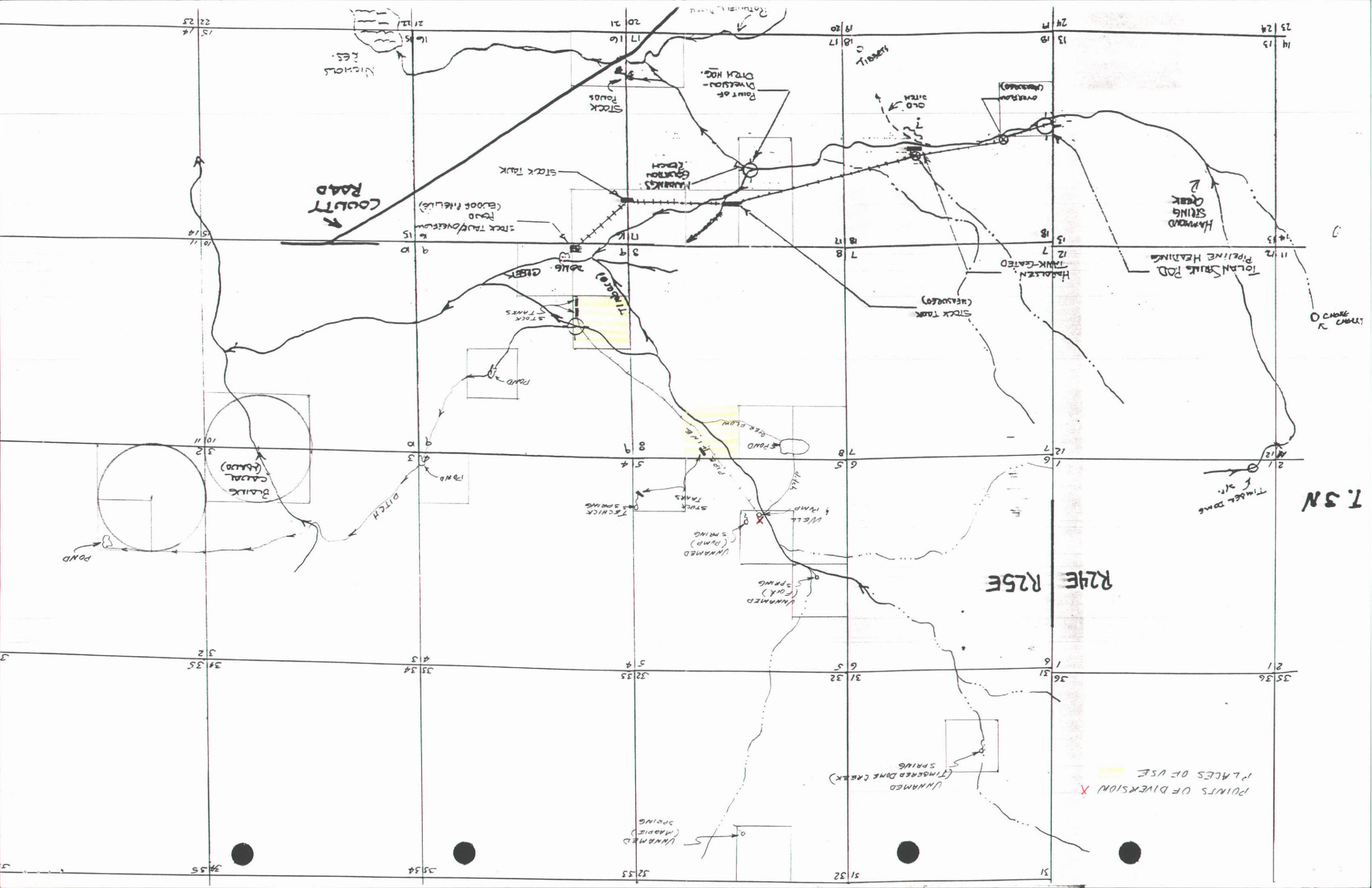




T. 5N

R24E R25E

POINTS OF DIVERSION X
PLACES OF USE

COULT ROAD

JOHN S. BULLS POND
PIPELINE HEADINGS
HARDY CREEK

TIMBER DOME
1/2 MI.

UNNAMED (TIMBER DOME CREEK)
SPRING

UNNAMED (FORK)
SPRING

UNNAMED (PUMP)
SPRING

TECHNICAL
SPRING

PIPER FLOW
POND

STOCK TANKS

STOCK TANK/OVERFLOW
(BULLS CREEK)

STOCK TANK

STOCK POUNDS

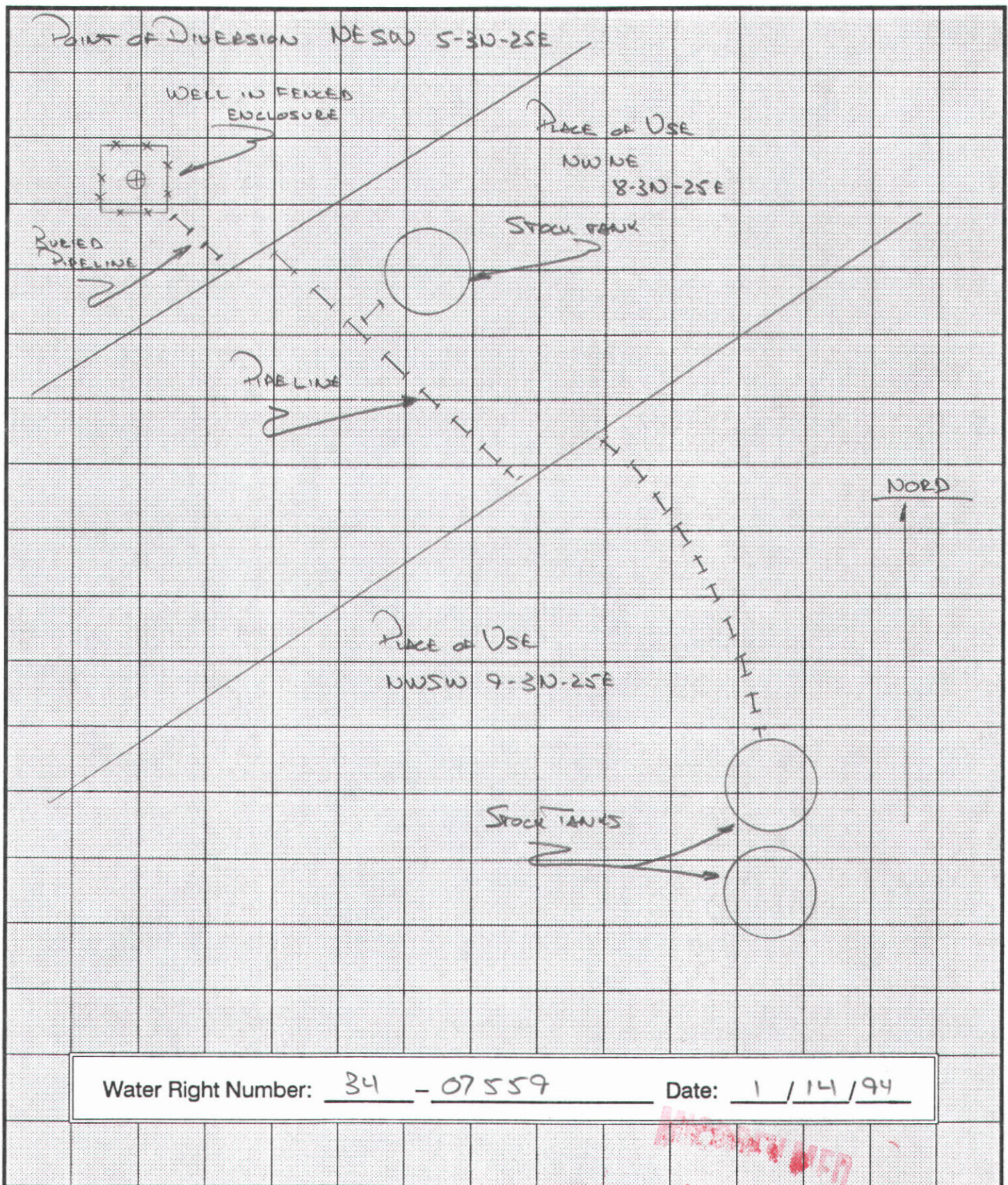
Point of
DIVERSION -
DITCH NO. 2

NICHOLS
RES.

BULLS
CREEK (BULLS)

POND

System Diagram Attachment

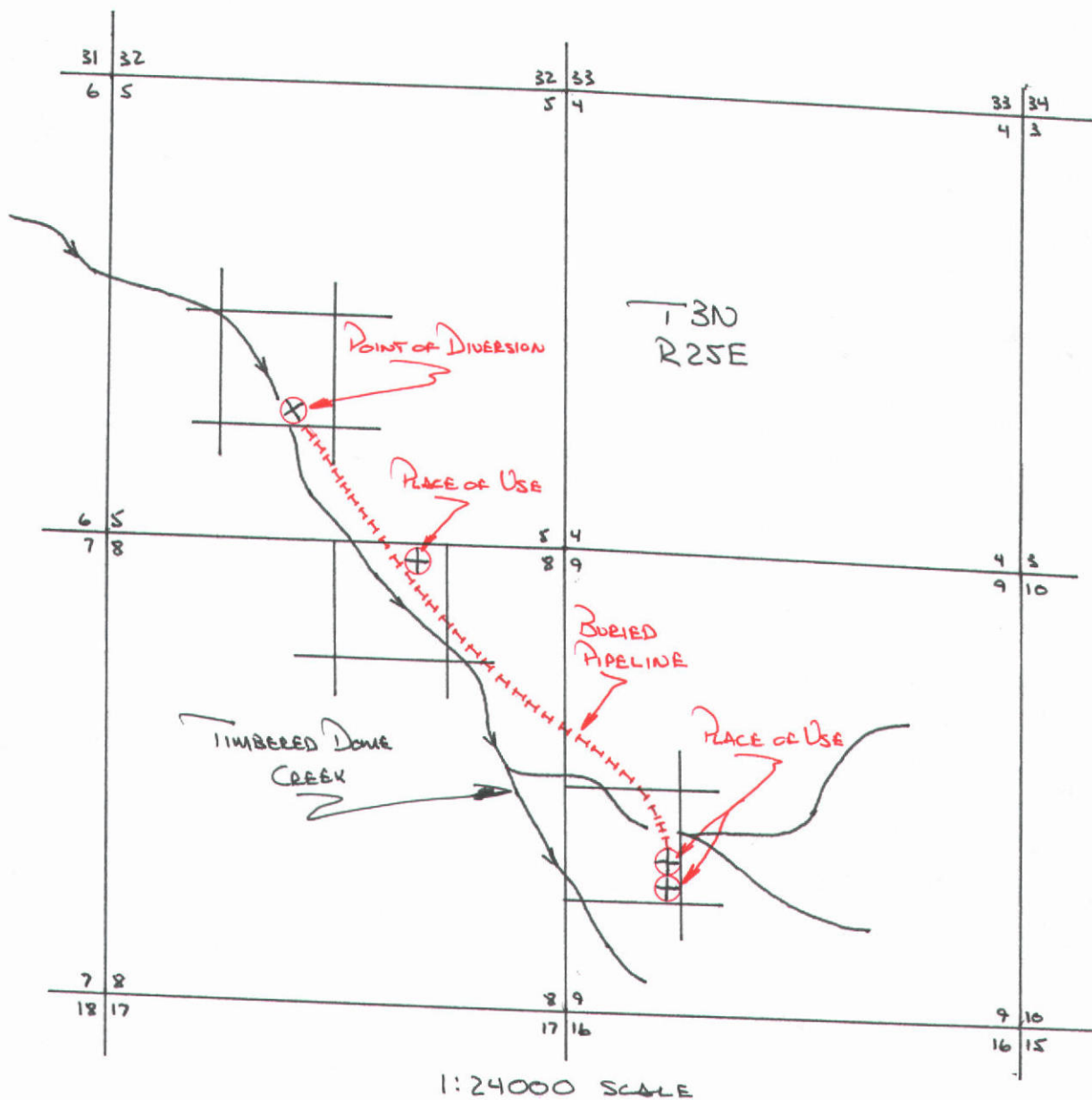


Water Right Number: 34 - 07559

Date: 1 / 14 / 94

APPROVED

JUL 21 1994



34-07559

RECEIVED

JUL 21 1994

* THIS MAP CREATED DUE TO POOR QUALITY OF USGS 'QUADS' ON FILE. - (PDM)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 34-07559

Priority: May 8, 1992

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 13.4 AF

This is to certify, that PU RANCH
4500 IMPERIAL AVE
SAN DIEGO CA 92113

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 8, 1992; and has submitted Proof of Beneficial Use on November 6, 1992. An examination indicates that the works have a diversion capacity of .190 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.04 CFS	13.4 AF

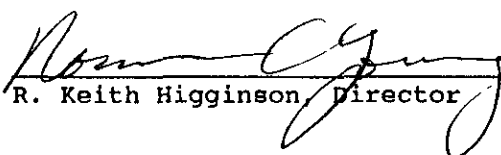
LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 5, Township 03N, Range 25E
BUTTE County

PLACE OF USE: STOCKWATER
TWN RGE SEC
03N 25E 8 NWNE
9 NWSW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with other stockwater rights shall not supply water to more than 2,000 range cattle.
6. Stockwater use is for 1,000 range cattle.

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 9TH day of JUNE, 1994.

Acting for  R. Keith Higginson, Director

JUL 2 1 1994

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 11/9/92
Receipt No. 0025454
Receipt by [Signature]

RECEIVED

NOV 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 34-07559 Telephone No. 619-262-0861
2. Name(s) of Permit Holder(s): P.U. RANCH
3. Mailing Address: 4500 Imperial AVE SAN DIEGO, CALIF 92113
4. Source of Water: well

If GROUNDWATER, Well Driller's Name: BRAD FIDLEY Date Drilled: 10-15-1992

OPTIONAL:

Pump horsepower: 3 Horse Pressure (psi): 50 PD Dynamic pumping level (ft.):

5. Extent of Use (as authorized by the permit):

Domestic (No. of households) Stockwater 2,000 RANGE CATTLE (No. and type of stock)
Irrigation (No. of acres) Other

6. Total rate and/or volume for which proof is submitted 0.04 cfs OR acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes X No Installed? Yes No

OR

Flow Measurement Port: Required? Yes X No Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Tony Bailey 208-527-3133
Name Telephone No.

ARCO, ID.
Address

10. 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

11-2-1992
Date

P.U. Ranch By Richard A. Duntell
Signature (and title, if on behalf of a company or organization)

DEC 08 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 34-07559

Proposed Priority: May 8, 1992 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **PU RANCH**
4500 IMPERIAL AVE
SAN DIEGO CA 92113

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

STOCKWATER	01/01 to 12/31	0.04 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 5, Township 03N, Range 25E
BUTTE County

PLACE OF USE: STOCKWATER
TWN RGE SEC

03N 25E	8	NWNE
	9	NWSW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1993**.
2. Subject to all prior water rights.
3. The maximum diversion authorized under this right shall not exceed 13,000 gallons per day.
4. This right when combined with other stockwater rights shall not supply water to more than 2,000 range cattle.
5. Stockwater use is for 1,000 range cattle.

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

27th day of October, 1992

for J. Shu Saxton
R. Keith Higginson, Director

08 1992

MAY 08 1992

Ident No 34 7559

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1 Name of applicant P.U. Ranch Phone (619) 262-0861

First office address 4500 Imperial Ave., San Diego, CA 92113

Source of water supply Groundwater which is a tributary of _____

Location point of diversion is _____ 1/4 of NE 1/4 of SW 1/4, Govt. Lot _____

Section 5 Township 3N. Range 25E. B.M. Butte County, additional _____

point of diversion if any _____

2 water will be used for the following purposes

*

Amount .08 cfs for Stockwatering purposes from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

3 Total quantity to be appropriated is (a) .08 .04 and/or (b) _____
cubic feet per second acre feet per annum

4 Proposed diverting works

a Description of ditches, flumes, pumps, headgates, etc Well and pump to 9,000 gallon tank
then through plastic pipeline to three additional watering troughs or tanks.

b Height of storage dam _____ feet, active reservoir capacity _____ acre-feet, total
reservoir capacity _____ acre-feet, period of year when water will be diverted to storage
_____ to _____ inclusive

c ~~Proposed~~ ^{Existing} well diameter is 8" inches; ~~Proposed~~ ^{Existing} depth of well is 150' feet

d Is ground water with a temperature of greater than 90°F being sought? NO

7 Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year)

MICROFILMED

DEC 08 1992

* Per Jim's instructions (BLM)

8 Description of proposed uses (if irrigation only, go to item 9)

a Hydropower, show total feet of head and proposed capacity in KW _____

* b Stockwatering, list number and kind of livestock 12,000 head of range cattle.

c Municipal, show name of municipality _____

d Domestic, show number of households _____

e Other, describe fully _____

9 Description of place of use

a If water is for irrigation, indicate acreage in each subdivision in the tabulation below

b If water is used for other purposes, place a symbol of the use (example *D* for Domestic) in the corresponding place of use below See instructions for standard symbols

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N.	25E.	8		S															
		9									S								

Total number of acres to be irrigated N/A

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

11 a Who owns the property at the point of diversion? Applicant

b Who owns the land to be irrigated or place of use? Applicant

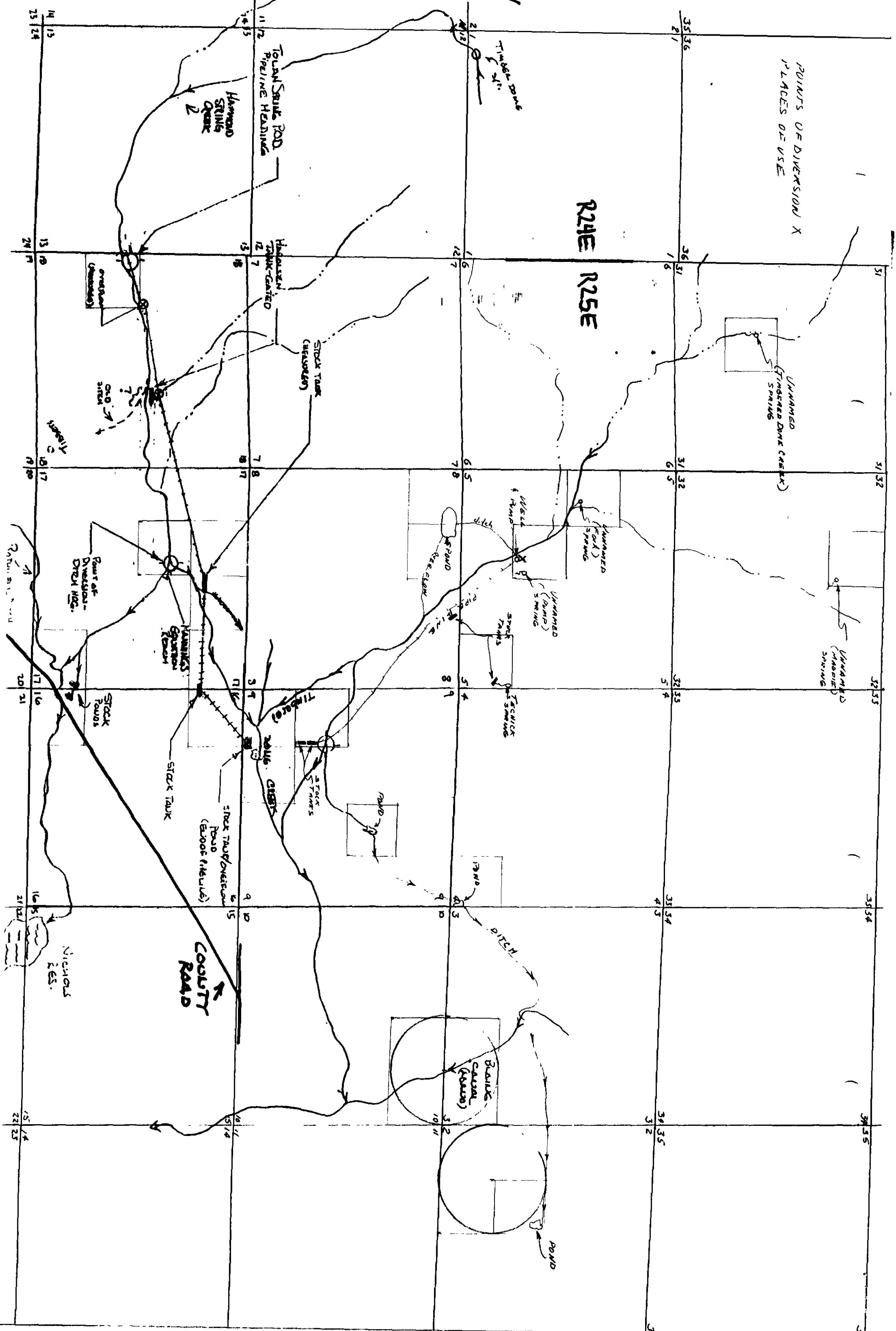
c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

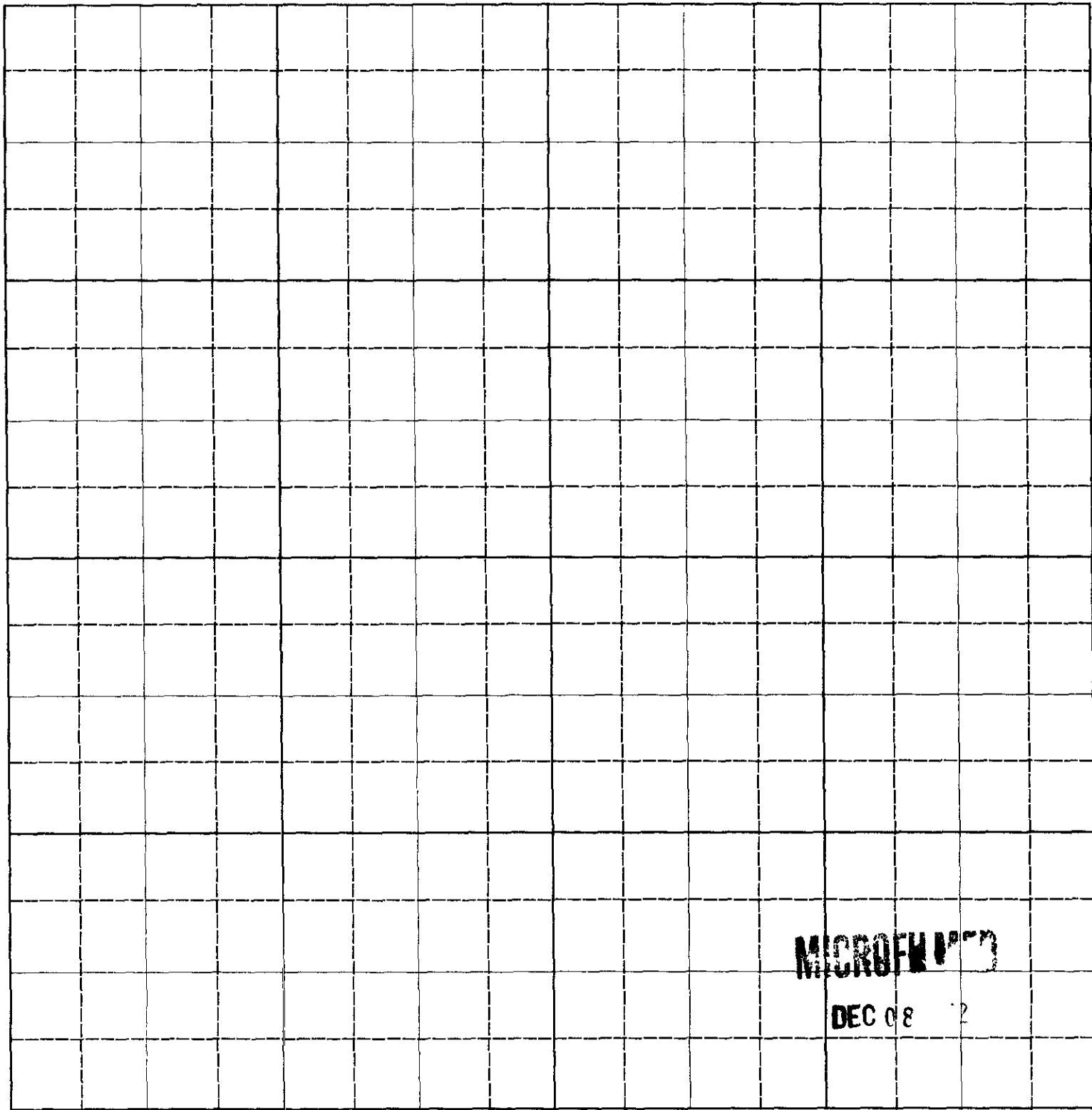
12 Remarks Well was drilled in 1980. Because of the diversion amount and the drilling date the Adj. folks advised the owner to file an application for the use.

* changed to 1,000 head per Jim's instructions. BLM

DEC 08 1992

734





MICROFILMED
DEC 08 '72

DEC 08

By: _____
MANAGER

P. J. RANCH

~~Applicant~~

Received by _____ Date _____ Time _____ Preliminary check by AND
Fee \$ 30⁰⁰ Receipted by EBI # E017277 Date 5-8-92
Publication prepared by LB Date 6-4-92 Published in Anco-Advertiser
Publication approved LB Date 7-2-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No _____, and said application is hereby _____

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

a SUBJECT TO ALL PRIOR WATER RIGHTS

b Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 _____

c The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land

d The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit

e Other

MICROFILMED

DEC 08 1992

AFFIDAVIT OF PUBLICATION

I, COLLEEN BABCOCK

of the Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof,

for 2 consecutive weeks, commencing with

the issue dated JUNE 4, 1992

and ending with the issue dated

JUNE 11, 1992
Colleen Babcock

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

84-07680

PU RANCH
4500 IMPERIAL AVE.
SAN DIEGO, CA 92113
Source: GROUNDWATER
Diversion Pt: NESW Sec 5 T03N R25E
in BUTTE County.
Use: STOCKWATER (.080 CFS)
Total Diversion: (.080 CFS)
Date Filed: 5/8/1992
In: BUTTE County
T03N R25E S08 NWNE
S09 NWSW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 22, 1992.

R. KEITH HIGGINSON
Director

Published: 6/4/1992 & 6/11/1992

STATE OF IDAHO }

COUNTY OF BUTTE }

On this 15 day of June

in the year of 1992, before me, a Notary Public,

personally appeared

Colleen Babcock

known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same

Thomas D. Lamm
Notary Public for Idaho

Residing at Arco, Id.

My commission expires 12-30-97

RECEIVED

DEC 08 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 10, 1994

PU RANCH
4500 IMPERIAL AVE
SAN DIEGO CA 92113

RE: WATER RIGHT NO. 34-07559

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in black ink, appearing to be 'JJ', followed by a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JUL 21 1994

Cindy Zimmerman

Permit #: 34-7559 Name: PO Ranch Date: 5/5/94

	Yes	No	
NAME	☒	☐	Or Address Change?
SOURCE	☒	☐	Changes/Clarification of originally intended source Prelim. Order to Void - Source change.
P/D	☒	☐	Amendment Needed? _____ -P39, P38 Overlap(s) _____
P/U	☒	☐	Amendment Needed? _____ -P41, P38 Overlap(s) _____ *P/D & P/U Amend? P37, P38 (See list for feds.)
RATE	☒	☐	Measurement Done? _____ Theoretical Only? _____ <u>1000 wd. = .23 cfs (per table)</u> ☒ Theoretical (HP) $\frac{8.8 \times 0.70 \times 5}{44 + (2.31 \times 50)} = \frac{30.8}{159.5} = .19$ ☒ Capacity <u>.19</u> Allowable Amount: <u>.04</u>
VOLUME	☒	☐	Season of Use: <u>1/1-12/31</u> <u>365 d</u> Calculations: <u>$1000 \times .0134 = 13.4$</u> <u>$1000 \text{ wd} \times 12 \text{ d} \times 365 \text{ d} / 325,850 = 13.4$</u> Flow limit: <u>.04</u> <u>$\times 365 \times 1.9835 = 28.95$</u> <u>29 AF</u> Allowable volume <u>13.4</u> AF
USES	☒	☐	Change(s) in Nature of Use? _____ -P46 Amendment Needed? _____
REMARKS	☒	☐	Multiple p/d's in $\frac{1}{4}$? _____ Other <u>Stock/1000 RC</u>
CONDITIONS	☒	☐	Measuring/Locking Devices Watermaster Control -District _____ Irrigation Overlap _____ Water Quality _____
PRIORITY	☒	☐	Advance? To: _____ Reinstatement Order? _____ Correct Fee submitted? _____ App Rcd _____ Priority _____ Exam done _____

COMMENTS:

RECOMMENDED	CFS	DIV VOL	LICENSE: <u>P49</u>
<u>STOCK</u>	<u>.04</u>	<u>13.4</u>	#1 AMEND LTR: P46 or P39/P41/P37 & P38
<u> </u>	<u> </u>	<u> </u>	
<u>TOTAL</u>	<u>.04</u>	<u>13.4</u>	#2 AMEND LTR: P42/P47

Water Right Number - L34-07559

Prefix Translation:

LICENSE

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

PU RANCH

1 - 4500 IMPERIAL AVE

2 -

3 -

City- SAN DIEGO

State- CA Zip- 92113

Phone - 619-262-0861

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/08/1992 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion						Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County		
03N	25E	5	NE SW			(23) BUTTE		

Water Use		Diversion Rate		Diversion Volume
Code	Description	Period From	Period To	
04 - STOCKWATER		01/01	12/31	0.040 13.40

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.040 13.40 0.190

Place of Use		Description		County
Twn	Rng	Sec	Tract	
03N	25E	8	NW NE	(23) BUTTE
03N	25E	9	NW SW	(23) BUTTE

+ - - Diversion Means - WELL, PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
This right when combined with other stockwater rights shall not supply water to more than 2,000 range cattle.
Stockwater use is for 1,000 range cattle.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

06/02/94 12:07:32
Page 2

MEMORANDUM

DATE: May 5, 1994
TO: File No. 34-07559
FROM: Cindy Zimmerman³
SUBJECT: Licensing Review of Beneficial Use Exam

=====

Adjustment were made on the field exam in the following area(s) based on the information below.

1. Volume Calculation
 - a. Stockwater = (# of head x gpd x days)/325,850 g per AF
= (1000 x 12 x 365)/325,850
= 4,380,000/325,850
= 13.4 AF
 - b. Total volume = 13.4 AF

NOTED

JUL 21 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
APR 28 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 34-07559

1. Owner: DU RANCH

Phone No. (619) 262-0861

Current Address: 4500 IMPERIAL AVE, SAN DIEGO, CA 92113

2. Accompanied by: --

EXAM DATE: 6-2-93

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER

tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: --

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	5	3N	25E	BUTTE	USGS, NAPP. ONSITE

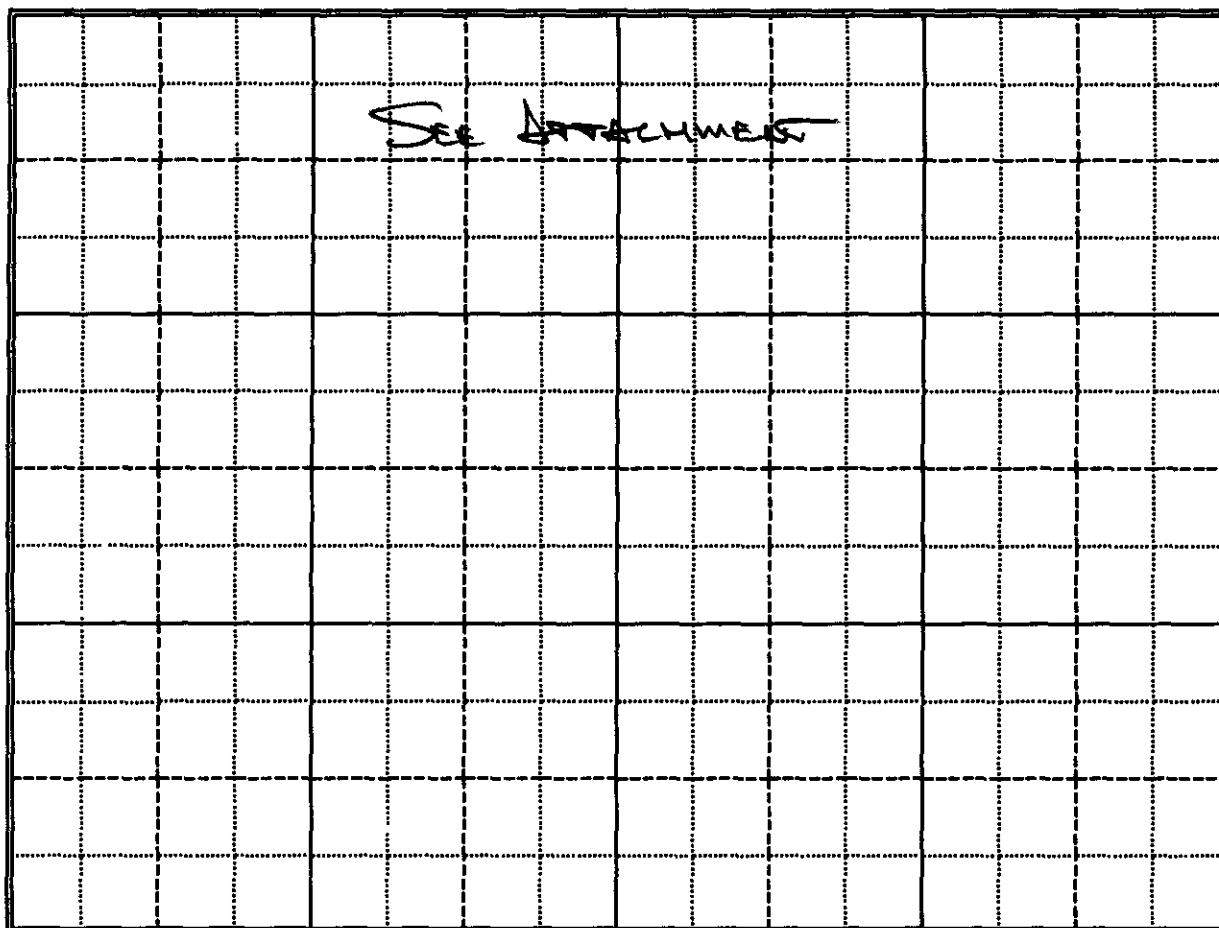
2. Place(s) of Use:

Indicate Method of Determination USGS, NAPP

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	25E	2		S															
		9									S								

JUL 21 1994

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN	5	282 1139 003	—	

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

D. FLOW MEASUREMENTS

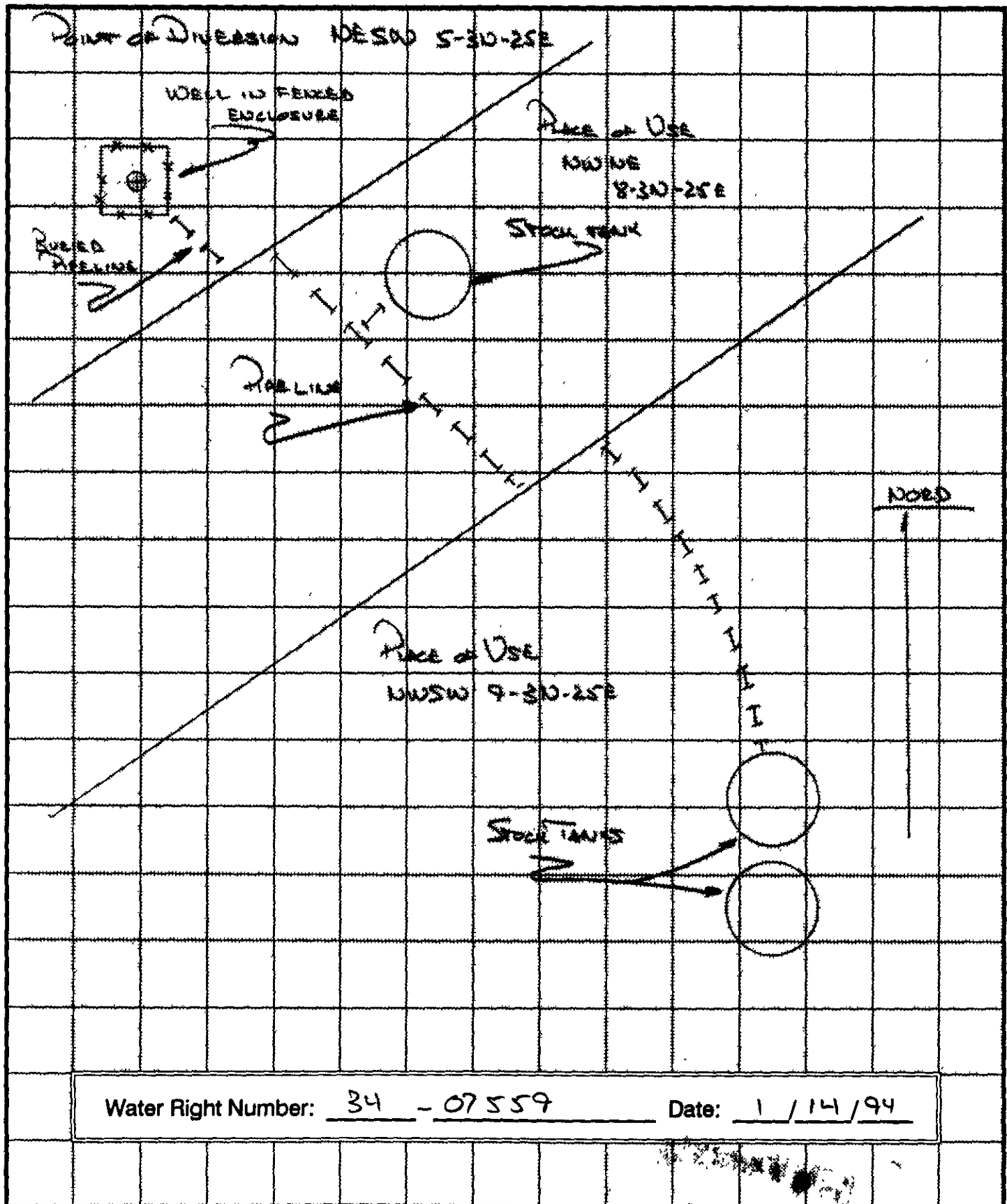
1.

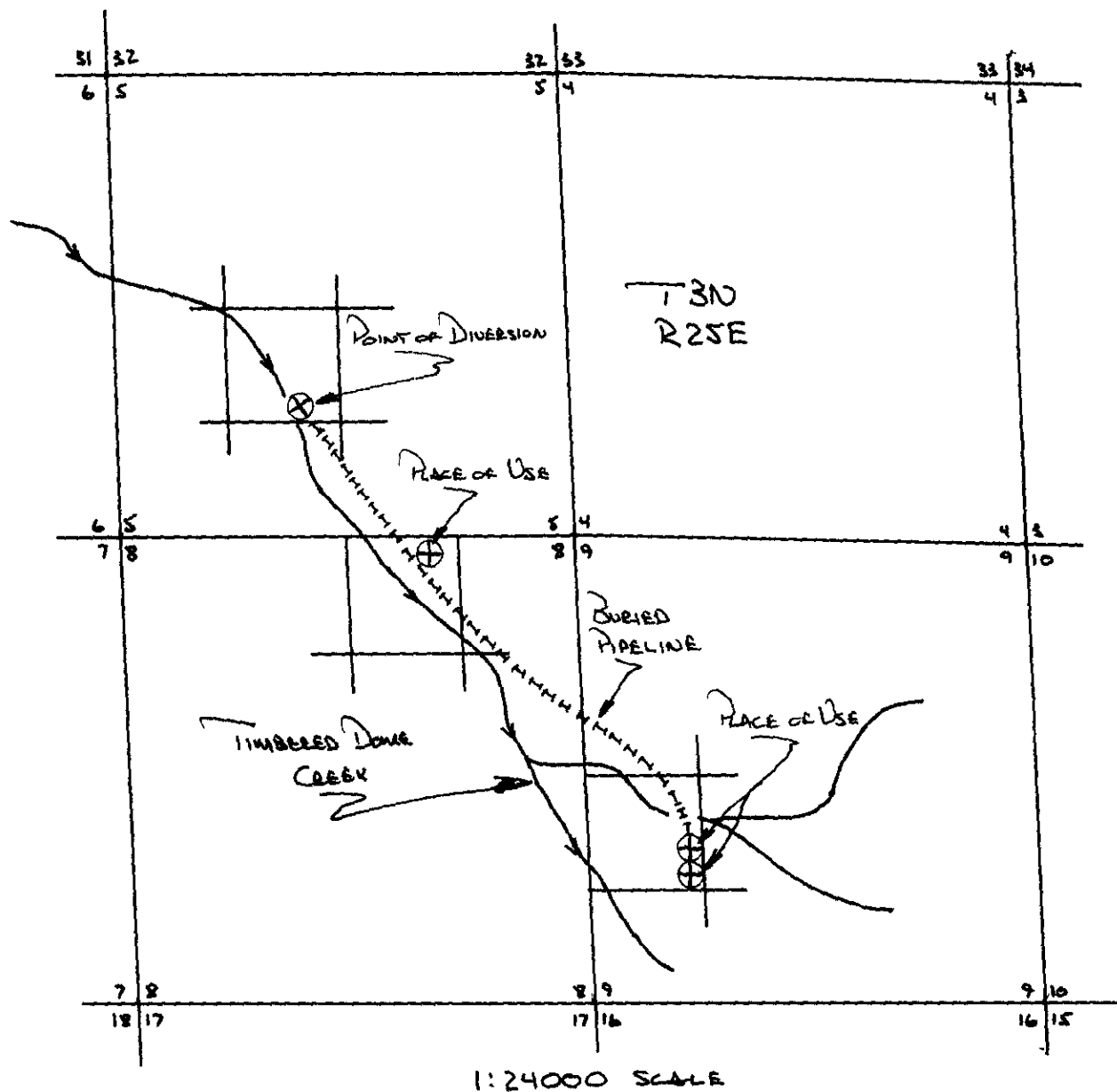
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

JUL 21 1994

System Diagram Attachment





34-07559

MOORE

JUL 21 1994

* THIS MAP CREATED DUE TO POOR QUALITY OF USGS 'QUADS' ON FILE. - PDM

E. NARRATIVE/REMARKS/COMMENTS

* WELL IN FENCED ENCLOSURE TO BURIED PIPELINE TO STOCK PENS
AT PLACES OF USE FOR STOCKWATER USE.

* CAN BE ACCESSED ALL YEAR

* USE UP TO 1000 HEAD RANGE CATTLE

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

APPROVED
JUL 21 1994

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$1000 \text{ HEAD BASED CAPRE} = 0.23 \text{ cfs}$$

$$\text{LIMITED 2" PERMIT TO 0.04}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

$$0.04 \text{ cfs} \times 2 \text{ AFA IN 24 HOURS} \times 24 \text{ HRS/DAY} \times 365 \text{ DAYS/YR}$$

$$= 2.45 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Stockwater

From

1/1

Period of Use

To 12/31

Rate of Diversion

Q (cfs)

0.04

Annual Volume

V (afa)

2.45

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Add P.U. as reflected above

☐ Other

I. AUTHENTICATION

Field Examiner's Name *Paul E. Meyer*

Date 1-14-94

Reviewer *Kalida*

Date 1-27-94

SEAL

* Adjustments made during review of this right for license approval.

* See memo for additional information. 5/5/94 csg.

JUL 21 1994

November 20, 1992

PU RANCH
4500 IMPERIAL AVE
SAN DIEGO CA 92113

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 34-07559

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

DEC 08 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 10, 1992

PU Ranch
4500 Imperial Ave
San Diego, CA 92113

Re: Permit No. 34-07559

Dear Permit Holder:

The Department is in receipt of the proof of beneficial use and \$50 license exam fee submitted in connection with the above reference permit.

However, since you use and ground water source and divert 0.04 cfs or less, no license examination fee is required. I have enclosed a copy of the instructions for your convenience.

I have begun the process to refund the \$50 fee. The process takes between two and four weeks and will arrive under separate cover.

If you have any questions or if I can be of any assistance, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Karen L. Gustafson".

Karen L. Gustafson
Secretary/Records Manager

Enclosure

RECEIVED

DEC 08 1992

WD0790NP
(0D-790)

DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 11/09/92
PAGE: 1

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
34-92-E-0063-000	0	PU RANCH RT 1 ARCO, ID 83213 (208) 527-3133	04N	26E	23	NW SW		BUTTE

Subdivision Location and Description:
Subdivision Name:
Well Site Address:
City, State:

Lot(s):
Block(s):

Geographic Location:
Accuracy Code:
Lat: : : N
Long: : : W

Proposed Use of Well: Other

Proposed Casing Diameter: 6 In.

Proposed Depth: 120 Ft.

Well Use Comments: STOCK

Driller License No: 0062

Firm Name: FINDLAY DRILLING & PUMP CO
Official: BRAD FINDLAY

Permit Status: Permit

Verbal Issue Date:	Date Received:	Date Approved:	Proposed Start Date:	Extension Date:	Extension Expiration:	Receipt No.	Receipt Date	Fee
	10/05/1992	10/05/1992	10/07/1992			E017949	10/05/1992	\$ 35.00

Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 34-92-E-0063-000

Water Right No:
Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY

Number of Monitor Wells:

Casing Diameter:	6	In.	Static Water Level:	34	Ft.	Actual Start Date:	10/15/1992
Depth of Casing:	105	Ft.	Temperature:		F.	Well Finish Date:	10/15/1992
Total Depth:	105	Ft.	Production Rate:	35.00	GPM	Log Received Date:	10/27/1992
Screen Installed?	No					Certification Date:	10/15/1992
						Field Inspection Date:	

Inspector:

Well Log Remarks: 24 PERFORATIONS FROM 87 TO 97 FEET

8 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 27, 1992

PU RANCH
4500 IMPERIAL AVE
SAN DIEGO CA 92113

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 34-07559

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

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LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
MICHAEL D. CRAPO
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
MARIET TYLER
JOHN G. SIMMONS
ROBERT M. FOLLETT
KUMEN L. TAYLOR
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 610
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

WM. LYMAN BELNAP, P.A.
RANDALL B. REED
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

October 7, 1992

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Department of Water Resources

Brenda L. Miller, Water Resource Agent
IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

RE: Applications Nos. 34-07559 and 34-07560

Dear Ms. Miller:

In a recent telephone conversation with Eric Verner of the Idaho Falls Eastern Region Office, we were advised that the processing of these two applications could continue if we were to supply an affidavit showing that neither of these applications furnishes the sole or exclusive water supply for the 2,000 head cattle herd of P.U. Ranch, the applicant. We have now obtained such an affidavit and it is enclosed with this letter. We hope that it will be sufficient, but if anything further is needed or requested, please feel free to contact us at your convenience.

Yours very truly,



Kent W. Foster

#7180.00/srs

Enclosure

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Department of Water Resources

Kent W. Foster, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO
330 Shoup Avenue, 3rd Floor
P.O. Box 50130
Idaho Falls, Idaho 83405
Telephone: (208) 523-0620

Attorneys for Applicant

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATIONS FOR)
PERMIT NOS. 34-07559 and 34-07560)
IN THE NAME OF P.U. RANCH.)
)
)
)

AFFIDAVIT
OF TONY BAILEY

STATE OF IDAHO)
) ss.
County of Butte)

TONY BAILEY, being first duly sworn on his oath, deposes
and says:

1. Affiant is now, and has been, the manager of the
applicant's (P.U. Ranch) operations in Butte County, Idaho,
since 1984. Specifically, affiant is now, and has been,

OCT 08 1992

responsible for applicant's cattle operations west of Arco, near the Timbered Dome Mountain;

2. P.U. Ranch is the owner of some 4,500 acres of deeded range land in the area of Timbered Dome Mountain, west of Arco in Butte County, and annually leases additional range land from the United States Bureau of Land Management for the pasturage of its range cattle. During affiant's years of involvement with the cattle ranching operations of P.U. Ranch, the maximum number of cattle placed on this range land during any annual season has never exceeded 2,000 head, consisting usually of 1,000 cows and 1,000 calves;

3. The drinking water supply for this cattle herd is found in several places on the Bureau of Land Management land and the deeded range land. Such supplies consist of several small streams, a number of springs, a small well, and some ponds. There are numerous small pipelines from some of the springs and the well to supply a number of cattle drinking troughs;

4. In connection with the filing of Notices of Claim by P.U. Ranch in the pending Snake River Basin Adjudication proceeding, in an effort to document the various stockwater uses, P.U. Ranch filed the following described Notices of Claim:

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<u>WATER RIGHT NO.</u>	<u>SOURCE</u>	<u>NUMBER OF CFS</u>
34-12394	Hammond Spring Creek	.01
34-12395	Tolan Spring	.14
34-12422	Magpie Spring	.02
34-12423	Timbered Dome Creek	.04
34-12424	Hammond Spring Creek	.04
34-12425	Timbered Dome Creek Spring	.02
34-12426	Fork Spring	.02
34-12427	Pump Spring	.02
34-12428	Techick Spring	.02
34-12429	Timbered Dome Creek	.04
34-07560	Timbered Dome Creek	.10

All of said claims are for the same purpose; i.e.,
stockwatering for the same cattle herd;

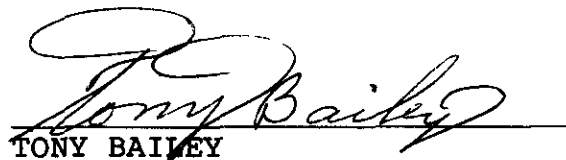
4. During the process of filing said SRBA claims, it was discovered that the diversions and uses described in Applications for Permit Nos. 34-07559 and 34-07560 had never been documented, and since their inception appeared to postdate the mandatory permit requirements, these applications were filed. Neither application is intended to furnish the total drinking supply for a 2,000 head cattle herd. Both applications are intended to document one of the 13 sources of drinking water for the same cattle herd. Assuming that the combined herd consumes 15,000 to 20,000 gallons of water per day, that is the total consumed from all 13 sources under the 11 referenced water rights claims and the 2 pending applications.

08 JAN 1992

08 08 1992

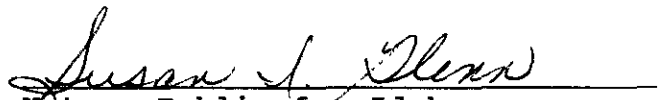
We, therefore, respectfully request that the Department of Water Resources finish the processing of these pending applications so that applicant may complete the documenting of the stockwatering supplies for its cattle herd.

DATED this 6th day of October, 1992.


TONY BAILEY

SUBSCRIBED and sworn to before me this 6th day of October, 1992.

(SEAL)


Notary Public for Idaho
Residing at Arco, Idaho
My Commission Expires: 5-17-96

#7180.00
26441/srs

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 27, 1992

PU RANCH
4500 IMPERIAL AVE
SAN DIEGO CA 92113

RE: Application for Permit No. 34-07559

Dear Applicant(s):

Your application has reached the State office for review and it cannot be approved as proposed.

The point of diversion and places of use are located not only in the Big Lost River Moratorium Area (issued August 7, 1990), but also within the Snake River Basin Moratorium Area (issued May 15, 1992).

Both Moratoriums prohibit stockwater appropriation in excess of .04 cfs and/or 13,000 gallons per day as provisioned in Section 42-111, Idaho Code. This diversion rate and/or daily volume will provide the daily water requirement for up to 1,000 range cattle only.

Your application will be held without further action until the Moratoriums are lifted.

I will enclose a withdrawal form in case you prefer to withdraw the application.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Miller".

BRENDA L. MILLER
Water Resource Agent

Enclosure

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01-Jun-1992

PU RANCH
4500 IMPERIAL AVE
SAN DIEGO CA 92113

RE: Application No. 34-07559

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the ARCO ADVERTISER on 6-4 & 6-11-92. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,


HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

MAY 27, 1992

THE ARCO ADVERTISER
P.O. DRAWER C
ARCO, ID 83213

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JUNE 22, 1992.

Yours truly,

Rita Bodell
Secretary

Encl.

DEC 18 1992

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

DEC 08

34-07559

PU RANCH
4500 IMPERIAL AVE
SAN DIEGO, CA 92113

Source: GROUNDWATER

Diversion Pt: **NESW Sec 5 T 03N R 25E in BUTTE County.**

```

Use: STOCKWATER          ( .080 CFS)
      Total Diversion: ( .080 CFS)

```

Date Filed: 5/ 8/1992

In: BUTTE County
T03N R25E S08 NWNE
S09 NWSW

SECRET

DEC 08 1992

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before JUNE 22, 1992.

R. Keith Higginson, Director

Published: 6/ 4/1992 & 6/11/1992

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JUN 18 1992