

09/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-7072

NAME AND ADDRESS: LEWIS BROTHERS INC
C/O DIGGS LEWIS
PO BOX 3301
ALPINE WY 83128

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.680 CFS
1,043.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 03/09/1977

POINT OF DIVERSION:

T07S R41E S12 NENESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/15 10/31

QUANTITY
3.680 CFS
1,043.00 AFY

PLACE OF USE: IRRIGATION Within CARIBOU County

T07S R41E S12	NESE	36.00	T07S R41E S12	NWSE	14.00
T07S R41E S12	SWSE	25.00	T07S R41E S12	SESE	37.00
T07S R41E S13	NENE	32.00	T07S R41E S13	NWNE	30.00
T07S R41E S13	SWNE	30.00	T07S R41E S13	SENE	36.00
T07S R42E S18 Lot 1 NWNW		8.00	T07S R42E S18 Lot 2 SWNW		33.00
T07S R42E S18	SENE	17.00			

298 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



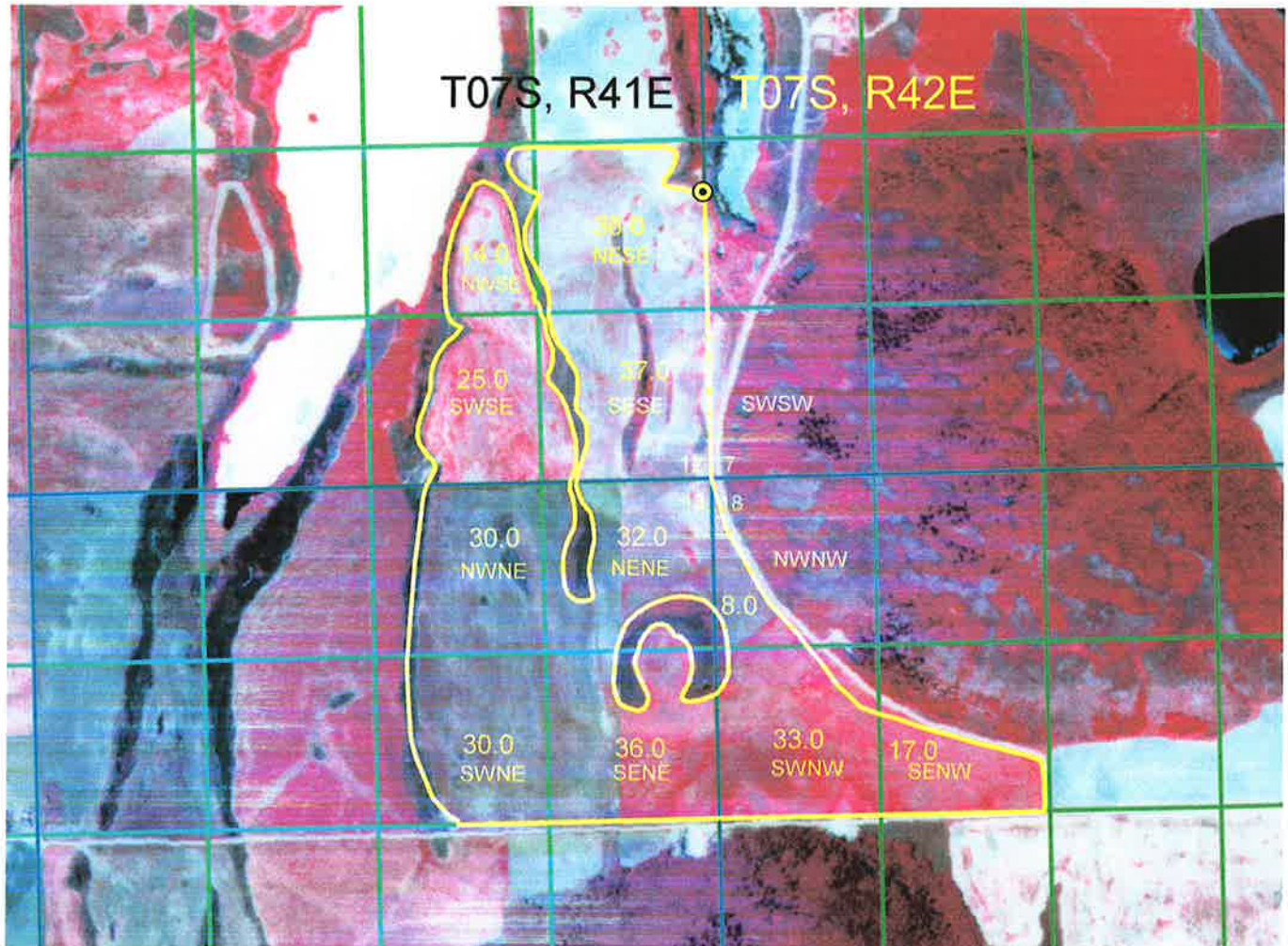
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7072



1000 0 1000 2000 Feet



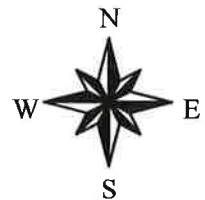
IRRIGATED ACRES 298.0

LEGEND

-  Point of Diversion
-  Place of Use
-  Townships
-  Sections
-  Quarter-Quarters

Place of Use: T7S, R41E:
(part of) Sec. 12, NESE, NWSE, SWSE, SESE
(part of) Sec. 13, NENE, NWNE, SWNE, SENE
T7S, R42E:
(part of) Sec. 18, NWNW, SWNW, SENW

Point of Diversion: T7S, R41E:
Sec. 12, NENESE



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: October 2003

PROTECTED

IDWR Concurrence:

Ernest Carlsen 7-28-06
Ernest Carlsen Date
IDWR Adjudication Supervisor

Candice M. McHugh 7/12/06
Candice M. McHugh Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on _____, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

LEWIS BROTHERS INC
C/O DIGGS LEWIS
PO BOX 3301
ALPINE, WY 83128

IDWR Repository
PO BOX 83720
Boise, ID 83720-0098

Signature of person or attorney mailing the form

02/13/2004

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-7072

LEWIS BROTHERS INC
C/O DIGGS LEWIS
PO BOX 3301
ALPINE WY 83128
Telephone Number: (307) 654-7645

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

7/18/05

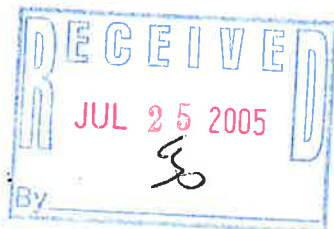
SIGNATURE:

Lewis Brothers Inc

Please print your name:

DIGGS LEWIS

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



PROFILED

*Kay J
7/18*

02/13/2004

NOTICE OF ERROR
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Telephone Number: (307) 654-7645

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

2/18/05

SIGNATURE:

Lewis Bros Inc
DIGGS LEWIS

Please print your name:

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

15 West Center
Soda Springs, ID 83276
Phone (208) 547-3993
FAX (208) 547-3939

**Idaho Department of
Water Resources**

Fax

To: Katy Jackson

From: Barbara Payne

Fax: 525-7177

Pages: 5

Phone:

Date: 7/18/2005

Re: Basin 27 NOEs

CC:

Hi Katy,

This FAX contains a copy of the following NOEs:

27-7073	Lewis Brothers, Inc.	Agree
27-7071	Lewis Brothers, Inc.	Agree
27-7072	Lewis Brothers, Inc.	Agree
27-11906	Larry C. Lewis	Agree

Barbara

FAXED
7-18-05

Notes

10/3/03 claim matches license, CB
recommended as claimed
licensed source. Dike Lake?
file contained a clarification
remark from Shelby Lunn in
response to the source.

2/6/04 in CRP 1987 to 1997. per Diggs Lewis,
address update in file 27-7071

Owner Type	Full Name	Address	City	State	Zip	Phone
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Directions to Property (if different from above) and/or update owner information:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Date: 10/3/23

Priority Date Data Entry FormClaim Number: A27-7072

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

4 Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

license

Reviewer: CBDate: 10/3/03

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (☒)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes (☒) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (☒) No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes () No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No ()
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (☒) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim. *license*
16. Is a Priority Date remark and/or condition required? Yes () No (☒)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Point of Diversion and Source Data Entry Form

Claim Number: A27-707Z

Water Right Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec. _____, _____, _____, _____. County: _____

Source: Dike Lake Tributary: Sinks☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

LicenseClarification of the source in the
licensing process. See attach. & Memo
by Shelley Keen

Transfers Changing POD _____

Reviewer: CBDate: 10/3/03

Point of Diversion

Claim No. -

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the POD as shown on the Permit. Go to 10

Yes (☐) No (☐)

4. Does the parent right have a POD?

If Yes, go to 5

If No, go to 6

Yes (☒) No (☐)

5. Can the claimed POD be verified using the water right file?

If Yes, recommend the POD as shown in the water right file. Go to 10

If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the POD?

If Yes, go to 7

If No, go to 9

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C03, go to 9

If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes (☐) No (☐)

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10

If No, go to 9

Yes (☐) No (☐)

9. Does the file contain all of the necessary information to verify the POD?

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10

If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

Yes (☐) No (☐)

10. Is a POD remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POD review is complete

If No, POD review is complete.

Yes (☐) No (☒)

Source

Claim No. _____

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11

Yes (☐) No (☐)

4. Does the parent right have a Source?

If Yes, go to 5
If No, go to 7

Yes (☒) No (☐)

5. Can the claimed Source be verified using the water right file?

If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7

Yes (☒) No (☒)

6. Is the basis of claim a Posted Notice?

If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7

Yes (☐) No (☐)

7. Is there evidence that there has been a change in the Source?

If Yes, go to 8
If No, go to 10

Yes (☐) No (☒)

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

Yes (☐) No (☐)

9. Did the claimant file a transfer?

If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10

Yes (☐) No (☐)

10. Does the file contain all of the necessary information to verify the Source?

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

Yes (☒) No (☐)

11. Is a Source remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.

Yes (☐) No (☒)

Place Of Use Data Entry Form

Claim Number: A27-7072☒ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Amuse

Transfers Changing POU _____

Reviewer: CBDate: 10/3/03

Place of Use

Claim No. _____

1. Is the basis of claim a Decree or License?

Yes (☒) No (☐)

If Yes, go to 2a
If No, go to 2b

- 2a. Is a POU required?

Yes (☒) No (☐)

If Yes, go to 5
If No, go to 14

- 2b. Is a POU required?

Yes (☐) No (☐)

If Yes, go to 3
If No, go to 14

3. Is the basis of claim a Permit or Application?

Yes (☐) No (☐)

If Yes, go to 4
If No, go to 7

4. Has the License been issued?

Yes (☐) No (☐)

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

5. Does the parent right have a POU?

Yes (☒) No (☐)

If Yes, go to 6
If No, go to 7

6. Can the claimed POU be verified using the water right file?

Yes (☒) No (☐)

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

7. Is there evidence that there has been a change in the POU?

Yes (☐) No (☐)

If Yes, go to 8
If No, go to 13

8. Can the change be verified as an accomplished transfer?

Yes (☐) No (☐)

If Yes, add condition C05, go to 13
If No, go to 9

9. Does the change include an enlargement of the POU?

Yes (☐) No (☐)

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

10. Was an enlargement claim filed?

Yes (☐) No (☐)

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

11. Did the claimant file an enlargement claim?

Yes (☐) No (☐)

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

12. Was a transfer filed?

Yes (☐) No (☐)

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

13. Does the file contain all of the necessary information to verify the POU?

Yes (☐) No (☐)

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

14. Is a POU remark and/or condition required?

Yes (☐) No (☒)

If Yes, enter the appropriate remark and/ or condition. POU review is complete.
If No, POU review is complete.

Purpose of Use Data Entry Form

Claim Number: A27-7072☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

License

Transfers Changing Purpose of Use _____

Reviewer: CBDate: 10/3/03

Purpose of Use

Claim No. _____

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes (☐) No (☐)

4. Does the parent right have a Purpose of Use?

If Yes, go to 5
If No, go to 6

Yes (☒) No (☐)

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7
If No, go to 11

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11
If No, go to 8

Yes (☐) No (☐)

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes (☐) No (☐)

9. Was an enlargement claim filed?

If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes (☐) No (☐)

10. Did the claimant file an enlargement claim?

If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Yes (☐) No (☒)

Period of Use and Quantity Data Entry Form

Claim Number:

A27-7072☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

License

Reviewer:

CB

Date:

10/3/03

Period of Use

Claim No.

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes ☒ No ☐
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes ☐ No ☐
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
Yes ☐ No ☐
4. Does the parent right have a Period of Use?
If Yes, go to 5
If No, go to 6
Yes ☒ No ☐
5. Can the claimed Period of Use be verified using the water right file?
If Yes, go to 14
If No, go to 6
Yes ☒ No ☐
6. Is there evidence that there has been a change in the Period of Use?
If Yes, go to 7
If No, go to 12
Yes ☐ No ☐
7. Does the change include an enlargement in the Period of Use?
If Yes, go to 9
If No, go to 8
Yes ☐ No ☐
8. Can the change be recommended as an accomplished transfer?
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
Yes ☐ No ☐
9. Was an enlargement claim filed?
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
Yes ☐ No ☐
10. Did the claimant file an enlargement claim?
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
11. Was a transfer filed?
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes ☐ No ☐
12. Does the file contain all of the necessary information to verify the Period of Use?
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
Yes ☐ No ☐
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?
If Yes, go to 14
If No, go to 15
Yes ☐ No ☐
14. Is irrigation claimed as a purpose of use?
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☒ No ☐
15. Is irrigation claimed as a purpose of use?
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
Yes ☐ No ☐
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
Yes ☐ No ☒
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
Yes ☐ No ☐
18. Is a Period of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
Yes ☐ No ☒

Quantity

Claim No. _____

1. Is the basis of claim a Decree or License?

Yes (☒) No (☐)

If Yes, go to 4

If No, go to 2

2. Is the basis of claim a Permit or Application?

Yes (☐) No (☐)

If Yes, go to 3

If No, go to 6

3. Has the License been issued?

Yes (☐) No (☐)

If Yes, go to 5

If No, recommend the Quantity shown on the Permit. Go to 11

4. Does the parent right have a diversion rate and/or volume?

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 7

5. Can the claimed diversion rate and/or volume be verified using the water right file?

Yes (☒) No (☐)

If Yes, go to 8

If No, go to 7

6. Is the basis of claim a posted notice?

Yes (☐) No (☐)

If Yes, consult the attorney assigned to the Basin. Go to 7

If No, go to 7

7. Is a flow measurement required?

Yes (☐) No (☐)

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9

If No, describe why a flow measurement is not required. Go to 9

8. Does the parent right have an annual diversion volume limit?

Yes (☒) No (☐)

If Yes, go to 10

If No, go to 9

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

Yes (☐) No (☐)

If Yes, go to 10

If No, go to 11

10. Is irrigation a purpose of use?

Yes (☒) No (☐)

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

Yes (☐) No (☐)

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

If No, go to 12

12. Is a Quantity remark and/or condition required?

Yes (☒) No (☐)

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.

If No, quantity review is complete.

Summary

Claim No. _____

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?

Yes (☒) No (☐)

If Yes, go to 2

If No, go to 3

2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

Yes (☐) No (☒)

If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4

If No, status will be set as Active. Go to 5

3. Is the water being used for all of the purposes claimed and to the extent claimed?

Yes (☐) No (☐)

If Yes, status will be set as Active. Go to 5

If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4

4. Is any portion of the claim being recommended?

Yes (☐) No (☐)

If Yes, status will be set as Active. Go to 5

If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5

5. Is an additional remark and/or condition required?

Yes (☒) No (☐)

If Yes, enter the appropriate remark and/or condition. Go to 6

If No, go to 6

6. Would you like to view the recommended right?

Yes (☒) No (☐)

If Yes, go to 7

If No, the review is incomplete. The recommendation must be viewed to complete the review.

7. Is this a "split" or "combined" right?

Yes (☐) No (☒)

If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8

If No, go to 8

8. Do you have documents you would like to attach or link to the file?

Yes (☐) No (☒)

If Yes, go to PowerDOCS and profile the documents. Go to 9

If No, go to 9

9. Would you like to set the verification date?

Yes (☒) No (☐)

If Yes, the review is complete.

If No, the review is incomplete. The recommendation must be verified to complete the review.

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

C18
R163 ~~R29~~ Qty Cond.

Split or Combined Right Analysis:

None

Attached Field Notes or Other Documents:

NO

Claim No.:

27-7072

Reviewer

CS

Date

10/3/03

INTER-DEPARTMENT MEMO

TO: Pauline
FROM: Cindy

SUBJECT: address correction
DATE: 2/6/04

Please correct the address in the eCVR
and reprint to P.D.R. and Notice
of error notice

and correct the Qty remark to R63!

Thank

() For your information

() Response required

CB
signature

SD-0420-2
ADD COMMENT

Idaho Department of Water Resources
Modify Comment

Date: 06/06/00
Time: 10:39:45

Water Right Number: L27-07072

Comment Date: 6/ 6/2000 User ID: SKEEN

Subject: Source Name _____

This right was permitted with the source designated as ground _____ water. The source actually described in the original application and developed is Dike Lake, which sinks. Because the development occurred as described on the original application, the change in source name is a clarification, not a change in source. _____

(Enter=Add) (Gold4=Prev) (Gold5=Next) (Gold7=Return to Comment Selection)

Although there is ample evidence of a long period of nonuse before and after the effective dates of the Extension to Avoid Forfeiture, it is the opinion of IDWR's legal counsel that permits cannot be forfeited. The period of non-use counting toward forfeiture commenced yesterday, the date of licensing.

Shelley Keen
6/7/2000

MICROFILMED

JUL 12 2000

Photo 1



DIKE LAKE



WEIR BOX
ONLY EVIDENCE
OF IRRIGATION
SYSTEM

SINK HOLE



PORTION OF IRRIGATION SYSTEM
SEEN



27-07072

FILE 12 2000
MICROFILMED

Photo 2

REFILED

100 1 1 2005

27-07072



SINK HOLE

DIKE LAKE

Water By-Passing Weir Box

VIEW NORTH

EVIDENCE OF IRRIGATION SYSTEM

SINK
HOLE



VIEW N-W

WEIR BOX
PORTION
OF IRRIGATION
SYSTEM

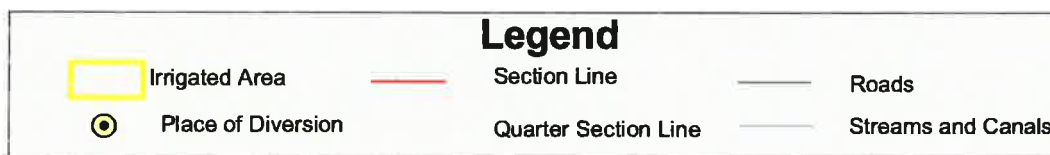
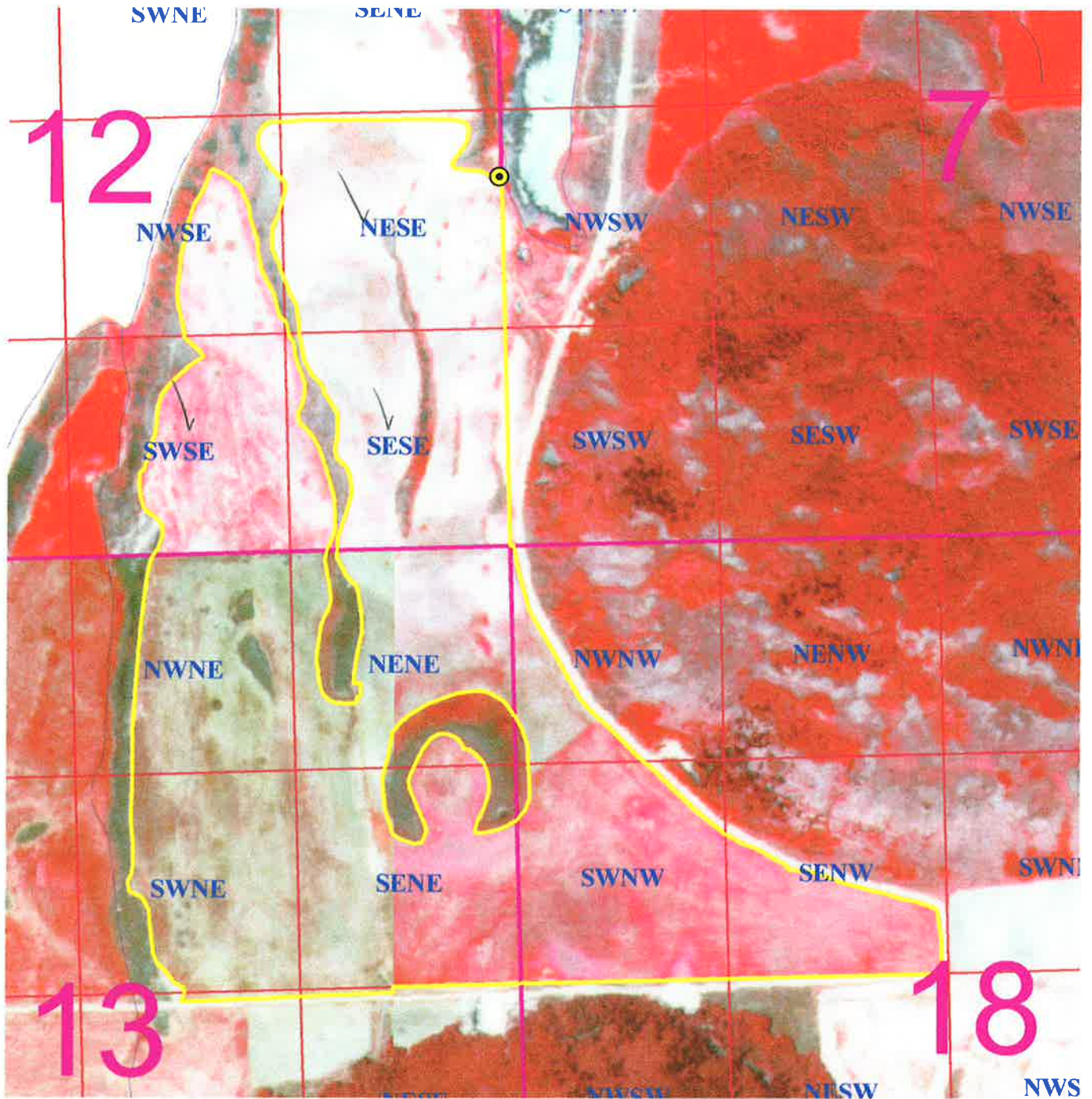
PHOTO #3

MICROFILMED
JUL 17 2009

27-07072

Water Right Claim Number 27-07072
Townships , 7S42E, 7S41E

12/11/2000

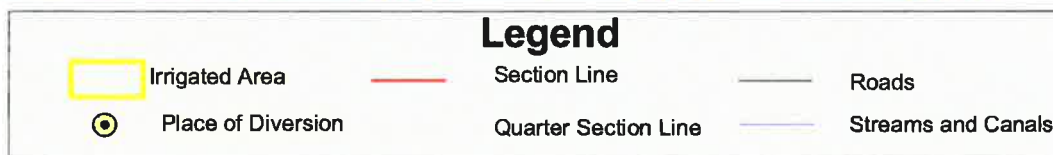
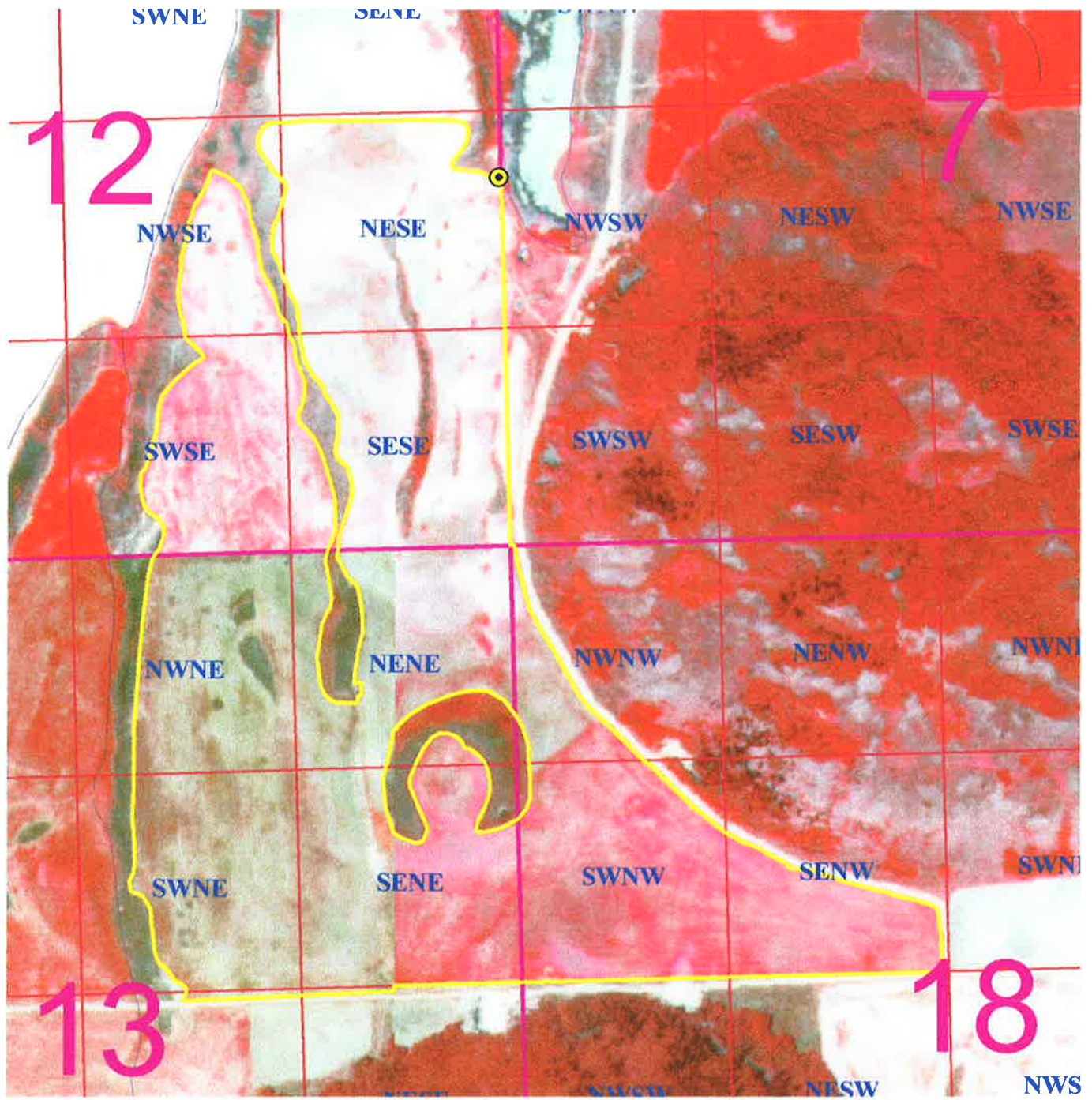


600 0 600 1200 Feet



Water Right Claim Number 27-07072
Townships , 7S42E, 7S41E

12/11/2000

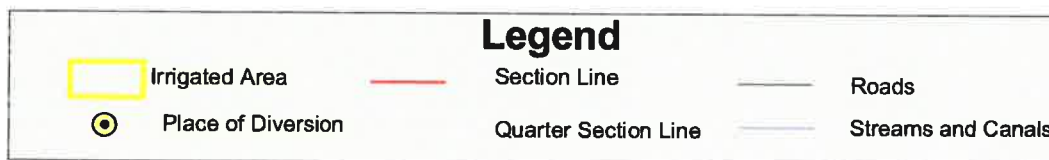
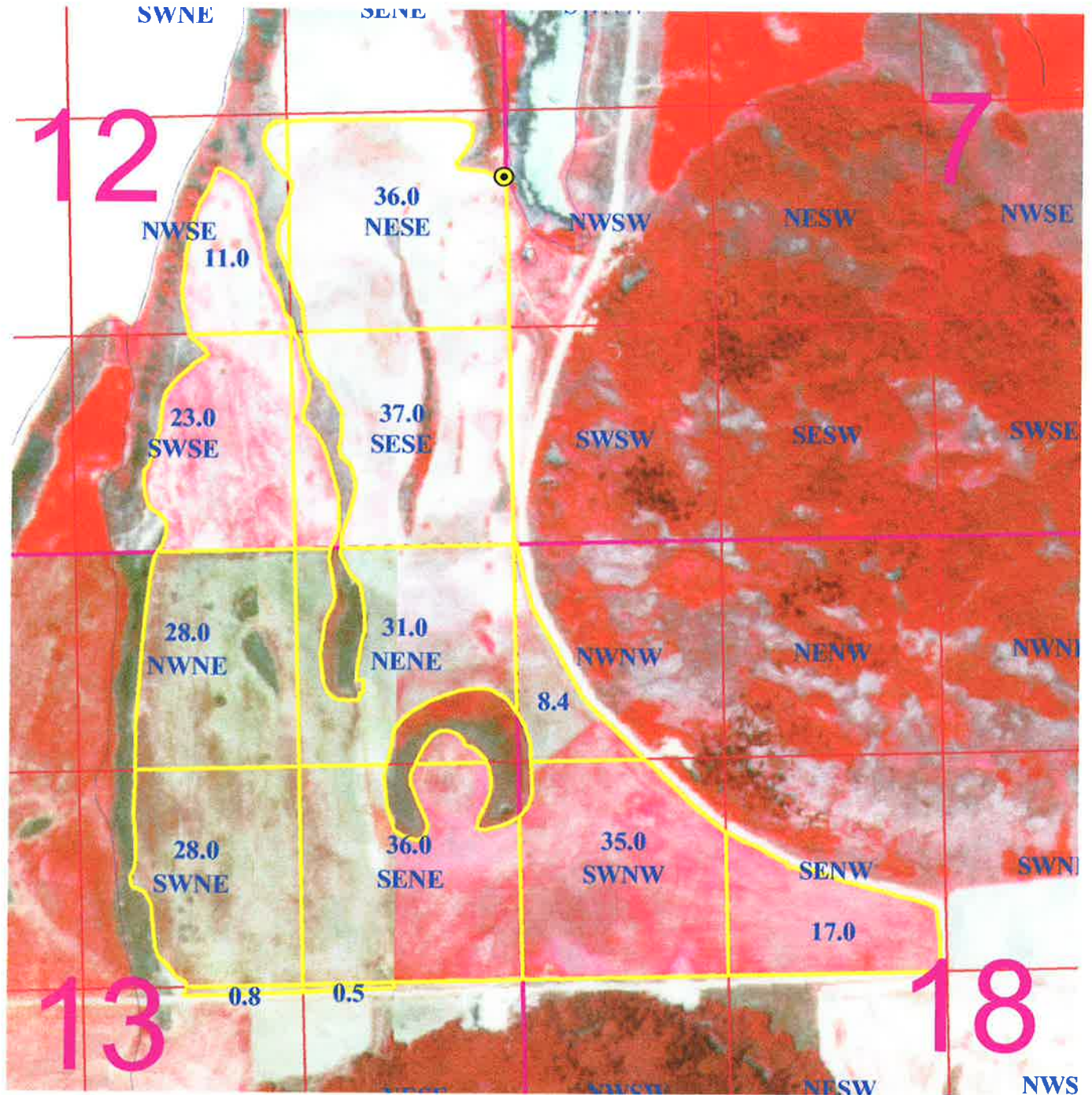


600 0 600 1200 Feet



Water Right Claim Number 27-07072
Townships , 7S42E, 7S41E

12/11/2000



SCANNED

JUL 18 2001

Log for claim 27-07072

Spatial Dynamics LTD

12/11/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
07s41e	12	NESE	36	36	
07s41e	12	NWSE	14	11	
07s41e	12	SWSE	25	23	
07s41e	12	SESE	37	37	
07s41e	13	NENE	32	31	
07s41e	13	NWNE	30	28	
07s41e	13	SWNE	30	28	
07s41e	13	SENE	36	36	
07s41e	13	NESE	0	0.5	
07s41e	13	NWSE	0	0.8	
07s42e	18	NWNW	8	8.4	
07s42e	18	SWNW	33	35	
07s42e	18	SENW	17	17	
Totals:			298	291.7	

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

04/24/2003

WATER RIGHT NO. 27-7072

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LEWIS BROTHERS INC C/O DIGGS LEWIS PO BOX 301 ALPINE, WY 83128 (307)654-7645

Priority Date: 03/09/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
DIKE LAKE	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/15	10/31	3.68 CFS	1043 AFA
Total Diversion			3.68 CFS	1043 AFA

Location of Point(s) of Diversion:

DIKE LAKE	NENESE	Sec. 12	Township 07S	Range 41E	CARIBOU County
-----------	--------	---------	--------------	-----------	----------------

Licensed Diversion Capacity: 3.68

Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Ac
07S	41E	12		NESE	36		NWSE	14		SWSE	25		SESE	37
		13		NENE	32		NWNE	30		SWNE	30		SENE	36
	42E	18	1	NWNW	8	2	SWNW	33		SENW	17			

Total Acres: 298

Conditions of Approval:

1.	R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
----	-----	---

Dates:

Licensed Date: 06/06/2000

Decreed Date:

Permit Proof Due Date: 4/1/1982

Permit Proof Made Date: 4/27/1982

Permit Approved Date: 4/15/1977

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 02/11/1977

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

AJ5809NP
No. A27-07072

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/00
PAGE: 97

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEWIS BROTHERS INC C/O DIGGS LEWIS PO BOX 3301 ALPINE WY 83128 (307) 654-7645	03/09/1977	IRRIGATION	04-15 10-31	3.680 CFS	1043.00 AFA
TOTAL DIVERSION:					3.680 CFS	1043.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07S R41E S12 NENESE CARIBOU County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
07S	41E	12	:					:						:						36	14	25	37	:	112.0	
07S	41E	13	:	32		30		30		36				:										:	128.0	
07S	42E	18	:					:			01-08	02-33	17	:										:	58.0	
																							TOTAL ACRES		298.0	

POU County: CARIBOU

Conditions of Approval:

- R63 - This right when combined with all other rights shall provide no
- more than 0.02 cfs per acre nor more than 3.5 afa per acre at the
- field headgate for irrigation of the lands above.

Dates: Exam Made Date: 09/29/1999 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. **27-07072**

Priority: March 9, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume: 1043.0 AF

This is to certify, that LEWIS BROTHERS INC
C/O DIGGS LEWIS
PO BOX 3301
ALPINE WY 83128

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 11, 1977; and
has submitted Proof of Beneficial Use on April 27, 1982. An examination indicates
that the works have a diversion capacity of 3.680 cfs of water from:

DIKE LAKE tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/31	3.68 CFS	1043.0 AF

LOCATION OF POINT(S) OF DIVERSION: NENESE , Sec. 12, Township 07S, Range 41E
CARIBOU 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>
07S	41E	12	NESE 36	NWSE 14	SWSE 25	
			SESE 37			112
		13	NENE 32	NWNE 30	SWNE 30	
			SENE 36			128
42E	18	Lot 1 (NWNW)	8	Lot 2 (SWNW) 33	SENE 17	58

Total number of acres irrigated: 298

CONDITIONS OF APPROVAL AND REMARKS

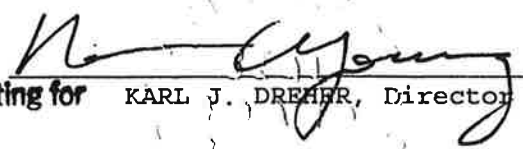
1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 6TH day of

JUNE, 2000.

MICROFILMED

JUL 12 2000

Acting for  KARL J. DREHER, Director

State of Idaho
Department of Water Resources

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MAY 26 2000

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 27-07072

Department of Water Resources

Date of Priority: March 9, 1977

Maximum Diversion Rate: 3.68 CFS
Maximum Diversion Volume: 1043.0 AF

Comes now LEWIS BROTHERS INC

C/O DIGGS LEWIS

PO BOX 3301

ALPINE WY 83128

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. 27-07072, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/31	3.68 CFS	1043.0 AF

LOCATION OF POINT(S) OF DIVERSION: NENESE, Sec. 12, Township 07S, Range 41E
CARIBOU 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>
07S	41E	12	NESE 36	NWSE 14	SWSE 25	112
			SESE 37			
		13	NENE 32	NWNE 30	SWNE 30	128
			SENE 36			
42E	18	Lot 1 (NWNW)	8	Lot 2 (SWNW)	33	58
				SENE 17		

Total number of acres irrigated: 298

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 2:00 P.M., this 22 day of MAY, 2000.

LEWIS BROTHERS INC BY
[Signature]
(Signature)

MICROFILMED

JUL 12 2000

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 27-07072

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50⁰⁰ Received by JM # 0049283 Date 5/26/00

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 27-07072 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Witness my hand this 6TH day of June, 2000.

Karl J. Dreher
Acting for KARL J. DREHER, Director

MICROFILMED

JUL 12 2000

water. Light No. 1

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1917

1917

AUG 14 1987

Department of Water Resources.

Eastern District Office

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee of \$30.00 if the application involves 0.2 cfs or 20 acre feet or \$50.00 if in excess of these amounts.

8. Lands irrigated or place of use:

[illegible]

Total number of acres irrigated 420

9. Give last date when water was applied to beneficial use 6-84
Length of extension of tin. requested 9 years, or until 7/30/96
(Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use PROPERTY WAS PUT INTO THE FEDERAL CRP PROGRAM STARTING ON 9/15/86 UNTIL 9/30/86 PER CODE # 16-029-2 & CONTRACT #3

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

LEWIS BROTHERS INC.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 12th day of August, 19 87.

Leonard O. Kingsford
(Notary Public)

My commission expires August 15, 1991

Residing at Soda Springs, Idaho.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application subject to the following conditions or reasons.

Beneficial use of water under this right shall resume on or before June 1, 1997.

Witness my hand this 31st day of October, 19 88.

MICROFILMED

NOV 21 1988

J. Glen Saxton
Chief, Operations Bureau

For Department Use Only

Received by [Signature] Date 8-14-87 Time 2:15 Preliminary check by _____

Fee \$ 50.00 Received by [Signature] Date 8-14-87 Publication prepared by _____

Published in _____ Dates _____

Publication approved by _____ Date _____ Protests filed by: _____

Copies of protests forwarded by _____ Hearing held by _____ Date _____

Recommended for // Approval // Denial by Jim

27 7072

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

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

APPROVED

547-3626 ext. 263
 9.20.76
 11/20

1. Name of applicant Lewis Bros., Inc. Phone: 547-4629
 post office address Box 362 Soda Springs, Idaho 83276
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is N E $\frac{1}{4}$ of S E $\frac{1}{4}$ of Section 12 Township 7 S
 Range 41 E B.M. Caribou County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Bear River Drainage at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section 12 & 13 Township 7 S Range 41 E B.M. Caribou
and West 1/2 Sec. 18 T 7 S R 42 E B.M. Caribou
4. Water will be used for the following purposes:
 Amount 7.6 for irrigation purpose from May 1 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ 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. 7.6 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. sink hole in lava rock, pump will be
from ditch which drains into sink hole

 b. Height of storage dam none 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 none 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 5 years.
 b. Estimated construction cost is \$ 2000.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: none $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
 Range _____ B.M. _____
 (2) Amount of power to be generated: none hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered none

 (4) Name of municipality to be served none, or number of families to be
 supplied with domestic water _____
 (5) If water is to be used for other purposes describe: none

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

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	
7 S	41 E	13	40	40	40	40										40			200
7 S	41 E	12													40	20	40	40	140
7 S	42 E	18							40										40

Total number of acres to be irrigated 380

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

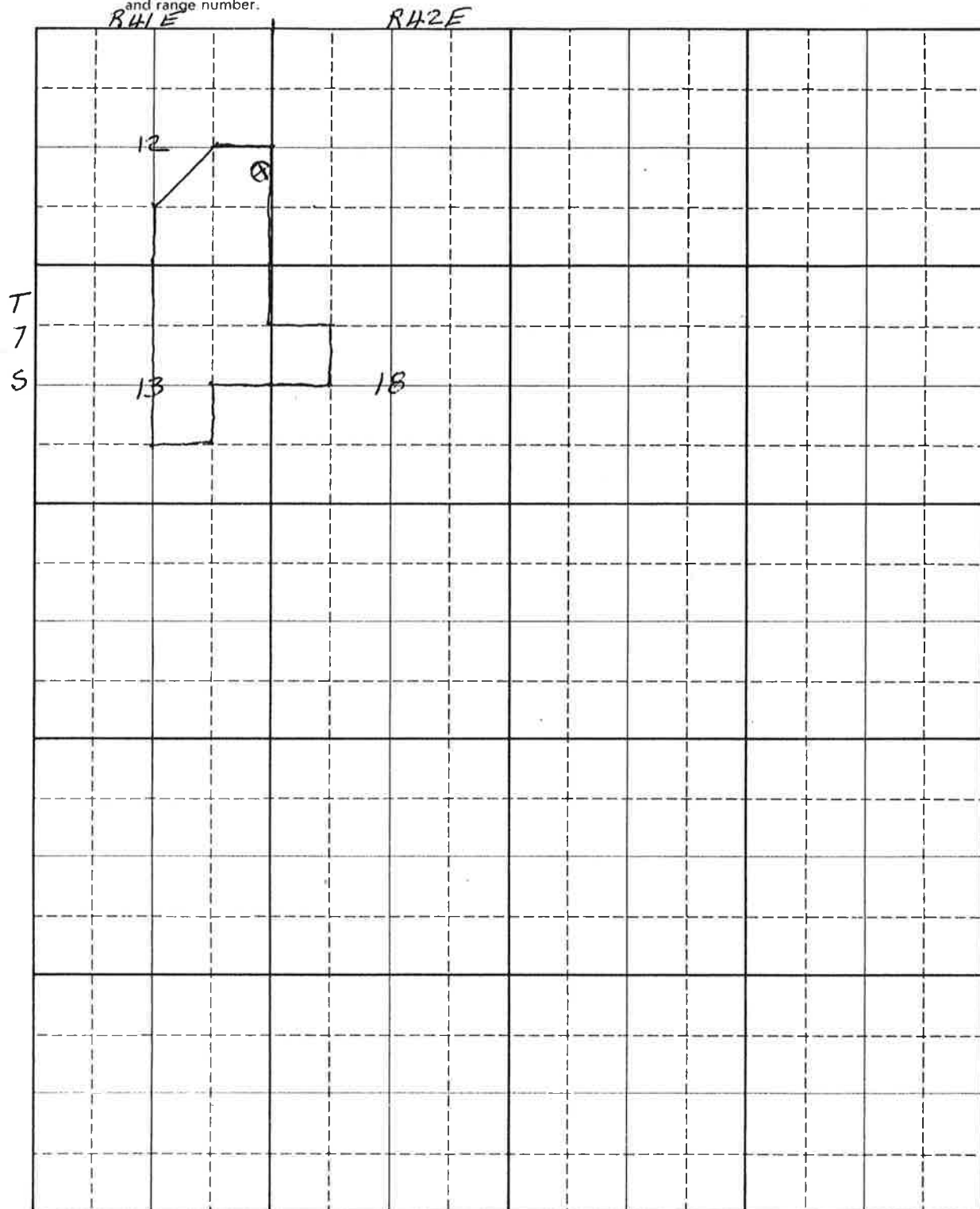
9. a. Who owns the property at the point of diversion Lewis Bros., Inc.

b. Who owns the land to be irrigated or place of use Lewis Bros., Inc.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Lewis Bros., Inc. is in process of purchasing property and at present is lease holder of property

10. Remarks

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



Scale: 2 inches equal 1 mile

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

Lewis Bros & Co
(Applicant)
Leroy C Lewis Pres.

Proposed Priority 2/11/77

Received by W Date 2-11-77 Time 12:15P

Preliminary check by EMC Fee \$ 95.00

Received by W Date 2-11-77 # 4543

Publication prepared by W Date 2-16-77

Published in Caribou County News

Publication dates Feb. 24 & Mar. 3, 1977

Publication approved the Date 3-7-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by APC jp

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7072, 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, 1982.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 15 day of April, 19 77.



Director

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OCT 5 1999

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 14 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-7072

1. Owner: Lewis Bros. Inc % Diggs Lewis
P.O. BOX 3301, ALPINE, WY 83128

Phone No. (307) 654-7645
525-8319

Current Address: 3808 E 65 S Idaho Falls Idaho 83406

2. Accompanied by: _____ EXAM DATE: 8-13-98

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Ground Water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 27- 07071

2. Other water rights with the same point of diversion: none

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
7S	41E	13	~~40~~	~~40~~	~~40~~	~~40~~										40			~~200~~	
7S	41E	12														~~40~~	~~20~~	~~40~~	~~40~~	140
7S	41E	18							~~160~~										~~40~~	
7S	41E	12														36	14	25	37	112
		13	32	30	30	36														128
	42E	18					~~1~~	L-1 8	L-2 33	17	MICROFILMED									50

JUL 12 2009

7.98

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

Scale: 1" =

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for Irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Deutz 6 cyl		UNIT # 77275		

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

D. FLOW MEASUREMENTS

1.

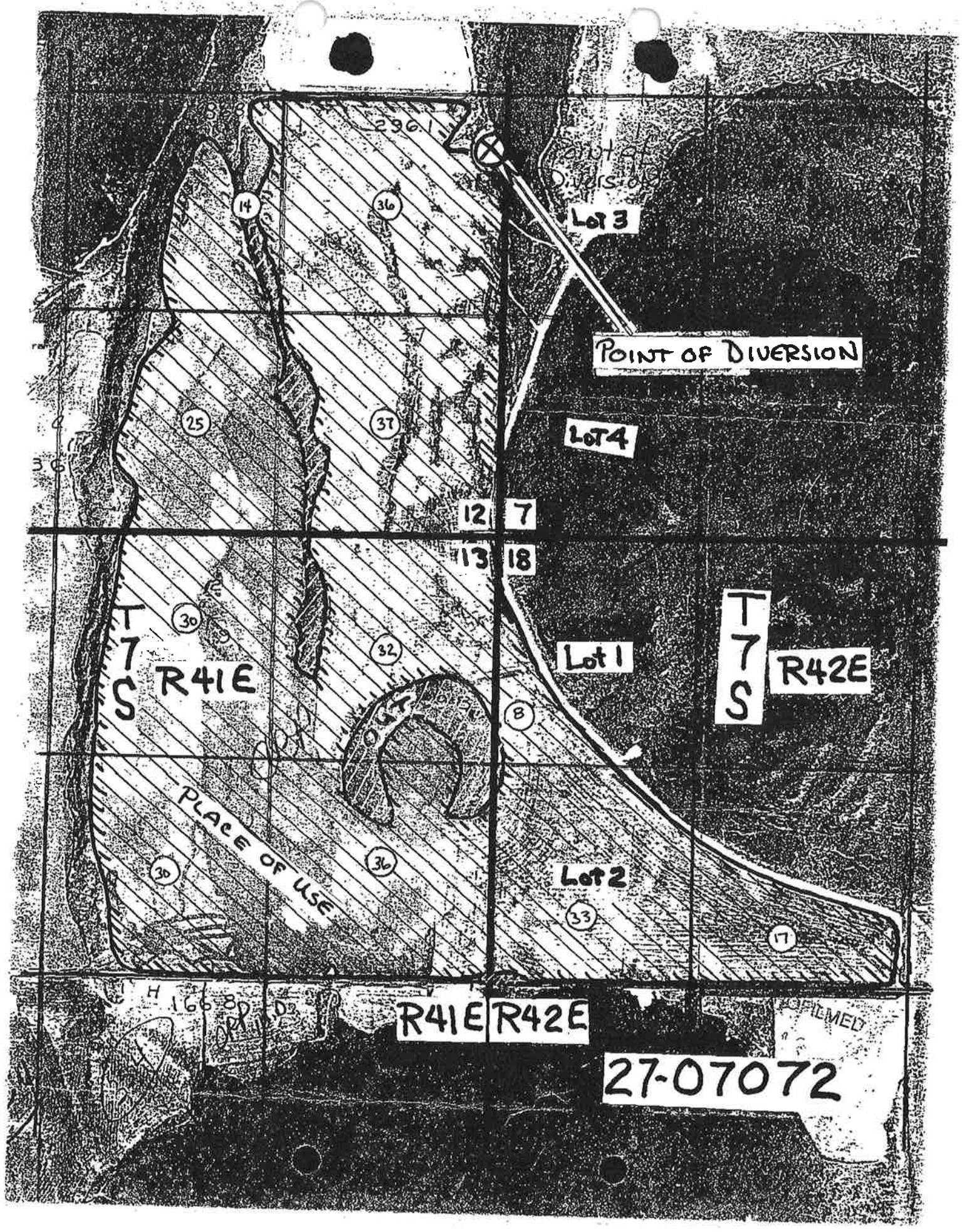
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Totalizing Meter		McCrometer		3-099-009	-	-

2. Measurements: 8-8-1979 (1650 gpm = 3.68 cfs)

MEASURED

11/12/00

27-07072



Lot 3

POINT OF DIVERSION

Lot 4

Lot 1

Lot 2

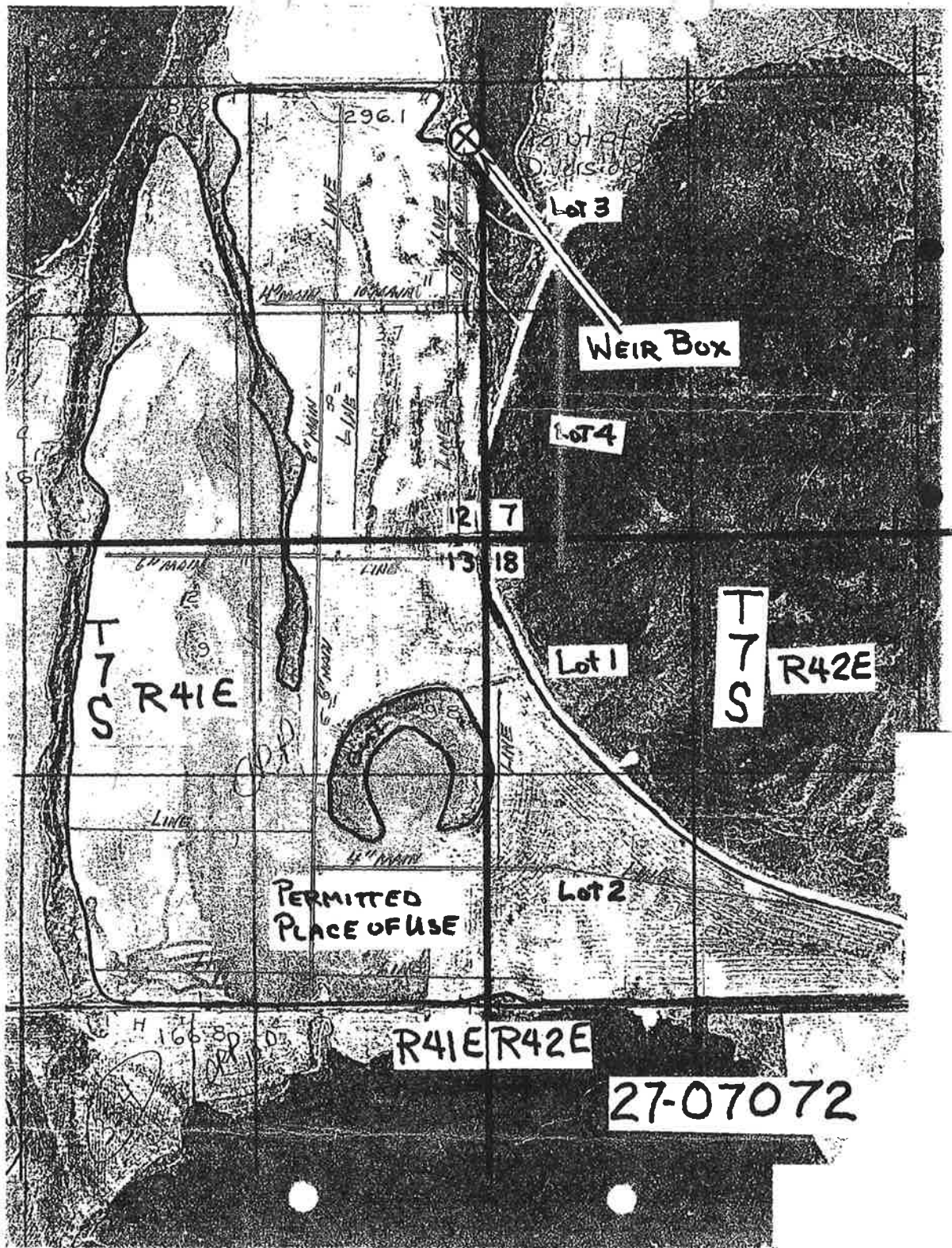
T
7
S
R 41 E

T
7
S
R 42 E

R 41 E R 42 E

27-07072

FILMED

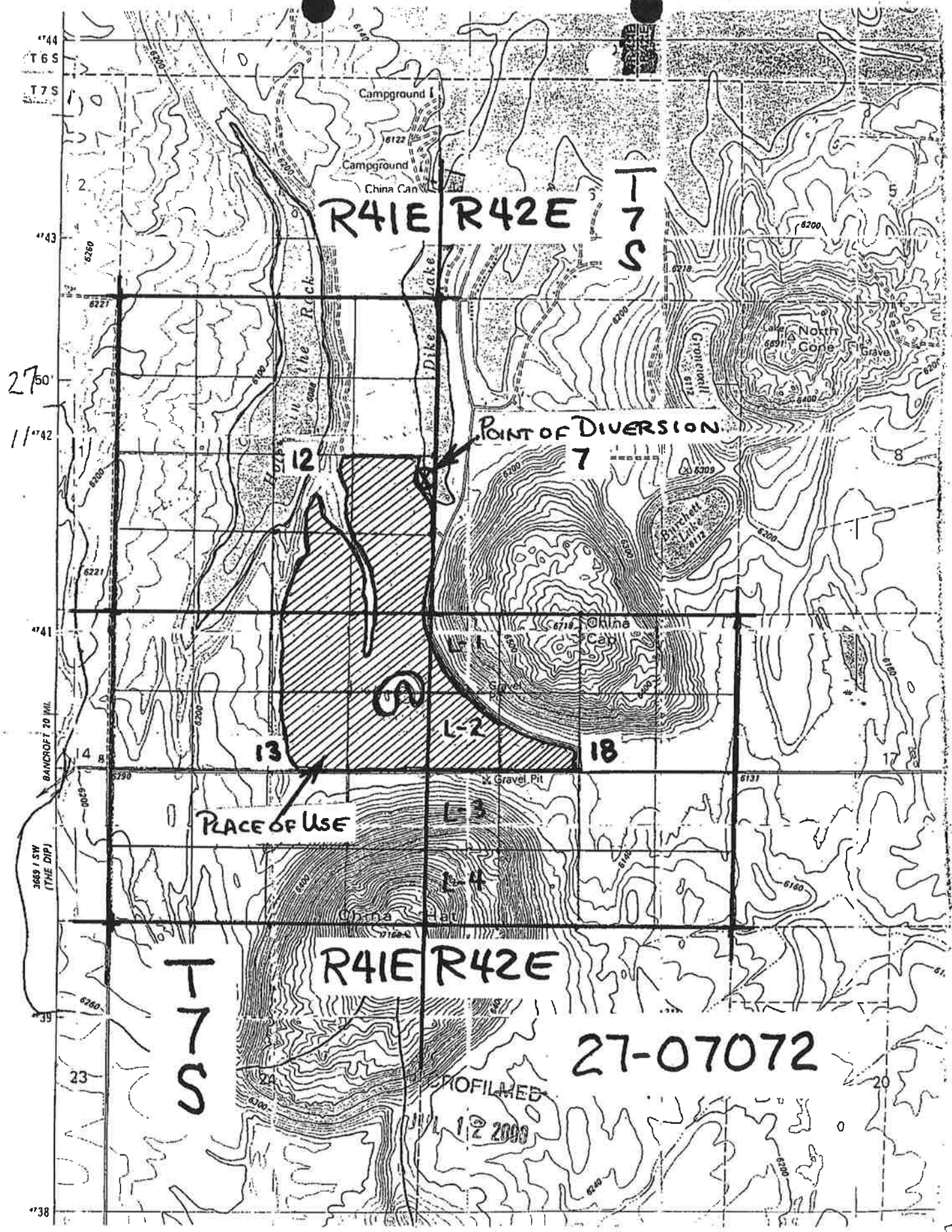


27-07072

Location of marshes
drawn by permit
holder

USED. $\frac{1}{64}$ " NOZZLES.
30 NOZZLES TO $\frac{1}{4}$ MILE.
APPROX 12 LATERAL LINES

N



R41E R42E

T7S

POINT OF DIVERSION

PLACE OF USE

R41E R42E

T7S

27-07072

PROFILMED

JUL 12 2009

E. NARRATIVE/REMARKS/COMMENTS

No watering system was observable except the
wier in Pike lake. The water was running around
the wier as indicated in the pictures. Local residents
indicated that property ~~had~~ had not been watered
since being removed from CRP.

~~Sys~~ Property was watered before entering CRP

Recommend Cancellation of Permit

Gary Stoor P.E./L.S. ~~observed~~ observed a maximum flow of 1650 gpm
(3.68 cfs) from a McCrometer (#3-049-009) on Aug 8, 1979.

Appears to be same ^{pumping} system under 27-07071. The pumping system apparently
is portable.

Pump Motor Deutz 6cyl. UNIT # 77275 (Later Cat. 3208 Pump unit # 74045)

NOTE: FROM Mr Lewis main lines only, irrigate w/in SE 1/4 Sec 12, NE Sec 13
T7S R4E & NW 1/4 Sec 18 T7S R42E.

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

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JUL 12 2000

27-07072

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: $Q = 1650 \text{ gpm} = 3.68 \text{ cfs}$

$$3.68 \text{ cfs} / 298 \text{ ac} = 0.0123 \text{ cfs/ac} = 0.6 \text{ minor inches}$$

$$Q_{\text{LIMITED BY CAPACITY}} = 3.68 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 298 (3.5) = 1043.0 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.68 (183) 1.9835 = 1335.8 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1043.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/15	10/15	3.68 cfs	1043.0 afa
Totals:			3.68 cfs	1043.0 afa

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Keith C Wilson 9-29-1999
KEITH C WILSON

Field Examiner's Name Lee Simmons Date 8-13-98

Reviewer _____ Date _____

SEAL

MICROFILMED

JUL 12 2000

27-07072

SCANNED

JUL 18 2001

IN THE DISTRICT COURT OF THE JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF

Ident. Number: **A27-07072**
Date Received: 05/26/2000
Receipt No: E025855
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: LEWIS BROTHERS INC 307-654-7645
Address: C/O DIGGS LEWIS
PO BOX 3301
ALPINE WY 83128

2. Date of Priority: MAR 9, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	41E	12	NE	NE	SE		CARIBOU

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/31	3.680		1043.00

7. Total Quantity Appropriated is:
3.680 C.F.S. (and/or) 1043.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	41E	12	NE	SE		IRR	36.0
			NW	SE		IRR	14.0
			SW	SE		IRR	25.0
			SE	SE		IRR	37.0
						Section Acres	112.0
		13	NE	NE		IRR	32.0

A2707072



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07S	41E	13	NW		NE		IRR	30.0
			SW		NE		IRR	30.0
			SE		NE		IRR	36.0
Section Acres								128.0
	42E	18	NW		NW	1	IRR	8.0
SW				NW	2	IRR	33.0	
SE				NW		IRR	17.0	
Section Acres								58.0
Total Acres								298.0

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not / wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Organizations:

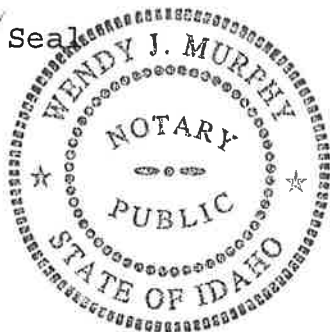
I do solemnly swear or affirm that I am President of
Title
Lewis Bros. Inc., that I have signed the foregoing
Organization
document in the space below as President of
Title
Lewis Bros Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

Darryl C. Loun
Signature of Authorized Agent
President Lewis Bros. Inc.
Title and Organization
5/26/00
Date

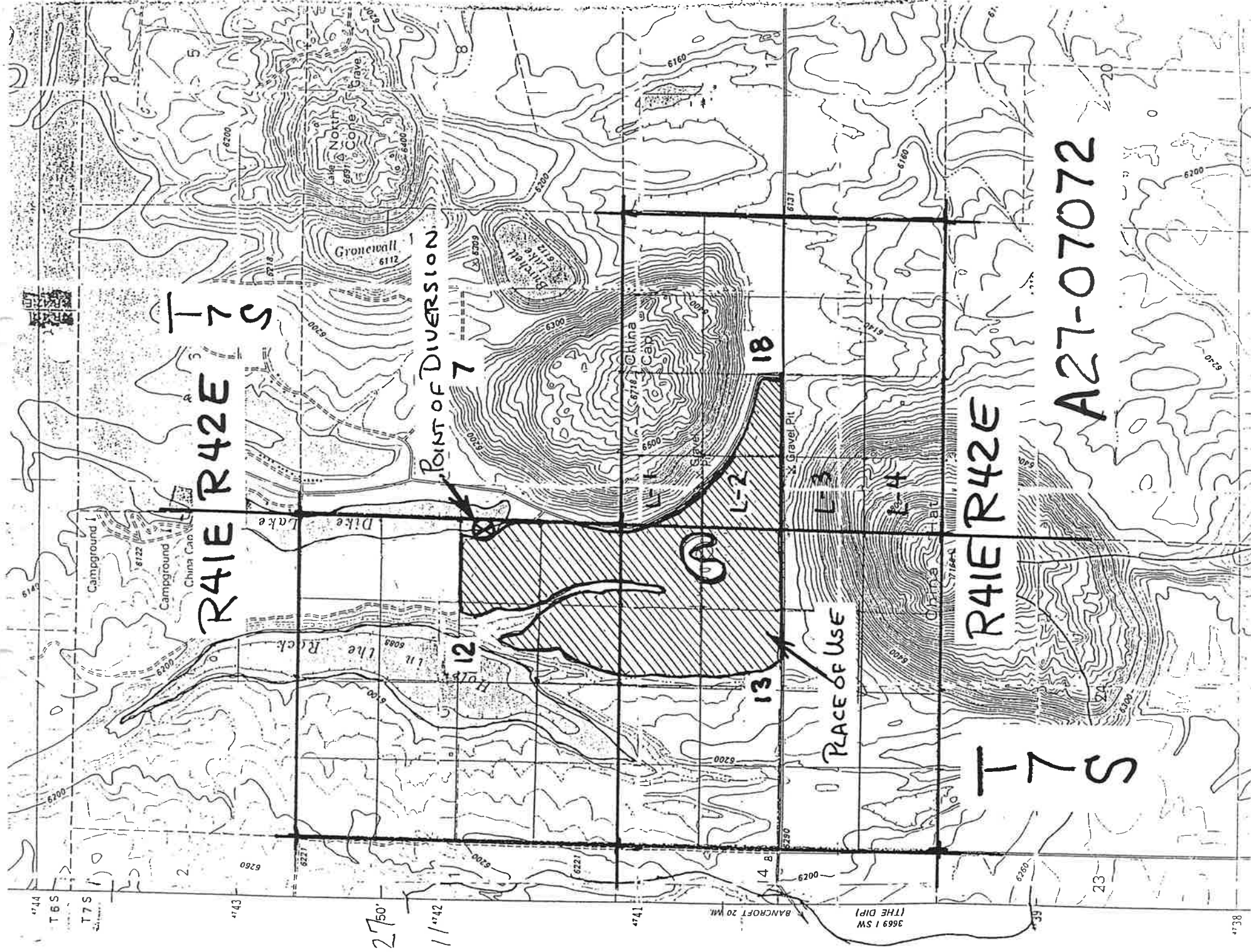
State of Idaho)
County of Bonerville) SS.

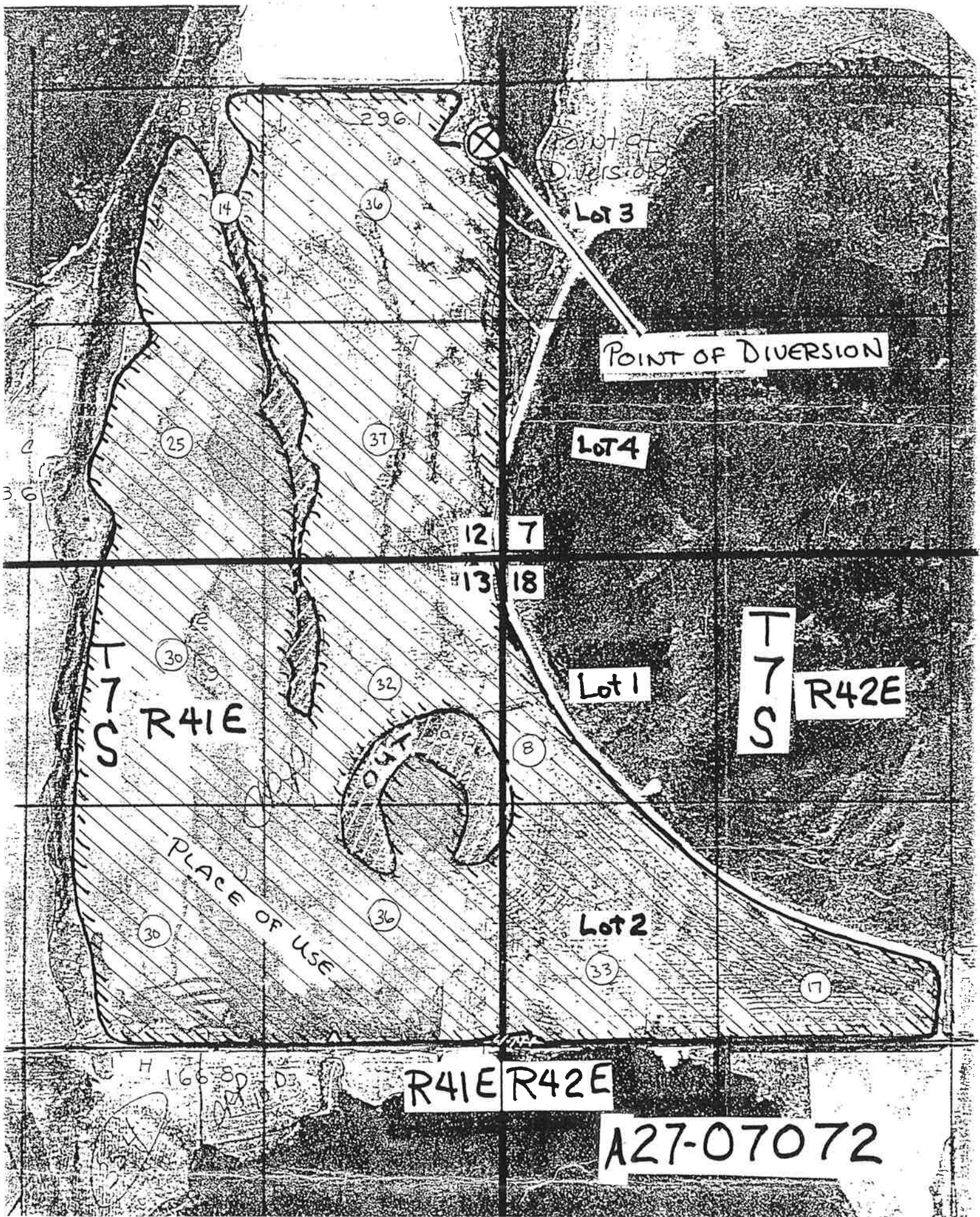
Subscribed and sworn (or affirmed) before me this 26th day
of May 20 00

Wendy J. Murphy
Notary Public



Residing at Idaho Falls
My Commission Expires 6/23/06





Point of Diversion

Lot 3

POINT OF DIVERSION

Lot 4

12 7

13 18

Lot 1

T
7
S
R42E

T
7
S
R41E

Lot 2

PLACE OF USE

R41E R42E

A27-07072