

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Canyon.

)
) ss.
)

AUG 30 1976

FOR WATER PERMIT

Notice is hereby given that Lasher Construction Co., Inc. Caldwell, Idaho, has on August 17, 1976 submitted Application No. 43-8355 for a permit to appropriate 1.0 cubic feet per second of water from a groundwater source by means of well & pump within the SE 1/4 NE 1/4 Sec 16 T3N-R3W B.M., Canyon County, to be used from Jan. 1 to Dec. 31 for domestic purposes to serve 96 families within the SE 1/4 NE 1/4 Sec 16 T3N-R3W 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 September 6, 1976.
D. KEITH HIGGINSON

Jeanne Lusk
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:

August 19, 26 1976

Subscribed and sworn to before me this

26th day of August, 1976

Notary Public, Residing at Nampa, Idaho

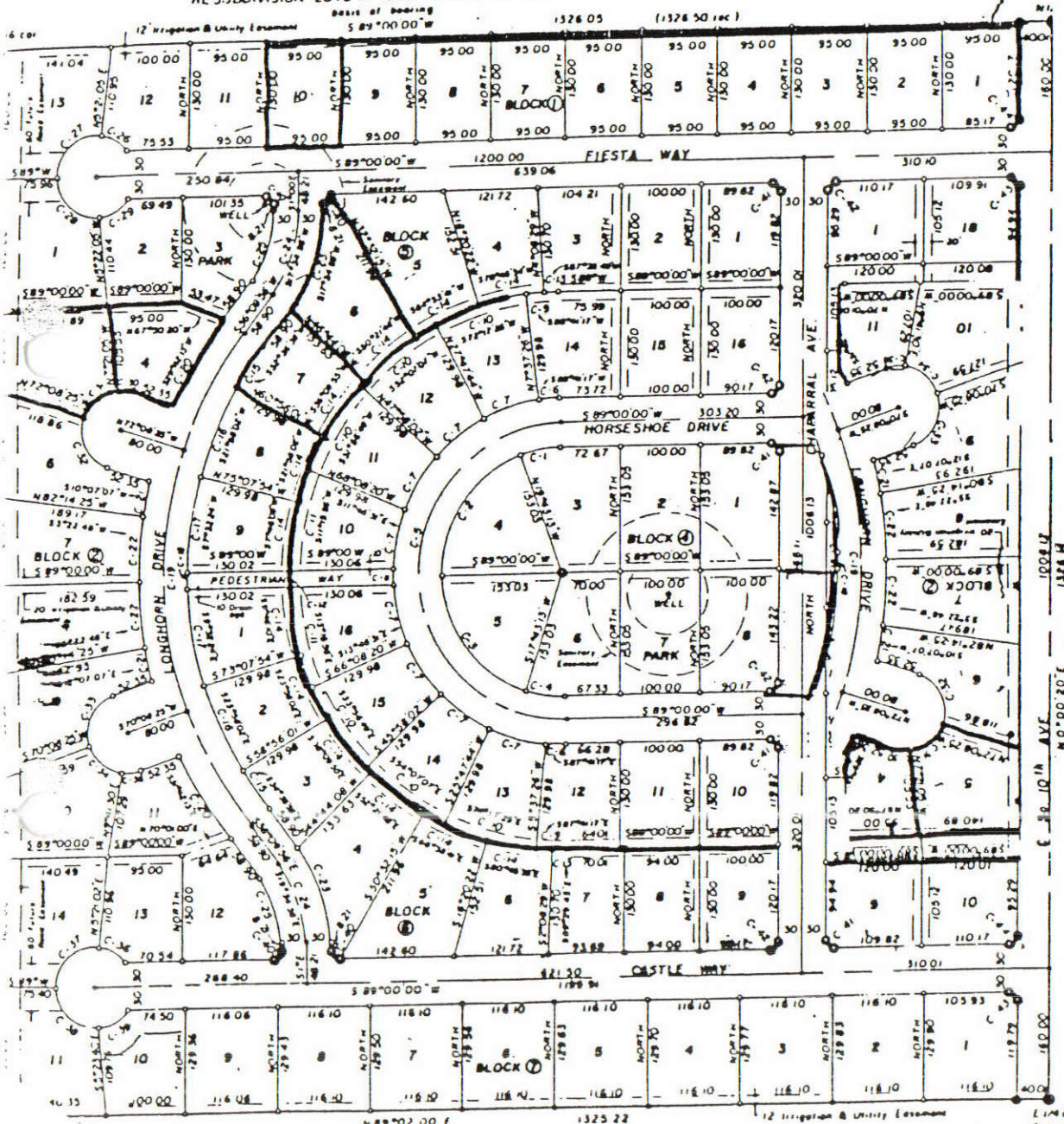
My Commission Expires June 23, 1979.

OK
8-31-76
RF

EL RANCHO HEIGHTS

IN THE SE 1/4 NE 1/4, SEC 16, T3N, R3W, B.M., CANYON COUNTY, IDAHO

RESUBDIVISION LOTS 14-15-16 BLOCK 1 AND ALL BLOCK 6 IN VANAL HEIGHTS SUB



This plat is subject to PROTECTIVE COVENANTS
Filed under instrument no. _____

LASHER CONSTRUCTION CO., INC.

EL RANCHO HEIGHTS

June 21, 1985.

Lot 4 & 5 Blk 2 \$14,500.00 ea.
Lot 6 & 7 Blk 5 \$14,000.00 ea.
Lot 10 Blk 1 \$13,500.00

Other lots when improved:
\$13,500.00-
\$15,500.00

Tennis court and playground.

Prices subject to change.

EASEMENTS

All lots are subject to a
7 ft Utility Easement
Easement along the street
frontage(s) in addition to
the other easements shown
and specified on this plat

SANITARY RESTRICTIONS

1 The SANITARY RESTRICTIONS
under Title 50, Chapter 13,
Idaho Code are in force

2 Septic tanks or drain-fields
are not permitted within
100 ft of the community
water, and buildings or
other possible sources of
pollution are not permitted
within 50 ft

CURVE	LENGTH	ANGLE	RADIUS	CHORD BEARING	CHORD
C-1	50.00	18°43'13"	153.03	S 79°38'24" W	49.78
C-2	190.58	71°16'47"	153.03	N 34°38'24" E	178.34
C-3	190.58	71°16'47"	153.03	S 54°38'24" E	178.34
C-4	50.00	18°43'13"	153.03	S 8°38'24" E	49.78
C-5	575.00	180°00'00"	183.03	S 1°00'00" E	366.04
C-6	24.63	6°37'26"	213.03	ON PLAT	24.63
C-7	75.00	20°10'18"	213.03	ON PLAT	74.61
C-8	20.00	5°22'44"	213.03	S 1°00'00" E	19.99
C-9	39.65	6°37'26"	343.01	ON PLAT	39.63
C-10	120.76	20°10'18"	343.01	ON PLAT	120.14
C-11	126.86	21°11'27"	343.01	ON PLAT	126.14
C-12	20.00	3°20'26"	343.01	S 1°00'00" E	20.00
C-13	18.81	3°08'29"	343.01	ON PLAT	18.80
C-14	85.00	14°11'53"	343.01	ON PLAT	84.78
C-15	58.60	7°05'56"	472.99	ON PLAT	58.37
C-16	117.21	14°11'53"	472.99	ON PLAT	116.91
C-17	121.00	14°39'25"	472.99	ON PLAT	120.67
C-18	20.00	2°25'22"	472.99	S 1°00'00" E	20.00
C-19	652.54	74°19'52"	502.99	S 1°00'00" E	607.73
C-20	120.22	12°55'26"	532.99	ON PLAT	119.97
C-21	43.89	4°43'05"	532.99	ON PLAT	43.88
C-22	81.99	8°43'55"	532.99	ON PLAT	81.41
C-23	131.12	37°09'58"	202.14	ON PLAT (C-24)	128.83
C-24	111.84	37°09'58"	172.14	ON PLAT	109.71
C-25	92.20	37°09'58"	142.14	ON PLAT (C-24)	90.29
C-26	40.82	44°44'45"	50.00	S 81°15'33" E	39.70
C-27	84.08	94°21'02"	50.00	N 47°10'32" E	74.32
C-28	82.35	94°22'05"	50.00	N 48°11'02" W	73.35
C-29	42.55	48°45'45"	50.00	N 80°15'03" E	41.28
C-30	22.00	25°12'40"	50.00	N 84°44'44" E	21.82
C-31	56.54	64°47'20"	50.00	S 50°15'15" W	53.57
C-32	78.54	90°00'00"	50.00	N 27°08'25" W	70.71
C-33	78.54	90°00'00"	50.00	S 25°08'25" W	70.71
C-34	32.75	80°26'55"	50.00	S 30°09'04" E	30.34
C-35	25.79	28°33'05"	50.00	N 84°54'57" E	25.30
C-36	40.82	44°44'45"	50.00	S 81°15'33" E	39.70
C-37	84.08	94°21'02"	50.00	N 47°10'32" E	74.32
C-38	82.37	94°23'40"	50.00	S 48°11'50" E	73.38
C-39	42.55	48°44'08"	50.00	N 80°14'16" E	41.28
C-40	5.71	90°00'00"	10.00	VARIABLE	14.16
C-41	5.88	91°00'00"	10.00	VARIABLE	14.27
C-42	12.33	89°00'00"	10.00	VARIABLE	14.02
C-43	5.88	91°00'00"	10.00	VARIABLE	14.27
C-44	4.53	88°59'40"	10.00	VARIABLE	14.02

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NOS. 63-8354)
AND 63-8355 IN THE NAME OF EL RANCHO) ORDER OF REINSTATEMENT
HEIGHTS HOMEOWNERS ASSOCIATION)

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

FINDINGS OF FACT

1. On September 17, 1976, the Director of the Department of Water Resources issued Permit Nos. 63-8354 and 63-8355 with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before October 1, 1977. The proof due dates were later extended to October 1, 1982.
2. On July 3, 1982, the Department sent proof due notices to the permit holders.
3. On November 22, 1982, the Department sent lapse notices to the permit holders since neither proof of beneficial use nor a request for extension of time had been received from the permit holders.
4. On February 7, 1990, Proof of Beneficial Use was received by the Department from the permit holders.
5. Section 42-218a, Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

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JUN 04 1990

6. The permit holders submitted evidence to confirm that water has been put to beneficial use. Evidence includes: a well drillers report showing a completion date in 1978, a water supply report and lab analyses of wells completed by the Idaho Department of Health and Welfare in 1981, and a copy of the original power service payment made in 1978.

7. The permit holders have stated that proof was submitted late because the former permit holder, Lasher Construction, did not have a secretary and the proof due and lapse notices were filed away by Lasher and not acted upon.

CONCLUSIONS OF LAW

1. The permit holders have submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used as identified on the permits.

2. The permit holders have shown sufficient cause why the proof of beneficial use was not submitted in a timely manner.

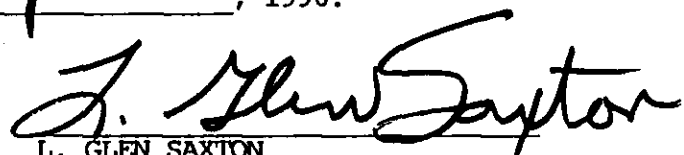
3. The permits can be reinstated with the date of priority advanced to the date proof of beneficial use was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit Nos. 63-8354 and 63-8355 are reinstated.

IT IS FURTHER ORDERED that the date of priority of these permits is advanced to February 7, 1990.

Dated this 25th day of April, 1990.


L. GLEN SAXTON
Chief, Water Allocation Bureau

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JUN 04 1990

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

I, GARY D. LASHER
LASHER CONSTRUCTION CO., hereby assign to EL RANCHO HEIGHTS
HOME OWNERS ASSOCIATION
of 15200 CASTLEWAY, CALDWELL, ID 83605
Address

All my right, title, and interest in and to Permit No. 63-8355
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 20th day of March, 19 90

Gary D. Lasher
Permit Holder

Deborah L. Lasher
Spouse of Permit Holder

State of Idaho)
County of Canyon) ss

On this 20th day of March, 19 90, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

s e a l

My commission expires:
3/18/93

Margaret O. Bunn
Notary Public residing at Caldwell, Id.

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JUN 04 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE
DATE IN CONNECTION WITH PERMIT NO. 63-8355
IN THE NAME OF LASHER CONSTRUCTION CO., INC.

ORDER

WHEREAS, on August 11, 1976, Lasher Construction Co., Inc. filed with the Department of Water Resources an application for permit to appropriate 1.00 cubic feet per second of groundwater to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Twp. 3N, Rge. 3W, B.M., Canyon County, to be used for domestic purposes; and,

WHEREAS, on September 17, 1976, the Department approved said application and issued Permit No. 63-8355 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before October 1, 1977; and,

WHEREAS, on September 6, 1977, the Department received a request for an extension of time within which to submit proof of beneficial use; and,

WHEREAS, it appears that under the circumstances, the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 63-8355 be extended to October 1, 1982.

Dated this 14 day of September, 1977.


BOBBY D. FLEENOR
Chief, Operations Bureau

Identification No. _____

Application No. 63-8355

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 11 1969

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Lasher Construction Co., Inc. Phone: 459-8565
post office address P.O. Box 967 - Caldwell, Idaho 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 NE $\frac{1}{4}$ of Section 16 Township 3 North
Range 3 West 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 _____
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1 c.f.s. for domestic 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. 1 c.f.s. cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 25 H.P. Submersible pump
at an approximate depth of 100 ft. Depth of well will be
200 - 300 ft.
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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
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 \$12,000
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 NE $\frac{1}{4}$ of Section 16 Township 3 North
Range 3 West B.M.
(2) Amount of power to be generated: none hp under _____ feet of head
(3) List number of each kind of livestock to be watered: none
* (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: sprinkle irrigation for
yards etc.

*(4) This well (EL RANCHO HEIGHTS WELL #2) is part of a water system which
will serve 96 families (lots). See Well #1 application.

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

[illegible]

Total number of acres to be irrigated. 40

c. Describe any other water rights used for the same purposes as described above. see application for existing EL RANCHO HEIGHTS WELL #1.

9. a. Who owns the property at the point of diversion Ray A. & Doris Shannon & Lasher Construction Co., Inc.
b. Who owns the land to be irrigated or place of use Lasher Construction Co., Inc.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing contract purchase - applicant owns at present about 3/4 interest in the land.

10. Remarks The water system layout and detail drawings have been approved
by the Idaho State Department of Health & Welfare and are available
from Alpha Engineers, Inc. - P.O. Box 1217 - Caldwell, Idaho 83605

A water users association will be formed at a later time.

ENCLOSED: FINAL PLAT OF EL RANCHO HEIGHTS

See plot in 63-8354

Priority 8-11-76

Received by CLS Date 8/11/76 Time 11:00

Preliminary check by CLS Fee \$ 25.00 No. 5109

Received by CLS Date 8/11/76

Publication prepared by CLS Date August 12, 1976

Published in News Tribune, Caldwell

Publication dates August 19, 1976 & August 26, 1976

Publication approved RF Date 8-31-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by CLS Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

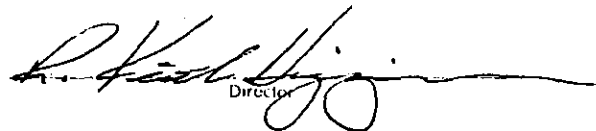
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8355, and said application is hereby APPROVED.

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 October 1, 19 77.
- c. Other: 1. A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
2. This permit in no way grants any right-of-way or easement across the land of another person.

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

Witness my hand this 17 day of September, 19 76.


Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Canyon.

)
) ss.
)

AUG 30 1976

FOR WATER PERMIT

Notice is hereby given that Lasher Construction Co., Inc. Caldwell, Idaho, has on August 17, 1976 submitted Application No. 22-6333 for a permit to appropriate 1.8 cubic feet per second of water from a groundwater source by means of well & pump within the SE 1/4 NE 1/4 Sec 16 T3N R3W B.M., Canyon County, to be used from Jan. 1 to Dec. 31 for domestic purposes to serve 96 families within the SE 1/4 NE 1/4 Sec 16 T3N R3W 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, 83726, on or before September 6, 1976.
- K. R. HIGGINSON

Jeanne Lusk
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:

August 19, 26 1976

Subscribed and sworn to before me this

26th day of August, 1976

Adam D. Kees

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

OK
8-31-76
24



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 3, 1990

RE: Permit No. 63-8354/55

El Rancho Heights Homeowners Assoc.
15200 Castleway
Caldwell, ID 83605

Dear Permit Holder(s):

We acknowledge receipt of the statement of beneficial use and the supporting documentation for reinstating the above referenced permit. Before a license can be issued, a field examination will be made by a representative of this Department. Enclosed is an Order of Reinstatement. Please note that the priority date has been advanced to February 7, 1990.

If you have any questions regarding this matter, please contact this office or our Western Regional Office at 334-2190.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:js

Enclosure

MICROFILMED

JUN 04 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 22, 1990

El Rancho Heights Home Owners Assoc.
15200 Castleway
Caldwell, ID 83605

Re: Permits Nos. 63-8354 & 63-8355

Gentlemen:

The department acknowledges receipt of the proof of beneficial use statements and exam fees submitted for the above referenced permits.

Department records show that both permits are owned by the Lasher Construction Co., Inc. Before the department can proceed with reinstating the permits, you must have the present permit holder of record, Lasher Construction, assign the permits to the home owners association. The assignment forms have been enclosed for your convenience.

Please feel free to contact this office if you have questions concerning this matter.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

MICROFILMED

JUN 04 1990

WELL 2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63-08355 (LAPSED) Telephone No. 459-4452

Name(s) of Permit Holder(s): EL RANCHO HEIGHTS HOME OWNERS ASSOC.

Post Office Address: 15200 CASTLEWAY, CALDWELL 83605

Source of Water: GROUNDWATER.

If ground water, well driller's name: UNKNOWN. DOTY Date drilled: AUG. 1, 1978

Extent of Use:
Domestic 96. (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 1.0 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1978
SEPT. 1. 1978

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☒ No

OR

Flow Measurement Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☒ No

Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

JERRY Nelson, Pres. 454-9084 Home
Name Telephone No. 459-8781 WORK.

15566 LONGHORN. CALDWELL, ID 83605
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

JUN 04 1990

Feb. 7, 1990
Date

Edna Cheney Secretary
Signature (and title if on behalf of a company or organization)

TO: TIM LUKE

FROM: JOHN WESTRA, WESTERN REGION

SUBJECT: Lapsed Permits #63-08354, #63-08355

In filing their adjudication claims El Rancho Heights Water Assoc. realized that Permit #63-08355 and #63-08354 had lapsed. The proof of beneficial use and exam fees had not been submitted. It appears it had been an oversight on the developer's part. The Water Assoc. would like to reinstate the permits submitting proof of beneficial use and the fees required.

Attached are copies of the well log construction, pump notes, power billing, and health inspection as proof of use and development.

Please contact me if you have any questions.

Thank you,
John

MICROFILMED

JUN 04 1990

To whom it may Concern,
Then water rights lapsed because
to my knowledge:

1. Lasher Construction didn't have a secretary and papers got filed away and not acted upon.
2. I became secretary in 1983 and didn't know anything about water rights needing to be acted upon.

Elena Cheney
Feb 7, 1990

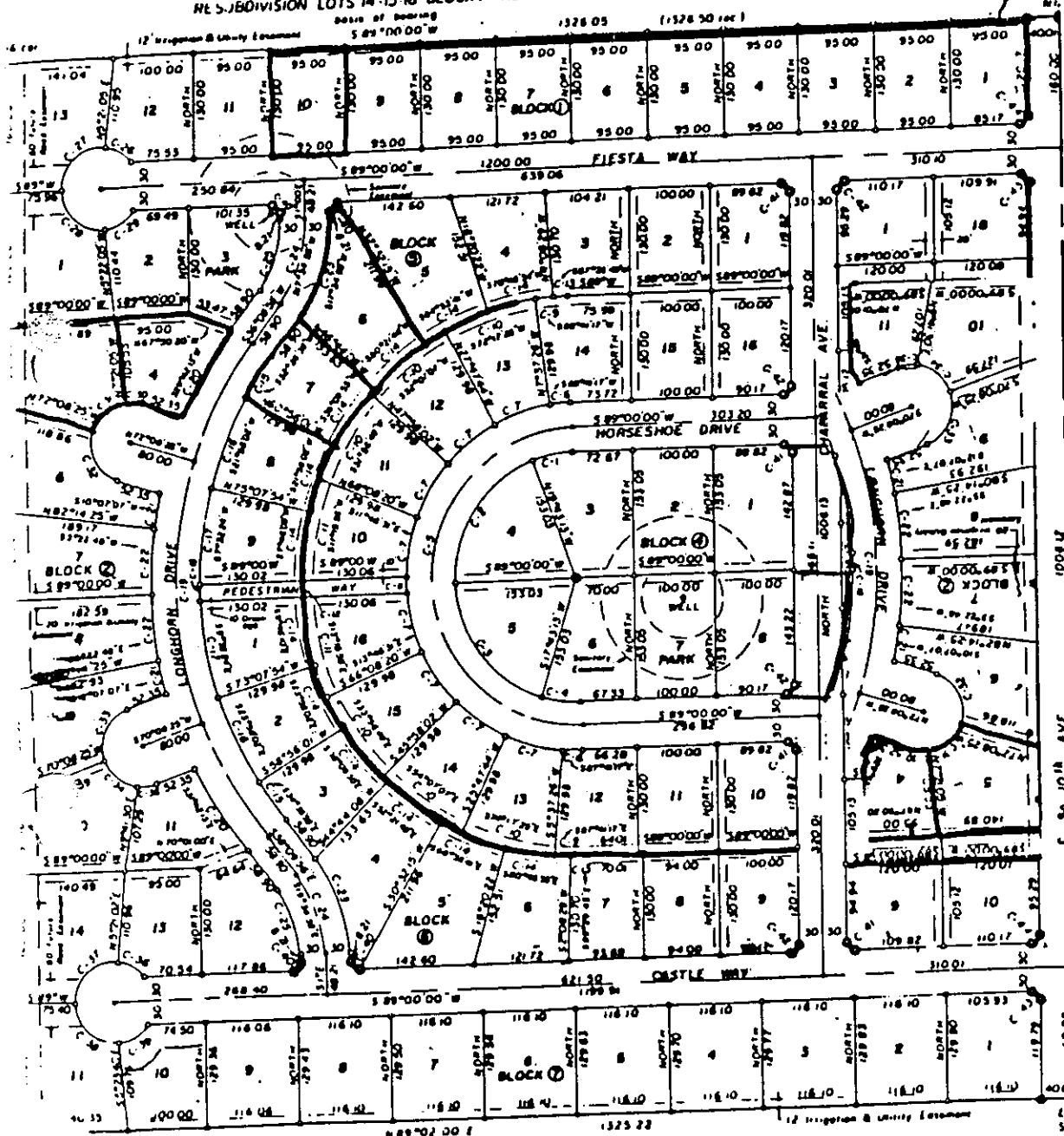
MICROFILMED

JUN 04 1990

EL RANCHO HEIGHTS

IN THE SE 1/4 NE 1/4, SEC 16, T3N, R3W, B.M., CANYON COUNTY, IDAHO

RE SUBDIVISION LOTS 14-15-16 BLOCK 1 AND ALL BLOCK 6 IN VANAL HEIGHTS SUB



This plat is subject to PROTECTIVE COVENANTS
filed under instrument no. _____

LASHER CONSTRUCTION CO., INC.

EL RANCHO HEIGHTS
June 21, 1985.

Lot 4 & 5 Blk 2 \$14,500.00 ea.
Lot 6 & 7 Blk 5 \$14,000.00 ea.
Lot 10 Blk 1 \$13,500.00

Other lots when improved:
\$13,500.00-
\$15,500.00

Tennis court and playground.

Prices subject to change.

EASEMENTS

All lots are subject to a
7 ft Utility & Irrigation
Easement along the street
frontage(s) in addition to
the other easements shown
and specified on this plat

SANITARY RESTRICTION

1 The SANITARY RESTRICTIONS
under Title 50, Chapter 13,
Idaho Code are in force

2 Septic tanks or drainfields
are not permitted within
100 ft of the community
water, and buildings or
other possible sources of
pollution are not permitted
within 50 ft

CURVE	LENGTH	ANGLE	BEARING	CHORD BEARING	CHORD
C-1	50.00	18°43'13"	153°03'	S 79°56'24" W	49.78
C-2	190.38	71°16'47"	153°03'	N 34°38'24" E	178.34
C-3	190.38	71°16'47"	153°03'	S 34°38'24" E	178.34
C-4	50.00	18°43'13"	153°03'	S 79°56'24" E	49.78
C-5	375.00	180°00'00"	183°03'	S 1°00'00" E	364.00
C-6	24.63	6°37'26"	213°03'	ON PLAT	74.61
C-7	75.00	20°10'18"	213°03'	ON PLAT	74.61
C-8	20.00	5°22'46"	213°03'	S 1°00'00" E	19.99
C-9	39.63	6°37'26"	343°00'	ON PLAT	39.63
C-10	120.78	20°10'18"	343°00'	ON PLAT	120.78
C-11	126.88	21°11'27"	343°00'	ON PLAT	126.88
C-12	20.00	3°20'28"	343°00'	S 1°00'00" E	20.00
C-13	18.81	3°04'29"	343°00'	ON PLAT	18.80
C-14	80.00	14°11'53"	343°00'	ON PLAT	84.78
C-15	58.60	7°05'56"	472°59'	ON PLAT	58.37
C-16	117.21	14°11'53"	472°59'	ON PLAT	116.91
C-17	121.00	14°38'25"	472°59'	ON PLAT	120.67
C-18	20.00	2°25'22"	472°59'	S 1°00'00" E	20.00
C-19	652.54	17°15'52"	502°59'	S 1°00'00" E	607.73
C-20	120.22	12°55'28"	532°59'	ON PLAT	119.97
C-21	43.89	4°43'05"	532°59'	ON PLAT	43.88
C-22	81.49	8°45'35"	532°59'	ON PLAT	81.41
C-23	131.12	17°09'58"	202°14'	ON PLAT (C-24)	128.83
C-24	111.66	37°09'58"	172°14'	ON PLAT	109.71
C-25	92.20	37°09'58"	142°14'	ON PLAT (C-24)	90.29
C-26	40.82	46°46'43"	50°00'	S 81°15'35" E	39.70
C-27	84.08	94°21'08"	50°00'	N 4°10'32" E	74.58
C-28	82.35	94°21'08"	50°00'	N 40°11'02" W	73.35
C-29	42.55	48°45'43"	50°00'	N 80°15'03" E	41.28
C-30	22.00	29°12'40"	50°00'	N 84°44'46" E	21.88
C-31	56.54	64°47'20"	50°00'	S 50°15'15" W	53.37
C-32	78.54	90°00'00"	50°00'	N 27°08'25" W	70.71
C-33	78.54	90°00'00"	50°00'	S 25°08'25" W	70.71
C-34	52.75	80°24'33"	50°00'	S 30°03'04" E	50.24
C-35	75.75	29°33'09"	50°00'	N 84°54'37" E	73.50
C-36	40.82	46°46'44"	50°00'	S 61°15'35" E	39.70
C-37	84.08	94°21'02"	50°00'	N 4°10'30" E	74.58
C-38	82.37	94°21'02"	50°00'	S 40°11'50" E	73.38
C-39	42.55	48°46'48"	50°00'	N 80°14'16" E	41.29
C-40	1.71	90°00'00"	0°00'	VARIABLE	1.64
C-41	1.88	91°00'00"	0°00'	VARIABLE	1.87
C-42	1.22	89°00'00"	10°00'	VARIABLE	1.18
C-43	1.88	91°00'00"	10°00'	VARIABLE	1.87
C-44	1.71	88°59'40"	0°00'	VARIABLE	1.64

REPORT OF WATER SUPPLY

1981

Year

Place E1 Rancho Heights Subdivision County Canyon Census Population _____

Ownership E1 Rancho Heights Water Association

Supply used by public

Population served about 100
at present

FIELD SURVEY DATA

DESCRIPTION OF SUPPLY: Give a brief description of the source and the main features of treatment, pumping equipment, storage available, adequacy of system, distribution or direct pumping, supervision of additions and extensions from a public health viewpoint, adequacy of pressures, separation between sewers and water mains, laboratory and related controls of quality. If supply is untreated or chlorinated only, describe protection against entrance of contamination. Attach additional sheets if necessary.

The water supply consists of two drilled wells.

Well #1 is located on lot 7 block 4 and is used only for peaking. It has a 10-inch casing extending from 150 feet below ground level to +12 inches above the concrete floor. A 20 hp submersible pump is set at 150 feet. It discharges through a 4-inch line to 4 Well X-trols (Model 252). The well house is of frame construction with a concrete floor and is adjacent to the tennis courts.

Well #2 is located on lot 3 block 2 which is the play ground. This is the primary well. It has a 12-inch casing extending from 150 feet below ground level to 18 inches above the concrete floor. A 30 hp submersible pump is set at 150 feet. It discharges through a 6-inch line to two Well X-trol (Model WX-102), five Well X-trols (Model 252), and one Well X-trol (Model 251). The well house is of frame construction with a concrete floor.

PUBLIC HEALTH DEFECTS: Describe briefly the sanitary defects such as by-passes, cross connections, emergency intakes to unsafe supplies, inadequate protection against sources of pollution, inadequacy of treatment, defective structural features, possibility of flooding, deficient operating practices, inadequate sanitary control of additions or extensions to system, lack of proper plumbing regulations and enforcement, inadequate control of water in distribution system. Attach additional sheets if necessary.

1. The bacteriological sampling program has been sporadic.

MICROFILMED

Engineer Frank Keller Date of investigation January 26, 1981

JUN 04 1990

LABORATORY DATA BACTERIOLOGICAL ANALYSES

Number of samples required per month _____

Laboratory _____

MONTH AND YEAR	No. SAMPLES	10-ML. PORTIONS POSITIVE		SAMPLES HAVING 8 OR MORE PORTIONS POSITIVE	
		Number	Percent Positive (1)	Number	Percent Positive (2)
3/80	0				
4/80	1	0			
5/80	1	0			
6/80	1	0			
7/80	0				
8/80	0				
9/80	0				
10/80	0				
11/80	0				
12/80	0				
1/81	0				

(1) Should not exceed 10% in any one month

(2) Should not exceed 5% in 20 or more per month nor one sample in less than 20 per month.

CHEMICAL AND PHYSICAL ANALYSES

(Chemical results in p. p. m.)

Results collected during period from 9-20-79

to 9-20-82

pH	8.3	Calcium	25	Hardness	100
Temperature		Magnesium	6.9	Barium	< .1
Turbidity		Alkalinity	123	Cadmium	< .001
Color	5	Sulfates	33	Chromium	< .01
Taste		Chlorides	7	Mercury	< .0005
Odor		Fluoride	0.53	Nitrate (as N)	3.13
Total Solids	251	Lead	< .01	Selenium	< .005
Iron and Mang	< .01	Arsenic	.02	Silver	< .001

CONCLUSIONS AND RECOMMENDATIONS

Based on Engineering Survey and Laboratory Data

1. A bacterial sampling program of 1 sample per month must be initiated.

MICROFILMED

JUN 04 1990

Recommendations should be complied with on or before

February 28

19 81

This water supply is

satisfactory for

provisional

approval.

Date Feb. 2, 1981

H. David Sanders
SUPERVISOR

Chief, Bureau of Categorical Programs

1st Power Payment of Subdivision

EL RANCHO HEIGHTS
HOME OWNERS ASSOC.
PERMIT # 63-08354
63-08355

El Rancho Heights
Homeowners Assoc. **NOT**
Pioneer
Sept. 6 1978 92-51/1241
PAY TO THE ORDER OF Idaho Power \$ 152¹⁵/₁₀₀
One hundred and fifty-two and 15/100 DOLLARS
JUN 04 1990
Dahonist
100051
Judy D. Moore
00000015215

SEP 8 1978
201 285397
SEP 8 1978
3601 38870
SEP 8 1978
2303 78050
SEP -8 78
SEP 14 1978
SEP 21 1978
ENDORSEMENT
CANCEL 92-01
ENDORSEMENT
CANCEL 92-01

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Resources

EL-KANCHO HILLS
WATER ASSOC.

WELL DRILLER'S REPORT

WELL # 2

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Gary Lasher Court</u> Address <u>3521 Arthur Caldwell</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>90</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality <u>8.5 g.p.m. hardness</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																																																																				
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Other <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Draw Down</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td><u>500</u></td> <td><u>—</u></td> <td><u>4</u></td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	Discharge G.P.M.	Draw Down	Hours Pumped	<u>500</u>	<u>—</u>	<u>4</u>																																																																																														
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☒ Other (specify type) <u>Sanitation</u> ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td><u>14</u></td> <td><u>0</u></td> <td><u>1</u></td> <td><u>Top Soil</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>1</u></td> <td><u>7</u></td> <td><u>Sandy Soil</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>7</u></td> <td><u>10</u></td> <td><u>hard pan</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>10</u></td> <td><u>20</u></td> <td><u>Sand</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>12</u></td> <td><u>20</u></td> <td><u>80</u></td> <td><u>Sandy Gravel</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>80</u></td> <td><u>90</u></td> <td><u>Sandy Clay layers</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>90</u></td> <td><u>100</u></td> <td><u>Sand</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>100</u></td> <td><u>130</u></td> <td><u>Sandy Clay layers</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>130</u></td> <td><u>155</u></td> <td><u>Sand</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>155</u></td> <td><u>180</u></td> <td><u>Clay</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>180</u></td> <td><u>175</u></td> <td><u>Sand</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>175</u></td> <td><u>179</u></td> <td><u>Clay</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>179</u></td> <td><u>185</u></td> <td><u>Sandy Clay layers</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>185</u></td> <td><u>260</u></td> <td><u>Sand</u></td> <td></td> <td>☒</td> </tr> <tr> <td><u>"</u></td> <td><u>260</u></td> <td><u>—</u></td> <td><u>Clay</u></td> <td></td> <td>☒</td> </tr> </tbody> </table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	<u>14</u>	<u>0</u>	<u>1</u>	<u>Top Soil</u>		☒	<u>"</u>	<u>1</u>	<u>7</u>	<u>Sandy Soil</u>		☒	<u>"</u>	<u>7</u>	<u>10</u>	<u>hard pan</u>		☒	<u>"</u>	<u>10</u>	<u>20</u>	<u>Sand</u>		☒	<u>12</u>	<u>20</u>	<u>80</u>	<u>Sandy Gravel</u>		☒	<u>"</u>	<u>80</u>	<u>90</u>	<u>Sandy Clay layers</u>		☒	<u>"</u>	<u>90</u>	<u>100</u>	<u>Sand</u>		☒	<u>"</u>	<u>100</u>	<u>130</u>	<u>Sandy Clay layers</u>		☒	<u>"</u>	<u>130</u>	<u>155</u>	<u>Sand</u>		☒	<u>"</u>	<u>155</u>	<u>180</u>	<u>Clay</u>		☒	<u>"</u>	<u>180</u>	<u>175</u>	<u>Sand</u>		☒	<u>"</u>	<u>175</u>	<u>179</u>	<u>Clay</u>		☒	<u>"</u>	<u>179</u>	<u>185</u>	<u>Sandy Clay layers</u>		☒	<u>"</u>	<u>185</u>	<u>260</u>	<u>Sand</u>		☒	<u>"</u>	<u>260</u>	<u>—</u>	<u>Clay</u>		☒
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5. WELL CONSTRUCTION Diameter of hole <u>12</u> inches Total depth <u>260</u> feet Casing schedule: ☐ Steel ☐ Concrete <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>250</u> inches</td> <td><u>12</u> inches</td> <td><u>1</u> feet</td> <td><u>175</u> feet</td> </tr> <tr> <td><u>250</u> inches</td> <td><u>8</u> inches</td> <td><u>100</u> feet</td> <td><u>260</u> feet</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☒ Factory ☐ Knife ☐ Torch Size of perforation <u>1/4</u> inches by <u>3</u> inches <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>16 rows</u> perforations</td> <td><u>170</u> feet</td> <td><u>250</u> feet</td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☒ Yes ☐ No Size of gravel <u>1/4" Peck</u> Placed from <u>160</u> feet to <u>260</u> feet Surface seal depth <u>20</u> Material used in seal ☐ Cement grout ☒ Pudding clay ☒ Well cuttings Sealing procedure used ☒ Slurry pit ☐ Temporary surface casing ☒ Overbore to seal depth	Thickness	Diameter	From	To	<u>250</u> inches	<u>12</u> inches	<u>1</u> feet	<u>175</u> feet	<u>250</u> inches	<u>8</u> inches	<u>100</u> feet	<u>260</u> feet													Number	From	To	<u>16 rows</u> perforations	<u>170</u> feet	<u>250</u> feet																																																																							
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6. LOCATION OF WELL Site on map location must agree with written location. Subdivision Name <u>El Pueblo</u> Lot No. _____ Block No. _____ County <u>Canyon</u> <u>NE 1/4 NW 1/4 Sec. 16 T. 3 N. R. 4 E.</u>	10. DRILLER'S CERTIFICATION Drilled on <u>2-1-78</u> finished <u>3-20-78</u> Driller's Name <u>Bill Doby Drill Drilling</u> Firm No. <u>42</u> Address <u>Route 7 Caldwell</u> Date <u>3-24-78</u> Signed by (Firm Official) <u>Bob Doby</u> (Signature) <u>Bob Doby</u>																																																																																																				

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE COPY TO THE DEPARTMENT

723-3377

10:30

Drop Company Notes

#2 WELL

300 GAL PER MIN

90' WATER LEVEL

260' DEEP

12" CASE DOWN 125'

126' - 250' 8" CASE

6" PIPE STARTS AT 125'

MAIN LINES ARE 6" - 4" + 3"

HEAD PRESSURE 65 lbs. IN WELL
HOUSE

PUMPS COMES ON AT 35-40 lbs.

TANK 3,000 GALS TANK

WELL WILL PUMP 500 GALS
PER MIN. TEST / BUT SAND
PROBLEMS

MICROFILMED

JUN 04 1990

110 lbs MAX PRESSURE

170-250' HAS INLET HOLES / PERFORATED
6 GAL

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

EL RANCHO Heights Homeowner Assoc. () 459-4457
Name of Claimant Phone Number
15200 CASTLEWAY CALDWELL. City Id. State 83605 Zip
Canyon. County(s) where place of use is located 3/15/90 Date claim originally due
63-08355, # 63-08354
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

PERMITS WERE LAPSED, BENEFICIAL USE PROOF HAS BEEN SUBMITTED,
AND FEES HAVE BEEN PAID.

THE PERMITS ARE
Claimant requests an extension to UNTIL, ACTED ON BY THE DEPARTMENT, 19 ____
Edna Cheney Feb. 7, 1990, 19 ____
Signature Date of request
Secretary
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [] granted [] denied for the following reasons:

and if granted the filing deadline is extended to _____, 19 ____

Signed this _____ day of _____, 19 ____

Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

RECEIVED
JUN 04 1990

November 10, 1982

Lasher Construction Co. Inc.
P. O. Box 967
Caldwell, ID 83605

Gentlemen:

Re: Permit No. 63-8355

You are hereby notified that under the provisions of Section 42-216a of the Idaho Code, Permit No. 63-8355 has lapsed. This office did not receive either a notice that you have completed the project by the date required on your permit, or a request for an extension of time. You were provided the proper forms in our notice to you dated July 31, 1982.

Your permit cannot be reinstated unless you submit the statement of beneficial use postcard or submit a extension of time request showing reasonable cause for delay. Either the completed postcard or the extension request must be received by this office within sixty days of the date of this lapse notice or the permit will no longer be of any force or effect.

A statement of beneficial use postcard and a requests for extension of time form are enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request.

L. GLEN SXTON
Chief, Operations Bureau

Enclosures

LGS:rf

CERTIFICATION OF MAILING

I hereby certify that on 11-22-1982
a copy or original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

John D. Fluck

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
[2/6/82]

LASHER CONSTRUCTION CO. INC.
P.O. BOX 967
CALDWELL, ID 83605

JULY 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8355 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE. OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

September 15, 1977

Re: Permit No's. 63-8354, 63-8355

Lasher Construction Co.
P.O.Box 967
Caldwell, Idaho 83605

Gentlemen:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to October 1, 1982.

Sincerely,

Jan Grover
Water Rights Supervisor

LASHER CONSTRUCTION COMPANY, INC.
P. O. Box 967
Caldwell, Idaho 83605

August 31, 1977

Mr. C. Stephen Allred - Director
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

SEP 6 1977

CERTIFIED MAIL

Re: Lasher Construction Co., Inc.
Permit No. 63-8354 and No. 63-8355

Dear Mr. Allred:

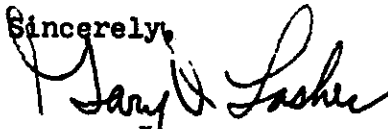
I would like to request an extension of time on the
above-referenced permits of five (5) years.

The permits are for two wells to serve the subdivision
of EL RANCHO HEIGHTS. EL RANCHO HEIGHTS is a 96-lot
subdivision with Well Permit No. 63-8354 serving 32 lots,
and Well Permit No. 63-8355 serving 64 lots.

I have started building homes in the southern part of the
development which are supplied by Well Permit No. 63-8354,
but do not contemplate drilling Well Permit No. 63-8355
until the summer of 1978.

Thank you for your consideration of this request.

Sincerely,



Gary D. Lasher, President
Lasher Construction Co., Inc.

GDL:msw

cc: Mr. John Howe, Alpha Engineers, Inc.

SEP 11 1977

CERTIFIED MAIL 15

Re: Permit No. 63-8355 & 63-8354

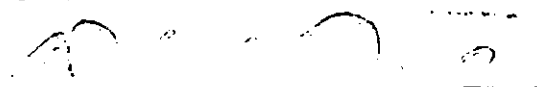
Lasher Construction Co., Inc.
P. O. Box 507
Caldwell, Idaho 83605

Gentlemen:

One of the conditions of approval of your water Permit No. 63-8354, (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 October 1, 1977. 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.


C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

September 17, 1976

Re: Permit No. 63-8354
63-8355

Lasher Construction Co., Inc.
P.O. Box 967
Caldwell, ID 83605

Gentlemen:

Enclosed are copies of your approved Applications for Permit Nos. 65-7645 and 65-7646. 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 points of diversion has been placed upon your permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

Please be advised that the Idaho Supreme Court has ruled that a water right initiated and/or put to beneficial use by aid of trespass on private property is invalid.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enc.

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8355

☒ 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) 6LS 8/11/76

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) 6LS 8/11/76

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 closer obs wells

_____ Declining, _____ Stable, _____ Increase:

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) RE OK

Affidavit of Publication received (date) 8-31-76

(12) _____

Final date for protests 9-2-76

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 HAA Date 9-8-76

RECOMMENDED

CONDITIONS OF APPROVAL

- ☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☒ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT - ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 333-2150

August 12, 1976

RE: Notice of Application for Water Permit No. 63-8352 - Arthur H. &/or Cora
Van Wyk

No. 63-8354 - Lasher Construction Co., Inc.
~~No. 63-8355~~ Lasher Construction Co., Inc.

News-Tribune
P.O. Box 1179
Caldwell, Idaho 83605

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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 in 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."

Sincerely,

--- (Signature of Claimant) ---

Bill submitted

8-31-76

RE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lasher Construction Co., Inc.
Caldwell, ID
has on August 11, 1976 submitted Application No. 63-8355
for a permit to appropriate 1.0 cubic feet per second ~~surface~~
~~surface~~ of water from a groundwater source
by means of well & pump
within the SE 1/4 Sec 16 T3N-R3W B.M., Canyon County

to be used from Jan 1 to Dec 31
for domestic purposes to serve 96 families

within the SE 1/4 Sec 16 T3N-R3W B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Resources, Statehouse, Boise, Idaho, 83720, on or before
September 6, 1976.

R. KEITH HIGGINSON

Director

Published in the News-Tribune, Caldwell, ID
on August 19, 1976 and August 26, 1976.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT — ANNEX 3

Cecil D. Andrus
Governor

R. Keith Higgins
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

August 12, 1976

Lasher Construction Co., Inc.
P.O. Box 967
Caldwell, Idaho 83605

Gentlemen:

Enclosed is your Receipt No. 5109 in the amount of \$ 25.00
for Application for Permit which was received in this
office on August 11, 1976.

Sincerely,

RITA BENDELE
Senior Clerk

RB

Enclosure

ca

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Lasher Construction Co., Inc. Caldwell, Idaho, has on August 11, 1976 submitted Application No. 63-8355 for a permit to appropriate 1.0 cubic feet per second of water from a groundwater source by means of well & pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 16 T3N-R3W B.M., Canyon County, to be used from Jan. 1 to Dec. 31 for domestic purposes to serve 96 families within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 16 T3N R3W 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 September 6, 1976.

R. KEITH HIGGINSON

Director

August 19, 26, 1976.