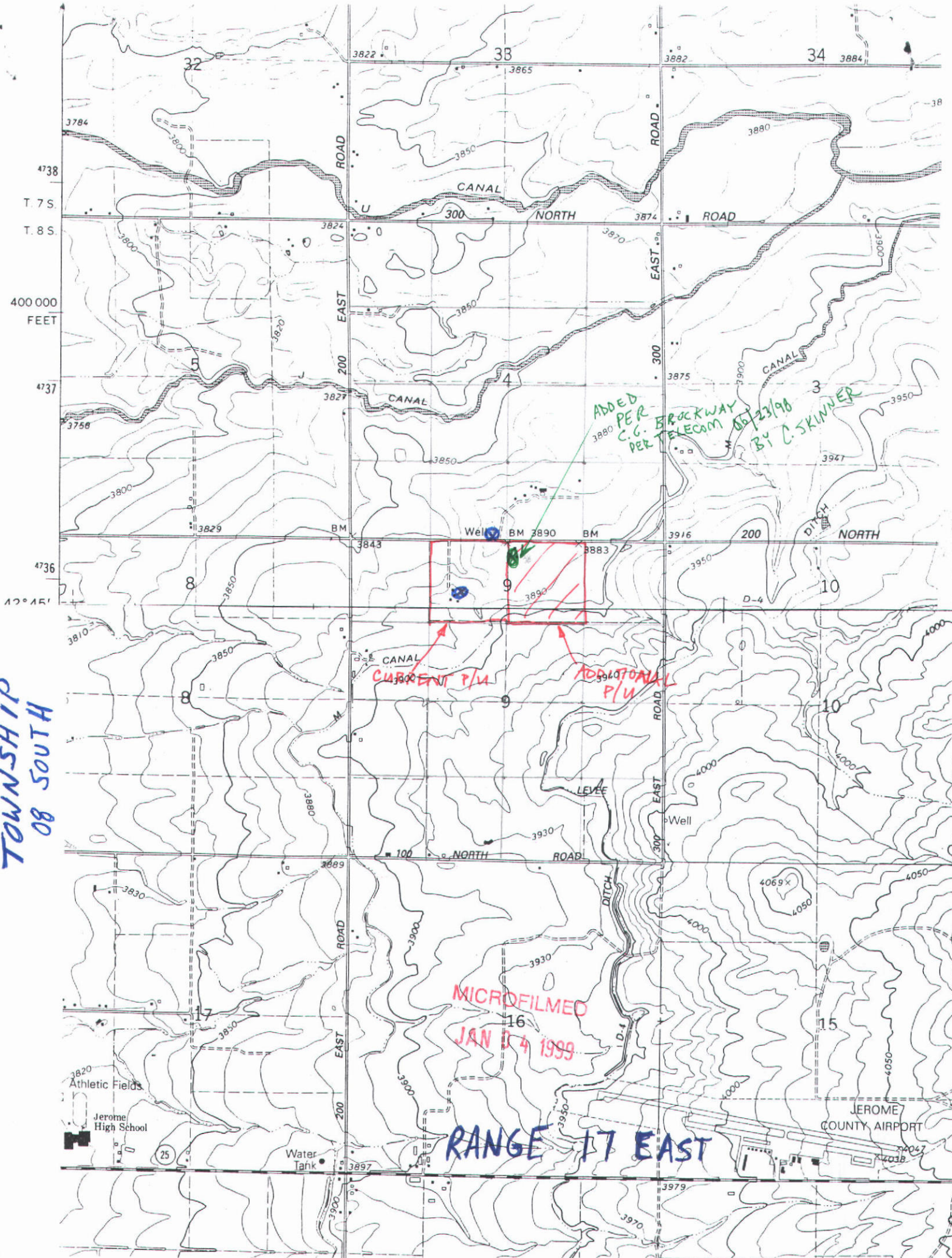


TOWNSHIP
08 SOUTH



ADDED
PER
C.G. BROCKWAY
PER
TELECOM
05/23/98
BY C. SKINNER

CURRENT P/U

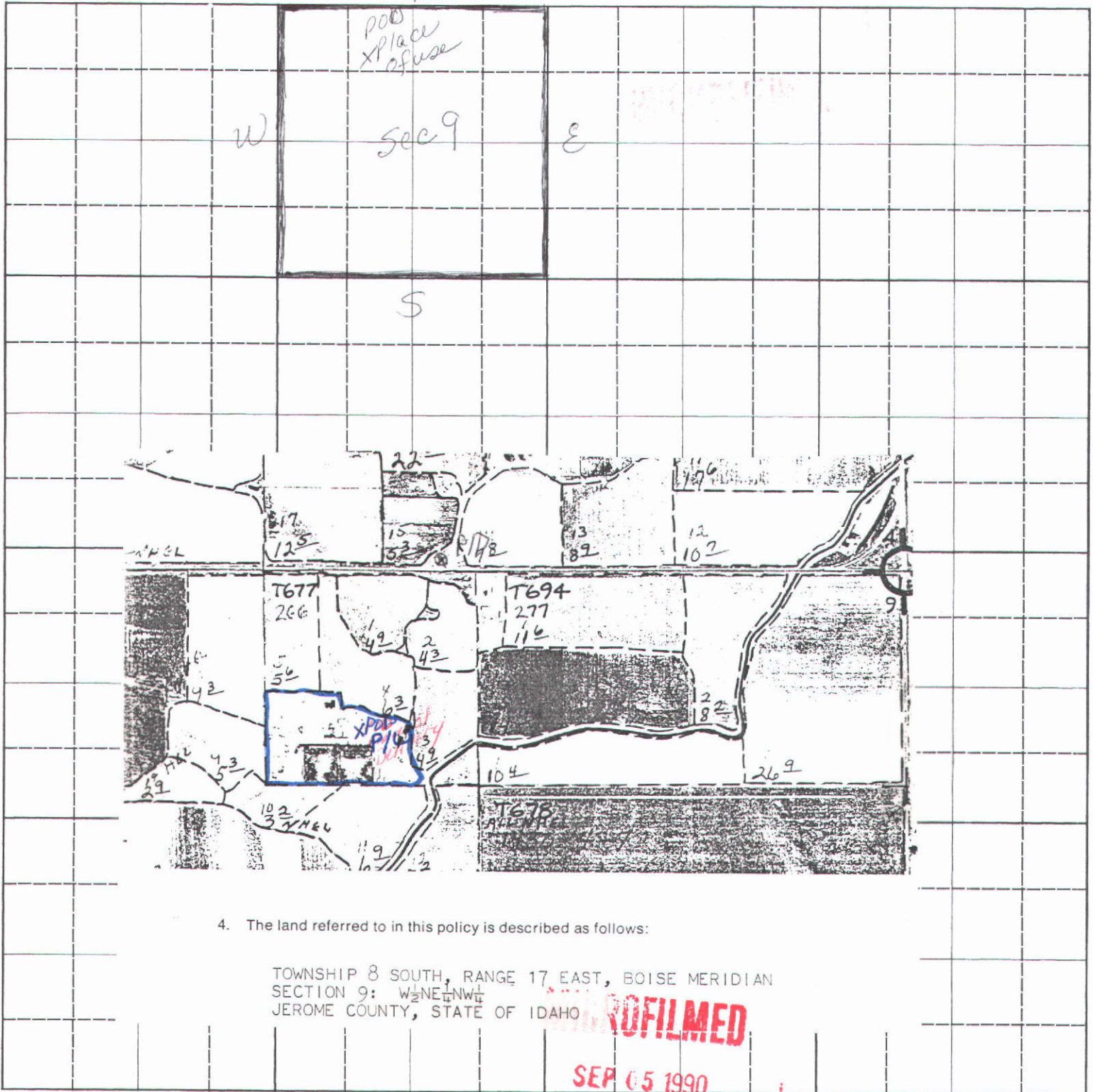
ADDITIONAL
P/U

MICROFILMED
JAN 14 1999

RANGE 17 EAST

SEP 05 1990

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



4. The land referred to in this policy is described as follows:

TOWNSHIP 8 SOUTH, RANGE 17 EAST, BOISE MERIDIAN
SECTION 9: W¹NE¹NW¹
JEROME COUNTY, STATE OF IDAHO

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.

Rebecca L. Patton
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Jerome } SS.

JUN 19 1990

Department of Water Resources
Southern Region Office

Patty Nance, being 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 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 6th day of June, 1990, and the date of the last publication was on the 13th day of June, 1990.

Patty Nance

Subscribed and sworn to before me this 15 day of June, 1990.
(SEAL)

Vincent J. Gandiaga
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

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

MICROFILMED

SEP 05 1990

Lines tabular at _____ 6¢/Pica
393.75 Lines straight at 19.69 5¢/Pica
Subsequent lines at 15.75 4¢/Pica
TOTAL COST 35.44

COPY OF NOTICE

(Paste Here)

Appl. for Wat. Rt.

TITLE OF NOTICE

P. Peterson

36-08533

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J. D. W. R. T. R.
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:

36-08533

PETTERSON, TIM
PETTERSON, REBECCA L.
231 E. 200 N.
JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt: SESW Sec 4 T08S R 17E

NENW Sec 9 T08S R 17E

Use: STOCKWATER (.380 CFS)

COMMERICAL (.330 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.420 CFS)

Date Filed: 4/11/1990

In: T08S R 17E S09 NENW

The permit(s) will be subject to all prior water rights. Protests may be submitted 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, Idaho 83301 on or before JUNE 25, 1990.

R. KEITH HIGGINSON,

Director

Pub: 6-6, 13

N00008

7-8 pt. per line tabular.....6¢/Pica

7-8 pt. per line successive

insertions.....4¢/Pica

No 3823

00008

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho }
County of Jerome } ss.

JUL 13 1998

Department of Water Resources
Southern Region

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

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 2nd day of July, 1998, and the date of the last publication was on the 9th day of July, 1998.

Subscribed and sworn to before me this 10th day of July, 1998.
(SEAL)

Norma DeWee
NOTARY PUBLIC

22007/7625
NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2X

affidavit fee 2.25

Lines tabular at _____ 7¢/Pica

569.25 Lines straight at 34.16 6¢/Pica

569.25 Subsequent lines at 28.46 5¢/Pica

TOTAL COST 64.87

COPY OF NOTICE

(Paste Here)

T# 5286 - Petterson
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT, T# 5286

Notice is hereby given that REBECCA L. and TIM PETTERSON, 231 E 200 N; JEROME ID 83338 have applied to the Department of Water Resources for changes to a water right. The purpose of Transfer No. 5286 is to add a diversion point and add a 40-acre tract due to the physical expansion of an existing dairy. PRESENTLY, Licensed Water Right No. 36-08533 with a priority date of 04/11/1990 is diverting a combined total of 0.10 cfs from two (2) existing wells within SE1/4SW1/4, S04 & NE1/4NW1/4, S09; both T08S, R17E; Jerome County for stockwater use (0.10 cfs), commercial use (0.10 cfs) and domestic use (0.04 cfs) within NE1/4NW1/4, S09, T08S, R17E; Jerome County.

PROPOSED CHANGES

The applicant wishes to continue diverting a combined total of 0.10 cfs from existing wells within SE1/4SW1/4, S04; NE1/4NW1/4 & NW1/4NE1/4, S09; all T08S, R17E; Jerome County for stockwater use (0.10 cfs) and commercial use (0.10 cfs) within NW1/4NE1/4 & NE1/4NW1/4; and for domestic use (0.04 cfs) within NE1/4NW1/4, all S09, T08S, R17E; Jerome County. Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 20, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed change. The protestant must also send a copy of the protest to the applicant. Karl J. Dreher, Director

Pub: 7/2-7/9

N22007

MICROFILMED

JAN 04 1999



showing
part of
air system

PERMIT 36-08533 INIT dot
T. R. S. Q/Q
P/D 85 175 9 NE/NW
SCALE _____
PHOTO ID. _____



shows 1/2
of washdown
storage.

PERMIT 36-0853 INIT det
T. R. S. Q/Q
P/D 85 17E 9 NE/NW
SCALE _____
PHOTO ID. _____



Domestic
w/ lawn



Commercial
dairy op.

DEC 08 1997

PERMIT 36-08533 INIT dst
T. R. S. Q/Q
P/D 085 17E 9 NE/NW
SCALE _____
PHOTO ID. _____



showing
well # 1
P.O.D



diverting
works

MICROFILMED
DEC 08 1997



Foreground:
control panel
for well #2

Far ground:
daily operation
shows some
landscaping

PERMIT 36-08533 INIT det
T. R. S. Q/Q
P/D 85 17E 4 SE/SW
SCALE _____
PHOTO ID. _____

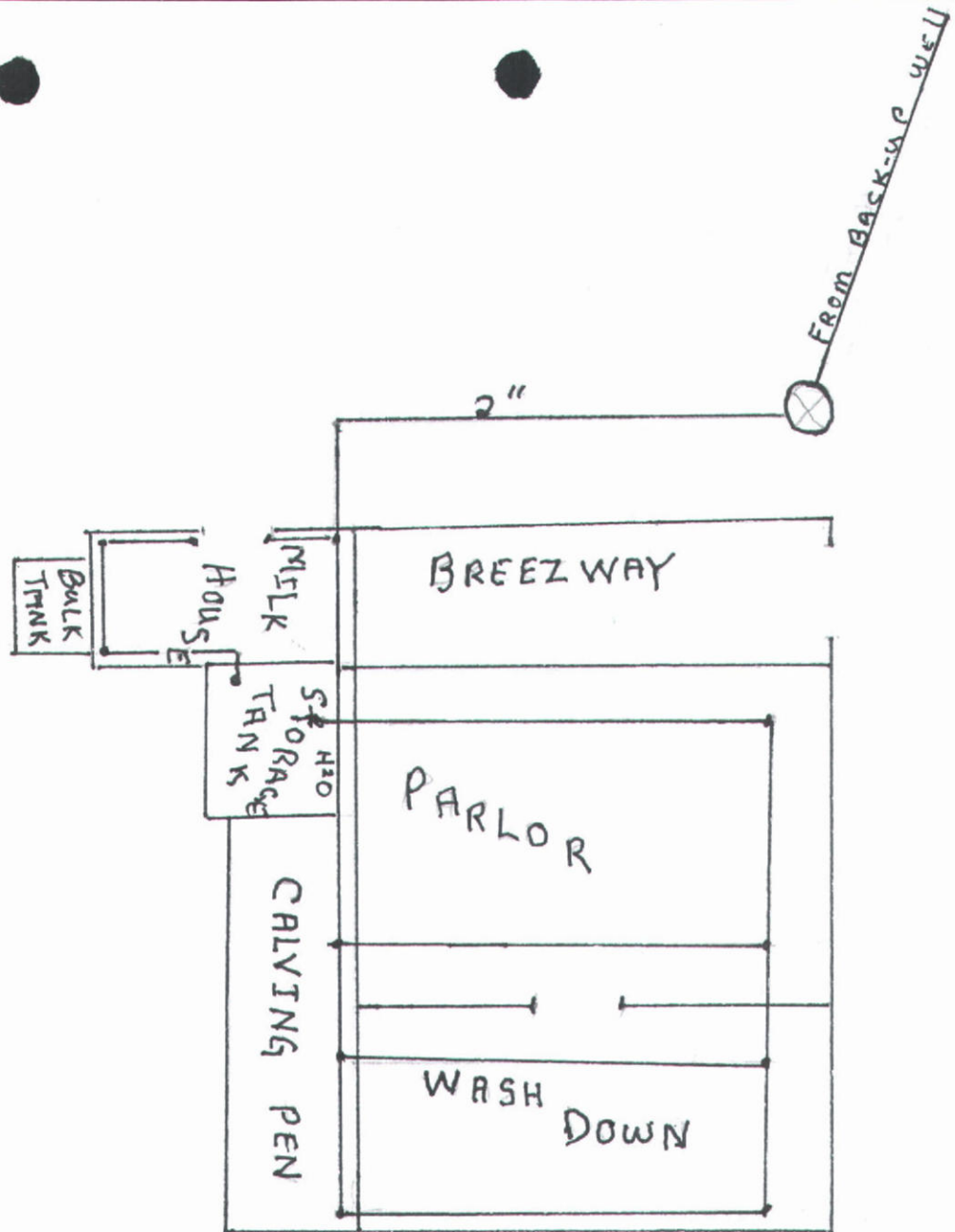


shows
Pump house
accessible
through
Lid. (needed
ladder also)
Pump inside

3 12 '96

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DEC 08 1997

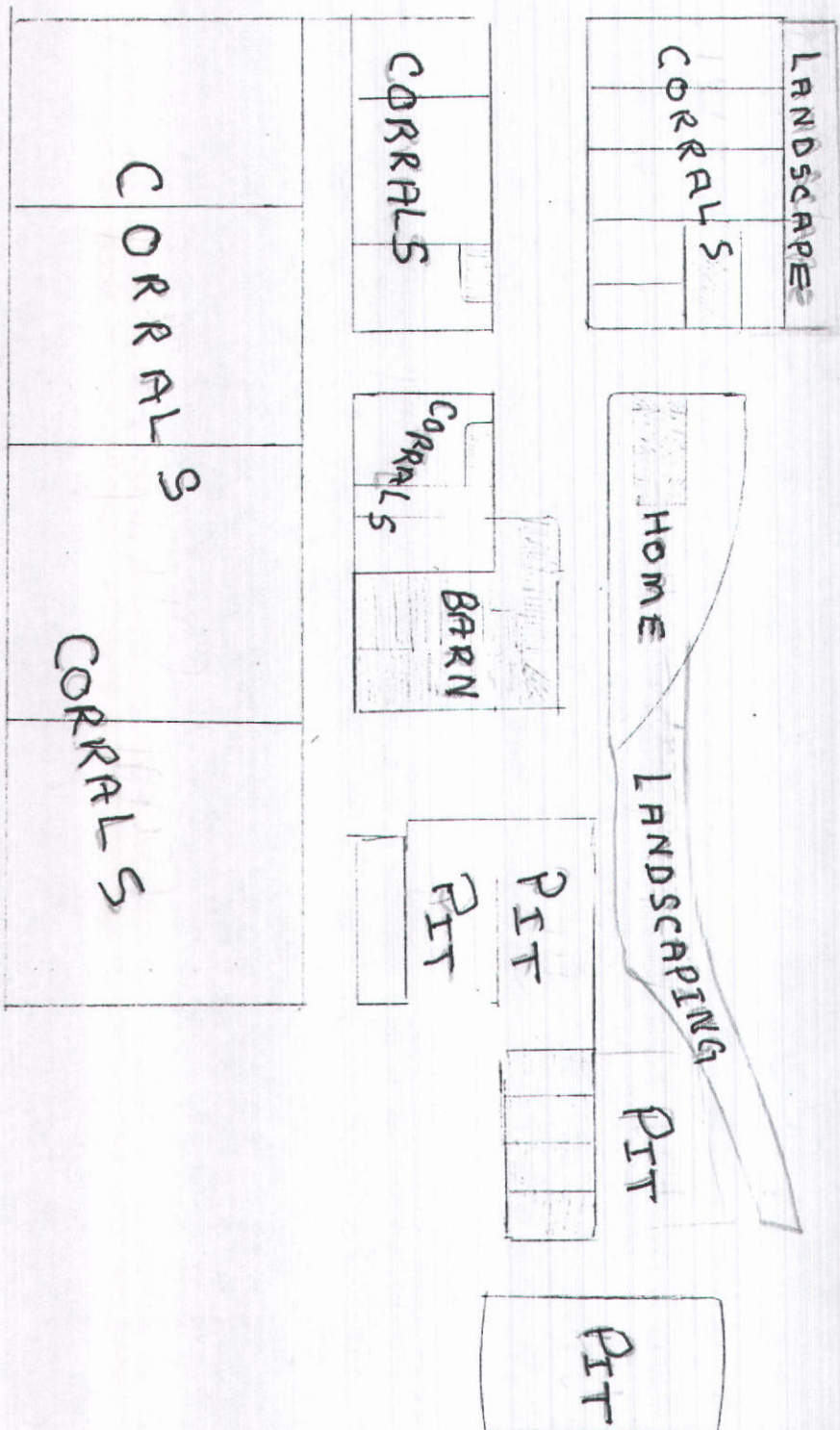


4
2
5

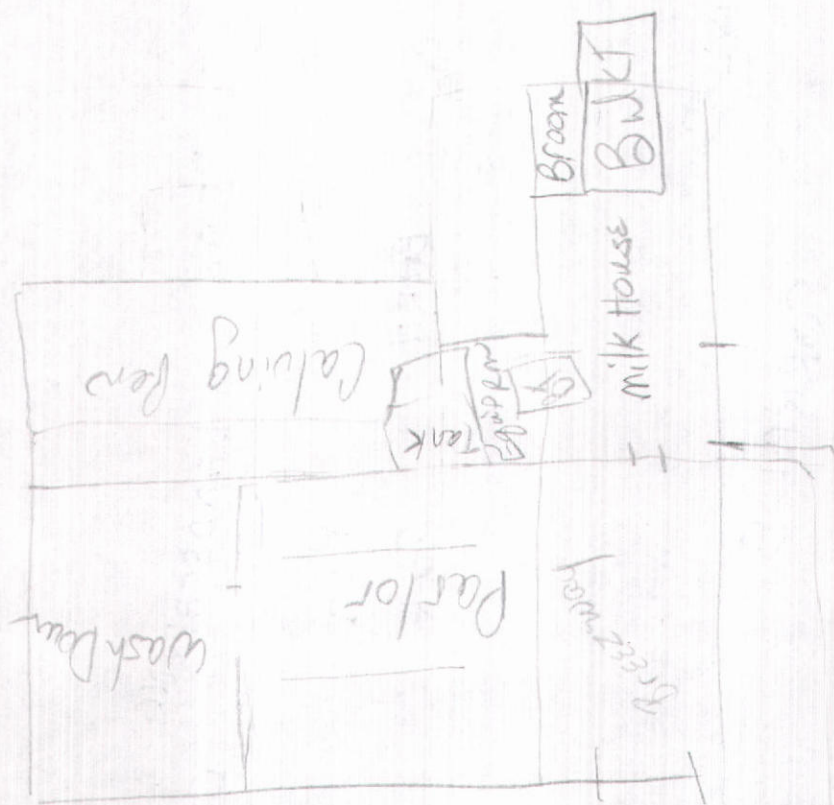
MICROFILMED

DEC 08 1997

N
W
S



MICROFILMED
DEC 08 1997



Well

SE SW

SW SE

PT - 36-14856
WR Lic - 36-08532

 - WELL #1

PTJ 36-14856
WR Lic 36-08532
 WELL #2

NORTH-SOUTH

WELL #2
36-08533
SECTION 4
SECTION 9

NORTH-SOUTH Road

NE NW

 WELL #1
36-08533

MICROFILMED
DEC 08 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5286
WATER RIGHT NO. 36-08533

This is to certify that: **REBECCA L PETTERSON**
TIM PETTERSON
231 E 200 N
JEROME ID 83338

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.10 CFS	22.7 AF
COMMERCIAL	01/01 to 12/31	0.10 CFS	19.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
Totals		* 0.10 CFS	* 43.2 AF

SOURCE

GROUNDWATER

Priority: 04/11/1990

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 4, Township 08S, Range 17E
NWNE , Sec. 9, Township 08S, Range 17E
NENW , Sec. 9, Township 08S, Range 17E
JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 17E 9

NWNE

NENW

PLACE OF USE: COMMERCIAL

TWN RGE SEC

08S 17E 9

NWNE

NENW

PLACE OF USE: DOMESTIC

TWN RGE SEC

08S 17E 9

NENW

MICROFILMED

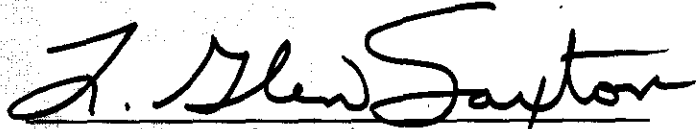
JAN 04 1999

TRANSFER NO. 5286
WATER RIGHT NO. 36-08533

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 4. The total instantaneous diversion of water from all points of diversion under Transfer 5286 shall not exceed 0.10 cfs, nor total combined annual volume of 43.2 af.
5. Right 36-08532 is also diverted through the well located in the SESW, Sec. 4, T8S, R17E.
6. Commercial use is for a dairy.
7. Domestic use is for 1 home.

Dated this 9th day of December, 1998.


Chief, Water Allocation Bureau

MICROFILMED
JAN 04 1999

Page 1 of 6

STATE OF IDAHO APR 29 1988

Transfer No. 5286

RECEIVED

29 1998

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Rebecca L. and Tim Petterson Phone (208) 324-2431

Post Office address 231 E. 200 N. Jerome, ID 83338

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point * ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Dairy facility will be physically expanding.
One 40-acre tract needs to be added to the place of use.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.	Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
	<u>36-08533</u>	<u>4/11/1990</u>	<u>0.10/22.7</u>	<u>Stockwater</u>	<u>1/1</u> to <u>12/31</u>
	<u>36-08533</u>	<u>4/11/1990</u>	<u>0.10/19.3</u>	<u>Commercial</u>	<u>1/1</u> to <u>12/31</u>
	<u>36-08533</u>	<u>4/11/1990</u>	<u>0.04/1.2</u>	<u>Domestic</u>	<u>1/1</u> to <u>12/31</u>
					to

2. Total amount of water being transferred 0.10 cubic feet per second and/or 43.2 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

* ADDED PER C.G. BROCKWAY VIA TELECOM ON 06/23/98
BY C. SKINNER

PART 1

6. General Information:

a. Description of diversion system Well and pump to dairy facility and one house

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

☐ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

Not applicable

d. Remarks:

To correct original paperwork.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

MICROFILMED
JAN 04 1999

Page 3 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5286

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

APR 29 1998

A. DESCRIPTION OF RIGHT AS RECORDED

Department of Water Resources
Southern Region

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-08533 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice
 ☐ Warranty Deed
 ☐ Other _____
3. Source of water Groundwater tributary to _____4. Date of priority 4/11/1990

5. Water is used for the following purpose:

Amount 0.10/22.7 for Stockwater purposes from 1/1 to 12/31
(cfs/ac-ft)

Amount 0.10/19.3 for Commercial purposes from 1/1 to 12/31
(cfs/ac-ft)

Amount 0.04/1.2 for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)

6. Total amount of water under right 0.10 cubic feet per second and/or 43.2 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SE	SW	4	8S	17E	Jerome	Well and pump
		NE	NW	9	8S	17E	Jerome	Well and pump

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	17E	9					S, C												
8S	17E	9					D												

MICROFILMED

JAN 04 1999

Total acres _____

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

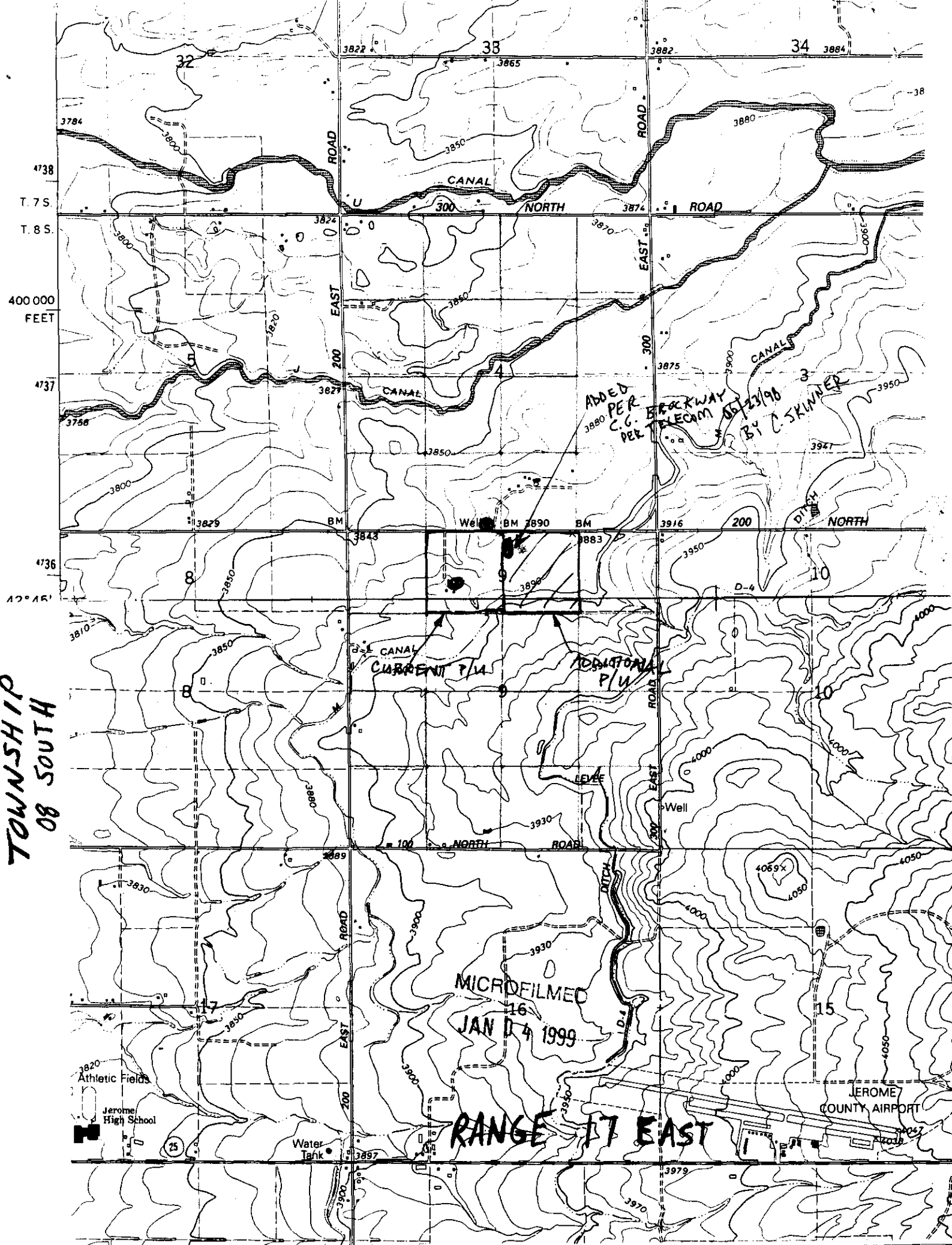
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

MICROFILMED
JAN 04 1999

TOWNSHIP
11 SOUTH
RANGE 08 EAST



MICROFILMED
16
JAN 14 1999

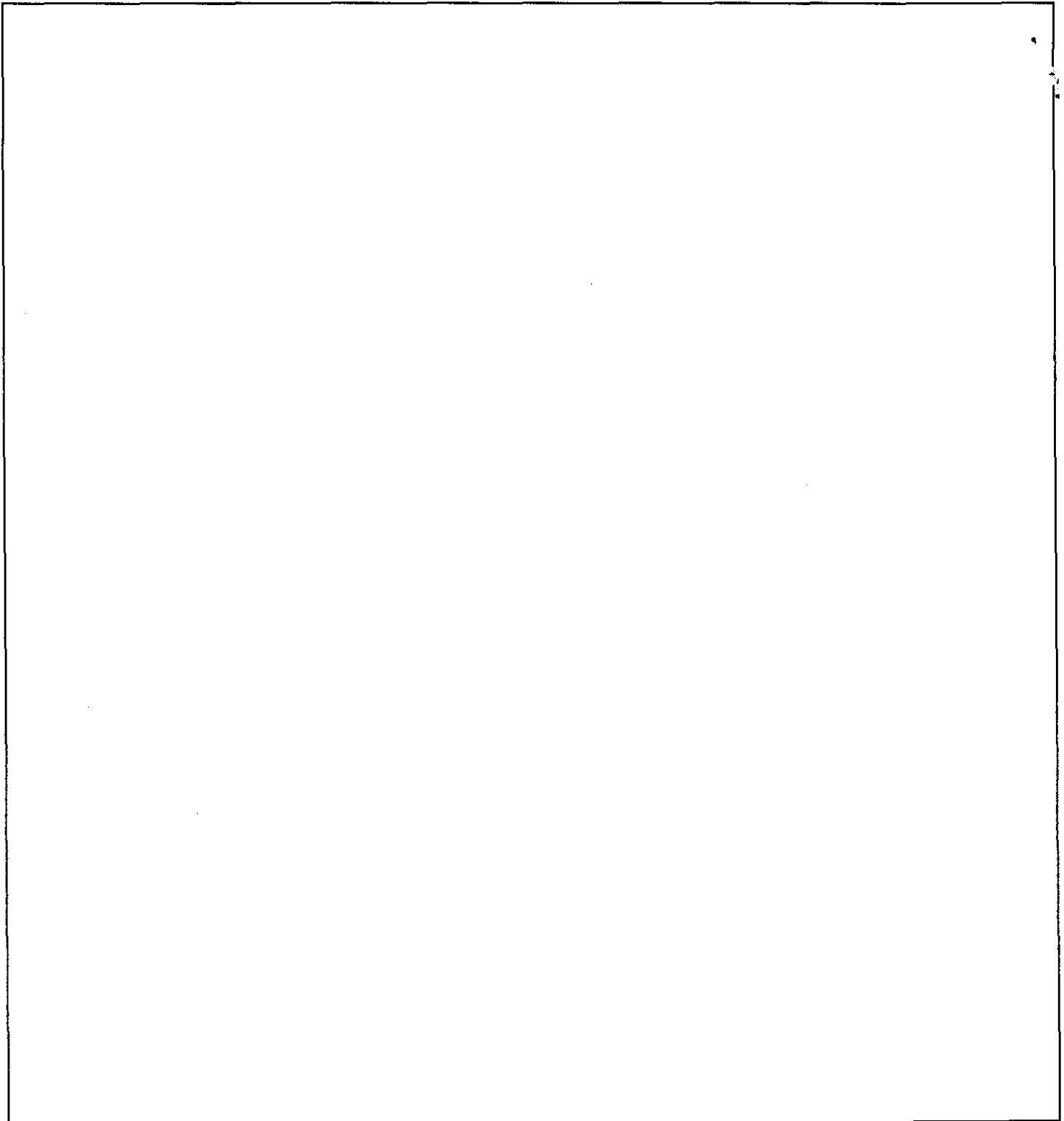
RANGE 17 EAST

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equals 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

3. Describe the effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Rebecca Peterson
 (Signature of Applicant)

Subscribed and sworn to before me this 28th day of April, 1998.

Jessa Henderson
 (Notary Public)

My commission expires 9-25-98

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by J. F. Stanton Date 4-29-98 Protest filed by None

Prelim. check by JS Fee \$100.00 503/041

Receipted by JS Date 4-29-98

Published in Northside News Copies of protest forwarded by _____

Pub. dates 7/2 & 7/9/98 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ Approval ☐ Denial

N/A rec'd. _____ by AD

Copy of transfer sent to lien holder _____

RECEIVED

MICROFILMED

APR 29 1998

JAN 04 1999

Department of Water Resources
 Southern Region

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08533

Priority: April 11, 1990

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

43.2 AF

This is to certify, that REBECCA L PETTERSON
TIM PETTERSON

231 E 200 N

JEROME ID 83338

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 11, 1990; and has submitted Proof of Beneficial Use on July 12, 1995. An examination indicates that the works have a diversion capacity of 0.200 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>
STOCKWATER	01/01 to 12/31	0.10 CFS	22.7 AF
COMMERCIAL	01/01 to 12/31	0.10 CFS	19.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.10 CFS	43.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 4, Township 08S, Range 17E
NENW , Sec. 9, Township 08S, Range 17E
JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 17E 9

NENW

PLACE OF USE:

COMMERCIAL, same as STOCKWATER use

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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DEC 08 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08533

CONDITIONS OF APPROVAL AND REMARKS

5. Right 36-08532 is also diverted through the well located in the SESW, Sec. 4, T8S, R17E.
6. Domestic use is for 1 home.
7. Commercial use is for a dairy.

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 NOVEMBER, 1977.


Acting for KARL J. DREHER, Director

MICROFILMED

DEC 08 1997

JUL 12 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 36-08533 Telephone No. 324-2431
2. Name(s) of Permit Holder(s): Tim Petterson & Rebecca L. Petterson
3. Mailing Address: 231 East 200 North, Jerome ID 83338
4. Source of Water: Groundwater If **GROUNDWATER** (well) Date Drilled: mo. 12 yr. 79
 - a. Well Driller: Smith Drilling Drilling Permit Number: - -
 - b. **OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 04 cfs-1 Stockwater (No. and type of stock): 38 cfs 750 cows 200 calves
Irrigation (No. of acres): Other: Commercial 33 cfs Dairy Barn
6. Total rate of diversion and/or volume for which proof is submitted: .42 cfs OR acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u>	or	No <u>✓</u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u>✓</u>
8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system. (208) 754-1315
Name: Rebecca L. Petterson Telephone Number: (208) 324-2431
Address: 231 East 200 North Jerome ID 83338
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Rebecca L. Petterson

(include your title, if on behalf of company or organization)

Date: 6-30-95

AUG 08 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08533

Proposed Priority: April 11, 1990 Maximum Diversion Rate: 0.42 CFS

This is to certify, that **TIM PETTERSON**
REBECCA L. PETTERSON
231 E. 200 N.
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	0.38 CFS
COMMERCIAL	01/01 to 12/31	0.33 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.42 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESW	Sec. 4, Township 08S, Range 17E
NENW	Sec. 9, Township 08S, Range 17E
	JEROME County

PLACE OF USE: STOCKWATER

TWN RGE SEC

08S 17E 9 NENW

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 August 1, 1995.
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 500 cattle and 200 calves; domestic use is for one home.
6. Commercial use is for a dairy barn.

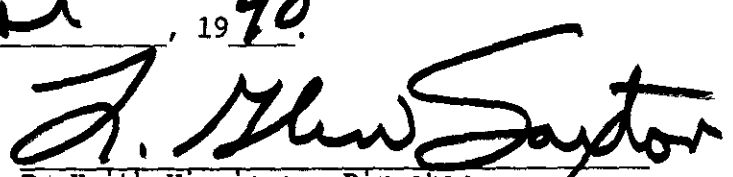
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

13th day of

August, 1990

MICROFILMED

SEP 05 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 Tim & Rebecca L. Peterson Phone (208) 324-2451
Post office address 231 East 200 North, Jerome, ID 83338
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 8 Township 8S Range 17E B.M. Jerome County; additional
points of diversion if any: SE/SW Sec. 4 T. 8S R. 17E
4. Water will be used for the following purposes:
- | | | |
|--|-----------------------|---|
| Amount <u>.04</u>
(cfs ~~acre-foot per annum~~) | for <u>Domestic</u> | purposes from <u>01/01</u> to <u>12/31</u> (both dates inclusive) |
| Amount <u>.33</u>
(cfs ~~acre-foot per annum~~) | for <u>Commercial</u> | purposes from <u>01/01</u> to <u>12/31</u> (both dates inclusive) |
| Amount <u>.38</u>
(cfs ~~acre-foot per annum~~) | for <u>Stockwater</u> | purposes from <u>01/01</u> to <u>12/31</u> (both dates inclusive) |
| Amount <u>.03</u>
(cfs or acre-feet per annum) | for <u>Irrigation</u> | purposes from <u>3/15</u> to <u>11/15</u> (both dates inclusive) |
5. Total quantity to be appropriated is (a) 0.42 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. 2 Cased wells; pumps
- 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 TD 400 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 a **MICROFILMED** to the proposed beneficial use is 5 years (minimum 1 year).
drilled in 1979
- 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. 500 hd dairy cattle & 200 + - calves
- Municipal; show name of municipality. _____
- Domestic; show number of households. 1 household & large lawn
- Other; describe fully. 500 hd of dairy cows & barn with wash down pens & cooling systems

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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8S	17E	9					S, C, D												

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? applicants
- 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 was drilled by Smiths drilling in 1979 for Peterson Dairy and has been used by the dairy as such since that time. North well is mainly a backup source. 5 years is requested to allow for herd expansion.

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Rebecca Rethman
(Applicant)

Received by SC Date 4/11/90 Time 12:00 Preliminary check by cl attached g. p. linton
Fee \$ 45 Receipted by DR1 # 5012001 Date 4/12/90
Publication prepared by M.B. Date 5/15/90 Published in North Side News
Publication approved M. Baldwin Date 6/18/90

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 19 1990

Department of Water Resources
Southern Region Office

Patty Spence, being 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 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 6th day of June, 1990, and the date of the last publication was on the 12th day of June, 1990.

Patty Spence

Subscribed and sworn to before me this 15

day of June, 1990.
(SEAL)

Vincent Gandiaga
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line

Number of Lines in Notice

Number of Insertions

MICROFILMED

2X SEP 05 1990

Lines tabular at 393.75 6¢/Pica
Lines straight at 19.69 5¢/Pica
Subsequent lines at 15.75 4¢/Pica
TOTAL COST 35.44

COPY OF NOTICE

(Paste Here)

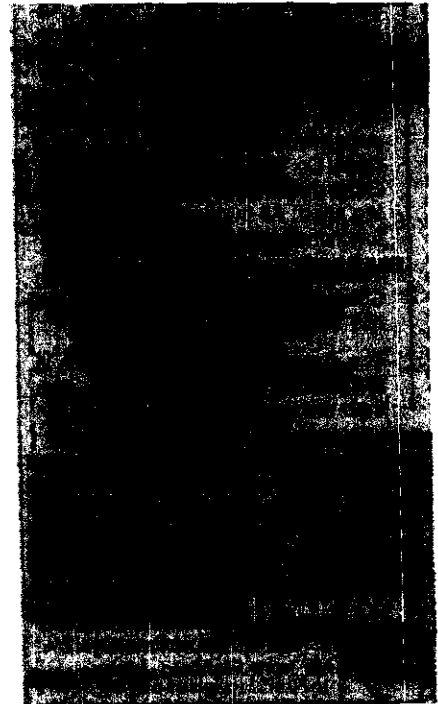
App. for Writ of Habeas Corpus
TITLE OF NOTICE

P. Herson
30-08533
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J. D. W. R. H.
BILL TO



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

No 3823

00008



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

REBECCA L PETTERSON
TIM PETTERSON
231 E 200 N
JEROME ID 83338

RE: Water Right 36-08533(Transfer 5286)

Dear Mr. & Mrs. Petterson:

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5286). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

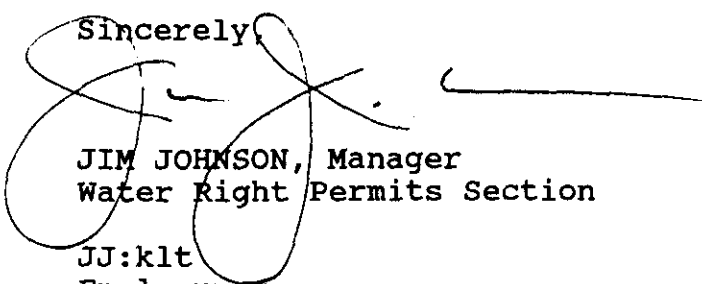
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED

JAN 04 1999

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of December, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHT 36-08533 (Transfer 5286)

**REBECCA L PETTERSON
TIM PETTERSON
231 E 200 N
JEROME ID 83338**


Kari Lynn Townsend
Secretary

MICROFILMED
JAN 04 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

MICROFILMED

JAN 04 1999

MEMORANDUM

TO: File 36-08533

FROM: Pam Skaggs/*P.S.* State Office

SUBJECT: Transfer 5286 *ok*

DATE: December 4, 1998

Transfer 5286 adds a point of diversion and changes the place of use under Right 36-08533. The applicant is combining three existing wells to serve an existing dairy. An additional 40 acre tract is added to describe the enlarged place of use for commercial and stockwater uses. A actual expansion of the dairy use is planned under other rights.

Recommended conditions include multiple points of diversion/measuring devices, license details of use, and standard transfer conditions.

MICROFILMED

JAN 04 1999

TRANSFER REVIEW SHEET

(07-98)

Transfer # 5286

Date Reviewed 12-04-98

Right(s) 36-08533 - No SRBA Claim Required

☒ WRQ/Split Summary NA SRBA Status NA Run POU Comparison Report

B:Change P/D C:Add P/D

D:Change P/U

E:Change Nature of Use

F:Change Period of Use

G:Other

H:Change P/D & Add P/D

I:Change P/D & P/U

☒ J: Add P/D & Change P/U

Proof of Ownership Licensed Rt. Holder/Add 144 to P/U/No change to existing P/U. Add P/D/NA

Transfer ☒ All of Right ☐ Portion of Right

Resulting Split(s) None

Check Transfer Against Recorded Right

Season/Vol. NA

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume

(6) ☒ Source (7) ☐ P/D (8) ☐ P/U (9) NA Proof/Owner (10) ☒ Map

(11) NA Water District (12) No Pertinent Conditions (13) ☐ Expansion

(7) Add P/D NWNE, S9

(8) Add NWNE as P/U for STOCK & COMM as part of the dairy

Existing well

Transfer Remarks DOM/1 COMM/dairy WB4

Conditions T07, T08 T17

Database/Processing Notes

Standard ☒ Non-Standard ☐

T file

"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo ☒

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

el 12-11-98

WR0749NP
No. T36-08533

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/04/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	REBECCA L PETTERSON 231 E 200 N JEROME ID 83338 (208) 324-2431	04/11/1990	STOCKWATER COMMERCIAL DOMESTIC	01/01 12/31 01/01 12/31 01/01 12/31	0.100 CFS 0.100 CFS 0.040 CFS	22.70 AFA 19.30 AFA 1.20 AFA
TOTAL DIVERSION:					0.100 CFS	43.20 AFA
C	TIM PETTERSON					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T08S R17E S04 SESW JEROME County
S09 NWNE NENW JEROME County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
08S	17E	9	:			S	:			S	:						

Place of use Legal Description for: COMMERCIAL

08S	17E	9	:			C	:			C	:						
-----	-----	---	---	--	--	---	---	--	--	---	---	--	--	--	--	--	--

Place of use Legal Description for: DOMESTIC

08S	17E	9	:			D	:				:						
-----	-----	---	---	--	--	---	---	--	--	--	---	--	--	--	--	--	--

Pou County: JEROME

Conditions of Approval:

- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks: GEN The total instantaneous diversion of water from all points of diversion under Transfer 5286 shall not exceed 0.10 cfs, nor total combined annual volume of 43.2 af.
Right 36-08532 is also diverted through the well located in the SESW, Sec. 4, T8S, R17E.
Commercial use is for a dairy.
Domestic use is for 1 home.

WR0749NP
No. T36-08533

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/04/98
PAGE: 2

=====
Dates: App. Received: 04/29/1998 Priority Date: 04/11/1990
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 11/26/1997

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 07/14/1995 User-ID: SCURTIS Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Date: 04/26/1996 User-ID: ABATES Subject: Field Exam
FIELD EXAM COMPLETED BY DALLAS TRYON

Date: 12/04/1998 User-ID: PSKAGGS Subject: TRANSFER 5286
Transfer 5286 adds a point of diversion & changes the place of
use under Right 36-08533.

Audit: 06/24/98 MBALDWIN 12/04/98 PSKAGGS

SPLIT RIGHT SUMMARY
12/4/98
TRANSFER 5286

SD-0611-2 Basin: 36 Starting Water Right: 08533

S	Water	Name	W	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Desc	S
---	36-08533	PETTERSON, REBECCA L	C	04/11/1990	L/	GROUNDWATER	STOCK WR
---		PETTERSON, TIM	C			COMMER	
---						DOMEST	
---	T36-08533	PETTERSON, REBECCA L	C	04/11/1990	L/	GROUNDWATER	STOCK WR
---		PETTERSON, TIM	C			COMMER	
---						DOMEST	

IDWR TRANSFER ANALYSIS SHEET

APPLICANT

Tim Petterson

TRANSFER NO. 5286

1. Right number(s)

36-08533

2. Type of right

☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer

☐ Change P/D ☐ Add P/D ☒ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other:

4. Check Existing Right:

☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☐ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

Comments: License was recently issued, so no site visit is planned. Per telecon w/Chuck Brockway Jr., the dairy is being expanded. Additional water rights will be requested under a separate transfer. This app. only seeks to increase the physical size of the dairy.

5. Check Proposed Right for amount of land &/or water transferred:

☐ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE: Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☐ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: See comments above

i. ☒

Existing rights from same source, on land water is being transferred to; right number(s): _____

On 86-14829 for stock & domestic use only.j. ☐

SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) _____

k. ☒

Comment letters

If yes

Yes ☒ No

Water District #

Lienholder, others, see #2 below for name and address

INITIAL ALLOCATION REVIEW BY

J. G. G. G.

DATE

4-30-98

SRBA SUPERVISOR REVIEW BY

N/A

DATE

PUBLICATION REVIEW BY

DATE

1. Legal Notice electronically sent to DWR03::VAULT

☒ Yes 6/25/98

2. COMMENT LETTERS

Copy of Pg 1 to AJ

☒ Yes 6/24/98

Watermaster recommendation requested on _____, Received on _____

Other comments letters - send to the following name(s) & address(es): _____

3. Transfer published correctly?

☒ Yes ☐ No

4. Affidavit of publication received?

☒ Yes ☐ No

5. Protests received?

☐ Yes☒ No

Acknowledgement sent?

☐ Yes

6. Copies made for Region file (see attached supplemental page)?

☐ Yes

RECOMMENDED ACTION

1. ☒ Approve2. ☐ Deny due to _____

3. Conditions (special conditions in Water Districts) _____

Also see attached memo for recommendation dated: 7/28/984. By AJDate 7/28/98

FROM: Allen Merritt

DATE: July 28, 1998

TO: Transfer File No.5286
Water Right(s): 36-08533

In the Name of: Petterson

SUBJECT: Review and Recommendation

This transfer proposes to add a well and add description of p/u for use to an existing dairy in preparation of expanding the dairy. The well to be added to the system already exists. No expansion of rate or volume is proposed. The expansion in volume/rate of use of water will be accomplished by other transfer(s). The right involved with this application was licensed after SRBA so not included in SRBA.

The application was advertised without protest.

RECOMMENDATION

I recommend that transfer be approved subject to following conditions.

- This transfer does not authorize expansion in rate or volume of use but only allows change of location of place of use and use of additional existing point of diversion.

- Use subject to measuring and reporting of use if requested in future by IDWR.

MICROFILMED

JAN 04 1999

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho } ss.
County of Jerome }

JUL 13 1998

Department of Water Resources
Southern Region

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

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 2nd day of July, 1998, and the date of the last publication was on the 9th day of July, 1998.

Patty Mance
Subscribed and sworn to before me this 10th day of July, 1998.
(SEAL)

Norma De Voe
NOTARY PUBLIC

22007 / 7625
NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

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

affidavit for 2.25

Lines tabular at _____ 7¢/Pica
569.25 Lines straight at 34.16 6¢/Pica
569.25 Subsequent lines at 28.46 5¢/Pica
TOTAL COST 64.87

COPY OF NOTICE

(Paste Here)

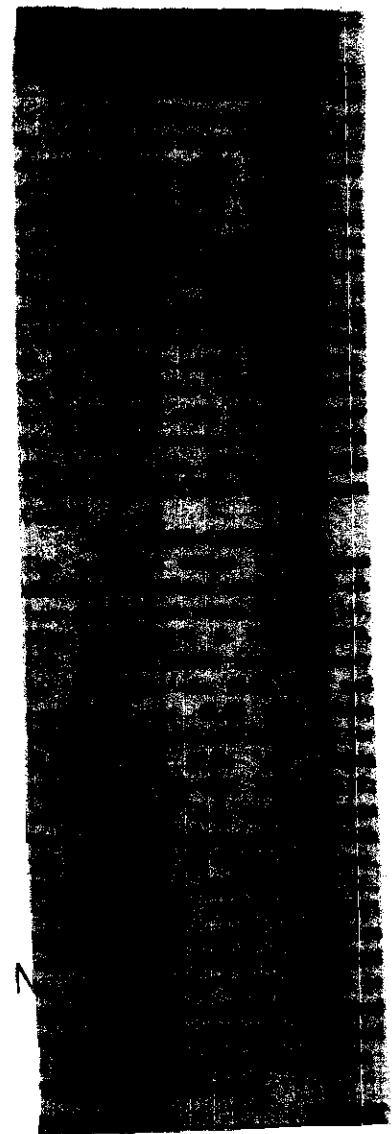
T# 5286 - Petterson
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
FILE TO



MICROFILMED

JAN 04 1999

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT, T# 5286**

Notice is hereby given that REBECCA L. and TIM PETTERSON, 231 E 200 N; JEROME ID 83338 have applied to the Department of Water Resources for changes to a water right. The purpose of Transfer No. 5286 is to add a diversion point and add a 40-acre tract due to the physical expansion of an existing dairy. **PRESENTLY**, Licensed Water Right No. 36-08533 with a priority date of 04/11/1990 is diverting a combined total of 0.10 cfs from two (2) existing wells within SE1/4SW1/4, S04 & NE1/4NW1/4, S09; both T08S, R17E; Jerome County for stockwater use (0.10 cfs), commercial use (0.10 cfs) and domestic use (0.04 cfs) within NE1/4NW1/4, S09, T08S, R17E; Jerome County.

PROPOSED CHANGES

The applicant wishes to continue diverting a combined total of 0.10 cfs from existing wells within SE1/4SW1/4, S04; NE1/4NW1/4 & NW1/4NE1/4, S09; all T08S, R17E; Jerome County for stockwater use (0.10 cfs) and commercial use (0.10 cfs) within NW1/4NE1/4 & NE1/4NW1/4; and for domestic use (0.04 cfs) within NE1/4NW1/4, all S09, T08S, R17E; Jerome County. Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 20, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed change. The protestant must also send a copy of the protest to the applicant.
Karl J. Dreher, Director

Published in the North Side News on
07/02 & 07/09/98.

MICROFILMED

JAN 04 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 25, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGALS DEPT
MAGIC VALLEY PUBLISHING CO
PO BOX 468
JEROME ID 83338

Gentlemen:

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

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

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

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

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

MICROFILMED

JAN 04 1999

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
T# 5286

Notice is hereby given that REBECCA L. and TIM PETTERSON, 231 E 200 N; JEROME ID 83338 have applied to the Department of Water Resources for changes to a water right.

The purpose of Transfer No. 5286 is to add a diversion point and add a 40-acre tract due to the physical expansion of an existing dairy.

PRESENTLY, Licensed Water Right No. 36-08533 with a priority date of 04/11/1990 is diverting a combined total of 0.10 cfs from two (2) existing wells within SE1/4SW1/4, S04 & NE1/4NW1/4, S09; both T08S, R17E; Jerome County for stockwater use (0.10 cfs), commercial use (0.10 cfs) and domestic use (0.04 cfs) within NE1/4NW1/4, S09, T08S, R17E; Jerome County.

PROPOSED CHANGES

The applicant wishes to continue diverting a combined total of 0.10 cfs from existing wells within SE1/4SW1/4, S04; NE1/4NW1/4 & NW1/4NE1/4, S09; all T08S, R17E; Jerome County for stockwater use (0.10 cfs) and commercial use (0.10 cfs) within NW1/4NE1/4 & NE1/4NW1/4; and for domestic use (0.04 cfs) within NE1/4NW1/4, all S09, T08S, R17E; Jerome County.

Any protest against the proposed changes must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St., Suite 200; Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 20, 1998 to be considered by the Department in its decision to grant or deny any part of the proposed change. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the North Side News on 07/02 & 07/09/98.

MICROFILMED

JAN 04 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

June 24, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

REBECCA L. PETTERSON &
TIM PETTERSON
231 E 200 N
JEROME ID 83338

Re: Application for Transfer No. 5286 (36-08533)

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the North Side News for 7/2 and 7/9/98. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

The department's review process may have to include field investigation and verification of the claims which is required as part of the Snake River Basin Adjudication.

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.

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

CC:
CHARLES G. BROCKWAY
706 SUNRISE BLVD NORTH
TWIN FALLS ID 83301

MICROFILMED
JAN 04 1999



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

April 29, 1998

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

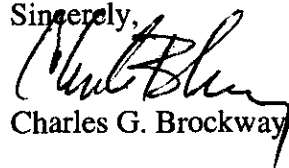
Re: Application for transfer -- Petterson

Dear Allen:

Enclosed is an application for transfer for groundwater license 36-08533. The only requested change is to add one 40-acre tract to the place of use. As you know, this license was issued in November 1997. All systems and usages are identical to those present during the licensing process.

Please call if you have any questions.

Sincerely,



Charles G. Brockway

enclosure

cc: Tim and Rebecca Petterson

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

REGISTERED

APR 29 1998

Department of Water Resources
Boise, Idaho

MICROFILMED

JAN 04 1999

T # 5286



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

Post-it® Fax No. 7671		Date	# of pages 3
To Norm Young	From Allen Merritt		
Co./Dept.	Co.		
Phone #	Phone #		
Fax #	Fax #		

RECEIVED

APR 08 1998

Department of Water Resources
Southern Region

April 8, 1998

Mr. Allen Merritt
Idaho Dept. of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

Re: Petterson Dairy water rights

Dear Allen:

This is to reiterate the conversation we had recently about Petterson Dairy water rights 36-14829, 36-14830, 36-14831, and 36-14832. Each of these rights is a partial decree, listing both domestic use for one home of 0.04 cfs and stockwater usage of 0.02 cfs, and a total quantity of 0.06 cfs. Rights 29 and 32 are appurtenant to the Barga house, and rights 30 and 31 are appurtenant to the Petterson house. Three wells are involved, one in the NE1/4 NW1/4 Sec. 9 (Petterson well), one in the NW1/4 NE1/4 Sec. 9 (Barga well), and one in the SW1/4 SW1/4 SE1/4 Sec. 4 (Community well).

Each right has a condition stating that "The quantity of water decreed for this water right is not a determination of historical beneficial use." According to my conversation with you, the Department is interpreting this to mean that, although 13,000 gallons per day is listed on each right as the volume limitation, the actual volume limitation is governed by historical usage as of the date of priority. Absent any other evidence, the Department might make the volume determination based on the claimant's remarks on the original SRBA claim forms. In this case, the claimant listed only nominal stock usage, which might allow 3 to 4 acre-feet per year based on 35 gpd per head for dairy cattle and 12 gpd per head for range cattle, but would be much less than 13,000 gpd.

Thus, the Pettersons are in the position of having four domestic water rights which, if granted today under I.C. 42-230 should allow 13,000 gpd per residence for any use including stockwater associated with those residences, but which are actually worth much less because the Department cannot accurately make a historic determination of use.

The Pettersons require sufficient water to supply an expansion of the dairy from its present status (about 900 head) to 1280 milking and 320 dry cattle. The IDWR dairy worksheet indicates that the total requirement for the expanded dairy, assuming manual cow washing, is 58.3 acre-feet per year. They are in possession of an existing groundwater license 36-14830 which

RECEIVED
JAN 04 1999

T # 5286

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D.

706 SUNRISE
BOULEVARD
NORTH

TWIN FALLS,
IDAHO 83301

208•733•0938
208•734•2580

FAX: 736•1746

allows 42.0 ac-ft per year for stockwater and commercial usage and 1.2 ac-ft per year for domestic usage at the Petterson house, with no limitation as to the number of head. This is sufficient to cover the existing usage, but 16.3 acre-feet short of supplying the expanded usage.

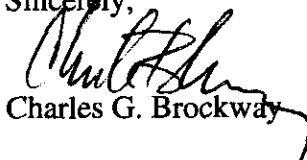
The 16.3 acre-feet likely cannot be covered under the four partial decrees since historical use appears to be less than this amount. The Pettersons therefore desire to apply for two new domestic permits, one for the Petterson house and one for the Barga house, under I.C. 42-111 and 42-230, and under the domestic part (a) exemption to the moratorium. In conjunction, the Pettersons will likely abandon water rights 36-14829, 36-14830, 36-14831, and 36-14832. Once these rights are abandoned, the Department should be able to grant new domestic permits for each house. The only condition would be that the total diversion associated with the Petterson house is limited to 13,000 gpd in conjunction with license 36-08533, since this license has some domestic usage on it (1.2 ac-ft/year). These two new domestic permits in conjunction with the existing license should provide sufficient annual volume for the expanded dairy.

As a secondary issue, the Pettersons also intend to apply for a transfer of license 36-08533 to add the NW1/4 NE1/4 Sec. 9 to the place of use, since the expanded dairy will occupy part of this tract. No other changes are anticipated.

The Pettersons desire to secure correspondence from you to the Jerome County Planning and Zoning, indicating that the existing license in conjunction with two new domestic permits, if approved, would supply sufficient water for the expanded dairy. Please let me know if you will be able to do this. Ideally, they would like to submit their application for an LCO permit to the county this week.

I will call you to discuss all of this.

Sincerely,



Charles G. Brockway

enclosure: IDWR dairy worksheet
cc: Tim and Becky Petterson

MICROFILMED

JAN 04 1999

IDAHO DEPARTMENT OF WATER RESOURCES

DAIRIES: WATER USE WORKSHEET

FILE # or NAME -----
 REVIEWER -----
 DATE -----
 Petterson Dairy
 CGB
 04-Mar-98

REQUIRED DAIRY DATA

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

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS): ****

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

DIVERSION VOLUME (AF/YEAR):

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

COMMERCIAL

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

TOTAL DIVERSION VOLUME -----

Dev.: MStirling
 Mod.: ADM & KKC
 Mod.: 8/5/94 DRJ

Format only modified by C.E. Brockway P.E. 10/15/94

THEORETICAL FLOW ESTIMATION

REQUIRED PUMP INFORMATION

1280				
320				
2.1	PUMP HORSEPOWER (HP) -----	PUMP 1	PUMP 2	PUMP 3
4	LIFT (FT) -----	5.0	Emerg.	Emerg.
1	DISCHARGE PRESSURE (PSI) -----	350		
2	FRICTION LOSSES (FT) -----	30		
		2.0		

CALCULATIONS

	THEORETICAL FLOW RATE (CFS) ** -----	0.07	0	0
	DIVERSION VOLUME (AFA) *** -----	52.9	0.0	0.0

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.
 ** PUMP EFFICIENCY WAS ASSUMED TO BE 70%.
 *** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON
 THE THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY
 EVERY DAY OF THE YEAR.
 **** BASED ON 2 HOUR DIVERSION TO MEET VOLUME

CONSUMPTIVE USE VOLUME (AF/YEAR):

STOCKWATER
 MILKING -----
 NONMILKING -----
 TOTAL -----

COMMERCIAL

 TOTAL CONSUMPTIVE USE -----

EQUIVALENT IRRIGATED ACREAGE-DIVERSION

58.3	NORMAL IRRIGATION DIVERSION RATE MINERS INCHES /ACRE	1
	AREA SEASONAL IRRIGATION DIVERSION VOL. AF/ACRE	4.9
	EQUIVALENT IRRIGATED ACREAGE ACRES	11.90
	MAXIMUM EQUIVALENT DIV. RATE	0.24

EQUIVALENT IRRIGATED ACREAGE-CONSUMPTIVE USE

	AREA AVG. ALFALFA CONSUMPTIVE USE INCHES/YEAR	39.4
	EQUIVALENT ALFALFA ACREAGE C.U. FOR DAIRY C.U.-ACRES	2.88



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

REBECCA L. PETTERSON
TIM PETTERSON
231 E 200 N
JEROME ID 83338

RE: WATER RIGHT NO. 36-08533

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED
DEC 5 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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

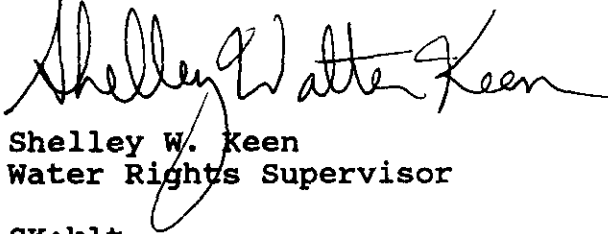
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district 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.

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

RECEIVED
DEC 9 8 1977

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 36-08533

REBECCA L PETTERSON
TIM PETTERSON
231 E 200 N
JEROME ID 83338


Kari Lynn Townsend
Secretary

RECORDED

DEC 08 1997

MEMORANDUM

TO: Georgia Satterlee - Water Right Agent IDWR
FROM: Daniel A. Nelson
DATE: 11-13-97
SUBJECT: Petterson Dairy

ATTN: S Keen

Dear Ms. Satterlee,

I have reviewed the West East Snake Plain Aquifer Measurement District's (WMD) files per your request. Both Rebecca Petterson, Petterson Dairy, and W. C. and Donna Petterson have been waived from the WMD. They reported to the State Office of the Idaho Department of Water Resources that there are two places of use for three wells.

According the file that has been sent to my office W. D. and Donna Petterson have claimed that they own a 5 Hp pump and well in township 08S - range 17E - section 4 - in the SW 1/4 of the SW 1/4 of the SE 1/4 that produces 24 gallons per minute or .053 cfs. They also claimed that the share 50 % of a community well. This community well is located in township 08S - range 17E - section 04 in the SE 1/4 of the SE 1/4 of the SW 1/4. The community well and pump is a 7.5 Hp well that produces 45 gpm. Half of 45 gpm is 22.5 gpm which is added to the 24 gpm well for a total diversion rate of 46.5 gpm or .104 cfs. This amount is below our minimum monitoring standard of .24 cfs.

Rebecca Petterson , Petterson Dairy, claim the other 22.5 gpm of the community well. Rebecca Petterson also has a 7.5 hp well that produces a total of 45 gpm. This well is located in the NE 1/4 of the NW 1/4 of section 9 in township 08S - range 17E. 22.5 gpm plus 45 gpm comes to a total of 67.5 gpm or .15 cfs which is also below the minimum standards for the WMD of .24 cfs.

I hope that this information will help you with the discrepancy over the licensing of the permit you are working on. Please keep me informed of the licensing of this permit. If all of the wells are included on the permit then total diversion rate would be .25 cfs [45 + 45 + 24 = 114 gpm or .25 cfs]. A diversion rate of .25 cfs is above the .24 cfs standard diversion rate for the WMD and the holder of that water right will be required to install a flow meter or meters that will monitor all of the water from the three wells. If you have any questions please do not hesitate to ask.

Sincerely,

REC'D/CONFIRMED

DEC 8 8 1997

Daniel A. Nelson
Hydrographer's Assistant - West ESPA Measurement District

36-08533

MODEL
40S

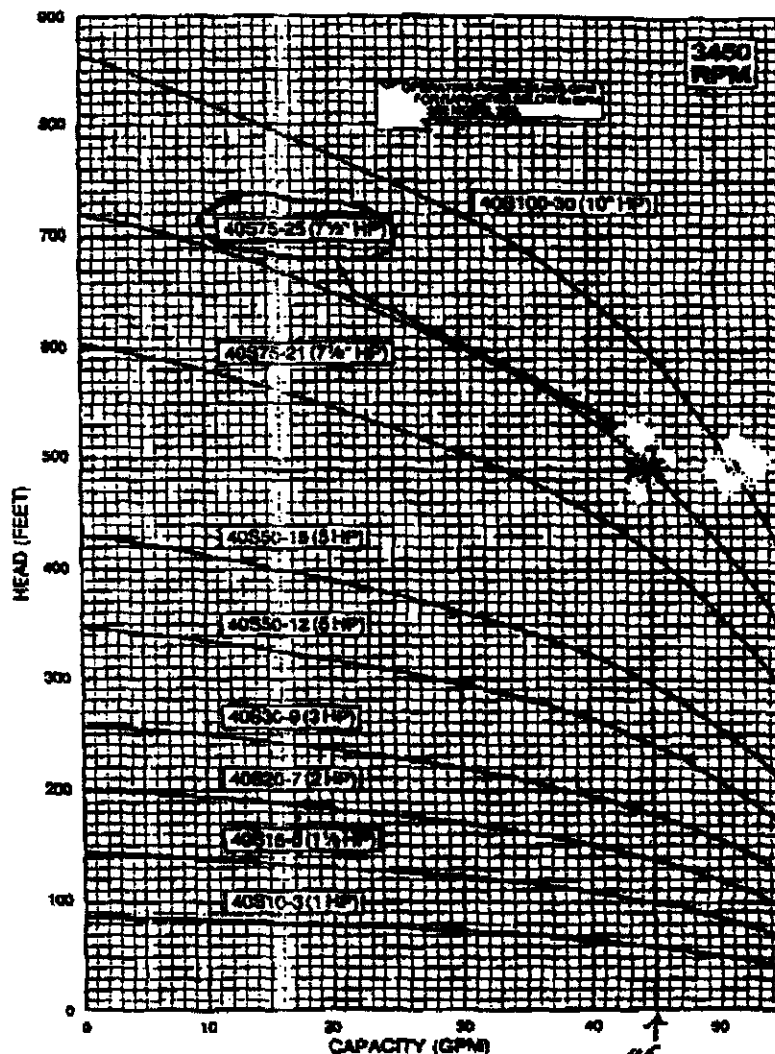
40 GPM

GRUNDFOS

FLOW RANGE
24 to 55 GPM

PUMP OUTLET
2" NPT

PERFORMANCE CURVES



DIMENSIONS AND WEIGHTS

MODEL NO.	HP	LENGTH (INCHES)	WIDTH (INCHES)	APPROX. UNIT SHIPPING WT. (LBS.)
40S10-3	1	24 7/8	3 1/4	32
40S15-5	1 1/2	30 1/4	3 3/8	37
40S20-7	2	38	3 1/4	41
40S30-8	3	43 1/4	3 1/4	66
40S50-12	5	51 1/4	3 1/4	78
40S50-15	5	58 1/4	3 1/4	84
40S75-21	7 1/2	74 1/4	3 1/4	120
40S75-25	7 1/2	81 1/4	3 3/8	124
40S100-30	10	108 1/4	3 3/8	181

* A 4-inch motor is provided as standard for these models.
Specifications are subject to change without notice.
See Deep Set models for higher head.

2-13

JOINT WELL

W.C. PETERSON - PERMIT # 36-08532

TIM PETERSON - PERMIT # 36-08533

P.O.D SE SE SW T83 R17E SEC 4.

36-08533

MEMORANDUM

TO: File 36-08533

FROM: Sharla

DATE: November 21, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 36-08533 are based on the following:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T8S, R17E, S9 - NENW

The place of use twp, rge, and section fields were blank; the legal description was obtained from the map and p/d listing.

Yesterday I obtained a memo and pump curve from the West ESPA Measurement District to indicate that the capacity of the main dairy well is 0.10 cfs. Because the second well is apparently used only as a backup, I am recommending that the license be issued for 0.10 cfs.

*S.W. Keen
11/25/97*

Examiner: Dallas Tryon

Exam Date: March 12, 1996

RECORDED
DEC 18 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-08533

DATE 11/20/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>—</u>
SOURCE	Change <u>—</u>	OK <u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	Change <u>—</u>	OK <u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	Change <u>—</u>	OK <u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? — yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.42</u> cfs
Fee limit	<u>1.0</u> cfs \$100 ⁰⁰
Measured	<u>—</u> cfs
Theoretical	<u>.14</u> cfs

Recommended Total Div Rate .14 cfs

ANNUAL VOLUME/ NATURE OF USES

500 > 22.2 af
200 > 22.7 af

Use	cfs	Volume Calc	
<u>Stock</u>	<u>.14</u>	<u>22.7</u>	af
<u>Comm.</u>	<u>.14</u>	<u>19.3</u>	af
<u>Dome</u>	<u>.04</u>	<u>1.2</u>	af
			af
SUBTOTAL	<u>.14</u>	<u>43.2</u>	af

Flow rate .14 cfs X 365 days X 1.98 = 101.2 af
 Total volume recommended 43.2 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1 home. W35 (36-8532 .14 cfs)
1 dairy barn. 36 "

CONDITIONS

— Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions ✓

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A

Adjustment Memo flu T.R.S missing

1st Amend Letter N/A

2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 25 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-08533

1. Owner: Tim and/or Rebecca Petterson Phone No. (208) 324-2431

Current Address: 231 East 200 North Jerome ID 83358

2. Accompanied by: Rebecca EXAM DATE: 03-12-1996

Address: Same Phone No.: Same

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to None

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: 36-14856 36-08532

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
# 1		se	ne	nw	9	08s	17e	Jerome	ASCS Aerial Photo W/slides
# 2		se	se	sw	4	08s	17e	Jerome	ASCS Aerial Photo W/slides

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	
							D												
							S												
							C												

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E. NARRATIVE/REMARKS/COMMENTS: Please see system WR Diagram attached

This system consists of two wells: Well #1, a 6" well, the primary dairy well, was drilled as a domestic well in December of 1979 and is 400 ft. deep with a pumping level of 349 ft. Well #2, is a 6" well deepened to 425 ft deep with a pumping level of 354 ft in September of 1993. These depths are reflected by well driller's reports and were confirmed on March 18, 1996 by Smith's Drilling & Pump for well # 1, and by Eaton Drilling for well # 2. Also, these wells are interconnected by valving and piping to enable well # 2 to facilitate back-up status should it be required.

WR License 36-08532 is also tied into this system in that it is indicated in the field examination conducted by Bruce Campbell in September 1995 as well # 2 in the feedlot operation and in this exam as well # 2 for the Domestic, Stockwater, and commercial dairy uses. There is an additional P/D associated with 36-08532 that is designated the # 1 well for the feedlot operation and is interconnected with the above well # 2. Functionally if well # 2 was inoperative and the valving was correctly opened, this additional well could also operate as a back up well for 36-08533. AJ claim should also be recognized as part of the WR 36-08532.

During the interview with the owner/spouse, I was told that the number of milkers is at 700 head and the non-milkers is at 125. When asked about the discrepancies between the allowed numbers on the approved permit, I was told that they asked for the extended time to expand the herd numbers. The proof of Beneficial Use is for 750 milkers and 200 non-milkers. Also, the non-milkers were classified as calves being raised, and now, they do not raise calves any more so the non-milker numbers has reduced from 200 to 125.

Domestic use includes one home and approximately 1/2 acre of lawn and landscaping in front of the dairy.

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

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F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method: Theoretical by Computerized Dairy Worksheet.

Worksheet Computations indicate system capacity at 0.14cfs

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

2. Volume Calculations for Other Uses: Dairy Worksheet calculations reflect: (A) Present Operation and/or (B) Permitted operations and the basis for my recommendations.

Stockwater: A = 30.7afa B = 22.7afa

Commercial: A = 26.4afa B = 19.3afa

Domestic: A = 1.2afa B = 1.2afa

H. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01-01</u>	<u>12-31</u>	<u>.04cfs</u>	<u>1.2afa</u>
<u>Commercial</u>	<u>01-01</u>	<u>12-31</u>	<u>.14cfs</u>	<u>19.3afa</u>
<u>Stockwater</u>	<u>01-01</u>	<u>12-31</u>	<u>.14cfs</u>	<u>22.7afa</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.14cfs</u>	<u>43.2afa</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 M. [Signature] Date 04-23-96Reviewer [Signature] Date 4/22/96

SEAL

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FILE # OF NAME ----- 36-08533
REVIEWER ----- drt
DATE ----- 18-Mar-96

IDAHO DEPARTMENT OF WATER RESOURCES
DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE ----- 700
NUMBER OF NONMILKING CATTLE ----- 125
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO ----- 0.0
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) ----- 0
ENTER 1 FOR MANUAL COM WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS -
NUMBER OF MILKINGS PER DAY ----- 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS): ****

MILKING CATTLE 235 GPD/HD ----- 0.45
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.45
NONMILKING CATTLE 212 GPD/HD ----- 0.03
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.04
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 0.50

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE 235 GPD/HD ----- 27.4
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 28.0
NONMILKING CATTLE 212 GPD/HD ----- 1.7
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 2.7
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 30.7

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT ----- 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR ----- 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING ----- 25.9
TOTAL ----- 26.4

TOTAL DIVERSION VOLUME ----- 57.1

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING ----- 4.1
NONMILKING ----- 0.0
TOTAL ----- 4.1
COMMERCIAL ----- 0.0
TOTAL CONSUMPTIVE USE ----- 4.1

THEORETICAL FLOW ESTIMATION

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) -----	5.00	5.00	
LIFT (FT) -----	350	350	
DISCHARGE PRESSURE (PSI) -----	30	30	
FRICTION LOSSES (FT) -----	0.0	0.0	

CALCULATIONS

THEORETICAL FLOW RATE (CFS) ** ----- 0.07 0.07 0.00
DIVERSION VOLUME (AFA) *** ----- 53.2 53.2 0.0

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.
** PUMP EFFICIENCY WAS ASSUMED TO BE 70%.
*** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON
THE THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY
EVERY DAY OF THE YEAR.
**** BASED ON 2 HOUR DIVERSION TO MEET VOLUME

FILE # OF NAME ----- 36-08533
REVIEWER ----- drt
DATE ----- 19-Mar-96

IDAHO DEPARTMENT OF WATER RESOURCES
DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE ----- 500
NUMBER OF NONMILKING CATTLE ----- 200
IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES;
IF ANAEROBIC, ENTER ZERO ----- 0.0
EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) ----- 0
ENTER 1 FOR MANUAL COM WASHING, 2 FOR AUTOMATIC, OR 3 IF
SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COMS -
NUMBER OF MILKINGS PER DAY ----- 2

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS): ****
MILKING CATTLE @35 GPD/HD ----- 0.32
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.32
NONMILKING CATTLE @12 GPD/HD ----- 0.04
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 0.04
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 0.37

DIVERSION VOLUME (AFA):

STOCKWATER
MILKING CATTLE @35 GPD/HD ----- 19.6
MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 20.0
NONMILKING CATTLE @12 GPD/HD ----- 2.7
NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * --- 2.7
TOTAL (BASED UPON ROUNDED NUMBERS) ----- 22.7

COMMERCIAL
WASHING OF BULK TANK AND RELATED EQUIPMENT ----- 0.4
PARLOR FLOOR AND MILKHOUSE FLOOR ----- 0.1
CATTLE WASHING BASED UPON METHOD OF WASHING ----- 18.8
TOTAL ----- 19.3

TOTAL DIVERSION VOLUME ----- 42.0

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
MILKING ----- 2.9
NONMILKING ----- 0.0
TOTAL ----- 2.9
COMMERCIAL ----- 0.0
TOTAL CONSUMPTIVE USE ----- 2.9

THEORETICAL FLOW ESTIMATION

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) -----	5.00	5.00	
LIFT (FT) -----	350	350	
DISCHARGE PRESSURE (PSI) -----	30	30	
FRICTION LOSSES (FT) -----	0.0	0.0	

CALCULATIONS

THEORETICAL FLOW RATE (CFS) ** ----- 0.07 0.07 0.00
DIVERSION VOLUME (AFA) *** ----- 53.2 53.2 0.0

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.
** PUMP EFFICIENCY WAS ASSUMED TO BE 70%.
*** DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON
THE THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY
EVERY DAY OF THE YEAR.
**** BASED ON 2 HOUR DIVERSION TO MEET VOLUME

Dev.: Msterling
Mod.: ADM & KKC
Mod.: 8/5/94 DRJ

0.14 cfs
7421



showing
part of
air system

PERMIT 36-08533 INIT let
T. R. S. Q/Q
P/D 85 176 9 NE/NW
SCALE _____
PHOTO ID. _____



shows 1/2
of washdown
storage.

PERMIT 36-0853 INIT det
T. R. S. Q/Q
P/D SS 17E 9 NE/NW
SCALE _____
PHOTO ID. _____



Domestic
w/ lawn



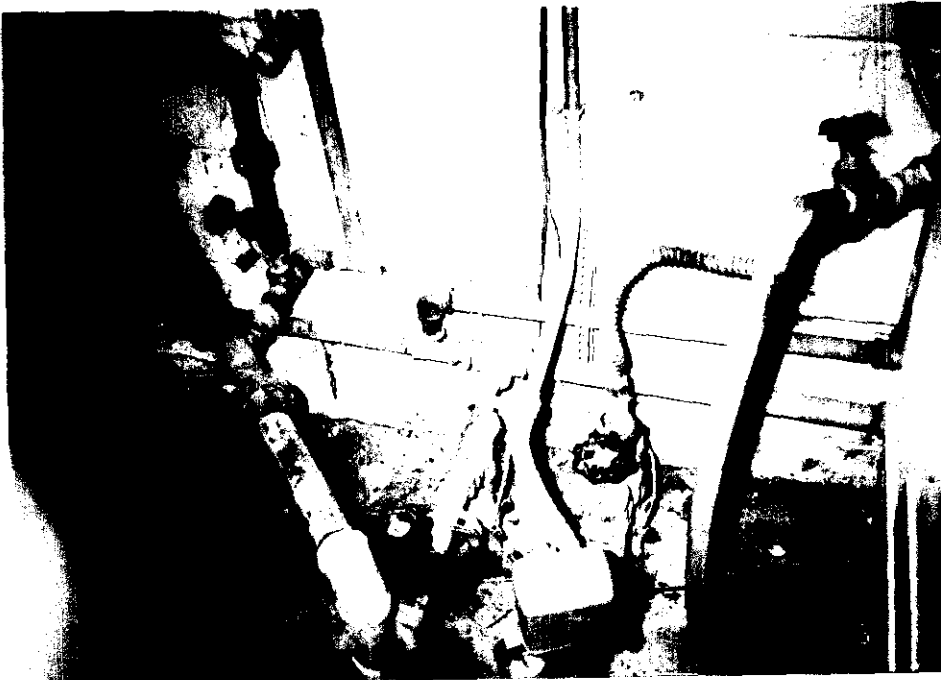
Commercial
dry op.

DEC 6 8 1937

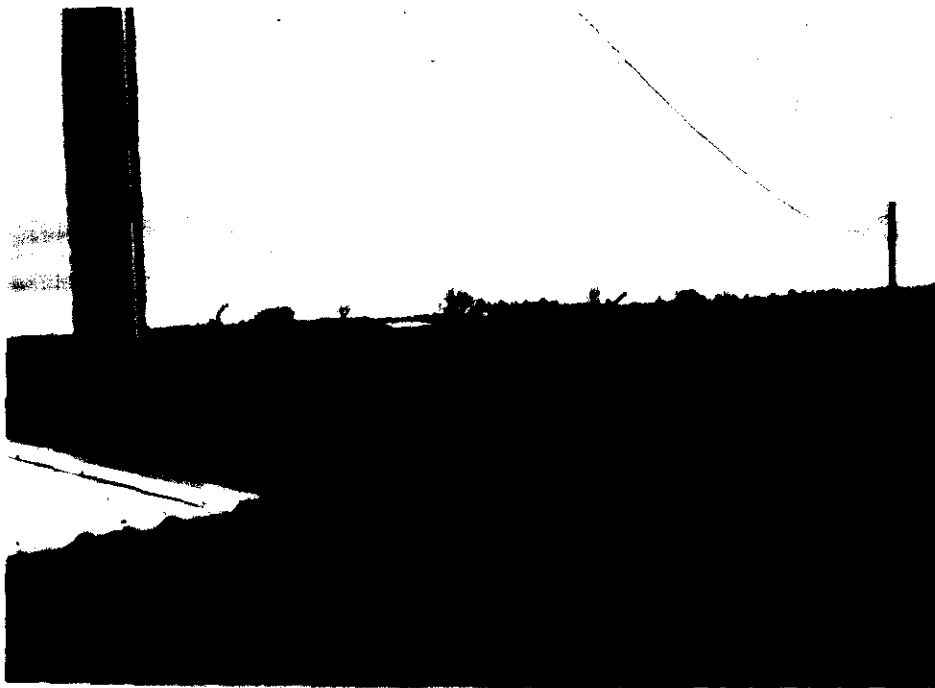
PERMIT 36-08533 INIT det
T. R. S. Q/Q
P/D 085 17E 9 NE/NW
SCALE _____
PHOTO ID. _____



Showing
well # 1
P.O.D



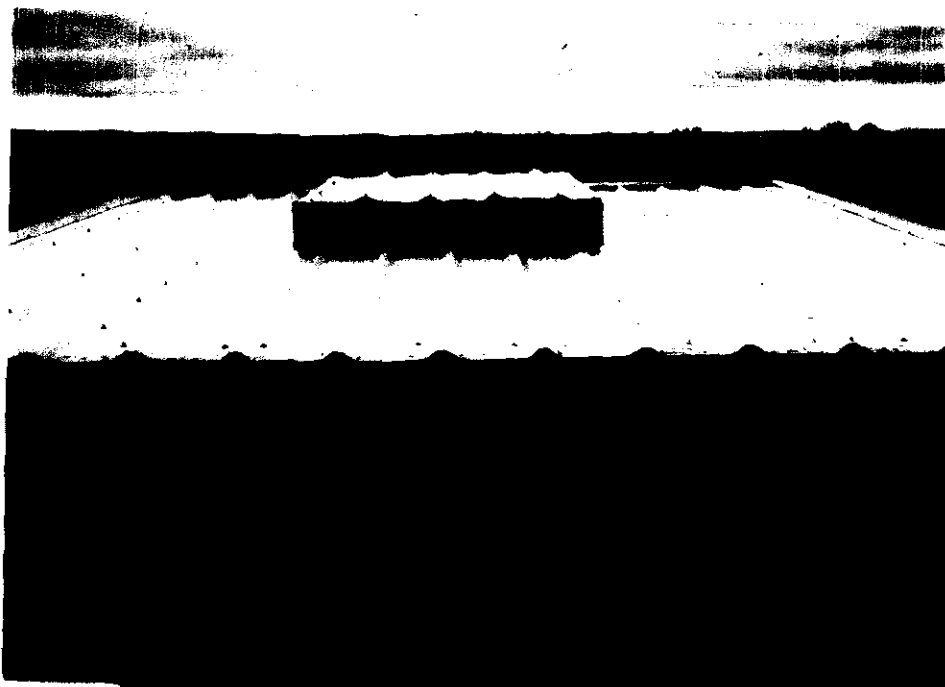
diverting
works



Foreground:
control panel
for well #2

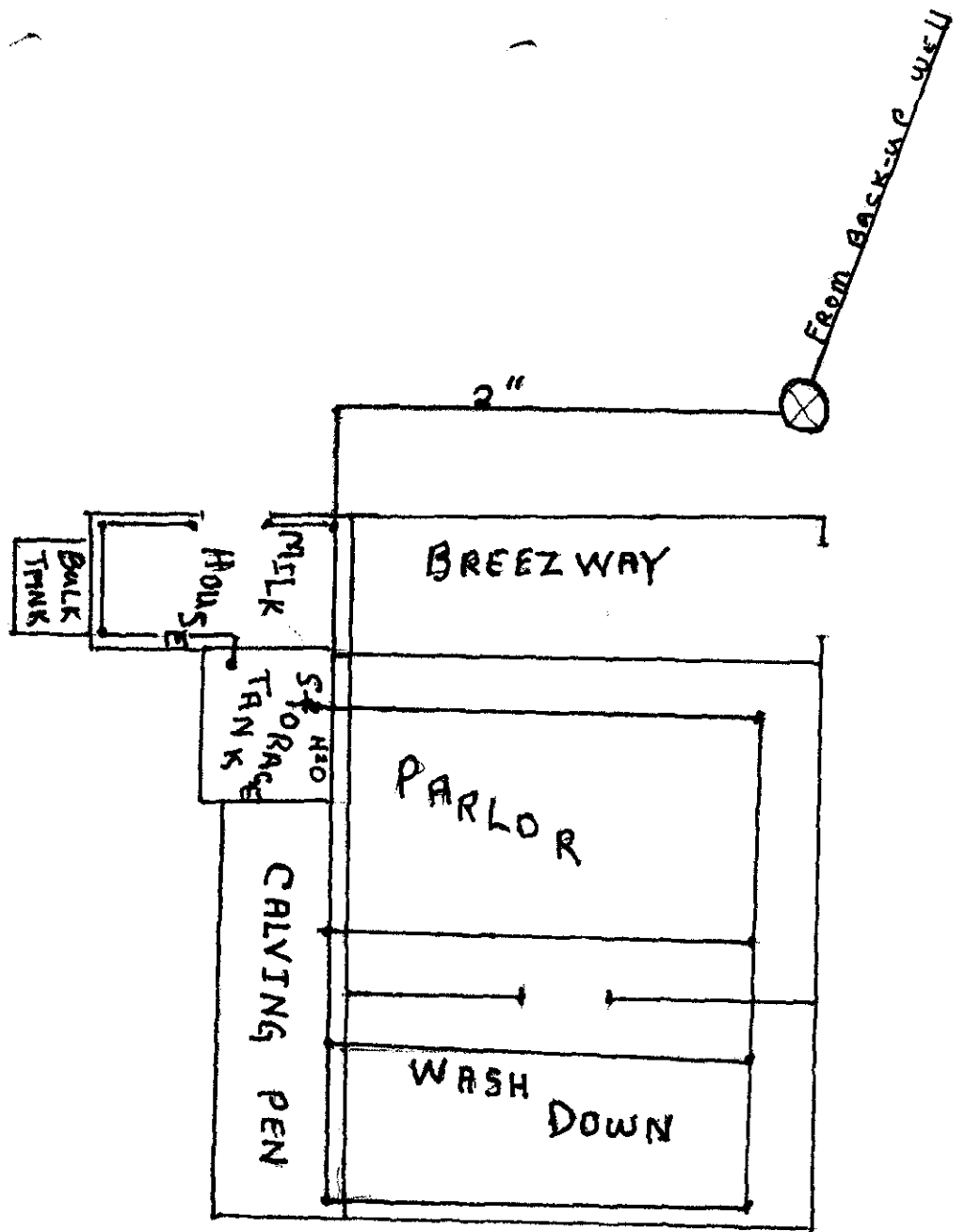
Far ground:
daily operation
shows some
landscaping

PERMIT 36-08533 INIT det
T. R. S. Q/Q
P/D 85 17E 4 SE/SW
SCALE _____
PHOTO ID. _____

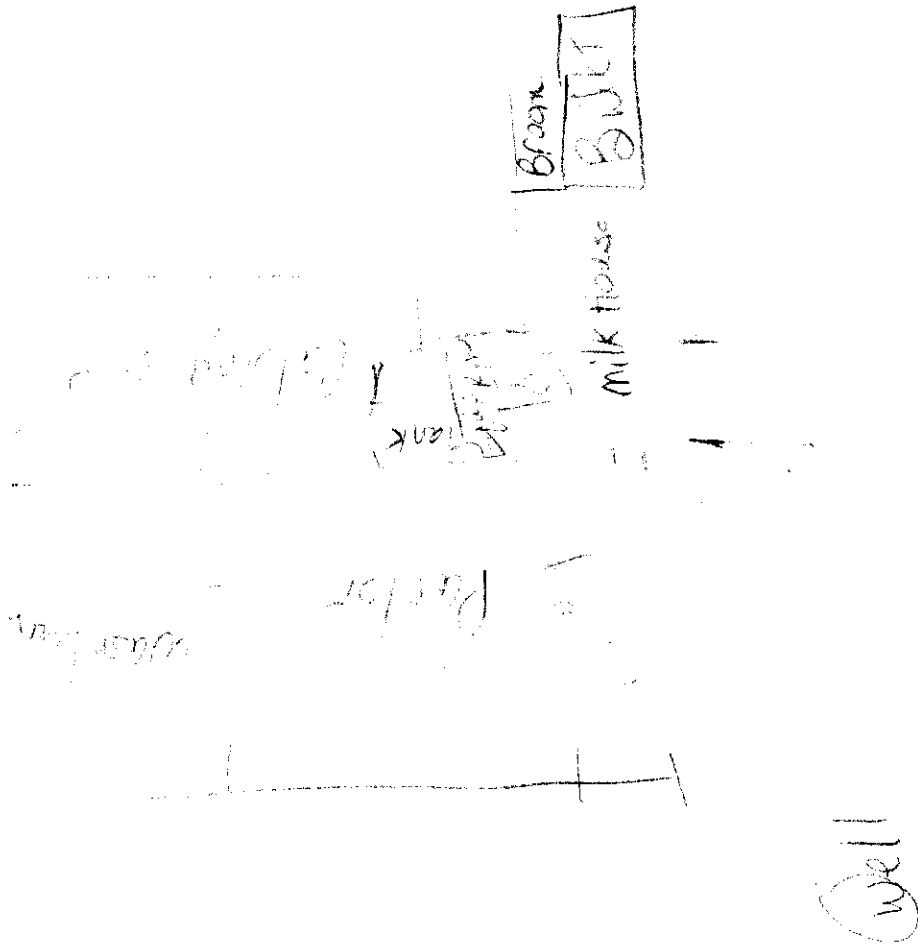


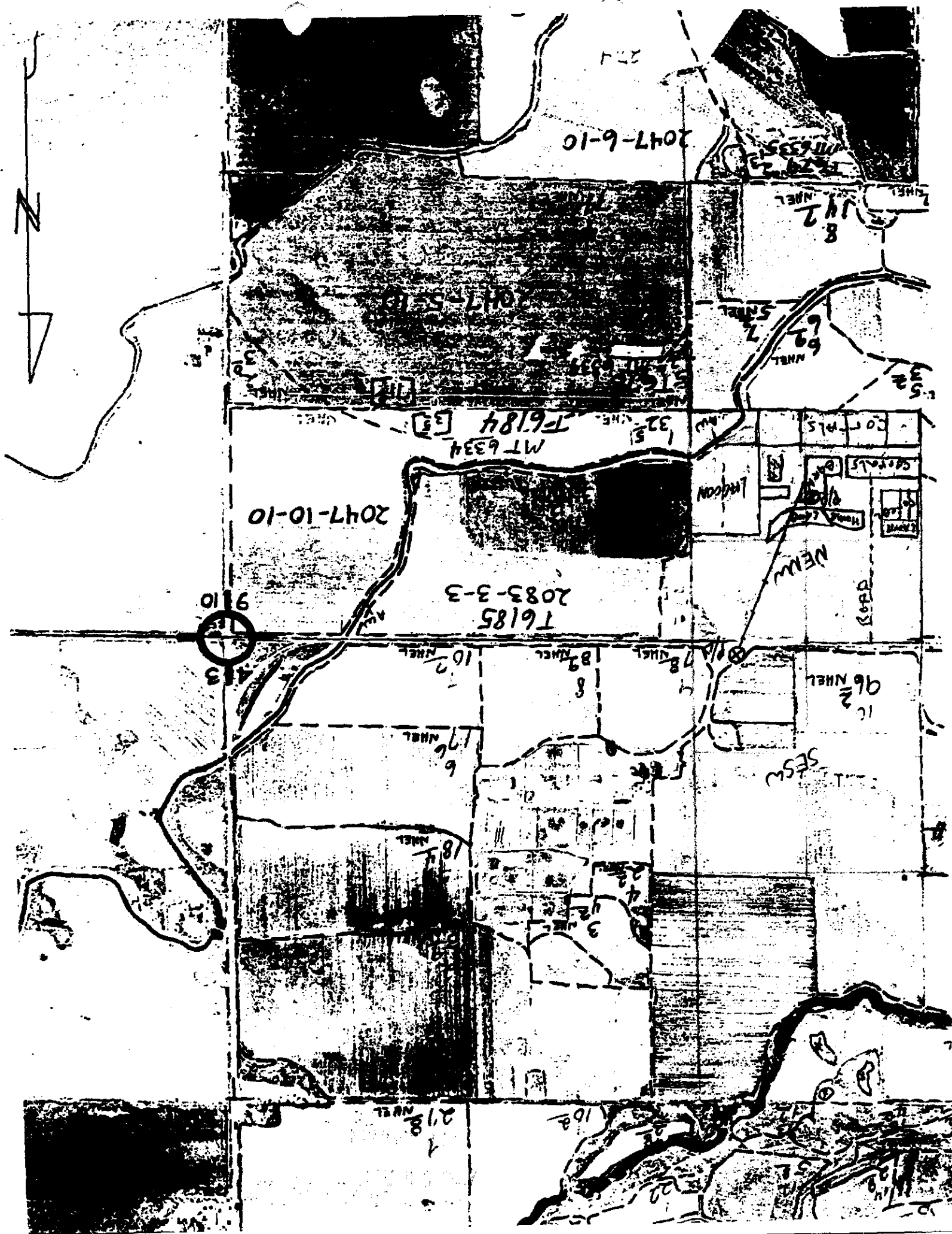
shows
pump house
accessible
through
lid. (needed
ladder also)
pump inside

HOWE
9 9 8 1127



RECEIVED
DEC 08 1997





SE SW

SW SE

PT - 36-14856
WR Lic - 36-08532

 - WELL #1

RDJ 36-14856
WR Lic 36-08532
 WELL #2

NORTH-SOUTH

WELL #2
36-08533

SECTION 4
SECTION 9

NORTH-SOUTH Road

NE NW

 WELL #1
36-08533

RDJ 36-14856
WR Lic 36-08532

WFO 7 3 2017

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 36-8533 Reviewed by [Signature] Date 8-1-95

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom., Comm.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

no Drilling permit required?

/ Copy in the file? Drilling Permit No.

/ Amount paid for permit

/ Well log in the file?

 Correct?

LICENSE EXAMINATION FEE

yes Required?

100- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

/ Installed?

 Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 7-12-95

August 1, 1995

TIM PETTERSON
REBECCA L. PETTERSON
231 E. 200 N.
JEROME ID 83338

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08533

Dear Permit Holder:

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED
AUG 08 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 31, 1995

TIM PETTERSON
REBECCA L. PETTERSON
231 E. 200 N.
JEROME ID 83338

COPY

PROOF DUE NOTICE

RE: PERMIT NO. 36-08533

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 August 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

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

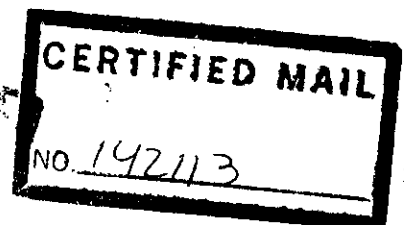
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAILED

AUG 08 1995



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 36-08533
Name(s) of Permit Holder(s): Tim or Rebecca L. Petterson
Post Office Address: 231 East 200 North
Jerome ID 83338 Tel. No. 3742431

☒ I hereby certify that construction of diversion works for the above referenced permit began on 12-10-79 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

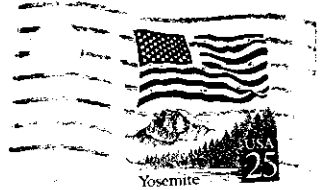
☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

AUG 08 1995

*Note: A financing difficulty is not an acceptable reason.

10-10-90
Date

Rebecca L. Petterson
Signature of Permit Holder



RECEIVED

OCT 15 1990



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECORDED

AUG 08 1995

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

TIM PETTERSON
REBECCA L. PETTERSON
231 E. 200 N.
JEROME, ID 83338

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08533

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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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

JS
Peterson, Tim & Rebecca

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY JF. Stanton DATE 4-19-90 APPLICATION NUMBER 36-08533

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 4-11-90

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ 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 _____

RECEIVED
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 6/25/90
☐ 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. 26A

Date of priority recommended 4/11/90 See below for additional information
By J. Aron D. Halum Date 7/10/90

STATE OFFICE REVIEW P23 P17 46 26
By KW See below for additional information
Date 8/2/90

ADDITIONAL INFORMATION

App. in Trust Area - DCM I
Allow 5 yrs. to complete development
per remarks -

17-May-1990

TIM &/OR REBECCA PETTERSON
231 EAST 200 NORTH
JEROME ID 83338

Re: Application for Permit No. 36-08533

Dear Applicant (s):

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

This office will be advertising the application in the North Side News on 6/6 & 6/13/90. 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

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SEP 05 1990

S T A T E O F I D A H O
PARTMENT OF WATER RESOURC
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

MAY 15, 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 JUNE 25, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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SEP 05 1990

36-08533

PETTERSON, TIM
PETTERSON, REBECCA L.
231 E. 200 N.
JEROME, ID 83338

Source: GROUNDWATER

Diversion Pt:	SESW	Sec 4 T 08S R 17E
	NENW	Sec 9 T 08S R 17E

Use: STOCKWATER	(.380 CFS)
COMMERCIAL	(.330 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.420 CFS)

Date Filed: 4/11/ 1990

In: T08S R17E S09 NENW

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SEP 15 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted base n 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 Stre East, Twin Falls, Idaho 83301 on or before JUNE 25, 1990.

R. Keith Higginson, Director

Published 6/ 6/1990 & 6/13/1990

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SEP 05 1990