

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



**MICROFILMED**

JUL 24 1990

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.

*Patricia R. Meele*  
(Applicant)

AFFIDAVIT OF PUBLICATION

RECEIVED  
MAY 10 1990

STATE OF IDAHO )  
 ) ss.  
County of Canyon )

Department of Water Resources  
Western Regional Office

Kathleen D. Steed

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

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

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

4. That said notice was published the following dates:  
May 2, 9, 1990

Kathleen D. Steed

STATE OF IDAHO )  
 )  
COUNTY OF CANYON )

On this 9th day of May in the year of 1990, before me, a Notary Public, personally appeared Kathleen D. Steed, 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.

Janet Lusk  
Notary Public for Idaho  
Residing at Nampa  
MY COMMISSION EXPIRES  
JULY 12th, 1991

NOTICE OF CORRECTION OF  
APPLICATION FOR PERMIT

Notice is hereby given that on March 7 and 14, 1990, Application for Permit No. 63-11172 in the name of Dale & Patricia Herbel was advertised in error.

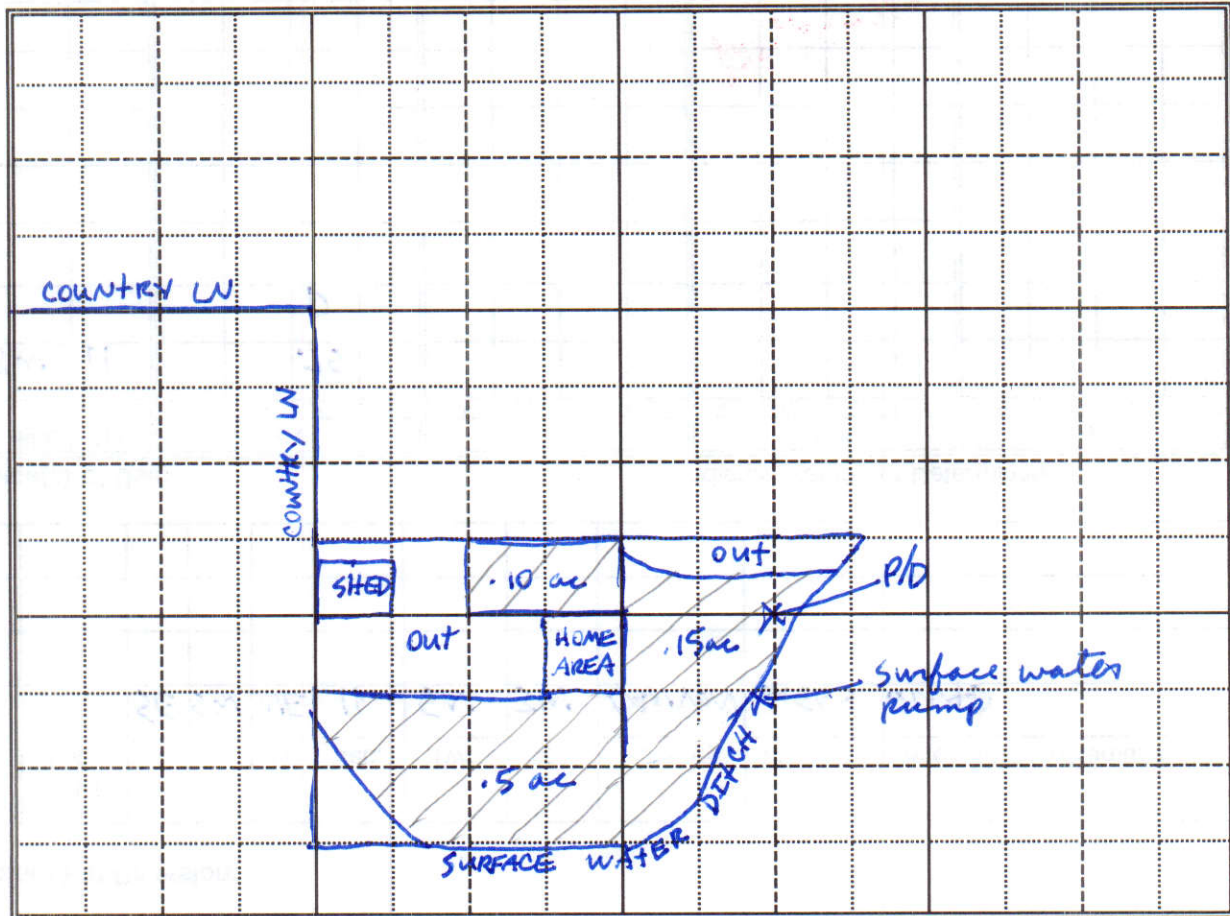
The Point of Diversion was advertised as T05N, R03W, Section 11, SWNW, Whereas, the Point of Diversion should have read T05N, R03W, Section 11, SWNE. The water source is Groundwater for .15 cfs and is used for irrigation, domestic and stockwater purposes.

Any protest against approval of this water right application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before May 21, 1990.

R. KEITH HIGGINSON  
Director  
May 2, 9, 1990

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JUL 24 1990

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



Scale: 1" = \_\_\_\_\_

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

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

☐ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make  | Hp  | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|-------------|-----|------------------|-----------|-----------------------------------|
|                                       | SUBMERSIBLE | 3/4 |                  |           | 6"                                |
|                                       |             |     |                  |           |                                   |
|                                       |             |     |                  |           |                                   |

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

#### I. FLOW MEASUREMENTS

1.

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

2. Measurements:

Theoretical

APR 15 1994

T5N SEC 11  
R3W SE SW NE

Prmt #: 63-11172



P/D



IRRIGATION

(HOME NOT IN  
PICTURE BUT  
LOCATED N of  
PHOTO)



SW DITCH PUMP

APR 15 1994

APR 15 1994

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 63-11172

Priority: February 23, 1990

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

4.0 AF

This is to certify, that PATRICIA HERBEL  
DALE HERBEL

28279 COUNTRY LN  
CALDWELL ID 83605

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 23, 1990; and has submitted Proof of Beneficial Use on June 11, 1991. An examination indicates that the works have a diversion capacity of .040 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.02 CFS                 | 3.4 AF               |
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 | 0.6 AF               |
|                       | Totals               | 0.04 CFS                 | 4.0 AF               |

LOCATION OF POINT(S) OF DIVERSION:

SESWNE , Sec. 11, Township 05N, Range 03W  
CANYON County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 05N        | 03W        | 11         | SWNE         | 0.7          |              | 0.7          |

Total number of acres irrigated: 0.7

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Domestic use is for 1 home.

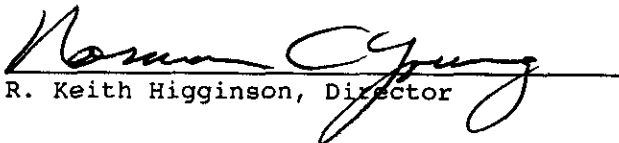
**PRODUCED BY**

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 63-11172

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.  
Witness the seal and signature of the Director, affixed at Boise, this 9<sup>TH</sup>  
day of APRIL, 1994.

Acting for  R. Keith Higginson, Director

RECEIVED

APR 15 1994

**RECEIVED**  
JUN 11 1991

STATE OF IDAHO

For Office Use Only  
Amt. of Fee \$ \_\_\_\_\_  
Date \_\_\_\_\_  
Receipt No. \_\_\_\_\_  
Received by \_\_\_\_\_

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

**PROOF OF BENEFICIAL USE**

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-11172 Telephone No. 459-1874
2. Name(s) of Permit Holder(s): Dale R & Patricia R. Herbel
3. Post Office Address: 28279 Country Lane, Caldwell, ID 83608
4. Source of Water: Well
  - a. If ground water, well driller's name: Ken metzger Date drilled: 2/73
  - b. Pump horsepower: \_\_\_\_\_ Pressure (psi): \_\_\_\_\_ Dynamic pumping level (ft.): \_\_\_\_\_
5. Extent of Use:

|                                                |                                    |
|------------------------------------------------|------------------------------------|
| Domestic <u>1</u> (No. of households)          | Irrigation <u>3</u> (No. of acres) |
| Stockwater <u>(40)</u> (No. and type of stock) | Other _____                        |
| <u>cattle - 40</u>                             |                                    |
6. Total rate and/or volume for which proof is submitted .04 cfs \_\_\_\_\_ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

|                        |                                                             |                                                   |
|------------------------|-------------------------------------------------------------|---------------------------------------------------|
| Measuring device:      | Required? <u>Yes</u> <input checked="" type="checkbox"/> No | Installed? <u>Yes</u> <input type="checkbox"/> No |
| OR                     |                                                             |                                                   |
| Flow Measurement Port: | Required? <u>Yes</u> <input checked="" type="checkbox"/> No | Installed? <u>Yes</u> <input type="checkbox"/> No |
8. Fee Enclosed: \$ N.A. (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

|                                                     |                                         |                      |
|-----------------------------------------------------|-----------------------------------------|----------------------|
| <u>Patricia Herbel</u><br>Name                      | <u>(work) 459-0744</u><br>Telephone No. | <u>home 459-1874</u> |
| <u>28279 Country Lane, Caldwell, ID.</u><br>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.

6-5-91  
Date

Patricia R. Herbel  
Signature (and title if on behalf of a company or organization)

JUL 15 1991

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 63-11172

Proposed Priority: February 23, 1990      Maximum Diversion Rate: 0.15 CFS

This is to certify, that **PATRICIA HERBEL**

**DALE HERBEL**  
28279 COUNTRY LANE  
CALDWELL, ID 83605

has applied for a permit to appropriate water from: **GROUNDWATER**  
and a permit is **APPROVED** for development of water as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> |
|-----------------------|----------------------|--------------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.09 CFS                 |
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 |
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 |
|                       | Totals               | 0.15 CFS                 |

LOCATION OF POINT(S) OF DIVERSION:

SWNE    Sec. 11, Township 05N, Range 03W  
CANYON County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|--------------|--------------|--------------|
| 05N 03W 11         | SWNE 3       |              |              | 3            |

Total number of acres irrigated: 3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

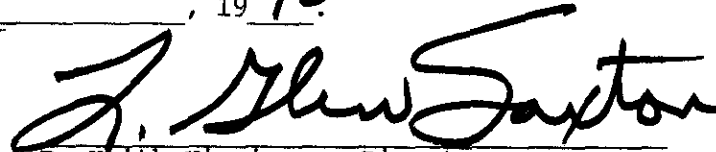
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1991**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. Stockwater use is for 50 cattle; domestic use is for one home.

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

13<sup>th</sup> day of July, 1990

**MICROFILMED**

JUL 24 1990

*for*  
  
R. Keith Higginson, Director

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale Patricia Herbel Phone 459-1874

Post office address 28279 Country Lane, Caldwell, Id. 83605

2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is \_\_\_\_\_ 1/4 of SW 1/4 of NE 1/4, Govt. Lot \_\_\_\_\_

Sec. 11 Township 5N Range 3W B.M. CANYON County; additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .09 for IRRIGATION purposes from 3-15 to 11-15 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount .04 for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)  
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) .15 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL, 250' deep, 6" casing,  
3/4 HP Pump, Pipeline, Sprinklers, Stock Tanks

b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet; period of year when water will be diverted to storage: \_\_\_\_\_ to \_\_\_\_\_ inclusive.

c. Proposed well diameter is 6" inches; proposed depth of well is 250' feet.

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

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

Completed in 1973

MICROFILMED

JUL 24 1990

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. 50 HEAD BEEF CATTLE,
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. ONE household
- e. Other; describe fully. \_\_\_\_\_

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. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 5N  | 3W    | 11   |     |     | 3   |     |     |     |     |     |     |     |     |     |     |     |     |     | 3      |
| 5N  | 3W    | 11   |     |     | S/D |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. IRRIGATION  
DISTRICT WATER

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: RAISES DAIRY & BEEF CATTLE, SYSTEM PUT IN  
AROUND 1973

RECORDED

JUL 24 1999

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



**MICROFILMED**

JUL 24 1990

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.

*Patricia R. Meehl*  
(Applicant)

Received by GG Date 2-23-90 Time 2:00 p Preliminary check by SL  
Fee \$ 30.00 Received by GG # W009453 Date 2-23-90  
Publication prepared by GG Date 2-28-90 Published in Press-Tribune  
3/7 & 3/14/90  
Publication approved st Date 5-25-90 Readmitted 9/2 + 5/8/90

### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECEIVED

JUL 24 1990

AFFIDAVIT OF PUBLICATION

RECEIVED  
MAY 10 1990

STATE OF IDAHO )  
 ) ss.  
County of Canyon )

Department of Water Resources  
Western Regional Office

Kathleen D. Steed

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

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

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

4. That said notice was published the following dates:  
May 2, 9, 1990

Kathleen D. Steed

STATE OF IDAHO )  
 )  
COUNTY OF CANYON )

On this 9th day of May in the year of 1990, before me, a Notary Public, personally appeared Kathleen D. Steed, 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  
JUL 24 1990

Joanne Lusk  
Notary Public for Idaho  
Residing at Nampa  
MY COMMISSION EXPIRES  
JULY 12th, 1991

# NOTICE OF APPLICATION FOR WATER RIGHT

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

SEDLACEK, GARY  
6621 L'NWOOD RD.  
NAMPA, ID 83686  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION

63-11109

NWNE Sec 30 T 02N R 02W  
(1.600 CFS)  
Total Diversion: (1.600 CFS)

Date Filed: 1/24/1990

In: T02N R02W S30

LAKERIDGE WATER ASSN.  
C/O DUANE ERNEST  
515 LAKERIDGE DR.  
NAMPA, ID 83686  
Source: GROUNDWATER  
Diversi on Pt:

Use: IRRIGATION  
DOMESTIC

Date Filed: 1/26/1990

In: T02N R02W S09

ZIVKOV C, ANDRE S.  
ZIVKOV C, CYNTHIA B.  
16560 MAHOGANY DR.  
NAMPA, ID 83687  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION  
DOMESTIC

Date Filed: 1/29/1990

In: T03N R01W S08

SAMUELSON, STANLEY  
SAMUELSON, ISABEL  
517 CYPRESS  
BELLINGHAM, WA 98225  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION  
DOMESTIC

Date Filed: 2/1/1990

In: T03N R01W S17

JENKINS, JEAN  
JENKINS, MERLE H.  
28569 DIXIE LANE  
PARMA, ID 83660  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION

Date Filed: 2/8/1990

In: T04N R05W S06

SMITH, LOLA E.  
SMITH, ROY K.  
408 CENTRAL KINGS RD.  
NAMPA, ID 83651  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION

Date Filed: 2/22/1990

In: T03N R02W S24

CLEVINGER, FRANK  
16049 OASIS RD.  
CALDWELL, ID 83605  
Source: SANDHOLLOW CREEK  
Diversi on Pt:  
Use: IRRIGATION

Date Filed: 2/12/1990

In: T05N R03W S05 Lot 1

PARMA CEMETERY MAINTENANCE DISTRICT  
906 GROVE ST.  
PARMA, ID 83660  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION

Date Filed: 2/12/1990

In: T05N R05W S08

In: T05N R05W S09

80.0 ACRES TOTAL  
63-11110

NWSWNE Sec 9 T 02N R 02W  
SWSWNE Sec 9 T 02N R 02W  
(.150 CFS)  
(.100 CFS)  
Total Diversion: (.200 CFS)

5.0 ACRES TOTAL  
63-11111

NESW Sec 8 T 03N R 01W  
(.020 CFS)  
(.020 CFS)  
Total Diversion: (.040 CFS)

1.0 ACRES TOTAL  
63-11119

SWSW Sec 17 T 03N R 01W  
(.200 CFS)  
(.040 CFS)  
Total Diversion: (.200 CFS)

10.0 ACRES TOTAL  
63-11127

NWSESW Sec 6 T 04N R 05W  
(.580 CFS)  
(.580 CFS)  
Total Diversion: (.580 CFS)

29.0 ACRES TOTAL  
63-11154

NWSW Sec 24 T 03N R 02W  
(.060 CFS)  
(.060 CFS)  
Total Diversion: (.060 CFS)

2.0 ACRES TOTAL  
63-11163

LOT 1 (NENE) Tributary: BOISE RIVER  
Sec 5 T 05N R 03W  
(.090 CFS)  
(.090 CFS)  
Total Diversion: (.090 CFS)

3.0 ACRES TOTAL  
63-11164

NWNWNW Sec 9 T 05N R 05W  
(.120 CFS)  
(.120 CFS)  
Total Diversion: (.120 CFS)

5.0 ACRES TOTAL

Date Filed: 1/30/1990  
In: T04N R03W S33

HERBEL, PATRICIA  
HERBEL, DALE  
28279 COUNTRY LN.  
CALDWELL, ID 83605  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION  
Use: STOCKWATER  
Use: DOMESTIC

Date Filed: 2/23/1990  
In: T05N R03W S11

WAKEFIELD, CHARLENE  
WAKEFIELD, GEORGE WAYNE  
7790 MC ELROY RD.  
MELBE, ID 83641  
Source: GROUNDWATER  
Diversi on Pt:  
Use: COMMERCIAL

Date Filed: 2/08/1990  
In: T01N R02W S23

MC ALISTER, W.D.  
MC ALISTER, BARBARA E.  
3317 ALMA LN.  
NAMPA, ID 83686  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION  
Use: STOCKWATER

Date Filed: 2/14/1990  
In: T02N R02W S12

BRANDT AGENCY INC.  
203 11TH AVE. S.  
NAMPA, ID 83651  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION

Date Filed: 2/14/1990  
In: T02N R03W S25

PROPERTY OWNER'S ASSN.  
14929 HILLSIDE DR.  
CALDWELL, ID 83605  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION  
Use: DOMESTIC

Date Filed: 2/13/1990  
In: T05N R03W S27

CLASSIC WATER USERS ASSN. INC.  
3810 BRIAN ST.  
CALDWELL, ID 83605  
Source: GROUNDWATER  
Diversi on Pt:  
Use: DOMESTIC

Date Filed: 1/09/1990  
In: T04N R03W S34

PLASENCIA, JAMIE  
PLASENCIA, NICOLAS  
15096 FROST RD.  
CALDWELL, ID 83605  
Source: GROUNDWATER  
Diversi on Pt:  
Use: IRRIGATION  
Use: DOMESTIC

Date Filed: 1/19/1990  
In: T03N R04W S15

4.0 ACRES TOTAL  
63-11172

SWNW

Sec 11 T 05N R 03W  
(.090 CFS)  
(.020 CFS)  
(.040 CFS)  
Total Diversion: (.150 CFS)

3.0 ACRES TOTAL  
63-11173

SWSW Sec 23 T 01N R 02W  
(.040 CFS)  
Total Diversion: (.040 CFS)

63-11175

NWSW Sec 12 T 02N R 02W  
(.560 CFS)  
(.020 CFS)  
Total Diversion: (.580 CFS)

28.0 ACRES TOTAL  
63-11176

SENW Sec 25 T 02N R 03W  
(1.220 CFS)  
Total Diversion: (1.220 CFS)

61.0 ACRES TOTAL  
63-11177

SWSW Sec 27 T 05N R 03W  
(.280 CFS)  
(.170 CFS)  
Total Diversion: (.450 CFS)

14.0 ACRES TOTAL  
63-11178

NWSWSW Sec 34 T 04N R 03W  
(.130 CFS)  
Total Diversion: (.130 CFS)

63-11179

SWSWSE Sec 15 T 03N R 04W  
(.060 CFS)  
(.040 CFS)  
Total Diversion: (.100 CFS)

2.0 ACRES TOTALS

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 MARCH 26, 1990.

R. KEITH HIGGINSON

Director

March 7, 14, 1990



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

April 11, 1994

PATRICIA HERBEL  
DALE HERBEL  
28279 COUNTRY LN  
CALDWELL ID 83605

RE: WATER RIGHT NO. 63-11172

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', written over the printed name.

JIM JOHNSON  
Water Rights Supervisor

JJ:dc

Enclosure

APR 15 1994

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

RECEIVED  
JUN 30 1993  
Department of Water Resources

**A. GENERAL INFORMATION**

Permit No. 63-11172

1. Owner: DALE + PATRICIA HERBEL Phone No. 459-1874

Current Address: 28279 Country Ln Caldwell ID 83605

2. Accompanied by: Dale EXAM DATE: 5/21/93

Address: same Phone No. \_\_\_\_\_

Relationship to Permit Holder: \_\_\_\_\_

3. Source: GROUND WATER tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: 63-10673

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

**C. DIVERSION AND DELIVERY SYSTEM**

**1. Point(s) of Diversion:**

| Ident No. | Gov't Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|-----------|-----------|-----|-----|-----|------|------|------|--------|---------------------------------|
|           |           | SE  | SW  | NE  | 11   | 5N   | 3W   | CANYON | USGS QUAD                       |
|           |           |     |     |     |      |      |      |        |                                 |
|           |           |     |     |     |      |      |      |        |                                 |
|           |           |     |     |     |      |      |      |        |                                 |

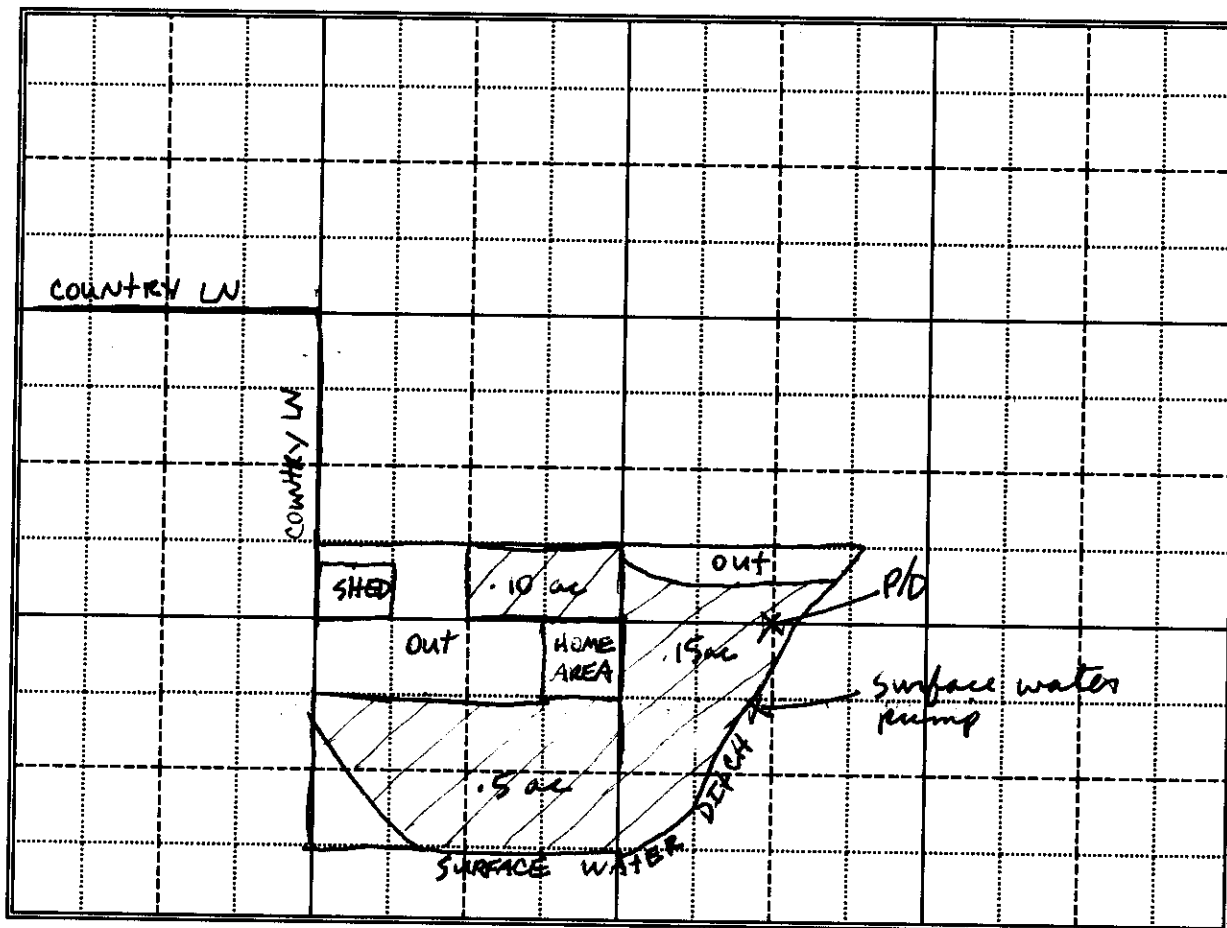
**2. Place(s) of Use:**

Indicate Method of Determination

| TWP | RGE | SEC | NE |    |     |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW  | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 5N  | 3W  | 11  |    |    | .75 |    |    |    |    |    |    |    |    |    |    |    |    |    | .75    |
|     |     |     |    |    | D   |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |     |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

APR 15 1994

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



Scale: 1" = \_\_\_\_\_

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

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

☐ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make  | Hp  | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|-------------|-----|------------------|-----------|-----------------------------------|
|                                       | SUBMERSIBLE | 3/4 |                  |           | 6"                                |
|                                       |             |     |                  |           |                                   |
|                                       |             |     |                  |           |                                   |

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

#### D. FLOW MEASUREMENTS

1.

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

2. Measurements: Theoretical

APR 15 2004

E. NARRATIVE/REMARKS/COMMENTS

A 6" well with a  $\frac{3}{4}$  HP submersible pump supplies water to 1 home and supplemental water to  $\frac{3}{4}$  acre lawn via 1" hoses and portable sprinklers. Black Canyon Irrig water is the primary source for the lawn.

No other irs are used.

stock use not found.

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

APR 15 1994

## F. FLOW CALCULATIONS

\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

$$\frac{.75 \times 8.8 \times .7}{110 + (20 \times 2.31)} = .03 \text{ cfs (allow .04)}$$

*area log*

## G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .75 \times 4.5 = 3.4$$

$$V_{D.R.} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02 \times 246 \times 1.9835 = 9.8$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.4$$

2. Volume Calculations for Other Uses:

*internal dom = .6 AFA*

## H. RECOMMENDATIONS

1. Recommended Amounts

| Beneficial Use | Period of Use |              | Rate of Diversión<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|--------------|------------------------------|--------------------------|
|                | From          | To           |                              |                          |
| <i>IRR</i>     | <i>3/15</i>   | <i>11/15</i> | <i>.02</i>                   | <i>3.4</i>               |
| <i>DOM</i>     | <i>1/1</i>    | <i>12/31</i> | <i>.04</i>                   | <i>.6</i>                |
|                |               |              |                              |                          |
|                |               |              |                              |                          |
|                |               |              |                              |                          |
| Totals:        |               |              | <i>.04</i>                   | <i>4.0</i>               |

2. Recommended Amendments

☐ Change P.D. as reflected above    ☐ Add P.D. as reflected above    ☒ None  
☐ Change P.U. as reflected above    ☐ Add P.U. as reflected above    ☐ Other

## I. AUTHENTICATION

Field Examiner's Name *Lon Gnanen* Date *5/21/93*

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

APR 15 1993



CO

CANYON CO

Gu

BM 2537

West

2667

2477

22

APR 15 1994

24  
RM

TSN SEC 11  
- R3W SE SW NE

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

Drilling Permit No.: \_\_\_\_\_

Water Right No.: 63-11172

Owner: Dale Harbuck Phone No.: 459-1874

Address: 28279 Country Ln Caldwell 83605

1. Well Location: SE 1/4, SW 1/4, NE 1/4, Lot     , Twp 5N, Rge 3W,  
Sec. 11, CANYON County (provide sketch map on reverse)

2. Driller: no log

Is driller licensed?      yes      no License No.: \_\_\_\_\_

Date of Completion: \_\_\_\_\_

3. Casing size: 6" Water tight cap?      yes      no

Casing ≥ 12 inches above ground?      yes      no

4. Evidence of well seal?      yes      no

     visual Auger to a depth of \_\_\_\_\_

5. Access Port:      yes      no Static Water Level: \_\_\_\_\_

Pressure Gauge:      yes      no Temperature: < 85°

Pressure: 20

6. Flowing Artesian?      yes      no

Flowing: N around annulus N through casing

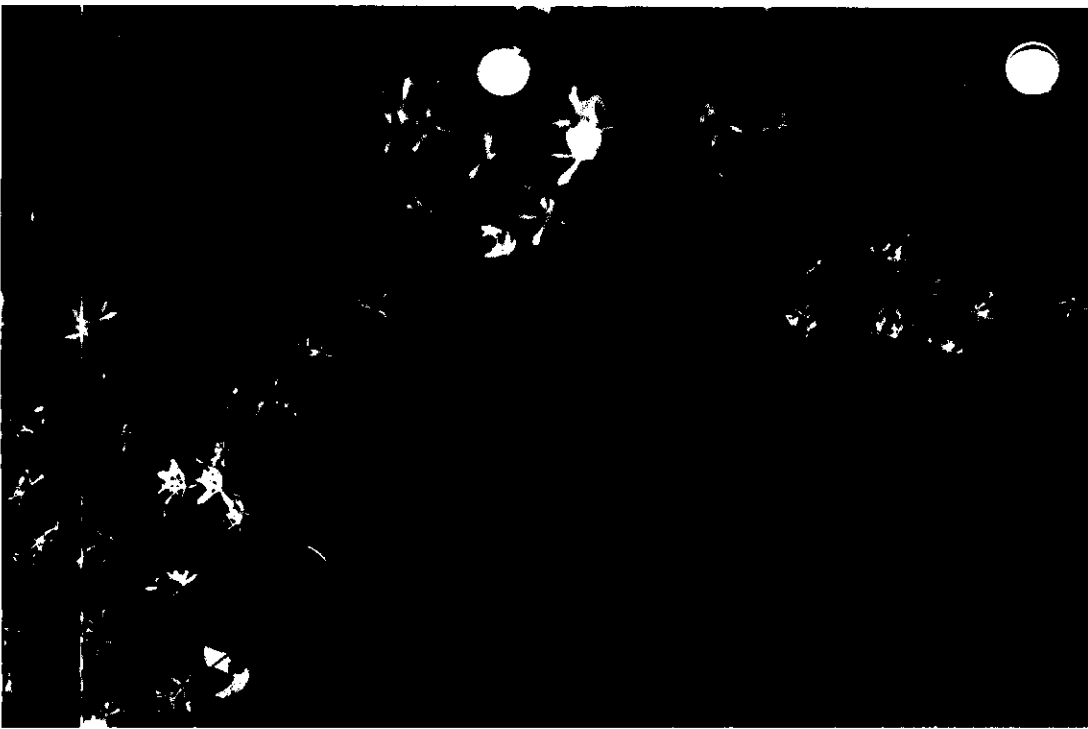
7. Are there obvious construction problems that may be a source  
for contamination or waste of water?      yes      no

Remarks: \_\_\_\_\_

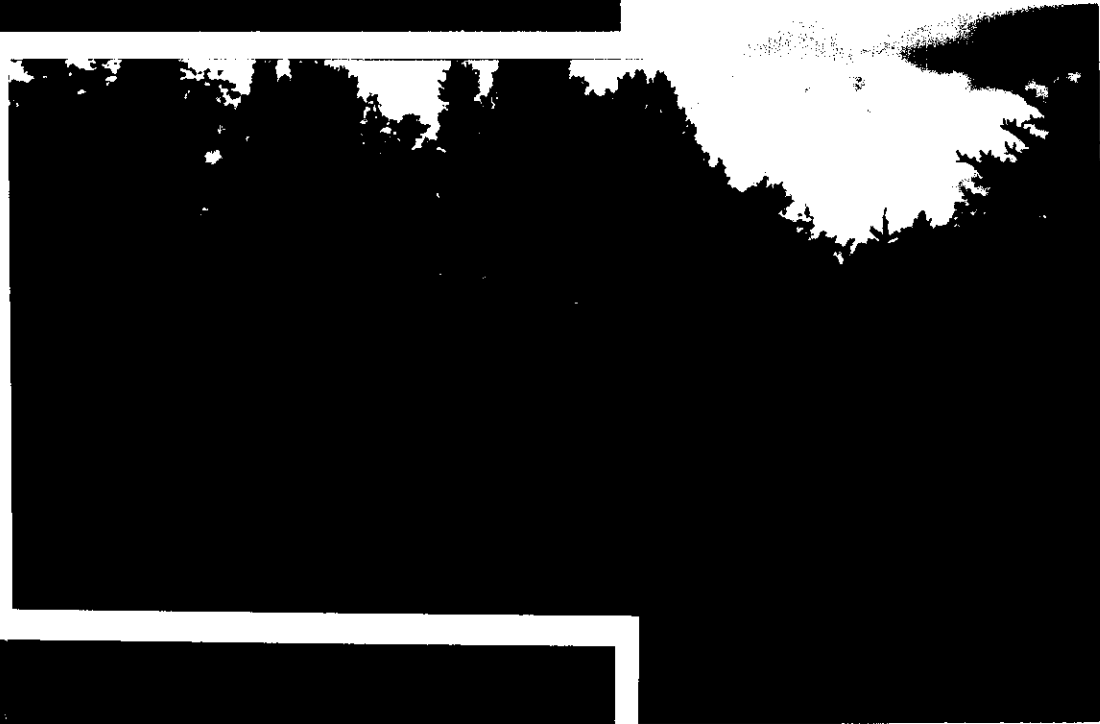
\_\_\_\_\_  
(Agent) 5/21/93  
(Inspection Date)

APR 15 1994

Prmt #: 63-11172



P/D



IRRIGATION  
(HOME NOT IN  
PICTURE BUT  
LOCATED N of  
PHOTO)



SW DITCH PUMP

APR 15 1994

June 13, 1991

PATRICIA HERBEL  
DALE HERBEL  
28279 COUNTRY LANE  
CALDWELL, ID 83605

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11172

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,

Rita Fleck  
Secretary/Records Manager

c: IDWR - Region

**MICROFILMED**

**JUL 15 1991**

138667  
May 31, 1991

PATRICIA HERBEL  
DALE HERBEL  
28279 COUNTRY LANE  
CALDWELL, ID 83605

PROOF DUE NOTICE

RE: PERMIT NO. 63-11172

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 August 1, 1991. (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,

Rita Fleck  
Secretary/Records Manager

Enclosures

FORWARDED

JUL 15 1991

November 28, 1990

Dale and Patricia Hersel  
28279 Country Lane  
Caldwell, ID 83605

Dear Mr. and Mrs. Hersel:

Re: Permit No. 63-11172

Returned is the proof of beneficial use form along with a copy of the instruction sheet/fee schedule. Note that for the diversion and beneficial use of water of 0.15, there is a license exam fee of \$50.

If you have any questions, please feel free to contact me.

Sincerely,

RITA I. FLECK  
Secretary/Records Manager

Enclosures

RECORDED  
INDEXED

JUL 15 1991

S T A T E   O F   I D A H O  
D E P A R T M E N T   O F   W A T E R   R E S O U R C E S

-----

Statehouse  
Boise, Idaho 83720  
(208) 327-7900  
July 13, 1990

PATRICIA HERBEL  
DALE HERBEL  
28279 COUNTRY LANE  
CALDWELL, ID 83605

P E R M I T   A P P R O V A L   N O T I C E

RE: PERMIT NO.      P63-11172

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

We have enclosed 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 for your convenience is a form entitled "Proof of

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JUL 24 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Right Permits Section

GS: SC  
Enclosures

**MICROFILMED**

JUL 24 1990

NOTICE OF CORRECTION OF APPLICATION FOR PERMIT

Notice is hereby given that on March 7 and 14, 1990, Application for Permit No. 63-11172 in the name of Dale &/or Patricia Herbel was advertised in error.

The Point of Diversion was advertised as T05N, R03W, Section 11, SWNW, Whereas, the Point of Diversion should have read T05N, R03W, Section 11, SWNE. The water source is Groundwater for .15 cfs and is used for irrigation, domestic and stockwater purposes.

Any protest against approval of this water right application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before May 21, 1990.

R. Keith Higginson, Dir.

Advertised in the the The Press Tribune on May 2 and 9, 1990.

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JUL 5 1990

63-11172

HERBEL, PATRICIA  
HERBEL, DALE  
28279 COUNTRY LN.  
CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: ~~SWNW~~ <sup>SWNE</sup> Sec 11 T 05N R 03W

|                  |             |
|------------------|-------------|
| Use: IRRIGATION  | ( .090 CFS) |
| STOCKWATER       | ( .020 CFS) |
| DOMESTIC         | ( .040 CFS) |
| Total Diversion: | ( .150 CFS) |

Date Filed: 2/23/1990

In: T05N R03W S11 SWNE

3.0 ACRES TOTAL

**MICROFILMED**

JUL 24 1990