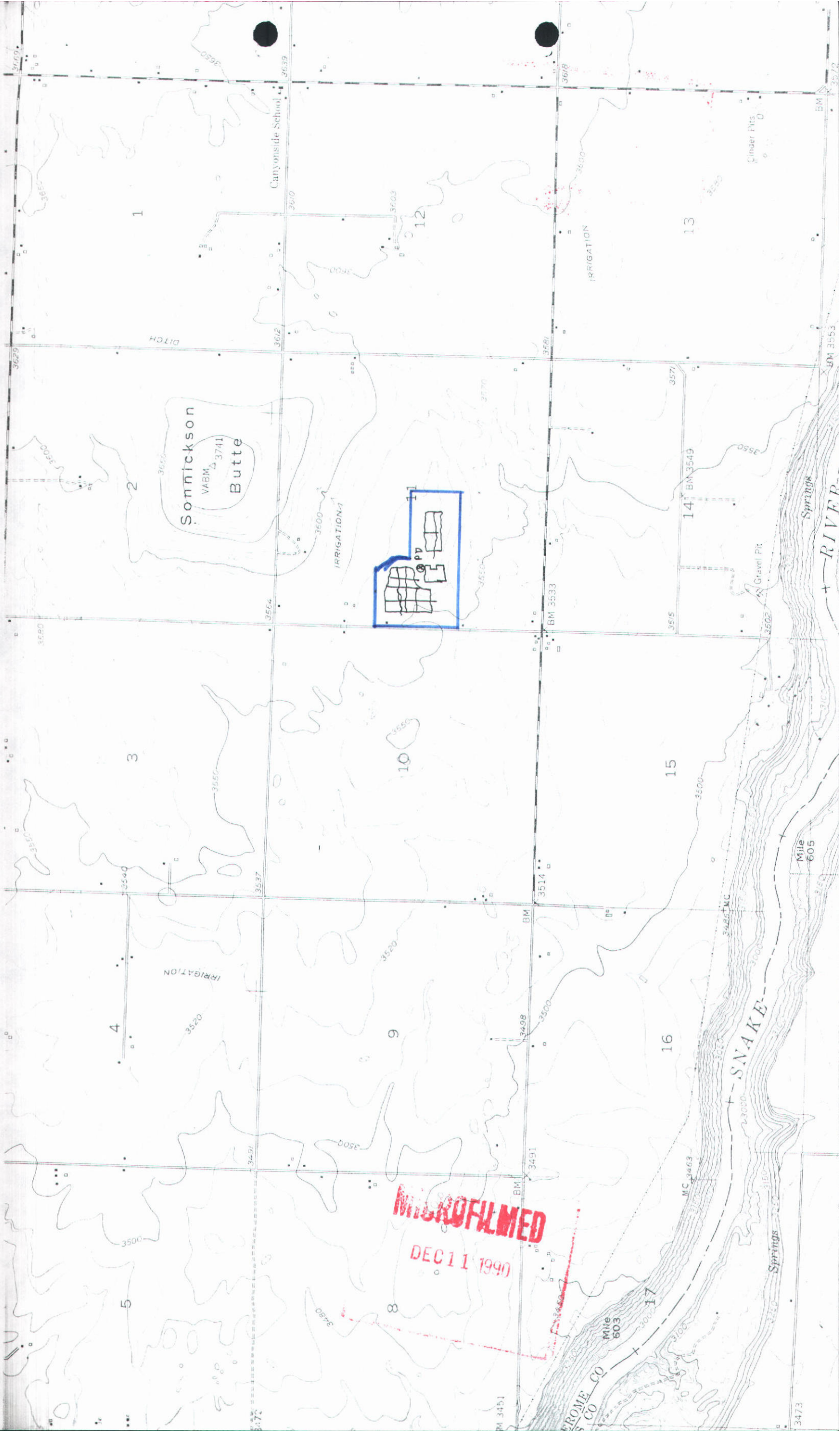
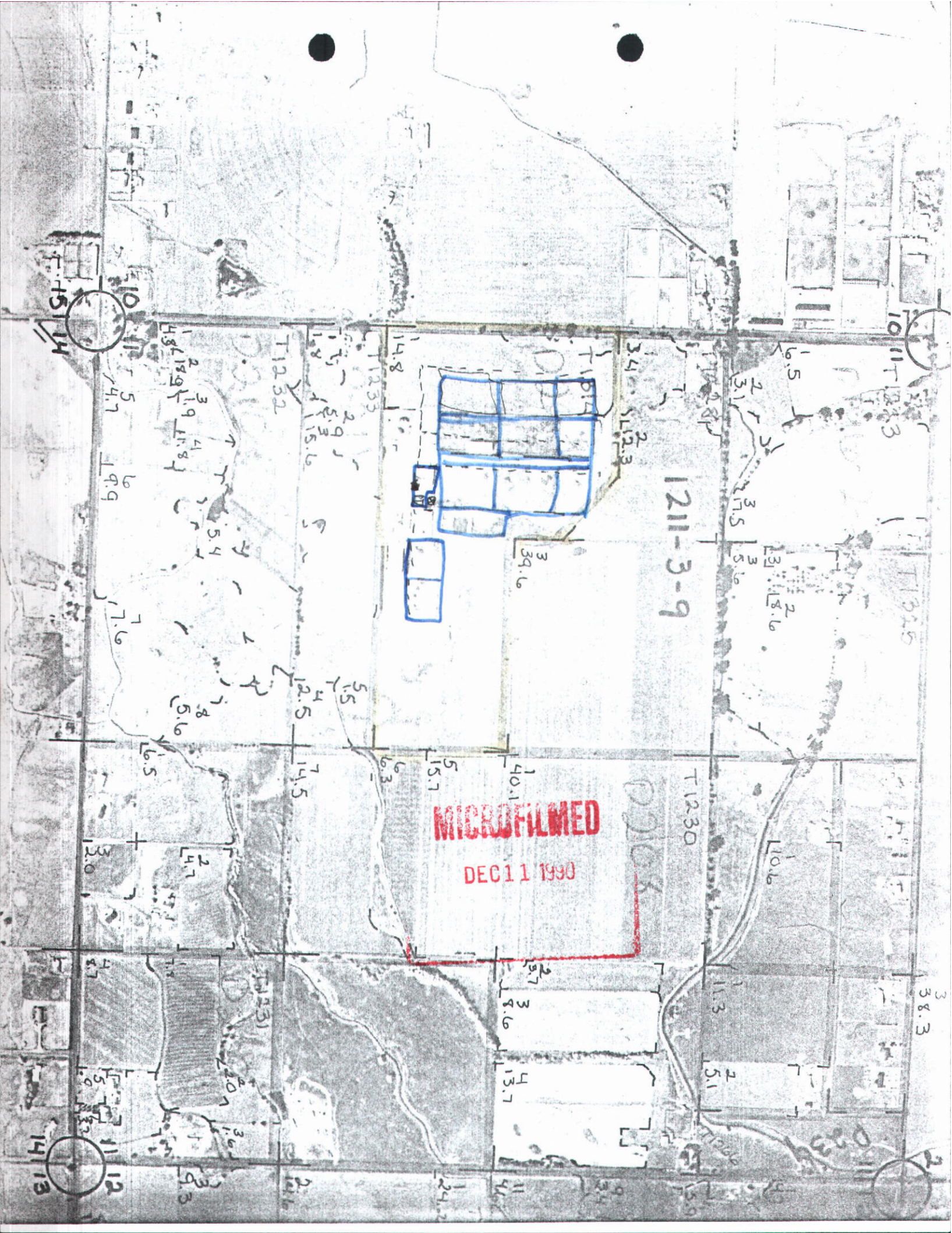






1211-3-9

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DEC 11 1990

36-8175

P/U north of well.



P/U west of well.



P/U east of well.

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DEC 11 1990



36-8175

Main dairy building.



P/D at NE corner
of dairy building.



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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08175

Priority: April 1, 1984

Maximum Diversion Rate: 0.17 CFS
Maximum Diversion Volume:¹ 92.2 AF

This is to certify, that K & W DAIRY
466 S. 200 W.

JEROME, ID 83338 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 11, 1983; and
has submitted Proof of Beneficial Use on September 27, 1985. An examination indicates
that the works have a diversion capacity of .170 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	0.17 CFS	43.9 AF
COMMERCIAL	01/01 to 12/31	0.17 CFS	48.3 AF
	Totals	0.17 CFS	92.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 11, Township 09S, Range 16E
JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09S 16E 11 SWNW NESW NWSW

PLACE OF USE: COMMERCIAL

TWN RGE SEC

09S 16E 11 NWSW

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, applicable Idaho law.

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DEC 11 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08175

CONDITIONS/REMARKS:

5. Commercial use is for a dairy farm operation.

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 3rd
day of December, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED

DEC 11 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08175

RECEIVED

OCT 2 1990
APPROVED
Department of Water Resources

Date of Priority: April 1, 1984

Maximum Diversion Rate: 0.17 CFS
Maximum Diversion Volume:¹ 92.2 AF

Comes now K & W DAIRY
466 S. 200 W.
JEROME, ID 83338

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. 36-08175, 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	0.17 CFS	43.9 AF
COMMERCIAL	01/01 to 12/31	0.17 CFS	48.3 AF
	Totals	0.17 CFS	92.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 11, Township 09S, Range 16E
JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09S 16E 11 SWNW NESW NWSW

PLACE OF USE: COMMERCIAL

TWN RGE SEC

09S 16E 11 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 Twing Falls, this 23 day of Oct, 1990.

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DEC 11 1990

Alvin Boer
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-08175

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee ☒ \$20.00 Received by LAP ⁵⁹²⁷⁷² Date 10-24-90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 36-08175 with the following;

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. Commercial use is for a dairy barn.

Witness my hand this 30 day of December, 1990.

Acting for R. Keith Higginson Director

MICROFILMED

DEC 11 1990

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

IN THE MATTER OF PERMIT

NO. 36-8175 IN THE NAME OF

K & W DAIRY

ORDER OF REINSTATEMENT

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 36-8175 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 36-8175 to appropriate the public waters of the State of Idaho with a proposed priority of APRIL 11, 1983.

2. On APRIL 17, 1986 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 16, 1986.

3. The license examination fee was not paid within one year of the date, and the permit lapsed for failure to pay the license examination fee.

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DEC 11 1990

4. The license examination fee was received on
JUNE 05, 1987, 354 day(s) late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 36-8175 should be advanced 354 day(s).

ORDER

IT IS HEREBY ORDERED that Permit to Appropriate Water No. 36-8175 is reinstated.

IT IS FURTHER ORDERED that the date of priority of Permit No. 36-8175 is advanced to APRIL 01, 1984.

Dated this 25th day of September, 1990.

J. Glen Saxton
Chief, Water Allocation Bureau

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DEC 11 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant K & W Dairy Phone 324-5048

Post office address Route #3, Jerome, ID 83338

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 9S

Range 16E B.M. Jerome County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.78cfs for Livestock purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.56cfs for Commercial purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 2.34 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well & pump

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

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

c. Proposed well diameter is 8 inches; proposed depth of well is 160 feet.

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 9S

Range 16E B.M.

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

(3) List number of each kind of livestock to be watered 1200 dairy cattle

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

(5) If water is to be used for other purposes describe: Commercial use in dairy barn

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

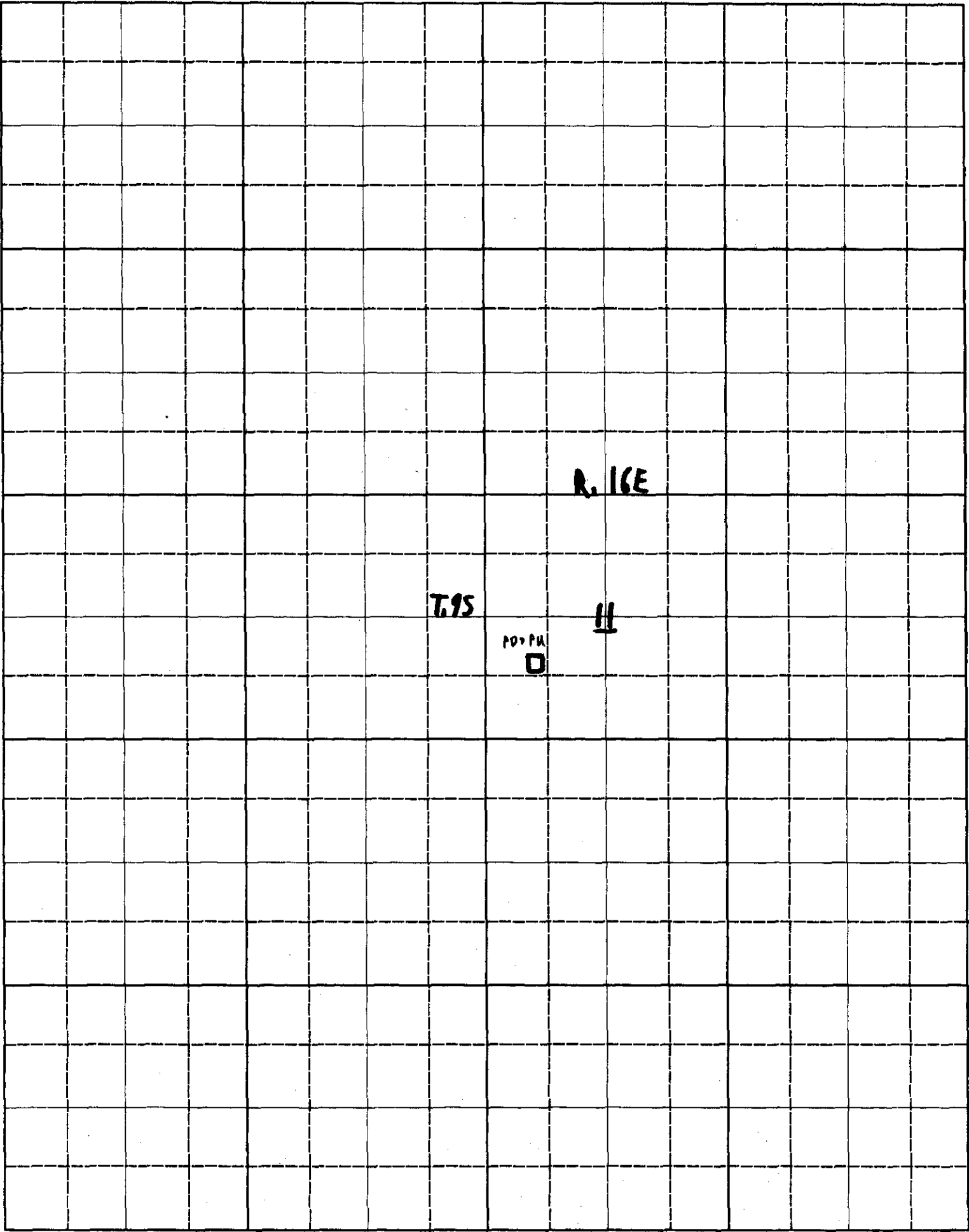
[illegible]

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

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

10. Remarks _____

11. 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.

Adrian Boer Jr. - Partner
(Applicant)

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Proposed Priority 4/11/83 marcp

4/11/83

8:00 **MICROFILMED**

Received by JA Date _____ Time _____

Preliminary check by LA Fee \$ 85.00 # 26192

Receipted by marcp Date 4/11/83

Publication prepared by marcp Date 3/22/85

Published in north side news

Publication dates 3/6 + 3/13/85

Publication approved marcp Date 3/15/85

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM tw

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. 36-8175, 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 July 1, 19 86.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
Consumptive use of water under this permit shall not exceed 2.0 acre feet per day.

Witness my hand this 10th day of June, 1985.

A. Glen Saxton
Chief, Operations Bureau

AFFIDAVIT of PUBLICATION

COPY OF NOTICE

State of Idaho, }
County of Jerome } SS.

GORDON O. GLASMANN

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

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 6th day of March

1985, and the date of the last publication was on the 13th

day of March, 1985.

Subscribed and sworn to before me this 14th

day of March, 1985
(SEAL)

36-8222
MILLER, TED &/or FELICE
CANTONE, JANE
STONE, BARBARA,
C/O Barbara Stone, Rt. 2 Box 2532,
JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversión Pt: SWNE Sec 33 T 08S R 16E
Use: STOCKWATER (0.8333 CFS)
In: SWNE Sec 33 T 08S R 16E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8224

26
26
MILLER TED &/or FELICE
CANTONE, JANE
LOPEZ, KAREN &/or JOHNNY
C/O Karen and Johnny Lopez, Rt. 2 Box 2595, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversión Pt: NENE Sec 33 T 08S R 16E
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.17 CFS)
COMMERCIAL (0.17 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 33 T 08S R 16E FOR 2 ACRES
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8225

MILLER, TED &/or FELICE
STONE, BARBARA
CANTONE, JANE
C/O Barbara Stone, Rt. 2 Box 2532, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversión Pt: NENW Sec 32 T 08S R 16E
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.66 CFS)
DOMESTIC (0.06 CFS)
In: NENW Sec 32 T 08S R 16E FOR 2 ACRES
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
3-6-2tc

36-8175
K & W DAIRY, RT. 3, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 04/11/1983
Diversión Pt: NWSW Sec 11 T 08S R 16E
Use: STOCKWATER (0.78 CFS)
COMMERCIAL (1.58 CFS)
In: NWSW Sec 11 T 08S R 16E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8193

SKSEN, A. DALE &/or KAREN L., RT. 4, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 06/24/1983
Diversión Pt: NESE Sec 35 T 08S R 19E
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NESE Sec 35 T 08S R 19E FOR 2 ACRES
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8196

THORN CREEK GRAZING ASSOC., RT. 1, GOODING, ID 83330
Source: GROUNDWATER
Date Filed: 05/26/1983
Diversión Pt: NWNE NWSE Sec 22 T 09S R 17E
Use: COMMERCIAL (11.00 CFS)
In: NWNE SWNE NWSE Sec 22 T 09S R 17E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8215

VAN HOLLAND, ARTHUR, RT. 6 BOX 6335, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 06/22/1983
Diversión Pt: SWNW Sec 03 T 08S R 17E
Use: COMMERCIAL (0.11 CFS)
DOMESTIC (0.04 CFS)
In: SWNW Sec 03 T 08S R 17E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director

NOTICE OF APPLICATION FOR WATER RIGHT
Notice is hereby given that the following applications have been submitted for permit to appropriate the public waters of the State of Idaho
36-8139
MCCORD, LLOYD, RT. 2 BOX 2470, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 01/21/1983
Diversión Point: NWNW Sec 29 T 08S R 16E
Use: STOCKWATER (0.44 CFS)
DOMESTIC (0.08 CFS)
In: NWNW Sec 29 T 08S R 16E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8155
BARRYMORE ESTATES SUB-DIVISION WATERUSERS, C/O Gene Anderson, Rt. 6, Box 6305, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 03/04/1983
Diversión Pt: SESE Sec 04 T 08S R 17E
Use: STOCKWATER (0.04 CFS)
DOMESTIC (0.25 CFS)
In: NESE SESE Sec 04 T 08S R 17E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8163

DAIRY HEIFER INVESTMENT GROUP, C/O Aurora Capital Corp., P.O. Box 2469, TWIN FALLS, ID 83301
Source: GROUNDWATER
Date Filed: 03/15/1982
Diversión Pt: SWSW Sec 27 T 08S R 21E
Use: STOCKWATER (0.66 CFS)
DOMESTIC (0.10 CFS)
In: SWSW Sec 27 T 08S R 21E
NWNW Sec 34 T 08S R 21E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8165

VAN BEEK, JACK, RT. 3, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 04/07/1983
Diversión Pt: NENE Sec 10 T 08S R 16E
Use: STOCKWATER (0.65 CFS)
COMMERCIAL (1.30 CFS)
In: NENE Sec 10 T 08S R 16E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8187

MARCO RANCHES, INC., RT. 3, JEROME, ID 83338
Source: SPRING trib. to SNAKE RIVER
Date Filed: 03/30/1983
Diversión Pt: SWSE Sec 15 T 08S R 16E
Use: STOCKWATER (0.05 CFS)
In: SWSE Sec 15 T 08S R 16E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director
36-8174

SHEWMAKER BROS., INC., RT. 2 BOX 2205, JEROME, ID 83338
Source: GROUNDWATER
Date Filed: 04/14/1983
Diversión Pt: SENW Sec 08 T 08S R 16E
Use: STOCKWATER (0.33 CFS)
In: SENW NESW Sec 08 T 08S R 16E
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.
A. KENNETH DUNN, Director

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**THIS
RIGHT HAS BEEN
DECREED IN THE
SRBA**

December 3, 1990

K & W DAIRY
466 S. 200 W.
JEROME, ID 83338

RE: WATER RIGHT NO. 36-08175

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED
DEC 11 1990

September 27, 1990

K & W DAIRY
466 S. 200 W.
JEROME, ID 83338

RE: PERMIT NO. 36-08175

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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DEC 11 1990

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 36-8175

FROM: ROXANNE MC CARTHY

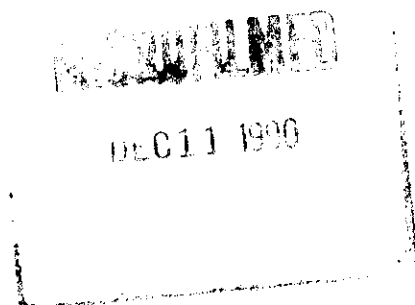
RE: PRIORITY ADVANCE REVIEW

DATE: 7-FEB-1990

=====

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	APRIL 11 1983	101
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 17 1986	107
Exam Fee/Info Sheet Received Date:	JUNE 05 1987	521
Exam Fee or Info Due Date:	JUNE 16 1986	167
Days Late:		354 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	APRIL 11 1983	101
Total Days Late:		354 DAY(S)
New Priority Date:	APRIL 01 1984	90



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

36-8175
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 MM 8-11-86 (Initial and date)
Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____
Check of P/U index MM 8-11-86 (Initial and date)
Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____
Aerial Photo
Required? ☐ yes ☒ no If yes: ☒ copy attached?
Scheduling Letter sent? _____ (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 J. P. Stanton 11-18-87 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent ADM 12/30/87 (Initial and date)
Exam Reviewed by Manager of Regional Office LM 2/10/89 (Initial and date)
Exam Date Entered in Computer _____ (Initial and date)
Exam sent to State Office _____ (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

RECEIVED

FEB 14 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT Department of Water Resources

A. GENERAL INFORMATION

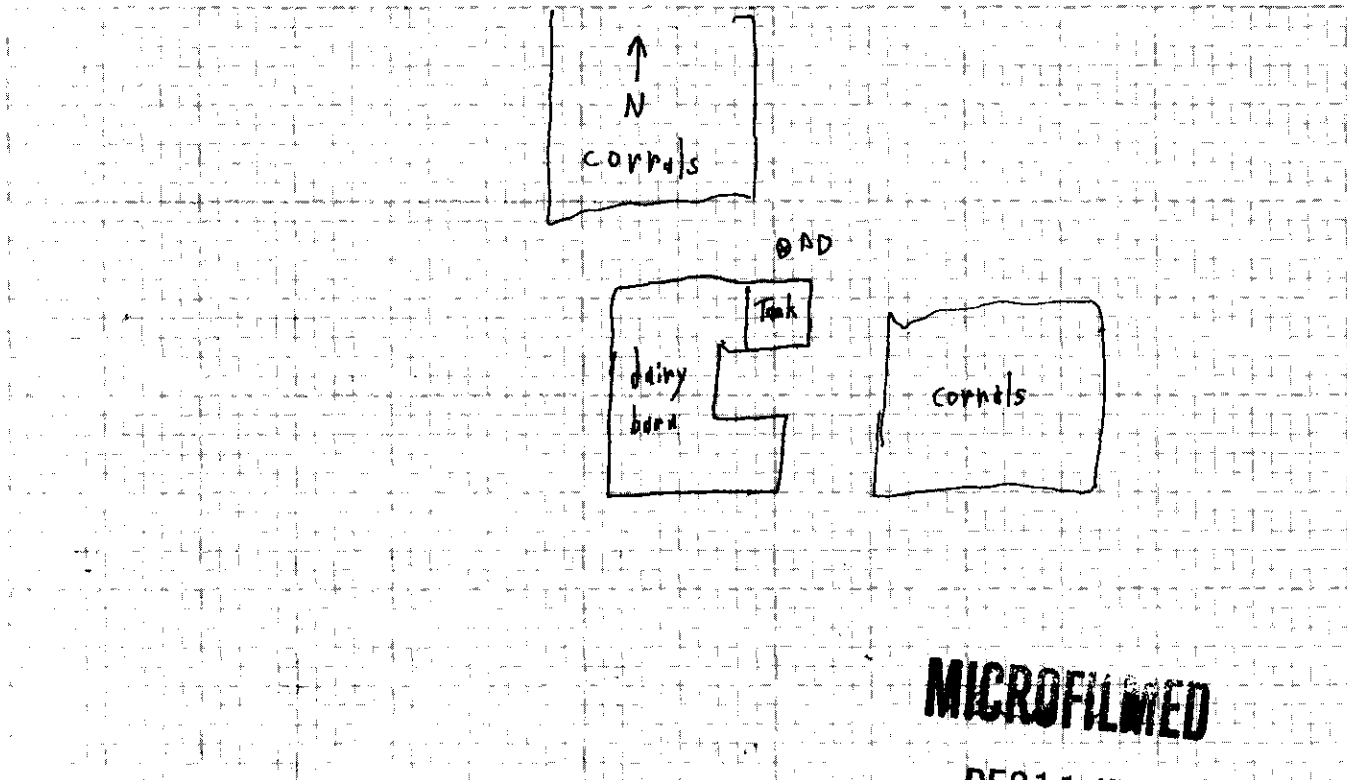
1. Owner: K & W Dairy Permit No. 36-8175
Current Address: 466 S. 200 W., Jerome, ID 83228 Phone No. 324-5048
2. Accompanied by: Adrian Roer EXAM. DATE: 9-21-87
Address: _____ Phone No. _____
Relationship to Permit Holder: owner
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

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



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DEC 11 1990

Scale: 1" = _____

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
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

Well & submersible pump to concrete storage tank. Pump from storage tank to milk barn. Pressure tank. 3" line to barn. Line to 12 stock tanks

Pump rated 8 gpm from 90' & 40-60 psi.

Maximum of 830 milk cows & 770 dry cows & yearlings

Milking barn water for cooling milk, washing cattle

☐ 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
	Red Jacket	7 1/2			
Pump to milk barn	Century	20	6 339501-01	Sta-Rite	none

*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
			NW	SW	11	9S	16E	Jerome	

6. Place(s) of Use:

Indicate Method of Determination

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	
9S	16E	11										C							
								L			L	L							

Do not use this space

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DEC 11 1990

Do not use this space

DEC 11 1980

D. FLOW MEASUREMENTS

☐ Additional Data Sheet Attached

1.

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

2. Measurements:

$$(0.36 \times 104.04) = 37.45 \text{ ft}^3$$

Home. Pump rated 0.17 cfs.

Measure 0.36' depth 8.0 min. $\Rightarrow 37.4535 \text{ cu ft.} / 8.0 \text{ min} \Rightarrow 0.08 \text{ cfs}$

Measured with maximum well output going into tank. Normally operates with a lower flow rate going into tank. (Note this may be incorrect) Recommend licensing at rating of pump)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

$$8.8 \times 7.5 \times 8 / (90 + 2.31 \times 40) = 0.29 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi $\times 2.31 =$ _____ ft (1); Dynamic pumping level: _____ ft (2)

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

Water HP: (3) $\times$ (4) $\div 8.8 =$ _____ (5)

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

Meter Input HP: (6) $\times 1.34 =$ _____ (7)

Panel Input KW: _____ Ave PF $\times$ _____ Ave Volts $\times$ _____ Ave Amps $\times .001732 =$ _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.17 \times 365 \times 1.9835 = 123.08$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.08 \times 365 \times 1.9835 = 57.9$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 43.9 + 48.3 = 92.2$$

2. Volume Calculations for Other Uses:

$$\text{Stock} - 830 \text{ hd} \times 26 \text{ gpd} \times 365 \text{ days} = 23.5 \text{ AFA}$$

$$770 \text{ hd} \times 12 \text{ gpd} \times 365 \text{ days} = 10.35$$

$$43.9 \text{ AFA}$$

$$\text{Commercial} - 55 \text{ heads} \times 6.5 \text{ gpm/hd} \times 2 \text{ hrs/day} \times 365 \text{ days/yr to wash cattle} = 48.1 \text{ AFA}$$

$$200 \text{ gal/day for equipment cleanup} \times 365 \text{ days/yr} = 0.2 \text{ AFA}$$

$$\text{Total } 48.3 \text{ AFA}$$

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Tank ID 1D 10' x 10.15' x 6 1/2' deep $\Rightarrow$ 104.04' surface area $\Rightarrow$ 676.2 cubic ft $\Rightarrow$ 5058 gal.

Cooling water discharges into concrete storage tank after use.

Measurement cannot be correct, as 0.08 cfs is not enough water to run this dairy. Recommend license be for pump rating of 0.17 cfs.

I. RECOMMENDATIONS

1. Recommended Amounts

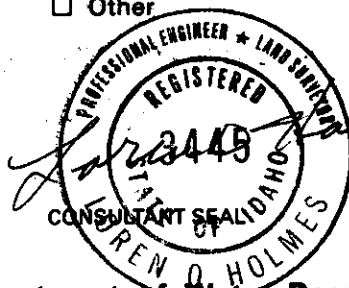
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Livestock	1-1	12-31	0.08 / 7	43.9
Commercial	1-1	12-31	0.08 / 7	48.3
Totals:			0.08 / 7	529 92.2

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 J. E. Stanton
 Signature J. E. Stanton
 Certification Date 5/15/87
 Field Report Preparation Date 11-18-87

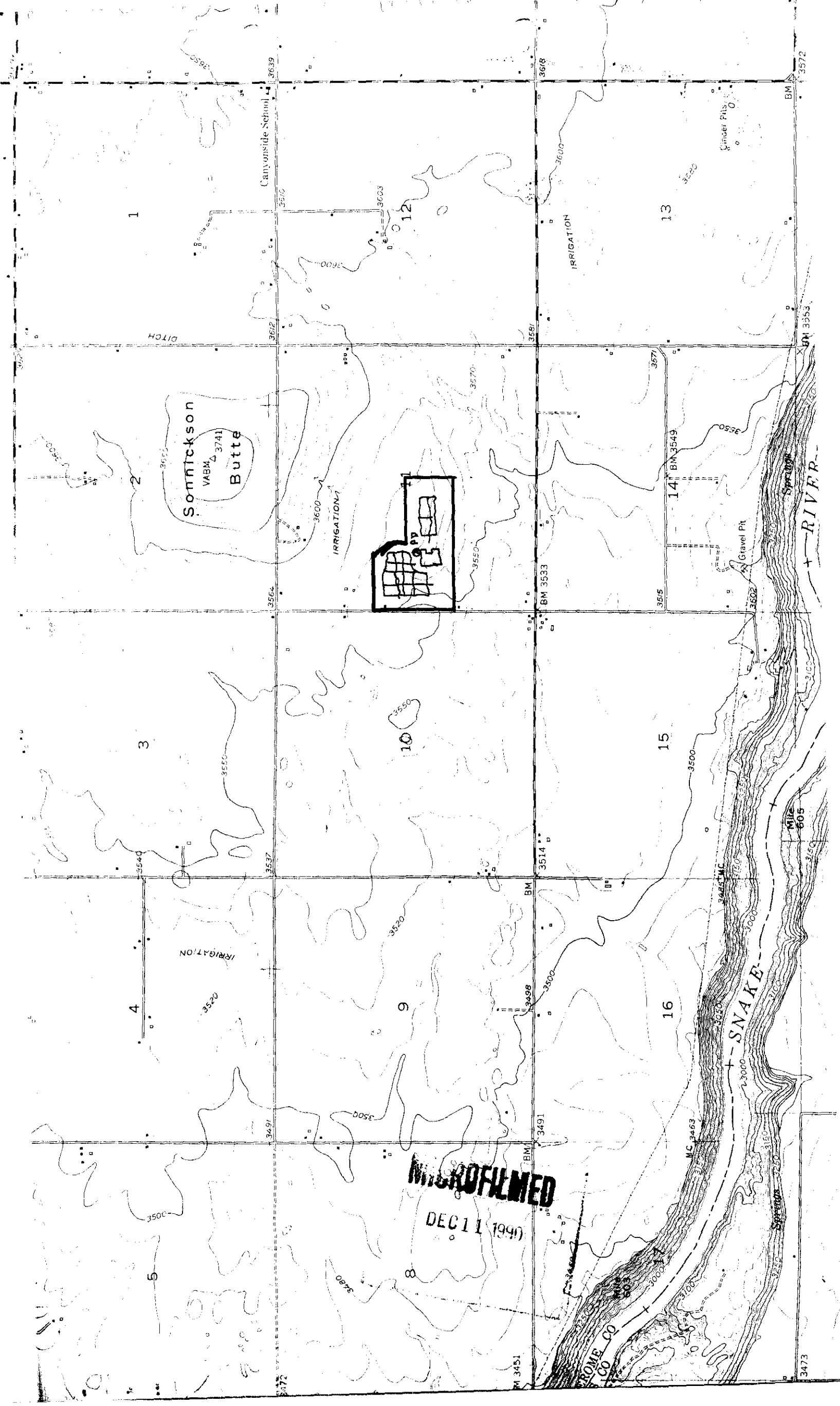


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

ADM 5/4/89

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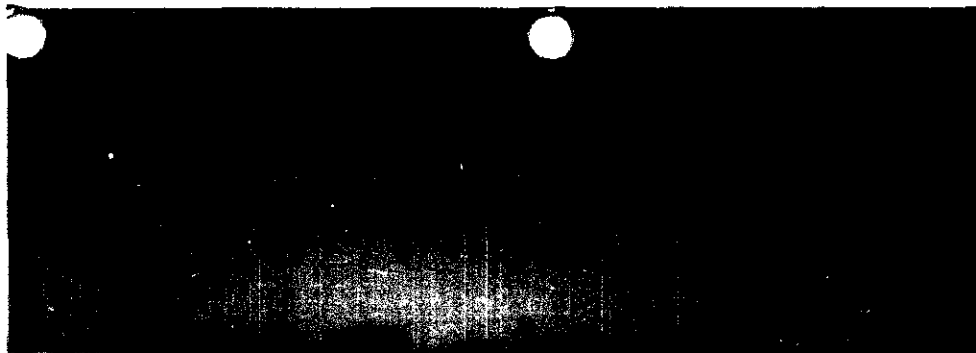
DEC 11 1990



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DEC 1 1988

36-8175

P/4 north of well.



P/4 West of well.



P/4 east of well.

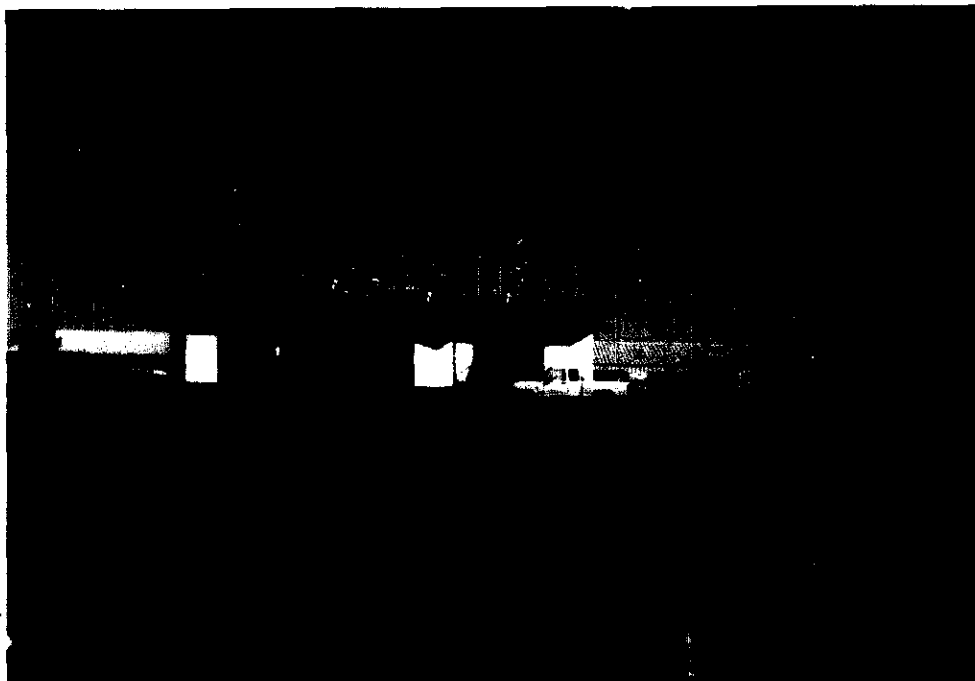


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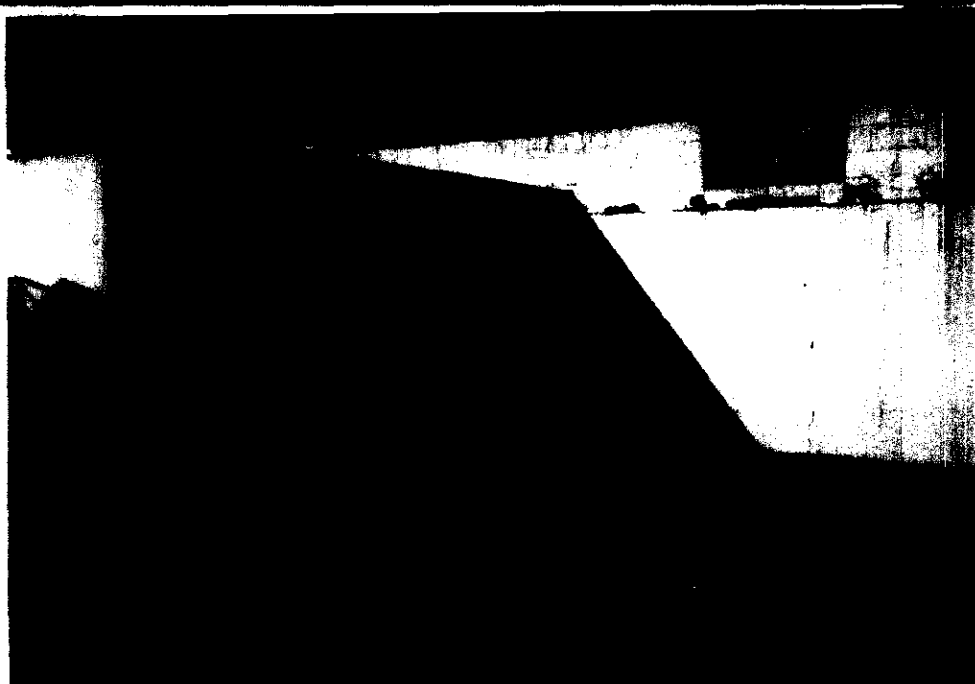
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36-8175

Main dairy building.



P/D at NE corner
of dairy building.



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DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE EXAMINATION
CHECKLIST

WATER RIGHT 36-8125
REVIEWER DRJ

DATE 1-27-89

[EACH RULE MUST BE CHECKED]

SEE FOOTNOTE FOR SYMBOLS

RULE 5 EXAMINATION FOR BENEFICIAL USE;

1,2. <u>✓</u>	1,3. <u>✓</u>	1,4. <u>N/A</u>	1,5. <u>N/A</u>
1,6. <u>***</u>	1,7. <u>N/A</u>	1,8. <u>N/A</u>	1,9. <u>N/A</u>
1,10. <u>✓</u>	1,11. <u>N/A</u>	1,12. <u>✓</u>	1,13. <u>✓</u>
1,14. <u>✓</u>	1,15. <u>✓</u>	1,16. <u>✓</u>	1,17. <u>✓</u>

RULE 6 MEASUREMENT TERMINOLOGY;

1,1. <u>✓</u>	1,2. <u>✓</u>	2. <u>✓</u>	3. <u>✓</u>
4. <u>***</u>	5. <u>✓</u>		

RULE 7 DRAWINGS, MAP, AND SCHEMATIC DIAGRAM;

1,1. <u>✓</u>	1,2. <u>✓</u>	1,3. <u>✓</u>	1,4. <u>✓</u>
1,5. <u>✓</u>			

RULE 5,2. FIELD REPORT ACCEPTABILITY [STATE OFFICE REVIEW]

2,1. <u> </u>	2,2. <u> </u>	2,3. <u> </u>	2,4. <u> </u>
--------------------	--------------------	--------------------	--------------------

Reviewer

Date

N/A = NOT APPLICABLE

** = SEE ATTACHMENT NO.

* = SEE ITEM IN BENEFICIAL USE REI

*** = SEE REMARKS ATTACHED

*** Less than min. diversion rate to require access port/de
(<.7cfs)

4/86

RECEIVED
JUN 10 1987

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only
Fee Received 100⁰⁰
Date 6/5/87
Receipt # 45021
Receipt by M. Ballman
Sent to S.O. 6/9/87

1. Permit No. 36-8175

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☐ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: K & W Dairy

3. Post Office Address: 466 S 200W Rt 3 Jetone, ID

Telephone No. 324-5048

4. Source of Water: Groundwater

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 1200 ^{Dairy} (No. and type of stock)

Irrigation _____ (acres) Other/Remark Commercial

(Dairy Barn)

6. Total rate &/or volume for which proof is submitted 1.0 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

4/11/83

8. Person to contact to accompany the department representative during the field examination:

Permit Holder

(Name)

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

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DEC 11 1990

Date

5-21-87

Signature of Permit Holder (and title, if appropriate)

Adrian Boer

State of Idaho
Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.



State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

June 9, 1987

K&W Dairy
Adrian Boer
466 S. 200 W. RT 3
Jerome, ID 83338

Re: Permit No. 36-8175

Dear Mr. Boer:

Please find enclosed receipt No. 45021 in the amount of \$100.00 for examination fee received in this office 06/05/87 for the above referenced permit.

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

Very truly yours,

Lori A. Graves
Clerk

Encl:

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DEC 11 1990



DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

May 5, 1987

Adrian Boer
K & W Dairy
Rt. 3
Jerome, ID 83338

Dear Mr. Boer:

Returned herewith is your check No. 2514 for \$100.00 together with an Examination Fee Information form for your completion and return to this office.

Due to an oversight, the fee information form was not enclosed in the notice mailed to you on April 17, 1987.

Your Permit, No. 36-8175, indicates a total amount of water of 2.34 cfs. The appropriate fee for this amount of water is \$150.00. (See the fee schedule on the back of the information form).

If the actual capacity of your system is less than the permit amount, please indicate the amount in Item 6 of the information form and enclose the appropriate fee.

If we can answer any questions for you or be of any assistance, please let us know.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

Enclosures

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DEC 11 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

36-H175
K & W DAIRY
Rt. 3
JEROME, ID 83338

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 17, 1987

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be on no further force nor effect on June 17, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 17, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 17, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

If you have questions, please contact any office of the Department.

Sincerely,

L. Glen Saxton
L. GLEN SAXTON, Chief
Operations Bureau

jf

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DEC 11 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director
36-8175
K & W DAIRY
RT. 3
JEROME, ID 83338

Mailing address:
Statehouse
Boise, Idaho 83720

138327

April 17, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative to pay the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

DEC 11 1990

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

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DEC 11 1990

(STATE OF IDAHO)
DEPARTMENT OF WATER RESOURCES
Southern Region

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

NOVEMBER 19, 1985

K & M DAIRY
RT. 3 BOX 3408
JEROME

ID 83338

RE: Permit No. 36-8175

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

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DEC 11 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
SEP 27 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 36-8175

Name(s) of Permit Holder: K&W Dairy (Adrian, Adrian JR, & Dennis Boer)

Post Office Address: Rt 3 Box 3408 Jerome, Id. 83338

Telephone No. 324-5048

Source of Water: Well

Extent of Use:

Domestic ONE (number of households)

Stockwater 1200 - Holstein Dairy cattle (number and type of stock)

Irrigation - 0 - (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: May - 1980

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

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

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

(Name)

(Address)

(Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

Date 9-25-85

Adrian Boer
Signature of Permit Holder (and Title, if appropriate)

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State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

K & W DAIRY
RT. 3
JEROME, ID 83338

JUNE 19, 1985

RE: PERMIT NO. 36-8175

DEAR PERMIT HOLDER:

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

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR A FLOW MEASUREMENT PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE FLOW MEASUREMENT PORT.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

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

ENCLOSURE

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State of Idaho
Department of Water Resources

Swan Falls
Hold

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: LA APPLICATION NUMBER: K & W Dairy 36-8175

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☒ Idaho State Health Department. Copies sent by: maria Date: 3/5/85
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. BB-23
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 3/25/85
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3/15/85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☒ Yes ☐ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
4/11/85 Date of priority recommended.
Special conditions of approval or cover letter. OIC, O9C

app. released in 3rd S.F. dismissal

By: ADW Date: 4/15/85

STATE OFFICE REVIEW:

LO3, L16

OIC 32

- ☐ See attached sheet for more information.

By: EW Date: 6/6/85

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RECEIVED

APR 15 1985

Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

A. Kenneth Dunn
Director

March 5, 1985

Gary Burkett
Department of Health & Welfare
Division of Environment
P. O. Box 1626
Twin Falls, Idaho 83301

Re: Applications for Permit Nos. 36-8196, 36-8163, 36-8175,
36-8171, 37-8115, 47-7872, 47-7917

Dear Mr. Burkett:

Please find enclosed copies of the above referenced applications
for permits for your information and files.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

for

Loren O. Holmes
Southern Region Supervisor

Encl:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

FEBRUARY 22, 1985

North Side News
P. O. Box 468
Jerome, Idaho 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before MARCH 25, 1985.

Yours truly,

Mary R. Newby
Secretary

Encl.

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NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

36-8175

K & W DAIRY

RT. 3, JEROME, ID 83338

Source: GROUNDWATER

Date Filed: 04/11/1983

Diversion Pt: NWSW Sec 11 T 09S R 16E

Use: STOCKWATER (0.78 CFS)
COMMERCIAL (1.56 CFS)

In: NWSW Sec 11 T 09S R 16E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MARCH 25, 1985.

A. KENNETH DUNN

Director

Published 3/6 & 3/13/85.

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