

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08220B

Priority: February 7, 1990

Maximum Diversion Rate:

1.20 CFS

This is to certify, that DAN SCHAEFFER
JIM SCHAEFFER

300 N 1005 W
PAUL ID 83347

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 7, 1990; and has submitted Proof of Beneficial Use on July 29, 1991. An examination indicates that the works have a diversion capacity of 1.440 cfs of water from a GROUNDWATER 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>
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IRRIGATION	04/01 to 10/31	1.20 CFS	
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LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 27, Township 08S, Range 21E
JEROME 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>
08S	21E	27	SWNE 18	SENE 34	NESE 39	
			NWSE 28	SWSE 27	SESE 16	162

Total number of acres irrigated: 162

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

MICROFILMED

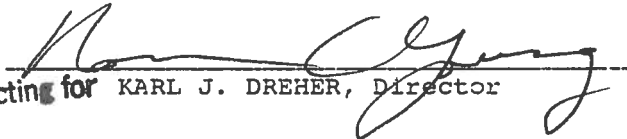
MAR 11 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36--08220B

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 25TH
day of FEBRUARY, 1977.


Acting for KARL J. DREHER, Director



MICROFILMED
MAR 11 1977

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08220B

FOR DEPARTMENT USE ONLY

Preliminary check by Ket Fee = \$50.00 Received by Ket # 6038078 Date 2-19-97

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. 36-08220B with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

Witness my hand this 25TH day of FEBRUARY, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED

MAR 11 1997

RECEIVED

FEB 19 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08220B

Department of Water Resources
APPROVED

Date of Priority: February 7, 1990
Comes now DAN SCHAEFFER
JIM SCHAEFFER

Maximum Diversion Rate: 1.20 CFS

300 N 1005 W
PAUL ID 83347

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. 36-08220B, 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	04/01 to 10/31	1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 27, Township 08S, Range 21E
JEROME 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>
08S	21E	27	SWNE 18	SENE 34	NESE 39	
			NWSE 28	SWSE 27	SESE 16	162

Total number of acres irrigated: 162

MICROFILMED

MAR 11 1997

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 Minidoka County, this 13 day of February, 19 97.

X [Signature]
(Signature)
X Jim Schaeffer

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-08220B)
IN THE NAME OF JIM AND DAN SCHAEFFER) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before October 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

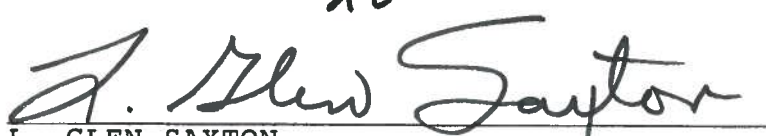
WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on July 29, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 36-08220B be REINSTATED with no advance in priority.

Dated this 20th day of November, 1991.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED
DEC 10 1991

RECEIVED

For Office Use Only
Amt. of Fee \$ 125.00
Date 7-29-91
Receipt No. 5013589
Received by SCL

JUL 29 1991

STATE OF IDAHO

Department of Water Resources
Southern Region Office

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 36-08220 B Telephone No. 438-5234Name(s) of Permit Holder(s): JIM SCHAEFFER, DAN SCHAEFFERPost Office Address: RT. 1 BOX 1196, PAUL, ID 83347Source of Water: GROUNDWATERIf ground water, well driller's name: COUCH DRILLING Date drilled: FEB 1990

Extent of Use:

Domestic _____ (No. of households)

Irrigation 60 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted 1.20 cfs _____ acre/feetShow date water was first diverted and beneficially used under this permit: 3-15-90

One of the following may be a condition of approval of your permit:

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

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes ☒ NoFee Enclosed: \$ 125.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Jim Schaeffer
Name438-5234
Telephone No.RT. 1 BOX 1196, PAUL ID
Address

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.

July 29
DateJim Schaeffer
Signature (and title if on behalf of a company or organization)RECEIVED
DEC 10 1991

36-8220B

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08220B

Proposed Priority: February 7, 1990 **Maximum Diversion Rate:** 1.20 CFS

This is to certify, that **JIM SCHAEFFER**
DAN SCHAEFFER
RT. 1 BOX 1196
PAUL, ID 83347

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
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IRRIGATION	03/15 to 11/15	1.20 CFS
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LOCATION OF POINT(S) OF DIVERSION: NESWNE Sec. 27, Township 08S, Range 21E
JEROME 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>
08S	21E	27	SWNE 9	NWSE 35	SWSE 16	60

Total number of acres irrigated: 60

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

SEP 20 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08220B

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

13th day of September, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

SEP 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Amended

To appropriate the public waters of the State of Idaho

1. Name of applicant Dan Schaeffer for Jim Schaeffer Phone 438-5234
Post office address RT 1 Box 1196 Paul ID 83347
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NE ¼ of SW ¼ of NE ¼, Govt. Lot _____
Sec. 27 Township 8S Range 21E B.M. Jerome County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1.20 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 1.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 450' x 16" well - Pump
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 16" inches; proposed depth of well is 450 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

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SEP 20 1990

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

b. Stockwatering; list number and kind of livestock.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully.

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.

[illegible]

Total number of acres to be irrigated 603

10. Describe any other water rights used for the same purposes as described above.

District

11. a. Who owns the property at the point of diversion?

b. Who owns the land to be irrigated or place of use? Applicant

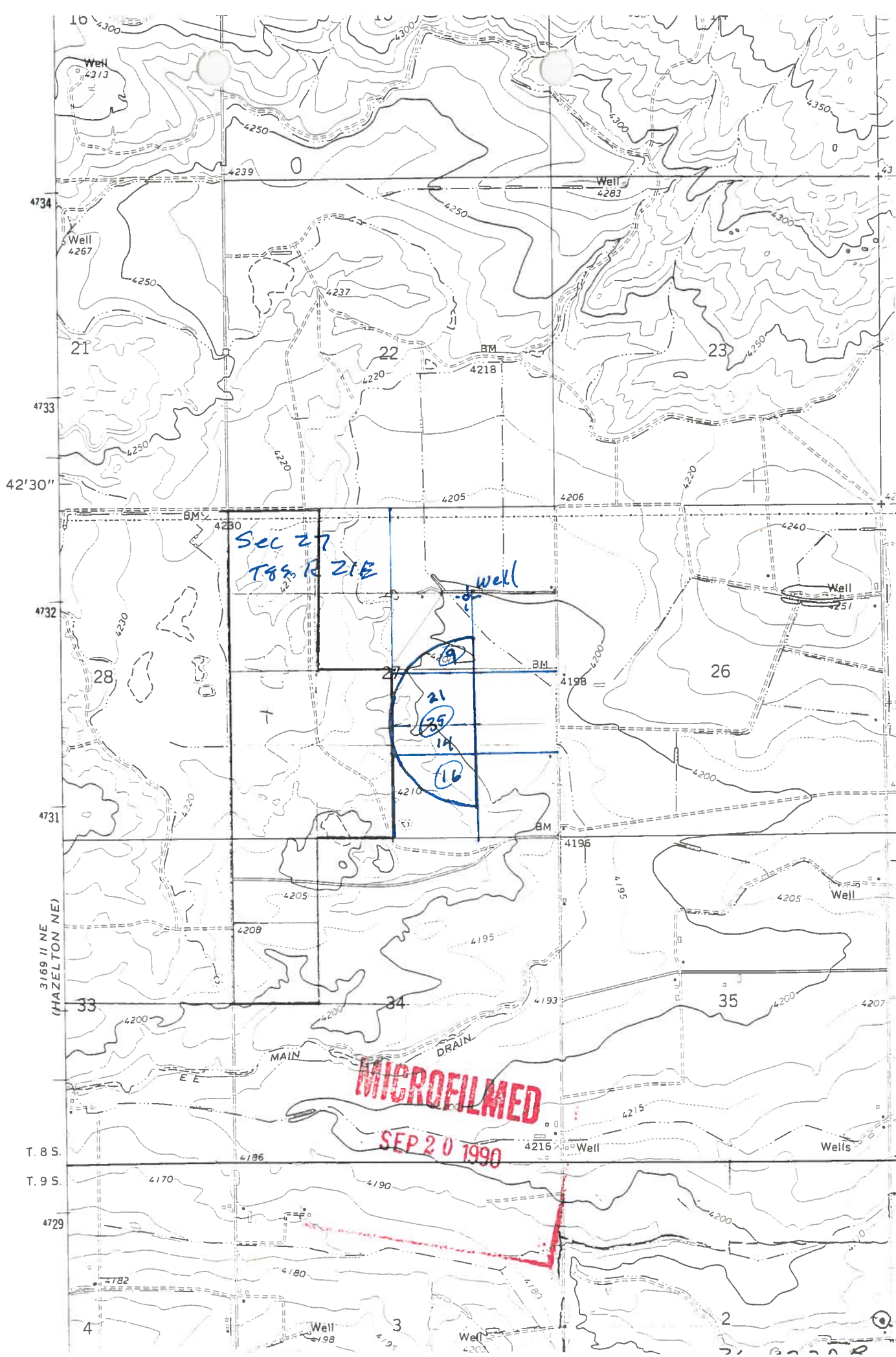
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

applicant to make this filing.

12. Remarks:

CONFIDENTIAL

SEP 20 1990



[illegible]

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SEP 20 1990

Jim Schoeffe
(Applicant)

(Applicant

Received by JK Date 2/2/90 Time 11:00 Preliminary check by DRJ
Fee \$ 20.00 Received by JK # 5011135 Date 2/1/90
Publication prepared by _____ Date _____ Published in _____
Publication approved by _____ Date _____

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. _____, and said application is hereby _____
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

_____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: _____

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SEP 2 1990

ASSIGNMENT OF PERMIT

I, Delbert & Frances Keltz hereby assign to Don Schaeffer
 of Paul, Idaho Address 1101 Jim Schaeffer

CHECK ONE

☐ All my right, title, and interest in and to Permit No. _____
 to appropriate the public waters of the State of Idaho.

☒ The following described portion of my right, title, and interest in and to Permit
 No. 36-8220 to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
 each 40 acre subdivision, the point of diversion and the amount of water in cubic
 feet per second for direct diversion, or acre feet for storage)

See attached map

36-8220B- 1.20 CFS from NW 1/4 NE 1/4, N 1/2 SE 1/4 NE 1/4 SEC 13 T10S R13E

Made this 5th day of February, 19 90.

Delbert Keltz
 Permit Holder

Frances Keltz
 Spouse of Permit Holder

State of Idaho)
 County of Jerome) ss.

On this 5th day of February, 19 90, personally
 appeared before me the signer(s) of the above instrument, who duly acknowledged to me
 that he (she) (they) executed the same.

seal

Karla M. Fitt
 Notary Public residing at Eden, Idaho
1-8-92

My commission expires:

1-8-92

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SEP 20 1990

RECEIVED

FEB 7 - 1990

Department of Water Resources
 Southern Region Office

76-8220B

tract " Section 27 townships 8 South
Range 21 East Boise meridian.

Dan Schoeffel

Total 228.9 acres
~~112~~

172 acres Irrigable

112

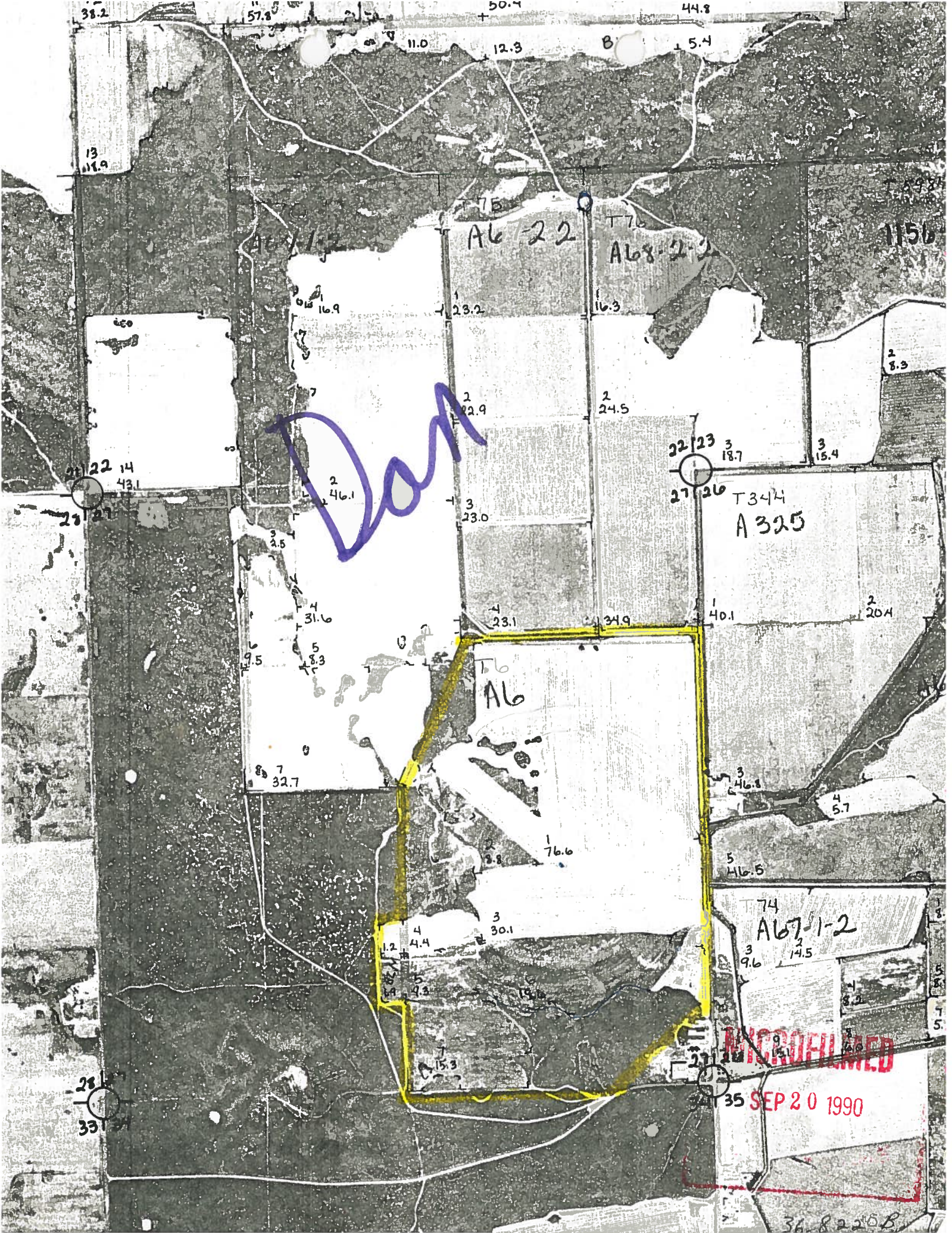
60 inches -

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SEP 20 1990

Dans

36-8220B



MICROFILMED

35 SEP 20 1990

36 82208

AFFIDAVIT of PUBLICATION

RECEIVED

COPY OF NOTICE

(Paste Here)

State of Idaho, }
County of Jerome } SS.

AUG 24 1990

Appl. for Wat Rt. (Trust.)
TITLE OF NOTICE
Jim + Dan Schaeffer
36-08220B
PLAINTIFF ATTORNEY

Patty Nance Department of Water Resources, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 15th day of Aug.

1990, and the date of the last publication was on the 22nd

day of Aug., 1990.

Patty Nance

Subscribed and sworn to before me this 23rd

day of Aug., 1990.
(SEAL)

Vincent Landrigo
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

MICROFILMED

Numer of Picas per Line

Number of Lines in Notice

Number of Insertions 2X

SEP 20 1990

Lines tabular at 5¢/Pica

Lines straight at 4¢/Pica

Subsequent lines at 3¢/Pica

TOTAL COST

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO B.

NOTICE OF APPLICATION FOR TRUST WATER RIGHT 36-08220B

SCHAEFFER, JIM
SCHAEFFER, DAN
RT. 1 BOX 1196
PAUL, ID 83347

Source: GROUNDWATER

Diversion Pt: NESWNE Sec 27 T 08S R 21E

Use: IRRIGATION (1.200 CFS)

Total Diversion: (1.200 CFS)

Dated Filed: 2/7/1990

In: T08S R21E S27 SWNE NWSE SWSE 60.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before SEPTEMBER 3, 1990.

R. Keith Higginson, Director
Pub: 8-15, 22 N1443

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....5¢/Pica

7-8 pt. per line tabular.....6¢/Pica

7-8 pt. per line successive insertions.....4¢/Pica

No 3792

OK
TJL
8-27-90

1443

7/21/96

AD

36-08220B

TFS, R21E

	18	34
9 - 9 (4)		35 - 0
27	28	37
20 - 8		36 - 3
	27	16
27		11 5

Invigted.

36-02080

Recommended.

○ -

Expansion Claim

Needed

52 acres

It appears that 36-08220B is the sole source for 52 acres and may supplement 8 acres presently covered by A & B shares.

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MAR 11 1997

	Recs	Mean	Std Dev	Minimum	Maximum
Latitude	260	42.7036797N	17.625995	42.7032315N	42.7038077N
Longitude	260	113.9746216W	6.7281509	113.9747772W	113.9743056W
Altitude	260	1204.1189136	23.730048	1167.5796606	1363.8227789

No velocity records in file.

No DOP records in file.

Start GPS Week #862 on 07/15/96 at 16:23:07

End GPS Week #862 on 07/15/96 at 16:26:09

Datum : WGS-84
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Meters
Velocity Units : Meters/Second

LOCATION OF P/D = 36-08220 B

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MAR 11 1997

MAR 11 1997
MICROFILMED



Tag: A0002733 Located on 7/15/96

Photo Taken From The North-West

Re-Diversion System:
Gen. Elec. Motor
Mod. #K6258XH5A HP75
Ser. J207553
Pump: Layne Bowler Pump #01262

US Electric Motors
ID #R6326-05-210- R3250758 M
HP 75 PH 3
PUMP: WEL-LINE T#82046

Totalizer Meter-Reading @ 1105 hrs
Reading 677 GPM ±

15 July 1996 1100 hrs #36-08220B
Examiner: Satterlee
P/D= Sec27, T08S, R21E,NW1, SE1,NE1
P/U= Sec 27, T08S, R21E Irrigation
Ptn. of NE1/4 Ptn. of SE1/4

A T T A C H M E N T "A"

15 JULY 1996

TO: FILE 36-08220B
SCHAEFFER, JIM & DAN

FROM: GEORGIA SATTERLEE

ON THIS DATE @ 1000 HRS., WE WERE ACCOMPANIED BY DAN SCHAEFFER, WHO IS THE SON OF JIM. WE MEASURED THE FLOW FROM THE WELL AND VERIFIED THE PLACE OF USE FOR IRRIGATION FOR PERMIT #36-08220B.

THE WELL IS LOCATED IN SECTION 27, T08S, R21E, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, JEROME COUNTY. WHILE IN THE FIELD, THE WELL LOCATION WAS VERIFIED BY USING A QUAD MAP AND DETERMINING SIGNIFICANT LAND MARKS IN RELATIONSHIP TO THE P/D LOCATION.

THE WELL WATER CO-MINGLES WITH WATER FROM A&B IRRIGATION DISTRICT. THE A&B WATER COMES FROM A WELL DIRECTLY NORTH OF P/D AND IS PIPED INTO AN OPEN DITCH, WHERE IT CO-MINGLES WITH THE WATER FROM SAID PERMIT. AT THIS POINT, THE WATER IS RE-DIVERTED BY MOTOR (G.E. 75HP, MOD# 5K6258XH5A, SER# BJJ207553) AND PUMP (LAYNE-BOWLER #01262) TO ONE PIVOT AND HAND LINES.

THIS PERMIT IS TO IRRIGATE 60 ACRES WITHIN THE 162 ACRES OF THE PERMISSIBLE PLACE OF USE. SEE FIELD REPORT FOR THE PROPERTY DESCRIPTION OF THE IRRIGATED ACRES.

THE MEASURED RATE WAS ACHIEVED BY USING BOTH POLYSONIC FLOWMETERS (SEE ATTACHMENTS "B" & "C") AND OBSERVING THE TOTALIZER METER INSTALLED BY DAN SCHAEFFER. THE TOTALIZER METER SHOWED 677 GPM=1.51 CFS @ 1105 HRS. ALL THREE MEASUREMENTS ARE DEPICTING A HIGHER RATE THAN WHAT IS PERMITTED. ALTHOUGH THE RECOMMENDED RATE WILL BE WHAT WAS ORIGINALLY PERMITTED, THE AVERAGE OF THE THREE MEASUREMENTS IS 1.44 CFS.

ALSO, THE P/D WAS LOCATED BY USING GPS AND TAGGED #A0002733. IN ADDITION TO GPS, RELATIVE TO THE WATER MEASUREMENT PROGRAM, THE POWER INFORMATION WAS RECORDED PLUS A WELL INSPECTION FORM COMPLETED.

ANALYSIS:

APPLICANT HAS COMPLIED WITH DEPARTMENTS REQUIREMENT FOR INSTALLING A MEASURING DEVICE, WHICH SEEMS TO BE WITHIN THE SAME ACCURACY AS THE FLOWMETERS USED.

RECOMMEND RATE OF 1.20 CFS AND NOT TO EXCEED 240 AFA.

MICROFILMED
MAR 11 1997

ATTACHMENT "B"

SCALE FACTOR = 0.965
 SET (GPM) = 0.000
 OFFSET = 0.37
 OFFSET = 0.26
 DET.DLV. = 24.77
 ATION FAC. = 1.00
 ER: STANDARD/U

UP DOWN
 DLV = 317.95 317.31
 = 2.51 2.51
 = 2.47 2.51
 = 2.50 2.61
 STG = 2.94 2.94
 ED = 0 0
 (us) = 346.5 346.3
 TIME(ns) = 308.3
 COUNT = 1001

123
 = 12.37
 TION = 0.000

D (F/S) = 4863.33
 OLDS NO. = 281274
 ILE FACTOR = 0.9450
 = 833.587 GPM
 4.978 F/S

P NO. 1

0.0 8.700 IN

WALL THICKNESS
 0.199 IN

1.0 8.302 IN

MATERIAL
 CARBON STEEL

SOUND VELOCITY
 10597.129 F/S

MATERIAL
 NONE

SOUND VELOCITY
 0.000 F/S

LINER THICKNESS
 0.000 IN

INSIDE ABS ROUGHNESS
 0.00015000

FLUID MATERIAL
 WATER

FLUID SOUND VELOCITY
 4863.330 F/S

FLUID VISCOSITY
 1.132 cSt

TRANSDUCER TYPE
 STANDARD

TRANSDUCER MOUNTING
 U

$$\frac{\dot{V}}{12} = 685.7 \text{ gpm}$$

$$\frac{685.7 \text{ gpm}}{448.8} = 1.53 \text{ cfs}$$

537.172 GPM
 3.184 F/S

768.767 GPM
 4.555 F/S

CNT = 728
 A T = 254.70

CNT = 3398
 A T = 243.93

INAL STRENGTH UP
 0.01

CNT = 998
 A T = 346.55

614.355 GPM

705.212 GPM

721.298 GPM
 4.275 F/S

628.903 GPM
 3.727 F/S

582.480 GPM
 2.978 F/S

508.009 GPM
 3.011 F/S

Within
 1 min.
 apart

3

10:36:29 07-15-96

SCALE FACTOR = 0.965
 OFFSET (GPM) = 0.000
 nsec OFFSET = 0.37
 usec OFFSET = 0.26
 YMT DET.DLV. = 22.77
 ERATION FAC. = 1.00
 (DUCE: STANDARD/U

UP DOWN
 IN.DLV = 319.88 319.88
 ER = 1.88 1.88
 GAS = 1.33 1.45
 GC = 2.49 2.51
 IG STG = 5.14 5.10
 ISSD = 0 0
 IME(us) = 320.2 320.0
 IL TIME(ns) = 176.8
 IFF COUNT = 903
 123
 = 12.47
 ERATION = 0.000

MICROFILMED

MAR 11 1997

FLUID (F/S) = 4863.33
 YNOLDS NO. = 170979
 SCALE FACTOR = 0.9371

GPM
 F/S

POLYSONIC FLOWMETER
 # 2168165 KTT-P

ATTACHMENT "B"

SCALE FACTOR = 0.965
 OFFSET (GPM) = 0.000
 nsec OFFSET = 0.57
 usec OFFSET = 0.26
 XMT_DET_DLY = 24.77
 PERATION FAC. = 1.00
 REDUCER: STANDARD/U

UP DOWN
 WIN_DLY = 317.95 317.31
 SEPR = 2.51 2.51
 BIAS = 2.47 2.51
 AGC = 3.55 3.61
 SIG_STG = 2.94 2.94
 MISSED = 0 0
 TIME(us) = 346.5 346.3
 DEL TIME(ns) = 308.3
 DIFF COUNT = 1001
 PERATION = 123
 PERATION = 0.000

FLUID (F/S) = 4863.33
 TYNOLDS NO. = 281274
 PROFILE FACTOR = 0.9450
 FLOW = 838.587 GPM
 4.970 F/S

SETUP NO. 1

PIPE O.D. 8.700 IN

PIPE WALL THICKNESS 0.199 IN

PIPE I.D. 8.302 IN

PIPE MATERIAL CARBON STEEL

PIPE SOUND VELOCITY 10597.129 F/S

COVER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/S

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 cSt

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING U

TRANSDUCER SPODING

$$\frac{\sqrt{V}}{12} = 685.7 \text{ gpm}$$

$$\frac{685.7 \text{ gpm}}{448.8} = 1.53 \text{ cfs}$$

537.172 GPM
 3.184 F/S

768.767 GPM
 4.556 F/S

CNT = 728
 A T = 254.70

CNT = 3398
 A T = 243.93

SIGNAL STRENGTH UP
 3.01

CNT = 998
 A T = 346.55

614.355 GPM

705.212 GPM

721.208 GPM
 4.275 F/S

628.903 GPM
 3.727 F/S

502.480 GPM
 2.978 F/S

508.009 GPM
 3.011 F/S

10:36:29 07-15-96

SCALE FACTOR = 0.965
 OFFSET (GPM) = 0.000
 nsec OFFSET = 0.57
 usec OFFSET = 0.26
 XMT_DET_DLY = 22.77
 PERATION FAC. = 1.00
 REDUCER: STANDARD/U

UP DOWN
 WIN_DLY = 319.88 319.88
 SEPR = 1.88 1.88
 BIAS = 1.33 1.45
 AGC = 2.49 2.51
 SIG_STG = 5.14 5.10
 MISSED = 0 0
 TIME(us) = 320.2 320.0
 DEL TIME(ns) = 176.8
 DIFF COUNT = 903
 PERATION = 122
 PERATION = 12.47
 PERATION = 0.000

FLUID (F/S) = 4863.33
 TYNOLDS NO. = 170979
 PROFILE FACTOR = 0.9371

MICROFILMED
 MAR 11 1997

POLYSONIC FLOWMETER
 # 26865 ISTT-P

GPM
 F/S

ATTACHMENT "C"

MODE SELECT
INPUT

8.7000 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
2.1000 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

8.7000 IN V

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

07-15 10:0900 *R
+002.80 % AI2

MODE SELECT
T0 CHECK

0314.6 MMSEC
101.43 % T0

10:16+572.725E 0GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

10:17+572.725E 0GPM 00R
+00058 *10 G 00R
-00000 *10 G 00R

10:18+569.555E 0GPM 00R
+00117 *10 G 00R
-00000 *10 G 00R

10:19+583.820E 0GPM 00R
+00176 *10 G 00R
-00000 *10 G 00R

10:20+582.763E 0GPM 00R
+00234 *10 G 00R
-00000 *10 G 00R

10:21+588.839E 0GPM 00R
+00294 *10 G 00R
-00000 *10 G 00R

10:22+564.007E 0GPM 00R
+00351 *10 G 00R
-00000 *10 G 00R

10:23+574.045E 0GPM 00R
+00409 *10 G 00R
-00000 *10 G 00R

10:24+569.026E 0GPM 00R
+00468 *10 G 00R
-00000 *10 G 00R

10:25+560.573E 0GPM 00R
+00527 *10 G 00R
-00000 *10 G 00R

10:26+584.877E 0GPM 00R
+00586 *10 G 00R
-00000 *10 G 00R

10:27+595.972E 0GPM 00R
+00645 *10 G 00R
-00000 *10 G 00R

10:28+592.802E 0GPM 00R
+00703 *10 G 00R
-00000 *10 G 00R

$$\frac{\Delta}{12} = 578.25$$

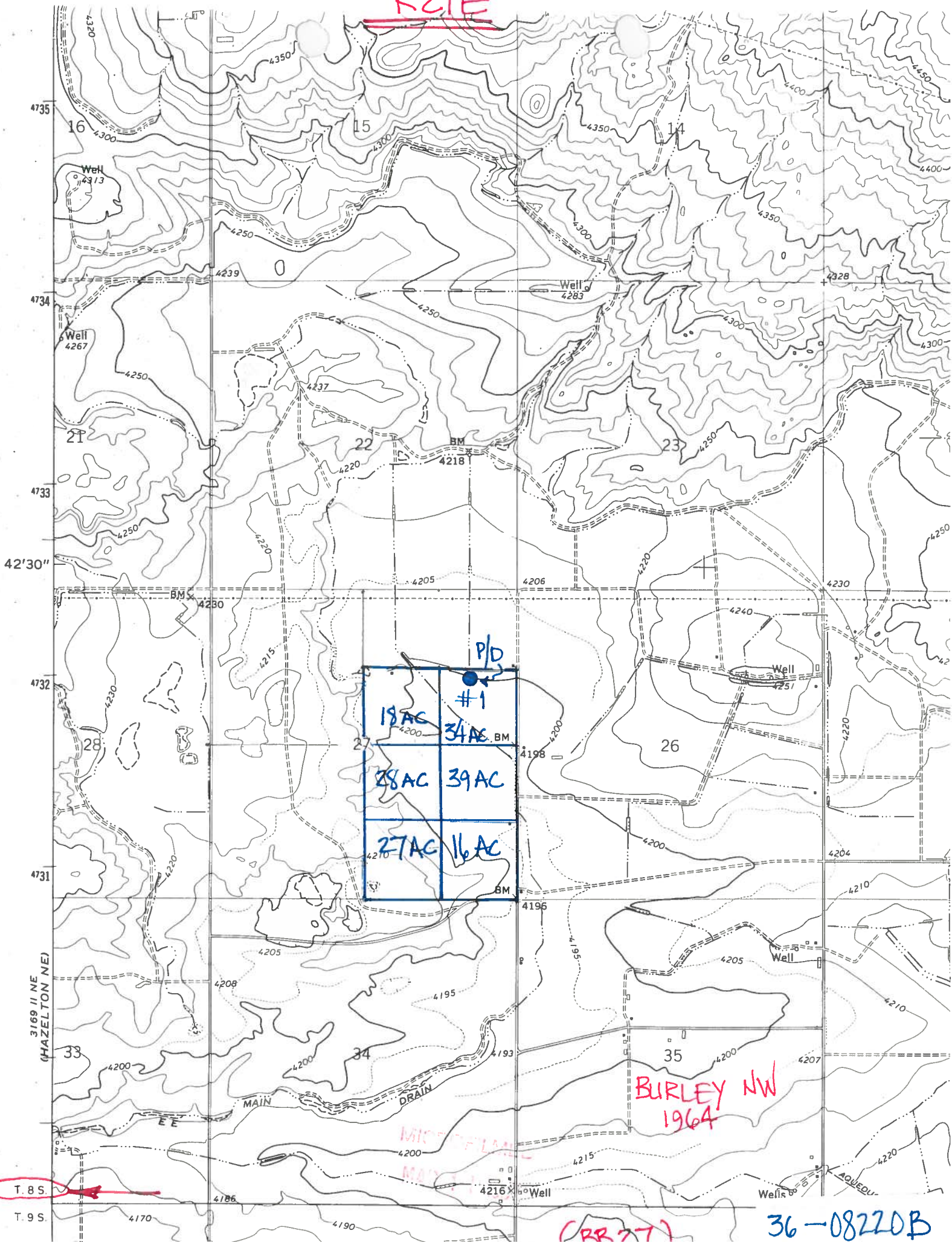
$$\frac{578.250}{448.8} = 1.29 \text{ cfs}$$

MICROFILMED

POLYSONIC MEASUREMENTS

149744 TME-FYTE

KZIE



T. 8 S.

T. 9 S.

(RR 771)

36-08220B

W 12

R-21

FLIGHT DATE = 1987
VERIFIED W/ 6/96 FLIGHT

P/D

ALL MP EL

T6

8

18 AC.

29³

34 AC.

28 AC.

Transferred
to
Minidoka Co.
4/17/91

39 AC.

2

119⁰

27 AC.

16 AC.

3
17⁶

SEC 27, T08S, R21E NW¹/₄ SE¹/₄ NE¹/₄
P/D

36-08220 B

MICROFILMED
MAR 11 1997

6/89

DEPARTMENT OF WATER RESOURCES

15 BALLPONT PEN

WELL DRILLER'S REPORT

APR 19 1990

State requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

Department of Water Resources
Southern Region Office

1. WELL OWNER

Name JIM SCHAEFFERAddress RT 1 BOX 1196 LAIDL IDAHO 83347Owner's Permit No. 36-90-S-010 (76-82208) OK

7. WATER LEVEL

Static water level 304 feet below land surface.Flowing? ☐ Yes ☐ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature _____ °F. Quality _____

Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement☐ Well diameter increase☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☒ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
approx. 1000		

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>1</u> inches	<u>14</u> inches	<u>1</u> feet	<u>37</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☒ NoWas a packer or seal used? ☐ Yes ☒ NoPerforated? ☐ Yes ☒ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☐ No

Manufacturer's name _____

Type _____ Model No. _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 18 Material used in seal: ☒ Cement grout☐ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent

Weld

☐ Cemented between strataDescribe access port 2" pipe

9. LITHOLOGIC LOG

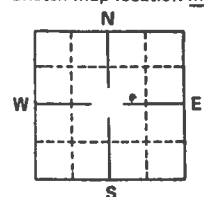
Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
20	0	3	topsoil		
	3	29	sandy clay		
14	29	44	gray lava hard		
	44	66	brown sandy clay		
	66	70	gray lava solid		
	70	82	brown lava solid		
	82	112	brown lava firm		
	112	120	brown lava soft		
	120	151	gray lava hard		
	151	245	light brown lava hard		
	245	266	brown lava solid		
	266	277	red lava solid		
	277	282	red lava soft		
	282	292	brown lava solid		
	292	297	brown lava hard		
	297	299	brown lava loose		
	299	307	gray lava solid		
	307	309	brown lava solid		
	309	333	loose lava (first water)	x	
	333	334	gray lava hard		
	334	344	crack in lava		
	344	345	crack in lava		
	345	385	brown lava solid		
	385	392	brown lava hard		
	392	397	red lava firm		
	397	407	red lava cinders and		
	407	410	broken lava	x	
	410	410	gray lava hard		

10.

Work started 2-20-90 finished 4-15-90

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

City JEROME

1/4 NE 1/4 Sec. 27, T. 8 N ☐ S ☒ R. 21 W ☐

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name SHERMAN CONCRETE WELL FIRM No. 163

340 Wanda Vista Dr,

Address BURLEY IDAHO Date 2-15-90Signed by (Firm Official) Sherman Con

and

(Operator) Sherman Con

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

E. NARRATIVE/REMARKS/COMMENTS

SEE ATTACHMENT "A"

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

IMPROVISED

MAR 11 1997

Additional Computation Sheets Attached

TOTALIZER METER (INSTALLED) @ 1105 HRS, 15 JULY 96, 677 GPM
READING BY USER

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{60(4) = 240}{V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{1.20(215)(1.9835) = 511.7}{V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 240}$$

* AVERAGE OF ALL THREE MEASUREMENTS

Beneficial Use

Period of Use	From	To
	4/1	10/31

Rate of Diversion
Q (cts) 1.20

Annual Volume
V (a/a)
240

☒ Change P.D. as reflected above

Add P.D. as reflected above

Add P.U. as reflected above

☒ None Other

RECOMMEND PERMIT RATE

Field Examiner's Name Alexis Sattler Date 16 July 96

MAILED 1 1 1974
CENT. FILE

November 22, 1991

JIM SCHAEFFER
DAN SCHAEFFER
RT. 1 BOX 1196
PAUL ID 83347

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08220B

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED
DEC 10 1991

INTER-DEPARTMENT MEMO — 1

FROM Jim, Southern

DATE 10-17-91

TO Rita or Nina

SUBJECT Proof of Beneficial Use, Permit 36-08220B

Proof was filed with this office last July, but was inadvertently filed here instead of being sent to Boise. Permit holder recently received a lapse notice. Permit should be reinstated with no loss of priority date. Thanks.

MICROFILMED

DEC 10 1991



SIGNATURE

DEC 10 1991

October 11, 1991

JIM SCHAEFFER
DAN SCHAEFFER
RT. 1 BOX 1196
PAUL ID 83347

LAPSE NOTICE

RE: PERMIT NO. 36-08220B

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated July 31, 1991. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

LGS:rf

DEC 10 1991

Enclosures

138906

July 31, 1991

JIM SCHAEFFER
DAN SCHAEFFER
RT. 1 BOX 1196
PAUL, ID 83347

PROOF DUE NOTICE

RE: PERMIT NO. 36-08220B

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

DEC 10 1991

RECEIVED
USE TYPEWRITER OR
BALLPOINT PEN

APR 19 1990

Department of Water Resources
Southern Region Office

Department of Water Resources
Southern Region Office

1. WELL OWNER

Name J. L. Cline
Address RT. 1 Box 112 E. Smithville Mo.
Owner's Permit No. 07-24-9-10 (15-9-10) B

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase
Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other
Thickness _____ Diameter _____ From _____ To _____
Inches _____ Inches + _____ feet _____ feet
Inches _____ Inches _____ feet _____ feet
Inches _____ Inches _____ feet _____ feet
Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation _____ inches by _____ inches
Number _____ From _____ To _____
perforations _____ feet _____ feet
perforations _____ feet _____ feet
perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 18 Material used in seal: ☒ Cement grout
☒ Bentonite ☐ Puddling clay ☐
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld
☐ Cemented between strata
Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.
Subdivision Name _____
Lot No. _____ Block No. _____
County _____
W 1/4 NE 1/4 Sec. 27 T. 8 S R. 1 W

7. WATER LEVEL

Static water level 104 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ OF. Quality _____
Describe artesian or temperature zones below _____

8. WELL TEST DATA

Discharge G.P.M.	Pumping Level	Hours Pumped

9. LITHOLOGIC LOG

Bore Diam.	Depth From	To	Material	Water Yes No
2	0	2	topsoil	
2	2	3	sandy clay	
14	28	4	red lava hard	
44	46	5	brown sandy clay	
66	60	6	gray lava solid	
60	68	7	brown lava solid	
60	110	8	brown lava firm	
60	120	9	brown lava soft	
60	150	10	gray lava hard	
15	25	11	light brown lava hard	
65	25	12	brown lava solid	
65	25	13	cracked lava solid	
65	25	14	red lava soft	
65	25	15	brown lava solid	
44	25	16	brown lava hard	
60	25	17	brown lava loose	
60	25	18	gray lava solid	
60	25	19	broken lava solid	
60	25	20	loose lava (first water) x	
60	25	21	gray lava hard	
60	25	22	crack in lava	
60	25	23	brown lava solid	
60	25	24	brown lava loose	
60	25	25	red lava firm	
60	25	26	red lava cinders and	
60	25	27	broken lava	x
60	25	28	gray lava hard	

RECEIVED
APR 24 1990
Department of Water Resources

10.

Work started DEC 10 1987 finished DEC 10 1987

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.
Firm Name Sherman Construction Co. (Firm No. 101)
Address 400 Warren Village Dr. Date 8-5-90
Signed by (Firm Official) [Signature]
and
(Operator) [Signature]

USE ADDITIONAL SHEETS IF NECESSARY -- FORWARD THE WHITE COPY TO THE DEPARTMENT

9/89

Drilling Permit No. 6-90-S-010
Water Right Permit No. 36-8220B
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

1. Applicant (Please Print) Jim Schaeffer
2. Mailing Address Rt 1 Box 1196 Paul, ID 83347
Telephone 438-5234
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location SW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 27, Twp. 8S, Rge. 21E, County Jerome,
Street Address of Well Site _____,
Lot, block and subdivision _____
4. Proposed use of well:
☐ Single family or stockwater use (less than 13,000 gallons per day)
☒ Irrigation (more than 1/2 acre)
☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
☐ Other (describe fully) _____
5. Well construction information:
A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9.
B. Proposed surface diameter 16 Maximum depth 450
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Construction Start Date Feb 8, 1990
7. Anticipated Well Driller Shetman Couch
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Jim Schaeffer Date _____
Title _____
(Owner, Firm Representative, Other)

RECEIVED

SEP 20 1990

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Ammonia Date 2/7/90

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

MICROFILMED

SEP 20 1990

MANAGER, SOUTHERN REGION

Lara O. Hahn
Signature of Authorized Department Representative

Title

Receipt No. 501134 Received by LH Fee 100⁰⁰ Date 2/7/90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Drilling permit No. 36-90-S-010

Water right No. 36-8220B

RECEIVED

FEB 7 - 1990

Department of Water Resources

Southern Region Office

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Jim Schaeffer, Applicant, requests issuance of a drilling permit prior to approval of a water right to withdraw water from the well.

The request is made for the following reason(s):

The Water Right Application is being released for
Processing - The well will have to be drilled
This winter to be ready for use in the 1990 Season

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

Date _____

RECEIVED

SEP 20 1990

Signature _____

Applicant _____

Jim Schaeffer

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
September 13, 1990

JIM SCHAEFFER
DAN SCHAEFFER
RT. 1 BOX 1196
PAUL, ID 83347

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08220B

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

MICROFILMED

SEP 20 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ: SC
Enclosures

MICROFILMED

SEP 20 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 8, 1990

Delbert Kohtz
1135 Valley Rd. South
Eden, ID 83325

RE: Application for Permit No. 36-8220A, B, & C.

Dear Mr. Kohtz:

Pursuant to your phone inquiry of August 7, 1990, I am forwarding you a copy of Section 42-211, Idaho Code. You also asked for an explanation as to why the Department proposed advancing the priority date of the assigned portions of the application.

The second paragraph of Section 42-211 specifically addresses amended applications and reads in part:

"...If the amendment will result in the use of more water than originally asked, the priority of the right shall be changed to the date of said amendment."

As you know, the assigned portions of the application were amended to different places of use and points of diversion. The new locations are as much as 15 miles away from the original locations under the parent filing. Due to the nature of the proposed changes to the original filing, the Department must not only consider whether the amendments would result in additional water use than what was originally proposed, but whether such changes would adversely affect other vested water rights. The Department has proposed that the priority date of the amended applications be advanced because the changes result in additional water use, as well as injury to other vested rights.

On August 8, 1990, Mr. Jim Schaeffer called me concerning the amended applications and the Department's proposal to advance the priority dates. In our conversation, I learned that the new land proposed to be irrigated under the amended applications is dry land. The groundwater source under these amended applications would be a primary source of water for these lands, and not a supplemental source as originally proposed under the parent application. This type of change clearly results in more use of water than originally requested.

Even in cases where a proposed appropriation of water is changed from one supplemental scenario to another, there is no

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AUG 10 1990

guarantee that the proposed amendments would not result in an additional amount of water use than originally proposed. Without having any information concerning amount of use between the original and amended proposals, the Department must presume that there is additional use and advance the priority under the amended application.

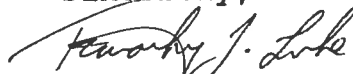
The parent and amended filings before the Department at this time are merely applications, and not vested rights. The State has not granted any authority to the use of water under these filings, nor has any right to a priority date been established either by an approved application or by beneficial use of the water.

Approving an amended application for permit that moves the location of a non-vested right from one location to another with a priority earlier than other vested rights at the new location may cause injury to the holders of those vested rights. In order to guarantee protection to other vested right holders and equitably allocate the water resources of the State, the priority date of this application should be advanced.

I hope this letter has provided sufficient explanation for the Department's proposal to advance the priority dates of the amended applications. If after the application is approved and the applicant feels aggrieved by any decision of the Department concerning the application, the applicant may request a hearing before the Department in accordance with Section 42-1701A(3), Idaho Code, for the purpose of contesting the decision. The applicant may further seek judicial review pursuant to Section 42-1701A(4), Idaho Code, of any final decision of the Department following the hearing.

Enclosed with this letter also is a copy of Section 42-1701A, Idaho Code. Again, please feel free to contact this office if you have additional questions concerning this matter.

Sincerely,



Tim Luke

Sr. Water Resource Agent

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SEP 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

AUGUST 8, 1990

Northside News
Box 468
Jerome, ID 83338

Dear Legal Dept.:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 3, 1990.

Yours truly,

SHARLA CURTIS
Secretary

Encl.

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SEP 20 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08220B

SCHAEFFER, JIM
SCHAEFFER, DAN
RT. 1 BOX 1196
PAUL, ID 83347

Source: GROUNDWATER

Diversion Pt: NESWNE Sec 27 T 08S R 21E

Use: IRRIGATION (1.200 CFS)
Total Diversion: (1.200 CFS)

Date Filed: 2/ 7/ 1990

In: T08S R21E S27 SWNE NWSE SWSE
60.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before SEPTEMBER 3, 1990.

R. Keith Higginson, Director

Published 8/15/1990 & 8/22/1990

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SEP 20 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 30, 1990

Jim, Dan, Janet, Roger, and/or Diane Schaeffer
Rt 1. Box 1196
Paul, ID 83347

RE: Application for Permit No. 36-8220B & 36-8220C

Dear Applicants:

The Department has reviewed the assignments of application no. 36-8220 from Delbert Kohtz and the above referenced amended applications.

The Department proposes to advertise the applications during the third and fourth weeks of August, 1990 (August 15 and 22). If there is a reason the Department should not begin processing of the applications, please advise this office on or before August 8, 1990.

The Department further proposes that approval of the applications will be on the condition that the priority dates of both filings will be advanced to February 7, 1990. This is the Date the Department received the amended applications.

If you have questions concerning this matter, please feel free to contact me directly at 327-7864.

Sincerely,

Tim Luke

Sr. Water Resource Agent

MICROFILMED

SEP 20 1990

06-Apr-1990

DELBERT KOHTZ
RT 1
EDEN ID 83325

Re: Application for Permit No. 36-08220

Dear Mr. Kohntz:

The Department of Water Resources acknowledges receipt of your amended water right application for permit now numbered 36-8220A, B & C. This office also acknowledges receipt of an assignment creating Part 36-08220B to Dan & J. Schaeffer for 1.2 cfs; and assignment creating Part 36-08220C to Janet Schaeffer &/or Roger Schaeffer &/or Jim Schaeffer &/or Diane Schaeffer c/o Jim Schaeffer for 0.40 cfs.

Our State office has requested that the files be forwarded to them for review under the Swan Falls priority date processing procedure. We are sending them on this date.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

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SEP 20 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 9, 1990

Delbert Kohtz
1135 Valley Rd. South
Eden, ID 83325

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OCT 17 1990

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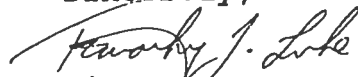
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Sincerely,



Tim Luke

Sr. Water Resource Agent

RECEIVED

OCT 17 1990