

NEW PUBLIC
ELEMENTARY SCHOOL

VICINITY MAP

SCALE 1" = 300'

WIDAGLEN SUBDIVISION

4th ST NORTH

FND. BRASS CAP
NW COR. LOT 7

FND. 1 1/2" IRON PIN
NE COR. LOT 7

4N 2W

S. 6

Lot 7 (SWSW)

PLUMTREE Schd.

No. 1-4

See full plat for
lot sizes etc.

-R 5/28/99 per
Applicant's visit

HIGHLAND RD.

PLUMTREE SUBDIVISION
PHASE 1

PLUMTREE SUBDIVISION

Phase 2-4

1/16 COR

WILLOW CREEK

4th AVE. WEST

TEMPORARY END OF
4th AVENUE WEST

FUTURE BRIDGE

FND. BRASS CAP
SE COR. LOT 7

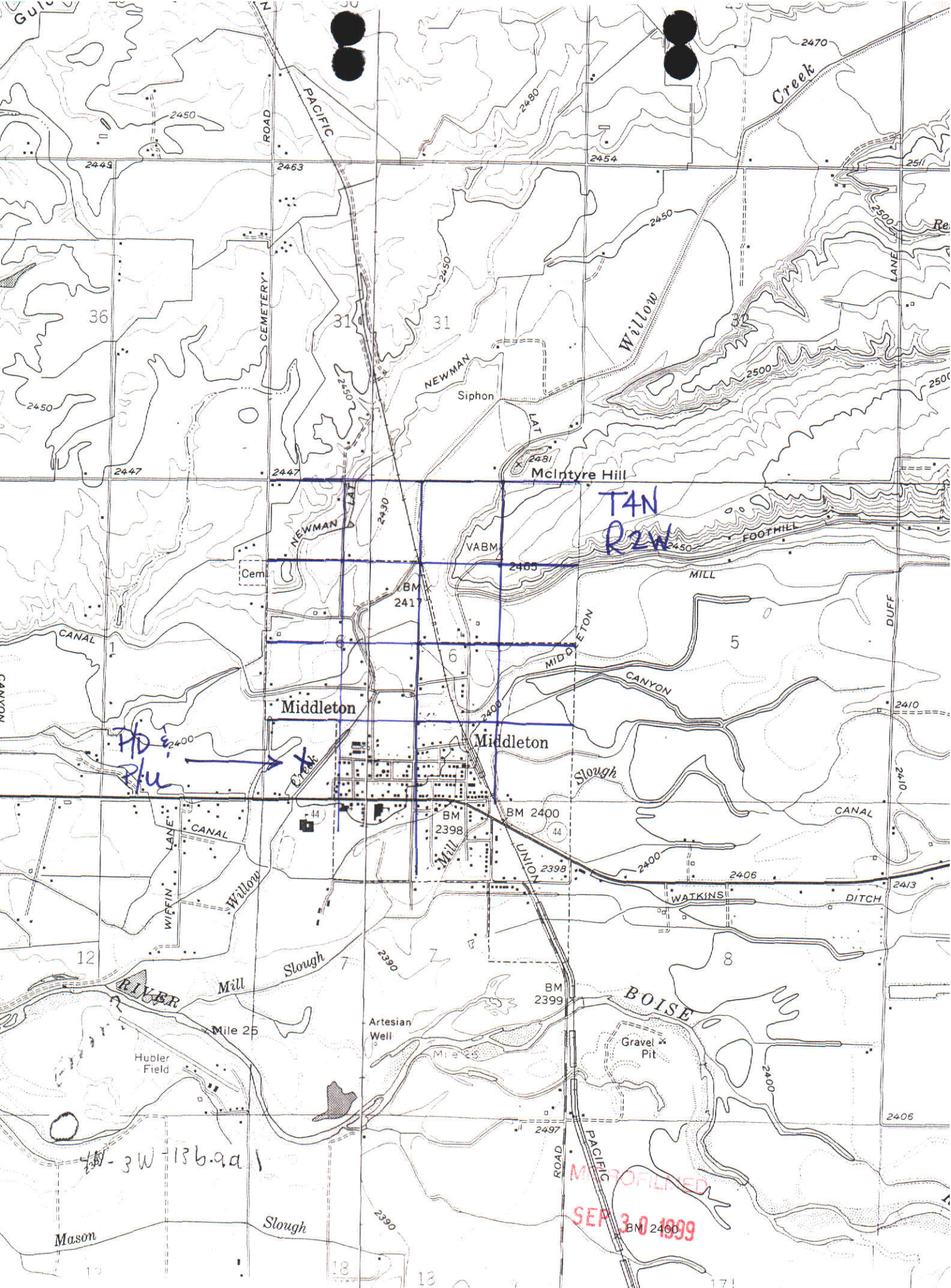
FND. BRASS CAP
SW COR. SECTION 6

STATE HIGHWAY 44

MIDDLETON
HIGH SCHOOL

LEGEND

MICROFILMED
SEP 30 1999



SHIP N° 4 NORT

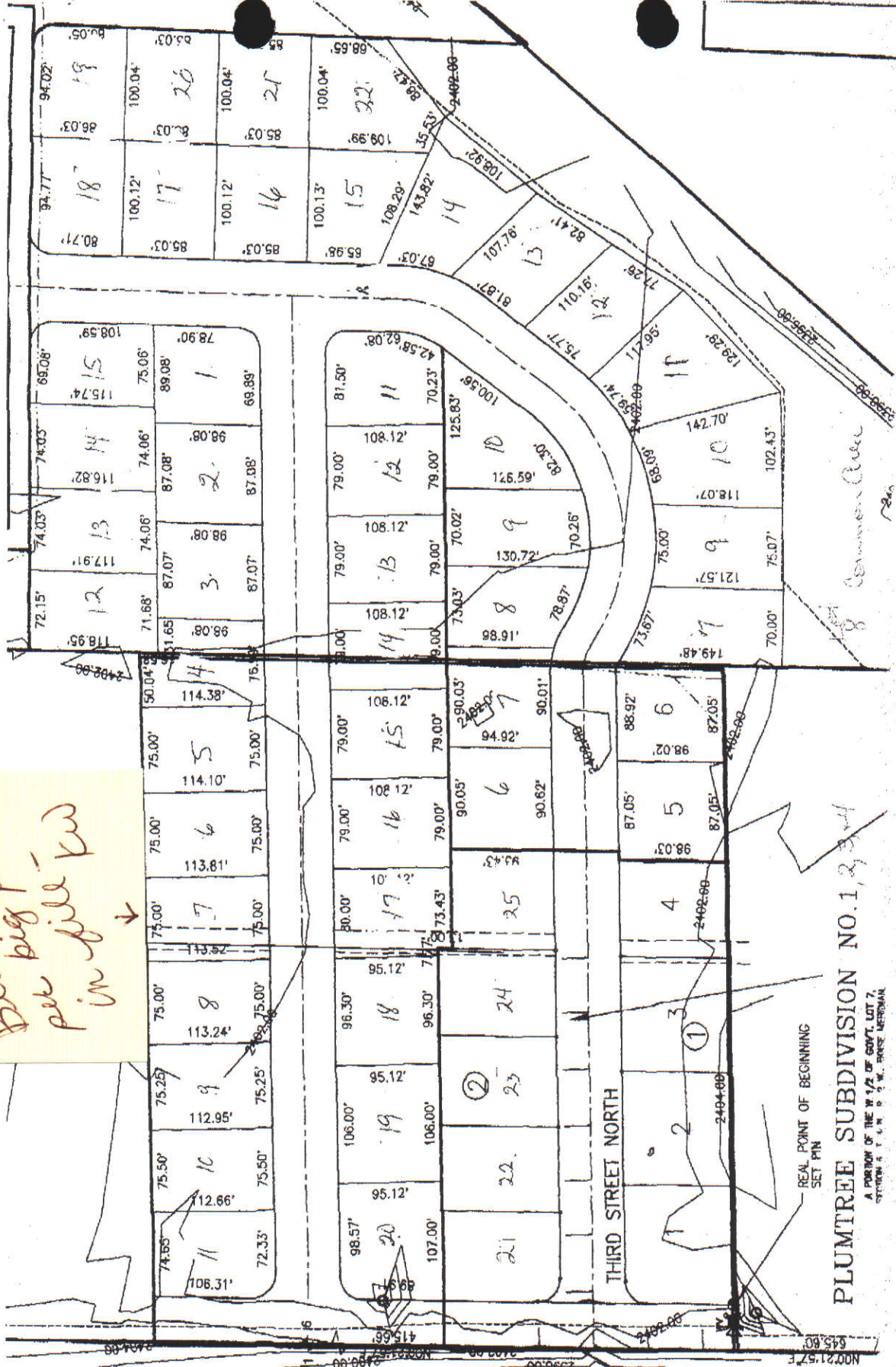
4N 2W 5.6
1935 Survey

79.40						
80.00	4	3	2	1	4	32
	38.80	40.00	40.00	40.00	40.00	
	5	40	80	80.00	80	S
	38.40	Sec. 6				
	6					
80.00	38.01	80	160	0° 48' W.	160	
	7					
	37.61					
	N. 89° 31' E.		78.61	S.	S.	
	(18.61)	(20.00)	40.00			
6.00	6			40		
	37.41	80	80		160	
	5			1		
	37.61	Sec. 7		41.15		S
	4	3	2		4	3480.33

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SEP 30 1999

TH



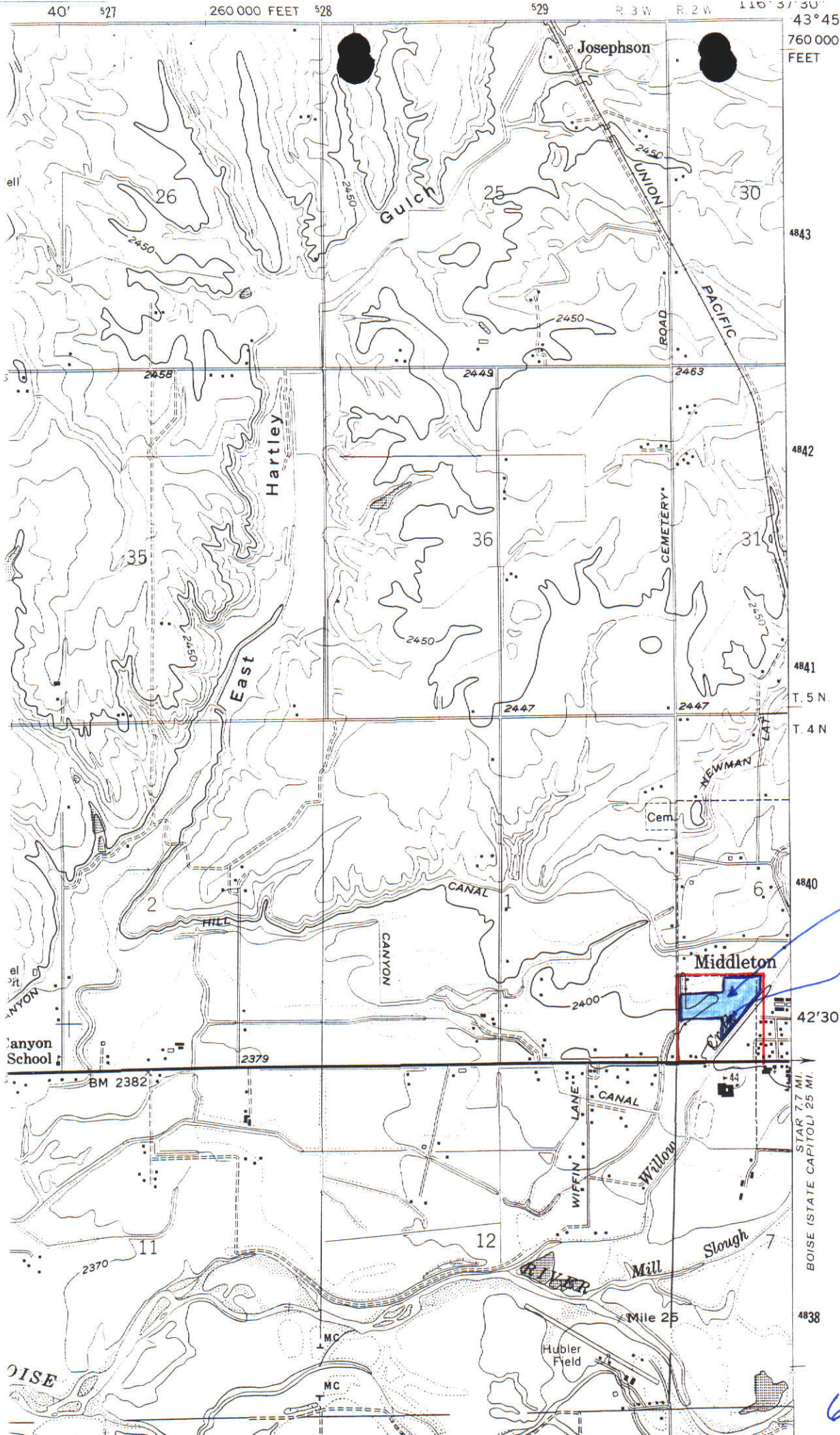
PLUMTREE SUBDIVISION NO. 1, 2, 3, 4

A PORTION OF THE W 1/2 OF GOVT. LOT 7,
SECTION 3, T. 1 N. R. 9 W., RANGE 100 E.

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OCT 02 2002

63-12514



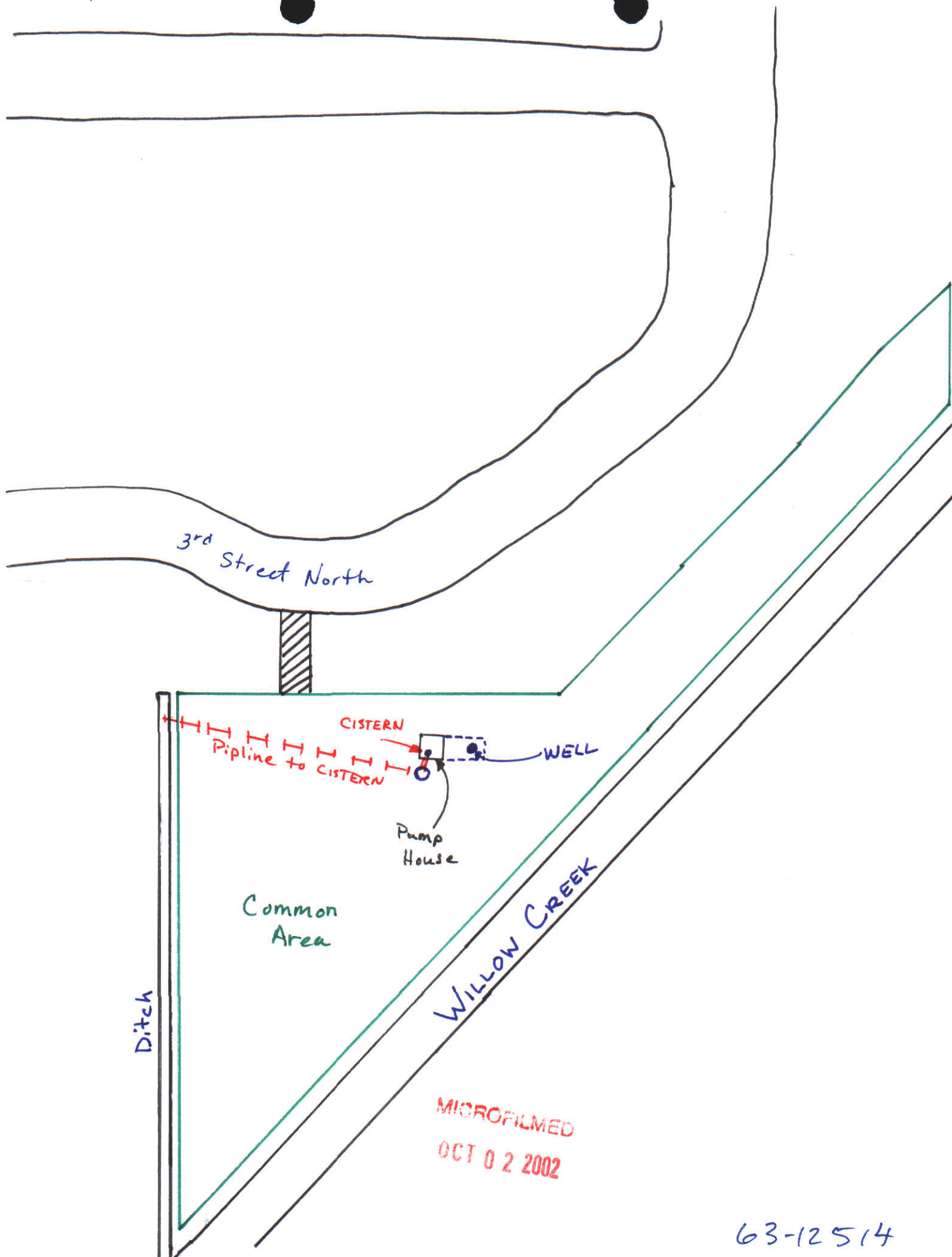
T 04 N
R 02 W
Sec. 6

P/u

P/D

MICROFILMED
OCT 02 2002

63-12514



MICROFILMED
OCT 02 2002

63-12514

Middleton, Idaho, United States 01 Jun 1992



0 100M 200M ▼ 0 100yd 200yd

Image courtesy of the US Geological Survey.

Highway 44

T 04N
R 02W
Sec. 6
SWSW

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OCT 02 2002

63-12514

Point of Diversion



Place of Use



MICROFILM
OCT 02 2002

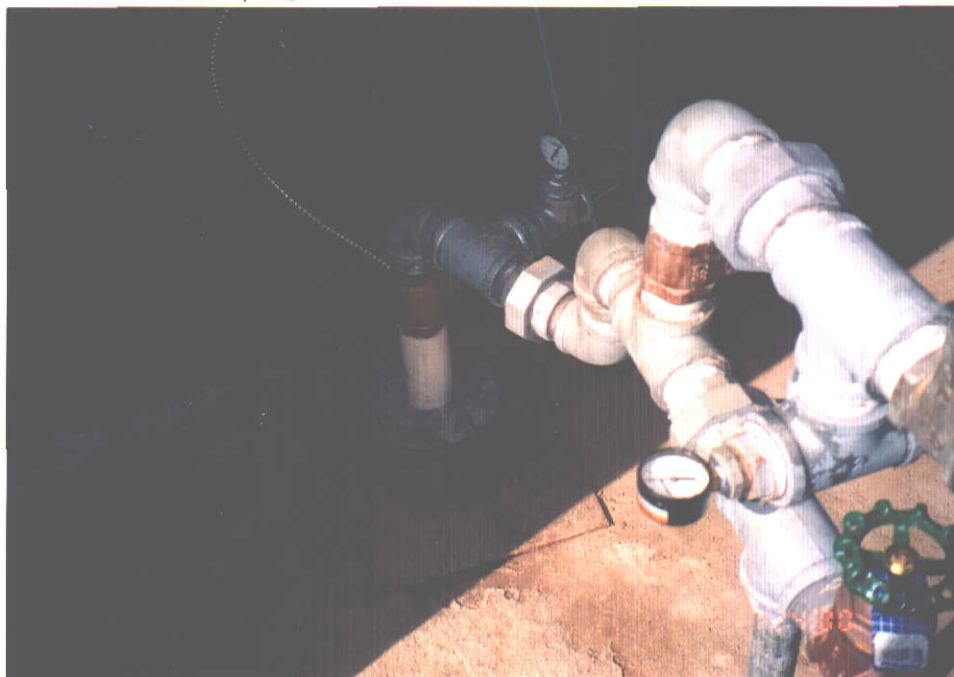
Plumtree Subdivision

63-12514

Common Area & Pump house



Surface Water Cistern



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63-12514



Pressurized Irrigation System

↑
Water from the
well enters the
system here



Aquavar
Controllers.

MICROFILMED
OCT 02 2002

63-12514

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12514

Priority: May 6, 1999

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 33.6 AF

It is hereby certified that PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 6, 1999; and has
submitted Proof of Beneficial Use on July 3, 2000. An examination indicates that the works have a
diversion capacity of 0.22 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	03/01 to 11/15	0.20 CFS	33.6 AF

LOCATION OF POINT OF DIVERSION:

GROUND WATER L7 SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, Twp 04N, Rge 02W, B.M., CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 02W 6																	

CONDITIONS OF APPROVAL

1. Domestic use is for lawn and garden irrigation associated with 56 homes for a total of 10 acres located in Plumtree Subdivision, Phases 1-4.
2. Point of diversion is located within Lot 8, Blk. 1, Plumtree Subdivision.
3. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

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State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12514

5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any place of use other than the dwelling lots and/or common area in Plumtree Subdivision, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 30TH day of September, 2002.

Acting for

KARL J. DREHER
Director

MICROFILMED

OCT 2 2002

Amt. of Fee \$: 50.00
Receipt No. W026198
Receipt By: S. Taylor / dde
Date Received: 7/3/00

RECEIVED
JUL 03 2000
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

JUL - 6 2000

Department of Water Resources

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. 63-12514 Telephone No. 208-888-4951

2. Name of Permit Holder(s): PLUMTREE SUBDIVISION HOMEOWNERS ASSN.

3. Mailing Address: 1320 S. BLACKCAT

City MERIDIAN, State ID Zip 83642

4. Source of Water: GROUNDWATER WELL If GROUNDWATER (well), Date Drilled: mo. 10 / yr. 99

a. Well Driller: COONSE WELL DRILLING Drilling Permit Number: 63 - 99 - W - 0838 - 000

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

Domestic (No. of households): 56 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 10 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .20 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: \$ 50.00 (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: KATHY WRIGHT Telephone Number: 208-888-4951

Address: 1320 S. BLACKCAT MERIDIAN, IDAHO 83642

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.

AUG 23 2000

Signature of permit holder: Kathy Wright (President) Date: 6-27-00
(include your title, if on behalf of company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSE EXAMINATION FEE SCHEDULE

(C.F.S. = cubic feet per second AF = acre feet)

<u>CFS</u>	<u>AF</u>	<u>FEE</u>
0 - 0.20	0 - 20	\$50.00*
.21 - 1.00	21 - 100	100.00
1.01 - 2.00	101 - 200	125.00
2.01 - 3.00	201 - 300	150.00
3.01 - 4.00	301 - 400	175.00
4.01 - 5.00	401 - 500	200.00
5.01 - 6.00	501 - 600	225.00
6.01 - 7.00	601 - 700	250.00
7.01 - 8.00	701 - 800	275.00
8.01 - 9.00	801 - 900	300.00
9.01 - 10.00	901 - 1000	325.00
10.01 - 11.00	1001 - 1100	350.00
11.01 - 12.00	1101 - 1200	375.00
12.01 - 13.00	1201 - 1300	400.00
13.01 - 14.00	1301 - 1400	425.00
14.01 - 15.00	1401 - 1500	450.00
15.01 - 16.00	1501 - 1600	475.00
16.01 - 17.00	1601 - 1700	500.00
17.01 - 18.00	1701 - 1800	525.00
18.01 - 19.00	1801 - 1900	550.00
19.01 - 20.00	1901 - 2000	575.00
20.01 - over	2001 - over	600.00
		MICROFILMED

*Checks should be made payable to the
Idaho Department of Water Resources (IDWR.)

A license examination fee is not required in connection with
permits which use a ground water source AND have a total rate of
diversion of 0.04 cfs or less or where the total volume stored is 4.0 AF per annum or less.

A license exam fee is required for ANY permit which uses surface water

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12514

Proposed Priority: May 6, 1999

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC**
1320 S BLACK CAT
MERIDIAN ID 83642

has applied for a permit to appropriate water from: **GROUNDWATER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

03/15 to 11/15

0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SWSW), Sec. 6, Township 04N, Range 02W
CANYON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 02W 6 Lot 7(SWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 2000**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
6. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
7. 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 needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary 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.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

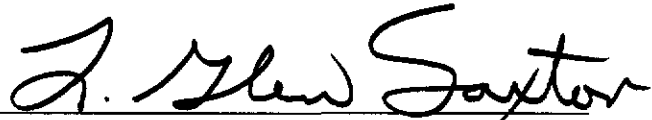
NO. 63-12514

CONDITIONS OF APPROVAL AND REMARKS

8. Water bearing zone to be appropriated is from 1 to 100 feet.
9. Domestic use is for lawn and garden irrigation associated with 56 homes for a total of 10 acres located in Plumtree Subdivision, Phases 1-4.

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

9th day of August, 1999



Karl J. Dreher, Director

for



1/96
RECEIVED

MAY 06 1999

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JUL 26 1999

DEPARTMENT OF WATER RESOURCES

1. Name of Applicant PLUMTREE SUBDIVISION HOMEOWNERS ASSN. Inc. Phone 888-4951
Post Office address 1320 S. BLACKCAT MERIDIAN, IDAHO 83642
2. Source of water supply Well (groundwater) which is a tributary of _____ *
3. Location of point of diversion is SW 1/4 of SW 1/4 of ~~W 1/2~~, Govt. Lot 7 *
Sec. 6 Township 4N Range 2W B.M. Middleton, Canyon County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount ~~63 acre-ft~~ for Irrigation purposes from April 1 to Oct. 31 (both dates inclusive) *
(cfs or acre-feet per annum)
Amount 20 for Domestic purposes from 3/15 to 11/15 (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 and/or (b) ~~63 acre feet~~ *
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well with 7.5 H.P. submersible pump
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
c. Proposed well diameter is 8 inches; proposed depth of well is 100' ± feet.
d. Is ground water with a temperature of greater than 85°F being sought? no
e. If well is already drilled, when? _____; Drilling firm _____:
Well was drilled for (well owner) _____
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 if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

* per applicants 5/28/99 office visit.

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SEP 10 1999

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	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	2W	6											1.7						1.7
													D						

Total number of acres to be irrigated 1.7

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

Surface-irrigation District, Middleton Mill and Canyon Hill Irrigation Districts

11. a. Who owns the property at the point of diversion? PLUMTREE HOMEOWNERS ASSOCIATION

b. Who owns the land to be irrigated or place of use? PLUMTREE HOMEOWNERS ASSOCIATION

c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing: PRESIDENT OF ASSOCIATION AND DEVELOPER OF PROPERTY

12. Remarks: WATER BEARING ZONE TO BE APPROPRIATED FOR SUPPLEMENTAL AGRICULTURAL IRRIGATION OF 56 HOMES IN PLUMTREE SUBDIVISION IS FROM 1 TO 100 FEET.

APPLICANT AGREES TO MITIGATE CONSUMPTIVE USE IN THE FUTURE AS NEEDED.

COMMENTS: PROPERTY aka Plumtree Subd. # 1-4.

13. MAP OF PROPOSED PROJECT ATTACHED ☒ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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.

Kathy Wright (President)
(Applicant)
Plumtree Subdivision Homeowners Assn. Inc.

REC'D 5/6 per date stamp,
RECEIVED 5/7

Received by K6 Date 5/6/99 Time 10:02 Preliminary check by JL
Fee \$ 100.00 50.00 Received by K6 # W025168 Date 5/7/99
Publication prepared by AT Date 6-9-99 Published in Permit 6-17-24
Publication approved K6 Date 7/16/99 1999

* per Applicant's 5/28/99 office visit.

SEP 30 1999

NEW PUBLIC
ELEMENTARY SCHOOL

VICINITY MAP

SCALE 1" = 300'

WIDAGLEN SUBDIVISION

4th ST NORTH

FND BRASS CAP
NW COR LOT 7

FND 1/2" IRON PIN
NE COR LOT 7

YN 2W
S. 6
Lot 7 (SWSW)

PLUMTREE Subd.
No. 1-4

See full plat for
lot sizes etc
-R 5/28/99 per
Applicant's visit

HIGHLAND RD.

PLUMTREE SUBDIVISION
PHASE 1

Phase 2-4

PLUMTREE SUBDIVISION

plc

plp

WILLOW CREEK

FUTURE BRIDGE

TEMPORARY END OF
4th AVENUE WEST

4th AVE WEST

END BRASS CAP
SW COR LOT 7

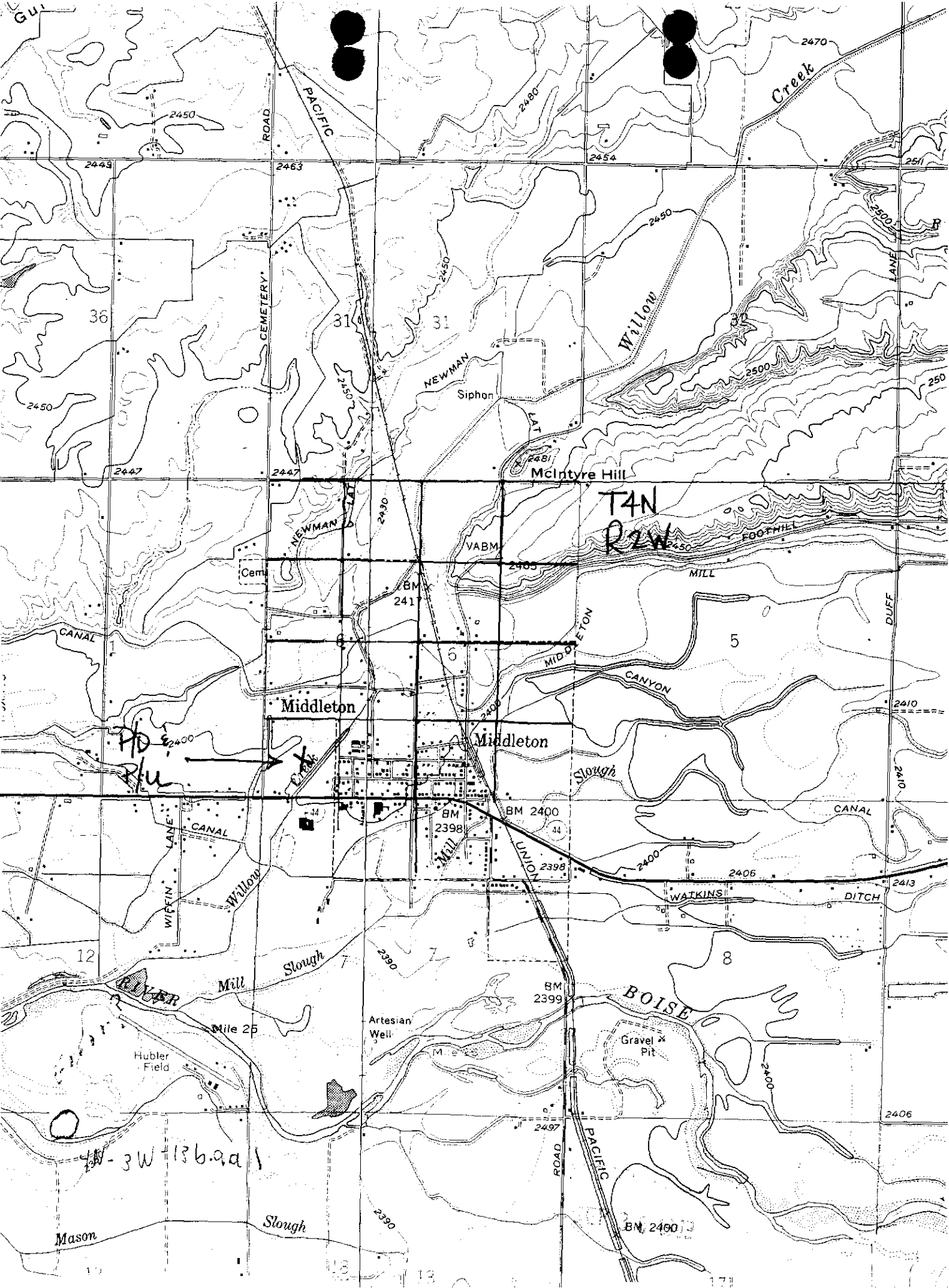
END BRASS CAP
SW COR SECTION 6

STATE HIGHWAY 44

MIDDLETON
HIGH SCHOOL

LEGEND

SEP 30 1999



SHIP N° 4 NORT

4N 2W 5.6
1935 Survey

72.40

	4	3	2	1		4	
	38.80	40.00	40.00	40.00	(100.00)	40.00	38.80
80.00	5	40	80		80.00	80	
	38.40	Sec. 6			(20.00)		S
	6						
	38.01	80	160		40.00	160	
→	(7)						
	37.61						
	N. 89° 31' E.		78.61	S. 0° 48' W.		S.	
	(18.61)	(20.00)	40.00				
	6			40			
	37.41	80	80			160	
6.00	5			1			
	37.61	Sec. 7		41.15			S
	4	3	2	1		4	
						3460.33	

TH



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 2, 2002

PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642

RE: License No. 63-12514 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or 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 homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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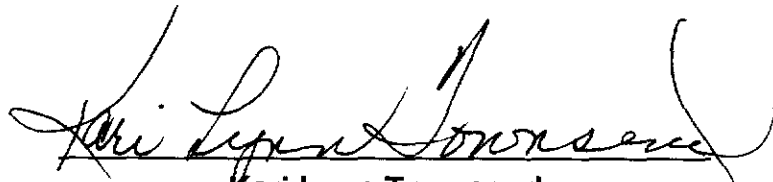
OCT 02 2002

CERTIFICATE OF SERVICE

I hereby certify that on October 2, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 63-12514

**PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642**


**Kari Lynn Townsend
Secretary**

**MICROFILMED
OCT 6 2 2002**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 this 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 this 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

Section 67-5246(5), Idaho Code, provides as follows:

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.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this 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:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. 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. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

LICENSE REVIEW CHECKLIST

Permit No. 63-12514

Date: 9-26-02

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44)

Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44)

Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s):

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.20 cfs

Fee Limit 0.20 cfs

Measured _____ cfs

Theoretical 0.22 cfs

Recommended Total Diversion Rate 0.20

Water Uses OK

Change (P46)

Season of Use per new Standards

3/1 - 11/15

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic 0.20 cfs 33.4 af

_____ cfs _____ af

_____ cfs _____ af

Total 0.20 cfs 33.4 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

56 lots x .6 = 33.4

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x 4.5 (FHR) = _____ af

3.5

Remarks: _____

Additional Conditions

_____ Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? no - not req'd

Adjust memo _____

Amend Letters

P87, S06

Second Amendment Notice

S06

extra
in
approach

Lot	Block	Subdivision Name	Water Use

MEMORANDUM

DATE: September 26, 2002

TO: Water Right File 63-12514

FROM: Shelley W. Keen *SWK*

RE: Compliance with approval conditions

On 9/19/2002 I met with Kathy Wright and Roy Johnson to verify compliance with the approval conditions on the permit. When I arrived, I found the system off because a leaky fitting had just been replaced, but I could see that the line connecting the well and the sump pump had been disconnected. Now water diverted from the well can go only to the subdivision for irrigation of the lots, and water from sump can go only into the system for irrigation of the common area. Separation of the systems complies with condition no. 6, which says that the water diverted from the well under this right cannot be used for irrigation of the common area.

I had expected to see a way to use the surface water to irrigate the lots also, so I asked about compliance with condition no. 4. Roy Johnson told me that they are on the end of the canal and delivery of the surface water is sporadic. For several years the surface water was available on an eight-day rotation, which was not acceptable for irrigation of the lawns. It is available a little more often now, he said, but still not enough to be counted on for the lawns. When it is available, the surface water is diverted into the sump and used to irrigate the common area. The common area looked as if it had not been irrigated in weeks. While the surface water is not used in conjunction with the ground water, I believe the spirit of the condition has been met because the canal water is rarely available and because it is used for irrigation of the common area when it is available.

The homeowners in Plumtree subdivision are on a rotation for irrigation of their lawns from the well. Only five homes can be irrigated at once at about 15 gpm per home. System is a 7.5 hp submersible pump and motor with a variable frequency drive that will hold at about 70 psi. Neither Kathy nor Roy knew how deep the pump is set or what the dynamic pumping level might be. They said the water table in the area is quite high, but there did not seem to be any water in the 18 inches or so of column above ground. Kathy said the well used to flow but it has not done so for a few years.

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OCT 02 2002

MEMORANDUM

DATE: September 11, 2002

TO: Water Right File 63-12514

FROM: Shelley W. Keen *SWK*

RE: Field inspection

This afternoon Kathy Wright (888-1307) called to arrange for another field exam for Plumtree Subdivision. We agreed to meet at 2:00 in Middleton. Directions are State Street through Middleton, 1/4 mile past high school go right on Cemetery Road, go another 1/4 mile and take the first Plumtree entrance on the right. After seven houses, take the pathway to the left to the common area and pumphouse. *9/19/02*

I also reminded Ms. Wright that Plumtree must pay another examination fee before the inspection can occur.

Examination Fee Paid - See Receipt No. C064563

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 12, 2002

PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642

RE: Water Appropriation Permit 63-12514

Dear Water Right Holder:

Last October I notified you that an IDWR field inspector reported that you were not in compliance with condition nos. 4 and 6 of Permit 63-12514, which IDWR issued to you in August of 1999 for supplemental irrigation of the dwelling lots in Plumtree Subdivision. Condition no. 4 of the permit states that groundwater can be diverted under the permit only when your surface water rights cannot be delivered to you. Condition no. 6 of the permit limits the irrigation authorized under the permit to lots upon which homes have been constructed. Condition no. 6 also states that the permit does not provide for the irrigation of common areas. The reasons for the conditions were explained in my letter.

As I also explained in October, a water right license recognizing that you have established a water right cannot be issued to you if you have not complied with the conditions of the permit. Under the provisions of §42-311, *Idaho Code*, if IDWR finds that you have not complied with the conditions of the permit, the agency can issue an order requiring you to show cause why the permit should not be voided, or the agency can issue a cease and desist order directing you to comply with the conditions. Pursuant to §42-1701B(6), *Idaho Code*, penalties for illegal diversions of water for non-irrigation use can be up to \$50.00 per day per 0.1 cfs. The penalty for unauthorized irrigation can be up to \$300.00 annually for each acre irrigated.

In response to my letter, Roy Johnson of Johnson Engineering called last November to tell me that he had been hired to redesign your irrigation system to comply with the permit conditions. In April Mr. Johnson called to let me know that work on your irrigation system had commenced. Considerable time has passed, but I have not heard from you or Mr. Johnson that the work is complete or that your system is ready for re-inspection.

Please report in writing to IDWR on the progress of the changes to your irrigation system within fourteen days. If the system is complete, please submit plans showing how it was installed, along with a re-examination fee of \$50.00. If IDWR does not receive your response within thirty days, it will proceed under the provisions of §42-311, *Idaho Code*, as noted above.

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OCT 12 2002

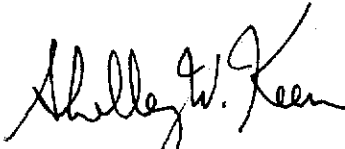
Plumtree Subdivision Homeowners Assn., Inc.

August 12, 2002

Page 2

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name.

Shelley Walter Keen
Water Rights Supervisor

C: IDWR -- Tim Luke
IDWR -- Gary Spackman

MICROFILMED

AUG 12 2002

MEMORANDUM

DATE: November 9, 2001

TO: Water Right File 63-12514

FROM: Shelley W. Keen *SWK*

RE: Plan for complying with permit requirements

This morning Roy Johnson of Johnson Engineering (323-7563, Garden City) called in response to my letter of October 9, 2001. He has been contracted to redesign the irrigation system for Plumtree Subdivision to comply with the permit conditions. Mr. Johnson plans to submit plans and then to rebuild the system before spring, but he is being delayed by the need to consult the well driller about sand in the well. Depending on what he learns from the well driller, he may have to include a new filter in his plans.

We agreed that as soon as his plans are done he will submit them for review by IDWR. We also agreed that another inspection is needed when irrigation commences in the spring.

4/25/02

Roy Johnson called today to let me know that work has commenced, and it will be complete in two weeks. They are disconnecting the GW from the irrigation system for the common area.

S. Keen

MICROFILMED

APR 22 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 9, 2001

PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642

RE: Water Appropriation Permit 63-12514

Dear Water Right Holder:

In August of 1999 IDWR issued Permit 63-12514 authorizing you to divert 0.20 cfs from ground water for supplemental irrigation of the dwelling lots in Plumtree Subdivision. Condition no. 4 of the permit states that groundwater can be diverted under the permit only when your surface water rights cannot be delivered to you. Condition no. 6 of the permit limits the irrigation authorized under the permit to lots upon which homes have been constructed. Condition no. 6 also states that the permit does not provide for the irrigation of common areas.

The requirement that you only divert ground water when surface water is unavailable is part of an effort to conserve Idaho's ground water by continuing the use of surface water, which has already been developed for irrigation in many parts of the state.

The exclusion of common areas is a response to the processing hold imposed on new consumptive uses of ground water in the Treasure Valley by IDWR in 1996. An exception to the processing hold is the use of water for domestic purposes. While irrigation of dwelling lots smaller than half an acre qualifies as domestic use, irrigation of common areas does not qualify. The permit limited your water use to subdivision lots with homes so that your water right could be processed and approved. Without the limitation, your application for a new water right would not have qualified as domestic use, and it would not have been processed and approved.

On July 24, 2000, an IDWR field examiner inspected your water diversion and delivery systems to verify the beneficial use of water developed in accordance with the permit. I have enclosed a copy of the examiner's report for you to review. The examiner reported that you are diverting ground water and commingling it with surface water to irrigate common area. Diverting ground water when a full supply of surface water is available is a violation of condition no. 4 of the permit. Irrigating the common area is a violation of condition no. 6 of the permit.

A water right license recognizing that you have established a water right cannot be issued to you if you have not complied with the conditions of the permit. Under the provisions of §42-311, *Idaho Code*, if IDWR finds that you have not complied with the conditions of the permit, the agency can issue an order requiring you to show cause why the permit should not be voided, or

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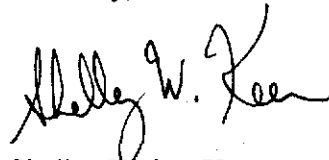
Plumtree Subdivision Homeowners Assn., Inc.
October 9, 2001
Page 2

the agency can issue a cease and desist order directing you to comply with the conditions. Pursuant to §42-1701B(6), *Idaho Code*, penalties for illegal diversions of water for non-irrigation use can be up to \$50.00 per day per 0.1 cfs. The penalty for unauthorized irrigation can be up to \$300.00 annually for each acre irrigated.

Please explain to IDWR in writing within thirty days if you think the examiner's report is inaccurate or if you have complied, or are taking measures to comply, with the conditions of the permit. To comply with the permit, you must modify your irrigation system to prevent the use of ground water on the common area. You must also limit the use of ground water on the dwelling lots to those times when your surface water delivery is diminished to the point that it is insufficient to satisfy your irrigation requirements. If IDWR does not receive your response within thirty days, it will proceed under the provisions of §42-311, *Idaho Code*, as noted above.

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

Sincerely,



Shelley Walter Keen
Water Rights Supervisor

Enclosure

C: IDWR -- Tim Luke
IDWR -- Gary Spackman

A. GENERAL INFORMATION

Permit No. 63-12514

1. Owner: Plumtree Subdivision Homeowners Assn. Inc. Phone No. (208) 888-4951

Current Address: 1320 S. Blackcat, Meridian, ID 83642

2. Accompanied by: Kathy Wright Exam Date: 07/24/2000

Address: 1320 S. Blackcat, Meridian, ID 83642 Phone No. (208) 888-4951

Relationship to Permit Holder: President of the Homeowners Assn.

3. Source: Groundwater tributary to

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-02406 and 63-12304

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use: Indicate Method of Determination: USGS Quadrangle Map

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

X Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

 Aerial Photo Attached (required for irrigation of 10+ acres).

X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Groundwater	Unknown	7.5	Unknown	Unknown	unknown
Surface water	Unknown	5.0	Unknown	Unknown	Unknown

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calibration Date
N/A						

2. Measurements: None. It was not possible to make a measurement to determine the flow rate.

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OCT 12 2001

E. NARRATIVE/REMARKS/COMMENTS

The point of diversion and the place of use are located in Government Lot 7 (SWSW) of Section 6, Township 04N, Range 02E. Water is used only for external domestic use. Surface and groundwater are commingled and used in the system.

Condition of approval number 6 is not being met. Groundwater is being diverted and commingled with the surface water. The commingled water is used to irrigate the common area. Condition of approval excludes using groundwater for irrigation of common areas

The capacity of the well is $[Q = (8.8 \times 7.5\text{-hp} \times 0.70) / (70\text{-ft} + 2.31 \times 60 \text{ psi})]$ 0.22 cfs.

The capacity from the surface water pump is $[Q = (8.8 \times 5\text{-hp} \times 0.70) / (10\text{-ft} + 2.31 \times 60 \text{ psi})]$ 0.21 cfs.

The combined capacity of both pumps is 0.43 cfs.

The homeowners association owns 15 shares in the Middleton Mill Ditch Co. and 15 shares in the Canyon County Water Co.

At the time of the field examination 46 homes had been built. The development of the final stage of subdivision is in progress. This stage includes the construction of 10 homes. The average size of each lot is about 1/3 acre.

I recommend that this permit be licensed for a rate of diversion of 0.20 cfs and an annual volume of 33.6 AF. The permit holder would need to separate the combined system into two separate systems to met condition of approval number 6.

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DEC 17 2002

Have the conditions of permit approval been met? _____ YES X NO

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measurement Method: *Theoretical* – assuming the pump is set at 70 feet.

$$Q = [8.8 \times 7.5\text{-hp} \times 0.70] / [70\text{-ft} + 2.31 \times 60 \text{ psi}] = 0.22 \text{ cfs}$$

Allow a diversion rate of 0.20 cfs.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: N/A

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses: External Domestic Use

$$56 \text{ domestic units} \times 0.6 \text{ AF} = 33.6 \text{ AF}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (AFA)
	From	To		
Domestic	3/15	11/15	0.20	33.6
Totals:			0.20 cfs	33.6 AFA

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above X None

___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Richard D. Hansen – Field Examiner

Field Examiner's Name Richard D. Hansen Date: 8/3/00

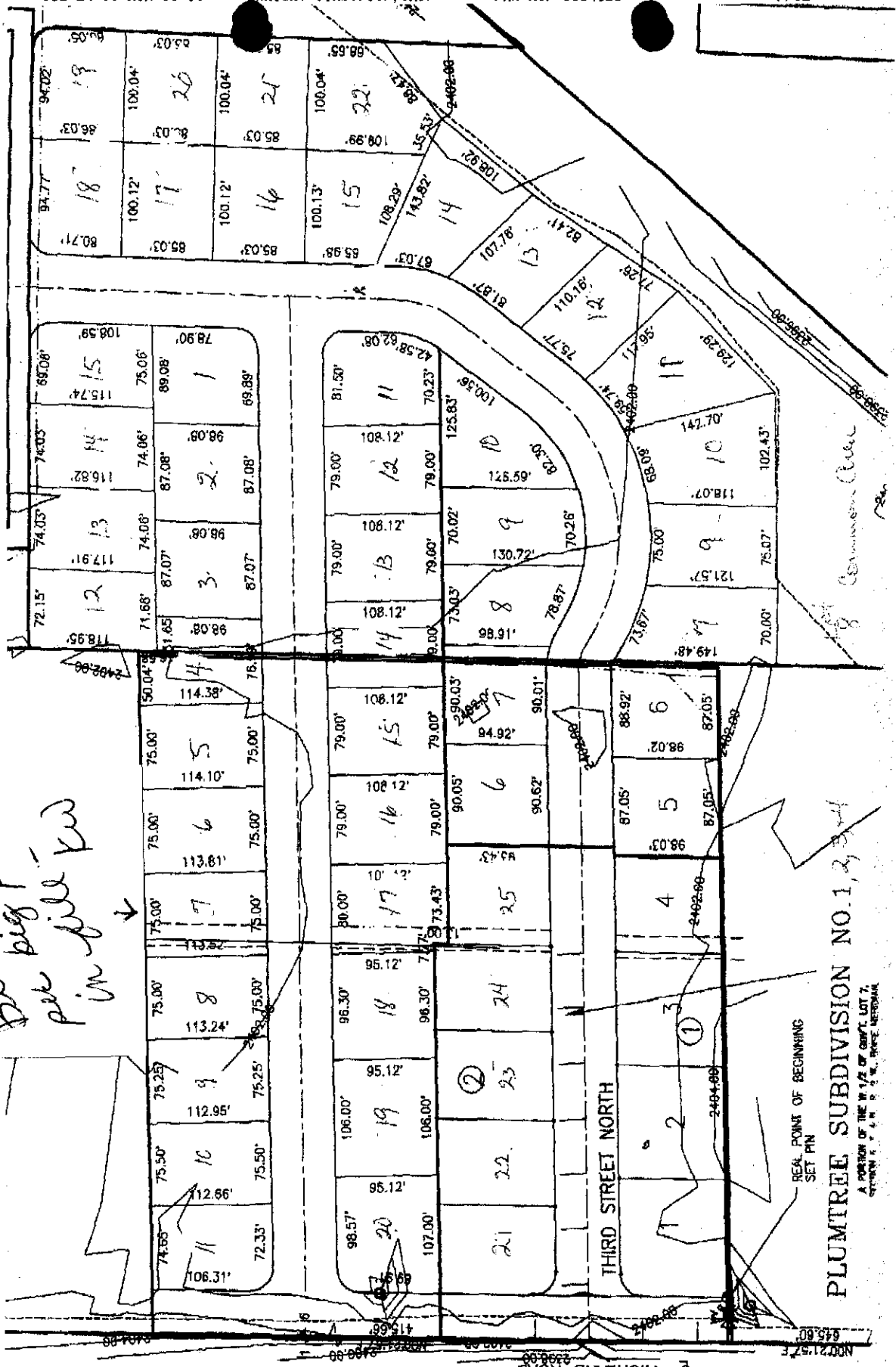
Reviewer _____ Date: _____

seal

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NOV 12 2002

Block 3 plot
per big pile
in pile

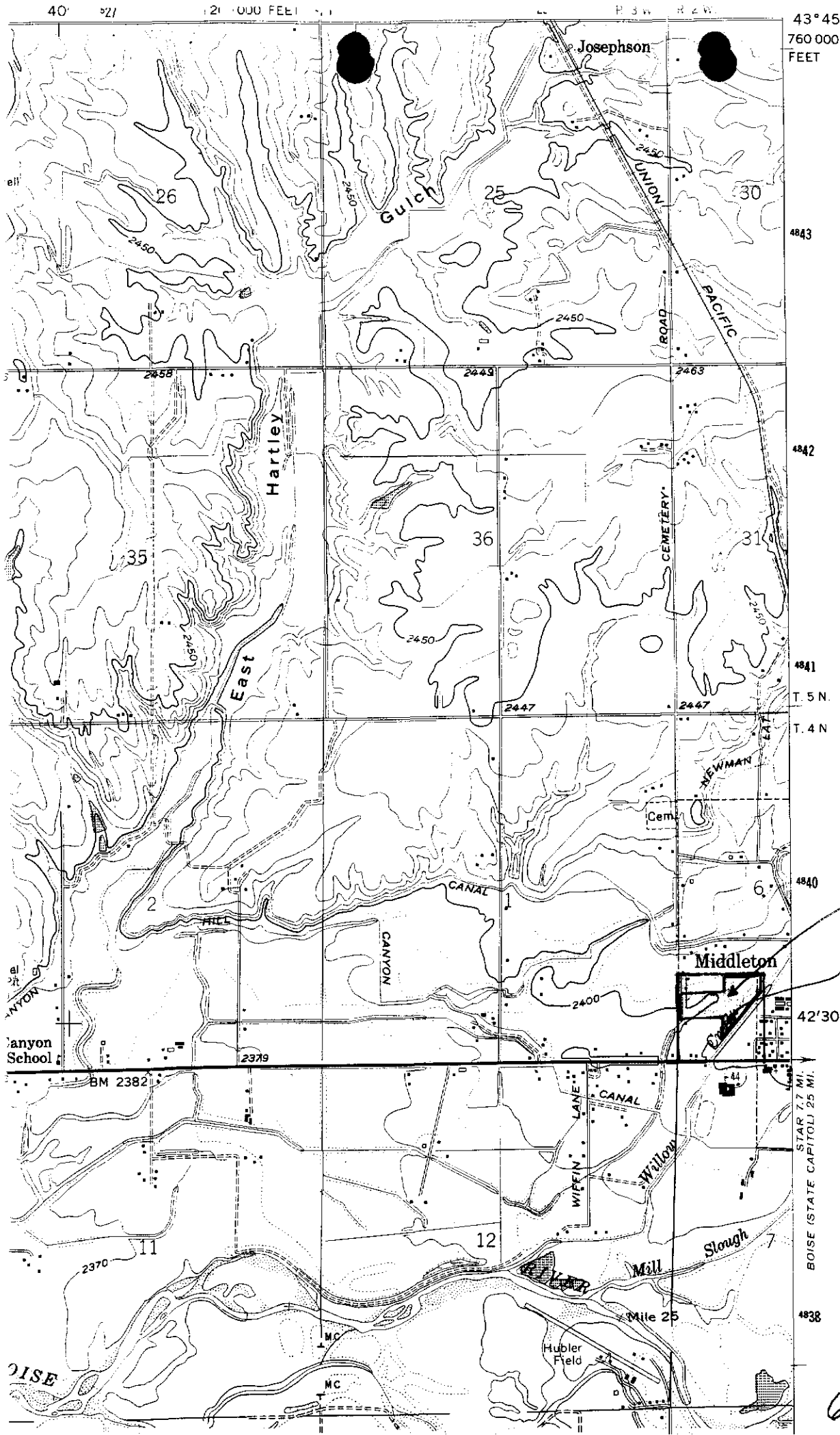


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HIGHLAND ROAD

PLUMTREE SUBDIVISION NO. 1, 2, 3, 4

63-12514



T 04 N
R 02 W
Sec. 6

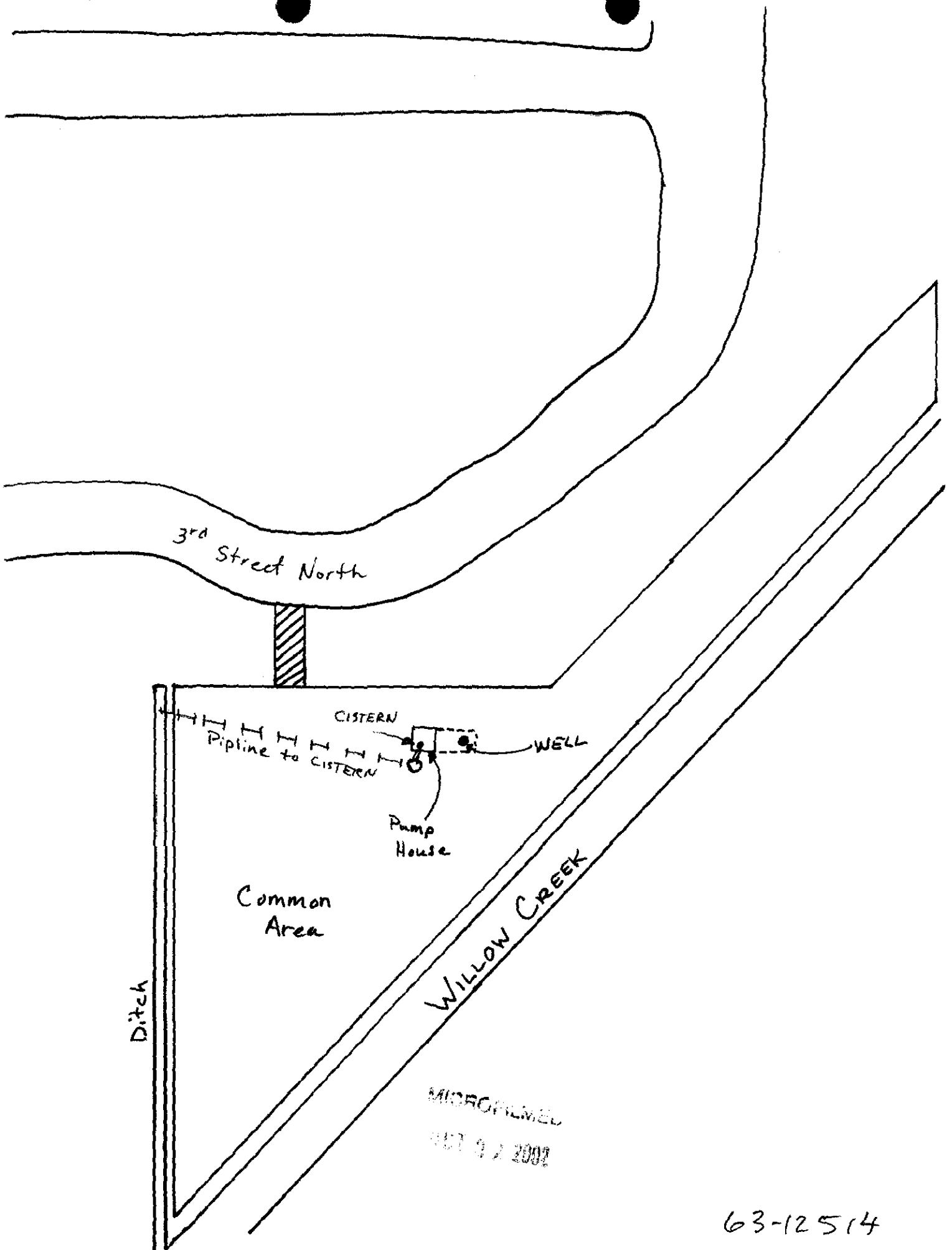
P/K

P/D

STAR 7.7 MI.
BOISE (STATE CAPITOL) 25 MI.

MICROFILM
OCT 9 2 2002

63-12514



MICROFILMED
OCT 9 / 2001

63-12514

MARCUM LAND COMPANY, INC.
1320 S. BLACKCAT
MERIDIAN, IDAHO 83642

FAX

● To:

● From:

Richard

Kathy

Date: 7-24-00

Number of Pages:

Phone: 208-888-4951

Fax: 208-888-4328

Remarks:

Here is a plat of Plumtree Subdivision
for your records. If you need anything
else just call.

Thank you
Kathy Wright

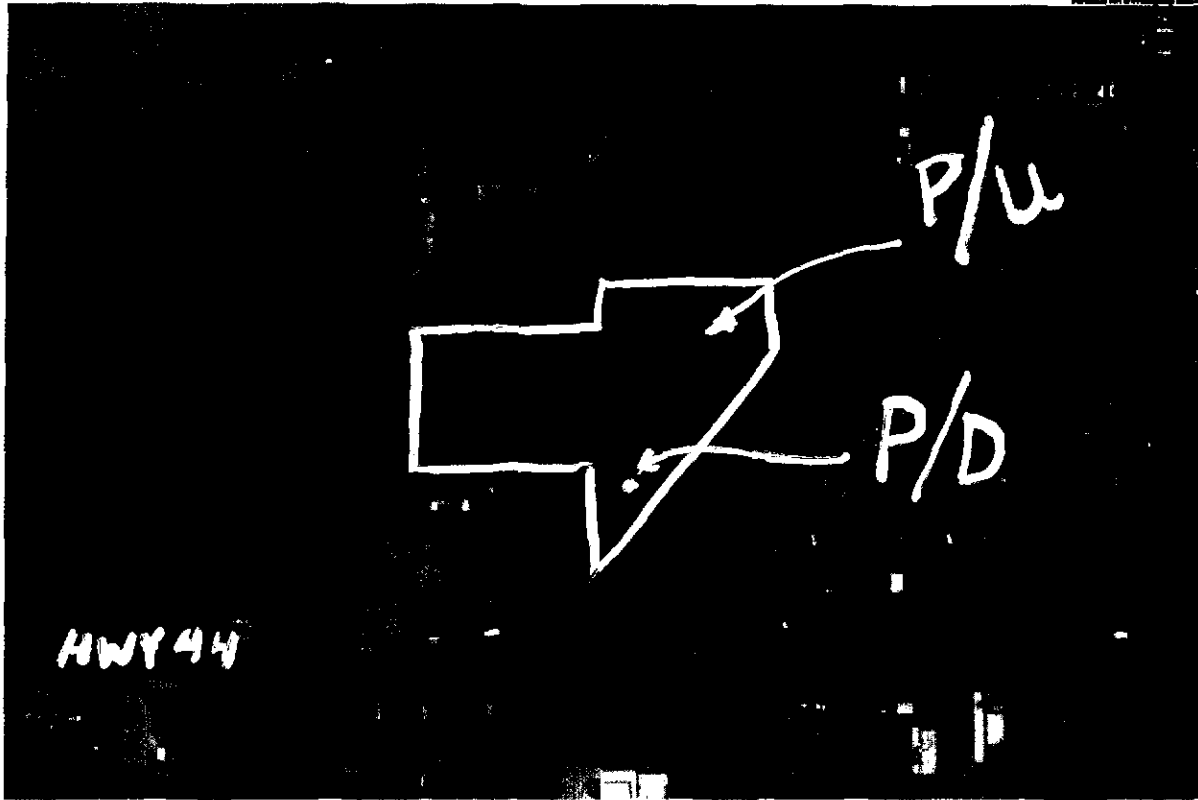
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OCT 9 2002

63-12514

Middleton, Idaho, United States 01 Jun 1992

Zoom 2m



0 200M 0 200yd

Image courtesy of the US Geological Survey.

Highway 44

T 04N
R 02W
Sec. 6
SWSW

MICROFILMED

0000 0 2000

63-12514

Point of Diversion



Place of Use



MICROFILM Plumtree Subdivision

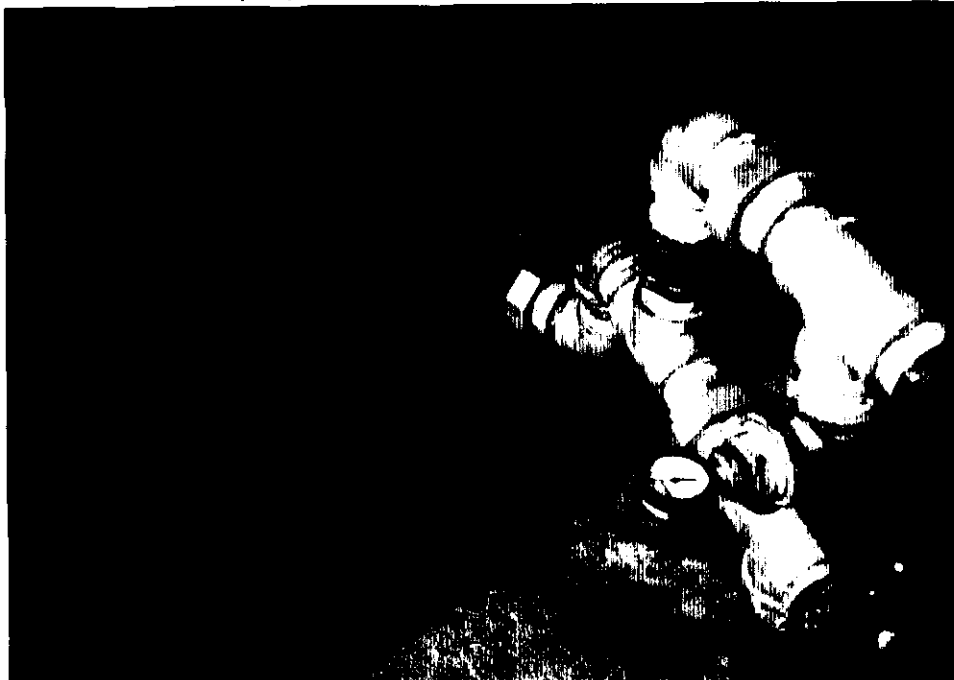
OCT 22 2000

63-12514

Common Area & Pump house



Surface Water Cistern



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NOV 9 2 2002

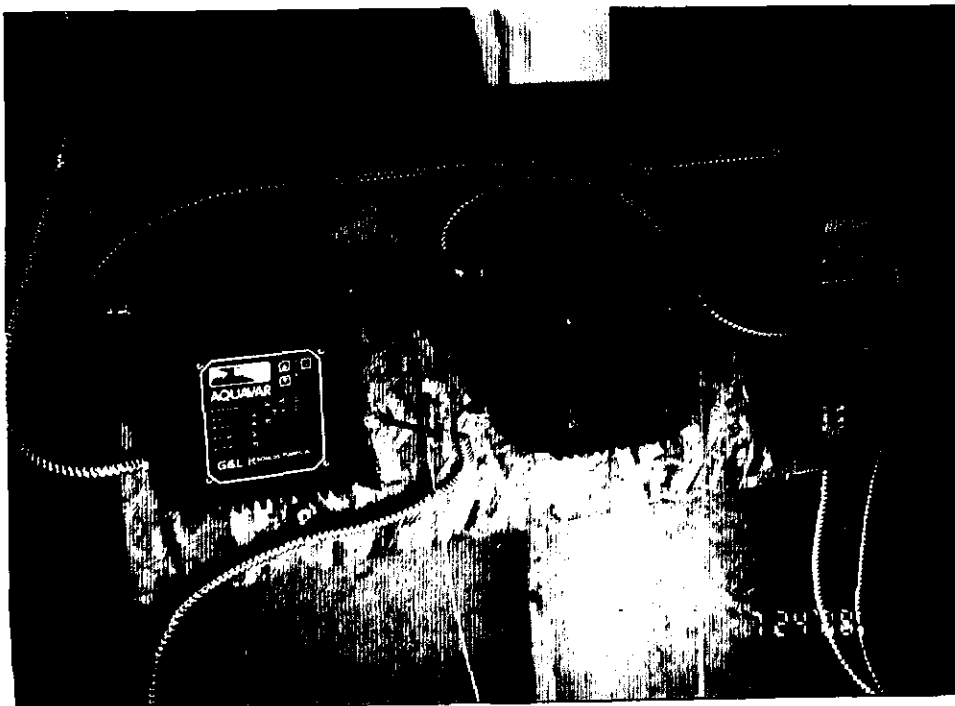
63-12514



Pressurized Irrigation System



↑
Water from the
well enters the
system here



*Aquavar
Controllers.*

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OCT 9 2 2002

63-12514

FIELD NOTES

63-12514

7-24-00

46 homes - last phase of
10 homes in progress

Each lot is $\sim \frac{1}{3}$ acre
External use only

Internal use - water from city
of Middleton

Well - 60 psi
7½ hp control valves
pressure gages
pressure tank
sand filter

Cistern - Surface water is diverted
into 10' deep cistern
with 5-hp pump

2-in mainline to sprinkler
control valves (common area)

Coonse - well drilling 939-0085

Middleton Mill Ditch - 15 $\frac{5}{100}$ shares

Canyon County Water Co. - 15 $\frac{5}{100}$ shares

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SEP 12 2002

63-12514

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 63-99-W-0838-000 OTHER APPLICABLE NO: 63-12514
2. OWNER: Plumtree Subdivision Homeowners Assoc. Phone: (208) 888-4951
Address: 1320 S. Blackcat, Meridian, ID 83642
3. WELL LOCATION: Twp 04N, Rge. 02W, Sec. 6, SW 1/4 SW 1/4
County Canyon (Provide sketch map and photo on reverse.)
4. DRILLER: Coonse Well Drilling Lic. No. _____
When Drilled? 1999
5. WELL CONSTRUCTION:
- Casing Diameter 8 inches Water tight cap? ☐ Yes ☒ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 74 ft. Method Drilled Air Rotary & Cable
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☒ Yes ☐ No Pressure Gauge: ☒ Yes ☐ No
Condition of Piping and Valving Good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
- Depth to Static Water +1 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 60 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
- ☒ Domestic → Pressurized Irrigation system for subdivision ☐ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial **MICROFILMED**
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used **OCT 6 2 2009**
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

Richard D. Hansen — Field Examiner
Signature of Dept. Representative & Title

7/24/2000
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

MICROFILMED
JUL 24 2002

IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
1/4 _____ 1/4 _____ 1/4 _____
Lat _____ Long _____

1. WELL TAG NO. D 0012336
DRILLING PERMIT NO. 63-97W/0838-000
Other IDWR No. 63-12514

2. OWNER:
Name PLUMTREE HOMEOWNER ASSOC.
Address 1320 30. BLACKCAT RD.
City MERIDIAN State ID Zip 83442

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
W
E
S
Twp. 4 North ☒ or South ☐
Rge. 2 East ☐ or West ☒
Sec. 6 1/4 SW 1/4 SW 1/4
Gov't Lot _____ County CANYON
Lat _____ Long _____
Address of Well Site _____
City MIDDLETON

(Give at least name of road + Distance to Road or Landmark)

LI. 8 Blk. 1 Sub. Name PLUMBTREE
SUB DIVISION

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☒ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
<u>BENTONITE</u>	<u>0</u>	<u>2</u>	<u>70 LBS</u>	<u>TEMP CASING</u>	

Was drive shoe used? ☒ N Shoe Depth(s) 74
Was drive shoe seal tested? ☐ Yes ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
<u>8"</u>	<u>1 1/2'</u>	<u>74'</u>	<u>25</u>	<u>STEEL</u>	☒	☐	☐	☐

Length of Headpipe 5' Length of Tailpipe _____

9. PERFORATIONS/SCREENS

Perforations _____ Method _____
Screens _____ Screen Type STAINLESS

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
<u>75'</u>	<u>85'</u>	<u>.16</u>	<u>—</u>	<u>6"</u>	<u>ST. STEEL</u>	☐	☒

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

+1 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices: _____

11. WELL TESTS:

Yield gal./min.	Drawdown	Pumping Level	Time
<u>50+</u>	<u>-20</u>	<u>19'</u>	<u>2HR</u>

Water Temp. _____ Bottom hole temp. _____
Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>12"</u>	<u>0</u>	<u>2</u>	<u>TOP SOIL</u>		☒
	<u>2</u>	<u>8</u>	<u>BROWN CLAY</u>		☒
	<u>8</u>	<u>20</u>	<u>GRAVEL</u>	☒	
<u>8"</u>	<u>20</u>	<u>46</u>	<u>GRAVEL</u>	☒	
	<u>46</u>	<u>75</u>	<u>TAN CLAY</u>		☒
	<u>75</u>	<u>85</u>	<u>COARSE SAND</u>	☒	

RECEIVED

NOV 24 1999

WATER RESOURCES
WESTERN REGION

MICROFILMED

Completed _____ Depth 85 FT. (Measurable)
Date: Started 10-12-99 Completed 10-15-99

13. DRILLER'S CERTIFICATION

We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Copsey Well Drilling Firm No. 409
Firm Official Paul E. Copsey Date 10-20-99
and Andy Clark Date 10-20-99
Driller or Operator _____
(Sign once if Firm Official & Operator)



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

July 12, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PLUMTREE SUBDIVISION HOMEOWNERS ASSN
1320 S BLACKCAT
MERIDIAN ID 83642

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12514

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 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 Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED

AUG 23 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 63-12514 Reviewed by D. Ellin Date 7/11/00

GENERAL CONSIDERATIONS

Yes Name same as permit?

Yes Address same as permit?

Yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

Domestic &

Irrigation

Correct Uses?

Yes

SOURCE OF WATER

No Surface water source

Yes Ground water source

Yes Drilling permit required?

Copy in the file? Drilling Permit No. 63-99-W-0838-000

Amount paid for permit

Correct?

Yes Well log in the file?

LICENSE EXAMINATION FEE

Yes Required?

\$50.00 Amount Submitted

Yes Correct?

MEASURING DEVICE

No Required?

No Installed?

Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>7/3/00</u>	
Date proof due	<u>8/1/00</u>	-
No. of days late		=
Priority Date		+
New Priority Date		

DEFICIENCIES OR ACTION ITEMS

Re-submit proof.

DATA ENTRY

New Address No Proof Made 7/3/00

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W026693

Date: 7/ 3/2000
Time: 13:33:17

Received From: MARCUM LAND CO

PROOF OF BENEFICIAL USE	Type of Payment		Program	Amount
		62104	229 21 1155	50.00

CHECK	8205	\$	50.00
		Total	

Region: WESTERN

Signature:

Aue Taylor

MICROFILMED

AUG 23 2000

May 31, 2000

PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642

PROOF DUE NOTICE

RE: PERMIT NO. 63-12514

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 August 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.

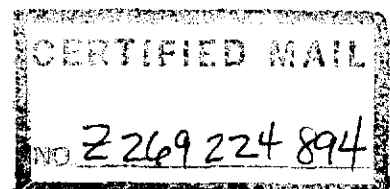
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED
AUG 23 2000



IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only

Inspected by _____

Twp _____ Rge _____ Sec _____

_____ 1/4 _____ 1/4 _____ 1/4

Lat: : : Long: : :

1. WELL TAG NO. D 00/2336
 DRILLING PERMIT NO. 63-99W/0838-000
 Other IDWR No. 63-12514-1

2. OWNER:
Name PLUMTREE HOMEOWNER ASSOC.
Address 1320 SO. BLACKCAT RD.
City MERIDIAN State ID Zip 83647

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

Twp. 4 North ☒ or South ☐
 Rge. 2 East ☐ or West ☒
 Sec. 6 $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Gov't Lot _____ County CANYON
 Lat: _____ Long: _____
 Address of Well Site _____

City MIDDLESTON
(Give at least name of road + Distance to Road or Landmark)
Lt. 8 Blk. 1 Sub. Name ALUM TREES
SUB DIVISION

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☒ Air Rotary ☒ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	2	700 LBS	TEMP CASING

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 74
Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8"	1 1/2"	7 1/4"	25	STEEL	☒	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe 5' Length of Tailpipe —

9. PERFORATIONS/SCREENS

Perforations	Method
--------------	--------

Screens Screen Type STAINLESS

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
75'	85'	16	—	6"	SI-5 STEEL	☒	☒
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

ft. below ground Artesian pressure 16 ft. Describe access port or control devices: MICROFILMED

11. WELL TESTS:

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
50+	-20	19'	2HR

Water Temp. Bottom hole temp.

Water Quality test or comments: _____

Depth first Water Encounter _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

[illegible]

Completed Depth 85 FT. (Measurable)
Date: Started 10-12-99 Completed 10-15-99

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name CORSEY WELL DRILLING Firm No. 409
Firm Official Ray E. Casner Date 10-20-99
and
Driller or Operator Wally Clark Date 10-20-99
(Sign once if Firm Official & Operator)



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

August 10, 1999

PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12514

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.

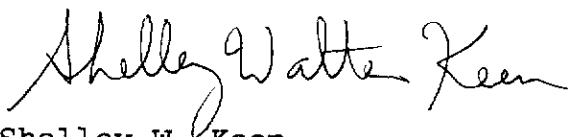
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

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 homepage on the Internet to obtain the proper reporting form.

SEP 30 1999

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MID-10-10

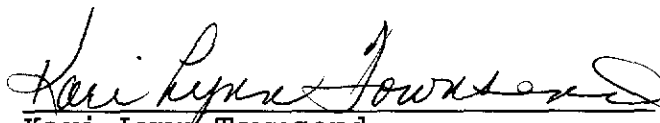
SEP 30 1991

CERTIFICATE OF MAILING

I hereby certify that on the 10th day of August, 1999, 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. 63-12514

PLUMTREE SUBDIVISION HOMEOWNERS ASSN INC
1320 S BLACK CAT
MERIDIAN ID 83642


Kari Lynn Townsend
Secretary

SEP 30 1999

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 twenty-one (21) 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 twenty-one (21) 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.

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. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

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.

Section 67-5246(5), Idaho Code, provides as follows:

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.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this 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:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. 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. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

APPROPRIATE
11 1997

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS

No.: 63-12514 Name: PSHA, Inc. Date: 7/26/99 Ad OK? ✓ Gvmt Lts: by *SCurtis*

AREA OF CONCERN: - No/Yes: Mor / GWMA / Trust / Non-trust
PROTESTED: - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

- > 1 year - 26A-P17
- ≤ 1 year/no proof - P16

GROUNDWATER: (✓ FLO-CH)

DRILLING PERMIT

- All wells (✓ WDQ3) - 046-P23
- In Basin 34? - 085
- Irr. within WD - P06 (new well location)
- WMD (✓ MAP) - North / East / West
- > 0.24 cfs/5 acres - 067
- ≤ 0.24 cfs/5 acres - No MD
- WMD
- Supp irr use only - 065-079 (if GW use SW)-(keep SW)-(GW not primary irr source)
- Supp. irr + uses - 100-101
- > 0.24 cfs/5 acres - 01M (report when notified)
- ≤ 0.24 cfs/5 acres - No MD

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

- FISH & GAME CONTACTED: - YES / NO; WHEN: RESPONSE:
- IN ABOVE MSF (✓ MAP) - *WB9
- IN-STREAM DEVELOPMENT - P52 (stream channel alteration)
- WD (✓ MAP & LISTING) - R04 (WD #)
- > 0.20 cfs - 01J-P08 (MD & LD)
- ≤ 0.20 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)
- WMD (✓ MAP)
- > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD
- SPRINGS/SINK, INACTIVE WD & REST OF STATE
- > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)
- ≤ 0.24 cfs/5 acres - No MD

RIVER BASINS: (*Surface water):

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

USE:

- STORAGE (✓ 3 compo.) - 18A (in & out MD for on-stream storage)-01H-P01 (LD)/01P, 18B-P09 (>10' dam), NA
- IRR ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- > 5 acres - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
- STOCKWATER - R37 (BLM/USFS); NA
- MINING - 054(req) -081-P10
- FISH PROPAGATION - 029(70's only)-007-042(req)-081 (WQ)-P10
- HEATING/COOLING - R07 (injection well)
- POWER - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);
- 17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

MUNICIPAL

- In restricted area? - 022, 075, 004 (+memo?)
- Irr., GW supp. to SW? - 102

DOMESTIC

- Surface water - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- >1 in rest. area - 071-070
- FIRE PROTECTION - 077

LOCATION:

- BOISE FRONT LOGEO - 058 (<85° GW temp only)
- MITIGATION - 120
- 42-248 AREA - P84 (in 20/30/40/50/60/70/80 (87) basin)
- SWAN FALLS FLAG (✓ Code) -
- Trust - 051-052-053-P74 (Consumptive Uses), NA
- Non-Trust (1) - 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

Drawn & signed on for 10 ac. above w/stock homes in
8/11/2000
Phumtree Subd. Phase 1-4.
Comp. Officer

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
JUL 28 1999
Department of Water Resources

INITIAL REVIEW BY: SE DATE: 5/28/99 APPLICATION: 63-12514

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) *KEEP irrig 50000 ft² for 10000*
Period of use: *←*
Nature of proposed use: (Include description of use) *Domestic's yard irrigation*
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. ≥ 5 homes in non-restricted area)
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Correct fee paid *overpayment - refund memo sent*

Gov't. Lots:
4 P/D
1 P/U

ADDITIONAL INFORMATION

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

N/A T FLAG CHANGED TO P FLAG

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: *- exempt for yard irrig. only*
☐ ☒ Surface water source, IDFG letter needed.
☐ ☒ Bull trout impact area, IDFG letter needed
☐ ☒ 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.
☐ ☒ N/A 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

Date Requested Date Response Received

PROCESSING

APP. NO. _____

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. # _____
☐ ☒ 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 7-6-99

☐ ☒ Protests received.

☐ ☒ Recommendations attached:

☒ ☐ Measuring device required: N/A to .20 cfs?

☐ ☒ Water delivered by water master? District # _____

☒ ☐ Special conditions of approval or cover letter: Approve:

d.p. conditions, Retain/use surface water, limited to supplemental land irrig. of 10 acres where limit per home is 1/2 acre each, no interval use. Do not limit yard irrig. to # lots listed (similar to not list # milks in dairy: allow .20 cfs up to 10 ac. limit, allows development flexibility).

☒ ☐ See below for additional information

Recommended Date or Priority 5-6-1999

Recommended by: JL

Date: 7/23/99

ADDITIONAL INFORMATION:

Surface water irrigates land (Middleton Mill etc).

"Domestic" term with irrig. term used to describe supplemental yard use in Br. 63. Average determined per appl. engineer's estimate with "fudge factor" included.

→ SEE 5/28/99 comm memo for additional details if needed.

→ Oversized plot map included with file. Also see that for additional info.

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-12053

SPURLOCK, RAYMOND H
4756 DIANE AVE
SAN DIEGO, CA 92117
Source: SPRING
Tributary: SNAKE RIVER
Diversion Pt: NENENW Sec 13 T 03N R 05W in CANYON County.
Use: IRRIGATION (0.090 CFS)
Total Diversion (0.090 CFS)
Date Filed: 9/14/1993
In: CANYON County
T03N R05W S13 NENW
3.0 ACRES TOTAL

Applicant agrees to mitigate consumptive use in the future as needed and seeks moratorium waver due to source tributary to the Snake River.

63-12514

PLUMTREE SUBDIVISION
HOMEOWNERS ASSOC INC
1320 S BLACKCAT
MERIDIAN, ID 83642
Source: GROUNDWATER
Diversion Pt: LOT 7 (SWSW) Sec 6 T 04N R 02W in CANYON County.
Use: DOMESTIC (0.200 CFS)
Total Diversion (0.200 CFS)
Date Filed: 5/6/1999
In: CANYON County
T04N R02W S06 Lot 7 (SWSW)
10.0 ACRES TOTAL

Water bearing zone to be appropriated for supplemental lawn irrigation of 56 homes in Plumtree subdivision is from one to 100 feet.

Applicant agrees to mitigate consumptive use in the future as needed.

63-12518

BIRCH MAILE, COLLEEN
MAILE IV, THOMAS G
380 W STATE ST
EAGLE, ID 83616
Source: GROUNDWATER
Diversion Pt: NWNE Sec 24 T 03N R 02W in CANYON County.
Use: DOMESTIC (0.080 CFS)
Total Diversion (0.080 CFS)
Date Filed: 4/29/1999
In: CANYON County
T03N R02W S24 NWNE

Applicant agrees to mitigate consumptive use in the future as needed. Domestic use is to divert water from the 60 to 150 foot water bearing zone for 39 lawns in Bailey Manufactured Home Park.

63-12534

MONROC CONCRETE
2755 E STATE ST
EAGLE, ID 83616
Source: GROUNDWATER
Diversion Pt: NWSW Sec 17 T 04N R 02W in CANYON County.
Use: COMMERCIAL (0.330 CFS)
DOMESTIC (0.040 CFS)
Total Diversion (0.330 CFS)
Date Filed: 10/13/1998
In: CANYON County
T04N R02W S17 SWNE SENE NESW NWSW
SWSW SESW NESE NWSE

Applicant proposes mitigation to use water in the 5 to 200 ft water bearing zone.

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 JULY 6, 1999. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
June 17, 24, 1999

9056

RECEIVED

JUN 23 1999

WATER RESOURCES
WESTERN REGION

*Should not have listed acres
Although is accurate reflection
of actual use.*

Non total given, OK ✓

-JL 7/28/99

MICROFILMED

SEP 30 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

June 11, 1999

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ID DEPT OF HEALTH & WELFARE
DIV OF ENV QUALITY
BOISE REGIONAL OFFICE
PO BOX 83720
BOISE ID 83706

Re: Application for Permit Nos. 63-12514 in the Name of Plumtree Subdivision, 63-12518 in the Name of Thomas Maile, 65-13878 in the Name of Farwest LLC & Martin Development and Application for Transfer no. 5468

Dear Sir:

Enclosed are copies of the above-referenced applications for permit which may be of interest to your agency. Please review the applications 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 July 6, 1999.

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

Sincerely,

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

Gary Spackman

GS:st

Encl.

RECEIVED

JUN 11 1999



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

JUNE 9, 1999

Legal Notices Department
Press-Tribune
P.O. Box 9399
Nampa, ID 83652

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 JULY 6, 1999.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

RECEIVED
JUN 10 1999

NOTICE OF APPLICATION FOR WATER RIGHT

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

1000

DEC 30 1913

63-12514

PLUMTREE SUBDIVISION
HOMEOWNERS ASSOC INC
1320 S BLACKCAT
MERIDIAN, ID 83642

Source: GROUNDWATER

Diversion Pt: LOT 7 (SWSW) Sec 6 T 04N R 02W in CANYON County.

Use: DOMESTIC	(	0.200 CFS)
Total Diversion:	(	0.200 CFS)

Date Filed: 5/ 6/1999

In: CANYON County
T04N R02W S06 Lot 7(SWSW)

10.0 ACRES TOTAL

Water bearing zone to be appropriated for supplemental lawn irrigation of 56 homes in Plumtree subdivision is from one to 100 feet.
Applicant agrees to mitigate consumptive use in the future as needed.

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 JULY 6, 1999. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 6/17/1999 & 6/24/1999

APR 1 1999
JUL 6 1999

CONVERSATION MEMORANDUM

DATE 5/28/99
FILE Plumtree Subd. #1-4

NAME OF PARTY

Kathy Wright + Johnson (Eng)

EMPLOYEE

fr

RE:

ADD'L INFO - Reuse Appl as follows:

- ✓ 1) W.B. zone 1'-100'.
- ✓ 2) Reg. to process - original.
- ✓ 3) plot. add subd. #1 since was not built before as planned.

TOTAL Lots Subd. 1-4 = 56

TOTAL Acres " " $\approx 18 \pm$

irrigated yards:

$56 \times 5000-6000 \text{ ft}^2 \text{ per} \approx 6.4 \text{ to } 7.7 \text{ Acres}$
 $43560 \text{ ft}^2/\text{AC}$

add 30% "fudge factor" $\approx 8.3 \text{ to } 10 \text{ acres}$

- ✓ $\rightarrow$ allow 10 Acres, .20 cts, 3/15-11/15 for supplemental yard use

- ✓ 4) other assoc officers

V.P. = Terry Wright

Sec. = TRAVA Mayo

- ✓ 5) issue \$50 refund for overpayment.

SEP 30 1999

REQUEST TO PROCESS

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

Name of Applicant

Phuntree Subd. Homeowners Assn Inc

Mailing Address

1320 S. Blawie St
Meridian ID 83642

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.

X 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

Kathy Wright

Date

5/28/99

Please return this form to:

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

per office visit
-K

MEMORANDUM

TO: DEBBIE ALLEN

FROM: STEVE LESTER *SL*

DATE: MAY 28, 1999

RE: REFUND

Marcum Land Co. filed an application for permit on behalf of Plumtree Subdivision Homeowners Association 5-6-1999 and paid \$100, which was \$50 too much.

Please complete the following based on the above information. The receipt number is identified for your convenience. The check should be made out to Marcum Land Co. but sent attention of Kathy Wright.

ACTION - Issue \$50 refund
REASON - Overpayment
RECEIPT - W025168
MAIL TO - ATTN Kathy Wright
Marcum Land Co.
1320 S. Blackcat
Meridian, ID 83642
(tel. 888-4951)

c: Application File

MICROFILMED
SEP 10 1999