

Permit Map No. 27502
 As Approved
 GEO. N. CARTER
 State Reclamation Engineer
 AUG 5 1958

SECS. 28 & 29 T. 9 S. R. 17 E. B. M.

BLUE LAKES TROUT FARM

AFFIDAVIT of PUBLICATION

State of Idaho, }
 County of Jerome } SS.

Craw P. Wheeler

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

each week for Two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 9th day of Dec., 19 71, and the date of the last publication was on the 16th day of Dec., 19 71.

Craw P. Wheeler

Subscribed and sworn to before me this 21st day of December, 19 71.
 (SEAL)

Alice J. Handrickson
 NOTARY PUBLIC

NORTH SIDE NEWS
 Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>30</u>	
Number of Insertions	<u>2</u>	
<u>30</u> lines @ <u>21¢</u>		<u>6.30</u>
<u>30</u> Lines at 15c		<u>4.50</u>
Lines at 10c		
TOTAL COST		<u>10.80</u>

COPY OF NOTICE

(Paste Here)

Notice of Application for Water Permit - Blue Lakes Trout Farm
 TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Administration
 BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Blue Lakes Trout Farm, Inc., Box 1237, Twin Falls, Idaho has on November 17, 1971 submitted Application No. 36-7210 for a permit to appropriate 45.0 cubic feet per second of water from Alpheus Creek, tributary of Snake River by means of ditch and headgate within Lot 14, Sec. 28, T. 9 S, R. 17E, B.M., Jerome County to be used from Jan. 1 to Dec. 31 for fish hatchery purposes within the Lot 13, Sec. 28; Lots 14 & 19, Sec. 29, T. 9S, R. 17E, B.M.

If issued, this permit will be subject to all prior water rights. Protest against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before December 27, 1971.

R. KEITH HIGGINSON
 Director

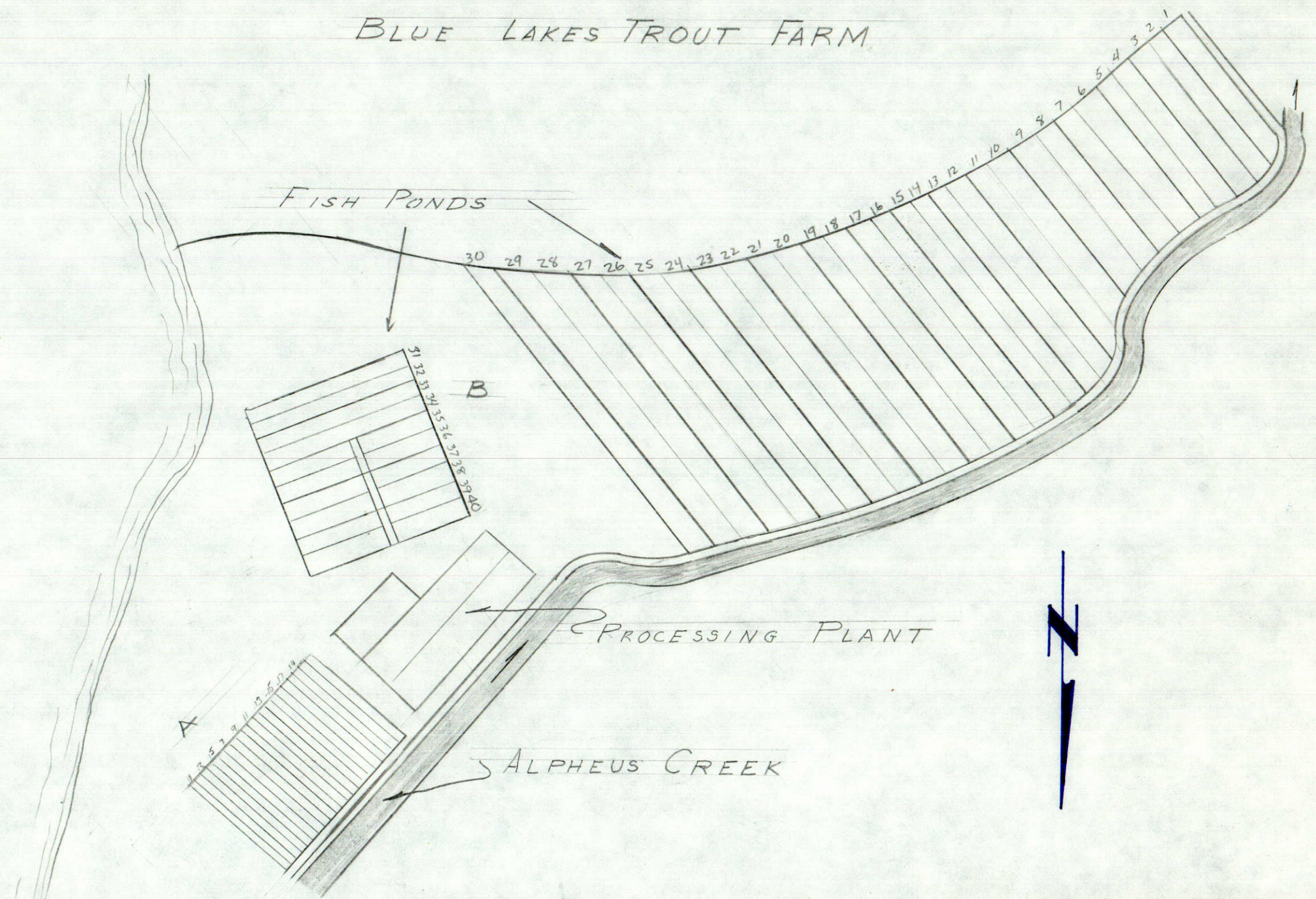
12-9-2tc

7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

Nº 3269

36-7210

BLUE LAKES TROUT FARM



FISH PONDS

30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 6 5 4 3 2 1

B

1 2 3 4 5 6 7 8 9 10

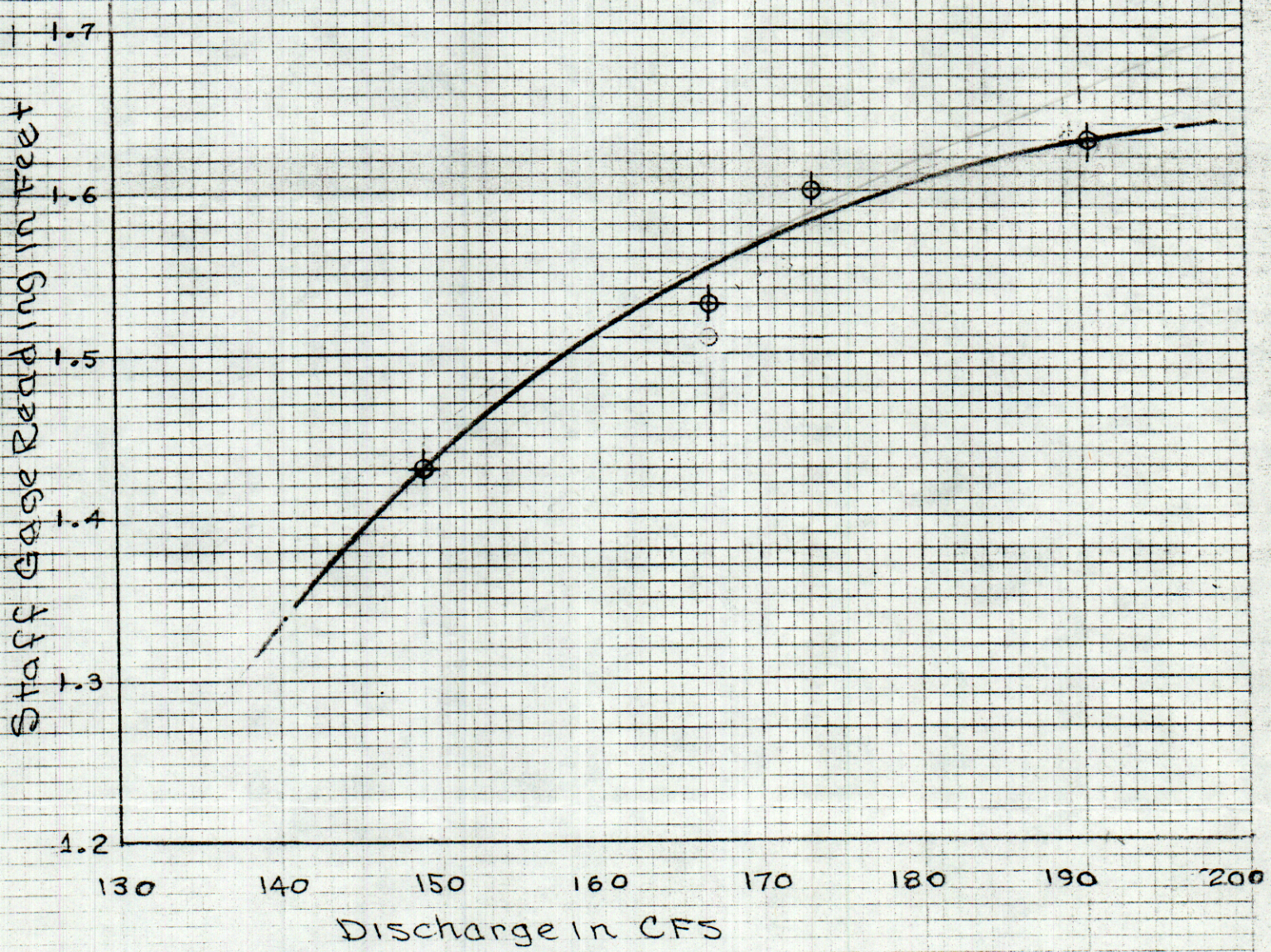
A

1 2 3 4 5 6 7 8 9 10

PROCESSING PLANT

ALPHEUS CREEK





Gage	CFS	Date
1.63	190.4	2/15/77
1.43	149.1	2/15/77
1.60	173.5	2/22/77
1.53	166.9	2/23/77

⊕ Measured Value





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 36-7210 Priority November 17, 1971 Amount 45 cfs

THIS IS TO CERTIFY, that BLUE LAKES TROUT FARM
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 36-7210 issued pursuant to Application for Permit dated November 17, 1971,
and has submitted proof to the Department of Water Resources on December 28, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 190.4 cfs of water from Alpheus Creek,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Fish			
<u>Propagation</u>	from <u>January 1</u> to <u>December 31</u> at <u>45</u> cfs and	<u>N/A</u>	
	from _____ to _____ cfs and		
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 45 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confined is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the Gov't Lot 14, Section 28,
township 9S, range 17E, B.M. in the County of Jerome

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 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	
9S	17E	28													Lot 13
		29			Lot 14										Lot 19

Total number of acres irrigated _____

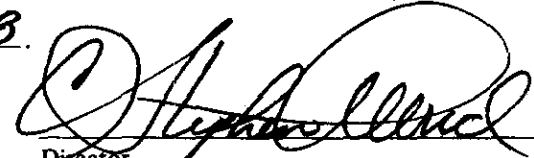
Measuring devices of a type approved by this Department shall be maintained at the
point of diversion and the point of effluent discharge.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15 day of

March, 19 78.


Director

Please address communications to:
Hepworth, Walker & Depe
Attorneys at Law
P. O. Box 23
Twin Falls, Idaho 83301

Identification No. 36-7210
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Blue Lakes Trout Farm, Inc.
post office address Box 1237, Twin Falls, Idaho 83301
2. Source of water supply Alpheus Creek which is a tributary of Snake River
3. a. Location of point of diversion is Lot 14 ~~XXXXXX~~ of Section 28 Township 9 S.
Range 17 E. B.M. Jerome County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Snake River at a point in Lot 19 ~~XXXXXX~~
~~XXXXXX~~ of Section 29 Township 9 S. Range 17 E. B.M. Jerome County
4. Water will be used for the following purposes:
Amount 45 ^{Fish} for Hatchery purpose from Jan. 1 to Dec. 31 (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. 45 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Existing ditch and headgate
used in connection with and described fully in application for
State of Idaho Water License No. 27502 (see remarks)
- 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 _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years. (Will utilize existing works and continue current use)
b. Estimated construction cost is \$ 0.
8. Description of proposed uses:
a. If water is **not** for irrigation: Lot 13, Section 28 and Lots 14 and 19,
(1) Give the place of use of water: ~~XXXXXX~~ Section 29 Township 9 S.
Range 17 E. 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: Fish hatchery

36-7210

36-7210

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		
			Not used for irrigation.																	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____
State of Idaho Water License No. 27502 (100 cfs.)

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

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

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

10. Remarks Existing ditch and headgate are fully described in application No. 35339 for Permit No. 27502 and Water License No. 27502, which was confirmed on January 5, 1960. There have been improvements in the works from time to time and some improvements are currently underway. However, the basic scheme remains the same, and the plans attached and incorporated herein by reference are generally accurate. Because the existing works will accommodate the water sought to be appropriated, no particular time is required for completion of the works and application of the water to beneficial use.

The City of Twin Falls has sought to appropriate 45 cfs. of water from Alpheus Creek. In applying for a permit to appropriate the same quantity of water from the same source, it is the applicant's purpose to establish its right to whatever water is not applied to beneficial use by the City.

36-7210

Received by [Signature] Date 11-17-71 Time 8:00
Preliminary check by BDF Fee \$ 340⁰⁰
Receipted by [Signature] Date 11-17-71
Publication prepared by cr Date 11-30-71
Published in North Side News
Publication dates 12-9 & 12-16-71
Publication approved cr Date 12-22-71
Priority reduced to 11-17-71 Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by [Signature] BDF

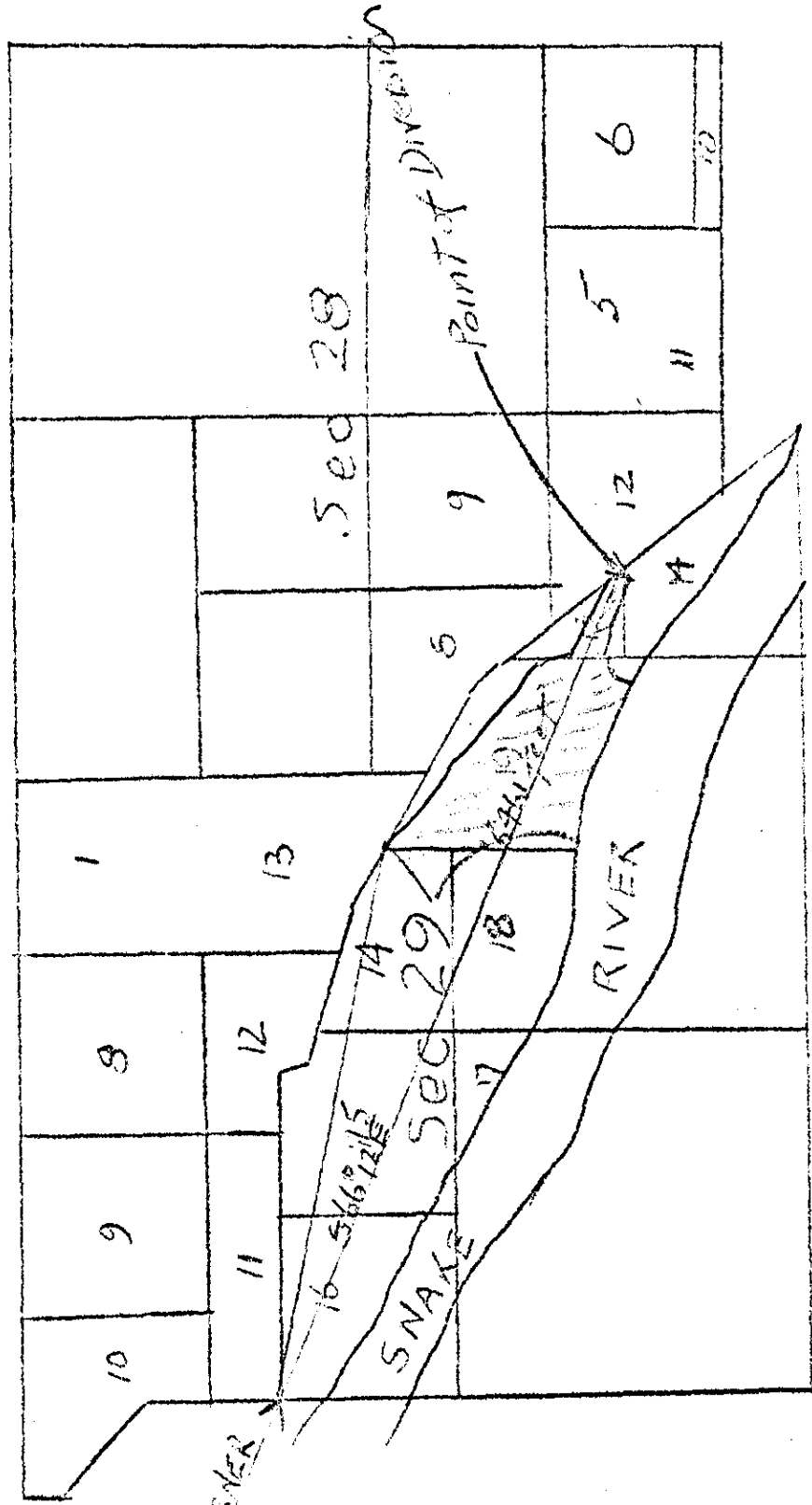
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7210, 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 January 1, 1977.
 - c. Other: Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
2. Denial of said application is for the following reasons: _____

Witness my hand this 31st day of January 1972.

[Signature]
Director



Permit Map No. 227500
 As Approved
 CHAS. W. CHAMBERLAIN 5th DIST
 State Reclamation Engineer

SECS. 28 & 29 T. 9 S. R. 17 E. 8 M

BLUE LAKES TROUT FARM

AFFIDAVIT of PUBLICATION

State of Idaho, }
 County of Jerome } SS.

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Clare P. Wheeler
 Subscribed and sworn to before me this 21st day of December, 19 71.
 (SEAL)

Alice J. Hendrickson
 NOTARY PUBLIC

NORTH SIDE NEWS
 Jerome, Idaho

COST OF PUBLICATION

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<u>30 Lines at 15c</u>		<u>4.50</u>
Lines at 10c		
TOTAL COST		<u>10.80</u>

COPY OF NOTICE

(Paste Here)

Notice of Application for Water
 TITLE OF NOTICE Permit
Blue Lakes Trout Farm

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Administration
 BILD TO

Notice is hereby given that Blue Lakes Trout Farm, Inc., Box 1237, Twin Falls, Idaho has on November 17, 1971 submitted Application No. 36-7210 for a permit to appropriate 45.0 cubic feet per second of water from Alpheus Creek, tributary of Snake River by means of ditch and headgate within Lot 14, Sec. 28, T. 9 S, R. 17E, B.M., Jerome County to be used from Jan. 1 to Dec. 31 for fish hatchery purposes within the Lot 13, Sec. 28; Lots 14 & 19, Sec. 29, T. 9S, R. 17E, B.M.

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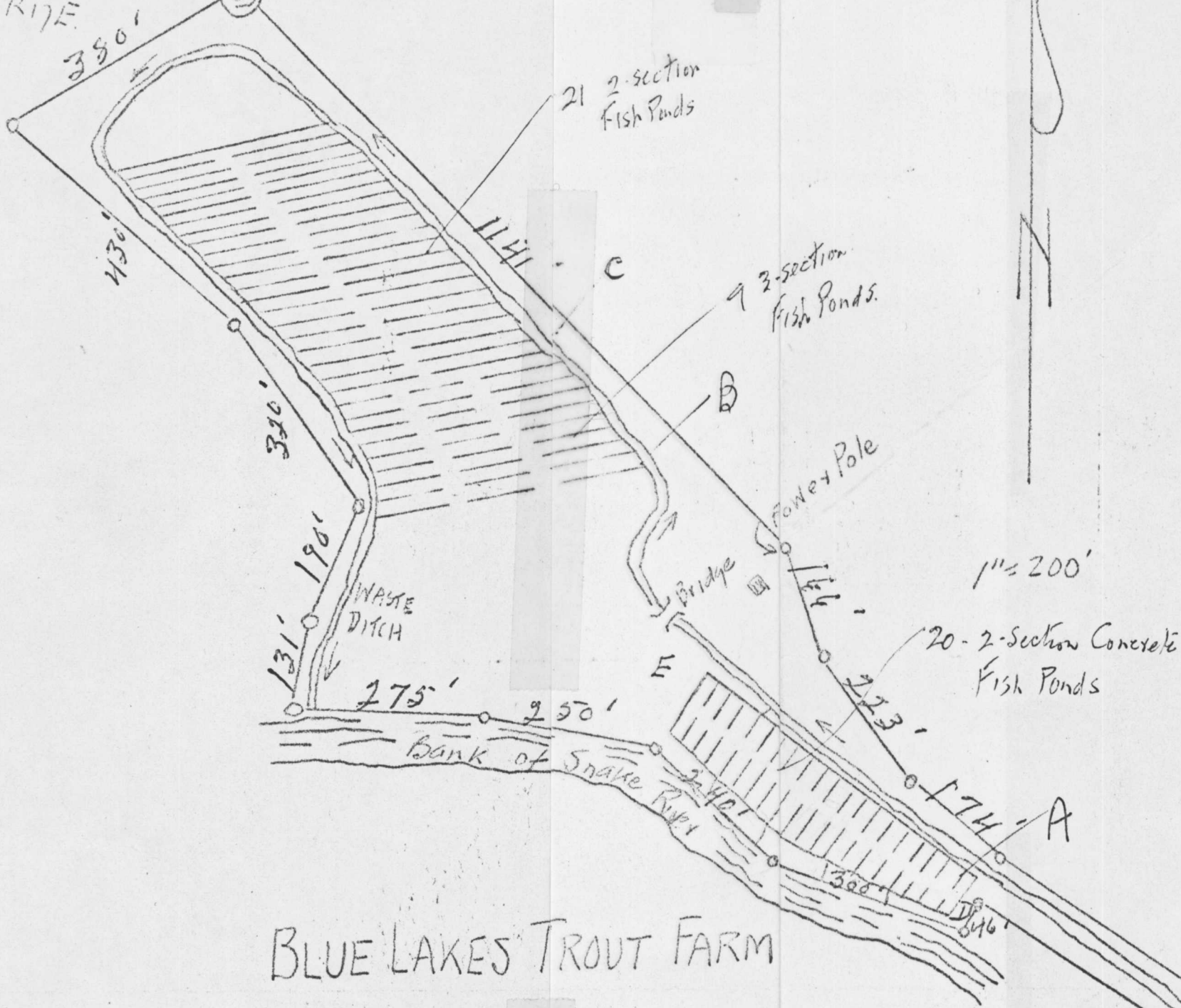
R. KEITH HIGGINSON

7 pt. per line, successive insertions	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive insertions	10c

Nº 3269

36-7210

10-16 CORNER N 7° 41' W 1/4 Sec 29-30 T9R17E LAVA BOULDER



BLUE LAKES TROUT FARM

Permit Map No. 27502
As Approved AUG 5 1958
GEO. N. CARTER
State Reclamation Engineer

36-7210

36-7210

February 23, 1978

Re: Permit No. 36-7210

Blue Lake Trout Farms, Inc.
Box 1237
Twin Falls, ID 83301

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 36-7210 on March 1, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 45 cfs Source: Alpheus Creek

The maximum quantity diverted shall not exceed n/a acre feet per
year.

Point of diversion: Govt. Lot 14, Sec. 28, Twp. 9S, Rge. 17E, B. M.

Beneficial use: Fish propagation within Lot 13, Sec. 28; Lots 14
and 19, Sec. 29, Twp. 9S, Rge. 17E, B. M.

Priority date established: November 17, 1971

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF/cah

DATE OF EXAM 3-1-77

ACREAGE

Found X
Recommended X

Irrigation Requirement X Ac Ft/Ac

USE

Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Fish Propagation Q = 45.0 cfs from Jan. 1 to Dec. 31

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

STAFF GAGE READING

Total Q measured 1.63 ft = 190.4 cfs. Method of measurement staff gage Reading at a Crosssection Area w/ Curve.

Total Q recommended 45.0 cfs. Meter No. ✓ Type ✓ Condition good

Total V recommended N/A.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

Meas: 1.63 ft Staff Gage Reading = 190.4 cfs.
Allowed: 45.0 cfs. Amount Applied for.
See Attached Memo for Meas: made from a Curve Compiled by J.U.B. Engineering Co.

SYSTEM DESCRIPTION:

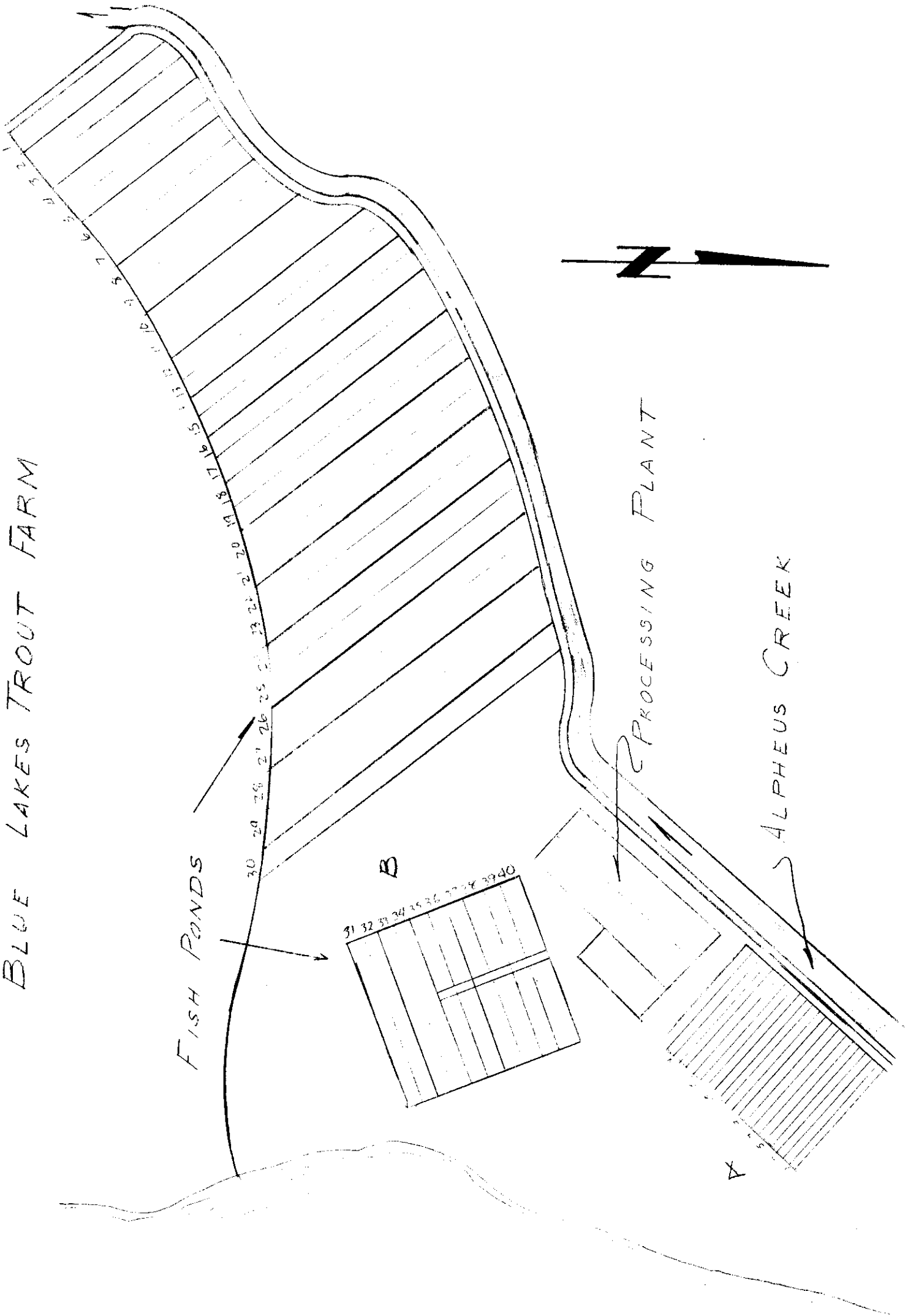
Water is diverted from Alpheus Cr thru Headgates to Fish Ponds & Raceways. There are 60 Ponds & Raceways Combined. Attached is A Sketch of The Size of The Ponds and Race ways.

REMARKS:

Percy Green was present during field Exam.
Allen Merritt helped in Field Exam

Examiner's Signature May Sunderburg Date 3-1-77
Checked by Allen Merritt Date 5-5-77
Approved by Michael L. Stiel Date 5-12-77

BLUE LAKES TROUT FARM



FISH PONDS

B

OPER. 2000 98 55 40 3940

PROCESSING PLANT

ALPHEUS CREEK



SIZE OF RACEWAYS FOR BLUE LAKES TROUT FARM

A-RACEWAYS

1. 120 X 10 X 4
2. " "
3. " "
4. " "
5. " "
6. " "
7. " "
8. " "
9. " "
10. " "
11. " "
12. " "
13. " "
14. " "
15. " "
16. " "
17. " "
18. " "
19. " "
20. " "

B-RACEWAYS

1. 166 X 14 X 4
2. 224 X 14 X 4
3. 261 X 14 X 4
4. 280 X 14 X 4
5. 273 X 14 X 4
6. 251 X 14 X 4
7. 251 X 14 X 4
8. 244 X 14 X 4
9. 258 X 14 X 4
10. 258 X 14 X 4
11. 238 X 14 X 4
12. 236 X 14 X 4
13. 242 X 14 X 4
14. 258 X 14 X 4
15. 271 X 14 X 4
16. 275 X 14 X 4
17. 287 X 14 X 4
18. 293 X 14 X 4
19. 297 X 14 X 4
20. 301 X 14 X 4
21. 291 X 14 X 4
22. 293 X 14 X 4
23. 298 X 14 X 4
24. 308 X 14 X 4
25. 319 X 14 X 4
26. 324 X 14 X 4
27. 336 X 14 X 4
28. 350 X 14 X 4
29. 367 X 14 X 4
30. 356 X 14 X 4
31. 158 X 20 X 4
32. 158 X 20 X 4
33. 170 X 20 X 4
34. 170 X 20 X 4
35. 170 X 20 X 4
36. 170 X 20 X 4
37. 159 X 20 X 4
38. 159 X 20 X 4
39. 159 X 20 X 4
40. 159 X 20 X 4



J-U-B ENGINEERS, INC.

North Plaza Offices, Suite 1
800 Falls Avenue

Twin Falls, Idaho 83301

Telephone: (208) 733-2414

February 24, 1977

RECEIVED

FEB 25 1977

Department of Water Resources
Southern District Office

Mr. Percy Green
Blue Lakes Trout Farm
256 Buchanan
Twin Falls, Idaho 83301

Dear Mr. Green:

C Transmitted with this letter is a graph showing the results of four (4) measurements made at the prepared section of the inlet canal at Blue Lakes Trout Farm. The graph shows a "calibration curve" for discharges through this section at different staff gage readings.

Please note that discharge values are slightly different from those reported earlier. An error in computer programing was found and corrected.

O The graph may be used with confidence for staff gage readings between 1.35 feet and 1.65 feet. Extrapolations beyond these readings may be used but should be applied cautiously.

P Measurements reported by the U.S. Geological Survey between April 1969 and March 1976, ranged from 146 cfs to 201 cfs, which lie within the suggested range of accuracy of the curve.

Y If you have any questions, please call us at your convenience. Also please advise us if you wish to continue measurements on a regular basis.

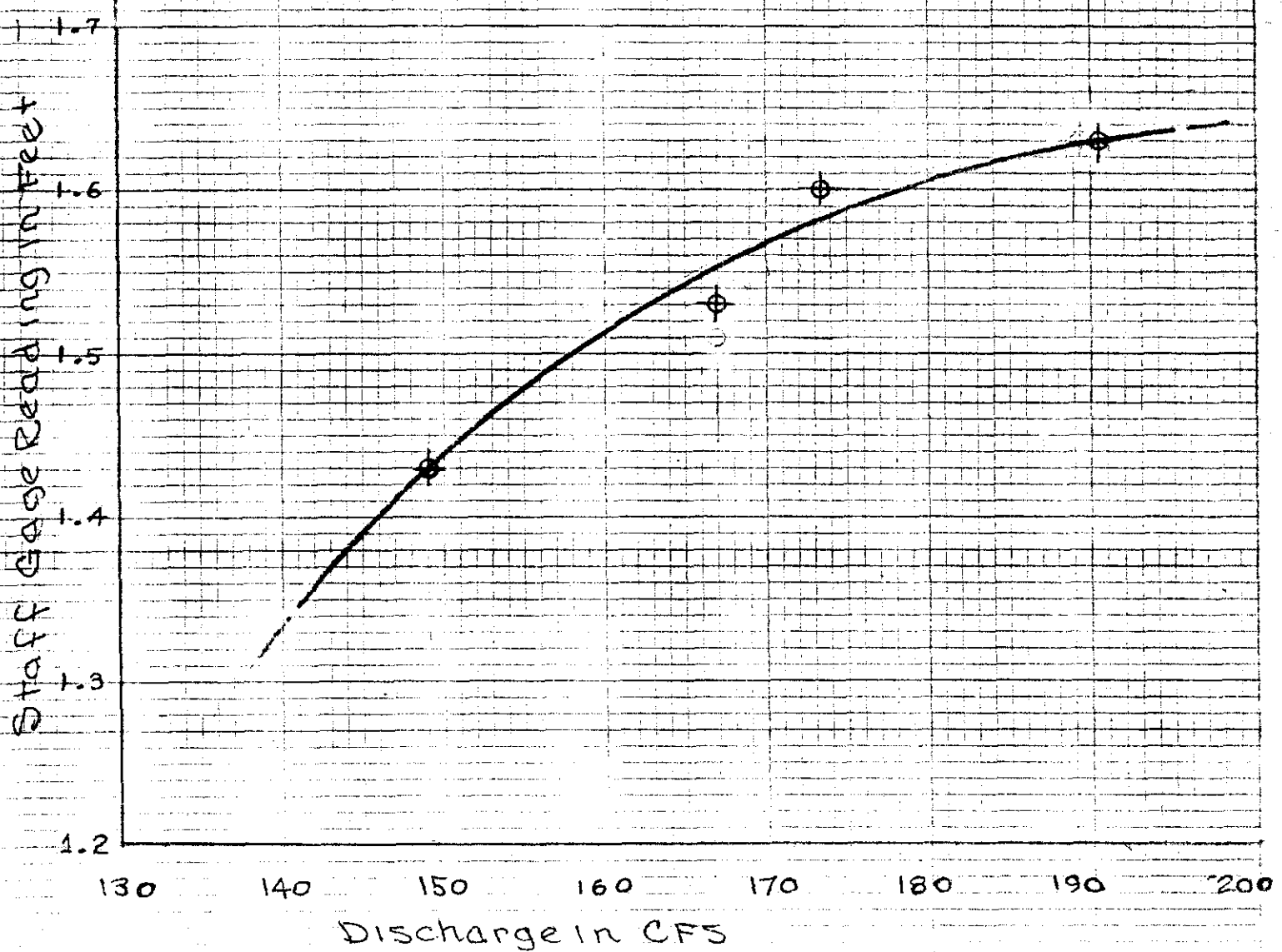
Yours truly,

J-U-B ENGINEERS, Inc.

R.R. Underwood, R.P.G.

RRU/et

cc: Mr. Funderburg, Dept. of Water Resources, Twin Falls



Gage	CFS	Date	⊕ Measured Value
1.63	190.4	2/15/77	
1.43	149.1	2/15/77	
1.60	173.5	2/22/77	
1.53	166.9	2/23/77	



Identification No. _____

Permit No. 36-7210

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 10 1971
olj
Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Blue Lakes Trout Farm, Inc. (Percy M. Greene, President)
b) Post Office Address Post Office Box 1237, Twin Falls, Idaho 83301

2. Permit Number 36-7210

3. Date of Priority that you are prepared to establish November 17, 1971

4. a) Source from which water was appropriated Alpheus Creek, tributary of Snake River

b) Location of the point of diversion: Lot 14 ~~XXXXXXXXXXXX~~ Section 28
Township 9S., Range 17E. Boise Meridian, Other points of diversion: None

5. a) The amount of water and use to which the water has been applied:
Amount 45 cfs. for fish hatchery purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 45 cfs ~~and/or acre-feet~~ per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Charles E. Brockway, Professional Engineer. Stabilized rating section in main canal with staff gauge. Section to be rated with current meter.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: Existing ditch and headgate used in connection with and fully described in application for State of Idaho water license no. 27502 (see remarks)

b) Describe the agreement or understanding by which you take water from the works: Easement granted in land sale contract by owner.

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Existing ditch and headgate used in connection with and fully described in application for State of Idaho water license number 27502 (see remarks). Improvements have been made to the ditch and the weir has been completed.

b) Describe the type and size of measuring device which you have installed at your point of diversion: Stabilized rating section in main canal with staff gauge. Section to be rated with current meter.

c) Give well driller's name and address and the date the well was completed: Not applicable

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Fish hatchery, Lot 13, Section 28, and Lots 14 and 19, Section 29, Township 9 South, Range 17 East, Boise Meridian.

[Handwritten signature]

DEPARTMENT OF WATER RESOURCES

FIELD REPORT

Blue Lakes Trout Farm, Inc.

1. Name of permit holder _____

Post office address Box 1237, Twin Falls, ID 83301 Phone _____

Person to contact Percy M. Greene Phone _____

RECEIVED

2. Source of water supply: Groundwater Surface water Alpheus Cr.

JAN 13 1977
(name spring, stream, etc.)

Tributary to Snake River

Department of Water Resources
Southern District Office

3. Water will be used for the following purposes:

Amount 45 c.f.s. for Fish Hatchery
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 36-7210
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 45.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 9S N/S, Range 17E E/W, B.M., Section 28, Subdivision Lot 14 1/4 _____ 1/4, Jerome County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: existing ditch and headgate used in connection with and fully described in application for water right license no. 27502

Measuring device required: yes no

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9S	17E	29	Lots 14 and 19																
		28	Lot 13																

TOTAL ACREAGE _____

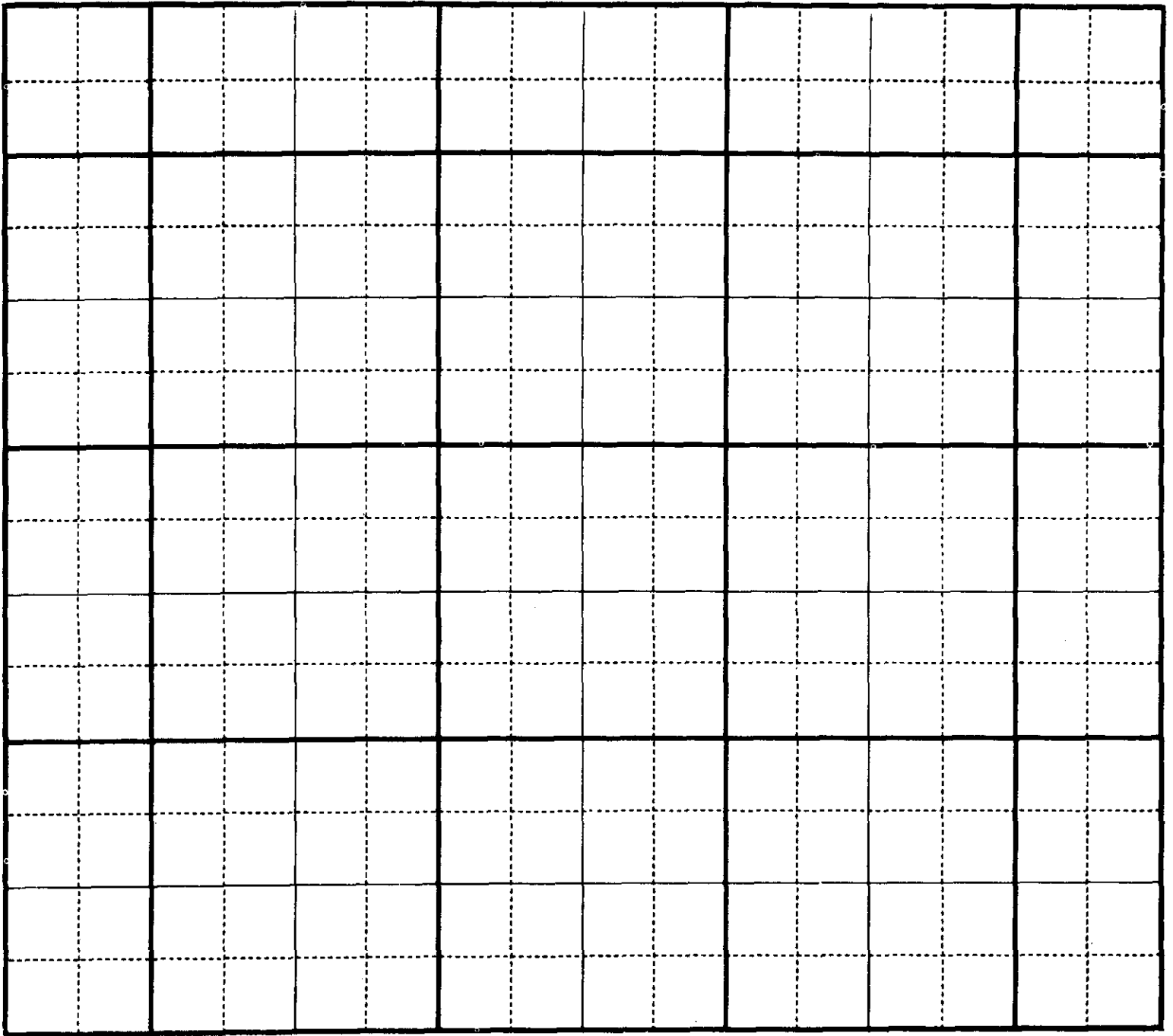


Diagram of System

State of Idaho
Department of Water Resources

ROUGH DRAFT

WATER RIGHT LICENSE

License of Water Right No. 36-7210 Priority Nov. 12, 1971 Amount 45.00 cfs

THIS IS TO CERTIFY, that Blue Lakes Trout Farm, Inc.
of Twin Falls, Idaho, has complied with the terms and conditions of Permit
No. 36-7210 issued pursuant to Application for Permit dated Nov. 12, 1971,
and has submitted proof to the Department of Water Resources on Dec. 28, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 190.4 cfs of water from Alpheus Creek,
tributary to Snake River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Fish Prop.</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>45.00</u> cfs and	<u>N/A</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 45.00 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the Lot 14, Sec. 28,
T. 9 S., R. 17 E., B.M. in the County of Jerome

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>9S.</u>	<u>17E</u>	<u>28</u>																	
		<u>29</u>																	

Meas. Device Reg'd.

Total number of acres irrigated _____

ROUGH DRAFT

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this _____ day of _____, 19 _____.

Director

January 12, 1977

Re: Permit No. 36-7210

Percy M. Greene, President
Blue Lakes Trout Farm, Inc.
Box 1237
Twin Falls, Idaho 83301

Gentlemen:

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

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

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

October 29, 1976

CERTIFIED MAIL

138074

Re: Permit No. 36-7210

Percy Green
Blue Lakes Trout Farm, Inc.
Box 1237
Twin Falls, Idaho 83301

Dear Mr. Green:

One of the conditions of approval of your water Permit No. 36-7210 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1977. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit 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.


R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

cc: James L. Kennedy, Jr., Box 23, Twin Falls, ID 83301

July 5, 1972

Re: Permit No. 36-7210 - Blue Lakes Trout Farm, Inc.

Mr. John A. Rosholt
Parry, Robertson, Daly & Larson
P.O. Box 525
Twin Falls, Idaho 83301

Dear Mr. Rosholt:

Pursuant to your letter of July 3, 1972, please find enclosed a copy of the above referenced permit.

The fee for this copy is \$1.50 which you may remit to this office at your convenience.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

By _____
Secretary

Permit # 9732

BDF:DR
Enclosure

36-7210

July 5, 1972

Re: Permit No. 36-7210 - Blue Lakes Trout Farm, Inc.

Mr. John A. Rosholt
Parry, Robertson, Daly & Larson
P. O. Box 525
Twin Falls, Idaho 83301

Dear Mr. Rosholt:

Pursuant to your letter of July 3, 1972, please find enclosed a copy of the above referenced permit.

The fee for this copy is \$1.50 which you may remit to this office at your convenience.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

By _____
Secretary

BDF:DR
Enclosure

36-7210

RECEIVED

JUL 5 1972

PARRY, ROBERTSON, DALY & LARSON

LAWYERS

THE IDAHO FIRST NATIONAL BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY (1913-1968)
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
FRED D. DECKER
ROBERT C. PAINE

Department of Water Administration

TELEPHONE
(208) 733-3722

July 3, 1972

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit #36-7212

Attention: Water Rights Division

Gentlemen:

Would you kindly supply me with a copy of Permit #36-7212 which was allegedly approved on January 31, 1972, and should be in the name of Blue Lakes Trout Farm, Inc., P. O. Box 1237, Twin Falls, Idaho 83301.

Please send us a bill for your costs.

Thank you in advance for your cooperation.

Sincerely,



JOHN A. ROSHOLT

JAR:php

36 7210

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

February 1, 1972

Re: Permit No. 36-7210 - Blue Lakes Trout Farm, Inc.

Blue Lakes Trout Farm, Inc.
Box 1237
Twin Falls, Idaho 83301

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 36-7210. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

cc: James L. Kennedy Jr., Attorney at Law
P.O. Box 23
Twin Falls, Idaho 83301

36-7210



CECIL D. ANDRUS, Governor

COMMISSION

ROBERT G. KALB, Sandpoint
PAUL C. KEETON, Liviston
JOHN EATON, Cascade
JACK HEMINGWAY, Sun Valley
H. JACK ALVORD, Pocatello

JOSEPH C. GREENLEY
Director

IDAHO FISH AND GAME DEPARTMENT

January 25, 1972

POST OFFICE BOX 25
600 SOUTH WALNUT STREET
BOISE, IDAHO 83707

Department of Water Administration

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho

Keith
Dear Mr. Higginson:

Re: Application 36-7210 Blue Lakes Trout Farm, Inc.

We have no objection or comments regarding this application.

Sincerely,

IDAHO FISH AND GAME DEPARTMENT

JG
Joseph C. Greenley
Director

cc: Bob Bell

January 4, 1972

Re: Application No. 36-7210 -- Blue Lakes Trout Farm, Inc.

Mr. Ted Biladeau
Engineering Division
Dept. of Fish & Game
Boise, Idaho

Dear Mr. Biladeau:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our Department as soon as possible. We normally complete the processing of an application within a 6-week period and we are required to take final action shortly thereafter.

If we may be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

Enc: Copy of Application

36-7210

TWIN FALLS BANK AND TRUST COMPANY

December 21, 1971

To Whom It May Concern:

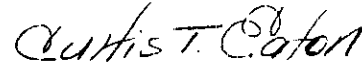
Re: Percy Greene
266 Buchanan Street
Twin Falls, Idaho

The above captioned individual has been a long valued customer of the Twin Falls Bank & Trust Company, a man of substantial means, and one we recommend unconditionally.

Whatever courtesies you may see fit to extend to Mr. Greene will be sincerely appreciated by us.

Thanking you in advance for your consideration, I remain

Sincerely,



Curtis T. Eaton
Executive Vice President

CTE:cs

3-6-72

BLUE LAKES TROUT FARM, Inc.

PERCY M. GREENE, MANAGER

BOX 1237 DIAL (208) 733-4631

TWIN FALLS, IDAHO 83301



December 31, 1971

Re: Application ofr Permit No. 36-7210 Blue Lakes Trout Farm, Inc

Mr. Fred Eisenbarth, Appropriation Examiner,
State of Idaho, Dep't of Water Administration,
State House, Annex 2,
Boise, Idaho 83707

Dear Mr. Eisenbarth:

Enclosed is the additional information requested by your offices to further consider the above referenced application.

1. A letter from Mr. Curtis Eaton of the Twin Falls Bank & Trust Co. attesting to our financial ability to complete the improvements.
2. An aerial photo of Blue Lakes Trout Farm showing the present operating facilities, with the new construction so indicated.
 - A. Indicates where approximately 900 feet of 5' pipe is being installed for a new diversion.
 - B. Indicates Hatchery Building and 20 concrete raceways 10' X 20' X 4'
 - C. Indicates 29 raceways approximately 16' X 250' X 3"
 - D. Indicates the new pond construction, 10 raceways 20' X 170' X 4'
3. We anticipate rearing an additional 400,000 lbs. live Trout with the additional water in the new construction area.
4. Construction began September 1971 and is about 80% complete. We expect to have it completed and in operation within thirty days weather permitting.

There are adequate measuring devices at the point of diversion and at points of return. All are rectangular type devices.

Very truly yours,
Percy M. Greene
Percy M. Greene, Pres. BLUE LAKES TROUT FARM

PRODUCERS AND PACKERS OF

Blue[®]
Lakes

BRAND ROCKY MOUNTAIN RAINBOW TROUT

36-7210



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

December 2, 1971

Re: Application for Permit No. 36-7210 - Blue Lakes Trout Farm, Inc.

Blue Lakes Trout Farm, Inc.
Box 1237
Twin Falls, Idaho 83301

Gentlemen:

In order to further consider your application for permit, we will require additional information not included with the above referenced application as follows:

1. A letter from a financial institution showing that you are financially able to complete the project as described in the application. (See Section 42-203 of the Idaho Code)
2. A preliminary design of the hatchery facilities, indicating the size of raceways, general layout, the size of pipelines or other diversion works and such other information as will fully describe the method and means of diversion and verify the need for the quantity of water requested.
3. A justification, based upon the preliminary design and the estimated production of the hatchery, for the amount of water requested.
4. An estimated schedule of construction, giving dates for the start of construction, the finish of construction, and the date that full operation of the hatchery is anticipated.

36-7210

Page 2

Blue Lakes Trout Farm, Inc.

Re: 36-7210

December 2, 1971

You should be aware that all applications, if approved, will require the installation and maintenance of adequate measuring devices both at the point of diversion and the point of return of the water. These devices must be of a type approved by the Department; they can be of any generally recognized standard measuring device type. You should include the installation of these devices in your preliminary plans for construction.

We would appreciate receiving this information on or before January 2, 1972. Thank you for your cooperation in this matter.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cr

Enc: Information letter

36-7210

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

November 30, 1971

Re: Application No. 36-7210 - Blue Lakes Trout Farm, Inc.

North Side News
Box 89
Jerome, Idaho 83338

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

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:cr

Enc: Legal Notice

Bill submitted 12-22-71. cr

36-7210

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Blue Lakes Trout Farm, Inc.,

Box 1237, Twin Falls, Idaho

has on November 17, 1971 submitted Application No. 36-7210

for a permit to appropriate 45.0 cubic feet per second ~~acts of development~~

of water from Alpheus Creek, tributary of Snake River

by means of ditch and headgate

within ~~xxxx~~ Lot 14, Sec. 28, T. 9S, R. 17E, B.M., Jerome County

to be used from Jan. 1 to Dec. 31

for fish hatchery purposes

within the Lot 13, Sec. 28; Lots 14 & 19, Sec. 29, T. 9S, R. 17E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, on or before December 27, 1971

R. KEITH HIGGINSON

Director

Published in the North Side News, Jerome, Idaho

on Dec. 9 and Dec. 16, 1971

26 1/2

LAW OFFICES
HEPWORTH, WALKER & DEPEW

BANK OF IDAHO BUILDING
P. O. Box 23
TWIN FALLS, IDAHO 83301
TELEPHONE (208) 733-3083

JOHN C. HEPWORTH
LLOYD J. WALKER
WM. L. NUNGESTER
MICHAEL H. FELTON
JAY L. DEPEW

OTHER OFFICES AT
1020 MAIN
BUHL, IDAHO 83316
(208) 543-4368
SUN VALLEY, IDAHO 83353
(208) 726-5861

November 16, 1971

Idaho Dept. of Water Administration
Statehouse - Annex #2
Boise, Idaho 83707

Gentlemen:

We submit herewith on behalf of Blue Lakes Trout Farms, Inc., an application for permit to appropriate the public waters of the State of Idaho.

Also enclosed is the corporation's check for the \$340.00 filing fee. We have calculated the fee in accordance with your instructions as follows:

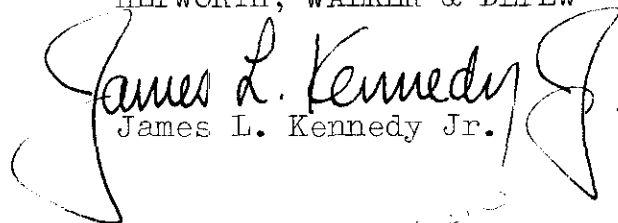
First 20 cfs.	\$215.00
Each cfs. over 20 at \$5.00 each (x 25)	<u>125.00</u>
Total for 45 cfs.	\$340.00

All communications concerning this application should be made to this law firm on behalf of Blue Lakes Trout Farm, Inc.

Thank you for your cooperation.

Sincerely yours,

HEPWORTH, WALKER & DEPEW


James L. Kennedy Jr.

JLK:jm
Encs.

cc: Percy M. Greene

November 17, 1971

Blue Lakes Trout Farm, Inc.
Box 1237
Twin Falls, Idaho 83301

Gentlemen:

Attached herewith is your receipt No. 8500 in the amount of \$ 340.00
for ~~your application for permit~~
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

36-7210