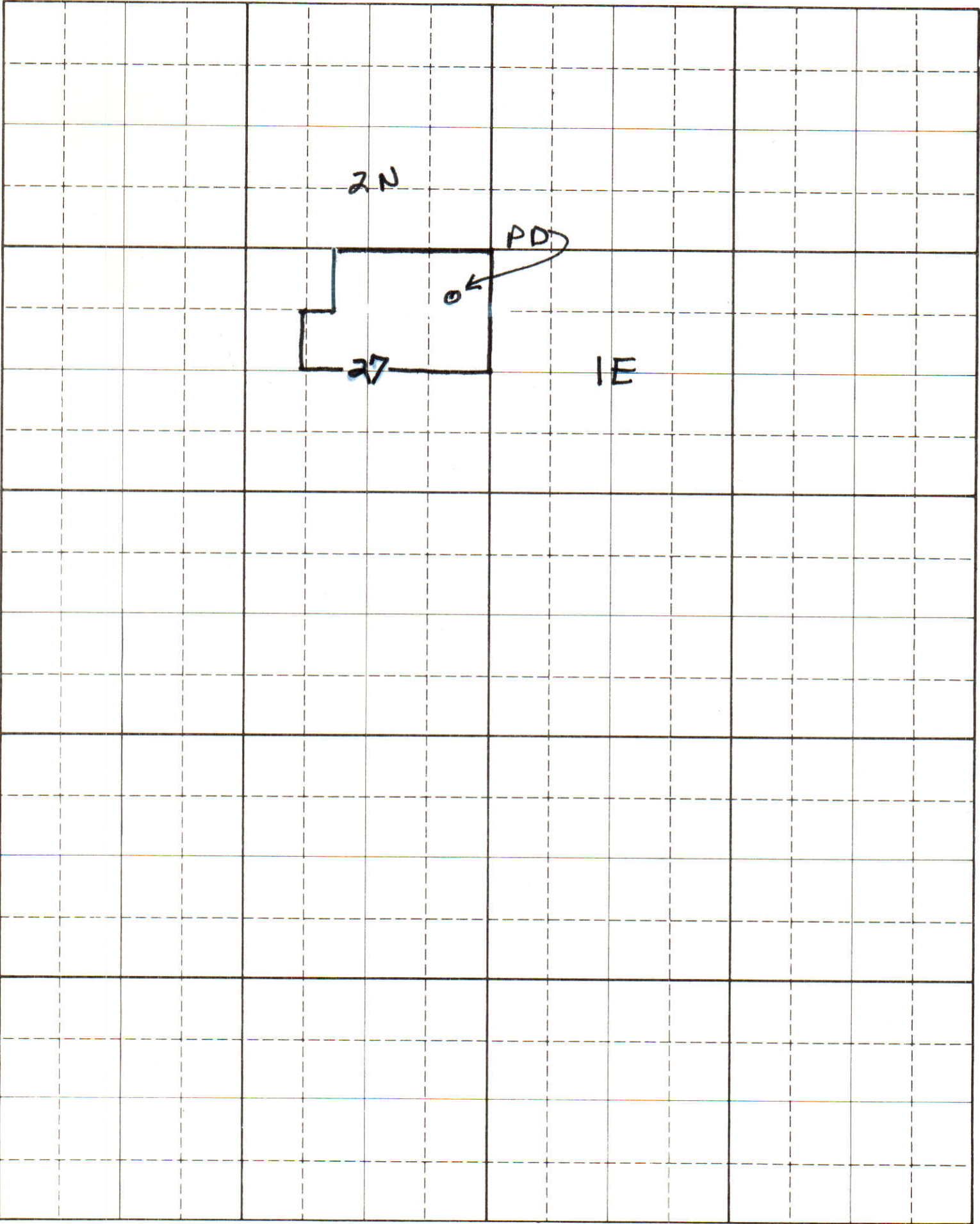


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

A & C Corp
(Applicant)
Donna Cook Hoff, Sec.

NOTICE OF APPLICATION
FOR WATER REPORT

cation No. 63-8135 for a permit to appropriate 1.83 cubic feet per second of water from groundwater by means of well and pump within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, 2 N, R. 1 E, B.M. Ada County to be used from Jan. 1 to Dec. 31 for domestic within the N $\frac{1}{2}$, Sec. 27, T. 2 N, R. 1 E, 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 July 7, 1975.

R. KEITH HIGGINSON
Director

Pub. June 19, 26, 1975 158

Aracely Eguen

Donna A. Gearing
County Public for Idaho, Residing at

RECEIVED

Department of Water Resources

JUN 30 1975

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APR 15 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-8135

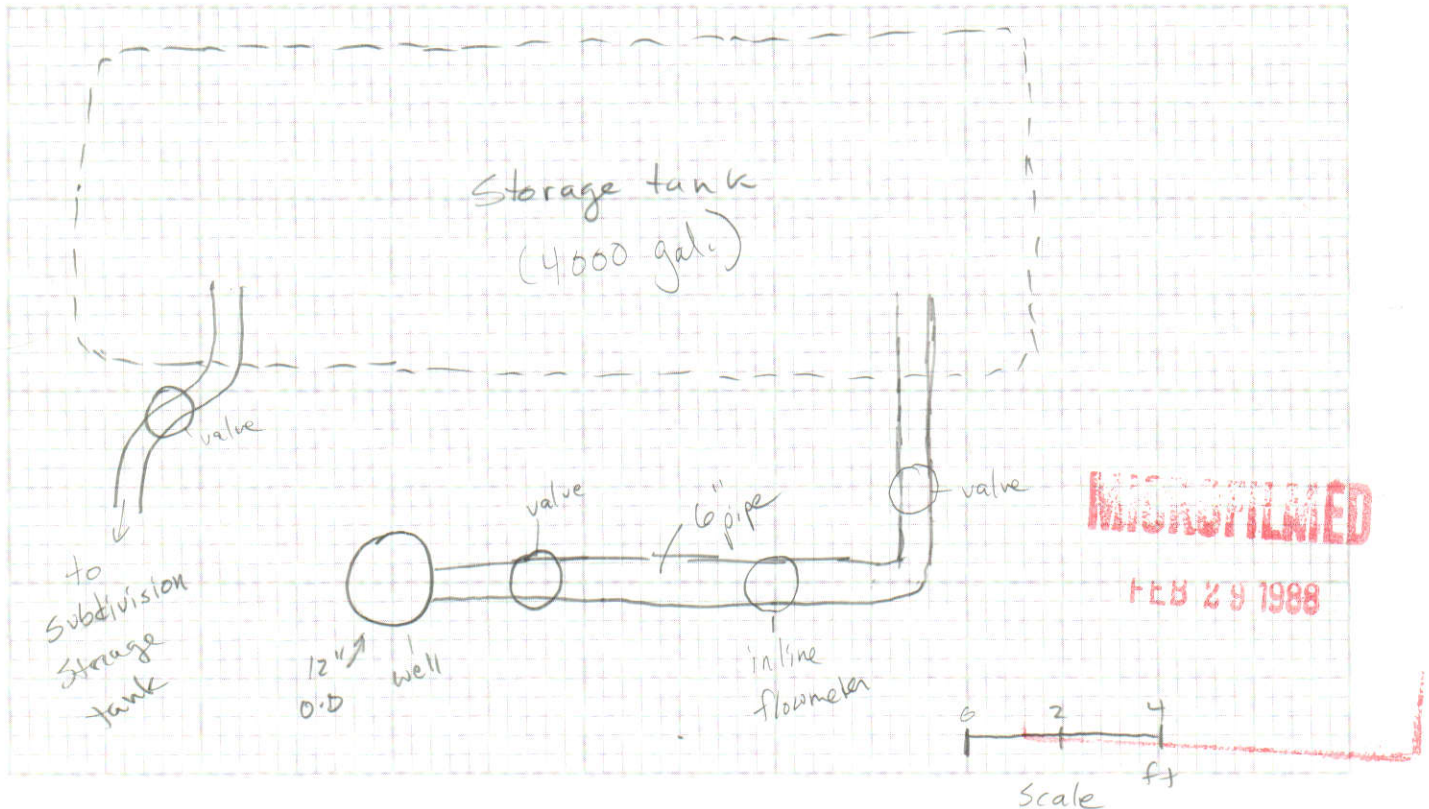
1. Owner: Desert View Estates Phone No. _____
Current Address: P.O. Box 165, Kuna, ID 83634 (8-14-86) comp
2. Accompanied by: Don Stockett EXAM. DATE: 7-9-86
Address: 131519 Ocotillo, Kuna, ID Phone No. 362-9054
Relationship to Permit Holder: President - Des. View Estates
3. Source: g-w. tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none - other rights in North 1/2 of Sec. 27 are not for this subdivision or lapsed ☐ Copies Attached
2. Other water rights with same point of diversion: none ☐ Copies Attached ☐ Copies of Field Exam's Attached

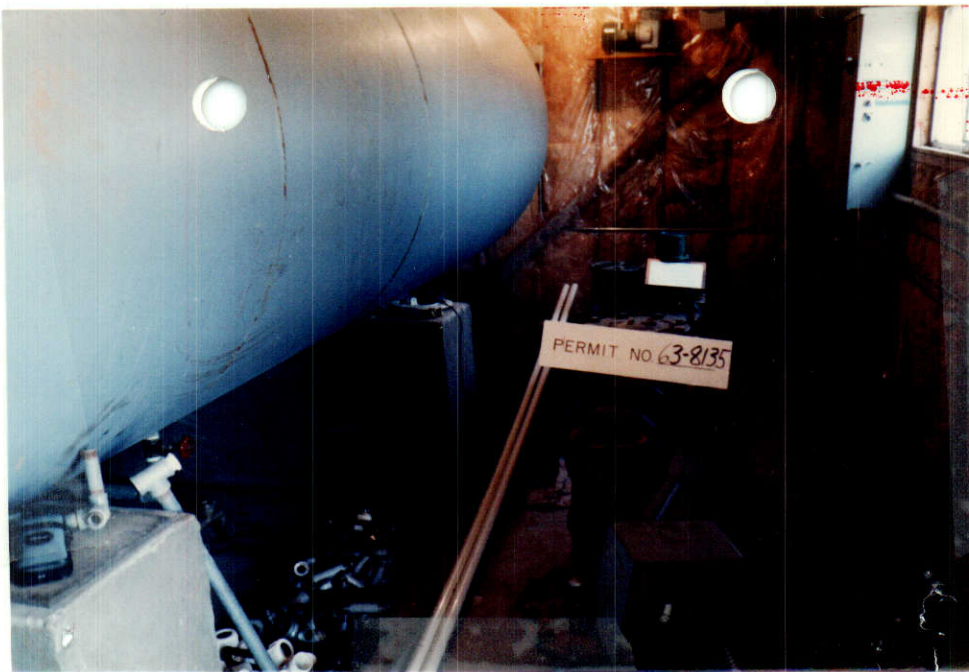
C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).



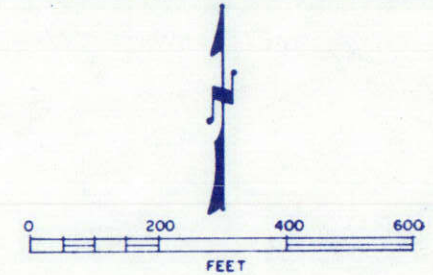
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FEB 29 1968

DESERT VIEW ESTATES NO. 3

A PORTION OF THE N² OF SECTION 27, T.2N., R.1E., B.M.,
AND A PARTIAL REPLAT OF DESERT VIEW ESTATES #1
ADA COUNTY, IDAHO
-1974-

22 23
27 26

CURVE DATA					
CURVE	RADIUS	Δ DELTA	LENGTH	LONG CHORD	BEARING
A	20'	90° 38' 09"	31.64'	28.44'	S 45° 03' 48" E
B	20'	89° 21' 51"	31.19'	28.13'	S 44° 56' 13" W
C	20'	89° 27' 01"	31.22'	28.15'	S 45° 39' 21" E
D	20'	90° 32' 59"	31.61'	28.42'	S 44° 20' 39" W
E	50'	60° 38' 09"	52.92'	50.48'	S 29° 56' 12" W
F	50'	59° 21' 51"	51.81'	49.52'	S 30° 03' 47" E
G	50'	90° 38' 09"	79.09'	71.10'	S 44° 56' 12" W
H	50'	89° 21' 51"	77.98'	70.32'	S 45° 03' 47" E



LEGEND

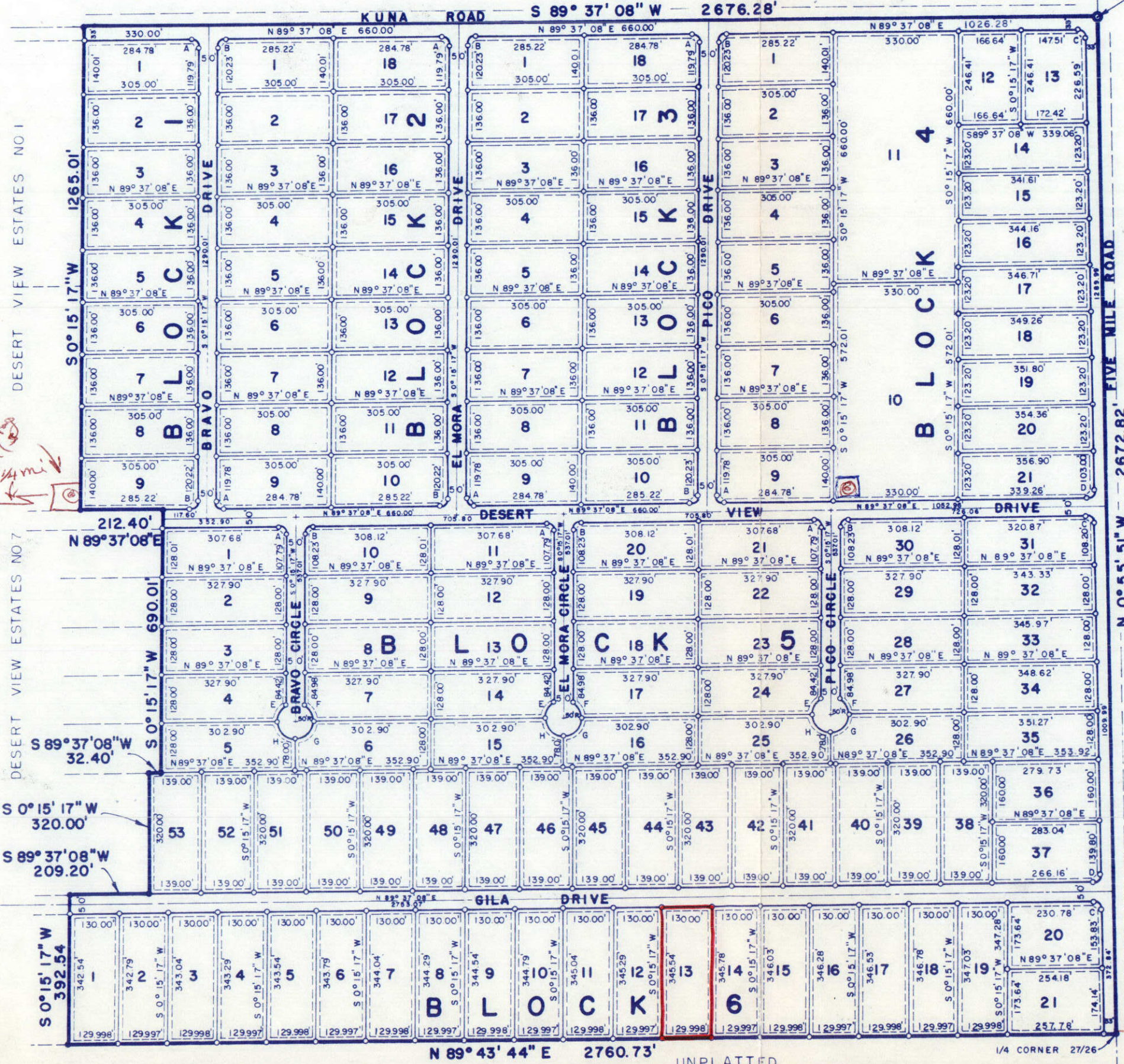
- ⊙ POINT OF BEGINNING
- 5/8" X 30" Steel Pin
- 5/8" X 30" Steel Pin At angle points on boundary
- 21 Lot Number
- 10' Utility, Irrigation & Drainage Easement

Each dwelling shall construct a septic system consisting of a 1000 gallon tank and a drain field of 250 square feet per bedroom unless otherwise approved by the Department of Health

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PLAN 5

TUDOR ENGINEERING COMPANY
BOISE, IDAHO



UNPLATTED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
	)	
NO. 63-8135 IN THE NAME	)	ORDER ADVANCING
	)	DATE OF PRIORITY
OF DESERT VIEW ESTATES WATER CORP.)	)	

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 63-8135 for the issuance of a license, the Department makes the following Findings of Fact, Conclusions of Law, and Order pursuant to the provisions of Idaho Code.

FINDINGS OF FACT

1. On July 9, 1975 the Department approved Application for Permit No. 63-8135 to appropriate the public waters of the State of Idaho with a priority of June 6, 1975.
2. On April 17, 1986 the Department sent the permit holder a notice that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit.
3. The fee was due on June 16, 1986, 60 days from the date of the notice; however, the fee was not received until June 26, 1986, 10 days late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the fee was late, pursuant to the provisions of Section 42-217, Idaho Code.

REGISTERED

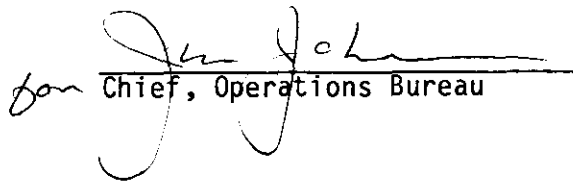
FEB 29 1988

2. The date of priority of Permit No. 63-8135 should be advanced 10 days.

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 63-8135 is advanced to June 16, 1975.

Dated this 2nd day of October, 1987.


Chief, Operations Bureau

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8135

Priority: June 16, 1975 Amount: .82 CFS 240.0 AFA

This is to certify, that DESERT VIEW ESTATES WATER CORP.

P.O. BOX 165

KUNA, ID 83634

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 6, 1975, and has submitted proof to the Department of Water Resources on June 2, 1980, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .82 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.82 cfs	240.0 afa

LOCATION OF POINT OF DIVERSION(S): NENE , Sec. 27, Township 2N, Range 1E
Ada County

PLACE OF USE: Domestic

TWN RGE SEC

2N 1E 27	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 200 homes within Desert View Subdivision.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 31st day of December, 19 87.

RECEIVED

Director

FEB 29 1988

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DEC 9 1975

Department of Water Resources

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Andy Anderson, hereby assign to DESERT VIEW ESTATES WATER CORP.
of DESERT VIEW ESTATES SUBDIVISION P.O. BOX 165 KUNA, IDAHO 83634
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 638135
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 4th day of December, 1975.

[Signature]
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of ADA) ss.

On this 4th day of December, 1975, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

[Signature]
Notary Public residing at

Boise, Idaho

My commission expires:

Oct 1, 1977

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **63-8135**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

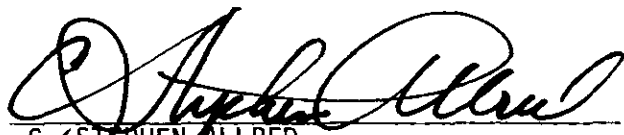
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

NOT RECORDED

ESTATES

Assigned to: DESERT VIEW WATER CORP.
 12-09-1975 Desert View Estates Subdivision
 Box 165
 Kuna, ID 83634

Identification No. _____

Application No. 8135**APPROVED**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

1. Name of applicant A & C Corporation Phone: 888-4542
 post office address 1510 E. Fairview, Meridian, ID 83642
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27 Township 2 N
 Range 1 E B.M. Ada County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 1.83 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. 1.83 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. well and pump

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
 capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 10 inches; proposed depth of well is 420 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 \$ 7,500.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27 Township 2 N
 Range 1 E B.M. _____
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served Desert View Subdivision, or number of families to be
 supplied with domestic water 200.
 (5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated _____

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

Two permits 63-7624, 63-7611

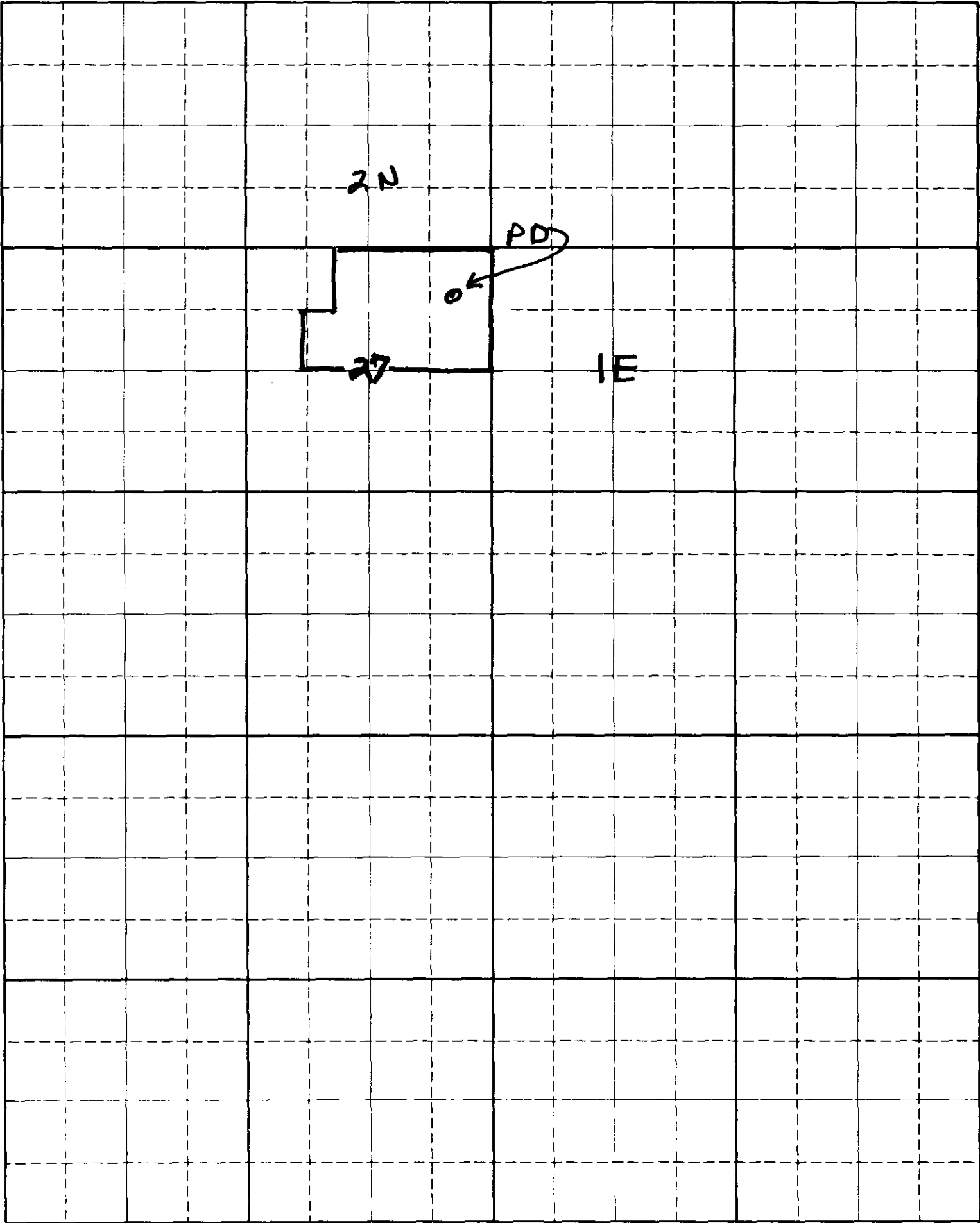
9. a. Who owns the property at the point of diversion Applicant

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 See Remarks

10. Remarks All three wells and water system will be turned over to water association when development is complete.

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.

A + C Corp
(Applicant)
Donna Cook Hoff, Sec.

Proposed Priority 6-06-1975

Received by Ca Date 6-6-75 Time 9:30 AM
Preliminary check by EB Fee \$ 45.00
Receipted by Ca Date 6-6-75
Publication prepared by gg Date 6-6-75
Published in 1151 B. A. C.
Publication dates June 9-10, 1975
Publication approved gg Date 7/2/75
Priority reduced to gg Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Kurt ggg

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. 63-8135, 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 July 1, 19 80.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 9 day of July, 19 75.


Director

[illegible]

ok - gg
7-2-75

Aracely Eguiguren

Lora A. Gering
 y Public for Idaho, Residing at

RECEIVED

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

January 7, 1988

DESERT VIEW ESTATES WATER CORP.
P.O. BOX 165
KUNA, ID 83634

RE: Permit No. 63-8135

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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FEB 29 1988

10 day

- Date 8/14/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No. _____

1. **Measurement Calculations**

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

*permit limits to 200 domestic
uses -*

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

c) Volume Calculations for Other Uses:

200 hshlds x 1.2 AF = 240.0 AFA

2. **Overlap Review**

a) Other water rights with same place of use: *63-9283 - same rt. holders
for irrig. & domestic
uses in bill*

b) Other water rights with same point of diversion: *none*

c) Analysis:

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FEB 29 1988

October ²⁷ 22, 1987

DESERT VIEW ESTATES WATER CORP.
P.O. BOX 165
KUNA, ID 83634

RE: Permit No. 63-8135

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

NOTIFIED

FEB 29 1988

CALCULATION OF NEW PRIORITY DATES
LATE EXAM FEES

FOR PERMIT NO. 63-8135

BY: Ray Walker
8/14/87

	<u>DATE</u>	<u>NUMBER OF DAYS</u> (From Table of Days Between Two Dates)
A. EXAMINATION FEE NOTICE SENT	4-17-86	107
B. DATE FEE DUE (60 days)	6-16-86	167
C. DATE FEE RECEIVED	6-26-86	177
D. NUMBER OF DAYS LATE (C - B)		10
E. ORIGINAL PRIORITY DATE	6-6-75	157
F. NEW PRIORITY DATE (D + E)	6-16-75	167

REMARKS:

MICROFILMED

FEB 29 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Water is used for in-house domestic use and for sprinkling lawns (all less than 1/2 acre).

Overlap: another well is used for domestic purposes; ^{to fill tank} this well is permit no. 63-7624 which has lapsed.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa) 246.0
	From	To		
Domestic	1/1	12/31	.82 cfs	~~523.62 afa~~
				246.0
Totals:			.82 cfs	~~523.62 afa~~

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name BRAD E. DINGEE
Signature Brad E. Dingee
Certification Date _____
Field Report Preparation Date 7-14-86

DET 2/23/87

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECEIVED

FEB 29 1988

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Flowmeter						

2. Measurements:

flowmeter : 370 gpm. = .82 cfs.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *theoretical assume 60 psi, 80% efficiency*

$$\frac{HP \times 8.8 \times \text{eff. c.}}{\text{Lift} + (\text{PSI} \times 2.3)} = \frac{50 \times 8.8 \times .80}{220 + (60 \times 2.3)} = \frac{352}{358} = .98 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses: *domestic*

.82 cfs x 365 x 1.9835 = 593.66 afa

or

1.2 afa x 205 hshlds = 246 afa

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Source is a well, 350 ft deep with 20 ft. of 12" casing, 300 ft of 10" casing and 30 ft. of screen at base. Static as well as pumping water level is at 220 ft. A 50 HP submersible pump is used. Water is pumped at 370 gpm through 6" pipe ~~to~~ through a 4,000 gallon storage tank (no longer used) to a 65,000 gallon storage tank. Storage tank is on a tower & gravity feeds to a subdivision of 205 households. Another well also feeds storage tank.

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	50 HP Submersible Pump				

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	27	2N	~~2E~~	Adair	topog. map

6. **Place(s) of Use:**

Indicate Method of Determination aerial photo.

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	
2N	~~2E~~ 1E	27	✓	✓	✓	✓	-	✓	✓	✓									

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Permit No. 63-835

A. GENERAL INFORMATION

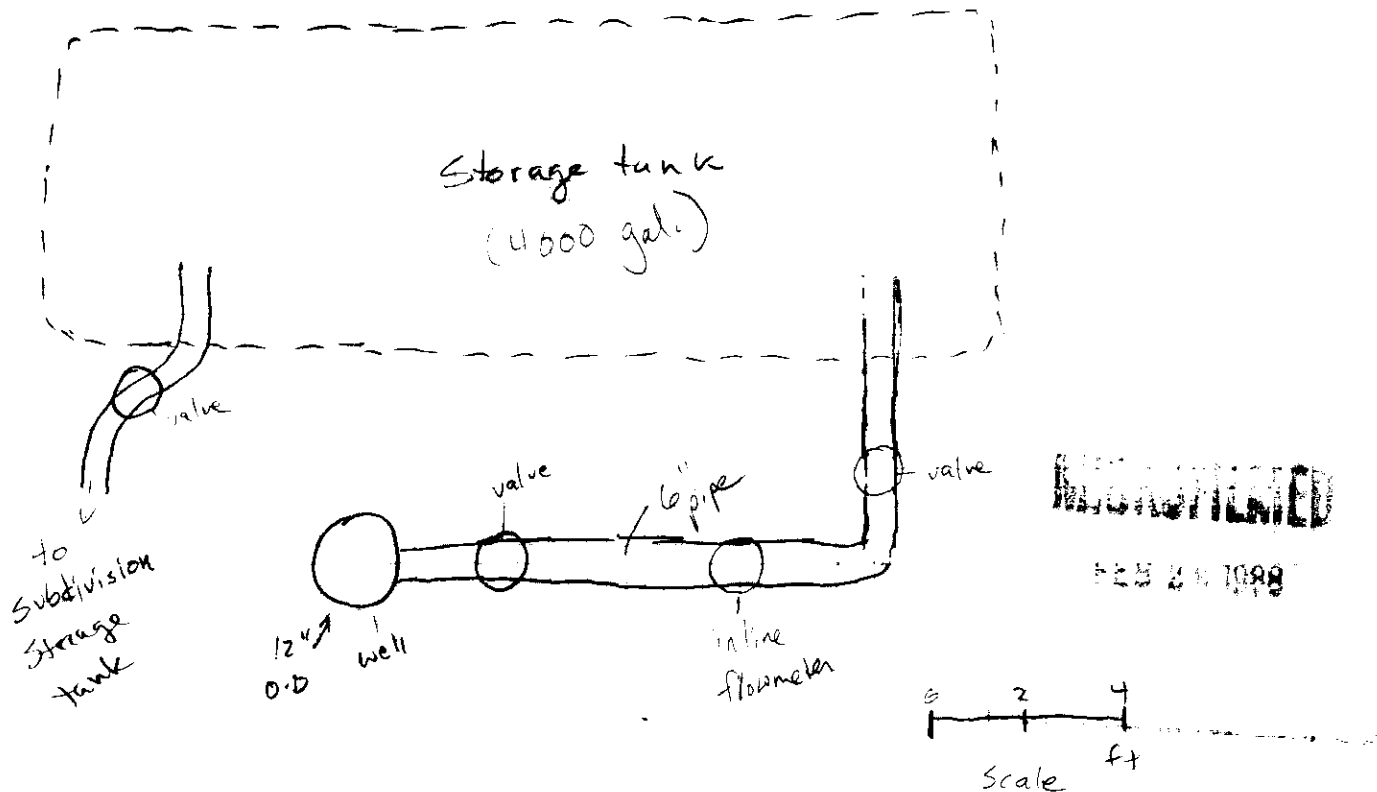
1. Owner: Desert View Estates Phone No. _____
Current Address: P.O. Box 165, Kuna, ID 83634 (8-14-86) comp
2. Accompanied by: Don Stockett EXAM. DATE: 7-9-86
Address: 131519 Ocotillo, Kuna, ID Phone No. 362-9054
Relationship to Permit Holder: President - Des. View Estates 1-8-87
3. Source: g.w. tributary to _____ 83 don

B. OVERLAP REVIEW

1. Other water rights with same place of use: none - other rights in Norm 1/2 of
Sec. 27 are not for this subdivision or lapsed ☐ Copies Attached
2. Other water rights with same point of diversion: none
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).



MICROFILMED
FEB 29 1969

Staff Analysis Sheet
for
Beneficial Use Field Report

63-8135
Permit No.

Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments
☒ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad
☒ Check of Govt. Lots
☒ Check of P/D index OK AD 7-14-86 (Initials, date)
Overlap? ☐ yes ☒ no ☐ If yes, copy attached?
Check of P/U index AD 7-14-86 (Initials, date)
Overlap? ☐ yes ☒ no ☐ If yes, copy attached?
Aerial Photo
Required? ☐ yes ☒ no ☐ If yes, copy attached?
Scheduling Letter sent? AD (Initials, date)
☒ Appointment made and telephone conversation memo attached?

After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use
☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

Review and Processing

Exam Completed Brad E. Swize 8-14-86 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)
Exam Reviewed by Manager of Regional Office DR 3/25/87 (Initial and date)
Exam Date Entered in Computer 7-1-87 (Initial and date)
Exam sent to State Office 4/10/87-2A (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original Refiled in White File 4/10/87-2A (Initial and date)

4/86

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 8.25
Date 6/26/86
Receipt # 40405
Receipt by MB
Sent to S.O. 7/1/86

1. Permit No. 62-C133

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Desert View, Wa. Corp

3. Post Office Address: Box 105
Kuna, ID 83634 Telephone No. _____

4. Source of Water: Grounder

5. Extent of Use:

Domestic 205 (No. of households) Stockwater MISC. (No. and type of stock)

Irrigation 235 (acres) Other/Remark _____

NOTE: FEE SUBMITTED FOR 1.01 TO
200 CFS - PERMITTED AMT. IS 1.83
CFS. → ALLOW 5

6. Total rate &/or volume for which proof is submitted .8 cfs (350 GPM) → 1 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

12-7-75

8. Person to contact to accompany the department representative during the field examination:

DON STOCKETT

(Name)

MICROFILMED

FEB 29 1988

3159 SCOTLAND

(Address)

362 9054

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date

6/16/86

Signature of Permit Holder (and title, if appropriate)

Thomas M. Plwood VICE PRES



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

63-8135
DESERT VIEW ESTATES WATER CORP.
C/O DESERT VIEW ESTATES SUBD.
P.O. BOX 165
KUNA, ID 83634

April 17, 1986

CERTIFIED MAIL

138391

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

FEB 29 1988

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,


L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

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FEB 29 1988



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

Robert W. States Water Corp.

1000 1st St.

Boise, Idaho 83704

RE: Permit 63-8135

Dear Gentlemen:

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. 63-8135

Name(s) of Permit Holder: Desert View Estates Water Corporation

Post Office Address: PO Box 165 Kuna, Idaho 83634

Tel. No. 362-5769

Source of Water: 1 wells

Extent of Use: ☒ Domestic 203 (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.

5/27/80
Date

Charles W. Fum
Signature of Permit Holder
President

Desert View Estates Water Corp.

P.O. Box 145

Kuna, Idaho 83634



10

Department of Water Resources

JUN 2 1980

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

168051

DESERT VIEW ESTATES
C/O DESERT VIEW ESTATES SUBD.
P.O. BOX 165
KUNA, ID 83634

APRIL 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8135 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

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

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

SINCERELY,

RITA FLECK
SR. SECRETARY

5: 1
MAY 1 1980
MFD



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

October 1, 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

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

DRT:lr

Enclosures

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

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

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

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

WELL DRILLER'S REPORT

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 A+C CORP.
Address 1510 EAST FAIRVIEW AVE.
MERIDIAN 63-8132
Owner's Permit No. _____

7. WATER LEVEL

Static water level 220 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow 1150
Temperature 60 ° F. Quality _____
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
Discharge G.P.M. _____ Draw Down _____ Hours Pumped _____
NO Draw Down was measured
could not reach suction
of 1150 gpm for 20 hrs

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Other (specify type)
☒ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 12 inches Total depth 335 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>385</u> inches	<u>10"</u> inches	<u>0</u> feet	<u>300</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☒ Yes ☐ No
Perforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ TorchSize of perforation _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☒ Yes ☐ No
Manufacturer's name Johnson Screens Co.

Type _____ Model No. _____

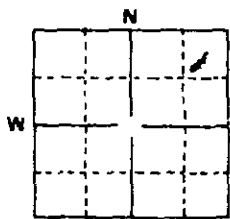
Diameter _____ Slot size 4A Set from 300 feet to 330 feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal depth 20 Material used in seal ☒ Cement groutBentonite ☒ Pudding clay ☐ Well cuttingsSealing procedure used ☐ Slurry pit ☐ Temporary surface casing☐ Overbore to seal depth

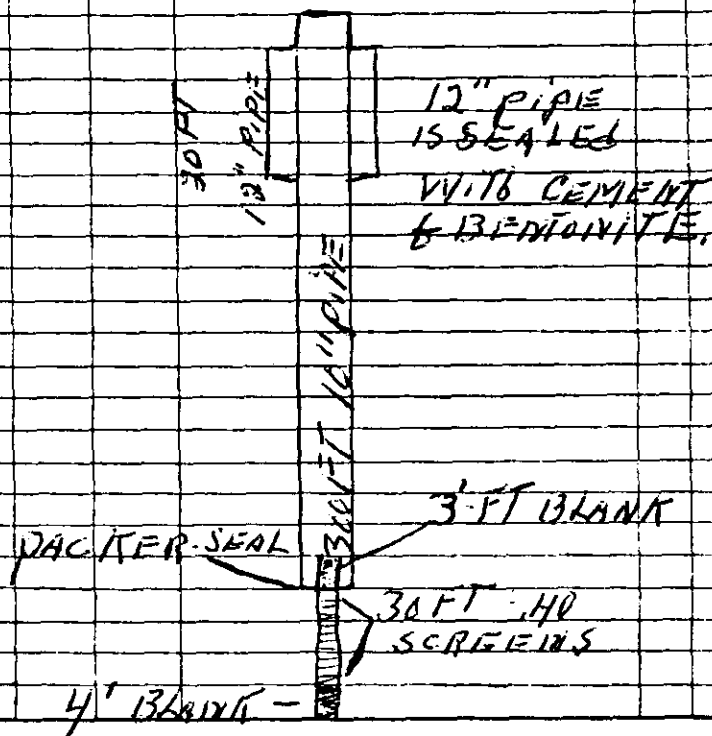
6. LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name Desert ViewLot No. 16 Block No. 4County AdaSouth side of 14th StNE 1/4 Sec. 27 T. 2N N/S, R. 1E E/W

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
<u>12</u>	<u>1</u>	<u>4</u>	<u>Top Soil</u>		<u>X</u>
<u>12</u>	<u>4</u>	<u>20</u>	<u>HARD ROCK</u>		
<u>12</u>	<u>20</u>	<u>115</u>	<u>HARD-BROKEN LAVA</u>		
	<u>115</u>	<u>220</u>	<u>RED CINDER</u>		
	<u>120</u>	<u>310</u>	<u>COBBLE STONES</u>	<u>X</u>	
	<u>310</u>	<u>320</u>	<u>BLACK COBBLE STONES</u>	<u>X</u>	
	<u>320</u>	<u>335</u>	<u>COBBLE STONE + SAND</u>	<u>X</u>	

HIT WATER AT 240'STATIC WATER LEVEL 220'

10.

Work started Feb 26-75 finished May 15-75

11. DRILLERS CERTIFICATION

Firm Name L+M DRILLING Firm No. 292Address RT-1 - Centwright Rd Date May 15-75Signed by (Firm Official) Howard Mitchelland Same(Operator) Same

December 12, 1975

Re: Permit No. 63-8135

Desert View Estates Water Corp.
Desert View Estates Subdivision
Box 165
Kuna, Idaho 83634

Gentlemen:

We acknowledge receipt of the assignment conveying the above referenced permit to you.

The assignment has been recorded and the Department's records have been changed.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

RECEIVED
DEC 15 1975
WATER RIGHTS
DIVISION



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

August 19, 1975

Mr. A. J. Bohner, Attorney
Lyons & Mooney
815 W. Washington, Suite C
Boise, Idaho 83701

Dear Mr. Bohner:

Your letter of August 18, 1975, requests that the well drilled under Permit No. 63-8135 in the name of A.C. Corporation be enjoined from use because of interference with the well of your client, Mr. Carl Braun.

Your letter requests action be taken under Section 42-3910 of the Idaho Code, which refers to injection wells drilled for the disposal of waste water. No permits have been issued for injection wells in that area, therefore, no action can be taken under the section of the Code.

The permits of Mr. Braun and A.C. Corporation are permits for the appropriation and beneficial use of water filed under Section 42-202, Idaho Code.

The doctrine of "first in time is first in right" is recognized in groundwater appropriations but a reasonable exercise of this right shall not block full economic development of underground water resources. We have no evidence in our water level records that indicates the water table is declining in that area. Perhaps there is some local interference between the two wells, and since there was no protest made during the statutory protest period by your client against the application of A.C. Corporation, you should explore the possibility of proceeding in the District Court in a civil action.

If you have any questions do not hesitate to contact us.

Sincerely,



BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

RECEIVED

Lyons & Mooney
Associate Attorneys at Law

RECEIVED

A. L. Lyons
Charles E. Mooney

AUG 19 1975
A. J. Bohner
Department of Water Resources
Counsel

SUITE C / OLD LIBRARY SQUARE / 815 W. WASHINGTON / P.O. BOX 1397 / BOISE, IDAHO 83701 / PHONE (208) 345-3760

August 18, 1975

Department of Water Resources
State of Idaho
State Office
373 West Franklin
Boise, Idaho 83702

Gentlemen:

Please be advised that I am retained counsel for Mr. Carl Braun and have been requested by him to contact your office in reference to a water problem that Mr. Braun is experiencing on Parcel Nos. 3100 and 3200 in the Southwest quarter of the Northwest quarter of Section 26, Township 2 North, Range 1 East, B. M., Ada County, Idaho, which he owns.

On April 26, 1973, Mr. Braun received from your department approval of a permit for a deep injection well which is presently on said property. From that point until approximately the middle of July, 1975, this well provided Mr. Braun's property with adequate water both for irrigation purposes and domestic use. His property consists of approximately 10 acres.

On the 6th day of June, 1975, an applicant named A & C Corporation filed application number 638135 for a permit to construct an injection well, a copy of which application to your department shows that it was recommended for approval and approved on July 9, 1975. Immediately after this date, A & C Corporation started using this well. The effect was felt by my client in that his well did not produce as much water and finally dried up completely. At the present time, my client's well delivers a very inadequate source of water which is barely capable of irrigating half an acre, whereas, prior to the use of the A & C Corporation well, enough water was produced to water the entire 10 acres.

It is our position, and I believe the correct one under the applicable provisions of the Idaho Code, that we have established a prior water right and that if as we contend, the well that is

RECEIVED
AUG 19 1975
DEPARTMENT OF WATER RESOURCES
BOISE, IDAHO

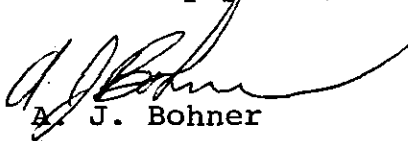
Department of Water Resources
August 18, 1975
Page 2

used by A & C Corporation which carries a priority date of June 6, 1975, is interfering with our reasonable use of this water, then this well should be enjoined from use.

It is therefore requested that under the provisions of 42-3910, Idaho Code, your Department is put on notice that my client believes there is reason to believe that the operation and use of the injection well granted under permit No. 63-8135 and issued to A & C Corporation on the 9th day of July, 1975, is interfering with the right of my client to withdraw water for the benefit for which he has put this water to use, to wit, domestic and irrigation water supply, then such use by A & C Corporation should be enjoined and in accordance with the provisions of the above quoted section, it is requested that your Department immediately look into and investigate the allegation which we have set forth and call a hearing before the water resource board for the purpose of determining whether or not A & C's permit should be cancelled. It is our understanding also that A & C Corporation has within the past few days, transferred all ownership of the above mentioned well to the Desert View Water Corporation which is a nonprofit corporation of homeowners in the area. At the present time, the disposition of a possible sale of my client's land hinges upon his water situation and as such we feel it is of critical importance that your department under the applicable provisions of the Idaho Code as quoted above, immediately proceed with an investigation which we believe will point out exclusively that there is a definite interference of my client's water rights and water uses by the issuance of the permit on July 9, 1975.

Your prompt attention to this matter is wholly appreciated and we are available for any additional information or assistance that we may provide.

Sincerely yours,


A. J. Bohner

AJB/cf

MICROFILM

STATE OF IDAHO
Cecil D. Andrus, governor

James A. Bax, director

DIVISION OF ENVIRONMENT
July 16, 1975

department of health and welfare

M E M O R A N D U M

TO: Kenneth Foit
FROM: David Sanders
SUBJECT: Application for Permit No. 63-8135

We have reviewed the above referenced application for a permit by A & C Corporation to construct a well which will serve Desert View Subdivision in Ada County. Our department must review and approve engineering plans of the well and pumphouse prior to its construction.

David Sanders

cc: Central District Health Dept.
A & C Corp.
ACOG

DS/dj

MICROFILMED

July 11, 1975

Re: Permit Nos. 63-8134 & 63-8135

A. & C. Corporation
1510 E. Fairview
Meridian, ID 83642

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. ⁶³⁻⁸¹³⁵~~63-8134~~. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 26-8-55

☒ 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) CB 6-12-75

In form to receipt

(2) CB 6-12-75

Send Copies to:

☒ Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) NA

Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) CB 6-12-75

In form for advertising

(5) _____

Platted on Map No. _____

(6) NA

Located within Water District No. _____

(7) R.W.H. 7-8-75

Critical groundwater area: yes _____ no ☒

(8) R.W.H. 7-8-75

Groundwater levels:

Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) Right listed appears to be individual for same subdivision Other rights on the same place of use R.W.H.

(10) _____

Comments: _____

(11) OK

Affidavit of Publication received (date) 7/2/75

(12) R.W.H. 7-8-75

Final date for protests 7-7-75

Protests received: yes _____ no ☒

(13) R.W.H. 7-8-75

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

(14) R.W.H. 7-8-75

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 Western

By R. Hamilton Date 7-8-75

RECEIVED

2 1/2 - Sec. 27 T. 2 N.
R. 1 E. B. M.

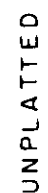
The following is the description of the well site located in Lot 10, Block 4 of the Desert View Estates No. 3 that you requested us to prepare:

A portion of Lot 10, Block 4 of Desert View Estates No. 3, being more particularly described as follows:

Beginning at the southwest corner of Lot 10, Block 4 of Desert View Estates No. 3 according to the official plat thereof on file in the Ada County Recorder's Office; thence N. 0°15'17" E., 100.00 feet to a point; thence N. 89°37'08" E., 100.00 feet to a point; thence S. 0°15'17" W., 100.00 feet to a point; thence S. 89°37'08" W., 100.00 feet to the point of beginning. Said tract of land contains 0.23 acres more or less, subject to easements of record or in use.

D. 6 - L. 13

22	23
27	28



- POINT OF BEGINNING
- 5/8" X 30" Steel Pin
- 5/8" X 30" Steel Pin At
angle points on boundary

21 Lot Number

==== 10' Utility, Irrigation & Drainage
Easement

Each dwelling shall construct a septic system consisting of a 1000 gallon tank and a drain field of 250 square feet per bedroom unless otherwise approved by the Department of Health

MEMORANDUM

PLANS

TUDOR ENGINEERING COMPANY
BOISE, IDAHO

1/4 CORNER 27/2



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

July 7, 1975

Michael A. Smith, E.I.T.
Environmental Engineering Spec. II
Environmental Services
Department of Health & Welfare
Statehouse
Boise, ID

Re: Application for Permit #'s 63-8134, A. & C. Corporation
63-8135, A. & C. Corporation

Dear Mr. Smith:

We are enclosing two copies of the above referenced applications for permit which may be of interest to your agency. Please review the application and if you have any comments, please submit them to our department as soon as possible.

We normally complete the processing of an application within a six week period and we are required to take final action shortly thereafter.

If we may be of any assistance to you in the meantime, please do not hesitate to contact this department.

Sincerely,

KENNETH H. FOIT, P.E.
Western District Engineer

KHF:jg

Enclosures

RECORDED



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

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2190

June 13, 1975

The Idaho Statesman
Box 2640
Boise, ID 83701

Re: Application for Water Permit No. 63-8131, Idaho State Department of Corrections
63-8134, A & C Corporation
63-8135, A & C Corporation
63-8145, Boise City Park Department

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
ok - jg - 7/2/75

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that A & C CORPORATION
1510 E. Fairview, Meridian, ID
has on 6-6-75 submitted Application No. 63-8135
for a permit to appropriate 1.83 cubic feet per second ~~surface~~
~~surface~~ of water from groundwater
by means of well and pump
within the NE1/4, Sec. 27, 2 N, R. 1 E, B.M. Ada County

to be used from Jan. 1 to Dec. 31
for domestic

within the N1/4, Sec. 27, T. 2 N, R. 1 E, 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 July 7, 1975.

R. KEITH HIGGINSON

Director

Published in the The Idaho Statesman
on June 19, 1975 and June 26, 1975.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
WESTERN DISTRICT

STATE HOUSE BOISE, IDAHO 83720

June 10, 1975

Attn. Donna Cook Goff

A & C Corporation
1510 E. Fairview
Meridian, ID

Dear Ms. Goff:

Enclosed are both of your receipt No.s 556 & 557, both in the amount of \$35.00, for two Application for Permits which was received in this office on June 6, 1975.

Sincerely,

JANE GRIDLEY
Sr. Clerk

JG:jg

Enclosures

RECEIVED

