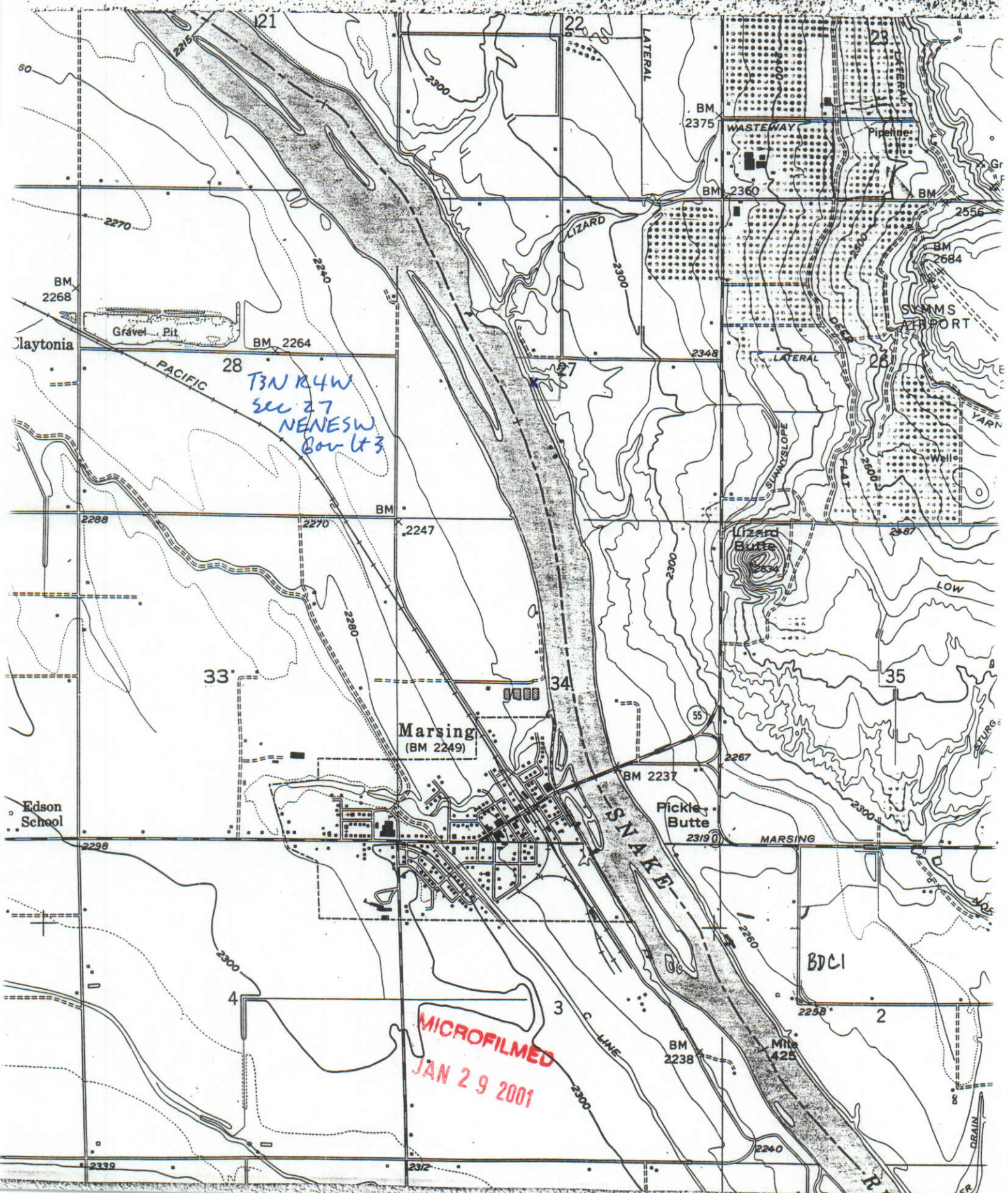
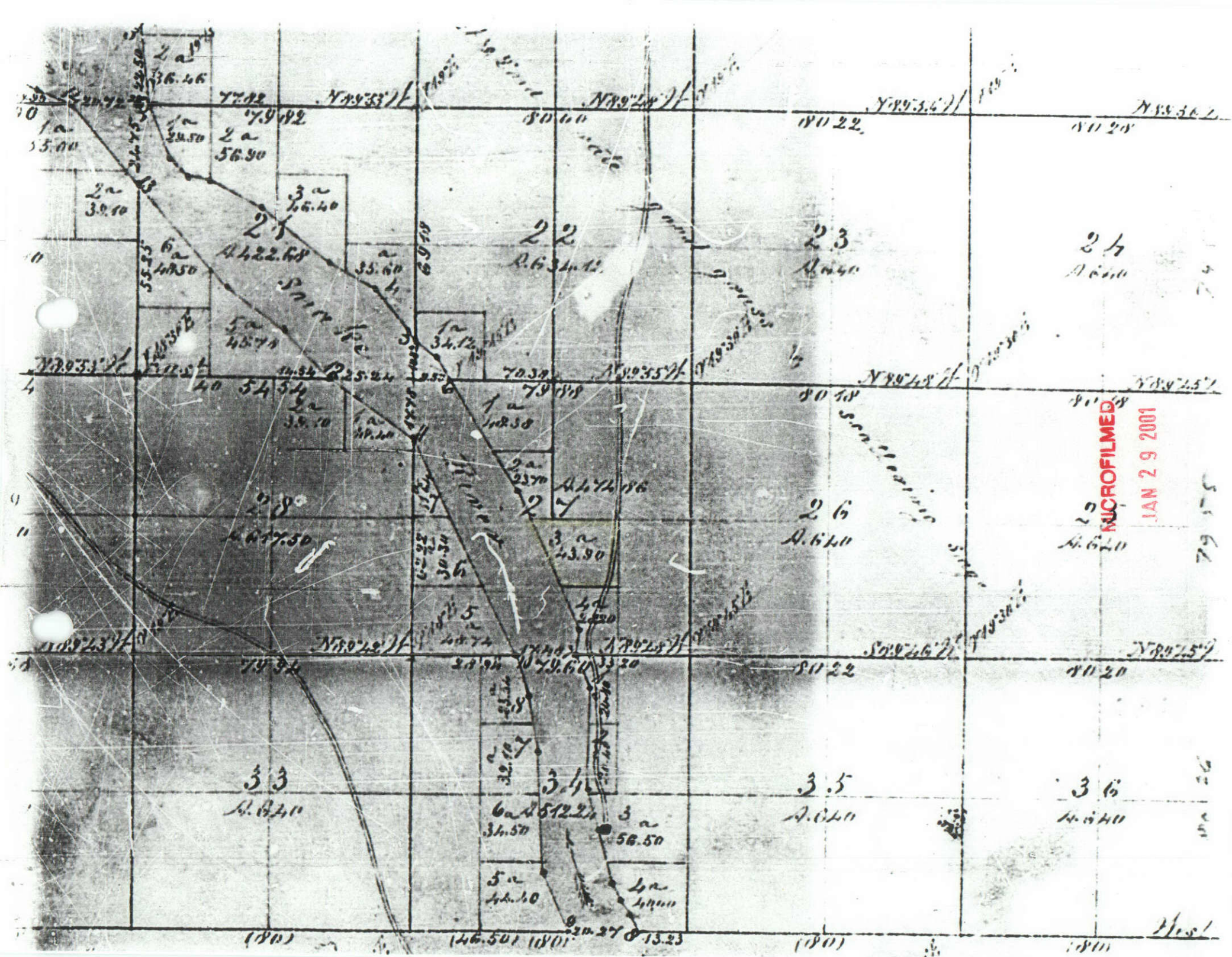






State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 02-07479

Priority: 09/11/2000

Maximum Diversion Rate: 0.02 CFS

This is to certify, that DONALD D DENTON
PO BOX 193
MARSING ID 83639

has applied for a permit to appropriate water from:

SNAKE RIVER tributary to **COLUMBIA RIVER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L3 NENESW Sec. 27, Twp 03N, Rge 04W, B.M. CANYON County

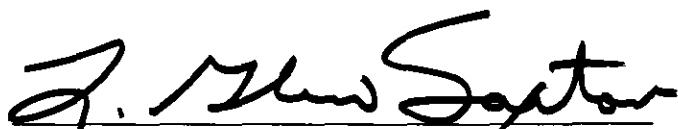
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 04W 27									X								
									L3								

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2003**.
2. Subject to all prior water rights.
3. The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
5. Water shall not be diverted under this right when flows in the Snake River are below established minimum flow amounts at any of the following locations: Weiser, 4750 cfs; Johnson Bar, 5000 cfs; Lime Point 13,000 cfs.
6. Domestic use is for up to 1/2 acre of lawn irrigation.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 22nd day of December, 20 00.



KARL J DREHER, Director

MICROFILMED

JAN 24 2001

RECEIVED
SEP 11 2000
DEC 14 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

RECEIVED
NOV 01 2000
WATER RESOURCES
WESTERN REGION

1. Name of Applicant Donald D. Denton Phone (208) 896-4735
Mailing address PO Box 193 Marsing, ID 83639

2. Source of water supply Snake River which is a tributary of _____

3. Location of point of diversion is Township 3n Range 4w Sec. 27 in the SE NE 1/4,
NE 1/4, SW 1/4, Govt Lot 3, B.M., Canyon County, See map
additional points of diversion if any: none

4. Water will be used for the following purposes:
Amount .02 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount NA for irrigation purposes from March 15 to Sept (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .02 and/or (b) 20
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source 5 HP Pump

b. Height of storage dam NA feet, active reservoir capacity NA acre-feet, total
reservoir capacity NA acre-feet

c. Proposed well diameter is NA inches; proposed depth of well is NA feet

d. Is ground water with a temperature of greater than 85°F being sought? NA

e. If well is already drilled, when? NA; Drilling firm NA
Well was drilled for (well owner) NA; Drilling Permit No. NA

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

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

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

RECEIVED
NOV 01 2000
WATER RESOURCES
WESTERN REGION

MICROFILMED
JAN 29 2001

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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
DD 3N	4W	27									D						20		20

Total number of acres to be irrigated 1 1/2

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

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

12. Remarks: _____

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Donald D. Denton
 Signature of Applicant (and title, if applicable)

Received by Kb Date 9/11/00 Time 10:36 Preliminary check by G
 Fee \$ 100.00 Received by Kb # W026945 Date 9/11/00
 Publication prepared by dt Date 11-16-23-00 Published in PRESS TRIBUNE
 Publication approved _____ Date _____

MICROFILMED
 JAN 29 2001

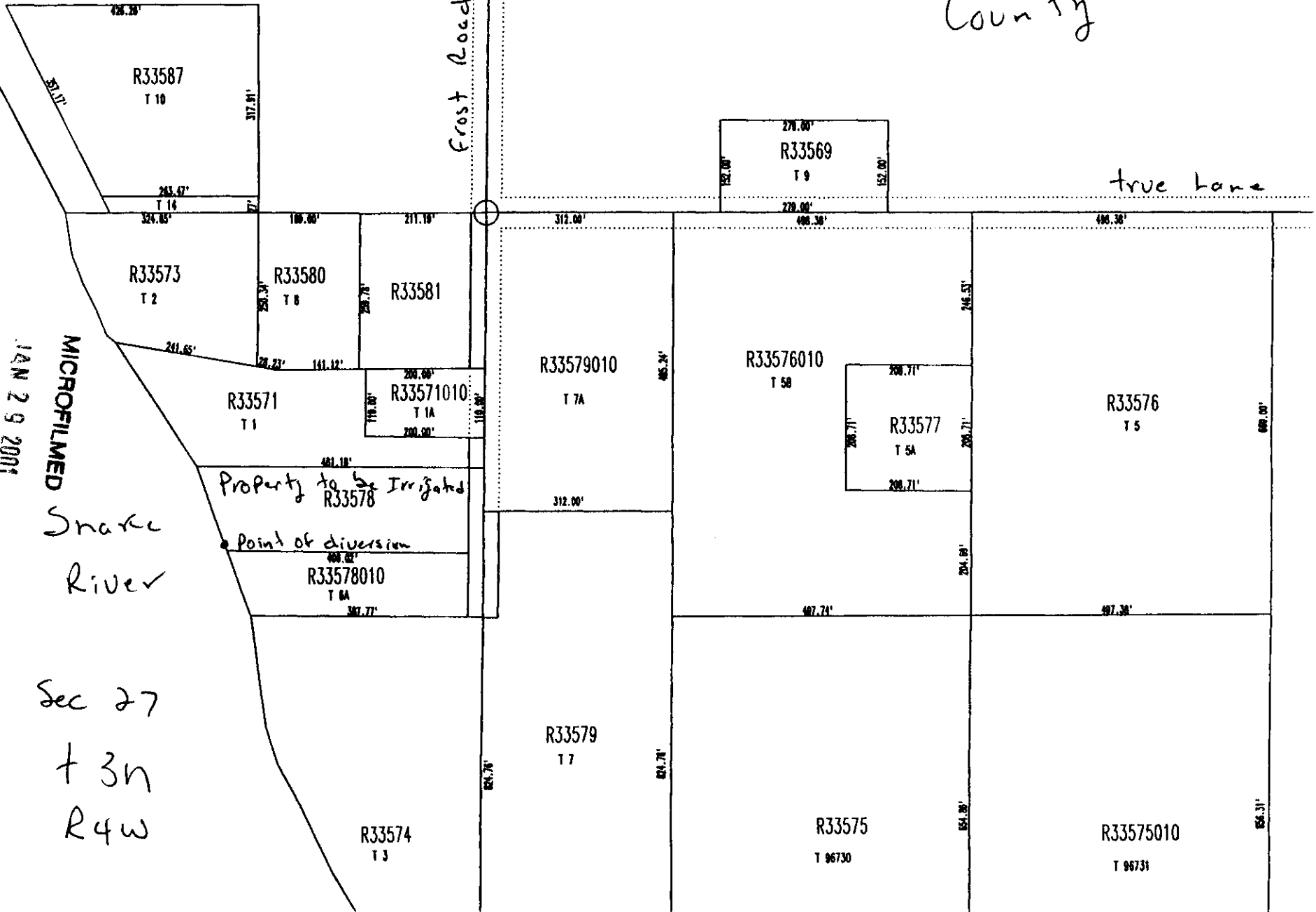
Canyon
County

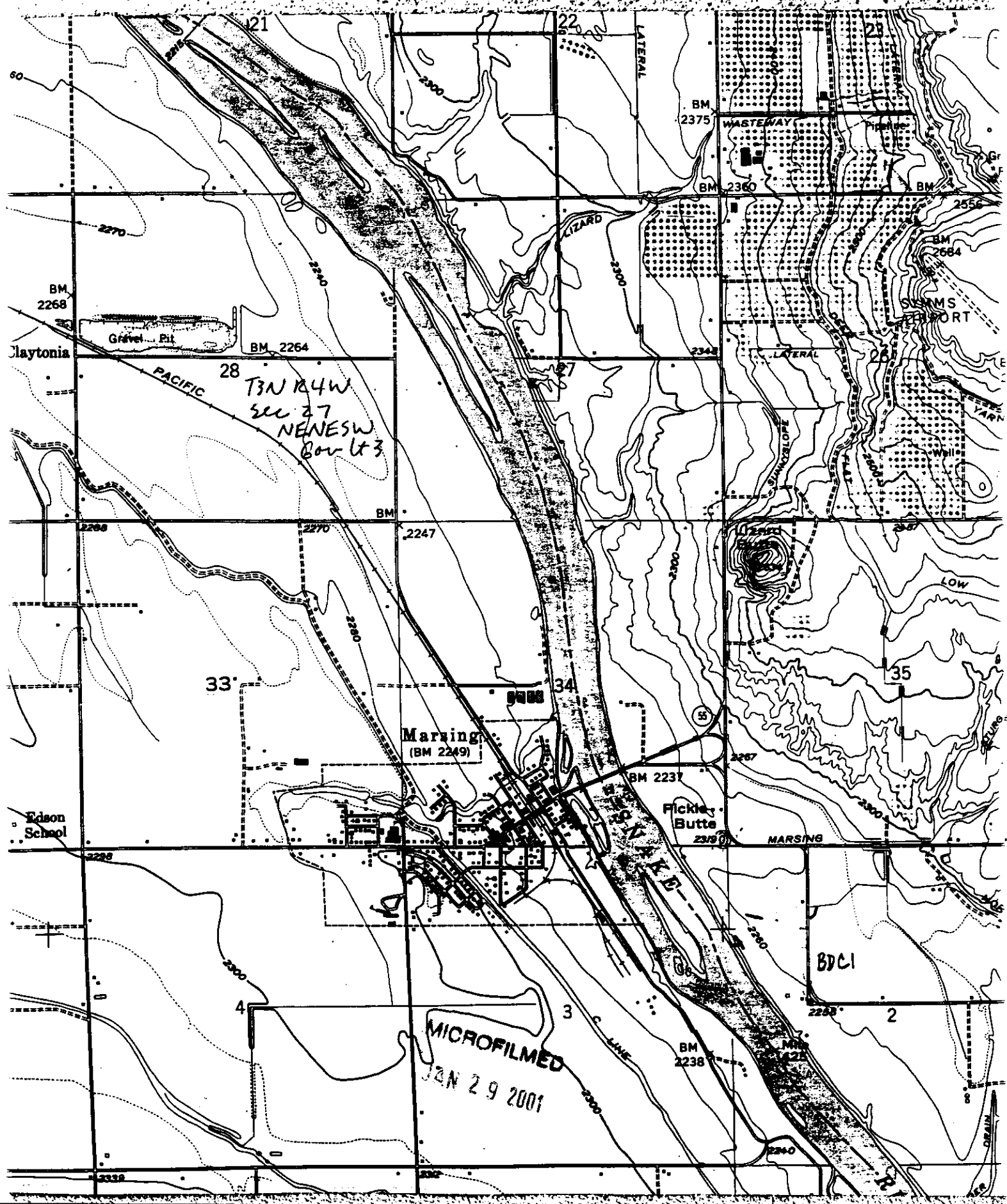
true lane

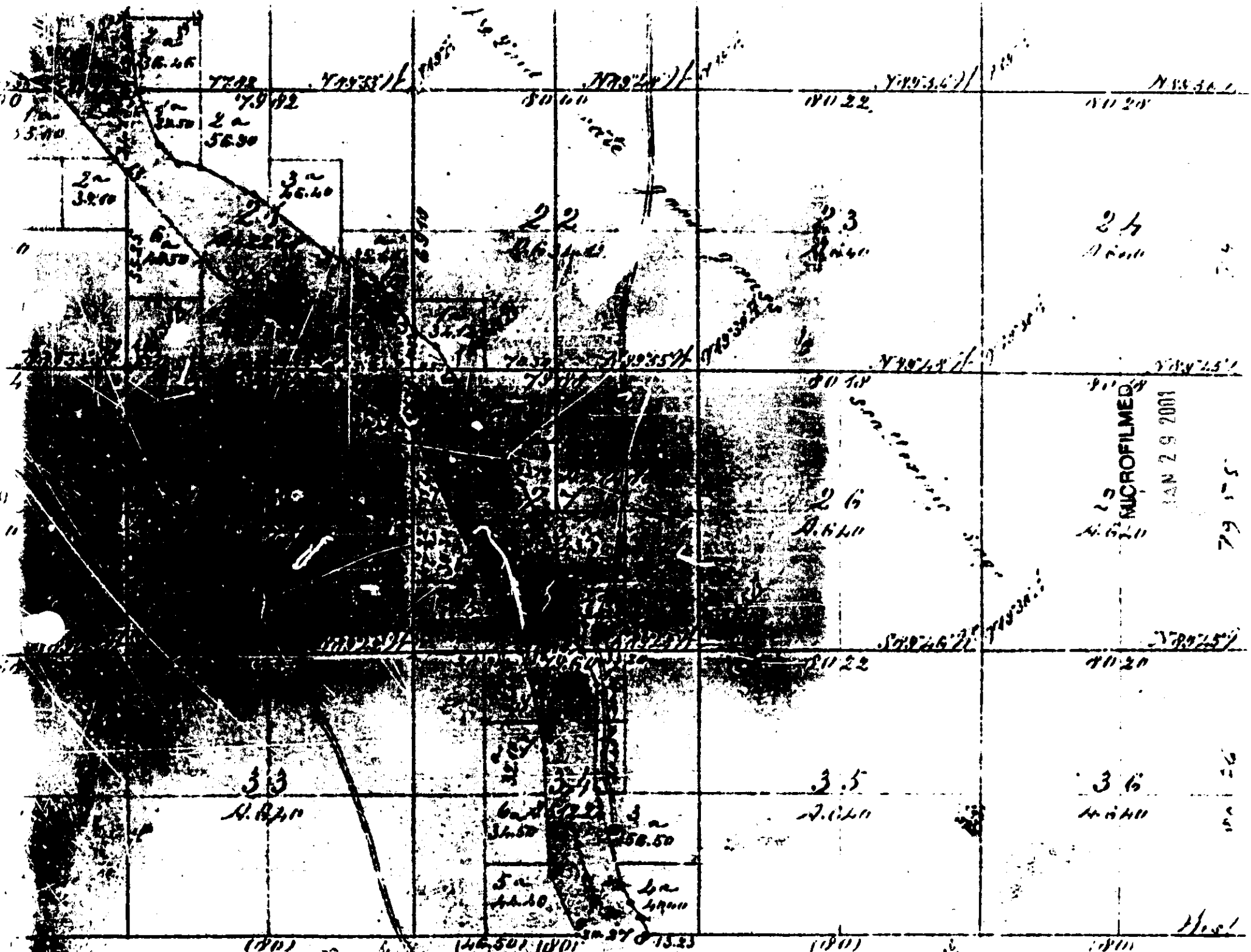
Frost Road

JAN 29 2001
MICROFILMED
Snake
River

Sec 27
T 3N
R 4W







MICROFILMED

JAN 29 2001

79 15



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 22, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DONALD D DENTON
PO BOX 193
MARSING, ID 83639

RE: Permit No. 2-7479

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

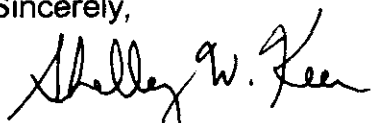
RECEIVED
FILMED

DEC 24 2000

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name being the most prominent.

Shelley Walter Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

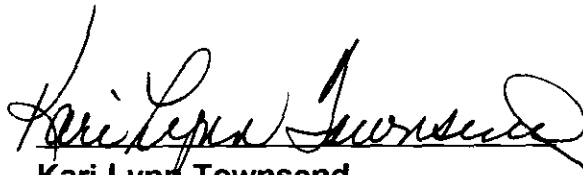
APR 25 2001

CERTIFICATE OF MAILING

I hereby certify that on the December 22, 2000 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 2-7479

**DONALD D DENTON
PO BOX 193
MARSING ID 83639**



**Kari Lynn Townsend
Secretary**

MICROFILMED

JAN 23 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
JAN 23 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SD-0111
ADD COMMENT

Idaho Department of Water Resources
Comment Addition

Date: 11/01/00
Time: 14:39:26

Water Right Number: 63-12599

FIRST PAGE

Comment Date: 11/ 1/2000 User ID: LGRAVES

Subject: MORE INFO _____

Per Applicant: Water will be used for lawn and garden < 1/2 acre
of actual irrigation. Lot size is 1.5 acres total. (per _____
10/30/00 telecon).

Per IDWR: Tributary assumed, priority date advanced to date that
requested information received. _____

(Enter=Add)

(GOLD4=Prev)

(GOLD5=Next)



IDAHO FISH & GAME

SOUTHWEST REGION
3101 South Powerline Road
Nampa, Idaho 83686

Dirk Kempthorne / Governor
Rod Sando / Director

December 1, 2000

RECEIVED

DEC 06 2000

WATER RESOURCES
WESTERN REGION

Mr. Gary Spackman
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Amended Application for Water Right No. 65-13974
Amended Application for Water Right No. 65-13975
Amended Application for Water Right No. 63-12600
Amended Application for Water Right No. 02-07479
Amended Application for Water Right No. 63-00200

Dear Mr. Spackman:

The Idaho Department of Fish and Game does not anticipate significant effects on fish or wildlife from these water right amendments.

Sincerely,

Don Wright
Southwest Regional Supervisor

DW/da

MICROFILMED

JAN 29 2001

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s) have
been filed to appropriate the public wa-
ters of the State of Idaho:

02-07479

DENTON, DONALD D

PO Box 193

MARSING, ID 83639

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT3 (NENESW) Sec 27

T 03N R 04W in CANYON County.

Use: DOMESTIC (0.020 CFS)

Total Diversion: (0.020 CFS)

Date Filed: 11/ 1/2000

In: CANYON County

T03N R04W S27 Lot 3 (NESW)

63-12600

DENTON, DONALD D

PO BOX 193

MARSING, ID 83639

Source: SPRING

Tributary: SNAKE RIVER

Diversion Pt: LOT3 (NENESW) Sec 27

T 03N R 04W in CANYON County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 11/ 1/2000

In: CANYON County

T03N R04W S27 Lot 3 (NESW)

Permits will be subject to all prior wa-
ter rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code. Any protest against the ap-
proval of this application must be filed
with the Director, Dept. of Water Re-
sources, Western Region, 2735 Airport
Way, Boise, Idaho 83705 together with
a protest fee of \$25.00 for each applica-
tion on or before DECEMBER 4, 2000.
The protestant must also send a copy of
the protest to the applicant.

KARL J. DREHER, Director

Published: 11/16/2000 & 11/23/2000

**NOTICE OF EXTENSION OF
TIME TO AVOID**

FORFEITURE OF WATER RIGHTS

Notice is given that Nampa & Meridi-
an Irrigation District (NMID) of 1503
First St. South, Nampa, ID 83651 has
applied to the Department of Water Re-
sources for an Extension of Time to
Avoid Forfeiture pursuant to Idaho Code
§ 42-222 for a portion of decreed water
rights recorded as follows:

Both rights are diverted from the Boise
River with an 8-20-1888 priority date
and used within NMID service area in
Ada & Canyon Counties.

#63-00200A, 8.90 cfs diverted at the
New York Canal for irrigation and do-
mestic uses.

#63-00200B, 361.94 cfs diverted at
the Ridenbaugh Canal and a pump sta-
tion near the new Hwy 21 Bridge. The
pump is in NWNE S4, T2N R3E. Water
is for irrigation, industrial and ground
water recharge uses.

EXTENSION REQUESTED FOR

3.84 cfs for 250 acres excluded from
NMID during 1995 in T2N R2W, T3N
R12E & 1-2W, and T4N R1E. The appli-
cant wishes to preserve its ability to
transfer water from excluded land in ad-
dition to avoiding forfeiture. The exten-
sion is requested for five years.

Any protests against approval of the
proposed water right application must
be filed with the Department of Water
Resources, Western Region, 2735 Air-
port Way, Boise, ID 83705-5082, togeth-
er with a protest fee of \$25 for each ap-
plication on or before December 4,
2000. The protestant must also send a
copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Idaho Statesman and
the Press-Tribune on November 16 and
24, 2000.

November 16, 24, 2000

2162

MICROFILMED

SEP 11 2001

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO)
) SS.
County of Canyon)

NOV 27 2000

WATER RESOURCES
WESTERN REGION

DANIEL J. JONES

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

1. That I am a citizen of the United States, 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 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.

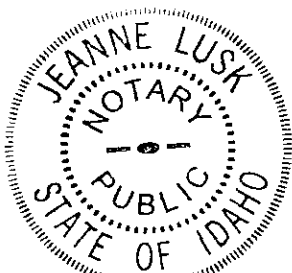
3. That the notice, of which the annexed is a printed copy, was published in said newspaper twotimes in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following
November 16, 24, 2000.

STATE OF IDAHO)
County of Canyon)

On this 24th day of November

in the year of 2000 before me a Notary Public, personally appeared. Daniel J. Jones, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that she executed the same.



MICROFILMED

NOV 23 2000

Jeanne Lusk
Notary Public for Idaho
Residing at Nampa

My Commission expires June 21st, 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Water Right No. 65-13974 in the Name of Harry Bettis
Application for Water Right No. 65-13975 in the Name of William Alden
Application for Water Right No. 63-12600 in the Name of Donald Denton
Application for Water Right No. 02-07479 in the Name of Donald Denton
Application for Water Right No. 63-00200 A&B in the Name of Nampa & Meridian
Irrigation Distrit

Dear Sir:

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by December 4, 2000.

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

Sincerely,

Gary Spackman

GS:lm

Encl.

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JAN 23 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR
NOVEMBER 7, 2000

Legal Notices Department
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 DECEMBER 4, 2000.

Yours truly,

SUE TAYLOR
Secretary/Office Coordinator

Encl.

MICROFILMED

NOV 23 2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

MICROFILMED

JAN 29 2001

02-07479

DENTON, DONALD D
PO BOX 193
MARSING, ID 83639

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 3 (NENESW) Sec 27 T 03N R 04W in CANYON County.

Use: DOMESTIC (0.020 CFS)
Total Diversion: (0.020 CFS)

Date Filed: 11/ 1/2000

In: CANYON County
T03N R04W S27 Lot 3 (NESW)

MICROFILMED

JAN 29 2001

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 for each application on or before DECEMBER 4, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 11/16/2000 & 11/23/2000

MICROFILMED

JAN 23 2001