

PETITIONER'S
EXHIBIT 201

Form 217

RECEIVED

JUL 27 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ N/A
Date _____
Receipt No. _____
Receipt by _____

PROOF OF BENEFICIAL USE

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

1. Permit No. and 01-07054A
37-07842A Telephone No. 837-4887
2. Name(s) of Permit Holder(s): Lower Snake River Recharge District
3. Mailing Address: Box 487 Hagerman, Idaho
4. Source of Water: Snake River

If GROUNDWATER, Well Driller's Name: N/A Date Drilled: _____

OPTIONAL:

Pump horsepower: N/A Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other Groundwater Recharge

6. Total rate and/or volume for which proof is submitted 300 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ☒ Yes _____ No Installed? ☒ Yes _____ No

OR

Flow Measurement Port: Required? N/A Yes _____ No Installed? N/A Yes _____ No

8. Fee Enclosed: \$ _____ (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Garold Martins
Name

208-734-4888
Telephone No.

1139 Falls Ave. East, Twin Falls, Idaho
Address

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

Date

Signature (and title, if on behalf of a company or organization)

JUL 29 1992

6/12/92 Garold Martins project engineer CURE #001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 37-07842

1. Owner: Lower Snake River Recharge District

Phone No. 837-4837

Current Address: Box 48 / Hagerman Idaho

2. Accompanied by: Gerald Martens

EXAM. DATE: _____

Address: 1139 Falls Ave E Twin Falls ID

Phone No. 734-4838

Relationship to Permit Holder: None

3. Source: Snake River tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: None

☐ Copies Attached

2. Other water rights with same point of diversion: None

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

SEE ATTACHED PLAN

Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

Measurement flow records for April 1986, as prepared by Big Wood Canal Company. Attached are flow records. Flow exceeded 300 CFS for 12 consecutive days.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
NA					

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NE		22	5S	17E	Lincoln	7.5 Minute Quadrangle

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	17E	22			X	X			X	X	X	X		X		X	X		

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Milner Gooding Canal Measuring Stations 56 and 57						

2. Measurements:

Water measured in concrete flume above and below diversion.

Diversion quantity is mathematical difference. Upstream flow

measured at Milner Gooding Canal Diversion Structure 56. Downstream

measurement at Milner Gooding Canal Structure No 57. Rating curves

have been established for both stations. See attached letter.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

See Section G-3

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional) NA

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

Total Head: (1) + (2) = _____ (3)

: Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS NA

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Division agreement between Lower Snake River Recharge District
and Bureau of Land Management attached for your information.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Groundwater Recharge	1-1	12-31	300 CFS	
Totals:			300 CFS	

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name George Morris
Signature [Signature]
Certification Date 7/6/92
Field Report Preparation Date 7/6/92



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

COOPERATIVE AGREEMENT

I-05-82

BETWEEN

DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
SHOSHONE DISTRICT OFFICE
P.O. BOX 2B
SHOSHONE, ID 83352

AND

LOWER SNAKE RIVER AQUIFER
RECHARGE DISTRICT

RTE 1, BOX 148

HAGERMAN, ID 83332

TABLE OF CONTENTS

COVER PAGE

TABLE OF CONTENT

- I. PURPOSE
- II. AUTHORITY
 - A. Bureau of Land Management
 - B. Cooperator
- III. AGREEMENT AREA
- IV. DEFINITIONS
 - A. Bureau of Land Management
 - B. Cooperator
 - C. District Manager
 - D. Contractor
- V. OPERATION AND RESPONSIBILITIES
 - A. Bureau of Land Management
 - B. Cooperator
 - C. Mutual Agreement
 - D. Effective Date
 - E. Degradation
- IV. APPENDIX
 - A. Area Map
 - B. Site Map

COOPERATIVE AGREEMENT

I-05-82

I. PURPOSE

The purpose of this agreement is to establish guidelines and provide procedures and authorization so the cooperator can enter public lands administered by the Bureau of Land Management (BLM) for Lower Snake River aquifer recharge purposes. The public lands will be used when there is ample excess water to divert to the desert lands for aquifer recharge.

II. AUTHORITY:

A. Bureau of Land Management:

Section 307, Federal Land Policy and Management Act of 1976, P.L. 94-579, 43 U.S.C. 1737.

B. Cooperators:

State Law - Drainage-Water Rights and Reclamation, Section 42-4212.

III. AGREEMENT AREA

This cooperative agreement will involve only public lands located within the Shoshone BLM District, and described as follows:

T. 5 S., R. 17 East, Boise Meridian, Lincoln County, Idaho
Section 22: All 640 acres.

The public land in the agreement area is a desert environment and is not within any livestock grazing allotment.

IV. DEFINITIONS

A. Bureau of Land Management (BLM):

The agency in the Department of Interior that has management responsibilities on those lands covered by this agreement.

B. Cooperators:

The governmental body of the Lower Snake River Aquifer Recharge District, chaired by John R. LeMoyne, Rte 1, Box 148, Hagerman, ID 83332.

C. District Manager:

The authorized officer in the Bureau of Land Management who has been delegated the responsibility, by the Secretary of the Interior, for the management of public lands within the Shoshone District.

D. Contractor:

All companies, groups, individuals, or agents to include Federal and State agencies who are retained by the cooperators in their aquifer recharge program for the operation of this agreement.

E. Degradation:

The changing, altering, or lowering in character and quality of the lands as a result of the cooperator use through vegetative and soil disturbance, creating a negative or undesirable effect on the environment. This may be the effects from, but not limited to the hydraulic action of recharge waters or the disturbance by vehicles or heavy equipment.

V. OPERATION AND RESPONSIBILITIES

The Bureau of Land Management, acting through the District Manager, and the Cooperator, acting through the Lower Snake River Aquifer Recharge District Chairman, agree as follows:

A. The Bureau of Land Management shall:

1. Provide only the land used in the operation of this agreement.
2. Continue to allow existing uses on the subject lands and any additional uses which are compatible with this agreement. Existing uses on the subject land may include, but are not limited to recreation, minerals, water conveyance, livestock grazing, wildlife habitat, and public access.

B. The Cooperator shall:

1. Provide all labor, material, equipment, and money needed in the maintenance programs, rehabilitation, or studies authorized by the cooperator for the operation of this agreement.
2. Exercise every reasonable precaution to prevent the degradation of all resources and shall rehabilitate the area, both inside and outside of the agreement area, which has been subject to degradation by the cooperator or their contractor's use.
3. Restrict operations to the existing roads or trails if vehicular equipment is used within the agreement area and no new roads will be constructed.
4. Indemnify and hold harmless the Bureau of Land Management, its officers, agents, and employees from any and all damages and claims for damages of every description or kind whatsoever which may result from the exercise of privileges granted by this agreement or which may result from the exercise of any of the rights reserved herein.
5. Be subject to the provisions of Executive Order 11246 of September 24, 1965 as amended, which sets forth the Equal Opportunity clauses. A copy of this order may be obtained from the district manager.
6. Be responsible for the prevention and suppression of all range fires resulting from their own or their contractor's actions. This includes responsibility for suppression costs incurred by any party in controlling such fires that are determined to be the cooperator's responsibility.

7. Allow authorized representatives of the Bureau of Land Management and the general public the right of unrestricted ingress and egress within the agreement area.

8. Remove from the public lands all trash, litter, garbage, and other items originating from the cooperator and contractor's use.

9. Notify the district manager immediately if damage has occurred to public lands within or outside the agreement area as a result of the operation of this agreement.

10. If additional development is needed to prevent recharge waters from overflowing the use area to external lands, the cooperator shall provide the district manager with detailed plans for such development for review and concurrence, 30 days prior to development initiation.

11. Restrict development to the approved structures, diversion, and other related facilities allowed under the approved Plan of Development identified as LSRARD Plan 82-1, dated June 1, 1982.

12. Raise or build up the present access road to the cement canal and drops recreation area to prevent flooding during times of aquifer recharge.

13. Fill in the area between the lava rock outcrop, cement canal, present access road, and proposed diversion structure to allow vehicular access to mining claims to the west.

C. Other Items Mutually Agreed by the Bureau of Land Management and Cooperator:

1. This agreement in no way abrogates BLM responsibility and authority as set by the Federal Land Policy and Management Act (Public Law 94-579, 90 Statute 2743), for management of the subject lands.

2. None of the items covered in this cooperative agreement are to be construed as obligating either party to the expenditure of funds in excess of authorized appropriations.

3. This agreement shall remain in full force and effect until modified or terminated by mutual agreement of BLM and the cooperator. This shall be accomplished by a 30 day written notice by either party on the other. Any proposals to change, modify, or otherwise alter any part of this agreement must have total concurrence by the cooperator and BLM.

4. This agreement or any interest therein shall not be transferred or assigned without prior approval, in writing of the district manager and the cooperator.

5. All tools, equipment, and other property taken upon or placed upon the public land by the cooperator or contractor during maintenance or rehabilitation efforts, shall remain the property of the cooperator or contractor and shall be removed by the cooperator or contractor within a

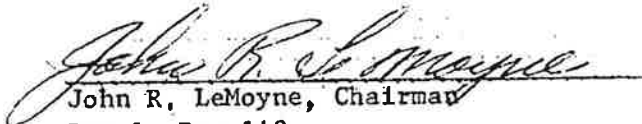
reasonable time, but no later than 30 days after completion of their work. If they are not removed as directed by the district manager, within a reasonable time then trespass actions can be taken towards the cooperator or contractor under the provisions of 43 CFR 9230.

6. No rental or use fees will be charged for the use of the public lands involved with this agreement. However, all damage and rehabilitation of the lands shall be the responsibility of the cooperator or contractor. If mineral materials such as gravel, fill dirt, etc. are needed for any phase of maintaining or rehabilitating the subject land, the cooperators shall notify BLM. These materials shall be applied for under the provisions of 43 CFR 3610 and 3620, whichever is applicable.

D. Effective Date

This cooperative agreement will be in full force and effect as of the last date signed.

LOWER SNAKE RIVER AQUIFER RECHARGE DISTRICT

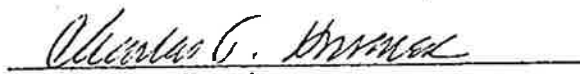

John R. LeMoyne, Chairman

Rte 1, Box 148
Hagerman, Idaho 83332

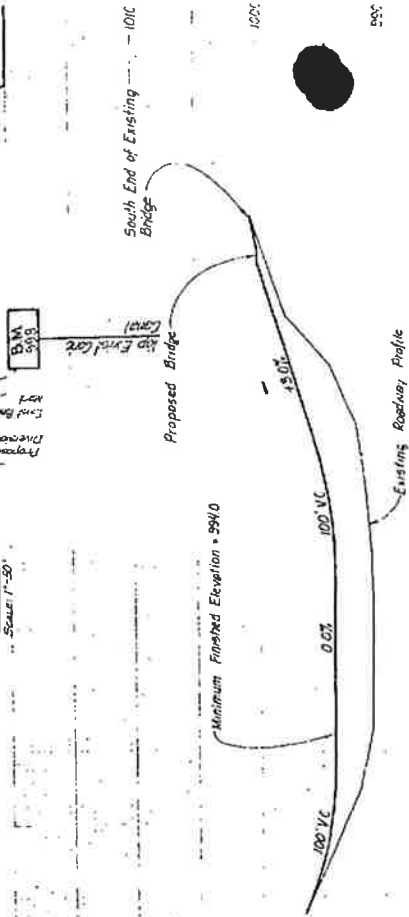
4-18-84
Date

DEPARTMENT OF THE INTERIOR,
BUREAU OF LAND MANAGEMENT

29


Charles J. Haszler
Shoshone District Manager
Shoshone, Idaho 83352

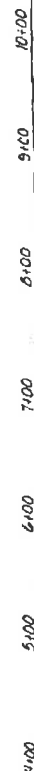
4/18/84
Date

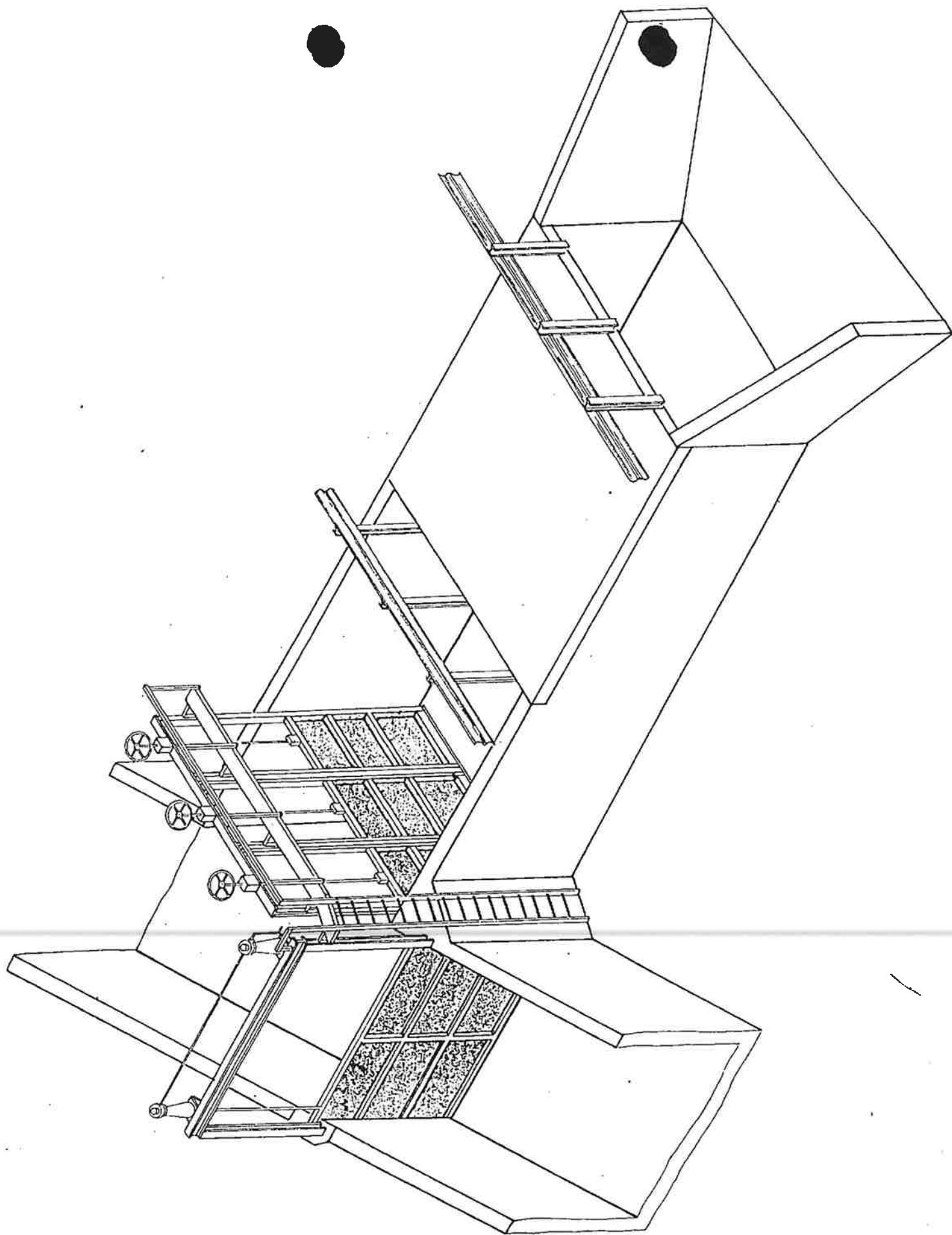


ROADWAY PROFILE

TYPICAL ROADWAY SECTION
NTS.

475.





$\frac{DE}{T.O}$	Core	Mag	Spine	Head	Acil
------------------	------	-----	-------	------	------

