

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO, }
COUNTY OF BOISE } S.S.

T. R. Adams, being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD a weekly news paper
published at Idaho City in the
County of Boise and state of
Idaho; that said paper has been
and is in general circulation
in the county aforesaid, and in
the vicinity of Idaho City; that
the advertisement, a copy of
which is hereto attached, was
published in said newspaper

once a week for two con-
secutive weeks in the entire and
regular issue of every number
of said paper during the period
and time of publication, and was
published in the newspaper pro-
per and not in a supplement;
that said paper has been estab-
lished and regularly and contin-
uously published for more than
seventy-eight weeks past pre-
vious to the first publication of
this notice. Such notice was pub-
lished in the issue beginning

with Dec 7, 1972
and ending with the issue of

Dec 14
T. R. Adams 1972

Subscribed and sworn to before

me this 31st day of January

1973

Robert J. Tinsfield
Clerk District Court

Deputy

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that
DAVIS C. TOOTHMAN, 1802
North 33rd Street, Boise, Idaho,
has on November 14, 1972 sub-
mitted Application No. 63-7692
for a permit to appropriate
0.04 cubic feet per second of
water from a groundwater sou-
rce by means of drilled well-
submersible pump and pipeline
within the NW 1/4 SW 1/4, Sec. 31,
T. 7N., R. 5E., B. M., Boise
County, to be used from Jan. 1
to Dec. 31 for domestic purposes
within the NW 1/4 SW 1/4, Sec. 31,
T. 7N., R. 5E., 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, Bo-
ise, Idaho 83707, on or before
December 25, 1972.

R. KEITH HIGGINSON
Director

Published in the Idaho World
Idaho City, Idaho on December
7 and December 14, 1972.

OK. df
2-1-73

63 7692



Clear Creek

Granite

Gulch

Centerville

Twin Sisters x Mine
Twin Sisters

Gulch

Boston

Gulch

Grimes

BM 4264

Henry

New Centerville

TAILINGS

North

Fort Sugar Creek

Creek

Trail

Trail

(WARM SPRINGS POINT)

R 4 E. 55' HOLCOMB GUARD STATION 8.6 MI.

R 5 E. 588000m E.

IDAHO CITY (IDAHO 21) 6.7 MI.

115° 52' 30"

43° 52' 30"

(IDAHO CITY)

SCALE 1:24,000

1 MILE

ROAD CLASSIFICATION

Light duty

Unimproved dirt

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7692 Priority Nov. 14, 1972 Amount 0.04 cfs

THIS IS TO CERTIFY, that DAVIS C. TOOTHMAN
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7692 issued pursuant to Application for Permit dated November 14, 1972,
and has submitted proof to the Department of Water Resources on December 4, 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 0.04 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</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 SW¹₄SE¹₄ of Sec. 31,
Twp. 7 N, Rge. 5 E, B. M. in the County of Boise

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	
7 N	5 E	31																X	

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 12 day of
August, 19 75.

Director

Receipt #

APPLICATION FOR AMENDMENT

RECEIVED
AUG 11 1961
Department of Water Resources

Permit No. 63-7692

Comes now Davis C. Toothman of (address) _____

Boise, Idaho

That he is the owner and holder of Permit to appropriate the Public Waters of the State

1. Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31 Twp. 7 N

NO CHANGE

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)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

NOTES

A 10x10 grid map showing Township 7 North and Range 5 East. The intersection of Twp. 7 N and Rge. 5 E is marked with an asterisk and the number 31.

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

Signed at Besse, this 7th day of August, 1975.

(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 63-7692.

Witness my hand this 12 day of August, 19 75

Director

Identification No. _____

Application No. 63-7692

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPROVED

LICENSE FEE: \$4.00 (P.D.)
LICENSE FEE: \$0.00

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Davis C. Toothman
post office address 1802 N. 33rd Street, Boise, Idaho 83703
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 7 N.
Range 5E. B.M. Boise 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 0.04 for domestic purpose from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.04 cubic feet per second ~~and/or~~
b. ~~XXXXXX~~ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. drilled well, 3/4 H.P. submersible pump and controls, 1-1/4 inch main pipeline

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 50 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 \$ 1,000.
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 SW $\frac{1}{4}$ of Section 31 Township 7 N.
Range 5 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 _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
(5) If water is to be used for other purposes describe: _____

63-7692

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated. _____

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

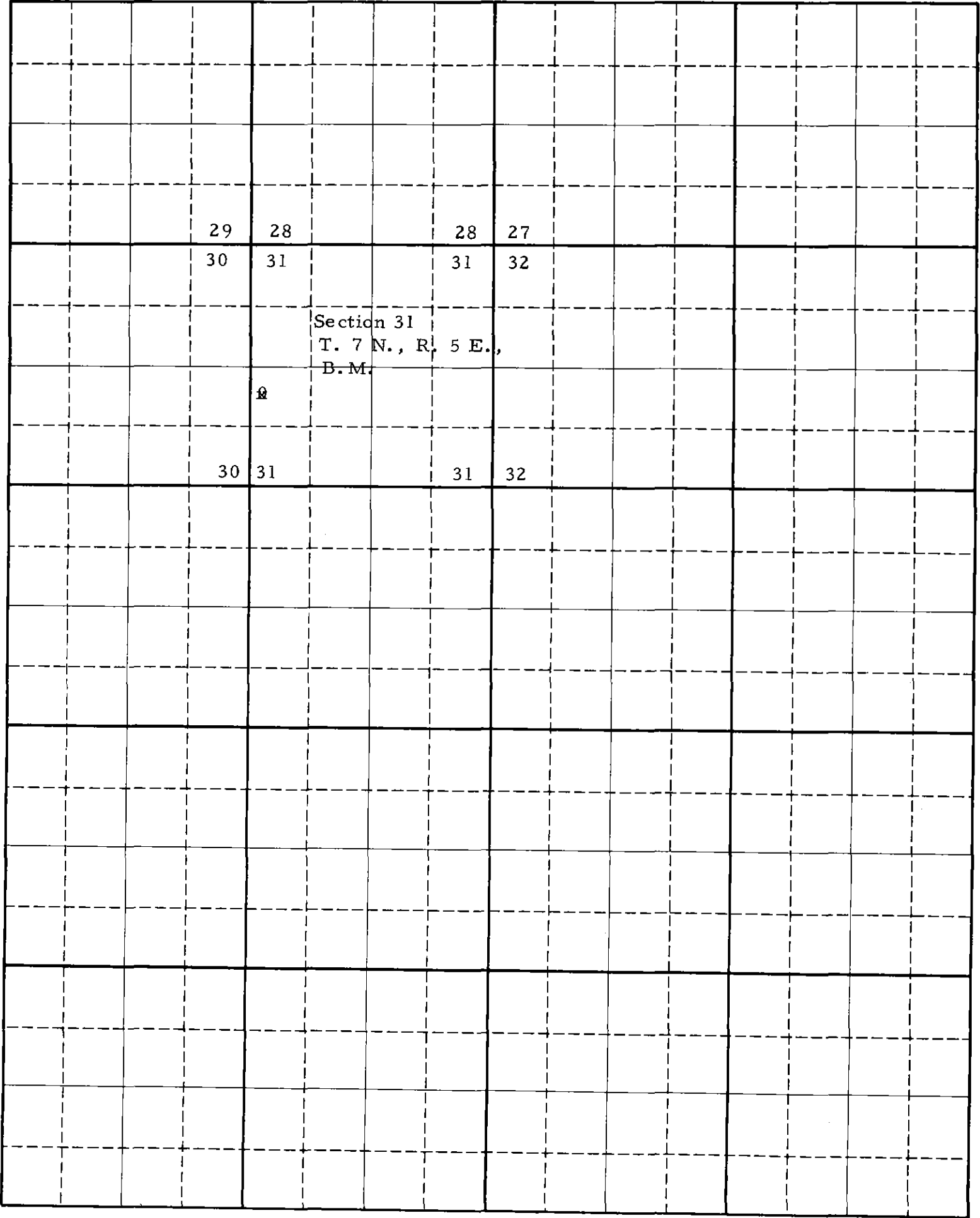
9. a. Who owns the property at the point of diversion Davis C. Toothman

b. Who owns the land to be irrigated or place of use Davis C. Toothman

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

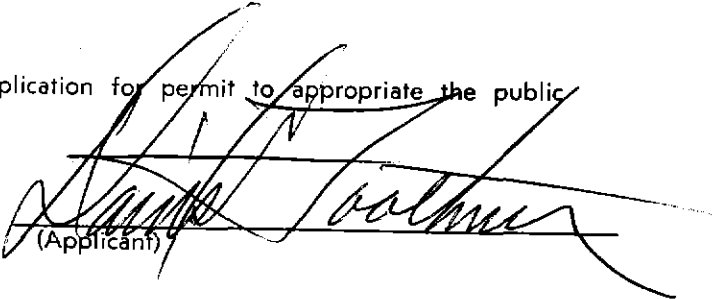
10. Remarks —

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.


(Applicant)

Received by ef Date 11-14-72 Time 8:00 A
 Preliminary check by ef Fee \$ 10.00
 Receipted by ef Date 11-15-72
 Publication prepared by ef Date 11-17-72
 Published in Idaho World
 Publication dates 11-23 & 11-30-72
 Publication approved ef Date 2-1-73
 Priority ~~reduced~~ to 11-14-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by LHE SDF

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. 63-7692, 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 February 1, 1975.
- c. Other: _____

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

Witness my hand this 2nd day of February 19 73.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item Initial Date

(1) JEB 17 Nov Application No. 63-7692 Name Toothman

(2) JEB 17 Nov 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) JEB 17 Nov Send copies to:
☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(4) JEB 17 Nov ☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.

(5) JEB 17 Nov In form for advertising JES was supposed to be published
on 11/23 and 11/30 but was actually published 12/7 and 12/14
 (6) WCB 2-1-73 Affidavit of Publication received none

(7) WCB 1/31/73 Final date for protests December 24, 1972 ^{mcb.} 26, 1972
 Protests received: yes no X

(8) ———— Date and Place of hearing _____
 Decision reached at hearing _____

(9) WCB 1/31/73 Located within Water District No. 63

(10) WCB 1/31/73 Critical groundwater area: yes _____ no X

(11) ———— Groundwater levels:
☐ Decline (comment) _____
☐ Stable (comment) _____
☐ Increasing (comment) _____

(12) WCB 1/31/73 Comments: Copy of newspaper clipping taped to
back of letter to Idaho World

(13) KHR 1/31/73 Action recommended:
☒ Approve Priority 11/7/1972
☐ Deny Reason for Reduction _____

See attached sheet for conditions of approval

(14) KHR 1/31/73 No conditions for approval
 District Western By Ker Fort

Date 1/31/73 Title WUE DELETED

RECOMMENDEDCONDITIONS 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. 004, _____ 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: _____

**AFFIDAVIT
OF
PUBLICATION**

STATE OF IDAHO, }
COUNTY OF BOISE } S.S.

T. R. Adams, being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of **THE IDAHO**
WORLD a weekly news paper
published at Idaho City, in the
County of Boise and state of
Idaho; that said paper has been
and is in general circulation
in the county aforesaid, and in
the vicinity of Idaho City; that
the advertisement, a copy of
which is hereto attached, was
published in said newspaper

once a week for two con-
secutive weeks in the entire and
regular issue of every number
of said paper during the period
and time of publication, and was
published in the newspaper pro-
per and not in a supplement;
that said paper has been estab-
lished and regularly and contin-
uously published for more than
seventy-eight weeks past pre-
vious to the first publication of
this notice. Such notice was pub-
lished in the issue beginning

with Dec 7, 1972
and ending with the issue of

Dec 14, 1972
T. R. Adams

Subscribed and sworn to before

me this 31st day of January

1973
[Signature]
Clerk District Court

Deputy

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that
DAVIS O. TOOTHMAN, 1802
North 33rd Street, Boise, Idaho,
has on November 14, 1972 sub-
mitted Application No. 63-7692
for a permit to appropriate
0.04 cubic feet per second of
water from a groundwater sou-
rce by means of drilled well
submersible pump and pipeline
within the NW 1/4 SW 1/4, Sec. 31,
T. 7N., R. 5E., B. M., Boise
County, to be used from Jan. 1
to Dec. 31 for domestic purposes
within the NW 1/4 SW 1/4, Sec. 31,
T. 7N., R. 5E., 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, Bo-
ise, Idaho 83707, on or before
December 25, 1972.

E. KETTER HEDGECOCK
Director

Published in the **Idaho World**
Idaho City, Idaho on December
7 and December 14, 1972.

OK df
2-1-73

WRD417

WATER RIGHTS PROOF READING REPORT

05/16/85

PAGE 1

WATER RIGHT NUMBER 63-7692

OWNER LAST NAME - TOOTHMAN

FIRST NAME - DAVIS C.

ORIG OWNER -

ADDRESS LINE 1 - 1802 N. 33RD ST.

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE

STATE - ID ZIP CODE - 83703

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 11-14-1972 COUNTY - BOISE

TOTAL DIV. RATE - .0400 -CFS

TOTAL DIV. VOLUME - 1.20 AFA TRFR/AMEND -

WATER DIST. - DLE/CAPEY ACT - RIGHT BASIS -

DIVERSION POINT - SWSE 31 07N 05E 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 - TWN 07N RNG 05E SEC 31 TRACT SWSE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

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. 63-7692

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]

August 14, 1975

C
Re: Permit No. 63-7692

O
Davis C. Toothman
1802 N. 33rd
Boise, ID 83703

P
Dear Mr. Toothman:

Enclosed herewith is a copy of the water license issued on the above referenced permitt. Also enclosed is a copy of the approved Application for Amendment.

Sincerely,

Y
BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.: Receipt No. 1173

RECEIVED
AUG 15 1975
FLEENOR

August 6, 1975

Mr. Davis C. Toothman
1802 N. 33rd
Boise, Idaho 83703

Dear Mr. Toothman:

A representative of this Department has made an examination of the works covered by your Permit No. 63-7692 and has found the following:

Quantity of water diverted: 0.04 cfs Source: ground water

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

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

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Twp. 7 N, Rge. 5 E, B.M.,
Boise County

Beneficial use: Domestic purposes within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31,
Twp. 7 N, Rge. 6 E, B.M.

Priority date established: Nov. 14, 1972

Your permit lists the point of diversion and place of use as being within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 31, whereas, the field report indicates the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 31. Therefore, it will be necessary for you to amend the permit before a license is issued.

Enclosed is an application for amendment for your use in this matter. Please sign the application and return it to this office within 30 days along with a \$10.00 filing fee in order that we may issue your license as set forth above. If you do not concur with these findings, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enc: App for amend

FIELD REPORT

ON

3. Water will be used for the following purposes:

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7N N/S, Range 5E E/W, B.M., Section 31, Subdivision NW $\frac{1}{4}$ SW $\frac{1}{4}$, Boise
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

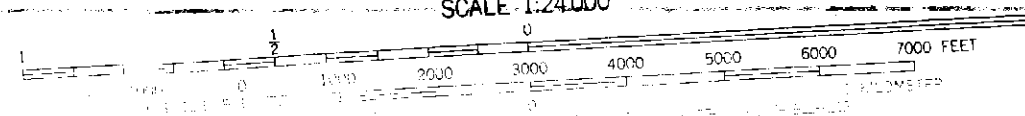
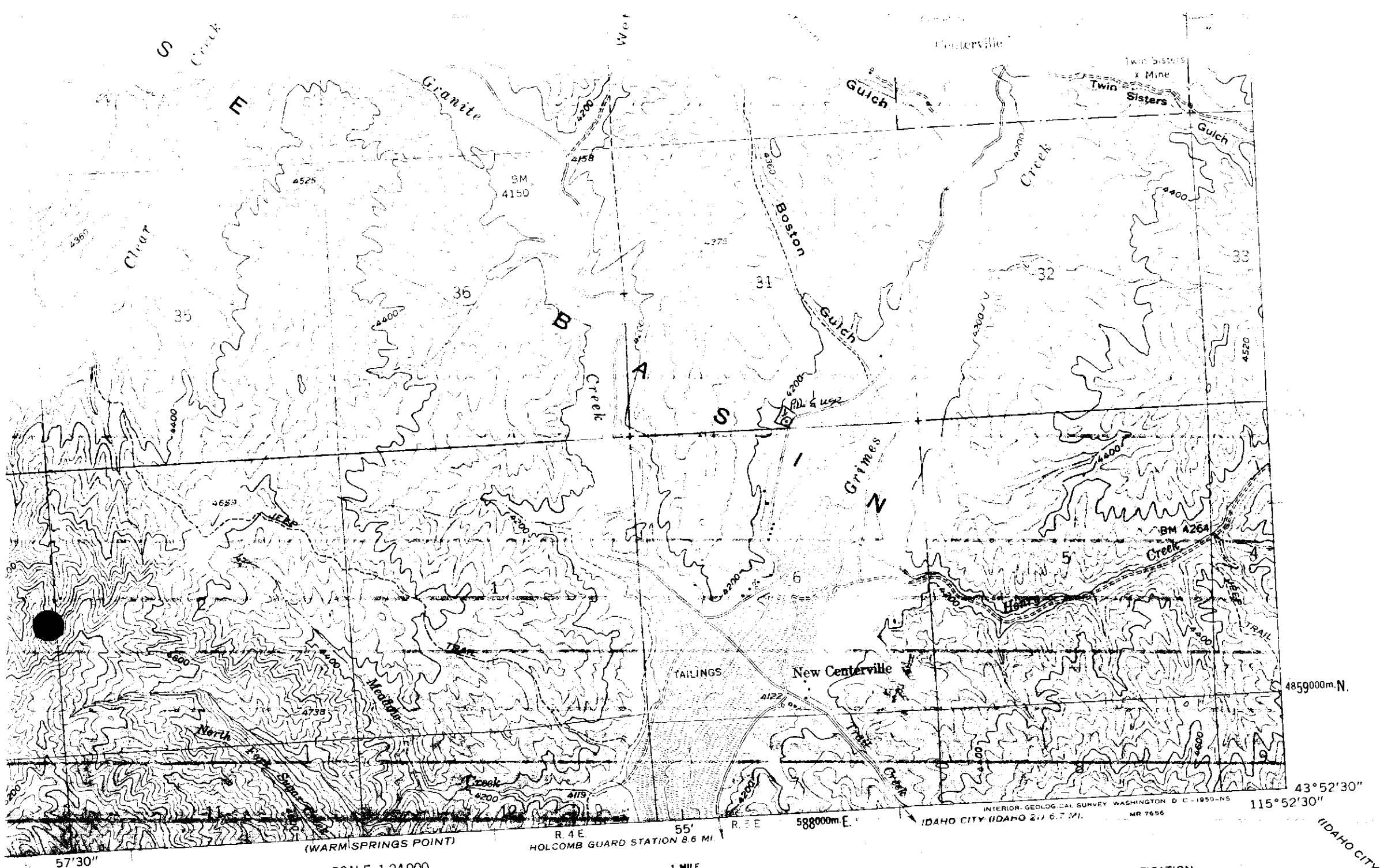
Other Points of Diversions:

Description of diverting works: 1/2 hp submersible pump w/pressure controls & distribution system
well is 6" cased to 50' deep.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**



ROAD CLASSIFICATION
Light-duty ———
Unimproved dirt - - - - -

DATE OF EXAM 7-2-75

ACREAGE

Found _____
Recommended NA

Irrigation Requirement NR Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.04 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 ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
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 0.04 cfs. Method of measurement est.

Total Q recommended 0.04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 A.F./Ann.

Recommended Amendments:

P.D. SW 1/4 SE 1/4 Sec 31 T 7N, R 5E.
Place of Use SW 1/4 SE 1/4 Sec 31 T 7N, R 5E.
Other _____
None _____

MEASUREMENT CALCULATION:

Standard Q & V for domestic use for one summer
home including lawn & garden irrigation, swimming
pool.

SYSTEM DESCRIPTION:

30' x 6" well, 1/2 HP submersible pump, domestic pressure system.

REMARKS:

Examiner's Signature M. Clayton Brown Date 7-2-75

Checked by _____ Date _____

Approved by _____ Date _____

December 18, 1974

Re: Permit No. 63-7692

Davis C. Toothman
1802 N. 33rd
Boise, ID 83703

Dear Mr. Toothman:

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. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder DAVIS C. TOOTHMAN
b) Post Office Address 1802 N 33rd Boise, Idaho 83703
2. Permit Number 63-7692
3. Date of Priority that you are prepared to establish 11/20/72
4. a) Source from which water was appropriated ground water.
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 31
Township 7 N, Range 5 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.0443 for domestic purposes from JAN. 1 to Dec. 1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.04 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: MAX. PUMPING RATE & WELL YIELD
by QUANTITATIVE 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) 1/2 Hp. submersible pump with
pressure controls and distribution system
well is 6" cased & 50 ft. deep.
b) Describe the type and size of measuring device which you have installed at your point of diversion: NONE
c) Give well driller's name and address and the date the well was completed:
John Morris - 1917 S. Atlantic - Boise.
Completed 11/20/72
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: domestic

REPRODUCTION

Exam typed 2/18/74 by js

TOOTHMAN AND ASSOCIATES, ENGINEERS

Consulting Engineers and Land Surveyors

1802 N. 33RD ST., BOISE, IDAHO 83703

PHONE 342-6973 AREA CODE 208

RECEIVED

Department of Water Resources

Mr. R. Keith Higginson, Director
State of Idaho - Department of Water Resources
Statehouse
Boise, ID 83720

December 3, 1974

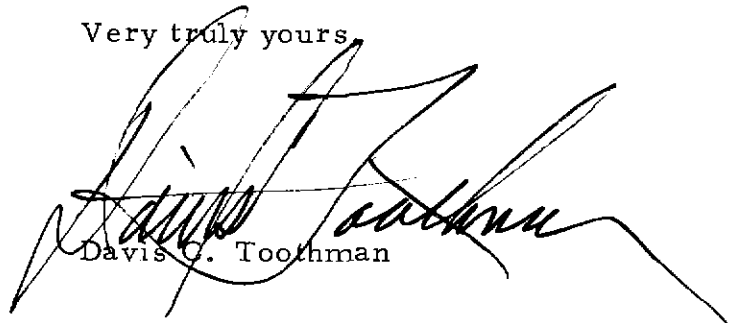
Permit 63-7692

Dear Sir:

Reference is made to your letter of December 2, 1974, transmitting the affidavit for proof of beneficial use for water being claimed under Permit #63-7692.

The affidavit has been completed and is returned herewith.

Very truly yours,



Davis C. Toothman

DCT:mr
Enc:

RECEIVED

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



**RETURN
TO**



DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720



- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom, date, and address of
delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	26285	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4.

W. Richards - T. L. C.
DATE OF DELIVERY
DEC 3 1974

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

December 2, 1974

CERTIFIED MAIL

#26285

Re: Permit No. 63-7692

Davis C. Toothman
1802 N. 33rd.St.
Boise, ID 83703

Dear Mr. Toothman:

One of the conditions of approval of your water Permit No. 63-7692 (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 February 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. Keith Higginson

R. KEITH HIGGINSON
Director

MICROFILMED

RKH:jg
Enc: Proof affidavit

C
February 2, 1973

Re. Permit No.: 63-7692

O
Davis C. Toothman
1802 N. 33rd Street
Boise, Idaho 83703

P
Dear Mr. Toothman:

P
Enclosed is a copy of your approved Application for Permit No. 63-7692 . We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

Y
BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

63 7692

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
WESTERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2190

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

January 2, 1973

Re: Applications for Permit #65-7318 LeGrand Bennett
#65-7319 Hyrum or Clover Powell & Lee or Kay Perkins
#65-7320 Edwin R. or Edna I. Maki
#65-4053 Missouri Mines
#63-7692 Davis C. Toothman
#63-7685 Robert E. Brown &/or L.W. Harris, Jr. &/or Patricia
#63-7696 Patricia A. Strong Lloyd
#63-7617 James H. Rainey, Jr.

The Idaho World
Box 144
Idaho City, Idaho 83631

Gentlemen:

Would you please submit affidavits of publication and certified bills in connection with the above referenced items. We cannot proceed with the processing of these applications until we receive the affidavits and as some of these are quite old, it is imperative that we receive them as soon as possible. The legal notices for 65-7318, 65-7319 & 65-7320 were to have been published October 26 and November 2, 1972; 65-4053, October 19 and October 26, 1972; 63-7692 & 63-7685, November 23 and November 30; 63-7696, 63-7617, December 14 and December 21, 1972.

Your cooperation in this would be greatly appreciated.

Sincerely,

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

KHF:def

63 7692

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

November 17, 1972

Re: Application for Permit No. 63-7692 Davis C. Toothman

The Idaho World
Box 144
Idaho City, Idaho 83631

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,

63 7692

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that DAVIS C. TOOTHMAN, 1802 North 33rd Street Boise Idaho, has on November 14, 1972 submitted Application No. 63-7692 for a permit to appropriate 0.04 cubic feet per second of water from a groundwater source by means of drilled well submersible pump and pipeline within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7N., R. 5E., B. M., Boise County, to be used from Jan. 1 to Dec. 31 for domestic purposes within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 7N., R. 5E., 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

December 25, 1972

R. KEITH HIGGINSON
Director

Published in the Idaho World
Idaho City, Idaho on December
7 and December 14, 1972.

OK'd 1-30-73

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that DAVIS C. TOOTHMAN, 1802 N. 33rd Street,
Boise, Idaho
has on Nov. 14, 1972 submitted Application No. 63-7692
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~
~~PERMIT~~ of water from a groundwater source
by means of drilled well, submersible pump, and pipeline
within the N~~1~~SW~~4~~, Sec. 31, T. 7 N., R. 5 E., B.M., Boise County

to be used from Jan. 1 to Dec. 31
for domestic purposes

within the NW~~1~~SW~~4~~, Sec. 31, T. 7 N., R. 5 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 Dec. 11, 1972

R. KEITH HIGGINSON

Director

Published in the Idaho World, Idaho City, Idaho
on Nov. 23, 1972 and Nov. 30, 1972 **63 7692**

Western District Office

November 16, 1972

Re: Application for Permit No. 63-7692

Mr. Davis C. Toothman
1802 North 33rd Street
Boise, Idaho 83703

Dear Mr. Toothman:

Attached herewith is your Receipt No. 9087 in the amount of \$10.00 for Application
for Permit No. 63-7692 which was received in this office under the above date.

Sincerely,

DEANNA E. FELDT
Secretary

63 7692