

AFFIDAVIT OF PUBLICATION

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

RECEIVED
MAR 16 1977
Idaho Department of Water Resources
Boise, Idaho 83720

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:

March 3, 10, 1977

Verla Harker

Subscribed and sworn to before me this

10th day of March, 19 77

Adam J. Hark

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that SYMMS FRUIT RANCH, Route 4, Caldwell, ID has on February 22, 1977 submitted Application No. 63-8469 for a permit to appropriate 1.6 cubic feet per second of water from a groundwater source by means of well, pump and pipeline within the SE 1/4 SW 1/4 Sec 23 T3N-R4W B.M., Canyon County to be used from Mar. 15 to Nov. 15 for irrigation of 80 acres within the SE 1/4 SW 1/4 Sec 23; NE 1/4 NW 1/4 Sec 26 T3N-R4W B.M.

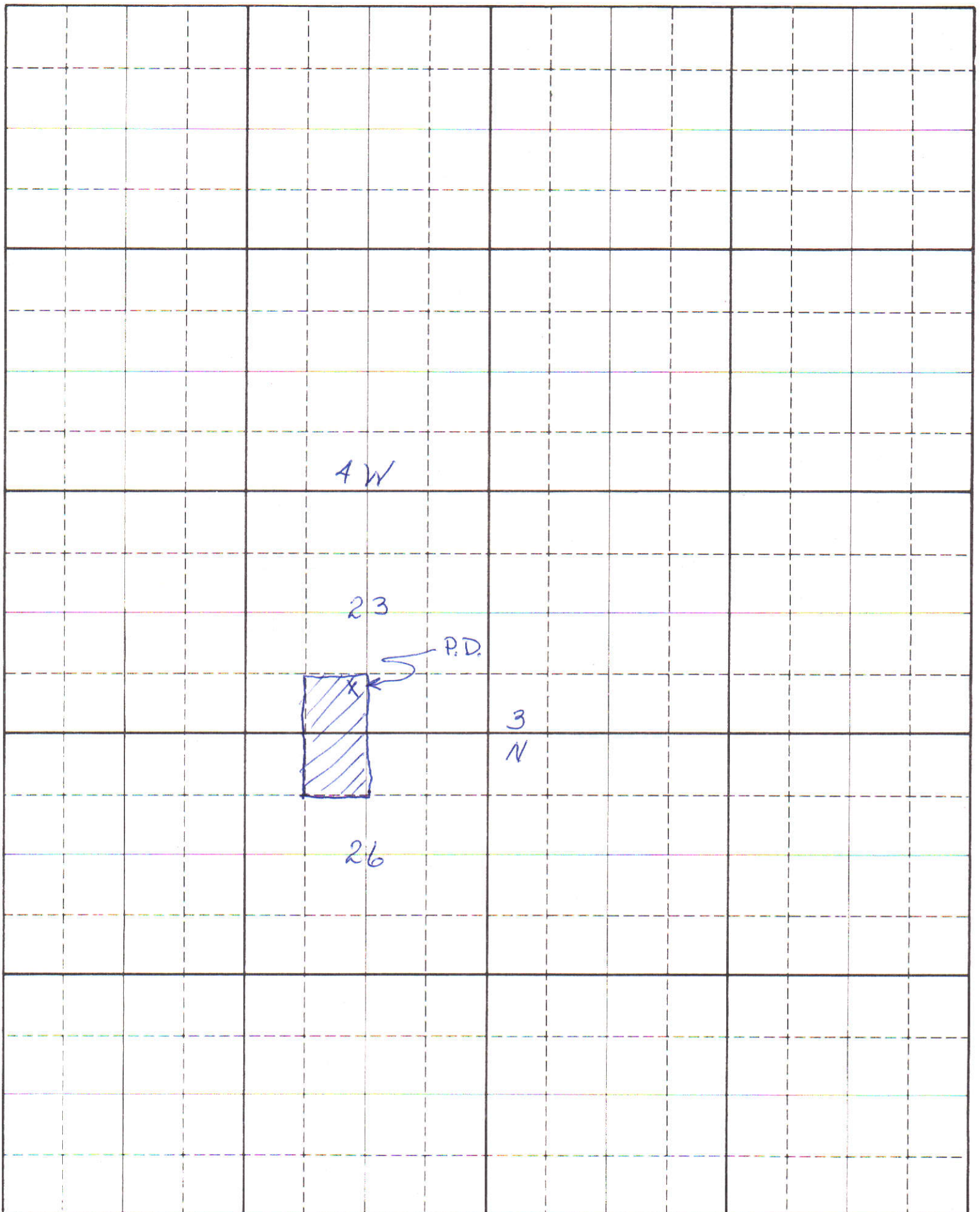
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 21, 1977.

R. KEITH HIGGINSON
Director
March 3, 10, 1977

OK
3-21-77
M

MICROFILMED

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

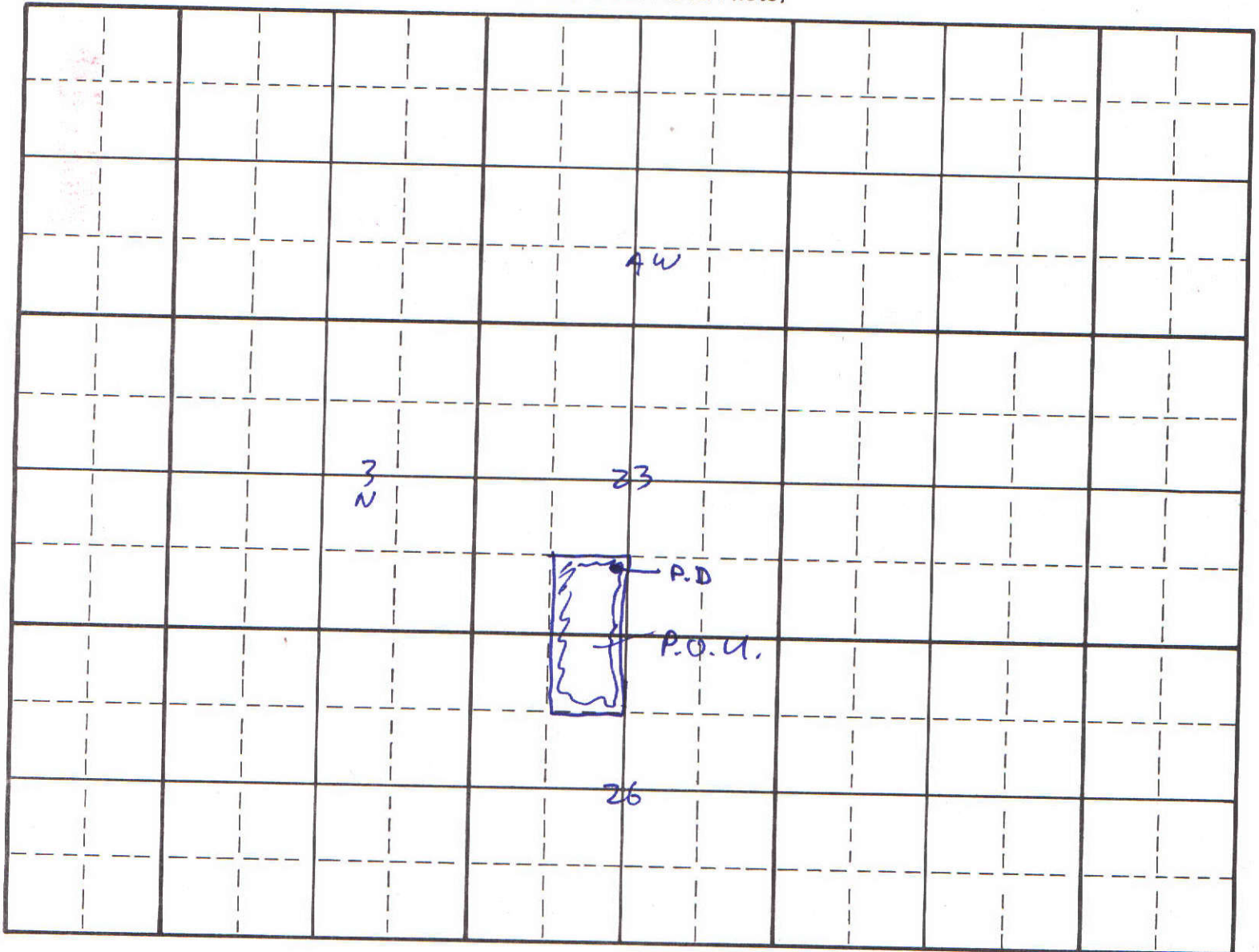


Scale: 2 inches equal 1 mile

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.

SYMONS FRUIT RANCH INC
(Applicant)
R.A. Symons
Treasurer

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE SW S 23 3N 4W

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	4W	23																	40
3N	4W	26					40							40					40
																			80

Recommended Amendments:

- ☐ 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 Jul E. Morris

Checked by DBS

Approved by Robyn

Date 19 May 1980

Date 8/26/80

Date 1/7/80

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8469 Priority February 22, 1977 Amount .71 cfs

THIS IS TO CERTIFY, that SYMMS FRUIT RANCH
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-8469 issued pursuant to Application for Permit dated February 22, 1977,
and has submitted proof to the Department of Water Resources on February 15, 1980,
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 .71 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
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u> at <u>.71</u> cfs and <u>345 acre feet</u>		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than .71 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
345 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 3N.,
Rge. 4W, B.M. 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 $\frac{1}{4}$	
3N	4W	23												40					40
		26					40												40

Total number of acres irrigated 80

This right when combined with all other rights shall provide no more than 4.5 afa
per acre for the lands above, nor shall it provide more than .02 cfs per acre.

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 30 day of
January, 19 81.

Director

1

1

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 63-8469 }

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 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. _____

Application No. 63-8469

**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 Symms Fruit Ranch Phone: 459-4821
post office address Route 4, Caldwell, ID
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 3N
Range 4W 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 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. 1.6 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump & pipeline

- 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 300 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 \$ 10,000.
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
JUN 10 1963
IDAHO DEPT. OF WATER RESOURCES

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

[illegible]

Total number of acres to be irrigated 80

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

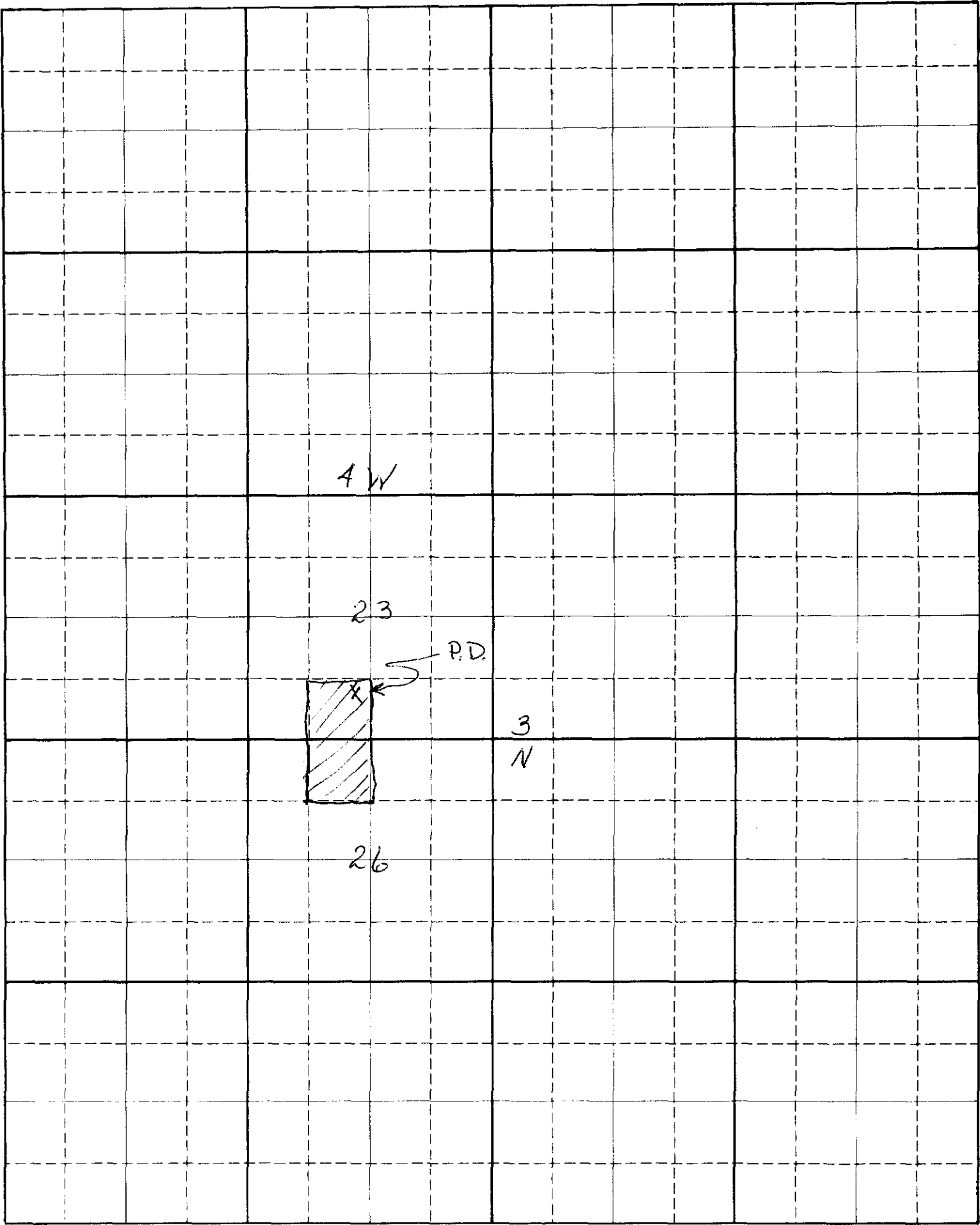
9. a. Who owns the property at the point of diversion Application

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

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.

SYMONS FRUIT RANCH INC
(Applicant)
R.A. Symons
Treasurer

Proposed Priority 2/22/77
Received by S Date 2/22/77 Time 3:00 pm
Preliminary check by RWH Fee \$ 35.00
Receipted by if Date 2-22-77 # 6687
Publication prepared by if Date 2-24-77
Published in News-Tribune
Publication dates March 3 & 10
Publication approved if Date 3-21-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 148

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

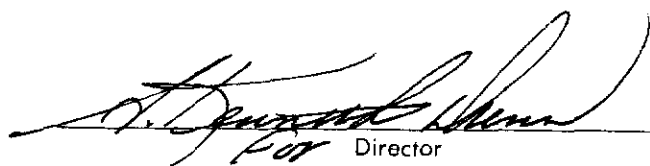
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8469, and said application is hereby APPROVED.

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.

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 26 day of April, 19 77.


Director

AFFIDAVIT OF PUBLICATION

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

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

OK 3-21-77
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. Hark
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE IS HEREBY GIVEN THAT SYMMAS FRUIT RANCH, Route 4, Caldwell, ID has on February 22, 1977 submitted Application No. 63-6469 for a permit to appropriate 1.6 cubic feet per second of water from a groundwater source by means of well, pump and pipeline within the SE 1/4 SW 1/4 Sec 23 T3N-R4W B.M. Canyon County to be used from Mar. 15 to Nov. 15 for irrigation of 80 acres within the SE 1/4 SW 1/4 Sec 23; NE 1/4 NW 1/4 Sec 26 T3N-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 Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 21, 1977.

KEITH HIGGINSON

VERIFIED DJ
5-17-85

WATER RIGHT NUMBER 63-8469

OWNER LAST NAME - SYMMS FRUIT RANCH

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - RT. 4

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALOWELL

STATE - ID ZIP CODE - 83605

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 02-22-1977 COUNTY - CANYON

TOTAL DIV. RATE - .7100 -CFS

TOTAL DIV. VOLUME - 345.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESW 23 03N 04W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. RATE - .7100 CFS USE DIV. VOLUME - 345.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 04W SEC 23 TRACT SESW LOT AC 40

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 04W SEC 26 TRACT NENW LOT AC 40

DECREE NAME -

DATE -

TOTAL ACRES 80

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE - BOISE PROJECT.

PROOF DUE - 04-01-1980 PERMIT/DENIED - 04-26-1977 PROTESTED -

HEARING -

OLD NO. -

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

DIVERSION MEANS - WELL, PUMP & PIPELINE.

IDENT. NO. 63-8469

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

1. Original Owner: Symms Fruit Ranch
- Present Owner: _____
2. Address: Rt. 4
3. City: Caldwell State: Id Zip: _____
4. A. Source of Water: Gr
- B. Tributary of: _____
5. A. Stage (A,P,L,D,S,J): D
- B. Status (D,L,R,C,A,I,F - leave blank if valid): _____
- C. Priority Date: 2-22-1977
- D. County: 27
- E. Total Diversion Rate: 1.6
- F. Total Diversion Volume: _____
- G. Transfer/Amendment (P,T of A or blank): _____
- H. Water District: _____
- I. DLE/Carey Act (D,C or blank): _____
- J. Right Basis (for adjudication claims A,B,C only): _____

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't</u> <u>Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>SE SW</u>	<u>23</u>	<u>3N</u>	<u>4W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

[illegible]

8. Use Code: *A*

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	
<i>3N</i>	<i>4W</i>	<i>23</i>												<i>40</i>					
		<i>26</i>								<i>40</i>									

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

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

12. Other Rights for Same Use: *Boise Project*

13. A. Proof Due Date: *4-1-1982*

B. Date Permit Approved or Denied: *4-26-1977*

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: *01403A,*

14. Diversion Means (brief narrative): *Well, pump & pipeline.*



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

February 4, 1981

Symms Fruit Ranch
Route 4
Caldwell, Idaho 83651

Dear Sirs,

RE: License No. 63-8469

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

Geni Johnson

JIM JOHNSON
Water Distribution Supervisor

JJ:mr
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

January 9, 1981

Symms Fruit Ranch
Route 4
Caldwell, Idaho 83651

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 63-8469, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .71 cfs Source: groundwater

The maximum quantity diverted shall not exceed 345 acre feet
per year.

Point(s) of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 3N, Rge. 4W, B.M.

Beneficial use: Irrigation of 40 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23; 40 acres
within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, Twp. 3N, Rge. 4W.

Priority date established: February 22, 1977

Conditions (if any): RIS (U.S.)

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

RECEIVED

Symms Fruit Ranch
State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

P. 5E5W S. 23

T. 3N R. 4W

63-8469

Permit No.

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

REMARKS

NO

Appointment letter mailed:

Telephone call made:

(List Telephone No. used)

Appointment scheduled for:

(Date, time, location)

mid Aug 1980

EXAMINATION

Date 15 Aug

Accompanied by Dick Symms

Total Q measured 2.71 cfs

If source is surface water, estimate total flow of source

Methods of measurement orifice, Piezometer Tube Meets Permit requirements? yes

Measurement calculations: $8 \times 411 \text{ } 29'' \text{ Head} = \frac{320 \text{ gpm}}{4488} = .71 \text{ cfs}$ $1.98 \times 245 \text{ days} \times .71 \text{ cfs} = 345 \text{ AF/ANN}$ ✓ $80 \text{ ac} \times 4.5 \text{ in. req} = 360$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	50	45 EAC	R210740	wellline	46118	orifice	Good	29" Head

System Description well, pump into concrete ditch system and sprinkler system

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

RECOMMENDED AMOUNTS

Irrigation requirement = 4.5 AFA/Acre

USE

Q (cfs)

V (afa)

FROM

TO

IRRIGATION

.71

345

3/15

11/15

Total

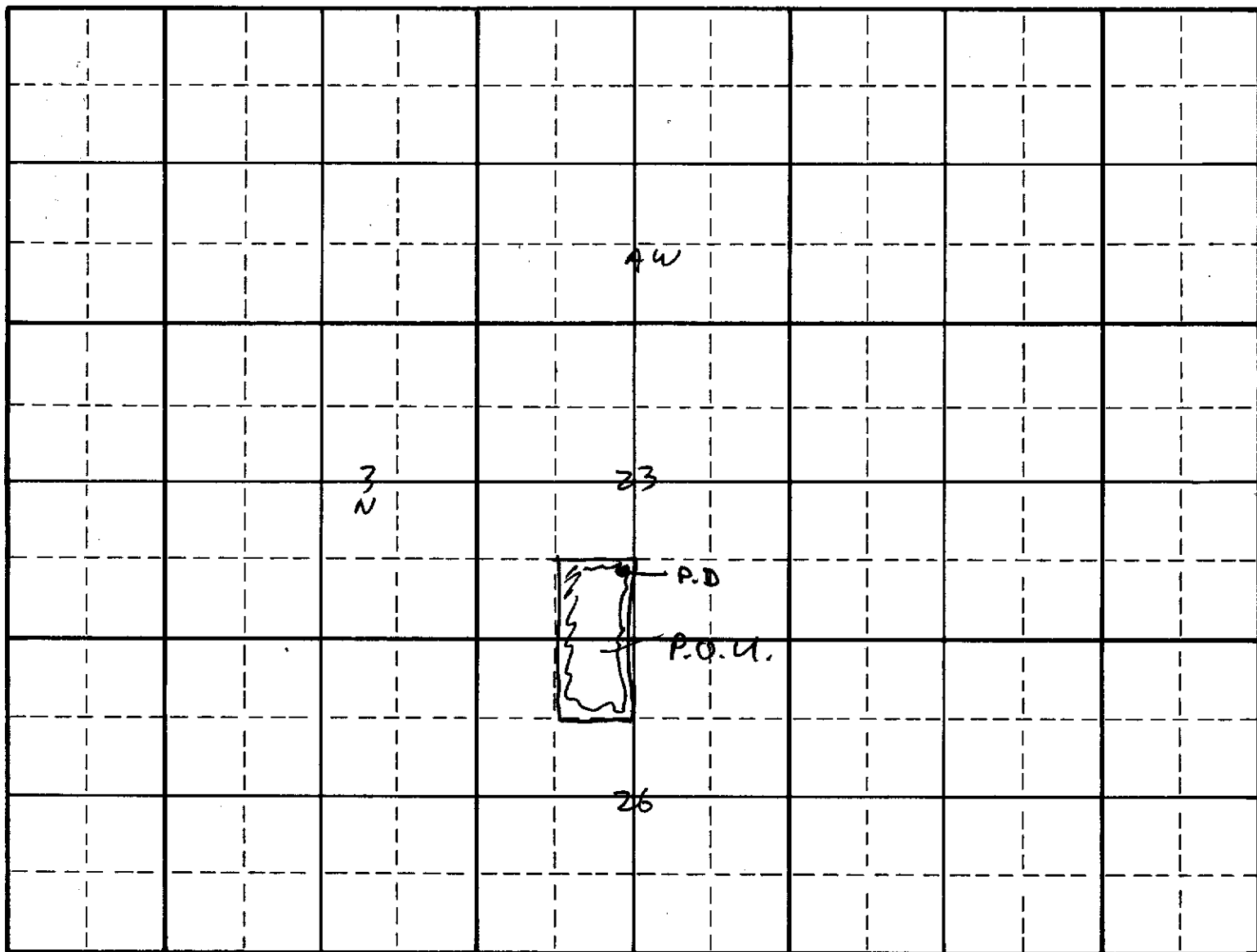
.71 ✓

345.0 ✓

Remarks This well is tied into the irrigation system of the Fruit Ranch. License will be for acreage on permit AS cannot really say what is irrigated by the well.

MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE 54 S 23 3N 44

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	44	23												40					40
3N	44	26					40												40
																			80

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

Examiner's Signature W E Morris
 Checked by DBS
 Approved by Robyn

Date 19 May 1980
 Date 8/26/80
 Date 1/7/80

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. 63-808.

Name(s) of Permit Holder: SYNMS FRUIT FANCH, INC.

Post Office Address: RT # 4 - CALDWELL,

IDaho - 83605 Tel. No 208-4594821

Source of Water: GROUND WATER

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 160 (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.

2/14/80
 Date

[Signature]
 Signature of Permit Holder

SYMMS FRUIT
ET. 4 -
CALDWELL, IDAHO 83605



Department of Water Resources

FEB 15 1980

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SYMMS FRUIT RANCH
RT. 4
CALDWELL, ID

101770

JANUARY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8469 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1980. (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

MAILING

January 28, 1980

Jim Mertz
Symms Fruit Ranch
Route 4
Caldwell, ID 83605

Dear Mr. Mertz:

Re: Permit No. 63-8468 and 63-8469

Pursuant to your request, enclosed are the statement of beneficial use postcards. Also enclosed, are copies of the order modifying the measuring device requirement on these permits.

If you have any questions concerning the completion of these cards, or if you need any explaining on the orders, please contact this office or our regional office.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure



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

January 28, 1980

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.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

RECEIVED
JAN 29 1980

April 28, 1977

Re: Permit No. 63-8469

Symms Fruit Ranch
Route #4
Caldwell, ID 83605

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-8469. 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

RECEIVED
MAY 1 1977
WATER RIGHTS
DIVISION
BOB FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

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

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

(1) R.W.H. 2-23-77

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) R.W.H. 2-23-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels: no close obs wells

____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use none platted

(10) _____

Comments: _____

(11) ry OK

Affidavit of Publication received(date) 3-21-77

(12) _____

Final date for protests 3-21-77

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

By THH

Date 3-23-77

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higgins
Director

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

February 25, 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 March 21, 1977.

Sincerely,

RECEIVED

Bill submitted
3-21-77
y

Published in the NEWS-TRIBUNE, CALDWELL, ID on MARCH 3, 1977 and
MARCH 10, 1977.

63-8469	Symms Fruit Ranch
63-8470	James Washburn
63-8472	M & W Farms, Inc.
63-8471	M & W Farms, Inc.
63-8491	Allan Wood
63-8468	Symms Fruit Ranch
63-8475	John J. Hockberger
63-8474	John J. Hockberger
63-8478	Ed M. Payne &/or James L. Payne
63-8484	James Kent
63-8486	J. Keith Grow & Jean N. Grow
63-8487	Clyde L. Marchbanks

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that SYMMS FRUIT RANCH,
Route 4 Caldwell, ID
has on February 22, 1977 submitted Application No. 63-8469
for a permit to appropriate 1.6 cubic feet per second ~~acre feet~~
~~per annum~~ of water from a groundwater source
by means of well, pump and pipeline
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 23 T3N-R4W B.M., Canyon County

to be used from Mar 15 to Nov 15
for irrigation of 80 acres

within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 23; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 26 T3N-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 Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 21, 1977.

R. KEITH HIGGINSON

Director

Published in the News-Tribune, Caldwell, ID
on March 3, 1977 and March 10, 1977.

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