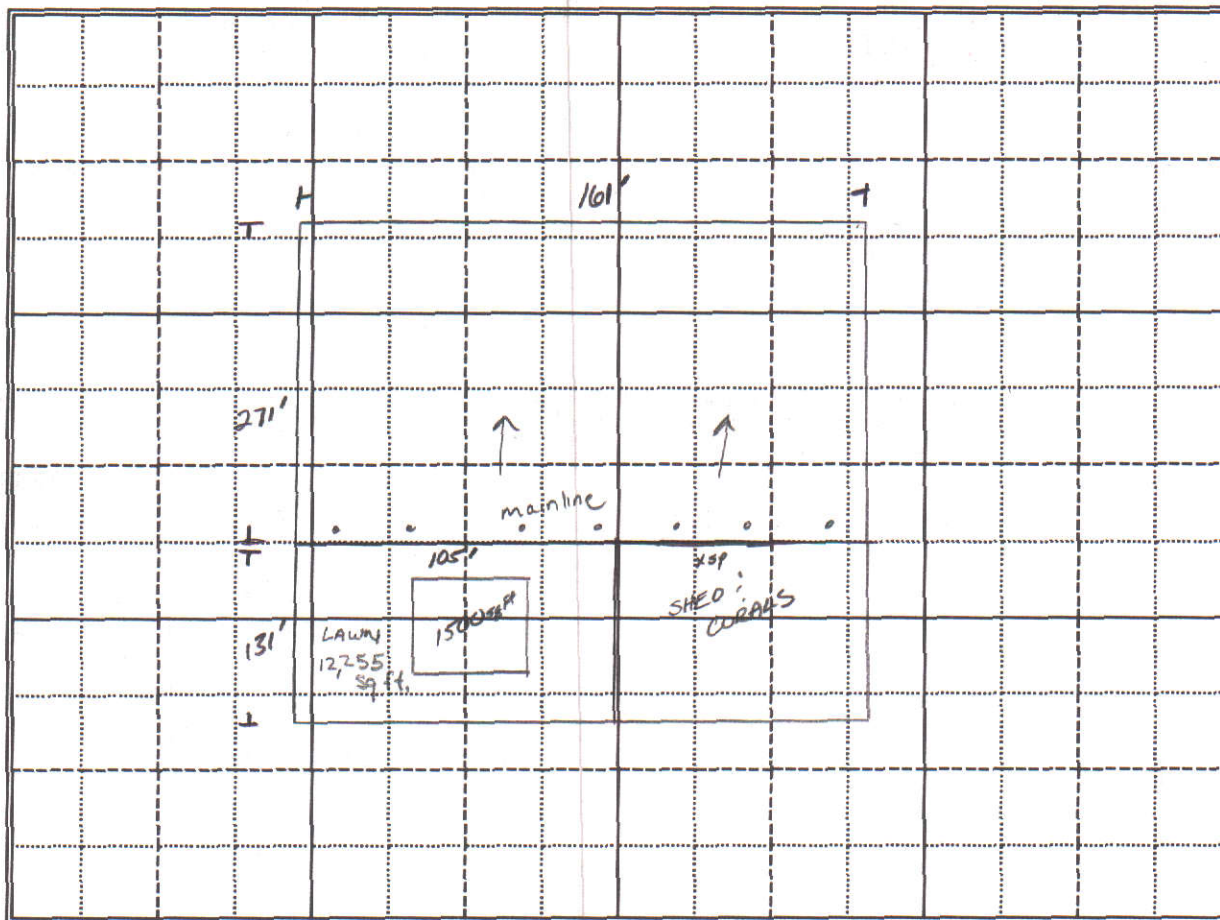


3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

Average
12255³⁸ FT
43631⁵⁸
3886
1.28 acres



Scale: T = Not scale

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

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

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
submersible	—	3			

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

D. FLOW MEASUREMENTS

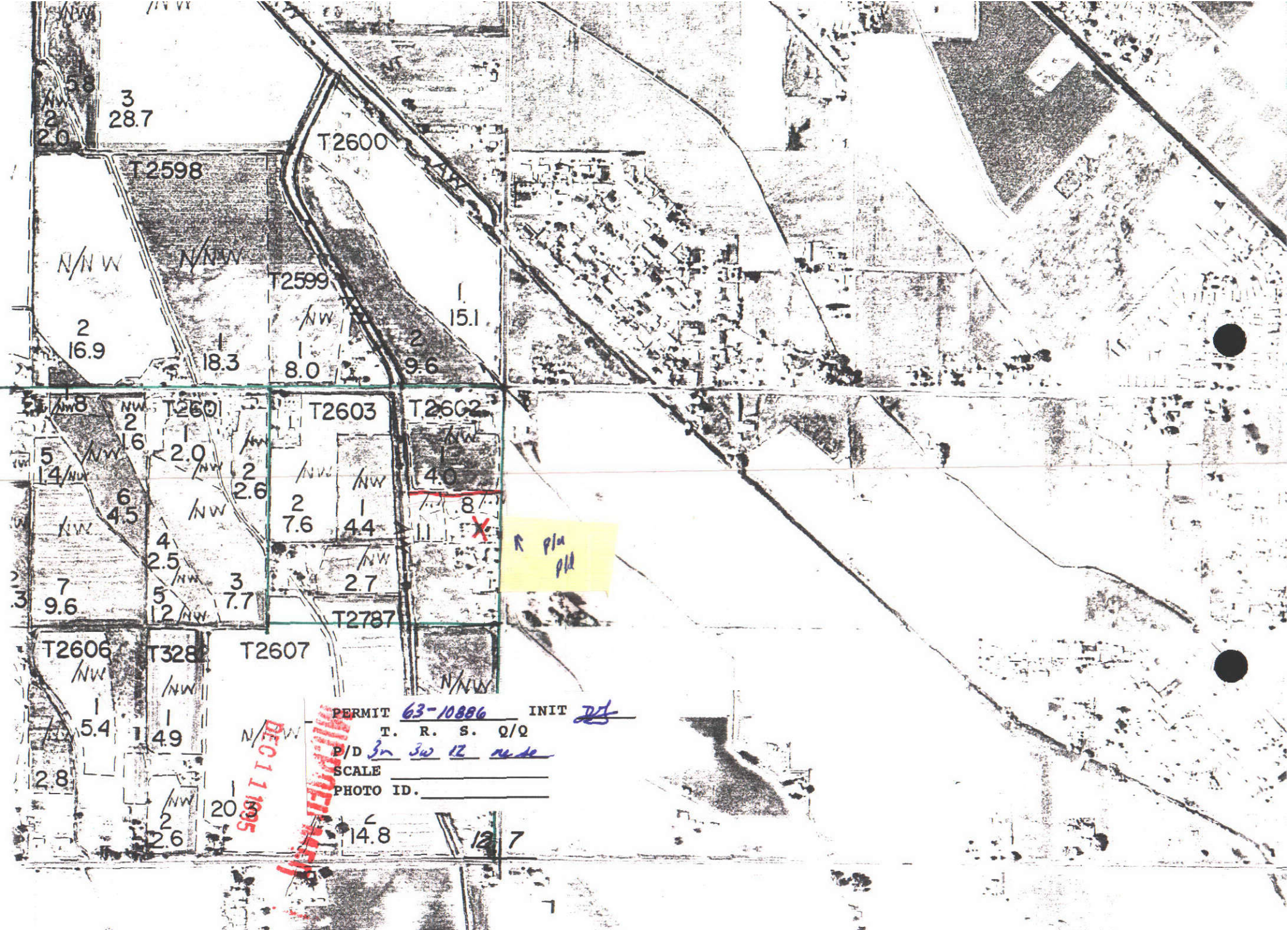
1.

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

2. Measurements: $\text{Theoretical} = \frac{3 \times 8.8 \times .70}{96 + (2.3 \times 50)} = \frac{18.48}{205} = .0905$

Sprinkler Head = $\frac{1}{8}$ " heads @ 50psi = 15 heads x 3.30 / 184.8 = .1165

DEC 11 1995

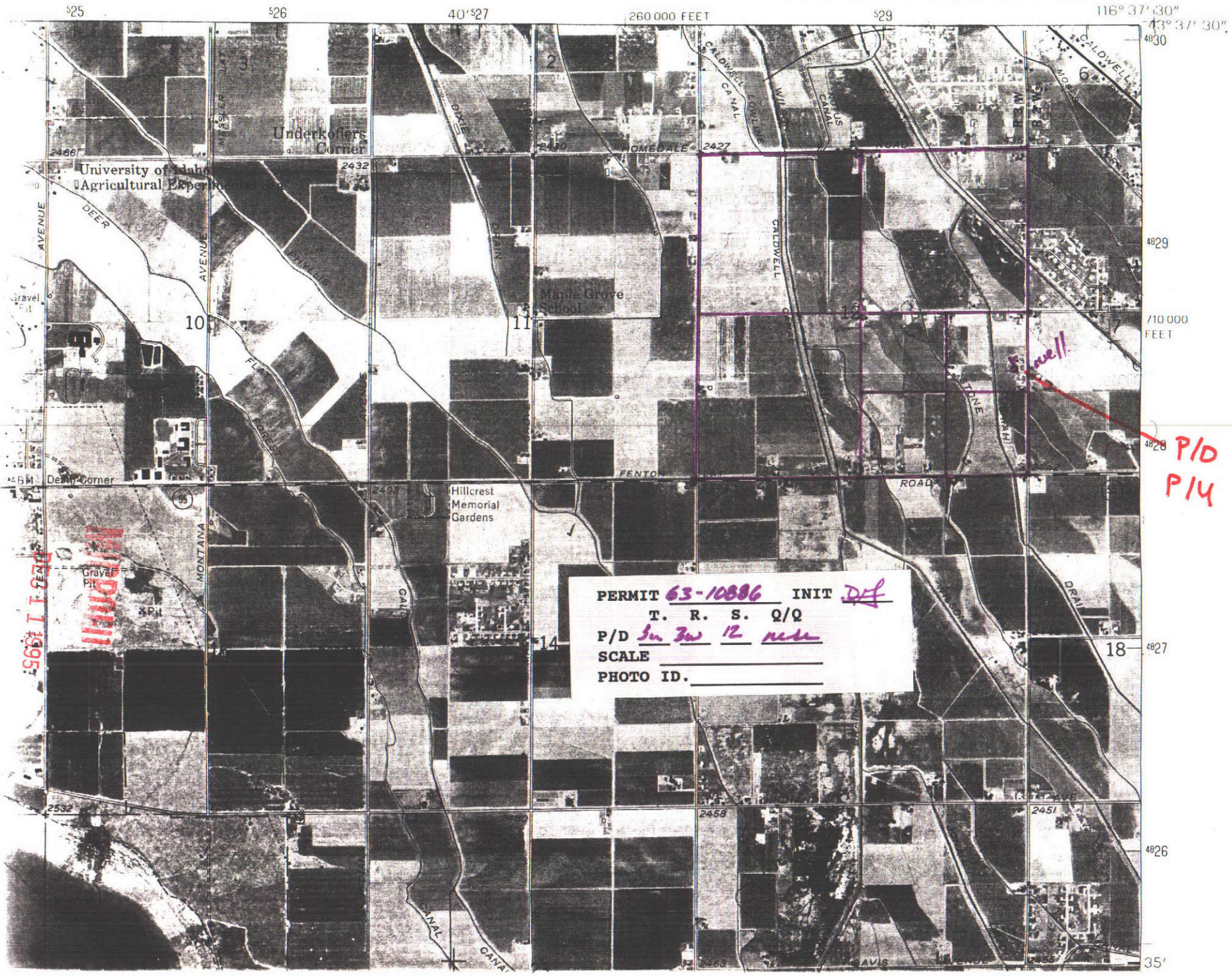


R plus
plus

PERMIT 63-10886 INIT DT
T. R. S. Q/Q
P/D 3m 3w 12 made
SCALE _____
PHOTO ID. _____

DEC 1 1965

LAKE LOWELL QUADRANGLE
IDAHO
7.5-MINUTE SERIES (ORTHOPHOTOQUAD)



63-10886

View of the corals.



Looking west. P/u



MICROFILMED

DEC 1 1995

62-10886.

View of the well; It is located
to the west of the lawn.



View of the west side of
the domestic.



RECEIVED

DEC 11 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10886

Priority: July 25, 1989

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

6.6 AF

This is to certify, that GARY JOE DRAKE
ELIZABETH H DRAKE

16269 MIDWAY RD

NAMPA ID 83651

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 25, 1989; and has submitted Proof of Beneficial Use on October 31, 1991. An examination indicates that the works have a diversion capacity of 0.110 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	0.04 CFS	5.9 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
Totals		0.07 CFS	6.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE, Sec. 12, Township 03N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

TWN RGE SEC

03N 03W 12

ACRES

NESE

1.3

ACRES

ACRES

TOTAL

1.3

Total number of acres irrigated:

1.3

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND 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.

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 63-10886

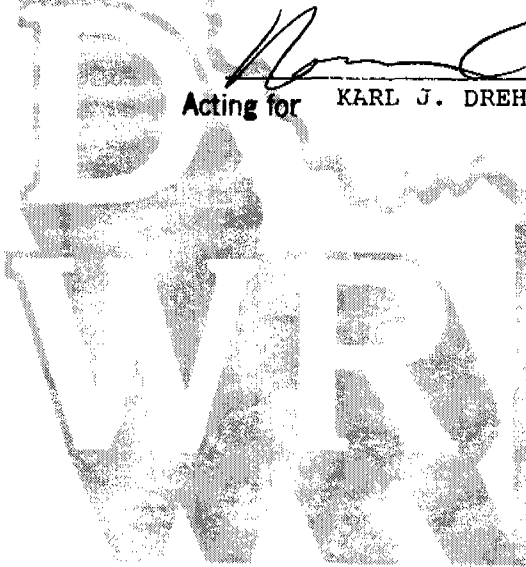
CONDITIONS OF APPROVAL AND REMARKS

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Stockwater use is for 5 horses.
7. Domestic use is for 1 home.
8. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

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 24TH day of NOVEMBER, 1995.

Acting for

KARL J. DREHER, Director



RECEIVED

OCT 31 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

Amt. of Fee \$ 50.00

Date 10-31-91

Receipt No. 0022190

Received by CJJ

Department of Water Resources

PROOF OF BENEFICIAL USE

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

- Permit No. 23-10886 Telephone No. 466-8521
- Name(s) of Permit Holder(s): GARY JOE, ELIZABETH H. DRAKE
- Post Office Address: 16269 Midway Rd. NAMPA, ID 83651
- Source of Water: Ground water
 - If ground water, well driller's name: Dallas Well Drilling Date drilled: 7/89
 - Pump horsepower: 3hp Pressure (psi): 50 Dynamic pumping level (ft.):
- Extent of Use:

Domestic 1 (No. of households)Irrigation 3 (No. of acres)Stockwater 5 horses (No. and type of stock)Other 6. Total rate and/or volume for which proof is submitted .20 cfs acre/feet

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

Measuring device: Required? Yes XNo Installed? Yes No

OR

Flow Measurement Port: Required? Yes XNo Installed? Yes No8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

ELIZABETH H. DRAKE466-8521

Name

Telephone No.

16269 Midway Rd.NAMPA, ID 83651

Address

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

Date

10/31/91

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

Elizabeth H. Drake

DEC 11 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-10886

Proposed Priority: July 25, 1989

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **GARY JOE DRAKE**
ELIZABETH H. DRAKE
16269 MIDWAY RD.
NAMPA, ID 83651

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.20 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENESE Sec. 12, Township 03N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	03W	12	NESE 3	SESE 10		13

PLACE OF USE: DOMESTIC

TWN RGE SEC
03N 03W 12 NESE

PLACE OF USE: STOCKWATER, 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 **December 1, 1991**.
2. Subject to all prior water rights.
3. 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.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. Domestic use is for 1 home and a shop.

WATER FILMED

DEC 19 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-10886

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

30th day of November, 1989.

for J. Glen Saylor
R. Keith Higginson, Director



MICROFILM

DEC 19 1989

RECEIVED

Form 202
6/85

JUL 26 1989

STATE OF IDAHO

Ident. No. 63-10886

Department of Water Resources
Western Regional Office

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Gary Joe & or Elizabeth H. Drake Phone 466-8521
Post office address 16269 Midway Rd., Nampa, ID 83651

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

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 12 Township 3N Range 3W B.M. Canyon County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated is (a) 0.20 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, pipeline and sprinklers.

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 8 inches; proposed depth of well is 100 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).

Microfilm

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. up to 10 head beef & horses.
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 home & 1 shop
- 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	
3N	3W	12													3			10	13
															D				

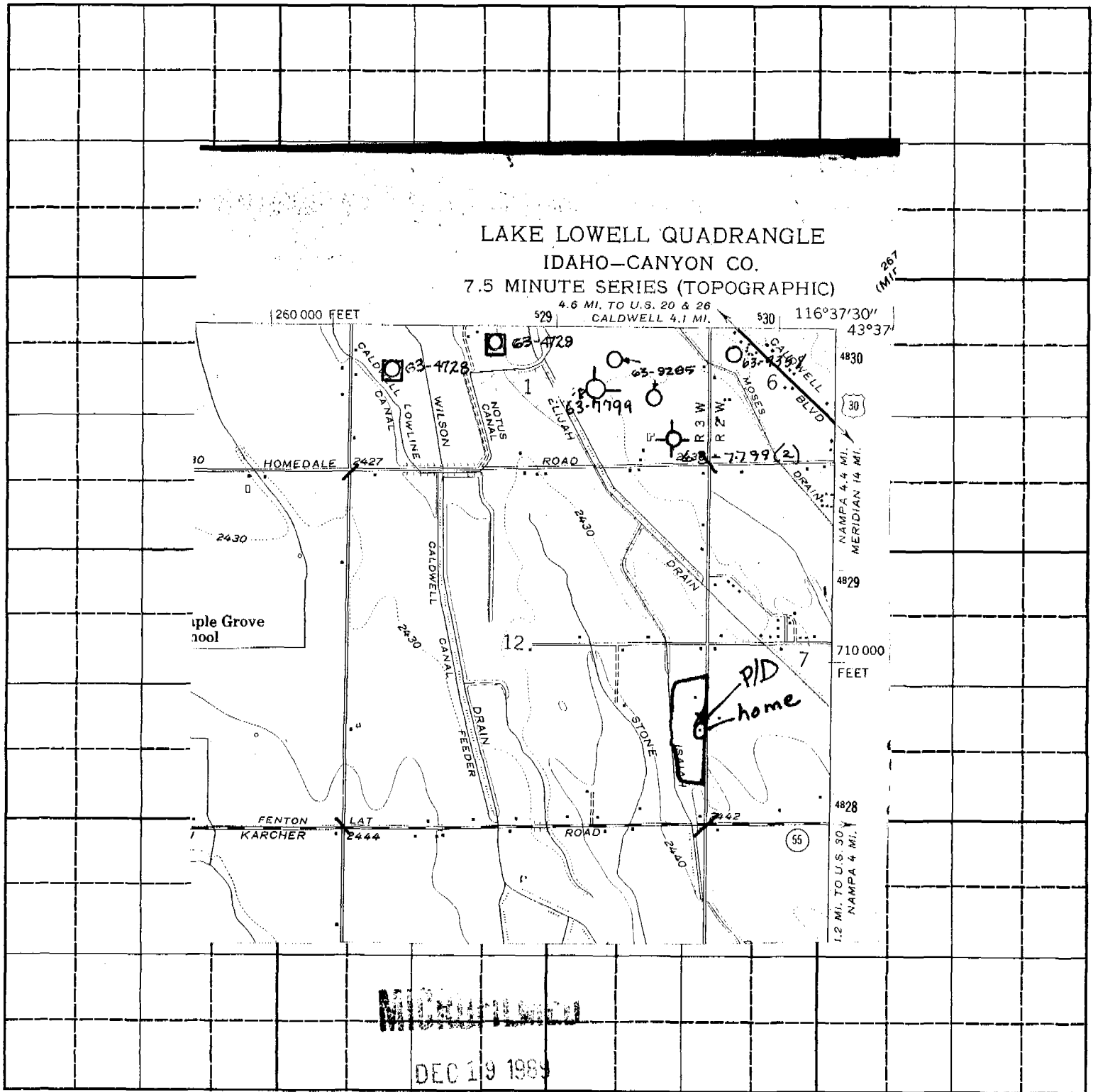
Total number of acres to be irrigated 13

10. Describe any other water rights used for the same purposes as described above. canal shares appurtenant to the land but are not used.
11. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or place of use? Applicants
- 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: Applicants have a 4" well that is being replaced. The 4" well will be capped.

DEC 19 2000

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.

Elizabeth N. Duke
(Applicant)

Received by Ys. KW Date 7/25/89 Time 2:10 pm Preliminary check by RW
Fee \$ 30.⁰⁰ Receipted by KW # C00848.3 Date 7/25/1989
Publication prepared by GG Date 8-9-89 Published in Press-Tribune
Publication approved st Date 9-22-89 8/16 & 8/23/89

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 27, 1995

GARY JOE DRAKE
ELIZABETH H DRAKE
16269 MIDWAY RD
NAMPA ID 83651

RE: WATER RIGHT NO. 63-10886

Dear Water Right Holder(s):

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

DEC 11 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-10886 DATE 11-17-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to:
Order to reinstate needed?
Incorrect fee for rate recommended?

SOURCE Changes or just clarification of originally intended source? ☒
Notice of Intent to Void necessary?

POINT OF DIV Amendment needed? ☒
Overlaps? ☒

PLACE OF USE Amendment needed? ☒
Overlaps? ☒

DIV RATE Permit/fee limits: .20 CFS
Meas Q = .11 Theo Q = .09 Recommend: .07
DOM OK @ .02
STOCK @ .01 IRR 1.3 x .03 = .04
Combined rates exceed capacity

ANNUAL VOLUME Volume Limit: Season: 0/4.5 (3-15 to 11-15)
Calculations: 1.3 x 4.5 = 5.9 GF
DOM = .6 STOCK = .1
Flow limit: cfs x x 1.9835 =
Combined volumes exceed capacity/allowable

USES Change in Nature of Use or additional uses? ☒
Amendment necessary?

ADDITIONAL INFO Supplemental Groundwater NO PPU Scenario NO
Irr/Dom Combination YES Shared G/W System NO

NEW REMARKS Multiple p/d(s) in 1/4 1/4?
YES Other W02, WBS

NEW CONDITIONS Watermaster control - District
Measuring/Locking Devices
RSZ Irrigation Overlap
Other
Water Quality Heat/Cool/Fish verified

COMMENTS: Reduce acres; Application states canal shares are not used (1989)

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>.04</u>	<u>5.9</u>	Adjustment Memo Needed	<u>YES</u>
<u>Stockwater</u>	<u>.01</u>	<u>.1</u>	LICENSE	☒
<u>Domestic</u>	<u>.02</u>	<u>.6</u>		
<u>TOTAL</u>	<u>.07</u>	<u>6.6</u>	1ST AMEND LETTER	
			2ND AMEND LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 18 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-10886

1. Owner: GARY JOE & ELIZABETH H. OAKE Phone No. 466-8521

Current Address: 11269 Midway Rd. NAMPA, IDAHO 83651

2. Accompanied by: ELIZABETH OAKE EXAM DATE: 7-20-92

Address: SAME Phone No. SAME

Relationship to Permit Holder: SAME

3. Source: GROUNDWATER tributary to NA-

B. OVERLAP REVIEW

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

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
		SE	NE	SE	12	3N	3N	CANYON	QUADS; FIELD EXAM

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	3N	12													1.3				1.3 Ac.

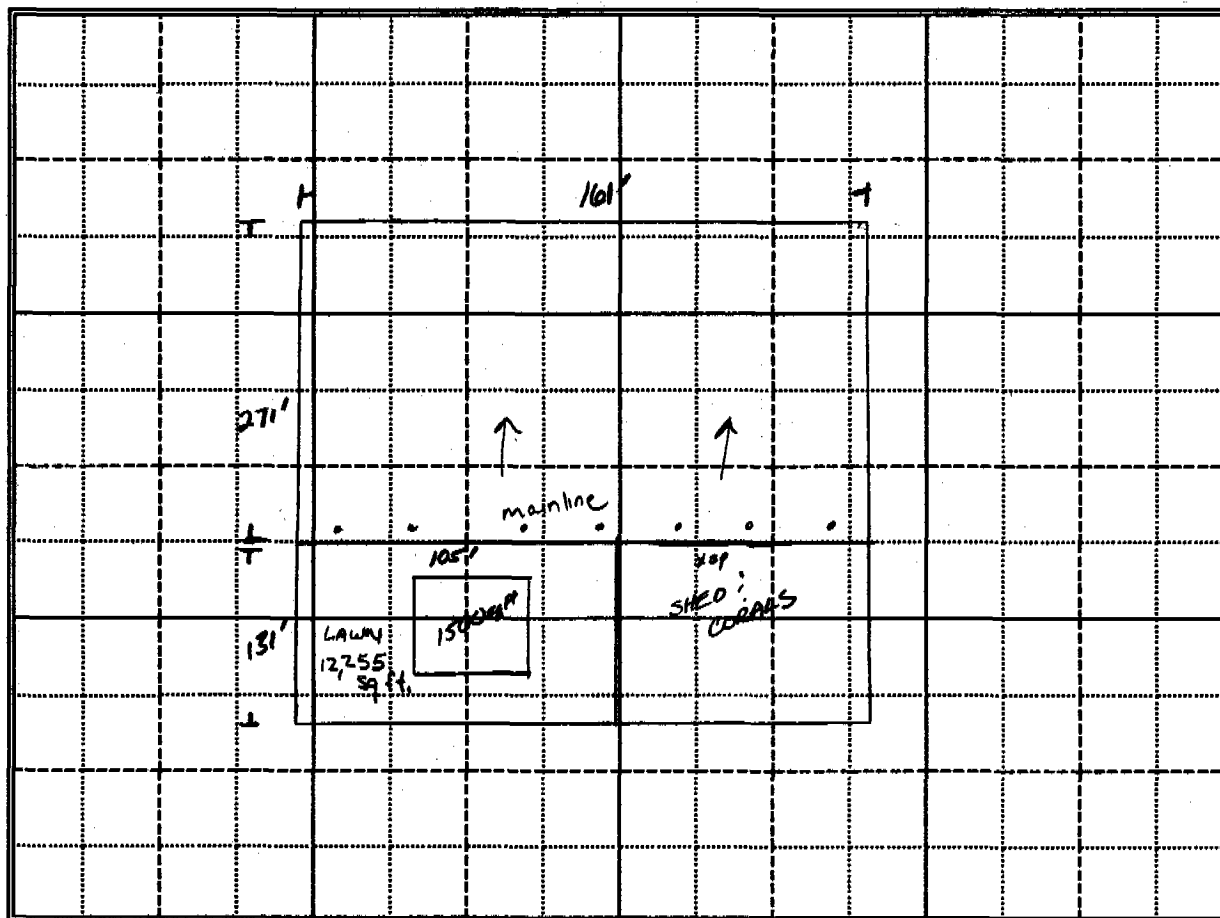
MICHAEL J. OAKE

* See adjustment memo.

DEC 11 1995

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

Average
 $\frac{12255 \times 8 \text{ Ft}}{43631}$
 3886
 1.28 acres



Scale: 1" = Not Scale.

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

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

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
submersible	—	3			

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: $\text{Theoretical} = \frac{3 \times 8.8 \times .70}{96 + (2.3 \times 50)} = \frac{18.48}{205} = .0906$

Sprinkler Head = $\frac{1}{8}$ " heads @ 50psi = 15 heads $\times 3.30 \text{ H.F.} = 49.5 \text{ H.F.}$

E. NARRATIVE/REMARKS/COMMENTS

This system uses a 3hp 8" well that is 120' deep. The well has a static water level 10' and a dynamic level of 90'. The system uses sprinkler pipes & underground piping to get to the PIDs. The lawn is included as part of the irrigated acres. (JFW reviewer)

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

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DEC 11 1995

F. FLOW CALCULATIONS

Measured Method:

Sprinkler Pipe : .11 cfs

Additional Computation Sheets Attached

need: Domestic $\frac{\text{Allow}}{.04 \text{ cfs}}$.02 cfs
 Stockwater .01 cfs .03 .04 cfs
 IRRIGATION $1.28 \times .02 = .03 \text{ cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

* $V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.28 \times 4.5 = 5.76 \text{ AFA}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 245 \times 1.9835 = 14.52 \text{ AFA}$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{D.R.} = 5.76 \text{ AFA}$

2. Volume Calculations for Other Uses:

Allow .6 AFA Domestic w/ no lawn
 Allow .1 AFA Stockwater Exhibit 15 - (5 horses)

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3-15	11-15	.04 .03 cfs	5.76 AFA
DOMESTIC	1-1	12-31	.02 cfs ~~total~~	.6 AFA
STOCKWATER	1-1	12-31	.01 cfs	.1 AFA
Totals:			.07 cfs	6.46 AFA

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name 1 Steve Long Date 9-3-92
 JFW 1/20/93
 Reviewer _____ Date _____

SEAL

MICROFILMED

DEC 11 1995

MEMORANDUM

TO: File 63-10886 / Gary Drake
FROM: Brenda Chapman
DATE: November 17, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 63-10886 are based on the information below:

In part 10 of the 1989 permit application, the permit holder stated that the available canal shares are not used. Based on that information and the examiner stating there were no other water rights used, this permit will not be recommended as a supplemental groundwater right.

C. DIVERSION AND DELIVERY SYSTEM

The range for both the point of diversion and place of use is 3W. That coincides with the exam map and the permit.

H. RECOMMENDATIONS

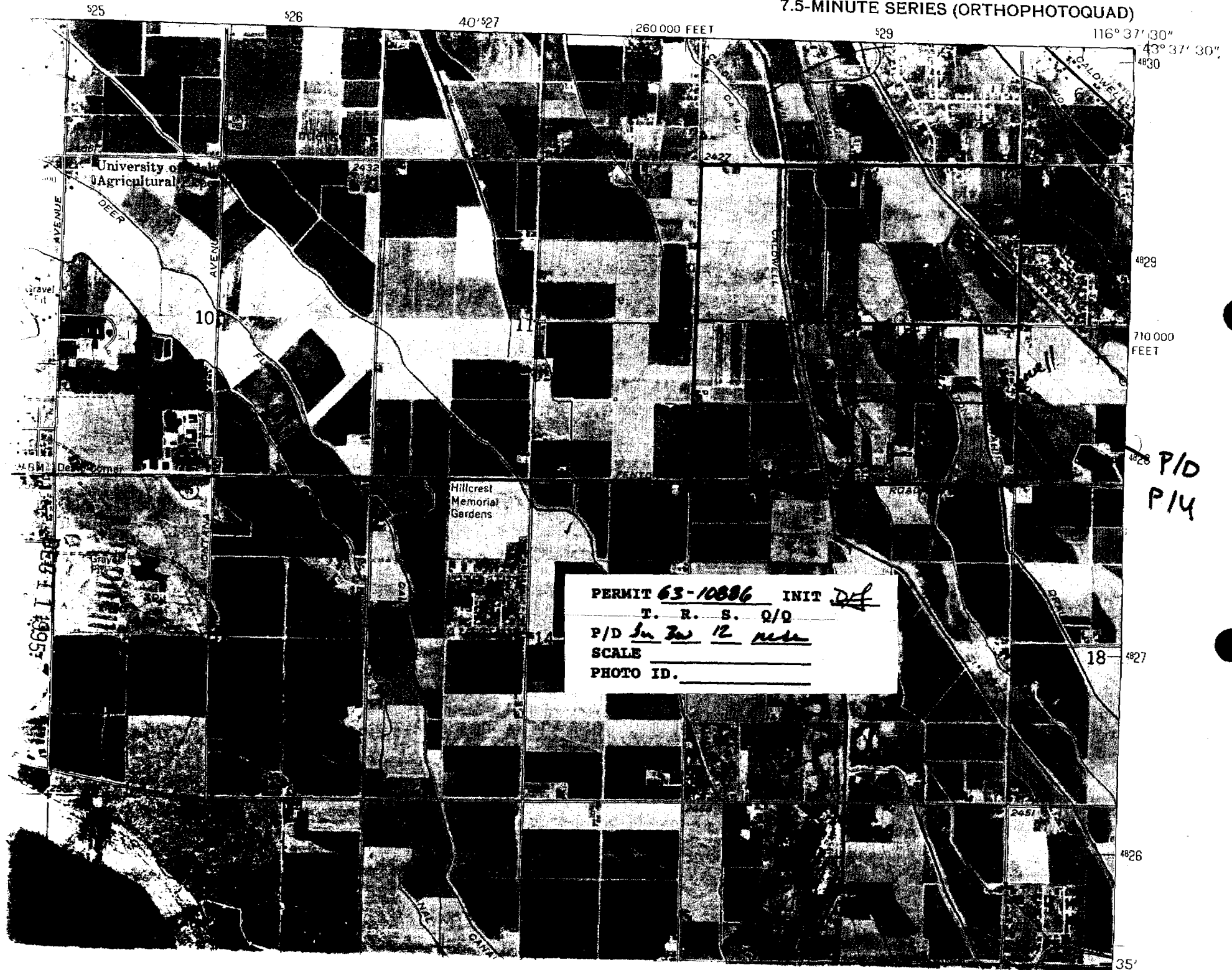
1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	3-15 to 11-15	.04	5.9
Stockwater	1-01 to 12-31	.01	.1
Domestic	1-01 to 12-31	.02	.6

The 1.28 acres have been rounded up to 1.3 and the irrigation volume recommendation has been adjusted accordingly.

RECEIVED
DEC 1 1995

LAKE LOWELL QUADRANGLE
IDAHO
7.5-MINUTE SERIES (ORTHOPHOTOQUAD)



Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 63-10896

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 3N, Rge 3W, Sec. 12, NE 1/4 SE 1/4 or Lot _____.

2. Owner: GARY ELIZABETH DRAKE

Address 16269 Midway Rd., City WAMPA, St IDA

3. Casing $\geq$ 12 inches above ground: Yes ☒ No _____

4. Access Port:	Yes ☒ No _____	Static Water Level:	<u>18'</u>
Pressure Gauge:	Yes _____ No ☒	Casing Diameter:	<u>8"</u>
Flowing:	Yes _____ No ☒	Temperature:	<u> </u>

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes _____ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: _____

RECEIVED

DEC 11 1995

63-10886

View of the corals.



Looking west. P/u



WINDOOR MEN

DEC 1 1905

62-10886.

View of the well; It is located.
to the west of the lawn.



View of the west side of
the domestic.



DEC 11 1995

November 22, 1991

GARY JOE DRAKE
ELIZABETH H. DRAKE
16269 MIDWAY RD.
NAMPA ID 83651

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10886

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

DEC 11 1991

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.

[illegible]

RECEIVED

JUL 13 1989

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant Harry Drake
2. Address 16269 Midway Rd.
Nampa Idaho 83651 Telephone 466-8521

☒ Well Owner ☐ Well Operator ☐ Other, specify _____

3. Proposed well location NE 1/4 SE 1/4, or Gov't lot No. _____,
Sec. 12, Twp. 3N, Rge. 3W, County Canyon,
Lot, block and subdivision _____

4. Proposed use of well: (Check all that apply)
☒ Domestic ☐ Stockwater ☐ Monitoring
☒ Irrigation ☐ Industrial ☐ Municipal
☒ Injection ☐ Other, Specify _____

5. Well construction information:
☐ New well ☐ Deepen ☒ Replace

Proposed surface diameter 8" Maximum depth 150
Anticipated bottom hole temperature: _____

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

6. Anticipated construction start date 8-7-89

7. Well Driller (if known) John L. Drake #0145

Address 505 8th Payette Idaho 83661

8. Applicant's signature Harry Drake

Title Owner

Date 2-3-89

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

☒ Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
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. Issuance 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.

SPECIFIC CONDITIONS:

Dated this 19 day of July 1989

Signed

Title

Mark S. Shaffer
Groundwater Protection Section

Received by K. Young Fee 100.00 Date 7/14/89

Receipt No. COD 8242 Construction start extension to _____

Extension approved by _____

Form 235-1
4/88

Drilling Permit No. 63-89-2-135
Water Permit No. _____
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant Larry Duke
2. Address 122107 Midway Rd.
Nampa Idaho 83651 Telephone 466-8521
- (☒) Well Owner () Well Operator () Other, specify _____
3. Proposed well location NE 1/4 SE 1/4, or Gov't lot No. _____,
Sec. 12, Twp. 3N, Rge. 3W, County Canyon,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
- (☒) Domestic () Stockwater () Monitoring
(☒) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____
5. Well construction information:
- () New well () Deepen (☒) Replace
- Proposed surface diameter 8" Maximum depth 150
Anticipated bottom hole temperature: _____
- (☒) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date 8-8-89
7. Well Driller (if known) John J. Laffey Drilling
Address 505 18th St. Nampa Idaho 83651
8. Applicant's signature Larry Duke
Title Owner
Date 2-3-89

DEC 11 1989

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

☒ Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
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. Issuance 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.

SPECIFIC CONDITIONS:

Dated this 19 day of July, 1989.

Signed

Title

Donald S. Shaffer
Groundwater Protection Section

Received by

Fee

Date

Receipt No.

Construction start extension to

Extension approved by

DEC 11 1991

138071
September 30, 1991

GARY JOE DRAKE
ELIZABETH H. DRAKE
16269 MIDWAY RD.
NAMPA ID 83651

PROOF DUE NOTICE

RE: PERMIT NO. 63-10886

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, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Nina Shields
Secretary/Records Manager

Enclosures

MICROFILMED

DEC 11 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 30, 1989

GARY JOE DRAKE
ELIZABETH H. DRAKE
16269 MIDWAY RD.
NAMPA, ID 83651

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

RE: PERMIT NO. P63-10886

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.

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.

MICROFILMED

DEC 19 1989

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

MAIL ROOM

DEC 19 1989

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
 County of Canyon)

Rebecca Rexroad

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

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

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

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

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

4. That said notice was published the following dates:

August 16, 23, 1989

STATE OF IDAHO)
)
 COUNTY OF CANYON)

On this 23rd day of August in the year of 1989, before me, a Notary Public, personally appeared Rebecca Rexroad, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

James L. Smith
 Notary Public for Idaho
 Residing at Nampa

MY COMMISSION EXPIRES
 JULY 12th, 1991

NOTICE OF APPLICATION FOR WATER RIGHT
 The following application(s) have been filed to appropriate the public waters of the State of Idaho:

DAVISON, MARGARET
 DAVISON, EDWARD
 P.O. BOX 323

HOMEDALE, ID 83628
 Source: SPRINGS

Source: SNAKE RIVER
 Diversion Pt:

Use: IRRIGATION
 Date Filed: 06/13/1989

In: T03N R05W S10 Lot 1 (NWNE)
 0.7 ACRES TOTAL

DRAKE, GARY JOE
 DRAKE, ELIZABETH H.
 16269 MIDWAY RD.
 NAMPA, ID 83651

Source: GROUNDWATER
 Diversion Pt:

Use: IRRIGATION
 Use: STOCKWATER

Use: DOMESTIC
 Date Filed: 07/25/1989

In: T03N R03W S12

NESE
 13.0 ACRES TOTAL

SENESE Sec 12 T 03N R 03W
 (.200 CFS)

(.020 CFS)

(.040 CFS)

SESE

Tributary: SNAKE RIVER
 COLUMBIA RIVER

SENESE Sec 10 T 03N R 05W
 (.030 CFS)

(.030 CFS)

63-10886

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 SEPTEMBER 5, 1989.

R. KEITH HIGGINSON, Director
 August 16, 23, 1989

RECORDED

DEC 19 1989

63-10886

DRAKE, GARY JOE
DRAKE, ELIZABETH H.
16269 MIDWAY RD.
NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: SENESE Sec 12 T 03N R 03W

Use: IRRIGATION	(.200 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)

Date Filed: 7/25/1989

In: T03N R03W S12 NESE SESE

13.0 ACRES TOTAL

RECEIVED

DEC 19 1989