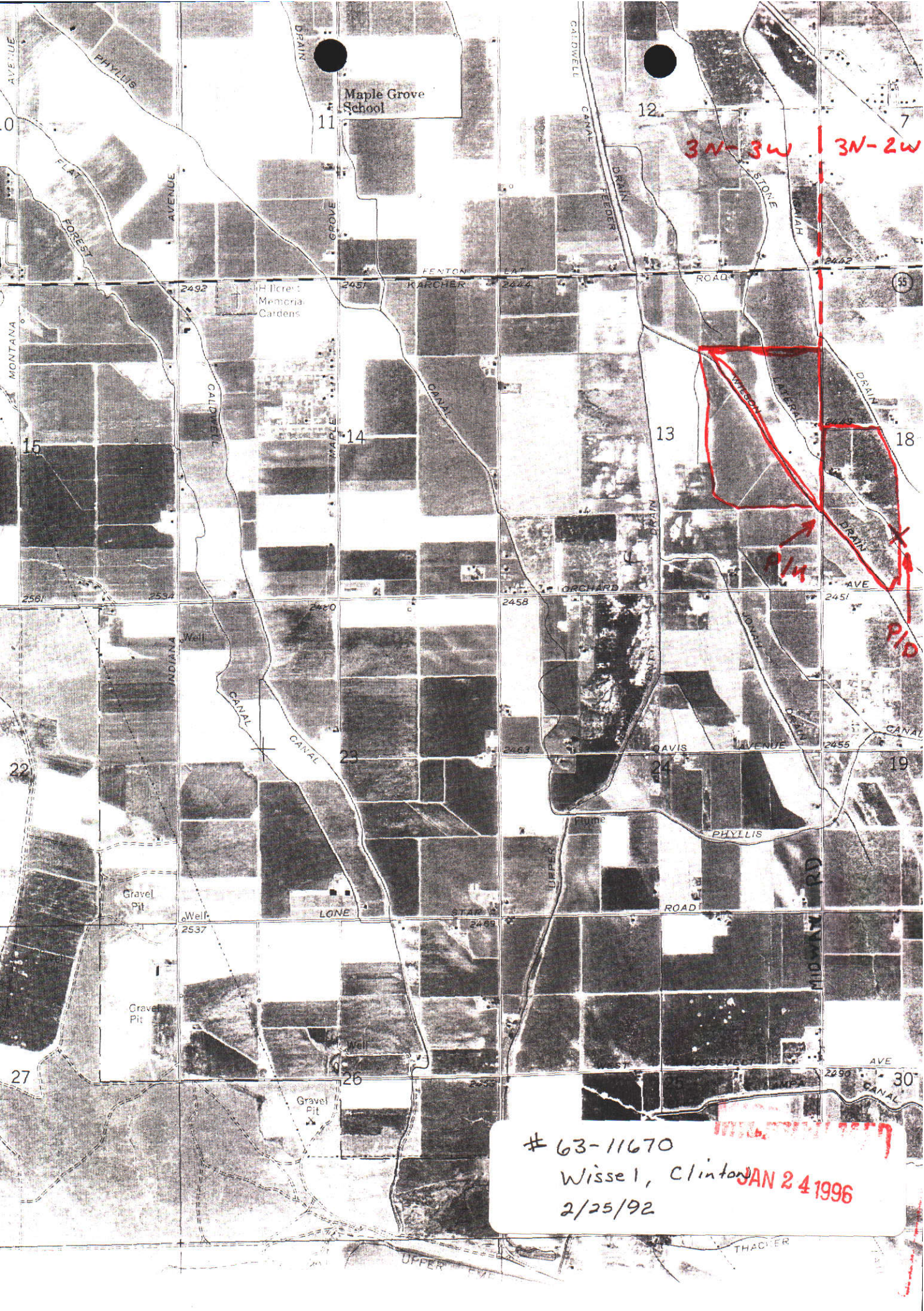




63-11670

Wissel, Clinton

2/25/92

JAN 24 1996

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT)
NO.63-11670 IN THE NAME OF)
CLINTON & JUDITH WISSEL)
_____)

REINSTATEMENT ORDER

On October 31, 1997, the Department of Water Resources (department) issued a Preliminary Order voiding Permit No. 63-11670 (permit) in the name of Clinton and Judith Wissel (permit holders).

On November 3, 1997, the permit holder called to notify the department that he was willing to comply and report all the information that was required. The permit holders have since furnished all data required by the department.

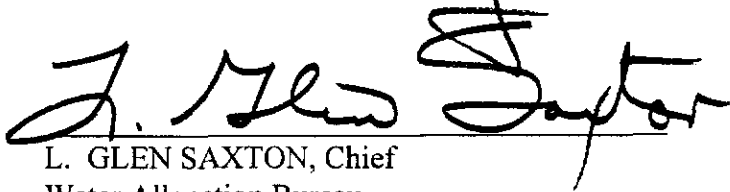
The department should rescind its Preliminary Order dated October 31, 1997, and should reinstate the permit.

ORDER

IT IS THEREFORE, HEREBY ORDERED that the order of the department dated October 31, 1997 which voided Permit No. 63-11670 is **RESCINDED**.

IT IS FURTHER, HEREBY ORDERED that Permit No. 63-11670 in the name of Clinton and Judith Wissel is **REINSTATED**.

Dated this 27th day of January, 1998.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED
FEB 13 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
63-11670 IN THE NAME OF CLINTON)
AND JUDITH WISSEL)

PRELIMINARY ORDER

This matter having come before the Idaho Department of Water Resources (department), the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On January 16, 1996, the department issued Permit No. 63-11670 to Clinton and Judith Wissel (permit holder) with certain conditions of approval including the following:

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.

2. On March 18, 1997, the department corresponded with the permit holder requesting the submittal of certain information. The permit holder did not respond to the department's request.

3. On May 5, 1997, the department sent a Notice of Pending Cease and Desist Order to the permit holder who again did not respond to the department and did not provide the information.

CONCLUSIONS OF LAW

1. Section 42-219, Idaho Code, provides that the Director may void a permit if the permit holder has not fully complied with the law and the conditions of the permit.

2. The department should void Permit No. 63-11670 pursuant to Section 42-219, Idaho Code, for failure of the permit holder to comply with the conditions of permit approval.

ORDER

IT IS THEREFORE, HEREBY ORDERED that Permit No. 63-11670 in the name of Clinton and Judith Wissel is VOIDED and is of no further force nor effect.

Dated this 31st day of October, 1997.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED
FEB 13 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 20 1996

PROOF OF BENEFICIAL USE

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

1. Permit No. 63-11670 Telephone No. 208-466-1606

2. Name(s) of Permit Holder(s): Clinton Wissel & Judith Wissel

3. Mailing Address: 15451 Midway Rd. Nampa, Id 83651

4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. / yr.

a. Well Driller: Pete Cape Drilling Co. Drilling Permit Number: 63-92-W-302

b. OPTIONAL:
Pump Horsepower: 25 Pressure (psi): Dynamic pumping level (ft):

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

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

Irrigation (No. of acres): 180 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 3.60 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

Flow Measurement Port: Is a flow measurement port required? Yes or No X

Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ 175.00 (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: Clinton Wissel Telephone Number: 208-466-1606

Address: 15451 Midway Rd. Nampa Id 83651

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

Signature of permit holder: Clinton Q. Wissel Date: 3/15/96
(include your title, if on behalf of company or organization)

APR 30 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11670

Proposed Priority: February 25, 1992 Maximum Diversion Rate: 3.60 CFS

This is to certify, that CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651

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	3.60 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 18, Township 03N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
03N	02W	18	Lot 3(NWSW)	38.0	Lot 4(SWSW)	22.0			60.0
	03W	13	SWNE	20.0	SENE	40.0	NESE	40.0	
			NWSE	20.0					120.0

Total number of acres irrigated: 180.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1996.
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 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 permit 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.

JAN 24 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11670

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 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 100 to 300 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

16th day of January, 1996.



for Karl J. Dreher, Director

JAN 24 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: CLINTON WISSEL 208-466-1606
Address: 15451 MIDWAY RD.
NAMPA ID 83651

AND
Name: JUDITH WISSEL 208-466-1606
Address: 15451 MIDWAY RD
NAMPA ID 83651

2. Source: GROUNDWATER

* 3. Location of Point of Diversion: 64 Trib. to: SWSW Sec. 18, Township 03N, Range 02W
CANYON County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	3.600		

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

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc.
GRAVITY IRRIGATION SYSTEM WITH DRILLED WELL

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 200 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

JAN 24 1996

* confirmed with 6 map. 6 2/27/92

9. Place of Use: IRRIGATION

* TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
03N	02W	18	63	NWSW	38	64	SWSW	22	60
	03W	13		SWNE	20		SENE	40	120
				NWSE	20				

Total number of acres irrigated: 180

10. Describe any other water rights used for the same purposes.
PIONEER 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:
SUPPLEMENTAL WATER

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.

Clinton D. West
Applicant

Received by JFW Date 2/25/92 Time 10:00AM Preliminary check by LG

Fee \$ 105.00 Receipted by JFW # W014193 Date 2/25/92

Publication prepared by GG Date 3-11-92 Published in Press-Tribune

Publication approved ST Date 4-6-92

SL

7-14-95

6/21 - 6/28/95

RECEIVED

JAN 24 1996

* confirmed with Lt map. by 2/27/92



Maple Grove School

Hillcrest Memorial Gardens

Gravel Pit

Well 2537

Gravel Pit

63-11670
Wissel, Clinton
2/25/92
JAN 24 1996

Idaho Department of Water Resources
Water Rights Remarks Screen

Date: 06/11/95
Time: 13:12:51

Water Right Number: 63-11670

FIRST PAGE

13. Remarks: Water bearing zone to be appropriated is 100 to 300 feet.

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD8=Cancel)

1990

JAN 24 1996

5



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

January 28, 1998

Clinton Wissel
Judith Wissel
15451 Midway Rd
Nampa ID 83651

RE: Reinstatement Order

Dear Mr. and Mrs. Wissel:

Enclosed you will find an order reinstating your permit 63-11670. All of the required documents have now been submitted to the department. Please direct any further questions to Roberta Loveall at 327-7907.

Sincerely,

A handwritten signature in cursive script that reads 'Tim Luke'.

Tim Luke, Manager
Water Distribution

enc.
TL/rl

MICROFILMED

FEB 13 1998

63-11670

WISSEL, CLINTON
WISSEL, JUDITH
15451 MIDWAY RD
NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: LOT 4 (SWSW) Sec 18 T 03N R 02W in CANYON County.

Use: IRRIGATION (3.600 CFS)
Total Diversion: (3.600 CFS)

Date Filed: 2/25/1992

In: CANYON County
T03N R02W S18 Lot 3 (NWSW) Lot 4 (SWSW)
R03W S13 SWNE SENE NESE NWSE
180.0 ACRES TOTAL

JAN 24 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 31, 1997

CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651

RE: WATER RIGHT NOS. 63-11670

Dear Water Right Holder(s):

The accompanying order is a preliminary order issued by the Department of Water Resources (Department) pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or

iv. The real property or personal property that was the subject of the agency action is located.

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

If you have questions, please contact me at (208) 327-7864.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim Luke". The signature is fluid and cursive, with the first name "Tim" and last name "Luke" clearly distinguishable.

Tim Luke
Manager, Water Distribution

enclosure
c: region

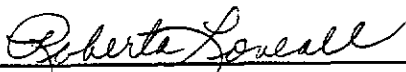
TL/rl

CERTIFICATE OF MAILING

I hereby certify that on the 31st day of October, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER** to the person(s) listed below:

Water Right No. 63-11670

**CLINTON & JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651**



Roberta Loveall
Water Distribution



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 23, 1996

CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651

RE: Water Right No. 63-11670

Dear Water Right Holder(s):

Early in 1996, the department issued the above referenced permit to you authorizing the diversion of water from a well(s) to be used to supplement the irrigation of land which is primarily irrigated with surface water shares. Most of these permit applications were originally filed in 1992 and are sometimes referred to as "1992 drought permits".

The purpose of this letter is to specifically call to your attention some of the conditions of approval dealing with use of water under your permit(s). Please note the following:

- You are required to measure and annually report to the department the amount of water you have diverted from your well. This includes the amount of water diverted during the 1996 irrigation season.
- You are required to use all of the surface water to which you are entitled each season in connection with use of water under your permit.
- If you sell, transfer, lease or use your surface water rights on any other place of use, the permit issued to you to divert supplemental groundwater is not valid.

The department plans to field inspect use of water under the drought permits to determine compliance with the conditions listed on the permits.

If you have questions, please feel free to contact the department.

Sincerely,


L. GLEN SAXTON
Chief, Water Allocation Bureau

cc: IDWR - W. Region

AUG 21 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 63-11670 Reviewed by Jay Date 3-28-96

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 63-92-W-0202-000
200- Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
175- Amount Submitted
yes Correct?
yes Required?
no Installed?
 Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

*advise of measurement Requirement
Proof acceptable*

DATA ENTRY

New Address X Proof Made 3-20-96



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 29, 1996

CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 63-11670

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that one of the conditions of your water right permit requires that the permit holder install a measuring device or enter into an agreement with the department to use power records to determine the amount of water diverted from this right (refer to condition #3 of your permit.) If you have any questions regarding the installation of the measuring device or your options, please contact Scott King or Gary Spackman at (208)327-7900.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

APR 30 1996

February 28, 1996

CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651

PROOF DUE NOTICE

RE: PERMIT NO. 63-11670

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, 1996.

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

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

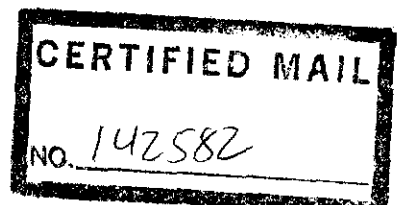
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

APR 30 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 17, 1996

CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NAMPA ID 83651

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-11670

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit 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.

Please note that one of the conditions of approval on your permit requires that you install a measuring device or sign an agreement with the department to determine your diversion using power records prior to diverting water. You may choose to install a measuring device, or you may ask the department to review your system to determine whether your diversion can be estimated with power records. Another condition of approval requires that you measure your diversion and record other important hydrologic and physical features and report them annually to the department. The department will shortly send you further information about measuring devices, flow estimation using power records, and annual reporting forms. If you have questions about these requirements, please call the department at (208) 327-7900 and ask for someone in the Water Distribution Section.

RECEIVED
JAN 24 1996

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures.

JAN 24 1996

BASIN 63 MORATORIUM APPLICATION
STATE OFFICE REVIEW

by Cindy Zimmerman

Date: 1/12

No.: 63-11670

Name: Wissel

Ad OK? ☒ ☒ Gvmt Lts: ☒

Correct Fee? ☒ Receipt #: W04193 Priority: 2/25/92

PROTESTED: - 020 (Protest Agr) or W19 (See Final/Prelim Order)

SYSTEM COMPLETED: - Yes (P16) No (if no put in order on hold)

GROUNDWATER SOURCE:
+ 5 acres <POU> - ~~066-P55~~ 067, ~~065~~, ~~068A~~
=/- 5 acres <POU> - 066-P55, 067, 065, 057

DRILLING PERMIT
Number - P/D same Yes/No (if no show Shelley)
Existing well - 63-92-W-0202-000, drilled 6/97
- 068

LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA

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

CONDITION CODES: - 069, _____

PARAGRAPH CODES: - _____

STANDARD REMARKS: - 1) WB8, 2) W06, 3) Water Zone 100' - 300',

BENEFICIAL USE DUE: - 1-1996

COMMENTS: - _____

MEMORANDUM

TO: Application for Permit No. 63-11670
FROM: Dave Tuthill *D*
DATE: August 17, 1995
RE: Review of Application

In accordance with Order Condition No. 3 of the Boise River Basin Amended Moratorium Order dated May 3, 1995, this application has been reviewed and screened by the department. The review committee consisted of the following personnel:

Doug Davidson, representing well construction concerns.
Janet Crockett, representing water quality concerns.
Shane Bendixsen, representing hydrologic concerns.
Dave Tuthill, representing regulatory concerns.

Any additional conditions of approval found to be needed have been added to the supplemental staff analysis sheet which has been prepared and is included in this file.

RECEIVED

JAN 24 1996

RE-ADVERTISING FOR SUPPLEMENTAL
IRRIGATION RIGHT (MORATORIUM BACKLOG)

APPLICATION NO. 63-11670

FINAL REGIONAL PROCESSING REVIEW

YES NO

/ / Affidavit of publication received:
Application published correctly: If not, record action taken.

/ / Publication dates and paper recorded on application:
/ / Protests received. Final date for protest 7-10-95
/ / Protest dates, resolution of protest recorded on application:
/ / Recommendations attached: Approve, Dnr
/ / Measuring device required:
/ / Measuring port required:
/ / Water delivered by water master? District #
/ / Special conditions of approval or cover letter:

Allow 1 year. (Well is drilled)

/ See below for additional information.

Recommended Date or Priority 2/25/1992

Recommended by: Dnr Date 8/21/95

STATE OFFICE REVIEW

See below for additional information. By Date

ADDITIONAL INFORMATION

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:

June 21, 28, 1995

Carolyn Spath

STATE OF IDAHO)
)
COUNTY OF CANYON)

2097 On this 28th day of June
in the year of 1995, 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.

MICROFILMED

JAN 24 1996

Janna Lusk
Notary Public for Idaho
Residing at Nampa

MY COMMISSION EXPIRES
JUNE 21st, 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

The original newspaper affidavit
is in file # 02-07464.

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 JULY 10, 1995. The protestant must also send a copy of the protest to the applicant.
KARL J. DREHER, Director
June 21, 28, 1995

RECEIVED
JUN 29 1995
WATER RESOURCES
WESTERN REGION

LEGAL NOTICES

LEGAL NOTICES

LE

104N R02W S27 SWSW
S28 SESE
S34 NWNW SWNW
146.0 ACRES TOTAL
Water bearing zone to be appropriated is 280 to 300 feet.
63-11665

WOODARD, STEPHEN E
18139 DEAN LN
NAMPA, ID 83687
Source: GROUNDWATER
Diversiion Pt: SENW Sec 26 T 04N R 02W in CANYON County.
Use: IRRIGATION { 0.800 CFS }
Total Diversion { 0.800 CFS }
Date Filed: 2/19/1992
In: CANYON County
T04N R02W S26 SENW
40.0 ACRES TOTAL
Water bearing zone to be appropriated is 105 to 145 and 180 to 200 feet.
63-11668

NOE, LLOYD
NOE, JOAN
6601 DICKMAN RD
MELBA, ID 83641
Source: GROUNDWATER
Diversiion Pt: SESE Sec 24 T 01N R 02W in CANYON County.
Use: IRRIGATION { 2.400 CFS }
Total Diversion { 2.400 CFS }
Date Filed: 2/13/1992
In: CANYON County
T01N R02W S24 SESE
S25 NENE NWNE
120.0 ACRES TOTAL
Water bearing zone to be appropriated is 160 to 250 feet.
63-11669

CHASE, CARL F
12317 LONE STAR RD
NAMPA, ID 83651
Source: GROUNDWATER
Diversiion Pt: SESE Sec 18 T 03N R 02W in CANYON County.
Use: IRRIGATION { 2.840 CFS }
Total Diversion { 2.840 CFS }
Date Filed: 2/18/1992
In: CANYON County
T03N R02W S18 NESW Lot 3(NWSW) SESW NESE
NWSE SWSE
142.0 ACRES TOTAL
Water bearing zone to be appropriated is 18 to 80 feet.
63-11670

WISSEL, CLINTON
WISSEL, JUDITH
15451 MIDWAY RD
NAMPA, ID 83651
Source: GROUNDWATER
Diversiion Pt: LOT 4 (SWSW) Sec 18 T 03N R 02W in CANYON County.
Use: IRRIGATION { 3.800 CFS }
Total Diversion { 3.800 CFS }
Date Filed: 2/25/1992
In: CANYON County
T03N R02W S18 Lot 3(NWSW) Lot 4(SWSW)
R03W S13 SWNE SENE NESE NWSE
180.0 ACRES TOTAL
Water bearing zone to be appropriated is 100 to 300 feet.
63-11677

SYMMS FRUIT RANCH INC
14068 SUNNY SLOPE RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversiion Pt: NWNE Sec 22 T 03N R 04W in CANYON County.
Use: IRRIGATION { 1.280 CFS }
Total Diversion { 1.280 CFS }
Date Filed: 2/10/1992
In: CANYON County
T03N R04W S22 NWNE SWNE NENE
64.0 ACRES TOTAL
Water bearing zone to be appropriated is 150 to 600 feet.
63-11678

SYMMS FRUIT RANCH INC
14068 SUNNY SLOPE RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversiion Pt: NWSW Sec 14 T 03N R 04W in CANYON County.
Use: IRRIGATION { 2.000 CFS }
Total Diversion { 2.000 CFS }
Date Filed: 2/10/1992
In: CANYON County
T03N R04W S14 SWNW NWSW SWSW
100.0 ACRES TOTAL
Water bearing zone to be appropriated is 335 to 700 feet.
63-11679

SYMMS FRUIT RANCH INC
14068 SUNNY SLOPE RD
CALDWELL, ID 83605
Source: GROUNDWATER
Diversiion Pt: NWNW Sec 26 T 03N R 04W in CANYON County.
Use: IRRIGATION { 2.000 CFS }
Total Diversion { 2.000 CFS }
Date Filed: 2/10/1992
In: CANYON County
T03N R04W S26 NWNW SWSW
S27 NENE
100.0 ACRES TOTAL
Water bearing zone to be appropriated is 160 to 400 feet.
63-11682

NOTICE OF APPLICATION FOR WATER RIGHT

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

02-07464

NICHOLSON, THOMAS T
PO BOX 690
MERIDIAN, ID 83642
Source: SNAKE RIVER Tributary: COLUMBIA RIVER
Diversiion Pt: LOT 7 (SWSWNE) Sec 36 T 01N R 03W in CANYON County.
Use: IRRIGATION { 6.910 CFS }
STOCKWATER { 0.120 CFS }
Total Diversion: { 6.910 CFS }
Date Filed: 5/25/1995
In: CANYON County
T01N R03W S22 Lot 5(SENW) Lot 6(NESW) Lot 7(NWSE) Lot 8(SWSE)
Lot 9(SESE)
S25 MWSW SWSW SESW
S26 SWNE NENW NWNW Lot 2(SWNW)
Lot 4(SESW) NESE Lot 3(NWSW) Lot 4(SWSW)
SESE
S27 Lot 4(NENE) Lot 4(ENE)
S35 Lot 6(NENE) Lot 5(NWNE) Lot 5(NENW)
S36 NENW Lot 5(NWNW) Lot 8(SENW)
429.0 ACRES TOTAL
63-11632

HOLTON, HARVEY
19595 NORTHSIDE BLVD
NAMPA, ID 83687
Source: GROUNDWATER
Diversiion Pt: NWSW Sec 27 T 04N R 02W in CANYON County.
Use: IRRIGATION { 2.880 CFS }
Total Diversion { 2.880 CFS }
Date Filed: 2/3/1992
In: CANYON County
T04N R02W S27 NWNW SWNW NWSW
S28 NENE SENE
144.0 ACRES TOTAL
Water bearing zone to be appropriated is 25 to 260 feet.
63-11642

MAI, CARL
16759 FLORIDA AVE
CALDWELL, ID 83605
Source: GROUNDWATER
Diversiion Pt: SENW Sec 11 T 03N R 03W in CANYON County.
Use: IRRIGATION { 1.480 CFS }
Total Diversion { 1.480 CFS }
Date Filed: 2/6/1992
In: CANYON County
T03N R03W S11 NENW SENW
74.0 ACRES TOTAL
Water bearing zone to be appropriated is 175 to 215 feet.
63-11647

HARRIS ORCHARD
BOX 23
GREENLEAF, ID 83626
Source: GROUNDWATER
Diversiion Pt: NESEW Sec 28 T 04N R 04W in CANYON County.
Use: IRRIGATION { 0.920 CFS }
Total Diversion { 0.920 CFS }
Date Filed: 2/11/1992
In: CANYON County
T04N R04W S28 NESW SESW
46.0 ACRES TOTAL
Water bearing zone to be appropriated is 250 to 350 feet.
63-11651

NAMPA, ID
Source: GI
Diversiion f
Use: IRRIC
Date Filed
In: CANY
T02N

Water bea
HILLWATE
28589 DIX
PARMA, I
Source: G
Diversiion
Use: IRRIC

Date Filed
In: CANY
T04N
T05N

Water bea
ERDLEY,
15317 FL
CALDWEL
Source: G
Diversiion
Use: IRRIC

Date Filed
In: CANY
T03N

Water bea
MIYASAK
PO BOX
HOMEDA
Source: C
Diversiion
Use: IRRIC

Date Filed
In: CANY
T04N

Water be
GREEN /
14501 L
NAMPA,
Source: C
Diversiion
Use: IRR

Date Filed
In: CANY
T03N

Water br
PERKIN
PERKIN
14501 L
NAMPA,
Source:
Diversiion

Use: IRR

Date Fil
In: CAN
T02

Water b
KRAM
KRAM
1288C
MELBA
Source:
Diversiion

Use: IR

Date Fi
In: CAN
T01

Water I
KRAM
KRAM
7663 B
MELB/
Source
Diversiion
Use: IF

JAN 24 1996

63-11670

WISSEL, CLINTON
WISSEL, JUDITH
15451 MIDWAY RD
NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: LOT 4 (SWSW) Sec 18 T 03N R 02W in CANYON County.

Use: IRRIGATION (3.600 CFS)
Total Diversion: (3.600 CFS)

Date Filed: 2/25/1992

In: CANYON County
T03N R02W S18 Lot 3 (NWSW) Lot 4 (SWSW)
R03W S13 SWNE SENE NESE NWSE
180.0 ACRES TOTAL

Water bearing zone to be appropriated is 100 to 300 feet.

APPROPRIATED

JAN 24 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: lg DATE: 2/27/92 APPLICATION: 63-11670

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: Gov't. Lots: ☒ P/D
☒ Nature of proposed use: (Include description of use) ☒ P/U
☒ 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:

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 Supplementary Analysis Sheet.)
☐ ☒ Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
☐ ☒ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____
☒ Additional information on reverse side:

"M Appl." released for processing
-JR 6/18/95

RECEIVED
APR 20 1992

Department of Water Resources

PROCESSING

APPLICATION NO. 63-11670

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.

☒ ☐
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☒ ☐

Publication dates and paper recorded on application:

Protests received. Final date for protest April 6, 1992

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Deny

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

26A (Allow 2 yrs)

Well drilling permit is issued

See below for additional information

Recommended Date or Priority 2/25/1992

Recommended by: OW

Date 4/13/1992

STATE OFFICE REVIEW

See below for additional information. By _____

Date _____

ADDITIONAL INFORMATION

overlap info:

P/W
63-11169

GW

63-02738

GW

63-08292

GW

P/D

63-11169

RESPONSE FORM

Boise River Basin Moratorium Application

RECEIVED

MAY 26 1995

WATER RESOURCES
WESTERN REGION

Name of Applicant: Clinton Wissel

Address: Judith Wissel

15451 Midway Rd

Nampa, Idaho 83651

Water Right No.: 63-11670

Do you wish to proceed with development of the
water right as proposed in the application?

(If the response is no, please complete
and return the enclosed withdrawal form.)

☒ Yes ☐ No

If the source of water that you propose to 100 ft to 300 ft
appropriate is ground water, what aquifer
level do you propose to develop to obtain water?

Signature: Clinton Wissel

Printed Name: Clinton Wissel
Judith Wissel

Please return this form to:

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

RECEIVED

JAN 24 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

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).

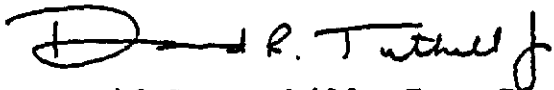
JAN 24 1995
MAILED

May 19, 1995

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

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

Sincerely,



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

Enclosures

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

RECEIVED
JAN 24 1996



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

JUDITH WISSEL
CLINTON WISSEL
15451 MIDWAY RD
NAMPA ID 83651

RE: Water Right No. M63-11670

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,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

JAN 24 1996

March 31, 1994

JUDITH WISSEL
CLINTON WISSEL
15451 MIDWAY RD
NAMPA ID 83651

RE: Water Right No. M63-11670

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
MAR 24 1994

1. WELL OWNER
CLINTON WISSEL

Name
15451 MIDWAY RD NAMPA 83651

Address
63-92-W-202

Owner's Permit No. 3021570

7. WATER LEVEL

Static water level 20 feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow

Artesian closed-in pressure p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature OF. Quality

Describe artesian or temperature zones below.

2. NATURE OF WORK NEW WELL

☐ New well ☐ Deepened ☐ Replacement

☐ Well diameter increase

☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA NOT AVAILABLE

☐ Pump ☐ Bailer ☐ Air ☐ Other

Discharge G.P.M.	Pumping Level	Hours Pumped

3. PROPOSED USE IRRIGATION

☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal

☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

☐ Other (specify type)

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
20					
	1	6	TOPSOIL		X
	6	10	HARD PAN		X
	10	63	FINE TO CRSE SAND	X	
	63	72	BRN CLAY		X
	72	98	SAND GRAVEL ROCK	X	
	98	107	LITE BRN CLAY		X
	107	124	FINE TO CRSE SAND	X	
	124	127	LITE BRN CLAY		X
	127	137	FINE TO CRSE SAND GRAVEL	X	
	137	152	BRN CLAY		X
	152	156	FINE TO CRSE SAND	X	
	156	165	SANDY BRN CLAY		X
	165	170	FINE TO MED SAND	X	
	170	203	BRN CLAY		X
	203	207	FINE TO CRSE SAND	X	
	207	215	SANDY BRN CLAY		X
	215	239	FINE TO CRSE SAND	X	
	239	243	BRN CLAY		X
	243	253	FINE TO CRSE SAND	X	
	253	262	BRN CLAY		X
	262	272	FINE TO CRSE SAND	X	
	272	284	BRN CLAY		X
	284	299	FINE TO CRSE SAND	X	
	299	305	BRN CLAY		X

4. METHOD DRILLED REVERSE ROTARY

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary

☐ Cable ☐ Dug ☐ Other

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
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's name ROSCOE MOSS

Type CONTINUOUS WIRE Model No HEAVY

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 305 feet to 70 feet

Surface seal depth 70 Material used n 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

☐ Cemented between strata

Describe access port 2" PIPE

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

CANON

Subdivision Name

Lot No. Block No. Section Range Township

County

SW ¼ SW ¼ Sec. 18 T. 3N S 1 R. 2W W ¼

11. DRILLERS 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 Firm No. 213

Address 6505 W. CHINDEN Date 6/8/92

Signed by (Firm Official) Joseph Jonez

and (Operator) Joseph Jonez

pg 2 of 2

CLINTON WISSEL
15451 MIDWAY RD
NAMPA ID 83651
Permit# 63-92-W-202

"16" casing record .250 wall welded

2	-	110	112
120	-	130	10
140	-	220	80
250	-	280	30
300	-	305	5

237 total casing

16" Screen record .40 slot Roscoe Moss Continuous wire.

110	-	120	10
130	-	140	10
220	-	250	30
280	-	300	20

70 total screen

307 total screen+casing

JAN 24 1996

03N 02W sec 18

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11670

Proposed Priority: February 25, 1992 Maximum Diversion Rate: 3.60 CFS

This is to certify, that CLINTON WISSEL
JUDITH WISSEL
15451 MIDWAY RD
NANPA ID 83651

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	3.60 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 18, Township 03N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	02W	18	Lot 3(NWSW) 38	Lot 4(SWSW) 22		60
	03W	13	SWNE 20	SENE 40	NESE 40	120
			NWSE 20			

Total number of acres irrigated: 180

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.

RECORDED

JAN 24 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11670

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

26th day of May, 1992

R. Keith Higginson
for R. Keith Higginson, Director



JAN 24 1996



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

May 26, 1992

CLINTON WISSEL
JUDITH WISSEL
15441 MIDWAY RD
NAMPA ID 83686

RE: PERMIT NO. 63-11670

LETTER OF PERMIT APPROVAL

Dear Permit Holder:

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.

JAN 24 1996

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

RECEIVED

JAN 24 1996

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Wissel, Clinton R., Judith E

2. Mailing Address 15451 Midway Rd.

City & State Nampa Zip Code 83651 Telephone 466-1606

☒ Well Owner () Well Operator () Other, specify _____

3. Proposed well location Sw 1/4 Sw 1/4, or Gov't Lot No. _____

Sec. 18, Twp. 3N, Rge. 2W, County Canyon

Street Address of Well Site _____

Lot, block and subdivision _____

4. Proposed use of well:

() Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

☒ Non-Domestic: Any beneficial use not included within the definition of domestic.

() Injection

() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

() Other _____
(Describe)

5. Well construction information:

A. ☒ New well () Deepen () Enlarge () Replace - See Condition 9

B. Proposed Surface Diameter 16" Proposed Maximum Depth 200'

C. Anticipated bottom hole temperature:

- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)

RECEIVED

JAN 24 1996

6. Construction Start Date ASAP

Anticipated Well Driller Deke Cape

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Juan E. Wissel Date 4/7/1992

Title Owner

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 4/7/1992

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

RECORDED

JAN 24 1996

David E. Tuttle
Signature of Authorized Department Representative

Mgr, Western Reg Off
Title

Receipt No. W014465 Received by U/M Fee \$200.00 Date April 8, 1992

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

20 Press Tribune - Nampa, ID NOTICE OF APPLICATION FOR WATER RIGHT

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

AFFIDAVIT OF PUBLICATION

PFESTER, H V
RANDOLF RD
MELBA, ID 83641
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11649
NWNE Sec 36 T 01N R 02W in CANYON County.
Total Diversi on: (1.600 CFS)
(1.600 CFS)

Date Filed: 2/24/1992
In: CANYON County
T01N R02W S36
80.0 ACRES TOTAL

WISSEL, CLINTON
WISSEL, JUDITH
15451 MIDWAY RD
NAMPA, ID 83651
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11670
NWNE NENE
Sec 18 T 03N R 02W in CANYON County.
Total Diversi on: (3.600 CFS)
(3.600 CFS)

Date Filed: 2/25/1992
In: CANYON County
T03N R02W S18
R03W S13
180.0 ACRES TOTAL

SCROGGINS, JEROME
16752 LONKEY LN
CALDWELL, ID 83605
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11674
SWNE SENE NESE NWSE
Sec 2 T 03N R 04W in CANYON County.
Total Diversi on: (1.600 CFS)
(1.600 CFS)

Date Filed: 2/25/1992
In: CANYON County
T03N R04W S02
80.0 ACRES TOTAL

LOWE, DERALD W
6373 ROBINSON RD
KUNA, ID 83634
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11682
NWSW
Sec 32 T 02N R 01W in CANYON County.
Total Diversi on: (2.000 CFS)
(2.000 CFS)

Date Filed: 2/28/1992
In: CANYON County
T02N R01W S32
139.0 ACRES TOTAL

BAIRD, DEAN
10576 DUCK LN
NAMPA, ID 83686
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11683
SENE
Sec 12 T 02N R 03W in CANYON County.
Total Diversi on: (1.000 CFS)
(1.000 CFS)

Date Filed: 2/28/1992
In: CANYON County
T02N R03W S12
50.0 ACRES TOTAL

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER, ID 83676
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11685
SWSW
Sec 27 T 04N R 05W in CANYON County.
Total Diversi on: (1.200 CFS)
(1.200 CFS)

Date Filed: 3/ 4/1992
In: CANYON County
T04N R05W S27
S34
60.0 ACRES TOTAL

FARGO FARMS INC
25502 UPPER PLEASANT RIDGE
WILDER, ID 83676
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11686
SENE
Sec 34 T 04N R 05W in CANYON County.
Total Diversi on: (1.600 CFS)
(1.600 CFS)

Date Filed: 3/ 4/1992
In: CANYON County
T04N R05W S34
80.0 ACRES TOTAL

H J BATT WILDER LAND CO LTD
PO BOX 666
WILDER, ID 83676
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11689
SWNE
Sec 15 T 04N R 05W in CANYON County.
Total Diversi on: (1.600 CFS)
(1.600 CFS)

Date Filed: 3/ 5/1992
In: CANYON County
T04N R05W S15
80.0 ACRES TOTAL

COLE TRUST, NORMAN R
210 FAY LN
NAMPA, ID 83686
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION
DOMESTIC

63-11690
NWNE
Sec 21 T 02N R 02W in CANYON County.
Total Diversi on: (.800 CFS)
(.800 CFS)

Date Filed: 3/ 5/1992
In: CANYON County
T02N R02W S21
40.0 ACRES TOTAL

E OF IDAHO)
GARMAN, STEPHEN KENT
PO BOX 516
WILDER, ID 83676
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11691

m Date Filed: 3/ 5/1992
y In: CANYON County
T04N R05W S22
S23
101.0 ACRES TOTAL

KRAJNLIK, ED
KRAJNLIK, ORVETA
KRAJNLIK, GARY
9749 RIM RD
NAMPA, ID 83686
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11693

Date Filed: 2/ 4/1992
In: CANYON County
T02N R02W S20
80.0 ACRES TOTAL

GOSSETT, CHARLES ELMER
141 WESLEY ST
CAPITOLA, CA 95010
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11694

Date Filed: 3/ 6/1992
In: CANYON County
T02N R02W S21
78.0 ACRES TOTAL

GULLION, MARY E
419 E MAINE AVE
NAMPA, ID 83651
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11701

Date Filed: 2/24/1992
In: CANYON County
T02N R03W S13
88.0 ACRES TOTAL

JOHNSON, GREGORY B
JOHNSON, HEIDI M
PO BOX 344
MERIDIAN, ID 83642
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11702

Date Filed: 3/ 3/1992
In: CANYON County
T01N R02W S24
120.0 ACRES TOTAL

HATCH, HAL
2055 N TEN MILE
MERIDIAN, ID 83642
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11704

Date Filed: 2/28/1992
In: CANYON County
T03N R01W S05
20.0 ACRES TOTAL

STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE
NAMPA, ID 83686
Source: GROUNDWATER
Diversi on Pt:
Use: RECREATION STORAGE
DIVERSION TO STORAGE

63-11705

Date Filed: 2/26/1992
In: CANYON County
T02N R02W S03

ABBOTT, DAVID M
4252 W KUNA RD
KUNA, ID 83634
Source: GROUNDWATER
Diversi on Pt:
Use: IRRIGATION

63-11707

Date Filed: 3/ 2/1992
In: CANYON County
T02N R01W S20
80.0 ACRES TOTAL

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 APRIL 6, 1992.
R. KEITH HOGGINS, Director
March 18, 1992

JAN 24 1996