

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

The map is drawn on a grid where each major square represents a section. The township is labeled 'T5N' and the range is labeled 'R1E'. Section '35' is identified. A small square marks the 'POD & Sacres P.O.D.' (Point of Diversion and Place of Use).

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.

DeWayne A. McKenzie
(Applicant)

66377701

RECEIVED
State of Idaho Department of Water Administration

STATE OF IDAHO)
COUNTY OF ADA) ss.

LEGAL NOTICES
NOTICE OF APPLICATION FOR WATER PERMIT
Notice is hereby given that DEWAYNE A. MCKENZIE, Rt. No. 1, Boise, Ida., has on April 9, 1973, submitted Application No. 63-7771 for a permit to appropriate .18 cubic feet per second & .5 acre feet per annum of water from a groundwater source by means of well, pump & sprinkler system within the SW1/4SW1/4, Sec. 35, T. 5 N., R. 1 E., B.M., Ada County to be used from Jan. 1 to Dec. 31 for domestic & storage purposes & March 15 to Nov. 15 for the irrigation of 5 acres within the SW1/4SW1/4, Section 35, T. 5 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 7, 1973.
R. KEITH HIGGINSON
Director
Pub: April 19-26, 1973 612

Marilyn A Connell, 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

Two ~~XXXXXXXXXX~~ consecutive insertions, beginning with the issue of April 19, 1973, and ending with the issue of April 26, 1973.

Marilyn A Connell

Subscribed and sworn to before me this 27th day of April, 19 73.

Lona A. Young
Notary Public for Idaho, Residing at Boise, Idaho

OK'd
5-1-73

63 7771

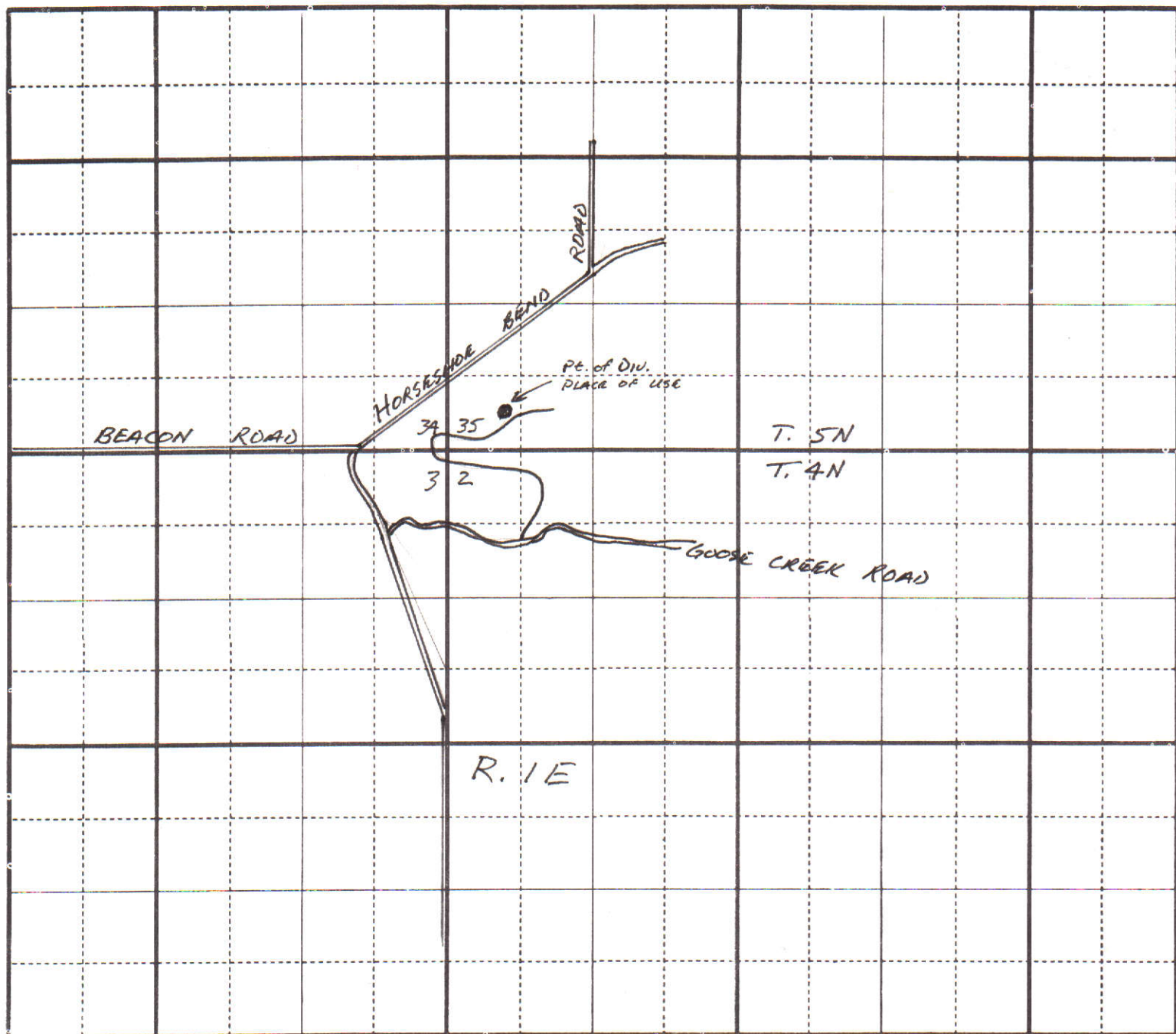


Diagram of System

WATER RIGHT NUMBER 63-7771

OWNER LAST NAME - MC KENZIE

FIRST NAME - DEWAYNE A.

ORIG OWNER -

ADDRESS LINE 1 - RT. 1

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE

STATE - ID ZIP CODE - 83702

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 04-09-1973 COUNTY - ADA

TOTAL DIV. RATE - .0400 -CFS

TOTAL DIV. VOLUME -

1.20 AFA TSPR/AMEND -

WATER DIST. -

JLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWSW 35 05N 01E LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

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

USE DIV. RATE -

.0400 CFS USE DIV. VOLUME -

1.20 AFA

USE - DOMESTIC

PLACE OF USE - T2N 05N R2G 01E SEC 35 TRACT SWSW LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 05-01-1975 PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7771 Priority April 9, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that DEWAYNE A. MCKENZIE
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7771 issued pursuant to Application for Permit dated April 9, 1973,
and has submitted proof to the Department of Water Resources on March 3, 1978,
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 0.15 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and <u>1.2</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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
1.2 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35,
Twp. 5N, Rge. 1E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	1E	35																	

Total number of acres irrigated _____

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 31 day of
December, 19 79.


Director

Identification No. _____

Application No. 63-7771

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 DEWAYNE A. MCKENZIE

post office address Rt. #1, Boise, Idaho

2. Source of water supply Groundwater which is a tributary of _____

3. a. Location of point of diversion is Sw $\frac{1}{4}$ of Sw $\frac{1}{4}$ of Section 35 Township 5 N.
Range 1 E. B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount .08 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .10 for irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .5 A.F. for storage* purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated: 10 c.f.s. for storage* * See remarks

a. .18 cubic feet per second and ~~and~~

b. .5 acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, electric pump,
sprinkler irrigation

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 6 inches; proposed depth of well is 250 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 \$ 4000.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: Sw $\frac{1}{4}$ of Sw $\frac{1}{4}$ of Section 35 Township 5 N
Range 1 E B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered 2 HORSES, 8 COWS

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.

(5) If water is to be used for other purposes describe: HOLDING POND

63 7771

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

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	1 E	35											5						5

Total number of acres to be irrigated 5

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 Storage is for use for esthetics, stockwater, recreation during winter and irrigation.

T5N

35

POD & Secres P.O.D.

R/E

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.

663-77724

Received by KHF Date 4/9/73 Time 10:20 AM
Preliminary check by KHF Fee \$ 10.00
Received by lip Date 4-9-73 # 10148
Publication prepared by dl Date 4-12-73
Published in Idaho Statesman
Publication dates 4-19 & 4-26-73
Publication approved dl Date 5-1-73
Priority ~~XXXXXX~~ 4-9-73 Reason _____

683-77770

Protests filed by: _____

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

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. 63-7771, 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 May 1, 1978.
 - c. Other: _____

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

Witness my hand this 11th day of May 1973.

R. Keith Higgins
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	LEB	11 April 73	Application No. <u>63-7771</u> Name <u>McKenzie</u>
(2)	LEB	11 April 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	11 April 73	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	LEB	11 April 73	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	LEB	11 April 73	In form for advertising <u>yes</u>
(6)	LEB	5-1-73	Affidavit of Publication received <u>yes</u>
(7)	LEB	5/8/73	Final date for protests <u>5/2/1973</u> Protests received: yes <u>no</u>
(8)	NA	NA	Date and Place of hearing _____ Decision reached at hearing _____
(9)	LEB	5/8/73	Located within Water District No. <u>Basin 65</u>
(10)	LEB	5/8/73	Critical groundwater area: yes <u>no</u> ☒
(11)	LEB	5/8/73	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	LEB	5/8/73	Action recommended: ☒ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval
(14)	RWH	5-8-1973	No conditions for approval
(14)	RWH	5-8-1973	District <u>Western</u> By <u>Robert W. Hamilton</u> Date <u>5-8-1973</u> Title <u>Superintendent of Water Dist.</u>

63 7771

MAY 8 1973

Department of Water Administration

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: _____

STATE OF IDAHO)
COUNTY OF ADA } ss.

LEGAL NOTICES

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
DEANNE A. MCKEITHEN, of
Boise, Idaho, has submitted an application for a permit
to divert 1.8 cubic feet per second of water from the
groundwater by means of a sprinkler system, SW 1/4, Sec.
35, T. 1 N., R. 1 E., B.M. 100, Ada County, Idaho, from January 15 to
November 15, 1973, for irrigation of 1.8 acres, SW 1/4, Sec.
35, T. 1 N., R. 1 E., B.M. 100, Ada County, Idaho.
The permit will be subject to prior water rights.
The application is on file with the Idaho Department of
Water Administration, Statehouse, Boise, Idaho, 83707, on or before May 7, 1973.
R. KEITH HIGGINSON
Director
Pub: April 19-26, 1973 612

Marilyn A Connell, 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

Two XXXXXXXXXX consecutive insertions, beginning with the issue of April 19, 1973, and ending with the issue of April 26, 1973.

Marilyn A Connell

Subscribed and sworn to before me this 27th day of April, 1973.

Lana A. Gentry
Notary Public for Idaho, Residing at Boise, Idaho

63 7751

IDENT. NO. 63-7771

WATER RIGHT
DATA ENTRY LOG[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

OTd No.

New No.

163-7771

Record

1. Original Owner:

Dwayne A. McKenzie

Present Owner:

2. Address:

Rt. 1

3. City:

Bosse

State: 10

Zip:

4. A. Source of Water:

fw

B. Tributary of:

5. A. Stage (A,P,L,D,S,J):

P

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 4-9-1973

D. County:

01

E. Total Diversion Rate: .18

F. Total Diversion Volume: .5

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

6. A. Point of Diversion

Tract

Sec.

Twp.

Rge.

Gov't

Lot

Rediv.

SWSW

35

5N

1E

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

from

3-15

to

11-15-
12-31

for

A

purposes.

Amount

1 cfs
(cfs or AC-FT/yr)

from

1-1

to

12-31

for

AS

purposes.

Amount

.5 Mga

from

to

for

AR

purposes.

Amount

from

to

for

DS

purposes.

Amount

from

to

for

purposes.

Amount

from

to

for

purposes.

Amount

from

to

for

purposes.

Amount

8. Use Code: *1*

[illegible]

9. A. Decree Name:

B. Decree Date:

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

11. Other Uses (Non-irrigation explanatory information):

B/2 horns.

12. Other Rights for Same Use:

13. A. Proof Due Date: 5-1-1978

B. Date Permit Approved or Denied: 5-11-1973

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): *P*

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

H. Conditions of Approval: _____

14. Diversion Means (brief narrative): *well, pump, pond & sprinklers.*



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

January 4, 1980

DeWayne A. McKenzie

Route #1

Boise, ID 83702

Dear Mr. McKenzie:

RE: Permit No. 63-7771

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

Sincerely,

JAN GROVER
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 13, 1979

Re: Permit No. 63-7771

DeWayne A. McKenzie
Route #1
Boise, ID 83702

Dear Mr. McKenzie:

A representative of this Department made an examination of the works covered by your Permit No. 63-7771 on April 6, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per
year.

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

Beneficial use: Domestic use within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Twp. 5N,
Rge. 1E, B.M.

Priority date established: April 9, 1973

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM CHARLIE

DATE 7/2/79

TO JAN

SUBJECT 637771

ONLY DOMESTIC USE FOUND.

Charlie

RECEIVED
JUL 11 1979

SIGNATURE

MEMO

To: CHARLIE

From: JAN

Date: 6/27/79

Herewith forwarding field exam report for Permit No. 63-7771

Cannot issue license until the following is determined:

- ☐ Amount of water measured
- ☐ Location of point of diversion
- ☐ Place of use for domestic
- ☐ Place of use for stockwater
- ☐ Place of use for irrigation (number of acres in each 40-acre subdivision)
- ☐ Installation of measuring device
- ☐ Permit holder does not agree with findings of examiner, please re-examine
- ☒ Other

This permit also listed storage & irrigation of 5 acres. Did you find any storage of the water, & of the 5 acres you found, none were being irrigated? There is a rate of diversion listed from the well to storage & also from storage for irrigation.

No. CUB

MICROFILMED

TOTAL ACREAGE _____ 5

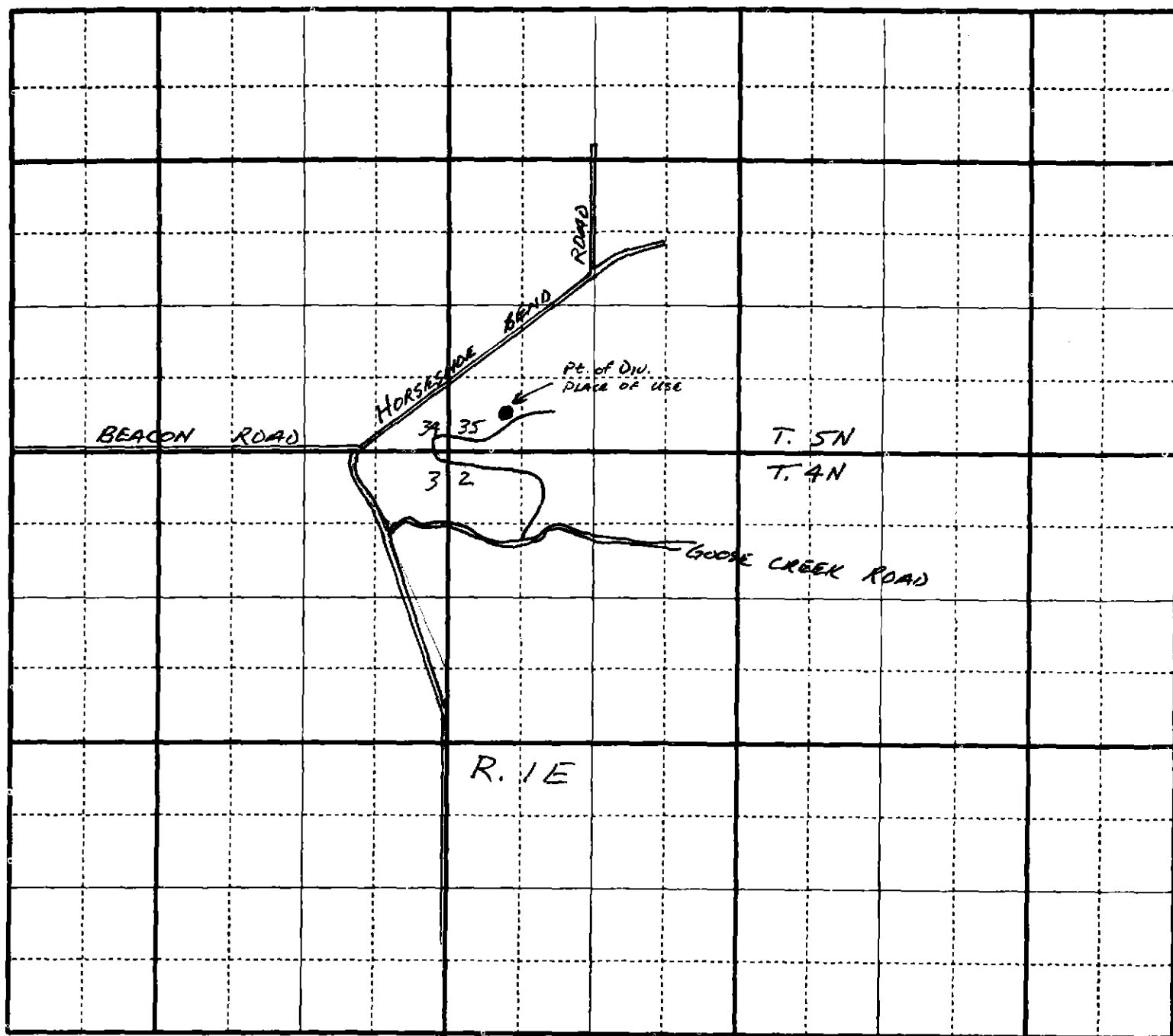


Diagram of System

DATE OF EXAM 4/6/79

ACREAGE
Found 5
Recommended 0 (1/2 acre domestic)

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= 1.2 AF/Ann. from 1/1 to 12/31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: GROUNDWATER
twp. 5N N/S, Rge 12 E/W, B.M., Sec. 35, Sub. SW 1/4 SW 1/4 ADA
County

Exchange? yes _____ no ☒

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

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

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

Total Q measured .15 cfs Method of measurement CALCULATION

Total Q recommended .04 CFS Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

PUMP CAPACITY @ 75% EFFICIENCY, 40 PSI AND 40' LIFT
IS .15 CFS.

SYSTEM DESCRIPTION:

3 Lp PUMP FOR DOMESTIC + IRRIGATION, 12 1/4" NOZZLE
RAINBIRD SPRINKLERS.

REMARKS:

NO STORAGE OR IRRIGATION OF MORE THAN 1/2 ACRE FOUND.

Examiner's Signature Charles W. Bryan Date 4/6/79

Checked by DBS Date 4/11/79

Approved by _____ Date _____

MEMO

To: CHARLIE

From: JAN

Date: 6/27/79

Herewith forwarding field exam report for Permit No. 63-7771

Cannot issue license until the following is determined:

- ☐ Amount of water measured
- ☐ Location of point of diversion
- ☐ Place of use for domestic
- ☐ Place of use for stockwater
- ☐ Place of use for irrigation (number of acres in each 40-acre subdivision)
- ☐ Installation of measuring device
- ☐ Permit holder does not agree with findings of examiner, please re-examine
- ☒ Other

This permit also listed storage & irrigation of 5 acres. Did you find any storage of the water, & of the 5 acres you found, none were being irrigated? There is a rate of diversion listed from the well to storage & also from storage for irrigation.

March 6, 1978

Re: Permit No. 63-7771

Dwayne A. McKenzie
Route 1
Boise, Idaho 83702

Dear Mr. McKenzie:

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

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

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

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

Identification No. _____

Permit No. 63-7771

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

*received
3/23/78
at Dept.
of Water Resources
OK*

1. a) Name of Permit Holder Dewayne A. McKenzie
b) Post Office Address RT. 1, Boise, ID

2. Permit Number 63-7771

3. Date of Priority that you are prepared to establish 4/29/73

4. a) Source from which water was appropriated G.W.

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

Township 5 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 0.07 for domestic purposes from 1/01 to 12/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount 0.10 for Irrigation purposes from 3/15 to 11/15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount 0.50 AF for Storage purposes from 1/01 to 12/31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

0.10 cfs Storage for recreation, esthetics, etc. (see permit)
b) Total amount appropriated _____ cfs and/or acre-feet per annum

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

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

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

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

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 3hp, 227', 6" casing

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: Frank McCure
Caldwell, Idaho
1973

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

1 dom. use

Exam typed 3/3/78 by jm

MICROFILMED

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	18	35											5						5

Total number of acres irrigated 5

10. Remarks: _____

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

3/3/78
(Date)

DeWayne A. McKenzie
(Signature)

State of IDAHO)
County of ADA) ss.

On this 3RD day of MARCH, 1978, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Norman C. Young
Notary Public residing at 2015 E IDAHO



My commission expires 7/25/79



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

February 28, 1978

CERTIFIED MAIL

138459

Re: Permit No. 63-7771

Dewayne A. McKenzie
Route 1
Boise, Idaho 83702

Dear Mr. McKenzie:

One of the conditions of approval of your water Permit No. 63-7771 (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 May 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.

MICROFILMED

Norman C. Young
NORMAN C. YOUNG
Administrator,
Resources Administration Division

NCY:jfr

Encl: Proof affidavit

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

May 15, 1973

Re: Permit No. 63-7771

Mr. DeWayne A. McKenzie
Route #1
Boise, ID 83702

Dear Mr. McKenzie:

Enclosed is a copy of your approved Application for Permit No. 63-7771. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosure

63 7771

636877720

April 12, 1973

Re: Application for Permit No. 63-7771 Dewayne A. McKenzie
63-7772 Delmar &/or Annita Wall

Idaho Statesman
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)

63 7771

Very truly yours,

63 7771

Bill submitted 5-1-73 by df

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that DEWAYNE A. MCKENZIE, Rt. #1, Boise, Ida.

has on April 9, 1973 submitted Application No. 63-7771
for a permit to appropriate .18 cubic feet per second & .5 acre feet
per annum of water from a groundwater source
by means of well, pump & sprinkler system
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 5 N., R. 1 E., B.M., Ada County

to be used from Jan. 1 to Dec. 31 for domestic & storage purposes &
~~for~~ March 15 to Nov. 15 for the irrigation of 5 acres
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 35, T. 5 N., R. 1 E., B.M.

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Idaho Depart-
ment of Water Administration, Statehouse, Boise, Idaho, 83707, on or before
May 7, 1973.

R. KEITH HIGGINSON

Director

Published in the Idaho Statesman, Boise, Ida.

on April 19, 1973 and April 26, 1973

63 7771

63 7771