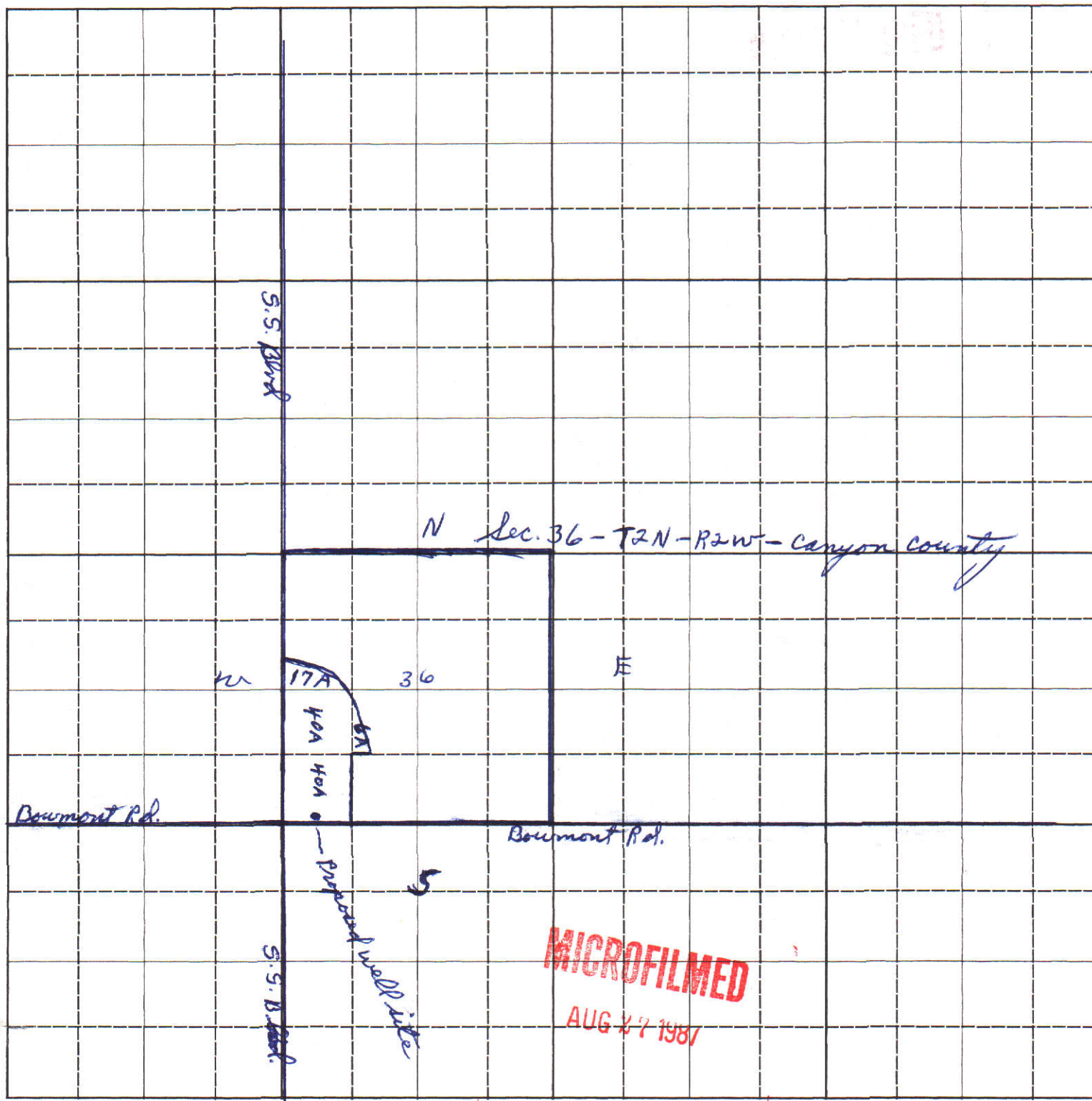


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

James J. Emmert
(Applicant)

RECEIVED

JUN 30 1988

KEYPUNCHED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

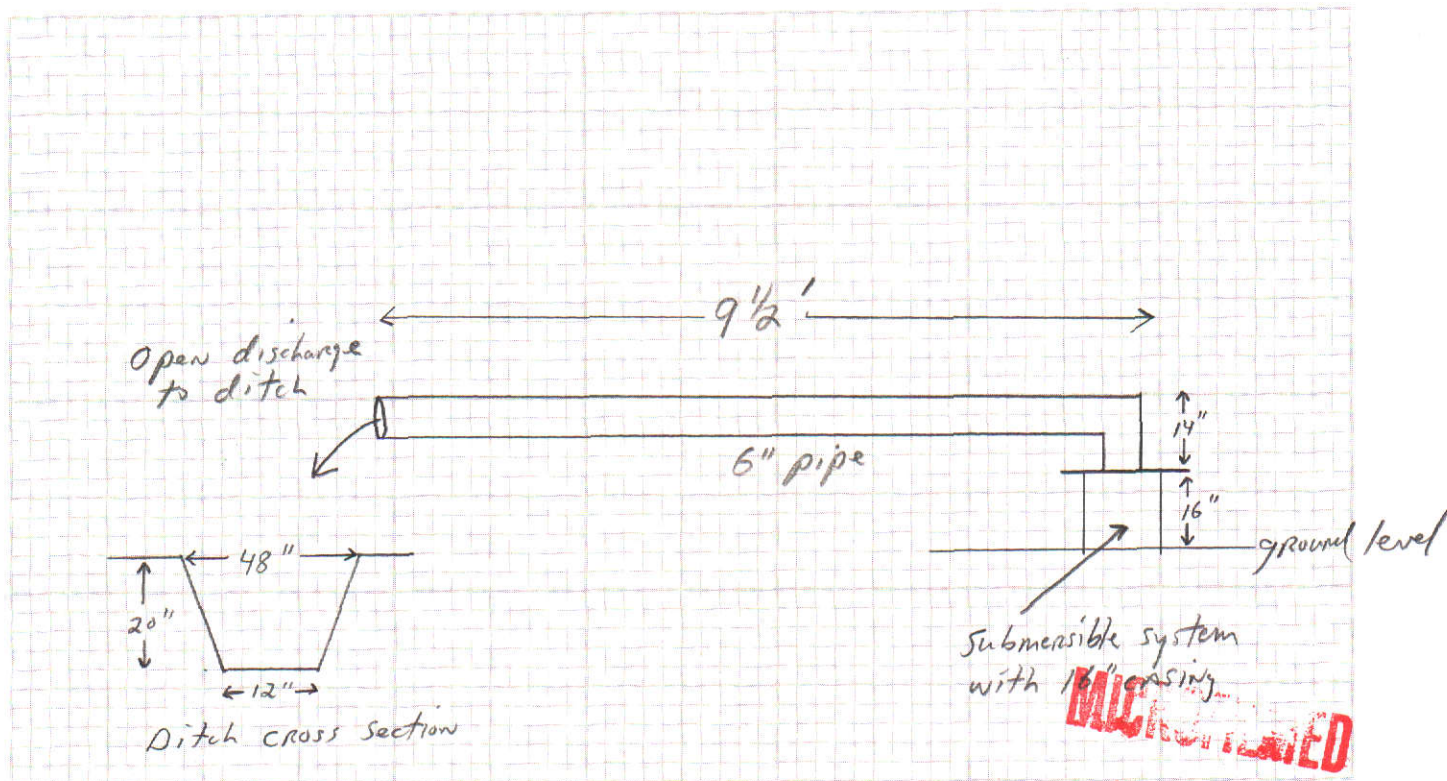
1. Owner: James L. Emmert Permit No. 63-10423
Current Address: Rt. 3 Box 3515 Nampa, Id. 83651 Phone No. 466-4790
2. Accompanied by: same EXAM. DATE: 4/12/88
Address: same Phone No. same
Relationship to Permit Holder: same
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-2388, 2596
_____ ☒ Copies Attached 2388 only
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

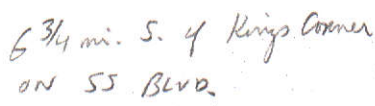


Scale: 1" = NOT TO SCALE

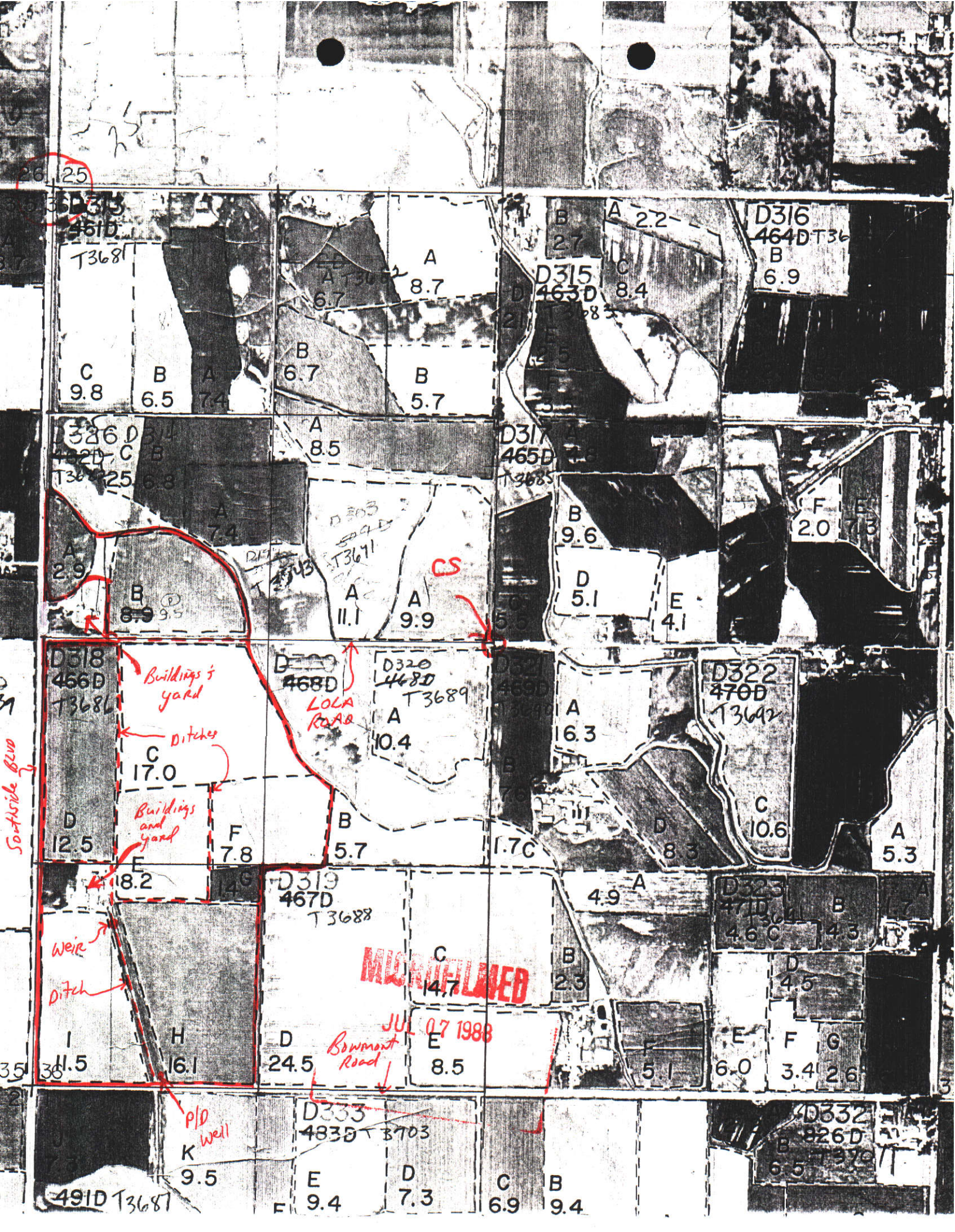
2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

JUL 07 1988

2771 III SW
(MERIDIAN)



RECEIVED
JUL 07 1988



63-10423



① P/O

Well approx 8 miles south of Nampa and just north of county line.



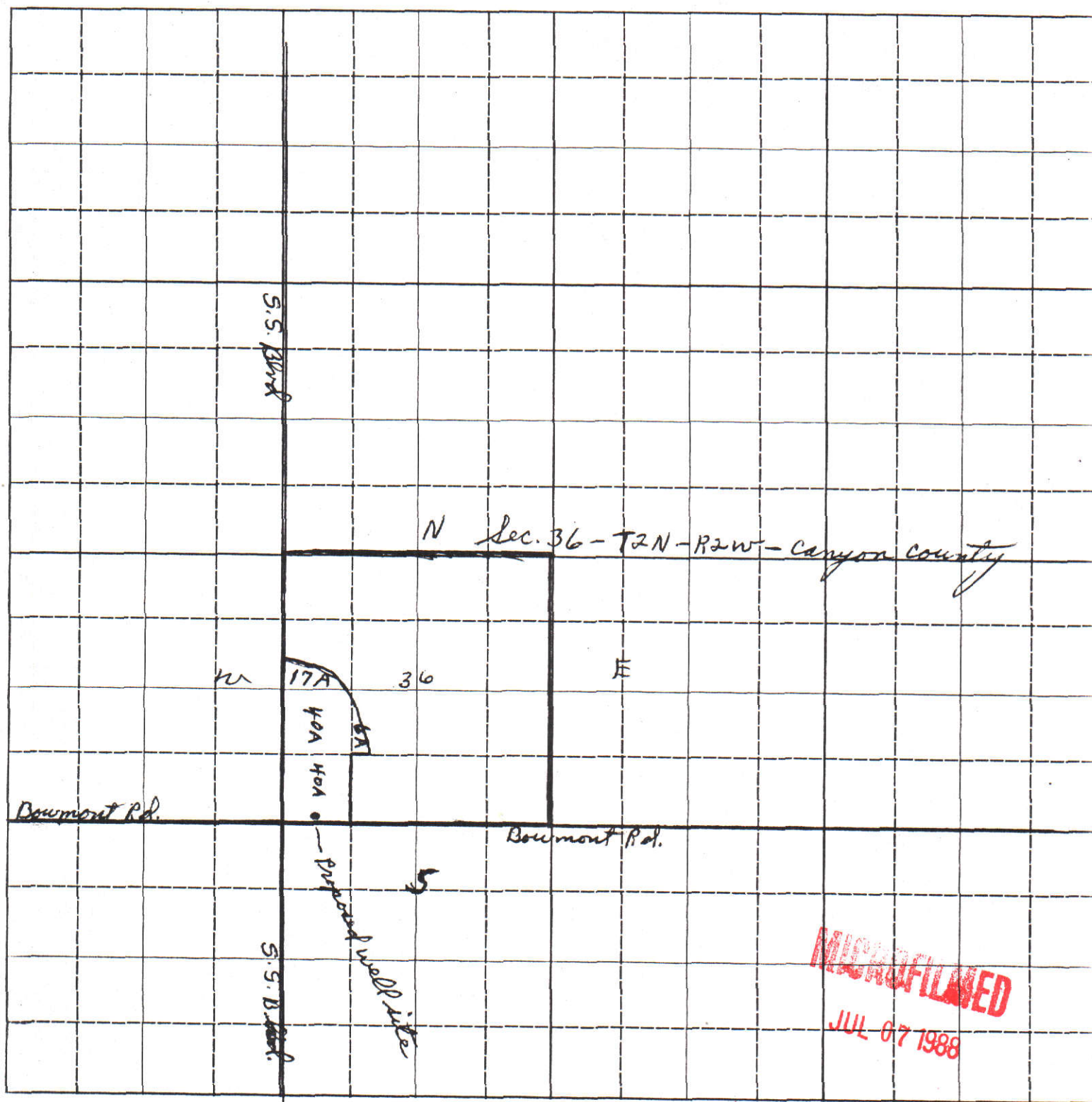
②

Looking north at acreage and cement ditch. Weir is between pickup and buildings in background.

Note: Measurement occurred before ✓ siphon tubes were activated.

RECEIVED
JUL 07 1988

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



Scale: 2 inches equal 1 mile.

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

James L. Emmert
(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10423

Priority: April 16, 1987

Maximum Diversion Rate: 1.13 CFS
Maximum Diversion Volume:¹ 432.0 AF

This is to certify, that JAMES L. EMMERT
6198 SOUTHSIDE BLVD.
NAMPA, ID 836860000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 16, 1987; and has submitted Proof of Beneficial Use on April 5, 1988. An examination indicates that the works have a diversion capacity of 1.130 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	04/01 to 11/01	1.13 CFS	432.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 36, Township 02N, Range 02W
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>
02N	02W	36	SWNW 13	NESW 6	NWSW 39	96
			SWSW 38			

Total number of acres irrigated: 96

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery 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.

MICROFILMED

NOV 21 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10423

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 24TH
day of OCTOBER, 1989.


R. Keith Higginson, Director



RECEIVED
NOV 1 1989

NOV 1 1989

RECEIVED

APR 16 1987

63-10423

63-10423

Ident. No. _____

Form 202
6/85

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant JAMES L. EMMERT Phone (208) 466-4790
Post office address RT. #3 - Box 3515 Hampe, Ida. 83651
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 36 Township 2N Range 2W B.M. Canyon County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.0 for irrigation purposes from April 1 to Nov. 1 (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)
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) 0.00
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well-pump-pipeline to
Cement ditch (appr. 20 ft.)

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 200 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
1 yr. years (minimum 1 year).

RECORDED

AUG 27 1987

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

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

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	2W	36						17A			6A	40A	40A						103A

Total number of acres to be irrigated 103

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

Boise-Huna Irrigation Dist.

11. a. Who owns the property at the point of diversion? James L. Emmert

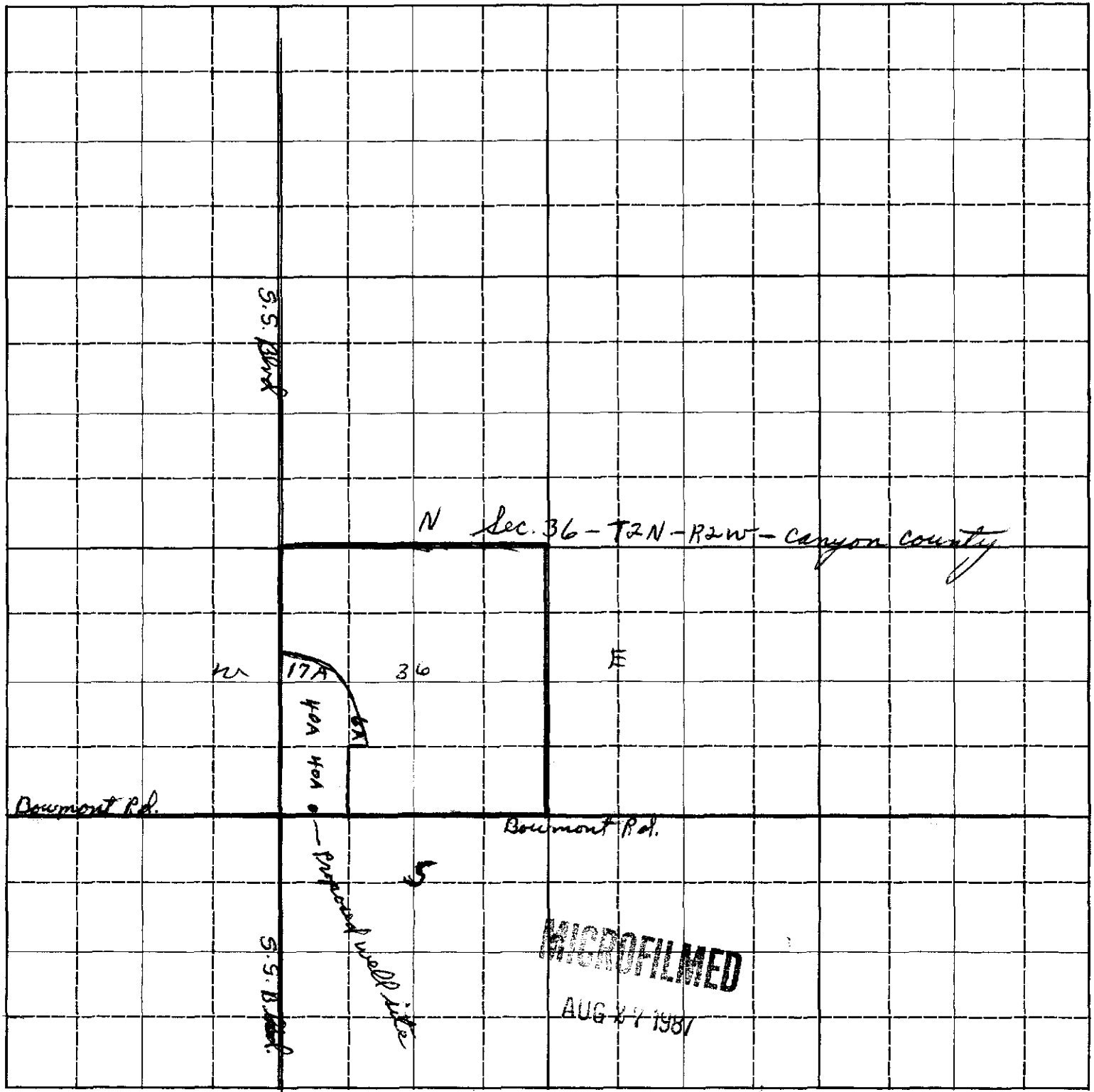
b. Who owns the land to be irrigated or place of use? " "

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: Supplemental Irrigation Water

FILED
AUG 67 1987

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



Scale: 2 inches equal 1 mile.

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

James I. Emmert
(Applicant)

Received by D.A.B. Date 4-17-87 Time 11:00 am Proposed Priority 4/16/87
Date Apr. 16, 1987 Time 8:30 am Preliminary check by [Signature]
Fee \$ 105.00 Received by SP # 42336 Date 4/20/87
Publication prepared by [Signature] Date 4-29, 1987 Published in Press-Tribune
5-7 & 5-14, 1987
Publication approved [Signature] Date 7/6/87

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. 63-10423, 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
September 1, 1988.

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: If construction of the well under this permit was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this permit is prohibited unless a drilling permit is obtained from the Department.

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.

Witness my hand this 13th day of August, 1987.

[Signature]
Chief, Operations Bureau

MICROFILMED

AUG 27 1987

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

63-10420

GARCIA, RUDOLPH &/or EDITH M.

RT. 6 Box 197, CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: NWSW Sec 21 T 04N R 04W

Use: IRRIGATION (0.8 CFS)

Date Filed: 04/16/1987

In: NWSW Sec 21 T 04N R 04W FOR 40 ACRES

63-10421

ISAACSON, VIRGIL

RT. 3 Box 154, CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: SWSW Sec 29 T 04N R 02W

Use: IRRIGATION (0.8 CFS)

Date Filed: 04/17/1987

In: SWSW Sec 29 T 04N R 02W FOR 40 ACRES

63-10422

SCHOBER, WESLEY

422 W. LOCUST, NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: SWSE Sec 04 T 02N R 02W

Use: IRRIGATION (0.680)

Domestic (0.040 CFS)

Date Filed: 04/15/1987

In: SESE Sec 04 T 02N R 02W FOR 34 ACRES

63-10423 OK *JA*

EMMERT, JAMES L.

RT. 3 BOX 3515, NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: SESWSW Sec 36 T 02N R 02W

Use: IRRIGATION (2.0 CFS)

Date Filed: 04/16/1987

In: SWNW NESW NWSW SWSW Sec 36 T 02N R 02W FOR 103 ACRES

63-10424

PICKREL, ERVIN A. &/or VELMAL

RT. 2 BOX 678 CALDWELL, ID 83605

Source: GROUNDWATER

Diversion Pt: SWNE Sec 26 T 05N R 04W

Use: IRRIGATION (1.6 CFS)

Date Filed: 04/17/1987

In: SENW NESW Sec 26 T 05N R 04W FOR 80 ACRES

The permits will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on, or before MAY 26, 1987.

KEN DUNN
Director

May 6, 13, 1987

RECEIVED
MAY 13 1987

Department of Water Resources
Western Regional Office

RECEIVED
MAY 15 1987

Department of Water Resources.

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 uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

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

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

4. That said notice was published the following dates:
May 6, 13, 1987

Debra Martin del Campo
Subscribed and sworn to before me this

13th day of May
19 87

Janet Lust
Notary Public, Residing at Nampa, Idaho

RECORDED

AUG 27 1987

MY COMMISSION EXPIRES
JULY 12th, 1991

October 24, 1989

JAMES L. EMMERT
6198 SOUTHSIDE BLVD.
NAMPA, ID 836860000

RE: PERMIT NO. 63-10423

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

NOV 21 1989

September 27, 1989

JAMES L. EMMERT
6198 SOUTHSIDE BLVD.
NAMPA, ID 836860000

RE: PERMIT NO. 63-10423

Dear Permit 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,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

NOV 21 1989

RECEIVED

DATE

7/11/89

JUL 12 1989

Department of Water Resources

FROM

Sterred

TO

File 63-10423

SUBJECT

Per phone conv with J. Emmert:

renumbered address now known AS:

6198 Southside Blvd.

Nampa 83686

MICROFILMED

NOV 21 1989

SIGNATURE

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT			LT	#SOURCE	#NAME
				1\4	1\4	1\4			
6310423	02N	02W	36	SE	SW	SW		GROUNDWATER	EMMERT, JAMES

MICROFILMED

NOV 21 1989



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

June 28, 1988

63-10423
James L. Emmert
Rt. 3 Box 3515
Nampa, ID 83651

Dear Applicant(s):

We acknowledge receipt of your statement submitted as proof as beneficial use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense
Secretary

/jp

MICROFILMED

JUL 07 1988

FIELD EXAM REVIEW

TO: File 63-10423

FROM: Jim Johnson

DATE: 7-1-88

Review of Compliance with Beneficial Use Rules & Regulations

Rule 3. Authority of Representative

N/A 3,1. 3,2.

Rule 4. Qualification

N/A 4,1.

Rule 5. Examination for Beneficial Use

5,1. Field Report:

? OK 5,1,2. ? OK 5,1,3. ? OK 5,1,4. N/A 5,1,5. ? 5,1,6.
OK 5,1,7. OK 5,1,8. 5,1,9. OK 5,1,10. N/A 5,1,11.
OK 5,1,12. OK 5,1,13. OK 5,1,14. OK 5,1,15. OK 5,1,16.
OK 5,1,17.

5,2. Field Report Acceptability:

OK 5,2,1. N/A 5,2,2. N/A 5,2,3. OK 5,2,4.

5,3. General:

OK 5,3,1. N/A 5,3,2. N/A 5,3,3. N/A OK 5,3,4. N/A 5,3,5.

Rule 6. Water Measurement

6,1. Measurement Terminology:

 6,1,1. 6,1,2. 6,2. 6,3. 6,4.
 6,5.

Remarks:

INDEXED

JUL 07 1988

PD - 2N 2W 5.36 SESWSW
PU SWN
W/2 SW, NESW
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

63-10423
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
JUN 30 1988

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 Department of Water Resources
☒ Computer Data Proof Report
☒ Copy of U.S.G.S. Quad

☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SL 4/5/88 (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 SL 4/5/88 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☒ copy of water right(s) attached?

Type of Overlap? ☒ Increase rate of flow or volume } 63-2388 Boise River Irr. Dist.

☒ Add P/D's Boise River water

☐ Increase number of acres within tracts

☐ Other: _____

Aerial Photo

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

Scheduling Letter sent? N/A (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
☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Sten Jester 4/12/88 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent SL 6/7/88 (Initial and date)

Exam Reviewed by Manager of Regional Office DET 6/13/88 (Initial and date)

Exam Date Entered in Computer ✓ (Initial and date)

Exam sent to State Office 99 6/28/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original

Refiled in White File ✓ (Initial and date)

JUL 07 1988

RECEIVED

JUN 30 1988

KEYPUNCHED

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

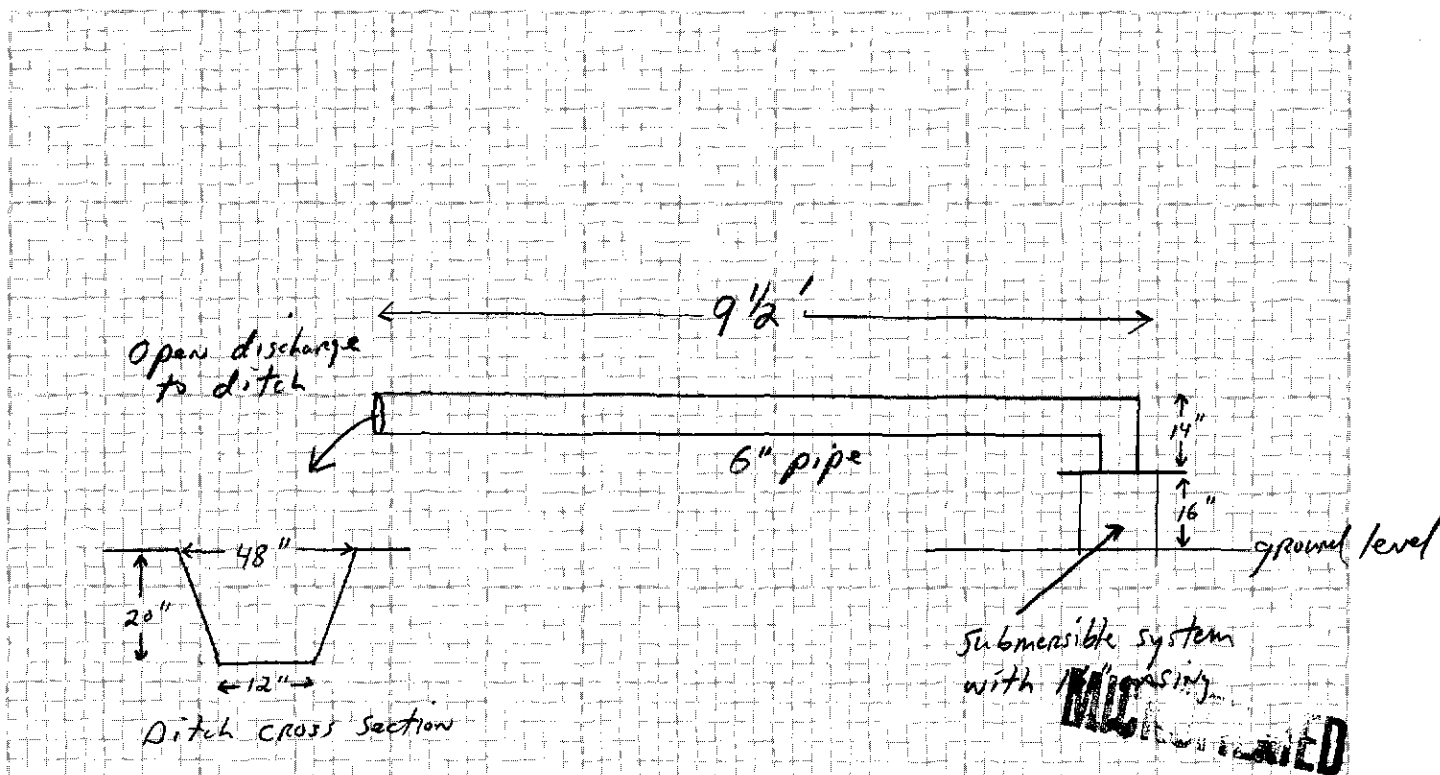
Permit No. 63-10423
1. Owner: James L. Emmert Phone No. 466-4790
Current Address: Rt. 3 Box 3515 Nampa, Id. 83651
2. Accompanied by: same EXAM. DATE: 4/12/88
Address: same Phone No. same
Relationship to Permit Holder: same
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-2388, 2596
☒ Copies Attached 2388 only
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" = NOT TO SCALE

JUL 07 1988

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

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

A 166' deep well with a 16" casing uses a submersible system and 6" discharge pipe into a cement ditch to provide gravity (siphon) irrigation. Cement or tiled ditches are found throughout the acreage. A well made Cipolletti weir is placed in main cement ditch 990' north of the well. Weir placement is acceptable due to negligible loss in cement ditch. Static water level as of 6/87 was 80'. Dynamic pumping level is unknown and cannot be measured.

☐ 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	no tag	Red Jacket	no tag ; 6" pipe

*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
		SE	SW	SW	36	2N	2W	Canyon	USGS 7 1/2' QUAD & ASES photo.
									1/4 1/4 1/4 shown to match permit information.

6. Place(s) of Use:

Indicate Method of Determination AS in P/D

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	
2N	2W	36							13		6	39	38						96

MICROFILMED

JUL 07 1988

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Cipolletti Weir				crest =	18"	

2. Measurements:

head = .37" measured twice, identical readings

psi = 0 (open discharge)

z unknown

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: .37" h_d = 1.13 cfs

2. Alternate Method for Checking Purposes:

HP eq. where $H_p = 20$ eff = .8 (assume)
psi = 0 z = 85 (assume)

$$Q = \frac{(8.8)(20)(.8)}{(2.31 \times 0) + 85} = 1.66 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 0 psi x 2.31 = 0 ft (1); Dynamic pumping level: 85 ft (2)

Total Head: (1) + (2) = 85 (3) ; Flow rate: 1.13 cfs (4)

Water HP: (3) x (4) ÷ 8.8 = 10.915 (5)

Meter Input KW: 3.6 x 28.8 KH x CTR or MULT x 1.0 PTR x 5 N/ 59 T = 8.786 (6)

Meter Input HP: (6) x 1.34 = 11.773 (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 = 92.7 %

NOTE - discard this p.e. test since result is clearly inaccurate. would need panel input KW & HP to measure efficiency

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (96)(4.5) = 432.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (1.13)(214)(1.9835) = 479.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 432.0$$

2. Volume Calculations for Other Uses:

N/A

FILED

JUL 07 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Well construction began in 5/15/87, completed 6/15/87; no well drilling permit needed (see conditions of approval).

Lic. Condition: R32.

Limit rate to 1.13 cfs based on measurement.

Overlap:

63-2388 - Boise Kuna Irrig. District using Boise River water on same acres throughout the farm.

63-2596 - Domestic use from a well in SWNW S.36.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	11/1	1.13	432.0
Totals:				

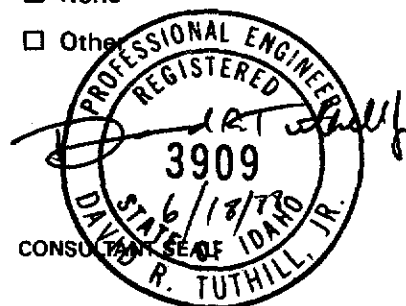
2. Recommended Amendments

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

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Steven Lester
Signature Stan Lester
Certification Date _____
Field Report Preparation Date 4/12/88



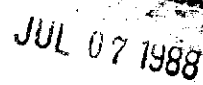
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

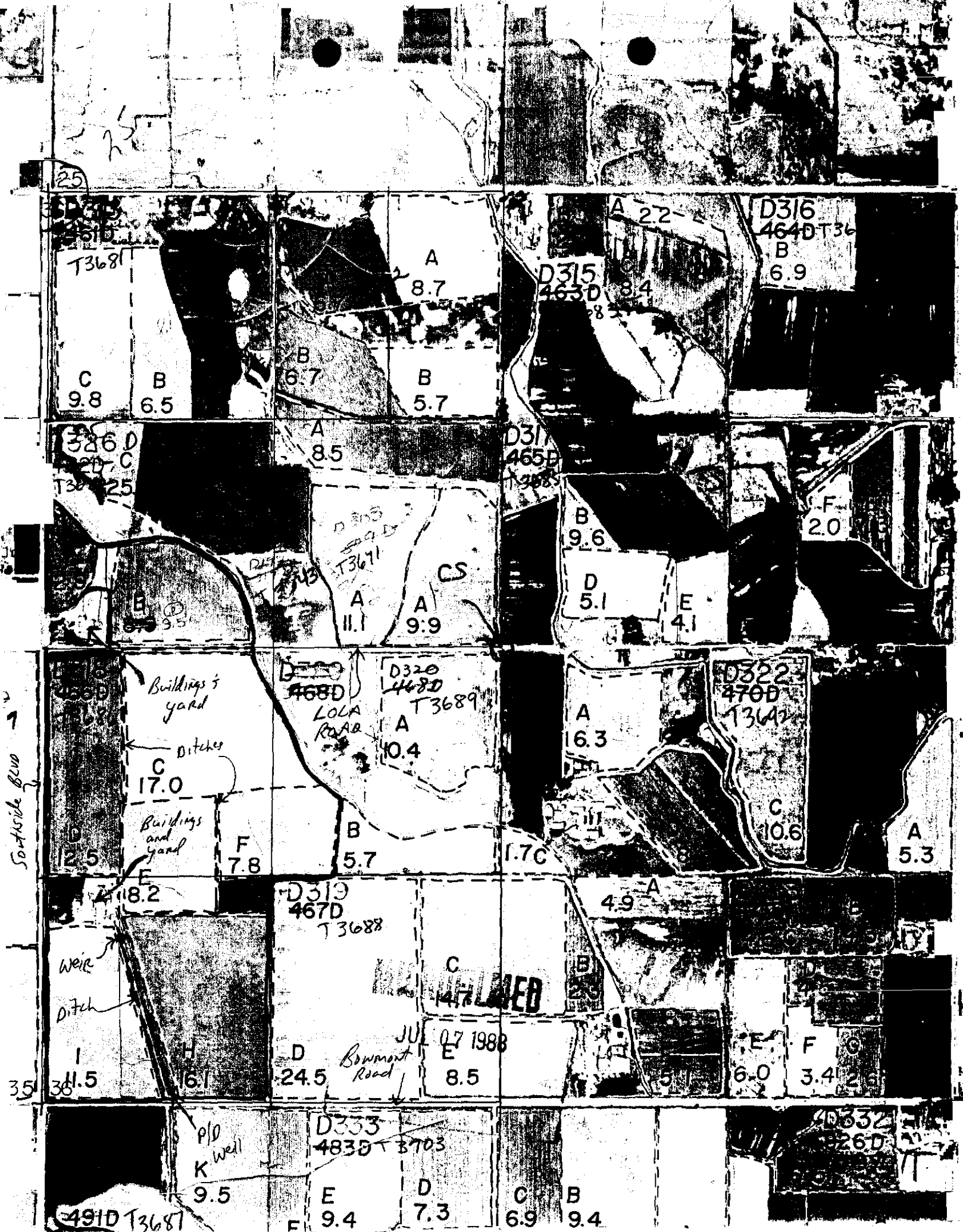
John G. G. G.

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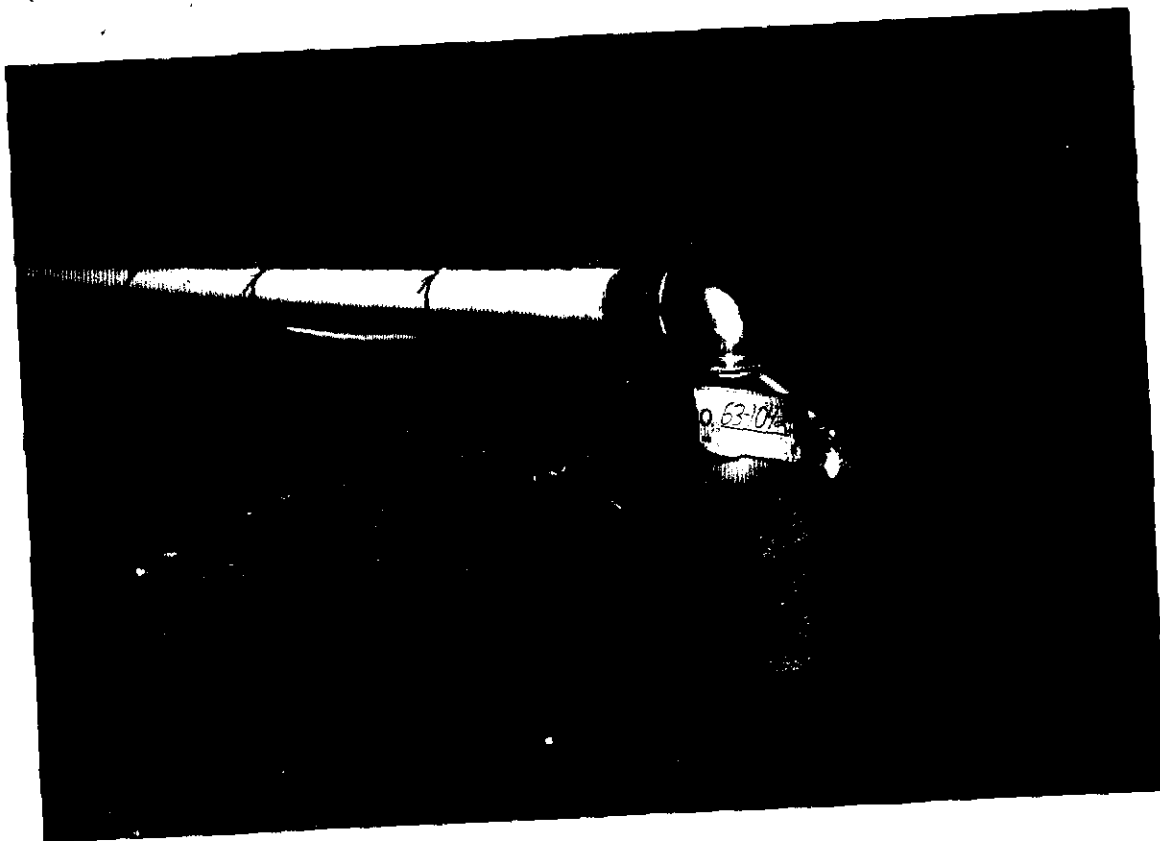
JUL 07 1988

2771 III SW
(MERIDIAN)



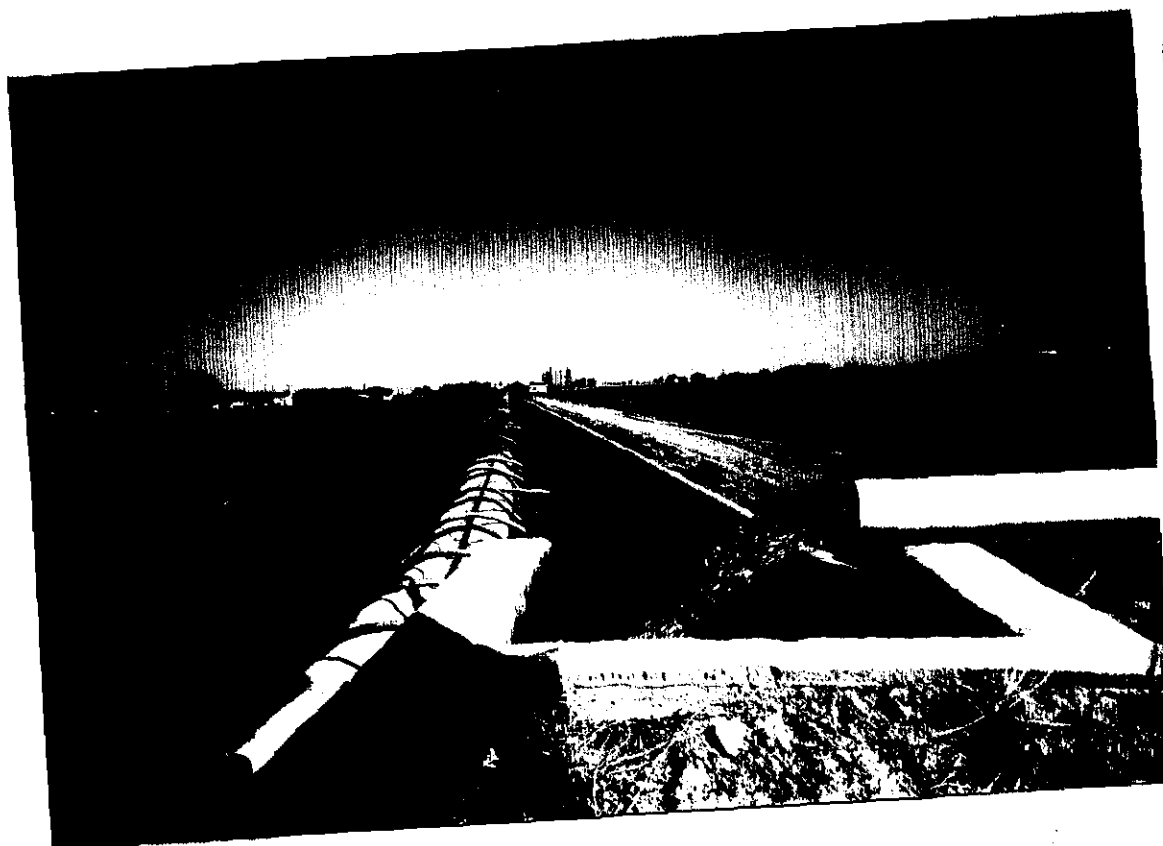


63-10423



① P10

Well approx 8
miles south of
Nampa and just
north of county
line.



②

Looking north
at acreage and
cement ditch.
Weir is between
pickup and buildings
in background.

Note: measurement
occurred before ✓
siphon tubes were
activated.

JUL 07 1988

APL
63-10423

WRR156

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS BY PLACE OF USE

PAGE 468
01/03/1988

TWN	RNG	SEC	TRACT	LOT	ACRES	USES	WATER RIGHT NUMBER	LAST NAME	OWNER CODE	STAGE	PRIORITY DATE	SOURCE OF WATER
02N	02W	34	SESW		39 01		63-7647	NEIDER	C	L	08-09-1972	GROUNDWATER
			NHSE		40 01		63-3149	CASPER	C	L	03-10-1959	GROUNDWATER
			NHSE		40 01		63-3406	CASPER	C	L	03-12-1964	GROUNDWATER
			NHSE		40 01		63-7647	NEIDER	C	L	08-09-1972	GROUNDWATER
			SWSE		40 01.43		63-3046	HOPPINS	O	L	05-19-1955	GROUNDWATER
			SWSE		40 01		63-7647	NEIDER	C	L	08-09-1972	GROUNDWATER
			SESE		40 01.43		63-3046	HOPPINS	O	L	05-19-1955	GROUNDWATER
			SESE		40 01		63-7647	NEIDER	C	L	08-09-1972	GROUNDWATER
		35	SESE		01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
			NENH		40 01.43		63-3039	GROSS	C	L	04-12-1955	GROUNDWATER
			NHSH		30 01.43		63-3039	GROSS	C	L	04-12-1955	GROUNDWATER
			SHNH		40 01.43		63-3039	GROSS	C	L	04-12-1955	GROUNDWATER
			SHNH		06 01		63-3157	GROSS	O	L	08-28-1959	GROUNDWATER
					01		63-2388	DALE GROSS EST.	C			
		36	SHNH		17 01		63-10423	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
			SHNH		43		63-2596	EMMERT	C	P	04-16-1987	GROUNDWATER
							63-2596	TROBAUGH	O	L	04-30-1942	GROUNDWATER
			NESH		06 01		63-10423	EMMERT	C	P	04-16-1987	GROUNDWATER
			NHSH		40 01		63-10423	EMMERT	C	P	04-16-1987	GROUNDWATER
			SHSH		40 01		63-10423	EMMERT	C	P	04-16-1987	GROUNDWATER
02N	03W	02			01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
		03			01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
		04			01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
			SENE		10 01		63-8610	FARNER	C	P	03-24-1977	GROUNDWATER
							63-8455	FARNER	C			
			NHSH		35 01		63-8455	MOHRER	C	L	02-16-1977	GROUNDWATER
			SHNH		35 01		63-8455	MOHRER	C	L	02-16-1977	GROUNDWATER
			SENH		04 01		63-8687	MOHRER	C			
			NESH		39 01		63-8687	SAXTON FRUIT FARMS	C	L	04-14-1977	GROUNDWATER
			SESH		39 01		63-8687	SAXTON FRUIT FARMS	C	L	04-14-1977	GROUNDWATER
			NESE		40 01		63-8610	SAXTON FRUIT FARMS	C	L	04-14-1977	GROUNDWATER
							63-8610	FARNER	C	P	03-24-1977	GROUNDWATER
			NHSE		21 01		63-8687	FARNER	C			
			SHSE		31 01		63-8687	SAXTON FRUIT FARMS	C	L	04-14-1977	GROUNDWATER
			SESE		40 01		63-8610	SAXTON FRUIT FARMS	C	L	04-14-1977	GROUNDWATER
							63-8610	FARNER	C	P	03-24-1977	GROUNDWATER
			SESE		04		63-8610	FARNER	C	P	03-24-1977	GROUNDWATER
							63-8610	FARNER	C			
		05			01		63-2388	U.S. DEPT. OF INTE	C	L	08-18-1924	BOISE RIVER
			NENE	01	34 01		63-8613	FARNER	C	P	04-04-1977	GROUNDWATER
							63-8613	FARNER	C			
			SENE		40 01		63-8613	FARNER	C	P	04-04-1977	GROUNDWATER
							63-8613	FARNER	C			
			NENH		34 01		63-9939	FARNER	C			
			NHSH		29 01		63-9939	NAFSINGER FARMS IN	C	L	02-22-1977	GROUNDWATER
			SHNH		39 01		63-9939	NAFSINGER FARMS IN	C	L	02-22-1977	GROUNDWATER
							63-9939	NAFSINGER FARMS IN	C	L	02-22-1977	GROUNDWATER

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JUL 20 1988

Boise River
Zary Dist.

for Base-Kent
Iron Dist.

State of Idaho

Amount 300 second feet

Priority August 18, 1924

UNITED STATES OF AMERICA / BUREAU OF RECLAMATION

made application for a permit to import

made application for a permit to appropriate the
August 18, 1924; that Permit No. 16098
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
300 second feet was issued thereunder on October 21, 1929, showing that said works
were completed on the 18th day of September 1929; and that on the 18th
day of September 1939

ACTING THROUGH B. E. STOUTMEYER, DISTRICT COUNSEL
UNITED STATES OF AMERICA, BUREAU OF RECLAMATION

of Boise, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho of the right to use the waters of Boise River
, a tributary of Snake River, for the purpose of irrigation
, under the Permit No. 16098 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 4006, on the 13th day of March, 1940.

The right hereby confirmed dates from August 18, 1924

The Point of Diversion is located in Lot 9 in the ~~16~~ ~~14~~ Sec. 3, T. 2 N., R. 3 E., R. M., Ada County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 300 cubic feet per second.

Description and location of use: 164,572 acres within the Boise Project

-Fwp.	Hamp.	-Decr	-Forty-acre Tract-	Non-Acre Described in Return	the Acre Actually Irrigated-

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho.
1942 March 19 40

JAMES SPOTTORD
Commissioner of Reclamation

(SEAL)

63 2359

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APR 16 1987

63-10423

Form 202
6/85

Ident. No. ~~63-10423~~

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant JAMES L. EMMERT Phone (208) 466-4790
Post office address RT. #3 - Box 3515 Hampe, Ida. 83651
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 36 Township 2N Range 2W B.M. Canyon County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 2.0 for irrigation purposes from April 1 to Nov. 1 (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)

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) 400
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well-pump-pipeline to
cement ditch (appr. 20 ft.)

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 200 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
1 yr. years (minimum 1 year).

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8. Description of proposed use (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. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	2W	36							17A		6A	40A	40A						103 A

Total number of acres to be irrigated 103

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

Boise-Kuna Irrigation Dist.

11. a. Who owns the property at the point of diversion? James L. Emmert

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

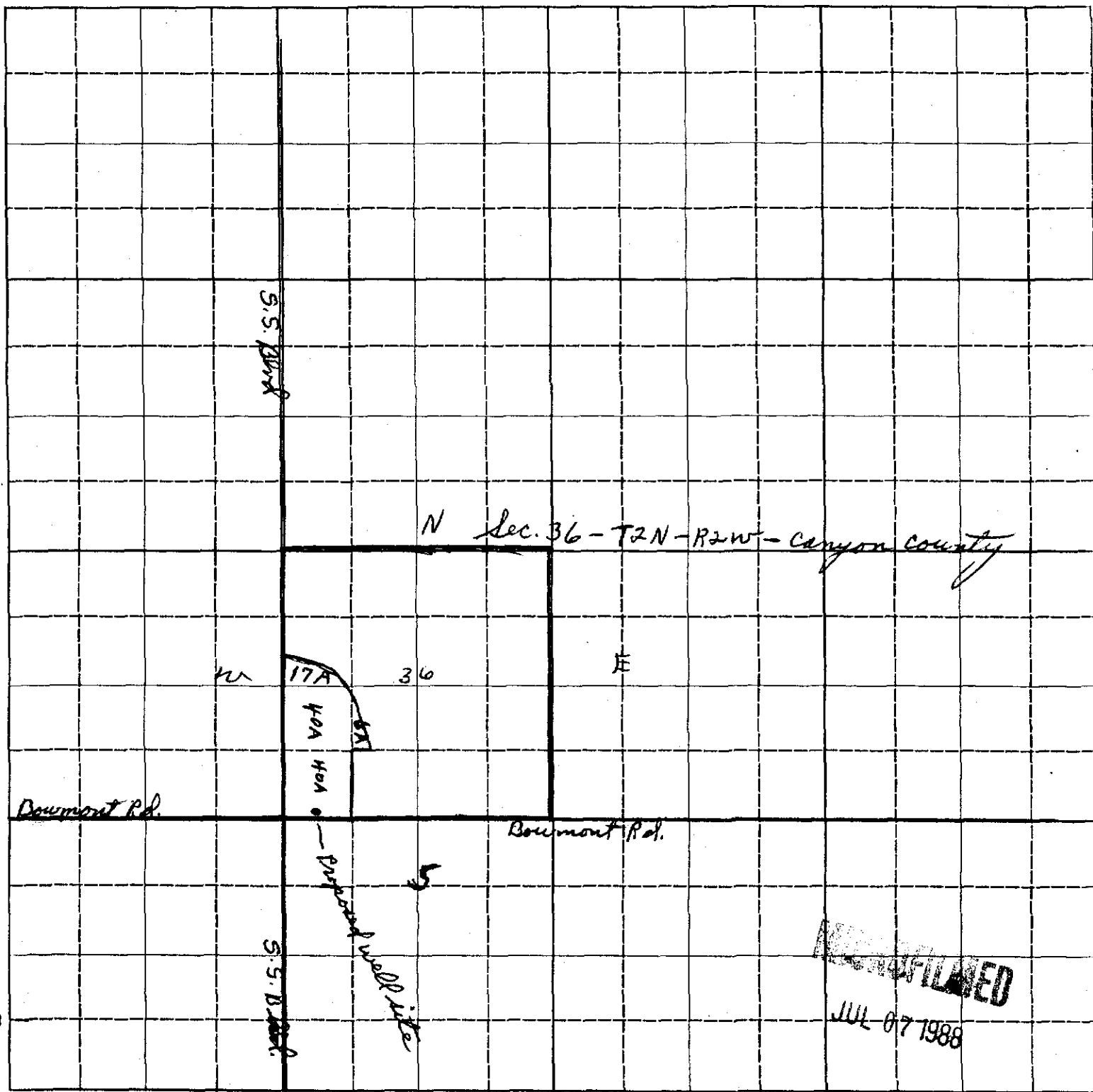
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Supplemental Irrigation Water

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



Scale: 2 inches equal 1 mile.

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

James L. Emmert
(Applicant)

4-17-87 11:00 am Proposed Priority 4/16/87
Received by DAB Date 4-16, 1987 Time 8:30 AM Preliminary check by [Signature]
Fee \$ 105.00 Received by SP # 42336 Date 4/20/87
Publication prepared by [Signature] Date 4-29, 1987 Published in Press-Tribune
5-7 x 5-14, 1987
Publication approved [Signature] Date 7/6/87

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. 63-10423, 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 September 1, 19 88.

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: If construction of the well under this permit was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this permit is prohibited unless a drilling permit is obtained from the Department.

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.

Witness my hand this 13th day of August, 1987.

[Signature]
Chief, Operations Bureau

RECEIVED
JUL 07 1988

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APR 05 1988

For Office Use Only
Fee Received \$125.00
Date 4-7-88
Receipt # C000291
Receipt by 19
Reviewed by /
Sent to region /

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 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. 63-10423

Name(s) of Permit Holder: James L. Emmert

Post Office Address: Rt. 3 Box 3515 Nampa, Ida 83651

Telephone No. (208) 466-4790

Source of Water: ground water

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 103 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 1.5 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: June 25, 1987

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

Fee enclosed \$ 125.00
(See License Examination Fee Schedule)

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

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

James Emmert (Name) (208) 466-4790 (Telephone Number)

Rt. 3-Box 3515 Nampa, Ida 83651
(Address)

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

Apr. 4, 1988
Date

James L. Emmert
Signature of Permit Holder (and title, if appropriate)

RECEIVED
JUL 07 1988

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 63-10423

Date: 4-18-1988

General Considerations:

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

Source of Water:

y Surface water
y Groundwater
y 1. well log in file
N/A 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?
_____ 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

RECEIVED
APR 05 1988

For Office Use Only
Fee Received \$125.00
Date 4-7-88
Receipt # C000291
Receipt by [signature]
Reviewed by [signature]
Sent to region [signature]

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 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.

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Post Office Address: Rt. 3 Box 3515 Nampa, Ida 83651

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Source of Water: ground water

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 103 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 1.5 cfs _____ acre-feet

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

Fee enclosed \$ 125.00
(See License Examination Fee Schedule)

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

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

James Emmert (Name) (208) 466-4790 (Telephone Number)

Rt. 3-Box 3515 Nampa, Ida 83651 (Address)

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

MICROFILMED

JUL 07 1988

Apr. 4, 1988
Date

James L. Emmert
Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
AUGUST 19, 1987

EMMERT, JAMES L.
RT. 3 BOX 3515
NANPA, ID 83651

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-10423

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH 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.

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.

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.

MICROFILMED

AUG 27 1987

WE HAVE ENCLOSED A FORM ENTITLED "INSTRUCTIONS FOR PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

MICROFILMED

AUG 27 1987

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: Jan Shuto APPLICATION NUMBER: 63-10423
CHECK:

- ☒ Source.
☒ Point of diversion. NO LOTS
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated. NO LOTS
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☒ Yes ☐ No Other rights on same place of use. Boise - Kuna Irr Dist rts.
☒ Yes ☐ No* In form for advertising.
Final date for protests: May 26, 1987
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: May 18, 1987
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 65/42336
☒ Publication dates and paper, recorded on application. PRESS TRIB. 5-9+5-14, 1987
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☒ Yes ☐ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 63
☒ 4/16/1987 Date of priority recommended.
☒ Special conditions of approval or cover letter. OIC

MICROFILMED

AUG 27 1987

By: Oct Date: 6/29/87

STATE OFFICE REVIEW:

L23, L03, L05, L16

OIG 43

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AUG 07 1987

☐ See attached sheet for more information.

By: KW Date: 8/10/87 Department of Water Resources

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?
☒ 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:

Application needs to be signed - contacted
applicant on 4/21/87 & he will call. Signed
app. on 4/22/87.

Canyon Co. Invg. Chapland map shows Sec. 36,
2N, 2W as irrigated ground under the Boise-Kuna Invg.
Dist.

Application Initially Received Date 4/16/87 Time 8:30 am

File Prepared By JP Date 4/21/87 Time 9:00 am

Staff Review By JP Date 4/21/87 Time 2:45 p.m.

Temporary Approval Prepared By JP Date 4/22/87 Time 3:00 pm

Temporary Approval Signed By DR Date 4/22/87 Time 4:10 pm

Temporary Approval Mailed By DR Date 4/22/87 Time 4:40 PM

Index Updated By DR Date 4/23/87 Time 8:00 AM

REPROFILMED

AUG 27 1987



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

April 22, 1987

James L. Emmert
Rt. 3 Box 3515
Nampa, ID 83651

Re: Water Right No. 63-10423

Dear Water Right Applicant:

Enclosed is a temporary approval for diversion of groundwater during the 1987 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.

As described in condition of approval (k), 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, and the result may be issuance of a water right permit.

Sincerely,

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

DRT:jp

Enclosures: Temporary Approval
Copy of Application for Permit

RECORDED

AUG 27 1987

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES
WITH RESPECT TO TEMPORARY APPROVAL OF
APPLICATION FOR PERMIT NO. 63-10423

This is to certify that I have examined Application for Permit to Appropriate the public waters of the State of Idaho No. 63-10423; and a temporary approval to divert groundwater is granted until August 20, 1987, 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 any 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 1987 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.

- k. Temporary approval granted will be of no force nor effect from and after the 1987 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 22nd day of April, 1987.

David R. Tuthill

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

RECEIVED
APR 27 1987

EMMERT, JAMES L.

RT. 3 BOX 3515, NAMPA, ID 83651

Source: GROUNDWATER

Diversion Pt: SESWSW Sec 36 T 02N R 02W

Use: IRRIGATION (2.0 CFS)

Date Filed: 04/16/1987

In: SNNW NESW NWSW SWSW Sec 36 T 02N R 02W FOR 103 ACRES

RECORDED

AUG 27 1987

WATER RIGHT
DATA ENTRY LOG

[illegible]