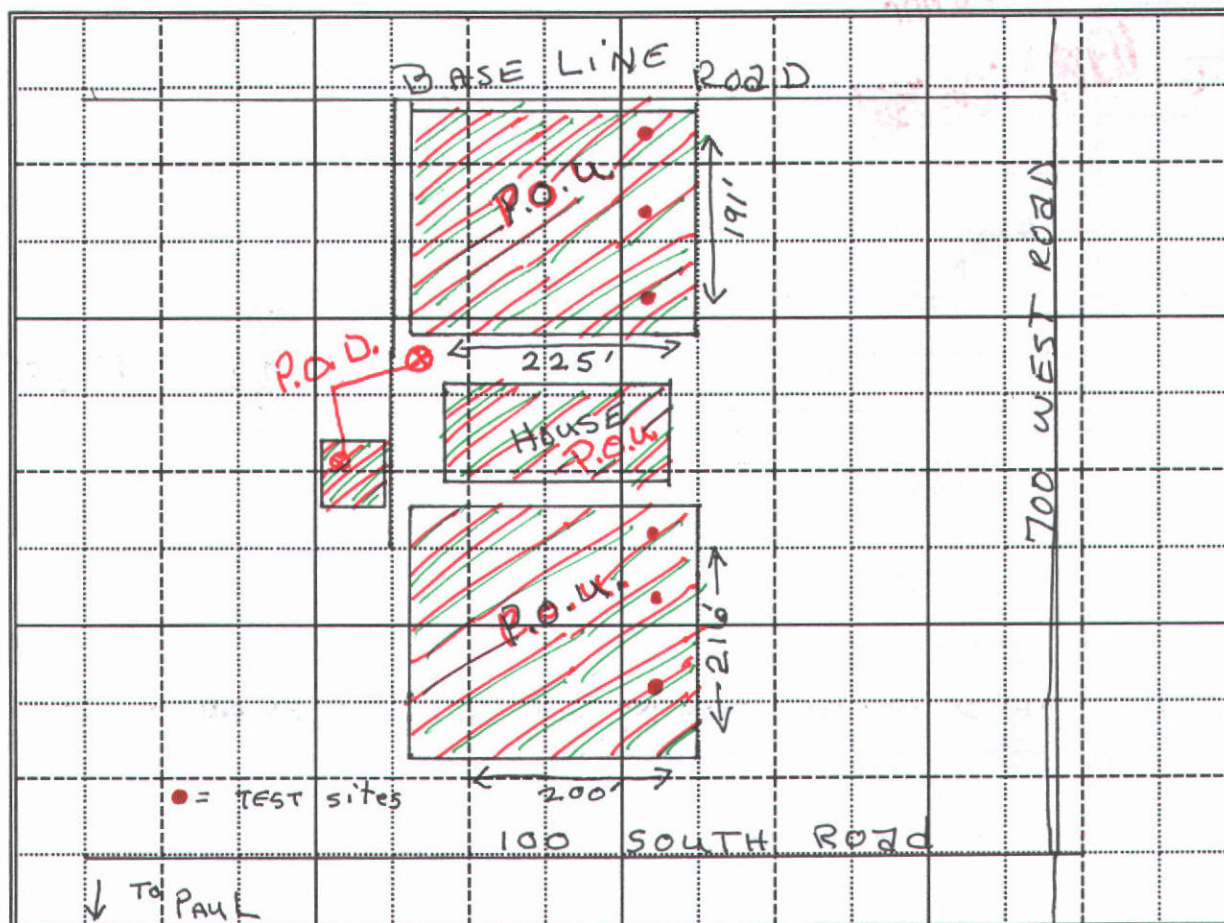


3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = Not To Scale

____ Copy of USGS Quadrange 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
(DOM+IRR)	TEAL "2"	2	UNK	UNK	2"
(BACKUP)	"Smiths Best"	.5	C48JEC11	"HYDRO PUMP"	1"

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

D. FLOW MEASUREMENTS

1.

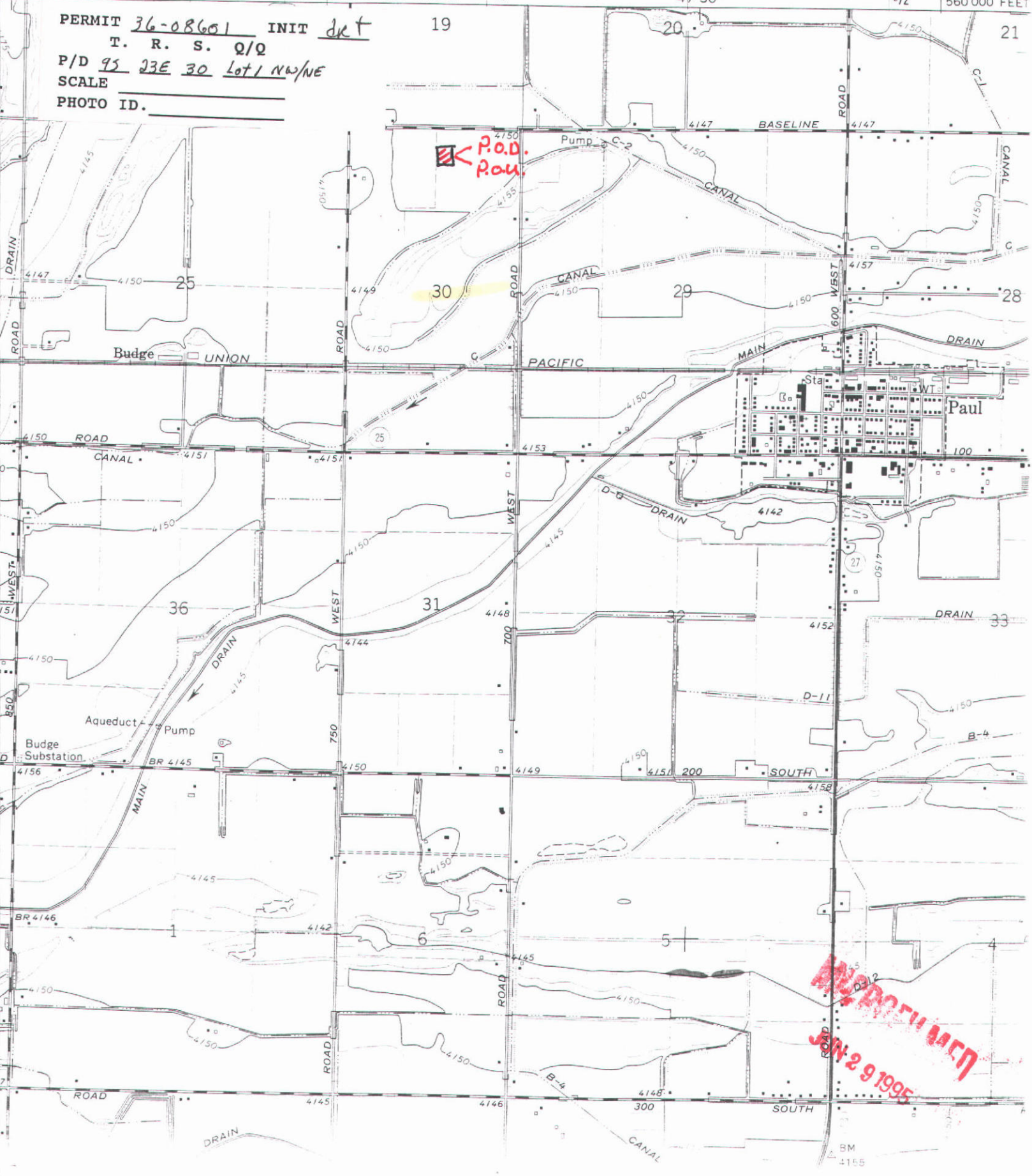
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
PSI METER						

2. Measurements: TAKEN FROM 3 of 5 NELSON type L-130 SPRINKLER Heads 9/64" measurement AVERAGE 32 PSI Both Wheel Lines Measured.

RECORDED

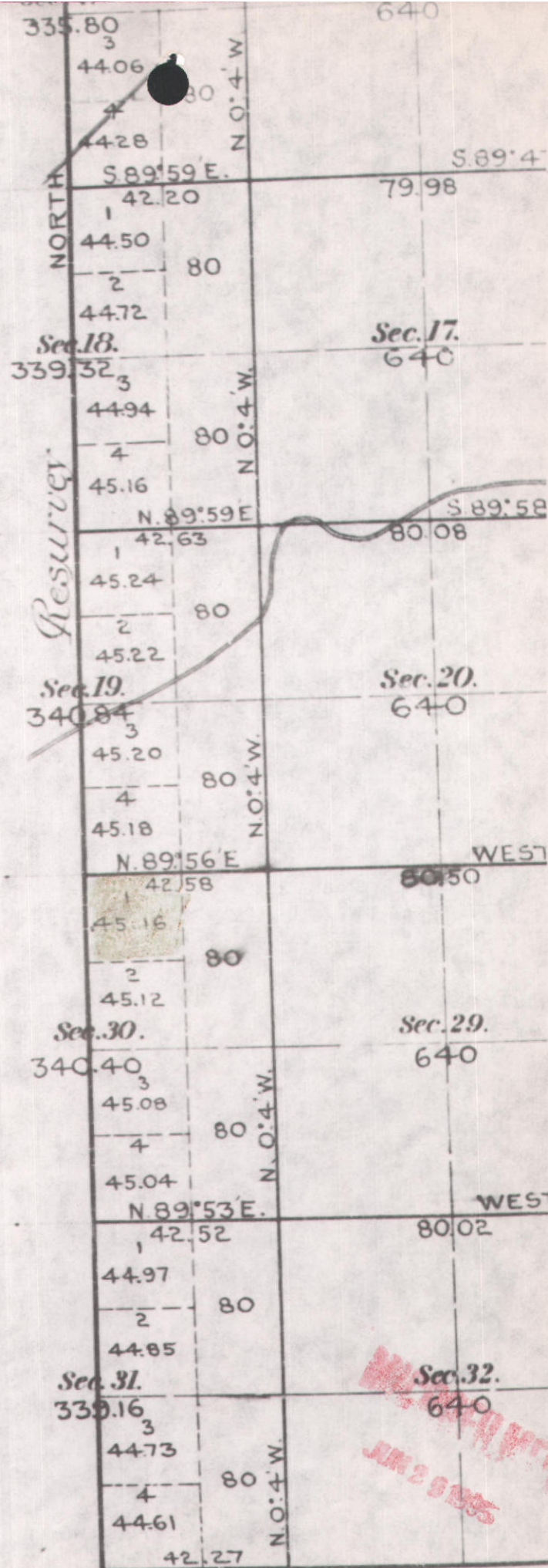
JUN 29 1995

PERMIT 36-08601 INIT dkf
T. R. S. Q/Q
P/D 95 23E 30 Lot 1 NW/NE
SCALE _____
PHOTO ID. _____



APPROVED
JAN 29 1995

95
 23E
 S30
 NW NE 1/4 1/4



36-08601



P.O.D

P.O.D.



P.O.U

RECEIVED
JUN 29 1995

36-08601

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08601

Priority: September 5, 1991

Maximum Diversion Rate:

0.06 CFS

This is to certify, that DEE RAY WHEELER
PO BOX 636
PAUL ID 83347

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 5, 1991; and
has submitted Proof of Beneficial Use on May 3, 1993. An examination indicates
that the works have a diversion capacity of 0.060 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	0.06 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNE), Sec. 30, Township 09S, 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>
09S	23E	30	Lot 1(NWNE)	2		2

Total number of acres irrigated: 2

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
5. 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.
6. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
7. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
8. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

JUN 29 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08601

CONDITIONS/REMARKS:

9. This right when combined with all other rights shall provide no more than .03 cfs per acre nor exceed a combined annual diversion volume of 8.0 af for the lands above.
10. Two points of diversion are located within NWNE, S30, T09S, R23E.

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 26TH day of JUNE, 1995.


Acting for KARL J. DREHER, Director

RECEIVED
JUN 29 1995

RECEIVED

RECEIVED

MAY 05 1993

OFFICE USE ONLY

Amt. of Fee \$ 50.00Date 5-3-93Receipt No. 5015699Receipt by NTS

MAY 03 1993

STATE OF IDAHO

Department of Water Resources
Southern Region Office

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08601 Telephone No. 438-4733
2. Name(s) of Permit Holder(s): Dee Ray Wheeler
3. Mailing Address: P.O. Box 636, Paul, ID 83347
4. Source of Water: Ground water

If GROUNDWATER, Well Driller's Name: Sherman Couch Date Drilled: 1984

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 2 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .06 cfs OR NA acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No _____ Installed? _____ Yes _____ No _____

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

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Dee Ray Wheeler 438-5222 work 438-4733 home
Name Telephone No.

P.O. Box 636, Paul, ID 83347
Address

10. The above information 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.

Date

Signature (and title, if on behalf of a company or organization)

MAY 20 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08601

Proposed Priority: September 5, 1991 Maximum Diversion Rate: 0.06 CFS

This is to certify, that **DEE RAY WHEELER**
PO BOX 636
PAUL ID 83347

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	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNE), Sec. 30, Township 09S, Range 23E
MINIDOKA County

<u>PLACE OF USE:</u>	<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
IRRIGATION							
	09S	23E	30	Lot 1(NWNE)	2		2

Total number of acres irrigated: 2

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 3, 1993.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. 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.
6. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. 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.

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

24th day of April, 1992.

MICROFILMED

MAY 15 1992

[Signature]
for R. Keith Higginson, Director

RECEIVED

SEP 05 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 36-08601

Department of Water Resources To appropriate the public waters of the State of Idaho
Southern Region Office

1. Name of applicant Dee Ray Wheeler Phone 208Post office address Box 634 PAUL IDAHO 833472. Source of water supply Ground water which is a tributary of _____3. Location of point of diversion is _____ 1/4 of NW* 1/4 of E* per map, by of 9/91Sec. 30 Township 9S Range 23E B.M. MINIDOKA County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.06 for Irrigation purposes from 4-1 to 10-31 BLM (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 1.06 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL pump (existing well)

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total

reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:

_____ to _____ inclusive.

c. ~~Proposed~~ well diameter is 6" inches; ~~proposed~~ depth of well is 128 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

1 yr years (minimum 1 year).

MICROFILMED

MAY 15 1992

* Standard Irrigation Season

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

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

NA 9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	23E	30		1 2				2											2

Total number of acres to be irrigated 2

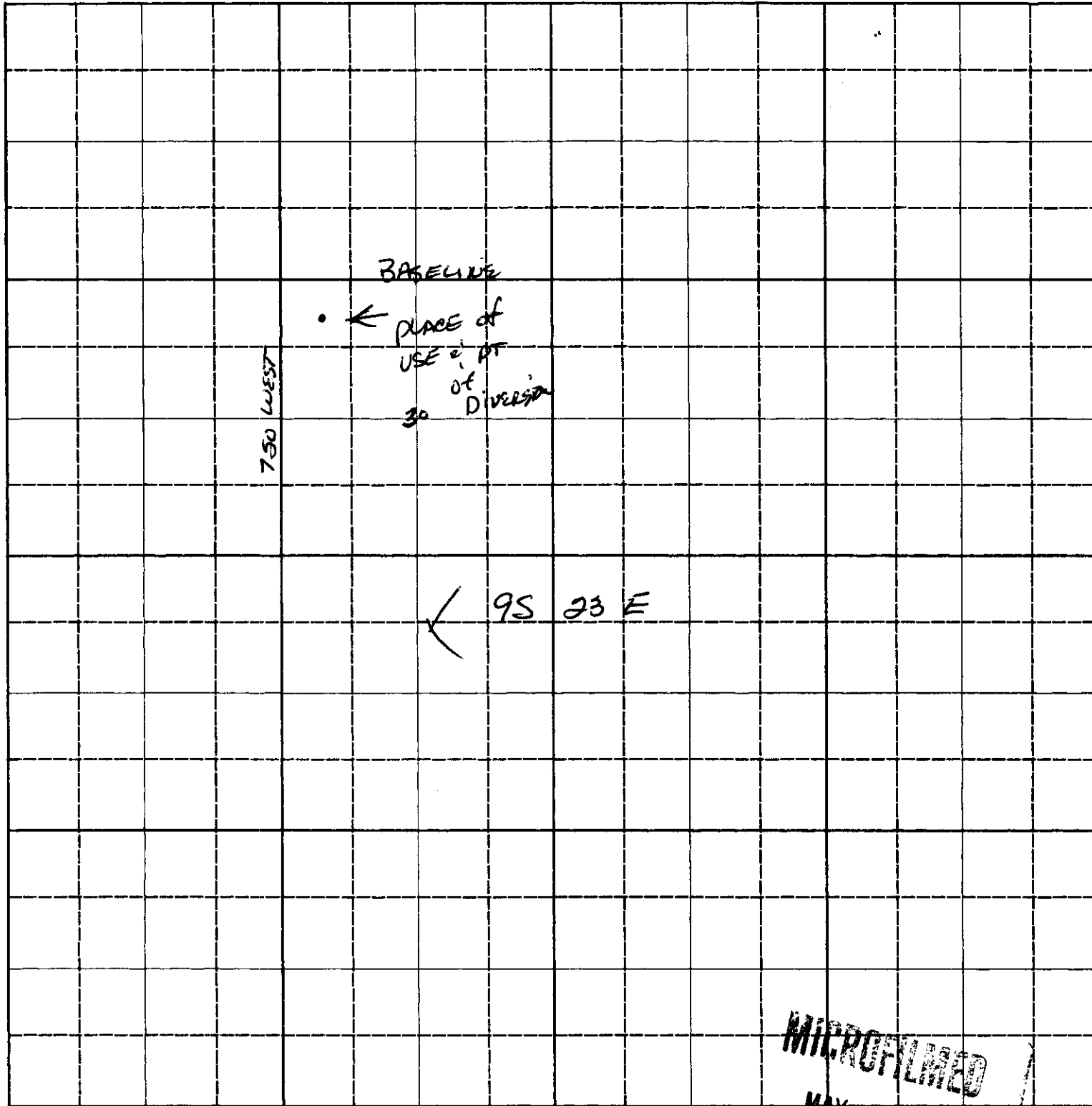
10. Describe any other water rights used for the same purposes as described above. MLD. SHARES

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? APPLICANT
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: WELL Developed 1984 STEEL COUCH

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MAY 15 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.

Dee Ray Wheeler
(Applicant)

Received by RE Date 9-5-91 Time 10:00 Preliminary check by J. E. Stanton
Fee \$ 30 Receipted by DJ # 501369D Date 9/5/91
Publication prepared by MB Date 11-4-91 Published in So. ID. Press
Publication approved MBaldwin Date 3-4-92

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 15 1992



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

June 27, 1995

DEE RAY WHEELER
PO BOX 636
PAUL ID 83347

RE: WATER RIGHT NO. 36-08601

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

MICROFILMED

JUN 29 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-08601 DATE 10-21-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? Incorrect fee for rate recommended? NO

SOURCE Changes or just clarification of originally intended source? Notice of Intent to Void necessary? ☐

POINT OF DIV Amendment needed? Overlaps? Verified Gov Lot 1 is NONE with Minidoka County Assessor's Office. Wheeler's property is in that 1/4 1/4. MAP WAS QUESTIONABLE

PLACE OF USE Amendment needed? Overlaps? MID SHARES (According to permit app) (and also POU COMPARISON)

DIV RATE Permit/fee limits: .06 Meas Q = Theo Q = .06 Recommend: .06
8.8 X .7 X 2 HP (DOES NOT INCLUDE)
140 + (2.31 X 40 PSI) = .05 CFS (SANDPOINT WELL)
Combined rates exceed capacity

ANNUAL VOLUME Volume Limit: Season: C/4.0 (4-1 to 10-31)
Calculations: 2 X 4 = 8 AFA
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 YES PPU Scenario -
Irr/Dom Combination - Shared G/W System -

NEW REMARKS W32 Multiple p/d(s) in 1/4 1/4? NONE - S30 - R23E - T09S
YES Other WB3 WB8 WB7 (EDIT FOR .03 CFS PER GHE)

NEW CONDITIONS Watermaster control - District -
Measuring/Locking Devices -
Irrigation Overlap -
Other R55 R56 R57
Water Quality - Heat/Cool/Fish verified -

COMMENTS: _____

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NO
<u>Origation</u>	<u>.06</u>	<u>8.0</u>	<u>Adjustment Memo Needed</u>	<u>YES</u>
		<u>Remarks</u>	<u>LICENSE</u>	<u>✓</u>
			<u>1ST AMEND LETTER</u>	
			<u>2ND AMEND LETTER</u>	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 19 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08601

1. Owner: WHEELER DEE RAY Phone No. 438-4733

Current Address: P.O. Box 636, PAUL ID, 83347

2. Accompanied by: Same EXAM DATE: 06-05-95

Address: Same Phone No. Same

Relationship to Permit Holder: Owner

3. Source: GROUNDWATER tributary to —

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	<u>1</u>	<u>NW</u>	<u>NW</u>	<u>NE</u>	<u>30</u>	<u>09S</u>	<u>23E</u>	<u>MINIDOKA</u>	<u>U.S.G.S. QUAD MAP</u>

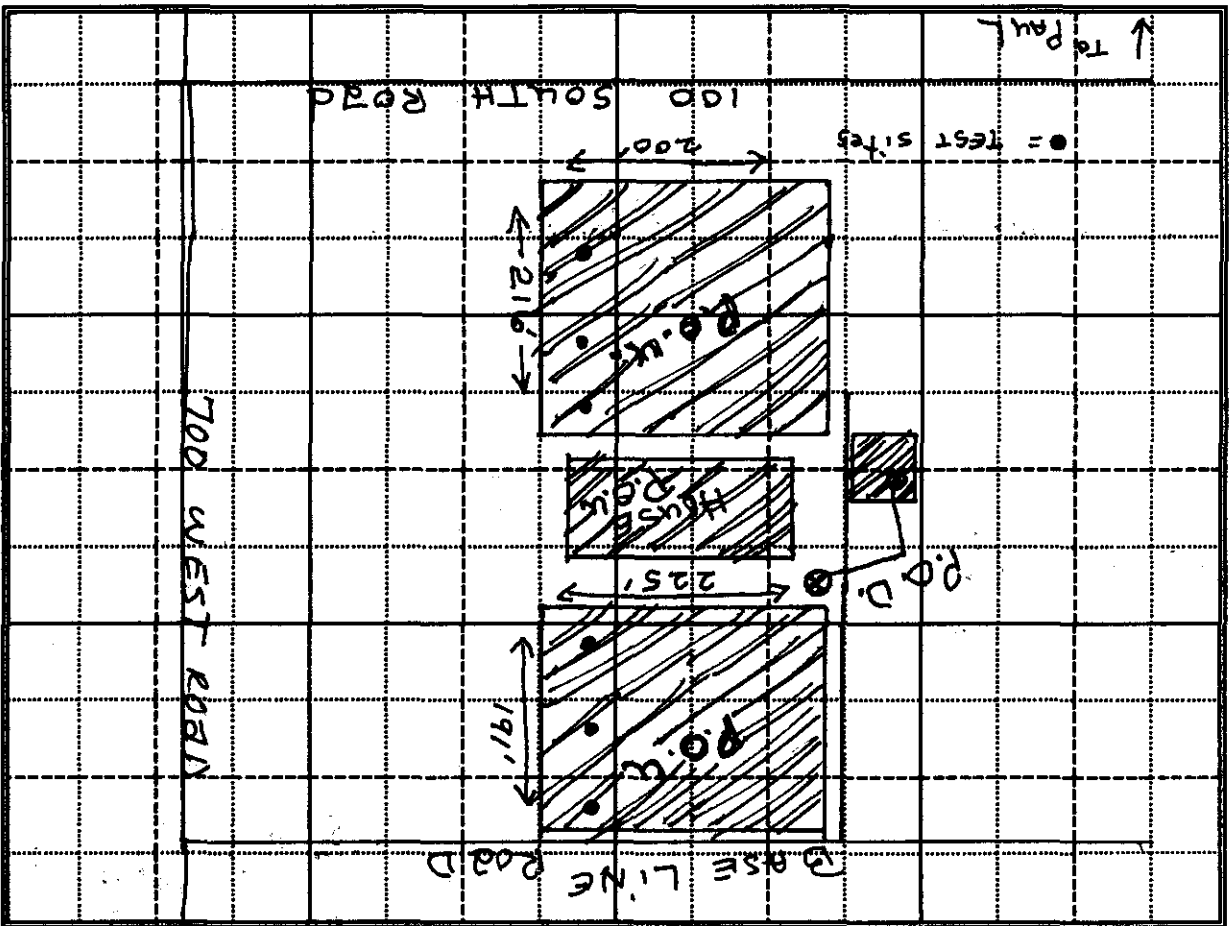
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>09S</u>	<u>23E</u>	<u>30</u>		<u>Lot 1/0</u>															
				<u>2.</u>															<u>2</u>

MINIDOKA
JUN 29 1995

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe i.d. as applicable.



Scale: 1" = 100' 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
(Down+UP)	TEAL "2"	2	UNK	UNK	2"
(Backup)	"Smiths Best"	5	C485EG11	"HYDROPUMP"	1"

*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
PSI METER						

2. Measurements: TAKEN FROM 3 OF 5 NELSON TYPE L-130 SPINNAKER HEADS 9/64" MEASUREMENT AVERAGE 32 PSI BOTH WHEEL LINES MEASURED.

JUN 29 1967

150

E. NARRATIVE/REMARKS/COMMENTS

This System consists of 2 6" wells, one, a cased 128 FT deep 6" well w/a 2. hp submersible Pump tied to a 6" SANDPOINT well. The 1st Pumps to a 60 gal Pressurized tank, the sand Point Pumps to a 20 gal Pressure tank. Both divert water to the household and the Irrigation system. THE Irrigation system consists of 2 WHEEL Lines, (one on each acre) which are fed through 2" Hose type Lines. the BACK acre is supplied through 2" Buried P.V.C.

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

RECEIVED
JUN 29 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: $Q = \frac{8.8 \times H.P. \times EFF.}{TDH}$

$$\frac{9.8 \times 2 \times .70}{140 + 32 \times 2.31} = \frac{12}{214} = .06 \text{ CFS}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I,R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$
$$V_{D,R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

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

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		
<u>IRRIGATION</u>	<u>04-01</u>	<u>10-31</u>	<u>.06</u>	
		Totals:	<u>.06</u>	

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 Tyson Date 06-05-95

Reviewer _____ Date _____

SEAL

* See adjustment explanation memo. BC

RECORDED

JUN 29 1995

MEMORANDUM

TO: File 36-08601 / Dee Ray Wheeler
FROM: Brenda Chapman
DATE: June 21, 1995
RE: Recommendation Adjustment(s)

=====

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

G. VOLUME CALCULATIONS

According to the Application for Permit and the Place of Use Comparison Report, this land is also irrigated by Minidoka Irrigation District shares. Therefore, the volume recommendation is listed in remarks based on current supplemental groundwater processing procedures.

The volume recommendation was not listed on the report (it was calculated in the analysis portion, however).

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	.06	Listed in Remarks

MACDONALD
JUN 29 1995

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 36-08601

DATE: 06-05-95

BY: det

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (\dots 2 \dots) \times (0.70)}{[(\dots 140 \dots) + (\dots 32 \dots \times 2.31)]} = \frac{12}{214} = .06 \text{ CFS}$$

LIFT FROM: measurement ()

owner ☒

area estimate ()

well logs ☒

Booster (Y)

PSI FROM:

measurement ☒

owner ()

estimate ()

owner gage ()

☒ (N)

NOTES ON PUMP:

Motor Make, Serial or ID

Pump Make, Serial or ID, rating

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)
3/15 - 11/15	246
4/1 - 11/1	215
4/15 - 10/15	184
3/1 - 12/1	276

$$\text{POTENTIAL} = \frac{(\dots 214 \dots) \times (1.98) \times (\dots 06 \dots)}{(\dots 2 \dots)}$$

POTENTIAL = 13 afa

REQUIRED Acre Feet/Acre/Annum = .66 8 afa
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ☒

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

RECORDED
JUN 29 1995

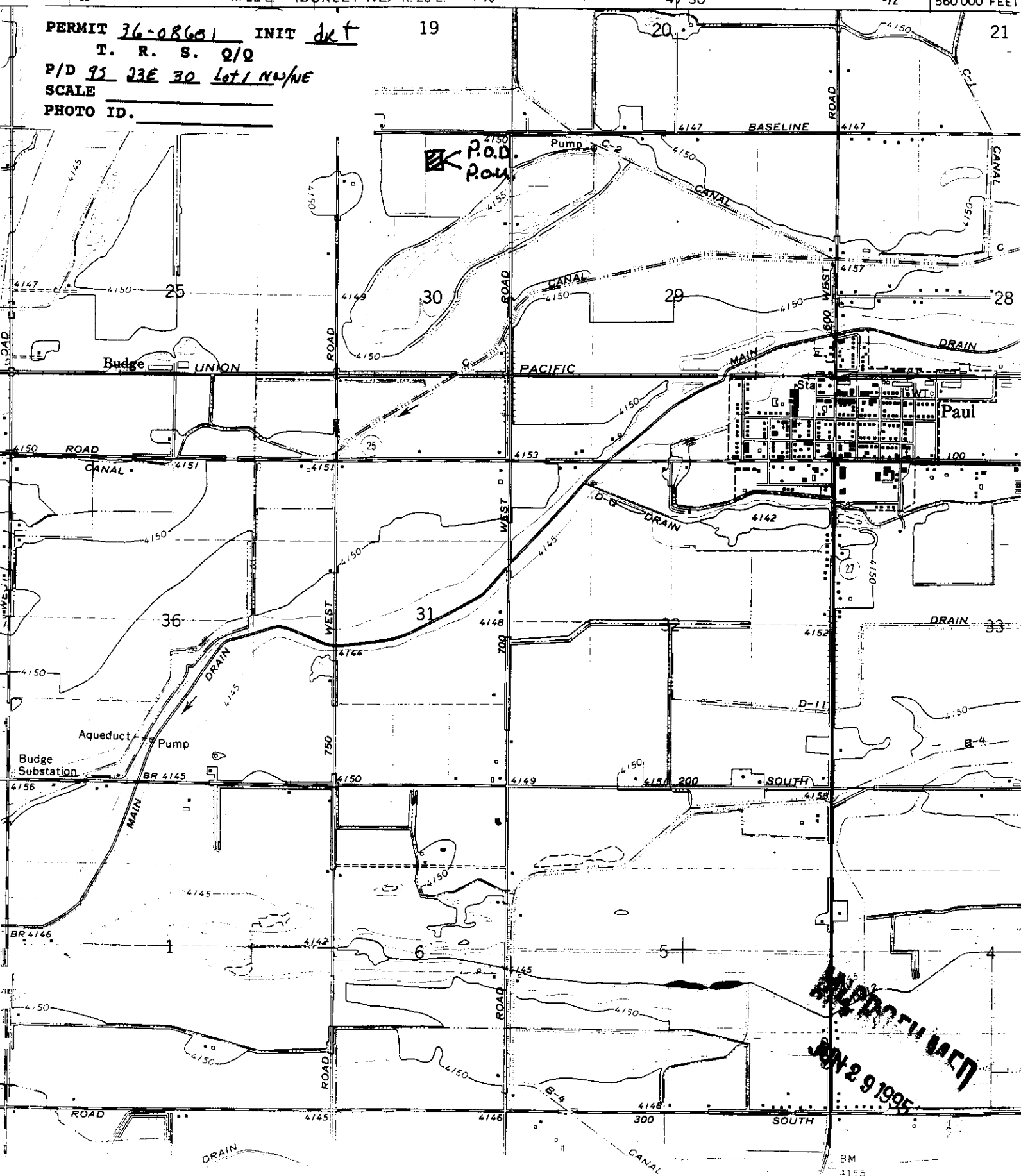
PERMIT 36-08601 INIT det

T. R. S. Q/Q

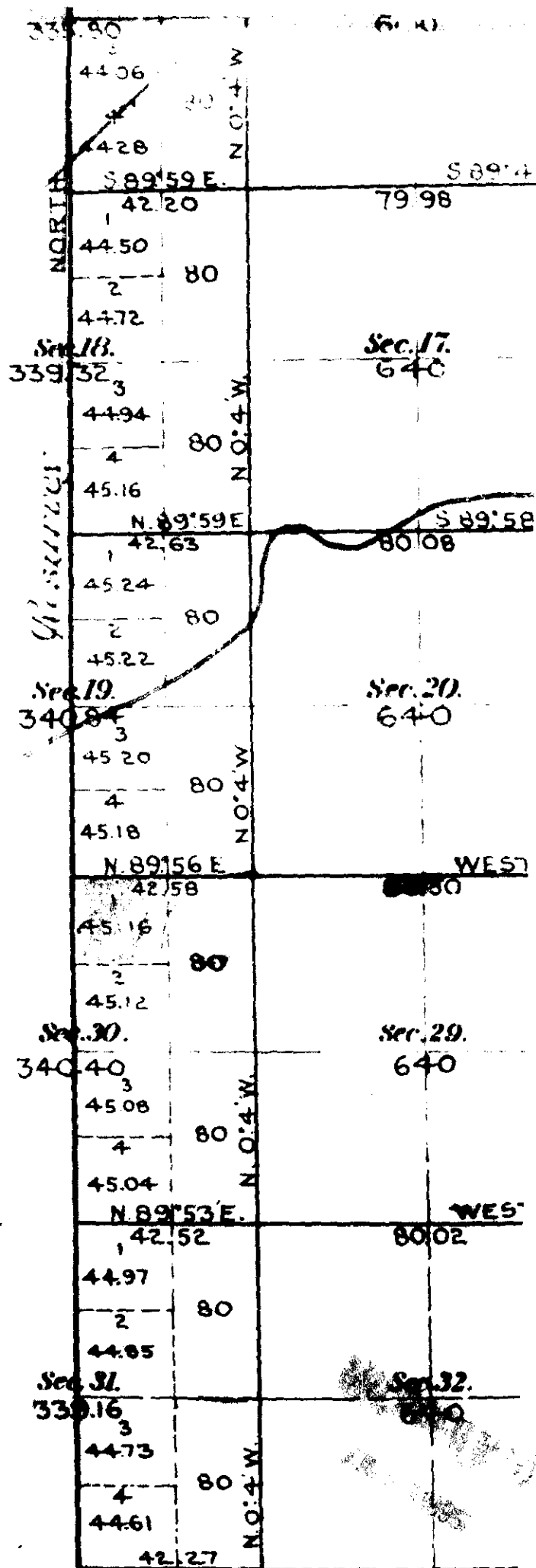
P/D 95 23E 30 Lot 1 NW/NE

SCALE

PHOTO ID.



95
23E,
S30
NW NE 1/4 1/4





P.O.D

P.O.D.



P.O.U

JUN 29 1995

36-08601

May 7, 1993

DEE RAY WHEELER
PO BOX 636
PAUL ID 83347

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08601

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
MAY 20 1993

February 28, 1993

DEE RAY WHEELER
PO BOX 636
PAUL ID 83347

PROOF DUE NOTICE

RE: PERMIT NO. 36-08601

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, 1993. (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.

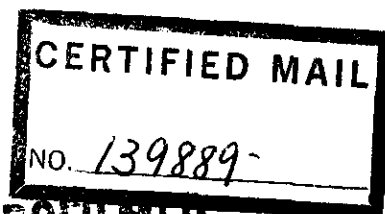
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MAY 20 1993

April 27, 1992

DEE RAY WHEELER
PO BOX 636
PAUL ID 83347

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08601

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.

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.

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.

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,

BRENDA MILLER
Technical Records Specialist

MICROFILMED

MAY 15 1992

diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

BRENDA MILLER
Technical Records Specialist

PS:clh

Enclosure

MIKROFILMED
MAY 15 1992

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

RECEIVED

FEB 26 1992

Department of Water Resources
Southern Region Office

92-025
NOTICE OF APPLICATION FOR
TRUST WATER RIGHT
36-08601

WHEELER, DEE RAY
PO BOX 636
PAUL, ID 83347
Source: GROUNDWATER
Diversion Pt: LOT 1 (NWNE) Sec 30 T09S R
23E in MINIDOKA County.
Use: IRRIGATION (.060 CFS)
Total Diversion: (.060 CFS)
Date Filed: 2/5/1991
T09S R23E S30 Lot 1 (NWNE)
2.0 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 24, 1992.

/s/ R. Keith Higginson, Director
Published in the South Idaho Press on February 7 and 14, 1992.

County of Cassia, }
STATE OF IDAHO } ss.

Monique Jones being first
duly sworn, deposes and says that she
is the clerk 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 two
consecutive weeks, commencing with the
issue dated Feb 7 19 92, and
ending with the issue dated Feb 14
19 92. Monique Jones

Verified with SIP,
this page - up is
used for publication.
No newspaper clipping
available.

MB

3-4-92

STATE OF IDAHO
COUNTY OF CASSIA }

On this 25 day of February in the year of 1992, before me,
a Notary Public, personally appeared Monique Jones,
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he executed
the same.

Kelly Solomon
Notary Public for Idaho

Residing at Burley, Idaho

My commission expires: May 23, 1997

Cost of Publication: 24.84
Notary Fee: .50
Total Cost: 25.34

OK

MB

3-4-92

MICROFILMED
MAY 15 1992

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08601

WHEELER, DEE RAY
PO BOX 636
PAUL, ID 83347

Source: GROUNDWATER

Diversión Pt: LOT 1 (NWNE) Sec 30 T 09S R 23E in MINIDOKA County.

Use: IRRIGATION (.060 CFS)
Total Diversión: (.060 CFS)

Date Filed: 9/ 5/1991

T09S R23E S30 Lot 1(NWNE)

2.0 ACRES TOTAL

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Published: 2/7 & 2/14/92

R. Keith Higginson, Director

RECORDED

MAY 15 1992

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

January 17, 1992

SOUTH IDAHO PRESS
PO BOX 190
BURLEY, ID 83318

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 24, 1992.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED
MAY 15 1992

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: Legal advertising

FROM: Mary Baldwin
Sec/Office Coord.

DATE: 1/17/92

Verified by t/c to Monique Jones, of the South Idaho Press that they failed to receive the legals scheduled for publication on 11/15 & 11/22/91.

Therefore, the legals were faxed on this date for publication on 2/7 & 2/14/92.

() For your information

Mary Baldwin
signature

() Response required

MICROFILMED

MAY 15 1992

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08601

WHEELER, DEE RAY
PO BOX 636
PAUL, ID 83347

Source: GROUNDWATER

Diversion Pt: LOT 1 (NWNE) Sec 30 T 09S R 23E in MINIDOKA County.

Use: IRRIGATION (.060 CFS)
Total Diversion: (.060 CFS)

Date Filed: 9/ 5/1991

T09S R23E S30 Lot 1(NWNE)

2.0 ACRES TOTAL

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Published: 11/15/1991 & 11/22/1991

R. Keith Higginson, Director

MICROFILMED

MAY 15 1992

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)736-3033

NOVEMBER 5, 1991

SOUTH IDAHO PRESS
PO BOX 190
BURLEY, ID 83318

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 DECEMBER 2, 1991.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

REPRODUCTION
MAY 15 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

05-Nov-1991

R. KEITH HIGGINSON
Director

DEE RAY WHEELER
PO BOX 636
PAUL ID 83347

Re: Application for Permit No. 36-08601

Dear Mr. Wheeler:

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 South Idaho Press on 11/15 & 11/22/91. 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,

James E. Stanton
Sr. Water Resource Agent

JS:MB

Note:

MAY 15 1992