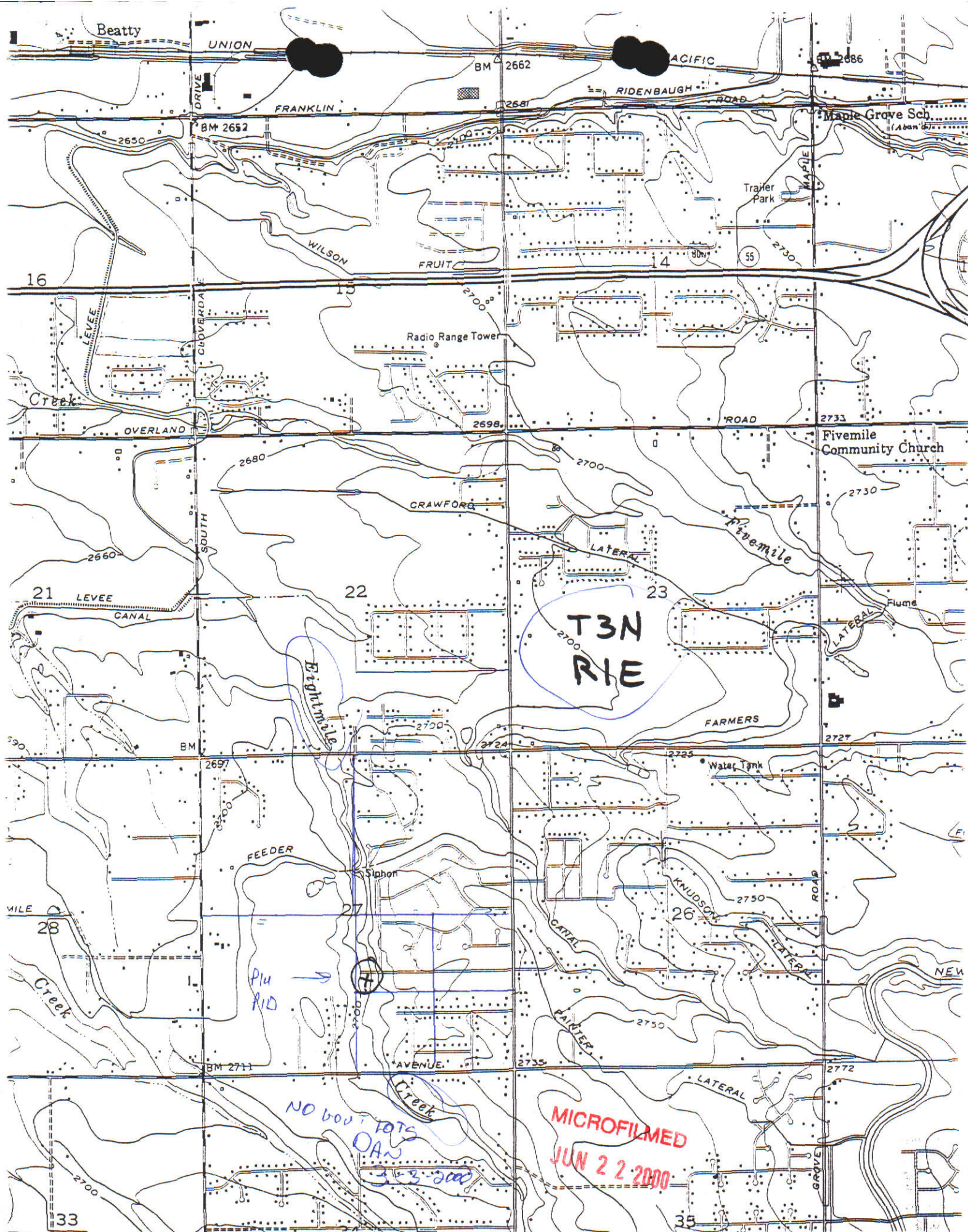
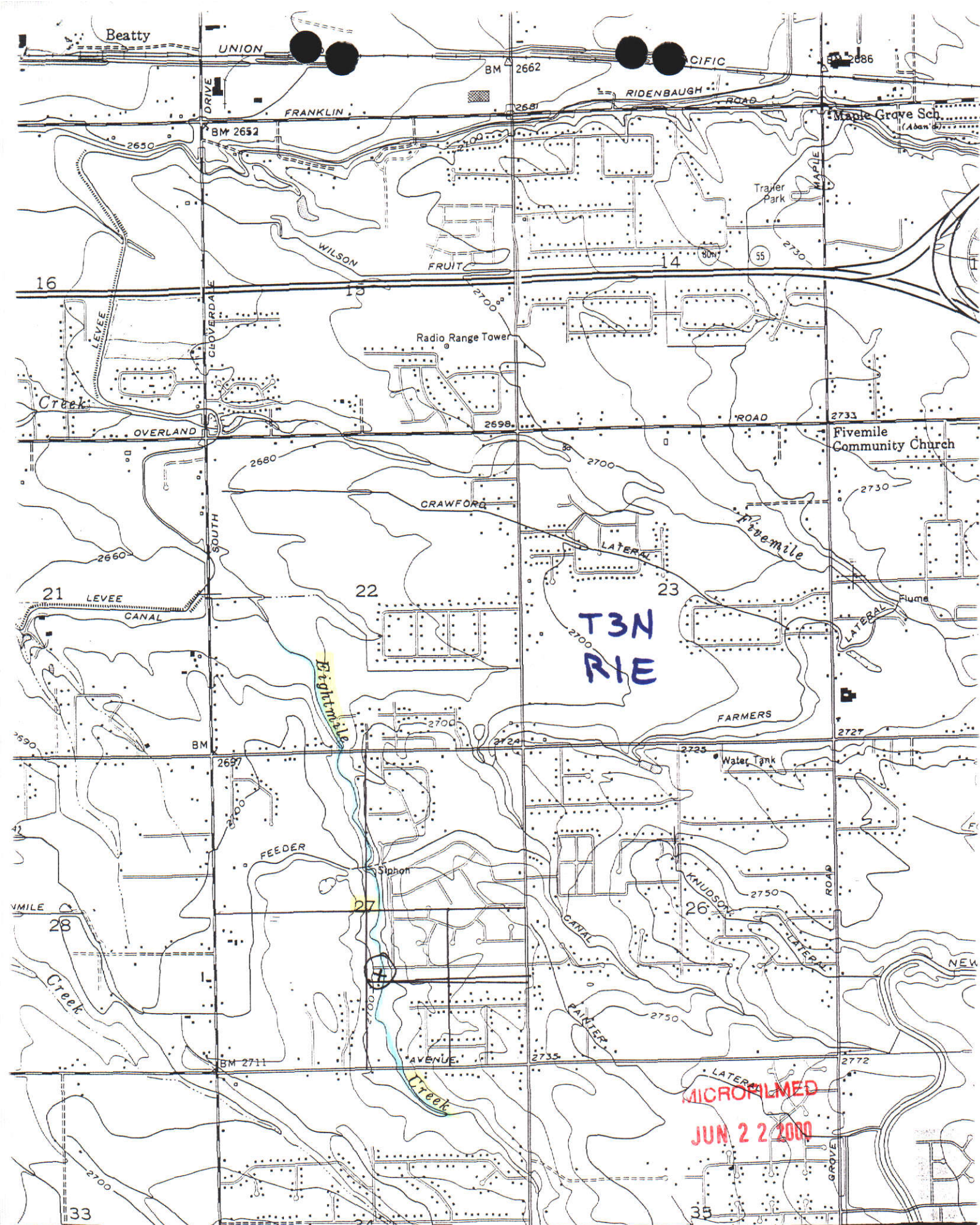






App 63-12568

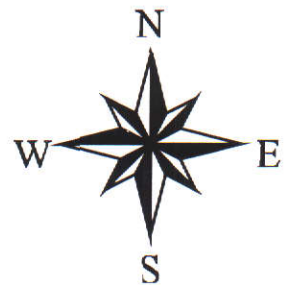
Maschmann



T3N, R1E, 1/4 1/4 lines



Place of Use (within the NWSE, S27, T3N, R1E)



MICROFILMED
JUN 22 2000

1987 NAPP photo
Prepared by Sharla Curtis
April 20, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 63-12568 Telephone No. 208 362-4576

2. Name of Permit Holder(s): Richard F. Maschmann

3. Mailing Address: 11389 Reutzel Dr.

City Boise State Id Zip 83709

4. Source of Water: Eightmile Creek If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): 4 Beef.

Irrigation (No. of acres): 2 1/2 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.10 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Richard F. Maschmann Telephone Number: 208 362-4576

Address: 11389 Reutzel Dr Boise, Id 83709.

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Richard F. Maschmann Date: 8-10-00
(include your title, if on behalf of company or organization)

MICROFILMED

SEP 5 1 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12568

Priority: March 1, 2000

Maximum Diversion Rate:

0.10 CFS

This is to certify, that RICHARD F MASCHMANN
CHRISTINE MASCHMANN
11389 REUTZEL DR
BOISE ID 83709

has applied for a permit to appropriate water from:
EIGHTMILE CREEK tributary of BOISE RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/01 to 11/15	0.08 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 27, Township 03N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	01E	27	NWSE	2.5		2.5

Total number of acres irrigated: 2.5

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before September 1, 2000.
2. Subject to all prior water rights.
3. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

MICROFILMED

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12568

CONDITIONS OF APPROVAL AND REMARKS

6. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion.
7. This right does not authorize the irrigation of land not previously irrigated.
8. Stockwater use is for up to 4 range cattle.
9. Place of use is located within Lots 21, Blk. 5, Five Mile Estates West #2 Subdivision.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

21 day of April, 2000.

Karl J. Dreher
for Karl J. Dreher, Director

MICROFILMED

JUN 22 2000

RECEIVED

APR 18 2000

FORM 202
12/99

Department of Water Resources

Ident. No. 63-12568

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

MAR 01 2000

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of Applicant Richard F. & Christine Muehmann Phone 208-362-4576
Mailing address 11389 Neutral Drive, Boise, Idaho 83709
2. Source of water supply Eight Mile Creek which is a tributary of Boise River.
3. Location of point of diversion is Township 3N Range 1E Sec. 27 in the Ada County;
NW $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot _____, B.M., _____ additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>.08</u> for <u>irrigation</u>	purposes from <u>03-01</u> to <u>11-15</u>	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount <u>.02</u> for <u>Stockwater</u>	purposes from <u>1-1</u> to <u>12-31</u>	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount _____ for _____	purposes from _____ to _____	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount _____ for _____	purposes from _____ to _____	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount _____ for _____	purposes from _____ to _____	(both dates inclusive)
(cfs or acre-feet per annum)		
5. Total quantity to be appropriated is (a) .10 ^(cfs) cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 5 H.P. Sta-Rite Pump
Model DHJ-113 with 3" inlet and 2" outlet & 8500 gal/hr
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. 6350
7. Time required for completion of works and application of water to proposed beneficial use is 0 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW. _____
 - b. Stockwatering; list number and kind of livestock. 2-4 Beef Steers
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

MICROFILMED

JUN 22 2000

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	1E	27														2 1/2			2 1/2

Total number of acres to be irrigated 2 1/2

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

11. a. Who owns the property at the point of diversion? Richard F + Christine Masekman
- b. Who owns the land to be irrigated or place of use? Richard F + Christine Masekman
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: This is an existing Diversion since 1977

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

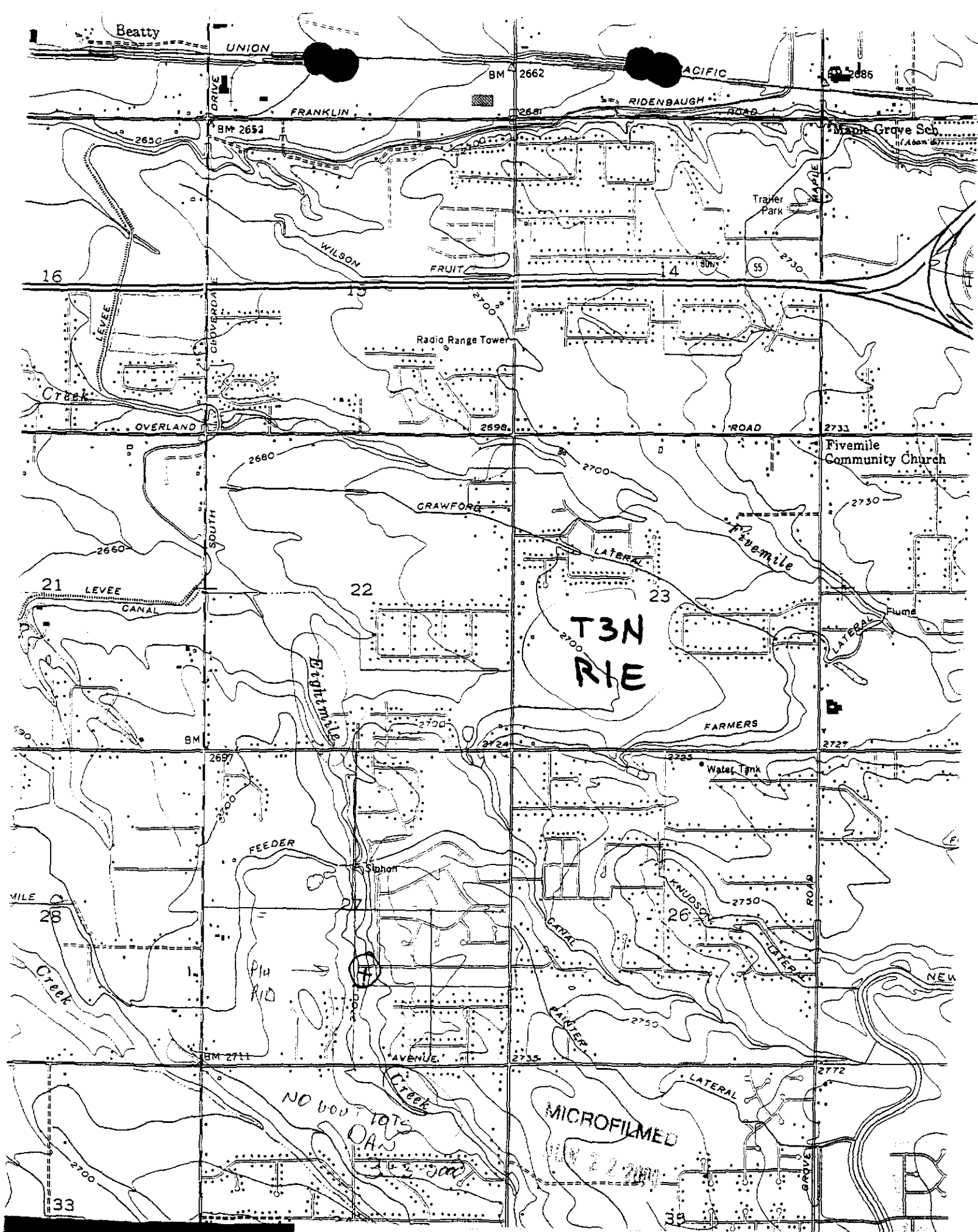
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Richard F Masekman Christine Masekman
Signature of Applicant (and title, if applicable)

Received by MS Date 1-24-2000 Time 12:05 Preliminary check by DAN
 Fee \$ 50 Receipted by MS # 11026073 Date 1-24-2000
 Publication prepared by AT Date 3-15-00 Published in THE IDAHO STATESMAN
 Publication approved LM Date 3-31-00

MICROFILMED

JUN 22 2000



ORIGINAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Richard F. Christine Maschmann Phone 208-362-4576
Mailing address 11389 Neutral Drive, Boise, Idaho 83709
2. Source of water supply Eight Mile Creek which is a tributary of Boise River
3. Location of point of diversion is Township 3N Range 1E Sec. 27, in the _____
NW $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot _____, B.M., _____ County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 08 for irrigation purposes from 02-01 to 11-15 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount 02 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 20.10 and/or (b) _____
 cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 5 H.P. Sta-Rite Pump
Model DHJ-113 with 3" inlet and 2" outlet x 8500 gal/hr
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
 reservoir capacity _____ acre-feet
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____;
 Well was drilled for (well owner) _____; Drilling Permit No. 1450
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in kW. _____
 - b. Stockwatering; list number and kind of livestock. 2-4 Beef Steers
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____ MICROFILMED
 - e. Other; describe fully. _____

JUN 22 2000

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	1E	27														2 1/2			2 1/2

Total number of acres to be irrigated 2 1/2

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

11. a. Who owns the property at the point of diversion? Richard F + Christina Masehmann
- b. Who owns the land to be irrigated or place of use? Richard F + Christina Masehmann
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Remarks: There is an existing Diversion since 1977

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

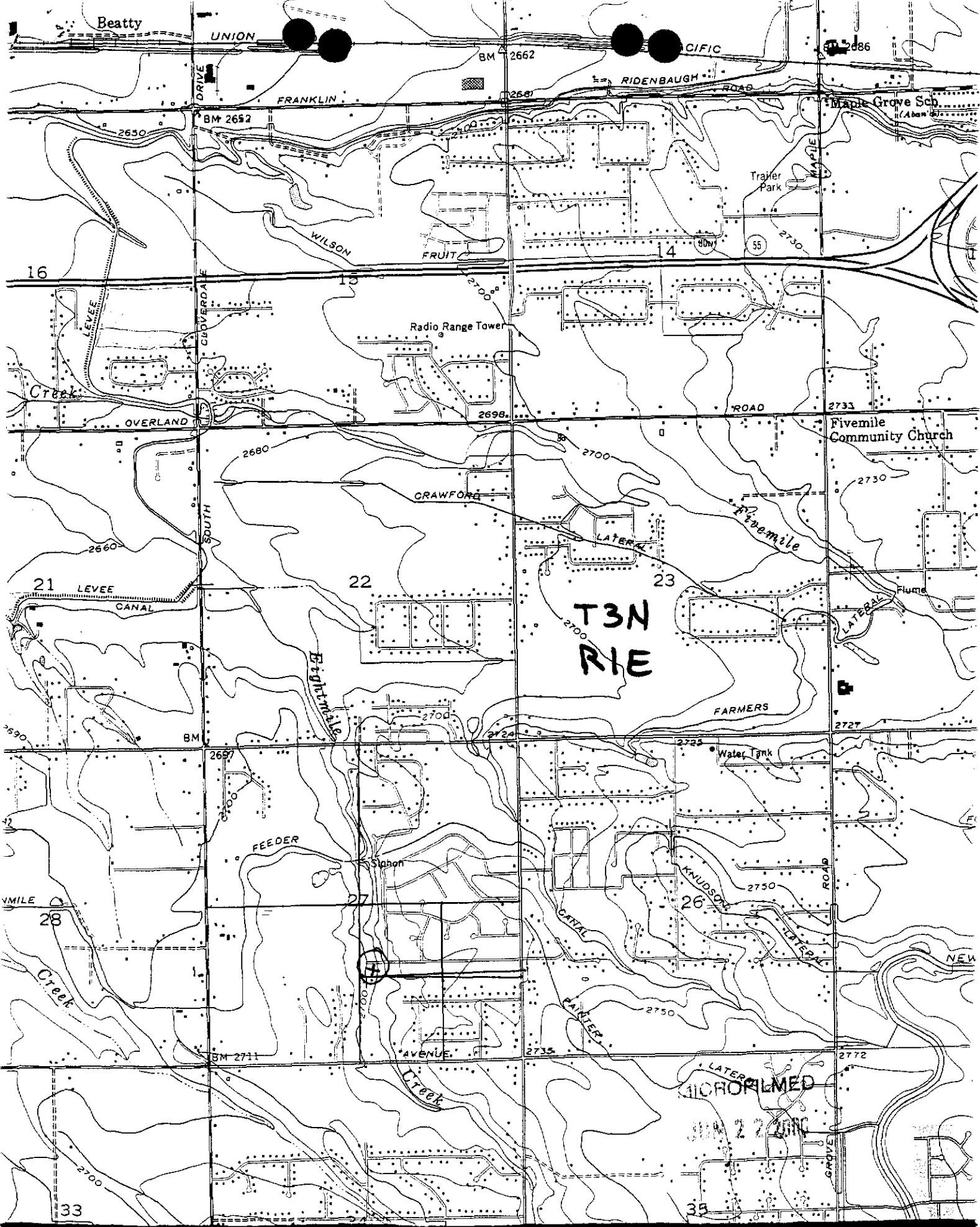
BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Richard F Masehmann Christina Masehmann
Signature of Applicant (and title, if applicable)

Received by MS Date 1-24-2000 Time 12:05 Preliminary check by _____
 Fee \$ 50 Received by MS # W026073 Date 1-24-2000
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

MICROFILMED

JUN 22 2000



MICROFILMED
JUN 22 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

September 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD F MASCHMANN
CHRISTINE MASCHMANN
11389 REUTZEL DR
BOISE ID 83709

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12568

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the Western Regional Office of the department in Boise at (208) 334-2190.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

SEP 11 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 63-12568 Reviewed by D. Gibson Date 9/5/00

GENERAL CONSIDERATIONS

Yes Name same as permit?

Yes Address same as permit?

Yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

Irrigation & stockwater

Correct Uses? Yes

SOURCE OF WATER

Yes Surface water source

No Ground water source

/ Drilling permit required?

/ Copy in the file? Drilling Permit No. /

/ Amount paid for permit

/ Well log in the file?

/ Correct?

LICENSE EXAMINATION FEE

Yes Required?

\$50 Amount Submitted

Yes Correct?

MEASURING DEVICE

No Required?

No Installed?

/ Waiver requested?

PRIORITY CALCULATION

Date proof received 8/10/00

Date proof due 9/1/00 - /

No. of days late / = /

Priority Date / + /

New Priority Date /

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof.

DATA ENTRY

New Address No Proof Made 8/10/00

June 30, 2000

RICHARD F MASCHMANN
CHRISTINE MASCHMANN
11389 REUTZEL DR
BOISE ID 83709

PROOF DUE NOTICE

RE: PERMIT NO. 63-12568

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 2000.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

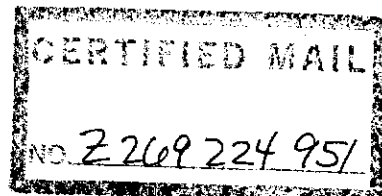
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED
SEP 14 2000





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 21, 2000

RICHARD F MASCHMANN
CHRISTINE MASCHMANN
11389 REUTZEL DR
BOISE ID 83709

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12568

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's

MICROFILMED
JUN 22 2000

homepage on the Internet to obtain the proper reporting form.

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

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

JUN 22 2006

CERTIFICATE OF MAILING

I hereby certify that on the 21st day of April, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 63-12568

RICHARD F MASCHMANN
CHRISTINE MASCHMANN
11389 REUTZEL DR
BOISE ID 83709


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 22 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. **A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below.**

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

CERTIFICATE OF SERVICE

All documents intended to be part of the Department record in connection with a preliminary order shall be served upon the representatives of each party of record. Every document filed with and intended to be part of the agency record must be attached to or accompanied by proof of service by the following or similar certificate.

I HEREBY CERTIFY (swear or affirm) that I have this day of _____, served the foregoing (name(s) of document(s)) upon all parties of record in this proceeding, (by delivering a copy thereof in person: (list names)) (by mailing a copy thereof, properly addressed with postage prepaid, to: (list names)).
(Signature)

MICROFILMED

JUN 22 2006

ORAL ARGUMENT

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

FINAL ORDER

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

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when (a) the petition for reconsideration is disposed of, or (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

RIGHT TO HEARING

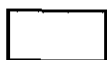
Pursuant to Section 42-1701A(3), Idaho Code, unless the right to a hearing before the Department is otherwise provided by statute, any person aggrieved by any decision, determination, order, or action of the Department or any applicant for any permit, license, certificate, approval, registration, or similar form of permission required by law to be issued by the Department, who is aggrieved by a denial or conditional approval ordered by the Department, and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the Department to contest the denial or conditional approval upon filing with the Department, within fifteen (15) days after receipt of the denial or conditional approval, a written permission stating the grounds for contesting the action by the director and requesting a hearing.

APPEAL OF FINAL ORDER TO DISTRICT COURT

If a preliminary order becomes final, any party aggrieved by the final order or orders previously issued in the case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which (a) a hearing was held, or (b) the final agency action was taken, or (c) the party seeking review of the order resides, or (d) the real property or personal property that was the subject of the agency action is located. The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal. See Sections 67-5270 through 67-5273, Idaho Code.

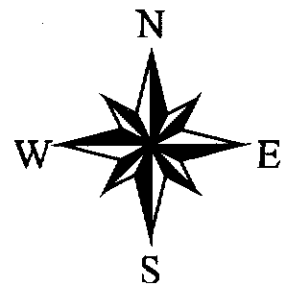
App 63-12568

Maschmann



T3N, R1E, 1/4 1/4 lines

Place of Use (within the NWSE, S27, T3N, R1E)



MICROFILMED
JUN 22 2000

1987 NAPP photo
Prepared by Sharla Curtis
April 20, 2000

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 4/19/00

No. 63-12568 Name: Maschmann Corp. Officers N/A Ad ok ☒ Govt Lots _____

AREA OF CONCERN: No/Yes BR Moratorium _____ GWMA _____ TRUST/NON-TRUST _____

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)
Basin 34 - 084
Irr. w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

~~Boise Front LoGeo~~ - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

~~STORAGE~~ - 18A-01H(P01), 01P-18B(P09)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USES) N/A
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

BENEFICIAL USE DUE: 9/01/2000

MISC CONDITIONS/REMARKS:

~~Protested~~ - 020-W19
Development Period
≤ 1 yr - P16
> 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response No objections
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE _____
In-stream development - P52
WD - R04 (WD# 103)
≤ 0.20 cfs/others - 01M(P01), 01P or No MD ?
> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range little
Pre-1987 development - ~~007~~ 074 (allow 120 days for proof due)
Single pd intended - 076

IRRIGATION SEASON 3/1 - 11/15 (Per updated map)

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

DATA ENTERED

INITIAL REVIEW BY: DAN DATE: 2-4-2000 APPLICATION: 63-12568

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map: (show T, R, S, QQ &/or QQQ)
- ☒ Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
- ☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
- ☒ Correct fee paid

Gov't. Lots:
NO P/D
NO P/U

RECEIVED

APR 18 2000

Department of Water Resources

Yes ADVERTISE REMARK(S)
(Reviewer identify which remarks)

☒ T FLAG CHANGED TO P FLAG

ADDITIONAL INFORMATION

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on next page.)
- ☒ Overlapping point of diversion.
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ 1992 moratorium: PRE 1987 DEVELOPMENT
- ☒ Surface water source, IDFG letter needed.
- ☒ Protected river or minimum flow reach, notify water planning bureau.
- ☒ E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
- ☒ E-mail to Dam Safety staff: (for any storage)
- ☒ Mitigation plan: Check any that apply.
immediate = acceptable plan required and submitted.
☒ future = open areas, acceptance of condition of approval is in file.
- ☒ Send power requirement letter &/or fish farm requirement letter.
- ☒ Power residency affidavit:
- ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

see LETTER 2-8-2000

Date Requested 2-8-2000 Date Response Received _____

PROCESSING

APP. NO.

8 - 12568

YES NO

☒ ☐ In form for advertising:
☐ ☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

YES NO

☐ ☒ I.D. Health & Welfare
☐ ☒ I.D. District Health
☒ ☐ I.D. Fish & Game
☐ ☒ I.D. Lands

YES NO

☐ ☒ U.S. BLM
☐ ☒ U.S. Forest Service
☒ ☐ Water Dist. # 63
☐ ☒ Water Planning Bureau
☐ ☒ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

☒ ☐ Publication dates and paper recorded on application:
☐ ☐ Final date for protest 4-3-00
☐ ☒ Protests received.
☐ ☒ Recommendations attached:
☐ ☒ Measuring device required:
☐ ☒ Water delivered by water master? District #
☒ ☐ Special conditions of approval or cover letter: 12/

See below for additional information

Recommended Date or Priority 1/24/00

Recommended by: Gary

Date: 4/14/00

ADDITIONAL INFORMATION:

See attached memo FOR PRE-1987
Development INFO Dated 3-3-2000.
All overlap INFO seems Insignificant.

Ident. No. 63-12568

Comments: Date: 3/ 3/2000 User-ID: DNELSON

Subject: ADDITIONAL INFORMATION

APPLICANT: Stockwater is 2-4 beef cattle. Place of use also known as Lot 21, Block 5, Five Mile Estates West #2 subdivision.
IDWR REVIEW: Applicant supplied adequate documentation to prove development prior to 1987.

MICROFILMED

JUN 22 2000

01-99

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application No: 63-12568Applicant's Name: Richard Masekman

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows: _____

- c) ☐ I oppose approval of this application for the following reasons: _____

- d) Additional Comment: _____

Dated this 17 day of March, 2000Water District No: 63Lee Dixon
Watermaster's Signature

Use reverse side of page if you need more space.

MICROFILMED

JUN 22 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

March 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit No. 63-12568 in the Name of Richard and/or Christine
Maschmann

Dear Sir:

Enclosed is a copy of the above-referenced application for permit that the proposed use is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by April 3, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

Gary Spackman

GS:lm

Encl.

Gary -
The IDFG does not anticipate significant adverse impacts to fish or wildlife habitat as a result of permitting this application. Thank you.

MICROFILMED

JUN 22 2000

Scott Grunder
3-10-2000

The Idaho Statesman

RECEIVED

MAR 31 2000

P.O. Box 40, Boise, Idaho 83707-0040
LEGAL ADVERTISING INVOICE

WATER RESOURCES
WESTERN REGION

Account #	DTI#	Identification	Amount:
047628	214567	APPLICATION FOR WATER RIGHT	\$102.00
Ordered by:	P.O. #	Rate	Run Dates
		TT	MARCH 16, 23, 2000
IDAHO DEPT. WATER RESOURCES WEST 2735 AIRPORT WAY BOISE, IDAHO 83705-5082			Number of Lines 33 X 2
			Affidavit 1
			Legal # 6644

Pub. Mar. 16, 23 2000

Applicant agrees to mitigate consumptive use in the future as needed for development prior to 1987. Permits will be subject to all prior water rights. Protests may be submitted based on criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before April 3, 2000. The protest must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Source: EIGHT MILE CREEK
Diversion Pt: IRRIGATION
Use: STOCKWATER
Total Diversion: {
Date Filed: 3/17/2000
In: ADA County
Tributary: BOISE RIVER
NWSE Sec 27 T03N R 01E in ADA County,
0.080 CFS)
0.020 CFS)
0.100 CFS)

2.5 ACRES TOTAL \$27 NWSE

The Following application (s) have been filed to appropriate the public waters of the State of Idaho:

LEGAL NOTICE NOTICE OF APPLICATION FOR WATER RIGHTS

63-12568

MASCHMANN, RICHARD F
MASCHMANN, CHRISTINE
11389 REUTZEL DR
BOISE, ID 83709

JANICE HILDRETH, 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 Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended for:

TWO

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning with the issue of: MARCH 16, 2000
and ending with the issue of: MARCH 23, 2000

Janice Hildreth

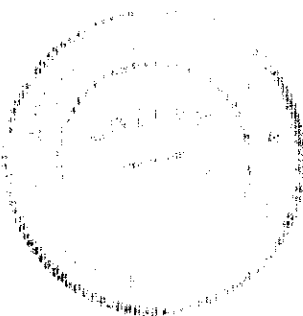
STATE OF IDAHO)
)ss
COUNTY OF ADA)

On this 23 day of MARCH in the year of 2000 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Annita L. Curran

Notary Public for Idaho
Residing at: Boise, Idaho
My Commission expires:

10/13/2001



MICROFILMED

6644

MEMORANDUM

TO: FILE

FROM: DANIEL A. NELSON

DATE: 3/3/2000

SUBJECT: INFORMATION PROVIDED BY APPLICANT FOR PRE 1987
DEVELOPMENT.

On 2/28/2000 I requested that Richard R and/or Christine Maschmann submit proof that the water use for their application for permit was developed prior to 1987. On 3/1/2000 the applicant supplied the following information to prove this water use was developed prior to 1987 (all items are attached to this memo):

Real Estate Settlement Statement – shows that the house was purchased in 10/15/1976.
1976 Ada County Assessment Notice – shows that the applicant owned the property in 1976.

Sales Receipt for Piping Materials – shows that materials were purchased for plumping the sprinkler system.

Letter from Tom A. Walter – claims water was used in 1982.

Letter from Mahlon E and Barbara E Kramer – claims water was used in 1978.

Letter from Doug and Deborah Anderson – claims water was used in 1976.

All of the above information confirms the applicant's claim that the water was being diverted prior to 1987. After reviewing the information provide by the applicant I am convinced that the water use and point of diversion for this application for permit was developed prior to 1987.

MICROFILMED

JUN 22 2000

A.

U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SETTLEMENT STATEMENT

RECEIVED

MAR 01 2000

B. TYPE OF LOAN

1. ☐ FH 2. ☐ FmHA 3. ☒ CONV. UNINS.
4. ☐ VA 5. ☐ CONV. INS.

6. FILE NUMBER:

7. LOAN NUMBER:

8. MORTGAGE INSURANCE CASE NUMBER:

C. NOTE: This form is furnished to give you a statement of settlement agent costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. NAME OF BORROWER:

Richard F. Maschmann

E. NAME OF SELLER:

Darwin E. Smith

F. NAME OF LENDER:

First Security Bank of Idaho
Orchard Office
Boise, Idaho

G. PROPERTY LOCATION:

11389 Bantrel Drive
Boise, Idaho 83705

H. SETTLEMENT AGENT:

Real Estate, Inc.

PLACE OF SETTLEMENT:

Boise, Idaho

I. SETTLEMENT DATE:

October 15, 1976

J. SUMMARY OF BORROWER'S TRANSACTION

100. GROSS AMOUNT DUE FROM BORROWER:

101. Contract sales price 48,000.00

102. Personal property

103. Settlement charges to borrower (line 1400) 2,170.56

104.

105.

Adjustments for items paid by seller in advance

106. City/town taxes to

107. County taxes to

108. Assessments to

109.

110.

111.

112.

120. GROSS AMOUNT DUE FROM BORROWER 50,170.56

200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:

201. Deposit or earnest money 5,000.00

202. Principal amount of new loan(s) 38,400.00

203. Existing loan(s) taken subject to

204.

205.

206.

207.

208.

209.

Adjustments for items unpaid by seller

210. City/town taxes to

211. County taxes to

212. Assessments to

213.

214.

215.

216.

217.

218.

219.

220. TOTAL PAID BY/FOR BORROWER 43,400.00

300. CASH AT SETTLEMENT FROM/TO BORROWER

301. Gross amount due from borrower (line 120) 50,170.56

302. Less amounts paid by/for borrower (line 220) 43,400.00

303. CASH (☒ FROM) (☐ TO) BORROWER 6,770.56

K. SUMMARY OF SELLER'S TRANSACTION

400. GROSS AMOUNT DUE TO SELLER:

401. Contract sales price 48,000.00

402. Personal property

403.

404.

405.

Adjustments for items paid by seller in advance

406. City/town taxes to

407. County taxes to

408. Assessments to

409.

410.

411.

412.

420. GROSS AMOUNT DUE TO SELLER 48,000.00

500. REDUCTIONS IN AMOUNT DUE TO SELLER:

501. Excess deposit (see instructions)

502. Settlement charges to seller (line 1400) 2,650.50

503. Existing loan(s) taken subject to

504. Payoff of first mortgage loan

505. Payoff of second mortgage loan

506. Earnest money paid 5,000.00

507. Draws During Construction 35,978.94

508.

509.

Adjustments for items unpaid by seller

510. City/town taxes to

511. County taxes to

512. Assessments to

513.

514.

515.

516.

517.

518.

519.

520. TOTAL REDUCTION AMOUNT DUE SELLER 43,629.44

600. CASH AT SETTLEMENT TO/FROM SELLER

601. Gross amount due to seller (line 420) 48,000.00

602. Less reductions in amount due seller (line 520) 43,629.44

603. CASH (☒ TO) (☐ FROM) SELLER 4,370.56

Richard F. Maschmann

Darwin E. Smith

MICROFILMED

MAR 22 2000

L.		PAID FROM BORROWER'S FUNDS AT SETTLEMENT	PAID FROM SELLER'S FUNDS AT SETTLEMENT
700. TOTAL SALES/BROKER'S COMMISSION on price \$48,000.00 @ 5 % =			
Division of Commission (line 700) as follows:			
701. \$ 2,400.00	to Real Estate Inc.		
702. \$	to		
703. Commission paid at Settlement			2,400.00
704.			
800. ITEMS PAYABLE IN CONNECTION WITH LOAN			
801. Loan Origination Fee 1 %		384.00	
802. Loan Discount %			
803. Appraisal Fee to Appraisal West		75.00	
804. Credit Report to Credit Bureau of Boise		22.60	
805. Lender's Inspection Fee			
806. Mortgage Insurance Application Fee to			
807. Assumption Fee			
808. July, August, September, October, November Principal		111.61	
809. Interest during construction		895.56	
810.			
811.			
900. ITEMS REQUIRED BY LENDER TO BE PAID IN ADVANCE			
901. Interest from 10-15-76 to 11-1-76 @ \$ 9.87 /day		157.92	
902. Mortgage Insurance Premium for months to			
903. Hazard Insurance Premium for 1 years to Farmer's Insurance Co.		173.40	
904. years to			
905.			
1000. RESERVES DEPOSITED WITH LENDER			
1001. Hazard insurance 4 months @ \$ 14.45 per month		57.80	
1002. Mortgage insurance months @ \$ per month			
1003. City property taxes months @ \$ per month			
1004. County property taxes 12 months @ \$ 15.91 per month		190.92	
1005. Annual assessments months @ \$ per month			
1006. months @ \$ per month			
1007. months @ \$ per month			
1008. months @ \$ per month			
1100. TITLE CHARGES			
1101. Settlement or closing fee to			
1102. Abstract or title search to			
1103. Title examination to			
1104. Title insurance binder to			
1105. Document preparation to			
1106. Notary fees to			
1107. Attorney's fees to			
(includes above items numbers;)			
1108. Title insurance to First American Title Co.		95.75	250.50
(includes above items numbers;)			
1109. Lender's coverage \$ 38,400.00			
1110. Owner's coverage \$ 48,000.00			
1111.			
1112.			
1113.			
1200. GOVERNMENT RECORDING AND TRANSFER CHARGES			
1201. Recording fees: Deed \$ 2.00 ; Mortgage \$ 4.00 ; Releases \$		6.00	
1202. City/county tax/stamps: Deed \$; Mortgage \$			
1203. State tax/stamps: Deed \$; Mortgage \$			
1204.			
1205.			
1300. ADDITIONAL SETTLEMENT CHARGES			
1301. Survey to			
1302. Pest inspection to			
1303.			
1304.			
1305.			
1400. TOTAL SETTLEMENT CHARGES (enter on lines 103, Section J and 502, Section K)		2,170.56	2,650.50

Richard J. MacKinnon

William E. [Signature]
HUD-1 REV 5/76

MICROFILMED
JUN 22 2000

J.L. MIKE CLARK
ADA COUNTY ASSESSOR
ADA COUNTY COURT HOUSE
BOISE, IDAHO 83702

1976 ADA COUNTY ASSESSMENT NOTICE

IMPORTANT INFORMATION ON REVERSE SIDE

PARCEL NO. R2847210180
PROPERTY ADDRESS

121

PH. 384-8791

ASSESSMENT RATIO 18.33%

FIRST CLASS MAIL
U.S. POSTAGE
PAID 1 OZ.
PERMIT NO. 1029
BOISE, IDAHO
RETURN POSTAGE GUARANTEED

PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
RURAL SUB	4,500		4,500	825

LEGAL DESCRIPTION

LOT 20 BLK 5
FIVE MILE EST WEST #2

NAME/ADDRESS

MASCHMANN RICHARD F
BOX 9447
BOISE ID 83707

RECEIVED

MAR 01 2000

WATER RESOURCES
WESTERN REGION

THIS IS NOT A TAX BILL
DEPUTY APPRAISER

PLEASE KEEP THIS COPY FOR YOUR RECORDS

JIMMIE TANTON DATE 1/01/76

J.L. MIKE CLARK
ADA COUNTY ASSESSOR
ADA COUNTY COURT HOUSE
BOISE, IDAHO 83702

1976 ADA COUNTY ASSESSMENT NOTICE

IMPORTANT INFORMATION ON REVERSE SIDE

PARCEL NO. R2847210185
PROPERTY ADDRESS

121

PH. 384-8791

ASSESSMENT RATIO 18.33%

FIRST CLASS MAIL
U.S. POSTAGE
PAID 1 OZ.
PERMIT NO. 1029
BOISE, IDAHO
RETURN POSTAGE GUARANTEED

PROPERTY DESCRIPTION	LAST YEAR'S MARKET VALUE FOR ASSESSMENT PURPOSE	QUANTITY	MARKET VALUE FOR ASSESSMENT PURPOSE	ASSESSMENT VALUE
RURAL SUB	4,500		4,500	825

LEGAL DESCRIPTION

LOT 21 BLK 5
FIVE MILE EST WEST #2

NAME/ADDRESS

MASCHMANN RICHARD F
BOX 9447
BOISE ID. 83707

THIS IS NOT A TAX BILL
DEPUTY APPRAISER

PLEASE KEEP THIS COPY FOR YOUR RECORDS

JIMMIE TANTON DATE 1/01/76

MICROFILMED

JUN 22 2000

WHOLESALE LAWN SPRINKLER EQUIPMENT

**WATER RESOURCES
WESTERN REGION**

Ship To

Address

Salesman <i>Thes</i>		Date Entered	
Invoice Date <i>6-14-77</i>		Invoice Number N^o 10270	
Customer Order No.		Date Shipped	
Sheet No.	No. Sheets	Delivery Number	
Filled By	Checked By	TERMS	
BROUGHT FORWARD FROM LAST SHEET		→	

[illegible]

**SALES
TAX**

TOTAL

BO Back Ordered
DS Direct Factory Shipment

2/26/00

RECEIVED

MAR 01 2000

WATER RESOURCES
WESTERN REGION

To Whom It May Concern:

I have known Dick & Chris Maschmann since 1982 when I moved into the property located at 4059 Seaworset Way. The Maschmanns have pumped water out of the drain ditch that runs through their property ever since I have known them.

Tom M. Walter
Tel. wk 332-1905
home 288-5520

MICROFILMED

JUN 22 2000

02-28-2000

We wish to state that we have known Richard Maschmann for many, many years. We have lived in the area between Mile and Cloverdale just off Reutzel since 1978 and can vouch that he has indeed used the water from the ditch crossing his property all of this time.

Mahlon E. Kramer and Barbara E. Kramer
4185 Riva Ridge Way
Boise Id. 83709-4451

Phone 208-362-3447

Mahlon E. Kramer
Barbara E. Kramer

RECEIVED

MAR 01 2000

WATER RESOURCES
WESTERN REGION

MICROFILMED

JUN 22 2000

4031 Summerset
Boise, ID 83709
208-362-0278

RECEIVED

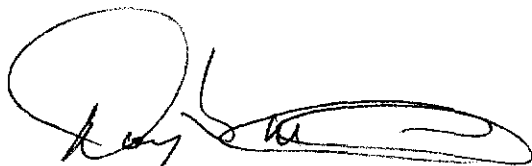
MAR 01 2000

WATER RESOURCES
WESTERN REGION

February 26, 2000

We have lived at the above address since 1976. Since Rich Maschmann has lived at his property on Reutzel he has always pumped out of the drain ditch to water his lawn, garden and pasture.

If you have any further questions please feel free to call us at the above phone number.



Doug Anderson



Deborah Anderson

MICROFILMED

JUN 22 2000



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

March 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Permit No. 63-12568 in the Name of Richard and/or Christine
Maschmann

Dear Sir:

Enclosed is a copy of the above-referenced application for permit that the proposed use is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by April 3, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:lm

Encl.

MICROFILMED

JUN 22 2000

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

Richard F. Maschman

Mailing Address

11389 Reitzel Dr.
Boise, Idaho 83707

Application No.
(if known)

____ IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

____ PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Richard F. Maschman

Date

Jan - 24 - 2000

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082
MICROFILMED

JUN 22 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

2/8/2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD R AND/OR CHRISTINE MASCHMANN
11389 REUTZEL DRIVE
BOISE, ID 83709

RECEIVED

MAR 01 2000

WATER RESOURCES
WESTERN REGION

**RE: APPLICATION FOR PERMIT TO DIVERT WATER FROM EIGHT
MILE CREEK**

Dear Mr. and Mrs. Maschman,

Your application for permit to divert water from Eight Mile Creek was received on 1/24/2000. Processing of this application will be delayed until we receive the following items.

- 1.) We will need to know what county the point of diversion is in.
- 2.) I have discovered that 3 water rights in the same area as your water right. These rights are 63-09731 (lot 22 block 9 Five Mile Estates West No 8 Subdivision), 63-09157 (lot 19 block 9 Five Mile Estates West No 8 Subdivision) and 63-10507 (no lot listed). Please let us know how these water rights are related to your property and point of diversion.
- 3.) You state in part 12, Remarks that this point of diversion has existed since 1977. In order to process this application we will need proof of use prior to 1987. This may done by using aerial photos (dated by agency acquired from), affidavits from neighbors, diversion construction records, county or city approvals of diversion, stream channel alteration permits from the Idaho Dept. of Water Resources and Army Corp of engineers, and dated photo's of the diversion. You may also want to contact the South County Water Co., New York Irrigation District and Nampa/Meridian Irrigation District. All of these entities have water rights in your section and may have information on your point of diversion. The more documentation that you can supply that supports your pre 1987 development the better chance you will have of attaining a water right.

3 houses
North
of Appl

MICROFILMED

JUN 22 2000

Page 2
Maschmann

RECEIVED

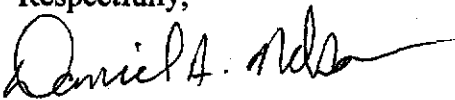
MAR 01 2000

WATER RESOURCES
WESTERN REGION

In order to process all of the applications in our office as efficiently as possible, we are required by Idaho Code § 42-204 to ask that the above information be sent to our office within 30 days or we are to void the application for permit. **Therefore, if we do not receive the above information by 3/8/2000 we will be forced to void your applications for permit.** If your permit is voided you will be able to re-file for these water rights with a later priority date.

If you have any questions or concerns please contact me at the above address.

Respectfully,



Daniel A. Nelson
Sr. Water Right Agent

MICROFILMED

JUN 22 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

2/8/2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD R AND/OR CHRISTINE MASCHMANN
11389 REUTZEL DRIVE
BOISE, ID 83709

COPY

**RE: APPLICATION FOR PERMIT TO DIVERT WATER FROM EIGHT
MILE CREEK**

Dear Mr. and Mrs. Maschman,

Your application for permit to divert water from Eight Mile Creek was received on 1/24/2000. Processing of this application will be delayed until we receive the following items.

- 1.) We will need to know what county the point of diversion is in.
- 2.) I have discovered that 3 water rights in the same area as your water right. These rights are 63-09731 (lot 22 block 9 Five Mile Estates West No 8 Subdivision), 63-09157 (lot 19 block 9 Five Mile Estates West No 8 Subdivision) and 63-10507 (no lot listed). Please let us know how these water rights are related to your property and point of diversion.
- 3.) You state in part 12, Remarks that this point of diversion has existed since 1977. In order to process this application we will need proof of use prior to 1987. This may be done by using aerial photos (dated by agency acquired from), affidavits from neighbors, diversion construction records, county or city approvals of diversion, stream channel alteration permits from the Idaho Dept. of Water Resources and Army Corp of engineers, and dated photo's of the diversion. You may also want to contact the South County Water Co., New York Irrigation District and Nampa/Meridian Irrigation District. All of these entities have water rights in your section and may have information on your point of diversion. The more documentation that you can supply that supports your pre 1987 development the better chance you will have of attaining a water right.

MICROFILMED

JUN 22 2000

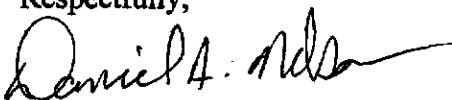
Page 2

Maschmann

In order to process all of the applications in our office as efficiently as possible, we are required by Idaho Code § 42-204 to ask that the above information be sent to our office within 30 days or we are to void the application for permit. **Therefore, if we do not receive the above information by 3/8/2000 we will be forced to void your applications for permit.** If your permit is voided you will be able to re-file for these water rights with a later priority date.

If you have any questions or concerns please contact me at the above address.

Respectfully,

A handwritten signature in cursive script, appearing to read "Daniel A. Nelson", written in dark ink.

Daniel A. Nelson
Sr. Water Right Agent

MICROFILMED
JUN 22 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MARCH 7, 2000

Legal Notices Department
THE IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 3, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

JUN 22 2000

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

MICROFILMED

JUN 22 2000

63-12568

MASCHMANN, RICHARD F
MASCHMANN, CHRISTINE
11389 REUTZEL DR
BOISE, ID 83709

Source: EIGHT MILE CREEK

Tributary: BOISE RIVER

Diversion Pt: NWSE Sec 27 T 03N R 01E in ADA County.

Use: IRRIGATION	(	0.080 CFS)
STOCKWATER	(	0.020 CFS)
Total Diversion:	(	0.100 CFS)

Date Filed: 3/ 1/2000

In: ADA County
T03N R01E S27 NWSE

2.5 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed for development prior to 1987.

MICROFILMED

JUN 22 2000

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before APRIL 3, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 3/16/2000 & 3/23/2000

MICROFILMED

JUN 22 2000