____

Other rights on the same place of use none platted

(10) _____

Comments Wells in sec 5 & 17 show
irrigation measure

(11) ry ax

Affidavit of Publication received (date) 3-23-77

(12) _____

Final date for protests 3-21-77

Protests received: yes ☒ no _____

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

2/24/77 Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of
approval

_____ No special conditions for approval

(15) District W By 742 Date 3-23-77

March 22, 1977

Re: Applications for Permit Nos. 63-8488 and 63-8489
(R. E. &/or Janice M. Cassidy)

Marvin Cornelison
Route 1, Box 160
Melba, ID 83641

Dear Mr. Cornelison:

This office acknowledges receipt of the withdrawal of protest against the above referenced applications.

Please be advised that this office will now continue processing the applications, since the protest has been withdrawn.

Sincerely,

L. GLEN SAXTON, PEE.
Western Regional Supervisor

LGS:rf

MICROFILMED

March 22, 1977

Re: Applications for Permit Nos. 63-8488 and 63-8489
(R. E. &/or Janice M. Cassidy)

Mr. Francis Serviss
1700 South Powerline Road
Nampa, ID 83651

Dear MR. Serviss:

This office acknowledges receipt of the withdrawal of protest on applications No. 63-8488 and 63-8489 in the name of R. E. &/or Janice M. Cassidy.

This office will now continue to process the applications, since the protest has been withdrawn.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

MICROFILMED

March 22, 1977

Re: Applications for Permit Nos. 63-8488 & 63-8489

R. E. &/or Janice M. Cassidy
Route 1
Melba, ID 83641

Dear Mr. & Mrs. Cassidy:

Enclosed is a copy of a withdrawal of protest against the above referenced applications.

This office will now continue to process your application since the protest has been withdrawn.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.

MICROFILMED

- NOTICE -

I, Francis Serviss of 1700 South Powerline Road, Nampa, Idaho in my own behalf and for my uncle Marvin Cornelison of Routel, Box 160, Melba, Idaho, hereby withdraw our protest against application No's 63-8488 & 63-8489 in the name of R.E. Cassidy and/or Janice M. Cassidy.

March 21, 1977
Date

⁴⁶⁶⁻⁹⁴⁹⁷
Francis Serviss

Marvin Cornelison
by Francis Serviss
Authorized agent

RECEIVED

MAR 7 1977

Department of Water Resources
Western Regional Office

- NOTICE OF PROTEST -

I, Francis Serviss of 1700 South Powerline Road, Nampa, Idaho,
(and Marvin Cornelison Route 1, Box 160, Melba, Idaho, hereby protest
the approval of Application No.'s 63-8489 and 63-8488 submitted in
the name of R. E. and/or Janice M. Cassidy. The reason for this
protest is that the proposed use would interfere with my prior use
of water from the same drain. My pump is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 10, T. 1N., R. 2W., which has been in use for 18 to 20 years.

Please notify me of any conference or hearing held in this
matter.

March 7, 1977
Date

March 7, 1977
Date

Francis Serviss

Marvin Cornelison

MICROFILMED

March 8, 1977

Re: Application for Permit No. 63-8488 and 63-8489
R. E. & Janice M. Cassidy

C
Francis Serviss and Marvin Cornelison
1700 South Powerline Road
Nampa, Idaho 83651

Gentlemen:

O
This office acknowledges receipt of your protest to issuance of a permit pursuant to the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

- P
Y
1. Will the proposed use reduce the quantity of water under existing water rights?
 2. Is the proposed water supply insufficient for the purposes intended?
 3. Is the application made in good faith or for delay or speculative purposes?
 4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:lp
bcc: State Office

MICROFILMED

March 8, 1977

Re: Application for Permit No. 63-8488 and 63-8489

R. E. &/or Janice M. Cassidy
Route 1
Melba, Idaho 83641

Dear Mr. & Mrs. Cassidy:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 63-8488 and 63-8489. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of 0.02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required (Section 42-202, Idaho Code).

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. If we may be of any assistance, please contact us.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:lp
Enclosure
bcc: State Office

COPY

MICROFILMED



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

February 25, 1977

Re: See Attached Sheet

Idaho Free Press
P. O. Box 88
Nampa, ID 83651

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before March 21, 1977.

Sincerely,

Bill submitted
3-23-77
y

MICROFILMED

Published in the IDAHO FREE PRESS on March 3, 1977 and March 10, 1977

63-8466	Jerry Hopper
63-8467	Clyde D. Schuster
63-8473	Codr, Inc.
63-8477	C. Richard &/or Marilyn Gunning
63-8479	LeRoy M. &/or S. Matena Ulrich
63-8480	Thomas P. &/or Lois Ann Murray
63-8481	Ted W. Lewis
63-8482	Dean R. &/or Alice J. Harrison
63-8483	Leonard Tiegs
63-8485	Edmond A. Anderson
63-8488	R. E. &/or Janice Cassidy
63-8489	R. E. &/or Janice Cassidy
63-8490	Lewis &/or Elfredia Cassidy
63-8494	Tiegs Farms, Inc.
63-8495	Tiegs, Farms, Inc.
63-8496	Tiegs Farms, Inc.

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that R. E. &/or JANICE M. CASSIDY
Rt. 1, Melba, ID
has on February 24, 1977 submitted Application No. 63-8489
for a permit to appropriate 1.84 cubic feet per second ~~XXXXXXXXXX~~
~~XXXXXXXXXX~~ of water from a groundwater source
by means of well and pump
within the NE1/4 Sec 10 T1N-R2W B.M., Canyon County

to be used from Mar 15 to Nov 15
for Irrigation 92 acres

within the NE1/4 SE1/4 Sec 10, T1N-R2W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 21, 1977.

R. KEITH HIGGINSON

Director

Published in the Idaho Free Press, Nampa, ID
on March 3, 1977 and March 10, 1977.

RECORDED