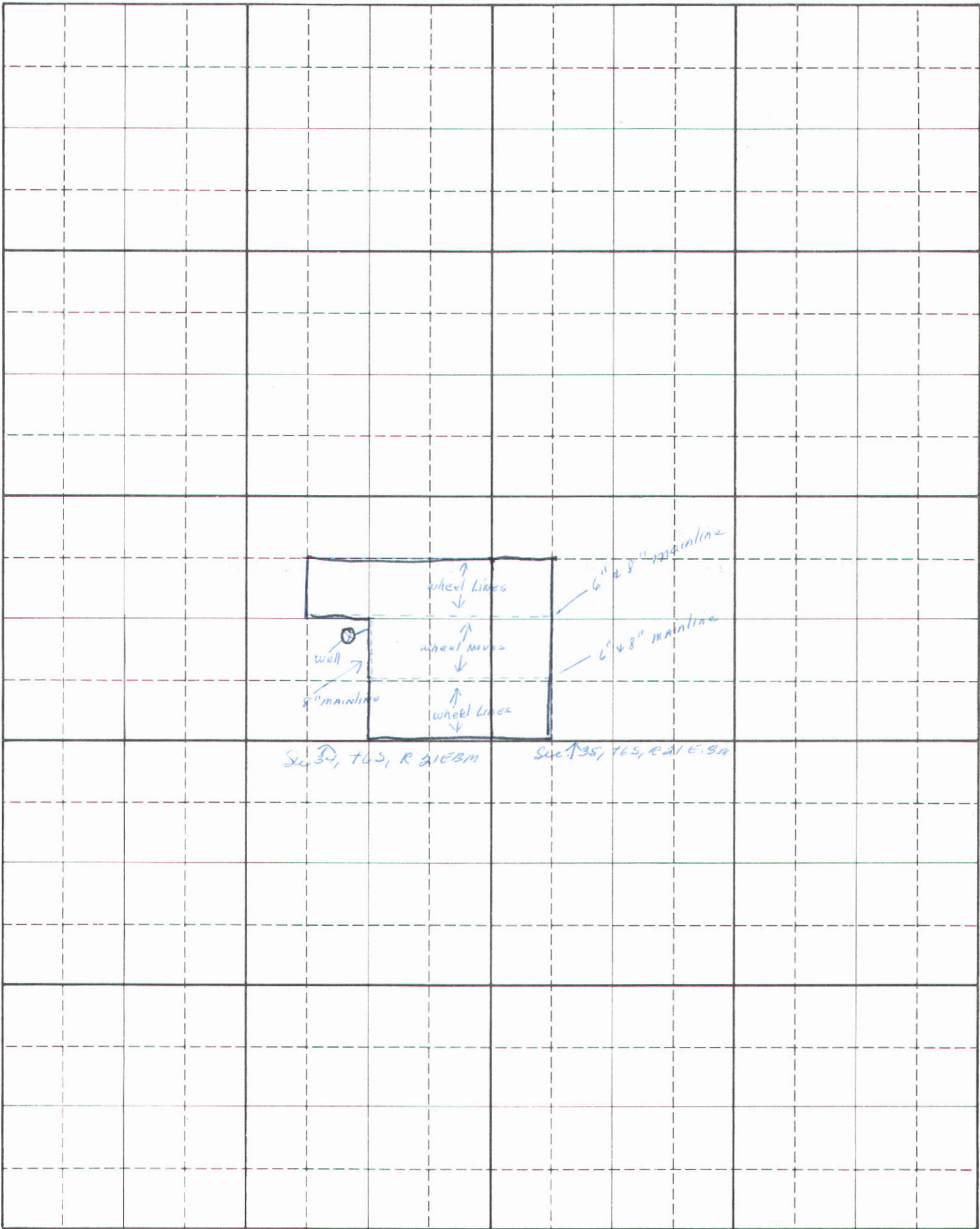


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Vernon C. Phillips
(Applicant)
Marilyn L. Phillips

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Laray Hammel, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 10 day of February

1977, and the date of the last publication was on the 17

day of February, 1977.

Laray Hammel

Subscribed and sworn to before me this 17

day of February, 1977.
(SEAL)

Margaret Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice 36

Number of Insertions 36

Lines tabular at 315c

36 Lines straight at 21c

36 Subsequent lines at 15c

TOTAL COST

7.56
5.40
12.96

COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

Vernon Phillips
PLAINTIFF ATTORNEY

No 36-7674

DEFENDANT

PLAINTIFF

BILL TO

Wright of Water
Resources
1041 Blue Lake Blvd N
Twin Falls, Id
83301

NOTICE OF APPLICATION FOR WATER PERMIT

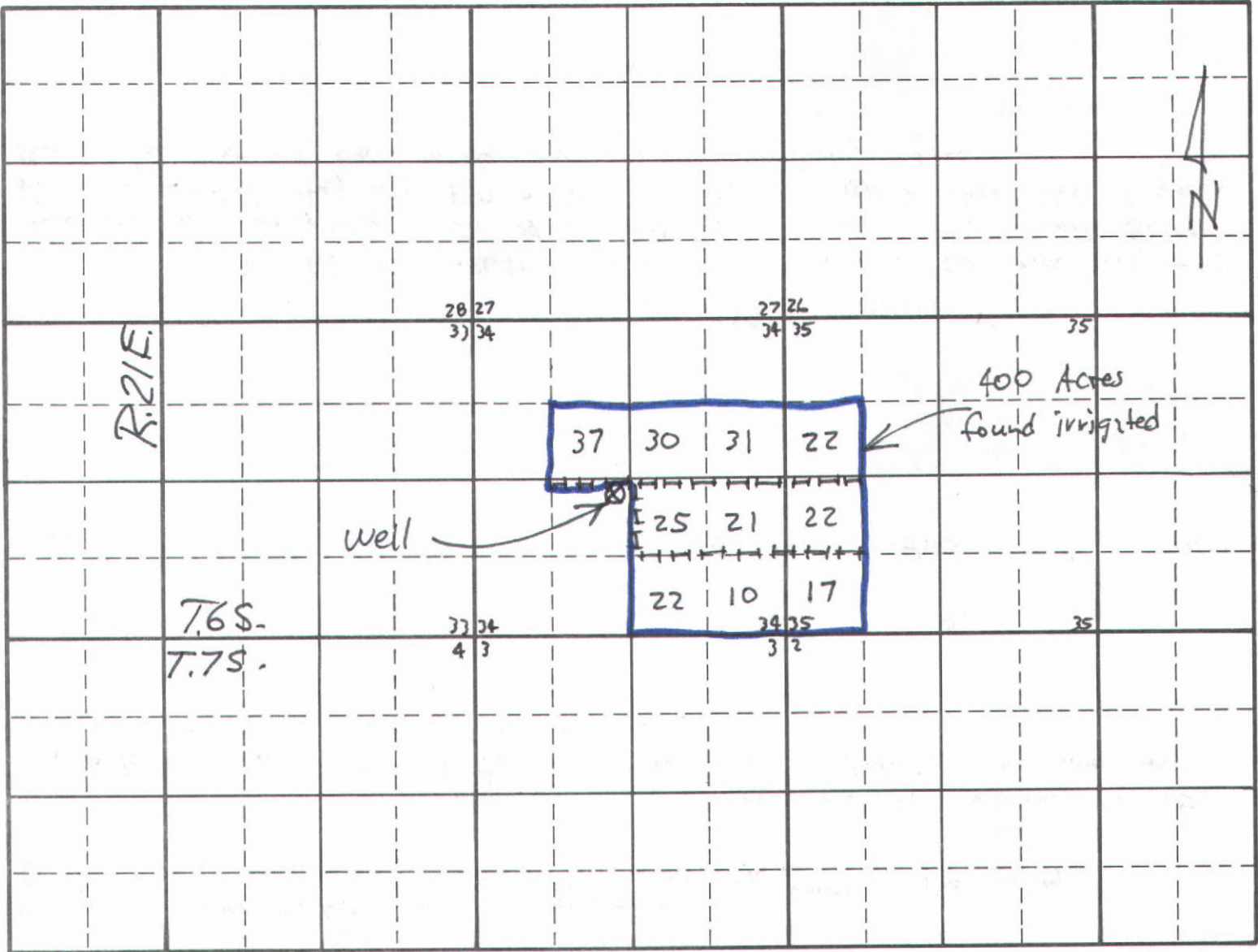
Notice is hereby given that Vernon C. Phillips Route #3, Rupert, Idaho 83350 has on 1/28/77 submitted Application No. 36-7674 for a permit to appropriate 4.74 cubic feet per second of water from ground-water by means of 300 h.p. U.S. motor and Winthroath pump with 100 h.p. Lincoln motor and Paca booster pump together with 2 miles of main line, 15 wheel lines, and 6 hand lines within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, Twp. 6 S, Rge. 21 E., B.M., Lincoln County to be used from April 1 to Nov. 1 for irrigation purposes of 237 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 35, Twp. 6 S, Rge. 21 E., B.M., Lincoln County. If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before February 28, 1977.

/s/ R. Keith Higginson
Director

Pub: 2-10, 17

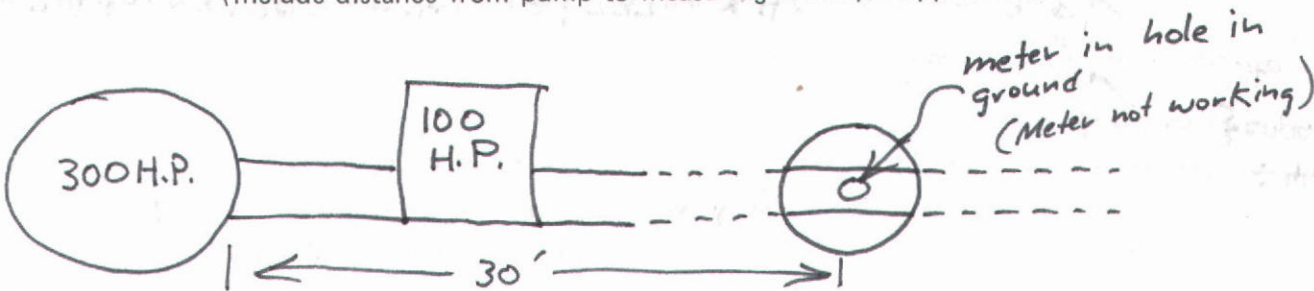
MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 SW 1/4 of Sec. 34, T.6S., R.21E., B.M.
(See Remarks)

Place(s) 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	
6S.	21E.	34			30	31				37					21	25	22	10	176
6S.	21E.	35							22			22	17						61

237

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

Examiner's Signature [Signature]
 Date 7/3/80

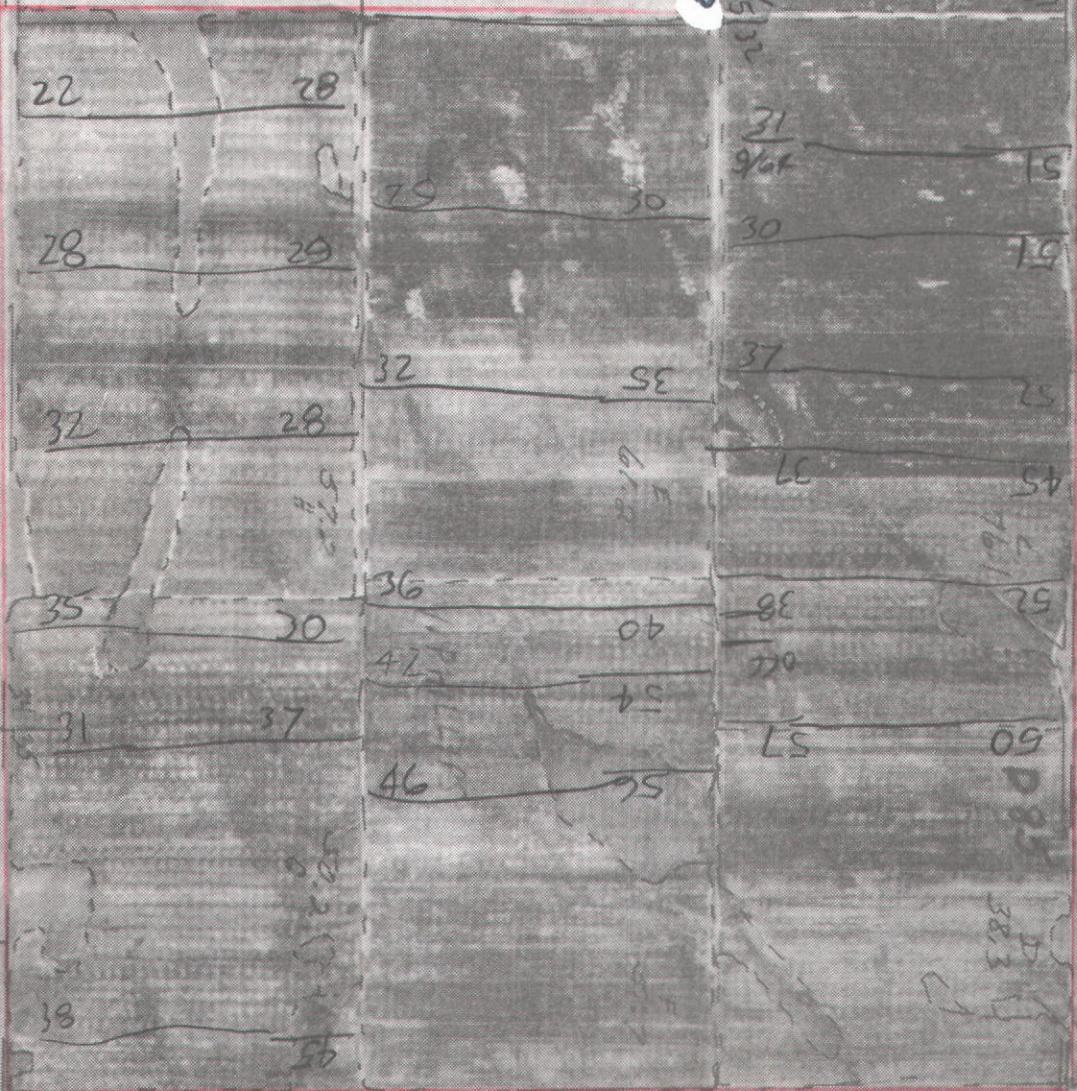
Checked by [Signature]
 Date 9-2-80

Approved by [Signature]
 Date 1/7/81

33 34 NOT TO SCALE

21

well



16063-177

105

36-7674

"NOT TO SCALE"

Scale 1" = 40 feet

- wooden stake
- iron peg $\frac{1}{2}$ " x 24"
- ⊙ iron peg $\frac{5}{8}$ " x 30"
- ⊙ Brass Cap
- Well

Engineer's Statement

Eugene D. Moon, a licensed engineer No. 2255, states he was employed by _____ to make a survey of the irrigation well and ditches as described and shown on this map; that the survey of said works was made under his direct authority, commencing on the 15th day of March 1972, and ending on the 16th day of March 1972; and that such survey is accurately represented upon this map.

Eugene Dunell Moon
4-2-1972

LINCOLN County - STATE of IDAHO

Applicant's Certificate

This is to certify that Eugene D. Moon who subscribed the statement hereon is the person employed by the undersigned applicant to prepare this map, which has been adopted by the applicant as the approximate final location of the works thereby shown; and that this map is filed as a part of the complete application, and in order that the applicant may obtain the benefits of the act of March 3, 1891 (26 Stat. 1101) as amended; and I further certify that the right-of-way herein described is desired for an irrigation well and ditches

MICROFILMED

Original

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7674 Priority January 28, 1977 Amount 4.74 cfs

THIS IS TO CERTIFY, that VERNON C. PHILLIPS
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 36-7674 issued pursuant to Application for Permit dated January 28, 1977,
and has submitted proof to the Department of Water Resources on February 27, 1980,
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 4.8 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>April 1</u> to <u>November 1</u>	at <u>4.74</u> cfs and	<u>948</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 4.74 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
948 acre feet per year, said waters to be diverted within the NE 1/4 SW 1/4, Sec. 34, Twp. 6S,
Rge. 21E, B.M. in the County of Lincoln

Description and location of place of use:

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	
6S	21E	34			30	31				37					21	25	22	10	176
		35							22		22	17							61

Total number of acres irrigated 237

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, affixed at Boise, Idaho, this 30 day of

January, 19 81.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 36-7679 }

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

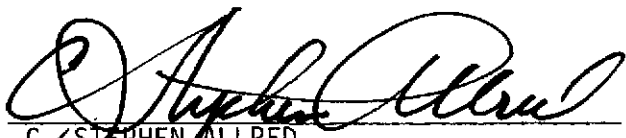
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

RECORDED
INDEXED

Identification No. _____

Application No. 36-7674

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Vernon C. Phillips Phone: 532-4178
post office address Route #3, Rupert, Idaho 83350
2. Source of water supply ground-water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 6 S
Range 21 E B.M. Lincoln County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
4.74
Amount cfs for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 4.74 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 300 h.p. U. S. motor and
Winthroath pump with 100 h.p. Lincoln motor and Paco booster pump
together with 2 miles of main line, 15 wheel lines, and 6 hand lines.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 20 inches; proposed depth of well is 580 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years.
b. Estimated construction cost is \$150,000.00.
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: _____ hp 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

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

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	
6 S	21EBM	34			30	31				37					21	25	22	10	176
6 S	21EBM	35							22			22	17						61

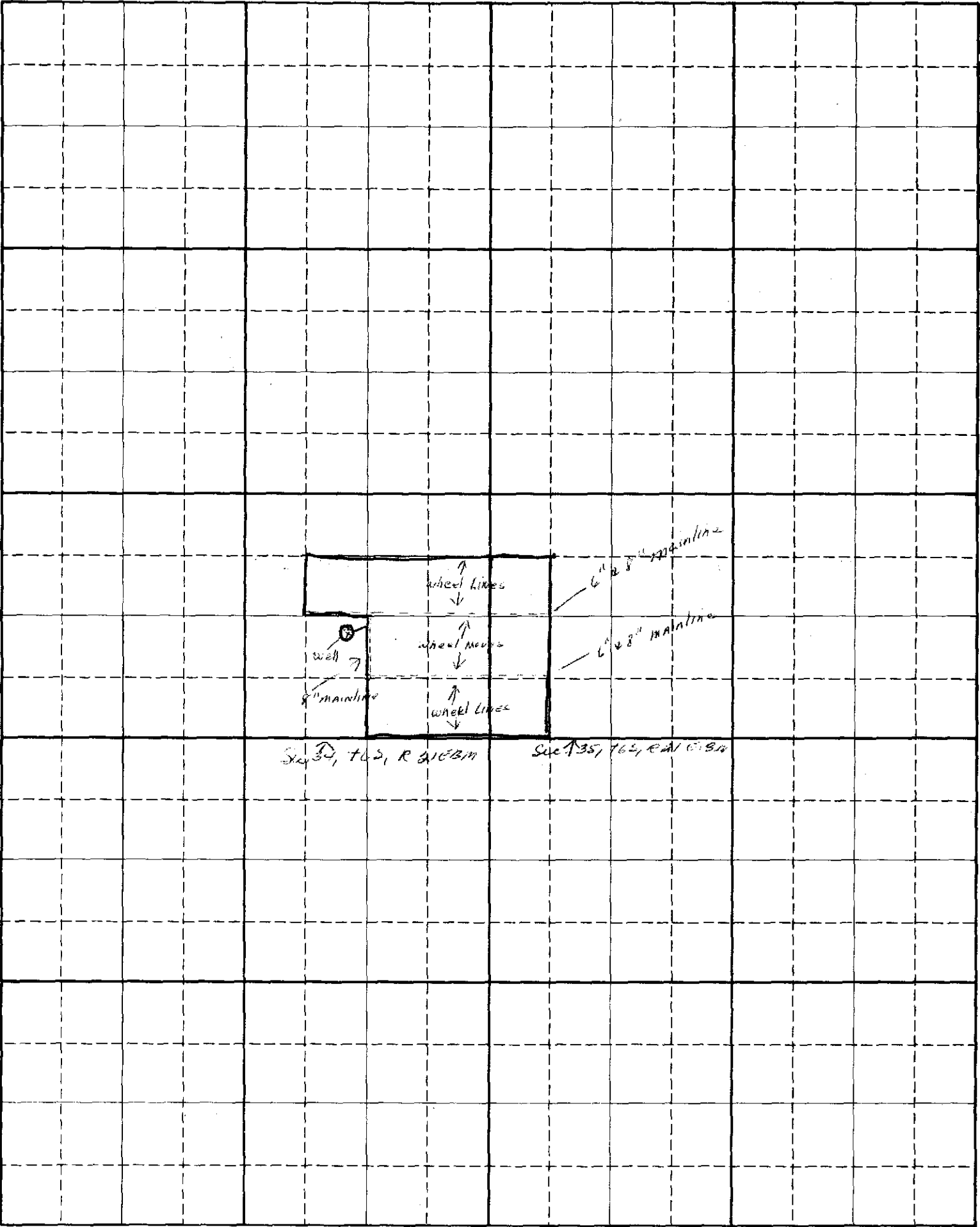
Total number of acres to be irrigated 237

c. Describe any other water rights used for the same purposes as described above. License No. G-32717/36-2641 and G-32716/36-2641 representing water used on lands within the above subdivisions and not described.

9. a. Who owns the property at the point of diversion United States
 b. Who owns the land to be irrigated or place of use Vernon C. Phillips & Marilyn Phillips, husband and wife
 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 The applicant has a Bureau of Land Management Right-of-Way, No I-6444, dated October 31, 1973 to operate the irrigation pump, well and sprinkler lines to applicant's property

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.

Vernon C. Phillips
(Applicant)
Marilyn L. Phillips

RECEIVED

FEB 1 1977

Department of Water Resources
Southern District Office

Proposed Priority 1/28/77

Received by LS Date 1/28/77 Time 3:30
Preliminary check by MS Fee \$65.00 Rec'd. # 2328

Received by SB Date 2/1/77

Publication prepared by SB Date 2/2/77

Published in Lincoln County Journal

Publication dates 2/10 & 2/17/77

Publication approved SB Date 2/9/77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by MS

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. 36-7674, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 80.
- Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 4 day of March, 19 77.

R. Paul Higgins
Director

AFFIDAVIT of PUBLICATION

COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

Vernon Phillips

PLAINTIFF ATTORNEY

No 36-7674

DEFENDANT

PLAINTIFF

BILL TO

Adpt of Water
Resources
1041 Blue Lake Blvd N
Twain Falls, Id
83301

ok
SB
2/18/77

State of Idaho, }
County of Lincoln } SS.

Larry Hammel, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 10 day of February

1977, and the date of the last publication was on the 17

day of February, 1977.

Larry Hammel

Subscribed and sworn to before me this 17

day of February, 1977.

(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice 36

Number of Insertions 36

Lines tabular at 315c

36 Lines straight at 21c

36 Subsequent lines at 15c

TOTAL COST 12.96

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Vernon C. Phillips Route #3, Rupert, Idaho 83350 has on 1/28/77 submitted Application No. 36-7674 for a permit to appropriate 4.74 cubic feet per second of water from ground-water by means of 300 h.p. U.S. motor and Winthroath pump with 100 h.p. Lincoln motor and Paca booster pump together with 2 miles of main line, 15 wheel lines, and 6 hand lines within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, Twp. 6 S, Rge. 21 E., B.M., Lincoln County to be used from April 1 to Nov. 1 for irrigation purposes of 237 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 35, Twp. 6 S, Rge. 21 E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Idaho Blvd., North Twin Falls, Idaho.

Pub: 2-18-77

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM

Dave

DATE

2/3

TO

Jim

SUBJECT

Norm's question prompted me to look more closely at the p.d. on this one. All three water rights appear to draw from the same well. Please check w/ BLM by mail to find the actual location of the well. Then we need a limiter on the license based on rate of flow so let's prepare a new license.

We will also need either an amendment on the permit or another set of amended licenses for 36-2640 #41

Dave

SIGNATURE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7674 Priority January 28, 1977 Amount 4.74 cfs

THIS IS TO CERTIFY, that VERNON C. PHILLIPS
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 36-7674 issued pursuant to Application for Permit dated January 28, 1977,
and has submitted proof to the Department of Water Resources on February 27, 1980,
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 4.8 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use an
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from April 1 to November 1</u>	<u>at 4.74 cfs and</u>	<u>948 acre feet</u>
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____

(both dates inclusive)

Subject, however, to the condition that no more than 4.74 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
948 acre feet per year, said waters to be diverted within the NE 1/4 SW 1/4, Sec. 34, Twp. 6S,
Rge. 21E, B.M. in the County of Lincoln

Description and location of place of use:

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	
6S	21E	34			30	31				37					21	25	22	10	176
		35							22			22	17						61

Total number of acres irrigated 237

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, affixed at Boise, Idaho, this 30 day of
January, 19 81.


Director



Overlap Review for licensing of 36-7674

License 36-2640

P/D NWSE Sec. 34 T6S R21E

P/U T6S R21E Sec. 34

SWNE (10)
NESW (1)
SWSE (18)

,

SENE (3)
NWSE (15)
SESE (30)

$$\frac{1.54 \text{ cfs}}{77 \text{ ac}} = .02 \text{ cfs/ac}$$

Capacity =

License 36-2641

P/D NWSE Sec. 34 T6S R21E

P/U T6S R21E Sec. 34
Sec. 35

SENE (9)
SWNW (18)
SWSW (23)

,

NESE (19)
NWSW (18)

$$\frac{1.74 \text{ cfs}}{87 \text{ ac}} = .02 \text{ cfs/ac}$$

Capacity =

No Overlap - License 36-7674 ~~seem only~~
 is to ~~be~~ bring total acres per tract up
 to 40 per tract. See photo w/field exam
 P/D NESW - NOT SAME well as in
 36-2640 & 36-2641
 RA 1/20/81

RECEIVED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

OCT 30 1980

Department of Water Resources

36-7674

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	5/28/80	ADM	
☐ Telephone call made: (List Telephone No. used)	6/27/80	ADM	532-4178
☐ Appointment scheduled for: (Date, time, location)	6/27/80	ADM	1:00 pm @ farmhouse near Norland

EXAMINATION

Date 6/27/80 Accompanied by Vernon Phillips Total Q measured 4.80 cfs

If source is surface water, estimate total flow of source

Methods of measurement	pressure gauge & nozzle orifice	Meets Permit requirements?	Yes
------------------------	---------------------------------	----------------------------	-----

Badger Meter installed but not working

Measurement calculations: (See Attached Sheet)

$$Q_{meas.} = 2155 \text{ gpm} \div 448.8 = 4.80 \text{ cfs} \left. \vphantom{Q_{meas.}} \right\} \text{ capacity}$$

Allow 4.74 amt. applied for.

$$V = 4.74 \times 214 \text{ daup} \times 1.9835 = 2011.98 \quad | \quad 237 \text{ Ac} \times 4.0 \text{ in reg} = 948 \checkmark$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
@ well	300	U.S. Motors	1246123	Wintroath	10075			
Dooster	100	Lincoln	1330983	Pacific	DLN53256A	Badger M0649524	Not Working	

System Description The pumping plant delivers via buried mainline network to 18 1/4 mile wheel-lines and 3 1/4 mile handlines. Note: 2 handlines not connected during field meas. of pump.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = **4.0** AFA/Acre

USE

Q (cfs)

V {afa}

FROM

TO

Irrig.

4.74

948.0

4-1

11-1

Total

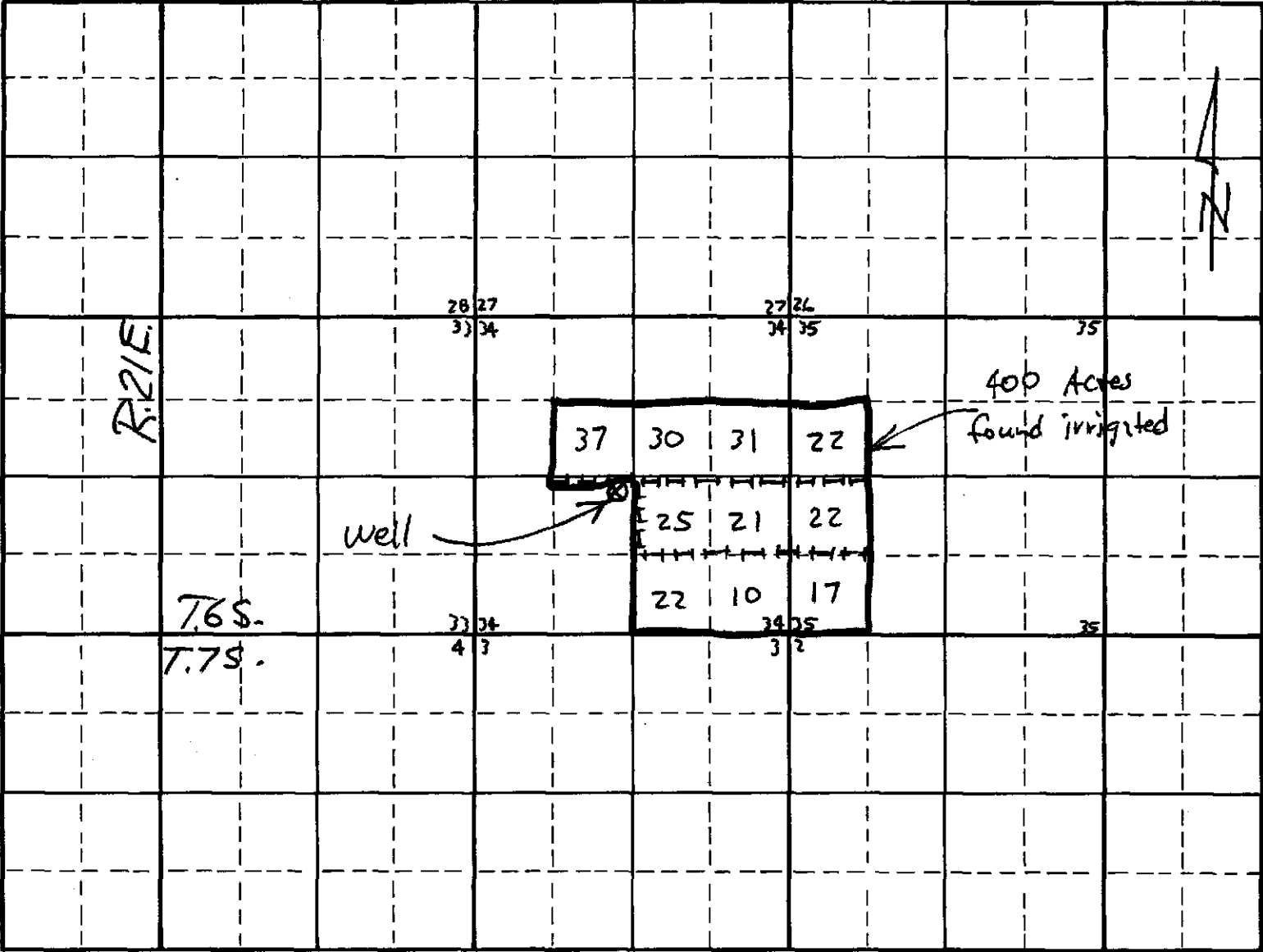
474

448.0

Remarks Lic. 36-2640 & 36-2641 cover 163 of the 400 acres irrigated, these lic. list NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec 7 & 25 P/D however in checking with BLM file No. I6444 they list P/D as recommended. It appears that these licenses should be amended back to the way they were originally issued.

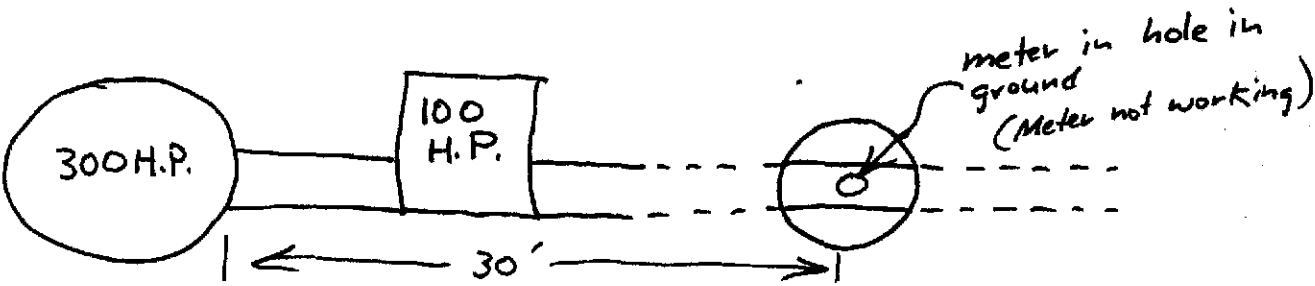
$$Vol. = (237 \text{ acres}) / (4.0 \text{ Af}_2/\text{acre}) = 948.0 \text{ Af}_2$$

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: NE 1/4 SW 1/4 of Sec. 34, T.6S., R.21E., B.M.
(See Remarks)

Place(s) 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	
6S.	21E.	34			30	31				37					21	25	22	10	176
6S.	21E.	35							22			22	17						61

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

Examiner's Signature: [Signature]

Checked by: [Signature]

Approved by: [Signature]

Date: 7/3/80

Date: 9-2-80

Date: 11/7/81

PRE-LICENSE FIELD EXAMINATION WORK SHEET

Date: 6/27/80 Permit #: 36-7674 Acreage Found _____

Use: _____ Amount Measured: _____ Use Period Verified: _____

Use: _____ Amount Measured: _____ Use Period Verified: _____

Use: _____ Amount Measured: _____ Use Period Verified: _____

Use: _____ Amount Measured: _____ Use Period Verified: _____

Is Water Co-Mingled or Exchanged? _____ Details: _____

Other Rights From Same Source: _____

Type of Measuring Device: _____ Condition: _____

Changes In P. D. or P. U.: _____

Amendment Made? _____

System Description: Diameter & Length of Main Line;

Type of System (handlines, wheelines, pivots, etc.); _____

Diameter & Length of Auxiliary Lines; _____

Sprinkler Heads;	P.S.I.	Nozzle Size	Series	G.P.M. /Head	No. of Heads	Total G.P.M.	C.F.S.
	25	9/64"	30	2.90	32		
	28.5	9/64"	30	3.08	32		
	30.0	9/64"	30	3.16	32		
	32.5	9/64"	30	3.28	32		
	34.0	9/64"	30	3.35	32		
	41.5	9/64"	30	3.70	32		
	29.5	9/64"	30	3.14	32		
	33.5	9/64"	30	3.33	32		
	38.0	9/64"	30	3.55	32		
	51.0	9/64"	30	4.07	32		
	48.0	9/64"	30	3.98	32		
	32.0	9/64"	30	3.26	32		
	43.0	9/64"	30	3.75	32		
	41.0	9/64"	30	3.67	32		
	40.5	9/64"	30	3.65	32		
	44.5	9/64"	30	3.82	32		
	41.0	9/64"	30	3.67	32		
	45.0	9/64"	30	3.84	32		
	53.5	9/64"	30	4.14	32		

Total (67.34 X 32) = 2155 gpm

IDENT. NO. 36-7674

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

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

May 28, 1980

Vernon C. Phillips
Route 2, Box 191A
Paul, ID 83347

Permit No. 36-7674

Dear Mr. Phillips:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in **Twin Falls.**

Sincerely,

RITA FLECK
Water Rights

cc: Alan D. McCombs
Federal Land Bank Assn.

Federal Land Bank Association of Gooding

507 Idaho Street
Gooding, Idaho 83330
Telephone: (208) 934-5655
ALAN D. MCCOMBS, Manager



RECEIVED

MAY 22 1980

May 21, 1980

Department of Water Resources

167844 - Phillips

Ms. Rita Fleck, Sr. Secretary
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Ms. Fleck,

Please advise our office if beneficial use has been submitted on permit No. 36-7474 - Vernon Phillips. If the license has been issued, please provide our office with a copy and bill us accordingly.

Thank you for your assistance in this matter.

Very truly yours,

Alan D McCombs

ALAN D. MCCOMBS
Manager

ADM/jg

RECEIVED

RECEIVED



FEDERAL LAND BANK ASSOCIATION OF GOODING

507 IDAHO STREET P. O. BOX 298

GOODING, IDAHO 83330



MS. RITA FLECK, SR. SECRETARY
DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



UNRECORDED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 36-2674.

Name(s) of Permit Holder: VERNON C. PHILLIPS - Marilyn Phillips

Post Office Address: RT 2 Box 1917 Pocatello, Idaho 83347

Tel. No. 438-0060

Source of Water: _____

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 237 (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

2-25-80
Date

Vernon C. Phillips
Signature of Permit Holder

RECEIVED

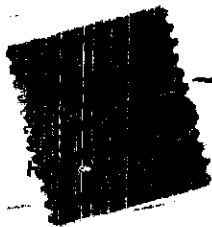
FEB 27 1980

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

VERNON C. PHILLIPS
RT. 2 Box 19
Pocatello, Idaho - 83347
FEB 27 1980 PM



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

161642

PHILLIPS, VERNON C.
RT. 3
RUPERT, ID 83350

DECEMBER 31, 1979

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 36-7674 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 29, 1980

Alan D. McCombs
Federal Land Bank Assn. of Gooding
507 Idaho Street
Gooding, ID 83330

Dear Mr. McCombs:

Re: 36-7401, 36-7516, 36-7475 and 36-7674

The status of the above referenced water rights is as follows:

36-7401 Omer K. Carter FLB 160118
Licensed (copy attached).

36-7516 Robert Grant, Jr. FLB 160187
Licensed (copy attached).

36-7475 Jerry Egersdorf FLB 160193
Beneficial use submitted. It is pending completion of
the field examination by the region.

36-7674 Vernon Phillips FLB 167833
Beneficial use has not been submitted. Permit holder
has been notified that it is due by March 1, 1980.

Please be advised that this office has billed your account for \$1.00 for
the copies of the licenses.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

MICROFILMED

FEDERAL LAND BANK ASSOCIATION OF GOODING

507 IDAHO STREET GOODING, IDAHO 83330

TELEPHONE: (208) 934-5655



ALAN D. MCCOMBS, MANAGER

January 24, 1980

Ms. Roberta Garrett
Records Supervisor
Department of Water Resources
Statehouse
Boise, Idaho

Dear Ms. Garrett,

Please advise our office if Proof of Application of Water to Beneficial Use has been submitted on the following:

Permit No. 36-7401	Omer K. Carter	FLB 160118
Permit No. 36-7516	Robert Grant, Jr.	FLB 160187
Permit No. 36-7475	Jerry Egersdorf	FLB 164193
Permit No. 36-7674	Vernon Phillips	FLB 167833

If licenses have been issued, please provide our office with a copy and bill us accordingly.

Thank you for your assistance in this matter.

Very truly yours,

Alan D McCombs.

ALAN D. MCCOMBS
Manager

ADM/jg



RECEIVED
JAN 26 1980
FEDERAL LAND BANK



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED

Director

August 16, 1979

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the Regional Office nearest to you.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosures

Northern Region Office
Rt. #5, Box 203 Government Way
Coeur d'Alene, Idaho 83814

Eastern Region Office
1515 Lincoln Street
Idaho Falls, Idaho 83401

Southern Region Office
1041 Blue Lake Blvd. North
Twin Falls, Idaho 83301

Western Region Office
92 S. Cole Road
Boise, Idaho 83705

MAILED

July 10, 1978

Re: Permit No. 36-7674

Vernon C. Phillips
Route #3
Rupert, ID 83350

Dear Mr. Phillips:

It has been brought to our attention that the Department failed to send you a copy of your approved Application for Permit No. 36-7674. Enclosed is a copy of this permit. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to either install and maintain a measuring device at your point of diversion or to provide the Department a certified measurement of the systems diversion capacity prior to submitting proof of beneficial use of water. We have enclosed a letter describing the different types of measuring devices accepted by this office.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

March 4, 1977

Re: Permits No. 34-7167
34-7168
34-7169

N. Merle &/or George R. Hone
Darlington, ID 83231

Gentlemen:

Enclosed are copies of your approved Applications for permit numbers, 34-7167, 34-7168, 34-7169. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copies of permits

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. VERON C. Phillips
36-7674

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

- (1) mls 2-1-77 In form to receipt
- (2) _____ Send Copies to:
_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management
- (3) mls 2-1-77 *rec'd*
_____ Request Special Use Permit from U.S.F.S.
☒ Request Easement from B.L.M.
_____ Request Information from Applicant
- (4) ADM 2-2-77 In form for advertising
- (5) _____ Platted on Map No. _____
- (6) _____ Located within Water District No. _____
- (7) mls 2-28-77 Critical groundwater area: yes _____ no ☒
- (8) mls 2-28-77 Groundwater levels:
_____ Declining, ☒ Stable, _____ Increasing
(comment) _____
- (9) _____ Other rights on the same place of use
- (10) _____ Comments: _____
- (11) SB 2/18/77 Affidavit of Publication received(date) _____
- (12) mls 2-28-77 Final date for protests 2/28/77
Protests received: yes _____ no ☒
- (13) _____ All requested information received from agencies or applicant: yes _____ no _____
- (14) mls 2-28-77 Action recommended:
☒ Approve _____ Deny
_____ Proposed Priority
_____ Reason for Reduction
☒ Measuring device required
_____ See attached sheet for other conditions of approval
_____ No special conditions for approval
- (15) District Southern By Michael Steele Date 2-28-77

Copy of App Sent to Boise 2/2/77 SB

MICROFILMED

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Idaho State Office
Room 398, Federal Building
550 W. Fort Street
Boise, Idaho 83702

No. 128161
RECORDED
NOV 14 1973
T. W. P. M.
LINCOLN COUNTY RECORDER

DECISION

RIGHT-OF-WAY GRANTED

Details of Grant

Return to: Registered Mail
Fred Engstrom
c/o L.P. Madden
Box 771
Boise, Idaho 83702

Serial number of grant: I-6444

Name of grantee: Fred Engstrom and Patricia M. Engstrom

Map showing the location and dimensions of grant:

Map designations: (No specific designation made)

Date filed: December 12, 1972

Permitted use by grantee: Irrigation pump, well and ditches

Authority for grant: Act of March 3, 1891 (26 Stat. 1101), as amended

Regulations applicable to grant:

Code reference: 43 CFR Parts 2800 and 2870

Date of grant: October 31, 1973

Expiration date of grant: 50 years

Rental: None

Amount:

When payable by grantee:

Terms and Conditions of Grant

Pursuant to the authority vested in the undersigned by Order No. 701 of the Associate Director, Bureau of Land Management, dated July 23, 1964, (29 F.R. 10526), as amended, a right-of-way, the details of which are shown above, is hereby granted subject to the following terms and conditions:

1. All valid rights existing on the date of the grant.
2. All regulations specified above.
3. Filing of proof of construction within five years of the date of the grant.
4. Further terms and conditions as follows:
 - (a) Pursuant to 43 CFR 2801.1-5, the District Manager, Shoshone, District Office, P. O. Box 2B, Shoshone, Idaho, has the authority to conduct all business with the grantee with respect to use of lands and disposition of resources, and the grantee is requested to contact him prior to the beginning of construction.
 - (b) Stipulations of Exhibit A, attached hereto and made a part hereof.

Vincent S. Strobel
Vincent S. Strobel, Chief
Branch of L&M Operations

MICROFILMED

original

STIPULATION
BUREAU OF LAND MANAGEMENT
RIGHT-OF-WAY I-6444

1. The permittee agrees in all operations under this permit to comply with the applicable State and Federal laws and regulations concerning the use of poisonous substances, including insecticides, herbicides, fungicides, rodenticides and other similar substances. Prior to the use of such substances on or near the right-of-way, the permittee shall obtain from the District Manager approval of a written plan for such use. The plan shall state the type and quantity of material to be used, the pest to be controlled, the method of application and such other information as he may require. All use of such substances on or near the right-of-way shall be in accordance with the approved plan. If the use of a poison is prohibited by the Secretary of the Interior, it shall not be used. If use of a poison is limited by the Secretary of the Interior, it shall be used only in accordance with that limitation.
2. Permittee shall survey and clearly mark the exterior limits of the right-of-way. All activities directly or indirectly associated with the construction or maintenance of this communication site must be conducted within the limits of the right-of-way.
3. Water from the well may be used for watering of authorized livestock. All operational costs occurring as a result of such watering will be reimbursed to the owner of the well by the person or persons using the water.

original

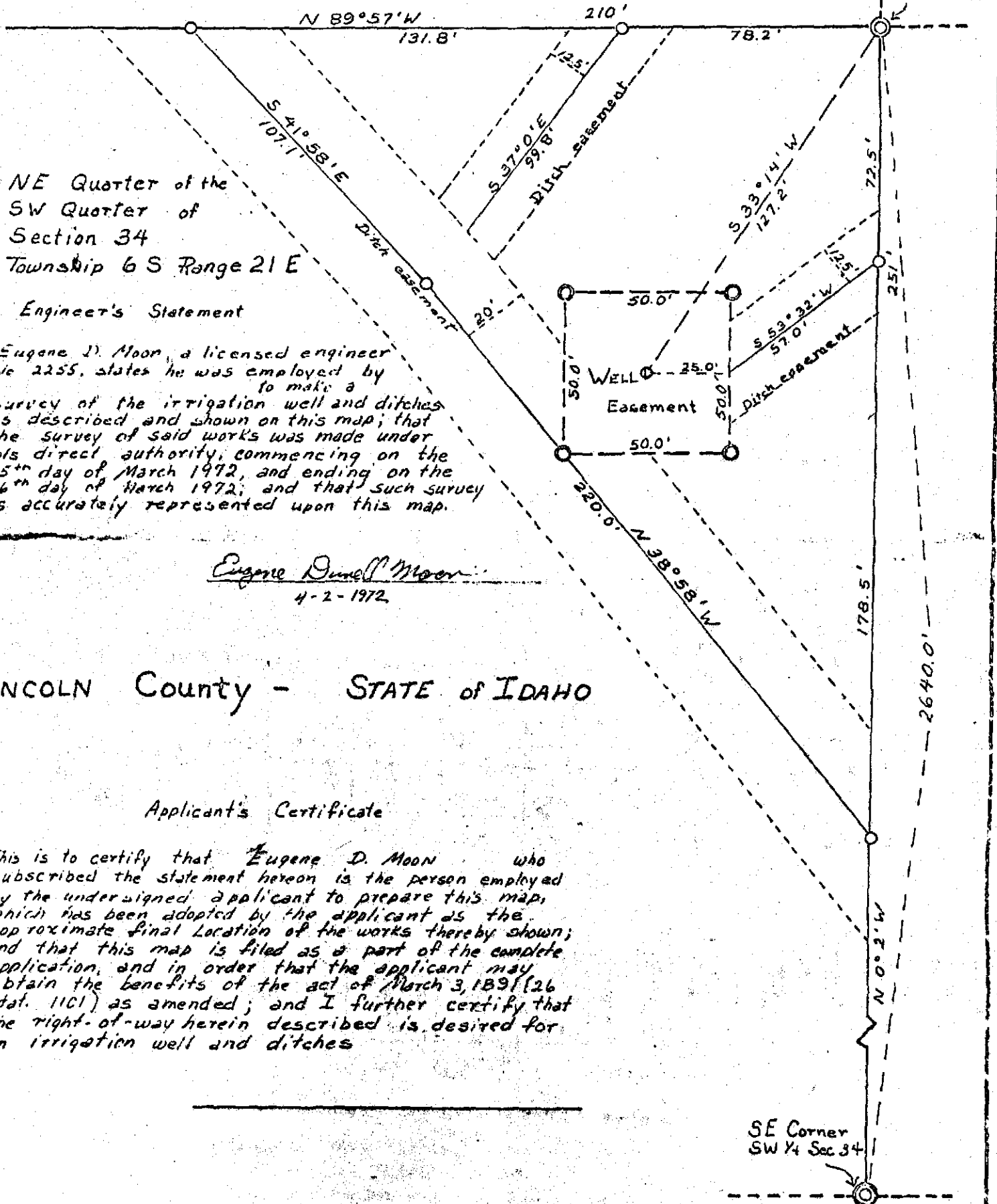
MICROFILMED

- LEGEND**
- Scale 1" = 40 feet
- wooden stake
- iron peg $\frac{1}{2}$ " x 24"
- iron peg $\frac{3}{8}$ " x 30"
- Brass Cap
- Well



NE Corner
NW $\frac{1}{4}$ Sec 34

NE Corner
SW $\frac{1}{4}$ Sec 34



NE Quarter of the
SW Quarter of
Section 34
Township 6 S Range 21 E

Engineer's Statement

Eugene D. Moon, a licensed engineer
No 2255, states he was employed by
to make a
survey of the irrigation well and ditches
as described and shown on this map; that
the survey of said works was made under
his direct authority, commencing on the
15th day of March 1972, and ending on the
16th day of March 1972; and that such survey
is accurately represented upon this map.

Eugene D. Moon
4-2-1972

LINCOLN County - STATE of IDAHO

Applicant's Certificate

This is to certify that Eugene D. Moon who
subscribed the statement hereon is the person employed
by the undersigned applicant to prepare this map,
which has been adopted by the applicant as the
approximate final location of the works thereby shown;
and that this map is filed as a part of the complete
application, and in order that the applicant may
obtain the benefits of the act of March 3, 1891 (26
Stat. 1101) as amended; and I further certify that
the right-of-way herein described is desired for
an irrigation well and ditches

MICROFILMED

Original

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Vernon C. Phillips

Route #3, Rupert, Idaho 83350

has on 1/23/77 submitted Application No. 36-7674

for a permit to appropriate 4.74 cubic feet per second ~~XXXXXX XXXX XXXX XXXX~~

of water from groundwater

by means of 300 h.p. U.S. motor and Winthroath pump with 100 h.p. Lincoln motor and
Paca booster pump together with 2 miles of main line, 15 wheel lines, and 6 hand lines.
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, Twp. 6 S, Rge. 21 E., B.M., Lincoln County

to be used from April 1 to Nov. 1

for irrigation purposes of 237 acres

within the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 34, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 35, Twp. 6S, Rge. 21 E., B.M.,

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or be-
fore February 28, 1977.

R. KEITH HIGGINSON

Director

Published in the Lincoln County Journal

on 2/10 and 2/17/77

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Vernon C. Phillips Route #3, Rupert, Idaho 83350 has on 1/28/77 submitted Application No. 36-7674 for a permit to appropriate 4.74 cubic feet per second of water from ground-water by means of 300 h.p. U.S. motor and Winthroath pump with 100 h.p. Lincoln motor and Paca booster pump together with 2 miles of main line, 15 wheel lines, and 6 hand lines within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, Twp. 6 S, Rge. 21 E., B.M., Lincoln County to be used from April 1 to Nov. 1 for irrigation purposes of 237 acres within the S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 34; NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 34; SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 35, Twp. 6 S, Rge. 21 E., B.M.,

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before February 28, 1977.

/s/ R. Keith, Higginson
Director *OK*

Pub: 2-10, 17 *SB*
2/9/77

February 2, 1977

Lincoln County Journal
P.O. Box 704
Shoshone, Idaho 83352

RE: Application For Permit #36-7674 - PHILLIPS, Vernon C.

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:sb

enclosure

Bill submitted: _____

UNPROFITABLE