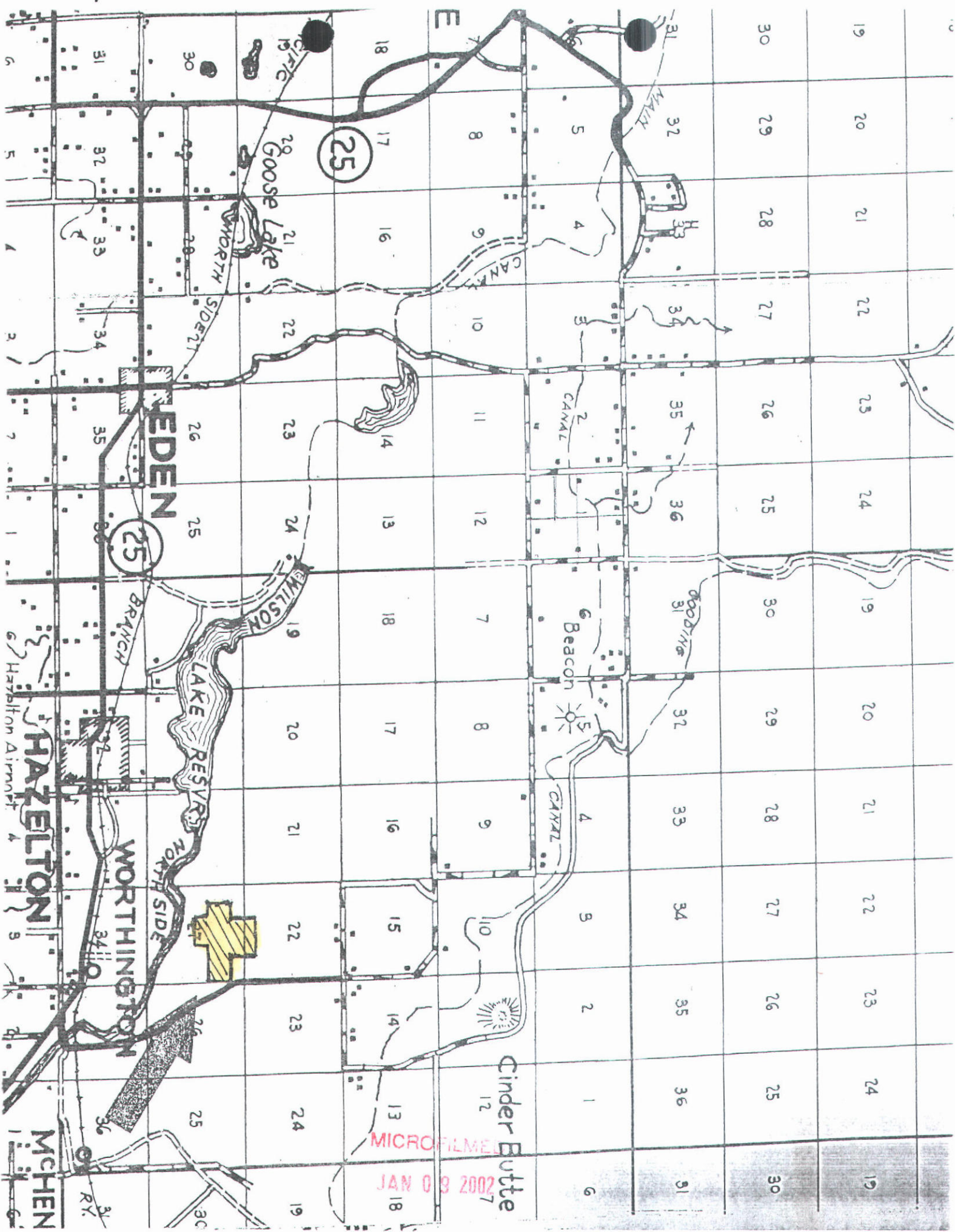
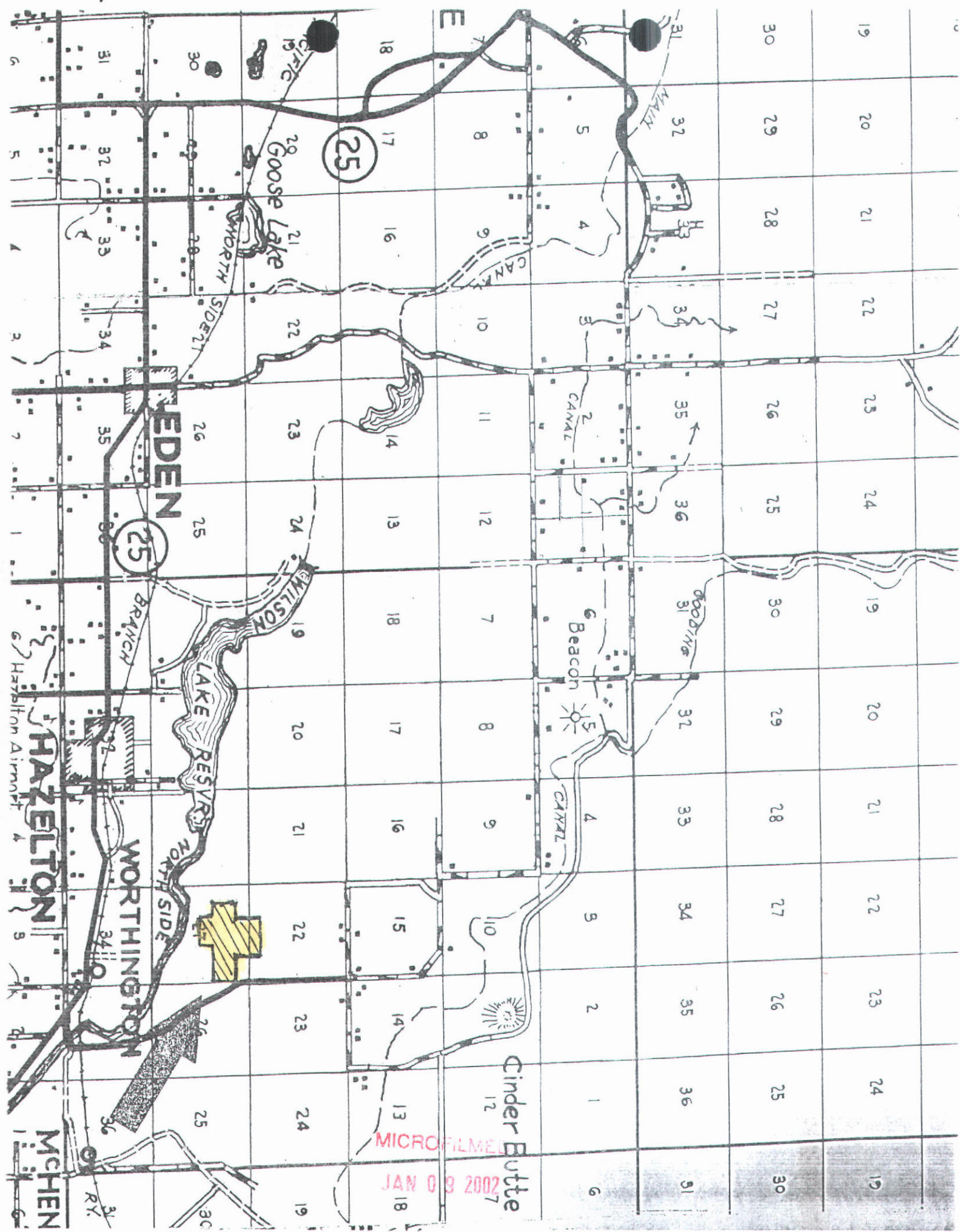




MICROFILMED
JAN 03 2007

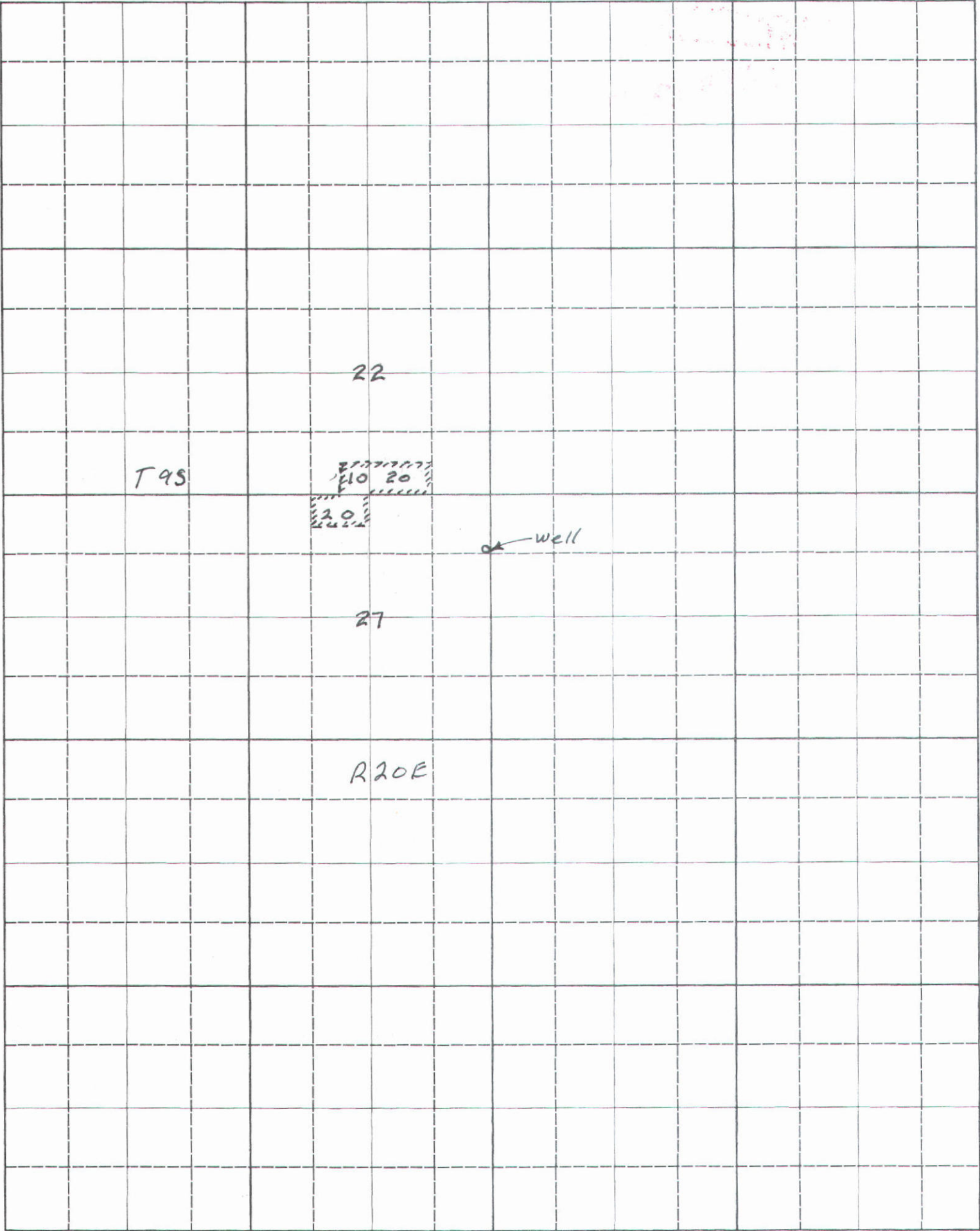
Cinder Butte



MICROFILMED
JAN 03 2007

Cinder Butte

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



Scale: 2 inches equal 1 mile.

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

MICROFILMED
FEB 16 1990

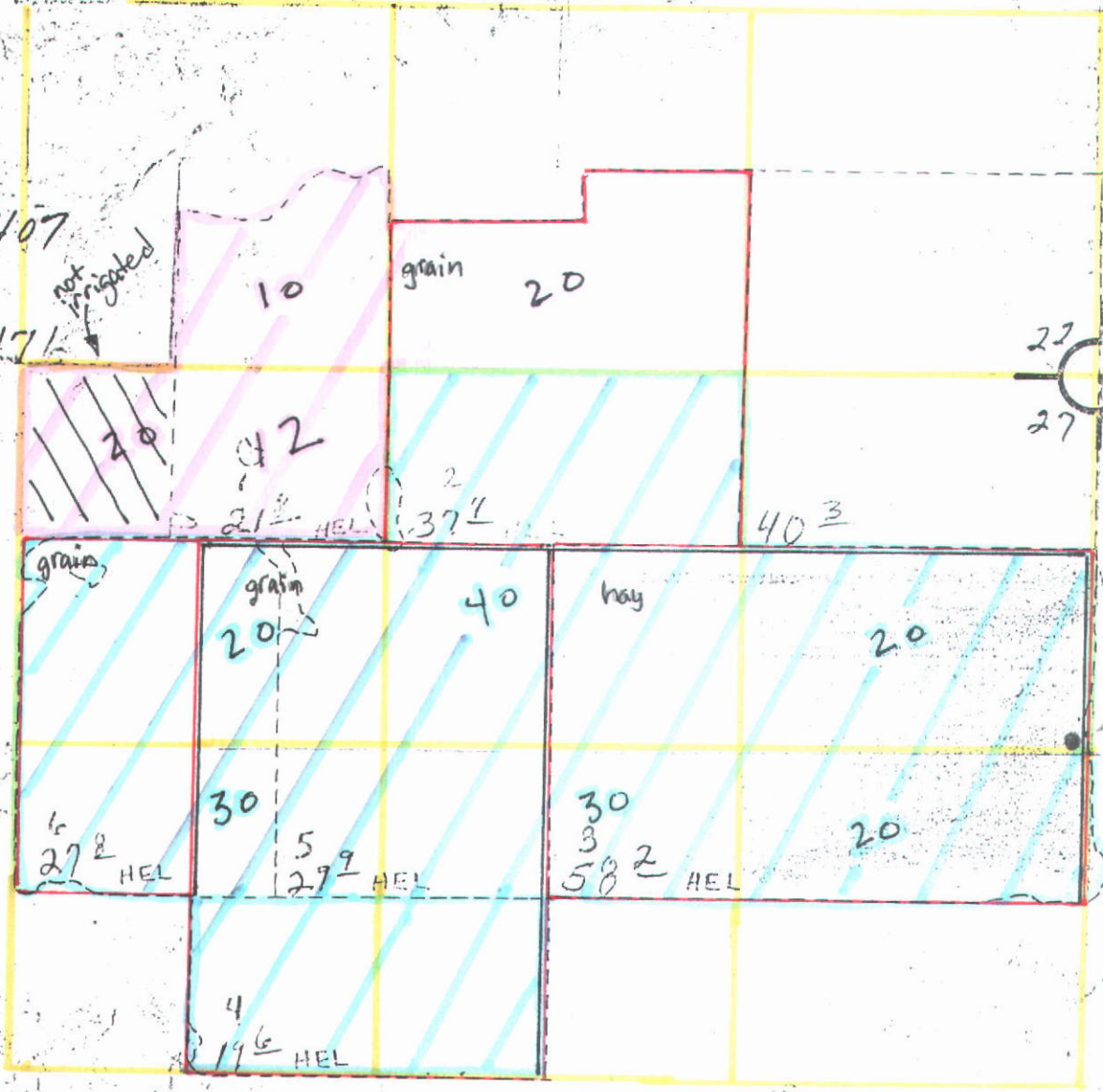
BHB inc
John Hahnhorst, president
(Applicant)

58

T 407

not irrigated

1471



36-7494 (license)
36-8144 (permit)
— main line

NOT FILLED
OCT 19 1993

36-8144

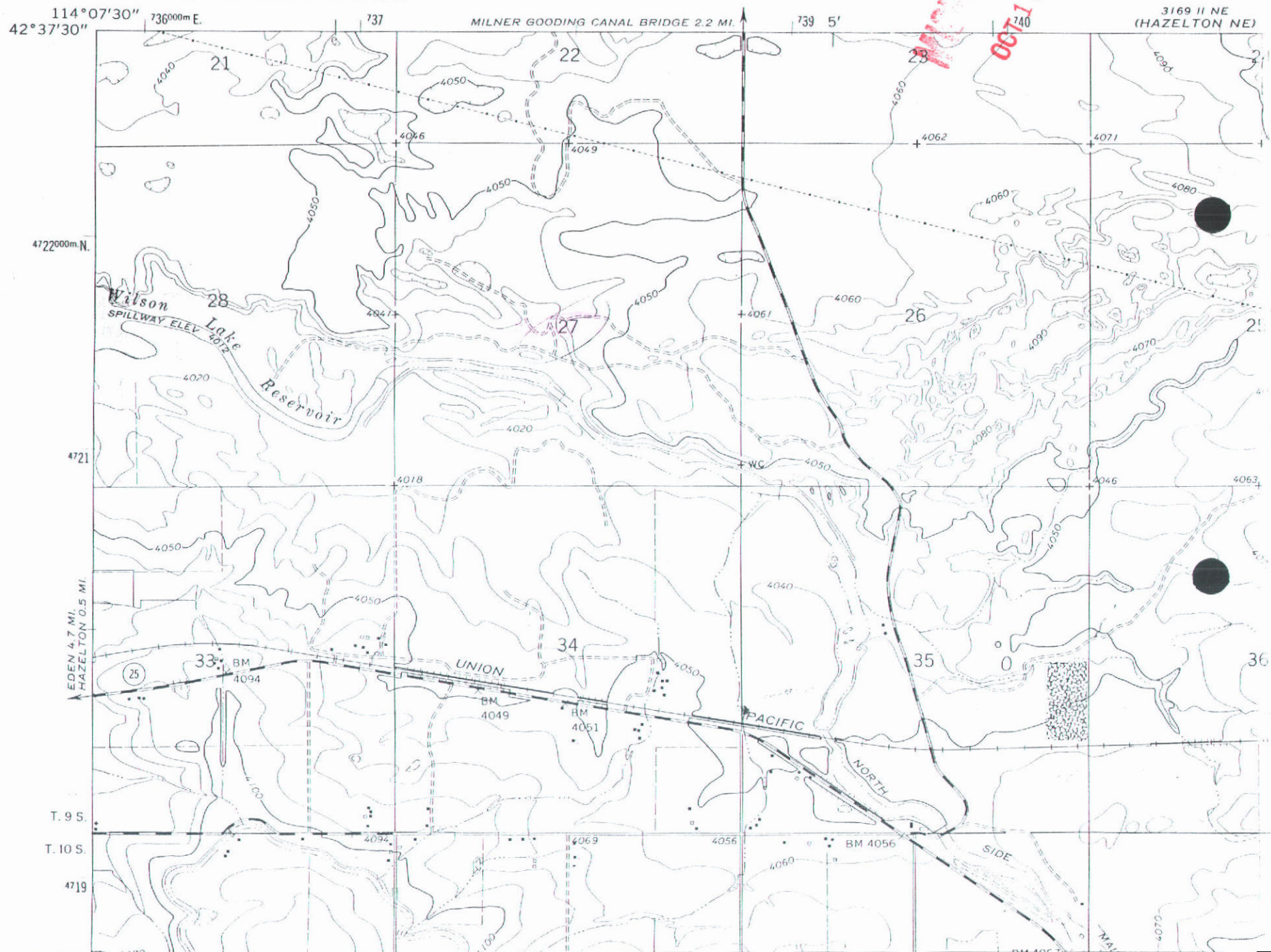
5-27-T95-R10E

3169 11 NW
(HUNT)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



RECEIVED
06/11/93

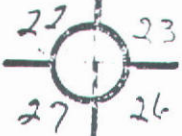


58°

36-8144

T407

1471



~~36-7794~~

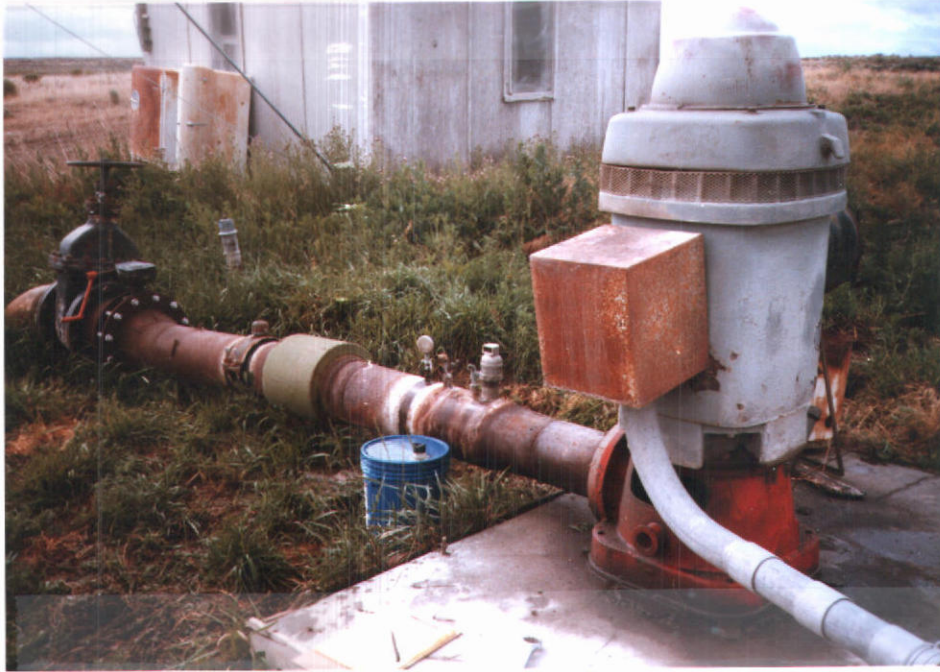
~~36-8144~~

— main line

MICROFILMED

OCT 19 1993

36-8144



P.D.



P.U.

OCT 19 1993



↖
not
irrigated

MICROFILMED
OCT 19 1993

RECEIVED AFFIDAVIT of PUBLICATION
JAN 03 1990

State of Idaho, }
County of Jerome } SS.

Patty Nance *G. Manager*, 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 continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once

each week for 2X consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication
of said advertisement was on the 20th day of Dec.,
1989, and the date of the last publication was on the 27th
day of Dec., 1989.

Patty Nance
Subscribed and sworn to before me this 2
day of Jan, 1990.
(SEAL)

Norma DeVoe
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

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

- _____ Lines tabular at _____ 6¢/Pica
- 351 Lines straight at 17.55 5¢/Pica
- _____ Subsequent lines at 14.04 4¢/Pica
TOTAL COST 31.59

COPY OF NOTICE

(Paste Here)

App. for Water Right
TITLE OF NOTICE
B.H.B. Inc.

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Water Res.
BILL TO
Boise

Page C-4

North Side N

Legal Notice

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08144

B.H.B. INC.
P.O. BOX 157
HAZELTON, ID 83335
Source: GROUNDWATER
Diversion Pt: NENE Sec 27 T 09S R 20E
Use: IRRIGATION (1.000 CFS)
Total Diversion: (1.000 CFS)
Date Filed: 2/02/1983
In: T09S R20E S22 SESW SWSE
S27 NENW
50.0 ACRES TOTAL

The permit(s) will be subject to all prior
water rights. Protests may be submitted
based on the criteria of Sec. 42-203A,
Idaho Code and/or the new public in-
terest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources,
Statehouse Mall, Boise, Idaho 83720 on
or before JANUARY 10, 1990.

R. Keith Higginson
Director
N44081

Pub: 12-20, 27

No 3622

144081 FEB 16 1990

Form 42248/42-1499(6) July, 2000
RECEIVED

APR 13 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

RECEIVED

APR 05 2004

BY: _____

RECEIVED

APR 14 2004

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right of which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
36-8144					
36-7494	36-7494				

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

J W RAY

LINDA C RAY

PO BOX 793, HEYBURN ID 83336

4. New Owner/Claimant(s)

BHB FARMS, INC.

Name Connector (Check one): [] and, [] or, [] and/or

C/O JOHN HOHNHORST
1937 FALLS AVE E

New Mailing Address

TWIN FALLS ID 83301

City, State and ZIP Code

New Telephone Number

(208) 734-2367

5. Date you acquired the property

MARCH 18, 2004

SUPPORT DATA

IN FILE # 36-7494

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) BHB Farms, LLC
(include title if applicable)

by John C. Hornhorst, Secretary
JOHN C. HORNHORST

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>[Signature]</u>	Date <u>4/13/04</u>	Fee <u>50.00</u>
Received by <u>[Signature]</u>	Date <u>4/13/04</u>	Receipt No. <u>5021644</u>
Processed by <u>[Signature]</u> AJ	Date _____	WR _____ Date _____

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

RECEIVED
NOV 13 2001
 Department of Water Resources
 Southern Region

1. Water Right No(s): 36-081HH

Adjudication Claim No(s): 36-07494 - Phacusa at region

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claims(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

BHB INC.

PO Box 389

4. New Owner/Claimant(s)

TWIN FALLS, ID

New Mailing Address

Name Connector (Check one): ☐ and ☐ of ☐ and/or J. W. RAY & LINDA C. RAY

City, State and ZIP Code

PO Box 741
NEUBURN, ID 83336

New Telephone Number

208) 678-1548

5. Date you acquired the property

10-17-01

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 202 Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s)

J. W. Ray, Linda C. Ray

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, IDWR to correspond with him or her for all matters related to your claims.

Receipt # 5024453 ... \$25.00 ... J. Fawcett ... 11.28.01

RECEIVED
NOV 13 2001
 MICROTERRA

TF 29912

Instrument # 4875

JEROME COUNTY, JEROME, IDAHO

2001-10-22 04:31:35 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE

CHERYL WATTS

Fee: 6.00

Ex-Officio Recorder Deputy

C. Bench

WARRANTY DEED

FOR VALUE RECEIVED,

BHB FARMS, INC., an Idaho corporation, hereinafter referred to as the "Grantor", does hereby grant, bargain, sell and convey unto **J. W. RAY and LINDA C. RAY**, husband and wife, whose address is PO Box 793, 741 18th Street E, Heyburn, Idaho 83336, the "Grantees", the following described premises located in Jerome County, Idaho, to wit:

TOWNSHIP 9 SOUTH, RANGE 20 EAST, BOISE MERIDIAN, JEROME COUNTY, IDAHO

SECTION 22: W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$

SECTION 27: S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. The said Grantors do hereby covenant to and with the said Grantees, that they are the owners of said premises; that they will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

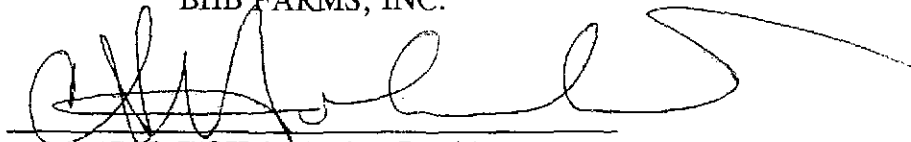
1. 2001 taxes, which are not yet due and payable.
2. Liens, levies and assessments of the North Side Canal Company, and the rights, powers, and easements of said Company as by law provided.
3. Right of way for canals, laterals and waste ditches in favor of Twin Falls North Side Land and Water Co., as set forth in an instrument dated August 21, 1907, recorded in Book 15, Page 589, records of Jerome County, Idaho.
4. Levies and assessments of North Snake River Groundwater District.
5. Easement granted to Idaho Power Company, recorded March 23, 1959, as Instrument No. 138719.
6. Easement granted to Idaho Power Company, recorded June 16, 1975, as Instrument No. 212607.

MICROFILMED

JAN 9 9 2002

DATED THIS 20 day of Oct, 2001.

BHB FARMS, INC.

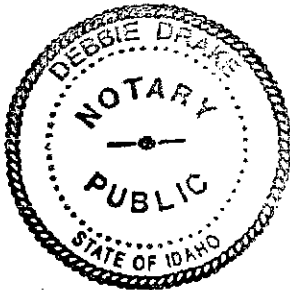

C. J. HOHNHORST, President

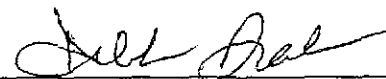
STATE OF IDAHO)

)ss.
County of Twin Falls

On this 20 day of Oct, 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared C. J. HOHNHORST, President of BHB FARMS, INC., known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of said corporation.

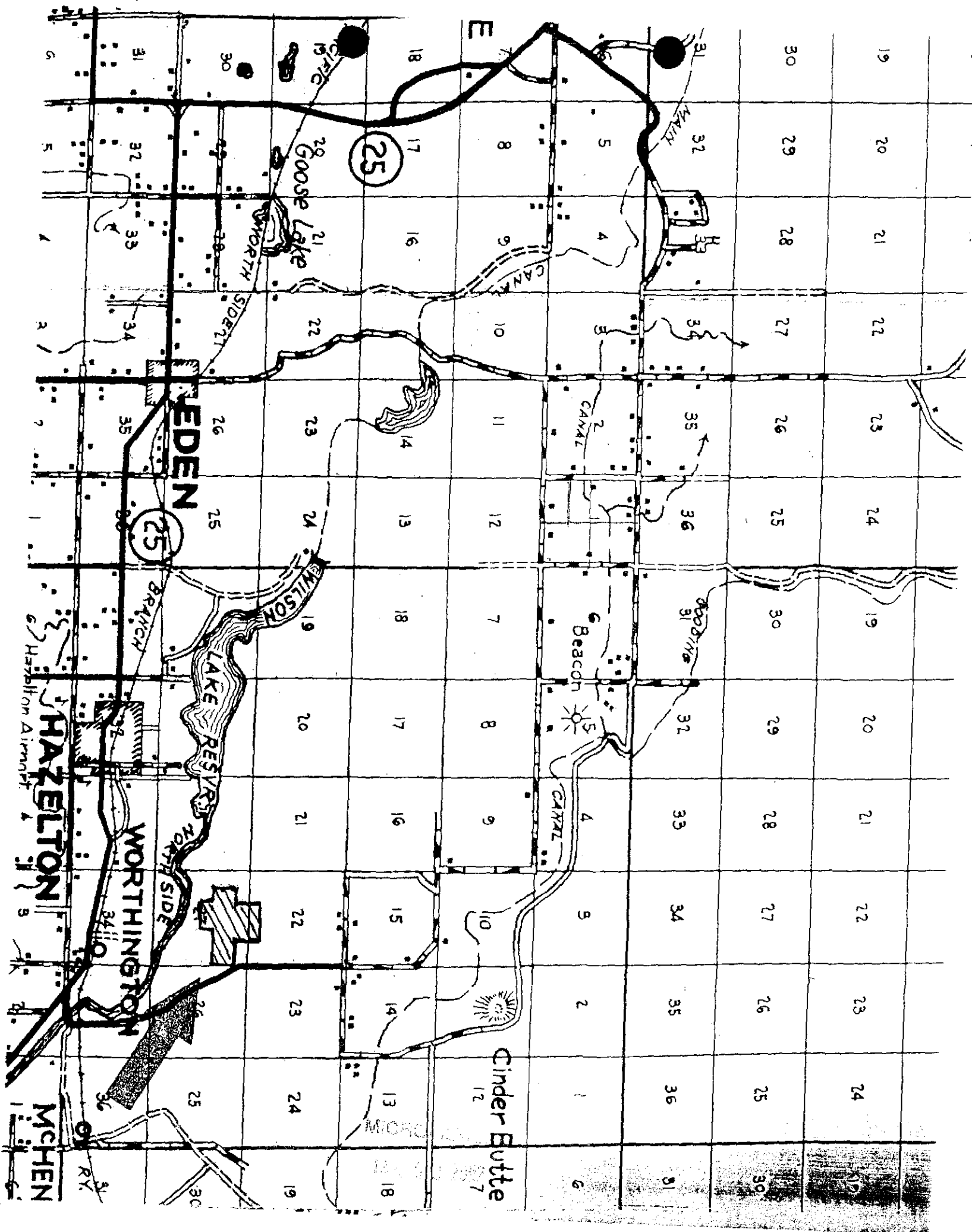
IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.




NOTARY PUBLIC for Idaho
Residing at: Jew
Commission Expires: 4-13-06

MICROFILMED

JAN 03 2002



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08144

Priority: February 2, 1983

Maximum Diversion Rate: 0.84 CFS
Maximum Diversion Volume: 168.0 AF

This is to certify, that BHB INC
3274 S 2300 E
JEROME ID 83338

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 2, 1983; and
has submitted Proof of Beneficial Use on January 24, 1991. An examination indicates
that the works have a diversion capacity of 3.160 cfs of water from a **GROUNDWATER**
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.84 CFS	168.0 AF

LOCATION OF POINT(S) OF DIVERSION: NENE , Sec. 27, Township 09S, Range 20E
JEROME County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	20E	22	SESW 10	SWSE 20		30
		27	NENW 12			12

Total number of acres irrigated: 42

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

APPROVED
MAY 19 1991

State of Idaho
Department of Water Resources

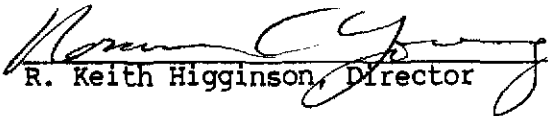
WATER RIGHT LICENSE
WATER RIGHT NO. 36-08144

CONDITIONS/REMARKS:

7. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
9. The total combined rate of diversion under this right and Right 36-07494 shall not exceed 3.16 cfs nor a combined volume of 1341.3 af.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, Witness the seal and signature of the Director, affixed at Boise, this 7TH day of September, 1993.

Acting for


R. Keith Higginson, Director

[Faint handwritten notes and stamps]
JUL 21 1993

For Office Use Only
Amt. of Fee \$ 100.00
Date 1/19/91
Receipt No.
Received by

Form 217
08/89

RECEIVED

JAN 24 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 36 8144 Telephone No. 208-324-2071

Name(s) of Permit Holder(s): B.H.B. Inc.

Post Office Address: 3274 So 2300 E. Jerome IDA 83338

Source of Water: Ground

If ground water, well driller's name: unknown Date drilled: Mid 70s

Extent of Use:
Domestic (No. of households) Irrigation 50 (No. of acres)
Stockwater (No. and type of stock) Other

Total rate and/or volume for which proof is submitted 1 cfs acre/feet

Show date water was first diverted and beneficially used under this permit: 3/15/90

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Charles J Hohnhorst 208-324-2071
Name Telephone No.

3274 So 2300 E Jerome IDA 83338
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

1/19/91 Charles J Hohnhorst Farm Mgr.
Date Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08144

Proposed Priority: February 2, 1983 Maximum Diversion Rate: 1.00 CFS

This is to certify, that **B.H.B. INC.**
P.O. BOX 157
HAZELTON, ID 83335

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	1.00 CFS

LOCATION OF POINT(S) OF DIVERSION: NENE Sec. 27, Township 09S, Range 20E
JEROME County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	20E	22	SESW 10	SWSE 20		30
		27	NENW 20			20

Total number of acres irrigated: 50

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1991.**
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
6. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

RECEIVED

FEB 16 1990

Permit To Appropriate Water

NO. 36-08144

CONDITIONS/REMARKS:

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

23 day of January, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

RECEIVED

JAN 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant B.H.B, Inc. Phone 829-5304

Post office address Box 157 Hazelton, Idaho 83335

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27 Township 9S

Range 20E B.M. Jerome County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 1.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

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

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 275 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

MICROFILMED

FEB 16 1990

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	20E	22												10			20		30
		27					20												20

Total number of acres to be irrigated 50

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

Permit 36-7416

9. a. Who owns the property at the point of diversion applicant

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

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

10. Remarks Property has been purchased from the holder of 36-7416

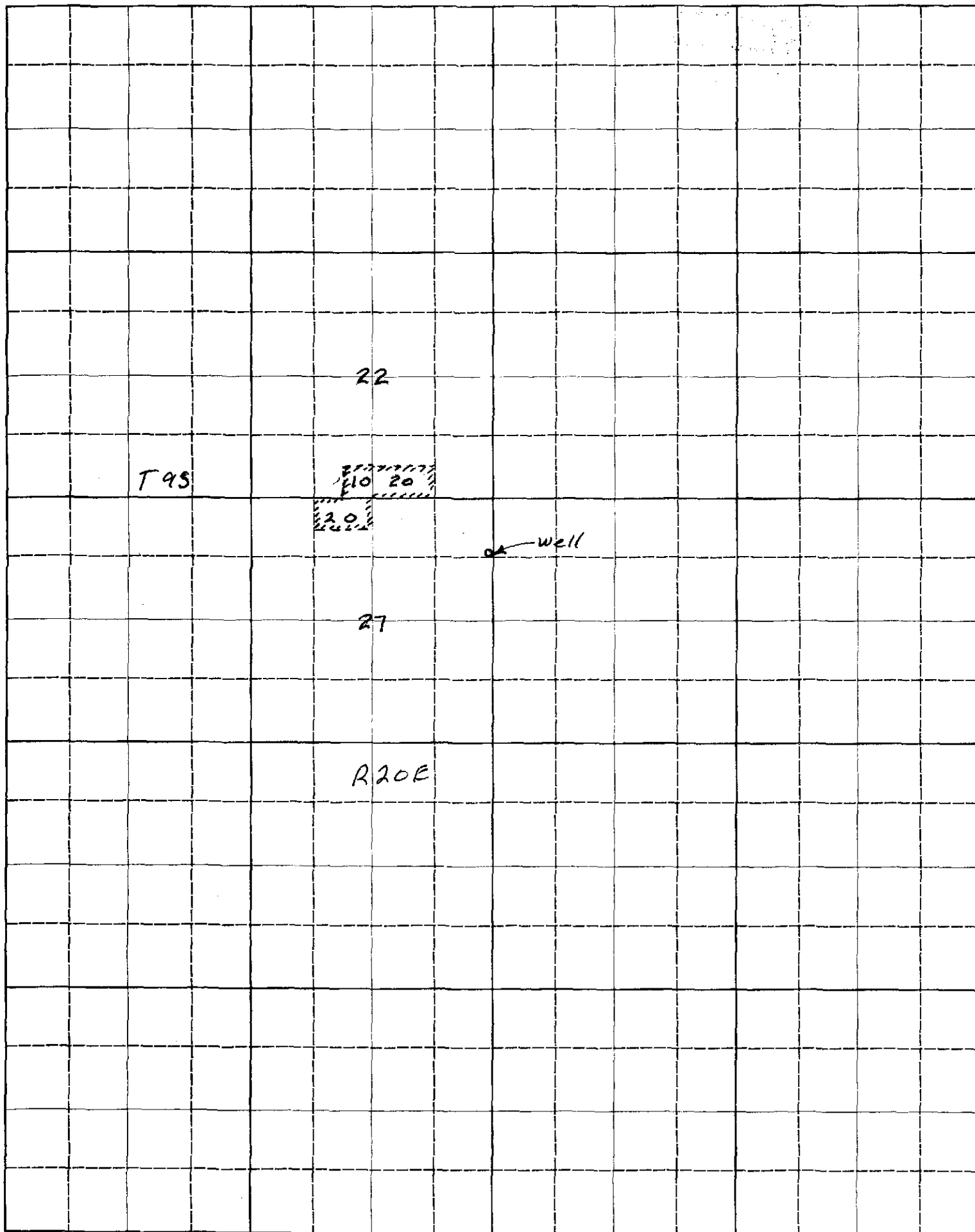
and is irrigated under same system as License 36-7494. Applicant will

not seek assignment of 36-7416

RECEIVED

FEB 16 1990

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



Scale: 2 inches equal 1 mile.

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

RECORDED

FEB 16 1990

[Signature]
(Applicant)

Received by el Date 2/2/83 Time 3:00 p
Preliminary check by ADM Fee \$ 45.00 # 23912
Receipted by meaga Date 2/2/83
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by kw

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. Other:

MICROFILMED
FEB 16 1990

WARRANTY DEED

For Value Received LYNN L. MECHAM and LELAH E. MECHAM, husband and wife,

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

BHB FARMS, INC., an Idaho Corporation, whose address is:
P. O. Box 157, Hazelton, Idaho 83335

Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho, to-wit:

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 22: The Southeast quarter (SE $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$), AND

The Southwest quarter (SW $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of the Southeast quarter (SE $\frac{1}{4}$);

Section 27: The Northeast quarter (NE $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$), AND

The South one-half (S $\frac{1}{2}$) of the Northeast quarter of the Northwest quarter,

Containing 50.00 acres, more or less.

Together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: March 4, 1980

Lynn L. Mecham
LYNN L. MECHAM

Lelah E. Mecham
LELAH E. MECHAM

STATE OF IDAHO, COUNTY OF Jerome

On this 14th day of March, 1980
before me, a notary public in and for said State, personally appeared Lynn L. Mecham and
Lelah E. Mecham

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Residing at

Notary Public

, Idaho.

FEB 16 1990

RECORDED AT THE REQUEST
2482222
MAR 14 2 24 PM '80
JEROME COUNTY, IDAHO
RECORDS & CLERK
JEROME, IDAHO



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 14, 2004

BHB FARMS INC
C/O JOHN HOHNHORST
1937 FALLS AVE E
TWIN FALLS ID 83301

RE: Change of Ownership for Water Rights 36-7494 and 36-8144

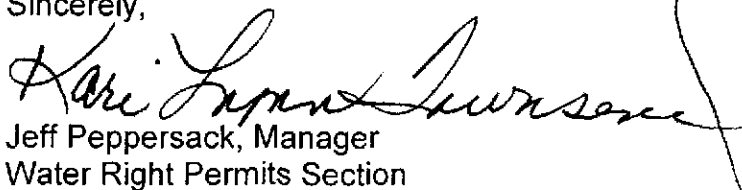
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

[] Water Right Number(s): 38-8144

[] Name(s): J. W. RAY

LINDA C. RAY

[] Old Mailing Address: P.O. BOX 793

HEY BURN ID. 83336

[] New Mailing Address: SAME AS ABOVE

Telephone Number: (208) 678-1548

[] Signature(s) of Owner(s) JW Ray, Linda C. Ray

(Include your title if on behalf of company or organization)

MICROFILMED Date: 01-08-02

JAN 08 2002

WFR 36-08144
Mail request with
addressed large form
included.
Kari Lyman
1-3-08

MICROFILMED

408 511 1107

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

JAN - 2 2002



NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD



2/1/02
Kari Lyman





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 21, 2001

J W RAY
LINDA C RAY
PO BOX 741
HEYBURN ID 83336

RE: Change of Ownership for Water Right 36-8144

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

JAN 11 1992

Payment Amount	\$25.00	Date Received	11/28/2001 12:24:26 PM	Region	Southern	Status	Completed
Payment Type	Check	Check Number	1363				

Payer RAY, J.W.

Comment owner change 36-8144

Fee Detail

Amount Description

Fund FD PCA SO

\$25.00 OWNERSHIP CHANGES/SECURITY INTERESTS 0229 21 64140 1155

Irish Jewett

Signature Line (Dept. Representative)

MICROFILMED

143 0 0 0000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 7, 1993

BHB INC
3274 S 2300 E
JEROME ID 83338

RE: WATER RIGHT NO. 36-08144

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the printed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure



OCT 19 1993

WR0749NP
No. L36-08144

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/31/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BHB INC 3274 S 2300 E JEROME ID 83338 (208) 324-2071	02/02/1983	IRRIGATION	04-01 10-31	0.84 CFS	168.0 AFA
TOTAL DIVERSION:					0.84 CFS	168.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 3.16 CFS

Point(s) of Diversion: T09S R20E S27 NE NE

Place of use Legal Description for: IRRIGATION

NE												NW				SW				SE						
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: SUM	
09S	20E	22	:								:								:						:	30.0
09S	20E	27	:							12	:								:						:	12.0
TOTAL ACRES																							42.0			

Pou County: JEROME

Other Rights: PERMIT 36-7416

Other Water Rights with Same Point(s) of Diversion and Source:
36-07494 36-08144

Other Water Rights Listing Overlapping Place(s) of use:
36-07494 36-08144

Conditions of Approval:

- R55 - This right is for the use of trust water and is subject to review
 - 20 years after the issuance of the permit to determine
 - availability of water and to re-evaluate the public interest.
- R56 - Diversion and use of water under this right is subject to an
 - annual use fee if rules are subsequently promulgated which
 - provide for the submittal of the fee.
- R57 - The Director retains jurisdiction of the right issued to
 - change, add or remove any requirement as determined to be
 - appropriate.
- R31 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 4.0 afa per acre for the
 - lands above.

Remarks: The total combined rate of diversion under this right and Right
36-07494 shall not exceed 3.16 cfs nor a combined volume
of 1341.3 af.

WR0749NP
No. L36-08144

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/31/93
PAGE: 2

=====

Dates:	App. Received:	02/02/1983	Priority Date:	02/02/1983
	Proof Due Date:	02/01/1991	Proof Made Date:	01/24/1991
	Exam Made Date:	08/04/1992	Exam Sent to S.O.:	08/12/1993
	Licensed Date:			
Misc:	Water District Number:		Field Exam Fee:	R (Received)
Audit:	08/31/93	CHAPMAN		

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200	201	202	203	204	205	206	207	208	209	210	211	212	213	214	215	216	217	218	219	220	221	222	223	224	225	226	227	228	229	230	231	232	233	234	235	236	237	238	239	240	241	242	243	244	245	246	247	248	249	250	251	252	253	254	255	256	257	258	259	260	261	262	263	264	265	266	267	268	269	270	271	272	273	274	275	276	277	278	279	280	281	282	283	284	285	286	287	288	289	290	291	292	293	294	295	296	297	298	299	300	301	302	303	304	305	306	307	308	309	310	311	312	313	314	315	316	317	318	319	320	321	322	323	324	325	326	327	328	329	330	331	332	333	334	335	336	337	338	339	340	341	342	343	344	345	346	347	348	349	350	351	352	353	354	355	356	357	358	359	360	361	362	363	364	365	366	367	368	369	370	371	372	373	374	375	376	377	378	379	380	381	382	383	384	385	386	387	388	389	390	391	392	393	394	395	396	397	398	399	400	401	402	403	404	405	406	407	408	409	410	411	412	413	414	415	416	417	418	419	420	421	422	423	424	425	426	427	428	429	430	431	432	433	434	435	436	437	438	439	440	441	442	443	444	445	446	447	448	449	450	451	452	453	454	455	456	457	458	459	460	461	462	463	464	465	466	467	468	469	470	471	472	473	474	475	476	477	478	479	480	481	482	483	484	485	486	487	488	489	490	491	492	493	494	495	496	497	498	499	500	501	502	503	504	505	506	507	508	509	510	511	512	513	514	515	516	517	518	519	520	521	522	523	524	5
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WR-NUMBER	SOURCE	NE				NW				SW				SE				NE				NW				SW				SE				NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac													
L3608144	T09S R20E S22	GROUNDWATER																																																
	:																																																	
A0100006	SNAKE RIVE :	40	40			40	40			40	40																											240												
3607715	GROUNDWATE :	38	39			19																																96												
A3607715	GROUNDWATE :	38	39			19																																96												
3607885	GROUNDWATE :					33	04																														37													
A3607885	GROUNDWATE :					33	04																														37													
3608144	GROUNDWATE :																																																	
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0100220	SNAKE RIVE :																																																	
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A3607494	GROUNDWATE :	20	40	30	20	20					30																										160													
3608144	GROUNDWATE :																					20																												
	:																					20																												

LICENSE REVIEW CHECKLIST

Permit # 36-8144 Date 8-24-93 Brenda Chapman

NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☐ ☒	Advance? ☐ Memo to Advance ☐
	☐ ☒	Order to Reinstate Needed?
SOURCE	☐ ☒	Changes? Clarification of Originally Intended source
	☐ ☒	Notice of Intent to Void - Source change.
P/D	☐ ☒	Amendment Needed?
	☒ ☐	Is Overlap Analysis a Consideration? <u>LICENSE</u> (<u>LICENSE STATES WELL CAPACITY IS 3.82</u>) <u>36-7494</u>
P/U	☐ ☒	Amendment Needed?
	☒ ☐	Is Overlap Analysis a Consideration? <u>same</u>
TOTAL CFS	☐ ☒	Incorrect Fee for rate recommended?
Examiner measured	☐ ☐	Disagree/Measurement <u>320 SPRINKLERS @ 4.2 gpm =</u> <u>1344 gpm = 3.0 CFS</u>
218' to water - used	☐ ☐	Pumping Theoretical $(\frac{8.8 \times .70 \times 200}{228 + 2.31 \times 70})$ <u>3.16</u>
215 on theoretical.	☐ ☐	System Capacity <u>3.16</u>
Pumping level more accurately	☐ ☐	Allowable Amount: <u>42 x .02 = .84 CFS</u>
would be about 228 -	☐ ☐	
TOTAL VOLUME	☐ ☐	Rate/ac <u>4.0</u> AFA Irr. Season <u>C</u> <u>4-1 to 10-31</u> Standard Irr. Season Season Recommended
	☐ ☐	Disagree with Examiner's Calculations?
	☐ ☐	<u>42 acres @ 4.0 = 168</u>
	☐ ☐	Flow limit: <u>.84</u> x <u>214</u> x <u>1.9835</u> = <u>356.5</u>
USES	☐ ☐	Change(s) in Nature of Use? ☐
	☐ ☐	Amendment Needed? ☐
REMARKS	☐ ☐	Multiple P/Ds in 1/4 1/4? ☐
<u>Trust</u> <u>W26</u>	☐ ☐	Special Overlap Condition <u>YES - COMBINED RATES</u>
<u>RSS/56/57</u>	☐ ☐	Other <u>AND VOLUMES EXCEED CAPACITY</u>
CONDITIONS	☐ ☒	Measuring/Locking Devices Misc/Dates
	☐ ☒	W/Master Control ☒ Water Dist
	☒ ☐	Irrigation Overlap ☐ App Rec'd
	☐ ☒	Water Quality ☐ Exam Made
<u>Trust 20 yr limit?</u>	☐ ☐	
COMMENTS:	☐ ☐	<u>Combined rate capacity = 3.16 (EQUALS 3/4" PER ACRE)</u> <u>Combined volume limit = 1341.3</u>

RECOMMENDED	CFS	VOL	REDUCE ACRES ⁴ / ₄ RATE
Irrigation	<u>.84</u>	<u>168</u>	LICENSE ☒
Domestic	☐	☐	AMEND ☐
Stockwater	☐	☐	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG 13 1993

A. GENERAL INFORMATION

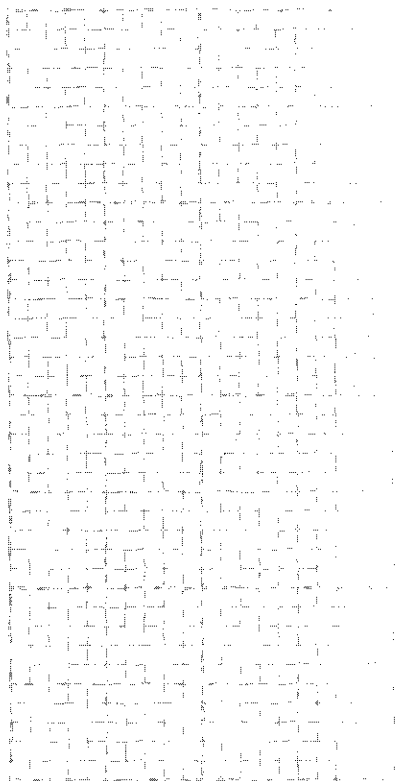
1. Owner: B.H.B. Inc. Permit No. 36-8147
Current Address: 3274 S. 2300 E. Jerome, ID 83338 Phone No. 324-2071
2. Accompanied by: Charles Hohnhorst EXAM. DATE: _____
Address: same Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 36-7494 ☒ Copies Attached
2. Other water rights with same point of diversion: 36-7494 ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



RECEIVED
AUG 10 1993

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

20" well discharge into 10" aluminum mainline for 1.0 mile,
5 1/4 mile laterals, 4 3/16 mile laterals, 1 1200 ft. lateral
and 2 1/8 mile laterals were connected to mainline.
68 psi at discharge. measured 218' to water.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	U.S. Elec.	200	C601371-632		

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	27	9S	20E	Jerome	AIRAL PHOTO

6. **Place(s) of Use:**

Indicate Method of Determination AIR PHOTO

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	
9S	20E	22												10			20		30
9S	20E	27							12										12

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method: SPRINKLER DISCHARGE

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 42(4.0) = 168 \text{ afa.}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 3.27(214)(1.98) = 1385.4 \text{ afa.}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 168 \text{ afa.}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

actual acres found = 42.0

New rate/acre is less than old.

old acres will not be recommended.

New rate/acre = 0.0162

0.0162(42 acres) = 0.68 cfs.

* ADD CONDITION:

The maximum combined rate of diversion under this water right and Right No. 36-07494 shall not exceed 3.27 cfs.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/1	11/31	0.68	168.0
Totals:			0.68	168.0

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

J. AUTHENTICATION

Field Examiner's Name

BRIAN W. BLOCK

Signature

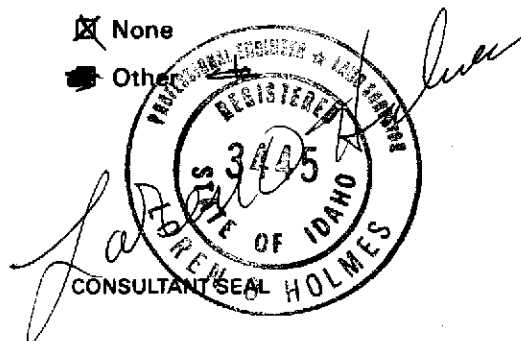
Brian W. Block

Certification Date

3/31/93

Field Report Preparation Date

8-3-92



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

OCT 19 1993

SPRINKLER SYSTEM ANALYSIS

Name: BHB
Permit #: 36-844

08/03/92
Initial: BHB.

If all spacing same, enter here----- 40
If head sizes all same, enter here----- 0.1406
If all pressures same, enter here----- 50
Enter 0 if spacing in feet, 1 if in ASCS inches 1

Lat. No.	Len.	Num.	Head Spac.	Press. (PSI)	Nozzle Size	Length (feet)	Number Heads	GPM \ Head	Total GPM
1	1.5	4	40	50	0.14	990	99	4.2	413
2	1.9	3	40	50	0.14	1254	94	4.2	392
3	1.0	2	40	50	0.14	660	33	4.2	138
4	1.8	2	40	50	0.14	1188	59	4.2	248
5	2.1	1	40	50	0.14	1386	35	4.2	144
6			40	50	0.14	0	0	4.2	0

Total GPM 1334.8 Total Heads 320
Total CFS 2.97

Theoretical flow: 3.27
Percent error: 9.0

OCT 19 1992

OVERLAP ANALYSIS

Permit # 36-8144
Name : BHB INC

08/03/92
Examiner: BWB
BWB

MEASURED RATE = 0.00
Permit rate = 1.00
Calculated rate = 3.27

PUMP DISCHARGE DATA:
pump hp = 200
lift = 215
press. = 70

Old license # 3607494
Licensed rate = 3.20

Theoretical
flow rate = 3.27

Licensed acres = 160
Permit acres = 42
Overlap acres = 0
Total acres watered = 202

(Use only permit acres watered)

CALCULATIONS

Old rate/ac. = 0.020
New rate/ac. = 0.016
Difference = -0.00381

RECOMMENDATIONS

Do not recommend old acres.

Recommend flow rate for...
Old lands = N/A
New lands = 0.68
Total flow rate = 0.68

Flow rate to recommend = 0.68

Total licensed flow after recommended flow is granted = 3.88

CONDITIONS

ADD CONDITION:
The maximum combined rate of diversion
under this right and Right No. 3607494
shall not exceed 3.27 cfs.

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58

T 407

not irrigated

147 1/2

10

grain

20

42

21 1/2

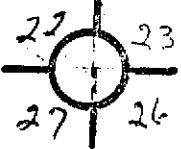
HEL

2

37 1/2

HEL

40 3



grain

grain

40

hay

20

6

27 1/2

HEL

30

5

27 1/2

HEL

30

3

58 1/2

HEL

20

4

19 1/2

HEL

36-7494 (license)

36-8144 (permit)

— main line

OCT 19 195

36-8144

5-27-T95-R90E

3169 II NW
(HUNT)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



114°07'30" 736000m E.
42°37'30"

MILNER GOODING CANAL BRIDGE 2.2 MI.

739 5'

3169 II NE
(HAZELTON NE)

4722000m N.

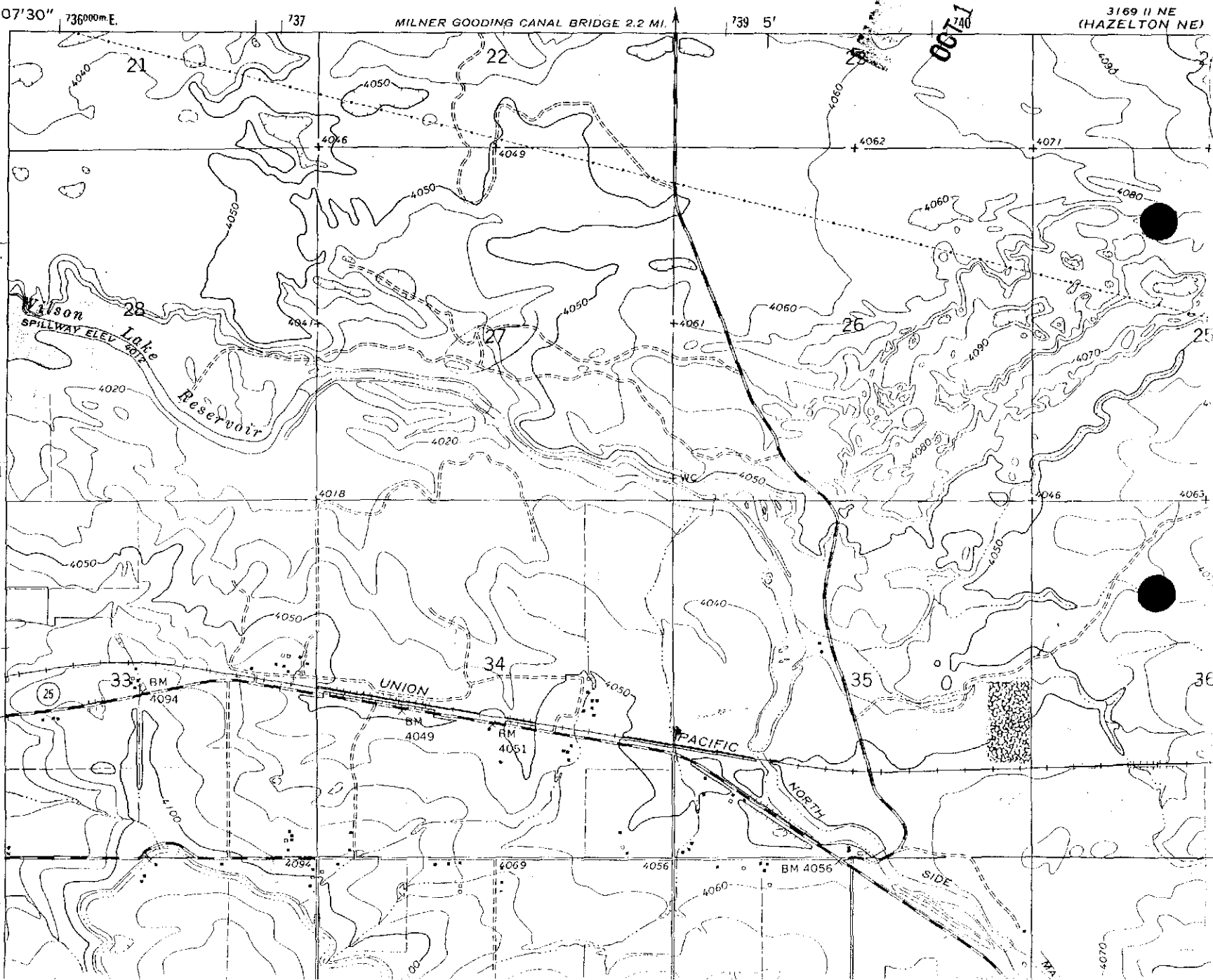
4721

EDEN 4.7 MI.
HAZELTON 0.5 MI.

T. 9 S.

T. 10 S.

4719



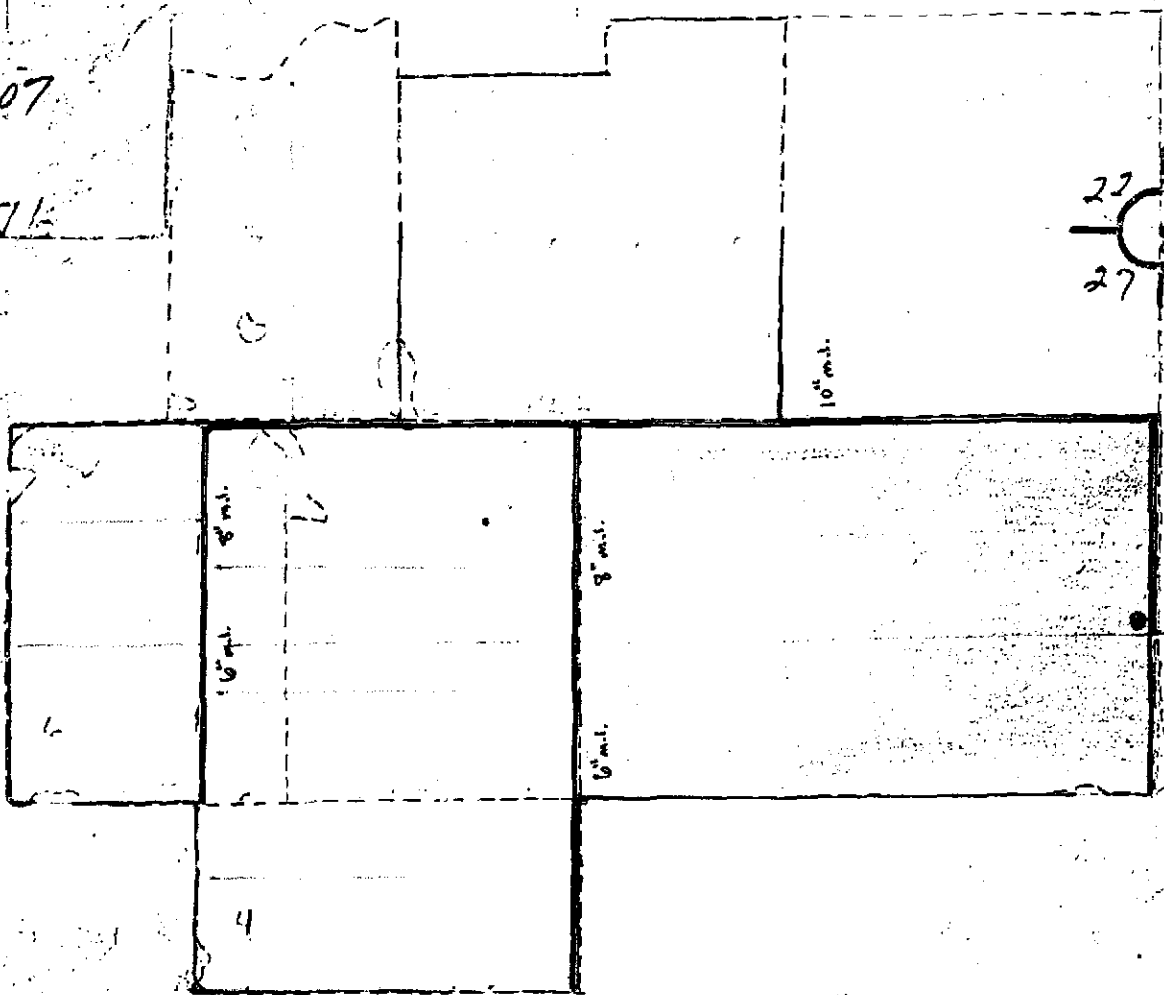
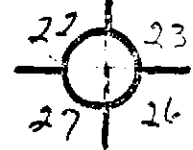
06719 1993

58°

36-8144

T407

1471



~~36-7174~~

~~36-7174~~

— main line

OCT 19 1951

36-8144

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7494 Priority August 12, 1974 Amount 3.2 cfs

THIS IS TO CERTIFY, that B. H. B., INC.

of Hamilton, Idaho has complied with the terms and conditions of Permit No. 36-7494 issued pursuant to Application for Permit dated August 12, 1974 and has submitted proof to the Department of Water Resources on March 28, 1977 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 3.82 cfs of water from a groundwater source tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>3.2</u> cfs and	<u>640</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 3.2 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 640 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, Twp. 9S, Rge. 20E, B. M. _____ in the County of Jerome

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9S	20E	27	20	40	30	20	20			30									160

Total number of acres irrigated 160

OCT 19 1988

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, attixed at Boise, Idaho, this 31 day of January 19 79

Director

[Signature]

36-8144

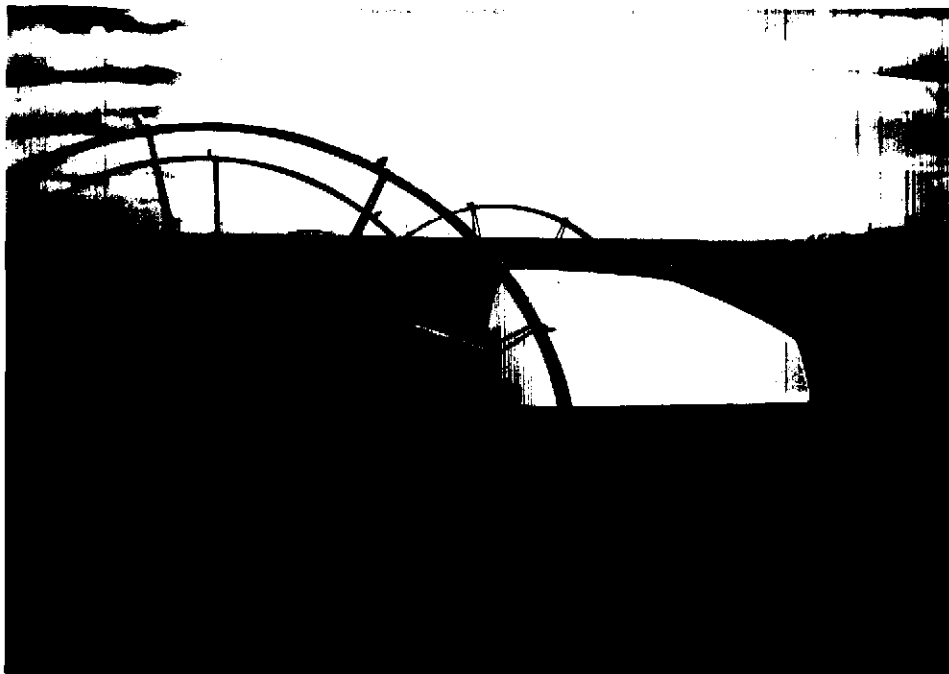


P.D.



P.U.

OCT 19 1993



←
not
irrigated

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OCT 19 1993

February 26, 1991

B.H.B. INC.
3274 S. 2300 E.
JEROME, ID 83338

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08144

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)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

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MAR 18 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 36-2-11

Date 7/1

GENERAL CONSIDERATIONS

✓ Name same as permit?
✓ Address same as permit? If no, prepare data entry form.
✓ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
✓ Ground water source
✓ Drill permit req'd?
✓ Copy in file? Drill permit no. _____
✓ Well log in file?
✓ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

✓ Required?
✓ Amount submitted?
✓ Correct amount?

MEASURING DEVICE

✓ Measuring device or access port required?
✓ Installed?
✓ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Jeffrey A. [unclear]

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

LG

Jeffrey A. [unclear]

138871

~~138871~~

November 30, 1990

B.H.B. INC.
P.O. BOX 157
HAZELTON, ID 83335

PROOF DUE NOTICE

RE: PERMIT NO. P36-08144

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 February 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

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S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 24, 1990

B.H.B. INC.
P.O. BOX 157
HAZELTON, ID 83335

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P36-08144

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

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

MICROFILMED

FEB 16 1990

Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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FEB 10 1990

RCE OF WATER

TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USE	INCHES PER ACRE	FEET PER ACRE	RIGHT NUMBER	STAGE	STATUS	PRIORITY DATE	SOURCE OF WATER
09S	20E	16.	NESH	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NHSH	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SESH	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SHSH	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
		17	NENE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NHNE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SENE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SHNE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NESE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NHSE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SESE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SHSE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
		19	NHSH	07	A	.8521	*	4.00 36-2564	L	L		02-08-1963	GROUNDWATER
			SESH	13	A	.8521	*	4.00 36-2564	L	L		02-08-1963	GROUNDWATER
			SHSH	38	A	.8521	*	4.00 36-2564	L	L		02-08-1963	GROUNDWATER
		21	NENE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NHNE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SENE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SHNE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NESE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			NHSE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SESE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SHSE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
		22	NENE	40	A	1.0000	*	36-7715	P	P		05-26-1977	GROUNDWATER
			NHNE	40	A	1.0000	*	36-7715	P	P		05-26-1977	GROUNDWATER
			SENE	10	A	1.0000	*	36-7715	P	P		05-26-1977	GROUNDWATER
			SHNE	04	A	1.0000	*	36-7885	P	P		12-28-1979	GROUNDWATER
			NESE	33	A	1.0000	*	36-7885	P	P		12-28-1979	GROUNDWATER
			NHSE	20	A	1.0000	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SESE	20	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
			SHSE	40	A	1.1065	*	36-7416	P	P		12-06-1973	GROUNDWATER
		24	NENE	40	A	1.0000	*	36-8010	P	P		10-30-1981	GROUNDWATER
			NHNE	40	A	1.0000	*	36-8010	P	P		10-30-1981	GROUNDWATER
			SENE	40	A	1.0000	*	36-7922	P	P		06-26-1980	GROUNDWATER
			SHNE	40	A	1.0000	*	36-7922	P	P		06-26-1980	GROUNDWATER
			NESE	35	A	.8821	*	4.00 36-2654	L	L		08-09-1966	UNPAVED STREAM
			NHSE	34	A	1.0000	*	4.00 36-7378	L	L		09-12-1973	GROUNDWATER
			SESE	35	A	.8821	*	4.00 36-2654	L	L		08-09-1966	UNPAVED STREAM
			SHSE	34	A	1.0000	*	4.00 36-7378	L	L		09-12-1973	GROUNDWATER
			NESE	40	A	1.0000	*	36-7922	P	P		06-26-1980	GROUNDWATER
			NHSE	40	A	1.0000	*	36-7922	P	P		06-26-1980	GROUNDWATER
			SESE	35	A	.8821	*	4.00 36-2654	L	L		08-09-1966	UNPAVED STREAM
			SHSE	34	A	1.0000	*	4.00 36-7378	L	L		09-12-1973	GROUNDWATER
			NESE	35	A	.8821	*	4.00 36-2654	L	L		08-09-1966	UNPAVED STREAM
			NHSE	34	A	1.0000	*	4.00 36-7378	L	L		09-12-1973	GROUNDWATER
		27	NENE	20	A	1.0000	*	36-7494	L	L		08-12-1974	GROUNDWATER
			NHNE	40	A	1.0000	*	36-7494	L	L		08-12-1974	GROUNDWATER
			SENE	20	A	1.0000	*	36-7494	L	L		08-12-1974	GROUNDWATER
			SHNE	30	A	1.0000	*	36-7494	L	L		08-12-1974	GROUNDWATER

B.6.

510 1 6 1990

OF WATER

TOWNSHIP	RANGE	SECTION	TRACT	LOT	ACRES	USE	INCHES PER ACRE	ACRE FEET PER ACRE	RIGHT NUMBER	STAGE	STATUS	PRIORITY DATE	SOURCE OF WATER
095	20E	27	NENH	40	A	1.065	*	36-7416	P	L	12-06-1973	GROUNDWATER	
			NENH	20	A	1.0000	4.00	36-7494	P	L	08-12-1974	GROUNDWATER	
		28	NENH	20	A	1.065	*	36-7416	P	L	12-06-1973	GROUNDWATER	
			SENH	30	A	1.0000	4.00	36-7494	P	L	08-12-1974	GROUNDWATER	
		29	NENH	40	A	1.065	*	36-7416	P	L	12-06-1973	GROUNDWATER	
			NENH	40	A	1.065	*	36-7416	P	L	12-06-1973	GROUNDWATER	
		30	SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	UNPAVED STREAM	
			NENH	40	A	1.065	4.00	36-2464	S	L	02-08-1963	GROUNDWATER	
		31	NENH	40	A	1.065	4.00	36-2464	P	L	02-08-1963	GROUNDWATER	
			SENH	40	A	1.4285	*	36-7977	P	L	04-07-1981	WASTE WATER	
		32	NENH	40	A	1.4285	*	36-7977	P	L	04-07-1981	WASTE WATER	
			SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	UNPAVED STREAM	
		33	NENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
			SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
		34	NENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
			SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
		35	NENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
			SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
		36	NENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
			SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER	
37	NENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER			
	SENH	40	A	1.4285	*	36-4049	S	L	04-30-1947	WASTE WATER			
095	21E	01	SENH	40	A	1.0000	*	36-7400	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		02	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		03	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		04	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		05	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		06	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		07	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		08	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
			SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
		09	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER	
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	SENH	40	A	1.0000	*	36-7500	P	L	07-29-1975	GROUNDWATER			

RECEIVED AFFIDAVIT of PUBLICATION
JAN 03 1990

State of Idaho, }
County of Jerome } SS.

Patty Nance G. Manigoe, 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 28 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 25th day of Dec., 1989, and the date of the last publication was on the 27th day of Dec., 1989.

Patty Nance
Subscribed and sworn to before me this 2 day of Jan, 1990.
(SEAL)

Norma DeVoe
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 28

Lines tabular at _____ 6¢/Pica
Lines straight at 17.55 5¢/Pica
Subsequent lines at 14.04 4¢/Pica
TOTAL COST 31.59

COPY OF NOTICE

(Paste Here)

Applicable Water Right
TITLE OF NOTICE
C.B.B. Inc.

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Water Res.
BILL TO
Below

Page C-4

North Side N

Legal Notice

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT
38-08144

B.H.B. INC.
P.O. BOX 157
HAZELTON, ID 83335
Source: GROUNDWATER
Diversion Pt: NENE Sec. 27 T09S R 20E
Use: IRRIGATION (1,000 CFS)
Total Diversion: (1,000 CFS)
Date Filed: 2/02/1990
In: T09S R20E S22 SE1/4 SWSE
S27 NENW
50.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mall, Boise, Idaho 83720 on or before JANUARY 10, 1990.

R. Keith Higginson
Director
N44081

Pub: 12-20, 27

No. 3622

114051 FEB 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

DECEMBER 13, 1989

Northside News
Box 468
Jerome, ID 83338

Dear Legal Dept.:

Enclosed you will find legal notices 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 JANUARY 10, ~~1989~~ 1990

Yours truly,

SHARLA CURTIS
Secretary

Encl.

MICROFILMED

FEB 16 1990

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08144

B.H.B. INC.
P.O. BOX 157
HAZELTON, ID 83335

Source: GROUNDWATER

Diversion Pt: NENE Sec 27 T 09S R 20E

Use: IRRIGATION (1.000 CFS)
Total Diversion: (1.000 CFS)

Date Filed: 2/02/1983

In: T09S R20E S22 SESW SWSE
S27 NENW

50.0 ACRES TOTAL

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Published 12/21/1989 & 12/28/1989

R. Keith Higginson, Director

RECEIVED
FILMED

FEB 16 1990

BHB, INC.
P.O. Box 157
Hazelton, ID 83335

December 11, 1989

UPS -- NEXT DAY AIR

Idaho Department of Water
Resources
Attn: Tim Luke
1301 North Orchard
Boise, ID 83706

RECEIVED
DEC 12 1989

Department of Water Resources

Re: BHB, Inc.
Application for Permit No. 36-8144

Dear Mr. Luke:

Per our telephone conversation of last week, I have completed and herewith enclose the IDWR questionnaire forwarded under cover of October 23, 1989. We are most interested in pursuing the completion of this application.

I apologize for our delay in responding, but as I explained over the telephone, my father's untimely death prevented a more prompt response. It is my hope that you will be able to publish the notice for our application on this Wednesday's deadline.

Thank you for your promptest attention, and if you have any questions, please feel free to contact me.

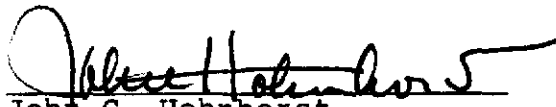
Very truly yours,

BHB, INC.

RECEIVED

FEB 16 1990

By:


John C. Hohnhorst
President

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED

DEC 12 1989

Application No. 36-8144

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes X No

b. If you are not the propoerty owner, please describe the arrangement enabling you to develop the proposed project.

NOT APPLICABLE

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes No X

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain restrictions and/or conditions. You may be asked to verify uses established prior to October, 1984.)

NOT APPLICABLE

3. Please state the number of acres you have irrigated under this application since October 1, 1984. NONE

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 50 ACRES

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

APPLICANT ALREADY OWNS PERMIT NO. 36-7494, WHICH IS USED TO IRRIGATE ADJACENT ACREAGE. WE PLAN TO DIVERT UNDER THIS APPLICATION FROM SAME WELL SOURCE

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

BHB INC
Applicant By John C. Haberman, PRESIDENT Date 12/11/89

RECEIVED

FEB 16 1990

page 2

IDAHO DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

MICROFILMED

FEB 16 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 5, 1989

B.H. B. Inc.
Box 157
Hazelton, ID 83335

Re: Application for Permit No. 36-8144

Dear Applicant(s):

RECEIVED
12-6-89
S. Curtis

NOTICE OF PENDING ORDER VOIDING APPLICATION

On February 2, 1983, you filed with the Department of Water Resources (Department) Application for Permit No. 36-8144 which proposed the diversion of 1.0 cubic feet per second from groundwater for the irrigation of 50 acres.

The Department mailed a letter and questionnaire to you on October 23, 1989 in connection with the application. The letter provided notice that the Department was reviewing the application in connection with development which was not complete prior to October 1, 1984.

This letter also requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaire within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this letter is to provide a second and final opportunity for you to submit the requested information. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Water Appropriation Rule 4,5,1.

If no development has been completed as proposed by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. Please note, if you are using water under this right, 36-8144, the Department may issue an order requiring you to cease diverting the water.

Please feel free to contact me if you have any questions concerning this matter.

Sincerely,

Timothy J. Luke

TIM LUKE

Sr. Water Resource Agent

INDEXED

FEB 16 1990

Enclosure
cc: Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 23, 1989

RE: APPLICATION FOR PERMIT NO. 36-8144

DEAR APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under your application.

Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, the department asks that you complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments and/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water.

Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the department to void the application.

RECEIVED

FEB 16 1990

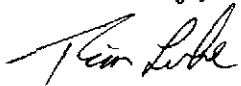
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information should be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

TL:sc

cc: Region

MICROFILMED

FEB 16 1990