

MAR 14 1996

Sharon St. Theit
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

NOV 21 2000

Department of Water Resources

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

1. Permit No. 63-12113 Telephone No. 208-722-8012
2. Name of Permit Holder(s): RONALD & SHARON STUTHEIT
3. Mailing Address: 28900 HEXON RD
City PARMA State ID Zip 83660-6604
4. Source of Water: BOISE RIVER If GROUNDWATER (well), Date Drilled: mo. / yr.
- a. Well Driller: N/A Drilling Permit Number: - - -

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

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

Irrigation (No. of acres): 10.0 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.20 cfs OR acre feet

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

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

Measuring Device: Is a measuring device required?

Yes or No X

Has the measuring device been installed?

Yes or No X

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: RONALD OR SHARON STUTHEIT Telephone Number: 722-8012

Address: 28900 HEXON RD, PARMA, ID 83660

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

Signature of permit holder: Sharon M Stutheit Date: 11/18/2000
(include your title, if on behalf of company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 63-12113

Name(s) of Permit Holder: RONALD & SHARON STUTHEIT

Address: 28900 HEXON RD, City PARMA State ID Zip 83660-6604

Telephone No. 722-8012 Date Proof is Due: 3/1/2000

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

PLEASE SEE ATTACHED LETTER WHICH CONTAINS ALL
DETAIL OF THE WORK DONE TO DATE.
- BURNING & OTHER LABOR DONE BY US & OUR SMALL
TRACTOR -
JERRY SEXTON CONST. - SEPT 1998 - CAT Costing \$ 680
WORK

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

WE LET THE ENGINEERING (FLOODPLAIN) CONTRACT JAN 1998. IT WAS
COMPLETED SEPT. 1998. WE RECEIVED CANYON COUNTY BLDG PERMIT
SEPT 1998. BLDG PAD COMPLETED DEC 10 1998. ACTED AS OWN CONTRACTOR
& BUILT HOUSE ON PROPERTY MAY - DEC 1999. RCD CERT OF OCCUPANCY
12/22/99 & MOVED TO PROPERTY. WE DID NOT BEGIN THE IRRIGATION
Permit holder(s) request an extension to MAY 1ST, 2000 OR LONGER
IF POSSIBLE - BUT DO NOT REALISTICALLY THINK WE WILL
NEED IT THIS TIME.

(Signature)

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

APPROVED and the time within which to submit proof of beneficial use is extended to
March 1, 2001.

Signed this 14TH day of March, 2000

L. Glen Saxton
L. Glen Saxton, Chief
Water Allocation Bureau

MICROFILMED

MAR 20 2000

* SEE BELOW. THERE ARE SO MANY AGENCIES WITH THEIR FINGERS IN THE PIE, WE OWN WETLANDS, BUT CAN'T CHANGE THEM, LEVEE BANKS BREAK AND FLOOD US, BUT WE CAN'T FIX THE LEVEE DAMAGE TO STOP THE FLOODING. WE BUY LAND, THEN THE COUNTY SAYS WE CAN'T BUILD UNLESS WE GET FLOOD AGENCY OKAY AND HAVE VERY EXPENSIVE SITE ^{ENGINEERING} WORK DONE, AND MAYBE NOT TAW. THIS HAS BEEN A REAL FRUSTRATING JOURNEY. HOPEFULLY YOUR AGENCY WILL NOT MANGLE US, TOO.

FROM FRONT

WORK UNTIL WE HAD THE BUILDING PERMIT. THERE WAS NO GUARANTEE WE WOULD BE ABLE TO BUILD HERE UNTIL THAT PERMIT WAS IN HAND. HAD WE NOT BEEN ABLE TO BUILD & MOVE HERE, THERE WAS NO REASON TO CONTINUE WITH THE BACK FIELD WORK AS WE WOULD HAVE SOLD THE PROPERTY. YOU CANNOT REASONABLY FARM FROM 40 MILES AWAY. AND THE WHEELS OF GOVT & ENGINEERING & SUB CONTRACTORS WORK A LOT SLOWER THAN ANY OF US WOULD LIKE TO BELIEVE.

MICROFILMED
MAR 20 2005

* ALSO, EVERY YEAR SINCE WE HAVE OWNED THIS PROPERTY, WHEN THE BOISE RIVER GOES TO FLOOD STAGE, WE ARE FLOODED AT THE BACK FIELD. THIS IS DUE TO A LEVEE BANK THAT WASHED OUT AT THE NW END OF THE PROPERTY. WE DO NOT OWN THE LEVEE - I BELIEVE IT BELONGS TO THE CORPS OF ENGINEERS - OR SOME SUCH AGENCY - AND WE WERE PREVENTED FROM WORKING THE FIELD FOR TWO SPRINGS, ONCE BEGINNING FROM JAN. WHEN THEY LET THE WATER OUT FROM LUCKY PEAK EARLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 28 1998

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 63-12113

Name(s) of Permit Holder: RONALD & SHARON STUTHEIT

Mailing Address: 5800 GARY LN, BOISE, ID 83703-2411

Date Proof is Due: ON/BEFORE 3/1/98 Telephone No. 208-853-2438

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

PRELIMINARY CLEARING OF SOME OF THE BRUSH
& TREES HAS BEEN DONE, WITH SOME BURNING
DONE & SOME PILES TO BURN ESTABLISHED. WE
WILL COME OFF PRE-EXISTING PUMP, Costing \$ OUR
FOR NEW FIELD PIPING. LABOR

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

SEE ATTACHED.

Permit holder(s) request an extension to 3/1, 19 99

FEE: \$50.00

Sharon Stutheit
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to March 1, 2000.

MICROFILMED

FEB 13 1998

Signed this 6th day of February

19 98

J. Shaw Saylor
Chief, Water Allocation Bureau

RECEIVED

JAN 28 1998

Department of Water Resources

Ronald and Sharon Stutheit
5800 Gary Ln
Boise, ID 83703-2411

1/27/98 10:41 AM

State of Idaho, Department of Water Resources
1301 North Orchard Street, P.O. Box 83720
Boise, ID 83720-0098

Re: Permit No. 63-12113
Request for extension of time, Reason for request.

Gentlemen:

In the fall of 1995, Idaho Power contacted us about tree removal along the east border of our back field, which is the field governed under this permit number. The trees were interfering with the power line that runs parallel to our east fence line and services an irrigation pump to the north of our property. We gave them permission to do the tree and stump removal and they indicated they would start the project the following spring of 1996. In August 1996 we contacted them to see when they were going to start, and they said they meant to get to it, but didn't, and had only one crew, and they would get to it in the fall when the crew was back in this area. The tree trimming crew started on the work in the fall of 1996, as promised, but the fall weather turned too wet for them to finish, so they put it on the 1997 agenda. In the spring of 1997 they did most of the work, but because the Boise River was running at flood stage, they were unable to finish. In the fall of 1997 they finally finished the tree trimming work, but they left all of the dried portion of the trees for us to dig out of the ditch and burn, which evidently is what they always do, but was not communicated to us when we gave them permission to enter our property and work on the trees. Because the road that accesses the back field crosses a levee over our irrigation pond, there was no point in purchasing pipe to connect to our pre-existing pump and run it back to the field, when they were bringing in trucks and equipment and people to work in the very area where we are going to place the pipe for irrigating. Now that they are finally out of there for good, we will finish getting the field cleared and ready for planting by this fall.

Sharon Stutheit

MICROFILMED
FEB 13 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12113

Proposed Priority: April 25, 1994

Maximum Diversion Rate:

0.20 CFS

This is to certify, that RONALD STUTHEIT

SHARON STUTHEIT

5800 GARY LN

BOISE ID 83703-2411

has applied for a permit to appropriate water from:

BOISE RIVER

tributary of SNAKE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 8, Township 05N, Range 05W
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>
05N	05W	8	NWSW	10.0		10.0

Total number of acres irrigated: 10.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1998.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this right is subject to control by the watermaster of State Water District No. 63.
5. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this right.
6. The Director retains jurisdiction of this right and any license subsequently issued to require streamflow augmentation or other action determined to be appropriate to protect prior surface water or ground water rights. Such streamflow augmentation or other action will be required only upon a determination of need and applicability by the Director.
7. 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.
8. Point of diversion is located in slough known locally as Kallarney Slough.

MAR 14 1996

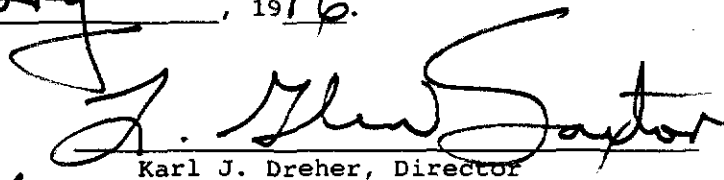
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-12113

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

29th day of February, 1996.



Karl J. Dreher, Director

for

[Faint, illegible stamp]

[Faint, illegible stamp]

RECEIVED

NOV 14 1995

Department of Water Resources

Ident. No. 63-12113

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: RONALD STUIHEIT 208-853-2438
Address: 5800 GARYLANE
BOISE ID 83703
AND/OR
Name: SHARON STUIHEIT 208-853-2438
Address: 5800 GARYLANE
BOISE ID 83703
2. Source: BOISE RIVER Trib. to: SNAKE RIVER
3. Location of Point of Diversion: NWSW Sec. 8, Township 05N, Range 05W
CANYON County
4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.200		
5. Total quantity to be appropriated is:
0.200 CFS (and/or) AF
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
SLOUGH TO PUMP AND GATED PIPE.
 - 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 inches; proposed depth of well is
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when?
Drilling Firm
Well was drilled for
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 2 year(s).

RECEIVED
NOV 14 1995

8. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
05N	05W	8	NWSW	10		10

Total number of acres irrigated: 10

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:

Point of Diversion is located in slough known locally as Kallarney Sough. Applicant is aware of current Moratorium in Basin 63, but i in the planning stage of developing this property previously partially irrigated under right #63-00276 and wishes to file the application.

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 \$ 30.00 Receipted by _____ #C030143 Date 4/25/1994

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

MAR 14 1996

WR0749NP
No. 63-12113

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/06/95
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RONALD STUTHEIT	04/25/1994	IRRIGATION	03-15 11-15	0.200 CFS	
C	SHARON STUTHEIT					
	5800 GARYLANE					
	BOISE ID 83703-2411					
	(208) 853-2438					
				TOTAL DIVERSION:	0.200 CFS	

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: APPLICATION

Point(s) of Diversion: T05N R05W S08

NWSW

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
05N	05W	8	:																	:	10.0
																				TOTAL ACRES	10.0

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-00276C

Other Water Rights Listing Overlapping Place(s) of use:
63-00276A 63-00276C

Remarks: Point of Diversion is located in slough known locally as
Kallarney Sough.

Dates: App. Received: 04/25/1994 Priority Date: 04/25/1994
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 05/16/1994 User-ID: CURTIS Subject: PREVIOUS IRRIGATION
Applicant is in the planning stage of developing this property
previously partially irrigated under Right 63-00276.

Date: 10/06/1995 User-ID: SLESTER Subject: ALLOWABLE IRRIGATION
This site is located in lower reaches of Boise River drainage &
therefore open to new rights related to the river system.
Application replaces some irrigation forfeited in recent transfer
of 63-00276. Application covers lost ground plus additional land.

Audit: 05/10/94 TAYLOR 05/16/94 CURTIS

NO REMARKS for
ADVERTISING

SL 10/6/95

MAR 14 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 63-12113

RECEIVED
APR 25 1994

To appropriate the public waters of the State of Idaho

1. Name of applicant Ronald & Sharon Stutheit Phone 853-2438
Post office address 5800 Gary Lane, Boise, ID 83703
2. Source of water supply Boise River which is a tributary of Snake River
3. Location of point of diversion is _____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot _____
Sec. 8 Township 05N Range 05W B.M. Canyon County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .20 for IRR 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) .20 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Slough to pump & gated pipe.
 - 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 NA inches; proposed depth of well is NA feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NA
 - e. If well is already drilled, when? NA; Drilling firm _____;
Well was drilled for (well owner) NA
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
2 yrs. 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	
05N	05W	8										10							10

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. None

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

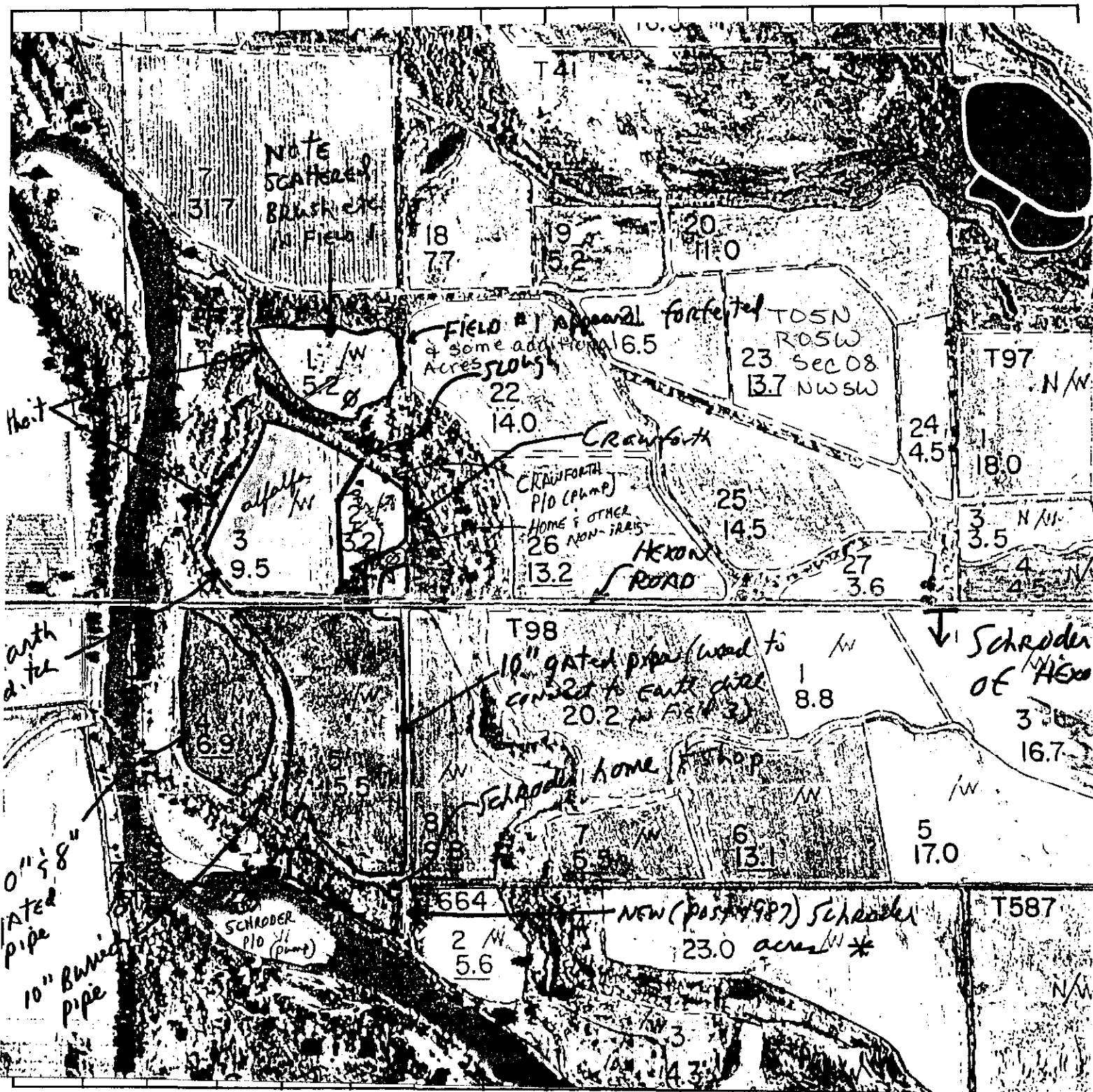
b. Who owns the land to be irrigated or place of use? Applicant

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

MAR 14 1996

12. Remarks: P/D located in slough known locally as Kallarney Slough. Applicant is aware of current Moratorium in Basin 63, but is in the planning stage of developing this property previously partially irrigated under Rt. No. 63-00276 and wishes to file the application.

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Sharon Stathait
(Applicant)

Received by CS Date 04-25-94 Time 1:23 PM Preliminary check by g

Fee \$ 30.00 Received by CS # 0030143 Date 04-25-94

Publication prepared by AT Date 10-10-95 Published in Press-Trib

Publication approved AT Date 11-8-95

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:

MAR 14 1996



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, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RONALD STUTHEIT
SHARON STUTHEIT
28900 HEXON RD
PARMA ID 83660-6604

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12113

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

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

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

Sincerely,

A handwritten signature in cursive script that reads 'Deborah J. Gibson'.

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 603-12113

Reviewed by D. Gibson Date 11/27/00

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit?

Irrigation

No Address same as permit? OK

Yes Proof timely received?

Correct Uses? Yes

If not, complete calculation below.

SOURCE OF WATER

Yes Surface water source

No Ground water source

/ Drilling permit required?

/ Copy in the file? Drilling Permit No. /

/ Amount paid for permit

/ Well log in the file?

/ Correct?

LICENSE EXAMINATION FEE

Yes Required?

\$50 Amount Submitted

Yes Correct?

MEASURING DEVICE

No Required? (Lockable device)

No Installed?

/ Waiver requested?

PRIORITY CALCULATION

Date proof received 11/21/00

Date proof due 3/1/01

No. of days late /

Priority Date /

New Priority Date /

DEFICIENCIES OR ACTION ITEMS

Acknowledge proof - verify lockable device for watermaster control.

DATA ENTRY

New Address No Yes

Proof Made 11/21/00

Idaho Department of Water Resources Receipt

Receipt ID C051211

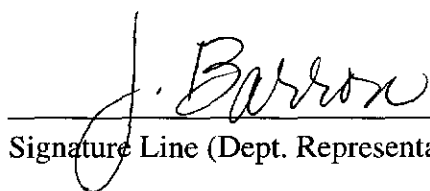
Payment Amount	\$50.00	Date Received	11/21/00 10:25:16 AM	Region	State	Status
Payment Type	Check	Check Number	1159			

Payer RONALD R. STUTHEIT

Comment permit # 63-12113

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	BENEFICIAL USE	0229	21	56104	1155


Signature Line (Dept. Representative)



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

March 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RONALD & SHARON STUTHEIT
28900 HEXON RD
PARMA ID 83660-6604

RE: PERMIT NO. 63-12113

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **March 1, 2001**. It is very important that you work diligently towards completion of your project since the department **may not** be able to grant future extension requests.

Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. I see by the change of address on the Extension of Time that you have moved to Parma, therefore, I have updated our database. However, please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact the department, if you have any questions regarding this matter.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

MAR 23 2000

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 63-12113 Reviewed by dle Date 3/14/00

BASIC INFORMATION

None Date stamp received Believe it was 3/1. Cert. Mail sent 2/29.
No Extension received timely
Yes Fee received and receipted (3/2/00)
Yes Name and signature same as permit
Yes Address Change

BASIS FOR EXTENSION REQUEST

Yes Has adequate work been completed to demonstrate due diligence?

No Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

Yes Is delay by a government agency? (Corp of Engineers & Idaho Power)
Is supporting documentation needed to complete the file? Yes Requested? _____

No Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Approve extension, Change proof due to 3/1/2001.
Due to delay by gov. agencies. Work near completion, extend for 1 year.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address 28900 Hexon Rd, Parma, Id. 83660-6604
Change Proof Due Date 3/1/2001
Change Priority Date No

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

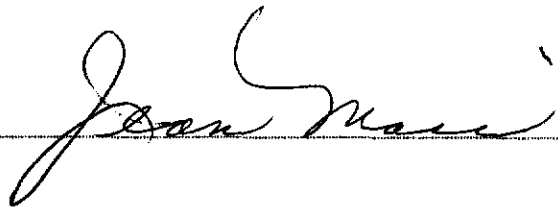
Receipt No: 0048284

Date: 3/ 2/2000
Time: 14:21:15

Received
From: STUTHEIT RONALD R OR SHAR

Type of Payment	Program A cct	Amount
EXTENSIONS, # 63-12113	56103 229 21 1155	50.00
CHECK 2526		
	Total	\$ 50.00

Region: STATE

Signature: 

MICROFILMED
MAR 20 2000

Ron and Sharon Stutheit
28900 Hexon Rd
Parma, Idaho 83660-6604
Phone 208-722-8012

2/29/00 10:05 AM

State of Idaho Department of Water Resources
1301 N Orchard St, P.O. Box 83720
Boise, ID 83720-0098

Re: Permit no. 63-12113

Gentlemen:

I am a little unsure of how to proceed. We are not complete in our water system development. We will be complete in about six weeks, if the weather allows (quits raining) and the Boise River does not terribly flood this spring. So I guess I am asking for an extension of time.

I spoke to Pam Skaggs on 2/17/00 and explained what was going on. I told her about our original delay due to the Idaho Power line crew holding us up for two years due to their scheduling problems. (They requested access to our backfield to cut trees impeding their lines. But their access route was directly over the levee road that will contain the irrigation line from our existing system to our new system.) Ms. Skaggs seemed to think that Idaho Power was a quasi-governmental agency whose conduct would fall under 42-204, Idaho code, and therefore not deprive us of a one-time delay for our own reasons. I have to leave this to your discretion, as I am not a lawyer, just a citizen.

Here is where we are with the project. The backfield is cleared of all trees. It has been thoroughly disked. It will be ready to plant in probably mid-April. We are intending to put this back field into pasture. I contacted Agri-lines here in Parma on 2/17/00. They will give us a bid on extending the water system by Thursday, March 2. The work should be

MICROFILMED

MAR 20 2000

completed fairly quickly according to Quinn, their spokesman. We will tie into our existing system with a lockable device on the diverter valve that will divert water from one field to the other.

The clearing of the backfield began in earnest in September of 1998 when we had a D-6 Cat tear out all the Russian Olives and pile them in burn piles. We burned in fall of 1998 as best we could, then returned and worked solid on the field in April, May and June, burning piles, digging roots, leveling as best we could, and readying the ground for working. We disked the field about 5 times during the summer and fall, and once again this spring, about 2 weeks ago when we caught a break in the weather, to rid the ground of as much of the hemlock, pepper weed, and other generally noxious plants that had occupied that field for many years. Not to mention some of the buried Russian Olive roots that try to re-sprout. The ground is ready for planting, except for some final leveling that we will do just before planting.

Quinn from Agri-lines believes their work can be done in less than 6 weeks, barring any major sub-contractor problems. We should be a go for planting about April 15.

Since all of this will fall within the 60-day lapse period, Ms. Skaggs thought this would be close enough to not put our water right application permit in jeopardy if we file for an extension by the due date. Therefore, I am sending this by certified mail to be sure we have done that.

Please contact me and let me know what needs to be done next in regards to this process. For our part, we are continuing to have the water system extended and put in place, and get the field planted by April 15.

Sincerely,

Sharon M Stutheit

Sharon M Stutheit

MICROFILMED

MAR 20 2000

December 31, 1999

RONALD STUTHEIT
SHARON STUTHEIT
5800 GARY LN
BOISE ID 837032411

PROOF DUE NOTICE

RE: PERMIT NO. 63-12113

Dear Permit Holder:

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

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

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

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

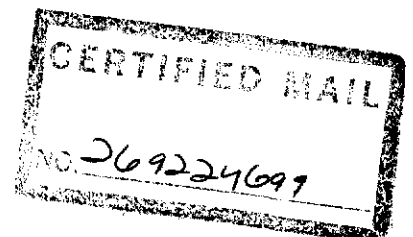
SINCERELY,

MICROFILMED

MAR 29 2000

JULIE L. YARBROUGH
Senior Secretary

Enclosures



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 63-12113 Reviewed by [Signature] Date 2-6-98

BASIC INFORMATION

1-28-98 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend attend to mar. 1, 2000, on
basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address ✓
Change Proof Due Date 3-1-2000
Change Priority Date ✓



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 6, 1998

Ronald and Sharon Stutheit
5800 Gary Ln
Boise ID 83703-2411

RE: Permit No. 63-12113

Dear Permit Holder:

I have enclosed a copy of the approved request for extension of time submitted August 29, 1996, in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **March 1, 2000**. Please note that the department granted the extension based on due diligence. It is important that you work diligently towards completion of this project since the department **will not** be able to grant additional extension requests based on due diligence.

Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact this office or any regional office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact me at (208)327-7953, if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

FEB 13 1998

December 31, 1997

RONALD STUTHEIT
SHARON STUTHEIT
5800 GARY LN
BOISE ID 837032411

PROOF DUE NOTICE

RE: PERMIT NO. 63-12113

Dear Permit Holder:

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

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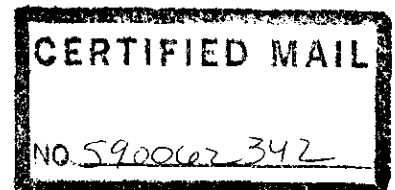
SINCERELY,

MICROFILMED

MAR 20 2000

JULIE L. YARBROUGH
Senior Secretary

Enclosures



valet



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 14, 1997

Ronald and Sharon Stutheit
5800 Gary Lane
Boise ID 83703

RE: Water Right Permit No. 63-12113

Dear Permit Holders:

I am in receipt of your letter dated October 9, 1997, concerning filing an extension request for the above referenced water right permit. The department will not accept an extension of time filing earlier than **60 days** prior to the proof due date. The proof due date of this water right is March 1, 1998. The department will mail you a Proof Due Notice 60 days prior to March 1, which will include an extension of time form.

I consulted with the department's Stream Channel Alteration Specialist, Erv Ballou, and he advised me that a stream channel alteration permit is not required for this diversion.

Your question regarding the lockable device condition should be directed to Lori Graves, at the department's Western Regional office. Her phone number is (208)334-2190.

If you have any additional questions, please contact me directly at (208)327-7953 and I will be happy to assist you.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

C: IDWR - Western Region

MICROFILMED

FEB 13 1998

RECEIVED

OCT 10 1997

Department of Water Resources

RONALD AND SHARON STUTHEIT

5800 Gary Ln, Boise, ID, 83703

9 October, 1997

Department of Water Resources
1301 N Orchard St, Statehouse Mail
Boise, ID 83720-9000

Re: Permit No. 63-12113

Gentlemen:

Please send a Request for Extension of Time form, in regards to this water permit. We have been encountering some difficulties with access (high water in spring /muddy road in fall) and Idaho Power tree trimming which is located adjacent to the area where the gated pipe will be positioned. The tree trimming project is in the second year and still not finished - evidently they have only one crew that works all over the state.

Also, I have the following questions about the conditions.

1. Since we will be using the same water pump station and lifting water from the same diversion point (a pond/slough located on our property), I assume a stream channel alteration permit will not be necessary. Please confirm this assumption.

2. Condition 5 states that a lockable device be installed on the new diverting works. Since we will be coming off the same water station by installing a switching valve and running new pipe to the back field, we are not quite sure what type of lockable device would satisfy this condition. Would you please define what will satisfy this condition given our situation, so we can get it installed as we do the rest of the piping? Ron is a retired welder/pipefitter, so he will be doing as much of the installation work as he can.

If you have any questions, please call us at 853-2438.

Thank you.

Sincerely,

Sharon Stutheit

Sharon Stutheit

MICROFILMED

FEB 13 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 29, 1996

RONALD STUTHEIT
SHARON STUTHEIT
5800 GARY LN
BOISE ID 83703-2411

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-12113

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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

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

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SK:rl
Enclosures

MAR 14 1996

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

No.: 63-12113 Name: Stutheit Date: 2/22/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: C030143 Priority: 4/25/94 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - **P16**
+1 year - 26A-**P17**
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dom~~) - 005 (req) WD # 63 <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev)-**P08**
=/- 0.2 cfs - 01H(lock dev)-**P01** or No MD
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - 021(Boise R † Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - **P52** (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - **B** <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-land owner - 004 (PD/PU)
OTHER CONDITIONS: _____
STANDARD REMARKS: Source is locally at Kallamney Slough
BENEFICIAL USE DUE: - 3-1-1998
COMMENTS: _____

MEMORANDUM

Date: December 29, 1995
From: Jim Johnson *g*
To: File
Subject: Conversation with applicant

=====

The applicant called asking for status of this application. After talking to the Director, my understanding is that some applications filed in Basin 63 that were affected by the moratorium will soon be approved. This application is for Boise River water and located downstream from the Star Bridge. It can be processed for approval but will have to wait until other approval applications with prior priority dates are approved.

RECORDED

MAR 14 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 12, 1995

LEE SISCO
6616 OVERLAND RD
BOISE ID 83709

Re: Application for Water Right No. 63-12113 in the Name of Ronald
&/or Sharon Stutheit

Dear Sir:

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

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

Sincerely,

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

DRT:st

Enclosure: Copy of Application

RECEIVED
OCT 14 1995

~~NO KATOKIUM HOLD~~

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: g DATE: 5/3/94 APPLICATION: 63-12113

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:
☒ P/D
☐ P/U

ADDITIONAL INFORMATION

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship 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:

Not previously advertised, etc to present now
- 82 10/6/95
Send comment letter per next pg.

PROCESSING

APPLICATION NO. 63-

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. # 63

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 100' 11-6-95

Protest dates, resolution of protest recorded on application:

Recommendations attached:

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

Recommended by:

Date

STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION

P/D - 63-00276C

same source

P/H - 63-00276A + C

same source, separate areas

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11796

BROWN, HUGH D
7226 E CHERRY LN
NAMPA, ID 83687
Source: GROUNDWATER
Diversion Pt: SESE Sec 15 T 03N R 02W in CANYON County.
Use: IRRIGATION (0.200 CFS)
Total Diversion (0.200 CFS)
Date Filed: 4/ 8/1992
In: CANYON County
T03N R02W S15 SESE
10.0 ACRES TOTAL
Water bearing zone to be appropriated is 20 to 48 feet.

63-12113

STUTHEIT, RONALD
STUTHEIT, SHARON
5800 GARYLANE
BOISE, ID 83703-2411
Source: BOISE RIVER Tributary: SNAKE RIVER
Diversion Pt: NWSW Sec 8 T 05N R 05W in CANYON County.
Use: IRRIGATION (0.200 CFS)
Total Diversion (0.200 CFS)
Date Filed: 4/25/1994
In: CANYON County
T05N R05W S08 NWSW
10.0 ACRES TOTAL

63-12273

ASPEN COVE LAKE ASSN INC
2143 ASPEN COVE DR
MERIDIAN, ID 83642
Source: GROUNDWATER
Diversion Pt: NWSE Sec 23 T 03N R 01W in CANYON County.
Use: AESTHETIC (0.130 CFS)
Total Diversion: (0.130 CFS)
Date Filed: 9/15/1995
In: CANYON County
T03N R01W S23 NWSE

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 NOVEMBER 6, 1995. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
October 18, 25, 1995

2648

RECORDED

MAR 14 1996

63-12113

STUTHEIT, RONALD
STUTHEIT, SHARON
5800 GARYLANE
BOISE, ID 837032411

Source: BOISE RIVER

Tributary: SNAKE RIVER

Diversion Pt: NWSW Sec 8 T 05N R 05W in CANYON County.

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

Date Filed: 4/25/1994

In: CANYON County
T05N R05W S08 NWSW

10.0 ACRES TOTAL

10-0-100 12.5 10.0
1992 4 1396

4-25-94

RECEIVED

JUN 09 1995

WATER RESOURCES
WESTERN REGION

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: RONALD/SHARON STUTHEIT

Address: 5800 GARY LANE
BOISE ID 83703-2411

Water Right No.: 63-12113 (Boise R.)

Do you wish to proceed with development of the water right as proposed in the application?
(If the response is no, please complete and return the enclosed withdrawal form.)

Yes Yes No

If the source of water that you propose to appropriate is ground water, what aquifer level do you propose to develop to obtain water? 1 1/2 ft to 1 1/2 ft

Signature: Ronald Stutheit
Sharon Stutheit

Printed Name: ~~James~~ SHARON /
RONALD
STUTHEIT

Please return this form to:

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

RECEIVED
JUN 14 1995



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 19, 1995

**Distribution: Applicants Whose Water Right Applications Were Held
Without Action Under the Boise River Basin
Moratorium**

Dear Applicant:

As you might be aware, on May 3, 1995 the Director of the Department of Water Resources, Mr. R. Keith Higginson, signed an Amended Moratorium Order which provides for the processing of previously held applications within the Boise River Basin, with certain restrictions. Enclosed for your information is a copy of the Order.

As provided in the Order, this office will resume the processing of these applications in order of priority at a rate of 30 applications per month. Depending on how many applicants wish to proceed with development of their projects, the processing of the 338 presently-held applications could require as much as a year. To enable you to make an estimate as to when your application(s) will be processed, please be advised that 244 of the applications have priority (receipt) dates of 1992; 32 are dated 1993; 37 are dated 1994; and 25 are dated 1995.

As new applications are received, they are sorted into two groups. Those that would not have been held back under the moratorium are processed immediately. To assure fairness in processing, those that would have been held back under the moratorium, such as irrigation applications, are placed at the end of the moratorium processing line.

Note that the Order requires that all applications held under the moratorium will be advertised (or re-advertised if previously advertised), in order to enable neighboring water users to examine the proposed uses in view of water availability information gained during recent drought years. There will be no additional charge to the applicants for this process. For applications that propose use of ground water, the advertisement must include an indication of the depth interval from which the applicant proposes to withdraw water.

Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your water right application(s).

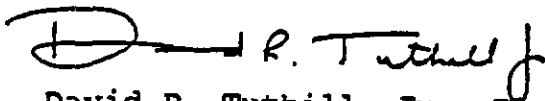
MAR 14 1996

May 19, 1995

In case you no longer intend to develop a water use as described on an application, please complete and return the enclosed Withdrawal Form. Because of the time and effort already devoted to researching water availability in the Boise River basin, the Department will not be able to provide refunds of fees for applications that are withdrawn.

If you have questions about this process, or if you need assistance in completing the response form, please feel free to contact this office at (208) 334-2190. Response forms received no later than May 31, 1995, will be used in compiling the applications that will be advertised during June.

Sincerely,



David R. Tuthill, Jr., P. E.
Manager, Western Region Office

Enclosures

Amended Moratorium Order
Profile Report(s)
Response Form(s)
Application Withdrawal Form(s)

RECEIVED

MAR 14 1996



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

May 3, 1994

Ronald and Sharon Stutheit
5800 Gary Lane
Boise ID 83703

RE: Application for Permit

Dear Applicants:

Your application for permit to appropriate irrigation water from the Boise River was received 4/25/1994.

Due to continued drought and the need to protect existing water rights and water supplies, the Director of this agency declared a moratorium on 5/15/92 concerning water right applications proposing new consumptive uses of public water. The moratorium has been lifted in some areas of the state, but remains in place for the Boise River Basin. We will not be able to process your application at this time. Delays related to department decisions do not affect the date of priority or seniority of your application.

This office will continue to hold your application pending future developments in the water supply situation and will inform you of any changes. If you have any questions, please feel free to contact me at 334-2190.

Sincerely,

Lori A. Graves
Sr. Water Resource Agent

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MAR 14 1996