

1959

DEC 13 1988

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.

Kadumy H. Lee
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 05 1991
Department of Water Resources

A. GENERAL INFORMATION

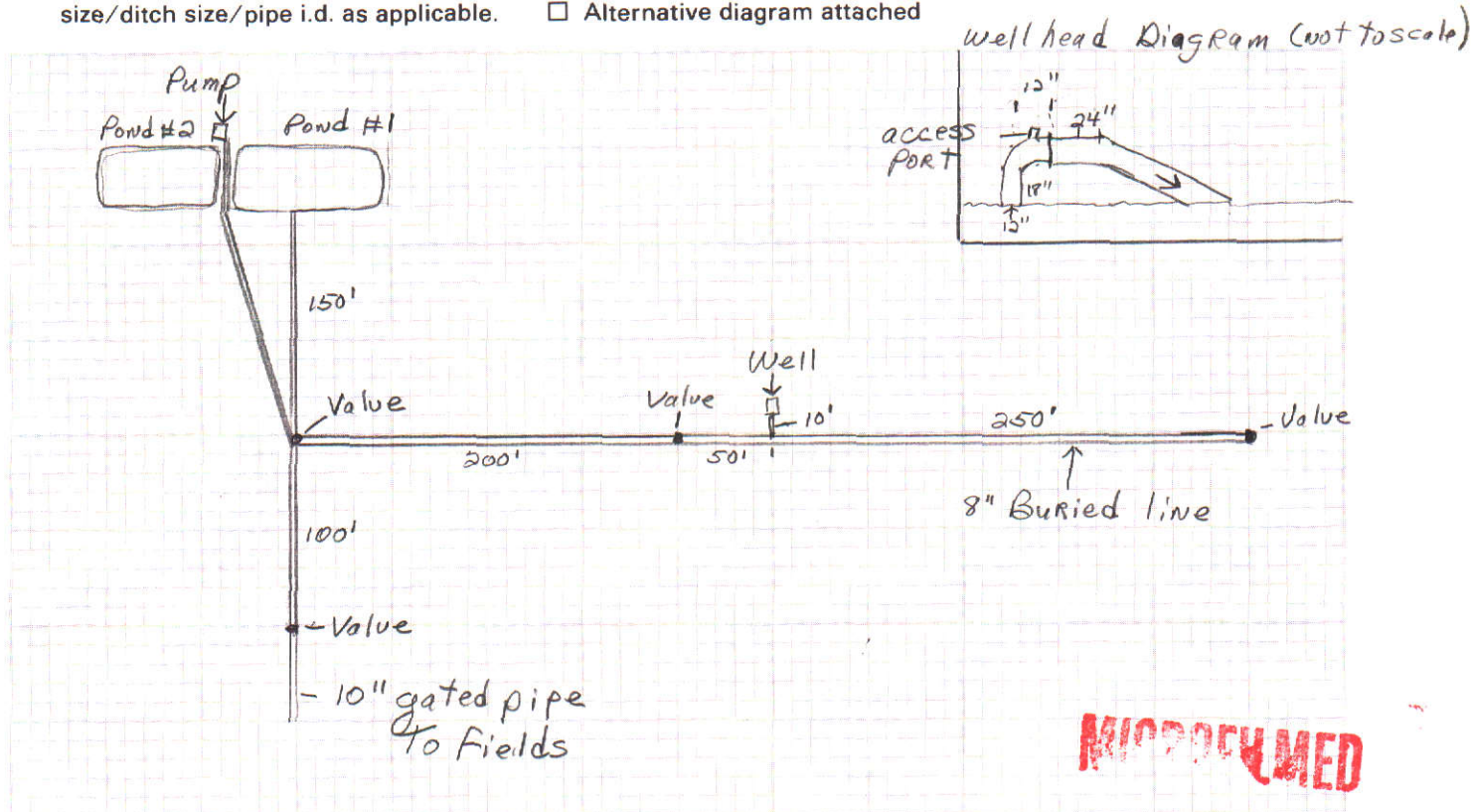
1. Owner: Rod St. Clair Permit No. 63-10709
Current Address: 1224 S. Robinson Rd. Phone No. 466-8773 83687
2. Accompanied by: Rod St. Clair EXAM. DATE: 6-20-90
Address: Same Phone No. same as above
Relationship to Permit Holder: owner
3. Source: groundwater tributary to none

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

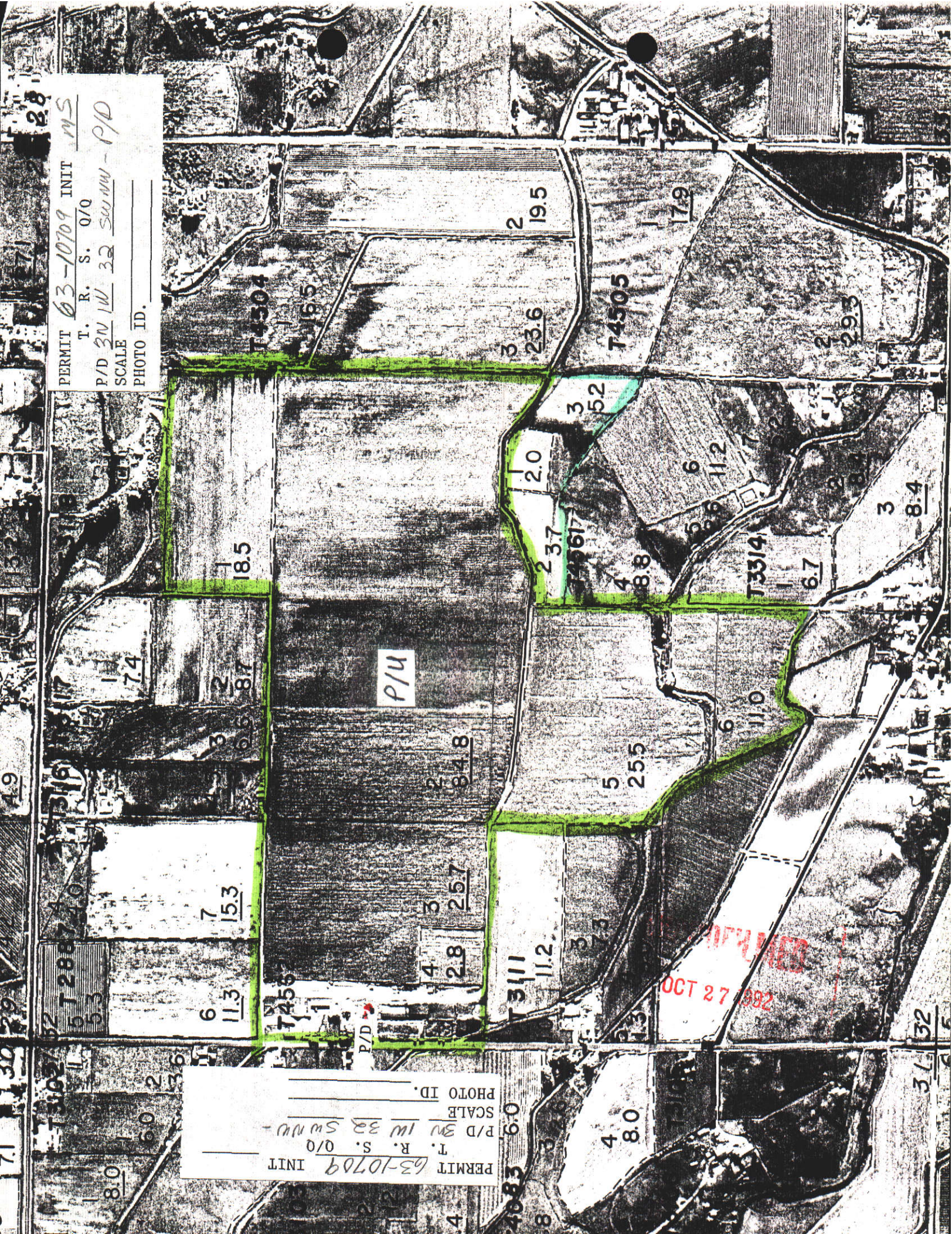


RECORDED

OCT 27 1992

Scale: 1" = 100'

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).



PERMIT 63-10709 INIT MS
T. R. S. O/Q
P/D 3N 1W 32 SW NW - P/D
SCALE
PHOTO ID.

PERMIT 63-10709 INIT
T. R. S. O/Q
P/D 3N 1W 32 SW NW -
SCALE
PHOTO ID.

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P/U



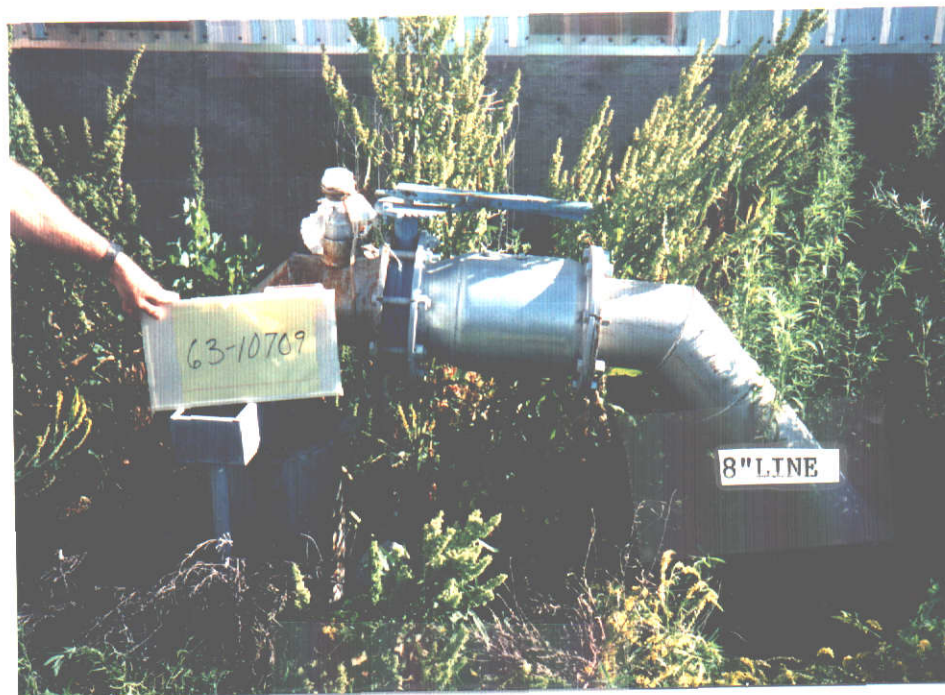
PERMIT 63-10709 INIT MTS
T. R. S. Q/Q
P/D 3W 1W 32 SWNW - P/D
SCALE _____
PHOTO ID. X57

P/D

P/U

High School
27 1952

63-10709



Well, access point,
valves and discharge
line going to buried
main line.



View of one holding
pen looking North
toward well, barns,
loafing sheds and
house.

Location of Well

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63-10709



Value that allows
water to enter
10" gated pipe for
delivery to place
of use.



Gated pipe used to
deliver water to place
of use in fields.

MICROFILMED

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Pond #1

Used To liquify waste From barn and holding pens prior to delivery to the Fields. Liquid flows from this pond to pond #2 and then pumped to the place of use.

White shed is the pump house located between the two ponds.

Pond #2

Liquid waste prior to pumping to the place of use.



IMPROVED
27 1992

63-10709



Pump used to
deliver liquified
waste from pond #2
to the place of use.

UNRECORDED

OCT 27 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10709

Priority: July 18, 1988

Maximum Diversion Rate: 2.00 CFS
Maximum Diversion Volume: 810.0 AF

This is to certify, that ROD ST CLAIR
1224 S ROBINSON RD
NAMPA ID 83687

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 18, 1988; and has submitted Proof of Beneficial Use on March 6, 1990. An examination indicates that the works have a diversion capacity of 2.560 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	2.00 CFS	810.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW, Sec. 32, Township 03N, Range 01W
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	01W	32	NWNE 19	SWNE 40	SWNW 29	
			SENW 40	NESW 33	SESW 7	
			NWSE 12			180

Total number of acres irrigated: 180

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 limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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State of Idaho
Department of Water Resources

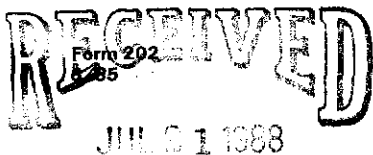
WATER RIGHT LICENSE

WATER RIGHT NO. 63-10709

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 16TH
day of OCTOBER, 1992.

Acting for 
R. Keith Higginson, Director

OCT 27 1992

Ident. No. 63-10709STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

Department of Water Resources
Western Regional Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Rod St. Clair Phone 466-8773
Post office address Rt 6 Box 6523 Nampa, Id 83651
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____
Sec. 32 Township 3N Range 1W B.M. CANYON County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.0 for WATER QUALITY purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum) ~~IMPROVEMENT~~
Amount 2.0 for Irrigation purposes from 3-15 to 11-15 (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) 2.0 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL, pipeline, ponds

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 12" inches; proposed depth of well is 120' to 150' 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 yrs years (minimum 1 year).

* omit per phone conv. with applicant, 9/27/88
-86

DEC 13 1988

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. Animal waste handling (associated with
irrigation, per phone conv. with applicant 9/27/88, SL).

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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	1W	32		30	40				30 wa	40	40			5		10*			185 195*

* per phone conv. with applicant. The map is correct, shows 10 ac. in NWSE that should be included. SL 8/24/88

Total number of acres to be irrigated 185 195*

10. Describe any other water rights used for the same purposes as described above. ~~12000~~ 63-2388,

Nampa Meridian Irriq. Dist for Irrigation.

11. a. Who owns the property at the point of diversion? St. Clair's

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

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: water will be supplemental to water diverted from
a surface water drain. water quality ^{improvement} will be used to
liquify Daring cattle manure to be spread over lands ident. filed.
well drilling permit 63-88 Z-126 approved 7/20/88.

DEC 13 1988

[illegible]

Anthony Allen
(Applicant)

Received by Jim Date 7-18-88 Time 2:51 p Preliminary check by JL
Fee \$ 65.00 Receipted by CP # C001905 Date 7/21/88
Publication prepared by GG Date 9-28-88 Published in Press-Tribune
Publication approved DK Date 10-28-88 10/5 & 10/12/88

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. 63-10709, and said application is hereby APPROVED.

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 December 1, 19 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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.

Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Water shall be diverted under this water right only during periods when diverted flows can be applied beneficially to the irrigation of crops.

Witness my hand this 28th day of November, 1988.

A. Newington

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OCT 13 1988

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

Debra Martin del Campo
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 uninter-
ruptedly 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:
October 5, 12, 1988

Debra Martin del Campo
Subscribed and sworn to before me this

12th day of October
19 88

Joanne Lusk
Notary Public, Residing at Nampa, Idaho

MY COMMISSION EXPIRES
JULY 12th, 1991

**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following applications have
been filed to appropriate the public
waters of the State of Idaho:
63-10708
LOEGERING, WESTON M.
24822 HARVEY RD.
CALDWELL, ID 83605
Source: GROUNDWATER
Diversion Pt: NWNW Sec 35 T 05N
R 03W
Use: IRRIGATION (.200 CFS)
Date Filed: 9/16/1988
In: T05N R03W S35 NWNW
10.0 ACRES TOTAL
63-10709 ✓DK
ST. CLAIR, ROD
RT. 6 BOX 6523
NAMPA, ID 83651
Source: GROUNDWATER
Diversion Pt: SWNW Sec 32 T 03N
R 01W
Use: IRRIGATION (2.000 CFS)
Date Filed: 7/18/1988
In: T03N R01W S32 NWNE SWNE
SWNW SENW NESW SESW
NWSE
195.0 ACRES TOTAL
The permits will be subject to all
prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Western Region,
2735 Airport Way, Boise, Idaho
83705 on or before OCTOBER 24,
1988.
R. KEITH HIGGINSON
Director
October 5, 12, 1988

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DEC 13 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

June 19, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ROD ST CLAIR
1224 S ROBINSON RD
NAMPA ID 83687

RE: Water Rights 63-10709, 63-21311

Dear Mr. St. Clair:

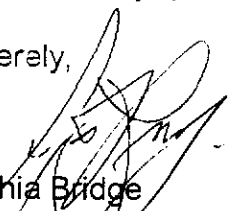
During your visit to the Department of Water Resources state office on June 15, 2001, you requested that a record of your water rights in Canyon County be reported to the Dairy Bureau.

I am sending information on the water rights that you and I found during our search. This includes a profile report for water right 63-10709 and a copy of the partial decree issued by the Court in the Snake River Basin Adjudication for water right 63-21311. The attached reports include the location of the points of diversion and places of use, diversion rates, season and nature of use.

The Department has not verified that these rights are sufficient for the dairy use.

If you have any questions in this matter, please call me at 208-327-7898.

Sincerely,


Cynthia Bridge
Associate Engineer
Water Right Permits Section

CJB:klt

cc: Allen Giacomini, State Dairy Inspector

Enclosures

MICROFILMED

JUN 20 2001

RECEIVED

MAY 24 1999

LEHMAN DAIRY INC.

Department of Water Resources

Office visit to IDWR Western Region on May 11, 1999 to discuss water right issues. Following summary provided for your information.

1. Land irrigated by NMID surface water and supplemental ground water license 63-10709, copy attached.
2. No other recorded water uses on land (dairy, domestic or otherwise).
3. Existing domestic well (unrecorded right, filing is optional) has also supplied small dairy operation for number of years per Lehman's information.
4. Some/all of existing dairy use might be exempted from water rights per the "domestic exclusion" of I. C. § 42-111, which allows up to 13,000 gallons/day without a water right for home and livestock (includes dairy) purposes.
5. Dairy use beyond that limit might be covered by different water right options as needed.
6. Sale of property requires new owner to file "change in ownership" with IDWR for any recorded rights except for irrigation district water - see attached form.

WATER RIGHT OPTIONS FOR DAIRY

a) Dairy of about 300-370 milkers exempted in "domestic" definition. Dairy use beyond that must have water right protection. If the latter case, then fold the entire dairy (not just total minus exemption) into equation.

b) Dairy use greater than exempted amount: can file "grandfather claim" (old priority date) in current adjudication for total use established before March, 1963. Would eventually need to provide some documentation (affidavits etc.) to validate claim.

c) Dairy use starting after March, 1963 through November, 1987: can seek new permit (new priority date) for development in place by late 1987. Involves an IDWR waiver to moratorium on approval of new permits plus verification of development.

d) Dairy use developed or planned after 1987: cannot obtain new permit due to moratorium. Instead, can retire some irrigated acres. Surface water would not be used at all on those acres. Pro rata amount of ground water in right 63-10709 would be used for dairy. This is the "transfer (or change) of water right" process and protects the priority date of 63-10709. That right remains valid as long as used once every five years.

e) Conclusion: Lehman scenario for obtaining water right protection for dairy use looks promising if current &/or future dairy operation is big enough to need water right(s).

notes by Steve Lester Steve Lester, Water Rights Supervisor

5/19/99

MICROFILMED

MAY 20 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 21, 1992

ROD ST CLAIR
1224 S ROBINSON RD
NAMPA ID 83687

RE: WATER RIGHT NO. 63-10709

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

007 87 1631

September 21, 1992

ROD ST CLAIR
1224 S ROBINSON RD
NAMPA ID 83687

RE: WATER RIGHT NO. 63-10709

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

OCT 27 1992

LICENSE REVIEW CHECKLIST

Permit # 63-10709

Date 9-18-52
Q8

	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? _____
			<u>180 x .02 = 3.6 / 2.0 cfs (IRR) per permit</u>
	☐	☒	Disagree with Theoretical? _____
	☐	☒	Limited by Capacity? <u>2.5 cfs</u>
TOTAL VOLUME			Rate/ac <u>4.5</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>Same Per Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations? _____
			<u>180 x 4.5 = 810 cfs (IRR)</u>
	☐	☒	Limited by Flow? <u>2 x 245 x 1.9835 = 971.9 > 810</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 _____
	☐	☒	W/Master Control _____
	<u>R32</u>	☒	Overlap _____
	☐	☒	Water Quality _____
			DATES/MISC
		☒	Water Dist. _____
		☒	App Rec'd _____
		☒	Exam Made _____

COMMENTS/MEMOS NEEDED: Reduced Area

License 10-Day ☒ 15-Day ☐ Special Correspondence ☐

WR0749NP
No. L63-10709

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

DATE: 09/18/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROD ST CLAIR 1224 S ROBINSON RD NAMPA ID 83687 (208) 466-8773	07/18/1988	IRRIGATION	03-15 11-15	2.00 CFS	810.0 AFA
TOTAL DIVERSION:					2.00 CFS	810.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 2.56 CFS

Point(s) of Diversion: T03N R01W S32 SW NW

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:			
03N	01W	32	:		19		40	:			29		40	:	33			07	:			12			:	180.0
TOTAL ACRES																							:	180.0		

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-10709

Other Water Rights Listing Overlapping Place(s) of use:
63-10709

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

Dates:	App. Received:	07/18/1988	Priority Date:	07/18/1988
	Proof Due Date:	12/01/1990	Proof Made Date:	03/06/1990
	Exam Made Date:	06/20/1990	Exam Sent to S.O.:	05/05/1991
	Licensed Date:			

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

Audit: 09/18/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

63-10709
Permit No.

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

yes Well Inspection Form Needed

☒ Copy of U.S.G.S. Quad

no Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index MTS 6-4-90 (Initial and 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 MTS 6-4-90 (Initial and 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: _____

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? 6-4-90 (Initial and 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

C. Review and Processing:

Exam Completed MTS (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent JH 4-9-91 (Initial and date)

Exam Reviewed by Manager of Regional Office DW 4/19/91 (Initial and date)

Exam Date Entered in Computer ✓ st (Initial and date)

Exam sent to State Office 4-25-91 st (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 05 1991
Department of Water Resources

A. GENERAL INFORMATION

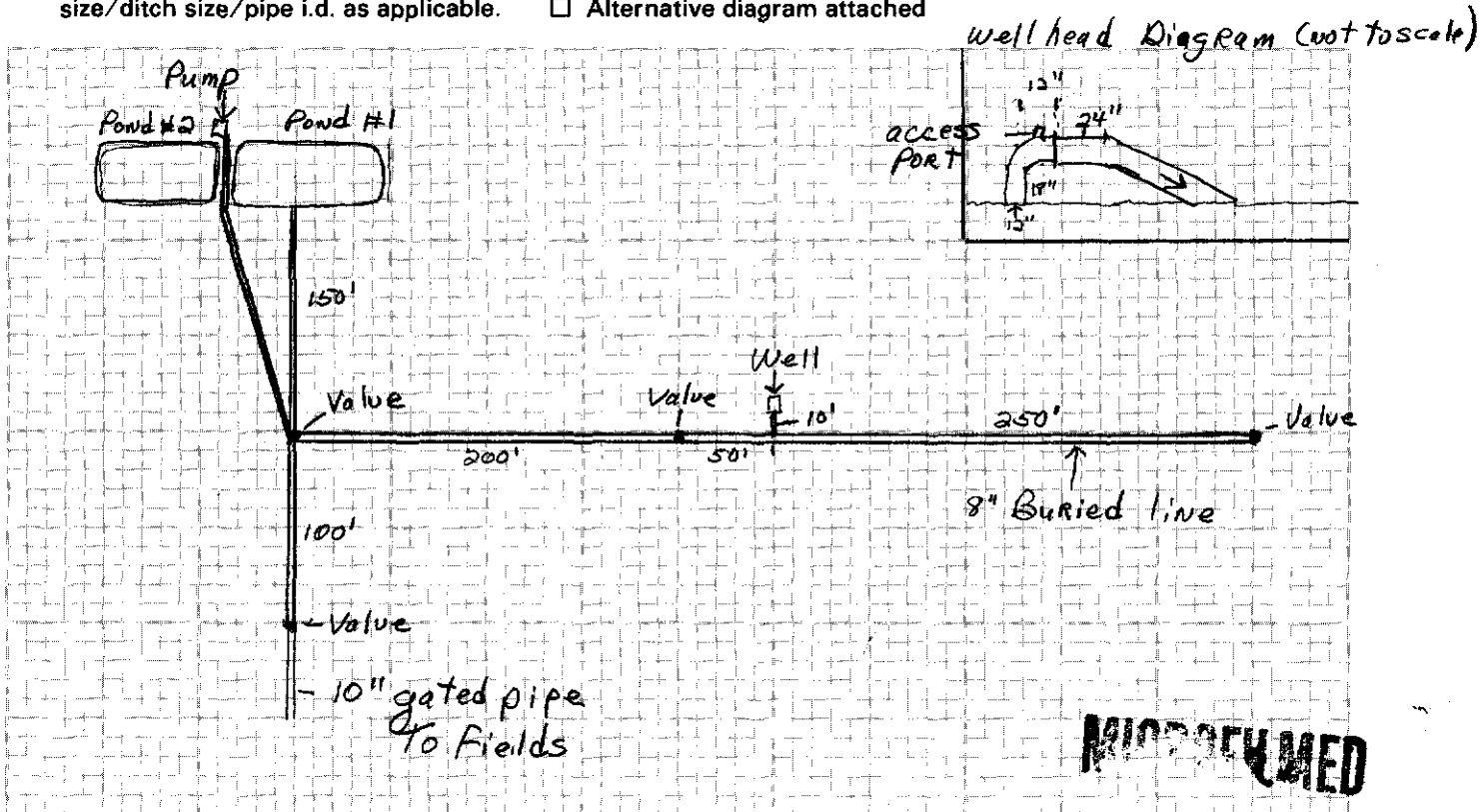
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Current Address: 1224 S. Robinson Rd. Phone No. 466-8773
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Address: Same Phone No. same as above
Relationship to Permit Holder: owner
3. Source: groundwater tributary to none

B. OVERLAP REVIEW

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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" = 100'

OCT 27 1992

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.)

The system consists of a 12" diameter well with a 20Hp pump with an 8" discharge line to an 8" buried main line. The system supports a dairy operation by liquifying waste in two holding ponds prior to distribution to fields for irrigation and fertilization. It can be used for irrigation exclusive of the waste liquification if desired. The irrigation is delivered through a gated 10" pipe system.

☐ 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
	Hitachi	20	Unknown	Unknown	Unknown - 8"

*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
			SW	NW	32	3N	1W	Canyon	Aerial photo Quad map.

6. Place(s) of Use:

Indicate Method of Determination

confirmed aerial photo on site

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	1W	32			40				40	33			7		12				180

Do not use this space

FILED MED

OCT 27 1992

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:

*Not required - see theoretical calculation attached to
Field Exam Check List.*

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 180 \times 4.5 = 810$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.0 \times 246 \times 1.9835 = 975.9$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 810$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

No overlaps.

The irrigation from this right is supplemental to rights from Nampa-Meridian Irrigation Dist. that the owner specified were approx. 170". This right and the other rights when combined should not exceed .02 cfs per acre.

The recommended aPa of 805.5 is based on 179 acres at the current 4.5 In. Req. The owner used the old 3.5 In. Req. when he completed the Proof of Beneficial Use.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Irrigation</i>	<i>3-15</i>	<i>11-15</i>	<i>2.0 cfs</i>	<i>805.5 810</i>
Totals:			<i>2.0 cfs</i>	<i>805.5 810</i>

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Melvin T. Schulte

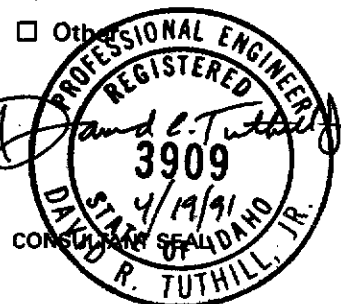
Signature

Melvin T. Schulte

Certification Date

Field Report Preparation Date

6-21-90



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

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OCT 27 1992

IRRIGATION RIGHT FROM A GROUND WATER SOURCE

A theoretical calculation is necessary to determine if a measurement is required for irrigation from a groundwater source.

=====

1. Using the found acres (or an estimate by the permit holder) calculate the acre-foot per annum limit. This is the volume that the system must be able to theoretically produce to exclude a rate of flow measurement.
 2. Next, given the pump hp and the estimated dynamic water level, calculate the theoretical rate of flow that the system can produce.
 3. Using the rate found in step 2 and the days in the permitted irrigation season, calculate the theoretical AFA that the system could produce. This volume is then compared to the first AFA calculation. If the theoretical volume (step 3) is greater than the irrigation requirement volume (step 1) then no measurement is necessary. If it is less, then you must make a diversion rate measurement during the field examination.
1.
$$\frac{180.2}{\text{Found Acres}} * \frac{4.5}{\text{Irr. Req.}} = \frac{810}{806.4} \text{ AFA}$$
2.
$$\frac{(20) \text{ HP} * 8.8 * (.7) \text{ EFF}}{(25) \text{ Dyn Level} + (2.3 * (10) \text{ PSI})} = \frac{2566}{123.2} \text{ CFS}$$

Theor. Div. Rate
3.
$$\frac{2.566}{\text{Theoretical Div. Rate}} * \frac{246}{\text{Days in season}} * 1.9835 = \frac{1253.38}{\text{AFA}}$$

Note: for electrical motors
EFF = 0.70
for diesel motors
EFF = 0.60

Data Requires Verification ☐
Measurement Required -- ☐
Measurement Not Required ☒

Calculation data sources:

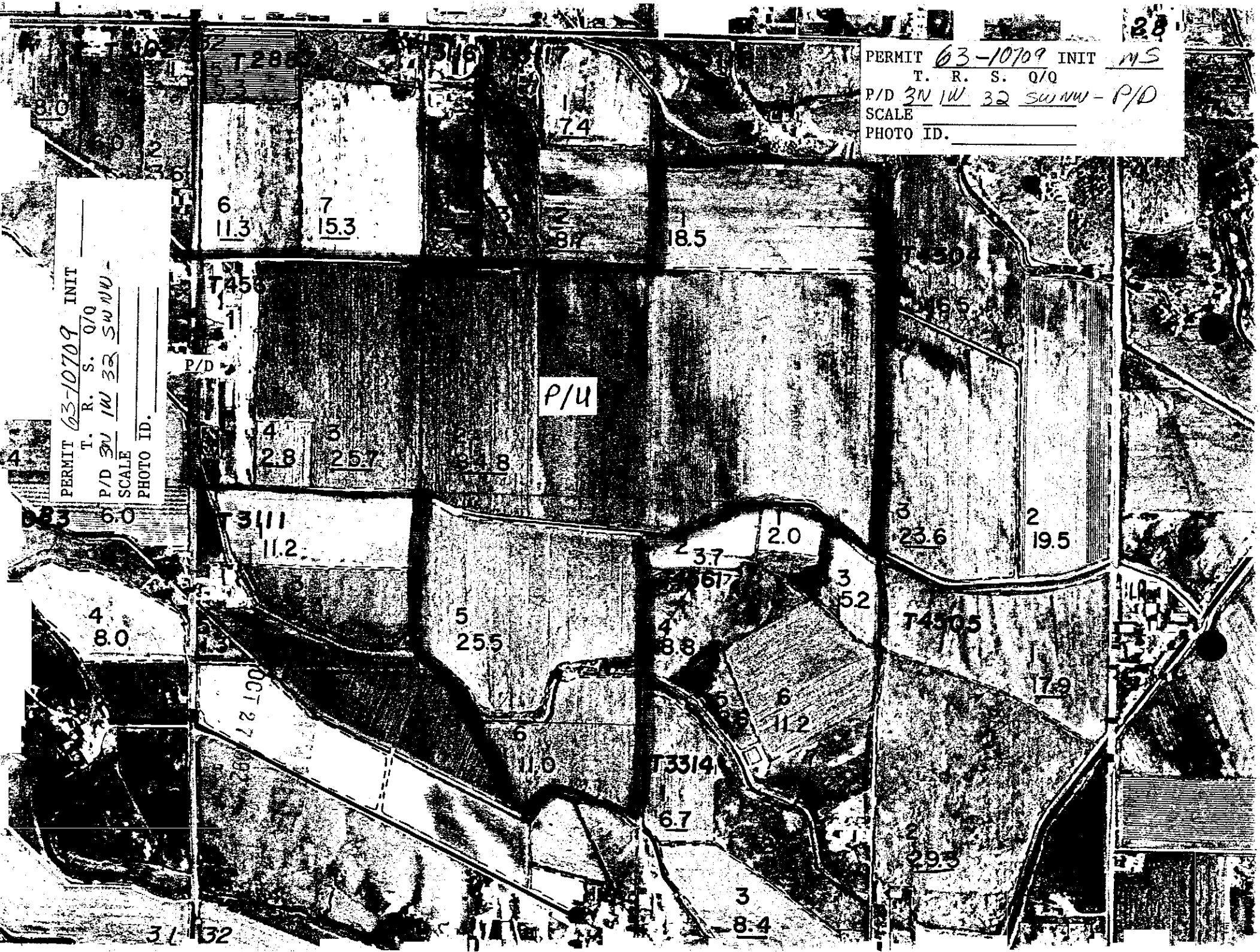
Found acres = 179.2 - Confirmed on aerial with owner
HP = 20 - provided by owner
Dyn Level = 25 - " " "
PSI = 10 - " " "

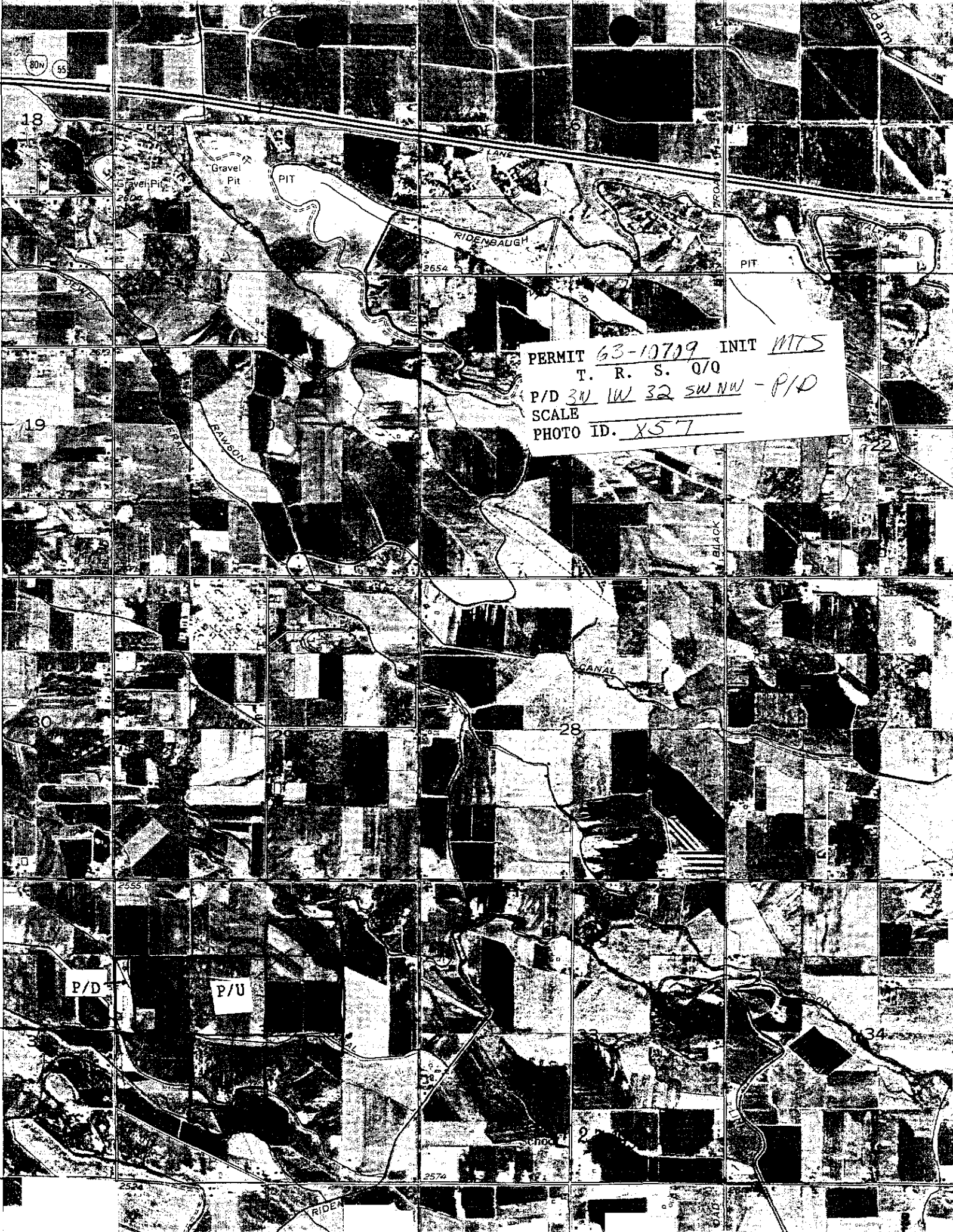
OCT 27 1963

2.56 > 2.0 cfs by 28%
✓ Over

PERMIT 63-10709 INIT MS
T. R. S. Q/Q
P/D 3N 1W 32 SW NW - P/D
SCALE _____
PHOTO ID. _____

PERMIT 63-10709 INIT _____
T. R. S. Q/Q
P/D 3N 1W 32 SW NW -
SCALE _____
PHOTO ID. _____





80N 55

18

Gravel Pit

PIT

RIDENBAUGH

2654

PIT

PERMIT 63-10709 INIT WTS
T. R. S. 0/0
P/D 3N 1W 32 SWNW - P/D
SCALE _____
PHOTO ID. X57

19

RAVISON

BLACK

30

28

CANAL

P/D

P/U

2574

RIDEN

34

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 63-10709

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 1W, Sec. 32, SW 1/4 NW 1/4 or Lot .
2. Owner: Rod St. Clair
Address 1224 S. Robinson Rd., City Tampa, St
3. Casing $\geq$ 12 inches above ground: Yes ☒ No ☐
4. Access Port: Yes ☒ No ☐ Static Water Level: 10'
Pressure Gauge: Yes ☐ No ☒ Casing Diameter: 12"
Flowing: Yes ☐ No ☒ Temperature:
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:

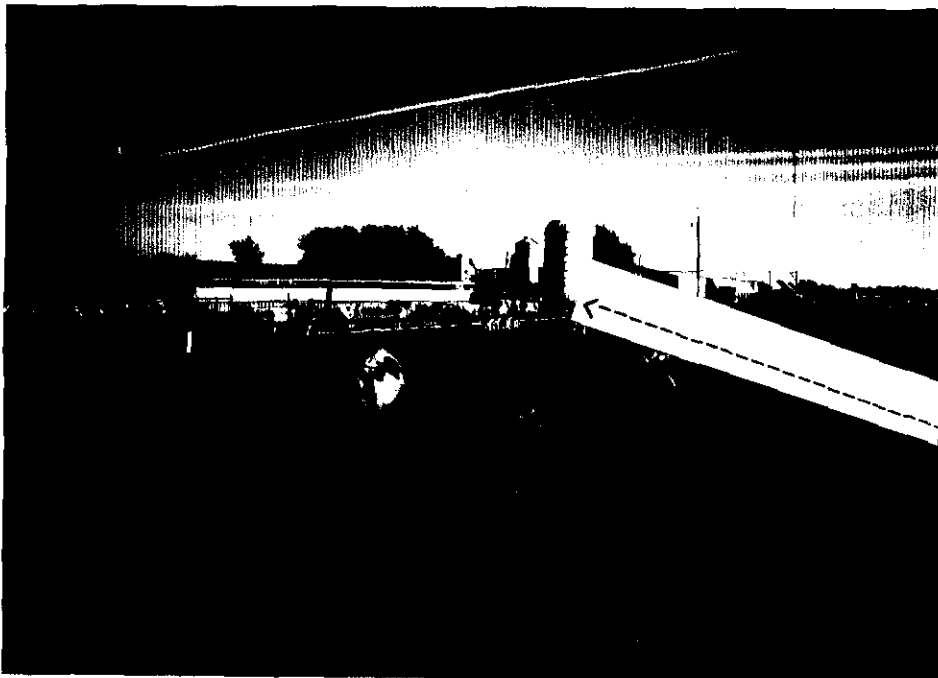
UNRECORDED

OCT 27 1992

63-10709



Well, access point,
Valves and discharge
line going to buried
main line.



View of one holding
pen looking North
toward well, barns,
loafing sheds and
house.

Location of Well

RECORDED

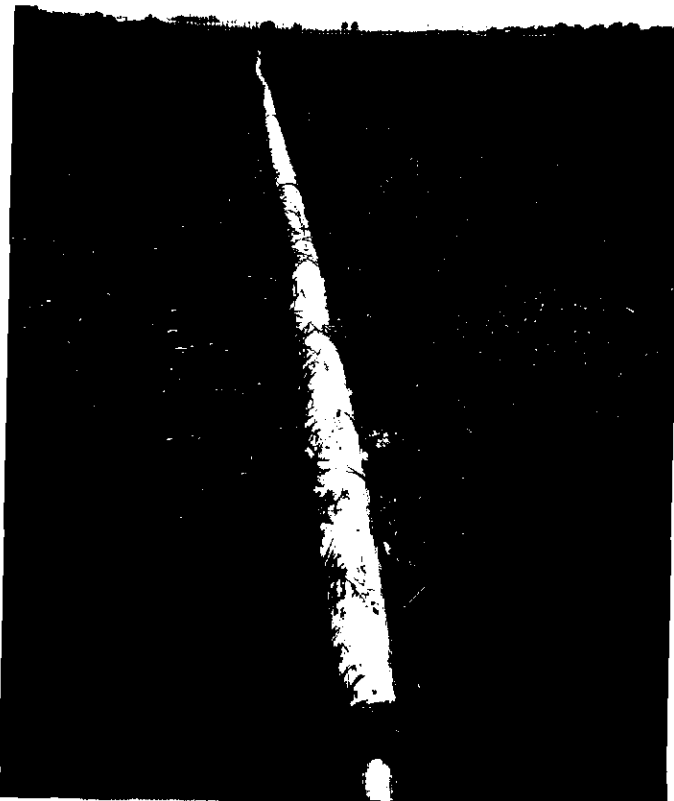
OCT 27 1964

63-10709

#2.



Valve that allows
water to enter
10" gated pipe for
delivery to place
of use.



Gated pipe used to
deliver water to place
of use in fields.

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OCT 27 1992

Pond #1

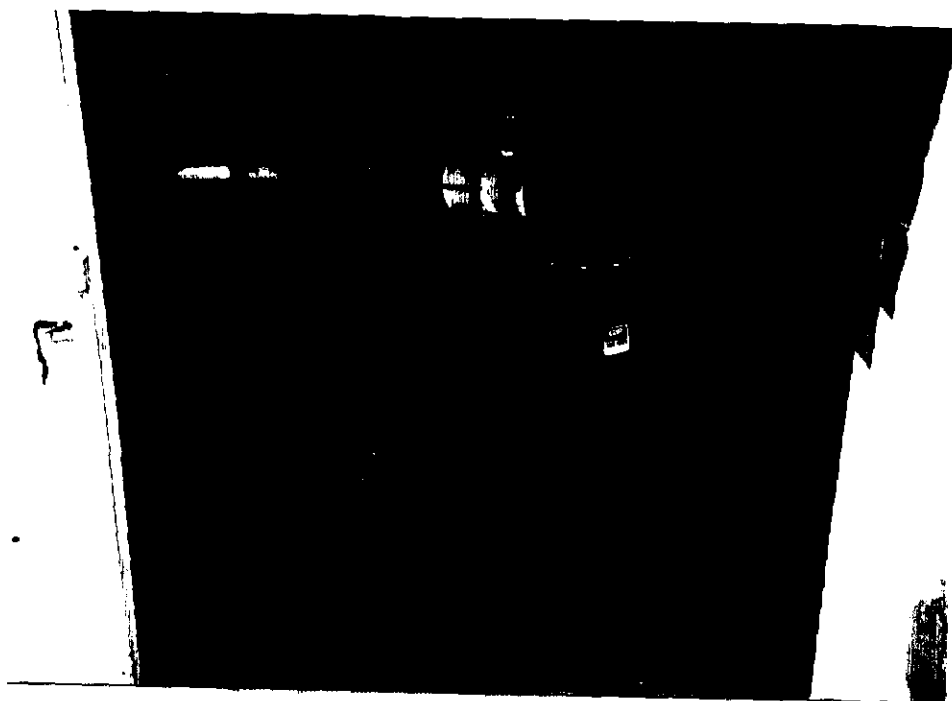
Used to liquify waste from barn and holding pens prior to delivery to the fields. Liquid flows from this pond to pond #2 and then pumped to the place of use.

White shed is the pump house located between the two ponds.

Pond #2

Liquid waste prior to pumping to the place of use.

63-10709



Pump used to
deliver liquified
waste from pond #2
to the place of use.

RECEIVED

OCT 27 1992

April 18, 1990

ROD ST. CLAIR
RT. 6 BOX 6523
NAMPA, ID 83651

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10709

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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APR 19 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 63-10709

Date: 4-13-90

General Considerations:

y Name same as permit
y Signature the same as permit holder
y Address change _____ If yes, prepare a data entry
y Proof received timely
_____ Reinstated

Source of Water:

_____ Surface water
y Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

y Rate of diversion appropriate for uses
y Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

y Is a measuring device or access port required?
y Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks: Proof acceptable

N/A Priority Calculation:
Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

MICROFILMED

APR 19 1990

RECEIVED
MAR 06 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

Permit No. 63-10709 Telephone No. 466-8773

Name(s) of Permit Holder(s): Rod St Clair

Post Office Address: 1224 So Robinson Road Nampa Id 83687

Source of Water: Groundwater

If ground water, well driller's name: Russell Sheller Date drilled: Nov 15, 1988

Extent of Use:

Domestic _____ (No. of households)

Irrigation 195 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted 2.0 cfs 682.5 acre/feet

Show date water was first diverted and beneficially used under this permit: Nov 1988

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: \$ 150.00 (See License Examination Fee Schedule)

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

Rod St Clair 466-8773
Name Telephone No.

1224 S. Robinson Road Nampa, Id. 83687
Address

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APR 19 1990

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.

2/28/90 X [Signature]
Date Signature (and title if on behalf of a company or organization)

Drilling Permit No. 63-88-2-126
Water Permit No. 63-10709 ✓
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

APPROVED

1. Applicant Rod St. Clair

2. Address Rt 6 Box 6523

Nampa, Id 83651 Telephone 466-8773

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

3. Proposed well location SW 1/4 NW 1/4, or Gov't lot No. _____,

Sec. 32, Twp. 3N, Rge. 1W, County Canyon,

Lot, block and subdivision _____

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

☒ Domestic () Stockwater () Monitoring

☒ Irrigation ☒ Industrial () Municipal

() Injection () Other, Specify Animal waste handling to comply with EPA regulations water quality

5. Well construction information:

☒ New well () Deepen () Replace

Proposed surface diameter 12" Maximum depth 120'
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 July 25, 1988

7. Well Driller (if known) Frank Shelly 326 642-3721

Address 960 N 7th Ave Payette, Idaho 83661

8. Applicant's signature Rod St. Clair 466-8773

Title Owner

Date 7-18-88

APR 19 1990

* 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:

8. 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.

Diversion of water from the well drilled pursuant to this permit is not authorized until a valid permit to appropriate water is obtained from the Department of Water Resources.

Dated this 20th day of July, 19 88.

Signed

Title

John E. Beal

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Received by CP Fee 100.00 Date 7/20/88

Receipt No. 0001905 Construction start extension to

Extension approved by

APR 19 1990

RECEIVED
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535
JUL 13 1964

OCT 28 1988

RECEIVED
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535
JUL 13 1964

1. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Frank Shelly Firm No. 326

Address Donwkhave Date _____

Signed by (Firm Official) Frank Shelly

and
(Operator) [Signature]

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

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
December 5, 1988

ROD ST. CLAIR
RT. 6 BOX 6523
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. 63-10709

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

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 time card must be completed and returned to this office as soon as you

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DEC 13 1988

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 Rights Permits Section

GS: SC
Enclosures

RECEIVED
JUN 10 1971

U.S. DEPT. OF AGRICULTURE

Form No. 202a
37

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

NWNE
SWNE
SWNW
SENW
NWSW
SESW
RWSE

INITIAL REVIEW BY 82 DATE 8/1/88 APPLICATION NUMBER 63-10709

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources) *dullying permit issued 7/20/88.*
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ 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 signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.) *yes*
☒ Overlapping point of diversion *no*
☐ Yes ☐ No Field check required
Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☒ No Critical groundwater area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit
☐ Yes ☒ No Power efficiency form
☐ Yes ☒ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☒ See reverse side for additional information

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NOV 02 1988

REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

Department of Water Resources

PROCESSING

☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

None

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
 Final date for protest October 24, 1988
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached Approve, DET
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. 63-P05
☐ Yes ☒ No Special conditions of approval or cover letter below.

OIC, 26A, Recommend that 3 years be allowed for completion of this project.

Date of priority recommended

By

☒ See below for additional information

Date

7/18/1988

10/31/1988

STATE OFFICE REVIEW

P05, P23, P03, P17

26 46 016 ~~26~~ (below)

By

Kew

☐ See below for additional information

Date

11/25/88

ADDITIONAL INFORMATION

Additional

Condition of Approval:

~~26~~ Water shall be diverted under this water right only during periods when diverted flows can be applied beneficially to the irrigation of crops.

State of Idaho

Department of Water Resources

Temporary Approval Analysis Sheet

- ☒ Yes ☐ No Basin No. Correct?
- ☒ Yes ☐ No Source is Groundwater?
- ☒ Yes ☐ No Lands are irrigated with surface water rights? Nampa-Meridian Irrig. Dist.
- ☒ Yes ☐ No Lands are outside Critical Groundwater Area & Groundwater Management Area boundaries?
- ☒ Yes ☐ No County has been declared a drought emergency area by the Governor's Office?

Remarks: no other gw rights.

Approved drilling permit 63-88-Z-126 issued 7/20/88.

Application Initially Received Date 7/18/88 Time 2:51

File Prepared By JP Date 9/28/88 Time 2:40

Staff Review By SL Date (8/1/88 and 8/24/88) Time 2:40

Temporary Approval Prepared By JP Date 10/3/88 Time 2:30 pm.

Temporary Approval Signed By DM Date 10/5/88 Time 3:20 pm

Temporary Approval Mailed By JP Date 10/4/88 Time 9:00 AM

Index Updated By AL Date 10/5/88 Time 8:30 A.M.



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

October 3, 1988

Rod St. Clair
Rt. 6 Box 6523
Nampa, ID 83651

Re: Water Right No. 63-10709

Dear Water Right Applicant:

Enclosed is a temporary approval for diversion of groundwater during the 1988 irrigation season.

The copy of the application for permit to appropriate water attached to the interim approval defines the various components of your temporary approval. The inclusion of the copy of the application is only for the purpose of definition, and any terms contained therein are limited by the conditions of the temporary approval.

This office will continue to process the original application for permit, pursuant to Chapter 2, Title 42, Idaho Code, unless directed otherwise by you. This processing will include advertisement for two weeks in the county where the point of diversion is located.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:jp

Enclosures: Temporary Approval
Copy of Application for Permit

RECEIVED
DEC 13 1988

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES
WITH RESPECT TO TEMPORARY APPROVAL OF
APPLICATION FOR PERMIT NO. 63-10709

This is to certify that I have examined Application for Permit to Appropriate the public waters of the State of Idaho No. 63-10709; and a temporary approval to divert groundwater is granted until 11/15/1988, subject to the following limitations and conditions:

- a. The water use approved herein is subject to all prior water rights.
- b. The water user acknowledges that the temporary approval does not convey a continuing right to divert water and does not convey and right to divert water except as specifically provided in the temporary approval.
- c. The water user assumes all risk that he or she will be successful in obtaining a permanent water right permit when the application is processed under the provisions of Chapter 2, Title 42, Idaho Code and the water Appropriation Rules and Regulations.
- d. Violation of temporary approval conditions, provisions of the Idaho Code, or the Water Appropriation Rules and Regulations is cause for cancellation of the temporary approval and denial of future requests.
- e. By commencing diversion of water under this temporary approval, the water user acknowledges and agrees that the Director of IDWR is authorized to disconnect the power supply from the pump motor used to divert water under the temporary approval or to take other reasonable steps to insure that water is not diverted during any period the temporary approval is suspended or revoked.
- f. The Director may impose additional conditions not a part of the original temporary approval conditions.
- g. The temporary approval applies only to uses and lands which normally have an adequate supply of water from surface water sources but are temporarily water short because of drought conditions.
- h. The temporary approval granted under the expedited procedure shall not be effective for more than the 1988 irrigation season and will expire upon termination of the declared drought emergency, or on the expiration of the term of the approval set herein, whichever is earlier.
- i. The Director will retain jurisdiction of any temporary approval given.
- j. By acceptance of the temporary approval and diversion of water under the temporary approval, the water user assumes all risk relative to interference with other water rights and acknowledges and agrees that the Director is authorized to take reasonable steps to insure that water is not diverted under the approval at any time the Director determines there is not water available for diversion.

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- k. Temporary approval granted will be of no force no effect from and after the 1988 irrigation season. The application for permit, however, will be processed by the Department under the provisions of Chapter 2, Title 42, Idaho Code, unless directed otherwise by the applicant.

Witness my hand this 3rd day of October, 1988.

David R. Tuthill Jr.

DAVID R. TUTHILL, JR., P. E.
Manager Western Regional Office, IDWR

RECEIVED
OCT 13 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

SEPTEMBER 28, 1988

Press-Tribune
P.O. Box 9399
Nampa, ID 83652

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 24, 1988.

Yours truly,

JUDY PENSE
Secretary

Encl.

RECORDED

DEC 13 1988

63-10709

ST. CLAIR, ROD
RT. 6 BOX 6523
NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: SWNW Sec 32 T 03N R 01W

Use: IRRIGATION (2.000 CFS)

Date Filed: 7/18/1988

In: T03N R01W S32

NWNE
NESW

SWNE
SESW

SWNW
NWSE

SENE

195.0 ACRES TOTAL

RECORDED

DEC 13 1988