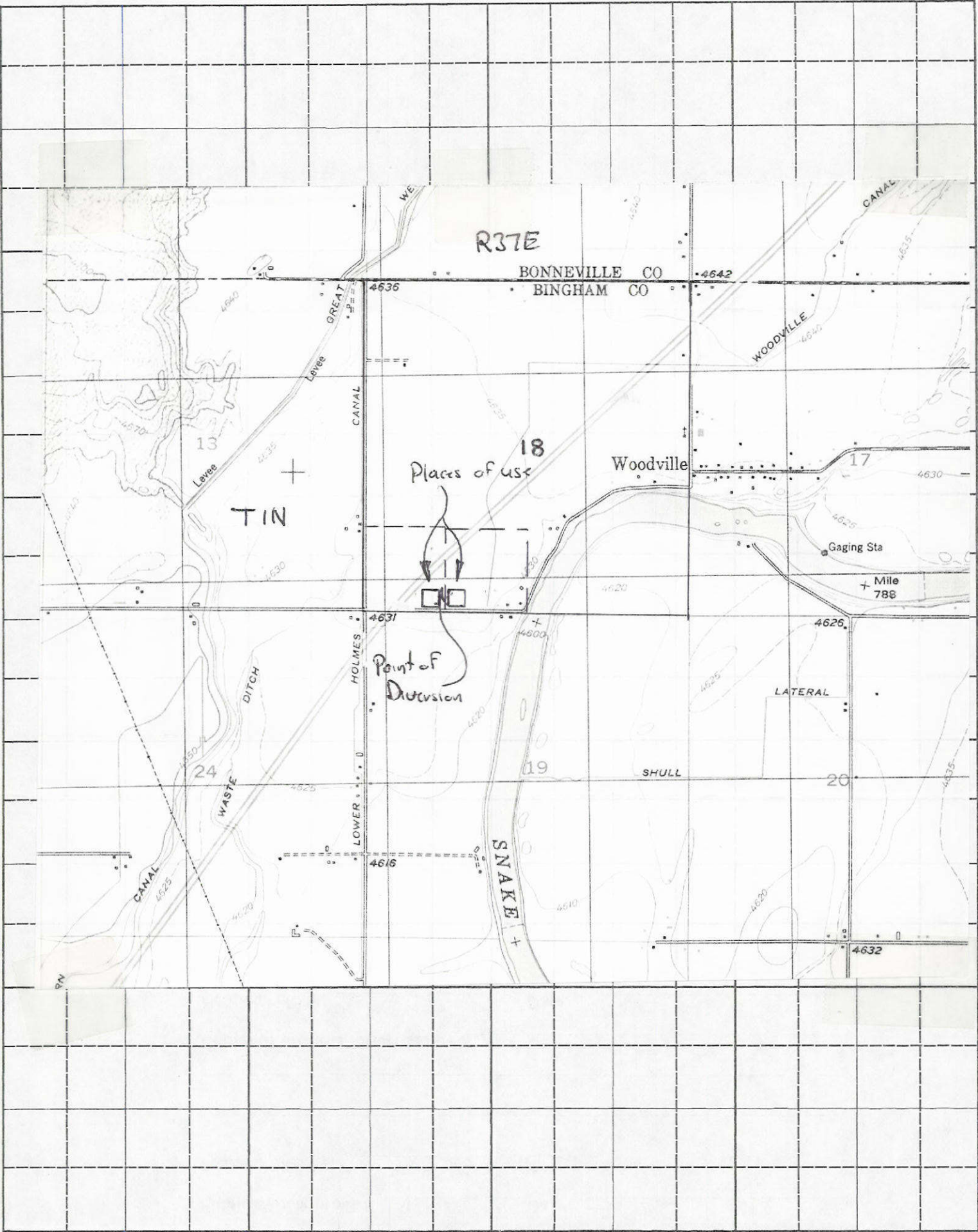


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



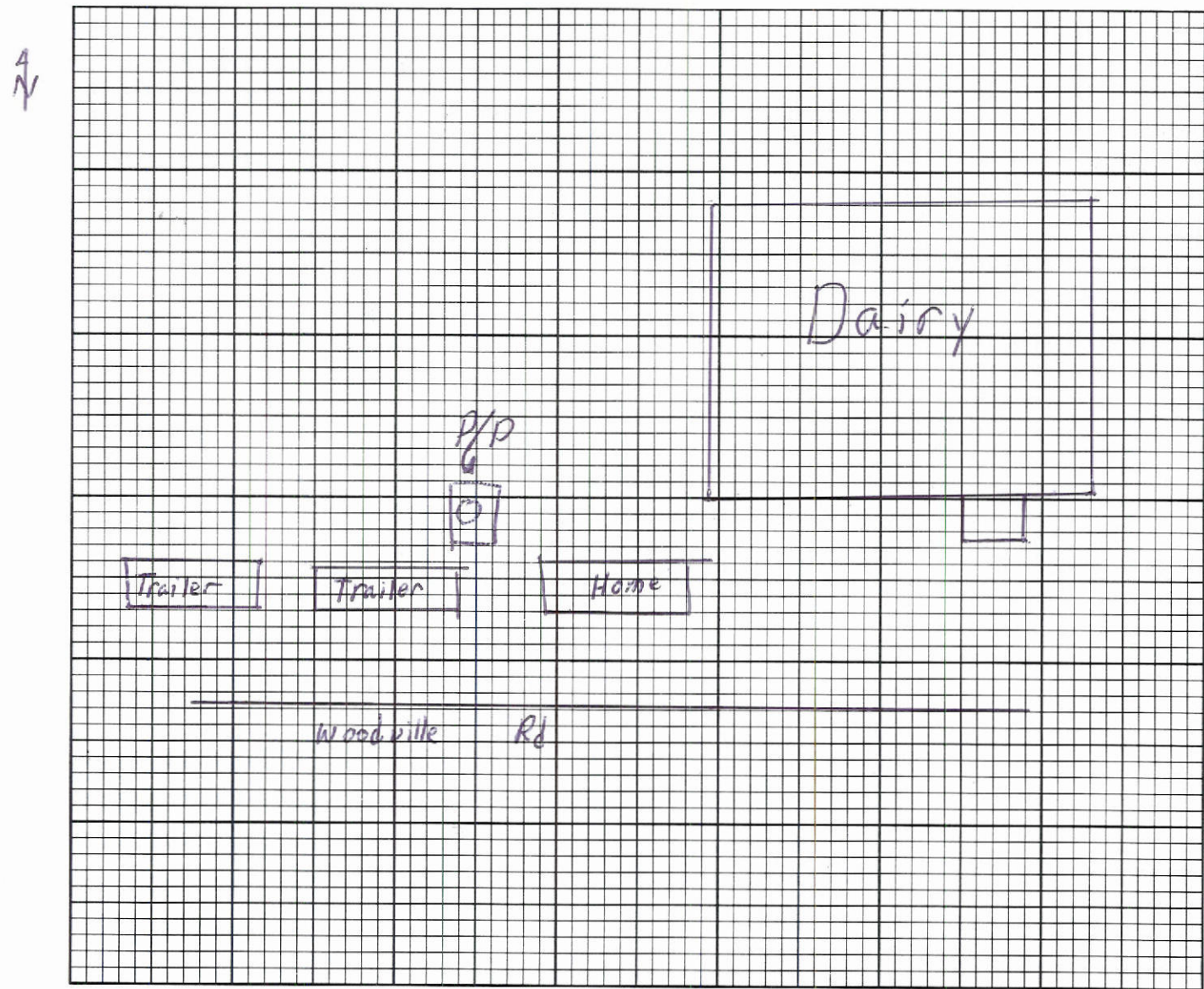
Scale: $\frac{1}{2}$ inches equal 1 mile.
 $\frac{25}{8}$

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.

Charles H. Shumway
(Applicant)

MICROFILMED

10. Other water rights on these lands Woodville Canal Co.
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 Lift near 100'
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 John W. Arambam Date 7-17-86

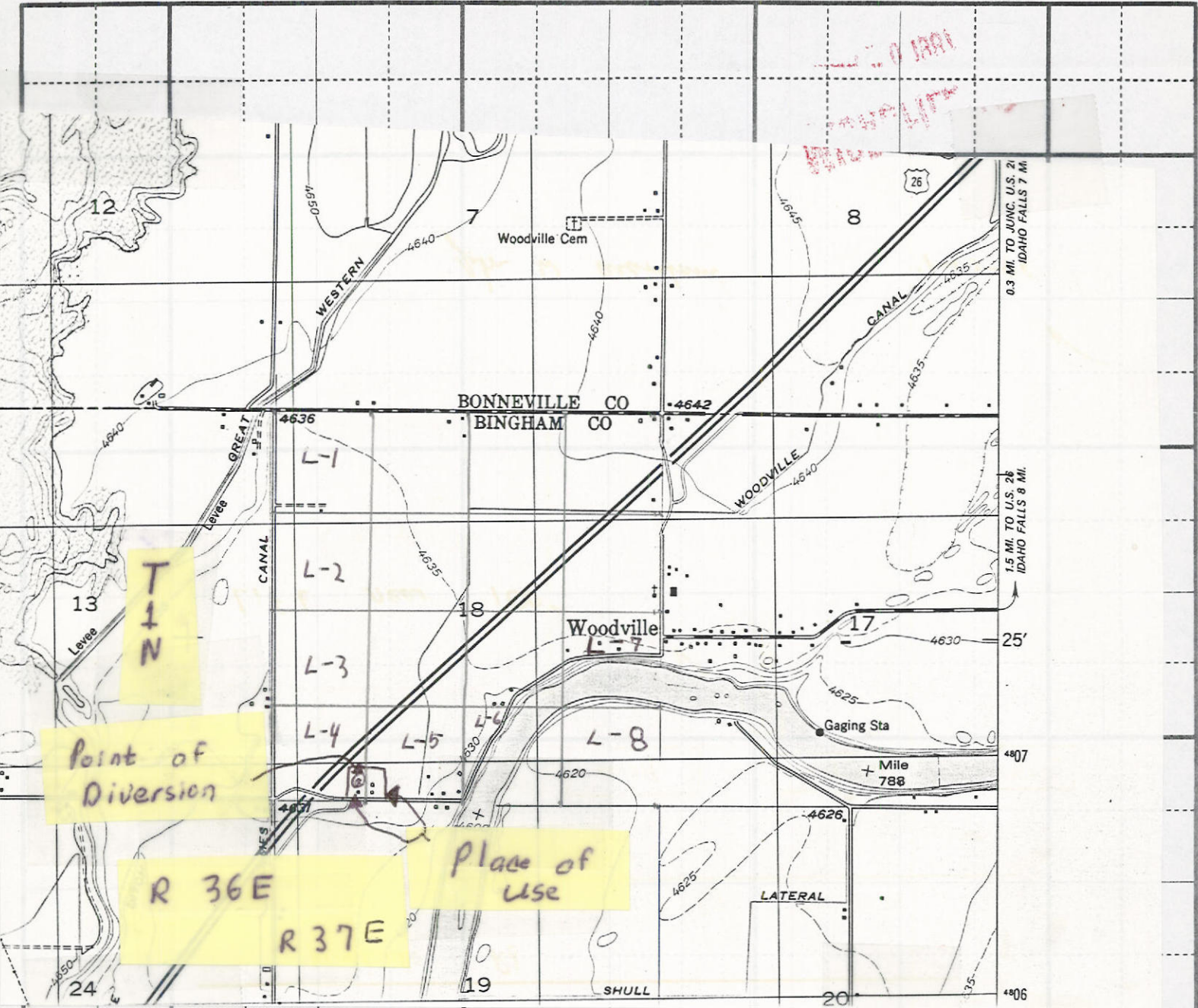
Consultant's License Number _____

IDWR Director's Authorization to Conduct

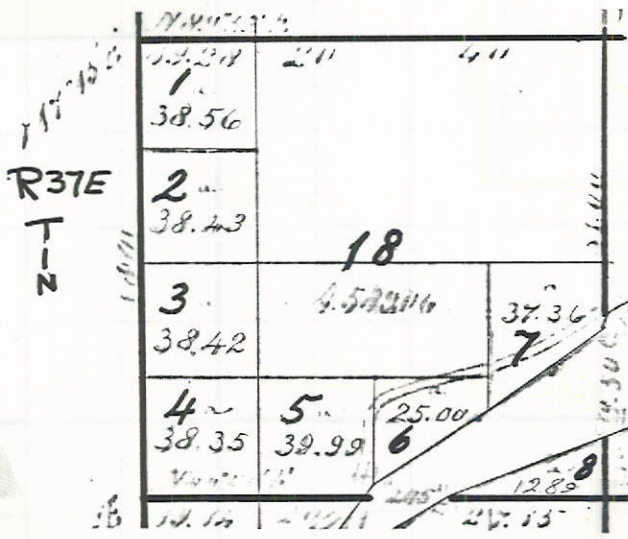
Beneficial Use Examination _____

Date _____

MICROFILMED
CONSULTANT SEAL
MAR 20 1987



35-8096



MICROFILMED
MAR 20 1981

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-8096

Priority: February 10, 1983 Amount: .12 CFS 14.4 AF

This is to certify, that CHALRES H. SHUMWAY
ADA H. SHUMWAY
SHUMWAY BROTHERS DAIRY

622 E. 1500 N.
SHELLEY, ID 83274

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated February 10, 1983, and has submitted proof to the Department of Water Resources on July 24, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .12 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.12 cfs	12.0 af
Domestic	01/01 to 12/31	.10 cfs	2.4 af
	Totals	.12 CFS	14.4 AF

LOCATION OF POINT OF DIVERSION(S): LOT 4(SWSW), Sec. 18, Township 1N, Range 37E
Bingham County

PLACE OF USE: Stockwater

TWN RGE SEC

1N 37E 18 LOT 4(SWSW) LOT 5(SESW)

PLACE OF USE: Domestic, same as Stockwater use

CONDITIONS/REMARKS:

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 5TH day of MARCH, 1987.

MICROFILMED

Acting for the

Director

MAR 20 1987

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	35-8096	Charles H. Shumway	0.30 cfs
Full Assignment	35-8096	Charles H. Shumway &/or Ada H. Shumway &/or Shumway Brothers Dairy	0.30 cfs

MICROFILMED

RECEIVED

JUL 24 1985

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Charles H. Shumway hereby assign to Charles H. Shumway &/or Ada H. Shumway &/or Shumway Brothers Dairy
of 650 E. 1500 N., Shelley, ID 83274
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 35-8096
to appropriate the public waters of the State of Idaho.

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

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

Made this 24th day of July, 19 85.

X Charles H. Shumway
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Ada) ss.

On this 24th day of July, 19 85, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Kathlyn A. Walker
Notary Public residing at
Eagle, Idaho

My commission expires:
2-15-1987

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Charles H. Shumway Phone 357-7003

Post office address Box 325 Rt. 1, Shelley, Idaho 83274

2. Source of water supply Groundwater which is a tributary of Lot 4

3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18 Township 1N

Range 37E B.M. Bingham County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.10 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for Stock purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 0.30 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, with approximately 2½ hp pump with lines to 4 homes and a dairy barn.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 130 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation: SEE 8b

(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: _____ horsepower under _____ feet of head.

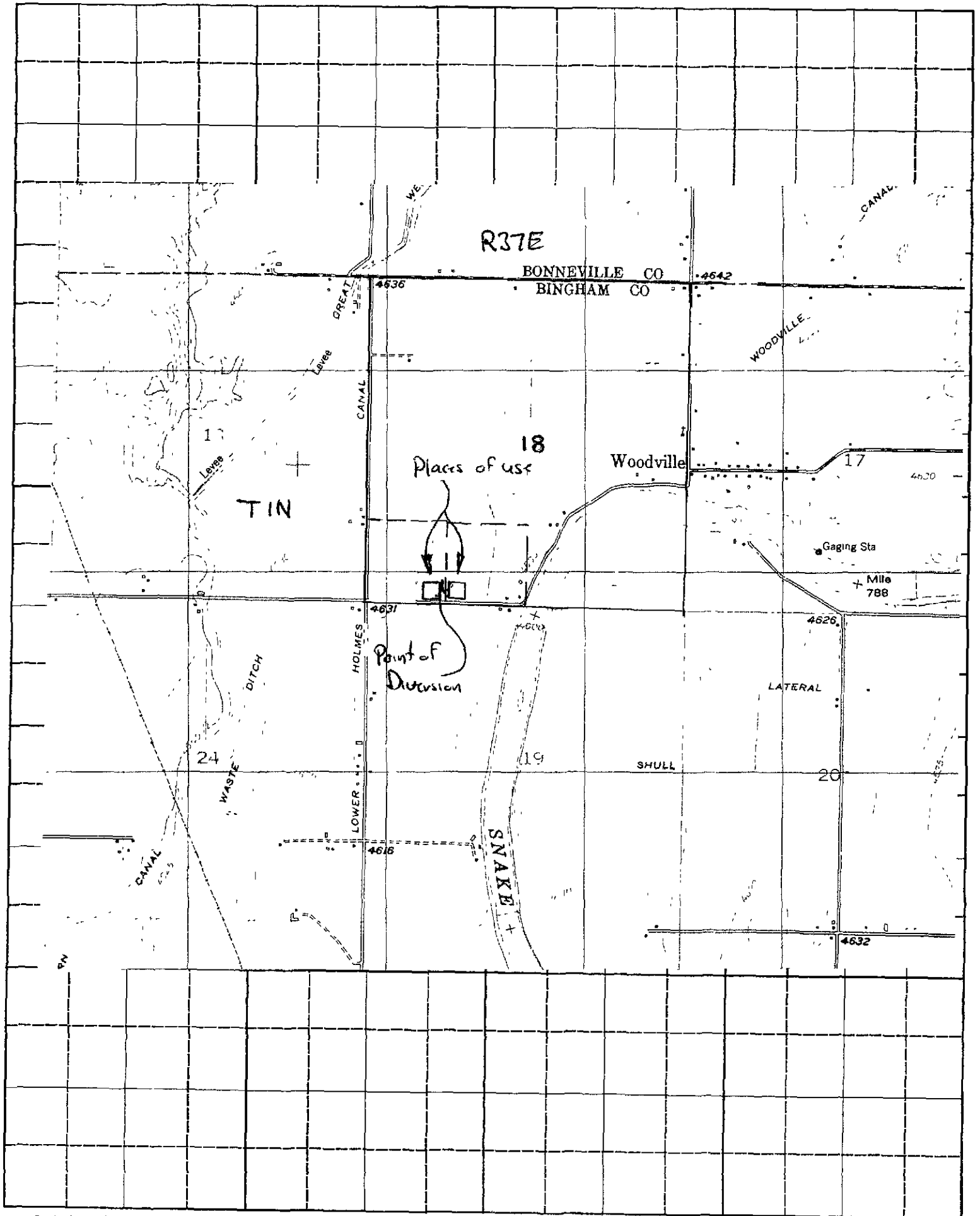
(3) List number of each kind of livestock to be watered 250 dairy cows

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water four.

(5) If water is to be used for other purposes describe: Domestic and stockwater (dairy)

MICROFILMED

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



Scale, $\frac{1}{2}$ inches equal 1 mile,
25/8

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.

Charles H. Shumway
(Applicant)

MICROFILMED

Proposed Priority 2/10/83

MICROFILMED

Assist by HWS
Received by CW Date 2-10-83 Time 3:10p.
Preliminary check by for Fee \$ 45.00
Received by CW Date 2-11-83 # 23391
Publication prepared by for Date 2-13-85
Published in Evening Star
Publication dates 2-21-85 2-28-85
Publication approved CW Date 2-8-85
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EMC kw

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. 35-8096, 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 July 1, 19 86.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Witness my hand this 12th day of June, 1985.

J. Glen Saxton
Chief, Operations Bureau

RECEIVED

MAR 7 1985

Department of Water Resources
Bureau of Water Rights

NOTICE OF APPLICATION
FOR WATER RIGHT

27-7340

BISCHOFF, MARTIN &
or Shirley May
Rt 1, Box 146
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 01/13/1983

Diversion Pt.: NWSW, Sec 26, T. 02S, R.
35E
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In NWSW, Sec. 26, T. 02S, R. 35E, for 3
ACRES.

27-7343

KUNZ, LEONARD R
&/or ELVENIA
Rt. 6, Box 616
Pocatello, Id. 83202
Source: GROUNDWATER
Date Filed: 03/02/1983

Diversion Pt.: SESE, Sec 26, T. 04S, R. 34E.
Use: IRRIGATION (0.10 CFS)
DOMESTIC (0.04 CFS)
In SESE, Sec. 26, T. 04S, R. 34E, for 5
ACRES

27-7346

SCOTT, Frank &/or BEVERLY
41 Boud
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 03/07/1983

Diversion Pt.: NENW, Sec. 04, T. 03S, R.
35E
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.06 CFS)
In NENW, Sec 04, T. 03S, R. 35E, for 3
ACRES

27-7363

BOYD, RAYMONDE
&/or WILMA L
Rt 6, Box 379
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 06/03/1983

Diversion Pt.: NENW, Sec. 33, T. 02S, R.
36E
Use: IRRIGATION (0.03 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.06 CFS)
In NENW, Sec. 33, T. 02S, R. 36E, for 1
ACRE

27-7364

JONES, EDDIE L.
Rt 6, Box 227
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 06/14/1983

Diversion Pt.: SESW, Sec. 10, T. 02S, R.
36E.
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.05 CFS)
DOMESTIC (0.06 CFS)
In: SESW, Sec. 10, T. 02S, R. 36E, for 2
ACRES.

35-8096

SHUMWAY, CHARLES H.
Rt 1, Box 325
Shelley, Id. 83274
Source: GROUNDWATER
Date Filed: 02/10/1983
Diversion Pt.: LOT 04 (SWSW), Sec. 18, T.
01N R. 37E
Use: STOCKWATER (0.20 CFS)
DOMESTIC (0.10 CFS)
In: SWSW (Lot 4) SESW (Lot 5) Sec. 18, T.
01N, R. 37E.

The permit(s) will be subject to all prior water
rights. Protests must be filed with the Director,
Dept. of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or before
MARCH 11, 1985.

KEN DUNN, Director

(8469)
Pub 2-21, 28

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
35-8038

Notice is hereby given that Steve or Lynn Par-
sons, Sterling, Idaho, have applied to the
Department of Water Resources for a change in
the point of diversion and place of use of the
water of Danielson Spring Creek Tributary to
Snake River. The right sought to be changed is
evidenced by decree to W.G. Stufflebeam in
case of W.G. Stufflebeam vs Thomas Doherty,
dated April 10, 1902, in Fifth District Court,
Bingham County and is recorded as follows.

AMOUNT 11.0 cfs, PRIORITY April 30,
1885, DECREED POINT OF DIVERSION: Not
stated in decree.

The water is used to irrigate lands and
acresages not stated in decree

TO BE CHANGED AS FOLLOWS:

Only 2.16 cfs of water will be diverted within
the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 4S, R. 32E, B.M., to
be used for the irrigation of 108 acres within the
NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 22, T. 4S, R. 32E, B.M.

Any protest against approval of the above pro-
posed change of water right must be filed with
the Idaho Department of Water Resources, 150
Shoup, Suite 15, Idaho Falls, Idaho, 83402, on
or before March 11, 1985

A KENNETH DUNN
Director

(8470)
Pub 2-21, 28

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

David Mark Brown

I, _____
solemnly

swear that I am the Publisher of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions Laws of Idaho of 1933, approved March 11, 1933,
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: Thursday
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 or said
newspaper 2 consecutive weeks

the first publication having been made on the
21st day of February, 19 85

and the last publication having been made on the

28th day of February, 19 85;
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.

David M. Brown
Subscribed and sworn to before me this 6th

day of March, 19 85.

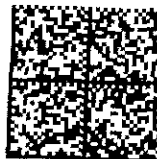
Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, ~~1984~~ 1988

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P O Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00.27⁸
0004389390 APP 22 2005
MAILED FROM ZIP CODE 83702

RECEIVED
APR 28 2005
Department of Water Resources
*Resent w/
addr chg form
5/2/05*

SCANNED
MAY 13 2005

SHUM622 832742005 1803 05 04/27/05
FORWARD TIME EXP RTN TO SEND
SHUMWAY, ADA A
721 LINDEN PL
IDAHO FALLS ID 83401-4966

RETURN TO SENDER

35.8096

832742005 0098



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
AUG 21 1986

35-8096
Permit No

1. Measurement Calculations

Department of Water Resources

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

$$\text{Theoretical: } Q = \frac{8.8 \text{ (HP)} (0.80)}{2.31 \text{ (psi)} + \text{lift}} = \frac{8.8 (3) (0.80)}{2.31 (30) + 100} = 0.12 \text{ cfs}$$

Capacity #9
see remarks

$$\left(\frac{20.5 \text{ gal}}{25 \text{ sec}} \div 0.10 + \frac{20.5 \text{ gal}}{37 \text{ sec}} \div 0.07 + \frac{2.5 \text{ gal}}{10 \text{ sec}} \div 0.25 + \frac{2.5 \text{ gal}}{35 \text{ sec}} \div 0.07 \right) \times \frac{60 \text{ sec}}{1 \text{ min}} \times \frac{1 \text{ cfs}}{448.8 \text{ gpm}} = 0.07 \text{ cfs}$$

$$\text{Permit} = \begin{array}{l} 0.10 \text{ cfs Domestic} \\ + 0.20 \text{ cfs Stockwater} \\ \hline 0.30 \text{ cfs} \end{array}$$

Recommend 0.12 cfs stock water and 0.10 cfs domestic
not to exceed system capacity of 0.12 cfs. ✓ OK

b) Volume Calculations for Irrigation: None

$$\begin{aligned} V_{IR} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}} \\ V_{DR} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}} \\ V &= \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{2cm}} \end{aligned}$$

c) Volume Calculations for Other Uses:

$$V_{dom} = 4 \text{ units} \times 0.6 \frac{\text{afa}}{\text{unit}} = 2.4 \text{ afa} \checkmark$$

$$V_{stock} (250 \text{ dairy cattle}) = 1200 \text{ afa} \quad (\text{by permit})$$

Admin. memo #3

2. Overlap Review

a) Other water rights with same place of use: None

b) Other water rights with same point of diversion: None

c) Analysis:

MicroFILMED

MAR 20 1987

10 day

10 day

- | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|------------|-----------|----------|-----------|----------------------|-----------------|
| 35-8096 | 2-10-1983 | 0.12 cfs | 2-10-1983 | 7-24-1985 | 0.12 cfs |

4. Permit Holder: Charles H. Shumway &/or Ada H. Shumway
&/or Shumway Brothers Dairy

Address: 622 E. 1500 N., Shelley, ID

5. Source: groundwater tributary to —

6. Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (4 units) ✓	1-1 ✓	12-31 ✓	0.10 cfs	2.4 AF ✓
Stockwater (250 dairy) ✓ ~~750~~ permit allows for only	1-1 ✓	12-31 ✓	0.12 cfs	12.0 AF

Allowable Maximums: 0.12 cfs ✓ 14.4 afa ✓

7. Point(s) of Diversion: ✓

[illegible]

8. Place(s) of Use ☒

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	
1N	37E	18											X	X					
													L4	L5					
Total Acres _____																			

9. Recommended Conditions/Remarks: In item #1 I was not convinced that my flow measurements were representative of the rate of flow the dairy actually receives, therefore the higher rate of 0.12 cfs was assigned on a non additive basis.

MICROFILMED

MAR 20 1987

- ## 10. 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 _____

11. Examiner's Signature John W. Grambs Date 7-16-86

Checked in Regional Office by Keth C. Wilson Date 14 Aug 86

Approved in State Office by K. Walker Date 1-10-81

RECEIVED
AUG 21 1986

BENEFICIAL USE FIELD REPORT

(Shumway Bros. Dairy)

Department of Water Resources

Permit No. 35-8096

Phone No. 357-7003.

1. Owner: Charles Shumway Phone No. 357-7003
Current Address: 622 E, 1500 N Shelley
2. Accompanied by: Charles Shumway EXAM. DATE: 7-9-86
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Sta Rite	3	—	Sta Rite	1 F80 A
			Submersible		

*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.)
- | | |
|-------------------------------------|----------------------|
| Well pumped to three pressure tanks | ~~20-40~~ psi |
| Serving 3 houses, toilet in dairy | 30-55 psi |
| 200 cows and 150 heifers and calves | = 350 head |
| Ditch water is used on Lawns | |

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket & Stopwatch					2 1/2 gal	

7. Measurements ☐ Additional data/computation sheets attached

2.5 gal / 25 sec
2.5 gal / 30 sec
2.5 gal / 10 sec
2.5 gal / 35 sec

Taken From dairy spigots.

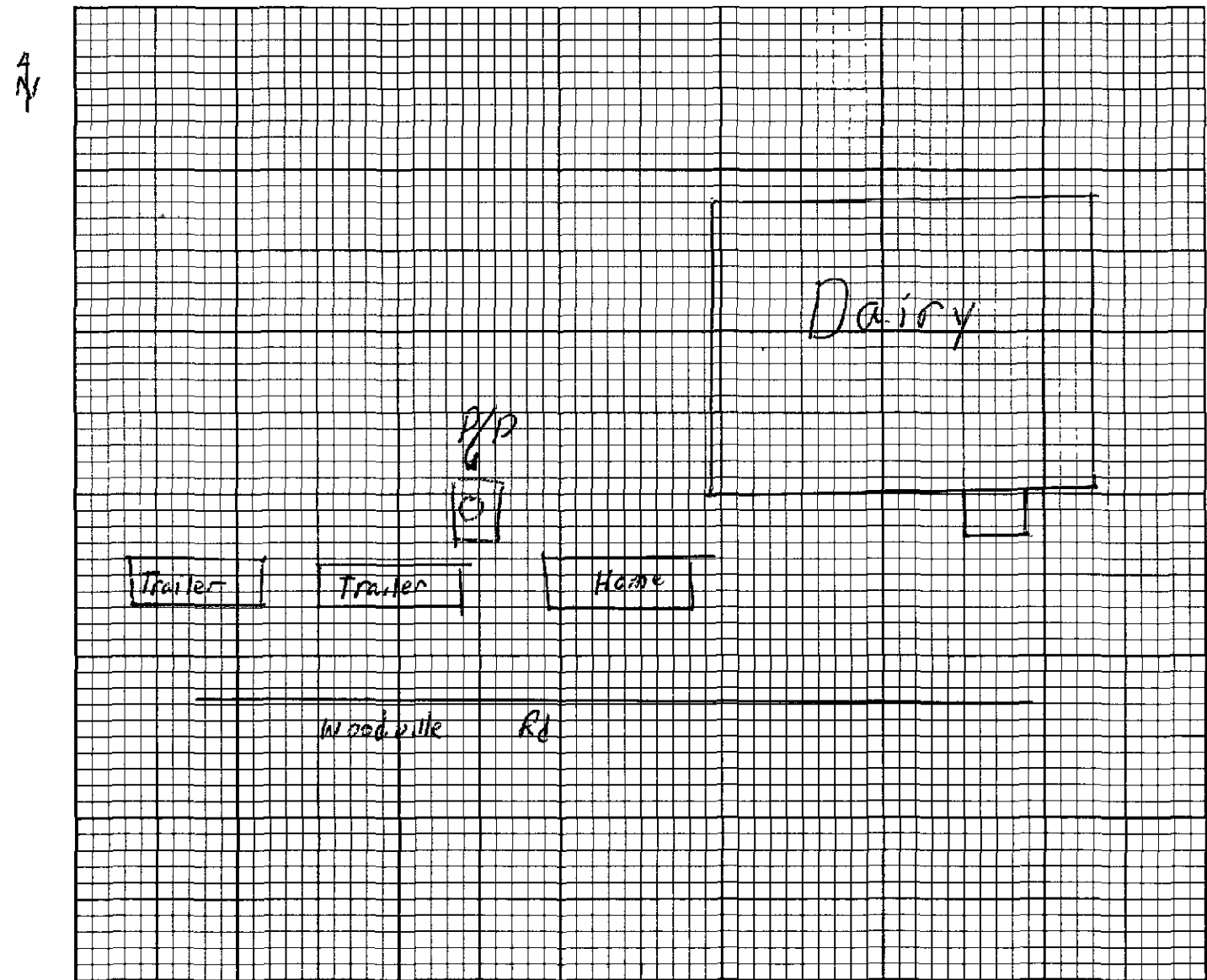
8. Point(s) of Diversion: Indicate Method of Determination u.s.g.s. Topo

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[illegible]

10. Other water rights on these lands Woodville Canal Co.
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 Lift near 100'

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 John W. Arambam

Date 7-17-86

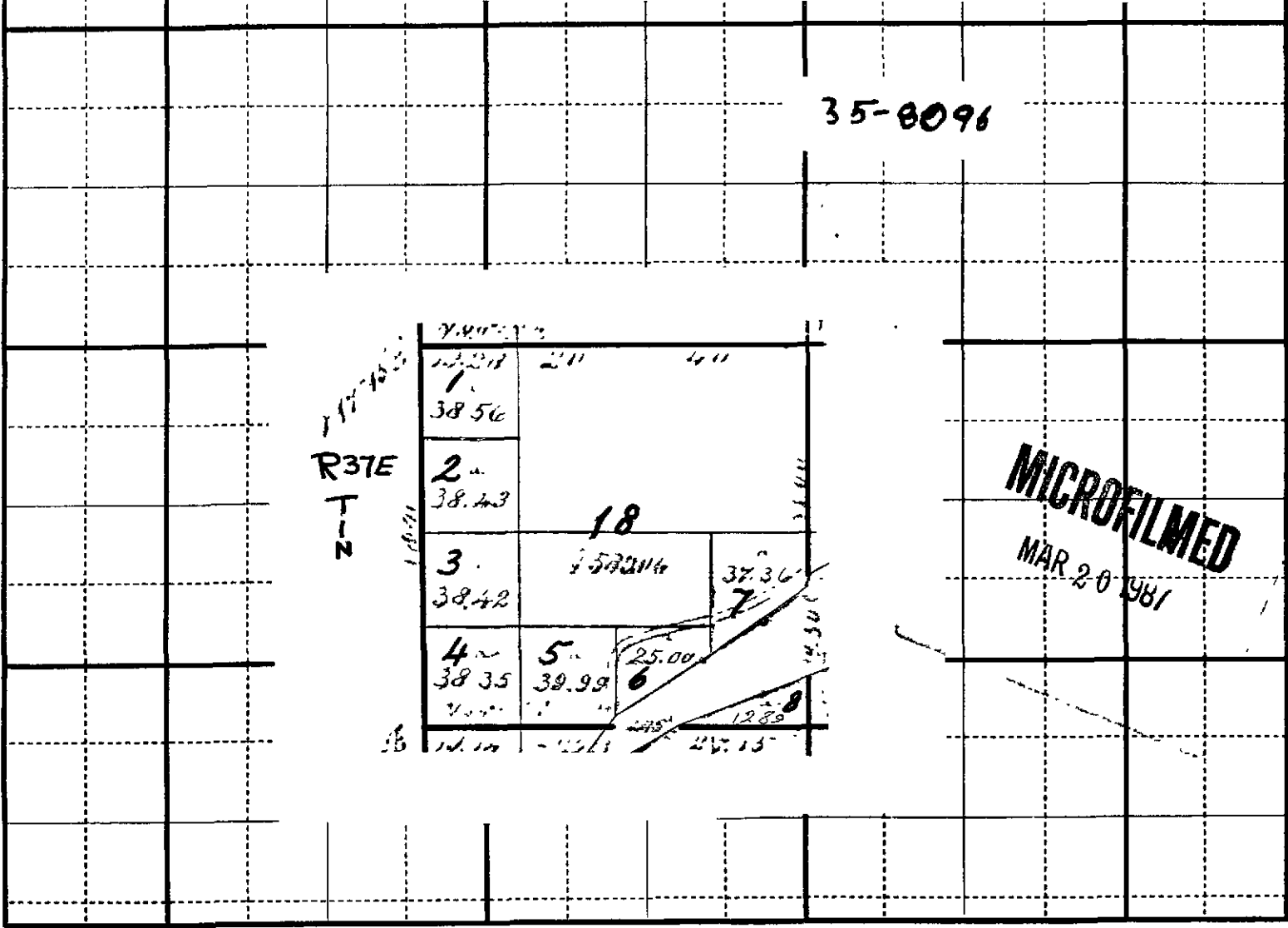
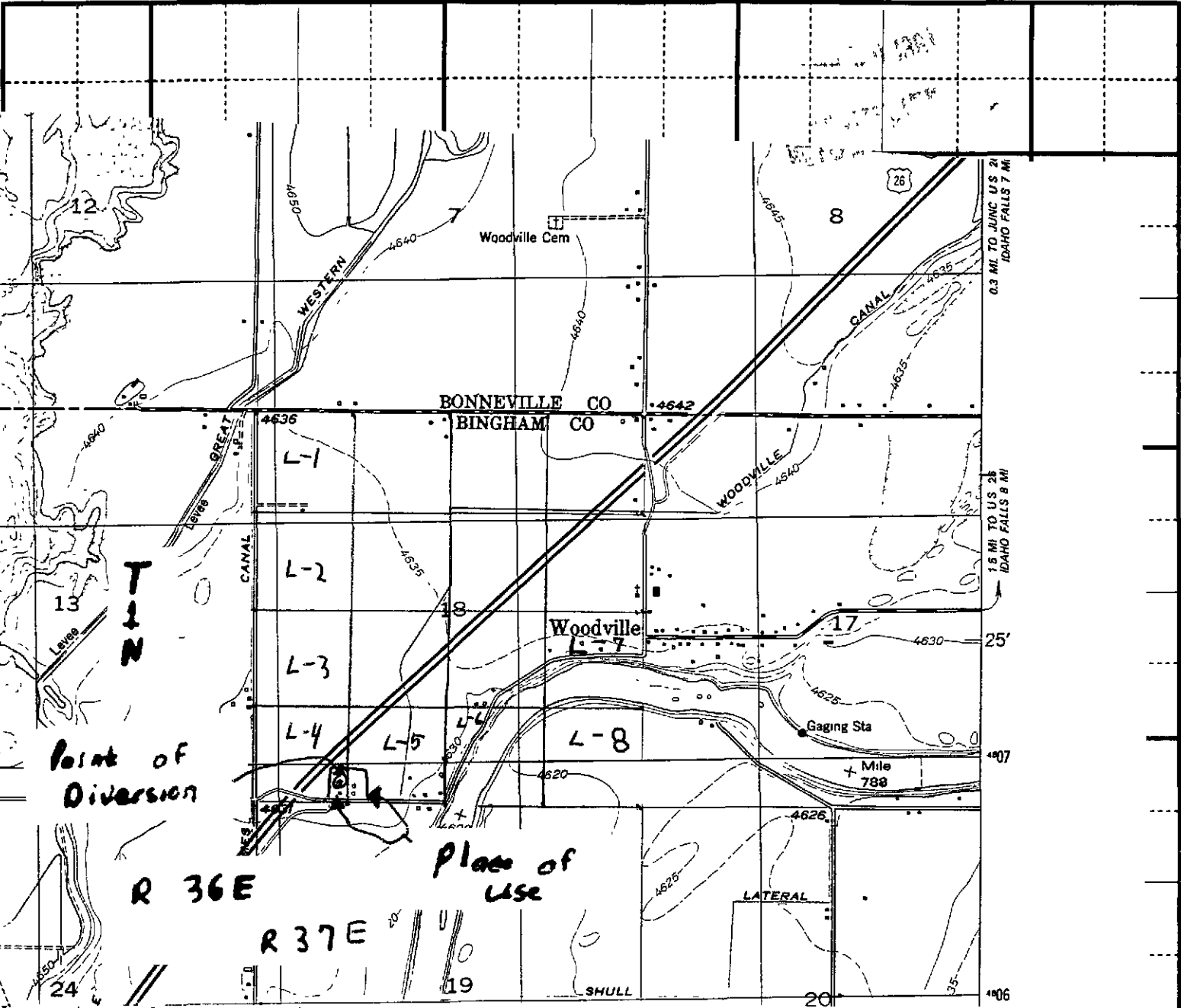
Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

RECORDED
CONSULTING ENGINEER
MAR 20 1987



MICROFILMED
MAR 20 1981

March 6, 1987

CHALRES H. & ADA H. SHUMWAY
622 E. 1500 N.
SHELLEY, ID 83274

RE: Permit No. 35-8096

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

RECEIVED
FILMED
MAR 20 1987



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 12, 1987

RE: Permit No. 35-8096

Charles H. &/or Ada H. Shumway
Shumway Brothers Dairy
622 E. 1500 N.
Shelley, ID 83274

Dear Permit Holder(s):

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

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
MAR 20 1987

4/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received \$100.00
Date 6-3-86
Receipt # 39667
Receipt by MJ
Sent to S.O. 6-17-86

RECEIVED

JUN 15 1986

1. Permit No. 35-8096

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Shumway Charles H

3. Post Office Address: 622 East 1500 North Shelley Idaho
Telephone No. 357-7003

4. Source of Water: Well

5. Extent of Use:

Domestic 3 (No. of households) Stockwater Dairy 300 head (No. and type of stock)

Irrigation none (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.30* cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

* Well first drilled in 1936 and used since that date

8. Person to contact to accompany the department representative during the examination:

Charles H. Shumway
(Name)

622 East 1500 North Shelley Idaho 357-7003
(Address) (Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

3 June 1986 Charles H. Shumway
Date Signature of Permit Holder (and title, if appropriate)

* As per telecon - 6-10-86 G.S. copy retained for file



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

35-8096
SHUMWAY, CHALRES H.
SHUMWAY, ADA H.
650 E. 1500 N.
SHELLEY, ID 83274

138652

April 30, 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

MAR 20 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup, Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 19, 1986

CHARLES H. SHUMWAY
650 E 1500 N
SHELLEY ID 83274

RE: Permit No. 35-8096

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

MICROFILMED

MAR 20 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

September 20, 1985

Charles H. Shumway
650 E. 1500 N.
Shelley, ID 83274

Re: Permit No. 35-8096

Dear Mr. Shumway:

I have received and reviewed your letter dated September 9, 1985, which was sent in response to my September 1, 1985 information letter.

A review of the permit file shows the permit was recently assigned from you to Charles H. Shumway and/or Ada H. Shumway and/or Shumway Brothers Dairy. Also, proof of beneficial use was submitted on the permit on July 24, 1985. It was by error that your name appeared on the computer list of addresses for the September 1, 1985 letter, since your proof of beneficial use has already been received. There is nothing further you need to submit to the Department at this time.

A field examiner will eventually conduct an examination of your system. It is not possible to tell when this exam will occur, since the Department has quite a number of exams backlogged. The examiner will contact you, however, before making the exam.

Please contact this office if you have additional questions.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

ls

cc: Eastern Region

MICROFILMED

RECEIVED
SEP 12 1985

September 9, 1985

Department of Water Resources

L. Glen Saxton
Chief, Operations Bureau
State of Idaho
Dept. of Water Resources
450 W. State Street (Statehouse)
Boise, Idaho

Dear Mr. Saxton:

I received a letter from your office dated 1 September 1985 regarding a water permit No. 35-8096 in which you state that I should have submitted a proof of beneficial use before July 1, 1985.

According to page 4, paragraph 1-B, of my application for permit, it is stated that I have until July 1, 1986 to show this proof. Because of this I felt that I had plenty of time and so July 24, 1985, I made a special trip to Boise and visited your office because I had some reservations concerning this matter. You were not there and so your secretary took care of my problem which was that I had heard by way of grapevine that we were supposed to register our wells. I went to the Idaho Falls office of which I was directed and the man there had me register a recent date of the time we up-graded our well which brought me into the Swan Falls suit.

I have used this well since March of 1947 and in 1977 we added a new dairy barn and installed a larger pump because of the age of the original pump. I felt that this new update left the impression that that was the date the well was dug. This is why I visited your office because I felt like the date should have been in 1936 when the well was originally dug.

I was under the impression that your office would contact your inspector as everything has been complete since 1977 and have him inspect the well. As yet he has not done this..

Whatever I need to do to comply with your office, I am willing. Please let me know by return mail.

Yours very truly,

Charles H. Shumway

CH

P.S. I will need a proof of beneficial form.

Please note: A correction needs to be made in my address: 630 East 1500 N.

MICROFILMED

Charles H. Shumway
630 East 1500 North
Shelley, Idaho
83274



Mr. L. Glen Saxton
Chief, Operations Bureau
450 W. State Street (Statehouse)
Dept. of Water Resources
Boise, Idaho
83720

MICROFILMED



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

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

Form 247
RECEIVED
JUL 24 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 35-8096

Name(s) of Permit Holder: Charles H. Shumway
650 E. 1500 N., Shelley, ID 83274

Post Office Address: _____

Telephone No. 357-7003

Source of Water: ground water

Extent of Use:

Domestic 4 — 1 house
3 trailer homes (number of households)

Stockwater 250 dairy cows (number and type of stock)

Irrigation _____ (acres)

Other/Remarks Well was drilled in March, 1936 and has been in use since. Pump was replaced in 1980.

Indicate the date water was first diverted and beneficially used ~~under this permit~~ March, 1947 when permit holder moved onto property.

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

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

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

Charles H. Shumway
(Name)

same as above (Address) 357-7003 (Telephone Number)

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

I-24-1985
Date

X Charles H. Shumway
Signature of Permit Holder (and title, if appropriate)

MICROFILMED

Permit No. 35-8096

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assign?
b/ Partial Assign?
4. "No assignment" condition on permit? NO
5. Commencement of works received? proof filed
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? NO
7. Extension granted due to litigation? NO
If yes, commencement of works is not required.

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type Rita - please ack. assignment
4. Copy to region ✓ w/ proof correspondence.

Date: 4/31/85

Employee: H. Walker

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SHUMWAY, CHARLES H.
RT. 1, BOX 325
SHELLEY, ID 83274

JUNE 19, 1985

RE: PERMIT NO. 35-8096

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

YOU SHOULD BE AWARE THAT THE GROUND WATER YOU PROPOSE TO DIVERT IS LOCATED WITHIN A DRAINAGE BASIN WHERE SURFACE WATERS ARE REGULATED DURING THE MONTHS OF LOW FLOW. IT IS POSSIBLE THAT DIVERSION OF GROUNDWATER MAY HAVE AN ADVERSE IMPACT ON THESE SURFACE WATER FLOWS. INFORMATION AVAILABLE TO US AT THIS TIME DOES NOT WARRANT REFUSING TO ISSUE PERMITS IN YOUR AREA, BUT WE DO CAUTION THAT DIVERSIONS OF GROUND WATER ARE NOT ALLOWED TO DEplete FLOWS AVAILABLE FOR SURFACE WATER USERS WITH EARLIER PRIORITY DATES. SITING YOUR WELL AS FAR FROM SURFACE SOURCES AS POSSIBLE AND CASING OUT UPPER WATER PRODUCING ZONES MAY REDUCE THE POTENTIAL FOR INTERFERENCE.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

MICROFILMED

RE: PERMIT 35-8096

PAGE 01
JUNE

19, 1985

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: gn APPLICATION NUMBER: 35 8195

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

☒ Fee.

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

☐ Yes ☒ No Platted by: _____ Map No. _____

☐ Yes ☒ No Other rights on same place of use. _____

☒ Yes ☐ No* In form for advertising.

Final date for protests: 3-11-85

☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3-7-85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 01
2-10-83. Date of priority recommended.
Special conditions of approval or cover letter. _____

app. released in 3rd S.F. dismissal

By: Ernest Carlson

Date: May 7, 1985

STATE OFFICE REVIEW:

205,416

☐ See attached sheet for more information.

By: kw

Date: 6/11/85

MICROFILMED

RECEIVED

MAY 08 1985

Department of Water Resources

35-8096

SHUMWAY, CHARLES H.

Rt. 1, Box 325

~~BOX 325 RT. 1~~ SHELLEY, ID 83274

Source: GROUNDWATER

Date Filed: 02/10/1983

Diversion Pt: LOT 04 (SWSW) Sec 18 T 01N R 37E

Use: STOCKWATER (0.20 CFS)
DOMESTIC (0.10 CFS)

In: ~~W5N0 E5N0 Sec 05 T 1N3 R 7E1~~

SWSW (Lot 4) SESW (Lot 5) Sec 18 T 01N R 37E

35-8096

SHUMWAY, CHARLES H

Rt 1, Box 325

Shelley, Id 83274

Source: GROUNDWATER

Date Filed 02/10/1983

Diversion Pt LOT 04 (SWSW), Sec. 18, T
01N, R 37E

Use STOCKWATER (0.20 CFS)
DOMESTIC (0.10 CFS)

In SWSW (Lot 4) SESW (Lot 5) Sec. 18, T
01N, R. 37E

The permit(s) will be subject to all prior water
rights. Protests must be filed with the Director,
Dept of Water Resources, 150 Shoup Ave.,
Suite 15, Idaho Falls, Idaho 83402 on or before
MARCH 11, 1985

KEN DUNN, Director

*Computer Changes
made*

MICROFILMED

IDENT. NO. 35 8196

WATER RIGHT
DATA ENTRY LOG

[illegible]