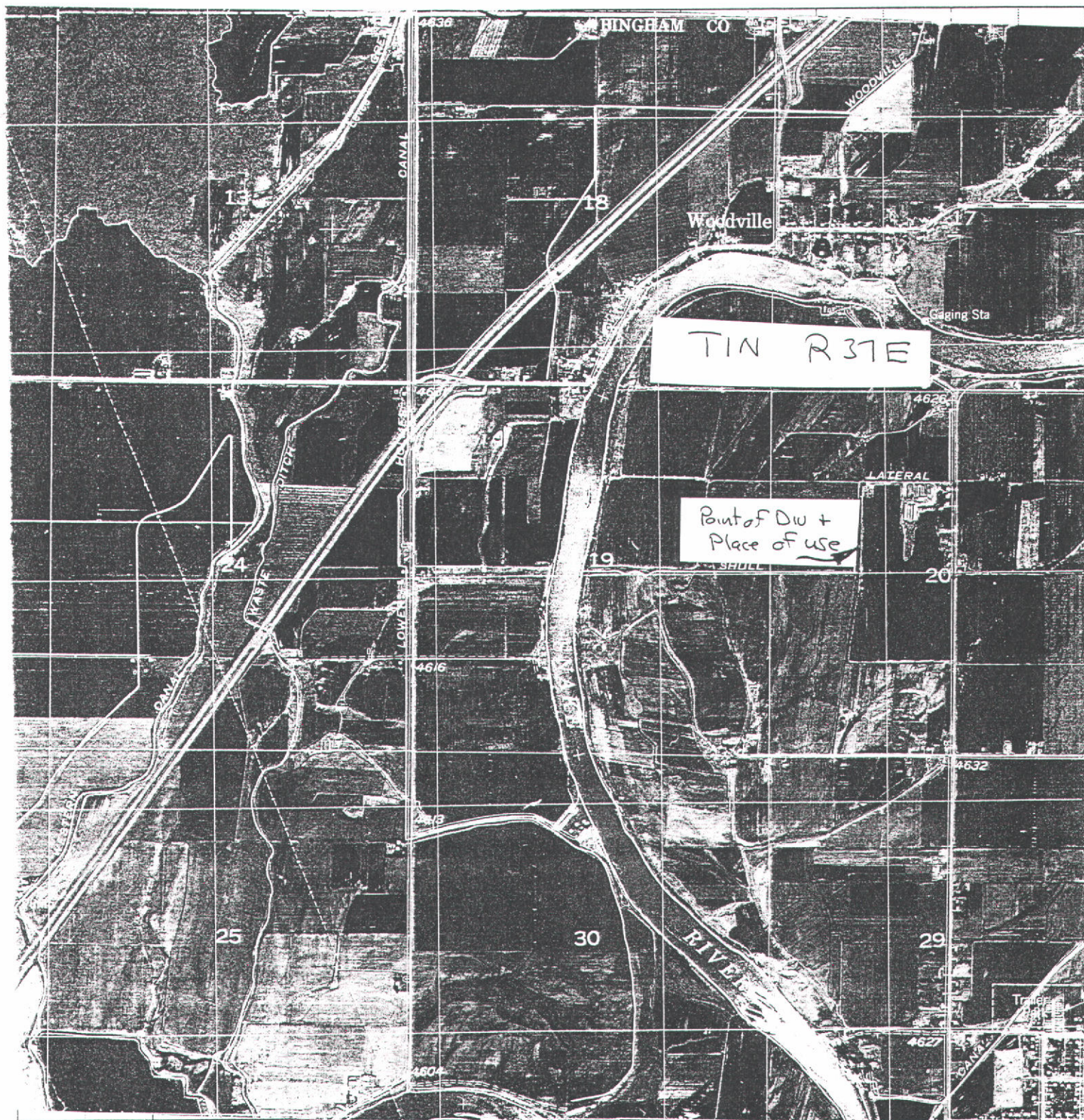


APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

RECEIVED

MAR 4 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterr-
uptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

24th day of

February, 19 77

The date of the last publication

being the 3rd day of

March, 19 77

Subscribed and sworn to be-

fore me this 3rd day

of March, 19 77

Clifford K. Steele
Notary Public, residing
at Soda Springs, Idaho

(SEAL)

My Commission expires the

1st day of March

19 80

**NOTICE OF APPLICATION
FOR WATER PERMIT
No. 27-7073**

Notice is hereby given that
Lewis Bros., Inc., Soda Springs,
Idaho have on 2-11-77 submitted
Application No. 27-7073 for a
permit to appropriate 10.0 cu-
bic feet per second of water
from a ground-water source by
means of well and pump within
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T. 6S, R.
42E, B.M., Caribou County; to
be used from May 1 to Oct. 15
for the irrigation of 500 acres
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$,
S $\frac{1}{2}$, Sec. 15, T. 6S, R. 42E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 1515 Lincoln Road,
Idaho Falls, Idaho, 83401 on or
before March 14, 1977.

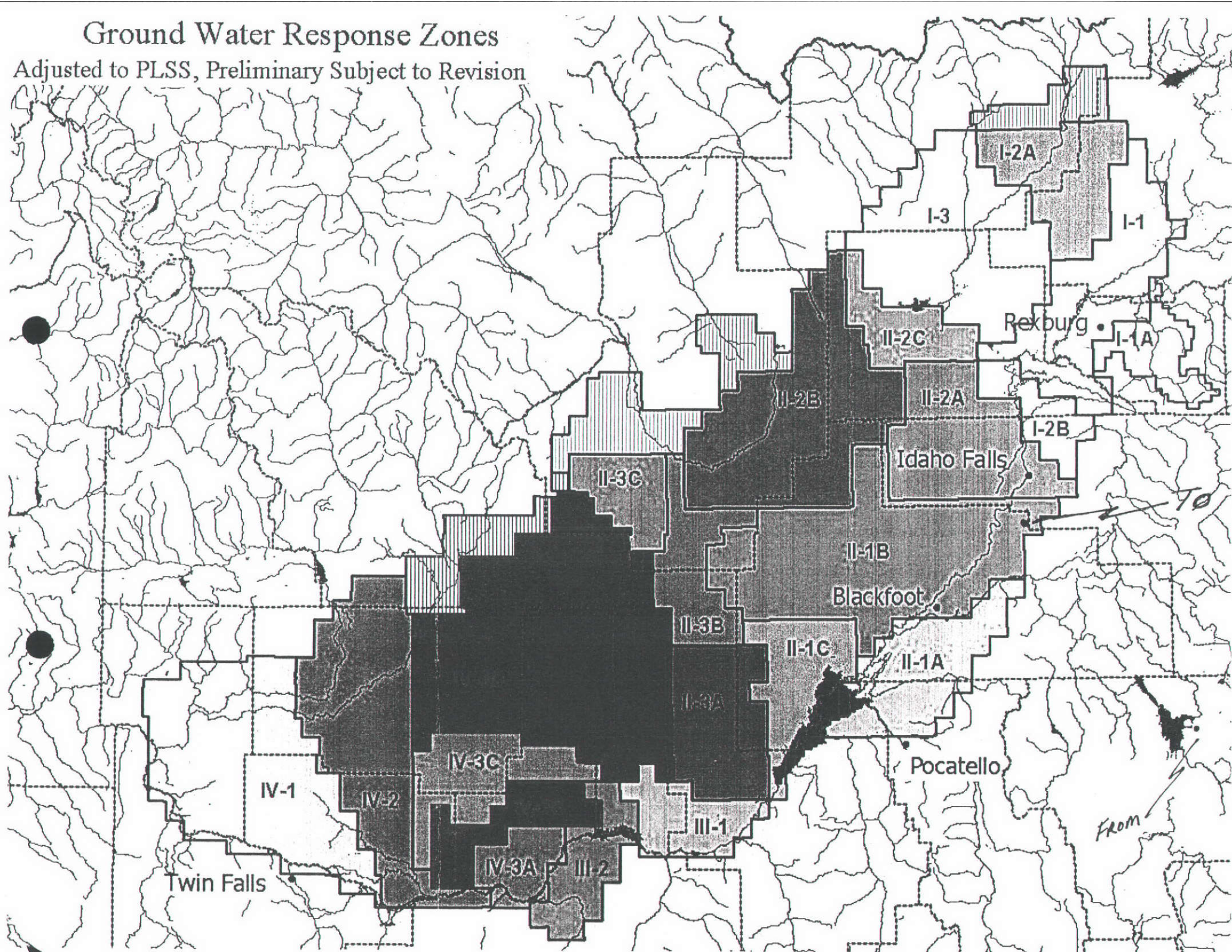
R. KEITH HIGGINSON
Director

Published in the Caribou County
Sun, Soda Springs, Idaho on
February 24 and March 3, 1977

MICROFILMED

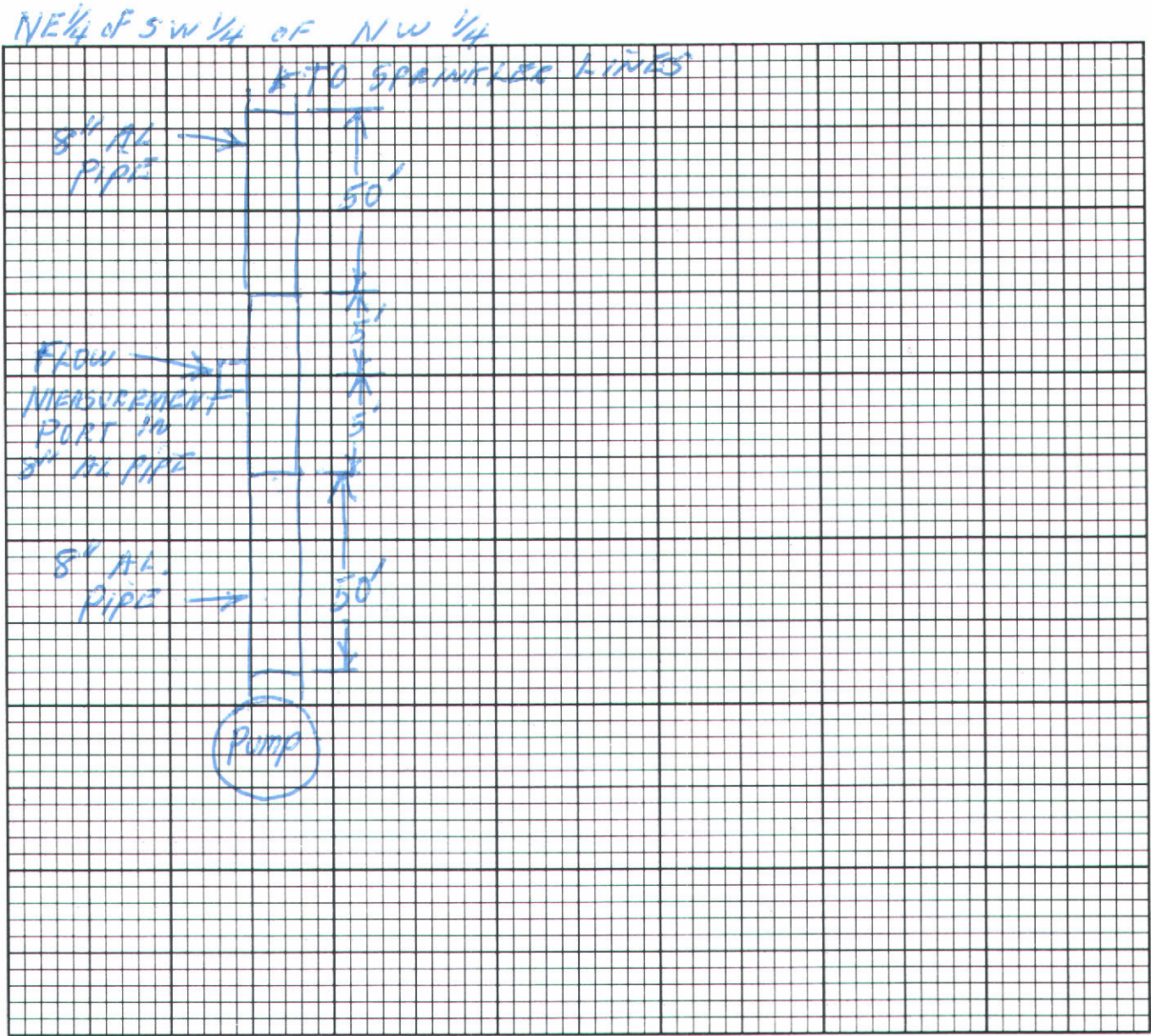
Ground Water Response Zones

Adjusted to PLSS, Preliminary Subject to Revision



10. Other water rights on these lands None
11. Other water right diverted from same p.d. None

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached
- ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks The irrigation system was approx 15' ft higher than the pump.

15. Recommended Amendments
- ☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None
- ☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Gary L. Stoen Date July 7, 1986

Consultant's License Number 1252

IDWR Director's Authorization to Conduct Beneficial Use Examination _____

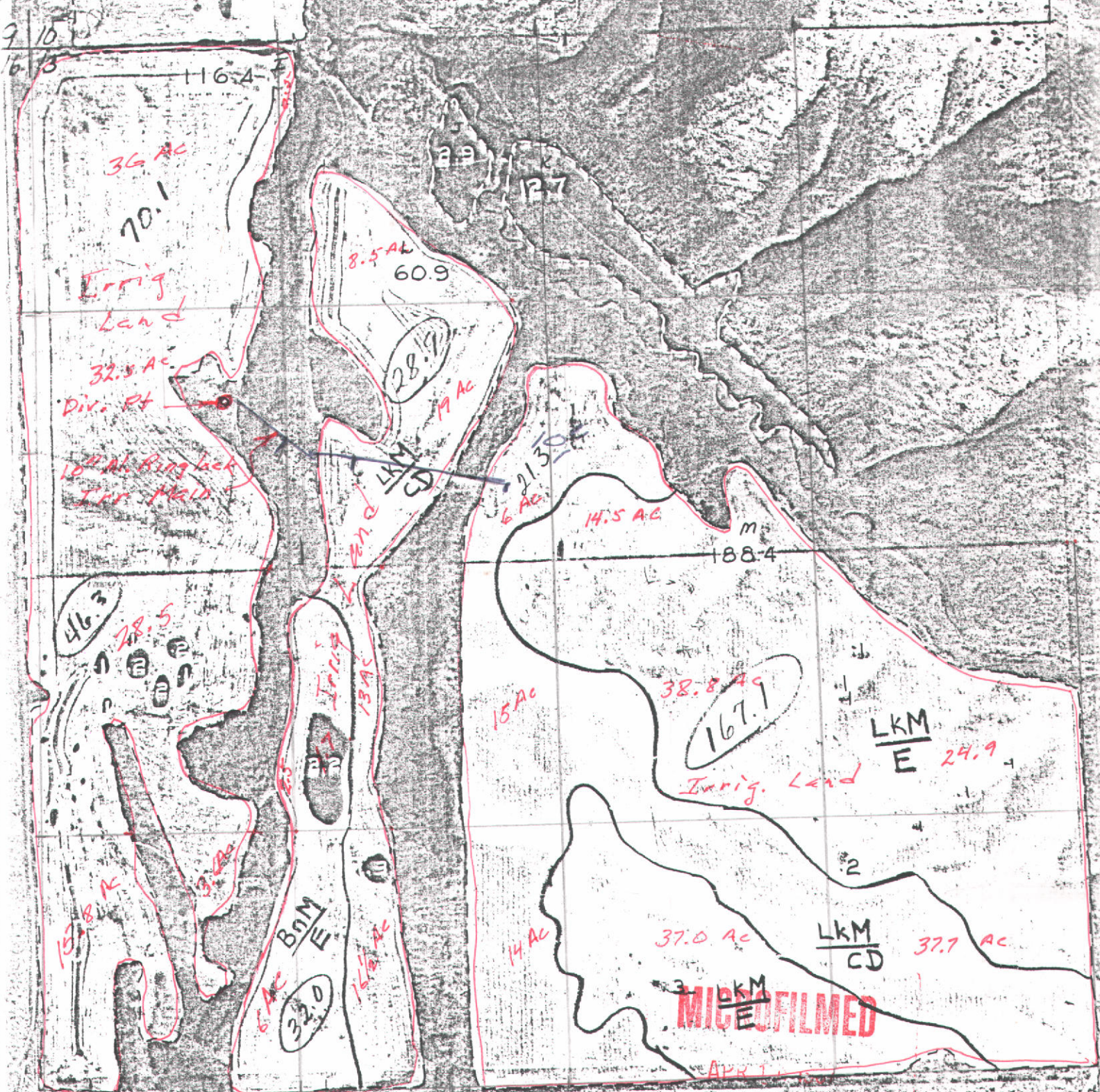
Date

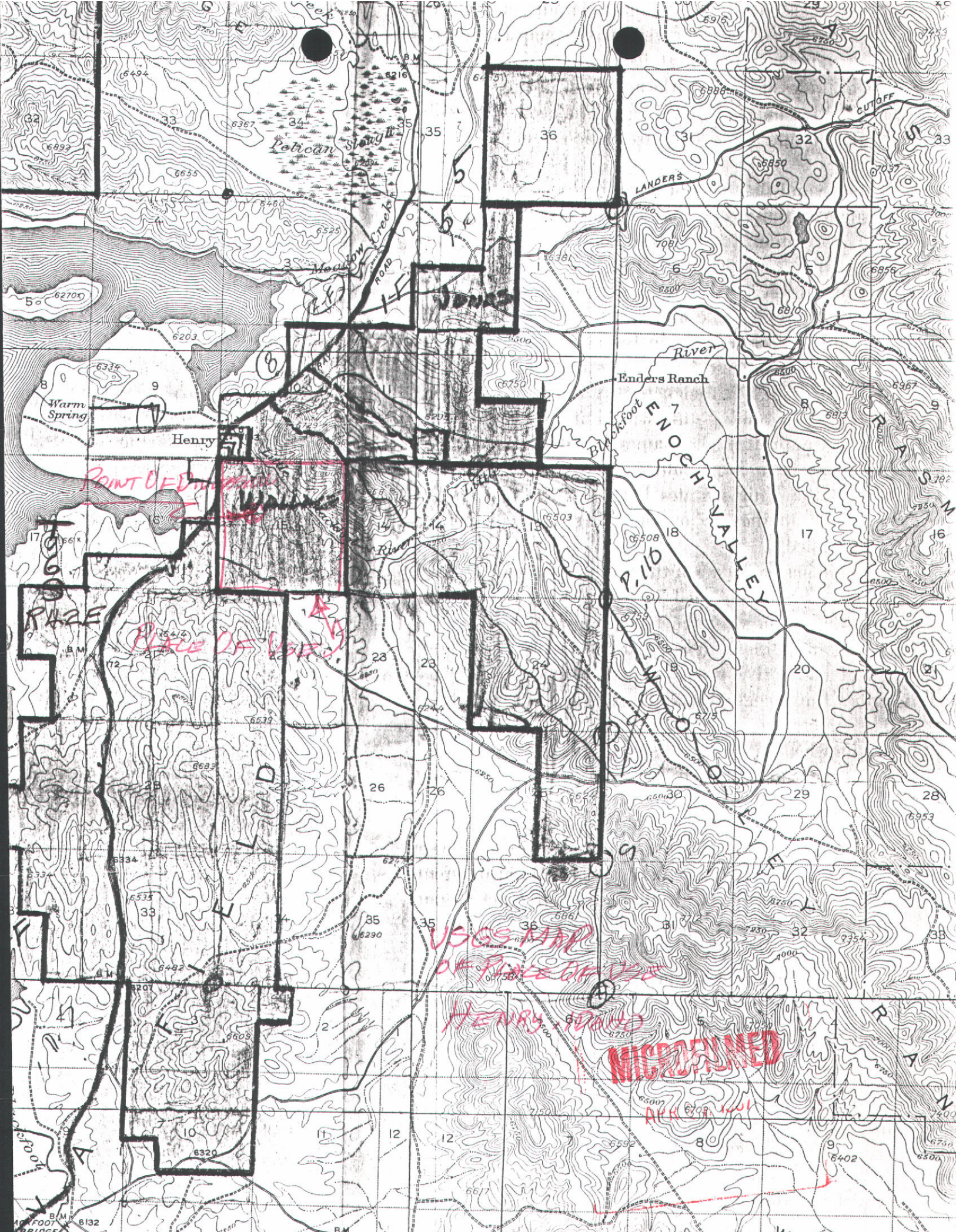
MICROFILMED

APR 10 1987



B281





APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant LEWIS BEIS Inc Phone (208) 525-8319

Post Office address 3808 E 65 St. Idaho Falls, Id 83406

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

- ☒ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes We need Commercial use water for a dairy (Cannon-Shelley properties) and the Lewis Bros. are selling us 45 acres worth of water right to cover that use

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
- 27-07073 B 2-11-1977 0.46 Commercial 1-1 to 12-31
- _____ to _____
- _____ to _____
- _____ to _____
2. Total amount of water being transferred 0.46 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

[illegible]

- 5.
- ~~Lands irrigated or place of use~~

[illegible]

Total Acres _____

PART 1

6. General Information:

a. Description of diversion system Well + pump to 4000 cows in
12 corrals and one milking barn

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
_____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

The amount of irrigation on this land is being cut
back, This change will have no effect on the land

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____

For the Director

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 27-07073

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.79 CFS	1107.0 AF

SOURCE

GROUNDWATER

Priority: 02/11/1977

LOCATION OF POINT(S) OF DIVERSION:SWNW , Sec. 15, Township 06S, Range 42E
CARIBOU CountyPLACE OF USE:

IRRIGATION

NE								NW								SW								SE								
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06S	42E	15				15				09	36	32	25			26	31	25	31			25	39	37	38						369.0	
																TOTAL ACRES										369.0						

CONDITIONS/REMARKS:

Describe any other water rights used for the same purpose as described above:

NONETo your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? NO If yes, describe:

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO, If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

B

1. amount 0.46 cfs for Irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SW	NW	15	6S	42E	Caribou	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	42E	15					9	36											45

Total Acres 45

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 3.33 cfs for Irrigation purposes from 4-1 to 11-1 'A'
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SW	NW	15	6S	42E	Caribou	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	42E	15			15				32	25	26	31	25	31	25	39	37	38	

Total Acres 324

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCE

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Commercial - Dairy Amount(cfs/af-ft) 0.46 cfs Hours/days/year 1-1 to 12-31
to

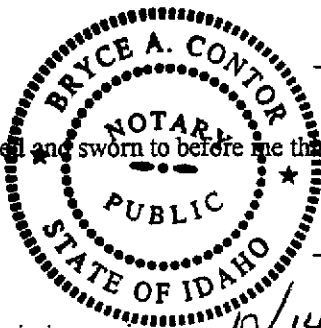
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

None - See Dairy information sheet which requires
106.5 af or 42.6 acres dried up for this dairy use
on 4000 cows.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Louis Bruce By Larry Louis
(Signature of Applicant)

Subscribed and sworn to before me this 1 day of September, 20 00

Bryce A. Contor
(Notary Public)

My commission expires 10/14/2005

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 5 attachments

Received by HCS Date 9-1-00 Protest filed by

Prelim. Check by Fee

Received by BAC E026132 Date 9/1/00 E026132

Published in Morning News Copies of protest forwarded by

Pub. Dates 9-14 & 9-21-00 Hearing held by Date

Watermaster recommendations requested on Recommended for ☐ approval ☐ denial

received by

Copy of transfer sent to lien holder

10/14/2005 9/1/00

WATER RIGHT LICENSE

Priority: February 11, 1977 **Amount:** 3.79 CFS 1107.0 AFA

SODA SPRINGS, ID 83276 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated February 11, 1977, and has submitted proof to the Department of Water Resources on February 12, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 3.79 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
6S	42E	15	SWNE 15	NENW 9	NWNW 36	SWNW 32	
			SENW 25	NESW 26	NWSW 31	SWSW 25	
			SESW 31	NESE 25	NWSE 39	SWSE 37	
			SESE 38				369

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 2ND day of April, 1987.

Director

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 27-7073

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

APR 10 1987

27 7073

Identification No. _____

Application No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Lewis Bros., Inc. Phone: 547-4629
post office address Box 362 SODA SPRINGS, IDAHO 83276
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15 Township 6 S
Range 42 E B.M. Caribou County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into Blackfoot Drainage at a point in SW $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 15 Township 6 S Range 42 E B.M. Caribou
4. Water will be used for the following purposes:
Amount 10 CFS for irrigation purpose from May 1 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 10 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well and pump
- b. Height of storage dam none feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 18 inches; proposed depth of well is 160 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 5000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: none hp under _____ feet of head.
(3) List number of each kind of livestock to be watered none
(4) Name of municipality to be served none, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: none

MICROFILMED

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6 S	42 E	15			40		20	40	40	40	40	40	40	40	40	40	40	40	500

Total number of acres to be irrigated 500

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

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

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

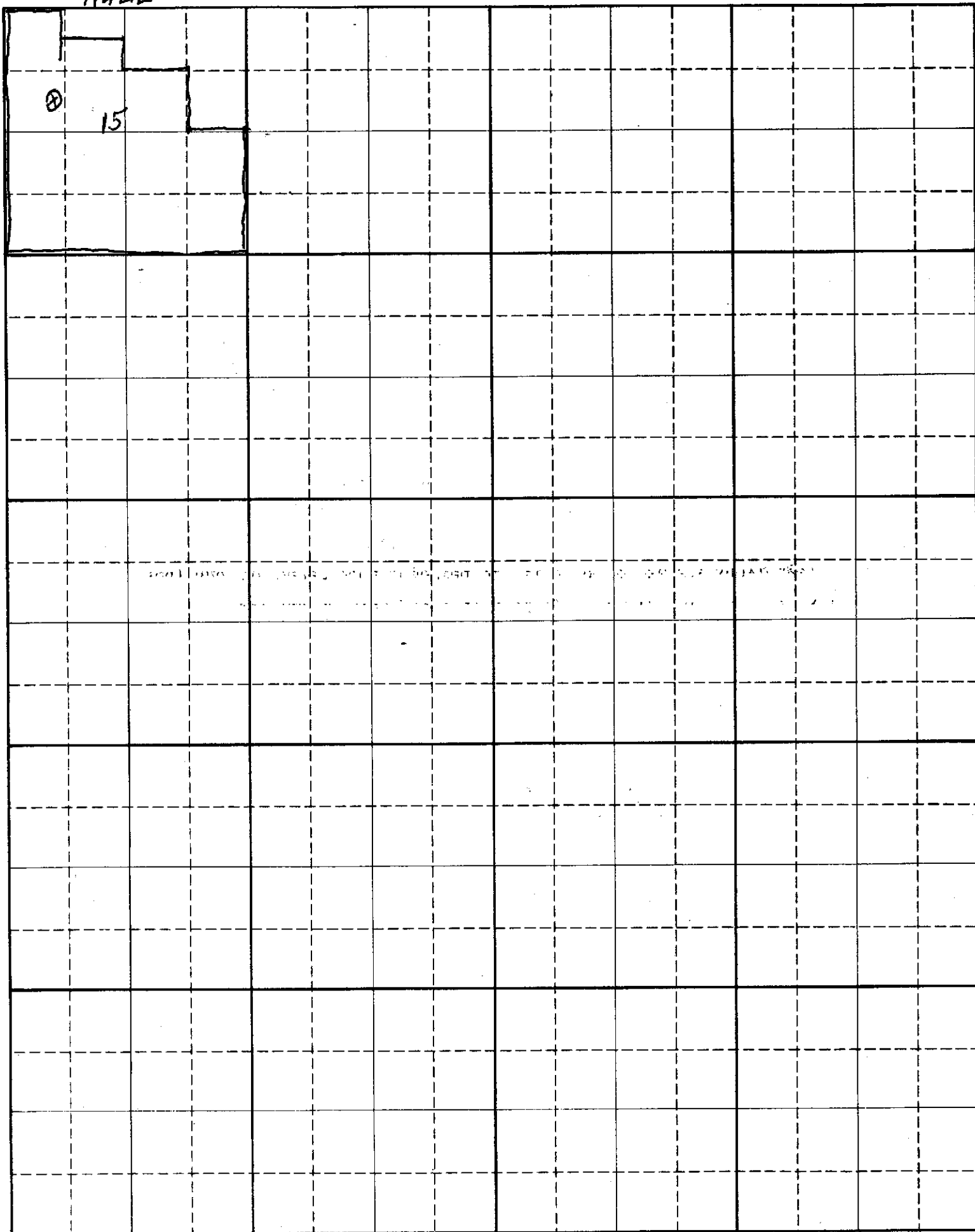
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks This well was drilled prior to 1961 by an unknown driller for Alma Lloyd (deceased) and has never been reported or filed on to owners knowledge. Have researched and have not been able to find any information on drillers log. Please check this hole location to see if you have a log report on it. It would be the only hole over (12") twelve inch in this (40A)SW 1/4 7 NW 1/4 Sec. 15 & 6 S R 42 E B.M. Also check to see if there has been a permit issued for irrigation from this well.

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

R42E

T6S



Scale: 2 inches equal 1 mile

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

Lewis Bros & Co. Bg
(Applicant)
Larry Lewis Pres.

Proposed Priority 2/11/77

Received by CU Date 2-11-77 Time 12:15p.

Preliminary check by EMC Fee \$ 115.00

Received by CU Date 2-11-77 # 4543

Publication prepared by CU Date 2-16-77

Published in Caribou County Sun

Publication dates Feb. 24 & Mar. 3, 1977

Publication approved me Date 3-7-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial EMC jg

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7073, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 82.

c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 28th day of March, 19 77.



Director

RECEIVED

MAR 4 1977

Department of Water Resources
Eastern District Office

Affidavit of Publication

County of Caribou }
State of Idaho } ss.

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County, that said
newspaper has been pub-
lished in said County uninterr-
ruptedly and continuously for
over seventy-eight consecutive
weeks, prior to the first publi-
cation of the annexed notice or
advertisement;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

24th day of

February, 19 77.

The date of the last publication

being the 3rd day of

March, 19 77.

Subscribed and sworn to be-

fore me this 3rd day

of March, 19 77.

Clayton Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1st day of March

19 80.

NOTICE OF APPLICATION FOR WATER PERMIT No. 27-7073

Notice is hereby given that
Lewis Bros., Inc., Soda Springs,
Idaho have on 2-11-77 submitted
Application No. 27-7073 for a
permit to appropriate 10.0 cu
bic feet per second of water
from a ground-water source by
means of well and pump within
SW 1/4 NW 1/4, Sec. 15, T. 6S, R.
42E, B.M., Caribou County, to
be used from May 1 to Oct. 15,
for the irrigation of 500 acres
within the SW 1/4 NE 1/4, NW 1/4,
S 1/2, Sec. 15, T. 6S, R. 42E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 1515 Lincoln Road,
Boise Falls, Idaho 83401 on or
before March 14, 1977.

R. HETH HIGGINSON
Director

Published in the Caribou County
Sun, Soda Springs, Idaho on
February 24 and March 3, 1977



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

RECEIVED

OCT 13 2000

Department of Water Resources

EASTERN REGION

October 11, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEWIS BROTHERS INC
3808 E 65 SOUTH
IDAHO FALLS ID 83406

RE: Application for Transfer No.: 5838

Dear Applicant:

Enclosed please find copies of the protests filed against the above referenced application for transfer of a water right. You should be aware that the following are the items we can consider at a conference and/or hearing in either approving or denying an application for transfer:

- 1) Are other water rights injured by the transfer?
- 2) Does the change constitute enlargement in the use of the original water right?
- 3) Is the change consistent with the conservation of water resources within the state of Idaho?
- 4) Does the change conflict with the local public interest?

The applicant must be prepared to present evidence and/or testimony addressing each of the four items should an additional hearing be necessary. You will be notified at a later date as to the time and place set for conference and/or hearing.

If we may be of further assistance, please contact us.

Respectfully submitted,


HAROLD W. JONES
Water Rights Supervisor

HWJ:sc

cc: IDWR State Office



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161 • Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

October 11, 2000

KARL J. DREHER
DIRECTOR

JOHN A ROSHOLT
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

RE: Application for Transfer No. 5838

Dear Protestant:

This letter acknowledges receipt of the protest filed by you against the above referenced applications for transfer. The following are the principle items considered by the Department at a conference and/or hearing in either approving or denying an application for transfer:

1. Are other water rights injured by the transfer?
2. Does the change constitute enlargement in the use of the original right?
3. Is the change consistent with the conservation of water resources within the state of Idaho?
4. Does the change conflict with the local public interest?

The protestant must be prepared to present proof of the allegations involving one or more of the items. You will be notified at a later date as to the time and place set for conference and/or hearing.

In addition, Rule 302 of the Department's Rules of Procedure requires a protestant to send a copy of the protest to the applicant in question. The address is as follows:

LEWIS BROS INC
3808 E 65 S
IDAHO FALLS ID 83406

Page 2

If we may be of further assistance, please contact us.

Respectfully submitted,


HAROLD W. JONES
Water Rights Supervisor

HWJ:sc

cc: IDWR - State Office

Received 9-29-00
By JE Stanton
Receipt 5023422

John A. Rosholt
ROSHOLT, ROBERTSON & TUCKER
P. O. Box 1906
Twin Falls, Idaho 83703-1906
Telephone: (208) 734-0700
Facsimile: (208) 736-0041
ISB # 1037
j:\hms\protest\lewis bros.

Attorneys for Twin Falls Canal Company and
North Side Canal Company

RECEIVED

SEP 29 2000

Department of Water Resources
Southern Region

RECEIVED

OCT 02 2000

Department of Water Resources
Eastern Region

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF)
LICENSE NO. 27-07073B)
and TRANSFER NO. 5838)
IN THE NAME OF)
LEWIS BROS INC.)

NOTICE OF
OF PROTEST

TWIN FALLS CANAL COMPANY (hereinafter "TFCC") and NORTH SIDE CANAL
COMPANY (hereinafter "NSCC"), by and through their attorneys, Rosholt, Robertson & Tucker,
file their Notice of Protest to the approval of the above-numbered Application for Transfer filed
by Lewis Bros Inc. The basis for TFCC and NSCC's protest is as follows:

1. The proposed change in point of diversion, place of use, and nature of use of the
waters described in the aforesaid application may violate all or portions of the criteria set forth in
Idaho Code Section 42-222;

2. The proposed change in point of diversion, place of use, and nature of use may adversely impact TFCC and NSCC's water rights.

3. The attached Response Zone Map indicates that approval of the transfer will increase the impacts to TFCC and NSCC's prior water rights; and

4. For such other and further reasons as may be set forth at the hearing on this matter.

DATED this 29th day of September, 2000.

ROSHOLT, ROBERTSON & TUCKER

By: John A. Rosholt
John A. Rosholt

CERTIFICATE OF MAILING

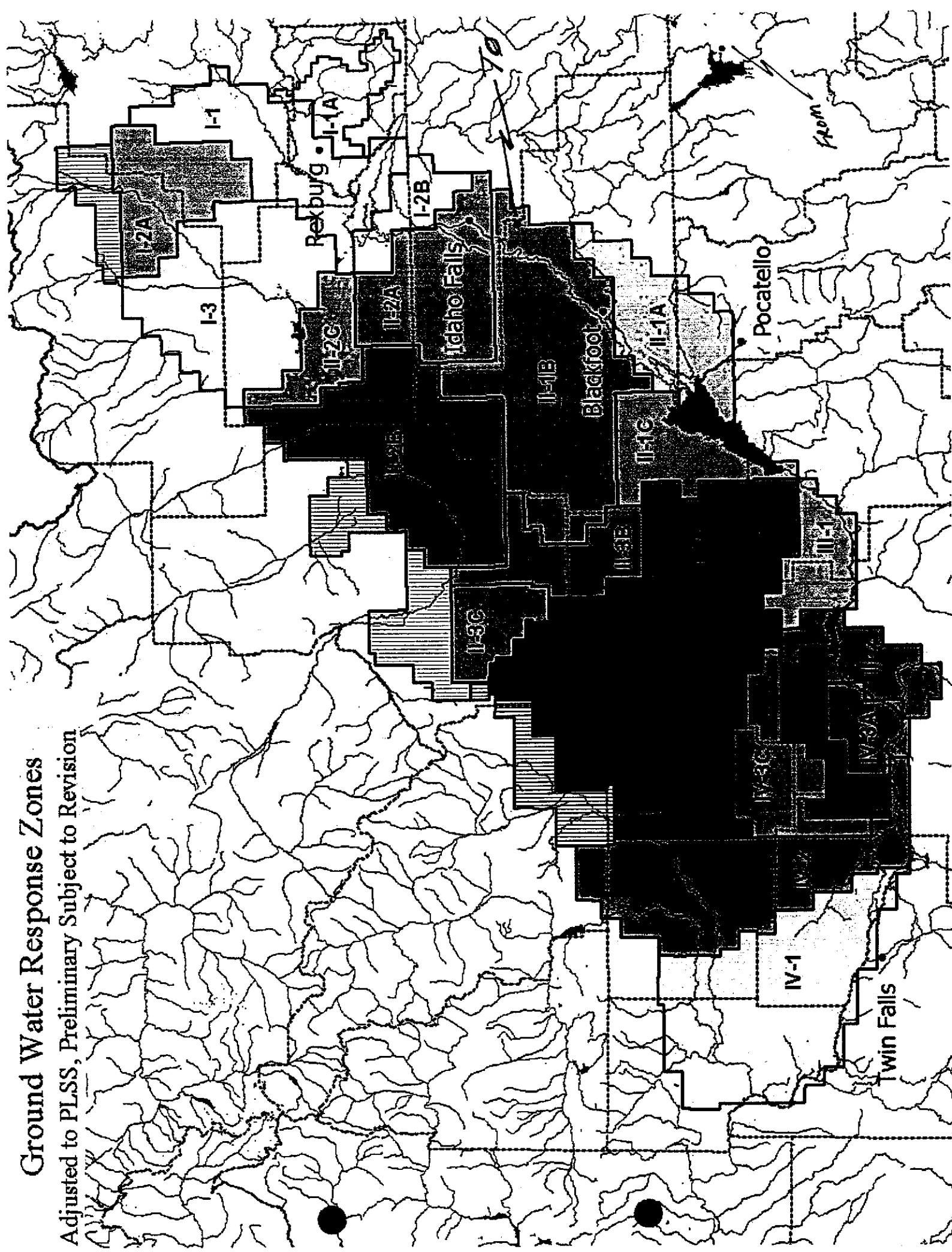
I hereby certify that on this 29 day of September, 2000, I served a copy of the foregoing NOTICE OF PROTEST, by depositing same in the United States mail, postage prepaid, in an envelope, addressed to the following:

Lewis Bros Inc.
3808 E 65 South
Idaho Falls, ID 83406

Idaho Department of Water Resources
900 N. Skyline Drive
Idaho Falls, ID 83402
(original filed at Southern Regional Office)

John A. Rosholt
John A. Rosholt

Adjusted to PLSS, Preliminary Subject to Revision



RECEIVED

SEP 25 2000

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

**NOTICE OF PROPOSED CHANGE
OF A WATER RIGHT
TRANSER NO. T5838**

Notice is hereby given that Lewis Bros., Inc., 3808 E. 65 South, Idaho Falls, Idaho, 83406, has applied to the Department of Water Resources to change the point of diversion, to change the place of use and to change the nature of use of a ground water source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 27-02410

Source: Groundwater

Amount: 3.79 cfs

Priority: 02/11/1977

Point(s) of Diversion: SWNW, Sec. 15, T06S, R42E, CARIBOU COUNTY. The water is used for irrigation for 369 acres within Sec. 15, T06S, R42E.

TO BE CHANGED AS FOLLOWS:

The applicant is drying up 45 acres of land in the N1/2 NW1/4, Sec. 15 T06S R42E. This water (0.46 cfs) will be applied to commercial use for a dairy in the SENW, Sec. 30, T01N, R37E.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Drive, Idaho Falls, Idaho, 83402, together with a protest fee of \$25 on or before October 2, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

(4762)

Pub.: 9/14, 21

Legals

AFFIDAVIT OF PUBLICATION

County of Bingham)

ss

State of Idaho)

I, Jacqueline Graham do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said

newspaper 2 consecutive Weeks the first publication having been made on the 14th day of Sept 2000, and the last publication having been made on the 21st day of Sept 2000; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published, in the newspaper and not in a supplement.

Jacqueline Graham
On this 21st day of Sept, in the year of 2000, before me a Notary Public of the State, personally appeared Jacqueline Graham, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me the first duly sworn, declared that the statements therein are true, and acknowledged to me that the executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires
June 19, 2004
Affidavit Processing Fee.....\$5.00

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT TRANSFER NO. T5838

Notice is hereby given that Lewis Bros Inc, 3808 E 65 South, Idaho Falls ID 83406, has applied to the Department of Water Resources to change the point of diversion, to change the place of use and to change the nature of use of a ground water source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 27-02410 Source: Ground water
Amount: 3.79 cfs Priority: 02/11/1977
Point(s) of Diversion: SWNW SEC 15 T06S R42E, CARIBOU COUNTY
The water is used for irrigation for 369 acres within SEC 15 T06S R42E.

TO BE CHANGED AS FOLLOWS:

The applicant is drying up 45 acres of land in the N ½ NW ¼ SEC 15 T06S R42E. This water (0.46 cfs) will be applied to commercial use for a dairy in the SENW SEC 30 T01N R37E.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr., Idaho Falls, ID 83402, together with a protest fee of \$25 on or before October 2, 2000. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Morning News on September 14 and 21, 2000.



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 6, 2000

LEWIS BROS INC
3808 E 65 SOUTH
IDAHO FALLS ID 83406

RE: Application for Transfer #5838

Dear Applicant:

This office is currently in the process of advertising the application in the Morning News on September 14 and 21, 2000. The advertisement will be published once a week for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

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

Sincerely,

A handwritten signature in cursive script that reads "Harold W. Jones".

Harold W. Jones
Water Right Supervisor

HWJ::sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

September 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before October 2, 2000.

Respectfully submitted,

Sharla Cox
Administrative Assistant

Enc.



April 3, 1987

LEWIS BROS., INC.
275 N. HOOPER
SODA SPRINGS, ID 83276

RE: Permit No. 27-7073

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 10 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

January 28, 1987

RE: Permit No. 27-7073

Lewis Bros., Inc.
275 N. Hooper
Soda Springs, ID 83276

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 10 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
OCT 21 1986

27-7073
Permit No.

Department of Water Resources

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

By McCrometer meter; 1700 gpm or 3.79 cfs ✓

allow 3.79 cfs for licensing of 368.6 acres

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 368.6 \text{ acres} \times 3.0 \text{ af/a} = 1105.8 \text{ af} \checkmark \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.79 \text{ cfs} \times 214 \text{ d} \times 1.9835 = 1600 \text{ af} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{1105.8 \text{ af}} \end{aligned}$$

$$369 \times 3.0 = 1107.0$$

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use: NA. ✓

- b) Other water rights with same point of diversion: NA. ✓

- c) Analysis:

MICROFILMED

APR 10 1987

10 day

- Date 11/20/86

OCT 21 1986

Department of Water Resources

Permit No. 27-7073

Phone No. 547-3626

1. Owner: Lewis Bros. Inc. Phone No. 547-3626
Current Address: 275 N. Hooper Soda Springs, ID 83276
2. Accompanied by: Larry Lewis EXAM. DATE: 8/6/79
Address: 275 N. Hooper, Soda Springs, ID Phone No. 547-4629
Relationship to Permit Holder: Owner
3. Source: Groundwater @ Henry tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #1	Detroit	175	GVA-8254	Johnson	8" Disch.

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
8 - 4" 1/4 Mile Hand Lines

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
McCrometer				3-049-009		

7. Measurements 1700 gpm (3.79 cfs) ☐ Additional data/computation sheets attached

- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

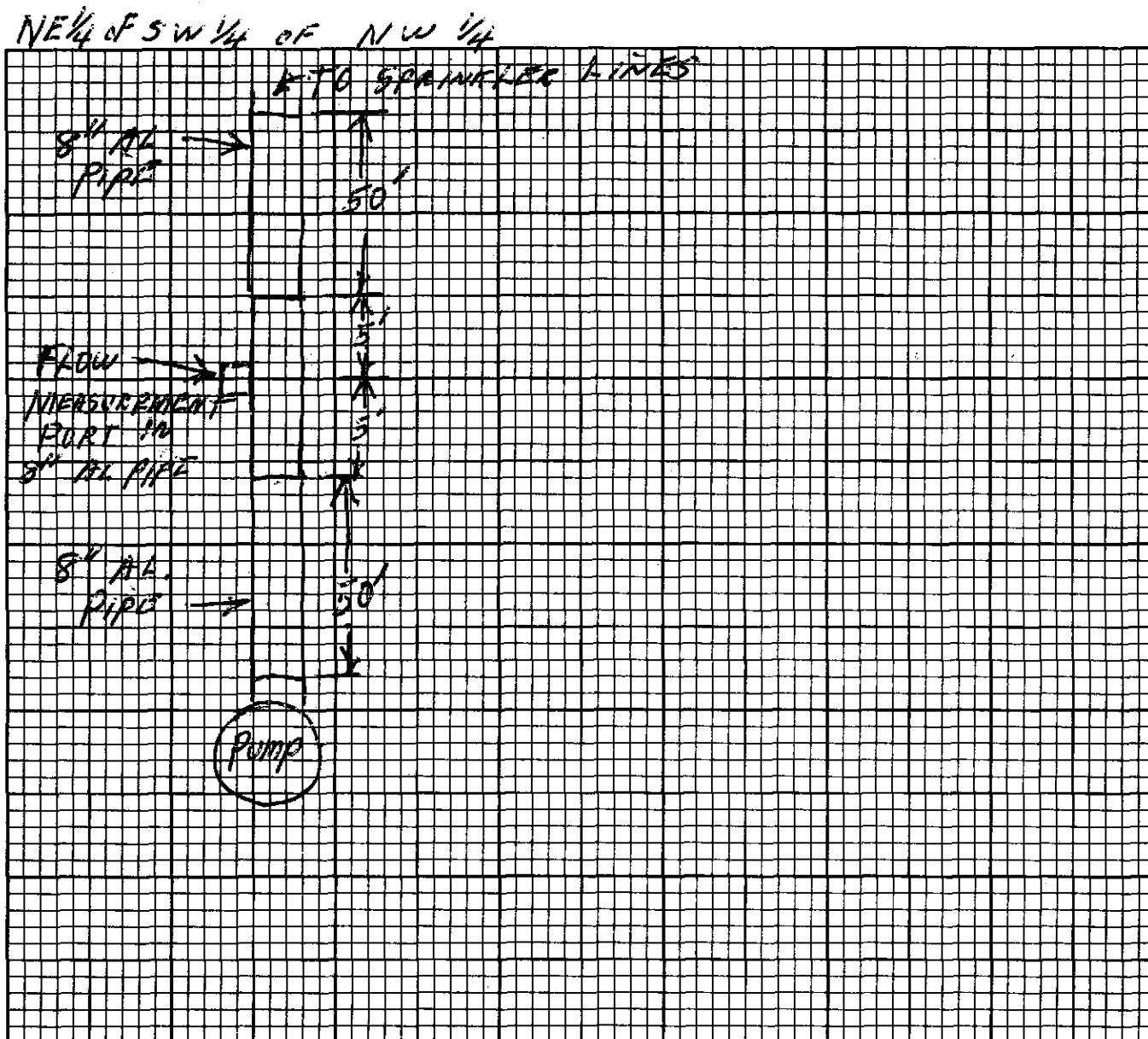
[illegible]

- | Place(s) of Use: | | Indicate Method of Determination <u>Planimeter Aerial Photo</u> | | | | | | | | | | | | | | | | | |
|------------------|------|---|--------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------|
| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| 6S | 72E | 15 | 0 | 0 | 45 | 0 | 9 | 36 | 325 | 25 | 263 | 31 | 264 | 8.5 | 249 | 32E | 37 | 31.7 | 368.6 Ac |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | Total Acres <u>368.6</u> | | | | | | | | | | | | | | | | |

10. Other water rights on these lands None

11. Other water right diverted from same p.d. None

12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ **Photo of Diversion & System Attached**

☒ **Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached**

10. Remarks The irrigation system was approx 15'0 ft higher than the pump.

15. Recommended Amendments

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

16. Examiner's/Consultant's Signature Ray V. Storr Date July 7, 1986

Consultant's License Number 12526

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

WOLFBLUT

APR 11 1964



January 29, 1982
Soda Springs, Idaho

Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Idaho Department of Water Resources
FEB 18 1982

Dear Sirs:

I Certify the following flow measurements were observed by myself.

The measurements were made using a McCrometer, Pat. # 3-049-009. McCrometer Corp., 3255 W Stetson Ave., Hemet, Cal. 92343.

Permit # 27-7073:

Point of diversion: SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 15, T 6 S, R. 42 E.B.M.; Flow - 1700 GPM (3.79cfs). Reading taken on August 6, 1979.

These measurements were made for Lewis Bros., Inc. 275 N. Hooper, Soda Springs, Idaho 83276.



By: Gary L. Stoor P.E.

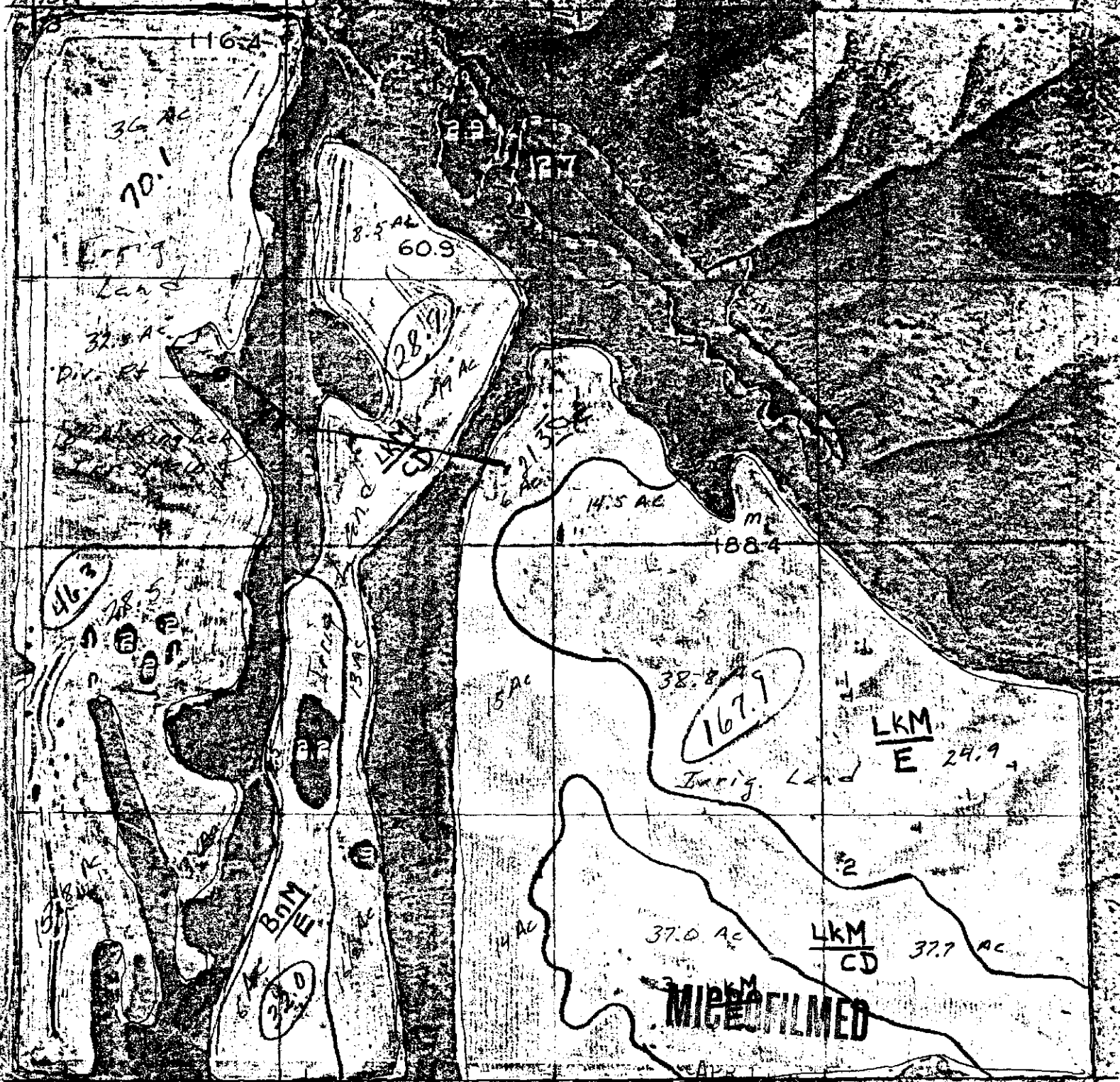
Gary L. Stoor
Soda Springs, Idaho

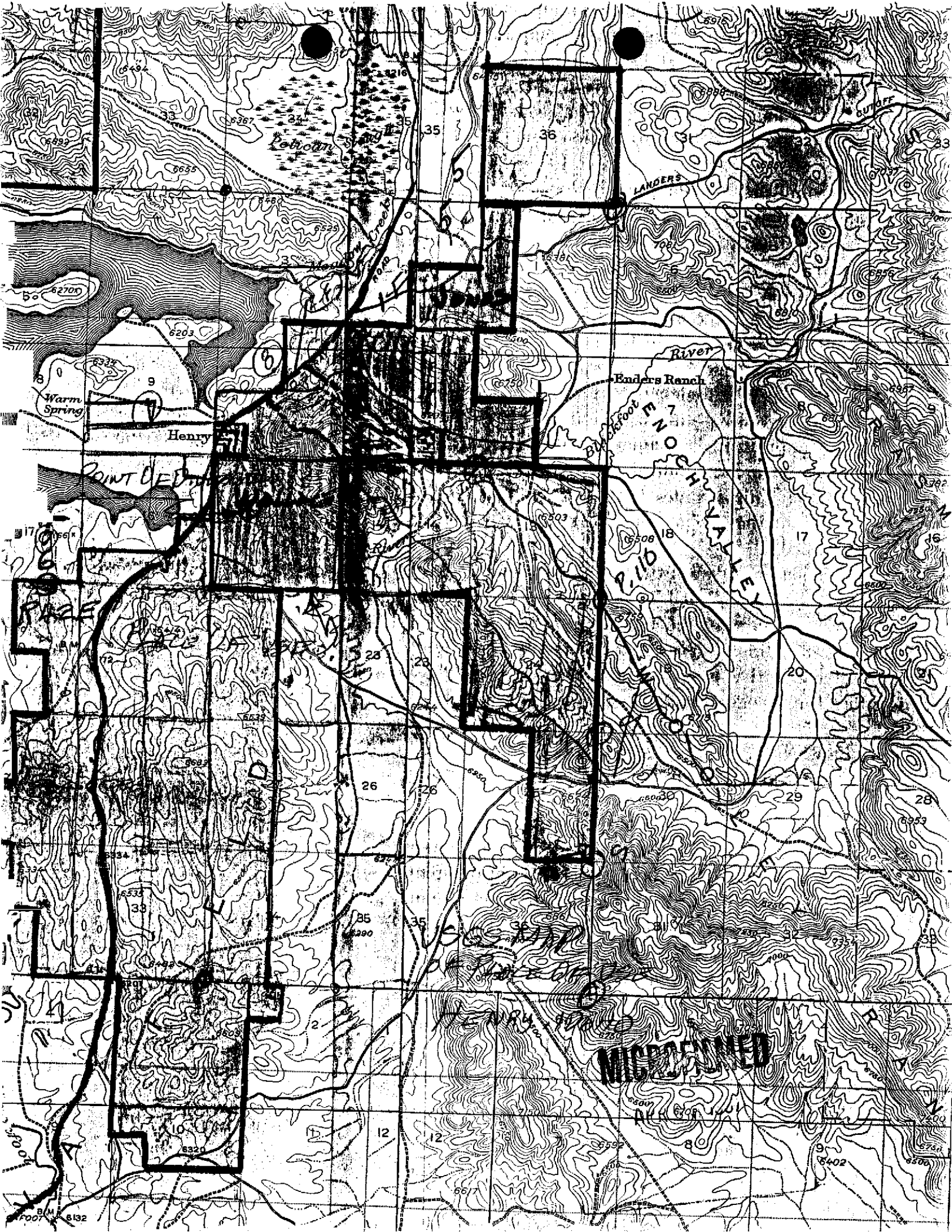
MICROFILMED

APR 10 1981

B281

7-10-70







State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

27-7073

LEWIS SPROS., INC.
275 N. HOOPER AVE.
SODA SPRINGS, ID 83276

Mailing address:
Statehouse
Boise, Idaho 83720

138143

April 17, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

APR 10 1981



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

March 30, 1982

RE: Permit No. 27-7073
27-7074

Lewis Brothers Inc.
275 N. Hooper Avenue
Soda Springs, Id. 83276

Gentlemen:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

BOBBIE R. STEPHENS
Principal Clerk

cc: IDWR - State Office

MICROFILMED

APR 10 1982

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 27-7073

Name(s) of Permit Holder: LEWIS BROS INC

Post Office Address: 275 NO HOOPER AVE.

SODA SPRINGS, IDAHO 83276

Source of Water: GROUND WATER

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

2/10/82
Lewis Bros Inc.
By Henry C. Lewis Pres.

PLACE
TEN CENT
STAMP
HERE

LEWIS BROS INC

275 NO HOOPER AVE

SODD SPRINGS, IDAHO 83276

MICROFILMED
APR 10 1981



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138962

LEWIS BROTHERS INC.
P.O. BOX 362
SODA SPRINGS, ID 83276

DECEMBER 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 27-7073 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

APR 10 1981



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 334-4440

19 May, 1981

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL JR., P.E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

Northern Region Office
Rt. #5 Box 203, Government Way
Coeur d'Alene, Idaho 83814

Southern Region Office
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301

Eastern Region Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

Western Region Office
92 South Cole Road
Boise, Idaho 83705

MICROFILMED

APR 10 1981

April 1, 1977

Re: Permit No. 27-7073

Lewis Brothers, Inc.
Box 362
Soda Springs, ID 83276

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 27-7073. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

APR 11 1977
FLEENOR
WATER RIGHTS
DIVISION
IDAHO DEPT. OF
AGRICULTURE
BOB FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) EMC 2/11/77

In form to receipt YES.

(2) EMC 2/11/77

Send Copies to:

☒ Idaho State Health Department
☒ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) EMC 2/11/77

☒ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
☒ Request Information from Applicant

(4) EMC 2/11/77

In form for advertising YES.

(5) _____

Platted on Map No. 65 42E BASIN.

(6) EMC 2/11/77

Located within Water District No. _____

(7) EMC 2/11/77

Critical groundwater area: yes _____ no X

(8) EMC 2/11/77

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) No observation wells in that area.

(9) EMC 2/11/77

Other rights on the same place of use - NO evidence of groundwater rights, none platted

(10) _____

Comments: _____

(11) Cal 304-77

Affidavit of Publication received (date) Mar. 4, 1977

(12) RDC 3/14/77

Final date for protests March 14, 1977

Protests received: yes _____ no _____

(13) 11 11

All requested information received from agencies or applicant: yes OK no _____

(14) 11 11

Action recommended:

☒ Approve _____ Deny

2/11/77 proposed Priority

Reason for Reduction _____

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District E

By RDC

Date 3/19/77

MICROFILMED

*Copy
M. R. 417*

February 18, 1977

RE: Application for Permit No. 27-7071)
27-7072) LEWIS BROS.
27-7073)
Application for Permit No. 29-7371 GILBERT

Caribou County Sun
P.O. Box 815
Soda Springs, Idaho 83276

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 3-14-77 by CW

RDC:CW

Enc: Legal Notice (4)

**NOTICE OF APPLICATION
FOR WATER PERMIT
No. 27-7073**

Notice is hereby given that Lewis Bros., Inc., Soda Springs, Idaho have on 2-11-77 submitted Application No. 27-7073 for a permit to appropriate 10.0 cubic feet per second of water from a ground-water source by means of well and pump within SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T. 6S, R. 42E, B.M., Caribou County; to be used from May 1 to Oct. 15 for the irrigation of 500 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 15, T. 6S, R. 42E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before March 14, 1977.

R. KEITH HIGGINSON
Director

Published in the Caribou County
Sun, Soda Springs, Idaho on
February 24 and March 3, 1977

RECORDED
INDEXED
MAR 10 1977
IDAHO DEPT. OF WATER RESOURCES

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lewis Bros., Inc.,

Soda Springs, Idaho

have ~~has~~ on 2-11-77 submitted Application No. 27-7073
for a permit to appropriate 10.0 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source
by means of well and pump
within the SW 1/4, Sec. 15, T. 6S, R. 42E, B.M., Caribou County;

to be used from May 1 to Oct. 15
for the irrigation of 500 acres

within the SW₄NE₄, NW₄, S₁, Sec. 15, T. 6S, R. 42E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before March 14, 1977

R. KEITH HIGGINSON

Director

Published in the **Caribou County Sun, Soda Springs, Idaho**

on February 24 and March 3, 1977

NOT FILMED

me. J.
me. A.
me. C.

February 17, 1977

RE: Applications for Permit No. 27-7071, 27-7072 and 27-7073

Lewis Bros., Inc.
Box 362
Soda Springs, Idaho 83276

Dear Mr. Lewis:

Attached herewith is departmental receipt No. 4543 in the amount of \$305.00 for the above referenced applications.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

Attachment

RECEIVED

FEB 11 1977

Department of Water Resources
Eastern District Office

Lewis Bros. Inc.
P.O. Box 302
Soda Springs, Id.

Idaho Dept. of Water Administration
1515 Lincoln Road
Idaho Falls, Idaho 83401

Dear Sirs:

We are enclosing three applications for water permits located on our farm. We are also enclosing a fee of \$95. each for 2 permits and \$115. for 1 permit for a total of \$305.00. We would appreciate your immediate attention in processing these permits as we would like to use the water for the 1977 irrigation season.

Thank You.

Larry C. Lewis, Pres.
Lewis Bros. Inc.

RECEIVED

3/79

IDENT. NO. 27-7093

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]