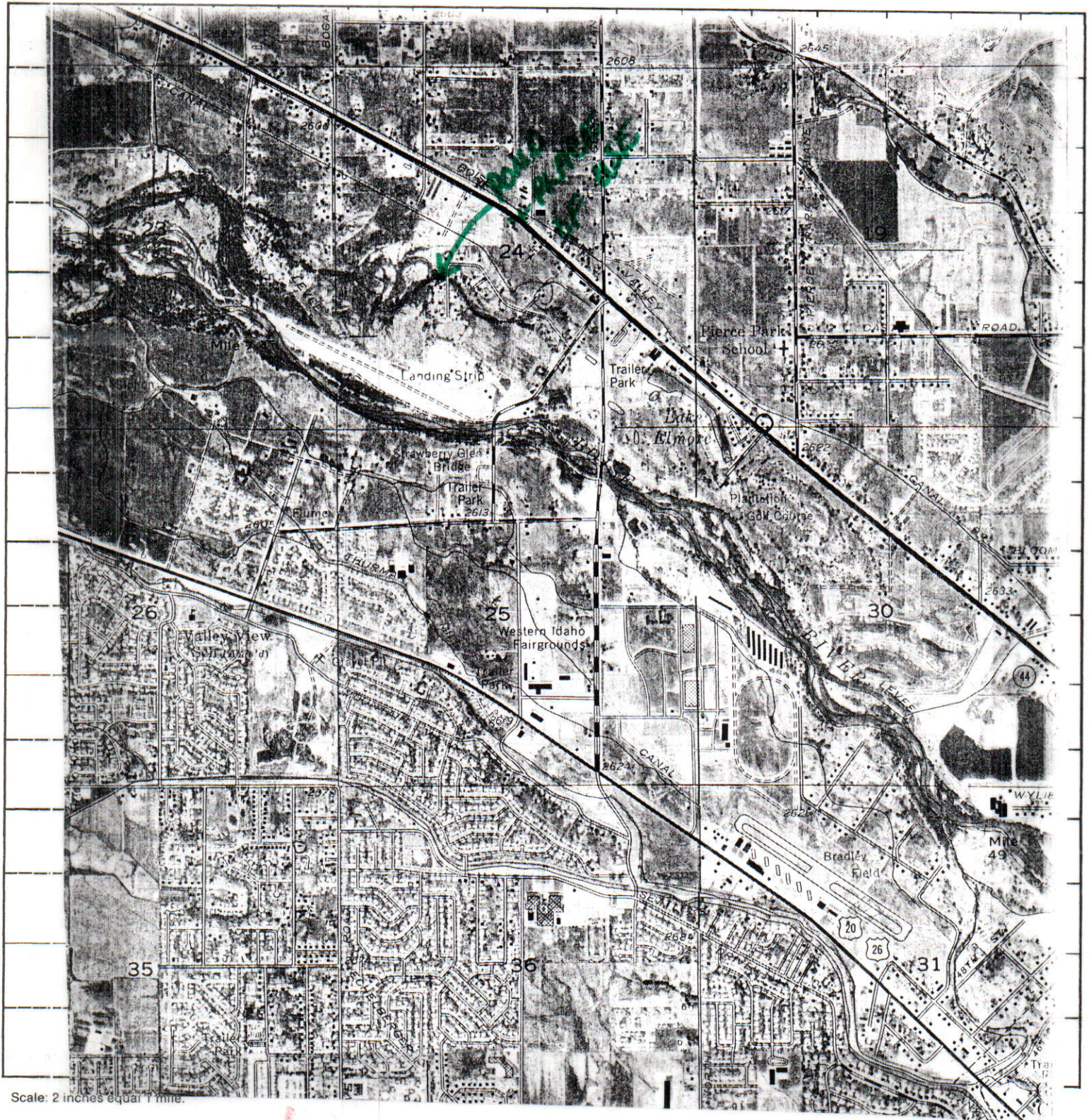


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

DEC 19 1989

Clare D. Bender
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

1. Owner: Larry O. & Diane D. Binder Permit No. 63-10769
Current Address: 5311 Navajo Way Boise, ID 83703 Phone No. 323-8811
2. Accompanied by: Diane D. Binder EXAM. DATE: 7-31-91
Address: Same Phone No. _____
Relationship to Permit Holder: _____
3. Source: Unnamed Slough tributary to Boise River

B. OVERLAP REVIEW

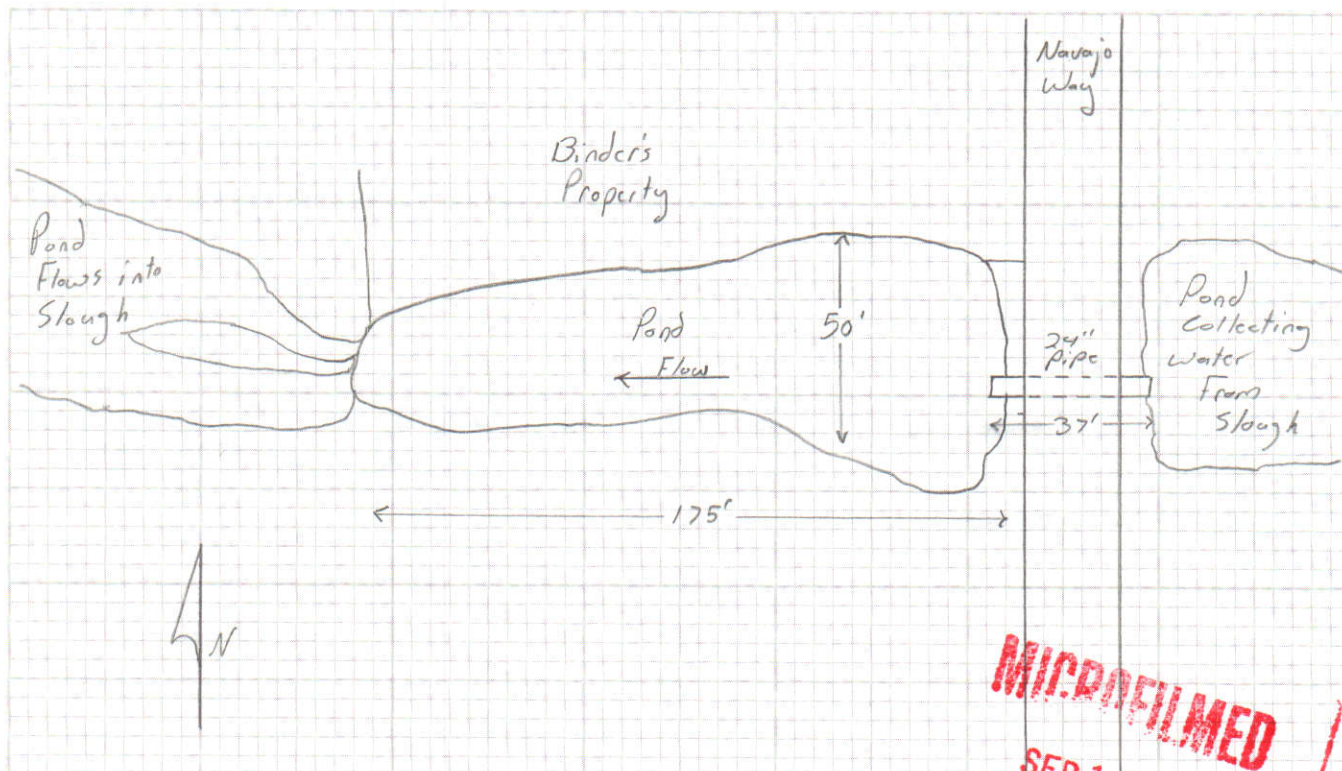
1. Other water rights with same place of use: NONE

☐ Copies Attached
2. Other water rights with same point of diversion: NONE

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



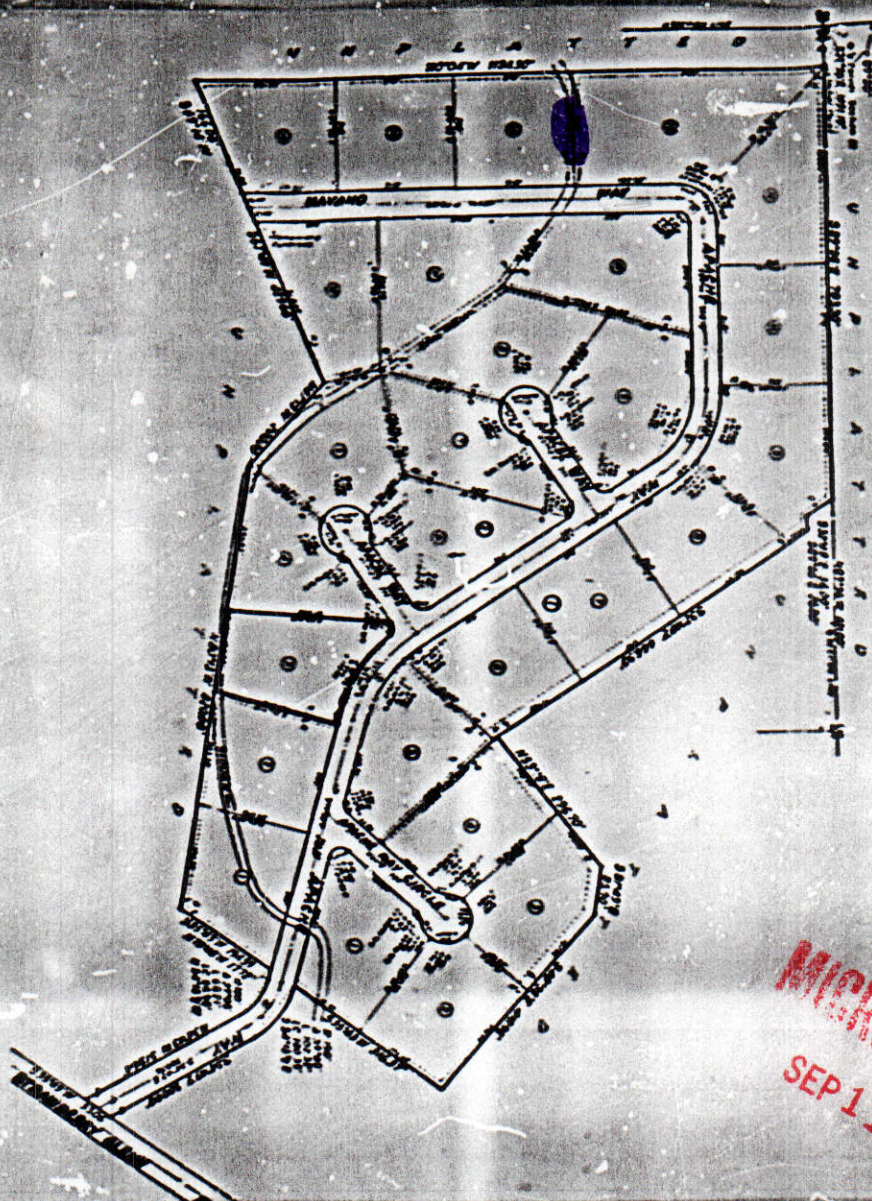
Scale: 1" = 50'

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

MICROFILMED
SEP 11 1992

A PORTION OF THE N 1/3 SEC. 24, T.4N., R.1E., S.8N.
ADA COUNTY, IDAHO.

It also may be a promising reproductive area for the birds and the resident 2nd-level birds. But on this matter, the resident 2nd-level birds, the common nighthawk, are probably the best indicator of the quality of the habitat. If they are nesting in the area, it is probably a good one.



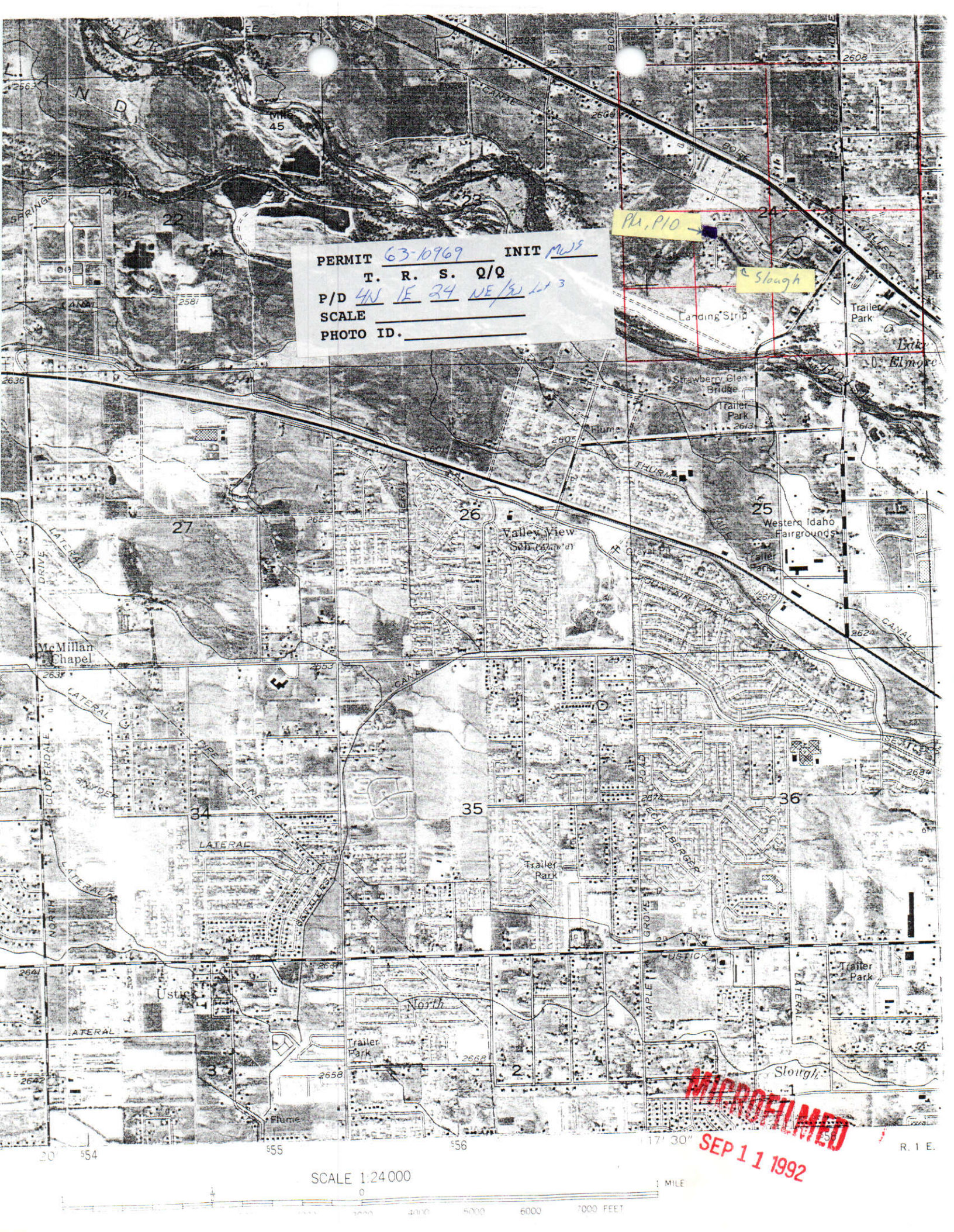
MICROFILMED
SEP 11 1992

633 7072

Scale: 2 inches equal 1 mile

ALL IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Wash. D.C.



PERMIT 63-10969 INIT MJS
T. R. S. Q/Q
P/D 4N 1E 24 NE 1/4 L 13
SCALE _____
PHOTO ID. _____

PLA. P10

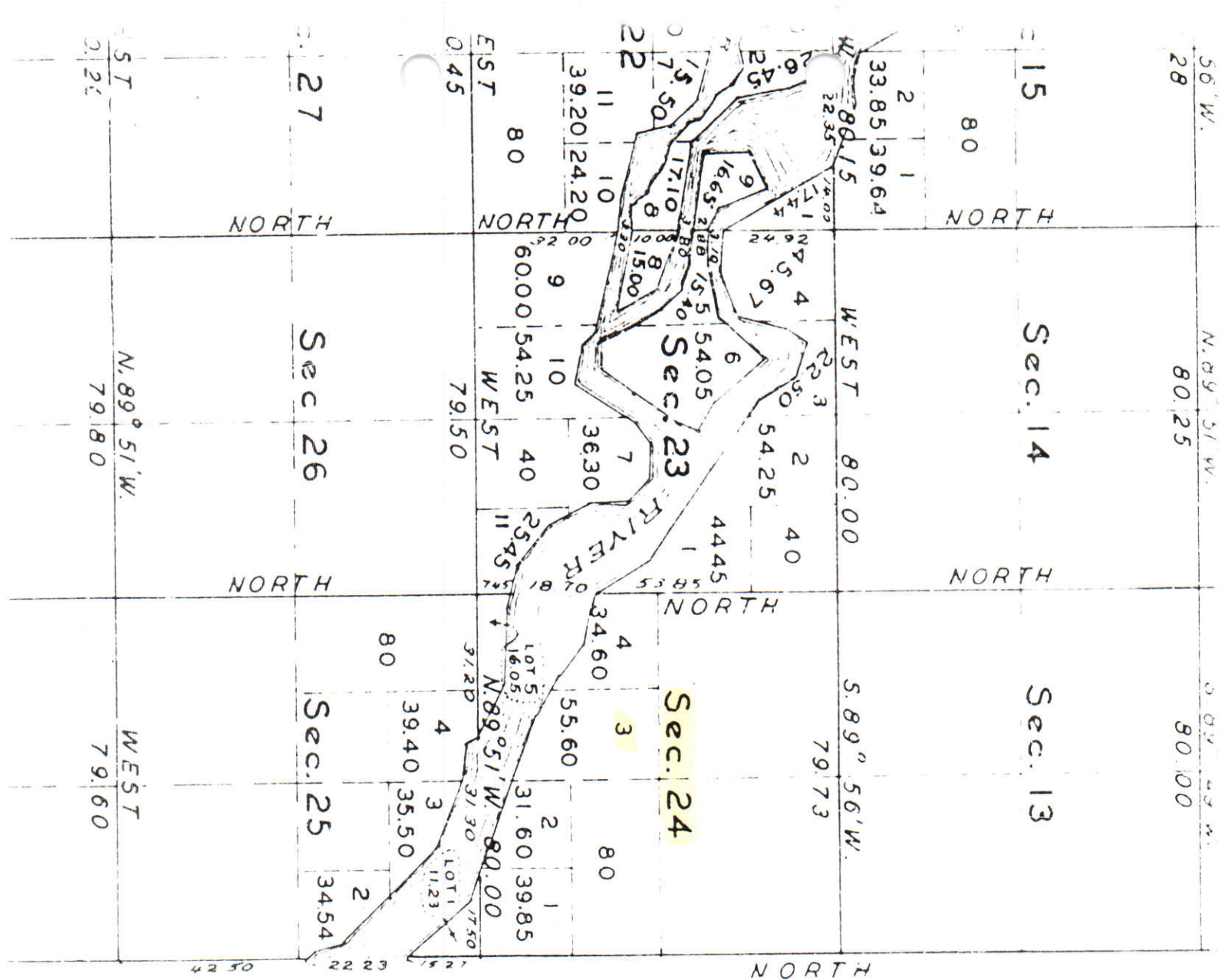
Slough

MICROFILMED
SEP 11 1992

SCALE 1:24,000

1 MILE

R. I. E.



MICROFILMED
SEP 11 1992

63-10969



#1. Pond Filled for
under this permit.
Facing west from
Navajo Way.



#2. Facing east
from the overflow
slough on the
western edge.

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SEP 11 1992



#3.

Slough that leads
away from the
pond on the western
side.



#4.

Pond located
directly east of
the pond under this
permit. Feeds the
Binder's pond via a
24" pipe under
Navaho Way.

SEP 11 1992

RECEIVED

63-10969



#5.

Pipe connects
ponds. Source of
measurement.



#6.

Pipeline crosses
underneath road.
Water flows from
right to left.

RECORDED
SEP 11 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10969

Priority: August 11, 1989

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

1.0 AF

This is to certify, that LARRY O BINDER
DIANE D BINDER

5311 NAVAHO WAY
BOISE ID 83703

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 11, 1989; and has submitted Proof of Beneficial Use on November 21, 1990. An examination indicates that the works have a diversion capacity of 3.100 cfs of water from:

UNNAMED SLOUGH

tributary to BOISE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
AESTHETIC	01/01 to 12/31	0.10 CFS	
AESTHETIC STORAGE	01/01 to 12/31		1.0 AF
	Totals	0.10 CFS	1.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NESW), Sec. 24, Township 04N, Range 01E
ADA County

PLACE OF USE: AESTHETIC
TWN RGE SEC

04N 01E 24 Lot 3(NESW)

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. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

MICROFILMED

SEP 11 1992

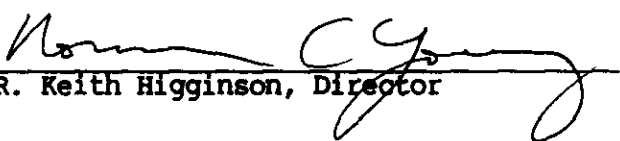
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10969

CONDITIONS/REMARKS:

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 25TH
day of AUGUST, 1992


Acting for R. Keith Higginson, Director

UNFILMED

SEP 11 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-10969

Proposed Priority: August 11, 1989 Maximum Diversion Rate: 0.10 CFS

This is to certify, that LARRY O. BINDER
DIANE D. BINDER
5311 NAVAHO WAY
BOISE, ID 83703

has applied for a permit to appropriate water from:

UNNAMED SLOUGH tributary of BOISE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
AESTHETIC	01/01 to 12/31	0.10 CFS	
AESTHETIC STORAGE	01/01 to 12/31		2.0 AF
	Totals	0.10 CFS	

LOCATION OF POINT(S) OF DIVERSION: LOT 3(NESW), Sec. 24, Township 04N, Range 01E
ADA County

PLACE OF USE: AESTHETIC

TWN RGE SEC

04N 01E 24 LOT 3(NESW)

PLACE OF USE: AESTHETIC STORAGE, same as AESTHETIC use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1990.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
4. Use of water under this permit is subject to control by the watermaster of State Water District No. 63.

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

21st day of November, 1989

MAILED

DEC 19 1989

R. Keith Higginson
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 LARRY O. or DIANE D. BINDER Phone 853-2741
Post office address 5311 NAVAHO WAY, BOISE, IDAHO 83703
2. Source of water supply UNNAMED Slough which is a tributary of BOISE RIVER
3. Location of point of diversion is _____ 1/4 of NE 1/4 of SW 1/4, Govt. Lot 3
Sec. 24 Township 04N Range 01E B.M. ADA County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .1 for AESTHETIC purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2 for AESTHETIC STORAGE 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .1 cubic feet per second and/or (b) 2 acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Dug out Pond in Slough
250' Long X 75' wide X 5' deep
 - b. Height of storage dam N/A 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 _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

RECEIVED
DEC 10 1985

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

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

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	
4N	1E	24									Lot 3 J								

Total number of acres to be irrigated _____

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

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

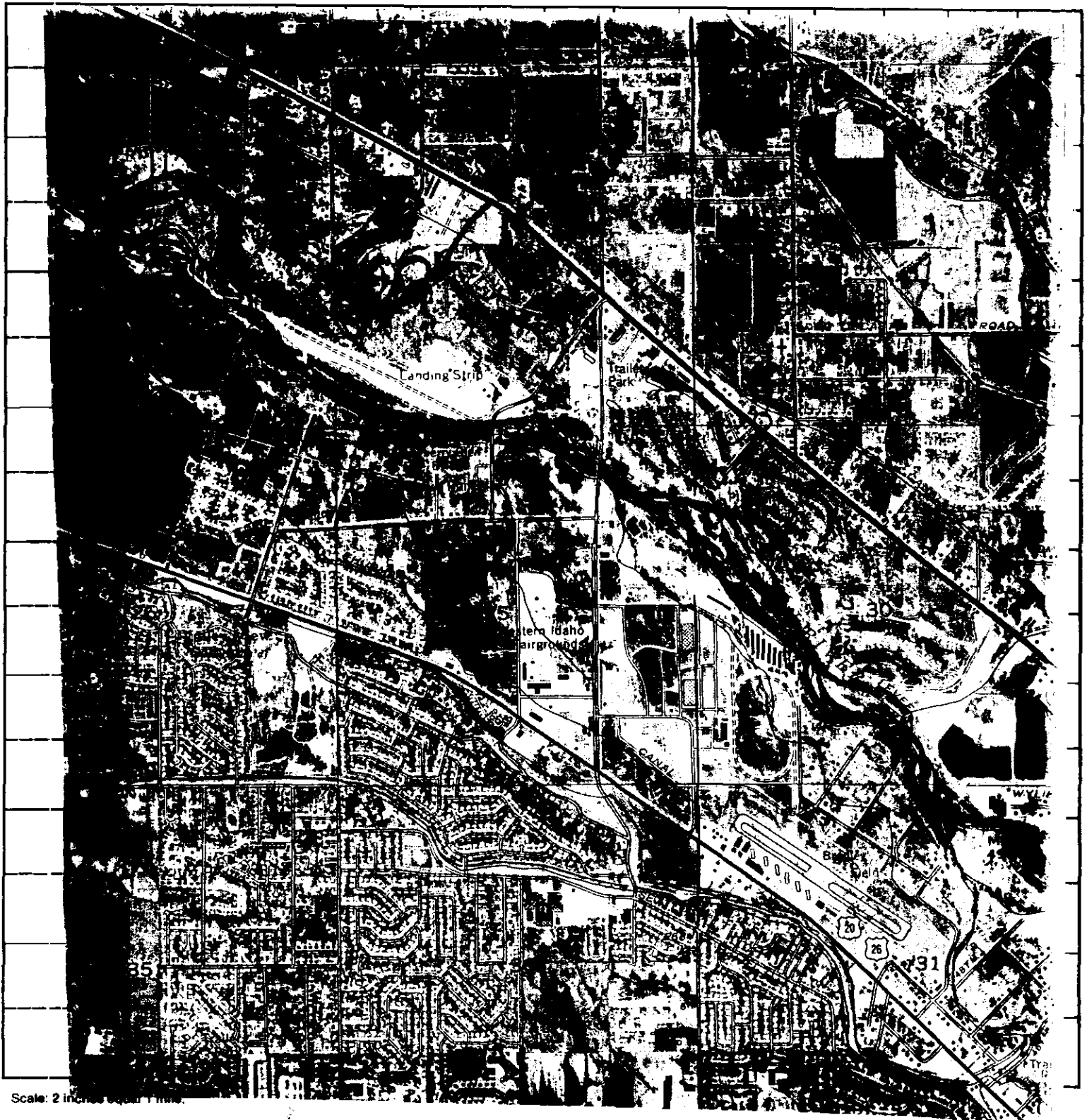
b. Who owns the land to be irrigated or place of use? Applicant

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

12. Remarks: _____

RECEIVED
DEC 19 1989

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



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.

DEC 19 1989

Chane D. Bender
(Applicant)

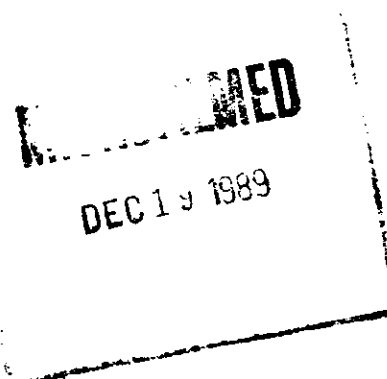
Received by YB. Date 8/11/89 Time 11:15am Preliminary check by [Signature]
Fee \$ 30⁰⁰ Receipted by JSL # W0004377 Date 8-11-89
Publication prepared by GG Date 9-13-89 Published in ID Statesman
9/21 & 9/28/89
Publication approved [Signature] Date 10-4-89

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:



Application
REVISED 8-6-89
Per phone call from
DIANE D. Binder 8-6-89 88

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant LARRY O. OR DIANE D. BINDER Phone 853-2741
Post office address 5311 NAUVAHO WAY, BOISE, ID 83703
2. Source of water supply UNN. SLOUGH which is a tributary of BOISE RIVER
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 4N Range 1E B.M. _____ County; additional
points of diversion if any: _____

- * 4. Water will be used for the following purposes:
- | | |
|---|--|
| Amount <u>1 cfs</u> for <u>AESTHETIC</u> | purposes from <u>1-1</u> to <u>12-31</u> (both dates inclusive) |
| <small>(cfs or acre-feet per annum)</small> | |
| Amount <u>0.2</u> for <u>IRRIGATION</u> | purposes from <u>3-15</u> to <u>11-15</u> (both dates inclusive) |
| <small>(cfs or acre-feet per annum)</small> | |
| Amount <u>2</u> for <u>STORAGE FOR</u> | purposes from <u>1-1</u> to <u>12-31</u> (both dates inclusive) |
| <small>(cfs or acre-feet per annum)</small> | |
| Amount <u>2</u> for <u>IRRIGATION</u> | purposes from <u>3-15</u> to <u>11-15</u> (both dates inclusive) |
| <small>(cfs or acre-feet per annum)</small> | |
| Amount <u>2</u> for <u>FROM STORAGE</u> | purposes from <u>3-15</u> to <u>11-15</u> (both dates inclusive) |
| <small>(cfs or acre-feet per annum)</small> | |
5. Total quantity to be appropriated is (a) 0.2 cubic feet per second and/or (b) 2 acre feet per annum

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. DUG OUT POND IN SLOUGH
250' LONG X 75' WIDE X 5' DEEP. PUMP THE POND
FOR IRRIGATION VIA SPRINKLERS.
- b. Height of storage dam N/A 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 _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 90°F being sought? _____

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

* Corrected per phone call from Diane Binder 8-6-89 at 2:00p 89

DEC 19 1989

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. AEESTHETIC - POND FOR FISHING, WINDLIFE,

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
<u>1N</u>	<u>1E</u>	<u>24</u>									<u>J</u>								
											<u>S</u>								<u>.5</u>

Total number of acres to be irrigated .5

10. Describe any other water rights used for the same purposes as described above. GROUNWATER
~~WELL - CLAIM NO. A63 -~~

- Who owns the property at the point of diversion? APPLICANT
- Who owns the land to be irrigated or place of use? APPLICANT
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

DEC 10 1989

Department of Water Resources
Western Regional Office

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

32364

Account Name		Account Number	
Idaho Department of Water Resources- Western Reg			
Address		City/State	
2735 Airport Way		Boise, ID 83709	
Ordered By	P.O. Number		
Gail Garrett			
Identification			
Notice of Application for			
Number of Affidavits Requested			
1			
NOTICE OF APPLICATION FOR WATER RIGHT			
The following application(s) have been filed to appropriate the public waters of the State of Idaho:			
Desert View Est. Water Corp. ATTN: Tom Alwood, Pres. P.O. Box 165 Kuna, ID 83634 Source: Groundwater Diversion Pt: NENE Sec 27 T 02N R 01E Diversion Pt: SWNE Sec 27 T 02N R 01E Diversion Pt: NENW Sec 27 T 02N R 01E Use: Domestic (.100 CFS) Use: Irrigation (1.600 CFS) Date Filed: 6/20/1989 In: T02N R01E S22 SESE In: T02N R01E S27 NENE SWNE SENE NENW SNNW SENW 173.0 Acres Total 63-10895			
Ivory, Don B. 315 Clearcreek Dr. Meridian, ID 83642 Source: Groundwater Diversion Pt: Lot 4 (NWNW) Sec 19 T 04N R 01E Use: Wildlife (.040 CFS) Date Filed: 8/15/1989 In: T04N R01E S19 Lot 4 (NWNW) 63-10897			
Cade, Thomas J. 6484 Hollilynn Dr. Boise, ID 83709 Source: Groundwater Diversion Pt: NESW Sec 7 T 02N R 02E Use: Irrigation (.020 CFS) Date Filed: 8/21/1989 In: T02N R02E S07 NESW 0.5 Acres Total 63-10899			
Dry Creek Cemetery District 9600 Hill Rd. Boise, ID 83703 Source: Groundwater Diversion Pt: SESW Sec 11 T 04N R 01E Diversion Pt: SWSE Sec 11 T 04N R 01E Use: Irrigation (.440 CFS) Date Filed: 8/17/1989 In: T04N R01E S11 SESW SWSE In: T04N R01E S14 NWNW NENW 22.0 Acres Total 63-10911			
Johnson, Samuel A. Johnson, Marsha R. 603 Los Luceros Eagle, ID 83616 Source: Groundwater Diversion Pt: SENW Sec 4 T 04N R 01E Use: Irrigation (.020 CFS) Date Filed: 8/24/1989 In: T04N R01E S04 SENW 0.5 Acres Total 63-10920			
Hallett, Norman N. Hallett, Marcia 7500 Hidden Valley Rd. Boise, ID 83709 Source: Groundwater Diversion Pt: NESWSW Sec 3 T 02N R 01E Use: Irrigation (.060 CFS) Use: Domestic (.020 CFS) Date Filed: 8/28/1989 In: T02N R01E S03 SWSW 2.0 Acres Total 63-10928			
Peregrine Fund Inc. 5666 W. Flying Hawk Ln. Boise, ID 83709 Source: Groundwater Diversion Pt: NENE Sec 18 T 02N R 02E Use: Irrigation (.060 CFS) Use: Wildlife (.520 CFS) Use: Wildlife Storage (5.00 AF) Use: Domestic (.200 CFS) Use: Diversion to Storage (.520 CFS) Date Filed: 8/31/1989 In: T02N R02E S07 SESE In: T02N R02E S08 SWSW In: T02N R02E S17 NWNW In: T02N R02E S18 NENE 2.0 Acres Total 63-10933			
Morden, Thomas R. 9350 Coveyridge Ln. Boise, ID 83709 Source: Groundwater Diversion Pt: SESESW Sec 12 T 02N R 01E Use: Domestic (.040 CFS) Use: Irrigation (.080 CFS) Date Filed: 8/28/1989 In: T02N R01E S12 SESW 2.5 Acres Total 63-10944			
Vasil, Lois L. Vasil, Jr., George G. 5325 N. Eagle Meridian, ID 83642 Source: Groundwater Diversion Pt: NESE Sec 29 T 04N R 01E Use: Irrigation (.180 CFS) Date Filed: 8/31/1989 In: T04N R01E S29 NESE 9.0 Acres Total 63-10950			
Williams, Roberta J. Williams, Walter C. 3104 E. Leslie Dr. Meridian, ID 83642 Source: Groundwater Diversion Pt: SENE Sec 5 T 03N R 01E Use: Irrigation (.020 CFS) Date Filed: 9/01/1989 In: T03N R01E S05 SENE 0.5 Acres Total 63-10954			
Stokes, Tom Stokes, Karren S. 5600 W. Amity Nampa, ID 83656 Source: Groundwater Diversion Pt: SWSE Sec 28 T 03N R 01W Use: Irrigation (.150 CFS) Use: Domestic (.040 CFS) Use: Stockwater (.020 CFS) Date Filed: 9/05/1989 In: T03N R01W S28 SWSE 5.0 Acres Total 63-10955			
Norton, Gregory Scott Norton, Sara Ann 2305 W. Ribler Dr. Meridian, ID 83642 Source: Groundwater Diversion Pt: SWSWNE Sec 23 T 04N R 01W Use: Irrigation (.090 CFS) Use: Domestic (.040 CFS) Date Filed: 9/06/1989 In: T04N R01W S23 SWNE 3.0 Acres Total 63-10961			
West, Gary West, Carol P.O. Box 335 Eagle, ID 83616 Source: Groundwater Diversion Pt: SENWSW Sec 10 T 04N R 01E Use: Irrigation (.030 CFS) Use: Domestic (.040 CFS) Date Filed: 9/07/1989 In: T04N R01E S10 NWSW 1.1 Acres Total 63-10966			
Riley, Monte Riley, Suzanne 10357 Prairie Rd. Boise, ID 83703 Source: Groundwater Diversion Pt: NENWNW Sec 11 T 04N R 01E Use: Irrigation (.030 CFS) Date Filed: 8/17/1989 In: T04N R01E S11 NWNW 1.0 Acres Total 63-10967			
Vincen, David F. 5160 Dry Creek Boise, ID 83703 Source: Groundwater Diversion Pt: SWSWNW Sec 32 T 05N R 02E Use: Irrigation (.200 CFS) Date Filed: 8/17/1989 In: T05N R02E S32 SWNW 10.0 Acres Total 63-10968			
Lloyd, Stan Lloyd, Anne 4255 N. Ballantyne Ln. Eagle, ID 83616 Source: Groundwater Diversion Pt: NWNE Sec 31 T 05N R 01E Use: Irrigation (.040 CFS) Use: Stockwater (.020 CFS) Use: Domestic (.040 CFS) Date Filed: 8/18/1989 In: T05N R01E S31 NWNE 2.0 Acres Total 63-10969			
Binder, Larry O. Binder, Diane D. 5311 Navaho Way Boise, ID 83703 Source: Unnamed Slough Tributary: Boise River Diversion Pt: Lot 3 (NESW) Sec 24 T 04N R 01E Use: Aesthetic (.100 CFS) Use: Aesthetic Storage (2.00 AF) Date Filed: 8/11/1989 In: T04N R01E S24 Lot (NESW) 63-10971			
Esco Inc. 2417 Bogus Basin Rd. Boise, ID 83702 Source: Groundwater Diversion Pt: SESW Sec 9 T 04N R 01E Use: Irrigation (.300 CFS) Use: Commercial (.600 CFS) Use: Domestic (.600 CFS) Date Filed: 8/29/1989 In: T04N R01E S09 SESW 15.0 Acres Total 63-10972			
Petersen, Kathleen R. Petersen, Peter F. 3160 Victory View Cir. Boise, ID 83709 Source: Groundwater Diversion Pt: NENWNW Sec 25 T 03N R 01E Use: Irrigation (.060 CFS) Date Filed: 8/30/1989 In: T03N R01E S25 NWNW 2.5 Acres Total 63-10973			
Taylor, Laura E. Taylor, Sylvan 1770 S. Linder Rd. Meridian, ID 83642 Source: Groundwater Diversion Pt: NWNWNW Sec 24 T 03N R 01W Use: Irrigation (.120 CFS) Date Filed: 8/28/1989 In: T03N R01W S24 NWNW 4.0 Acres Total 63-10974			
Suen, Sidney c/o Robert J. Ennis P.O. Box 9442 Boise, ID 83707 Source: Pond Tributary: Sinks Diversion Pt: Lot 10 (NESE) Sec 14 T 03N R 02E Diversion Pt: Lot 12 (SESE) Sec 14 T 03N R 02E Use: Recreation Storage (113.00 AF) Use: Aesthetic Storage (113.00 AF) Date Filed: 9/08/1989 In: T03N R02E S14 Lot 10 (NESE) Lot 12 (SESE) 63-10975			
Graves, Fred C. Graves, Connie Kay 7725 Stack Rock Dr. Boise, ID 83703 Source: Groundwater Diversion Pt: SWNENE Sec 25 T 05N R 01E Use: Irrigation (.060 CFS) Use: Stockwater (.020 CFS) Use: Domestic (.050 CFS) Use: Fire Protection (.060 CFS) Date Filed: 8/18/1989 In: T04N R01E S25 NENE 2.5 Acres Total 63-10976			
Willeff, Julie Louisa Eberle 7100 Rhine Ave. Meridian, ID 83642 Source: Groundwater Diversion Pt: NESE Sec 23 T 04N R 01W Use: Irrigation (.150 CFS) Use: Stockwater (.020 CFS) Use: Domestic (.040 CFS) Date Filed: 8/30/1989 In: T04N R01W S23 NESE 5.0 Acres Total 63-10978			
Willmot, Violet Willmot, Glen R. 1816 Hampton Rd. Boise, ID 83704 Source: Groundwater Diversion Pt: NWSESW 2 T 03N R 01E Use: Commercial (.040 CFS) Date Filed: 8/23/1989 In: T03N R01E S02 SESW 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 OCTOBER 10, 1989. W. HIGGINSON Director Pub. Sept. 21, 28, 1989 3673			

DEC 19 1989

August 26, 1992

LARRY O BINDER
DIANE D BINDER
5311 NAVAHO WAY
BOISE ID 83703

RE: WATER RIGHT NO. 63-10969

Dear Water Right Holder(s):

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED
SEP 11 1992

July 28, 1992

LARRY O BINDER
DIANE D BINDER
5311 NAVAHO WAY
BOISE ID 83703

RE: WATER RIGHT NO. 63-10969

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
SEP 11 1992

LICENSE REVIEW CHECKLIST

Permit # 63-10969

Date 7-24-92

	Yes	No	
NAME	___	___	Address Change?
PRIORITY DATE	___	___	Advance? _____
	___	___	Memo to Advance
	___	___	Order to Reinstate Needed?
TOTAL CFS	___	___	Incorrect Fee for rate recommended?
	___	___	Disagree with Actual Measurement?
	___	___	_____ .10 cfs (AES) per Permit
	___	___	Disagree with Theoretical? _____
	___	___	Limited by Capacity? <u>3.1 cfs (measured)</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	___	___	Disagree with Examiner's Calculations?
	___	___	_____ 1.0 AF (AES) pond capacity
	___	___	Limited by Flow? <u>10 x 365 x 1.9835 = 72.4 > 1.0</u>
SOURCE	___	___	Changes? Clarification of <u>Originally</u>
	___	___	<u>Intended</u> source
	___	___	Notice of Intent to Void.
P/D			Verify with Map
	___	___	Amendment Needed? _____
	___	___	Is Overlap Analysis a Consideration?
P/U			Verify with Map
	___	___	Amendment Needed? _____
	___	___	Is Overlap Analysis a Consideration?
USES	___	___	Change(s) in Nature of Use? _____
	___	___	Amendment Needed? _____
REMARKS	___	___	Multiple P/Ds in 1/4 1/4? _____
	___	___	Non-Irr. Uses _____
	___	___	Special Overlap Condition _____
	___	___	Other _____
CONDITIONS	___	___	Measuring Device
	RD4	___	W/Master Control
	___	___	Overlap
	___	___	Water Quality
			DATES/MISC
			63 _____
			Water Dist.
			App Rec'd
			Exam Made
COMMENTS/MEMOS NEEDED:	<u>Reduced Storage (Pond Capacity)</u>		
License 10-Day 15-Day Special Correspondence			

DATE: 07/27/92
PAGE: 1

Stage: LICENSE

Audit: 07/27/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with Conditions of Approval
- ☒ Well Inspection Form (If Needed)
- ☒ Aerial Photo Required? yes no If yes: copy attached
- ☒ SRBA Attachment A Submitted to Adjudication Section
- SRBA Claim Check Received (initial & date)
- N/A Applicable, See Attachment A
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of government plat
- ☒ Check of P/D index 7-23-91 MWS (initial & date)
- Overlap yes no If yes: copy of exam(s) attached?
- Type of Overlap? Add acres or uses to existing system
- Increase rate of flow or volume
- Other:
- ☒ Check of P/U index 7-23-91 MWS (initial & date)
- Overlap? yes no If yes: copy of water right(s) attached?
- Type of Overlap? Increase rate of flow or volume
- Add P D's
- Increase number of acres within tracts
- Other:
- ☒ Scheduling Letter Sent? 7-23-91 MWS (initial & date)
- ☒ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- Copy of SRBA Claim Verification Sheet / Original Returned to Adjudication Section

C. Review and Processing:

- Exam Completed Mark Smith 7-3-92 (signature of examiner & date)
- Exam Reviewed by Senior Water Resource Agent W 1/28/92 (initial & date)
- Exam Reviewed by Manager of Regional Office Der 2/6/92 (initial & date)
- Exam Sent to State Office st 2-25-92 (initial & date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

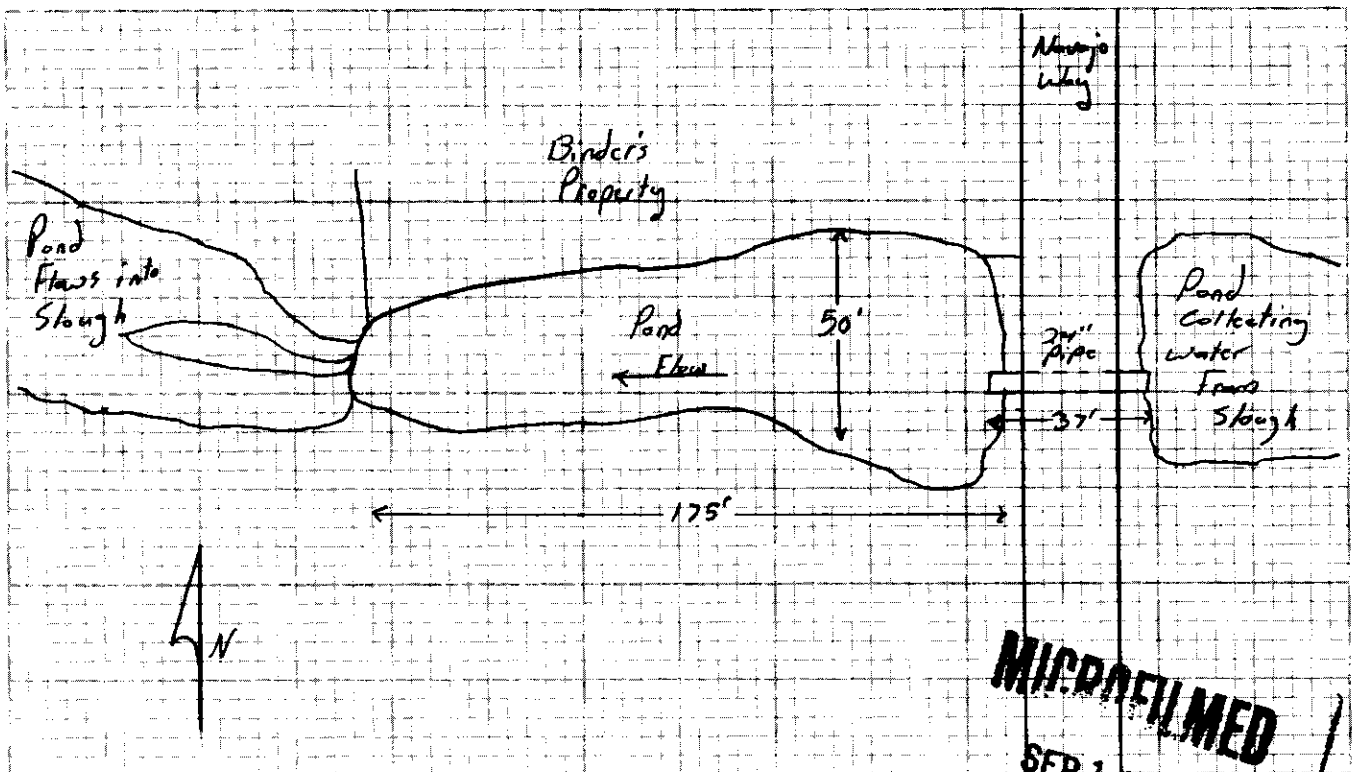
1. Owner: Larry O. & Diane D. Binder Permit No. 63-10769
 Current Address: 5311 Navaho Way Boise, ID 83703 Phone No. 323-8811
 2. Accompanied by: Diane D. Binder EXAM. DATE: 7-31-91
 Address: Same Phone No. _____
 Relationship to Permit Holder: _____
 3. Source: Unnamed Slough tributary to Boise River

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
 _____ ☐ Copies Attached
 2. Other water rights with same point of diversion: NONE
 _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 50'

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached
 (required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A 175' x 50' pond is used to store water for aesthetic purposes. Water for the pond is diverted from a slough and through a pond to the east of the Binder's pond. After passing through the upstream pond, the water passes through a 22" dia. pump and crosses 37' under Navaho Way. The Binder's pond begins at Navaho Way and extends the length of their property. Upon leaving their property, the water returned to the slough. The avg. depth of the pond is 5'.

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	None			None	

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	3		NE	SW	24	4N	1E	Ada	USGS Photo Quad

6. Place(s) of Use:

Indicate Method of Determination USGS Photo Quad

Twp.	Rge.	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1E	24																	

FILED

SEP 11 1992

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

Velocity of water = 37' in 16s

Area = $\frac{1}{2} \times \pi \times (11")^2 = 190.1 \text{ sq in} \times \frac{1 \text{ sq ft}}{144 \text{ sq in}} = 1.32 \text{ sq ft}$

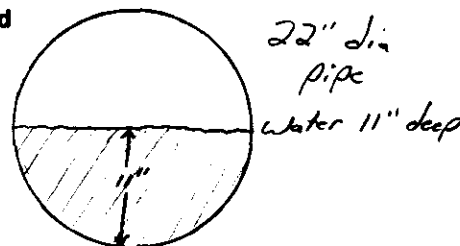
E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = A \times V \quad \frac{37'}{16s} \times 1.32 \text{ sq ft} = 3.1 \text{ cfs}$$

2. Alternate Method for Checking Purposes:



F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

: Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

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

2. Volume Calculations for Other Uses:

$$175' \times 50' \times 5' / 43560 \frac{\text{ft}^2}{\text{a}} = 1.0 \text{ acre-foot}$$

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SEP 11 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Measurements were made at the point where the water entered the pond. The water was 11" deep in the pond and moved 37' in 16s, by the "Orange Peel" method.

No other water rights affect this permit.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Aesthetic	1/1	12/31	.10	
Aesthetic Storage	1/1	12/31		1.0
Totals:			.10 -	1.0 -

2. Recommended Amendments

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name

Mark Sonius

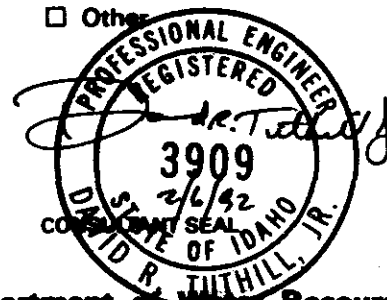
Signature

Mark Sonius

Certification Date

Field Report Preparation Date

7-31-91



- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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SEP 11 1992

**FLARE COUNTRY
SUBDIVISION**

SECTION OF THE N.E. 1/4 SEC. 24, T. 12 N., R. 10 E., S. 10 W.

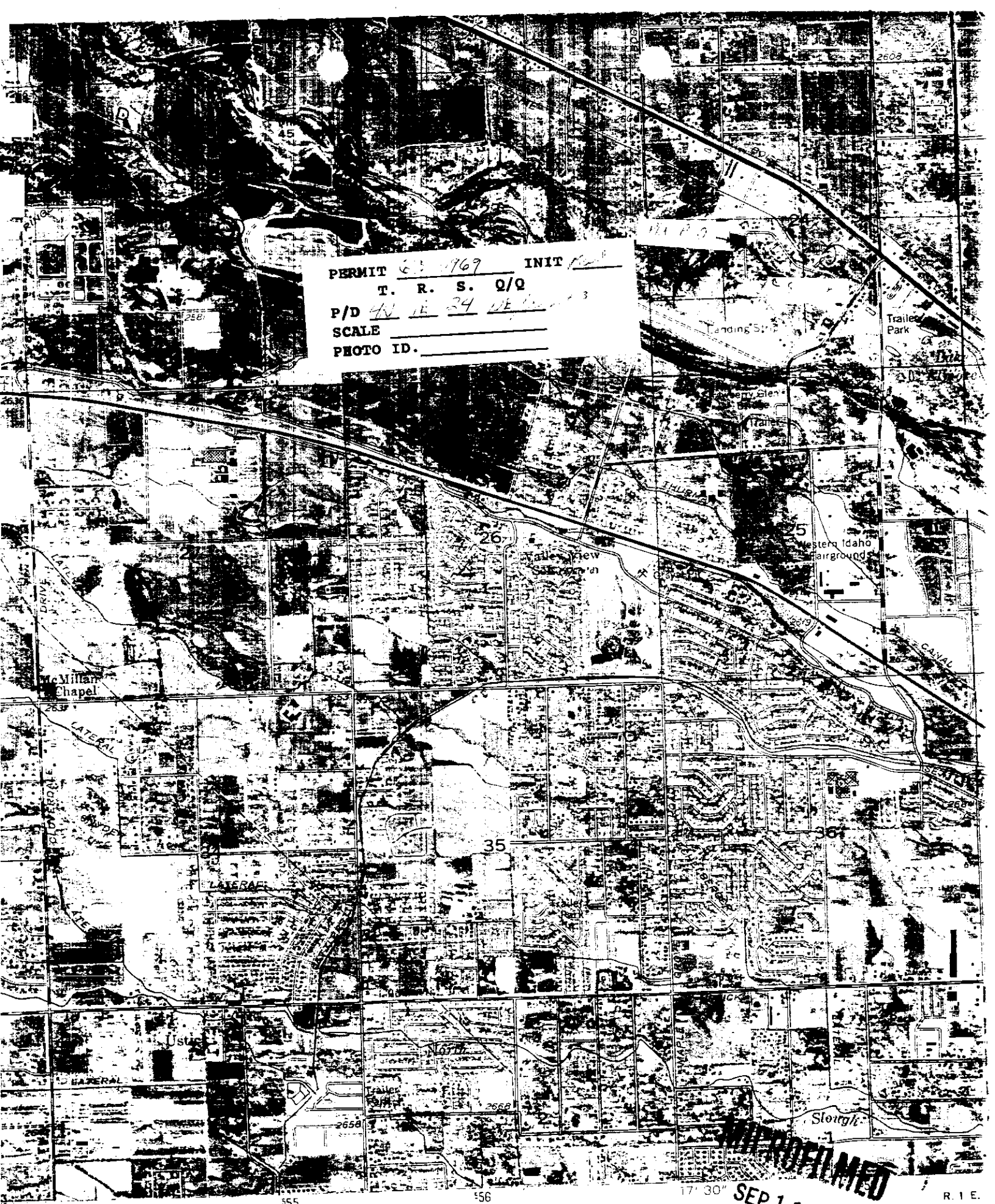
AAA COUNTY, IOWA



SECTION 24

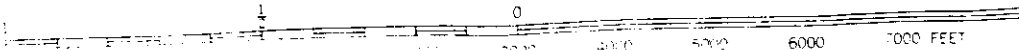
F

PERMIT 63 1769 INIT
T. R. S. Q/Q
P/D 4N 1E 34 DE 1963
SCALE
PHOTO ID.



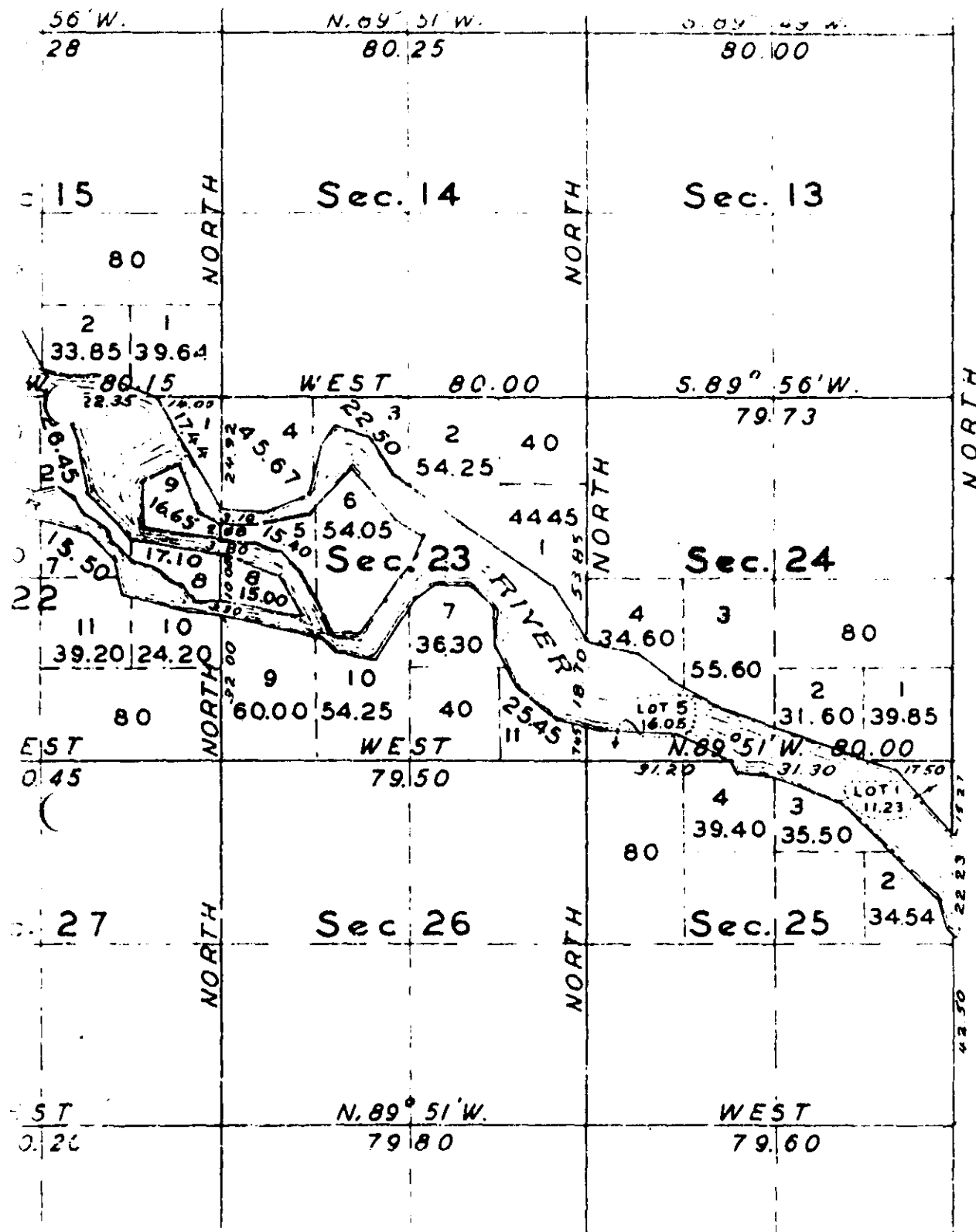
SCALE 1:24 000

1 MILE



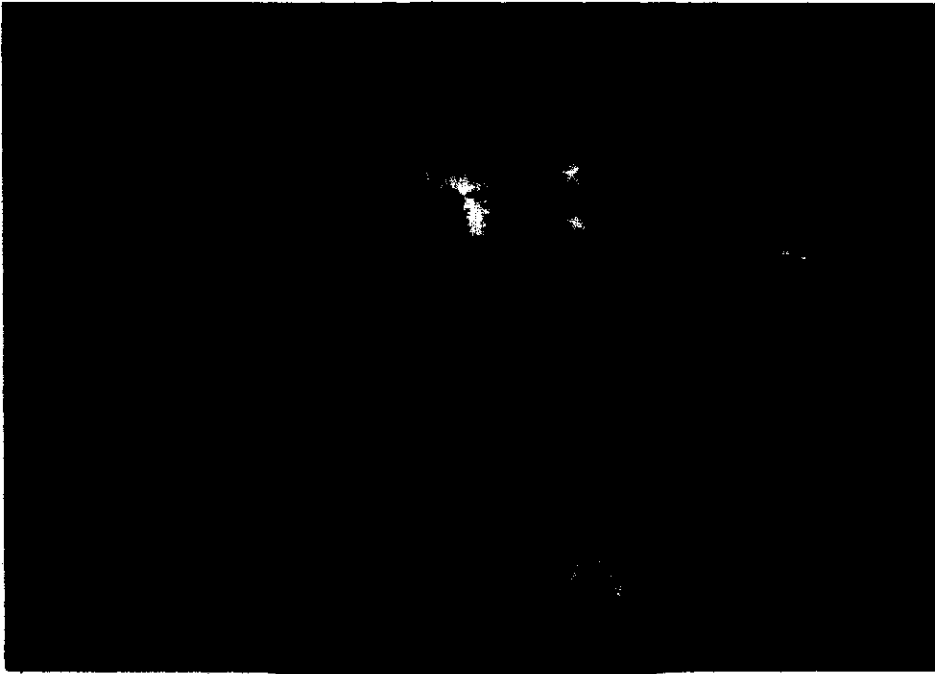
SEP 11 1992

R. I. E.



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SEP 11 1992

63-10969

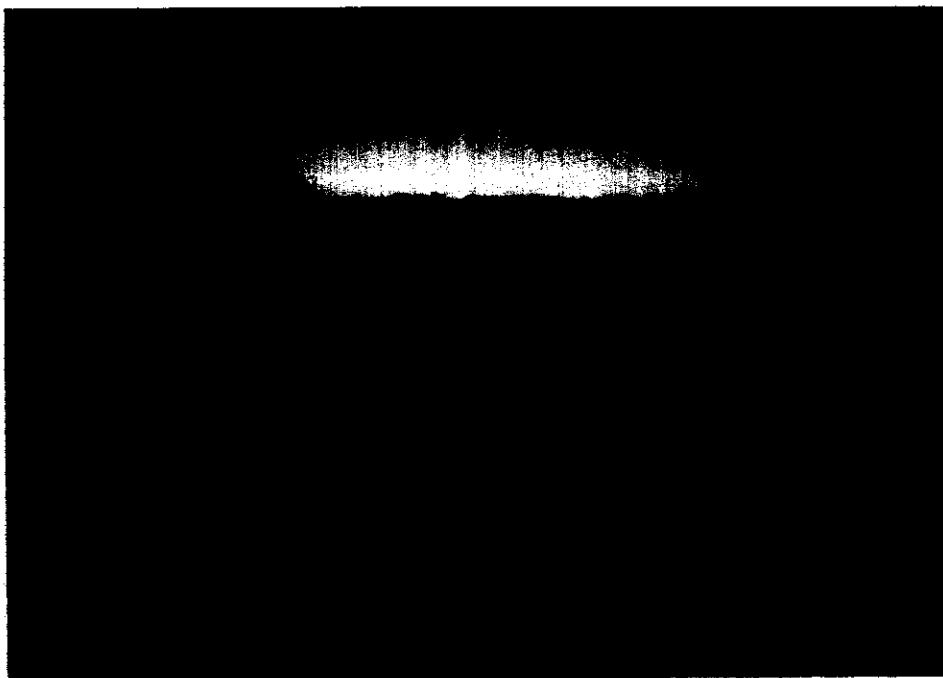


#1. Pond Filled for
under this permit.
Facing west from
Navajo Way.



#2. Facing east
from the overflow
slough on the
western edge.

MICROFILMED
SEP 11 1992



#3.

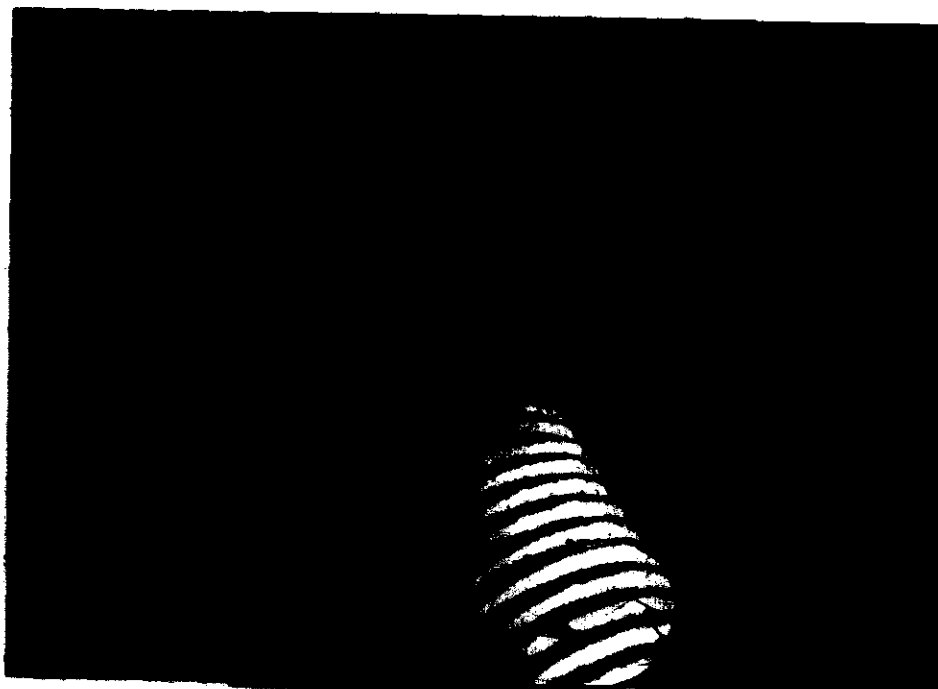
Slough that leads
away from the
pond on the western
side.



#4.

Pond located
directly east of
the pond under this
permit. Feeds the
Binder's pond via a
24" pipe under
Naunho Way.

SEP 11 1992
MED



#5.

Pipe connects
ponds. Source of
measurement.



#6.

Pipeline crosses
underneath road.
Water flows from
right to left.

MINNESOTA MED
SEP 11 1992

December 27, 1990

LARRY O. BINDER
DIANE D. BINDER
5311 NAVAHO WAY
BOISE, ID 83703

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10969

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

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FILMED

JAN 29 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 63-10969

Date 12-24-90

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☐ Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Well log in file?
☐ Amt paid for drilling permit? ☒ Correct?

LICENSE EXAMINATION FEE

☒ Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

proof acceptable

PRIORITY CALCULATION

LB
Date proof received _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

RECEIVED
NOV 21 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 50.00
Date 11/21/90
Receipt No. 0018925
Received by J. [signature]

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. 63-10969 Telephone No. 208-323-8811

Name(s) of Permit Holder(s): Larry O. Binder, Diane D. Binder

Post Office Address: 5311 Navaho Way, Boise, ID 83703

Source of Water: Slough as a result of irrigation diversion from Boise River

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other aesthetic (slough) and
aesthetic storage

Total rate and/or volume for which proof is submitted .10CFS cfs 2 acre/feet

Show date water was first diverted and beneficially used under this permit: already existed when permit requested

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:

Larry Binder or Diane (Dede) Binder

208-323-8811

Name

Telephone No.

5311 Navaho Way, Boise, ID 83703

Address

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.

RECEIVED
JAN 2 9 1991

11-19-90
Date

Diane D. Binder
Signature (and title if on behalf of a company or organization)

138493

September 30, 1990

LARRY O. BINDER
DIANE D. BINDER
5311 NAVAHO WAY
BOISE, ID 83703

PROOF DUE NOTICE

RE: PERMIT NO. 63-10969

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 December 1, 1990. (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

RECEIVED

JAN 29 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
November 22, 1989

LARRY O. BINDER
DIANE D. BINDER
5311 NAVAHO WAY
BOISE, ID 83703

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

RE: PERMIT NO. P63-10969

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

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 into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

NOTIFIED

DEC 19 1989

Form No. 202a.
3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: JS DATE: 9-7-89 APPLICATION: 63-10969

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume) Gov't. Lots:
☒ Period of use: 3 P/D
☒ Nature of proposed use: (Include description of use) 3 P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☒	☐	Overlapping point of diversion:
☐	☐	Field check required: Field check by: _____
☐	☐	Field report attached:
☐	☒	Critical groundwater area:
☐	☒	Groundwater management area:
☐	☒	Diversion within interim protected river area
☐	☒	Send dam safety information:
☐	☒	Send power requirement letter:
☐	☒	Send fish farm requirement letter:
☐	☒	Power residency affidavit:
☐	☒	Power efficiency form:
☐	☒	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☐	☒	Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☐	☒	*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____
☒ Additional information on reverse side:

RECEIVED
OCT 12 1989

Department of Water Resources

PROCESSING

APPLICATION NO. 63-10969

YES NO

☒ ☐
☐ ☒
☒ ☐

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☐
☐ ☒
☐ ☒
☐ ☒
☐ ☒
☒ ☐
☒ ☐

Publication dates and paper recorded on application:

Protests received. Final date for protest (Notation) 10, 1989

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, DNR

Measuring device required:

Measuring port required:

Water delivered by water master? District # 63

Special conditions of approval or cover letter:

26A, Recommend that 2 years be allowed for completion of this project.

See below for additional information

Recommended Date or Priority 8-11-1989

Recommended by: _____ Date _____

STATE OFFICE REVIEW

P1705(63) 26

See below for additional information. By

KW

Date

11-14-89

ADDITIONAL INFORMATION

WATER RIGHTS 63-07972, 63-10119, 63-07985 All claim the same legal land description: Source but are for different purposes. Do not appear to be related to this Application

63-10969

BINDER, LARRY O.
BINDER, DIANE D.
5311 NAVAHO WAY
BOISE, ID 83703

Source: UNNAMED SLOUGH

Tributary: BOISE RIVER

Diversion Pt: LOT 3 (NESW) Sec 24 T 04N R 01E

Use: AESTHETIC (.100 CFS)
AESTHETIC STORAGE (2.00 AF)

Date Filed: 8/11/1989

In: T04N R01E S24 Lot 3 (NESW)

MICROFILMED

DEC 19 1989