

Twp. 2 N

Rge. 1 E

*

26


Director

RECEIVED

MAY 21 1973

Department of Water Administration

STATE OF IDAHO)
COUNTY OF ADA) ss.

*IMP
5-25-73
O.K.*

Irene Overgard, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

2 ~~consecutive~~ insertions, beginning with the issue of May 10, 19 73, and ending with the issue of may 17, 19 73.

Irene Overgard

Subscribed and sworn to before me this 17th day of may, 19 73.

Jana A. Young

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that CARL L. BRAUN, 505 N. Liberty Rd., Boise, Idaho, has on April 26, 1973 submitted Application No. 63-7786 for a permit to appropriate 0.2 cubic feet per second of water from a groundwater source by means of well, pump, pressure system & gravity system within the NW 1/4 NW 1/4, Sec. 26, T. 2 N., R. 1 E., B.M., Ada County to be used from Jan. 1 to Dec. 31 for domestic use & April 1 to Oct. 31 for the irrigation of 10 acres within the NW 1/4 NW 1/4, Sec. 26, T. 2 N., R. 1 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 28, 1973.

R. KEITH HIGGINSON,
Director.
Pub. May 10, 17, 1973. 759

63 7786

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2
N

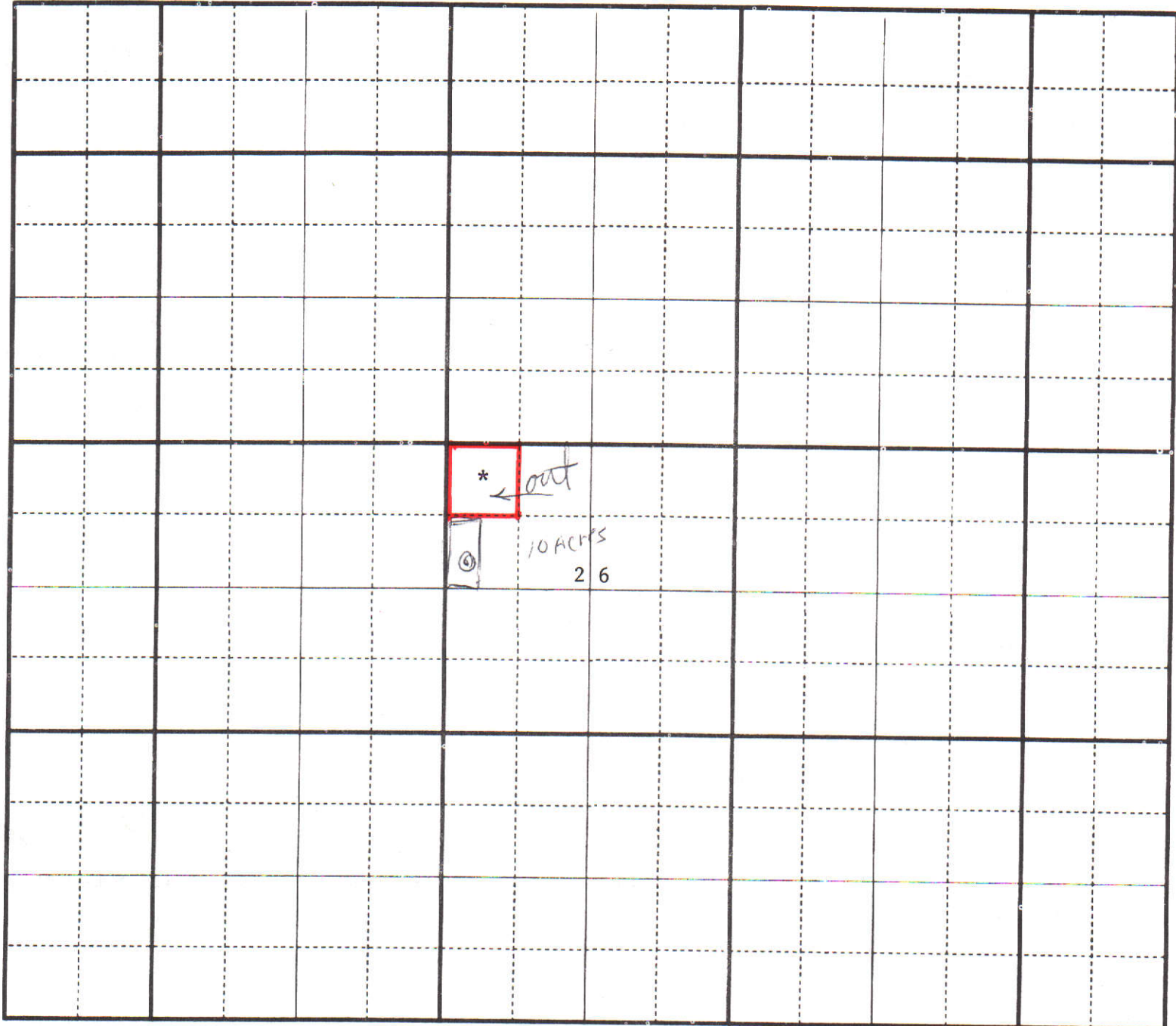


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7786 Priority April 26, 1973 Amount 0.20 cfs

THIS IS TO CERTIFY, that CARL L. BRAUN
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7786 issued pursuant to Application for Permit dated April 26, 1973,
and has submitted proof to the Department of Water Resources on September 6, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.20 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</u> cfs and	<u>0.6 acre feet</u>
Irrigation	from <u>April 1</u> to <u>Oct. 31</u>	at <u>0.20</u> cfs and	<u>45 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
(both dates inclusive)			

Subject, however, to the condition that no more than 0.20 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
45.6 acre feet per year, said waters to be diverted within the W¹/₂SW¹/₄NW¹/₄ of Sec. 26,
Twp. 2 N, Rge. 1 E, B.M. in the County of Ada

Description and location of place of use:

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	
2N	1E	26						X											Ten

Total number of acres irrigated Ten

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
December, 19 74.

Director

Receipt # 6000

APPLICATION FOR AMENDMENT

Permit No. 63-7786

Comes now Carl L. Braun of (address) _____

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-7786, and requests that the permit and permit map be changed as follows:

1. Point of diversion: ~~SW~~ ~~1~~ ~~4~~ 4, Sec. 26 Twp. 2 N
Rge. 1 E, B.M., County of Ada. Other points of diversion:

Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

[illegible]

Total number of acres to be irrigated

Ten.

A 10x10 grid map showing Township 2 North and Range 1 East. The grid is divided into 100 squares. The text "Twp. 2 N" is located in the 3rd row, 1st column. The text "Rge. 1 E" is located in the 3rd row, 3rd column. A star is located in the 3rd row, 3rd column. The number "26" is located in the 3rd row, 4th column.

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Witness my hand this 19 day of December, 19 74


Director

Identification No. _____

Application No. 63-7786

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Carl L. Braun
post office address 505 N. Liberty Road, Boise, Idaho
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26 Township 2N
Range 1E B.M. Ada County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.20 (cfs or acre-feet per annum) for irrigation purpose from 4-1 to 10-31 (both dates inclusive)
Amount 0.04 (cfs or acre-feet per annum) for domestic purpose from 1-1 to 12-31 (both dates inclusive)
Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
a. 0.2 c.f.s. cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Red jacket pump, 5 HP motor
gravity irrigation system; pressure system for domestic

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 8 inches; proposed depth of well is 220 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ 3800.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26 Township 2N
Range 1E 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: domestic for one home

63 7786

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	
2N	1E	26						10											10

Total number of acres to be irrigated 10

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

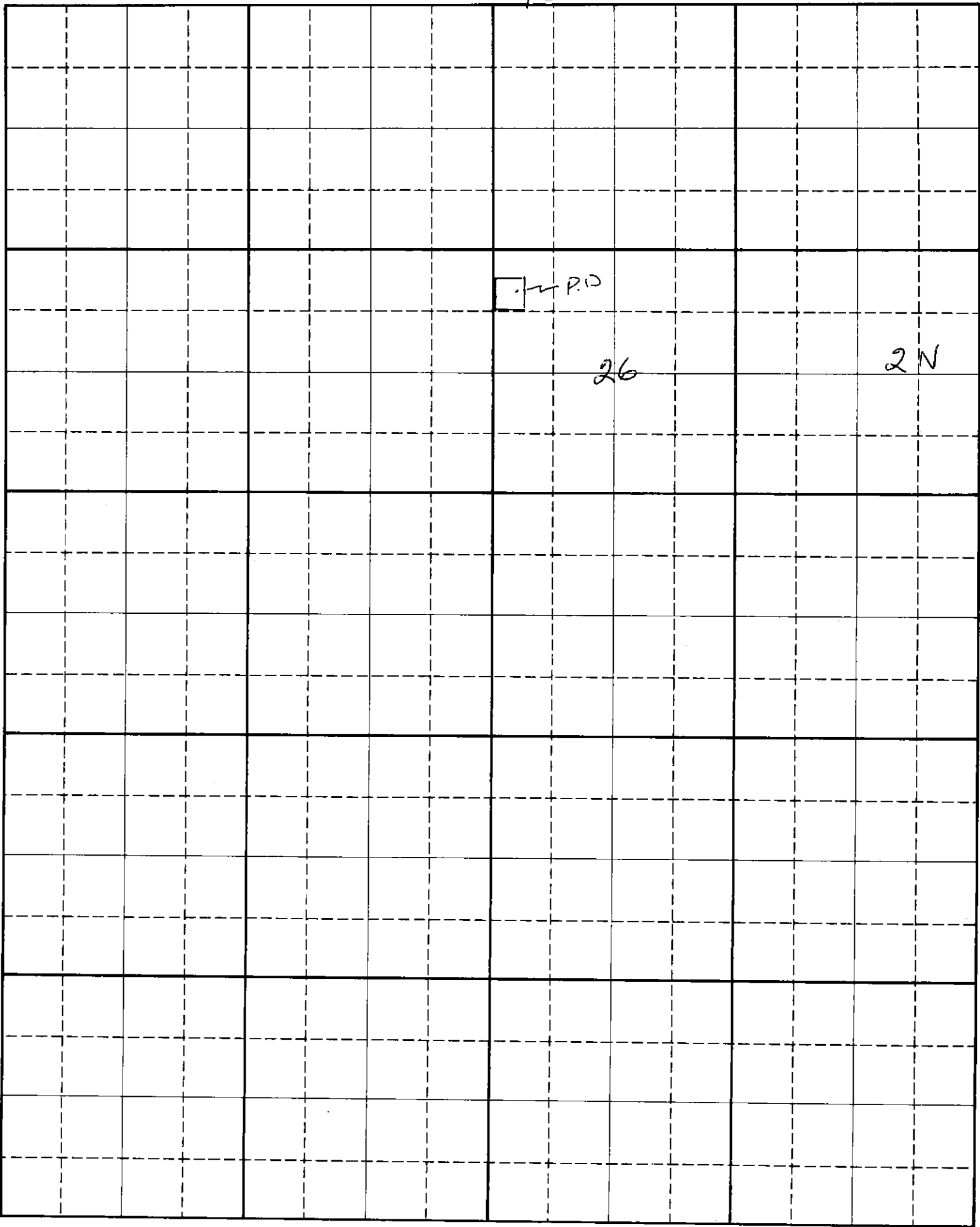
9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Carl J. Brown
(Applicant)

63 7786

Received by PWH Date 4-26-73 Time 12:25 PM

Preliminary check by PWH Fee \$ 10.00

Receipted by PWH Date 4-26-73 Rec # 10427

Publication prepared by dy Date 5-3-73

Published in The Idaho Statesman

Publication dates 5-10 & 5-17-73

Publication approved MP Date 6-25-73

Priority ~~noted~~ 4-26-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AN BDE

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. 63-7786, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1975.
- c. Other: _____

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

Witness my hand this 4 day of June 1973.

P. Keith Higgins
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	LEB	1 May 73	Application No. <u>63-7786</u> Name <u>Braun</u>
(2)	LEB	1 May 73	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	LEB	1 May 73	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	LEB	1 May 73	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	LEB	1 May 73	In form for advertising <u>yes</u>
(6)	PP	5-25-73	Affidavit of Publication received <u>OK</u>
(7)	RWH	5-30-73	Final date for protests <u>5-28-73</u> Protests received: yes <u>no</u> ☒
(8)	NA		Date and Place of hearing _____ Decision reached at hearing _____
(9)	NA		Located within Water District No. _____
(10)	RWH	5-30-73	Critical groundwater area: yes <u>no</u> ☒
(11)	RWH	5-30-73	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	RWH	5-30-73	Action recommended: ☒ Approve ☐ Deny Priority <u>4-26-1973</u> Reason for Reduction _____ See attached sheet for conditions of approval <u>RWH 5-30-73</u> No conditions for approval
(14)	RWH	5-30-73	District <u>Western</u> By <u>Robert Hamilton</u> Date <u>5-30-73</u> Title <u>Superintendent of Water Dist.</u>

Normative place of use
should be under
PWA!

63-7786

U.S. Department of Water Administration

REC
NOTED
MAY 17 1973

STATE OF IDAHO)
COUNTY OF ADA) ss.

Irene Overgard, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

2 ~~consecutive~~ insertions, beginning with the issue of May 10, 19 73, and ending with the issue of may 17, 19 73.

Irene Overgard

Subscribed and sworn to before me this 17th day of may, 19 73.

Jana A. Young

Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION
FOR WATER PERMIT

117P
5-25-73
O.K.

Notice of Application for Water Permit
CARL L. [redacted] of [redacted] County, Boise, Idaho, on April 10, 1973, submitted an application for a permit to appropriate 0.2 cubic feet per second of water from a groundwater source by means of a pump, pressure system, and delivery system within the [redacted] 4, Sec. 26, T. 2 N., R. 2 E., Ada County to [redacted] from Jan. 1 to Dec. 31 for domestic use & April 1 to Oct. 31 for the irrigation of 10 acres within the NW 1/4, Sec. 26, T. 2 N., R. 2 E., B. [redacted].
If issued, this permit will be subject to all minor water right matters against the [redacted] the permit will be [redacted] the Idaho Department of Water Administration, Boise, Idaho, before [redacted] 1973.

R. K. [redacted] DIRECTOR,
Pub. May 10, 17, 1973. 759

63 7786

WATER RIGHT NUMBER 63-7786

OWNER LAST NAME - BRAUN

FIRST NAME - CARL L.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE

STATE - ID ZIP CODE -

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 04-26-1973 COUNTY - ADAMS

TOTAL DIV. RATE - .2000 CFS

TOTAL DIV. VOLUME -

45.60 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SNNW 26 02N 01E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

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

USE DIV. RATE - .2000 CFS USE DIV. VOLUME - 45.00 AFA

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0400 CFS USE DIV. VOLUME - .60 AFA

USE - IRRIGATION

PLACE OF USE - TWN 02N RNG 01E SEC 26 TRACT SNNW LOT AC 10

DECREE NAME -

DATE -

TOTAL ACRES 10

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

3/79

IDENT. NO. 63-7786

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

**CHANGE OF ADDRESS
NOTICE TO
CORRESPONDENTS**

Show Below Name of Correspondent
No. and Street, Apt., Suite, P.O. Box or R.R. No. (In care of)
Post Office, State, and ZIP Code

PLEASE NOTE THE
EFFECTIVE CHANGE
OF ADDRESS DATE
INDICATED ON THE
REVERSE

RECEIVED

TO:

Department of Water Resources

AFFIX
FIRST CLASS
POSTAGE
HERE

3-7786
NAME

Print or Type—Last Name, First Name, Middle Initial

New Area Code and
Telephone No.

BROWN, CARL L.

OLD
ADDRESS

No. and Street, Apt., Suite, P.O. Box or R.R. No. (In care of)

Route 2

Post Office, State and ZIP Code

Kuma eda 83634

NEW
ADDRESS

No. and Street, Apt., Suite, P.O. Box or R.R. No. (In care of)

Route 3

Post Office, State and ZIP Code

Kuma eda 83634

SIGN
HEREHansen
Postmaster
Kuma eda

Effective Date

Account No. (If any)



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

August 19, 1975

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

Dear Mr. Bohner:

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

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

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

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

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

Sincerely,


BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

RECEIVED

Lyons & Mooney
Associate Attorneys at Law

RECEIVED

A. L. Lyons
Charles E. Mooney

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

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

August 18, 1975

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

Gentlemen:

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

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

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

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

RECEIVED

Department of Water Resources
August 18, 1975
Page 2

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

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

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

Sincerely yours,


A. J. Bohner

AJB/cf

RECEIVED

December 20, 1974

Re: Permit No. 63-7786

Mr. Carl Braun
Route 2
Muna, Idaho 83634

Dear Mr. Braun:

Enclosed is a copy of the water license issued on the above referenced permit.

We are also enclosing a copy of the approved amendment issued on this permit.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

RECEIVED
FILMED

December 12, 1974

Mr. Carl Braun
Route 2
Kuna, Idaho 83634

Dear Mr. Braun:

A representative of this Department has made an examination of the works covered by your Permit, No. 63-7786 and has found the following:

Quantity of water diverted: 0.20 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.20 cfs

The maximum quantity diverted shall not exceed 45.6 acre feet per year.

Beneficial use: For irrigation of 10 acres and for domestic purposes within the SW 1/4, Sec. 26, Twp. 2N, Rge. 1E

Point of diversion: SW 1/4, Sec. 26, Twp. 2N, Rge. 1E, B.M.

Priority date established: April 26, 1973

The point of diversion and the place of use found by our examiner differs from that listed under your permit, therefore, it will be necessary for you to amend the permit before a Water License can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the amendment and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter in order that we may issue a Water License as set forth above.

If you do not concur with these findings, please contact this office within the 20 day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights
BDF:jfr

MICROFILMED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Carl L. Braun
- Post office address Route #2, Kuna, ID 83634 Phone _____
- Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
- Tributary to _____

3. Water will be used for the following purposes:

Amount 0.20 c.f.s. for irrigation
 _____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

Amount 0.04 c.f.s. for domestic
 AF/Annum (nature of use)

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

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

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

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Location of Point(s) of Diversion:

Township 2N N/S, Range 1E E/W, B.M., Section 26, Subdivision ^{SW} NW 1/4 NW 1/4, Ada County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: 7½ hp pump, 300' well

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ **10**

T
2
N

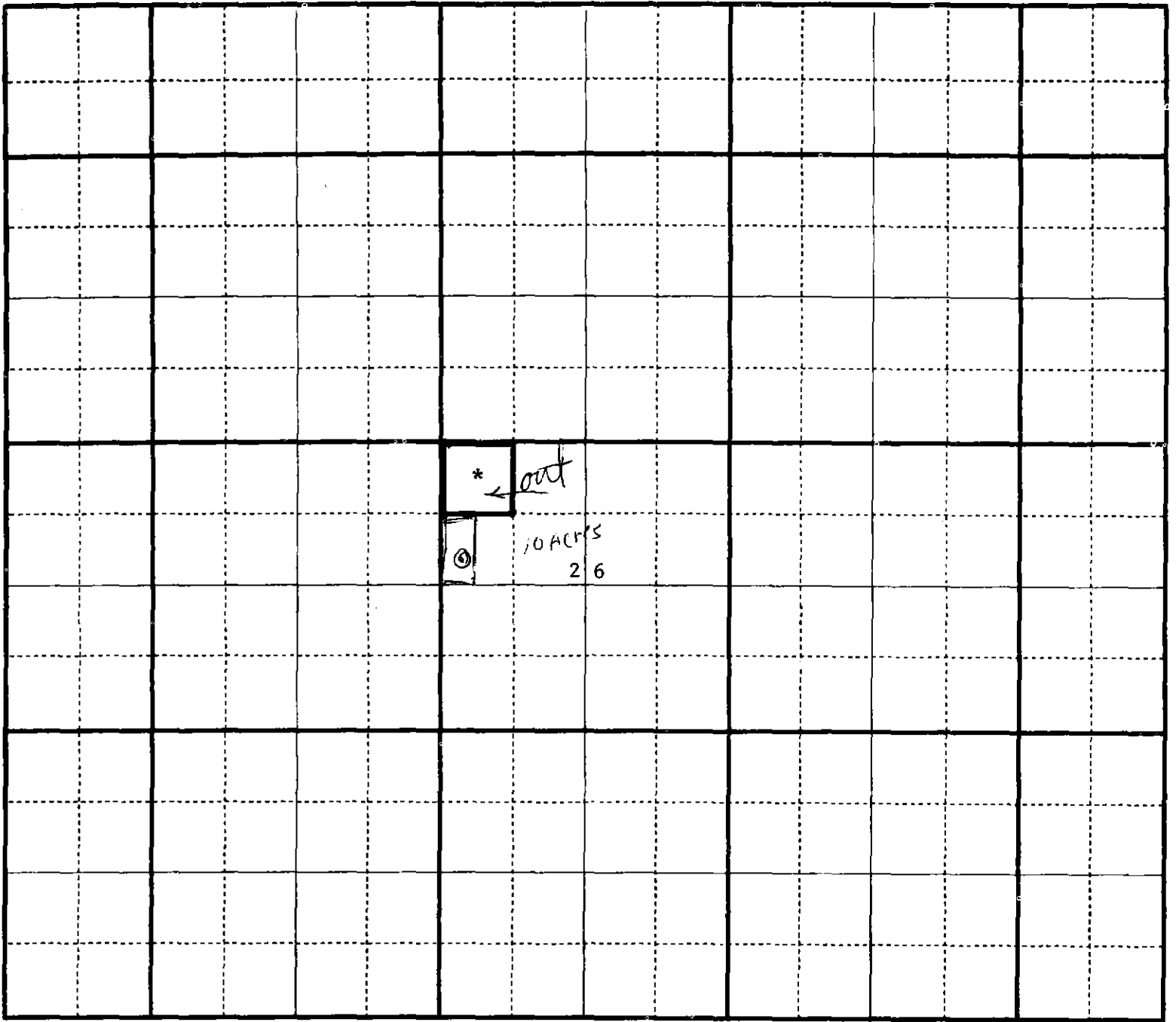


Diagram of System

DATE OF EXAM Sept 17, 1974

ACREAGE
Found 10
Recommended 10

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = .20 c.f.s. V = 4.5 AF/Ann. from Mar 15 to Nov 15
Domestic Q = .04 c.f.s. V = 1.2 AF/Ann. from JAN 1 to Dec 31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: Groundwater
twp. 2 N/S, Rge 1 E/W, B.M., Sec. 26, Sub. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Ada County

Exchange? yes _____ no _____

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

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

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

Total Q measured .20 cfs Method of measurement Est

Total Q recommended .20 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 46.2 ac ft/ann

Recommended Amendments:

P.D.
Place of Use Should be SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 26 T2N R1E
Other _____
None _____

MEASUREMENT CALCULATION:

Q allowable = .20 cfs for irrigation $Q_T = .20$ cfs
.04 cfs for domestic use

$V = (4.5)(10) = 45 \text{ ac ft/ann (irr)} + (1.2 \text{ ac ft}) = 46.2 \text{ ac ft/ann total}$

SYSTEM DESCRIPTION:

7 $\frac{1}{2}$ HP Jacuzzi submersible pump 6" well 220 Volt
235 gal pressure tank gated pipe

REMARKS:

Examiner's Signature James Booker Date 9/17/74

Checked by _____ Date _____

Approved by _____ Date _____

September 11, 1974

Re: Permit No. 63-7786

Carl L. Braun
Route #2
Kana, ID 83634

Dear Mr. Braun:

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

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

If you have any questions regarding the field examination, please contact our District Office in **Boise,**

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. 63-7786

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

SEP 6 1974
Department of Water Resources

1. a) Name of Permit Holder Carl L. Braun
b) Post Office Address Route 2, Kuna, Idaho 83634 Phone: 375-1777
2. Permit Number 63-7786
3. Date of Priority that you are prepared to establish April 26, 1973
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: NW ¼ NW ¼, Section 26
Township 2 N, Range 1 E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount .20 for Irrigation purposes from April 1 to Oct. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount .04 for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.2 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Estimated by applicant
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
b) Describe the agreement or understanding by which you take water from the works:
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 7½ HP Jacuzzi pump, 300' well
b) Describe the type and size of measuring device which you have installed at your point of diversion:
c) Give well driller's name and address and the date the well was completed:
SOS Well Drilling, Route 3, Canna Dr., Meridian, Idaho
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Domestic for one household and 15 stock (buffalo)

Exam typed 9/11/74 by gg

June 5, 1973

Re: Permit No. 63-7786

Mr. Carl L. Braun
505 N. Liberty Road
Boise, Idaho

Dear Mr. Braun:

Enclosed is a copy of your approved Application for Permit No. 63-7786. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

63 7786

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that CARL L. BRAUN, 505 N. Liberty Rd., Boise, Ida.

has on April 26, 1973 submitted Application No. 63-7786

for a permit to appropriate 0.2 cubic feet per second ~~XXXXXX~~

~~XXXXXX~~ of water from a groundwater source

by means of well, pump, pressure system & gravity system

within the NW¹/₄ NW¹/₄, Sec. 26, T. 2 N., R. 1 E., B.M., Ada County

to be used from Jan. 1 to Dec. 31 for domestic use & April 1 to Oct. 31

for the irrigation of 10 acres

within the NW¹/₄ NW¹/₄, Sec. 26, T. 2 N., R. 1 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 28, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Idaho

on May 10, 1973 and May 17, 1973

63 7786

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

May 3, 1973

Re: Application for Permit No. 63-7786 Carl L. Braun

The Idaho Statesman
P. O. Box 2640
Boise, Idaho 83701

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 5-25-73
Mary Bressley

63 7786