

PER County
Subd. maps

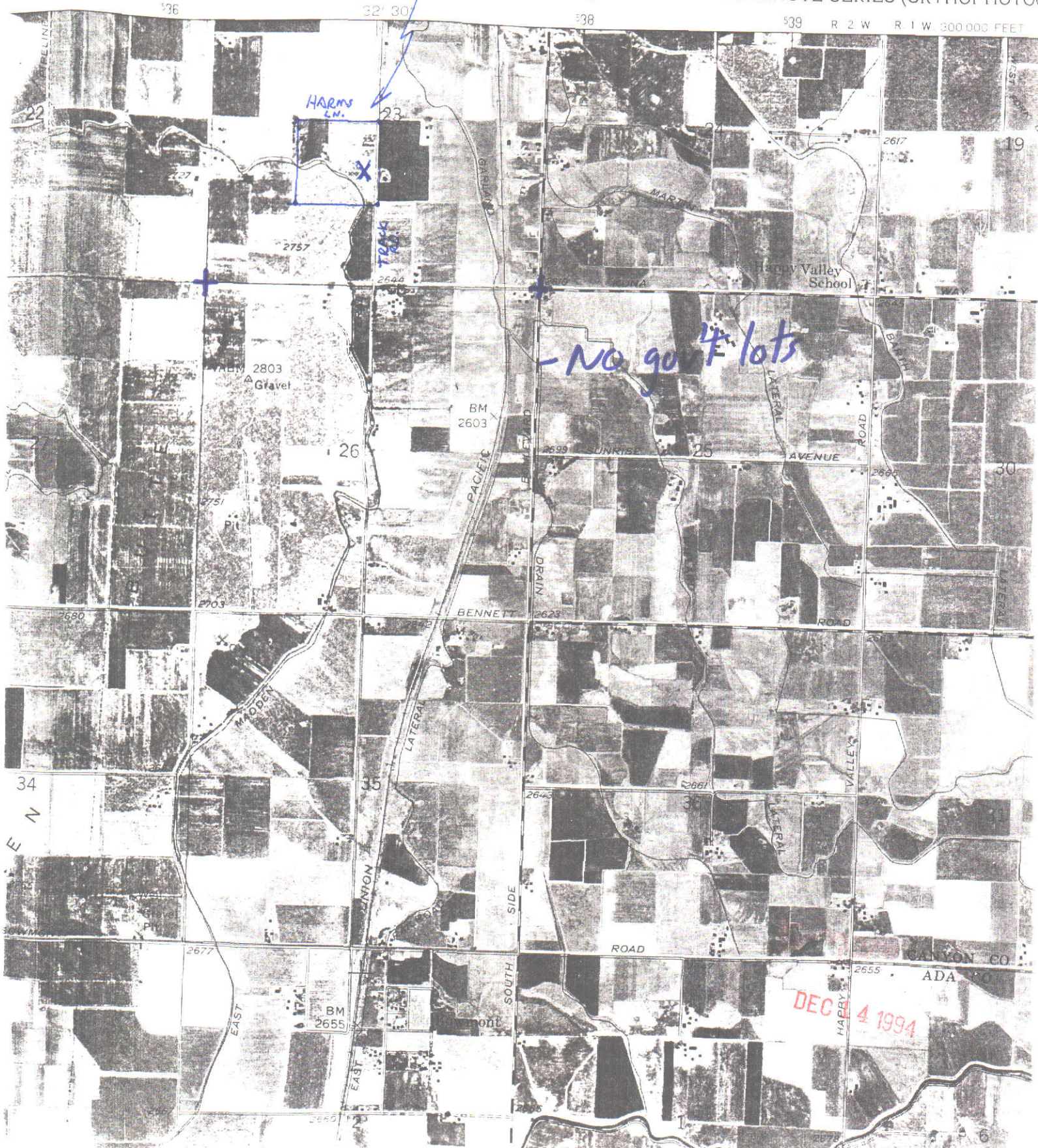
R2W RIW

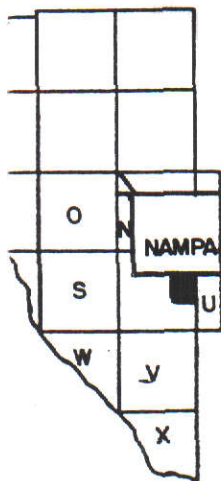
T2N S.23
R2W NESW

-JL
6/15/94

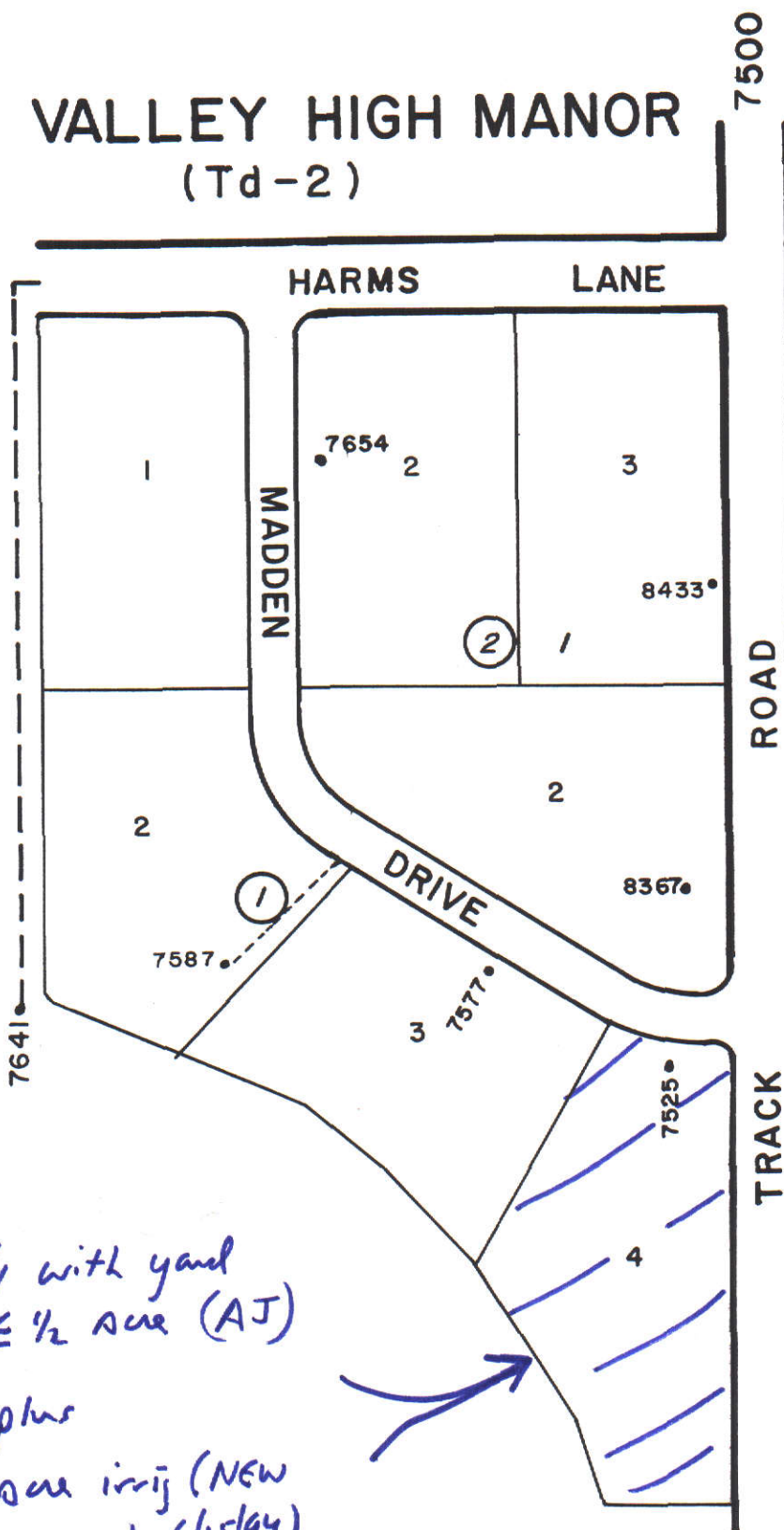
MELBA QUADRANGLE
IDAHO

7.5-MINUTE SERIES (ORTHOPHOTO)
R 2 W R 1 W 300 000 FEET





VALLEY HIGH MANOR (Td-2)

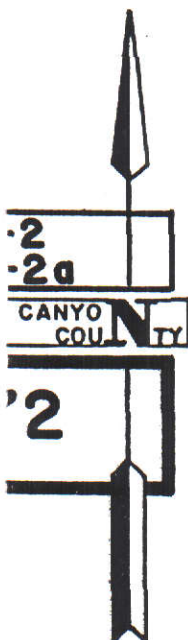


8500

MORNI

SEE PAGE 170)

(SEE I



O/I with yard
≤ 1/2 acre (AJ)

plus
1 acre irrig (NEW
WR Appl. 6/15/94)

No #'s yet

-SL 6/15/94 14 1994

SECTIONS 23 T.2N., R.2W.

moody
7525 MADDEN



- 82
8/5/94

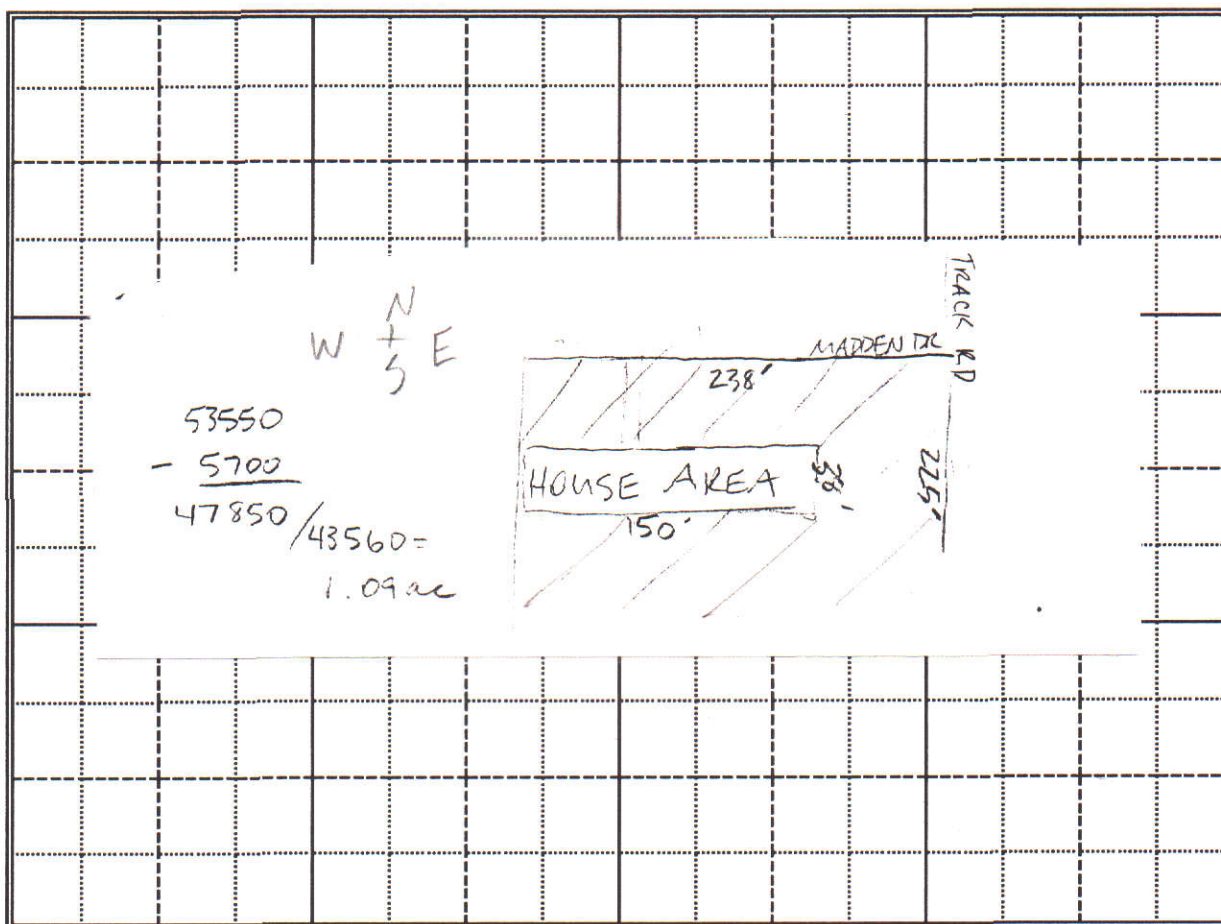
Applicant's site
appears irrigated

DEC 14 1994

T2N R2W
5.23

NAPP X56SE
8/2/87

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
		3	Submersible		

*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:

Theoretical

MICROFILMED

DEC 10 1997

R

Southside

Track

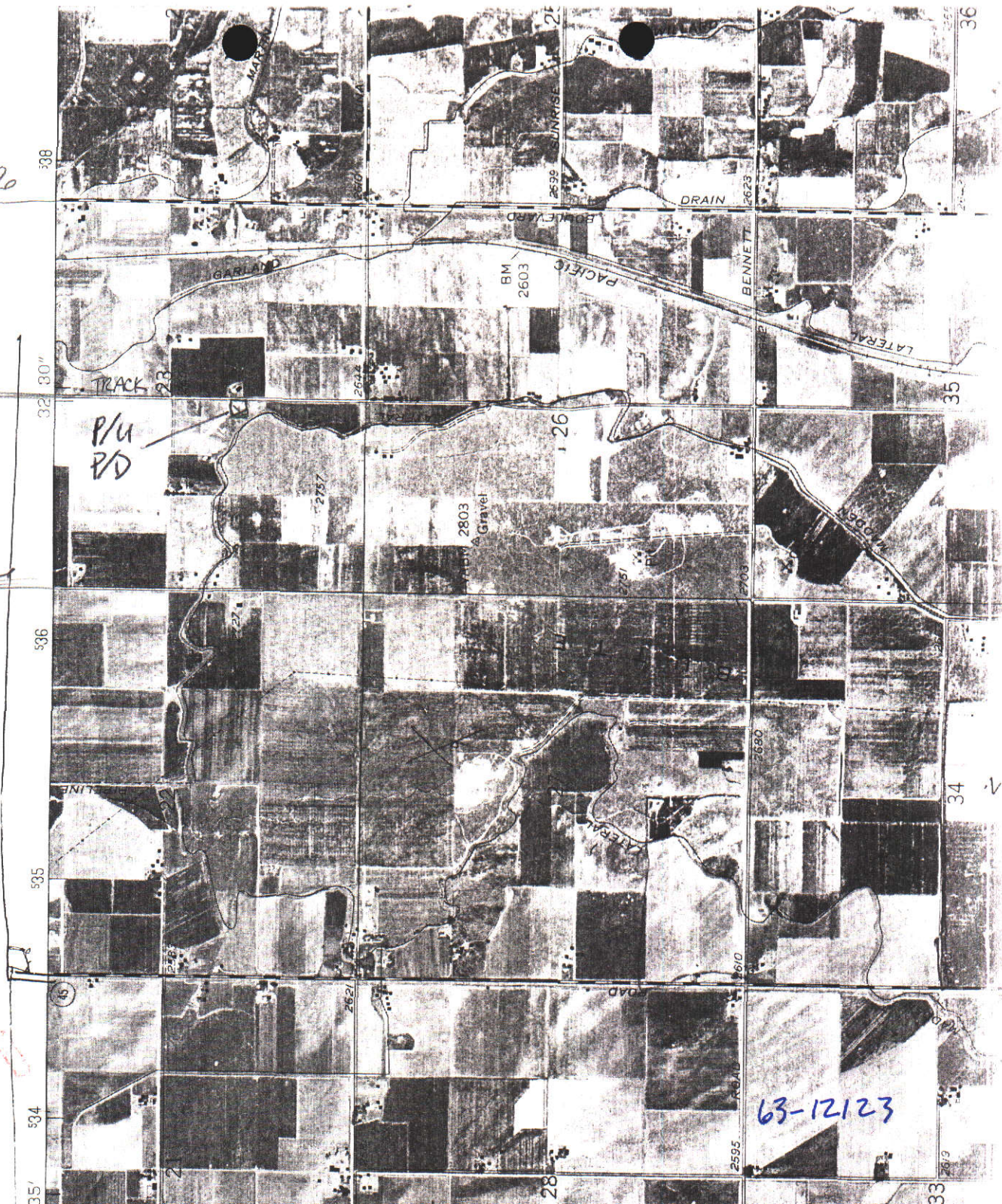
.7 mi from
Deer Flat

Power line

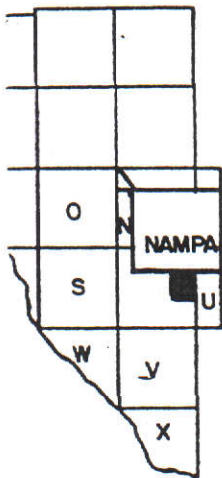
T2N
R2W
Sec 23
NESW

E
N+S
W

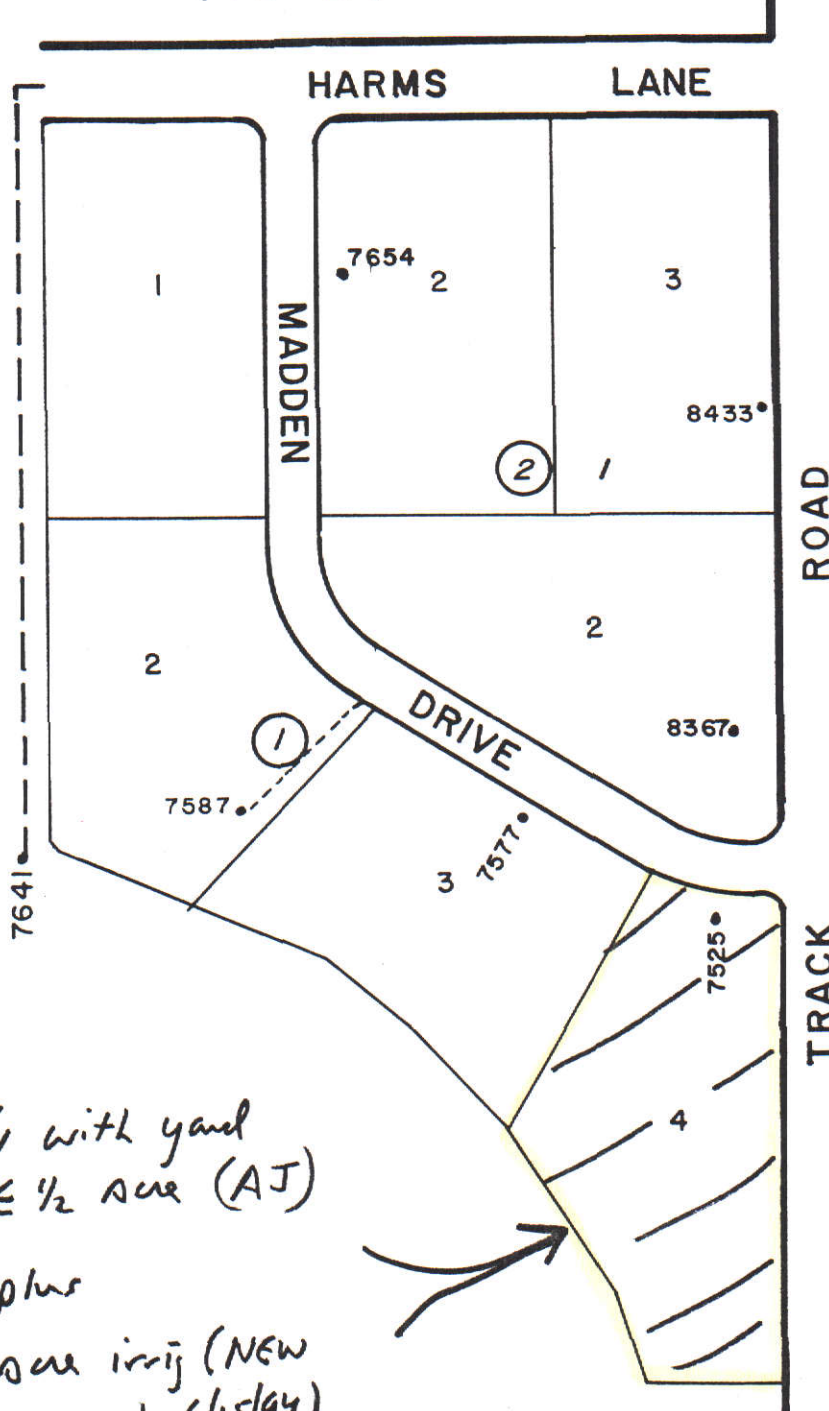
MICROFILMED
DEC 10 1957



63-12123



VALLEY HIGH MANOR (Td-2)

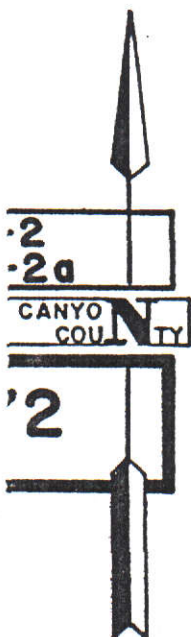


8500

MORNI

SEE PAGE 170)

(SEE



D/I with yard
≤ 1/2 acre (AJ)

plus
1 acre irrig (NEW
WR Appl. 6/15/94)

No #'s yet

-R 6/15/94

SECTIONS 23 T.2N., R.2W.

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DEC 10 1997

Moody
7525 MADDEN

63-12123



- P/D



P/h-

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12123

Priority: August 5, 1994

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

4.5 AF

This is to certify, that STEVEN G MOODY
7525 MADDEN DR
NAMPA ID 83686

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 15, 1994; and has submitted Proof of Beneficial Use on February 15, 1995. An examination indicates that the works have a diversion capacity of 0.070 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	0.03 CFS	4.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 23, Township 02N, Range 02W
CANYON 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>
02N	02W	23	NESW	1		1

Total number of acres irrigated: 1

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 which 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. Place of use is located within Lot 4, Blk. 1, Valley High Manor.

APPROVED

DEC 10 1994

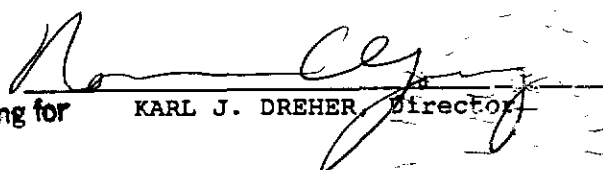
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-12123

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 17th
day of NOVEMBER, 1997.

Acting for


KARL J. DREHER, Director

RECEIVED

FEB 15 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. 63-12123 Telephone No. 208-466-6864
2. Name(s) of Permit Holder(s): Steven G. Moody
3. Mailing Address: 7525 madden Dr. Nampa, Id. 83686
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. 80
 - a. Well Driller: Skinner Drilling Permit Number: _____ - _____ - _____ - _____
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 1 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .03 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 <u>X</u>
	Has the measuring device been installed?	Yes _____	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>X</u>
	Has the measurement port been installed?	Yes _____	or	No <u>X</u>
8. Fee Enclosed: \$ 0 (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: Same as above Telephone Number: _____
Address: _____
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:

Steven G. Moody
(include your title, if on behalf of company of organization)

Date:

2-15-95

MAR 29 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12123

Proposed Priority: August 5, 1994

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **STEVEN G MOODY**
7525 MADDEN DR
NAMPA ID 83686

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	0.03 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 23, Township 02N, Range 02W
CANYON 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>
02N	02W	23	NESW	1		1

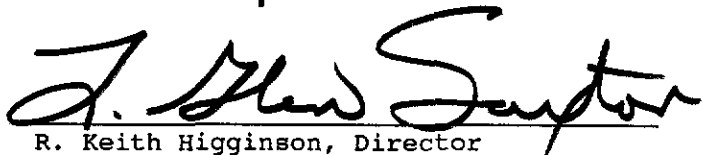
Total number of acres irrigated: 1

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 0.03 cubic feet per second for each acre of land.
4. Place of use is located within Lot 4, Blk. 1, Valley High Manor. 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

22nd day of November, 1994


R. Keith Higginson, Director

for

Ident. No. 63-12123

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 23 1994

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources

*

1. Name: STEPHEN G MOODY
Address: 7525 MADDEN DR
NAMPA ID 83686

208-466-6864

2. Source: GROUNDWATER Trib. to:
3. Location of Point of Diversion: NESW Sec. 23, Township 02N, Range 02W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.030		

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

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
EXISTING WELL PER SRBA CLAIM, PUMP & PIPELINE
- 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.
- Proposed well diameter is 6 inches; proposed depth of well is 360
feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- If well is already drilled, when? 09/01/1980
Drilling Firm
Well was drilled for APPLICANT

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
02N 02W 23	NESW 1			1

Total number of acres irrigated: 1

* Databs. corrected 8/5/94 per original Appl.
-72

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:

Property also known as Lot 4, Block 1, Valley High Manor.
~~Application being held pending withdrawal of drought moratorium.~~

*done
update
8/5/94
-SL*

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 ? Date 6/15/94 Time — Preliminary check by SL

* Fee \$ 30 Receipted by SL # W017878 Date 8-5-94 (D.O.R.)

Publication prepared by ST Date 8-10-94 Published in Pres-Trib.

Publication approved ST Date 9-6-94

* NO fee paid with application.
Receipt C016366 was for \$75 for D/I
claim (no # yet) for same well.

NOTE: \$30 fee for filing made prior to 7/1/94; fee
rec'd 8/5/94 - this is ok. -SL

See 'Comments'

DEC 14 1994

Comments: Date: 7/11/1994 User-ID: SLESTER

Subject:
EXISTING SYSTEM

Applicant included information that indicates well used for 1 ac. since about late 1980. Also, applicant filed SRBA claim (no # at this time) for same well & home with 1/2 acre yard; this new appl is for add'tl. acre.

Applicant is requested to provide documentation to show irrig. developed prior to 11/87 to avoid moratorium delay. Will delete standard M. remark if good info received.

SD-0420-2
ADD COMMENT

Idaho Department of Water Resources
Modify Comment

Date: 08/05/94
Time: 12:20:33

Water Right Number: 63-12123

Comment Date: 8/ 5/1994 User ID: SLESTER

Subject: MORATORIUM

Applicant submitted brief statement signed by 2 relatives and 2 other neighbors that use from well for 1 acre started before Nov. 1987. NAPP photo dated 8-2-87 shows applicant's site irrigated, but this could be due to surface water use. Appears that have enough information, admittedly not overwhelmingly convincing but satisfactory, to process as existing use exempted from drought moratorium. Unnumbered D/1 SRBA claim also supports this. \$30 fee paid 8-5-94 for application submitted 6-15-94 prior to fee increase. Allow old fee rate to apply to set d.o.p on 8-5. No add'tl. fee needed.

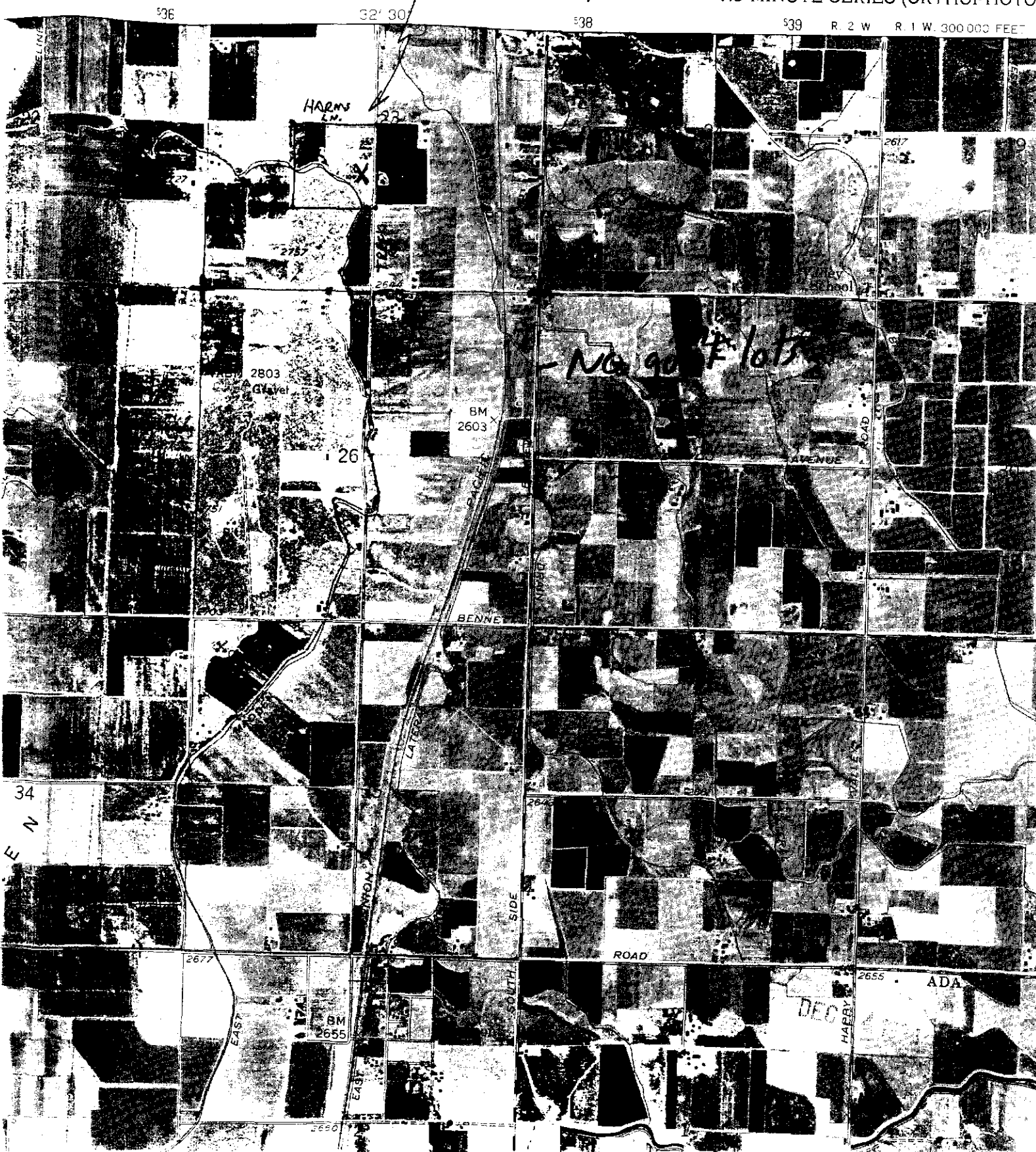
(ENTER=Add) (Gold4=Prev) (Gold5=Next) (Gold7=Return to Comment Selection)

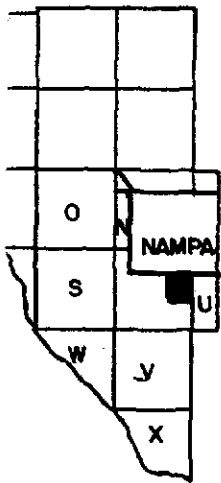
08-14-1994

R2W RIW

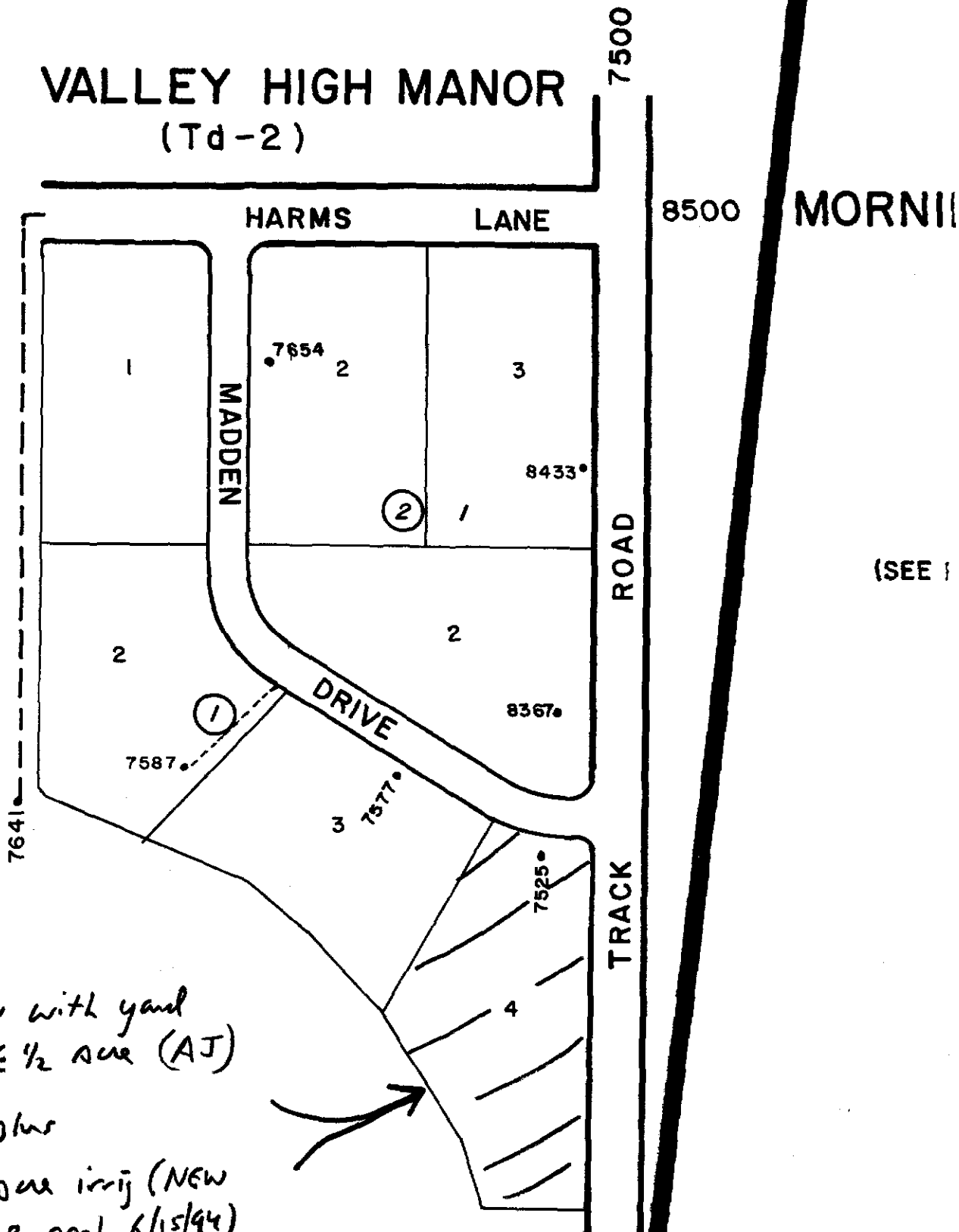
- 82
6/15/94

7.5-MINUTE SERIES (ORTHOPHOTO)



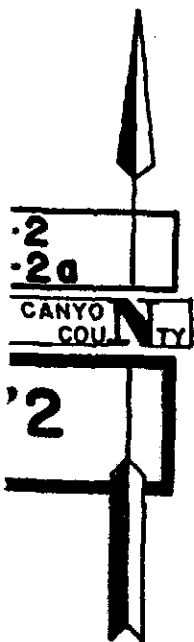


VALLEY HIGH MANOR (Td-2)



EE PAGE 170)

(SEE 1



0/1 with yard
≤ 1/2 acre (AJ)

plus
1 acre irrig (NEW
WR Appl. 6/15/94)

No #'s yet

- SL 6/15/94 14 1994

SECTIONS 23 T.2N., R.2W.

Moody
7525 MADDEN



- 92
8/5/94

Applicant's site
appears irrigated

T2N R2W
5.23

NAPP X565E
8/2/87

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JUN 15 1994

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 63-12123

To appropriate the public waters of the State of Idaho

1. Name of applicant Steven G. Moody Phone 208-466-6864
Post office address 1525 MADDEN DR Nampa ID. 83686

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

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 23 Township 2N Range 2W B.M. CANYON County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .03 for Irrigation 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .03 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well 360' 6" CASE

3" Pump Static water 100' Sept 1 1980 Approx output
300gpm

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 6" inches; proposed depth of well is 360' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

* Existing system per 6a is applicant's letter rec'd
with application.
-JL 6/15/94

DEC 14 1994

ORIGINAL

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JUN 15 1994

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 63-12123

To appropriate the public waters of the State of Idaho

1. Name of applicant STEVEN G. MOODY Phone 208-466-6864
Post office address 1525 MADDEN DR Nampa ID. 83686

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

3. Location of point of diversion is NE 1/4 of SW 1/4 of _____ Govt. Lot _____
Sec. 23 Township 2N Range 2W B.M. CANYON County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .03 for IRRIGATION 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .03 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well 360' 6" CASE

3" Pump Static water 100' Sept 1 1980 Approx output
300 gpm

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 6" inches; proposed depth of well is 360' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

* Existing system per 6a is applicant's letter received
with application.
-JL 6/15/94

DEC 14 1994

ORIGINAL

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. ~~Domestic household~~ 1/2 acre irrigation
- 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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
~~2N~~	~~2W~~	~~23~~																	
2N	2W	23																	1

Total number of acres to be irrigated 1

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

- Who owns the property at the point of diversion? SELF Steve Moody
- Who owns the land to be irrigated or place of use? SELF
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. ^{COMMENTS} ~~Remarks:~~ At the time that the well was put in the Builder nor the well driller told me that I had to file for permit to irrigate over 1/2 ac. I WAS NOT AWARE OF this the irrigation began ON Sept 1 1980 I wish to claim water for 1/2 acre more than 1/2 for Domestic use. I wish to irrigate my fruit trees & grapes garden. Thank you!

REMA → Property also known as Lo, Block 1, Valley High Manor.

Permitted
9/6/80

No Fee Rec'd with Appl.; Priority date =

Received by ? Date 6-15-94 Time — Preliminary check by RZ
Fee \$ 30 Receipted by _____ # _____ Date _____
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:

RECEIVED
DEC 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 18, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STEVEN G MOODY
7525 MADDEN DR
NAMPA ID 83686

RE: WATER RIGHT NO. 63-12123

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.

MICROFILMED

DEC 18 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

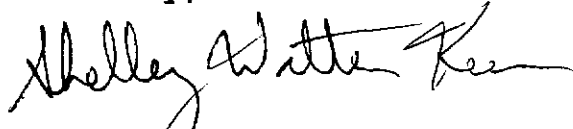
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 18th 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. 63-12123

STEVEN G MOODY
7525 MADDEN DR
NAMPA ID 83686


Kari Lynn Townsend
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-12123

DATE 11/14/97

REVIEWER: SHARLA

NAME Change OK

Address Change No

SOURCE Change OK

Is change/clarification of originally intended source? Yes

POINT OF DIV Change OK

If not, prepare Notice of Intent to Void Yes

PLACE OF USE Change OK

Amendment required No

Amendment required No

Does map agree with written description? Yes No

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .03 cfs

Fee limit .04 cfs NO Fee

Measured 07 cfs

Theoretical 07 cfs

Recommended Total Div Rate .03 cfs

ANNUAL VOLUME/ NATURE OF USES

Use	cfs	Volume Calc
<u>Drill</u>	<u>.03</u>	<u>1x4.5</u> af
		af
		af
		af
SUBTOTAL	<u>.03</u>	<u>4.5</u> af

Flow rate .03 cfs X 246 days X 1.98 = 14.6 af

Total volume recommended 4.5 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

Plu lot 4, Blk 1, Valley High Manor

CONDITIONS Watermaster Control WD#

GW Measurement/Measuring Device

Overlap

Use-specific conditions

Advancement of Priority Date Required Yes No

SRBA Claim Filed N/A

Adjustment Memo N/A

1st Amend Letter N/A

2nd Amend Letter N/A

JUL 22 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-12123

1. Owner: Steven G Moody Phone No. 466-6864

Current Address: 7525 Madden DR Nampa 83686

2. Accompanied by: _____ EXAM DATE: 10/16/95

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-02388

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

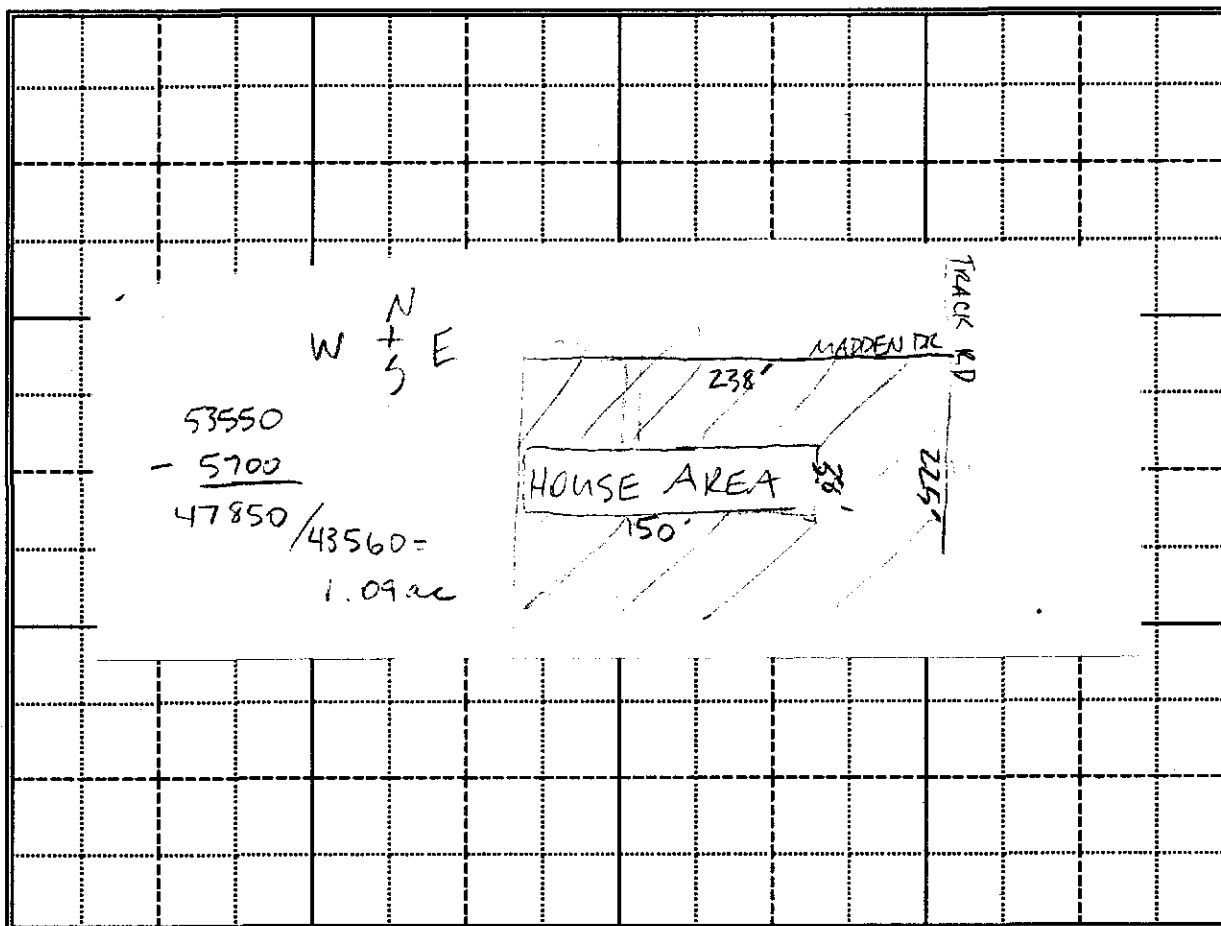
2. Place(s) of Use:

Indicate Method of Determination

[illegible]

DEC 10 1997

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
		3	Submersible		

*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: Theoretical

APPROVED

DEC 10 1987

E. NARRATIVE/REMARKS/COMMENTS

A 6" well with a 3HP submersible pump supplies water to ~1.1 acres lawn area via buried sprinkler system consisting of 1½" mainline with 1" laterals. ~1.1 acre was paced off during the exam. 1 acre is limited by this permit and recommended for licensing. The internal domestic use and small additional acreage (~.1 ac) is covered by SRBA claim A63-30097.

No other water use are used

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

APPROVED
DEC 10 1977

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

$$\frac{.7 \times 8.8 \times 3}{100 + 50 \times 2.31} = .09 \text{ cfs}$$

per owner: pump set @ 110'
system runs @ 50 PSI
estimate ~ 30 BPM = .07 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 4.5 = 4.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 246 \times 1.9835 = 14.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4.5$$

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	.03	4.5
Totals:			.03	4.5

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 Loi Gnanu Date 6/18/96

Reviewer _____ Date _____

SEAL

RECORDED

DEC 10 1997

Southside

Track

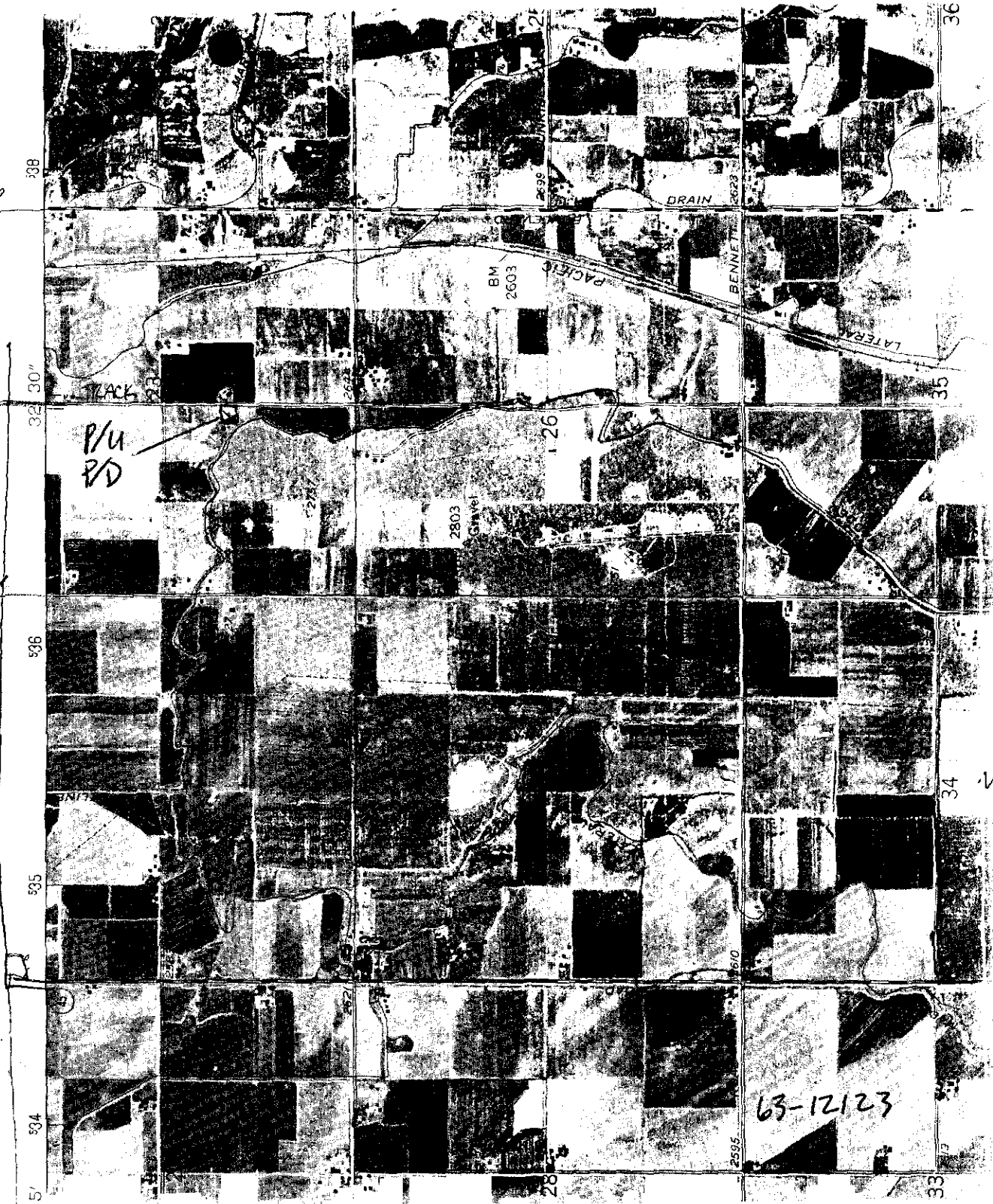
7 mi from
Deer Flat

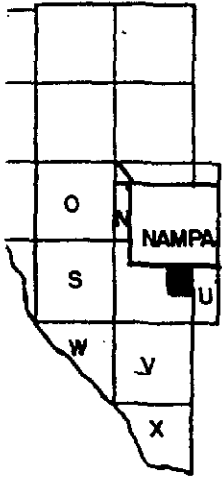
Power line

TZN
RZW
Sec 23
NESW

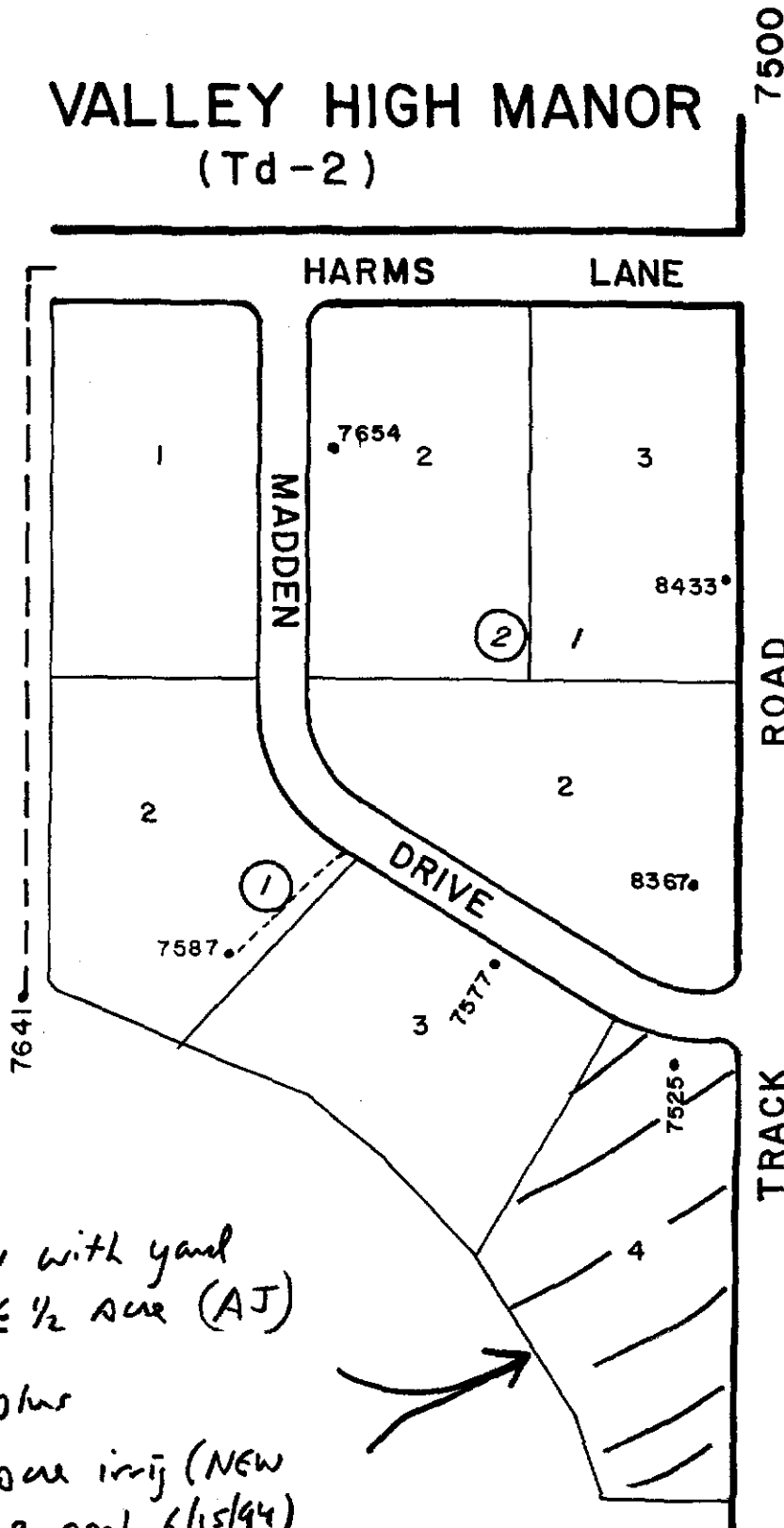
E
N+S
W

63-12123



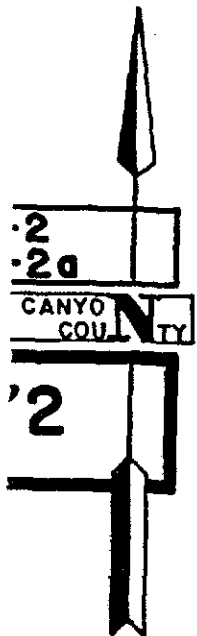


VALLEY HIGH MANOR (Td-2)



(SEE PAGE 170)

(SEE



D/I with yard
≤ 1/2 acre (AJ)

plus
1 acre irrig (NEW
WR Appl. 6/15/94)

No #'s yet

-R 6/15/94

SECTIONS 23 T.2N., R.2W.

MOODY
7525 MADDEN

63-12123

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: OTHER APPLICABLE NO: 63-12123
2. OWNER: Steve Moody Phone: 466-6864
Address: Nampa
3. WELL LOCATION: Twp 2N, Rge. 2W, Sec. 23, N 1/4 SW 1/
County Canyon (Provide sketch map and photo on reverse.)
4. DRILLER: Skinner Lic. No.
When Drilled? 6/3/81
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 329 ft. Method Drilled 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 97 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 50 (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:

DEC 10 1997

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:

Ly

Signature of Dept. Representative & Title

10/16/95

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

FILED
OCT 10 1997

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources, within 30 days after the completion or abandonment of the well.

1. WELL OWNER

(Stone Moody house)

Name Randy Crew Const.Address 3409 N. 36 Boise Blvd.

Owner's Permit No. _____

7. WATER LEVEL

Static water level 97 feet below land surface.Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature _____ °F. Quality _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement☐ Abandoned (describe method of abandoning) _____

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>250</u> inches	<u>6"</u> inches	<u>1</u> feet	<u>329'</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Wall screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☐ Cement grout☒ Puddling clay ☐ Well cuttingsSealing procedure used: ☐ Slurry pit ☐ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld _____

☐ Cemented between strataDescribe access port sanitary well seal hole

8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>300</u> -	<u>340 ft.</u>	<u>2</u>
<u>100</u> -	<u>140 ft.</u>	<u>2</u>

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
8"	0	1	top soil		X
8"	1	4	brown clay		X
8"	4	18	cemented gravel		X
8"	18	21	"		X
8"	21	65	sandy brown clay		X
6"	65	90	brown sand		X
6"	90	120	sandy brown clay	X	
6"	120	125	sticky brown clay		X
6"	125	263	leaving brown sand	X	
6"	263	323	blue clay		X
6"	323	340	leaving blue sand	X	
6"	340	345	sticky blue clay		X
6"	340	345	white & blue sand	X	

38 ft. of 5" perforated PVC pipe
 was installed from 345 ft. up.

600 perforations 1/2" x 3"

RECEIVED
 JUN 16 1981

Department of Water Resources
 Western Regional Office

10.

Work started 5-9-81 finished 6-3-81

11.

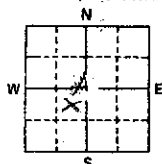
DRILLERS CERTIFICATION

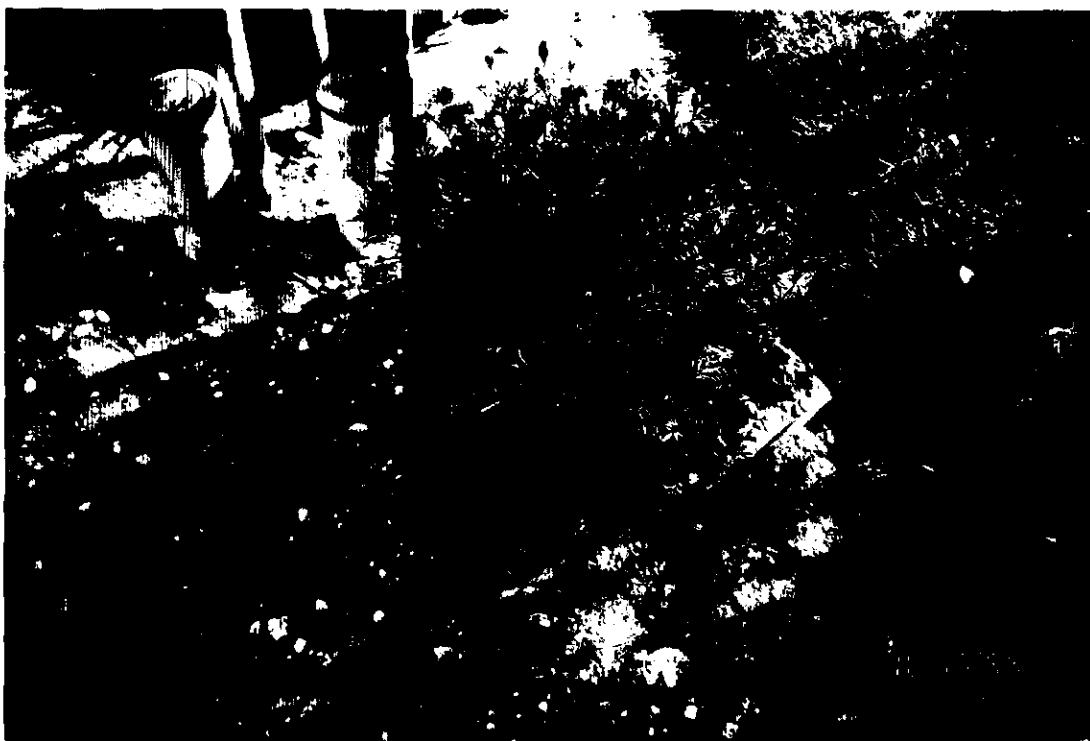
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Canaduck Drilling Firm No. 304Address P.O. Box 328, Idaho Date 6-5-81Signed by (Firm Official) Earl Skinner

LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name Valley HighMap No. MANCLot No. 4 Block No. 1



- P/D



P/H -

10 16 '86

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 63-12123 Reviewed by Quf Date 2-24-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

Jrr.
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 Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

no Required?

 Amount Submitted

 Correct?

MEASURING DEVICE

no Required?

 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<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

Proof Made 2-15-95

February 27, 1995

STEVEN G MOODY
7525 MADDEN DR
NAMPA ID 83686

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12123

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

RECEIVED
MAR 2 1995

MAR 29 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 22, 1994

STEVEN G MOODY
7525 MADDEN DR
NAMPA ID 83686-

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12123

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 black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

DEC 14 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 63-12123 Name: Moody Date: 10/14/94 Correct Fee? OK

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

SYSTEM COMPLETED: - - Pre 1987 development.

No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <FLO-CH> - T17 (new), 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 - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

Water District(~~dem~~) - WD No.

*Surface water - 005 (req) 01J-P08 <FLOW CHART>
(doesn't sink) or 01H-P01 <FLOW CHART>; No MD

Groundwater - P05 (new irrigation well)

In stream channel - 030 (stream channel alteration)

Irr Dist/Canal Co. - 023 (Twin Falls area)

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (-85° GW temp only)

Swan Falls Flag - B <SEE CONDITION CODE CHART>

Trust - 051-052-053-P74 (Consumptive Uses), NA

Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA

Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA

Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

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

Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09

Mining - 054 (req) & 06A/010/09E-P10

Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

Domestic (surface) - 021(Boise R + L Peak), 064(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU)

PROTESTED: - 020(Prehearing agreement)/W19(See Order)

OTHER CONDITIONS:

REMARKS:

DW06

BENEFICIAL USE DUE:

- 10-1-1995

COMMENTS:

- needs \$2500 additional fees. OK per Jim

From: DWR03::JJOHNSON 21-OCT-1994 11:16:20.68
To: DWR80::DTUTHILL, DWR80::SLESTER
CC:
Subj: Application Fee Question

Received 10/24/94
from Dave T.

We are in the process of reviewing application no. 63-12123 and have questions on the application fee and recommended priority date.

The application was received on 6/15/94, on 7/19/94 correspondence was sent to the applicant informing him that \$30 fee is required. On 8/5/94 the \$30 fee was received.

Without further explanation in the file it appears that the fee should be \$50 and the priority date should be 8/5/94, not the 6/15/94 as listed by Dave Tuthill on the staff review sheet.

You could help us by explaining why \$30 was requested and why the priority date should not date from the date the fee was received. I can see us using the 8/5/94 date for the priority date if we need to request an additional \$20. If additional fee is required I would like to return the application file back to you for follow-up.

We will hold further processing until we hear from you. Thanks.

See attached comments - as I recall, I proposed that old fee structure was applicable since rec'd appl @ 2 wks. & new fees started, which should have been enough time to contact applicant so could receive \$30 @ 7/11 - but this did not happen in time. My thought was that appl. should not have to pay add'l \$1. \$ due to ~~dept~~ dept. inability to notify promptly - this might have been 1 of these things delayed due to more pressing dept concerns, but I really don't recall all of the details.*

I still think it's fairer to apply \$30 instead of \$50 fee but am not wedded to the idea.

-JC

** ~ 1 month b/w date rec'd. & response sent to applicant*

SD-4120-2
INQUIRY

Idaho Department of Water Resources
Comment Inquiry

Date: 10/21/94
Time: 15:42:39

Water Right Number: 63-12123

Comment Date: 8/ 5/1994 User ID: SLESTER

Subject: MORATORIUM

Applicant submitted brief statement signed by 2 relatives and 2 other neighbors that use from well for 1 acre started before Nov. 1987. NAPP photo dated 8-2-87 shows applicant's site irrigated, but this could be due to surface water use. Appears that have enough information, admittedly not overwhelmingly convincing but satisfactory, to process as existing use exempted from drought moratorium. Unnumbered D/1 SRBA claim also supports this. \$30 fee paid 8-5-94 for application submitted 6-15-94 prior to fee increase. Allow old fee rate to apply to set d.o.p on 8-5. No add'tl. fee needed.

(ENTER=Continue/Exit)

(Gold4=Prev) (Gold5=Next)

EMAIL from Johnson to S Lester & Tuthill

10/21/94

We are in the process of reviewing application no. 63-12123 and have questions on the application fee and recommended priority date.

The application was received on 6/15/94, on 7/19/94 correspondence was sent to the applicant informing him that \$30 fee is required. On 8/5/94 the \$30 fee was received.

Without further explanation in the file it appears that the fee should be \$50 and the priority date should be 8/5/94, not the 6/15/94 as listed by Dave Tuthill on the staff review sheet.

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We will hold further processing until we hear from you. Thanks.

10/21/94

WR0749NP
No. P63-12123

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/03/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEVEN G MOODY 7525 MADDEN DR NAMPA ID 83686 (208) 466-6864	08/05/1994	IRRIGATION	03-15 11-15	0.03 CFS	
TOTAL DIVERSION:					0.03 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T02N R02W S23 NESW CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02N	02W	23	:																	:	1.0
TOTAL ACRES																				1.0	

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-12123

Other Water Rights Listing Overlapping Place(s) of use:
63-12123

Conditions of Approval:

- 057 - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed
- 0.03 cubic feet per second for each acre of land.

Remarks: Place of use is located within Lot 4, Blk. 1, Valley High Manor.
This permit does not authorize the development and irrigation
of new land not previously irrigated.

Dates:	App. Received:	06/15/1994	Priority Date:	08/05/1994
	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: 07/11/1994 User-ID: SLESTER Subject: EXISTING SYSTEM

Comments: Date: 07/11/1994 User-ID: SLESTER Subject: EXISTING SYSTEM
Applicant included information that indicates well used for 1 ac.
since about late 1980. Also, applicant filed SRBA claim (no # at
this time) for same well & home with 1/2 acre yard; this new appl
is for add'tl. acre.
Applicant is requested to provide documentation to show irrig.
developed prior to 11/87 to avoid moratorium delay. Will delete
standard M. remark if good info received.

Date: 08/05/1994 User-ID: SLESTER Subject: MORATORIUM EXEMPTION
Applicant submitted brief statement signed by 2 relatives and 2
other neighbors that use from well for 1 acre started before Nov.
1987. NAPP photo dated 8-2-87 shows applicant's site irrigated,
but this could be due to surface water use. Appears that have
enough information, admittedly not overwhelmingly convincing but
satisfactory, to process as existing use exempted from drought
moratorium. Unnumbered D/1 SRBA claim also supports this.
\$30 fee paid 8-5-94 for application submitted 6-15-94 prior to
fee increase. Allow old fee rate to apply to set d.o.p on 8-5. No
add'tl. fee needed.

Audit: 11/03/94 CZIMMERM

INITIAL REVIEW BY: RE DATE: 7/11/94 APPLICATION: 63-12123

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:
_____ P/D
_____ P/U

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:

* See 8-2-87 NAPP & INFO RCLVD FROM
Applicant 8/5/94 @ WSG L 11/1987.
Process as exempted from monitoring.

RECEIVED
SEP 23 1994

Department of Water Resources

PROCESSING

APPLICATION NO. 63-12123

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 9-6-94

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, OK

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

See below for additional information

Recommended Date or Priority 6/15/1994

Recommended by: AW

8/5/94 Fee rec'd on this date 9/20/94

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

Fee paid 8/5/94 = d.o.p. ; New increased fee

N/A since appl. received 6/15/94.

Overlap:

A63- (no # yet): Same well but for 0/1 (w/ 1/2 ac. yield).

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:

August 17, 24, 1994

STATE OF IDAHO)
)
 COUNTY OF CANYON)

On this 24th day of August 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.

Notary Public for Idaho
 Residing at Nampa

MY COMMISSION EXPIRES
 JUNE 21st, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-12123
 MOODY, STEVEN G
 7525 MADDEN DR
 NAMPA, ID 83686
 Source: GROUNDWATER
 Diversion Pt: NESW
 Use: IRRIGATION
 Total Diversion
 Date Filed: 8/ 5/1994
 In: CANYON County
 T02N R02W S23
 NESW
 1.0 ACRES TOTAL
 Sec 23 T 02N R 02W in CANYON County
 (.030 CFS)
 (.030 CFS)

Applicant seeks exemption from drought moratorium for use existing prior to November, 1987.
 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 6, 1994. The protestant must also send a copy of the protest to the applicant.
 R. KEITH HIGGINSON, Director
 August 17, 24, 1994

Sunday, July 31, 1994

RECEIVED

AUG 05 1994

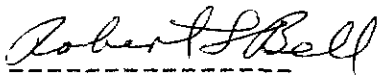
Application for Permit No. 63-12123

WATER RESOURCES
WESTERN REGION

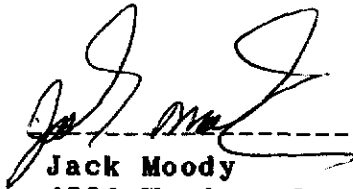
To whom it may concern:

In response to my application for 1 acre additional to domestic use for irrigation. I am submitting third party signatures. Showing use of water prior to Nov. 1987, beginning Sept. 15 1980. In addition I'm enclosing \$30.00 for the application fee.

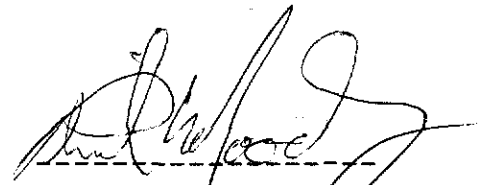
We the undersigned as neighbors of Mr. Moody Prior to Nov. 1987 attest that the 1 acre additional use began Sept 15 1980.



Robert Bell
7577 Madden Dr.
Nampa Id. 83686



Jack Moody
4520 W. foxy Ln.
Kuna Id. 83634

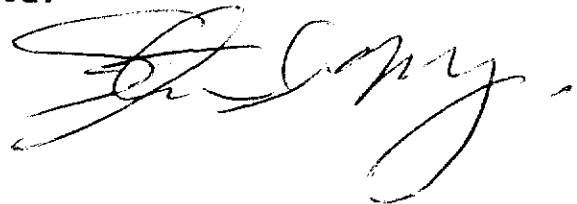


Phil Moody
1769 S. Swan Av.
Merdn Id. 83642



Gerald Guentz
8322 Track Rd.
Nampa Id. 83686

Thank You:



DEC 14 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

July 19, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Stephen G. Moody
7525 Madden Drive
Nampa, ID 83686

RE: Application for Permit No. 63-12123

Dear Mr. Moody:

Your application for permit to establish a water right from a well to irrigate one acre was recently received. From your information it appears that the one acre is in addition to domestic use, which includes a home and up to one-half acre of irrigation. The fee paid for the adjudication claim also filed by you to record domestic use is \$75 (\$25 plus \$50 late fee). The application for permit for an additional acre requires a separate \$30 fee to establish a date of priority (seniority) for the application.

The Director of this agency established a moratorium on approving such applications in May, 1992 due to drought conditions. Although the application will have a date of priority upon payment of the application fee, 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 an acre (beyond the one-half acre covered by domestic use in the 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.

If a response including payment of \$30 is not received within 30 days, I will assume that you want to withdraw the application for permit for one acre of irrigation. This would mean that no legal protection would exist for use of the well beyond the domestic use previously discussed. I can be reached at 334-2190 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester".

Steve Lester
Water Rights Supervisor

20141034

INTER-DEPARTMENT MEMO

TO: JAN STUARTESUBJECT: FEESFROM: STEVE LETTERDATE: 7-11-94

Attached is Revised claim for S. Moody for O/I use.
Per ML3 check, was notified of SRBA so late claim
is \$75, paid in 1990 (C016366).

Moody now filing new appl. for 1 add'l. acre so
will need fee for that. I will contact him re new
appl. & fee etc.

Am returning this revised claim to you.
New Appl = 63-12123.

RECEIVED

DEC 14 1994

☒ For your information☐ Response required

signature

* I have changed my adjudication form to just domestic use. I was unaware that in 1980 I had to file a permit to irrigate more than 1/2 ac. I ~~submitted~~ relied on my Builder & well driller to much to take care of the State & County permits as a first time home owner.

I have also included an application for permit for 1/2 ac. that I should have filed on in 1980. I understand that I may not get my right back to 1980. Hopefully I will receive one for 1994.

If there is any refusal from my adjudication form please apply to the filing of my water permit

Thank you

Steve Henry

* MGNM m13 - Applicant notified c TRBR 50
late filing for D/I use is \$75 paid 4/18/90 C016366.
They need \$30 Appl. fee for appl. rec'd 6/15/94
(prior to fee increase to \$50 on 7/1/94).

- 82



Diversion Pt: NESW Sec 23 T 02N R 02W in CANYON County.

Date Filed: 8/ 5/1994

1.0 ACRES TOTAL

the 1990s, the number of people in the world who are illiterate has increased from 1.2 billion to 1.5 billion. The number of illiterate people in the world is projected to reach 1.7 billion by the year 2015. The number of illiterate people in the world is projected to reach 1.7 billion by the year 2015.

DEC 14 1934