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MAR 02 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 who has been appointed by the department.

1. Permit No. 63 - 12159 Telephone No. 208 - 585 - 57432. Name(s) of Permit Holder(s): Marvin Moist3. Mailing Address: 21997 Middleton Rd. Caldwell Id.4. Source of Water: Artesian Well If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

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

b. **OPTIONAL:**Pump Horsepower: 3/4 hp Pressure (psi): 60 Lbs Dynamic pumping level (ft): _____

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

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____Irrigation (No. of acres): - 0 - Other: Fish Rearing

6. Total rate of diversion and/or volume for which proof is submitted: _____ 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 ☒

Has the measuring device been installed?

Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No _____

Has the measurement port been installed?

Yes _____ or No _____

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: Marvin Moist Telephone Number: 208 - 585 - 5743Address: 21997 Middleton Rd. Caldwell Id.

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

Signature of permit holder: Marvin Moist Date: Feb 27/95
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12159

Proposed Priority: November 1, 1994 Maximum Diversion Rate: 1.00 CFS

This is to certify, that **JEANETTE MOIST**

MARVIN MOIST

21997 MIDDLETON RD

CALDWELL ID 83605

has applied for a permit to appropriate water from:

GROUNDWATER

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>	<u>ANNUAL VOLUME</u>
RECREATION	01/01 to 12/31	1.00 CFS	
RECREATION STORAGE	01/01 to 12/31		60.0 AF
AESTHETIC	01/01 to 12/31	1.00 CFS	
AESTHETIC STORAGE	01/01 to 12/31		60.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	1.00 CFS	
	Totals	1.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NWNENE , Sec. 18, Township 04N, Range 02W

NENWNE , Sec. 18, Township 04N, Range 02W

CANYON County

PLACE OF USE: RECREATION

TWN RGE SEC

04N 02W 18

NWNE

PLACE OF USE: AESTHETIC, same as RECREATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1996**.
2. Subject to all prior water rights.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this right.
5. Use of water under this right is subject to the control of the watermaster of Water District 63, Boise River and tributaries.
6. Recreation use is for a private fishing pond.

FEB 17 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12159

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

27 th day of January, 1995

R. Keith Higginson

R. Keith Higginson, Director

for



71368

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DEC 28 1994

Ident. No. 63-12159

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: MARVIN MOIST 208-585-2743
Address: 21997 MIDDLETON RD
CALDWELL ID 83605
AND/OR
Name: JEANETTE MOIST 208-585-2743
Address: 21997 MIDDLETON RD
CALDWELL ID 83605

2. Source: GROUNDWATER Trib. to: BOISE RIVER
3. Location of Point of Diversion: (GL)NWNENE Sec. 18, Township 04N, Range 02W
(POU)NENWNE Sec. 18, Township 04N, Range 02W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
RECREATION	01/01	12/31	1.000		
RECREATION STORAGE	01/01	12/31			60.00
AESTHETIC	01/01	12/31	1.000		
AESTHETIC STORAGE	01/01	12/31			60.00
DIVERSION TO STORAGE	01/01	12/31	1.000		

5. Total quantity to be appropriated is:
1.000 CFS (and/or) AF

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc.
ARTESIAN WELL & EXCAVATED SITE FOR POND USE
b. Height of storage dam $\frac{1}{4}$ feet; active reservoir capacity 60.00
acre-feet; total reservoir capacity 60.00 acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.
c. Proposed well diameter is 6 inches; proposed depth of well is
feet.
d. Is groundwater with a temperature greater than 85F being sought? NO
e. If well is already drilled, when? 12/31/1981
Drilling Firm JIM DUFOE
Well was drilled for DAN RULE

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

FINAL REVISION by

82 11/8/94

8. Place of Use: RECREATION

TWN RGE SEC
04N 02W 18 NWNE

Place of Use: AESTHETIC, same as RECREATION use

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:
Recreation and Aesthetic uses are for a private fishing and site
enhancement pond.

11. Map of proposed point of diversion and place of use attached? ☒

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

See original
Applicant

Received by Lg Date 11/1/94 Time 11:00 Preliminary check by SL

Fee \$ 100.00 Receipted by Lg #W018321 Date 11/ 1/1994

Publication prepared by ST Date 11-9-94 Published in Press Trib.
Star Tribune

Publication approved ST Date 12-8-94

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See 11/8/94 Comments & final Revision.

Comments: Date: 11/ 2/1994 User-ID: LGRAVES

Subject:
MORATORIUM EXEMPT INFO

This pond is the result of gravel excavation and replaces 6 smaller ponds developed under permit 63-11440 and some pasture. 2.7 af from the 6 small ponds is covered on permit 63-11440. This application represents the remaining pond volume which encompasses a previously wetted area, thereby not creating an increase in consumptive use. Support evidence includes a photo copy of a 1987 ASCS slide showing the pond and pasture area (the attached 1992 aerial photo provides greater detail). Also attached is a photo of some of the remaining pasture ground that has not been excavated.

Sources for the pond are an artesian well (discharge from fish ponds under permit 63-11440) and sub-water from the Boise River. The NWNENE P/D represents the artesian well. The NENWNE P/D represents the Boise River sub-water (bottom of pond). See beneficial use exam for permit 63-11440 for more information. No other water rights are used. The owner plans to allow only private fishing on the pond for Mtn States Tumor Institute patients and their families.

FEB 17 1995

Comments: Date: 11/ 8/1994 User-ID: SLESTER

Subject:

ANALYSIS OF APPLICATION

Sources were originally shown as Boise River & ground water trib. to river. Diversions include an artesian well and an excavated site to hold well water & shallow ground water at pond. Revised version of application shows source as ground water tributary to river (precedent: Ron Sali permit 63-11934) and includes the well & excavated site. Well water & excavation this close to river are presumed to be integrated with river water. There will be no diversion directly from the river.

Application appears exemptable from drought moratorium since pond will be on irrigated ground plus will include some of minor pond development examined in 63-11440 (exam by LG). The 1987 ASCS photo plus 1992 ASCS color photo from slide appear sufficient to verify that this is irrigated or at least wetted ground.

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4640

42' 30"

4639

4638

4637

4636

4635

artesian
well

excavated
pond

T4N
R2W
Sec 18

No Gov Lts

FEB 17 1995



182034

SEP 17 1998

11/17/98

Remaining pasture
just west of
excavated pond

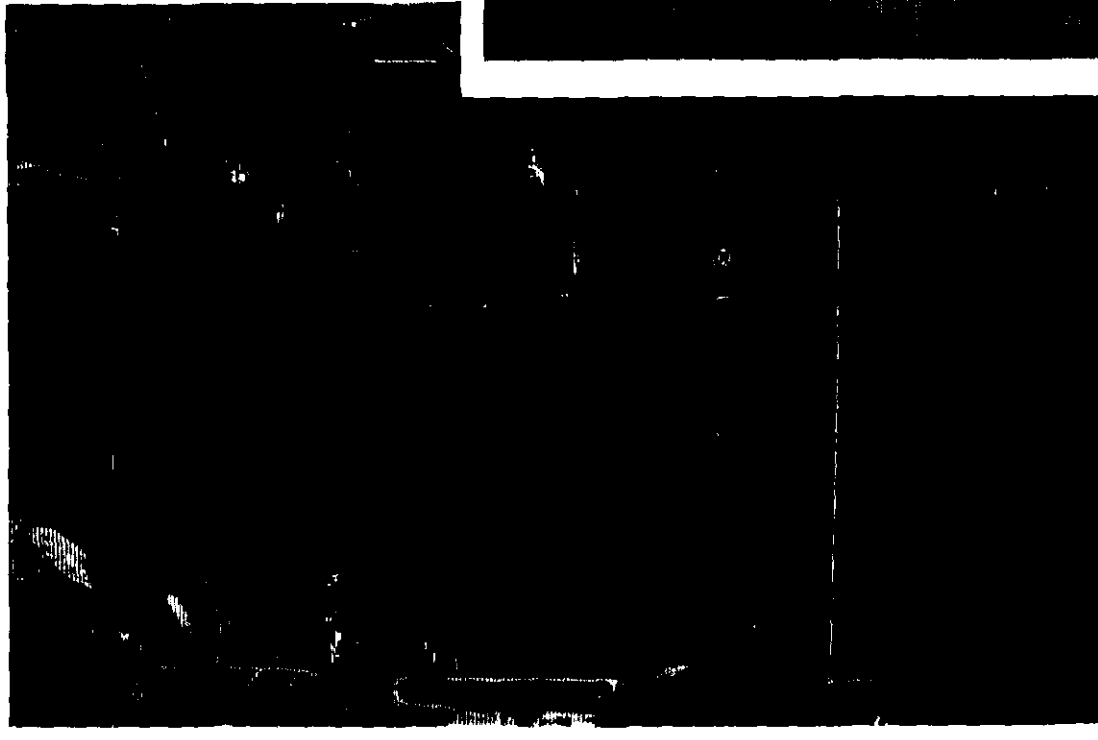
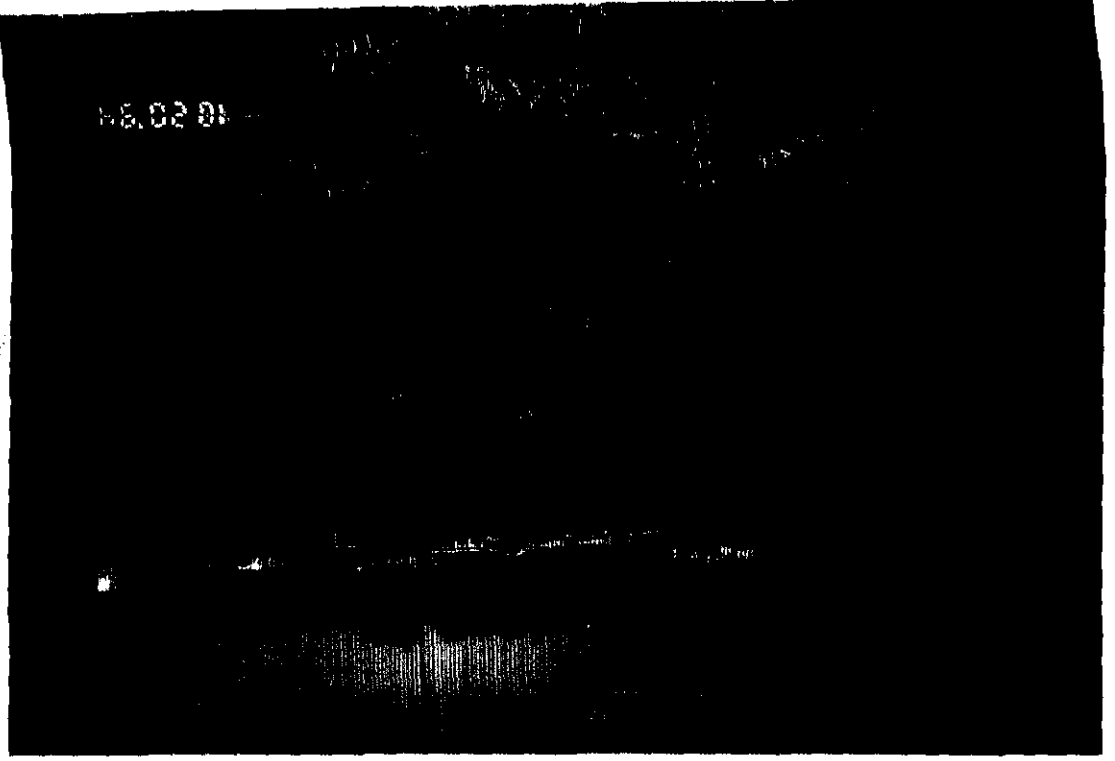
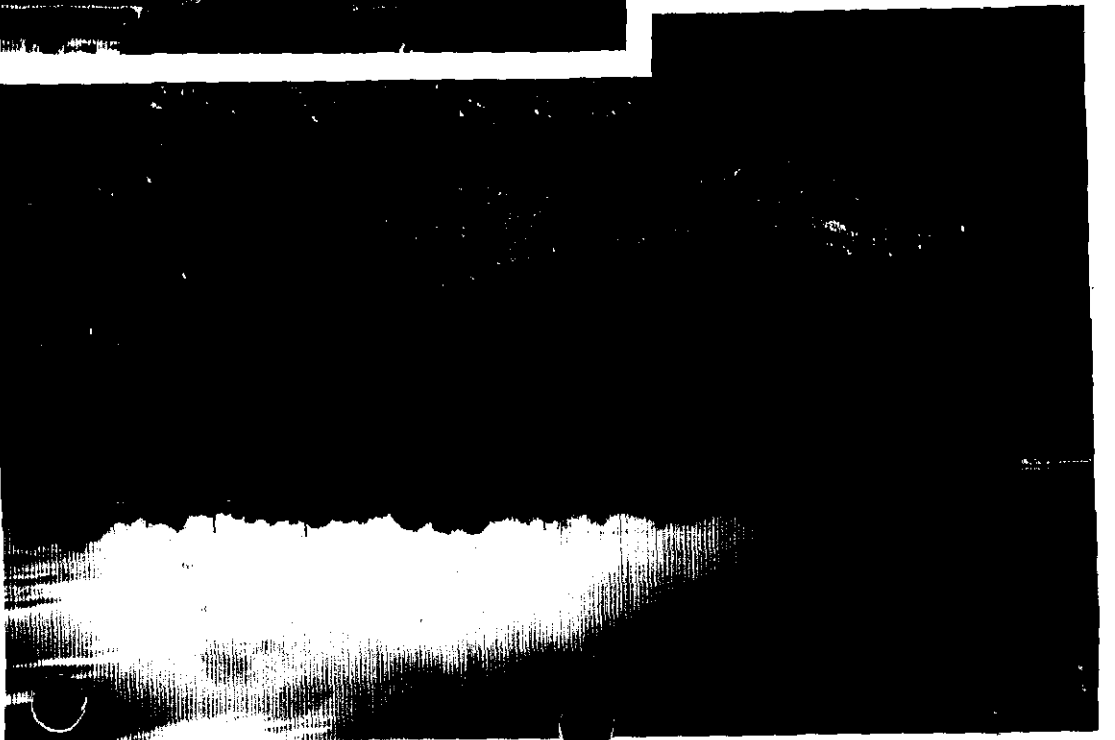
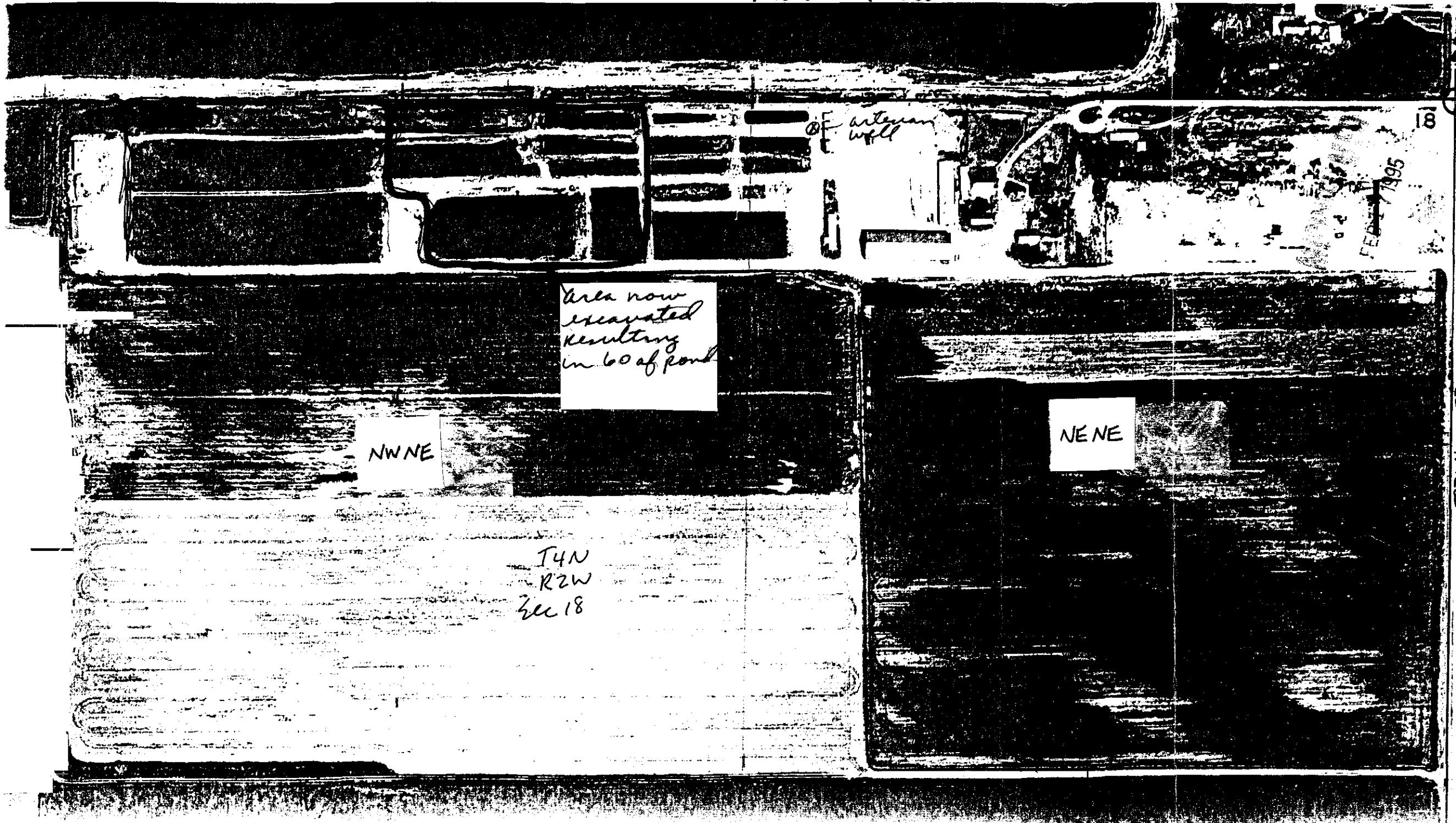


Photo copy of
1987 ASCS slide
showing pond +
pasture area



Excavated Pond

Scale: 1"=200'



18

FEB 7 1995

Area now
excavated
resulting
in 60 of pond

NWNE

NENE

T4N
R2W
Sec 18

MIDDLETON RD

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: MARVIN MOIST 208-585-2743
Address: 21997 MIDDLETON RD
CALDWELL ID 83605

AND/OR

Name: JEANETTE MOIST 208-585-2743
Address: 21997 MIDDLETON RD
CALDWELL ID 83605

2. Source: ~~BOISE R~~ ^{etc} Trib. to: ~~Snake R~~
GROUNDWATER ~~BOISE R~~

3. Location of Point of Diversion: NWNENE Sec. 18, Township 04N, Range 02W
NENWNE Sec. 18, Township 04N, Range 02W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
RECREATION	01/01	12/31	1.000		
RECREATION STORAGE	01/01	12/31			60.00
AESTHETIC	01/01	12/31	1.000		
AESTHETIC STORAGE	01/01	12/31			60.00
DIVERSION TO STORAGE	01/01	12/31	1.000		

5. Total quantity to be appropriated is:
1.000 CFS (and/or) 60.00 AF

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.

ARTESIAN WELL, BOISE RIVER SUB-WATER

b. Height of storage dam ^{excavated} 12/4 feet; active reservoir capacity 60.00
acre-feet; total reservoir capacity 60.00 acre-feet; period of
year when water will be diverted to storage: 1/01 to 12/31 inclusive.

c. Proposed well diameter is 6 inches; proposed depth of well is
feet.

d. Is groundwater with a temperature greater than 85F being sought? No

e. If well is already drilled, when? 12/31/1981

Drilling Firm JIM DAFOE

Well was drilled for DAN RULE

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7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 year(s).

* per 11/8/94 "Comments - Analysis of Appl" - SL

D'Boer updated

1ST Revision
by LG

8. Place of Use: RECREATION STORAGE

TWN RGE SEC

04N 02W 18

NWNE

Place of Use: RECREATION, same as RECREATION STORAGE use

Place of Use: AESTHETIC, same as RECREATION STORAGE use

9. a. Who owns the property at the point of diversion?

APPLICANT

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

APPLICANT

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

10. Remarks:

Pond area is previously wetted ground, thereby not creating an increase in consumptive use.

*Place in
11/8/94
"Comments"*

11. Map of proposed point of diversion and place of use attached? ☒

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

See original
Applicant

Received by LG Date 11/1/94 Time 11:00 Preliminary check by FL

Fee \$ 100.00 Received by LG #W018321 Date 11/ 1/1994

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

* Above "remarks" changed to more appropriate "comment" - added "Remarks" as follows per Appl. information:

Recreation and Aesthetic uses are for a private ~~field~~ and site ~~at~~ enhancement pond.

FEB 17 1995

- FL 11/8/94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant MARVIN +/OR JEANETTE MOIST Phone 208-585-2743

Post office address 21997 MIDDLETON RD CALDWELL ID 83605

2. Source of water supply BOISE R GROUND WATER which is a tributary of SNAKE R BOISE R

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____

Sec. 18 Township 4N Range 2W B.M. CANYON County; additional

points of diversion if any: NWNE NE, sec 18 T4N R2W

4. Water will be used for the following purposes:

Amount 1 for RECREATION purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 60 for REC STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1 for AESTHETIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 60 for AES STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) _____ and/or (b) 60
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. "3 ac x 20' excavated pond"

b. Height of storage dam _____ feet; active reservoir capacity 60 acre-feet; total reservoir capacity 60 acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is 6" inches; proposed depth of well is w/k feet.

d. Is ground water with a temperature of greater than 85°F being sought? Y

e. If well is already drilled, when? ~1981; Drilling firm JIM DAFOE - Nampa

Well was drilled for (well owner) DAN RULE

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

1 years (minimum 1 year).

ORIGINAL

FEB 17 1995

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Private fishing pond for physically challenged patients from the Mtn State Tumor Institute

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	ZW	18		R															
				RS															
				J															
				JS															

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 63-11440

11. a. Who owns the property at the point of diversion? APPLICANT

b. Who owns the land to be irrigated or place of use? APPLICANT

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

12. Remarks: Pond area is previously wetted ground, thereby not creating an increase in consumptive use.

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A grid of graph paper with a date stamp 'FEB 17 1995' in the bottom right corner. The grid consists of 20 columns and 20 rows of squares. The date stamp is located in the bottom right corner, with the text 'FEB 17 1995' printed in a bold, sans-serif font. The stamp is slightly tilted and has a dark, ink-like appearance. The grid lines are thin and black, forming a uniform pattern across the page. The background is white, and the overall image has a clean, technical appearance.

Harmon C. Morris
(Applicant)

Received by LG Date 11/1/94 Time 11 AM Preliminary check by _____
Fee \$ 100 Received by LG # W018321 Date 11/1/94
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

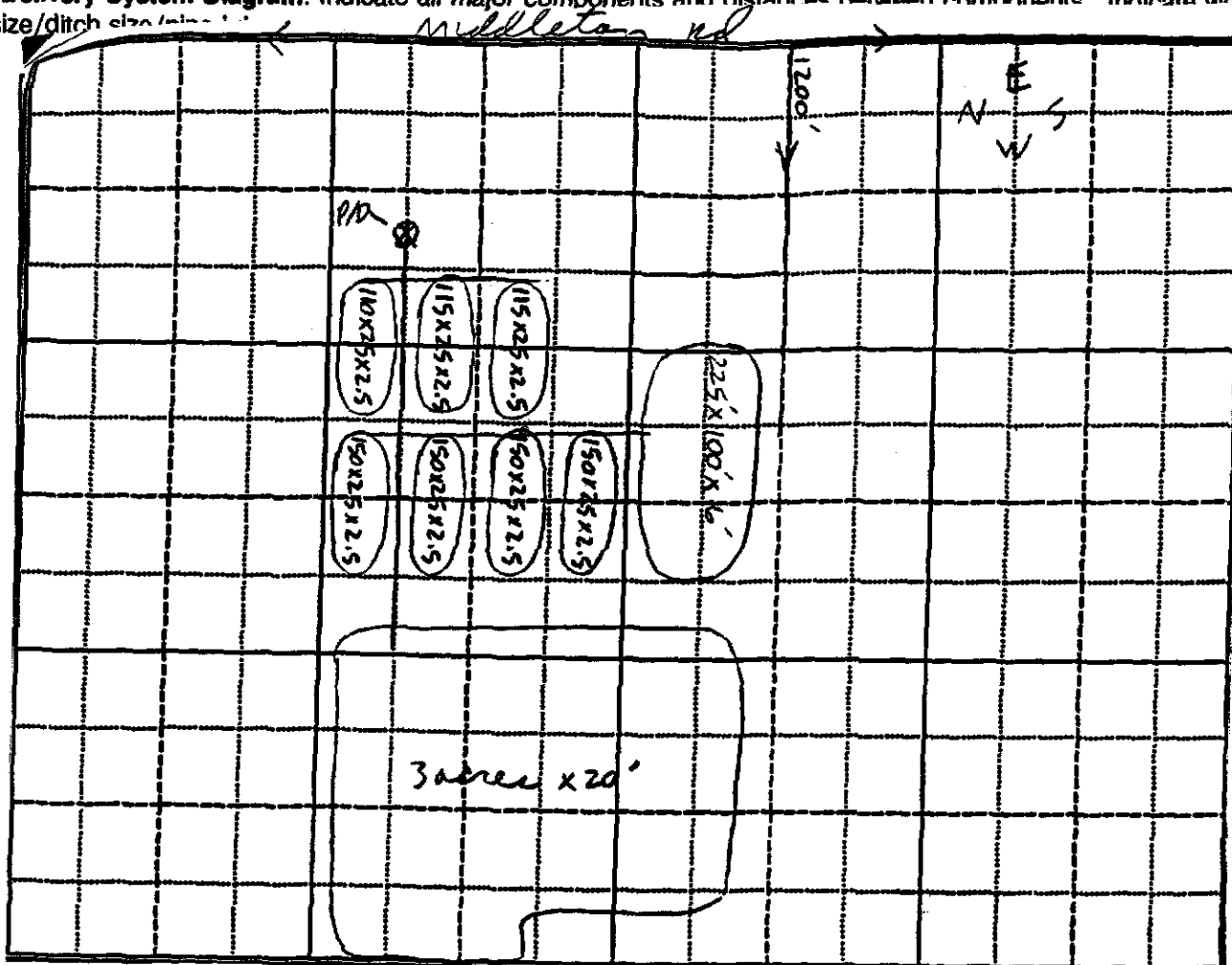
1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

MICROFILMED
FEB 17 1995

[illegible]

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate unit size/ditch elev./area.



Scale: 1" = _____

drawing taken from
WA # 63-11440

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

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

☒ 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
artesian well					

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 Gal. Bucket						

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

- No govt. lots were found.
- Overlap for P/D is same source; Overlap for P/U same land, different use.
- WR 63-12159 & 63-11440 should not be additive in total diversion, but limited to the capacity of the system of .20 cfs.
- Diller: Dan Rule 1981-82
- Only 1 well now.
- Use is Recreation, Recreation Storage, Aesthetic, Aesthetic Storage, & Diversion to Storage.
- No other water sources available.
- The system consists of an artesian well calculated @ .20 cfs (including outlets that could not be completely closed off) that diverts by means of a 6" PVC main to 8 ponds, the overflow & sub water from the Boise River fill the 9th pond which has no discharge outlet, since the ^{water} level is maintained by hydrostatic pressure.

Have conditions of permit approval been met? ☐ yes ☒ no

No lockable device was installed.

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

(see attachment) from WR 63-11440 under measurement!

Capacity of system is .20 cfs

No fees: Allow .04 cfs for Recreation, Aesthetic, + Diversion to Storage.

If fees paid: Allow .20 cfs for " " " " the Capacity of the system, limiting it to not be additive

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: w/WR 63-11440, but instead total is not to exceed the capacity of .20 cfs.

$$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V = \text{Smaller of } V_{I.R} \text{ and } V_{D.R} =$$

2. Volume Calculations for Other Uses:

from WR 63-11440

$$W \times L \times D \div 43,560 = \text{AF}$$

1 @ 110' x 25' x 2.5'	"	= .2
2 @ 115' x 25' x 2.5'	"	= .3
4 @ 150' x 25' x 2.5'	"	= .9
1 @ 225' x 100' x 6'	"	= 3.1
1 @ 3 acres x 20'	"	= 60.0

9 ponds @ 64.5 total AF.

7.2 AF for 63-11440 remaining covered w/63-12159

$$\begin{array}{r} 64.5 \\ - 7.2 \\ \hline 57.3 \text{ AF} \end{array}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Period of Use

From To

Rate of Diversion
Q (cfs)

Annual Volume
V (afa)

Recreation

1/31

.04 .20

Recreation Storage

1/1

12/31

.04 .20

4.0 57.3

Aesthetic

1/1

12/31

.04 .20

4.0 57.3

Aesthetic Storage

1/1

12/31

.04 .20

4.0 57.3

Diversion to Storage

1/1

12/31

.04 .20

4.0 57.3

Totals: .04 .20

limited to

* limited to .20 cfs capacity of system

2. Recommended Amendments

Change P.D. as reflected above

Add P.D. as reflected above

✓ None

Change P.U. as reflected above

Add P.U. as reflected above

Other

I. AUTHENTICATION

Field Examiner's Name

James H. Hemenway Date 12/29/95

Reviewer

Date

SEAL

① Permit: Recreation 1/1-12/31 1.0 cfs 63-12159
 Rec. Storage 1/1-12/31 60.0 AF
 Aesthetic 1/1-12/31 1.0 cfs
 Aesthetic storage 1/1-12/31 60.0 AF
 Diversion to Storage 1/1-12/31 1.0 cfs
 1.0 cfs

② B/U fee: ~~pd~~ pd 2/27/95 domestic 3/4 HP
~~receipt~~ receipt No: 6018321 ~~pd~~ fee pd.

③ Measurement:

taken from WR 63-11440:

Bucket measurement

$$\frac{5 \text{ gal} \times 60 \text{ sec}}{5 \text{ sec}} = 60 \text{ GPM} + \frac{4 \text{ gal} \times 60 \text{ sec}}{12 \text{ sec}} = 20 \text{ GPM}^* + 9 \text{ GPM}$$

$$= 89 \text{ GPM} = \boxed{1.20 \text{ cfs}}$$

DEPARTMENT OF WATER RESOURCES
WELL INSPECTION FORM

DRILLING PERMIT NO: _____

OTHER APPLICABLE NO: WR 63-12159 +
63-11440

2. OWNER: Marvin & Jeanette Moist Phone: (208) 585-274
Address: 21997 Middleton Rd Caldwell, Id 83605

3. WELL LOCATION: Twp _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4
County Canyon (Provide sketch map and photo on reverse.)

4. DRILLER: DuFoe Well Drilling Lic. No. 399
When Drilled? '81-82

5. WELL CONSTRUCTION:

Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☐ Yes ☒ No

Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____

Depth of Casing _____ ft. Method Drilled _____

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 _____ ft. Water Temperature 66 °F

Flowing Artesian ☒ Yes ☐ No Pressure: _____ (psi)

Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____

Water Quality Measurements/Observations (Describe) _____

7. WELL USE:

☐ Domestic	☐ Irrigation	☐ Stock
☐ Test	☐ Municipal	☐ Industrial
☐ Abandoned	☐ Waste Disposal/Injection	☐ Not Used
☐ Other: _____		

63-12159

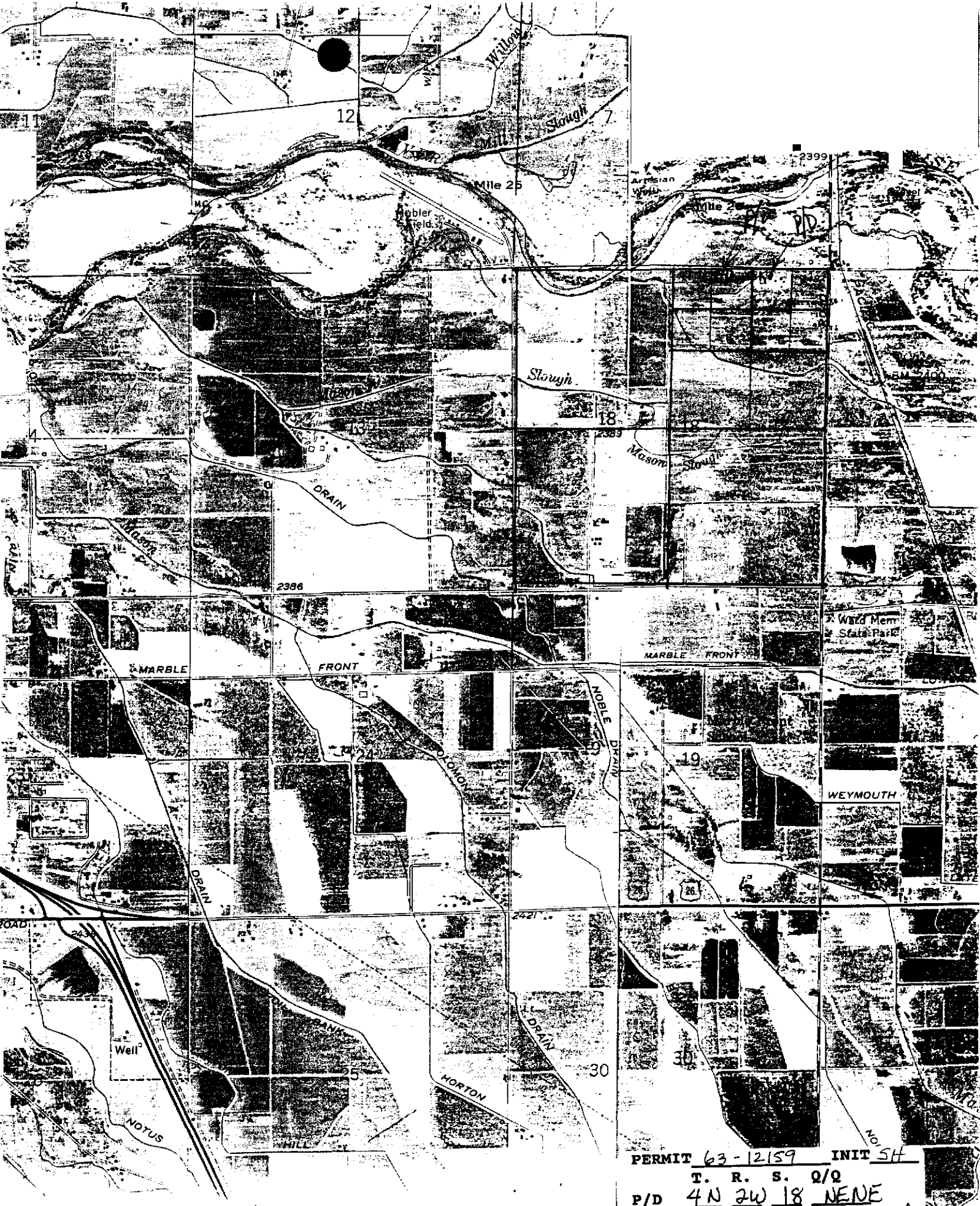
☐ Yes ☐ No
Is there a possible source of contamination nearby? ☐ Yes ☒ No
If yes, what Type? _____
How far away from the well is this source? _____

9. REMARKS:

Lon G. Grier
Signature of Dept. Representative & Title

10/20/94
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



PERMIT 63-12159 INIT SH

T. R. S. Q/Q

P/D 4N 2W 18 NENE

SCALE 7.5 USGS Top Ortho

PHOTO ID.

March 17, 1995

JEANETTE MOIST
MARVIN MOIST
21997 MIDDLETON RD
CALDWELL ID 83605

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12159

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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 63-12159 Reviewed by Gay Date 3-17-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

Dom, fish prop.
no Correct Uses?

SOURCE OF WATER

 Surface water source

✓ Ground water source

no Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit

 Well log in the file?

 Correct?

LICENSE EXAMINATION FEE

MEASURING DEVICE

? Required?

0 Amount Submitted

? Correct?

yes Required?

no Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u>/</u>	<u> </u>
Date proof due	<u> </u>		<u> </u>
No. of days late	<u> </u>		<u> </u>
Priority Date	<u> </u>		<u> </u>
New Priority Date	<u> </u>		<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 3-2-95



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 27, 1995

JEANETTE MOIST
MARVIN MOIST
21997 MIDDLETON RD
CALDWELL ID 83605

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12159

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

FEB 17 1995

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 63-12153 Name: Moist Date: 1/3/95 1/10/95
Correct Fee? ✓ Receipt #: 2018321 Priority: 1/1/94

AREA OF CONCERN? - No/Yes BRD Mor GWMA Trust/Non-trust
PROTESTED: - 020(Prehearing agreement)/W19(See Order)

SYSTEM COMPLETED:

Yes	- NA (proof filed)
1 year/no proof	- P16
~~+1 year~~	- 26A-P17

GROUNDWATER:

+ 0.2 cfs <FLO-CH>	- 01G (new), ^{DIM} ~~01K~~ (existing), No MD
- 0.2 cfs	- No MD <FLOW CHART>

Drilling Permit:
Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER:
Not in WD - 01K (+.2 w/pump), No MD <FLOW CHART>
Water District(~~dem~~) - WD No. _____ <SEE MAP & LISTING>
*Surface water - 005 (req) 01J-P08 (-.2 w/pump) <FLOW CHART>
(doesn't sink) or 01H-P01 (+.2) <FLOW CHART>; No MD
GW irr. in WD - P05 (new well)

RIVER BASINS (*Surface water):

Snake R(01/02/03)	-	11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA
Boise R(63)	-	05A (if WD), 11E (non-domestic use), NA
Payette R(65)	-	064(consump. use), 047-P04(Payette Lake), NA

USE:

Domestic (surface)	-	021(Boise R + L Peak), 064(Payette R), NA
Fish Propagation	-	07A-042 (req) & 010/06A/09E(WQ)-P10 044 (N 1000 Spr)
Irrigation	-	03A/057, 803(if GW use SW 1st) (+5A PU comp), NA
Mining	-	054 (req) & 06A/010/09E-P10
Power	-	08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10; +25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.)	-	18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front (63)	-	058 (-85° GW temp only)
Drainage Districts	-	024 (region recommend)
Flood Control Dist.	-	063 (region recommend)
In-stream	-	030 (stream channel alteration)
Irr Dist/Canal Co.	-	023 (Twin Falls area)
Swan Falls Flag	-	<u>B</u> <SEE CONDITION CODE CHART>
Trust	-	051-052-053-P74 (Consumptive Uses), NA
Non Trust <1>	-	048-049 (Consumptive Uses), NA

OWNERSHIP:
Non land owner - 004 (PD/PU)

OTHER CONDITIONS:

REMARKS:

BENEFICIAL USE DUE:
COMMENTS:

- 2-1-1996
- pond will be located on previously irrigated ground.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Mary Scott

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper
Twice

—in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

November 16, 23, 1994

Mary Scott

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 23rd day of November in the year of 1994, before me, a Notary Public, personally appeared Mary Scott, 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 he/she executed the same.

[Signature]
Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JUNE 15, 1995

RECEIVED

NOV 25 1994

WATER RESOURCES
WESTERN REGION

FEB 17 1995

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-12159

MOIST, MARVIN
MOIST, JEANETTE
21997 MIDDLETON RD
CALDWELL, ID 83605

Source: GROUNDWATER

Tributary: BOISE RIVER

Diversion Pt:

NWNE Sec 18 T 04N R 02W in CANYON County.

NENWNE Sec 18 T 04N R 02W in CANYON County.

Use: RECREATION	(1.000 CFS)	
RECREATION STORAGE		(60.00 AF)
AESTHETIC	(1.000 CFS)	
AESTHETIC STORAGE		(60.00 AF)
DIVERSION TO STORAGE	(1.000 CFS)	
Total Diversion:	(1.000 CFS)	

Date Filed: 11/ 1/1994

In: CANYON County

T04N R02W S18 NWNE

Applicant seeks drought moratorium exemption for existing artesian well plus shallow groundwater both tributary to river. Excavated pond site will be on irrigated ground so no new consumptive use will occur.

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 on or before DECEMBER 5, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director
November 16, 23, 1994

1200

FEB 1 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 18, 1994

LEE SISCO
6616 OVERLAND RD
BOISE ID 83709

Re: Application for Water Right No. 63-12159 in the Name of
Marvin &/or Jeanette Moist

Dear Sir:

Enclosed is a copy of the above referenced application for
water right.

Please review the application and return any comments you might
have within two weeks. If you have questions or need
information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Dave'.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application

NOV 21 1994

63-12159

MOIST, MARVIN
MOIST, JEANETTE
21997 MIDDLETON RD
CALDWELL, ID 83605

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Tributary: BOISE RIVER

Diversion Pt: NWNENE Sec 18 T 04N R 02W in CANYON County.
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AESTHETIC	(1.000 CFS)	
AESTHETIC STORAGE		(60.00 AF)
DIVERSION TO STORAGE	(1.000 CFS)	
Total Diversion:	(1.000 CFS)	

Date Filed: 11/ 1/1994

In: CANYON County
T04N R02W S18 NWNE

Applicant seeks drought moratorium exemption for existing artesian well plus shallow groundwater both tributary to river. Excavated pond site will be on irrigated ground so no new consumptive use will occur.

RECEIVED
78 1 7 1994