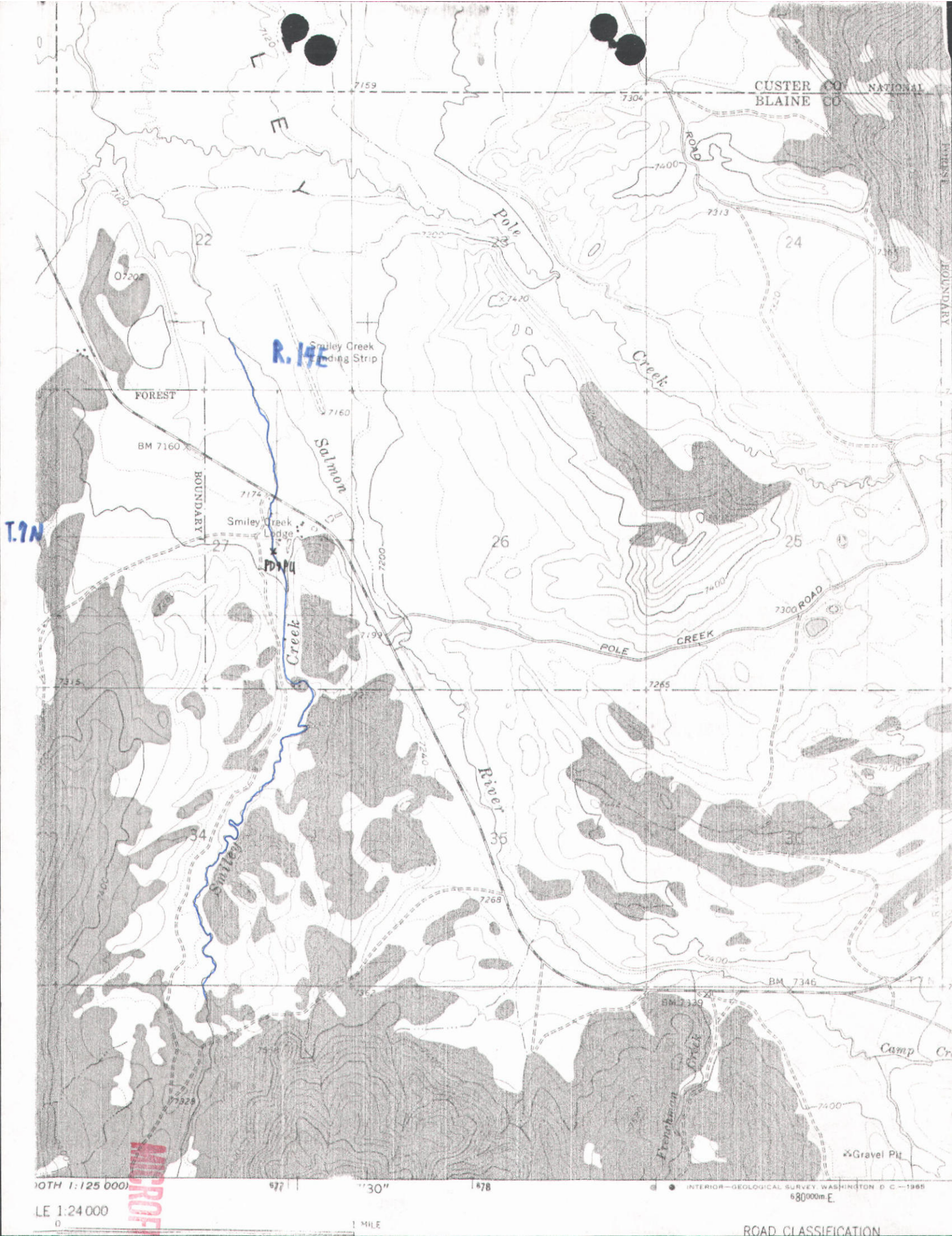




CUSTER CO. NATIONAL
BLAINE CO.

R. 14 E

FOREST

BM 7160

22

24

26

25

27

34

River

BM 7346

BM 7339

Camp Cr

Gravel Pit

1:125 000

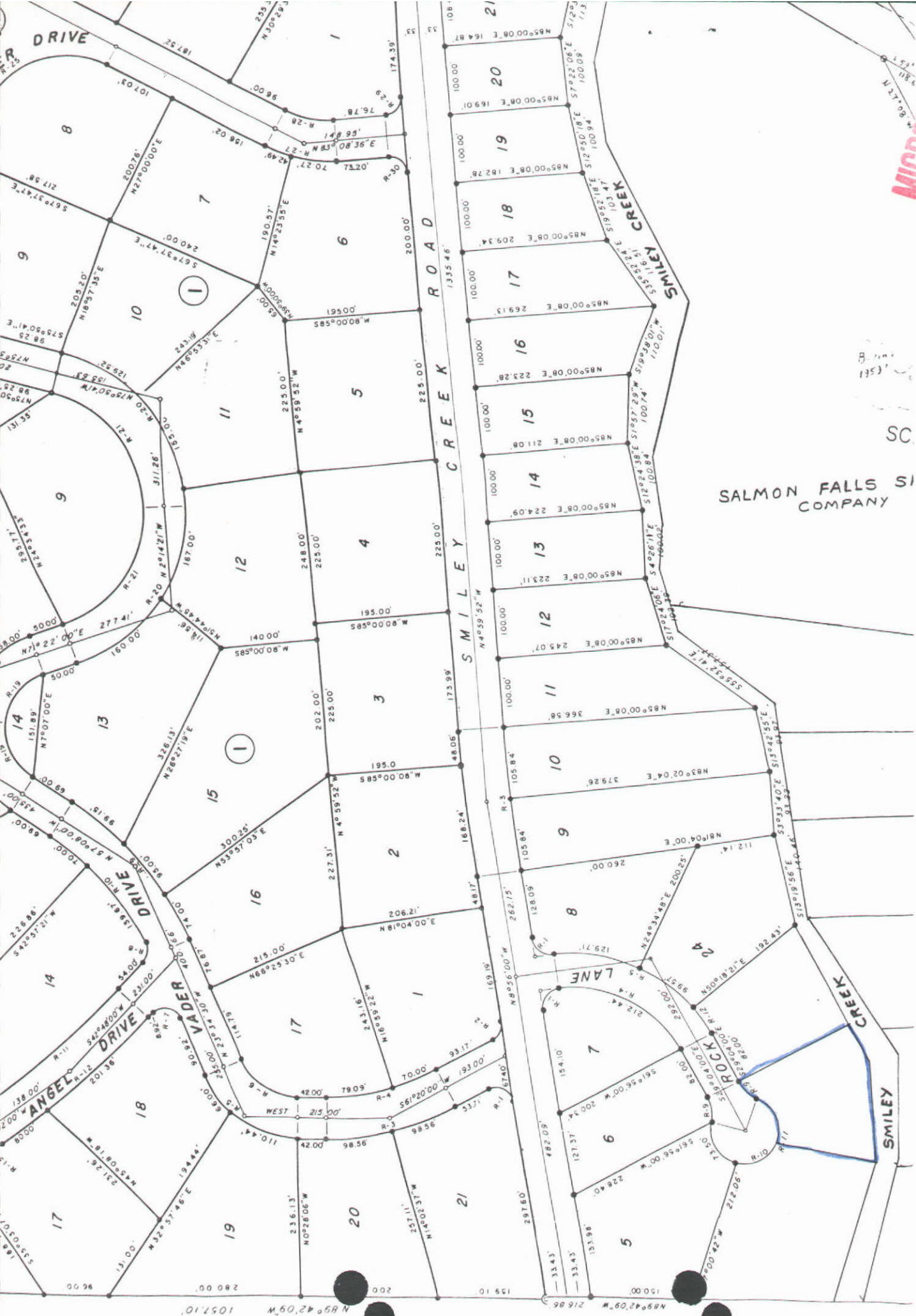
1:24 000

1 MILE

INTERIOR—GEOLOGICAL SURVEY, WASHINGTON D. C.—1965
680000m E.

ROAD CLASSIFICATION

SALMON FALLS SI
COMPANY



AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

Gordon O. Glasmann, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of October, 1982, and the date of the last publication was on the 28 day of October, 1982.

Subscribed and sworn to before me this 29th

day of October, 1982.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 37
Number of Insertions 2
Lines tabular at _____ 4¢ / Pica
37 Lines straight at 14.43 3¢ / Pica
37 Subsequent lines at 9.62 2¢ / Pica
TOTAL COST 24.05

COPY OF NOTICE

(Paste Here)

71-7085

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 BLUE LAKE BLVD N. T.

NOTICE OF APPLICATION FOR WATER RIGHT

NOTICE IS HEREBY GIVEN, That the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

71-7085

MORRISON, NEAL H.
P.O. BOX 165
TWIN FALLS, IDAHO 83301
Source: SMILEY CREEK tributary to SALMON RIVER

Date Filed: 10/05/1982

Amount: 0.04 CFS

Diversion Point: NWSE Sec 27 T 07N R 14E, BLAINE CO

Use: IRRIGATION (0.02 CFS) from 04/01 to 11/01; FIRE PROTECTION (0.02 CFS) from 01/01 to 12/31

Place of Use: NWSE Sec 27 T 07N R 14E FOR 0.5 ACRES

Diversion Means: PUMP

If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, and received on or before NOVEMBER 8, 1982.

A. KENNETH DUNN
Director

Publish: Wood River Journal-October 21 & 28, 1982.

7-8 pt. per line, tabular
7-8 pt. per line successive
insertions 2¢ / Pica

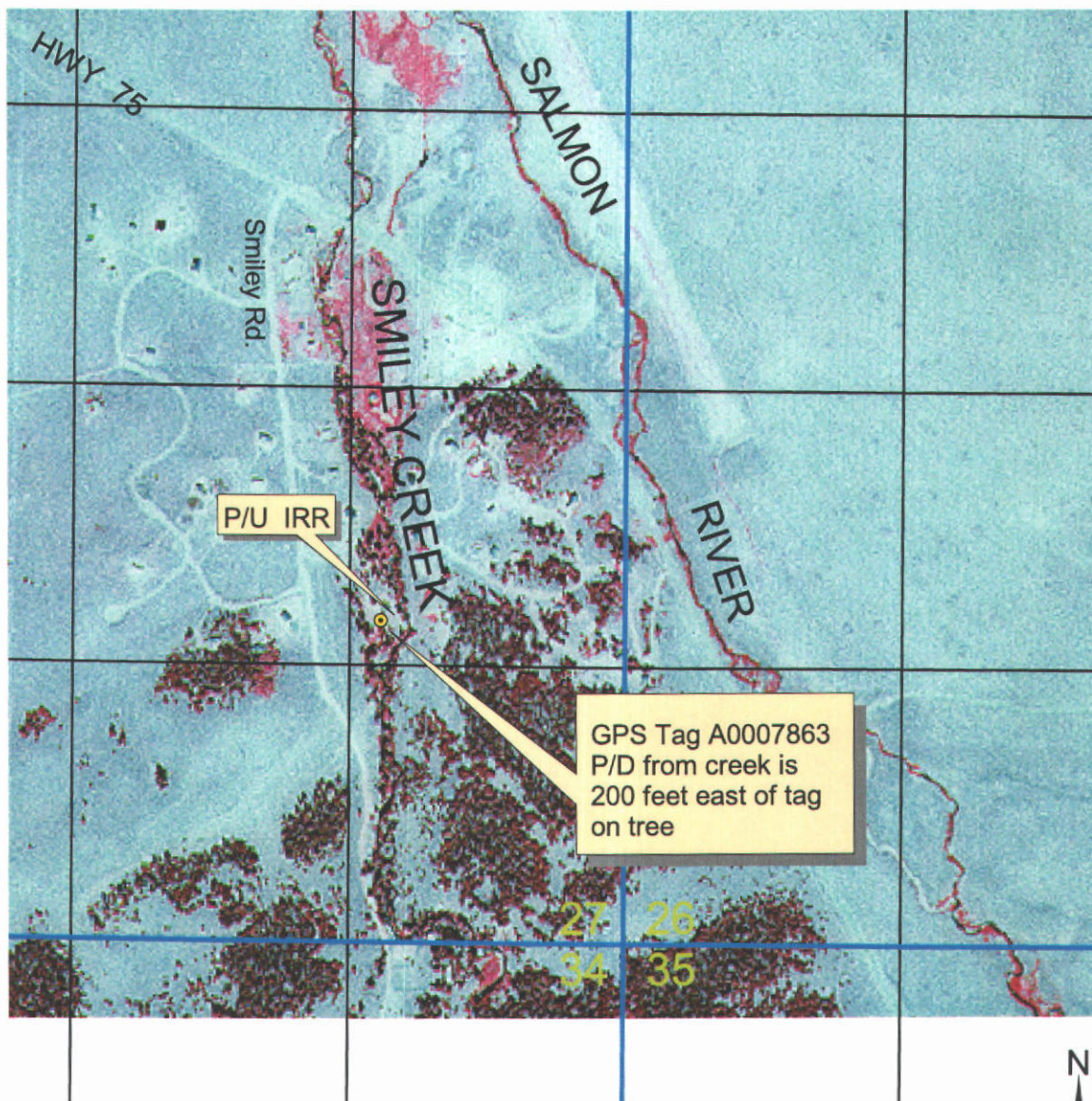
RECEIVED
No 1625

NOV 2 1982

Department of Water Resources
Southern District Office

IDAHO DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD EXAMINATION 71-07085



T07N, R14E



SECTION LINES



QUARTER/QUARTER LINES

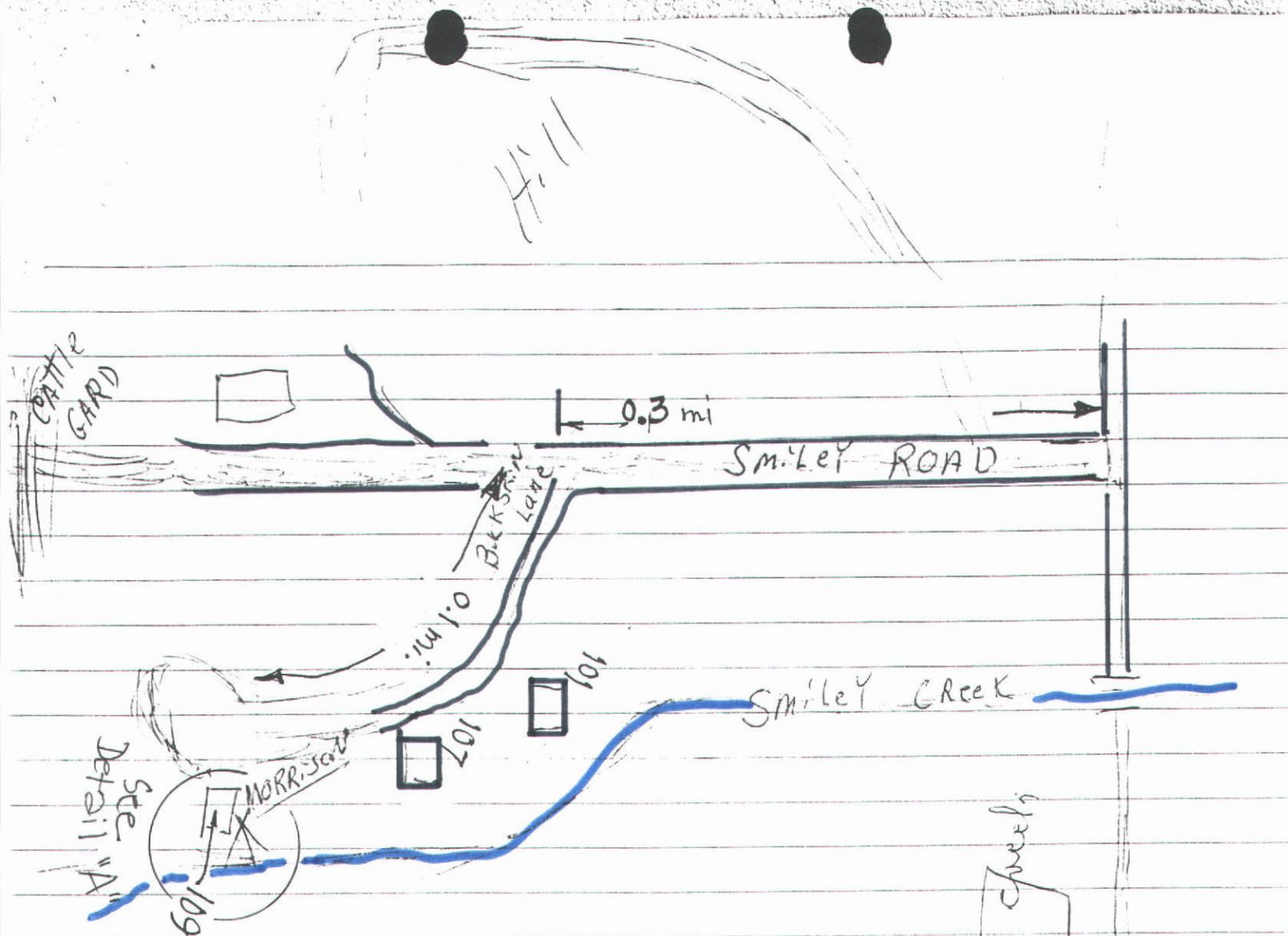


POINT OF DIVERSION

MICROFILMED

SEP 25 2001

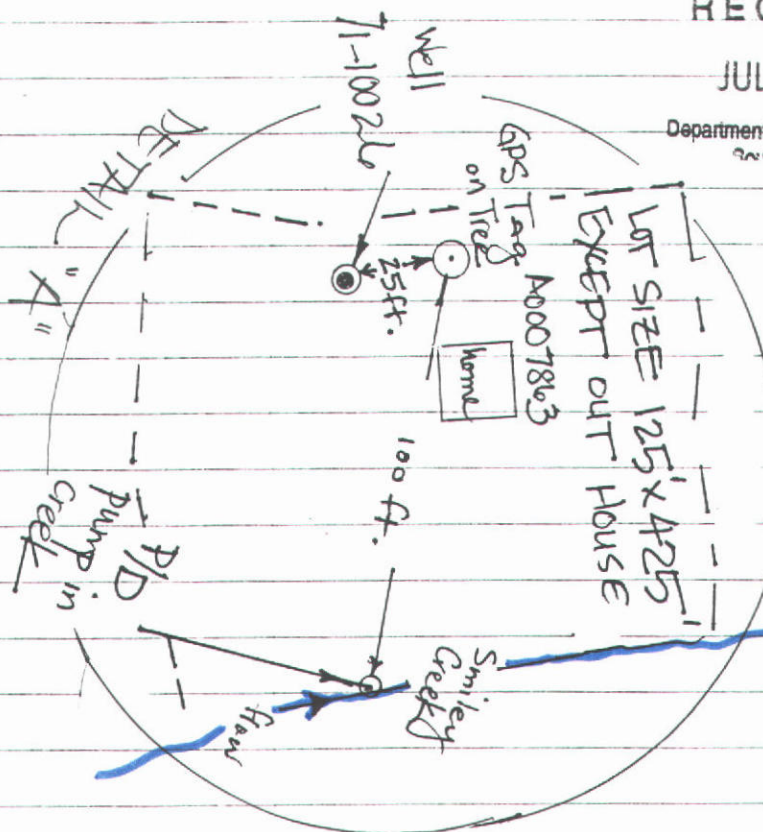
**GIS P/U AND P/D PRESENTATION
1987/1988 NAPP PHOTOGRAPHY
DATA ENTRY GLS**



RECEIVED

JUL 13 1999

Department of Water Resources
Southern Region



MICROFILMED
SEP 25 2001

Morrison
71-07085

Hwy 75



Briggs Stratton 3hp pump

photo looking east

MICROFILMED
SEP 25 2001

Examiner: G.Satterlee
16 July 1999 1600 hrs
Morrison, Neal
71-07085



SEP 25 2001

Examiner: G.Satterlee
16 July 1999 1600 hrs
Morrison, Neal
71-07085

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 71-07085

Priority: November 19, 1982

Maximum Diversion Rate. 0.02 CFS
Maximum Diversion Volume 1.5 AF

It is hereby certified that NEAL H MORRISON
PO BOX 165
TWIN FALLS ID 83303 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 05, 1982, and has
submitted Proof of Beneficial Use on December 16, 1987. An examination indicates that the works have
a diversion capacity of 0.02 cfs of water from:

SOURCE

SMILEY CREEK

Tributary: SALMON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
FIRE PROTECTION	01/01 to 12/31	0.02 CFS	
IRRIGATION	05/01 to 10/31	0.02 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SMILEY CREEK SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, Twp 07N, Rge 14E, B.M., BLAINE County

PLACE OF USE: FIRE PROTECTION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N 14E 27													X				

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N 14E 27													5				5

Total Acres: 0.5

CONDITIONS OF APPROVAL

1. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

MICROFILMED
SEP 25 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 71-07085

2. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 1.5 afa at the field headgate for irrigation of the land described above

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 used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 26th day of FEBRUARY, 2001

Acting for


KARL J. DREHER
Director

MICROFILMED
SEP 25 2001

RECEIVED

FEB 26 2001

FEB 26 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 71-7085

Department of Water Resources

Date of Priority: November 19, 1982

Maximum Diversion Rate: 0.02 CFS

Maximum Diversion Volume: 1.5 AF

Comes now NEAL H MORRISON
PO BOX 165
TWIN FALLS ID 83303 and represents to the Director of the
Idaho Department of Water Resources

That he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 71-7085, and requests that the permit be changed as follows:

Source **Source: SMILEY CREEK** Tributary **SALMON RIVER**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
FIRE PROTECTION	01/01 to 12/31	0.02 CFS	
IRRIGATION	05/01 to 10/31	0.02 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION:

SMILEY CREEK SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27, Twp 07N, Rge 14E, B.M. BLAINE County

PLACE OF USE: FIRE PROTECTION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 14E 27													X				

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 14E 27													5				5

Total Acres 0.5

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed at Neal H Morrison, this 5 day of
MARCH, 2001

Neal H Morrison
(Signature)

MICROFILMED

SEP 26 2001

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 71-07085

FOR DEPARTMENT USE ONLY

Preliminary check by SVK Fee = 50 Received by jm # C052446 Date 2-26-01

ACTION OF THE DEPARTMENT OF WATER RESOURCES

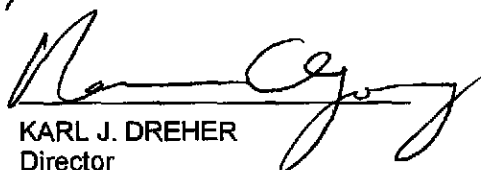
I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No 71-07085 with the following:

CONDITIONS OF APPROVAL

1. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
- 2 This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 1 5 afa at the field headgate for irrigation of the land described above.

Witness my hand this 26th day of FEBRUARY, 2001.

Acting for


KARL J. DREHER
Director

MICROFILMED

SEP 25 2001

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 71-7085 IN THE
NAME OF NEAL H. MORRISON

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department has 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 November 1, 1987; 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 has notified the permit holder that the permit has lapsed for failure of the permit holder 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 December 16, 1987;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 71-7085 be REINSTATED and the priority advanced to November 19, 1982.

Dated this 26th day of January, 1988.

MICROFILMED

MAR 01 1988


L. GLEN SAXTON
Chief, Operations Bureau

Form 217
03/86

RECEIVED

DEC 16 1987

Department of Water Resources
Southwest Region Office

RECEIVED

DEC 17 1987

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received

Date 12-16-87

Receipt #

Receipt by

Reviewed by

Sent to region

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 71-7085

Name(s) of Permit Holder: Neal H. Morrison

Post Office Address: P. O. Box 165, Twin Falls, ID 83303

Telephone No. 733-6917

Source of Water: Smiley Cr. trib. to Salmon R.

Extent of Use:

Domestic (number of households)

Stockwater (number and type of stock)

Irrigation 1/2 (acres)

Other/Remark fire protection

Total rate and/or volume for which proof is submitted 0.04 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: June, 1983

Measuring Device: Required? Yes No
Installed? Yes No

Fee enclosed \$ none
(See License Examination Fee Schedule)

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

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

Permit holder

(Name)

(Telephone Number)

(Address)

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.

MAR 01 1988

Date

Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Neal H. Morrison Phone 733-6917

Post office address Box 165, Twin Falls, ID 83301

2. Source of water supply Smiley Creek which is a tributary of Salmon River

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27 Township 7N

Range 14E B.M. Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 cfs for irrigation purposes from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 cfs for fire prot. purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 27 Township 7N

Range 14E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

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

(5) If water is to be used for other purposes describe: fire protection for a cabin & 1/2-acre lot.

MICROFILMED
SERIALIZED

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

[illegible]

Total number of acres to be irrigated 0.5

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

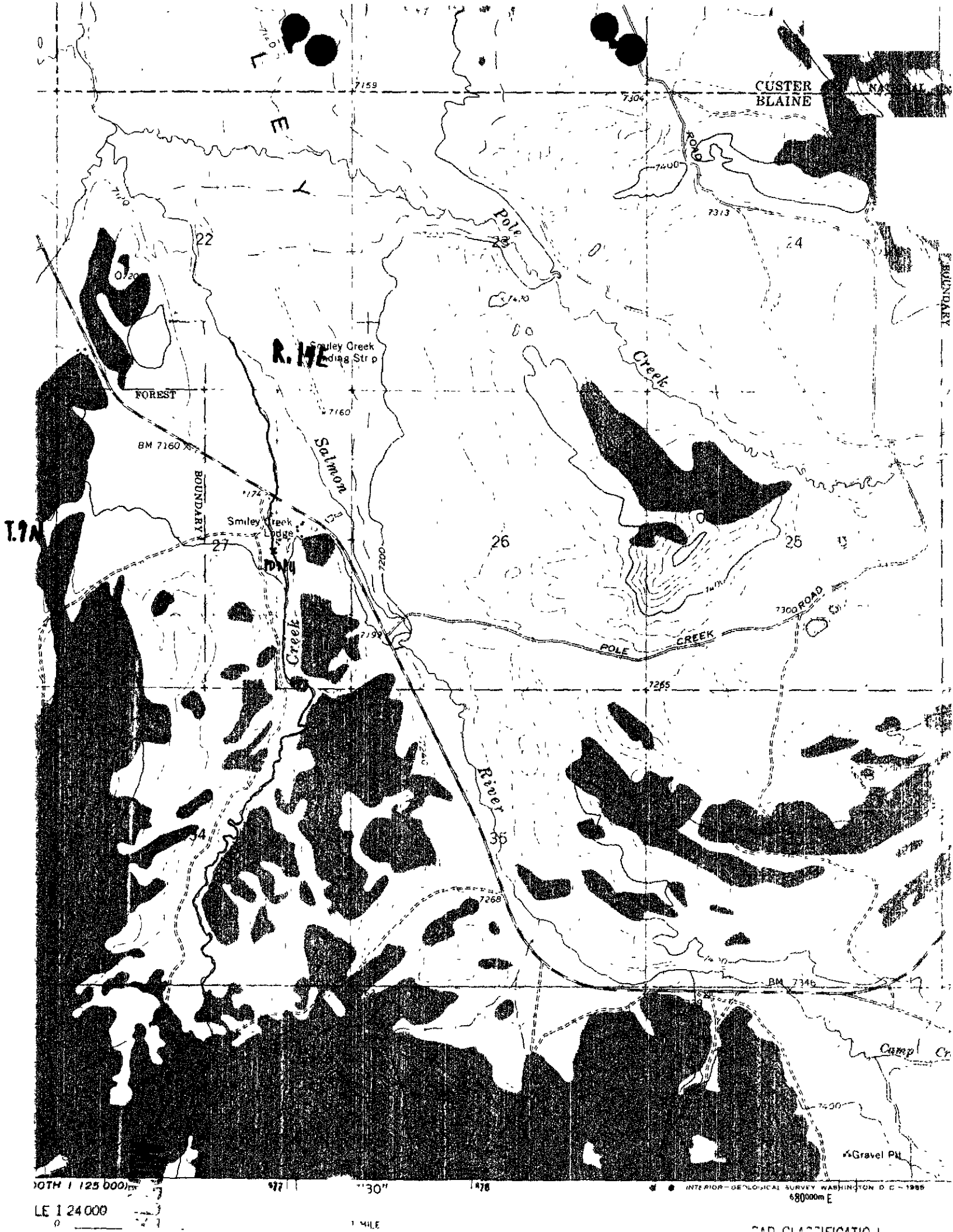
0.5
Allow 1 acre
RC 11/23/82

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use "

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

10. Remarks



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

A full-page sheet of white graph paper featuring a uniform grid of thin black horizontal and vertical lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. There are no margins, text, or other markings on the page.

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.

Karl H. Morrison
(Applicant)

(Applicant)

Proposed Priority 10/5/1982

Received by JS Date 10-5-82 Time 4:50 pm
Preliminary check by ADM Fee \$ 30.00
Receipted by JS Date 10-5-82 # 20986
Publication prepared by marga Date 10/13/82
Published in Wood River Journal
Publication dates 10/21 + 10/28/82
Publication approved marga Date 11/2/82
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by ADM [Signature]

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. 71-7085, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 87.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 23rd day of November, 1982.

A. Glen Saxton
Chief, Operations Bureau

SPECIAL WARRANT DEED

For Value Received

THE SALMON FALLS SHEEP CO.

the grantor , doES hereby grant, bargain, sell and convey unto

Box 165 Twin Falls, Idaho

NEAL H. MORRISON AND HELENE G. MORRISON

the grantee S , the following described premises, in Blaine County, Idaho, to-wit:

DESCRIPTION OF A PARCEL OF LAND BEING CONVEYED BY THE SALMON FALLS SHEEP CO.

A parcel of land within the SE $\frac{1}{4}$ of Sec. 27, T7N, R14E, B.M., Blaine County, Idaho, and more particularly described by notes and bounds as follows:

Commencing at a brass-cap marking the S $\frac{1}{4}$ Cor. of said Sec. 27; thence N45°30'E, 2083.87 feet to the true point of beginning:

Thence N51°50'W, 115.70 feet;

thence 92.10 feet along a curve to the left with a central angle of 105°32', a radius of 50.00 feet and a tangent of 39.81 feet that bears N38°10'E;

thence 41.50 feet along a curve to the right with a central angle of 39°18', a radius of 60.50 feet and a tangent of 21.61 feet;

thence N61°56'E, 138.95 feet to the westerly bank of Smiley Creek;

thence S12°59'E, 212.15 feet along the westerly bank of Smiley Creek;

thence S40°07'W, 45.21 feet along the westerly bank of Smiley Creek to the true point of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee , that he the owner in fee simple of said premises; that they are free from all incumbrances that this conveyance be subject to limitations, restrictions, and covenants as set out in the PROTECTIVE COVENANT AGREEMENT signed in furtherance of this warranty deed, as recorded with Blaine County Recorder in Book 169 of Miscellaneous

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: SEP 10 1964

attest

Salmon Falls Sheep Co.

by James Franklin Henslee, President

attest

by Alice A. Henslee, Sec. - Treas.

STATE OF IDAHO, COUNTY OF

On 10th day of September, 1964, before me a notary public in and for said State, personally appeared

James Franklin Henslee, and
Alice A. Henslee

STATE OF IDAHO, COUNTY OF Blaine

I hereby certify that this instrument was filed for record at the request of Neal H. Morrison,

at 05 minutes past 11:00 o'clock P m.,
this 10 day of August
1973, in my office, and duly recorded in Book
of Deeds at page

INSTRUMENT NO. 15

STATE OF IDAHO, COUNTY OF

On this 10th day of September, 1964,
before me, a notary public in and Idaho State, per-
sonally appeared

James Franklin Henslee, and
Alice A. Henslee

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

[Signature]
Notary Public
Residing at Buhl, Idaho
Comm. Expires January 1, 1965

STATE OF IDAHO, COUNTY OF Blaine

I hereby certify that this instrument was filed for record at
the request of A. Morrison,

at 05 minutes past 1:00 o'clock P m.,
this 10 day of August,
19 73, in my office, and duly recorded in Book
of Deeds at page

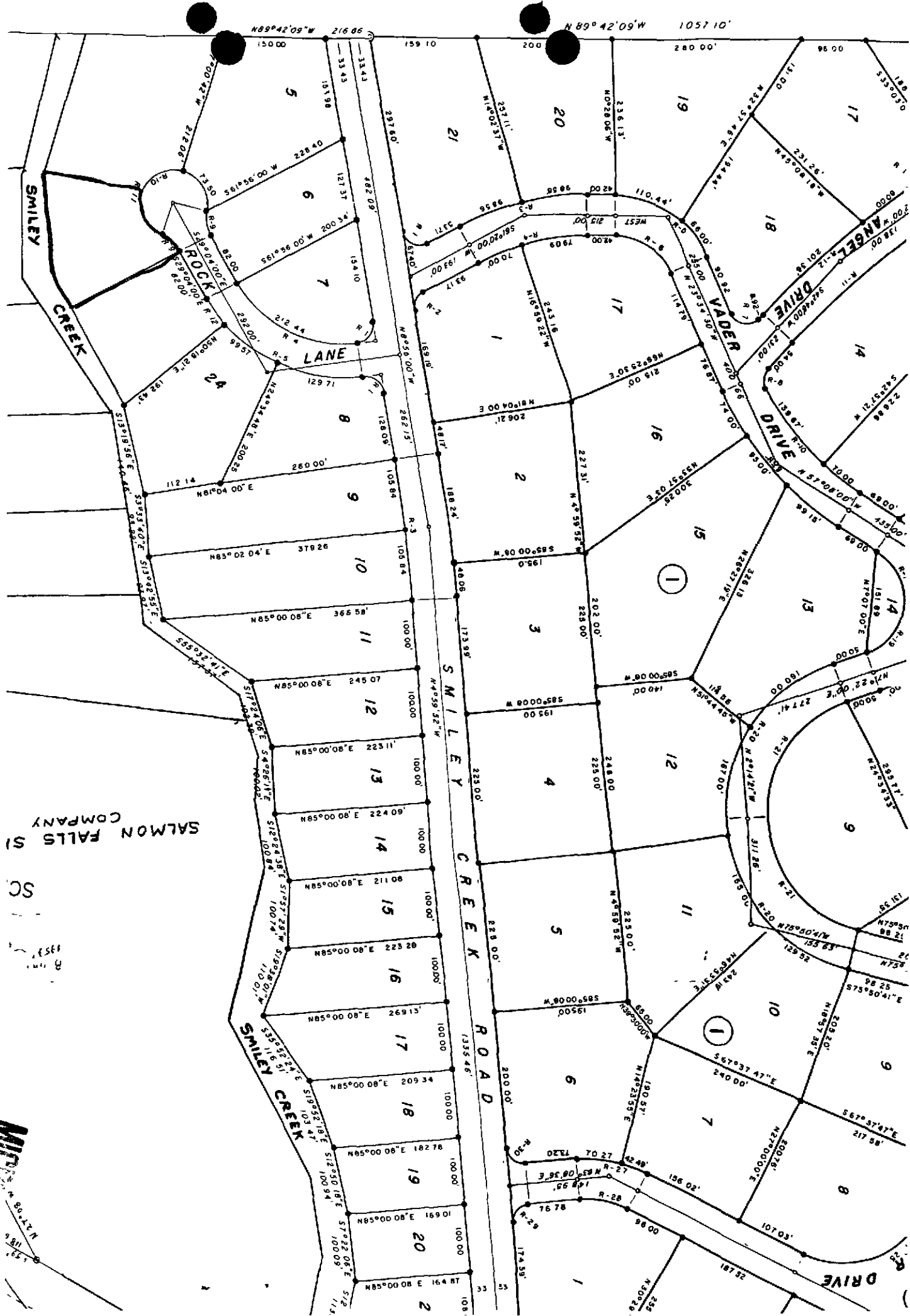
[Signature]
Ex-Officio Recorder

By [Signature] Deputy.

Fees \$
Mail to: Box 165 ENTERED ☐ ENTERED ON MARGIN ☐
FILMED ☐ INDEXED 1st PARTY ☒
Twinn Falls INDEXED 2nd PARTY ☒

INSTRUMENT No. 150 573

MICROFILMED



SALMON FALLS SI
COMPANY

SC

1552

1552

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

Gordon C. Glasman, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of October, 1982; and the date of the last publication was on the 28 day of October, 1982.

Subscribed and sworn to before me this 29th day of October, 1982.
(SEAL)

Robert Brock Kuehn
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 37
Number of Insertions 2
Lines tabular at _____ 4¢ / Pica
37 Lines straight at 14.43 3¢ / Pica
37 Subsequent lines at 9.62 2¢ / Pica
TOTAL COST 24.05

COPY OF NOTICE

(Paste Here)

71-7085
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 13th Ave N, BLAINE, ID

1¢ per line printer
7-8 ¢ per line successive
insertions 2¢ / Pica

RECEIVED
NO 1625

NOV 2 1982

Department of Water Resources
Southern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2001

NEAL H MORRISON
PO BOX 165
TWIN FALLS ID 83303

RE: License No. 71-7085 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Also enclosed is a copy of your approved Application for Amendment.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

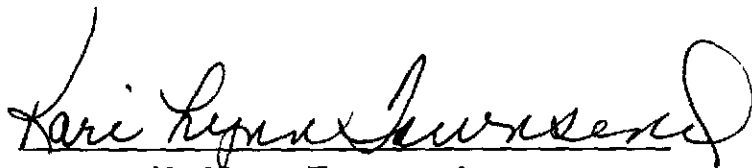
SEP 25 2001

CERTIFICATE OF MAILING

I hereby certify that on February 28, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 71-7085

**NEAL H MORRISON
PO BOX 165
TWIN FALLS ID 83303**

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

**Kari Lynn Townsend
Secretary**

MICROFILMED

SEP 23 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
SEP 23 2001

MEMORANDUM

DATE: February 28, 2001

TO: Water Right File 71-07085

FROM: Shelley W. Keen *swk*

RE: Irrigated acreage

Information in the water right file leaves some ambiguity as to whether this right should be for the irrigation of half an acre or one acre. The right holder applied for half an acre, and the application was advertised for half an acre. For some reason, however, there is a notation on the approved application that one acre should be allowed. The right holder's proof statement lists half an acre. The field examiner reported one acre, but her determination appears to be based on the size of the lot, not on a determination of the actual irrigated area. Her photographs show forest, which is probably not irrigated, on much of the lot. The right holder signed an amendment to correct the legal description of the point of diversion and place of use. The amendment form lists the irrigated acreage as half an acre.

The right holder's statements on the initial application, the proof form, and the amendment consistently indicate half an acre. Only IDWR has suggested allowing an acre. Therefore, I recommend issuing the license for half an acre.

MICROFILMED

SEP 25 2001



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

February 16, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NEAL H MORRISON
PO BOX 165
TWIN FALLS ID 83303

RE: Water Right Permit 71-7085

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00.

If you have any questions regarding this matter, please call me at 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Right Agent

KW klt

Enclosure

MICROFILMED
SEP 23 2001

2-20-2001
Mr. Morrison is out of
state. Mrs. Morrison will
send amendment to him
today for his signature.
allow until 3-15-2001
for return of form.
KW

2/20 Tues.
12:15

Kay -

Helene Morrison

Wtr Rt 71-7085

Smiley Ck/Blaine Co.

736-4106 call after 12:30

Received a letter from Wtr
Allocations re: an amendment.

✱ Would like to know if
she can sign for her husband
§ where to sign ?

Thanks.
Dayna.



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

January 22, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NEAL H MORRISON
PO BOX 165
TWIN FALLS ID 83303

RE Water Right Permit No 71-7085

Dear Permit Holder(s).

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than what was described on your permit:

☒ Point(s) of Diversion

☒ Place(s) of Use

☐ Other

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

If you have any questions, please call me at 208-327-7944

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

MICROFILMED

SEP 23 2001

LICENSE REVIEW CHECKLIST

Permit No 71-7085

Date: 1-18-2001

Reviewer: Kay Walker

Change/OK

Name/Address

OK - fix zip code
per proof

Source

Point of Diversion

OK
change

Does change clarify original intended source? If no, void permit

Change (P39/P49) Add (P45/P44)

Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use

change

Change (P41/P49) Add (P41/P44)

Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps Right(s):

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion

Permitted rate 0.04 cfs

Fee Limit _____ cfs

Measured 0.02 cfs

Theoretical _____ cfs

submitted 11/91
prior to
Recommended Total Diversion Rate 0.02

Water Uses

Change (P46)

Season of Use per new Standards

5/1 - 10/31

Irrigation 0.02 cfs 3.0 af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.02 cfs 1.5 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp Gw (WB7/065/104)

overlap spec combined rts (W35)

>1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

*allow 1/2 acre
per application*

Volume Determination

0.02 cfs x 1.9835 x 184 days = 7.3 af (vs)

1 acres x 3.0 (FHR) = 3.0 af

Remarks

R62, 077

1/2 ac x 3.0 (FHR) = 1.5 AF

Additional Conditions

☒ Watermaster Control

☒ GW Measurement/Measuring Device

☒ Other

☒ Trust (052/R55 - remove 051)

☒ Non-trust (048/049)

GW Dist? _____

Water Msmt Dist? _____

Cnt. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? ☒ yes

☒ no

If yes, explain why below

SRBA Claim?

not req'd

Adjust memo

Amend Letters

P87, S06

Second Amendment Notice

2/19

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 21 1999
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 71-07085

1. Owner: HELENE AND NEAL H. MORRISON Phone No. (208) 733-6917

Current Address: PO BOX 165, TWIN FALLS, ID. 83301

2. Accompanied by: NEAL H. MORRISON EXAM DATE: 07/16/1999

Address: _____ Phone No. _____

Relationship to Permit Holder: SAME

3. Source: SMILEY CREEK tributary to SALMON RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 71-10026

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NE	SE	27	07N	14E	Blaine	FIELD EXAM/GPS

2. Place(s) of Use:

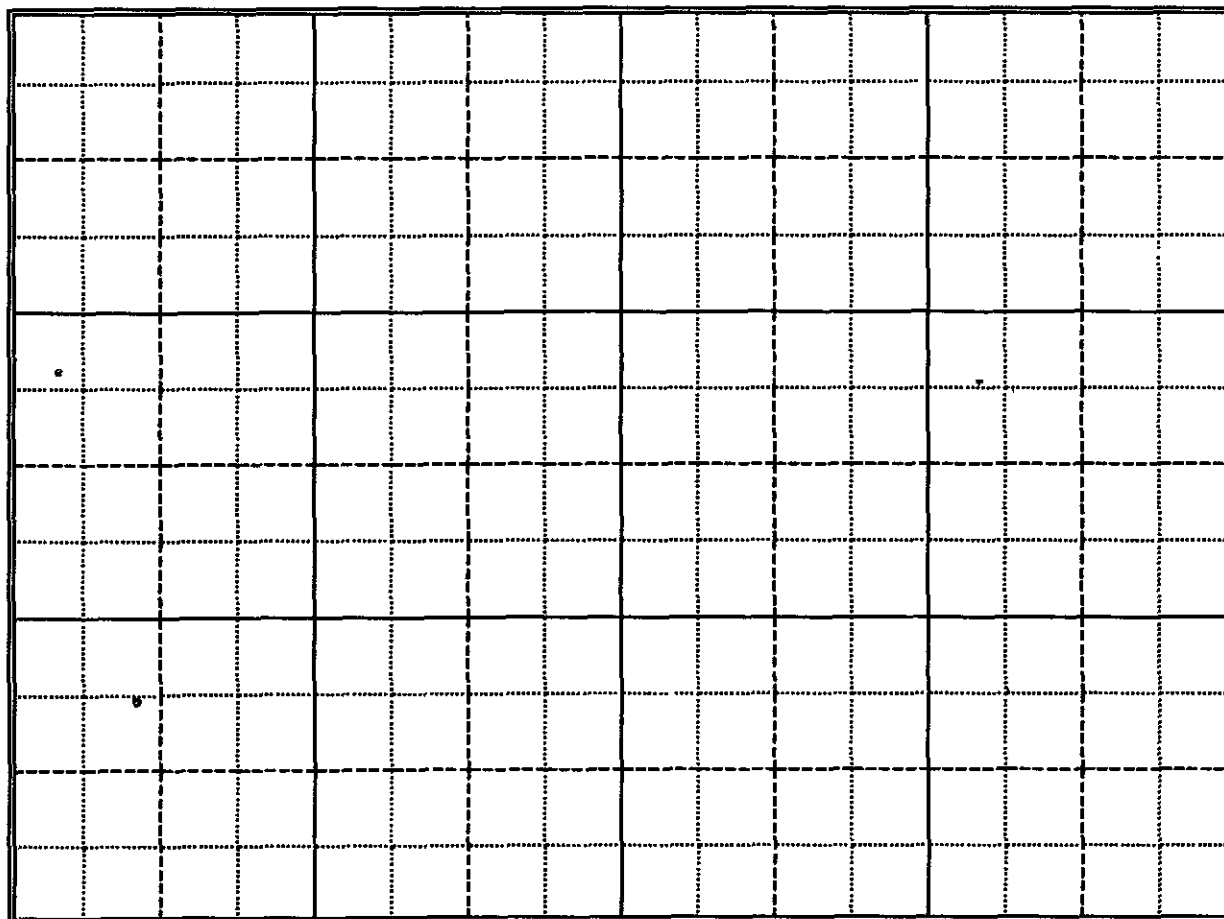
Indicate Method of Determination same

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	14E	27													1.0				1.0
"	"	"													FIRE				
															PROT.				

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SEP 25 2001

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
GPS Tag A0007863	Briggs/Straton	3HP			

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

SEP 11 2001

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Bucket/ Stopwatch 7 1/2 gallon min

9

- FROM: Georgia Satterlee
- DATE: 08 November 1999
- RE: 71-07085

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

MICROFILMED
SEP 2 1980

Additional Computation Sheets Attached

bucket/stopwatch $7.5 \text{ gal/min} = \underline{\underline{0.02 \text{ cfs}}}$

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{1(3)}{3} = 3$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{0.02(215)1.9835}{3} = 8.5$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 3$$

2. Volume Calculations for Other Uses:

Exam Fee Limit	0.20	cfs
Permit Rate	0.04	}
Recommended Rate	0.02	
Measured	0.02	

1. Recommended Amounts

→ Pump Capacity

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Irrigation	4/01	11/01	0.02 cfs	3.2 fa
Fire Protection	1/01	12/31	0.02 cfs	
Totals:			0.02 cfs	

☐ 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

Field Examiner's Name

Field Examiner's Name James Antille Date 8 Nov 65

Reviewer _____ Date _____

MICROFILMED
SEP 23 2001

AJ0749NP
No. 71-10026

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/30/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HELENE MORRISON	07/02/1966	DOMESTIC	01-01 12-31	0.040 CFS	
C	NEAL H MORRISON PO BOX 165 TWIN FALLS ID 83301 (208) 733-6917					
TOTAL DIVERSION:					0.040 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T07N R14E S27

~~SENESE~~
~~NEWSE~~

BLAINE County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SESW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
07N	14E	27	:					:					:					:					:

POU County: BLAINE

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. RP07N140278380
PROPERTY ALSO KNOWN AS 109 ROCK LANE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

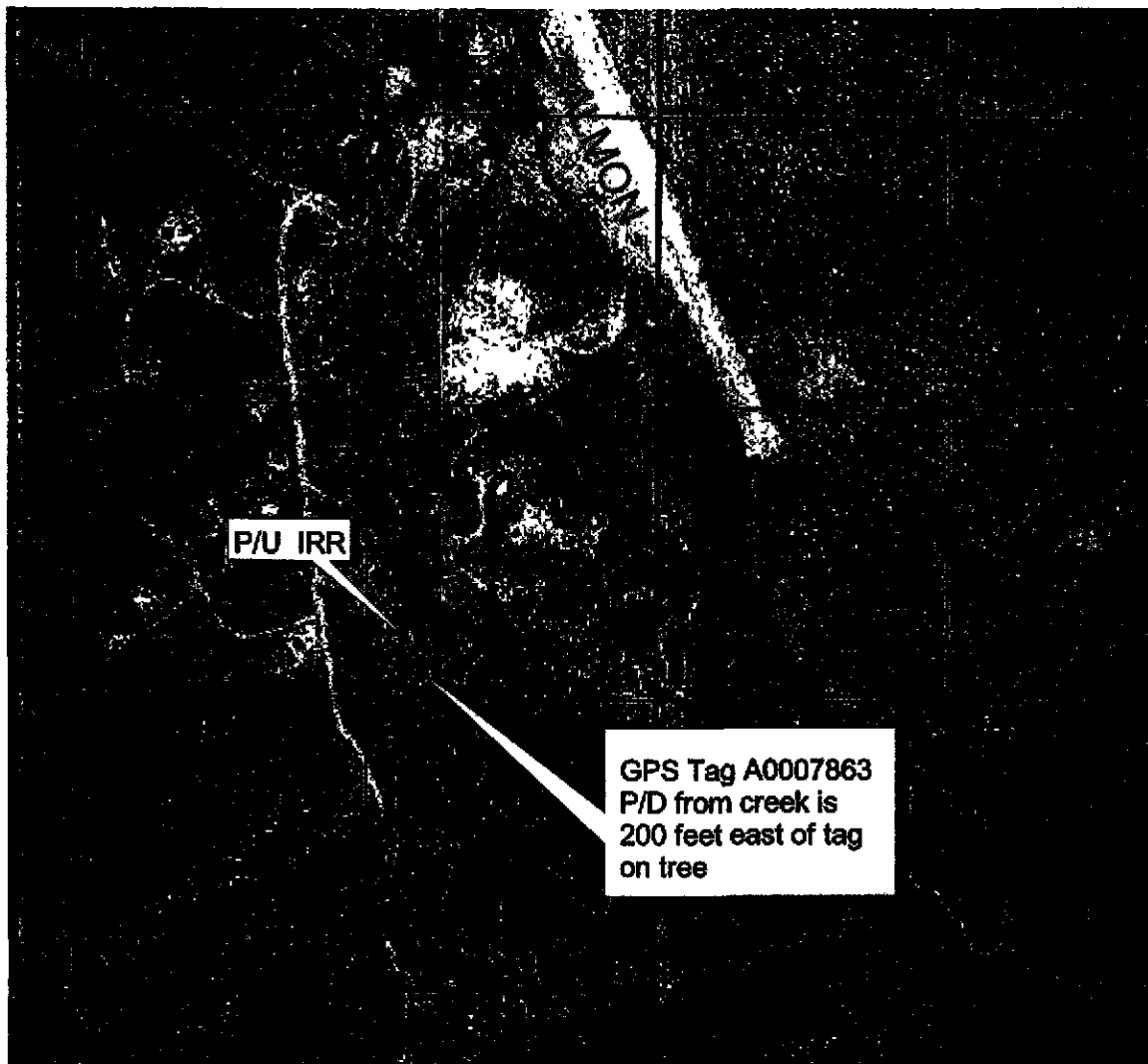
Comments: Date: 07/07/1992 User-ID: SMITH Subject: COPIED FROM REMARKS
P/U IS SMILEY CREEK SUBD.

Date: 01/13/1997 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE

MICROFILMED
SEP 25 2001

IDAHO DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD EXAMINATION 71-07085



T07N, R14E



SECTION LINES



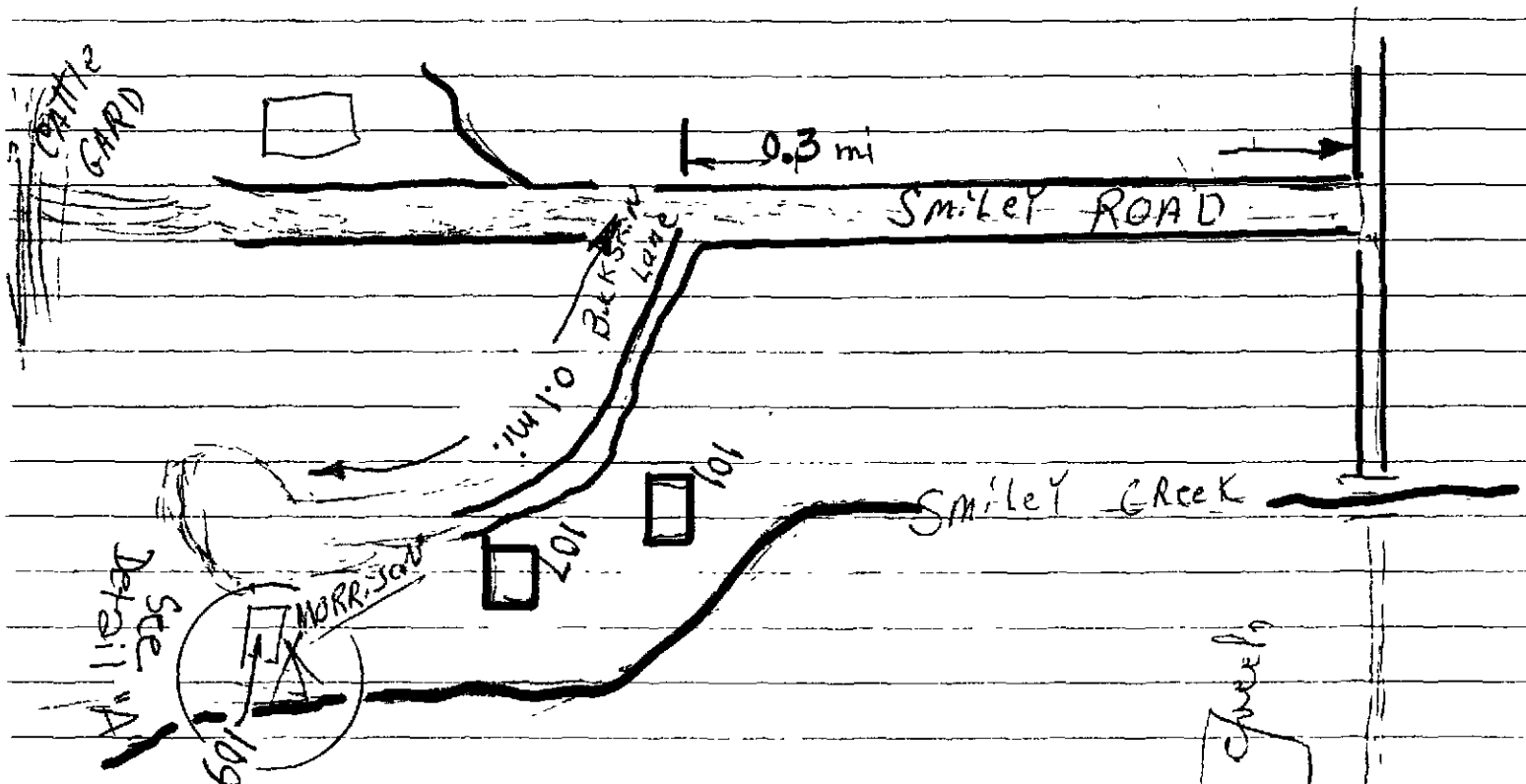
QUARTER/QUARTER LINES



POINT OF DIVERSION

RECORDED
SEP 25 2001

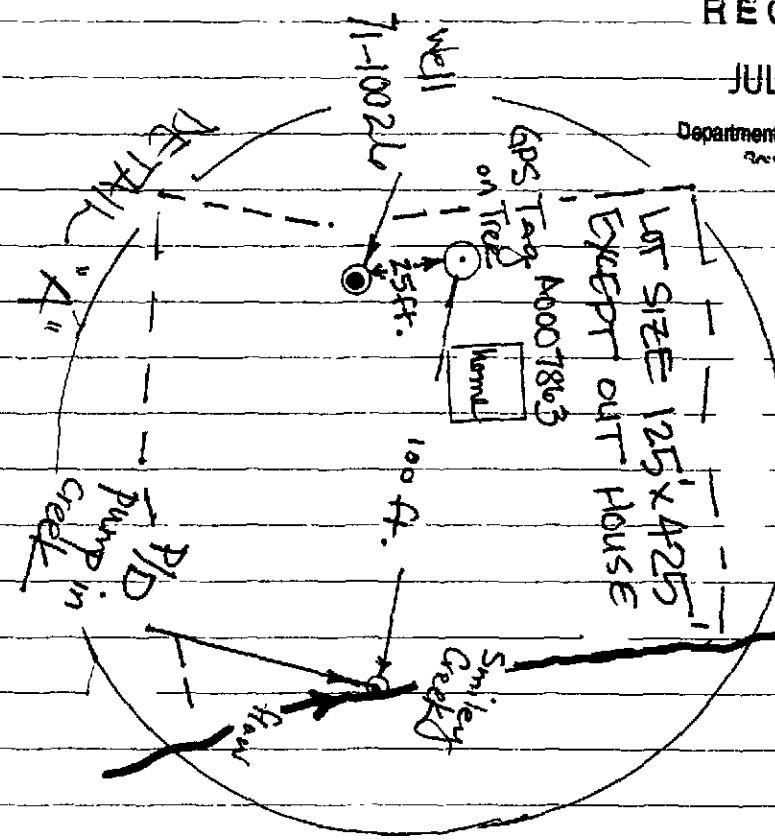
**GIS P/U AND P/D PRESENTATION
1987/1988 NAPP PHOTOGRAPHY
DATA ENTRY GLS**



RECEIVED
 JUL 13 1999
 Department of Water Resources
 Benton, Oregon

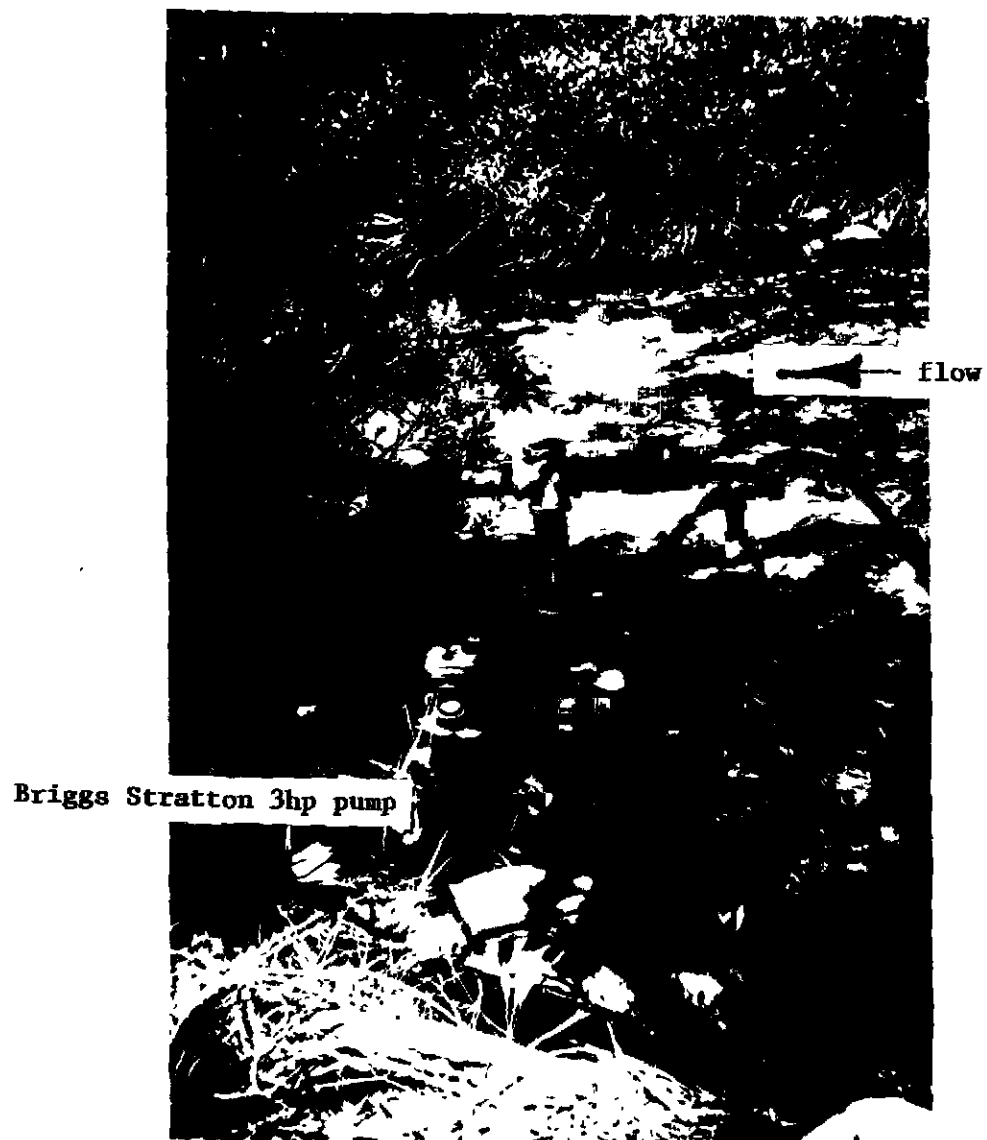
Smiley Creek
 26007

Highway 75



MICROFILMED
 550 ? 5 2001

Morrison
 71-07085



Briggs Stratton 3hp pump

photo looking east

MICROFILMED
SEP 2 1 2001

Examiner: G.Satterlee
16 July 1999 1600 hrs
Morrison, Neal
71-07085



Examiner: G.Satterlee
16 July 1999 1600 hrs
Morrison, Neal
71-07085

2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

July 6, 1999

KARL J. DREHER
DIRECTOR

Neal H. Morrison
PO Box 165
Twin Falls, ID. 83303

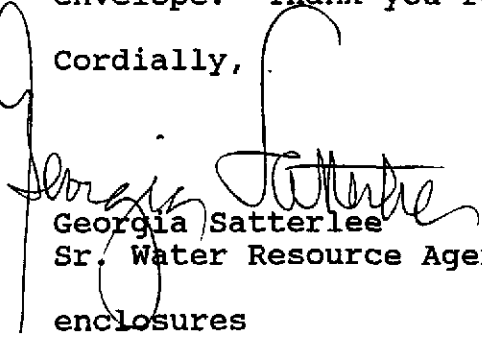
RE: Permit Number 71-07085

Dear Mr. Morrison,

Per our conversation, I am planning to be at the property located in Section 27, T07N, R14E on 16 July 1999, at 1:00 p.m.

We discussed a map furnished by you showing directions to the place of use. Please send the map in the enclosed self-addressed envelope. Thank you for your cooperation.

Cordially,


Georgia Satterlee
Sr. Water Resource Agent

enclosures

MICROFILMED

SEP 7 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 24, 1999

Neal H. Morrison
PO Box 165
Twin Falls, ID. 83303

FIELD EXAM NOTICE

RE: Permit Number 71-07085

Dear Permit Holder:

We are planning to conduct water right examinations in the vicinity of the above-referenced permit beginning June 16, 1999. An examination is needed to verify your water use in order to issue a water right license.

Please be advised that you will need to operate your system under normal conditions during the examination.

In order to conduct your exam as efficiently as possible, we ask that you call this office to schedule a day and time convenient for you.

If there is a problem with scheduling or conducting the examination at this time, please call and other arrangements can be made.

Sincerely,

Georgia Satterlee
Sr. Water Resource Agent

enclosure

MICROFILMED

SEP 25 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

71-7085
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat
- Check of P/D index LW 12/18/87 (Initial and date)
- Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached?
- Type of Overlap? ☐ Add acres or uses to existing system
- ☐ Increase rate of flow or volume
- ☐ Other: check in file

Check of P/U index LW 12/18/87 (Initial and date)

- Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached?
- Type of Overlap? ☐ Increase rate of flow or volume
- ☐ Add P/D's
- ☐ Increase number of acres within tracts
- ☐ Other: check in file

Aerial Photo

Required? ☐ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

- ☒ Appointment made and telephone conversation memo attached

16 July 1989 1pm @ Morrison's 109 Rock

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

Of course per Morrison:
He'll send a map to his place

C. Review and Processing:

Exam Completed 8/1/89 GLS (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office AG 12/17/89 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 71-7085

Date: 1-20-1988

General Considerations:

g Name same as permit
g Signature the same as permit holder
g Address change _____ If yes, prepare a data entry
g Proof received timely _____
g Reinstated

Source of Water:

g Surface water
g Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

g Rate of diversion appropriate for uses
g Is rate or volume and fee appropriate?
g Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

HA Is a measuring device or access port required?
HA Has one been installed?
HA Waiver or modification of measuring device requested

Remarks: Proof acceptable
Reinstate permit

g Priority Calculation:
Date proof received Dec 16 350
Date proof due Nov 1 + 305
No. of days late = 45
Priority date Oct 5, 1982 + 278
NEW PRIORITY DATE Nov. 19, 1982 = 323

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

November 3, 1987

MORRISON, NEAL H.
BOX 165
TWIN FALLS, ID 83301

LAPSE NOTICE

RE: Permit No. 71-7085

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated August 31, 1987.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this Department within sixty days of the date of mailing of this lapse notice.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. 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 governmental agency or by litigation which might bring title to the water in question.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

MAR 01 1988

CERTIFICATION OF MAILING

I hereby certify that on 11-15-87
a copy/en original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

138915
CERTIFIED MAIL
August 31, 1987

MORRISON, NEAL H.
BOX 165
TWIN FALLS, ID 83301

PROOF DUE NOTICE

RE: Permit No. 71-7085

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 November 1, 1987. (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 completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 01 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MORRISON, NEAL H.
BOX 165
TWIN FALLS, ID 83301

DECEMBER 07, 1982

RE: PERMIT NO. 71-7085

DEAR PERMIT HOLDER:

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

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

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

ENCLOSURE

RECEIVED
DEC 10 1982
WATER RESOURCES
DIVISION

State of Idaho
Department of Water Resources

71-

7085

APPLICATION FOR PERMIT ANALYSIS SHEET

MORRISON, Neal H.

INITIAL REVIEW BY: ADM

APPLICATION NUMBER: 71-7085

CHECK:

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

Field check by: ADM

Date: 10/13/82

Comments: Other diversions in area
for small irrig. use. Appears to
be sufficient water to flow
in creek year-round to supply
all users.

☒ Fee.

☒ Yes ☐ No

☐ Yes ☒ No

☐ Yes ☒ No

☒ Yes ☒ No*

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____

Date: _____

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____

Date: _____

PROCESSING:

☐ Yes ☐ No

☐ Yes ☒ No

☒ Yes ☐ No*

☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

same subdiv.

In form for advertising.

Final date for protests: 11/8/82

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 11/2/82

☒ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application.

☒ Publication dates and paper, recorded on application.

☒ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☐ Yes ☒ No Access port required.

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____

10/5/82 Date of priority recommended.

Special conditions of approval or cover letter. 26

By: ADM

Date: 11/18/82

STATE OFFICE REVIEW:

SLW/LIT

26

☐ See attached sheet for more information.

By: [Signature]

Date: 11/23/82

RECEIVED
NOV 22 1982

Department of Water Resources

MICROFILMED

STATE OF IDAH
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 13, 1982

Wood River Journal
P.O. Box 988
Hailey ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 NOVEMBER 8, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED
1982

NOTICE OF APPLICATION FOR WATER RIGHT

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

21-2085-

MORRISON, NEAL H.

BOX 165, TWIN FALLS, ID 83301

Source: SMILEY CREEK tributary to SALMON RIVER

Date Filed: 10/05/1982

Amount: 0.04 CFS

Diversion Point: NWSE Sec 27 T 07N R 14E, BLAINE Co.

Use: IRRIGATION	(0.02 CFS)	from 04/01 to 11/01
FIRE PROTECTION	(0.02 CFS)	from 01/01 to 12/31

Place of Use: NWSE Sec 27 T 07N R 14E FOR 0.5 1/2 ACRES

Diversion Means: PUMP

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before NOVEMBER 8, 1982.

KEN DUNN, Dir.

Published 10/21 & 10/28/82.

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