



AFFIDAVIT PUBLICATION

RECEIVED
JUN 28 1982

State of Idaho, }
County of Jerome } SS.

E. L. LANGDON
ASST. PUBLISHER

Department of Water Resources
Jerome District Office

I, E. L. Langdon, 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 two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 3rd day of June, 1982, and the date of the last publication was on the 10th day of June, 1982.

E. L. Langdon
24th

Subscribed and sworn to before me this June, 1982.
(SEAL)

Darla Bratt

NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 34
Number of Insertions 2
Lines tabular at 4c / Pica
34 Lines straight at 13.26 3c / Pica
34 Subsequent lines at 8.84 2c / Pica
TOTAL COST 22.10

RECEIVED

COPY OF NOTICE

(Paste Here)

Water #36-8087
TITLE OF NOTICE

PLAINTIFF ATTORNEY

Robert Conway
DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

NOTICE OF APPLICATION FOR WATER RIGHT

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

36-8087

CONWAY, ROBERT, RT. 4, JEROME, ID 83338

Source: GROUNDWATER

Date Filed: 05/24/1982

Amount: 0.08 CFS

Diversion Point: NESW Sec 31 T 08S R 19E, JEROME Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NESW Sec 31 T 08S R 19E

Diversion Means: WELL, PUMP, PIPELINE

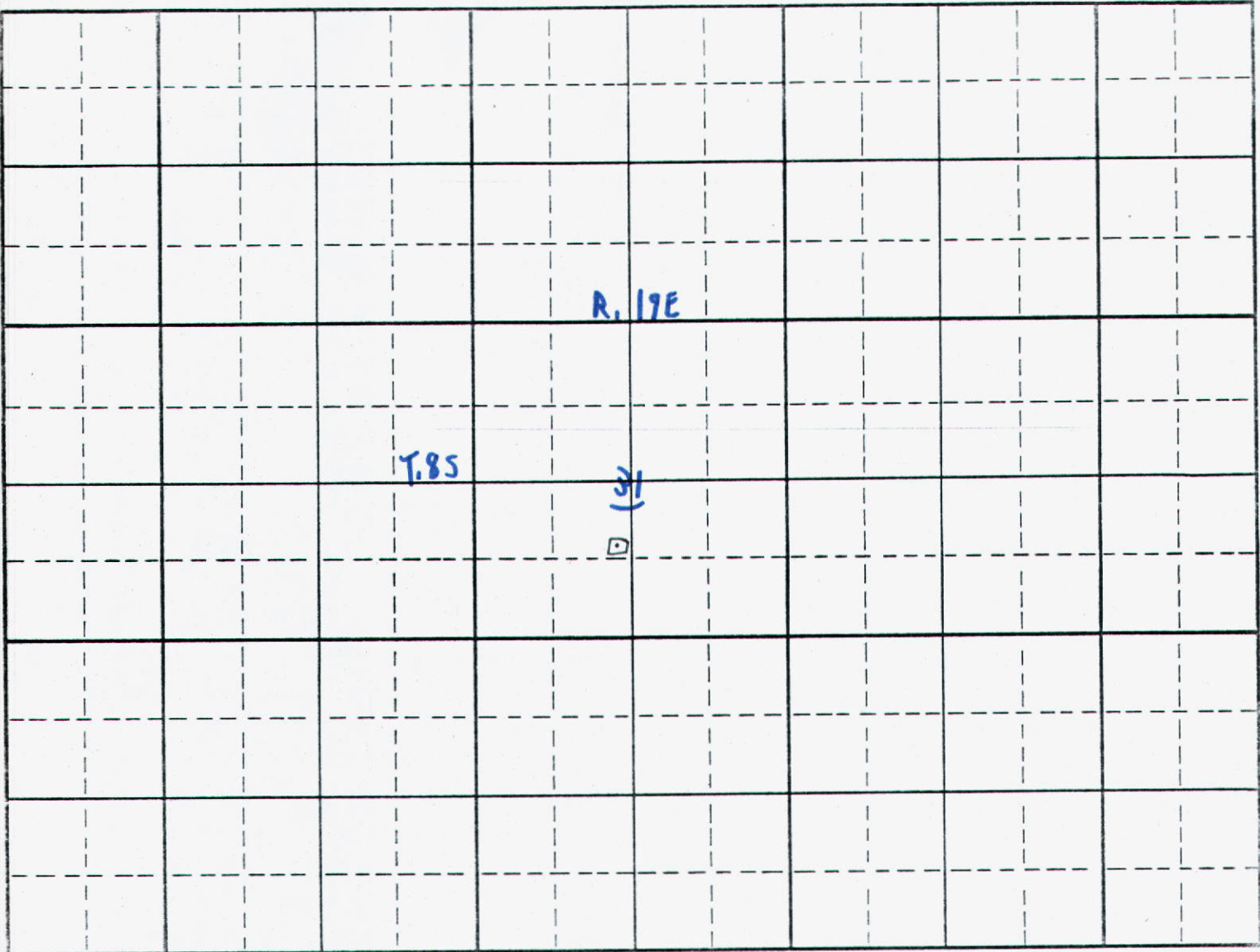
If issued, the permit will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before JUNE 21, 1982.

A. KENNETH DUNN
Director
6-3-2tc

Insertions 2c / Pica

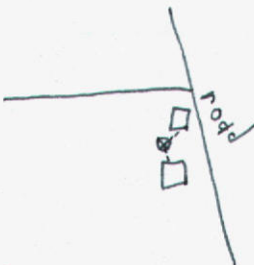
No 748

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 SW 1/4 Sec. 31 T. 8S R. 19E

Place(s) of Use

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	
8S	19E	31									X								

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

Examiner's Signature J. F. Stanton Date 12-10-82
Checked by [Signature] Date 12/10/82
Approved by [Signature] Date 1-13-83

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

1996 DEC 13 AM 8:46

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-08087

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: PAUL R CUNNINGHAM
277 S 1250 E
JEROME ID 83338

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS
2.4 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/24/1982

POINT OF DIVERSION: T08S R19E S31 NESW Within JEROME County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE DOMESTIC 2 HOMES	PERIOD OF USE 01-01 12-31	QUANTITY 0.08 CFS
-------------------------------	------------------------------------	------------------------------	----------------------

PLACE OF USE: DOMESTIC Within JEROME County
T08S R19E S31 NESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: DEC 13 1996

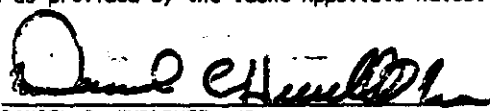


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DATED: DEC 13 1996



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

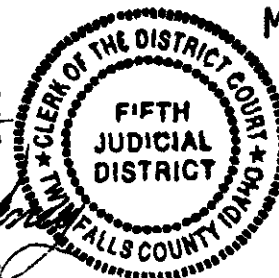
MAY 22 1997

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-08087

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By _____
DEPUTY CLERK



PAGE 1
NOV-26-1996

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

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-8087 Priority May 24, 1982 Amount 0.08 cfs

THIS IS TO CERTIFY, that Robert Conway
of Jerome, Idaho, has complied with the terms and conditions of Permit
No. 36-8087 issued pursuant to Application for Permit dated May 24, 1982,
and has submitted proof to the Department of Water Resources on September 7, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.08 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(2 units)</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.08</u> cfs and <u>2.4</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confined is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 31 Twp.
8S, Rge. 19E in the County of Jerome

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8S	19E	31									X				

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
in described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7th day of
March, 19 83.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert Conway Phone 825-5162
Post office address Rt # 4, Jerome, ID 83338
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 8S
Range 19E B.M. Jerome County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .08 for Domestic purposes from JAN 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, Submersible pump
and Pipelines to places of use

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. ~~Existing~~ Proposed well diameter is 6 inches; ~~Existing~~ Proposed depth of well is 284 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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 8S
Range 19E B.M.

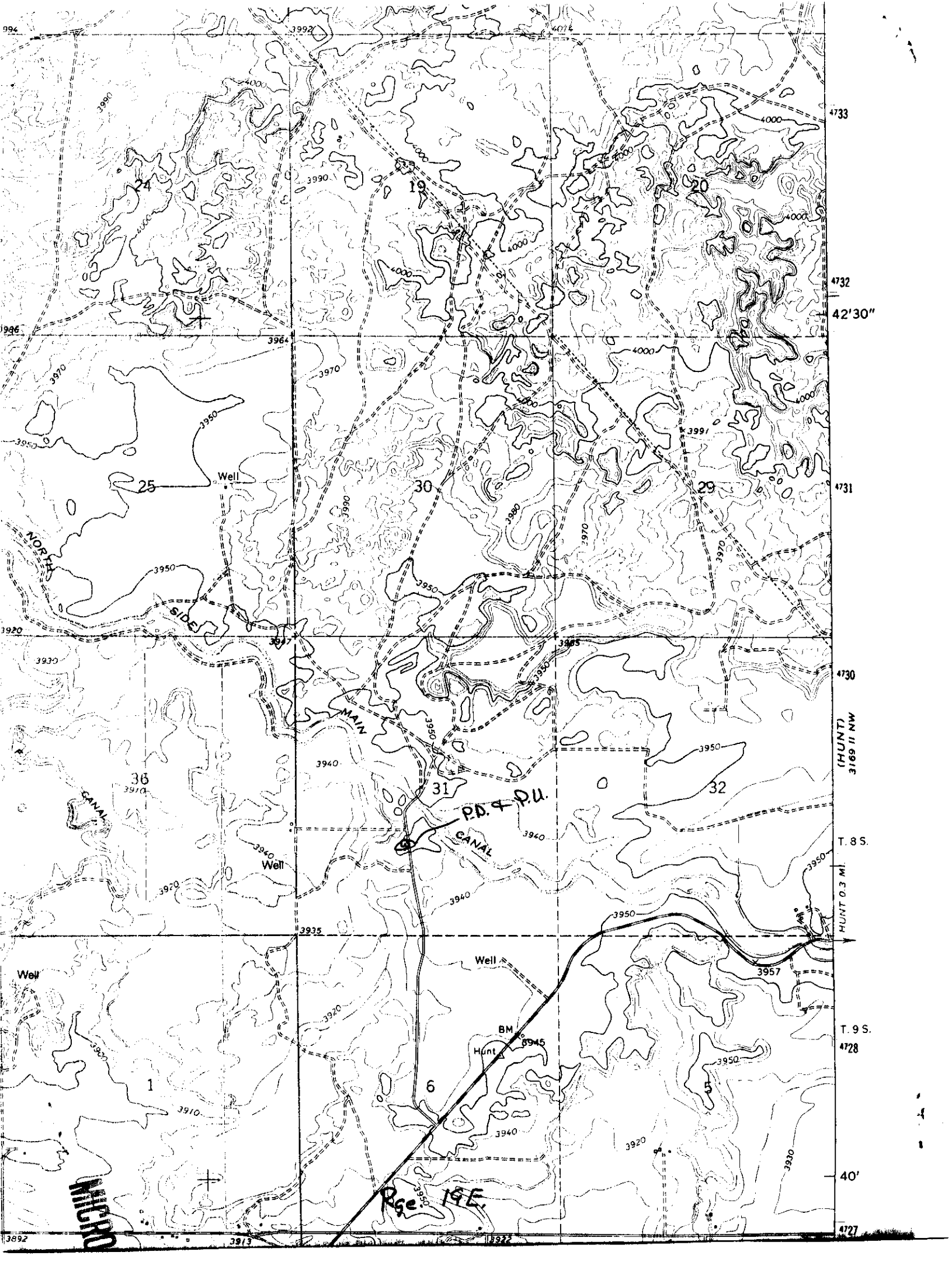
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 20 hd sheep

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

(5) If water is to be used for other purposes describe: _____

MICROFILMED



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

A large grid of 20 columns and 20 rows, intended for a map of the proposed project. The grid is composed of solid lines forming a 20x20 array of squares. The grid is intended for a map of the proposed project, showing the 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.

FILED

Robert C. Conway
(Applicant)

Proposed Priority 5/24/1982

Received by TGB Date 5-24-82 Time 11:00
Preliminary check by ADM Fee \$ 30⁰⁰/100 TT 22192
Receipted by TGB Date 5-24-82
Publication prepared by marya Date 5/27/82
Published in north side news
Publication dates 6/3 + 6/10/82
Publication approved 6/29/82 Date marya
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by ADM RC

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. 36-8087, 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 August 1, 19 83.
- 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: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 19th day of July, 1982.

J. Glen Saylor
Chief, Operations Bureau

AFFIDAVIT PUBLICATION

RECEIVED

State of Idaho, }
County of Jerome } SS.

L. E. LANGDON
ASST. PUBLISHER

Department of Water Resources
Jerome District Office

JUN 28 1982

I, L. E. Langdon, 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 Two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 3rd day of June, 1982, and the date of the last publication was on the 10th day of June, 1982.

Subscribed and sworn to before me this 24th

day of June, 1982.
(SEAL)

Darla Bratt

NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 34
Number of Insertions 2

Lines tabular at 34 4¢ / Pica
Lines straight at 34 13.26 3¢ / Pica
Subsequent lines at 34 8.84 2¢ / Pica

TOTAL COST 22.10

COPY OF NOTICE

(Paste Here)

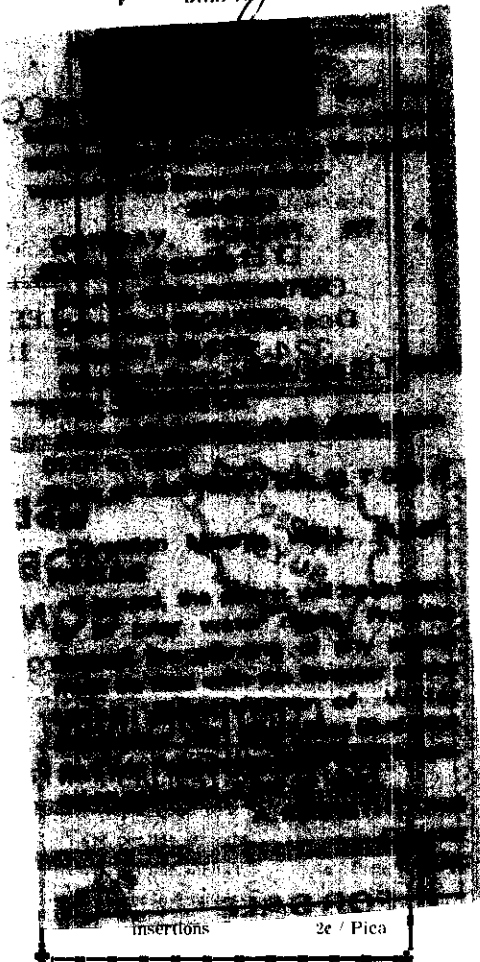
Water #36-8087
TITLE OF NOTICE

PLAINTIFF ATTORNEY

Robert Conway
DEFENDANT

PLAINTIFF

Dept of Water
BILL TO



No 748

RECEIVED

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

March 29, 1983

RE: Permit No. 36-8087

Robert Conway
Route #4
Jerome, ID 83338

Dear Mr. Conway:

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

Sincerely,

Jeni Johnson

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

SECRET

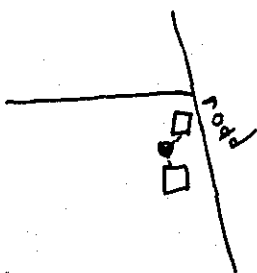
MAP (Attach Aerial Photo)

A grid of graph paper with handwritten labels:

- R. 17E** (Range 17 East) in the upper right quadrant.
- T. 8S** (Township 8 South) in the middle left quadrant.
- (31)** (Section 31) in the center, with a small square symbol below it.

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 SW 1/4 Sec. 31 T. 8S R. 19E

Place(s) of Use

[illegible]

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

Examiner's Signature

Checked by

Approved by

Date 12-10-82

Date 12/10/82

Date 1-13-83



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

October 29, 1982

Robert Conway
Rt. 4
Jerome, Idaho 83338

RECEIVED
NOV 1 1982
Department of Water Resources

Re: Permit No. 36-8087

Dear Mr. Conway:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Fundeburg
Sr. Water Resource Agent

LOH:GLF:marya

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 36-8087.

Name(s) of Permit Holder: Robert Conway

Post Office Address: Rt #4, Jerome, ID. 83338

Tel. No. 825-5162

Source of Water: Groundwater

Extent of Use: ☒ Domestic 2 (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

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

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

9-7-82

Date

Robert C Conway
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

SEP 7 1982

Department of Water Resources

RECEIVED

SEP 7 1982



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources
Southern District Office

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

**STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440**

**CONWAY, ROBERT
RT. 4
JEROME, ID 83338**

AUGUST 03, 1982

RE: PERMIT NO. 36-8087

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.

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

SINCERELY,

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

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

8087

APPLICATION FOR PERMIT ANALYSIS SHEET

CONWAY, Robert

INITIAL REVIEW BY: ADM

APPLICATION NUMBER: 36-8087

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

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No

Platted by: ADM

Map No. BB-24

Other rights on same place of use. Not checked

- ☒ Yes ☐ No*
☐ Yes ☐ No

In form for advertising.

Final date for protests: 6/21/82

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/28/82
☒ Application published correctly. If not, record action taken.
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No

Measuring device required.

Access port required.

Will water be delivered by watermaster? If yes, what district? _____

Date of priority recommended. 5/24/82

Special conditions of approval or cover letter. 26

By: ADM

Date: 7/6/82

STATE OFFICE REVIEW:

SLW/LL

04

- ☐ See attached sheet for more information.

By: [Signature]

Date: 7/13/82

RECEIVED
JUL 08 1982

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

RECEIVED
JAN 19 1964

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:

36-8882-

CONWAY, ROBERT

RT. 4, JEROME, ID 83338

Source: GROUNDWATER

Date Filed: 05/24/1982

Amount: 0.08 CFS

Diversion Point: NESW Sec 31 T 08S R 19E, JEROME Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

LACE OF USE: NESW Sec 31 T 08S R 19E
~~XXXXXXXXXX~~

Diversion Means: WELL, PUMP, PIPELINE

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 JUNE 21, 1982.

A. KENNETH DUNN

Director

Published 6/3 & 6/10/82.

FILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MAY 27, 1982

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 JUNE 21, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.