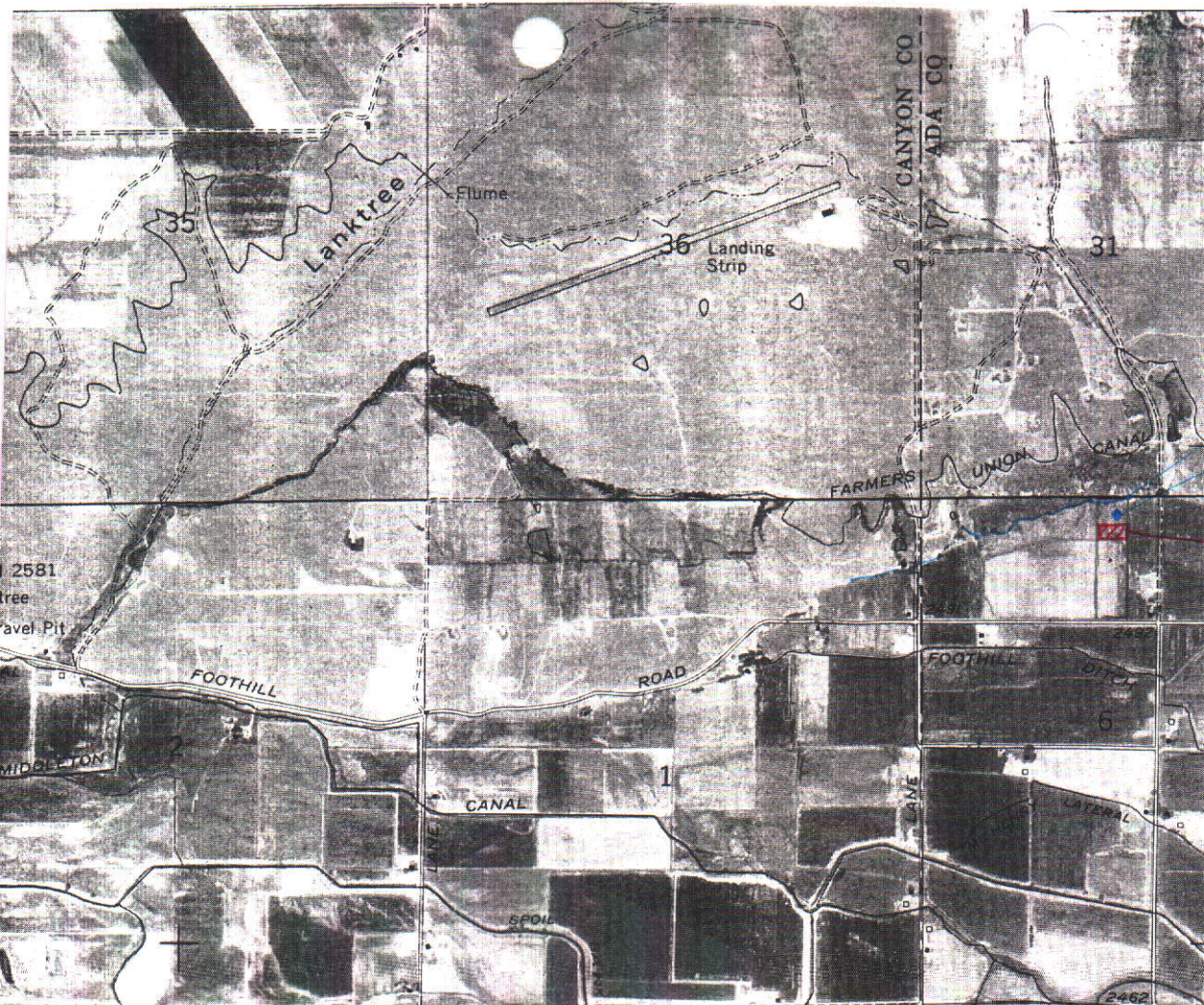


P. N. 4 NORTH, RANGE N. 1 WEST OF T1

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RECORDED
JAN 24 1992

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4842

31

36

35

Lanktree

Flume

Landing Strip

CANYON CO
ADA CO

FARMERS UNION CANAL

750 000
FEET

T. 4 N.

WASTE LITCH POND

T 5 N
T 4 N

FOOTHILL

ROAD

CANAL

FOOTHILL

DITCH

LATERAL

SPOIL

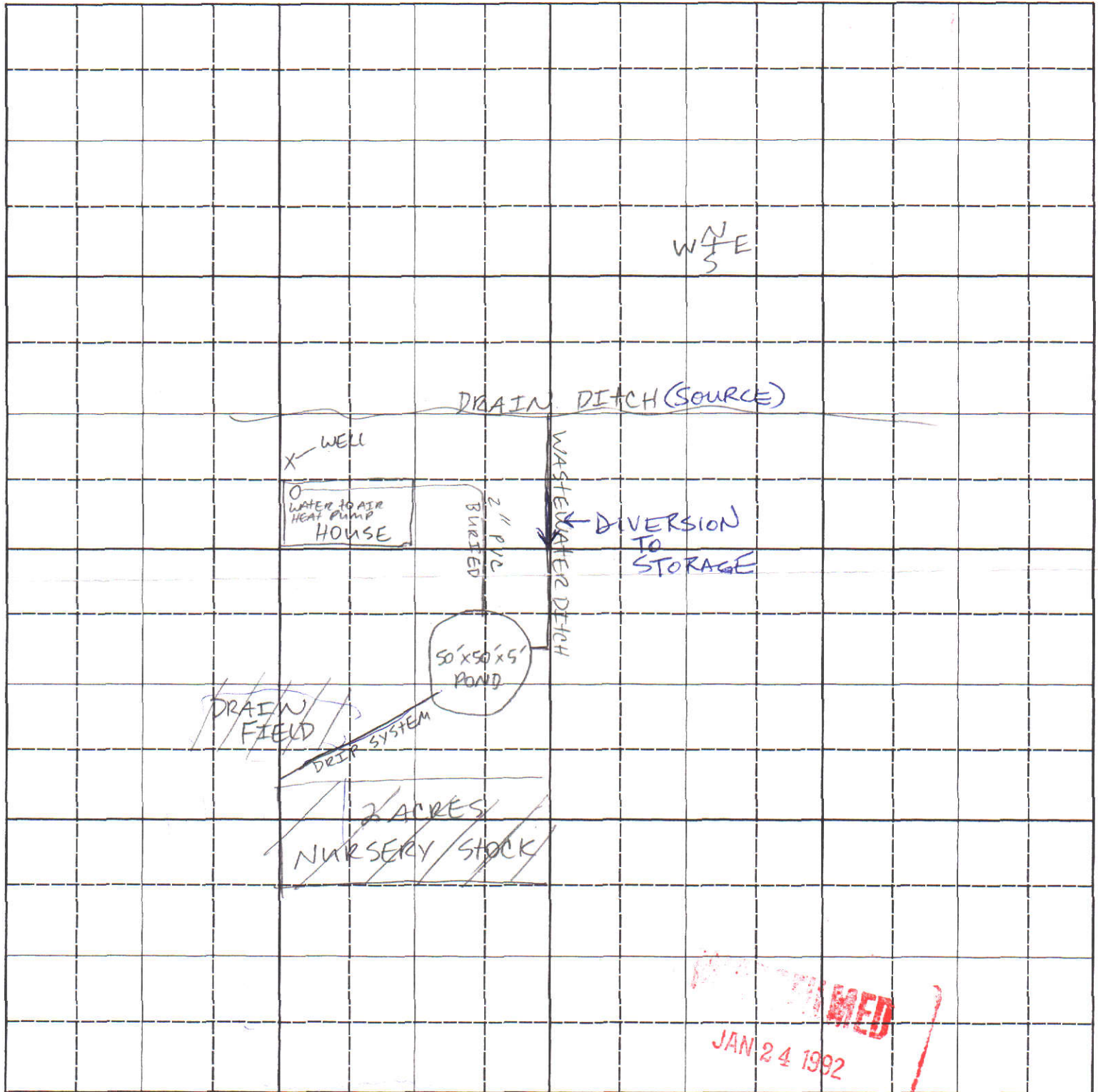
42' 30"

2462

2581
tree
avel Pit

MIDDLETON

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

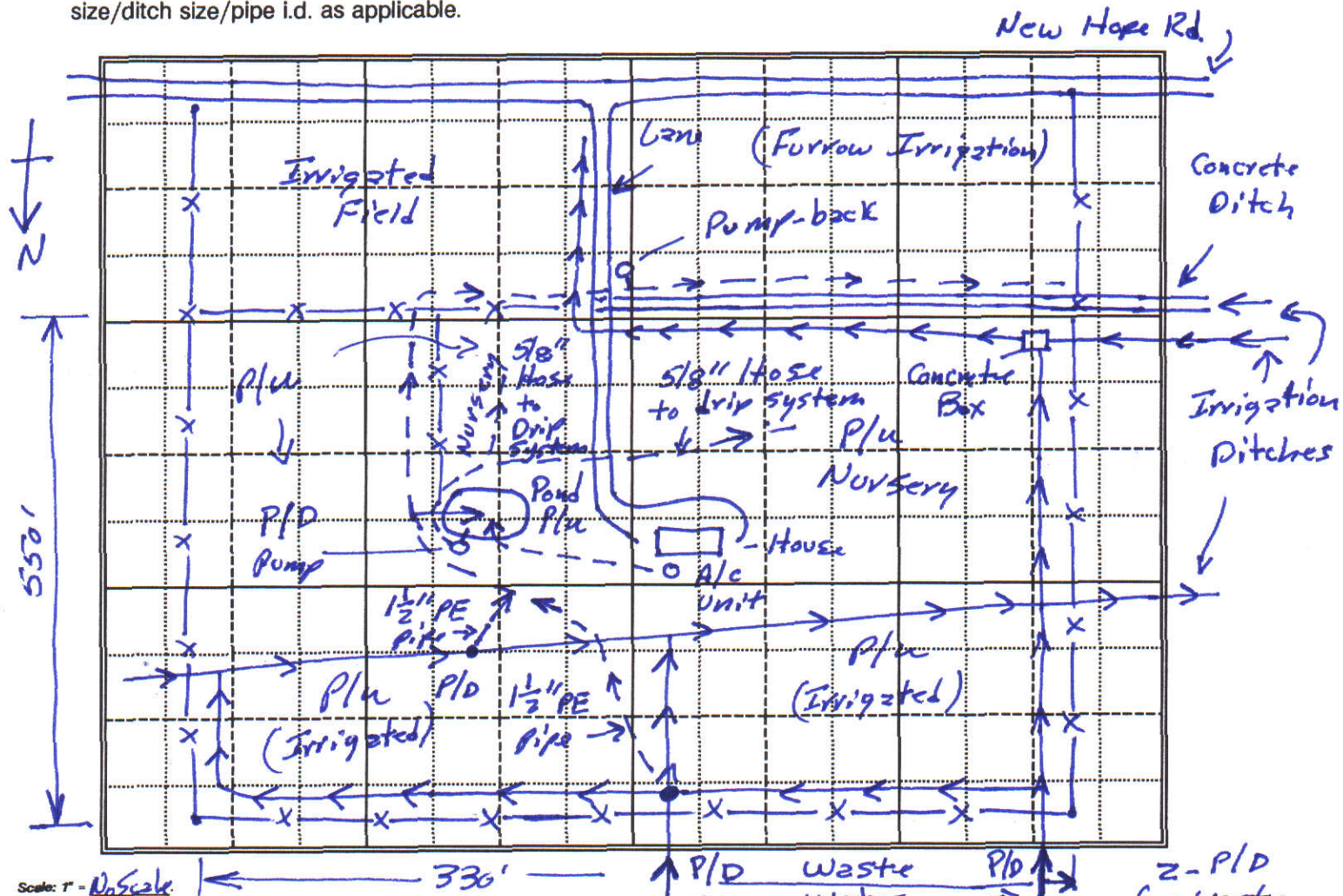


Scale: 2 inches equal 1 mile.

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.

Regina A. Lowe
(Applicant)

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



Scale: 1" = No Scale

✓ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Pond Pump	GE	1 1/2	Model	WaterAce	Model SKCR
Unit			SKCR 39		39SN 3012BT
			SN 3012BT	← (Same) →	

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

D. FLOW MEASUREMENTS

1.

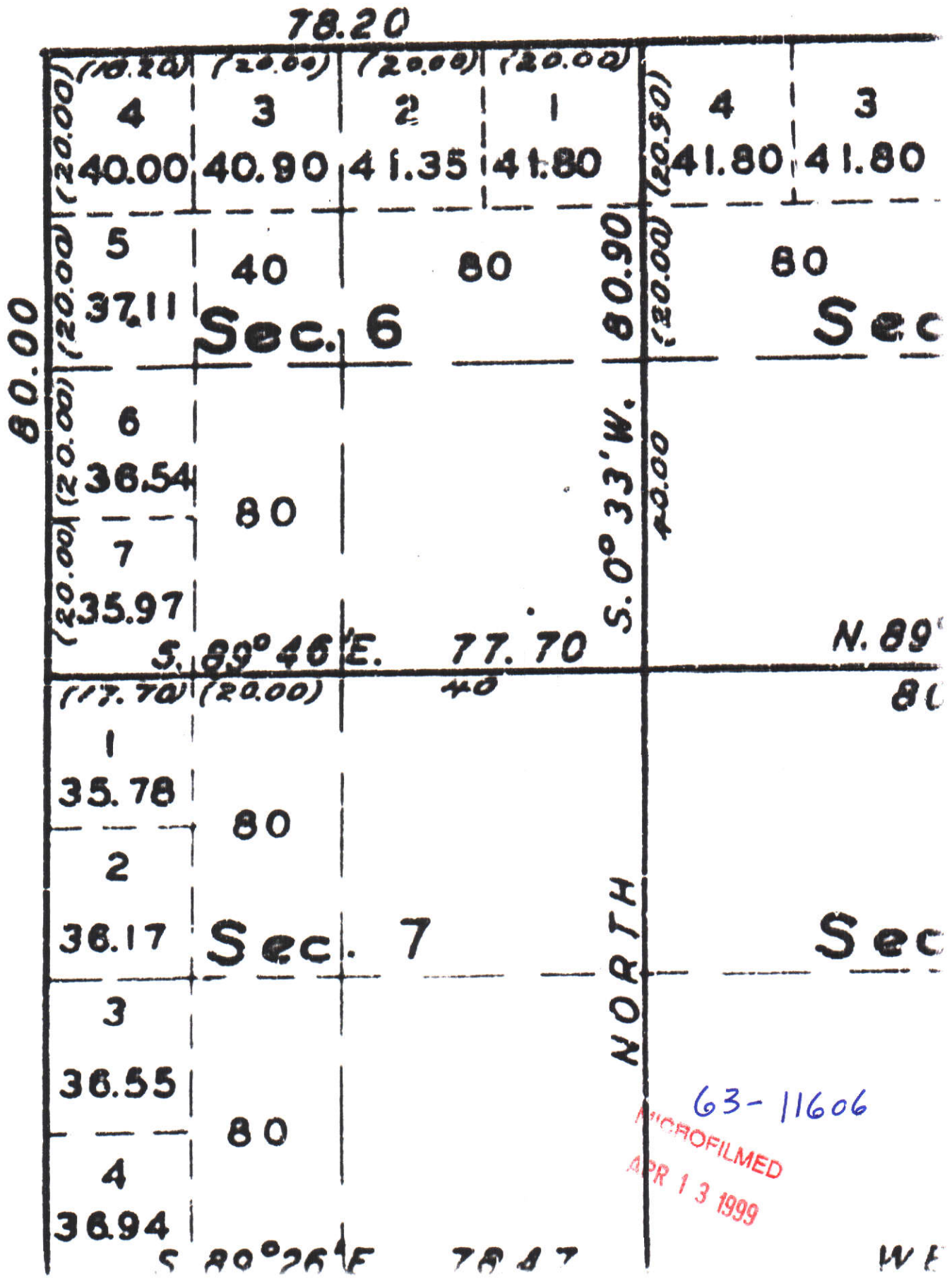
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None - waste water runoff depressions were dry.

MICROFILMED

APR 13 1999

T4N, R1W, S6
Lot 3 NENW



P/D (1)

Waste
Water
entry
point
at
North-Center
place
of
Property.



P/D (2)

Waste
Water
entry
point
at
Northwest
Corner
of
Property.



MICROFILMED
APR 13 1999

View Looking North.
Irrigated pasture and green depression
is one source of waste water. (Across fence in back-ground.)

63-11606

2 of 3

P/u
Pond -
(storage)
and
Aesthetics.

P/u
Nursery
in
background.
View
Looking
Southwest.



Pond
Pump
Unit.

Supplies
water
to
Nursery
drip
system.

MICROFILMED 63-11606
APR 13 1999

3 of 3

P/u

Nursery

View

Looking

Southwest.

Note Hose
for drip
system.



P/u

Nursery.

View

Looking

Northeast.



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APR 13 1999

63-11606

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 63-11606

Priority: October 17, 1991

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

9.3 AF

This is to certify, that REGINA A LOWE
THOMAS A LOWE

12160 W NEW HOPE RD
STAR ID 83669

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 17, 1991; and has submitted Proof of Beneficial Use on December 26, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

WASTE WATER tributary to BOISE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	9.0 AF
AESTHETIC STORAGE	01/01 to 12/31		0.3 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.04 CFS	
	Totals	0.04 CFS	9.3 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NENW), Sec. 6, Township 04N, Range 01W
ADA 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>
04N	01W	6	Lot 3 (NENW)	2		2

Total number of acres irrigated: 2

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 6TH day of

April, 1999.

MICROFILMED

APR 13 1999


Acting for KARL J. BRENNER, Director

RECEIVED

DEC 26 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESOFFICE USE ONLY 50.00
Amt. of Fee \$ 6034229
Date 12-26-95
Receipt No. 6034229
Receipt by [Signature]

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-11606 Telephone No. 208-286-9758
2. Name(s) of Permit Holder(s): Regina N Lowe, Thomas N Lowe
3. Mailing Address: 18160 W. New Hope Rd, Star, Idaho 83669
4. Source of Water: Excess Surface water from neighbor's waste irrigation water
- If GROUNDWATER, Well Driller's Name: N/A Date Drilled: _____

OPTIONAL:

Pump horsepower: N/A Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

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

Irrigation 8 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted
- .04
- ^{excess}
- cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes X No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes X No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ _____ (See License Fee Schedule on back of Instruction Sheet)

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

Regina N Lowe 286-9758 (there is a message machine at this number)
Name Telephone No.

18160 W. New Hope Rd, Star, Idaho 83669
Address

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

12-26-95
DateRegina N Lowe
Signature (and title, if on behalf of a company or organization)

JAN 24 1996

DEC 30 1994

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

\$50 Fee Received by RT

Date 12-30-94

Receipt No. 0031904

REQUEST FOR EXTENSION OF TIME

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

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

Permit No. 63-11606Name(s) of Permit Holder: Regina A Lowe, & Thomas A LoweMailing Address: 12166 W. New Hope Rd, Star, Id. 83669Date Proof is Due: 1-1-95 Telephone No. 286-9758

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".)

The pond is completed for storage & drip-lines have been purchased & installation will be completed this spring. We have purchased & will continue to purchase seedlings (as is the nature of running a tree nursery) & each year, last year's seedlings will be pulled from starter beds & potted up for spreading throughout the intended nursery area. Costing \$ \$4,500.00

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

Most of the last year the acres on the hill behind us were purchased by a new owner, who began construction of his home last early summer. In doing so, he shut off the irrigation water to adjacent land, which was the land directly behind us. (over)

Permit holder(s) request an extension to January, 19 96

FEE: \$50.00

(Signature)

Regina A Lowe

*If other than permit holder, Power of Attorney must be supplied. JAN 20 1995

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 January 1, 1996.

Signed this 4th day of January, 19 95J. Glen Saylor
Chief, Water Allocation Bureau

ditchlines have been dug to capture the excess water coming off the hill behind us (which is the water we are seeking a water right for.) We purchased a 9N Ford tractor & implements to help us develop & maintain the seedling beds. Although some of the seedlings did not survive from last year's purchase we are continuing to experiment with shipping techniques from the points of origination to our nursery. We will be making another purchase this ^{spring} (which is the only time orders can be made for our area & expect a reasonable survival rate of the seedlings.)

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JAN 20 1995

(as it ran on
our property)

our property & which was the water we had used as excess & were trying to attain a water right for. We are hoping that now that they (the new owners) have completed their home, they will resume their irrigating as before. However, we don't know if they will resume this spring, this summer or next year, as the new owners have indicated they may try to rework the land into a more efficient pasture. We have only a few connecting ditches to construct to make our system complete but cannot do it until the irrigation is resumed on the hill behind us. We have to build them to the flow of the water. As soon as this is completed we should be ready to show proof of beneficial use.

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DEC 22 1992

For Office Use Only

\$15 Fee Received by
Date 12-23-92
Receipt No. 0026368STATE 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 in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 63-11606
Name(s) of Permit Holder: Regina & Thomas Lowe
Mailing Address: 12160 W New Hope Rd - Star, ID 83669
Date Proof is Due 1/1/93 Telephone No. 286-9758

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".)

Pond is Built - water in the pond - some of the
irrigation equipment is being used - some trees
planted

Costing \$ 2000.00

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

Permit Holders are doing most of the work
themselves. Time constraints have prevented
them from completing the project.

Permit holder(s) request an extension to January 1, 19 98.

FEE: \$15.00

Regina & Thomas Lowe
(Signature)*12-22-92

*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 January 1, 1995.

FEB 04 1993

Signed this 24th day December, 19 92J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11606

Proposed Priority: October 17, 1991 Maximum Diversion Rate: 0.06 CFS

This is to certify, that REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

has applied for a permit to appropriate water from:

WASTE WATER
GROUNDWATER

tributary of BOISE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	
IRRIGATION STORAGE	01/01 to 12/31		0.3 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		0.3 AF
AESTHETIC	01/01 to 12/31	0.02 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	0.04 CFS	
	Totals	0.06 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENENW), Sec. 6, Township 04N, Range 01W
ADA 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>
04N	01W	6	Lot 3(NENW)	2		2

Total number of acres irrigated: 2

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: AESTHETIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1993.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Use of water under this right is subject to control by the watermaster of State Water District No. 63.
5. Water shall not be diverted under this right until an easement or right-of-way with the owner of the drain is filed with the Department of Water Resources.

JAN 24 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11606

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.

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

13th day of January, 1992.



for R. Keith Higginson, Director

JAN 24 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant THOMAS A. + REGINA A. LOWE Phone 286-9758

Post office address 12160 W. NEW HOPE RD. STAR 83669
WASTE WATER BOISE RIVER

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 3

Sec. 6 Township 4N Range 1W B.M. ADA County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for IRRIG purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .3 for IRRIG. STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .3 for IRRIG FROM STOR purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for AESTHETIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .06 and/or (b) .3
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. DITCH, POND, DRIP SYSTEM

b. Height of storage dam _____ feet; active reservoir capacity .29 acre-feet; total
reservoir capacity .29 acre-feet; period of year when water will be diverted to storage:
1/1 to 12/31 inclusive.

c. Proposed well diameter is 6" inches; proposed depth of well is 175 feet.

d. Is ground water with a temperature of greater than 90°F being sought? N

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

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JAN 24 1992

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. WATER FOWL

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1W	6					L-3 2												2
							AS												
							AR												
							J												

Total number of acres to be irrigated 2

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

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

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

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

12. Remarks: waste water and groundwaters combined in pond for beneficial use.
Waste water tributary to Boise River by means of Middleton Canal.
Groundwater is intermittent return flow from heat pump.

100-2-100

N. 69° 38' W.

78.20				N. 89° 38' W.											
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40.00	40.90	41.35	41.80	41.80	41.80	41.80	41.80	41.85	41.90	41.95	42.00	42.00	41.83	41.66	41.49
5	40	80	80.90	80	80	80	80	80	80	80	81.00	80	80	80	80.66
37.11	Sec. 6			Sec. 5				Sec. 4				Sec. 3			
6	36.54	80	5.0° 33' W.	N. 89° 42' W.				N. 89° 51' W.				S. 89° 51' W.			
7	35.97	77.70	80.00	80.00				80.00				79.50			
1	35.78	80	NORTH	NORTH				NORTH				NORTH			
2	36.17	Sec. 7	Sec. 8	Sec. 9				Sec. 10				NORTH			
3	36.44														



4842

750 000
P.E.N.

T 4 N.

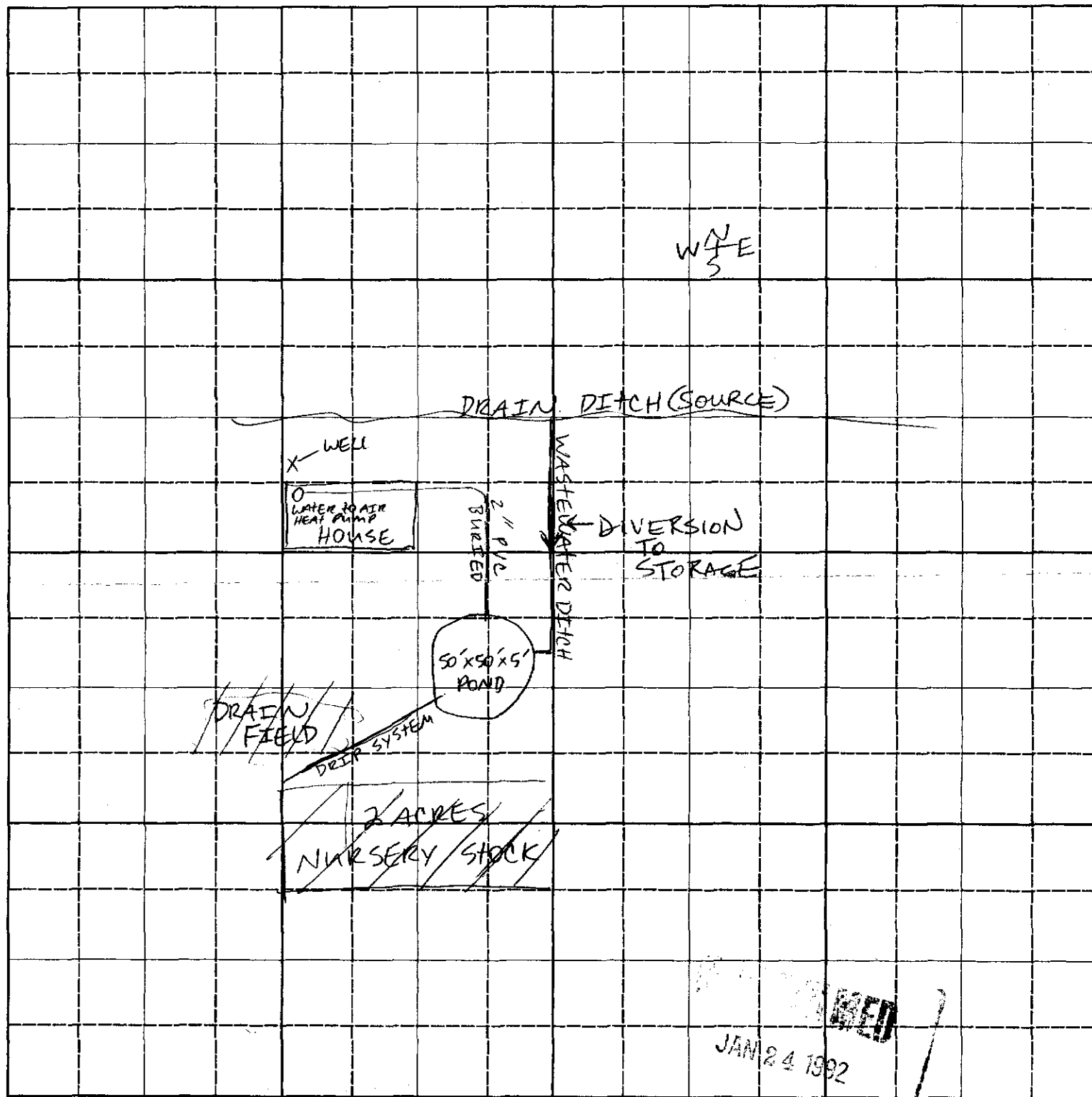
IRKIG

main line
RWD
T5N
T4N

4840

42' 30"

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



Scale: 2 inches equal 1 mile.

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.

Regina A. Lowe
(Applicant)

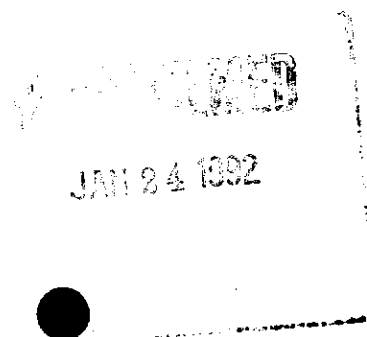
Received by lw Date 10/17/91 Time 12 Preliminary check by CSH
Fee \$ 30 Receipted by lw # W013802 Date 10/17/91
Publication prepared by GG Date 10-30-91 Published in Idaho Statesman
Publication approved st Date 11-26-91
11/7 & 11/14/91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:



WR4001NP
(00-21)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFICHE BY PLACE OF USE

DATE: 07/14/91
PAGE: 1479

TWP	RNG	SECT	TRACT 1/4 1/4	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
04N	01W	5	NE SE	40.0	01		63-04690	SCHREINER	C	S	04/17/1958	GROUNDWATER
			NW SE	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW SE	4.0	01,43		63-08191	MEDIN	C	L	08/18/1975	GROUNDWATER
								MEDIN	C			
								WESTBERG	C			
								WESTBERG	C			
			NW SE	5.0	01		63-08526	KLEIN	C	L	03/02/1977	UNNAMED DRAIN
			NW SE	5.0	01,02,03		63-09352	LAGERSTROM	C	P	02/29/1980	UNNAMED STREAM
								LAGERSTROM	C			
			NW SE	15.0	01,04		63-10347	LANGDON	C	P	03/28/1986	GROUNDWATER
								KLEIN	C			
								LAGERSTROM	C			
			SW SE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW SE		04,43		63-05225	CHASE	C	S	01/01/1900	GROUNDWATER
			SE SE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
6			NE NE	41.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW NE	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW NE	38.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SE NE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE NW	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW NW	38.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW NW	36.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SE NW	38.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE SW	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW SW	35.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW SW	34.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SE SW	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE SE	41.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW SE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW SE	28.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
7			SE SE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE NE	38.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW NE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW NE	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SE NE	39.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE NW	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW NW	35.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW NW	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SE NW	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE SW	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NW SW	36.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW SW		01		63-00001	BOWERMAN	C	D	06/01/1886	BOISE RIVER
								SPARKS	C			
			SW SW	35.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SW SW	5.0	01,04		63-04998	SAMPLE	C	S	01/01/1951	MIDDLETON DRAIN DITCH
			SW SW	25.0	01,04,43		63-07296	SAMPLE	C	L	02/04/1970	GROUNDWATER
			SE SW	33.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			SE SW	6.0	01,04		63-04998	SAMPLE	C	S	01/01/1951	MIDDLETON DRAIN DITCH
			SE SW	34.0	01,04,43		63-07296	SAMPLE	C	L	02/04/1970	GROUNDWATER
			NE SE	40.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
			NE SE	2.0	43,01,04		63-04699	RUSSELL	C	S	05/01/1962	GROUNDWATER
								RUSSELL	C			

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

NOV 15 1991

LEGAL ADVERTISING INVOICE

Amount Due

Department of Water Resources

Account Number 47628		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Gail Garrett	P.O. Number	Rate NT	Run Dates November 7, 14, 1991
State of Idaho Department of Water Resources Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 9779

NOTICE OF APPLICATION FOR WATER RIGHT

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

63-11602

THORNTON, LAVAR K
THORNTON, WILMA
3224 SWAN FALLS RD
KUNA, ID 83634
Source: GROUNDWATER
Diversion Pt: NESE
Sec 34 T 02N R 01W in ADA County.
Use: IRRIGATION (.300 CFS)
Total Diversion: (.300 CFS)
Date Filed: 10/10/1991
T02N R01W S34 SENW
15.0 ACRES TOTAL

63-11604

JOHNSON, CHARLES W
JOHNSON, SARAH K
3655 W LAKE HAZEL RD
MERIDIAN, ID 83642
Source: UNNAMED DRAIN
Tributary: SINKS
Diversion Pt: NENWSW
Sec 34 T 03N R 01W in ADA County.
Use: IRRIGATION STORAGE
(1.40 AF)
IRRIGATION FROM STORAGE
(1.40 AF)
IRRIGATION (.940 CFS)
Total Diversion (.940 CFS)
Date Filed: 10/11/1991
T03N R01W S34
NESW NWSW SWSW
47.0 ACRES TOTAL

63-11606

LOWE, THOMAS A
LOWE, REGINA A
12160 W NEW HOPE RD
STAR, ID 83669
Source: WASTE WATER
Tributary: BOISE RIVER
Source: GROUNDWATER
Tributary:
Diversion Pt: Lot 3 (NENENW)
Sec 6 T 04N R 01W in ADA County
Use: IRRIGATION (.040 CFS)
IRRIGATION STORAGE (.30 AF)
IRRIGATION FROM STORAGE
(.30 AF)
AESTHETIC (.020 CFS)
DIVERSION TO STORAGE
(.040 CFS)
Total Diversion: (.060 CFS)
(.30 AF)
Date Filed: 10/17/1991
T04N R01W S01 (NENNW)

63-11608

DURRANT, DAVID
7590 S 10 MILE RD
MERIDIAN, ID 83642
Source: WASTEWATER
Tributary: MASON CREEK
Diversion Pt: NESW
Sec 1 T 02N R 01W in ADA County.
Use: IRRIGATION STORAGE
(2.000 CFS)
IRRIGATION FROM STORAGE
(2.000 CFS)
DIVERSION TO STORAGE
(1.000 CFS)
Total Diversion: (1.000 CFS)
Date Filed: 10/24/1991
T02N R01W S01
SWNW NESW NWSW SESW
78.0 ACRES TOTAL

67-07878

LITTLE WEISER IRRIGATION
DISTRICT
C/O JOHN SCHWENKFELDER
3323 SCHWENKFELDER RD
CAMBRIDGE, ID 83610
Source: LITTLE WEISER RIVER
Tributary: WEISER RIVER
Diversion Pt: NESW
Sec 36 T 14N R 01W in ADAMS

County.
Use: IRRIGATION STORAGE
(39.00 AF)
IRRIGATION FROM STORAGE
(39.00 AF)
DIVERSION TO STORAGE
(40.000 CFS)
Total Diversion: (40.000 CFS)
(39.00 AF)
Date Filed: 10/17/1991

Place of Use within the boundaries of the Little Weiser Irrigation District.

The permit(s) will be subject to all prior water rights. Protests must be filled with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before NOVEMBER 25, 1991.

R. Keith Higginson, Director
Pub. November 7, 14, 1991 9779

being duly says: That she is the Principal Clerk of The daily newspaper printed and published at Boise, of Idaho, and having a general circulation therein spaper has been continuously and uninterruptedly county during a period of twelve consecutive first publication of the notice, a copy of which is at said notice was published in The Idaho rmity with Section 60-108, Idaho Code as

kly ☐ consecutive daily ☐ single ☐ odd skip

ing with the issue of November 7, 1991

an issue of November 14, 1991

ss.

th day of November in the year of before me, a Notary Public, personally appeared of the Little Weiser Irrigation District, known or identified to in whose name subscribed to the within instrument, st duly sworn, declared that the statements therein wledged to me that she executed the same.

Notary Public for Idaho

Residing at Boise, ID

My commission expires: 11-27-93

IDAHO DEPARTMENT OF WATER RESOURCES

1301 North Orchard St.

P.O. Box 83720

Boise, ID 83720-0098

(208) 327-7900

TO

L63-11606

REGINA A LOWE

12160 W NEW HOPE RD

STAR

ID 83669

LOWE160 836692223 1298 02 04/09/1:
FORWARD TIME EXP RTN TO SEND

LOWE
PO BOX 405
STAR ID 83669-0405

RETURN TO SENDER



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

April 7, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

RE: WATER RIGHT NO. 63-11606

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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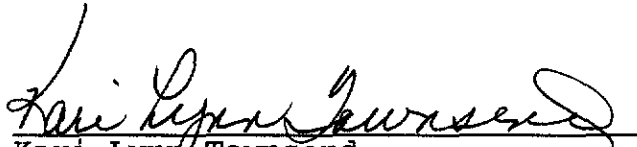
APR 13 1999

CERTIFICATE OF MAILING

I hereby certify that on the 7th day of April, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 63-11606

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669


Kari Lynn Townsend
Secretary

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APR 13 1999

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.

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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.

MEMORANDUM

TO: File 63-11606

FROM: Sharla

DATE: March 30, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 63-11606 are as follows:

H. RECOMMENDATIONS

Irrigation	3/15 – 11/15	0.04 cfs	9.0 afa
Aesthetic Storage	1/1 – 12/31	n/a	0.3 afa
Div. to Storage	1/1 – 12/31	0.04 cfs	n/a

The pond is used as part of the irrigation delivery system and does not require irrigation storage/irrigation from storage components. The standard volume for this area is 4.5 af/acre.

Exam Date: June 3, 1997
Examiner: Dan Tomich

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APR 13 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-11606 DATE 3/26/99 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .06 cfs
 Fee limit .20 cfs \$5000
 Measured --- cfs du = .04 or less
 Theoretical --- cfs
 Recommended Total Div Rate .04 cfs

WATER USES	<u>OK</u>	Change (P46)	
<u>irr</u>	<u>.04</u> cfs	<u>2x4.5 = 9</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
<u>Acctn stor</u>	<u>N/A</u> cfs	<u>.3</u> af	supp. gw (WB7/065/079)
<u>Div. to stor</u>	<u>.04</u> cfs	<u>N/A</u> af	overlap spec. combined rts (W35)
			<1acre (W31)
			Domestic (W01/WB5/070/071/075)
			Power (W42 or W43/025/027/R22 or R23)
			Fish (042) Fire (077) Wtr Quality (081/R07)
TOTALS	<u>.04</u> cfs	<u>9.3</u> af	

Flow rate .04 cfs X 365 days X 1.98 = 29.0 af

REMARKS Acctn stor = pond.

ADD'L CONDITIONS R04 Watermaster Control WD# 63
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ✓ no SRBA Claim N/A Adjust Memo vol/ac
 Amend letters No 02/03 uses

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 29 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-116061. Owner: Regina A. & Thomas A. Lowe Phone No. (208) 286-9758Current Address: 12160 W. New Hope Rd., Star, ID 836692. Accompanied by: Regina + Thomas Lowe EXAM DATE: 6-3-97Address: (Same) Phone No. (Same)Relationship to Permit Holder: (Same)3. Source: Waste Water tributary to Boise River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-02406, 63-121942. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: 2 pts. of diversion for Waste Water

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	<u>3</u>		<u>NE</u>	<u>NW</u>	<u>6</u>	<u>4N</u>	<u>1W</u>	<u>Ada</u>	<u>Site Visit, Map</u>

2. Place(s) of Use:

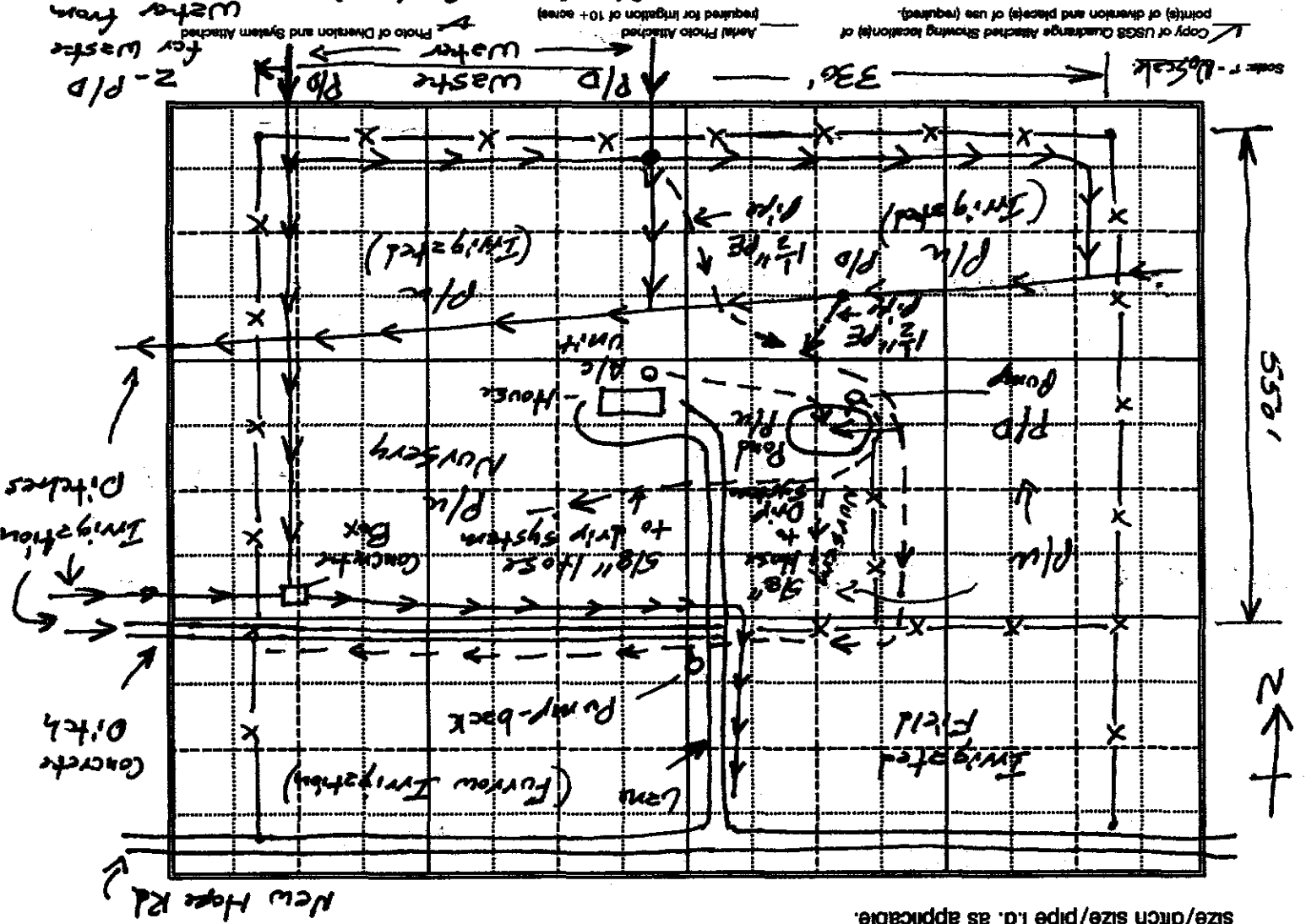
Indicate Method of Determination Site Visit, Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>4N</u>	<u>1W</u>	<u>6</u>					<u>2.0</u>												<u>2.0</u>
							<u>AES</u>												
							<u>Lot 3</u>												

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



4.

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for Irrigation of 10+ acres)

Photo of Diversion and System Attached for Waste

2-P/D
Water from
Flood Irrigation

D. FLOW MEASUREMENTS

Code to correspond with No. on map and aerial photo

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Pond Pump	GE	1 1/2	Model	Water Ace	Model SKCR
Unit			SKCR 39		39SN3012BT
			SN3012BT	(Same)	

2. Measurements:

None - Waste water runoff depressions worn dry.

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

7. The three irrigation ditches that supply water to this property are from Farmers Union Canal Co. (63-00406).

E. NARRATIVE/REMARKS/COMMENTS

1. The P/U for irrigation ~~for~~ consists of a Nursery on the East and West side of the lane, and the land on the North side of the house to the property boundary. The P/U for Aesthetics is a pond located near the house.

2. The water supply is as follows:

- a. Two waste water depressions channel flood irrigation runoff from a pasture to the North; to the North boundary of the property where it is collected in irrigation ditches.
 - b. Water is diverted from an irrigation ditch passing through the North portion of the property, and into a $1\frac{1}{2}$ " PE pipe.
 - c. Water is received from two other irrigation ditches (one is concrete) that enter the property through the West boundary South of the house.
 - d. Return water from the house A/C unit is piped to the pond.
3. The house well, under WR 63-12194 supplies the water for the A/C unit and domestic.

4. Water from all these sources is conveyed to the pond and irrigated land by a series of ditches and pipe systems - See drawing.

5. A pump in the pond furnishes water through a pipe and hose system for drip irrigation of the Nurseries. The pond is filled by a $1\frac{1}{2}$ " PE pipe from the waste water sources, irrigation water, and A/C return water. The other irrigated lands are supplied by ditches and pipes.

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

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6. There is no constructed drain that ^{SPR} ~~disposes~~ ^{disposes} water to this property. The waste water is field runoff from the irrigated pasture to the North that is conveyed through field depressions to the land.

This would be impossible to measure as there are no drain ditches as such.

F. FLOW CALCULATIONS

Measured Method: None. For irrigation water - the two sources of waste water were dry but could easily be as much as 0.04 cfs or more. Allow the 0.04 cfs for waste water.

Additional irrigation water is supplied from 3 irrigation ditches. The flow into the pond is equal to the amount of water pumped out - the pond remains full.

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres irrigated}) \times (\text{Irrigation Requirement}) = (2.0)(3.5) = 7.0 \text{ AFA}$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.04)(246)(1.9835) = 19.5 \text{ AFA}$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 7.0 \text{ AFA}$$

2. Volume Calculations for Other Uses:

Low Level

$$\text{Vol. Pond} = (5')(45')(361)/(66)(6)(16) = 0.20 \text{ AF}$$

$$\text{High Level} = (5')(45')(601)/(66)(6)(16) = 0.31 \text{ AF}$$

Allow

$$0.30 \text{ AFA} + 0.10 \text{ losses} = 0.20 \text{ AF}$$

H. RECOMMENDATIONS

The pond will hold 0.30 AF + when full.

1. Recommended Amounts

Beneficial Use	From	To	Period of Use	Rate of Diversion	Annual Volume
Irrigation	03/15	11/15	11/15	0.04	7.0 AFA
Irrigation Storage	01/01	12/31	12/31	0.04	0.3 AF
Irrigation from Storage	03/15	11/15	11/15	0.02	0.3 AF
Aesthetic	01/01	12/31	12/31	0.04	0.3 AF
Diversion to Storage	01/01	12/31	12/31	0.04	7.0 AFA
Totals:					7.0 AFA

2. Recommended Amendments

- Change P.D. as reflected above
- Add P.D. as reflected above
- Change P.U. as reflected above
- Add P.U. as reflected above
- None
- Other

1) The total Div should be 0.04 cfs as in proof.

I. AUTHENTICATION

Field Examiner's Name: Donna J. Smith Date: 1-22-98

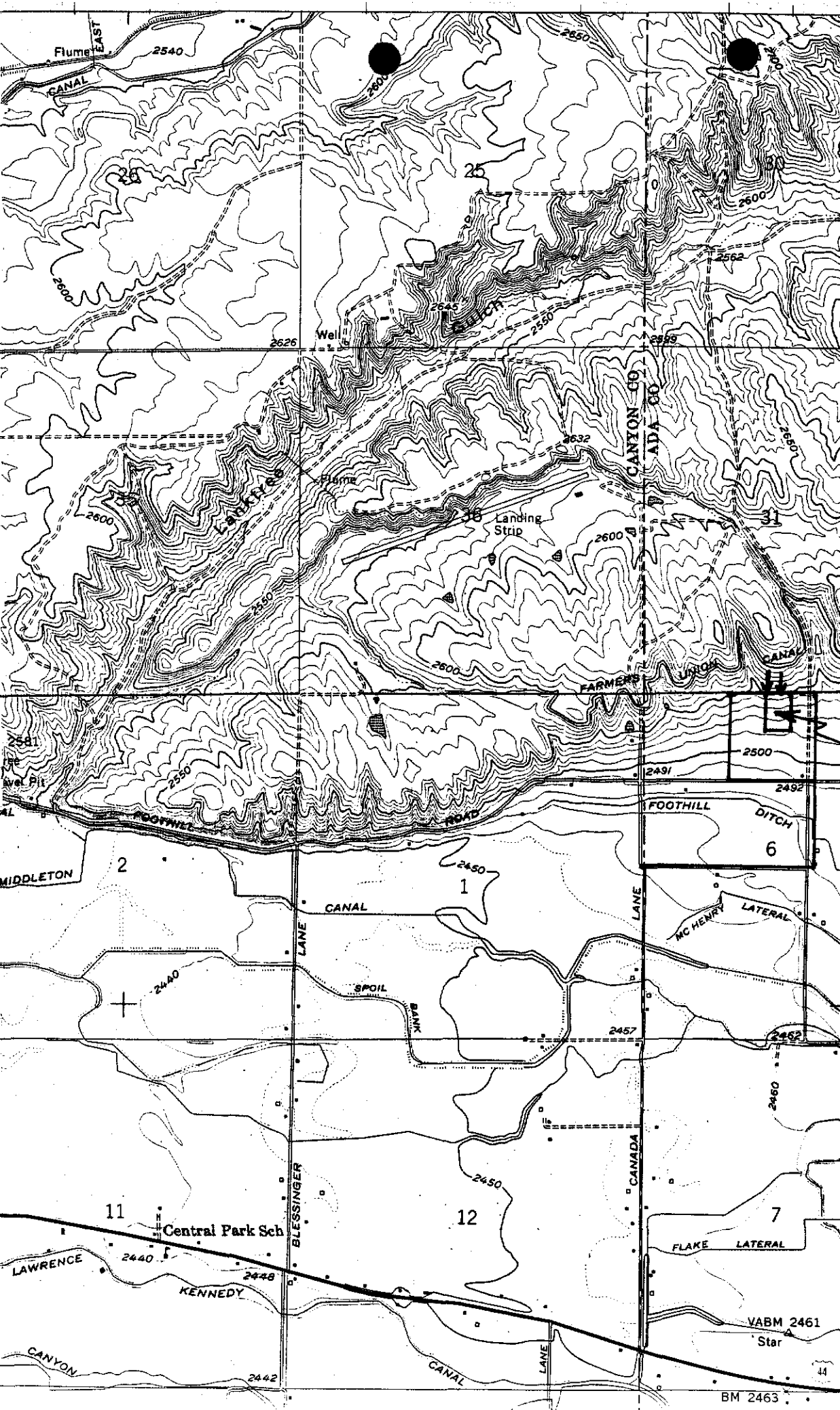
Reviewer: _____ Date: _____

SEAL

Note: The total irrigated acres is 4.1 AFA

Allow the 2.0 AFA shown in permit as that portion receiving water at 0.04 cfs total.

APR 13 1998



43°45'
760 000
FEET

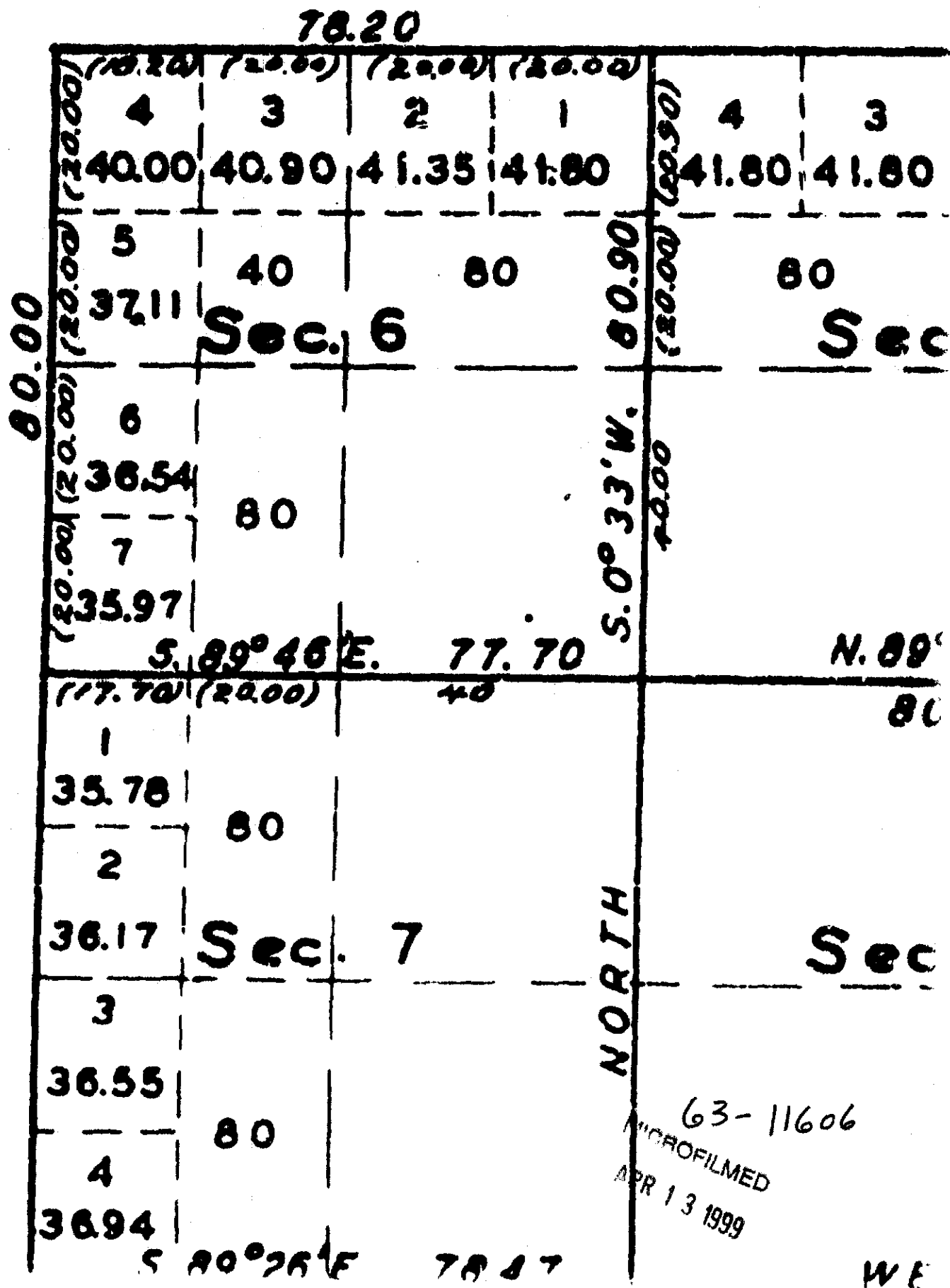
T4N
RIW
S6
Gov. Lot 3
NENW

P/D
P/u

63-11606

MICROFILMED
APR 13 1999

T4N, R1W, S6
 Lot 3 NENW



1 of 3

P/D (1)

Waste
Water
entry
Point
at
North-Center
place
of
Property.



P/D (2)

Waste
Water
entry
Point
at
Northwest
Corner
of
Property.



MICROFILMED

APR 13 1999

View Looking North.
Irrigated pasture and green depression
is one source of waste water. (Across fence in back-around.)

63-11606

2 of 3

P/u
Pond -
(storage)
and
Aesthetics.

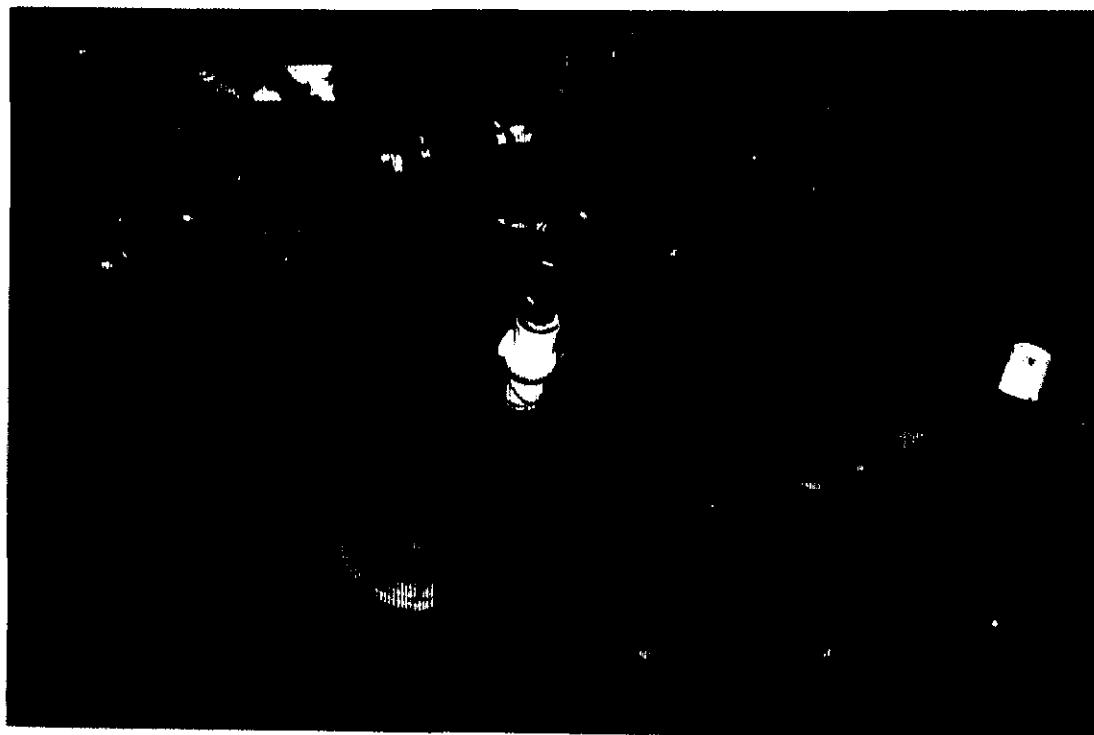
P/u
Nursery
in
background.

View
Looking
Southwest.



Pond
Pump
Unit.

Supplies
water
to
Nursery
drip
system.



MICROFILMED 63-11606
APR 13 1999

3 of 3

P/u

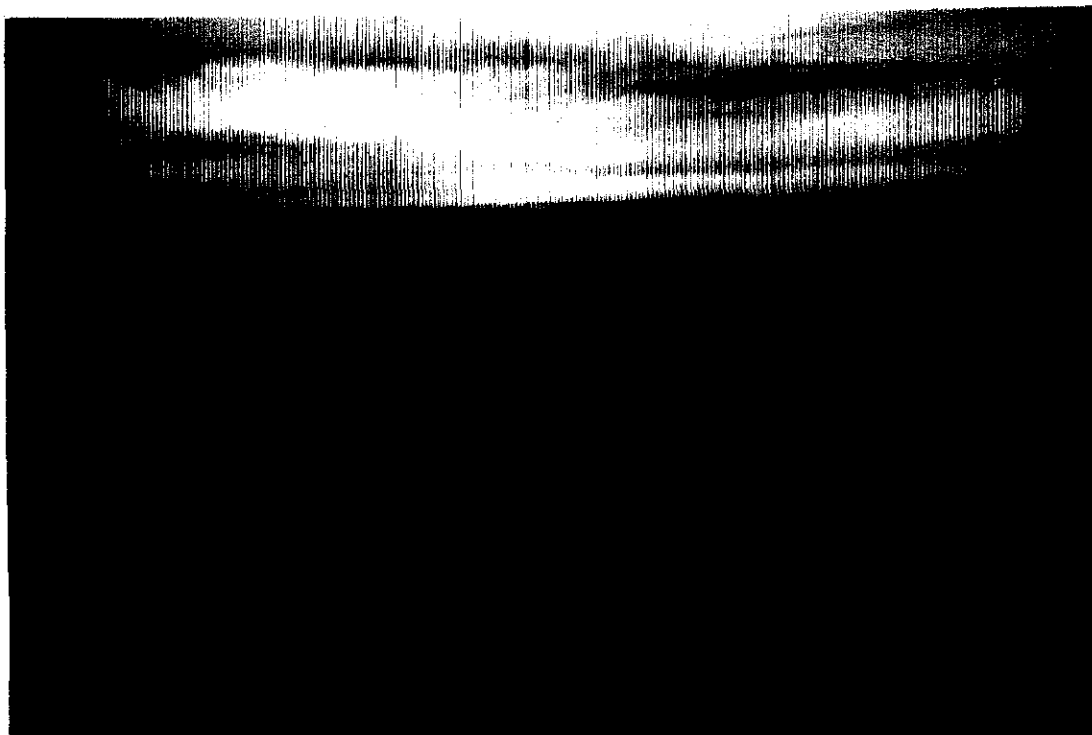
Nursery

View

Looking

Southwest.

Note Hose
for drip
system.



P/u

Nursery.

View

Looking

Northeast.



MICROFILM

APR 13 1999

63-11606

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 03-11606 Reviewed by [Signature] Date 1-3-96

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
Drilling permit required?
Copy in the file? ☒ Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

Yes Required?
50.00 Amount Submitted
Yes Correct?
NO Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	- = +	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address _____ Proof Made 12-26-95

January 4, 1996

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11606

Dear Permit Holder:

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECORDED

JAN 24 1996

October 31, 1995

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

PROOF DUE NOTICE

RE: PERMIT NO. 63-11606

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 January 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.

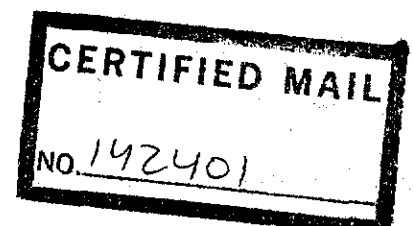
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JAN 24 1996



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 63-11606 Reviewed by [Signature] Date 1-2-95

BASIC INFORMATION

12-30-94 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN *Should extend to January 1, 1996. Since the permit holder has been delayed for reasons beyond their control.*

PRIORITY CALCULATION

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

DATA ENTRY

New Address X
Change Proof Due Date 1-1-96
Change Priority Date X



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

January 4, 1995

Regina and Thomas Lowe
12160 W. New Hope Rd.
Star, ID 83669

RE: Permit No. 63-11606

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to January 1, 1996. Please note that the department has granted this extension since development of the permit has been delayed for reasons beyond your control. It is important that you work diligently toward the completion of this project during the construction period allowed since the department may not be able to grant additional extension requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

MICROFILMED

JAN 20 1995

October 31, 1994

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

PROOF DUE NOTICE

RE: PERMIT NO. 63-11606

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 January 1, 1995. (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.

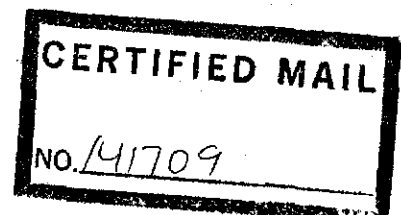
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED

JAN 20 1995





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 28, 1992

Regina and Thomas Lowe
12160 W New Hope R
Star, ID 83669

Re: Permit No. 63-11606

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to January 1, 1995. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

RECEIVED

FEB 04 1993

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 63-11606 Reviewed by Klg Date 12/23/92

BASIC INFORMATION

12/22/92 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? Requested?
Is delay by a government agency?
Is supporting documentation needed to complete the file? Requested?
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend approval Based on due diligence
Extend to 1/1/95

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	
Proof due date		=	
Number of days late		=	
Priority date		=	
New Priority Date		=	

DATA ENTRY

New Address _____
Change Proof Due Date 12/28/92 Klg
Change Priority Date _____

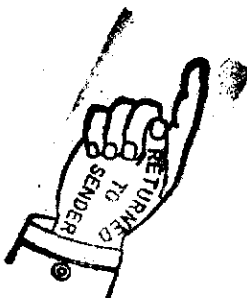
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1501 North Orchard Street
Boise, Idaho 83706-2237

CERTIFIED MAIL

NO. 139643

63-11606

REASON RETURNED
Unclaimed ☒ Refused _____
Addressee unknown _____
Insufficient Address _____
No such street _____ number _____
No such office in state _____
Do not remain in this envelope



RETURNED
TO
SENDER

RECEIVED

NOV 17 1992

Department of Water Resources

NOTED

FEB 04 1993

11-15-92

RTN 11-15-92

10 3181

BOISE IDAHO 83706
U.S. POSTAGE
10-02 10-30-92
6786550

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

1501 North Orchard Street

Boise, Idaho 83706-2237

CERTIFIED MAIL

NO. 139643

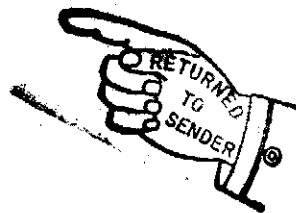
BOISE IDAHO 83707



U.S. POSTAGE

13:00 10/30/92

63-11606



RETURNED
TO
SENDER

RECEIVED

NOV 17 1992

Department of Water Resources

RECEIVED

FEB 04 1993

11-15-92

RTN 11-15-92

17.3(19)

REASON CHECKED

Unclaimed ☒ Refused _____
Addressee unknown _____
Insufficient Address _____
No such street _____ number _____
No such office in state _____
Do not remail in this envelope _____

October 31, 1992

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

PROOF DUE NOTICE

RE: PERMIT NO. 63-11606

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 January 1, 1993. (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.

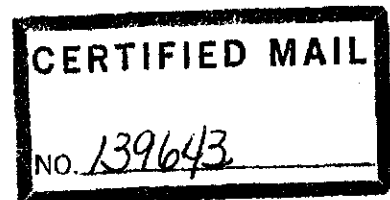
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECEIVED

FEB 04 1993



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

January 22, 1992

REGINA A LOWE
THOMAS A LOWE
12160 W NEW HOPE RD
STAR ID 83669

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-11606

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

RECEIVED
JAN 24 1992

APPLICATION FOR PERMIT REVIEW

Application #: 63-11606
 Date: 01-10-92

Reviewer: Pam Skaggs *CS*

✓ Existing:

✓ No

- 26A-P17

✓ Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

✓ Groundwater:

GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)

✓ LT. 0.2 cfs - N/A

✓ Drilling Permit:

✓ Approved w/permit - P99

✓ Not included - 046-P23 (All GW, even existing wells)

✓ Location:

✓ Water Districts - WD No. 63

✓ Surface water - 005, 005-01H-P01 (LT.2 w/pump)
 005-01J-P08 (GT.2)

✓ Groundwater *existing* - P05

Irrigation Districts - 023

Canal Co. Areas - 023

✓ Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

✓ Swan Falls Flag - (1, Blank or Other)

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

Non Trust - 048-049

✓ River Basins:

(Surface Water) Water District Control Condition &....

✓ Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

✓ Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
 042(req.), 002-P06(MD), 07A(Spec.),
 044(Policy 5G)

Power - Use Power Review

✓ Mining - 06A, 010, or 09E-P10 & 054(req.)

✓ Storage - 18A-for multiple measuring devices(In WD),
 18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

✓ Beneficial Use Due Date: - 01-01-1993

Other Conditions Recommended

JAN 24 1992

gwi

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: glt DATE: 10-23-91 APPLICATION: 63-11606
Lowell

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 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

RECEIVED
DEC 13 1991

Department of Water Resources

DATE REQUESTED:

Additional information on reverse side:

applicant
contacting
firm to
know to
explain
intentions
W
10/17/91

PROCESSING

APPLICATION NO.

63-11606

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

November 25, 1991

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Dnr

Measuring device required:

Measuring port required:

Water delivered by water master? District # Not in WDB3 delivery area

Special conditions of approval or cover letter:

Wastewater shall not be diverted under this permit until an easement or right of way with the owner of the drain providing access to the drain is filed with the Department. (Per memo # 27)

See below for additional information

Recommended Date or Priority 10/17/1991Recommended by: DnrDate 12/5/1991STATE OFFICE REVIEW

See below for additional information. By

Date

ADDITIONAL INFORMATION

P/M Overlap w/ Drainage District

63-11606

LOWE, THOMAS A
LOWE, REGINA A
12160 W NEW HOPE RD
STAR, ID 83669

Source: WASTE WATER
Source: GROUNDWATER

Tributary: BOISE RIVER
Tributary:

Diversion Pt: LOT 3 (NENENW) Sec 6 T 04N R 01W in ADA County.

Use: IRRIGATION	(.040 CFS)	
IRRIGATION STORAGE		(.30 AF)
IRRIGATION FROM STORAGE		(.30 AF)
AESTHETIC	(.020 CFS)	
DIVERSION TO STORAGE	(.040 CFS)	
Total Diversion:	(.060 CFS)	(.30 AF)

Date Filed: 10/17/1991

T04N R01W S06 Lot 3(NENW)

2.0 ACRES TOTAL

RECEIVED
JAN 24 1992