

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

32
X ← R/D & P/U 5N
1E

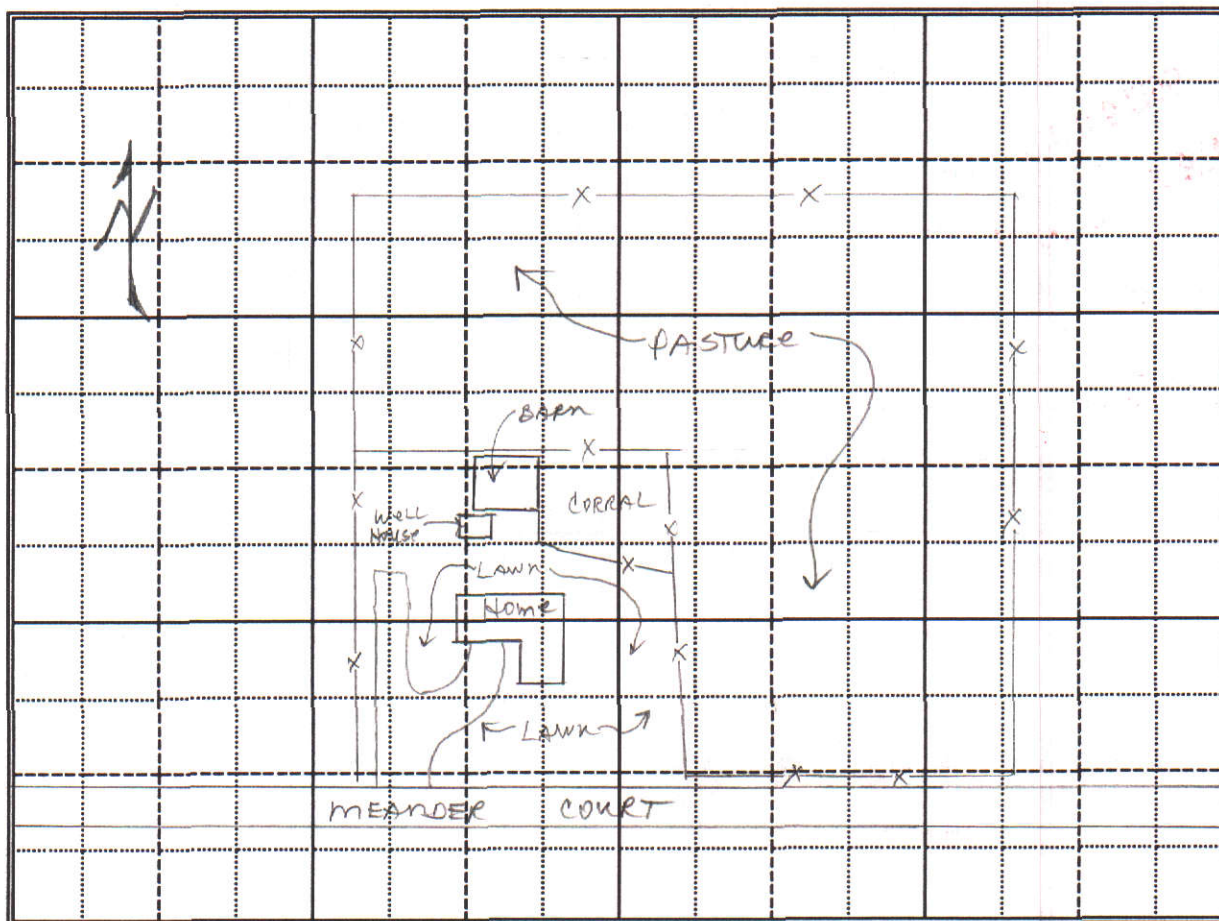
Scale: 2 inches equal 1 mile.

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.

AUG 29 1989

Patricia A. McKinney
(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" = _____

____ 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
	FRANKLIN	5	NO TAG	Berkeley	2026247

*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 Pressure Gauge						

2. Measurements:

Pressure - 40 psi

$Q = 8 \left(\frac{5}{32} \right) \times 4.61 \text{ gpm} = 36.88 \text{ gpm} \approx 0.08 \text{ cfs}$

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AUG 25 1995





PHOTO ONE- Well and Two pressure Tanks in well house behind home.



REC-111
AUG 25 1995

PHOTO TWO- View north of home and southern portion of property.



PHOTO THREE-

View from south end of pasture of section of sprinkler system in operation.

>



PHOTO FOUR-

View northward of northern portion of pasture.

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WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~63-10781~~	~~Gary D Mc Kinney~~	
		~~Patricia A Mc Kinney~~	~~0.04~~
Full Assignment	63-10781	Tudor Cushman Robert Daubenberger	0.04

APR 14 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10781

Priority: April 7, 1989

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

18.7 AF

This is to certify, that TUDOR CUSHMAN
ROBERT DAUBENBERGER

990 W MEANDER CT

EAGLE ID 83616

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 7, 1989; and has submitted Proof of Beneficial Use on August 12, 1992. An examination indicates that the works have a diversion capacity of 0.170 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	18.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
Totals		0.04 CFS	18.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 32, Township 05N, Range 01E
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>
05N	01E	32	NESW	4		4

Total number of acres irrigated: 4

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 that 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.

AUG 25 1995

State of Idaho
Department of Water Resources

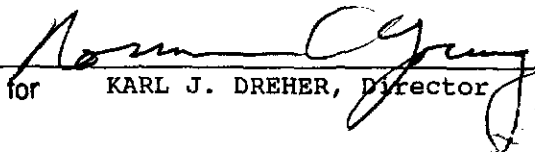
WATER RIGHT LICENSE
WATER RIGHT NO. 63-10781

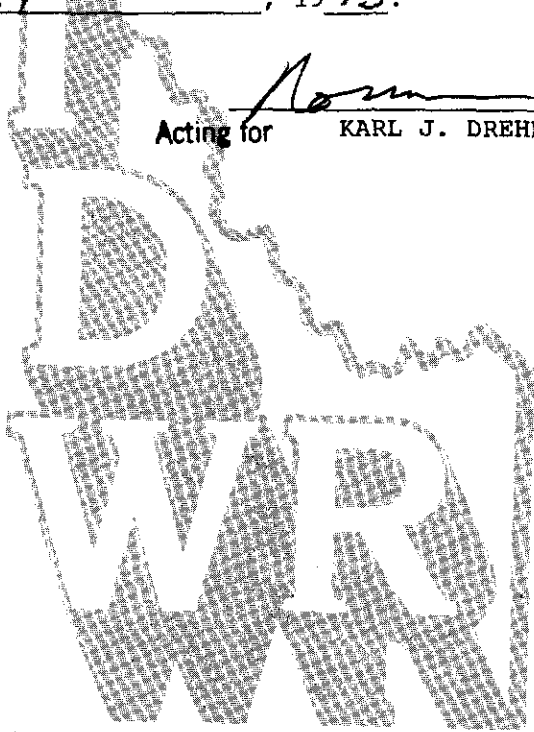
CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than 4.5 afa per acre for the lands above.
6. Stockwater use is for 3 range cattle.
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 23RD day of AUGUST, 1995.

Acting for


KARL J. DREHER, Director



AUG 26 1995

RECEIVED

State of Idaho

MAR 22 1995

DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN REGION

ASSIGNMENT OF PERMIT

To change the ownership of a permit

RECEIVED

MAR 23 1995

Department of Water Resources

I, GARY D. MCKINNEY and/or PATRICIA A. MCKINNEY, hereby assign to ROBERT DAUBENBERGER and/or TUDOR CUSHMAN
(Permit Holder)
 of 990 W. MEANDER CT., EAGLE, IDAHO
(Full Address)

All my right, title, and interest in and to Permit No. 63-10781 and 63-12183
 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Groundwater from NE SW Sec. 32, Township 05N, Range 01E, Ada County (4 acres):	
0.04 CFS	Domestic (P63-10781)
0.08 CFS	Irrigation (63-12183)

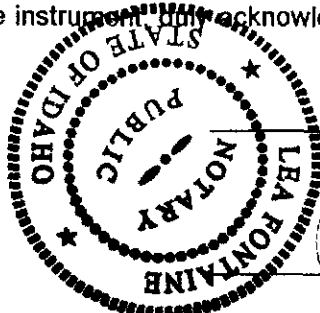
Made this 22nd day of March, 1995.

Gary D. McKinney Patricia A. McKinney
 Permit Holder(s)

State of Idaho)
) ss
 County of ADA)

On this 22ND day of MARCH, 1995, personally appeared before me
 the signer of the above instrument and acknowledged to me that he/she/they executed the same.

SEAL



LEA FONTAINE
 Notary Public

Lea Fontaine
 Signature

My commission expires: 6/10/2000

APR 14 1995

database updated. 3/24/95 czg.

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 1 2 1992

no v enclosed
Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 63-10781 Telephone No. (208) 939-6207
2. Name(s) of Permit Holder(s): GARY D. MCKINNEY & PATRICIA A. MCKINNEY
3. Mailing Address: 990 W. MEANDER CT. Eagle, Idaho 83616
4. Source of Water: GROUND WATER - 6" CASING

If GROUNDWATER, Well Driller's Name: S.O.S. WELL DRILLING Date Drilled: Aug '87

OPTIONAL:

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

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

Domestic 1 (No. of households) Stockwater 2 HORSES & 24 CHICKENS & 16 DUCKS (No. and type of stock)
Irrigation 4.3 A (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.04 cfs OR _____ acre/feet

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

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

OR
Flow Measurement Port: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

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

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

GARY MCKINNEY HOME 939-6207 TRICIA WORK 334-8944
Name Telephone No.
990 W. MEANDER CT. EAGLE, ID 83616
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.

8-6-92
Date

Gary D. McKinney
Signature (and title, if on behalf of a company or organization)

AUG 20 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-10781

Proposed Priority: April 7, 1989

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **GARY D. MC KINNEY**
PATRICIA A. MC KINNEY
990 W. MEANDER CT.
EAGLE, ID 83616

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

LOCATION OF POINT(S) OF DIVERSION:

NESW Sec. 32, Township 05N, Range 01E
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>
05N	01E	32	NESW	4		4

Total number of acres irrigated: 4

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 **September 1, 1992**.
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. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The maximum rate of diversion for irrigation purposes shall not exceed .04 cfs.
6. Use of water under this permit shall not exceed 0.04 cfs.

MICROFILMED

AUG 29 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-10781

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 August, 19 69

R. Keith Higginson
R. Keith Higginson, Director

for



EX-10781-1
AUG 20 1969

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Gary D. and Patricia A. McKinney Phone 939-6207
Post office address 990 W. Meander Ct., Eagle, Id 83616
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of SW 1/4, Govt. Lot _____
Sec. 32 Township 5N Range 1E B.M. Ada 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)
- Allow 0.04 cfs* 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)
- Allow 0.04 cfs* and/or (b) _____
cubic feet per second acre feet per annum
5. Total quantity to be appropriated is (a) 0.04 *per correspondence of 7/17 & 7/24/1989 - kw 7/31/89

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & pump to
sprinklers & ditches.

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 135 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
3 years (minimum 1 year).

RECORDED

AUG 29 1989

[Illegible handwritten notes]

applicant to make this filing.

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

7

ponding place of use below. See instructions for standard symbols.

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

a. Hydropower; show total feet of head and proposed capacity in KW.	<u>10 head cows & horses.</u>
b. Stockwatering; list number and kind of livestock.	
c. Municipal; show name of municipality.	
d. Domestic; show number of households.	<u>1 home.</u>
e. Other; describe fully.	

32
 $x \leftarrow P/D \& P/U$ 5N
 1E

Patricia A Mc Kinney
(Applicant)

Received by kw Date 4-7-89 Time 11:30 Preliminary check by TR. \$ 82
Fee \$ 30.00 Receipted by kw # 4/7/1989 Date #C006228
Publication prepared by GG Date 4-12-89 Published in ID Statesman
Publication approved st Date 5-10-89

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

AUG 29 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

August 24, 1995

TUDOR CUSHMAN
ROBERT DAUBENBERGER
990 W MEANDER CT
EAGLE ID 83616

RE: WATER RIGHT NO. 63-10781

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

RECEIVED
AUG 25 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 63-10781 DATE 8-7-95

NAME	Change ☒ OK	Or Address Change? <u>assignment received since exam was done.</u>	
PRIORITY DATE	☒	Advance? ☐ Advanced to: _____	
		Order to reinstate needed? _____	
		Incorrect fee for rate recommended? <u>NA</u>	
SOURCE	☒	Changes or just clarification of originally intended source? _____	
		Notice of Intent to Void necessary? _____	
POINT OF DIV	☒	Amendment needed? _____	
	☒	Overlaps? <u>NA</u>	
PLACE OF USE	☒	Amendment needed? _____	
	☒	Overlaps? <u>NA</u> (Permit 63-12183 on same 4 acres)	
DIV RATE	☒	Permit/fee limits: <u>.04 CFS</u>	
	<u>sprinkler</u>	Meas Q = <u>.08</u> Theo Q = <u>.17</u> Recommend: <u>.04</u>	
		<u>Limited by permit</u>	
		Combined rates exceed capacity _____	
ANNUAL VOLUME	☒	Volume Limit: _____ Season: <u>014.5 (3-15 to 11-15)</u>	
		Calculations: <u>4 acres x 4.5 = 18</u>	
		<u>Dom @ .6</u> <u>3 cattle @ .1</u>	
		Flow limit: <u>.04</u> cfs x <u>246</u> x 1.9835 = <u>19.5</u>	
		Combined volumes exceed capacity/allowable _____	
USES	☒	Change in Nature of Use or additional uses? _____	
		Amendment necessary? _____	
ADDITIONAL INFO		Supplemental Groundwater <u>NO</u> PPU Scenario <u>NO</u>	
		Irr/Dom Combination <u>YES</u> Shared G/W System <u>NO</u>	
NEW REMARKS	<u>NO</u>	Multiple p/d(s) in 1/4 1/4? _____	
	<u>WB.5</u>	Other <u>W02</u>	
NEW CONDITIONS	☐	Watermaster control - District _____	
	☐	Measuring/Locking Devices _____	
	<u>B27</u>	Irrigation Overlap _____	
	☐	Other _____	
	☐	Water Quality _____ Heat/Cool/Fish verified _____	

COMMENTS: Round up stock volume; Capacity listed from theoretical rather than from the sprinkler measurement. (SEE 9/22/93 letter from DT to the permit holders).

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed	LICENSE
<u>Irrigation</u>	<u>.04</u>	<u>18.0</u>		<u>YES</u>	
<u>Stockwater</u>	<u>.02</u>	<u>.1</u>			☒
<u>Domestic</u>	<u>.02</u>	<u>.6</u>			
<u>TOTAL</u>	<u>.04</u>	<u>18.7</u>			
			1ST AMEND LETTER		
			2ND AMEND LETTER		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 17 1995

Department of Water resources

A. GENERAL INFORMATION

Permit No. 63-107811. Owner: Gary D. & Patricia A. McKinney Phone No. 939-6207Current Address: 990 W. Meander Ct., Eagle, ID 836162. Accompanied by: Gary McKinney EXAM DATE: 8/6/93Address: SAME Phone No. SAMERelationship to Permit Holder: Applicant3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-10997, 63-03018, 63-10965, 63-105672. Other water rights with the same point of diversion: 63-10567, 63-10965, 63-10997

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	SW	32	5N	1E	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	
5N	1E	32									4								4

AUG 25 1995

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$$Q = 8 \left(\frac{5}{32} \right) \times 4.61 \text{ gpm} = 36.88 \text{ gpm} \approx 0.08 \text{ cfs}$$

Pressure - 40 psi

2. Measurements:

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Sprinkler Pressure Gauge						

D. FLOW MEASUREMENTS

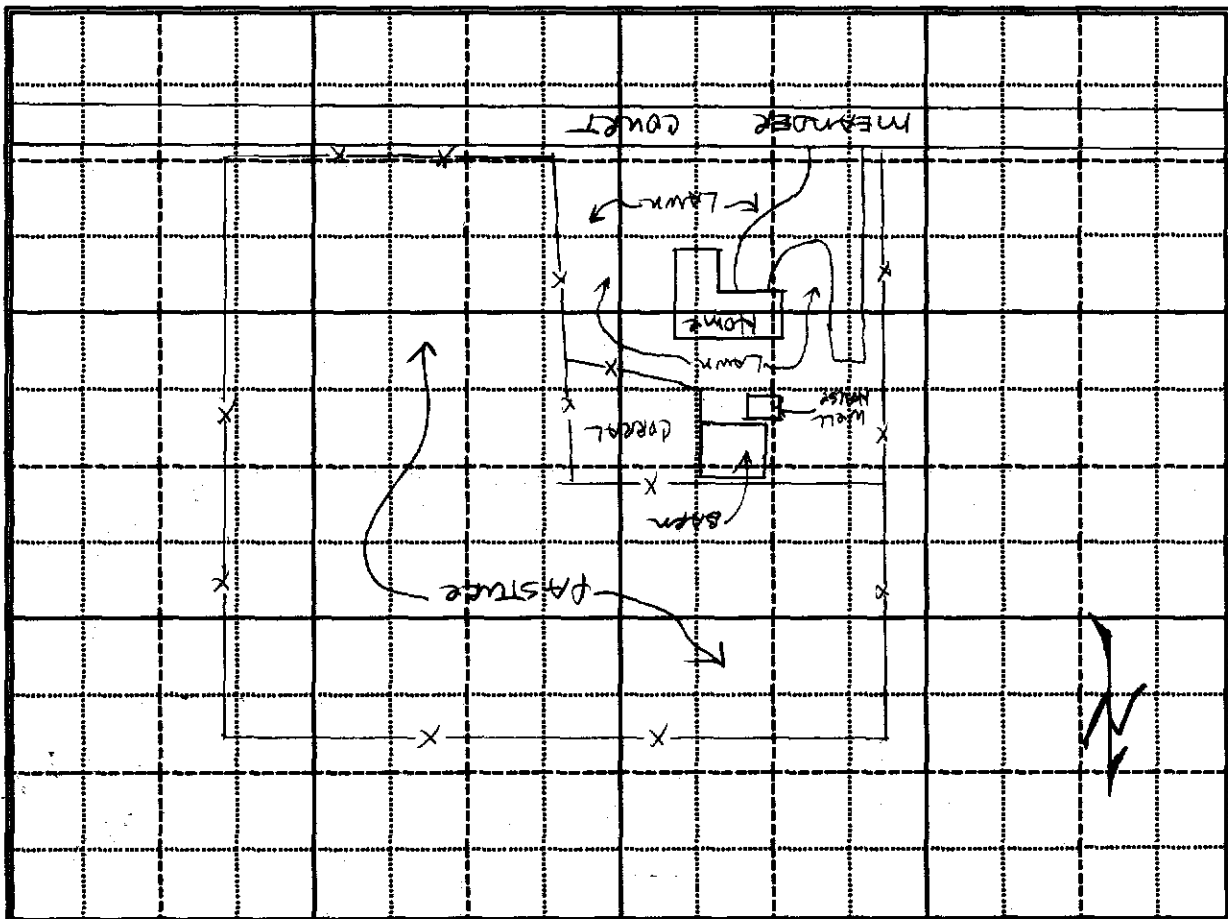
*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No. *	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN	5	NO TAG	Beckley	2026247

4.

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
Aerial Photo Attached (required for irrigation of 10+ acres)
Photo of Diversion and System Attached

Scale 1" =



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

E. NARRATIVE/REMARKS/COMMENTS

OVERLAPS - P/D - Same QQ, different wells

P/U - Same QQ, different areas of use.

Water from 6" well is pumped by a 5 h.p. pump to the home, pasture, and stock pens.

Approximately 4 acres of lawn and pasture are irrigated by underground sprinkling systems. The lawn by 'popups', and the pasture by 9 lines of 5/32" Rainbirds. There exists 48 ~~nozzles~~ nozzles in pasture.

Domestic use is for 1 home. Approximately 1 acre of lawn and landscaping are irrigated by the well.

Stockwater is for 3 cattle, 5 ducks, 2 geese, and 24 chickens.

Since system is more than adequate, for recommend licensing for 0.04 CFS irrigation, 0.02 CFS stockwater, and 0.04 CFS domestic, all not exceeding 0.04 CFS.

* Note: Field measurement indicates allocation is being exceeded. Need to investigate. See attached letters.

$$Q(\text{Theoretical}) = \frac{(8.8)(0.7)(5)}{(2.31 \times 40) + 90} \approx 0.17 \text{ CFS}$$

$$\text{alt: } \frac{3.5 \times 8.8 \times 7}{(2.31 \times 40) + 90} = .12 \text{ CFS}$$

AUG 25 1995

Property AKA L-1, BL-1, Eagle North Estates (per R McInerney, office visit 3/10/95)

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

3/15/95 * Appl. 63-12183 for .08 cfs balance filed 3/10/95 - will not authorize additional consumptive use but will allow rate to ensure (for entire system) so will meet DNR's water right coverage 9/22/93 letter.

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

Sprinkler Pressure Gage

$$Q = 8 \times 4.6 \text{ gpm} = 36.88 \text{ gpm} = 0.08 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4 \times 4.5 = 18.0 \text{ AFA}$$

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

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = 18.0 \text{ AFA}$$

2. Volume Calculations for Other Uses:

Domestic: $V_{\text{Domestic}} = 0.6 \text{ AFA}$

Stock: $V_R = \frac{3 \times 12 \times 365}{325,850} = 0.04 \text{ AFA}$

$V_R < V_D$, use 0.04 (Stock)

$$V_D = 0.02 \times 365 \times 1.9835 = 14.5 \text{ AFA}$$

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	0.04	18.0
Stockwater	1/1	12/31	0.02	0.04
Domestic	1/1	12/31	0.04	0.6
Totals:			0.04	18.64

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 Rick Collingwood Date 8/17/93

Reviewer _____ Date _____

* See adjustment memo.

Note system can supply V_R for all 3 uses.
- R 8/15/95

MICROFILMED

AUG 25 1995

MEMORANDUM

TO: File 63-10781 / Tudor Cushman
FROM: Brenda Chapman
DATE: August 7, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

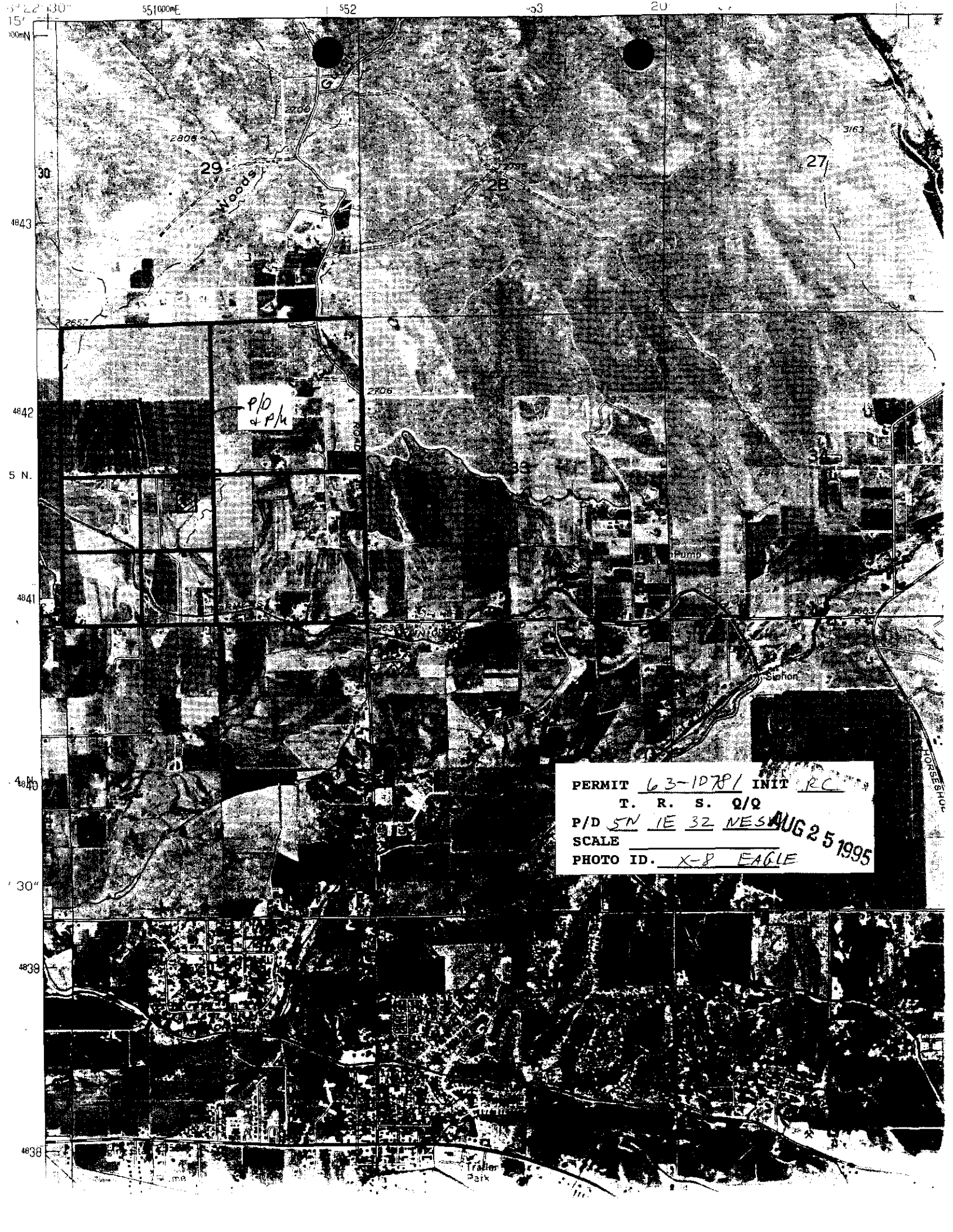
1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	3-15 to 11-15	.04	18.0
Stockwater	1-01 to 12-31	.02	.1
Domestic	1-01 to 12-31	.02	.6

The stockwater volume has been rounded up to the standard.

Reducing the domestic rate to an internal use only rate of .02 cfs conforms the recommendation to the current guidelines for processing combination domestic and irrigation rights.

RECEIVED
AUG 25 1995



p/d
& p/u

PERMIT 63-10781 INIT RC
T. R. S. Q/Q
P/D SN IE 32 NES AUG 25 1995
SCALE
PHOTO ID. X-8 EAGLE

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

92 3/15/95

1. DRILLING PERMIT NO: 63-87-2-026 OTHER APPLICABLE NO: 63-10781

2. OWNER: Gary D. & Patricia McKinney Phone: _____
Address: _____

3. WELL LOCATION: Twp 5N, Rge. 1E, Sec. 32, NE 1/4 SW 1/4
County ADA (Provide sketch map and photo on reverse.)

4. DRILLER: S.O.S. Well Drilling Lic. No. 212
When Drilled? 4/17/87

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 10" appx.
Depth of Casing 151 ft. Method Drilled Rotary & Air
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☒ Yes ☐ No (*not functioning properly*)
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 80 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: _____		

RECEIVED
AUG 25 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState 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 <u>Daryl Mathews</u> Address <u>4922 Bailey Dr</u> Owner's Permit No. <u>_____</u>		7. WATER LEVEL Static water level <u>80</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow <u>_____</u> Artesian closed-in pressure <u>_____</u> p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>OF</u> Quality <u>_____</u> <i>Describe artesian or temperature zones below.</i>																																																																																															
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☒ Pump ☐ Bailor ☐ Air ☐ Other <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>65 GPM</u></td><td><u>100</u></td><td><u>24</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>65 GPM</u>	<u>100</u>	<u>24</u>																																																																																								
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PHOTO ONE- Well and Two pressure Tanks in well house behind home.



AUG 25 1995

PHOTO TWO- View northward of home and southern portion of property.



PHOTO THREE-

View from south end of pasture of section of sprinkler system in operation.



PHOTO FOUR-

View northward of northern portion of pasture.

MAILED
AUG 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

March 29, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Tudor Cushman
Robert Daubenberger
990 W Meander Ct
Eagle ID 83616

RE: Permit Nos. 63-10781 and 63-12183

Dear Tudor and Gary,

This letter is to confirm that the assignments of ownership on the above referenced water rights are satisfactory. We have modified our computer records to reflect these changes in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

APR 14 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 22, 1993

Gary D. and Patricia A. McKinney
990 W. Meander Ct.
Eagle, ID 83616

Permit No. 63-10781

Dear Mr. and Mrs. McKinney:

As you are aware, a representative from this office performed a beneficial Use Field Examination at your residence on August 6, 1993. The examiner, Mr. Rick Collingwood, found that you are using a 5 horsepower submersible pump to irrigate approximately 4 acres of lawn and pasture. Our computations show that your system has the capability to divert as much as 0.17 cfs with your pump.

The purpose of this letter is to advise you that it appears you do not have a water right that will allow the pumping rate that we measured. The well drilling permit that you obtained is valid for pumping of only as much as 0.04 cfs, while the pump that you have installed will produce several times that amount.

In order to adhere to the permit process established by the Idaho Legislature we must require you to do the following:

1. Upgrade your drilling permit from domestic to irrigation, for a fee of \$165.00.
2. File an Application for Permit for diversion of an additional 0.08 cfs for the irrigation of your 4 acres. The cost of filing this application is \$35.00.

Enclosed is a water right Application for Permit for your convenience. You may remit these fees either by correspondence, or we will be happy to assist you if you visit our office.

Sincerely,

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

APR 14 1995

/ State Office

August 14, 1992

GARY D. MC KINNEY
PATRICIA A. MC KINNEY
990 W. MEANDER CT.
EAGLE ID 83616

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10781

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,

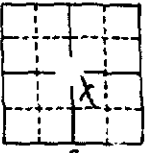
Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

208/334-2190

AUG 20 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
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within 30 days after the completion or abandonment of the well.

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

AUG 20 1992

June 30, 1992

GARY D. MC KINNEY
PATRICIA A. MC KINNEY
990 W. MEANDER CT.
EAGLE ID 83616

PROOF DUE NOTICE

RE: PERMIT NO. 63-10781

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 September 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.

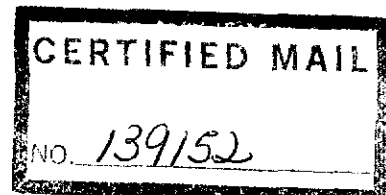
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



AUG 26 1992

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) 334-7900
August 15, 1989

GARY D. MC KINNEY
PATRICIA A. MC KINNEY
990 W. MEANDER CT.
EAGLE, ID 83616

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

RE: PERMIT NO. P63-10781

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

AUG 29 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

RECEIVED
AUG 29 1981

AUG 29 1981

990 W. Meander Ct.
Eagle, Id 83616

July 24, 1989

State of Idaho
Department of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, ID 83720

RECEIVED
JUL 26 1989

Attn: Kay Walker

Department of Water Resources

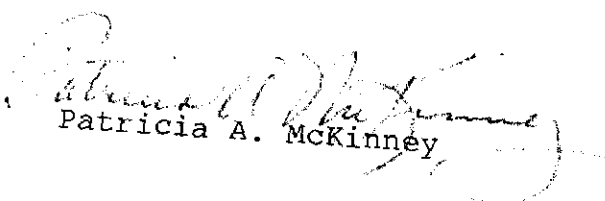
Re: Application for Permit No. 63-10781
Drilling Permit No. 63-87-Z-026

Dear Ms. Walker:

This is to verify as per our conversation on this date
that water usage on the above property will not exceed
0.04 cfs.

Please proceed with processing our application for water
rights.

Thank you.


Patricia A. McKinney

Microfilm

AUG 29 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 17, 1989

RE: Application for Permit No. 63-10781
Drilling Permit No. 63-87-Z-026

Gary D. &/or Patricia A. McKinney
990 W. Meander Ct.
Eagle, ID 83616

Dear Mr. & Mrs. McKinney:

We have received the above referenced application from our Western Regional Office for final action. However, in reviewing the file, we found that you have not submitted the appropriate drilling permit fee for the uses applied for on your water right application.

A \$100.00 fee is required for drilling of a well which proposes use of water exceeding 0.04 cfs and in our file it is noted that you only paid a \$10.00 fee so that you could get the drilling permit issued for your domestic and stockwater use. Please submit the additional \$90.00 at your earliest convenience.

We will withhold any further action on your water right application until we either receive the additional \$90.00 drilling permit fee or a letter from you which disclaims the use of more than 0.04 cfs on your application for water right.

If you have any questions in regard to this matter, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script that reads 'Kay Walker'.

KAY WALKER
Technical Records Manager

KW:sc

cc: Western Region
Groundwater Permits Section

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AUG 29 1989

Drilling Permit No. 63-87-2-026
Water Permit No. NA
Injection Permit No. NA

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

1. Applicant DARREL MATTHEWS

2. Address 4922 BURLINGTON DRIVE
BOISE, IDAHO 83704

☒ Well Owner ☐ Well Operator ☐ Other, specify _____

3. Water right permit no. _____; Injection well permit no. _____

4. Proposed well location _____ 1/4 _____ 1/4 _____ 1/4, or Gov't lot No. _____,
Sec. 32, Twp. 5N, Rge. 1E, County ADZ,
Lot, block and subdivision LOT 1, EAGLE NORTH ESTATES

5. Proposed use of well: (Check all that apply)

☒ Domestic ☒ Stockwater ☐ Monitoring
☐ Irrigation ☐ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____

6. Well construction information:

☒ New well ☐ Deepen ☐ Replace
Proposed surface diameter 6" Proposed 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)

7. Anticipated construction start date 8/14/87

8. Well Driller (if known) S.O.S. Well Drilling Services #212

Address 4145 N. BRACKEN ROAD, HANOVER, IDAHO

Date 8/6/87 Applicant's signature Darrel Matthews

Title Owner

AUG 29 1987

() Denied

() Approved

63-87-2-026

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. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.

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.

SPECIFIC CONDITIONS:

7. It is 3 Above is not required

Dated this 6th day of August, 1987.

Signed

[Signature]

Title

SECTION MANAGER

GROUNDWATER PROTECTION

Received by *W/1900* Fee *10.00*

Date

6/8/87

Receipt No. *44168*

Construction start extension to

Extension approved by

AUG 29 1987



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 14, 1989

Gary and Patricia McKinney
990 W. Meander Ct.
Eagle, Id. 83616

Re: Application for Permit 63-10781

Dear Applicants:

Thank you for the information provided during the 4/12/89 telephone conversation concerning the drilling of your well. I learned that the well construction was completed on 8/15/87. You identified the driller as SOS Well Drilling but were not sure when the well construction started.

According to SOS Drilling, the company has no record of drilling your well but has a record of pump maintenance performed during 2/88. Before your water right application can be approved, we need to verify the date that well construction started and the identity of the driller. Please submit any copies of bills, contracts, or similar records that will help in this matter. Your response within 30 days will prevent complications in the approval process. Please contact this office for additional help.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl

63-87-2-026
per staff
sheet - kw

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CONVERSATION MEMORANDUM

DATE

4/14/89

FILE

63-10781

NAME OF PARTY

McKinney

939-6207 or 334-8325 (work?)

EMPLOYEE

Steve Lester

RE:

Well Drilling Permit

From 4/12 conversation notes:

Appl. remarks show well drilled 8/87. I spoke with P. McKinney to determine start date of construction to see if drilling permit issue involved. She didn't know start date but informed me that 8/15/87 was completion date; S.O.S. well drilling was drilled.

From 4/13 conversation notes:

Spoke with Secty at SOS W. Drilling. (888-3810). She informed me that company has record of pump maint. work during 2/88 but no record of drilling the well. She checked the 86-88 drilling records and doesn't see reference to drilling this well.

From well drilling permit records search at Western Office:

✓ Search McKinney 7/1/87 - current - NO permit
 ✓ " SOS Drilling " " " "

✓ From State Office: Requested info from L. Reese 4/14/89.

Reply Linda Tracy 4/14 - NO permit. *

See letter of 4/14 to applicants. Need to state if well drilling permit required.

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* Linda T. will look for well log



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 10, 1989

Gary and Patricia McKinney
990 W. Meander Ct.
Eagle, Id. 83616

Re: Application for Permit

Dear Applicants:

Your recent water right application was received and is being reviewed for approval. In the remarks, you mentioned that the well was drilled in August of 1987. Before the application can be approved, the Department needs to know the identity of the well driller and the date that well construction started. We need to determine if well construction commenced before 7/1/87. Please respond within thirty (30) days to prevent complications in approving your application. Additional help is available from this office.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl

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AUG 29 1989

Account Name Idaho Department of Water Resources (Western)			Account Number #47628		
Address 2735 Airport Way		City/State Boise, ID		Zip 83705	
Ordered By Judy Pense	P.O. Number	Rate NT	Run Dates 1989 April 20, 27		
Identification Applications for Water Rights			Estimated Inches	Real Inches	
1 Number of Affidavits Requested Legal Number #2412					

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

63-10779
Gray, Larry E.
Gray, Goldie L.
2980 N. Meridian Rd.
Meridian, ID 83642
Source: Groundwater
Diversion Pt: Lot 4 (NWNW)
Sec 6 T 03N R 01E
Use: Irrigation (.030 CFS)
Use: Stockwater (.020 CFS)
Date Filed: 3/28/1989
In: T03N R01E S06 Lot 4
(NWNW)
1.0 ACRES TOTAL

63-10781 ✓
McKinney, Gary D.
McKinney, Patricia A.
990 W. Meander Ctr.
Eagle, ID 83616
Source: Groundwater
Diversion Pt: NESW Sec 32 T
05N R 01E
Use: Irrigation (.120 CFS)
Use: Stockwater (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 4/07/1989
In: T05N R01E S32 NESW
4.0 ACRES TOTAL

63-10784
Rambo, Steve C.
1475 Mace Rd.
Eagle, ID 83616
Source: Groundwater
Diversion Pt: Lot 5 (NWSW)
Sec 17 04N R 01E
Use: Irrigation (.150 CFS)
Use: Irrigation Storage (.25
AF)
Use: Irrigation From Storage
(.25 AF)
Use: Domestic (.040 CFS)
Diversion to Storage (.150
CFS)
Date Filed: 4/10/1989
In: T04N R01E S17 NWSW
5.0 ACRES TOTAL

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources, West-
ern Region, 2735 Airport Way,
Boise, Idaho 83705 on or before
MAY 8, 1989.

R. KEITH HIGGINSON
Director

Pub. Apr. 20, 27, 1989

2412

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Debbie Richards, being duly
sworn, deposes and says: That she is the Principal Clerk of The Idaho
Statesman, a daily newspaper printed and published at Boise, Ada
County, State of Idaho, and having a general circulation therein and
which said newspaper has been continuously and uninterruptedly
published in said County during a period of twelve consecutive months
prior to the first publication of the notice, a copy of which is attached
hereto; that said notice was published in The Idaho Statesman in
conformity with Section 60-108, Idaho Code as amended, for 2
☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of April 20, 19 89

and ending with the issue of April 27, 19 89

Debbie Richards

Subscribed and sworn to before me this 27th

day of April, 19 89

Notary Public for Idaho, Residing at Boise, Idaho

MICROFILMED

AUG 29 1989

63-10781

MC KINNEY, GARY D.
MC KINNEY, PATRICIA A.
990 W. MEANDER CTR.
EAGLE, ID 83616

Source: GROUNDWATER

Diversion Pt: NESW Sec 32 T 05N R 01E

Use: IRRIGATION	(.120 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.040 CFS)

Date Filed: 4/07/1989

In: T05N R01E S32 NESW

4.0 ACRES TOTAL

RECORDED

AUG 29 1989