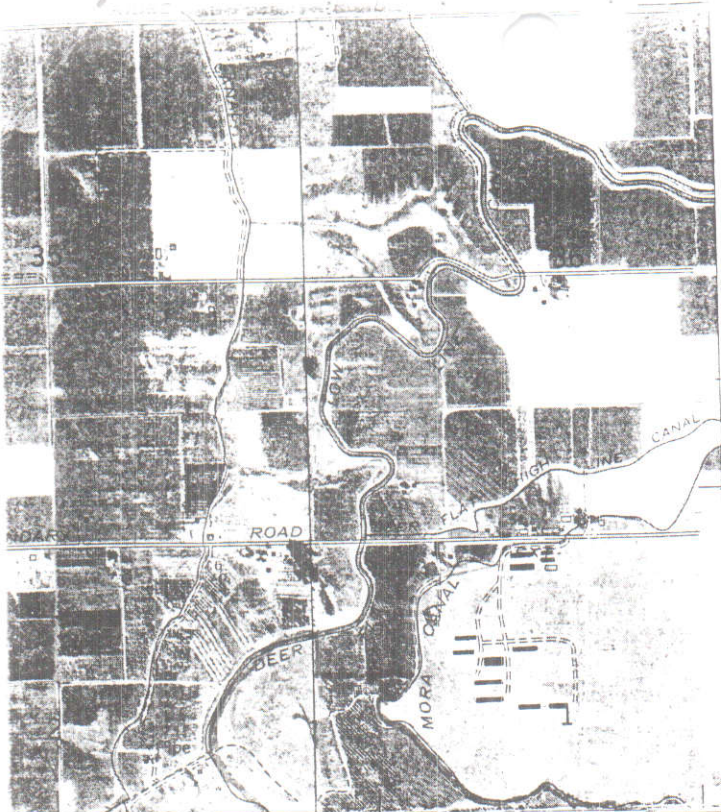


63-11786



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T. 4 N
T. 3 N.

T4

T3

Application For Permit #63-11786
Frank Garrett
4/23/92

JFW

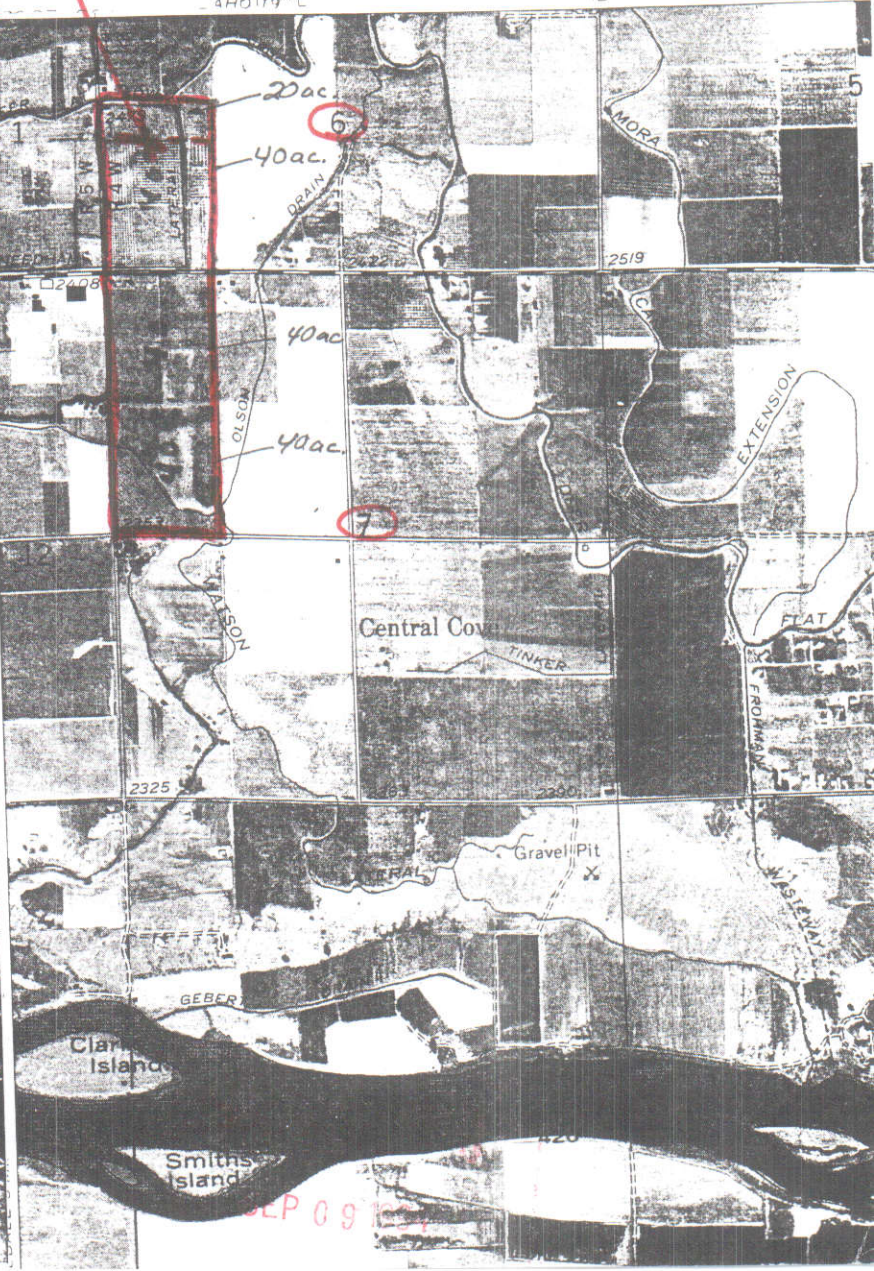
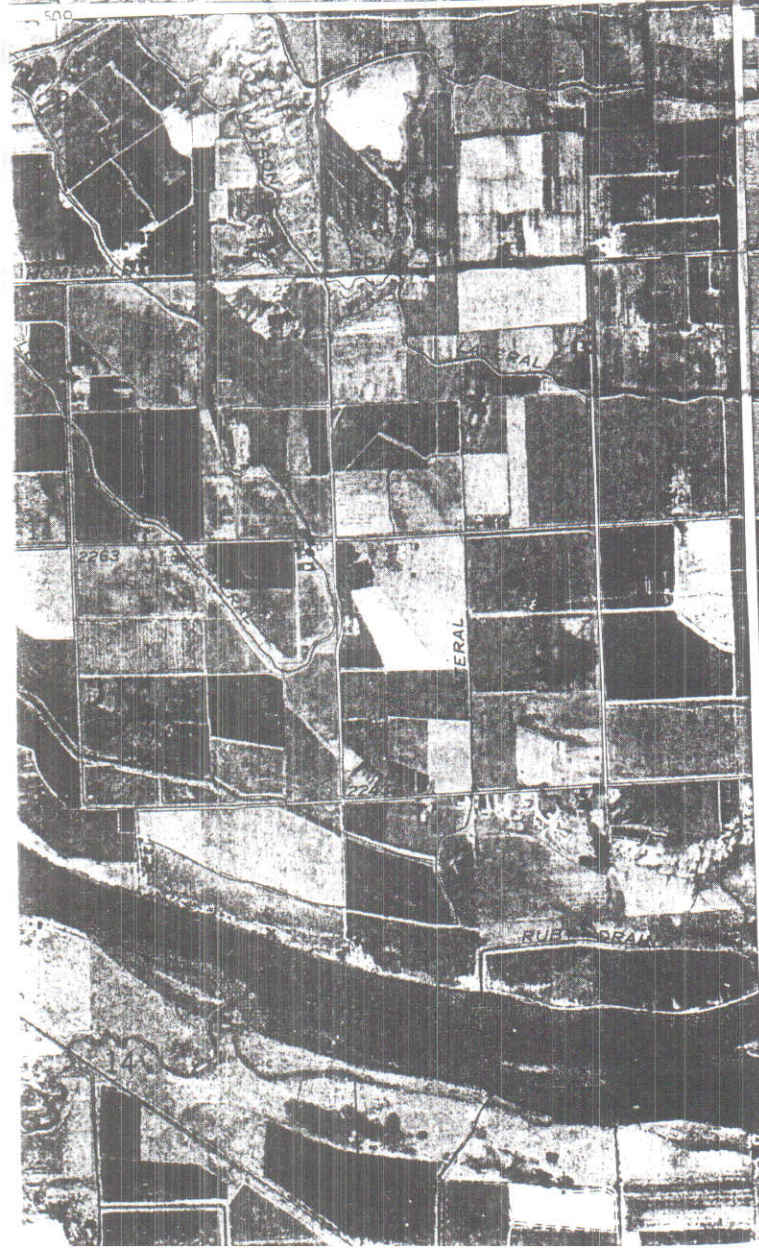
3N-4W

OF THE INTERIOR
ICAL SURVEY

MI.
440176mE

12

P/D



Lower slope N. 3 North Range

SEP 09 1994

11. *Chrysomela* - *Alba* in the W. of S.
at 10. 3. *Alba* in the W. of S.

AGRICULTURAL EXPERIMENT STATION

Scale: 1 inch = 100 feet

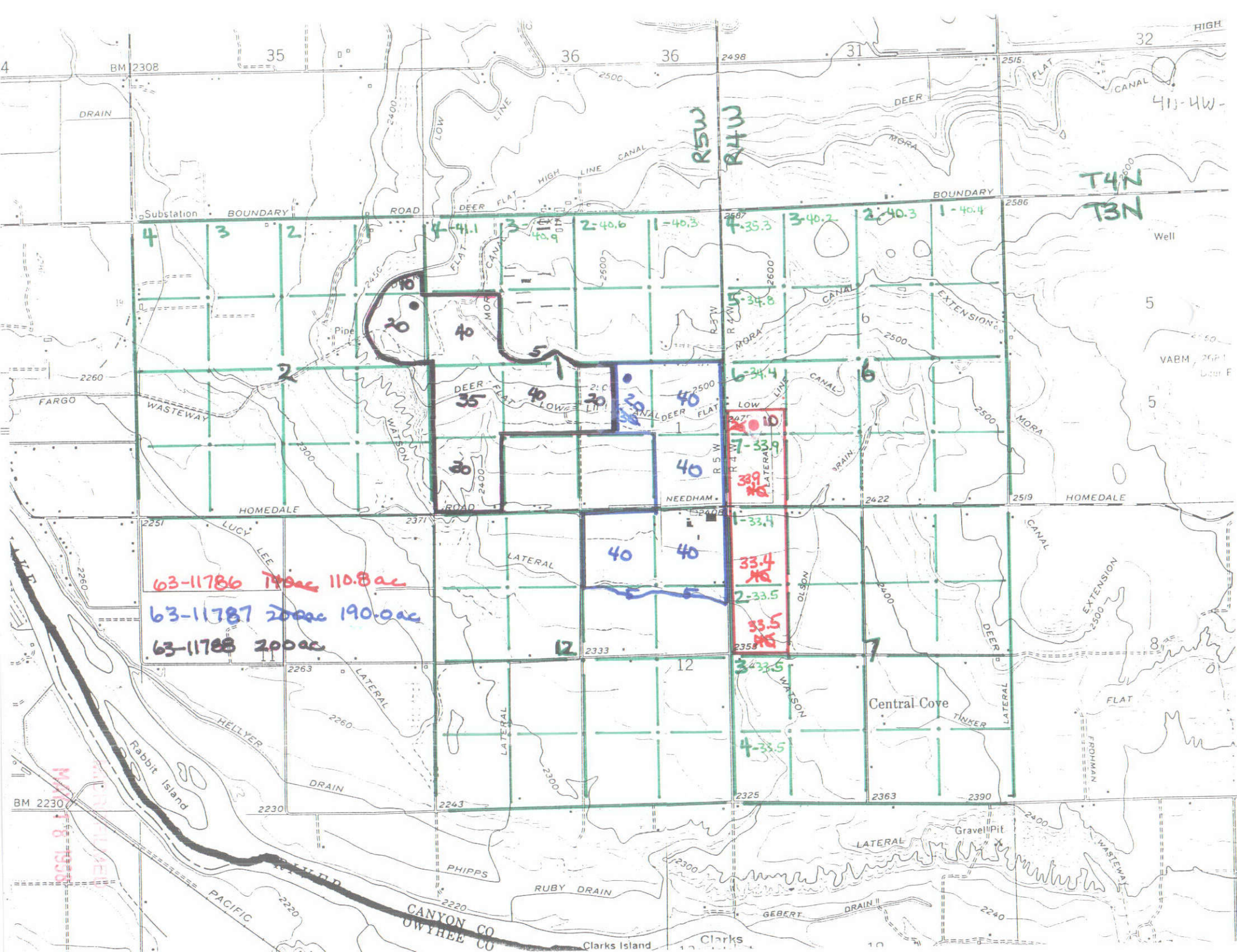
Compass: N, S, E, W

Grid Labels:

- 1a, 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, 1j, 1k, 1l, 1m, 1n, 1o, 1p, 1q, 1r, 1s, 1t, 1u, 1v, 1w, 1x, 1y, 1z
- 2a, 2b, 2c, 2d, 2e, 2f, 2g, 2h, 2i, 2j, 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2r, 2s, 2t, 2u, 2v, 2w, 2x, 2y, 2z
- 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3j, 3k, 3l, 3m, 3n, 3o, 3p, 3q, 3r, 3s, 3t, 3u, 3v, 3w, 3x, 3y, 3z
- 4a, 4b, 4c, 4d, 4e, 4f, 4g, 4h, 4i, 4j, 4k, 4l, 4m, 4n, 4o, 4p, 4q, 4r, 4s, 4t, 4u, 4v, 4w, 4x, 4y, 4z
- 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m, 5n, 5o, 5p, 5q, 5r, 5s, 5t, 5u, 5v, 5w, 5x, 5y, 5z
- 6a, 6b, 6c, 6d, 6e, 6f, 6g, 6h, 6i, 6j, 6k, 6l, 6m, 6n, 6o, 6p, 6q, 6r, 6s, 6t, 6u, 6v, 6w, 6x, 6y, 6z
- 7a, 7b, 7c, 7d, 7e, 7f, 7g, 7h, 7i, 7j, 7k, 7l, 7m, 7n, 7o, 7p, 7q, 7r, 7s, 7t, 7u, 7v, 7w, 7x, 7y, 7z
- 8a, 8b, 8c, 8d, 8e, 8f, 8g, 8h, 8i, 8j, 8k, 8l, 8m, 8n, 8o, 8p, 8q, 8r, 8s, 8t, 8u, 8v, 8w, 8x, 8y, 8z
- 9a, 9b, 9c, 9d, 9e, 9f, 9g, 9h, 9i, 9j, 9k, 9l, 9m, 9n, 9o, 9p, 9q, 9r, 9s, 9t, 9u, 9v, 9w, 9x, 9y, 9z
- 10a, 10b, 10c, 10d, 10e, 10f, 10g, 10h, 10i, 10j, 10k, 10l, 10m, 10n, 10o, 10p, 10q, 10r, 10s, 10t, 10u, 10v, 10w, 10x, 10y, 10z

Handwritten Notes:

- 1a, 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, 1j, 1k, 1l, 1m, 1n, 1o, 1p, 1q, 1r, 1s, 1t, 1u, 1v, 1w, 1x, 1y, 1z
- 2a, 2b, 2c, 2d, 2e, 2f, 2g, 2h, 2i, 2j, 2k, 2l, 2m, 2n, 2o, 2p, 2q, 2r, 2s, 2t, 2u, 2v, 2w, 2x, 2y, 2z
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- 10a, 10b, 10c, 10d, 10e, 10f, 10g, 10h, 10i, 10j, 10k, 10l, 10m, 10n, 10o, 10p, 10q, 10r, 10s, 10t, 10u, 10v, 10w, 10x, 10y, 10z



RECEIVED

APR 25 2001

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.

1. Permit No. 63-11786 Telephone No. 208-337-3133
2. Name of Permit Holder(s): Frankie/Dorothy Garrett
3. Mailing Address: 23935 Harnedale Road
City Kilder State Id. Zip 83676
4. Source of Water: Ground Water If **GROUNDWATER** (well), Date Drilled: mo. Oct yr. 92
Well Driller: Pete Cope Drilling Permit Number: 63-92-W-09-00
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 110.8 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 2.22 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 X or No _____
Has the measuring device been installed? Yes _____ or No X
8. Fee Enclosed: \$ 150.⁰⁰ (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: Frankie Garrett Telephone Number: same as above
Address: same as above
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: Frankie Garrett Date: 4-23-01
(include your title, if on behalf of company or organization)

MICROFILMED

MAY 09 2001

RECEIVED

APR 28 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. M-63-11786

Name(s) of Permit Holder: Frankie Garrett - Dorothy Garrett

Mailing Address: 23935 Homedale Road, Wilder, Idaho 83676

Date Proof is Due: May 1, 1998 Telephone No. 208/337-3133

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".)

Chastain Drilling Co. (drilling well).. \$34,800.00

Layne of Idaho (diesel pump rental).... \$2,647.00

City of Homedale (used pump)... \$1,000.00

Riverside (pump & motor)... \$4,109.00

Roth Electric (wiring, etc.)... \$2,290.00 Costing \$ 44,846.00

Pipe fittings, etc.

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

More time is needed to finish piping on

delivery system, and electrical system to

eliminate cost of diesel pumping.

Permit holder(s) request an extension to March 1, 2001

FEE: \$50.00

Frankie Garrett
(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 May 1, 2001.

Signed this 28 day of April

MAY 18 1998

[Signature]
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 63-11786

Proposed Priority: May 15, 1992

Maximum Diversion Rate:

2.22 CFS

This is to certify, that **FRANK GARRETT**
GARRETT RANCHES
DOROTHY GARRETT
23935 HOMEDALE RD
WILDER ID 83676

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	2.22 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 6(NWSW), Sec. 6, Township 03N, Range 04W
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>
03N	04W	6	Lot 6(NWSW) 10.0	Lot 7(SWSW) 33.9		43.9
		7	Lot 1(NWNW) 33.4	Lot 2(SWNW) 33.5		66.9

Total number of acres irrigated: 110.8

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1998.
2. Subject to all prior water rights.
3. Prior to diversion of water under this right, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to use power records to determine the amount of water diverted from each point of diversion listed under this right.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
8. Failure of the right holder to comply with any condition of approval is cause for the Director to void this permit.

MAY 18 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

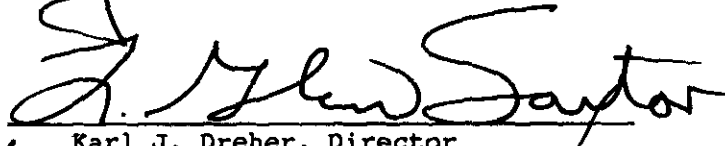
NO. 63-11786

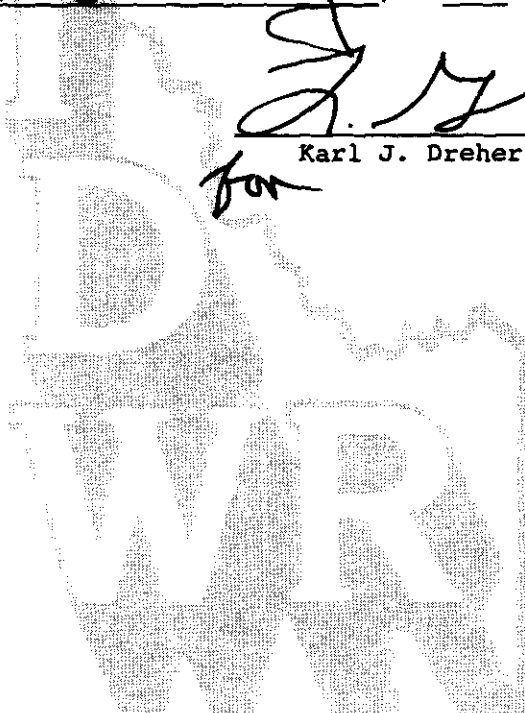
CONDITIONS OF APPROVAL AND REMARKS

9. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
10. This right does not authorize the irrigation of land not previously irrigated.
11. Water bearing zone to be appropriated is from 280 to 420 feet.

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

4th day of February, 1998


for
Karl J. Dreher, Director



MAY 18 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: FRANK GARRETT 208-337-3133
Address: 23935 HOMEDALE RD
HOMEDALE ID 83676
OR
Name: GARRETT RANCHES 208-337-3133
Address: 23935 HOMEDALE RD
HOMEDALE ID 83676
OR
Name: DORTHY GARRETT 208-337-3133
Address: 23935 HOMEDALE RD
HOMEDALE ID 83676

2. Source: GROUNDWATER
3. Location of Point of Diversion: 46 Trib. to: NWSW Sec. 6, Township 03N, Range 04W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	2.800		

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

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc.
DRILLED WELL WITH GRAVITY AND SPRINKLER IRRIGATION
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 16 inches; proposed depth of well is 500
feet.
d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 2 years.

8. Description of proposed uses:
IRRIGATION

APPROPRIATED
SEP 09 1994

9. Place of Use: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES	ACRES	TOTAL
03N	04W	6	46 NWSW	20	47 SWSW	40		60
		7	41 NWNW	40	42 SWNW	40		80

Total number of acres irrigated: 140

10. Describe any other water rights used for the same purposes.
Wilder Irrigation Dist.

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

APPLICANT

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

APPLICANT

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

12. Remarks:

13. 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.

Frankie Barnett
Applicant

Received by JFW Date 4/23/92 Time 2:00 PM Preliminary check by 4

Fee \$ 85.02 Receipted by JFW # NO 14713 Date 5/15/92

Publication prepared by GG AT Date 5-27-92 Published in Press-Tribune 12-4-92

Publication approved AT Date 6-22-92
AT 12-24-97

SEP 09 1994

The image is a dark, high-contrast scan of a document page. A single, bright, circular spot is visible in the upper left corner, likely representing a hole punch or a light artifact. The rest of the page is mostly black with some visible vertical banding and minor dust specks, suggesting a very dark or underexposed scan. No text or other graphical elements are discernible.

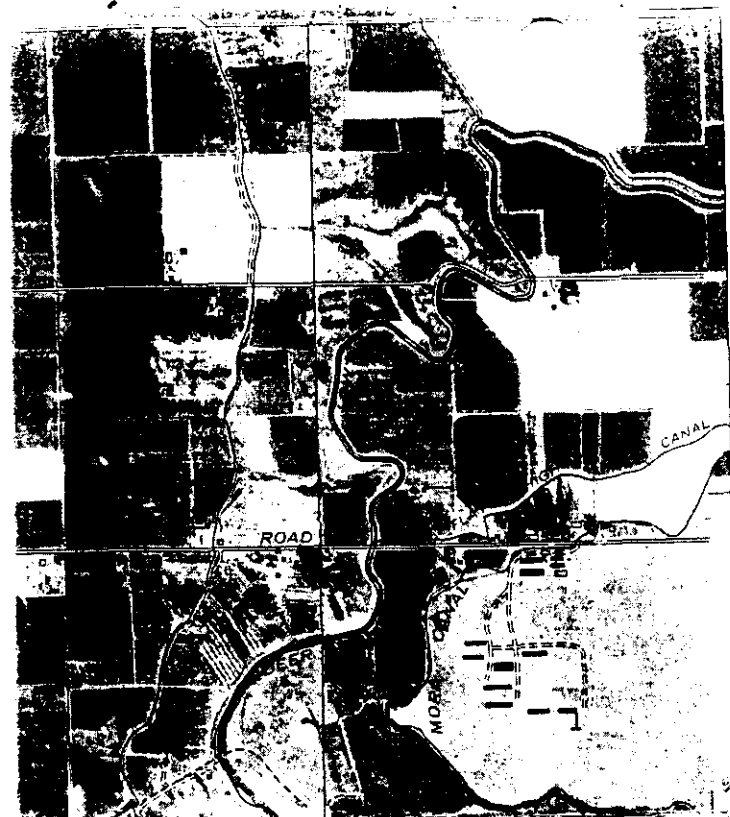
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$$3N - 4W$$

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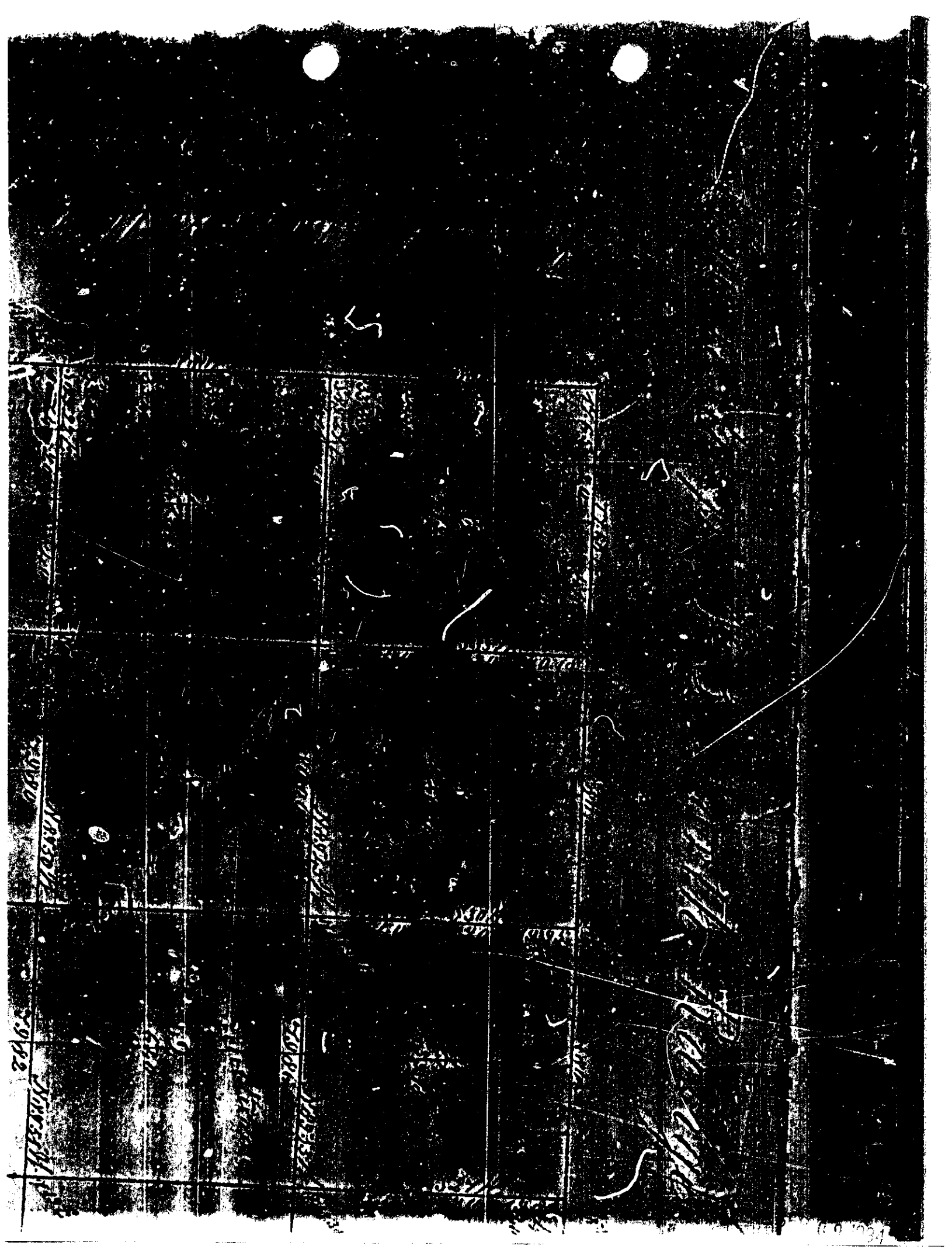


4832

4831000mN
T. 4 N.

T. 3 N.







State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 14, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FRANK GARRETT
DOROTHY GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
WILDER ID 83676

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11786

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 contact you to schedule 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,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED
MAY 09 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 63-11786

Reviewed By: dgibson

Date: May 14, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		C053379	Well driller's report filed?	X	
Additional Amount Due:			Measuring device required?	X	
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		X

Priority Calculation

Date proof received	04/25/2001
Date proof due	- 05/01/2001
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 05/15/1992
New priority date	= 05/15/1992

Deficiencies of Actions Items

Acknowledge proof. Recommend that measurement device be installed prior to field examination.

February 28, 2001

DOROTHY GARRETT
GARRETT RANCHES
FRANK GARRETT
23935 HOMEDALE RD
WILDER, ID 83676

PROOF DUE NOTICE

RE: PERMIT NO. 63-11786

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 May 01, 2001. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

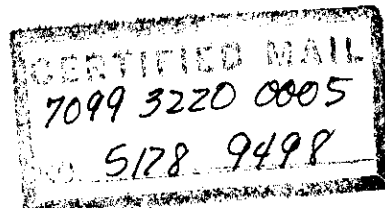
Sincerely,

Deborah J. Gibson, Admin. Assistant
Water Allocation Bureau

Enclosures

MICROFILMED

MAY 09 2001



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 63-11786 Reviewed by [Signature] Date 4-28-98

BASIC INFORMATION

4-28-98 Date stamp received

YLS Extension received timely

YLS Fee received and receipted

YLS Name and signature same as permit

YES NO Address Change

BASIS FOR EXTENSION REQUEST

YLS 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 extend to May 1, 2001, 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 [Signature]

Change Proof Due Date # 5-1-2001

Change Priority Date [Signature]



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

April 28, 1998

Frankie Garrett
Dorothy Garrett
23935 Homedale Rd
Wilder ID 83676

RE: Permit No. 63-11786

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 **May 1, 2001**. 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

MAY 18 1998

February 28, 1998

FRANK GARRETT
DOROTHY GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
WILDER ID 83676

PROOF DUE NOTICE

RE: PERMIT NO. 63-11786

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 May 1, 1998.

(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.

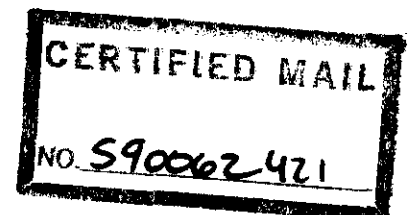
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SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAY 18 1998





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

February 5, 1998

FRANK GARRETT
DOROTHY GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
WILDER ID 83676

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-11786

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

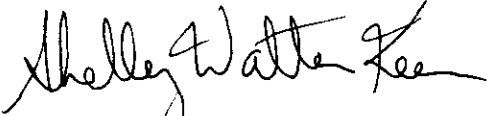
The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July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

MAY 18 1998

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

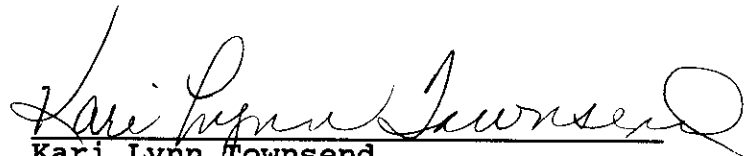
MAY 16 1998

CERTIFICATE OF MAILING

I hereby certify that on the 5th day of February, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 63-11786

FRANK GARRETT
GARRETT RANCHES
DOROTHY GARRETT
23935 HOMEDALE RD
WILDER ID 83676


Kari Lynn Townsend
Secretary

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

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

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MAY 18 1997

MEMORANDUM

DATE: January 26, 1998
TO: File No. 63-11786
FROM: Cindy Lou Zimmerman *CS*
SUBJECT: Reduction of acres

This application proposes supplemental irrigation to lands within Sections 6 and 7, T03N, R04W. During the review of this application, I noted that the acres identified on the application exceed those identified on the government plat.

I reduced the following tracts to reflect the government plat:

T03N R04W S06	Lot 7 (SWSW)	33.9 acres
S07	Lot 1 (NWNW)	33.4 acres
	Lot 2 (SWNW)	33.5 acres

The government plat identifies 34.4 acres within Lot 6 (NWSW), S06. The application identifies 20 acres of supplemental irrigation within this 1/4-1/4 occurring south of Low Line Canal. Per topographic and orthophotoquad maps, the canal separates the lower 1/3 of that tract. Therefore, I reduced the supplemental irrigation in Lot 6 (NWSW), S06 to 10 acres.

63-11786
MAY 18 1998

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by Cindy Lou

No.: 63-11786 Name: Garrett Date: 1/23/98 Ad OK? ☒ / Gvmt Lts: ☒

AREA OF CONCERN:**PROTESTED:****SYSTEM COMPLETED:**

> 1 year

≤ 1 year/no proof

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

DRILLING PERMIT:

All wells (✓ WDQ3)

Included w/permit

irr. in WD

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

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

> 0.10 cfs

≤ 0.10 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R(70's)

USE:

Domestic surface

>1 in rest. area

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓ 3 compo.)

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

OWNERSHIP:**OTHER CONDITIONS:****STANDARD REMARKS:****BENEFICIAL USE DUE:****COMMENTS:**

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

- 020 (Protest Agreement) or *W19 (Order)

- 26A-P17

- P16

- 067 or No MD (in-stream stock or power)

- No MD

- ~~065-070~~ (if GW use SW 1st-statewide)-(cannot move SW off)- ~~0111~~ (report when notified)

- No MD → 066

- 046 P23

- Permit No. _____ - _____ - _____ - _____, P99

- P05 (new well location)

- *WB9

- R04 (WD # _____)

- 01J-P08 (MD & LD)

- 01H-P01 (LD) or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

- 01M or No MD (in-stream stock or power)

- No MD

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

- 029-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- 054(req) -081-P10

- 022, 075, 004 (+memo?), NA (not in restricted area)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

- R37 (BLM/USFS); NA

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

- P84 (in 20/30/40/50/60/70/80 (87) basin)

- 058 (<85° GW temp only)

- P52 (stream channel alteration)

- 023 (Twin Falls area)

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

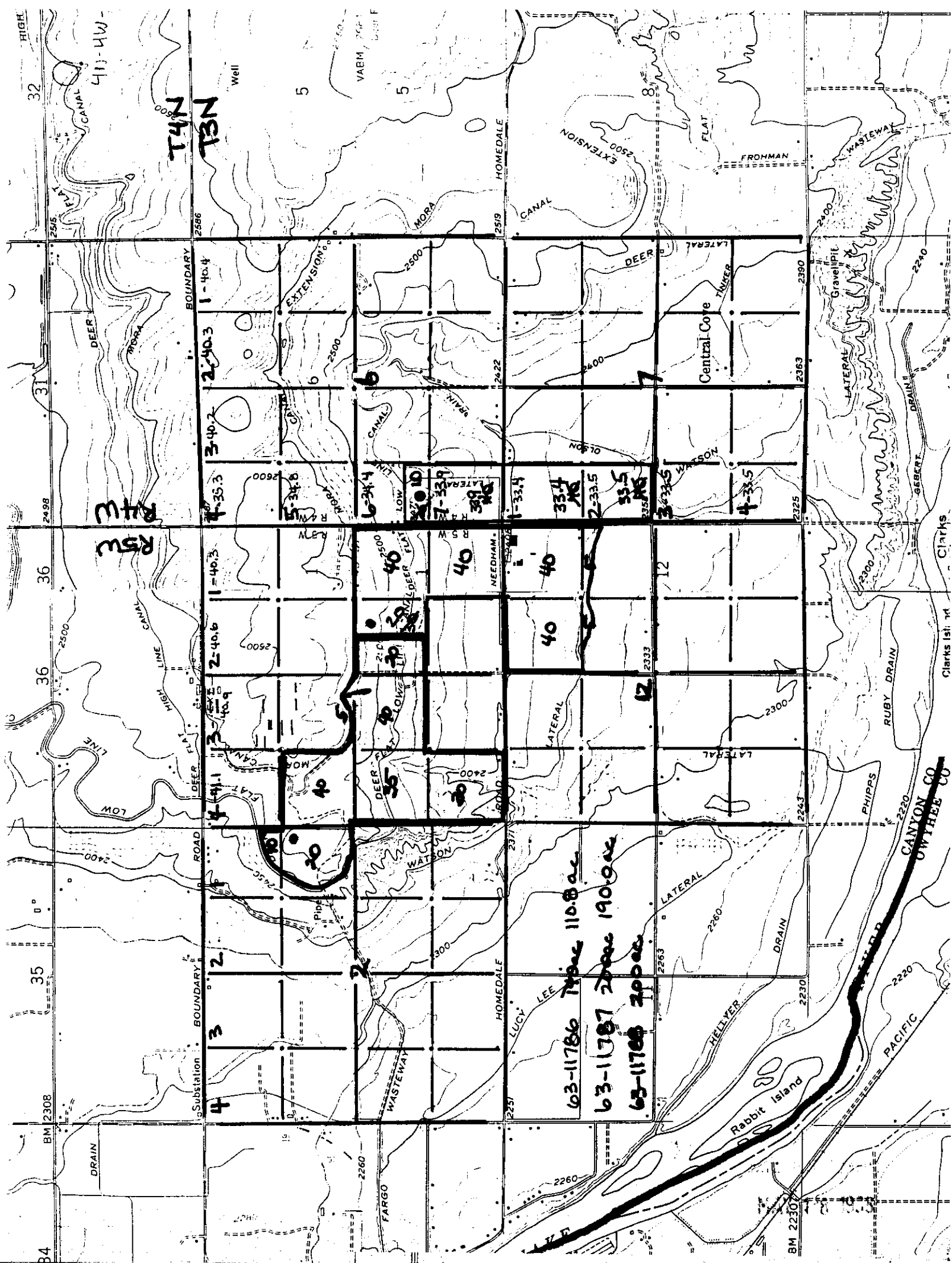
- 048-049 (Consumptive Uses), NA

- 004 (PD/PU) _____

5-11/1998

- reduce pow per grow. plat. reduce rate.

use: 066 067 065 R65 068 069 004 079 074



CONVERSATION MEMORANDUM

DATE 1/21/98

FILE 63-11786, -11787, -11788

NAME OF PARTY GARY SPACKMAN

EMPLOYEE Airch Zimmerman

RE: In Gary's Jan. 15/98 memo, he mis-stated his
recommendation. He intended to recommend these applications
be processed for permanent rights like the other "M Permits".

RECEIVED

MAY 18 1998

NOV. 1997
RE-PROCESSING

RECEIVED

RE-ADVERTISING FOR SUPPLEMENTAL
IRRIGATION RIGHT (MORATORIUM BACKLOG)

RECEIVED

JAN 20 1998

APPLICATION NO. 63-11786

JAN 20 1998

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

FINAL REGIONAL PROCESSING REVIEW

ADVERTISE w/ REMARK

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 12-22-97

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 5/15/92

(NO CHANGE)

Recommended by: Gary S

Date 1/16/98

STATE OFFICE REVIEW

See below for additional information. By _____ Date _____

ADDITIONAL INFORMATION

See file history in 63-11786 (9/11 - 11/17 1997 memos etc)

for explanation of why processing has resumed for 3 similar
"M well" appls. dating to 1992. S.O. gave verbal ~~approval~~ to
proceed (Ncy to go 11/22/97). OKAY

All 3 will be added to weekly listing per email note to
S.O. today.

-SL 11/25/97

MEMORANDUM

To: File nos. 63-11786, 63-11787, and 63-11788
From: Gary Spackman *Gary*
Date: January 15, 1998

Re: Approval of Applications for "M Wells" drilled by Frank Garrett

I recommend that we approve application for permit nos. 63-11786, 63-11787, and 63-11788 in the name of Garrett Ranches et al. as "M permits" for wells drilled and temporarily used during the drought. I recommend the following standard conditions:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1999.
2. Subject to all prior water rights.
3. Prior to diversion of water under this right, the right holder shall install a suitable measuring device or shall enter in an agreement with the department to use power records to determine the amount of water diverted from each point of diversion listed under this right.
4. The right holder shall measure and annually report diversions of water and other pertinent hydrologic and system information as required by Section 42-701(5), Idaho Code.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
6. 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.
7. This approval does not authorize the construction of any new well or the deepening or enlargement of any existing well.
8. Failure to comply with any condition of approval is cause for the Director to cancel this right.
9. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
10. This permit does not authorize the development and irrigation of land not previously irrigated under prior temporary approval of this application.
11. Water bearing zone to be appropriated is (280 - 420 ft. for 63-11786).
(210 - 460 ft. for 63-11787).
(315 - 575 ft. for 63-11787).

MAY 18 1998

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Carolyn Spath

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 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:
December 4, 11, 1997

Carolyn Spath

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 11th day of December
in the year of 1997, before me, a Notary
Public, personally appeared Carolyn Spath,
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.

RECEIVED

DEC 15 1997

WATER RESOURCES
WESTERN REGION

DEC 18 1997

James L. ...
Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JUNE 21ST, 2003

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11786 ✓

GARRETT, FRANK
GARRETT, DOROTHY
GARRETT RANCHES
23935 HOMEDALE RD
WILDER, ID 83676

Source: Groundwater

Diversion Pt: LOT 6 (NWSW) Sec 6 T 03N R 04W in CANYON County.

Use: IRRIGATION (2.800 CFS)

Total Diversion: (2.800 CFS)

Date Filed: 5/15/1992

In: CANYON County

T03N R04W S06 Lot 6 (NWSW) Lot 7 (SWSW)

S07 Lot 1 (NWNW) Lot 2 (SWNW)

140.0 ACRES TOTAL

Water bearing zone to be appropriated for 1992 supplemental well is from 280 to 420 feet.

63-11787

GARRETT RANCHES PACKING
23935 HOMEDALE RD
WILDER, ID 83676

Source: GROUNDWATER

Diversion Pt: NWSE Sec 1 T 03N R 05W in CANYON County.

Use: IRRIGATION (4.000 CFS)

Total Diversion: (4.000 CFS)

Date Filed: 4/23/1992

In: CANYON County

T03N R05W S01

NESE

NWSE

SESE

S12

NENE

NWNE

SWNE

SENE

200.0 ACRES TOTAL

Water bearing zone to be appropriated for 1992 supplemental well is from 210 to 460 feet.

63-11788

GARRETT RANCHES INC
23935 HOMEDALE RD
WILDER, ID 83676

Source: GROUNDWATER

Diversion Pt: SENE Sec 2 T 03N R 05W in CANYON County.

Use: IRRIGATION (4.000 CFS)

Total Diversion: (4.000 CFS)

Date Filed: 4/23/1992

In: CANYON County

T03N R05W S01

SWNW

SENW

NESW

NWSW

SWSW

NWSE

S02

Lot 1 (NENE)

SENE

200.0 ACRES TOTAL

Water bearing zone to be appropriated for 1992 supplemental well is from 315 to 575 feet.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before DECEMBER 22, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

December 4, 11, 1997

6299

From: DWR80::SLESTER 25-NOV-1997 11:41:25.10
To: DWR03::JJOHNSON
CC: SLESTER
Subj: WEEKLY LISTING

Jim, we have 3 of the 1992 M well appls. that are now being re-advertised for regular permit consideration so need to be put back on the weekly listing. These are 63-11786, 63-11787 & 63-11788 (Garrett). There's a lot of history here about why processing has resumed. Norm gave ok to Gary for us to proceed. My memo of explanation will be forwarded to S.O. with files once advertising etc. completed.

Will be advertised first 2 weeks of December.

Also on same advertising schedule are 2 appls. for permit where used WP ad prep instead of computer generated advertising. Sue will transmit electronically to S.O for weekly listing as she does with transfer appls.

These are 63-12399 (Simplot) & 63-12420 (Micron). Used WP ad prep since both will be statewide ads & lengthy QQ legals -- figured it would be clearer plus lots cheaper to shorten the ads.

thanks,

Steve



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

Sent ✓

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 11/25/97

TO: Frankie Garrett

FROM: Steve Lester

for 208-337-3891

DOCUMENT DESCRIPTION: Received okay from central office to
Resume processing your 3 Applications 63-11786, 63-11787,
& 63-11788. So prognosis is looking good. Will
advertise in county paper in first 2 weeks of
December. Allow c 2 months for complete processing
TOTAL PAGES SENT: 0 + COVER SHEET assuming that no protests
ARE RECEIVED.

CONTACT: _____
So your efforts ARE paying off, it appears!

NOV 1997

MAY 18 1998



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

Sent ✓

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE:

11/17/97

TO:

Frankie Garrett

FROM:

Steve Lester

fax 208-337-3891

DOCUMENT DESCRIPTION:

*Received your fax today. I have discussed your 3
Appls. with Regional Mgr. He agrees that we should process your Appls.
for approval. We have forwarded our recommendation to IDWR state
office. If that office gives us the go-ahead, we will let you know
I will resume processing of the 3 filings for a final decision by
the Director.*

TOTAL PAGES SENT:

0

+ COVER SHEET

CONTACT:

*Will keep you posted as
soon as I hear
anything.*

Steve Lester

MAY 18 1998

23935 Homedale Rd.
Wilder, Id. 83676
Ph. 208-337-3133
Fax 208337-3891

Garrett Ranches, Inc.**Fax****RECEIVED****NOV 17 1997**WATER RESOURCES
WESTERN REGION

Dept. of Water Resources

To: Steve Lester	From: Frankie Garrett
Fax: (208) 334-2348	Pages: 1 of 1
Phone: (208) 334-2190	Date: November 17, 1997
Re: Approval of Applications of Permits	CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

Mr. Lester,

Several more reasons we need wells approved is.....
since the three springs have dried up, we have to haul water in
1000 gal. tanks to put on a critical dormant spray before water
is in canals. Also we have to haul water to plant young trees
in the fall and spring. Also, we need water for livestock
since springs have dried up we have not pastured that land since.

I strongly suggest someone from Water Resources come and
see our situation.

To have water at the right time is critical to us.

Thank you,

Frankie Garrett
Frankie Garrett

NOV 18 1997

MEMORANDUM

OK to Advertise per
← GARY's 11/22/97 discussion
with Norm - 82

TO: GARY SPACKMAN, THEN GLEN SAXTON & NORM YOUNG, KARL DREHER IF NECESSARY

FROM: STEVE LESTER *SL*

DATE: NOVEMBER 17, 1997

RE: "M WELL" APPLICATIONS 63-11786, 63-11787, 63-11788

Mr. Frank Garrett of Garrett Ranches, Inc. sent the attached November 5 letter regarding three applications for permit. The three wells in question are "M wells" authorized for temporary approval in 1992 and 1994. Mr. Garrett requests that IDWR process the applications for "regular permit" approval at this time.

There is some confusion in the files regarding the proper mailing address. The incorrect town (Homedale) was listed up through IDWR's August 1994 mailing at which time the correct town (Wilder) was used. It is not clear if the region's mass mailing of May 1995 used the correct town -- that mailing asked for a completed response form to allow re-processing to begin. The files indicate no action or contact from the 1995 mailing to Garrett's 1997 contact when he inquired about the applications. However, Mr. Garrett told me that he has contacted IDWR (phone &/or visit, Region &/or S.O., not clear?) several times in the past few years to obtain his permits. Furthermore, he told me that problems with postal staff in Homedale resulted in unpredictable mail service for anything sent to Homedale instead of Wilder. He is quite sure that the 1995 mailing was never received as he would have definitely responded, he added. He recently submitted completed response forms for the 1995 mailing.

Of course, the applicant is ultimately responsible to include correct information such as addresses. The original applications list a Homedale address. But all of this is not that critical -- it is sufficient to recognize some confusion in the address record and that the problem was corrected some time ago. It is also possible that the applicant has had undocumented contact with IDWR since 1995 regarding application processing.

The real issue is this: Mr. Garrett makes a good case that his business is adversely impacted by not having "regular permits" like the other orchard operators around him enjoy. A good surface water supply becomes a moot point when water is needed for orchard uses before and/or after surface water is not available. Additionally, Mr. Garrett states that Idaho Power will not return a significant amount of money (\$1000's, he said) unless "regular permits" can be documented.

I think we should re-process these three applications regardless of good surface water supplies or processing delays in place in the local area. An adequate advertising remark about mitigation, 1992 drought wells or any other significant issues would alleviate some concerns about such processing.

In several long phone calls to me, Mr. Garrett expressed his frustration and possibly the need to "go to the top", meaning the governor's office. I think we should proceed not because of that but due to the good case Mr. Garrett makes.

MAY 18 1998

23635 Homedale Rd.
Wilder, Id. 83676
Ph. 208-397-3133
Fax 208397-3891

Garrett Ranches, Inc.

Fax

Dept. of Water Resources 

To:	Steve Lester	From:	Frankie Garrett
Fax:	(208) 334-2348	Pages:	1 of 3
Phone:	(208) 334-2190	Date:	November 5, 1997
Re:	Approval of Applications of Permits	CC:	

☒ Urgent ☐ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle

• Comments:

Note: Water could be used at present for
fall planting of trees.

MAY 18 1998

November 4, 1997

Department of Water Resources
Western Region, 2735 Airport Way
Boise, ID 83705-5082

To: Karl J. Dreher, Director

Attention: Steve Lester, *SL*
Water Rights Supervisor

{ 63-11786
63-11787
63-11788

In reference to the wells of Garrett Ranches, Inc., Garrett Ranches Packing, and Frankie and Dorothy Garrett, we have never received the documents of Application for Approval for Permits in 1994 or 1995. We have searched records and asked everyone involved, and I am sure they were never received. One thing is the water resources have an incorrect address for us. Also, the Homedale Post Office had personnel who would not forward mail. This was such a bad situation, an article in the Owyhee Avalanche was written about it. The following is our correct address for all the wells:

23935 Homedale Road
Wilder, Idaho 83676

- d'base has
been
corrected
-jc

We are very interested in approval of applications of permits as we were probably the first to ask for them, as I made four (4) trips to water resources to ask for them to be approved. One reason is, the Idaho Power is holding a large sum of money we cannot receive until the wells are approved. Second, we need water before and after irrigation water is available, for frost protection and fall irrigation for small trees. We are in very sandy soil and at one time received one acre ft. more for this class of soil than others, which has been discontinued. Third, we are in the fruit growing business and water needs are different than most crops.

Fourth, we are the only fruit growers that I know of, and I contacted most of them in Canyon County, whose wells have not been approved. Most of the wells approved for orchards on non-irrigated land will be pumped 24 hours a day and those wells are permanently approved, while we need to be able to use wells when we need them for livestock water and irrigation. It would be unwise for us to use wells when not needed; it would be economically unsound.

I have talked to Symms, Robisons, Watsons, Williamsons and more and find we are alone in the fruit business with wells not approved. We are very conservative with water and have spent many, many thousands of dollars on irrigation equipment to conserve water.

NOV 16 1997

Simplot has land that adjoins us that was never irrigated and has no irrigation water rights. They have drilled one large rotary-dug well and moved 1/4 mile and are drilling another one, as I am writing this, and they told me they may drill another one and the wells are permanent and they can pump them anytime they want.

63-11398
2 drilling
permits

One thing I should mention - I have land which is identical to Simplot's and joins them on the west. Also I have non-irrigated land east of Phil Batt's and that leaves a question of whether we can have wells on that land.

We have owned land here since 1940 and have always worked well with the Department of Water Resources and I appreciate what they have done for us.

I invite a representative of the department to come see our situation at any time. We have lost many thousand young trees because of lack of water at the right time. A young tree will die if roots get dry. The fruit business has changed tremendously over the last eight (8) years. Where we used to plant 100 trees per acre, we now plant 800 and roots are much smaller and dry fast.

I appeal to the department to give our request some serious thought as it is very important to us and will amount to an important part of our survival. The fruit business is very tough and we need all the help we can get. The money from Idaho Power will help also. We would not have spent the enormous amount of money on the wells if we did not think it would be a big help for us to survive. I see Philip E. Batt on your letter head. You can ask him about us as he was a neighbor for about forty years and his land adjoins ours.

We lost a lot of fruit because we had no water for frost protection while everyone in fruit industry saved a lot of fruit with water at the right time, including our neighbor J. C. Watson Company, who saved a lot of fruit with two of their wells.

Hopefully you will consider this because it is quite important to our future plans. And lastly, I assure you if we had received applications for permanent permits we would have been first to respond, as I have been to the department on Airport Way many times to do this.

Yours truly,

Frankie L. Garrett
Frankie L. Garrett

NOV 12 1997

WR5809NP
No. 63-11786

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/97
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK GARRETT	05/15/1992	IRRIGATION	03/15 11/15	2.800 CFS	
C	GARRETT RANCHES					
C	DOROTHY GARRETT					
TOTAL DIVERSION:					2.800 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R04W S06 Lot 06(NWSW)

CANYON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
03N	04W 6 :										06-20	07-40						60.0
03N	04W 7 :						01-40	02-40										80.0
TOTAL ACRES																	140.0	

Pou County: CANYON

Dates: App. Received: 04/23/1992 Priority Date: 05/15/1992
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: 05/26/1992 User-ID: GARRETT Subject: OTHER RIGHTS - WILDER IRRIGATION DISTRICT

Audit: 04/23/92 WESTRA 05/26/92 GARRETT 07/30/92 GARRETT 08/11/94 PSKAGGS
11/13/97 SLESTER

D'BASE SHOWS WILDER
NOW INSTEAD OF HOMERLE
BUT NOT SURE WHEN
CORRECTED

GARRETT files
are e Region

MAY 16 1998

WR5809NP
No. 63-11787

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/97
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARRETT RANCHES PACKING	04/23/1992	IRRIGATION	03/15 11/15	4.000 CFS	
TOTAL DIVERSION:					4.000 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R05W S01

NWSE

CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																		
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:	SUM	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	
03N	05W	1	:									:							:							:	40	30		40	:	110.0		
03N	05W	12	:	40	40	05	05	:				:							:							:						:	90.0	
																												TOTAL ACRES	200.0					

Pou County: CANYON

Dates: App. Received: 04/23/1992 Priority Date: 04/23/1992
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: 05/26/1992 User-ID: GARRETT Subject: OTHER RIGHTS - WILDER IRRIGATION DISTRICT

Audit: 04/23/92 WESTRA 05/26/92 GARRETT 08/11/94 PSKAGGS 11/13/97 SLESTER

MAY 16 1993

WR5809NP
No. 63-11788

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/97
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARRETT RANCHES INC	04/23/1992	IRRIGATION	03/15 11/15	4.000 CFS	
TOTAL DIVERSION:					4.000 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R05W S02

SENE

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
03N	05W	1	:							40	05	:	40	35	30	:	20			:	170.0
03N	05W	2	:	01-10				20	:			:				:				:	30.0
																			TOTAL ACRES		200.0

Pou County: CANYON

Dates: App. Received: 04/23/1992 Priority Date: 04/23/1992
Proof Due Date:
Exam Made Date: Proof Made Date:
Licensed Date: Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

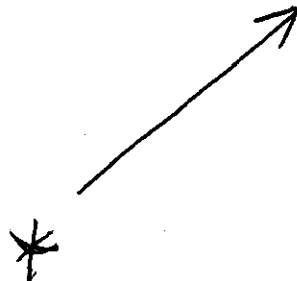
Comments: Date: 05/26/1992 User-ID: GARRETT Subject: OTHER RIGHTS - WILDER IRRIGATION DISTRICT

Audit: 04/23/92 WESTRA 05/26/92 GARRETT 08/11/94 PSKAGGS 11/13/97 SLESTER

SD-0602-2 Last Name: J R SIMPLOT

S Basin Number: 63 Year: 97

E	Name	Permit	1	1	1	A	L	
L	Last, First	Number	/4	/4	/4	c W	S O	Approval
			Lt			c U	T G	Date
J R	SIMPLOT	63-97-C-0529-000	03N	05W	01	NE NW	L I F L	08/20/1997
		63-97-C-0678-000	03N	05W	01	NE NW	P I F	10/03/1997



(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

*

Simpplot well drilling
@ GARRETT'S place,
Wilder.

See profile Report
63-11398

WR5809NP
No. 63-11398

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J R SIMPLOT CO	09/07/1990	IRRIGATION	03/15 11/15	3.160 CFS	
TOTAL DIVERSION:					3.160 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T03N R05W S01

NENW

CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
03N	05W	1	:	02-41	40	:	03-39	:	38	:	:	:	:	:	:	:	:	:	:	:	:	:	:	158.0
TOTAL ACRES																							158.0	

Pou County: CANYON

Conditions of Approval:

- 26A - 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.
- 01G - Prior to the diversion of water under this right a flow
 - measurement port or other device as specified by the Department
 - shall be installed to provide for the installation of measuring
 - equipment and the determination of the rate of diversion by the
 - Department.
- 046 - Right holder shall comply with the drilling permit
 - requirements of Section 42-235, Idaho Code.
- 03A - The rate of diversion of water for irrigation under this right
 - and all other water rights on the same land shall not exceed 0.02
 - cubic feet per second for each acre of land.

Remarks:

Approval of the amendment does not authorize the construction of a new or additional well.
Prior to diversion and use of water under terms of the amended permit, the permit holder shall comply with the requirements of the Wilder Irrigation District and of the U.S. Bureau of Reclamation through the Wilder Irrigation District relative to the change in place of use of surface water provided to the permit holder by the irrigation district for use on the 158 acres in S30, S31, T05N, R05W, B.M., and shall provide evidence of such compliance to the department.
Failure to comply with these conditions of approval is cause for the department to void this approval.

* 8/18/97
AMENDMENT
(Replaced withdrawn
proof of B.M.)
changed location to
Wilder AREA.

WR5809NP
No. 63-11398

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/17/97
PAGE: 2

Dates: App. Received: 09/07/1990 Priority Date: 09/07/1990
Proof Due Date: 12/01/1998 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 11/29/1993 User-ID: ANDREGG Subject: Extension of Time Received
Extension of Time Received

Date: 12/28/1993 User-ID: VAULT Subject: Extension of Time Received
Extension of Time Received

Date: 01/19/1994 User-ID: ZIMMERMA Subject: AMENDED PERMIT
This permit has been amended to change the point of diversion
from Lt. 3 (NENW), S01, T03N, R05W to SWNE, S31, T05N, R05W; and
to change the place of use from Lt. 2 (NWNE), SWNE, Lt. 3 (NENW),
& SENW to SWSE & SESE, S30, and NENE, NWNE, SWNE, & SENE, S31,
T05N, R05W.

Date: 12/02/1994 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 09/12/90 GARRETT 11/23/90 SKAGGS 11/29/90 SKAGGS 11/30/90 SKAGGS
12/04/90 SKAGGS 11/29/93 COMMENTS 12/28/93 COMMENTS 01/25/94 YARBROUG
01/19/94 ZIMMERMA 01/19/94 ZIMMERMA 12/02/94 COMMENTS 12/20/94 JYARBROU
08/29/95 STAYLOR 02/23/96 STAYLOR 08/13/97 SCURTIS 09/12/97 JJOHNSON
09/12/97 KTOENSEN 09/12/97 JJOHNSON

Now Replaced by
1997 Amendment

NOV 18 1998

CONVERSATION MEMORANDUM

DATE 10/30/97FILE 63-11786 through
11788NAME OF PARTY F. GarrettEMPLOYEE 82RE: Processing concerns re "M Wells"

Mr. Garrett called in response to my 10/17/97 letter. First, he said his address is Wilder, not Homedale. Second, " " he has made several visits to town since first filed & has tried to get application processed for final approval.

Third, he is quite sure that never received the 5/19/95 mass mailing & continued processing.

Fourth, he remains concerned that other orchard owners around his area got approval permits for 1992 "M Wells" while he has not.

He wants to appeal IDNR's decision & not processing his 3 filings - needs early & late season irrigation protection to maintain viable orchards. He stated that has lost quite a lot by not being able to use wells when needed.

Fifth, he remains concerned & new well drilling in his immediate area (Simp lot?).

He will send a letter & all this for dept. to consider ASAP.

10/30/97

NOV 18 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

October 17, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FRANK & DOROTHY GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
HOMEDALE ID 83676

RE: APPLICATIONS FOR PERMIT NOS. 63-11786, 63-11787 & 63-11788

Dear Mr. and Mrs. Garrett:

Thank you for your recent reply concerning processing of the above referenced supplemental irrigation well applications.

I regret to inform you that the department will be unable to resume processing the applications at this time. This is the reverse of what was recently indicated to you, and I regret any inconvenience this might cause you.

As it turns out, I made a mistake in the earlier conversations with you. It was incorrect to state that the department had recently approved similar applications such as yours. While it is true that approximately 70 permits for 1992 supplemental irrigation wells were issued in 1995 and 1996, additional approval of the remaining 1992 supplemental well applications (that for one reason or another had not been processed for approval in 1995-1996) has not occurred.

It is unfortunate that you did not reply sooner to the 1995 mailing sent to you in which you were asked if you wanted to pursue approval of the applications. The 70 permits that were issued involved applicants who did respond to the 1995 mailing by returning the completed "response forms" in 1995 or early 1996 to show their continued interest in obtaining water right permits for the supplemental wells.

Because a general moratorium remains in place for the Boise River drainage and due to an abundant surface water supply at this time, the department has determined that processing of your applications is premature. Therefore, the filings will remain on hold but the priority dates remain unchanged (no penalty for such delays).

You might want to keep in touch with this office and with local news sources regarding two things. One, the surface water supply for 1998 will of course be an important issue. Two, a local ground

10/18/97

October 17, 1997
Page 2

water study -- Treasure Valley Hydrologic Project -- might reveal significant data in the near future which will allow the department to reconsider your applications and the many others that have been held since 1992.

As we discussed, the department will evaluate any written concerns that you submit regarding recent well drilling activity in your area for Simplot operations or any other activities that you think adversely impact your interests.

Again, I apologize for giving you the wrong information and getting your hopes up about your applications. If I can provide any other information about your water rights situation, please let me know.

Sincerely,



Steve Lester
Water Rights Supervisor

c: Water Right Permits Section, IDWR State Office

NOV 17 1997

CONVERSATION MEMORANDUM

DATE 10/15/97FILE 63-11786

NAME OF PARTY _____

11787

EMPLOYEE JL

11788

RE: Processing = continue on HOLD

I thought similar Appl. for completed 1992 well had been recently approved (63-11758 Duane Yamamoto) & advised Mr. Garrett that his 3 Appl. could most likely also be issued.

However - discovered that 63-11758 was held & will remain on hold & S.O. - no basis to approve now per water supply etc.

So Garrett's 3 Appl. should not be advertised at this time. See follow up letter of today.

MAY 18 1998

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: FRANK GARRETT - DOROTHY GARRETT - GARRETT RANCHESAddress: _____

_____Water Right No.: 63.11786

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.)

X
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?

280 ft to 420 ft *

Signature: Dorothy GarrettPrinted Name: DOROTHY GARRETT

Please return this form to:

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

* per 1992 well log (drilling permit 63-92-W-0900) -
SCREENS set 280' - 420'.

X = items to complete

MAY 18 1993

23835 Homedale Rd.
Wilder, Id. 83678
Ph. 208-337-3133
Fax 208337-3891

Garrett Ranches, Inc.

Fax

✓ 82

State of Idaho, Dept. of Water Resources

To:	Attention: Steve Lestra	From:	Frankie Garrett
Fax:	(208) 334-2348	Pages:	1 of 4
Phone:		Date:	Oct. 9, 1997
Re:		CC:	

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

A letter to follow later.

NOV 18 1997



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

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 9/12/97

TO: FRANK GARRETT

FROM: STEVE LEYSTER

208-337-3891

DOCUMENT DESCRIPTION:

INTO for your supplemental wells & also about
single AS we discuss.

TOTAL PAGES SENT: 9 + COVER SHEET

CONTACT: _____

9/17

IT RECEIVE response forms & process:
note my monitoring processing file for
update; add to WEEKLY list etc

RECEIVED
-JL MAY 18 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

September 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mr. Frank Garrett
Sent Via Facsimile
To 208-337-3891

RE: APPLICATIONS FOR PERMIT FOR SUPPLEMENTAL WELLS

Dear Mr. Garrett:

I am faxing this letter to you as we discussed earlier today. The information provided to you will help you as you seek to have your three supplemental well applications approved as water right permits. I understand from your information that approved water right permits will help you obtain a considerable refund from Idaho Power Company.

Enclosed are the following items:

- 1) copy of the 1995 mailing sent to you in which you were asked if you wanted to pursue approval of the three applications;
- 2) copies of the three applications ("profile reports"); and
- 3) three "response forms" to be completed and returned to me as soon as possible.

Processing of the applications can resume once I receive the completed response forms. The mailing address for all three filings will be assumed to remain as 23935 Homedale Road unless you indicate otherwise.

Also, if you have specific concerns regarding the Simplot permit associated with current well drilling activity in your area, please include a letter explaining your point of view. As we discussed, other neighbors are certainly welcome to send their written concerns to this office. The Simplot right is permit no. 63-11398.

You are welcome to fax your reply to me at 208-334-2348. Please let me know if I can provide other assistance to you in these matters.

Sincerely,

Steve Lester
Water Rights Supervisor

c: IDWR State Office

MAY 18 1998



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.

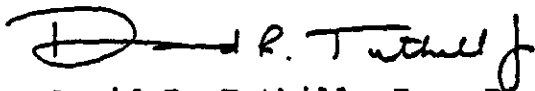
Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your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

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)

MAY 18 1995

WR5809NP
No. 63-11786

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/11/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK GARRETT	05/15/1992	IRRIGATION	03/15 11/15	2.800 CFS	
C	GARRETT RANCHES					
C	DORTHY GARRETT					
	23935 HOMEDALE RD					
	WILDER ID 83676					
	(208) 337-3133					
				TOTAL DIVERSION:	2.800 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R04W S06 Lot 06(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
03N	04W	6	:											06-20	07-40					60.0
03N	04W	7	:							01-40	02-40									80.0
																			TOTAL ACRES	140.0

Pou County: CANYON

Dates: App. Received: 04/23/1992 Priority Date: 05/15/1992
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: 05/26/1992 User-ID: GARRETT Subject: OTHER RIGHTS - WILDER IRRIGATION DISTRICT

Audit: 04/23/92 WESTRA 05/26/92 GARRETT 07/30/92 GARRETT 08/11/94 PSKAGGS

NOV 13 1998

WR5809NP
No. 63-11787

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/11/97
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARRETT RANCHES PACKING 23935 HOMEDALE RD WILDER ID 83676 (208) 337-3133	04/23/1992	IRRIGATION	03/15 11/15	4.000 CFS	
TOTAL DIVERSION:					4.000 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R05W S01

NWSE

CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
03N	05W	1	:					:					:					:	40	30		40	:	110.0
03N	05W	12	:	40	40	05	05	:					:					:					:	90.0
TOTAL ACRES																							200.0	

Pou County: CANYON

Dates: App. Received: 04/23/1992 Priority Date: 04/23/1992
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: 05/26/1992 User-ID: GARRETT Subject: OTHER RIGHTS - WILDER IRRIGATION DISTRICT

Audit: 04/23/92 WESTRA 05/26/92 GARRETT 08/11/94 PSKAGGS

NOV 11 1997

WR5809NP
No. 63-11788

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/12/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARRETT RANCHES INC 23935 HOMEDALE RD WILDER ID 83676 (208) 337-3133	04/23/1992	IRRIGATION	03/15 11/15	4.000 CFS	
TOTAL DIVERSION:					4.000 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: APPLICATION

Point(s) of Diversion: T03N R05W S02 SENE 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
03N	05W	1	:							40	05	:	40	35	30	:		20		:	170.0
03N	05W	2	:	01-10						20		:				:				:	30.0
																			TOTAL ACRES	200.0	

Pou County: CANYON

Dates: App. Received: 04/23/1992 Priority Date: 04/23/1992
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: 05/26/1992 User-ID: GARRETT Subject: OTHER RIGHTS - WILDER IRRIGATION DISTRICT

Audit: 04/23/92 WESTRA 05/26/92 GARRETT 08/11/94 PSKAGGS

4000
1000 1 6 1328

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: FRANK GARRETT - DOROTHY GARRETT - GARRETT RANCHES

Address: _____

Water Right No.: 63.11786

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

source of water that you propose to 280 ft to 420 ft *
iate is ground water, what aquifer
level do you propose to develop to obtain water?

X Signature: _____

X Printed Name: _____

Please return this form to:

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

* per 1992 well log (drilling permit 63-92-W-0900) -
SCREENS SET 280'-420'.

X = items to complete
JUL 15 1993

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: GARRETT RANCHES Packing

Address: _____

Water Right No.: 63-11787

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

If the source of water that you propose to appropriate is ground water, what aquifer level do you propose to develop to obtain water? 210 ft to 466 ft *

X Signature: _____

X Printed Name: _____

Please return this form to:

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

* per 1992 well log (drilling permit 63-92-W-607) -
screens set 210' - 460'.

MAY 16 1994

RESPONSE FORM

Boise River Basin Moratorium Application

Name of Applicant: GARRETT RANCHES INC.

Address: _____

Water Right No.: 63-11788

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

If the source of water that you propose to appropriate is ground water, what aquifer level do you propose to develop to obtain water? 315 ft to 575 ft *

X Signature: _____

X Printed Name: _____

Please return this form to:

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

* per 1992 well log (drilling permit 63-92-W-608) -
screens set 315' - 575'.

MAY 18 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

September 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mr. Frank Garrett
Sent Via Facsimile
To 208-337-3891

RE: APPLICATIONS FOR PERMIT FOR SUPPLEMENTAL WELLS

Dear Mr. Garrett:

I am faxing this letter to you as we discussed earlier today. The information provided to you will help you as you seek to have your three supplemental well applications approved as water right permits. I understand from your information that approved water right permits will help you obtain a considerable refund from Idaho Power Company.

Enclosed are the following items:

- 1) copy of the 1995 mailing sent to you in which you were asked if you wanted to pursue approval of the three applications;
- 2) copies of the three applications ("profile reports"); and
- 3) three "response forms" to be completed and returned to me as soon as possible.

Processing of the applications can resume once I receive the completed response forms. The mailing address for all three filings will be assumed to remain as 23935 Homedale Road unless you indicate otherwise.

Also, if you have specific concerns regarding the Simplot permit associated with current well drilling activity in your area, please include a letter explaining your point of view. As we discussed, other neighbors are certainly welcome to send their written concerns to this office. The Simplot right is permit no. 63-11398.

You are welcome to fax your reply to me at 208-334-2348. Please let me know if I can provide other assistance to you in these matters.

Sincerely,

Steve Lester
Water Rights Supervisor

c: IDWR State Office

RECEIVED

MAY 18 1998

CONVERSATION MEMORANDUM

fax 337-3891

DATE 9/12/97

FILE 63-11786

NAME OF PARTY Frank Garrett 208-337-3133

11787

EMPLOYEE FL

11788

RE: Processing 3 "M WELLS" APPLS.

Considerable discussion today as following to his calls to Jim Johnson & Kay Walker in past week. Also, I spoke with him a couple of weeks ago re status of these 3 filings.

He did not respond to 5/95 mailing & response form ("yes or no" to proceed with processing). He now wants to proceed.

I'll fax him 3 response forms with copies of 3 profile reports. Based on his response, Region can re-process these to be considered for approval.

Also, if he &/or other owners in area have concerns re nearby 1990 Simplex permit 63-11398, can send letters of concern (too late to protest 6/97 Amendment Appl.) to IDWR.

Orig - 63-11786

cc - -11787 -11788 -11398 (J.D. + Region files
MAY 18 1998 (Simplex))

MEMORANDUM

September 11, 1997

TO: STEVE LESTER

FROM: KAY WALKER

RE: FILES 63-11786, 63-11787 & 63-11788

Frankie Garrett called the office on Monday, September 8, and inquired about a well being drilled, for Simplot, just north of the Garrett property. Mr. Garrett was real unhappy that Simplot had been given a permit to drill this well because he had just deepened 7 domestic wells due to lack of water. I could not locate a Simplot water right permit for the area Mr. Garrett described and later found that Permit No. 63-11398 (which had been amended but not updated in computer) covered the well being drilled.

I contacted Shelley Keen, who knew part of the story regarding the Simplot permit. Shelley advised me to have Mr. Garrett contact Jim Johnson who had the file in his office. I called Mr. Garrett and told him that Simplot's permit was issued in 1990 and they had a valid drilling permit issued on August 20, 1997 (63-97-C-0529-000).

Mr. Garrett requested copies of his "permanent" water rights so that he could submit them to Idaho Power. I searched the data base and only found adjudication claims A63-28017 thru A63-28021 in the Garrett name. I sent him profile reports of these claims thinking that was what he needed. I did not realize he was looking for approval of water right permits that were held due to the moritorium.

Mr. Garrett called the office again this morning to let me know that I had not sent the information he was looking for. He then gave me numbers M63-11787, M63-11786 and M63-11788 and stated that he wanted action taken on these rights. He is still very concerned that Simplot's well will cause more problems in that area and wanted to know why Simplot had been given a drilling permit when he had not obtained his permanent water rights. I ~~also~~ told him I would check into the moritorium permits and call him back.

Frankie Garrett = 337-3133

ENCLOSURE

MAY 18 1998



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.

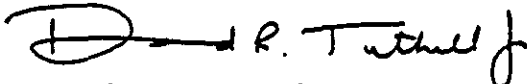
Please find enclosed a Profile Report which provides information from our water rights data base describing each of your moratorium-held applications. In addition we have included one response form for each application, which enables you to indicate whether you wish to proceed with processing of your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

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)

100-1-1000
100-1-1000

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 63-11786 IN)
THE NAME OF FRANK GARRETT)
GARRETT RANCHES)
DORTHY GARRETT)
_____)

REINSTATEMENT ORDER

This matter having come before the Idaho Department of Water Resources (department), as a result of drought conditions being experienced during the 1994 irrigation season, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. In May 1992, the department issued the above captioned temporary permit (permit) to use ground water during the 1992 irrigation season to offset the effects of the drought and the associated reduced surface water supply. The permit expired on November 15, 1992.

2. The permit was conditioned that the Director of the department retained jurisdiction to reinstate the permit if drought conditions justify resumption of ground water use.

3. Water supply conditions during 1994 justify reinstatement of the permit by the Director.

CONCLUSIONS OF LAW

1. The Director is authorized under Chapter 2, Title 42, Idaho Code, to issue water right permits authorizing the diversion and use of the state's water resources.

2. The Director should reinstate the above captioned permit with certain conditions and limitations.

ORDER

IT IS THEREFORE, HEREBY ORDERED that the above captioned permit is **REINSTATED** with the following conditions and limitations:

1. The permit expires on November 15, 1994.

2. The right to divert water under the above captioned permit is void if the surface water appurtenant to the place of use has been sold, transferred, leased or used on any other place of

SEP 09 1994

use without the approval of the department.

3. The permit holder shall use the full allotment of surface water to the extent it is available before diversion is authorized under this reinstated permit.

4. The permit holder shall employ reasonably efficient methods of water application to conserve the water of the state of Idaho.

5. The rate of diversion of water for irrigation under this right and all other rights shall not exceed 0.02 cfs for each acre of land.

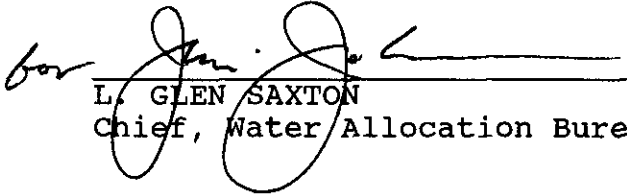
6. This use is subject to all prior water rights.

7. The place of use authorized is only that shown on the permit. Permit holder shall prevent use of this water on land for which it is not authorized.

8. This reinstatement does not authorize the construction of new wells or the deepening of existing wells.

9. Failure to comply with the above conditions and limitations of permit use voids this reinstatement.

Dated this 16TH day of August, 1994.

for 
L. GLEN SAXTON
Chief, Water Allocation Bureau



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

August 16, 1994

FRANK GARRETT
GARRETT RANCHES
DORTHY GARRETT
23935 HOMEDALE RD
WILDER ID 83676

RE: PERMIT NO. M63-11786

REINSTATEMENT OF PERMIT APPROVAL

Dear Reinstated Permit Holder(s):

Enclosed is an reinstatement order **authorizing diversion of water** under the above referenced permit.

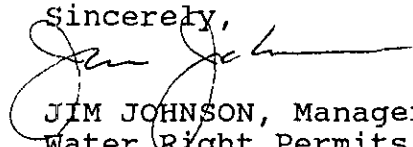
The Department has reinstated your permit for the remainder of the 1994 irrigation season and the reinstatement will expire on November 15, 1994. When your permit expires, you must make the pump and motor inoperable, and you cannot operate the pump without approval from the Department of Water Resources. The Director may reinstate the permit again next year if drought conditions persist.

Please remember water diverted under your reinstated permit is only to be used on the lands identified on your permit. You must obtain the approval of the Department before using your water anywhere else.

If diversion from your well causes interference with other wells with an earlier priority, you may be required to cease pumping or compensate the affected party. Idaho law specifically protects groundwater levels for domestic wells which were in use prior to 1978.

If you have any questions please let me know.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

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SEP 09 1994

DROUGHT RELIEF QUESTIONNAIRE

If you are not interested in having a 1994 temporary permit reinstatement, or if you did not drill a well in 1992, disregard this questionnaire. No response is necessary.

Please answer the questions below. Your answers will help the department assess the need for use of the wells to complete the 1994 irrigation season and the extent of water use that will occur if the department again authorizes use of the wells.

1. Temporary permit identification number. 63-11786
(See cover letter)
2. a) Person responding to this questionnaire

Frankie Garrett

b) Relationship to applicant? Same

3. Do you expect to use all of your surface water supplies for the land identified on the attached application prior to the end of the 1994 irrigation season? Yes X No

4. What is the source of supply? (Name of Canal)

Low Line Canal

5. What date do you expect this to occur? August 20, 1994

6. List the type of crop, acreage and volume of water in acre feet (AF) needed under the temporary permit to complete the 1994 irrigation season. List only for the lands included in the land list of the attached application for permit.

<u>CROP</u>	<u>ACRES</u>	<u>ACRE FEET</u>
Apples		
Plums	<u>140</u>	<u>200</u>
Pasture		
Have left ground idle		
to supplement orchards.		

This questionnaire needs to be completed and returned to the department by August 1, 1994 in order to be considered as a request to reinstate a temporary permit.

RECEIVED

SEP 09 1994



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

RECEIVED

JUL 22 1994

July 20, 1994

FRANK GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
HOMEDALE ID 83676

RE: Water Right No. M63-11786

Dear Water Right Holder(s):

In 1992, the Department issued you a temporary permit to use groundwater from your well, if you drilled one, to replace depleted storage water supplies. This temporary permit expired on November 15, 1992.

During 1994, since available surface water supplies are again substantially below normal, the department has received a number of requests to re-authorize use of the "1992 drought relief" wells.

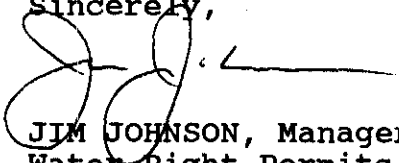
The department is willing to consider reinstating the temporary permits for the remainder of 1994 provided you can show that you used water under the 1992 temporary approval and that water will be used only on the lands identified on the temporary permit. Enclosed is a questionnaire which you must complete and return to the department if you want to be considered for reinstatement in 1994.

Also enclosed, for your reference, is a record of your application for permit.

Please be advised that unless the department specifically reinstates the expired permit, you are not authorized to divert and use the water from the well identified on the temporary permit.

If you have any questions, please feel free to contact me at Ph. 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

SEP 09 1994

DROUGHT RELIEF QUESTIONNAIRE

If you are not interested in having a 1994 temporary permit reinstatement, or if you did not drill a well in 1992, disregard this questionnaire. No response is necessary.

Please answer the questions below. Your answers will help the department assess the need for use of the wells to complete the 1994 irrigation season and the extent of water use that will occur if the department again authorizes use of the wells.

1. Temporary permit identification number. _____
(See cover letter)
2. a) Person responding to this questionnaire

b) Relationship to applicant? _____

3. Do you expect to use all of your surface water supplies for the land identified on the attached application prior to the end of the 1994 irrigation season? Yes _____ No _____

4. What is the source of supply? (Name of Canal)

5. What date do you expect this to occur? _____

6. List the type of crop, acreage and volume of water in acre feet (AF) needed under the temporary permit to complete the 1994 irrigation season. List only for the lands included in the land list of the attached application for permit.

<u>CROP</u>	<u>ACRES</u>	<u>ACRE FEET</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

This questionnaire needs to be completed and returned to the department by August 1, 1994 in order to be considered as a request to reinstate a temporary permit.

SEP 09 1994

DROUGHT RELIEF QUESTIONNAIRE

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Please answer the questions below. Your answers will help the department assess the need for use of the wells to complete the 1994 irrigation season and the extent of water use that will occur if the department again authorizes use of the wells.

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(See cover letter)
2. a) Person responding to this questionnaire

b) Relationship to applicant? _____

3. Do you expect to use all of your surface water supplies for the land identified on the attached application prior to the end of the 1994 irrigation season? Yes _____ No _____

4. What is the source of supply? (Name of Canal)

5. What date do you expect this to occur? _____

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<u>CROP</u>	<u>ACRES</u>	<u>ACRE FEET</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

This questionnaire needs to be completed and returned to the department by August 1, 1994 in order to be considered as a request to reinstate a temporary permit.

SEP 09 1994

DROUGHT RELIEF QUESTIONNAIRE

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2. a) Person responding to this questionnaire

b) Relationship to applicant? _____

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4. What is the source of supply? (Name of Canal)

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<u>CROP</u>	<u>ACRES</u>	<u>ACRE FEET</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
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This questionnaire needs to be completed and returned to the department by August 1, 1994 in order to be considered as a request to reinstate a temporary permit.

SEP 09 1994

WATER RESOURCES

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SEP 09 1994

- ☐ Expired
- ☐ Invalid Address
- ☐ Invalid Address
- ☐ Attempted - Not Known
- ☒ No Such Street
- ☐ No Such Number
- Route No. _____ Date _____
- Carr. Initials _____



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

July 20, 1994

FRANK GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
HOMEDALE ID 83676

RE: Water Right No. M63-11786

Dear Water Right Holder(s):

In 1992, the Department issued you a temporary permit to use groundwater from your well, if you drilled one, to replace depleted storage water supplies. This temporary permit expired on November 15, 1992.

During 1994, since available surface water supplies are again substantially below normal, the department has received a number of requests to re-authorize use of the "1992 drought relief" wells.

The department is willing to consider reinstating the temporary permits for the remainder of 1994 provided you can show that you used water under the 1992 temporary approval and that water will be used only on the lands identified on the temporary permit. Enclosed is a questionnaire which you must complete and return to the department if you want to be considered for reinstatement in 1994.

Also enclosed, for your reference, is a record of your application for permit.

Please be advised that unless the department specifically reinstates the expired permit, you are not authorized to divert and use the water from the well identified on the temporary permit.

If you have any questions, please feel free to contact me at Ph. 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

SEP 29 1994

March 31, 1994

DORTHY GARRETT
23935 HOMEDALE RD
HOMEDALE ID 83676

RE: Water Right No. M63-11786

Dear Water Right Holder(s):

In 1992, the Department of Water Resources issued the above referenced permit allowing the diversion of water for the 1992 irrigation season only. The permit included a condition:

This permit to appropriate water expires at the end of the 1992 irrigation season. The Director retains jurisdiction to reinstate the permit if drought conditions justify resumption of groundwater use.

It now appears that 1994 early season water supply and precipitation conditions are such that short-term use of the wells that were drilled under this authority could be beneficial prior to the start of water delivery through the canal systems in the Boise Valley. We have been advised that most of the canals will not be able to deliver water for another 10 to 14 days.

Therefore, you are hereby notified that the permit is reinstated for temporary use during the period April 1 through April 15, 1994 only. All other conditions of the permit continue to apply. One requirement was that the well be disconnected from the power system at the end of the approved period of use, which under this reinstatement is April 15, 1994.

The existing moratorium in the Boise Valley area is not changed by this temporary reinstatement of the 1992 drought well permit. This temporary reinstatement does not authorize the construction of a new well or alteration of an existing well.

If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED
MAY 10 1994

MAY 10 1994

March 31, 1994

FRANK GARRETT
GARRETT RANCHES
23935 HOMEDALE RD
HOMEDALE ID 83676

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If you have any questions, please contact this office.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

SEP 09 1994

RECEIVED

JUN 13 1992

STATE OF IDAHO)
) ss.
County of Canyon)Department of Water Resources
Western Regional Office

Janet McDaniel

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.

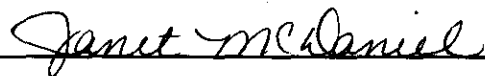
3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times

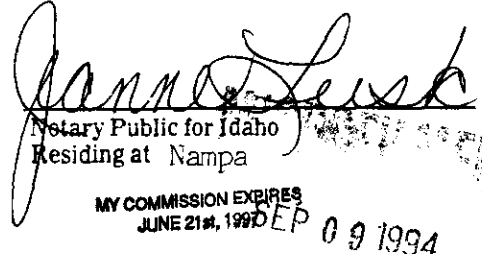
—in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

June 3, 10, 1992

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 10th day of June in the year of 1992, before me, a Notary Public, personally appeared Janet McDaniel, 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, 1994
SEP 09 1994

NOTICE OF APPLICATION FOR WATER RIGHT

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

GARRETT, FRANK
GARRETT, DORTHY
GARRETT RANCHES
23935 HOMEDALE RD
HOMEDALE, ID 83676

Source: GROUNDWATER
Diversión Pt: LOT 6 (NWSW) Sec 6 T 03N R 04W in CANYON County.
Use: IRRIGATION (2.800 CFS)
Total Diversion: (2.800 CFS)

Date Filed: 5/15/1992
In: CANYON County
T03N R04W S06
S07
140.0 ACRES TOTAL

GARRETT RANCHES PACKING
23935 HOMEDALE RD
HOMEDALE, ID 83676
Source: GROUNDWATER
Diversión Pt: NWSE Sec 1 T 03N R 05W in CANYON County.
Use: IRRIGATION (4.000 CFS)
Total Diversion: (4.000 CFS)

Date Filed: 4/23/1992
In: CANYON County
T03N R05W S01
S12
200.0 ACRES TOTAL

GARRETT RANCHES INC
23935 HOMEDALE RD
HOMEDALE, ID 83676
Source: GROUNDWATER
Diversión Pt: SENE Sec 2 T 03N R 05W in CANYON County.
Use: IRRIGATION (4.000 CFS)
Total Diversion: (4.000 CFS)

Date Filed: 4/23/1992

In: CANYON County
T03N R05W S01
S02
200.00 ACRES

HIPP, BARBARA ANN
HIPP, WILLIAM BRUCE
515 N 21ST AVE
CALDWELL, ID 83605
Source: GROUNDWATER
Diversión Pt: NESE Sec 35 T 05N R 03W in CANYON County.
Use: IRRIGATION DOMESTIC (.150 CFS)
Total Diversion: (.040 CFS)
Total Diversion: (.190 CFS)

Date Filed: 5/13/1992
In: CANYON County
T05N R03W S35
5.0 ACRES

NICKEL, CHARLES A
NICKEL, ZELDA M
16086 W USTICK
CALDWELL, ID 83605
Source: GROUNDWATER
Diversión Pt: SENW Sec 9 T 03N R 03W in CANYON County.

Use: IRRIGATION

Date Filed: 5/14/1992
In: CANYON County
T03N R03W S09
79.0 ACRES TOTAL

NICKEL, CHARLES A
NICKEL, ZELDA M
16086 W USTICK
CALDWELL, ID 83605
Source: GROUNDWATER
Diversión Pt: SENW Sec 9 T 03N R 03W in CANYON County.

Date Filed: 5/14/1992
In: CANYON County
T04N R03W S32
82.0 ACRES TOTAL

FRED HERTIG TRUST
23062 TEN DAVIS RD
PARMA, ID 83360
Source: GROUNDWATER
Diversión Pt: NESE Sec 19 T 05N R 04W in CANYON County.
Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)

Date Filed: 5/14/1992
In: CANYON County
T05N R04W S19
80.0 ACRES TOTAL

JEFFERS, GEORGE
20021 HOSKINS RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversión Pt: NENE Sec 15 T 03N R 04W in CANYON County.
Use: IRRIGATION (.800 CFS)
Total Diversion: (.800 CFS)

Date Filed: 5/18/1992
In: CANYON County
T03N R04W S15
40.0 ACRES TOTAL

ALDER, NORMAN C
ALDER, KATHRYN
1288 SOUTHSIDE BLVD S
MELBA, ID 83641
Source: GROUNDWATER
Diversión Pt: NENW Sec 36 T 01N R 02W in CANYON County.
SESESE Sec 36 T 01N R 02W in CANYON County.

Only one well to be located in 1 of 2 points.
Use: IRRIGATION (2.000 CFS)
Total Diversion: (2.000 CFS)

Date Filed: 5/14/1992
In: CANYON County
T01N R02W S36
114.0 ACRES TOTAL

ADLER, ROBERT L
PO BOX 936
CALDWELL, ID 83605
Source: GROUNDWATER
Diversión Pt: SWNW Sec 14 T 03N R 03W in CANYON County.
Use: IRRIGATION (.800 CFS)
Total Diversion: (.800 CFS)

Date Filed: 5/14/1992
In: CANYON County
T03N R03W S14
40.0 ACRES TOTAL

GOODING, FRED
23669 BATT CORNER RD
PARMA, ID 83660
Source: GROUNDWATER
Diversión Pt: LOT 2 (NENWNE) Sec 2 T 04N R 05W in CANYON County.
Use: IRRIGATION (2.160 CFS)
Total Diversion: (2.160 CFS)

Date Filed: 5/15/1992
In: CANYON County
T04N R05W S02
108.0 ACRES TOTAL

HUTER BROS INC.
9040 LINDEN
NAMPA, ID 83687
Source: GROUNDWATER
Diversión Pt: SWNW Sec 34 T 04N R 02W in CANYON County.
Use: IRRIGATION (.700 CFS)
Total Diversion: (.700 CFS)

Date Filed: 5/20/1992
In: CANYON County
T04N R02W S28
0 ACRES TOTAL

JUNSET FARMS INC
O KENNETH TIEGS
10305 MELMONT RD
MELBA, ID 83641
Source: GROUNDWATER
Diversión Pt: SENE Sec 3 T 03N R 02W in CANYON County.
Use: IRRIGATION (1.600 CFS)
Total Diversion: (1.600 CFS)

Date Filed: 5/19/1992
In: CANYON County
T03N R02W S03
80.0 ACRES TOTAL

GROW, J KEITH
18533 VAN SLYKE RD
WILDER, ID 83676
Source: GROUNDWATER
Diversión Pt: SENE Sec 31 T 04N R 04W in CANYON County.
Use: IRRIGATION (1.000 CFS)
Total Diversion: (1.000 CFS)

Date Filed: 5/14/1992
In: CANYON County
T04N R04W S31
50.6 ACRES TOTAL

BACHMAN, MACK
BACHMAN, ELAIRE
13479 LOCUST LN
NAMPA, ID 83687
Source: GROUNDWATER
Diversión Pt: SWNE Sec 11 T 02N R 03W in CANYON County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 5/15/1992
In: CANYON County
T02N R03W S11

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before JUNE 22, 1992.
R. KEITH HIGGINSON, Director
DEPARTMENT OF WATER RESOURCES
June 3, 10, 1992

63-11830

63-11832

63-11833

63-11835

63-11836

63-11839

63-11840

SEP 09 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

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.

pg 1 of 2

1. WELL OWNER

Name FRANK GARRETT
Address 23935 HOMEDALE RD., HOMEDALE, ID 83676
Drilling Permit No. 63-92-W-0900
Water Right Permit No. 63-11786

7. WATER LEVEL

Static water level 178 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 _____
Describe artesian or temperature zones below.

2. NATURE OF WORK

- ☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures
such as liners, screen, materials, plug depths, etc. in lithologic
log, section 9.)

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
700	380'	7½ hrs.

3. PROPOSED USE

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

4. METHOD DRILLED

- ☐ Rotary ☐ Air ☐ Auger ☒ Reverse rotary
☐ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION (SEE ATTACHED)

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____
Thickness _____ Diameter _____ From _____ To _____
_____ inches _____ inches + _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☐ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet

Well screen installed? ☒ Yes ☐ No
Manufacturer ROSCOE MOSS Type VEE WIRE
Top Packer or Headpipe _____
Bottom of Tailpipe _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 3/8
Placed from 450 feet to 150 feet

Surface seal depth 18 Material used in seal: ☐ Cement grout
☒ Bentonite ☒ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded
☐ Solvent Weld ☐ Cemented between strata

Describe access port 2" Pipe

9. LITHOLOGIC LOG

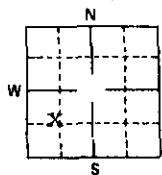
Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
28"	0	2	Topsoil		X
	2	18	Hardpan & Clay		X
	18	45	Brn. Sandy Clay		X
	45	60	Brn. Silty Clay		X
	60	68	Fine Sand	X	
	68	79	Brn. Clay		X
	79	128	Fine Sand	X	
	128	163	Brn. Clay		X
	163	172	Fine Brn. Sand	X	
	172	195	Gray & Brn. Clay		X
	195	197	Fine Gray Sand	X	
	197	219	Gray Sandy Clay		X
	219	223	Fine Sand & Sandstone	X	
	223	255	Blue & Gray Shale		X
	255	280	Sandy Blue Clay		X
	280	289	Fine Sand/Sandstone	X	
	289	307	Blue Clay		X
	307	363	Fine Sand	X	
	363	365	Gray Gummy Clay		X
	365	378	Fine Sand	X	
	378	381	Gray Clay		X
	381	385	Fine Sand	X	
	385	405	Gray Clay		X
	405	417	Fine Sand w/Pea Gravel	X	
	417	420	Sandy Clay w/fine sand	X	
	420	450	Gray Clay		X

10.

Work started 10/15/92 finished 10/20/92

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County CANYON

Address of Well Site HOMEDALE RD.
(give at least name of road)

NW ¼ SW ¼ Sec. 6, R. 04W T. 03N N ☐ or S ☐
E ☐ or W ☐

11. DRILLER'S CERTIFICATION

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

Firm Name PETE COPE DRILLING CO., INC. 213
6505 WEST CHINDEN BLVD.
Address MERIDIAN, ID Date 11/10/92

Signed by Drilling Supervisor Joseph Jones
and
(Operator) Kevin Chastain
(If different than the Drilling Supervisor)

C

GARRETT RANCHES INC.
23935 HOMEDALE RD.
HOMEDALE, ID 83676

PERMIT #63-92-W-0900 - WELL #3

"12" casing record - .250 wall welded

+1	-	280	281
290	-	315	25
355	-	365	10
385	-	400	15
420	-	430	<u>10</u>

341 total casing

"12" Screen record .40 slot Roscoe Moss Continuous Wire

280	-	290	10
315	-	355	40
365	-	385	20
400	-	420	<u>20</u>

90 total screen

431 total screen + casing

6" Casing Record .281 Wall Welded

+1	-	320	320
340	-	346	<u>6</u>

326 Total Casing

6" Screen Record .40 Slot Roscoe Moss Continuos Wire

320	-	340	20 total screen
-----	---	-----	-----------------

346 total screen + Casing

03 N 04 W sec 6

SEP 09 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11786

Proposed Priority: May 15, 1992 Maximum Diversion Rate: 2.80 CFS
This is to certify, that **FRANK GARRETT**

GARRETT RANCHES
DORTHY GARRETT
23935 HOMEDALE RD
HOMEDALE ID 83676

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	2.80 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 6(NWSW), Sec. 6, Township 03N, Range 04W
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>
03N	04W	6	Lot 6(NWSW) 20	Lot 7(SWSW) 40		60
		7	Lot 1(NWNW) 40	Lot 2(SWNW) 40		80

Total number of acres irrigated: 140

CONDITIONS/REMARKS:

1. This permit to appropriate water expires at the end of the 1992 irrigation season. The Director retains jurisdiction to reinstate the permit if drought conditions justify resumption of groundwater use.
2. A well drilled pursuant to this permit must be located at least 500 feet from any existing well. Well spacing closer than 500 feet must be approved by the Department of Water Resources.
3. This right to divert groundwater is void if the surface water right appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
4. The permit holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this permit.
5. The permit holder must employ reasonably efficient methods of water application to conserve the water of the State of Idaho.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Construction of the well must comply with Idaho well construction standards.
8. This right is subject to all prior rights.

SEP 09 1994

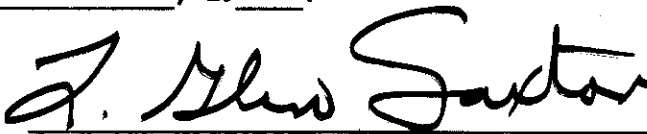
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11786

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

30th day of June, 1992.

for 
R. Keith Higginson, Director

SEP 09 1994



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

July 1, 1992

GARRETT RANCHES
FRANK &/OR DORTHY GARRETT
23935 HOMEDALE RD
HOMEDALE ID 83676

RE: PERMIT NO. 63-11786

LETTER OF TEMPORARY PERMIT APPROVAL

Dear Permit Holder(s):

Enclosed is a copy of your approved permit. Your proposed use of water qualifies for a narrow exception to the Snake River Basin Moratorium established by the Director on May 15, 1992. The exception allows the use of groundwater during the drought to protect agricultural uses which normally have an adequate supply of water. Please carefully review the conditions of approval.

The Department has approved your permit for the 1992 irrigation season. Diversion of groundwater is not authorized after the 1992 season, and the permit expires. The Director may reinstate the permit in a subsequent year if drought conditions persist. You will be responsible for requesting reinstatement during future irrigation seasons.

When your permit expires, you must make the pump and motor inoperable, and cannot operate the pump without approval from the Department of Water Resources.

Your permit is for supplemental use only to augment your surface water supply. If the surface water you own is sold, transferred, leased or used on any other land without the approval of the Department of Water Resources, you automatically lose your right to divert groundwater. You must obtain the approval of the Department before using your water anywhere other than where it has traditionally been used.

In addition, you must fully utilize your available surface water to the extent possible. The surface water need not be fully consumed or diverted prior to use of groundwater. You cannot, however, simply divert token quantities of surface water and rely primarily on your groundwater diversion. Surface water must be your primary source of water.

SEP 09 1994

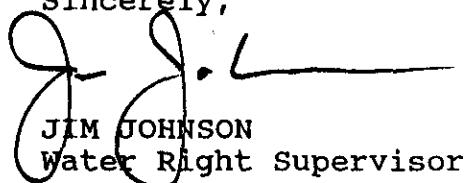
If you want to locate your well closer than 500 feet from an existing well, you must obtain the approval of the Department of Water Resources. We realize that under certain circumstances, it may be impossible to locate the well 500 feet away from another well. You must, however, be cognizant of possible interference resulting from pumping of your well.

If diversion from your well causes interference with other wells with an earlier priority, you may be required to cease pumping or compensate the affected party. Idaho law specifically protects groundwater levels for domestic wells which were in use prior to 1978.

If general water levels in the geographical area of your well decline below reasonable levels, the Department may require you to cease diverting from your well.

You must efficiently apply the water to the land and conserve water to the extent possible. Excessive irrigation, delivery systems with substantial losses, and application methods which cause substantial percolation or evaporation are not acceptable.

Sincerely,



JIM JOHNSON
Water Right Supervisor

JJ:cz

Enclosure

SEP 09 1994

MORATORIUM EXEMPTION QUESTIONNAIRE

IF YOUR APPLICATION PROPOSES AN IRRIGATION USE, PLEASE COMPLETE AND RETURN THE FOLLOWING:

- Has ALL the land you propose to irrigate been irrigated with surface water in the past?

yes

- Do you summer fallow any of your irrigated land? If so, how many acres?

No

- List the water right(s) you have used to irrigate the land listed on the application. If you have received water from a canal company or water district, please identify the name of canal or water district.

Wilder Irrigation dist
Mora Canal
Lower line

- During the last ten years, how many years has your surface irrigation water been available for the entire irrigation season?

5

- What crops have you grown in the past ten years?

Orchard Crops

I understand if my proposed diversion of groundwater is approved as a supplemental use, that I can only use my well during periods of drought, when a full supply of water is not available. I also agree that my surface water will be fully used to the extent available, will not be sold or used on other lands, and that a change in use of my surface water may result in revocation of any groundwater right granted pursuant to my application for supplemental water.

Dated this 22 day of June 22, 1992.

(Please sign)

Frankie Garrett

SEP 09 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: 4 DATE: 5/20/92 APPLICATION: 63-11786

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 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:
☐ ☒ Diversion within interim protected river area
☐ ☒ 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 Supplemental 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: _____

RECEIVED

JUN 26 1992

Department of Water Resources

PROCESSING

APPLICATIO. NO. 63-11786

YES NO

☒ ☒
☒ ☒
☒ ☒

In form for advertising:

Statewide advertising:

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.

☒ ☐
☐ ☐
☐ ☐
☐ ☐
☐ ☐
☐ ☐
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☐ ☐
☐ ☐
☐ ☐

Publication dates and paper recorded on application:

Protests received. Final date for protest June 22, 1982

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

overlap : 63-05132 spring N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

MAY 27, 1992

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

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JUNE 22, 1992.

Yours truly,

GAIL GARRETT
Secretary

Encl.

SEP 09 1994

63-11786

GARRETT, FRANK
GARRETT, DORTHY
GARRETT RANCHES
23935 HOMEDALE RD
HOMEDALE, ID 83676

Source: GROUNDWATER

Diversion Pt: LOT 6 (NWSW) Sec 6 T 03N R 04W in CANYON County.

Use: IRRIGATION (2.800 CFS)
Total Diversion: (2.800 CFS)

Date Filed: 5/15/1992

In: CANYON County
T03N R04W S06 Lot 6 (NWSW) Lot 7 (SWSW)
S07 Lot 1 (NWNW) Lot 2 (SWNW)

140.0 ACRES TOTAL

SEP 09 1994

63-11786

GARRETT, FRANK
GARRETT, DOROTHY
GARRETT RANCHES
23935 HOMEDALE RD
WILDER, ID 83676

Source: GROUNDWATER

Diversion Pt: LOT 6 (NWSW) Sec 6 T 03N R 04W in CANYON County.

Use: IRRIGATION (2.800 CFS)
Total Diversion: (2.800 CFS)

Date Filed: 5/15/1992

In: CANYON County
T03N R04W S06 Lot 6(NWSW) Lot 7(SWSW)
S07 Lot 1(NWNW) Lot 2(SWNW)

140.0 ACRES TOTAL

Water bearing zone to be appropriated for 1992 supplemental well
is from 280 to 420 feet.