

Complete the following map by showing land and point of diversion as proposed by this amendment.
 Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 27 day of June, 19 94. Bill Dill
 Permit Holder

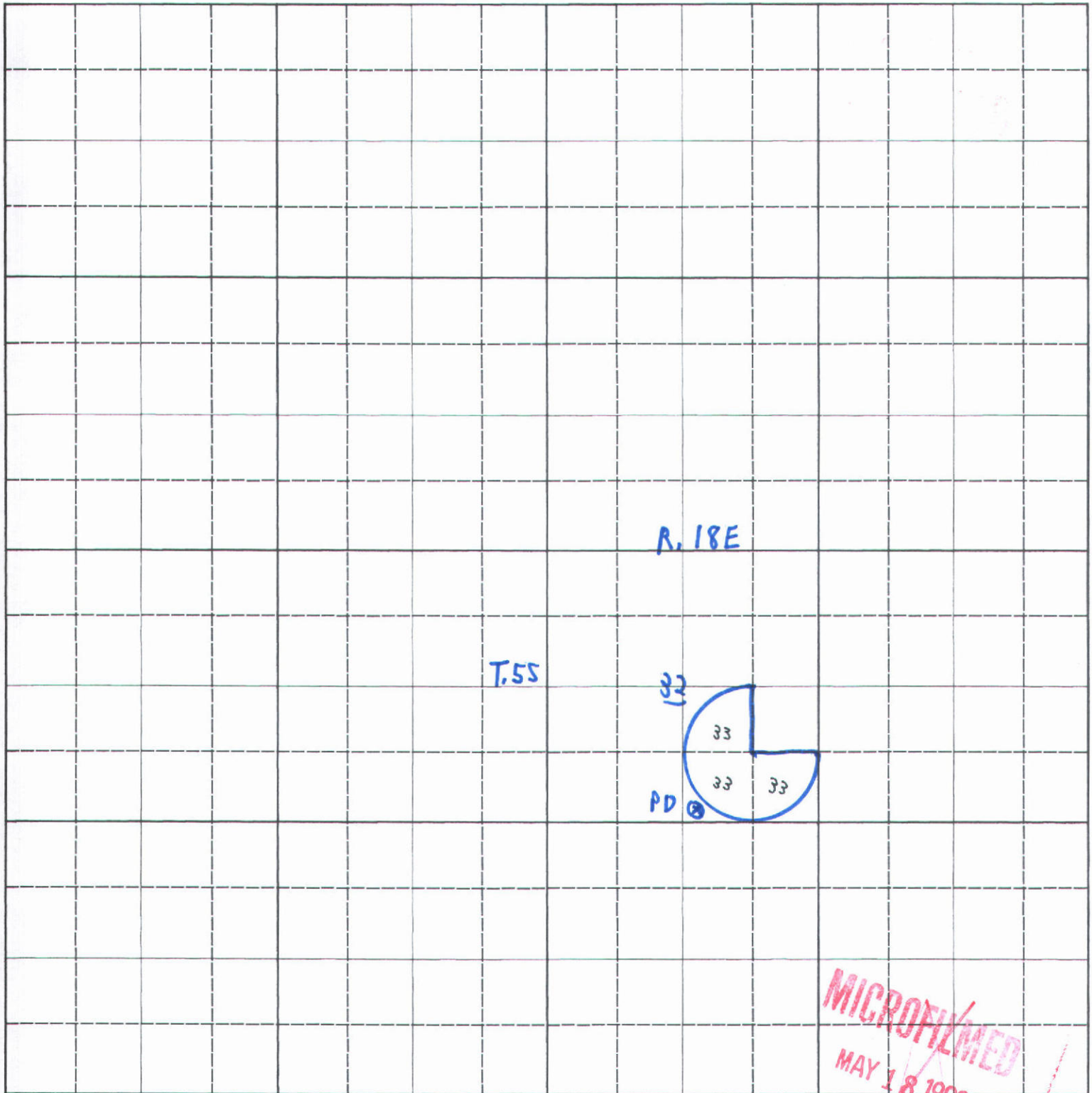
ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by MS Publication prepared by MB/SC Date 8/11/94
 Published in Lincoln Co. Journal, NSN Publication dates 8/24 & 8/31/94

I, L. GLEN SAXTON, of the Department of Water Resources hereby
 approve the above referenced application for amendment. See the attached sheet
 for the conditions of approval.

Witness my hand this 4th day of May 19 95.
L. Glen Saxton

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



Scale: 2 inches equal 1 mile.

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

Samuel R. Hager
(Applicant)

MICROFILMED
MAR 26 1998

AFFIDAVIT PUBLICATION

State of Idaho }
County of Jerome } ss.

Norma DeVoe

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 24 day of August, 1994.

and the date of the last publication was on the 31 day of August, 1994.

Norma DeVoe

Subscribed and sworn to before me this 31st day of August, 1994.

(SEAL)

Charles Bush
NOTARY PUBLIC

#1281/6124
NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x's

Lines tabular at 184 6¢/Pica
Lines straight at 23.68 5¢/Pica
Subsequent lines at 18.94 4¢/Pica
TOTAL COST \$42.62

COPY OF NOTICE

(Paste Here)

Notice of Proposed Amendment
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of Water Resources
BILL TO

NOTICE OF PROPOSED AMENDMENT OF WATER RIGHT

NO. 37-08767

Notice is hereby given that G & G Dairy of Jerome, ID has applied to the Department of Water Resources to change the nature of use, point of diversion and place of use for a portion of the following described water right.

WATER RIGHT AS RECORDED:

Permit No. 37-08767
Source: Groundwater
Priority: 1/10/1992
Amount: 1.98 cfs
Use: Irrigation (4/1 - 10/31)

Point of Div: SWSE, S32, T5S, R18E, Lincoln County

Place of Use: 99 acres in NWSE, S1/2SE, S32, T5S, R18E

A PORTION OF WATER RIGHT TO BE CHANGED AS FOLLOWS:

Amount: 0.13 cfs
Use: Stockwater and Commercial

Point of Div: SWNW, S3, T9S, R17E, Jerome County

Place of Use: SWNW, S3; T9S, R17E

Any protest against approval of the proposed amendment of water right application must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on

or before September 12, 1994. The protestant must also send a copy of the protest to the applicant. R. Keith Higginson, Director

Pub: 8/24/94

SEP 1 1994

MAY 18 1995

Department of Water Resources
Southern Region Office

RECEIVED

JUN 03 1996

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 5019195
Receipt By: D. J. Dutton
Date Received: 6-3-96

RECEIVED

JUN 05 1996

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. 36-08735 Telephone No. 208 324 5740
2. Name(s) of Permit Holder(s): G & G Dairy
3. Mailing Address: PO BOX 36 Jerome IDA
4. Source of Water: well If **GROUNDWATER** (well), Date Drilled: mo. / yr.
a. Well Driller: EATON Drilling Permit Number: 36-95-5-0273-000
b. **OPTIONAL:**
Pump Horsepower: 7 1/2 Pressure (psi): 40-50 Dynamic pumping level (ft): 231

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): Stockwater (No. and type of stock): 700 head
Irrigation (No. of acres): Other: Commercial 6-3-96

6. Total rate of diversion and/or volume for which proof is submitted: 0.13 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 <u> </u> or No <u>✓</u>
	Has the measuring device been installed?	Yes <u> </u> or No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u> or No <u>✓</u>
	Has the measurement port been installed?	Yes <u> </u> or No <u>✓</u>

8. Fee Enclosed: \$ 50.00 (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: Mike Griffith Telephone Number: 208 324 3040
Address: 328 S 300 E Jerome

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: Bill Dutton Partner Date: 5-31-96
(include your title, if on behalf of company or organization)

JUN 27 1996

RECEIVED
SEP 30 1994

Receipt No. 5017061
Received By JG
Date 10/29/94

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

Department of Water Resources

APPLICATION FOR AMENDMENT OF A PERMIT

JUN 29 1994

Applicant G & G Dairy Phone 324-5240 Department of Water Resources Region Office

Address PO Box 36, Jerome, ID 83328 36-08735

I am the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 1708767A, and request that the permit and permit map be amended and/or changed as follows:

Purpose of Amendment: ☒ Change point of diversion ☐ Add point of diversion
☒ Change place of use ☒ Change nature of use ☒ Change period of use ☐ Other

1. Point of diversion: $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3, Township 7S, Range 17E, B.M.,
County of Jerome. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.13 cfs for Commercial purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount 0.13 cfs for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum) (water use) (Begin month) (End month)

3. Place of use or land to be irrigated:

T w p	R g e	S e c	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
95	17E	3								C, S									

Total number of acres to be irrigated = _____

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

b. Who owns the land to be irrigated at the place of use? "

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

MAY 18 1995

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

T. 95

R. 17E

3

MID-1995

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 27 day of June, 19 94. Brief Dill Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by MS Publication prepared by MB/SC Date 8/11/94
Published in Lincoln Co. Journal, NSN Publication dates 8/24 & 8/31/94

I, L. GLEN SAXTON, of the Department of Water Resources hereby
approve the above referenced application for amendment. See the attached sheet
for the conditions of approval.

Witness my hand this 4th day of May 19 95

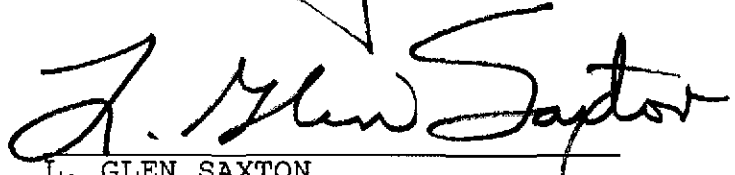
L. Glen Saxton

CONDITIONS OF APPROVAL

Amendment of Permit No. ²⁶⁻⁰⁸⁷⁸⁵ 37-08767A

1. The previous conditions as set forth in Permit No. ²⁶⁻⁰⁸⁷⁸⁵ 37-08767 must be met.
2. The proposed dairy operation under this amendment shall comply with applicable zoning and use ordinances of Jerome County.
3. Use of water under this amendment shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
4. The right holder shall not use water under this approval for a dairy operation larger than 600 milking cows, and 100 dry cows and replacement calves and heifers.
5. This amendment approval authorizes the use of 0.13 cfs and 26.5 AFA under right no. 37-08767A for commercial and stockwater uses in connection with a dairy.
6. Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion associated with the dairy and shall annually report the amount of water diverted to the department. The right holder shall obtain prior approval of the department relative to the type of measuring device.
7. Two points of diversion are located within SWNW, S03, T09S, R17E.
8. The right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
9. Failure to comply with the conditions of this amendment is cause for the director to rescind approval of the amendment.

Dated this 4th day of May, 1995.


L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED
MAY 18 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPROVED PERMITS)
FOR THE APPROPRIATION OF GROUND)
WATER FROM THE EASTERN SNAKE RIVER)
PLAIN AQUIFER FOR WHICH PROOF OF)
BENEFICIAL USE HAS NOT BEEN)
SUBMITTED AND IS NOT PAST DUE)

ORDER FOR TEMPORARY
STAY OF DEVELOPMENT AND
NOTICE OF FORMAL PROCEEDINGS

The Director of the Idaho Department of Water Resources (Director), having responsibility for the administration of the appropriation of the water of the state of Idaho, the protection of rights to the use of water within the state, the protection of the public interest in the waters of the state and the conservation of the water resources of the state enters the following Findings of Fact, Conclusions of Law and Order for temporary stay; and provides the following notice of formal proceedings:

FINDING OF FACTS

1. On May 15, 1992, the Director issued an order establishing a moratorium on the processing and approval of applications for permit to appropriate water from all surface and ground water sources upstream from the USGS Gauge on the Snake River near Weiser, Idaho. On April 30, 1993, the Director issued an Amended Moratorium Order covering the Eastern Snake River Plain Aquifer. The 1994 session of the Idaho Legislature enacted section 42-1806, Idaho Code, requiring that the moratorium relating to the the Eastern Snake River Plain area shall continue in effect until December 31, 1997.

2. The state of Idaho has experienced seven (7) recent years of drought conditions resulting in lowered ground water levels and decreased discharge from surface water sources. The Idaho Legislature has authorized a study to examine the implications of these changes and the relationships between surface and ground water resources. The study is expected to be completed in approximately two (2) years.

3. Delivery calls have been made by the holders of senior-priority surface and ground water rights against the holders of junior-priority ground water rights from the Eastern Snake Plain Aquifer which could result in the curtailment of diversion and use of water under junior-priority ground water rights including rights which might otherwise be developed under permits which are the subject of this order and notice.

MICROFILMED
MAR 26 1998

MICROFILMED
MAR 24 1998

CONCLUSIONS OF LAW

1. Section 42-1805, Idaho Code, provides in part as follows:

In addition to other duties prescribed by law, the director of the department of water resources shall have the following powers and duties:

...

(7) After notice, to suspend the issuance or further action on permits or applications as necessary to protect existing vested water rights or to ensure compliance with the provisions of chapter 2, title 42, Idaho Code, or to prevent violation of minimum flow provisions of the state water plan.

2. Water Appropriation Rule 55.02. of the Department of Water Resources (IDAPA 37.03.08055.02) provides as follows:

02. PERMITS

a. To the extent a permit has not been developed, the director may cancel, or modify permits for which proof of beneficial use has not been submitted in a designated geographical area as an extension of Rule 55.01.

b. Notice of the director's action to cancel or modify permits shall be by:

i. Summary Order served by certified mail upon the affected permit holders in the designated area.

ii. Publication of the order for three (3) consecutive weeks in a newspaper or newspapers of general circulation in the area.

c. Objections to the director's action shall be considered under the department's adopted rules of procedure and applicable law.

3. Rule of Procedure 104 of the Department of Water Resources (IDAPA 37.01.01104) provides in part as follows:

Formal proceedings may be initiated by a document from the agency informing the party(ies) that the agency has reached an informal determination that will become final in the absence of further action by the person to whom the correspondence is addressed, provided that the document complies with the requirements of Rules 210 through 280.

4. Protection of prior rights to the diversion and use of surface and ground water of the Eastern Snake River Plain Aquifer

and the Snake River may require that the further development of water under existing undeveloped permits be suspended indefinitely to assure that the effects and conditions caused by drought, changes in irrigation practices and resulting aquifer recharge, and diversion and use of ground water from the aquifer under prior established water rights are properly evaluated.

5. Section 42-204, Idaho Code, provides in part as follows:

Every holder of a permit which shall be issued under the terms and conditions of an application filed hereafter appropriating twenty-five (25) cubic feet or less per second must, within one (1) year from the date upon which said permit issues from the office of the department of water resources, commence the excavation or construction of the works by which he intends to divert the water, and must prosecute the work diligently and uninterruptedly to completion, unless temporarily interrupted through no fault of the holder of such permit by circumstances, over which he has no control.

ORDER

IT IS THEREFORE, HEREBY ORDERED as follows:

1. The owners of all permits to appropriate ground water within the boundaries of the Eastern Snake Plain Aquifer, as that area is defined by Rule 50 of the rules for Conjunctive Management of Surface and Ground Water Resources (IDAPA 37.03.11), shall, effective immediately upon receipt of this order, temporarily stop further development under the permit until the Director authorizes further development.

2. The owners of all permits for appropriation of ground water within the boundaries of the Eastern Snake River Plain Aquifer shall on or before February 1, 1995, either:

A. File proof of beneficial use to cover the extent of diversion and beneficial use of water that has been accomplished prior to receipt of this order; or

B. File a response with the Director in this proceeding to satisfy the requirements of either subparagraph 1) or 2) below:

1) Document with supporting information that a "substantial investment" has been made, prior to receipt of this order, in facilities to divert and beneficially use water under the permit that merits the granting of additional time to complete all or part of the project. Substantial investment means an actual expenditure or written commitment for development of the project which meets the following requirements:

- a) The actual expenditure or written commitment for the diversion and related equipment must equal or exceed the amount of fifteen thousand dollars (\$15,000) or exceed twenty five (25) percent of the estimated cost of the system for diverting and beneficially using the water, whichever is less; and
- b) The actual expenditure or written commitment must have been made before receipt of this order.

2) Request an indefinite stay in the development period for the project, or any part of the project for which a substantial investment has not been made, until the conditions that resulted in this order have been alleviated if such should ever occur. Upon approval of any such stay, no further development is to occur until such time as the department has issued an extension of time setting a date for completion of the project.

3. Failure to submit either proof of beneficial use or a satisfactory response shall result in cancellation of the permit without further notice.

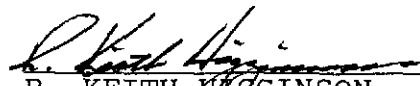
4. Before receiving approval for either additional time to complete a project under subparagraph 2.B.1) or a stay under subparagraph 2.B.2) above, the owner of the permit shall provide information to demonstrate compliance with the provisions of Sections 42-204, Idaho Code, with respect to commencing and diligently proceeding to develop the project authorized under the permit.

5. This order does not prevent the Director from reviewing continued development of a permit on a case-by-case basis if,

a. The Director determines that protection and furtherance of the public interest justifies continued development of a permit; or

b. The Director determines that continued development and use of water will have no effect on prior water rights because of its location, insignificant consumption of water or mitigation provided by the permit holder to offset injury to other rights.

Dated this 9TH day of NOVEMBER, 1994.


R. KEITH HIGINSON
Director

MICROFILMED

MAR 26 1998

MICROFILMED

MAR 26 1998

RECEIVED

SEP 30 1994

State of Idaho

DEPARTMENT OF WATER RESOURCES

RECEIVED

ASSIGNMENT OF PERMIT

JUN 29 1994

Department of Water Resources

To change the ownership of a permit

Department of Water Resources
Southern Region Office

I, Samuel R. Harris, hereby assign to G & G Dairy
(Permit Holder)
of PO Box 36, Jerome, ID 83338 324-5740
(Full Address)

All my right, title, and interest in and to Permit No. _____
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. 37-08767 to appropriate the public waters of the State of Idaho.

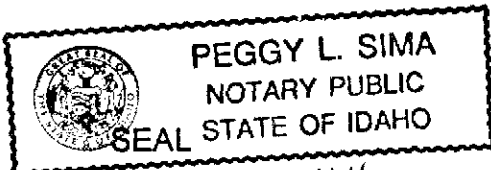
Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.
0.13 cfs on 6.5 acres in SE/SE Sec. 32, P/D? P/U to be amended.
To be designated 37-08767A.

Made this 28 day of June, 19 94.

Samuel R. Harris
Permit Holder(s)

State of Idaho)
County of Jerome ss

On this 28th day of June, 199 4, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Peggy L. Sima
Notary Public

Jerome County, Idaho
Commission Expires 1/97

My commission expires: 1/97

Signature

MICROFILMED
MAR 24 1998
MICROFILMED
MAR 26 1998

database updated 11/23/94 cz

RECEIVED

RECEIVED
MAY 18 1994
Department of Water ResourcesFor Office Use Only
\$15 Fee Received by DS
Date 5/13/94
Receipt No. 5016904

MAY 13 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Dep.

Source: Resources
Reg. Office

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 37-08767Name(s) of Permit Holder: Samuel R Harris / Louisa M. HarrisMailing Address: 300 East Hwy 26 Shoshone, ID 83352Date Proof is Due May 2 1994 Telephone No. 886-7709

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

Land is cleared and would like 2 years
extension to get well drilled and put
in

Costing \$

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We need to get more money together and have
had some concerns of being allowed to use
water after well is in.

Permit holder(s) request an extension to June 1, 19 95.

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

MICROFILMED

MAR 24 1998

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to June 1, 1996.

IT IS FURTHER HEREBY ORDERED that the permit be reinstated and the priority advanced to January 10, 1992.

Signed this 19th day May, 19 94

MAR 20 1998

J. Shaw Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08767

Proposed Priority: December 31, 1991 Maximum Diversion Rate: 1.98 CFS
This is to certify, that **SAMUEL R HARRIS**

LOUISA M HARRIS
300 E HWY 26
SHOSHONE ID 83352

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	1.98 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 32, Township 05S, Range 18E
LINCOLN County

<u>PLACE OF USE: IRRIGATION</u>						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05S	18E	32	NWSE 33	SWSE 33	SESE 33	99
Total number of acres irrigated:						99

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 2, 1994**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

MAR 26 1998

MICROFILMED

MAY 18 1992

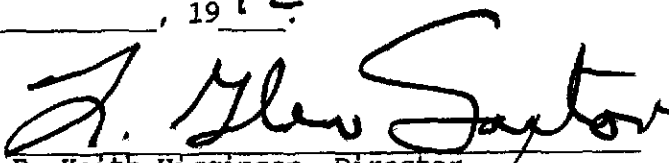
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08767

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

17th day of April, 1992.

for 
R. Keith Higginson, Director

MICROFILMED

MAY 18 1992

MAR 26 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Samuel R. & on Louis M. Harris Phone 886-7709
Post office address 300 E. Hwy. 26, Shoshone, ID 83352

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

3. Location of point of diversion is _____ $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 5S Range 18E B.M. Lincoln County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

*

Amount 1.98 for Irrig. purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated is (a) 1.98 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, pivot sprinkler

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 16 inches; proposed depth of well is 350 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

* Standard Irrigation Season

MICROFILMED

MAR 26 1988

MAY 18 1992

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
55	18E	32													33	33	33		99

Total number of acres to be irrigated 99

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

Big Wood Canal Co. shares

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

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

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

12. Remarks: Well will be used on the above land as primary source so that the canal water can be used on the rest of the farm.

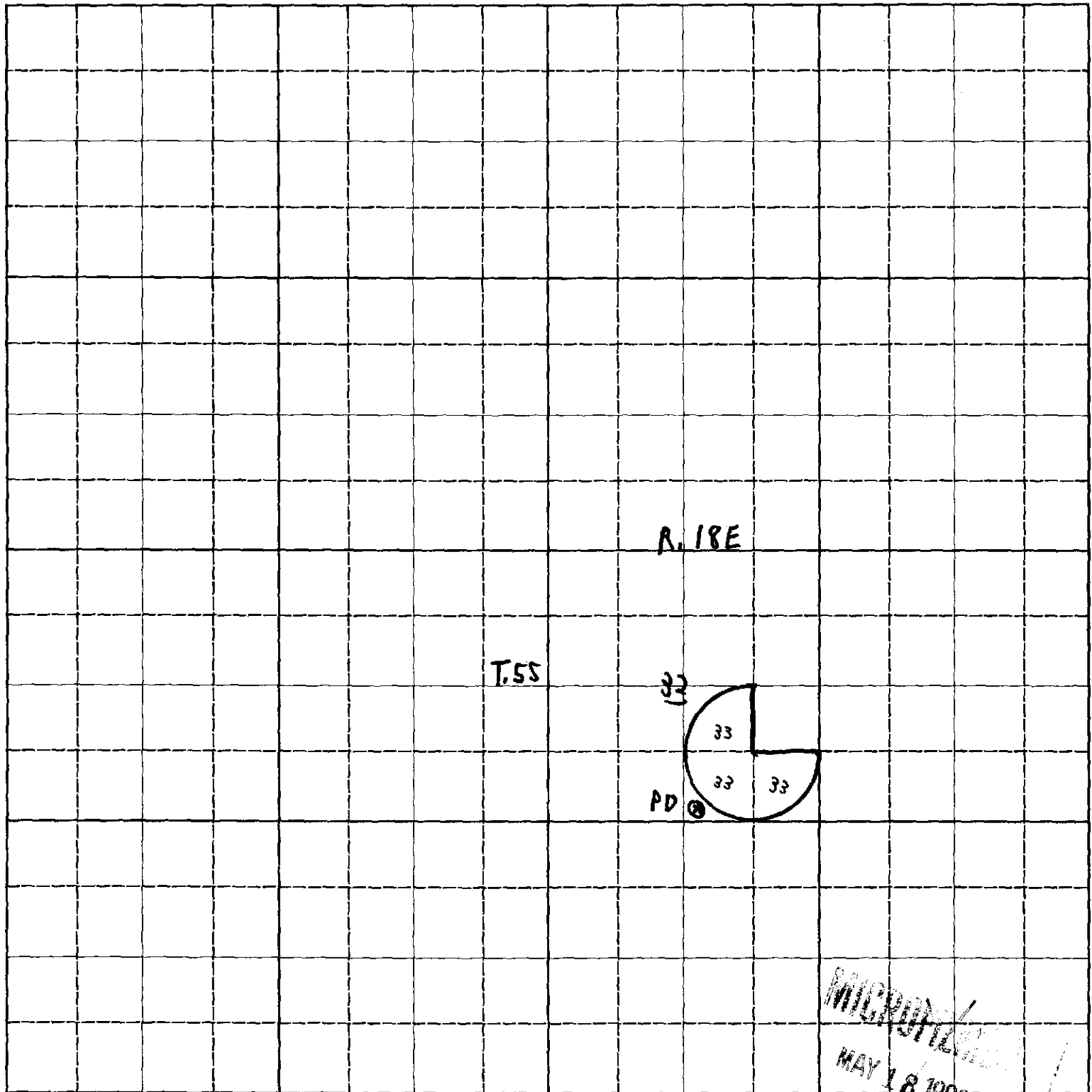
MICROFILMED

MAR 26 1998

MICROFILMED

MAY 18 1992

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



Scale: 2 inches equal 1 mile.

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

Samuel R. Hager
(Applicant) MICROFILMED
MAR 26 1996

Received by J.F. Stanton Date 12-31-91 Time 4:15 pm Preliminary check by [Signature]
Fee \$ 65.00 Receipted by [Signature] # 5014019 Date 12-31-91
Publication prepared by MB Date 1/8/92 Published in Lincoln Co Journal
Publication approved M. Baldwin Date 2-4-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

MICROFILMED
MAY 18 1992

MICROFILMED
MAR 26 1998

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho }
County of Lincoln } ss.

JAN 24 1992

Department of Water Resources
Southern Region Office

Patty Vance, being first duly sworn, deposes and says that she is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, County of Lincoln, 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 15th day of January, 19 92 and the date of the last publication was on the 22nd day of

January, 19 92

Patty Vance
Subscribed and sworn to before me this 23rd day of

January, 19 92
(SEAL)

Norma De Voe
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2X

Lines tabular at _____ 6¢/Pica
3.25 Lines straight at 110.25 5¢/Pica
Subsequent lines at 13.00 4¢/Pica
TOTAL COST 29.25

COPY OF NOTICE

(Paste Here)

Id. of app. water rights
TITLE OF NOTICE
37-08767

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

A.D.W.B.
BILL TO

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

37-08767

HARRIS, SAMUEL R.
HARRIS, LOUISA M.
300 E HWY 26
SHOSHONE, ID 83352
Source: GROUNDWATER
Diversion Pt: SWSE Sec 32 T 05S R
18E in LINCOLN County
Use: IRRIGATION (1.980 CFS)
TOTAL DIVERSION: (1.980 CFS)
Date Filed: 12/31/1991
In: LINCOLN County
T05S R18E S32 NWSE SESE
99.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before FEBRUARY 3, 1992.

-s-R. Keith Higginson, Director

PUB: 1/15, 22 L11721

6-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

MICROFILMED
MAY 18 1992
No 5404
11721

MICROFILMED
MAR 26 1998

MEMORANDUM

DATE: July 8, 1999

TO: Water Right Files 36-08567, 36-08735, & 45-07737

FROM: Shelley W. Keen 

RE: Trust Water Conditions

When these rights are reviewed for licensing, the reviewer should determine whether the Trust Water conditions were actually appropriate for these water uses.

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-08735 Reviewed by [Signature] Date 6-24-96

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
✓ Ground water source
YES Drilling permit required?
NO Copy in the file? Drilling Permit No. 36-95-S-0073-000
200- Amount paid for permit YES Correct?
NO Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YES Required?
50- Amount Submitted
YES Correct?
YES Required?
NO Installed?
NO Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>
Date proof due	<u> </u>
No. of days late	<u> </u>
Priority Date	<u> </u>
New Priority Date	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 6-3-96

June 24, 1996

G & G DAIRY
PO BOX 36
JEROME ID 833380036

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08735

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208) 736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

JUN 27 1996

March 31, 1996

G & G DAIRY
PO BOX 36
JEROME ID 833380036

PROOF DUE NOTICE

RE: PERMIT NO. 36-08735

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 June 1, 1996.

(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.

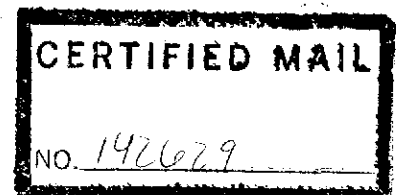
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUN 27 1996



FORWARD WHITE COPY TO WATER RESOURCES



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

~~CONFIDENTIAL~~
R. KEITH HIGGINSON
DIRECTOR

MAY 5, 1995

G & G DAIRY
P O BOX 36
JEROME ID 83338

RE: Permit No. ~~37-08767A~~ NEW # 36-08735

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

SHELLEY W. KEEN
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

MAY 18 1995

MEMORANDUM

DATE: May 4, 1995
TO: File No. 36-08735
FROM: Cindy Zimmerman
SUBJECT: Right Renumbered

=====

This right was originally numbered 37-08767A. This right was amended to change the point of diversion and place of use to basin 36. Right no. 37-08767A has been renumbered to 36-08735.

RECEIVED
MAY 18 1995

DATE: 05/04/95
PAGE: 1

Remarks: The proposed dairy operation under this amendment shall comply with applicable zoning and use ordinances of Jerome County. Use of water under this amendment shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare. The right holder shall not use water under this approval for a dairy operation larger than 600 milking cows and 100 dry cows and replacement calves and heifers. This amendment approval authorizes the use of 0.13 cfs and 26.5 AFA under right no. 37-08767A for commercial and stockwater uses in connection with a dairy. Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on

WR0749NP
No. 837-08767A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/04/95
PAGE: 2

Remarks: each point of diversion associated within the dairy and shall annually report the amount of water diverted to the department. The right holder shall obtain prior approval of the department relative to the type of measuring device. Two points of diversion are located within SWNW, S03, T09S, R17E. Failure to comply with the conditions of this amendment is cause for the director to rescind approval of the amendment.

Dates: App. Received: 12/31/1991 Priority Date: 01/10/1992
Proof Due Date: 06/01/1996 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 37M Field Exam Fee:

Comments: Date: 08/11/1994 User-ID: SCURTIS Subject: BASIN NUMBER CHANGE
If the amendment identified herein is approved, this right will need to be renumbered to Basin 36.

Date: 05/04/1995 User-ID: CZIMMERM Subject: AMENDMENT OF PERMIT
This portion of 37-08767 (part A) was amended from a groundwater source diverted from SWSE, S32, T05S, R18E for irrigation of 6.5 acres during 4/1-10/31 within SESE, S32, T05S, R18E; to a groundwater source diverted from SWNW, S03, T09S, R17E for year round use of 0.13 cfs for stockwater of 600 milkers & 100 non-milkers and 0.13 cfs for commercial use on a dairy (total of 0.13 cfs) located within SWNW, S03, T09S, R17E.
Upon approval, this right need to be renumbered to basin 36.

Audit: 08/10/94 SCURTIS 08/11/94 SCURTIS 05/04/95 CZIMMERM

AMENDMENT OF PERMIT REVIEW

Reviewed by Cindy Zimmerman

on 5/3/95

PERMIT NO. 37-8767 A NAME G & G Dairy Ad OK? ☒

TYPE: A = AMENDED E = CHANGE N/U I = CHANGE P/D & P/U
B = CHANGE P/D F = CHANGE Per/U J = ADD P/D & CHANGE P/U
C = ADD P/D G = OTHER
D = CHANGE P/U H = CHANGE P/D & + P/D

AREA OF CONCERN: ESRP Mor GWMA Trust/Non-trust.

(from within ESRP Aquifer, moved to B 36 within ESRP Aquifer)

B/U PROOF DUE DATE: 6/1/96 Submitted? Yes/No Due -6 months? Yes/No

2/1/95 by Stay Order Unreturned

SURFACE WATER: <flow chart>

In Water District - 005; WD No. _____
+ 0.2 cfs - 01J
- 0.2 cfs - 01H
Not in WD; +0.2 cfs - 01M
-0.2 cfs - No MD

GROUNDWATER: <flow chart>

+ 0.2 cfs - 01M
- 0.2 cfs - No MD
Drilling Permit - Included? No. _____
- Not included? 046-46B - not on permit
- NA on permit

LOCATION:

Swan Falls Flag - 7 (1, Blank or Other)
Trust - 051-052-053 (Consumptive Uses); NA
Non Trust <1> - 048-049; NA on permit

RIVER BASINS (Surface Water)

Boise (63) - 05A & 11E, N/A
Payette (65) - 047 (Payette Lake), 064 (consump. use), NA
Snake (01, 02 & 03) - 11A (01), 061 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 06A/09E/010 (WQ/Choose One), 042-002,
- 07A (Spec.), 044 (Policy 5G)
Power - (Use Power Review)
Mining - 06A/010/09E (WQ) & 054 (req.)
Storage (3 comp?) - 18A (multi MD in WD), 18B (+10' dam)
Domestic - 021 (Boise R + L Peak), 064 (Payette R)

NON LAND OWNER - 004

PROTEST AGREEMENT - 020

Recommended conditions same as on the permit or subsequent amendment(s)
to the permit? Yes _____ Yes + cond ✓ No _____

Conditions of Approval: Standard, See memo.
(do not include any conditions already on permit)

Comments Need officers/partners

MEMORANDUM

TO: File No. 37-08767A
FROM: Cindy Zimmerman
DATE: May 4, 1995
RE: Amendment Conditions

=====

The Application for Amendment of the above referenced permit is to be approved with the following conditions:

(Standard)

1. The conditions as set forth in Permit No. 37-08767 are met.

(Standard for Dairy)

2. The proposed dairy operation under this amendment shall comply with applicable zoning and use ordinances of Jerome County.
3. Use of water under this amendment shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
4. The right holder shall not use water under this approval for a dairy operation larger than 600 milking cows, and 100 dry cows and replacement calves and heifers.
5. This amendment approval authorizes the use of 0.13 cfs and 26.5 AFA under right no. 37-08767A for commercial and stockwater uses in connection with a dairy.
6. Prior to the diversion and use of water under this approval, the right holder shall install and maintain a measuring device on each point of diversion associated with the dairy and shall annually report the amount of water diverted to the department. The right holder shall obtain prior approval of the department relative to the type of measuring device.
7. Two points of diversion are located within SWNW, S03, T09S, R17E.
8. The right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
9. Failure to comply with the conditions of this amendment is cause for the director to rescind approval of the amendment.

MAY 18 1995

FROM

Mlu

DATE

3-8-95

TO

File 37-08767A

SUBJECT

- I talked w/ Bill Giltner of G+G
Dairy today who explained that his
past filing of proof (which was
returned) was his attempted
response to the Temp Stay Order.

MICROFILMED

MAY 18 1995

SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 6, 1995

G & G Dairy
P.O. Box 36
Jerome, ID 83338

RE: Permit No. 37-08767A

Dear Permit Holder:

I am returning the proof of Beneficial Use form you submitted to the department for the above referenced water right.

Since the well has not been drilled and the department has not yet approved your pending Application for Amendment, it is not appropriate to file proof at this time. You can file proof of beneficial use when the Amendment is approved, you have drilled the well and are putting water to a beneficial use.

I am in the process of refunding the \$50.00 license examination you submitted with the proof. This should take between seven (7) to ten (10) days and arrive under separate cover.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

Enclosure

cc: Fiscal

MICROFILMED

MAY 18 1995

Eaton Drilling & Pump Service, Inc.

Member:
Idaho Ground Water Assn.
Member:
National Ground Water Assn.

P.O. BOX 230 • 485 S. IDAHO ST.
WENDELL, IDAHO 83355
(208) 536-2223
1-800-427-2270

Idaho Public Works
Contractor
Family-Owned Business
Since 1907

SOLD
TO

H & I Drilling

NO 11189

Date *9-13-94*

MEMO	CASH		CHARGE	REC'D ON ACCT.		ADJUSTMENT		SOLD BY
	Cash	Check		Cash	Check	Credit	Paid Out	
			X					
QTY.	DESCRIPTION			PRICE PER UNIT		AMOUNT DUE		
1	1/4" 35 Pressure Switch					6.50 ⁰⁰		
1	1/4" 35 Pressure Switch					17 ⁰⁰		
1	1/4" 35 Pressure Valve					7 ²⁰		
1	1 1/4" gate Valve					6 ⁰⁰		
2	1 1/4" Elbow			3 ⁰⁰ /ea		6 ⁰⁰		
2	1 1/4" Tee			3 ⁰⁰ /ea		6 ⁰⁰		
2	1 1/4" unions			5 ⁵⁰ /ea		11 ⁰⁰		
1	1 1/4" x 3/4" Bushing			1 ⁵⁰ /ea		1 ⁵⁰		
1	1 1/4" plug			1 ²⁵ /ea		1 ²⁵		
3	1 1/4" x 1" nipples			7 ⁵⁰ /ea		2 ²⁵		
1	1 1/4" x 6" nipples			2 ⁵⁰ /ea		2 ⁵⁰		
	Spool - to drill hole in concrete							
	well - Plumb Tank & Thread &					100 ⁰⁰		
	out pipe							

All accounts are due on the first of the month and must be paid by the 10th. Interest will be charged on all accounts over 30 days past due at a rate of 1% per month reflecting 21% per year (minimum charge .50 per month). All collection costs and attorney fees necessary for collection will be added to account.

☒ TAX EXEMPT

certify that which I have here purchased will be used for mining, manufacturing, farming or repair thereof.

REC'D
BY

SUBTOTAL

813⁰⁰

SALES TAX

TOTAL

813⁰⁰

RECEIVED ON ACCOUNT

TOTAL

MAY 18 1995

**Family-Owned Business
Since 1907**

Date _____

TOTAL

MAY 18 1995

Eaton Drilling & Pump Service, Inc.

Member:
Idaho Ground Water Assn.

Member:
National Ground Water Assn.

P.O. BOX 230 • 485 S. IDAHO ST.
WENDELL, IDAHO 83355

(208) 536-2223

1-800-427-2270

Idaho Public Works
Contractor

Family-Owned Business
Since 1907

SOLD
TO

B. & G. Dairy
3285 300E

No 10500

Date

6-1-94
324-2406

MEMO	CASH		CHARGE	REC'D ON ACCT.		ADJUSTMENT		SOLD BY
	Cash	Check		Cash	Check	Credit	Paid Out	
			✓					

QTY.	DESCRIPTION	PRICE PER UNIT	AMOUNT DUE
1	7 1/2 H.P. Grundfos Sub. Pump (4") 230V 30 T37450 1275		2400 ⁰⁰
225'	2" galv. pipe	240	540 ⁰⁰
1	2" x 8" nipple		3 ⁷⁵
1	2" x coupling		3 ⁵⁰
1	2" check valve		26 ⁰⁰
4'	10-4 bend of wire Riptone 4/36	.90	36 ⁰⁰
			175 ⁰⁰

All accounts are due on the first of the month and must be paid by the 10th. Interest will be charged on all accounts over 30 days past due at a rate of 1 1/2% per month reflecting 21% per year (minimum charge .50 per month). All collection costs and attorney fees necessary for collection will be added to account.

TAX EXEMPT

I certify that which I have here purchased will be used for mining, manufacturing, farming or repair thereof.

REC'D
BY

SUBTOTAL

3151⁸⁵

SALES TAX

TOTAL

3151⁸⁵

RECEIVED ON ACCOUNT

TOTAL

MAY 18 1995

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 37-08767A Reviewed by [Signature] Date 2-3-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

 Surface water source
✓ Ground water source well not drilled
 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50.00 Amount Submitted
yes Correct?
 Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

Pending amendment y Proof not appropriate
well not drilled
Return & Refund 50.00 filing fee.

DATA ENTRY

New Address Proof Made

State of Idaho
Department of Water Resources
AMENDMENT ANALYSIS SHEET

RECEIVED
SEP 30 1994

Department of Water Resources

INITIAL REVIEW BY: MTS

Right Number 37-08767A Applicant _____

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☒ Change place of use. ☒ Other Change nature and period of use

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.

☒ Stream index information (reverse).

☒ Map.

☒ Signature (must be permit holder).

☒ Fee.

☒ Existing water rights from the same source, amended place of use.

☒ Right number(s) 36-08215 - commercial dairy use

☒ Yes ☐ No Should amendment be advertised?

☒ Yes ☐ No Should date of priority be delayed? If yes, to what date? No

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received.

☒ Amendment published correctly.

☒ Protests processed. None

☒ Approve.

☐ Deny.

Conditions Limit to stockwater use for
600 milking & 100 dry dairy cattle and
commercial use for dairy barn uses associated with
above described stock. *

By AD Date 9/27/94

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By C.B. Date 5/4/95
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

* Re-number as Basin 36 right

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



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 29, 1994

G & G DAIRY
PO BOX 36
JEROME ID 83338-0036

Re: Permit No. 37-08767A

Dear Water Right Holder(s):

This letter is to confirm the receipt of the correspondence assigning this portion of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

Please be advised this water right was recently served with a "stay order", a copy of which is enclosed. We have also enclosed a copy of the letter which accompanied the order.

If you have any questions regarding these matters, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

MEMORANDUM

DATE: November 23, 1994
TO: File No. 37-08767A
FROM: Cindy Zimmerman
SUBJECT: Partners

=====

Per telecon with Suzanne Giltner today, the partners of
G & G Dairy are Bill & Suzanne Giltner and Jill & Mike Griffith.

RECEIVED

MAY 18 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 9, 1994

SAMUEL R HARRIS
LOUISA M HARRIS
300 E HWY 26
SHOSHONE ID 83352

RE: Water Right No. 37-08767

Certified Mail No. 141804

Dear Water Right Holder(s):

Enclosed is a copy of an Order for Temporary Stay of Development and Notice of Formal Proceedings in connection with the above referenced water right permit. Also enclosed is a form and instructions for filing proof of beneficial use of water.

If you have questions related to the order and its effect upon your permit, please feel free to contact the department.

Sincerely,

A handwritten signature in cursive script, reading 'L. Glen Saxton'.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MEMORANDUM

To: Cindy Zimmerman
From: L. Glen Saxton 
RE: AMENDMENTS TO PERMIT 37-08767
Date: October 12, 1994

The above referenced permit appears to have two (2) applications for amendment which are not protested (G & G Dairy and John Reitsma) and one (1) application for amendment which is protested (William Fien).

I think we should withhold approval of the two non protested applications until we determine the issues in the protested one.

RECEIVED
MAY 18 1995

giltner -7259.00 FOR PRINTING INSTRUCTIONS
REVIEWER ----- jes GO TO -- "G30"

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE -----	600
NUMBER OF NONMILKING CATTLE -----	100
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;	
IF ANAEROBIC, ENTER ZERO -----	0.9
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) -----	4
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF	
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS -	1
NUMBER OF MILKINGS PER DAY -----	2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD -----	0.39
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * ---	0.39
NONMILKING CATTLE @12 GPD/HD -----	0.02
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * ---	0.02
TOTAL (BASED UPON ROUNDED NUMBERS) -----	0.41

DIVERSION VOLUME (AFA):

STOCKWATER

MILKING CATTLE @35 GPD/HD -----	23.5
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * ---	24.0
NONMILKING CATTLE @12 GPD/HD -----	1.3
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * ---	1.3
TOTAL (BASED UPON ROUNDED NUMBERS) -----	25.3

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT -----	0.4
PARLOR FLOOR AND MILKHOUSE FLOOR -----	0.1
CATTLE WASHING BASED UPON METHOD OF WASHING -----	0.7
TOTAL -----	1.2

TOTAL DIVERSION VOLUME ----- 26.5 6.6 ac

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER

MILKING -----	3.5
NONMILKING -----	0.0
TOTAL -----	3.5

COMMERCIAL ----- 1.2

TOTAL CONSUMPTIVE USE ----- 4.6

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) -----	7.50	5.00	
LIFT (FT) -----	250	250	
DISCHARGE PRESSURE (PSI) -----	40	40	
FRICTION LOSSES (FT) -----	0.0 pp		

CALCULATIONS

THEORETICAL FLOW RATE (CFS) ** -----	0.13	0.09	0.00
DIVERSION VOLUME (AFA) *** -----	97.7	65.1	0.0

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

** PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

*** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY DAY OF THE YEAR.

TO PRINT:

USE THE MACRO COMMAND - ALT P

The print macro formula location within this spreadsheet is at J63

187 18 1995

Bill Galtner

Jim Stanton

ANY QUESTIONS CALL:

HOME - 324-5740

MOBILE - 536-5360 (beep) 1677

MICROFILMED

MAY 18 1995

37-08767

Dir Rate: 1.98

P/D: 5S, 18E, S32, SWSE.

P/U: 5S, 18E, S32, NWSE - 33

SWSE - 33

SESE - 33

* 37-08767C (Change to Basin 36)

Dir rate: .32 cfs - Stockwater

.32 " - Commercial

P/D: 9S, 16E, S6, SWSW - 2 points

P/U: 9S, 16E, S6, NWSW - Stockwater

SWSW - Stockwater

Commercial

* 37-08767B (Change to Basin 36)

** Dir rate: 1.53 cfs - Stockwater

1.53 cfs - Commercial

P/D: 8S, 15E, S17, NWNW

P/U: 8S, 15E, S17, NWNW - Stockwater

Commercial

* 37-08767A (Change to Basin 36)

Dir rate: .13 cfs - Stockwater

.13 cfs - Commercial

P/D: 9S, 17E, S3, SWNW

P/U: 9S, 17E, S3, SWNW - Stockwater

Commercial

* Different Basin

** Excess for current proposed use at dairy

MICROFILMED

MAY 18 1995

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Lincoln } ss.

Marna DeVoe, being first duly sworn, deposes and says that she is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, County of Lincoln, 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

9 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 24 day of August, 1994, and the date of the last publication was on the 31 day of August, 1994.

Subscribed and sworn to before me this 31st day of August, 1994.
(SEAL)

Charles Deek
NOTARY PUBLIC

1283/5609
LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x's

MAY 18 1995

473.44 Lines tabular at 64/Pica
23.68 Lines straight at 54/Pica
18.94 Subsequent lines at 44/Pica
TOTAL COST \$42.62

COPY OF NOTICE

(Paste Here)

Notice of Proposed
Amendment

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of Water
Resources

NOTICE OF PROPOSED AMENDMENT OF WATER RIGHT

NO. 37-08767

Notice is hereby given that G & G Dairy of Jerome, ID has applied to the Department of Water Resources to change the nature of use, point of diversion and place of use for a portion of the following described water right.

WATER RIGHT AS RECORDED:

Permit No. 37-08767
Source: Groundwater
Priority: 1/10/1992
Amount: 1.98 cfs
Use: Irrigation (4/1 - 10/31)

Point of Div: SWSE, S32, T5S, R18E, Lincoln County Place of Use: 99 acres in NWSE, S1/2SE, S32, T5S, R18E

A PORTION OF WATER RIGHT TO BE CHANGED AS FOLLOWS:

Amount: 0.13 cfs
Use: Stockwater and Commercial
Point of Div: SWNW, S3, T9S, R17E, Jerome County
Place of Use: SWNW, S3, T9S, R17E

Any protest against approval of the proposed amendment of water right application must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before September 12, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Pub: 8/24-31

L1283

Department of Water Resource
Southern Region Office

NOTICE OF PROPOSED AMENDMENT OF WATER RIGHT
NO. 37-08767

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R. Keith Higginson, Director

Published in Lincoln County Journal 8/24 and 8/31/94.

RECEIVED
MAY 18 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

August 12, 1994

Lincoln County Journal
PO Box 468
Jerome, ID 83338

Gentlemen:

Enclosed you will find legal notices which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices 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

Enclosures

MAILED
MAY 18 2005

AFFIDAVIT PUBLICATION

State of Idaho }
County of Jerome } ss.

Norma DeVoe, 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

24 day of August, 1994

and the date of the last publication was on the 31 day of

August, 1994

Norma DeVoe

Subscribed and sworn to before me this 31st day of August, 1994

(SEAL)

Charles Irish
NOTARY PUBLIC

#1281/6124
NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x's

184 Lines tabular at 23.68 6¢/Pica

Lines straight at 18.94 5¢/Pica

Subsequent lines at 42.62 4¢/Pica

TOTAL COST 42.62

COPY OF NOTICE

(Paste Here)

Notice of Proposed Amendment
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of Water Resources
BILL NO.

NOTICE OF PROPOSED AMENDMENT OF WATER RIGHT

NO. 37-08767

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or before September 12, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

RECEIVED

SEP 12 1994

MAY 18 1995

Department of Water Resources
Southern Region Office

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NO. 37-08767

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R. Keith Higginson, Director

Published in Northside News 8/24 and 8/31/94.

RECORDED
MAY 18 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

August 12, 1994

Northside News
PO Box 468
Jerome, ID 83338

Gentlemen:

Enclosed you will find legal notices which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices 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

Enclosures

MAILED
MAY 18 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

12-Aug-1994

R. KEITH HIGGINSON
Director

BILL GILTNER
G & G DAIRY
PO BOX 36
JEROME ID 83338

Re: Application for Amendment, 37-08767A

Dear Mr. Giltner:

The Department of Water Resources acknowledges receipt of your application for amendment of a permit.

This office has scheduled advertising the application in the North Side News and Lincoln County Journal on 8/24 & 8/31/94. A period of ten days following the second publication will be allowed for the submittal of protests.

If the 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 the 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. 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.

Very truly yours,

Mary Baldwin
Sr. Secretary

RECORDED
MAY 18 1995

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 37-08767 Reviewed by [Signature] Date 5-19-94

BASIC INFORMATION

<u>5-13-94</u>	Date stamp received
<u>no</u>	Extension received timely
<u>yes</u>	Fee received and receipted
<u>yes</u>	Name and signature same as permit
<u>no</u>	Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? Requested?
Is delay by a government agency?
Is supporting documentation needed to complete the file? Requested?
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

ACTION TAKEN
Should extend to June 1, 1994 for
due diligence - Reinstatement permit + advance
priority to January 10, 1992

PRIORITY CALCULATION

Date extension received	<u>5-13-94</u>	=	<u> </u>
Proof due date	<u>5-2-94</u>	=	<u> </u>
Number of days late	<u>11</u>	=	<u> </u>
Priority date	<u>12-31-91</u>	=	<u> </u>
New Priority Date	<u>1-10-92</u>	=	<u> </u>

DATA ENTRY

New Address _____
Change Proof Due Date 6-1-96
Change Priority Date 1-10-92

May 19, 1994

Samual and Louisa Harris
300 E Hwy 26
Shoshone, ID 83352

RE: Permit No. 37-08767

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to June 1, 1996. Since the extension was received after the proof due date, it was necessary for the department to reinstate your permit and advance your priority date to January 10, 1992.

Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department will not be able to grant additional requests based on due diligence.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Regional Office

MICROFILMED
MAR 26 1998

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

May 6, 1994

SAMUEL R HARRIS
LOUISA M HARRIS
300 E HWY 26
SHOSHONE ID 83352

LAPSE NOTICE

RE: PERMIT NO. 37-08767

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated February 28, 1994. No further construction or additional development is authorized under this permit unless it is reinstated.

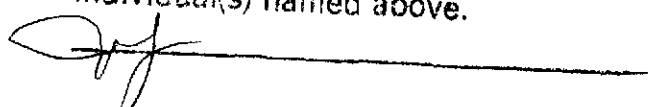
The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING
MICROFILMED hereby certify that on 5/6/94
a copy/an original of this document was
MAR 26 1994 deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



February 28, 1994

SAMUEL R HARRIS
LOUISA M HARRIS
300 E HWY 26
SHOSHONE ID 83352

PROOF DUE NOTICE

RE: PERMIT NO. 37-08767

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 May 1, 1994. (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.

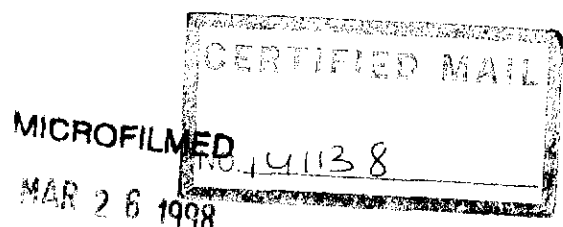
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 20, 1992

SAMUEL R HARRIS
LOUISA M HARRIS
300 E HWY 26
SHOSHONE ID 83352

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08767

Dear Permit Holder:

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

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

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

MICROFILMED

MICROFILMED MAY 18 1992

MAR 26 1998

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosures

RECEIVED
MAR 18 1992
MICROFILMED
MAR 26 1998

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 37-8767/Trust Water Processing

DATE: 4-15-92

The above application is a trust water filing which has been forwarded to the state office for final review and processing.

The applicants have stated on the application that the place of use under the application has been irrigated with surface water from the Big Wood River Canal Co, but that the ground water source under this filing will be used as a primary source while surface water is used on other lands owned by the applicants. Based on this statement, I recommend considering this project as a new development. Acreage under the filing should be counted as trust acreage. All trust conditions are applicable.

~~MICROFILMED~~

MAY 18 1992

MICROFILMED

MAR 26 1998

APPLICATION FOR PERMIT REVIEW

Application #: 37-08767
Date: 4-14-92

Reviewer: Brenda Miller

Brenda

SYSTEM COMPLETED:

- ✓ No - 26A-P17
- Complete in 1 year - P16
- Yes
- Proof not submitted - P16
- Proof submitted - N/A

GROUNDWATER:

- ✓ GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
- No measurement required <flow chart>
- No measurement required <flow chart>

Drilling Permit:

- Approved w/permit - P99
- ✓ Not included - 046-P23 (All GW, even existing wells)
- SURFACE WATER: not in w/d - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

LOCATION:

- Water Districts - WD No. 37M
- Surface water - 005, 005-01H-P01 (LT.2 w/pump)
- 005-01J-P08 (GT.2), NMR <flow chart>
- ✓ Groundwater - P05
- Irrigation Districts - 023
- Canal Co. Areas - 023
- Drainage Districts - 024
- Boise Front (63) - 058 (Groundwater)
- ✓ Swan Falls Flag - 7 (1, Blank or Other)
- ✓ Trust - 051-052-053-P74 (Consumptive Uses)
- Non Trust <1> - 048-049

RIVER BASINS:

- (Surface Water) Water District Control Condition &....
- Boise (63) - 05A & 11E
- Payette (65) - 047-P04, 059-P71
- Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

- Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One), 042(req.), 002-P06(MD), 07A(Spec.), 044(Policy 5G)
- Power - Use Power Review
- Mining - 06A, 010, or 09E-P10 & 054(req.)
- Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
- Rec/Wildlf/Aes - 027(Non-Consumptive)
- Domestic - 021(restricted areas)

OWNERSHIP:

- Non land owner - 004

PROTESTED:

- Agreement - 020

- ✓ Beneficial Use Due Date: -
- Other Conditions Recommended

05-02-1994

Route for Trust Review

g

STATE OF IDAHO *Harris, Samuel R + Louisa M.*
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY D Jones DATE 1/31, 1992
APPLICATION NO. 37-08767

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 for subdivisions, local name, flow &/or volume.)
☒ County
☒ Quantity (flow &/or volume)
☒ 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, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt

++++PROPOSED PRIORITY DATE

12/31/1992

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back.
☐ Overlapping point of diversion.
☐ 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 yes, attach large diversion supplementary analysis sheet.

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____

RECEIVED
FEB 21 1992

Department of Water Resources

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 2/3/92
☐ 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 12/31, 1991
By J. M. D. Hahn Date 2/20, 1992

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19__

ADDITIONAL INFORMATION: Shares of Big Wood Canal Co
will be used on other portions of farm.

LOCAL PUBLIC INTEREST

Comments recieved from:

____ City
____ County
____ Reservations

Idaho Fish & Game
Idaho Health & welfare
Div. of Enviromental Quality

_____ Irrigation Dist
 _____ Canal Company
 _____ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

09-Jan-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

SAMUEL R &/OR LOUISA M HARRIS
300 E HWY 26
SHOSHONE ID 83352

Re: Application for Permit No. 37-08767

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 will be advertising the application in the Lincoln County Journal on 1/15 & 1/22/92. A period of ten days following the second publication will be allowed for the submittal of protests.

If the 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 the 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,

A handwritten signature in dark ink, appearing to be 'DJ' or 'Douglas Jones'.

Douglas Jones, E. I. T.
Water Resources Engineering Specialist

DJ:MB

MICROFILMED

MAY 18 1992

MICROFILMED

MAR 26 1998

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

37-08767

HARRIS, SAMUEL R
HARRIS, LOUISA M
300 E HWY 26
SHOSHONE, ID 83352

Source: GROUNDWATER

Diversion Pt: SWSE Sec 32 T 05S R 18E in LINCOLN County.

Use: IRRIGATION (1.980 CFS)
Total Diversion: (1.980 CFS)

Date Filed: 12/31/1991

In: LINCOLN County
T05S R18E S32 NWSE SWSE SESE

99.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before FEBRUARY 3, 1992.

R. Keith Higginson, Director

Published: 1/15/1992 & 1/22/1992

RECEIVED
MAY 18 1992
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MAR 26 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)736-3033

JANUARY 8, 1992

LINCOLN COUNTY JOURNAL
PO BOX 468
JEROME, ID 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. 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 FEBRUARY 3, 1992.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

MAY 18 1992

MICROFILMED

MAR 26 1998