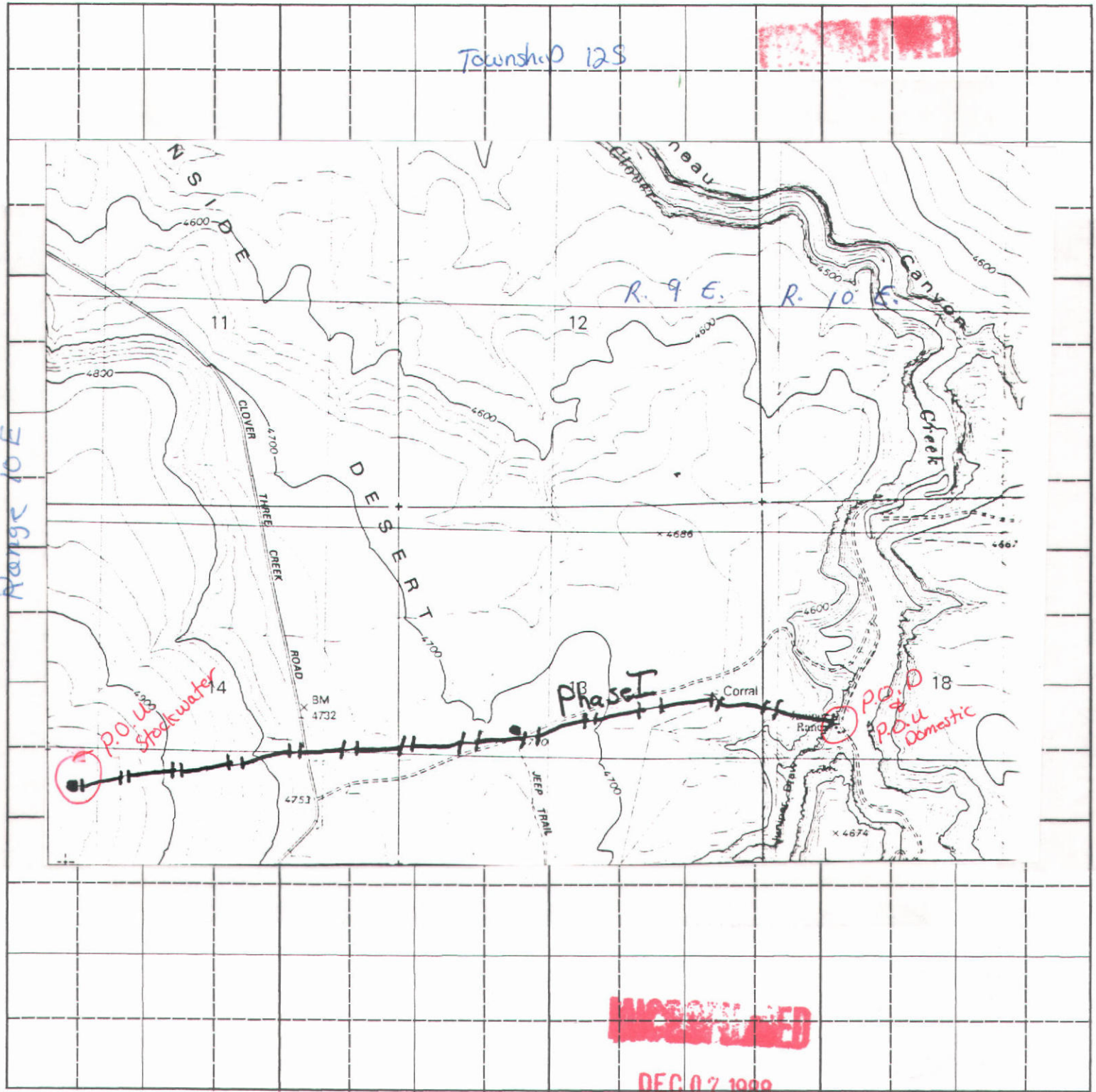


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Officers:

Pres. Walter Wells
Vice Pres. George Wells
Secy Ruth Wells

Morris Linscott
(Applicant)

bel R. E. Meers

Resident

The Owyhee Avalanche.

P.O. BOX 97

HOMEDALE, ID 83628

(208) 337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
COUNTY OF OWYHEE)

RECEIVED
SEP 8 1988

Department of Water Resources
Western Regional Office

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

August 3, 1988
August 10, 1988

(Signed).....

Joe E Aman

Subscribed and sworn to before me this 10th day of August, A.D., 1988.

Oliver Aman Patrick

Notary Public in and for the State of Idaho,

residing at Homedale, Idaho.

My commission expires 10/1/90

NOTICE OF APPLICATION FOR WATER RIGHT

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

51-07310 *LL*

WELLS LIVESTOCK INC.

512 N. BROADWAY

BUHL, ID 83316

Source: GROUNDWATER

Diversion Pt: NWSW Sec 18 T 12S R 10E

Use: STOCKWATER (.230 CFS)

DOMESTIC (.030 CFS)

Date Filed 7/11/1988

In: T12S R09E S14

R10E S18

SWSW

NWSW

55-07378

OTTO, GLORIA

P.O. Box 56

MURPHY, ID 83650

Source: SPRINGS

Tributary: JORDAN CREEK

Diversion Pt: SENW Sec 6 T 05S R 03W

Use: IRRIGATION (.020 CFS)

COMMERCIAL (.060 CFS)

DOMESTIC (.020 CFS)

Date Filed: 7/08/1988

In T05S R03W S06

SENW

1.0 ACRES TOTAL

55-07379

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.

IDAHO STATE OFFICE

3380 AMERICANA TERRACE

BOISE, ID 83706

Source: UNNAMED STREAM

Tributary: TROUT CREEK

Diversion Pt: SWSE Sec 23 T 05S R 06 W

Use: STOCKWATER

STORAGE (1.40 AF)

STOCKWATER FROM

STORAGE (1.40 AF)

WILDLIFE STORAGE (.40AF)

WILDLIFE FROM STORAGE

(.40 AF)

Date Filed: 6/30/1988

In: T05S R06W S23

SWSE

55-07380

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.

IDAHO STATE OFFICE

3380 AMERICANA TERRACE

Boise, Id 83706

Source: TROUT CREEK, EAST FORK

Tributary: TROUT CREEK

Diversion Pt: SWNW Sec 3 T 05S R 05W

Use: STOCKWATER

(1.40 AF)

STOCKWATER FROM

STORAGE (1.40 AF)

WILDLIFE STORAGE (.40

AF)

WILDLIFE FROM STORAGE

(.40 AF)

Date Filed: 6/30/1988

In: T05S R05W S03

SWNW

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 AUGUST 22, 1988.

R. KEITH HIGGINSON,

Director

8-3&10 2tc

T12S

1 track
2 tracks
2 tracks

280,000 FEE
42° 22' 30" 115° 22' 30"

Produced by the Geological Survey
in cooperation with the Soil Conservation Service
Orthophotograph prepared from 1:80,000-scale
aerial photographs taken August 7, 1979
Projection and 10,000-foot grid ticks
Idaho coordinate system, west zone
(transverse Mercator)
1000-meter Universal Transverse Mercator grid ticks,
zone 11. 1927 North American datum
Photoinagery rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

This map has been prepared by the Idaho Department of Water Resources pursuant to
Idaho Code §42-1410 to assist claimants in filing notices of claims and objections in the Snake
River Basin Adjudication. No warranty, either express or implied, is made and no legal
responsibility is assumed by IDWR, its employees, its agents, contractors, and reproduction
firms, particularly Bonneville Blueprint Supply Co. Inc. or its employees for the accuracy,
completeness, or usefulness of any information set forth on this map.

Track
2 tracks

Buried
Pipeline

r = Track
K = Track
(mistaken)

1 Domestic Near

Well

SCALE 1
0 1000 2000 3000
0 1000 2000 3000

Copies Of These Map
At Bonneville Blue F

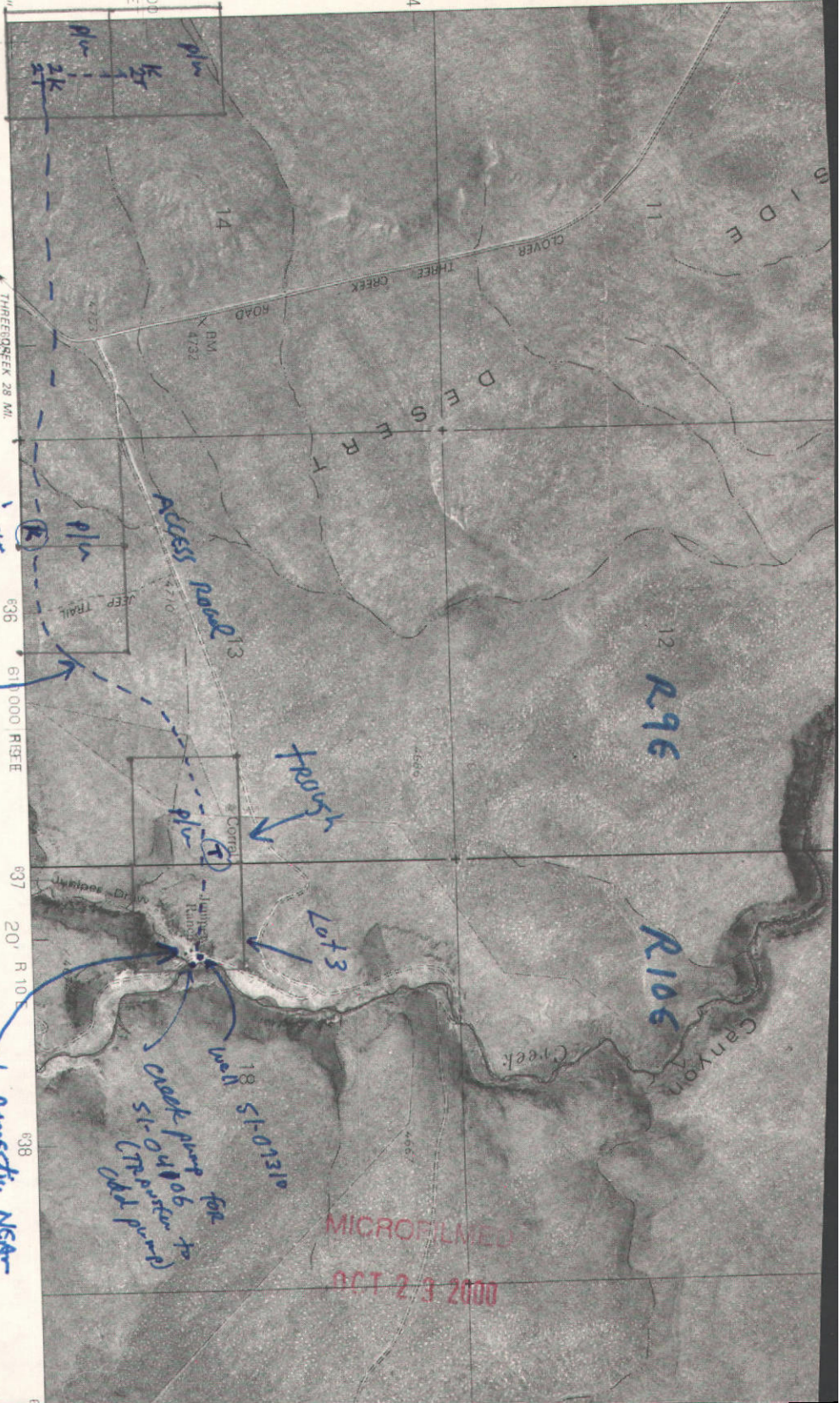
THIS MAP COMPLES WITH NATIO
FOR SALE BY U. S. GEOLOGICAL S

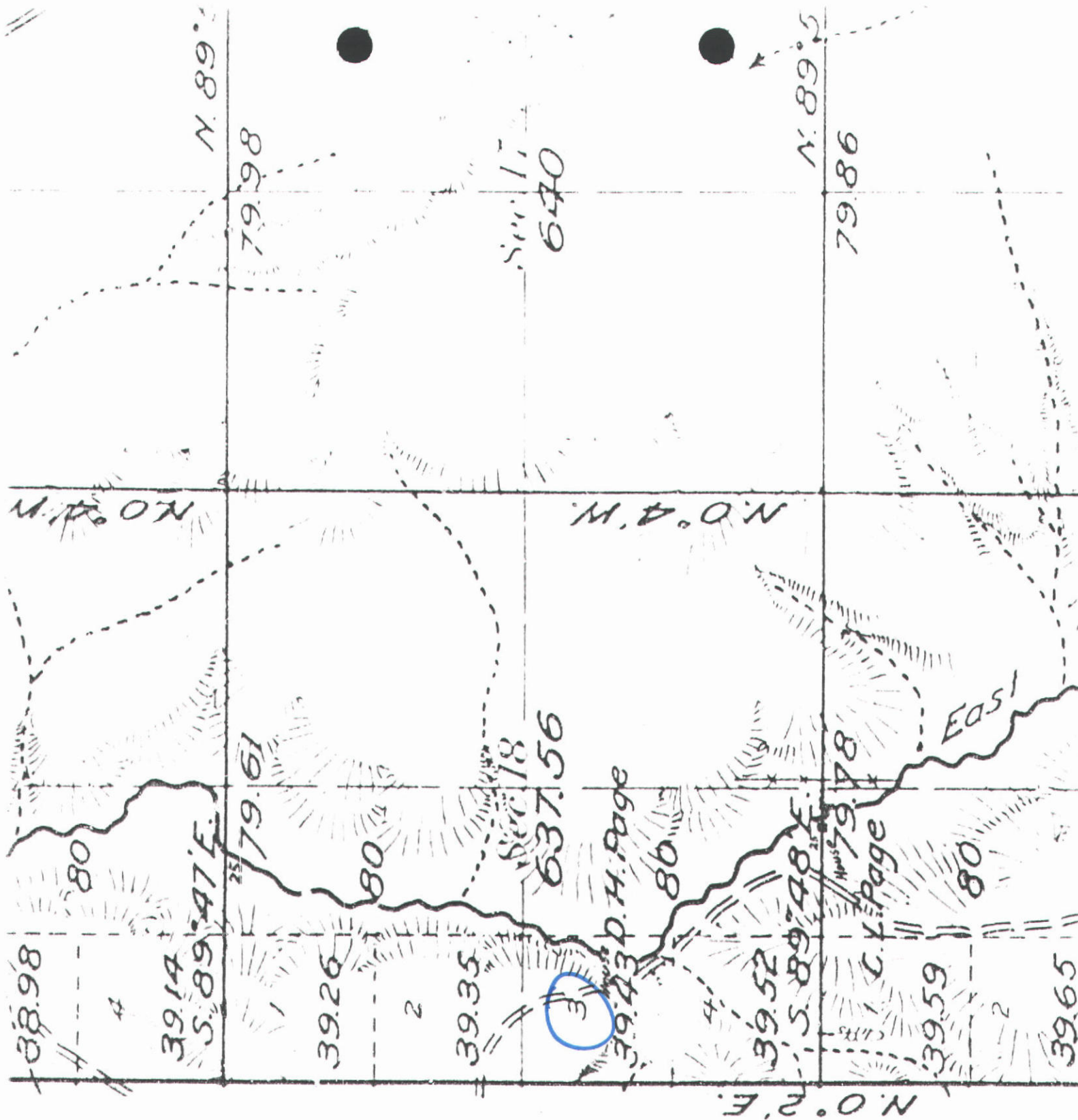
Recommended using Kyo's
in Exam SI-07342 (1996)

except add NESE 513
in SI-07310.
-fr 7/22/98

SI-07310
System found
on 7/8/93
-fr

MICROFILMED
OCT 23 2000





MICROFILMED
OCT 23 2000

51-07310
T125 R10E
5.18

52

Permit 51-07310

Photos taken 7/8/93

Pg 1 of 3

6" well in
canyon e
"Juniper Ranch."



(Same well as
51-07342)

PHOTO ONE-

>

MICROFILMED

OCT 23 2000



GENERATOR
"Shed" - →
powers well.
Well (can't
see in photo)
is in weeds
to left of
shed.

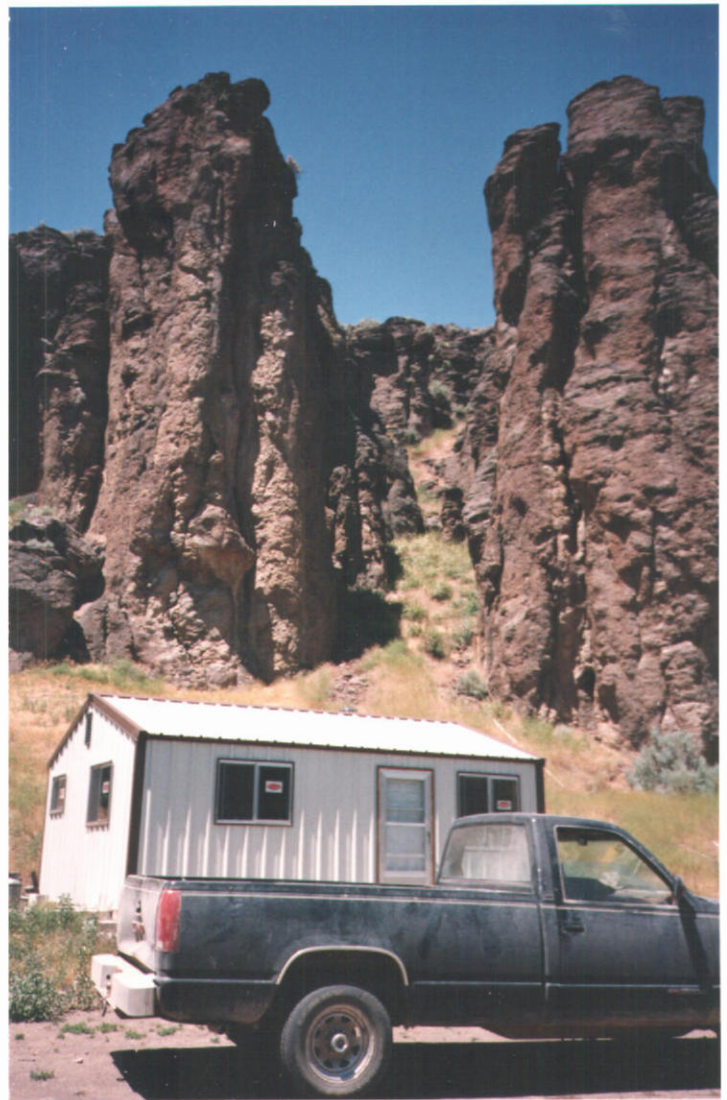
PHOTO TWO-

View is looking
down the
canyon.



Interval use at
this dwelling →

PHOTO THREE-



2 stock tanks
(that supply troughs)
in SWSW 5.14. →

PHOTO FOUR-

MICP

OCT 2





PHOTO FIVE-

2 troughs c 100' north of 1 of 2
tanks in photo #4

~~PHOTO SIX-~~

MICROFILMED

OCT 23 2000

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 51-07310

Priority: July 11, 1988

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

5.1 AF

This is to certify, that US DEPT OF INTERIOR
WELLS LIVESTOCK INC

BUREAU OF LAND MANAGEMENT

IDAHO STATE OFFICE

1387 S VINNELL WAY

BOISE ID 83709-1657

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 11, 1988; and has submitted Proof of Beneficial Use on October 16, 1989. An examination indicates that the works have a diversion capacity of 0.030 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>
STOCKWATER	01/01 to 12/31	0.03 CFS	4.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.03 CFS	5.1 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NENWSW), Sec. 18, Township 12S, Range 10E
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12S 09E 13	SWSW	NESE
14	NWSW	SWSW

PLACE OF USE: DOMESTIC

TWN RGE SEC

12S 10E 18 Lot 3 (NWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Right 51-07342 is also diverted through the point of diversion described above.
3. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
4. Rights 51-07310 and 51-07342 when combined shall not exceed a total diversion rate of 0.03 cfs.

RECEIVED
JUL 11 1988

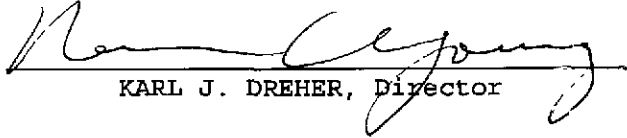
State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 51-07310

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 4TH day of

April, 2000.


KARL J. DREHER, Director

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 51-07310

Date of Priority: July 11, 1988

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

5.1 AF

Comes now

US DEPT OF INTERIOR
WELLS LIVESTOCK INC

BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

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. 51-07310, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.03 CFS	4.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.03 CFS	5.1 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (NENWSW), Sec. 18, Township 12S, Range 10E
OWYHEE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

12S 09E 13	SWSW	NESE
14	NWSW	SWSW

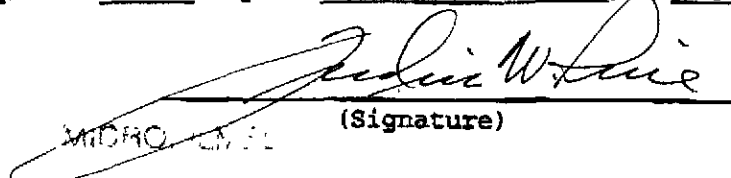
PLACE OF USE: DOMESTIC

TWN RGE SEC

12S 10E 18 Lot 3 (NWSW)

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 BM, IDAHO STATE OFFICE, this 31ST day of March, 2000.


(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 51-07310

FOR DEPARTMENT USE ONLY

Preliminary check by JM Fee 50.00 Receipted by JM # C48606 Date 3-28-00

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. 51-07310 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Right 51-07342 is also diverted through the point of diversion described above.
3. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
4. Rights 51-07310 and 51-07342 when combined shall not exceed a total diversion rate of 0.03 cfs.

Witness my hand this 4TH day of April, 2000.


KARL J. DREHER, Director

WICRC 11

APR 23 2000

For Office Use Only
\$25.00 Filing Fee
Receipt # CD48358
Date 3-10-00

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, WALTER WELLS, PRES. WELLS LIVESTOCK, INC.
1, WELLS LIVESTOCK, INC. hereby assign to BUREAU OF LAND MANAGEMENT
of 782 E 3800 N, BLUTH, ID 83316 (WELLS) & 1387 S. VANHORN
WAY, BOISE 83709-
(Permit Holder) (Full Address and Phone Number) 1657
(BLM)

All my right, title, and interest in and to Permit No. 51-07310
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
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 23rd day of NOVEMBER, 1999.

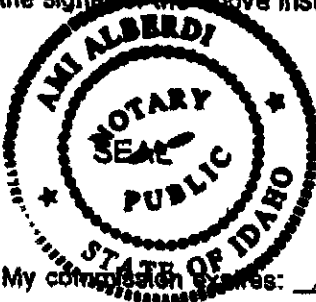
Walter E. Wells

Permit Holder(s)

State of Idaho)

County of Twin Falls)

On this 23rd day of November, 1999, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



My commission expires: 11/5/2004

[Signature]

Notary Public

[Signature]

Signature

MOBILE

2002 2 3 2000

STATE OF IDAHO

OCT 16 1989

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Permit

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

Permit No. 51-2310 Telephone No. 543-4618

Name(s) of Permit Holder(s): Wells Livestock, Inc

Post Office Address: 512 N. Broadway, Buhl, ID 83316

Source of Water: Groundwater

If ground water, well driller's name: Eaton Drilling Date drilled: 8/20/87
(Deepwell)

Extent of Use:
Domestic 1 (No. of households) Irrigation _____ (No. of acres)
Stockwater 900 (No. and type of stock) Other _____
range

Total rate and/or volume for which proof is submitted 0.23 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: MAR 6, 1987
July 19, 1988

One of the following may be a condition of approval of your permit.

Measuring device: Required? Yes No Installed? Yes No

OR

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

Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

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

Mr. Walter Wells 543-4618
Name Telephone No
512 N. Broadway Buhl, ID 83316
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

Oct 12, 1989
Date

Walter E. Wells, pres. Wells Livestock, Inc.
Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 51-07310
EJK

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Wells Livestock Inc. Phone (208) 543-7618
Post office address 512 N. Broadway - Buhl Id 83316
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NA SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 18 Township 12S Range 10E B.M. Owyhee County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.23 for Stockwater purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for Domestic purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.26 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 6" casing, 605' deep drilled well, steady pump submerged 5hp w/2" pvc pipeline to cistern (1200 gallons) w/gravity flow to house & pipeline to 7500 storage tank to troughs Stockwater
 - 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 6" inches; proposed depth of well is 605 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).

DEC 07 1988

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 1000 head range cattle
- c. Municipal; show name of municipality _____
- d. Domestic, show number of households 1 household w/ small lawn irrigation
- 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	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	
12S	9E	14											S/						
12S	10E	18										D/							

Total number of acres to be irrigated 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? Clement

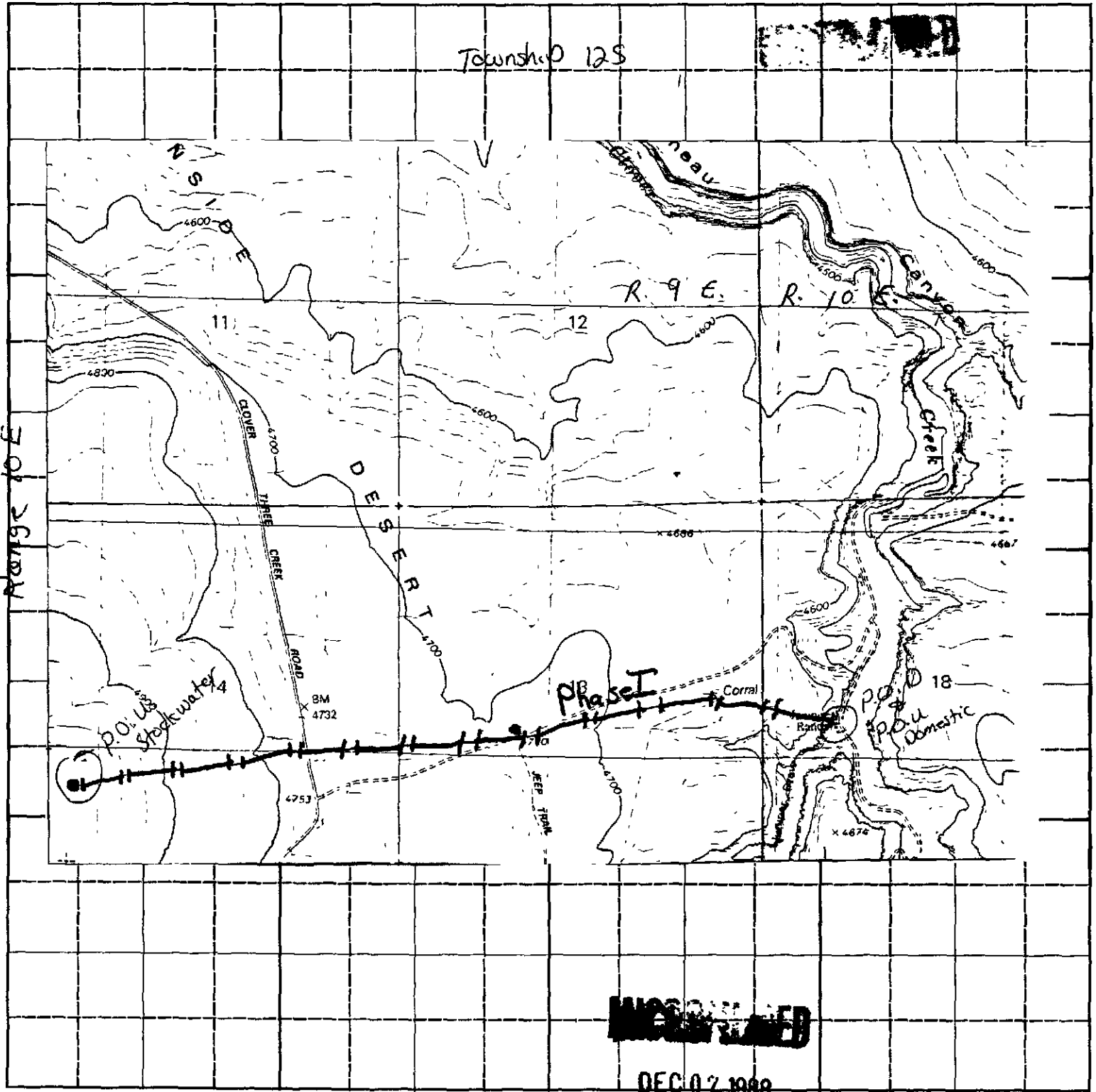
b. Who owns the land to be irrigated or place of use? B.L.M.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Co-operative agreement between parties.

12. Remarks: Existing well deepened via well drilling permit 51-87 W-001 (per phone conv. 7/1/88 gl).

DEC 07 1988

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

Officers:
Pres. Walter Wells
Vice Pres. George Wells
Sec'y Ruth Wells

Walter Wells
x _____
(Applicant)

Walter Wells

Resident

Proposed Priority 7/11/88

Received by ESR Date 07/11/88 Time 11:43am Preliminary check by SL
Fee \$ 50.00 Receipted by ESR # W000461 Date 07/11/88
Publication prepared by GG Date 7-27-88 Published in Owyhee Avalanche
Publication approved 44 Date 9/30/88
8/3 & 8/10/88

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. 51-7310, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1989.
- 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 Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 28th day of Nov., 1988.

A. Glen Saxton

RECEIVED

DEC 07 1988

Buhl, Idaho

October 22, 1988

RECEIVED
OCT 24 1988

State of Idaho

Department of Water Resources

Dear Sirs:

Department of Water Resources

Walter E. Wells has 431 shares in Wells Livestock

George W. Wells has 20 shares in Wells Livestock

James L. Wells has 10 shares in Wells Livestock

There are no other share holders or partners.

Walter E. Wells is president 512 N Broadway, Buhl, Idaho 83316

W. George Wells is Vice president Route 2 Box 83A Buhl, Ida 83316

Ruth S. Wells is Secretary- treasurer 512 N. Broadway, Buhl, Idaho 83316

Directors are as follows:

Walter E. Wells

W. George Wells

Ruth S. Wells

Respectfully Yours

Ruth S. Wells

Ruth S. Wells

Application for Permit No 51-7310

RECEIVED

DEC 07 1988



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

April 4, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709-1657

RE: WATER RIGHT 51-07310

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosures

cc: Wells Livestock Inc.

MICROFILMED
OCT 23 2000

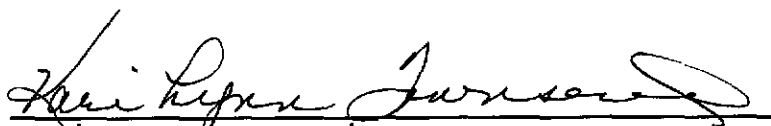
CERTIFICATE OF MAILING

I hereby certify that on the 4th day of April, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

RE: Water Right 51-07310

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709-1657

WELLS LIVESTOCK INC
782 E 3800 N
BUHL ID 83316


Kari Lynn Townsend
Secretary

MICROFILMED

OCT 23 2000

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

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

ORAL ARGUMENT

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

MICROFILMED

OCT 23 2000

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED

OCT 24 2000



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 14, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE ID 83709-1657

RE: WATER RIGHTS 51-07310

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 your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

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

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 208-327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:klt

Enclosure

cc: Wells Livestock Inc.

MICROFILMED

OCT 23 2000

LICENSE REVIEW CHECKLIST

Permit No. 51-07310 Date: 12/27/99 Reviewer: Kay Walker

Reassignment of permit pending - see corres. in file

Change/OK

Name/Address

Source
Point of Diversion:

Does change clarify original intended source? If no, void permit.
Change (P39/P47) Add (P45/P42) Feds (P43)

Place of Use

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Change (P41/P47) Add (P41/P42) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps Right(s) 51-07342
File reviewed Profile reports printed

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

Rate of Diversion

Permitted rate 0.26 cfs
Fee Limit 0.23 cfs
Measured 0.03 cfs
Theoretical 0.03 cfs

Recommended Total Diversion Rate 0.03

Water Uses

Irrigation 0.03 cfs 4.5 af
Stockwater 0.03 cfs 4.5 af
Domestic 0.03 cfs 0.6 af
Total 0.03 cfs 5.1 af

Change (P46)

Irrigation - overlap (R58-R61, R62-R65, R66-R69)
supp. Gw (WB7/065/079)
overlap spec combined rts (W35)
>1 acre (W31)
Domestic (W01/wb5/070/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (081/R07)
Payette - (W22/047/27A)

- see theoretical in file 51-07342 - same system

$1000 \text{ range} \times 0.0134 = 13.4$ (vs.) $0.03 \times 1.98 \times 365 = 21.7$

Volume Determination

0.03 cfs x 1 9835 x 1 days = 0.03 af (vs) 1 acres x 1 (FHR) = 0.03 af

Remarks:

W36 (51-07342) W36 (1 home)

Additional Conditions NO Watermaster Control
NO GW Measurement/Measuring Device
NO Other
Trust (052/R55 - remove 051)
Non-trust (048/049)

Government Lots? YES - S18, 125, 10E

Advance Priority? yes If yes, explain why below.
no

SRBA Claim?

YES

Adjust memo

Amend Letters

P41 P87, S06

Second Amendment Notice

P44 P43 S06



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 10, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WELLS LIVESTOCK INC
782 E 3800 N
BUHL ID 83316

RE: Assignment of Permit 51-07310

Dear Permit Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced permit to you and US Dept. of Interior, Bureau of Land Management. 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 the department if you have questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeff Peppersack', written over a horizontal line.

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

cc: USDI/BLM

MICROFILMED

MAR 14 2000

MEMORANDUM

DATE: January 19, 2000

TO: File 51-07310

FROM: Kari Lynn Townsend

RE: Phone Conversation re Assignment of Permit

Today I spoke with Jan Shurte at Western Region office regarding the **non-receipt** of the filing fee (\$25.00) for the Assignment of Permit received from Wells Livestock, Inc.

Jan and I have had several conversations and she has sent a letter to Mr. Wells regarding this fee. There has still been no response to the letter. During our conversation today we decided that I would return the original Assignment of Permit to Jan and keep a copy of it in the file. She will write another letter to Mr. Wells outlining the necessity for him to comply with the request for the fee and send a copy of that letter to us for the file.

MICROFILMED

OCT 23 2000

RECEIVED

DEC 17 1999

Department of Water Resources

December 15, 1999

Walter Wells
Wells Livestock Inc.
682 E 3800 N
Buhl ID 83316

Dear Mr. Wells:

During the hearing for your Water Right No. 51-07310 we had you submit an assignment of permit form to add the Bureau of Land Management to this right. At that time, I failed to collect the \$25 filing fee that is required when submitting an assignment of permit form.

Would you please send the \$25 required filing fee to our State office at 1301 N Orchard, Boise, Idaho 83720 to the attention of KariLynn Townsend. She is currently holding the assignment until the filing fee is submitted.

Thank you for your consideration in this matter and if you have any questions, please feel free to contact me.

Sincerely,

JAN SHURTE
Water Rights Supervisor
Adjudication Section
Western Regional Office

MICROFILMED

OCT 23 2000

Shurte, Jan

From: Townsend, KariLynn
Sent: Thursday, December 02, 1999 10:25 AM
To: Shurte, Jan
Subject: RE: Wells Livestock Inc - Assignment of Permit

Hi Jan. Thanks for your quick response to my e-mail and your offer to get the \$\$\$\$. Here is the address.

Wells Livestock Inc.
682 E 3800 N
Buhl ID 83316

If you happen to come up with a current phone number too that would be wonderful. Thanks again. Kari Lynn

-----Original Message-----

From: Shurte, Jan
Sent: Thursday, December 02, 1999 9:33 AM
To: Townsend, KariLynn
Subject: RE: Wells Livestock Inc - Assignment of Permit

Hi KariLynn - Sorry about the fee. I completely forgot at that time - it's been a while since I took an assignment. I looked up his phone number and it has been disconnected. So, the way I used to handle this situation when I was doing assignments was to send a letter. Could you email me his new address and I'll send a letter letting him about the fee and to send it to you at your attention. Thanks, Jan

-----Original Message-----

From: Townsend, KariLynn
Sent: Wednesday, December 01, 1999 4:59 PM
To: Shurte, Jan
Subject: Wells Livestock Inc - Assignment of Permit

Hello Jan:

I have an Assignment of permit from Walter Wells/Wells Livestock assigning to Wells Livestock, Inc & BLM. The problem is that there is no record of the \$25.00 filing fee being received. According to Roxanne Brown, this form was filled out by you during a trip to Murphy and she thought you might have some information about the fee. I was unable to reach Wells Livestock or Mr. Wells by phone as the number in the file is no longer in service.

I am not able to process this assignment until we have the filing fee and I hate to hold these things on my desk for any length of time.

Thanks in advance for any help you can offer.

Kari Lynn

57-07310

MICROFILMED

OCT 23 2003

INTER-DEPARTMENT MEMO--1

FROM Steve L.

TO Shelley K. & Cindy Z.

SUBJECT LICENSING 51-07310

MICROFILMED DATE 7/23/98
OCT 23 2000

Attached exam report summarizes this right in conjunction with 51-07342 for same well to same system. Normally would give license for older priority & not license duplication with younger priority.

However - that could lead to unnecessary objection problems in SRBA re 51-07310. To have recommended a somewhat unusual approach in this exam.

I hope it works out to issue both licenses asap. Then we could change R file so that final R 51-07310 = license (new is being recommended as permit in Director's Report to be mailed very soon). A cover letter w/ license order could explain this.

SIGNATURE

RECEIVED

JUL 23 1998

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Also see
1996 exam of
51-07342 = same
well

A. GENERAL INFORMATION

Permit No. 51-07310

1. Owner: Wells Livestock Inc.

Phone No. 543-4618

Current Address: 512 N. Broadway Butt ID 83316

2. Accompanied by: Walter Wells

EXAM DATE: 7/8/93

Address: Same

Phone No. _____

Relationship to Permit Holder: president

3. Source: groundwater

tributary to _____

B. OVERLAP REVIEW

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

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

51-07342 in supplemental herein

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
-	3	N6	NW	SW	18	12S	10E	Owyhee	7 1/2 with photo

2. Place(s) of Use:

Indicate Method of Determination

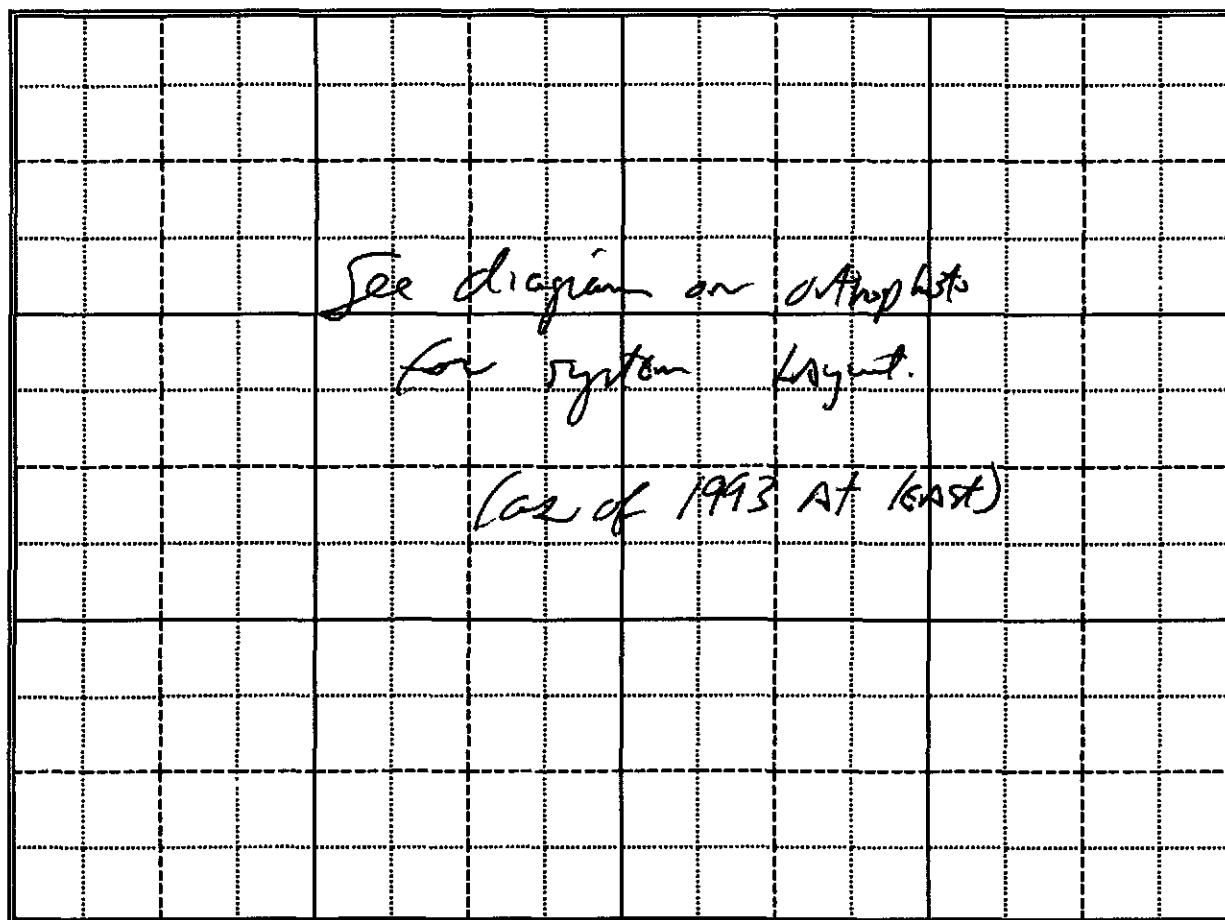
Same as in p14

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	9E	13											S		S				
		14										S	S						
	10E	18									D								
											L3								

MICROFILMED
OCT 23 2008

this is total b.c. found in exam but must be
reviewed in conjunction with 51-07342 to determine personal p14

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



Scale: 1" = 10'

☒ 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. Add to records unknown

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	—	5	unknown	submersible?	—
	(Bosch portable generator powers system)				

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE				MICROFILM		
				207 2 3 2000		

did not get specs on this during exam

2. Measurements: can't measure closed system with buried pipelines.

Per owner: static 243', dynamic 341' (c 1.5 hrs. pumped), testal well c 33 gpm (no report available), 90 psi c wellhead, 50 psi c stock pin on the flats near Chas 3 Road.

cont. in Attachment A

E. NARRATIVE/REMARKS/COMMENTS

A 6", 395' well (1981) was deepened to c 600' in 1987*. A 5 hp. system serves 1 home in canyon by well & a pipeline system to stock tanks/troughs to west of canyon. Total stock use system includes: 4 storage tanks & 7 troughs, see photos 4 & 5 for typical examples.

NOTE that d'hoose lists 77-07270 in this location - an obvious mistake. Per research, file 77-07270 was not filed but appears that it is just an error that occurred in establishing 51-07310 (note exact priority date & exact data entry re both #'s). I think we can confidently conclude that 77-07270 can be deleted as an in-house error.

NOTE differences in some stock plan locations in exams -7310 & -7342. Except for NESE 5.13, I think differences can be easily clarified. Examination of -7342 was with Mr. Wells plus BLM staff, was personally familiar with project per his previous BLM job, & obviously spent more time on his exam than I did (he was more thorough & did a better job!). I would defer to his 1/4 1/4 locations but would note that trough was observed in NESE 5.13 in 1993 (maybe that's on Wells' land?) & should be included.

o/p in both rights appears to be the same water stock in both rights appears to be the same per exam -7342 note c 550 cattle allotment (not 1000 + 600 listed in permits). It appears that entire use from this well (except wildlife?) can be covered by -7310. However, since some of the development is on ~~private~~ public land (BLM) & since AS1-07310 has been filed in SRBA, it is very likely that BLM would be forced to object to AS1-07310 if it eventually is recommended as license that incorporates 51-07310 (Wells) & 51-07342 (BLM) if license is just in ~~name~~ name of Wells' Livestock.

Have conditions of permit approval been met? yes no

* obtained d.p. 51-07-w. 0001-100 to deepen 1981 well, although appears Driller did not file MICROFILMED per d'hoose & Region file search.

This right does not allow access by permit owner onto public land if some/all of stock use is on BLM land.

Additional Computation Sheets Attached

SEE EXAMINER'S FLOW CHART IN 57-07342 → CAPACITY c .03 cfs

This is probably the best estimate that can obtain

1. Volume Calculations for Irrigation: *N/A*

$$V_{DB} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$V_{BR} = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

See Narrative & Stock User.

Down 1 int = .6 dfa (allow .02 q/s per 1 strand)

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (I)	1/1	12/31	.02	0.6
Stockwater (1000 RANGE CATTLE)	1/1	12/31	.03	4.5
Totals:			.03	5.1

☐ 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 Steve Lester Date 7/22/98

Reviewer _____ Date MICROFILMED

SEAL

MICROFILME.

077 2 4 2000

51-07310

Attachment A - Narrative continued

To reconcile licensing with SEBA resolution of ASI-07310 (51-07342 is not claimed or required in SEBA), I recommend the following:

I.

- a) license 51-07310 for legals shown in 51-07342 but add stock in NGE 5.13. Allow .03 cfs as in 51-07342.
- b) assume 5/1000 @ 123 days (actual use days in 7342):
 $V_R = (12 \times 123 \times 1000) / 325,850 = 4.5 \text{ AFA}$
 $V_D = .03 \times 365 \times 1.9835 = 21.7 \text{ AFA}$
- | | | | | |
|--------|---------|---------|--------------|--------------------------------|
| c) Dom | .02 cfs | .6 AFA | (1 in horse) | } all year
4.5 AFA
stock |
| Stock | .03 cfs | 4.5 AFA | (5/1000) | |
| total | .03 cfs | 5.1 AFA | | |

II.

- a) license 51-07342 as shown in that sum (so it can include wildlife).
- b) note that V_D for stock is $.03 \times 365 \times 1.9835 = 21.7 \text{ AFA}$
↳ not 123 days

(but this clarification does not change ~~regulation~~ ^{management}).

OCT 23 2000.

III.

Limit both rights to .03 cfs combined. Same O/I combined.

" to dom. for # cattle allowed by grazing allotment(s) - this will address total volume per year actually used by whatever the max. # animals is within limits of rights.

Right 51-07310 does not convey access onto public land.

Send cover letter to W&L & BLM to expedite licensing for SEBA.

A05809NP
No. A51-07310

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/22/98
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WELLS LIVESTOCK INC	07/11/1988	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.20 CFS 0.03 CFS	
TOTAL DIVERSION:					0.23 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T12S R10E S18

NWSW

OWYHEE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
12S 09E 14 :															

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
12S 10E 18 :															

POU County: OWYHEE

Non-Irrigation Uses: S/900 RANGE, D/1 HOUSEHOLD

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A51-12846 R51-07310 R51-12846

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 004 - The issuance of this right does not grant any right-of-way or easement across the land of another.

Remarks: GEN NONE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Exam 51-07310
Attachment B

SRBA claim more
or less matches permit

4895

7125

4894

1 tank
2 tanks

2 tanks
2 tanks

200 000
FEET

42° 22' 30"
115° 22' 30"

THREESPOCK 28 MI.

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken August 7, 1979

Projection and 10,000-foot grid ticks

Idaho coordinate system, west zone
(Transverse Mercator)

1000 meter Universal Transverse Mercator grid ticks,
zone 11. 1927 North American datum

Photomagey rectified by optical scanning
Where double or mismatched image occurs use the
mean of image position for map point

This map has been prepared by the Idaho Department of Water Resources pursuant to
Idaho Code §42-1410 to assist claimants in filing notices of claims and objections in the Snake
River Basin Adjudication. No warranty, either express or implied, is made, and no legal
responsibility is assumed by IDWR, its employees, its agents, contractors, and reproduction
firms particularly Bonneville Blueprint Supply Co Inc or its employees for the accuracy,
completeness, or usefulness of any information set forth on this map

36

610 000 FEET

37

20' R 10'

38

1 Domestic Near

SCALE 1

Well 1

1000 0 1000 2000 3000

7 = Tank
K = Tank
(in distance)

Buried
pipeline

Tank
2 tanks

NORTH

Recommend using Kyoals

in Exam SI-07342 (1996)

except add NESE 513

in SI-07310.

-Fr 7/22/98

Copies Of These Map
At Bonneville Blue F

THIS MAP COMPLEES WITH NATIO
FOR SALE BY U. S. GEOLOGICAL S

SI-07310

System Hand
on 7/8/93

-G.

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 51-07310

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP____, Rge____, Sec.____, ____ 1/4 ____ 1/4
or Lot____.

2. Owner: See H&H Exam report

Address____, City____, St____

3. Casing $\geq$ 12 inches above ground: Yes ☒ No ☐

4. Access Port: Yes ☒ No ☐
Pressure Gauge: Yes ☒ No ☐
Flowing: Yes ☐ No ☒

Static Water Level: 243' per owner
Casing Diameter: 8"
Temperature: cold

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☐ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: Well deepened from 395' to 605'
in last 4 yrs. per owner

Well permit to deepen by: Esther Pung & Milling
log Wendell
51-87-W-0001? Larry Nielson, Mgr.

addendum 7/22/98: 51-87-W-0001-100 to deepen
well.

no log found in Region or in d'base e
deepening.
1981 log for original drilling attached.
-SL

STATE OF ID. 40
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.USE TYPEWRITER OR
BALLPOINT PEN

1. WELL OWNER Name <u>Walter Wells</u> Address <u>Buhl, Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>144</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>57</u> °F. Quality _____																																													
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☒ Baller ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																									
Discharge G.P.M.	Pumping Level	Hours Pumped																																													
3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☒ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Mole Diam.</th><th>Depth From To</th><th>Material</th><th>Water Yield No.</th></tr></thead><tbody><tr><td>1</td><td>11</td><td>SANDY LOESS</td><td> </td></tr><tr><td>11</td><td>16</td><td>GRAVEL</td><td> </td></tr><tr><td>16</td><td>22</td><td>SANDY CLAY</td><td> </td></tr><tr><td>22</td><td>105</td><td>BROWN KYOLITE</td><td> </td></tr><tr><td>105</td><td>183</td><td>GREEN KYOLITE</td><td> </td></tr><tr><td>183</td><td>225</td><td>BROWNISH RED KYOLITE</td><td> </td></tr><tr><td>225</td><td>265</td><td>GREEN KYOLITE</td><td> </td></tr><tr><td>265</td><td>330</td><td>BROWN KYOLITE</td><td> </td></tr><tr><td>330</td><td>335</td><td>DECOMPOSED KYOLITE</td><td> </td></tr><tr><td>335</td><td>351</td><td>BROWNISH RED KYOLITE</td><td> </td></tr></tbody></table>		Mole Diam.	Depth From To	Material	Water Yield No.	1	11	SANDY LOESS		11	16	GRAVEL		16	22	SANDY CLAY		22	105	BROWN KYOLITE		105	183	GREEN KYOLITE		183	225	BROWNISH RED KYOLITE		225	265	GREEN KYOLITE		265	330	BROWN KYOLITE		330	335	DECOMPOSED KYOLITE		335	351	BROWNISH RED KYOLITE	
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USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

OCT 23 2000

51-07310

51-07342

SP

Permit 51-07310

Photos taken 7/8/93

Pg 1 of 3

6" well in
canyon e
"Juniper Ranch."



(Same well as
51-07342)

PHOTO ONE-

>

NOISE

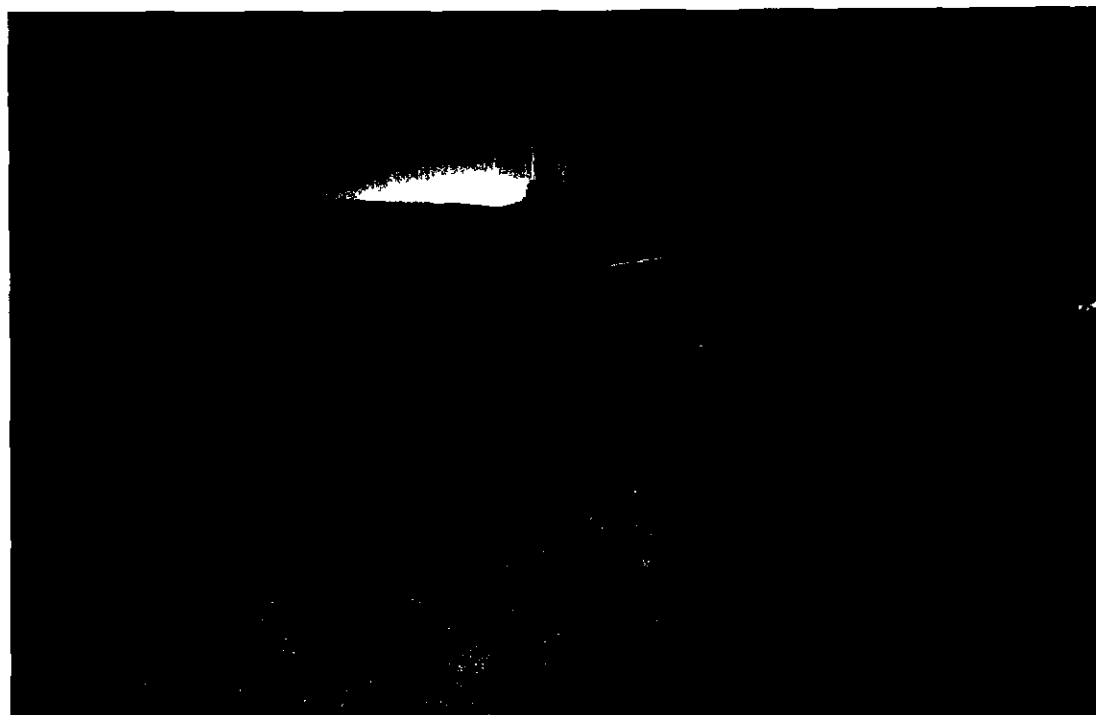
7 23 2009



Generator
"Shed" - →
powers well.
Well (can't
see in photo)
is in woods
to left of
shed.

PHOTO TWO-

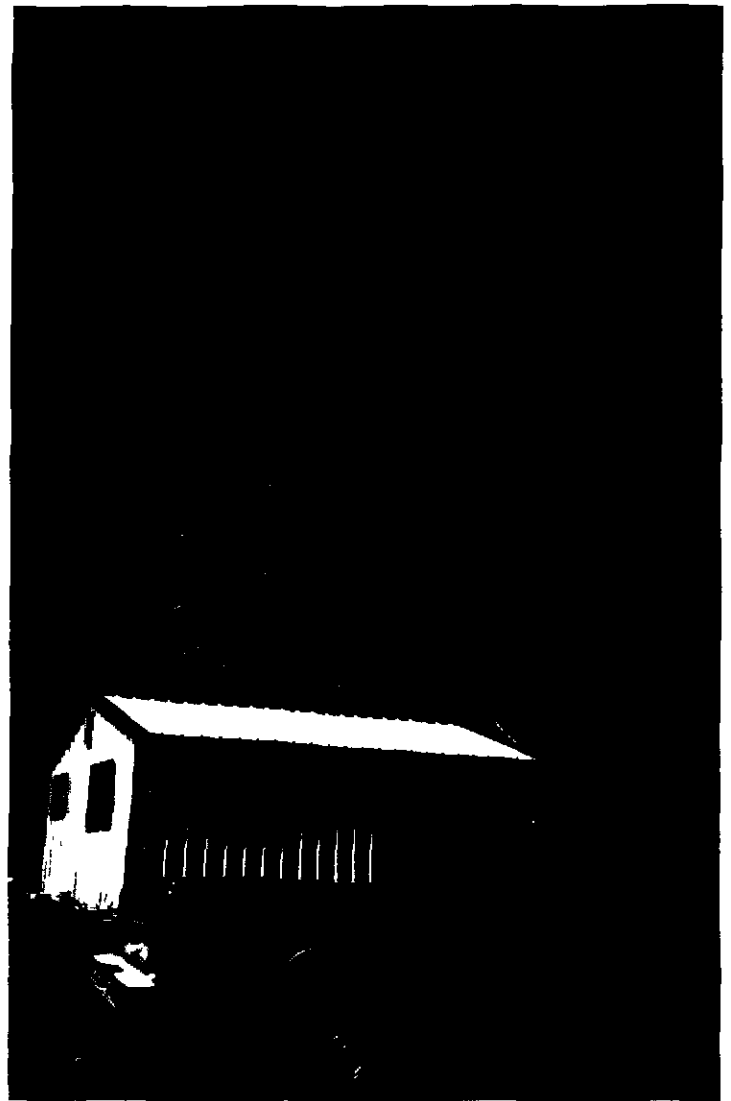
View is looking
down the
canyon.



Internet use at
this dwelling →

PHOTO THREE-

>



2 stock tanks
(that supply troughs)
in SWSW 5.14.

→

PHOTO FOUR-

MICHIGAN

OCT 1993

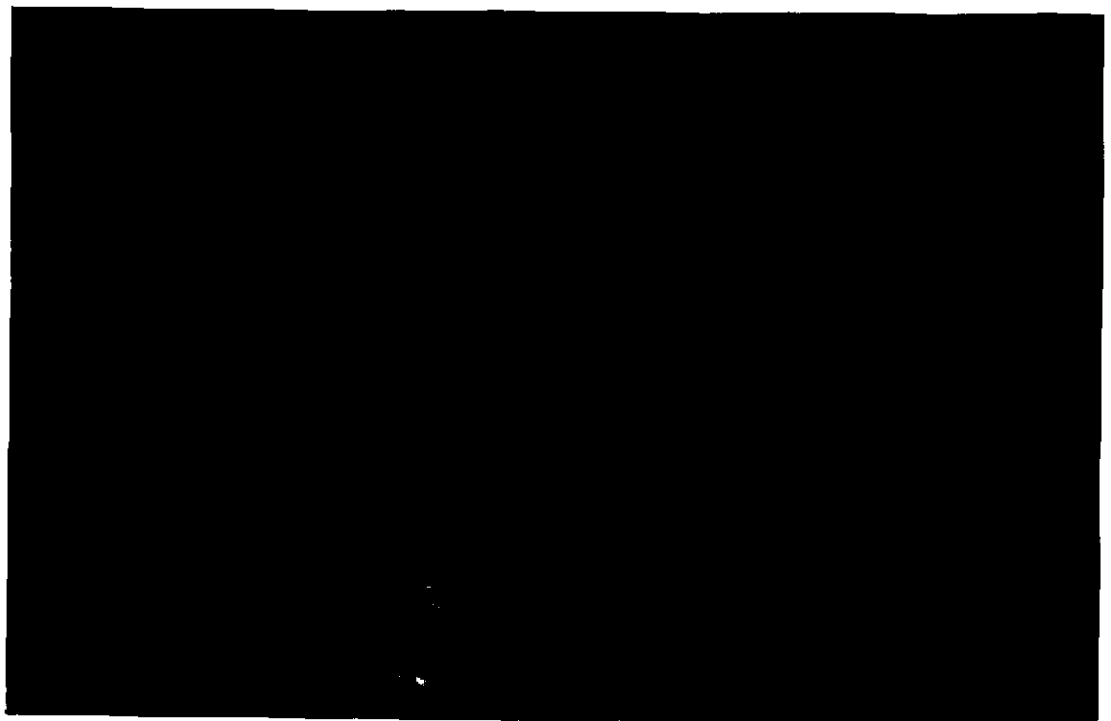




PHOTO FIVE-

2 troughs c 100' north of 1 of 2
tanks in plots #4

~~PHOTO SIX-~~

MICRO-EMUL

OCT 23 2000

December 7, 1989

WELLS LIVESTOCK INC.
512 N. BROADWAY
BUHL, ID 83316

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 51-07310

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

DEC 19 1989

STATE OF ID - 40
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

96

1. WELL OWNER Name <u>Walter Wells</u> Address <u>Buhl, Idaho</u> Owner's Permit No. _____		7. WATER LEVEL Static water level <u>144</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>57</u> °F. Quality _____																																																								
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☒ Baller ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																				
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USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

DEC 19 1989

WELLS LIVESTOCK INC.
512 N. BROADWAY
BUHL, ID 83316

September 30, 1989

138660

PROOF DUE NOTICE

RE: PERMIT NO. 51-07310

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 December 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.

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

MAILED

DEC 1 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
December 5, 1988

WELLS LIVESTOCK INC.
512 N. BROADWAY
BUHL, ID 83316

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 51-07310

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.

Sincerely,

GARY SPACKMAN, Supervisor
Water Rights Permits Section

GS: SC
Enclosures

MAILED

DEC 07 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 7, 1988

RE: Application for Permit No. 51-7310

Wells Livestock Inc.
512 N. Broadway
Buhl, ID 83316

Gentlemen:

We have received your application for permit, for stockwater and domestic uses, from our Western Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names and addresses of all partners, directors and officers within the corporation. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty days so we can continue with the processing of your application.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

*rec'd listing
10/24/88 -
see under
application
kw*

DEC 07 1988

MEMORANDUM

TO: DEBBIE ALLEN

FROM: STEVE LESTER *SL*

DATE: AUGUST 12, 1988

RE: REFUND FOR WELLS LIVESTOCK INC.

Application 51-07310 was received by the Adjudication staff at Western. An incorrect fee was charged. The correct fee for 0.26 cfs. is \$45, but \$50 was received (receipt W000461).

Please provide a \$5 refund and mail to:

Wells Livestock Inc.
512 N. Broadway
Buhl, ID. 83316
(543-4618)

RECEIVED

DEC 07 1988



CECIL D. ANDRUS
Governor

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

R. KEITH HIGGINSON
Director

August 2, 1988

Monte McClendon
Natural Resource Specialist
Bureau of Land Management
3948 Development Ave.
Boise, ID 83705

Re: Application for Permit No. 51-07310, in the Name of Wells Livestock Inc.

Dear Mr. McClendon:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by August 22, 1988.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure(s):

MAILED

DEC 07 1988

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

JULY 27, 1988

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 AUGUST 22, 1988.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

DEC 07 1988

51-07310

WELLS LIVESTOCK INC.
512 N. BROADWAY
BUHL, ID 83316

Source: GROUNDWATER

Diversion Pt: NWSW Sec 18 T 12S R 10E

Use: STOCKWATER (.230 CFS)
DOMESTIC (.030 CFS)

Date Filed: 7/11/1988

In: T12S R09E S14 SWSW
R10E S18 NWSW

MICROFILMED

DEC 07 1988