

5

4.

photo taken
8/20/76

PU



Present V.
Cem

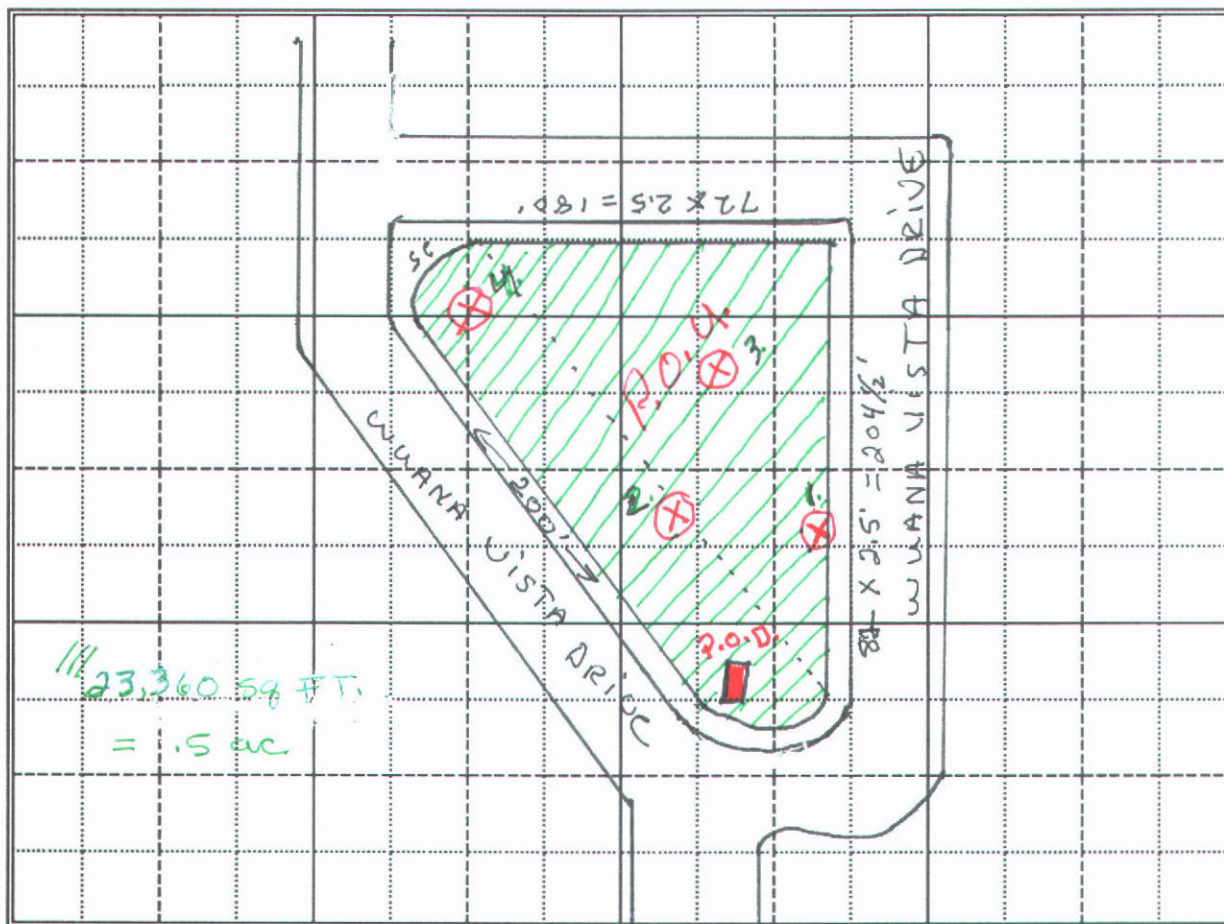
A PART OF LOT 6 SECTION 17,
T10S., R23E., B.M.
MINIDOKA COUNTY, BURLEY, IDAHO.

MICROFILMED
 FEB 08 1993
 JUN 10 1994

State of Idaho
County of Blaine
I, Frederick, certify that this instrument
was filed for record at request of
the defendant at _____ o'clock
on the _____ minutes past _____
day of _____
A.D. 19____ in my office and duly
recorded on film for _____
_____ and filed for _____
_____.

Fees: _____
\$4.00
By _____
Deputy

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



Scale: 1" = NOT TO SCALE

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN	2	unk	WELL-TECH	1 1/2"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
P.S.I. Gauge						

2. Measurements: Pressure check @ sites indicated on Diagram
and an average of 35 PSI was found
4 sites ① 42 PSI ② 33 PSI ③ 30 PSI ④ 35 PSI

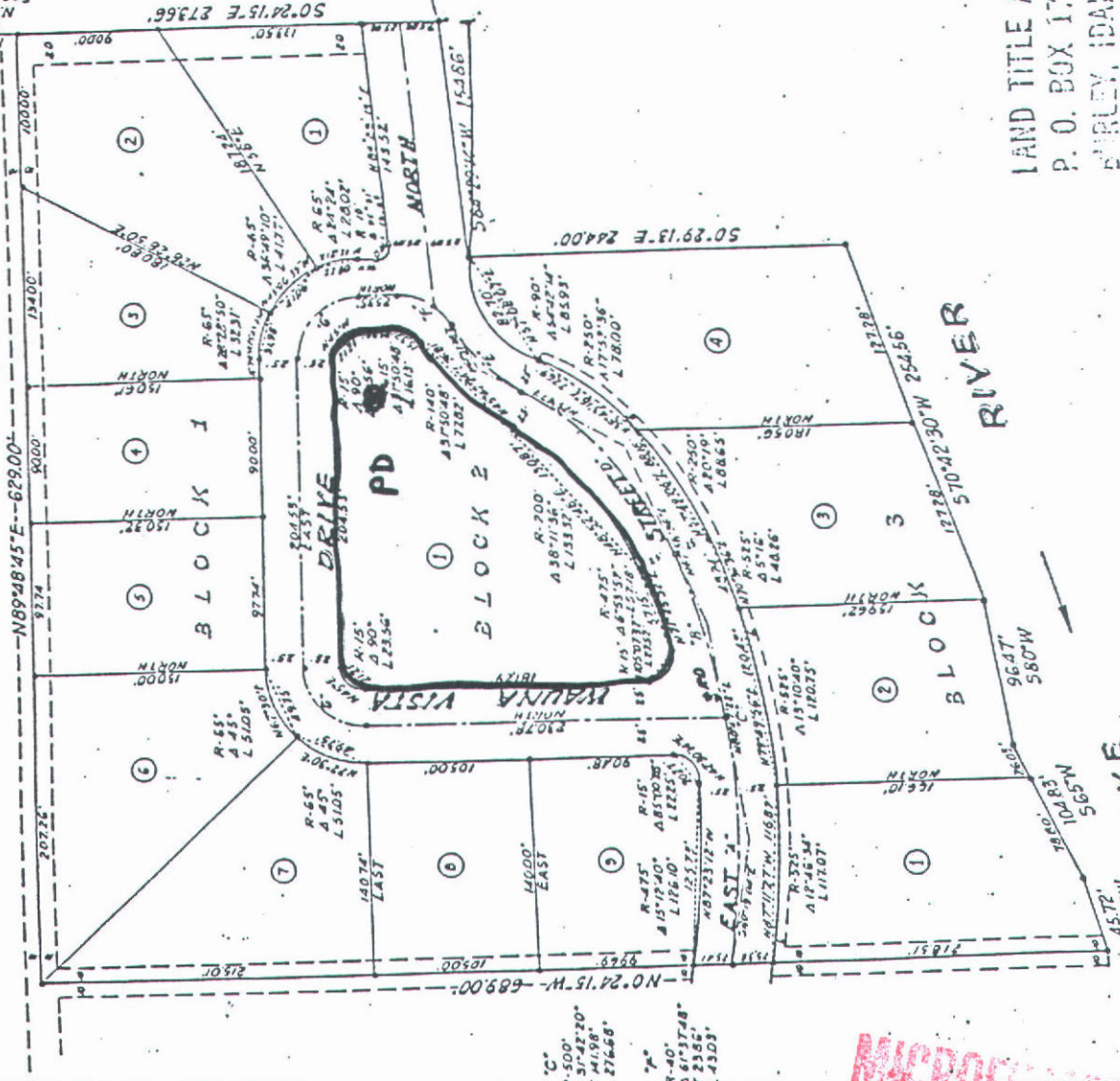
JUL 19 1995

WAUNA VISTA SUBDIVISION

A PART OF LOT 6 SECTION 17,
T.10S., R.23E., B.M.
MINIDOKA COUNTY, BURLEY, IDAHO.

HOFFMANN - FISKE & MILLAR - ENGINEERS
625 MAIN AVE. NORTH - TWIN FALLS, IDAHO

Sec. 17, T.10S., R.23E., B.M.
NE COR. LOT 6
662.33' 10
N 0° 24' 15" W



SCALE 1" = 40.0'

State of Idaho
County of Lincoln
I hereby certify that this instrument
was filed for record at request of
[Signature]
at [] minutes past [] o'clock
this [] day of []
A.D. 19 [] in my office and duly
recorded on film []
[Signature]
[Signature]
[Signature]

LAND TITLE AND ESCROW, INC.
P. O. BOX 177
BURLEY, IDAHO

JUL 19 1995

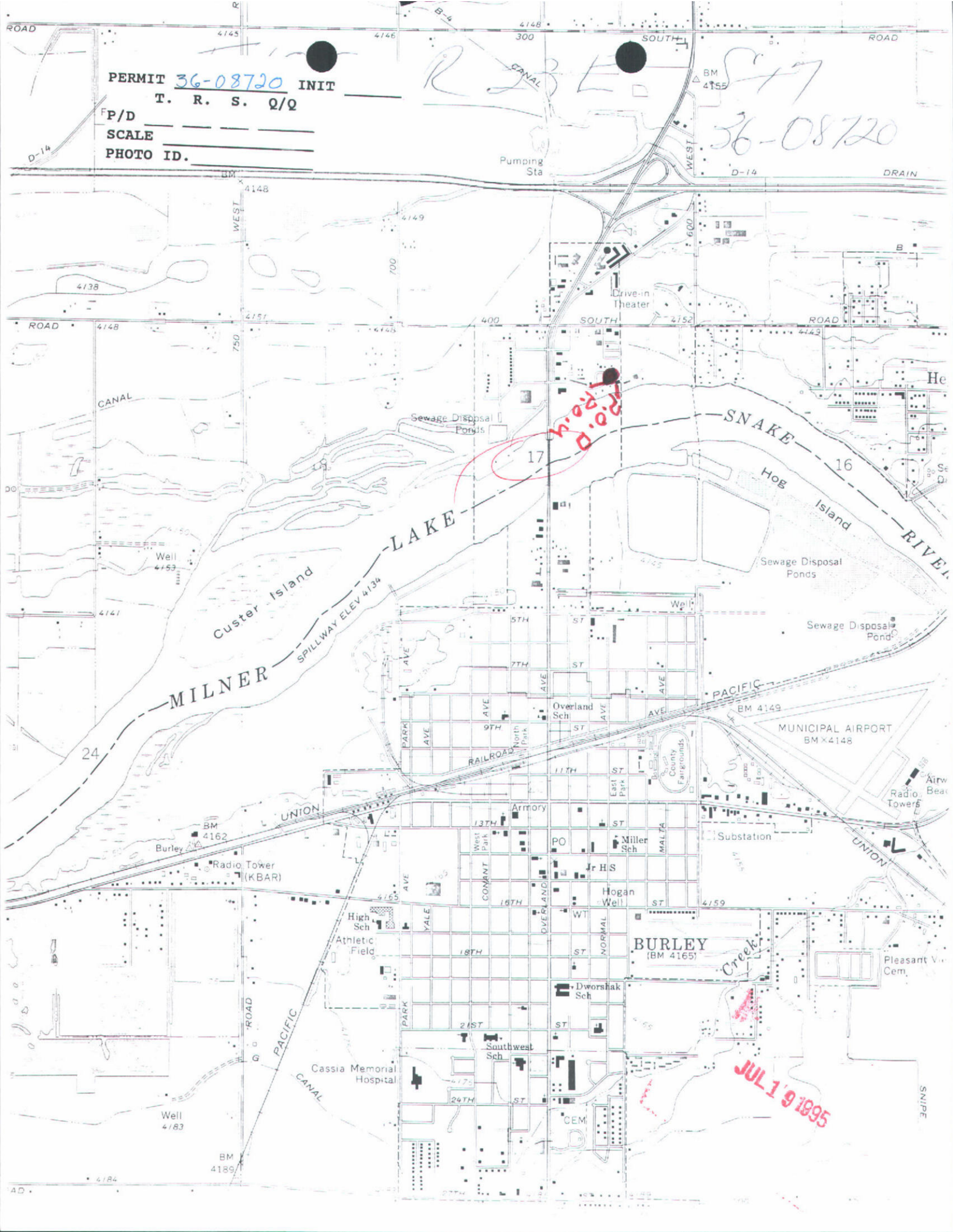
PERMIT 36-08720 INIT
T. R. S. Q/Q

P/D

SCALE

PHOTO ID.

36-08720





PERMIT 316-08720 INIT Int
T. R. S. Q/Q
P/D 105 23E 17 SE NW NE
SCALE _____
PHOTO ID. _____

P.O.D
~

P.O.D
~



P.O.U.
~
INSPECTED
JUL 19 1995



MIT 36-08720 INIT dx
T. R. S. Q/Q
P/D 105 23E 17 SE N W NE
SCALE _____
PHOTO ID. _____

P.O.U.

P.O.U.



RECEIVED
JUL 19 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08720

Priority: February 4, 1994

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

2.8 AF

This is to certify, that WAUNA VISTA PARK HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 4, 1994; and
has submitted Proof of Beneficial Use on February 23, 1995. An examination indicates
that the works have a diversion capacity of 0.130 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.03 CFS	2.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 6(NWNE), Sec. 17, Township 10S, Range 23E
MINIDOKA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	23E	17	Lot 6(NWNE)	0.7		0.7

Total number of acres irrigated: 0.7

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 4.0 afa for the land above.
6. Place of use is located within Lot 1, Block 2, Wauna Vista Subdivision.

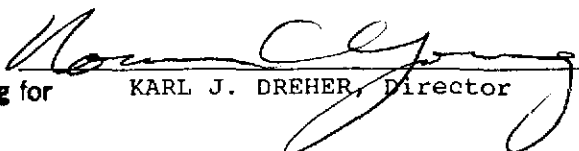
MINIDOKA
JUL 19 1995

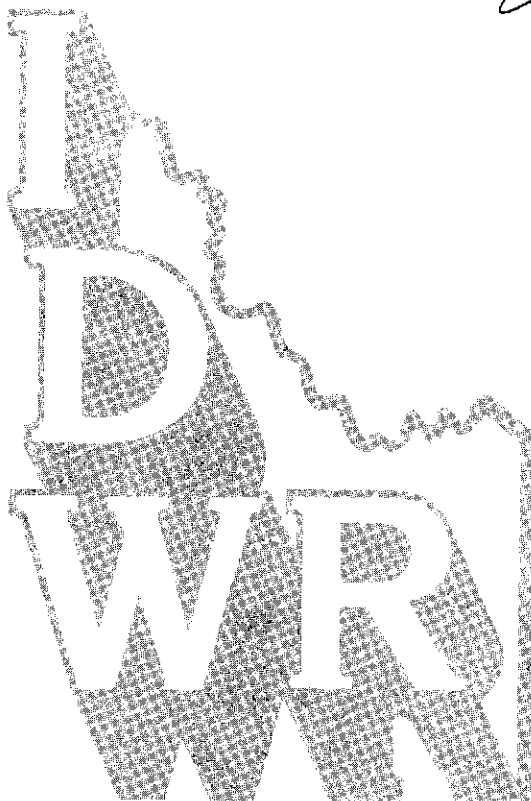
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08720

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 7th
day of July, 1995.

Acting for  KARL J. DREHER, Director



SPECIAL DELIVER
JUL 10 1995

RECEIVED

FEB 23 1995

RECEIVED

FEB 24 1995

FOR OFFICE USE ONLY

Amt. of Fee \$: 50
 Receipt No. 5017782
 Receipt By: MT
 Date Received: 2-23-95

Department of Water Resources
 Southern Region

STATE OF IDAHO
 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.

- Permit No. 36-08720 Telephone No. 678-3277
- Name(s) of Permit Holder(s): Wquna Vista Park Homeowners Assn.
- Mailing Address: C/o Marilyn Peterson, 336 Wquna Vista Drive, Burley, ID 83318
- Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. / yr. 1964
 - Well Driller: Wes's Welding Drilling Permit Number: - -
 - OPTIONAL:
 Pump Horsepower: 2 Pressure (psi): 40 Dynamic pumping level (ft): 10' ?

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

Domestic (No. of households): Stockwater (No. and type of stock):
 Irrigation (No. of acres): 1-1.5 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.03 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 ✓
 Has the measuring device been installed? Yes or No ✓

Flow Measurement Port: Is a flow measurement port required? Yes or No ✓
 Has the measurement port been installed? Yes or No ✓

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: Marilyn Peterson Telephone Number: same

Address: same

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: Marilyn Peterson Sec Date: 2/22/95
 (include your title, if on behalf of company or organization)

MAR 23 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
36-08720 IN THE NAME OF WAUNA)
VISTA PARK HOMEOWNERS ASSN.)
_____)

**REINSTATEMENT
ORDER**

This matter having come before the Idaho Department of Water Resources (department) as a result of a Petition for Reconsideration, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On November 9, 1994, the Director of the department issued an Order for Temporary Stay of Development and Notice of Formal Proceedings (order) in connection with Permit No. 36-08720 (permit) in the name of Wauna Vista Park Homeowners Association (permit holder).

2. On February 14, 1995, the department issued a Final Order cancelling the permit, since the permit holder did not respond to the November 9, 1994 order.

3. On February 21, 1995, the permit holder submitted a Request for Reconsideration to the department together with the proof of beneficial use of water and the license examination fee.

CONCLUSIONS OF LAW

1. Section 67-5246, Idaho Code, authorizes the Director of the department to consider and dispose of Petitions for Reconsideration.

2. The permit holder has filed proof of beneficial use of water and has shown sufficient reason for the Director to reconsider his Final Order.

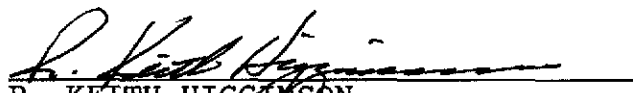
3. The Director should rescind the order of the department dated February 14, 1995 and should reinstate the permit.

ORDER

IT IS THEREFORE, HEREBY ORDERED that the Final Order of the department dated February 14, 1995, is **RESCINDED**.

IT IS FURTHER, HEREBY ORDERED that Permit No. 36-08720 in the name of Wauna Vista Park Homeowners Association is **REINSTATED** with no loss of priority.

Dated this 1ST day of MARCH, 1995.


R. KEITH HIGGINSON
Director

MICROFILMED

MAR 23 1995

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 1st day of March, 1995, I mailed a true and correct copy, postage prepaid, of the foregoing **ORDER** to the following:

Wauna Vista Park Homeowners
Association
c/o Marilyn Peterson
336 Wauna Vista Dr.
Burley, ID 83318


JULIE L. YARBROUGH
Senior Secretary

RECEIVED

MAR 23 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)

FINAL ORDER

This matter having come before the Idaho Department of Water Resources (department), as a result of failure of the permit holder to respond to a prior order of the department, the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On November 9, 1994, the department issued an Order for Temporary Stay of Development and Notice of Formal Proceedings (order) requiring certain permit holders to either file proof of beneficial use of water in connection with their permit or to otherwise respond to the department in connection with the order.

2. The holder of Permit No. 36-08720 (permit holder) has neither filed proof of beneficial use of water nor responded to the department in connection with the order.

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. IDAPA Rule 37.03.08055.02 (Water Appropriation Rule 55) of the Department of Water Resources, provides as follows:

a. To the extent a permit has not been developed, the director may cancel, or modify permits for which proof of

MAR 23 1995

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 an 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 rules of procedure and applicable law.

3. IDAPA Rule 37.01.01104 (Rule of Procedure 104) of the Department of Water Resources 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.

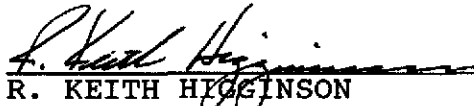
4. The department has properly notified the permit holder of requirements related to the department's order dated November 9, 1994 and the permit holder has failed to respond.

5. The department should cancel Permit No. 36-08720.

ORDER

IT IS THEREFORE, HEREBY ORDERED that Permit No. 36-08720 in the name of Wauna Vista Park Homeowners Assn. is **CANCELLED** and is of no further force nor effect.

Dated this 19th day of February, 1995.



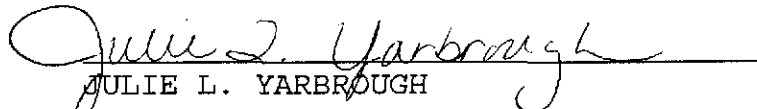
R. KEITH HIGGINSON
Director

MAR 23 1995

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 14th day of February, 1995,
I mailed a true and correct copy, postage prepaid, of the foregoing
FINAL ORDER to the following:

Wauna Vista Park Homeowners
Assn.
c/o Marilyn Peterson
336 Wauna Vista Dr.
Burley, ID 83318


JULIE L. YARBROUGH
Senior Secretary

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.

MAR 23 1995

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

MAR 23 1995

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:

MAR 23 1995

- 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.

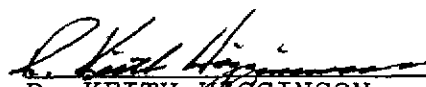
3. Failure to submit either proof of beneficial use or a satisfactory response shall result in cancellation of the permit without further notice.

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 HAGGINS
Director

MAR 23 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 36-08720

Proposed Priority: February 4, 1994 Maximum Diversion Rate: 0.03 CFS

This is to certify, that WAUNA VISTA PARK HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

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

IRRIGATION 04/01 to 10/31 0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 6 (SEWNNE), Sec. 17, Township 10S, Range 23E
MINIDOKA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	23E	17	Lot 6 (NWNE)	1.5		1.5

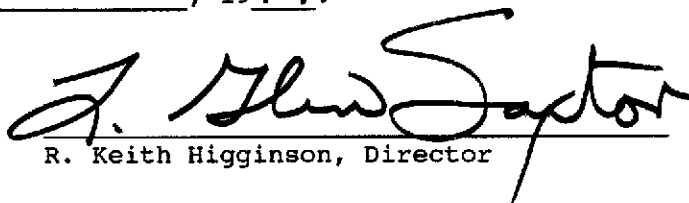
Total number of acres irrigated: 1.5

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1995.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
4. Place of use is located within Lot 1, Block 2, Wauna Vista Subdivision.

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

25th day of April, 1994.


R. Keith Higginson, Director

RECEIVED

JUN 10 1994

RECEIVED RECEIVED

FEB 04 1994

APR 11 1994

Form 202
10/92

Department of Water Resources Department of Water Resources
Southern Region Office

Ident. No. 36-08720

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Wagon Vista Park Homeowners Assn Phone 678-3379
Post office address C/O Marilyn Peterson, 336 Wagon Vista Drive, Burley, ID 83318
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 6
Sec. 17 Township 10S Range 23E B.M. Minidoka County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.03 for Irrigation purposes from 4-1 to 10-31 (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) 0.03 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 25' sandpoint well, 2 hp pump to
18 Rainbird sprinklers
 - 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 1 1/2 inches; ~~proposed~~ depth of well is 25 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? 1964; Drilling firm _____
Well was drilled for (well owner) Applicant
7. Time required for the completion of the works and application of the water to be proposed beneficial is
1 years (minimum 1 year).

JUN 10 1994

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	
105	23E	17		1.5															1.5

Total number of acres to be irrigated 1.5

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? _____

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: Land is Block 2 Lot 1 of Wagon Viste Subdivision. A small park area in the center of the subdivision has been watered since 1964.

RECORDED
JUN 10 1964



36-08720

1976 10 9661

JUN 1960
 JUN 1960

JUN 10 1994

Egon Fleet MEMBER
(Applicant)

Received by J. F. Stanton Date 2-4-94 Time 3:40 pm Preliminary check by MTS
Fee \$ 30.00 Receipted by JS # 5016538 Date 2-4-94
Publication prepared by M. Baldwin Date 2/10/94 Published in So. Sh. Press
Publication approved M. Baldwin Date 3/18/94

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:

RECEIVED

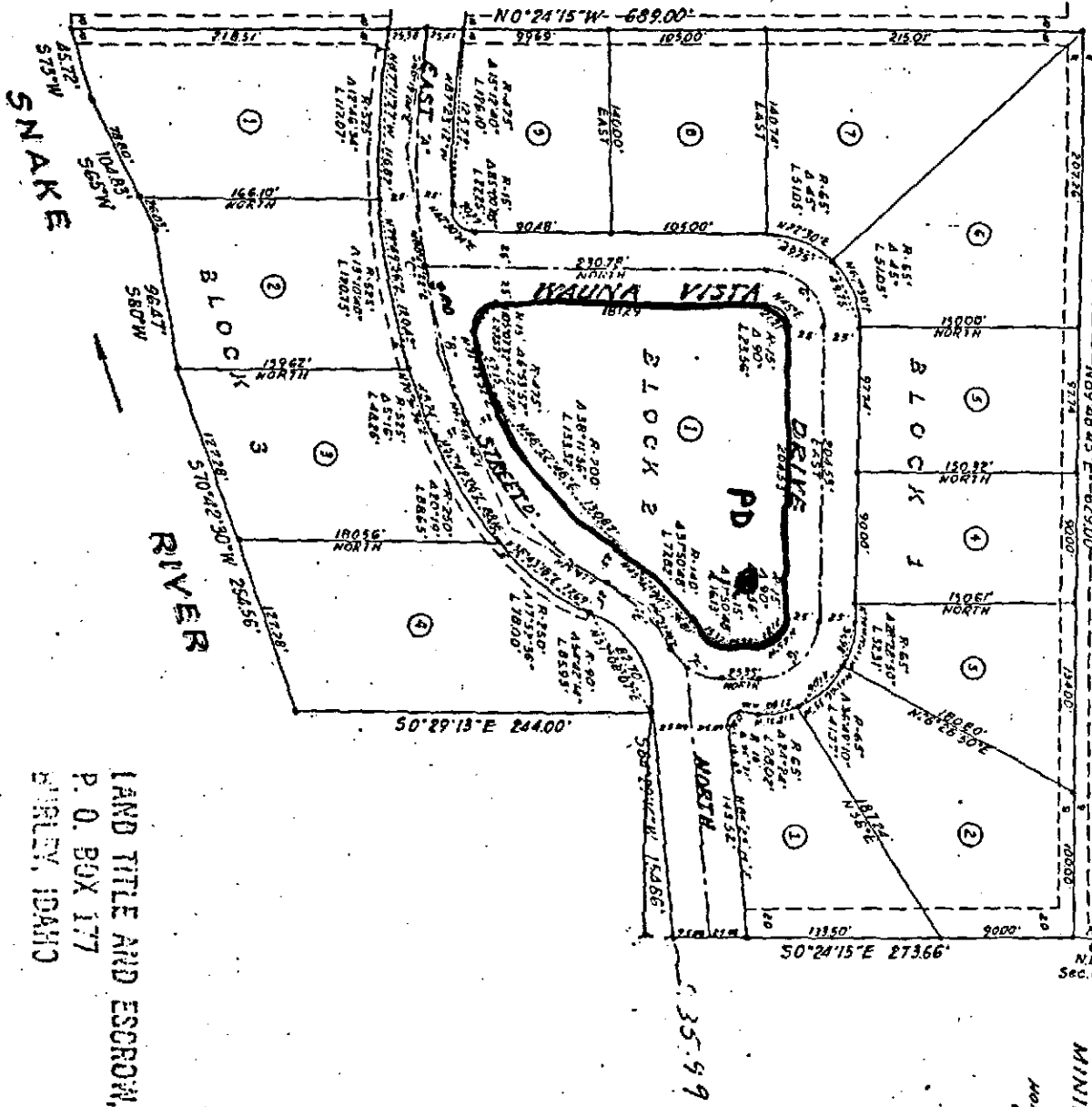
JUN 1 0 1994

WAUNA VISTA SUBDIVISION

A PART OF LOT 6 SECTION 17;
T10S, R23E, B.M.
MINIDOKA COUNTY, BURLEY, IDAHO.

HOFFMANN - FISKE & MILLER - ENGINEERS
625 MAIN AVE. NORTH - TWIN FALLS, IDAHO

RECORDED
FEB 0 1993
JUN 10 1994



LAND TITLE AND ESCROW, INC.
P. O. BOX 177
BURLEY, IDAHO

State of Idaho
County of Blaine
I hereby certify that this instrument
was filed for record at request of
[Signature]
at [City] of [County] Idaho
A.D. 19 [] in my official duty
recorded on film book [] of []
[Signature]
[Signature]
[Signature]

Scale: 1 inch = 60 ft.



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

KARL J. DREHER
DIRECTOR

July 12, 1995

WAUNA VISTA PARK HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

RE: WATER RIGHT NO. 36-08720

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECORDED

JUL 19 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 36-08720 DATE 7-6-95

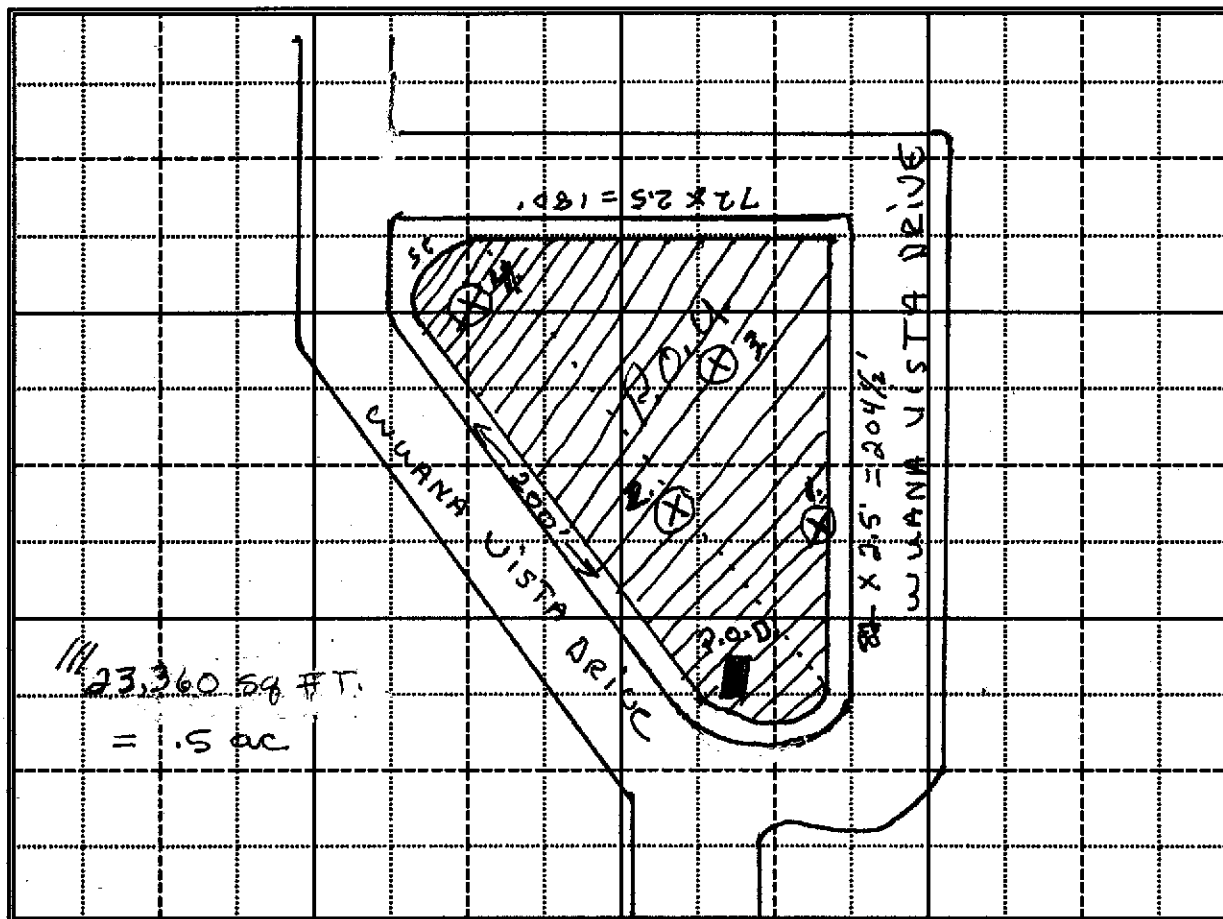
NAME	Change OK ☒	Or Address Change? ☐
PRIORITY DATE	☒	Advance? ☐ Advanced to: _____ Order to reinstate needed? ☐ Incorrect fee for rate recommended? <u>Paid \$50⁰⁰</u> <u>fee when none is required. Check with Julie</u>
SOURCE	☒	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? ☐
POINT OF DIV	☒	Amendment needed? _____ Overlaps? ☒
PLACE OF USE	☒	Amendment needed? _____ Overlaps? ☒
DIV RATE	☒	Permit/fee limits: <u>.03 CFS</u> Meas Q = _____ Theo Q = <u>.13</u> Recommend: <u>.03</u> <u>.7 acre</u> OK FOR SMALL SYSTEM Combined rates exceed capacity _____
ANNUAL VOLUME	☒	Volume Limit: _____ Season: <u>4.0 (4-1 to 10-31)</u> Calculations: <u>.7 x 4 = 2.8</u> Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined volumes exceed capacity/allowable _____
USES	☒	Change in Nature of Use or additional uses? _____ Amendment necessary? ☐
ADDITIONAL INFO		Supplemental Groundwater ☐ PPU Scenario ☐ Irr/Dom Combination ☐ Shared G/W System ☐
NEW REMARKS	☐	Multiple p/d(s) in 1/4 1/4? _____ <u>W3/</u> Other _____
NEW CONDITIONS	☐	Watermaster control - District _____ ☐ Measuring/Locking Devices <u>R26</u> Irrigation Overlap ☐ Other _____ ☐ Water Quality _____ Heat/Cool/Fish verified _____

COMMENTS: _____

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>.03</u>	<u>2.8</u>	Adjustment Memo Needed	<u>YES</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMEND LETTER	_____
_____	_____	_____	2ND AMEND LETTER	_____

* See adjustment memo. *cc*

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate well size/ditch size/pipe I.d. as applicable. $\otimes$ = Pressure Test Sites



Scale: 1" = NOT TO SCALE

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN	2	unk	WELL-TECH	1 1/2"

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
P.S.I. Gauge						

2. Measurements: Pressure check @ sites indicated on Diagram
and an average of 35 PSI was found
4 sites ① 42 PSI ② 33 PSI ③ 30 PSI ④ 35 PSI

JUL 19 1995

E. NARRATIVE/REMARKS/COMMENTS

THIS SYSTEM CONSISTS OF A 25' SANDPOINT WELL CONSTRUCTED IN 1964. H₂O IS PUMPED DIRECTLY TO A COMPUTERIZED RAIN-BIRD (POP-UP) SPRINKLER SYSTEM WITH 12 PLASTIC 9/64" HEADS LOCATED ALONG THE PERIMETER OF THE PARK. IT ALSO HAS 4 PORTABLE 9/64 RAIN BIRDS TO IRRIGATE THE CENTER OF THE PARK. THE COMPUTER IS HOOKED UP TO A 2HP FRANKLIN + WELL-TECH PUMP AND MEASURES AN AVERAGE OF 35 PSI THROUGH-OUT THE SYSTEM.

Have conditions of permit approval been met? ☒ yes ☐ no

APPROVED
JUL 19 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$\frac{8.8 \times \text{hp} \times \text{EFF}}{\text{TQH}}$$

$$\frac{8.8 \times 2 \times .70}{10 + (35 \times 2.31)} = \frac{12}{91} = .13 \text{ cfs system capacity}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .5 \times 3 = 1.5 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 28 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.5 \text{ afa}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	04-01	10-31	.03 cfs	1.5 afa
Totals:			.03 cfs	1.5 afa

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name Dallas Lyon Date 06-21-95

Reviewer _____ Date _____

SEAL

* See adjustment explanation. BC

MICROFILMED

JUL 19 1995

MEMORANDUM

TO: File 36-08720 / Wauna Vista Park Homeowners Assn.
FROM: Brenda Chapman
DATE: July 6, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

C. DIVERSION AND DELIVERY SYSTEM

2. Place of Use: The place of use is listed as 1 acre in this part of the exam and .5 acre on the back page. It is approximately .7 of an acre.

G. VOLUME CALCULATIONS

The field headgate requirement for that area is 4.0 afa per acre.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.03	2.8

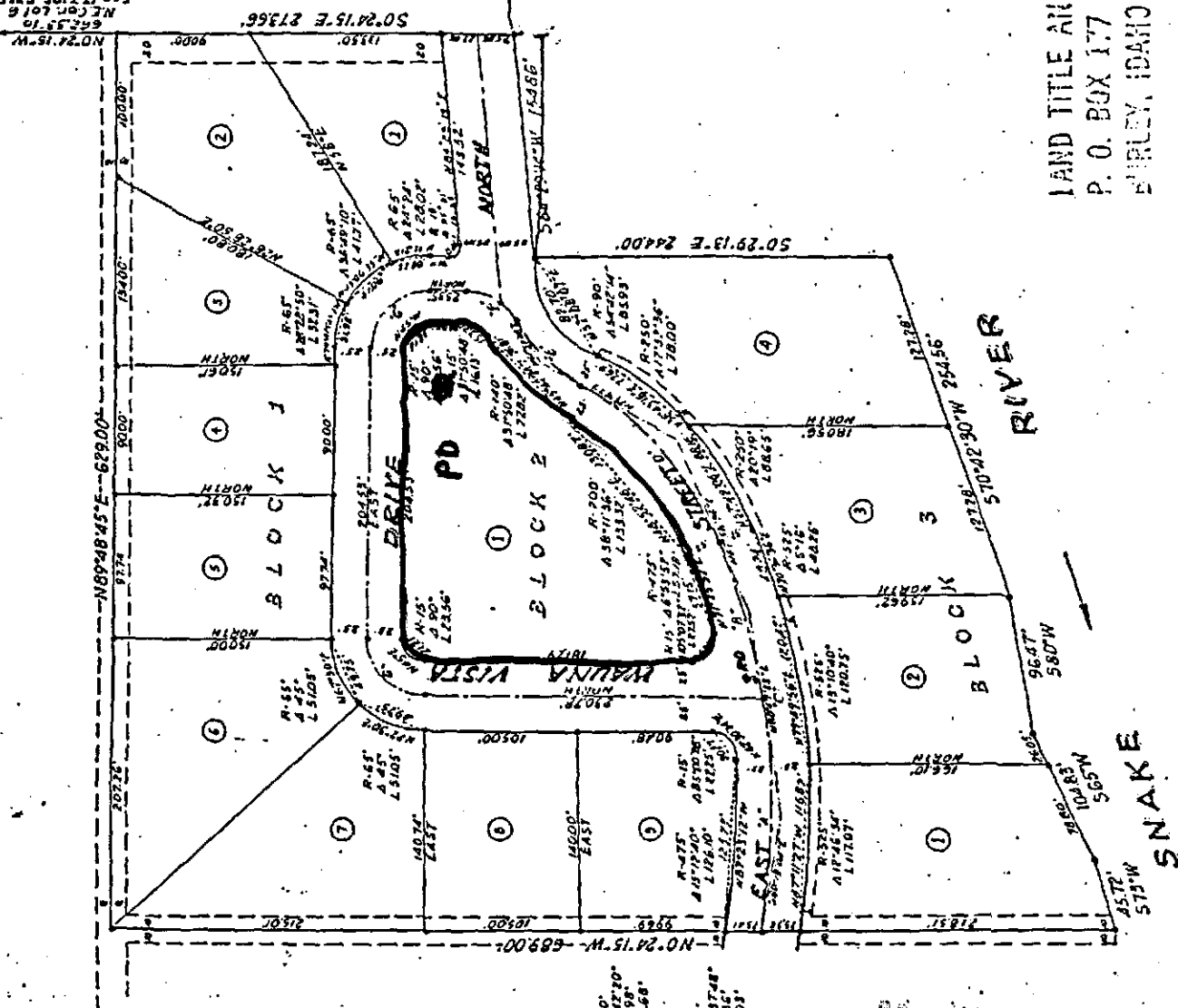
RECEIVED
JUL 19 1995

WAUNA VISTA SUBDIVISION

A PART OF LOT 6 SECTION 17,
T.10S., R.23E., B.M.
MINIDOKA COUNTY, BURLEY, IDAHO.

HOFFMANN - FISKE & MILLAR - ENGINEERS
523 MAIN AVE. NORTH - TWIN FALLS, IDAHO

Sec. 17, T.10S., R.23E., B.M.



CURVE DATA
A OF STREET

1"	R-500'	Δ 31°42'10"	T 14.98'	L 17.658'
2"	R-15'	Δ 81°37'48"	T 2.586'	L 4.303'
3"	R-40'	Δ 21°50'48"	T 3.28'	L 5.195'
4"	R-115'	Δ 10°10'40"	T 1.1703'	L 1.8075'
5"	R-225'	Δ 18°10'40"	T 1.1703'	L 1.8075'
6"	R-450'	Δ 31°42'10"	T 14.98'	L 17.658'

JUL 19 1995

State of Idaho
County of Blaine
I hereby certify that this instrument
was filed for record at request of
Hoffmann - Fiske & Millar
all minutes past 1 o'clock
this 7 day of May, 1943, in my official duty
records on file in the office of the
Recorder of Deeds
at Boise, Idaho
Witness my hand and the seal of the
Recorder of Deeds
at Boise, Idaho
Recorder of Deeds

LAND TITLE AND ESCROW, INC.
P. O. BOX 177
BURLEY, IDAHO

36-08720

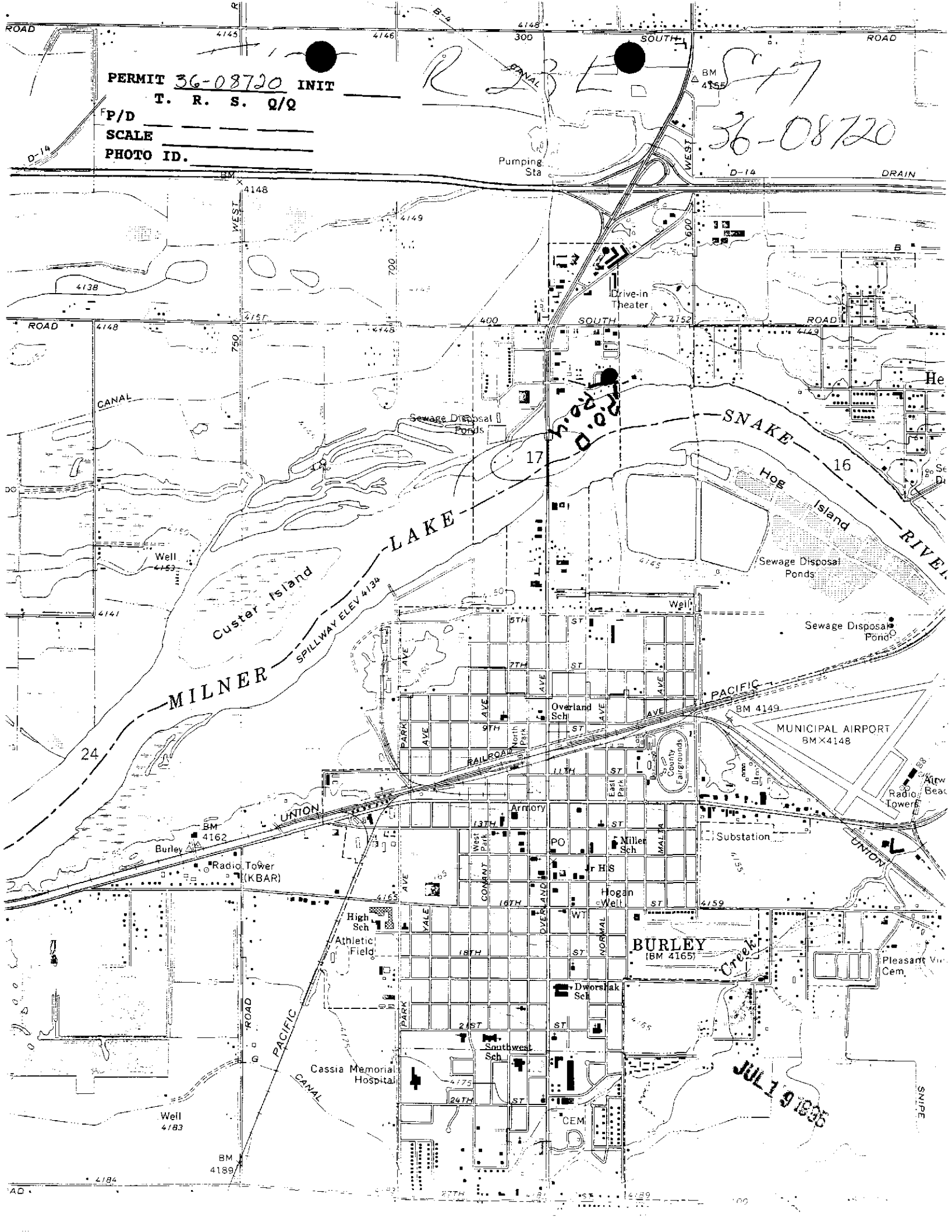
PERMIT 36-08720 INIT
T. R. S. Q/Q

P/D

SCALE

PHOTO ID.

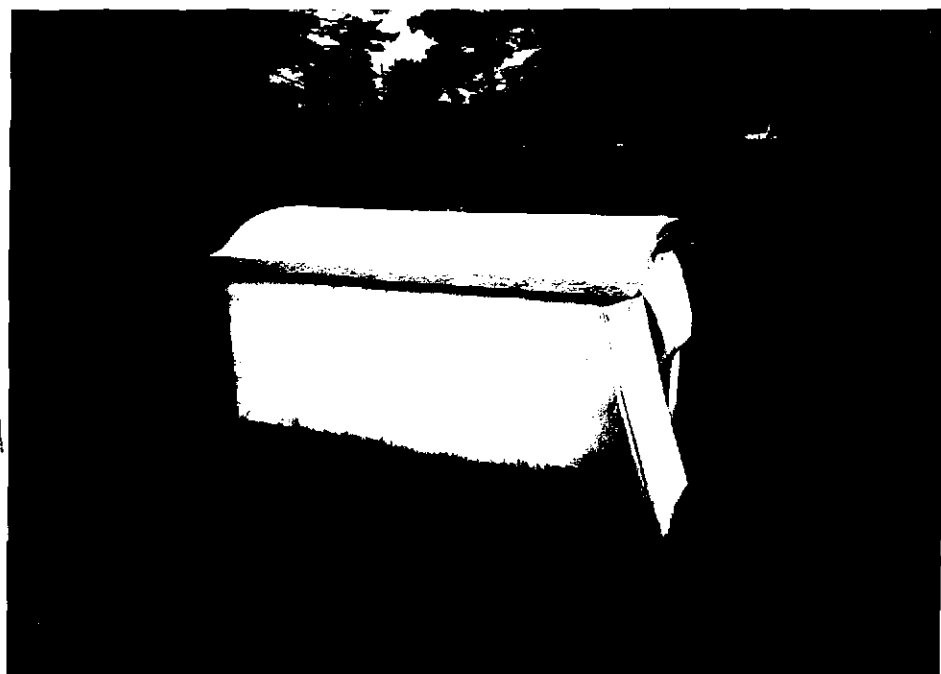
36-08720





PERMIT 36-08720 INIT Int
T. R. S. Q/Q
P/D 105 236 17 SENEWINE
SCALE _____
PHOTO ID.

P.O.D



P.O.D



P.O.U.

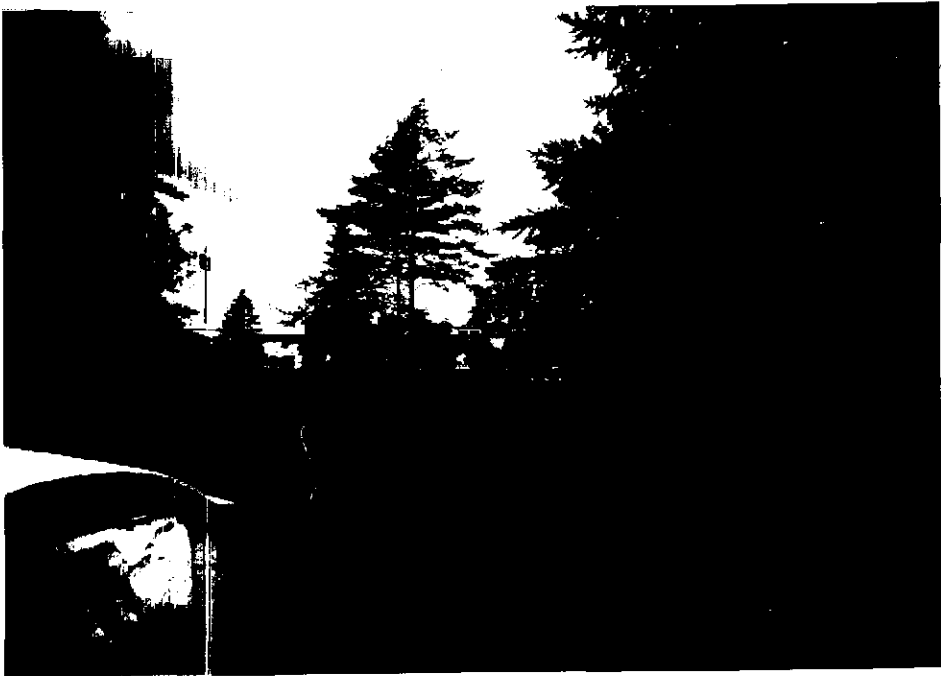
JUL 19 1995



MIT 36-08720 INIT Int
T. R. S. Q/Q
P/D 103 23E 17 SE NW NE
SCALE _____
PHOTO ID. _____

P.O.U.

P.O.U.



P.O.U.
RECEIVED
JUL 19 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

July 6, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Wauna Vista Park Homeowners Assn.
c/o Marilyn Peterson
336 Wauna Vista Dr.
Burley, ID 83318

RE: Permit No. 36-08720

Dear Permit Holder:

During the review of the proof of beneficial use you submitted in February, the department mistakenly accepted the \$50.00 license examination fee and acknowledged the proof.

A license examination fee is not required for a rate of diversion of 0.04 cfs or less from a ground water source. You submitted proof on 0.03 cfs, therefore, you are entitled to a refund of the \$50.00 license examination fee.

I have initiated the process to refund the \$50.00 license examination fee which was submitted with the proof. The process takes between seven (7) and ten (10) days and will arrive under separate cover.

If you have any questions, or if I can be of any assistance, please feel free to contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Southern, Fiscal

MAILED

JUL 19 1995

M E M O R A N D U M

DATE: June 20, 1995

TO: Dan Steckel

FROM: Shelley W. Keen (SWK)

RE: Wauna Vista Homeowners, Claim A36-13528 and Permit 36-08720

=====

In cooperation with your efforts to resolve the claimant's objection to our recommendation for SRBA claim A36-13528, I have asked Jim Stanton at Southern Region to conduct a field exam for permit 36-08720. If the exam goes well, I think we can expect to issue a license by this early this fall.

JUL 19 1995



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

R. KEITH HIGGINSON
DIRECTOR

March 2, 1995

WAUNA VISTA PARK HOMEOWNERS ASSN
C O MARILYN PETERSON
336 WAUNA VISTA DR
BURLEY ID 83318

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 36-08720

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

MAR 23 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

RECEIVED

R. KEITH HIGGINSON
Director

FEB 23 1995

Department of Water Resources
Southern Region

February 21, 1995

Glen Saxton
Dept. of Water Resources
Statehouse
Boise, ID

RECEIVED

FEB 24 1995

RE: Cancelled Permit 36-08720, Petition for Reconsideration ^{Department of Water Resources}

Dear Mr. Saxton;

We, the Wauna Vista Subdivision Homeowners' Association, do hereby request that this permit be reinstated. Due to the ill health of our representative Marilyn Peterson, the original order was not acted upon. Mrs. Peterson is again able to act for us.

This system has been used to water between 1 and 1.5 acres since 1964. The system is as described in the application for permit. Proof of beneficial use and the examination fee are attached.

Thank You,

Marilyn Peterson

RECEIVED

FEB 28 1995



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

R. KEITH HIGGINSON
DIRECTOR

March 1, 1995

RE: Permit No. 36-08720 in the name of Wauna Vista Park
Homeowners Assn.

Dear Interested Parties:

I have enclosed a copy of the **REINSTATEMENT ORDER**
which rescinds the order dated February 14, 1995, and
reinstates the above referenced water right.

If you have any questions regarding the enclosed
order, please feel free to contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

cc: IDWR - Region

[Faint, illegible stamp]

[Faint, illegible stamp]



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 14, 1995

RE: In the Matter of Application for Permit No. 36-08720 in the name of Wauna Vista Park Homeowners Assn.

Dear Interested Party:

The accompanying order is a "final order" issued by the department pursuant to section 67-5246 or 67-5247, Idaho Code.

Section 67-5246 provides as follows:

(1) If the presiding officer is the agency head, the presiding officer shall issue a final order.

(2) If the presiding officer issued a recommended order, the agency head shall issue a final order following review of that recommended order.

(3) If the presiding officer issued a preliminary order, that order becomes a final order unless it is reviewed as required in section 67-5245, Idaho Code. If the preliminary order is reviewed, the agency head shall issue a final order.

(4) Unless otherwise provided by statute or rule, any party may file a petition for reconsideration of any order issued by the agency head within fourteen (14) days of the issuance of that order. The agency head shall issue a written order disposing of the petition. The petition is deemed denied if the agency head does not dispose of it within twenty-one (21) days after the filing of the petition.

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

RECEIVED
FEB 17 1995

a petition for reconsideration with the agency head, the final order becomes effective when:

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

(6) A party may not be required to comply with a final order unless the party has been served with or has actual knowledge of the order. If the order is mailed to the last known address of a party, the service is deemed to be sufficient.

(7) A nonparty shall not be required to comply with a final order unless the agency has made the order available for public inspection or the nonparty has actual knowledge of the order.

(8) The provisions of this section do not preclude an agency from taking immediate action to protect the public interest in accordance with the provisions of section 67-5247, Idaho Code.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a final order within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5246(4) Idaho Code.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or

- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days a) of the service date of the final order, b) of an order denying petition for reconsideration, or c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See section 67-5273, Idaho Code. The filing of an appeal to district court does not in itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosure



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

WAUNA VISTA PARK HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

RE: Water Right No. 36-08720

Certified Mail No. 141787

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 that reads 'L. Glen Saxton'.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MAR 23 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

April 28, 1994

WAUNA VISTA PARK HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08720

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

JUN 10 1994

IN THE MATTER OF:)
Wauna Vista Park located)
Lot 1, Block 2 Wauna Vista)
Subdivision, City of Burley)

AFFIDAVIT

State of Idaho)
County of Minidoka)

WILLIAM V. McCLUNG

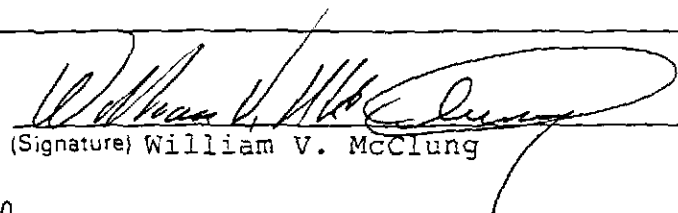
being first duly sworn, deposes and says:

THAT in the spring of 1964 the Affiant obtained permission from
F. Harlan Johnson and Rita B. Johnson, husband and wife, the owner of Lot 9
in Block 1 of Wauna Vista Subdivision to construct a dwelling on said
lot.

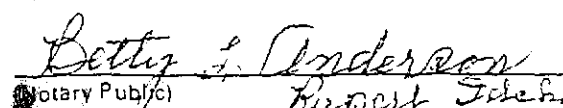
THAT F. Harlan Johnson and Rita B. Johnson were the subdividers of
the Wauna Vista Subdivision located in Minidoka County, Idaho.

THAT during the construction of the dwelling located on Lot 9 in
Block 1 of Wauna Vista Subdivision to the City of Burley, Minidoka County,
Idaho the Affiant observed drilling of a well and development of the home-
owner's park located on Lot 1 Block 2 of the Wauna Vista Subdivision.

THAT during the calendar year of 1964 the Affiant, along with his
construction partner, worked on the well house that covers the sandpoint
well located in Wauna Vista Subdivision on Lot 1 Block 2. The Affiant is
aware that the facts contained in this Affidavit will be used for the
Department of Water Resources to establish the date of priority of the well
located in Wauna Vista Subdivision Park.


(Signature) William V. McClung

Subscribed and sworn to before me this 20th day of May, 19 91.


(Notary Public)

Rupert, Idaho
Exp date: 2-27-97

Residing at Burley, Idaho

My Commission Expires 6-30-91

JUN 10 1991

RECEIVED

SOUTH IDAHO PRESS
BURLEY, IDAHO
AFFIDAVIT OF PUBLICATION

MAR 17 1994

Department of Water Resources
Southern Region Office

County of Cassia)
STATE OF IDAHO) ss

Kary D. Miller, being first duly sworn, deposes and says that she is the General Manager of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of the South Idaho Press for four consecutive week(s), commencing with the issue dated March 7 1994, and ending with the issue dated March 14 1994.

Kary D. Miller
KARY D. MILLER

JUN 10 1994

STATE OF IDAHO)
COUNTY OF Cassia)

On this 16th day of March in the year of 1994 before me, a Notary Public, personally appeared Kary Miller known of identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same.

OK
mb
3/18/94

Telly Homan
Notary Public for Idaho
Residing at Burley, ID
My commission expires: May 23, 1997

Cost of Publication 38.88
Notary Fee 50
Total Cost 39.38

JUN 10 1994

94-086

NOTICE OF APPLICATION FOR
WATER PERMIT

The following application
has been filed to
appropriate the public
waters of the State of
Idaho:

36-08720

WAUNA VISTA PARK
HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

Source: groundwater
(existing development)

Diversion Pt: Lot 6
(SENNWNE), S17, T10S, R23E;
Minidoka County.

Use: irrigation (0.03 cfs)
from 04/01 to 10/31

Date Filed: 2/4/94

In: 1.5 acres within
NNWNE, S17, T10S, R23E;
Minidoka County.

The permit (s) will be
subject to all prior water
rights. Protests must be
filed with the applicant
and with the Director,
Dept. of Water Resources,
Southern Region, 222
Shoshone Street East, Twin
Falls, ID 83301 on or
before March 24, 1994.

R. Keith Higginson,
Director

Published in the South Idaho Press on March
7 and 14, 1994.

NOTICE OF APPLICATION FOR
WATER PERMIT

The following application
has been filed to
appropriate the public
waters of the State of
Idaho:

36-08720

WAUNA VISTA PARK
HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

Source: groundwater
(existing development)

Diversion Pt: Lot 6
(SEWNNE), S17, T10S, R23E;
Minidoka County.

Use: irrigation (0.03 cfs)
from 04/01 to 10/31

Date Filed: 2/4/94

In: 1.5 acres within
NWNE, S17, T10S, R23E;
Minidoka County.

The permit (s) will be
subject to all prior water
rights. Protests must be
filed with the applicant
and with the Director,
Dept. of Water Resources,
Southern Region, 222
Shoshone Street East, Twin
Falls, ID 83301 on or
before March 24, 1994.

R. Keith Higginson,
Director

Published in South Idaho
Press on 3/7 & 3/14/94.

JUN 10 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

11-Feb-1994

R. KEITH HIGGINSON
Director

SOUTH IDAHO PRESS
PO BOX 190
BURLEY ID 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

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.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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

[Handwritten signature]

JUN 16 1994

NOTICE OF APPLICATION FOR WATER PERMIT

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

36-08720

WAUNA VISTA PARK HOMEOWNERS ASSN
C/O MARILYN PETERSON
336 WAUNA VISTA DRIVE
BURLEY ID 83318

Source: groundwater (existing development)

Diversion Pt: Lot 6 (SEWNNE), S17, T10S, R23E; Minidoka County.

Use: irrigation (0.03 cfs) from 04/01 to 10/31

Date Filed: 2/4/94

In: 1.5 acres within NWNE, S17, T10S, R23E; Minidoka County.

The permit (s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before March 24, 1994.

R. Keith Higginson, Director

Published in South Idaho Press on 3/7 & 3/14/94.

APR 10 1994

State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

10-Feb-1994

R. KEITH HIGGINSON
Director

MARILYN PETERSON
WAUNA VISTA PARK HOMEOWNERS ASSN
336 WAUNA VISTA DRIVE
BURLEY ID 83318

Re: Application for Permit No. 36-08720

Dear Ms. Peterson:

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 South Idaho Press for 3/7 & 3/14/94. 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. 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.

Very truly yours,

Mel Schulte
Water Right Agent

MS:MB

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