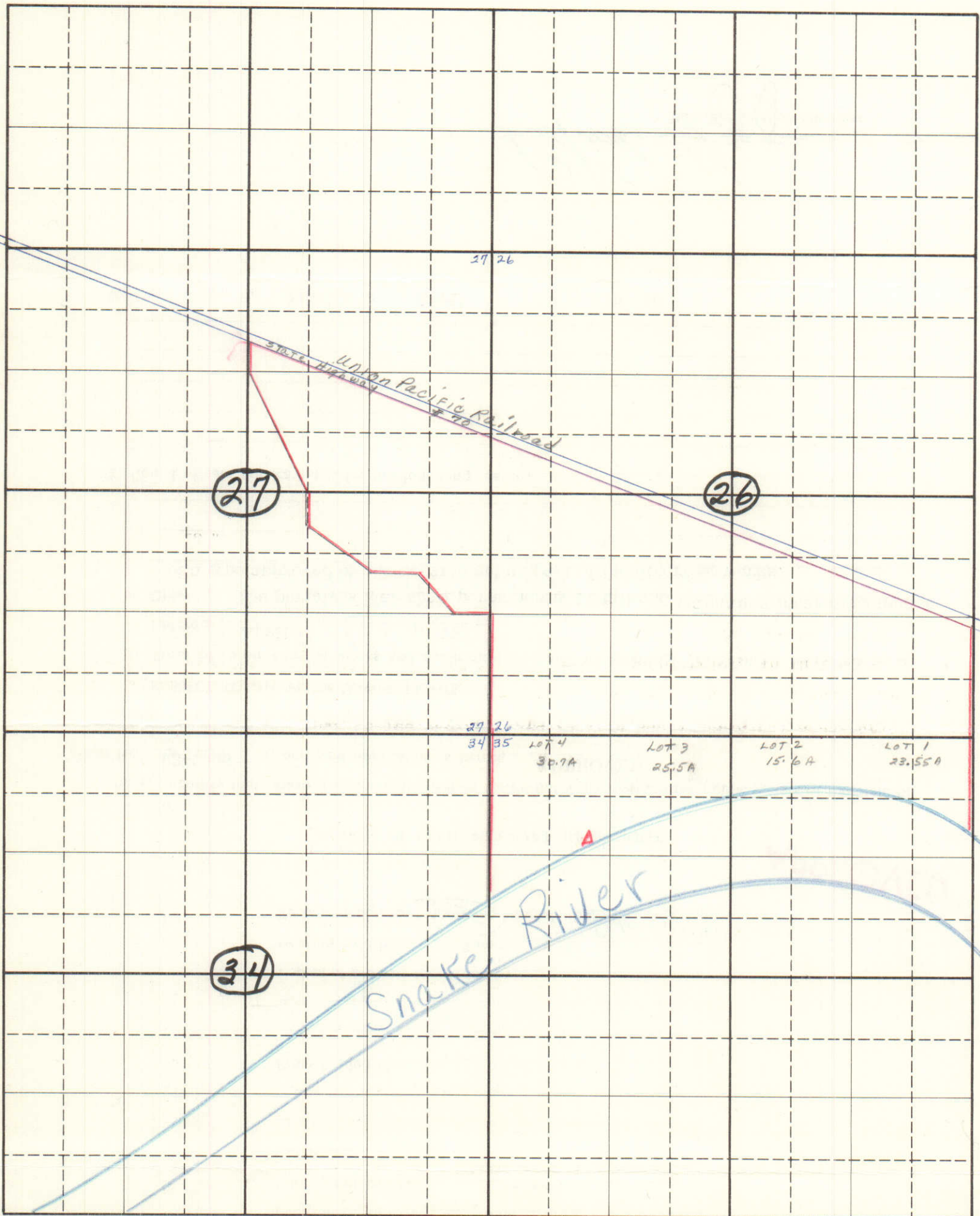


11. Map of proposed project:



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.

**WEISER IRRIGATION DIST.**

(Applicant)

*Emanuel Falconer*  
President

Attest

*Vincent F. Loring*  
Secretary

03-7005

Rge. 6W

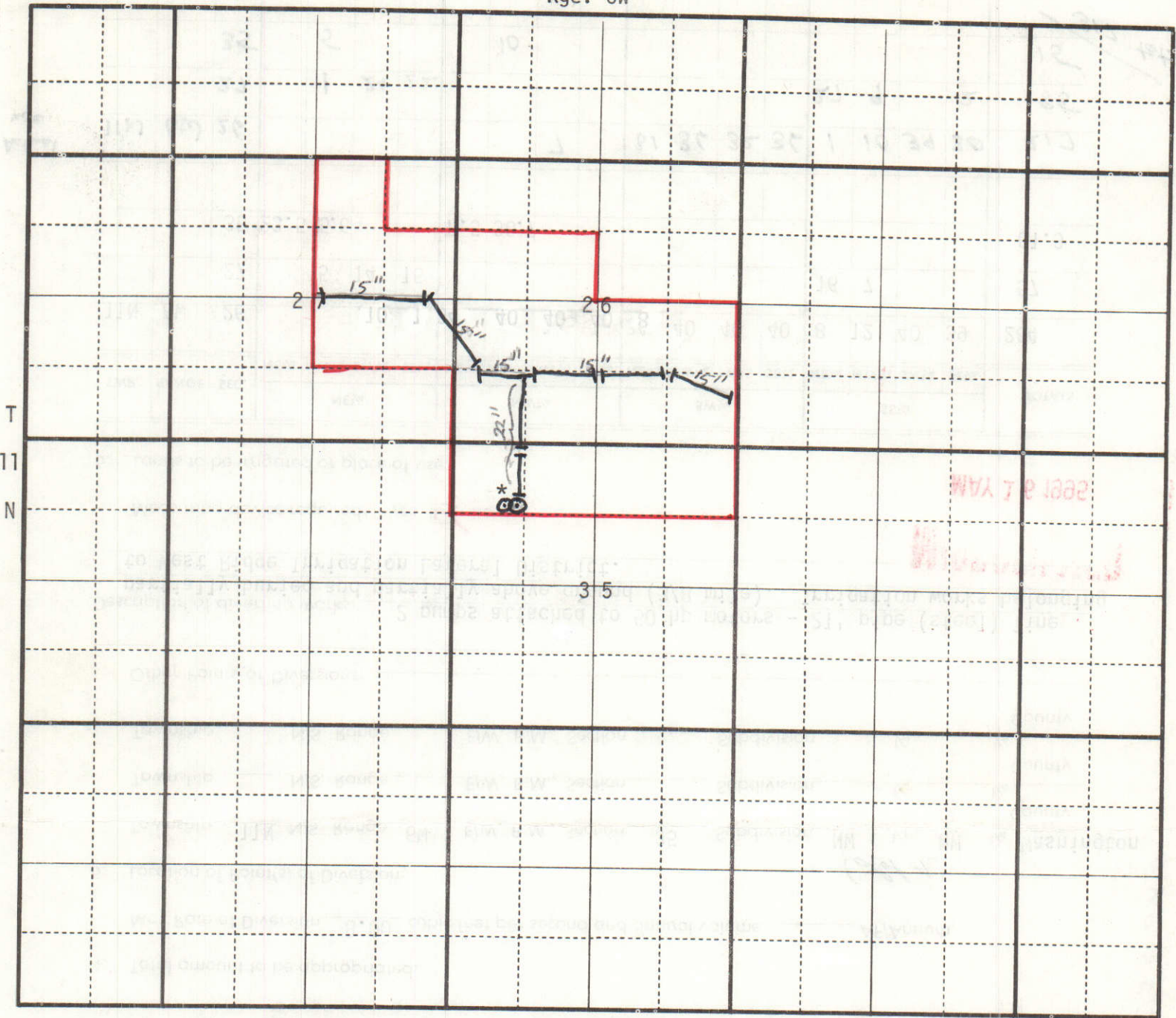


Diagram of System

MAY 16 1995



No 341

RECEIVED

APR 2 1970

Department of Reclamation

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.  
County of Washington

Dorothy A. Booth, being duly sworn,  
deposes and says:

That he is the Clerk of  
THE WEISER SIGNAL, a weekly newspaper published at  
Weiser, in the County of Washington and State of Idaho; that  
said paper has been and is in general circulation in the  
county aforesaid, and in the vicinity of Weiser; that the ad-  
vertisement, a copy of which is attached hereto, was pub-

lished in said newspaper once a week for 2 consecu-  
tive weeks in the regular and entire issue of said paper dur-  
ing the period and time of publication, and was published in  
the newspaper proper and not in a supplement; that said  
paper has been established and regularly published for more  
than seventy-eight consecutive weeks prior to the date of  
first publication of said advertisement.

Such notice was published in the issue beginning with

MARCH 12, 1970, and ending  
with the issue of MARCH 19, 1970.

Dorothy A. Booth  
Fees, \$ 9.75

Subscribed and sworn to before me this 25<sup>th</sup>

day of MARCH, 1970.

John B. Kline  
Notary Public, Residing at Weiser, Idaho.

My Commission Expires 4-1-, 1970.

No. 341  
NOTICE OF APPLICATION FOR  
PERMIT TO APPROPRIATE THE  
PUBLIC WATERS OF THE STATE  
OF IDAHO

Notice is hereby given that the  
Weiser Irrigation District, 28 West  
Idaho Street, Weiser, Idaho, has  
on February 27, 1970, submitted Ap-  
plication No. 03-7005 to appropriate  
the public waters of the Snake  
River, tributary of the Columbia  
River.

The application proposes a max-  
imum diversion and appropriation  
of 2,000 acre feet or 8.0 cubic feet  
per second of water to be diverted  
by motors, pumps and pipe within  
the NW $\frac{1}{4}$ NW $\frac{1}{4}$  (Lot 4), Sec. 35, T.  
11N., R. 6W., B. M., Washington  
County, and is to be used within  
the S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , Sec. 26; W $\frac{1}{2}$ NE $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 27; N $\frac{1}{2}$ -  
NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 35, T. 11N., R.  
6W., B. M. for irrigation purposes  
from April 1 to October 30.

Any permit issued pursuant to  
this application will be subject to  
ALL PRIOR WATER RIGHTS and  
subject to the CONTROL OF A  
STATE WATERMASTER. Any pro-  
test against this application must be  
filed with the Idaho Department  
of Reclamation on or before March  
30, 1970.

R. KEITH HIGGINSON  
State Reclamation Engineer  
Published in the Signal American,  
Weiser, Idaho, on March 12 and  
March 19, 1970. 102-2s

03-7005

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 03-07005

Priority: April 20, 1970

Maximum Diversion Rate:

6.30 CFS

Maximum Diversion Volume:

1417.5 AF

This is to certify, that WEISER IRRIGATION DIST

28 W IDAHO ST

WEISER ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 27, 1970; and has submitted Proof of Beneficial Use on May 23, 1975. An examination indicates that the works have a diversion capacity of 11.450 cfs of water from:

SNAKE RIVER

tributary to COLUMBIA RIVER

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       | 6.30 CFS                 | 1417.5 AF            |

LOCATION OF POINT(S) OF DIVERSION: Lot 4( NWNW), Sec. 35, Township 11N, Range 06W  
WASHINGTON 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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 11N        | 06W        | 26         | SWNW 7       | NESW 31      | NWSW 36      |              |
|            |            |            | SWSW 32      | SESW 36      | NESE 1       |              |
|            |            |            | NWSE 10      | SWSE 34      | SESE 30      | 217          |
|            |            | 27         | NWNE 1       | SWNE 24      | SENE 22      |              |
|            |            |            | NESE 27      | NWSE 9       |              | 83           |
|            |            | 35         | NWNE 5       | NWNW 10      |              | 15           |

Total number of acres irrigated: 315

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

MAY 16 1995

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

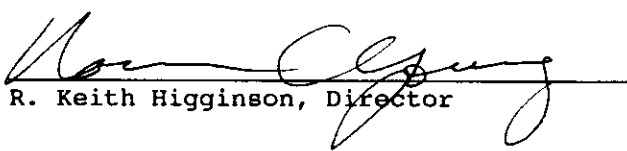
WATER RIGHT NO. 03-07005

CONDITIONS/REMARKS:

6. 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.

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 12<sup>TH</sup> day of MAY, 1995.

Acting for

  
R. Keith Higginson, Director

APR 16 1995

RECEIVED

MAY 23 1975

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. 03-7005

Permit No. 03-7005

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Weiser Irrigation District, a quasi-municipal corporation  
b) Post Office Address 28 West Idaho St. Weiser, Idaho 83672
2. Permit Number 03-7005
3. Date of Priority that you are prepared to establish 10-1-1910 Permit No. 6671
4. a) Source from which water was appropriated Snake River, a tributary of Columbia River  
(Lot 4)  
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 35  
Township 11 North, Range 6 West Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
Amount 2,000 a.f. for irrigation purposes from 4-1 to 10-30 incl.  
(cfs and/or acre-feet per annum) constant flow (Month-Day) (Month-Day)  
Amount 8 c.f.p.s for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated 2000 ~~acre-feet~~ acre-feet per annum  
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: mechanical measuring device installed in pipe line  
leading from 2 - 50 hp pumps
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:  
Weiser Irrigation 3/8 mile of pipeline. West Ridge Irrigation Lateral  
District, distribution of water to users.  
b) Describe the agreement or understanding by which you take water from the works:  
Weiser Irrigation District furnishes water to stand pipe. West Weiser Irrig-  
ation Lateral Dist. is responsible for delivery of water to its users.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 2 pumps attached to 50 hp motors - 21' pipe (steel) line  
partially buried and partially above ground (3/8 mile). Irrigation works  
belonging to West Ridge Irrigation Lateral District.  
b) Describe the type and size of measuring device which you have installed at your point of diversion: \_\_\_\_\_  
22" OD Rate-a-flow meter - Saddle Type - acre feet measure  
c) Give well driller's name and address and the date the well was completed: \_\_\_\_\_
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: \_\_\_\_\_

Exam typed 6-3-75 by [signature]

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

| T   | R  | SEC. | NE¼  |      |     |     | NW¼  |     |      |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|----|------|------|------|-----|-----|------|-----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |    |      | NE¼  | NW¼  | SW¼ | SE¼ | NE¼  | NW¼ | SW¼  | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 11N | 6W | 26   |      |      |     |     |      |     | 10   | 1   | 34  | 40  | 40  | 40  | 8   | 12  | 40  | 39  | 264   |
|     |    | 27   |      | 5    | 14  | 15  |      |     |      |     |     |     |     |     | 16  | 7   |     |     | 57    |
|     |    | 35   | 23.5 | 15.6 |     |     | 11.5 |     | 30.7 |     |     |     |     |     |     |     |     |     | 81.3  |
|     |    |      |      |      |     |     |      |     |      |     |     |     |     |     |     |     |     |     |       |
|     |    |      |      |      |     |     |      |     |      |     |     |     |     |     |     |     |     |     |       |
|     |    |      |      |      |     |     |      |     |      |     |     |     |     |     |     |     |     |     |       |
|     |    |      |      |      |     |     |      |     |      |     |     |     |     |     |     |     |     |     |       |
|     |    |      |      |      |     |     |      |     |      |     |     |     |     |     |     |     |     |     |       |
|     |    |      |      |      |     |     |      |     |      |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated 402.3

10. Remarks: Permits from Army Engineers.  
Easements from Bureau of Land Management and Grover Feldtman. These are available at District office for inspection.

The above information is a true statement of the extent to which the above numbered permit has been developed.

By Order of the Board

5-21-75  
(Date)

WEISER IRRIGATION DISTRICT.  
*Amelia F. Berig*  
(Signature) Secretary

State of Idaho )  
County of Washington ) ss.

On this 21st day of May, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

*J. Francis McDaniel*  
Notary Public residing at Weiser, Idaho

My commission expires non-expiring

Identification No. 03-7005  
Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
**APPLICATION FOR PERMIT**

To Appropriate the Public Waters of the State of Idaho **APPROVED**  
(TYPE OR PRINT IN INK)

1. Name of applicant Weiser Irrigation District, a quasi municipal corporation  
post office address 28 West Idaho Street, Weiser, Idaho 83672
2. Source of water supply Snake River which is a tributary of Columbia River
3. a. Location of point of diversion is NW (Lot 4) ¼ of NW ¼ of Section 35 Township 11 N,  
Range 6 W. B.M. Washington County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into Snake River at a point in SE ¼  
of NE ¼ of Section 34 Township 11 N, Range 6 W. B.M. Washington County.
4. Water will be used for the following purposes:  
Amount 2000 af for irrigation purpose from 4-1 to 10-30 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 8.0 for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 8 cubic feet per second and/or  
b. 2000 acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. two 50 hp electric motor pumps  
connected to steel pipeline with appropriate piers, surge eradicators and  
pressure valves.  
\_\_\_\_\_  
\_\_\_\_\_  
b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)  
c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 605 ~~years~~ days ~~years~~  
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_ ¼ of \_\_\_\_\_ ¼ of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ B.M.  
(2) Amount of power to be generated: \_\_\_\_\_ hp under \_\_\_\_\_ feet of head.  
(3) List number of each kind of livestock to be watered \_\_\_\_\_  
\_\_\_\_\_  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water \_\_\_\_\_.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

03-7005

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

| TWP. | RANGE | SEC. | NE¼  |      |     |     | NW¼  |      |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|------|------|-----|-----|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼  | NW¼  | SW¼ | SE¼ | NE¼  | NW¼  | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 11 N | 6 W   | 26   |      |      |     |     |      |      | 10  | 1   | 34  | 40  | 40  | 40  | 8   | 12  | 40  | 39  | 264    |
|      |       | 27   |      | 5    | 14  | 15  |      |      |     |     |     |     |     |     | 16  | 7   |     |     | 57     |
|      |       | 35   | 23.5 | 15.6 |     |     | 11.5 | 30.7 |     |     |     |     |     |     |     |     |     |     | 81.3   |
|      |       |      |      |      |     |     |      |      |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |      |      |     |     |      |      |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |      |      |     |     |      |      |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |      |      |     |     |      |      |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |      |      |     |     |      |      |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |      |      |     |     |      |      |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 402.3

c. Describe any other water rights used for the same purposes \_\_\_\_\_

9. a. Who owns the property at the point of diversion Grover Feldtman

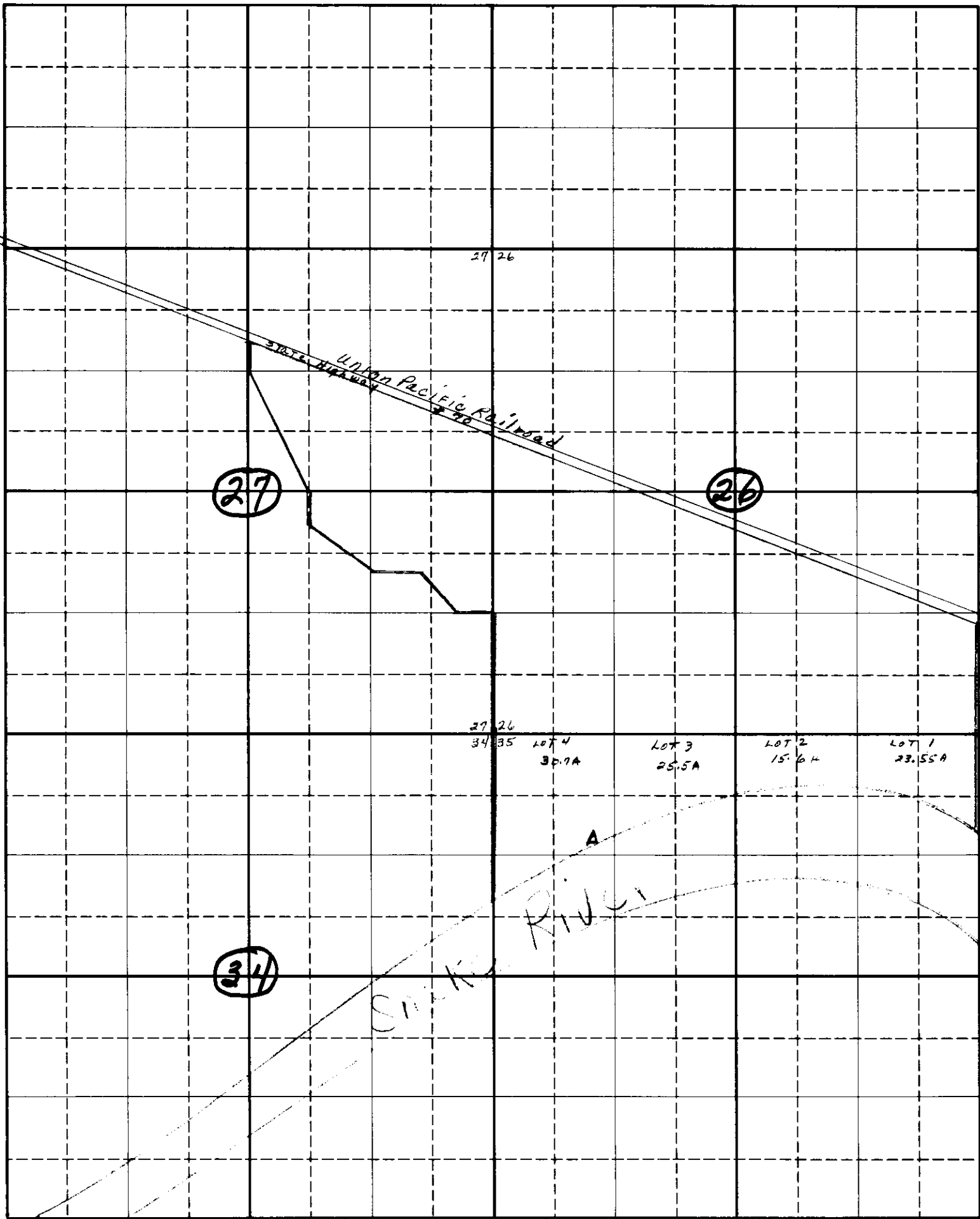
b. Who owns the land to be irrigated or place of use Organized Group - West Ridge Irrigation Lateral District.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Weiser Irrigation District is a quasi municipal corporation; West Ridge Irrigation Lateral District is also an organized quasi municipal corporation which is a subsidiary of said Weiser Irrigation District, in that West Ridge Irrigation Lateral District delivers irrigation water furnished by Weiser Irrigation District.

10. Remarks \_\_\_\_\_

Certain events have made it impossible for West Ridge Irrigation Lateral District to maintain a rather long pipeline from Weiser Irrigation District Canal, and consequently agreement has been consummated for irrigation water delivery from Snake River to a more convenient location for the subsidiary organization.

11. Map of proposed project:



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.

**WEISER IRRIGATION DIST.**

(Applicant)

*Ernest Falconer*  
President

Attest *Winifred P. Perry*  
Secretary

03-7005

Received by OKM Date 2-27-70 Time 2 PM  
Preliminary check by OKM Fee \$ 100.00  
Receipted by ef Date 3-2-70  
Publication prepared by du Date 3-4-70  
Published in Signal American  
Publication dates 3-12-19-70  
Publication approved du Date 1-2-70  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by OKM Rg

**APPROVED**

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 03-7005, 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 April 1, 19 75.
- c. Other: The permit holder shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 8th day of April, 19 70.

P. Keith Hing  
State Reclamation Engineer

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE  
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 03-7005

in the name of WEISER IRRIGATION DISTRICT

ORDER OF REINSTATEMENT

WHEREAS, on February 27, 1970, Weiser Irrigation District filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 8.0 cfs of water from the Snake River, tributary of the Columbia River to be diverted from a point within the NW1/4NW1/4, Sec. 35, Twp. 11N, Rge. 6W, B.M., Washington County, to be used for irrigation purposes; and,

WHEREAS, on April 8, 1970, the Department approved said application and issued Permit No. 03-7005 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1975; and,

WHEREAS, on January 31, 1975, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on April 7, 1975, the Department notified the permit holder that Permit No. 03-7005 had lapsed for failure to submit proof of beneficial use of water; and,

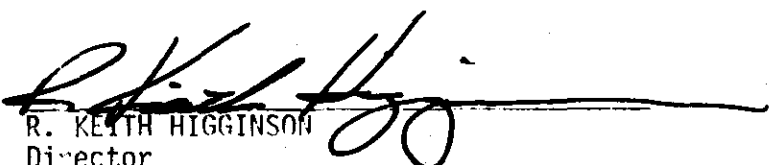
WHEREAS, on May 23, 1975, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 03-7005 be reinstated and the priority advanced to April 20, 1970.

Dated this 2 day of JUNE, 1975.

  
R. KEITH HIGGINSON  
Director

jfr

MICROFILMED

A

**Description and location of place of use:**

Total number of acres irrigated \_\_\_\_\_

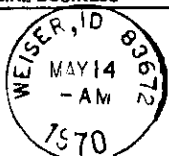
Total number of acres irrigated \_\_\_\_\_

3811-16-71248-10

POD Form 3811 Apr. 1967

**POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS**

PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE, \$300



NATIONAL FIDDLERS  
FESTIVAL  
3RD WEEK IN JUNE

POSTMARK OF  
DELIVERING OFFICE

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

**RETURN  
TO**

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Annex #2 Statehouse

POST OFFICE, STATE, AND ZIP CODE

Boise, Idaho 83707

03-7005

## INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and address where delivered ☐ Deliver ONLY to addressee  
(Additional charges required for these services)

### RECEIPT

*Received the numbered article described below.*

|                           |                           |                                                           |
|---------------------------|---------------------------|-----------------------------------------------------------|
| REGISTERED NO.            | <div>1</div> <div>2</div> | SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in) |
| CERTIFIED NO.<br>21856    |                           | SIGNATURE OF ADDRESSEE'S AGENT, IF ANY                    |
| INSURED NO.               |                           |                                                           |
| DATE DELIVERED<br>5-14-70 | <div>3</div>              | SHOW WHERE DELIVERED (only if requested)                  |

03-7005 - C3



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

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

**PHILIP E. BATT  
GOVERNOR**

**KARL J. DREHER  
DIRECTOR**

May 15, 1995

WEISER IRRIGATION DIST  
28 W IDAHO ST  
WEISER ID 83672

RE: WATER RIGHT NO. 03-07005

Dear Water Right Holder(s):

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

Sincerely,

Shelley W. Keen  
Water Rights Supervisor

SK:rl

Enclosure

**RECEIVED**

**MAY 16 1995**

# LICENSE REVIEW CHECKLIST

PERMIT NO. 03-07005 DATE 5/5/95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE ☒ Advance? YES Advanced to: April 20, 1970  
 Order to reinstate needed? DONE  
 Incorrect fee for rate recommended? N/A

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

POINT OF DIV ☐ Amendment needed? ☒  
 Overlaps? ☒

PLACE OF USE ☒ Amendment needed? \* But did not respond to  
 Overlaps? \* SEVERAL AMENDMENT REQUESTS  
 (DO NOT LIST SESE/SEC 27) RECOMMEND PUL ON PERMIT ONLY.

DIV RATE ☐ Permit/fee limits: 8 CFS  
 Meas Q = 11.45 Theo Q =          Recommend: 6.30  
317 acres x .02 = 6.34 CFS (IF Amended)  
315 acres x .02 = 6.30 CFS (NO Amendment)  
 Combined rates exceed capacity          NEW

ANNUAL VOLUME ☐ Volume Limit:          Season: D/4.5 (3-15 to 11-15)  
 Calculations: 315 x 4.5 = 1417.50 (NO Amendment)  
317 x 4.5 = 1426.5 (with Amendment)  
 Flow limit:          cfs x          x 1.9835 =           
 Combined volumes exceed capacity/allowable         

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

ADDITIONAL INFO Supplemental Groundwater ☐ PPU Scenario ☐  
 Irr/Dom Combination ☐ Shared G/W System ☐

NEW REMARKS NO Multiple p/d(s) in 1/4 1/4?           
NO Other         

NEW CONDITIONS NO Watermaster control - District           
R01 (Measuring/Locking Devices  
R32 Irrigation Overlap  
NO Other           
NO Water Quality          Heat/Cool/Fish verified         

COMMENTS: REDUCE ACRES AND RATE; Am recommending issuing within  
parameters of permit (per letters from Jim + Sharla) and  
NOT soliciting another amendment.

| RECOMMENDATION    | CFS             | VOLUME          | SRBA Claim Filed       | <u>NO</u>                           |
|-------------------|-----------------|-----------------|------------------------|-------------------------------------|
| <u>Irrigation</u> | <u>6.30</u>     | <u>1417.5</u>   | Adjustment Memo Needed | <u>NO</u>                           |
| <u>        </u>   | <u>        </u> | <u>        </u> | LICENSE                | <input checked="" type="checkbox"/> |
| <u>        </u>   | <u>        </u> | <u>        </u> | 1ST AMEND LETTER       | <u>        </u>                     |
| <u>        </u>   | <u>        </u> | <u>        </u> | 2ND AMEND LETTER       | <u>        </u>                     |



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

March 29, 1991

RE: Permit No. 03-7005

Weiser Irrigation District  
28 W. Idaho St.  
Weiser, ID 83672

Attn: Vincent F. Derig

Dear Mr. Derig:

On June 13, 1990, Jim Johnson wrote to you concerning licensing of the above referenced permit. Enclosed is a copy of his letter. As of this date, we have not received a response to our correspondence.

This is a final opportunity for you to submit 1) evidence showing a need for a higher rate of application and 2) documentation to support the changes you previously notated on the licensing amendment regarding the number of acres irrigated.

If I do not hear from you within 30 days, the license will be issued reflecting only the acres within tracts originally identified under the permit. If, on the other hand, you decide to accept our previous recommendations, enclosed is another amendment form which you simply need to sign and return with the \$20.00 filing fee.

You should also be aware that you do not have sufficient water rights to cover the amount of water that the examiner found being diverted. To avoid the risk of being forced to reduce your diversions, you should file for a new water right.

If you have any questions, please give me a call.

Sincerely,

SHARLA CURTIS  
Technical Records Specialist

Enclosures

NOTED

MAY 16 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 13, 1990

RE: Permit No. 03-7005

Vincent F. Derig  
Weiser Irrigation District  
28 W. Idaho St.  
Weiser, ID 83672

Dear Mr. Derig:

I am in receipt of your letter of April 16, 1990 and have the following comments.

1. Section 42-202, Idaho Code, reads "In case the proposed right of use is for agricultural purposes . . . no one shall be authorized to divert for irrigation purposes more than one cubic foot of water per second of the normal flow for each fifty (50) acres of lands to be so irrigated . . . unless it can be shown to the satisfaction of the department of water resources that a greater amount is necessary."

To support your request for more than the one cubic foot per fifty acres, you need to submit information that shows a need for a higher rate of application. We have a letter from Mr. Glen Secrist, an employee of the Soil Conservation Service (SCS), dated April 4, 1976, stating that in his opinion a minimum of 1 1/4 inch per acre is required to insure full irrigation. An opinion of an SCS employee, without supporting information, is not satisfactory evidence for the Department to consider, nor are statements relating to location of the district use relative to other uses. An area that you could consider is an evaluation of seepage losses occurring in the conveyance system. The information should document length and sizes of the canals along with conditions that contribute to the seepage. Also, maps showing location of soil types and information explaining why the crops need more than the 0.02 cfs/acre application rate could be submitted.

2. The changes to the acres listed on the application for amendment cannot be accepted without supporting information. I suggest that you submit a map showing the location of place of use and how you determined the irrigated lands. The Department has conducted two examinations under this permit. The changes listed on the amendment cannot be accepted if irrigation was initiated after the date the second examination was conducted.

3. Your permit was approved for the requested amount of 8.0 cfs and the field examiner, when measuring the rate of diversion, determined that 11.45 cfs was diverted. Even if some adjustment was made for reflecting a need for a higher rate per acre, the maximum that could be allowed is 8.0 cfs as limited by your permit. I strongly recommend that another filing for a water right be submitted

MAY 16 1995

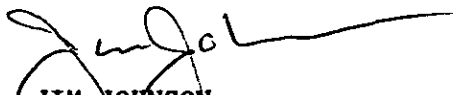
Page 2

to cover the flow that is actually diverted. You don't want to risk the possibility of being cut back to the rate ultimately issued under this right.

4. Lastly, you have requested a hearing before further action is taken. I should inform you that at this phase of completing the license process there is no statutory provision for a hearing, however, I will be happy to meet with you. The purpose for sending you correspondence prior to the license issuance is to provide an opportunity to resolve differences or misunderstandings without going through a formal hearing process. I will be happy to set up a meeting to discuss your concerns; please let me know a time that would be convenient for you.

5. If I do not hear from you, the next step in the licensing process is to reduce the amount that could have been licensed for failure to return an acceptable application for the amendment of the permit. I will delay further action for 30 days.

Sincerely,

  
JIM JOHNSON  
Water Rights Supervisor

JJ:sc

RECEIVED

MAY 16 1995

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

**RECEIVED**  
APR 18 1990

Department of Water Resources

April 16, 1990

State of Idaho  
Department of Water Resources  
1301 North Orchard - Statehouse Mail  
Boise, Idaho 83720

ATTENTION: Jim Johnson, Water Rights Supervisor

RE: Permit No. 03-07005

Dear Mr. Johnson:

Weiser Irrigation District is the last major irrigation project before Snake River goes into Hells Canyon. Any water used by this pumping facility is return flow within 48 hours of use.

The land served by the pumping facility is primarily sandy soil and the standard tariff of water is insufficient to cover the ground.

The district requests that your department reconsider its position and allow pumping of more water per acre than the standard one inch per acre. The district believes that neither Snake River or the Department of Water Resources would be jeopardized by an allowance to pump 1½ inch per acre.

Acreage within the boundaries of the district is 365. Diminishing the number of acres and a decrease in the amount of water to be applied to beneficial use would be detrimental to the patrons of this district.

Therefore, we are contesting the department's current findings, and request a hearing before further action is taken.

Respectfully,

*Vincent F. Derig*

Vincent F. Derig, Secretary  
Weiser Irrigation District  
West Ridge Irrigation Lateral District

**RECORDED**

MAY 16 1990

State of Idaho  
Department of Water Resources

RECEIVED  
APR 18 1990

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 03-07005

Department of Water Resources

Date of Priority: April 20, 1970

Maximum Diversion Rate: 6.34 CFS  
Maximum Diversion Volume:<sup>1</sup> 1426.5 AF

Comes now WEISER IRRIGATION DIST.

28 W. IDAHO ST.  
WEISER, ID 83672

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 03-07005, and requests that the permit be changed as follows:

Source: SNAKE RIVER tributary to COLUMBIA RIVER

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 04/01 to 10/30       | 6.34 CFS                 | 1426.5 AF            |

LOCATION OF POINT(S) OF DIVERSION: LOT 4( NWNW), Sec. 35, Township 11N, Range 06W  
WASHINGTON County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u>  | <u>ACRES</u>  | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|---------------|---------------|--------------|--------------|--------------|
| 11N                              | 06W        | 26         | SWNW 7        | NESW 31 34    | NWSW 36      |              |              |
|                                  |            |            | SWSW 32 38.48 | SESW 36 37.45 | NESE 1 1.75  |              |              |
|                                  |            |            | NWSE 10 16    | SWSE 34 38.8  | SESE 30 39   | 217          | 248.48       |
|                                  |            | 27         | NWNE 1        | SWNE 24 28    | SENE 22 25   |              |              |
|                                  |            |            | NESE 27 32.2  | NWSE 9 9.5    | SESE 2       | 85           | 91.70        |
|                                  |            | 35         | NWNE 5 6.7    | NWNW 10 11.7  |              | 15           | 18.40        |
| Total number of acres irrigated: |            |            |               |               |              | 317          | 364.58       |

~~Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.~~

Signed at Weiser, Idaho, this 13th day of April, 1990.

*Lincoln P. Peris*  
(Signature)

MICROFILMED

MAY 16 1995

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 03-07005

\*\*\*\*\*

FOR DEPARTMENT USE ONLY

Preliminary check by \_\_\_\_\_ Fee = \$20.00      Received by \_\_\_\_\_ Date \_\_\_\_\_

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the  
above Application for Amendment for Permit No. 03-07005 with the following;

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 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.

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
R. Keith Higginson, Director

*RECEIVED*  
MAY 16 1985

March 23, 1990

WEISER IRRIGATION DIST.  
28 W. IDAHO ST.  
WEISER, ID 83672

RE: PERMIT NO. 03-07005

Dear Permit Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment. If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

Since the license will be permanent water right you prompt attention to this matter will be appreciated.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAY 16 1995

July 10, 1989

WEISER IRRIGATION DIST.  
28 W. IDAHO ST.  
WEISER, ID 83672

RE: PERMIT NO. 03-07005

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON  
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED  
MAY 16 1995

**DEPA. AMENT OF WATER ADMINISTRATION**  
FIELD REPORT

405 # Applied for.

1. Name of permit holder Weiser Irrigation District  
Post office address 28 West Idaho Street, Weiser, ID 83672 Phone 549-1455  
Person to contact Ervin Falconer 549-1483 Ross Strawn → Phone 549-0440

2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River  
(name spring, stream, etc.)  
Tributary to Columbia River

3. Water will be used for the following purposes:

Amount 8.00 c.f.s. for Irrigation  
AF/Annum (nature of use)

Period of Use: from April 1 to October 30  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

As planned increase 7/18/85 JAH  
Permit No. 03-7005  
Examination for b/u  
rough draft line 7/24/85

4. Total amount to be appropriated:

Max Rate of Diversion 8.00 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:

Township 11N N/S, Range 6W E/W, B.M., Section 35, Subdivision NW 1/4 NW 1/4 Washington County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: 2 pumps attached to 50 hp motors - 21' pipe (steel) line partially buried and partially above ground (3/8 mile). Irrigation works belonging to West Ridge Irrigation Lateral District.

Measuring device required: yes ☒ no ☐

MAY 16 1995

6. Lands to be irrigated or place of use.

| 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 |          |
| 11N  | 6W    | 26   |        |        |        |        |        |        | 10     | 1      | 34     | 40     | 40     | 40     | 8      | 12     | 40     | 39     | 264      |
|      |       | 27   |        | 5      | 14     | 15     |        |        |        |        |        |        |        |        | 16     | 7      |        |        | 57       |
|      |       | 35   | 23.5   | 15.6   |        |        | 11.5   | 30.7   |        |        |        |        |        |        |        |        |        |        | 81.3     |
| 11N  | 6W    | 26   |        |        |        |        |        | 7      |        |        | 31     | 36     | 32     | 36     | 1      | 10     | 39     | 30     | 217      |
|      |       | 27   |        | 1      | 24     | 22     |        |        |        |        |        |        |        |        | 27     | 9      |        | 2      | 85       |
|      |       | 35   |        | 5      |        |        |        | 10     |        |        |        |        |        |        |        |        |        |        | 15       |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 317 tot. |

TOTAL ACREAGE

402.3

Actual use.

Rge. 6W

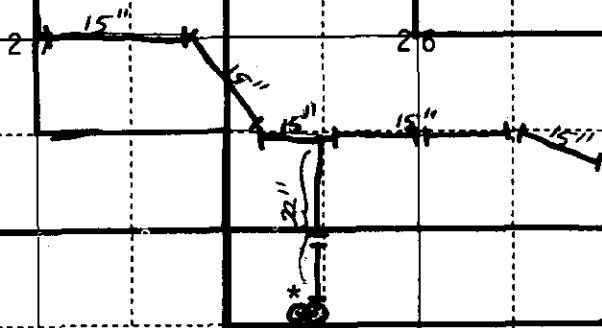


Diagram of System

MAY 16 1995

DATE OF EXAM 7-17-75

ACREAGE  
Found 317  
Recommended 317

Irrigation Requirement 4.5 Ac Ft/Ac

USE  
Irrigation Q = 6.34 c.f.s. V = 1426.5 AF/Ann. from Apr. 1 to Oct. 30  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no ☒

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no ☒

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Point of exchange: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Total Q measured 11.45  
11.71 cfs. Method of measurement inline flowmeter

Total Q recommended 6.34 cfs. Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 1426.5 A.F./Ann.

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use See item six.  
Other \_\_\_\_\_  
None \_\_\_\_\_

MEASUREMENT CALCULATION:

$$Q = \frac{0.195 \text{ A.F. (44576.4)} \times 143560.0}{792 \text{ Sec}} = 11.45 \text{ cfs} = 11.71 \text{ cfs}$$

$$V = 317 \times 4.5 = 1426.5 \text{ A.F.}$$

MAY 16 1995

SYSTEM DESCRIPTION:

Two Cornell Rainflow pumps (#13598, L3597) w/ two G.E. 50 HP  
motors (#1LE2451901, GFJ782486) w/ 12" discharges into  
22" penstock & mainline, 15" mainlines & gravity systems.

REMARKS:

Soil is very sandy. The district intends to file another  
permit application to cover additional water that is  
being pumped.

Examiner's Signature Mc Canyon Barron Date 7-17-1975  
Checked by DM Date 12/22/88  
Approved by \_\_\_\_\_ Date \_\_\_\_\_

Mr. Barron,

I had Mr. Laird draw a red line around the area of West Ridge Irrigation Lateral District on this map. Mr. Laird knows the area involved.

Ross L. Strawn

340  
317  
23

7/24/85 GKN

Re examined acreage - included lawns &  
areas missed during first exam - pickup  
23 acres over first exam.



Contact for new exam of Land -

03-7005

Amos Rodabaugh  
Rte 1 Box 78, Weiser  
549-0951

SCS calculates that land requires  $1\frac{1}{4}$ " per acre

To - Glen:

Mr. Rodabaugh was in today concerning the deletion of land around the homesteads. He claim all of the yard and garden watering is done with Weiser Irr. District water and therefore should be shown as irrigated land.

I've enclosed Claynes field exam & map for reference.

Mr. Rodabaugh would like to accompany the examiner when he visits the project.

Bob Fleenor

Glen ~~to~~ → Lee

apparently we should  
schedule a re-exam.

Microfilm

MAY 16 1995

JLL  
4-15-76

UNITED STATES DEPARTMENT OF AGRICULTURE  
SOIL CONSERVATION SERVICE

---

SUBJECT: WESTRIDGE IRR. CO.

DATE: April 8, 1976

TO: Whom it May Concern:

I have examined the Soil Survey maps for area covered by the Westridge Irrigation Company. The majority of the soils in the area are sandy loams and characteristically have a low water holding capacity. In addition there are many small farming units and efficiency is difficult because of the many miles of laterals.

It is my opinion that a minimum of  $1\frac{1}{4}$ " per acre is needed to ensure full irrigation for the acres under consideration.

Sincerely,

Allen Secrist  
Soil Conservation Service  
Weiser, Ida

RECORDED

MAY 16 1995



March 9, 1976

Weiser Irrigation District  
28 West Idaho Street  
Weiser, Idaho 83672

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 03-7005 and has found the following:

Quantity of water diverted: 11.71 cfs      Source: Snake River

Amount of water that can be recognized as beneficially used under Idaho law: 6.34 cfs

The maximum quantity diverted shall not exceed 1,426.5 acre feet, or 4.5 acre feet per acre, per year.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$  (Lot 4) of Sec. 35, Twp. 11 N, Rge. 6 W, B. M., Washington County

Beneficial use: Irrigation of 317 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , Sec. 26; W $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 27; NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 35; all in Twp. 11 N, Rge. 6 W, B. M.

Priority established: April 20, 1970

The lands found being irrigated by our examiner differ from those listed under your permit. Therefore, it will be necessary to amend the permit before a water right license is issued. Enclosed is a partially completed application for amendment for your use in this matter.

Please sign the application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

Enc: App for amendment

MICROFILMED

MAY 16 1995

Contact for new exam of Land -

03-7005

Amos Rodabaugh  
Rte 1 Box 78, Weiser  
549-0951

SCS calculates that land requires  $1\frac{1}{4}$ " per acre

Glen:

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I've enclosed Claynes field exam & map for reference.

Mr. Rodabaugh would like to accompany the examiner when he visits the project.

Bob Fleenor

MICROFILMED  
MAY 16 1995

UNITED STATES DEPARTMENT OF AGRICULTURE  
SOIL CONSERVATION SERVICE

---

SUBJECT: WESTRIDGE IRR. Co.

DATE: April 8, 1976

TO: Whom it May Concern:

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It is my opinion that a minimum of  $1\frac{1}{4}$ " per acre is needed to ensure full irrigation for the acres under consideration.

Sincerely

*Allen Secrist*  
Soil Conservation Service  
Weiser Ida

RECORDED

MAY 16 1995



TELEPHONE CONVERSATION .ORANDUM

DATE 3-23-76

FILE 03-7005

Name of Party Mr. Derrick

Employee Bob Fleenor

Re: Licensing of Permit 03-7005

Mr. Derrick called and requested additional time to review this license. We should hear from Mr. Donart <sup>their attorney</sup> within the next 30 days. They disagree with the amount of water allowed and the number of acres found being irrigated.

MITROCU 1157

MAY 16 1995

March 9, 1976

Weiser Irrigation District  
28 West Idaho Street  
Weiser, Idaho 83672

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 03-7005 and has found the following:

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Amount of water that can be recognized as beneficially used under Idaho law: 6.34 cfs

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Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$  (Lot 4) of Sec. 35, Twp. 11 N, Rge. 6 W, B.M., Washington County

Beneficial use: Irrigation of 317 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , Sec. 26; W $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 27; NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 35; all in Twp. 11 N, Rge. 6 W, B.M.

Priority established: April 20, 1970

The lands found being irrigated by our examiner differ from those listed under your permit. Therefore, it will be necessary to amend the permit before a water right license is issued. Enclosed is a partially completed application for amendment for your use in this matter.

Please sign the application and return it to this office along with a \$10.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

Enc: App for amendment

MAILED  
MAY 16 1976

June 2, 1975

Re: Permit No. 03-7005

Weiser Irrigation District  
28 West Idaho Street  
Weiser, Idaho 83672

Gentlemen:

Enclosed is an Order of Reinstatement; please note that the priority has been advanced to April 20, 1970.

We acknowledge receipt of the affidavit submitted as proof of 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. We cannot tell during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Boise.

Sincerely,

D. DARLENE REICH  
Water Rights Supervisor

DDR:JFR

Enclosure: Order

MICROFILMED

May 12, 1975

Re: Permit No. 03-7005

Weiser Irrigation District  
Attn: Vincent F. Derig, Sec.  
28 West Idaho St.  
Weiser, ID 83672

Dear Mr. Derig:

Pursuant to your letter dated May 7th, enclosed are the necessary forms for making proof of beneficial use of water in connection with the above referenced permit.

Please complete this proof affidavit and return it to our office by June 6, 1975, so that this permit may be reinstated.

If you have any questions, please contact us.

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

DDR:JG  
Enc: Proof affidavit  
w/instructions

**MICROFILMED**

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

RECEIVED

MAY 8, 1975

May 7, 1975

Department of Water Resources

Mr. R. Keith Higginson, Director  
Department of Water Resources  
State House  
Boise, Idaho 83702

Re: Permit No. 03-7005

Dear Mr. Higginson,

This is a request that Permit No. 03-7005 be reinstated for cause.

Weiser Irrigation District received a letter from your Department in early February requesting proof of completion and proof of beneficial use. In that letter, it stated that a measuring device would have to be installed. Our ditch manager was instructed at that time to order the said measuring device from Consumers Cooperative, and to have the same installed.

The measuring device was delayed and was only installed last week, (May 1st or 2nd.) You are hereby advised that the project is now complete and ready for inspection by your department.

If you want some one to go over this project with you, please give us advance notice of your arrival.

If there are forms to be filled out, will you please forward them to this office.

By order of the Board,

WEISER IRRIGATION DISTRICT

*Vincent F. Derig*  
Vincent F. Derig,  
Secretary

VFD/nk

MICROFILMED



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

April 7, 1975

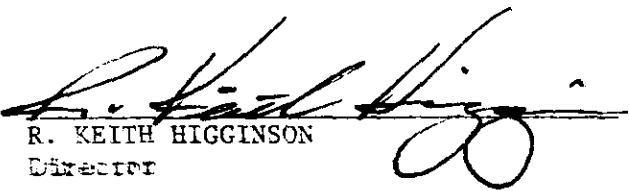
Re: Permit No. 03-7005

Weiser Irrigation District  
28 West Idaho Street  
Weiser, ID 83672

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 03-7005 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

  
R. KEITH HIGGINSON  
Director

RKH:jg

**MICROFILMED**

**WATER RESOURCE BOARD:**

John F. Straff  
Chairman  
Franklin Jones  
Member

George L. Vest  
Vice Chairman  
M. Paul Hansen  
Member

Donna H. Kramer  
Secretary  
Walt H. Hurd  
Member

Edwin G. Schneider  
Member  
James H. Nathanson  
Member

PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

|                                                                                                                                                                                                                                                                                                                                                                                                                                                   |               |                         |                |               |             |  |       |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|-------------------------|----------------|---------------|-------------|--|-------|--|
| <p>● SENDER: Complete items 1 and 2.<br/>Add your address in the "RETURN TO" space on reverse.</p>                                                                                                                                                                                                                                                                                                                                                |               |                         |                |               |             |  |       |  |
| <p>1. The following service is requested (check one).</p> <p><input type="checkbox"/> Show to whom and date delivered..... 15¢</p> <p><input type="checkbox"/> Show to whom, date, &amp; address of delivery.. 35¢</p> <p><input type="checkbox"/> DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢</p> <p><input type="checkbox"/> DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery ..... 85¢</p> |               |                         |                |               |             |  |       |  |
| <p>2. ARTICLE ADDRESSED TO:</p>                                                                                                                                                                                                                                                                                                                                                                                                                   |               |                         |                |               |             |  |       |  |
| <p>3. ARTICLE DESCRIPTION:</p> <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td>26444</td> <td></td> </tr> </table> <p>(Always obtain signature of addressee or agent)</p> <p>I have received the article described above</p> <p>SIGNATURE <i>J. Homer McDaniel</i></p>                                                                                                       |               |                         | REGISTERED NO. | CERTIFIED NO. | INSURED NO. |  | 26444 |  |
| REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                                                                    | CERTIFIED NO. | INSURED NO.             |                |               |             |  |       |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 26444         |                         |                |               |             |  |       |  |
| <p>4. DATE OF DELIVERY</p> <p>2/3/75</p>                                                                                                                                                                                                                                                                                                                                                                                                          |               | <p>POSTMARK</p>         |                |               |             |  |       |  |
| <p>5. ADDRESS (Complete only if requested)</p>                                                                                                                                                                                                                                                                                                                                                                                                    |               |                         |                |               |             |  |       |  |
| <p>6. UNABLE TO DELIVER BECAUSE:</p>                                                                                                                                                                                                                                                                                                                                                                                                              |               | <p>CLERK'S INITIALS</p> |                |               |             |  |       |  |

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS



**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



**RETURN  
TO**



**DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720**

January 31, 1975

CERTIFIED MAIL

# 26444

Re: Permit No. 03-7005

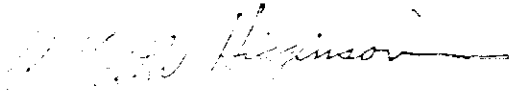
Weiser Irrigation District  
28 West Idaho Street  
Weiser, ID 83672

Gentlemen:

One of the conditions of approval of your water Permit No. 03-7005 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



---

R. KEITH HIGGINSON  
Director

RKH:jg  
Enc: Proof affidavit



June 16, 1979

Mr. Vincent F. Derig, Secretary  
Weiser Irrigation District  
28 West Idaho Street  
Weiser, Idaho 83672

Dear Vince:

Some of the questions you have asked in your recent letter can best be answered by the District's legal counsel. We are not in a position to advise you as to whether it would be advantageous to rely upon the new Permit No. 03-7005 or the previously licensed Permit No. 6671. It is my personal feeling that if you can satisfy yourself that no right has been forfeited or abandoned under the early license, it could be the basis of your present use. Your attorney is no doubt aware of the statutory forfeiture provisions in Section 42-222, Idaho Code, and the provisions for abandonment of property rights.

With regard to the original copy of the Permit, the law requires that we retain original applications in this office and that a copy only is sent to the applicant upon approval. If you would like for us to certify the copy which we furnished to you recently, I will be happy to do so, if you will return it to the office, or we will send you another one if that is your desire.

Again, if we can assist the District in any way in completing the Application for Transfer forms which we furnished to you, please let me know.

Very truly yours,

R. KEITH HIGGINSON  
State Reclamation Engineer

RKH/jm

03-7005

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

June 15, 1970

Mr. R. Keith Higginson, Director  
Idaho Department of Water Administration  
Statehouse - Annex 2  
Boise, Idaho 83707

Dear Mr. Higginson:

Thank you for the transfer application forms and instructions. We will forward completed copies to your office as soon as we have platted the Court decreed description of Weiser Irrigation District boundaries.

Right or wrong, the proceedings in re Permit #03-7005 are in the past and Weiser Irrigation District's Board feels that you and your staff are doing your best for the future of Idaho.

However, the situation as it now stands, seems to be incomplete.

1. Use priority of #03-7005 does not seem to be advantageous to waterusers and/or Weiser Irrigation District.
2. We still do not have the original permit or a certified copy thereof.
3. Permit #6671 would require change in diversion point, plus assignment of interest from West Ridge Irrigation Lateral District.

As I see the problem, the priority factor will govern any decision of the said Weiser Irrigation District Board and consequently we would appreciate your opinion in this matter.

Again, thank you for your letter, the application forms and your concern for our District's problems.

Respectfully,

WEISER IRRIGATION DISTRICT

*Vincent F. Derig*

By Vincent F. Derig,  
Secretary

03-7005

June 4, 1970

Mr. Vincent F. Derig, Secretary  
Weiser Irrigation District  
28 West Idaho Street  
Weiser, Idaho 83672

Dear Mr. Derig:

I have reviewed the matters related to the Permit No. 03-7005 of the Weiser Irrigation District with staff members of this office. It appears that we have given you some misinformation and our handling of this matter has not been as we would desire.

We have again reviewed Water License No. 6671, which our records show is presently in the name of the Weiser Flat Pipeline Company, Ltd. This License provides for diversion of 9 second feet of water from the Snake River for irrigation of 463 acres of land in the same area as you contemplate serving under your new permit. You apparently discussed this matter before filing the application for the new permit and someone here advised you that a new filing should be made. Questions were apparently raised concerning whether you were completely using all of the water under the License and whether there could have been a partial loss of water right over the years since the License was issued. I am not familiar with the history of your pumping from the Snake River, but would certainly rely upon the judgment of your attorney. If you feel that you have a valid right pursuant to Water License No. 6671 and that the new Permit No. 03-7005 is not needed, we will be happy to void the permit and refund the District's \$100.00 filing fee.

Also, as you requested, I am enclosing forms for transferring the water rights of the Weiser Irrigation District to redescribe the place of use of the Weiser River water if you now contemplate putting water on lands not covered by the description in the decree. If we can be of assistance to you in completing these forms, we will be happy to do so.

Mr. Derig

- 2 -

6/4/70

Again, I apologize for any misinformation which you may have received from this office and any inconvenience caused your irrigation district. If you have any questions concerning this matter, please let me know.

Very truly yours,

R. KEITH HIGGINSON  
State Reclamation Engineer

RKH/jm

Encl.

15-1000

## Uniser Trac Post

QUESTION REASON FOR \$100<sup>00</sup> PILING PER  
\$55<sup>00</sup> WAS FIRST CHECK 18 DAYS BEFORE WE NOTIFIED  
THAT \$100<sup>00</sup> PER WAS NECESSARY

---

ALL WORKS TO BE SERVED

WAS IN TO OFFICE ON APRIL 16<sup>TH</sup>  
VISITED WITH DONALD? OR GARY?

---

FINANCING FROM COB HAS BEEN DENIED

---

NATURAL LICENSURE 6671  
9 CBS - PRIORITY 8-27-1910

---

TRANSFER FORMS

02-7005

June 1, 1970

Mr. Vincent F. Derig, Secretary  
Weiser Irrigation District  
28 West Idaho Street  
Weiser, Idaho 83672

Dear Mr. Derig:

We apparently still have problems in communication between the Weiser Irrigation District and this office concerning your Permit No. 03-7005.

Our records show that the permit was issued April 8, 1970, and a copy was mailed to the Weiser Irrigation District on that date. Our letter of April 14, 1970, was occasioned by a discussion of your loan application before the Idaho Water Resource Board, in which it was indicated that the Weiser Irrigation District planned to use the water formerly used to irrigate the 402 acres which you now propose serving from the Snake River under Permit No. 03-7005 onto new ground outside of the boundaries of the Irrigation District.

I am sure that you realize that this would be contrary to Idaho law. A recent decision of the Idaho Supreme Court handed down in September involving the Big Lost River Irrigation District states in part as follows:

"Waters owned by an irrigation district must be used within the irrigation district itself and cannot be used outside the district. The only method that owners of land lying outside of the boundaries of an irrigation district may be entitled to use the waters or to acquire an interest in the district's water is by annexation to the district itself."

Because of this decision, we were attempting to assist the district by calling to your attention this provision. If in fact the acquisition of the new water supply from the Snake River has made it possible for you to redistribute the Weiser River waters to new lands which were not currently covered by your Weiser River water rights, a transfer application should be filed with and approved by this office.

03-7005

Mr. Derig

- 2 -

6/1/70

I plan to be in Weiser on other matters on Tuesday, June 2nd. I hope to be able to drop into your office during the afternoon, at which time perhaps we can discuss this matter further.

Very truly yours,

R. KEITH HIGGINSON  
State Reclamation Engineer

RKH/jm

26-0001

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

May 20, 1970

Department of Reclamation  
Statehouse - Annex 2  
Boise, Idaho 83707

ATTENTION: Mr. Donald W. McEldowney,  
Appropriation Supervisor

Dear Mr. McEldowney:

In answer to your letter of April 14, 1970, I thought that this matter was taken care of when I visited your office on the 16th of April.

Yes, 360 acres of the 400 have been put to beneficial use on lands presently within the boundaries of Weiser Irrigation District. Which lands are described as follows:

TOWNSHIP 11 NORTH, RANGE 6 WEST OF THE BOISE MERIDIAN:

Section 11:  $E\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$ ,  $SE\frac{1}{4}SW\frac{1}{4}$  and  $W\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$

Section 14:  $E\frac{1}{2}W\frac{1}{2}NW\frac{1}{4}$ ,  $E\frac{1}{2}NW\frac{1}{4}$  and  $W\frac{1}{2}NE\frac{1}{4}$  EXCEPTING THEREFROM the following: Beginning at the SE corner of the  $SW\frac{1}{4}NE\frac{1}{4}$ ; thence N 888 feet; thence W 1949 feet; thence S 888 feet; thence E 1949 feet to place of beginning;

Section 24:  $NW\frac{1}{4}SE\frac{1}{4}$  and  $W\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$ ;

TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 29:  $SE\frac{1}{4}NW\frac{1}{4}$  and  $E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$ ;

Section 33:  $S\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$ .

Thank you for sending the approved Permit #03-7005. This is the first notice that we have received that we are legal. Copy fee of \$1.00 is enclosed. I believe that the national average cost per business letter is \$20.00. We will settle for one-half. This fee should be remitted as soon as possible.

Respectfully,

WEISER IRRIGATION DISTRICT

*Vincent F. Derig*

By Vincent F. Derig,  
Secretary

enc. \$1.00

03-7005

WEISER IRRIGATION DISTRICT  
28 WEST IDAHO STREET  
WEISER, IDAHO 83672



Department of Reclamation  
Statehouse - Annex 2  
Boise, Idaho 83707

ATTENTION: Mr. Donald W. McEldowney  
Appropriation Supervisor

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON  
State Reclamation Engineer

## STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
STATEHOUSE - ANNEX 2  
BOISE, IDAHO 83707

May 13, 1970

RECEIVED  
Department of Reclamation

Re: Permit No. 03-7005

Weiser Irrigation District  
Vincent Derig, Secretary  
28 W Idaho  
Weiser, Idaho 83672

Dear Mr. Derig:

We are enclosing a copy of our letter dated April 14, 1970. As of this date we have not received the requested information. We would appreciate it if you would supply us with this information in the very near future.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney  
Appropriation Supervisor

DWM:kh

Enclosure

certified mail No. 21856

*We would appreciate it if you would supply us with a copy of Permit No 03-7005-*

*Respectfully  
Vincent Derig  
Secy. 03-7005*

STATE OF IDAHO

# Department of Reclamation

No. 4667

Boise, Idaho,

May 25, 1970

RECEIVED  
FROM

Weiser Irrig District  
Cen & no 1120

\$ 1.00

DOLLARS

FOR

Copy permit

\$ 1.00

03-7005

\$

\$

\$

\$

TOTAL

...

\$

1.00

E. J. Woods  
STATE RECLAMATION DEPARTMENT

NAME AND  
ADDRESS  
OF SENDER

Dept. of Reclamation

Indicate type of mail

☐ INSURED

☐ C. O. D.

☒ CERTIFIED

Affix stamp here if issued as  
certificate of mailing or for  
additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

| NUMBER OF<br>ARTICLE                          | NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS | POSTAGE                                              | FEE | DUE SENDER<br>IF C. O. D.                    | ENDORSE-<br>MENT <sup>1</sup> | R. R.<br>FEE                                                                                                                                                                                                                                                                                                                              | S. D.<br>FEE | S. H.<br>FEE <sup>2</sup> | RESTRICTED DELIVERY FEE<br>REMARKS |
|-----------------------------------------------|----------------------------------------------------|------------------------------------------------------|-----|----------------------------------------------|-------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|---------------------------|------------------------------------|
| 1                                             | 21856                                              | 06                                                   | 30  |                                              |                               | 15                                                                                                                                                                                                                                                                                                                                        |              |                           | 03-7005                            |
| 2                                             | Wells Irrigation Dist., Vincent Ariz               |                                                      |     |                                              |                               |                                                                                                                                                                                                                                                                                                                                           |              |                           |                                    |
| 3                                             | Secretary, 28 W Idaho Boise Ida                    |                                                      |     |                                              |                               |                                                                                                                                                                                                                                                                                                                                           |              |                           |                                    |
| 4                                             |                                                    |                                                      |     |                                              |                               |                                                                                                                                                                                                                                                                                                                                           |              |                           |                                    |
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| 14                                            |                                                    |                                                      |     |                                              |                               |                                                                                                                                                                                                                                                                                                                                           |              |                           |                                    |
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| 20                                            |                                                    |                                                      |     |                                              |                               |                                                                                                                                                                                                                                                                                                                                           |              |                           |                                    |
| TOTAL NUMBER OF<br>PIECES LISTED<br>BY SENDER |                                                    | TOTAL NUMBER OF<br>PIECES RECEIVED<br>AT POST OFFICE |     | POSTMASTER, PER (Name of receiving employee) |                               | <sup>1</sup> Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid—This Side Up."<br><sup>2</sup> Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service. |              |                           |                                    |

03-7005

May 13, 1970

Re: Permit No. 03-7005

Weiser Irrigation District  
Vincent Derig, Secretary  
28 W Idaho  
Weiser, Idaho 83672

Dear Mr. Derig:

We are enclosing a copy of our letter dated April 14, 1970. As of this date we have not received the requested information. We would appreciate it if you would supply us with this information in the very near future.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:kh

Enclosure

certified mail No. 21856

03-7005

April 14, 1970

Re: Permit No. 03-7005

Weiser Irrigation Dist.  
28 West Idaho Street  
Weiser, Idaho 83672

Gentlemen:

The Idaho Water Resource Board has advised this agency that you now propose to reapportion the Weiser River water previously used on the lands now covered by Permit No. 03-7005. We need to know if this is true and, if so, to what lands will the Weiser River water be apportioned. Are these lands within your district boundaries or outside?

Your assistance in this matter will be appreciated.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:kh

03-7005

April 8, 1970

Re: Permit No. 03-7005

Weiser Irrigation Dist.  
28 West Idaho Street  
Weiser, Idaho 83672

Gentlemen:

We enclose a copy of your approved application for permit 03-7005 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy  
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit  
Receipt No. 4268 for \$100  
1 informational letter

P.S. Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed on your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

03-7005

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.  
County of Washington

Dorothy E. Booth, being duly sworn,  
deposes and says:

That he is the Clark of  
THE WEISER SIGNAL, a weekly newspaper published at  
Weiser, in the County of Washington and State of Idaho; that  
said paper has been and is in general circulation in the  
county aforesaid, and in the vicinity of Weiser; that the ad-  
vertisement, a copy of which is attached hereto, was pub-

lished in said newspaper once a week for 2 consecu-  
tive weeks in the regular and entire issue of said paper dur-  
ing the period and time of publication, and was published in  
the newspaper proper and not in a supplement; that said  
paper has been established and regularly published for more  
than seventy-eight consecutive weeks prior to the date of  
first publication of said advertisement.

Such notice was published in the issue beginning with  
MARCH 12, 1970, and ending  
with the issue of MARCH 19, 1970.

Dorothy E. Booth  
Fees, \$ 9.75

Subscribed and sworn to before me this 24<sup>th</sup>  
day of March, 1970.

John B. May  
Notary Public, Residing Idaho.

My Commission Expires 4- 1970.

No. 341  
NOTICE OF APPLICATION FOR  
PERMIT TO APPROPRIATE THE  
PUBLIC WATERS OF THE STATE  
OF IDAHO

Notice is hereby given that the  
Weiser Irrigation District, 28 West  
Idaho Street, Weiser, Idaho, has  
on February 27, 1970, submitted Ap-  
plication No. 03-7005 to appropriate  
the public waters of the Snake  
River, tributary of the Columbia  
River.

The application proposes a max-  
imum diversion and appropriation  
of 1,000 acre feet of water per  
second of water diverted by  
motors or pumps within  
the NW 1/4, Lot 4, Sec. 35, T.  
11N., R. 6E., B. M., Washington  
County, and is to be used within  
the S 1/2 NW 1/4, S 1/2 Sec. 26, W 1/2 NW 1/4,  
S 1/2 NE 1/4, N 1/2 SE 1/4, Sec. 27, S 1/2  
NW 1/4, N 1/2 NW 1/4, Sec. 35, T. 11N., R.  
6W., B. M. for irrigation purposes  
from April 1 to October 30.

Any permit issued pursuant to  
this application will be subject to  
ALL PRIOR WATER RIGHTS and  
subject to the CONTROL OF A  
STATE WATERMASTER. Any pro-  
test against this application must be  
filed with the Idaho Department  
of Reclamation on or before March  
30, 1970.

JOHN B. HIGGINSON  
Published in the Idaho American,  
Weiser, Idaho, on March 12 and  
March 19, 1970. 102-25

15-7005

**No. 341**  
**NOTICE OF APPLICATION FOR**  
**PERMIT TO APPROPRIATE THE**  
**PUBLIC WATERS OF THE STATE**  
**OF IDAHO**

Notice is hereby given that the Weiser Irrigation District, 28 West Idaho Street, Weiser, Idaho, has on February 27, 1970, submitted Application No. 03-7005 to appropriate the public waters of the Snake River, tributary of the Columbia River.

The application proposes a maximum diversion and appropriation of 2,000 acre feet or 8.0 cubic feet per second of water to be diverted by motors, pumps and pipe within the NW $\frac{1}{4}$ NW $\frac{1}{4}$  (Lot 4), Sec. 35, T. 11N., R. 6W., B. M., Washington County, and is to be used within the S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , Sec. 26; W $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 27; N $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 35, T. 11N., R. 6W., B. M. for irrigation purposes from April 1 to October 30.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before March 30, 1970.

R. KEITH HIGGINSON  
State Reclamation Engineer  
Published in the Signal American,  
Weiser, Idaho, on March 12 and  
March 19, 1970. 102-2s

03-7005

March 5, 1970

Re: Application for Permit No. 03-7005

C Weiser Irrigation District  
ATTENTION: Vince Derig, Secretary  
28 West Idaho Street  
Weiser, Idaho 83672

O Dear Mr. Derig:

Your recent letter to Mr. McEldowney of this office has come to my attention. I am sorry that you feel there has been some delay in the handling of your Application for a Water Permit.

P It is my understanding that any delay was as a result of our impression that information which we needed in order to process the Application was being relayed to you by representatives of the Idaho Water Resource Board, with whom you are apparently working on this project.

Y With regard to the application fee, the original \$55.00 submitted would have been the correct fee if the Application requested the diversion of 8 second feet of water. However, since your Application proposed an appropriation of 2,000 acre feet at the rate of diversion of 8 second feet, the filing fee is \$100.00.

The last paragraph of your letter of February 26, 1970, is a bit confusing. You suggest that you have some questions which will be raised at a meeting of the Board of Directors of the State Reclamation Association. I am certain that you understand that there is no connection between that Association and this office. I therefore wonder for what purpose you intend to raise questions with them.

Notice of your proposed appropriation has been forwarded to the Weiser Signal American and will be published for two weeks commencing March 12, 1970. We will expedite the processing of the Application as much as practicable. If you have any questions concerning this, please let me know.

Very truly yours,

R. KEITH HIGGINSON  
State Reclamation Engineer

RKH/jlb

03-7005

March 4, 1970

Re: Application for Permit No. 03-7005 - Weiser Irrigation Dist.

Signal American  
P.O. Box 709  
Weiser, Idaho 83672

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

\_\_\_\_\_  
(Signature of the claimant)

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:DR  
Enc: legal notice

*Bill submitted  
4-2-70  
du*

*03-7005*

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that the Weiser Irrigation District, 28 West Idaho  
Street, Weiser, Idaho, has on February 27, 1970,  
submitted Application No. 03-7005 to appropriate the public waters of  
the Snake River, tributary of the Columbia River  
~~the proposed uses are~~

The application proposes a maximum diversion and appropriation of 2,000  
or 8.0 cubic feet per second  
~~acre feet~~ acre feet/ of water to be diverted by motors, pumps and  
pipe within the NW $\frac{1}{4}$ NW $\frac{1}{4}$  (Lot 4),  
Sec. 35, T. 11N, R. 6W, B.M., Washington County,

and is to be used within the S $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ , Sec. 26; W $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 27;  
N $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 35, T. 11N, R. 6W, B.M. for irrigation purposes from April 1  
to October 30

Any permit issued pursuant to this application will be subject to ALL PRIOR  
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest  
against this application must be filed with the Idaho Department of Reclamation on  
or before March 30, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Signal American, Weiser, Idaho,  
on March 12 and March 19, 1970.

03-7005

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

February 26, 1970

State of Idaho  
Department of Reclamation  
Statehouse - Annex 2  
Boise, Idaho 83707

ATTENTION: Donald W. McEldowney,  
Appropriation Examiner

Re: Application for Permit

Dear Mr. McEldowney:

On the 12th day of February, 1970, we made a special trip to Boise, in order to ascertain procedure for transfer of water permit from West Ridge Irrigation Lateral District to Weiser Irrigation District. We were informed that we should make a new application.

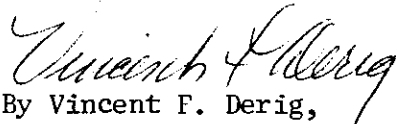
We called the Department of Reclamation office on the 13th day of February, 1970, to correctly submit application fee, and were informed that Item #3, Page 3 Instructions for Filing an Application for Permit would apply - \$55.00.

We remit herewith \$100.00 as application fee.

Our questions will be submitted at the next board meeting of the Reclamation Association; and also we will submit the question of why it took 13 days to be notified of insufficient fee when the irrigation season is at hand.

Respectfully,

WEISER IRRIGATION DISTRICT

  
By Vincent F. Derig,  
Secretary

enc - check

08-7005

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

RECEIVED

FEB 26 1970

February 26, 1970 Department of Reclamation

State of Idaho  
Department of Reclamation  
Statehouse - Annex 2  
Boise, Idaho 83707

ATTENTION: Donald W. McEldowney,  
Appropriation Examiner

Re: Application for Permit

Dear Mr. McEldowney:

On the 12th day of February, 1970, we made a special trip to Boise, in order to ascertain procedure for transfer of water permit from West Ridge Irrigation Lateral District to Weiser Irrigation District. We were informed that we should make a new application.

We called the Department of Reclamation office on the 13th day of February, 1970, to correctly submit application fee, and were informed that Item #8, Page 3 Instructions for Filing an Application for Permit would apply - \$55.00.

We remit herewith \$100.00 as application fee.

Our questions will be submitted at the next board meeting of the Reclamation Association; and also we will submit the question of why it took 13 days to be notified of insufficient fee when the irrigation season is at hand.

Respectfully,

WEISER IRRIGATION DISTRICT

*Vincent F. Derig*  
By Vincent F. Derig,  
Secretary

enc - check

03-7005

# WEISER IRRIGATION DISTRICT

ORGANIZED 1903

28 WEST IDAHO STREET

WEISER, IDAHO

RECEIVED

FEB 13 1970

Department of Reclamation

February 13, 1970

Idaho Department of Reclamation  
Statehouse Annex #2  
Boise, Idaho 83707

Gentlemen:

We have enclosed Application for Permit together with a check in the amount of \$55.00 to cover cost of filing.

We request that notification of this filing of application be given to the following:

Farmers Home Administration  
Washington County Courthouse  
Weiser, Idaho 83672  
ATTENTION: Lyle Maughan, County Supervisor

and

Idaho Water Resource Board  
Statehouse  
Boise, Idaho 83707  
ATTENTION: Mr. Thomas Curtis

Respectfully,

WEISER IRRIGATION DISTRICT

*Vincent F. Derig*  
By Vincent F. Derig,  
Secretary

VFD/fm  
enc (2)

03-7025

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON  
State Reclamation Engineer

## STATE OF IDAHO

DEPARTMENT OF RECLAMATION  
STATEHOUSE - ANNEX 2  
BOISE, IDAHO 83707

February 25, 1970

Re: Applications for Permit - City of Orofino  
Weiser Irrigation District

Dr. Robert Lee, Director  
Idaho Water Resource Board  
Statehouse

Dear Bob:

Pursuant to Mr. Thiel's request, we submit the following information regarding applications for water right permits by the City of Orofino and the Weiser Irrigation District (Westridge Irrigation District).

The Weiser Irrigation District has submitted an application, as yet unnumbered, for 2,000 acre feet of water from the Snake River, a maximum rate of diversion not to exceed 8.0 cfs, to irrigate 402 acres of land. This application has not been received by the department since the statutory fees have not been submitted. The application indicates that water would be withdrawn from the Snake River for use within the Westridge portion of the Weiser Irrigation District. Once the proper fees have been submitted, we will begin processing the application and would anticipate that processing will take from 6 to 8 weeks.

The City of Orofino has submitted an application to appropriate 1.5 cfs and/or 3.1 acre feet per season for municipal purposes from the Clearwater River. The application has been received by the department and numbered 84-7009. Processing has just begun and will require an additional 4 weeks, if no protests are received. We are questioning the volume of water asked for under this application.

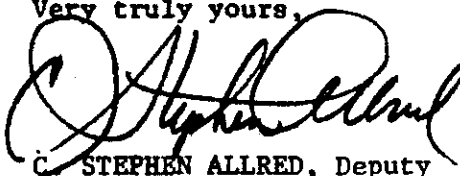
03-7005

Page 2  
Dr. Robert Lee  
February 25, 1970

In addition to the application for permit, the City of Orofino has also submitted a claim to a water right for recording purposes. That claim is numbered 84-4003 and is now being advertised. The claim does not establish any water right, but rather just records what the City has claimed that they have been using.

I hope that the above information will meet your needs.

Very truly yours,



C. STEPHEN ALLRED, Deputy  
State Reclamation Engineer

03-7005

February 25, 1970

Re: Application for Permit

Mr. Vincent F. Derig, Sec.  
WEISER IRRIGATION DISTRICT  
28 West Idaho St.  
Weiser, Idaho 83672

Dear Mr. Derig:

Please excuse the delay in acknowledging receipt of the Application for Permit for the Weiser Irrigation District.

This is to advise that before we can begin processing procedures for the application, we will require a filing fee of \$100.00. We are enclosing your check in the amount of \$55.00 previously submitted.

If you have any questions regarding this matter, please advise.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:DR  
Enc: Check

03-7005

Permit #4667

May 18, 1970

Re: Permit No. 03-7005

2  
C  
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Y

Welser Irrigation District  
Mr. Vincent Derig, Secretary  
28 W. Idaho  
Welser, Idaho 83672

Dear Mr. Derig:

Enclosed is a copy of your above numbered permit as you requested.  
There is a fee of \$1 for this copy. This fee should be remitted as soon  
as possible.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:kh

Enclosure

03-7005