

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 57-11678

Priority: June 17, 2005

Maximum Diversion Rate: 0.20 CFS

This is to certify, that DELBERT PHIFER
1780 NIELSEN LN
HOMEDALE ID 83628

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/01 to 11/15	0.20 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS

LOCATION OF POINT OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25, Twp 03N, Rge 06W, B.M., OWYHEE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 06W 25																10.0	10.0
Total Acres:																	10

PLACE OF USE: STOCKWATER & DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 06W 25																X	

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **January 01, 2011**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Domestic use is for 1 home. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
6. Stockwater use is for 40 head mixed stock.

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 57-11678

7. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 45.0 af at the field headgate for the lands above.
9. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
10. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
11. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 19th day of January, 2006.

Karl J Dreher
KARL J DREHER, Director

RECEIVED

JAN 13 2006

DEPARTMENT OF
WATER RESOURCES

Ident. No.

RECEIVED
57-1162005
JUN 16 2005WATER RESOURCES
WESTERN REGIONFORM 202
12-99agree to the following
application changes.

11-29-05 Date.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Delbert Phifer Phone (208) 337-5726
Mailing address 1780 Nielsen Lane, Homedale, ID 836282. Source of water supply Ground water which is a tributary of N/A3. Location of point of diversion is Township _____ Range _____ Sec. _____, in the _____ 1/4,
SW 1/4, SE 1/4, Govt. Lot 25, T3N, R6W, B.M., anywhere County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .20 cfs for irrigation & livestock purposes from March 1 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)Amount .03 cfs for livestock purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)Amount .02 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)5. Total quantity to be appropriated is (a) .20 cfs and/or (b) 40+
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source drill well (irrigation well)
Livestockb. Height of storage dam N/A feet; active reservoir capacity _____ acre-feet; total
reservoir capacity N/A acre-feetc. Proposed well diameter is 6 inches; proposed depth of well is 100-200? feetd. Is ground water with a temperature of greater than 85°F being sought? noe. If well is already drilled, when? N/A; Drilling firm _____;Well was drilled for (well owner) _____; Drilling Permit No. DDP7. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

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

b. Stockwatering; list number and kind of livestock. 10-40 head horses, cattle, etc.

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 1

e. Other; describe fully. _____

3679
ct.

3. Description of place of use:

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

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
25	T3N	R6W															10		10

Total number of acres to be irrigated 10

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

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

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

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

12. Remarks: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Delbert Phifer
Signature of Applicant (and title, if applicable)

Received by JFW Date 6/17/05 Time 2:30 Preliminary check by _____
 Fee \$ 100 Received by JFW # W0330730WYH Date 6/17/05
 Publication prepared by AK Date 12-21-28-25 Published in _____
 Publication approved AK Date 1-9-06 **WYH AVALANCHE**

T03N R06W

T03N R06W S25
SWSE

51-11678

REQUEST TO PROCESS

RECEIVED
JUN 17 2005

WATER RESOURCES
WESTERN REGION

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

Delbert Phifer

Mailing Address

1780 Nielsen Lane

Homedale ID 83628

Application No.
(if known)

IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

☒ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Delbert Phifer

Date

6-16-05

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 20, 2006

DELBERT PHIFER
1780 NIELSEN LN
HOMEDALE ID 83628

RE: Permit No. 57-11678

Permit Approval Notice

Dear Permit Holder:

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

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

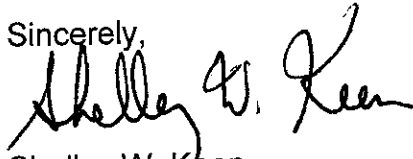
The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

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

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

If you have any questions, please contact me at 208-287-4947.

Sincerely,

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

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

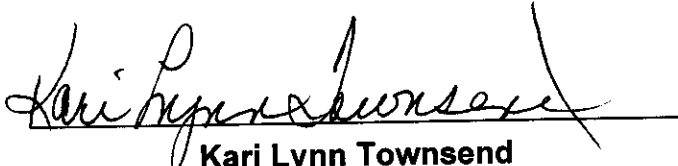
CERTIFICATE OF SERVICE

I hereby certify that on January 20, 2006 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

57-11678

**DELBERT PHIFER
1780 NIELSEN LN
HOMEDALE ID 83628**


**Kari Lynn Townsend
Secretary**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

IDAHO DEPARTMENT OF WATER RESOURCES

Water Application Report 57-11678

WATER RIGHT NUMBER: 57-11678

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DELBERT PHIFER 1780 NIELSEN LN HOMEDALE, ID 83628 (208)337-5726

Priority Date: 06/17/2005

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.200 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
DOMESTIC	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

GROUND WATER SW1/4SE1/4 Sec. 25, Twp 03N, Rge 06W, B.M. OWYHEE County

Place of Use

IRRIGATION																			
Twp Rge Sec																			
03N 06W 25																			

STOCKWATER																			
Twp Rge Sec																			
03N 06W 25																			

DOMESTIC																			
Twp Rge Sec																			
03N 06W 25																			

Comments:

1. scurtis 12/5/2005 Legal Notice Remarks
Comment: Applicant agrees to mitigate consumptive use in the future as needed.

2. dnelson 12/5/2005 Comment/Analysis
Comment: This application is for domestic use for a proposed new home. The home has not been built yet, but it will be constructed in the next 5 years. The livestock use will be for approximately 40 horses and/or cattle. The irrigation use will be for 10 acres. There are no recorded water rights for the proposed place of use; however, there is an existing exempt domestic right from another well for the home currently on the property. The applicant plans to split and sell a portion of the property and build a new home on the remaining portion of the ground. The applicant did state that he does have shares of water from Gem Irrigation District, which uses Oregon water rights from Owyhee Reservoir. This permit should have a condition that limits the use to 0.02 cfs and 4.5 afa per acre when combined with all other water rights.

Dates and Other Information:

Application Received Date: 6/17/2005
Application Type: New Appropriation
Applicant Remarks:
Other Water Rights:
Time to Complete Works: 5

The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

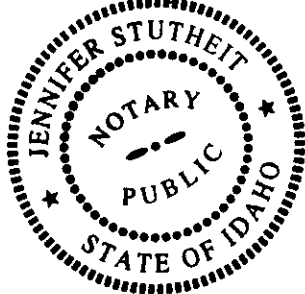
DECEMBER 21, 28, 2005

SIGNED: _____

STATE OF IDAHO }
COUNTY OF OWYHEE }

On this 28th day of Dec in the year of 2005 before me, a

Notary Public, personally appeared JOE E. AMAN
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Jennifer Stutheit
Notary Public of Idaho
Residing at HOMEDALE, IDAHO
My commission expires: JANUARY 3, 2009

The following application(s)
have been filed to appropriate
the public waters of the State
of Idaho:
57-11678 ✓

DELBERT PHIFER
1780 NIELSEN LN
HOMEDALE ID 83628
Point(s) of Diversion SWSE S25
T03N R06W OWYHEE County
Source GROUND WATER
Use: IRRIGATION 03/01 To
11/15 0.2 CFS
Use: STOCKWATER 01/01 To
12/31 0.02 CFS
Use: DOMESTIC 01/01
To 12/31 0.02 CFS
Total Diversion: 0.2 CFS
Date Filed: 06/17/2005
Place Of Use: IRRIGATION
T03N R06W S25 SWSE
Number of Acres 10
Place Of Use: STOCKWATER
T03N R06W S25 SWSE
Place Of Use: DOMESTIC
T03N R06W S25 SWSE

Remark: Applicant agrees to
mitigate consumptive use in the
future as needed.

Permits will be subject to all
prior water rights. Protests may
be submitted based on the criteria
of Sec 42-203A, Idaho Code. Any
protest against the approval of this
application must be filed with the
Director, Dept. of Water Resource,
Western Region, 2735 Airport
Wy, Boise ID 83705 together
with a protest fee of \$25.00 for
each application on or before
01/09/2006. The protestant must
also send a copy of the protest to
the applicant.

KARL J DREHER, Director
12/21.28/05

RECEIVED
JAN 03 2006

FISCAL
RECEIVED

JAN 03 2006

WATER RESOURCES
WESTERN REGION

RECEIVED

DEC 29 2005

ACCTS PAYABLE

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

December 14, 2005

Legal Notice Department
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE ID 83628

RE: Applications for Permit Nos. 57-11678, 57-11679, 2-10292
Application for Transfer of Water Rights Nos. 57-7100 and 2-202A

Dear LEGAL NOTICE DEPARTMENT:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 01/09/2006. Your cooperation is appreciated.

Sincerely

Sue Kreger
Administrative Assistant

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

57-11678

DELBERT PHIFER
1780 NIELSEN LN
HOMEDALE ID 83628

Point(s) of Diversion SWSE S25 T03N R06W OWYHEE County Source GROUND WATER

Use: IRRIGATION 03/01 To 11/15 0.2 CFS
Use: STOCKWATER 01/01 To 12/31 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.02 CFS

Total Diversion: 0.2 CFS

Date Filed: 06/17/2005

Place Of Use: IRRIGATION

T03N R06W S25 SWSE

Number of Acres 10

Place Of Use: STOCKWATER

T03N R06W S25 SWSE

Place Of Use: DOMESTIC

T03N R06W S25 SWSE

Remark: Applicant agrees to mitigate consumptive use in the future as needed.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/09/2006. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Owyhee Avalanche on December 21 and 28, 2005.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

December 2, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DELBERT PHIFER
1780 NIELSEN LANE
HOMEDALE ID 83628

Re: Water Right Application and Well Drilling Fee Upgrade

Dear Applicant:

Your recent water right application proposes ground water use from a well. All wells drilled in Idaho after June 30, 1987, require well drilling permits. A well might need a water right along with the drilling permit, depending on the intended use of the well.

According to the records of Idaho Department of Water Resources (IDWR), your well was drilled in 2005 under a \$75 domestic well drilling permit. A \$75 drilling permit covers a well that does not require water right approval from IDWR. This is typically a single-family domestic well.

Proposed use from your well does require water right approval, and your water right application seeks that approval. The well drilling fee for a well requiring a water right is \$200 instead of \$75. IDWR must collect the unpaid balance of \$125 for a well drilled under those circumstances.

Please remit \$125 to upgrade your well drilling permit within the next thirty days to facilitate processing of your water right application.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Respectfully,

Daniel A. Nelson
Senior Agent
Western Region Office - IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 8, 2005

DELBERT PHIFER
1780 NIELSON LANE
HOMEDALE ID 83628

***RE: APPLICATION FOR PERMIT FOR IRRIGATION AND
LIVESTOCK***

Dear Phifer:

I called and left a message with you on 10/25/2005 requesting an appointment to go over your application for permit. On 10/27/2005 you called me back and informed me that you would call on the 10/28/2005 to set an appointment date, and I haven't received any further calls. During the 10/27/2005 call we determined that an appointment would be necessary to properly complete the application. The application that you filed has some issues that need to be corrected before processing can continue.

The Department will hold further processing of your application for 30 days to allow you to set an appointment or submittal of the required information. Additional time may be granted by the Department upon receipt of a written request and sufficient justification for an extension. After that time, if adequate information is not received, the Department will issue a preliminary order to reject or deny the application.

If you have any questions or concerns please contact me at the above address.

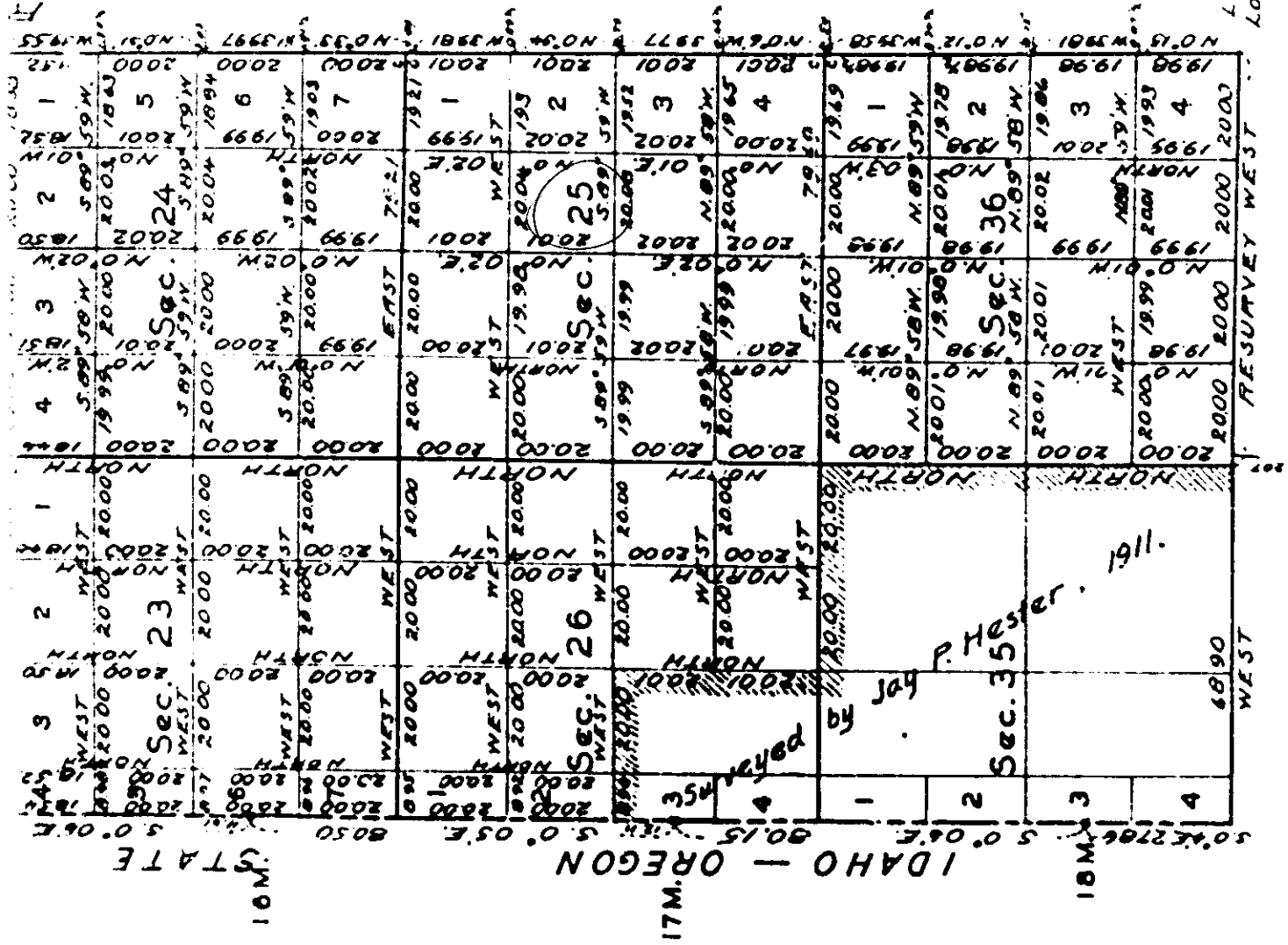
Respectfully,

A handwritten signature in black ink, appearing to read 'Daniel A. Nelson', with a stylized flourish at the end.

Daniel A. Nelson
Sr. Water Right Agent

Latitude 43° 52.5' N
Longitude 114° 58' W

1323



105

205