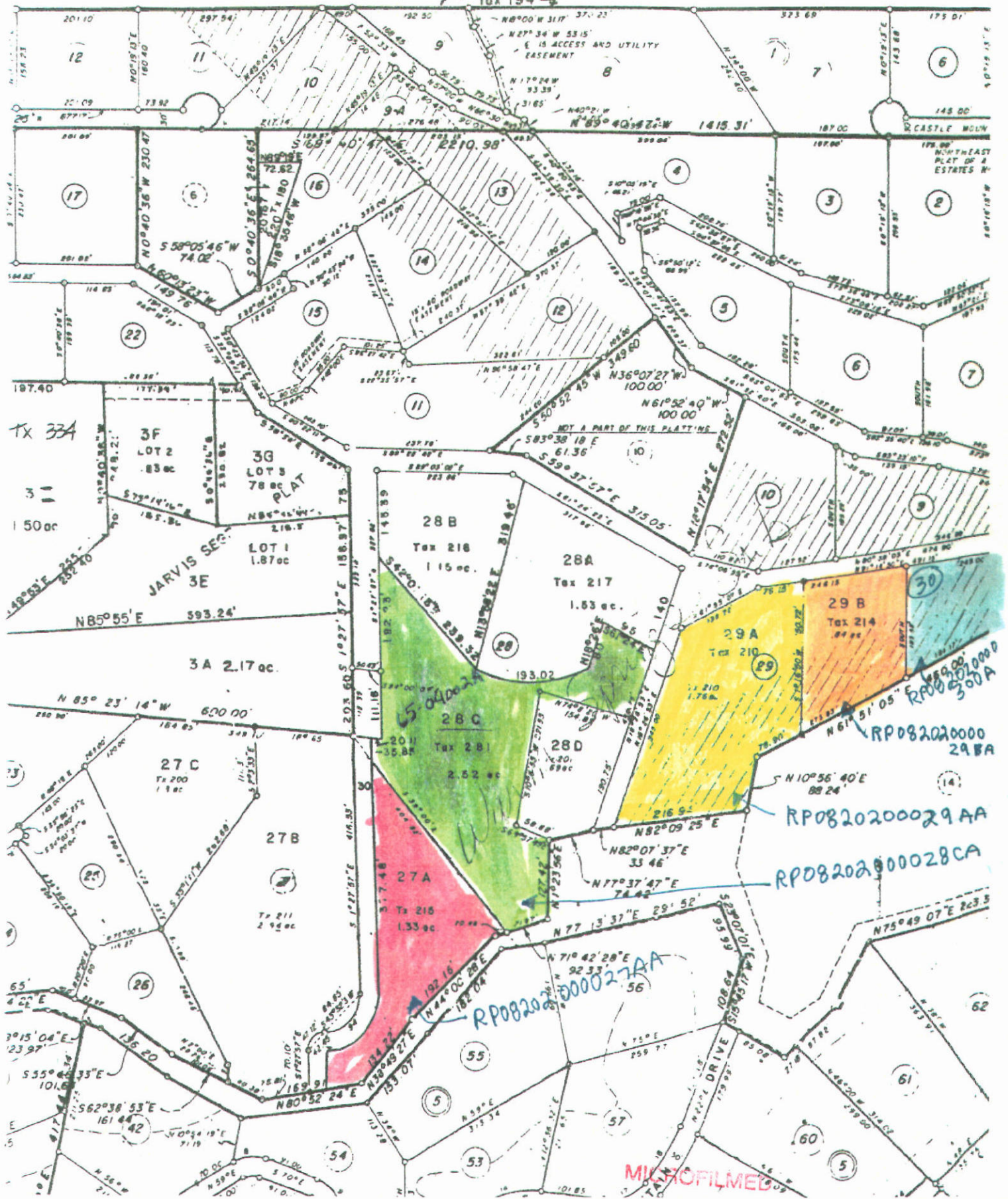


Tax 194 -



MICROFILMED

JUN 05 2003

Idaho Department of Water Resources

T10N R04E
S33

65-04002A

Prepared by:
Ron Howerton

Date: Oct 29, 02

 Place of use

 POD

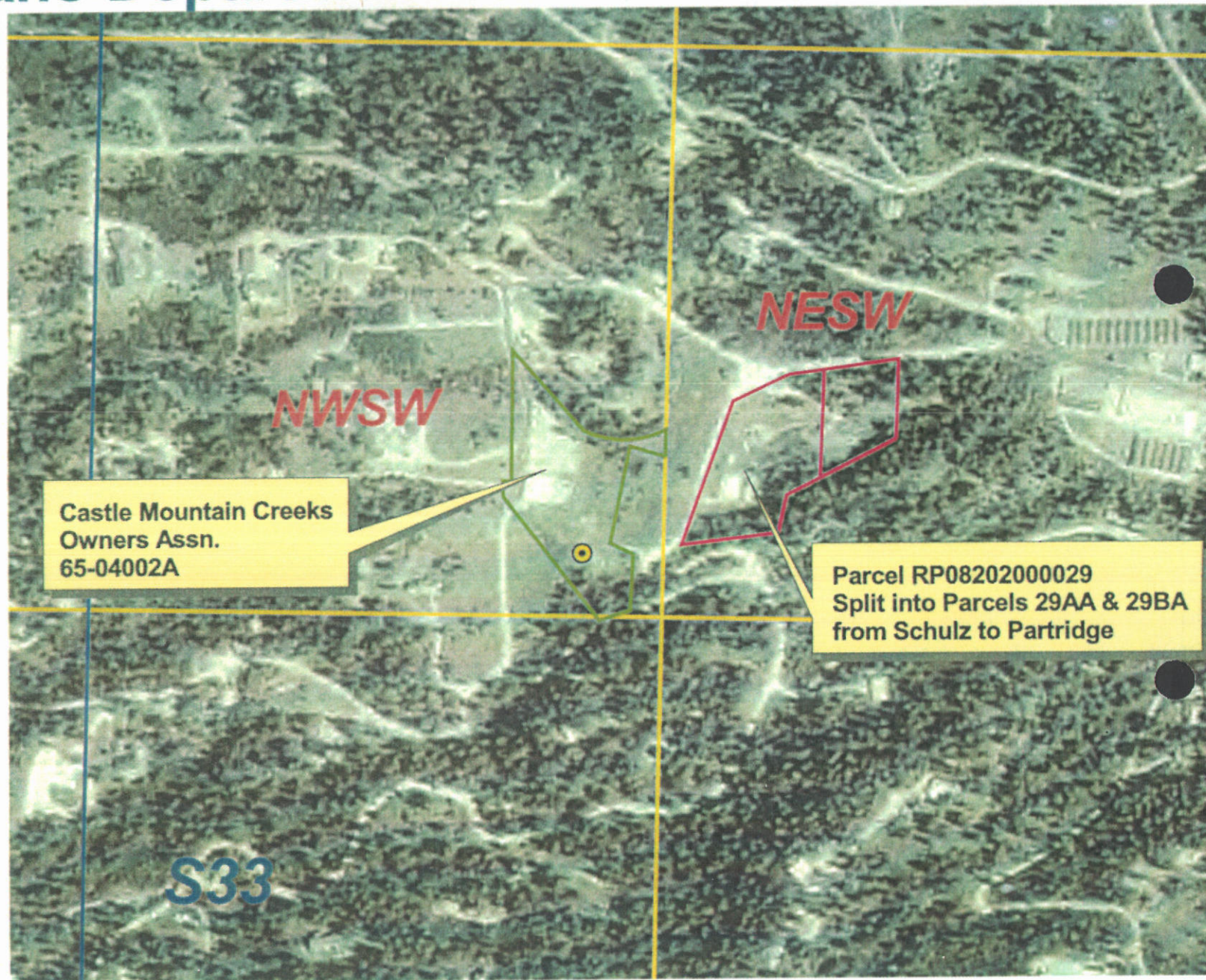
 SECTION LINES

 1/4 1/4 LINES

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JUN 05 2003



V11 DOQ



0 0.1 0.2 0.3 0.4 0.5 Miles

Idaho Department of Water Resources

T10N R04E
S32 & S33

65-04002A
Prepared by:
Ron Howerton
Date: Oct 29, 02

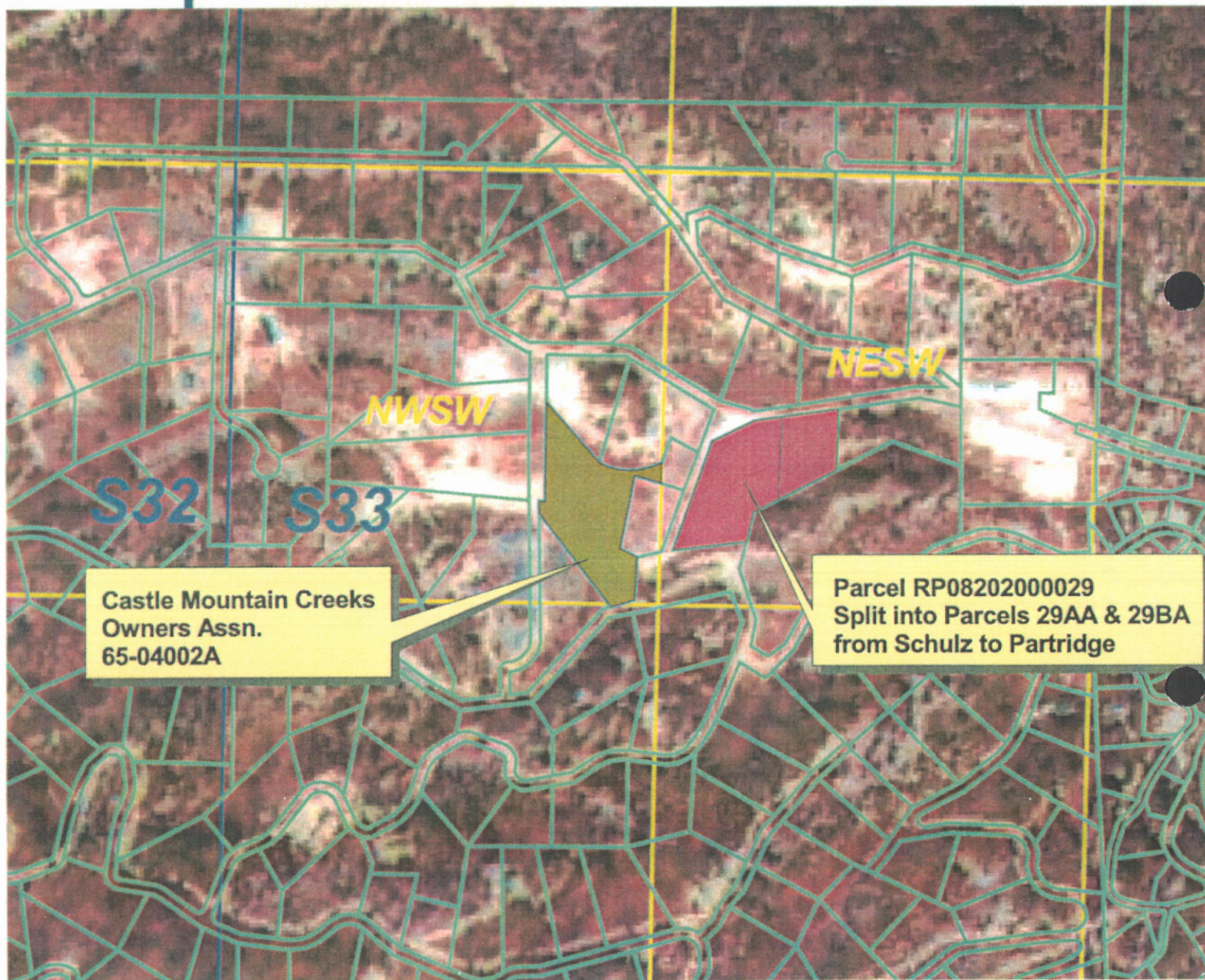
MICROFILMED
JUN 05 2003

SECTION LINES

1/4 1/4 LINES



1987 NAPP



0 0.1 0.2 0.3 0.4 0.5 0.6 Miles

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

PP
PUN 33

PD
PU 33

R 4 E

Scale: 2 inches equal 1 mile.

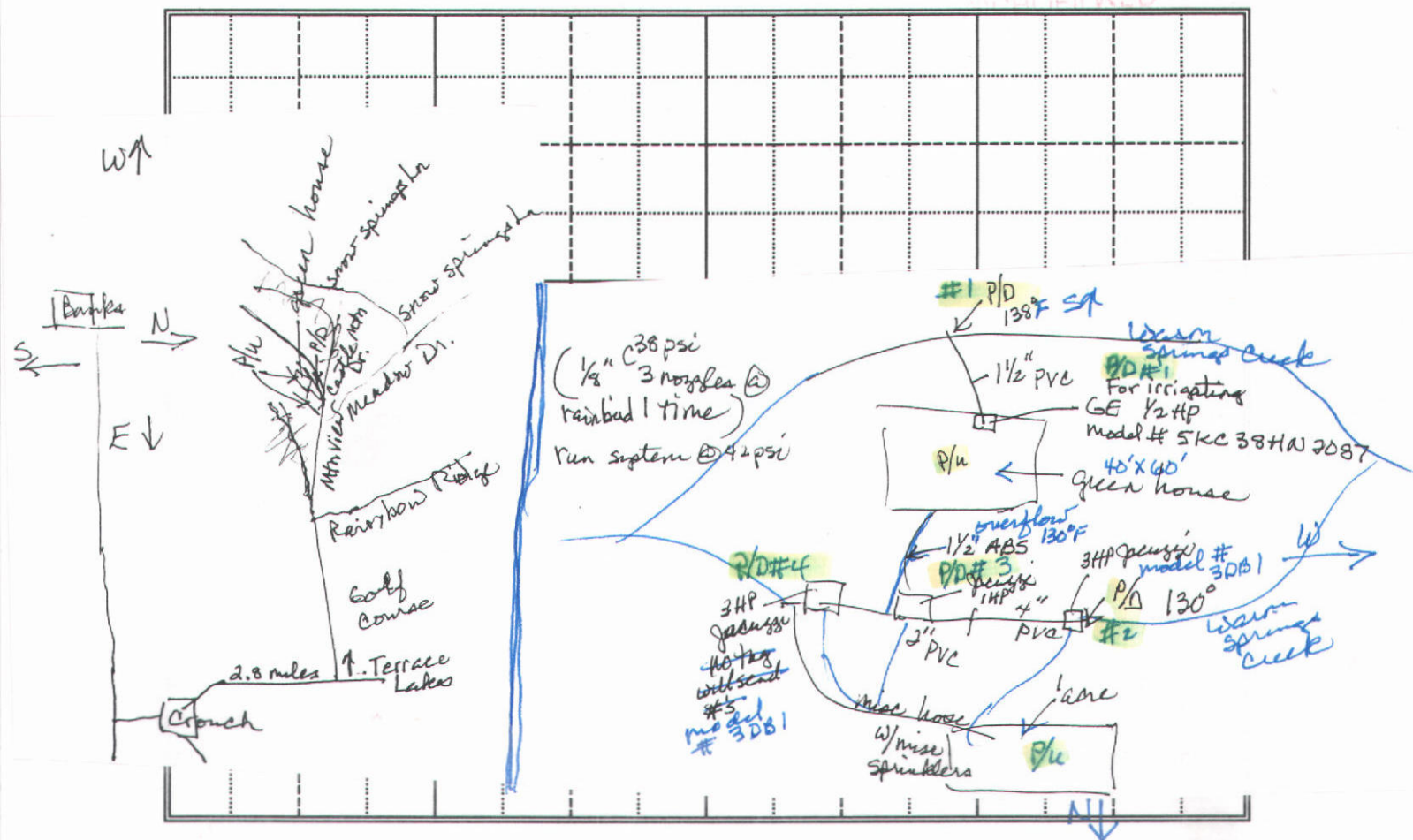
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Gary L Bunn
A. Ann Bunn (Applicant)

A. Ann Bunn (Applicant)

MICROFILMED

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
#1		1/2	SK38HN2087	GE	1 1/2"
#2		3	3DB1	geuzzi	2"
#3		1	no tag	geuzzi	2"
#4		3	~~SKF~~ 3DB1	geuzzi	2"

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

* not tied in together - are ~~se~~ run separately, but can all be run at the same time

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

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APR 16 1998

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10M 15 1998

RECEIVED



65-12719
8/11/95 S.H.

P/D #1
piped into greenhouse
1 1/2" PVC to
GE 1/2 HP pump
+ holding tank, then
hosed to radiator for
heating, or hoses w/(3)
1/8" rainbirds for watering
greenhouse run @ 38 psi



P/u:
Irrigation
1 acre of
grass + trees
from P/D 2-4
to misc. hoses
+ misc. sprinklers

MICROFILMED
APR 16 1998



65-12719
8/11/95 S.H.

P/D: #1 + P/u

GE 1/2 HP
model 5KC 38HN2087

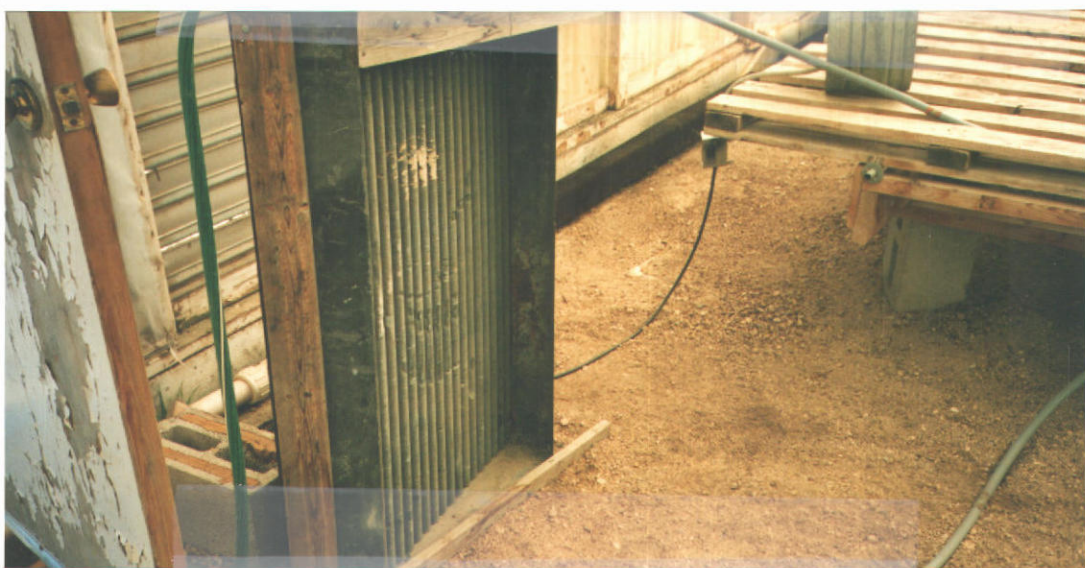
to hoses +

(3) 1/8" rainbird
nozzles @ 38 psi

@ 1 time to
irrigate green-
house, then

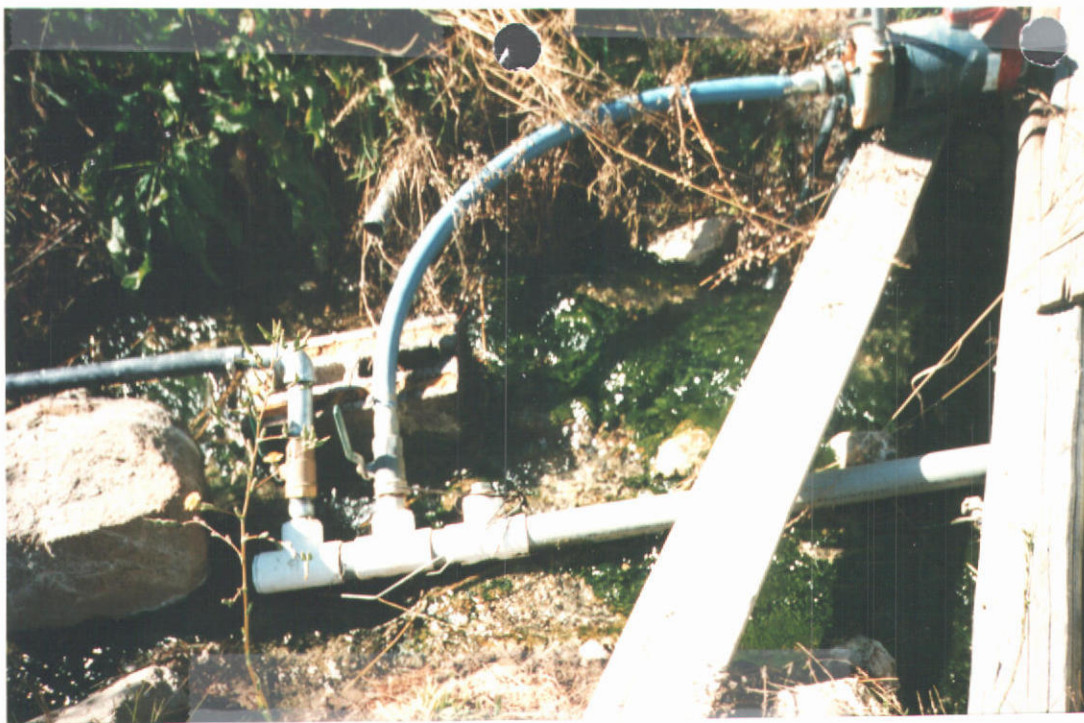
1 hose goes into
radiator coils
for heating

greenhouse
(inflow 138°F
outflow 130°F)



P/u:
green house
40' x 60'

MICROFILMED
APR 16 1998



65-12719
8/11/95 S.H.

P/D #2

3HP Jacuzzi
Model # 3DB1
4" PVC to ~~hose~~
2" ABS + hose
attachment to
misc. nozzles.



P/D #3.
Jacuzzi
1HP no tag
2" PVC to hose
attachments w/
misc. nozzles.



P/D #4
submersible.
3HP Jacuzzi
model # 3DB1
2" PVC to hose
attachments
w/misc. nozzles.

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APR 16 1998



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page) JUL - 3 2002

RECEIVED

JUN 24 2002

Department of Water Resources

DATE OF CLOSING: 6/21/02

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

[] * see attached legal
 Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s) 65-12719 - .02 CFS - Irrigation
 Assigned by IDWR:

[] Name and Address of Former Owner/Claimant(s) (Seller): Diana L. [Signature]
2473 Culpeper
Boring ID 83709

[] New Owner/Claimant (Purchaser): William R. Partridge
Marlene J. Partridge

[] New Mailing Address: 816 S. Middlefork Rd. (Clo. John [Signature])
Garden Valley Idaho

[] New Telephone Number: () 462-3291

[] Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

.02 CFS Irrigation

[] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s): William R. Partridge Date 6.20.02
Marlene J. Partridge Date 6.20.02

[] Signature of Former Owner/Claimant(s): Diana L. [Signature] Date 6/20/02
W. R. Partridge Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

JUN 25 2002

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

SCANNED

JUN 25 2002

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information **must** be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.



A Pioneer Company
PIONEER TITLE COMPANY
 OF ADA COUNTY
 821 W. State St. / Boise, Idaho 83702
 (208) 373-3744

Instrument # 186156
 IDAHO CITY, BOISE COUNTY, IDAHO
 2002-06-21 04:03:13 No. of Pages: 2
 Recorded for: PIONEER TITLE
 RORA A. CANODY Fee: 6.00
 Ex-Officio Recorder Deputy *[Signature]*
 Index to: 06226

#217652 AA/MA

WARRANTY DEED

For Value Received ^EUSTO R. SCHULZ and DIANA G. SCHULZ, Husband and Wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

WILLIAM R. PARTRIDGE and MARLENE J. PARTRIDGE, Husband and Wife *UP*

hereinafter referred to as Grantee, whose current address is, .

the following described premises, to-wit:

1701 VALLEY DR.
 LA S VEGAS, NV. 89108 *MS*

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

EXCEPT: current year taxes, conditions, covenants, restrictions, reservations, easements rights and rights of way, apparent or of record.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

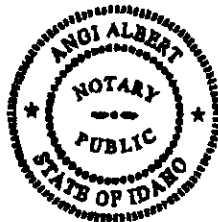
Dated: June 19, 2002

[Signature]
 Usto R. Schulz

[Signature]
 Diana G. Schulz

STATE OF IDAHO. County of Ada, ss.

On this 20th day of June, in the year of 2002, before me Angi Albert, notary public personally appeared Usto Schulz and Diana Schulz known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



[Signature]
 Angi Albert
 Notary Public of Idaho
 Residing at Boise, Idaho
 Commission expires: April 13, 2007

MICROFILMED
 JUN 05 2003

EXHIBIT A

A portion of Lot 29, amended plat of a portion of Warm Springs Estates No. 1, according to the official plat thereof filed as Instrument No. 85591, records of Boise County, Idaho, said subdivision being situated in the Southwest quarter of Section 33, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho, described as follows:

Commencing at a found steel pin monumenting the Northeast corner of said Lot 29, said pin being the REAL POINT OF BEGINNING; thence
South along the Easterly boundary of said Lot 29 a distance of 183.52 feet to the Southeasterly corner of said Lot 29 thence along the Southerly boundary of said Lot 29,
South 61 degrees 51'05" West, a distance of 196.93 feet to a set steel pin; thence leaving said boundary
North 1 degrees 16'50" East, a distance of 250.72 feet to a set steel pin on the Northerly boundary of said Lot 29; thence along said Northerly boundary
North 81 degrees 16'50" East, a distance of 170.00 feet to the REAL POINT OF BEGINNING.

AND

A portion of Lot 29 of the Amended Plat of a portion of Warm Springs Estates No. 1, according to the official plat thereof filed as Instrument No. 85591, records of Boise County, Idaho, said subdivision being situated in the Southwest quarter of Section 33, Township 10 North, Range 4 East, Boise Meridian, Boise County, Idaho, described as follows:

Commencing at a found steel pin monumenting the Northeast corner of said Lot 29, thence along the Northerly boundary of said Lot 29
South 81 degrees 16'50" West, a distance of 170.0 feet to a set steel pin, said pin being the REAL POINT OF BEGINNING, thence leaving said boundary
South 01 degree 16'50" West, a distance of 250.72 feet to a set steel pin on the Southeasterly boundary of said Lot 29, thence following the boundary of said Lot 29 the following courses and distance,
South 61 degrees 51'04" West, a distance of 78.90 feet to a point, thence
South 10 degrees 56'40" West, a distance of 88.24 feet to a point, thence
South 82 degrees 09'26" West, a distance of 216.94 feet to a point, thence
North 18 degrees 26'54" East, a distance of 345.0 feet to a point, thence
North 61 degrees 55'07" East, a distance of 138.72 feet to a point, thence
North 81 degrees 16'48" East, a distance of 76.15 feet to the REAL POINT OF BEGINNING.

AND

Lot 30 of the Amended Plat of a Portion of Warm Springs Estates No. 1, according to the plat thereof, filed June 10, 1984 as Instrument No. 85591, records of Boise County, Idaho.

MICROFILMED

JUN 05 2003

RECEIVED

RECEIVED

JUL - 3 2002

JUN 24 2002

EXHIBIT A

Department of Water Resources

Department of Water Resources

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MICRO.

JUN 05 2003

SCANNED

JUN 25 2002

217632

EXHIBIT A

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South 16 degrees 53'40" West, a distance of 88.24 feet to a point, thence

South 82 degrees 09'20" West, a distance of 210.94 feet to a point, thence

North 16 degrees 26'54" East, a distance of 345.0 feet to a point, thence

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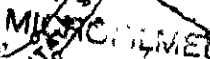
SCANNED

JUN 14 2002

MICROFILMED

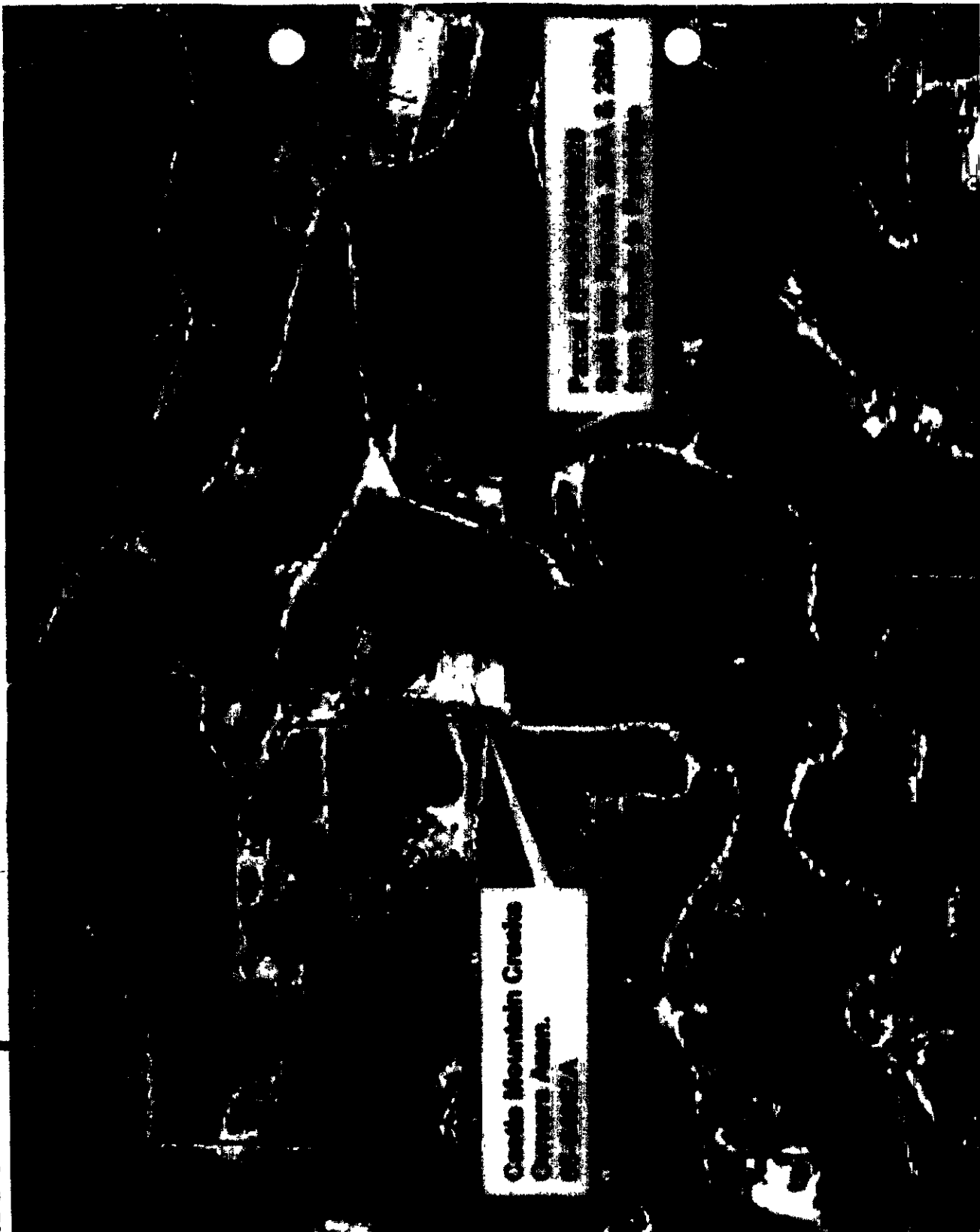
JUN 05 2003

TAX ID, 281



JUN 05 2003

Miles	Probability
0.0	0.85
0.1	0.75
0.2	0.65
0.3	0.55
0.4	0.48
0.5	0.40



Idaho Department of Water Resources

**T10N R04E
S32 & S33**

65-04002A

Prepared by:

Ron Howerton

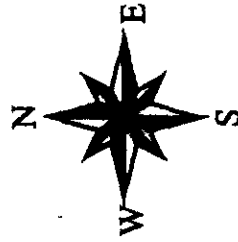
Date: Oct 29, 02

MICROFILM

JUN 05 2003

SECTION LINES

1/4 1/4 LINES



1987 NAPP



0.6 Miles

0.5

0.4

0.3

0.2

0.1

0

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-12719

Priority: June 28, 1984

Maximum Diversion Rate: 0.08 CFS
Maximum Diversion Volume: 36.8 AF

This is to certify, that USTO SCHULZ
DIANA SCHULZ

HC 76 BOX 4048

GARDEN VALLEY ID 83622

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1984; and has submitted Proof of Beneficial Use on July 17, 1991. An examination indicates that the works have a diversion capacity of 0.120 cfs of water from:

SPRINGS

tributary to WARM SPRINGS CREEK

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	0.03 CFS	3.5 AF
HEATING	01/01 to 12/31	0.08 CFS	33.3 AF
	Totals	0.08 CFS	36.8 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 33, Township 10N, Range 04E
BOISE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N 04E 33	NESW 1			1

Total number of acres irrigated: 1

PLACE OF USE:

HEATING, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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APR 16 1998

State of Idaho
Department of Water Resources

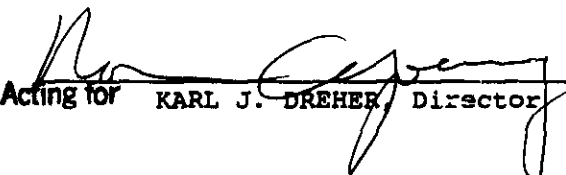
WATER RIGHT LICENSE

WATER RIGHT NO. 65-12719

CONDITIONS OF APPROVAL AND REMARKS

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65L.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. Heating use is for a greenhouse.
8. Four points of diversion located in NESW, S33, T10N, R4E.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 16TH day of MARCH, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED
APR 16 1998

State of Idaho
Department of Water Resources

RECEIVED

MAR 10 1998

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-12719

Date of Priority: June 28, 1984

Maximum Diversion Rate:

0.08 CFS

Maximum Diversion Volume:

36.8 AF

Comes now

USTO SCHULZ
DIANA SCHULZ

HC 76 BOX 4048

GARDEN VALLEY ID 83622

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. 65-12719, and requests that the permit be changed as follows:

Source: SPRINGS

tributary to WARM SPRINGS CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.03 CFS	3.5 AF
HEATING	01/01 to 12/31	0.08 CFS	33.3 AF
	Totals	0.11 CFS	36.8 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 33, Township 10N, Range 04E
BOISE 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>
10N	04E	33	NESW	1		1

Total number of acres irrigated: 1

PLACE OF USE:

HEATING, same as IRRIGATION use

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 Meridian ID, this 7th day of March, 1998.

MICROFILMED

APR 16 1998

(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 65-12719

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by KS # 6041610 Date 3/3/98

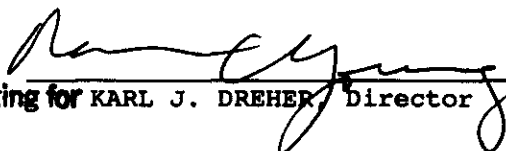
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 65-12719 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 65L.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. Heating use is for a greenhouse.
8. Four points of diversion located in NESW, S33, T10N, R4E.

Witness my hand this 16TH day of MARCH, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED
APR 16 1998

RECEIVED
JUL 17 1991

STATE OF IDAHO

For Office Use Only
Amt of Fee \$ 100.00
Date 7.17.91
Receipt No CD21216
Received by MJH

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

- 1 Permit No 15-12719 Telephone No. 462-3808
- 2 Name(s) of Permit Holder(s): GARY L & D. ANN BUNN
- 3 Post Office Address: HC 76 BX 2281 GARDEN VLY ID. 83622
- 4 Source of Water: SPRING, TRIBUTARY WARM SPRINGS CREEK
- a If ground water, well driller's name: _____ Date drilled: _____
- b Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
- 5 Extent of Use:
- | | |
|--|--------------------------------------|
| Domestic _____ (No. of households) | Irrigation <u>.03</u> (No. of acres) |
| Stockwater _____ (No. and type of stock) | Other <u>.33 HEATING GREEN HOUSE</u> |
- 6 Total rate and/or volume for which proof is submitted .36 cfs .33 as per permit 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: \$ 100.00 (See License Examination Fee Schedule)
- 9 Person to contact to accompany the Department representative during the field examination:
- GARY L. BUNN 462-3808
Name Telephone No.
- HC 76 BX 2281 GARDEN VLY ID
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.

MICROFILMED
AUG 06 19917-15-1991
DateGary L Bunn
Signature (and title if on behalf of a company or organization)

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	65-12719	Gary L. Bunn D. Ann Bunn	0.33
Full Assignment	65-12719	Usto Schulz Diana Schulz	0.33

MICROFILMED
AUG 25 1995

RECEIVED

AUG 17 1995

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

I, GARY BUNN / D.A. BUNN, hereby assign to Usto & Diana Schulz
 of HC 76 BOX 4048 GARDEN VALLEY ID 83622
(Applicant) (Full Address) (208) 462-3582

All my right, title, and interest in and to Application for Permit
 No. 65-12719 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

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

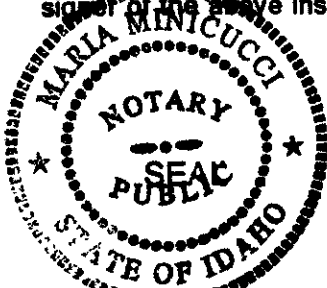
Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 16 day of AUG, 1995.

Gary Bunn D.A. Bunn
 Applicant(s)

State of Idaho)
) ss
 County of Ada)

On this 16th day of AUGUST, 1995, personally appeared before me the
 signor of the above instrument, duly acknowledged to me that he/she/they executed the same.



Maria Minicucci
 Notary Public

Maria Minicucci
 Signature

My commission expires: 06/25/1999

RECEIVED
 AUG 25 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by K. Young
Date 7/25/89
Receipt # C008421

RECEIVED

JUL 25 1989

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 65-12719

Name(s) of Permit Holder: Gary L. Bunn and D. Ann Bunn

Post Office Address: H.C. 76 Box 2281 Garden Valley, ID. 83622

Telephone No. (208) 462-3808

Date Proof is Due: August 1, 1989

Describe what work has been completed toward the development of this water right: To date, the
(This must be filled out! If no work has been completed, show "none".)

pumps and pipes for heating and irrigation systems
for one of the three proposed greenhouses has
been installed.

Costing \$ 2000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We are now in the process of trying to develop a suitable
cooling system or ponds for irrigation for summertime
utilization so we can continue the completion of
the water systems and construct the remaining greenhouses.

Permit holder(s) request an extension to August 1, 1991. Gary Bunn
(1 yr. minimum) (Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE FILED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to August 1, 1991.

Signed this 14th day of August, 19 89.

J. Shri Saylor
Chief, Water Allocations Bureau

MICROFILMED

AUG 30 1989

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 GARY L BUNN & D. ANN BUNN Phone 462-3808
Post office address HC 76 BX2281 GARDEN VALLEY ID. 83622
2. Source of water supply SPRING which is a tributary of WARM SPRINGS CREEK
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 10 N
Range 4E B.M. BOISE County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.33 CFS for HEATING purposes from 1 JAN to 31 DEC (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.3 CFS for IRRIGATION purposes from 4-15- to 10-15 (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. 0.33 CFS cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. PIPE + GRAVITY

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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 10 N

Range 4E 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: HEATING PURPOSES FOR GREEN HOUSES AND STRUCTURES

MICROFILMED

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

TOTALS

7

2

—

1

—

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

Handwritten text on the grid:

PD
33

Scale 2 inches equal 1 mile.

R 4 E

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.

Gary L. Bunn
A. Ann Bunn (Applicant)

MICROFILMED

MICROFILMED

Proposed Priority 6/28/84

Received by [initials] Date 6/28/84 Time 1:35 P.M.
Preliminary check by LS Fee \$ 45.00
Received by [initials] Date 6/28/84 # 34503
Publication prepared by JP ds Date 7/12/84
Published in The Idaho World
Publication dates 7/18 & 7/25/84
Publication approved JS Date 8/16/84
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended to approval by 035 ku

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. 65-12719, 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 be-

fore August 1, 19 89.

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.
Use of water under this permit is subject to control by the watermaster of State Water District 65-L, Warm Springs Creek.

17th day of August, 1984. Witness my hand this

D. Allen Bayless
Chief, Operations Bureau

201167
**NOTICE OF APPLICATION FOR WATER
RIGHT**

The following application has been filed to appropriate the public waters of the State of Idaho:

65-12719

BUNN, GARY L. &/or D ANN
HC76, Box 2281, GARDEN VALLEY, ID 83622
Source: SPRING trib. to WARM SPRINGS
CREEK

Date filed: 06/28/1984

Diversion Pt: NESW Sec 33 T 10N R04E

Use: HEATING (0.33 CFS)

IRRIGATION (0.03 CFS)

In: NESW Sec 33 T 10N R 04E for 1 acre

The permit will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before August 6, 1984.

Ken Dunn, Dir.

Published in the Idaho World in Idaho C^o
on July 18 and 25, 1984.

STATE OF IDAHO,
County of Boise }

Rose Gudgus, being
duly sworn, deposes and says:
that he is the manager and prin-
cipal clerk of THE IDAHO
WORLD, a weekly newspaper
published at Idaho City, in the
County of Boise and State of Ida-
ho; that said paper has been and
is in general circulation in the
county aforesaid, and in the vi-
cinity of Idaho City; that the
advertisement, a copy of which is
hereto attached, was published in
said newspaper once a week for
..... consecutive weeks in
the entire and regular issue of
every number of said paper dur-
ing the period and time of publi-
cation and was published in the
newspaper and not a supplement;
that said paper has been estab-
lished and regularly and continu-
ously published for more than
seventy-eight weeks past previ-
ous to the first publication of
this notice. Such notice was pub-
lished in the issue beginning with

July 18..., 19 *84*. and end-

ing with the issue of *July 25*

19 *84*

Rose Gudgus

Subscribed and sworn to before

me this *2*.. day of *August* 19 *84*

Ann M. Morgan....
Notary

RECEIVED
AUG 6 1984

Department of Water Resources
Western Regional 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

May 30, 2003

WILLIAM R PARTRIDGE
MARLENE J PARTRIDGE
816 S MIDDLE FORK RD
GARDEN VALLEY ID 83622

RE: Change of Ownership for Water Right 65-12719

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED
JUN 05 2003

RECEIVED

MAY 30 2003

Department of Water Resources

RECEIVED

MAY 28 2003

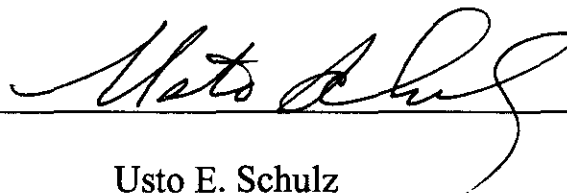
WATER RESOURCES
WESTERN REGION

May 28, 2003

Re: Sale of Water Right No. 65-12719

I sold the greenhouse and one acre of irrigated land described by this water right to the Partridges. I did not withhold any part of the water right in the sale of the property. It is therefore assumed that the buyer owns the entire water right.

This information is provided to help clarify the change in water right ownership information submitted to IDWR by the new owner.



Usto E. Schulz

MICROFILMED
JUN 05 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY - 5 2003

Department of Water Resources

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): 65-12719

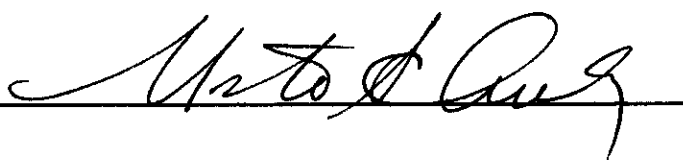
[] Name(s): USTO SCHULZ

DIANA SCHULZ

[] Old Mailing Address: 3845 Sea Island Ct
Meridian ID 83642

[] New Mailing Address: 2473 CULPEPPER
BOISE ID 83709

Telephone Number: (208) 378-7413

[] Signature(s) of Owner(s) 

(Include your title if on behalf of company or organization)

Date: 4/30/03

MICROFILMED

JUN 05 2003

Signature updated 5.5.03 Keri Lynn

RECEIVED

MAY - 5 2003

Department of Water Resources

I will be in to talk
about 65-12719
when I return
from Travel 5/11/03

Just
Schul
5/2/03

MICROFILMED

JUN 15 2003

Return Service Requested

APR 28 2003

Department of Water Resources

☐ MOVED LEFT NO ADDRESS
☐ DATA NOT VERIFIABLE AS ADDRESSED
ATTEMPTED NOT KNOWN
STREET NUMBER
DIFFERENT IN THIS ENVELOPE
NO POSTAL OFFICE

EXPIRED

RESUME
FIRST CLASS

USTO &/OR DIANA SCHULZ
HC 76 BOX 4048
GARDEN VALLEY ID 83622

WR#65-12719 - mail resent
to address on o/c form.
Address change form
enclosed.

Kari Lynn
4.28.03

MICROFILMED
JUN 05 2003

NEW YORK
MAY 25 1903
3027
U.S. POSTAGE



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

April 25, 2003

W R PARTRIDGE
7 CASTLE MOUNTAIN DR
GARDEN VALLEY ID 83622

RE: Water Right Nos. 65-22794 (Old No. 65-04002A) and 65-12719

Dear Mr. Partridge:

We have reviewed the ownership changes for the above referenced water rights.

We have completed the ownership change on 65-04002A which was split into Water Right Nos. 65-22793 (Castle Mountain Creek Owners Assn. Inc.) and 65-22794 (W. R. Partridge). Enclosed, for your file, is a copy of a Water Right Report showing you as the current owner of this right. Please note that you need to get the Application for Transfer submitted and approved to "move" this right to your property.

Be advised that the address on the ownership change form is what our computer records show. I am enclosing a Change of Address form for your convenience. I have previously sent this form to Mrs. Partridge, along with an Application for Transfer, on April 22. We only need one form returned. We must have a signed document to change addresses in our records. Please return the address change form so we can update our computer.

In regard to Right 65-12719, we find we need additional information before we can complete the ownership change. Enclosed, for your information, is a copy of the license as it was issued in March of 1998. We need clarification on just how this right has been split. The ownership change form describes 0.02 cfs to be changed to you for irrigation use. However, in review of the deed and our license file, it appears that you have purchased all of the property that this license is appurtenant to. The deed is silent in regard to Mr. Schultz retaining a portion of the right. As you can see on the enclosed license, this right was licensed for the irrigation of 1 acre of land and heating use in a greenhouse. If Mr. Schulz withheld a portion of this right, evidence of the agreement stating this should be submitted. If you purchased the greenhouse and the entire acre of land that had been licensed, a split of the water right should not be necessary. I will "hold" this ownership change for the next 30 days for the additional information requested. If we do not receive the information within this time period we will return the ownership change form and filing fee.

MICROFILMED
JUN 05 2003

If you have any questions in regard to this matter, please do not hesitate to contact me at (208)327-7944.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in black ink and is positioned above the printed name.

KAY WALKER
Sr. Water Resource Agent

Kw:k
Enclosures

Cc: USTO &/OR DIANA SCHULZ
HC 76 BOX 4048
GARDEN VALLEY ID 83622

RON HOWERTON, IDWR
WESTERN REGION

MICROFILMED
JUN 05 2003

MEMORANDUM

Date: April 23, 2003

To: WR File No. 65-4002A and 65-12719

From: Jeff Peppersack *JP*

Re Ownership Change

I have reviewed ownership change notices and the attached documentation along with IDWR memos and correspondence related to the changes. I will address each right separately below:

65-4002A

This right was decreed in the name of Castle Mountain Creeks Owners. A portion of the right was conveyed to Schulz through a quit claim deed in the amount of 0.06 cfs. The quit claim deed included conditions that, if not met, require conveyance back to Castle Mountain Creek Owners. The same 0.06 cfs was conveyed to Partridge with similar conditions. The ownership change from Schulz to Partridge was received by IDWR while the water right was claimed and pending in the SRBA, so the notice is exempt from fees. The ownership change can be processed at this time, but a transfer will be necessary to use the right at the new place of use, since it is different than the decreed place of use. Point of diversion could also change. Partridge has been informed of the need to file a transfer.

65-12719

This right was licensed to Schulz in 1998 and was not claimed, or required to be claimed, in the SRBA. The ownership change from Schulz to Partridge includes a legal description, but no deed. A warranty deed attached to documentation associated with 65-4002A can be used for proof of ownership of the land. However, the notice filed to change the ownership indicates a split is necessary, but the deed is silent regarding water rights and there is no documentation showing how and where the split applies (just the notice itself showing 0.02 cfs for irrigation). Based on review of the deed and the license file it appears that Partridge may have purchased all the land associated with the license and, perhaps the entire right (the license includes a heating use). We need clarification from the new and/or previous owner showing how and where the split should occur. If Schulz withheld a portion of the right, evidence of the agreement should be submitted. Note also that the license includes 0.03 cfs for irrigation, 0.08 cfs for heating and a total of 0.08 cfs, so documentation should be clear regarding how the right should be split, if at all. A filing fee of \$100 was originally submitted for this notice; however, IDWR erroneously refunded \$75. At this point, I would not be inclined to seek the balance, especially since the split is in question and since we have already accepted the notice for processing. A transfer may also be necessary for one or more parts of this right.

MICROFILMED
JUN 05 2003



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

DIRK KEMPTHORNE
GOVERNOR

July 5, 2002

KARL J. DREHER
DIRECTOR

PIONEER TITLE COMPANY OF ADA COUNTY
821 W STATE ST
BOISE ID 83702

RE Snake River Basin Adjudication (SRBA)
Notice of Change of Water Right Ownership Fees
Notices of Claim #65-4002A and **65-12719**
Re: Usto Schultz / Castle Mountain Creeks Owners Ass'n.

Water right claim #65-4002A is still pending in the SRBA; therefore, no fees are due (we are refunding \$50.00 for this claim number).

The fee to change the ownership on #65-12719 is only \$25.00 (we are refunding \$25.00 for this claim number) The refund process has been initiated with the State Auditor's Office for the fees you paid on receipt #C062906. You should receive a check in the near future.

For future reference, you can determine if a water right claim has been decreed by checking the SRBA Court's site at www.srba.state.id.us. Scroll to IWATRS Reports, then scroll down to Display a Subcase Summary Sheet, enter the adjudication claim number (xx-xxxxx) This will tell you if and when a partial decree was issued If it HAS been decreed, there is a \$25 00 ownership change fee due with each water right. If it has NOT been reported or decreed yet, and is therefore still pending in the SRBA, there is no fee due.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a horizontal line.

Donald V. Shaff
Manager
Adjudication Technical Section

DVS ss:ref

MICROFILMED

Idaho Department of Water Resources Receipt

Receipt ID C062906

Payment Amount \$100.00 Date Received 6/24/2002 11:13:51 AM Region State Status
 Payment Type Check Check Number 222351

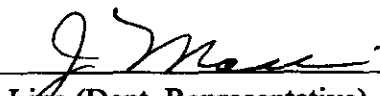
Payer PIONEER TITLE COMPANY OF ADA COUNTY

Comment WATER RIGHT 65-12719 \$50.00
WATER RIGHT 65-4002A \$50.00

Pioneer Title of
 Ada County
 821 W. State St.
 Boise, 83702

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	ADJUDICATION FILING FEE	0337	41503	1155	


 Signature Line (Dept. Representative)

- No fee necessary for 65-4002A
 - Only necessary to pay \$25- for 65-12719.
- Refund request generated for \$75-

* Fix account rec't code to
 "ownership changes" rather
 than "Filing fees."


 7-1-2002

REFUND REQUEST

RECEIVED

JUL - 3 2002

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: Western Region Date: July 1, 2002
 SUBJ: Receipt No. C062906 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR Pioneer Title of Ada County
 Address 821 W State St
Boise ID 83702

Claimant(s) if NOT Payor Usto Schulz / Castle Mtn. Creeks Owners Assn.

Refund Amount \$ 75- Claim Location (Region) Claimant

Extension Filed? Y/N NA Copy Attached? Y/N NA

Late Fees Paid? Y/N NA Late Fee Receipt # n/a

S.O. Verified Ext. by — on — D.B. Query by —

Refund Generated By ☒ Agent ☐ Claimant

Refund Category:

insufficient fees / claim incomplete / withdrawn / o-pmt

over paid.

Date of Last Correspondence (copy attached) —

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
65-4002A	Heating	\$50-	0	C062906
65-12719	Heating / Irrig.	\$50-	\$25-	C062906
		\$		
		\$		
Total		\$	\$	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N

No fee necessary for ownership change for right # 65-4002A.

Over paid fee for right # 65-12719. Only \$25- necessary.

Region AJ Spvsr. Approval — S.O. AJ Spvsr. Approval —
 Don Shaff Approval 7-03-02 Hold — To Fiscal —
 Logged 7-3-02
 Data Base Modified? Y/N NA A &/or R Records By — on —

MICROFILMED

SCANNED



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

March 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

USTO SCHULZ
DIANA SCHULZ
HC 76 BOX 4048
GARDEN VALLEY ID 83622

RE: WATER RIGHT NO. 65-12719

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 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 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 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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 the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of March, 1998, 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. 65-12719

USTO SCHULZ
DIANA SCHULZ
HC 76 BOX 4048
GARDEN VALLEY ID 83622


Kari Lynn Townsend
Secretary

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APR 16 1998



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

March 4, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

USTO SCHULZ
3845 SEA ISLAND CT
MERIDIAN ID 83642

RE: Water Right No. 65-12719

Dear Mr. Schulz:

Thank you for taking my call this afternoon. As we discussed, I have revised the application for amendment form for your water appropriation permit. The form now shows a diversion rate for heating of 0.08 cfs and an annual volume for heating of 33.3 acre feet based on a maximum of 210 days of use. So that the issuance of your water right license is not further delayed, please sign the amendment form and return it within fourteen days.

No additional fee is required beyond the \$50.00 you already paid on receipt C041610, which is enclosed.

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

Respectfully,

A handwritten signature in black ink that reads "Shelley Walter Keen".

Shelley Walter Keen
Water Rights Supervisor

Enclosures

RECEIVED

MAR 03 1998

Department of Water Resources

March 1, 1998

Shelley W. Keen
Water Rights Supervisor
Department of Water Resources
1301 N. Orchard
Boise ID 83720

RE: 65-12719

Dear Supervisor:

Thank you for your letter of 2/4/1998.

First, we are now getting mail at 3845 Sea Island Ct., Meridian, ID 83642.

Second, I assume my telephone message from Salt Lake City got to you.

Third, we ask that the heating requirement be revisited. Using the following calculations I believe the heat load needs a flow requirement of .08 cubic feet per second.

Fourth, the permit fee of \$50.00 is included with this letter.

Our heat flow calculations are as follows:

The greenhouse is 2,400 sq. ft. Outbuildings and tropical plat pond constitute another 400 sq. ft., a total of 2,800.

From page 7 of ERDA/INEL report (Contract #E (10-1)-1548 dated 1976) states that temperature drops across a hot air coil, "are usually 20F or less but can be as much as 50 where incoming water temperatures permit."

Our experience at this site shows about 18F with incoming temperature at 138.

The tropical plants require an ambient temperature of 80 degrees for best results.

Thus using design temperature difference for Garden Valley is $(80 - (-10)) = 90$.

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The Oregon Institute of Technology GeoHeat Center studies finds efficiency for greenhouse is 1.22.

Thus $1.22 \times 90 = 109.8 \text{ BTU/hr/sq. ft.}$

Therefore $109.8 \times 2800 \text{ sq. ft.} = 307,440 \text{ BTU/hr}$

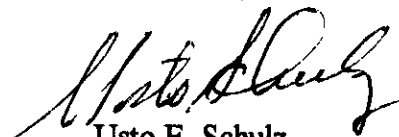
X cubic feet/sec x 3600 seconds x 8.3 gal/cu. ft. x 8lbs/gal x 18 temp. drop is equal to BTU/hr.

X = 307,440 divided by $3600 \times 8.3 \times 8 \times 18$ or

$307,440 \text{ divided by } 4,302,720 = .0714 \text{ cu. ft./sec.}$

If we add ten percent for loss of efficiency in pipes and heat transfer mechanisms because of deposits from the geothermal fluids and any error in the delivery temperature we believe the suggested flow rate is reasonable. In addition, the water is a non-consumptive use with the flow from the spring terminating on the property on which the greenhouses are located by confluence with the South Fork of the Warm Springs Creek.

Thank You,



Usto E. Schulz
3845 Sea Island Ct.
Meridian, ID 83642
895-0526

*I will try to call you from
SLC on 3/3/98. I will be in SLC
next several weeks at work
phone 801 519 2100*

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APR 16 1998



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 4, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

USTO SCHULZ
DIANA SCHULZ
HC 76 BOX 4048
GARDEN VALLEY ID 83622

RE: WATER RIGHT NO. 65-12719

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 you developed more points of diversion than were described on your permit. Therefore, before a license can be issued, your permit must be amended to include the additional point(s) of diversion.

The enclosed Application for Amendment form describes the additional point(s) of diversion and other information that will be included on the license when it is issued. In some cases, the reference to multiple points of diversion is contained in the list of conditions of approval and remarks on the last page of the amendment form. Please review the amendment carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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APR 16 1998

MEMORANDUM

TO: File 65-12719

FROM: Sharla

DATE: February 3, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 65-12719 are as follows:

H. RECOMMENDATIONS

Irrigation	4/15 - 10/15	0.03 cfs	3.5 afa
Heating	1/1 - 12/31	0.05 cfs	36.6 afa
	TOTALS	0.08 cfs	40.1 afa

The standard volume for irrigation use in this area is 3.5 af/acre. The total volume has been adjusted accordingly

Examiner: Sandy Hemenway
Exam Date: August 11, 1995

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LICENSE REVIEW CHECKLIST

PERMIT NO. 65-12719

DATE 12/13/96

REVIEWER: SHARLA

NAME Change OK

Address Change NO

SOURCE Change ✓

Is change/clarification of originally intended source? ✓

POINT OF DIV multiple ✓

If not, prepare Notice of Intent to Void Amendment required ✓

PLACE OF USE Change ✓

Amendment required NO

Does map agree with written description? ✓ yes no

OVERLAPS ✓ P/D no P/U

RATE OF DIV

Permitted Rate .33 cfs

Fee limit 1.0 cfs \$100⁰⁰

Measured .12 cfs

Theoretical ✓ cfs

Recommended Total Div Rate .08 cfs

ANNUAL VOLUME/
NATURE OF USES ✓

Use

Irr.
Heat.

Volume Calculation

1 x 3.5 = 3.5 af

36.6 af

af

af

SUBTOTAL 40.1 af

Flow rate .08 cfs X 183 days X 1.98 = 10.9 af

Total volume recommended af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS Req Watermaster Control WD# 65-1

no GW Measurement/Measuring Device

R31 Overlap

no Use-specific conditions

Advancement of Priority Date Required no yes no

SRBA Claim Filed N/A

Adjustment Memo volume/acre

1st Amend Letter ✓

2nd Amend Letter ✓

P45, P38

P42

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 12 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-12719

1. Owner: Usto & Diana Schulz Phone No. (208) 462-3696

Current Address: HC 76 Box 4048 Garden Valley Id 83622

2. Accompanied by: Usto Schulz EXAM DATE: 8/11/95

Address: HC 76 Box 4048 Garden Valley Id 83622 Phone No. (208) 462-3696

Relationship to Permit Holder: Self

3. Source: Spring tributary to Warm Springs Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: see attachment

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

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
					33	10N	4E	Boise	USGS Topo, & exam

2. Place(s) of Use:

Indicate Method of Determination USGS Topo, & exam

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	4E	33									A								1.0 acre
											G								

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2. Measurements:

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

D. FLOW MEASUREMENTS

* not tied in together - are run separately, but can all be run at the same time

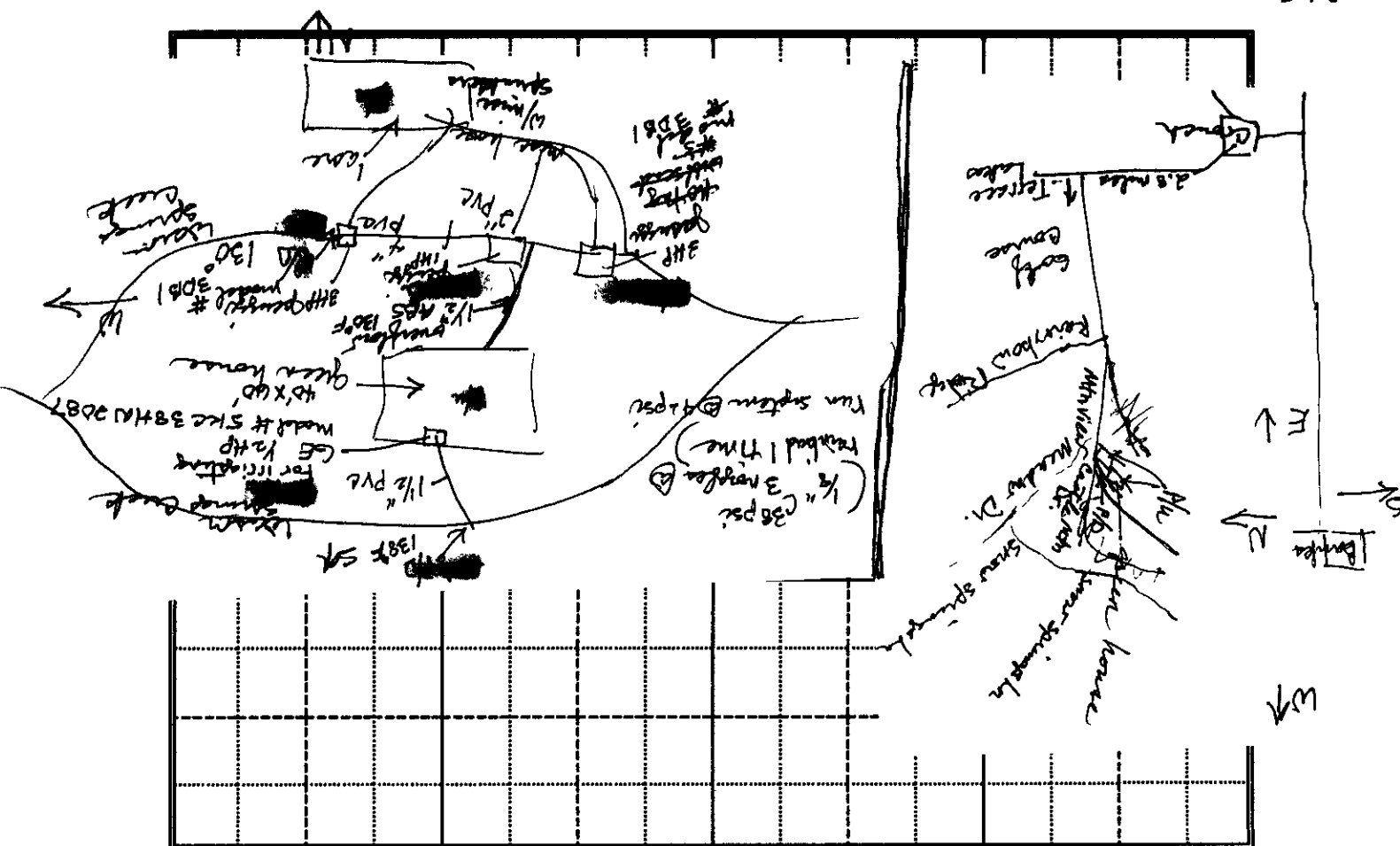
Well or Diversion Identification No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1		1/2	5K3BTH0087	GE	1 1/2"
#2		3	3DB1	Quincy	2"
#3		1	WTH1	Quincy	2"
#4		3	~~3DB1~~ 3DB1	Quincy	2"

4.

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

~~N/A~~ Aerial Photo Attached
(required for irrigation of 10 + acres)

✓ Photo of Diversion and System Attached



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

E. NARRATIVE/REMARKS/COMMENTS

- No govt. lots were found in this $\frac{1}{4}$ $\frac{1}{4}$.
- Overlaps w/ P/O were other source; overlaps w/ P/U were other land &/or other uses.
- Other WR 65-07593, 65-7562, 65-7540, 65-07770B
- Use is Irrigation 1 acre grass & trees, Heating for 40'x60' greenhouse. Other use, to water plants in greenhouse, & fire protection.
- The system consists of a ⁽³⁾ 3 HP Jacuzzi, & (1) 1 HP Jacuzzi pumps on the north side of the green house in the Warm Spring Creek (split) with 2" discharge to hoses & misc. nozzles to irrigate 1 acre of grass & trees. On the south side of the greenhouse in the Warm Spring Creek (split) the inflow temperature of the water is 138°F piped by 1 1/2" PVC w/ a 1/2 HP GE pump to a holding tank with hose attachments going to a radiator coil w/ blowers used for heating (+ a ceiling fan), & 3 hoses w/ 1/8" rainbirds running @ 38 psi to water plants in the ^{40'x60'} greenhouse (same water as used for heating, only different uses). ^{while heating the grass at the same time.} The outflow of the water for heating is direct flow out w/ no additives or changes done to the make-up of the water, through a 1 1/2" ABS pipe back into the north side of the Warm Spring Creek split discharging @ 130°F.

Have conditions of permit approval been met?

☒ yes

☐ no

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☒ Additional Computation Sheets Attached

Measured Method:

Heating: Residential Space Heating / Geothermal Sources (see attachment)

Irrigation: Pumpback Computation Spreadsheets (see attachment) = $.05 \text{ acf}$

1 acre $\times .03 \text{ cfs} = .03 \text{ cfs}$ P/D #3 = $.07 \text{ cfs}$

P/O #3 = .07 cfs
P/O #2 + #4 = .19 cfs

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \text{ acre} \times 3.0 = 3.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 184 \times 1.9835 = 10.94$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{3.0} \quad \underline{= 11.0}$$

Residential Space Heating / Geothermal Sources (see attachment)
= 37.0 Afa

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/15	10/15	.03	3.0
Hunting	1/1	12/31	.05	37.0
Totals:			.08	40.0

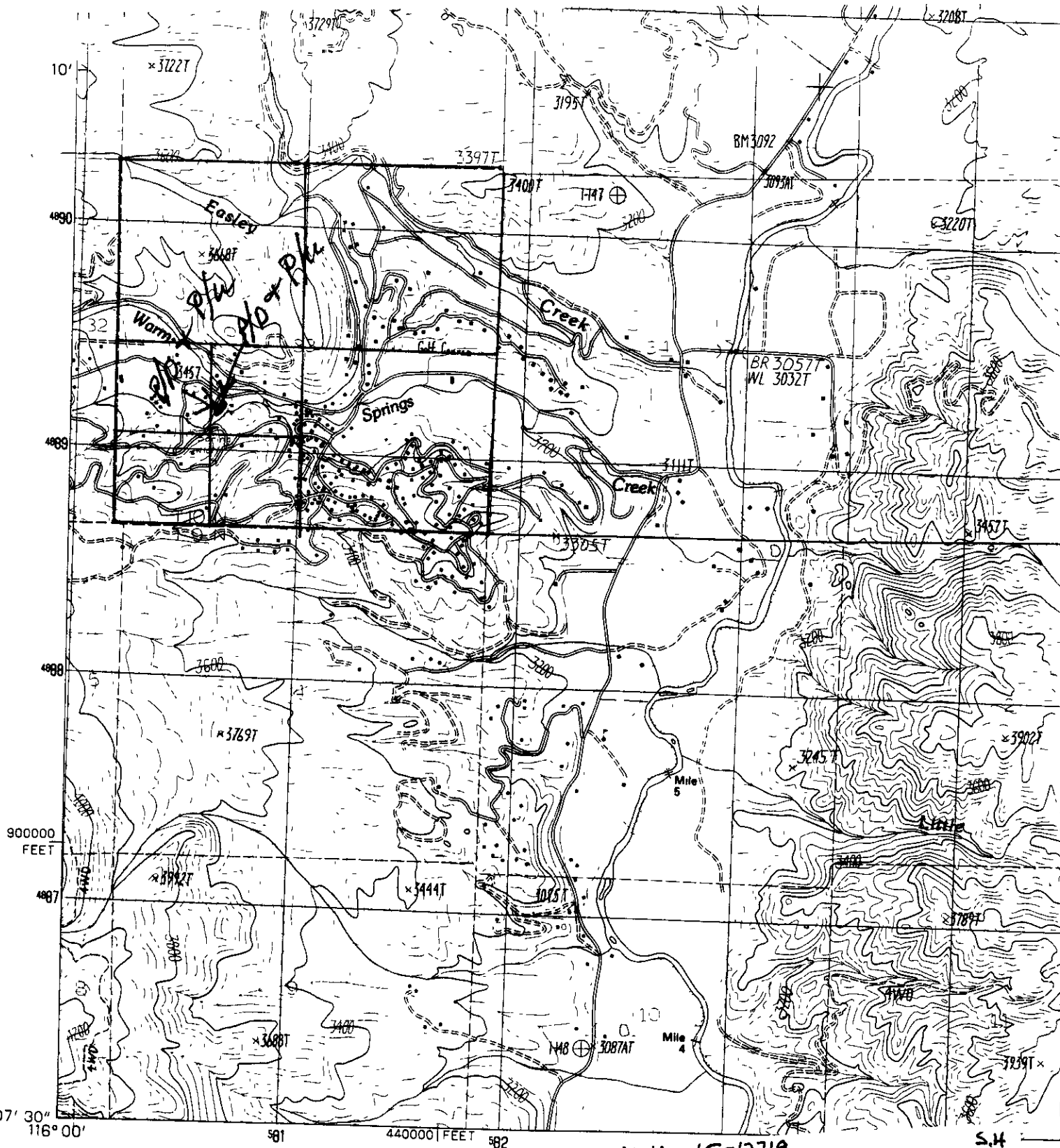
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Field Examiner's Name Paul Hernandez Date 6/2/96

Reviewer _____ Date _____
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SEAL

APR 16 1998



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1983-84
 FIELD CHECKED 1985 MAP EDITED 1988
 PROJECTION TRANSVERSE MERCATOR
 GRID 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 11
 10,000-FOOT STATE GRID TICKS IDAHO, WEST ZONE
 UTM GRID DECLINATION 0°44' EAST
 1988 MAGNETIC NORTH DECLINATION 17° EAST
 VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
 To place on the predicted North American Datum of 1983,
 move the projection lines as shown by dashed corner ticks
 (15 meters north and 76 meters east)
 There may be private inholdings within the boundaries of any
 Federal and State Reservations shown on this map
 Where omitted, land lines have not been established
 No distinction made between houses, barns, and other buildings

Permit No. 65-12719
 P/D: TION R4E S33 NE3W
 ID: V-11

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Informa-
 tion shown as of date of
 photography.

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THIS MAP COMPLIES
 FOR SALE BY THE

① Permit: heating 1/1 - 12/31 .33 cfs
 irrigation 4/15 - 10/15 .03 cfs
 .33 cfs

② B/lc fee: \$100.00 pd 2/17/91

③ Max. Allowable:
 $1 \text{ acre} \times .03 \text{ cfs} = \boxed{.03 \text{ cfs}}$

④ Measurement:

Heating / Geothermal Sources (see attachments)
 $= \boxed{\begin{array}{l} .05 \text{ cfs} \\ 37.0 \text{ Afa} \end{array}}$

Irrigation:

Pumpback Computation spreadsheet (see attachments)

P/D # 3 = .07 cfs

P/D # 2 + P/D # 4 = .19 cfs

P/O #3

Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Sandy Hemenway
06/02/96
Project: Flow Computation for 65-12719
Usto Schulz
Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^4.8655 * \text{Lengt})$$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 2.00 feet

Pressure Req'd: 38.00 psi

Required Head: 89.78 feet

Pump Horsepower: 1.00 horsepower

Pipe Roughness: 150.00 Note: pvc = 150, smooth and straight pipe
aluminum - joint length 20' = 125, j
30' = 130, joint length 40' = 132, j
50' = 134, new riveted steel = 100
old riveted steel = 100, old cast ir
old pipes in poor condition = 60 to

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Friction Head Loss from Pipe Frict
1.75	20.00	0.77	
1.00	0.00	0.00	
1.00	0.00	0.00	

0.77

Initial Estimate of Rate of Flow:

0.070 CFS

Computation of Rate of Flow:

0.07 CFS

Solution is shown in the Computation of Rate of Flow.
Solution is obtained by entering an initial estimate of rate of flow,
and by changing this factor until it approximates as closely as possible
the Computation of Rate of Flow.

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Pumpback Computation Spreadsheet (DRT 1/24/1995)

P/D # 2 + P/D # 4

Data Entered By: Sandy Hemenway
06/02/96
Project: Flow Computation for 65-12719
Usto Schulz
Given: See Data Table

Compute head losses with the Williams and Hazen Formula:
 $f = 0.2083 * (100 / \text{roughness})^{1.85} * ((\text{cfs} * 448.8)^{1.852} / \text{ID}^4.8655 * \text{Lengt})$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 2.00 feet

Pressure Req'd: 38.00 psi

Required Head: 89.78 feet

Pump Horsepower: 3.00 horsepower

Pipe Roughness: 150.00 Note: pvc = 150, smooth and straight pipe
aluminum - joint length 20' = 125, j
30' = 130, joint length 40' = 132, j
50' = 134, new riveted steel = 100
old riveted steel = 100, old cast ir
old pipes in poor condition = 60 to

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Friction Head Loss from Pipe Frict
1.75	20.00	5.30	
1.00	0.00	0.00	
1.00	0.00	0.00	

5.30

Initial Estimate of Rate of Flow:

0.199 CFS

Computation of Rate of Flow:

0.19 CFS

Solution is shown in the Computation of Rate of Flow.
Solution is obtained by entering an initial estimate of rate of flow,
and by changing this factor until it approximates as closely as possible
the Computation of Rate of Flow.

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APR 16 1998

RESIDENTIAL SPACE HEATING/COOLING REPPagpq
FOR COLD OR GEOTHERMAL SOURCES

Worksheet created by Cindy Hodges, 11/93.

Data entered by: Sandy Hemenway
Exam Date: 06/02/96
File No: 65-12719
Computations for: HEATING
Greenhouse

REQUIRED DATA:

Area of livable floor space, ft² (A) 2400
2 story? (N=1, Y=2) 1
House efficiency factor (e) * 1.11
Inside design temperature (Ti) 80
Average outside temperature (To) ** 6
Source temperature, degrees F (S) 138
Heating/cooling days per season (D) 365
Hours/day system operates (H) 24

* e values are as follows:

- 0.28 Best energy efficiency - extra insulation, caulked and weatherstripped, with storm windows and doors
- 0.44 Better energy efficiency - standard insulation, caulked and weatherstripped, with storm windows and/or doors
- 0.67 Average residence - standard insulation, no weatherproofing but with storm windows or double panes
- 1.11 Poor energy efficiency - minimal insulation, no weatherproofing or storm windows (older homes, shops or greenhouses)

** Suggested average outside temperatures:

WINTER		SUMMER	
4 deg F	Boise	80 deg F	Boise
6 deg F	Grand View	90 deg F	Grand View
-8 deg F	Cascade	70 deg F	Cascade

CALCULATED DATA:

DESIGN HEAT LOAD (BTU/hr required)

Formula: $E = [e \times (T_i - T_o)] A$
Applies factor of 0.8 for two-story dwelling

E = 197,136 BTU/hour

TEMPERATURE DROP ACROSS SYSTEM

Formula: $T_s = 0.3 \times [S - T_i]$

Ts = 17.4 degrees F

FLOW RATE REQUIRED (at given source temperature)

Formula: $Q = E / (500 \times T_s) \times 448.8$

Q = 0.05 cfs

DIVERTED VOLUME OVER SEASON

Formula: $V_{div} = Q \times D \times H / 24 \times 1.9835$

Vdiv = 36.6 AFA

= 37.0 AFA

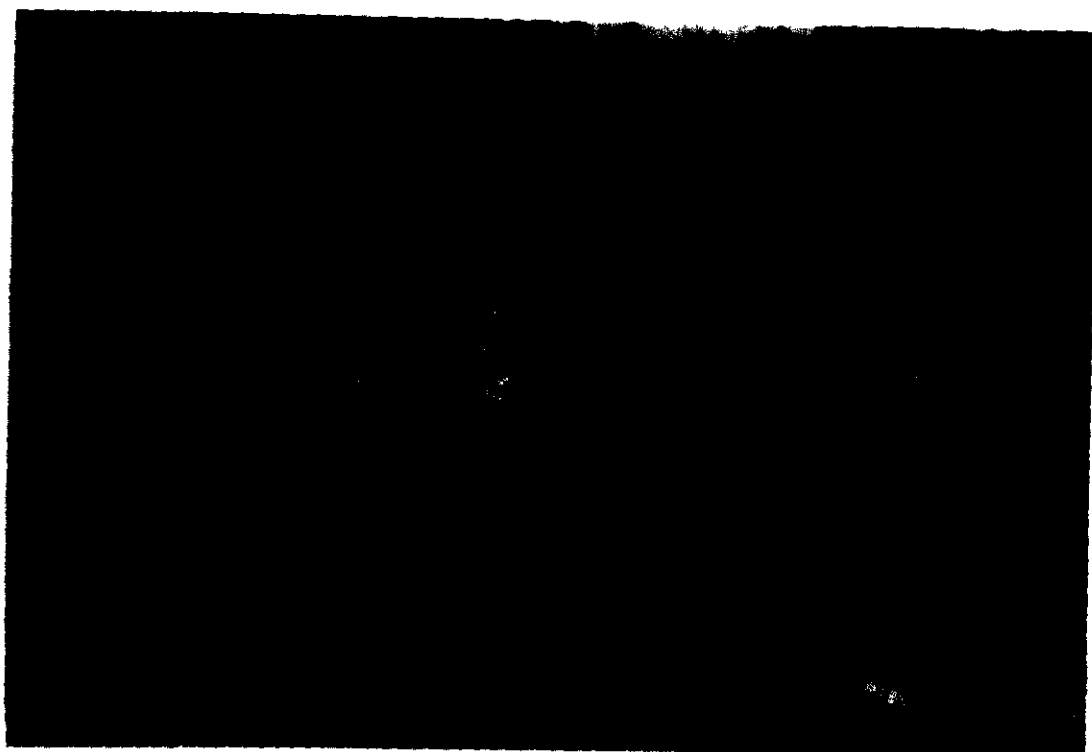
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65-12719
8/11/95 S.H.

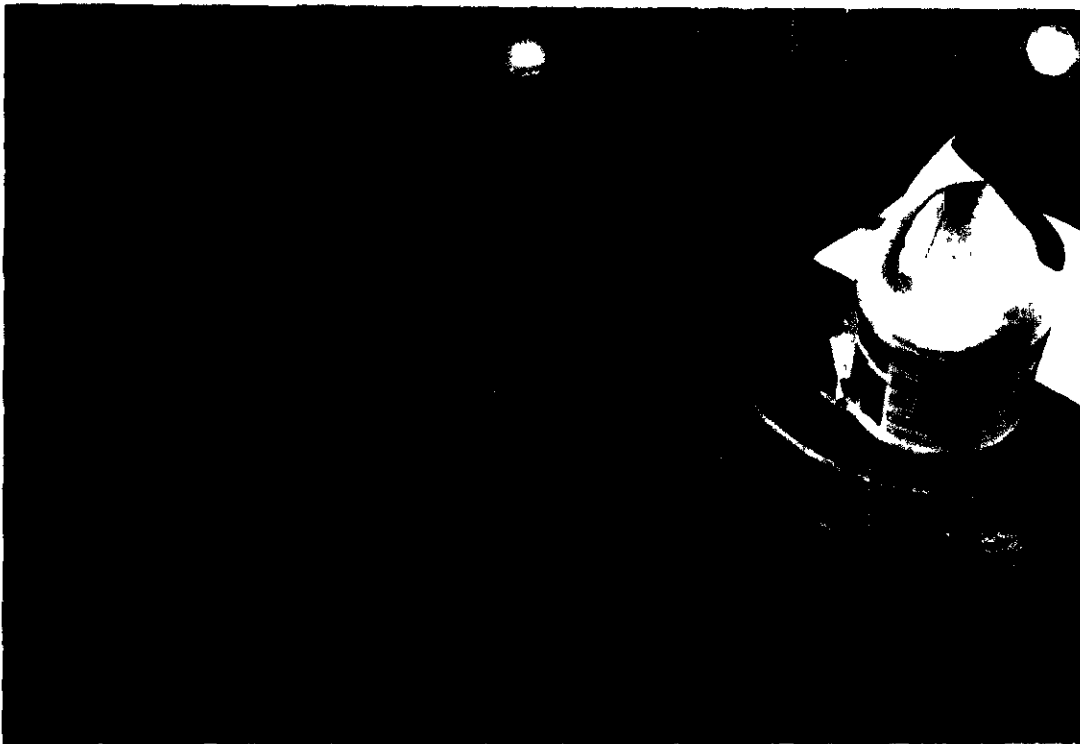
P/D #1
piped into greenhouse
1 1/2" PVC to
GE 1/2 HP pump
& holding tank, then
hosed to radiator for
heating, or hoses w/(3)
1/8" rainbirds for watering
greenhouse run @ 38 psi



P/u:
Irrigation
1 acre of
grass & trees
from P/D 2-4
to misc. hoses
& misc. sprinklers

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APR 16 1998



65-12719
8/11/95 S.H.

P/D: #1 + P/U

GE 1/2 HP
model SKC 38HN2087

to hoses +

(3) 1/8" rainbird
nozzles @ ~~38~~ psi

@ 1 time to
irrigate green-
house, then
1 hose goes into
radiator coils
for heating
greenhouse
(inflow 138°F
outflow 135°F)



P/u:
green house
40' X 60'

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65-13719
8/11/95 S.H.

P/D #2

3HP Jacuzzi
Model # 3DB1
4" PVC to ~~hose~~
2" RBS + hose
attachment to
misc. nozzles.

P/D #3

Jacuzzi
1HP no tag
2" PVC to hose
attachments w/
misc. nozzles.

P/D #4

Submersible
3HP Jacuzzi
Model # 3DB1
2" PVC to hose
attachments
w/misc. nozzles.

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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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 21, 1995

USTO SCHULZ
DIANA SCHULZ
HC 76 BOX 4048
GARDEN VALLEY ID 83622

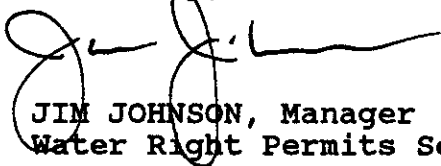
Permit No. 65-12719

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

MICROFILMED

AUG 25 1995

July 25, 1991

GARY L BUNN
D ANN BUNN
HC76, BOX 2281
GARDEN VALLEY, ID 83622

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 65-12719

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

AUG 06 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 65-12719

Date 7-23-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☒ Surface water source
☐ Ground water source
☒ NA Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Amt paid for drilling permit? _____ Correct?
☐ Well log in file?

LICENSE EXAMINATION FEE

- ☒ Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

- ☒ NO Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

PRIORITY CALCULATION

Date proof received NA
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

LB

138674
May 31, 1991

GARY L BUNN
D ANN BUNN
HC76, BOX 2281
GARDEN VALLEY, ID 83622

PROOF DUE NOTICE

RE: PERMIT NO. 65-12719

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, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 01

August 16, 1989

Gary L. and D. Ann Bunn
H.C. 76 Box 2281
Garden Valley, ID 83622

Dear Mr. and Mrs. Bunn:

Re: Permit No. 65-12719

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to August 1, 1991.

Note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 30 1989

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 105-12719Reviewed by lyDate 8-9-1989

BASIC INFORMATION

y Date stamp received
y Extension received timely
 (not prior to 6 month before proof due date or after reinstatement period)
y Fee received and receipted
y Name and signature same as permit
y Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

y Has adequate work been completed to demonstrate due diligence?
y Has the cost incurred been adequate to demonstrate an intent to complete the project?

N/A Has the permit been involved in litigation?

a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____

b. Is supporting documentation needed to complete the file? _____
 Requested _____

c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

N/A Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN - *Recommend approval based on due diligence for two years*

Special conditions or remarks:

N/A Reinstatement Date extension received _____ = _____
 Proof due date _____ = -
 No. of days late _____ = _____
 Priority date _____ = +
 ADJUSTED PRIORITY DATE _____ = _____

____ Prepare coding sheet
 ____ Change rolodex card

138294
May 31, 1989

GARY L BUNN
D ANN BUNN
HC76, BOX 2281
GARDEN VALLEY, ID 83622

PROOF DUE NOTICE

RE: PERMIT NO. 65-12719

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, 1989. (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.

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SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 30 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 65-12719

Name(s) of Permit Holder(s): Gary L. Hor D. Ann Bunn

Post Office Address: HC 76, Box 2281 Garden Valley
Id 83622

Tel. 462-3808

☒ I hereby certify that construction of diversion work on the above referenced permit began on 1/1985. I understand that I must continue to develop the water system with due diligence to maintain a valid permit

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason

7/29/85
Date

Gary L. Bunn
Signature of Permit Holder

PLACE
STAMP
HERE

RECEIVED

JUL 29 1985

MICROFILMED

AUG 30 1989



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

August 23, 1984

RE: Permit Nos. 65-12719

Gary &/or D. Ann Bunn
HC 76, Box 2281
Garden Valley, ID 83622

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 a form entitled "Instructions for 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

DRT:sc
Enclosures

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 6LS APPLICATION NUMBER: 45-12719

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.
- ☒ Fee.

Field check by: _____
Date: _____
Comments: _____

- ☐ Yes ☒ No Field check required.
- ☐ Yes ☒ No Critical groundwater area.
- ☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
- ☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
- ☐ Yes ☒ No Other rights on same place of use. None for their property
- ☒ Yes ☐ No* In form for advertising.
- ☐ Yes ☐ No Final date for protests: 8/16/84
- ☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/6/84
- ☒ Application published correctly. If not, record action taken: _____
- ☒ Fee amount, receipt date & number, recorded on application. 45/34503
- ☒ Publication dates and paper, recorded on application. Idaho World 7/19 & 7/26/84
- ☒ 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? 65L
- ☒ Date of priority recommended. 6/28/84
- ☒ Special conditions of approval or cover letter. I.P. letter

26

By: DBS Date: 8/8/84

STATE OFFICE REVIEW:

L17 26 05(65-L, 45-12719) RECEIVED Crack

- ☐ See attached sheet for more information.
- By: AW Date: 8-16-84 AUG 15 1984

MICKURILALL

POINT OF DIVERSION AND STREAM INDEX INFORMATION

UNRECORDED

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JULY 12, 1984

The Idaho World
Box 220
Idaho City, ID 83631

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. 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 billings to this office before AUGUST 6, 1984.

Yours truly,

JUDY FENSE
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before AUGUST 6, 1984.

KEN DUNN, Dir.

Published 7/19 & 7/26/84.

MICROFILMED

65-12719

BUNN, GARY L &/or D ANN

HC76, BOX 2281, GARDEN VALLEY, ID 83622

Source: SPRING trib. to WARM SPRINGS CREEK

Date Filed: 06/28/1984

Diversion Pt: NESW Sec 33 T 10N R 04E

Use: HEATING	(0.33 CFS)
IRRIGATION	(0.03 CFS)

In: NESW Sec 33 T 10N R 04E FOR 1 ACRES

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