

FORM 702 (1/13)
RECEIVED

OCT 26 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. 80478

47-17649

1. Name of applicant(s) Jay Blackhurst and Amy Westover Phone 208-869-7927
Name connector (check one): ☒ and ☐ or ☐ and/or

Mailing address 4813 River Road City Buhl

State ID Zip 83316 Email _____

2. Source of water supply Waste water which is a tributary of Sink water

3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
08S	14E	33		NW	NW	SW	Twin Falls	Waste Water	

4. Water will be used for the following purposes:

Amount 0.02 cfs for heating purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 0.02 cfs for recreation purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount 0.02 cfs for domestic/stockwater purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)

5. Total quantity to be appropriated is (a) 0.02 cubic feet per second (cfs) and/or (b) 0.7 afa acre feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. 2" pipe from Herb Deuel house, piped directly from the heating manifold into diversion pipe, through Warren and Vicki Heinz property, and then to applicants property

b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No

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

d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No

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

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

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. 1 cow, 50 chickens, 2 pigs

c. Municipal; complete and attach the Municipal Water Right Application Checklist.

d. Domestic; show number of households one household domestic use including irrigation of lawn

e. Other; describe fully. recreational-fill pool daily and radiant heating. Both are non consumptive uses.

8. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	33							D			D							
08S	14E	33							S			S							
08S	14E	33							R			R							
												GR							

Total number of acres to be irrigated: 0

See email dated March 31, 2016 from Jay Blackhurst

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

47-17629 (Exhibit A). Applicants have 1 share of water from Banbury Pipe Company for irrigation and other purposes. The applicant will not irrigate with the waste water.

10. a. Who owns the property at the point of diversion? Herb and Blanche Deuel
- b. Who owns the land to be irrigated or place of use? Jay Blackhurst and Amy Westover
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:
The applicant and other owners have arrangement to waste water on applicant's property (See Exhibit B).

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

The applicant seeks to use the waste water directly from the manifold of the Deuels' domestic system. The Deuels' use water on demand for domestic purposes (like heating) and continuously flow water through to the applicants property without exposure to contaminants or air. The applicant provides a service to the Deuels' enabling a flow path of water from their diversion to the river. The applicant owns the parcel where the waste water will be used for the second time for heating and domestic purposes (Exhibit C). Water will then flow into adjacent waste stream.

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

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Amy Westover
Signature of Applicant

Amy Westover
Print Name (and title, if applicable)

Jay Blackhurst
Signature of Applicant

JAY BLACKHURST
Print Name (and title, if applicable)

For Department Use:

Received by DM Date 10-26-2015 Time 12:00pm Preliminary check by SD35068
Fee \$ 100- Received by DM Receipt No. SD35068 Date 10-26-2015

WELL

- - SUPPLY WATER
- - WASTE WATER

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DEC 09 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

BLACKHORST
WESTOVER
PROPERTY

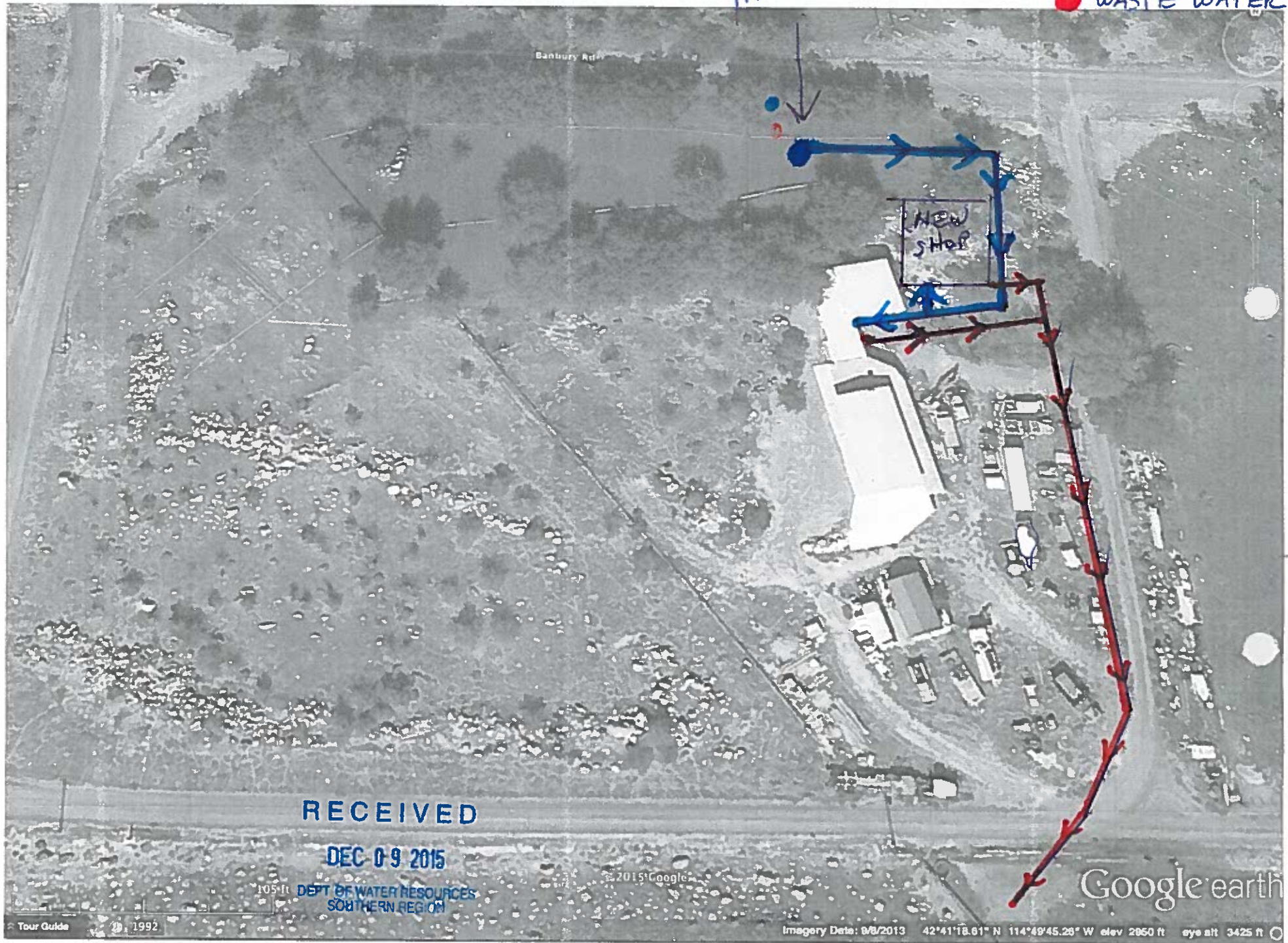
© 2015 Google

Imagery Date: 8/8/2015

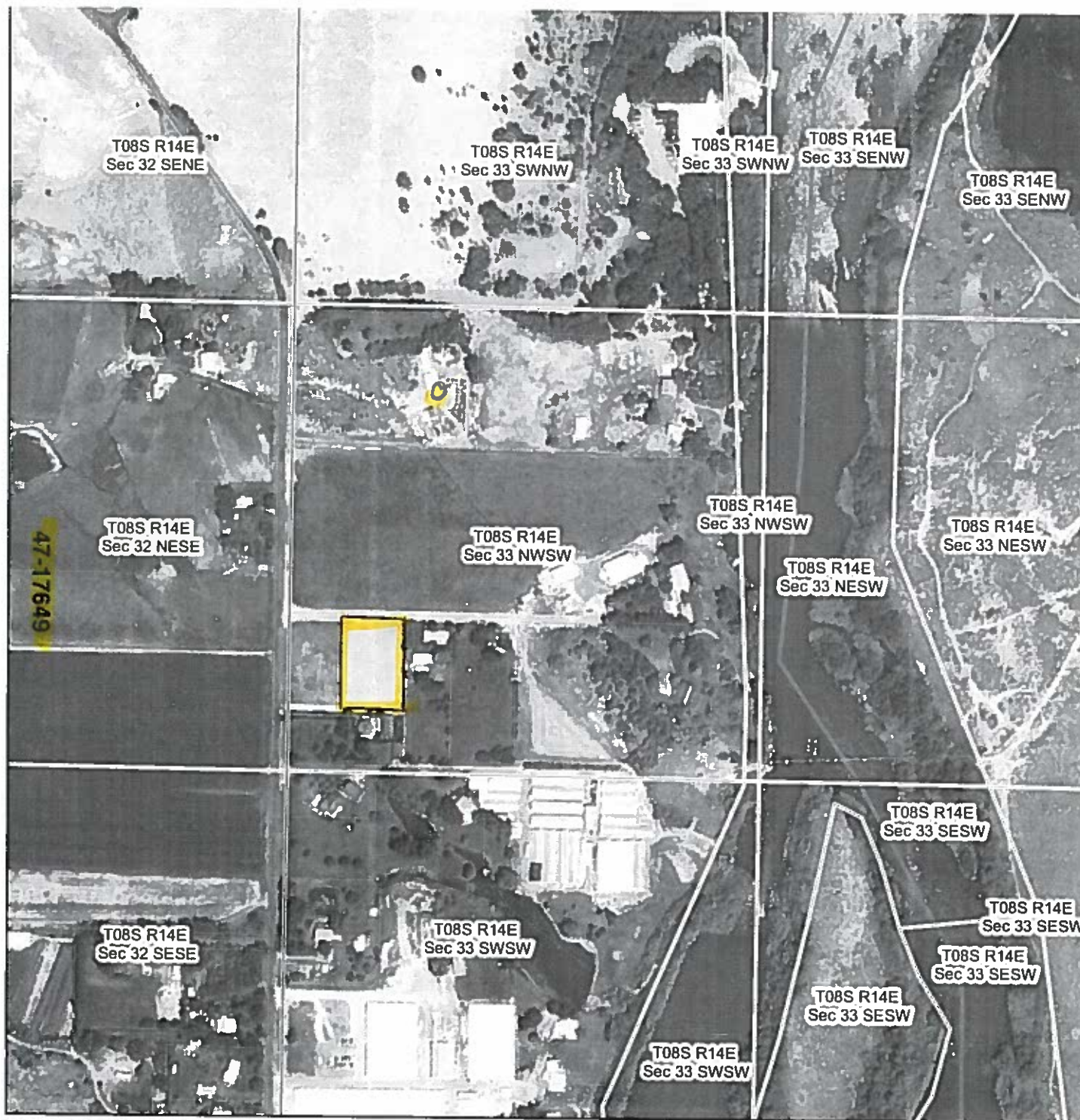
47-17649

HOT WATER WELL

● - SUPPLY WATER
● - WASTE WATER



47-17649



Legend

- ESPA
- GCDB Township/Range
- GCDB Section
- GCDB Quarter-Quarter
- Counties

 POU

 POD

0 195 390 780 1,170 1,560 Feet



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/4/2015

WATER RIGHT NO. 47-17629

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLANCHE H DEUEL
Current Owner	HERBERT C DEUEL
	4824 RIVER RD
	BUHL, ID 83316
	(208) 543-9033
Original Owner	HARRY H HUTTANUS
Original Owner	SOPHIA R HUTTANUS
	BANBURY HOT SPRINGS
	RT 3
	BUHL, ID 83316
	(208)543-4098

Priority Date: 06/01/1922

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.02 CFS	0.3 AFA
RECREATION	01/01	12/31	0.02 CFS	5.7 AFA
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SESWNW Lt 3|Sec. 33|Township 08S|Range 14E|TWIN FALLS County
 GROUND WATER|NENWSW Lt 6|Sec. 33|Township 08S|Range 14E|TWIN FALLS County
 GROUND WATER|NWNWSW Lt 6|Sec. 33|Township 08S|Range 14E|TWIN FALLS County

Place(s) of use:

Place of Use Legal Description: DOMESTIC TWIN FALLS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	14E	33	3	SWNW										

Place of Use Legal Description: RECREATION TWIN FALLS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	14E	33	3	SWNW										

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Dates:

Licensed Date:

Decreed Date: 06/01/2010
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector: And
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

Herb and Blanche Deuel
4824 River Rd.
Buhl, ID 83316

T 208-543-9033

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OCT 26 2015

DEPT. OF WATER RESOURCES
SOUTHERN REGION

October 12, 2015

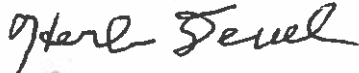
Idaho Department of Water Resources
650 Addison
Twin Falls, Idaho 83301

To whom it may concern at the IDWR,

We have arranged for Jay Blackhurst and Amy Westover to pipe the waste water from our property to their property and we approve of this arrangement. The water has been used for domestic purposes from our well, it has not been open air exposed and then needs to exit my property. Jay and Amy have piped it across a neighboring pasture and it then is used on their property before being drained into a neighboring pond and eventually to the Snake River.

Sincerely yours,

Herb and Blanche Deuel



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OCT 26 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION**WARRANTY DEED**

Alliance Title & Escrow Corp. Order No.:257890

FOR VALUE RECEIVED**Bruce Benson and Renee Benson, husband and wife**

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

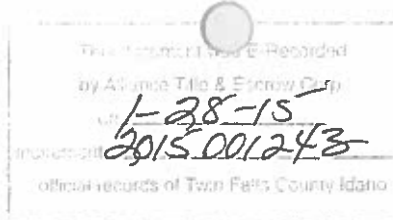
Jay Davis Blackhurst and Amy Lucas Westover, husband and wife

whose current address is

4813 River Road, Buhl, ID 83316

the grantee(s), the following described premises, in Twin Falls County, Idaho, TO WIT:

Parcel 1**Township 8 South, Range 14 of the Boise Meridian, Twin Falls County, Idaho****Section 33: A parcel of land located in the NW¼SW¼, more particularly described as follows:****COMMENCING at the Southwest corner of said Section 33, from which the West one quarter (W¼) corner of said Section 33 bears North 00°03'00" West 2,641.88 feet;****THENCE North 00°03'00" West along the West boundary of the SW¼ of said Section 33 for a distance of 1,460.23 feet;****THENCE South 89°45'24" East for a distance of 179.25 feet to THE TRUE POINT OF BEGINNING;****THENCE North 00°03'00" West parallel with the West boundary of the SW¼ of said Section 33 for a distance of 278.59 feet;****THENCE South 89°45'40" East for a distance of 179.25 feet;****THENCE South 00°03'00" East for a distance of 278.62 feet;****THENCE North 89°45'24" West for a distance of 179.25 feet to THE TRUE POINT OF BEGINNING.****Parcel 2****An easement, for the benefit of Parcel 1, a created by Private Road Easement, dated April 18, 1979, recorded May 11, 1979, as Instrument No. 758803, across the land described as follows: A private access road easement for right of way for ingress and egress to their respective properties over and existing twenty five foot wide road which is located in U.S. Government Lot 6 of Section 33, Township 8 South, Range**



WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:257890

FOR VALUE RECEIVED

Bruce Benson and Renee Benson, husband and wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Jay Davis Blackhurst and Amy Lucas Westover, husband and wife

whose current address is

4813 River Road, Buhl, ID 83316

the grantee(s), the following described premises, in Twin Falls County, Idaho, TO WIT:

Parcel 1

Township 8 South, Range 14 of the Boise Meridian, Twin Falls County, Idaho

Section 33: A parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

COMMENCING at the Southwest corner of said Section 33, from which the West one quarter (W $\frac{1}{4}$) corner of said Section 33 bears North 00°03'00" West 2,641.88 feet;
THENCE North 00°03'00" West along the West boundary of the SW $\frac{1}{4}$ of said Section 33 for a distance of 1,460.23 feet;
THENCE South 89°45'24" East for a distance of 179.25 feet to THE TRUE POINT OF BEGINNING;
THENCE North 00°03'00" West parallel with the West boundary of the SW $\frac{1}{4}$ of said Section 33 for a distance of 278.59 feet;
THENCE South 89°45'40" East for a distance of 179.25 feet;
THENCE South 00°03'00" East for a distance of 278.62 feet;
THENCE North 89°45'24" West for a distance of 179.25 feet to THE TRUE POINT OF BEGINNING.

Parcel 2

An easement, for the benefit of Parcel 1, a created by Private Road Easement, dated April 18, 1979, recorded May 11, 1979, as Instrument No. 758803, across the land described as follows: A private access road easement for right of way for ingress and egress to their respective properties over and existing twenty five foot wide road which is located in U.S. Government Lot 6 of Section 33, Township 8 South, Range

14 East of the Boise Meridian, Twin Falls County, Idaho, being 12.5 feet on each side of the following described centerline:

COMMENCING at the Southwest corner of said Section 33;
THENCE North 00°03' West along the West line of said Section 33 for 1,738.82 feet to THE TRUE POINT OF BEGINNING on the South line of a parcel of land as recorded in Book 226, page 1645 of the records of the Recorder of Twin Falls County, Idaho;
THENCE South 89°45'40" East along said South line for 910.25 feet to THE POINT OF TERMINATION.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 21, 2015

Bruce Benson
Bruce Benson

Renee Benson
Renee Benson

State of Idaho } ss
County of Madison }

On this 27th day of January, 2015, before me, the undersigned, a Notary Public in and for said state, personally appeared Bruce Benson and Renee Benson, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged to me that he/she/they executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public for the State of Idaho

Residing at: _____

Commission Expires: Residing in
Idaho Falls, ID
Commission Expires
6-11-2019

HEATHER LEA ERICKSON
Notary Public
State of Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 31, 2016

JAY BLACKHURST
AMY WESTOVER
4813 RIVER RD
BUHL, ID 83316

RE: Application For Permit No. 47-17649

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS** on **4/7/2016** and **4/14/2016**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**April 25, 2016**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

Maline, Denise

From: Maline, Denise
Sent: Thursday, March 31, 2016 11:43 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News Ad.doc

Attached please find (1) legal notice being submitted for publication on April 7th & 14th, 2016. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

*Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov*



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 31, 2016

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Application For Permit No.(s): 36-17066, 47-17649

RE: Amended Transfer No. 79943
Water Right No(s): 45-14284

RE: Transfer No. 80309
Water Right No(s): 43-13287, 43-13289, 43-13291, 43-13738, 43-13739, 43-2277, 43-2354A

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before April 25, 2016. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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

36-17066

BLUE LAKES COUNTRY CLUB INC

PO BOX 5729

TWIN FALLS, ID 83303-5729

Point of Diversion NWSE S28 T09S R17E JEROME County Source ALPHEUS CREEK Tributary SNAKE RIVER

Point of Diversion L6(NWNE) S33 T09S R17E JEROME County Source ALPHEUS CREEK Tributary SNAKE RIVER

Use: AESTHETIC 03/15 to 11/15 1.11 CFS

Use: RECREATION 03/15 to 11/15 1.11 CFS

Use: WATER QUALITY IMPROVEMENT 03/15 to 11/15 1.11 CFS

Total Diversion: 1.11 CFS

Date Filed: 3/21/2016

Place Of Use: AESTHETIC, RECREATION, WATER QUALITY IMPROVEMENT

T09S R17E S33 NENE

Application for Permit proposes to divert a total of 1.11 cfs for Water Quality Improvement, Recreation, and Aesthetic purposes from Alpheus Creek via two existing points of diversion. Proposed place of use is Bass Lake at Blue Lakes Country Club. Application includes a mitigation plan to address increased evaporation at Bass Lake.

47-17649

JAY BLACKHURST

AMY WESTOVER

4813 RIVER RD

BUHL, ID 83316

Point of Diversion NWNWSW S33 T08S R14E TWIN FALLS County Source WASTE WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.02 CFS 0.7 AF

Use: HEATING 01/01 to 12/31 0.02 CFS 0.7 AF

Use: RECREATION 01/01 to 12/31 0.02 CFS 0.7 AF

Total Diversion: 0.02 CFS

Date Filed: 10/26/2015

Place Of Use: DOMESTIC, HEATING, RECREATION

T08S R14E S33 L6(NWSW)

Application proposes to divert up to 0.02 cfs of low temperature geothermal waste water for heating, recreation, and in-house domestic purposes for use on a property located along River Road approximately 3.3 miles west and 5.7 miles north of the city center of Buhl.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

AMENDED TRANSFER NO. 79943

ALBION 12 INVESTMENTS LLC, 7595 E MC DONALD DR STE 130, SCOTTSDALE, AZ 85250; has filed Amended Application No. 79943 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14284. The purpose of the transfer is to change a portion of the above rights as follows: Amended application for transfer proposes to change the place of use and add two new points of diversion to ground water right 45-14284 (1.31 cfs), which currently supplements three surface water rights (45-14288, 45-14286, and 45-10912) on 67.0 acres of farm ground located approximately 0.8 to 1.3 miles west and 0.7 to 1.2 miles south of the intersection of Main and Market Streets in Albion. The new place of use will be on farm ground located approximately 1.4 to 2.4 miles east and 1.8 to 3.2 miles south of Albion, supplementing surface water right 45-284B (1.50 cfs, 90.0 acres), which is within a 399.2 acre permissible place of use. Right 45-14284 is currently diverted from two wells located approximately 1.3 miles west and 1.1 miles south of Albion. The proposed transfer will relocate the points of diversion to two new wells located approximately 1.7 miles east and 3.2 miles south of Albion.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80309

HANK T HIGLEY and LACEY G HIGLEY, PO BOX 652, MALTA, ID 83342; has filed Application No. 80309 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13287, 43-13289, 43-13291, 43-13738, 43-13739, 43-2277, 43-2354A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 0.23 cfs & 21.5 acre portion of a groundwater right from the northwest edge of Malta to a farm located 2.7 to 3.2 miles south 0.0 to 0.5 miles east of Malta. The transferred right will be combined with six other ground water rights on the farm southeast of Malta to create a 100 acre permissible place of use. The transferred right and the existing rights will divert up to 1.19 cfs from an existing well located on the farm southeast of Malta.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx . For additional information on new permits, please see [www.idwr.idaho.gov/WaterManagement/WaterRights/#New Listings](http://www.idwr.idaho.gov/WaterManagement/WaterRights/#NewListings). Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before April 25, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on April 7th & 14th, 2016

Barnes, Clinton

From: Jay Blackhurst [jayblackhurst@gmail.com]
Sent: Thursday, March 31, 2016 10:47 AM
To: Barnes, Clinton
Subject: Re: Application for permit 47-17649

Clinton,
Got it. Thanks for the visual. Go ahead and make the necessary adjustments.
Jay

On Thu, Mar 31, 2016 at 8:32 AM, Barnes, Clinton <Clinton.Barnes@idwr.idaho.gov> wrote:

Jay and Amy,

In the Application for Permit you submitted, an inconsistency was encountered between the Description of place of use table (question 8, p.2) and the maps that were provided to illustrate the place of use. All three uses (domestic, heating, and recreation) are listed on the application in the SW quarter of the NW quarter of Section 33 in TWP 08S, RGE 14E.

According to the provided maps the three uses should be described as being used instead at TWP:08S, RGE:14E, SEC:33, in the NWSW QQ.

Please let me know if you agree with these changes.

Thank you,

Clinton Barnes

Water Resource Agent - Well Drilling

Idaho Department of Water Resources

Southern Region

MEMORANDUM

Date: March 29, 2016
To: Application for Permit 47-17649 Blackhurst /Westover File
From: Clinton Barnes
Re: File Progress

The source of water supply on the application was changed from waste water tributary to groundwater to waste water tributary to sink water after a conversation with Doug Jones on March 29, 2016.

On March 10, 2016 I had a phone conversation with Jay Blackhurst to determine that stockwater will not be listed as its own separate use and will be included under the net of 'domestic use' which automatically implies stockwater.

On February 19, 2016, while in the area, I had an opportunity to view the diverting works described in the Application for Permit 47-17649. Evidence that a pipe was buried from the point of diversion on the Deuel's property, across the Heinz's property, and onto the applicant's property was apparent. The waste water flow was observed as it flowed from the Hoeck's property south of the application POU. The flow appeared to be at or below the 0.02 cfs being sought in the application. The following photos document the field visit.



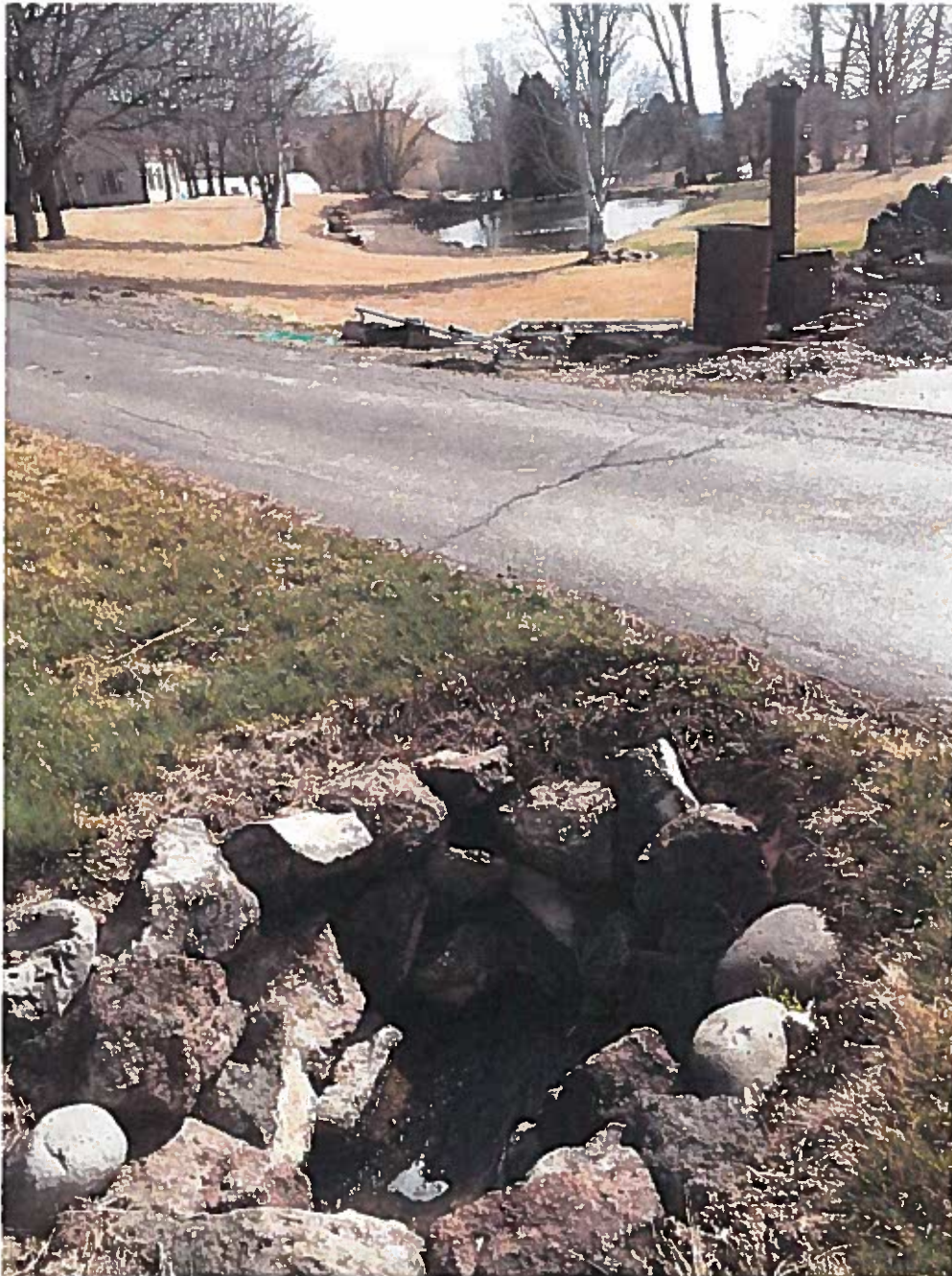
Above: View looking northeast from the road north of the applicant's proposed POU. Evidence of trench for pipe burial is present.



Above: View looking south towards the applicant's POU. Evidence of trench for buried pipe across the road and onto applicant's property.

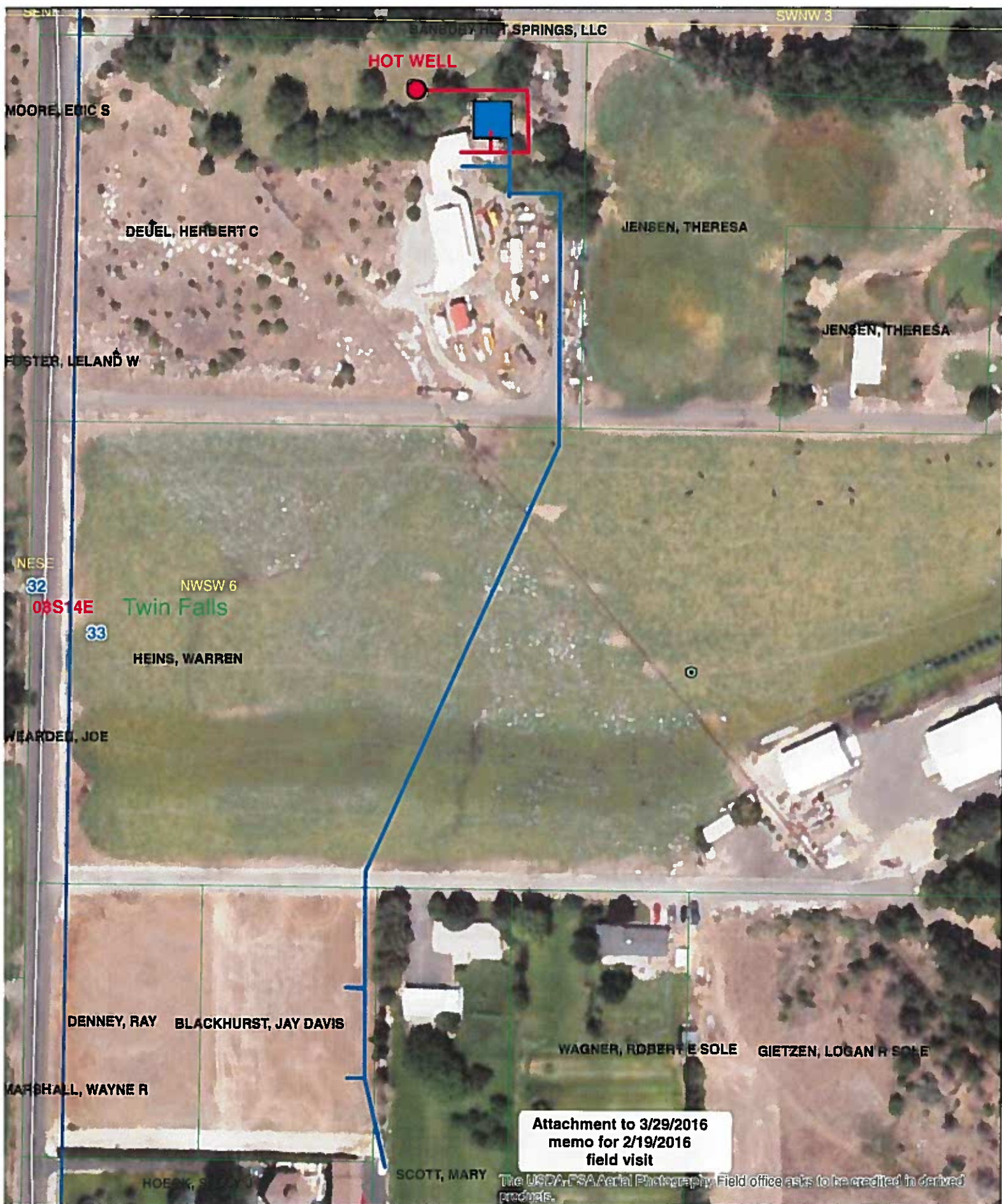


Above: View facing east. Left side is north and shows the pond that the waste water flows into after it exits the applicant's property. The right side is south and shows the open ditch that the waste water flows into and under the pavement as the pond overflows.



Above: View facing southeast. The water flows under the road, into the ponds shown in the distance, and then sinks/flows into the Snake River.

BLACKHURST WESTOVER WASTE WATER DIVERSION 47-17649



RECEIVED

DEC 09 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

Amy Westover &
Jay Blackhurst

4813 River Rd.
Buhl, ID 83316

208-869-7927

December 9, 2015

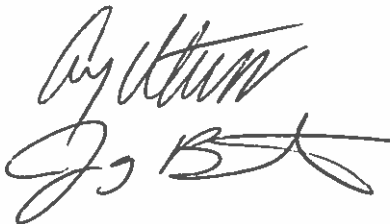
Idaho Department of Water Resources
Attn: Clinton Barnes
650 Addison
Twin Falls, Idaho 83301

Dear Clinton,

Please find our two printouts showing the schematic of the hot water flow on the Deuel's property. The printouts are marked showing the source, flow direction and where we are diverting water from the waste water pipe. Please let us know if you need anything further.

Sincerely yours,

Amy Westover and Jay Blackhurst

Handwritten signatures of Amy Westover and Jay Blackhurst. The signature for Amy Westover is written above the signature for Jay Blackhurst.

Amy Westover &
Jay Blackhurst

4813 River Rd.
Buhl, ID 83316

208-869-7927

RECEIVED

OCT 26 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

October 26, 2015

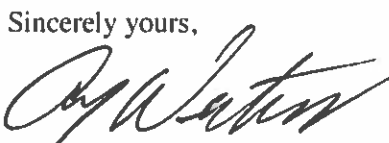
Idaho Department of Water Resources
Attn: Allen Merritt
650 Addison
Twin Falls, Idaho 83301

To Mr. Allen Merritt,

My husband Jay and I have recently purchased a property located at 4814 River Rd. Once we purchased the property our neighbor, Herb Deuel, asked if we would like to pipe his waste water from his hot well to our property. At the time his waste water was draining into a neighbors pasture and creating a marshy, flooded area. We agreed to pipe the water to our property which would then allow us to utilize the waste water and would also help Herb drain his waste water in a more effective way. We came to an arrangement with Herb that he would pipe the waste water to his property line and then we would take it from there. From the Deuel's property the pipe runs through another neighbors pasture, the Heinz's, and they agreed and gave permission for the pipe running through their pasture. We have piped the water through our property and then it drains into a large pond before reaching the Snake River. All of the arrangements have been agreed upon and the trenching and piping is completed. We would appreciate your help in issuing a water right for the use of this waste water.

Please find in our application packet; the signed application, Exhibit A: the Deuel's water right information, Exhibit B: a letter from the Deuel's and Exhibit C: a copy of the deed to the Westover/Blackhurst property at 4814 River Rd.

Sincerely yours,


Amy Westover and Jay Blackhurst

