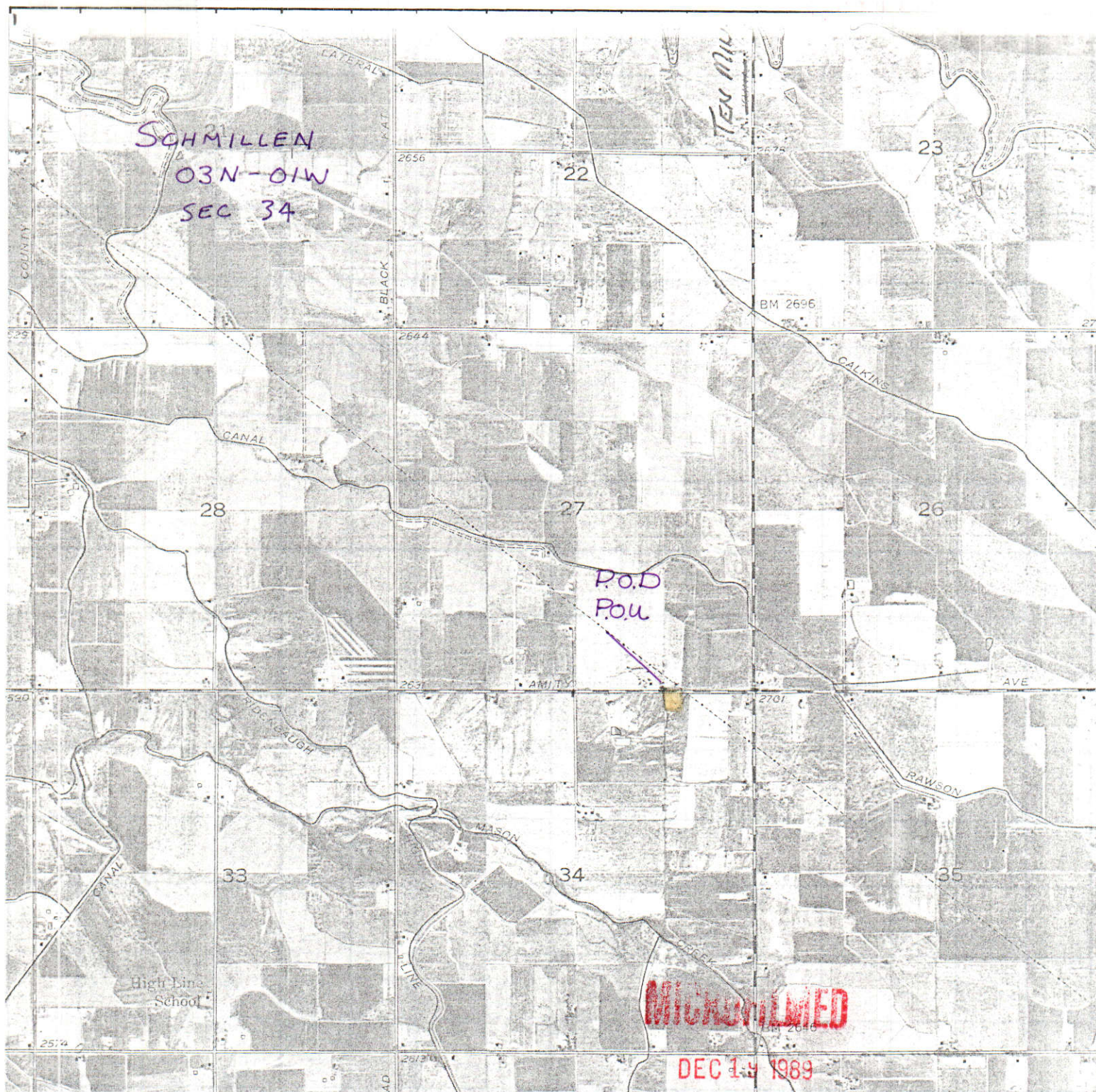


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

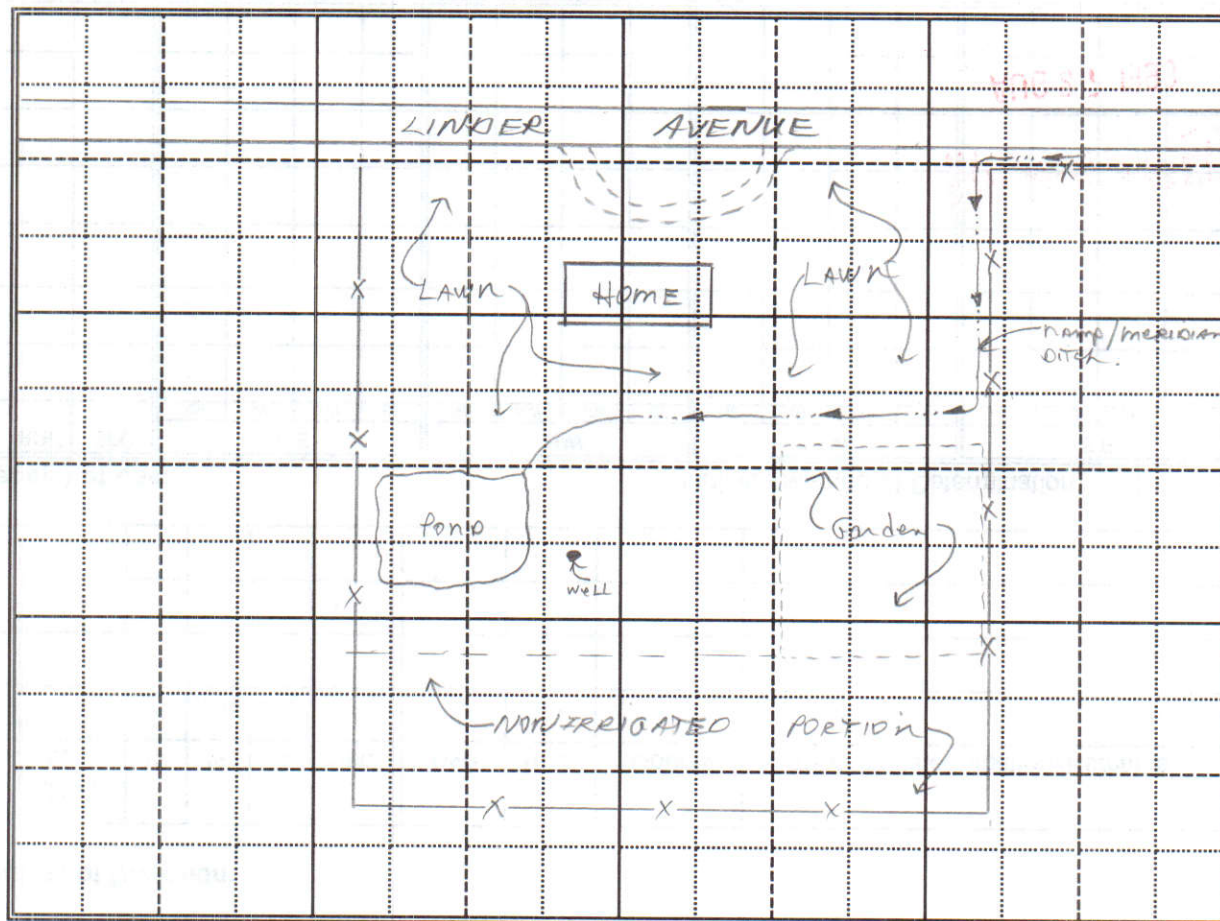


Scale: 2 inches equal 1 mile.

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.

Kenneth L. Schmillen
Diane Schmillen
(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" = NTS

☒ 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. ^{model}	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5	282113831D	Jacuzzi	5445-18

*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
Sprinkler Gage						

2. Measurements: Sprinkler Gage - 25 psi
(17) 1/8" Nozzles

AUG 13 1993

RECEIVED
 MICROFILMED

AUG 27 1993

PERMIT 63-10987 INIT RC
T. R. S. Q/Q
P/D 3N 1W 34 NENE
SCALE _____
PHOTO ID. X-57 Imperial



PHOTO ONE-

Well and irrigation pipe (2" white PVC). Pond in background is Nampa/Meridian Irrigation water collected from irrigation ditch. This is primary source of irrigation.



PHOTO TWO-

View northerly of Lawn and garden. Garden Line shown in operation.

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AUG 27 1993



PHOTO THREE- View westerly of south portion of garden and property irrigated by well.



PHOTO FOUR- View south of west portion of Lawn and a portion of exposed pipe to irrigate trees and a portion of Lawn.

AUG 27 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10987

Priority: August 31, 1989

Maximum Diversion Rate: 0.13 CFS
Maximum Diversion Volume: 15.3 AF

This is to certify, that KENNETH SCHMILLEN
DIANE SCHMILLEN

427 LINDER AVE
KUNA ID 83634

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 31, 1989; and has submitted Proof of Beneficial Use on September 3, 1992. An examination indicates that the works have a diversion capacity of .160 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	0.08 CFS	14.0 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.13 CFS	15.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 34, Township 03N, 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>
03N	01W	34	NENE	3.1		3.1

Total number of acres irrigated: 3.1

PLACE OF USE: STOCKWATER, same as IRRIGATION use

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.

RECORDED

AUG 27 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-10987

CONDITIONS/REMARKS:

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. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
7. Stockwater use is for ducks, geese, and chickens.
8. Domestic use is for 1 home.

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 13th day of AUGUST, 1993.

Acting for R. Keith Higginson, Director

NOT RECORDED

AUG 27 1993

For Office Use Only
Amt. of Fee \$ 50.00
Date 9/3/92
Receipt No. C025400
Received by [Signature]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
SEP 3 1992

Department of Water Resources

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.

Permit No. P63-10987 Telephone No. 208-922-3374

Name(s) of Permit Holder(s): KENNETH SCHMILLEN, DIANE SCHMILLEN

Post Office Address: 427 LINDER AVE., KUNA, ID. 83634

Source of Water: GROUND WATER

If ground water, well driller's name: DENNIS THIPPS Date drilled: 1-22-92

Extent of Use:
Domestic 1 (No. of households) Irrigation 5 (No. of acres)
Stockwater 6 COWS (No. and type of stock) Other TRUCK BORDEN
150 CHICKENS & DUCKS

Total rate and/or volume for which proof is submitted 0.16 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: MAY 15, 1992

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☐ No

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

KENNETH SCHMILLEN 922-3374
Name Telephone No.
427 LINDER AVE. KUNA, ID 83634
Address

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

RECEIVED
SEP 15 1992

8-28-92
Date

Kenneth Schmillen
Signature (and title if on behalf of a company or organization)

RECEIVED

NOV 12 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
 \$15 FEE Receipted by Yarbrow
 Date 11/13/91
 Receipt # 0622297

REQUEST FOR EXTENSION OF TIME

Department of Water Resources 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 a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 63-10987Name(s) of Permit Holder: KENNETH & DIANE SCHMILLENPost Office Address: 427 LINDER AVE KUNA, ID 83634Telephone No. 922-3374Date Proof is Due: 1-1-92

Describe what work has been completed toward the development of this water right: Drilling Receipt
 (This must be filled out! If no work has been completed, show "none".)

W013477 OBTAINED, PERMIT #63-91-W-241 (201-01)60 ft Well Drilled1/2 of Total Irrigation System in Place

Costing \$ _____

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

Well driller, DENNIS PHIPPS, pulled off the job after Drilling
60 ft (9-24-91) INDICATING HE WOULD RETURN SOMETIME IN DEC.

To finish the job PHIPPS INDICATED HE WOULD CONTACT Rob
WHITNEY - SEE OVER #

Permit holder(s) request an extension to 1-1, 1993.
 (1 yr. minimum)

(Signature)*

FEE: \$15.00

*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 NOV 20 1991
 and the time within which to submit proof of beneficial use is extended to
 January 1, 1993.

Signed this 19th day of November, 19 91.

J. New Sactor
 Chief, Water Allocation Bureau

* On 9-24-90 PERMIT HOLDER discussed this
WITH JOHN WESTRA & Rob WHITNEY of your office

103 07 100

MAINTAINED
NOV 20 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by 102
Date 10/3/90
Receipt # 0015522

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 a water right under the provisions of Section 42-204, Idaho Code.

Permit No. P63-10987

Name(s) of Permit Holder: KENNETH & DIANE SCHMILLEN

Post Office Address: 264 N. SUNARBOUR TERR #1135, SLC, UT 8406

Telephone No. 801-575-8512

Date Proof is Due: JAN 1, 1991

Describe what work has been completed toward the development of this water right: NONE
(This must be filled out! If no work has been completed, show "none".)

Costing \$

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

The permit was signed on Dec. 14, 1989. On Dec 17, 1989
I had a massive heart attack and was Life -
Flighted from Basin, UT to Salt Lake City, UT. (OVER)

Permit holder(s) request an extension to DEC, 1992. Kenneth L. Schmillen
(1 yr. minimum) (Signature)*

FEE: \$15.00

MICROFILMED

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

JAN 29 1991

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, 1992.

Signed this 15th day of January, 1991.

A. Glen Saylor
Chief, Water Allocation Bureau

for treatment.

It was determined, that in order to survive for any length of time, that I must have a heart transplant.

I was ordered by the heart transplant doctors to take up residence in Salt Lake City and await a heart donor.

I have been here ever since waiting for a heart, and until I receive one I cannot leave Salt Lake.

It will take a year or more to recover from the transplant, if I survive the surgery, and at least 4 months after surgery before I can return to the Boise area.

Please grant me an extension of time for the above reason.

Thank you
Kenneth S. Hamilton

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-10987

Proposed Priority: August 31, 1989

Maximum Diversion Rate:

0.16 CFS

This is to certify, that **KENNETH SCHMILLEN**
DIANE SCHMILLEN
427 LINDER AVE.
KUNA, ID 83634

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	0.10 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.16 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE Sec. 34, Township 03N, Range 01W
ADA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N 01W 34	NENE 5			5

Total number of acres irrigated: 5

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 January 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 0.02 cubic feet per second for each acre of land.
5. Domestic use is for 1 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

14th day of December, 1989.

RECORDED

DEC 19 1989

for *J. New Saylor*
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 KENNETH & DIANE SCHMILLEN ETAL Phone 922-3374
Post office address 427 LINDER AVE KUNA ID 83634

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____
Sec. 34 Township 03N Range 01W B.M. ADA County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .1 CFS for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-foot per annum)

Amount .09 CFS for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-foot per annum)

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

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-foot per annum)

5. Total quantity to be appropriated is (a) .16 CFS and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. DRILLED WELL, Submerged Pump.
Sprinkler IRRIGATION

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

c. Proposed well diameter is 6" inches; proposed depth of well is 176' 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
5 years (minimum 1 year).

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DEC 19 1989

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. 10 Hd. CATTLE
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 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	
03N	01W	34	5																5
03N	01W	34	D S																

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. _____

BOISE - KUWA IRRIGATION 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

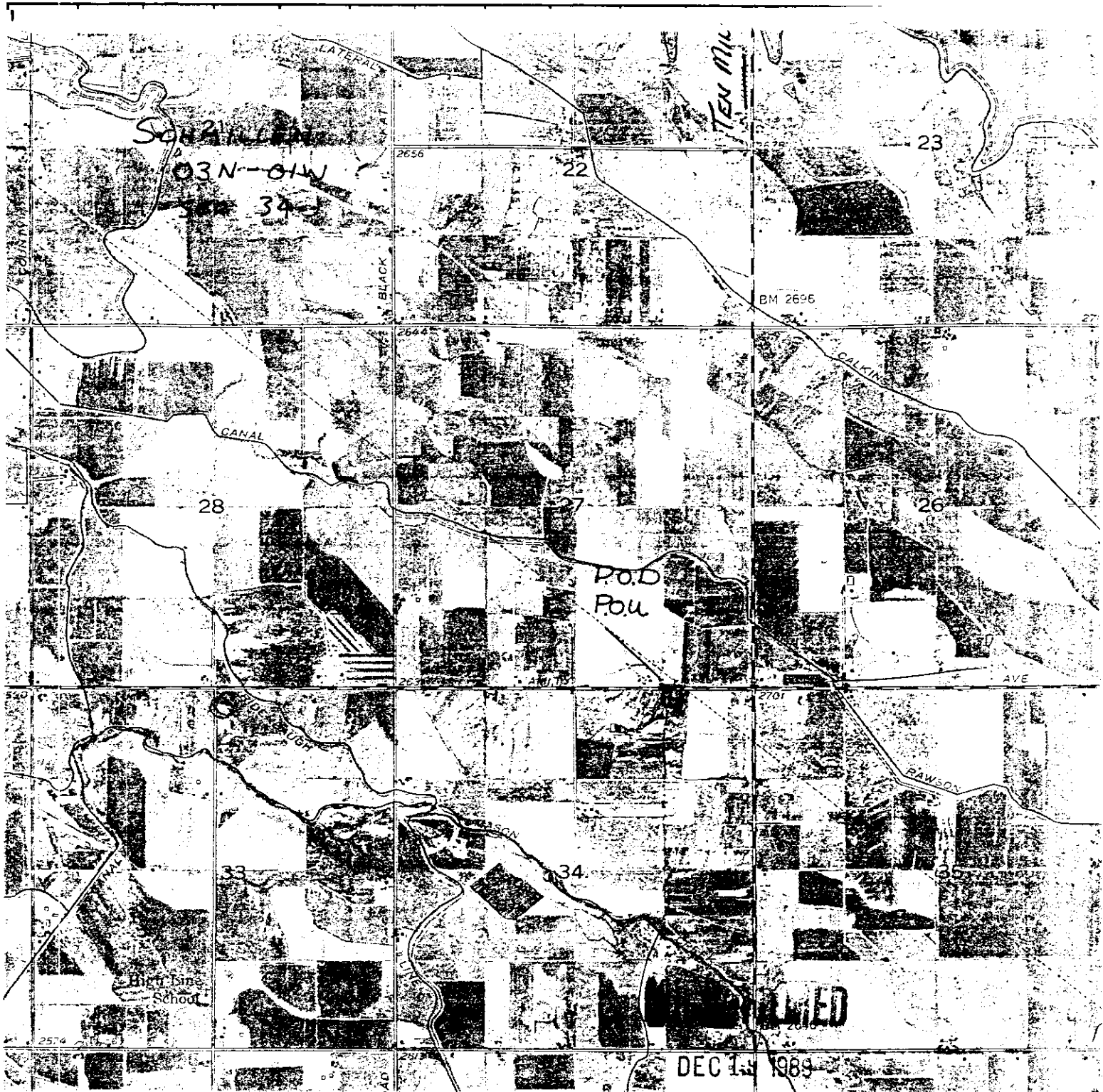
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. FAMILY OWNED Property

12. Remarks: PARCEL #0020

Microfilm

DEC 19 1989

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.

Kenneth L. Schmitt
Diane Schmitt

(Applicant)

Received by JW Date Aug 31, 1989 Time 9:30 AM Preliminary check by GP
Fee \$ 30.00 Receipted by JW # W005312 Date Aug. 31, 1989
Publication prepared by GG Date 9-27-89 Published in ID Statesman
Publication approved AT Date 10-23-89
10/5 & 10/12/89

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:

MICROFILMED

DEC 19 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 23, 1993

KENNETH SCHMILLEN
DIANE SCHMILLEN
427 LINDER AVENUE
KUNA ID 83634

RE: WATER RIGHT NO. 63-10987

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED
AUG 27 1993

WR0749NP
No. 163-10987

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/17/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH SCHMILLEN	08/31/1989	IRRIGATION	03-15 11-15	0.08 CFS	14.0 AFA
C	DIANE SCHMILLEN		STOCKWATER	01-01 12-31	0.01 CFS	0.1 AFA
	427 LINDER AVE		DOMESTIC	01-01 12-31	0.04 CFS	1.2 AFA
	KUNA ID 83634					
	(208) 922-3374					
				TOTAL DIVERSION:	0.13 CFS	15.3 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.16 CFS

Point(s) of Diversion: T03N R01W S34 NE NE

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	: Lt Ac	SUM	
03N	01W	34	:	03	:	:	:	:	:	:	:	:	:	:	:	:	:	:	3.1	
TOTAL ACRES																		3.1		

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Polu County: ADA

~~Non-Irrigation Uses: STOCKWATER FOR 10 RANGE~~

Other Rights: (BOISE-KUNA IRRIGATION DISTRICT)

Other Water Rights With Same Point(s) of Diversion and Source:
63-10987

Other Water Rights Listing Overlapping Place(s) of use:
63-10987

Conditions of Approval:

- R52 - 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.

Remarks: The right holder shall fully use all surface water rights
appurtenant to the lands identified above prior to using water
under this right.
Stockwater use is for ducks, geese, and chickens.
Domestic use is for 1 home.

WR0749NP
No. L63-10987

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/17/93
PAGE: 2

=====
Dates: App. Received: 08/31/1989 Priority Date: 08/31/1989
Proof Due Date: 01/01/1993 Proof Made Date: 09/03/1992
Exam Made Date: 06/30/1993 Exam Sent to S.O.: 08/06/1993
Licensed Date:

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

Comments: Date: 11/14/1991 User-ID: VAULT Subject: Extension of Time Received
Extension of Time Received

Date: 11/19/1991 User-ID: VAULT Subject: Extension of Time Received
Extension of Time Received

Date: 09/04/1992 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 00/00/00

LICENSE REVIEW CHECKLIST

Permit # 63-10987 Date 8-13-93 Brenda Chapman

NAME Yes No ☒ Or Address Change?
 PRIORITY DATE ☒ Advance? ☒ Memo to Advance ☒
☒ Order to Reinstate Needed?
 SOURCE ☒ Changes? Clarification of Originally Intended source
☒ Notice of Intent to Void - Source change.
 P/D ☒ Amendment Needed?
☒ Is Overlap Analysis a Consideration?
 P/U ☒ Amendment Needed?
☒ Is Overlap Analysis a Consideration?

TOTAL CFS ☒ Incorrect Fee for rate recommended?
 (minimum of stock) ☒ Disagree/Measurement $17 \times 2.34 \text{ gpm} = 39.78 \times .00223 = .08$
☒ Pumping Theoretical $\left(\frac{8.8 \times .70 \times 5 \text{ HP}}{95 + 2.31 \times 40} \right) = .16 \text{ CFS}$

DUCKS
 GEESE
 CHICKENS
 (NO cattle)
 TOTAL VOLUME

☒ System Capacity .16
 Allowable Amount: Permit Limit @ .16 CFS
 (Stock = .01 DOM .04 IRR = .08) = .13 CFS
 Rate/ac 4.5 AFA Irr. Season D
 3-15 to 11-15 Standard Irr. Season
 Season Recommended
☒ Disagree with Examiner's Calculations? minimum
☒ 3.1 x 4.5 = 14 AFA DOM = 1.2 Stock = .1
 Flow limit: .08 x 246 x 1.9835 = 39.0

USES ☒ Change(s) in Nature of Use?
☒ Amendment Needed?

REMARKS ☒ Multiple P/Ds in 1/4 1/4?
☒ Non-Irr. Uses Stockwater - Domestic
 WB3 ☒ Special Overlap Condition Nampa/Meridian
☒ Other

CONDITIONS ☒ Measuring/Locking Devices Misc/Dates
☒ W/Master Control ☒ Water Dist
 R52 ☒ Irrigation Overlap 8-31-89 App Rec'd
☒ Water Quality 6-30-93 Exam Made

COMMENTS: REDUCE RATE

RECOMMENDED	CFS	DIV VOL	CON VOL	
Irrigation	.08	14.0	N/A	LICENSE ☒
Domestic	.04	1.2		
Stockwater	.01	.1		AMEND ☐
TOTALS	.13	15.3		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 9 1993

A. GENERAL INFORMATION

Department of Water Resources
Permit No. 63-10987

1. Owner: Kenneth & Diane Schmillen Phone No. 922-3374
Current Address: 427 Lindee Ave., Kuna, ID 83634
2. Accompanied by: Ken Schmillen EXAM DATE: 6/30/93
Address: SAME Phone No. SAME
Relationship to Permit Holder: Applicant
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-02388
2. Other water rights with the same point of diversion: NONE

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
			NE	NE	34	3N	1W	ADA	AERIAL MAP

2. Place(s) of Use:

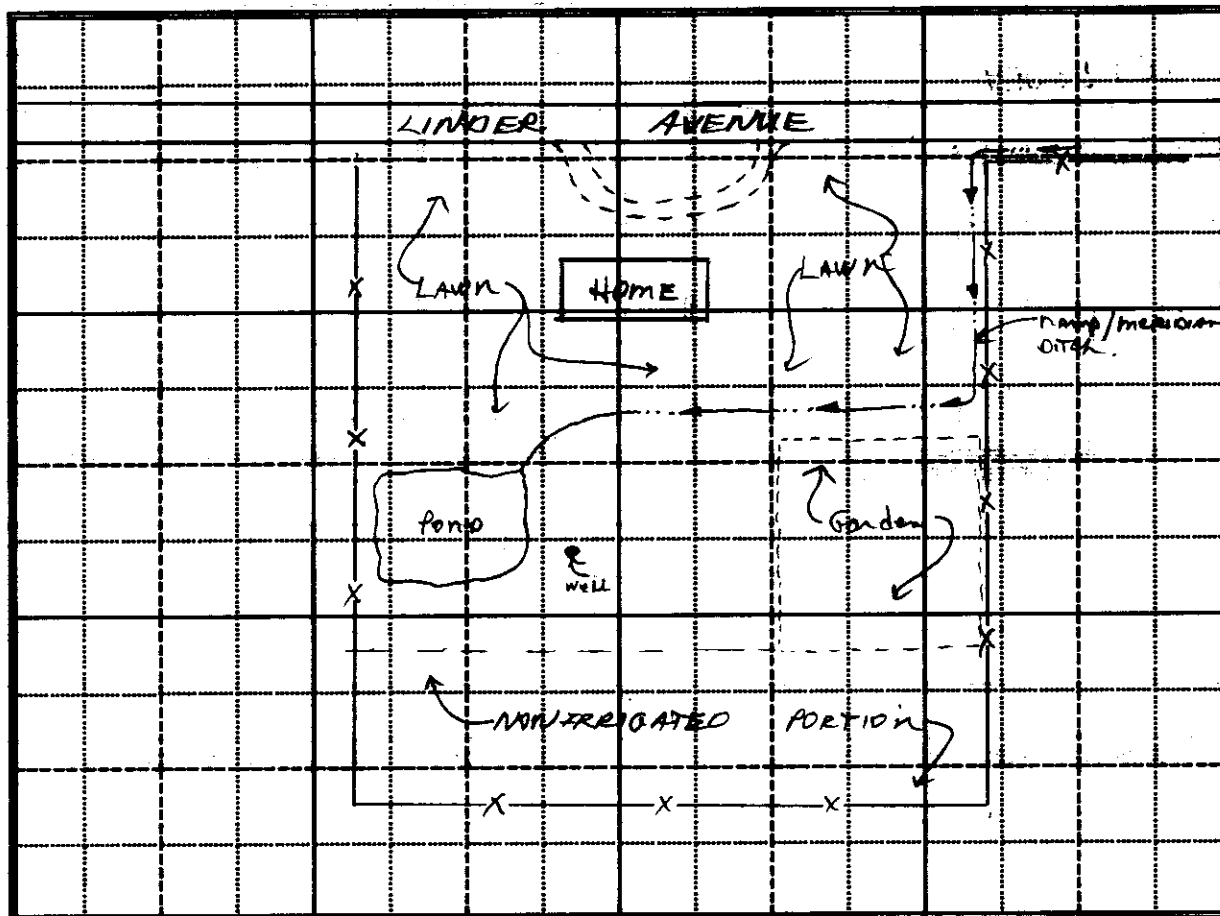
Indicate Method of Determination SAME AS P/D

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	1W	34	0																
			5																
			3																3

MICROFILMED

AUG 27 1993

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



Scale: 1" = NTS

☒ 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	model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5	282113831D	JALUZZI	5445-18

*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
Sprinkler Gage						

2. Measurements: Sprinkler Gage - 25 psi
(17) 1/8" Nozzles

AUG 13 1993

RECEIVED
 MAIL ROOM

AUG 27 1993

E. NARRATIVE/REMARKS/COMMENTS

OVERLAPS - P/U - Same QQ, different area of use.

This system is a backup system for IRRIGATION AND STOCKWATER, and main source for domestic internal and external.

The main source for IRRIGATION AND STOCKWATER is a small ditch which fills pond near well. Instead of FLOOD IRRIGATION, the water is channeled to a pond for storage. The water is then pumped from pond for irrigation, and is used for ducks, geese, and chickens.

When the irrigation water is terminated in the fall, the well is used to continue irrigation and retain water in the pond.

Irrigation - Approximately 3.0 - 3.2 ACRES are currently irrigated.

Based on 0.03 CFS per Acre, request of 0.10 CFS is allowable. Recommend licensing for 0.10 CFS.

Stockwater - Since no allocations for duck, geese, or chickens, recommend licensing for minimum allocation request of 0.02 CFS.

Domestic - Standard request for domestic internal and external use, Recommend Licensing for 0.04 CFS.

$$Q(\text{THEORETICAL}) = \frac{(8.8)(0.7)(5)}{(2.31 \times 25) + 90} = 0.21 \text{ CFS}$$

System is capable of providing the requested flows.

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

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AUG 27 1993

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: Sprinkler Pressure Gage.Pressure = 25 psi**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{3.1 \times 4.5 = 14.0 \text{ AFA}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{0.10 \times 246 \times 1.9835 = 48.8 \text{ AFA}}$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} = \underline{14.0 \text{ AFA}}$$

2. Volume Calculations for Other Uses:

$$V_{\text{(internal + external)}} = \underline{1.2 \text{ AFA (DOMESTIC)}}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>IRRIGATION</u>	<u>3/15</u>	<u>11/15</u>	<u>0.10</u>	<u>14.0</u>
<u>STOCKWATER</u>	<u>1/1</u>	<u>12/31</u>	<u>0.02</u>	
<u>DOMESTIC</u>	<u>1/1</u>	<u>12/31</u>	<u>0.04</u>	<u>1.2</u>
Totals:			<u>0.16</u>	<u>15.2</u>

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. AUTHENTICATIONField Examiner's Name Rick Collingwood Date 7/27/93

Reviewer _____ Date _____

SEAL

AUG 27 1993

Schmiller

6" casing w/ access port
Backup irrigation system

main irrigation from Nampa / Meridian
water into pond. (100' x 80' x
This system only used in fall

pump - Jacuzzi
order #
~~mod. #~~ 92520048
mod. # 5445-18
5 h.p.

9/27/91

motor - Franklin
mod. # 2821/3831D
5 h.p.
Single phase
RPM 3450

$$\left. \begin{array}{l} 300' \times 170' = 51,000 \quad 120' \times 200' = 24,000 \\ 100' \times 300' = 30,000 \quad 75' \times 100' = 7,500 \\ 110' \times 180' = 19,800 \end{array} \right\} = 132,300 \text{ ft}^2$$

$$\approx 3 \text{ acres}$$

IRR. water (Nampa-Mer) 24 hrs, 1-2 week periods
Lawn - pop up sprinklers

(17) $\frac{1}{8}$ " nozzles - Garden system 25 psi
20' - 1 hr., 2-3 Times per week

2" PVC Main to garden and South area
 $\frac{1}{4}$ " To interior garden
2" To manifold

Livestock - Ducks, Geese, chickens

AUG 27 1993

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: _____
2. OWNER: Kenneth + Diane Schmitten Phone: 922-3374
Address: 427 Lindee Ave., Kuna, ID 83634
3. WELL LOCATION: Twp 3N, Rge. 1W, Sec. 34, NE 1/4 NE 1/4
County ADA (Provide sketch map and photo on reverse.)
4. DRILLER: Dennis Phipps Lic. No. 332
When Drilled? Dec. 16, 1991
5. WELL CONSTRUCTION
Casing Diameter 6 inches Water tight cap? ☒ Yes ☐ No Access Port: ☒ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☐ Yes ☒ No - Describe _____
Depth of Casing 147 ft. Method Drilled CABLE
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving Good
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION
Depth to Static Water 85 ft. Water Temperature N/A °F
Flowing Artesian ☐ Yes ☒ No Pressure: N/A (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☒ Domestic ☒ Irrigation ☒ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: _____

APPROVED
AUG 27 1993

9.

REMARKS:

Rick Collingwood, Water Rights Examiner
Signature of Dept. Representative & Title

6/30/93
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

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AUG 27 1993



PHOTO ONE-

Well and irrigation pipe (2" white PVC). Pond in background is Nampa/Meridian Irrigation water collected from irrigation ditch. This is primary source of irrigation.

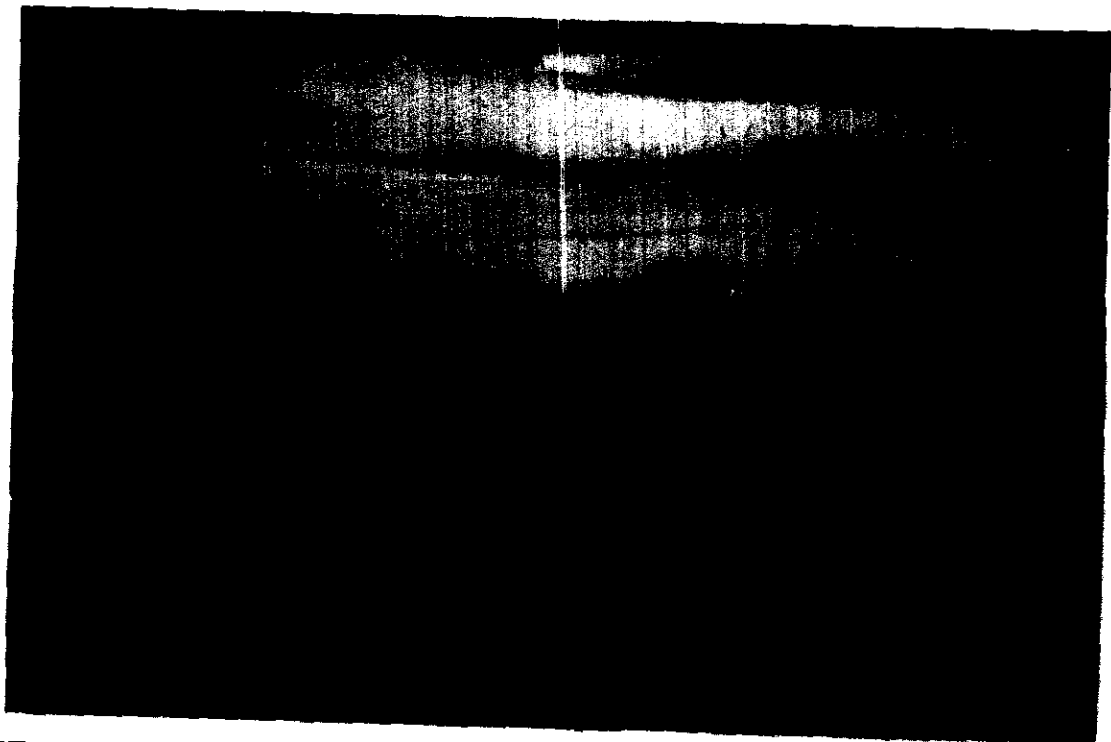


PHOTO TWO- View northerly of lawn and garden. Garden Line shown in operation.

MICROFILMED
AUG 27 1993

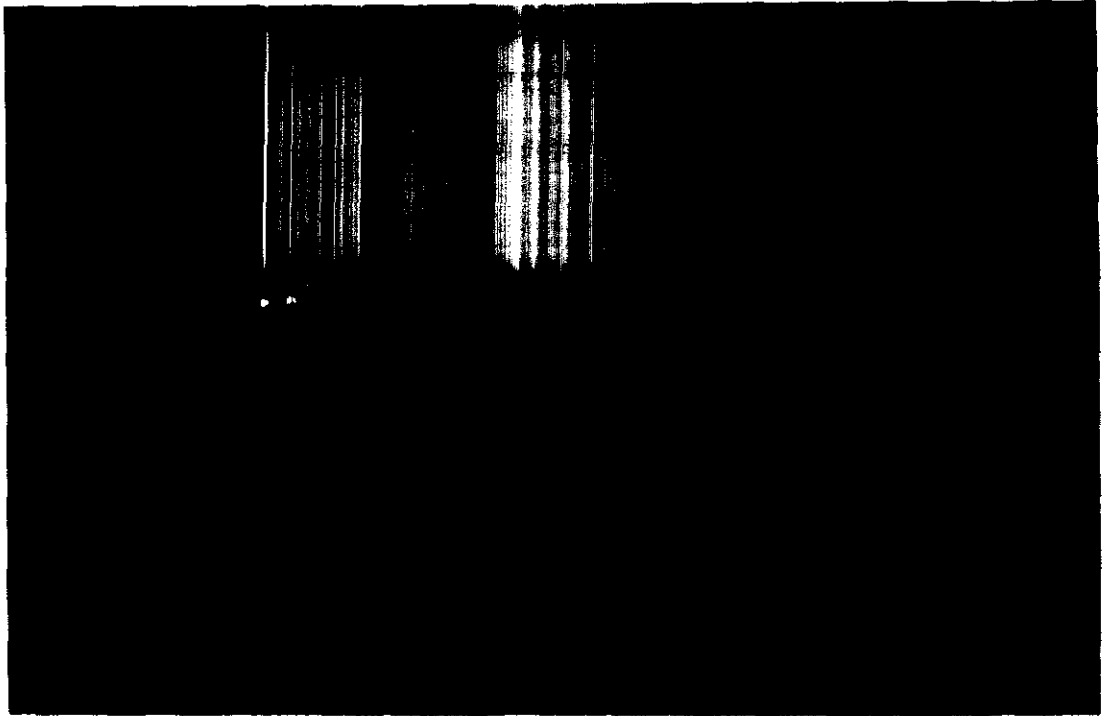
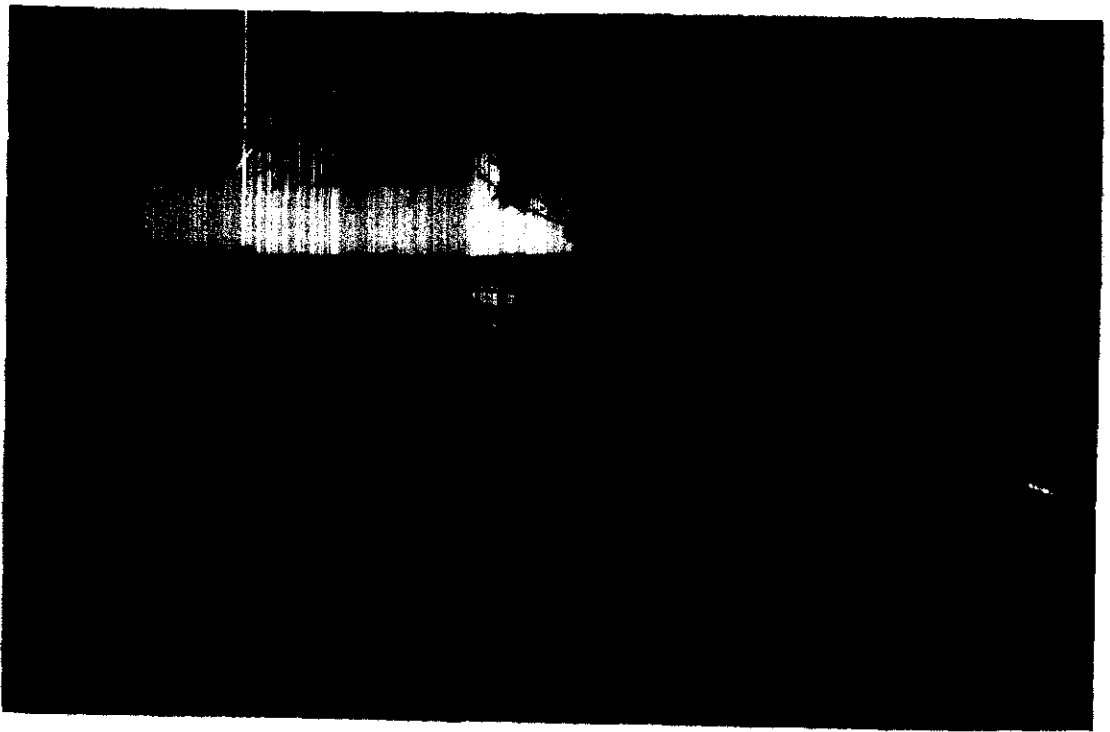


PHOTO THREE- View westward of south portion of garden and property irrigated by well.



AUG 27 1993

PHOTO FOUR- View south of west portion of lawn and a portion of exposed pipe to irrigate trees and a portion of lawn.

September 11, 1992

KENNETH SCHMILLEN
DIANE SCHMILLEN
427 LINDER AVENUE
KUNA ID 83634

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10987

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

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SEP 15 1992

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 63-10987

Reviewed by Keg

Date 9/4/92

GENERAL CONSIDERATIONS

yes Name same as permit?

Yes Address same as permit?

yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

domestic - 1 irrigate - 5
Stock

Stock

Correct Uses? Yes

SOURCE OF WATER

Surface water source

☒ Ground water source

Yes Drilling permit required?

Yes Copy in the file? Drilling Permit No. 63-91-W-241

300 Amount paid for permit yes Correct?

Well log in the file?

LICENSE EXAMINATION FEE

465 Required?

50 Amount Submitted

U.S. Correct?

MEASURING DEVICE

NA Required?

/ Installed?

Waiver requested?

PRIORITY CALCULATION

Date proof received NA

Date proof due / -

No. of days late / =

Priority Date / +

New Priority Date / /

DEFICIENCIES OR ACTION ITEMS

permit acceptable

DATA ENTRY

New Address

Proof Made 9/3/92

9/11/92 Reg

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Ken Schmelen

Address 427 Linden Kuma - Id.

Drilling Permit No. 63-91-W-241

Water Right Permit No. 63-10987

2. NATURE OF WORK

☒ New well

☐ Deepened

☐ Replacement

☐ Well diameter increase

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

3. PROPOSED USE

☐ Domestic

☒ Irrigation

☐ Test

☐ Municipal

☐ Industrial

☐ Stock

☐ Waste Disposal or Injection

☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary

☐ Air

☐ Hydraulic

☐ Reverse rotary

☒ Cable

☐ Dug

☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness

Diameter

From

To

.250 inches

6 inches

1 feet

134 feet

.258 inches

5 inches

130 feet

135 feet

.258 inches

5 inches

145 feet

147 feet

inches

inches

feet

feet

Was casing drive shoe used?

☒ Yes ☐ No

Was a packer or seal used?

☒ Yes ☐ No

Perforated?

☐ Yes ☒ No

How perforated?

☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation _____ inches by _____ inches

Number

From

To

_____ perforations

_____ feet

_____ feet

_____ perforations

_____ feet

_____ feet

_____ perforations

_____ feet

_____ feet

Well screen installed?

☒ Yes ☐ No

Manufacturer's name Houston

Type Stainless

Model No. 304

Diameter 5 Slot size 200 Set from 135 feet to 145 feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☐ Cement grout

☒ Bentonite ☒ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing

☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld

☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT



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

September 4, 1992

Mr. Dennis Phipps
Dennis Phipps Well Drilling
2068 Bently Avenue
Meridian, ID 83642

Re: Permit No. 63-10987 - Kenneth Schmillen
Drilling Permit No. 63-91-W-241
Drilling Date: January 22, 1992
Proposed Location: 03N, 01W, Section 34, NE $\frac{1}{4}$ NE $\frac{1}{4}$

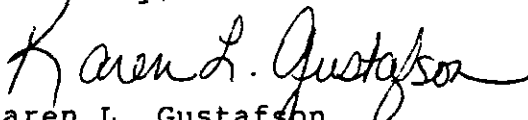
In the department's review of the proof of beneficial use submitted in connection with the above referenced permit, the department was not able to locate a well log which should have been submitted 30 days after completion of the construction of this well.

While it is possible that you have submitted the log, we have been unable to locate it. Please supply me with another copy. Please address any correspondence directly to me. Your response should be received within 20 days of the date of this mailing.

This information is needed before the department can proceed further with the examination of the permit holders system and the eventual issuance of a license of water right.

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

Sincerely,


Karen L. Gustafson
Secretary/Records Manager

C: Permit Holder

RECEIVED

SEP 15 1992

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Schillen, Kenneth

2. Mailing Address 427 LINDER AVE, KUNA ID 83634

City & State _____ Zip Code _____ Telephone _____

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

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

Sec. 34, Twp. 03N, Rge. 01W, County Ada

Street Address of Well Site _____

Lot, block and subdivision _____

4. Proposed use of well:

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

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

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

() Injection

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

() Other _____
(Describe)

5. Well construction information:

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

B. Proposed Surface Diameter 6" Proposed Maximum Depth 160'

C. Anticipated bottom hole temperature:

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

6. Construction Start Date Dennis Phipps Aug 1, 1991

Anticipated Well Driller Dennis Phipps

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

8. Applicant's signature Kenneth L Schillen Date _____

Title _____
(Owner, Firm Representative, Other)

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SEP 15 1992

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 7/11/1991

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

GENERAL CONDITIONS:

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

SPECIFIC CONDITIONS:

David R. Tuttle

Signature of Authorized Department Representative

Mgr, Western Reg Off

Title

Receipt No. W013477 Receipted by JFW Fee 200⁰⁰ Date 7/11/91

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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SEP 15 1992

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 18, 1991

Kenneth and Diane Schmillen
427 Linder Avenue
Kuna, ID 83634

Re: Permit No. 63-10987

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, 1993.

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
Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

RECEIVED

NOV 20 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 63-10987Reviewed by LLGDate 11/15/91

BASIC INFORMATION

LLS Date stamp received
LLS Extension received timely (not too early not too late)
LLS Fee received and receipted
LLS Name and signature same as permit
LLS Address change

BASIS FOR EXTENSION REQUEST

- Has adequate work been completed to demonstrate due diligence?
 Has the cost incurred been adequate to demonstrate an intent to complete the project?
 Has the permit been involved in litigation?
 a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

Is delay by a government agency?

Is supporting documentation needed to complete the file? _____
Requested? _____ACTION TAKEN 427 Kinder Avenue Kuna, ID 83634

Denied - can only allow 1 extension Based on due diligence - suggest they submit proof on that portion that is completed & reapply within 1 year of the time they plan to complete the remainder

Reinstate _____ Date extension received NA = _____

Proof due date _____ = _____

No. of days late _____ = _____

Priority date _____ = + _____

ADJUSTED PRIORITY DATE _____ = _____

DATE ENTRY

KRG Change proof due date
KRG Priority date change

KRG Address change

11/19/91 overruled By
NY - approve.
1 year

138-95
October 31, 1991

KENNETH SCHMILLEN
DIANE SCHMILLEN
264 N. SUNARBOR TERRACE #1135
SALT LAKE CITY UT 84116

PROOF DUE NOTICE

RE: PERMIT NO. 63-10987

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, 1992. (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,

Nina Shields
Secretary/Records Manager

Enclosures

NOV 20 1991

January 17, 1991

KENNETH & DIANE SCHMILLEN
264 N SUN ARBOR TERR, # 1135
SALT LAKE CITY UT 84116

Dear Mr. and Mrs. Schmillen:

Re: Permit No. 63-10987

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, 1992.

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, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

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JAN 29 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 63-10987

Reviewed by ry

Date 1-15-91

BASIC INFORMATION

- y Date stamp received
- y Extension received timely (not too early not too late)
- y Fee received and receipted
- y Name and signature same as permit
- y Address change

BASIS FOR EXTENSION REQUEST

- y Has adequate work been completed to demonstrate due diligence?
- y Has the cost incurred been adequate to demonstrate an intent to complete the project?
- N/A Has the permit been involved in litigation?
 - a. Swan Falls _____ Dismissed from Swan Falls _____
 - Other _____ Identify _____
 - b. Is supporting documentation needed to complete the file? _____
 - Requested _____
 - c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

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

ACTION TAKEN - *Recommend approval based on due diligence for one year*

- N/A Reinstate
- Date extension received _____ = _____
- Proof due date _____ = _____
- No. of days late _____ = _____
- Priority date _____ = + _____
- ADJUSTED PRIORITY DATE _____ = _____

OTHER ENTRY
JB Change proof due date
 Priority date change

✓ Address change

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
December 18, 1989

KENNETH SCHMILLEN
DIANE SCHMILLEN
427 LINDER AVE.
KUNA, ID 83634

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

RE: PERMIT NO. P63-10987

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

MICROFILMED

DEC 19 1989

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

MICHAEL

DEC 16 1977

Lawyers Title Insurance Corporation

A Stock Company
Home Office - Richmond, Virginia
STANDARD COVERAGE POLICY

SCHEDULE A

ORDER NO. 5933-S

AMOUNT

EFFECTIVE DATE

\$20,000.00

NOVEMBER 1, 1977
11:10 A.M.

INSURED

PAUL F. SCHMILLEN AND MARGARET L. SCHMILLEN AND
KENNETH L. SCHMILLEN AND DIANE R. SCHMILLEN AND MARY JO SCHMILLEN

1. The title to the FEE SIMPLE estate or interest in the land described below is at the date hereof vested in:
PAUL F. SCHMILLEN AND MARGARET L. SCHMILLEN, HUSBAND AND WIFE AND KENNETH L. SCHMILLEN AND DIANE R. SCHMILLEN, HUSBAND AND WIFE AND MARY JO
2. The land referred to in this policy is described as follows: -CONTINUED-

A TRACT OF LAND SITUATED IN THE NORTHEAST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 1 WEST OF THE BOISE MERIDIAN IN ADA COUNTY, IDAHO; MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 34; THENCE WEST FOR 1,007.16 FEET ALONG THE NORTH LINE OF SAID SECTION 34 TO THE REAL POINT OF BEGINNING; THENCE SOUTH $0^{\circ}01'19''$ EAST FOR 726.00 FEET; THENCE WEST FOR 300.00 FEET TO THE WEST LINE OF THE NORTHEAST $\frac{1}{4}$ OF THE NORTHEAST $\frac{1}{4}$ OF SAID SECTION 34; THENCE NORTH $0^{\circ}01'19''$ WEST FOR 726.00 FEET ALONG SAID WEST LINE TO THE NORTH LINE OF SAID SECTION 34; THENCE EAST FOR 300.00 FEET ALONG SAID NORTH LINE TO THE REAL POINT OF BEGINNING.

RECORDED

DEC 18 1989

Countersigned: LAWYERS TITLE OF IDAHO

Louise Bretcher
Authorized Officer or Agent

Issued at: BOISE, IDAHO

Page 1 of Sched. A-Pol No. **J 232909**

ORIGINAL

SIGNATURES OF CLAIMANTS AS REQUIRED ON NOTICE OF CLAIM TO A WATER RIGHT
REQUIRED UNDER STATE LAW IN THE GENERAL ADJUDICATION OF RIGHTS TO THE
USE OF WATER FROM THE SNAKE RIVER BASIN WATER SYSTEM.

SIGNATURES

KENNETH L. SCHMILLEN

Kenneth L. Schmillen

DIANE R. SCHMILLEN

Diane R. Schmillen

PAUL F. SCHMILLEN

Paul F. Schmillen

MARGARET L. SCHMILLEN

Margaret L. Schmillen

MARY JO SCHMILLEN

Mary Jo Schmillen

~~*Debra R. Van Komen*~~

~~*8-21-89*~~

MICROFILMED

DEC 13 1989

RECEIVED

OCT 16 1989

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

Department of Water Resources
Western Regional Office

LEGAL ADVERTISING INVOICE

Amount Due

265.44

Account Name		Account Number	
Department of Water Resources - Western		47628	
Address		City/State	Zip
2735 Airport Way		Boise, Idaho	83705
Ordered By	P.O. Number	Rate	Run Dates
Gail Garrett		63-10965	1989 October 5, 12
Identification		Estimated Inches	Real Inches
Notice of Application for			
			Legal Number
			3800

1 Number of Affidavits Requested

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-10891

Serra, John R.
Serra, Nola R.
3905 Sandbar Ln.
Eagle, ID 83616
Source: Groundwater
Diversión Pt: SENE Sec 32 T 05N R 01E
Use: Irrigation (.150 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/07/1989
In: T05N R01E S32 SENE
5.0 ACRES TOTAL

63-10905

Junnlla, William E.
Junnlla, Renae M.
4615 1/2 N. Eagle Rd.
Meridian, ID 83642
Source: Groundwater
Diversión Pt: NENE Sec 32 T 04N R 01E
Use: Irrigation (.030 CFS)
Use: Stockwater (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/18/1989
In: T04N R01E S32 NENE
1.0 ACRES TOTAL

63-10934

Kaplan, Dean W.
Kaplan, Cynthia A.
10220 Stardust
Boise, ID 83709
Source: Groundwater
Diversión Pt: NWNW Sec 14 T 03N R 01E
Use: Irrigation (.020 CFS)
Date Filed: 8/29/1989
In: T03N R01E S14 NWNW
0.5 ACRES TOTAL

63-10957

Sedlacek, Randy A.
Sedlacek, Joyce D.
4290 Perkins St.
Meridian, ID 83642
Source: Groundwater
Diversión Pt: SESW Sec 22 T 03N R 01W
Use: Irrigation (.030 CFS)
Date Filed: 9/06/1989
In: T03N R01W S22 SESW
1.0 ACRES TOTAL

63-10959

St. Matthews Catholic Church
P.O. Box 296
Eagle, ID 83616
Source: Groundwater
Diversión Pt: NWSW Sec 9 T 04N R 01E
Use: Domestic (.100 CFS)
Date Filed: 9/07/1989
In: T04N R01E S09 NWSW

63-10960

Wiscombe, Phillip W.
Wiscombe, LaVonne
4400 Hubbard Rd.
Kuna, ID 83634
Source: Groundwater
Diversión Pt: NESW Sec 10 T 02N R 01W
Use: Irrigation (.800 CFS)
Use: Stockwater (.050 CFS)
Date Filed: 9/07/1989
In: T02N R01W S10 NESW
40.0 ACRES TOTAL

Sasso, Ray V.
Sasso, Lynne
900 W. Meander Ct.
Eagle, ID 83616
Source: Groundwater
Diversión Pt: NESW Sec 32 T 05N R 01E
Use: Domestic (.020 CFS)
Use: Stockwater (.020 CFS)
Use: Irrigation (.150 CFS)
Date Filed: 9/08/1989
In: T05N R01E S32 NESW
5.0 ACRES TOTAL

63-10985

Morris, William E.
Morris, Camille J.
4525 Ginger Creek Dr.
Meridian, ID 83642
Source: Groundwater
Diversión Pt: NWNSE Sec 33 T 04N R 01E
Use: Irrigation (.015 CFS)
Date Filed: 9/05/1989
In: T04N R01E S33 NESE
0.5 ACRES TOTAL

63-10986

Ellis, Ted
Ellis, Valerie
2820 E. Ustick Rd.
Meridian, ID 83642
Source: Groundwater

LEGAL NOTICES

Diversión Pt: SWSESE Sec 32 T 04N R 01E
Use: Irrigation (.030 CFS)
Date Filed: 9/01/1989
In: T04N R01E S32 SESE
1.0 ACRES TOTAL

63-10987

Schmillen, Kenneth
Schmillen, Diane
427 Linder Ave.
Kuna, ID 83634
Source: Groundwater
Diversión Pt: NENE Sec 34 T 03N R 01W
Use: Irrigation (.100 CFS)
Use: Stockwater (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/31/1989
In: T03N R01W S34 NENE
5.0 ACRES TOTAL

63-10988

Watson, Wayne H.
Watson, Barbara A.
5730 N. Five Mile Rd.
Boise, ID 83704
Source: Groundwater
Diversión Pt: SWNW Sec 26 T 04N R 01E
Use: Irrigation (.030 CFS)
Date Filed: 8/29/1989
In: T04N R01E S26 SWNW
1.0 ACRES TOTAL

63-10990

George, Judy J.
George, Robert C.
3192 Heritage Ave.
Boise, ID 83709
Source: Groundwater
Diversión Pt: NWNW Sec 27 T 03N R 01E
Use: Irrigation (.020 CFS)
Use: Stockwater (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/28/1989
In: T03N R01E S27 NWNW
1.0 ACRES TOTAL

63-10991

Miller, Anthony
10597 W. Kuna Mora Rd.
Kuna, ID 83634
Source: Groundwater
Diversión Pt: Lot 1 (NENE) Sec T 01N R 01E
Diversión Pt: Lot 1 NESE Sec 3 T 01N R 01E
Diversión Pt: Lot 1 NWSE Sec 3 T 01N R 01E
Use: Irrigation (.990 CFS)
Date Filed: 8/28/1989
In: T01N R01E S03 NESW NWSW SWSE SESE
73.0 ACRES TOTAL

Camie, Daniel
5669 Fieldcrest Dr.
Boise, ID 83704
Source: Groundwater
Diversión Pt: SWNW Sec 26 T 04N R 01E
Use: Irrigation (.030 CFS)
Date Filed: 8/29/1989
In: T04N R01E S26 SWNW
1.0 ACRES TOTAL

63-10993

McKeon, Deborah C.
McKeon, Michael G.
2106 Almaden Dr.
Meridian, ID 83642
Source: Groundwater
Diversión Pt: SENWSE Sec 23 T 04N R 01W
Use: Irrigation (.060 CFS)
Use: Domestic (.040 CFS)
Date Filed: 9/06/1989
In: T04N R01W S23 NWSE
2.0 ACRES TOTAL

63-10995

St. Mark's Roman Catholic Church
7503 Northview
Boise, ID 83704
Source: Groundwater
Diversión Pt: NESE Sec 1 T 03N R 01E
Use: Irrigation (.120 CFS)
Date Filed: 9/13/1989
In: T03N R01E S01 NESE
4.0 ACRES TOTAL

63-10996

Alleman, Fred L.
Alleman, Ruby J.
8465 Golse Dr.
Boise, ID 83704
Source: Groundwater
Diversión Pt: NWSWNE Sec 15 T 03N R 02E
Use: Irrigation (.030 CFS)
Date Filed: 9/14/1989
In: T03N R02E S15 SWNE
1.0 ACRES TOTAL

63-10997

Pope, Lyle H.
Pope, Judy
901 W. Meander Ct.
Eagle, ID 83616
Source: Groundwater
Diversión Pt: SENESW Sec 32 T 05N R 01E
Use: Irrigation (.140 CFS)
Date Filed: 9/08/1989
In: T05N R01E S32 NESW
4.5 ACRES TOTAL

The permits 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 OCTOBER 23, 1989.

R. KEITH HIGGINSON
Director

Pub. Oct. 5, 12, 1989 3800

63-10987

SCHMILLEN, KENNETH
SCHMILLEN, DIANE
427 LINDER AVE.
KUNA, ID 83634

Source: GROUNDWATER

Diversion Pt: NENE Sec 34 T 03N R 01W

Use: IRRIGATION	(.100 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)

Date Filed: 8/31/1989

In: T03N R01W S34 NENE

5.0 ACRES TOTAL

MICROFILMED

DEC 19 1989