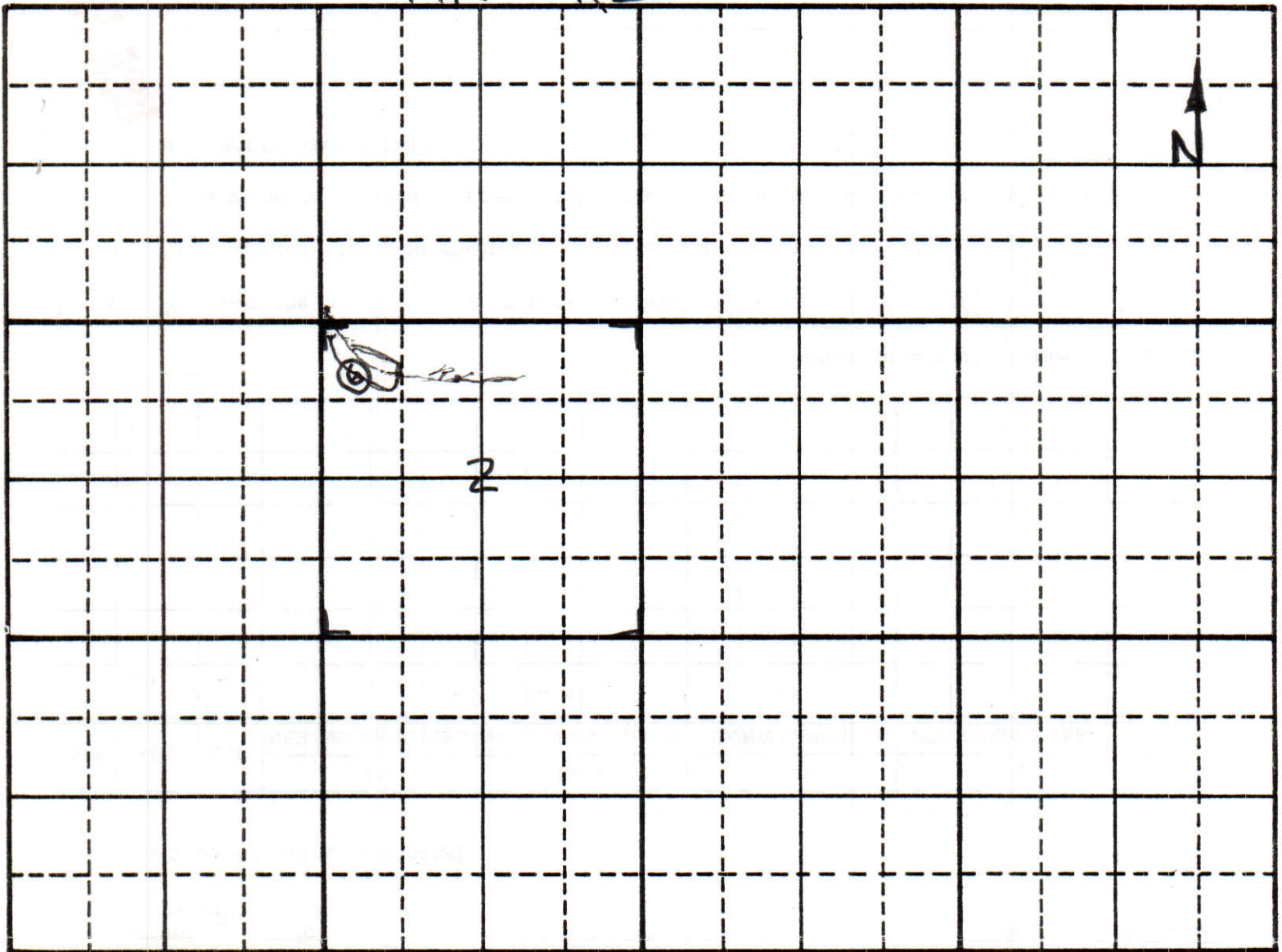


Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

T4N R2W



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Boise, this 2 day of Oct., 19 81.
Paul A. Rich
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jim Fee = \$20.00
Publication prepared by N/A Date _____
Publication dates _____
Received by ry Date 10-2-81 #20464
Published in _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, Director of the Department of Water Resources hereby

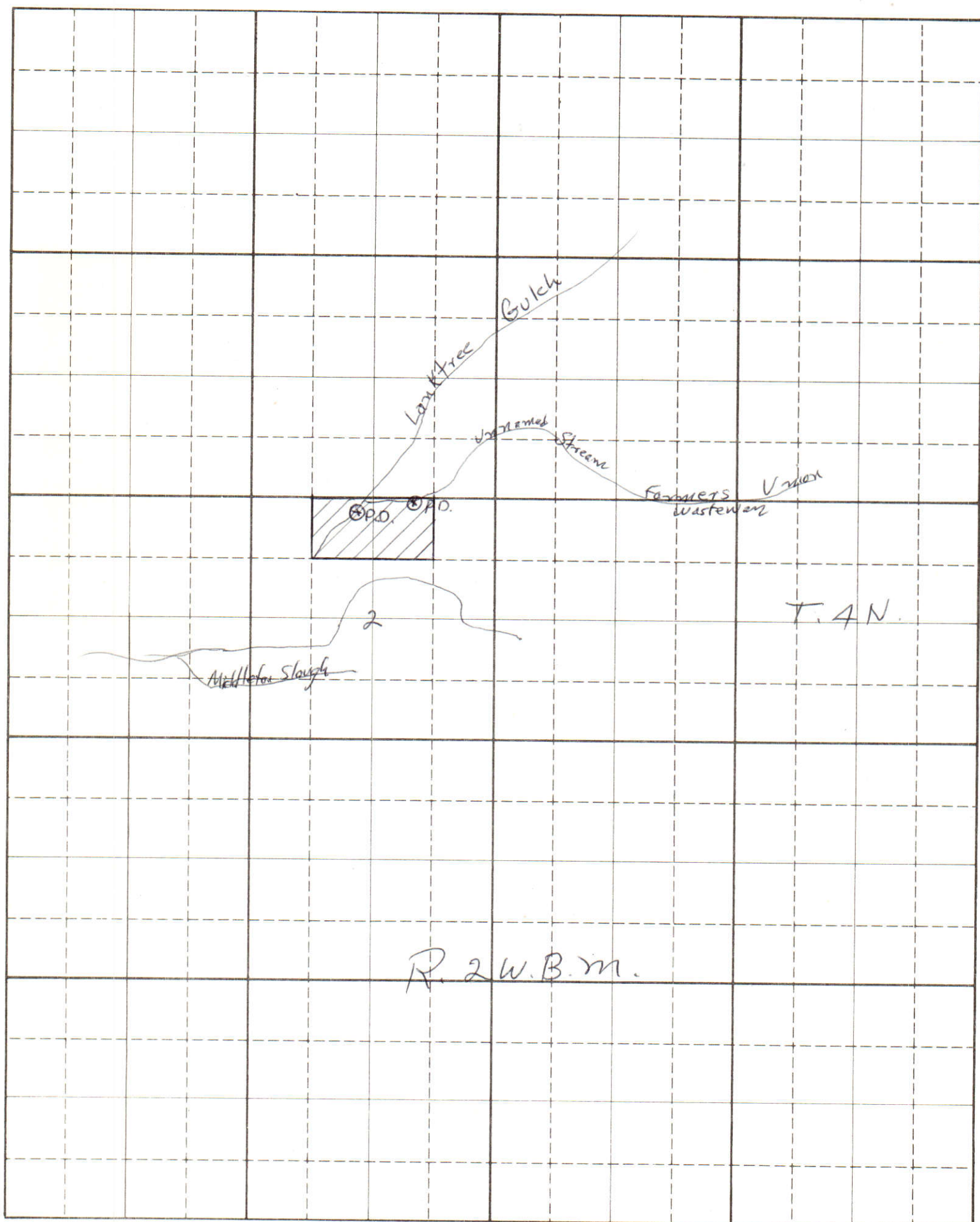
APPROVE the above Application for Amendment of Permit No. 63-8271.

Witness my hand this 22 day of _____, 19 81.

A. Kenneth Dunn
Director

DRT

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.

Veal Rich
(Applicant)

RECEIVED

MAR 19 1976

Department of Water Resources

AFFIDAVIT OF PUBLICATION

MAR 19 1976

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

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 11, 18, 1976

Verla Harker

Subscribed and sworn to before me this

18th day of March, 19 76

Cream & Taro

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that VEARL RICH, Route 1, Caldwell, ID, has on Feb. 27, 1976 submitted Application No. 63-8271 for a permit to appropriate 1.62 cubic feet per second of water from Lanktree & unnamed stream trib. to Middleton Slough by means of diversion dam, ditch and pump within the NE¹/₄NW¹/₄, NW¹/₄NE¹/₄, Sec. 2 T. 4 N, R. 2 W, B.M., Canyon County to be used from January 1 to December 31 for stockwater and from April 1 to October 31 for irrigation of 80 acres within Government Lots 2 & 3, Sec. 2, T. 4 N, R. 2 W.

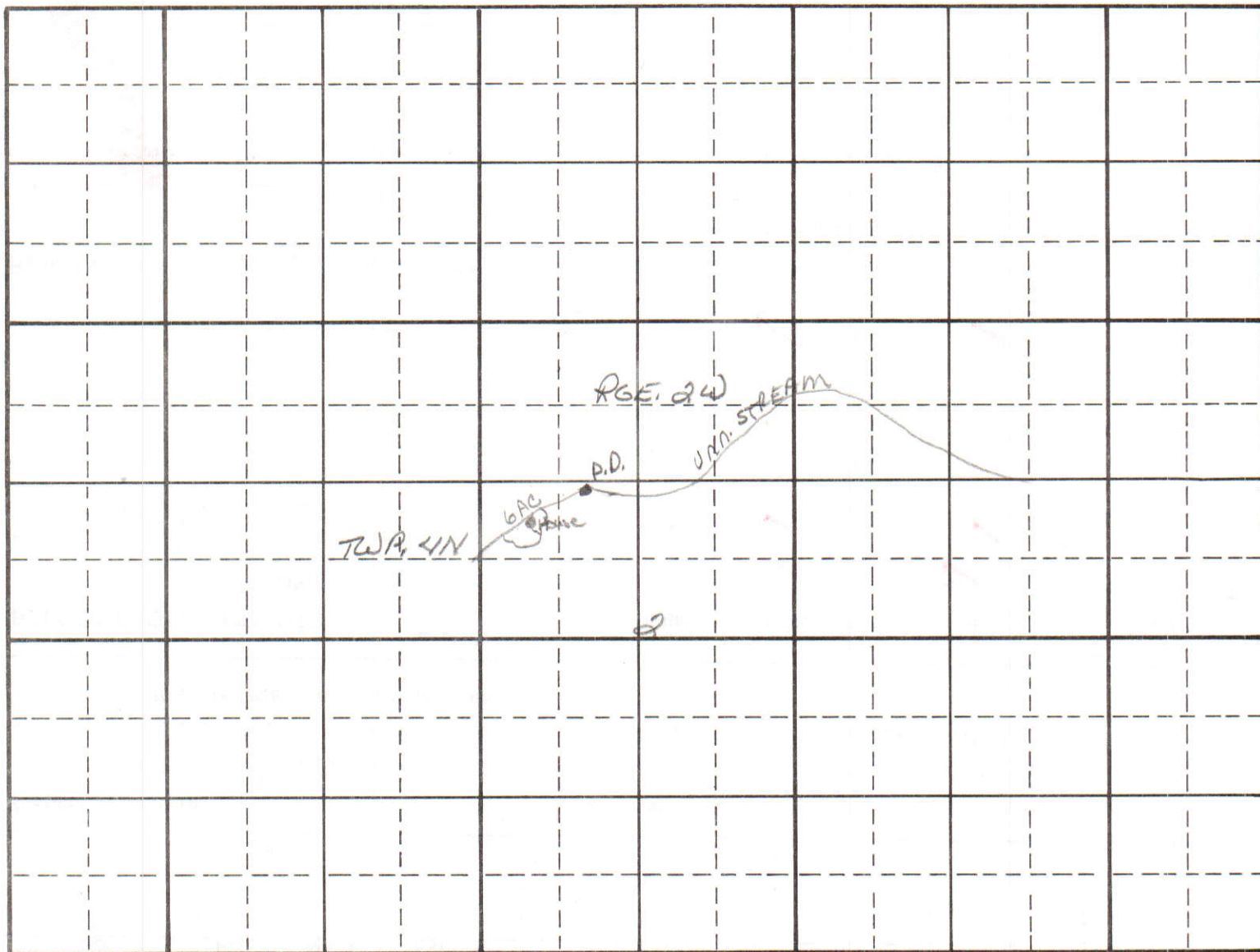
If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 29, 1976.

R. KEITH HIGGINSON
Director
March 11, 18, 1976

sk
3-22-76
sk

MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: (Lot 3) NE 1/4 NW 1/4, Sec. 2, TWP. 4N, RGE. 2W, P.M.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2W	2						2.4											6
																			6

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 Jan Grover

Checked by DPS

Approved by Rolyn

Date 9/26/80

Date 10/3/80

Date 6/16/81

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8271 Priority February 27, 1976 Amount 0.14 cfs

THIS IS TO CERTIFY, that Vearl Rich
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-8271 issued pursuant to Application for Permit dated February 27, 1976,
and has submitted proof to the Department of Water Resources on June 4, 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 1.79 cfs of water from unnamed stream,
tributary to Middleton Slough, 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>0.12</u> cfs and	<u>27.0</u> acre feet
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.7</u> acre feet
	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.14 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
27.7 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 3), Section 2,
Twp. 4N, 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 $\frac{1}{4}$	
4N	2W	2						L. 4 6											6

Total number of acres irrigated 6

Use of water under this license is subject to control by the watermaster of
State Water District No. 63, Boise River.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
, 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 22 day of
October, 19 81.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING
APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now VEARL RICH

of (address) Caldwell, ID, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-8271, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE $\frac{1}{4}$ $\frac{1}{4}$, Section , Township , Range , B.M.,
County of . Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
NO CHANGE
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	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 $\frac{1}{4}$	
4N	2W	2					GL 4 6												6

Total number of acres to be irrigated = 6

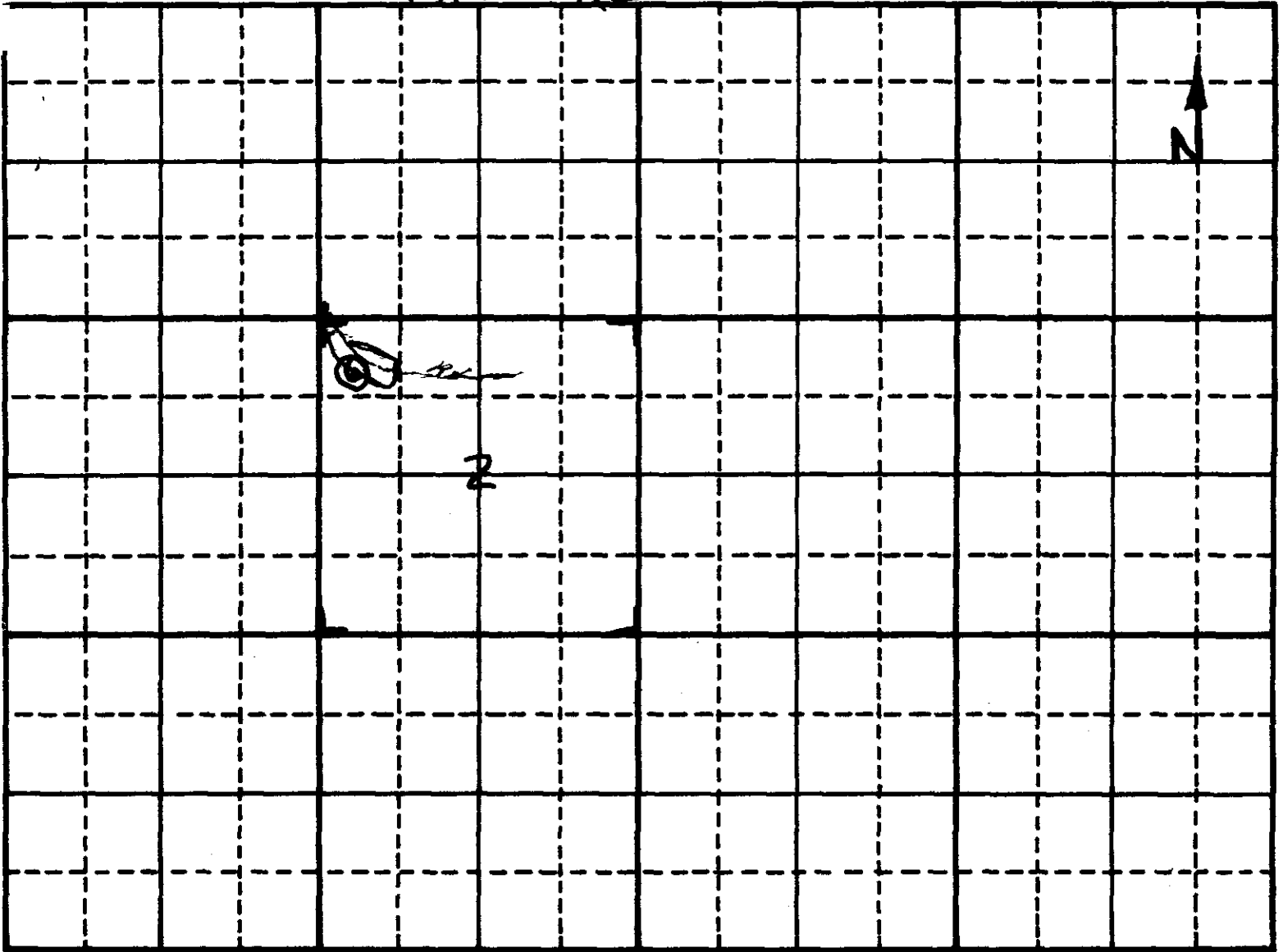
4. a. Who owns the property at the point of diversion? Vearl R Rich
b. Who owns the land to be irrigated or the place of use? Vearl R Rich
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

T4N R2W



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Belize, this 2 day of Oct., 19 81.
Paul A. Rich
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jim Fee = \$20.00
Publication prepared by N/A Date _____
Publication dates _____
Received by ry Date 10-2-81 #20464
Published in _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, Director of the Department of Water Resources hereby
APPROVE the above Application for Amendment of Permit No. 63-8271.

MICROFILMED

Witness my hand this 22 day of October, 19 81.

A. Kenneth Dunn
Director

DRT

Identification No. _____

Application No. 63-8271

**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 Yearl Rich Phone: 286-7069
post office address RT. No. 1 Caldwell, Idaho
2. Source of water supply Lan Ktreet & unnamed stream which is a tributary of Middleton Slough
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 2 Township 4N
Range 2W B.M. Canyon County; additional points of diversion if any: NW⁴NE⁷-2; -4N-2W.
- 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 0.12 for Irrigation purpose from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stockwater purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.14 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Diversion dam, ditch & 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 _____ 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 5 years.
b. Estimated construction cost is \$ 20,000⁰⁰.
8. Description of proposed uses:
a. If water is **not** for irrigation: same as irrigated land
(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 50 head beef stock
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2W	2	Lot 2+3																80.6

Total number of acres to be irrigated 80.6

c. Describe any other water rights used for the same purposes as described above. None

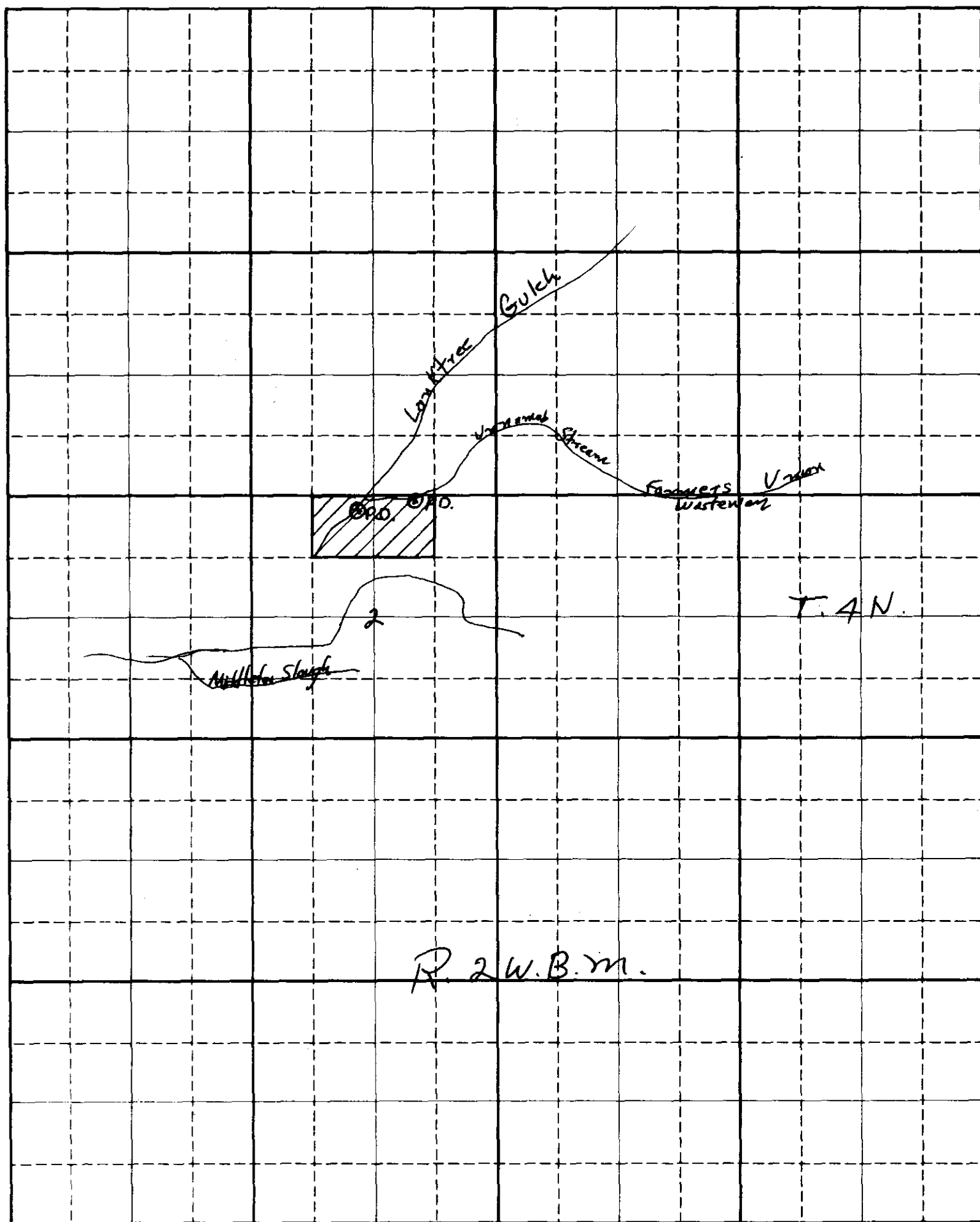
9. a. Who owns the property at the point of diversion Applicant

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.

Veal Rich
(Applicant)

Received by RWH Date 2-27-1976 Time 12:15 P.M.
Preliminary check by RWH Fee \$ 35.00
Receipted by RWH Date 2-27-76
Publication prepared by rb Date 3-4-76
Published in News-Tribune
Publication dates March 11 & 18
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: Betty Quenter, Delbert
Huit, Delos C. Foster et. al.

Copies of protests forwarded by
Confer. 1/22 TAKO
Hearing held by _____ Date 4-20-76
Recommended for approval denial by 1/22

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. 63-8271, 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 81.
- c. Other: Pursuant to Memorandum Decision and Order dated this 10th
day of May 1976.

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

Witness my hand this 10 day of May 19 76.

R. Keith Higgins
Director

AFFIDAVIT OF PUBLICATION

916

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

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 11, 18, 1976

nk
3-22-76
nk

Verla Harker

Subscribed and sworn to before me this

18th day of March, 19 76

Cream D. Korb

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

WATER RIGHT NUMBER 63-8271

OWNER LAST NAME - RICH FIRST NAME - VEARL ORIG OWNER -
ADDRESS LINE 1 - RT. 1 BOX 506 ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - CALDWELL STATE - ID ZIP CODE - 83605
SOURCE - UNNAMED STREAM TRIBUTARY OF - MIDDLETON SLOUGH
STAGE - LICENSE STATUS - PRIORITY - 02-27-1976 COUNTY - CANYON TOTAL DIV. RATE - .1400 -CFS
TOTAL DIV. VOLUME - 27.70 AFA TRFR/AMEND - WATER DIST. - 63 DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NENW 02 04N 02W LOT 03 REDIV - 0.0 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 - .1200 CFS USE DIV. VOLUME - 27.00 AFA
FROM - 01-01 TO - 12-31 USE - STOCKWATER USE DIV. RATE - .0200 CFS USE DIV. VOLUME - .70 AFA
USE - IRRIGATION PLACE OF USE - TWN 04N RNG 02W SEC 02 TRACT NWNW LOT 04 AC 06
DECREE NAME - DATE - TOTAL ACRES 6
REMARKS -
NON IRRIG USE - S/50 RANGE.
OTHER RIGHTS FOR SAME USE -
PROOF DUE - 04-01-1981 PERMIT/DENIED - 05-10-1976 PROTESTED - HEARING - OLD NO. -
PROOF MADE - P FLD EXAM - COND. OF APPROVAL - R04
DIVERSION MEANS - DAM, DITCH & PUMP.

November 3, 1981

RE: Permit No. 63-8271

Vearl Rich
Route #1
Caldwell, ID 83605

Dear Mr. Rich:

Enclosed herewith is a copy of the water right license issued on the above referenced permit along with a copy of the approved application for amendment of this permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

NOV 10 1981



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

September 28/16
15, 1981

Vearl Rich
Rt. No. 1
Caldwell, ID 83605

Dear Mr. Rich:

A representative of this Department made an examination of the works covered by your Permit No. 63-8271 on September 8, 1980 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .14 cfs Source: unnamed stream

The maximum quantity diverted shall not exceed 27.7 acre feet
per year.

Point of diversion: NENW (g1 3) Sec. 2, T4N, R2W, Canyon County

Beneficial use: Stockwater and irrigation of 6 acres within NWNW (g1 4),
Section 2, T4N, R2W, B.M.

Priority date established: February 27, 1976

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:j
Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT(add. P/O
NW⁴, NE⁴ - S. 2 T. 4N R. 2W)Rich, Vearl
P/O NE NW S. 2
T. 4N R. 2W
#63-8271
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	6/12/80	NW	no apt made
☐ Telephone call made: (List Telephone No. used)	8/25/80 286-7069	ja	
☐ Appointment scheduled for: (Date, time, location)	9/8/80 10:30 star area	ja	

EXAMINATION

Date 9/8/80 Accompanied by VEARL RICH Total Q measured 1.79 cfs
If source is surface water, estimate total flow of source same as above
Methods of measurement Pygmy meter Meets Permit requirements? yes

Measurement calculations:

SEE ATTACHED DISCHARGE MEASUREMENT NOTES

AREA OF DITCH = 2.275 sq. ft.

AVE. VELOCITY = 0.79 (0.956 x 0.2 (REVOLUTIONS PER SECOND)) + 0.046 = 0.790

VEL X AREA = CFS SO 0.79 X 2.275 = (1.79 cfs) CAPACITY

Allow .02 cfs/ac back .02 = .12 V = 6 ac x 4.5 = 27.0 ac .12 + 1.9835 x 24.5 = 58.3

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description STREAM HAS GRAVITY FLOW INTO POND. WATER IS THEN PUMPED OUT ONTO APPROX 5 ACRES. GRAVITY IRRIGATION DIRECTLY FROM CREEK (DIVERTS ENTIRE CREEK) ONTO APPROX 1/4 ACRE OF LAWN. CATTLE DRINK FROM POND.

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

RECOMMENDED AMOUNTS

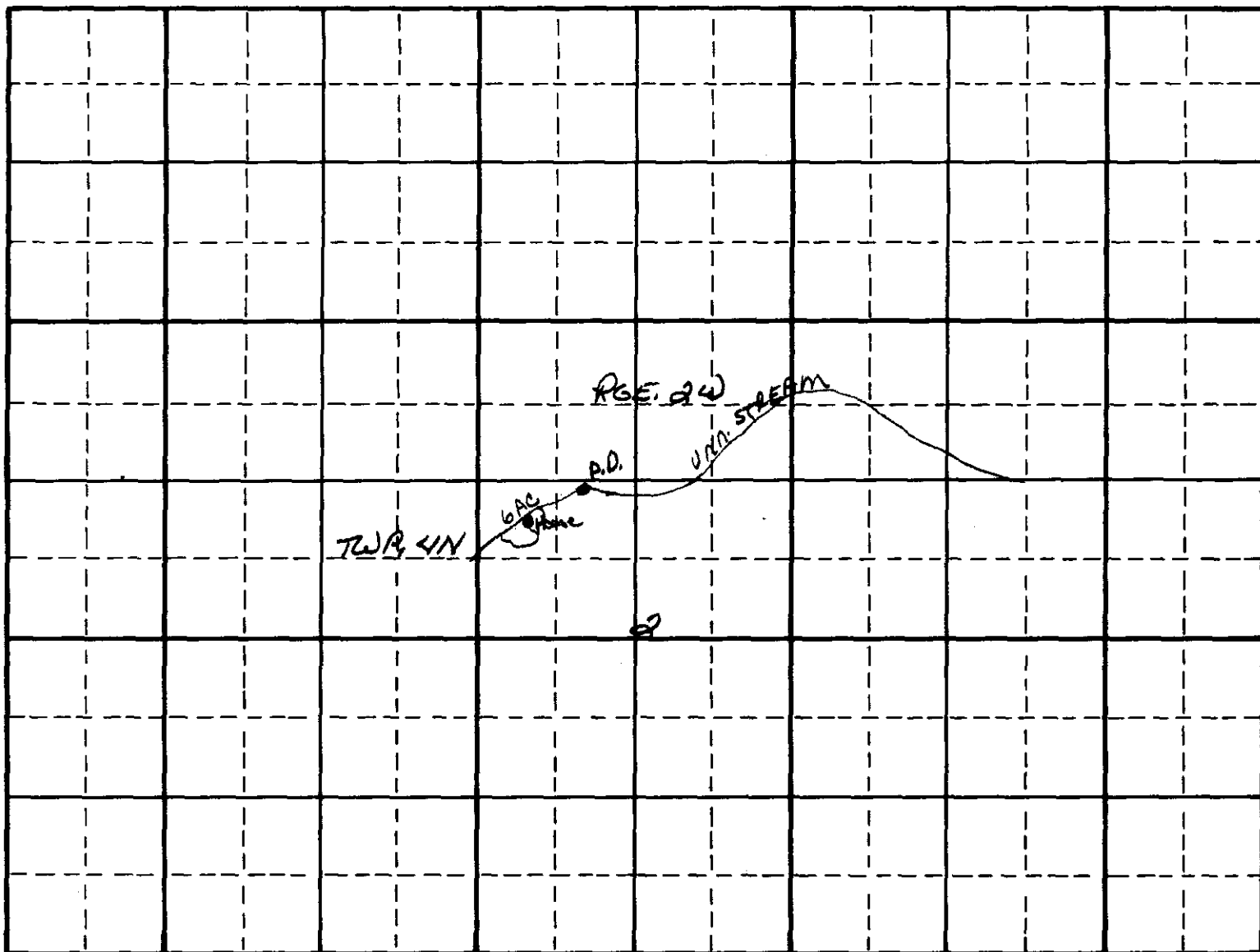
USE

Irrigation requirement =	Q (cfs)	V (afa)	AFA/Acre	
			FROM	TO
IRRIGATION	0.12 ✓	27 ✓	MAR. 15	NOV. 15
STOCKWATER	0.02 ✓	0.7 ✓	JAN. 1	DEC. 31
Total	0.14 ✓	27.7 ✓		

Remarks MR. RICH DOES LET WATER OVERFLOW FROM POND TO DOWNSTREAM USERS. I MEASURED THE TOTAL STREAM AS THAT IS THE AMOUNT THAT RUNS INTO HIS POND & ONTO HIS YARD. (GOES TO YARD FIRST & THEN INTO POND).
NO DIVERSION IS BEING MADE FROM LANKTREE GULCH.

MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: (Lot 3) NE 1/4 NW 1/4, Sec. 2, TWP. 4N, RGE. 2W, B. M.

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2W	2																	6
																			6

Recommend Amendments:

- ☐ Change as reflected above
 ☐ Add P.D. as reflected above
 ☒ None
- ☒ Change as reflected above
 ☐ Add P.U. as reflected above
 ☐ Other

Examined by Jan Grover Date 9/26/80
 Checked by OPS Date 10/3/80
 Approved by Rolyn Date 6/16/81

Date 9/8, 1982 **DISCHARGE MEASUREMENT NOTES**

UNNAMED STREAM River at

[illegible]

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

WATER RIGHT NUMBER 63-8271

OWNER LAST NAME - RICH
ADDRESS LINE 1 - RT. 1 BOX 506
ADDRESS LINE 3 -

FIRST NAME - VEARL

ORIG OWNER -

ADDRESS LINE 2 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

X → SOURCE - LANKTREE GULCH
SOURCE - UNNAMED STREAMTRIBUTARY OF - MIDDLETON SLOUGH
TRIBUTARY OF - MIDDLETON SLOUGH

STAGE - LICENSE

STATUS -

PRIORITY - 02-27-1976 COUNTY - CANYON

TOTAL DIV. RATE -

.1400 -CFS

TOTAL DIV. VOLUME - 27.7 .00 AFA TRFR/AMEND -

WATER DIST. - 63

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 02 04N 02W LOT 03 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 3-15 X → NWNE 02 04N 02W LOT REDIV -

272.0 312.0 50.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 04-01 TO - 10-31 USE - IRRIGATION

USE DIV. RATE -

.1200 CFS

USE DIV. VOLUME -

27 .00 AFA

FROM - 01-01 TO - 12-31 USE - STOCKWATER

USE DIV. RATE -

.0200 CFS

USE DIV. VOLUME -

17 .00 AFA

USE -

PLACE OF USE - TWN 4N R2G 2W SEC 2

DATE - NWNW Lot 4 6

TOTAL ACRES 0

DECREE NAME -

REMARKS - SOURCES ARE LANKTREE GULCH & UNNAMED STREAM.

X → P/U LOT 3, S2, T4N, R2W.
AC. IRR. = 6.

NON IRRIG USE - S/50 RANGE.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 04-01-1981 PERMIT/DENIED - 05-10-1976 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 01 16

DIVERSION MEANS - DAM, DITCH & PUMP.

IDAH0 DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

[illegible]



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)

C. STEPHEN ALLRED
Director

(208) 384-2190

June 12, 1980

Vearl R. Rich
Rt. 1, Box 506
Caldwell, ID 83605

RE: Permit 63-8271

Dear Mr. Rich:

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

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for

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,

Kay Walker
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. 63-80421.

Name(s) of Permit Holder:

Veal R Rich

Post Office Address:

RT 1 Box 506, Caldwell

Idaho

Tel. No.

286 7060

Source of Water:

Extent of Use:

☐ Domestic

(number of households)

☒ Stockwater

(number and type of stock)

☒ Irrigation

(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.

June 3 1980

Date

Veal Rich

Signature of Permit Holder

MICROFILMED

Head Rick
Rt 1 Box 506
Caldwell Idaho 83605



RECEIVED

JUN 4 1980

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

INTER-DEPARTMENT MEMO — 1

DATE 5/22/80

FROM

Rita

TO

File

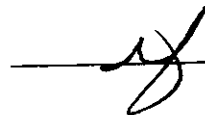
SUBJECT

As per telephone request, permit holder was sent a b/n statement postcard and also a change of address is noted.

Rt. 1, Box 506

MICROFILME

SIGNATURE



May 27, 1980

Vearl Rich
Route 1, Box 506
Caldwell, ID 83605

Dear Mr. Rich:

Re: Permit No. 63-8271

Enclosed is the statement of beneficial use postcard you requested.

Please be advised that the Department has also made the address change.

Sincerely,

RITA FLECK
Sr. Secretary

RF:r

Enclosure

MICROFILMED

STATE OF IDAHO

**MEMORANDUM DECISION
AND ORDER**

Notice of the application was published in the News-Tribune, Caldwell, Idaho, on March 11 and 18, 1976. On March 22, 1976, the Department received a protest against the issuance of this permit from Betty Quenzer. Additional protests were received from Delos C. Foster, Howard G. Fuller, Joseph F. Little, D. N. Little and Anthony House on behalf of the Farmers Union Ditch Company.

The objections of the protestants were heard as well as supporting statements by the applicant. It was agreed by all parties at the conference that the Department reach a decision based on the information presented at the conference and information contained in the Department's official records.

FINDINGS OF FACT

1. The water sought to be appropriated by the applicant is essentially waste water from the Farmers Union Ditch Company near the end of the Farmers Union Canal and is public water subject to appropriation.
2. There are prior rights to the use of waste water from the Lanktree Gulch and an unnamed stream.
3. There is water available from the waste water source during certain periods of each year in quantities exceeding existing prior rights.

CONCLUSIONS OF LAW

1. There are portions of the irrigation season when water is available in excess of that required to fill existing rights.

2. The applicant is entitled to a permit from the Department of Water Resources to appropriate unappropriated public water in Lanktree Gulch and the unnamed stream.

ORDER

IT IS, THEREFORE, HEREBY ORDERED and Application for Permit No. 63-8271 is APPROVED subject to the following conditions:

1. The permit is subject to all prior water rights.

2. The rate of diversion is not to exceed a total of 0.14 cubic feet per second (0.12 cubic feet per second for irrigation purposes and 0.02 cubic feet per second for stockwater purposes).

3. That proof of completion of works and application of water to beneficial use be submitted to the Department on or before April 1, 1981.

Dated this 10 day of May, 1976.


R. KEITH HIGGINSON
Director

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 163-8271

☒ 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) RWH 2-27-76

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) RWH 2-27-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) sk sk

Affidavit of Publication received (date) 3-22-76

(12) _____

Final date for protests _____

Protests received: yes ☒ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction

NO Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By JLA Date 4-20-76

Field Checked by _____

Date _____

Comments _____

April 20, 1976
Caldwell, Idaho

Being present at a conference held by the Department of Water Resources to consider protests to permit number 63-8271 for the appropriation of waters of the State of Idaho, I hereby agree to allow the Department to make a decision based on the information presented at the conference and information available to the Department in its files or otherwise available.

1. Farmers Union Ditch Co. by G. L. House - Secretary
2. D. N. Little RA / Star Stockholders
3. Deebert Hunt
4. Group F Little Star
5. Howard L. Fuller Star
6. Victor C. G. [unclear] Star
7. Betty Gruenyer Caldwell
- 8.

63-8271 - Vearl Rich

Large Meeting Room, Third Floor, New Courts Building, Caldwell, Idaho

Tuesday, April 20, 1976 - 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
Delos C Foster	Star	
D. N. Little	Star	
Farmers Union Ditch Co.	Cope	
Joseph F Little	Star	
Howard H Fuller	Star	
Betty Guenzler	Caldwell.	
Vearl Rich	At / Caldwell	
Ella Rich		
Delbert Hunt	Star	

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL)	
OF THE APPLICATION FOR PERMIT NO. 63-8271)	
IN THE NAME OF VEARL RICH)	NOTICE OF CONFERENCE
_____)	AND/OR HEARING

On February 27, 1976, Vearl Rich filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. The Department received protests against approval of said application from Betty Quenzer, Delbert Huit, Delos C. Foster, Howard Fuller, Joseph F. Little, D. N. Little and Farmers Union Ditch Co., Ltd.

The Department has set the matter of protests for conference and/or hearing for Tuesday, April 20, 1976 at 10:00 a.m. in the large meeting room third floor of the new courts building, Caldwell, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 30th day of March, 1976.



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

IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION OFFICE
SALT LAKE CITY
B-106, 107, 108, 83720

Returned Receipts

Canyon Co. Recorder
Helen Powell
Court House
Caldwell.

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

139091

(Always obtain signature of addressee or agent)

I have received the article described above.

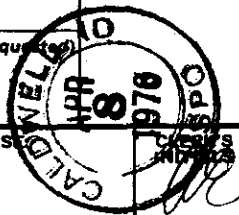
SIGNATURE ☐ Addressee ☐ Authorized agent

Neal Rich
 DATE OF DELIVERY APR 8 1976

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE



63-8271

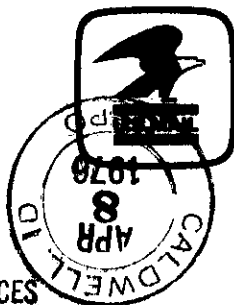
UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATE HOUSE
BOISE, IDAHO 83720**

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RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
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☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	139092	

(Addressee obtain signature of addressee or agent)

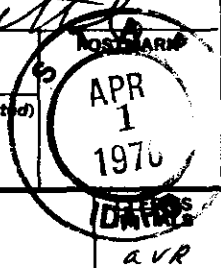
I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *D. N. Little*
 DATE OF DELIVERY
 APR 1 - 1976

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

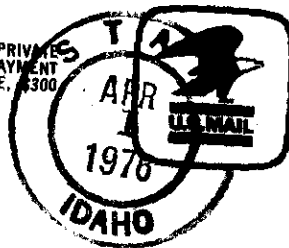
- Complete Items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATEHOUSE
BOISE, IDAHO 83720

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OF POSTAGE, \$300



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1. The following service is requested (check one).
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☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. **ARTICLE ADDRESSED TO:**

3. **ARTICLE DESCRIPTION:**
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.
 | 134093 |

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
Elaine M. Tupper

4. **DATE OF DELIVERY**
 APR - 1976

5. **ADDRESS** (Complete only if requested)

6. **UNABLE TO DELIVER BECAUSE:**

APR 1 1976
 POSTMARK
 INITIALS
 AVR

KB

**UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS**

SENDER INSTRUCTIONS

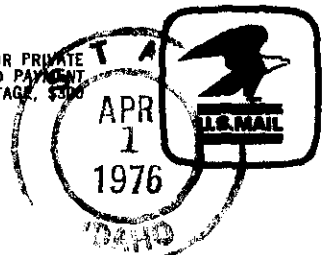
Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**

**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATEHOUSE
BOISE, IDAHO 83720**

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



PS Form 3811, Jan. 1975

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☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

139094

(Always obtain signature of addressee or agent)

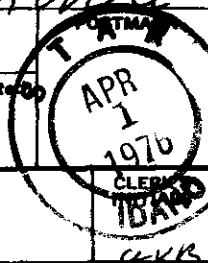
I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY
APR 1 1976

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



RB

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

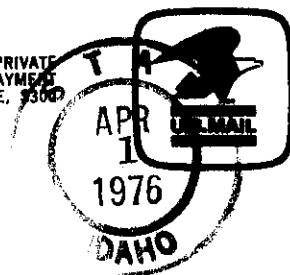
- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATEHOUSE
BOISE, IDAHO 83720

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



PS Form 3811, Jan. 1975

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Add your address in the "RETURN TO" space on reverse.

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- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ RESTRICTED DELIVERY.
 Show to whom and date delivered..... 65¢
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

139095

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Mrs D. C Foster*

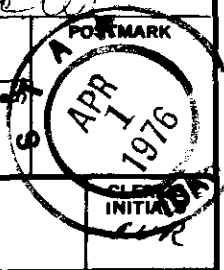
DATE OF DELIVERY

APR 1 1976

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:



RB

**UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS**

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.
• Complete items 1, 2, and 3 on reverse side.
• Moisten gummed ends and attach to back of article.

**RETURN
TO**



**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATEHOUSE
BOISE, IDAHO 83720**

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

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☐ RESTRICTED DELIVERY.
Show to whom and date delivered..... 65¢

☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	139097	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Betty G. [illegible]*

DATE OF DELIVERY	POSTMARK
APR - 2 1976	CALDWELL APR 2 1976 U.S. MAIL

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

☆ GPO: 1975 O-368-047

63-8271

RB

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



**IDaho DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
SANDHOUSE
BOISE, IDAHO 83720**

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.								
1. The following service is requested (check one). ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery.. 35¢ ☐ RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢ ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢								
2. ARTICLE ADDRESSED TO:								
3. ARTICLE DESCRIPTION: <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>139096</td> <td></td> </tr> </table> (Always obtain signature of addressee or agent)			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		139096	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	139096							
I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent								
4. <i>Delbert K...</i> DATE OF DELIVERY: APR 1 1976								
5. ADDRESS (Complete only if requested)								
6. UNABLE TO DELIVER BECAUSE:		APR 1 1976 27R						

RB

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$30



**RETURN
TO**



**IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATEHOUSE
BOISE, IDAHO 83720**

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3.
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 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

139098

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

4-1-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION OFFICE
STATEHOUSE
BOISE, IDAHO 83720

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$3.00



PS Form 3877 - Rev. 1975
 ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAIL

NAME AND ADDRESS OF SENDER

DEPARTMENT OF WATER RESOURCES
 Western Region

Indicate type of mail

☐ REGISTERED ☐ COD
☐ INSURED ☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (if Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S. D. FEE	S. H. FEE	REMARKS
✓ 139091	Vearl Rich, Route 1, Caldwell, ID 83605	13	30							63-8271
2 ✓ 139092	D. N. Little, Route 1, Star, ID 83669									"
3 ✓ 139093	Howard Fuller, Route 1, Star, ID 83669									"
4 ✓ 139094	Joseph F. Little, Route 1, Star, ID 83669									"
5 ✓ 139095	Delos C. Foster, Route 1, Star, ID 83669									"
6 ✓ 139096	Delbert Huit, Route 1, Star, ID 83669									"
7 ✓ 139097	Betty Ouenzer, Route 1, Caldwell, ID 83605									"
8 139098	Anthony Home, Secretary, Farmers Union Ditch Co., Inc.									"
9	Eagle, ID 83616									
10										
11										
12										
13										
14										
15										

Sent by RB
 3-31-76

3/31/76
 per [signature]

TOTAL NUMBER OF PIECES LISTED BY SENDER 8	TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE	POSTMASTER, PER (Name of receiving employee)	Declaration of value is required on international registered mail. Special-handling charges apply only to third-class registered mail. Special-delivery service also includes special-handling service.
--	--	--	--

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

U. S. GOVERNMENT PRINTING OFFICE : 1975 O - 573-715

March 31, 1976

Helen Powell, Recorder
Canyon County Courthouse
Caldwell, ID 83605

Dear Ms. Powell:

This is to confirm the use of the large meeting room in the new courts building for conference and/or hearing to be held by this office on Tuesday, April 20, 1976 at 10:00 a.m.

Thank you for your cooperation in this matter.

Sincerely,

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

. LGS:rb

March 30, 1976

Re: Application for Permit No. 63-8271

Vearl Rich
Route 1
Caldwell, ID 83605

Dear Mr. Rich:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 63-8271. 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?

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 or easement 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 can be of any assistance, please contact us.

Sincerely,

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

LGS:rb

Enc.

cc: State Office

March 30, 1976

Re: Application for Permit No. 63-8271 - Vearl Rich

Anthony Home, Secretary
Farmers Union Ditch Co., Ltd.
Eagle, ID 83616

Dear Mr. Home:

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):

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:rb

bc: State Office

March 29, 1976

Re: Application for Permit No. 63-8271

Vearl Rich
Route 1
Caldwell, ID 83605

Dear Mr. Rich:

Enclosed are copies of protests filed against the issuance of a permit pursuant to your application No. 63-8271. 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?

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:rb

Enc: Copy of protests

bc: *state office*

March 29, 1976

Re: Application for Permit No. 63-8271 - Vearl Rich

D. N. Little
Route 1
Star, Idaho 83669

Dear Mr. Little:

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 342-203, 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 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:rb

bc: State Office

March 29, 1976

Re: Application for Permit No. 63-8271 - Vearl Rich

Howard Fuller
Route 1
Star, Idaho 83669

Dear Mr. Fuller:

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):

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?

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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.

Very truly yours,

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

LGS:cjs

March 29, 1976

Re: Application No. 63-8271 - Vearl Rich

Joseph F. Little
Route 1
Star Idaho 83669

Dear Mr. Little:

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):

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?
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Very truly yours,

L. G. EN SXTON, P.E.
Western Region Supervisor
LGS:cjs

cc: State Office

RECEIVED

FARMERS UNION DITCH CO., LTD.

MAR 29 1976

Department of Water Resources

Eagle, Idaho.

March 26, 1976.

Mr.R. Keith Higginson:

Dear Sir,

The Farmers Union Ditch Co. protests the application of water by permit No. 638271 by Mr. Vearl Rich of Route 1 Caldwell Idaho on the following grounds:

Number 1

The applicant never approached the Canal Co. of this water.

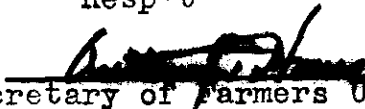
No. 2

The unnamed stream is a waste from the Farmers Union Canal to the Middleton Water Canal and not a slough.

No. 3

It may be the applicant is trying to get the permit with less publicity as possible and knew this was not a natural stream.

Resp't


Secretary of Farmers Union Ditch Co.

RECEIVED

FARMERS UNION DITCH CO., LTD.
EAGLE, IDAHO, ROUTE 1



Mr. R. Keith Higginson
506 N. 5th
Boise, Idaho.

P R O T E S T

I, Joseph F. Little, Route 1, Star, Idaho wish to protest Application for Permit No. 63-8271 in the name of Vearl Rich, Caldwell, Idaho for the irrigation of 80 acres of land in Lots 2 & 3 Section 2, T4N-R2W, B.M.

I am a landowner and have been using the water since 1925. I feel that the approval of this application will damage my water right by reducing the flow of water.

Dated this 26 day of March, 1976.

x Joseph F Little

March 26, 1976

Re: Application for Permit No. 63-8271 -- Vearl Rich

Delos C. Foster
Route 1
Star, ID 83669

Dear Mr. Foster:

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):

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 onditions.

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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
Western Regional Supervisor

LGS:rb

bc: IDWR -- State Office

March 26, 1976

Re: Application for Permit No. 63-8271

Vearl Rich
Route 1
Caldwell, ID 83605

Dear Mr. Rich:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 63-8271. 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?
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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 SEXTON
Western Regional Supervisor

LGS:rb

Enc.

bc: IDWR -- State Office

P R O T E S T

I, Howard Fuller, Route 1, Star, Idaho wish to protest
Application for Permit No. 63-8271 in the name of Vearl Rich,
Caldwell, Idaho for the irrigation of 80 acres of land in Lots
2 & 3 Section 2, T4N-R2W, B.M.

I am a landowner and have been using the water since 1956.
I feel that the approval of this application will damage my
water right by reducing the flow of water.

Dated this 26 day of March, 1976.

Howard G Fuller

2164

P R O T E S T

I, D. N. Little, Route 1, Star, Idaho wish to protest
Application for Permit No. 63-8271 in the name of Vearl Rich,
Caldwell, Idaho for the irrigation of 80 acres of land in Lots
2 & 3 Section 2, T4N-R2W, B.M.

I am a landowner and have been using the water for 50 years.
I feel that the approval of this application will damage my
water right by reducing the flow of water

Dated this 25 day of March, 1976.

D.N. Little

MAR 25 1976

P R O T E S T

I, Delos C. Foster, Route 1, Star, Idaho wish to protest Application for Permit No. 63-8271 in the name of Vearl Rich, Caldwell, Idaho for the irrigation of 80 acres of land in Lots 2 & 3 Section 2, T4N-R2W, B.M.

I am a landowner and have been using the water for 19 years. I feel that the approval of this application will damage my water right by reducing the flow of water.

Dated this 25 day of March, 1976.

Delos C. Foster

110100-100000

ME 24 1976

Department of Water Resources

March 23, 1976

To whom it may concern.

Notice of application for use of a permit allowing pumping of 1.62 cubic feet of water from the ~~the~~ Farmers Union ditch and Longtree by means of diversion by one Vearl Rich, Rt 1, Caldwell Idaho, within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 2 T. 4 N, R. 2 W. B. M. Canyon County, from Jan 1 to Dec 31 is hereby protected against for these reasons.

(1) As owner of (80) lightly acres, more or less, located in the ~~the~~ South Half of the South West Quarter (SW $\frac{1}{4}$) of Section Thirty Six (36) Township five (5) North Range two (2) West. Boise Meridian, I have used this water for thirty years.

(2) On numerous occasions I have tried to purchase existing water rights from other users and also water from Anderson Ranch but was told there was not capacity enough in water way to allow for more shares.

(3) That I have enquired of the Water Resource Board several years ago as to the feasibility of acquiring rights to this waste water and was told that it was unnecessary as the water would have to be left in this ~~ditch~~ ditch by means of use and so establishing a natural water way.

(4) That my sole and only livelihood depends on use of this water.

my commission
expires 12-13-77

Albert H. Krutz
Val Jean Bonnell
Notary Public

March 24, 1976

Re: Application for Permit No. 63-8271

Vearl Rich
Route 1
Caldwell, ID 83409

Dear Mr. Rich:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 63-8271. 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?

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 can be of further assistance, please contact us.

Sincerely,

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

LGS:rb

Enc: Copy of protest

bc: State Office

March 24, 1976

Re: Application for Permit No. 63-8271 -- Vearl Rich

Delbert Huit
Route 1
Buhl, ID 83669

Dear Mr. Huit:

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):

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.

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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:rb

bc- IDWR ✓

March 23, 1976

Re: Application for Permit No. 63-8271 -- Vearl Rich

Betty Quenzer
Route 1
Caldwell, ID 83605

Dear Ms. Quenzer:

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 ~~with~~ 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?

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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
Western Regional Supervisor

March 23, 1976

Re: Application for Permit No. 63-8271

Vearl Rich
Route 1
Caldwell, ID 83608

Dear Mr. Rich:

Enclosed is a copy of the protest filed against the issuance of your permit pursuant to your Application No. 63-8271. 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 purpose 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 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
Western Regional Supervisor

LGS:rb

bc-State Office

MAY 22 1973

P R O T E S T

I, Betty Quenzer, Route #1, Caldwell, Idaho protest Application for Permit No. 63-8271 in the name of Vearl Rich, Caldwell, Idaho for the irrigation of 80 acres of land in Lots 2 & 3 Section 2, T4N-R2W, B.M. I am a land owner and have been using water from the unnamed stream approximately 22 years or ince 1955. If this application is approved, we will not receive sufficient water for our use.

Betty Quenzer

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

Statehouse
Boise, Idaho 83720
(208) 384-2100

For Publications for Permit Nos. 63-8271 -- Vearl Rich
63-8273 -- Rick Levin

PERMIT NO. 83605
P.O. BOX 1179
Caldwell, ID 83605

Certification

Enclosed you will find a legal notice which we wish to have published once a week for five 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 indicated, 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.

A statement of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must accompany the bill:

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

(Signature of Claimant)

Bill submitted

5-22-76

ll

Submitted:

John F. Riddle

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that VERA L. RICH
~~Route 1, Caldwell, ID~~
has on Feb. 27, 1976 submitted Application No. 63-8271
for a permit to appropriate 1.62 cubic feet per second ~~zero feet~~
~~per second~~ of water from Lanktree & unnamed stream trib. to Middleton Slough
by means of diversion dam, ditch and pump
within the NE1/4, NE1/4, Sec. 2 T. 4 N, R. 2 W, B.M., Canyon County

to be used from January 1 to December 31
for stockwater and from April 1 to October 31 for irrigation of 80 acres

within ~~the~~ Government Lots 2 & 3, Sec. 2, T. 4 N, R. 2 W

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 29, 1976.

R. KEITH HIGGINSON

Director

Published in the News-Tribune, Caldwell, ID
on March 11, 1976 and March 18, 1976.

AGREEMENT

(I) (We), the undersigned, hereby agree to allow the Director of the Department of Water Resources to reach a decision with regard to protested Application No. _____, in the name of _____.

Said decision to be based upon information in the official records of the Department, the Director's understanding of the law, and evidence &/ or information presented at the conference held this date.

Dated this _____ day of _____, 1976, at _____.
