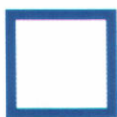
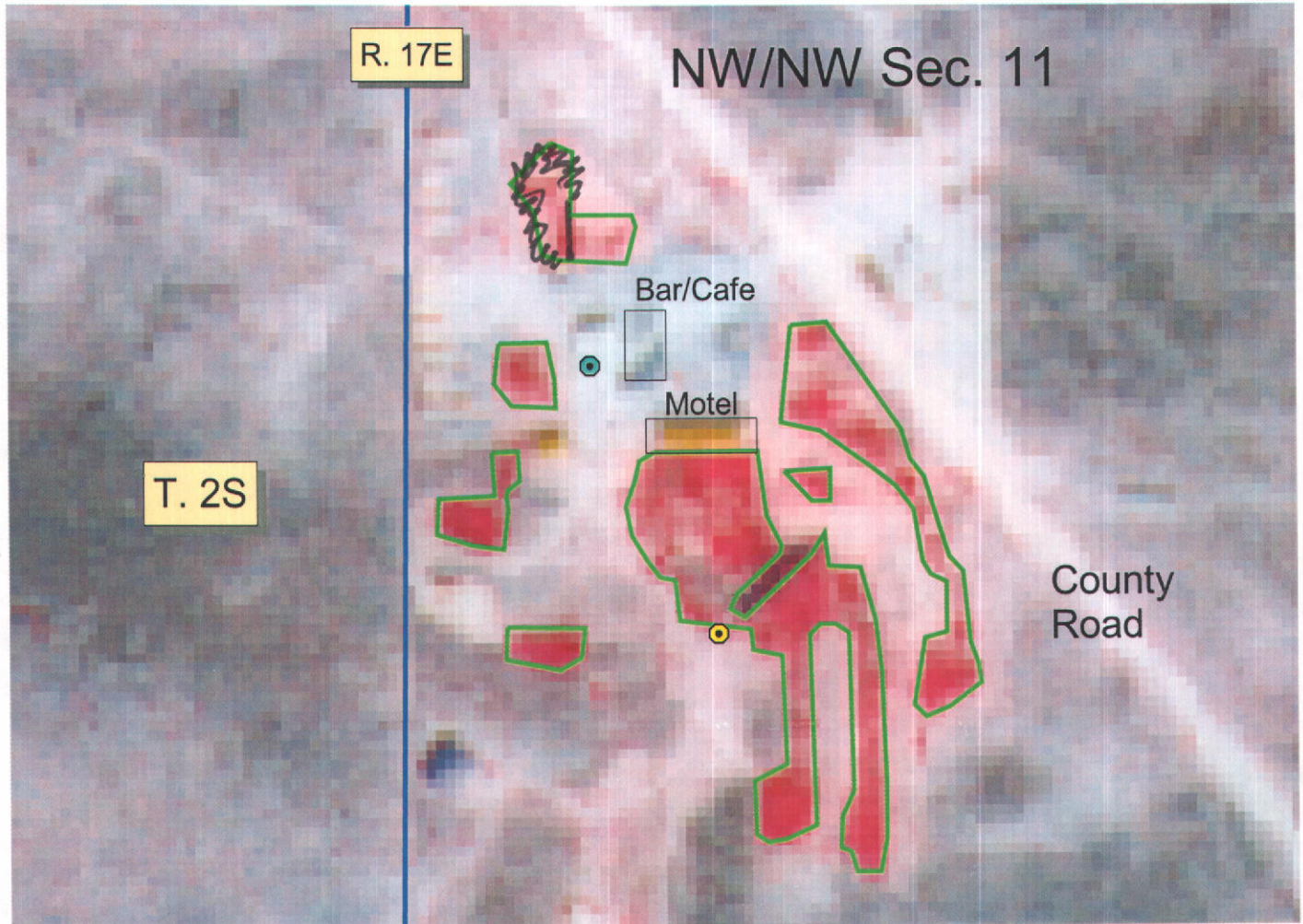


IDAHO DEPARTMENT OF WATER RESOURCES

APP FOR PERMIT - Don & Dorla Farnes



Section Lines



Quarter/Quarter Lines

General Location: West Side of County Road Near West Magic Resort



Domestic/Commercial Well



Irrigation Well



Land Irrigated Since Summer 1987

MICROFILMED

FEB 10 2004

Prepared By J E Stanton 5-20-02

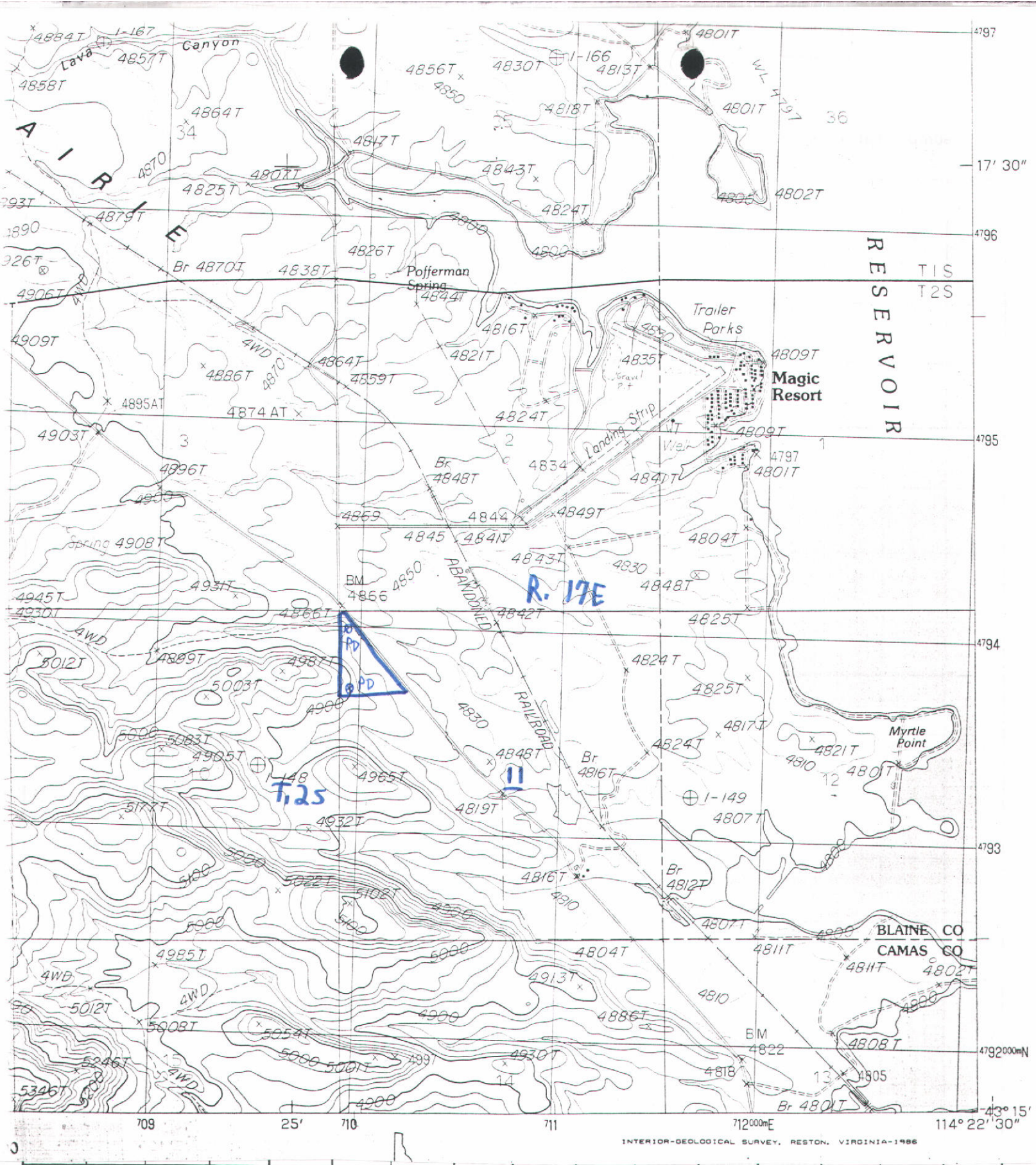
1986/87 NAPP Data



37-20726

MICROFILMED

FEB 10 2004



Scale: 2 inches equal 1 mile.

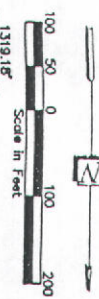
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

MICROFILM

FEB 10 2004

Don J. Farnes
(Applicant)

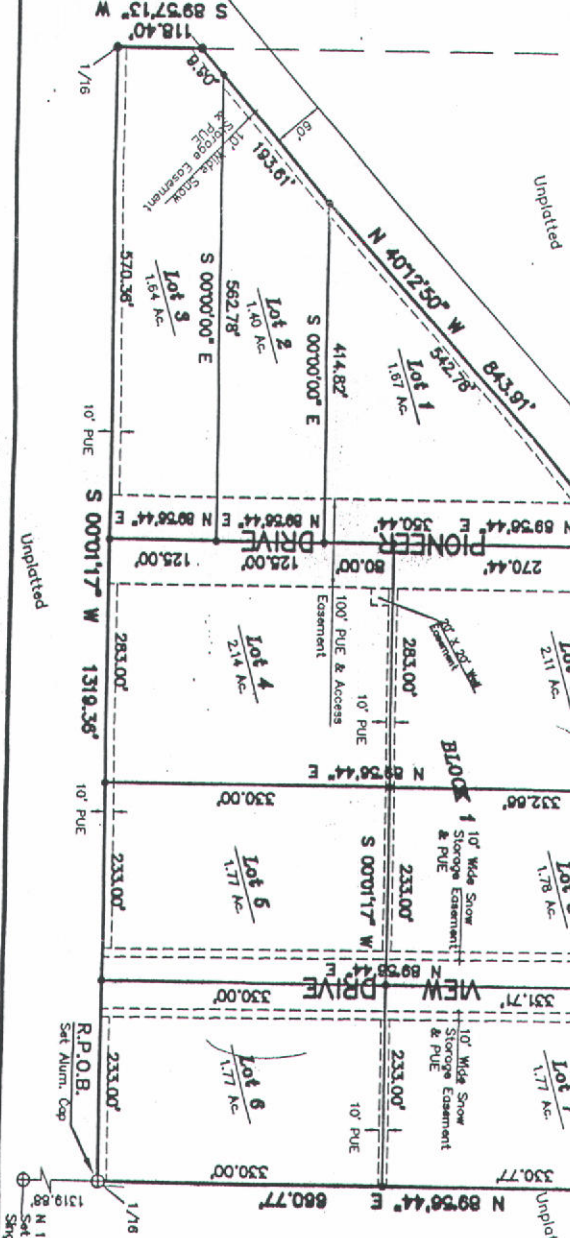
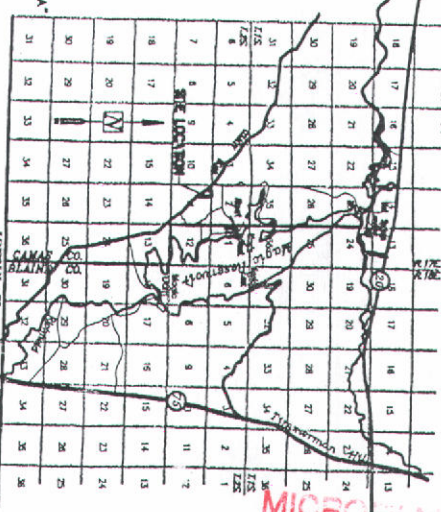
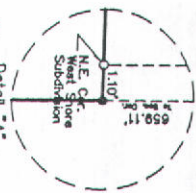
37-20726



W 1/4
Pd. O'g. Stone
Set 5/8" LP.

WEST SHORE ACRES SUBDIVISION
 Located in Section 11, T.25; R.17E., B.M.
 Camas County, Idaho
 March 1996

LEGEND
 Property Boundary
 Easement
 Found Brass Cap
 Set Aluminum Cap
 Found 1 1/2" Rebar
 Set 1 1/2" Rebar
 Found 5/8" Rebar
 Set 5/8" Rebar
 Record Date
 Public Utility Easement



NOTE

1. Proposed roads are to be public and Camas County to maintain.
2. There will be a water well on Lot 4 which will provide water for Lots 1, 2, 3 and 8. There will be no residence on Lot 4.
3. The existing well on Lot 13 provides domestic water for Lots 5, 6, 7 and 8 of this plat.
4. Underground power will be provided for each lot before the sale of any lots.
5. There is a 60' wide riparian easement for Lots 5, 6, 7 and 8, through Lots 10 and 11 of West Shore Subdivision.

HEALTH CERTIFICATE

Sanitary restrictions are required by Idaho Code Title 50, Chapter 13, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

Date: _____ South Central District Health Dept., EHS



SANTEOOTH ENGINEERING
 Civil Engineers and Land Surveyors
 (208) 786-6666
 C:\PROJECTS\3724\3724.DWG 11/11/96

FEB 10 2004

Located in the W¹/₂, NW¹/₄, NW¹/₄ Sec. 11, T. 2N, R. 11E BM.

ELEMENTS

Shore and Hobbie, do hereby certify that the above named person actually appeared before me. Attest my hand and the seal of said court, this 1st day of March 1904.

Steel Post
Car by
USAID
(Set 5/8 Red)

Robt Pedersen

150.00
F001
H00P.E

150.00
Poliph
Pipe

S. 0° 02' E
1322.13

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N. W.
Set 1

This is the central
County, Idaho, in
forming the so
the laws of the 5

Microfilm
FEB 10 2004

CA# 3
I hereby certify that
Idaho Code.

Post
1/5 Reber

I hereby certify that
Box 542 is
 this day of July
 in Book File 1 p
 Instrument No. 1
 Fee 5.00

NOTE: All 4 Boundary Cores set by U.S.B.L.M.
All lot corners set with 24" x 1/2" Rebar.

Scale: 1" = 100'

DEDICATION OF COUNTY ROAD:
The County Road shown on this plan (Westshore Subdivising) is hereby dedicated to the public forever.

The foregoing plot was approved by the County and Superintendent on this date, _____, 1985.

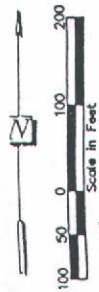
CAMAS COUNTY COMMISSIONERS.

THE FOREGOING HAS DULY ACCEPTED
AND APPROVED BY THE CAMA'S COUNTRY
COMMISSIONERS.

This Party Official - 1985:

H. E. Hild

Wm. Jackson
James M. Smith



WEST SHORE ACRES SUBDIVISION
 Located in Section 11, T.2S., R.17E., B.M.
 Camas County, Idaho
 March 1996

1319.18' S 0702'00" E

W 1/4
 P.O.B. Subdiv
 Set 5/8" LP

1

2

3

WEST SHORE
 SUBDIVISION

7

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WEST SHORE
 SUBDIVISION

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App 37-20726 Looking North From Access Point Along County Road
By J E Stanton April 2002



Same But Looking Northwesterly From Access Road
By J E Stanton April 2002

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App 37-20726 Bar/Café & Homes Looking West From County Road
By J E Stanton April 2002



Same Looking SW Toward Motel, Homes, Irrigation (Motel Behind Boat)
By J E Stanton April 2002

MICROFILMED
FEB 10 2004



App 37-20726 Looking South Along County Road From Access Point
By J E Stanton April 2002



Golf Course Looking Southwest From Facility Access Point
By J E Stanton April 2002

MICROFILMED
FEB 10 2004



37-20726 Golf Course Looking More Southwesterly From Access Point
By J E Stanton April 2002



New Home of Applicants On East Side of County Road
(Not Covered By This Application)
By J E Stanton April 2002

MICROFILMED

FEB 10 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>DAVID L. LOARLA FARNES</u> Address <u>PO BOX 27 SHOSHONE I.</u> Owner's Permit No. <u>37-87-5-029</u>		7. WATER LEVEL Static water level <u>42.5</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>55</u> °F. Quality <u>G-000</u> Describe artesian or temperature zones below.																																																					
2. NATURE OF WORK ☐ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>40 GPM</u></td><td><u>80</u></td><td><u>muddy</u></td></tr><tr><td><u>34 GPM</u></td><td><u>55</u></td><td><u>clear</u></td></tr><tr><td><u>25 GPM</u></td><td><u>42.5</u></td><td><u>clear</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>40 GPM</u>	<u>80</u>	<u>muddy</u>	<u>34 GPM</u>	<u>55</u>	<u>clear</u>	<u>25 GPM</u>	<u>42.5</u>	<u>clear</u>																																								
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td></td><td></td><td></td><td><u>top soil</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td><u>55 65 grey loam</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td><u>65 83 hard loose siltstone</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td><u>83 87 grey siltstone</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td><u>87 90 yellow clay</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td><u>90 138 loose rock & clay</u></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td><u>138 142 hard grey siltstone</u></td><td></td><td></td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No				<u>top soil</u>						<u>55 65 grey loam</u>						<u>65 83 hard loose siltstone</u>						<u>83 87 grey siltstone</u>						<u>87 90 yellow clay</u>						<u>90 138 loose rock & clay</u>						<u>138 142 hard grey siltstone</u>		
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																																							
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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 _____ 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 _____		Thickness	Diameter	From	To	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																						
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6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td>E</td></tr><tr><td>W</td><td>X</td><td></td></tr><tr><td></td><td></td><td>S</td></tr></table> Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Camden</u> _____ 1/4 Sec. _____ T. _____ N/S, R. _____ E/W.		N		E	W	X				S	10. Work started <u>Oct 1, 1987</u> finished <u>Oct 10, 1987</u>																																												
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		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>DAG DRILLING</u> Firm No. <u>17</u> Address <u>PO BOX 27 SHOSHONE</u> Date <u>Oct 12, 1987</u> Signed by (Firm Official) <u>David L. Farnes</u> and (Operator) <u>David L. Farnes</u>																																																					

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

RECEIVED

MAY 15 2002

Department of Water Resources
Southern Region

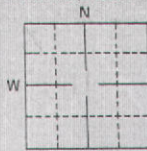
MICROFILMED

FEB 10 2004

Invis. Well

37-20726

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Don Farnes</u> Address <u>PO BOX 207</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>115</u> 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.																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		10. Work started <u>7/12/84</u> finished <u>7/16/84</u>																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ Thickness _____ inches Diameter _____ inches From _____ feet To _____ feet Was casing drive shoe used? ☐ Yes ☐ No Was a packer or seal used? ☐ Yes ☐ No Perforated? ☐ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches Number _____ 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 _____ 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 _____		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name _____ Firm No. _____ Address _____ Date <u>June 30, 89</u> Signed by (Firm Official) _____ and (Operator) <u>David York</u>																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Camas CO.</u> <u>NW 1/4 NW 1/4 Sec. 11, T. 25 N/S, R. 17 E/W.</u>																																																																																																																																																																																																																																																																																																																																																																																																																																																																																	

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

RECEIVED

MAY 15 2002

Department of Water Resources
Southern Region

Lodge & Domestic

MICROFILMED

FEB 10 2004 37-20726

RECEIVED

JAN 06 2004

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 37-20736 Telephone No. 487-3636
2. Name of Permit Holder(s): Don & Daryl Farnes & West Shore Sub Homeowners Assn.
3. Mailing Address: PO Box 207
City Shoshone State ID Zip 83352
4. Source of Water: Ground Water If GROUNDWATER (well), Date Drilled: mo. / yr. 1984
Well Driller: Elsing Drilling Co. Drilling Permit Number:
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 7 Stockwater (No. and type of stock):
Irrigation (No. of acres): 2.4 Other: Commercial - bar/restaurant/motel
6. Total rate of diversion and/or volume for which proof is submitted: 0.15 cfs OR acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes or No ✓
Has the measuring device been installed? Yes or No ✓
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Don Farnes Telephone Number: 487-3636
Address: Same as above
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:

(include your title, if on behalf of company or organization)

Date:

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FEB 10 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-20726

Priority: October 26, 1989

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 10.0 AF

This is to certify, that DON J FARNES And/Or DORLA FARNES
And/Or WEST SHORE SUBDIVISION HOMEOWNERS ASSN
PO BOX 207
SHOSHONE ID 83352

have applied for a permit to appropriate water from:

Source: GROUND WATER

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>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.08 CFS	4.2 AF
IRRIGATION	06/01 to 09/30	0.07 CFS	4.2 AF
COMMERCIAL	01/01 to 12/31	0.08 CFS	1.6 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 11, Twp 02S, Rge 17E, B.M. for no more than 0.08 cfs
GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 11, Twp 02S, Rge 17E, B.M. for no more than 0.07 cfs
CAMAS County

PLACE OF USE: DOMESTIC and COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S 17E 11						X											

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S 17E 11							2.4										2.4

Total Acres: 2.4

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 01, 2004**.
2. Subject to all prior water rights.
3. Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
5. This right does not authorize the irrigation of land not previously irrigated.
6. Commercial use is for a lodge/bar/restaurant and a 5-unit motel.
7. Place of domestic use is located within Lots 1-3 and Lots 5-8, West Shore Subdivision.

MICROFILMED

FEB 10 2004

State of Idaho
Department of Water Resources**Permit to Appropriate Water**

NO. 37-20726

8. The right holder shall install a suitable measuring device and report use pursuant to 42-701 of the IDAHO CODE or fully comply with the agreement described below to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law. Said separate agreement includes conditions such that:
 - The well supplying the pond system and irrigation water for the golf course shall be limited to the irrigation of 2.4 acres, a maximum instantaneous diversion rate of 30.7 gpm (0.07 cfs), a maximum daily diversion volume of 11,052 gallons per day, and a maximum annual diversion volume of 4.14 af.
 - The well supplying the lodge, motel and domestic uses shall be limited to a maximum instantaneous diversion rate of 36.2 gpm (0.08 cfs).
 - The commercial uses are limited to a maximum daily diversion volume of 8370 gallons per day, and a maximum annual diversion volume of 1.56 af.
 - The wells and/or water systems shall not be modified in such a way as to increase the total diversion rate to more than the sum of the limits listed above.
 - The right holder agrees to install new electric power meters and modify the wiring as necessary such that each well will have an independent power meter. The right holder agrees to bear the cost of this modification.
 - The right holder and protestants agree to have an engineer develop a relationship between power consumption and volume diverted from the wells. Such work shall be conducted to Department standards. The right holder and protestants agree to equally split the cost of said engineering. (Engineer shall submit a copy of report of evaluation of power use and water consumption relationship to the Department, right holder and protestants.)
 - Beginning July 1, 2003 the right holder shall annually (no later than January 31 of each year for the previous year) report water use using the relationship of power use - water volume relationship established by the engineering report described above. The annual report shall include copies of relevant power bills or power use to the Department for potential regulation by the Department or inspection of the protestants.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
11. Point of diversion for domestic and commercial uses is located within Lot 14, West Shore Subdivision.
12. Failure of the right holder to comply with any condition of approval is cause for the Director to void this permit.
13. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
14. Any license issued by IDWR pursuant to the right 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.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 15th day of December, 2003.


KARL J DREHER, Director

FEB 4 0 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

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NOV 28 2002

Department of Water Resources

1. Name: DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

&/OR

DON J FARNES
PO BOX 207
SHOSHONE ID 83352
(208)487-3236

&/OR

WEST SHORE SUB. HOMEOWNERS ASSN.
PO BOX 207
SHOSHONE ID 83352
(208) 487-3636

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MAY 29 2002
Department of Water Resources
Southern Region

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER	NW1/4NW1/4NW1/4	Sec. 11, Twp 02S, Rge 17E, B.M.
CAMAS County		
#2 GROUND WATER	SW1/4NW1/4NW1/4	Sec. 11, Twp 02S, Rge 17E, B.M.
CAMAS County		

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u> <u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.08 CFS	
IRRIGATION	06/01 to 09/30	0.07 CFS	
COMMERCIAL	01/01 to 12/31	0.08 CFS	

5. Total quantity to be appropriated is: 0.15 CFS

6. Proposed diverting works:

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FEB 10 2004

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: **COMMERCIAL/DOMESTIC WELL, 3 HP MOTOR, PUMP, BURIED MAINLINES**

- b. Height of storage dam _____ feet;
 Active reservoir capacity _____ acre-feet;
 Total reservoir capacity _____ acre-feet;
 c. Proposed well diameter is _____ inches;
 Proposed depth of well is _____ feet.
 d. Is ground water with a temperature of greater than 85F being sought?
 e. If well is already drilled, when? _____;
 Drilling Firm _____;
 Drilling Permit No. _____.

POINT OF DIVERSION #2

a. Type and size of devices used to divert water from the source: **IRRIGATION WELL, 1 HP MOTOR, OPEN DISCHARGE TO POND, RE-LIFT PUMP FROM POND TO BURIED SPRINKLER SYSTEM**

- b. Height of storage dam _____ feet;
 Active reservoir capacity _____ acre-feet;
 Total reservoir capacity _____ acre-feet;
 c. Proposed well diameter is _____ inches;
 Proposed depth of well is _____ feet.
 d. Is ground water with a temperature of greater than 85F being sought?
 e. If well is already drilled, when? _____;
 Drilling Firm _____;
 Drilling Permit No. _____.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	17E	11																	

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FEB 10 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
02S 17E 11	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	2.4

Total Acres: 2.4

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
02S 17E 11	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

System was developed and in use by November of 1987. The subdivision consists of 7 lots, with a buried water line running along each lot; 4 homes have been built and occupied. All outside watering is done with the irrigation well, which serves a 9-hole golf course. The wells are connected for emergency purposes, but have only been used for the primary purposes so far.

11. Map of proposed point of diversion and place of use attached? ☐

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


Applicant

Received by Jeff Stanton Date 7-9-02 Time 8:55am Preliminary check by JS
Publication prepared by MB Date 7/10/02 Published in Camas Courier
Publication approved _____ Date _____

MICROFILM

FEB 10 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

Receipt No. S010302

Date: 10-26-1987

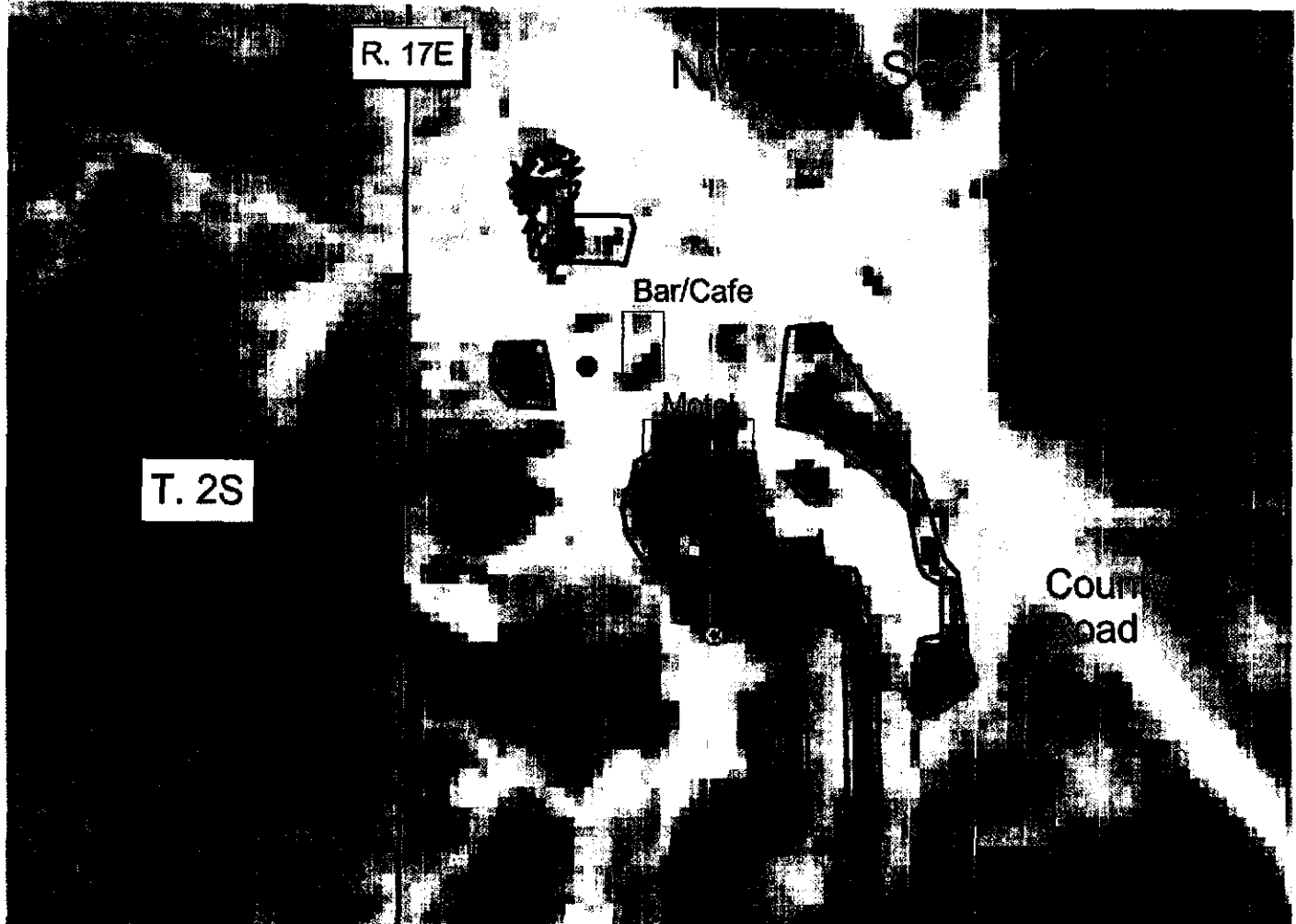
Received by: J

MAILED 10/27

FEB 10 2003

IDAHO DEPARTMENT OF WATER RESOURCES

APP FOR PERMIT - Don & Dorla Farnes



Section Lines



Quarter/Quarter Lines

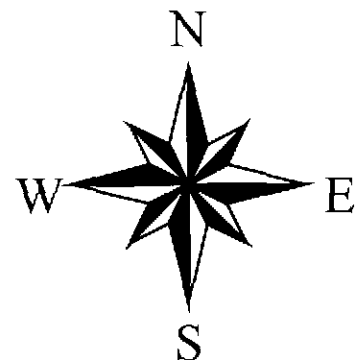
General Location: West Side of County Road Near West Magic Resort

● Domestic/Commercial Well

⊙ Irrigation Well



Land Irrigated Since Summer 1987



Prepared By J E Stanton 5-20-02

1986/87 NAPP Data

37-20726

11/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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MAY 07 2002

Department of Water Resources
Southern Region

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

I, Don J. &/or Dorla Farnes, hereby assign to Don J. &/or Dorla Farnes &/or
of, West Shore Sub. Homeowners' Assn. c/o Don Farnes
(Full Address) PO Box 207, Shoshone, ID 83352 (Phone)

All my right, title, and interest in and to Application for Permit No. 37-8580 (37-20726)
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Application for
Permit No. _____ to appropriate the public waters of the State of Idaho.

(Describe portion of the application for permit assigned, listing the number of acres in each 40 acre
subdivision, point of diversion location, and amount of the water in cubic feet per second.)

Made this _____ day of _____, 20____.

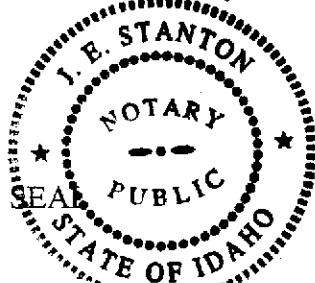
Don J Farnes
Applicant(s)

State of Idaho)

)ss

County of _____)

On this 7th day of May, 2002, personally appeared before me the signer(s) of the above
instrument, who duly acknowledged to me that he (she) (they) executed the same.



J E Stanton
Notary Public residing at

Twin Falls, ID

My commission expires: _____

Received By: J E Stanton
Receipt # 5024905

MAY 07 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Re-numbered
SF
37-20726
Ident. No. 37-08580

1. Name of applicant Don J. &/or Dorla Farnes Phone 487-3636

Post office address P. O. Box 207, Shoshone, ID 83352

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____

Sec. 11 Township 2S Range 17E B.M. Camas County; additional

points of diversion if any: SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 11 T. 2S R. 17E

4. Water will be used for the following purposes:

Amount 0.20 cfs for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.15 cfs for Irrigation purposes from Jun 1 to Sep 30 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 cfs for Domestic purposes from Jan 1 to Dec 31 (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) 0.20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Main well & backup well. Pipeline to pond, relift pump from pond for irrigation.

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 6 inches; proposed depth of well is 100 & 300 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 five years (minimum 1 year).

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FEB 10 2004

Irrigation - 5-acre golf course

- ponding place of use below. See instructions for standard symbols.

5 Total number of acres to be irrigated

- need to be enlarged for more water.



REC-100
FEB 19 2000

Application for permit to appropriate the public waters of

Don J. Farnes
(Applicant)

APPROVED
7/10/02

e. Other:

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.

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.

_____, 19____

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

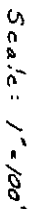
Received by <u>Jeffrey</u>	Date <u>10-26-89</u>	Time <u>2:25 pm</u>	Preliminary check by <u>DRJ</u>
Fee \$ <u>80.00</u>	Received by <u>Jeffrey</u>	# <u>5010302</u>	Date <u>10-26-89</u>
Publication prepared by <u>Jim</u>	Date <u>7/10/02</u>	Published in <u>Canner Review</u>	
Publication approved	Date _____		

July 29, 1925

State of Idaho, do hereby certify,
that the within and foregoing is a check
correctly prepared, drawn on the
Treasury of the United States,
and is payable to the individual described
as the owner hereon to me that they
are true to the certificate found when working.
at Idaho Falls, Idaho

S. 0° 0 E.
1322.19

U.S. N.Y. (5-1)



THE FOREGOING PLAN HAS DULY ACCEPTED
AND APPROVED BY THE CANAL COUNTY
COMMISSIONERS.

THIS DEED Dated July 1885:
of the 1885
of the 1885
of the 1885
of the 1885

The foregoing plot was approved by the County and Superintendent on this date, 11/11/85, 1985.

CA# :
1 hereby certifi,
Idaho Code.

I hereby certify, on
Box File
this day of Nov
in Book File 1,
Instrument No. _____
Page 5
File _____

This is the evening
County, Idaho, in
for meeting me &
the laws of the

MIC
 FEB 2004
 The foregoing is
 accepted this 2-
 20-04-2004
 Zing Comers



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 2, 2004

DON J FARNES
DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO 37-20718 & 37-20726

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use forms submitted for the above referenced permits. I am enclosing copies of the proofs you filed. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial uses.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **Southern Regional Office** of the department in Twin Falls at (208) 736-3033.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosures
c: IDWR - Regional Office

Michigan
FEB 10 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-20726

Reviewed By: dgibson

Date: January 30, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		S010302, S026362	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?	X	
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		01/06/2004
Date proof due	-	03/01/2004
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	10/26/1989
New priority date	=	10/26/1989

Deficiencies of Actions Items

Acknowledge proof. Measurement requirement can be met using power records.

December 31, 2003

DON J FARNES
DORLA FARNES
WEST SHORE SUBDIVISION HOMEOWNERS ASSN
PO BOX 207
SHOSHONE, ID 83352

PROOF DUE NOTICE

RE: PERMIT NO. 37-20726

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 March 01, 2004. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

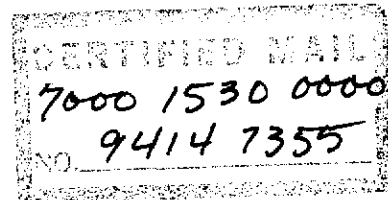
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



MICROFILMED
FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 15, 2003

DON J FARNES
DORLA FARNES
WEST SHORE SUBDIVISION HOMEOWNERS ASSN
PO BOX 207
SHOSHONE ID 83352

RE: Permit No. 37-20726

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

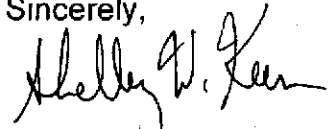
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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FEB 10 2004

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink, appearing to read "Shelley W. Keen". The signature is fluid and cursive, with the first name "Shelley" being more prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

cc: ALONZO B LEA VELL

MICROFILMED

FEB 19 2004

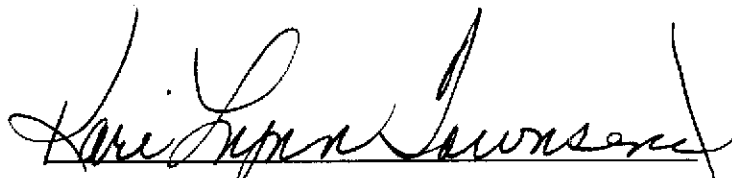
CERTIFICATE OF SERVICE

I hereby certify that on December 15, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 37-20726

DON J FARNES
DORLA FARNES
WEST SHORE SUBDIVISION HOMEOWNERS ASSN
PO BOX 207
SHOSHONE ID 83352

ALONZO B LEA VELL
PO BOX 54
GOODING ID 83330-0054

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

Kari Lynn Townsend
Secretary

MICROFILMED
FEB 16 2004

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICRO
FEB 18 2005

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MAILED
SEP 16 2004

Comment Report

37-20726

1. jstanton 7/9/2002 10:00:22 AM Special Administration Area Notes

Comment: Special Administration Areas : Big Wood River GWMA

Exempt: Y

Reason:

Doc Attached: Y

Explanation: System developed before gwma was designated

2. jstanton 7/9/2002 10:24:59 AM Additional Information Supporting Application

Comment:

Evidence of Pre-1987 development: Attached

3. jstanton 7/9/2002 Initial Review

Comment: I have visited this property and worked with the applicants to make the application fit the evidence showing what was there in 1987. Some of the land that appears to be irrigated is just natural grass supported by what little rainfall hits the area. The well logs, pump data, and GIS data appear to verify that development occurred before the SRBA and before the area was designated as a groundwater management area, so the permit appears to be approvable. The application may be protested, so I did not request that the applicants file proof of beneficial use at this time. I talked to Sharla Curtis this am, and she said that she would remove 37-8580 from the database in favor of 37-20726. I did not realize that 8580 was already in the database when I entered the application, so it got the new number.

4. ameritt 11/14/2003 recommendation

Comment: This application is made to record pre-1987 development. The application was advertised and protested. Protests have been withdrawn based on agreement among parties. Recommend approval per conditions per enclosed draft approval.

5. ameritt 11/17/2003 Issue as preliminary order

Comment: The agreement to resolve the protest does not appear to address the use of the well for domestic purposes. Also the timeline for completion for certain items has not been met. I have drafted the conditions of approval as best as I can interpret the agreement. The approval should be submitted to all parties to allow their review.

6. kwalker 12/3/2003 Proof of Beneficial Use Date

Comment: Have recommended the proof of beneficial use be submitted 90 days after approval of application. This is due to pre-87 development.

MICROFILM

FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Department of Water Resources

RECEIVED
NOV 12 2003

November 10, 2003

CHARLES G. BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

DON J. &/OR DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

Re: Applications for Permit No. 37-20706 and 37-20718

Ladies and Gentlemen:

This office acknowledges receipt of the Settlement Agreement regarding the above referenced applications.

Since the issue of the protests has been resolved, the Department is now prepared to proceed with the normal processing of the applications which includes regional review prior to being forwarded to our State Office.

The Department will continue review of the applications without further contact with the protestants unless information is requested; they have been so informed by copy of this letter.

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

Very truly yours,

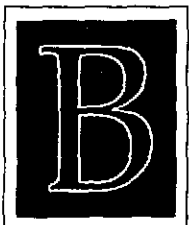
Allen D. Merritt, P.E.
Southern Region Manager

AM:mb
cc:

ART BROCKRAGE INC &
ALONZO B. LEA VELL
PO BOX 54
GOODING ID 83330

MICROFILMED

FEB 10 2004



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

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OCT 29 2003

Department of Water Resources
Southern Region

October 28, 2003

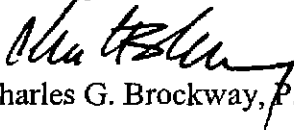
Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Withdrawal of protest / 37-20726 and 37-20718

Dear Allen:

Enclosed are protest withdrawal agreements for the above-referenced permit applications. The agreements have been executed by Donna Rose (for Art Brokerage, Inc.), Lonnie Leavell, and Don Farnes. The agreements contain several stipulations regarding limitations on flow rate and volume, and measuring and reporting requirements. Please make the agreements a direct part of the permit approvals so that the stipulations will be enforceable.

Sincerely,


Charles G. Brockway, P.E.

Enc.

cc: Lonnie Leavell
Don Farnes

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

10/29/03

FEB 10 2004

RECEIVED

OCT 29 2003

Department of Water Resources
Southern Region

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF APPLICATION FOR PERMIT)
37-20726 IN THE NAME OF DON J. AND/OR DORLA)
FARNES) **AGREEMENT FOR**
WITHDRAWAL
OF PROTEST

This Agreement is made effective this 11th day of June, 20 03 by and between the following parties:

PROTESTANTS: Art Brokerage, Inc., Donna Rose, President
Alonzo B. LeaVell

APPLICANT: Don J. and/or Dorla Farnes

1. Protestants hereby withdraw their protest against application for permit number 37-20726, and agree to assert no further opposition to this administrative proceeding, subject to the conditions outlined in paragraph (2).
2. As conditions of the protest withdrawal, applicant agrees to the following:
 - a. The well supplying the pond system and irrigation water for the golf course shall be limited to the irrigation of 2.4 acres, a maximum instantaneous diversion rate of 30.7 gpm (0.068 cfs), a maximum daily diversion volume of 11,052 gallons per day, and a maximum annual diversion volume of 4.14 acre-feet.
 - b. The well supplying the lodge, motel, and RV park shall be limited to a maximum instantaneous diversion rate of 36.2 gpm (0.081 cfs), a maximum daily diversion volume of 8370 gallons per day, and a maximum annual diversion volume of 1.56 acre-feet.
 - c. The wells and/or water systems shall not be modified in such a way as to increase the total diversion rate or volume to more than the sum of the amounts in paragraphs 2(a) and 2(b).
 - d. Prior to July 1, 2003, Applicant agrees to install new electric power meters and modify the wiring as necessary such that each well will have an independent power meter. Applicant agrees to bear the cost of this modification.

MICROFILMED

FEB 10 2004

Art Brokerage, Inc., Protestant:

Donna Rose 6/11/03
Signature Date
DONNA ROSE
Name
President
Title

Alonzo B. Leavell, Protestant:

Alonzo B. Leavell 6/11/03
Signature Date

Name

Title

Don J. and/or Dorla Farnes, Applicant:

Don J. Farnes 6/11/03
Signature Date

Name

Title

MICROFILMED
FEB 10 2004

RECEIVED
OCT 29 2003
Department of Water Resources
Southern Region

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF APPLICATION FOR PERMIT) AGREEMENT FOR
37-20718 IN THE NAME OF DON J. AND/OR DORLA) WITHDRAWAL
FARNES) OF PROTEST

This Agreement is made effective this 11th day of June, 20 03 by and between the following parties:

PROTESTANTS: Art Brokerage, Inc., Donna Rose, President
Alonzo B. LeaVell

APPLICANT: Don J. and/or Dorla Farnes

1. Protestants hereby withdraw their protest against application for permit number 37-20718, and agree to assert no further opposition to this administrative proceeding, subject to the conditions outlined in paragraph (2).
2. As conditions of the protest withdrawal, applicant agrees to the following:
 - a. The well supplying the subdivision shall not be used for irrigation except up to 0.5 acre associated with each residence, and shall be limited to a maximum instantaneous diversion rate of 36.2 gpm (0.081 cfs), a maximum daily diversion volume of 20,000 gallons per day, and a maximum annual diversion volume of 9.60 acre-feet.
 - b. The wells and/or water systems shall not be modified in such a way as to increase the total diversion rate or volume to more than the sum of the amounts in paragraphs 2(a) and 2(b).
 - c. Prior to July 1, 2003, Applicant and Protestant agree to have an engineer develop a relationship between power consumption and volume diverted from the well. Such work shall be conducted to Idaho Department of Water Resources standards. Applicant and Protestant agree to equally split the cost of said engineering.
 - d. Beginning July 1, 2003, Applicant shall use the power-volume relationship developed pursuant to Paragraph 2.c. to record the total volume diverted on a monthly basis and shall report the data annually, no later than January 31 of each year for the previous year, to the Idaho Department of Water Resources, and shall submit with the report copies of monthly power bills for the previous year.

NOTED

OCT 15 2004

- e. Prior to July 1, 2003, Applicant and Protestant agree to have an engineer develop a relationship between power consumption and volume diverted from each of the two wells. Such work shall be conducted to Idaho Department of Water Resources standards. Applicant and Protestant agree to equally split the cost of said engineering.
- f. Beginning July 1, 2003, Applicant shall record the flow rate and total volume on a monthly basis and report the data annually, no later than January 31 of each year for the previous year, to the Idaho Department of Water Resources, *and shall submit with the report copies of monthly power bills for the previous year.*

Art Brokerage, Inc., Protestant:

Donna Rose 6/11/03
Signature Date

DONNA ROSE
Name

Title

Alonzo B. Leavell, Protestant:

Alonzo B. Leavell 6/11/03
Signature Date

Name

Title

Don J. and/or Dorla Farnes, Applicant:

Don J. Farnes 6/11/03
Signature Date

Name

Title

MICROFILMED

FEB 10 2004

ASSISTED BY:

ROSTER OF ATTENDANCE

[illegible]

FILE PROGRESS SUMMARY

APPLICANT: Farnes / West Shore Subdiv. WATER RIGHT NO. 37-20726
(previously 77-8580)

Farnes / West Shore Subdiv

37-20726

(previously 77-8580)

[illegible]

10/26

Farnes, Jan/Dorla

SF

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

Re-numbered 37-20726

INITIAL REVIEW BY DR DATE 12/6 APPLICATION NUMBER 37-08580REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

Date Requested _____

SEND COPIES TO _____ Idaho Dept. of Health & Welfare _____ U.S. BLM
 _____ Idaho Dept. of Fish & Game _____ U.S. Forest Service
 _____ Idaho Dept. of Lands _____ Water District
 _____ Adjudication Bureau Unit _____ Other

☐ Yes ☐ No Affidavit of publication received
☐ Yes ☐ No Application published correctly. If not, record action taken.

<u> </u>	<u>Yes</u>	<u>No</u>	Publication dates & paper, recorded on application
<u> </u>	<u>Yes</u>	<u>No</u>	Protests received
<u> </u>			Final date for protest _____
<u> </u>	<u>Yes</u>	<u>No</u>	Protests, dates, resolution of protest, recorded on application
<u> </u>	<u>Yes</u>	<u>No</u>	Recommendations attached
<u> </u>	<u>Yes</u>	<u>No</u>	Measuring device required
<u> </u>	<u>Yes</u>	<u>No</u>	Access port required
<u> </u>	<u>Yes</u>	<u>No</u>	Will water be delivered by watermaster? If yes, what Dist. _____
<u> </u>	<u>Yes</u>	<u>No</u>	Special conditions of approval or cover letter below.

See below for additional information

Date of priority recommended 10/26/1989

By [Signature] Date 11/19/89

By _____ See below for additional information
Date _____

ADDITIONAL INFORMATION



www.idahopower.com

Questions? Contact us at:
P.O. Box 30, Boise, ID 83721
Or call us at 388-2323 (Treasure Valley)
or (800) 488-6151
For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 01/02/2003
Print Date: 01/03/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 01/29/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	11/29/02 12/30/02	31	Regular	34324 34562	1	238

Commercial
Rate Schedule
I07

11/29/2002 - 12/30/2002 31 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 238 kWh @ \$0.07689 per kWh \$18.30
Conservation Program Funding Charge \$0.07

Current Charges - Electric Service..... \$20.88

Average
Daily Use
Comparison

This Month This Year:	This Month Last Year: *
Days = 31	Days = 30
kWh Billed = 238	kWh Billed = 269
kWh per Day = 7.6	kWh per Day = 8.9

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation
kW = Kilowatt
* Available after 12 months of service at this location.

RECEIVED
NOV 14 2003
Department of Water Resources
Boise Region



www.idahopower.com

Questions? Contact us at:
P.O. Box 30, Boise, ID 83721
Or call us at 388-2323 (Treasure Valley)
or (800) 488-6151
For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 01/31/2003
Print Date: 02/01/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 02/27/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	12/30/02 01/29/03	30	Regular	34562 34821	1	259

Commercial
Rate Schedule
I07

12/30/2002 - 01/29/2003 30 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 259 kWh @ \$0.07689 per kWh \$19.91
Conservation Program Funding Charge \$0.08

Current Charges - Electric Service..... \$22.50

Average
Daily Use
Comparison

This Month This Year:	This Month Last Year: *
Days = 30	Days = 32
kWh Billed = 259	kWh Billed = 287
kWh per Day = 8.6	kWh per Day = 8.9

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation
kW = Kilowatt
* Available after 12 months of service at this location.



www.idahopower.com

Questions? Contact us at:
P.O. Box 30, Boise, ID 83721
Or call us at 388-2323 (Treasure Valley)
or (800) 488-6151
For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 03/03/2003
Print Date: 03/04/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 03/31/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	01/29/03 02/27/03	29	Regular	34821 35058	1	237

Commercial
Rate Schedule
I07

01/29/2003 - 02/27/2003 29 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 237 kWh @ \$0.07689 per kWh \$18.22
Conservation Program Funding Charge \$0.07

Current Charges - Electric Service..... \$20.80

Average
Daily Use
Comparison

This Month This Year:	This Month Last Year: *
Days = 29	Days = 30
kWh Billed = 237	kWh Billed = 270
kWh per Day = 8.1	kWh per Day = 9.0

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation
kW = Kilowatt
* Available after 12 months of service at this location.

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FEB 10 2004

Service Agreement No: 2098587443

Next Read Date: 04/29/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	02/27/03 03/31/03	32	Regular	35058 35251	1	193

Commercial
Rate Schedule
107

02/27/2003 - 03/31/2003 32 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 193 kWh @ \$0.07689 per kWh \$14.84
Conservation Program Funding Charge \$0.06

Current Charges - Electric Service..... \$17.41

Service Agreement No: 2098587443

Next Read Date: 05/29/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	03/31/03 04/29/03	29	Regular	35251 35398	1	147

Commercial
Rate Schedule
107

03/31/2003 - 04/29/2003 29 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 147 kWh @ \$0.07689 per kWh \$11.30
Conservation Program Funding Charge \$0.05

Current Charges - Electric Service..... \$13.86

Average
Daily Use
Comparison

This Month This Year:	This Month Last Year: *
Days = 29	Days = 29
kWh Billed = 147	kWh Billed = 133
kWh per Day = 5.0	kWh per Day = 4.5

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation
kW = Kilowatt
* Available after 12 months of service at this location.

Service Agreement No: 2098587443

Next Read Date: 06/27/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	04/29/03 05/29/03	30	Regular	35398 35755	1	357

Commercial
Rate Schedule
107

Prorated 04/30/03 - 05/15/03 16 days - 16.04 \$0.00
Customer Charge, per meter per month \$1.34
Energy Charge 357 kWh @ \$0.07689 per kWh \$14.64
Conservation Program Funding Charge \$0.06
Prorated 05/16/03 - 05/29/03 14 days - 12.57 \$0.00
Customer Charge, per meter per month \$1.17
Energy Charge 357 kWh @ \$0.068126 per kWh \$11.35
Conservation Program Funding Charge \$0.05

Current Charges - Electric Service..... \$28.61

Service Agreement No: 2098587443

Next Read Date: 07/29/2003

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For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 07/31/2003
Print Date: 08/01/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 08/27/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	06/27/03 07/29/03	32	Regular	37522 39670	1	2148

Commercial
Rate Schedule
107

06/27/2003 - 07/29/2003 32 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 2,148 kWh @ \$0.068126 per kWh \$146.33
Conservation Program Funding Charge \$0.68

Current Charges - Electric Service.....\$149.52

Average
Daily Use
Comparison

This Month This Year:	This Month Last Year: *
Days = 32	Days = 32
kWh Billed = 2148	kWh Billed = 2022
kWh per Day = 67.1	kWh per Day = 63.1

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation
kW = Kilowatt
* Available after 12 months of service at this location.



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or (800) 488-6151
For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 08/29/2003
Print Date: 08/30/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 09/26/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	07/29/03 08/27/03	29	Regular	39670 41677	1	2007

Commercial
Rate Schedule
107

07/29/2003 - 08/27/2003 29 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 2,007 kWh @ \$0.068126 per kWh \$136.73
Conservation Program Funding Charge \$0.63

Current Charges - Electric Service.....\$139.87

Average
Daily Use

This Month This Year:	This Month Last Year: *
Days = 29	Days = 30

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation



www.idahopower.com

Questions? Contact us at:
P.O. Box 30, Boise, ID 83721
Or call us at 388-2323 (Treasure Valley)
or (800) 488-6151
For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 09/30/2003
Print Date: 10/01/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 10/28/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	08/27/03 09/26/03	30	Regular	41677 43057	1	1380

Commercial
Rate Schedule
107

08/27/2003 - 09/26/2003 30 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 1,380 kWh @ \$0.068126 per kWh \$94.01
Conservation Program Funding Charge \$0.43

Current Charges - Electric Service.....\$96.95



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Questions? Contact us at:
P.O. Box 30, Boise, ID 83721
Or call us at 388-2323 (Treasure Valley)
or (800) 488-6151
For faster service please call
Tuesday through Friday, 7:30 a.m. to 6:30 p.m.

Customer Name: DON J FARNES
Account Number: 9303551515
Billing Date: 10/30/2003
Print Date: 10/31/2003

Page: 2 of 2

Service Agreement No: 2098587443

Next Read Date: 11/28/2003

Service Location: WS ACRES DMWL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002110849196	09/26/03 10/28/03	32	Verified	43057 43719	1	662

Commercial
Rate Schedule
107

09/26/2003 - 10/28/2003 32 days \$0.00
Customer Charge, per meter per month \$2.51
Energy Charge 662 kWh @ \$0.068126 per kWh \$45.10
Conservation Program Funding Charge \$0.21

Current Charges - Electric Service.....\$47.82

Average
Daily Use
Comparison

This Month This Year:	This Month Last Year: *
Days = 32	Days = 29
kWh Billed = 662	kWh Billed = 194
kWh per Day = 20.6	kWh per Day = 6.6

CR = Credit BLC = Basic Load Capacity
kWh = Kilowatt-hour G = Generation
kW = Kilowatt
* Available after 12 months of service at this location.

MICHAEL

FEB 10 2004

Service Agreement No: 1526565594

Non-Utility Service Agreement	07/31/2003 - 07/31/2003 1 day	\$0.00
	\$30.00 BASE UNDERGROUND CHARGE	\$30.00
	\$1.05 X 15' OF 1 OT WIRE	\$15.75
Current Charges - Other Charges		\$45.75

Service Agreement No: 2660600546

Next Read Date: 09/26/2003

Service Location: WS LODGE DOM WELL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002116883349	07/29/03 08/27/03	29	Regular	387 772	1	385

Service Agreement No: 2660600546

Next Read Date: 10/28/2003

Service Location: WS LODGE DOM WELL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002116883349	08/27/03 09/26/03	30	Regular	772 1125	1	353

Commercial Rate Schedule 107

08/27/2003 - 09/26/2003 30 days	\$0.00
Customer Charge, per meter per month	\$2.51
Energy Charge 353 kWh @ \$0.068126 per kWh	\$24.05
Conservation Program Funding Charge	\$0.11

Service Agreement No: 2660600546

Next Read Date: 11/28/2003

Service Location: WS LODGE DOM WELL/SHOSHONE, ID

Meter Number	Service Period From To	Number of Days	Reading Type	Meter Readings Previous Current	Meter Constant	kWh Used
002116883349	09/26/03 10/28/03	32	Regular	1125 1263	1	138

Commercial Rate Schedule 107

09/26/2003 - 10/28/2003 32 days	\$0.00
Customer Charge, per meter per month	\$2.51
Energy Charge 138 kWh @ \$0.068126 per kWh	\$9.40
Conservation Program Funding Charge	\$0.04

Current Charges - Electric Service..... \$11.95

Average Daily Use Comparison

This Month This Year:	This Month Last Year: *
Days = 32	Days = 0
kWh Billed = 138	kWh Billed = 0
kWh per Day = 4.3	kWh per Day = 0.0

CR = Credit
kWh = Kilowatt-hour
kW = Kilowatt
* Available after 12 months of service at this location.
BLC = Basic Load Capacity
G = Generation

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NOV 14 2003
Department of Water Resources
Southern Region

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FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 10, 2003

CHARLES G. BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

DON J. &/OR DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

Re: Applications for Permit No. 37-20706 and 37-20718

Ladies and Gentlemen:

This office acknowledges receipt of the Settlement Agreement regarding the above referenced applications.

Since the issue of the protests has been resolved, the Department is now prepared to proceed with the normal processing of the applications which includes regional review prior to being forwarded to our State Office.

The Department will continue review of the applications without further contact with the protestants unless information is requested; they have been so informed by copy of this letter.

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

Very truly yours,

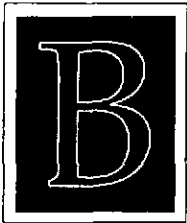
Allen D. Merritt, P.E.
Southern Region Manager

AM:mb
cc:

ART BROCKRAGE INC &
ALONZO B. LEA VELL
PO BOX 54
GOODING ID 83330

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BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

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OCT 29 2003

Department of Water Resources
Southern Region

October 28, 2003

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Withdrawal of protest / 37-20726 and 37-20718

Dear Allen:

Enclosed are protest withdrawal agreements for the above-referenced permit applications. The agreements have been executed by Donna Rose (for Art Brokerage, Inc.), Lonnie Leavell, and Don Farnes. The agreements contain several stipulations regarding limitations on flow rate and volume, and measuring and reporting requirements. Please make the agreements a direct part of the permit approvals so that the stipulations will be enforceable.

Sincerely,


Charles G. Brockway, P.E.

Enc.

cc: Lonnie Leavell
Don Farnes

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

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OCT 29 2003

Department of Water Resources
Southern Region

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF APPLICATION FOR PERMIT) AGREEMENT FOR
37-20726 IN THE NAME OF DON J. AND/OR DORLA) WITHDRAWAL
FARNES) OF PROTEST

This Agreement is made effective this 11th day of June, 20 03 by and between the following parties:

PROTESTANTS: Art Brokerage, Inc., Donna Rose, President
Alonzo B. LeaVell

APPLICANT: Don J. and/or Dorla Farnes

1. Protestants hereby withdraw their protest against application for permit number 37 20726, and agree to assert no further opposition to this administrative proceeding, subject to the conditions outlined in paragraph (2).
2. As conditions of the protest withdrawal, applicant agrees to the following:
 - a. The well supplying the pond system and irrigation water for the golf course shall be limited to the irrigation of 2.4 acres, a maximum instantaneous diversion rate of 30.7 gpm (0.068 cfs), a maximum daily diversion volume of 11,052 gallons per day, and a maximum annual diversion volume of 4.14 acre-feet.
 - b. The well supplying the lodge, motel, and RV park shall be limited to a maximum instantaneous diversion rate of 36.2 gpm (0.081 cfs), a maximum daily diversion volume of 8370 gallons per day, and a maximum annual diversion volume of 1.56 acre-feet.
 - c. The wells and/or water systems shall not be modified in such a way as to increase the total diversion rate or volume to more than the sum of the amounts in paragraphs 2(a) and 2(b).
 - d. Prior to July 1, 2003, Applicant agrees to install new electric power meters and modify the wiring as necessary such that each well will have an independent power meter. Applicant agrees to bear the cost of this modification.

*agreement
to
resolve
protest*

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- e. Prior to July 1, 2003, Applicant and Protestant agree to have an engineer develop a relationship between power consumption and volume diverted from each of the two wells. Such work shall be conducted to Idaho Department of Water Resources standards. Applicant and Protestant agree to equally split the cost of said engineering.
- f. Beginning July 1, 2003, Applicant shall record the flow rate and total volume on a monthly basis and report the data annually, no later than January 31 of each year for the previous year, to the Idaho Department of Water Resources, *and shall submit with the report copies of monthly power bills for the previous year.*

Art Brokerage, Inc., Protestant:

Donna Rose 6/11/03
Signature Date
DONNA ROSE
Name

Title

Alonzo B. Leavell, Protestant:

Alonzo B. Leavell 6/11/03
Signature Date
Name

Title

Don J. and/or Dorla Farnes, Applicant:

Don J. Farnes 6/11/03
Signature Date

Name

Title

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FEB 10 2004

COPY

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OCT 29 2003
Department of Water Resources
Southern Region

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF APPLICATION FOR PERMIT) AGREEMENT FOR
37-20718 IN THE NAME OF DON J. AND/OR DORLA) WITHDRAWAL
FARNES) OF PROTEST

This Agreement is made effective this 11th day of June, 20 03 by and between the following parties:

PROTESTANTS: Art Brokerage, Inc., Donna Rose, President
Alonzo B. LeaVell

APPLICANT: Don J. and/or Dorla Farnes

1. Protestants hereby withdraw their protest against application for permit number 37-20718, and agree to assert no further opposition to this administrative proceeding, subject to the conditions outlined in paragraph (2).
2. As conditions of the protest withdrawal, applicant agrees to the following:
 - a. The well supplying the subdivision shall not be used for irrigation except up to 0.5 acre associated with each residence, and shall be limited to a maximum instantaneous diversion rate of 36.2 gpm (0.081 cfs), a maximum daily diversion volume of 20,000 gallons per day, and a maximum annual diversion volume of 9.60 acre-feet.
 - b. The wells and/or water systems shall not be modified in such a way as to increase the total diversion rate or volume to more than the sum of the amounts in paragraphs 2(a) and 2(b).
 - c. Prior to July 1, 2003, Applicant and Protestant agree to have an engineer develop a relationship between power consumption and volume diverted from the well. Such work shall be conducted to Idaho Department of Water Resources standards. Applicant and Protestant agree to equally split the cost of said engineering.
 - d. Beginning July 1, 2003, Applicant shall use the power-volume relationship developed pursuant to Paragraph 2.c. to record the total volume diverted on a monthly basis and shall report the data annually, no later than January 31 of each year for the previous year, to the Idaho Department of Water Resources, and shall submit with the report copies of monthly power bills for the previous year.

FEB 10 2004

Art Brokerage, Inc., Protestant:

Donna Rose 6/11/03
Signature Date
DONNA ROSE
Name
President
Title

Alonzo B. Leavell, Protestant:

Alonzo B. Leavell 6/11/03
Signature Date
Name
Title

Don J. and/or Dorla Farnes, Applicant:

Don J. Farnes 6/11/03
Signature Date
Name
Title

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FEB 10 2004

[illegible]

Page 1

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of May, 2003 a true and correct copy of the above and foregoing document was forwarded with all required charges prepared, by Regular U.S. Mail to the parties listed:

Mary Baldwin

Secretary

WEST SHORE SUB. HOMEOWNERS ASSN.
C/O DON.&/OR DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

ART BROCKRAGE INC
C/O ALONZO B. LEA VELL
PO BOX 54
GOODING ID 83330

CHARLES G. BROCKWAY
BROCKWAY ENGINEERING
2016 N WASHINGTON STE 4
TWIN FALLS ID 83301

MICHAEL LEWIS
FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 14, 2003

Attn: Barb Estelle
NATURAL RESOURCES CONSERVATION SERVICE
215 WEST "F" STREET
SHOSHONE ID 83352

Dear Barb:

The purpose of this letter is to confirm our reservation of the Conference Room for a meeting to be held by this office on ~~Wednesday~~ **June 11, 2003** from 1:00 - 5:00 p.m.

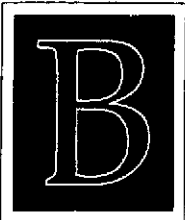
If you have any questions please feel free to contact me or Allen Merritt, Southern Regional Office Manager.

Thank you very much for your assistance in this matter.

Very truly yours,

Mary Baldwin
Administrative Assistant

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FEB 10 2005



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 12, 2003

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

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MAR 13 2003
Department of Water Resources
Twin Falls, Idaho

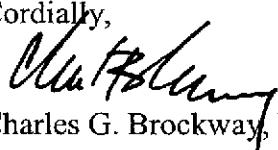
Re: Protest of Farnes permit applications 37-20718 and 37- 20726

Dear Allen:

The protestants in the above-referenced matter have attempted to reach agreement with Mr. Farnes to allow a withdrawal of the protest. The protestants made an offer that involved reduced annual volume limits on the three wells, installation of measuring devices, and reporting requirements. Mr. Farnes indicated he could accept the volume limitations, but would not agree to install measuring devices.

I believe one more brief conference would be appropriate in order to set dates for a hearing.

Cordially,


Charles G. Brockway, P.E.

CHARLES E.
BROCKWAY,
PH.D., P.E.

cc: Lonnie Leavell
Don Farnes

CHARLES G.
BROCKWAY,
PH.D., P.E.

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TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Microfilm
FEB 16 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 31, 2002

Alonzo LeaVell
PO Box 54
Gooding, ID 83330

Don &/or Dorla Farnes
PO Box 207
Shoshone, ID 83352

Art Brokerage Inc
C/O Donna Rose, President
PO Box 54
Gooding, ID 83330

West Shore Subdivision Homeowner Assn.
C/O Don Farnes
PO Box 207
Shoshone, ID 83352

RE: Application for Permit No. 37-20718 in the name of Don &/or Dorla Farnes for
West Shore Acres Subdivision

Application for Permit No. 37-20726 in the name of West Shore Subdivision
Homeowners Assn. &/or Don and/or Dorla Farnes for West Shore Subdivision

Dear Parties:

This letter is being sent to confirm the current status of the applications and parties to the protests for the above referenced applications.

Currently application 37-20726 has Alonzo LeaVell as the sole protestant in this matter. Our records show there was a joint letter filed by Mr. LeaVell and Art Brokerage Inc. with a protest form completed by Mr. LeaVell and a \$75.00 protest fee paid by LeaVell Cattle. The \$75.00 fee was receipted in Boise with receipt No. C063645. Due to a possible misinterpretation by the department of the intent to file multiple protests by separate parties a refund of \$50.00 has been made leaving only one protestant (Mr. LeaVell).

Currently application 37-20718 has Art Brokerage Inc. as the sole protestant in this matter with Mr. LeaVell listed as representative for Art Brokerage Inc. Our records show again there was a joint letter filed by Mr. LeaVell and Art Brokerage Inc. with a protest form completed by Art Brokerage and a \$25.00 protest fee paid by Art Brokerage Inc. receipted in Twin Falls with receipt No. S025296.

As you know on November 6, 2002 a pre-hearing conference for 37-20726 was held in Shoshone, Idaho. Mr. & Mrs. Farnes were present as was Mr. LeaVell and his consultant Chuck Brockway Jr. During the conference Mr. Farnes provided details of the existing pumps and uses at both subdivisions (West Shore Subdivision and West Shore Acres Subdivision) covered by the subject applications. Based on this explanation it was my

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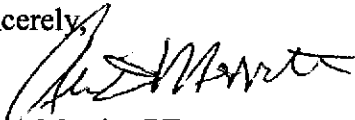
understanding that the protestants would consult further. I further understood that possibly a pump test may be conducted by the parties &/or the parties would consider drafting a potential settlement agreement. I understood Mr. and Mrs. Farnes were agreeable to work with the protestants. No formal hearing was scheduled at that conference.

This office will hold both applications without further action until such time the office is informed in writing that the parties have formulated an agreement allowing the protests to be withdrawn or that negotiations have failed and a hearing needs to be set. If negotiations fail the office will need to schedule another pre-hearing conference to work out the details for the formal hearing.

If it becomes important to any party not currently listed as a protestant as described above for the respective applications, that party may file a motion to intervene as described in the Rules of Procedure (IDAPA 37 Title 01 Chapter 01) Rule 350 thru 354 and pay the \$25.00 intervention fee prior to 14 days of any formal hearing.

If any party has questions please feel free to contact this office.

Sincerely,



Allen Merritt, PE
Southern Region Manager

CC: Brockway Jr.

MR. ROBERT
FEB 10 2004

[illegible]

Pre-hearing Conf. 37-20726

11/6/02
Notes by ADM

Applicant: Don & Dorla Farnes & West Shore Subdiv.
Homeowners' Assn. c/o Don Farnes

Protestant: Alonzo LezVell

Questions:

- Relationship of Donna Rose, Art Brokerage, Inc. and LezVell

Might be another party
as represented by Donna Rose

- Relationship of West Shore Subdiv. Homeowners' Assn. & Don Farnes

Dorla - President
Don - Vice President

Issue: Protest of 37-20718

- Re-advertisement pending

- 1/2 mile away from springs.

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FEB 7 2004

West side of Rd.
west shore Suddr.

3 acres of grass

4 homes

1 lodge

2 wells

1 well - lodge
4 houses

1 privy well - 3 acres

wells not tied together

(3 unsold lots are the golf course)
RV - 10 spaces.

Built in 84

well 84 - lodge

well 87 golf course

pump 1 H.P. - 30 gpm open discharge

lodge 3 H.P. - 36 gpm

Privy
well

2 - hrs - 3 times a day.

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East side

West Shore Acres

8 home sites

2 homes built.

1 well 3 H.P.

drilled in 1995

Personal Home with separate well

drilled in 1993

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FEB 10 2004

without

West Shore

Ivis. well
Lodge / domestic

- No right
Pvt B 104cfs 2500spd

Funes Private Pvt A 13,000 spd
1/2 200.

West Shore Acres Pvt B .04cfs 2500 ~~sp~~

If Funes would like to pump out

MICRO

FEB 19 2000

COUNTY: Camas

DEC 16 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 23, 2002

ATTN KATHY
LINCOLN COUNTY COOPERATIVE
EXTENSION OFFICE
115 WEST "A"
SHOSHONE ID 83352

Dear Kathy:

This is a follow-up to our telephone conversation on this date to confirm the reservation of the Conference Room for a meeting to be held by this office on **Wednesday - November 6, 2002 from 10:00 a.m. - 12:00 p.m.**

If you have any questions please feel free to contact me or Allen Merritt, Southern Regional Office Manager.

Thank you very much for your assistance in this matter.

Very truly yours,

Mary Baldwin
Administrative Assistant

MICROFILMED
FEB 10 2004

SEP 17 2002

Department of Water Resources
Southern Region

Serving with all goodliness and kindness those who have need

Page 10 July 17, 2002

THE CAMAS COURIER

Legal Advertisements

The following application has been filed to appropriate the public waters of the State of Idaho:

37-20726

DON J. &/or DORLA FARNES
&/or WEST SHORE SUB. HOMEOWNERS ASSN.
PO BOX 207
SHOSHONE ID 83352

Source: GROUND WATER
Point(s) of Diversion: NWNWNW, SWNWNW S11 T02S R17E;
CAMAS County
Use: IRRIGATION 06/01 To 09/30 0.07 CFS
COMMERCIAL 01/01 To 12/31 0.08 CFS
DOMESTIC 01/01 To 12/31 0.08 CFS
Total Diversion: 0.15 CFS
Date Filed: 10/26/1989
Place of Use: DOMESTIC, COMMERCIAL & IRRIGATION
of 2.4 Acres within NWNW S11 T02S R17E

Permits will be subject to all prior water rights. The applicants have submitted material as evidence of pre-1987 development as part of the application. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before 08/05/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

published in the Camas Courier on July 17 & 24, 2002

ORDINANCE NO. 91

AN ORDINANCE OF CAMAS COUNTY, IDAHO, AMENDING THE GENERAL ZONING ORDINANCE AND ACCOMPANYING MAPS THERETO KNOWN AS ORDINANCE NO. 12 AND PASSED MAY 10, 1976, BY CHANGING THE CLASSIFICATION OF ZONE DISTRICT FOR CERTAIN PARCELS OF LAND (NW1/4 SW1/4) IN SECTION 1, TOWNSHIP 2 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, CAMAS COUNTY IDAHO, FROM AGRICULTURAL TO AGRICULTURAL TRANSITION DISTRICT; PROVIDING FOR REPEALER CLAUSE; AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, subject land is accessible from Fir Grove Road, a graveled county road.

WHEREAS, subject land is designated as Agricultural Transition on the General Land Use Map, and is in conformance with the County Comprehensive Plan.

WHEREAS, this area has power readily available.

WHEREAS, the county road condition is adequate for this use.

WHEREAS, this road is already plowed in the wintertime.

WHEREAS, this rezoned property is on school bus route.

NOW, THEREFORE, BE IT ORDAINED, by the Board of County Commissioners of Camas County, Idaho:

SECTION 1. That the Camas County Ordinance No. 12 passed May 10,

Legal Advertisements

ORDINANCE NO. 197

AN ORDINANCE FOR THE CITY OF FAIRFIELD, IDAHO, SETTING FORTH THE REQUIREMENT FOR PERMANENT FOUNDATIONS FOR STRUCTURES USED AS A PERMANENT DWELLING; EXEMPTING THE REQUIREMENT OF PERMANENT FOUNDATIONS FOR MOBILE HOMES LOCATED IN MOBILE HOME PARKS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and City Council of the City of Fairfield, Idaho:

SECTION 1: All structures used as a permanent dwelling shall be permanently affixed to a permanent foundation and said foundation shall meet the building code requirements as set forth in the building code as adopted by the City of Fairfield. The requirement for permanent foundation dwelling structures shall not include recreational vehicles or travel trailers.

SECTION 2: Mobile homes that are located in mobile home parks will be exempted from the requirement for a permanent foundation.

SECTION 3: Other permanent structures with a minimum floor area of 800 square feet will be required to be permanently affixed to a permanent foundation base and meet the requirements set forth in the City of Fairfield building code.

SECTION 4: Any current ordinance of the City of Fairfield, Idaho that conflicts with this ordinance is hereby repealed in whole or in part only so much as such ordinance or part thereof conflicts with this ordinance.

SECTION 5: This ordinance will be in full force and effect upon publication following passage and approval.

REGULARLY PASSED APPROVED AND ADOPTED by the Mayor and City Council of the City of Fairfield, County of Camas, State of Idaho, this 11th day of July, 2002.

CITY OF FAIRFIELD - Matthew R. Croner, Mayor

ATTEST: Celia Brown, Clerk

1976, and the accompanying maps thereto, as amended, are hereby further amended from Agricultural Zone to Agricultural Transition Zone insofar as the same related to certain parcels of land described as follows:

Situated in Section 1, Township 2 South, Range 14 East,

Boise Meridian, Camas County, Idaho, more particularly described as follows:

NW1/4 SW1/4

SECTION 2. Repealer Clause. Upon passage and publication of this ordinance, any conflicting provision of any Camas County Ordinance is hereby repealed and replaced with the provision of this ordinance.

SECTION 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

REGULARLY PASSED, APPROVED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF CAMAS COUNTY IDAHO, 8th DAY OF JULY 2002

CAMAS COUNTY BOARD OF COMMISSIONERS

BY: BILL DAVIS, Chairman

ATTEST: F.R. Bennett, Clerk

MICROFILMED

FEB 10 2004

27 X 2 columns = 54 columns

1st In
54 X .35 = 18.902nd In
54 X .30 = 16.20

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)

ss.

County of Camas)

Edward Reagan, being first duly sworn, deposes and says that he/she is the designated agent for the publisher of The Camas Courier, a newspaper published every week in Fairfield, County of Camas, 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, a copy of which is hereto attached, 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 17th day of July, 2002, and the date of the last publication was on the 24th day of July, 2002.

Edward Reagan

On this 16th day of September, in the year of 2002, before me, a Notary Public, personally appeared Ed Reagan, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Korle Blawie
Notary Public for Idaho
Residing in Fairfield.
My commission expires: D. Clerk

THE CAMAS COURIER
Post Office Box 339
Fairfield, Idaho

Cost of Publication

Number of lines in notice	<u>54</u>
Number of insertions	<u>2</u>
Cost for advertisement First insertion	\$ <u>18.90</u>
Second insertion(s)	\$ <u>16.20</u>
Total cost	\$ <u>35.10</u>

OK
MB
9/17/02

MICROFILMED
FEB 10 2004

Baldwin, Mary

From: Baldwin, Mary
Sent: Friday, August 30, 2002 9:12 AM
To: Camas Courier (E-mail)
Cc: Baldwin, Mary
Subject: Publishing Affidavit

Good Morning, Edward:

I am missing the Publishing Affidavit for Application No. 37-20726 in the name of Don J. &/or Dorla Farnes published in July. I would appreciate your prompt attention to this matter. Thanks!

Mary Baldwin

MICROFILMED

FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 12, 2002

DON J. &/OR DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

Application for Permit No. 37-20726

Dear Applicants:

Enclosed is a copy of a protest filed against approval of the above referenced application. The Department suggests that you contact the protestant directly to determine the nature of the protest and, if possible, to resolve the matter without action by the Department.

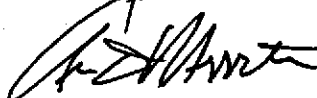
In our experience, informal discussion between the parties prior to initiation of formal proceedings often leads to resolution of the protest. If the protest cannot be resolved informally, the matter will be scheduled for conference and/or hearing.

The following are criteria the Department must consider in either approving or denying the application (Section 42-203A, Idaho Code).

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

Please contact this office if you have any questions regarding this procedure or if you wish to schedule a conference and/or hearing.

Sincerely,


Allen D. Merritt, P.E.
Regional Manager

Enclosures

MICROFILMED
FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 12, 2002

ALONZO B. LEA VELL
LEA VELL CATTLE
PO BOX 54
GOODING ID 83330

RE: APPLICATION FOR PERMIT NO. 37-20726 (Farnes/West Shore Sub. Homeowners' Assn)

Dear Mr. LeaVell:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

Please note that the application is considered a contested case and subject to the Rules of Procedure adopted by the Department.

If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

<http://www.idwr.state.id.us/apa/idapa37/0101.htm>

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

AM:MB

Enclosure(s)

cc:

CHARLES G. BROCKWAY P E
BROCKWAY ENGINEERING
2016 NORTH WASHINGTON ST-STE 4
TWIN FALLS ID 83301

MICROFILMED

FEB 10 2004

Receipt Details for ID C063645

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
7/30/2002 10:31:49 AM	7/30/2002 1:31:56 PM	STATE	\$75.00	Check
Payer		LEAVELL CATTLE A B LEAVELL		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3658			
Card Expiration Date	Credit Card Transaction #		

Comment NOTICE OF PROTEST WATER RIGHT 37-20726

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$75.00	PROTESTS	56103	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number
\$50.00	LEAVELL CATTLE A B LEAVELL	8/28/2002 3:12:39 PM	REF 0374

MICROFILMED
FEB 10 2004

LEAVELL CATTLE

Lonnie Leavell
Cell: (208) 539-0101

P.O. Box 54
GOODING, IDAHO 83330

~~DRAFT~~ *abs*

(208) 934-8543
FAX (208) 934-8879

RECEIVED

JUL 30 2002

July 26, 2002

RECEIVED Department of Water Resources

AUG 02 2002

Department of Water Resources
Southern Region

RECEIVED

JUL 31 2002

WATER RESOURCES
WESTERN REGION

Karl J. Dreher, Director
Dept. of Water Resource, Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

Re: Don J. &/or Dorla Farnes
Water Permit #37-20726

Dear Mr. Dreher:

This letter is to serve as notice of protest. We the undersigned feel applicant's present use and the approval of the foregoing permit have interfered with our springs located in the immediate area. Said springs are licensed under #37-2211 with priority of May 9, 1911 with use from Jan 1st through December 31st, permit #37-11989 with priority date of May 9, 1911 and Water License #37-7395 with priority date October 30, 1974.

Over the past few years subject springs have been dry several times leading us to feel the Farnes' heavy water usage has tapped the spring's water source.

We request subject permit #37-20726 be denied.

Very Truly yours,

Donna Rose
Art Brokerage, Inc.

by _____
Donna Rose, President

Alonzo B. Leavell

Alonzo B. Leavell

cc: Don Farnes
Chuck Brockway

NOT RECORDED

FEB 10 2004

7/30/02

C063645

JM

November 26, 1999

RECEIVED

AUG 02 2002

RECEIVED

JUL 30 2002

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF PROTEST

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being protested Water Permit #37-20726 in the name of Don J. &/or Dorla Farnes
2. Name of protestant Alonzo B. LeaVell
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address P.O. Box 54, Gooding, ID 83330
5. Service telephone no. (208) 934-8543
6. Basis of protest (including statement of facts and law upon which the protest is based)
See attached letter

(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Denial of Water Permit #37-20726

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 26th day of July, 2002

Alonzo B. LeaVell
Protestant Alonzo B. LeaVell

Protestant's Representative

MICROFILMED

FEB 10 2004

7/30/02
C063645
JM

RECEIVED

AUG 02 2002

Department of Water Resources
Southern Region

RECEIVED

JUL 30 2002

Department of Water Resources

LEAVELL CATTLELonnie Leavell
Cell: (208) 539-0101P.O. Box 54
GOODING, IDAHO 83330(208) 934-8543
FAX (208) 934-8879

DRAFT

July 26, 2002

Karl J. Dreher, Director
Dept. of Water Resource, Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301Re: Don J. &/or Dorla Farnes
Water Permit #37-20726

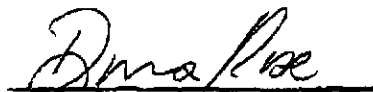
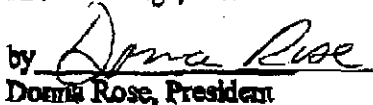
Dear Mr. Dreher:

This letter is to serve as notice of protest. We the undersigned feel applicant's present use and the approval of the foregoing permit have interfered with our springs located in the immediate area. Said springs are licensed under #37-2211 with priority of May 9, 1911 with use from Jan 1st through December 31st; permit #37-11989 with priority date of May 9, 1911 and Water License #37-7395 with priority date October 30, 1974.

Over the past few years subject springs have been dry several times leading us to feel the Farnes' heavy water usage has tapped the spring's water source.

We request subject permit #37-20726 be denied.

Very Truly yours,

Donna Rose
Art Brokerage, Inc.by 
Donna Rose, President

7/27/02

MICROFILMED

FEB 6 2004

Alonzo B. Leavell

cc: Don Farnes

RECEIVED

AUG 02 2002

Department of Water Resources
Southern Region

RECEIVED

JUL 30 2002

Department of Water Resources

November 26, 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, 42-222 and 42-224, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being protested Water Permit #37-20726 in the name of Don J. &/of Dorla Fairpes2. Name of protestant Art Brokerage, Inc. Donna Rose, President and personally

3. Protestant's Representative for service (If different than protestant)

4. Service mailing address

5. Service telephone no.

6. Basis of protest (including statement of facts and law upon which the protest is based)

See attached letter

(additional pages may be attached to describe nature of the protest)

7. What would resolve your protest? Denial of Water Permit #37-20726

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 27 day of July, 2002, 2002by Donna Rose
Protestant Art Brokerage, Inc., Donna Rose, President and personally

Protestant's Representative

MICROFILMED

FEB 13 2004

IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN Regional Manager
1341 FILLMORE STREET-SUITE #200
TWIN FALLS ID 83301

Phone: 736-3033

Fax#: 736-3037

July 10, 2002

EDWARD REAGAN EDITOR
CAMAS COURIER
PO BOX 339
FAIRFIELD ID 83327

Dear Mr. Reagan:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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. Your prompt cooperation is appreciated.

Sincerely



Mary A. Baldwin
Administrative Assistant

MICROFILMED
FEB 10 2004

The following application has been filed to appropriate the public waters of the State of Idaho:

37-20726

DON J. &/or DORLA FARNES &/or WEST SHORE SUB. HOMEOWNERS ASSN.

PO BOX 207

SHOSHONE ID 83352

Source: GROUND WATER

Point(s) of Diversion: NWNWNW, SWNWNW S11 T02S R17E; CAMAS County

Use: IRRIGATION 06/01 To 09/30 0.07 CFS

COMMERCIAL 01/01 To 12/31 0.08 CFS

DOMESTIC 01/01 To 12/31 0.08 CFS

Total Diversion: 0.15 CFS

Date Filed: 10/26/1989

Place of Use: DOMESTIC, COMMERCIAL & IRRIGATION of 2.4 Acres within NWNW S11 T02S R17E

Permits will be subject to all prior water rights. The applicants have submitted material as evidence of pre-1987 development as part of the application. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before 08/05/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Camas Courier on 7/17 & 7/24/02

MICROFILMED
FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 09, 2002

DON J. &/or DORLA FARNES
PO BOX 207
SHOSHONE ID 83352

RE: Applications for Permit: No. 37-20718 - domestic use/Blaine County and No. 37-20726 - domestic, commercial, irrigation/Camas County

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right applications. Please refer to the above referenced numbers in all future correspondence regarding these applications.

A legal notice of the applications has been prepared for publication on 7/17 & 7/24/02. No. 37-20718 will be published in the Wood River Journal and No. 37-20726 will be published in the Camas Courier. Submittal of protests to these applications will be allowed for a period ending ten days after the second publication. **(August 5, 2002)**

If an application is protested you will be sent a copy of the protest(s). 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 an application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

Mary A. Baldwin
Administrative Assistant I

MAILED
JUL 10 2002

Stanton, Jim

From: Grindle, Dave
Sent: Tuesday, July 09, 2002 10:09 AM
To: Curtis, Sharla
Cc: Stanton, Jim
Subject: RE: Delete Number from Database

Done

-----Original Message-----

From: Curtis, Sharla
Sent: Tuesday, July 09, 2002 9:53 AM
To: Grindle, Dave
Subject: RE: Delete Number from Database

Picky, picky, picky!!! The app ID is 22320.

-----Original Message-----

From: Grindle, Dave
Sent: Tuesday, July 09, 2002 9:52 AM
To: Curtis, Sharla
Subject: RE: Delete Number from Database

It would be a big help if I had the Application Number!!! Please

-----Original Message-----

From: Curtis, Sharla
Sent: Tuesday, July 09, 2002 9:47 AM
To: Grindle, Dave
Subject: Delete Number from Database

Dave, Jim Stanton has an application that has been held for years because of the moratorium and now that they are going to process it as a pre-1987 development, he went into the database to get it ready for advertising, etc. He didn't realize he should have gone through the re-enter process and used the number originally given to it; instead he re-entered the application from scratch, got a new number and is using it to do the ArcView stuff, etc. So we need to blow away the original one.

The original number to be blown away is 37-8580; the new number is 37-20726.

Thanks Dave.

*Explanation of
Re-Numbering*

MICROFILMED

FEB 10 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 21, 2002

Don J Farnes
PO Box 207
Shoshone, ID
83352

RE: App for Permit 37-20726 (formerly 37-08580)

Dear Mr. Farnes;

I have entered your application into our computer system in preparation for advertising, and have made certain changes to reflect the actual development on the property. A copy of the computerized application is enclosed, along with a colored map of the property. If the application is acceptable, please sign it and return it to me for processing. Also, please review the map for correctness. If changes are needed to either document, let me know.

Regards,

James E. Stanton
Sr. Water Resource Agent

MICROFILMED

FEB 10 2004

MEMO

TO: FILE DATE: 5-21-02
FROM: JIM STANTON
RE: App for Permit 37-8580, Don Farnes

In response to an inquiry from Brockway Engineering, I recently visited the property covered by this application. I talked to the applicants, who provided information to support their claim of pre-1987 development. They provided copies of well logs (which I could not find in our records), and a statement from Wood River Drilling Co. verifying the capacity of the diversion works; the irrigation well pumps 0.07 cfs, and the domestic/commercial well pumps 0.08 cfs. This facility is shown on our GIS base photos, which indicate that about 2.5 acres were irrigated in 1987.

There appears to be clear evidence that the water system and uses described in this application were in place by November of 1987. The domestic use shown on the application applied to the fact that the applicants were living at the motel; they have since built a home across the road, so this use no longer applies. However, there is a subdivision on the property instead of the RV park originally described, so this would be a domestic rather than a commercial use.

I will create a new application on the computer to deal with all this new information. The application will describe the pre-11-87 development so that no changes will be needed when the app is processed at S. O. The computer will assign a new number, of course.

INFORMATION
FEB 10 2004

Re-numbered 37-20726



App 37-20726 Looking North From Access Point Along County Road
By J E Stanton April 2002



Same But Looking Northwesternly From Access Road
By J E Stanton April 2002

Handwritten: MICHIGAN
Stamp: FEB 10 2004



App 37-20726 Bar/Café & Homes Looking West From County Road
By J E Stanton April 2002



Same Looking SW Toward Motel, Homes, Irrigation (Motel Behind Boat)
By J E Stanton April 2002

FEB 10 2004



App 37-20726 Looking South Along County Road From Access Point
By J E Stanton April 2002



Golf Course Looking Southwest From Facility Access Point
By J E Stanton April 2002

MICHAEL

FEB 10 2004



37-20726 Golf Course Looking More Southwesterly From Access Point
By J E Stanton April 2002



New Home of Applicants On East Side of County Road
(Not Covered By This Application)
By J E Stanton April 2002

MICROFILMED

FEB 10 2004

Wood River Drilling & Pump, Inc.
P.O. Box 837
Bellevue, ID 83313
May 8, 2002

Don Farnes
P.O. Box 207
Shoshone, ID 83352

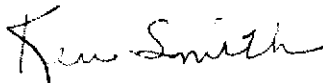
To Whom it may Concern:

Subject: Pump Horse Power and Gallon Per Minute Output:

Pump # 1 Sub Division: 3HP 50 Series will pump 36.2GPM at 50 PSI
Pump # 2 Restaurant : 3HP 50 Series will pump 36.2GPM at 50 PSI
Pump # 3 Pond Pump : 1 HP 20 Series will pump 30.7GPM Open discharge

Property at West Magic, for Don and Dorla Farns, this is according to the pump records in this office.
If any more information is required please feel free to contact this office.

Sincerely,



Ken Smith
KS/je

RECEIVED

MAY 15 2002

Department of Water Resources
Southern Region

MICROFILMED
FEB 10 2006

37-20726

RECEIVED

MAY 07 2002

Department of Water Resources
Southern Region

Idaho Dept of Water Resources
Twin Falls, Idaho
83301

RE: App for Permit 37-8580, Don J Farnes &/or Dorla Farnes

Dear Sirs;

The above-referenced application has been held due to various moratoriums since it was applied for in 1989. This system was developed prior to November 19 of 1987, and we are hereby requesting that the application be processed as a pre-1987 development. The original well was drilled in July of 1984 by Arnold Elsing, and supplies water to the lodge/bar/restaurant, a 5-unit motel, and a 7-unit subdivision. All of this construction was completed by 1987. Four of the subdivision lots have homes, and 3 are still unsold; the well supplies culinary water to the lots (new homes would tie in to the mainline running along the edge of the lot). There is a 3 hp pump producing about 0.08 cfs at 40 psi and 150' lift. This system has remained the same since it was completed.

In the summer of 1987, a second well was drilled by Dale Gilbert to provide water for outside irrigation. The well is tied into the original well for emergency purposes, but has never been needed for the homes. The well is used to irrigate a 9-hole golf course, with about 3 acres of actual irrigation. This use was fully developed during the summer of 1987. This well also has a 3 hp pump, so should produce about the same flow as the other well. This system is now owned by the West Shore Subdivision Homeowners Association, but we still operate the system for them.

Thank you for your consideration.



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FEB 10 2004

Re-numbered 37-20726

CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance)

SHOSHONE, ID 83352

U.S.

Postage

\$

0.34

UNIT ID: 0372

Certified Fee

2.10

Return Receipt Fee
(Endorsement Required)

1.50

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$

3.94

Postmark
Here

Clerk: KK8ZK7

04/30/02

Sent To

Street, Apt. No.
or PO Box No

DON FARNES

City, State, Zip

PO BOX 207

SHOSHONE ID 83352

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a Return Receipt may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.

- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".

- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: *JS / 4-30-02*

DON FARNES
PO BOX 207
SHOSHONE ID 83352

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

X

☐ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number **7002 0460 0000 7276 2290**

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

MAILED

SEP 10 2001

37-20726



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 30, 2002

Don Farnes
PO Box 207
Shoshone, ID
83352

RE: West Shore Lodge, West Shore Acres Subdivision; App for Permit 37-8580

Dear Mr. Farnes;

I checked out the water-right number that you called into our office after my on-site visit to these properties last week, and have found the following. In October of 1989, you applied for a water permit to cover the existing and future development of the West Shore Lodge. The application stated that development began in 1984. Due to various moratoriums that have been in place since your application was filed, it has been held in this office without further action. In August of 1991, we asked you to provide additional information relating to this application, but you did not respond. The bottom line is that you do not have a water right to adequately operate this business. Under Sec. 42-111(1)(a) of the Idaho Code, you can divert up to 13,000 gallons of ground water per day in connection with a home; up to ½ acre of land can be watered. Your present usage obviously exceeds these limits.

There is an exemption from the present moratorium for developments that were in place by November 19 of 1987. You can request that your application be processed under this exemption, but you must provide clear and convincing evidence regarding the extent of water use that was occurring by that date. Our aerial data shows the lodge and golf course in place at that time, so there is already some evidence to show pre-1987 development. We would need information on the pumping rates for the two wells at the Lodge, and a notarized affidavit from you detailing your water use at that time. Any additional uses developed since then would not be covered by any approved permit that you might received through this process. If we do process this application, it will be advertised and will be subject to public protest. If a protest is received by the end of the protest period (10 days after the second advertising), processing of the application is halted until the protest can be dealt with through the conference/hearing process.

With regard to the subdivision on the east side of the county road, you have not even applied for a water permit for this use. All you have here is the 42-111 right mentioned above. A water right is required for all multiple-ownership subdivisions developed after 1963. You can apply for a permit to cover the design capacity of this water system, and this can be processed under a general exemption from the moratorium. In this case, you do not have to prove pre-1987 development.

Michael J. ...

FEB 10 2004

Re-numbered 37-20726

As we discussed during my visit, a downstream irrigator has expressed concern that the use of water on your property may be reducing his ability to divert water under his earlier rights. You may have to provide evidence that this is not the case.

We would be happy to work with you on these matters. To that end, please contact this office by May 10.

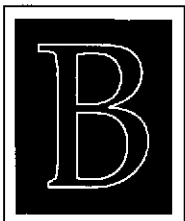
Regards,

James E. Stanton
Sr. Water Resource Agent

Cc: Allen Merritt, IDWR
Charles G. Brockway, P. E.

7/10/00

650 : 0 2000



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

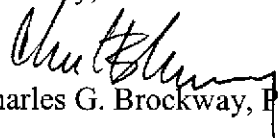
April 24, 2002

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Dear Allen:

The wells we discussed today on the telephone are in the NW1/4 NW1/4 Section 11, T. 2 S, R. 17 E. Enclosed are the well drilling records for your review. My client is concerned that pumping of these wells may be impacting the springs which supply a portion of his irrigation water.

Sincerely,


Charles G. Brockway, P.E.

Enc:

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

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APR 26 2002

Department of Water Resources
Southern Region

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FEB 10 2004

37-20726

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

1. WELL OWNER Name <u>DR. J. CARLA FANNES</u> Address <u>10101 S. HUNTER T.</u> Owner's Permit No. <u>37-87-5-029</u>	7. WATER LEVEL Static water level <u>10</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>57</u> °F. Quality <u>Good</u> <i>Describe effusion or temperature zones below.</i>																																										
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td><u>40 GPM</u></td> <td><u>80</u></td> <td><u>no results</u></td> </tr> <tr> <td><u>30 GPM</u></td> <td><u>55</u></td> <td><u>clear</u></td> </tr> <tr> <td><u>25 GPM</u></td> <td><u>42.5</u></td> <td><u>clear</u></td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>40 GPM</u>	<u>80</u>	<u>no results</u>	<u>30 GPM</u>	<u>55</u>	<u>clear</u>	<u>25 GPM</u>	<u>42.5</u>	<u>clear</u>																														
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes/No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> <td><u>hard grey siltstone</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td><u>55-65 hard grey siltstone</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td><u>65-83 hard loose siltstone</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td><u>83-87 grey siltstone</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td><u>87-90 yellow clay</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td><u>90-138 loose rock & clay</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td><u>138-142 hard grey siltstone</u></td> <td></td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water Yes/No	From	To				<u>hard grey siltstone</u>					<u>55-65 hard grey siltstone</u>					<u>65-83 hard loose siltstone</u>					<u>83-87 grey siltstone</u>					<u>87-90 yellow clay</u>					<u>90-138 loose rock & clay</u>					<u>138-142 hard grey siltstone</u>	
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																											
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>1/2</u> inches</td> <td><u>8</u> inches</td> <td><u>1</u> feet</td> <td><u>21</u> feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☐ No Perforated? ☐ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> 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 _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Pudding 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 _____	Thickness	Diameter	From	To	<u>1/2</u> inches	<u>8</u> inches	<u>1</u> feet	<u>21</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet											
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6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Cameau</u> _____ % _____ 1/4 Sec. _____ T. _____ N/S. R. _____ E/W.	10. Work started _____ finished _____																																										
11. DRILLERS CERTIFICATION I/we certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Dr. J. Carla Fannes</u> Firm No. _____ Address <u>10101 S. Hunter T.</u> Date _____ Signed by (Firm Official) _____ and _____ (Operator)																																											

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

RECEIVED

MAY 15 2002

**Department of Water Resources
Southern Region**

Trivis. well

MEMORANDUM

2018

37-20726

WELL DRILLER'S REPORT

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

[illegible]

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

RECEIVED

MAY 15 2002

**Department of Water Resources
Southern Region**

Lodge & Domestic

MICROFILMED

FEB 10 2003 7-20724



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 21, 1992

RE: Water Right No.

Certified Mail No.

Dear Water Right Holder(s):

In response to record low streamflows and declining groundwater levels resulting from drought conditions, the Director of the Department of Water Resources has declared a moratorium on approval on certain pending and future applications to appropriate water in the Snake River Basin. The moratorium applies to both surface water and groundwater appropriations.

Department records show that you filed an application to appropriate water for irrigation which has not been approved by the Department. Unless you can demonstrate that your proposal qualifies for a narrow exemption to the moratorium, the department will hold your application, and will not process it until the moratorium is lifted.

An application for groundwater to supplement a normally sufficient surface water irrigation supply is exempt from the moratorium. If you can demonstrate that you normally receive an adequate supply of irrigation water from a surface water source, and that you will continue to fully use the surface water, when available, the Department will continue processing your application. If there are other impediments to approval such as a protest or necessary consent from other agencies, the other obstacle to approval must also be removed independent of the moratorium.

The enclosed form requests information which will determine whether your proposed use will qualify for the supplemental irrigation exemption. IF YOU FEEL YOUR PROPOSED USE QUALIFIES AS AN EXEMPT USE, YOU MUST COMPLETE THE FORM AND RETURN IT TO THIS OFFICE. If the form is not completed and returned, your application will be held without action. If you return the form but the use does not qualify, the Department will notify you that the application will be held without further processing.

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FEB 10 2004

Certain domestic and non-consumptive uses are also exempt from the moratorium. If your application proposes one of these uses in addition to irrigation, the department will resolve the exemption issue by reviewing the file.

The Department has scheduled public meetings on May 29, 1992 where the details of the moratorium can be discussed. Below is a list of time and locations.

Boise, Idaho May 29, 1992 10:00 am
Boise City Hall
150 North Capital Boulevard
Les Bois Room - 3rd floor

Idaho Falls, Idaho May 29, 1992 10:00 am
Bonneville County Courthouse
605 North Capital
Centennial Court Room

Twin Falls, Idaho May 29, 1992 10:00 am
College of Southern Idaho
315 Falls Avenue
Shields Building - Room 115

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS:c2

MILTON, IDAHO
JUN 1 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

28-Aug-1991

Don J. Farnes
Dorla Farnes
P.O. Box 207
Shoshone, ID 83352

Re: Application number 37-8580

Dear Applicant:

The Department of Water Resources recently designated a ground water management area (GWMA) which encompasses the upper Big Wood River Valley, the Bellevue Triangle, a portion of the Silver Creek drainage, and the Camas Prairie. You have filed the above referenced application(s) which proposes a point of diversion within the ground water management area.

The Department intends to process pending applications within the GWMA. Any applicant who proposes a consumptive water use, other than domestic use not exceeding one-half acre of irrigation, must show that his proposed use will not reduce flows in the Big Wood River or Silver Creek, or he must propose a reasonable plan to mitigate the reduction in flow.

Your application proposes a consumptive use of water. Prior to further processing of your application, or conducting a hearing if the application is protested, you must submit the following information:

1. Hydrologic evaluation of the ground water aquifer at the proposed point of diversion and its relationship to surface water, including timing of potential impacts.
2. If the hydrologic evaluation results in a conclusion that a well can be constructed without impact, a prospectus discussing well construction methods and standards must be submitted which will be implemented to prevent depletion of surface flow.
3. If the hydrologic evaluation results in a conclusion that a well cannot be constructed without depleting surface flow, a plan of mitigation and/or compensation must be submitted that will replace depletions of surface water caused by proposed ground water withdrawal.

37-8580
MICROFILMED

FEB 16 2004

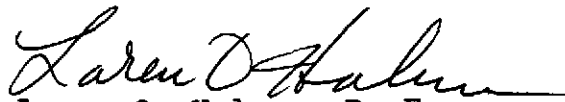
Page 2

28-Aug-1991

If you do not wish to submit the above information, you may withdraw your application by completing the enclosed withdrawal form. if your application includes a domestic component, and you wish to limit the application to domestic use, please inform this office.

Failure to respond to this inquiry within thirty (30) days, with either the withdrawal or a schedule for submittal of the above information, is cause for the Department to void the application for failure to submit the requested information.

Sincerely,

A handwritten signature in cursive script, appearing to read "Loren O. Holmes".

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

MAILED 10/1/91

FEB 10 2004

11-Dec-1989

Don &/or Dorla Farnes
P.O. Box 207
SHOSHONE ID 83352

Re: Application for permit No. 37-08580

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

Because your application proposes to appropriate water which has been identified as "trust water" in the Swan Falls agreement, it will be processed under rules and regulations for water appropriation that have been adopted as required by law.

Under the rules, applications will be processed at a rate which allows development of 20,000 acres per year. The oldest applications will be processed first, provided that applicants are willing and able to proceed.

For this reason, it is not possible to estimate at this time when action will be taken on your application.

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

Very truly yours,

Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

Handwritten: M. Jones
FEB 10 1990