

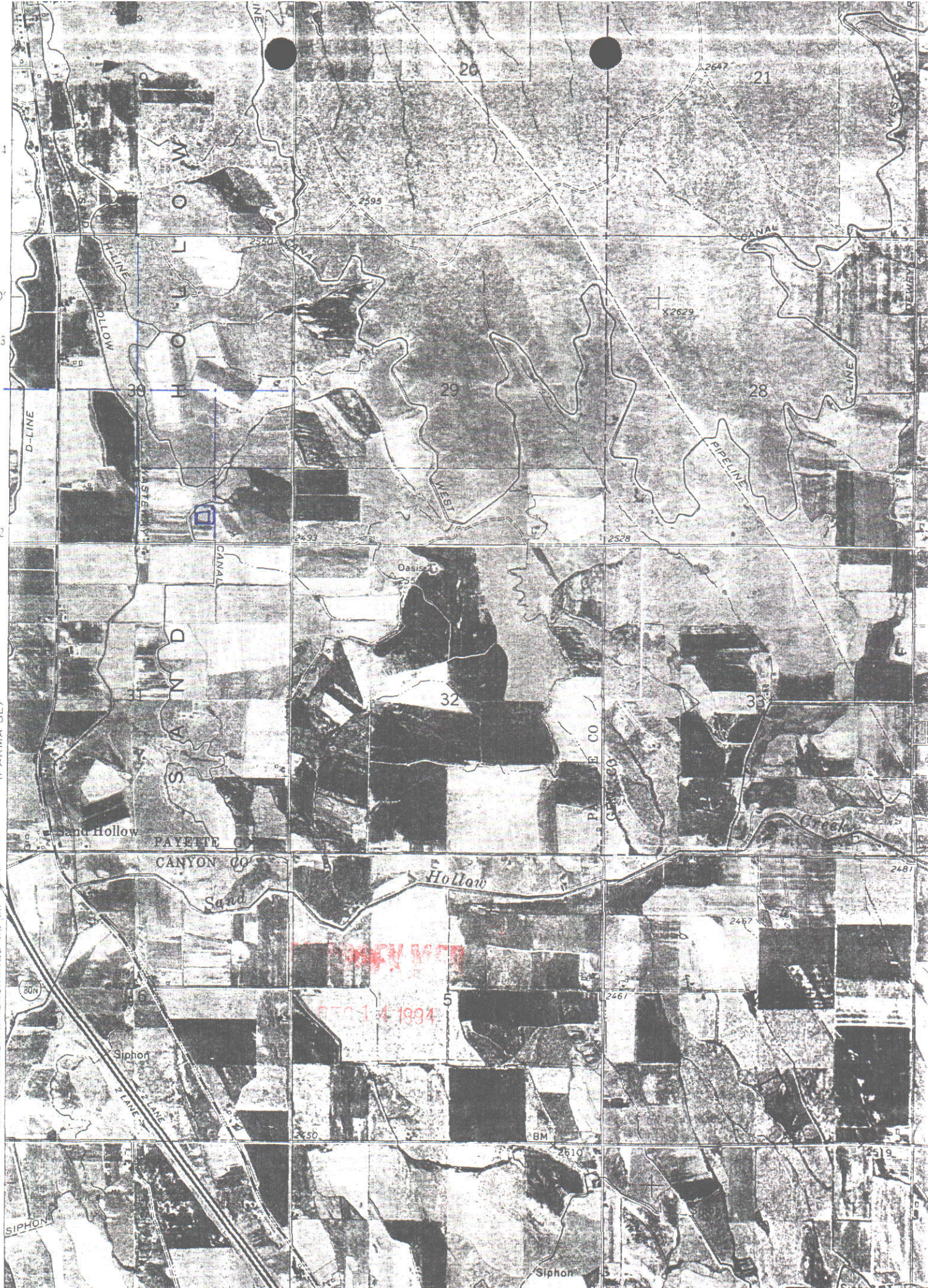
photo 1969

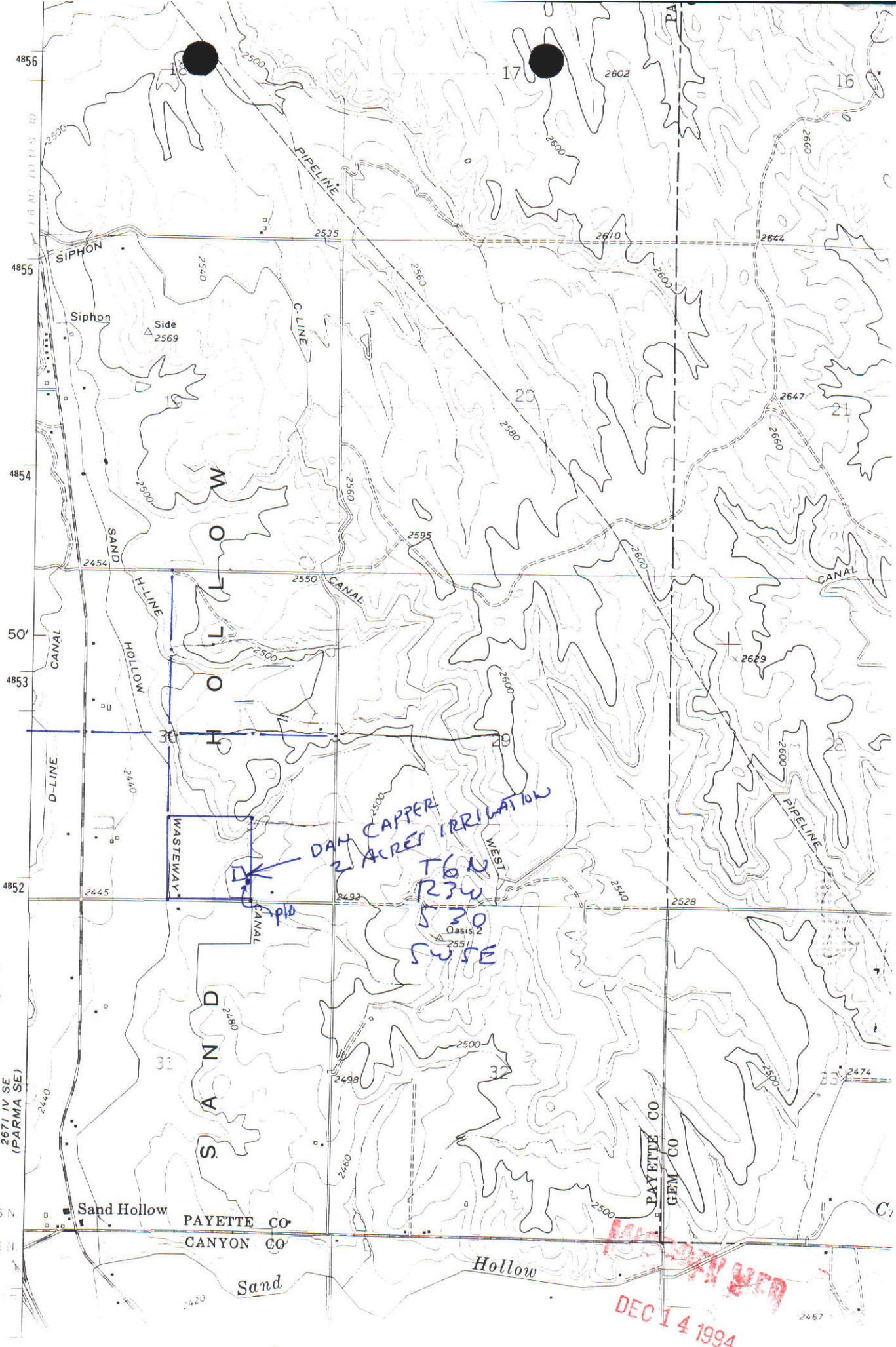
2671 IV SE
(PARMA SE)

T 6 N
T 5 N

15 MI TO U.S. 95
BLACK CANYON INTERCHANGE 4.5 MI

47° 30"





No
govt lots
except in
W 1/2 W 1/2
S. 30
SL
7/19/94

DEC 14 1994

CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C-2	117.15'	69.47'	68.46'	N53°17'52"E	33°58'35"
C-3	128.74'	60.81'	60.25'	N83°49'03"E	27°03'49"

7' OFFSET LINE CURVE DATA

CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C-4	73.26'	60.86'	59.13'	N09°27'37"E	47°35'57"
C-5	110.15'	61.42'	60.63'	N52°17'00"E	31°56'52"
C-6	121.74'	53.60'	53.17'	N84°44'07"E	25°13'41"

(153.70')
160.22'

10' OFFSET

N14°20'21"W

N89°54'00"W
198.30'
(190.00')

N00°06'43"W

100.00'

100.00'
N89°54'00"W

S00°06'43"E

100.00'

N89°54'00"W
75.00'

1321.58'

EXISTING COMMUNITY DOMESTIC WELL *

* Assume = A63-300S1A (Copper)
A63-300S1B (Copper)
-SE 7/19/94
per WR & AJ
check

(275.00')
268.48'

428.70'

DEC 14 1994

20' WIDE EGRESS AND EXISTING DIRT DRIVEWAY

SEE R OF S
INSTR. NO. 199073

SE COR
SW1/4 SE1/4

3654.29'

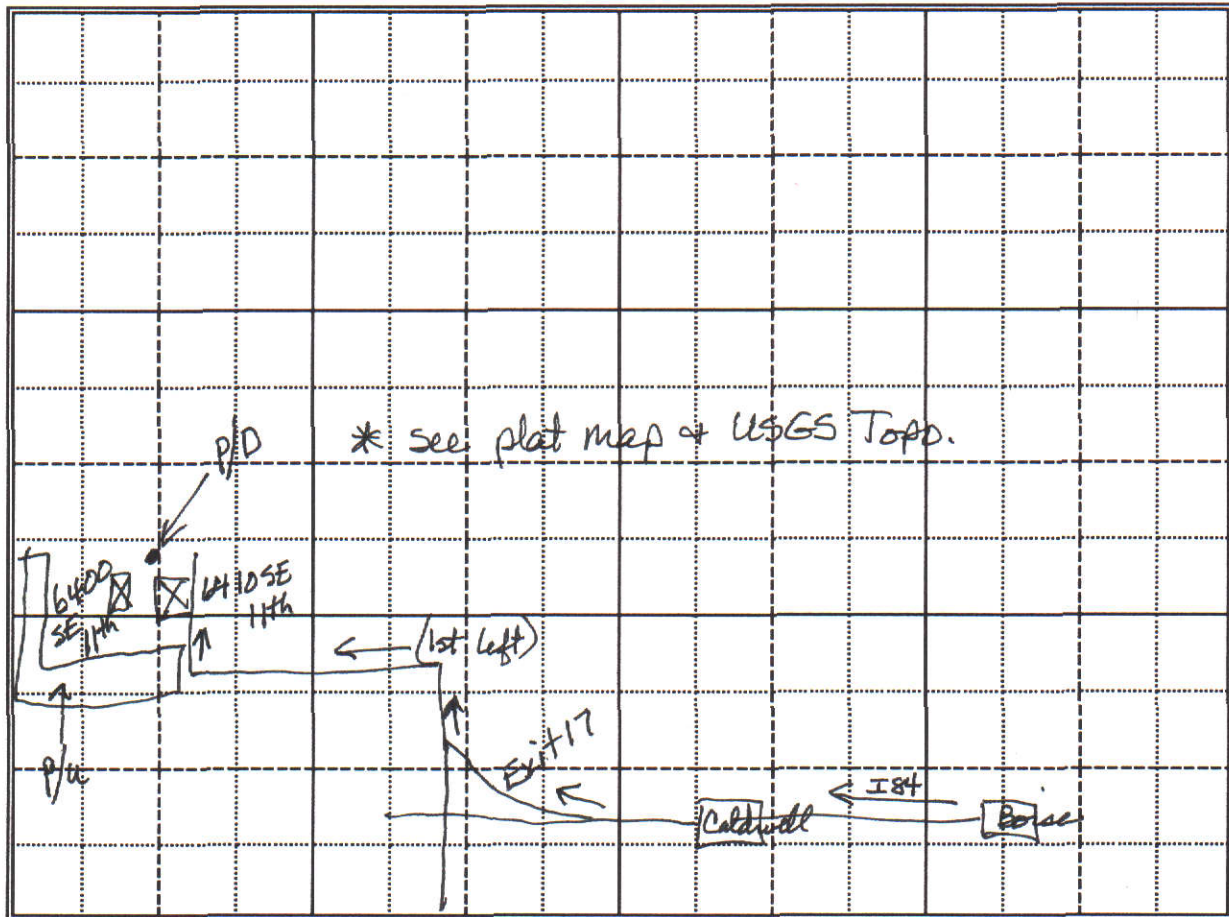
307.32'

1321.64'

CREST ROAD

30
31

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



Scale: 1" = _____

☒ 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
Submersible		3			2"

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

D. FLOW MEASUREMENTS

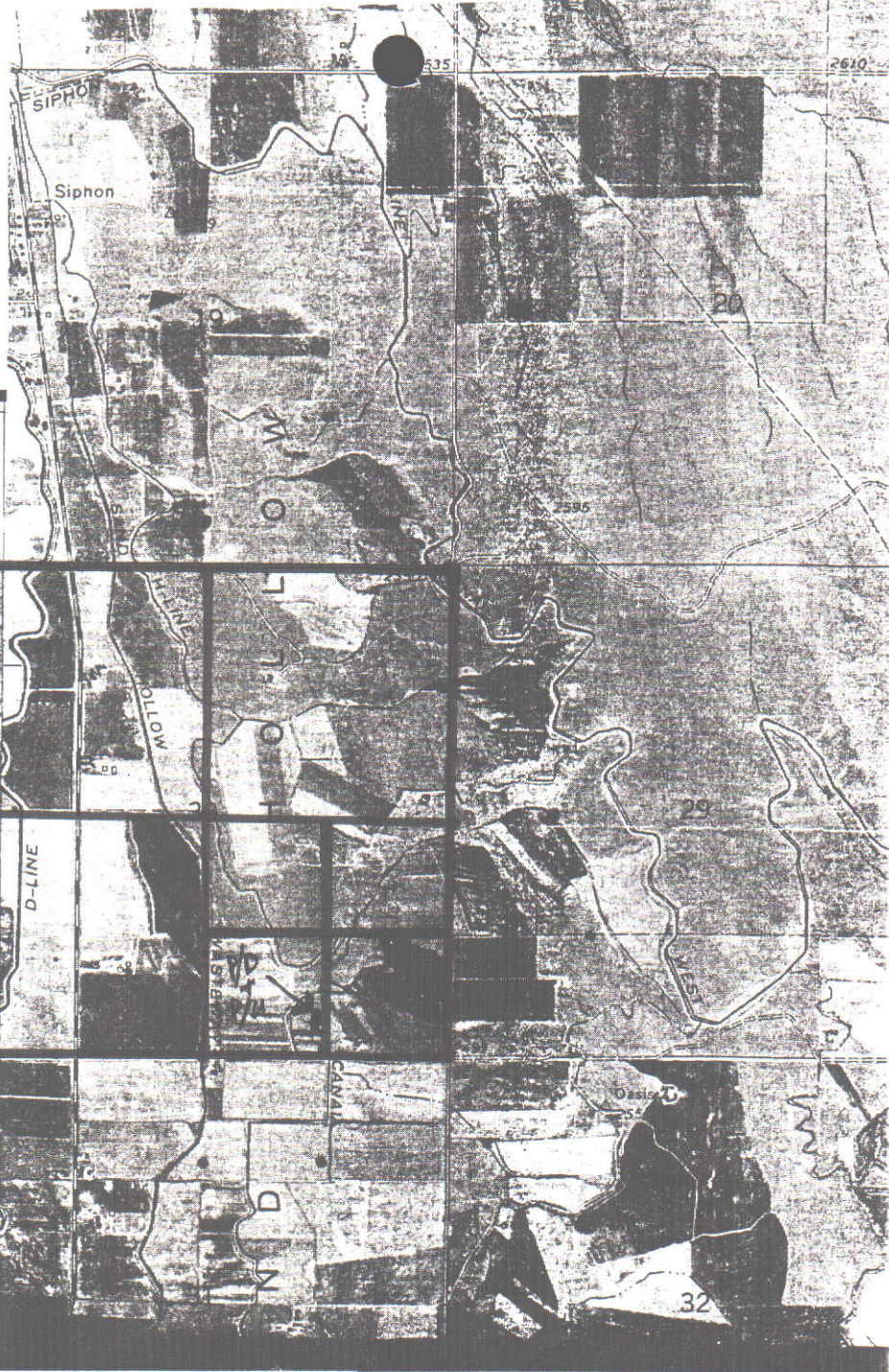
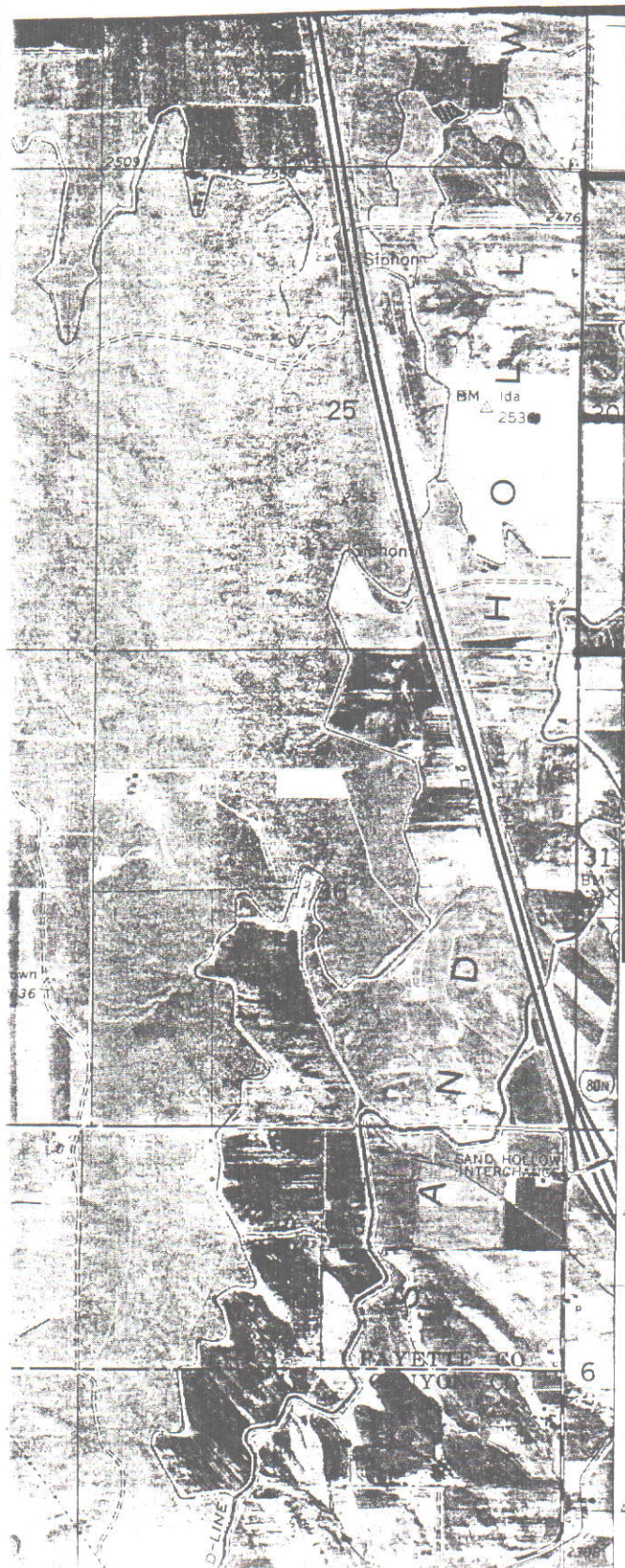
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

MICROFILMED

DEC 10 1997



T 6 N

T 5 N

450

6

449

63-12134

P/D: T6N R3W S30 SWSE

USGS TOPO 7.5

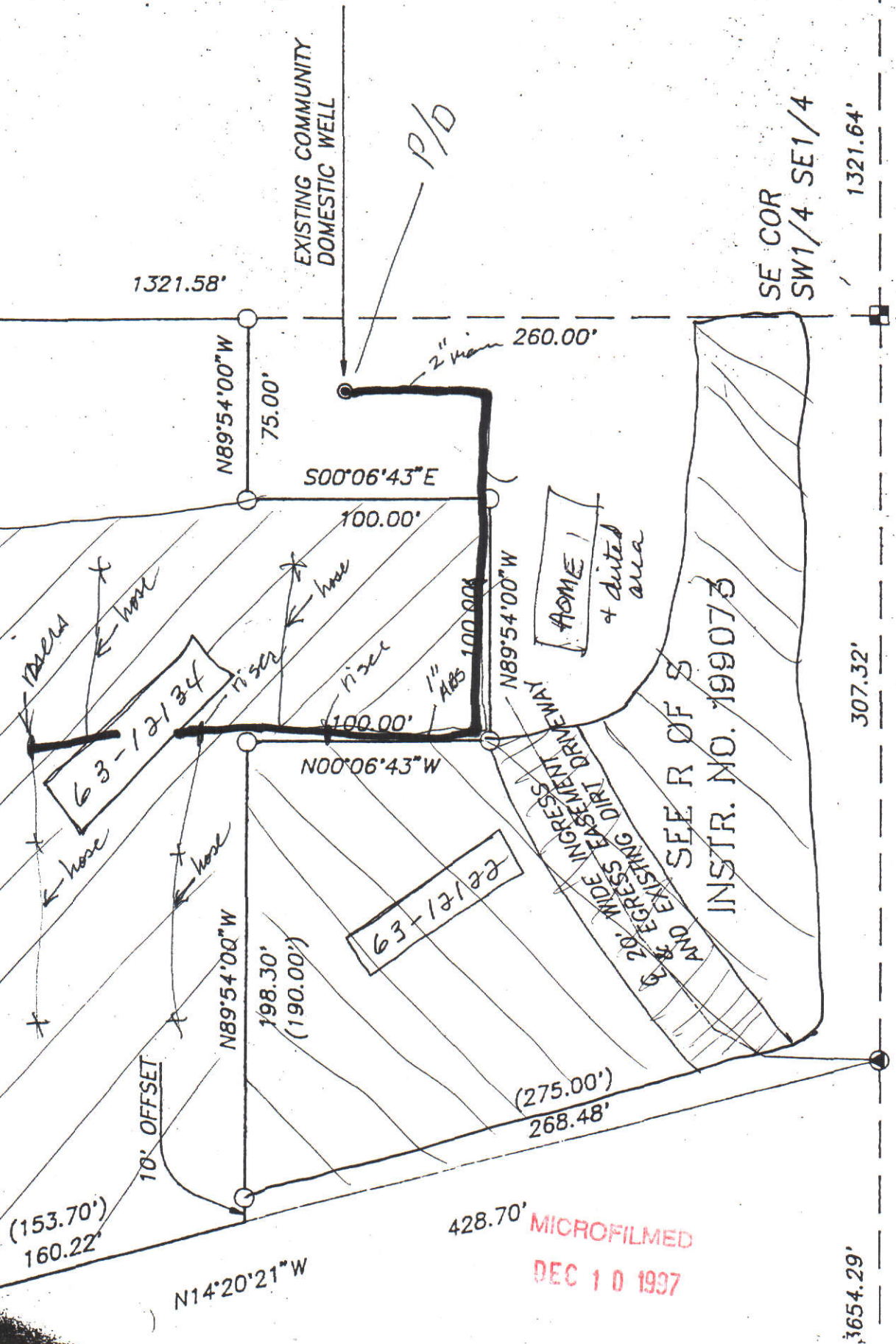
S.H.

DEC 10 1937

156

~~7' OFFSET LINE CURVE DATA~~

CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C-4	73.26'	60.86'	59.13'	N09°27'37"E	47°35'57"
C-5	110.15'	61.42'	60.63'	N52°17'00"E	31°56'52"
C-6	121.74'	53.60'	53.17'	N84°44'07"E	25°13'41"



428.70' MICROFILMED
DEC 10 1997

3654.29'

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Contamination? ☐ 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? _____

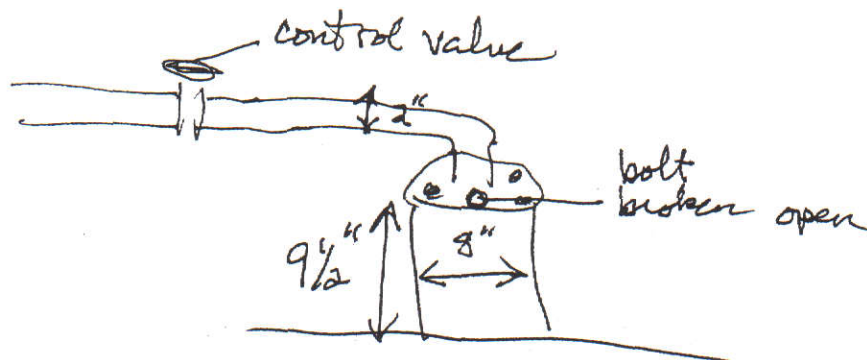
How far away from the well is this source? _____

9. REMARKS: _____

Snaf Hemenway WR Agent
Signature of Dept. Representative & Title

11/8/54
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



MICROFILMED
DEC 10 1997



63-12134
5/2/95 S.H.

P/D:

8" casing
3HP submersible
pump

2" PVC Main
shut off valve

P/u:

garden +
fruit trees

1 1/2' riser
w/ misc. nozzles

1" ABS



P/u:

garden and
fruit trees

MICROFILMED
DEC 10 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12134

Priority: July 11, 1994

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

9.0 AF

This is to certify, that DAN CAPPER

6400 SE 11TH

CALDWELL ID 83605

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 11, 1994; and has submitted Proof of Beneficial Use on April 10, 1995. An examination indicates that the works have a diversion capacity of 0.170 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 30, Township 06N, Range 03W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	03W	30	SWSE	2		2

Total number of acres irrigated: 2

CONDITIONS OF APPROVAL AND REMARKS

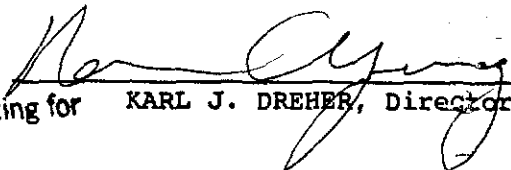
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. Right 63-12122 is also diverted through the point(s) of diversion described above.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12134

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26TH
day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

APR 10 1995

The Idaho Department of Water Resources will consider this form as a statement that the permit holder has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-12134 Telephone No. _____
2. Name(s) of Permit Holder(s): DAN CAPPER
3. Post Office Address: 6400 SE 11th CALDWELL IDAHO 83605
4. Source of Water: GROUNDWATER
- a. If ground water, well driller's name: BILL DOTY Date drilled: APRIL 30, 1983
- b. Pump horsepower: 3HP Pressure (psi): 35 Dynamic pumping level (ft.): 85' Pump Level

5. Extent of Use:

Domestic _____ (No. of households) Irrigation (2) (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

REMARKS - DOMESTIC USE IS COVERED BY A63-30051B (AFTER SPLIT)
WELL IS SHARED WITH REED & NOLA LYONS

6. Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR
Flow Measurement Port: Required? Yes No Installed? Yes No

8. Fee Enclosed: \$ NA (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination: work - 459-1539

DAN CAPPER HOME - 454-8148
Name Telephone No.

6400 SE 11th CALDWELL ID 83605
Address

10. The above information 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.

X 4-6-95
Date

X Dan L. Capper
Signature (and title if on behalf of a company or organization)

APR 25 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12134

Proposed Priority: July 11, 1994

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **DAN CAPPER**

6400 SE 11TH

CALDWELL ID 83605

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	03/15 to 11/15	0.04 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 30, Township 06N, Range 03W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06N	03W	30	SWSE	2		2

Total number of acres irrigated: 2

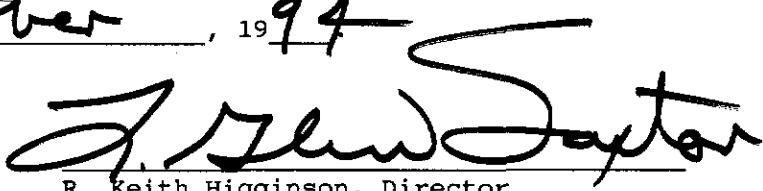
CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1995**.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
4. The issuance of this right in no way grants any right-of-way or easement across the land of another.
5. This permit does not authorize the development and irrigation of new land not previously irrigated.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

28th day of October, 1994

for

R. Keith Higginson, Director

DEC 14 1994

RECEIVED

SEP 30 1994

Ident. No. 63-12134

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: DAN CAPPER
Address: 6400 SE 11TH
CALDWELL ID 83605
208-454-8148
2. Source: GROUNDWATER
3. Location of Point of Diversion: Trib. to: SWSE Sec. 30, Township 06N, Range 03W
PAYETTE County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.040		
5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
PUMP AND SPRINKLERS
 - 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 154 feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when? 04/30/1983
Drilling Firm
Well was drilled for LYONS JOINT OWNERSHIP
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).
8. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
06N 03W 30	SWSE 2			2

Total number of acres irrigated: 2

DEC 14 1994

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:

Applicant seeks exemption from Snake River Moratorium for use
existing prior to November, 1987.
This right does not authorize the irrigation of lands not
previously irrigated.

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.

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 50.00 Receipted by _____ #W017729 Date 7/11/1994

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

SEP 14 1994

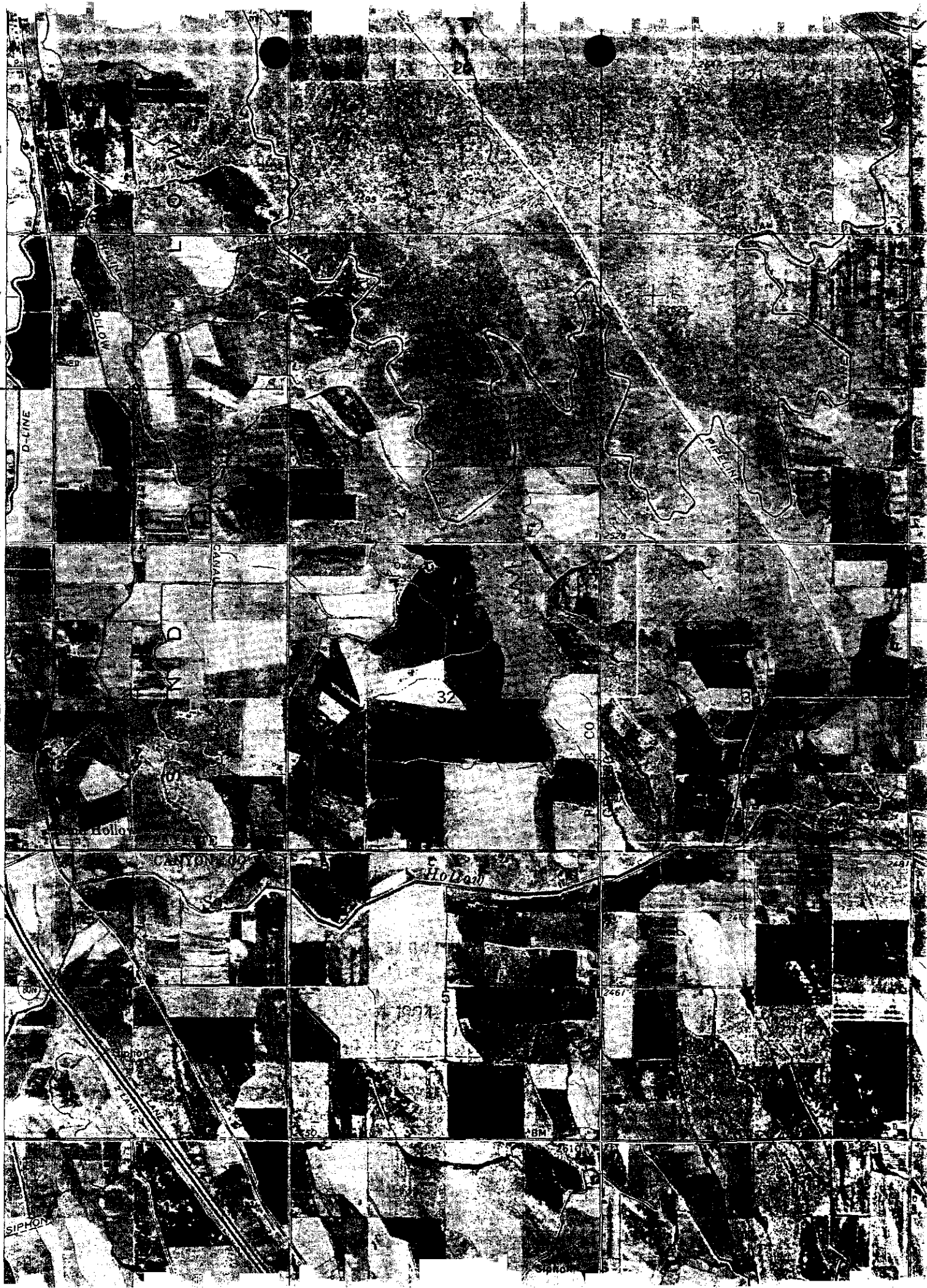
Comments: Date: 8/19/1994 User-ID: STAYLOR

Subject:
Same well

Same well as Lyons' application 63-12122 and SRBA claims
A63-30051A (Capper) and A63-30051B (Lyons); both claims are
single domestic.
See reporting information showing use before 1987.

STAYLOR
8/19/1994

47' 30"



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 63-12134

RECEIVED

JUL 11 1994

WATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of applicant DAN CAPPER Phone X 454-8148
Post office address 6400 SE 11TH CALDWELL IDAHO 83605
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 30 Township 6N Range 3W B.M. Payette County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for IRR purposes from 03/15 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Sub Pump, SPRINKLERS
 - 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 154 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? 4-30-'83; Drilling firm BILL DOTY;
Well was drilled for (well owner) YONS JOINT OWNERSHIP
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).

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. _____

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	
6N	3W	30															2		2

Total number of acres to be irrigated 2

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

A63-30051B

11. a. Who owns the property at the point of diversion? REED & OR NOLA LYONS

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. Existing Agreement per SRBA claims

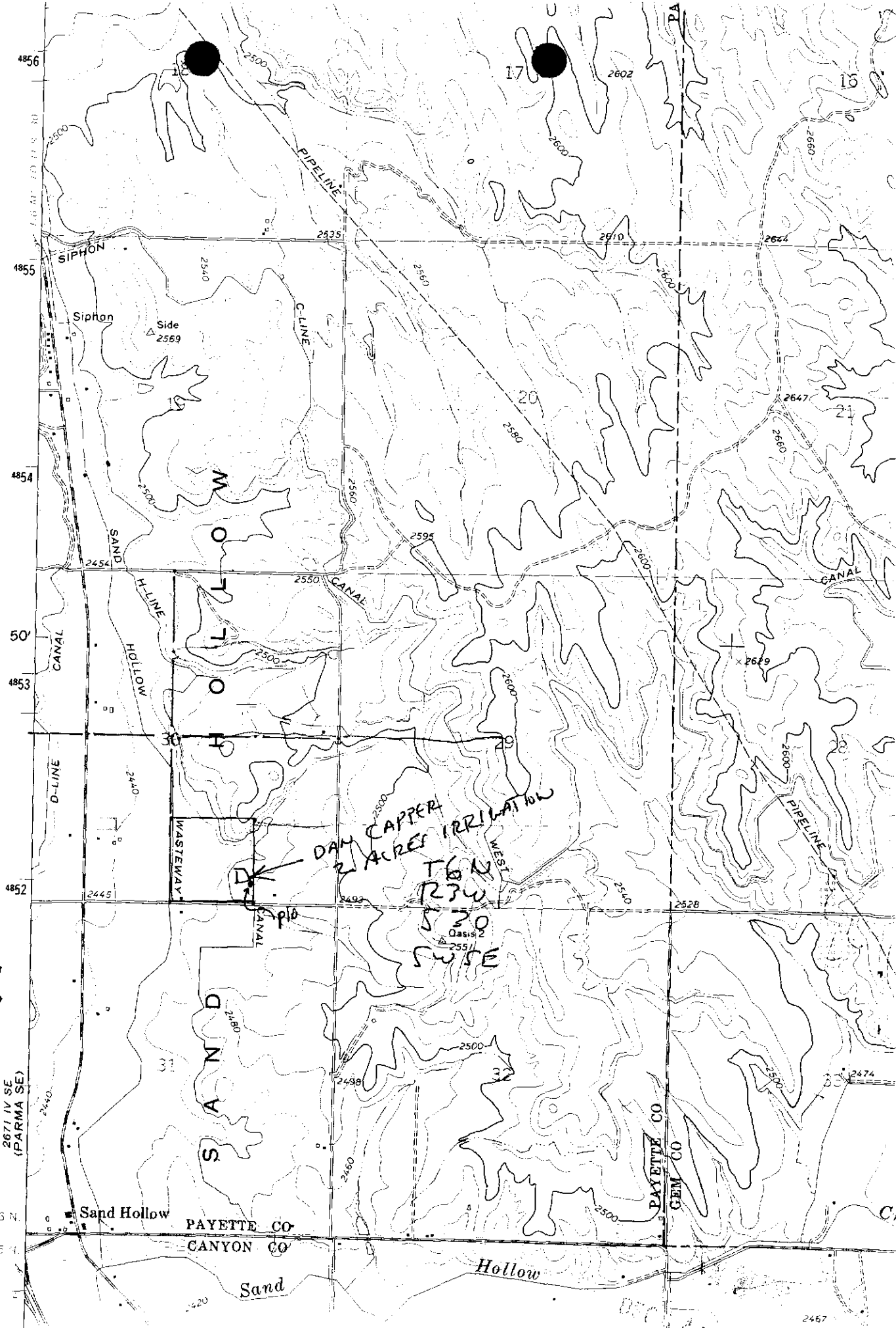
→ Applicant seeks exemption from Snake River Monastrium for use existing prior to Nov, 1987.

12. Remarks: Application being held pending withdrawal of drought monastrium.

→ This right does not authorize the irrigation of lands not previously irrigated.

COMMENTS Same well as Lyons' Appl. 63-12122 and SRBA claims A63-30051A (Capper) & A63-30051B (Lyons); both claims are single domestic. See supporting information showing use before 1987.

*
JL
8/18/94



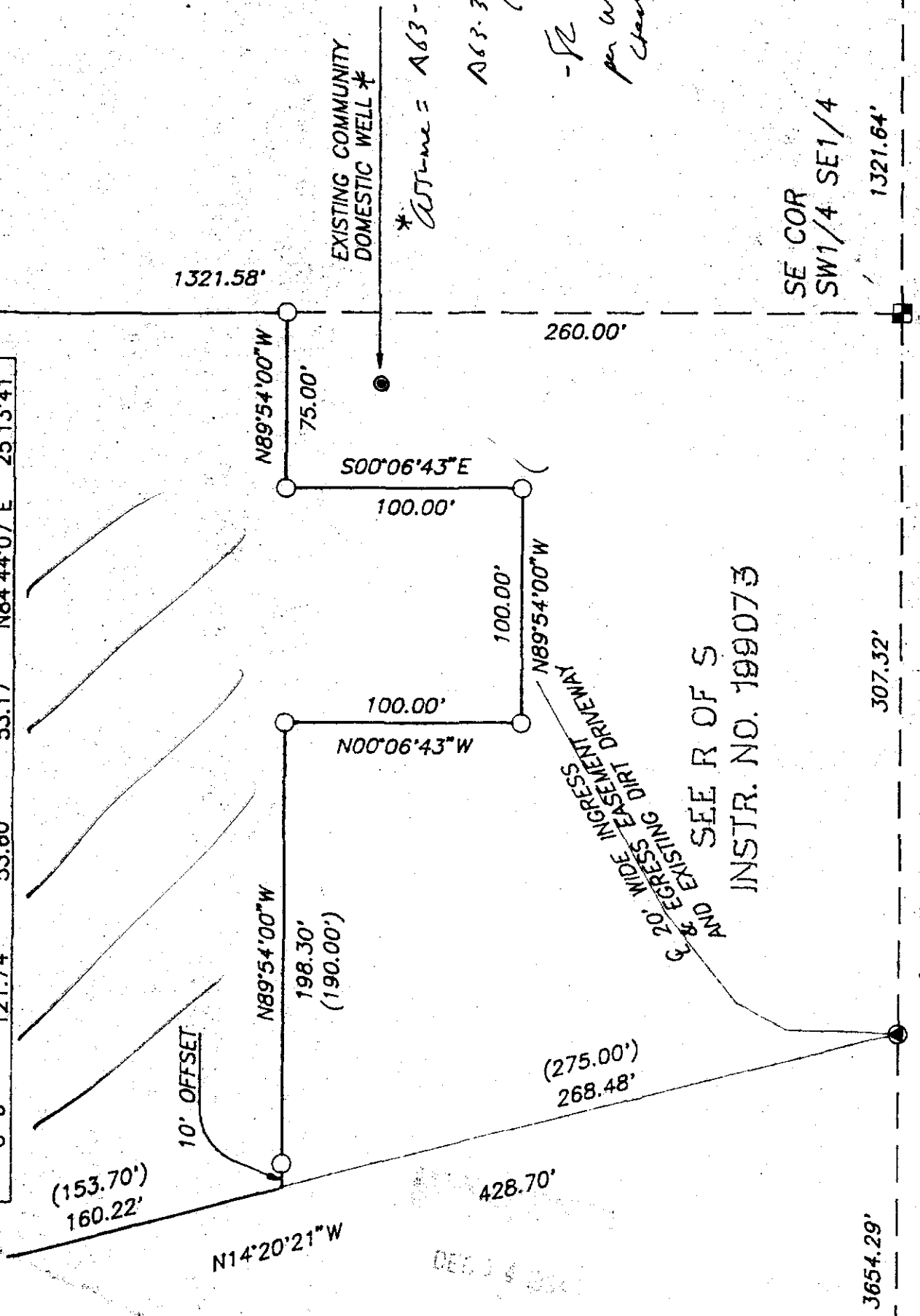
No
govt lots
except in
W¹/₂ W¹/₂
5.30

82
7/19/94

CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C-2	117.15'	69.47'	68.46'	N53°17'52"E	33°58'35"
C-3	128.74'	60.81'	60.25'	N83°49'03"E	27°03'49"

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C-6	121.74'	53.60'	53.17'	N84°44'07"E	25°13'41"



SEE R OF S
INSTR. NO. 199073

20' WIDE EGRESS
AND EXISTING DIRT DRIVEWAY

*ATTN = A63-30051A (Cappa)
A63-30051B (Cappa)
-SE 7/19/91
per work in AJ
check

EXISTING COMMUNITY
DOMESTIC WELL *

CREST ROAD

See attached maps (2)
-JC 8/18/94

X Dany L. Copper
(Applicant)

Received by VR Date 7-11-94 Time 11:45 am Preliminary check by SR
Fee \$ 50.00 Receipted by VR # W017729 Date 7-11-94
Publication prepared by ST Date 8-31-94 Published in Ind. Enterprise
Publication approved ST Date 9-26-94

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:

RECEIVED
SEP 14 1994

SEP 14 1994



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

November 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DAN CAPPER
6400 SE 11TH
CALDWELL ID 83605

RE: WATER RIGHT NO. 63-12134

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 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 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 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 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

EX-10-1237

DEC 1 0 1997

ORAL ARGUMENT

If the Department grants a petition to review the 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 the 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

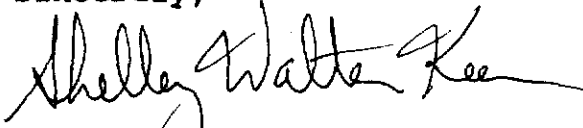
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district 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.

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

Enclosure

RECEIVED
JUN 10 1987

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 63-12134

DAN CAPPER
6400 SE 11TH
CALDWELL ID 83605


Kari Lynn Townsend
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-12134

DATE 11/24/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.04</u> cfs
Fee limit	<u>.04</u> cfs NO FEE REQ'D
Measured	<u>—</u> cfs
Theoretical	<u>.17</u> cfs

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/
NATURE OF USES —

<u>✓</u>	Use <u>Gr.</u>	cfs <u>.04</u>	Volume Calc <u>245.5-9.0</u> af
			af
			af
			af
	SUBTOTAL	<u>.04</u>	<u>9.0</u> af

Flow rate .04 cfs X 245 days X 1.98 = 19.4 af
 Total volume recommended 9.0 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36(63-12122)

CONDITIONS — Watermaster Control WD# —

869 GW Measurement/Measuring Device
869 Overlap

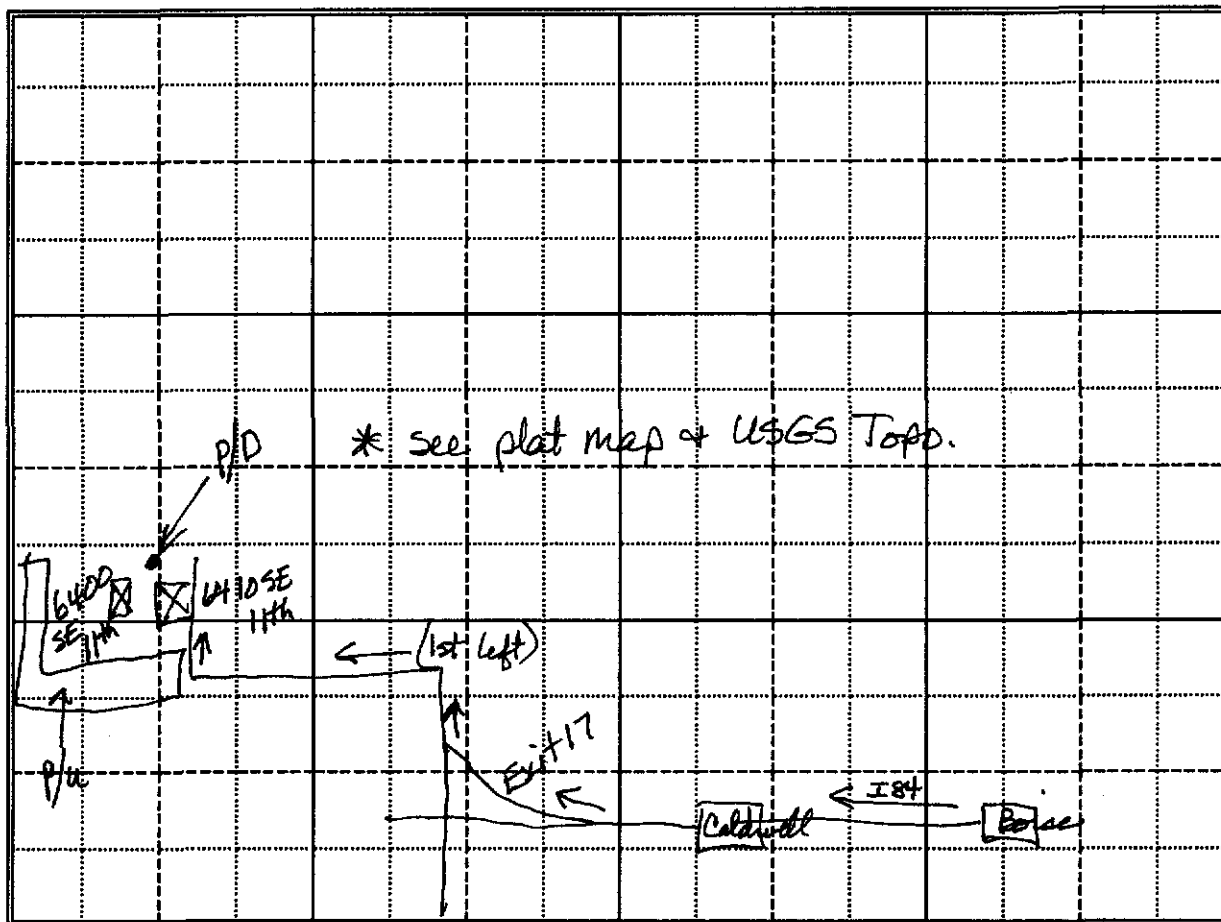
— Use-specific conditions
 Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo —

1st Amend Letter N/A
 2nd Amend Letter N/A

[illegible]

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



Scale: 1" = _____

☒ 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
Submersible		3			2"

*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

2. Measurements: _____

E. NARRATIVE/REMARKS/COMMENTS

- No quit lots were found.
- Overlap for P/U is Reed Lyons WR 63-12122, that is other land for other uses.
- Overlap for P/D is Reed Lyons WR 63-12122, & it is the same source.
- Domestic use is covered by A 63-30051 B (A 63-30051 A is Reed Lyons).
- Use is for irrigation of 2 acres of garden & fruit trees.
- The system consists of a groundwater source, 8" casing, with a 3HP submersible pump, a 2" PVC main that converts to 1" ABS with shut off valves to divert the water to Don Cappers property when Reed Lyons WR # 63-12122 isn't using it. The 1" ABS comes across the property, has 1 1/2' risers w/ misc. nozzle sizes; coming off of the 1" ABS pipe are hose attachments with 1" hoses branching out to the rest of the garden, w/ more misc. rainbird type nozzles on them.
- Recommend the permit amount of .04 cfs (not to exceed .02 cfs/acre since 2 acres x .02 = .04 cfs). A physical measurement wasn't taken since there were so many sizes of nozzles that was at 1 time (no-name nozzles). The Theoretical pump efficiency calculation of .17 cfs shows there is more than enough capacity to handle both this water right & WR 63-12122 (.03 cfs 4.5 AFA).
$$\text{WR 63-12122 (.03 cfs)} + \text{WR 63-12134 (.04 cfs)} = .07 \text{ cfs}$$

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

DEC 10 2013

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

Theoretical pump efficiency calculation (see attachment) = .17 cfs

Permit: .04 cfs

Max. allowed: 2 acres $\times$.02 cfs = .04 cfs
 WR# 63-12122 (.03) + WR# 63-12134 (.04 cfs) = (.07 cfs)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 4.5 = 9$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .04 \text{ cfs} \times 246 \times 1.9835 = 19.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 9 \text{ cfs}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	.04	9.0
Totals:			.04	9.0

2. Recommended Amendments

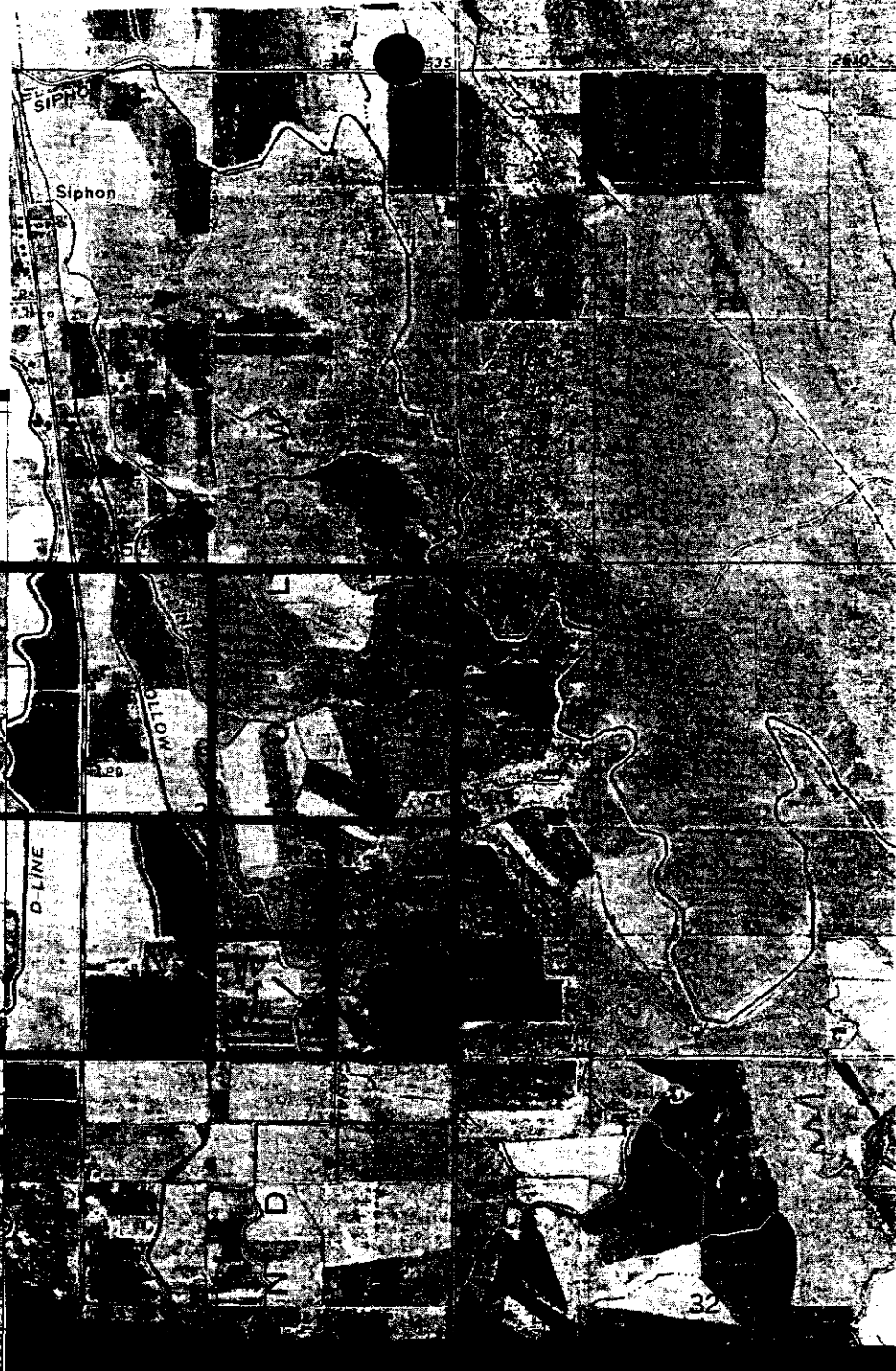
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Josh Hemenway Date 5/10/95

Reviewer _____ Date _____

SEAL



T. 6 N.

T. 5 N.

4850

6

4849

63-12134

P/D: T6N R3W S30 SWSE

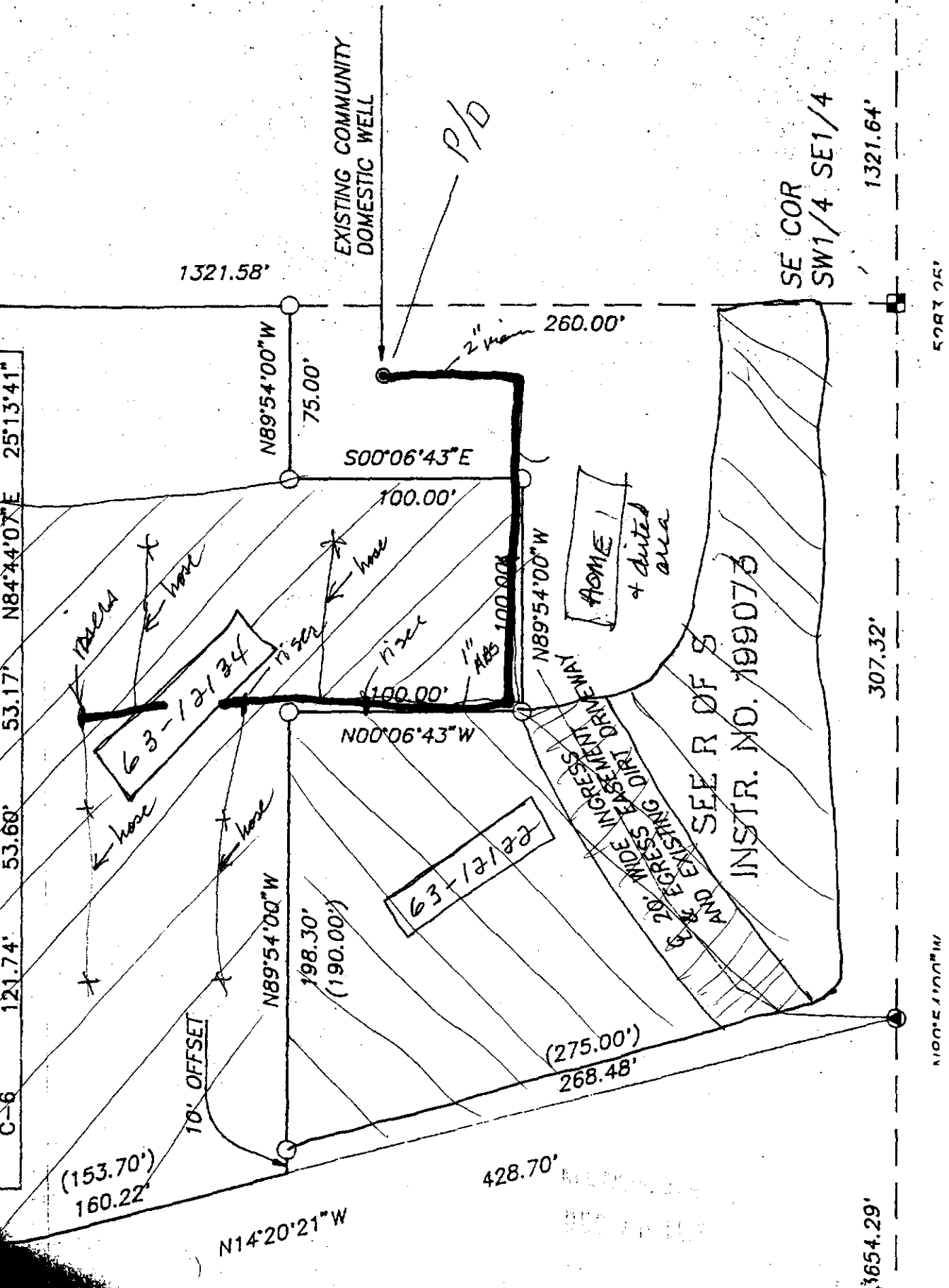
USGS Topo 7.5

S.H.

C-2	117.15'	69.47'	68.46'	N53°17'52"E	33°58'35"
C-3	128.74'	60.81'	60.25'	N83°49'03"E	27°03'49"

7' OFFSET LINE CURVE DATA

CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C-4	73.26'	60.86'	59.13'	N09°27'37"E	47°35'57"
C-5	110.15'	61.42'	60.83'	N52°17'00"E	31°56'52"
C-6	121.74'	53.60'	53.17'	N84°44'07"E	25°13'41"



63-10134

CREST ROAD

30 3

1321.58'

307.32'

1654.29'

500'±1000'±W

1000'±1000'±W

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: none found in the file or on the computer system OTHER APPLICABLE NO: Watt 63-12134
63-12122
2. OWNER: Reed Lyons / Dan Capper Phone: (208) 454-6752
Address: 6410 SE 11th Caldwell, Id 83605
3. WELL LOCATION: Twp 6N, Rge. 3W, Sec. 30, SW 1/4 SE 1/
County Payette (Provide sketch map and photo on reverse.)
4. DRILLER: Bill Doty Lic. No. _____
When Drilled? 4/30/93
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 9 1/2" above ground
Depth of Casing 170 ft. Method Drilled rotary
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)
broken salt leaving opening on top
6. HYDROLOGIC INFORMATION:
Depth to Static Water _____ ft. Water Temperature _____ °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: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Contamination? ☐ 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? _____

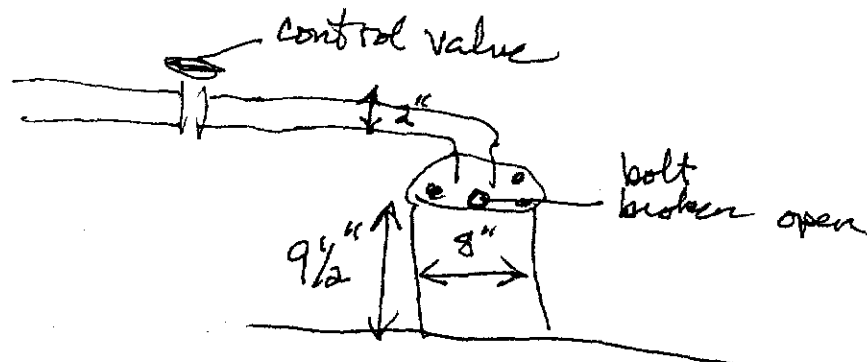
How far away from the well is this source? _____

9. REMARKS:

Enaf Hernandez WR Agent
Signature of Dept. Representative & Title

11/8/54
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



DEC 10 1954

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 63-12134

DATE: 9-MAY-95

COMPLETE BY: SANDY HEMENWAY

HORSEPOWER = 3

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 27 FEET 17' static + 10'

SYSTEM PRESSURE = 35 PSI (per Reed Lyons WR#63-12122, 20-40psi domestic
30psi average)

QUANTITY = 0.17 CFS

RECEIVED
MAY 10 1995
MAY 10 1995

① Permit: Irrigation 3/15-11/15 .04 cfs
2 acres

② Proof of Beneficial Use: ~~Exam~~ fee pd.
- Exam fee not required in connection w/ permits
which use a ground water source & a total
rate of diversion of 0.04 cfs or less.

③ max. ~~capacity~~ allowed:

$$2 \text{ acres} \times .02 \text{ cfs} = \text{.04 cfs}$$

(per conditions)

④ WR# 63-12122 (.03 cfs) + WR# 63-12134 (.04 cfs) = .07 cfs
shows that the theoretical pump efficiency calculation
of .17 cfs will ^{be} more than able to handle the capacity
of this system.

63-12134
5/2/95 S.H.

P/D:

8" casing

3HP submersible
pump

2" PVC Main
shut off valve

P/u:

garden +
fruit trees

1 1/2" brass
w/ misc. nozzles

1" ABS

P/u:

garden and
fruit trees

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 63-12134 Reviewed by [Signature] Date 4-21-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

Irr.
Correct Uses? yes

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

no Required?

/ Amount Submitted

/ Correct?

MEASURING DEVICE

no Required?

/ Installed?

/ Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Signature]

Proof Made 4-10-95

April 24, 1995

DAN CAPPER
6400 SE 11TH
CALDWELL ID 83605

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12134

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

APR 25 1995



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 2, 1994

DAN CAPPER
6400 SE 11TH
CALDWELL ID 83605

PERMIT APPROVAL NOTICE

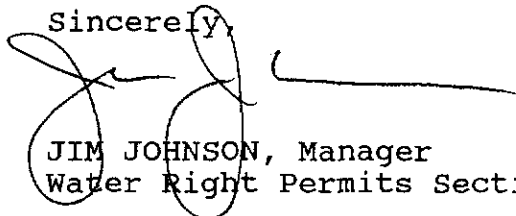
RE: PERMIT NO. 63-12134

Dear Permit Holder(s):

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,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

DEC 14 1994

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

No.: 63-1234 Name: Casper Date: 10/27/94 Correct Fee? ☒

AREA OF CONCERN? - No/Yes BLD Mor GWMA Trust/Non-trust

SYSTEM COMPLETED:

No

Complete in 1 year

Yes

Proof not submitted

Proof submitted

GROUNDWATER:

+ 0.2 cfs <FLO-CH>

- 0.2 cfs

Drilling Permit:

Included w/permit

Existing well

No WD permit?

SURFACE WATER: not in WD

LOCATION:

Water District (dem)

*Surface water

(doesn't sink)

Groundwater

In stream channel

Irr Dist/Canal Co.

Drainage Districts

Flood Control Dist.

Boise Front (63)

Swan Falls Flag

Trust

Non Trust <1>

RIVER BASINS (*Surface water):

Boise R(63)

Payette R(65)

Snake R(01/02/03)

USE:

Fish Propagation

Irrigation

Power

Mining

Storage (✓ 3 compo.)

Domestic (surface)

OWNERSHIP:

Non land owner

PROTESTED:

OTHER CONDITIONS:

REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

WRO749NP
No. P63-12134

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/27/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAN CAPPER 6400 SE 11TH CALDWELL ID 83605 (208) 454-8148	07/11/1994	IRRIGATION	03-15 11-15	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T06N R03W S30 SWSE PAYETTE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
06N	03W	30	:					:					:					:					:		
																							02	:	2.0
																							TOTAL ACRES	:	2.0

Pou County: PAYETTE

Other Water Rights with Same Point(s) of Diversion and Source:
63-12122 63-12134

Other Water Rights Listing Overlapping Place(s) of use:
63-12122 63-12134

Conditions of Approval:

- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.
- 004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.

Remarks: This permit does not authorize the development and irrigation
of new land not previously irrigated.

Dates: App. Received: 07/11/1994 Priority Date: 07/11/1994
Proof Due Date: 11/01/1995 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/27/1994 User-ID: CZIMMERM Subject: MORATORIUM EXEMPTION
This right is located within the Boise River Drainage Moratorium

WR0749NP
No. P63-12134

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/27/94
PAGE: 2

=====
Comments: Date: 10/27/1994 User-ID: CZIMMERM Subject: MORATORIUM EXEMPTION
boundary; however, evidence in the file shows irrigation use
starting in 1984, therefore, this right is within the acceptable
parameters of the moratorium guidelines.

Audit: 10/27/94 CZIMMERM

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: RZ DATE: 8/18/94 APPLICATION: 63-12134

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use:
Nature of proposed use: (Include description of use)
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map:
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes ☐ No ☒ In form to receipt:

Gov't. Lots:

H P/D
P/U

RECEIVED
SEP 30 1994

ADDITIONAL INFORMATION

Department of Water Resources

YES NO

☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
Field check required: Field check by: _____
Field report attached:
Critical groundwater area:
Groundwater management area:
* 1992 moratorium
Copy to SCA staff (perennial stream, non-pump diversion):
Send dam safety information:
Send power requirement letter:
Send fish farm requirement letter:
Power residency affidavit:
Power efficiency form:
Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
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: _____

☒ Additional information on reverse side:

* Applicant submitted info from well owner (Lyons, Appl. 63-12122, similar) c irrig. < 1987. See 8/16/94 from Appl. per office visit.
info

PROCESSING

APPLICATION

63-12134

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

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

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:

Protests received. Final date for protest 9-26-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, DW

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

(System is existing)

☐ ☒

See below for additional information

Recommended Date or Priority 7/11/1994Recommended by: DW Date 9/28/94

STATE OFFICE REVIEW

☐ ☒

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

Same well:

AG3-30051A Copper D/IAG3-30051B Lyons D/I } Well63-12122 " irrig } ownerSimilar appl. to Copper's but for Lyons irrig 4/1987.

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF PAYETTE

ss.

Copy of Notice
(First Copy)

Application for Water Rights
TITLE OF PUBLICATION

Dept of Water Resources
SPONSOR OF PLAINTIFF
PLAINTIFF OR LEGAL AGENT

J. Viola Olsen, being
duly sworn, deposes and says:

That he is the principal clerk of
THE INDEPENDENT-ENTERPRISE, a weekly newspaper published
at Payette, in the County of Payette and State of Idaho; that said
paper has been and is in general circulation in the county
aforesaid, and in the vicinity of Payette; that the advertisement,
a copy of which is attached hereto, was published in said
newspaper once a week for two consecutive weeks in
the regular and entire issue of said paper during the period and
time of publication, and was published in the newspaper proper
and not a supplement; that said paper has been established and
regularly published for more than seventy-eight consecutive
weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with
Sept 7, 19 94, and ending with the issue
of Sept 14, 19 94.

STATE OF IDAHO
COUNTY OF

On this 15th day of Sept in the year of 1994 before me,
a Notary Public, personally appeared Viola Olsen,
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 executed the same.

Mailey P. Rheinhart
Notary Public for Idaho

Residing at Trinidad

My commission expires: 12-1-98

STATEMENT

Independent-Enterprise

PAYETTE, IDAHO

Number of Lines 60

Number of Insertions two

60 Lines @ 90 ... \$ 54.00

60 Lines @ 72 ... \$ 43.20

TOTAL COST
WILL BE \$ 97.20

RECEIVED

SEP 16 1994

WATER RESOURCES
WESTERN REGION

Nº 780

NOTICE OF APPLICATION FOR WATER RIGHT

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

(63-12134) ✓

CAPPER, DAN
6400 SE 11TH
CALDWELL, IDAHO 83605

Source: GROUNDWATER

Diversion Pt: SWSE Sec 30 T06N R03W in PAYETTE
County.

Use: IRRIGATION (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 7/11/1994

In: PAYETTE County
T06N R03W S30 SWSE
2.0 ACRES TOTAL

Applicant seeks exemption from Snake River moratorium for use existing prior to November, 1987.

65-13543

SYME FAMILY TRUST
1300 SW THIRD AVE
FRUITLAND, ID 83619

Source: WASTE WATER Tributary: SNAKE
RIVER

Diversion Pt: SESE Sec 9 T07N R05W in PAYETTE
County.
SWSW Sec 10 T07N R05W in PAYETTE
County.

Use: IRRIGATION (.880 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.880 CFS)

Date Filed: 8/16/1994

In: PAYETTE County
T07N R05W S09 SWSE SESE
44.0 ACRES TOTAL

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 SEPTEMBER 26, 1994. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

August 16, 1994

To whom it may concern;

In April of 1983, a party of three couples purchased five + acres of dry land and had a well drilled. That year a domestic pump was installed and used. The following year (1984) in March, a three horse submersible pump was installed an irrigation was started on approximately $4\frac{1}{2}$ acres.

The attached receipt shows the purchase of the pump and panel and some of the material for the start up of watering.

In February of 1994, Dan Capper purchased a portion of the ground and this is submitted as proof of when the ground was originally watered.

Should any further proof be needed please contact me.

Steve

For Don Capper's application.

Mr. Lyons also has a permit application

Now in Dave's

office.

MM

Thank you

63-12122

Reed Lyons
6410 S. E 11th

Caldwell, Ida

(208) 459-6752

DEC 14 1994

Capper's office visit 8/16/94

Supporting info @
irrig. before 1987
(2 pgs.)



RAT & PAUL Electric and Plumbing Supply

WHY PAY MORE
5730 FRANKLIN ROAD
PHONE 342-6576
BOISE, IDAHO 83705

824 CALDWELL BLVD.
PHONE 466-7807
NAMPA, IDAHO 83651

130 EASTLAND DRIVE SO.
PHONE 733-7304
TWIN FALLS, IDAHO 83301

NO. IN 49876

DATE

3/20/84

SOLD TO

MELVIN LYONS

RT 5 BOX 187-A

CALDWELL ID 83605

SHIP TO

SAME

QTY	DESCRIPTION	EA	AMOUNT
1	1000 CAP TANK	527	20
2	1/4" MALE ADAPT	7	64
1	1/4" FEMALE	3	41
4	1/4" AD BUSH	1	52
5	1/4" DR TEE	2	21
6	SILICONE JEL	2	29
7	2 MALE	111	111
8	2 1/2" BUSH	81	162
9	2 LOCK NUT	60	60
10	2 ORING	70	160
11	SE 30 300, 1/4"	697	201450
12	12-4 MILLING	52	4680
13	2 PING WIRE	20	450
14	10-40 ALUMINUM	680	1360
15	2 MALE PLASTIC ADAPT	66	532
16	2 PLASTIC ADAPT	67	630
17	2 GUN COP	218	218
18	SILICE LIT	1	00
19	SS. CLIPS	55	236
SUB TOTAL			1415.37
TAX			0.00
TOTAL			1415.37

SIGNATURE

X *Melvin Lyons*

I hereby certify that the property which I have here purchased will be used for one or the following purposes.

- ☒ Directly and primarily in the process of producing tangible personal property by mining, manufacturing, processing, or for farming.
- ☐ To repair the equipment or machinery described above which is being directly and primarily used in the process of producing tangible personal property and would be exempt from application of sales tax were it being purchased.

Melvin Lyons

ALL claims and returned goods MUST be accompanied by this bill.

CUSTOMER COPY

3/24/84

SD-62
INQUIRY

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 07/19/94
Time: 14:01:40

Water Right Number: A63-30051

FIRST PAGE

13. Remarks: IT IS ASSUMED THAT ALL CLAIMANTS OWN BOTH HOMES. IRRIGATION LIMITED TO A TOTAL OF 1/2 ACRE BY IDAHO CODE. CORR IN FILE. SEE NOS. A63-30051A & A63-30051B.

Domestic, Split claim

SD-62
MODIFY CLAIM

Idaho Department of Water Resources
Adjudication Remarks Screen

Date: 07/19/94
Time: 14:03:10

Water Right Number: A63-30051A

FIRST PAGE

13. Remarks: THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-30051 FEE PAID UNDER RECEIPT NO. W012228. RDH 7-14-94.

CAPPER

Water Right Number: A63-30051A

Stage/Status: J/
Court Report Filing Date: 7/ /
Objection Filed Date: / /
Response Filed Date: / /
Claim Received Date: 4/19/1990
Field Inspection Date: / /
Civil Case Number: 39576
Water District Number:

Receipt Number: X777777
State/Federal Indicator: S
Old Judicial District:
Old Case Number:
POU Ownership Flag: Y
Field Inspection Flag:
Notice of Error Flag:
Temporary Right Flag: T
Total Acres: *

MODIFY CLAIM

Adjudication Remarks Screen

Time: 14:00:48

Water Right Number: A63-30051B

FIRST PAGE

13. Remarks: THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-30051 FEE PAID UNDER RECEIPT NO. W012228. RDH 7-14-94.

LYONS

Water Right Number: A63-30051B

Stage/Status: J/
Court Report Filing Date: 7/ /
Objection Filed Date: / /
Response Filed Date: / /
Claim Received Date: 4/19/1990
Field Inspection Date: / /
Civil Case Number: 39576
Water District Number:

Receipt Number: X777777
State/Federal Indicator: S
Old Judicial District:
Old Case Number:
POU Ownership Flag: Y
Field Inspection Flag:
Notice of Error Flag:
Temporary Right Flag: T
Total Acres: *

(GOLD2=Update)

(Enter=Exit)
(GOLD8=Cancel)

** in last temp - claims appear to be
not finalized yet*

*SAME well as G3. . . new
Appt for Capper, 2 acres*

*SL
7/19/94*



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

July 19, 1994

Dan Capper
6400 SE 11th
Caldwell, ID 83605

RE: Application for Permit

Dear Mr. Capper:

Your application for permit to establish a water right from an existing well to irrigate two acres was recently received. From your information it appears that the well is also used for domestic use for two homes per adjudication claim nos. A63-30051A (yours) and A63-30051B (Lyons). Domestic use includes up to one-half acre of irrigation; anything beyond that level must be protected by a valid irrigation water right.

The Director of this agency established a moratorium on approving such applications in May, 1992, due to drought conditions. Although the application has a date of priority (seniority), it cannot be processed for approval unless verification of use prior to November, 1987, can be submitted.

If the well has been used to irrigate your two acres (beyond the one-half acre covered by domestic use in your adjudication claim) from at least November, 1987, and if you can supply some evidence of this use, the application can be processed. Without such supporting information, the application must be held pending withdrawal of the moratorium. Delays related to department decisions such as this do not impact your date of priority of the proposed water right.

Verification can include photographs, power records, affidavits from third parties or other items showing that the well was used to irrigate the land by late 1987. Also, by what arrangement do you have access to the well on land owned by the Lyons as indicated in your application (easement, etc.?)?

Please contact me at your convenience if you have any questions. A response within thirty (30) days would be appreciated.

Sincerely,

Steve Lester
Water Rights Supervisor

DEC 14 1994

63-12134

CAPPER, DAN
6400 SE 11TH
CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: SWSE Sec 30 T 06N R 03W in PAYETTE County.

Use: IRRIGATION (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 7/11/1994

In: PAYETTE County
T06N R03W S30 SWSE

2.0 ACRES TOTAL

Applicant seeks exemption from Snake River moratorium for use
existing prior to November, 1987.