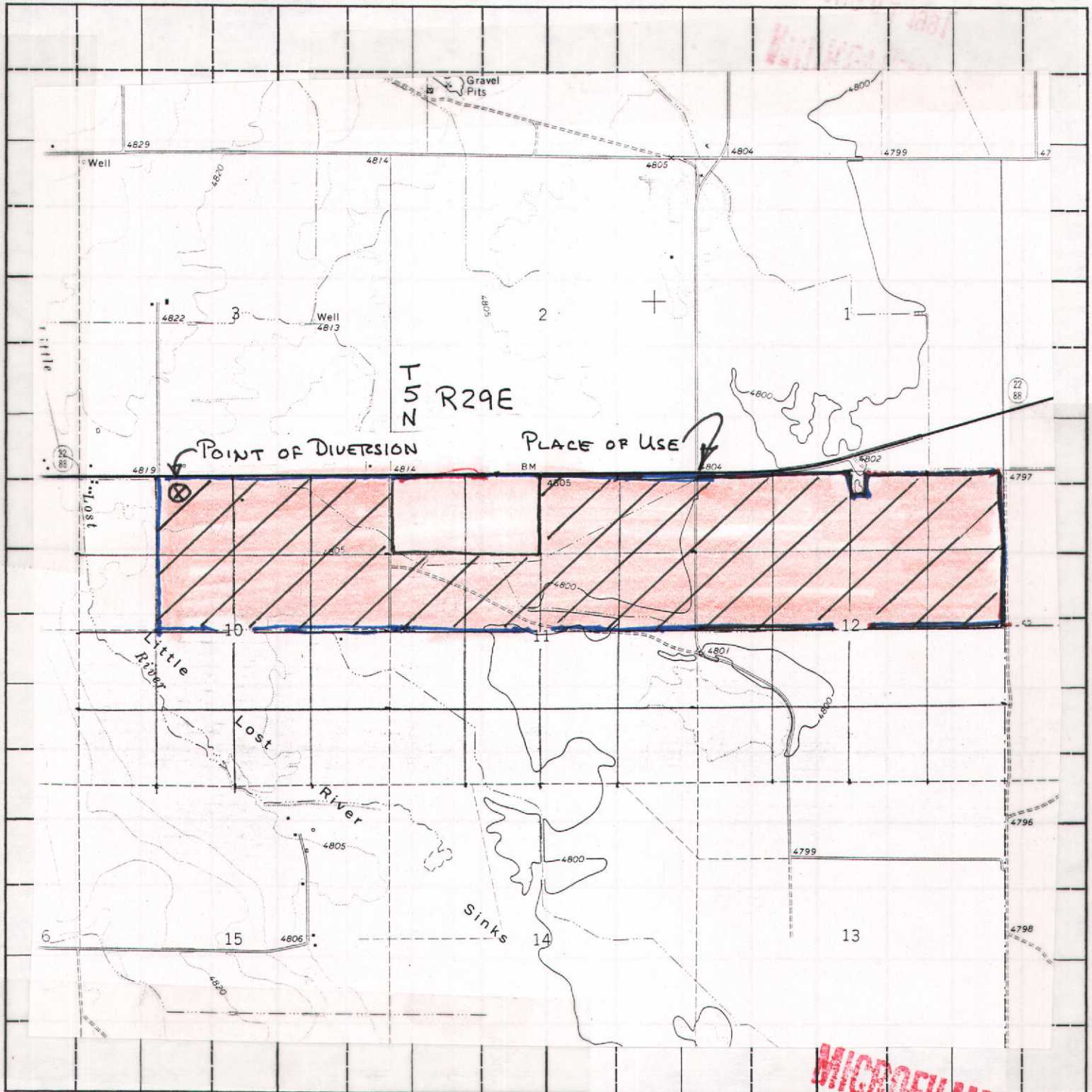


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Robert R. Mays
(Applicant)

AFFIDAVIT OF PUBLICATION

I, Colleen Babcock
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco, Idaho,
since March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with
the issue dated June 20, 1991

and ending with the issue dated

June 27, 1991
Colleen Babcock

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 28 day of June

in the year of 1991, before me, a Notary Public,

personally appeared

Colleen Babcock

known or identified to me to be the person whose
name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he
executed the same.

Thomas D. Lamm
Notary Public for Idaho

Residing at Arco, ID

My commission expires: 12-17-91

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

33-07192

MAYS, ROBERT A.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244
Source: GROUNDWATER
Diverson Pt: NENW Sec 10 T 05N R

29E

Use: IRRIGATION (16.000 CFS)
Total Diverson: (16.000 CFS)
Date Filed: 2/5/1990
In: T05N R29E S10 NENE NWNE
SWNE SENE NENW SENW
S11 NENE NWNE SWNE SENE
SWNW SENW
S12 NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
800.0 ACRES TOTAL

ok
TJ
7-8-91

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

33-07196

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE, ID 83707
Source: GROUNDWATER
Diverson Pt: SESE Sec 35 T 06N R

29E

Use: IRRIGATION (9.600 CFS)
Total Diverson: (9.600 CFS)
Date Filed: 1/24/1990
In: T06N R29E S35 NENW NWNW
SWNW SENW NESW NWSW SWSW
SESW NESE NWSE SWSE SESE
480.0 ACRES TOTAL

omitted
P/D
Re-PW

The permits will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public inter-
est criteria of Sec. 42-203C, Idaho Code.
Protests must be filed with the Director,
Dept. of Water Resources, Statehouse
Mail, Boise, Idaho 83720 on or before
JULY 8, 1991.

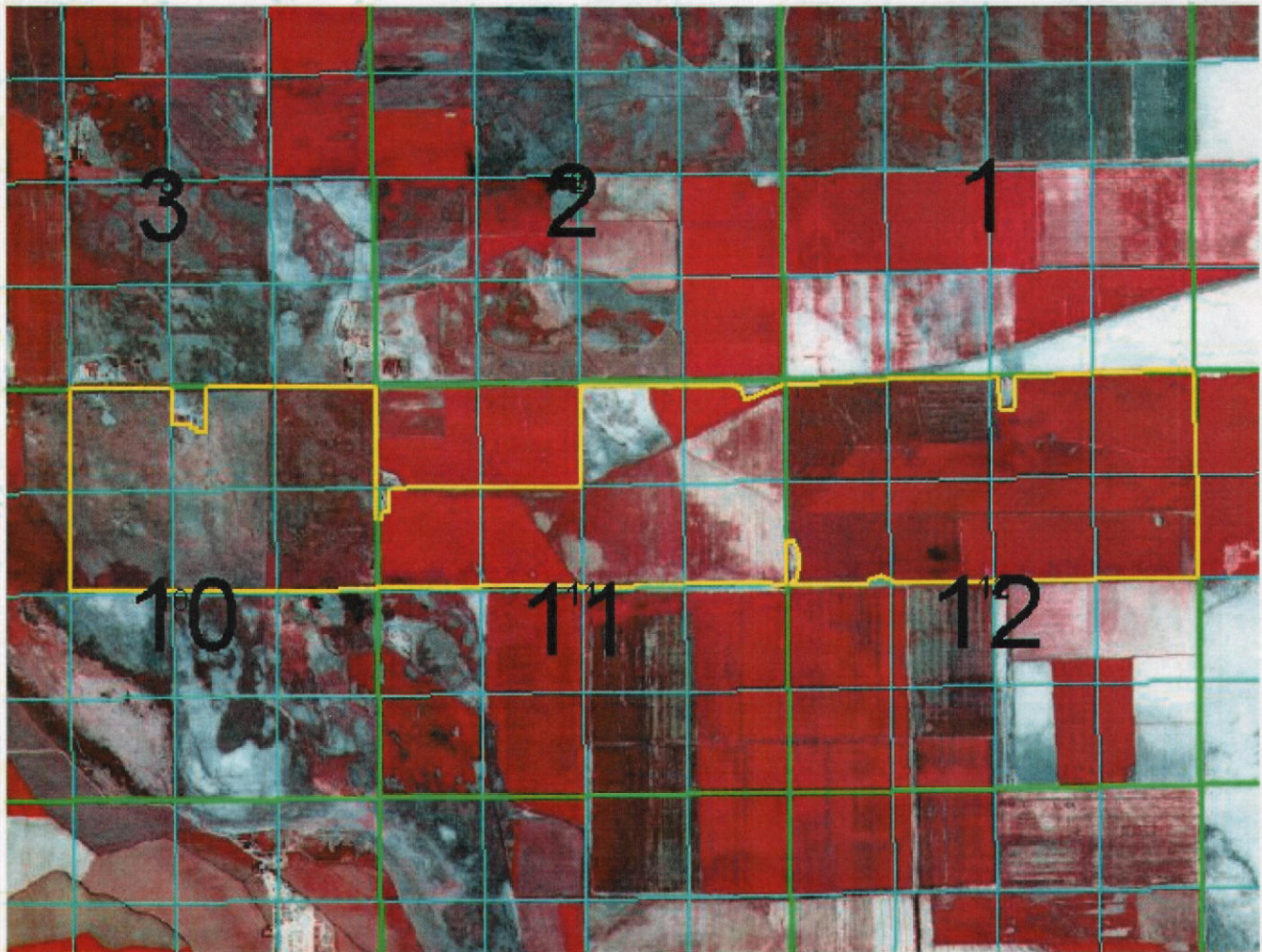
R. Keith Higginson, Director
Published 6/20/1991 & 6/27/1991

MICROFILMED

AUG 01 1991

Idaho Department of Water Resources

Proposed Place of Use,
33-07192

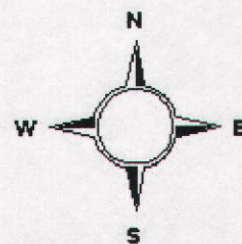


0 1 Miles

Township 5 North
Range 29 East

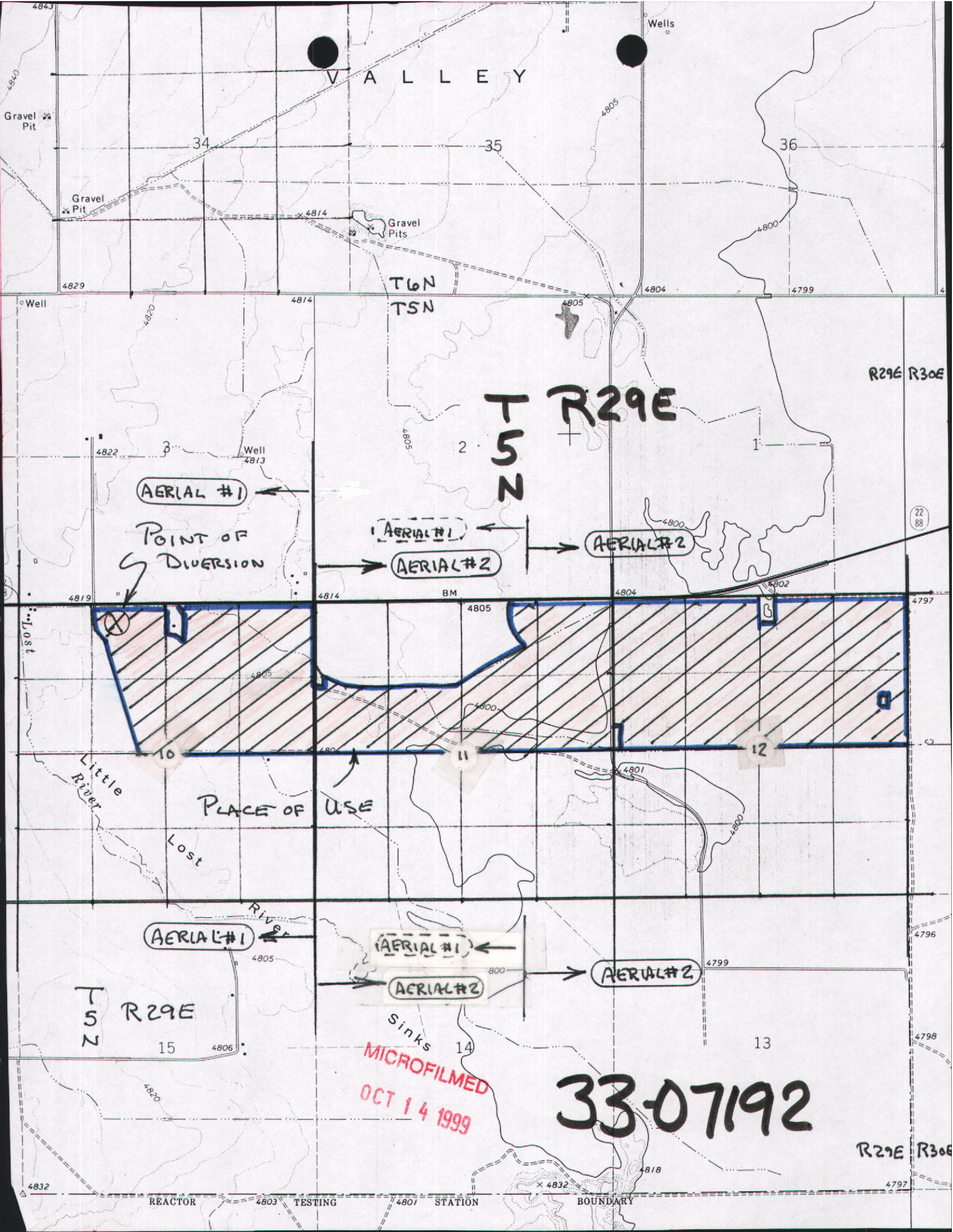
- Place of Use
- Section Lines
- Quarter-quarter Lines

MICROFILMED
OCT 14 1999



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
October, 1999

GIS map



TSU, R29E

32' ALIAT-OF-WAY
OUT OF FOW

POINT OF DIVERSION

CANNOT
IRRIGATE
ABOVE THIS
LINE
WITH FLOOD
IRRIGATED
WELL WATER

PLACE OF USE

33-07192
AERIAL #1

AERIAL #1
33-07192

MICROFILMED
OCT 14 1998

NOT
IRRIGATED

NOT PART OF
CLARE OF
US &

LEO
AMY

2 NHEL
52.2NW
S
ID &
ESTOCK

PASTURE
83.2

29.4
F-12.0
DEAN MAYS

PLACE OF USE
SHEEP INC

33-07192

AERIAL #1

AERIAL #1
33-07192

MICROFILMED
OCT 14 1998

NOT
IRRIGATED

NOT PART OF
CLARE OF
US &

LEO
AMY

2 NHEL
52.2NW
S
ID &
ESTOCK

PASTURE
83.2

29.4
F-12.0
DEAN MAYS

PLACE OF USE
SHEEP INC

33-07192

AERIAL #1

AERIAL #1
33-07192

MICROFILMED
OCT 14 1998

ROBERT HAYS

IRRIGATION

10/4



POINT OF
DIVERSION
OPEN
DISCHARGE
TO DITCH



POD

COMMON
← DITCH
LITTLE LOST
RIVER WATER

MICROFILMED
OCT 14 1999

PERMIT
NUMBER

33-07192

ROBERT MAYS

IRRIGATION

2514



MAIN
EAST/WEST
DITCH

VIEW
OF
ACRES
NOT IRRIGATED
BY WELL
WATER



ACREAGE
NOT IRR.
BY WELL
WATER

MICROFILMED
OCT 14 1999

PERMIT
NUMBER

33-07192

ROBERT MAYS

IRRIGATION

314



PLACE OF
USE IN
SEC 11
VIEW FROM
NORTH EAST
CORNER
LOOKING
SOUTH WEST



SAME AS
ABOVE

MICROFILMED
OCT 14 1999

PERMIT
NUMBER

33-07192

ROBERT MAYS

IRRIGATION

45/4

ACRES
IRRIGATED
IN SEC 12.



MAIN DITCH
ACRES
IRRIGATED
IN SEC 12.

MICROFILMED
OCT 14 1999

PERMIT
NUMBER

33-07192

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

1. WELL OWNER

Name Bob Mays HC 65 Box 2105
Address Howe, Idaho 83244
Drilling Permit No. 33-92-E-004-001
Water Right Permit No. 33-07192

7. WATER LEVEL

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

2. NATURE OF WORK

☐ New well ☒ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

3. PROPOSED USE

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

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Auger ☐ Reverse rotary
☒ Cable ☐ Mud ☐ Other _____
(backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter		From	To
<u>.250</u> inches	<u>10</u> inches	+	<u>800</u> feet	<u>960</u> feet
_____ inches	_____ inches		_____ feet	_____ feet
_____ inches	_____ inches		_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☒ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches

Number	From	To
perforations	900	960
perforations	feet	feet
perforations	feet	feet

Well screen installed? ☐ Yes ☒ No
 Manufacturer _____ Type _____
 Top Packer or Headpipe _____
 Bottom of Tailpipe _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet
 Diameter _____ Slot size _____ Set from _____ feet to _____ feet
 Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
 Placed from _____ feet to _____ feet

Surface seal depth _____ Material used in seal: ☐ Cement grout
☐ Bentonite ☐ Puddling clay ☐ _____

Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☐ Overbore to seal depth

Method of joining casing:

☐ Solvent Weld

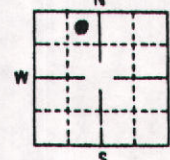
☐ Threaded ☐ Welded

☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____
 Lot No. _____ Block No. _____
 County Butte

Address of Well Site Highway 26
(give at least name of road)

NE 1/4 NW 1/4 Sec. 10 T. 5 N or S ☐
R. 29 E or W ☐

8. WELL TEST DATA

☐ Pump ☐ Baller ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10"	800	882	Blue Clay		X
	882	884	Hard Gray Clay		X
	884	945	Clay & Small Gravel	X	
	945	980	Clay (Sticky)		X

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Department of Water Resources
Eastern District Office

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FEB 22 1993

Department of Water Resources

10.

Work started 10/19/92 finished 12/30/92

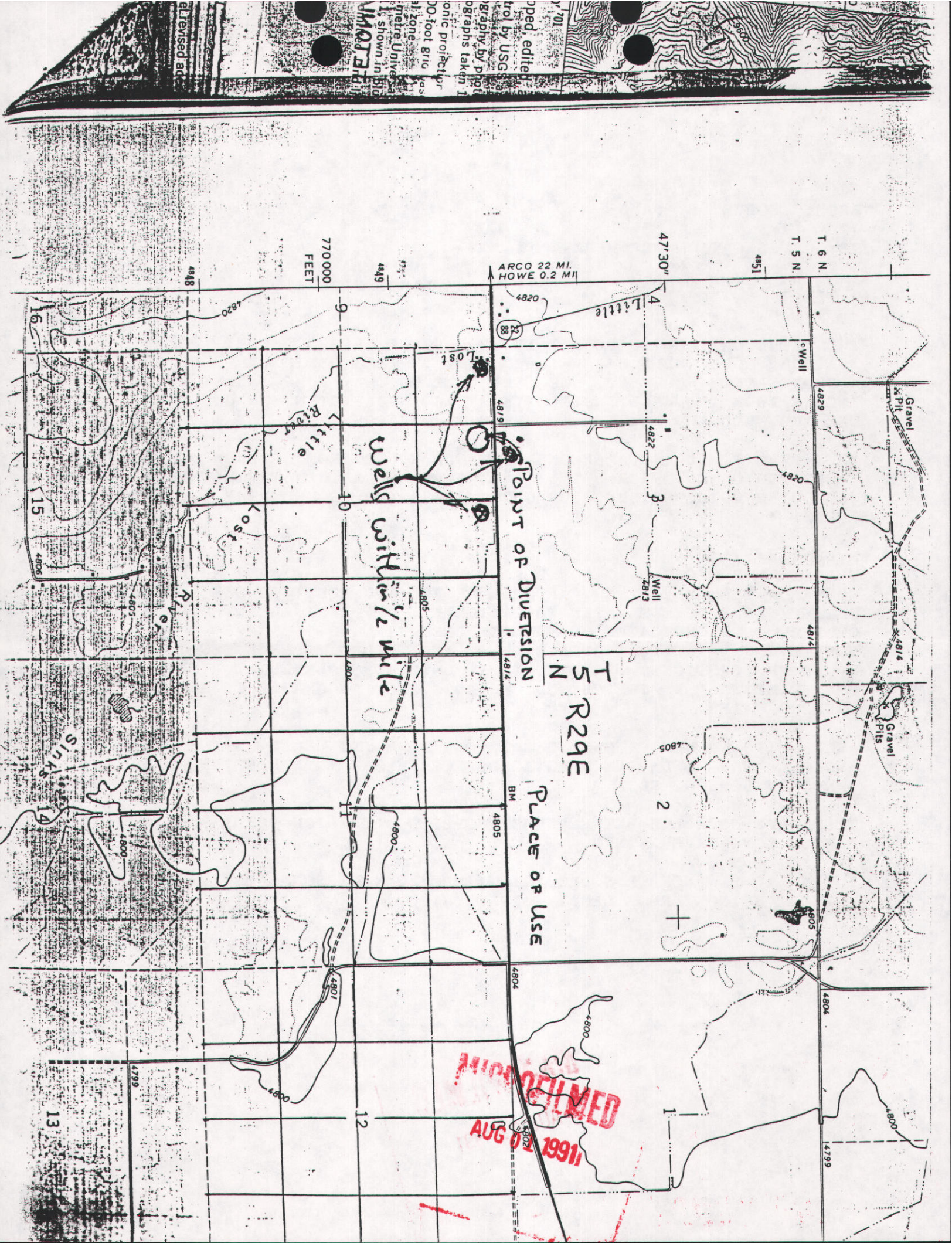
11. DRILLER'S CERTIFICATION

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

Firm Name Jack Cushman Drilling Firm No. #94
Address 1405 South Broadway
Blackfoot, Idaho Date 1/25/93

Signed by Drilling Supervisor Bob Cushman

and
(Operator) Nyle Bailey
(If different than the Drilling Supervisor)



elicensed ad

NOTED

ped, edited
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graphy by p
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at zone
metre Univer
shown in 1:10
1:10

ARCO 22 MI.
HOWE 0.2 MI

770000
FEET

T. 6 N.
T. 5 N.

47°30'

4851

Well

Gravel

Gravel
Pits

Point of Diversion

T
R29E

Place of Use

wells within 1/2 mile

Little
River

Lost

River

Sinks

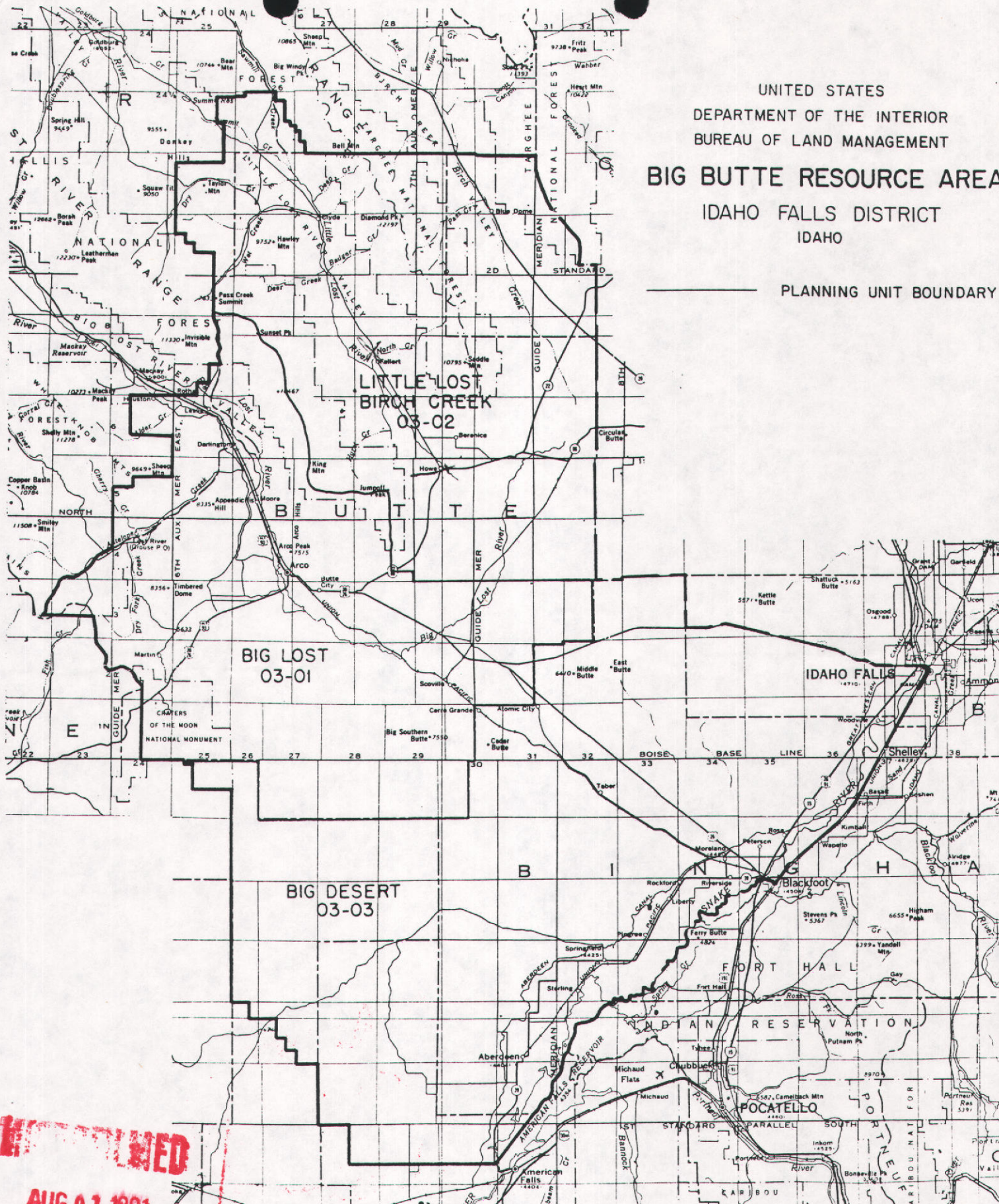
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UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

BIG BUTTE RESOURCE AREA

IDAHO FALLS DISTRICT
IDAHO

PLANNING UNIT BOUNDARY



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 33-07192

Priority: February 12, 1990

Maximum Diversion Rate:

2.74 CFS

Maximum Diversion Volume:

998.2 AF

This is to certify, that WILMA I MAYS
ROBERT R MAYS

HC 65 BOX 2105

HOWE ID 83244

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 5, 1990; and has submitted Proof of Beneficial Use on August 9, 1993. An examination indicates that the works have a diversion capacity of 2.740 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	2.74 CFS	998.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 10, Township 05N, Range 29E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	29E	10	NENE 40	NWNE 35	SWNE 40	
			SENE 40	NENW 40	SENE 39	234
		11	NENE 38	NWNE 39	SWNE 40	
			SENE 39	SWNW 38	SENE 39	233
		12	NENE 40	NWNE 38	SWNE 40	
			SENE 40	NENW 40	NWNW 39	
			SWNW 38	SENE 40		315

Total number of acres irrigated: 782

CONDITIONS OF APPROVAL AND REMARKS

1. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
4. 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 2737.0 af at the field headgate for the lands above.

MICROFILMED

OCT 14 1993

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 33-07192

CONDITIONS OF APPROVAL AND REMARKS

5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 12th day of October, 1999


KARL J. DREHER, Director



MICROFILMED

OCT 14 1999

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AUG 09 1993

OFFICE USE ONLY
Amt. of Fee \$ 150.00
Date 8-9-93
Receipt No. C-028318
Receipt by JW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 33-07192 Telephone No. 767-3470

2. Name(s) of Permit Holder(s): Wilma I. or Robert R. Mays

3. Mailing Address: HC 65 Box 2105 Home Id. 83244

4. Source of Water: Ground

If **GROUNDWATER**, Well Driller's Name: Jack Cushman Date Drilled: 12-11-92

OPTIONAL:
Driller Nyle Bailey

Pump horsepower: 125 HP Pressure (psi): _____ Dynamic pumping level (ft.): 360 ft

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 400 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 2.8 ^{ft³ st.} cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

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

8. Fee Enclosed: \$ _____ (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Robert R. Mays or Dean Mays 767-3470-767-3441
Name Telephone No.

HC 65 Box 2105 - HC 65 2111 Home, Idaho
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

8/5/93 Robert R. Mays
Date Signature (and title, if on behalf of a company or organization)

AUG 26 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33-07192)
IN THE NAME OF WILMA I AND ROBERT R MAYS) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before August 2, 1993; and,

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

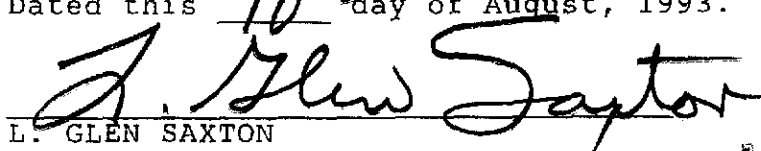
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on August 9, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 33-07192 be REINSTATED with an advance in priority to February 12, 1990.

Dated this 10th day of August, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

APPROVED

AUG 26 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 33-07192

Proposed Priority: February 5, 1990 Maximum Diversion Rate: 16.00 CFS

This is to certify, that **WILMA I. MAYS**
ROBERT R. MAYS
HC 65 BOX 2105
HOWE, ID 83244

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	16.00 CFS

LOCATION OF POINT(S) OF DIVERSION: NENW Sec. 10, Township 05N, Range 29E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	29E	10	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	SENE 40	240
		11	NENE 40	NWNE 40	SWNE 40	
			SENE 40	SWNW 40	SENE 40	240
		12	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENE 40		320

Total number of acres irrigated: 800

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 2, 1993.
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 permit holder had no control.
4. A flow measurement 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.

APPROVED

AUG 01 1991

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

NO. 33-07192

CONDITIONS/REMARKS:

7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

17th day of July, 1991.

for R. Keith Higginson, Director

APPROVED

AUG 01 1991.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert R. or Wilma I. Mays Phone 767-3470
Post office address HC 65 Box 2105, Howe Idaho 83244
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 10 Township SN Range 29E B.M. Butte County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 16.0 for Irrigation purposes from 4/1 to 11/1 (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) 16 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well, pump, open discharge and sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 20 inches; proposed depth of well is 1000 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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AUG 01 1991

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	29E	10	40	40	40	40	40			40									240
		11	40	40	40	40			40	40									240
		12	40	40	40	40	40	40	40	40									320

Total number of acres to be irrigated 800

10. Describe any other water rights used for the same purposes as described above. 33-0018B/0017B/0019B/0020B/0021B/0022B/0023B/2114

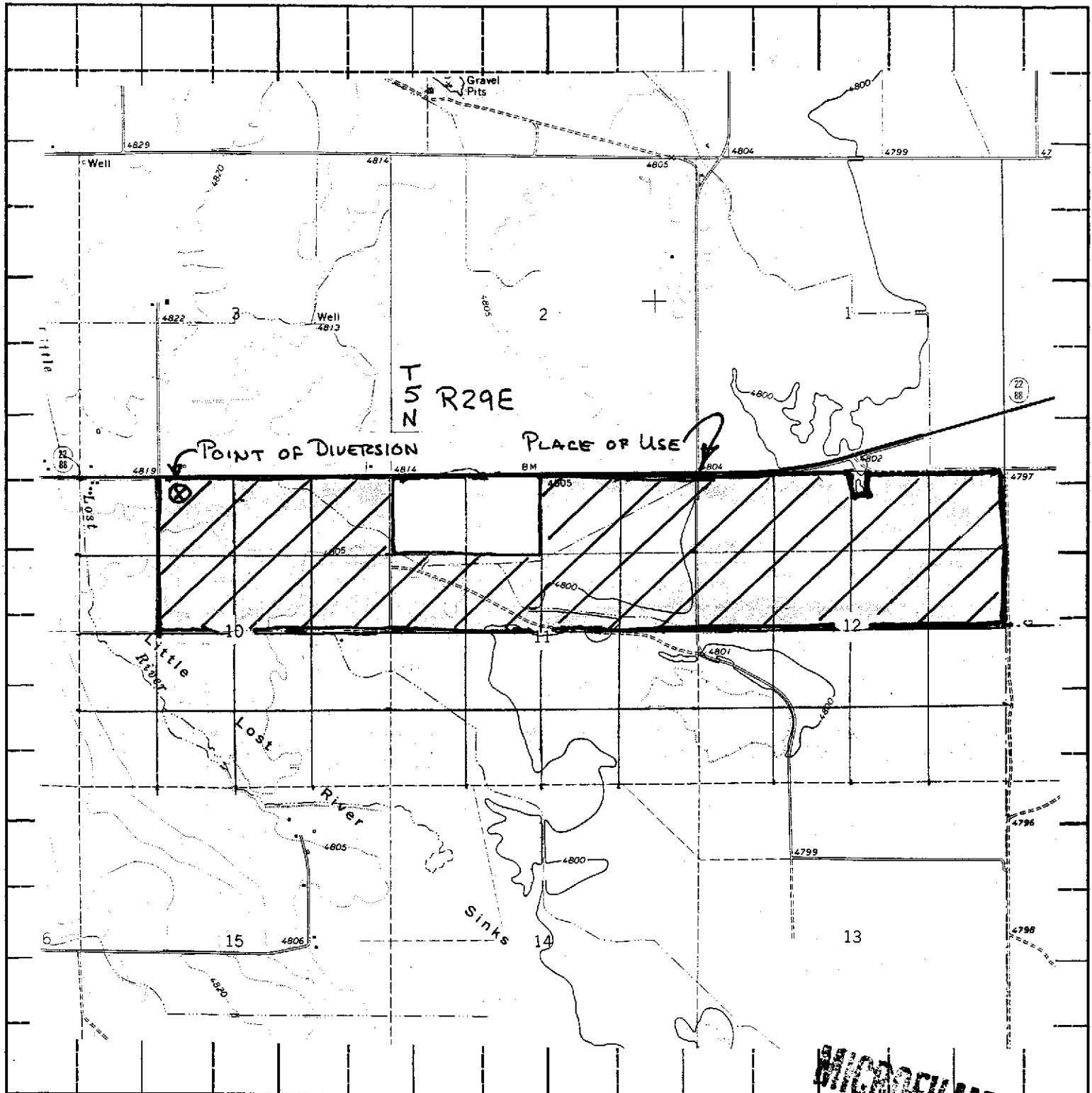
- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Supplemental groundwater for Little Lost River decree rights

RECORDED

AUG 01 1991

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



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.

Robert R. Mays
(Applicant)

MICROFILMED
AUG 07 1981

Assisted by Kaw Date 5 Feb 90 Time 1129 Preliminary check by _____
Received by Kaw # E011950 Date 5 Feb 1990
Fee \$ 345⁰⁰ Received by Kaw # E011950 Date 5 Feb 1990
Publication prepared by BLM Date 6-12-91 Published in ARCO ADVERTISER
IDAHO STATESMAN
LEWISTON TRIBUNE
Publication approved [Signature] Date 7-15-91 POST REGISTER
TIMES NEWS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

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

e. Other:

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AUG 01 1991

NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT

33-07192

MAYS, ROBERT R.

MAYS, WILMA I.

HC 65 BOX 2105

HOWE, ID 83244

Source: GROUNDWATER

Diversion Pt. NENW Sec

10 T 05N R 29E

Use: IRRIGATION (16.000

CFS)

Total Diversion: (16.000

CFS)

Date Filed: 2/5/1990

In: T05N R29E S30. NENE

NWNE SWNE SENE

NENW SENW

S11 NENE NWNE SWNE

SENE SWNW SENW

S12 NENE NWNE SWNE

SENE NENW NWNE

SWNW SENW

800.0 ACRES TOTAL

The permit(s) will be sub-
ject to all prior water
rights. Protests may be
submitted based on the
criteria of Sec. 42-208B,
Idaho Code and/or the
new public interest criteria
of Sec. 42-203C, Idaho
Code. Protests must be
filed with the Director,
Dept. of Water Resources,
Statehouse Mail, Boise,
Idaho 83720 on or before
JULY 8, 1991.

R. Keith Higginson, Direc-
tor

PUBLISH: Thursday,

June 20 & 27, 1991.

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS

SS.

I, Linda Capps McQuire being first duly sworn upon oath, depose
and say that I am Bruce Clark of the TIMES-NEWS, published daily, at
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
clipping attached, was published in the regular and entire issue of said newspaper, and not in
any supplement thereof, for Two consecutive Weeks,
commencing with the issue dated June 20, 1991,
and ending with the issue dated June 27, 1991.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily ex-
cept Monday, both of which newspapers prior to consolidation had been published under said names in said city and
county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at
which time said newspaper began daily publication under said name in said city and county continuously and
uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho,
to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers,
and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO

COUNTY OF TWIN FALLS

On this 27 day of June in the year of 1991, before me,
a Notary Public, personally appeared Linda Capps McQuire,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho

Residing at

My commission expires:

Twin Falls, ID
8-8-96

OK
7-8-91

No 22523

RECEIVED

JUL 1 1991

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

37.56

Department of Water Resources

Western Regional Office

Account Number 47628		Identification Notice of Application for Trust Water Right	
Ordered By Brenda L. Miller	P.O. Number	Rate nt	Run Dates June 20, 27, 1991
Idaho Department of Water Resources State Office Statehouse Mail Boise ID 83720		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 8714

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

33-07192

MAYS, ROBERT R.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244
Source: GROUNDWATER
Diversion Pt: NENW Sec 10 T 05N R 29E

Use: IRRIGATION (16,000 CFS)
Total Diversion: (16,000 CFS)
Date Filed: 2/5/1990
In: T05N R29E S10 NENE NWNE
NWNE SENE NENW SENW
S11 NENE NWNE SWNE SENE
SWNW SENW
S12 NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
800.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JULY 8, 1991.

R. Keith Higginson, Director
Pub. Jun. 20, 27, 1991 8714

Jill Roberts

, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for two

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of June 20, 1991

and ending with the issue of June 27, 1991

Jill Roberts

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 27th day of June in the year of 1991, before me, a Notary Public, personally appeared Jill Roberts, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

[Signature]
Notary Public for Idaho

Boise, ID

Residing at

My commission expires: 12/93

OK *[Signature]*
7-15-91

AUG 01 1991

AFFIDAVIT OF PUBLICATION

I, Colleen Babcock
of the Arco Advertiser, a weekly newspaper of
general circulation, published weekly at Arco, Idaho,
since March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with
the issue dated June 20, 1991
and ending with the issue dated

June 27, 1991
Colleen Babcock

STATE OF IDAHO

COUNTY OF BUTTE

On this 28 day of June
in the year of 1991, before me, a Notary Public,

personally appeared

Colleen Babcock
known or identified to me to be the person whose
name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he
executed the same.

Thomas D. Cannon
Notary Public for Idaho

Residing at Arco, ID

My commission expires: 12-17-91

**NOTICE OF APPLICATION
FOR TRUST WATER RIGHT**

33-07192

MAYS, ROBERT A.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244
Source: GROUNDWATER
Diversión Pt: NENW Sec 10 T 05N R

29E
Use: IRRIGATION (16.000 CFS)
Total Diversión: (16.000 CFS)
Date Filed: 2/5/1990
In: T05N R29E S10 NENE NWNE
SWNE SENE NENW SENW
S11 NENE NWNE SWNE SENE
SWNW SENW
S12 NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
800.0 ACRES TOTAL

**NOTICE OF APPLICATION
FOR TRUST WATER RIGHT**

33-07196

J.R. SIMPLOT CO.
P.O. BOX 27
BOISE, ID 83707
Source: GROUNDWATER
Diversión Pt: SESE Sec 35 T 06N R

29E
Use: IRRIGATION (9.600 CFS)
Total Diversión: (9.600 CFS)
Date Filed: 1/24/1990
In: T06N R29E S35 NENW NWNW
SWNW SENW NESW NWSW SWSW
SESW NESE NWSE SWSE SESE
480.0 ACRES TOTAL

The permits will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public inter-
est criteria of Sec. 42-203C, Idaho Code.
Protests must be filed with the Director,
Dept. of Water Resources, Statehouse
Mall, Boise, Idaho 83720 on or before
JULY 8, 1991.

R. Keith Higginson, Director
Published 6/20/1991 & 6/27/1991

RECORDED

AUG 01 1991

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, S. BOB BRIGHT or TED DELEZENE, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for TWO consecutive weeks, first publication having been made on the 19th day of June, 1991, last publication having been made on the 26th day of June, 1991, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 3rd day of July, 1991.

Steve Walker
Notary Public

My commission expires November 7th, 1996.

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

33-07192

MAYS, ROBERT R.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244

B10

Source: GROUNDWATER
Diversion Pt: NENW Sec 10 T 05N R 39E
Use: IRRIGATION (16,000 CFS)
Total Diversion: (16,000 CFS)
Date Filed: 2/ 5/ 1990
In: T05N R29E S10 NENE NWNE SWNE
SENE NENW SENW
S11 NENE NWNE SWNE SENE SWNW
SENW
S12 NENE NWNE SWNE SENE NENW
NWNW SWNW SENW
800.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JULY 8, 1991.

R. Keith Higginson, Director

Published: June 19, 26, 1991

In correct

MICROFILMED

AUG 01 1991

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 062791 INVOICE No. LD0233323

Account No. 964770 33-07192

Description 33323NOTIC

Times 2 Lines 26

Tab Lines _____

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

IDAHO DEPT OF WATER RESOU
1301 N. ORCHARD ST
BOISE
ID 83720

RECEIVED \$ 45.00
JUL 01 1991

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

**33323
NOTICE OF APPLICATION FOR TRUST WATER RIGHT
33-07192**

MAYS, ROBERT R.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244
Source: GROUNDWATER
Diversion Pt:
Use: IRRIGATION

Dated Filed: 2/5/1990

In: T05N R29E S10	NENE	NWNE	SWNE	SENE
	NENW	SENE		
S11	NENE	NWNE	SWNE	SENE
	SWNW	SENE		
S12	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENE

800.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JULY 8, 1991.

R. Keith Higginson, Director

IDAHO, ss.
Nez Perce

Baumeister _____, being duly sworn,
says, I am the Legal Clerk
Publishing Company, a corporation organized and existing
virtue of the laws of the State of Idaho, publishers of the
MORNING TRIBUNE, a newspaper of general circulation
Lewiston, Nez Perce County, Idaho; That the said Lewiston
ne is an established paper and has been published regular-
regularly at least once a day for more than 21 consecutive
mediately preceding the first publication of this notice, and
ublished uninterrupted for said period; that the

OF APPLICATION

to and which is made a part of this affidavit was published in
ston Morning Tribune, 2 time(s). Publication be-
62091 _____, or once a
K for 2 consecutive WEEKS, the first
ereof being on the 062091, and the last pub
of being on the 062791, and said

OF APPLICATION

was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

Sub Baumeister
28

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

day of _____ 1991

AUG 01 1991

Sheral M. Lentz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 062791 INVOICE No. LOC23323
Account No. 964770 83-07192
Description 33323NOTIC
Times 2 Lines 26
Tab Lines _____

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

IDAHO DEPT OF WATER RESOU
1301 N. ORCHARD ST
BOISE
ID 83720

RECEIVED \$ 55.00
JUL 01 1991

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

NOTICE OF APPL
MAYS, ROBERT R.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244
Source: GROUNDWATER
Diversion Pt:
Use: IRRIGATION
Dated Filed: 2/5/1990
In: TOWN OF SIO
S11
S12
800.0 ACRES TOTAL

The permit(s) will be subject to
criteria of Sec. 42-203A, Idaho Code and Washing-
Protests must be filed with the Direc, July 11,
83720 on or before JULY 8, 1991.

hearing are
ment on or t
twenty-five
persons, or
senting a pe
not less than
bers of the
government.
Hearing rec
statement of
the petitione
ter of the pr
Dated this
STANLEY

NOTIC
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In complian
(a) (1) IDAF
by given the
and the Boa
Idaho, have
The propo
amending ar
titioner Rule.

STATE OF IDAHO, ss.
County of Nez Perce

Sue Baumeister, being duly sworn,

deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 062091, or once a

WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 062091, and the last pub-
lication thereof being on the 062791, and said

NOTICE OF APPLICATION

was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

Sue Baumeister

SUBSCRIBED AND SWORN BEFORE ME THIS THE 28

day of June

1991

Sheryl M. Lentz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

MICROFILMED

AUG 01 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

October 13, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WILMA I MAYS
ROBERT R MAYS
HC 65 BOX 2105
HOWE ID 83244

RE: WATER RIGHT NO. 33-07192

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

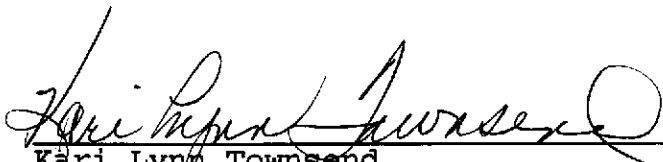
MICROFILMED
OCT 14 1999

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of October, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 33-07192

WILMA I MAYS
ROBERT R MAYS
HC 65 BOX 2105
HOWE ID 83244


Kari Lynn Townsend
Secretary

MICROFILMED
OCT 14 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

OCT 14 1999

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

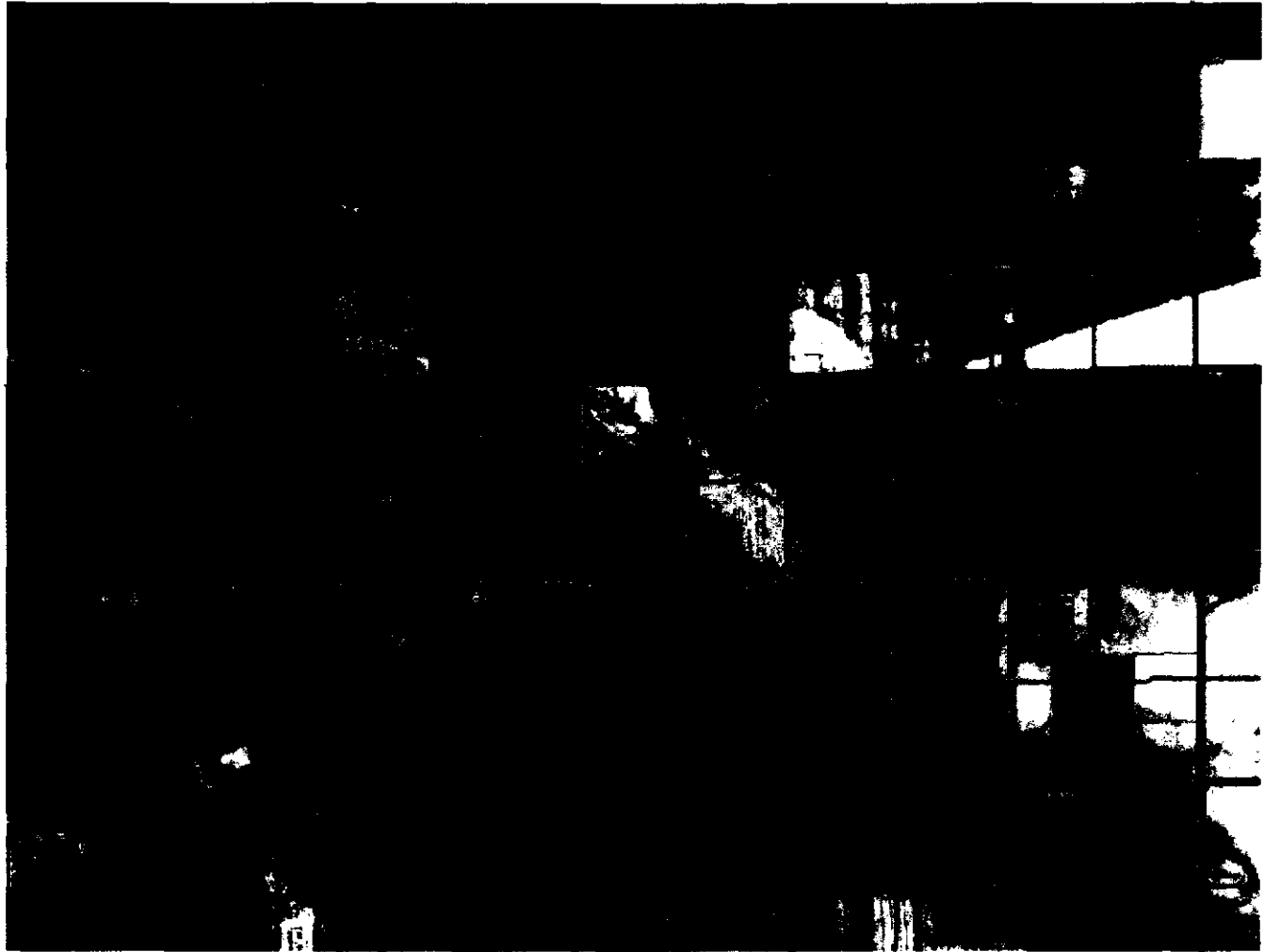
The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED

OCT 14 1999

Idaho Department of Water Resources

Proposed Place of Use,
33-07192

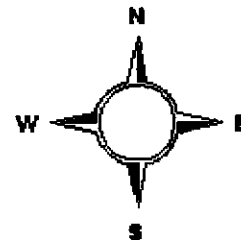


0 1 Miles

-  Place of Use
-  Section Lines
-  Quarter-quarter Lines

Township 5 North
Range 29 East

MICROFILMED
OCT 14 1999



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by Bryce A. Contor
October, 1999

GIS map

MEMORANDUM

TO: File 33-07192

FROM: Sharla

DATE: August 26, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 33-07192 are as follows:

H. RECOMMENDATIONS

Irrigation	4/15 – 10/15	2.74 cfs	998.2 af
------------	--------------	----------	----------

Volume is limited by the capacity and is calculated as 2.74×184 days (from standard seasons chart) $\times 1.98 = 998.2$ af.

In a conversation with Keith Wilson, he stated that this right is supplemental to the surface water, however, the right holder uses the groundwater with the surface water through the entire season. Condition 065 will be modified to remove language about diverting groundwater only when surface water is undeliverable.

Exam Date: May 18, 1999

Examiner: Keith Wilson

MICROFILMED

OCT 14 1999

LIENSE REVIEW CHECKLIST

PERMIT NO. 33-07192 DATE 8/2/99 REVIEWER: SHARLA

NAME/Address Change/OK

SOURCE OK Does change clarify orig. intended source? If no, Void permit

POINT OF DIV OK ☐ Change (P39 /P47) ☐ Add (P45/P42) ☐ Feds - P40

W32 (multiple in 11)
W36 (overlap)
W59 (subd. desc)

just outside of the ~~San~~ North Water Meas. District

Overlaps: Right(s): _____
File reviewed _____ Profile reports printed _____

PLACE OF USE OK ☐ Change (P41/P47) ☐ Add (P41/P42) ☐ Feds - P43

W60 (subd. desc)
W27 (ppu acre limit)

Overlaps: Right(s): _____
File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 16.0 cfs

Fee limit 3.00 cfs \$150⁰⁰

Measured 2.74 cfs

Theoretical 2.65 cfs

Recommended Total Div Rate 2.74 cfs

WATER USES

1.74 cfs 723X af Irrig -
_____ cfs 3.5 af
_____ cfs _____ af
_____ cfs _____ af
_____ cfs _____ af

TOTALS 2.74 cfs 2530.5 af Domestic -
Power -
Fish (042)
Payette -

R59
overlap (R58-R61, R62-R65, R66-R69)
supp. gw (WB7/065/079)
overlap spec. combined rts (W35)
<1acre (W31)
(W01/WB5/070/071/075)
(W42 or W43/025/027/R22 or R23)
Fire (077) Wtr Quality (081/R07)
(W22/047/27A)

Flow rate 2.74 cfs X 184 days X 1.98 = 998.2 af

REMARKS

ADD'L CONDITIONS _____ Watermaster Control WD# _____

_____ GW Measurement/Measuring Device

Others Trust R55 (remove 051) Non-trust (048/049)

Advance Priority ☐ yes ☒ no

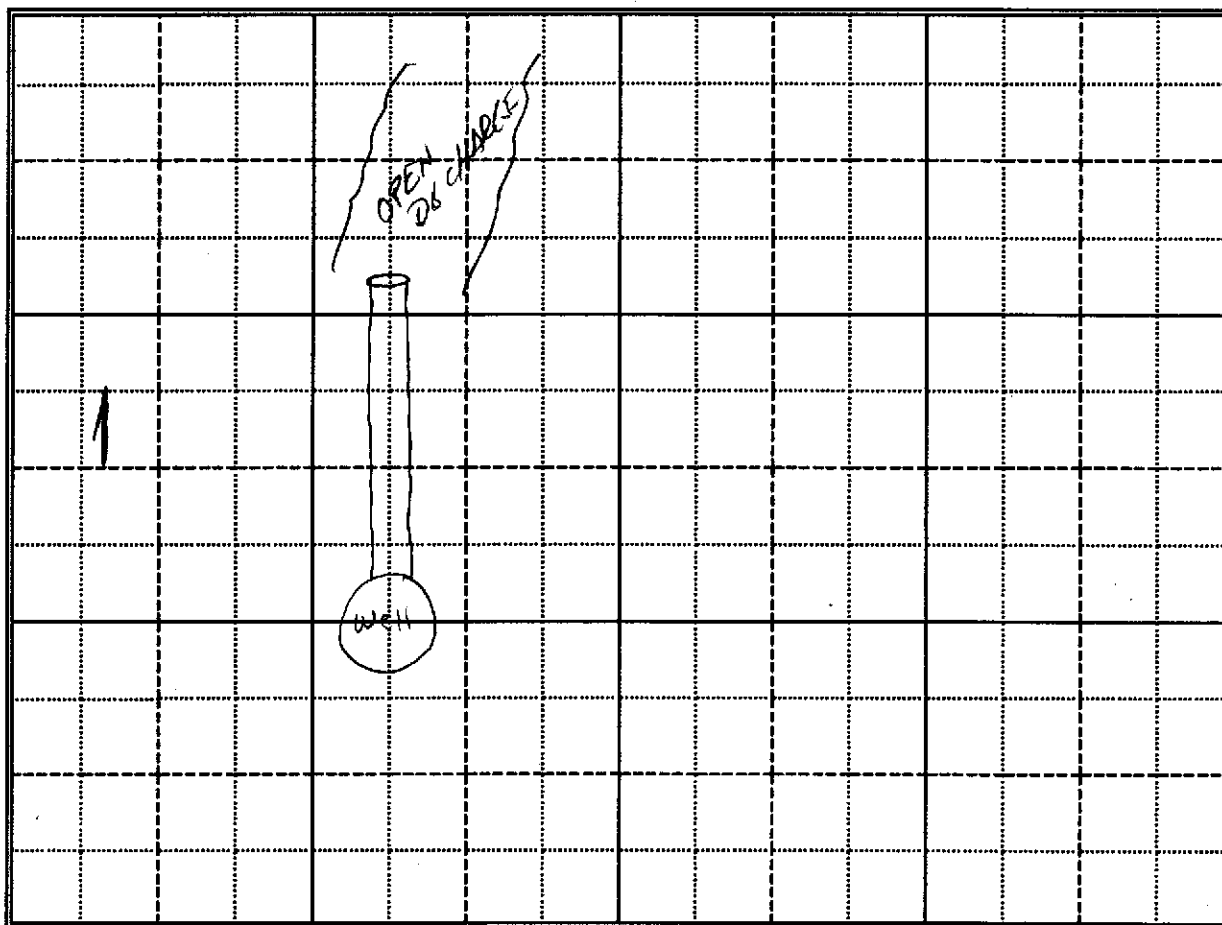
SRBA Claim NA

Adjust Memo Vol

Amend letters _____

9CT 14 1999

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	US Electric	125	R9982-DI-171 R2111419	Peerless	2.62" od

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Totalizing Meter	Spotting	Hersey		J/N 54580 61015		

2. Measurements: $0.01 \text{ af} / 2 \text{ min}$ 39.13 sec $Q = 2.74 \text{ cfs}$
 $0.005 \text{ af} / 1 \text{ min}$ 19.49 sec $Q = 2.739 \text{ cfs} \approx 2.74 \text{ cfs}$

E. NARRATIVE/REMARKS/COMMENTS

Well pump mainline with open discharge to a network of ditches. GROUNDWATER from another well & surface water rights from Little Lost River are co-mingled

NOTE: THIS IS A SUPPLEMENTAL WATER RIGHT

RE-Exam done to confirm low flow rate of 5-1-1996 Exam.

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

MICROFILMED

OCT 14 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$Q = 0.01 \text{ af} / 2 \text{ min} \times 39.15 \text{ sec} = Q = 2.74 \text{ cfs}$$

$$2.74 \text{ cfs} / 723 \text{ ac} = 0.00378 \text{ cfs/ac} < 0.02 \text{ cfs/ac} \quad \text{SUPPLEMENTAL WATER ONLY}$$

$$Q_{\text{LIMITED BY CAPACITY}} = 2.74 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{\text{I.R.}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 723 \text{ ac} (3.5 \text{ af/ac}) = 2530.5 \text{ af}$$

$$V_{\text{D.R.}} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.74 \text{ cfs} (183) 1.9835 = 994.6 \text{ af}$$

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} = 994.6 \text{ af}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS SUPPLEMENTAL WATER

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/15	10/15	2.74 cfs	994.6 af
Totals:			2.74 cfs	994.6 af

2. 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

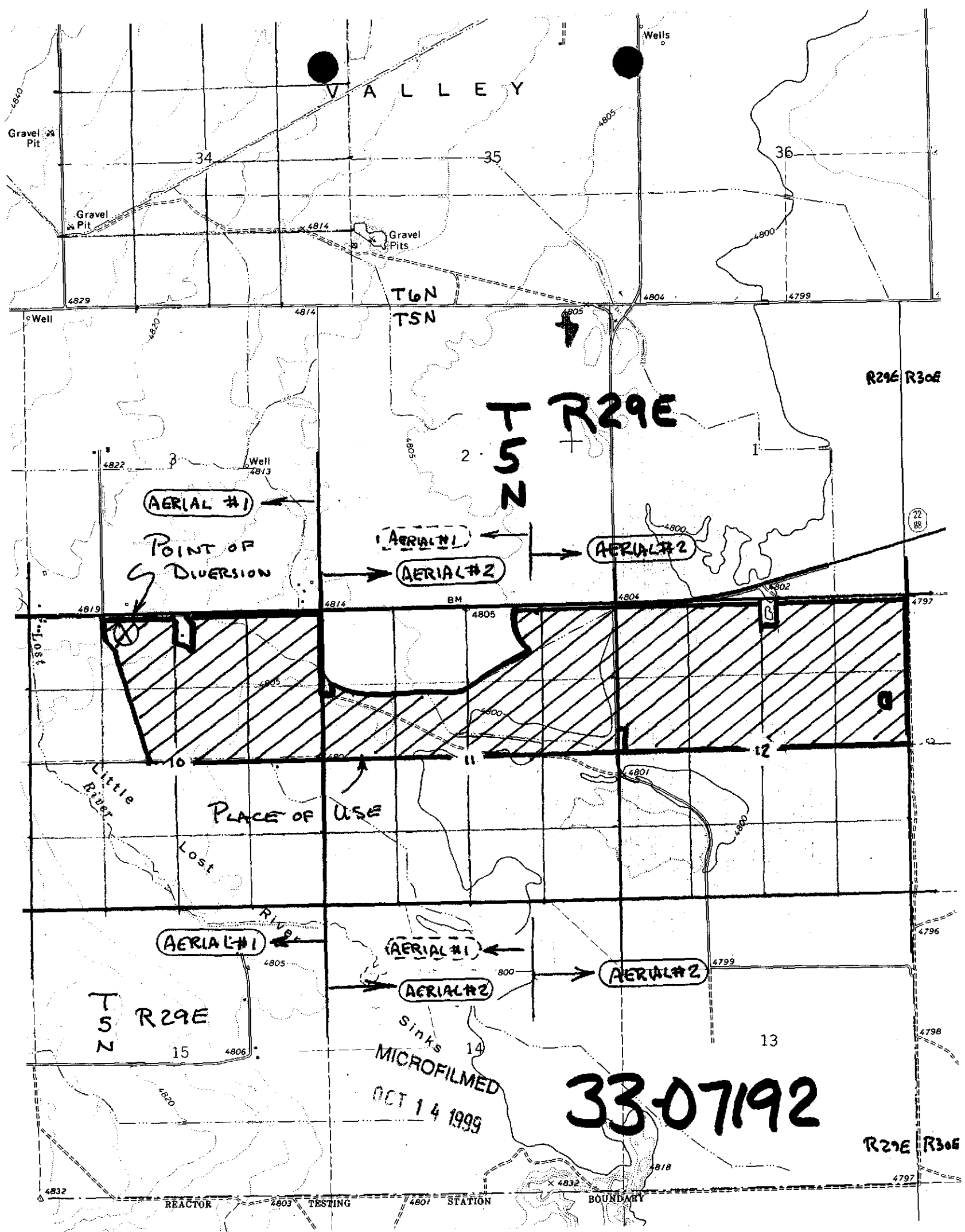
I. AUTHENTICATIONField Examiner's Name KEITH C WILSON Date 5-18-1999

Reviewer _____ Date _____

SEAL

MICROFILMED

OCT 14 1999



75W, R29E

POINT OF DIVERSION

Does as per

33-0242

AERIAL #1

AERIAL #1

33-07192

LEO NOT PART OF
ARMY BLADE OF
USR

① UNEL
20.3
② UNEL
15.9

FLY

FLY

AGRIAL
277

2 NNEE
52 NW
S D &
ESTOCK

③ 3.1
④ 270

MOORELAND
1000

7160c

75N, 229E

57.5

LEO
AMY

DITCH 57

Flood

37

38

37

38

39

40

41

42

43

44

45

46

47

48

49

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51

52

PLACE OF
USE

229E

Aerial
229E

33-07192

Aerial #2

14 1999

12

13

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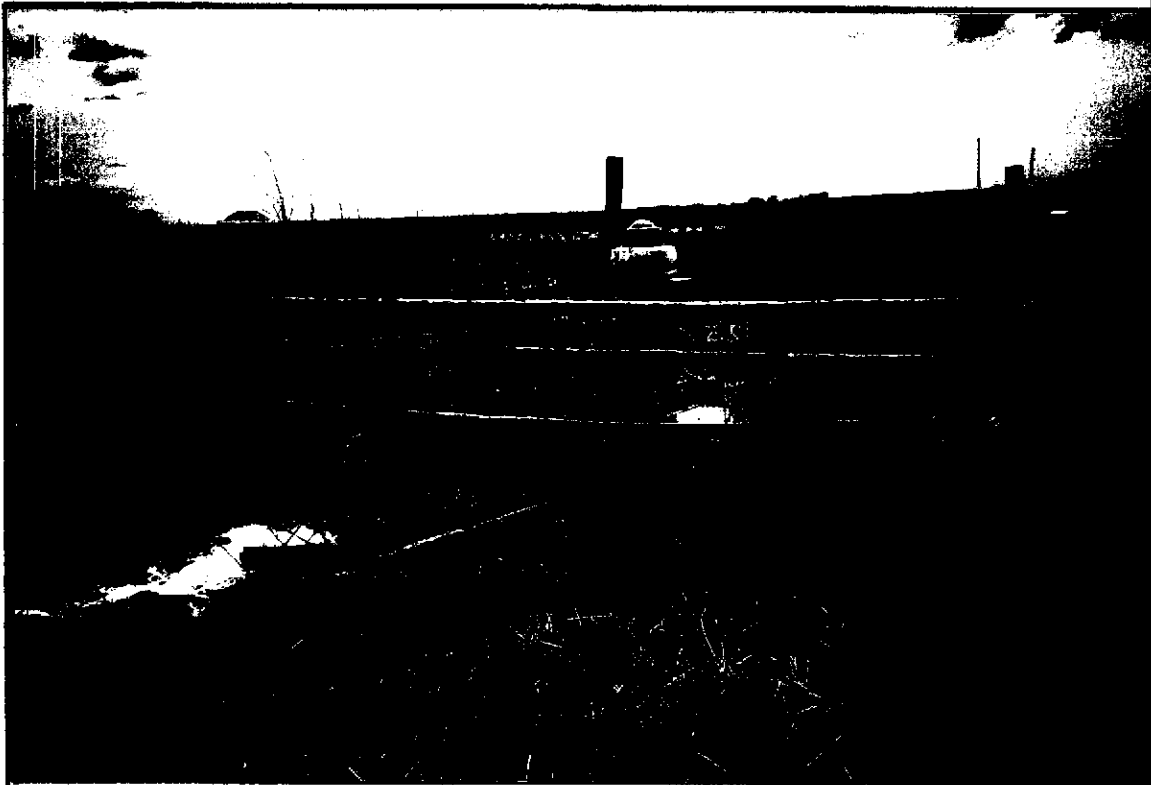
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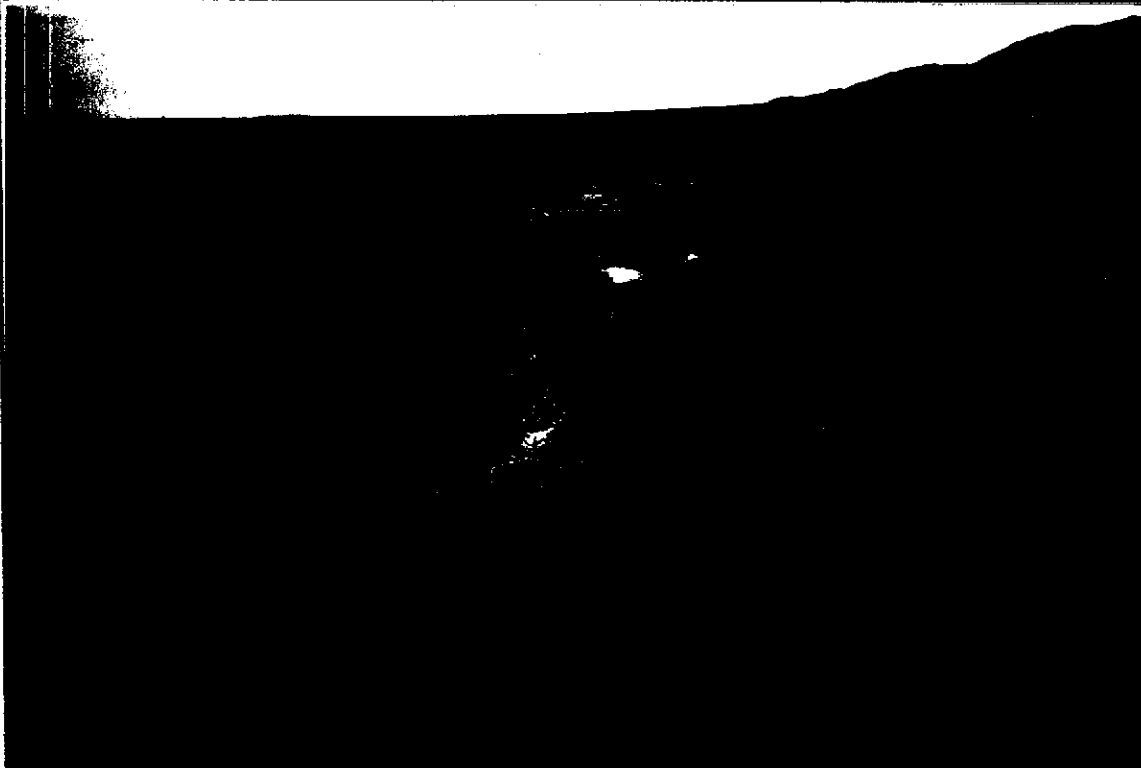
ROBERT HAYS

IRRIGATION

10/4



POINT OF
DIVERSION
OPEN
DISCHARGE
TO DITCH



POD

COMMON
← DITCH
LITTLE LOST
RIVER WATER

MICROFILMED
OCT 14 1999

PERMIT
NUMBER

33-07192

ROBERT MAYS

IRRIGATION

254

MAIN
EAST/WEST
DITCH

VIEW
OF
ACRES
NOT IRRIGATED
BY WELL
WATER

ACREAGE
NOT IRR.
BY WELL
WATER

MICROFILMED

OCT 14 1999

PERMIT
NUMBER

33-07192

ROBERT HAYS

IRRIGATION

314



PLACE OF
USE IN
SEC II
VIEW FROM
NORTH EAST
CORNER
LOOKING
SOUTH WEST



SAME AS
ABOVE

MICROFILMED
OCT 14 1999

PERMIT
NUMBER

33-07192

ROBERT MAYS

IRRIGATION

45/4

ACRES
IRRIGATED
IN SEC 12.



MAIN DITCH
ACRES
IRRIGATED
IN SEC 12.



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OCT 14 1999

PERMIT
NUMBER

33-07192

Permit No. 33-07192

Current Address: H6 65, Box 2105, HOWE, ID 83244

2. Accompanied by: OWNER (ROBERT) EXAM DATE: 5/1/96

Address: _____ **Phone No.** _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to N/A

1. Other water rights with the same place of use: 33-00078, 188, 198, 208, 218, 228, 238,
33-02114

2. Other water rights with the same point of diversion: NONE

1. Point(s) of Diversion: "NO LOTS"

[illegible]

2. Place(s) of Use: *NO GOV LOTS*

Indicate Method of Determination *ON SITE INSP.*

[illegible]

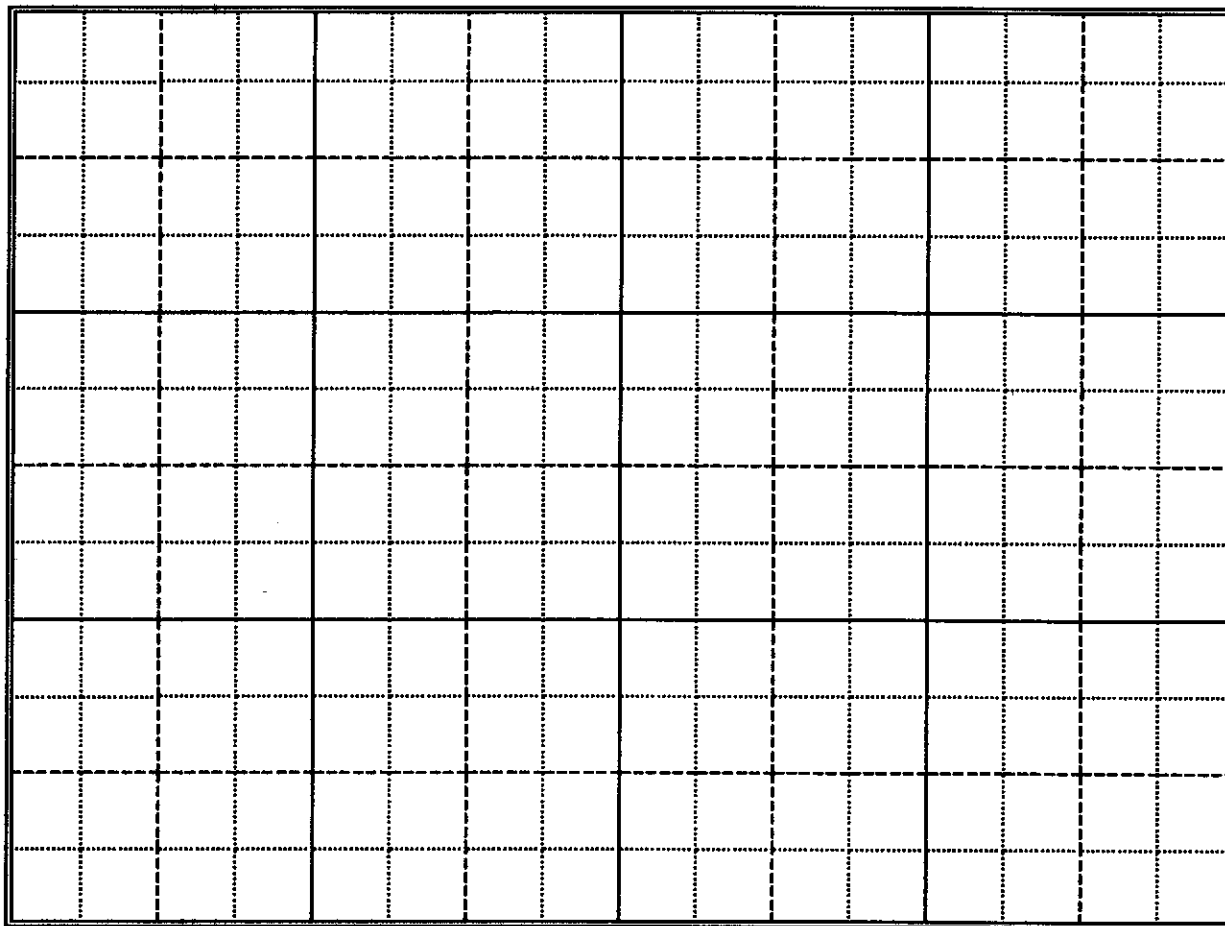
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TOTAL

OCT 14 1999

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

WELL IS OPEN DISCHARGE - NO DIAGRAM



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for Irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<i>DISCHARGE TO DITCH</i>	<i>U.S. ELECT.</i>	<i>125</i>			<i>8" REDUCES TO 6"</i>

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<i>POLYSONIC FLOW METER</i>		<i>TYME-FAYTE</i>		<i>7HD263</i>		

2. Measurements: *FULL PIPE OPEN DISCHARGE Q = 2.55 cfs*

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E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM IS FLOOD IRRIGATION. A 125 HP PUMP LIFTS
WATER APPROXIMATELY 104' TO THE SURFACE WHERE IT
IS DISCHARGED VIA A 6" PIPE TO A DITCH. THE MAIN
DITCH TRAVELS EAST ALONG THE HIGHWAY ~~EX~~ TO THE
EAST END OF THE PROPERTY, EXCEPT WHERE IT
DIVERGES SOUTH AROUND LEO AMY'S PLACE. SECONDARY
DITCHES DIVERT WATER OUT INTO FIELDS.

* DITCH IS COMMON CARRIER TO LOST RIVER WATER.
LAND GRADIENT IS TO THE ^{EAST,} SOUTH EAST.

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

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OCT 14 1999

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

SONIC METER $Q = 2.55 \text{ CFS}$

USE FLOW MEASUREMENT
5-18-1999

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 729 \text{ ac} \times 3.5 = 2551.5 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.55 \text{ cfs} \times 183 \times 1.9835 = 907.5 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 907.5 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS ~~SYSTEM LIMITS USE TO 2.5 CFS~~

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/15	10/15	2.5 cfs	907.5 AFA
Totals:			2.5 cfs	907.5 AFA

2. 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

I. AUTHENTICATION

Field Examiner's Name SIMPKINS Date 1/6/97

Reviewer _____ Date _____

SEAL

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OCT 14 1999

? PRINTER

PRINTER USE
? YES

MODE SELECT
INPUT

OUTER DIAMETER
8.6201 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
0.1051 IN

INNER LINING
? NO LING.

KIND OF FLUID
? ANOTHER

SOUND VELOCITY
1450 M/S-

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
6.154 IN U

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

05-01 14:1500
+003.00 % AI2

MODE SELECT
T0 CHECK

0320.2 MMSEC
100.20 % T0

05-01 14:1600 *R
+ 1.143E 3GPM

2.54% OFS

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OCT 14 1968

33-07192

33-07192

ROBERT MAYS

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cfs} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

Hp = Horsepower = 125

Eff = Efficiency = .7 (Usually 70%)

Lift: (Static Level + Assumed Draw down)

Static Water Level = 104 ft.

Assumed Draw down = + 10 ft.

Lift = 114

OR

← THIS FACTOR
IS MOST LIKELY
WRONG.

Measured Dynamic Water Level = _____ ft.

psi = Operating Pressure = 0 psi

$$Q_{cfs} = \left[\frac{125}{Hp} \times 8.814 \times \frac{.7}{Eff} \right] \div \left[\frac{114}{Lift} + \left(\frac{\quad}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\frac{771,225}{\quad} \right] \div \left[\frac{114}{\quad} \right]$$

$$Q_{cfs} = \underline{6,765} \text{ cfs}$$

NOTE: WELL WAS DEEPEMED 2 YEARS AGO TO 980'±,
THIS WOULD TEND TO INDICATE THAT WELL HAS
EXCESSIVE DRAW DOWN, THIS COULD ACCOUNT FOR
THE DIFFERENCE BETWEEN SONIC METEC READING
AND THEORETICAL.

PERMIT NO. 33-07192

MICROFILMED

OCT 14 1999

FIELD EXAM NOTES

EXAM # 33-7192

DATE OF EXAM 5/1/96

PERMITEE NAME ROBERT HAYS

NO OTHER RIGHTS THIS POND

OTHER WATER RIGHTS SAME POD ^① SURFACE (LITTLE LOST RIVER) 6.8 CFS

OTHER WATER RIGHTS SAME POU WELL (4.69) CFS

PUMP #1 HP 125 MAKE U.S. Electric SERIAL #
COLOR AND DESCRIPTION Yellow / white - hum - black 6" discharge (open to ditch)
OUTPUT DIAMETER 8" H SYSTEM PRESSURE OPEN PSI WELL DEPTH 280' ^{206'}
STATIC H2O 104' WELL DEPTH 280' DYNAMIC PUMP
PSI GAGE TYPE CHECK VALVE [Y] [N] GATE VALVE (Y) [N]
Check well log - 1993

PUMP #2 HP MAKE SERIAL #
COLOR AND DESCRIPTION
OUTPUT DIAMETER SYSTEM PRESSURE PSI WELL DEPTH
STATIC H2O WELL DEPTH DYNAMIC PUMP
PSI GAGE TYPE CHECK VALVE [Y] [N] GATE VALVE [Y] [N]

BOOSTER PUMP #1 HP MAKE SERIAL #
COLOR AND DESCRIPTION

BOOSTER PUMP #2 HP MAKE SERIAL #
COLOR AND DESCRIPTION

CIRCLE PIVOT [Y] [N] NUMBER OF TOWERS PIVOT LENGTH
PRESSURE [H] [L]

HAND LINES [Y] [N] NUMBER OF LINES LENGTH OF LINES

RAIN BIRDS PER LINE NOZZEL DIAMETER

SURFACE WATER TYPE OF MEASUREING DEVICE

AA METER PIGMY METER WEIR OR FLUME BUCKET/WATCH

USE BACK OF PAGE FOR SKETCH AND MEASUREMENTS OF SYSTEM

33-07192

August 20, 1993

WILMA I. MAYS
ROBERT R. MAYS
HC 65 BOX 2105
HOWE ID 83244

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 33-07192

Dear Permit Holder:

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

I note that the permit issued to you by the department requires the installation of a flow measurement port to allow the department to determine the rate of diversion. The proof which you submitted does not show that you have installed this equipment.

The installation of the flow measurement port must be complete by the time the department representative conducts the examination of your system unless the department has rescinded the requirement prior to the field examination. In some cases, the equipment requirement can be rescinded because the equipment cannot be physically installed, is not appropriate or can be accommodated with other measuring methods.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

RECORDED

AUG 26 1993

Permit No. 33-07192 Reviewed by llg Date 8/9/93

irrigate - 400

Correct Uses? yes

Yes Well log in the file?

yes Required?
no Installed?
no Waiver requested?

Date proof received	<u>8/9/93</u>	<u>201</u>
Date proof due	<u>8/2/93</u>	- <u>214</u>
No. of days late		= <u>7</u>
Priority Date	<u>2/5/90</u>	+ <u>36</u>
New Priority Date	<u>2/12/90</u>	<u>43</u>

proof acceptable

needs a flow
needs an order

Proof Made

8/9/93

8/20/93/1019

PERMIT
NUMBER

33-92-E-0004-001

OWNER
CODE

O

NAME & ADDRESS

ROBERT R MAYS
HC 65 BOX 2105
HOWE, ID 83244

TWP

05N

RGE

29E

SEC

10

TRACT

NE NW

LOT

COUNTY

BUTTE

Subdivision Location and Description:

Subdivision Name:

Well Site Address: HIGHWAY 26

City, State:

Geographic Location:

Accuracy Code:

Lat: N

Long: W

Proposed Use of Well: Irrigation

Proposed Casing Diameter: 30 In.

Proposed Depth: 250 Ft.

Well Use Comments:

Driller License No: 0094

Firm Name: JACK CUSHMAN DRILLING INC

Official: JACK L CUSHMAN

Permit Status: Permit

Verbal Issue Date: 10/15/1992

Date Received: 10/15/1992

Date Approved: 10/15/1992

Proposed Start Date: 10/16/1992

Extension Date:

Extension Expiration:

Receipt No. E017994

Receipt Date 10/15/1992

Fee \$ 200.00

Specific Conditions:

Permit Remarks:

Drilling Permit No: 33-92-E-0004-001

Water Right No: 33-07192

Injection Permit No:

WELL DRILLER'S LOG REPORT

Nature of Work: DEEPEN

Construction Method: CABLE

Number of Monitor Wells:

Casing Diameter: 10 In.

Static Water Level: 104 Ft.

Temperature: F.

Production Rate: GPM

Depth of Casing: 960 Ft.

Actual Start Date: 10/19/1992

Well Finish Date: 12/30/1992

Total Depth: 980 Ft.

Log Received Date: 02/01/1993

Screen Installed? No

Certification Date: 01/25/1993

Field Inspection Date:

Inspector:

Well Log Remarks:

UNKNOWN AMOUNT OF PERFORATIONS FROM 900 TO 960 FEET

THIS WELL HAS BEEN DEEPEENED FROM 800 TO 980 FT.

August 5, 1993

WILMA I. MAYS
ROBERT R. MAYS
HC 65 BOX 2105
HOWE ID 83244

LAPSE NOTICE

RE: PERMIT NO. 33-07192

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated May 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

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

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/5/93
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

AUG 26 1993

May 31, 1993

WILMA I. MAYS
ROBERT R. MAYS
HC 65 BOX 2105
HOWE ID 83244

PROOF DUE NOTICE

RE: PERMIT NO. 33-07192

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

CERTIFIED MAIL

NO. 140204

RECEIVED

AUG 26 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.**1. WELL OWNER**Name Bob Mays HC 65 Box 2105
Address Howe, Idaho 83244
Drilling Permit No. 33-92-E-004-001
Water Right Permit No. 33-07192**7. WATER LEVEL**Static water level 104 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.**2. NATURE OF WORK**

- ☐
- New well
- ☒
- Deepened
- ☐
- Replacement
-
- ☐
- Well diameter increase
- ☐
- Modification
-
- ☐
- Abandoned (describe abandonment or modification procedures
-
- such as liners, screen, materials, plug depths, etc. in lithologic
-
- log, section 9.)

8. WELL TEST DATA☐ Pump ☐ Baller ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

3. PROPOSED USE

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

4. METHOD DRILLED

- ☐
- Rotary
- ☐
- Air
- ☐
- Auger
- ☐
- Reverse rotary
-
- ☒
- Cable
- ☐
- Mud
- ☐
- Other _____
-
- (backhoe, hydraulic, etc.)

5. WELL CONSTRUCTIONCasing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>.250</u> inches	<u>10</u> inches	<u>800</u> feet	<u>960</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

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

Size of perforation? _____ inches by _____ inches

Number	From	To
_____ perforations	<u>900</u> feet	<u>960</u> feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer _____ Type _____

Top Packer or Headpipe _____

Bottom of Tailpipe _____

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

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

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

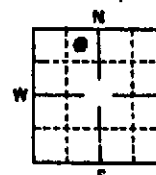
Placed from _____ feet to _____ feet

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

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____
Lot No. _____ Block No. AUG 26 1992
County Butte

Address of Well Site Highway 26

(give at least name of road)

NE 1/4 NW 1/4 Sec. 10, R. 29 T. 5 N ☒ or S ☐E ☒ or W ☐**10.**Work started 10/19/92 finished 12/30/92**11. DRILLER'S CERTIFICATION**I/We certify that all minimum well construction standards were
compiled with at the time the rig was removed.Firm Name Jack Cushman Drill Firm No. #94Address 1405 South BroadwayBlackfoot, Idaho Date 1/25/93Signed by Drilling Supervisor Bob Cushman

and

(Operator) Mike Bailey

(If different than the Drilling Supervisor)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 19, 1991

WILMA I. MAYS
ROBERT R. MAYS
HC 65 BOX 2105
HOWE, ID 83244

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 33-07192

Dear Permit Holder:

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

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. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

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

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of

MICROFILMED

AUG 01 1991

Idaho for the use and benefit of the people within the state.
Conditions pertaining to a term review, annual use fee and
jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

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AUG 01 1991

APPLICATION FOR PERMIT REVIEW

Application #: 33-7192
Date: 7-15-91

Reviewer: Pam Skaggs

- ✓ Existing:
 - ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
- ✓ Groundwater:
 - ✓ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
 - LT. 0.2 cfs - N/A
- ✓ Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23 (All GW, even existing wells)
- ✓ Location:
 - Water Districts - WD No. 33
 - Surface water - 005, 005-01H-P01 (LT.2 w/pump)
 - 005-01J-P08 (GT.2)
 - ✓ Groundwater *existing* - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front (63) - 058 (Groundwater)
 - ✓ Swan Falls Flag - 7 (1, Blank or Other)
 - ✓ Trust - 051-052-053-P74 (Consumptive Uses)
 - Non Trust - 048-049
- River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 05A & 11E
 - Payette (65) - 047-P04, 059-P71
 - Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
- Use:
 - Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One), 042(req.), 002-P06(MD), 07A(Spec.), 044(Policy 5G)
 - Power - Use Power Review
 - Mining - 06A or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted are)
- Ownership:
 - Non land owner - 004
- Protested:
 - Agreement - 020

✓ Beneficial Use Due Date: - 08-02-1993
Other Conditions Recommended 4.5.3 Data & per J. Luke Memo 7-15-91

UNREVIEWED
AUG 01 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 33-7192/Trust Water Processing & Rule 4,5,3. Info

DATE: 7-15-91

The above application is a trust water filing which is being processed sequentially with other trust filings.

The application proposes diversion of 16.0 cfs of groundwater for supplemental irrigation of 8000 acres. the land is irrigated with existing surface rights from the Little Lost River. Review of a 1977 prthophoto shows that all of the acreage was irrigated at that time. Also, the IDWR remote sensing report confirms irrigation of all the acreage in 1986.

Applicants are required to submit information outlined under Water Appropriation rule 4,5,3. for projects which propose diversion of more than 5.0 cfs and/or irrigation of more than 200 acres. The applicant has submitted the rule 4,5,3. information pursuant to our request. The applicant has addressed all of the questions and the information submitted is acceptable. As per the applicant, the well which is intended for use with this project is an existing well drilled in 1979. The well did not produce a sufficient amount of water and subsequently was not used. The previous permit covering the well had lapsed.

I believe the information submitted is in compliance with the rules. I recommend continued processing of this trust water filing. None of the acreage under the filing shall count as trust acreage but all trust conditions are applicable.

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

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

JUNE 12, 1991

Arco Advertiser
Box "C"
Arco, ID 83213

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED
AUG 01 1991

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

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

JUNE 12, 1991

The Idaho Statesman
P. O. Box 40
Boise, ID 83707

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

RECEIVED

AUG 01 1991

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

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

JUNE 12, 1991

Lewiston Morning Tribune
Box 957
Lewiston, ID 83501

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

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JUN 14 1991

AUG 01 1991

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

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

JUNE 12, 1991

Post Register
P.O. Box 1800
Idaho Falls, ID 83401

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

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

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

JUNE 12, 1991

Times News
P.O. Box 548
Twin Falls, ID 83301

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before JULY 8, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

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AUG 01 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

33-07192

MAYS, ROBERT R.
MAYS, WILMA I.
HC 65 BOX 2105
HOWE, ID 83244

Source: GROUNDWATER

Diversion Pt: NENW Sec 10 T 05N R 29E

Use: IRRIGATION (16.000 CFS)
Total Diversion: (16.000 CFS)

Date Filed: 2/ 5/ 1990

In: T05N R29E S10	NENE	NWNE	SWNE	SENE
	NENW	SENE		
S11	NENE	NWNE	SWNE	SENE
	SWNW	SENE		
S12	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENE

800.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JULY 8, 1991.

R. Keith Higginson, Director

Published 6/20/1991 & 6/27/1991

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AUG 01 1991

State of Idaho
Department of Water Resources
1301 North Orchard Street
Statehouse Mail, Boise, Idaho 83720-9000

May 30, 1991

RECEIVED
JUN 03 1991
Department of Water Resources

Rule 4, 5, 3, 1. Information relative to effects on existing rights:

1. There are no water-right issues.
(none)
2. A map is submitted of other wells within $\frac{1}{2}$ mile radius of the proposed well. These are domestic wells.
3. well, pump, open discharge and sprinklers
My well is below all irrigation wells in the valley but one (1) which is $2\frac{1}{2}$ miles south ^{and east} of this well

Rule 4, 5, 3, 2. Information relative to sufficiency of water supply:

1. One-inch per Acre for supplemental use for 800 Acres (flood irrigation at present time)
2. This well is deep confined aquifer - there are no Two wells in valley that have same depth to aquifer. Present depth of well is 80 ft and rises to 90 ft - 130 inches water

Rule 4, 5, 3, 3. Information relative to good faith, delay, or speculative purposes of the applicant:

1. I own bond
2. None

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ALL LANDS APPEAR
Error in '77 ortho.
But some lines as to
N¹/₂ sec 10 & parts
of N¹/₂ sec 11. again
review ortho upon &
rule 4.5 info receipt

TJY
5-21-81

Info is mostly acceptable
well drilled already, needs
some re-working.

there is no known statement
on Hump/D located NR
Little Lost R. Sink. Bottom of
Basin, NR INEL Bridge.
I would not expect much impact
in this area.
Draft memo allowing info. & permit
advertising

U.S. Geological Survey

100-20-001

Rule 4, 5, 3, 4: Information relative to financial resources.

1. Finance - with personal money
 2. large motor 200 horse^{or more} ~~power~~ ^{less} Utah Power & light said no up front money
driller said \$14.00 a foot, for casing if we have to reduce.
- Rule 4, 5, 3, 5: Information relative to conflict with the local
public interest.

when I filed before there was no objection from
anyone.

Robert R. Inays
HC 65 Box 2105
Hove, Idaho 83244

RECEIVED

AUG 01 1991

FROM: ROBERT R. MAYS

5 FEBRUARY 1990

TO: APPLICATION FOR PERMIT

SUBJECT: ADDITIONAL INFORMATION FOR LARGE DIVERSIONS

THIS APPLICATION FOR PERMIT IS TO REPLACE LAPSED PERMIT 33-07069. THE WELL WAS DRILLED IN 1979 TO A DEPTH OF APPROXIMATELY 800 FEET. WE WERE ABLE TO ONLY PUMP 130 MINERS INCHES FROM THE WELL. SINCE THIS WAS INSUFFICIENT WE DID NOT USE THE WELL AND ALLOWED THE PERMIT TO LAPSE.

THIS PERMIT WILL BE A SECONDARY WATER RIGHT FROM GROUNDWATER FOR LANDS IRRIGATED UNDER LITTLE LOST RIVER DECREED WATER RIGHTS (33-0017B/0018B/0019B/0020B/0021B/0023B AND GROUNDWATER LICENSE 33-02114

RULE 4,5,3,1,3 & 4,5,3,2,1

WHAT I AM PROPOSING TO DO IS TO CONTINUE WITH THE SAME WELL AND GO BELOW THE CLAY LAYER (A TOTAL OF 200-300 FEET) TO SEE IF THERE IS SUFFICIENT WATER TO IRRIGATE. IF THERE IS ANY EFFECT ON THE WELLS INDICATED ON THE ATTACHED MAP AND THERE IS SUFFICIENT WATER TO IRRIGATE THIS LAND I PLAN TO SEAL OFF THE UPPER PERFORATIONS. SINCE THIS IS ONLY A SUPPLEMENTAL RIGHT THE ONLY TIME THAT I WILL USE THE WELL IS IF I AM UNABLE TO GET MY DECREED WATER.

WELLS WITH IN NWNE & NWNW SEC 10 ARE DOMESTIC WELLS THAT I OWN AND OPERATE. ONLY THE WELL ACROSS THE HIGHWAY IN SESW SEC 3 IS OWNED BY SOMEONE ELSE.

THERE ARE NO WELLS BETWEEN THE PROPOSED DIVERSION POINT AND THE LITTLE LOST RIVER SINKS.

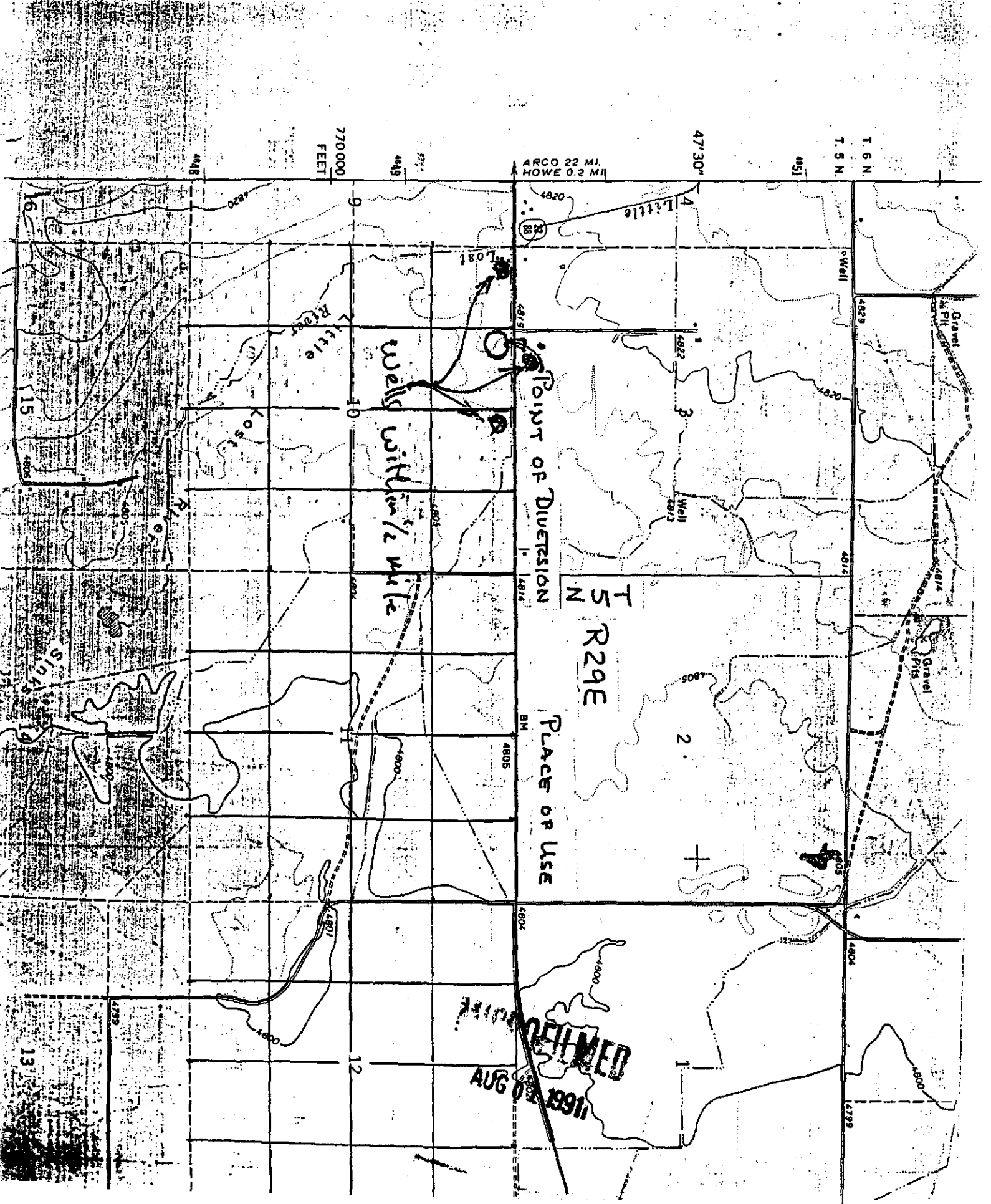
I PLAN TO FINANCE THIS PROJECT WITH MY OWN PERSONAL MONEY. WITHOUT GOING THRU A LENDING INSTITUTION.

Robert R. Mays
ROBERT R. MAYS

MAILED
AUG 01 1991

ped, edited
ol by USG
copy by p
graphs taken
onic projector
O-foot grid
Zone
active Unit
shown in
NOTE

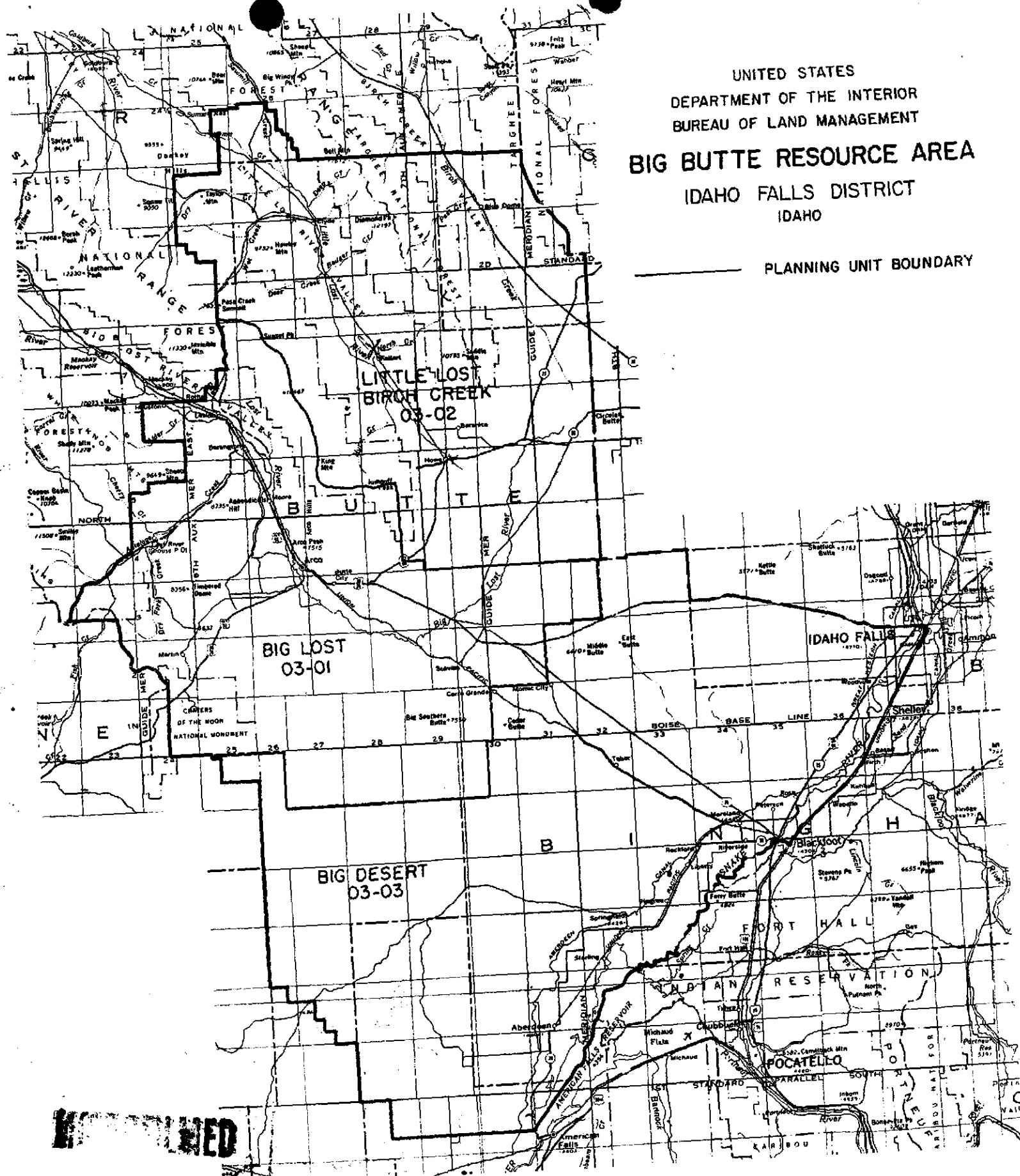
Used and



REFILED
AUG 01 1991

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
BIG BUTTE RESOURCE AREA
IDAHO FALLS DISTRICT
IDAHO

PLANNING UNIT BOUNDARY



RECEIVED

AUG 01 1991

MR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	SH	NE	NW	SW	SE	SU	SE	SUM
3307192	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	316
3300017A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300018A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300019A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300020A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300021A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300022A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300023A	MAYS	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300024	WILDE	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300025	WILDE	D	SAW MILL CREEK	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300026A	WILDE	D	SAW MILL CREEK	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300028	LITTLE	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300029	LITTLE	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300030	LITTLE	D	LITTLE LOST RIVER	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300030	LITTLE	D	SAWMILL CREEK	05N	29E	10	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3302114	MAYS	L	GROUNDWATER	05N	29E	10	40	37	40	40	:	40	39	40	40	:	:	316
3302114	MAYS	A	GROUNDWATER	05N	29E	10	40	40	40	40	:	40	40	40	40	:	:	240
3307192	MAYS	-	COUNTY 23 QUAD W	85	05N	29E	10	40	41	35	40	:	43	41	40	43	:	589
	1986 MAPPING DATA ---	-																
3307192	MAYS	D	LITTLE LOST RIVER	05N	29E	11	:	:	:	:	X X X X :	:	:	:	:	:	:	81
3300022A	WILDE	D	LITTLE LOST RIVER	05N	29E	11	:	:	:	:	X X X X :	:	:	:	:	:	:	122
3300024	WILDE	D	SAW MILL CREEK	05N	29E	11	:	:	:	:	X X X X :	:	:	:	:	:	:	31
3300025	WILDE	D	SAW MILL CREEK	05N	29E	11	:	:	:	:	X X X X :	:	:	:	:	:	:	24
3300026A	WILDE	D	SAW MILL CREEK	05N	29E	11	:	:	:	:	X X X X :	:	:	:	:	:	:	240
3300090D	WILLIAMS	D	LITTLE LOST RIVER	05N	29E	11	X	X	X	X	:	:	:	:	:	:	:	634
3300091C	WILLIAMS	D	LITTLE LOST RIVER	05N	29E	11	X	X	X	X	:	:	:	:	:	:	:	
3300092E	WILLIAMS	D	LITTLE LOST RIVER	05N	29E	11	X	X	X	X	:	:	:	:	:	:	:	
3300093C	WILLIAMS	D	SAWMILL CREEK	05N	29E	11	X	X	X	X	:	:	:	:	:	:	:	
3302017	THORNTON	D	DRY CREEK	05N	29E	11	X	X	X	X	:	:	:	:	:	:	:	
3302017	THORNTON	L	LITTLE LOST RIVER	05N	29E	11	:	:	:	:	6	15	35	25	:	:	:	
3302117	O MALEY	L	GROUNDWATER	05N	29E	11	:	:	:	:	:	:	:	:	:	:	:	
3307027	PANCHERI INC.	L	GROUNDWATER	05N	29E	11	40	40	40	40	:	40	40	40	40	:	:	
3307192	MAYS	A	GROUNDWATER	05N	29E	11	38	36	40	39	:	40	39	42	40	:	:	
	1986 MAPPING DATA ---	-																
3307192	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300017B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300018B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300019B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300020B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300021B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300022B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300023B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3300023B	MAYS	D	LITTLE LOST RIVER	05N	29E	12	X	X	X	X	:	:	:	:	:	:	:	40
3302117	O MALEY	L	GROUNDWATER	05N	29E	12	:	:	:	:	:	:	:	:	:	:	:	
3307027	PANCHERI INC.	L	GROUNDWATER	05N	29E	12	:	:	:	:	:	:	:	:	:	:	:	
3307192	MAYS	A	GROUNDWATER	05N	29E	12	40	40	40	40	:	40	40	40	40	:	:	
	1986 MAPPING DATA ---	-																
3307192	MAYS	-	COUNTY 23 QUAD W	85	05N	29E	12	38	40	39	38	:	42	42	41	42	:	320
	1986 MAPPING DATA ---	-																643

RECEIVED

AUG 01 1991

All Cards under 33-7192 appear empty in 1977 photos. CK 84 NHP in case. - NHP coverage not available @ this time. 5-21-91
 & no other photos available @ Dept. 5-21-91



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 7, 1991

Robert or Wilma Mays
HC 65 Box 2105
Howe, ID 83244

Re: Application for Permit No. 33-7192

Notice of Information Required by Water Appropriation Rule 4,5,3.

Dear Applicant:

The Department acknowledges receipt of the Trust Water Information Questionnaire for the above referenced application. On behalf of the Department, I wish to thank you for your cooperation in returning the questionnaire. The required advertising for this application will be completed next month.

In the letter that accompanied the questionnaire, I informed you that you would need to submit additional information required by Water Appropriation Rule 4,5,3. if the undeveloped portion of the application exceeds 200 acres, or if the rate of diversion is more than 5.0 cfs. The returned questionnaire indicates that you wish to pursue completion of the irrigation project as proposed under your application. The project proposes diversion of more than 5.0 cfs of groundwater and includes more than 200 acres. The filing therefore is subject to the additional information requirements of Rule 4,5,3. In particular, you must submit the information outlined in Rules 4,5,3,1. through 4,5,3,5 (copy attached). A guideline for assisting you with submittal of the additional information is also enclosed.

The information must be submitted within 30 days of the date of this notice. Failure to submit the required information within the time period allowed may be cause for the Department to void the application. The Department may grant an extension of time in which to submit the information upon request and a showing of good cause. Requests for extension of time must be in writing.

Please contact me at this office or call me directly at 327-7864 if you have any questions concerning the contents of this notice and/or the information requested under Rule 4,5.

Sincerely,

Tim Luke
Sr. Water Resource Spec.

RECEIVED

AUG 01 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 33-7192

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☒ No ☐

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

When well was tested water was on this land

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. _____

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. *400 acres secondary water for this land 960 a.*

5. If the permit is a supplemental filing please identify other water rights which are used on the same land. *334 minor in decreed water of Little East. Pump from water 225 a.*

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant *Robert R. Gray*

Date *May 1, 1991*

AUG 01 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 10, 1991

RE: APPLICATION FOR PERMIT NO. _____

Dear APPLICANT:

Due to the Swan Falls litigation and subsequent backlog of pending applications, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

MICROFILMED

AUG 01 1991

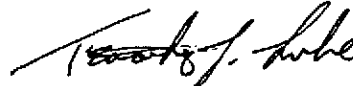
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

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Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS SHEET

Trust-water Hold

33-7192

INITIAL REVIEW BY RM DATE 2-9-90 APPLICATION NUMBER _____
Robert R. or Wilma I. Mays
REQUIRED INFORMATION

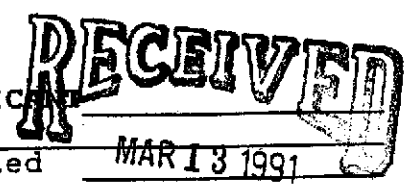
- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or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

ADDITIONAL INFORMATION

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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested MAR 13 1991



Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for advertising
☒ Yes ☐ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

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

FINAL REGIONAL PROCESSING REVIEW

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

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

_____ See below for additional information
Date of priority recommended _____
By _____ Date _____

STATE OFFICE REVIEW

_____ See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

P/O overlap: 33-02114, 00090B, 00091C, 00092E, 00093C, 00017B, 00018B, 00019B
00020B, 00021B, 00022B, 00023B

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other _____

Project impacts/implications report

COMMENTS
