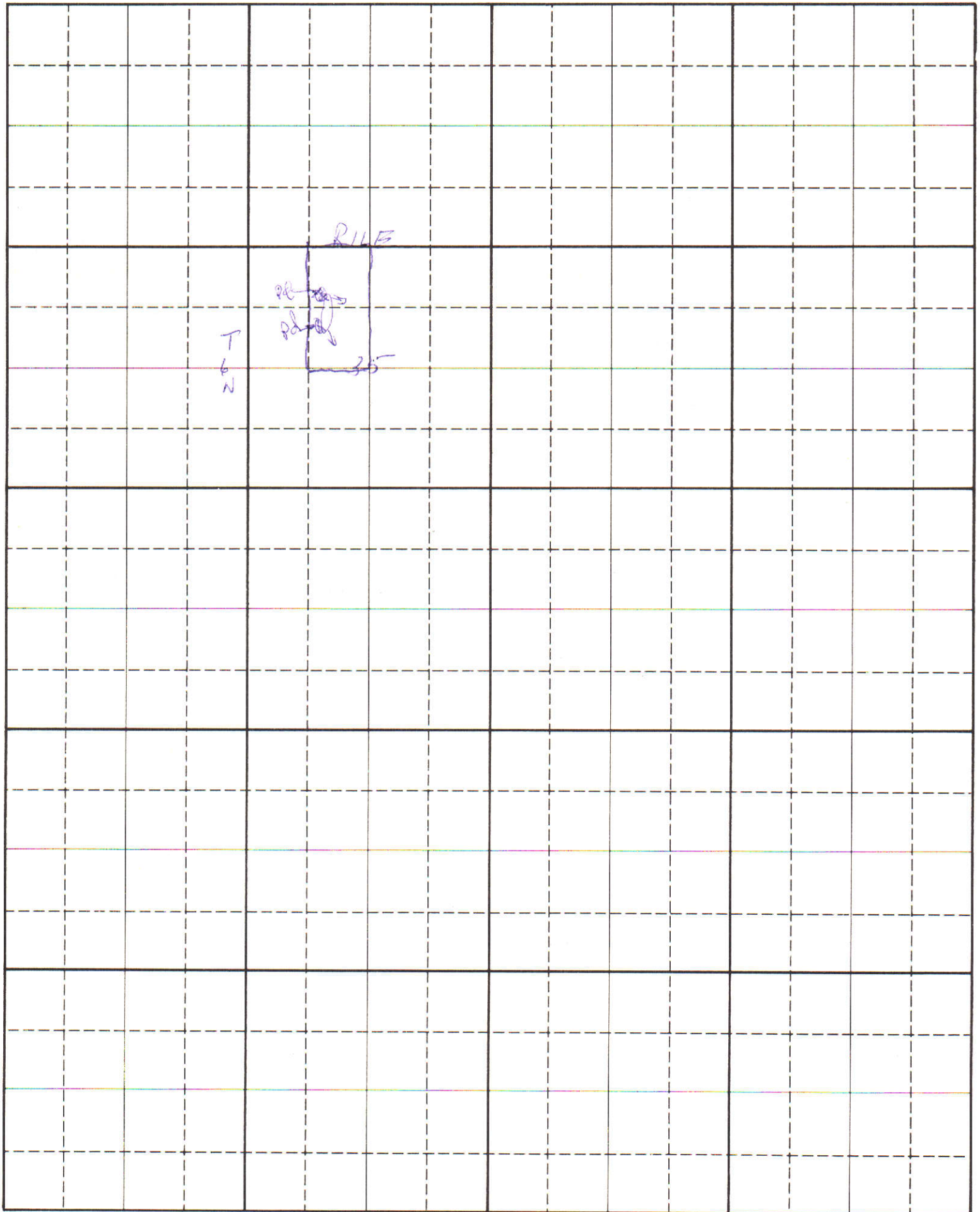


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Green Sea Incorporated
(Applicant)
Gerald S. Green, President

RECEIVED
OCT 1 1973

Department of Water Administration

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that GREENE TREE, INCORPORATED Box 114, Atlanta, Idaho has on Sept. 12, 1973 submitted Application No. 63-7866 for a permit to appropriate .48 cubic feet per second/.98 acre feet per annum of water from Joe Daley Creek & Graylock Creek, trib. to Middle Fk. Boise River by means of a storage reservoir with sprinkler system within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M., Elmore County to be used from Oct. 15 to April 15 for storage use and from April 15 to Oct. 15 for the irrigation of 40 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Mountain Home New, P. O. Drawer O, Mountain Home, Idaho on Sept. 20, 1973 and Sept. 27, 1973.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Sheldon S. Waters do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

2..... consecutive weeks, the first publica-
tion having been made on the 20.. day
of Sept....., 1973, and
the last publication having been made on the
27..... day of Sept.....
1973; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Subscribed and sworn to me this 27.....
day of Sept....., 1973

Sheldon S. Waters
Notary Public

63 7866

Ok sw
10-1-73

Idaho Dept. of Water Resources
Place of Use Comparison Report

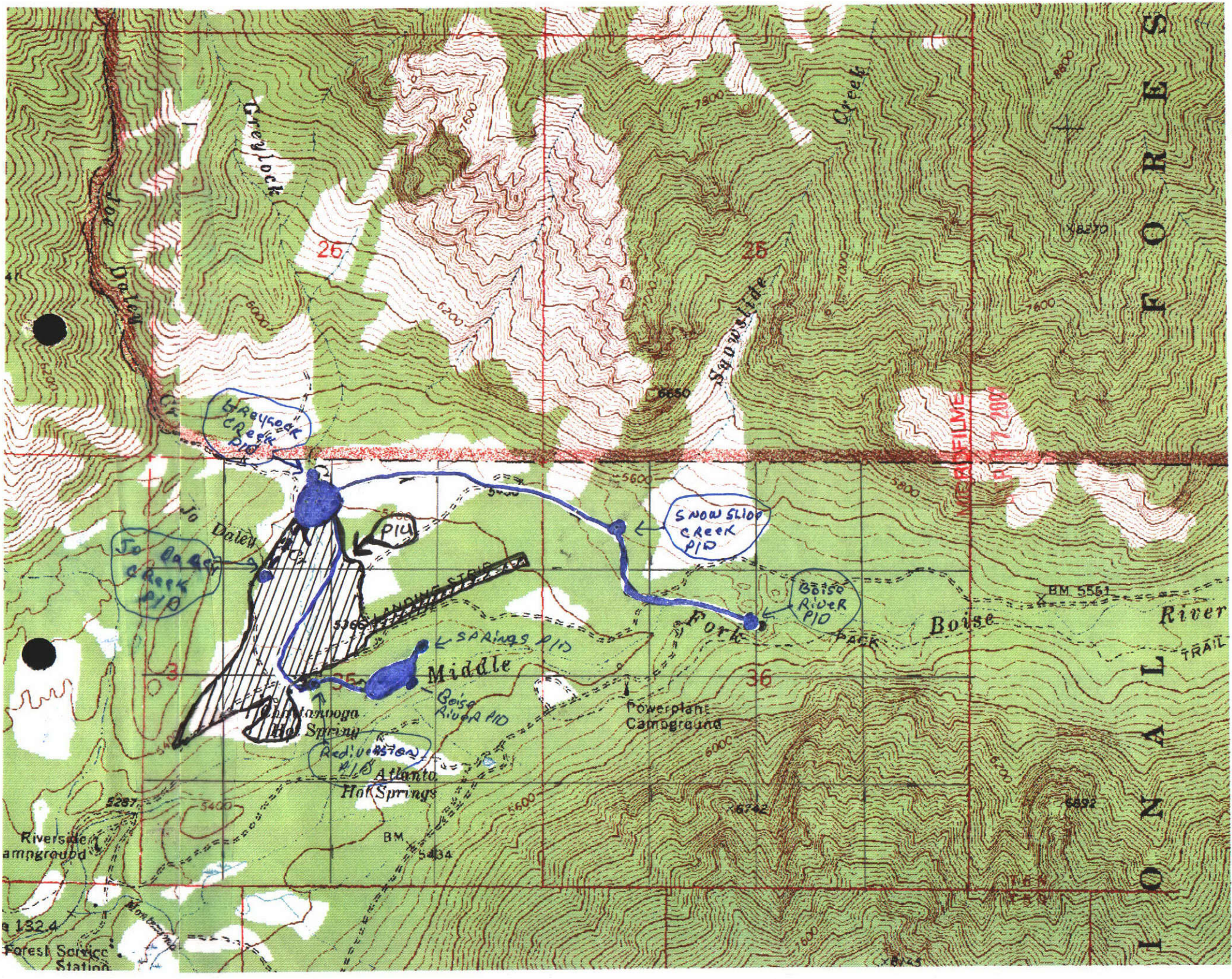
Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 3609	GREENE TREE INC.	BOISE RIVER	06N11E35			5					15	6					20			46
Right	63 3609	GREENE TREE INC.	BOISE RIVER	06N11E35														20	26		46
Permit	63 2532	ALVA D GREENE	GREYLOCK CREEK	06N11E35		X	X		X		X	X	X	X	X						0
Right	63 2532	ALVA D GREENE	GREYLOCK CREEK	06N11E35	1.2	0.8	12.7	1.9	0.8		1.6	33.5	12.9	5.1							70.5
Claim	63 7866	GREENE TREE INC.	GREYLOCK CREEK, JOE DALEY CREEK	06N11E35					10			30									40
Permit	63 7866	GREENE TREE INC.	GREYLOCK CREEK, JOE DALEY CREEK	06N11E35					10			30									40
Right	63 7866	GREENE TREE INC.	GREYLOCK CREEK, JOE DALEY CREEK	06N11E35	1.2	0.8	12.7	1.9	0.8		1.6	33.5	12.9	5.1							70.5
Claim	63 2532	GREENE TREE INC.	GREYLOCK CREEK, SNOWSLIDE CREEK	06N11E35			35					30	20		5						80

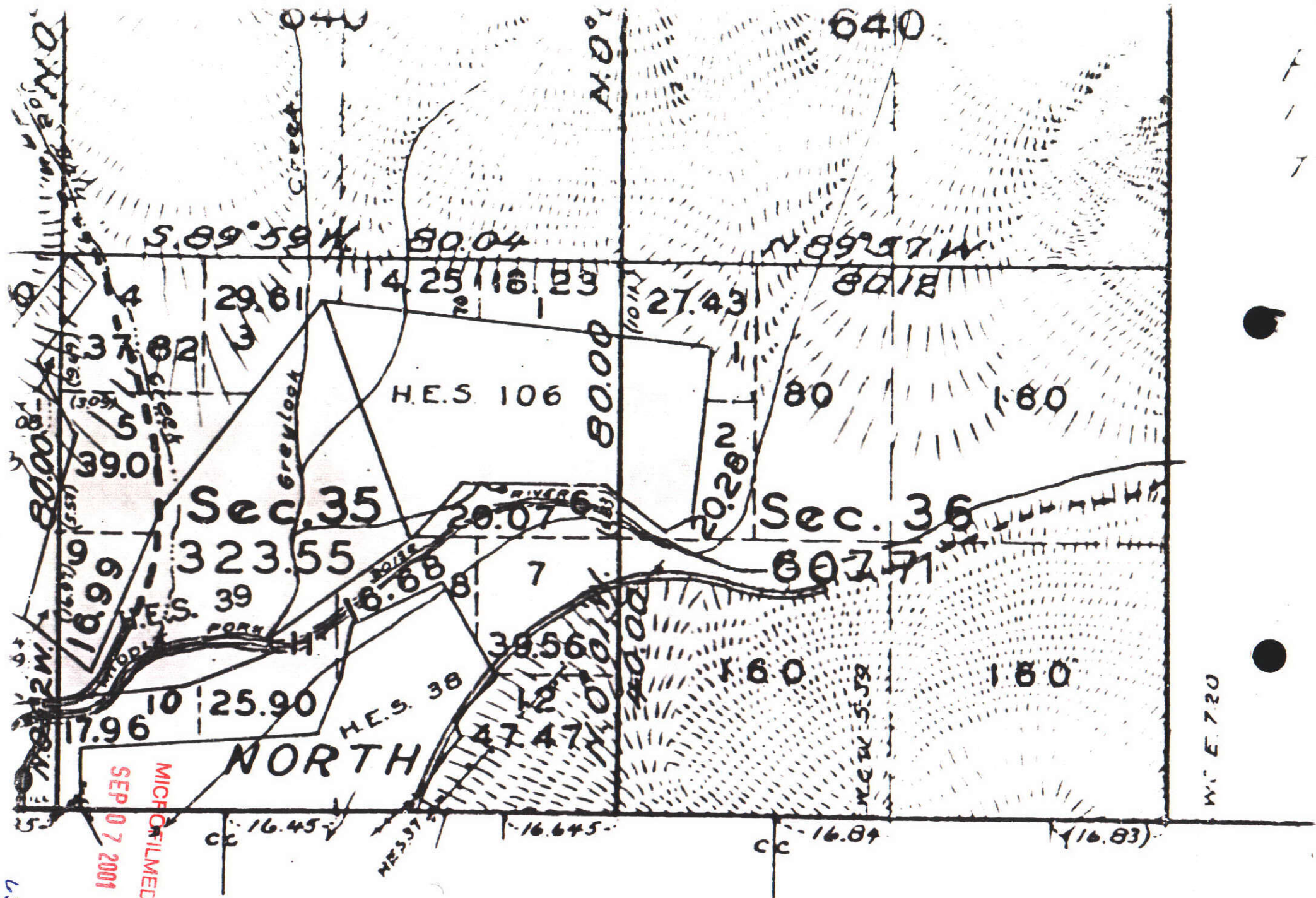
7/25/01

Idaho Dept. of Water Resources
Place of Use Comparison Report

Page 1

[illegible]





Sec. 2

Sec. 1

43-07860

SECTION 35 T6N R11E

SECTION 36 T6N R11E

63-07866

H.E.S. 39
NENW
.8 ACRES

H.E.S. 39
NWNE
.8 ACRES

H.E.S. 106
NENE
1.2 ACRES

H.E.S. 106
NWNW
1.57 ACRES

H.E.S. 39 &
H.E.S. 106
SWNW
12.7 ACRES

H.E.S. 106
SENE
1.9 ACRES

H.E.S. 39
SWNW
1.6 ACRES

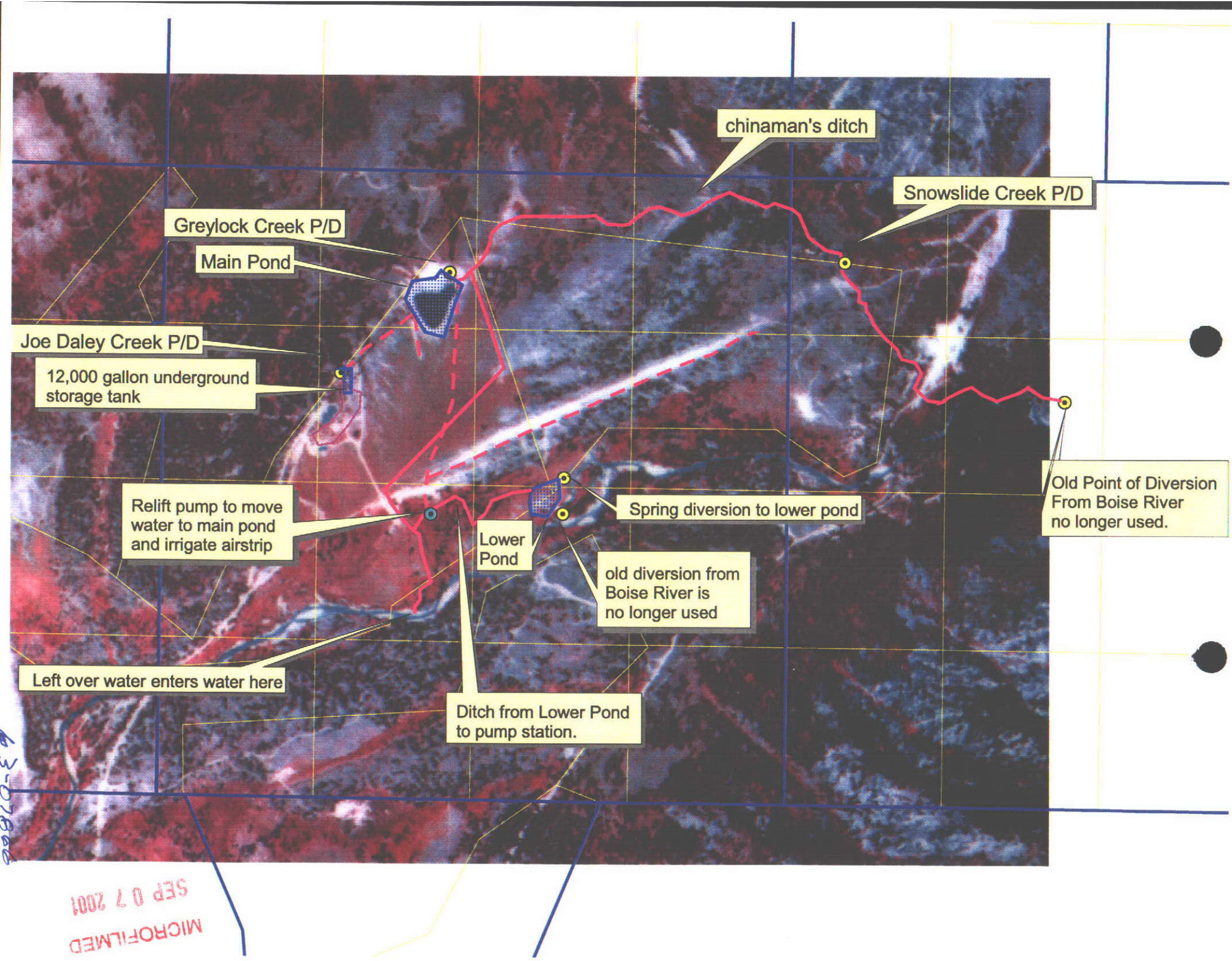
H.E.S. 39
SENE
33.5 ACRES

H.E.S. 39
NESW
12.9 ACRES

H.E.S. 39
NWSW
5.1 ACRES

PERMIT 63-07866
TOTAL ACRES IRRIGATED IS
APPROXIMATELY 72.1 ACRES.
THIS PERMIT IS LIMITED TO 40 ACRES
WITHIN THE PERMISSIBLE PLACE
OF USE OF 72.1 ACRES

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SEP 07 2009



chinaman's ditch

Snowslide Creek P/D

Greylock Creek P/D

Main Pond

Joe Daley Creek P/D

12,000 gallon underground
storage tank

Relift pump to move
water to main pond
and irrigate airstrip

Spring diversion to lower pond

Lower
Pond

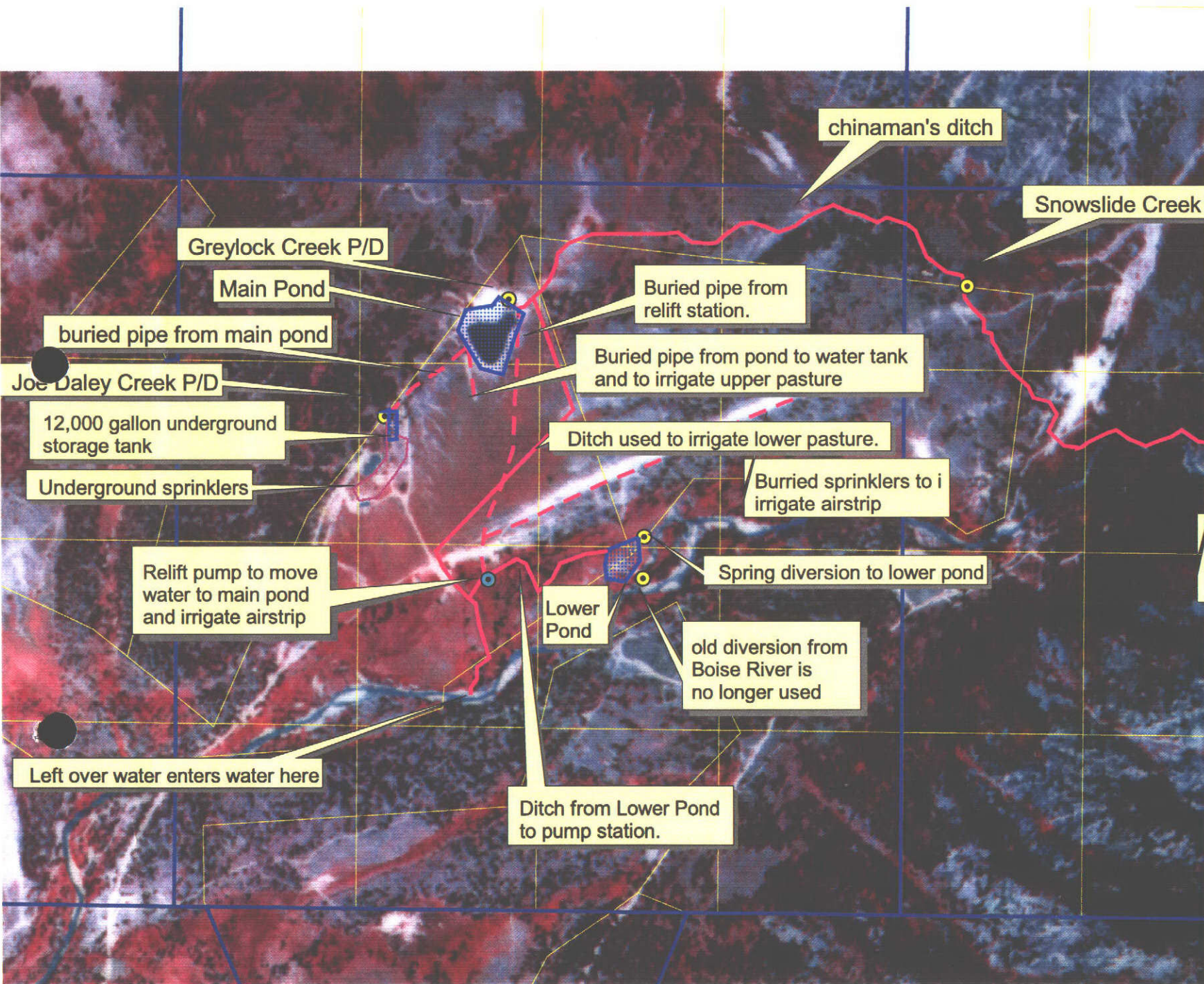
old diversion from
Boise River is
no longer used

Old Point of Diversion
From Boise River
no longer used.

Left over water enters water here

Ditch from Lower Pond
to pump station.

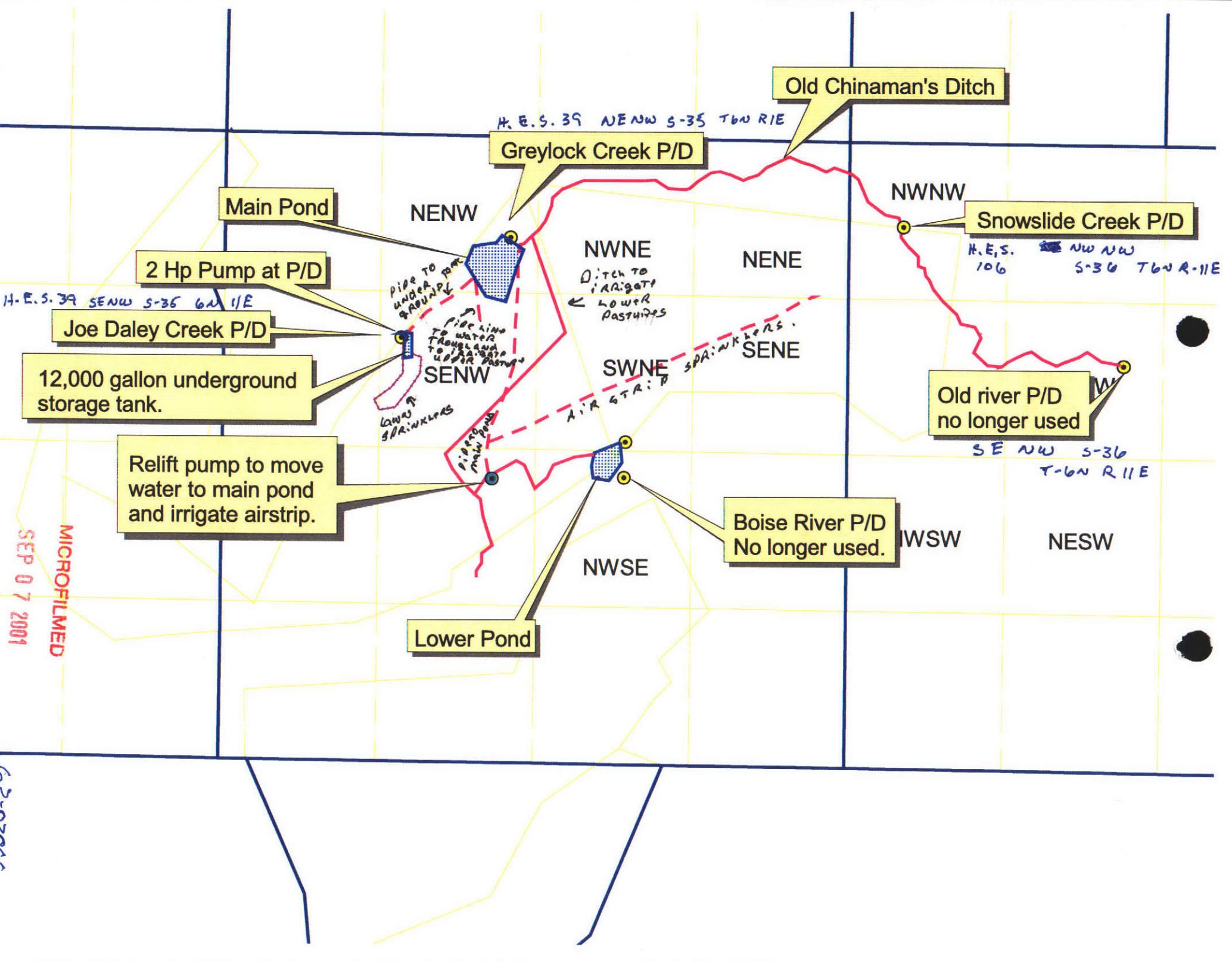
MICROFILMED
SEP 07 2001



MICROFILMED

SEP 07 2001

63-07866



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SEP 07 2001

63-07866

FROM MIKE STUBBLEFIELD

DATE 10/14/82

TO FILE NO. D63-7865

SUBJECT GREENTREE DAM

I inspected the small dam which has been recently constructed near Atlanta by Mr Greene. The dam has the following dimensions:

CREST LENGTH $\approx$ 1000 FTMAX POND DEPTH $\approx$ 6 FTCREST WIDTH - $\pm$ 13 FTSURFACE AREA $\approx$ 5 ACUPST SLOPE - $\approx$ 50%

CAPACITY 10-15 AC-FT

DOWNST SLOPE - $\approx$ 30%

RESERVOIR IS OFFSTREAM WITH WATER COMING FROM GRAYLOCK CREEK

DAM HT (ST) - $\pm$ 8 FTDAM IS FINISHED EXCEPT FOR CLEANUP
OUTLET IS NEAR COMPLETION AND THEY
HAVE YET TO BUILD DIVERSION STRUCTUREDAM HT (HYD) - $\pm$ 6 FT

DAM IS TOO SMALL FOR OUR JURISDICTION AND SHOULD BE REMOVED

SEVERAL PICTURES WERE TAKEN.

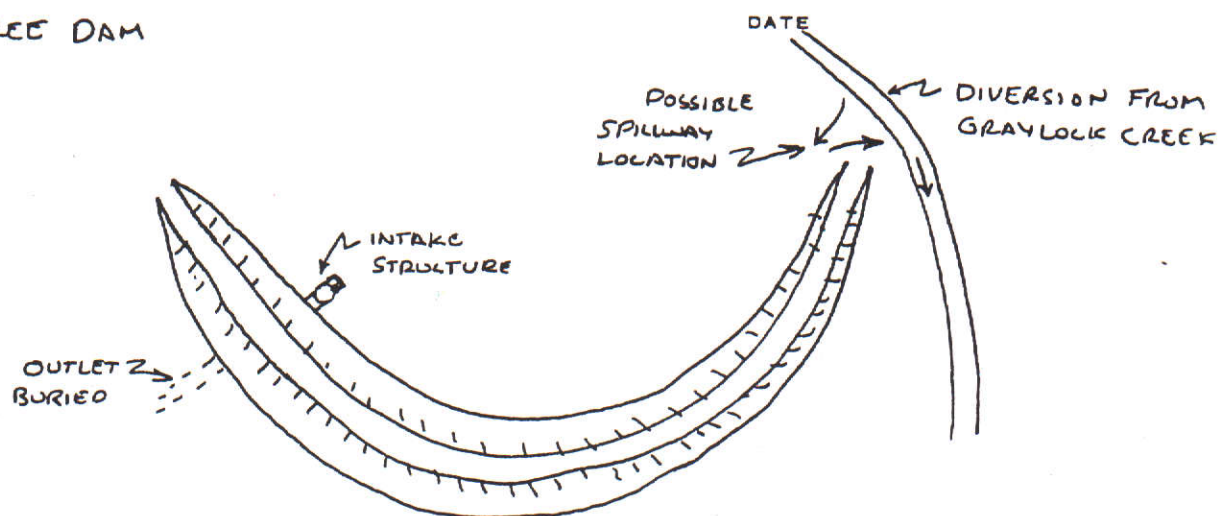
SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM GREENTREE DAM

TO

SUBJECT



LOCATED IN NW 1/4 SEC 35 6N-11E

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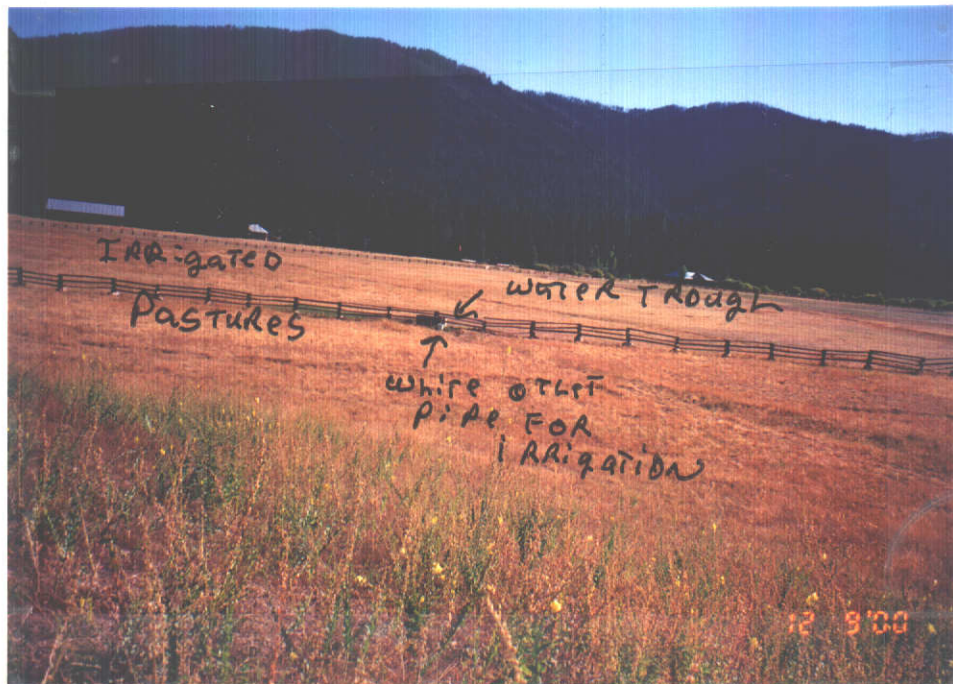
63-07866

SIGNATURE



PHOTOGRAPHER AND DATE OF PHOTOS DAN 9-12-00

FILE NO. 63-07866



This is the ~~B~~ Place of use
FOR this permit

MICROFILMED
SEP 07 2001

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. 63 - 7866



PHOTO'S OF THE OLD PID FOR THE
CHINAMAN'S DITCH FROM THE MIDDLE FORK
OF THE BOISE RIVER.



MICROFILMED

SEP 07 2001

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. 63-07866



These are
photo's
of the
PID at
Joe Daley
Creek and
the Pump
House
for the
lawn
around
the Lodge.



MICROFILMED

SEP 07 2001

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. 63-07866



SEP 07 2000

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS

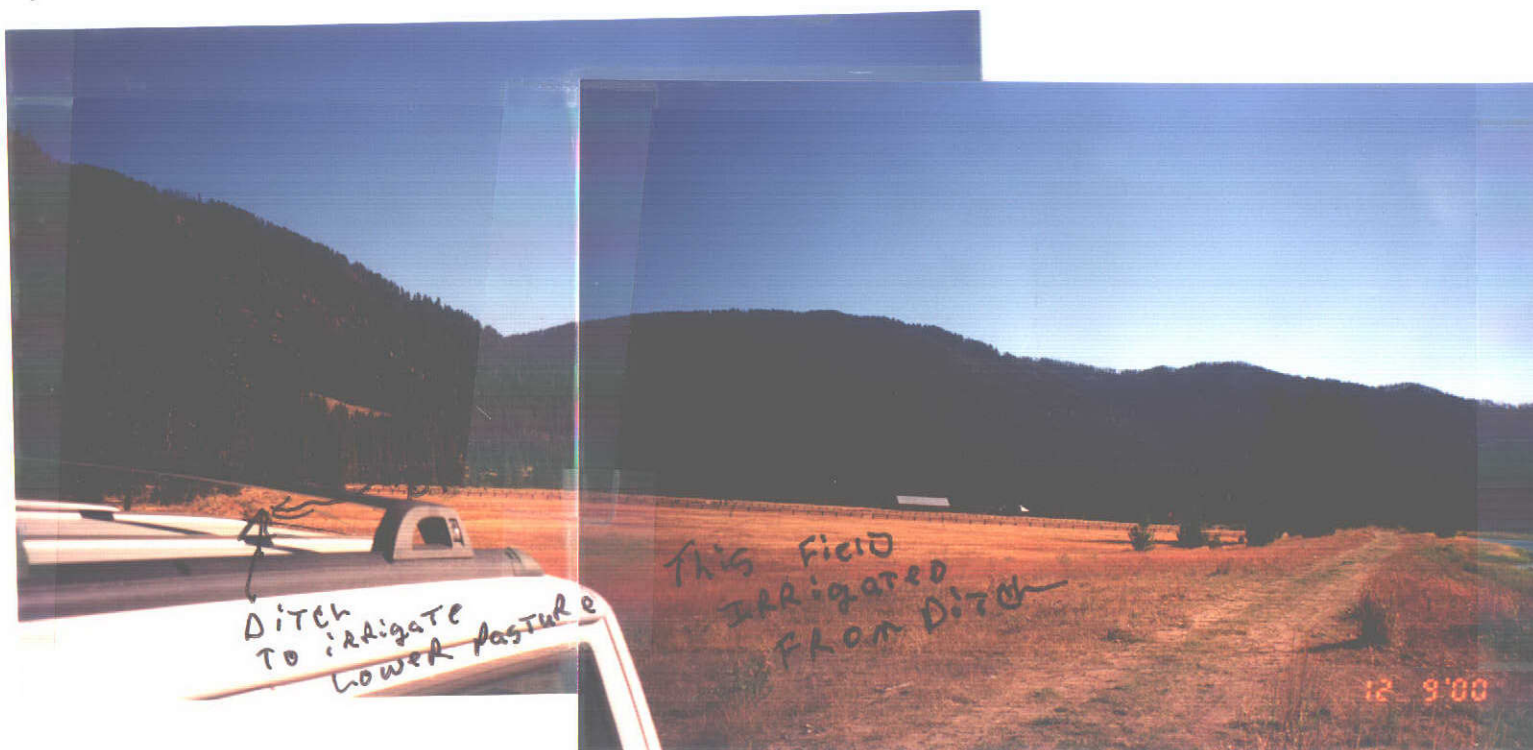
AN NELSON

9-12-00

FILE NO. AND LEGAL DESCR.

63- 07866

63-07866



MICROFILMED
SEP 07 2009

Place OF use FOR permit.



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. AND LEGAL DESCR. 63- 07866

63-07866

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SEP 07 2001



Cherry Creek D/D

PHOTO OF POND

63-7866

↓ LODGE

← LOOK E

← GREY LOCK
CREEK
PID

→ OVERFLOW
DIVERSION
CHANNEL

Chinaman's
Ditch



View SSW TOWARD AT-TUTT from POINT of DIVERSION.

↑
GREY LOCK
CREEK

←



View NNE toward
POINT of DIVERSION.

↑

overturn to field

MICROFILMED NEAR LODGE.

SEP 07 2001

63-07866



DIVERSION VALVE AT BASE OF DAM.
 CONTROL LEVER MAY DIVERT WATER TO HAY/PASTURE FIELD BELOW OR
 TO POND IN FRONT OF LODGE.



RISER AT EDGE OF PASTURE.

FIELD IS FLOOD IRRIGATED IF NECESSARY.

WORK ON RISER CONTROL VALVE WAS REASON FOR
 EXCAVATION.

RECEIVED

SEP 27 2001
 63-07866

63-7866



Brown
IRRIGATION
← Pump
House

↑ OUTLET TO POND IN front of LODGE



63-07866

GENERAL AREA PHOTO FOR PLACE of USE.

63-7866



LOOKING NE AT STMAAC RESERVOIR.
OUTLET CONTROL PIPE

6/17/87

MICROFILMED

SEP 07 2001

6307866

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-7866

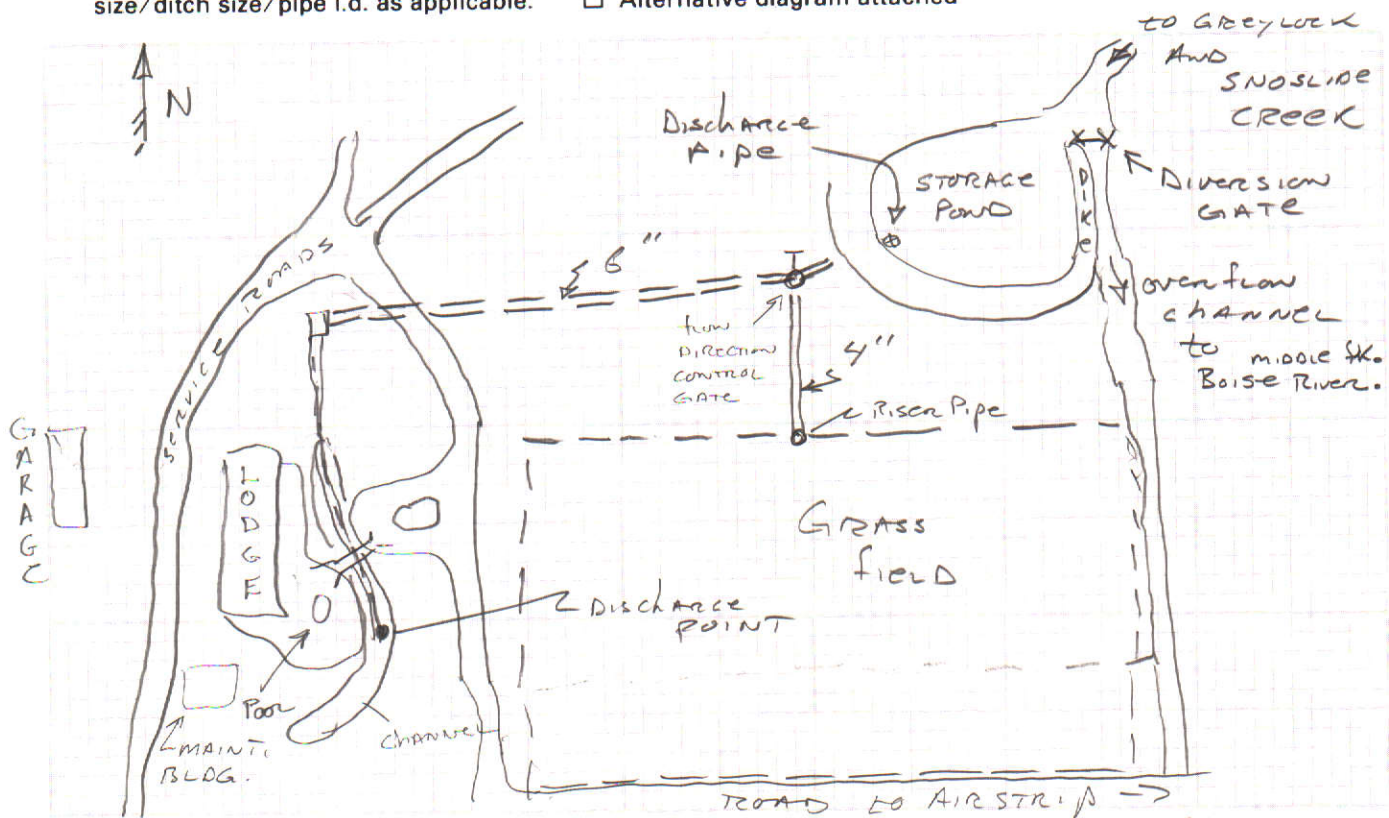
1. Owner: GREENE TREE INCORPORATED Phone No. 801-466 8317
Current Address: 2554 ELIZABETH ST. #3 SALT LAKE CITY, UTAH 84106
2. Accompanied by: ALVA GREENE AND LLOYD STONE EXAM. DATE: 7/20/88
Address: P.O. Box 114 ATLANTA, ID 83601 Phone No. 864-2172 or 864-2173
Relationship to Permit Holder: OWNER + EMPLOYEE
3. Source: GREYLOCK AND tributary to MIDDLE FORK of
SNOWSLIDE CREEKS Boise River.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3609 - 63-2532 ☒ Copies Attached
2. Other water rights with same point of diversion: 63-2532 ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

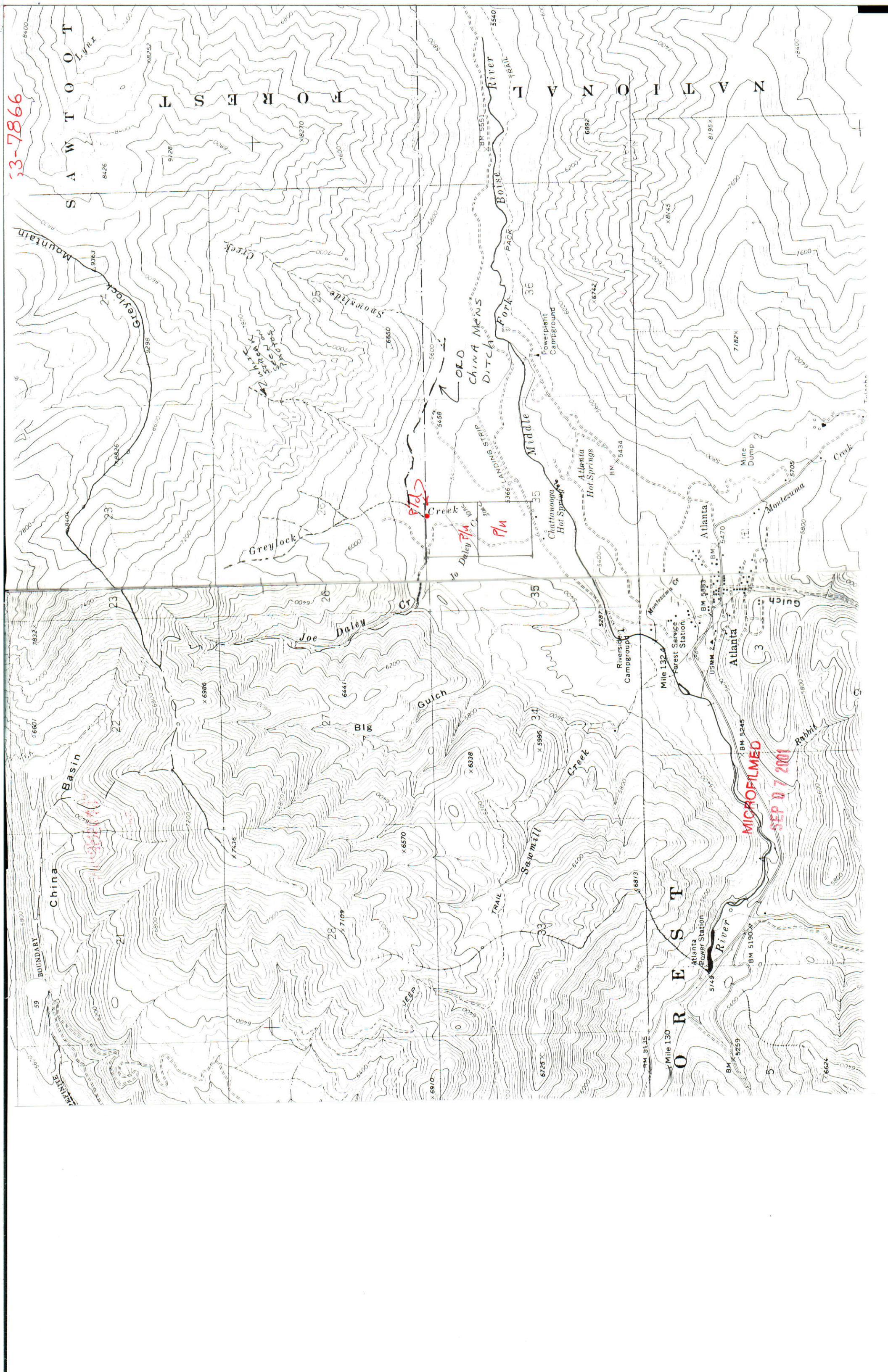
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = No Scale

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

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SEP 07 2001





100-111-100
100-111-100

9-3-79

USDA

100-111-100

100-111-100



MICROFILMED
SEP 9 7 2001

9-3

OFF 2001.3

USDA

014020

11213

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-07866

Priority: September 12, 1973

Maximum Diversion Rate: 0.48 CFS
Maximum Diversion Volume: 235.0 AF

It is hereby certified that GREENE TREE INC
PO BOX 39
ATLANTA ID 83601 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 12, 1973; and has
submitted Proof of Beneficial Use on September 19, 1983. An examination indicates that the works
have a diversion capacity of 4.58 cfs of water from:

SOURCE

GREYLOCK CREEK
JOE DALEY CREEK

Tributary: MIDDLE FORK BOISE RIVER
MIDDLE FORK BOISE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	04/15 to 10/31	0.48 CFS	140.0 AF
IRRIGATION STORAGE	01/01 to 12/31		95.0 AF
IRRIGATION FROM STORAGE	04/15 to 10/31		95.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.30 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GREYLOCK CREEK NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp 06N, Rge 11E, B.M., ELMORE County
JOE DALEY CREEK SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp 06N, Rge 11E, B.M., ELMORE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 11E 35	1.2	.8	12.7	1.9	.8		1.6	33.5	12.9	5.1							70.5
06N 11E 36						1.6											1.6

Total Acres: 72.1

PLACE OF USE: IRRIGATION FROM STORAGE – Same as Irrigation

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Upon specific notification by the Department, the right holder shall install and maintain permanent measuring devices that will provide the watermaster suitable control of the diversions.

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State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-07866

3. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
4. Right 63-02532 is also diverted through the point of diversion located in the NENW, S35, T06N, R11E.
5. Rights 63-02532 and 63-07866 when combined shall not exceed a total diversion rate of 0.30 cfs of water from Greylock Creek.
6. Rights 63-07866 and 63-02532 when combined shall not exceed the irrigation of 72.1 acres.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Place of use also known as H.E.S. 39 and H.E.S. 106

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 31ST day of August, 2001.

Acting for 
KARL J. DREHER
Director

MICROFILMED

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 63-07866

Date of Priority: September 12, 1973

Maximum Diversion Rate: 0.48 CFS
Maximum Diversion Volume: 235.0 AF

Comes now GREENE TREE INC
PO BOX 39

ATLANTA ID 83601 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. 63-07866, and requests that the permit be changed as follows:

Source: GREYLOCK CREEK
JOE DALEY CREEK

Tributary: MIDDLE FORK BOISE RIVER
MIDDLE FORK BOISE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/31	0.48 CFS	140.0 AF
IRRIGATION STORAGE	01/01 to 12/31		95.0 AF
IRRIGATION FROM STORAGE	04/15 to 10/31		95.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.30 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GREYLOCK CREEK NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp 06N, Rge 11E, B.M., ELMORE County
JOE DALEY CREEK SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 35, Twp 06N, Rge 11E, B.M., ELMORE County

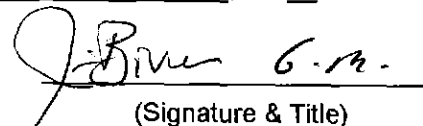
PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N 11E 35	1.2	.8	12.7	1.9	.8		1.6	33.5	12.9	5.1							70.5
06N 11E 36						1.6											1.6

Total Acres: 72.1

PLACE OF USE: IRRIGATION FROM STORAGE – Same as Irrigation

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 this 8th day of August, 2001.


(Signature & Title)

MICROFILMED

SEP 8 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07866

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = 50.00 Received by Mini # 655866 Date 8-29-01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 63-07866 with the following:

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Upon specific notification by the Department, the right holder shall install and maintain permanent measuring devices that will provide the watermaster suitable control of the diversions.
3. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
4. Right 63-02532 is also diverted through the point of diversion located in the NENW, S35, T06N, R11E.
5. Rights 63-02532 and 63-07866 when combined shall not exceed a total diversion rate of 0.30 cfs of water from Greylock Creek.
6. Rights 63-07866 and 63-02532 when combined shall not exceed the irrigation of 72.1 acres.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Place of use also known as H.E.S. 39 and H.E.S. 106

Witness my hand this 31st day of August, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED

SEP 07 2001

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT	)	ORDER CHANGING CONDITION
NO. 63-07866 IN THE NAME OF	)	REQUIRING MEASURING DEVICE
GREENE TREE INC	)	
_____	)	

This matter having come before the Department of Water Resources (Department) as a petition to remove measuring device requirement, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On October 15, 1973, the Department issued Permit 63-07866 (permit) to Greene Tree Inc. (permit holder) with a condition of approval requiring the installation and maintenance of measuring devices at the point of diversion and the point of effluent discharge before any diversion of water under the permit.
2. On July 30, 2001, the Department received a request from the permit holder to remove the measuring device requirement.
3. Installation of the measuring devices is not necessary at this time.

CONCLUSIONS OF LAW

1. Beneficial Use Examination Rule 35.02.d. (IDAPA 37.03.02.35.02.d.) provides for the waiver of a measuring device requirement by the Department.

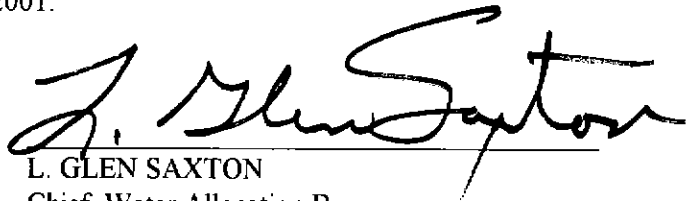
ORDER

IT IS THEREFORE HEREBY ORDERED as follows:

The condition of approval requiring the installation of measuring devices as part of the diversion works for the permit is **MODIFIED** as follows:

Upon specific notification by the Department, the right holder shall install and maintain permanent measuring devices that will provide the watermaster suitable control of the diversions.

Dated this 31st day of July, 2001.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED

SEP 11 2001

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 63-7866

Name(s) of Permit Holder: Greene Tree Inc.

Post Office Address: P.O. Box 114

Atlanta, ID 83601 Tel. No. Boise 336-1016

Source of Water: Joe Daley Creek and Greylock Creek

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 10 (acres)
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☒ No
 Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

Carl L. Myers
 for Alva Greene
 Signature of Permit Holder

9-16-83
 Date

Carl L. Myers, P. E.
750 Warm Springs Avenue
Boise, Idaho 83702

PLACE
13 CENT
STAMP
HERE

RECEIVED



SEP 19 1983 IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

RECEIVED
AUG 30 1978

Department of Water Resources

Greene Tree Inc. of Box 114, Atlanta, Id 83601
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to appropriate the Public Waters of the State of Idaho No. 63-7866.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before October 1, 19 78.

That he has heretofore performed the following work described under said permit:

Constructed the dam and holding water in it
has applied about 10 acres irrigated.

Costing \$ 500.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: I plan to enlarge the dam, however

I need to test the structure ~~before~~ for permanency
before enlargening it.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to October 1, 19 83.

x Greene Tree Incorporated
(Signature)
Arvid D. Greene, President

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to October 1, 1983.

Signed this 31st day of August, 19 78.

J. Glen Saxton
Operations Bureau

Identification No. _____

Application No. 63-7866

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 GREENE TREE, INCORPORATED
post office address Box 114, Atlanta, Idaho
2. Source of water supply Joe Daley Creek & Graylock Creek which is a tributary of Middle Fk. Boise River
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 35 Township 6 N.
Range 11 E. B.M. Elmore County; additional points of diversion if any: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M.
- 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 98 A.F. for Storage for Irrigation purpose from Oct. 15 to April 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .48 c.fos for Irrigation purpose from April 15 to Oct. 15 (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. .48 cubic feet per second and/or
b. 98 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 98 A.F. storage reservoir with sprinkler system.
- b. Height of storage dam 18 feet, active reservoir capacity 98 acre feet; total reservoir capacity 98 acre feet, materials used in storage dam: earth fill
Period of year during which storage will occur Oct. 15 to April 15 inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 2000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(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: _____

63 7866

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6 N	11 E	35					10			30									40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. Permit #63-3609 (to be transferred to other lands)

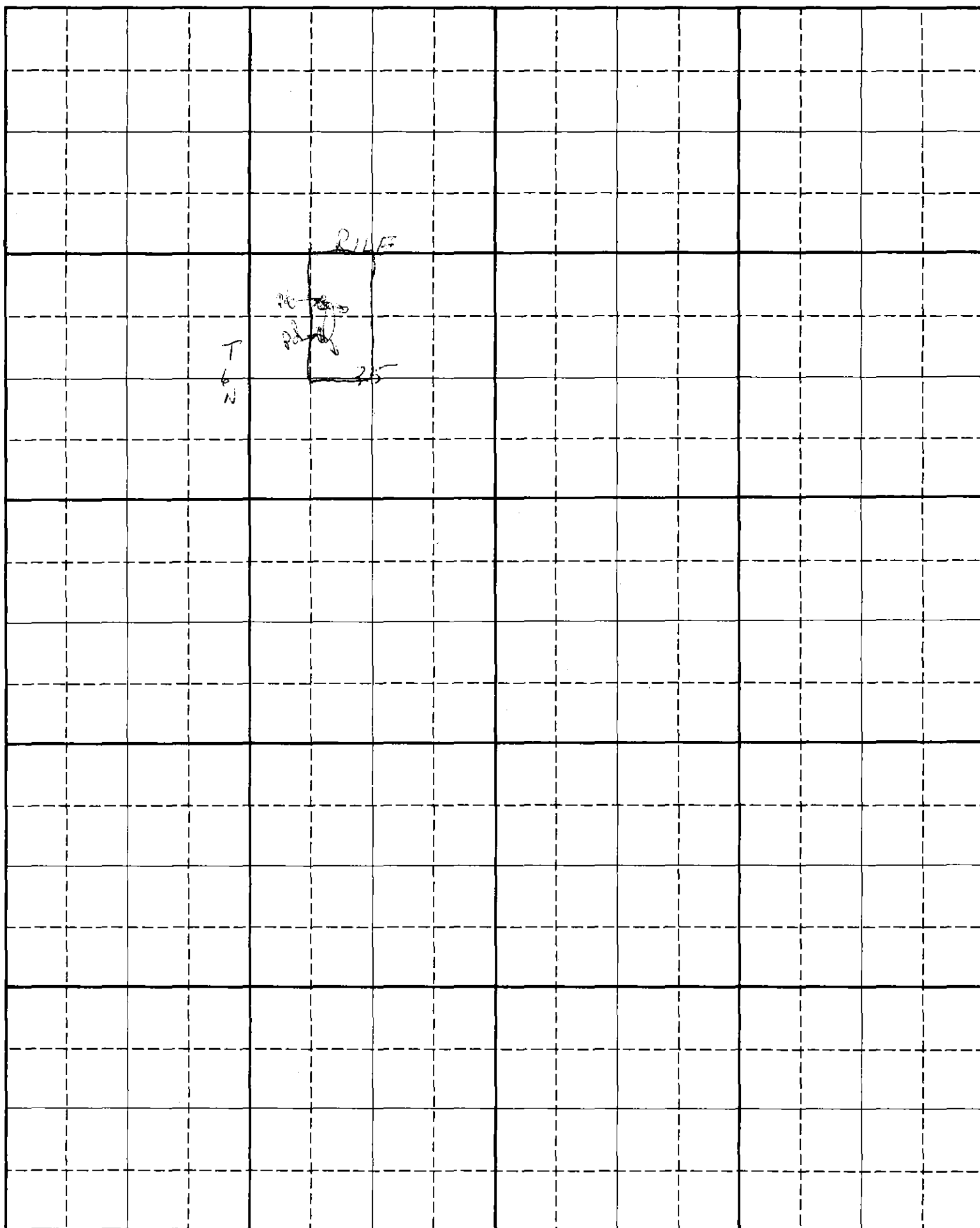
9. a. Who owns the property at the point of diversion Applicant

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 Winter runoff water to be stored.

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.

Greene, Inc. Incorporated
(Applicant)
Alfred B. Greene, President

Received by dy Date 9-12-73 Time 3:30 p.
Preliminary check by _____ Fee \$ 25.00
Receipted by dy Date 9-12-73 Rec. # 12132
Publication prepared by SW Date 9-14-73
Published in MTN. Home News
Publication dates 9-20, 9-27-73
Publication approved SW Date 10-1-73
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 148

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. 63-7866, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, _____, 1978.
- c. Other: Measuring devices of a type approved by this department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge. Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

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

Witness my hand this 15th day of October 1973.

L. Karl Hagg
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	ECB	13 Sept 73	Application No. <u>63 7866</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	ECB	13 Sept	In form to receipt <u>OK</u>
	ECB	13 Sept	Send Copies to: ☐ Idaho State Health Department ☒ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)		N/A	☐ Request Special Use Permit from U.S.F.S. ☒ Request Easement from B.L.M. ☒ Request Information from Applicant <u>application for</u>
(5)	ECB	13 Sept	In form for advertising <u>OK</u> <u>Dam construction</u> <u>see Bill G. ECB</u>
(6)	R.W.H.	10-10-73	Located within Water District No. <u>63</u>
(7)		NA	Critical groundwater area: yes ☐ no ☐
(8)		NA	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: <u>No transfer of 63-3609 to date</u> <u>10-10-73 R.W.H.</u>
(10)	SW	10-1-73	Affidavit of Publication received (date) <u>OK</u>
(11)	R.W.H.	10-10-73	Final date for protests <u>10-9-1973</u> Protests received: yes ☐ no ☐
(12)		NA	Date and Place of hearing _____ Decision reached at hearing _____
(13)	R.W.H.	10-10-73	All requested information received from agencies or applicant yes ☐ no ☒
(14)	R.W.H.	10-10-73	Action recommended: ☒ Approve Priority <u>9-12-1973</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☒ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Western</u>		By <u>Robert W. Hamilton</u> Date <u>10-10-1973</u>

63 7866

RECOMMENDED

CONDITIONS OF APPROVAL

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

☒ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☒ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that GREENE TREE, INCORPORATED Box 114, Atlanta, Idaho has on Sept. 12, 1973 submitted Application No. 63-7866 for a permit to appropriate .48 cubic feet per second/.98 acre feet per annum of water from Joe Daley Creek & Graylock Creek, trib. to Middle Fk. Boise River by means of a storage reservoir with sprinkler system within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M., Elmore County to be used from Oct. 15 to April 15 for storage use and from April 15 to Oct. 15 for the irrigation of 40 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Mountain Home New, P. O. Drawer O, Mountain Home, Idaho on Sept. 20, 1973 and Sept. 27, 1973.

*Ok see
63-78*

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, *Lloyd S. Waters* do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

2..... consecutive weeks, the first publication having been made on the *20*... day of *Sept*....., 19*73*, and the last publication having been made on the *27*..... day of *Sept*..... 19*73*.....; every Thursday issue of the paper

during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Subscribed and sworn to me this *27*..... day of *Sept*....., 19*73*

Lloyd S. Waters
Notary Public

63 7866



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 4, 2001

GREENE TREE INC
PO BOX 39
ATLANTA ID 83601

RE: License No. 63-7866 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a copy of the approved Application for Amendment.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

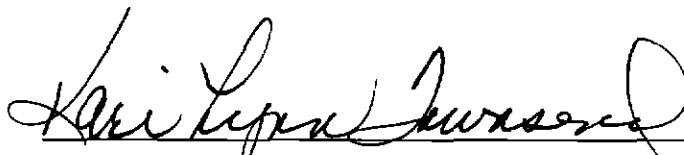
SEP 11 / 2001

CERTIFICATE OF MAILING

I hereby certify that on September 4, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 63-7866

**GREENE TREE INC
PO BOX 39
ATLANTA ID 83601**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

SEP 07 2001

**Pinnacle Peaks
Sawtooth Lodge**
in Greene Valley

RANCH • RESORT • CONFERENCE RETREAT

Jim Bivens
General Manager

PO BOX 39 • ATLANTA, IDAHO 83601 • PHONE / FAX: 208-864-2168
www.pinnaclepeaks.com • EMAIL: GVR98@aol.com

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
SEP 07 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 21, 2001

GREENE TREE INC
PO BOX 39
ATLANTA ID 83601

RE: Water Right Permit 63-07866

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at 208-327-7944.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kay Walker', is written over the printed name.

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

MICROFILMED

SEP 3 / 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 31, 2001

GREENE TREE INC
PO BOX 39
ATLANTA ID 83601

RE: Water Right Permit No. 63-07866

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit:

☒ Place(s) of Use

☒ Other – Add Diversion to Storage Use

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also enclosed, you will find a copy of an "Order Changing Condition Requiring Measuring Device", which you requested in your letter received on July 30, 2001.

If you have any questions, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

MICROFILMED

Enclosures

SEP 17 2001

Memorandum

To: File 63-07866

From: Kay Walker *KW*

RE: Watermaster Contact

Date: July 31, 2001

.....

Lee Sisco, Watermaster of Water District No. 63, called me this morning to discuss the measuring device requirement on this permit. Lee stated that Mr. Bivens had requested that he submit a note to the Department regarding the necessity of measuring devices in the Atlanta area where the water under this permit is diverted. Lee said that he does not currently regulate diversions in the Atlanta area and would not be opposed to removal of the measuring device requirement for this permit as long as he could require the installation in the future if he had need to. I told Lee I had already prepared an Order changing the measuring device requirement and read the proposed condition to him. He was in agreement to the revision of this requirement.

MICROFILMED

SEP 6 7 2001

Kay

PINNACLE PEAKS SAWTOOTH LODGE

#1 Greylock Lane
Atlanta Idaho
83601
(208) 864-2168
(208) 864-2168*51
GVR98@aol.com
www.pinnaclepeaks.com

RECEIVED

JUL 30 2001

Department of Water Resources

RE: Greene Tree Inc./ Permit # 63-07866

July 27, 2001

Kay,

I would like to submit that the restriction that is attached to this permit, i.e. water measuring devices, be eliminated. Reasons for the removal are:

1. We are the only water users off of this source.
2. The Boise Water Master does not regulate in this area.

We understand that if a water shortage were to occur, the possibilities of having to install these devices at a later date would be acceptable.

Thank you for your time in this matter,


Jim Bivens

MICROFILMED

SEP 07 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

July 25, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

GREENE TREE INC
PO BOX 39
ATLANTA ID 83601

RE: Permit No. 63-07866

Gentlemen:

We are in the process of reviewing the above referenced permit for licensing purposes and find that we need more information concerning your irrigation system. In a review of our file, we noticed that you have not complied with a condition of approval on the permit. The condition we are referring to is on the permit as follows:

Measuring devices of a type approved by this department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

We must resolve this issue before the license can be issued. Pursuant to Section 42-219(6), Idaho Code, "if the conditions of approval on a permit are not complied with, IDWR may issue an order voiding the permit or issue a license for only a portion of the use developed under the permit".

There are a couple of options that you can take to resolve this problem. 1) Submit documentation that you complied with the condition after our examiner was out there in September of 2000, 2) Install the measuring devices, as required on the permit, or 3) Request removal of this requirement from the permit and in that request describe why the measuring devices are not necessary.

Please provide information in regard to compliance with the condition on this permit within thirty (30) days of the date of this letter. We cannot complete the licensing of the permit until we have received the requested information.

If you have any questions, please feel free to contact me at (208) 327-7944.

Sincerely,


KAY WALKER
Sr. Water Resource Agent

KW:klt

MICROFILMED

SEP 07 2001

LICENSE REVIEW CHECKLIST

Permit No 63-078666

Date: 7-24-01

Reviewer: Kay Walker

Change/OK

Name/Address

change address per exam

Source

ok
ok

Does change clarify original intended source? If no, void permit.

Point of Diversion:

Change (P39/P49) Add (P45/P44)

Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

change

Change (P41/P49) Add (P41/P44)

Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

63-02532, 63-03609 (claim over)

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.48/98 AF cfs

Fee Limit 1.0 cfs

Measured _____ cfs

Theoretical _____ cfs

Recommended Total Diversion Rate

0.48 - Joe Daley Ck.
0.30 - Keylock

95 AF for storage - Keylock
0.30 cfs Div to Storage

Season of Use per new Standards

4-15 10-31

Water Uses

add Change (P46)

Div. to Stor.

Irrigation 0.48 cfs 140. af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

Irr Stor _____ cfs 95. af

Irr from Stor _____ cfs 95. af

Total _____ cfs _____ af

Div. to Stor 0.30 cfs

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp - Gw (WB7/065/104)

overlap spec combined rts (W35)

1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fish (077)

Water Quality (081/R07)

Payette - (W22/047/127A)

Stockwater for US (R37)

Volume Determination

0.48 cfs x 1.9835 x 200 days = 190.4 af (vs) 40 acres x 3.5 (FHR) = 140.0 af
2.5 (con)

Remarks:

W27 (40 ac)

Additional Conditions

63 Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R35 - remove 051)

Non-trust (048/049)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? _____

yes

If yes, explain why below.

no

SRBA Claim?

yes - pending

Adjust memo _____

Amend Letters

P87, S06

Second Amendment Notice

P49

S06

*WR record shows
no O.L.*

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 2608	GREENE TREE INC.	BOISE RIVER	06N11E35			5						15	5				20			45
Right	63 2608	GREENE TREE INC.	BOISE RIVER	06N11E35														30	20		50
Right	63 2632	ALVA D GREENE,	GREYLOCK CREEK	06N11E35	1.2	0.8	12.7	1.0	0.8		1.8	33.5	12.9	5.1							78.5
Claim	63 7886	GREENE TREE INC.	GREYLOCK CREEK, JOE DALEY CREEK	06N11E35					10				30								40
Right	63 7886	GREENE TREE INC.	GREYLOCK CREEK, JOE DALEY CREEK	06N11E35					10				30								40
Right	63 7886	GREENE TREE INC.	GREYLOCK CREEK, JOE DALEY CREEK	06N11E35	1.2	0.8	12.7	1.0	0.8		1.8	33.5	12.9	5.1							78.5
Claim	63 2632	GREENE TREE INC.	GREYLOCK CREEK, SNOWSLIDE CREEK	06N11E35			35						30	20	5						40

7/25/01

Idaho Dept. of Water Resources
Place of Use Comparison Report

Page 1

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 17 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-07866

1. Owner: GREENE TREE INC. Phone No. (208) 864-2168

Current Address: PO BOX 39 ATLANTA, ID 83601

2. Accompanied by: ALVA GREENE & LLOYD STONE ('1988 EXAM) JIM BIVENS (2000 EXAM)

EXAM DATE : 7/20/1988 & 9/12/2000

Address: (1988 EXAM = PO BOX 114 ATLANTA, ID 83601) (2000 EXAM = SAME AS CURRENT ADDRESS)

Phone No. (1988 EXAM = 864-2172 & 8642173) (2000 EXAM = (208) 864-2170)

Relationship to Permit Holder: RESORT MANAGER

3. Source: GREYLOCK CREEK AND JOE DALEY CREEK tributary to BOISE RIVER, MIDDLE FORK

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-02532, 63-03609, 63-07891, 63-09683, AND 63-09684

2. Other water rights with the same point of diversion: 63-02532

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
GREYLOCK P/D	H.E.S. 39		NE	NW	35	06N	11E	ELMORE	GIS NAPP AERIAL PHOTOGRAPHY VISUAL INSPECTION AND GPS
JOE DALEY P/D	H.E.S. 39		SE	NW	35	06N	11E	ELMORE	GIS NAPP AERIAL PHOTOGRAPHY VISUAL INSPECTION AND GPS

2. Place(s) of Use:

Indicate Method of Determination SAME AS POINT OF DIVERSION

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	11E	35	1.2 HES 106	.8 HES 39	12.7 HES 39	1.9 HES 106	.8 HES 39		1.6 HES 39	33.5 HES 39	12.9 HES 39	5.1 HES 39							70.5 ACRES
		36						1.6 HES 106											1.6 ACRES
																			TOTAL ACRES
																			72.1

PLEASE NOTE: This permit is for 40 acres within the above described permissible place of use of 72.1 acres.

63-07866

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/pipe i.d. as applicable. size/c

SEE ATTACHED SHEET.

YES Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

YES Aerial Photo Attached (required for irrigation of 10+ acres).

YES Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
DAILY CREEK P/D		2 Hp			
RELIFT PUMP		10 Hp			

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
AQUA CALC AND PYGMY METER	PYGMY METER	AQUA CALC	5000	1046	N/A	N/A
MANNINGS FORMULA	N/A	N/A	N/A	N/A	N/A	N/A

2. **Measurements:** A flow measurement was made on Greylock Creek using the AquaCalc digitizer and a pygmy meter. The Chinamen's Ditch and Joe Daley Creek did not have water in them so a Manning's theoretical calculation was used to calculate the maximum flow. Greylock Creek looked to be flowing at maximum capacity, but could possibly have a higher flow during the spring runoff. However, this flow would probably overflow the banks and would not be measurable.

E. NARRATIVE/REMARKS/COMMENTS

This permit was field examined in 1988 by Randall Pfaff. However, Mr. Pfaff did not mention Joe Daley Creek that was listed on the permit and added Snowslide Creek as a point of diversion. Since we can not add new sources of water through a licensing amendment, I disregarded Mr. Pfaff's field exam and re-examined the permit.

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63-07866

2000 FIELD EXAM NARRATIVE/ REMARKS/COMMENTS

On 9/12/2000 Ron Howerton and I performed a second field exam on this permit. During this field exam Mr. Howerton gave input regarding how the Snake River Basin Adjudication (SRBA) would view the claims associated with this permit. This information was valuable in reviewing the overlapping water rights for the Place of Use. Mr. Howerton also worked with me to gather the data needed for the Mannings equations used on the Chinamen's ditch and Joe Daley Creek.

There are multiple sources of water that contribute to the irrigation of the lands described and the maintenance of the pond for this permit.

The first source of water for this pond is the Chinamen's ditch listed under water right 63-03609. Mr. Howerton and I calculated the maximum flow rate of this ditch at 5.21 cfs. This ditch originally was a ditch diverted from the Middle Fork of the Boise River. However, this diversion has not been used in some time and looks to be abandoned. This ditch does still supply water for irrigation through the pond from Snowslide Creek and other runoff from the nearby mountains. This ditch has always been used as catch basin for Snowslide Creek and the other runoff streams, resulting in an accomplished transfer on 63-03609.

The second source of water for the pond and the irrigation is Greylock Creek. This creek enters the pond on the north end of the pond. This creek is the main water supply for the pond.

The third source of water for the irrigation is Joe Daley Creek. This Creek does not enter the pond directly, but can be routed to the pond in a round about way. Joe Daley Creek is the main source of irrigation for the lawn area around the main lodge. A 12,000 underground vault is used to capture water from Joe Daley Creek to irrigate the lawn. A buried pipeline from the main pond also feeds the underground vault to ensure there is enough irrigation water for the lawn area.

The fourth source of water for irrigation is the lower pond. The lower pond is fed by springs. The water from this pond is run through a ditch to a re-lift station that pumps water to irrigate the airstrip or it can send water up to the main pond. Waste water from the ditches used to irrigate the pastures and water from Joe Daley Creek can also be diverted into the this re-lift station. This ties the entire system together and most of the water can be reused if necessary.

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63-07860

The Irrigation system consists of a main ditch that runs from the point where the Chinamen's Ditch enters the main pond down to the field's edge to the middle of the field and then runs diagonally across the field to the southwest corner. After the ditch crosses under the road, it runs south to the re-lift station or continues onto the river and irrigates the lower meadow. There is also an 8" outlet in the pond that sends water to a horse trough just south of the pond. The water at this point can be run into the horse trough or overflowed into the upper pasture to irrigate the upper pasture. The outlet to the pond also has a buried mainline that runs to the 12,000-gallon tank at the Joe Daley Creek P/D. The water from the 12,000-gallon storage tank is pumped out by a 2 Hp pump to the sprinkler system for the lawn around the main lodge. Any overflow of the tanks or Joe Daley Creek is run down a ditch under the road to the other re-lift station. The lower re-lift station captures water overflowing from the lower pond by the springs and the other 2 ditches and pumps this water with a 10 Hp submersible pump to the sprinklers on the landing strip or up to the main pond.

The overlap for this permit results in two significant overlapping irrigation rights (63-03609 & 63-2532). Water right 63-03609 should not be a problem, since it lists the Boise River as the source and is the water delivered by the Chinamen's ditch. This ditch is not connected to either of the sources listed on this permit and should not cause a problem. There is no storage component associated with this water right and only can supplement the storage in the main pond during the irrigation season. This is not a problem since the water in the Chinamen's ditch rarely flows past the end of July. Water right 63-02532 does list Greylock Creek as a source, but this permit does not have a storage component, so this permit can list Greylock Creek as a source for the storage components only. There are no water rights listing Joe Daley Creek as a source, this allows us to keep the irrigation component for this water right by limiting it to only the natural flow from Joe Daley Creek. This permit should limit Greylock Creek to the storage components and Greylock Creek should be the only source allowed for Diversion to Storage. The other water rights that overlap this permit are for domestic use or heating and do not affect this permit. The remaining overlapping rights are for domestic and heating uses involving the lodge and do not impact the irrigation components of this right.

RECOMMENDATIONS:

1.) I recommend that the irrigation component of this permit be limited to 0.48-cfs diversion rate and 140-afa annual volume. The source for the irrigation component is Joe Daley Creek and should not include Greylock Creek. Greylock Creek already has an irrigation right under permit 63-02532.

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SEP 9 7 2011

63-07866

2.) I recommend that a diversion to storage component be added to this permit for the water being diverted from Greylock Creek into the storage pond. The diversion to storage component should be limited to the amount measured from Greylock Creek of 0.30 cfs.

3.) The irrigation storage component will be limited by the storage capacity of the main pond. The storage capacity for this pond was determined by the Dam Safety division of IDWR for the amount of 95-acre feet.

4.) The irrigation from storage component will be limited by the storage capacity of the main pond of 95-acre feet.

5.) I could not find a storage component in any of the rights for the lower pond. However, it is fed by springs that are not listed on this permit and should not be included in this permit. The owners did file permit 63-09440 for power generation that included this pond for power storage. However, this permit lapsed because the owner's could not get FERC approval. The pond is a result of this permit. Even though this pond is not fed by Boise River water it is fed by springs and the overflow is used for irrigation purposes. The owners should file a water right to use the springs for irrigation, but I do not think that pond requires a water right since it is incidental pond from the development of the lapsed permit.

6.) The water from the Chinamen's Ditch is associated with water right 63-03609. An accomplished transfer should be recognized for this right in the SRBA to include Snowslide Creek as a source and possibly removing the Boise River diversion since it has not been used in some time.

Have conditions of permit approval been met? ___ yes ☒ no *

* No measurement devices have been installed for either the inflow or outflow of the pond or any of the creek diversions.

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63-07860

F. FLOW CALCULATIONSYES Additional Computation Sheets Attached

Measured Method:

Greylock Creek diversion rate = 0.30 cfs

Joe Daley Creek diversion rate = 4.28 cfs

Chinamen's Ditch diversion rate = 5.21 cfs

The diversion to storage component for this right should be limited to the diversion rate of Greylock Creek or 0.30 cfs. The irrigation component of this right should be limited to Joe Daley Creek, since Greylock Creek has a full irrigation right already on this Creek. The maximum allowable diversion rate or what was requested on the permit will limit the irrigation component.

The maximum allowable diversion rate is 0.80 cfs or .02 cfs per acre for 40 acres, which is greater than the permitted amount of 0.48 cfs. Therefore, the diversion rate allowed for irrigation will be 0.48 cfs. The Chinamen's Ditch rate does not affect any of the components of this permit, but was measured for reference.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (40) \times (3.5) = 140 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.48) \times (200) \times (1.9835) = 190 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 140 \text{ afa}$$

B

2. Volume Calculations for Other Uses:

The storage component will be limited to 95 afa. Please see Dam Safety Report for Storage Capacity.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>IRRIGATION</u>	<u>04/15</u>	<u>10/31</u>	<u>0.48 CFS</u>	<u>140 AFA</u>
<u>DIVERSION TO STORAGE</u>	<u>01/01</u>	<u>12/31</u>	<u>0.30 CFS</u>	<u> </u>
<u>IRRIGATION STORAGE</u>	<u>01/01</u>	<u>12/31</u>	<u> </u>	<u>95 afa</u>
<u>IRRIGATION FROM STORAGE</u>	<u>04/15</u>	<u>10/31</u>	<u> </u>	<u>95 afa</u>
Totals:			<u>0.48 CFS</u>	<u>235 AFA</u>

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

I. AUTHENTICATION

DANIEL A. NELSON – SENIOR AGENT

Field Examiner's Name Daniel A. Nelson Date 9-26-00

Reviewer _____ Date _____

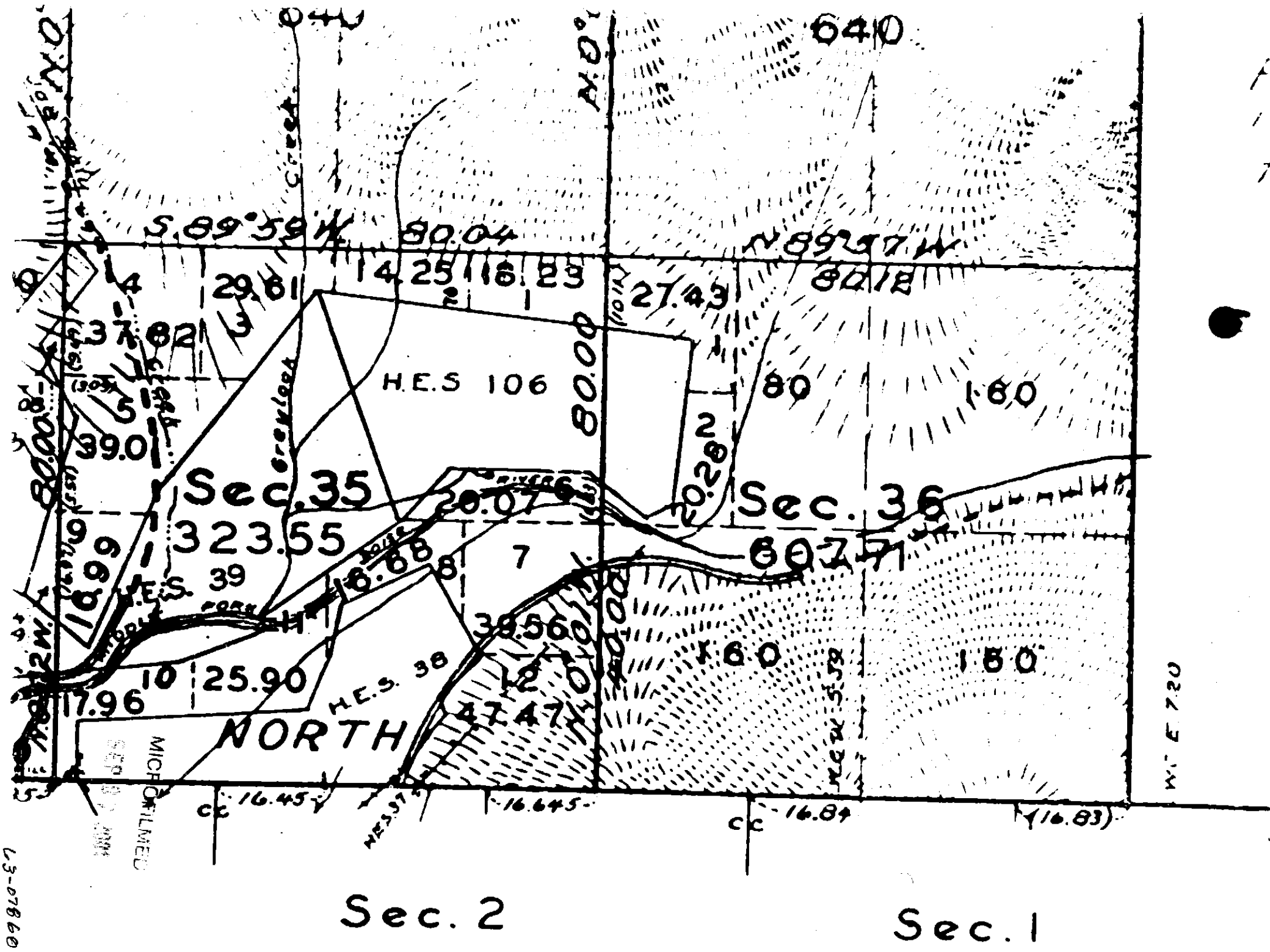
SEAL

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SEP 27 2001

63-07866





63-07866

H.E.S. 39
NENW
.8 ACRES

H.E.S. 39
NWNE
.8 ACRES

H.E.S. 106
NENE
1.2 ACRES

H.E.S. 106
NWNW
1.57 ACRES

H.E.S. 39 &
H.E.S. 106
SWNW
12.7 ACRES

H.E.S. 106
SENE
1.9 ACRES

H.E.S. 39
SESW
33.5 ACRES

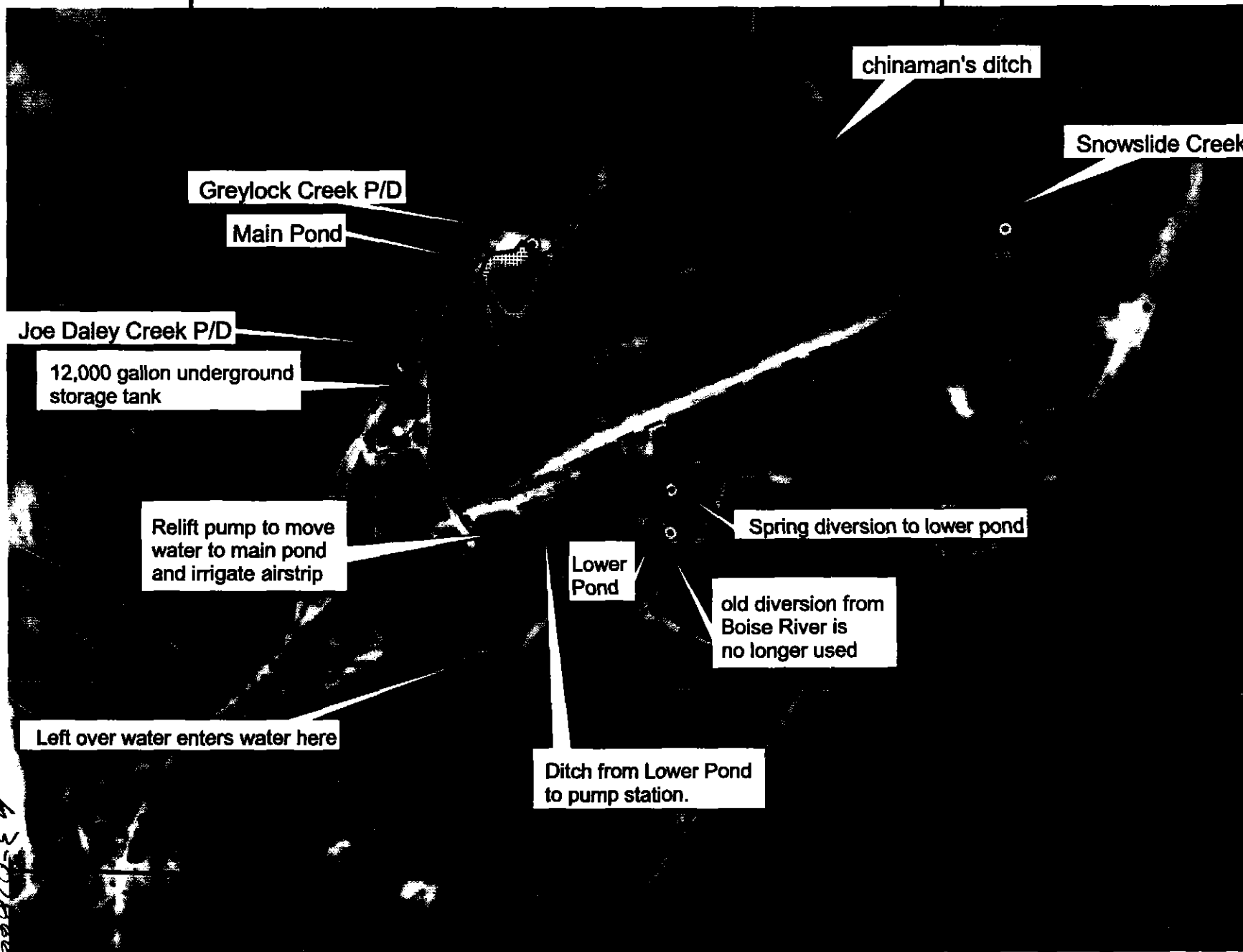
H.E.S. 39
SWNW
1.6 ACRES

H.E.S. 39
NESW
12.9 ACRES

H.E.S. 39
NWSW
5.1 ACRES

PERMIT 63-07866
TOTAL ACRES IRRIGATED IS
APPROXIMATELY 72.1 ACRES.
THIS PERMIT IS LIMITED TO 40 ACRES
WITHIN THE PERMISSIBLE PLACE
OF USE OF 72.1 ACRES

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JUN 17 2004



chinaman's ditch

Snowslide Creek P/D

Greylock Creek P/D

Main Pond

Joe Daley Creek P/D

12,000 gallon underground
storage tank

Relift pump to move
water to main pond
and irrigate airstrip

Left over water enters water here

Lower
Pond

Spring diversion to lower pond

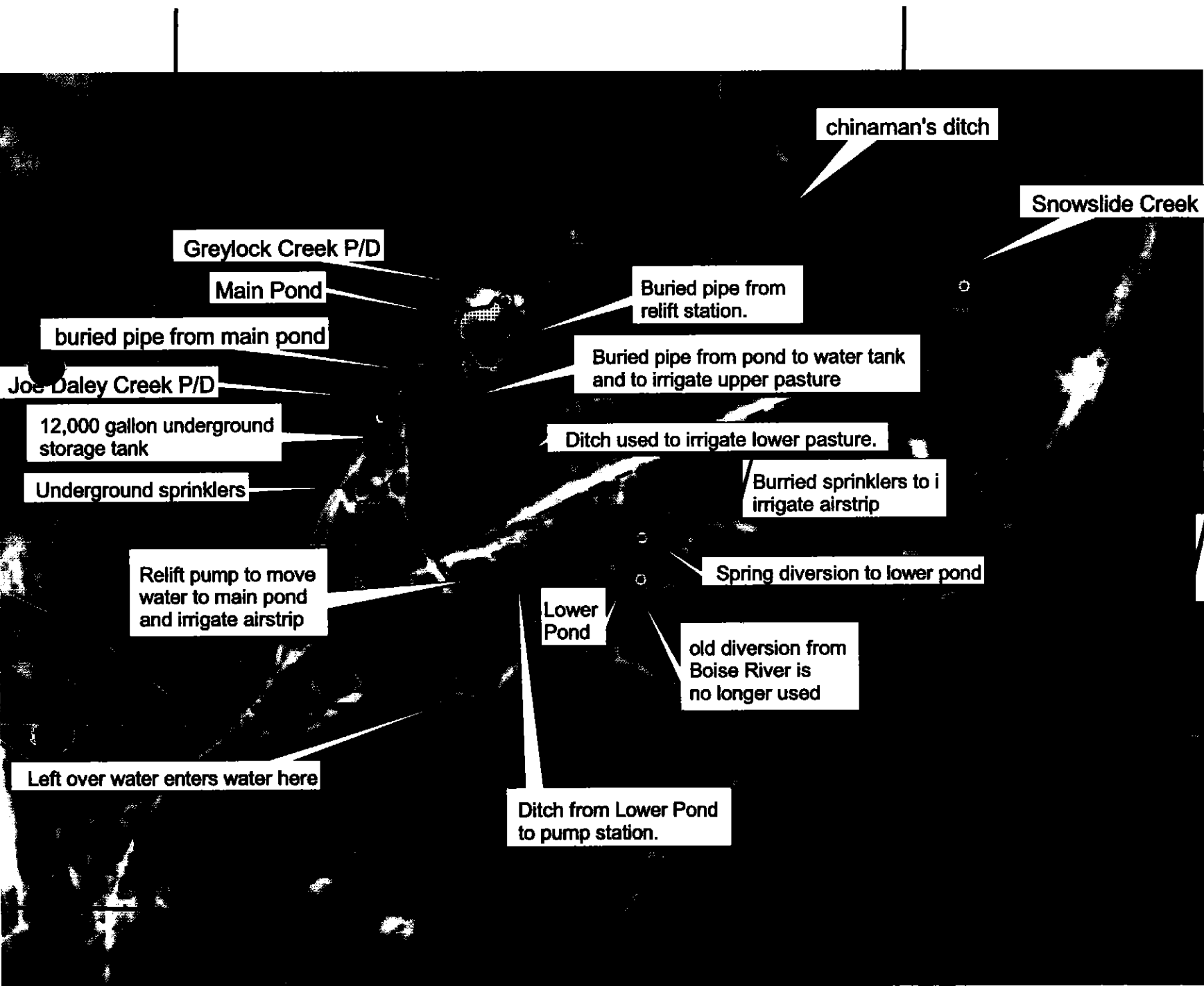
old diversion from
Boise River is
no longer used

Ditch from Lower Pond
to pump station.

Old Point of Diversion
From Boise River
no longer used.

63-01886

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Greylock Creek P/D

Main Pond

buried pipe from main pond

Joe Daley Creek P/D

12,000 gallon underground storage tank

Underground sprinklers

Relift pump to move water to main pond and irrigate airstrip

Left over water enters water here

Lower Pond

Ditch from Lower Pond to pump station.

Buried pipe from relift station.

Buried pipe from pond to water tank and to irrigate upper pasture

Ditch used to irrigate lower pasture.

Buried sprinklers to irrigate airstrip

Spring diversion to lower pond

old diversion from Boise River is no longer used

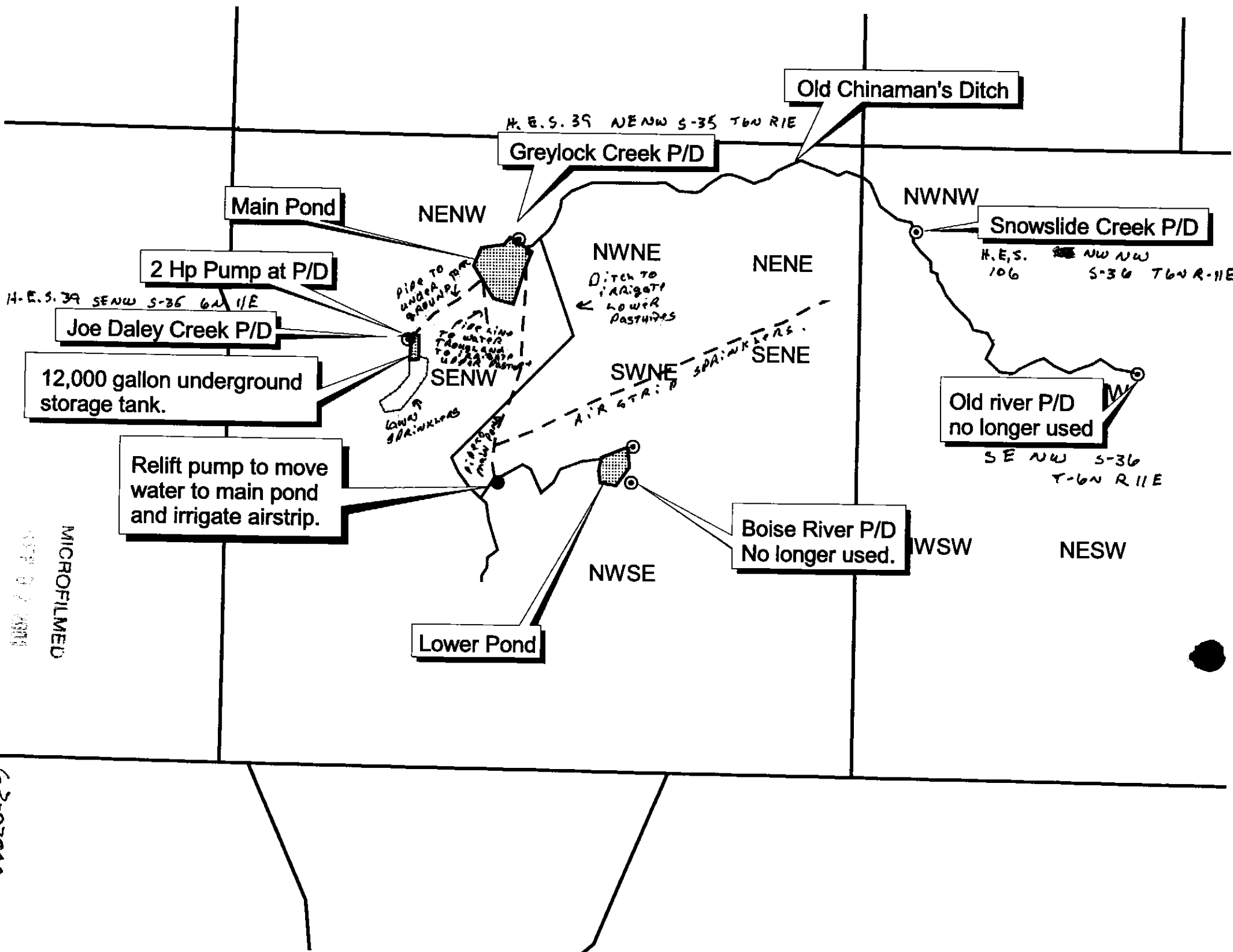
chinaman's ditch

Snowslide Creek P/D

Old Point of Diversion From Boise River no longer used.

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63-07866



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SEP 0 2 1984

63-07866

FROM MIKE STUBBLEFIELD

DATE 10/14/82

TO FILE NO. D63-7B65

SUBJECT GREENTREE DAM

I inspected the small dam which has been recently constructed near Atlanta by Mr. Greene. The dam has the following dimensions:

CREST LENGTH $\approx$ 1000 FTMAX POND DEPTH $\approx$ 6 FTCREST WIDTH - $\pm$ 13 FTSURFACE AREA $\approx$ 5 ACUPST SLOPE - $\approx$ 50%

CAPACITY 10-15 AC-FT

DOWNST SLOPE - $\approx$ 30%RESERVOIR IS OFFSTREAM WITH WATER
COMING FROM GRAYLOCK CREEKDAM HT (ST) - $\pm$ 8 FTDAM IS FINISHED EXCEPT FOR CLEANUP
OUTLET IS NEAR COMPLETION AND THEY
HAVE YET TO BUILD DIVERSION STRUCTUREDAM HT (HYD) - $\pm$ 6 FT

DAM IS TOO SMALL FOR OUR JURISDICTION AND SHOULD BE REMOVED

Several pictures were taken.

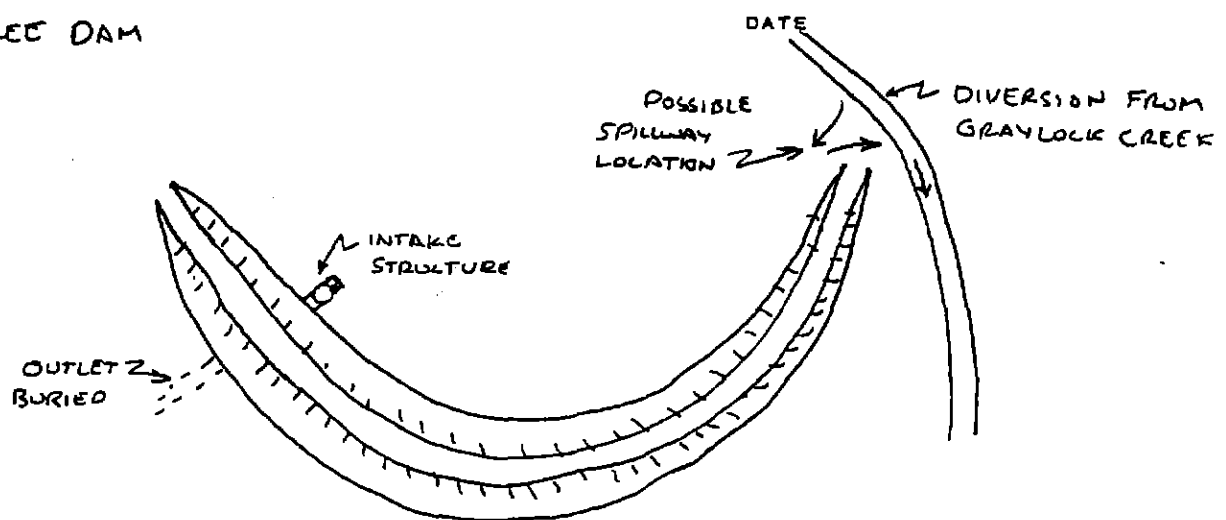
SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM GREENTREE DAM

TO

SUBJECT



LOCATED IN NW 1/4 SEC 35 6N-11E

SEP 07 2001

63-07866

SIGNATURE

ID 40 DEPARTMENT OF WATER RESOURCES
INVENTORY WORKSHEET - Ms

FORM NO. 1

Identification No. D 63 - 7865

Name of Dam GREENE TREE

County ELMORE

River or Stream MID FRK BOISE RIVER (OFFST)

Purpose R (Specify if other)

Location
 Sec Township Range
 35 6N 11E

OMIT - NOT BUILT
OR TOO SMALL

FORM NO. 2

Name of Owner GREENE TREE, INC

Owner's Phone No. 336 - 1016 CARL MYERS ENGR (Alternate phone no.)

Address Line 1 C/O ALVA D GREENE, PRESIDENT

FORM NO. 3

Address Line 2 P O BOX 114

Address Line 3
 City State Zip Code
 ATLANTA ID 83601

FORM NO. 4

Type of Dam EARTH (Other dam types)

Storage Capacity (ac-ft) , 95

Height of Dam (ft) 18.5

Drain. Area (sq. mi.) .1

Res. Surface Area (ac) , 10

Year Completed PROP (Date enlarged, reconstructed, etc.)

Crest Elev. (M.S.L.) 5, 360 APPROXIMATE

Crest Length (ft) 2, 000 ESTIMATE (Dike lengths)

Spillway Type ERCHAN (Auxiliary spillways)

Spillway Depth (ft) 3.0 (Aux. spillway depths)

Spillway Capacity (cfs) , 111 W/ 2.5' FREEBOARD

Hazard Classification 3

Region 2

FORM NO. 5

Last Inspection
 Month Year
 00 00

Approval Expiration
 Month Year
 00 00

General Condition NA

Q 100 (cfs) , 6 ESTIMATE

Outlet Type RNF CNP 15" DIA. PIPE

Outlet Capacity (cfs) , 20 ESTIMATE

Problems/Remarks

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63-07866

GRAYLOCK CREEK DISCHARGE MEASUREMENT

AqauCalc 5000 (tm) by JBS Instruments

Firmware Version AQCUG7b (c)1993,'94,'95,'96,'97, 1999

GAGE ID#, 0
DATE, 9/12/00
TRANSECT, 5
USER ID#, 0
STAFF HEIGHT, 0.00
GAGE HEIGHT, 0.00
METER ID#, 0
AQUACALC ID#, 1046
METER TYPE, Pygmy ST2
METER CONST. C1, 0.9604
METER CONST. C2, 0.0312
METER CONST. C3, 0.9604
METER CONST. C4, 0.0312
METER CONST. C5, 1.0000
MEAS. SYSTEM, S.A.E. (English)
TOTAL STATIONS, 5
TOTAL WIDTH, 3.00
TOTAL AREA, 0.53
TOTAL DISCHARGE, 0.3013
MEAN VELOCITY, 0.56

ST.	DIST	DEPTH	REVS	TIME	COS:VF	LOC	CLOCK	VEL	AREA	FLOW(Q)
1,	2.9,	0.00,	0,	0.0,	1.00,	.6,	0:00,	0.000,	0.000,	0.0000,
2,	4.0,	0.30,	16,	40.7,	1.00,	.6,	17:01,	0.409,	0.240,	0.0981,
3,	4.5,	0.30,	42,	40.8,	1.00,	.6,	17:02,	1.020,	0.150,	0.1530,
4,	5.0,	0.20,	14,	41.0,	1.00,	.6,	17:04,	0.359,	0.140,	0.0502,
5,	5.9,	0.00,	0,	0.0,	1.00,	.6,	0:00,	0.000,	0.000,	0.0000,

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SEP 27 2001

63-07866

MANNING EQUATION CHANNEL CAPACITY RESULTS

09-13-2000

File Number: 63-07866

Claimant:

Channel measured: JOE DALEY CREEK

Date of measurement: 9/12/00

Measurement location:

Calculation prepared by: DAN & RDH

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 218 feet.

The upstream and downstream rod readings are 1.44 and 13.51 feet.

The channel cross section is 1.43 ft-sq.

The wetted perimeter is 4.88 feet.

The hydraulic radius is 0.29 feet.

The slope is 0.0553

The roughness coefficient is 0.0518

The flow velocity is 2.991 ft/sec.

The rate of flow is 4.28 cfs.

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SEP 27 2000

63-07866

CROSS SECTION NUMBER 1

For File Number 63-07866 for the JOE DALEY CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.30	0.30	0.50
3	0.30	0.30	1.00
4	0.30	0.30	1.50
5	0.20	0.20	2.00
6	0.30	0.30	2.50
7	0.30	0.30	3.00
8	0.40	0.40	3.50
9	0.25	0.25	4.00
10	0.00	0.00	4.60

The area for this cross section is 1.19 square feet
and the wetted perimeter is 4.78 feet.

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SEP 11 1966

63-07866

CROSS SECTION NUMBER 2

For File Number 63-07866 for the JOE DALEY CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.30	0.30	1.00
3	0.40	0.40	1.50
4	0.45	0.45	2.00
5	0.50	0.50	2.50
6	0.60	0.60	3.00
7	0.50	0.50	3.50
8	0.35	0.35	4.00
9	0.00	0.00	4.80

The area for this cross section is 1.68 square feet
and the wetted perimeter is 4.97 feet.

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SEP 07 2001

63-07866

MANNING EQUATION-DATA COLLECTION

Claim No(s): _____

Name of Claimant: _____

No. of Ditch, Canal, or Stream Name: DAILEY CR

Date of Measurement: 9-12-00 Data Collected By: RJL

Measurement Location: _____ 1/4 _____ 1/4 Section _____ T _____ R _____

General Description and Comments

Cross-section Data

Basis: High water mark (X) Maximum capacity ()

Note: A minimum of five readings is necessary; first and last rod reading must be equal or zero.

<i>upstream</i>		<i>Downstream</i>	
Depth or Rod Reading	Dist. from Initial Point	Depth or Rod Reading	Dist. from Initial Point
1. <u>0</u>	<u>0</u>	11. <u>0</u>	<u>0</u>
2. <u>.30</u>	<u>.5</u>	12. <u>.3</u>	<u>1.0</u>
3. <u>.30</u>	<u>1.0</u>	13. <u>.4</u>	<u>1.5</u>
4. <u>.30</u>	<u>1.5</u>	14. <u>.45</u>	<u>2.0</u>
5. <u>.2</u>	<u>2.0</u>	15. <u>.5</u>	<u>2.5</u>
6. <u>.3</u>	<u>2.5</u>	16. <u>.6</u>	<u>3.0</u>
7. <u>.3</u>	<u>3.0</u>	17. <u>.5</u>	<u>3.5</u>
8. <u>.4</u>	<u>3.5</u>	18. <u>.35</u>	<u>4.0</u>
9. <u>.25</u>	<u>4.0</u>	19. <u>0</u>	<u>4.8</u>
10. <u>0</u>	<u>4.6</u>	20. _____	_____

Slope Data

Basis: High water mark (X) Channel bottom () Land surface ()

Channel length from cross section: Upstream 53.8 Downstream 164.5

Total channel length used for slope measurement: _____

Rod reading at engineers level: _____

Upstream rod reading 1.44 - High Water Mark (if taken from channel bottom) _____ = _____

Downstream rod reading 13.51 - High Water Mark (if taken from channel bottom) _____ = _____

Note: The downstream rod reading must be higher than the upstream rod reading.

Are maps and/or photos attached? Yes () MICROFILMED

SEP 07 2001

63-07866

MANNIN

"n" (roughness coeffici)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020		(1)	negligible	.000		(1)
rock	.025	X	(2)	minor	.010	X	(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000		(1)	low	.005	X	(1)
minor	.005	X	(2)		.010		(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	X	(1)	minor	1.00	/	(1)
occasional	.005		(2)	appreciable	1.15	X	(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

MICROFILMED

JUN 1971

63-07860

MANNING EQUATION CHANNEL CAPACITY RESULTS

09-13-2000

File Number: 63-07866

Claimant:

Channel measured: CHINAMAN DITCH(BOISE RIVER & SNOWSLIDE CREEK)

Date of measurement: 9/12/00

Measurement location:

Calculation prepared by: DAN & RDH

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 107 feet.

The upstream and downstream rod readings are 3.86 and 6.15 feet.

The channel cross section is 1.31 ft-sq.

The wetted perimeter is 3.27 feet.

The hydraulic radius is 0.40 feet.

The slope is 0.0215

The roughness coefficient is 0.0300

The flow velocity is 3.969 ft/sec.

The rate of flow is 5.21 cfs.

MICROFILMED

SEP 07 2001

63-07866

CROSS SECTION NUMBER 1

For File Number 63-07866 for the
CHINAMAN DITCH(BOISE RIVER & SNOWSLIDE CREEK)

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.75	0.75	0.50
3	0.80	0.80	1.00
4	0.50	0.50	1.50
5	0.45	0.45	2.00
6	0.00	0.00	2.40

The area for this cross section is 1.23 square feet
and the wetted perimeter is 3.09 feet.

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63-07866

CROSS SECTION NUMBER 2

For File Number 63-07866 for the
CHINAMAN DITCH(BOISE RIVER & SNOWSLIDE CREEK)

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.50	0.50	0.50
3	0.60	0.60	1.00
4	0.75	0.75	1.50
5	0.55	0.55	2.00
6	0.40	0.40	2.50
7	0.00	0.00	3.00

The area for this cross section is 1.40 square feet
and the wetted perimeter is 3.44 feet.

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63-07866

MANNING EQUATION-DATA COLLECTION

Claim No(s).: _____

Name of Claimant: _____

No. of Ditch, Canal, or Stream Name: BOISE R & CREEKS (SNOW SLIDE) CH

Date of Measurement: 9/12 Data Collected By: _____

Measurement Location: _____ 1/4 _____ 1/4 Section _____ T _____ R _____

General Description and Comments

Cross-section Data

Basis: High water mark ☒ Maximum capacity ()

Note: A minimum of five readings is necessary; first and last rod reading must be equal or zero.

<i>upstream</i>		<i>downstream</i>	
Depth or Rod Reading	Dist. from Initial Point	Depth or Rod Reading	Dist. from Initial Point
1. <u>0</u>	<u>0</u>	11. <u>0</u>	<u>0</u>
2. <u>.75</u>	<u>.5</u>	12. <u>.5</u>	<u>.5</u>
3. <u>.8</u>	<u>1.0</u>	13. <u>.6</u>	<u>1.0</u>
4. <u>.5</u>	<u>1.5</u>	14. <u>.75</u>	<u>1.5</u>
<u>.45</u>	<u>2.0</u>	15. <u>.55</u>	<u>2.0</u>
6. <u>0</u>	<u>2.4</u>	16. <u>.4</u>	<u>2.5</u>
7. _____	_____	17. <u>0</u>	<u>3.0</u>
8. _____	_____	18. _____	_____
9. _____	_____	19. _____	_____
10. _____	_____	20. _____	_____

Slope Data

Basis: High water mark ☒ Channel bottom () Land surface ()

Channel length from cross section: Upstream 38.0 Downstream 68.5

Total channel length used for slope measurement: _____

Rod reading at engineers level: _____

Upstream rod reading 3.86 - High Water Mark(if taken from channel bottom) _____ = _____

Downstream rod reading 6.15 - High Water Mark(if taken from channel bottom) _____ = _____

Note: The downstream rod reading must be higher than the upstream rod reading.

Are maps and/or photos attached? Yes ☒ MICROFILMED

SEP 07 2001

63-07860

MANNING "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020		(1)	negligible	.000	X	(1)
rock	.025	X	(2)	minor	.010		(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
				SURFACE IRREGULARITY			
smooth	.000	X	(1)	low	.005	X	(1)
minor	.005		(2)		.010		(2)
moderate	.010		(3)	medium	.015		(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	X	(1)	minor	1.00	X	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

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SEP 97 2001

63-07866

N0 is a basic N value for a straight, uniform, smooth channel in the natural materials involved, N1 is a value added to N0 to correct for the effect of surface irregularities, N2 is a value for variations in shape and size of the channel cross section, N3 is a value for obstructions, N4 is a value for vegetation and flow conditions, and N5 is a correction factor for meandering of a channel.

N0 MATERIAL INVOLVED

FINE [0.020]
FINE SILT [0.025]
FINE GRAVEL [0.024]
COARSE GRAVEL [0.028]

N1 DEGREE OF IRREGULARITY

SMOOTH [0.000] for surfaces comparable to the best attainable for the materials involved.
MINOR [0.005] for good dredged channels, slightly eroded or scoured side slopes of canals or drainage channels.
MODERATE [0.010] for fair to poor dredged channels, moderately sloughed or eroded side slopes of canals or drainage channels.
SEVERE [0.020] for badly sloughed banks of natural streams, badly jagged and irregular surfaces of channels excavated in rock.

N2 CHARACTER OF VARIATIONS IN SIZE AND SHAPE OF CROSS SECTION

GRADUAL [0.000] when the change in size or shape occurs gradual.
ALTERNATING OCCASIONALLY [0.005] when large and small sections alternate occasionally or when shape changes cause occasional shifting of main flow from side to side.
ALTERNATING FREQUENTLY [0.010-0.015] when large and small sections alternate frequently or when shape changes cause frequently shifting of main flow from side to side.

N3 RELATIVE EFFECT OF OBSTRUCTIONS

This selection is based on the presence and characteristics of obstructions such as debris deposits, stumps, exposed roots, boulders, and fallen or lodged logs. In judging the relative effect of obstructions, consider the following: the extent to which the obstructions occupy or reduce the average water area, the character of obstructions (sharp-edged or angular objects induce greater turbulence than curved, smooth-surfaced objects), the position and spacing of obstructions transversely and longitudinally in the reach under consideration.

NEGLIGIBLE [0.000]
MINOR [0.010-0.015]
APPRECIABLE [0.020-0.030]
SEVERE [0.040-0.060]

N4 DEGREE OF EFFECT OF VEGETATION

LOW [0.005-0.010] a. dense growths of flexible turf grasses or weeds, of which Bermuda and blue grasses are examples, where the average depth of flow is 2 to 3 times the height of vegetation, b. supple trailing tree switches, such as willow, cottonwood, or salt cedar where the average flow is 2 to 3 times the height of the vegetation.
MEDIUM [0.010-0.025] a. turf grasses where the average depth of flow is 1 to 2 times the height of vegetation, b. stemmy grasses, weeds, or tree seedlings with moderate cover where the average depth of flow is 2 to 3 times the height of vegetation, c. brushy growths, moderately dense, similar to willows 1 to 2 years old, dormant season, along side slopes of a channel with no significant vegetation along the channel bottom, where the hydraulic radius is greater than 2 ft.
HIGH [0.025-0.050] a. turf grasses where the average depth of flow is about equal to the height of vegetation, b. dormant season- willow or cottonwood trees 8 to 10 years old, intergrown with some weeds and brush, none of the vegetation in foliage, where the hydraulic radius is greater than 2 foot, c. growing season- brushy willows about 1 year old intergrown with weeds in full foliage along side slopes, no significant vegetation along channel bottom, where hydraulic radius is greater than 2 foot.

VERY HIGH [0.050-0.100] a. turf grasses where the average depth of flow is less than one-half the height of vegetation, b. growing season- bushy willows about 1 year old intergrown with weeds in full foliage along side slopes, or dense growth of cattails along channel bottom with any hydraulic radius up to 10 or 15 feet, c. growing season- trees intergrown with weeds and brush all in full foliage with any value of hydraulic radius up to 10 or 15 feet.

N5 DEGREE OF MEANDERING

the degree of meandering depends on the ratio of the meander length to the straight length of the channel reach.
MINOR [1.000] for ratios of 1.0 to 1.2.
APPRECIABLE [1.150] for ratios of 1.2 to 1.5.
SEVERE [1.300] for ratios of 1.5 and greater.

NOTE In applying the above method for determining the N value, several things should be noted. The method does not consider the effect of suspended bed loads. The values were developed from a study of 40 to 50 cases of small and moderate channels. Therefore, the method is questionable when applied to large channels whose hydraulic radii exceed 15 feet. The method applies only to unlined natural streams, floodways, drainage channels or ditches that shows a minimum value of 0.02 for the N value of such channels.

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SEP 9 7 2001

63-07866

WATER RIGHT OVERLAP FOR PERMIT 63-7866

	63-09440	PERMIT LAPSED NO OVERLAP	CLAIM WILL BE DISALLOWED DUE TO LAPSED PERMIT
LIC	63-07891	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATING AND RECREATION	SAME AS WATER RIGHT NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATING AND RECREATION
LIC	63-09683	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATINGS	SAME AS WATER RIGHT NO OVERLAP SOURCE IS A SPRING AND USE IS FOR HEATINGS
LIC	63-09684	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR DOMESTIC USE AND FIRE SUPPRESSION	NO OVERLAP SOURCE IS A SPRING AND USE IS FOR DOMESTIC USE AND FIRE SUPPRESSION
Permit	63-02532	OVERLAPS PLACE OF USE ACRES UNKNOWN -EXCEPT OLD FIELD EXAM SHOWS 36 ACRES OF IRRIGATION OVERLAPS SOURCE - GREYLOCK CREEK	OVERLAPS PLACE OF USE 90 ACRES CLAIMED OVERLAPS SOURCE -SOURCE CLAIMED IS GREYLOCK AND SNOWSLIDE CREEK
LIC	63-03609	OVERLAPS PLACE OF USE 46 ACRES NO OVERLAP OF SOURCE- SOURCE IS BOISE RIVER	OVERLAPS PLACE OF USE 46 ACRES (Different legal description of acres than water right) NO OVERLAP OF SOURCE- SOURCE IS BOISE RIVER

The overlap for this place of use mainly comes from overlap of the acres irrigated. There are approximately 71 acres irrigated and none of the sources of water claim all 71 acres. All of the water is co-mingled so a permissible place of use would be the best avenue for recommending these rights.

The adjudication should also note that Snowslide Creek has been included with adjudication claim 63-02532, when it should have been included with 63-03609. 63-03609 is the right for the Chinamen's Ditch which is the original ditch for the Boise River diversion and has always captured Snowslide Creek. After a landslide many years ago, currently Snowslide Creek and various runoff from the mountain is the only source for the Chinamen's Ditch.

MICROFILMED

SEP 11 1971

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN 9-12-00

FILE NO. 63-07866



This is the ~~B~~ Place of use
FOR this permit

MICROFILM
SEP 17 2008

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. 63 - 7866



PHOTO'S OF THE OLD PID FOR THE
CHINAMAN'S DITCH FROM THE MIDDLE FORK
OF THE BOISE RIVER.



63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. 63-07866



These are
photo's
of the
PID at
Joe Daley
Creek and
the Pump
House
for the
lawn
around
the lodge.



MICROFILMED

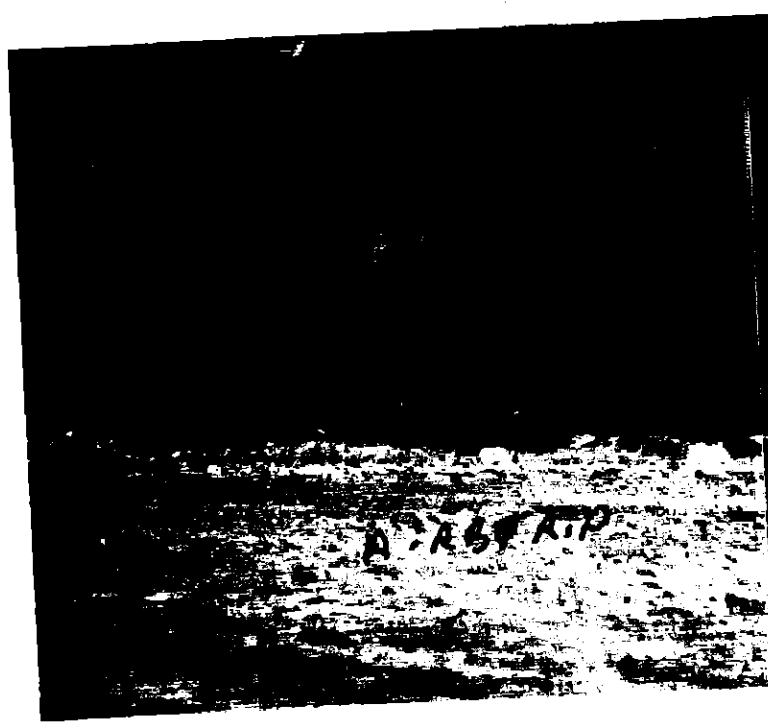
SEP 17 2003

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAW Nelson 9-12-00.

FILE NO. 63-07866



SEP 27 2000

63-07866



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. AND LEGAL DESCR. 63-07866

63-07866



DITCH
TO IRRIGATE
LOWER PASTURE

POND

MICROFILMED
SEP 16 1999

Place OF use FOR permit.



PHOTOGRAPHER AND DATE OF PHOTOS DAN NELSON 9-12-00

FILE NO. AND LEGAL DESCR. 63- 07866

MICRO
SEP 17 2001

PHOTO OF POND

63-07866

grey neck crane photo

LODGE

← LODGE

→
overflow
Diversion
channel

← GRAY LOCK
CREEK
PID



View of the river from Point of Diversion.



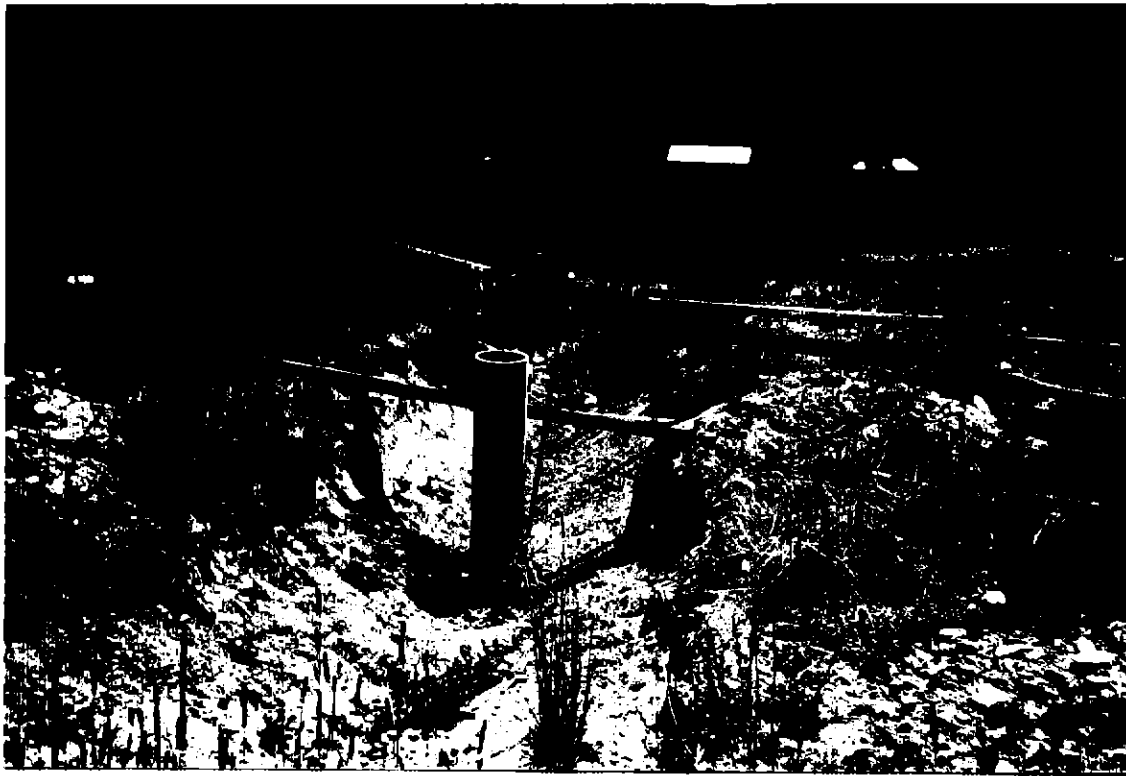
View NNE to the
Point of Diversion.

↑
MICHAEL Pond NEAR LODGE.

SEP 17 2001



Control Lever may direct water to hay/pasture field below or to ponds in front of house.



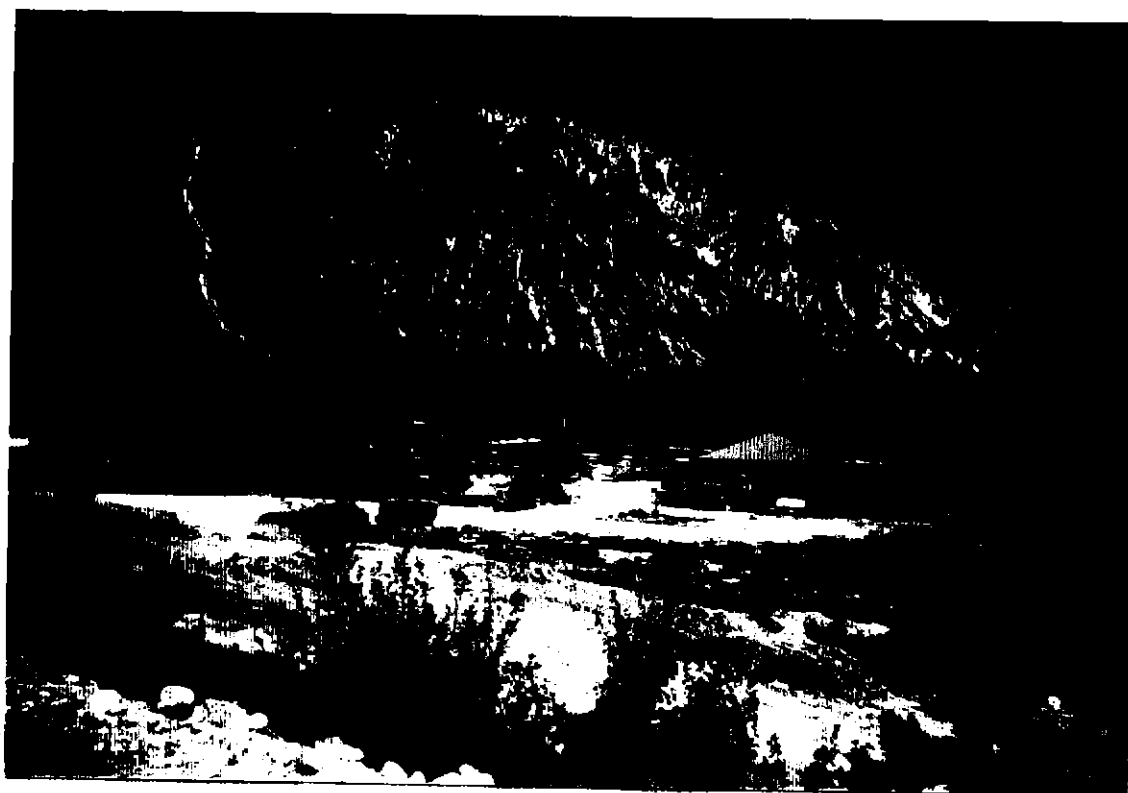
Rise in water level in field.
Flow is Flow regulated if necessary.

Work on Riser control valve was reason for
EX. ACTION



Brown
IRRIGATION
Pump
House

↑ FENCE IN front of LODGE



63-07866

VIEW - LOOK F INTO FOR PLACE of Use.



LOOKING NE AT STAGG RESERVOIR.
OUTLET CONTROL PIPE

6/17/87

MICROFILMED

SEP 17 1987

FIELD NOTES

PERMIT NUMBER 63-07866

**PLEASE NOTE: These documents are for backup
purposes only and are not apart of actual Beneficial
Use Field Report.**

**MICROFILMED
SEP 07 2001**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

63-7866
Permit No.

P/D SE NW 3S 6 N 11 E
NE NW
P/U NE NW
SE NW

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☐ ~~Computer Data Proof Report~~
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat
- Check of P/D index DN 5-13-87 (Initial and date)
 - Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
 - Type of Overlap? ☐ Add acres or uses to existing system
 - ☐ Increase rate of flow or volume
 - ☐ Other: _____

- Check of P/U index DN (Initial and date)
 - Overlap? ☒ yes ☐ no If yes: ☒ copy of water right(s) attached?
 - Type of Overlap? ☐ Increase rate of flow or volume
 - ☐ Add P/D's
 - ☐ Increase number of acres within tracts
 - ☒ Other: USE IN SAN 1/4 1/4

Aerial Photo

- Required? ☒ yes ☐ no If yes: ☒ copy attached?
- Scheduling Letter sent? RD P 7/1/88 (Initial and date)
- ☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

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

C. Review and Processing:

- Exam Completed RD P 7/22/88 (Signature of examiner and date)
- Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)
- Exam Reviewed by Manager of Regional Office _____ (Initial and date)
- Exam Date Entered in Computer _____ (Initial and date)
- Exam sent to State Office _____ (Initial and date)
- Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original Re filed in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-7866

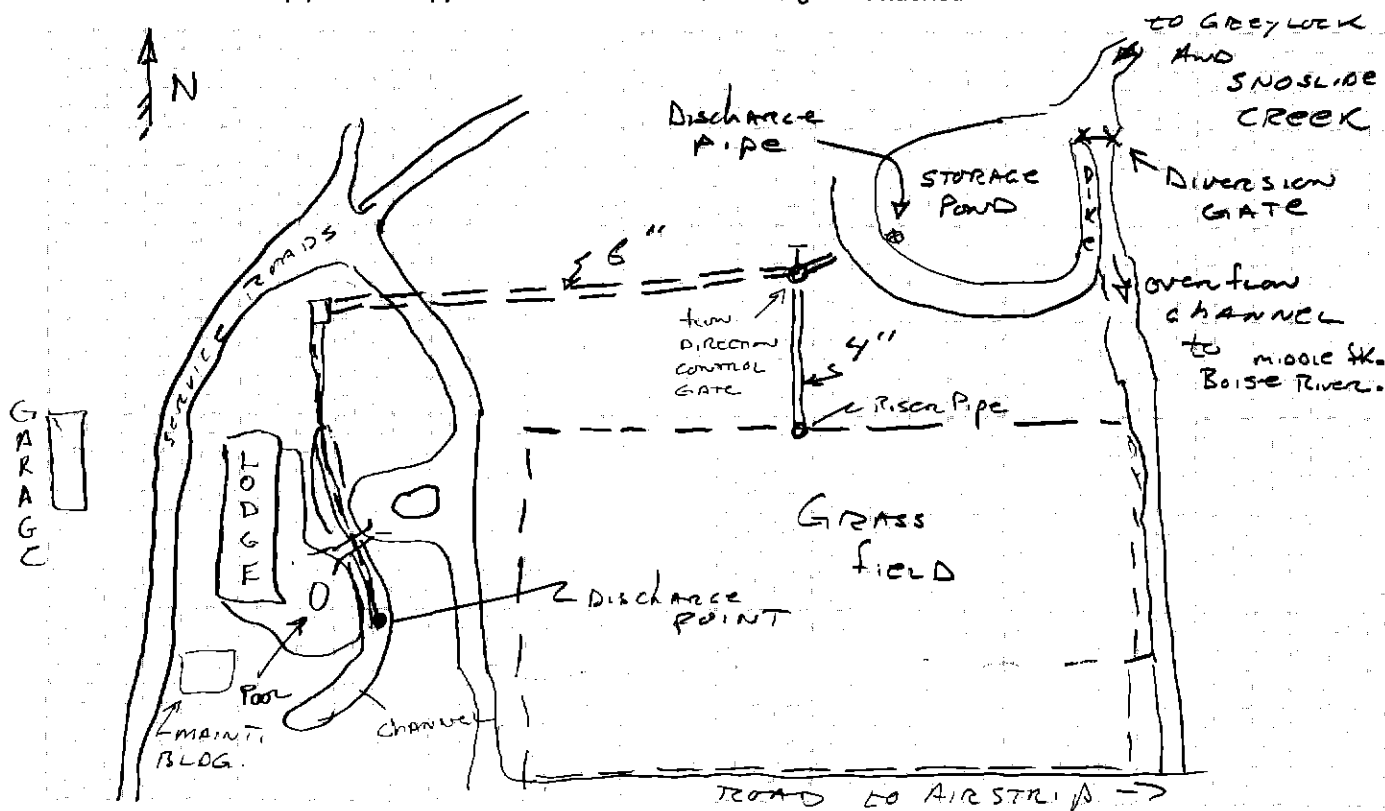
1. Owner: GREENE TREE INCORPORATED Phone No. 801-466 8317
Current Address: 2554 ELIZABETH ST. #3 SALT LAKE CITY, UTAH 84106
2. Accompanied by: ALVA GREENE AND LLOYD STONE EXAM. DATE: 7/20/88
Address: P.O. Box 114 ATLANTA, ID 83601 Phone No. 864-2172 or 864-2173
Relationship to Permit Holder: OWNER + EMPLOYEE
3. Source: GREYLOCK AND tributary to MIDDLE fork of
SNOWSLIDE CREEKS Boise River.

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3609 - 63-2532
☒ Copies Attached
2. Other water rights with same point of diversion: 63-2532
☒ 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" = NO SCALE

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.)

Water from GREYLOCK CREEK AND SNOWSLIDE CREEK IS INTERCEPTED by AN OLD CHINAMANS CANAL AND DIVERTED INTO A POND ON GREEN TREE INC. PROPERTY. IN the event of overflow WATER CAN BE WASTED TO THE MIDDLE fork of the Boise River by Removing BONNOS ~~at~~ the IN LET to the POND'S over flow structure. Over flow in the POND WILL ALSO flow from the POND when full VIA PIPE to Directional Control ~~and~~ VALVE to PASTURE AREA for FLOOD IRRIGATION USE OR to POND'S LOCATED NEAR the LODGE. Future Plan is to join line to POND'S AT LODGE with existing IRRIGATION LINES. ☐ 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
	No Motors				

*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
	3		NE	NW	35	6N	11E	ELMORE	U.S.G.S. MAP
									Intersection of Greylock And
									SNOWSLIDE CREEKS WITH OLD
									CHINAMANS DITCH WAS NOT SEEN.

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	
6N	11E	35					10		30										40 AC.

MICROFILMED

Do not use this space.

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

No Measurements Possible. No Measuring Devices Installed.
Water Flowing INTO Pond was almost NON EXISTANT.
Pond Size was NOT MEASURED.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

40 AC. x .02 cfs/AC Allowed = .8 cfs
.48 cfs PAID FOR.

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{40 \times 5 = 200 \text{ AFA}}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{.48 \times 183 \text{ Days} \times 1.9835 = 174.23}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{174.2 \text{ AFA}}$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Permit 63-2532 was examined in June 1939 and is still on file as a Permit. The Old River Ditch I suspect was what was used to originally farm irrigate the fenced field in front of the lodge. The Old China men's Ditch now used to divert Snowsloe Creek water to the Pond provides water for Permit 63-7866. A condition for ~~these~~ PERMIT 63-7866 should limit the deliverable amount to the land as a combination of ^{Permit 63-2532 and 63-3609} ~~these two~~ sources. Another aspect to consider is water seeps onto the Pond to irrigate 63-7866 land but has never been directly applied to it since it has never been necessary.

The original Permit has Joe Daley Creek water as a source but Mr. Greene stated only Graylock and Snowsloe creeks as a source and were observed to be the source.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Source for Irrigation	10/15	4/15	-0-	98 afa
Irrigation	4/15	10/15	.48 cfs	174.2 afa
Totals:			.48 cfs	272.2 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

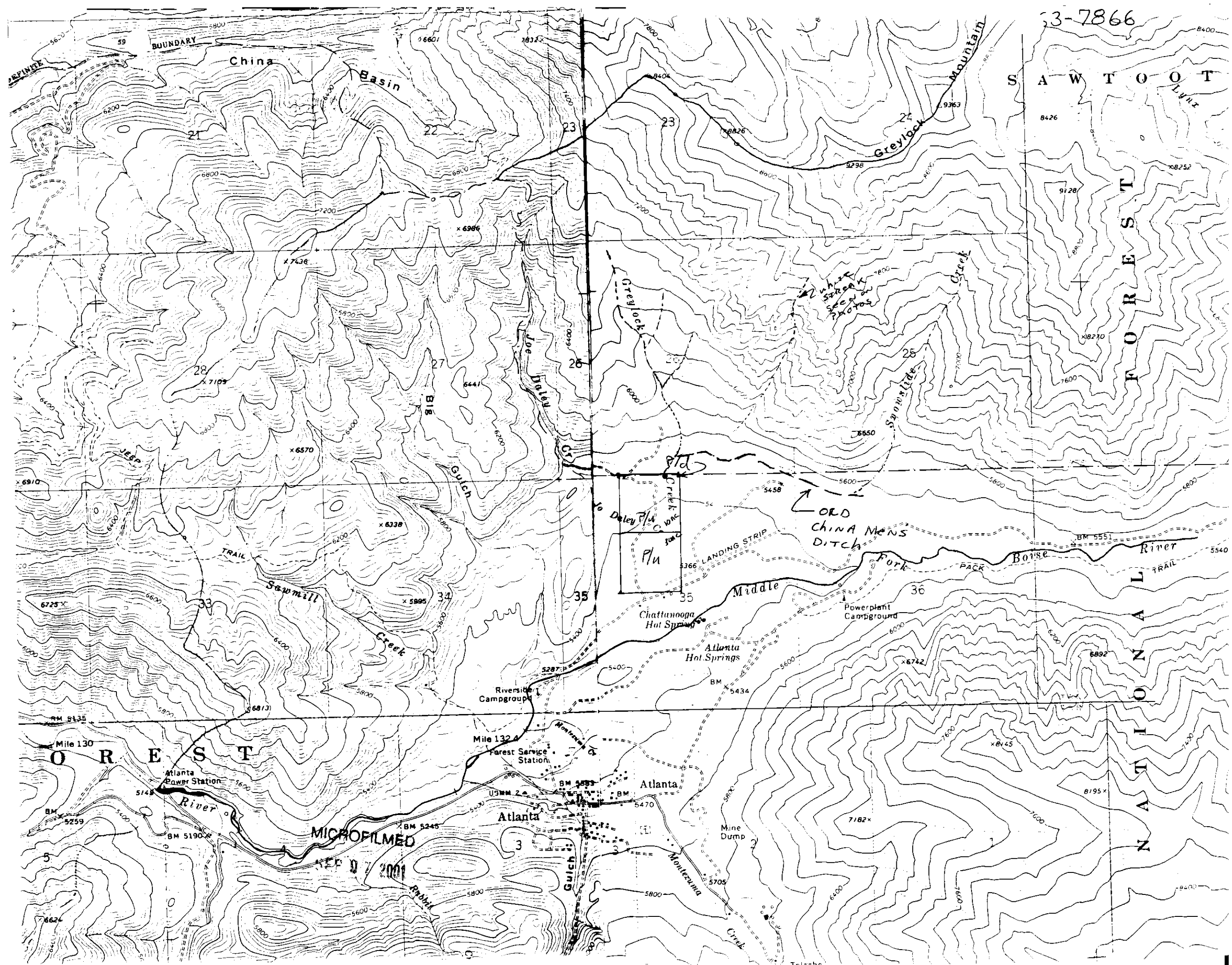
Field Examiner's Name Randall Plaff
Signature Randall Plaff
Certification Date _____
Field Report Preparation Date 7/28/80

CONSULTANT SEAL

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

MICROFILMED

SEP 07 2001





9-3-79 15 014030 USDA 15 014030 9-3-79



LIVED

9-3-59

USDA 10-14020

10213

Aerial photo of Alva Green's land

MICROFILMED

SEP 07 2001

4/86

RECEIVED
SEP 17 1986

RECEIVED

KEYPUNCHED

RECEIVED

Department of Water Resources
Western Regional Office

SEP 16 1986

For Office Use Only

Fee Received \$100

Date 9-23-86

Receipt # 40593

Receipt by J.H.

Sent to S.O. 9-23-86

AUG 14 1986

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

EXAMINATION FEE INFORMATION

RECEIVED
AUG 14 1986

1. Permit No. 63-7866

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: GREENE TREE INCORPORATED

3. Post Office Address: 2554 ELIZABETH ST. #3, SALT LAKE CITY
UTAH 84106 Telephone No. 801-466-8317

4. Source of Water: GRAYLOCK & SNOWSLIDE CREEKS

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 2 40 (acres) Other/Remark

C.M.
9/11/86

6. Total rate &/or volume for which proof is submitted .48 cfs 98 acre-feet

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

JUNE 1984

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

CARL MYERS, P.E.

(Name)

750 WARM SPRING AVE BRIS, IDAHO 83712 208-336-1425

(Address)

(Telephone Number)

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

Date

7/31/86

MICROFILMED

Signature of Permit Holder (and title, if appropriate)

SEP 17 1986

due submitted
4/6/86 - OK
(all gains ~~enter~~
of 9/5/86)



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

September 5, 1986

Greene Tree Inc.
c/o Myers Eng. Co., P.A.
750 Warm Springs Ave.
Boise, ID 83712

Dear Mr. Myers:

We have received the exam fee information sheet for Greene Tree Inc's Permit No.'s 63-7866, 63-7891, 63-9683, and 63-9684. However, before we process these sheets there are some items that need to be considered.

On Permit No. 63-7866 you have shown 2 acres of irrigation from Graylock and Snowslide Creek. However, the permit was originally filed for 40 acres of irrigation and .48 cfs. The maximum amount that could be allotted for 2 acres at 1 1/2" per acre is .06 cfs. The fee for .06 cfs is \$50.00 as compared to the \$100.00 submitted for .48 cfs which would not be issued for the 2 acres. On Permit No. 63-9684 you have shown 2 domestic uses and fire protection for 1.2 cfs. The 1.2 cfs was the amount on the original permit for a lodge with 75 patrons and fire protection. The amount for 2 domestic uses would be a maximum of 0.08 cfs and fire protection is now considered an assumed use and filings are no longer required. However, since it was listed we can show it but limit it to the capacity of their system. It appears 1 cfs is an excessive amount for most springs.

Since a license will only be issued for the capacity, perhaps a lesser amount of water should be listed and a lesser fee paid. Permit No's 63-7891 and 63-9683 are listed correctly.

Therefore, we are returning the fee sheets and check to you for further consideration. There will be no further advance in the priority dates based on the August 14, 1986 received date.

If you have any question, please do not hesitate to contact us.

Sincerely,

JAN SHURTE
Senior Water Resource Agent

JS:nl

MICROFILMED

SEP 8 7 2001

4/86

RECEIVED

AUG 14 1986

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

RECEIVED

AUG 14 1986

1. Permit No. 63-7866

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: GREENE TREE INCORPORATED

3. Post Office Address: 2554 ELIZABETH ST. #3, SALT LAKE CITY
UTAH 84106 Telephone No. 801-466-8317

4. Source of Water: GRAYLOCK & SNOWSLIDE CREEKS

5. Extent of Use:

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 2 (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted .48 cfs 98 acre-feet

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

JUNE 1984

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

CARL MYERS, P.E.

(Name)

750 WARM SPRING AVE BOISE, IDAHO 83712 208-336-1425

(Address)

(Telephone Number)

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

Date

7/31/86

MICROFILMED

Signature of Permit Holder (and title, if appropriate)

Carl Myers, P.E.

SEP 07 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720

63-7866
GREENE TREE INC.
P.O. BOX 114
ATLANTA, ID 83601

April 17, 1986

CERTIFIED MAIL
138367

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

SEP 07 2009

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

MICROFILMED

SEP 87 2001

February 1, 1984

Alva Greene
Green Tree Inc.
P. O. Box 114
Atlanta, ID 83601

Dear Mr. Greene:

Re: Permit No. 63-7866

This office acknowledges receipt of the statement of beneficial use postcard submitted for this 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 or a representative may show him the system.

If you have any questions regarding the field examination, please contact our Western Regional office at 334-2190.

Sincerely,

RITA I. FLECK
Sr. Secretary

MICROFILMED

CONVERSATION MEMORANDUM

DATE Oct. 16, 1983FILE 63-7866

NAME OF PARTY

Carl Myers

EMPLOYEE

Rita Fleck

RE:

I contacted Mr. Myers today and requested he send me a copy of his power of attorney for Alva Greene of Greene Inc.

Upon receipt of this poa, further processing can be done on the Proof.

Nov. 29, 1983

I contacted Mr. Myers again concerning P-o-a. He advised that he will get it to me in the next two weeks.

December 14, 1983

Alva Greene came into the office to sign the Postcard since Mr. Myers has misplaced the Power of attorney document.

MICROFILMED

CARL L. MYERS, P.E.
CONSULTING ENGINEER

750 WARM SPRINGS AVENUE
BOISE, IDAHO ~~83702~~ 83712
TELEPHONE: (208) 336-1016

September 16, 1983

RECEIVED

SEP 19 1983

Department of Water Resources

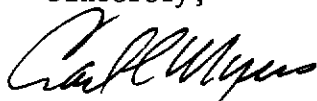
Department of Water Resources
Statehouse
Boise, ID 83720

Re: Permit No. 63-7866

Gentlemen:

Enclosed is a postcard notice of substantial completion of the project covered by Permit No. 63-7866. The dam has been completed and the pipeline installed. Selection of a measuring device will be held until your inspector visits the site and determines a suitable method of measurement.

Sincerely,

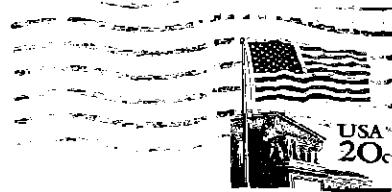


Carl L. Myers, P.E.

Enclosure

CARL L. MYERS, P.E.
CONSULTING ENGINEER

750 WARM SPRINGS AVENUE
BOISE, IDAHO 83712



Department of Water Resources
Statehouse
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

GREENE TREE INC.
P.O. BOX 114
ATLANTA, ID 83601

138822

PROOF DUE NOTICE

JULY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-7866 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

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

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

September 1, 1978

Re: Permit No. 63-7866

Greene Tree Inc.
Box 114
Atlanta, ID 83601

Gentlemen:

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

The time within which to submit proof of beneficial use of water has been extended to October 1, 1983.

Sincerely,

Jan Grover
Water Rights Supervisor



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

July 31, 1978

138361

Re: Permit No. 63-7866

Greene Tree, Inc.
Box 114
Atlanta, ID 83601

Gentlemen:

One of the conditions of approval of your water Permit No. 63-7866 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 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

October 16, 1973

Re: Permit No. 63-7866

Greene Tree, Inc.
Box 114
Atlanta, Idaho 83601

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-7866. 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 7866

C
O
P
Y
September 17, 1973

Greene Tree, Incorporated
Box 114
Atlanta, Idaho 83601

Re: Application for Permit No. 63-7866 - Greene Tree, Incorporated

Dear Sir:

We are now processing your Application for Permit and it will be advertised in the Mountain Home News the 20th and 27th of September, 1973.

We will, however, require additional information concerning the proposed storage reservoir and dam before final approval can be given.

We have enclosed our informational booklet, Rules and Regulations for Safety of Dams, along with the application and information forms for dam construction.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

ERVIN E. BALLOU
W. R. Technician II

EEB:sw

63 7866

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

September 14, 1973

Mountain Home News
P. O. Drawer 0
Mountain Home, Idaho 83647

Re: Application for Permit No. 63-7866 - Greene Tree, Inc.
63-7865 - Greene Tree, Inc.
61-7169 - Carl R. &/or Sybille Wertel

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
10-1-73 sw*

63 7866

OK
9-19-73
**NOTICE OF APPLICATION FOR
WATER PERMIT**

Notice is hereby given that GREENE TREE, INCORPORATED Box 114, Atlanta, Idaho has on Sept. 12, 1973 submitted Application No. 63-7866 for a permit to appropriate .48 cubic feet per second .98 acre feet per annum of water from Joe Daley Creek & Graylock Creek, trib. to Middle Fk. Boise River by means of a storage reservoir with sprinkler system within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M., Elmore County to be used from Oct. 15 to April 15 for storage use and from April 15 to Oct. 15 for the irrigation of 40 acres within the E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 35, T. 6 N., R. 11 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 9, 1973.

R. KEITH HIGGINSON
Director

Published in the Mountain Home
New, P. O. Drawer O, Mountain
Home, Idaho on Sept. 20, 1973 and
Sept. 27, 1973.

63 7866

NOTICE OF APPLICATION FOR WATER PERMIT

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Box 114, Atlanta, Idaho

has on Sept. 12, 1973 submitted Application No. 63-7866

for a permit to appropriate .48 cubic feet per second / 98 acre feet

per annum of water from Joe Daley Creek & Graylock Creek, trib. to Middle Fk. Boise River

by means of a storage reservoir with sprinkler system

within the ^{NE 1/4 NW 1/4} SE 1/4, Sec. 35, T. 6 N, R. 11 E, B.M., Elmore County

to be used from Oct. 15 to April 15 for storage use and from April 15

~~for~~ to Oct. 15 for the irrigation of 40 acres

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R. KEITH HIGGINSON

Director

Published in the Mountain Home News, P. O. Drawer O, Mountain Home, Idaho

on Sept. 20, 1973 and Sept. 27, 1973

63-7866