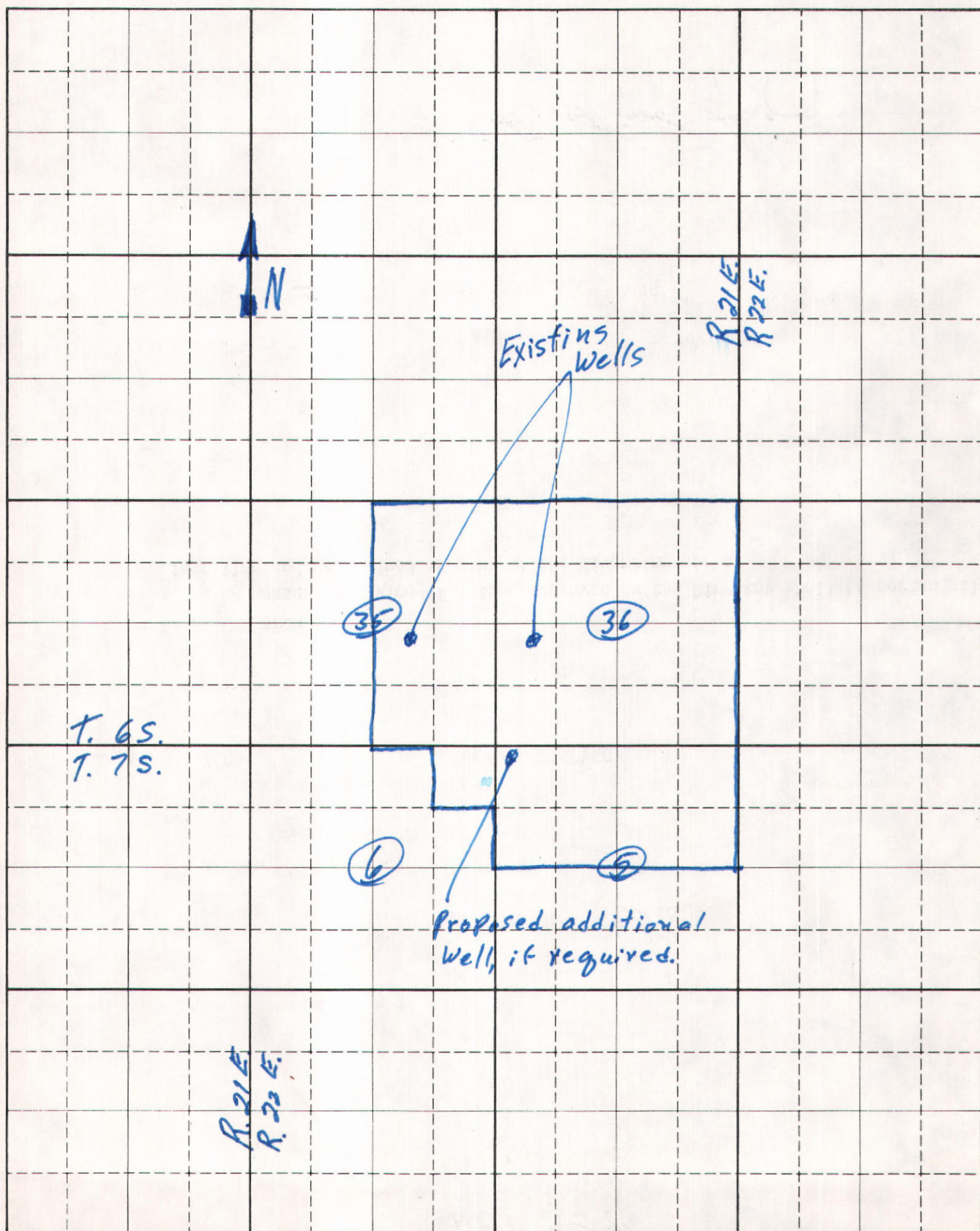


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Keith Jensen
(Applicant)

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Gooding } SS.

Kim R. Compton

being first duly sworn,
deposes and says that he is the printer (publisher) of the Gooding
County Leader, a newspaper published every week in Gooding, County
of Gooding, State of Idaho, that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive weeks prior to the first publication of the annexed notice, and is
a newspaper qualified to publish legal notices as provided by act of
the 1919 session of the legislature of the State of Idaho, known as
House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper
proper and not in a supplement; that the date of the first publication

of said advertisement was on the 12 day of February,

1976, and the date of the last publication was on the 19

day of February, 1976.

Kim R. Compton

Subscribed and sworn to before me this 19

day of February, 1976.
(SEAL)

Garmen Union
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 40 40

Number of Insertions 2 2

Lines tabular at 315c

40 Lines straight at 40 21c 8.40

40 Subsequent lines at 40 15c 6. -

TOTAL COST 14.40

COPY OF NOTICE

(Paste Here)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Keith Jergensen 2600 Maywood
Drive, Salt Lake City, Utah
84109 has on Feb. 3, 76 sub-
mitted Applicated No. 36-7604
for a permit to appropriate 15.20
cubic feet per second of water
from groundwater by means of
3 deep wells pumps with
motors; mainline and laterals
and sprinkler within the NW $\frac{1}{4}$ -
SE $\frac{1}{4}$, Sec. 35, Twp. 6S, Rge.
21E. NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Twp.
6S, Rge. 21 E. lot 4, Sec. 5 Twp.
7S, Rge. 22E, B.M. Lincoln,
County to be used from March
15 to Nov. 15 for irrigation of
1236.82 acres within the Section
36, Twp. 6S, Rge. 21E, E $\frac{1}{2}$ Sect.
35, Twp. 6 S. Rge 21 E. N $\frac{1}{2}$ Sec.
5, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 7 S.
Rge. 22 E. B.M. Lincoln,
County.

If issued, this permit will be
subject to all prior water rights.
Protests against the grant-
ing 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 March
1.

/s/ R. KEITH HIGGINSON
Director

Pub: 2-12, 19

ED

resources
fice

*O.K. cc
2-20-76*

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

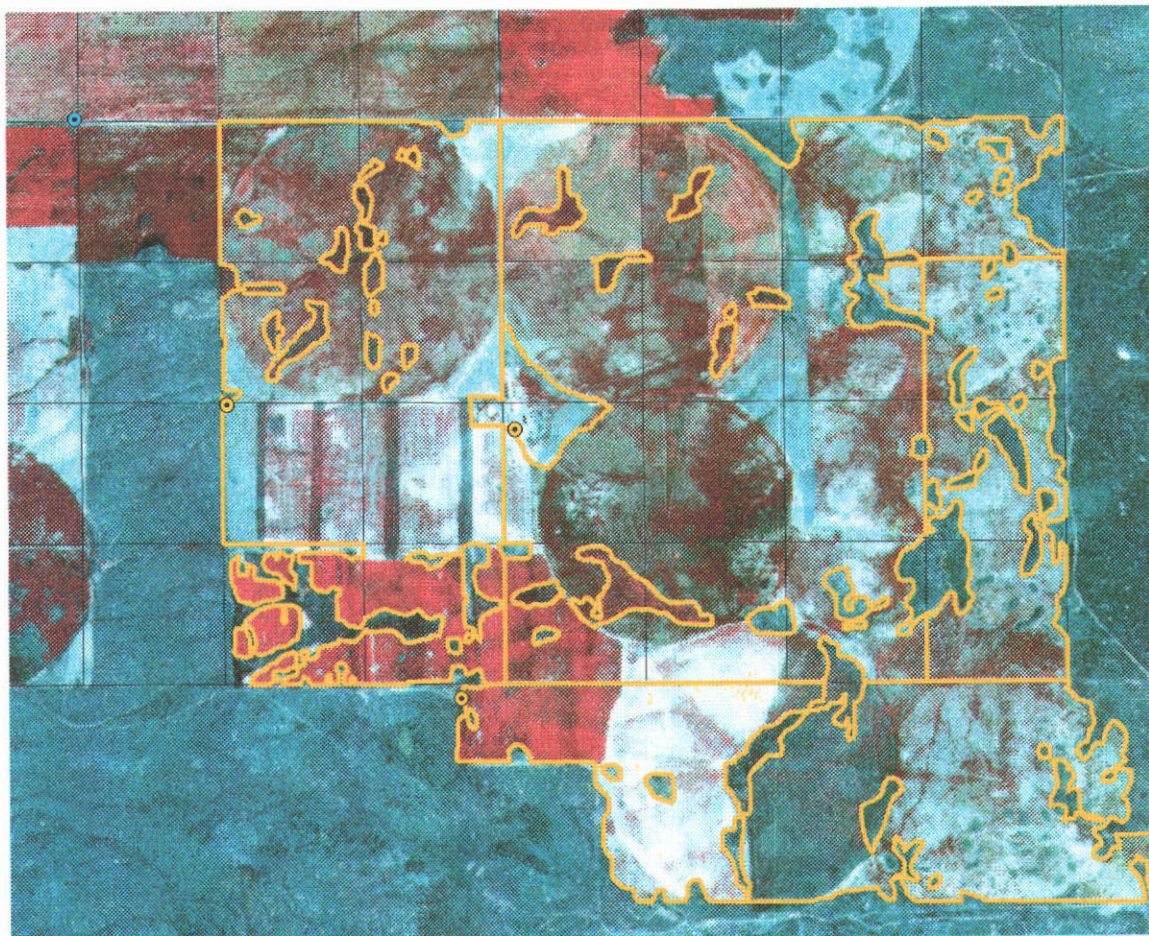
7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

11936

No 737

IDAHO DEPARTMENT OF WATER RESOURCES

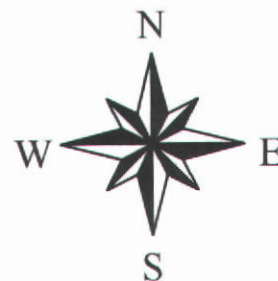
36-02448 & 36-02458
36-07604



660 0 660 Feet



TNS 6S, RNG 21E



● Recommended Point of Diversion

□ Recommended Place of use

— Section lines

□ Quarter/Quarter Lines

MICROFILMED

DEC 08 1997

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 1997
BY STEVE CLELLAND

MICROFILMED

R21E

26 25

35 36

POD

POD

35 36

6 5

POD

T
6
S

T
7
S

R22E

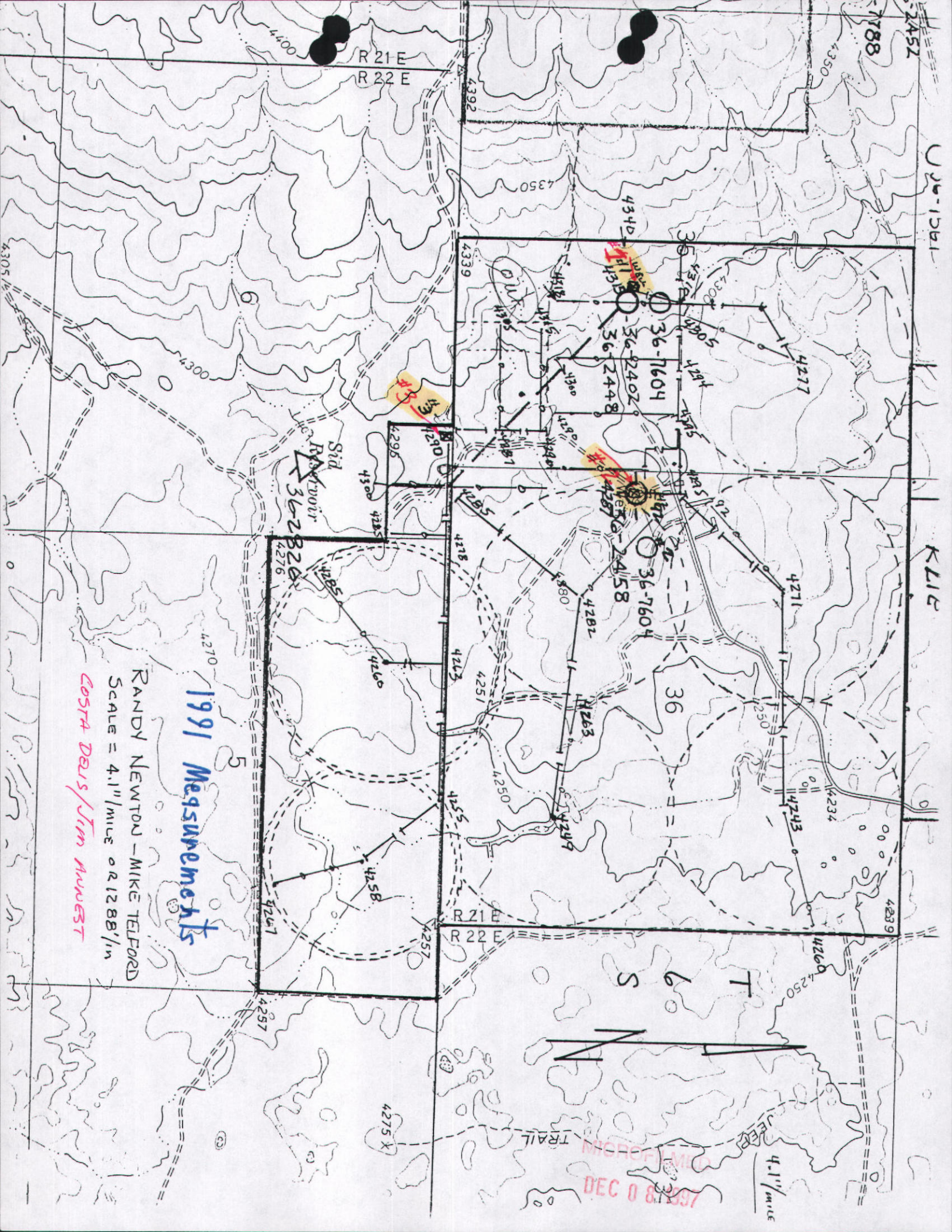
9/3/97
SW

36-2448

36-2458

36-7604

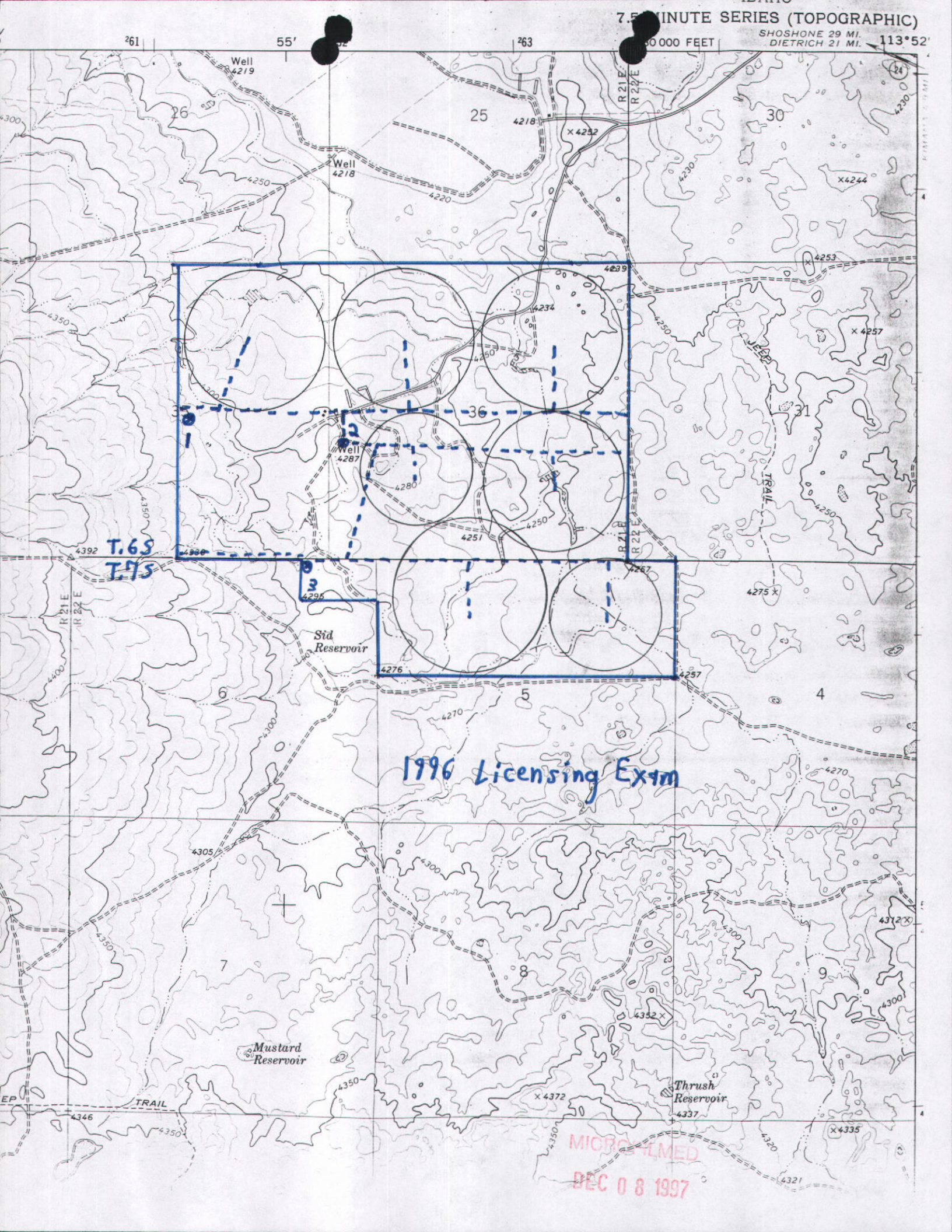
MICROFILMED
DEC 08 1997



1991 Measurements

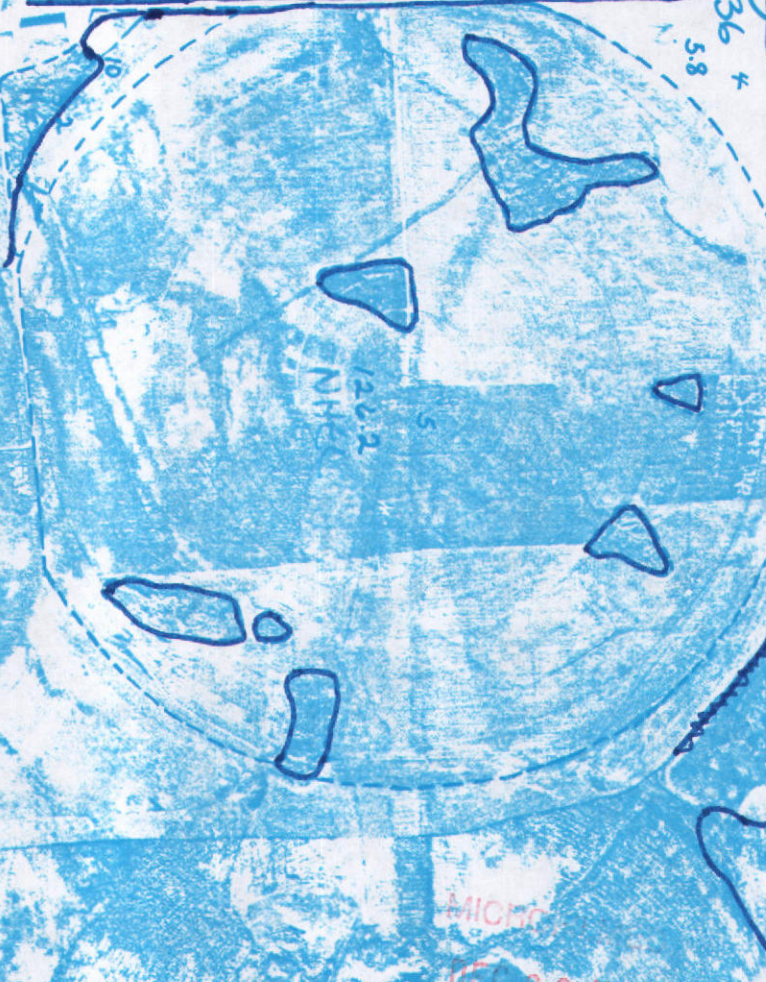
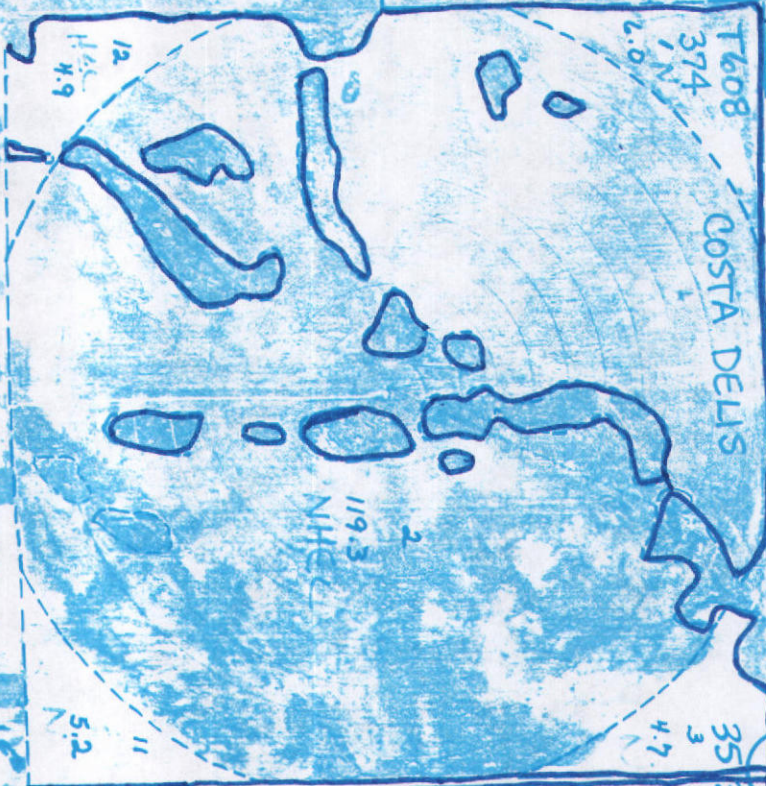
RANDY NEWTON - MIKE TELFORD
Scale = 4.1"/mile or 1288'/in

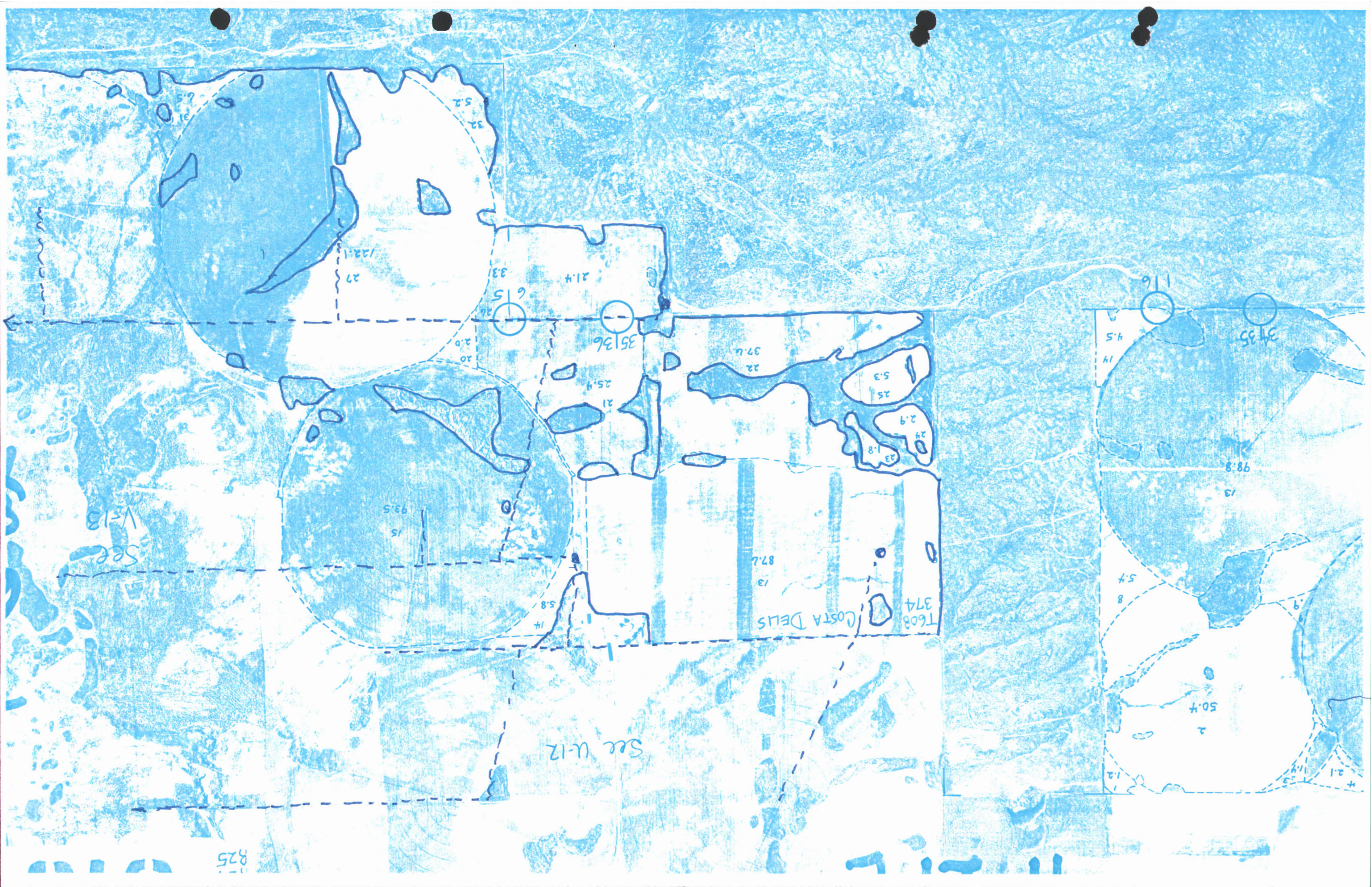
COSTA DELS/JIM HUGEST



MICROFILMED
DEC 08 1997

Cont
See
U-13





R-21 E

See U-12

See V-12

T608
374
COSTA
DELS

See
U-13

35/36

6/5

103.9

9.6

36/31

3.9

39

81.5

30

7.5

26 25
35 36

T608
374
DELLIS

See
1412

See
V-13

RECEIVED
JUL 10 1957

25 30
36



8,6

Diversion Works Sec, 6
(Motor Removed For Repair)



8,6

Rooster Motor + Pump

MICROFILMED

DEC 08 1997

36-07604
10-18-96 JES



8, 35

P/D Sec. 35



Booster Pump For Handlines



Sec. 36

P/D Sec. 36
(Booster Motor Removed For Repair)



P/U

DEC 08 1997

36-07604
10-18-96 JES

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED
JUN 24 1964
State Reclamation

Permit No. 25199 Well No. _____ County Lincoln

Owner Joe Taylor

Address Butte, Idaho

Driller Ted Haynes

Address Butte, Idaho 502 - 13th St

Well location 32 1/4 38 1/4 Sec. 35 T. 43 N. S. R. 21 E. 1/4

Size of drilled hole 10 in

Total depth of well 110 ft

Give depth to standing water from the ground 75 ft Water temp. _____ °Fahr.

On "Pumping Test" delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

Water will be used for _____ (TYPE AND SIZE OF VALVE, ETC.)

Weight of casing per lineal foot _____

Thickness of casing _____ Casing material _____

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 7 in 100 ft

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.

Number and size of perforations _____ located _____ feet to _____ feet from ground

Date of commencement of well June 1, 1964 Date of completion of well June 1, 1964

NW SE 1/4 35 43 21 E

DEC 08 1997

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED

DEPARTMENT OF RECLAMATION

Permit No. G-29223 Well No. _____ County Lincoln

Owner Lynch & Taylor Cassia Farms Inc.

Address Paul, Idaho

Driller C. L. Hiddleston

Address Idaho

Well location 37 1/4 1/4 Sec. 36 T. 6 N/S. R. 21 E/W

Size of drilled hole 16"

Locate well in section

NW 1/4	NE 1/4
SW 1/4	SE 1/4

Total depth of well 157 ft.

Give depth to standing water from the ground 273' Water temp. _____ °Fahr.

On "Pumping Test" delivery was _____ g.p.m. or _____ c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test _____

Length of time of test _____ hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

Water will be used for Irrigation

(TYPE AND SIZE OF VALVE, ETC.)

Weight of casing per lineal foot 47.22 per. lb.

Thickness of casing 1"

Casing material

steel

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 16" 0 0. 13 1/2 ft. From 0-13 1/2 ft.

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER.)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
16"	0	13 1/2	13 1/2	

Number and size of perforations _____ located _____ feet to _____ feet from ground

Date of commencement of well 9/13/1960 Date of completion of well 10/21/1960

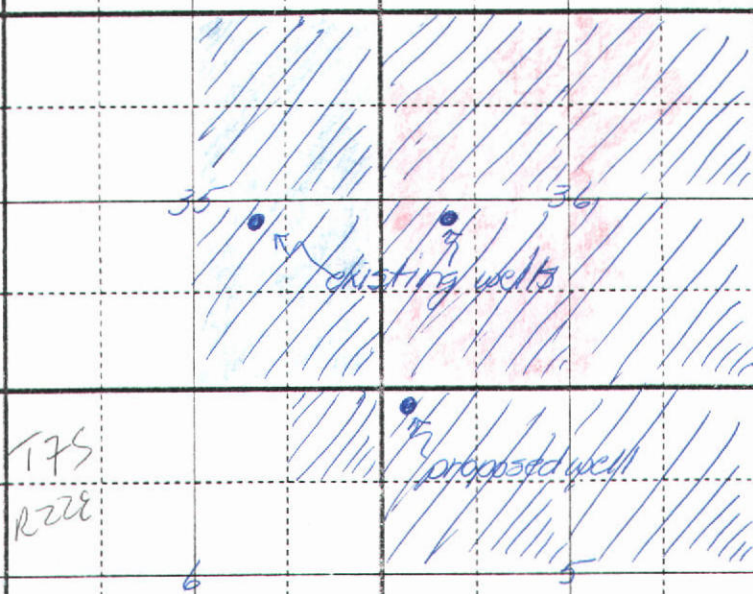
NW 1/4 S. 36 T. 6 S. R. 21 E

DEC 8 1960

DEC 8 1960

NAME OF APPLICANT 36-7604

Form No. 0



Permit 36-7604: 1236.8 acres / 15.2 cfs

License 36-2458: 300 acres / 5.08 cfs
1962

License 36-2448: 310 acres / 4.46 cfs
1966

MICROFILMED

OCT 03 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-07604

Priority: March 11, 1976

Maximum Diversion Rate: 5.74 CFS
Maximum Diversion Volume: 1812.0 AF

This is to certify, that JAMES ANNEST
COSTA DELIS
RUTH DELIS

PO BOX 686
BURLEY ID 83318

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 3, 1976; and has submitted Proof of Beneficial Use on March 4, 1991. An examination indicates that the works have a diversion capacity of 15.280 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	5.74 CFS	1812.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 35, Township 06S, Range 21E
NWSW , Sec. 36, Township 06S, Range 21E
Lot 1(NENE), Sec. 6, Township 07S, Range 22E
LINCOLN 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>
06S	21E	35	NENE 33	NWNE 38	SWNE 33	
			SENE 37	NESE 39	NWSE 38	
			SWSE 25	SESE 32		275
	36		NENE 29	NWNE 35	SWNE 32	
			SENE 37	NENW 38	NWNW 35	
			SWNW 37	SENW 37	NESW 40	
			NWSW 36	SWSW 33	SESW 36	
			NESE 34	NWSE 39	SWSE 34	
			SESE 31			563
07S	22E	5	Lot 1(NENE) 12	Lot 2(NWNE) 24	SWNE 37	
			SENE 23	Lot 3(NENW) 21	Lot 4(NWNW) 22	
			SWNW 30	SENW 36		205
	6		Lot 1(NENE) 20			20

Total number of acres irrigated: 1063

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

MICROFILMED
JUL 10 1987

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 36-07604

CONDITIONS OF APPROVAL AND REMARKS

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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 irrigation of the lands above.
6. Rights 36-02448, 36-02458, and 36-07604 when combined shall not exceed a total annual diversion volume of 4252.0 af for the irrigation of a total of 1,063 acres.
7. Rights 36-02448 and 36-02458 are also diverted through the point(s) of diversion described above.

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 17th
day of NOVEMBER, 1997.

Acting for

KARL J. DREHER, Director

10/10/1997

36-07604

State of Idaho
Department of Water Resources

RECEIVED

NOV 13 1997

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-07604

Department of Water Resources
Southern Region

Date of Priority: March 11, 1976

Maximum Diversion Rate: 5.74 CFS

Maximum Diversion Volume: 1812.0 AF

Comes now

JAMES ANNEST
COSTA DELIS
RUTH DELIS

PO BOX 686
BURLEY ID 83318

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 36-07604, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	5.74 CFS	1812.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 35, Township 06S, Range 21E
NWSW , Sec. 36, Township 06S, Range 21E
Lot 1(NENE), Sec. 6, Township 07S, Range 22E
LINCOLN 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>
06S	21E	35	NENE 33	NWNE 38	SWNE 33	
			SENE 37	NESE 39	NWSE 38	
			SWSE 25	SESE 32		275
	36		NENE 29	NWNE 35	SWNE 32	
			SENE 37	NENW 38	NWNW 35	
			SWNW 37	SENW 37	NESW 40	
			NWSW 36	SWSW 33	SESW 36	
			NESE 34	NWSE 39	SWSE 34	
			SESE 31			563
07S	22E	5	Lot 1(NENE) 12	Lot 2(NWNE) 24	SWNE 37	
			SENE 23	Lot 3(NENW) 21	Lot 4(NWNW) 22	
			SWNW 30	SENW 36		205
	6		Lot 1(NENE) 20			20

Total number of acres irrigated: 1063

RECEIVED

NOV 14 1997

Department of Water Resources

MICROFILMED

DEC 08 1997

State of Idaho
Department of Water Resources

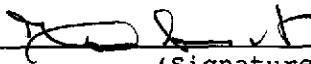
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 36-07604

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Twin Falls, Idaho, this 13th day of November, 1997.


(Signature)
James Annes

MICROFILMED

DEC 08 1997

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-07604

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$50.00 Received by P.S. # SD20706 Date 11/13/97

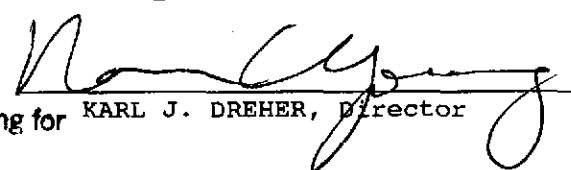
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 36-07604 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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 irrigation of the lands above.
6. Rights 36-02448, 36-02458, and 36-07604 when combined shall not exceed a total annual diversion volume of 4252.0 af for the irrigation of a total of 1,063 acres.
7. Rights 36-02448 and 36-02458 are also diverted through the point(s) of diversion described above.

Witness my hand this 17TH day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

RECEIVED
DEC 08 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 36-7604 IN THE
NAME OF COSTA & RUTH DELIS & JAMES ANNEST

ORDER OF REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before March 1, 1991; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders as to the steps to be taken to make said proof; and,

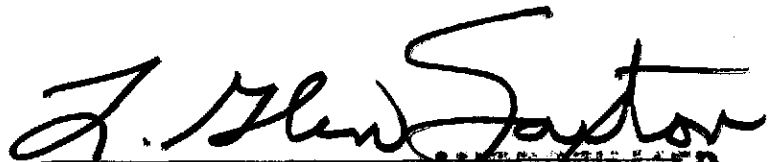
WHEREAS, on March 1, 1991 the permit lapsed for failure of the permit holders to submit proof of beneficial use; and,

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

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on March 4, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 36-7604 be REINSTATED and the priority advanced to February 6, 1976.

Dated this 15th day of April, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

OCT 03 1991

For Office Use Only
Amt. of Fee \$ 475.00
Date 3/4/91
Receipt No. 6019804
Received by C. J. Jarama

RECEIVED
MAR 04 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources

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. 36-07604 Telephone No. 678-7772

Name(s) of Permit Holder(s): James Annest o/r Costa Delis

Post Office Address: P.O. Box 686, Burley, ID 83318

Source of Water: Groundwater

If ground water, well driller's name: ? Date drilled: 1978

Extent of Use:
Domestic _____ (No. of households) Irrigation 1237 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 15.2 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: _____

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: \$ 475.00 (See License Examination Fee Schedule)

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

James Annest 678-7772
Name Telephone No.

Some _____
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.

OCT 03 1991

2/25/91 [Signature]
Date Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received <u>19</u>
Date <u>2-4-1986</u>
Receipt # <u>37453</u>

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use on a water right permit

James Annest of P.O. Box 686, Burley, Idaho 83318
(Name) (Address)

State of Idaho, deposes and says:

That he is one of the holders ~~the holder~~, or the duly authorized agent of the holder*, of Permit to Approve the Public Water of the

State of Idaho No. 367604

RECEIVED
FEB 3 1986

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
March 5 1st, 19 86.
Department of Water Resources

That he has heretofore performed the following work described under said permit: a large part of
(This must be filled out! If no work has been completed put none.)
the work required and proposed to be done under the permits has been
completed. The work done required to upgrade the water rights under
permit licenses, G28891, 36-2448 and G29223(36-2458) is completed.

One well has been constructed and a pump. Costing \$
(see attached page)

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
For the reasons indicated above, we have been unable to obtain
power, therefore, have not acquired the pumps and motors necessary
to fully develop the project.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to March 1, 1991
(1 yr. minimum,
5 yrs. maximum) [Signature]
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

FEE: \$15.00

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit proof of beneficial use is extended to March 1, 1991.

Signed this 19th day of February, 19 86.

[Signature]
Chief, Operations Bureau
MICROFILMED

motor and power and that pump has been placed in service. The work on two (2) of the additional wells authorized by the permit have not been completed. Although two (2) wells were dug and constructed, the installation of pumping units and installation of power has been prevented by the litigation that existed over Swan Falls and no power has been authorized for this project for this area to this date.

MICROFILMED

RECEIVED

APR 3 1981

Permit No. 36-7604

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

For additional time in which to submit
proof of beneficial use on a water right permit

FEB 5 1981

Department of Water Resources

Department of Water Resources

James Annest of Box 686, Burley, Idaho 83318
(Name) (Address)

State of Idaho, deposes and says:
one of

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public
Waters of the State of Idaho No. 36-7604.

That under the terms and conditions of said permit, work thereunder was required to be completed on or
before 5 March, 1981.

That I have performed the following work toward developing said permit: Most of the

(This information must be provided on all extension requests, if none, so state.)

work required in upgrading water right under permits/licenses
G-38891(36-2448) & G-29223(36-2458) is completed.
One well has been constructed & pump; motor & inclusion
pump is completed. 2 additional wells have not been. Costing \$ approx 4,000.00
Completed for the reason that no power is available.

That I have been unable to complete the remainder of the work within the required time for the follow-
ing reasons: unable to obtain power, therefore have
not acquired the pumps & motor.

I ask the Department of Water Resources to extend the time for the completion of obligations under
said permit to March 5, 1986.
(1 to 5 years)

(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time
within which to submit the statement of beneficial use is extended to March 1, 1986.

IT IS FURTHER ORDERED that the permit be reinstated and the priority advanced to
March 8, 1976, pursuant to Sec. 42-218a, Idaho Code.

Signed this 21st day of April, 1981.

MICROFILMED

D. Glen Saxton
Chief, Operations Bureau

\$15.00 fee received by sp Date 4-13-81 Receipt # 18535

JAMES ANNEST

Attorney at Law

1742 Overland Avenue, Box 686 • Burley, Idaho 83318

RECEIVED

MAR 6 1981

Department of Water Resources

TO Robyn Hampe
Chief Clerk
Department of Water Resources
State Office
450 W. State -Statehouse
Boise, Idaho 83720

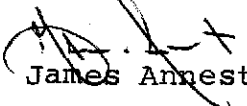
DATE 3-5-81

SUBJECT

Dear Ms. Hampe:

I have enclosed the original Assignments of Water Permit No. 36-7604.

Yours very truly,


James Annest

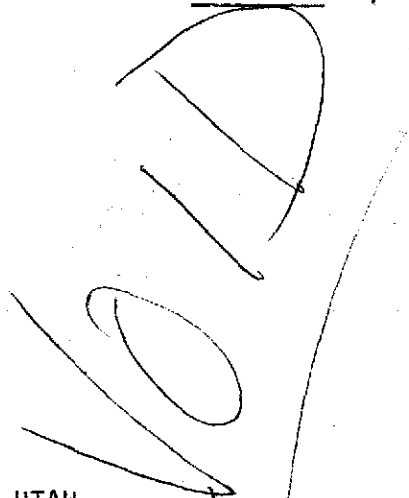
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RECEIVED
1981
enrolled of Salt Lake County

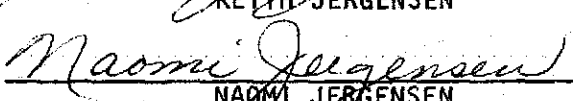
ASSIGNMENT

FOR VALUE RECEIVED, Keith Jergensen and Naomi Jergensen, his wife, do herewith assign all of their right title and interest in and to the State of Idaho Water Application for permit to appropriate the public waters of the State of Idaho No.'s 36-7643 and 36-7604, copies of such Application being attached hereto as Exhibit "A" and "B" respectively and by this reference made a part hereof to Costa Dellis, Ruth Dellis and James Annest.

DATED this 22nd day of February 1978.


STATE OF UTAH)
COUNTY OF SALT LAKE) ss:

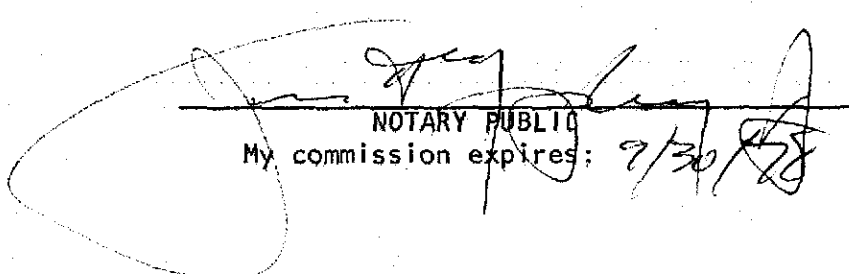


KEITH JERGENSEN


NAOMI JERGENSEN

On this 22nd day of February 1978, appeared before me personally KEITH JERGENSEN and NAOMI JERGENSEN, his wife, whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Residing at:



NOTARY PUBLIC
My commission expires: 7/30/78

RECEIVED

RECEIVED

OCT 10 1978

Department of Water Resources

ASSIGNMENT

FOR VALUE RECEIVED, W. Michael Howery and Sara Howery, his wife, do herewith assign all of their right, title and interest in and to the State of Idaho Water Application for permit to appropriate the public waters of the State of Idaho No. 36-7604 a copy being attached hereto unto. TO the following named persons, to-wit:

COSTA DELIS and RUTH DELIS, husband and wife, and

JAMES ANNEST

DATED this 29th day of September, 1978

W. Michael Howery
W. Michael Howery

Sara Howery
Sara Howery

RECEIVED
OCT 10 1978
Department of Water Resources

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

On this 29th day of September, 1978 appeared before me personally W. Michael Howery and Sara Howery, whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

My Commission Expires:
November 15, 1979

Karen A. Cowley
Notary Public
Residing at Salt Lake City, Utah

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 36-7604

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,

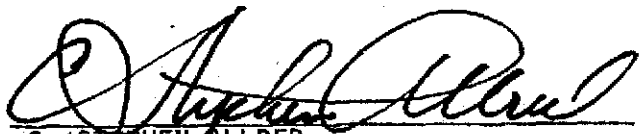
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

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

MICROFILMED

RECEIVED

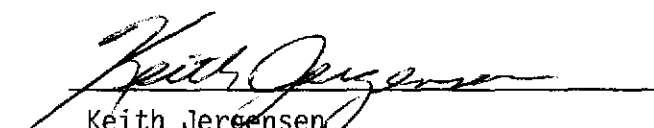
JUL 13 1978

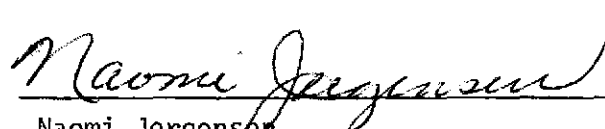
Department of Water Resources

ASSIGNMENT

FOR VALUE RECEIVED, Keith Jergensen and Naomi Jergensen, his wife, do herewith assign all of their right, title and interest in and to the State of Idaho Water Application for permit to appropriate the public waters of the State of Idaho No. 36-7604, a copy being attached hereto unto W. Michael Howery, 4685 Wallace Lane, Salt Lake City, Utah 84117.

DATED this 29th day of June, 1978.

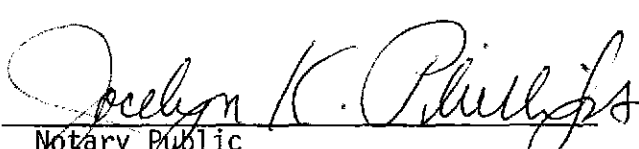

Keith Jergensen


Naomi Jergensen

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

On this 29th day of June 1978, appeared before me personally
KEITH JERGENSEN and NAOMI JERGENSEN, his wife, whose
names are subscribed to the within instrument and acknowledged to me that
they executed the same.

My Commission Expires:
November 15, 1979


Notary Public
Residing at Salt Lake City, Utah

MICROFILMED

RECEIVED

Identification No. _____

Application No. 36-7604

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

Assigned to W. Keith Hansen To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

4685 Wallace Ln.
Salt Lake City, UT 84117
7/13/78

1. Name of applicant Keith Lergensen Phone (801) 467-9537
post office address 2600 Maywood Drive, Salt Lake City, Utah 84109

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

3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 6 S
Range 21 E B.M. Lincoln County; additional points of diversion if any: _____

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Township 6 S, Range 21 E, B.M.
(Proposed) Lot 4 Section 5, Township 7 S, Range 22 E, B.M.

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:

Amount 15.20 for Irrigation purpose from Mar. 15 to Nov. 15 (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. 15.20 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2 deep well pumps with
Motors; Mainline and laterals, and Sprinkler systems.
1 additional deep well with pumps and motors,
if required.

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 20-16 inches; proposed depth of well is 800 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.

b. Estimated construction cost is \$ 70,000 additional to present system.
+ \$60,000 if additional well is required.

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: _____

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	
6S	21E	36	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
6S	21E	35	40	40	40	40									40	40	40	40	320
7S	22E	5	24.1	22.2	40	40	23.3	22.4											254.4
7S	22E	6	22.4																22.42

Total number of acres to be irrigated 1236.82

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

G-28891 (36-2448); 4.46 cfs; 310 Acres; 7-20-60

G-29223 (36-2458); 5.08 cfs; 300 Acres; 12-19-60

9. a. Who owns the property at the point of diversion Robert L. Pye & Alice H. Pye

b. Who owns the land to be irrigated or place of use Robert L. Pye & Alice H. Pye

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant is Contract purchaser from Robert L. Pye and Alice H. Pye.

10. Remarks Present system is to be upgraded at each well to 250 H.P. pumps, 150 H.P. boosters with main line and appropriate laterals for the entire acreage. This will eliminate surface irrigation from portions of the land. It will be a more efficient use of the water. One addition deep well with pumps and motors, if required.

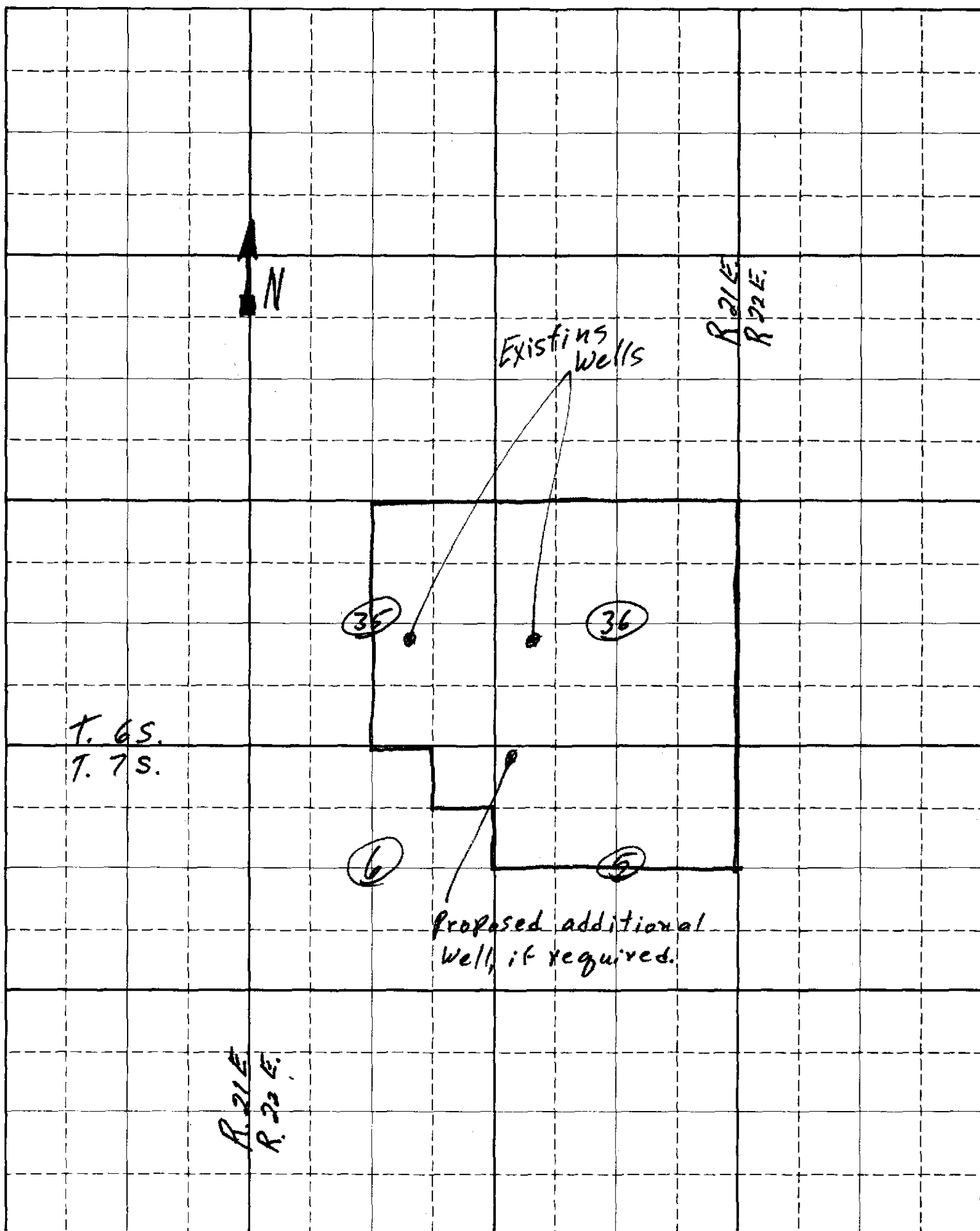
Calculation of amount of water:

1236.82 Acres x .02 cfs/Acre = 24.74 cfs

Minus existing water rights = 9.54 cfs

Present application. 15.20 cfs
to bring total amount up to
.02 cfs per acre.

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.

Keith Ferguson
(Applicant)

Proposed Priority 2-3-76

Received by ADM Date 2-3-76 Time 1:30
Preliminary check by MBS Fee \$ # 175.00 # 2009
Receipted by ADM Date 2-3-76
Publication prepared by sh Date 2/5/76
Published in Lincoln County Journal
Publication dates 2/12 & 2/19
Publication approved MBS Date 2-5-76 cc 2-20-76
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. 36-7604, and said application is hereby APPROVED.

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 March 1, 1981.
- c. 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 5 day of March, 19 76.

R. Karl Hjort
Director

RECEIVED

JAN 27 1976

ADMITTED TO PRACTICE:
STATE OF UTAH
STATE OF IDAHO
DISTRICT OF COLUMBIA
U.S. SUPREME COURT

Keith Jergensen

Department of Water Resources
Southern District Office

ATTORNEY AT LAW

2600 MAYWOOD DRIVE

(801) 467-9537

SALT LAKE CITY, UTAH 84109

January 23, 1976

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Sirs:

Enclosed is an application for appropriation of Idaho waters in ^{L. R. Nelson} ~~Inkom~~ County.
Your attention is called to the fact that there are already existing water rights
on certain portions of the acreage.

It is not anticipated that it will be required to drill another well. However, I
request in this application a permit to drill an additional well if it is required.

I appreciate your attention to this matter.

Sincerely,


Keith Jergensen

KJ/ph

RECEIVED

JAN 27 1976

State of Idaho

License and Certificate of Water Right

Department of Water Resources
Southern District Office

Water License No. G-28891

Amount 4.46 c.f.s.

Water District No.

Priority July 20, 1960.

THIS IS TO CERTIFY that JOE E. TAYLOR
of Paul, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 20, 1960; that Permit No. G-28891
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.46 second feet, was issued thereunder on June 1, 1966, showing that said works
were completed on the 15th day of April, 1966; and that on the 15th
day of April, 1966, JOE E. TAYLOR

of Paul, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-28891 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8480, on the 1st day of June, 1966;

The right hereby confirmed dates from July 20, 1960;

The Point of Diversion is located

in the NW 1/4 SE 1/4, Sec. 35, Tp. 6 S, R. 21 E, B. M. County Lincoln

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.46 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	21 E	35	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	39
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	39
			NE 1/4 SE 1/4	40	36
			NW 1/4 SE 1/4	40	37
			SW 1/4 SE 1/4	40	40
			SE 1/4 SE 1/4	40	39
			Total number of acres to be irrigated:		310

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

1st day of June, 1966

s/ R. Keith Higginson

State Reclamation Engineer.

(SEAL)

36 2149

RECEIVED

State of Idaho

JAN 27 1970

License and Certificate of Water Right

Department of Water
Southern District Office

Water License No. G-29223

Amount 5.08 c.f.s.

Water District No.

Priority December 19, 1960

THIS IS TO CERTIFY that CASSIA FARMS, Inc.
of Paul, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 19, 1960; that Permit No. G-29223
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.08 second feet, was issued thereunder on June 11, 1963, showing that said works
were completed on the 29th day of August, 1962; and that on the 29th
day of August, 1962,

CASSIA FARMS, Inc.

of Paul, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation

, under Use Permit No. G-29223 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7592, on the 11th day of June, 1963;

The right hereby confirmed dates from December 19, 1960;

The Point of Diversion is located

in the NW 1/4 SW 1/4, Sec. 36, Tp. 6 S. R. 21 E., B. M. Lincoln County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 5.08 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	21 E.	36	NE 1/4 NE 1/4	40	5
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	20
			NE 1/4 NW 1/4	40	10
			NW 1/4 NW 1/4	40	10
			SW 1/4 NW 1/4	40	25
			SE 1/4 NW 1/4	40	15
			NE 1/4 SW 1/4	40	40
			NW 1/4 SW 1/4	40	20
			SW 1/4 SW 1/4	40	40
			SE 1/4 SW 1/4	40	40
			NW 1/4 SE 1/4	40	25
			SW 1/4 SE 1/4	40	10
Total number of acres to be irrigated:					300

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
11th day of June, 1963.

/s/ RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Gooding } SS.

Kim R. Compton

Being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 12 day of February,

1976, and the date of the last publication was on the 19

day of February, 1976.

Kim R. Compton

Subscribed and sworn to before me this 19

day of February, 1976.
(SEAL)

Gorman Union
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>40</u>	<u>40</u>
Number of Insertions	<u>2</u>	<u>2</u>
Lines tabular at	315c	
<u>40</u> Lines straight at	<u>40</u>	<u>8.40</u>
<u>40</u> Subsequent lines at	<u>40</u>	<u>6. -</u>
TOTAL COST		<u>14.40</u>

COPY OF NOTICE

(Paste Here)

Notice is hereby given that North Jorgensen 2004 Margaret Drive, Salt Lake City, Utah 84108 has on Feb. 1, 76 submitted Application No. 36-7694 for a permit to appropriate 15.20 cubic feet per second of water from groundwater by means of 8 deep wells pumps with motors; mainline and laterals and sprinkler within the NW 1/4 SE 1/4, Sec. 36, Twp. 6S, Rge. 21E, NW 1/4 SW 1/4, Sec. 36, Twp. 6S, Rge. 21E, lot 4, Sec. 5 Twp. 7S, Rge. 21E, B.M. Lincoln, County to be used from March 15 to Nov. 15 for irrigation of 136.22 acres within the Salt Lake River, Salt Lake City, Utah 84108. This permit must be filed with the Idaho Department of Water Resources, 1041 East Lake Blvd., North Twin Falls, Idaho, 83402 after before March 1.

If issued, this permit will be subject to all prior water rights. Franchise for the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 East Lake Blvd., North Twin Falls, Idaho, 83402 after before March 1.

/s/ R. H. HIGGINSON
Director

Pub: 2-12, 19

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

11936

No 737

O.K. cc
2-20-76



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 17, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES ANNEST
COSTA DELIS
RUTH DELIS
PO BOX 686
BURLEY ID 83318

RE: WATER RIGHT NO. 36-07604

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

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

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

RECORDED

DEC 6 8 1997

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

Sincerely,

A handwritten signature in cursive script, appearing to read "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

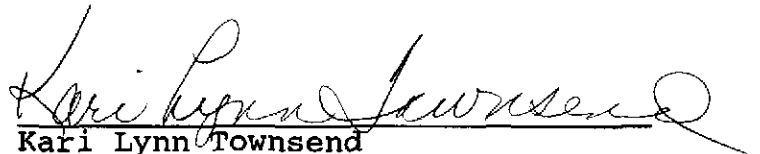
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 17th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 36-07604

JAMES ANNEST
COSTA DELIS
RUTH DELIS
PO BOX 686
BURLEY ID 83318


Kari Lynn Townsend
Secretary

RECORDED

DEC 08 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 7, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES ANNEST
COSTA DELIS
RUTH DELIS
PO BOX 686
BURLEY ID 83318

RE: WATER RIGHT NO. 36-07604

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within fourteen (14) days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

DEC 8 1997



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 17, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAMES ANNEST
COSTA DELIS
RUTH DELIS
PO BOX 686
BURLEY ID 83318

RE: WATER RIGHT NO. 36-07604

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

RECORDED

OCT 16 1997

IDAHO DEPARTMENT OF WATER RESOURCES

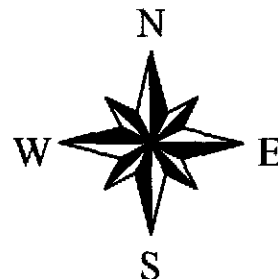
36-02448 & 36-02458
36-07604



660 0 660 Feet



TNS 6S, RNG 21E



● Recommended Point of Diversion

□ Recommended Place of use

∩ Section lines

□ Quarter/Quarter Lines

DATE: 10/1/97

BY: S. CLELLAND

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 1997
BY STEVE CLELLAND

NO. OF CLAIMS IN POLYGON

CLAIM NUMBERS

36-02448

36-02458

36-07604

DATE

8/29/97

AGENT

SC

TRANSFER NUMBER

OBJECTION FILED

No

TOTAL ACRES

FROM RECOMMENDATION

610

GEOGRAPHIC INFO SYSTEM

1057

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	6S	21E	35	40	39	40	39									36	37	40	39
GIS				37	38	33	37									39	40	20	30
RECOM	6S	21E	36	5	36	24	Ø	10	10	25	15	40	23	40	37		25	10	
GIS				30	36	34	37	36	36	33	37	40	32	31	36	34	39	31	32
RECOM	7S	22E	5																
GIS				14	24	35	30	17	23	32	34								
RECOM	7S	22E	6																
GIS				20															

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF

ATTRIBUTES OF B36-POU.SHP (409, 410, 411, 412)

B36-DBPOD.DBF

ATTRIBUTES OF B36-POD.SHP (380, 381, 382)

GIS TOTAL ACRES = 1057

36-7604 Lic. Exam = 1063

Rights 36-2448 & 36-2458 are Rec'd for P.P.U. on 610 Ac. in S. 35 & S. 36

Balance of the ACRES, 447 ac, ARE COVERED BY Permit 36-7604, A 1063 Ac P.P.U.

36-2448 } #409 & #410

36-2458 }

36-7604 - #410, #411 & #412

* Acres in S. 35 are over Rec'd by 36 Acres.

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

SENT FOR DECREE yes (X) no ()

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-07604

DATE 9/19/97

REVIEWER: SHARLA

NAME Change OK
SOURCE Change OK
POINT OF DIV ✓ NENE, 56
PLACE OF USE Change OK

Address Change NO c/o James Arnest
Is change/clarification of originally intended source? NO
If not, prepare Notice of Intent to Void NO
Amendment required YES
Amendment required NO

Does map agree with written description? yes no

OVERLAPS NO P/D NO P/U

RATE OF DIV

Permitted Rate 15.2 cfs
Fee limit 16.0 cfs \$475⁰⁰
Measured 15.28 cfs
Theoretical 15.57 cfs
Recommended Total Div Rate 5.74 cfs 15.28

ANNUAL VOLUME/
NATURE OF USES ✓

Use 5.74 cfs
Volume Calc
af
af
af
af
SUBTOTAL 5.74 1812.0 af

Flow rate 5.74 cfs X 214 days X 1.98 = 2432.2 af
Total volume recommended 2432.2 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W35 (36-02448/02458)
36 4 4

CONDITIONS NO Watermaster Control WD# NO

GW Measurement/Measuring Device

NO Overlap

NO Use-specific conditions

Advancement of Priority Date Required NO yes no

SRBA Claim Filed NO

Adjustment Memo NO

1st Amend Letter NO

2nd Amend Letter NO

3/11/76 2nd advancement
didn't take into account the ext. adv.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 20 1996

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Costa &/or Ruth Delis &/or Jymes Annest
Current Address: C/O James Annest, PO Box 686, Burley, ID 83318
2. Accompanied by: Randy Newton
Address: 1200 N 460 W, Pgw, ID 83347
Relationship to Permit Holder: Lessee / Farm operation
3. Source: Groundwater tributary to _____

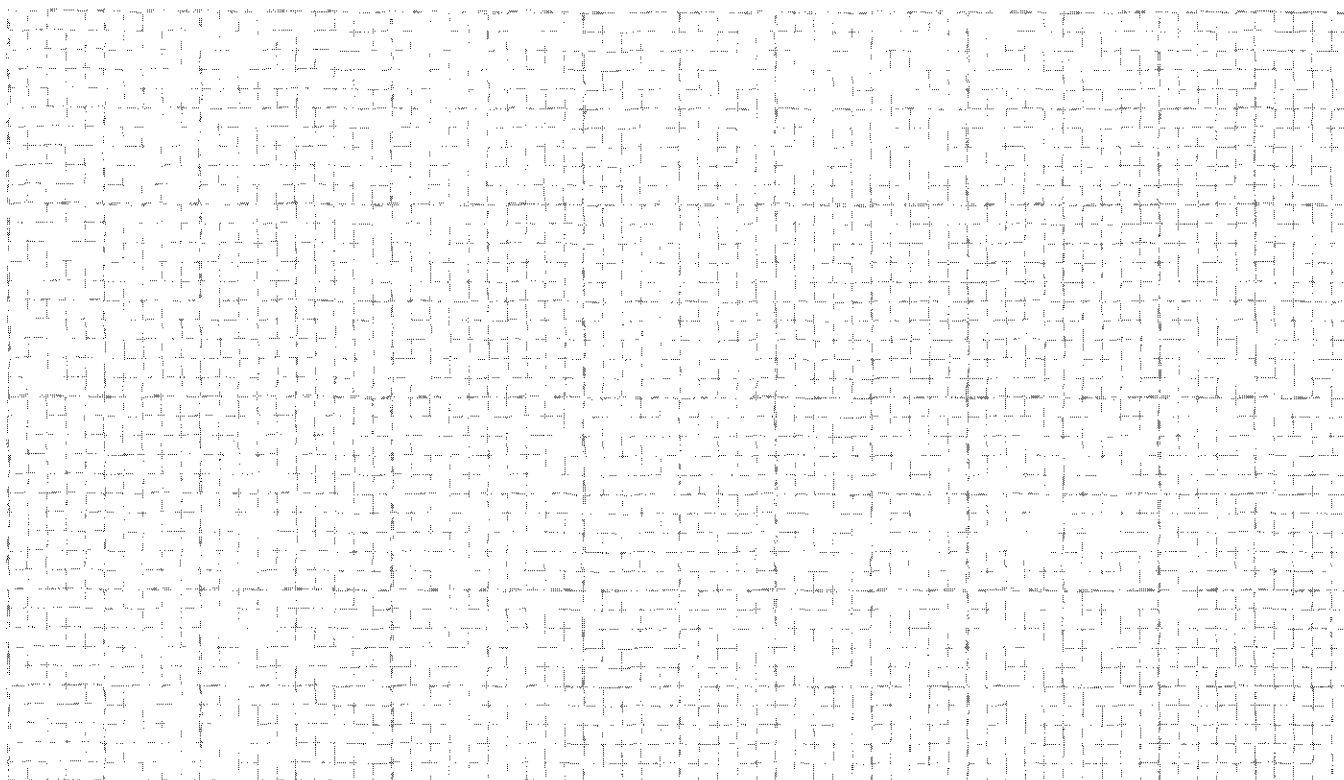
Permit No. 36-07604
Phone No. 678-7772
EXAM. DATE: 10-18-96
Phone No. 532-4552

B. OVERLAP REVIEW

1. Other water rights with same place of use: 36-02448, 2458
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: 36-02448, 2458
_____ ☐ 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



Scale: 1" = _____

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

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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DEC 08 1997

System Description (continued)

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

3 wells & pumps, booster motors & pumps on Wells #2 & 3, connecting mainlines to seven pivots & 14 1/2 1/4-mile handlines. Operates at 45-65 psi. Two small boosters were added in 1992 when pressure was reduced from 90-100 psi. in 1992. The main pump for Well #3, and the booster for Well #2, were in the shop for repairs during my exam due to mouse damage this year. The 2 small boosters add pressure for the handlines.

☐ See Remarks on page 4 for continuation

4. See SADA data sheet for A36-02448

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Mini Booster PD #3	Bulldo	15	39K61W35862	Cornell	79107-9-38
" " PD #1	US Motors	3	P63E2T-3034	Berkeley	G131092

*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
#3	1	NW	NE	NE	6	7S	22E	Lincoln	
#1		NW	NW	SE	35	6S	21E	"	
#2		NW	NW	SW	36	"	"	"	

6. Place(s) of Use:

Indicate Method of Determination ASCS photo, dot grid

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	35	33	38	33	37									39	38	25	32	275
		36	29	35	32	37	38	35	37	37	40	36	33	36	34	39	34	31	563
7S	22E	5	41	42			43	44											
			12	24	37	33	21	22	30	36									205
		6	41																
			20																20

1063

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Polysonic Flow Meter						

2. Measurements:

Well #1 - 5.06 cfs, Well #2 - 4.96 cfs, Well #3 - 5.26 cfs, Total 15.28 cfs.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

System is already licensed for 9.54 cfs. Pumping Capacity of 15.48 cfs - 9.54 cfs = 5.94 cfs to be licensed

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 Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1063 \text{ acres} - 610 \text{ ac licensed} = 453 \text{ ac.}$

$V_{D.R.} = (\text{Diversion Rate (cfs)}) \times (\text{Days in Irrigation Season}) \times 1.9836 = 453 \text{ ac} \times 4 = 1812 \text{ AFA}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1812 \text{ AFA}$

2. Volume Calculations for Other Uses:

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DEC 08 1987

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Purpose of permit was to add additional land & additional pumping capacity to the existing system. This has been accomplished.
Except for operating at lower pressures now, the system is essentially the same as when the wells were measured under an energy audit by Scott King in 1991. So I am basing my licensing recommendations on these measurements.
This is very rocky ground with a lot of land irrigated but not cropped. Only the crop land is recommended as a place of use.
In 7 tracts in Sec. 35 & 36, I found 48 fewer acres irrigated than did SRBA. To deal with this problem, I am recommending a PPU of 1063 acres including the licensed ground. Mr. Newton agreed that the aerial photos are essentially correct with regard to the cropped acres. I also discussed my findings with Mr. Annett (co-permittee).

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	10-31	5.94	1812
Totals:			5.94	1812

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 J E Stanton

Signature J E Stanton

Certification Date _____

Field Report Preparation Date 10-25-96

CONSULTANT SEAL

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

REC'D - 10/26/96

REC'D - 10/26/96

1. OF CLAIMS IN POLYGON

AIM NUMBERS 36-02448

DATE 8/29/97

TRANSFER NUMBER

OBJECTION FILED No

AGENT See

TOTAL ACRES FROM RECOMMENDATION 610

36-02458

GEOGRAPHIC INFO SYSTEM 1057

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	6S	21E	35	40	39	40	39									36	37	40	39
GIS				37	38	33	37									39	40	20	30
RECOM	6S	21E	36	5	36	24	Ø	10	10	25	15	40	23	40	37		25	10	
GIS				30	36	34	37	36	36	33	37	40	32	31	36	34	39	31	32
RECOM	7S	22E	5																
GIS				14	24	35	30	17	23	32	34								
RECOM	7S	22E	6																
GIS				20															

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF

ATTRIBUTES OF B36-POU.SHP 409, 410, 411, 412

B36-DBPOD.DBF

ATTRIBUTES OF B36-POD.SHP 380, 381, 382

GIS TOTAL ACRES = 1057

36-7604 Lic. Exam = 1063

Rights 36-2448 & 36-2458 are Rec'd for PPU. on 610 Ac. in S. 35 & S. 36

Balance of the ACRES, 447 Ac, ARE COVERED by Permit 36-7604, A 1063 Ac PPU

36-2448 } #409 & #410

36-2458 }

36-7604 - #410, #411 & #412

* Acres in S. 35 ARE OVER Rec'd by 36 ACRES.

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

SENT FOR DECREE yes (X) no ()

COPY FOR Permit 36-07604

RECORDED
SEP 9 8 1997

R21E

26 25
35 36



T
6
S

T
7
S

R22E

9/3/97
SW

36-2448
36-2458
36-7604

PHOTO FILMED
DEC 10 1997

SUPPLEMENTAL DESCRIPTION OF SYSTEM

METHOD OF DIVERSION:

(Include if applicable: pump type, depth of well and casing diameter, dam height, collection box dimensions, etc.)

Three deep wells, pumps and motors. Access port only on #1. The three wells are interconnected and can be use separately or in combination.

DESCRIBE CONTROL WORKS AND MEASURING DEVICES:

(Include if applicable: size of control valve(s) and/or headgate(s), meters, weirs, flumes, etc.)

DESCRIBE DISTRIBUTION SYSTEM:

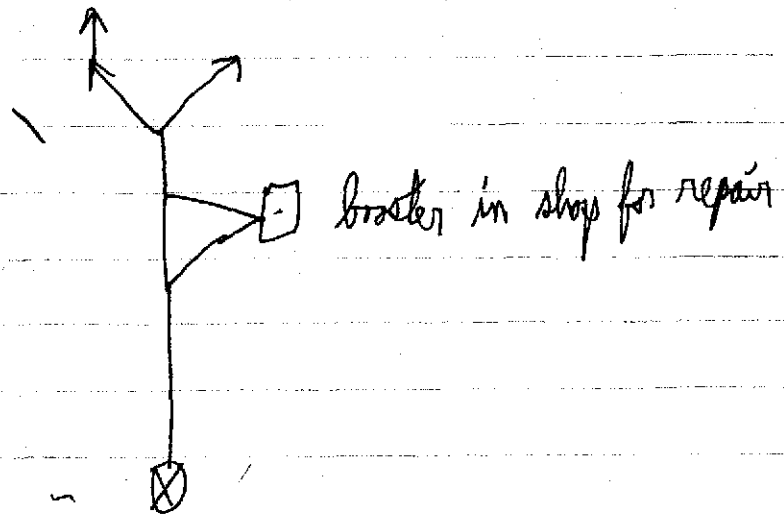
(Include if applicable: dimensions of distribution ditch(es) and/or pipeline(s), relift pump(s), number and type of sprinklers, operating pressure, etc.)

#1	75	22E	S.6	NWNE	Lot 1	(Licensing exqm Well #3)
#2	65	21E	S.35	NWNWSE	(" " "	Well #1)
#3	65	21E	S.36	NWNWSW	(" " "	Well #2)

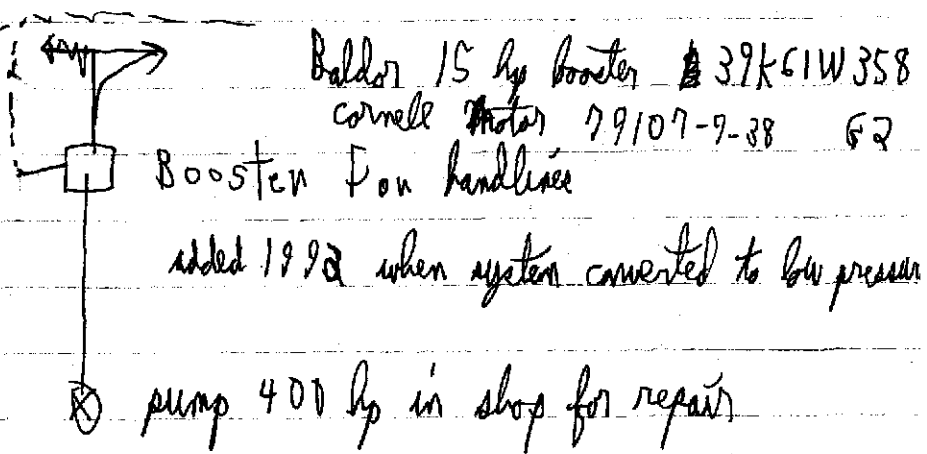
IF THE SYSTEM INCLUDES ONE OR MORE PUMPS, RECORD THE FOLLOWING INFORMATION:

DIVERSION ID NO. (SEE MAP)	MOTOR MAKE	HP	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	DISCHARGE PIPE SIZE
#1 Sec. 6	G.E.	400	JMJ922015	Welline	46047	12" Steel
#2 Sec. 36	U.S. Motor	200	1217961	Johnston	JR-5417	12"
#2 Booster	Marathon Electric	150	unreadable	Berkely	7684635	
#3 Sec. 35	G.E.	250	Model SK6286XC64A	Layne + Bowler	D04928	
#3 Booster	Century	125	XXJ1018129 unable to read	Berkely	7684636	

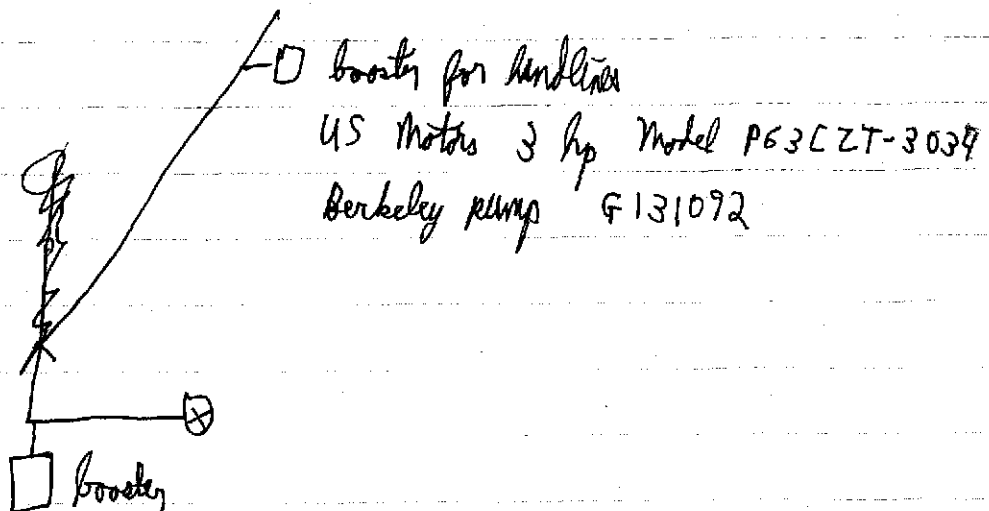
Well Sec. 36



Well Sec. 6



2.35



MICROFILM
DEC 8 1987

Idaho Department of Water Resources--Pump Test Summary

1301 N. Orchard St., Boise, Idaho 83705, (208) 327-7960

Pump Owner..... Newton, Randy

Test Date..... 7/29/91

Pump ID..... #1 Well
(boost on)

Auditor..... miller&king

Pump Size..... 250 HP

Utility..... Idaho Power

Total Dynamic Head

A) Pumping Water Level.....	334.0 ft	(Water level to center of discharge pipe)
B) Height of Pressure Gauge.....	1.0 ft	(Center of discharge pipe to gauge)
C) Friction Loss.....	6.1 ft	(Pump intake to gauge)
D) Discharge Pressure.....	2.0 psi	(4.6 ft)

Total Dynamic Head (A+B+C+D) 345.7 ft

Flow Measurement

E) Flow Metering Device.....	sonic	meter
F) Pipe Inside Diameter.....	14.0	in
G) Measured Flow Rate.....	2,269	gpm
H) Calculated Velocity.....	5	fps

Input Power--Metered

I) Disk Revolutions.....	0	rev
J) Meter Constant Kh.....	0.0	w.sec/r
K) Meter Multiplier.....	0.0	X
L) Time.....	0.0	sec
kW Metered =	<u>0.0</u>	kW

Input Power--Measured

	<u>1-2</u>	<u>2-3</u>	<u>1-3</u>	<u>Ave</u>
M) Line Voltage.....	455	448	450	451.0
N) Amperage.....	330	321	322	324.3
O) Power Factor (%).....	86	87	86	86.3
kW Measured =	<u>218.5</u>			kW

Output Horsepower (TDH x Flow / 3960)

Total Dynamic Head.....	345.7	ft
Flow Rate.....	2269.0	gpm
Water Horsepower.....	<u>198.1</u>	hp

Input Horsepower (2.32 x Volts x Amps x PF / 1000)

Measured kW.....	218.5	kW
Measured Horsepower.....	<u>292.8</u>	hp

System Efficiency

Output Power/Input Power..... 67.7%

Idaho Department of Water Resources--Potential Energy Savings

Pump Owner..... Newton, Randy

Test Date..... 7/29/91

Pump ID..... #1 Well
(boost on)

Auditor..... miller&king

	<u>Present</u>	<u>Potential</u>
Pumping Plant Efficiency (%).....	67.7	67.7
Assumed Motor Efficiency (%).....	92.3	92.3
Pump Efficiency (%).....	74.7	74.7
Estimated Shaft Losses (hp).....	5.0	5.0
Pump Discharge Pressure (psi).....	2	2
Pump Discharge Flow (gpm).....	2,269	2,250
Pump Operation (hrs/yr).....	1,500	1,500
Total Volume Pumped(acre-ft/yr).....	627	621
Input Horsepower (hp).....	292.8	290.3
Input Power (kW).....	218.5	216.6
Estimated Energy Use (kWh/yr).....	327,706	324,971

Rates For Idaho Power

\$ 0.028091 per kwh
\$ 2.81 per kw demand

5 month operating season

Estimated Annual Savings:

Total Energy Savings (kWh/yr)*	2,735
Energy Cost Savings (\$/yr).....	\$77
Demand Charge Savings (\$/yr).....	\$26
TOTAL SAVINGS (\$/yr).....	<u>\$102</u>

* Energy savings based on installation of new or rebuilt bowls designed to deliver the "potential" discharge flow and pressure at 74.7% pump efficiency, 92.3% motor efficiency, current shaft losses, and an overall system efficiency of 67.7% .

Idaho Department of Water Resources--Pump Test Summary

1301 N. Orchard St., Boise, Idaho 83705, (208) 327-7960

Pump Owner..... Newton, Randy

Test Date..... 7/29/91

Pump ID..... #1 booster

Auditor..... miller&king

Pump Size..... 125 HP

Utility..... Idaho Power

Total Dynamic Head

A) Pumping Water Level.....	-5.0 ft	(Water level to center of discharge pipe)
B) Height of Pressure Gauge.....	0.0 ft	(Center of discharge pipe to gauge)
C) Friction Loss.....	5.0 ft	(Pump intake to gauge)
D) Discharge Pressure.....	68.0 psi	(157.1 ft)

Total Dynamic Head (A+B+C+D) 157.1 ft

Flow Measurement

E) Flow Metering Device.....	sonic	meter
F) Pipe Inside Diameter.....	14.0	in
G) Measured Flow Rate.....	2,269	gpm
H) Calculated Velocity.....	5	fps

Input Power--Metered

I) Disk Revolutions.....	0	rev
J) Meter Constant Kh.....	0.0	w.sec/r
K) Meter Multiplier.....	0.0	X
L) Time.....	0.0	sec
kW Metered =	<u>0.0</u>	kW

Input Power--Measured

	<u>1-2</u>	<u>2-3</u>	<u>1-3</u>	<u>Ave</u>
M) Line Voltage.....	454	458	454	455.3
N) Amperage.....	144	142	140	142.0
O) Power Factor (%).....	92	90	88	90.0
kW Measured =	<u>100.7</u>			kW

Output Horsepower $(TDH \times Flow / 3960)$

Total Dynamic Head.....	157.1	ft
Flow Rate.....	2269.0	gpm
Water Horsepower.....	<u>90.0</u>	hp

Input Horsepower $(2.32 \times Volts \times Amps \times PF / 1000)$

Measured kW.....	100.7	kW
Measured Horsepower.....	<u>134.9</u>	hp

System Efficiency

Output Power/Input Power..... 66.7%

Idaho Department of Water Resources--Potential Energy Savings

Pump Owner..... Newton, Randy

Test Date..... 7/29/91

Pump ID..... #1 booster

Auditor..... miller&king

	<u>Present</u>	<u>Potential</u>
Pumping Plant Efficiency (%).....	66.7	73.9
Assumed Motor Efficiency (%).....	92.6	92.6
Pump Efficiency (%).....	72.2	80.0
Estimated Shaft Losses (hp).....	0.2	0.2
Pump Discharge Pressure (psi).....	68	55
Pump Discharge Flow (gpm).....	2,269	2,250
Pump Operation (hrs/yr).....	1,500	1,500
Total Volume Pumped(acre-ft/yr).....	627	621
Input Horsepower (hp).....	134.9	97.6
Input Power (kW).....	100.7	72.8
Estimated Energy Use (kWh/yr).....	151,007	109,274

Rates For Idaho Power

\$ 0.028091 per kwh
\$ 2.81 per kw demand

5 month operating season

Estimated Annual Savings:

Total Energy Savings (kWh/yr)*	41,733
Energy Cost Savings (\$/yr).....	\$1,172
Demand Charge Savings (\$/yr).....	\$391
TOTAL SAVINGS (\$/yr).....	<u>\$1,563</u>

* Energy savings based on installation of new or rebuilt bowls designed to deliver the "potential" discharge flow and pressure at 80.0% pump efficiency, 92.6% motor efficiency, current shaft losses, and an overall system efficiency of 73.9%.

Idaho Department of Water Resources--Pump Test Summary

1301 N. Orchard St., Boise, Idaho 83705, (208) 327-7960

Pump Owner..... Newton, Randy

Test Date..... 7/8/92

Pump ID..... #2 Well pump
(alone)

Auditor..... miller&scholer

Pump Size..... 200 HP

Utility..... Idaho Power

Total Dynamic Head

A) Pumping Water Level.....	290.0 ft	(Water level to center of discharge pipe)
B) Height of Pressure Gauge.....	0.0 ft	(Center of discharge pipe to gauge)
C) Friction Loss.....	1.2 ft	(Pump intake to gauge)
D) Discharge Pressure.....	68.0 psi	(157.1 ft)

Total Dynamic Head (A+B+C+D) 448.3 ft

Flow Measurement

E) Flow Metering Device.....	sonic	meter
F) Pipe Inside Diameter.....	12.0	in
G) Measured Flow Rate.....	1,153	gpm
H) Calculated Velocity.....	3	fps

Input Power--Metered

I) Disk Revolutions.....	5	rev
J) Meter Constant Kh.....	4.8	w.sec/r
K) Meter Multiplier.....	80.0	X
L) Time.....	37.2	sec
kW Metered =		<u>185.7</u> kW

Input Power--Measured

	<u>1-2</u>	<u>2-3</u>	<u>1-3</u>	<u>Ave</u>
M) Line Voltage.....	0	0	0	0.0
N) Amperage.....	0	0	0	0.0
O) Power Factor (%).....	0	0	0	0.0
kW Measured =		<u>0.0</u>	kW	

Output Horsepower *(TDH x Flow / 3960)*

Total Dynamic Head.....	448.3	ft
Flow Rate.....	1153.0	gpm
Water Horsepower.....	<u>130.5</u>	hp

Input Horsepower *(4.82 x Rev x Kh x Mult / Time)*

Metered kW.....	185.7	kW
Metered Horsepower.....	<u>248.8</u>	hp

System Efficiency

Output Power/Input Power..... 52.5%

Idaho Department of Water Resources--Potential Energy Savings

Pump Owner..... Newton, Randy

Test Date..... 7/8/92

Pump ID..... #2 Well pump

Auditor..... miller&scholer

	<u>Present</u>	<u>Potential</u>
Pumping Plant Efficiency (%).....	52.5	58.9
Assumed Motor Efficiency (%).....	92.2	92.2
Pump Efficiency (%).....	57.9	65.0
Estimated Shaft Losses (hp).....	4.0	4.0
Pump Discharge Pressure (psi).....	68	52
Pump Discharge Flow (gpm).....	1,200	1,200
Pump Operation (hrs/yr).....	375	375
Total Volume Pumped(acre-ft/yr).....	83	83
Input Horsepower (hp).....	248.8	211.7
Input Power (kW).....	185.7	158.0
Estimated Energy Use (kWh/yr).....	69,640	59,255

Rates For Idaho Power

\$ 0.028091 per kwh
\$ 2.81 per kw demand

5 month operating season

Estimated Annual Savings:

Total Energy Savings (kWh/yr)*	10,385
Energy Cost Savings (\$/yr).....	\$292
Demand Charge Savings (\$/yr).....	\$389
TOTAL SAVINGS (\$/yr).....	<u>\$681</u>

* Energy savings based on installation of new or rebuilt bowls designed to deliver the "potential" discharge flow and pressure at 65.0% pump efficiency, 92.2% motor efficiency, current shaft losses, and an overall system efficiency of 58.9% .

Idaho Department of Water Resources—Pump Test Summary

1301 N. Orchard St., Boise, Idaho 83705, (208) 327-7960

Pump Owner..... Newton, Randy

Test Date..... 7/8/92

Pump ID..... #2 Well
(boost on)

Auditor..... miller&scholer

Pump Size..... 200 HP

Utility..... Idaho Power

Total Dynamic Head

A) Pumping Water Level.....	290.0 ft	(Water level to center of discharge pipe)
B) Height of Pressure Gauge.....	0.0 ft	(Center of discharge pipe to gauge)
C) Friction Loss.....	8.1 ft	(Pump intake to gauge)
D) Discharge Pressure.....	0.0 psi	(0.0 ft)

Total Dynamic Head (A+B+C+D) 298.1 ft

Flow Measurement

E) Flow Metering Device.....	sonic	meter
F) Pipe Inside Diameter.....	12.0	in
G) Measured Flow Rate.....	2,228	gpm
H) Calculated Velocity.....	6	fps

Input Power—Metered

I) Disk Revolutions.....	0	rev
J) Meter Constant Kh.....	0.0	w.sec/r
K) Meter Multiplier.....	0.0	X
L) Time.....	0.0	sec
kW Metered =	<u>0.0</u>	kW

Input Power—Measured

	<u>1-2</u>	<u>2-3</u>	<u>1-3</u>	<u>Ave</u>
M) Line Voltage.....	473	473	473	473.0
N) Amperage.....	282	278	281	280.3
O) Power Factor (%).....	87	89	90	88.7
kW Measured =	<u>203.4</u>	kW		

Output Horsepower (TDH x Flow / 3960)

Total Dynamic Head.....	298.1	ft
Flow Rate.....	2228.0	gpm
Water Horsepower.....	<u>167.7</u>	hp

Input Horsepower (2.32 x Volts x Amps x PF / 1000)

Measured kW.....	203.4	kW
Measured Horsepower.....	<u>272.6</u>	hp

System Efficiency

Output Power/Input Power..... 61.5%

Idaho Department of Water Resources--Potential Energy Savings

Pump Owner..... Newton, Randy

Test Date..... 7/8/92

Pump ID..... #2 Well

Auditor..... miller&scholer

	<u>Present</u>	<u>Potential</u>
Pumping Plant Efficiency (%).....	61.5	72.0
Assumed Motor Efficiency (%).....	92.2	92.2
Pump Efficiency (%).....	68.4	80.0
Estimated Shaft Losses (hp).....	6.0	6.0
Pump Discharge Pressure (psi).....	0	2
Pump Discharge Flow (gpm).....	2,228	2,250
Pump Operation (hrs/yr).....	1,500	1,500
Total Volume Pumped(acre-ft/yr).....	615	621
Input Horsepower (hp).....	272.6	239.0
Input Power (kW).....	203.4	178.3
Estimated Energy Use (kWh/yr).....	305,094	267,505

Rates For Idaho Power

\$ 0.028091 per kwh
\$ 2.81 per kw demand

5 month operating season

Estimated Annual Savings:

Total Energy Savings (kWh/yr)*	37,589
Energy Cost Savings (\$/yr).....	\$1,056
Demand Charge Savings (\$/yr).....	\$352
TOTAL SAVINGS (\$/yr).....	<u>\$1,408</u>

* Energy savings based on installation of new or rebuilt bowls designed to deliver the "potential" discharge flow and pressure at 80.0% pump efficiency, 92.2% motor efficiency, current shaft losses, and an overall system efficiency of 72.0% .

Idaho Department of Water Resources--Pump Test Summary

1301 N. Orchard St., Boise, Idaho 83705, (208) 327-7960

Pump Owner..... Newton, Randy

Test Date..... 7/29/91

Pump ID..... #2 booster

Auditor..... miller&king

Pump Size..... 150 HP

Utility..... Idaho Power

Total Dynamic Head

A) Pumping Water Level.....	0.0 ft	(Water level to center of discharge pipe)
B) Height of Pressure Gauge.....	0.0 ft	(Center of discharge pipe to gauge)
C) Friction Loss.....	2.0 ft	(Pump intake to gauge)
D) Discharge Pressure.....	76.0 psi	(175.6 ft)

Total Dynamic Head (A+B+C+D) 177.6 ft

Flow Measurement

E) Flow Metering Device.....	sonic	meter
F) Pipe Inside Diameter.....	12.0	in
G) Measured Flow Rate.....	2,228	gpm
H) Calculated Velocity.....	6	fps

Input Power—Metered

*Booster and well running

I) Disk Revolutions.....	10	rev
J) Meter Constant Kh.....	4.8	w.sec/r
K) Meter Multiplier.....	80.0	X
L) Time.....	42.4	sec
kW Metered =	<u>325.7</u>	kW (WELL pump + booster)

Input Power—Measured

	<u>1-2</u>	<u>2-3</u>	<u>1-3</u>	<u>Ave</u>
M) Line Voltage.....	473	473	473	473.0
N) Amperage.....	282	278	281	280.3
O) Power Factor (%).....	87	89	90	88.7
kW Measured =	<u>203.4</u>	kW		*Well pump KW

Output Horsepower (TDH x Flow / 3960)

Total Dynamic Head.....	177.6	ft
Flow Rate.....	2228.0	gpm
Water Horsepower.....	<u>99.9</u>	hp

Input Horsepower (2.32 x Volts x Amps x PF / 1000)

Measured kW.....	122.3	kW	*Meter minus well KW
Measured Horsepower.....	<u>163.9</u>	hp	

System Efficiency

Output Power/Input Power..... 60.9%

Idaho Department of Water Resources--Potential Energy Savings

Pump Owner..... Newton, Randy

Test Date..... 7/29/91

Pump ID..... #2 booster

Auditor..... miller&king

	<u>Present</u>	<u>Potential</u>
Pumping Plant Efficiency (%).....	60.9	73.5
Assumed Motor Efficiency (%).....	92.1	92.1
Pump Efficiency (%).....	66.3	80.0
Estimated Shaft Losses (hp).....	0.2	0.2
Pump Discharge Pressure (psi).....	76	52
Pump Discharge Flow (gpm).....	2,228	2,250
Pump Operation (hrs/yr).....	1,500	1,500
Total Volume Pumped(acre-ft/yr).....	615	621
Input Horsepower (hp).....	163.9	94.3
Input Power (kW).....	122.3	70.4
Estimated Energy Use (kWh/yr).....	183,502	105,611

Rates For Idaho Power

\$ 0.028091 per kwh
\$ 2.81 per kw demand

5 month operating season

Estimated Annual Savings:

Total Energy Savings (kWh/yr)*	77,891
Energy Cost Savings (\$/yr).....	\$2,188
Demand Charge Savings (\$/yr).....	\$730
TOTAL SAVINGS (\$/yr).....	<u>\$2,918</u>

* Energy savings based on installation of new or rebuilt bowls designed to deliver the "potential" discharge flow and pressure at 80.0% pump efficiency, 92.1% motor efficiency, current shaft losses, and an overall system efficiency of 73.5% .

Idaho Department of Water Resources--Pump Test Summary

1301 N. Orchard St., Boise, Idaho 83705, (208) 327-7960

Pump Owner..... Newton, Randy

Test Date..... 7/8/92

Pump ID..... #3 Well

Auditor..... miller&scholer

Pump Size..... 400 HP

Utility..... Idaho Power

Total Dynamic Head

A) Pumping Water Level.....	295.0 ft	(Water level to center of discharge pipe)
B) Height of Pressure Gauge.....	0.0 ft	(Center of discharge pipe to gauge)
C) Friction Loss.....	5.9 ft	(Pump intake to gauge)
D) Discharge Pressure.....	74.0 psi	(170.9 ft)

Total Dynamic Head (A+B+C+D) 471.8 ft

Flow Measurement

E) Flow Metering Device.....	sonic	meter
F) Pipe Inside Diameter.....	14.0	in
G) Measured Flow Rate.....	2,361	gpm
H) Calculated Velocity.....	5	fps

Input Power--Metered

I) Disk Revolutions.....	0	rev
J) Meter Constant Kh.....	0.0	w.sec/r
K) Meter Multiplier.....	0.0	X
L) Time.....	0.0	sec
kW Metered =	<u>0.0</u>	kW

Input Power--Measured

	<u>1-2</u>	<u>2-3</u>	<u>1-3</u>	<u>Ave</u>
M) Line Voltage.....	472	475	473	473.3
N) Amperage.....	468	460	472	466.7
O) Power Factor (%).....	85	89	89	87.7
kW Measured =	<u>335.0</u>			kW

Output Horsepower $(TDH \times Flow / 3960)$

Total Dynamic Head.....	471.8	ft
Flow Rate.....	2361.0	gpm
Water Horsepower.....	<u>281.3</u>	hp

Input Horsepower $(2.32 \times Volts \times Amps \times PF / 1000)$

Measured kW.....	335.0	kW
Measured Horsepower.....	<u>448.9</u>	hp

System Efficiency

Output Power/Input Power..... 62.7%

Idaho Department of Water Resources--Potential Energy Savings

Pump Owner..... Newton, Randy

Test Date..... 7/8/92

Pump ID..... #3 Well

Auditor..... miller&scholer

	<u>Present</u>	<u>Potential</u>
Pumping Plant Efficiency (%).....	62.7	73.0
Assumed Motor Efficiency (%).....	92.6	92.6
Pump Efficiency (%).....	68.7	80.0
Estimated Shaft Losses (hp).....	6.3	6.3
Pump Discharge Pressure (psi).....	74	50
Pump Discharge Flow (gpm).....	2,361	2,250
Pump Operation (hrs/yr).....	1,798	1,798
Total Volume Pumped(acre-ft/yr).....	782	745
Input Horsepower (hp).....	448.9	324.1
Input Power (kW).....	335.0	241.9
Estimated Energy Use (kWh/yr).....	602,343	434,929

Rates For Idaho Power

\$ 0.028091 per kwh
\$ 2.81 per kw demand

5 month operating season

Estimated Annual Savings:

Total Energy Savings (kWh/yr)*	167,415
Energy Cost Savings (\$/yr).....	\$4,703
Demand Charge Savings (\$/yr).....	\$1,308
TOTAL SAVINGS (\$/yr).....	<u>\$6,011</u>

* Energy savings based on installation of new or rebuilt bowls designed to deliver the "potential" discharge flow and pressure at 80.0% pump efficiency, 92.6% motor efficiency, current shaft losses, and an overall system efficiency of 73.0% .

Township No 7 South, Range No 22

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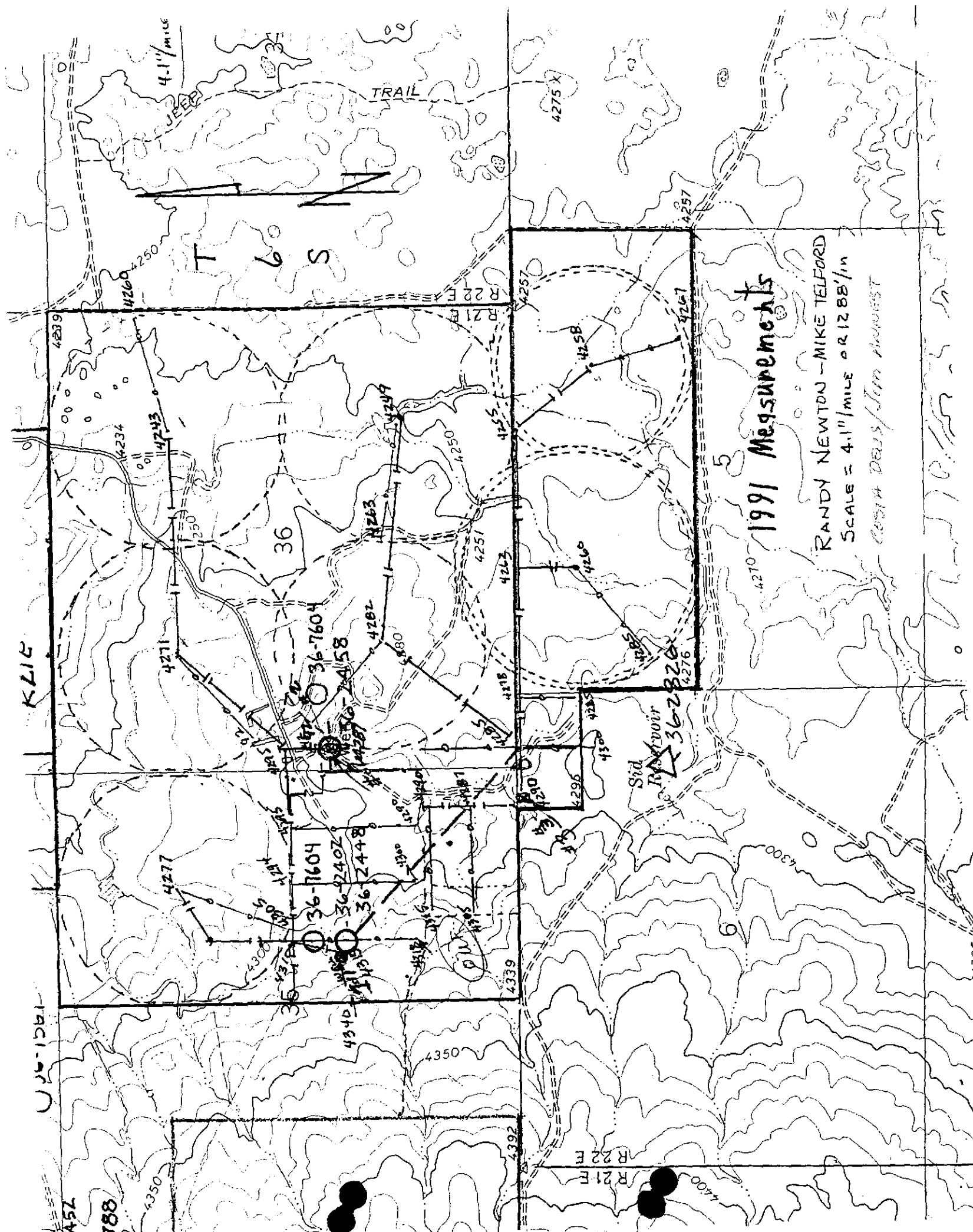
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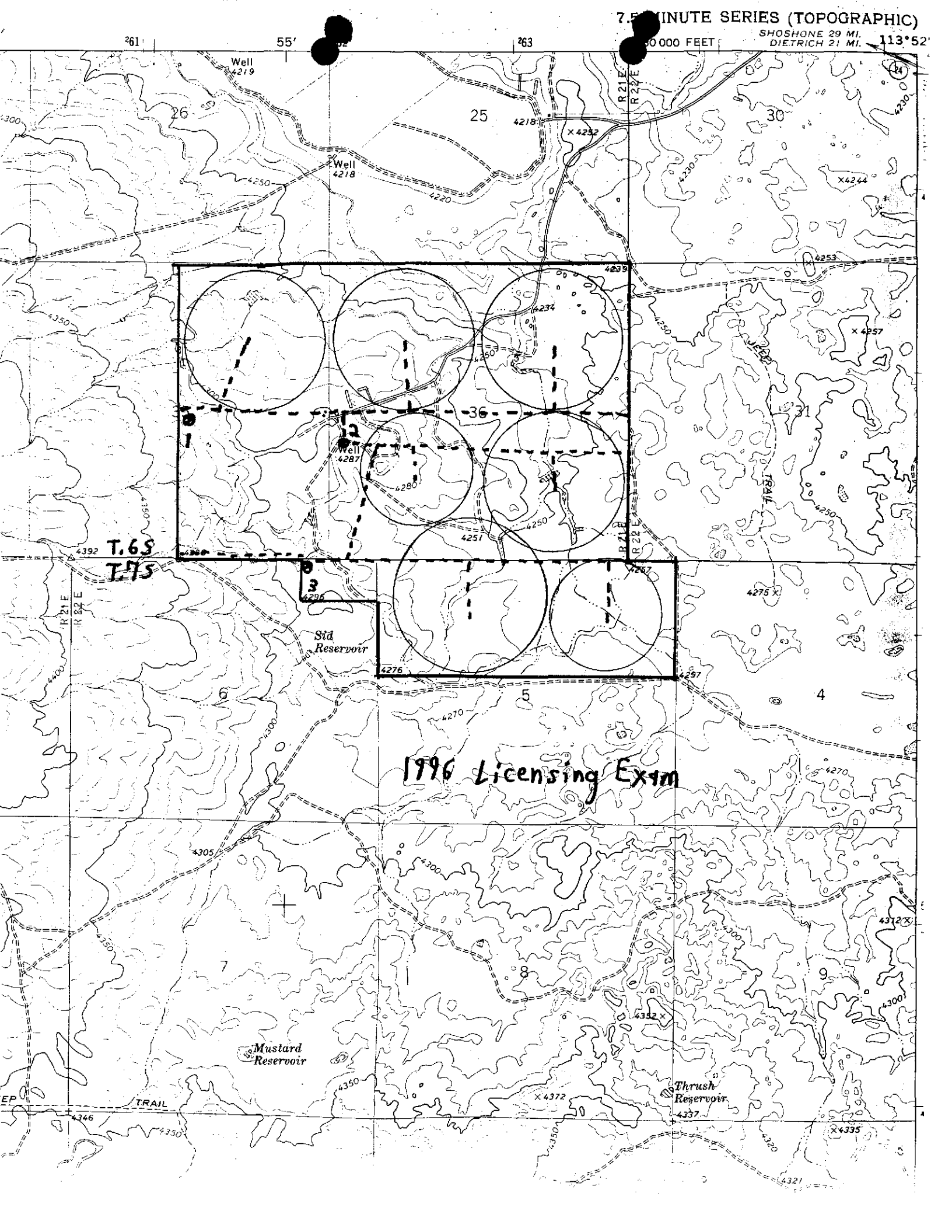


1991 Measurements

RANDY NEWTON - MIKE TELFORD

SCALE = 4.1" / MILE @ 12.88" / IN

COASTAL DEPT. / JIM HANCOCK



1996 Licensing Exam

T.6S
T.7S

Sid Reservoir

Mustard Reservoir

Thrush Reservoir

TRAIL

TRAIL

Well 4219

Well 4218

Well 4287

4218

X 4282

X 4244

X 4257

4275 X

4

4270

4312 X

4300

X 4335

X 4372

4332 X

4337

4321

4350

4305

4270

4276

4297

4350

4280

4234

4239

4253

4250

31

30

25

26

261

55'

263

60 000 FEET

36.4

14.5
37.4
6.0

WOTIA DELLS

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5.2

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36
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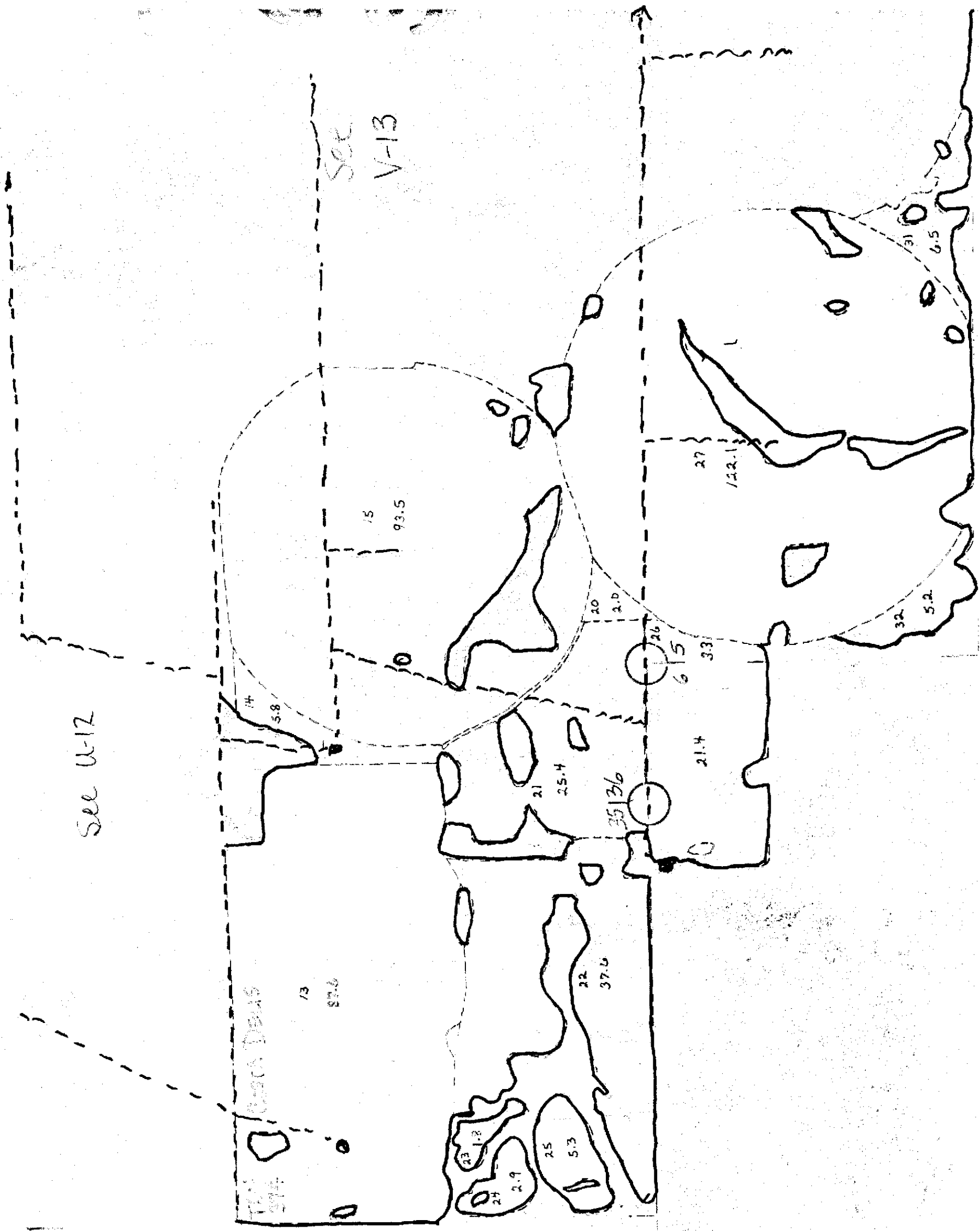
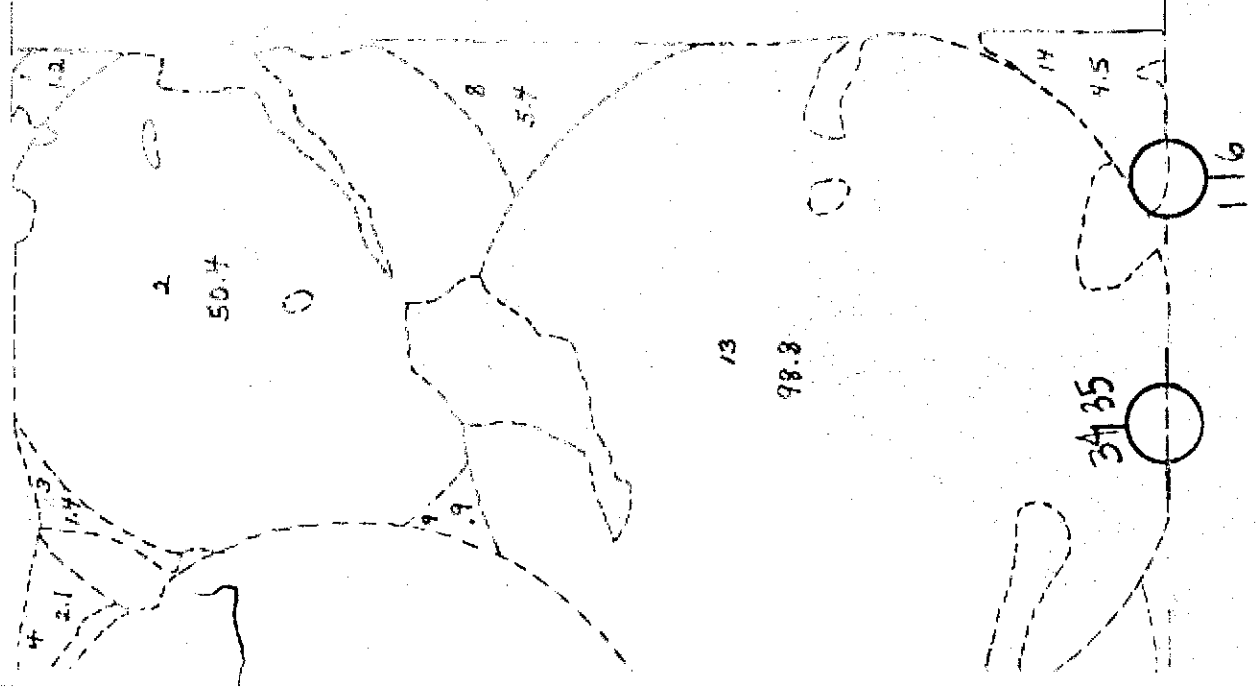
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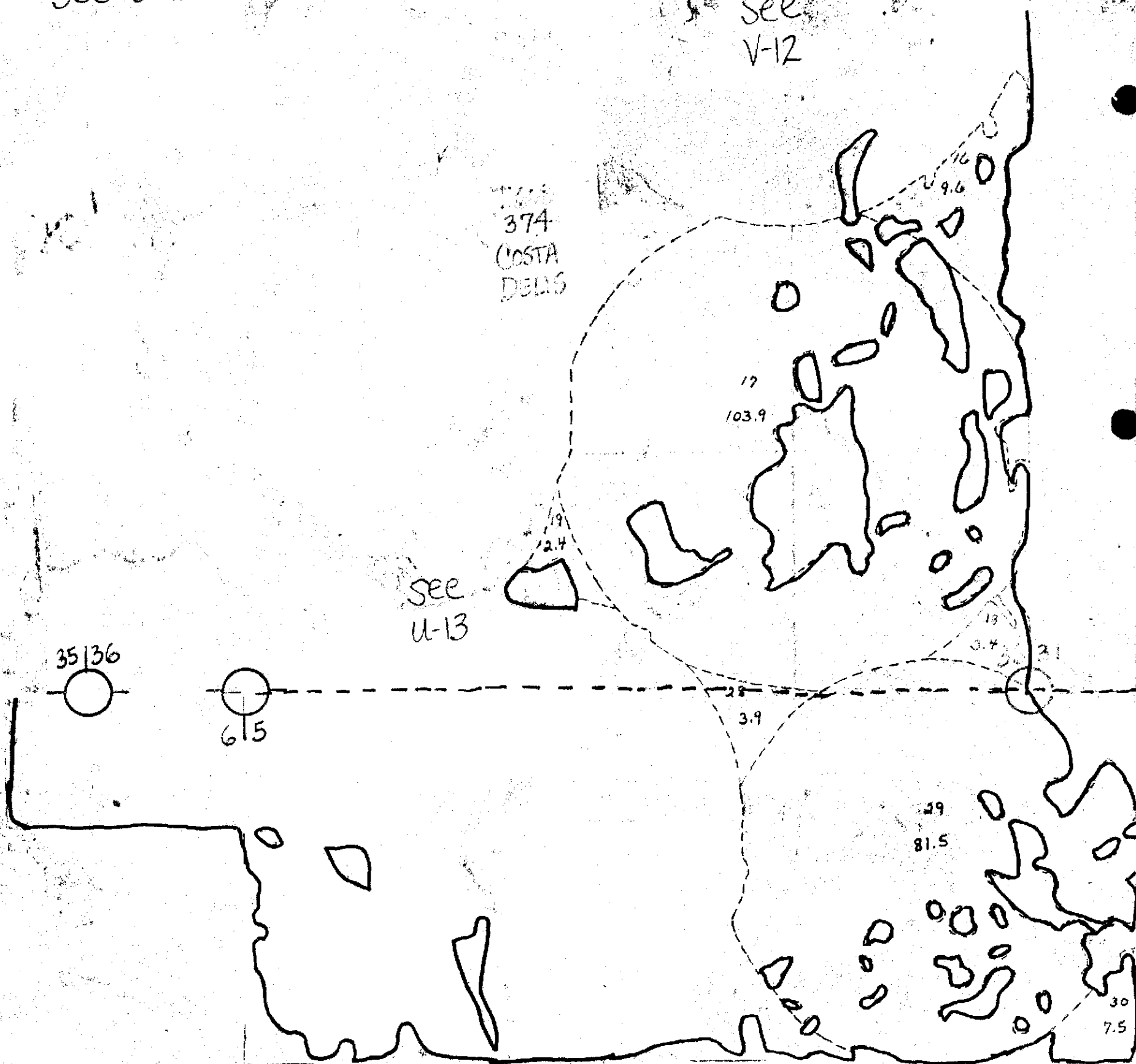
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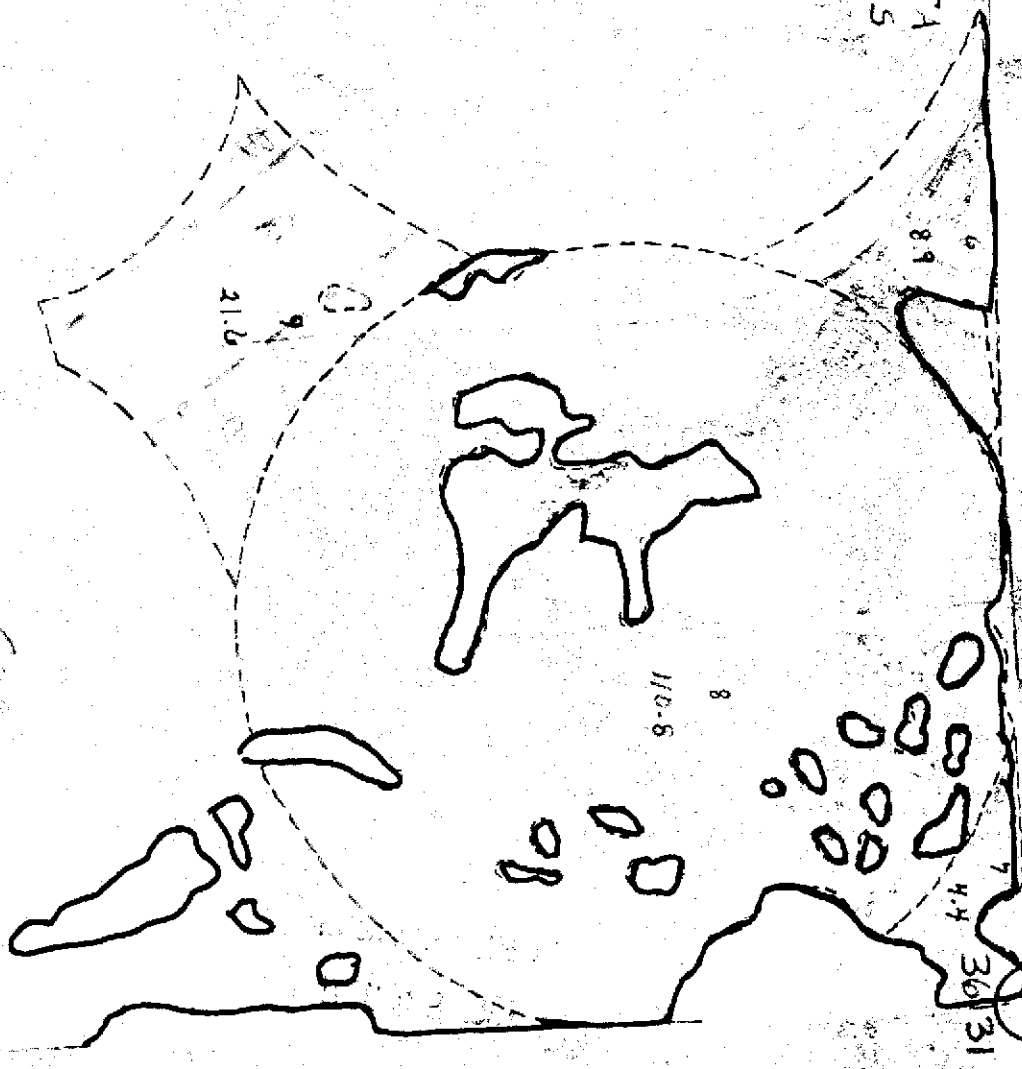
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Diversion Works Sec. 6
(Motor Removed For Repair)



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Booster Motor + Pump

36-07604
10-18-96 JES

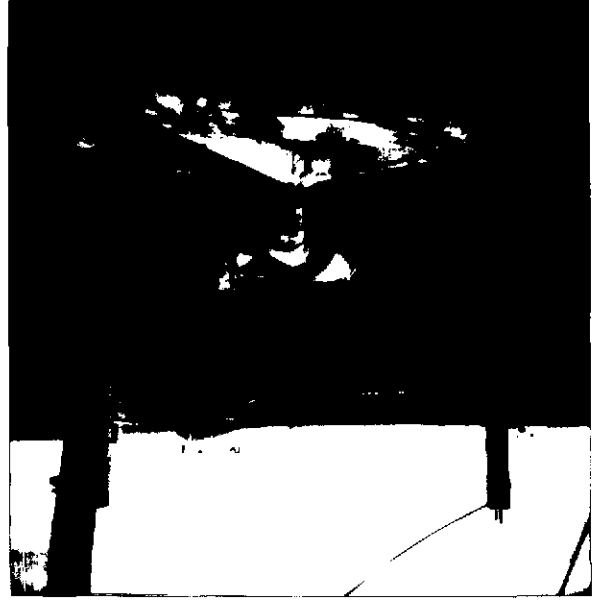
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10-18-96 JES

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(Booster Motor Removed for Repair)

P/D Sec. 36

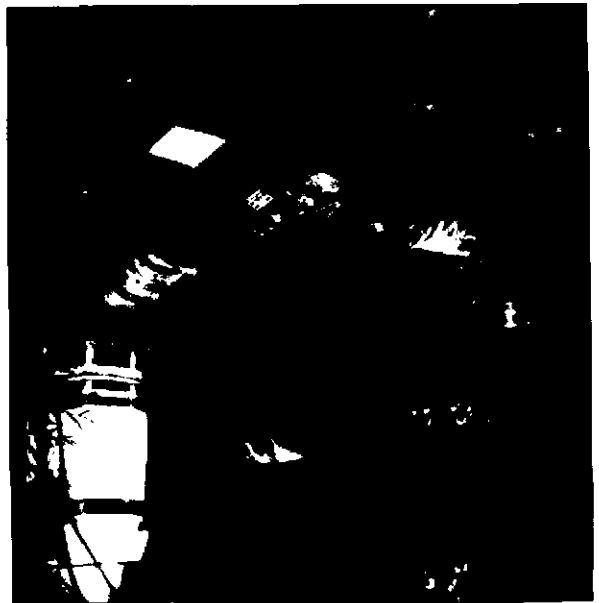
Sec. 36



Booster Pump for Handlines

P/D Sec. 35

8, 35



WELL DRILLER'S REPORT

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

1. WELL OWNER Name <u>Keth Jorgenson #1</u> Address <u>7 Mile W Kimms 3 S</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>276</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☒ Cap ☐ Plug																																																																																												
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Draw Down</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table>	Discharge G.P.M.	Draw Down	Hours Pumped																																																																																									
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td>24</td><td>0</td><td>3</td><td>Overburden</td><td>Y</td></tr> <tr><td>24</td><td>3</td><td>10</td><td>Grey basalt</td><td>X</td></tr> <tr><td>20</td><td>10</td><td>11</td><td>Grey basalt</td><td>Y</td></tr> <tr><td>20</td><td>10</td><td>27</td><td>Red cinders & broken grey basalt</td><td>X</td></tr> <tr><td>20</td><td>23</td><td>50</td><td>Grey basalt</td><td>X</td></tr> <tr><td>20</td><td>50</td><td>85</td><td>Grey basalt & red cinders streaks</td><td>X</td></tr> <tr><td>20</td><td>85</td><td>173</td><td>Red cinders & some broken</td><td>X</td></tr> <tr><td> </td><td> </td><td> </td><td>grey basalt</td><td> </td></tr> <tr><td>20</td><td>113</td><td>202</td><td>Grey basalt</td><td>X</td></tr> <tr><td>20</td><td>202</td><td>237</td><td>Red cinders & broken</td><td>X</td></tr> <tr><td> </td><td> </td><td> </td><td>grey basalt</td><td> </td></tr> <tr><td>20</td><td>237</td><td>248</td><td>Grey basalt & red cinder streaks</td><td>X</td></tr> <tr><td> </td><td> </td><td> </td><td>grey basalt</td><td> </td></tr> <tr><td>20</td><td>248</td><td>281</td><td>Grey basalt</td><td>X</td></tr> <tr><td>20</td><td>281</td><td>330</td><td>Broken grey basalt with partially broken streaks</td><td>X</td></tr> <tr><td> </td><td> </td><td> </td><td>Losing part cuttings from 215'</td><td>X</td></tr> <tr><td>20</td><td>330</td><td>350</td><td>Losing all cuttings</td><td>X</td></tr> </tbody> </table>	Hole Diam.	Depth		Material	Water Yes No	From	To	24	0	3	Overburden	Y	24	3	10	Grey basalt	X	20	10	11	Grey basalt	Y	20	10	27	Red cinders & broken grey basalt	X	20	23	50	Grey basalt	X	20	50	85	Grey basalt & red cinders streaks	X	20	85	173	Red cinders & some broken	X				grey basalt		20	113	202	Grey basalt	X	20	202	237	Red cinders & broken	X				grey basalt		20	237	248	Grey basalt & red cinder streaks	X				grey basalt		20	248	281	Grey basalt	X	20	281	330	Broken grey basalt with partially broken streaks	X				Losing part cuttings from 215'	X	20	330	350	Losing all cuttings	X
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4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other	6. LOCATION OF WELL Sketch map location must agree with written location. <u>(26)</u> Subdivision Name _____ Lot No. <u>4</u> Block No. _____ County <u>NE & NE & Sec. 5 T. 7 S N. 12 E 1 W</u>																																																																																												
5. WELL CONSTRUCTION Diameter of hole <u>20</u> inches Total depth <u>350</u> feet Casing schedule: ☐ Steel ☐ Concrete <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>1/4</u> inches</td> <td><u>20</u> inches</td> <td><u>+1</u> feet</td> <td><u>70</u> feet</td> </tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☐ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>20'</u> Material used in seal ☒ Cement grout ☐ Puddling clay ☐ Well cuttings Sealing procedure used ☐ Slurry pit ☒ Temporary surface coving ☒ Overbore to seal depth	Thickness	Diameter	From	To	<u>1/4</u> inches	<u>20</u> inches	<u>+1</u> feet	<u>70</u> feet																					Number	From	To										10. Work started <u>April 8 1977</u> finished <u>April 29 1977</u>																																																				
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11. DRILLERS CERTIFICATION Firm Name <u>Stresser Pulling Co</u> Firm No. <u>95</u> Address <u>PO 155 Rupert Idaho</u> Date <u>May 21</u> Signed by (Firm Official) <u>Wm. Tammelf</u> manager and <u>Wm. Tammelf</u> (Operator) 06 1987	12. ADDITIONAL SHEET IF NECESSARY FORWARD THE WHITE COPY TO THE DEPARTMENT																																																																																												

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED
JUN 22 1944
State Reclamation

Permit No. 12345 Well No. 12345 County Blaine

Owner Joe Taylor

Address 12345

Driller Joe Taylor

Address Blaine ROP - 12345

Well location 1/4 Sec 35 1/4 S. 2 E. 1/4

Size of drilled hole 12"

Total depth of well 120

Give depth to standing water from the ground 115 Water temp 64

On "Pumping Test" delivery was 100 g.p.m. or 2.5 f.s. Drawdown was 5 feet.

Size of pump and motor used to make test 1/2 HP

Length of time of test 1 hour 15 minutes.

If flowing well, give flow 100 f.s. or 100 g.p.m. and of shut off pressure 10

If flowing well, described control works 1/2" valve

Water will be used for irrigation (TYPE AND SIZE OF VALVE, ETC.)

Thickness of casing 1/2" Casing material steel

Diameter, length and location of casing 12" x 120' x 1/4 Sec 35 (STEEL, CONCRETE, WOOD, ETC.)

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.

Number and size of perforations 12" x 120' located 115 feet to 120 feet from ground

Date of commencement of well June 22 1944 Date of completion of well June 22 1944

NW SE S. 35 6S 21E

Form No. 1-2-22 Well No. _____ County _____

Owner: Lynch & Taylor, Cassia Farms, Inc.

Address 1411 17th St

Official Release - Do Not Distribute

Addressing the Editor

Well location: V-108 T-6 N/S 1.2 / 1.7

Size of drilled hole: 1.44

Total depth of well: 367

Olive depth to standing water from the ground. 27. Water temp. 74. Rain.

On "Pumping Test" delivery was _____ g.p.m. at _____ f.s. Drawdown was _____ feet.

Size of pump and motor used to make test

Length of time of test: _____ hours _____ minutes

It flowing well, give flow. L.P.G. at 1.5 p.m. and b. shut off pressure

If flowing well, described control work:

WSPW WILL BE CANCELLED

Weight of casing per lineal foot 17.22 lbs.

Thickness of coating	Curing material
0.005	UV
0.01	UV
0.02	UV
0.03	UV
0.04	UV
0.05	UV
0.06	UV
0.07	UV
0.08	UV
0.09	UV
0.10	UV
0.11	UV
0.12	UV
0.13	UV
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1.61	UV
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1.63	UV
1.64	UV
1.65	UV
1.66	UV
1.67	UV
1.68	UV

Diameter, length and location of casing 16" O.D. 132 ft. From 0-132 ft

CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER.
 CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER.

CASINO RECORD

Dinner Cooking

Penetration



Language

72

REMARKS: [REDACTED]



1

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

CHEN, J. & J. H. CHEN

THE UNIVERSITY OF CHICAGO PRESS

Summary and Use of Publications

Product

Part V

feet from ground

Date of commencement of work 8/13/1960

Date of completion of well.....10/21/1962

NWSW S366S2NE

DEC 1967

April 16, 1991

JAMES ANNEST
COSTA DELIS
RUTH DELIS
, ID

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-07604

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

UNRECORDED

OCT 03 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 36-7604

Date 4-2-91

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?
1978 ☒ Copy in file? Drill permit no. _____
☒ Well log in file?
☒ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

☒ Required?
45.60 ☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable when reinstated

PRIORITY CALCULATION

Date proof received	<u>Mar 4, 1991</u>	<u>63</u>
Date proof due	<u>Mar 1, 1991</u>	<u>- 60</u>
No. of days late		<u>= 3</u>
Priority date	<u>Feb 3, 1976</u>	<u>+ 34</u>
NEW PRIORITY DATE	<u>Feb 6, 1976</u>	<u>= 37</u>

JAMES ANNEST
COSTA & RUTH DELIS
P.O. BOX 686
BURLEY, ID 83318

138890
December 31, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 36-07604

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 March 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

RECEIVED

OCT 03 1991



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

March 24, 1989

RE: Permit No. 36-7604

James Annest
1742 Overland Ave.
Burley, ID 83318

Dear Mr. Annest:

Enclosed with this letter is a copy of the memo which I prepared for the above referenced permit.

Please note that I have recommended that this permit be exempt from the review requirements of Section 42-203D, Idaho Code due to evidence that the land was irrigated prior to July 1, 1985.

In your letter to me dated March 7, 1989, you stated that you were not certain whether proof had been submitted for this permit. My review of the file shows that proof has not yet been submitted. Your proof due date is March 1, 1991. You may submit proof any time before this date.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:hm

Enclosure

RECEIVED

OCT 03 1991

MEMORANDUM

TO: FILE/PERMIT NO. 36-7604

FROM: TIM LUKE

RE: SWAN FALLS PROCESSING

DATE: 3-21-89

The permit holder recently returned our trust water questionnaire and claimed that the permit was fully developed. The evidence which he submitted was not sufficient in determining whether or not the lands in question had been irrigated prior to 7/1/85.

This permit overlaps two existing licenses (partial overlap analysis included in file). About 627 acres under this permit are new or expansion acres.

Review of 1983 aerial photography available here at the Department indicates that all of the expansion acres were irrigated in this year. Further review of the Department's 7.5 minute overlay of irrigated acreage for this area based on 1986 landsat imagery shows that the land was irrigated during that year as well.

Based on the above analysis, I recommend that this permit be exempt from the review requirements of Section 42-203D, Idaho Code. This filing will be removed from the Swan Falls process list.

MICROFILMED

OCT 03 1991

MEMORANDUM

TO:TIM

FROM:ROXANNE MCCARTHY

RE: OVERLAP ANALYSIS/WR#36-7604

DATE: 13-MAR-1989

The only overlaps existing for this right were correctly listed on the Permit. Both overlapping rights irrigate lands under this Permit using wells under this Permit.

Right #36-2458 was licensed in 1962 for 300 acres, pumping 5.08 cfs. The application rate under this right is 0.017 cfs/acre.

Right #36-2448 was licensed in 1966 for 310 acres, pumping 4.46 cfs. The application rate under this right is 0.014 cfs/acre.

Of the 1236.8 acres applied for, 626.8 acres are newly irrigated.

*I called Annet
on 3/13 - he was
out of town. He
will call me back
or I will call back
on Weds. 3/15.*

Tim

MICROFILMED

OCT 03 1991

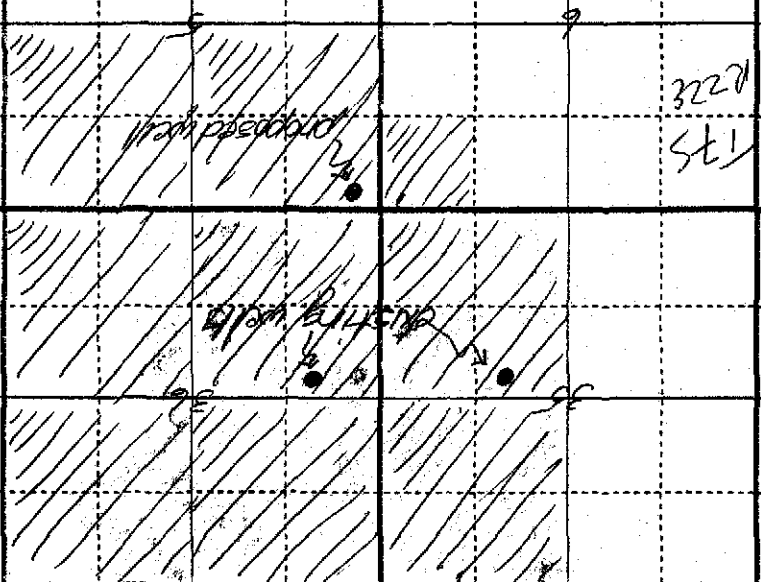
OCT 03 1991

RECEIVED

LICENSE 36-2458: 1961
310 acres / 4.46 cfs

LICENSE 36-2458: 1968
300 acres / 5.08 cfs

Permit 36-7604: 1936.8 acres / 15.2 cfs



T 75 0228

Lot 1 - WHAP 8/84



8-18-1984

1221 60 700

LAW OFFICE OF
JAMES ANNEST
ATTORNEY AND COUNSELOR AT LAW
AREA CODE 208 PHONE 678-7783

1742 OVERLAND AVENUE
BURLEY, IDAHO 83318
POST OFFICE BOX 686

March 7, 1989

State of Idaho
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RECEIVED
MAR 08 1989

Department of Water Resources

ATTN: TIM LUKE

Re: Permit No. 36-7604

Dear Mr. Luke:

The Department of Water Resources file should reflect that sometime in the late 1970's the above permit was transferred to Costa Delis and Ruth Delis, husband and wife, and to me as owners of the property upon which the development and permit exists.

We are enclosing for your information the questionnaire which you forwarded to us. The permit has been fully developed and has been in operation since, I believe, the summer of 1976. Since I do not know whether proof of completion of work was completed I cannot say that your file should reflect the completion data. I do seem to recall, however, that we were granted extensions of time to complete the work under this permit, and under other permits located in Section 16 of Township 6, Range 21. Two wells were drilled under that permit, but completion of works has not been completed because of the Swan Falls matter, and the fact that Idaho Power would not furnish power to that system.

Because of the foregoing, and since I do not have aerial photos and other documentation of completion, I am submitting herewith my affidavit advising you that the work has been completed on Permit No. 36-7604, and that the system has been in operation to my knowledge, since 1977, and perhaps prior thereto.

Yours very truly,


James Annest

JA:nh
Enclosure

cc: Costa Delis

MICROFILMED
OCT 03 1991

AFFIDAVIT OF JAMES ANNEST

RECEIVED
MAR 08 1989

STATE OF IDAHO }
 } ss.
County of Cassia }

Department of Water Resources

JAMES ANNEST, being first duly sworn upon his oath
states:

1. That he is one of the owners of Permit No.
36-7604; that said permit was assigned to your affiant and
to Costa and Ruth Delis, husband and wife, jointly by Keith
Jergensen and W. Keith Howry, in 1978, when the property
upon which said application was filed was returned or repossessed
by your affiant and said Costa and Ruth Delis.

2. At the time the property was repossessed the
development proposed under Permit No. 36-7604 was entirely
complete; that your affiant knows of his own knowledge that
the system was completed and in operation during the year
1977, and earlier.

3. That the department should have in its files
a copy of the assignment from Howry and/or Jergensen to your
affiant and the said Costa and Ruth Delis.

4. That the system has been used each year thereafter
for the irrigation of the lands described in the permit.

DATED this 17th day of March, 1989.


JAMES ANNEST

RECEIVED
OCT 03 1991

SUBSCRIBED AND SWORN to before me this 7th day of
March, 1989.

(SEAL)

Norma A. Harrison
Notary Public for Idaho
Residing at Burley, Idaho
My Commission Expires: 05-13-91

RECORDED

OCT 03 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
MAR 08 1989

Department of Water Resources

GENERAL INSTRUCTIONS: Please answer all questions thoroughly.
A separate questionnaire must be completed for each permit.

1. Permit number 36-7604.
2. Was the development or a portion of the development complete and water from the source identified under this permit used before July 1, 1985? Yes ☒ No ☐

If yes, the Department requests that you submit evidence showing the extent of your development existing on July 1, 1985. Evidence should at least include aerial photos (for developments of five acres or more) which are signed and dated by a local ASCS representative. Other evidence may include power records, irrigation equipment records or receipts, and affidavits from persons who are knowledgeable of your operation and dates of past water use.

3. Are you still interested in developing or completing the development under your water right filing?
Yes ☒ No ☐
If no, please complete and return the attached relinquishment form.
If yes, please submit the required \$20.00 readvertisement fee.
4. If you answered yes to question #3, please indicate the number of acres you intend to develop. 600

5. Remarks: Proof of Development never submitted in the seven years legislation has been paid or are paying our fees

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 or cancellation of the permit by the department.

James Annet
Permit holder

3-7-89
Date

Address: P.O. Box 686
Burley, Id. 83318

Phone (208) 698-7783

RECEIVED
OCT 03 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 30, 1989

RE: PERMIT NO. _____

Note: Letter & Questionnaire Returned on 2/8 due to ~~the~~ improper address. Resent to James Arnest on 2/8 - call up in 30 days

Dear PERMIT HOLDER:

Due to the Swan Falls litigation, development proposed by the enclosed permit may have been delayed. The Department is presently reviewing the permit and may authorize completion of development proposed under the permit.

The purpose of this letter is to determine: (1) the extent of development under the permit, and (2) your continued interest in developing or completing development under the permit.

Enclosed are two forms which will help the Department expedite the reprocessing of the permit.

Please complete and return the enclosed questionnaire if you wish to continue with your plans of development or have completed all or a portion of your development before July 1, 1985.

Please complete the enclosed relinquishment form and return it to the Department if you have abandoned or have no interest in continuing with your plans for development of the project.

If the entire project was not completed prior to July 1, 1985, and you still wish to proceed with your plans of development, then you must submit a \$20.00 re-advertisement fee to the Department as required by Water Appropriation Rule 4,2,3. and Section 42-221F, Idaho Code.

Failure to return the questionnaire and pay any required re-advertisement fee within thirty (30) days of the date of this letter is cause for the Department to cancel the permit.

If the incomplete portion of your project is for irrigation of more than 200 acres, the Department will issue a notice requesting additional information as required by Water Appropriation Rule 4.5.

RECEIVED

OCT 03 1991

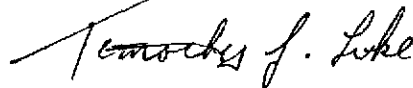
Page 2

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 334-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke - Water Allocation/Trust Water

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

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

MICROFILMED

OCT 03 1991

February 19, 1986

James Annest
P. O. Box 686
Burley, ID 83318

Dear Mr. Annest:

Re: Permit No. 36-7604

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to March 1, 1991.

The department would like to advise you that even though an extension of time has been granted, the permit is subject to the review requirements described in Sec. 22-203D, Idaho Code.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

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STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 36-7604Reviewed by RJDate 2-18-1986

BASIC INFORMATION

- Y Date stamp received
Y Extension received timely
 (not prior to 6 month before proof due date or after reinstatement period)
Y Fee received and receipted
Y Name and signature same as permit
N Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

- Y Has adequate work been completed to demonstrate due diligence?
- Has the cost incurred been adequate to demonstrate an intent to complete the project?
Yes Has the permit been involved in litigation?
 a. Swan Falls YES Dismissed from Swan Falls No
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

- No Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN - Recommend approval based on Swan Falls litigation

Special conditions or remarks:

No Reinstatement Date extension received _____ = _____
 Proof due date _____ = _____
 No. of days late _____ = _____
 Priority date _____ = + _____
 ADJUSTED PRIORITY DATE _____ = _____

- Prepare coding sheet
- Change rolodex card

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

EXTENSION OF TIME

February 4, 1986

James Annest
P. O. Box 686
Burley, ID 83318

PERMIT NO. 36-7604

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 37453.

Roberta Garrett
Records Supervisor

Enclosure

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LAW OFFICE OF
JAMES ANNEST
ATTORNEY AND COUNSELOR AT LAW
AREA CODE 208 PHONE 678-7783

1742 OVERLAND AVENUE
BURLEY, IDAHO 83318
POST OFFICE BOX 686

RECEIVED

FEB 3 1986

31 January 1986

Rita Fleck
Secretary/Records Manager
Department of Water Resources
Statehouse
Boise, Idaho 83720

Department of Water Resources

Re: Permit No. 36-7604

Dear Mrs. Fleck:

Enclosed please find a Request for Extension of Time to submit proof of beneficial use on a water right permit. This is the second request on this permit and it is the result of the Swan Falls litigation and the inability to obtain power to this project resulting out of that litigation.

As was indicated in the request, much of the work has been completed and it would be possible for us to make a partial completion of work proof. However, the entire work is not completed and for that reason, the extension is requested.

If for any reason the Department should require proof of beneficial use on those works that have been completed, please advise me by return mail so that I may submit an appropriate form. Thank you for your assistance and attention.

Yours very truly,



James Annest
/pw

Enclosure

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December 30, 1985

CERTIFIED MAIL

138683

Costa and Ruth Dellis and
James Annest
P. O. Box 686
Burley, ID 83318

Dear Mr and Mrs. Dellis and Mr. Annest:

Re: Permit No. 36-7604

PROOF DUE NOTICE

One of the conditions of approval of your water permit No. 36-7604 was that proof of the extent of your beneficial use must be submitted to this office on or before . (See the last page of your approved permit or your last approved extension request). Enclosed is a form which 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 provided the delay is for reasonable cause as described in Section 42-204, Idaho Code. If you have been prevented from proceeding by a government agency or by litigation, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either the beneficial use form or a 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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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.
(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

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April 27, 1981

James Annest
Box 686
Burley, ID 83318

Dear Mr. Annest:

Re: Permit No. 36-7604

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to March 1, 1986 and the priority date has been advanced to March 8, 1976 since the extension request was received after the beneficial use due date.

Also, please be advised that our records show this permit to be assigned from W. Michael Howery and Sara Howery to Costa Delis and Ruth Delis and James Annest.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosure

RECEIVED

TO: File 36-7604

FROM: Robyn Hampe *HH*

File Analysis

1. Application for Permit with priority date of 2-3-76
2. 7-13-78 received Assignment from Keith & Naomi Jergensen to W. Michael Howery
3. July 20, 1978 acknowledgement letter of Assignment
4. 10-10-78 received Assignment from W. Michael Howery to ?
5. 10-16-78 returned Assignment with letter regarding to whom permit is assigned to?
6. December 31, 1980 reminder of B/U notice sent to W. Michael Howery with B/U date of March 1, 1981.
7. Feb. 5, 1981 received check No. 92-178/1241 and extension of time with cover letter from James Annest.
8. Feb. 26, 1981 returned extension of time and check to James Annest along with explanation that our records show W. Michael Howery as current permit holder, extension needed to be more complete, and assignment needed to be completed.
9. March ~~5~~¹¹, 1981 lapsed notice sent
10. March 6, 1981 the Department received 2 assignments from James Annest
 - 1) W. Michael Howery to Costa Delis, Ruth Delis & James Annest Note: had an Oct. 10, 1978 receipt date, see item 5 of this analysis.
 - 2) Keith Jergensen & Naomi Jergensen to Costa Delis, Ruth Delis & James Annest
1 extension of time with check No. 92-178/1241.
11. March 25, 1981 returned extension with check No. 92-178/1241 for completion
12. April 3, 1981 received extension with check No. 92-178/1241.

In going over this file it should be noted that on March 6, 1981 the Department received 2 Assignments, one of which had a received date of October 10, 1978. This was returned as referred to in our letter dated October 16, 1978.

Also, the other assignment is void ^{since} ~~due to~~ the permit must be assigned by the current owner and not the original owner.

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WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

March 25, 1981

James Annest
Box 686
Burley, Idaho 83318

RE: Permit No. 36-7604

Dear Mr. Annest,

Enclosed is Check No. 92-178/1241 in the amount of \$15.00 and a request for an extension of time.

I am returning this material due to the fact that the request for extension of time form has not been completed.

In your letter of February 3, 1981, you requested a copy of the original permit so you could determine if the extension request was warranted. A copy of the permit is also enclosed along with a proof to beneficial use card. If you determine that the permit has been fully developed then return the filled out proof card rather than the extension.

However, if you return the extension request form please be sure to fill it out completely. Failure to do so may result in cancellation of the permit.

Please return either as soon as possible so that processing can be completed.

If you have any questions on this feel free to call me at 334-4162.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

HOWERY, W. MICHAEL
4685 WALLACE LN.
SALT LAKE CITY, UT 84117

MARCH 05, 1981

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 36-7604 HAS LAPSED SINCE YOU HAVE NOT NOTIFIED US THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT. YOU WERE PROVIDED FORMS FOR THAT PURPOSE IN OUR NOTICE TO YOU DATED DECEMBER 31, 1980.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD, ENCLOSED, OR SHOW OTHER REASONABLE CAUSE WHY THE PERMIT SHOULD BE REINSTATED WITHIN 60 DAYS FROM THE DATE OF THIS LAPSE NOTICE.

C. STEPHEN ALLRED
DIRECTOR

ENCLOSURE

CERTIFICATION OF MAILING

I hereby certify that on Mar 11, 1981
a true and correct copy of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Rita L. Fleck

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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

February 26, 1981

James Annest
1742 Overland Ave.
Burley, Idaho 83318

Dear Mr. Annest,

RE: Permit No. 36-7604

Enclosed is check No. 92-178/1241 in the amount of \$15.00, and a Request for an Extension of Time. I am returning this material due to the fact that our records show W. Michael Howery as the current permit holder.

In Idaho, a permit is considered personal property and can only be acquired when the permit holder assigns all or part of his interest in the water right.

I have also enclosed a copy of the original permit as per your request and an Assignment Form for your convenience. Please complete the assignment form and return it to our office along with either a beneficial use card or the extension of time by March 9, 1981.

If you have any other questions concerning this matter, please feel free to contact me at 334-4123.

Sincerely,

ROBYN HAMPE
Chief Clerk

RH:mr
Enclosures

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LAW OFFICE OF
JAMES ANNEST
ATTORNEY AND COUNSELOR AT LAW
AREA CODE 208 PHONE 678-7783

1742 OVERLAND AVENUE
BURLEY, IDAHO 83318
POST OFFICE BOX 886

February 3, 1981

RECEIVED

FEB 5 1981

Department of Water Resources
Statehouse
ATTN: Rita Fleck
Boise, Idaho 83720

Department of Water Resources

Re: Howery, W. Michael

Dear Ms. Fleck:

Mr. Michael W. Howery has contacted me concerning the Water Permit No. 36-7604.

Please be advised, that this Water Permit was assigned by Michael W. Howery, et ux, to James Annest and Costa Delis and Ruth Delis, husband and wife.

Since I have not seen the original application upon which the permit was granted, I am unable to determine whether or not this is one of the wells we need an extension of time on, or whether we are in a position to make final proof.

Could you please furnish to me a copy of the original application and/or a description of the lands upon which the well is located so that I may correlate that with the wells which have been drilled upon the land.

In addition, I would appreciate your correcting the record to show the assignment of that permit to the above named. In order to cover the record on the matter, I am submitting an application for extension of time so that we do not go over the time limit in the handling of the matters referred to in my letter. Some of the blanks I have not been able to fill in because of lack of information and particularly, the terms and conditions as to when the work was to be done. We have constructed all of the wells over which we have permits and on one of them, the pumping facilities have been installed. However, on two others, no power was available as yet because of the Idaho Power moratorium and we have been unable to install pumps on those wells to complete the work. As a result, I have signed the request for extension of time in blank, and I am forwarding my check in the sum of \$15.00 to cover the cost of filing just in case we determine that the permit involves those wells which are not completed. If the permit involved involves

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the wells which are completed and upon which the equipment has been installed, I would want to complete the proof on that well.

Please advise.

Yours very truly,



James Annest

JA:mr

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

HOWERY, W. MICHAEL
4685 WALLACE LN.
SALT LAKE CITY, UT 84117

138786

DECEMBER 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 36-7604 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE MARCH 01, 1981. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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

ENCLOSURES

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

June 30, 1980

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., P.E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

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

Eastern Region Office
1515 Lincoln Road
Idaho Falls, Idaho 83401

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

Western Region Office
92 South Cole Road
Boise, Idaho 83705

MICROFILMED

IDENT. NO. 36-7604

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]

October 16, 1978

Re: Permit No. 36-7604

James Annest
1742 Overland Avenue
Burley, Idaho 83318

Dear Mr. Annest:

We have received the Assignment submitted for Permit No. 36-7604.

We cannot accept this Assignment, however, as it does not list the names of the people on the Assignment to whom the Howery's wish to assign the permit.

We are, therefore, returning the Assignment to you along with the Department's Assignment Form to aid you in properly completing the Assignment.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enc: 2

Jan
LAW OFFICE OF
JAMES ANNEST
ATTORNEY AND COUNSELOR AT LAW
AREA CODE 208 PHONE 678-7783

1
1742 OVERLAND AVENUE
BURLEY, IDAHO 83318
POST OFFICE BOX 686

October 4, 1978

Department of Water Resources
State Office
373 W. Franklin Street
Boise, Idaho 83720

RECEIVED

OCT 10 1978

Department of Water Resources

Re: Permit No. 36-7604

Dear Sir or Madam:

Enclosed please find an executed assignment of the above permit to Mr. and Mrs. Costa Delis and to myself, James Annest. Would you please make the appropriate changes on the records of your department and in the future, direct all correspondence relating to this permit to this office, at Post Office Box 686, Burley, Idaho 83318.

Yours very truly,

James Annest/MK
James Annest

JA:mr
Encl.

CONFIDENTIAL

July 20, 1978

Re: Permit No. 36-7604

W. Michael Howery
4685 Wallace Lane
Salt Lake City, UT 84117

Dear Mr. Howery:

We acknowledge receipt of the assignment submitted conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed. Enclosed is a copy of this permit also.

If you have any questions concerning this matter, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:j
Enclosure

CONFIDENTIAL

RECEIVED

JUL 13 1978

Department of Water Resources

Jan
Keith Jergensen

ATTORNEY AT LAW

2600 MAYWOOD DRIVE (801)-467-9537 SALT LAKE CITY, UTAH 84109

July 10, 1978

Idaho Dept. of Water Resources

State House

Boise, Idaho 83720

Re: # 36-7604

Please record the enclosed
assignment in favor of W. Michael
Harvey and forward the the assigned
copy to him at the indicated address.
Please advise me if any transfer fee
is required.

Sincerely,

Keith Jergensen

MICROFILMED

March 5, 1976

Re: Permit No. 36-7604

Keith Jergensen
2600 Maywood Drive
Salt Lake City, UT 84109

Dear Mr. Jergensen:

Enclosed is a copy of your approved Application for Permit No. 36-7604. 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: Copy of permit

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

36-7604

Item Initial Date

1AB 2/3/76

Application No. Keith Jergensen

☒ 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 4.46
☒ Fee 5.08
9.54

(1) 1AB 2/3/76

In form to receipt

(2) 1AB 2/3/76

Send Copies to:

Idaho State Health Department 1236.22
Idaho Fish and Game Department
Bureau of Land Management 24.74
Request Special Use Permit from B.L.M. 9.54
Request Easement from B.L.M. 15.20
Request Information from Applicant

(3) 1AB 2/3/76

(4) mls 2-3-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) mls 3-1-76

Critical groundwater area: yes ☒ no _____

(8) mls 3-1-76

Groundwater levels:

Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) cc 2/20/76

Affidavit of Publication received(date) 2-20-76

(12) _____

Final date for protests 3-1-76

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) mls 3-1-76

Action recommended:

☒ Approve _____ Deny

Field Checked by _____

Date _____

Proposed Priority

Comments _____

Reason for Reduction

☒ Measuring device required

See attached sheet for other conditions of approval

No special conditions for approval

(15) District Southern By Michael Stule Date 3-1-76

Copy to Basil 2/5/76

February 5, 1976

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

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:rjn

Bill submitted: 2-20-76

LEGAL -- 1e

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Keith Jergensen 2600 Maywood Drive, Salt Lake City, Utah 84109 has on Feb. 3, 76 submitted Applicated No. 36-7604 for a permit to appropriate 15.20 cubic feet per second of water from groundwater by means of 3 deep wells pumps with motors; mainline and laterals and sprinkler within the NW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 35, Twp. 6S, Rge. 21E, NW $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 36, Twp. 6S, Rge. 21 E. lot 4, Sec. 5 Twp. 7S, Rge. 22E, B.M. Lincoln, County to be used from March 15 to Nov. 15 for irrigation of 1236.82 acres within the Section 36, Twp. 6S, Rge. 21E, E $\frac{1}{2}$ Sect. 35, Twp. 6 S. Rge 21 E. N $\frac{1}{2}$ Sec. 5, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 7 S. Rge. 22 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 March 1.

/s/ R. KEITH HIGGINSON
Director

Pub: 2-12, 19

*paper called
change
call to be made
2/10/76
3:00 pm
KJ*

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Keith Jergensen
2600 Maywood Drive, Salt Lake City, Utah 84109
has on Feb 3, 76 submitted Application No. 36-7604
for a permit to appropriate 15.20 cubic feet per second #####
of water from groundwater
by means of 3 deep wells pumps with motors; mainline and laterals and sprinkler
within the NW $\frac{1}{4}$ Sec. 35, Twp. 6S., Rge. 21E. NW $\frac{1}{4}$ Sec. 36 Twp. 6S, Rge. 21 E.
lot 4, Sec. 5 Twp. 7S, Rge. 22E. B.M. Lincoln, County
to be used from March 15 to Nov. 15
for Irrigation of 1236.82 acres
within the Section 36, Twp. 6S, Rge. 21E. E $\frac{1}{2}$ Sect. 35, Twp. 6 S. Rge. 21 E.
N $\frac{1}{2}$ Sec. 5, NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec 6, Twp. 7 S, Rge. 22 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 be-
fore March 1.

R. KEITH HIGGINSON

Director

Published in the Lincoln County Journal
on Feb. 12 and Feb. 19