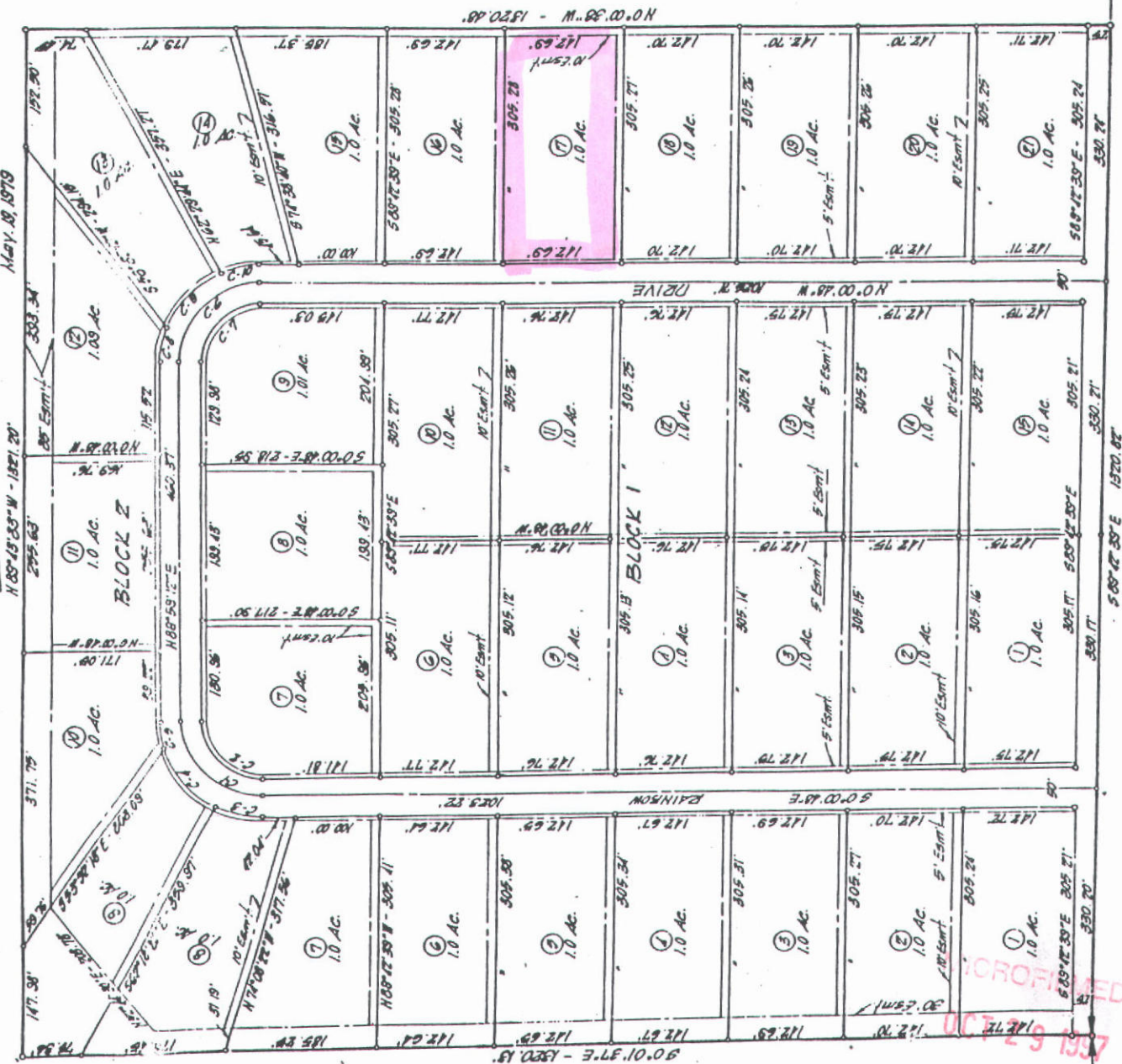


RAINBOW ESTATES

Located in SW 1/4 Sec. 26, T. 25S, R. 46E, S.M.
 LeFlore County, Idaho
 May 18, 1979

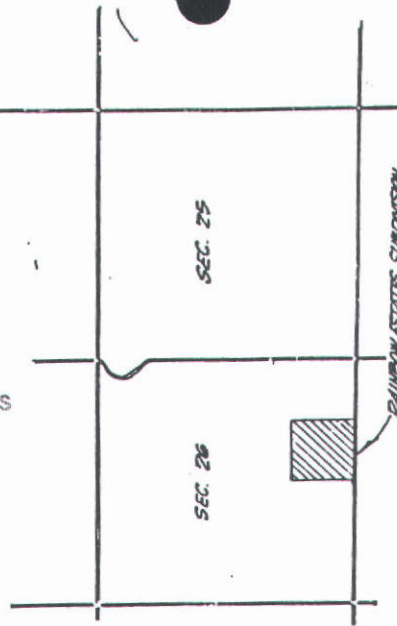


CURVE DATA				
NO.	ARC	CEN. ANGLE	RADIUS	CH. DIST.
C-1	197.08	90° 00' 00"	100.00	141.42
C-2	117.81	90° 00' 00"	75.00	106.07
C-3	97.58	90° 00' 00"	62.50	87.46
C-4	102.00	45° 00' 00"	100.00	141.42
C-5	90.57	17° 30' 00"	175.00	218.55
C-6	197.08	90° 00' 00"	100.00	141.42
C-7	117.81	90° 00' 00"	75.00	106.07
C-8	97.58	90° 00' 00"	62.50	87.46
C-9	102.00	45° 00' 00"	100.00	141.42
C-10	90.57	17° 30' 00"	175.00	218.55

VICINITY SKETCH
RECEIVED

AUG 28 1997

Department of Water Resources
 Southern Region



LEGEND
 - - - - - 1/4 Section W/ Cap Set 1/4 Cor.
 - - - - - 1/4 Section W/ Cap Set 1/4 Cor.
 - - - - - Easement Line

36-08770

NOV
RECEIVED

SEP 09 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08770 Telephone No. 208-324-3520
2. Name(s) of Permit Holder(s): Millard Nelson Quintan
3. Mailing Address: 180 Rainbow Dr Jerome ID 83338
4. Source of Water: groundwater If GROUNDWATER (well), Date Drilled: mo. 3/19 yr. 96
a. Well Driller: Eaton Drilling - Wendell Idaho 83355 Drilling Permit Number: 37-96-5-0009-000
b. OPTIONAL:
Pump Horsepower: 2 HP Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 1/2 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____	or	No <u>✓</u>
	Has the measuring device been installed?	Yes _____	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>✓</u>
	Has the measurement port been installed?	Yes _____	or	No <u>✓</u>
8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Nelson Quintan Telephone Number: 324-3520
Address: 180 Rainbow Dr Jerome ID 83338
10. The information given on this form 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.

Signature of permit holder: Nelson Quintan owner
(include your title, if on behalf of company or organization)

DATE: 9/4/98
MICROFILMED
OCT 26 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08770

Proposed Priority: August 28, 1997

Maximum Diversion Rate:

0.04 CFS

This is to certify, that MILLARD N QUINLAN

180 RAINBOW DR

JEROME ID 83338

has applied for a permit to appropriate water from: GROUNDWATER

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 26, Township 08S, Range 16E
JEROME County

PLACE OF USE: DOMESTIC

TWN RGE SEC

08S 16E 26

SWSE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1998.
2. Subject to all prior water rights.
3. Place of use is located within Lot 17, Blk. 2; Rainbow Estates.
4. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day.
6. Domestic use is for 1 home.

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

23rd day of October, 1997.

Karl J. Dreher
for Karl J. Dreher, Director

RECORDED

OCT 28 1997

RECEIVED

OCT 17 1997

State of Idaho

DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

OFFICE USE ONLY

Amt. of Fee \$25.00

Date 16 October 1997

Receipt No. 5020637

Receipt by GLS

I, MICHAEL OR NADEAN STANFIELD, hereby assign to MILLARD N. QUINLAN
of 180 RAINBOW DRIVE, JEROME ID 83338
(Applicant) (Full Address)

All my right, title, and interest in and to Application for Permit RECEIVED
No. 36-08770 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

OCT 15 1997

Department of Water Resources

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

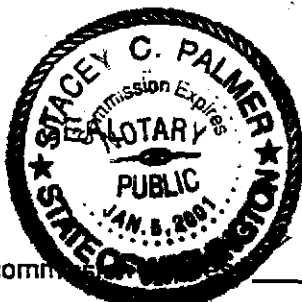
Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

Made this 10th day of October 1997

Millard N. Quinlan
Applicant(s)

State of Washington
Michigan
County of King

On this 10th day of October 1997, personally appeared before me the
signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Stacey C. Palmer
Notary Public
Stacey C. Palmer
Signature

My commission expires 1-5-1

OCT 29 1997

RECEIVED

FORM 202
1/96

AUG 28 1997

STATE OF IDAHO

Ident. No. 36-08770

Department of Water Resources
Southern Region

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Michael or Nadean Stanfield Phone ²⁰⁸ 374-3634
Post Office address 180 Rainbow Drive Jerome Id 83338
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____
Sec. 26 Township 35 Range 16E B.M. Jerome County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount ^{* 0.04} 0.06 for Domestic purposes from 1-1 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) ^{* 0.04} 0.06 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump and line to house
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 250 230 feet.
d. Is ground water with a temperature of greater than 85° F being sought? no
e. If well is already drilled, when? 1/1996; Drilling firm Eaton 36-96-S 0194-000:
Well was drilled for (well owner) Applicant Dave Karacofe
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity if KW. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. 1 home
e. Other; describe fully. _____

* maximum rate of flow for 1 home. 10/23/97 cz.
⊕ per well log 10/23/97. cz.

MICROFILMED
OCT 29 1997

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	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
85	16E	26																D	

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing: _____

12. Remarks: Place of use also known as Lot 17
Block 2 Rainbow Estates Applicant acknowledges
that only a 1/2 acre of landscaping may be
irrigated

13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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

[Signature]
 (Applicant)

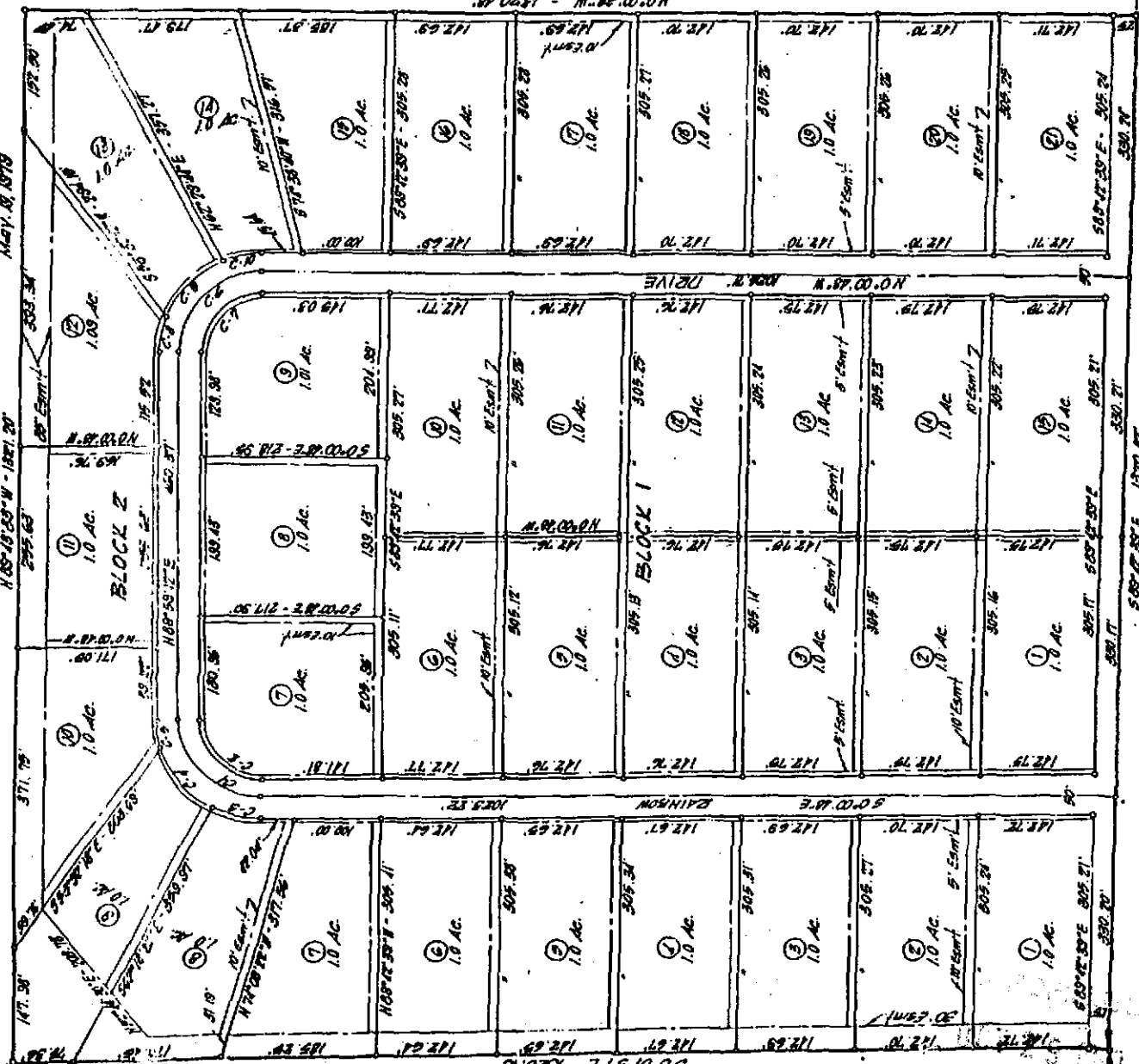
Received by [Signature] Date 8/28/97 Time 3:30 Preliminary check by P. SKINNER
 Fee \$ 50 Receipted by [Signature] # 500521 Date 8/28/97
 Publication prepared by mb Date 9/8/97 Published in Northside News
 Publication approved mbaldwin Date 9/25/97

FILED
 OCT 29 1997

RAINBOW ESTATES

Located in SHASEL Sec. 26, T. 05, R. 04, S. 01.
Washington County, Idaho

May 18, 1979



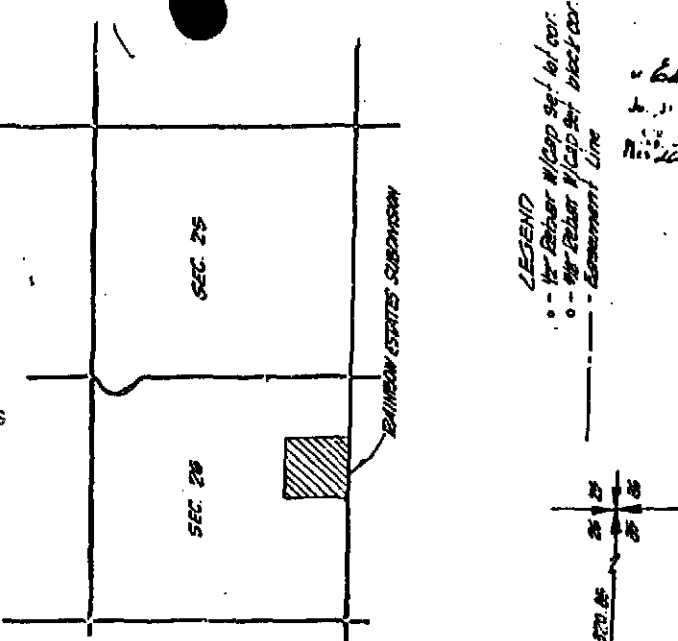
NO.	AC.	CON. AREA	ADJUS.	24IN	CON. DIST.	CON. BEARING
C-1	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-2	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-3	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-4	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-5	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-6	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-7	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-8	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-9	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E
C-10	1.0	1.0000	1.0000	1.0000	1.0000	N 11° 00' 00" E

VICINITY SKETCH

RECEIVED

AUG 28 1997

Department of Water Resources
Southern Region



LEGEND

- 1/2" Rainbow W/ cap sep. 1/4" cor.
- 1/4" Rainbow W/ cap sep. 1/4" cor.
- 1/4" Rainbow W/ cap sep. 1/4" cor.
- Easement Line

36-08770

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-08770

Reviewed by [Signature]

Date 10-22-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

dom.
Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

NO Copy in the file?

Drilling Permit No. 37-96-S-0009

35- Amount paid for permit

yes Correct?

NO Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

NO Required?

NO Required?

1 Amount Submitted

1 Installed?

1 Correct?

1 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

X

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X

Proof Made 9-9-98



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 22, 1998

Millard N Quinlan
180 Rainbow Dr
Jerome ID 83338

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08770

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

OCT 26 1998

August 31, 1998

MILLARD N QUINLAN
180 RAINBOW DR
JEROME ID 83338

PROOF DUE NOTICE

RE: PERMIT NO. 36-08770

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 November 1, 1998. (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.

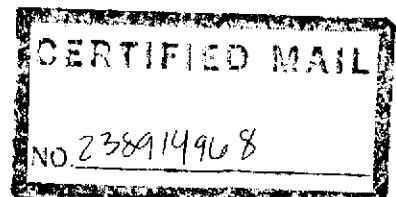
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

OCT 26 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 24, 1997

MILLARD N QUINLAN
180 RAINBOW DR
JEROME ID 83338

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08770

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Also, 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 to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

00000000

001 29 037

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

RECEIVED

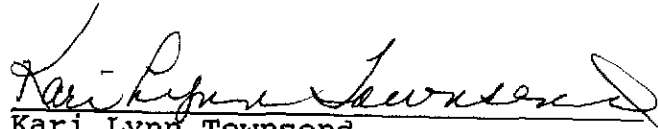
OCT 16 1997

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of October, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 36-08770

MILLARD N QUINLAN
180 RAINBOW DR
JEROME ID 83338


Kari Lynn Townsend
Secretary

UNRECORDED

OCT 29 1997

11/97

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by Cindy Lou

No.: 36-8770 Name: Quinn Date: 10/23/97 Ad OK? ☒ Gvmt Lts: ☒

AREA OF CONCERN:

- No/Yes: ESRP Mor / GWMA / Trust / Non-trust
 - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

1 year/no proof
 >1 year

- P16
 - 26A-P17

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

>0.24 cfs/5 acres
 ≤ 0.24 cfs/5 acres

WMD

>0.24 cfs
 >5 a.

≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)
 - No MD
 - 01M (report when notified)
 - 01M; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
 - No MD

DRILLING PERMIT:

Existing well

Included w/permit

No drilling permit?

irr. in WD

- NA (pre 7/1/87; ✓ WDQ3)
 - Permit No. 36-96-S-0196-000 P99 6x230
 - 046-46B-P23 (post 7/1/87)
 - P05 (new well location)
 Completed 4/27/96

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

IN/ABOVE MIN. STR. FLOW (✓ MAP)

WD (✓ MAP & LISTING)

Pumped >0.20 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres
 ≤ 0.24 cfs/5 acres

- *WB9
 - R04 (WD # 01J-P08 (MD))
 - 01H-P01 (LD & MD) or No MD (in-stream stock)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres
 ≤ 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)
 - No MD
 - 01M or No MD (in-stream stock or power)
 - No MD

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R(70's)

- *W22 -P04, NA
 - 007-P07 (w/ remark *WB9 if above Weiser), NA
 - *W22 (regulated uses), 047-P04 (Payette Lake), NA
 - 029 (fish screens), NA

USE:

Domestic surface

>1 in rest. area

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Muni (in restricted areas)

Power

Stock

Storage (✓3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
 - ~~071-070(P52) Rank~~
 - 029-007-042(req)-081-R07 (WQ)-P10; 044 (N of 1000 Springs)
 - R07 (injection well)
 - R49/R50/R51/R52 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
 - R29/R30/R31/R32 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
 - 054(req)-081-R07-P10
 - 022, 075, 004 (+memo?), NA (not in restricted area)
 - 17H/17K(+uses)-08A-025-01N(P19)-028-081-R07(P10); 027 (if no other cons. use);
 17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18
 - R37 (BLM/USFS); NA
 - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

- P84 (in 20/30/40/50/60/70/80 (87) basin)
 - 058 (<85° GW temp only)
 - P52 (stream channel alteration)
 - 023 (Twin Falls area)

OWNERSHIP:**OTHER CONDITIONS:****STANDARD REMARKS:**

- 051-052-053-P74 (Consumptive Uses), NA
 - 048-049 (Consumptive Uses), NA
 - 004 (PD/PU)

① 070 ② 071 ③ 001/1

BENEFICIAL USE DUE:

12/1/1998

COMMENTS:



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

October 16, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BECKY SHUBERT
ESCROW OFFICER
LAND TITLE AND ESCROW INC
PO BOX 349
JEROME ID 83338

Re: Application for Permit No. 36-08770 Stanfield/Quinlan

Dear Ms. Shubert:

This office acknowledges receipt of the executed Assignment of Application for Permit as referenced above.

The change has been made to our computer database. Enclosed please find a printout for your information and records. Please check the accuracy on these documents. Also enclosed is a receipt for the document filing fee.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosures

101-303033-0

OCT 28 1997

Land Title and Escrow, Inc.

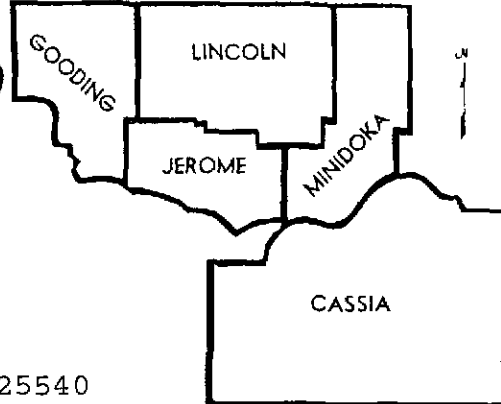
A FULL SERVICE TITLE COMPANY

RECEIVED

OCT 15 1997

Department of Water Resources
Southern Region

REFER TO: J-25540
OFFICE: Jerome



October 14, 1997

Department of Water Resources

RE: Stanfield/Quinlan

Dear Corey:

I finally received the assignment back signed and notarized that we talked about. Please transfer the water right and send the final documents to me and I will deliver to Mr. Quinlan so I can complete my file. Thanks for all you help in this matter.

If you should have any questions or are in need of any further information, please do not hesitate to call (208) 324-3357.

Thank you.

Becky Shubert

Becky Shubert
Escrow Officer

Serving
Cassia - Minidoka - Jerome - Lincoln - Gooding Counties

Land Title and Escrow, Inc.

BECKY SHUBERT
Closing Officer

Bus: (208) 324-3357
FAX: (208) 324-8961

237 North Lincoln
P.O. Box 349
Jerome, Idaho 83338

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0608 - FAX 436-1198

OCT 28 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY C. SKINNER DATE 8/28, 19 97
APPLICATION NO. 36-08770

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions subdivisions, local name, flow &/or volume.)
☒ County
☒ Quantity (flow &/or volume) (MAY BE EXCESSIVE)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt
- PROPOSED PRIORITY DATE
AUGUST 28 19 97

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to prese application on the back. NONE
☒ Overlapping point of diversion. NONE
Yes ☒ No ☐ Field check required
Field check by _____
Yes ☒ No ☐ Field report attached
Yes ☒ No ☐ Critical Ground water area
Yes ☒ No ☐ Groundwater management area
Yes ☒ No ☐ Send Dam safety information
Yes ☒ No ☐ Send power requirement letter
Yes ☒ No ☐ Send fish farm requirement letter
Yes ☒ No ☐ Power residency affidavit.
Yes ☒ No ☐ Power efficiency form
Yes ☐ No ☐ Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.
Yes ☐ No ☐ Diversion greater than 5 cfs or 500 acre ft. (If ye attach large diversion supplementary analysis sheet

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19 _____

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No ~~No~~ Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

SEND COPIES TO: ☐ Idaho Dept of Health & Welfare ☐ USDI BLM
☐ Idaho Dept of Fish & Game ☐ USFS
☐ Idaho Dept of Lands ☐ Water Dist.
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest _____
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on app.
☒ Yes ☐ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist. _____
☐ Yes ☒ No Special conditions of approval or cover letter below. _____

See below for additional information

Date of priority recommended 2/28, 19 97
By AD Date 10/19/97, 19

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 _____

ADDITIONAL INFORMATION:

FROM: Allen Merritt *AM*
TO: Application No. 36-08770
In the Name of: Stanfield

DATE: October 10, 1997

RECEIVED

OCT 17 1997

SUBJECT: Review and Recommendation

Department of Water Resources

This application is located in the "Eastern Snake Plain Moratorium" area. The application is a simple domestic and qualifies to be processed. The application was advertised without protest.

The application was filed to record an existing use for the purposes of getting a loan for a new buyer. Since the time of filing the applicant has moved and the property is now owned by Quinlan. (See Corey Skinners memo 10/10/1997) I recommend we proceed with this permit along the theory of Permit Processing #10 memo and in hopes that they will be able to track down the original applicant.

RECOMMENDATION

I recommend the application be approved subject to the following conditions:

- Rate authorized is 0.04 cfs. (0.06 cfs requested has no documented justification)
- Irrigation is limited to no more than 1/2 acre on Lot 17 of Rainbow Estates Subdivision unless supplemented by separate water right for irrigation purposes.

MICROFILMED

OCT 29 1997

MEMORANDUM

TO: Application for Permit File 36-08770 in the Name of Stanfield
FROM: Corey Skinner /JS
DATE: October 10, 1997
SUBJECT: Relevant Information

This day I spoke with Becky Shubert of Land, Title & Escrow in Jerome regarding this particular application, originally filed by Michael or Nadean Stanfield. At the time of filing the Stanfields were in the process of selling their property to another party. The application was filed (by the Stanfields) in order to satisfy a lending institution's loan requirements so the second party could obtain a loan to purchase the property. The second party (apparently an individual by the name of Millard N. Quinlan) now owns the property and the Stanfield's have since left the area.

An Assignment of an Application for Permit, along with the appropriate fee, was submitted about a month ago to our office to assign the application to the new owner, Mr. Quinlan. However, the assignment form was signed by Mr. Quinlan (the new owner) instead of the Stanfields who were the actual applicants and "owner" of the application. Therefore the assignment form, and fee, was sent back requesting that the applicants (the Stanfields) sign the form (see 09/04/97 letter in file).

Ms. Shubert is in the process of trying to locate the Stanfields so they can sign the assignment form to assign the application to the actual owner of the property. Ms. Shubert indicated that she has sent two letters to the Stanfields, but has received no response. Because the application is in the name of the previous owner, potential problems may occur.

The address on the application (180 rainbow Drive corresponds to the address of the property involved with the application). If the application is approved (in Stanfield's name) all relevant information (water right permit, proof due notice, etc.) will be sent to people who are no longer around. In addition, because the application is in Stanfield's name, the actual owner can not sign the necessary documents (assignments, amendments, proof due notices, etc.). It appears that one or some combination of the following action(s) may be appropriate:

- *Deny the application to prevent future confusion.
- *Have the new owner file his own application.
- *Approve the application and eventually let it lapse when the applicant (Stanfields) do not file proof.
- *Approve the application and send proof due notice to the current owner, letting them file, and issue license in their name.

Handwritten signature

OCT 20 1997

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho }
County of Jerome } ss.

SEP 25 1997

Department of Water Resources
Southern Region

Patty Rance, being first duly sworn, deposes and says that she 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

17 day of Sept, 1997.

and the date of the last publication was on the 24 day of

Sept, 1997.

Patty Rance

Subscribed and sworn to before me this 24th day of

September, 1997.

(SEAL)

Normalee Uoe
NOTARY PUBLIC

7388
NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 28

affidavit fee \$2.25

Lines tabular at _____ 7¢/Pica

668.25 Lines straight at 40.10 6¢/Pica

668.25 Subsequent lines at 33.41 5¢/Pica

TOTAL COST 75.76

SEP 25 1997

COPY OF NOTICE

(Paste Here)

Permit - Pass
TITLE OF NOTICE 36-08769

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. Water Res.
BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

The following applications have been filed to appropriate the public waters of the State of Idaho:

R.A. FOSS &/OR
BARBARA FOSS
1157-B E 4400 N
BUHL ID 83316

Application for Permit No. 36-08769

Source: groundwater (existing development)

Diversion Pt(s): NE1/4NE1/4, S29, T07S, R16E; Jerome County.

Use:

Domestic (0.20 cfs) 1/1-12/31
irrigation (0.19 cfs) 4/1-10/31

Total Diversion: 0.20 cfs

In: irrigation of 9.5 acres and domestic use for 19 homes within NE1/4NE1/4, S29, T07S, R16E; Jerome County.

Date Filed: 8/25/97

MICHAEL STANFIELD OR
NADEAN STANFIELD
180 RAINBOW DRIVE
JEROME ID 83338

Application for Permit No. 36-08770

Source: groundwater

Diversion Pt(s): SW1/4SE1/4, S26, T08S, R16E; Jerome County.

Use: 1/1-12/31 Domestic (0.06 cfs)

In: SW1/4SE1/4, S26, T08S, R16E; Jerome County

Date Filed: 8/28/97

Any protest against the proposed application(s) must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before October 6, 1997 to be considered by the Department in its decision to grant or deny any part of the proposed application(s). The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the North Side News on 9/17 & 9/24/97

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Karl J. Dreher, Director

**Published in the North Side News on
9/17 & 9/24/97**

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

September 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGALS DEPT
MAGIC VALLEY PUBLISHING CO
ATTN North Side News
PO BOX 468
JEROME ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

10/1/97

SEP 29 1997

NOTICE OF APPLICATION FOR WATER PERMIT

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Date Filed: 8/25/97

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NADEAN STANFIELD
180 RAINBOW DRIVE
JEROME ID 83338

Application for Permit No. 36-08770

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Karl J. Dreher, Director

Published in the North Side News on 9/17 & 9/24/97

RECEIVED

SEP 24 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

September 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL STANFIELD OR
NADEAN STANFIELD
180 RAINBOW DRIVE
JEROME ID 83338

Re: Application for Permit No. 36-08770

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in the North Side News for 9/17 & 9/24/97. A period of ten days following the second publication will be allowed for the submittal of protests.

If an application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If an application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely yours,

Corey Skinner, E.I.T.
Safety of Dams Engineer

cs:mb

SEP 10 1997

SEP 24 1997



State of Idaho
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 4, 1997

Becky Shubert
Land Title and Escrow, Inc
P.O. Box 349
Jerome, ID 83338

RE: Assignment of Application for Permit 36-08770

Dear Ms. Shubert:

Please find enclosed the recently submitted Assignment of Application for Permit (36-08770) form signed by Millard N. Quinlan. I have also enclosed the \$25.00 filing fee (check #9219) that was also submitted.

As we discussed during our telephone conversation, Michael or Nadean Stanfield are the current owner(s) of application for permit 36-08770. The assignment form must reflect Michael or Nadean Stanfield as the applicant(s) and they must sign the form in order to assign their application to another party.

I have enclosed a blank Assignment of Application for Permit form for your future use. I have also enclosed a partially completed form showing how the form should be completed in order for Michael or Nadean Stanfield to assign their application to Millard N. Quinlan.

If you have any questions, or if I can be of any assistance, feel free to contact me at your convenience.

Sincerely,

Corey Skinner, EIT
Dam Safety Section

Enclosures