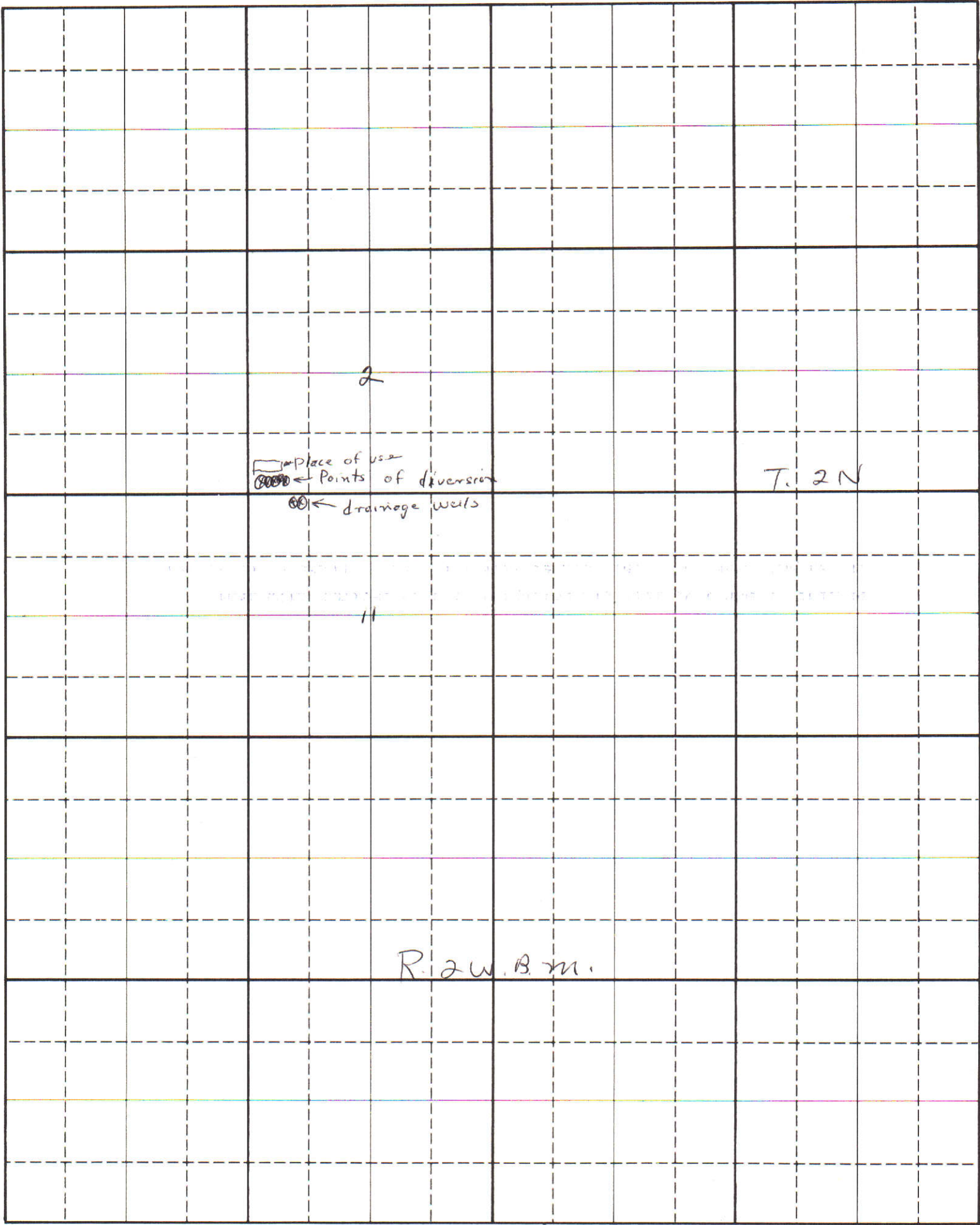


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

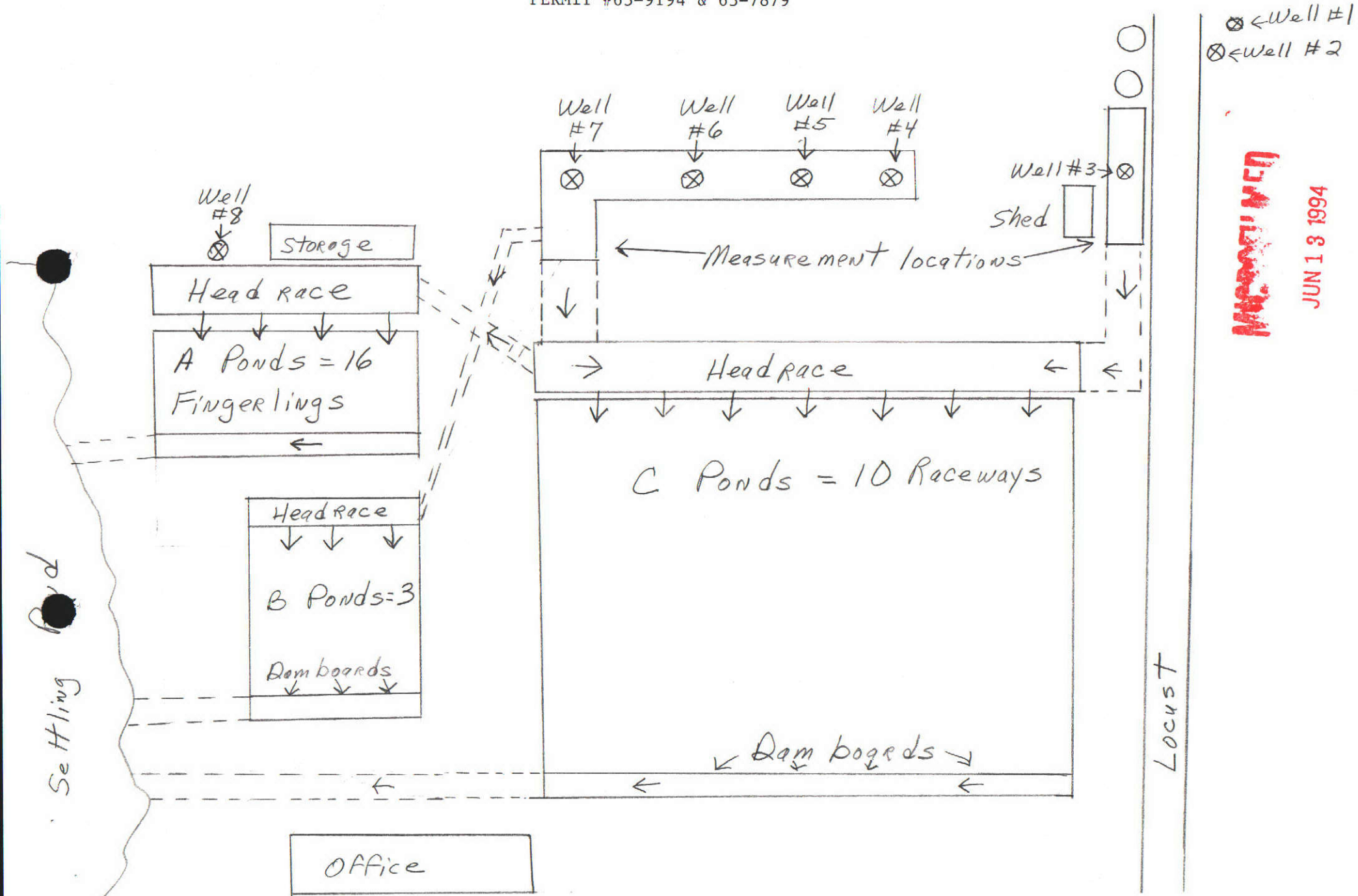


Scale: 2 inches equal 1 mile

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.

Bryant Anderson
(Applicant)

SYSTEM DIAGRAM
IDAHO FISH & GAME DEPT. NAMPA HATCHERY
PERMIT #63-9194 & 63-7879



WATER QUALITY

WATER METER

WATER FLOW MEASUREMENT

WATER METER METHOD AT BACK OF RACEWAY

WATER HEADRACE

WATER IN INCHES	CFB	GPM	MGD
1.44	1.52	683.38	0.98
1.44	1.52	683.38	0.98
1.77	2.08	931.27	1.34
2.48	3.44	1544.53	2.22
2.10	2.68	1203.50	1.73
2.06	2.61	1169.28	1.68
0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00
1.88	2.29	1027.57	1.48
0.00	0.00	0.00	0.00
1.75	2.04	915.54	1.32
0.00	0.00	0.00	0.00
	10.18	5158.45	11.74
	1.30	582.75	0.84

WATER METER

WATER FLOW MEASUREMENT

WATER METER METHOD AT BACK OF RACEWAY

WATER HEADRACE

WATER IN INCHES	CFB	GPM	MGD
1.21	0.53	238.67	0.34
1.13	0.48	215.93	0.31
1.16	0.50	224.59	0.32
1.13	0.48	215.93	0.31
1.16	0.50	224.59	0.32
1.25	0.56	251.22	0.36
1.16	0.50	224.59	0.32
1.13	0.48	215.93	0.31
0.88	0.33	147.13	0.21
0.75	0.26	116.78	0.17
0.38	0.09	42.11	0.06
0.66	0.21	96.39	0.14
0.00	0.00	0.00	0.00
0.00	0.00	0.00	0.00

JUN 13 1994

266
751105

227

4.930 ± 5

1.07

386 CFS

POOR QUALITY

UNITED STATES GOVERNMENT

WATER CONSUMPTION METHOD AT BACK OF RACEWAY

6-21-88

WATER	WATER IN INDEXES	CFE	GPH	HGD
1	1.31	4.44	1993.60	2.87
2	1.75	4.02	1803.50	2.60
3	1.34	3.64	1619.86	2.33
4	1.32	3.24	1452.06	2.09
5	1.87	3.01	1352.56	1.95
6	1.75	4.02	1803.50	2.60
7	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00
13	1.74	1229.38	1.77	
14	2.38	1068.61	1.54	
15	0.00	0.00	0.00	0.00
TOTAL	27.46	12323.08	17.74	
AVERAGE	1.96	880.22	1.27	

27.46

2.73

30.19

UNITED STATES GOVERNMENT

WATER CONSUMPTION METHOD AT BACK OF RACEWAY

6-21-88

WATER	WATER IN INDEXES	CFE	GPH	HGD
1	1.13	0.48	215.93	0.31
2	1.21	0.33	239.26	0.34
3	1.13	0.48	215.93	0.31
4	1.13	0.48	215.93	0.31
5	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00
13	0.00	0.00	0.00	0.00
14	0.00	0.00	0.00	0.00
15	1.04	0.42	190.65	0.27
16	0.88	0.33	147.13	0.21
17	1.00	0.40	179.76	0.26
18	0.88	0.33	147.13	0.21
		2.73	1224.84	1.76
		0.25	110.84	0.16

JUN 13 1994

WAMPA HATCHERY
WATER FLOW MEASUREMENT
RUBE-GOLDBERG METHOD AT BACK OF RACEWAY
6-29-89
LOWEED HEADRACE

RACEWAY #	AVG HD IN INC	CFS	GPM	FEET
A1	1.08	0.45	201.76	0.25
A2	1.17	0.51	227.50	0.32
A3	1.08	0.45	201.76	0.25
A4	1.04	0.42	190.65	0.27
A5	0.92	0.35	158.63	0.22
A6	1.13	0.48	215.93	0.28
A7	1.08	0.45	201.76	0.25
A8	1.17	0.51	227.50	0.32
A9	1.21	0.53	239.26	0.34
A10	1.21	0.53	239.26	0.34
A11	0.00	0.00	0.00	0.00
A12	0.75	0.26	116.76	0.17
A13	0.75	0.26	116.76	0.17
A14	0.79	0.28	126.22	0.18
A15	0.54	0.16	71.33	0.10
A16	0.79	0.28	126.22	0.18

TOTALS
5.93
0.42
2463.74
190.09
2.83
0.27

RACEWAY #	AVG HD IN INC	CFS	GPM	FEET
C1	2.96	4.49	2013.98	2.30
C2	2.52	3.53	1582.04	2.22
C3	2.54	3.57	1600.92	2.23
C4	2.80	4.13	1852.91	2.27
C5	2.67	3.84	1725.38	2.26
C6	2.38	3.24	1452.04	2.00
C7	2.08	2.64	1186.35	1.71
C8	0.00	0.00	0.00	0.00
C9	0.00	0.00	0.00	0.00
C10	0.00	0.00	0.00	0.00
B1	1.90	2.31	1035.73	1.47
B2	0.90	0.75	337.66	0.49
B3	2.63	1.88	843.38	1.21
1A	0.00	0.00	0.00	0.00

TOTALS
30.37
2.17
13630.41
973.60
19.62
1.40

Total Flow thru hatchery = 36.30

RECEIVED WAMPA

JUN 13 1994

POOR QUALITY

NANPA HATCHERY
 WATER FLOW MEASUREMENT
 RUBEN-GOLDBERG METHOD AT BACK OF RACEWAY
 4-30-90
 LOWERED HEADRACE

5.6 CFS INCREASE FROM HATCH

Flow measurement based on 425 cu.ft. in "A"s and 3,182 cu.ft. in "B"s

RACEWAY #	AVG HD IN INC	CFS	GPM	MGD
1	1.13	0.48	215.93	0.31
2	1.17	0.51	227.50	0.33
3	1.00	0.40	179.76	0.26
4	0.79	0.28	126.22	0.18
5	0.75	0.26	116.76	0.17
6	0.79	0.28	126.22	0.18
7	0.79	0.28	126.22	0.18
8	1.04	0.42	190.65	0.27
9	1.04	0.53	239.26	0.34
10	1.04	0.42	190.65	0.27
11	1.04	0.42	190.65	0.27
12	0.79	0.28	126.22	0.18
13	0.67	0.22	98.58	0.14
14	0.88	0.33	148.39	0.21
15	0.92	0.35	158.63	0.23
16	0.92	0.35	158.63	0.23

TOTAL		5.84	2303.04	3.77
		0.42	187.16	0.27

RACEWAY #	AVG HD IN INC	CFS	GPM	MGD
17	2.10	2.68	1203.50	1.73
18	2.04	2.57	1152.29	1.66
19	1.77	2.08	931.27	1.34
20	2.02	2.53	1135.39	1.63
21	2.25	2.97	1334.72	1.92
22	2.33	3.13	1406.54	2.02
23	2.46	3.40	1525.88	2.20
24	2.33	2.93	1316.97	1.90
25	1.90	2.31	1035.73	1.49
26	2.15	2.78	1246.74	1.79
27	0.00	0.00	0.00	0.00
28	1.67	1.90	853.48	1.23
29	1.54	1.68	755.79	1.09
30	0.00	0.00	0.00	0.00

TOTAL		30.97	13898.31	20.01
		2.21	992.74	1.43

Total Flow thru hatchery = 36.81

UNSUBMITTED

JUN 13 1994

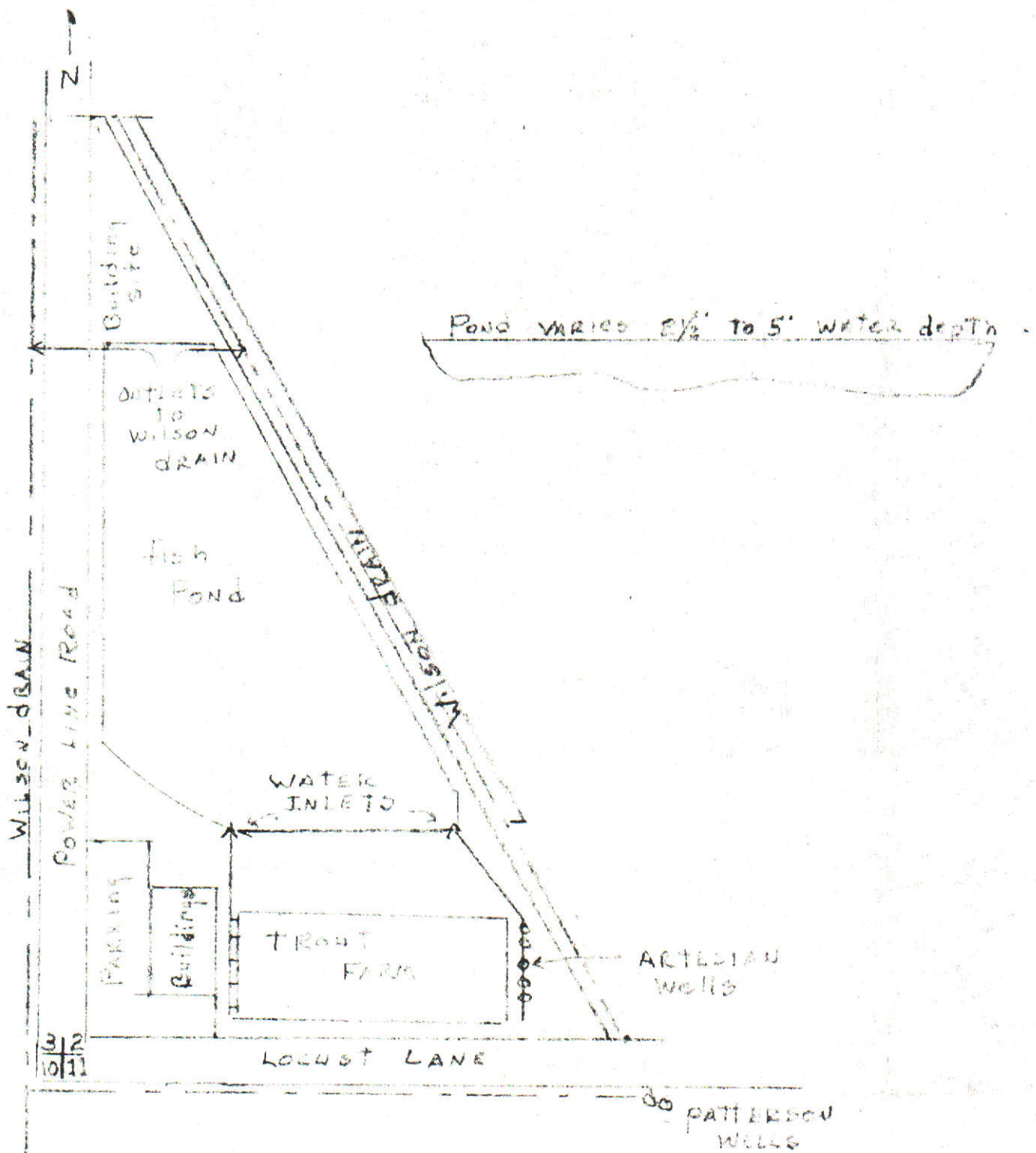
POOR QUALITY

PERMIT 63-9879 INIT _____
T. R. S. Q/Q
P/D SW 2W 2 SWSW
SCALE _____
PHOTO ID. _____

P14
P/D

REC'D
JUN 13 1964

Proposed Trout Farm



Concrete Ponds

- 10 - 3' x 60' x 2 1/2'
- 4 - 18' x 120' x 4'
- 8 - 18' x 180' x 4'

Water Requirements

APP. 200' NAPA MOUNTAIN
400' to 1000' from NEW WELLS

RAINBOW FARM, INC.

Byron V. Anderson

13.75 Acres in Sec. 2,

T. 2N. R. 2W, B. M.

10/27/73

P.O. Box 277

Nampa, Idaho

83651

RECEIVED

OCT 24 1973

Department of Water Administration

AFFIDAVIT OF PUBLICATION

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

Verla Harker
of Nampa, 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 Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, 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:

October 11, 18, 1973

Ok
sw
10-24-73

Verla Harker

Subscribed and sworn to before me this.....

18th day of October, 19 73

Adam D. Hark

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1975

63 7879

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original	63-7879	Anderson, Byron V.	25.0
Full Assignment	63-7879	Rainbow Farms, Inc.	25.0
Full Assignment	63-7879	State of Idaho, Dept. of Fish & Game	25.0

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-07879

Priority: October 19, 1973

Maximum Diversion Rate: 25.00 CFS
Maximum Diversion Volume: 18099.0 AF

This is to certify, that STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 4, 1973; and
has submitted Proof of Beneficial Use on November 16, 1978. An examination indicates
that the works have a diversion capacity of 36.190 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	25.00 CFS	18099.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 2, Township 02N, Range 02W
NWNW , Sec. 11, Township 02N, Range 02W
CANYON County

PLACE OF USE: FISH PROPAGATION
TWN RGE SEC
02N 02W 2 SWSW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of effluent discharge.
6. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.
8. Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 5G.

JUN 13 1994

State of Idaho
Department of Water Resources

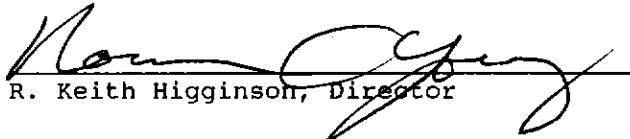
WATER RIGHT LICENSE

WATER RIGHT NO. 63-07879

CONDITIONS/REMARKS:

9. Six points of diversion are located within SWSW, S02, T02N, R02W.
10. Two points of diversion are located within NWNW, S11, T02N, R02W.
11. Right 63-09194 is also diverted through the points of diversion described above.
12. The facility volume is 101,356 cubic feet.

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 9th day of MAY, 1994

Acting for  R. Keith Higginson, Director

JUN 13 1994

4/86

RECEIVED

MAY 16 1986

Department of Water Resources
Western Regional OfficeRECEIVED
JUN 12 1986
KEY UNITDepartment of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$ 600 *OK*
Date 6/3/86
Receipt # 46339
Receipt by JP
Sent to S.O. 6/12/86

RECEIVED

MAY 16 1986

1. Permit No. 63-7879

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: State of Idaho, Dept. of Fish and Game3. Post Office Address: P.O. Box 25, 600 S. Walnut, Boise, ID 83707Telephone No. (208) 334-37914. Source of Water: wells

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)Irrigation (acres) Other/Remark Fish propagation6. Total rate &/or volume for which proof is submitted 25 cfs acre-feet

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

December 18, 1973 first filed, purchased April 7, 1982.

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

Mr. Grant Christensen, Chief Bureau of Engineering
(Name)600 S. Walnut, P.O. Box 25, Boise, ID 83707

(Address)

(208) 334-3730

(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.)

JUN 13 1994

Date

Signature of Permit Holder (and title, if appropriate)

APPROVED

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07879

Date of Priority: October 19, 1973

Maximum Diversion Rate: 25.00 CFS

Maximum Diversion Volume: 18099.0 AF

Comes now STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

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. 63-07879, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FISH PROPAGATION	01/01 to 12/31	25.00 CFS	18099.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 2, Township 02N, Range 02W
NWNW , Sec. 11, Township 02N, Range 02W
CANYON County

PLACE OF USE: FISH PROPAGATION

TWN RGE SEC

02N 02W 2 SWSW

[Handwritten signature]

JUN 13 1994

Permit holder asserts 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 29th day of April, 1994.

Cynthia Robertson Staff Biologist
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07879

FOR DEPARTMENT USE ONLY

Preliminary check by BC Fee = 20⁰⁰ Received by ML # C030147 Date 4-25-94 ✓

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-07879 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of effluent discharge.
6. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.
8. Use of water under this right is subject to policies set forth in the State of Idaho Water Plan, including Policy No. 5G.
9. Six points of diversion are located within SWSW, S02, T02N, R02W.
10. Two points of diversion are located within NWNW, S11, T02N, R02W.
11. Right 63-09194 is also diverted through the points of diversion described above.
12. The facility volume is 101,356 cubic feet.

Witness my hand this 9TH day of MAY, 1994.

Acting for R. Keith Higginson, Director

JUN 13 1994

Assigned to:
Rainbow Farms, Inc.
P.O. Box 277
Nampa, ID 83651

Identification No. _____
Application No. 63-7879

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant BYRON V. ANDERSON
post office address Route 3, Meridian, Idaho Phone: 888-1303
2. Source of water supply Groundwater which is a tributary of _____
(5)
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2 Township 2 N
Range 2 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 25.0 for Fish propagation 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. 25.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Artesian wells with flow
through fish ponds

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 16 inches; proposed depth of well is 212 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 \$ 90,000.00
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 SW $\frac{1}{4}$ of Section 2 Township 2 N
Range 2 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 _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: Fish propagation

63 7879

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. Flow from two
Patterson drainage wells

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 Agreement with Nampa-Meridian Irrigation District over use of drainage
well water is to be drawn up and copy will be supplied to us when completed. *g. l.*

ed. *in file*

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

2

Place of use
Points of diversion
drainage wells

T. 2N

R. 2W. 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.

Raymond Anderson
(Applicant)

~~Permit~~ Priority 10-4-1973

Received by R.W.H. Date 10-4-1973 Time 11:15 A.M.

Preliminary check by R.W.H. Fee \$ 240.00

Received by ef Date 10-4-73 Rec'd # 12461

Publication prepared by SW Date 10-5-73

Published in Idaho Free Press

Publication dates 10-11, 10-18-73

Publication approved SW Date 10-24-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by de

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. 63-7879, 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 November 1, 19 78.
- c. Other: Measuring devices of a type approved by this Department shall be permanently installed and maintained at the points of diversion and the point of effluent discharge.

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

Witness my hand this 9th day of November 19 73.

R. Keith Higgins
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

late
8

1. a) Name of permit holder By Ron V. Anderson
b) Post office address P.O. Box 277 Nampa, Idaho 83651
2. Permit number 63-7879
3. Date of priority that you are prepared to establish Nov. 1, 1973
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: SW 1/4 SW 1/4, Section 2
Township 2N, Range 2W Boise Meridian. Other points of diversion: _____

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

Amount 25.0 for Fish Propagation purposes from JAN 1 to Dec 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

- b) Total amount appropriated 25.0 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:

Weir measurement by myself - with several years experience while in the Irrigation Business

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 of understanding by which you take water from the works:

weedy with flow thru fish ponds to retention pond where diversion is administered by Nampa Meridian Irrigation District

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):

5 wells with depth between 175 and 190' 16" wells. We have no consumption use of the water this is done by Nampa Meridian Irrigation District and the other districts on the Wilson drain

- b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

Weir measurement

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

1974 thru 1976 all killed by Bill Doty
North of Caldwell, Caldwell, Idaho

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

Fish Propagation, then John Neeson
Minister for irrigation

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

[illegible]

Total number of acres irrigated

10. Remarks: Agreement with Nanpa-Mundim Liragation
Distrust over use of drainage well water
was supplied to you

The above information is a true statement of the extent to which the above numbered permit has been developed.

11/14/78
(Date)

Eugene H. Anderson
(Signature)

State of IDAHO)
County of CANYON) ss.

On this 15th day of NOVEMBER, 1978, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires 3/1/80

Notary Public
Residing at NAMPA TRAIL

(Optional)					
Recorded	☐	Platted	☐	Key Punched	☐
Microfilmed	☐	Deed Card	☐	Master File	☐
Indexed	☐	Compared	☐	Abstracted	☐
				To Treasurer	☐

INSTRUMENT NO 943949 WARRANTY DEED
(CORPORATE FORM)

RAINBOW FARMS, INC., an Idaho Corporation

organized and existing under the laws of the State of Idaho, with its principal office at Nampa, Idaho, a corporation of County of Canyon, State of Idaho, grantor, hereby CONVEYS or GRANTS and WARRANTS TO

THE STATE OF IDAHO, Idaho Department of Fish and Game at 600 South Walnut, Boise, Idaho

of GOOD AND VALUABLE CONSIDERATION grantee for the sum of

the following described tract(s) of land in CANYON State of Idaho:

DOLLARS, County,

A portion of the Southwest Quarter of the Southwest Quarter of Section 2, Township 2 North, Range 2 West B.M. described as commencing at the Southwest Corner of said Southwest Quarter of Section 2, Township 2 North, Range 2 West B.M., thence East along the South line of said Section to the center of the drain ditch as now located; thence Northwesterly along the center of said drain ditch a distance of 22 rods; thence East from the center of said drain ditch, as now located, a distance of 22 feet; thence Northwesterly and parallel with said drain ditch to a point 100 feet from the North boundary line of said Southwest Quarter of the Southwest Quarter of Section 2 Township 2 North, Range 2 West B.M., thence West to the West line of said Southwest Quarter of the Southwest Quarter; thence South along the West boundary line of said Southwest Quarter of the Southwest Quarter to the point of beginning, being approximately 13.75 acres. (continued see attached addendum.)

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 7th day of April, A. D. 1982

RAINBOW FARMS INC. (CORPORATE NAME)

By Byron V. Anderson PRESIDENT

Attest: SECRETARY

State of Idaho ss. County of Canyon

On the 7th day of April, A. D. 1982 personally appeared before me Byron V. Anderson and who being by me duly sworn did say, each for himself, that he, the said Byron V. Anderson is the president, and he, the said of RAINBOW FARMS INC. is the secretary, a corporation, and that the within and foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors and said and each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

MAIL DEED TO:

MAIL TAX NOTICE TO:

Name Address City & State Zip

CORPORATE WARRANTY DEED
ADDENDUM

In cluding all rights of the Grantor to that certain license agreement, dated the 18th day of December, 1973, by and between Byron V. Anderson and Sonja J. Anderson and the Nampa and Meridian Irrigation District, for the nonconsumptive use of certain water from the District's Patterson Wells and of certain physical facilities owned by said district, which said license agreement was assigned by the said Byron V. Anderson and Sonja J. Anderson to the Grantor herein.

Together with all water rights appurtenant to said land of whotsoever nature including, but not limited to rights initiated under application #63-7879 and #63-9194, to the Idaho Department of Water Resources, or any agency predecessor in function, for rights to the use of ground water underlying said real property described herein.

Subject to U.S. Patent Restrictions, rights, easements of record, or easements visible upon the premises. Subject to the following exceptions:

Liens and assessments of the Nampa-Meridian Irrigation District, and the rights, powers and easements of said district as by law provided; no search made.

Terms and conditions of Contracts between United States of America and the Nampa-Meridian Irrigation District; and said district and individual owners pertaining to water rights for irrigation.

Right-of-way for roads, ditches, canals, and laterals.

Any loss arising from the location of the drain ditch along the Easterly boundary line of property.

Power Line Easement as granted by ELMER E. STEWART and MABEL A. STEWART, his wife, to IDAHO POWER COMPANY, a corporation, recorded 25 FEBRUARY, 1950 as Instrument No. 359636, records of Canyon County, Idaho; including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement, and the operation, maintenance and repair of Grantee's electrical system.

Power Line Easement as granted by VIOLET L. CURTIS to IDAHO POWER COMPANY, a corporation, recorded 8 AUGUST, 1963, as Instrument No. 537398, records of Canyon County, Idaho.

Power Line Easement as granted by BYRON V. ANDERSON and SONYA J. ANDERSON, husband and wife; and BONNIE J. BYERS, a single woman, to IDAHO POWER COMPANY, a corporation, recorded 28 JANUARY, 1975 as Instrument No. 743849, records of Canyon County, Idaho.

Power Line Easement as granted by RAINBOW FARMS, INC. to IDAHO POWER COMPANY, a corporation, recorded 1 OCTOBER, 1975 as Instrument No. 758967, records of Canyon County, Idaho.

Power Line Easement as granted by KENNETH J. WHEELER and LINDA L. WHEELER and JAMES R. NAY and PEARL S. NAY, his wife, to IDAHO POWER COMPANY, a corporation, recorded 16 FEBRUARY, 1977 as Instrument No. 793850, records of Canyon County, Idaho.

Said property is conveyed together with all the tenements and hereditaments thereto appertaining along with good and marketable title to said real property and the hatchery and the associated buildings, fixtures and improvements.

de
Juni

RECEIVED

State of Idaho
Department of Water Resources

JAN 28 1982

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Byron V. Anderson, hereby assign to Rainbow Farms, Inc.
of P. O. Box 277, Nampa, ID 83651
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 63-7879
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 27 day of January, 19 82.

Byron V. Anderson
Permit Holder (A SINGLE PERSON)

NA

Spouse of Permit Holder

State of Idaho)
County of Canyon) ss.

On this 27th day of January, 19 82, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he ~~XXXXX~~ executed the same.

seal

Justin Elbert
Notary Public residing at
Boise, ID

My commission expires:
9/20/84

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-7879)
IN THE NAME OF BYRON V. ANDERSON)

ORDER OF REINSTATEMENT

WHEREAS, on October 4, 1973, Byron V. Anderson filed with the Department of Water Resources an application for permit to appropriate 25.0 cubic feet per second of water from a groundwater source to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Twp. 2 N., Rge. 2 W., B.M., Canyon County, to be used for fish propagation purposes; and,

WHEREAS, on November 9, 1973, the Department approved said application and issued Permit No. 63-7879 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before November 1, 1978; and,

WHEREAS, on August 31, 1978, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on November 1, 1978, Permit No. 63-7879 automatically lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on November 16, 1978,

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-7879 be REINSTATED and the priority advanced to October 19, 1973.

Dated this 6th day of December, 1978.

L. Glen Saxton
L. GLEN SAXTON
Director

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 10, 1994

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

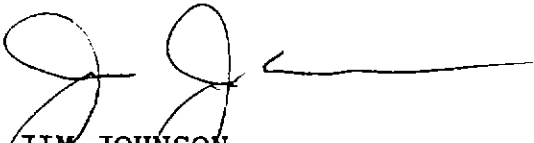
RE: WATER RIGHT NO. 63-07879

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment.

Should you have any questions regarding these documents, please feel free to contact this office.

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JUN 13 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

April 27, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: CINDY ROBERTSON
PO BOX 25
BOISE ID 83707

RE: PERMIT NOS. 63-07879 & 63-09194
NAMPA FISH HATCHERY

Dear Cindy:

We received the licensing amendment filing fees for the above referenced permits; however, the signed amendments were not enclosed with the \$40.00 check. The amendments reflect a correction in the point of diversion location on both permits. I will enclose an amendment form for each permit for your review and signature.

Please return them within 30 days to prevent any further undue delay in licensing these permits. Since I am responsible for the review procedure, please send the forms to my attention and it will help expedite the process.

Thank you for your assistance and if you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Chapman".

BRENDA L. CHAPMAN
Water Resource Agent

Enclosure



JUN 13 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: C030147

Date: 4/25/1994
Time: 13:42:49

Received
From: ID FISH & GAME

Type of Payment	Program A cct	Amount
AMENDMENT #63-09194		
56105	229 21 1155	20.00
AMENDMENT #63-07879		
56105	229 21 1155	20.00
	Total	

CHECK 152620 \$40.00

Region: STATE

Signature: DWright



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 11, 1994

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707-0025

RE: WATER RIGHT NO. 63-07879

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur with this information, or have any questions please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

DATE: 04/01/94
PAGE: 1

Misc: Water District Number: Field Exam Fee: R (Received)

LICENSE REVIEW CHECKLIST

PERMIT NO 63-07879 DATE 3-31-94



NAME	Yes <u> </u> No <u>✓</u>	Or Address Change?
PRIORITY DATE	<u> </u> <u>✓</u>	Advance? <u> </u> Advanced to: <u> </u> Order to reinstate needed? <u> </u> Incorrect fee for rate recommended? <u> </u>
SOURCE	<u> </u> <u>✓</u>	Changes or just clarification of originally intended source? <u> </u> Notice of Intent to Void necessary? <u> </u>
POINT OF DIV	<u>✓</u> <u> </u>	Amendment needed? <u>Add NWNW SEC 11</u> Overlaps? <u>63-9194 + 63-3333</u>
PLACE OF USE	<u> </u> <u>✓</u>	Amendment needed? <u> </u> Overlaps? <u>63-9194 + 63-8333</u>
DIV RATE	<u>✓</u> <u> </u>	Measurement done? <u> </u> Theoretical only? <u> </u> <u>All wellson Q = 40.21 x .10 Calibration</u> <u>factor for F+G measurements = 36.19</u> <u>Capacity: 36.19 Combined rates exceed capacity NO</u> <u>Allowable amount: Permit Limit @ 25CFS</u>
ANNUAL VOLUME	<u> </u> <u>✓</u>	Season of use: <u> </u> Calculations: <u> </u> Flow limit: <u>365</u> x <u>25</u> cfs x 1.9835 = <u>18099</u> Combined volumes exceed capacity/allowable <u>NO</u>
USES	<u> </u> <u>✓</u>	Change(s) in Nature of Use? <u> </u> Amendment necessary? <u> </u>
REMARKS	<u>✓</u> <u>(W32)</u> <u>W36</u>	Multiple p/d(s) in 1/4 1/4? <u>(6 IN SWSW SEC 2)</u> Other <u>(2 IN NWNW SEC 11)</u>
CONDITIONS	<u>R03</u> <u> </u> <u> </u> <u>✓</u> <u>R09</u> <u>✓</u> <u> </u> <u> </u>	Measuring/Locking Devices <u> </u> Watermaster control - District <u> </u> Irrigation Overlap <u> </u> Water Quality <u> </u> Other <u>004, R41</u>

COMMENTS: HATCHERY = 4 tanks x 41 cu ft = 164 cu ft / C RACEWAYS = 30 x 2736 = 82,080
A PONDS = 16 ponds x 425 cu ft = 6800 cu ft
B RACEWAYS = 3 x (2280 + 1824) = 12312 cu ft TOTAL = 101,356 cu ft

RECOMMENDED	CFS	VOLUME	FACILITY VOLUME
<u>Fish</u>	<u>25</u>	<u>18099</u>	LICENSE <u> </u>
<u> </u>	<u> </u>	<u> </u>	
<u> </u>	<u> </u>	<u> </u>	
<u> </u>	<u> </u>	<u> </u>	

1ST AMENDMENT LETTER P39 + P38

FINAL AMENDMENT LETTER P47

FISH PROPAGATION CALCULATIONS

FILE: 63-07879
DATE: March 31, 1994

REVIEWER: Brenda Chapman

BC

INPUT:

Fish Facility Volume Flow into Facility

101356 cubic feet
25 cubic feet per second

CALCULATIONS:

Cubic feet in one hour (cubic feet per second * 3600 seconds per hour) =
Number of times flow will fill the facility in one hour (Facility volume cubic feet/flow cubic feet) =

90000 cubic feet
0.9 times/hour

Find how many changes can occur in one year :

Changes per hour =

One year =

Number of changes per year =

0.9
8760 hours
7779 changes

Find one year diversion volume in acre feet:

1 acre foot =

Facility volume =

Facility volume =

43560	cubic feet
101356	cubic feet
2.327	acre feet

Annual diversion volume =

(Total diversion volume = facility volume * changes)

18099.2 acre feet

JUN 13 1994

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

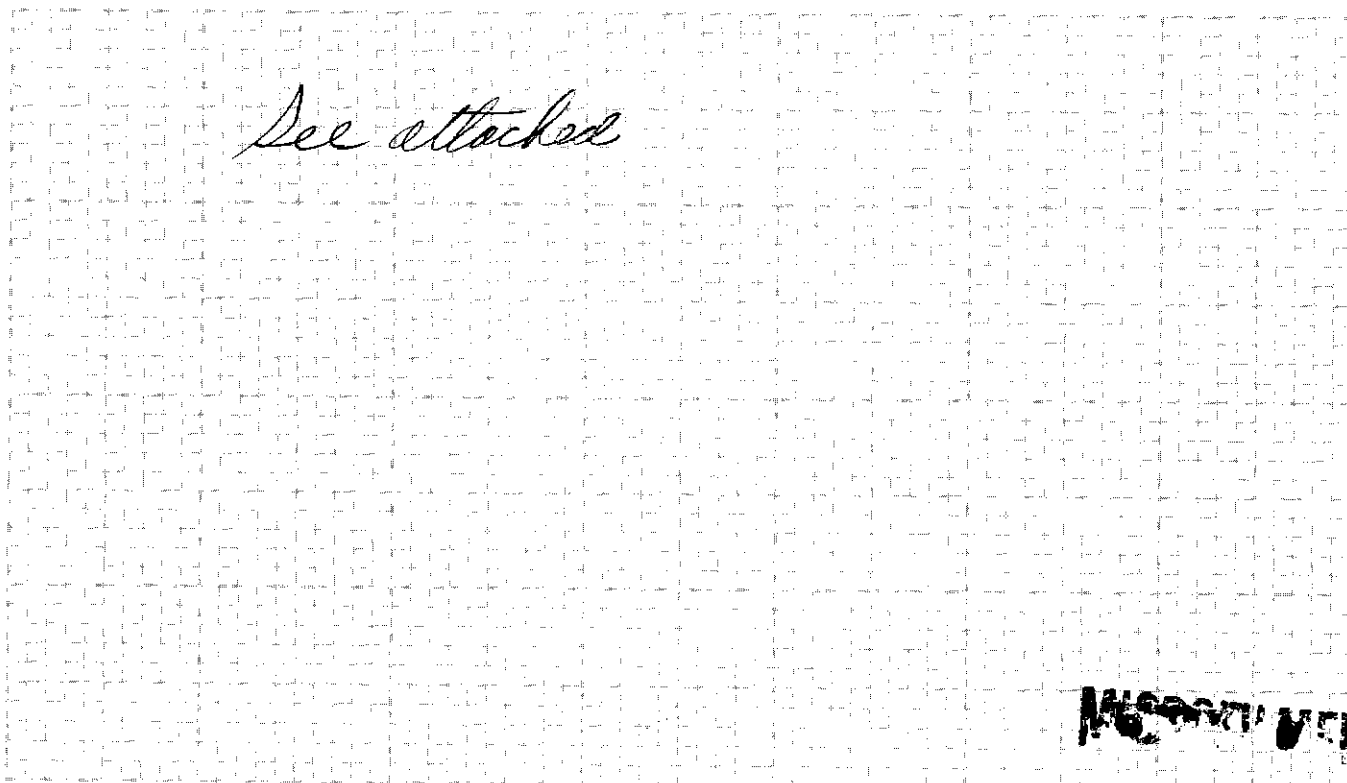
1. Owner: State of Idaho Fish & Game Permit No. 63-7879
Current Address: P.O. Box 25, Boise, Idaho 83707 Phone No. 465-5005
2. Accompanied by: Walt Rast & Rick Towell EXAM. DATE: 6-4-91
Address: Nampa Hatchery Phone No. same
Relationship to Permit Holder: Hatchery manager and Asst. Mgr
3. Source: groundwater tributary to Utterman Drain

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-9194, 63-03333
☐ Copies Attached
2. Other water rights with same point of diversion: 63-9194, 63-3333
☐ 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).

System Description (continued)

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

See attached

☐ 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
<i>See attached list</i>					

*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
					2	2N	2W	Canyon	Ortho photo quad map
					11	2N	2W	Canyon	"

6. Place(s) of Use:

Indicate Method of Determination _____

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	2W	2												H					

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
current meter	AA	Scientific Instruments		090125		
current meter	AA	Scientific Instruments		090137		

2. Measurements:

Open channel measurements were taken simultaneously at two locations in concrete channels containing the inflow from 7 wells - 3 in one and 4 in the other. at the same time IFEG personnel measured the outflow over dam boards at the tail end of the raceways receiving the inflow for comparison and calibration of IFEG measurement methods.

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method: IPWR measurements = $162 + 15.68 = 31.88 \text{ cfs}$
IFEG " = 35.41 cfs

2. Alternate Method for Checking Purposes:

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

$V_{DIR} = 25 \text{ cfs} \times 365 \times 1.9835 = 18,099.4 \text{ afa.} - \text{Smaller}$

$V_{REQ} = 2.3 \text{ AF} \times \frac{3 \text{ changes}}{\text{hr}} \times \frac{24 \text{ hrs}}{\text{day}} \times \frac{365 \text{ days}}{\text{yr}} = 60,444 \text{ AFA}$
TOTAL RACEWAY VOL. (max) REQ'D

JUN 13 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

This permit and 63-9194 use the same sources and same places of use. Other rights in same PQ do not affect this permit.

See attached narrative for additional remarks.

Remarks:

6 points of diversion in SWSW Sec 2, T02N R02W

2 points of diversion in NWNW Sec 11, T02N R02W

Note:

Total volume required by ~~system~~ ^{hatchery} based on 3 ^{water} changes/hour.

Total volume supplied by system equivalent to one change/hour when all raceways are in use.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Fish propagation	1-1	12-31	25 cfs	18,099.4 afa
Totals:			25 cfs	18,099.4 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

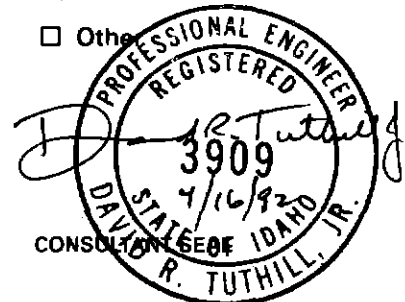
Signature

Certification Date

Field Report Preparation Date

Melvin T. Schulte
Melvin T. Schulte

8-19-91



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

JUN 13 1994

Eight wells are the sources of water for a salmonid fish hatchery operated by the State of Idaho Fish & Game Department. The wells were flowing artesian wells but pumps were added to increase the flows.

Wells #1 and #2 are located about 120' outside the hatchery compound across Locust Ave. Water is diverted by two underground 12" steel pipes to two collection towers made of 6' diameter corrugated metal pipe. From the collection towers it diverts to a 6' wide concrete channel where water from well #3 is added. The combined water from these 3 wells flows underground in the concrete channel to the South end of a concrete headrace for 10 raceways known as the "C" ponds.

Approximately 50' North of well #3 water from four additional wells is diverted into another 6' wide concrete channel that also goes underground to the North end of the "C" pond headrace. Prior to going underground water can be diverted from the concrete channel through a 12" PVC pipe to the headrace of 3 raceways known as the "B" ponds.

At the North end of the "C" headrace a 12" PVC pipe is used to divert water to 16 raceways known as the "A" ponds or also known as the fingerling raceways. This water is combined with the discharge from well #8 located adjacent to the raceway.

The water level in all raceways is controlled by dam boards at the tail end of each raceway. Outflow from the three sets of raceways flows underground in concrete pipe or a concrete channel into a large settling pond. From the settling pond its discharged into the Wilson Drain.

The IF&G monitors the flow of water through the various raceways by measuring the flow over the dam boards at the tail of the raceways using a staff type guage method adapted for their use that is referred to as the Rube-Goldberg method.

Two simultaneous open channel flow measurements using AA meters were taken at locations in the concrete channels just prior to them going underground to the "C" pond headrace. The outlet to the "A" ponds was closed so that the entire flow from wells 1-7 were measured. At the same time, IF&G personnel measured the outflow over the dam boards at the tail end of "B" and "C" raceways. The purpose of the dual measurement process was to compare the accuracy of IF&G's measurement techniques to determine if their methods were acceptable to determine the flow from well #8. Since there is no physical measurement possible from well #8, this was the only possible scenario.

The IF&G measurement method at the tail of the raceways indicated a flow of 35.41 cfs and our AA meter measurements above the raceways indicated a flow of 31.88 cfs. Both measurements indicate a sufficient flow capacity, even without well #8 included, to recommend licensing 63-7879 at 25 cfs and 63-9194 at 5 cfs.. The variance between IF&G and our measurements at approximately 10% is within department

JUN 13 1994

guidelines to warrant accepting IF&G's historical data to license future permits.

Permits 63-9194 and 63-7879 will be amended to add all eight P/D's to each permit. IF&G indicated they would file for a new permit to license the additional flows in excess of the 30 cfs under the above mentioned two permits since their system is capable of greater capacities than 30 cfs.

Reviewer's note: 10% is considered the calibration factor to be applied to IF&G historical data to determine maximum ~~test~~ on-line flows with all pumps running.

(IF&G measured) (see supporting data)
Flow on 4/30/91 w/ all wells on was 40.21 cfs.

$$\begin{array}{r} \text{Apply calibration: } 40.21 \\ - 10.00\% = \underline{- 4.02} \\ 36.19 \text{ cfs} \end{array}$$

36.19 cfs maximum output.

Permit 63-9194 for 5 cfs

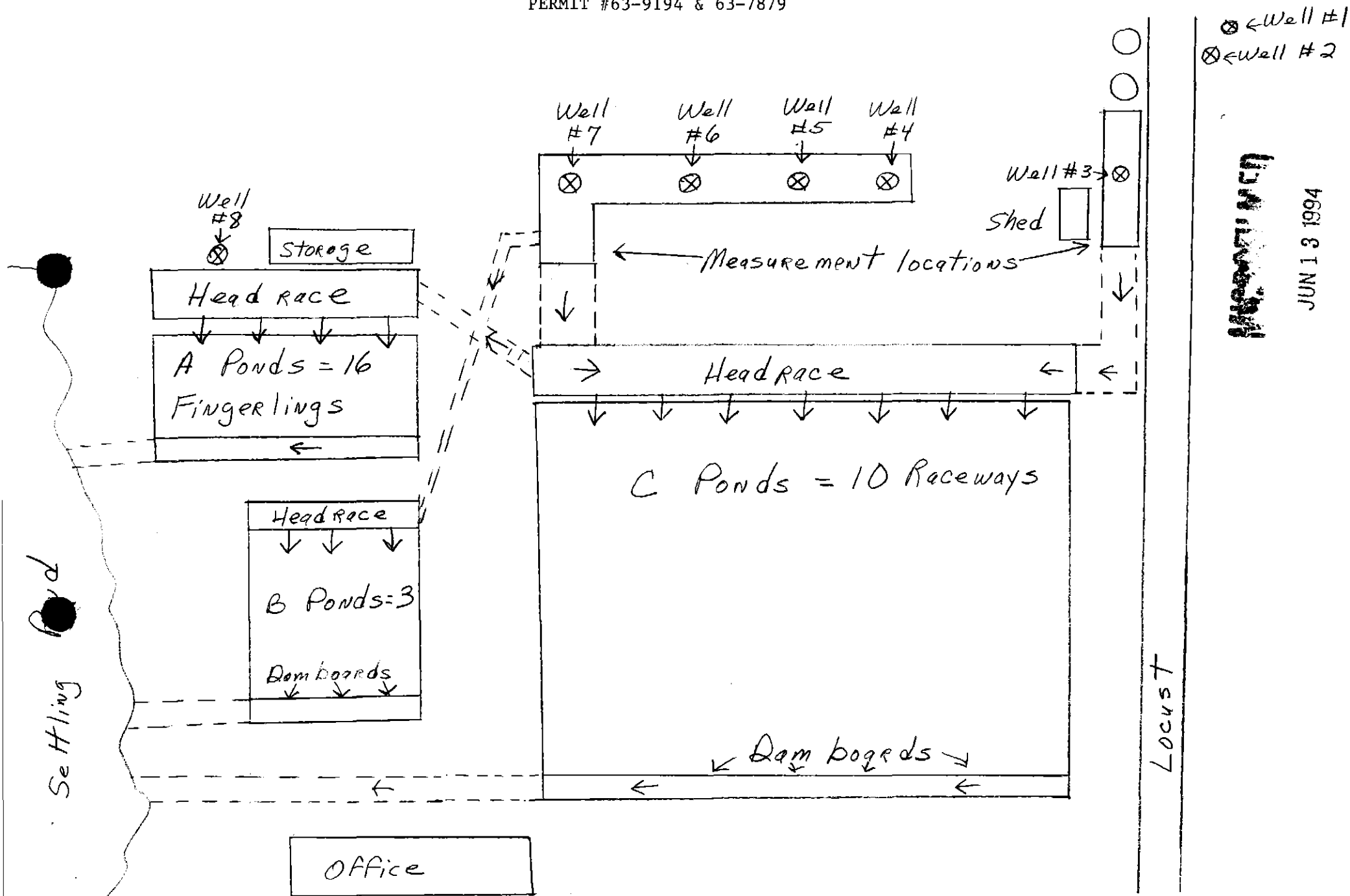
" 63-7879 for 25 cfs

30 cfs

TOTAL RECOMMENDED

JUN 13 1994

SYSTEM DIAGRAM
IDAHO FISH & GAME DEPT. NAMPA HATCHERY
PERMIT #63-9194 & 63-7879



MEETING WITH

JUN 13 1994

63-9194 & 63-7879 WELL AND PUMP INFORMATION

Well ID #	Motor Make	HP	Model #	Pump make	Model #
#1	U.S.	30	286TPH	Cascade	13413
#2	U.S.	30	286TPH	Cascade	13414
#3	Red Jacket	7.5	256UP	Jemco	4314
#4	A.O. Smith	15	74480	Cascade	3057
#5	GE	15	N05FJ6802515	Cascade	3018
#6	U.S.	7.5	256UP	Aurora	V77-70388
#7	U.S.	7.5	256UP	Jemco	4315
#8	U.S.	10	256TP	Aurora	3X3X72822

RECEIVED

JUN 13 1994

NAMPA HATCHERY
 WATER FLOW MEASUREMENT
 RUBE-GOLDBERG METHOD AT BACK OF RACEWAY
 * 4-30-91
 LOWERED HEADRACE

** Turnovers/hour based on 425 cu.ft. in "A"s and 2,736 cu.ft. in "C"s.

RACEWAY #	AVG HD IN INC	CFS	GPM	MGD	TURNOVERS/HOUR
A 1	1.04	0.42	190.65	0.27	3.40
A 2	1.00	0.40	179.76	0.26	3.39
A 3	1.00	0.40	179.76	0.26	3.39
A 4	1.00	0.40	179.76	0.26	3.39
A 5	0.83	0.30	135.93	0.20	2.57
A 6	0.00	0.00	0.00	0.00	0.00
A 7	1.33	0.61	275.72	0.40	5.20
A 8	1.38	0.65	291.42	0.42	5.50
A 9	1.13	0.48	215.93	0.31	4.08
A10	1.21	0.53	239.26	0.34	4.52
A11	1.00	0.40	179.76	0.26	3.39
A12	1.08	0.45	201.76	0.29	3.81
A13	1.58	0.80	357.01	0.51	6.74
A14	0.67	0.22	98.58	0.14	1.86
A15	0.92	0.35	158.63	0.23	2.99
A16	0.96	0.38	169.08	0.24	3.19
TOTALS		6.80	2725.31	4.39	
		0.49	218.07	0.31	

RACEWAY #	AVG HD IN INC	CFS	GPM	MGD	TURNOVERS/HOUR
C1	2.75	4.02	1803.50	2.60	5.29
C2	2.56	3.61	1619.86	2.33	4.75
C3	0.00	0.00	0.00	0.00	0.00
C4	0.00	0.00	0.00	0.00	0.00
C5	2.73	3.97	1783.86	2.57	5.23
C6	2.88	4.31	1932.89	2.78	5.67
C7	2.56	3.61	1619.86	2.33	4.75
C8	2.50	3.48	1563.25	2.25	4.58
C9	2.27	3.01	1352.56	1.95	3.97
C10	1.63	1.83	823.00	1.18	2.41
B1	1.56	1.72	770.56	1.11	2.26
B2	1.65	1.87	838.19	1.21	2.46
B3	1.71	1.97	884.33	1.27	2.59
14	0.90	0.00	0.00	0.00	0.00
TOTALS		33.40	14991.86	21.58	
		2.39	1070.85	1.54	

Total Flow thru hatchery = 40.21 ALL WELLS ON!

MEMORANDUM

JUN 13 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

63-
Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

1. Name of stream or ditch: Fish & Game Raceway # South Channel
2. Location: Nampa Fish Hatchery
3. Person conducting measurement: Mel Schulte & Sara West
4. Date and time of measurement: June 4, 1991
5. Accompanied by: Walt Rast & Rick Lovel
6. Measuring device size and ID no.: Double AH meter # 090125
7. Spin test before measurement OK? yes after measurement OK? ✓
8. Purpose of measurement: EU exam

B. MEASUREMENT DATA

Angle co-efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area (ft ²)	Discharge cfs
							At point	Mean in vertical ft/sec			
LEW = 6"	9"	.5	2.05	.6	34	60	<	1.25		1.02	1.27
	15"				37			1.36			1.39
	21"				37			1.36			1.39
	27"				37			1.36			1.39
	33"				33			1.40			1.43
	39"				33			1.40			1.43
	45"				36			1.33			1.36
	51"				36			1.33			1.36
	57"				36			1.33			1.36
	63"				35			1.29			1.31
	69"				33			1.22			1.24
	75"	✓	✓	✓	34	✓		1.25		✓	1.27
REW 6'6"											
									total cfs		16.2

MEASUREMENT

JUN 13 1994

C. DIAGRAMS

1. Measurement Location

Scale: _____ = _____

← 6" cells all across →

LEW

2.05'

REW

← 6' →

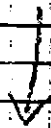
2. ~~Cross Section~~ of Measurement Location

Scale _____ = _____

↓ Inflow from Wells #1 & #2



Well #3



--- measurement ---

D. SUMMARY INFORMATION

1. Measurement rated

_____ excellent ☒ good _____ fair _____ poor

2. Remarks: _____

3. Width: _____ Area: _____ Discharge in cubic feet per second: 16.2

June 4, 1991
DATE

Neil Schultz
SIGNATURE OF PERSON CONDUCTING MEASUREMENT

JUN 13 1994

Table 4

Nampa Hatchery

DISCHARGE CUBIC FEET PER SECOND (cfs) AND
GALLONS PER MINUTE (gpm) OVER SHARP-CRESTED
WEIRS, BY THE FRANCIS FORMULA: $Q = 3.33 H^{3/2}$

(Adapted from King's "Handbook of Hydraulics", 4th ed., Table 36)

Depth on Crest (inches)	Discharge per Foot of Weir Crest cfs	gpm	Depth on Crest (inches)	Discharge per Foot of Weir Crest cfs	gpm
1/2 .625	18.5	13	8	1.18	628
3/4 .75	27.06	24	1/4	1.26	662
1 .875	.08	36	1/2	1.33	696
1/4	.11	50	3/4	1.41	631
1/2 1.625	24.5	66	7	1.48	665
3/4 1.275	.19	83	1/4	1.56	702
2	42.5	102	1/2	1.65	738
1/4	.27	122	3/4	1.73	778
1/2	.32	142	8	1.81	814
3/4	.38	164	1/4	1.90	853
3	.42	187	1/2	1.98	890
1/4	.47	211	3/4	2.07	930
1/2	.53	236	9	2.16	971
3/4	.58	262	1/4	2.25	1,012
4	.64	287	1/2	2.36	1,063
1/4	.70	316	3/4	2.44	1,098
1/2	.77	343	10	2.53	1,138
3/4	.83	372	1/4	2.63	1,178
5	.90	402	1/2	2.73	1,223
1/4	.97	433	3/4	2.82	1,268
1/2	1.03	463	11	2.92	1,312
3/4	1.10	495	1/4	3.03	1,358
			1/2	3.12	1,401
			3/4	3.23	1,448
			12	3.33	1,496

The above table is to be used for measuring the discharge of water over damboards or other similar weirs. For practical purposes the width of a damboard fits the description of a sharp-crested weir. The discharge must be free falling to use this table. In practice the depth on the weir crest is measured to the top of the curl (see diagram) on the leading edge of a yardstick when the yardstick is placed on the leading edge of the top damboard. After measuring the depth on the crest, refer to the table and multiply the flow in gpm by the length of the weir in feet.

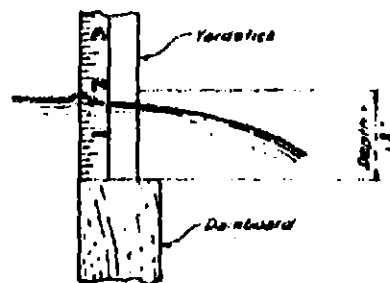


TABLE 4

Example: A weir is 41 inches long and the depth on the crest is 1 3/4 in.

The flow is:

$$3.42 \times 83 = 284 \text{ gpm}$$

$$(41 \text{ inches} = 3.42 \text{ feet})$$

MEASURED

JUN 13 1994

3901 (350M(275.1588)

READY

	B	C	D	E	F
	RACEWAY #	AUG HD IN INC	CFR	GPM	
71					
72					
73					
74					
75					
76					
77					
78					
79					
80					
81					
82					
83					
84					
85					
86					
87					
88					
89					
90					
91					
92					
93					
94					
95					
96					
97					
98					
99					
100					
TOTALS			35.44	15890.74	

01-045-20 12:05 45

B&C only
for calibration

31.88

OLIF MEASURE

MAINTAINED

JUN 13 1994

Flow Chart

MEASUREMENT

AT BACK OF RACEWAY

INCHES

INCHES	GPM	MCD
1.52	683.38	0.98
1.52	683.38	0.98
1.52	931.27	1.34
1.52	1544.53	2.22
1.52	1203.50	1.73
1.52	1169.28	1.68
1.52	0.00	0.00
1.52	0.00	0.00
1.52	0.00	0.00
1.52	0.00	0.00
1.52	0.00	0.00
1.52	1027.57	1.49
1.52	0.00	0.00
1.52	915.53	1.33
1.52	0.00	0.00
1.52	0.00	0.00
1.52	8358.45	11.74
1.52	582.75	0.84

MEASUREMENT

AT BACK OF RACEWAY

INCHES

INCHES	GPM	MCD
1.21	238.67	0.34
1.43	215.93	0.31
1.46	224.59	0.32
1.53	215.93	0.31
1.56	224.59	0.32
1.59	251.22	0.36
1.66	224.59	0.32
1.73	215.93	0.31
1.88	147.13	0.21
1.75	116.78	0.17
1.58	42.11	0.06
1.66	56.39	0.14
1.00	0.00	0.00
1.00	0.00	0.00
4.93	2213.32	3.19

[Handwritten signature]

227
 4930+5
 1.07
 3860+5

$$\begin{array}{r} 127.46 \\ - 2.53 \\ \hline 124.93 \end{array}$$

43-56

CPG	GPH	HGB
0.48	215.93	0.31
0.33	239.26	0.34
0.48	215.93	0.31
0.48	215.93	0.31
0.00	0.00	0.00
0.00	0.00	0.00
0.00	0.00	0.00
0.00	0.00	0.00
0.00	0.00	0.00
0.00	0.00	0.00
0.00	0.00	0.00
0.00	0.00	0.00
0.42	190.65	0.27
0.33	147.13	0.21
0.40	179.76	0.26
0.33	147.13	0.21
2.73	1224.84	1.76
0.25	110.84	0.16

NMFA HATCHERY
 WATER FLOW MEASUREMENT
 RUBE-GOLDBERG METHOD AT BACK OF RACEWAY
 6-29-89
 LOWERED HEADRACE

RACEWAY #	AVG HD IN INC	CF8	CFM
A-1	1.08	0.45	201.76
A-2	1.17	0.51	227.50
A-3	1.08	0.45	201.76
A-4	1.04	0.42	190.25
A-5	0.92	0.35	156.63
A-6	1.13	0.46	215.93
A-7	1.08	0.45	201.76
A-8	1.17	0.51	227.50
A-9	1.21	0.53	239.26
A-10	1.21	0.53	239.26
A-11	0.00	0.00	0.00
A-12	0.75	0.26	116.76
A-13	0.75	0.26	116.76
A-14	0.79	0.28	126.82
A-15	0.54	0.16	71.33
A-16	0.79	0.28	126.82
TOTALS		5.92	2463.74
		0.42	190.09

RACEWAY #	AVG HD IN INC	CF8	CFM
C1	2.96	4.49	2013.98
C2	2.52	3.52	1582.04
C3	2.54	3.57	1600.92
C4	2.80	4.13	1852.91
C5	2.67	3.84	1725.38
C6	2.38	3.26	1452.04
C7	2.08	2.64	1186.35
C8	0.00	0.00	0.00
C9	0.00	0.00	0.00
C10	0.00	0.00	0.00
B1	1.90	2.31	1035.73
B2	0.90	0.75	337.66
B3	2.63	1.88	843.38
14	0.00	0.00	0.00
TOTALS		30.37	13630.41
		2.17	973.60

Total Flow thru hatchery = 36.30

WAPA HATCHERY
 WATER FLOW MEASUREMENT
 RUBB-GOLDBERG METHOD AT BACK OF RACEWAY

4-30-90 5.6 CFS

FLOWER HEADRACE

Flow based on 425 cu. ft. in "A"s and 3,182 cu. ft. in "B"s

NO.	AVG. HD. IN. INC.	CFS	GPM	MGD
1	1.13	0.48	215.93	0.31
2	1.17	0.51	227.50	0.33
3	1.00	0.40	179.76	0.26
4	0.79	0.28	126.22	0.18
5	1.075	0.26	116.76	0.17
6	0.79	0.28	126.22	0.18
7	0.79	0.28	126.22	0.18
8	1.04	0.42	190.65	0.27
9	1.04	0.53	239.26	0.34
10	1.04	0.42	190.65	0.27
11	0.79	0.42	190.65	0.27
12	0.79	0.28	126.22	0.18
13	1.075	0.22	98.58	0.14
14	0.88	0.23	104.39	0.15
15	0.92	0.35	158.45	0.23
16	0.92	0.35	158.45	0.23

5.84 2303.04 3.77
 0.42 187.16 0.27

NO.	AVG. HD. IN. INC.	CFS	GPM	MGD
17	2.10	2.68	1203.20	1.75
18	2.04	2.57	1152.27	1.66
19	1.77	2.08	931.27	1.34
20	2.02	2.53	1135.39	1.63
21	2.25	2.97	1334.72	1.92
22	2.33	3.13	1406.54	2.02
23	2.48	3.40	1525.88	2.20
24	2.43	2.93	1316.27	1.90
25	2.40	2.51	1035.73	1.49
26	2.15	2.78	1246.74	1.80
27	0.00	0.00	0.00	0.00
28	2.57	1.90	853.48	1.23
29	1.54	1.68	755.79	1.09
30	0.00	0.00	0.00	0.00

30.97 13258.31 20.01
 2.21 992.74 1.43

Flow thru hatchery = 36.81

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Water Right No.
(if applicable)

Open Channel Discharge Measurement Notes

A. GENERAL INFORMATION

1. Name of stream or ditch: North Concrete Channel
2. Location: Nampa Fish Hatchery
3. Person conducting measurement: Cindy / Mark / Dave
4. Date and time of measurement: 6-4-91
5. Accompanied by: Walt Rast / Rick Lowell
6. Measuring device size and ID no.: 90137 AA meter
7. Spin test before measurement OK? ✓ after measurement OK? ✓
8. Purpose of measurement: Blue water

B. MEASUREMENT DATA

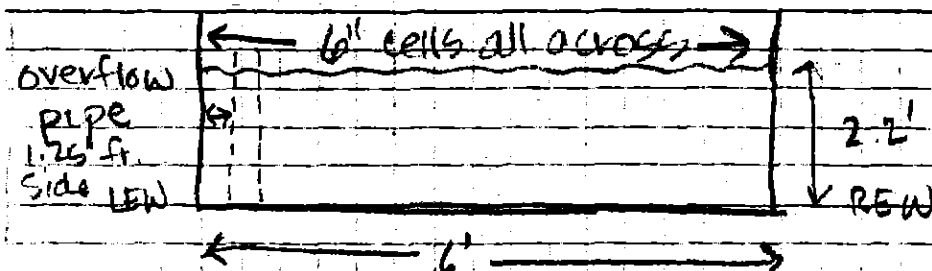
Angle co-efficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
LEW = 0.5 on stick											
	.25	.5	2.2	.2	41	60	1.5	1.35		1.1	1.49
				.8	33		1.2				
	.75			.2	38		1.4	1.18			1.30
				.8	26		.96				
→	1.25			.2	44		1.6	1.35			1.49
				.8	31		1.1				
	1.75			.2	42		1.5	1.20			1.43
				.8	31		1.1				
	2.25			.2	42		1.5	1.20			1.32
				.8	23		.9				
	2.75			.6	22			.82			.90
	3.25				30			1.11			1.22
	3.75				32			1.18			1.30
	4.25				31			1.15			1.27
	4.75				32			1.18			1.30
	5.25				31			1.15			1.27
	5.75				34			1.26			1.39
	6.0	BE 1.1									
										JUN 13 1994	
										15.65	
										68	

C. DIAGRAMS

1. Measurement Location

Cross Section

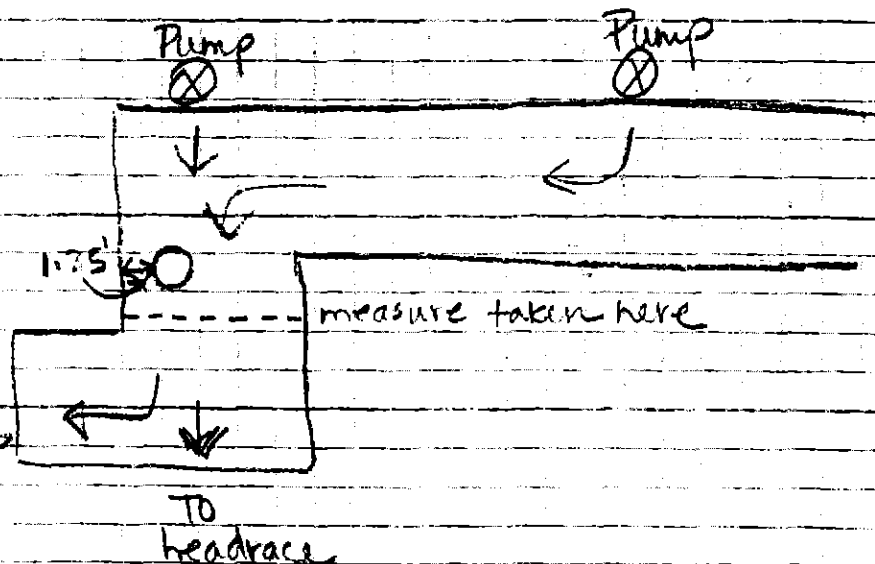
Scale: _____ = _____



2. Cross-Section of Measurement Location

Location

Scale _____ = _____



D. SUMMARY INFORMATION

1. Measurement rated _____ excellent _____ good _____ fair _____ poor

2. Remarks: _____

3. Width: _____ Area: _____ Discharge in cubic feet per second: _____

DATE

SIGNATURE OF PERSON CONDUCTING MEASUREMENT

MEASUREMENT

JUN 13 1994

PERMIT 63-7879 INIT

T. R. S. Q/Q

P/D 2N 2W 2 SW SW

SCALE

PHOTO ID.

P14
P1D

2 BM
2522

LOCUST

7524

LANE

1

BM
2562

Department of Water Resources

WELL INSPECTION FORM

Well #1-8

63-7879

If well is associated with water right, provide WR# 63-9194

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 6N, Rge 2W, Sec. 2, SW 1/4 SW 1/4 or Lot _____

2. Owner: State of Idaho Fish & Game

Address Thompson Hatchery, City _____, St _____

3. Casing $\geq$ 12 inches above ground: Yes ☒ No ☐

4. Access Port: Yes ☐ No ☒ Static Water Level: 0
Pressure Gauge: Yes ☐ No ☒ Casing Diameter: 16 x 12
Flowing: Yes ☒ No ☒ Temperature: _____

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☒ No ☐

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: Water in the concrete channel next to well #3 can flow back into a metal casing and return to the well. The channel is covered only by a wooden cover that could be accessed by a rodent that might fall into the artesian well casing and contaminate the source.

RECEIVED
JUN 13 1994

CONVERSATION MEMORANDUM

DATE 6/12/89FILE 63-7879, 63-9194NAME OF PARTY Lee VanDeBurgart F&G State office 334-3730EMPLOYEE Steve Lester

RE: Question @ license agreement on file. Found a copy
in 63-7879 at S.O. Vanet; mailed to him on
6/13. Advise him to contact this office if
has additional questions after reviewing license agreement.

RECEIVED

JUN 16 1989

Department of Water Resources

MICROFILMED

JUN 13 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

63-7879
STATE OF IDAHO
DEPT. OF FISH & GAME
600 S. WALNUT
BOX 25
BOISE, ID 83707

April 17, 1986

CERTIFIED MAIL

138370

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.

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

JUN 13 1994

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

RECEIVED

JUN 13 1994

October 7, 1983

RE: Permit Nos. 63-7879 and 63-9194

State of Idaho
Dept. of Fish and Game
600 S. Walnut, Box 25
Boise, ID 83707

Dear Permit Holder:

This office acknowledges receipt of the Assignment of the above referenced permits to you.

Enclosed for your records are copies of the permits. Be sure to note the special conditions of approval on the fourth pages that identify requirements necessary for developing the permits into licensed water rights.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

KAY WALKER
Chief Clerk

KW:sc
Enclosures



RECEIVED

AUG 25 1983

IDAHO DEPARTMENT OF FISH AND GAME

600 South Walnut • Box 25

Boise • Idaho • 83707

August 24, 1983

Idaho Dept. of Water Resources
STATEHOUSE MAIL
Boise, Idaho 83720

Attention David J. Barber

Gentlemen:

Please find enclosed a copy of the Warranty Deed transferring lands in Canyon County from Rainbow Farms, Inc. to the State of Idaho, Idaho Department of Fish and Game for the Nampa Fish Hatchery. Please change your records to show this transfer of water rights to us.

Thank you.

Sincerely,

Gene deReus
Program Coordinator

EGd:tlv

Enclosure

cc: Bureau of Fisheries

February 5, 1982

RE: Permits Nos. 63-7879 and 63-9194

Rainbow Farms, Inc.
Box 277
Nampa, ID 83651

Gentlemen:

This is to acknowledge receipt of the assignments conveying the above referenced permits to you. The assignments have been recorded and the Department's records changed accordingly.

Enclosed for your records are copies of the permits. Please note the conditions of approval on the fourth pages.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED



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

December 5, 1978

Byron V. Anderson
P. O. Box 277
Nampa, ID 83651

Dear Mr. Anderson:

Enclosed is a copy of the Order reinstating your permit and advancing your priority date.

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Boise.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
S. House
Boise, Idaho 83720

Assessor had
no record
NOT AS DELIVERABLE
AS ADDRESSED -
LINABLE TO FORWARD
9/20/48

Byron V. Anderson
Route 3
Meridian, ID 83342

109139

P.O. Box 277
Tampa, Id 83651

RECEIVED

SEP 6 1948
Department of Water Resources

*These are "drain wells"
and no subject to min stds - AKD*

INTER-DEPARTMENT MEMO — 1

File: 63-7879

DATE September 23, 1974

FROM Ken Foit

TO Norm Young

SUBJECT uncontrolled flowing wells

On the 19th of September Ervin Ballou contacted Leo Axtell about his alleged well interference. During this investigation Erv discovered that two of the flowing wells Mr. Axtell complained about were not completed to minimum standards.

Both inch holes were left uncapped and flowing. The regulatory devices were installed, but could not be used because water is being forced up along the casing to the surface. We believe immediate action should be taken and an investigation by the department to insure the wells are sealed.

The wells are located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T. 2 N, R. 2 W and are owned by Byram Anderson (63-7879) of Nampa, Idaho. Go out South Powerline, 1 mi. past cemetery - fish hatchery being constructed

KAR
KENNETH H. FOIT, P.E.

RECORDED
SIGNATURE

Leo Axtell

56'

20' to water

Armour

343-5762

466-4627

Rt. #7 ^{Rt} 7/111

Norma

83651

Byron Anderson
Fish Hatchery

Rt. 73

63-4048

MICROFILMED

FROM

Ken Fort

TO

Erw Ballow

SUBJECT

Well stds & Well interference

Mr. Axtell⁽⁶³⁻⁴⁰⁴⁸⁾ called today and complained he was forced to lower his pump 8' because of 3-12" artesian wells operating at a fish hatchery owned by Byron Anderson (see water right permit). Mr. Anderson stated he could not shut his wells down because of seal problem. Please investigate both wells. Call Mr. Axtell before you check his well. 

Leo Axtell
Rt. #7, Box 7111

Nampa 83651
344-5762
466-4627

2540
MIA minor
required
INTER-DEPARTMENT MEMO — 1

DATE

9/13/74

632879
8881303

SIGNATURE



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

CERTIFIED MAIL

August 31, 1978

Re: Permit No. 63-7879

Byron V. Anderson
Route 3
Meridian, ID 83342

Dear Mr. Anderson:

One of the conditions of approval of your water Permit No. 63-7879 (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 November 1, 1978. 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.

RITA FLECK
Water Rights

Encl: Proof affidavit

APPROVED FOR
SPECIAL AGENT
IN CHARGE



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

CERTIFIED MAIL

100139

August 31, 1978

Re: Permit No. 63-7879

Byron V. Anderson
Route 3
Meridian, ID 83342

Dear Mr. Anderson:

One of the conditions of approval of your water Permit No. 63-7879 (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 November 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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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.


RITA FLECK
Water Rights

Encl: Proof affidavit

RECEIVED
AUG 31 1978
BOISE, IDAHO

Found logs
for 13 domestic
wells in the
same 40 acres.



WELL DRILLER'S REPORT

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

Received
6-28-74
DWA

1. WELL OWNER

Name Verde AndersonAddress Meridian Idaho

Owner's Permit No. _____

7. WATER LEVEL

Static water level _____ feet below land surface

Flowing? ☒ Yes ☐ No G.P.M. flow 2700

Temperature _____ ° F. Quality _____

Artesian closed-in pressure _____ p.s.i.

Controlled by ☒ Valve ☐ Cap ☐ Plug2. NATURE OF WORK Well #1☒ New well ☐ Deepened ☐ Replacement☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.

2700

Draw Down

Hours Pumped

3. PROPOSED USE

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

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 16 inches Total depth 174 feetCasing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>16</u> inches	<u>+2.04</u> feet	<u>21</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

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

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

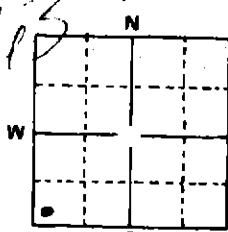
Gravel packed? ☐ Yes ☒ No Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 20 Material used in seal ☒ Cement grout☐ 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 _____

Lot No. _____ Block No. _____

County CanyonSW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2 T. 2 N. 2 R. 2 $\frac{1}{4}$ W

10.

Work started 3-13-74 finished 4-9-74

11. DRILLERS CERTIFICATION

Firm Name Bill Doty Well Drilling Firm No. 42Address P.O. 7 Caldwell Date 5-28-74Signed by (Firm Official) Bill Doty

and

(Operator) Bill Doty

MICROFILMED

WELL DRILLER'S REPORT

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

Revised
6-28-74
D.W.

1. WELL OWNER

Name Verde Anderson
Address Minidien Idaho
Owner's Permit No. _____

7. WATER LEVEL

Static water level _____ feet below land surface
Flowing? ☒ Yes ☐ No G.P.M. flow 2250
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☒ Valve ☐ Cap ☐ Plug2. NATURE OF WORK well No 3☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

3. PROPOSED USE

artesian for raising fish
☐ 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 16 inches Total depth 191 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>16</u> inches	<u>3</u> feet	<u>24</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

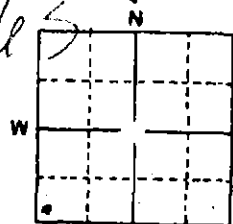
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ NoManufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feetSurface seal depth 24 Material used in seal ☒ Cement grout
☐ Pudding clay ☐ Well cuttings
Sealing 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 _____

Lot No. _____ Block No. _____

County CanyonSW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2 T. 2 N. R. 2 E/W

10.

Work started 4-9-74 finished 5-3-74

11. DRILLERS CERTIFICATION

Firm Name Bill Doty Well Drilling & Dev Firm No. 42Address Rt 7 Caldwell Date 5-28-74Signed by (Firm Official) Bill Doty

and

(Operator)

MICROFILMED

November 13, 1973

Re: Permit No. 63-7879

Byron V. Anderson
Route 3
Meridian, Idaho 83642

Dear Mr. Anderson:

Enclosed is a copy of your approved Application for Permit No. 63-7879. 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
Assistant Director

BDF:cd

Enclosures

63 7879

Byron V. Anderson

Route 3, Meridian, Idaho 83642

RECEIVED

NOV 7 1973

out

Department of Water Administration

State of Idaho
Dept. of Water Administration
614 State Street
Statehouse--Annex 2
Boise, Idaho 83720

Mr. Kenneth H. Foit
Western District Engineer

Re: Application for Permit No. 63-7879, and your letter of 11/5/73.

Dear Mr. Foit:

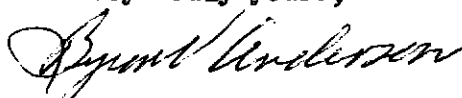
Following is the information you requested in your letter.

1. I have set up a corporation, "Rainbow Farms, Inc., P. O. Box 277, Nampa, Idaho" to construct and have ownership of the commercial fish facility. I will suscribe to and provide up to the first \$50,000. of money needed. I have discussed additional financing with my bank, First National Bank of Oregon, Nyssa, Oregon for the balance and as soon as drilling is completed and the size of facilities and costs reasonably determined I have been assured financing will be available probably on a personal quarantee basis with my other farming interests.
2. Preliminary design of the facilities is based on the amount of Artesian Water available up to the 25 CFS applied for and the approximately 14 CFS from the Nampa Meridian Irrigation Districts "Patterson Wells". Raceways etc. other than the general design map will be determined when the available water is known. The SCS office is working on these facilities with me and I have contacted Kramer, Chin & Mayo Consulting Engineers of Seattle, with many years of experience in this type of engineering, who will be of further help when the quantity of water is known.
3. The amount of water requested is necessary in order to have a commercial fish farm of adequate size to be profitable. Under good management conditions you can expect about 10,000 pounds of fish per year for each CFS of water.
4. Construction as far as drilling the wells is concerned will start as soon as possible after the Water Permit is allowed. The excavation and raceways to start as soon as the wells are completed, and a target date of January 1975 for packing operations to start. Full operation is contemplated at this time.

63 7879

I would appreciate your prompt action on the Water Permit as I would like to start on the project by the First of December 1973.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Byron V. Anderson".

Byron V. Anderson

63 7879

November 5, 1973

Mr. Byron V. Anderson
Route 3
Meridian, Idaho 83642

Re: Application for Permit No. 63-7879

Dear Mr. Anderson:

In order to further consider your application for permit, we will require additional information not included with your application.

1. A financial statement indicating the resources available to complete the project as described in the application (see Section 42-203, IC).
2. A preliminary design of the hatchery facilities, indicating the size of raceways, general layout, the size of pipelines or other diversion works and such other information as will fully describe the method and means of diversion and verify the need for the quantity of water you have asked to appropriate.
3. A justification, based upon the preliminary design and the estimated production of the hatchery, for the amount of water requested.
4. An estimated schedule of construction giving dates for the start of construction, the finish of construction, and the date that full operation of the hatchery is anticipated.

You should be aware that all applications, if approved, will require the installation and maintenance of adequate measuring devices, both at the point of diversion and the point of return of the water to the creek. These devices must be of a type approved by the Department of Water Administration; they can be of any generally recognized standard measuring device type. You should include the installation of these devices in your preliminary plans for construction.

I would appreciate receiving this information by December 17, 1973. Thank you for your cooperation.

Sincerely,

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

KHF:sw

63 7879

LICENSE AGREEMENT

LICENSE AGREEMENT, Made and entered into this _____ day of October, 1973, by and between NAMPAN AND MERIDIAN IRRIGATION DISTRICT, an irrigation district organized and existing under and by virtue of the laws of the State of Idaho, party of the first part, hereinafter referred to as the "District", and BYRON V. ANDERSON and SONIA J. ANDERSON, husband and wife, parties of the second part, hereinafter referred to in the singular as "Anderson";

W I T N E S S E T H:

WHEREAS, Anderson is the owner of the real property (burdened with the easement of the District hereinafter mentioned) situate in the County of Canyon, State of Idaho, particularly described as follows:

A portion of the Southwest Quarter of the Southwest Quarter of Section 2, Township 2 North, Range 2 W.B.M. described as commencing at the Southwest corner of said Southwest Quarter of Section 2, Township 2 North, Range 2 W.B.M., thence East along the South line of said Section to the center of the drain ditch as now located; thence Northwesterly along the center of said drain ditch a distance of 22 rods; thence East from the center of said drain ditch, as now located, a distance of 22 feet; thence Northwesterly and parallel with said drain ditch to a point 100 feet from the North boundary line of said Southwest Quarter of the Southwest Quarter of Section 2, Township 2 North, Range 2 W.B.M., thence West to the West line of said Southwest Quarter of the Southwest Quarter; thence South along the West boundary line of said Southwest Quarter of the Southwest Quarter to the point of beginning, being approximately 13.75 acres.

and,

WHEREAS, the District is the owner of the drain ditch known as Wilson Drain, together with the easement therefor, including

the easement to convey drainage and irrigation water in such ditch and the easement to operate, maintain and repair such ditch, and which ditch is an integral part of the irrigation and drainage works and system of the District and which ditch and the said easements therefor cross and intersect said described real property of Anderson as shown on Exhibit A attached hereto; and,

WHEREAS, the District owns two artesian wells (hereinafter referred to as the "Patterson Wells") which are located in the Northwest Quarter of the Northwest Quarter of Section 11, Township 2 North, Range 2 West, Boise Meridian, in Canyon County, Idaho, which the District uses for drainage purposes and to supply supplemental irrigation water, the water from said wells being discharged into said Wilson Drain to accomplish such drainage; and,

WHEREAS, Anderson desires to establish a fish farm on his lands hereinbefore described (which lands are hereinafter referred to as the "Anderson property") and desires to utilize the water flowing from said wells of the District to furnish a portion of the water required for such fish farm, and desires to drill five (5) artesian wells on the Anderson property to furnish the balance of the water required for such fish farm, and desires to utilize the said Wilson Drain for the purpose of draining from the Anderson property the water used in, upon and for said fish farm; and,

WHEREAS, the District is willing to give Anderson a license for the use of water from the said Patterson Wells and for the use of said Wilson Drain for drainage purposes, upon the terms and conditions hereinafter set forth;

NOW, THEREFORE, for and in consideration of the premises and of the covenants, agreements and conditions hereinafter set forth, the parties hereto agree each with the other as follows:

Anderson shall have the right to use the water which shall from time to time flow from said Patterson Wells, for purposes of fish propagation on the Anderson property hereinbefore described and shall have the right to construct at the said Patterson Wells and in the Wilson Drain on the said Anderson property such diversion and transmission facilities as shall be necessary to transmit the water from the Patterson Wells to the fish farm facilities.

Anderson expressly agrees that the use of water from the Patterson Wells shall not be a consumptive use and that Anderson shall discharge into the Wilson Drain at the lower end of Anderson's facilities the same quantity of water as Anderson diverts into his facilities from the Patterson Wells, diminished only by a normal evaporation loss.

Anderson agrees that the wells to be drilled by him on the fish farm shall not be operated in such manner as to interfere with, or diminish, the flow of water from the Patterson Wells. However, the District agrees that, in conjunction with the use of water from the wells to be drilled by Anderson, the flow from the Patterson Wells may be decreased at any time when the Anderson wells are producing, and discharging into the Wilson Drain, either directly or through the fish propagation facilities of Anderson, a quantity of water equivalent to the quantity by which the flow from the Patterson Wells is then decreased.

The right and authority to control flow of water from the Patterson Wells shall at all times be vested in the District,

and it shall be Anderson's responsibility to request the water superintendent of the District to make any changes desired by Anderson in the amount of water being discharged from the Patterson Wells.

Anderson understands and agrees that the water flowing from the Patterson Wells is delivered by the District to its water users for irrigation purposes, from time to time, and that it is essential that the quantity of water flowing from the Patterson Wells must not be diminished, except for evaporation losses, by reason of being diverted into Anderson's fish propagation facilities. Therefore, Anderson expressly agrees that if, at any time during any irrigation season, the quantity of water being discharged into the Wilson Drain from Anderson's fish propagation facilities is less than the amount of water flowing from the Patterson Wells, the District, upon one hour's notice to Anderson, given to Anderson or to his employees or agents at the said fish farm, shall have the right to adjust the control devices at Anderson's diversion facilities as may be required to increase the flow of water in the Wilson Drain to that quantity which is being discharged by the Patterson Wells. In that regard, it shall be Anderson's responsibility to have someone available at said fish farm at all times to receive such notices from the District.

Anderson shall have the right to discharge into the Wilson Drain the water used by Anderson in his fish farming operations on the Anderson property. In that regard, the parties understand and agree that the District heretofore has utilized said Wilson Drain for the transmission of as much as 1200 miners' inches of drainage water flowing from the Patterson Wells and from other sources. It

is further understood and agreed that Anderson shall be required to perform any work and furnish any materials which may be required to enlarge the Wilson Drain so as to carry any additional water that Anderson discharges into the Wilson Drain, over and above the quantity of water heretofore conveyed by the District in the Wilson Drain. Any such enlargement of the Wilson Drain, and any other work done by Anderson under the license herein granted, shall be accomplished by Anderson at his own expense and without any expense whatsoever to the District.

If additional easements are required for the purpose of carrying additional water in the Wilson Drain, over and above the quantity of water that can be accommodated by the rights of way of the District, those easements shall be obtained by Anderson and any expense involved in establishing or acquiring such easements shall be paid by Anderson.

The parties understand and agree that the main Wilson Drain runs northwesterly from Patterson Wells, along the northeasterly boundary line of the fish farm, and that a secondary Wilson Drain runs from the Patterson Wells westerly along the south side of Locust Lane and turns northerly at or near the section corner common to Sections 2, 3, 10 and 11, Township 2 North, Range 2 West, Boise Meridian, and runs thence northerly along the west side of Powerline Road to a point where it joins the main Wilson Drain. The District agrees that Anderson shall have the right to construct his facilities so that water which has been used by Anderson in his fish farm can be discharged either into the main Wilson Drain or into the secondary Wilson Drain, so long as the quantity of water discharged into either such drain does not exceed the

capacity of the drain into which the water is being discharged and does not exceed the capacity of the Wilson Drain below the confluence of the two segments. Anderson shall construct his discharge facilities in such manner as not to cause any erosion of the banks, sides or bottom of the main Wilson Drain or the secondary Wilson Drain.

No diversion, transmission or discharge facilities shall be constructed by Anderson under the rights herein granted until the plans and specifications for such diversion facilities or such transmission or discharge facilities have been examined by, and approved by, the Board of Directors of the District and the engineers for the District. Any construction by Anderson shall be in accordance with such approved plans and specifications and no water from the Patterson Wells shall be diverted by Anderson until the completed construction of the diversion, transmission, and discharge facilities has been approved by the District and by its engineers.

Anderson agrees that he shall construct his facilities and conduct his fish farming operations in such manner as to insure that no pollutants, solid waste materials or any materials detrimental to soil, vegetation or livestock shall be discharged into the Wilson Drain. In that regard, Anderson expressly understands and agrees that in the event of a controversy between the parties regarding the discharge of pollutants, solid waste materials or any materials detrimental to soil, vegetation or livestock, it shall be Anderson's burden to prove that pollutants or solid waste materials are not being discharged into the Wilson Drain, and to

prove that any other material being discharged into the Wilson Drain is not detrimental to soil, vegetation or livestock.

Anderson agrees that the District shall have the right to utilize, for irrigation purposes, the water produced by the wells to be drilled on the said Anderson property by Anderson, after such water has been used by Anderson in his fish farming operations, and that such right shall be prior and superior to the rights of any other persons claiming, under Anderson, the right to use said water from the Anderson wells.

All facilities constructed or used by Anderson under the license herein granted shall be constructed, maintained and kept in repair and kept clean at all times, by Anderson, and at the cost and expense of Anderson, and the conduit between the Patterson Wells and the Wilson Drain shall be maintained and kept in repair and kept clean at all times for the full flow of water therein, by Anderson, and at the cost and expense of Anderson.

Anderson agrees to construct and maintain his diversion, transmission and discharge facilities in a safe condition, all to the end that said facilities shall not constitute a hazard to any person or persons, and to indemnify and keep indemnified the District from all claims for damages arising out of any hazard or negligence in the construction, operation, maintenance and repair of said facilities or the failure of Anderson to keep the same in safe condition.

The construction, maintenance and repair of such diversion, transmission and discharge facilities shall be accomplished by Anderson at such times and in such seasons and in such manner so as not to interrupt or interfere with the flow of drainage or

irrigation water in Wilson Drain or with the delivery of irrigation water by the District to any of its landowners.

Anderson agrees to indemnify and keep indemnified the District from all claims of any of its landowners for damages from the impairment of the flow of drainage or irrigation water in Wilson Drain which may be caused by said facilities of Anderson, or any use or condition thereof at any time or from the impairment of the flow of drainage or irrigation water therein from the failure of Anderson to maintain and keep in repair the said facilities of Anderson or to maintain and keep clean the conduit in said facilities of Anderson for the full flow of irrigation water through said facilities of Anderson.

Nothing herein contained shall be construed to impair the easement and right of way of the District in the said Wilson Drain and all uses of said Wilson Drain and the said facilities of Anderson to be constructed and used, and the license herein provided therefor, shall remain inferior and subservient to the rights of the District in the Patterson Wells and to the use of said Wilson Drain for the transmission of drainage and delivery of irrigation water.

The District reserves the right, at its option, to remove any impediment to the flow of water through said facilities of Anderson and any hazards to persons or property which may arise by reason of the construction or condition of said facilities of Anderson at any time, and Anderson agrees to pay to the District, on demand, the costs which shall be reasonably expended for such purposes. If Anderson shall fail in any respect to properly maintain and repair such facilities of Anderson, then the District, at

its option, and without impairing or in anywise affecting its other rights and remedies hereunder, shall have the right to perform the necessary maintenance and repairs and Anderson agrees to pay to the District, on demand, the cost which shall be reasonably expended for such purposes.

The parties hereto understand and agree that the District has no right to in any respect impair the uses and purposes of the irrigation and drainage works and system of the District, by this contract, nor to grant any rights in its irrigation and drainage works and system incompatible with the uses to which such irrigation and drainage works and system are devoted and dedicated and that this contract shall be at all times construed according to such principles.

In the event of the failure, refusal or neglect of Anderson to comply with all of the terms and conditions of this contract, then the license of Anderson under the terms hereof may be terminated by the District, and all structures in or over said Patterson Wells and said Wilson Drain, and the rights of way therefor, which may impede or restrict the maintenance and operation of such wells or such ditch by the District with its equipment for the maintenance of its system may be removed by the District.

The covenants, conditions and agreements herein contained shall constitute covenants to run with, and running with, all of the lands of Anderson hereinbefore described and shall be binding on each of the parties hereto and on all parties and all persons claiming under them or either of them, and the advantages hereof shall inure to the benefit of each of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF, the District has hereunto caused its corporate name to be subscribed by its officers first thereunto duly authorized by resolution of its Board of Directors and Byron V. Anderson and Sonya J. Anderson, husband and wife, have hereunto subscribed their names, all as of the day and year herein first above written.

NAMPA AND MERIDIAN IRRIGATION DISTRICT

By Clarence L. Charring, President

ATTEST:

Joseph C. Volght, Secretary

Byron V. Anderson

Sonya J. Anderson

STATE OF IDAHO)
) ss.
COUNTY OF CANYON)

On this _____ day of October, 1973, before me, the under-
signed, a Notary Public in and for said State, personally appeared
CLARENCE L. GHARRING and JOSEPH C. VOIGHT, respectively, known
to me to be the President and Secretary, respectively, of the
irrigation district that executed the foregoing instrument, and
acknowledged to me that such irrigation district executed the
same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal, the day and year in this certificate first above
written.

Notary Public for the State of Idaho
Residing at Nampa, Idaho

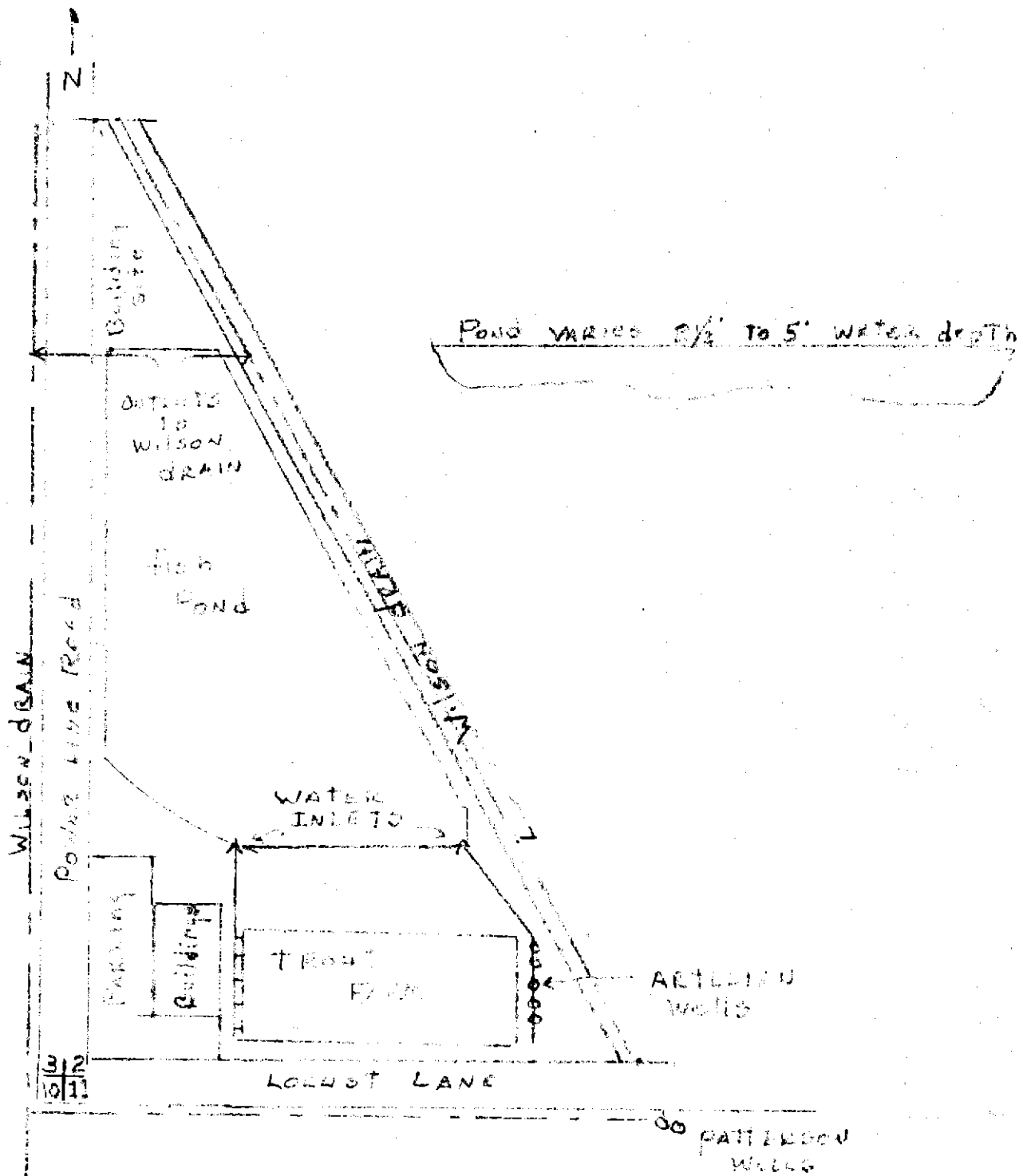
STATE OF IDAHO)
) ss.
COUNTY OF CANYON)

On this _____ day of October, 1973, before me, the under-
signed, a Notary Public in and for said State, personally appeared
BYRON V. ANDERSON and SONYA J. ANDERSON, husband and wife, known
to me to be the persons whose names are subscribed to the within
instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
ffixed my official seal the day and year in this certificate
first above written.

Notary Public for the State of Idaho
Residing at Nampa, Idaho

Proposed Trout Farm



Concrete Ponds

- 10 - 3' x 60' x 2 1/2'
- 1 - 18' x 120' x 4'
- 2 - 15' x 180' x 4'

Water Requirements

App 200' Nampa Aqueduct
400' to 1000' from New Wells

RAINBOW FARMS, INC.

Byron V. Anderson
13.75 Acres in Sec. 2,
T. 2N., R. 2W., B. M.
10/27/73

P.O. Box 277
Nampa, Idaho
83651

October 9, 1973

Mr. Herbert Pollard II
Idaho Fish and Game Department
Statehouse Mail
Boise, Idaho

Re: Application for Permit No. 63-7879

Dear Mr. Pollard:

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 (6) 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

Enclosure

KHF:sw

63 7879

October 9, 1973

Re: Application for Permit No. 63-7879

State of Idaho
Department of Health
Environmental Improvement
Statehouse Mail
Boise, Idaho

ATTENTION: Vaughn Anderson

Hear Mr. Anderson:

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 (6) 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

Enclosure

KHF:sw

63 7879

OCT 24 1973

AFFIDAVIT OF PUBLICATION

Department of War Administration

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

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

INTERNET INFORMATION

Notice is hereby given that Byron V. Anderson Route 3, Meridian, Idaho has on October 4, 1973 submitted Application No. 63-7879 for a permit to appropriate 25.0 cubic feet per second of water from a groundwater source by means of wells within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 2N, R. 2W, B.M., Canyon County to be used from Jan. 1 to Dec. 31 for fish propagation use within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 2N, R. 2W, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 29, 1973.

R. KEITH HIGGINSON

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 Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 Nampa, 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:

October 11, 18, 1973

OK
sw
10-24-73

Verla Farker

Subscribed and sworn to before me this.

18th day of October, 19 73.

of October, 19 73
Adam Stark

Notary Public, Residing at Nampa, Idaho

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 Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 5, 1973

Idaho Free Press
P. O. Box 88
Nappa, Idaho 83651

Re: Application for Permit No. 63-7879 - Byron V. Anderson
Re: Application for Permit No. 63-7876 - Leonard A. Tiegs
Application for Permit No. 63-7880 - Dean &/or Karen Baird

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)

Sincerely,

*Bill submitted
10-24-73
SW*

63 7879

TUFFY NO. 2 MP VIKIN

PRODUCTS

CK
SW
10-18-73

na

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Byron V. Anderson Route 3, Meridian, Idaho has on October 4, 1973 submitted Application No. 63-7879 for a permit to appropriate 25.0 cubic feet per second of water from a groundwater source by means of wells within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 2N, R. 2W, B.M., Canyon County to be used from Jan. 1 to Dec. 31 for fish propagation use within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 2N, R. 2W, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 29, 1973.

R. KEITH HIGGINSON
Director

October 11, 18, 1973

3 7879

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BYRON V. ANDERSON

Route 3, Meridian, Idaho

has on October 4, 1973 submitted Application No. 63-7879

for a permit to appropriate 25.0 cubic feet per second ~~acre feet~~

~~per annum~~ of water from a groundwater source

by means of wells

within the SW¹SW¹, Sec. 2, T. 2 N, R. 2 W, B.M., Canyon County

to be used from Jan. 1 to Dec. 31

for fish propagation use

within the SW¹SW¹, Sec. 2, T. 2 N, R. 2 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 29, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho Free Press, P. O. Box 88, Nampa, Idaho

on Oct. 11, 1973 and Oct. 18, 1973

63 7879