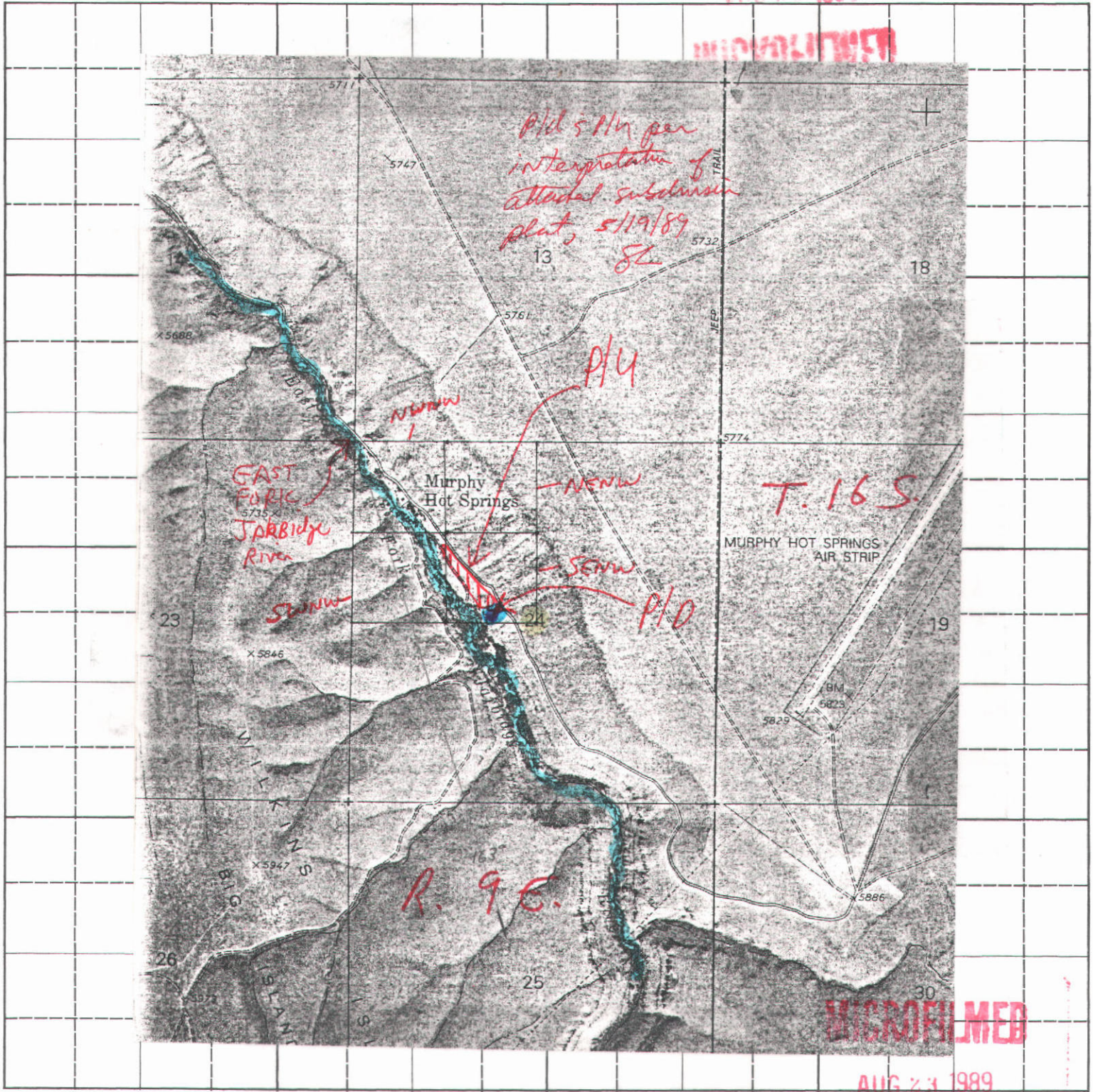


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Robert C King, Partner
(Applicant)

82
5/19/89 :

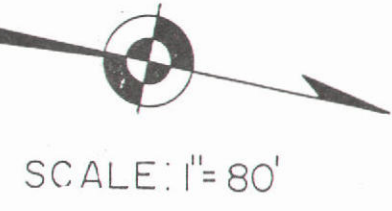
SPM
Rectang
wherever possible

51-02220
Bik Investors

MURPHYS HOT SPRINGS SUBDIVISION 2 OWYHEE COUNTY, IDAHO

LOT	APPROX. DIMENSIONS	SQ. FT.
3	214'x56'	11984
18	123'x42'	5166
21	122'x42'	5124
22	*	7326
23	*	4283
24	53'x50'	2650
16	100'x37'	3700
19	76'x23'	1748
28	53'x30'	1590

* L. 22 Rectangle 78'x74' } $(78 \times 74) + [\frac{1}{2}(42 \times 74)]$
Rt. Triangle base 42', ht. 74'
* L. 23 Rectangle 60'x57' } $(60 \times 57) + [\frac{1}{2}(23 \times 57)]$
Rt. Triangle base 23', ht. 57'



TOTAL 43,571 = 1 acre



CURVE DATA

CURVE	Δ	T	R	Lc	CURVE	Δ	T	R	Lc
R-16	22°38'00"	55.00'	274.84'	108.56'	R-37	17°00'00"	69.63'	465.77'	138.19'
R-17	"	61.40'	306.84'	121.20'	R-38	"	74.41'	497.77'	147.68'
R-18	29°52'00"	84.40'	316.47'	164.95'	R-39	45°00'00"	7.37'	17.79'	13.97'
R-19	22°45'27"	88.39'	439.23'	174.45'	R-40	36°13'27"	45.88'	140.30'	88.70'
R-20	"	71.61'	355.85'	141.33'	R-41	"	34.11'	104.30'	65.94'
R-21	15°22'00"	41.58'	439.23'	174.45'	R-42	19°13'00"	47.95'	283.26'	95.00'
R-22	22°38'00"	72.68'	363.77'	143.69'	R-43	"	54.05'	319.26'	107.07'
R-23	20°54'00"	50.95'	276.25'	100.76'	R-44	44°13'00"	190.69'	469.41'	362.23'
R-24	"	45.06'	244.25'	89.09'	R-45	"	205.31'	505.41'	390.01'
R-25	22°59'00"	48.75'	239.78'	96.18'	R-46	6°09'00"	88.54'	149.87'	159.94'
R-26	"	55.25'	271.78'	109.01'	R-47	"	107.45'	181.87'	194.09'
R-27	54°51'00"	14.70'	28.33'	27.12'	R-48	89°10'00"	71.74'	72.79'	113.27'
R-28	"	31.30'	60.33'	57.75'	R-49	"	40.26'	40.85'	63.57'
R-29	15°08'00"	30.00'	8.00'	20.96'	R-50	40°59'19"	21.68'	58.00'	41.49'
R-30	90°00'00"	25.00'	25.00'	39.27'	R-51	270°00'00"	"	30.00'	141.36'
R-31	34°49'00"	46.02'	146.76'	89.17'	R-52	167°13'51"	"	30.00'	87.56'
R-32	"	35.98'	114.76'	69.73'	R-53	65°43'27"	68.34'	105.78'	121.24'
R-33	18°40'00"	42.63'	259.38'	84.50'	R-54	"	47.66'	73.78'	84.63'
R-34	"	37.37'	227.38'	74.07'	R-55	90°00'00"	15.00'	15.00'	23.56'
R-35	21°57'00"	59.90'	283.08'	108.44'	R-56	"	32.00'	32.00'	50.26'
R-36	"	61.10'	315.08'	120.70'					

MICROFILMED
AUG 23 1989

Prepared by:
JAMES A. PATTERSON
Consulting Engineer
Sun Valley, Idaho

Dept. of Water

The Owyhee Avalanche

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

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

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

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

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

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement

thereto, in said newspaper, in (2) two (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

June 7 & 14, 1989

(Signed).....

Joe E Aman

Subscribed and sworn to before me this 14th day of June

A.D. 1989

Alison Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale Idaho.

My commission expires 10/91

NOTICE OF APPLICATION FOR WATER RIGHT

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

51-07320

B & K INVESTORS
P.O. BOX 1961
PALMER, AK 99645
Source: GROUNDWATER
Diversion Pt: SENW Sec 24 T
16S R 09E
Use: IRRIGATION (.034 CFS)
DOMESTIC (.140 CFS)
Date Filed: March 20, 1989
In: T16S R09E S24 SWNW
SENW
1.0 ACRES TOTAL

57-07500

POST, JOHNNY L.
POST, TONI A.
HC 79 BOX 106-G
MELBA, ID 83641
Source: GROUNDWATER
Diversion Pt: NESW Sec 7 T
01N R 03W
Use: FISH PROPAGATION
(3.000 CFS)
FISH PROP. STORAGE (1.38
AF)
Date Filed: May 23, 1989
In: T01N R03W S07 NENE
SWNE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 on or before JUNE 26, 1989.

R. KEITH HIGGINSON,
Director

Published June 7 & 14, 1989

MICROFILMED

AUG 23 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 05 1990
Department of Water Resources

A. GENERAL INFORMATION

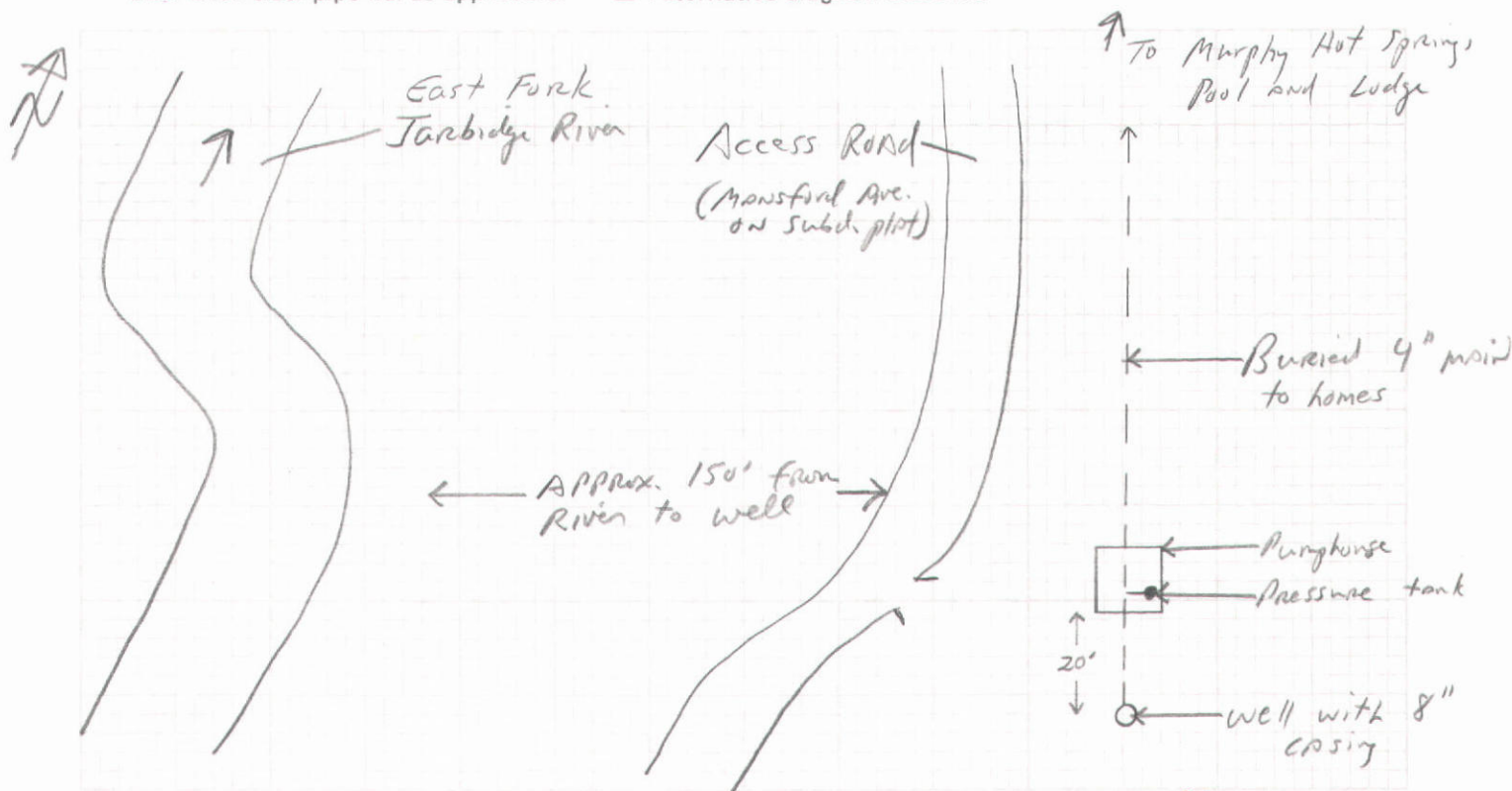
1. Owner: B & K Investors Permit No. 51-07320
Current Address: P.O. Box 2551 Palmer, AK. 99645 Phone No. 907-745-2255
2. Accompanied by: Fred Smalley EXAM. DATE: 10/25/89
Address: Murphy Hot Springs, Rogerson, Id. 83302 Phone No. 857-2233
Relationship to Permit Holder: Water manager for system
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 51-07196, 04055, 07274 ☐ Copies Attached
2. Other water rights with same point of diversion: 51-07196, 04055, 07274 ☐ Copies Attached ☐ Copies of Field Exam's Attached
copies not needed - see Remarks

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



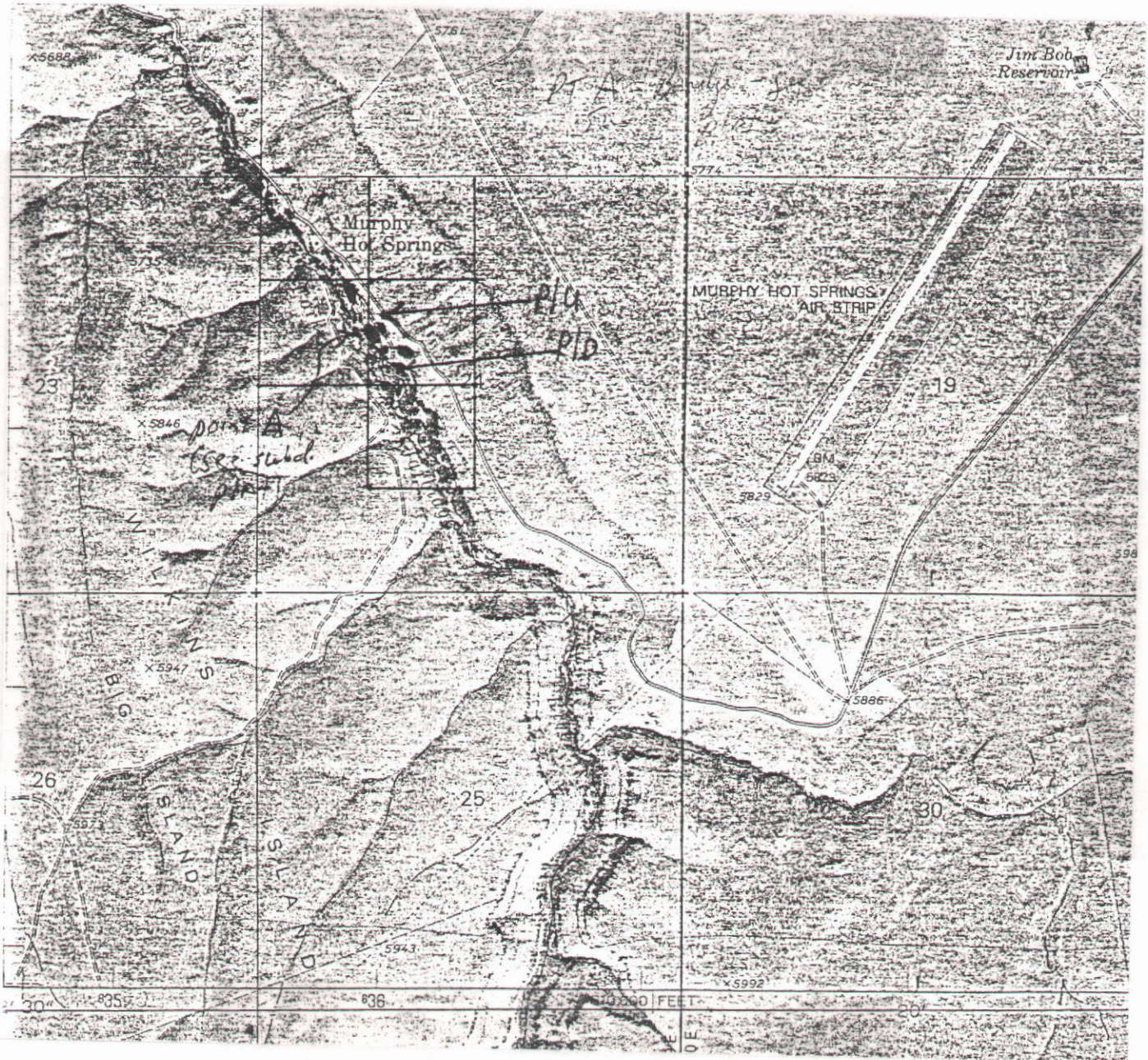
Scale: 1" = NBT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached N/A (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

MICROFILMED
JUN 11 1992

SCHEMATIC

Provide a schematic diagram showing the location of the well in the quarter-quarter with respect to houses, roads, other wells or readily identifiable features.



Inspected by Steve Lester Date 10/25/89

MICROFILMED

JUN 11 1992



PHOTO ONE →
P/O - well approx
1/4 mile SE
of Murphy
Hot Springs



MICROFILMED
JUN 11 1992

PHOTO TWO →
in pump house 20'
from well.



PHOTO THREE- P/u, looking west across East Fk. Tarbidge River at homes at Murphy Hot Springs. These are homes on west side of river not covered by this permit but representative of layout



PHOTO FOUR- P/u, closer view of a domestic site with yard.

~~to~~ of homes that are covered by permit. Used this photo because could not get a good overview picture of homes covered by 51-07320.

MICROFILMED
JUN 11 1992

5/19/89

APR 1989
As shown possible

LOT	ADDITIONAL DIMENSIONS	SQ. FT.
3	214' x 56'	11,984
18	123' x 42'	5,166
21	122' x 42'	5,124
22	*	7,326
23	*	4,283
24	53' x 50'	2,650
16	100' x 33'	3,300
19	76' x 23'	1,748
28	53' x 30'	1,590
TOTAL		43,571

= 1 acre

MURPHYS HOT SPRINGS SUBDIVISION 2 OWYHEE COUNTY, IDAHO

* L. 22 Rectangular 78' x 74' } (78' x 74') + (74' x 74')
 At Tangle 66' x 53' } (66' x 53') + (53' x 53')
 + L. 23 Rectangular 66' x 53' } (66' x 53') + (53' x 53')
 At Tangle 66' x 23' } (66' x 23') + (23' x 23')

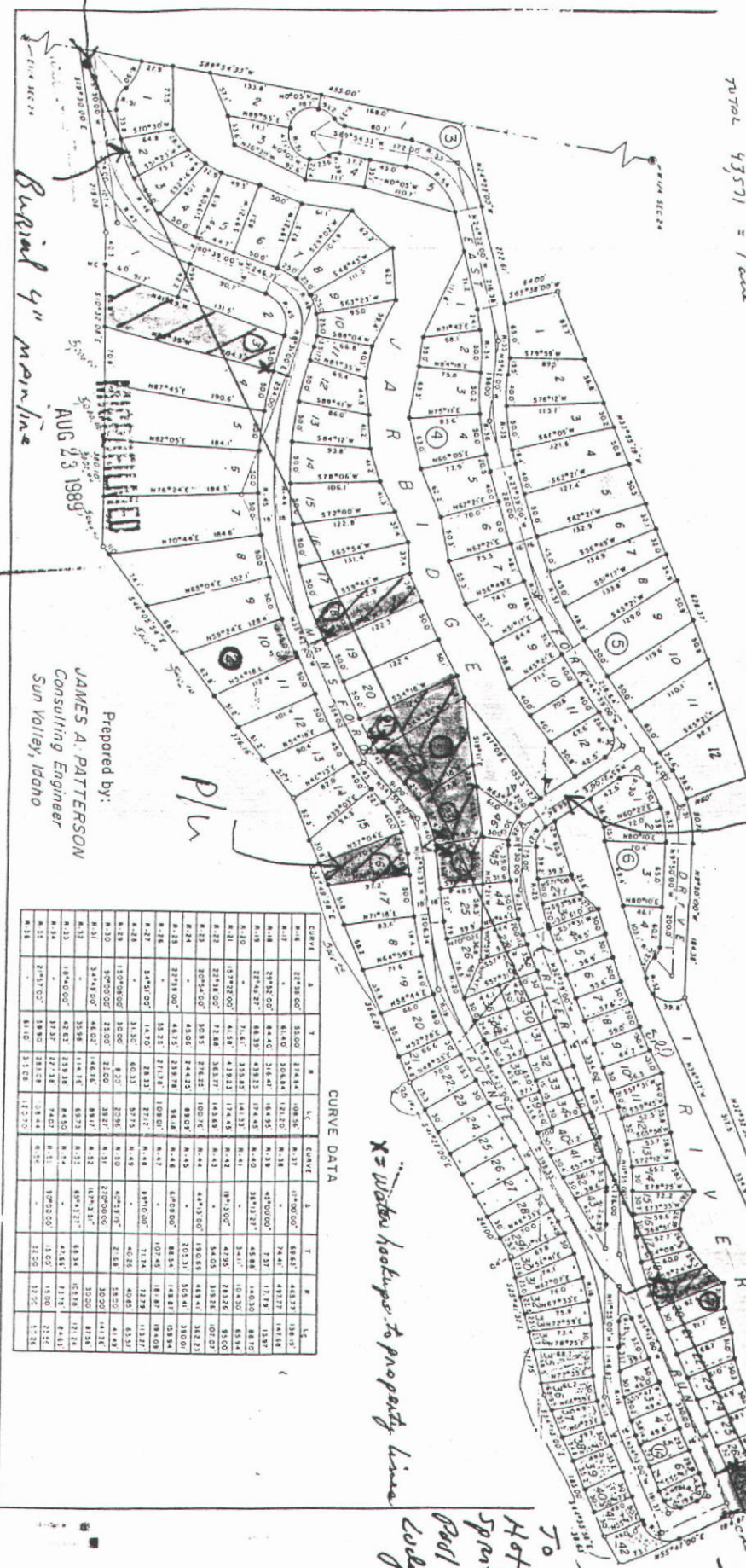
Bridge =
Part A
(See orthophoto)

SCALE: 1" = 80'



Block #
Lot #

MICROFILMED
JUN 11 1992



Prepared by:
JAMES A. PATTERSON
Consulting Engineer
Sun Valley, Idaho

CURVE DATA

CURVE	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28
CHORD	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'	277.860'	315.00'
ANGLE	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"
CHORD	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'	315.00'
ANGLE	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"	177°00'00"

X=Water hookups to property lines

Hot Springs
and
Culley

51-07320

51-07320
Bik Investors

5/19/89

APR
Rectang.
where possible

MURPHYS HOT SPRINGS SUBDIVISION 2 OWYHEE COUNTY, IDAHO

LOT	APPROX. DIMENSIONS	SQ. FT.
3	214' x 56'	11984
18	123' x 42'	5166
21	122' x 42'	5124
22	*	7326
23	*	4283
24	53' x 50'	2650
16	100' x 37'	3700
19	76' x 23'	1748
28	57' x 30'	1590

TOTAL 43571 = 1 acre

* L. 22 Rectangle 78' x 74' } (78 x 74) + [1/2 (42 x 74)]
Rt. Triangle base 42', ht. 74'
+ L. 23 Rectangle 60' x 57' } (60 x 57) + [1/2 (23 x 75)]
Rt. Triangle base 23', ht. 75'

Bridge =
Point A
(See orthophoto)

SCALE: 1" = 80'

Block #
Lot #

JUN 1 1992

To Hot Springs
Pool & Lodge

X = water hookups to property lines

P/W

well

Burial 4" mainline

Prepared by:
JAMES A. PATTERSON
Consulting Engineer
Sun Valley, Idaho

CURVE DATA

CURVE	Δ	T	R	LC	CURVE	Δ	T	R	LC
R-16	22°38'00"	55.00	274.84	108.36	R-37	17°00'00"	69.63	463.77	138.19
R-17	"	61.40	306.84	121.20	R-38	"	74.41	497.77	147.68
R-18	29°52'00"	84.40	216.47	164.95	R-39	45°00'00"	73.77	17.79	13.97
R-19	22°40'27"	88.39	439.23	174.45	R-40	36°13'23"	45.88	140.30	88.70
R-20	"	71.61	355.85	141.33	R-41	"	34.11	104.30	65.94
R-21	15°42'00"	41.58	439.23	174.45	R-42	19°13'00"	47.95	283.25	95.00
R-22	23°38'00"	72.88	363.77	143.69	R-43	"	54.05	319.26	107.01
R-23	20°54'00"	50.85	274.25	100.76	R-44	44°13'00"	190.69	469.41	362.23
R-24	"	45.06	244.25	89.09	R-45	"	205.31	505.41	390.07
R-25	22°59'00"	48.75	239.78	96.18	R-46	6°08'00"	88.54	149.67	155.94
R-26	"	55.25	271.78	109.01	R-47	"	107.45	181.87	194.09
R-27	54°51'00"	14.70	28.33	27.12	R-48	89°10'00"	71.74	72.79	113.27
R-28	"	31.30	60.33	57.75	R-49	"	40.26	40.85	63.51
R-29	150°08'00"	30.00	8.00	20.96	R-50	40°59'19"	21.66	18.00	41.49
R-30	90°00'00"	25.00	25.00	39.27	R-51	270°00'00"	30.00	30.00	41.36
R-31	34°49'00"	46.02	146.76	89.17	R-52	16°43'51"	30.00	30.00	87.56
R-32	"	35.98	114.75	69.73	R-53	65°43'27"	68.34	105.78	121.24
R-33	18°40'00"	42.63	259.38	84.50	R-54	"	47.66	73.78	84.63
R-34	"	37.37	227.18	74.07	R-55	90°00'00"	15.00	15.00	23.57
R-35	21°57'00"	59.90	283.08	108.44	R-56	"	31.00	31.00	50.26
R-36	"	61.10	315.08	120.70					

RECORDED
AUG 23 1989

105
9E
5.24

51-67320

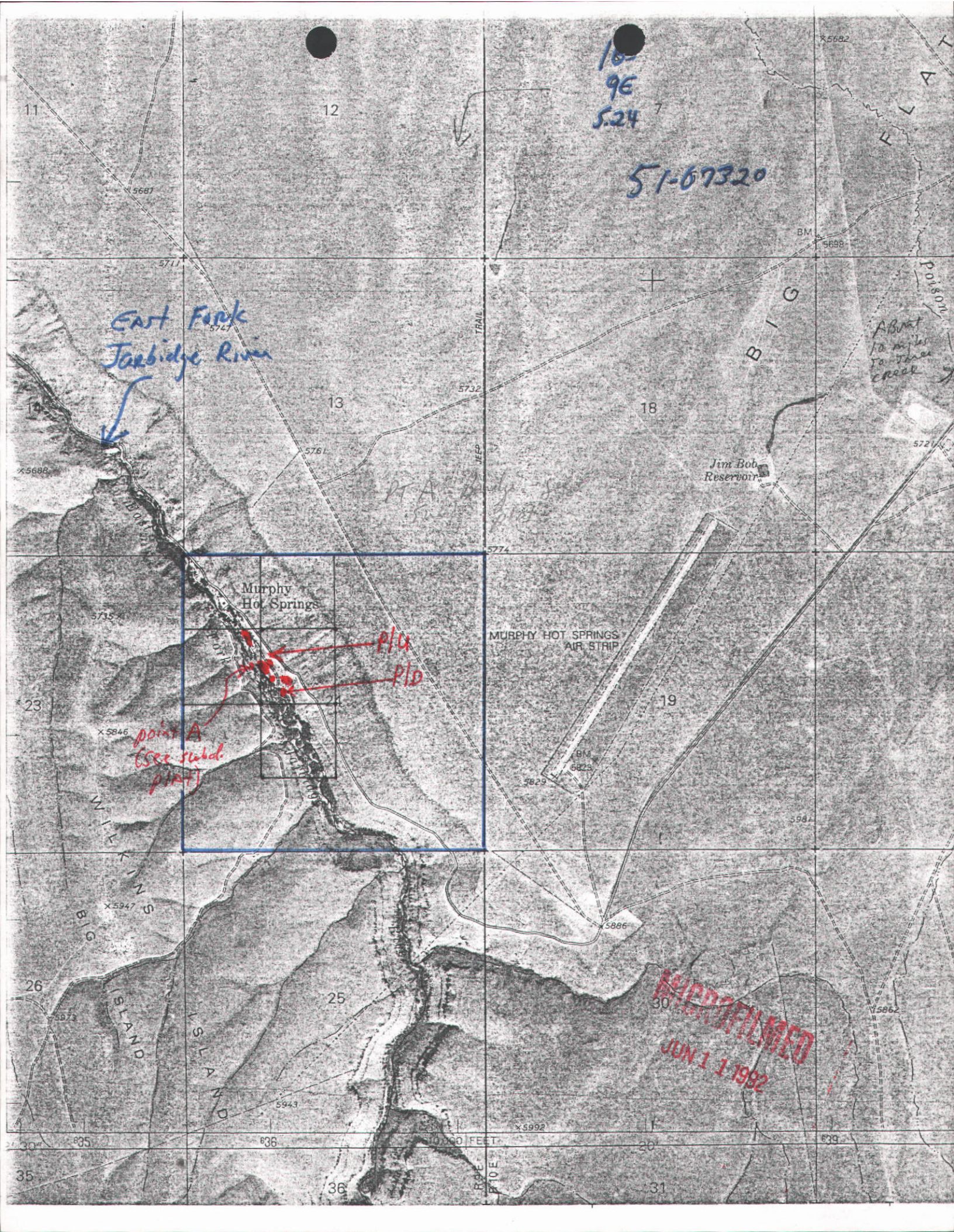
East Fork
Tarabidge River

point A
(see subd.
plat)

PT A - Big Bend
5.24

ABout
10 miles
to Texas
creek

MICROFILMED
JUN 11 1982



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 51-07320

Priority: March 20, 1989

Maximum Diversion Rate:

0.16 CFS

Maximum Diversion Volume:

8.2 AF

This is to certify, that B & K INVESTORS

PO BOX 2551

PALMER AK 99645

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 20, 1989; and has submitted Proof of Beneficial Use on September 29, 1989. An examination indicates that the works have a diversion capacity of .320 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.02 CFS	2.8 AF
DOMESTIC	01/01 to 12/31	0.14 CFS	5.4 AF
	Totals	0.16 CFS	8.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 24, Township 16S, Range 09E
OWYHEE 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>
16S	09E	24	SWNW 0.2	SENW 0.6		0.8

Total number of acres irrigated: 0.8

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Irrigation use under this right is authorized only in connection with a domestic use.

MICROFILMED

JUN 11 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 51-07320

CONDITIONS/REMARKS:

6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
8. Domestic use is for 9 homes.
9. Place of use is also known as Lots 18, and 21 thru 24, Block 1; Lots 3 and 16, Block 2; and Lots 19 and 28, Block 7 of Murphy Hot Springs Subdivision No. 2.

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 28th day of MAY, 1992.

Acting for  R. Keith Higginson, Director

MICROFILMED

JUN 11 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 51-07320

Proposed Priority: March 20, 1989

Maximum Diversion Rate:

0.17 CFS

This is to certify, that **B & K INVESTORS**
P.O. BOX 1961
PALMER, AK 99645

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.03 CFS
DOMESTIC	01/01 to 12/31	0.14 CFS
	Totals	0.17 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENW Sec. 24, Township 16S, Range 09E
OWYHEE 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>
16S	09E	24	SWNW 0.2	SENW 0.8		1
Total number of acres irrigated:						1

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1990**.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Irrigation use under this permit is authorized only in connection with a domestic use.
5. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
6. Domestic use is for 9 homes within Lots 18, 21, 22 - 24, Blk. 1; Lots 3 & 16, Blk. 2; and Lots 19 & 28, Blk. 7; Murphys Hot Springs Subd. #2.

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

14th day of August, 1989.

MICROFILMED

AUG 23 1989

for

[Signature]
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant B AND K Investors Phone 907-745-2255
Post office address P.O. Box 1961 Palmer, AK. 99645
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 24 Township 16 S Range 9E B.M. Owyhee County; additional
points of diversion if any: _____
4. Water will be used for the following purposes.
Amount .14 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .03 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .17 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. pump and pipeline
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is 12 inches; proposed depth of well is 250 feet.
- d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year)

MICROFILMED

APR 23 1986

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households 9
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16S	09E	24							.2	.8									1.0
									0	0									

Total number of acres to be irrigated 1.0

10. Describe any other water rights used for the same purposes as described above. NONE

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

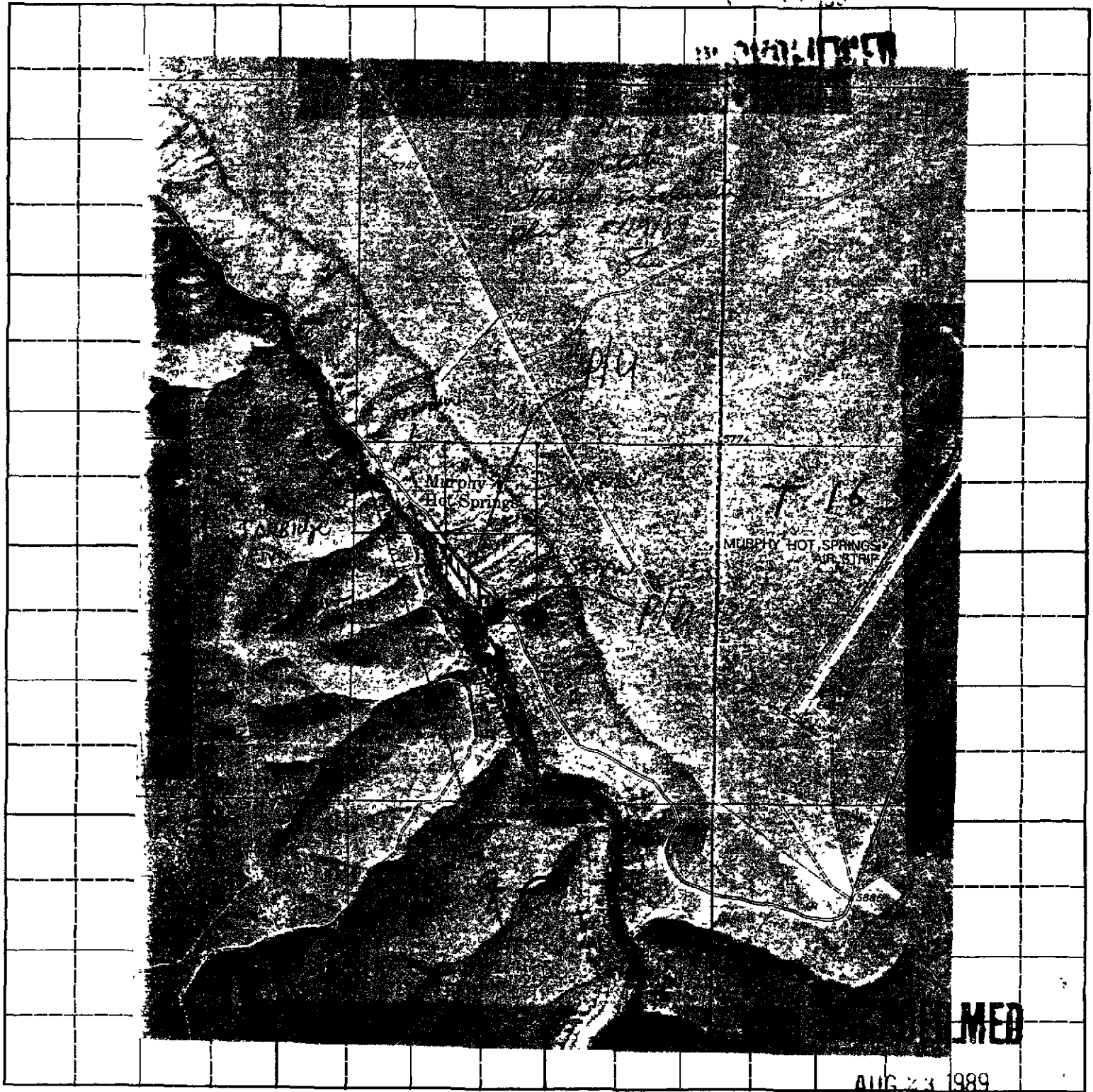
12. Remarks: Point of diversion within Murphys Hot Springs Subdivision 2
Place of use also known as:

Lots 18, 21, 22, 23, 24, Block 1;
Lots 3, 16, Block 2; and
Lots 19 & 28, Block 7,
Murphys Hot Springs Subdivision

MICROFILMED

AUG 23 1989

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



Scale 2 inches equal 1 mile

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

Robert C King, Waterman
(Applicant)

* SEE MEMO CONCERNING
FEE AND RECEIPT. - SL No. 1 sec.
4/19/89

Received by SL Date 3-20-89 Time 12:00 Preliminary check by SL
Fee \$ 30.00 Receipted by * mg 7/26/82 # * 24515 Date * 3-20-89
Publication prepared by GG Date 5/31/89 Published in Owyhee Avalanche
6/7/ & 6/14/89
Publication approved SL Date 7-20-89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other.

MICROFILMED

AUG 23 1989

B&K INVESTORS

P. O. Box 1961
Palmer, AK 99645

Robert C. King
(907)745-2255

Darwin R. Betts
(907)745-2772

May 12, 1989

Mr. Steve Lester
Sr. Water Resource Agent
State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

RECEIVED
MAY 13 1989

Department of Water Resources
Western Regional Office

RE: Application for Permit

Dear Mr. Lester:

In response to your letter of April 19, 1989, your questions are answered as follows:

1. I have indicated the location of the well on the map you provided. My marking is a dark blue circle.

2. I have enclosed a map of subdivision 2 at Murphy Hot Springs.

Water hookups are established to the lots indicated by the aqua blue pen color. There are only 2 dwellings being served at the present time. They are located on Lot 22, Blk 1, which is used 2 months a year; and Lot 28, Blk 7, which is presently not used. The other lots with hookups to their property line do not have dwellings on them nor have they been connected for use.

3. Presently only Lot 22 uses water for irrigation of trees during June and July each year. However, if other people put dwellings on their land, I'm sure there will be more irrigation use for lawns and possibly small gardens. Please use your judgment for external use based on the subdivision map indicating lot sizes.

4. Map enclosed.

5. B&K Investors, A Partnership --

Robert C. and Janet A. King
P. O. Box 2551
Palmer, Alaska 99645

Darwin R. and Constance Betts
P. O. Box 1458
Palmer, Alaska 99645

MICROFILMED

AUG 23 1989

9 lots with
hookups

9 lots cover
1.0 acre, assume
approx 70% irrig.
.7 ac. irrig.
(generous assumption).
Treat as 1 acre to
account for estimating
errors etc.

Both partners own individual lots at Murphys. B&K owns 125 acres surrounding the subdivisions and also 7 lots in subdivision 2. The lots are for sale and are on the water line.

Sincerely,

Robert C. King
Robert C. King
Partner

RECEIVED
AUG 23 1989

SL
5/19/89 :

Appx
Rectang
wherever possible

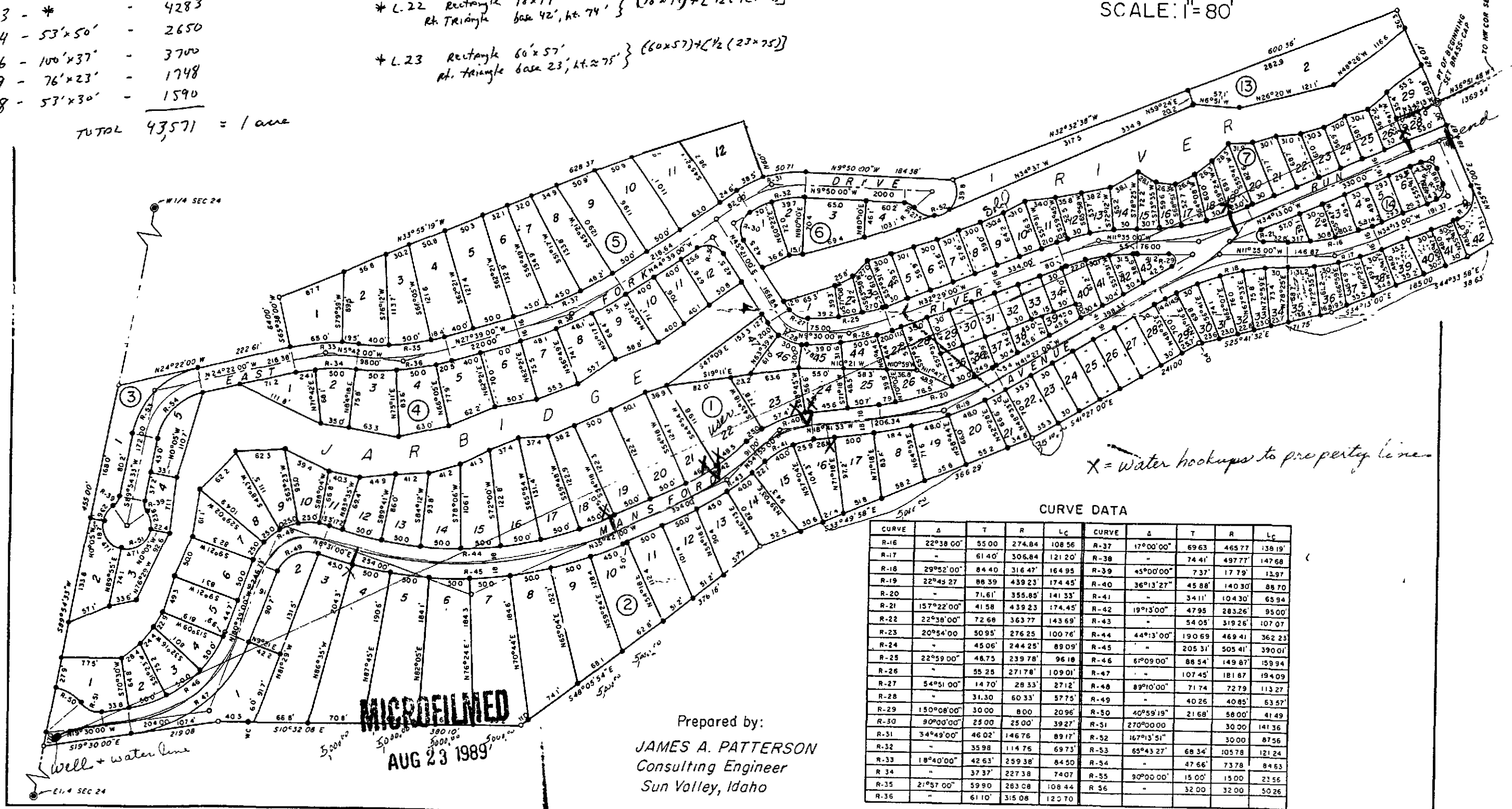
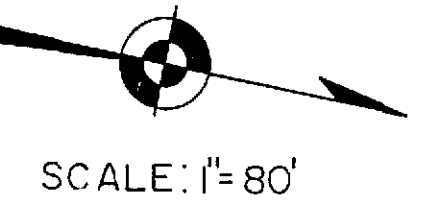
MURPHYS HOT SPRINGS SUBDIVISION 2 OWYHEE COUNTY, IDAHO

51-02220
Bik Investors

LOT	APPROX. DIMENSIONS	SQ. FT.
3	214'x56'	11984
18	123'x42'	5166
21	122'x42'	5124
22	*	7326
23	*	4283
24	53'x50'	2650
16	100'x37'	3700
19	76'x23'	1748
28	53'x30'	1590

TOTAL 43,571 = 1 acre

* L. 22 Rectangle 78'x74' } $(78 \times 74) + \frac{1}{2}(42 \times 74)$
Rt. Triangle base 42', ht. 74'
* L. 23 Rectangle 60'x57' } $(60 \times 57) + \frac{1}{2}(23 \times 57)$
Rt. Triangle base 23', ht. 57'



X = water hookups to property line

CURVE DATA

CURVE	Δ	T	R	Lc	CURVE	Δ	T	R	Lc
R-16	22°38'00"	55.00	274.84	108.56	R-37	17°00'00"	69.63	465.77	138.19
R-17	"	61.40	306.84	121.20	R-38	"	74.41	497.77	147.68
R-18	29°52'00"	84.40	316.47	164.95	R-39	45°00'00"	7.37	17.79	13.97
R-19	22°43'27"	88.39	439.23	174.45	R-40	36°13'27"	45.88	140.30	88.70
R-20	"	71.61	355.85	141.33	R-41	"	34.11	104.30	65.94
R-21	157°22'00"	41.58	439.23	174.45	R-42	19°13'00"	47.95	283.26	95.00
R-22	22°38'00"	72.68	363.77	143.69	R-43	"	54.05	319.25	107.07
R-23	20°54'00"	50.95	276.25	100.76	R-44	44°13'00"	190.69	469.41	362.23
R-24	"	45.06	244.25	89.09	R-45	"	205.31	505.41	390.01
R-25	22°59'00"	48.75	239.78	96.18	R-46	5°09'00"	88.54	149.87	159.94
R-26	"	55.28	271.78	109.01	R-47	"	107.45	181.87	194.09
R-27	54°51'00"	14.70	28.33	27.12	R-48	89°10'00"	71.74	72.79	113.27
R-28	"	31.30	60.33	57.75	R-49	"	40.26	40.85	63.57
R-29	150°08'00"	30.00	8.00	20.96	R-50	40°59'19"	21.68	58.00	41.49
R-30	90°00'00"	25.00	25.00	39.27	R-51	270°00'00"	"	30.00	141.36
R-31	34°49'00"	46.02	146.76	89.17	R-52	167°13'51"	"	30.00	87.56
R-32	"	35.98	114.76	69.73	R-53	65°43'27"	68.34	105.78	121.24
R-33	18°40'00"	42.63	259.38	84.50	R-54	"	47.66	73.78	84.63
R-34	"	37.37	227.38	74.07	R-55	90°00'00"	15.00	15.00	21.56
R-35	21°57'00"	59.90	283.08	108.44	R-56	"	32.00	32.00	50.26
R-36	"	61.10	315.08	120.70					

MICROFILMED
AUG 23 1989

Prepared by:
JAMES A. PATTERSON
Consulting Engineer
Sun Valley, Idaho

ORIGINAL FRONT PAGE, REVISED PER
APPLICANT'S RESPONSE (W. SUBD. PLAT ATTACHED)
RECEIVED 5/18/89 (Appl. letter of 5/12/89).

Form 202
6/85

Ident. No. 5/19/89 ⁸²

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant B+K Investors Phone (907) 745-2255
Post office address P.O. Box 1961, Palmer, AK 99645
2. Source of water supply Well which is a tributary of —
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of — $\frac{1}{4}$, Govt. Lot —
Sec. 24 Township 16 S * Range 9 E B.M. Owyhee County; additional
points of diversion if any: —
4. Water will be used for the following purposes.
Amount 120 CFS for Domestic, House Hold use purposes from 82 to ONGOING (both dates inclusive)
(cfs or acre-feet per annum) ^{4 R. AR. Amel.}
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purposes from — to — (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.025 and/or (b) 1009 x L Per Person
cubic feet per second acre feet per annum ^{Per Day —}
6. Proposed diverting works: we have a well from ground
To Pump —
a. Description of ditches, flumes, pumps, headgates, etc. N/A - water Pump
250 FT. Deep.
b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet, period of year when water will be diverted to storage:
N/A to N/A inclusive.
c. ~~Proposed~~ ^{existing} well diameter is 12" inches; proposed depth of well is 250 feet.
d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
DONE NOW years (minimum 1 year).

* from 16 S (was left blank),
from orthophotograph for area of
Murphy Hot Springs, SE 4/19/89

MICROFILMED

AUG 23 1989

Dept. of Water

The Owyhee Avalanche

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

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

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

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

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

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement

thereto, in said newspaper, in (2) two (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

June 14 & 15, 1989

(Signed).....

Joe E Aman

Subscribed and sworn to before me this 14th day of June

A.D. 1989

Alison Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale Idaho

My commission expires 10/9/91

applied for and
filed as appropriate the
public waters of the State of
Idaho

57-07-000
B & K INVESTORS
P.O. BOX 1821
PALMER, AK 99646
Source: GROUNDWATER
Diversification SENW Sec 24 T
16S R.03W
Use: DOMESTIC (1.00 CFS)
Date Filed: March 20, 1989
In: T16S R00E-024 SWNW
SENW
1.0 ACRES TO BE

57-07-000
POST, JOHNNY L.
POST, TOM A.
HC-79 BOX 106-G
MELBA, ID 83841
Source: GROUNDWATER
Diversification FC NESW Sec 7 T
01N R.03W
Use: FISH PROPAGATION
(3,000 CFS)
FISH PRODUCTION (1.5
AF)
Date Filed: May 23, 1989
In: T01N R01W Sec 7
SWNE

The permit(s) will be
subject to all prior water
rights. Projects must be filed
with the Director, Dept. of
Water, P.O. Box 12000, Western
Region, 1205 Airport Way,
Boise, Idaho 83726 or
before 10/15/1989.

R. BATH HIC

MICROFILMED

AUG 23 1989

June 8, 1992

B & K INVESTORS
PO BOX 1961
PALMER AK 99645-1961

RE: WATER RIGHT NO. 51-07320

Dear Water Right Holders:

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED

JUN 11 1992

MEMORANDUM

DATE: June 8, 1992
TO: File 51-07320
FROM: Cindy Zimmerman
SUBJECT: Change of Address

Per telephone conversation with Diane of Owyhee County Property Assessor's office, the current address for B & K Investors is as follows:

B & K Investors
PO Box 1961
Palmer AK 99645-1961

MINORITIZED
JUN 11 1992

May 28, 1992

B & K INVESTORS
PO BOX 2551
PALMER AK 99645

RE: WATER RIGHT NO. 51-07320

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MICROFILMED

JUN 11 1992

April 30, 1992

B & K INVESTORS
PO BOX 2551
PALMER AK 99645

RE: WATER RIGHT NO. 51-07320

Dear Water Right Holder(s):

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

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

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

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

INDEXED
FILMED

JUN 11 1992

LICENSE REVIEW CHECKLIST

Date 04-24-92

Permit # 51-07320

28

	Yes	No	
NAME	☐	☒	Address Change? ☒ Box #
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? _____
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☒ NA	☐	Disagree with Actual Measurement? <u>.14 cfs (DOM)</u>
	☐	☒	Disagree with Theoretical? <u>.8 x .03 = .024 = .02 cfs (IRR)</u>
	☐	☐	Limited by Capacity? <u>.32 cfs</u>
TOTAL VOLUME			Rate/ac <u>3.5</u> AFA Irr. Season <u>B</u>
			<u>4-15 to 10-15</u> Standard Irr. Season
			<u>Same / Reduced from Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations? _____
	☒	☐	<u>.8 x 3.5 = 2.8 AFA (IRR) 9 x .6 = 5.4 AFA (DOM)</u>
			Limited by Flow? <u>.02 x 183 x 1.9835 = 7.3 > 2.8</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source _____
	☐	☒	Notice of Intent to Void. _____
P/D	☐	☒	Verify with Map
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U	☐	☒	Verify with Map
	☐	☒	Amendment Needed? <u>Reduce Acres</u>
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Changes required to be compatible with
	☐	☒	Maps, Data Entry Standards, etc? _____
	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irrigation Uses <u>DOM / 9 Homes</u>
	☐	☒	Special Overlap Condition _____
	☒	☐	Other <u>P/U</u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>RSO</u>	☐	Overlap
	☐	☒	Water Quality
			DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made

COMMENTS/MEMOS NEEDED: Reduced Season / Acres / Rate

License 10-Day ☒ 15-Day ☐ Special Correspondence _____

WR0749NP
No. L51-07320

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 04/24/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	B & K INVESTORS PO BOX 2551 PALMER AK 99645 (907) 745-2255	03/20/1989	IRRIGATION DOMESTIC	04-15 10-15 01-01 12-31	0.02 CFS 0.14 CFS	2.8 AFA 5.4 AFA
TOTAL DIVERSION:					0.16 CFS	8.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.32 CFS

Point(s) of Diversion: T16S R09E S24 SE NW

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
16S	09E	24	:							.2	.6									:	0.8
TOTAL ACRES																				0.8	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: Owyhee

Other Water Rights with Same Point(s) of Diversion and Source:
51-04055 51-07320

Other Water Rights Listing Overlapping Place(s) of use:
51-07196 51-07320

Conditions of Approval:

- 041 - Irrigation use under this right is authorized only in connection with a domestic use.
- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.
- R50 - This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.

Remarks: Domestic use is for 9 homes.
Place of use is also known as Lots 18, and 21 thru 24, Block 1;
Lots 3 and 16, Block 2; and Lots 19 and 28, Block 7 of Murphy Hot
Springs Subdivision No. 2.

Dates: App. Received: 03/20/1989 Priority Date: 03/20/1989
Proof Due Date: 09/01/1990 Proof Made Date: 09/29/1989
Exam Made Date: 10/25/1989 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SENW
SWNW
SENW
51-07320
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 SL 10/16/89 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of exam(s) attached? N/A

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☒ Other: _____

Check of P/U index SL 10/16/89 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached? N/A

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☒ Other: _____

Aerial Photo

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

Scheduling Letter sent? N/A (Initial and date)

☒ Appointment made and telephone conversation memo attached

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.

C. Review and Processing:

Exam Completed Stan Lester 10/25/89 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent SL 8-27-90 (Initial and date)

Exam Reviewed by Manager of Regional Office DMR 8/27/1990 (Initial and date)

Exam Data Entered in Computer ✓ (Initial and date)

Exam sent to State Office 8-28-90 (Initial and date)

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 05 1990

Department of Water Resources

A. GENERAL INFORMATION

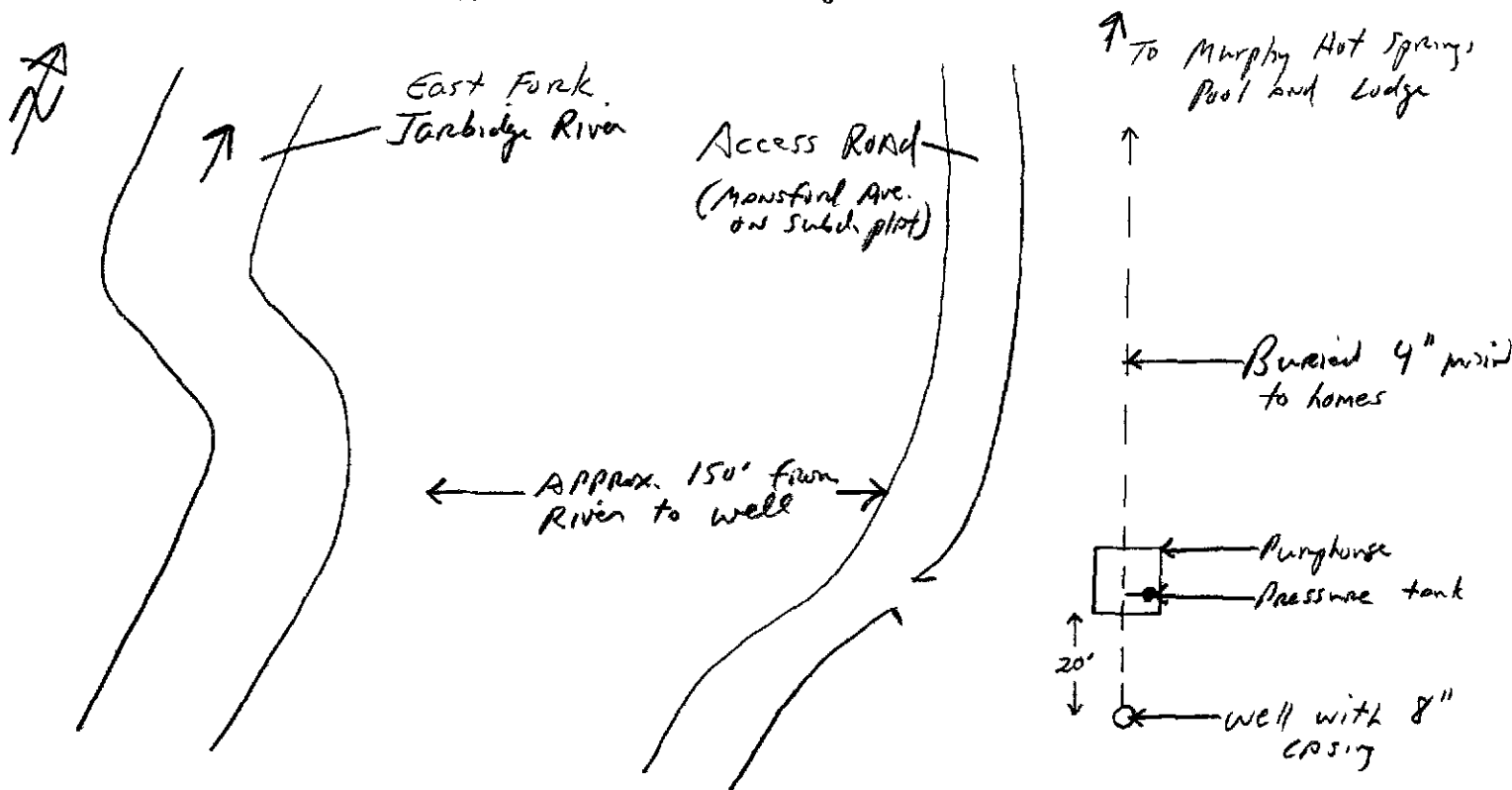
1. Owner: B & K Investors Permit No. 51-07320
Current Address: P.O. Box 2551 Palmer, AK. 99645 Phone No. 907-745-2255
2. Accompanied by: Fred Smalley EXAM. DATE: 10/25/89
Address: Murphy Hot Springs, Rogerson, Id. 83302 Phone No. 857-2233
Relationship to Permit Holder: Water manager for system
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use 51-07196, 04055, 07274 ☐ Copies Attached
2. Other water rights with same point of diversion: 51-07196, 04055, 07274 ☐ Copies Attached ☐ Copies of Field Exam's Attached
copies not needed - see Remarks

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached N/A
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.)

RECORDED

JUN 11 1992

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The 250' well with 8" casing and buried 4" mainline ~~are~~ hooked to 9 lots in subdivision. Internal and external use occurs. I was informed by Mr. Smalley that 3 homes are built & that *studded lines run to other 6 lots. He also mentioned that the well was drilled in about 1985 by Harry Bolton of Twin Falls and pump installed by Robert Denton of Paul, Id. Lots without domestic units completed are irrigated.

* for domestic use including lawns

☐ See Remarks on page 4 for continuation

4

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Super	7.5	2822012201 (model #, no serial # found)	Super Subm	4" mainline

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

5 Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NW	24	16S	9E	Owyhee	7 1/2' orthophoto & subdiv. plat
									Note: well is in SWSE NW
									(although Lic. requirement only to 40 acre tract)

6. Place(s) of Use:

Indicate Method of Determination AS in pld

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16S	9E	24							0	0									—
									.2	.6									.8

MICROFILMED

JUN 11 1992

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE possible.

TOTAL lots area = 43,571 ft² (see subd. plat). Estimated that ±80% irrigated.
 $(43571)(.8) = 34857 \text{ ft}^2 = .8 \text{ acre}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: none

2. Alternate Method for Checking Purposes

No well log found but other logs in S. 24 show static water levels from 2-11 feet. Manager thinks S.W.L. is 20'. Assume that Z = 30', eff = .8.
 psi = 50 (gauge). HP equation.
 $Q = \frac{(8.8)(.8)(hp)}{(2.31)(psi) + Z} = \frac{(8.8)(.8)(2.5)}{(2.31)(50) + 30} = .36 \text{ cfs}$
 $.32$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1), Dynamic pumping level. _____ ft (2)

Total Head (1) + (2) = _____ (3) . Flow rate _____ cfs (4)

Water HP. (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP (6) x 1.34 = _____ (7)

Panel Input KW. _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (.8)(3.0) = 2.4$

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.02)(214)(1.9835) = 8.5$

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 2.4$

2. Volume Calculations for Other Uses

Interval volume for 9 homes:

$(9)(.6) = 5.4 \text{ ac}$

V.

 $(.14)(365)(1.9835) = 101.4 \text{ A.F.}$

allowable from domestic chart

$(.8 \text{ ac})(.03 \text{ cfs/ac}) = .024 \text{ cfs} = .02 \text{ cfs allowable}$

MICROFILMED

JUN 1 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

P/U = L. 18, 21-24, Block 1

L. 3, 16, Block 2

L. 19, 28, Block 7, Murphy's Hot Springs Subd. No. 2

Overlap: NONE SIGNIFICANT:

Other Diversions, all for other sites:

SI-04055 different well

SI-07196 East Fork Jarbridge River

SI-07274 Jarbridge River

RECOMMEND: Licensing domestic use for 9 units based on 3 completed, stubbed lines installed, lots irrigated.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	11/1	.02	2.4
Domestic	1/1	12/31	.14	5.4
Totals:			.16	7.8

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Steven M. Lester

Signature

Steven M. Lester

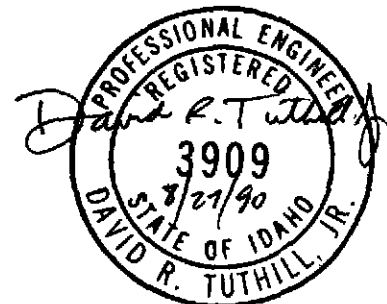
Certification Date

Field Report Preparation Date

10/25/89

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.



JUN 11 1992

State of Idaho
Department of Water Resources

WELL INSTRUCTION FORM

This form should be completed by the examiner when conducting a field examination to determine the extent of beneficial use of water from a well or whenever a well is inspected for other reasons. The form should be attached to the beneficial use field report. If well contribution standards do not appear to be met, a copy of this form should be forwarded to Groundwater Protection Section.

Water Right Permit No. 51-07320

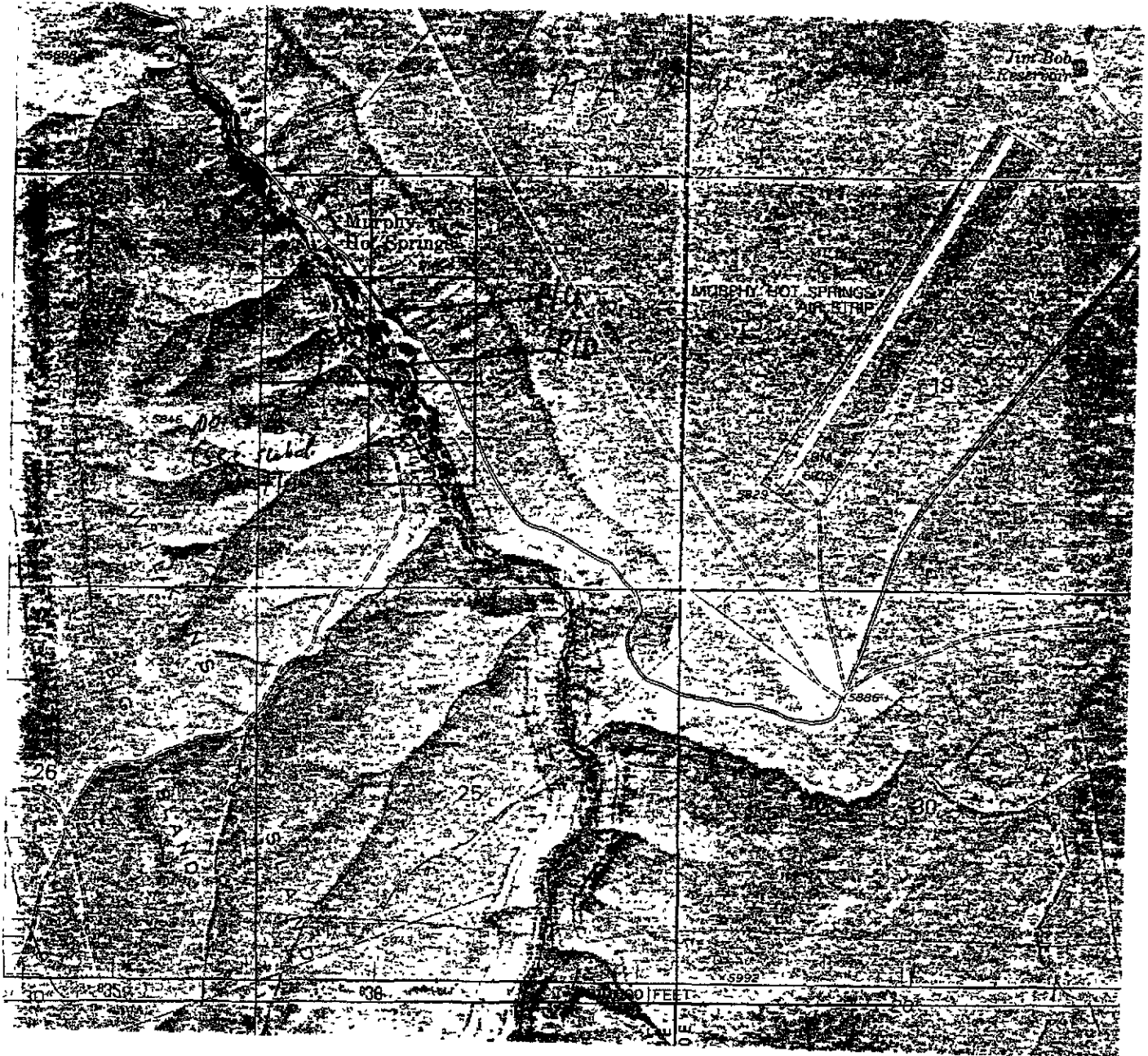
1. Legal Description of Well Location: Twp. 16S, Rge. 9E
Sec. 24, Qtr./Qtr. SWSENE or Lot _____
2. Owner B & K Investors
Address PO Box 2551, City Palmer, State Alaska 99645
3. Approx. date of well construction 1985
Well driller Harry Bolton of Twin Falls ?
4. Casing: Diameter 8" Condition good
5. Casing length above land surface 8"
6. Well depth (ft) est 250' Flowing NO Temp. cold
Access port removable cap
7. Condition of piping and valving assumed good, buried 4" line
8. Evidence of well seal Bolted cap
9. Shut in pressure or static water level unknown
10. Evidence of leakage around the casing none
11. Does well need repair no
12. Comments Pump installation by Robert Denton of PAWL, Id.
Well just east of Lot 1, Block 1, Murphys
Hot Springs, Subd. No. 2.
No well log found.

OVER

JUN 11 1992

SCHEMATIC

Provide a schematic diagram showing the location of the well in the quarter-quarter with respect to houses, roads, other wells or readily identifiable features.



Inspected by

Steve Lester

Date

10/25/89

MICRO

JUN 11 1992

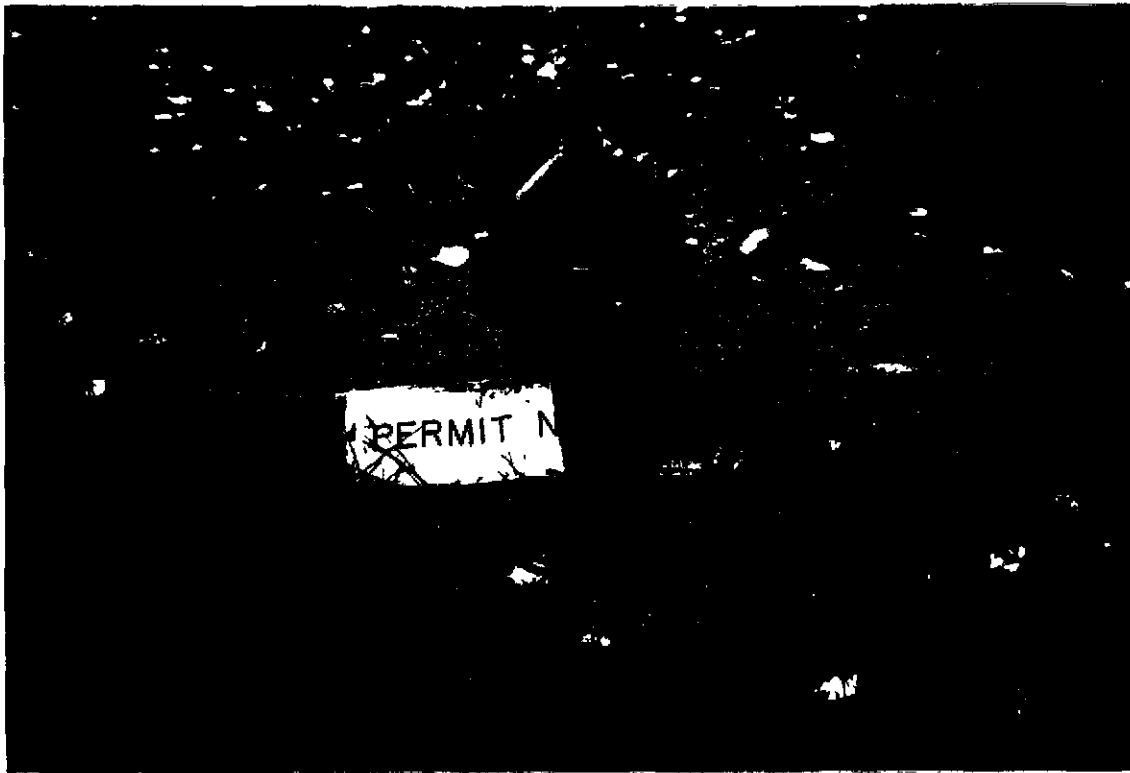


PHOTO ONE →

P10 - well approx
1/4 mile SE
of Murphy
Hot Springs

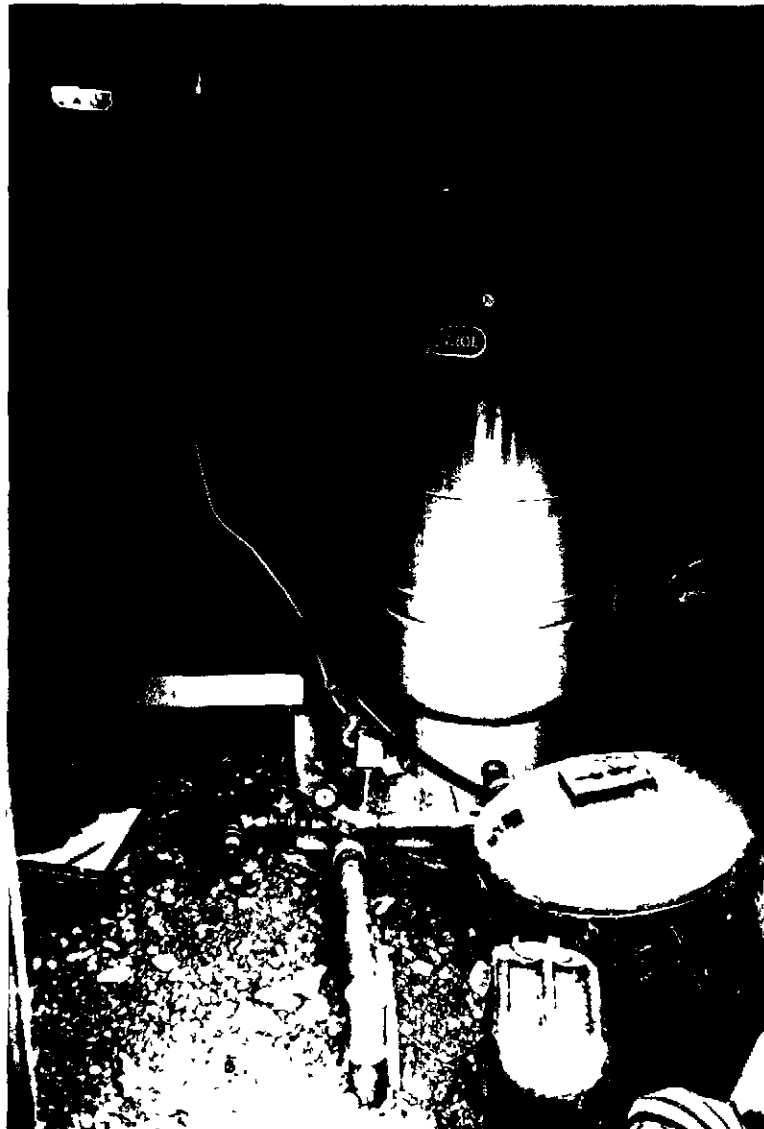


PHOTO TWO →

in pump house 20'
from well.

RECEIVED
OCT 11 1992



PHOTO THREE- P/M, looking west across East Fk. Tarbidge River at homes at Murphy Hot Springs. These are homes on west side of River not covered by this permit but

representative of layout of homes that are covered by permit. Used this photo because could not get a good overview picture of homes covered by 51-07320.



PHOTO FOUR- P/M, closer view of a domestic site with yard.

MICROFILMED
JUN 11 1992

5/11/89

APR 1989
As shown on map

Lot	Area Dimensions	Sq. Ft.
3	214' x 56'	11,984
18	123' x 42'	5,166
21	122' x 42'	5,124
22	*	732.6
23	*	428.3
24	53' x 50'	2,650
16	100' x 33'	3,300
19	76' x 23'	1,748
28	53' x 30'	1,590

70,702 43,571 = 1 acre

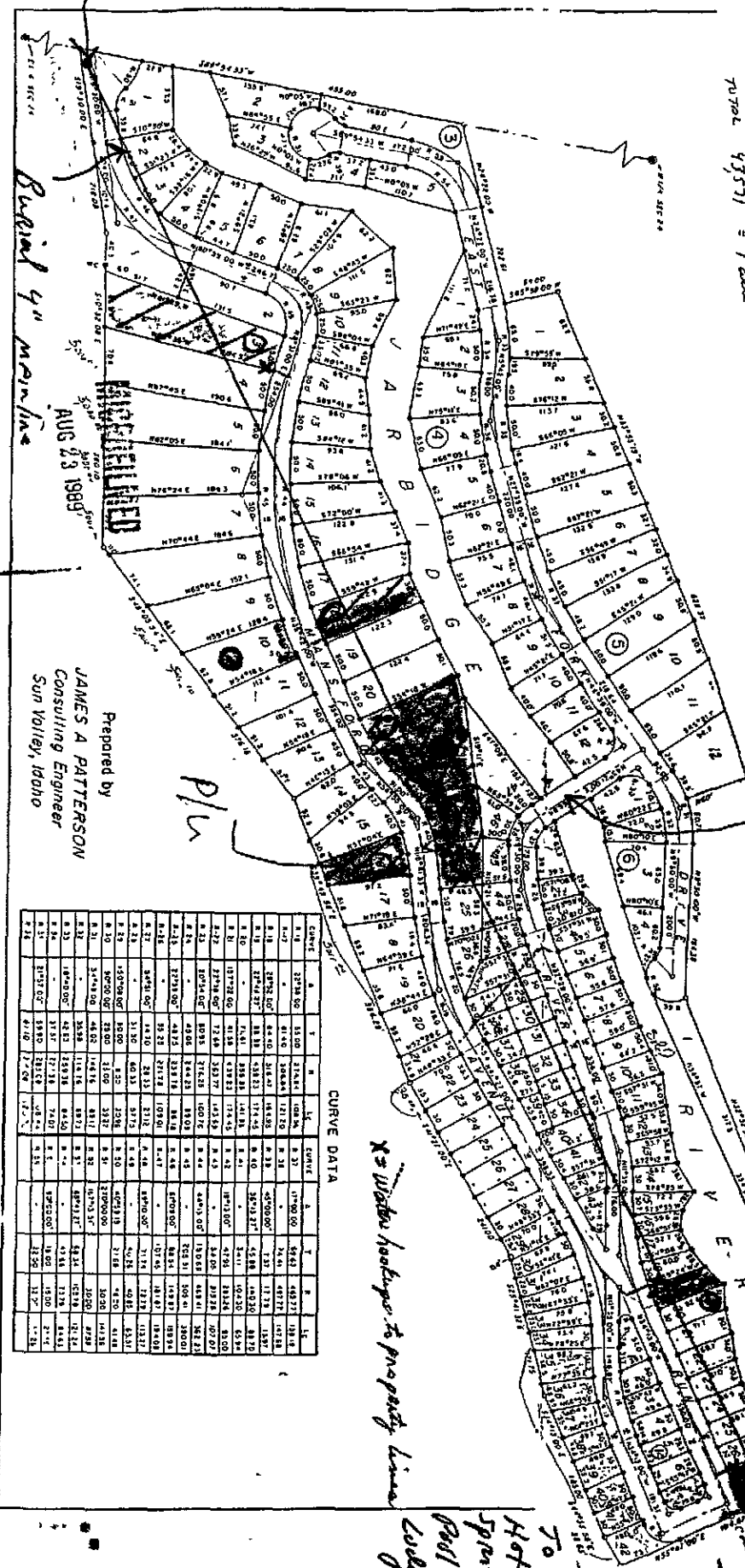
MURPHYS HOT SPRINGS SUBDIVISION 2 OWYHEE COUNTY, IDAHO

* L-22. Existing 78' x 74' } (88' x 74' + 8' x 42' x 74')
 as Trench for 42' x 74' }
 + L-23. Existing 60' x 57' } (60' x 57' + 8' x 23' x 57')
 as Trench for 23' x 57' }

Bridge =
Point A
(See orthophoto)

SCALE: 1" = 80'

51-07320
B-K I
MICROFILMED
JUN 1 1992



CURVE DATA

Curve	Station	Length	Radius	Area	Volume
1	1+00.00	110.00	110.00	110.00	110.00
2	2+10.00	110.00	110.00	110.00	110.00
3	3+20.00	110.00	110.00	110.00	110.00
4	4+30.00	110.00	110.00	110.00	110.00
5	5+40.00	110.00	110.00	110.00	110.00
6	6+50.00	110.00	110.00	110.00	110.00
7	7+60.00	110.00	110.00	110.00	110.00
8	8+70.00	110.00	110.00	110.00	110.00
9	9+80.00	110.00	110.00	110.00	110.00
10	10+90.00	110.00	110.00	110.00	110.00
11	11+00.00	110.00	110.00	110.00	110.00
12	12+10.00	110.00	110.00	110.00	110.00
13	13+20.00	110.00	110.00	110.00	110.00
14	14+30.00	110.00	110.00	110.00	110.00
15	15+40.00	110.00	110.00	110.00	110.00
16	16+50.00	110.00	110.00	110.00	110.00
17	17+60.00	110.00	110.00	110.00	110.00
18	18+70.00	110.00	110.00	110.00	110.00
19	19+80.00	110.00	110.00	110.00	110.00
20	20+90.00	110.00	110.00	110.00	110.00
21	21+00.00	110.00	110.00	110.00	110.00
22	22+10.00	110.00	110.00	110.00	110.00
23	23+20.00	110.00	110.00	110.00	110.00
24	24+30.00	110.00	110.00	110.00	110.00
25	25+40.00	110.00	110.00	110.00	110.00
26	26+50.00	110.00	110.00	110.00	110.00
27	27+60.00	110.00	110.00	110.00	110.00
28	28+70.00	110.00	110.00	110.00	110.00

Prepared by
JAMES A PATTERSON
Consulting Engineer
Sun Valley, Idaho

Hot Springs
Pool &
Lodge

Beard 4" mainline

AUG 23 1989

51-07320

51-07320
Bik Investors

MURPHYS HOT SPRINGS SUBDIVISION 2 OWYHEE COUNTY, IDAHO

SCALE 1"=80'

Block #
Lot #

5/19/89

APPX
DIMENSIONS

LOT	APPX DIMENSIONS	SQ FT
3	214' x 56'	11984
18	123' x 42'	5166
21	122' x 42'	5124
22	*	7326
23	*	4283
24	53' x 50'	2650
16	100' x 37'	3700
19	76' x 23'	1748
28	53' x 30'	1590

TOTAL 43,571 = 1 acre

* L. 22 Rectangle 78' x 74' } (78 x 74) + [1/2 (42 x 74)]
 th Triangle base 42', ht 74'

+ L. 23 Rectangle 60' x 57' } (60 x 57) + [1/2 (23 x 57)]
 th Triangle base 23', ht 57'

Bridge =
Point A
(See orthophoto)

x= Water hookups to property lines

To Hot Springs
Pool & Lodge

CURVE DATA

CURVE	B	T	R	Lc	CURVE	B	T	R	Lc
R-6	22°38' 00"	55.00	274.84	108.36	R-37	17°00' 00"	55.63	453.77	138.15
R-7		81.40	206.84	121.20	R-38		74.41	477.77	147.68
R-18	29°52' 00"	84.40	316.47	154.93	R-39	40°00' 00"	7.57	17.79	13.97
R-19	22°48' 27"	88.33	439.23	174.45	R-40	36°15' 21"	43.98	140.80	86.70
R-20		71.61	355.89	141.32	R-41		34.11	104.30	55.94
R-21	15°22' 00"	41.84	429.23	174.45	R-42	18°13' 00"	47.95	233.26	95.00
R-22	22°58' 00"	72.58	363.77	143.69	R-43		54.05	319.26	107.07
R-23	20°34' 00"	50.97	276.25	100.76	R-44	44°15' 00"	19.69	48.41	35.23
R-24		45.06	244.25	98.09	R-45		205.31	805.41	350.01
R-25	22°38' 00"	46.15	239.78	96.18	R-46	5°00' 00"	88.54	149.37	159.94
R-26		55.25	271.78	109.01	R-47		107.45	161.87	184.05
R-27	84°51' 00"	14.70	28.53	27.12	R-48	89°10' 00"	71.74	72.79	113.27
R-28		31.30	60.33	57.15	R-49		40.26	40.85	53.57
R-29	150°06' 00"	30.00	8.20	20.88	R-50	45°55' 15"	2.68	58.00	41.49
R-30	20°00' 00"	25.00	25.00	39.27	R-51	210°00' 00"	30.00	141.36	
R-31	34°49' 00"	46.02	146.76	89.17	R-52	107°15' 51"	30.00	87.84	
R-32		35.94	114.76	59.73	R-53	68°43' 27"	68.34	104.78	121.24
R-33	18°40' 00"	42.62	24.36	84.50	R-54		47.66	73.78	84.63
R-34		37.37	27.39	74.07	R-55	30°00' 00"	15.00	15.00	21.44
R-35	21°57' 00"	59.90	282.09	104.44	R-56		32.00	57.25	57.25
R-36		61.10	31.74	12.70					

Prepared by
JAMES A PATTERSON
Consulting Engineer
Sun Valley, Idaho

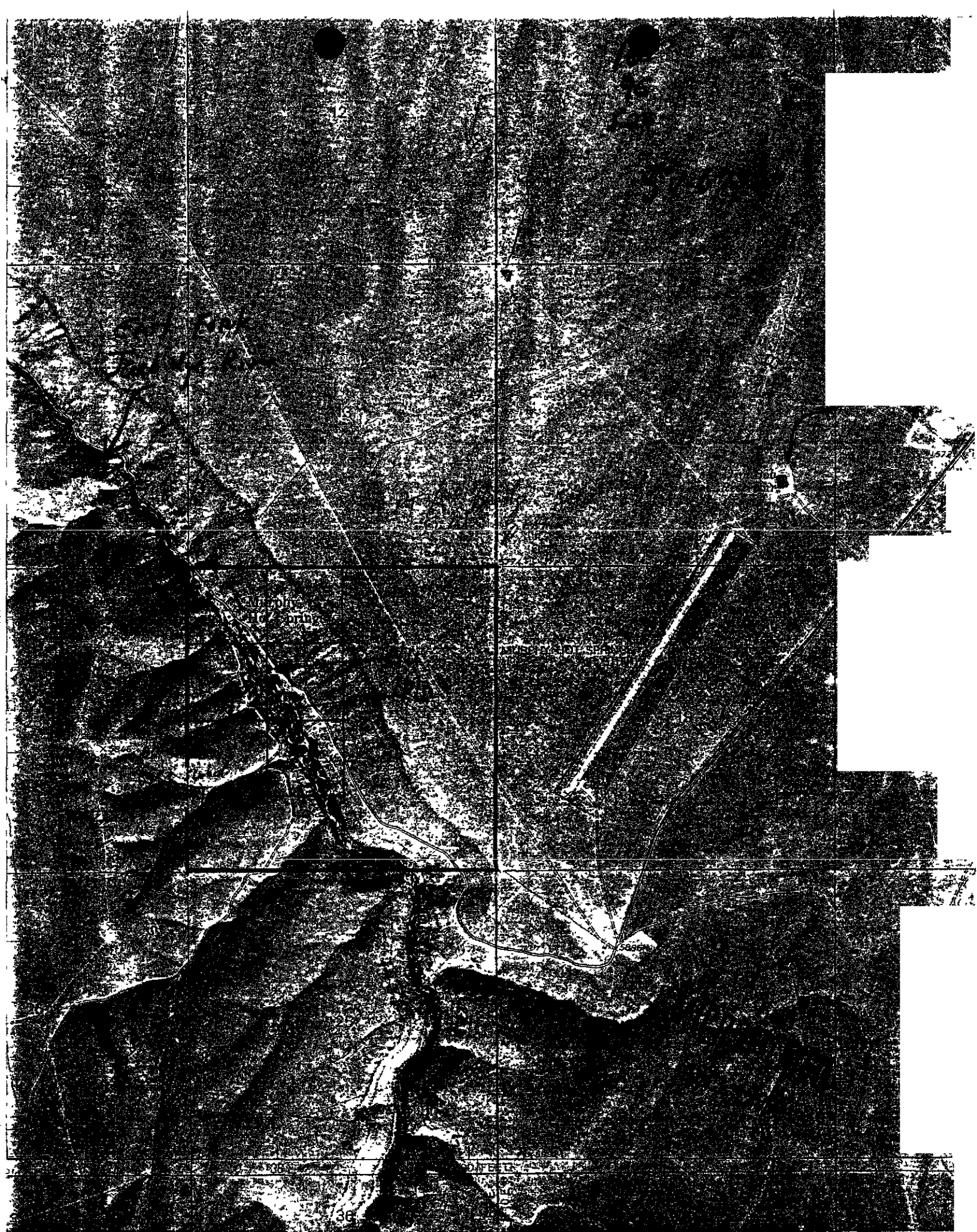
Burial 4" mainline

JUN 1 1992

MICROFILMED

AUG 23 1989

well



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 51-07320

Date: 10/4/89

General Considerations:

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

Source of Water:

- _____ Surface water
☒ Groundwater
_____ 1. well log in file Aug 1985 - NO WELL LOG FOUND
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

- NO Is a measuring device or access port required?
_____ Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks:

Proof Acceptable

Priority Calculation:

Date proof received	<u>NA</u>	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority date	_____	_____
NEW PRIORITY DATE	_____	_____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

- See attached letter, no fee received,
SL 8-30-89.

Form 217
03/86

RECEIVED

AUG 30 1989

STATE OF IDAHO

RECEIVED

SEP 08 1989

For Office Use Only
Fee Received 50.00

Date 9-29-89

Receipt # W006074

Receipt by

Reviewed by APL-10/4/89

Sent to region

Department of Water Resources
Western Regional Office

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 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. 51-07320

Name(s) of Permit Holder: B+K Investors

Post Office Address: P.O. Box 2551, Palmer, AK 99645

Telephone No. (907) 745-2255

Source of Water: Groundwater

Extent of Use:

Domestic 9 (number of households) Stockwater — (number and type of stock)

Irrigation 1 (acres) Other/Remark —

Total rate and/or volume for which proof is submitted 0.17 cfs — acre-feet

Show the date water was first diverted and beneficially used under this permit: 8-85

Measuring Device: Required? — Yes ✓ No
Installed? — Yes — No

Fee enclosed \$ —
(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:

Robert C. King
(Name)

(907) 745-2255
(Telephone Number)

P.O. Box 2551, Palmer, AK 99645
(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.

RECORDED
JUL 23 1990

8-26-89
Date

Janet A. King, Partner
Signature of Permit Holder (and title, if appropriate)

D & K INVESTOR

P. O. Box 1961
Palmer, AK 99645

Robert C. King
(907)745-2255

Darwin R. Betts
(907)745-2772

RECEIVED
AUG 30 1989

August 27, 1989

Department of Water Resources
Western Regional Office

Steve Lester, Sr. Water Resource Agent
State of Idaho
Department of Water Resources
Western Region, 2735 Airport Way
Boise, Idaho 83705

Dear Mr. Lester:

Subject: Permit #51-07320

We received our "Permit To Appropriate Water" dated August 14, 1989.

As construction was completed in 1985 it appears from the information and forms we received we now go one step further and request a license for the water rights by completing a form called "Proof of Beneficial Use". With that thought in mind I am sending that form to you.

There is a fee schedule on the back of the instruction sheet which indicated 0.17cf requires a \$50.00 fee. Fine. However, in your letter of May 19, 1989 third paragraph you state the fee is \$30.00 and that the \$45.00 associated with receipt 24515 of July 26, 1982 will be applied and we will receive a \$15.00 refund. Now I don't know for sure what to do.

The completed form is enclosed. I hope you can finalize this and if we owe an additional \$5.00 please let us know.

Now for a new question. If we should decide to expand the number of hookups, do we have to go through this whole process again or is nothing more required?

We really appreciate your help. Thanks.

Sincerely,

Janet A. King

Janet A. King
Partner

MICROFILMED

JUL 23 1990

Refund for \$15 (re: receipt 24515) processed & sent to Auditor's office 8/17/89 - per telecon with Narry H. at State office. 9/15/89 - SK



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 8, 1989

Janet A. King, Partner
B & K Investors
P.O. Box 1961
Palmer, AK. 99645

Re: Permit 51-07320

Dear Janet:

In response to your letter of 8/27/89 concerning the recently approved permit, two items are discussed.

1) The Idaho Legislature established fees for the various steps in the development of a water right. The Application for Permit fee for 51-07320 was \$30, and a \$15 refund was initiated based on your \$45 payment of 7/26/82. The refund request was sent to the State Auditor's office on 8/17/89. You should receive the \$15 refund soon.

The next step in perfecting the water right, now an approved Permit, is completing and submitting the Proof of Beneficial Use with the appropriate licensing fee. This is a statement that the development is completed and in use. The license fee allows this office to conduct a field exam and document the extent of development and beneficial use of water. The examiner submits the field report to the Department's State office. The State office staff prepares and issues the license.

The \$50 licensing fee is required in order for the Proof of Beneficial Use to be acceptable. Because the refund request has already been prepared and forwarded, it is more efficient to allow the refund process to continue and to submit the necessary \$50 fee.

2) Permit 51-07320 covers domestic use at nine units and irrigation of one acre. Any use beyond this requires a separate water right as outlined in Idaho statutes. An Application for Permit is included if you need one.

Please submit the \$50 licensing fee to this office, directed to my attention. I would be glad to conduct the field exam this fall at your request. If you want the exam to occur soon, please provide a local contact who is familiar with the system. Please let me know if I can provide any more help. Thanks for your patience in this matter.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl
Enclosure

MICROFILMED

JUL 23 1990

B & K INVESTORS

P. O. Box 1961
Palmer, AK 99645

Robert C. King
(907)745-2255

Darwin R. Betts
(907)745-2772

RECEIVED

SEP 28 1989

September 23, 1989

Department of Water Resources
Western Regional Office

Steve Lester, Sr Water Resource Agent
State of Idaho, Dept of Water Resources
Western Region, 2735 Airport Way
Boise, Idaho 83705

Dear Mr. Lester:

Enclosed is our check for \$50.00 for the licensing fee. Please proceed with the field exam. Our contact person down at Murphys is Fred "Shorty" Smallee. He can show you the pump house and where the water line runs to.

Thanks for all your help.

Sincerely,

B&K INVESTORS

Janet A King

Janet A. King
Partner

MICROFILMED

JUL 23 1990

Re: 51-07320

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

Date	6379
Code	08/14/89
	193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

CHECK ONE:

() MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAY TO
B & K INVESTORS
PO BOX 1961
PALMER, AK 99645

PAYMENT. () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Major	Minor			
1	06 20 199	1238	8831		REF: #51-07320 PER STEVE LESTER 5/19/89 15.00	15.00	
TOTAL						15.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority, that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form, that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
August 15, 1989

B & K INVESTORS
P.O. BOX 1961
PALMER, AK 99645

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P51-07320

Dear Permit Holder:

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

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

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. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

AUG 23 1989

A/D - 165 9E 5.24 SENW
A/L - " SWNW
SENW

Form No. 202a.
3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SC DATE: 5/30/89 APPLICATION: 51-07320

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.) *see Applicant's letter of 5/12/89*
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume) Gov't. Lots:
☒ Period of use: N P/D
☒ Nature of proposed use: (Include description of use) N P/U
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

YES NO

☒ ☐ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ ☐ Overlapping point of diversion:
☐ ☐ Field check required: Field check by: _____
☐ ☐ Field report attached:
☐ ☒ Critical groundwater area:
☐ ☒ Groundwater management area:
☐ ☒ Send dam safety information:
☐ ☒ Send power requirement letter:
☐ ☒ Send fish farm requirement letter:
☐ ☒ Power residency affidavit: _____
☐ ☒ Power efficiency form:
☒ ☐ Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.) *but within DCMI exclusion, OK to advertise's process* ✓
☐ ☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☐ ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____

☒ Additional information on reverse side:

RECEIVED
AUG 01 1989

Department of Water Resources

PROCESSING

APPLICATION: 51-07320

YES NO

☒ ☐
☐ ☒
☒ ☐

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

** See memo 5/19/89*

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # _____

Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☐
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received. Final date for protest June 26, 1989

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, Deny

Measuring device required:

Measuring port required:

Water delivered by water master? District # _____

Special conditions of approval or cover letter: _____

See below for additional information

Recommended Date of Priority 4/19/1989 3-20-1989Recommended by: DER Date 7/28/89

STATE OFFICE REVIEW

P23P1646 04 41See below for additional information. By EW Date 8/3/89

ADDITIONAL INFORMATION

** NOTE 5/19/89 Memo to DERBOK ALLEN CONCERNING REFUND.**Overlay**PLN 51-07196 E.F.K. Jarbridge River, irrigation of other land (for R. King, one of B&K Investors)**51-04055 different well for other domestic site.**51-07274 Jarbridge River, irrigation of other land.**PLD as in PLN Above. Different diversions.**App. in TRUST area - DCM I*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

MAY 31, 1989

Owyhee Avalanche
P.O. Box 97
Homedale, ID 83628

Dear Legal Dept.:

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 billing to this office before JUNE 26, 1989.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

AUG 23 1989

51-07320

B & K INVESTORS
P.O. BOX 1961
PALMER, AK 99645

Source: GROUNDWATER

Diversion Pt:

SENW

Sec 24 T 16S R 09E

Use: IRRIGATION
DOMESTIC

(.030 CFS)
(.140 CFS)

Date Filed: 3/20/1989

In: T16S R09E S24

SWNW

SENW

1.0 ACRES TOTAL

MICROFILMED

AUG 23 1989

B & K INVESTORS

P. O. Box 1961
Palmer, AK 99645

Robert C. King
(907)745-2255

Darwin R. Betts
(907)745-2772

May 25, 1989

Mr. Steve Lester
Sr. Water Resource Agent
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Dear Mr. Lester:

Thank you for your letter of May 19, 1989. We have looked over the application form and everything appears to be in order.

Please proceed with the advertising as required.

Thank you for all your help.

Sincerely

Janet A. King

Janet A. King
Partner

MICROFILMED

AUG 23 1989

TO: DEBBIE ALLEN

FROM: STEVE LESTER

DATE: MAY 19, 1989

SUBJ: REFUND FOR APPLICATION 51-07320

This office received the above application for permit from B & K Investors on 3/20/89 with no check enclosed. Previous contact with the applicant revealed that receipt 24515 for \$45 was issued at the State Office on 7/26/82 to the Murphys Hot Springs Independent Water System for an application for permit. (Note that receipt 24514 was issued to B & K Investors on 7/26/82). The application allegedly attached to receipt 24515 was not found, and a new application (51-07320) was submitted.

Based on a telephone conversation with you in late Jan. or early Feb. of this year, the only \$45 refund found was to Fred Butler on 2/9/83. The applicant's 3/15/89 letter to me stated that Fred Butler has no connection to the situation and is not known by B & K Investors.

Based on information provided in the applicant's 5/12/89 letter, application 51-07320 is for 0.17 cfs, which requires a \$30 fee. Please issue a \$15 refund to:

B & K Investors
P.O. Box 1961
Palmer, AK. 99645

MicroFILMED

AUG 23 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 19, 1989

B & K Investors
P.O. Box 1961
Palmer, Ak. 99645

Re: Application for Permit 51-07320

Dear Applicant:

Thank you for your response of 5/12/89. Based on your letter, a revised application was prepared and will be advertised and processed. A copy of the revised application is included for your records. Please let me know as soon as possible if the application is acceptable. If so, we will advertise the application and proceed with processing.

Based on the subdivision plat showing the nine lots, a total area of one acre was identified. I revised the application to include up to one acre of irrigation associated with the nine lots. The maximum water rate for domestic use at the lots was also included. Because the system exists and is hooked up to nine lots, the application covers those lots that you identified. The development period (item 7) was shown as one year, the minimum period to develop and apply the water to a beneficial use. The one year answer is typically used for existing systems. Lots with stubbed lines are considered as lots using water.

Note that the total diversion rate in item 5 is 0.17 cfs. The application fee for that amount is \$30. As I mentioned in a previous letter, the \$45 associated with receipt 24515 of 7/26/82 will be applied to the new application and a \$15 refund will be issued.

Additional information and help is available at this office.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL: sl
Enclosures

MICROFILMED

AUG 23 1989

FROM

Steve Lester

DATE

4/19/89

TO

File

SUBJECT

Fee & Receipt

See attached letter that I wrote 2/3/89.

Receipt 24515 for \$45 issued 7/26/82 but no evidence of application found in Western on State Office.

Consider fee paid as of date this application received at Western,
3/20/89.

MICROFILMED

AUG 63 1903


SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 19, 1989

Robert King
B & K Investors
P.O. Box 1961
Palmer, Alaska 99645

Re: Application for Permit

Dear Robert:

Your application and letter mentioning the 1982 receipt for \$45 were recently received and reviewed. As I mentioned in my letter of 2/3/89, no record of an earlier application, besides the receipt, was found. The issue was explored with my supervisor and I learned that the Department cannot support a priority date of the receipt, 7/26/82, without having the application or other convincing documentation from that date. Unfortunately, the best that we can do is credit the \$45 towards your current application. I do not foresee any obvious difficulties in obtaining an approved water right for the homes in the Murphy Hot Springs area.

In order to process and approve your application, several items need to be clarified. Please review the following items and respond within 30 days to facilitate the process.

- 1) A map is needed ^{? subd plot} to verify the legal descriptions of the point of diversion (well) and place of use. The attached map shows S.24 with the four 1/4-1/4's of the NW1/4 highlighted. The application states that the well is within SENW, S.24. Please indicate the well location and location of the homes on the map. I will use this information to accurately complete the application.
- 2) The application indicates domestic use for one home in item 8d but nine families in item 11b. Your letter of 3/15/89 also mentions multiple domestic use for nine families. We need to know the number of domestic units involved.
- 3) related to number 2 is the question of external use associated with the home or homes. Will irrigation of lawns, gardens, pastures, or similar areas occur? If so, the total number of acres per 1/4-1/4 should be provided. Normally, 0.02 cfs (equals 1") per acre is allowed for irrigation, but up to 0.03 cfs can be provided for five or less acres.
- 4) Does the Murphy Hot Springs subdivision include lot and block numbers? If so, please include the information.

FILED
AUG 23 1989

Page 2

✓ 5) The names, titles, and addresses of the officers, directors, or other leading people for B & K Investors should be included. The application states that the well property is owned by B & K and the place of use by nine families. What is the relationship of B & K Investors to the nine families that allows B & K to make the application?

Thank you for your patience in this matter. Please contact this office for additional help.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl

2000 04 20 10 10 10
2000 04 20 10 10 10

B & K INVESTORS

P. O. Box 1961
Palmer, AK 99645

Robert C. King
(907)745-2255

Darwin R. Betts
(907)745-2772

March 15, 1989

Department of Natural Resources
Western Regional Office

Dear Sir:

On July 26, 1982, my wife and I went to Boise and filed for a multiple domestic water right for the Murphy Hot Springs, Owyhee County, Murphy Hot Springs subdivision. We have the \$45.00 receipt #24515 and we both were there so are both witnesses to the situation.

* We have no connection to F. Butler and do not know him.

We have always thought we had a water right since the man took our money and gave us a receipt. We did fill out an application form at the same time as we submitted our money. The man took us to a large map and marked our well and wrote B & K water system on the map. This same man also said he was being laid off that month. This may have something to do with our permit not being filed properly.

This is the only clean and inspected well at Murphy Hot Springs and serves about 9 families. Without the water resource help with this matter we will be out over \$40,000.00 and the entire area will have no clean water to use.

We know this is only a clerical error and that the department of water resources will help us out.

Thank you for your help and consideration. This is a very important issue to all of us who depend on the water system at Murphy Hot Springs, Idaho.

Sincerely,

Robert C. King

Robert C. King
Partner

MICROFILMED

AUG 23 1989

* refund issued to F. Butler for \$45 2/9/83, (via telephone with Debbie Allen)
but not related to B&K app
SL 4/19/89



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Feb. 3, 1989

Robert and Janet King
Box 2551
Palmer, Alaska 99645

Re: Murphy Hot Spring Independent Water System

Dear Robert and Janet:

Carter Fritschle of our State Office recently informed me of your concerns about a multiple-domestic water right application of 1982. Receipt 24515 for \$45, dated 7/26/82, for the Murphy HSIWS is the only information found in the Department files. We have no record of an application or correspondence relating to a filing.

The only refund for \$45 that was subsequently issued was to Fred Butler on 2/9/83. Is it possible that he was connected to your situation? If not, the only recourse is to complete and submit the enclosed application. The original \$45, if not connected to F. Butler, will be applied to the new application.

If you return the application, you may want to include a letter requesting that the new filing receive the 1982 date of priority. A complete explanation of the situation will bolster your case.

Please contact this office for additional help.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:sl
Enclosures

MICROFILMED

AUG 23 1989

ROM *One and no/100* of \$ *Cash* DOLLARS

FOR

<i>copies</i>	\$	
	\$	
	\$	
	\$	
	\$	
TOTAL - - -	\$	<i>1</i>

Roberta Garrett

STATE OF IDAHO

Department of Water Resources

Nº 24514

Boise, Idaho, *July 26*, 19 *82*

RECEIVED FROM

B4H Instructors Palmer, Alaska 45⁰⁰
Forty-five and no/100 DOLLARS
CR 1003 92-333/241

FOR

<i>App.</i>	\$	
<i>51-07196</i>	\$	
	\$	
	\$	
TOTAL - - -	\$	<i>45</i>

Roberta Garrett

I added the W.R. #

STATE OF IDAHO
Department of Water Resources

Nº 24515

Boise, Idaho, *July 26*, 19 *82*

RECEIVED FROM

Independent Water System
Murphy's Hot Springs of Rogerson 45⁰⁰
Forty-five and no/100 DOLLARS
Cash

FOR

<i>Application</i>	\$	
	\$	
	\$	
	\$	
TOTAL - - -	\$	<i>45</i>

Roberta Garrett

STATE OF IDAHO
Department of Water Resources

MICROFILMED Nº 24516

Boise, Idaho, *July 27*, 19 *82*

RECEIVED FROM

U.S. Treasury Kansas City 2^{63/100}
Two and 63/100 DOLLARS
USDA - NFC *CR 95944, 159 15-51/000*

FOR

<i># 225721-0433</i>	\$	
<i>Computer printout</i>	\$	

Lowise Roberts

Any refusal issued in that you

Where is popl.

*King's
plm & M.
Hot Sp.
M.H.S. I.W.S.
B&K Inv*