

R. 16E
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 PD & PU
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MICROFILMED

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SEP 05 1990

Maria Van Dyke
(Applicant)

(Applicant

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Jerome } SS.

JUN 28 1990

Patty Spence Department of Water Resources
Southern Region Office
deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 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 20th day of June, 1990, and the date of the last publication was on the 27th day of June, 1990.

Patty Spence
Subscribed and sworn to before me this 27th day of June, 1990.
(SEAL)

Vivian Jandry
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line

Number of Lines in Notice

Number of Insertions 2x

Lines tabular at 36.5.6 6¢/Pica
Lines straight at 18.28 5¢/Pica
Subsequent lines at 14.63 4¢/Pica
TOTAL COST 32.91

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SEP 05 1990

COPY OF NOTICE

(Paste Here)

Appl. for Water Rt.
TITLE OF NOTICE
R. Van Dyk
36-08546
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J. D. W. R. T. P.
BILL TO

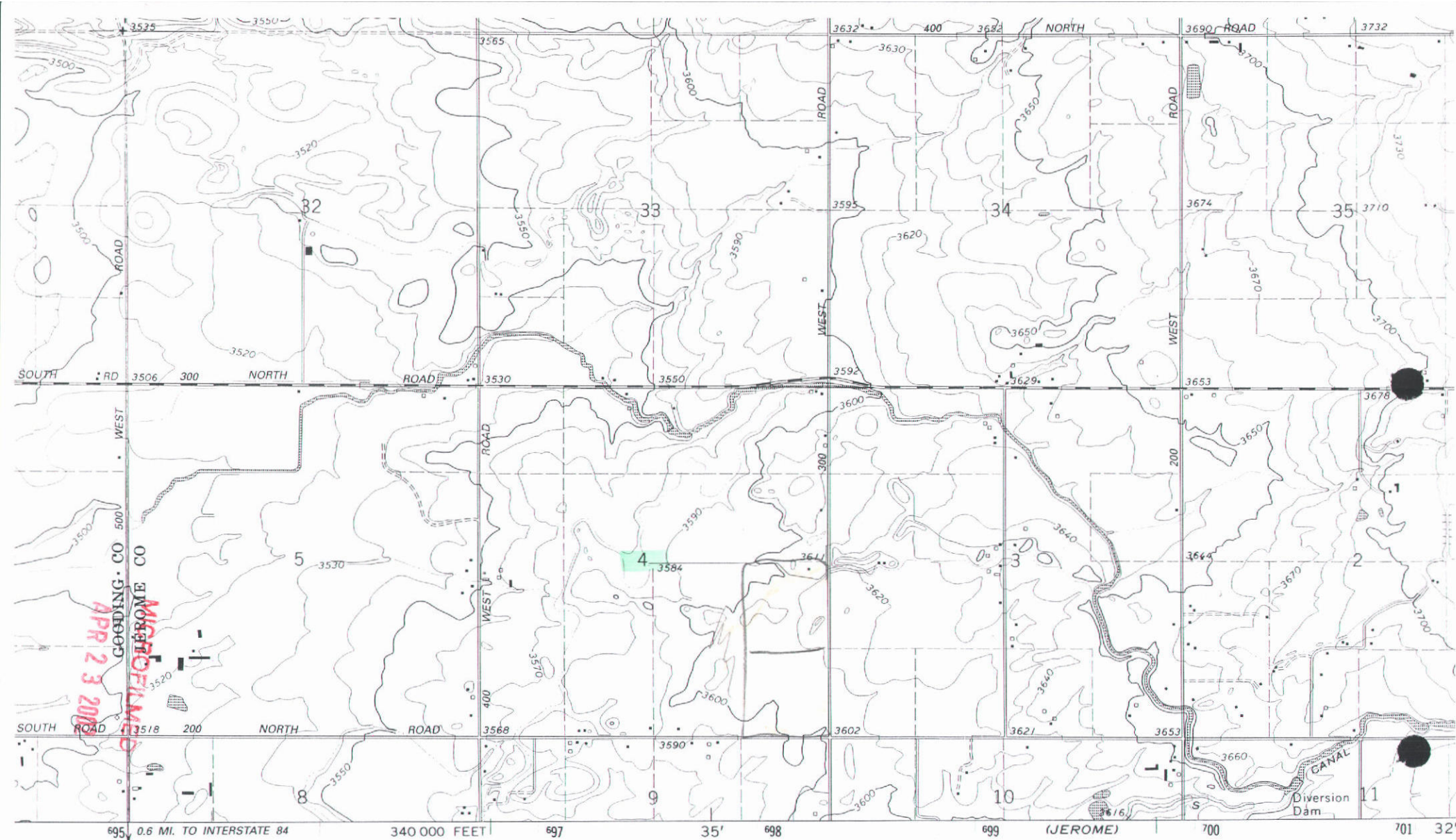
NOTICE OF APPLICATION FOR WATER RIGHT
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:
36-08546
VAN DYK, RICHARD
VAN DYK, MARIE
216 NORTH 500 WEST
JEROME, ID 83338
Source: GROUNDWATER
Diversions Pt: SESW Sec 4 T08S R16E
Use: STOCKWATER (.130 CFS)
COMMERCIAL (.200 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.200 CFS)
Date Filed: 3/26/1990
In: T08S R16E S04 SESW
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 St. East, Twin Falls, Idaho 83301 on or before JULY 9, 1990.
R. KEITH HIGGINSON,
Director
N00032
Pub:6-20, 27

(Idaho Code, Rev. Statutes 1984)

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

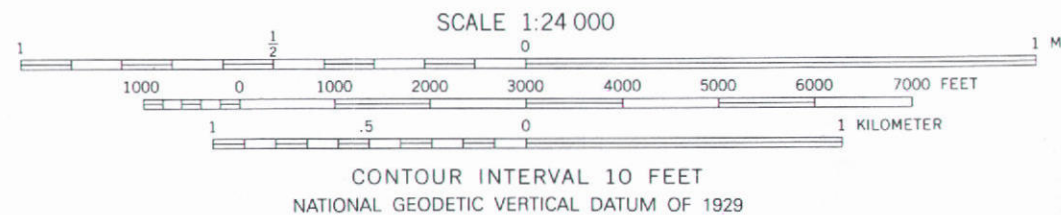
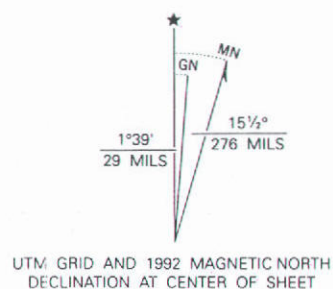
No 3844

00032



ced by the United States Geological Survey
by USGS and NOS/NOAA

ed from aerial photographs taken 1969. Information shown
e has been updated from aerial photographs taken 1987 and
ecked. Map edited 1992. Conflicts may exist between
pdated features and previously mapped contours
merican Datum of 1927 (NAD 27). Projection and
-foot grid ticks: Idaho Coordinate System, central zone
erse Mercator). 1000-meter Universal Transverse
or grid ticks, zone 11, shown in blue
ference between NAD 27 and North American Datum of
AD 83) for 7.5 minute intersections is given in USGS
1875. The NAD 83 is shown by dashed corner ticks



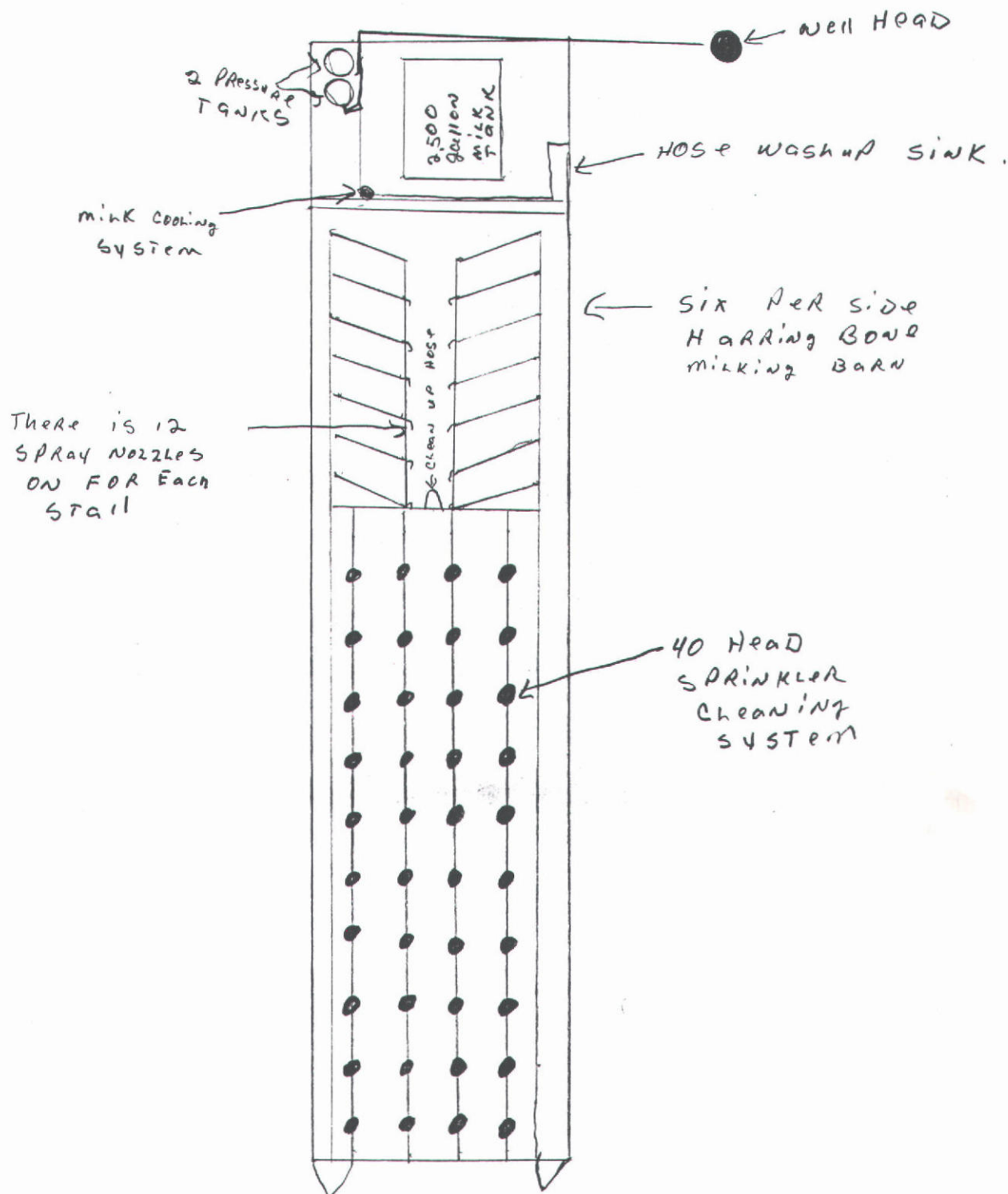
COMPLIES WITH U.S. GEOLOGICAL SURVEY STANDARDS FOR SPATIAL ACCURACY-CLASS 2

FOR SALE BY U.S. GEOLOGICAL SURVEY

DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092

A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

DAIRY BARN Diagram



MICROFILMED

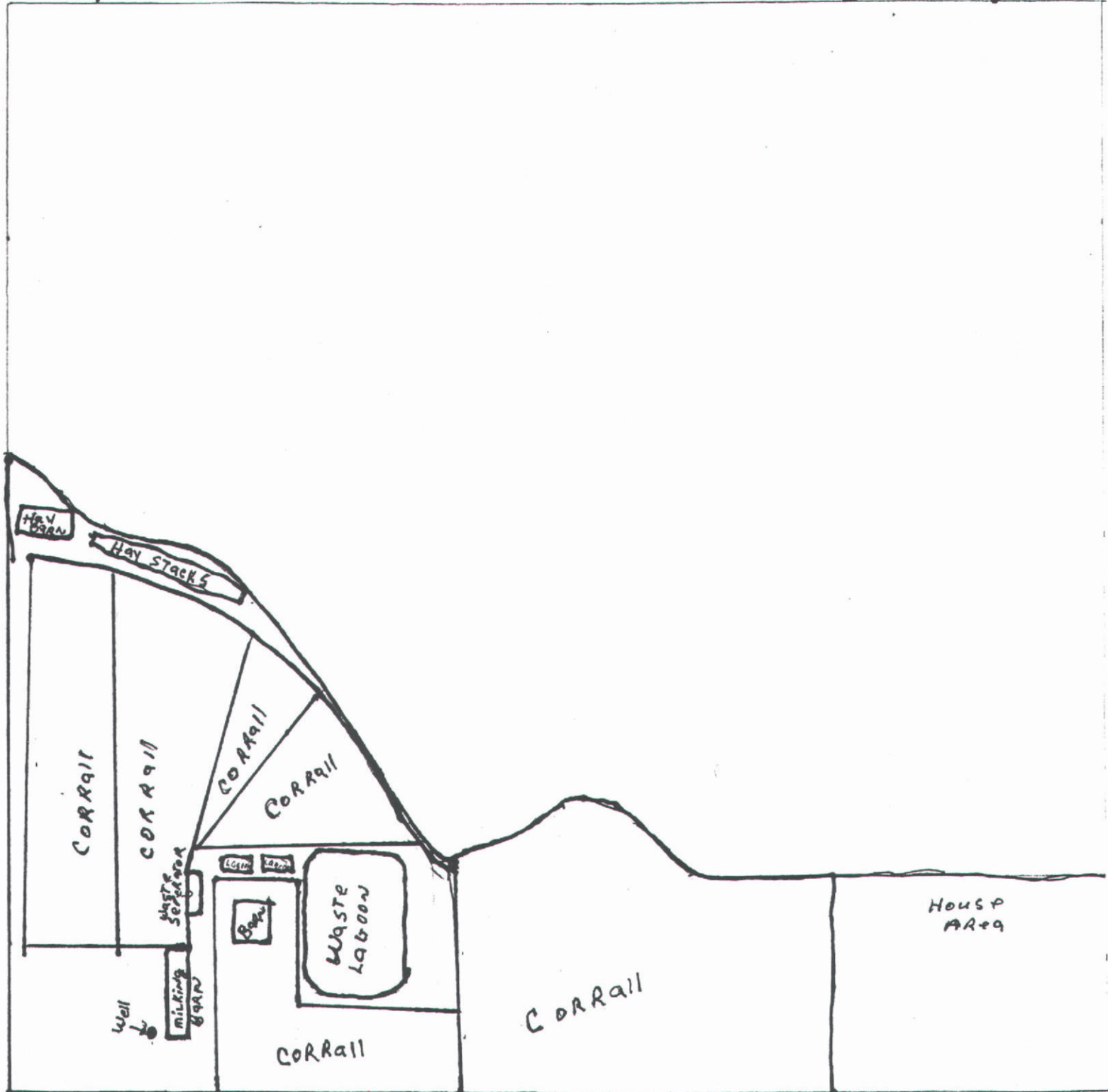
APR 23 2002

mit #

36-08546

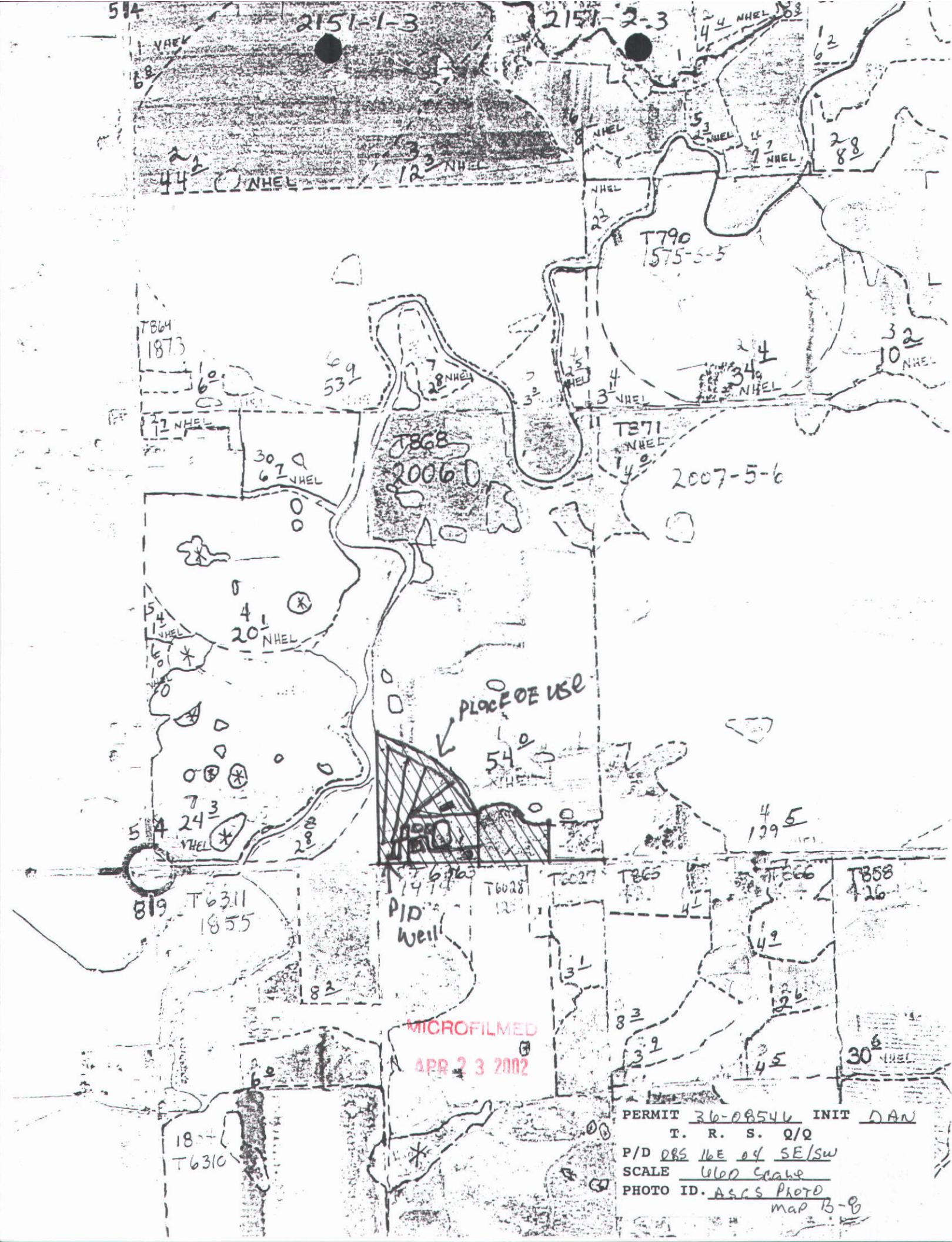
40 ACRE TRACT

SE 1/4 - SW 1/4 - OF SECTION 4 - Township 08S - Range 16E



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APR 23 2002





36-08546

Both of these pictures are a view of the actual milking parlor. There are 6 per side herring bone stalls on each side with a spray nozzle for each stall. There is also a 2 inch spray hose used to clean the milking barn and the holding pen.



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APR 23 2002



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36-08546

This is a view of the dairy from the west corner of the property.

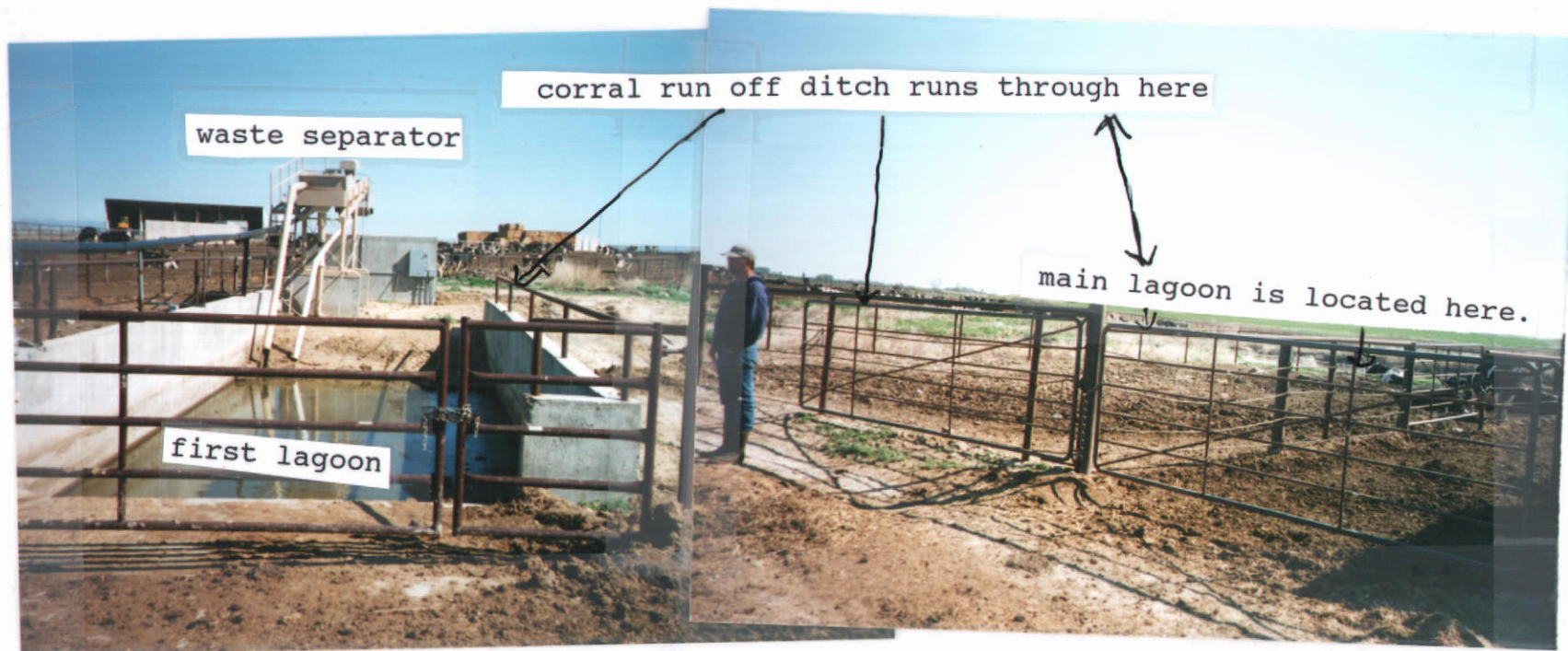


36-08546

This is a picture of the dairy from the west side of the dairy.

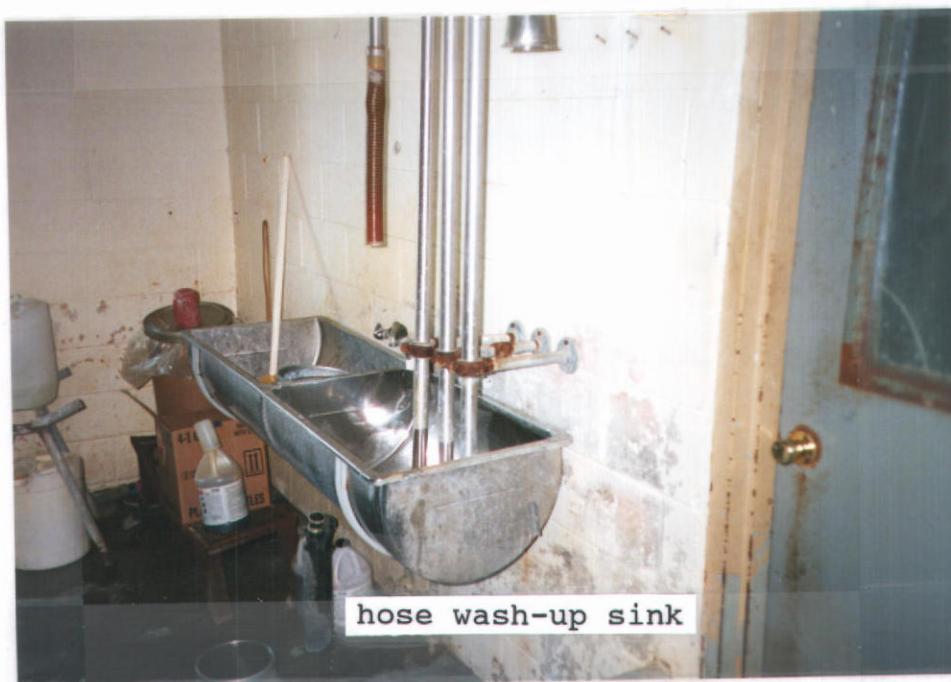


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APR 23 2002



36-08546

This is a picture of the first stage of the lagoon system. This lagoon is used to separate the solid wastes from the water and then the water is transported to the main lagoon through a pipe. The main lagoon is also used to collect run off water from the corrals by way of a drainage type ditch system along the bottom of the corrals.



hose wash-up sink

36-08546

The top picture is a picture of the hose wash-up sink located in the front portion of the barn. The bottom picture is a picture of the precooling system used to cool the milk before it enters the milk tank. This water is recycled into wash-up spray nozzles.

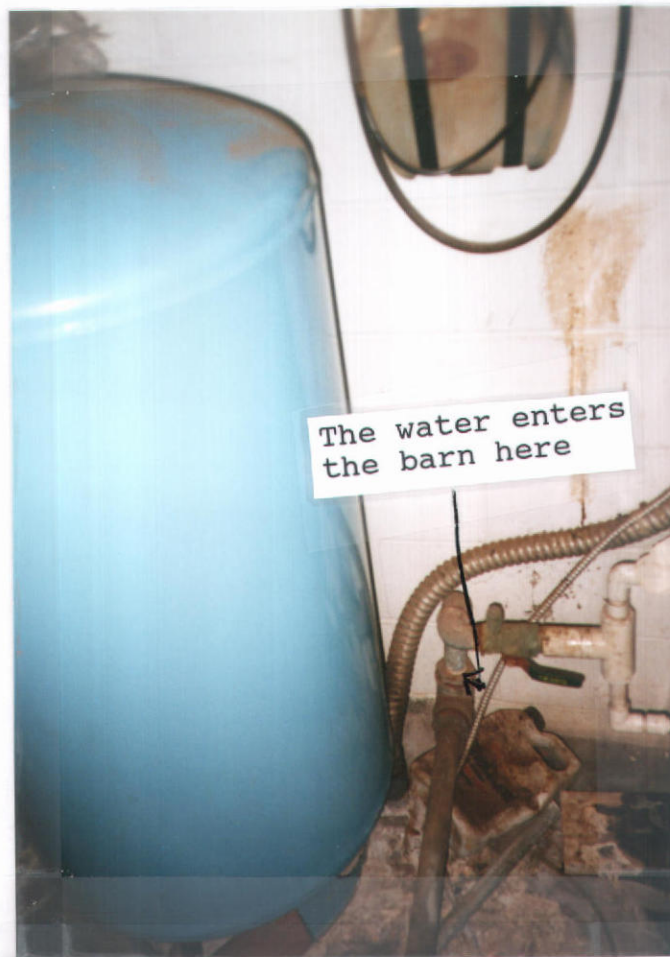


cooling line running
Along wall

refrigeration unit
used to cool water
in lines (milk flows
through cooling lines
surrounded by water.

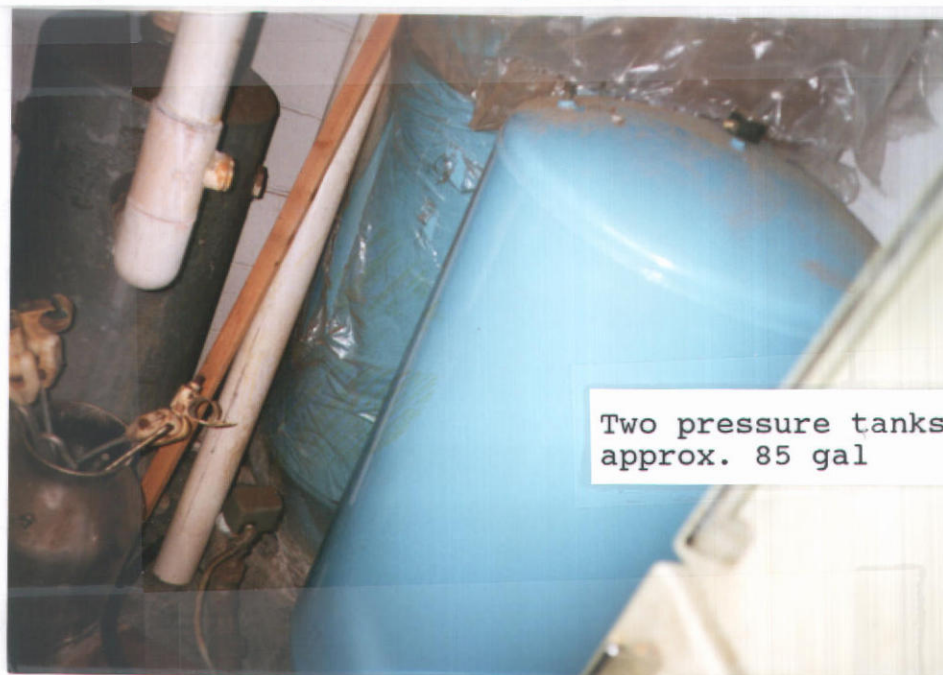
MICROFILMED

APR 23 2002



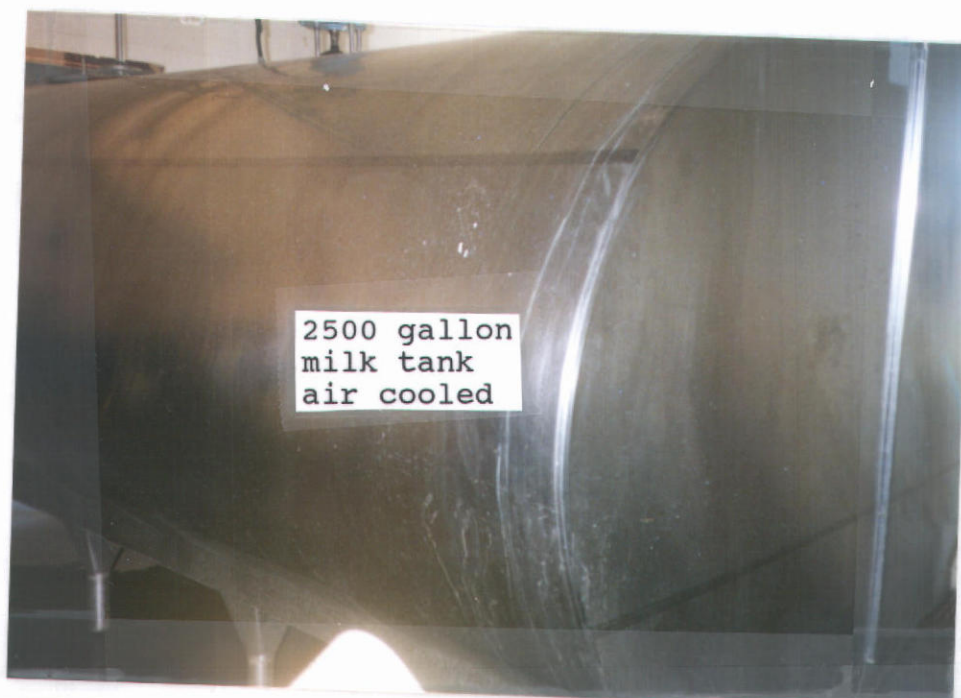
36-08546

The top picture is a picture of where the water from the well enters the barn. The bottom picture is of the two pressure tanks used in this operation (approximately 85 gal tanks).



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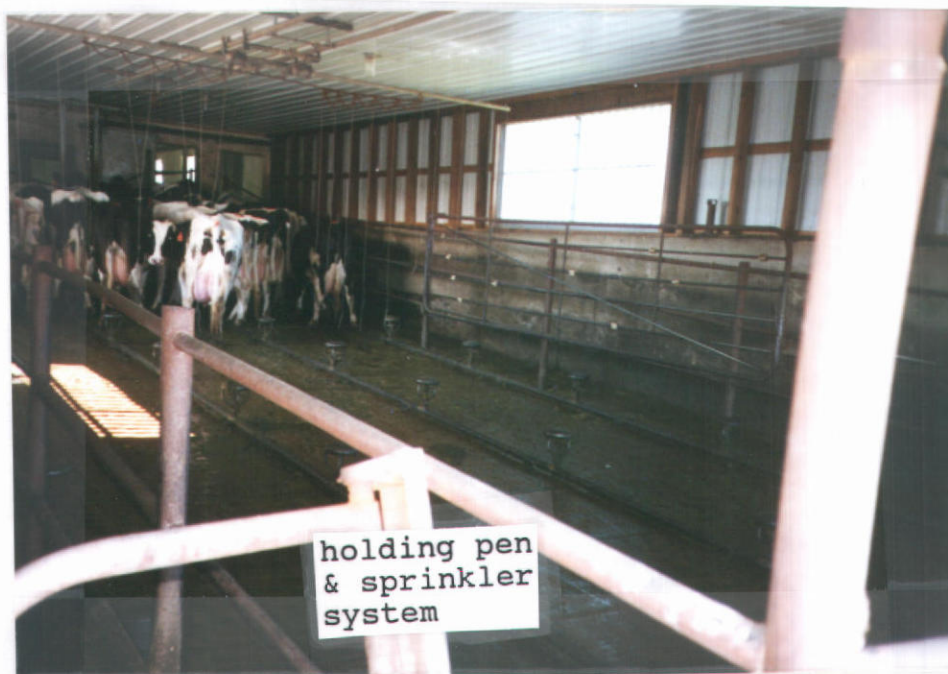
APR 23 2002



2500 gallon
milk tank
air cooled

36-08546

The top picture is of the 2500 gallon milk tank. The milk tank is filled approximately 3/4 full and emptied once a day. The bottom picture shows the sprinkler system in the holding pen. There are 40 heads in this system and they are used approximately 40 minutes per day.



holding pen
& sprinkler
system

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APR 23 2002



36-08546

This is a picture of the well head.

PLEASE NOTE: The well casing is less than 6 inches.

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APR 23 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 36-08546

Priority: May 15, 1990

Maximum Diversion Rate: 0.08 CFS
Maximum Diversion Volume: 16.4 AF

It is hereby certified that JOHN VAN VLIET And
JANA VAN VLIET
200 N 356 W
JEROME ID 83338 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 26, 1990; and has
submitted Proof of Beneficial Use on October 21, 1993. An examination indicates that the works have a
diversion capacity of 0.13 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.08 CFS	16.4 AF
STOCKWATER	01/01 to 12/31	0.08 CFS	16.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE 1/4 SW 1/4 Sec. 4, Twp 08S, Rge 16E, B.M. JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	16E	4																	X

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	16E	4													X	X			X

CONDITIONS OF APPROVAL

1. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
2. Rights 36-8546 and 36-14598 when combined shall not exceed a total diversion rate of 0.13 cfs.
3. Right 36-14598 is also diverted through the point of diversion described above.
4. Commercial use is for a dairy.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 16TH day of APRIL, 2002.

MICROFILMED

APR 23 2002

Acting for

KARL J. DREHER
Director

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	36-08546	Richard Van Dyk Marie Van Dyk	0.20
Full Assignment	36-08546	John Van Vliet Jana Van Vliet	0.20
Full Assingment	36-08546	John Van Vliet Jana Van Vliet Northwest Farm Credit Services ACA	0.20

RECORDED

NOV 22 1993

RECEIVED

OCT 21 1993

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 10-26-93

Receipt No. C028825

Receipt by J. Van Vliet

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08546 Telephone No. 324-3529
2. Name(s) of Permit Holder(s): JOHN & JANA VAN VLIET
3. Mailing Address: 200 NORTH 356 WEST JEROME, ID. 83338
4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: EATON'S Pump & Drilling (Date Drilled: 1981)

OPTIONAL:

Pump horsepower: 5 Pressure (psi): _____ Dynamic pumping level (ft.): _____

10/25/93 pertelecom
Klg

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

Domestic _____ (No. of households) Stockwater 260 HOLSTEINS (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .20 cfs OR _____ acre/feet

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

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

OR

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.

JOHN VAN VLIET
Name

324-3529
Telephone No.

200 NORTH 356 WEST JEROME, ID. 83338
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.

10/19/93
Date

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

NOV 22 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-08546)
IN THE NAME OF JOHN & JANA VAN VLIET) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1993; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

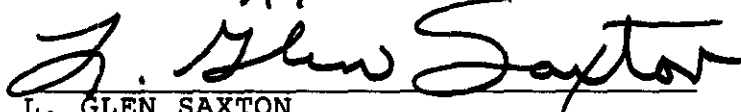
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 21, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 36-08546 be REINSTATED with an advance in priority to May 15, 1990.

Dated this 27th day of October, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

NOV 22 1993

RECEIVED

AUG 21 1992

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

RECEIVED

DEC 23 1992

Department of Water Resources
Southern Region Office

I, JOHN J. VAN VLIET and JANA VAN VLIET

hereby assign to (name and address)

JOHN J. VAN VLIET AND JANA VAN VLIET

, and NORTHWEST FARM
CREDIT SERVICES, ACA, 129 Eastland Drive, P. O. Box 288, Twin Falls ID
83303-0288

All my right, title and interest in and to Permit No. 36-08546 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. _____ to appropriate the public waters of the State of Idaho.

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

Made this 10th day of AUGUST, 1992.

STATE OF IDAHO)

SS

County of GOODING)

On this 10th day of AUGUST, 1992, personally appeared
before me the signers of the above instrument, duly acknowledged to me that
they executed the same.



Notary Public for Idaho

Residing at Twin Falls, ID

My Commission Expires 12/31/94

RECEIVED

NOV 22 1993

RECEIVED

JUL 19 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 23 1992

ASSIGNMENT OF PERMIT

Department of Water Resources
Southern Region Office

We, RICHARD VAN DYK and MARIE VAN DYK
hereby assign to (name and address)
JOHN J. VAN VLIET and JANA VAN VLIET, husband and wife
2390 E 3100 S, Jerome ID 83338

All our right, title and interest in and to Permit No. 36-08546 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. _____ to appropriate the public waters of the State of Idaho.

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

Made this 21st day of December, 1992.

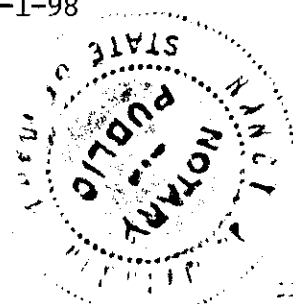
Richard Van Dyk
Richard Van Dyk
Marie Van Dyk
Marie Van Dyk

STATE OF IDAHO)
County of JEROME) SS

On this 21st day of December, 1992, personally appeared
before me the signers of the above instrument, duly acknowledged to me that
they executed the same.

James C. Jackson
Notary Public for Idaho
Residing at Jerome
My Commission Expires 3-1-98

NOV 22 1993



database updated 1/25/93 CZ

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08546

Proposed Priority: March 26, 1990 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **RICHARD VAN DYK**
MARIE VAN DYK
216 N. 500 W.
JEROME, ID 83338

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>
STOCKWATER	01/01 to 12/31	0.13 CFS
COMMERCIAL	01/01 to 12/31	0.20 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: SESW Sec. 4, Township 08S, Range 16E
JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 16E 4 SESW

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 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. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5. Stockwater use is for 150 dairy cattle; commercial use is for a dairy barn.
6. Domestic use is for one home.

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

13th day of August, 1990.

MICROFILMED

SEP 15 1990

for 
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard &/or Marie Van Dyk Phone 324-5910
Post office address 216 N. 500 W., Jerome, ID 83338

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

3. Location of point of diversion is _____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____
Sec. 4 Township 8S Range 16E B.M. Jerome County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.13 for Stockwater purposes from " to " (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for Commercial 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) 0.20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump

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 _____ inches; proposed depth of well is _____ 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 for proposed beneficial use is
Five years (minimum 1 year).

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SEP 05 1990

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. 150 dairy
- Municipal; show name of municipality. _____
- Domestic; show number of households. One
- Other; describe fully. Commercial use in dairy barn

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	
8S	16E	4												X					

X is P/U for domestic, stockwater, commercial

Total number of acres to be irrigated _____

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

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

12. Remarks: System was developed in the late 1970's or early '80's without a permit.
Herd is still expanding.

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SEP 15 1986

Received by J. Estabrook Date 3-26-90 Time 3:32 pm Preliminary check by DRJ
Fee \$ 30.00 Received by R. D. H. # 5011681 Date 3-26-90
Publication prepared by M. Baldwin Date 5/31/90 Published in North Side News
Publication approved M. Baldwin Date 6/28/90

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:

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SEP 05 1990

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Jerome } SS.

JUN 28 1990

Department of Water Resources
Southern Region Office

Patty Spence the first duly sworn,
deposes and says that he is the printer (publisher) of the Jerome
North Side News, a newspaper published every week in Jerome, County
of Jerome, State of Idaho; that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive 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 20th day of June
1990, and the date of the last publication was on the 27th
day of June, 1990.

Patty Spence

Subscribed and sworn to before me this 28th

day of June, 1990.
(SEAL)

Miner J. Anderson
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

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SEP 05 1990

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Lines straight at 8.25 5¢/Pica
Subsequent lines at 14.05 4¢/Pica
TOTAL COST 32.91

COPY OF NOTICE

(Paste Here)

Cyprus, Idaho
TITLE OF NOTICE
Redon, D.K.
36-053-16
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

THE STATE OF IDAHO
The following notice has been filed to approximate the public notice of the State of Idaho:
JUN 28 1990
JUL 10 1990
JUL 17 1990
JUL 24 1990
AUG 7 1990
AUG 14 1990
AUG 21 1990
AUG 28 1990
SEPT 4 1990
SEPT 11 1990
SEPT 18 1990
SEPT 25 1990
OCT 2 1990
OCT 9 1990
OCT 16 1990
OCT 23 1990
OCT 30 1990
NOV 6 1990
NOV 13 1990
NOV 20 1990
NOV 27 1990
DEC 4 1990
DEC 11 1990
DEC 18 1990
DEC 25 1990
JAN 1 1991
JAN 8 1991
JAN 15 1991
JAN 22 1991
JAN 29 1991
FEB 5 1991
FEB 12 1991
FEB 19 1991
FEB 26 1991
MAR 5 1991
MAR 12 1991
MAR 19 1991
MAR 26 1991
APR 2 1991
APR 9 1991
APR 16 1991
APR 23 1991
APR 30 1991
MAY 7 1991
MAY 14 1991
MAY 21 1991
MAY 28 1991
JUN 4 1991
JUN 11 1991
JUN 18 1991
JUN 25 1991
JUL 2 1991
JUL 9 1991
JUL 16 1991
JUL 23 1991
JUL 30 1991
AUG 6 1991
AUG 13 1991
AUG 20 1991
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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 17, 2002

JOHN VAN VLIET
JANA VAN VLIET
200 N 356 W
JEROME ID 83338

RE: License No. 36-8546 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

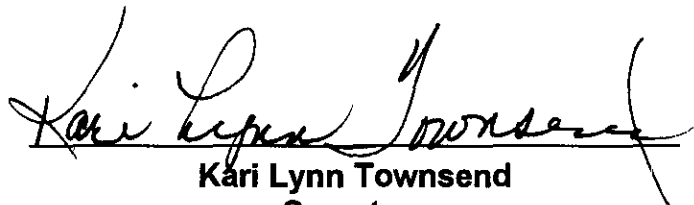
APR 23 2002

CERTIFICATE OF SERVICE

I hereby certify that on April 17, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 36-8546

**JOHN VAN VLIET
JANA VAN VLIET
200 N 356 W
JEROME ID 83338**


**Kari Lynn Townsend
Secretary**

**MICROFILMED
APR 23 2002**

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department 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 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

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 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.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case 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 of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Van Vliet Dairy

356 West 200 North
Jerome, Idaho 83338

RECEIVED

APR - 3 2002

Department of Water Resources

DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706

Attention: Sharla Curtis

Re: Permit No. 36-8546

Dear Ms. Curtis:

Please find enclosed the information you are seeking regarding Permit No. 36-8546 currently being reviewed for licensing. Nutrient water is being applied on the two 40-acre tracts highlighted on the enclosed map. For convenience, please feel free to contact me by e-mail (vanvliet@magiclink.com) for any clarification you might need.

I apologize for the delay in returning this information to you.

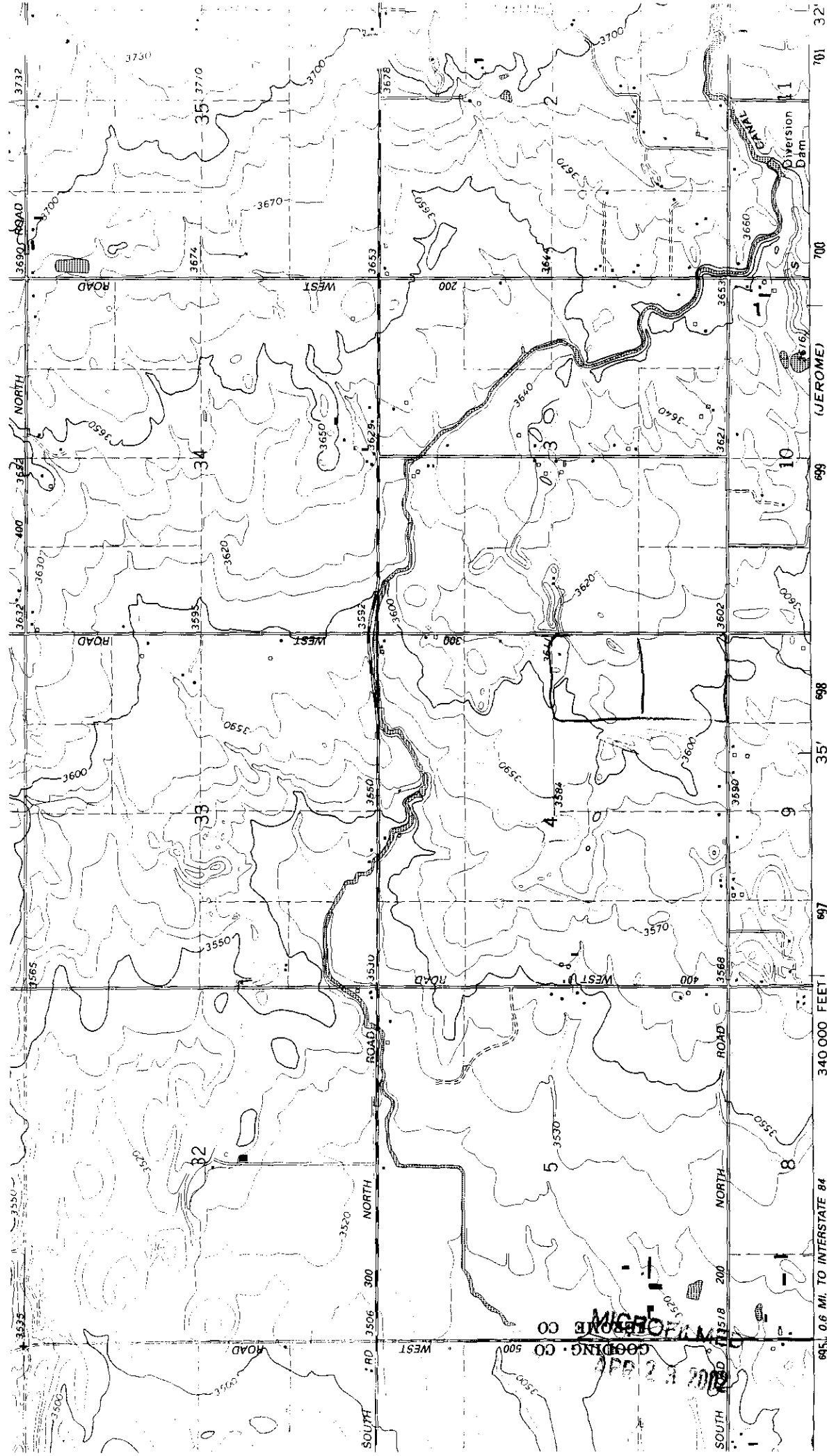
Sincerely,



John van Vliet

MICROFILMED

APR 3 3 2002



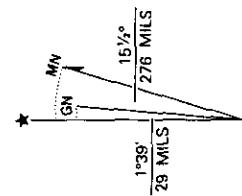
ced by the United States Geological Survey
by USGS and NOS/NOAA

ad from aerial photographs taken 1969. Information shown
e has been updated from aerial photographs taken 1987 and
ecked. Map edited 1992. Conflicts may exist between
dated features and previously mapped contours
merican Datum of 1927 (NAD 27). Projection and
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erse Mercator). 1000-meter Universal Transverse
or grid ticks, zone 11, shown in blue
ference between NAD 27 and North American Datum of
AD 83) for 7.5 minute intersections is given in USGS
1875. The NAD 83 is shown by dashed corner ticks

SCALE 1:24 000



CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929



UTM GRID AND 1992 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

COMPLIES WITH U.S. GEOLOGICAL SURVEY STANDARDS FOR SPATIAL ACCURACY-CLASS 2
FOR SALE BY U.S. GEOLOGICAL SURVEY
DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

FILE NUMBER 36-8546
REVIEWER SRC
DATE March 1, 2002

DAIRIES: WATER USE WORKSHEET

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE 120
NUMBER OF DRY CATTLE 50
NUMBER OF REPLACEMENT CATTLE: 0-2 MONTHS
3-4 MONTHS
5-8 MONTHS
9-12 MONTHS
13-15 MONTHS
16-24 MONTHS
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC COW WASHING,
OR 3 IF SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS 3
IF SPRINKLERS ARE USED: NUMBER OF SPRINKLERS IN HOLDING PEN 40
NOZZLE DISCHARGE (USE 5.0 GPM IF UNKNOWN) 5.00
TOTAL OPERATION TIME OF SPRINKLERS (MIN/DAY) 40
NUMBER OF MILKINGS PER DAY 2
AVG. LBS. OF MILK PRODUCED PER DAY PER ANIMAL (IDAHO AVG IS 70 LBS.) 70
ARE THERE SEPARATE PUMPS FOR COMMERCIAL AND STOCKWATER USES? N
IF SO: HOW MANY HOURS PER DAY DOES THE STOCKWATER PUMP RUN?
HOW MANY HOURS PER DAY DOES THE COMMERCIAL PUMP RUN?
IF ONLY ONE PUMP, HOW MANY TOTAL HOURS PER DAY DOES IT RUN? 12.0
IS A PLATE COOLER USED? Y
IS PLATE COOLER WATER LATER RECYCLED FOR OTHER USES? (IF NO PLATE
COOLER, LEAVE BLANK) Y
ARE CORRAL MISTERS USED IN HOLDING PEN? N
IF USING CORRAL MISTERS: NUMBER OF MISTERS (IF UNKNOWN,
ASSUME 1 MISTER FOR EVERY 5 COWS)
NOZZLE DISCHARGE (USE 5 GPH IF UNKNOWN)
SPRAY INTERVAL (EX - 2 MIN ON EVERY 5 MIN = 2/5)
OPERATION TIME OF MISTERS (HRS/DAY)
DAYS PER YEAR MISTERS ARE USED
ENTER A TOTAL VOLUME IN GPD FOR MISCELLANEOUS WATER USES NOT
INDIVIDUALLY CALCULATED BELOW (EX. - RESTROOMS, WASHING MACHINES)

CALCULATIONS

DIVERSION RATE (CFS):

STOCKWATER
MILKING CATTLE (BASED ON MILK PRODUCTION) ****
DRY CATTLE @ 17.0 GPD/HD ****
REPLACEMENT CATTLE ****
TOTAL 0.03
COMMERCIAL
TOTAL 0.03
TOTAL DIVERSION RATE 0.03

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE 3.8 4.8
DRY CATTLE 0.6
REPLACEMENT CATTLE 0.0
TOTAL 4.4 4.8
COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT 0.4
BACKFLUSH 0.1
PARLOR/MILKHOUSE/HOLDING PEN CLEANUP 2.0
CATTLE WASHING BASED UPON METHOD OF WASHING 9.0
PLATE COOLER 0.0
CORRAL MISTERS 0.0
MISCELLANEOUS USES 0.0
TOTAL 11.6
TOTAL DIVERSION VOLUME 16.2

CONSUMPTIVE USE VOLUME (AFA)(assuming 100% consumptive):

STOCKWATER 4.8 4.8
COMMERCIAL 11.6
TOTAL CONSUMPTIVE USE 16.4

REQUIRED PUMP INFORMATION

PUMP 1 PUMP 2
PUMP HORSEPOWER (HP) 5.00
PUMP EFFICIENCY (%) 70
LIFT (FT) 243 (218 static level + 25' drawdown)
DISCHARGE PRESSURE (PSI) 60
FRICTION LOSSES (FT)
HOURS PER DAY PUMP OPERATES 12.0

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * 0.08 0.00
DIVERSION VOLUME (AFA) ** 29.2 0.0

* IF PUMP EFFICIENCY IS UNKNOWN, 70% MAY BE ASSUMED.
** DIVERSION VOLUME IS ABSOLUTE MAX VOLUME BASED ON
THEO. FLOW RATE ASSUMING PUMP RUNS EVERY DAY OF THE YEAR.

MICROFILMED
APR 23 2002

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on
Permit No.

BU Fee Pd \$ 50⁰⁰

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☐ n/a ☐ plat copy attached

AREA OF CONCERN: No/Yes ☒ Moratorium ☐ GWMA ☐ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M (if on permit)

LOCATION:

Trust ☒ (consumptive uses)
Non-Trust ☐ 048

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
WD R04 (WD# ☐
≤ 0.20 cfs/others - R02- 01P or No MD
> 0.20 cfs - R43

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W22, N/A
(02,03) - WB9 if above Weiser
Payette R (65) - 047(Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

STORAGE - 18A-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 106
FISH/PROP - 029(70's only)-042-106
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

USES:

POWER - R22-R23 (+uses)-025-106-W42-W43-027
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5
Lawn/garden included - W01

ADVANCE PRIORITY? ☐ Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - C/tire shop
Non-consumptive - 027
Water Quality - 106-R07
Mitigation - 121 (if on permit)
PPU acre limit - W27

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right # ☐
PU overlap rights - WB7-W31(-1 ac)
GW replaced SW - 050

Permit Rate 20 cfs Fee Limit 20 cfs
Measured cfs Theoretical 08 cfs

Use	Rate	Volume
Stock	08 cfs	4.6 af
Comm	08 cfs	11.6 af
TOTALS	08 cfs	16.2 af

CHECK NEW IRR SEASON MAP ☐

OTHER CONDITIONS/REMARKS/COMMENTS

SRBA Claim Filed ☐ Yes ☒ No

AMENDMENTS REQUIRED ☐ Yes ☒ No

If no, is a claim required: ☐ Yes ☒ No

No WMS info available

per email response, well is 1981 drilled; the 1992 drilled well is their home.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 22, 2002

JOHN & JANA VAN VLIET
200 N 356 W
JEROME ID 83338

RE: Permit No. 36-8546

Dear Mr. and Mrs. Van Vliet:

Permit 36-08546 is currently being reviewed for licensing. Since you received your permit, the Department has taken a position that it is necessary to clarify the place of use for land application of waste from dairies as part of the water right. We would like to give you the opportunity to include the description of the place of use for this waste water on your water right license. Please submit information, by 40-acre tract descriptions, that describes where the waste water is used and the ownership of the lands that this water is applied.

Enclosed, for your convenience, is a copy of a topographical map that you can use to identify these lands. Please mark on the map where your waste water is being applied. If land application is found to be in tracts not included on your permit, we will request that you amend your permit before licensing to include this information on the license. If the waste water is not land applied, please advise us by telephone, e-mail (scurtis@idwr.state.id.us) or a letter.

Please submit the requested information within the next 14 days so we can proceed with licensing your permit. If you have any questions, please feel free to contact me at (208) 327-5452.

Sincerely,

Sharla Curtis
Sr. Water Resource Agent

Enclosures

MICROFILMED

APR 23 2002



Farm Credit Services

RECEIVED

JAN 18 2000

1363 Fillmore Street
P.O. Box 5059
Twin Falls, Idaho 83303-5059
208/733-2577
Department of Water Resources
Southern Region

January 13, 2000
CIF# 37403-441 & 442

RECEIVED

JAN 14 2000

Department of Water Resources
Southern Region

Department of Water Resources
1341 Fillmore St. Suite 200
Twin Falls, ID 83301

Re: **Water Permit 36-08546**

Dear Sirs:

Farm Credit Services no longer has an interest in the above-mentioned water permit in the name of John J. and Jana Van Vliet.. The related mortgage was released and the loan has been paid in full.

If you have any questions, please call.

Sincerely,

Genaura K Wells

Genaura K Wells
Financial Specialist

*Farm Credit Services removed as lien holder from
the database.*

AC 1/19/00

MICROFILMED

JAN 23 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 14 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08546

1. Owner: Van Vliet John & Jana also Northwest Farm Credit Services ACA Phone No. (208) 324-3529

Current Address: 200 N 356 W, Jerome Idaho 83338

2. Accompanied by: John Van Vliet EXAM DATE : May 9, 1997

Address: same as above Phone No. same as above

Relationship to Permit Holder: Co-owner

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Adjudication decree # 36-14598

2. Other water rights with the same point of diversion: Adjudication decree # 36-14598

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Method of Determination/Remarks
P/D WELL		S W	S E	S W	04	08S	16E	TWIN FALLS	Visual inspection using rolatape measuring device (model #MM-50) and use of USGS Quadrangle map and ASCS photo

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	
08S	16E	04												X					C & D

PLEASE NOTE: The use for this permit is for a Commercial use (Dairy Barn) and Stockwater use. The domestic use for this permit is no longer used and is now being used in the Dairy.

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JUL 21 1997

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

SEE ATTACHED SHEET.

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

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

YES 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
P/D WELL	STAY RIGHT	5 Hp	J80G	SAME AS MOTOR	SAME AS MOTOR

*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
N/A						

2. Measurements: There was not an acceptable place to attain a proper measurement. Therefore, a theoretical calculation was done to attain the diversion rate. See attached sheet for calculations.

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APR 23 2002

E. NARRATIVE/REMARKS/COMMENTS

The water for this permit is drawn from a well located in the SW 1/4 - SE 1/4 - SW 1/4 of section 04, township 08S, range 16E. The water is pumped from the well by a Stay Right submersible pump. The water travels from the well due west for approximately 35 feet to the west side of the dairy barn. At this point the water is stored in two pressure tanks (approximately 85 gal) until it is used in the dairy.

The dairy uses the water in a variety of systems. The dairy uses this water to water 270 head of dairy milking cows and 50 dry cows for a total of 320 total cows. The rest of the water use is located in the dairy barn itself. The dairy barn uses the well water in a precooling system designed to cool the milk before it enters the main milk tank. However this water is recycled and sent to a sprinkler system that washes off the cows in a holding pen before they enter the milking parlor. The sprinkler system has forty heads and runs approximately forty minutes a day. Once the cows enter the milking parlor they enter a six per side herring bone stalls for a total of twelve stalls. Each of these stalls has individual sprayers on them for final cleanup of the cows. The only other water use in the dairy barn is for clean up purposes. There is a washup sink for the milkers and hoses located in the front room of the milking barn with the main milk tank. The milk from the cows is transported through the precooling system to the main milk tank. This tank is cooled by and exterior refrigeration unit that does not consume any water. However, the milk tank is cleaned daily after the milk has been picked up. The parlor floor and the holding pen is cleaned by way of a two inch hose located on the dividing wall of the holding pen and the milking parlor.

The domestic portion of this permit is no longer in use and has been converted to dairy barn use. When combined with adjudication decree # 36-14598 this dairy has the capability of milking 300 cows and watering all 320 cows that the dairy services. This dairy only milks 270 cows therefore the dairy barn consumption will be based on the 270 cow number and the stockwater amount will be based on the 320 cow number.

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

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APR 23 2002

F. FLOW CALCULATIONSYES Additional Computation Sheets Attached

Measured Method:

.08 CFS (See attached calculation sheet and theoretical sheet.)**G. VOLUME CALCULATIONS****1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____**B****2. Volume Calculations for Other Uses:****STOCKWATER USE = total stockwater use - stockwater use from adjudication decree # 36-14598****36-14598 stockwater use = 150 dairy cows X 35 gal/day X 365 days / 325850 = 5.9 afa****12.7 afa total stockwater use - 5.9 afa 36-14598 use = 6.8 for this permit****COMMERCIAL USE = 11.0 AFA****TOTAL DIVERSION VOLUME = 17.8 AFA****H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume	
	From	To	Q (cfs)	V (afa)	
<u>STOCKWATER</u>	<u>JAN. 01</u>	<u>DEC. 31</u>	<u>.04 CFS</u>	<u>6.8 AFA</u>	
<u>COMMERCIAL</u>	<u>JAN. 01</u>	<u>DEC. 31</u>	<u>.04 CFS</u>	<u>11.0 AFA</u>	

Totals: .08 CFS 17.8 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 (Change in nature of use)

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I. AUTHENTICATION

Field Examiner's Name

Daniel A. NelsonDate 5-26-97

Reviewer _____

Date _____

SEAL

RECOMMENDATIONS:

I recommend that this permit be licensed under the following conditions:

1. That this permit be licensed for a total diversion rate of .08 cfs (.04 for stockwater and .04 for commercial) and when combined with adjudication claim # 36-14598 that both water rights do not exceed a maximum diversion rate of .08 cfs.
2. That this permit be licensed for a total annual volume of 17.8 afa (6.8 afa for stockwater and 11.0 afa for commercial use) and when combined with adjudication claim # 36-14598 that both rights do not exceed a maximum annual volume of 23.7 afa.
3. That the domestic use for this permit be disallowed where as the domestic portion of this permit is no longer in use.

MICROFILMED

SEP 23 2002

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 36-08546
DATE: 5-9-97
BY: Daniel A. Nelson

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])

$$Q = \frac{(8.8) (\dots 5.42 \dots) (0.70)}{[(\dots 230 \text{ FT} \dots) + (\dots 4.2 \text{ PSI} \dots \times 2.31)]} = \frac{30.8}{373.22} = 0.08 \text{ CFS}$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate (X)	estimate ()	Pump Make, Serial or ID, rating
well logs ()	owner gage (X)	
Booster (Y) <u>(N)</u>		

REMARKS _____

ANNUAL VOLUME ANALYSIS

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

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL = (.....) X (1.98) X (.....)
4/15 - 10/15	184	
3/1 - 12/1	276	(.....)

POTENTIAL = _____

REQUIRED Acre Feet/Acre/Annum = _____
(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 ()

MICROFILM

APR 23 2002

FILE NUMBER 36-08546
REVIEWER DAN

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE 270
NUMBER OF NONMILKING CATTLE 50
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES: 0.5
IF ANAEROBIC, ENTER ZERO 4
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) 3
ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF 2
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS 2
NUMBER OF MILKINGS PER DAY

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD 0.18
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.19
NONMILKING CATTLE @12 GPD/HD 0.01
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.02
TOTAL (BASED UPON ROUNDED NUMBERS) 0.22

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE @35 GPD/HD 10.6
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 12.0
NONMILKING CATTLE @12 GPD/HD 0.7
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.7
TOTAL (BASED UPON ROUNDED NUMBERS) 12.7

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING 10.6
TOTAL 11.0

TOTAL DIVERSION VOLUME 23.7

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING 1.7
NONMILKING 0.0
TOTAL 1.7
COMMERCIAL 2.0
TOTAL CONSUMPTIVE USE 3.7

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

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

PUMP HORSEPOWER (HP) PUMP 1 5.00 PUMP 2 0.00 PUMP 3 0.00
LIFT (FT) 225 0 0
DISCHARGE PRESSURE (PSI) 62 0 0
FRICTION LOSSES (FT) 0.0 0.0 0.0

CALCULATIONS

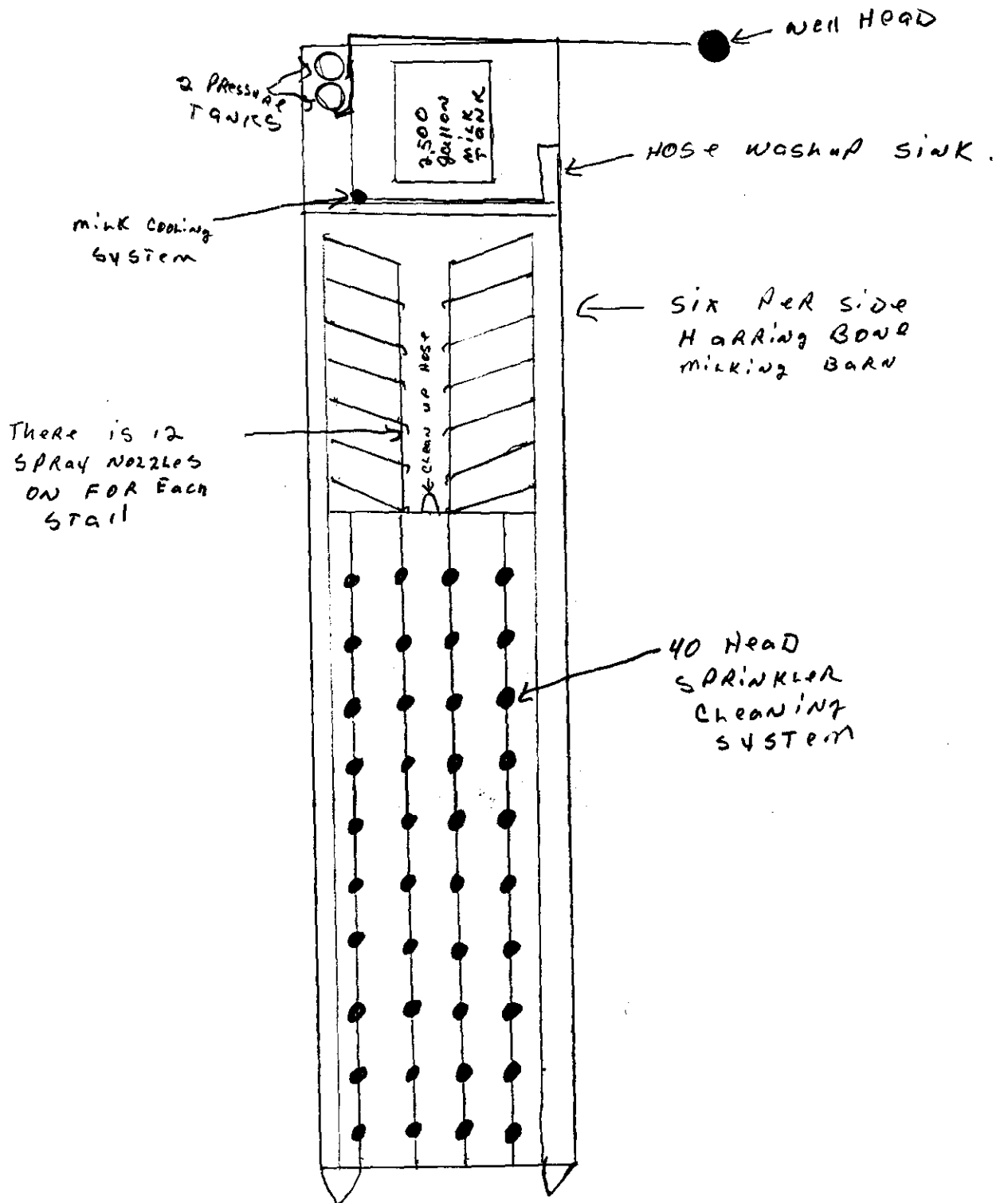
THEORETICAL FLOW RATE (CFS) * 0.08 0.00 0.00
DIVERSION VOLUME (AFA) * 60.6 0.0 0.0

* 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.

Cooling plate system is recycled and used in the cleanup
portion of this water use therefore it is not counted in the total
water usage.

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JUN 21 2002

Dairy Barn Diagram

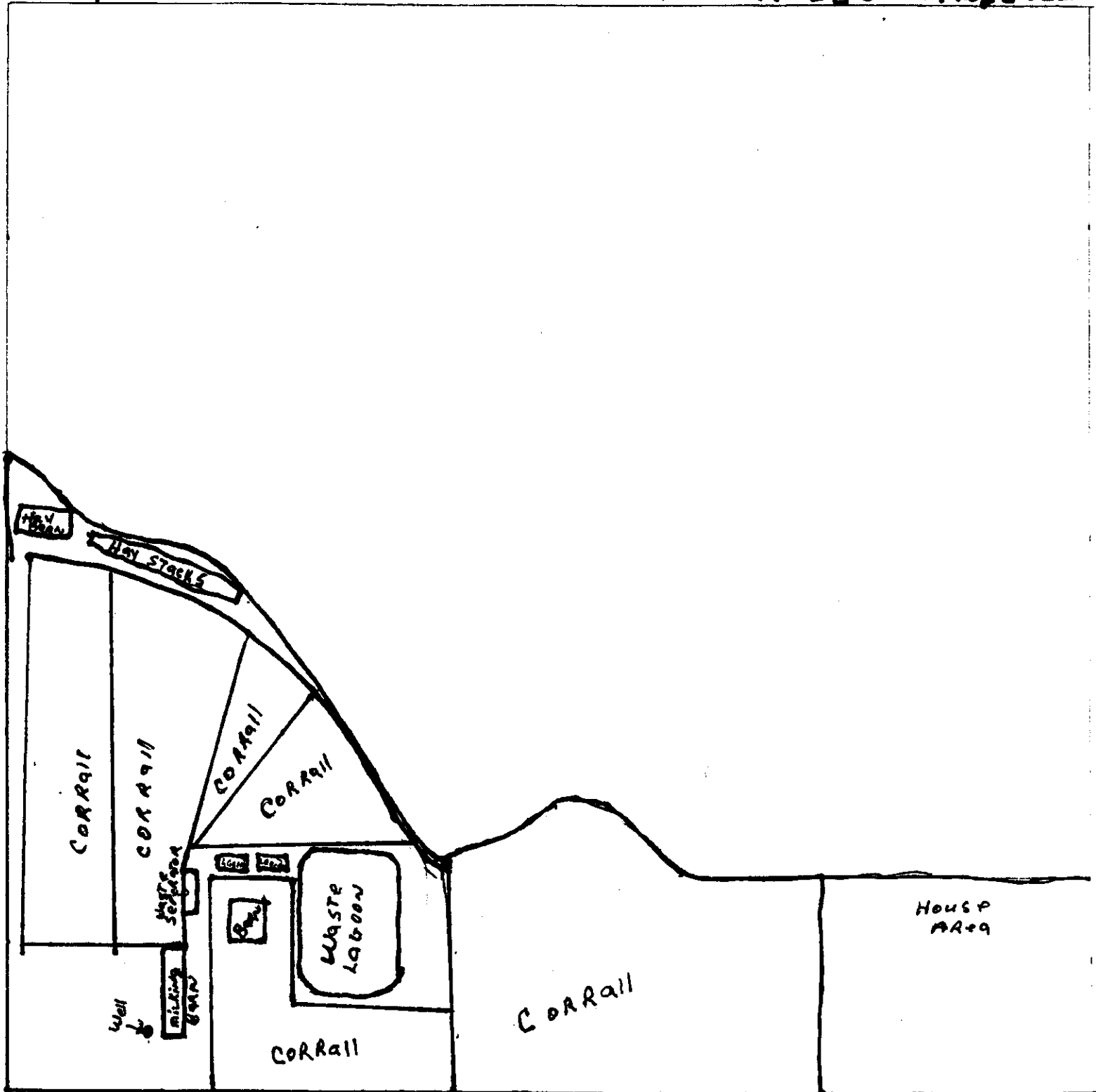


MICRO...

APR 23 2002

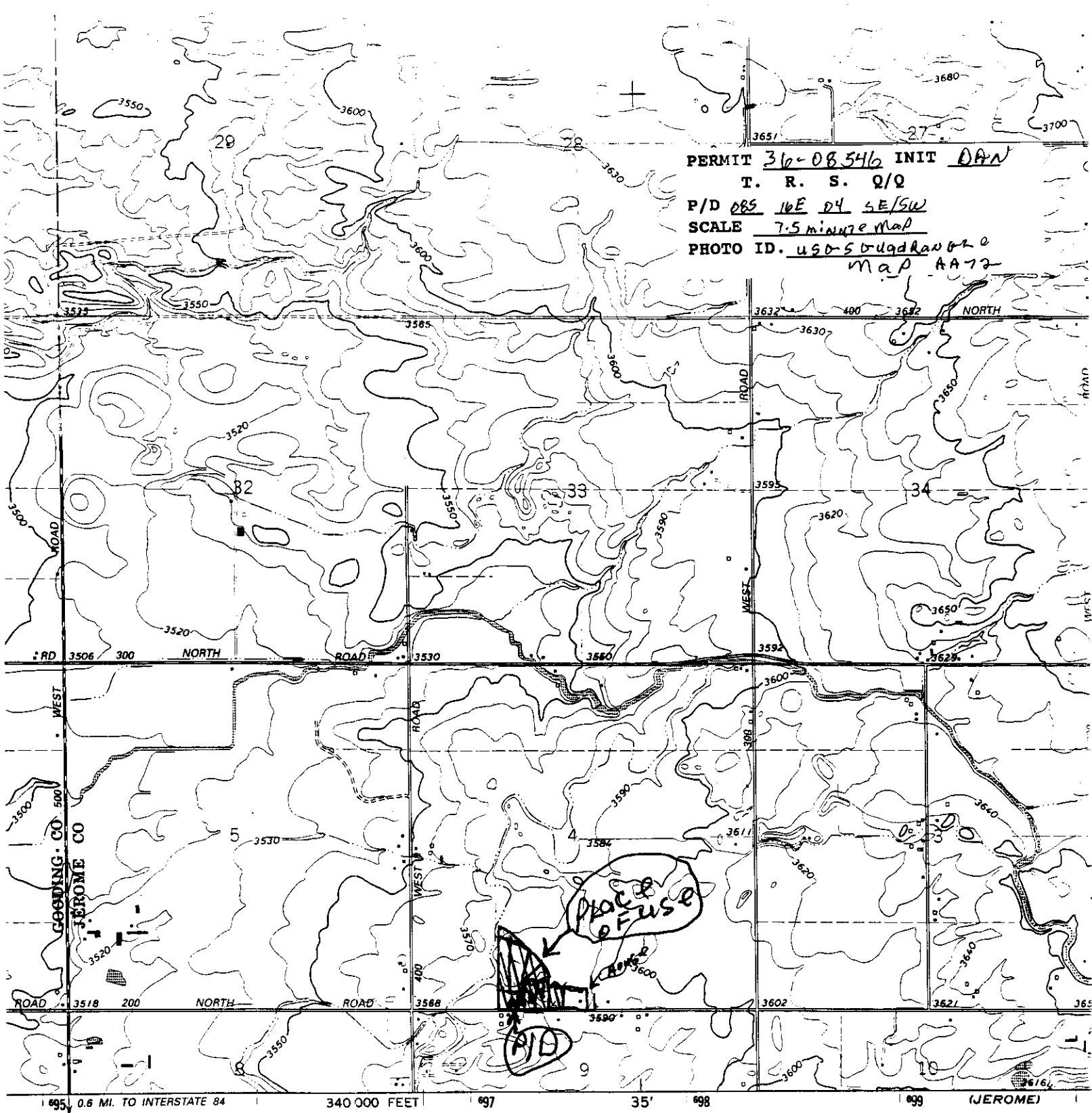
40 ACRE TRACT

SE 1/4 - SW 1/4 - OF SECTION 4 - Township 08S - Range 16E



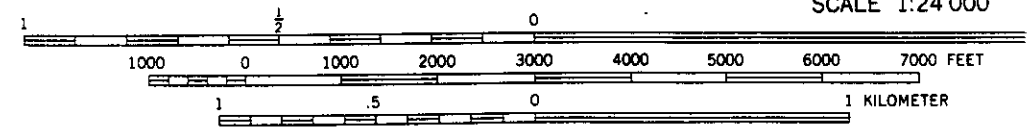
MICROFILMED

1968



PERMIT 36-08546 INIT DAN
T. R. S. Q/Q
P/D 085 10E 04 SE/SW
SCALE 7.5 minute map
PHOTO ID. USO-50ugdran 020
map AA72

ROAD CLASSIFICATION
Light-duty road, hard or improved surface
Unimproved road
U. S. Route State Route



CONTOUR INTERVAL 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

GOODING SE, IDAHO
42114-G5-TF-024

1971
REVISED 1992

DMA 3069 I SE-SERIES V893



COMPLIES WITH U.S. GEOLOGICAL SURVEY STANDARDS FOR SPATIAL ACCURACY-CLASS 2
FOR SALE BY U.S. GEOLOGICAL SURVEY
DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

map AA72

514

2151-1-3

2151-2-3

VHEL

68

22

44

NHEL

123

NHEL

NHEL

53

NHEL

42

NHEL

28

88

T790

1575-5-5

T864

1873

27

NHEL

69

539

30

67

NHEL

T868

2006

T871

NHEL

2007-5-6

54

NHEL

4

20

NHEL

54

NHEL

24

3

NHEL

819

T6311

1855

PID

Well

T6028

T6027

T865

T866

T858

426

MICROFILM

18

T6310

PERMIT 36-08546 INIT DAN
 T. R. S. Q/Q
 P/D OBS 16E of SE/SW
 SCALE 1/10000
 PHOTO ID. ASCS PHOTO
 map B-8



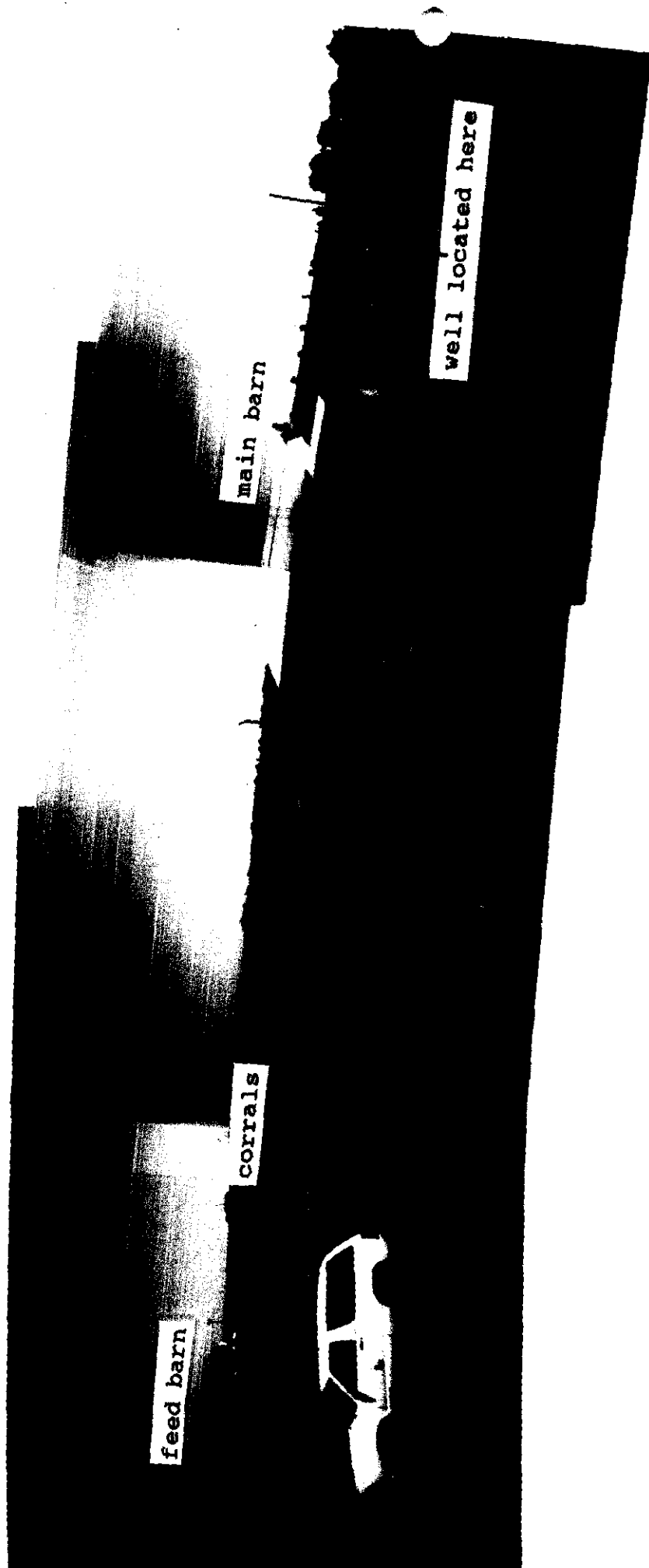
36-08546

Both of these pictures are a view of the actual milking parlor. There are 6 per side herring bone stalls on each side with a spray nozzle for each stall. There is also a 2 inch spray hose used to clean the milking barn and the holding pen.



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SEP 11 1982



36-08546

This is a view of the dairy from the west corner of the property.

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2002 2 3 2002

36-08546

This is a picture of the dairy from the west side of the dairy.

dairy barn

cow barn

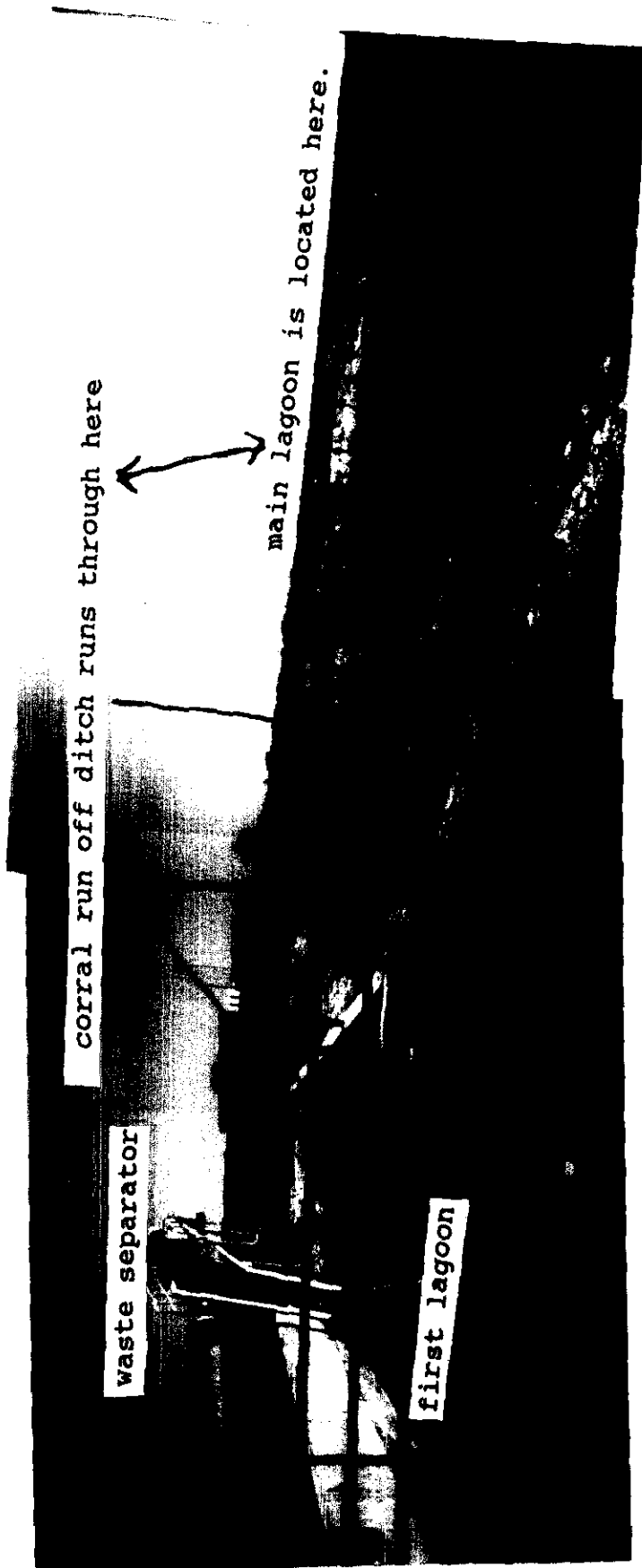
main lagoon located here

corrals

microfilm

owner's home

corrals



36-08546

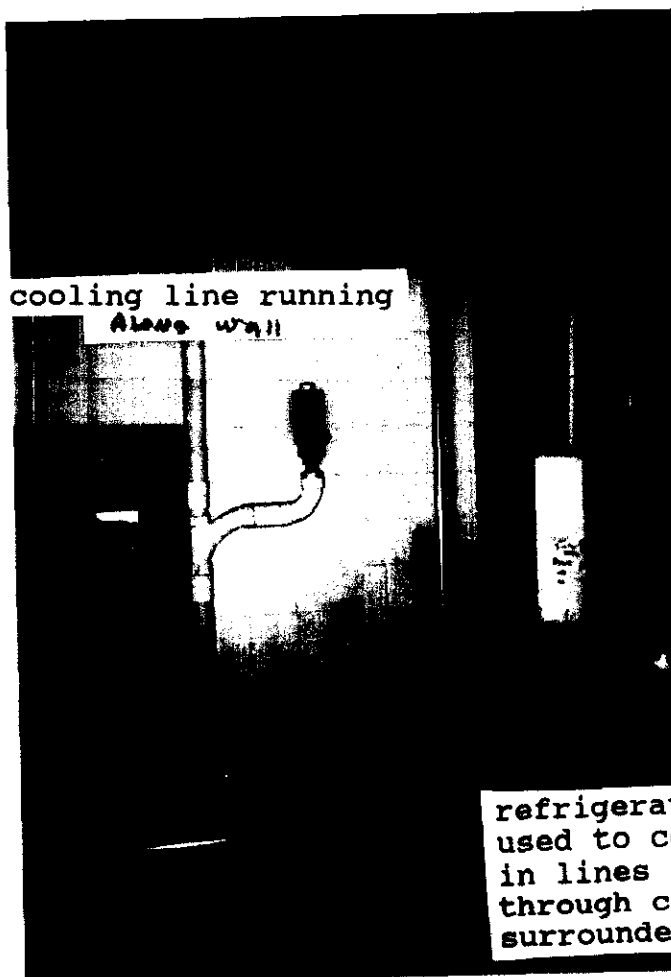
This is a picture of the first stage of the lagoon system. This lagoon is used to separate the solid wastes from the water and then the water is transported to the main lagoon through a pipe. The main lagoon is also used to collect run off water from the corrals by way of a drainage type ditch system along the bottom of the corrals.

1970 AC
- 2 - 2002

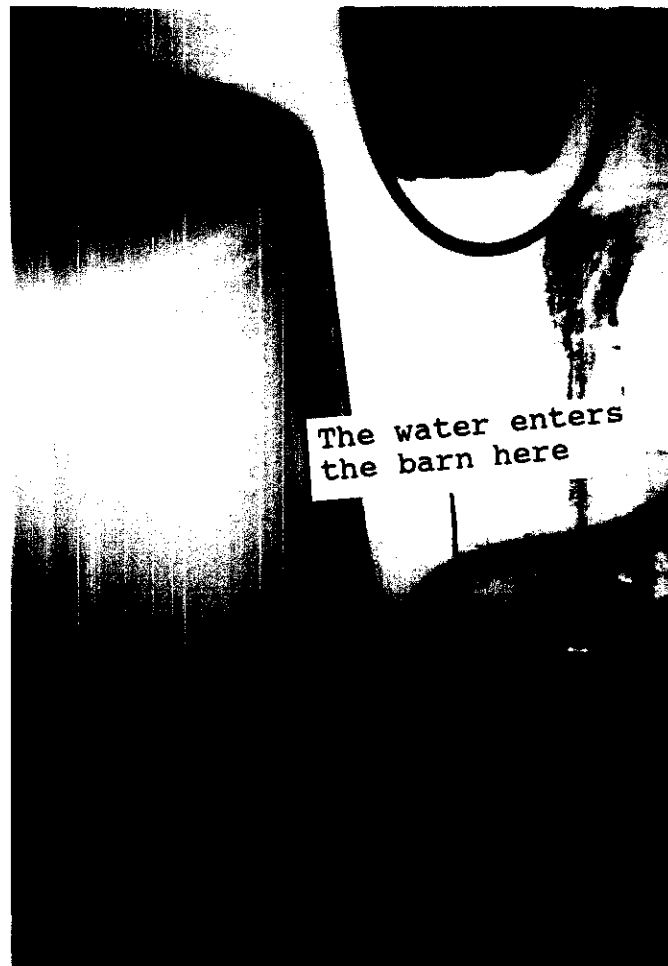


36-08546

The top picture is a picture of the hose wash-up sink located in the front portion of the barn. The bottom picture is a picture of the precooling system used to cool the milk before it enters the milk tank. This water is recycled into wash-up spray nozzles.

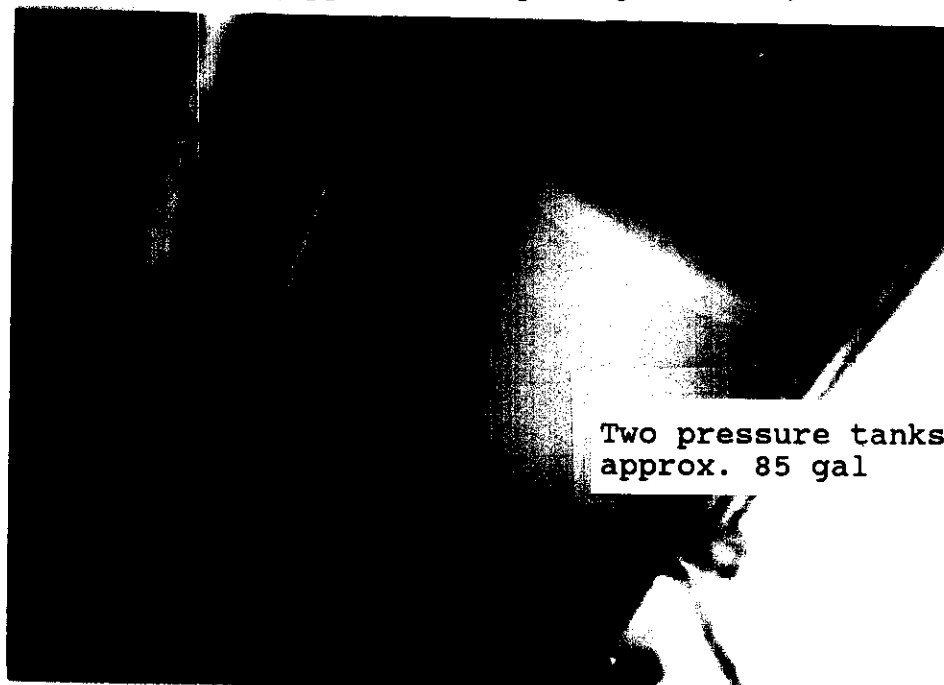


36-08546



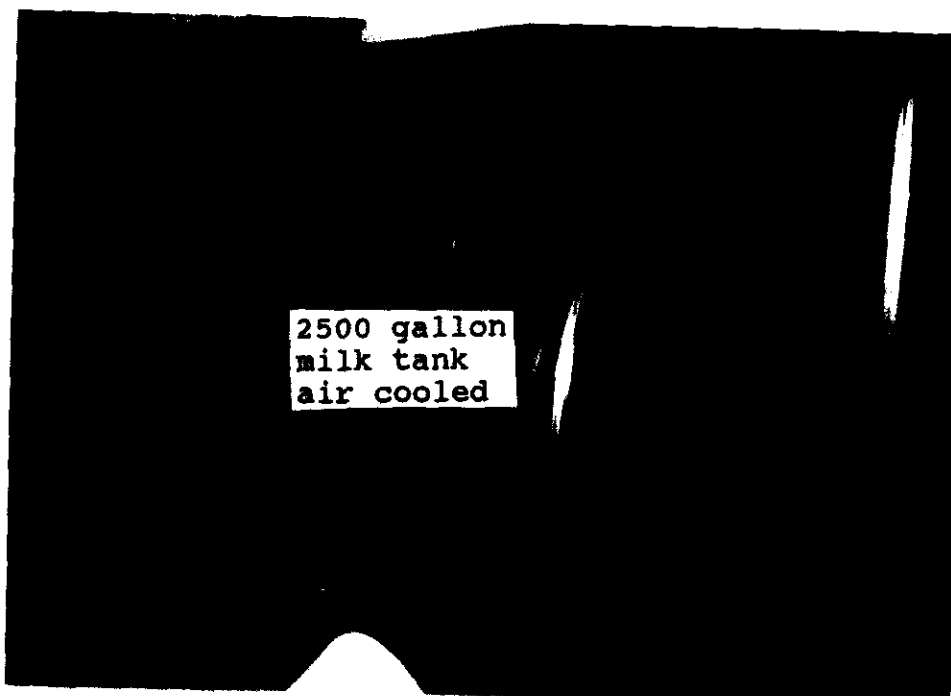
36-08546

The top picture is a picture of where the water from the well enters the barn. The bottom picture is of the two pressure tanks used in this operation (approximately 85 gal tanks).



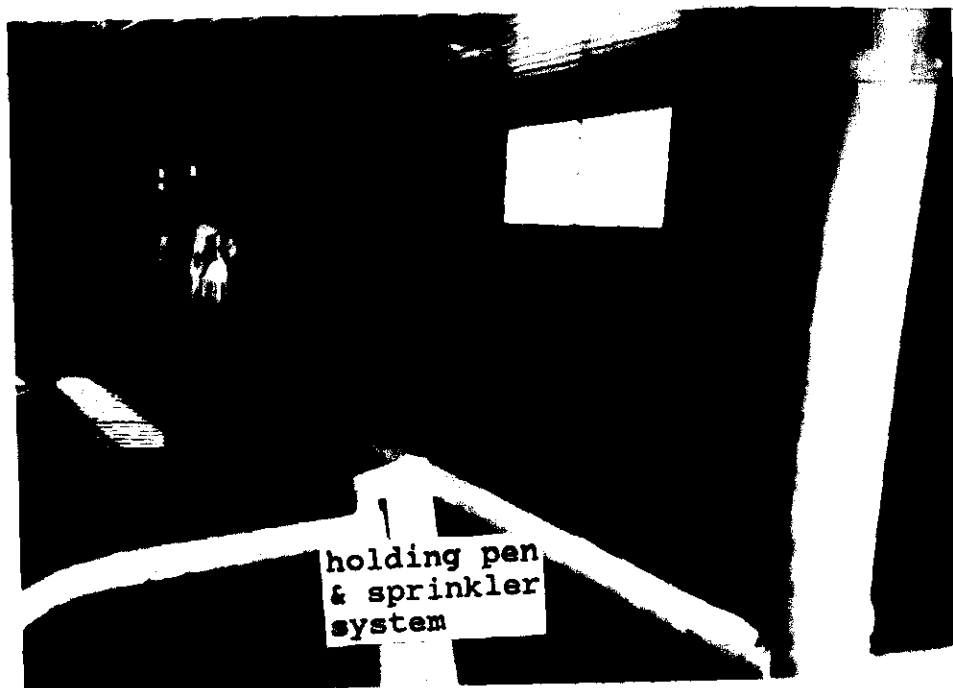
WICHIC

SEP 11 2002



36-08546

The top picture is of the 2500 gallon milk tank. The milk tank is filled approximately 3/4 full and emptied once a day. The bottom picture shows the sprinkler system in the holding pen. There are 40 heads in this system and they are used approximately 40 minutes per day.



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SEP 21 1982



36-08546

This is a picture of the well head.

PLEASE NOTE: The well casing is less than 6 inches.

MICROFILMED
1992 11 2002

November 4, 1993

NORTHWEST FARM CREDIT SERVICES ACA
JOHN VAN VLIET
JANA VAN VLIET
200 N 356 W
JEROME ID 83338

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08546

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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
Senior Secretary

c: IDWR - Region

Enclosure

RECEIVED
NOV 22 1993

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-08546

Reviewed by Klg Date 10/21/93

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
no Proof timely received?
If not, complete calculation below.

Stock - 260
Correct Uses? yes

SOURCE OF WATER

Surface water source
✓ Ground water source

NA Drilling permit required?

1981 Copy in the file? Drilling Permit No. ~~36-025-074-000~~

1981 Amount paid for permit Correct?

1981 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
NA Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>10/21/93</u>	<u>294</u>
Date proof due	<u>9/1/93</u>	<u>- 244</u>
No. of days late	<u>=</u>	<u>50</u>
Priority Date	<u>3/26/90</u>	<u>+ 85</u>
New Priority Date	<u>5/15/90</u>	<u>135</u>

DEFICIENCIES OR ACTION ITEMS

needs DR fee

proof acceptable

DATA ENTRY

New Address 200 N 356 W

needs an order
Proof Made 10/21/93

MEMORANDUM

Date: October 26, 1993

From: Karen L. Gustafson *kg*

To: File

Subject: Drilling Permit

After the permit holder received my correspondence requesting an additional drilling permit fee, he telephoned the Department. He explained the drilling permit no. 36-92-S-0274-000 was in fact associated with his domestic well. The well associated with the proof of beneficial use that he filed in connection with this permit was drilled prior to his purchase of the property, some time in 1981.

Therefore, my letter of October 21, 1993 can be disregarded and the proof of beneficial use is acceptable as filed.

NOV 22 1993



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

October 21, 1993

John and Jana Van Vliet
200 N 356 W
Jerome, ID 83338

Re: Permit No. 36-08546
Drilling Permit No. 36-92-S-0274-000

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use submitted in connection with the above referenced water right. It, and your permit to appropriate water (copy enclosed), both indicate that the water is diverted for stockwater use. Also enclosed is a copy of the drilling permit applied for prior to your purchase of the property. It indicates the extent of use to be domestic only. Domestic use constitutes the diversion of 0.04 cfs or less and/or the irrigation of 1/2 acre or less.

You were properly charged \$35 for the domestic well drilling permit. However, because of the use you have indicated (domestic and irrigation with a diversion of 0.20 cfs), the drilling permit is no longer considered strictly domestic. The charge for a non-domestic drilling permit at that time was \$200.

Before the Department can accept the proof of beneficial use as filed, you will need to pay the additional \$165 fee to upgrade the drilling permit to a non-domestic. The Department will hold your file for 30 days to allow you time in which to submit the additional fee. Please submit the additional \$165 drilling permit fee directly to me.

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

Sincerely,


Karen L. Gustafson
Senior Secretary

C: IDWR Regional Office

Enclosures

NOV 22 1993

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
36-92-S-0274-000	0	JOHN VAN VLIET 2390 E 3100 S WENDELL, ID 83338 (208) 324-3529	08S	16E	04	SE SW		JEROME

Subdivision Location and Description:
Subdivision Name:
Well Site Address: 200 N 370 W
City, State: JEROME, ID

Geographic Location:
Accuracy Code:
Lat: : : N
Long: : : W

Proposed Use of Well: Domestic
Proposed Casing Diameter: 6 In.
Proposed Depth: 275 Ft.

Well Use Comments:

Driller License No: 0026
Firm Name: EATON DRILLING & PUMP SERVICE INC
Official: LARRY M NELSON

Permit Status:	Permit	Verbal Issue Date:	09/25/1992	Receipt No.	09/28/1992	Fee	105.00
		Date Received:	09/28/1992	5015021			
		Date Approved:	09/25/1992				
		Proposed Start Date:	09/26/1992				
		Extension Date:					
		Extension Expiration:					

Specific Conditions:
Permit Remarks:
Well Remarks:
Conditions of Approval:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 36-92-S-0274-000
Water Right No: 36-08546
Injection Permit No:

Nature of Work:	NEW WELL	Construction Method:	ROTARY & AIR	Number of Monitor Wells:	
Casing Diameter:	6 In.	Static Water Level:	218 Ft.	Actual Start Date:	09/27/1992
Depth of Casing:	18 Ft.	Temperature:	85 F.	Well Finish Date:	09/27/1992
Total Depth:	265 Ft.	Production Rate:	GPM	Log Received Date:	10/14/1992
Screen Installed?	No			Certification Date:	09/29/1992
				Field Inspection Date:	
				Inspector:	

Well Log Remarks:

NOV 22 1992

RECEIVED

OCT 21 1993

Department of Water Resources

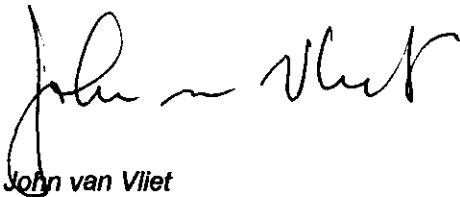
State of Idaho
Department of Water Resources
1301 North Orchard Street, Statehouse Mall
Boise, Idaho 83720-9000

RE: Permit No. 36-08546

Dear Sirs:

*Please find enclosed the PROOF OF BENEFICIAL USE form for the permit no. listed above .
I did not receive the proof due notice dated 30 June 1993 mentioned in your letter. Your
correspondence was addressed to my prior residence and that may have contributed to it's non
delivery. I have purchased this property within the last year and perhaps the form was sent to the
previous owner and not forwarded to me.*

Accept my apologies for the delay and find enclosed my check for the license examination fee.



John van Vliet

Enclosures

RECEIVED

NOV 22 1993

September 8, 1993

NORTHWEST FARM CREDIT SERVICES ACA
JOHN VAN VLIET
JANA VAN VLIET
2390 E 3100S
JEROME ID 83338

LAPSE NOTICE

RE: PERMIT NO. 36-08546

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 June 30, 1993. 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

I hereby certify that on 9/8/93
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

NOV 22 1993



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

August 2, 1993

Ms Carolyn Hoover
Operations Assistant
Farm Credit Services
PO Box 288
Twin Falls, ID 83303-0288

Re: Permit Nos. 36-08546 and 36-08547

Dear Ms Hoover:

Just a short note to notify you that Department records have been corrected on the above referenced permits. Department records now show Farm Credit Services as co-owner on both permits. Permit no. 36-08546 is also in the name of John and Jana Van Vliet. Permit no. 36-08547 is also in the name of Richard and Marie Van Dyk.

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

Sincerely,

A handwritten signature in cursive script that reads "Karen L. Gustafson".

Karen L. Gustafson
Secretary/Records Manager

NOV 22 1993



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

July 19, 1993

Ms Carolyn Hoover
Operations Assistant
Farm Credit Services
PO Box 288
Twin Falls, ID 83303-0288

Re: Permit Nos. 36-08546 and 36-08547

Dear Ms Hoover:

Thank you for your prompt response to my letter of July 6, 1993. There seems to be some confusion on behalf of the Department in reference to the assignments on these two permits. However, the assignments are now being processed. When they are complete, you will be notified.

In any case, the Department has mailed proof due notices on both permits. Since it looks as though they may have been mailed to the wrong address, I wanted to forward copies to you. Please be sure the Van Dyk's and the Van Vliet's have received copies and are making arrangements to file either a proof of beneficial use or extension request by September 1, 1993.

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

Sincerely,

A handwritten signature in cursive script that reads "Karen L. Gustafson".

Karen L. Gustafson
Secretary/Records Manager

NOV 22 1993



Farm Credit Services

129 Eastland Drive
P.O. Box 288
Twin Falls, Idaho 83303-0288
208/733-2577

July 15, 1993

RECEIVED
JUL 19 1993
Department of Water Resources

Karen L. Gustafson
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise ID 83720 9000

RE: Assignment of Permit No. 36-08546

Dear Karen:

I enclose the Assignment of the above Permit from Richard Van Dyk to John J. Van Vliet stamped by your Department on December 23, 1992.

Please advise what you need to clear this Assignment. Thank you for your assistance.

Sincerely,

Carolyn Hoover
Operations Assistant

RECEIVED

NOV 2 1993



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

July 6, 1993

Carolyn Hoover
Northwest Farm Credit Services
PO Box 288
Twin Falls, ID 83303-0288

Re: Assignment on Permit No. 36-08546

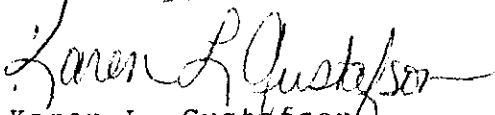
Dear Ms. Hoover:

Returned is the Assignment of Permit form filed in connection with the above referenced water right. Unfortunately, the Department cannot accept the assignment.

Department records indicate permit no. 36-08546 belongs to Richard and Marie Van Dyk. Therefore the Department cannot accept the assignment. We could only accept the assignment from Richard and Marie Van Dyk.

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

Sincerely,


Karen L. Gustafson
Secretary/Records Manager

Enclosure

RECORDED

NOV 22 1993

June 30, 1993

~~FARM CREDIT SERVICES~~
RICHARD VAN DYK
MARIE VAN DYK
216 N. 500 W.
JEROME ID 83338

PROOF DUE NOTICE

RE: PERMIT NO. 36-08546

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 September 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

NOV 22 1993

CERTIFIED MAIL

NO. 140327

S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 13, 1990

RICHARD VAN DYK
MARIE VAN DYK
216 N. 500 W.
JEROME, ID 83338

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08546

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.

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

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SEP 05 1990

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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SEP 05 1990

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DRJ DATE 5/4/90 APPLICATION NUMBER 36-08546

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 and/or volume)
 - ☒ County
 - ☒ Quantity (flow and/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 3/26/90

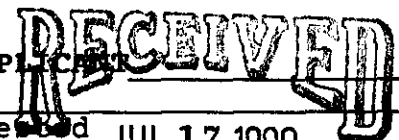
ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
 - ☐ Overlapping point of diversion
 - ☐ Yes ☒ No Field check required
 - ☐ Yes ☒ No Field check by _____
 - ☐ Yes ☒ No Field report attached
 - ☐ Yes ☒ No Critical groundwater 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 trust water 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
- SWAN FALLS HOLD? No

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested JUL 17 1990

Department of Water Resources



PROCESSING ☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ 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 & paper~~, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 7/9/90
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ 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. _____

264

See below for additional information

Date of priority recommended 3/26/90
By J. M. O. Halpin Date 7/10/90

STATE OFFICE REVIEW P23 P14 46 26

See below for additional information

By KW Date 8-2-90

ADDITIONAL INFORMATION

App. in Trust Area - DCM I
Allow 3 yrs. to complete development

01-Jun-1990

RICHARD &/OR MARIE VAN DYK
216 NORTH 500 WEST
JEROME ID 83338

Re: Applications for Permit Nos. 36-08546, 36-08547

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned the above referenced identification numbers. Please refer to these numbers in all further correspondence.

This office will be advertising the applications in the North Side News on 6/20 & 6/27/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the applications are 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 applications are not protested, they 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 applications 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,

Douglas Jones, E. I. T.
Water Resources Engineer

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SEP 05 1990

DJ:MB

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

MAY 31, 1990

NORTH SIDE NEWS
P.O. 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 JULY 9, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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SEP 18 1990

36-08546

VAN DYK, RICHARD
VAN DYK, MARIE
216 NORTH 500 WEST
JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt: SESW Sec 4 T 08S R 16E

Use: STOCKWATER	(.130 CFS)
COMMERCIAL	(.200 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.200 CFS)

Date Filed: 3/26/ 1990

In: T08S R16E S04 SESW

RECEIVED
SEP 11 1990

SEP 11 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-3A, 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 St. East, Twin Falls, Idaho 83301 on or before JULY 9, 1990.

R. Keith Higginson, Director

Published 6/20/1990 & 6/27/1990

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SEP 05 1990

[illegible]