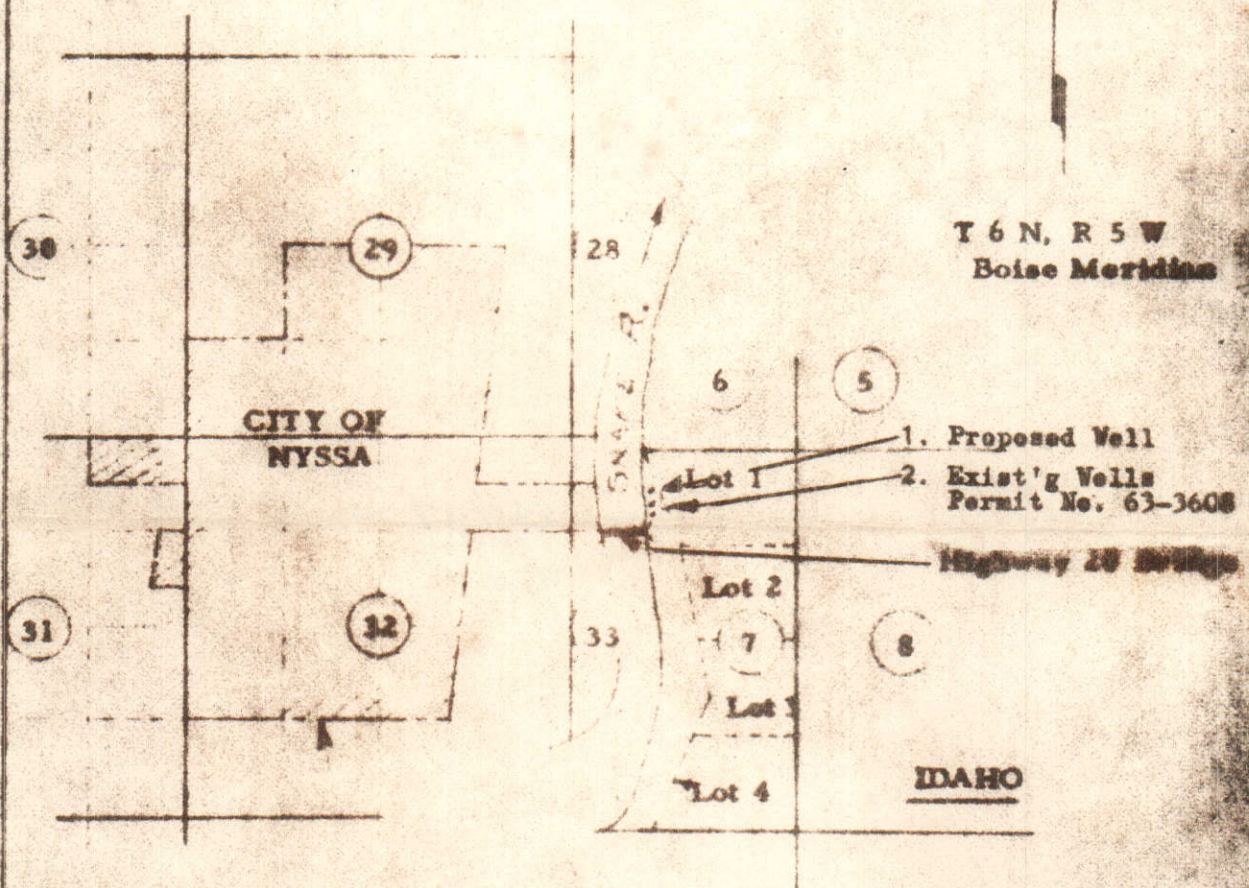


APPLICANT: CITY OF NYSSA, OREGON

T 19 S, Range 47 E
Willamette Meridian

North



OREGON

Meander Line

City Limits &
Boundary of Area
Served by water supply

Proposed works will consist of one additional shallow well. Water is pumped through existing 16" pipe suspended from highway bridge to the distribution system of the City of Nyssa.



CITY OF NYSSA, OREGON
APPLICATION FOR PERMIT
SUBTERRANEAN WATERS
STATE OF IDAHO

September 15, 1972

Fred O. Koch, P.E.
City Manager

Scale: 2" = one mile

1 Copy to Cindy

Western District Office

September 7, 1972

RE: 63-7665

City of Nyssa
14 South 3rd Street
Nyssa, Oregon 97913

Gentlemen:

We are returning your check #96-459 in the amount of \$2.00 along with your Application for Permit.

The amount of water you requested is 1.0 cfs. The fee to appropriate this amount of water is \$25.00.

In order to process your application, we will need to know the period of use as requested in item 4. Also, the amount of water you requested is in excess of the normal requirement for those uses listed, therefore we need additional information to justify the excess amount.

As soon as we are in receipt of this information and the required fee, we shall continue with the processing of this application.

If you should have any further questions, please do not hesitate to contact this Department.

Sincerely,

GARY L. PAGE
W. R. Supervisor

GLP:def

Enclosures

63 7665

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4362
WATER RIGHT NO(S). 63-03608/63-07665/63-07830

This is to certify that: CITY OF NYSSA
14 S 3RD ST
NYSSA OR 97913

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-03608 : MUNICIPAL Priority: 08/03/1964	01/01 to 12/31	1.34 CFS	863.9 AF
Right No. 63-07665 : MUNICIPAL Priority: 09/26/1972	01/01 to 12/31	0.95 CFS	
Right No. 63-07830 : MUNICIPAL Priority: 07/18/1973	01/01 to 12/31	1.00 CFS	
TOTAL:		3.29 CFS	

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNE), Sec. 7, Township 06N, Range 05W
CANYON County

PLACE OF USE: Within the city of Nyssa, Oregon & the surrounding service area.

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

RECEIVED

JUN 13 1994

TRANSFER NO. 4362
WATER RIGHT NO(S). 63-03608/63-07665/63-07830

CONDITIONS/REMARKS:

4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Five points of diversion are located within Lot 1 (NWNE), S07, T06N, R05W.

Dated this 2nd day of

June, 1994

[Signature]
Chief, Water Alloc. Bureau

MAILED

JUN 13 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7665 Priority September 26, 1972 Amount 0.95 cfs

THIS IS TO CERTIFY, that CITY OF NYSSA

of Nyssa, Oregon, has complied with the terms and conditions of Permit No. 63-7665 issued pursuant to Application for Permit dated September 26, 1972, and has submitted proof to the Department of Water Resources on November 4, 1977, 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 0.95 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>Municipal</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.95</u> cfs and	<u>N/A</u>	
	from _____ to _____ at _____ cfs and		
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.95 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 N/A acre feet per year, said waters to be diverted within the Government Lot 1, Sec. 7, Twp. 6N, Rge. 5W, B. M. in the County of Canyon

Description and location of place of use: CITY OF NYSSA

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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 7 day of May, 19 79.

Deputy Director

Identification No. _____

Application No. 63-766.5

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant CITY OF NYSSA
post office address 14 South 3rd. Street Nyssa, Oregon 97913

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

3. a. Location of point of diversion is westerly portion of Lot 1
1/4 of 1/4 of Section 7 Township 6 N
Range 5 W B.M. Canyon County; additional points of diversion if any: _____

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

✓ 4. Water will be used for the following purposes:

Amount 1.0 for domestic and industrial purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.0 for fire protection purpose from 1/1 to 12/31 (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. 1.0 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. one well pump

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 12 inches; proposed depth of well is 41 feet, plus or minus

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 25 years.

b. Estimated construction cost is \$ 20,000.00.

8. Description of proposed uses:

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

(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ B.M.

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

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served City of Nyssa, or number of families to be supplied with domestic water 1000.

(5) If water is to be used for other purposes describe: Domestic and industrial

TABLE 3

SYSTEM DESIGN CRITERIA

ITEM	UNMETERED SYSTEM			METERED SYSTEM		
	1965	1985	2000	1965	1985	2000
Design year						
Design population	2,700	3,250	3,700	2,700	3,250	3,700
Maximum-day system demand, mgd ⁽¹⁾	2.15	2.85	3.25	1.65	2.18	2.48
Peak demand rate, mgd	3.30	4.35	4.95	2.60	3.44	3.92
Duration of required fire flow, hours ⁽²⁾	6	7	7	6	7	7
Required fire flow, gallons per minute	1,650	1,800	1,925	1,650	1,800	1,925
Required fire flow, mgd	2.37	2.59	2.77	2.37	2.59	2.77
Fire flow available from existing 150,000 gallon storage, mgd	0.60	0.51	0.51	0.60	0.51	0.51
Additional fire flow required, mgd	1.77	2.08	2.26	1.77	2.08	2.26
Average demand, maximum 5 days, mgd	2.02	2.68	3.05	1.55	2.05	2.33
Required supply rate as controlled by fire flow plus average system demand during 5 successive maximum days, mgd	3.79	4.76	5.31	3.32	4.13	4.59
Required supply rate as controlled by peak demand rate, mgd	3.30	4.35	4.95	2.60	3.44	3.92

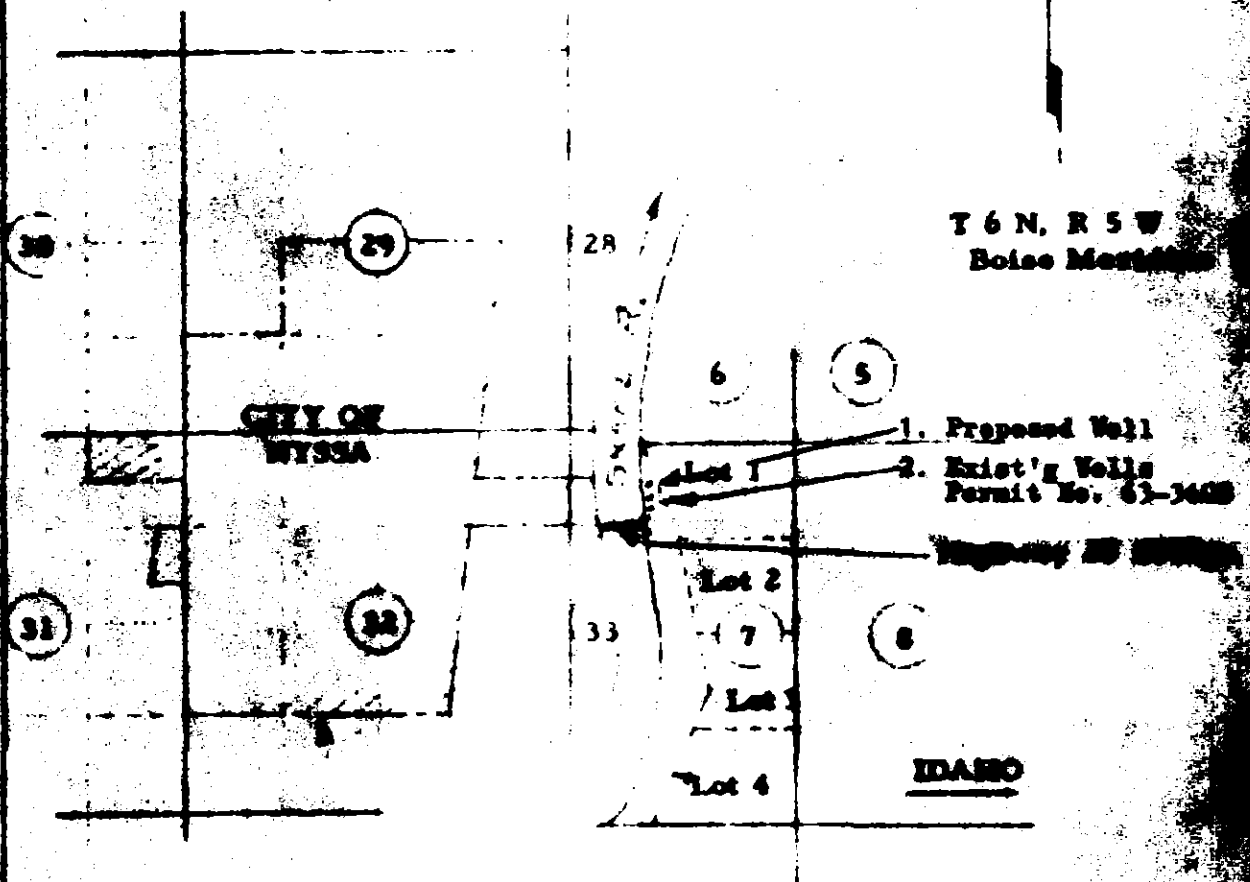
(1) Millions of gallons per day

(2) Recommended by National Board of Fire Underwriters

APPLICANT: CITY OF WYSSA, OREGON

**T 19S, Range 47E
Willamette Meridian**

North



OREGON

Meander Line

**City Limits &
Boundary of Area
Served by water supply**

Proposed works will consist of one additional shallow well. Water is pumped through existing 16" pipe suspended from highway bridge to the distribution system of the City of Wyssa.



**CITY OF WYSSA, OREGON
APPLICATION FOR PERMIT
SUBTERRANEAN WATERS
STATE OF IDAHO**

September 15, 1972

**Fred. O. Koch, P.E.
City Manager**

Sealed

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

A blank sheet of graph paper featuring a uniform grid of small squares. The grid consists of 20 columns and 20 rows, creating a total of 400 square units. The lines are thin and black, set against a white background. There are no margins, text, or other markings on the page.

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.

CITY OF NYSSA
(Applicant)

Fred. O. Koch
CITY OF NYSSA By
(Applicant) Fred. O. Koch, P.E.
City Manager

63 7665

63 7665

Received by Uj Date 9-26-72 Time 1:20pm
Preliminary check by MP Fee \$ 25.00
Receipted by Uj Date 9-26-72 Rec'd 8277
Publication prepared by MP Date 9-29-72
Published in Idaho Bureau
Publication dates 10-5-12, 1972
Publication approved MP Date 11-1-72
Priority ~~reduced~~ to 9-26-72 Reason _____

Protests filed by: _____

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

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. 63-7665, 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 January 1, 1978.
 - c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- 2. Denial of said application is for the following reasons: _____

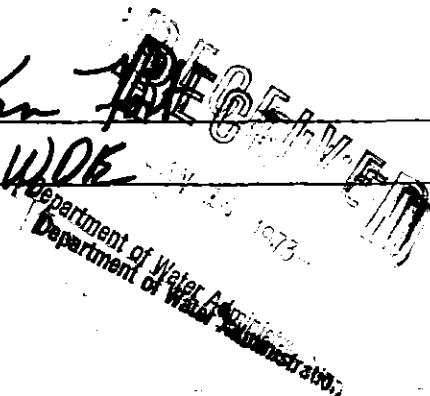
Witness my hand this 19th day of January 1973.

R. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>SLP</u>	<u>9/29/72</u>	Application No. <u>63-7665</u> Name <u>City of Nysa</u>
(2)	<u>SLP</u>	<u>9/29/72</u>	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)		<u>NA</u>	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)		<u>NA</u>	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>SLP</u>	<u>9/29/72</u>	In form for advertising _____
(6)	<u>MP</u>	<u>11/1</u>	Affidavit of Publication received <u>OK</u>
(7)	<u>SLP</u>	<u>11/10/72</u>	Final date for protests <u>oct 23, 1972</u> Protests received: yes _____ no <u>✓</u>
(8)	<u>SLP</u>	<u>NA</u>	Date and Place of hearing _____ Decision reached at hearing _____
(9)		<u>NA</u>	Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no <u>✓</u>
(11)	<u>SLP</u>	<u>11/10/72</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>SLP</u>	<u>11/10/72</u>	Action recommended: ☒ Approve ☐ Deny Priority <u>9/26/72</u> Reason for Reduction <u>insufficient fees</u>
	<u>KWR</u>	<u>11/13/72</u>	See attached sheet for conditions of approval
			No conditions for approval
(14)			District <u>Western</u> By <u>Ken</u> Date <u>11/17/72</u> Title <u>WDE</u> <u>11/18/72</u>

63 7665



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: _____

***PUBLIC NOTICE**

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that CITY OF NYSSA, 14 South 3 Street, Nyssa, Oregon has on Sept. 26, 1972 submitted Application No. 63-7665 for a permit to appropriate 1.0 cubic feet per second of water from a groundwater source by means of well and pump within Lt. 1, Sec. 7, T. 6 N., R. 5 W., B.M., Canyon County to be used from Jan. 1 to Dec. 31 for domestic, industrial, and fire protection purposes within and adjacent to the City of Nyssa, Oregon, being within Sections 28, 29, 30, 31, 32, 33, all in T. 19S., R. 47 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 23, 1972.

R. KEITH HIGGINSON
Director

Published in the Parma Review, Parma, Idaho on Oct. 5, 1972 and Oct. 12, 1972.

C-
Mw 012
11-1-72

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

COUNTY OF CANYON)

) ss.

Department of Water Administration

Theron Gough, being first duly sworn, on his oath deposes and says:

That he is a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years and not a party to the action as per notice attached.

That he is Publisher of

THE PARMA REVIEW

a weekly newspaper published in the City of Parma, County of Canyon, State of Idaho, every Thursday; that the said newspaper is in general circulation in the said County of Canyon, and has been continuously and uninterruptedly published in said county during a period of 78 consecutive weeks prior to the first pub-

lication of the annexed Legal notice

; that said

Notice

being

Application for Permit No. 63-7665 City of

Nyssa, Oregon,

was published in said newspaper in two consecutive issues in the regular and entire issue of each and every number of every paper during the period and time of publication, and was printed in the newspaper proper and not in a supplement, said notice having been so published upon the following dates: October 5, 1972 and October 12, 1972.

Theron Gough

Subscribed and sworn to before me, this

30

day of October, 1972.

Naomi S. Wardwell

Notary Public for Idaho,
Residing at Parma, Idaho

63 7665

MEMORANDUM

TO: FILE 63-07665

FROM: PAM SKAGGS CS

RE: TRANSFER # 4362

DATE: 5-27-94

=====

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within file # 63-03608.

JUN 13 1994

MEMORANDUM

TO: FILE NOS. 63-03608, 63-07665 & 63-07830

FROM: PAM SKAGGS/^{CP}STATE OFFICE

SUBJECT: TRANSFER NO. 4362

DATE: May 31, 1994

=====

Transfer No. 4362 was filed to add a point of diversion to the City of Nyssa water rights, nos. 63-03608, 63-07665 and 63-07830. Use of water under Right No. 63-03608 was changed from industrial and domestic to municipal use via this transfer application. The annual volume limit on this right will continue.

Recommended conditions include well drilling requirements, measuring devices, and standard transfer conditions.

MEMORANDUM
JUN 13 1994

WR0749NP
No. T63-07665

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/01/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF NYSSA 14 S 3RD ST NYSSA OR 97913 (503) 372-2264	09/26/1972	MUNICIPAL	01-01 12-31	0.95 CFS	
TOTAL DIVERSION:					0.95 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06N R05W S07 Lot 01(NWNE)

CANYON County

Pou County:

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks: Place of use under Transfer No. 4362 is located within the city of Nyssa, Oregon and the surrounding service area. Five points of diversion are located within Lot 1 (NWNE), S07, T06N, R05W.

Dates: App. Received: Priority Date: 09/26/1972
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/13/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 05/27/1994 User-ID: SKAGGS Subject: TRANSFER NO. 4362
Transfer No. 4362 was filed to add a point of diversion under Right Nos. 63-03608, 63-07665 and 63-7830, and change/clarify the use under 63-03608 as municipal.

Audit: 05/27/94 SKAGGS 05/31/94 SKAGGS 05/31/94 SKAGGS 06/01/94 SKAGGS



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

May 14, 1979

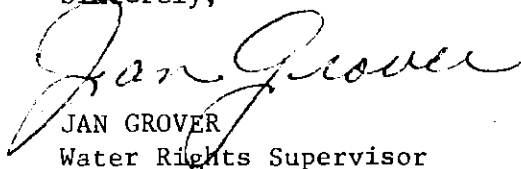
Re: Permit No. 63-7665

Henry Schneider
City Manager
City of Nyssa
Nyssa, Oregon 97913

Dear Mr. Schneider:

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

Sincerely,


JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

March 15, 1979

Re: Permit No.'s 63-7665 & 63-7830

Henry Schneider
City Manager
City of Nyssa
Nyssa, Oregon 97913

Dear Mr. Schneider:

In your letter you reference Permit No. 63-7830 and attached a copy of the letter we sent you concerning licensing of Permit No. 63-7665.

Permit No. 63-7830 is for 1.0 cfs and has yet to be field examined by our Department. It is probable that they will examine it sometime this summer or early fall.

The amount recommended to be licensed for Permit No. 63-7665 (0.95 cfs) was measured by Bill MacAllister on February 28, 1978. He stated in his field examination that he measured two of the City's wells which were interlocked and as the wells were essentially identical, one well was given half of the total flow that both produced which was 857 gpm or 1.91 cfs, therefore giving one well 428.5 gpm or 0.95 cfs. This permit covers only one of the City's five wells.

If, after reviewing this information, you feel a re-examination is necessary, please contact us and one will be scheduled.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

63-7645
CITY OF NYSSA

14 SOUTH THIRD STREET
Nyssa, Oregon 97913

OFFICE OF

City Manager

7 March 1979

RECEIVED

MAR 8 1979

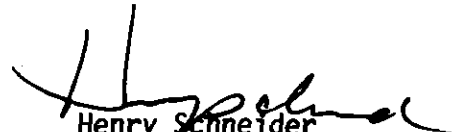
SUBJECT: Water Permit 63-7830

Department of Water Resources

TO: State of Idaho
Department of Water Resources
State Office
373 West Franklin Street
Boise, Idaho 83720

Reference our permit request to appropriate public waters of the State of Idaho for domestic use by the City of Nyssa, it is imperative that we be allowed the 1.0 cubic feet per second of water.

This request is made due to the increase in Nyssa's population by virtue of growth and an additional annexation.


Henry Schneider
City Manager

bh

Enclosures:

State of Idaho letter dated 6 March 1979
Application for Permit





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Alfred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 6, 1979

Re: Permit No. 63-7665

City of Nyssa
14 South 3rd Street
Nyssa, Oregon 97913

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 63-7665 on February 28, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.95 cfs Source: groundwater

The maximum quantity diverted shall not exceed N/A acre feet per
year.

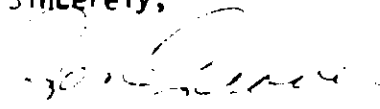
Point of diversion: Gov't. Lot 1, Sec. 7, Twp. 6N, Rge. 5W, B. M.

Beneficial use: Municipal use within the City of Nyssa

Priority date established: September 26, 1972

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

CS:Kw

MICROFILMED

Identification No. _____

Application No. 63-7665

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

1. Name of applicant CITY OF NYSSA
post office address 14 South 3rd. Street Nyssa, Oregon 97913
2. Source of water supply Subterranean which is a tributary of _____
3. a. Location of point of diversion is westerly portion of Lot 1
1/4 of 1/4 of Section 7 Township 6 N
Range 5 W B.M. Canyon County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:
domestic and
Amount 1.0 for industrial purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1.0 for fire protection purpose from 1/1 to 12/31 (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. 1.0 cubic feet per second and/or
b. _____ acre feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. one well pump

- 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 12 inches; proposed depth of well is 41 feet plus or minus

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2.5 years.

- b. Estimated construction cost is \$ 20,000.00

8. Description of proposed uses:

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

(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ B.M. _____

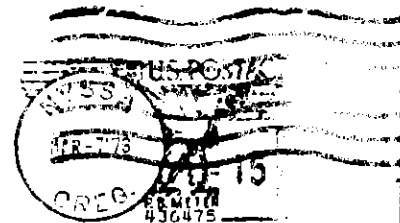
(2) Amount of power to be generated: _____ hp under _____ feet of head

CITY OF NYSSA

14 SOUTH THIRD STREET
Nyssa, Oregon 97913

RECEIVED
MAR 14 1978

State of Idaho
Department of Water Resources
State Office
373 West Franklin Street
Boise, Idaho 83720





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 6, 1979

Re: Permit No. 63-7665

City of Nyssa
14 South 3rd Street
Nyssa, Oregon 97913

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 63-7665 on February 28, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.95 cfs Source: groundwater

The maximum quantity diverted shall not exceed N/A acre feet per
year.

Point of diversion: Gov't. Lot 1, Sec. 7, Twp. 6N, Rge. 5W, B. M.

Beneficial use: Municipal use within the City of Nyssa

Priority date established: September 26, 1972

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

RECEIVED

City of Nyssa

3. Water will be used for the following purposes:

Other uses: _____

- Other Points of Diversions: _____

Description of diverting works: 12" casing, 8" pump, 30 hp motor, 50' deep, pumped from well
into a 16" main to distribution system

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use. City of Nyssa (1021 water services)

[illegible]**TOTAL ACREAGE**

Permit No. 63-7663
Examination for 6/24

RECEIVED

NOV 9 1977
AF/Annum.
Department of Water Resources
Western Regional Office

MICROFILMED

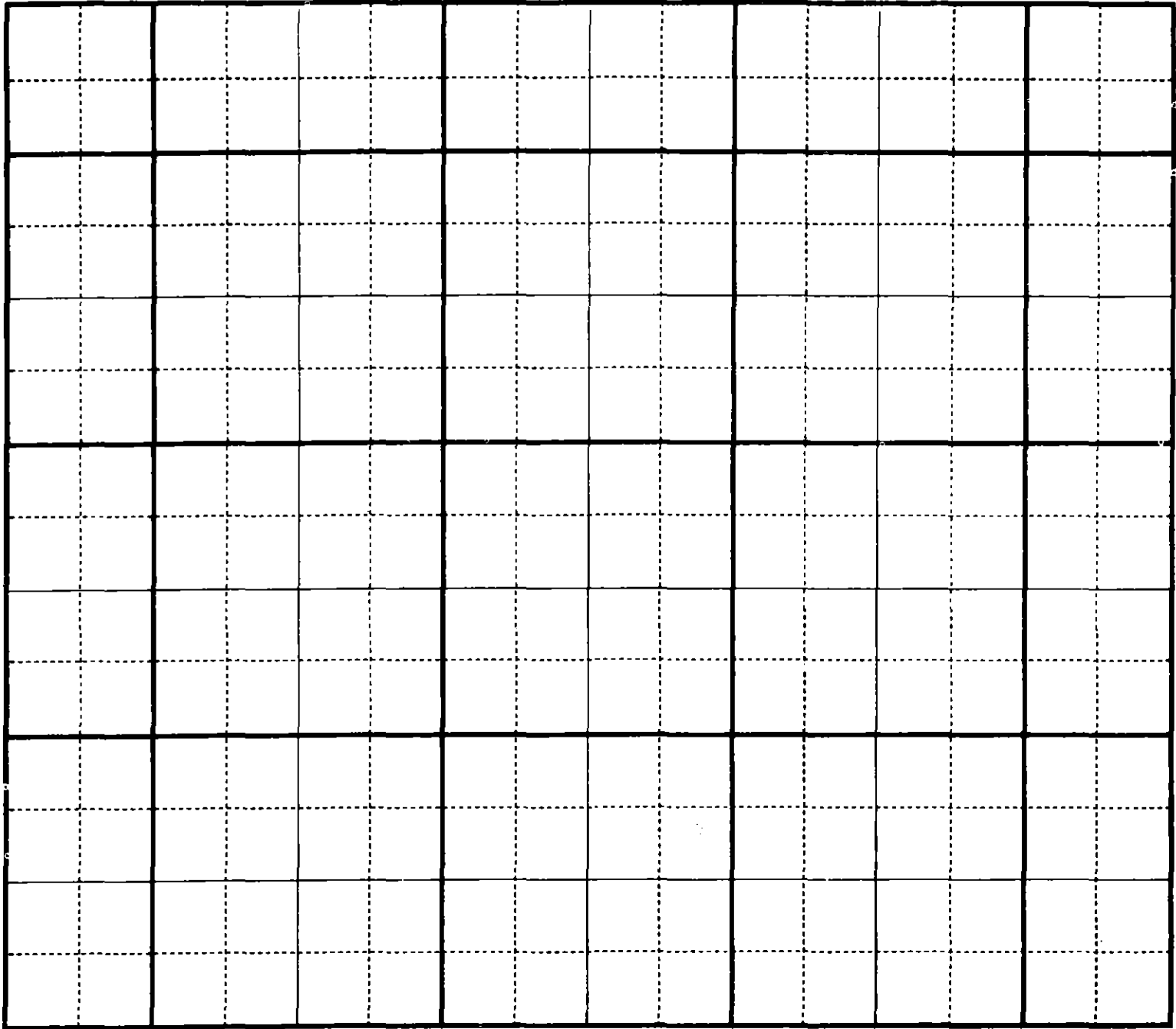


Diagram of System

DATE OF EXAM 2-28-78

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Municipal Q = 0.95 cfs from Jan. 1 to Dec. 31

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 ~~1.91~~ cfs 1.91 cfs (2 wells) Method of measurement in line meter

Total Q recommended 0.95 cfs Meter No. * Type Badger Condition good

Total V recommended N/A

Recommended Amendments: * meter down in hole
unreadable

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

MEASUREMENT CALCULATION:

$Q(\text{for 2 very similar wells}) = 1000\text{g}/70\text{sec.} = 857\text{gpm} = 1.91\text{ cfs}$
 $Q(\text{for single well}) = \frac{1.91\text{ cfs}}{2} = 0.95\text{ cfs}$

SYSTEM DESCRIPTION:-

5 wells within lot 1, Sec. 7, Twp 6N, Rge 5W serve the city of Nyssa. Water is pumped from wells into 3 million gallon storage tanks on Idaho side of river and 200,000 gal tanks in Nyssa. Well covered by this permit is pumped with 30 hp GE pump serial # SK6238XH1B.

REMARKS:

The measurement had to be made with ~~as both~~ two well wells in operation since they were ~~not~~ interlocked and would not be operated separately. Since all five wells are essentially identical it was assumed each well produced 1/2 the flow measured.

Examiner's Signature William H. MacAllister Date 2-28-78

Checked by [Signature] Date 3/2/78

Approved by _____ Date _____

Exam set for 2-28-78 1:00

2-28-78

GE motor # 5K6238X H1B

30 hp

8" discharge

1000 gal/10 sec. for 2 wells
very similar

3 million gallon tank + 200,000 gal tank
in system

this is one of four wells

5 wells in Idaho serve city of Nampa

Badger in line flow meter in good
condition in 12" line

November 9, 1977

Re: Permit No. 63-7665

City of Nyssa, Oregon
Attn: Henry Schneider, City Mgr.
14 South 3rd St.
Nyssa, Oregon 97913

Dear Mr. Schneider:

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 during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam 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 Bureau

/jr

Identification No. _____

Permit No. _____ 63 - 7665

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources *OK*

1. a) Name of Permit Holder CITY OF NYSSA (MUNICIPALITY)
b) Post Office Address 14 South 3rd. Street
2. Permit Number 63 - 7665
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Subterranean
b) Location of the point of diversion: westerly portion of Lot 1 $\frac{1}{4}$ Section 7
Canyon County
Township 6 N, Range 5 W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 418,800.00 Gal. for Domestic purposes from July 1976 to July 1977 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 _____ 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: Flow Meter By Ralph T. Lowe, Water Superintendent
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:
N/A
b) Describe the agreement or understanding by which you take water from the works:
N/A
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) 12" Casing, 8" Pump 30 H.P. Motor 50' Depth of well
Pumped from well into a 16" Main to distribution system.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 10" Badger Measurite Flow Meter
c) Give well driller's name and address and the date the well was completed: Max Holloway 380 Hillcrest Drive Ontario, Oregon 97914 June 1974
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Domestic Water for the City of Nyssa
1,021 water services

11/8/77

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

N/A

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

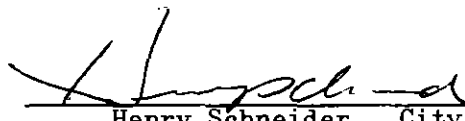
10. Remarks: _____

N/A

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

3 Nov 1977

(Date)


Henry Schneider, City Manager
(Signature)

State of Oregon)

) ss.

County of Malheur)

On this 3rd. day of November, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


Mary E. Wilt
Notary Public residing at Nyssa, Oregon

My commission expires May 22, 1981

October 31, 1977

CERTIFIED MAIL

138083

Re: Permit No. 63-7665

City of Nyssa
14 South Third St.
Nyssa, Oregon 97913

Gentlemen:

One of the conditions of approval of your water Permit No. 63-7665 (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 January 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

City of Nyssa

The Sugar City

Nyssa, Oregon

97913

NYSSA CITY HALL

14 SOUTH THIRD ST.

January 24, 1973

RECEIVED

Department of Water

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Permit No.: 63-7665

Attention: Bobby D. Fleenor
Assistant Director

Dear Mr. Fleenor:

With regard to the above permit I would advise you that there presently is installed a recording totalizing meter. This device was installed along with the two wells during the construction period 1965-66. This is a propeller meter.

Just for information, I would advise you at this time we are contemplating the construction of a three million gallon storage tank on the bench east of the east bank of the Snake River. Together with this additional well this should give the City of Nyssa an adequate water supply for the foreseeable future.

Thank you for your efforts.

Very truly yours,



Fred O. Koch
City Manager

FOK:bjh

63 7665

January 22, 1973

Re. Permit No.: 63-7665

CITY OF NYSSA
14 South 3rd Street
Nyssa, Oregon 97913

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-7665 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

63 7665



HEALTH DIVISION

DEPARTMENT OF HUMAN RESOURCES

RECEIVED
Department of Water Administration

1400 S.W. 5th AVENUE • PORTLAND, OREGON • 97201 • Phone 229-5910

TOM McCALL
GOVERNOR

January 15, 1973

CORNELIUS C. BATESON
Administrator

EDWARD PRESS, M.D., MPH
Deputy Administrator
and
Public Health Officer

DEPARTMENT OF
HUMAN RESOURCES

JACOB TANZER
Director

DIVISIONS
Health
Children's Services
Corrections
Employment
Mental Health
Special Programs
Vocational Rehabilitation
Welfare

Gary L. Page

Water Resources Supervisor

Dept. of Water Administration

614 State Street

Boise, Idaho 83707

Re: W - Nyssa, Oregon Water System Well

Dear Mr. Page:

Your letter dated December 13, 1972, to Mr. Koch requested assurances that the use of water obtained from a proposed well located east of Nyssa and in the State of Idaho would be beneficially used in the City of Nyssa municipal water system.

At the present time the City of Nyssa needs additional quantities of water to meet the peak day demands in the summer. The use of ground water located just east of Nyssa is undoubtedly the most easily accessible and economically feasible answer to this problem. We would, therefore, heartily recommend the appropriation of these ground water supplies to meet the needs of this municipality.

We trust that this statement will be sufficient for your purposes.

Very truly yours,

Leo G. Farr, Jr.
Leo G. Farr, Jr., Director
Public Health Engineering

DJH:dm

cc: Regional Engineer
cc: Malheur County Health Department
cc: Malheur County Planning Commission
cc: City of Nyssa
cc: Oregon State Engineer, Attn: Chris Wheeler

63 7885

December 13, 1972

RE: APPLICATION FOR PERMIT NO. 63-7665

City of Nyssa
ATTN: Fred. O. Koch, P.E., City Manager
145 South 3rd Street
Nyssa, Oregon 97913

Dear Mr. Koch:

We are sending you a copy of Idaho Code, Section 42-401. Under this law it requires that our office receive a letter from your state water office stating that the water would be beneficially used and that the project for the intended appropriation is feasible.

If you would supply us with this letter, then we can approve your permit.

We hope that this does not create any inconvenience for you. If you have any further questions, please feel free to contact our office.

Sincerely,

GARY L. PAGE
W. R. Supervisor

GLP:mkp

Enclosure

INTER-DEPARTMENT MEMO — 1

FROM Water Rights

DATE December 1, 1972

TO Western District Office

SUBJECT Application for Permit No. 63-7665

We are returning Application for Permit No. 63-7665. We have not found evidence in the file that Section 42-401 of the Idaho Code has been complied with. Please check into this matter.

SIGNATURE

63 7665

Western District Office

October 25, 1972

Re: Application for Permit No. 63-7665 City of Nyssa

The Parma Review

Parma

Idaho 83660

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your paper on October 5 and October 12, 1972.

Your cooperation in this matter is greatly appreciated.

Sincerely,

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

KHF:df

Western District Office

October 20, 1972

C
RE: APPLICATION FOR PERMIT NO. 63-7665

City of Nyssa
14 South 3rd Street
Nyssa, Oregon 97913

Gentlemen:

Attached herewith is your receipt no. 8961 in the amount of \$25.00 for Application for Permit No. 63-7665 which was received in this office September 26, 1972.

Sincerely,

Y
ROBERT W. HAMILTON
Supervisor of Water Distribution

RWH:mkp

Enclosure

63 7665

City of Nyssa

The Sugar City

Nyssa, Oregon

97913

NYSSA CITY HALL
14 SOUTH THIRD ST.

63-7665

OK. with receipt

October 18, 1972

RECEIVED

OCT 19 1972

Department of Water Administration

M. Russell Bosch
Administrative Assistant
Department of Water Administration
State of Idaho - Statehouse Annex 2
Boise, Idaho 83707

Dear Mr. Bosch:

Enclosed here with is our check # 3842 in the amount of 25.00 to replace check No. 3619 returned to us with your letter of October 13, 1972. Please accept our apologies for this check having been given to you without the proper signatures.

Very sincerely yours,

Betty Wilt

Betty Wilt
City Clerk

BW

63 7665

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



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

September 29, 1972

RE: APPLICATION FOR PERMIT NO. 63-7665 City of Nyssa

The Parma Review
Parma
Idaho 83660

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 7665

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that CITY OF NYSSA, 14 South 3 Street, Nyssa, Oregon

has on Sept. 26, 1972 submitted Application No. ~~XXXXXX~~ 63-7665
for a permit to appropriate 1.0 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from a groundwater source
by means of well and pump
within ~~the~~ Lt. 1, Sec. 7, T. 6 N., R. 5 W., B.M., Canyon County

to be used from Jan. 1 to Dec. 31
for domestic, industrial, and fire protection purposes

being
within ~~the~~ and adjacent to the City of Nyssa, Oregon, within Sections 28,
29, 30, 31, 32, 33, all in T. 19 S., R. 47 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 23, 1972.

R. KEITH HIGGINSON

Director

Published in the Parma Review, Parma, Idaho
on Oct. 5, 1972 and Oct. 12, 1972.

63 7665

PUBLIC NOTICE

**NOTICE OF APPLICATION
FOR WATER PERMIT**

OK imp
10-3-72

Notice is hereby given that CITY OF NYSSA, 14 South 3 Street, Nyssa, Oregon has on Sept. 26, 1972 submitted Application No. 63-7665 for a permit to appropriate 1.0 cubic feet per second of water from a groundwater source by means of well and pump within Lt. 1, Sec. 7, T. 6 N., R. 5 W., B.M., Canyon County to be used from Jan. 1 to Dec. 31 for domestic, industrial, and fire protection purposes within and adjacent to the City of Nyssa, Oregon, being within Sections 28, 29, 30, 31, 32, 33, all in T. 19S., R. 47 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before Oct. 23, 1972.

R. KEITH HIGGINSON
Director

Published in the Parma Review, Parma, Idaho on Oct. 5, 1972 and Oct. 12, 1972.

63-7665

Western District Office

September 7, 1972

RG: 63-7665
City of Nyssa
14 South 3rd Street
Nyssa, Oregon 97913

Gentlemen:

We are returning your check #96-459 in the amount of \$2.00 along with your Application for Permit.

The amount of water you requested is 1.0 cfs. The fee to appropriate this amount of water is \$25.00.

In order to process your application, we will need to know the period of use as requested in item 4. Also, the amount of water you requested is in excess of the normal requirement for those uses listed, therefore we need additional information to justify the excess amount.

As soon as we are in receipt of this information and the required fee, we shall continue with the processing of this application.

If you should have any further questions, please do not hesitate to contact this Department.

Sincerely,

GARY L. PAGE
W. R. Supervisor

GLP:df

Enclosures

63 7665