

① Points of diversion
+ Place of use

7.5 N

R. 3w. B. m.

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.

Ben P. Dasher
(Applicant)

RECEIVED

FEB 25 1975

Department of Water Resources

FEB 25 1975

AFFIDAVIT OF PUBLICATION

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

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

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

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

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

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:

February 13, 20, 1975

Verla Harker

Subscribed and sworn to before me this

20th day of February, 19 75

Adam D. Law

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

MICROFILMED

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that BEN R. DRAKE, Rt. 1, Caldwell, ID, has on 2-6-75 submitted Application No. 63-8082 for a permit to appropriate .5 cubic feet per second of water from groundwater by means of wells within the SW 1/4 NW 1/4, Sec. 35, T. 5 N, R. 3 W, B.M. Canyon County to be used from Jan. 1 to Dec. 31 for domestic use within the SW 1/4 NW 1/4, Sec. 35, T. 5 N, R. 3 W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 3, 1975.

R. KEITH HIGGINSON

Director

February 13, 20, 1975

79-226-75

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8082 Priority Feb. 6, 1975 Amount 0.36 cfs

THIS IS TO CERTIFY, that Drake Subdivision Water Association, Inc.
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-8082 issued pursuant to Application for Permit dated February 6, 1975,
and has submitted proof to the Department of Water Resources on March 2, 1976,
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 0.36 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.36</u> cfs and <u>24.0 acre feet</u>		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.36 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
24.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 35,
Twp. 5 N, Rge. 3 W, B. M. in the County of Canyon

Description and location of place of use: (40 lots, Drake Subdivision)

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 $\frac{1}{4}$	
5 N	3 W	35						X											

Total number of acres irrigated _____

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
April, 19 76.

Director

ASSIGNED TO: DRAKE SUBDIVISION WATER ASSOC., INC.
3-02-1976 Route 1
Caldwell, ID 83605

Identification No. _____
Application No. 63-8082

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR 0.36 SEC. F1.
LICENSE PAG: NO. _____

APPLICATION FOR PERMIT

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

RECEIVED

1. Name of applicant BEN R DRAKE
post office address RT 1 CALDWELL IDAHO
2. Source of water supply Well 5 which is a tributary of _____
3. a. Location of point of diversion is S W $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 5 N
Range 3 W B.M. CANYON County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount $\frac{1}{2}$ 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. $\frac{1}{2}$ cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 2-8" wells

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 8" inches; proposed depth of well is 130 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ Completed.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 5 N
Range 3 W 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 DRAKE SUB, or number of families to be
supplied with domestic water 40.
(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:

[illegible]

Total number of acres to be irrigated_____

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

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.

(1) Points of diversion
 + Place 45 - 180
 35

T. 5 N

R. 3 W. B. m.

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.

Ben P. Dasher
(Applicant)

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that BEN R. DRAKE, Rt. 1, Caldwell, ID, has on 2-6-75 submitted Application No. 63-8082 for a permit to appropriate .5 cubic feet per second of water from groundwater by means of wells within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 5 N., R. 3 W., B.M. Canyon County to be used from Jan. 1 to Dec. 31 for domestic use within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 5 N., R. 3 W., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, Statehouse, Boise, Idaho, 83720, on or before March 3, 1975.

R. KEITH HIGGINSON
Director
February 13, 20, 1975

Proposed Priority 2-06-1975

Received by RWH Date 2-6-75 Time 1:45 PM
Preliminary check by RWH Fee \$ 25.00
Received by Ca Date 2-6-75 # 410
Publication prepared by JG Date 2-7-75
Published in News-Tribune
Publication dates Feb. 13 & Feb. 20
Publication approved JG Date 2-26-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by JG

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8082, 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 76.
- 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 6 day of March 19 75.

R. Keith Higgins
Director

State of Idaho
Department of Water Resources

MAR 2 1976

ASSIGNMENT OF PERMIT

I, Ben R. Drake, hereby assign to Drake Subdivision Water Association, Inc
of Route 1, Caldwell, ID 83605
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 63-8082
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 2 day of March, 19 76.

Ben R. Drake
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Ada) ss.

On this 2 day of March, 19 76, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Lyle Glen Saylor
Notary Public residing at
Boise, Idaho

My commission expires:

Life

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8082

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use .5 cfs
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) DEB 2/6/75

In form to receipt

(2) DEB 2/6/75

Send Copies to:

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

(3) DEB 2/6/75

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

(4) DEB 2/6/75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) LB 3-3-75

Critical groundwater area: yes _____ no ☒

(8) LB 3-3-75

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) JH OK

Affidavit of Publication received(date) 2-26-75

(12) LB 3-3-75

Final date for protests 3-3-75
Protests received: yes _____ no ☒

(13) NA

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

(14) LB 3-3-75

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 [Signature] Date 3-3-75

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RECEIVED

FEB 25 1975

Department of Water Resources

AFFIDAVIT OF PUBLICATION

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

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

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

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

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

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:

February 13, 20, 1975

Verla Harker

Subscribed and sworn to before me this

20th day of February, 19 75

Adam J. Law

Notary Public, Residing at Nampa, Idaho

My Commission Expires 12-31-1975

MICROFILMED

Notice is hereby given that
SEN. J. H. ... 1. Cald-
well, ... submitted
Application ... for a
permit to ... 5 cubic
feet per ... water from
... means of wells
within ... Sec. 35,
T. 5 N., R. 3 E., Canyon
County, Idaho, from Jan. 1 to
Dec. 31, 1975, for use within
the ... T. 5 N.,
R. 3 E., ...
If ... permit will be
subject to ... water rights.
... the granting of
... filed with the
... of Water
Resources, Boise,
Idaho, before March
2, 1975.
R. ...

24 74 - 2-26 - 75

WATER RIGHT NUMBER 63-8082

OWNER LAST NAME - DRAKE SUBDIVISION WATER ASSN. FIRST NAME - ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - CALDWELL STATE - ID ZIP CODE -
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 02-06-1975 COUNTY - CANYON TOTAL DIV. RATE - .3600 -CFS
TOTAL DIV. VOLUME - 24.00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - SWNW 35 05N 03W LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 01-01 TO - 12-31 USE - DOMESTIC USE DIV. RATE - .3600 CFS USE DIV. VOLUME - 24.00 AFA
USE - DOMESTIC PLACE OF USE - TWN 05N RNG 03W SEC 35 TRACT SWNW LOT AC
DECREE NAME - DATE - TOTAL ACRES 0
REMARKS -
NON IRRIG USE - P/U DRAKE SUBD. 40 LOTS.
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. -
PROOF MADE - FLD EXAM - COND. OF APPROVAL - 01
DIVERSION MEANS -

VERIFIED FE

IDENT. NO. 63-8082

WATER RIGHT DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

1. Original Owner: Dodge Subdivision, water ASSN.

Present Owner: _____

2. Address:
3. City: Calderdale State: Id Zip:
4. A. Source of Water: CWS
B. Tributary of:
5. A. Stage (A,P,L,D,S,J): L
B. Status (D,L,R,C,A,I,F - leave blank if valid):
C. Priority Date: 2-6-1979
D. County: 27
E. Total Diversion Rate: - 30
F. Total Diversion Volume: 24.
G. Transfer/Amendment (P,T of A or blank):
H. Water District:
I. DLE/Carey Act (D,C or blank):
J. Right Basis (for adjudication claims A,B,C only):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>SW NW</u>	<u>35</u>	<u>5N</u>	<u>3W</u>		

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

[illegible]

8. Use Code: D

[illegible]

9. A. Decree Name:

B. Decree Date:

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

11. Other Uses (Non-irrigation explanatory information): P/u Draft
Sched. 40 lots.

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 01

14. Diversion Means (brief narrative):

April 8, 1976

Re: Permit No. 63-8082

**Drake Subdivision Water Assn., Inc.
Route # 1
Caldwell, Idaho 83605**

Gentlemen:

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

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

Enclosure

March 17, 1976

Drake Subdivision Water Assn., Inc.
Route # 1
Caldwell, Idaho 83605

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 63-8082 and has found the following:

Quantity of water diverted: 0.36 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 0.36 cfs

The maximum quantity diverted shall not exceed 24.0 acre feet per year.

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 5 N, Rge. 3 W, B.M.

Beneficial use: Domestic purposes within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, Twp. 5 N, Rge. 3 W, B.M. (40 lots, Drake Subdivision)

Priority established: February 6, 1975

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

63-8082

1. Name of permit holder Drake Subdivision Water Assoc., Inc.
 Post office address Route 1, Caldwell, ID 83605 Phone _____
 Person to contact Ben R. Drake Phone 459-9132

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:

Amount 0.50 c.f.s. for Domestic (40-Drake Sub.)
 _____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 63-8082
 Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.50 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 3W E/W, B.M., Section 35, Subdivision SW $\frac{1}{4}$ NW $\frac{1}{4}$, Canyon
 County _____
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
 County _____
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
 County _____

Other Points of Diversions: _____

Description of diverting works: by pipe to 40 Lot Drake Sub. 2 7/4 hp pumps with 3" discharge
Jacuzzi, 2 8" wells, 130 to 140' deep

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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 $\frac{1}{4}$	
5N	3W	35							X										

TOTAL ACREAGE _____

[illegible]

Diagram of System

DATE OF EXAM 3-12-76

ACREAGE

Found N/A

Recommended N/A

Irrigation Requirement N/A Ac Ft/Ac

USE

Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = 0.36 c.f.s. V = AF/Ann. from Jan 1 to Dec 31
Livestock Q = c.f.s. V = AF/Ann. from to

Is water co-mingled? yes X no

Name source: 2 wells
twp. 5 N N/S, Rge 3 W E/W, B.M., Sec. 35, Sub. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Canyon County

Exchange? yes no X

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Canyon County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. $\frac{1}{4}$ $\frac{1}{4}$ County

Total Q measured $\frac{45 \text{ gal}}{17 \text{ sec.}} = 160.713 \text{ gpm}$ Method of measurement in line flow meter
MO 644790

Total Q recommended 0.36 cfs Meter No. Type Budgen Condition good

Total V recommended 24.0 AF

Recommended Amendments:

P.D.
Place of Use
Other
None X

MEASUREMENT CALCULATION:

Total Q = $(160.7 \text{ gpm}) \div (448.8 \text{ gpm}) = 0.35809$

Total V = $(40 \text{ domestic uses}) \times (0.60 \text{ AF}) = 24.0 \text{ AF}$

$0.36 \text{ cfs} \times 1.98 \text{ AF/day} \times 365 \text{ days} = 260.172 \text{ AF}$

SYSTEM DESCRIPTION:

2 - 8" wells each with 7 1/2 H.P. Jacuzzi # 7556B8-T2, submersible pumps - 1000 gal pressure tank - 4" main line to place of use.

REMARKS:

water system serves 40 lots in Drake subdivision - all are one acre lots serving 40 mobil home lots - Black Canyon irrigation district water for irrigation of lawns and pasture.

Examiner's Signature Peter Chamberlain Date 3-12-76

Checked by 242 Date 3-15-76

Approved by Date

60
25
45

1 1/2 E of purple golf course
off Middleton Exit

North 2 m

right 1 1/2 m

another 1 1/2 m

double white with

black shutter

Van Dyke



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 10, 1976

Re: Permit No. 63-8082

Drake Subdivision Water Association, Inc.
Route 1
Caldwell, Idaho 83605

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. We also acknowledge receipt of the assignment conveying this permit to you. The assignment has been recorded and the Department's records have been changed.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell when this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field exam, please contact our Regional Office in Boise.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

2 1976

okji

Identification No. _____

Permit No. 63-8082

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder DRAKE SUBDIVISION WATER ASSOCIATION INC.

b) Post Office Address RT 1 Caldwell Idaho 83605

2. Permit Number 63-8082

3. Date of Priority that you are prepared to establish 2-6-75

4. a) Source from which water was appropriated well

b) Location of the point of diversion: SW 1/4 NW 1/4, Section 35

Township 5N, Range 3W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 0.5 for Domestic purposes from Jan 1 to Jan 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.5 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) By Pipe to the flat Drake Sub.

2 7 1/2 HP pump with 3" discharge Acuzzi # 755688
2 8" well 130 to 140 FT Deep

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

Badger 4" MDIM 710 meter

c) Give well driller's name and address and the date the well was completed: _____

Stevens Wayne F & Sons Well Drilling

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

To mobile homes in Drake Sub. SW 1/4 of NW 1/4
Section 35 Township 5N Range 3W

Exam typed 3-9-76 by js

not

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:
MICROFILM

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	138511	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Ben Drake by Jerry Drake*
DATE OF DELIVERY *2/2*

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS *MLD*

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**



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

January 30, 1976

CERTIFIED MAIL

38311

Re: Permit No. 63-8082

Ben R. Drake
Route 1
Caldwell, Idaho 83605

Dear Mr. Drake:

One of the conditions of approval of your water Permit No. 63-8982 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1976. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

March 7, 1975

Re: Permit No. 63-8082

Ben R. Drake
Route 1
Caldwell, Idaho 83605

Dear Mr. Drake:

Enclosed is a copy of your approved Application for Permit No. 63-8082 . 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

100



department of health and welfare

STATEHOUSE, BOISE, 83720
ENVIRONMENTAL SERVICES DIVISION
February 20, 1975

RECEIVED

FEB 21 1975

James A. Bax, director
Department of Water Resources

FEB 21 1975

Mr. Kenneth H. Foit, P. E.
Western District Engineer
Department of Water Resources
Statehouse
Boise, Idaho 83720

RE: Application for Permit No. 63-8082

Dear Mr. Foit:

Our department must review and approve the engineering plans for the water system to serve Drake Subdivision.

Sincerely,

Department of Health and Welfare

H. David Sanders, E. I. T.
Environmental Engineering Spec. II

HDS/lh

cc: Ben Drake
Southwest Dist. Health Department

MICROFILMED

February 7, 1975

David Sanders
Enviromental Engineering Spec. II
Enviromental Services
Department of Health & Welfare
Statehouse
Boise, ID

Re: Application for Permit No. 63-8082

Dear Mr. Sanders:

We are enclosing a copy of the above referenced application 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

Enclosure

100

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigation
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

February 7, 1975

**News-Tribune
P.O. Box 1179
Caldwell, ID
83605**

Re: Application for Water Permit No. 63-8082

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 on the bill:

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

(signature of claimant)

*bill submitted
OK - 2-28-75*

Sincerely,

Michael J. ...

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
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Water Rights Administration
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Sincerely,

(signature of claimant)

bill submitted
JG - CR - 2-22-75

MICROFILMED