

I certify that file No. 37-08850

has been reviewed and is ready to be

MICROFILMED and DESTROYED.

The attached proof report is the water right as it appeared in the database prior to final status entry and deletion from the database.

Kristyn J.
Reviewer

11-4-97
Date

WR5808NP
(00-26)

IDAMO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

11/04/97 16:38:23
Page 2

Water right number - 37-08850

Prefix Translation: WATER RIGHT

..... Old Water Right Numbers

..... Old Water Right Numbers
No Old Water Right Numbers found.

..... Conditions of Approval
004 - The issuance of this right does not grant any right-of-way
or easement across the land of another.

..... Decree Plaintiff + ... Decree Defendant + ... Decree Date

00/00/0000

..... Comments

Date: 10/30/1996 User Id: PHARRELL Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Date: 03/17/1997 User Id: JYARBROU Subject: Lapse Notice Sent
Lapse Notice Sent

..... Audit fields 09/14/95 MBALDUIN 11/01/95 CZIMMERN 10/31/95 CZIMMERN 11/01/95 CZIMMERN 10/30/96 COMMENTS
03/17/97 COMMENTS

..... Water Rights Dates and Flags Area

Proof Due Date - 11/01/1996	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 11/01/1995	Protested Date - 00/00/0000	Swan Falls - C
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number - S018401	Water District -
Licensed Date - 00/00/0000	Appl Received - 08/21/1995	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag - N
Presumption Flag -		

WRSB08NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

11/04/97 16:38:23
Page 1

Water Right Number - 37-08850

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
SMR DEVELOPMENT L C

1 - PO BOX 15368

2 -

3 -

City- BOISE

State- ID Zip- 837155368

Phone - 208-343-2282

----- Priority Date -----
08/21/1995

----- Region -----
17 SOUTHERN

----- Stage -----
P - PERMIT

----- Status -----

----- Source -----
GROUNDWATER

----- Tributary -----

----- Point of Diversion -----
Twn Rng Sec Tract Lot RPlg County Diversion Name Diversion Rate Diversion No.

01N 13E 14 NE SE (25) CAMAS

----- Water Use -----
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.160

----- Total Div. Rate ----- +----- Total Div. Volume ----- +----- Total Div. Capacity -----
0.160

----- Place of Use -----
Twn Rng Sec Tract Lot Acres Code Description County

01N	13E	13	NW SW			43	DOMESTIC	(25) CAMAS
01N	13E	13	SW SW			43	DOMESTIC	(25) CAMAS
01N	13E	14	NE SE			43	DOMESTIC	(25) CAMAS
01N	13E	14	SE SE			43	DOMESTIC	(25) CAMAS

----- Diversion Means -----

----- Non-Irrigation Use -----

----- Other Rights for Same Use -----

----- Remarks -----

Place of use is located within Lots 1-7, Blk. 1; Lots 1-19, Blk. 2; Lots 1-6, Blk. 3; and Lots 1-7, Blk. 4; Fairway Estates Subdivision.

Domestic use is for 39 homes.

The domestic use authorized under this right shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

The irrigation use occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mall, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 17, 1997

SMR Development
P.O. Box 15368
Boise, ID 83715-5368

LAPSE NOTICE

RE: Permit No. 37-08850

Dear Permit Holder:

On November 18, 1996, the Department of Water Resources (Department) sent you a letter informing you of the need to submit an additional \$165.00 to upgrade Drilling Permit No. 37-94-C-0113-000 before the department would accept the proof of beneficial use statement filed for the above referenced permit. The Department requested that you submit the fee by January 18, 1997. To this date the Department has not received the additional fee.

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, the above referenced permit has lapsed. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can be reinstated when you submit the additional \$165.00 as requested. The fee must be received by this department within sixty (60) days of the date of mailing of this lapse notice or the permit will be void and of no force or effect.

If you have any questions concerning this matter, please contact the Department at (208)327-7900.

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

CERTIFICATION OF MAILING

I hereby certify that on 3/17/97
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mall, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

November 18, 1996

SMR Development, L.C.
P.O. Box 15368
Boise, ID 83715-5368

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Water Right No. 37-08850
Drilling Permit No. 37-94-C-0113-000

Dear Permit Holder:

I have enclosed copies of the Proof of Beneficial Use form submitted in connection with the above referenced water right along with Drilling Permit No. 37-94-C-0113-000. The proof form and your permit to appropriate water both indicate that water is being diverted for the domestic use of 39 homes with a total rate of diversion of 0.16 cfs. However, the drilling permit issued only authorizes a single family domestic use. Single family domestic use constitutes the diversion of 0.04 cfs or less and/or the use for one home and irrigation of up to 1/2 acre of land.

You were properly charged \$35.00 for the domestic well drilling permit, however, because of the use and amount you have indicated, the drilling permit is no longer considered domestic and must be upgraded to non-domestic status. The fee for a non-domestic drilling permit is \$200.00.

Before the Department can accept the proof of beneficial use as filed, you will need to submit the additional \$165.00 fee to upgrade the drilling permit. Please submit the fee within 60 days of receipt of this letter. Please address your correspondence to my attention.

Please contact me at (208)327-7953 if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

C: IDWR - Region

FOR OFFICE USE ONLY
Amt. of Fee \$: 57.81
Receipt No. 103463
Receipt By: N.T.
Date Received: 10-3-94

STATE OF IDAHO
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 be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 37-08850 Telephone No. (208)343-2282
2. Name(s) of Permit Holder(s): SMR Development, L.C.
3. Mailing Address: P. O. Box 15368 Boise, Idaho 83715
4. Source of Water: Groundwater IF GROUNDWATER (well). Date Drilled: mo. Aug / yr. 1994
 - a. Well Driller: Hiddleston & Sons, Inc. Drilling Permit Number: - - - - -
 - b. **OPTIONAL:**
Pump Horsepower: 10 Pressure (psi): 90 Dynamic pumping level (ft): - - - - -
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 39 Stockwater (No. and type of stock): - - - - -
Irrigation (No. of acres): - - - - - Other: - - - - -
6. Total rate of diversion and/or volume for which proof is submitted: .16 cfs OR - - - - - acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes <u>X</u> or No <u>-</u>
	Has the measuring device been installed?	Yes <u>X</u> or No <u>-</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u>-</u> or No <u>X</u>
	Has the measurement port been installed?	Yes <u>-</u> or No <u>X</u>
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Jack Altimose Telephone Number: (208)764-2506
Address: Soldier Mountain Ranch & Resort, P. O. Box 279, Fairfield, Idaho 83327
10. The information given on this form 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.
Signature of permit holder:  Date: 10-3-94
(include your title, if on behalf of company or organization)
Member, SMR Development, L.C.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date Aug 11, 1994

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent an intent to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 225° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

Billy D. Flemer
Signature of Authorized Department Representative

Bureau Chief
Title

Receipt No. C031027 Received by DD Fee 75.00 Date 8/11/94

EXTENSION OF DRILLING PERMIT

Extension approved by _____

This extension expires: _____

Form 235-1 (2/94) C

Drilling Permit No. 37-94-C-0113
Water Right Permit No. _____
Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBALS
IDWR Employee Issuing Verbal: _____ Time: _____
Verbal Issued Date: _____

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

1. Applicant (please print): W.N. CARTER
2. Mailing Address: 7878 USAD
City & State Boise, Id Zip Code 83720 Telephone 376-6346
- ☐ Well Owner ☐ Well Operator ☐ Contractor or Other, specify _____
3. Proposed Well Location: Twp. T1N Rge. 13E Sec. 14 SW 1/4 SE 1/4
Gov't Lot No. _____ County CAMAS
Street Address of Well Site Box 259 FAIRFIELD ID. City _____
Lot, block and subdivision 3 miles North Baseline Rd.
Lot 16 Soldier Mountain Ranch

4. Proposed Use of Well:

- ☒ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation Stock (Over 1,000 Head) ☒ Municipal Test ☐ Industrial Other _____ (Describe)

☐ INJECTION

☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

- A. ☒ New well ☐ Modify ☐ Replace
- B. Proposed Casing Diameter 8 Proposed Maximum Depth 300
- C. Anticipated bottom hole temperature: ☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)

6. Construction Start Date: 13 Aug 94 Driller's Lic. No. 35
7. Anticipated Well Driller: Hiddesten Pump
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's Signature William Carter Date 8 Aug 94
- Title _____ (Owner, Firm Representative, Other)

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

J/1

Receipt No: C036863

Date: 10/30/1996
Time: 10:22:14

Received
From: SMR DEVELOPMENT L.L.C.

Type of Payment	Program Acct	Amount
BENEFICIAL USE # 37-08850	56104 229 21 1155	50.00

Total \$ 50.00

CHECK 1237

Region: STATE

Signature:

Michael J. Hanson

August 31, 1996

SMR DEVELOPMENT L C
PO BOX 15368
BOISE ID 837155368

PROOF DUE NOTICE

RE: PERMIT NO. 37-08850

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 November 1, 1996. (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.

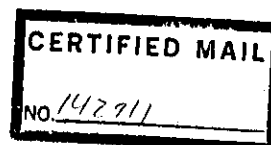
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

JULIE L. YARBROUGH
Senior Secretary

Enclosures





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 1, 1995

SMR DEVELOPMENT L C
PO BOX 15368
BOISE ID 83715-5368

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08850

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

OCT-17-1995 10:05

ROBERT J. DUNCAN

208 344 6806 P.02

Carl Agenbroad

1309 Tetonla Drive
Boise, Idaho 83705

William N. Carter

7878 Untick Road
Boise, Idaho 83704

Robert J. Duncan

P.O. Box 15368
Boise, Idaho 83715

Wanda Groot

P.O. Box 298
Parma, Idaho 83660

Bill Hall

11093 Greenhurst
Nampa, Idaho 83686

William F. Martin

P.O. Box 9201
Boise, Idaho 83707

Clayton Patton

P.O. Box 68
Quincy, Washington 98848

RECEIVED

OCT 20 1995

Department of Water Resources
Southern Region

TOTAL P.02

J-U-B ENGINEERS "C."

800 Falls Avenue
Twin Falls, Idaho 83301
Phone (208) 733-2414

LETTER OF TRANSMITTAL

DATE	October 20, 1996	PROJECT#	60070
PROJECT NAME	Fairway Estates Water System		
ATTENTION:	Mr. Corey Skinner, E.I.T.		
RE:			

TO

Idaho Department of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301-8105

GENTLEMEN:

**WE ARE SENDING YOU
THE FOLLOWING ITEMS:**

☒ ATTACHED ☐ UNDER SEPARATE COVER VIA

☐ SHOP DRAWINGS	☐ PRINTS
☐ COPY OF LETTER	☐ PLANS
☐ CHANGE ORDER	☒ OTHER

Hand Carried

SAMPLES SPECIFICATIONS
CATALOG SHEETS

[illegible]

THESE ARE TRANSMITTED AS CHECKED BELOW:

FOR APPROVAL
FOR YOUR USE
FOR BIDS DUE

AS REQUESTED X
N AND COMMENT

RETURNED FOR CORRECTIONS _____

PRINTS RETURNED AFTER LOAN TO US _____

REMARKS:

Transmitted herewith is the names and addresses of the partners in SMR Development L.C. that you requested in your letter of September 15, 1995. It is my understanding that the protest period for the application is over tomorrow and if no protests are filed, the application will be forwarded to Boise. If you need any other information, give me a call.

IF ENCLOSURES ARE NOT AS NOTED, KINDLY NOTIFY US AT ONCE.

COPY FOR

SIGNED

Rex L. Harding P.E.

RECEIVED BY:

DATE _____

PLEASE SIGN, DATE AND RETURN WHITE COPY

NO FISH SALVAGE ON RICHFIELD CANAL.

There will be NO public fish salvage operation this fall on the Richfield Canal below Magic Reservoir. In past low water years, when the irrigation water was shut off from Magic, a public fish salvage operation was allowed in the canal. This year however, there is enough water in the reservoir to allow 10 - 15 cubic feet per second (cfs) down the Richfield Canal, which will keep fish alive through the winter. Should conditions change later on, and a salvage operation become necessary, the public will be notified at that time.

According to Big Wood Canal Company Manager Dick Oneida, there is weep-

age in the dam, with current storage, and what is expected to carry over the winter, enough water should be going down the canal to keep those fish alive. The reservoir currently is holding about 124,000 acre feet, with current removal rate, Oneida expects the reservoir to hold at least 100,000 acre feet, and maybe 115-116,000 through the winter.

The shut-off date for reservoir irrigation water is expected to be on or about October 2 or 3. Public salvage will be allowed in the Big Wood River, from Richfield Canal diversion downstream to the Lincoln Canal diversion and in the Lincoln Canal system from the shut-off date to December 31, 1995.



Exxon Twine
Briden Twine on Request
Dog, Cat, and
other small animal feeds

219 Soldier Road
Fairfield, Idaho 83327
(208) 764-2254
(phone/fax)

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

DMR DEVELOPMENT, L.C.
PO BOX 15346
BOISE ID 83715
312-6829

Source: groundwater
Diversion Pt. NE1/4NE1/4SE1/4, S14, T1N,
R13E, Camas County,
Irr. Amount: 0.16 cfs 1/1-12/31
Date Filed: 8/21/95
Irr. W: 125W1/4, S15E1/4, S14E1/4, T1N, R13E.
The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83401 together with a protest fee of \$25.00 on or before October 23, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Camas Courier on 10/4 & 10/11/95.

THE CAMAS COURIER

What to Do About a Cold The Great American Rip-Off: Remedies for Colds

By
William Campbell Douglass, M.D.

Ever listen to all of the cold and flu commercials on TV? They are all essentially the same and most are misleading.

For example, Johnson and Johnson sells:

- 1) Tylenol Cold & Flu, and
- 2) Tylenol Cold.

Now if you had a cold and the flu, you'd take the first product, right?

NOTICE OF PUBLIC HEARING

The City of Fairfield is in the process of applying for an Idaho Community Development Block Grant (ICDBG) for the amount of \$80,000. These funds are being sought to purchase a used fire truck.

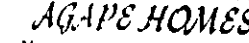
The Hearing will include a review of: a) How the project will address community needs; b) Funding sources; c) Date the application will be submitted; d) Amount of ICDBG funds requested; e) Estimated portion of ICDBG funds that will benefit persons of low and moderate income; f) Location of the proposed improvements; g) Plans to minimize the displacement of persons and businesses, if applicable; and h) Plans to assist persons actually displaced, if applicable.

The funds will be sought under the auspices of the Department of Housing and Urban Development Act of 1974.

A Hearing before the Fairfield City Council is scheduled for Tuesday, October 17, 1995 at 5:00 P.M. at the Fairfield City Hall, 407 Soldier Road, Fairfield, Idaho. Both written and verbal comments will be accepted for five (5) days after the public hearing at the Fairfield City Hall.

The hearing will be held in a handicapped accessible facility. All information presented in the hearing shall also be available, upon request, in a form usable by persons with hearing or visual impairments.

Rueben Miller, Mayor
City of Fairfield
407 Soldier Road
Fairfield, ID 83327



AGAPE HOMES

You can own a new home on Spruce Ave. E., Fairfield

1512 sq. ft. of living space - 3 Bedrooms - 2 Baths - Walk-in Closets

Propane forced air heat - Life-time siding - steel roof

Icon Race - Owner Builder 764-2012 - after 6 p.m.

SOLDIER MOUNTAIN RESORT RESTAURANT

Open Friday 6:00 to 8:30 p.m.
Saturday Night - 6:00 to 8:30 p.m.
Sunday Lunch 11:30 to 3:00 p.m.
Please call for RESERVATIONS - 764-2600



The Market Basket

Highway 20
Fairfield Idaho 83327
208-764-2211

Cold Drinks - Beer - Meat - Produce - Non Foods
Appetizers - Snacking Goods - Liquor - Larder - One Stop

NOTICE OF PUBLIC HEARING

Blaine County is in the process of applying for an Idaho Community Development Block Grant (ICDBG) for the amount of \$90,000. These funds are being sought for construction of a fire station at West Magic.

The Hearing will include a review of: a) How the project will address community needs; b) Funding sources; c) Date the application will be submitted; d) Amount of ICDBG funds requested; e) Estimated portion of ICDBG funds that will benefit persons of low and moderate income; f) Location of the proposed improvements; g) Plans to minimize the displacement of persons and businesses, if applicable; and h) Plans to assist persons actually displaced, if applicable.

The funds will be sought under the auspices of the Department of Housing and Urban Development Act of 1974.

A Hearing before the Blaine County Commission is scheduled for Saturday, October 14, 1995 at 4:00 P.M. at the Magic Lake Resort. Both written and verbal comments will be accepted for five (5) days after the public hearing at the Blaine County Court House.

The hearing will be held in a handicapped accessible facility. All information presented in the hearing shall also be available, upon request, in a form usable by persons with hearing or visual impairments.

Edward Hartig, Chairman
Blaine County Commission
P.O. Box 400
Oatley, ID 83331

4" = 24 lines

1st In. 24 X 40 = \$9.60
2nd In. 24 X 35 = \$8.40

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO)

County of Camas)

OCT 16 1995

Department of Water Resources
Southern Region

Edward Reagan, being first duly sworn, deposes and says that he/she is the designated agent for the publisher of The Camas Courier, a newspaper published every week in Fairfield, County of Camas, 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, a copy of which is hereto attached, 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 4th day of October, 1995, and the date of the last publication was on the 11th day of October, 1995

Edward D Reagan

Subscribed and Sworn to before me this 12 day of OCT, 1995

J. H. [Signature]
Notary Public in and for
The State of Idaho.
Residing in Fairfield.

THE CAMAS COURIER
Post Office Box 339
Fairfield, Idaho

Cost of Publication

Number of lines in notice	<u>24</u>	
Number of insertions	<u>2</u>	
Cost for advertisement	First insertion	\$ <u>9.60</u>
	Second insertion(s)	\$ <u>8.40</u>
	Total cost	\$ <u>18.00</u>

OK
MB
10/16/95

NOTICE OF APPLICATION FOR WATER
PERMIT

The following application has been filed to
appropriate the public waters of the State of
Idaho:

SMR DEVELOPMENT, L.C.

PO BOX 15368

~~2000/10/11~~

17-00000

Source: groundwater

Diversion Pt: NE1/4NE1/4SE1/4, S12, T1N,
R13E; Camas County.

Use: Domestic (0.16 cfs) 1/1-12/31

Date Filed: 8/21/95

In: W1/2SW1/4, S13; E1/2SE1/4, S14; T1N, R13E.

The permit will be subject to all prior water
rights. Any protest must be filed with the
Director, Dept. of Water Resources, Southern
Region, 222 Shoshone Street East, Twin Falls,
ID 83301 together with a protest fee of \$25.00
on or before October 23, 1995. The protestant
must also send a copy of the protest to the
applicant.

Karl J. Dreher, Director

Published in The Camas Courier on 10/4 &
10/11/95.

RECEIVED

AUG 21 1995

RECEIVED

OCT 30 1995

Form 10/82
Department of Water Resources
Southern RegionDepartment of Water Resources
STATE OF IDAHOIdent. No. 37-08850DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant SMR Development, L.C. Phone (208) 343-2282
Post office address P. O. Box 15368 Boise, Idaho 83715
2. Source of water supply groundwater which is a tributary of N/A
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$ Govt. Lot _____
Sec. 14 Township 1N Range 13E S.M. Camas County: additional
points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>.16cfs</u> for <u>Domestic</u> <u>public use</u>	purposes from <u>Jan 1</u> to <u>Dec 31</u> (both dates inclusive)
(cfs or acre-feet per annum)	
Amount _____ for _____	purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)	
Amount _____ for _____	purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)	
Amount _____ for _____	purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)	
5. Total quantity to be appropriated is (a) .16cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well & pump, pipelines Two 15,000-
gallon storage 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. ~~Drilled~~ well diameter is 8 inches; ~~depth~~ depth of well is 205 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? Aug. 94; Drilling firm Hiddleston & Son, Inc.;
Well was drilled for (well owner) W.N. Carter (Soldier Mtn. Ranch Resort)
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. Fairway Estates Subdivision (39 lots)
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

- 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.

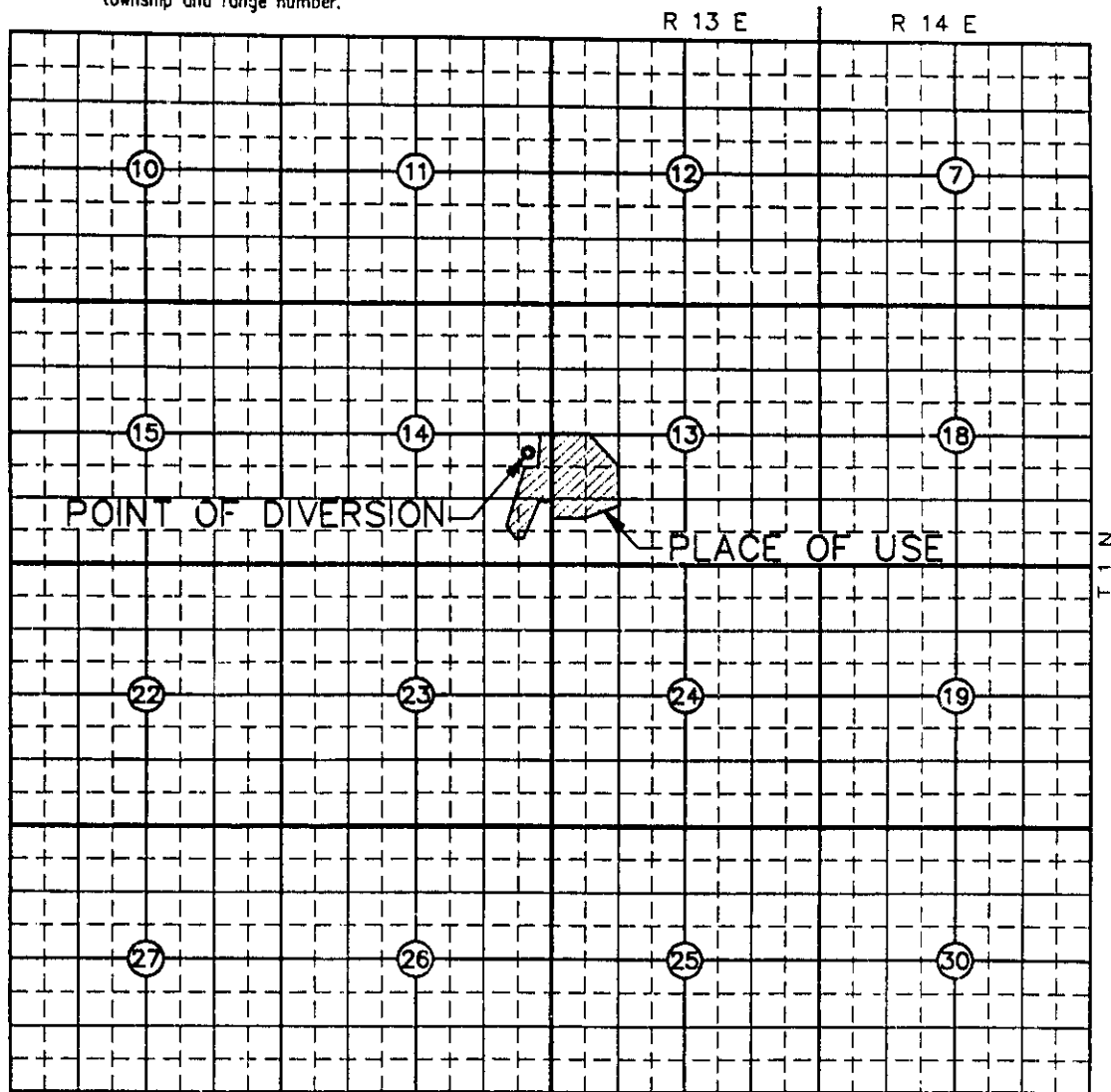
[illegible]

Total number of acres to be irrigated.

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? SMR Development, L.C.
b. Who owns the land to be irrigated or place of use? Fairway Estates Subdivision (SMR Development, L.C.)
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Fairway Estates Homeowners Association will have perpetual lease of well property.
12. Remarks: Outside watering will be limited to less than 1/2 acre per lot. A 6" mainline buried along the streets will provide water access to each lot.

37-08850

13. Map of Proposed Project: show clearly the point of diversion, place of use, section number, township and range number.



Scale: 2 inches equals 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. SMR Development, L.C.

Robert A. Thompson
(Applicant)

37-68850

Received by JF. Stettin Date 8-21-95 Time 2:30 pm Preliminary check by CS
Fee \$ 50.00 Receipted by JS # 5018401 Date 8-21-95
Publication prepared by MB Date 9/15/95 Published in The Coeur d'Alene Courier
Publication approved MBaldwin Date 10/16/95

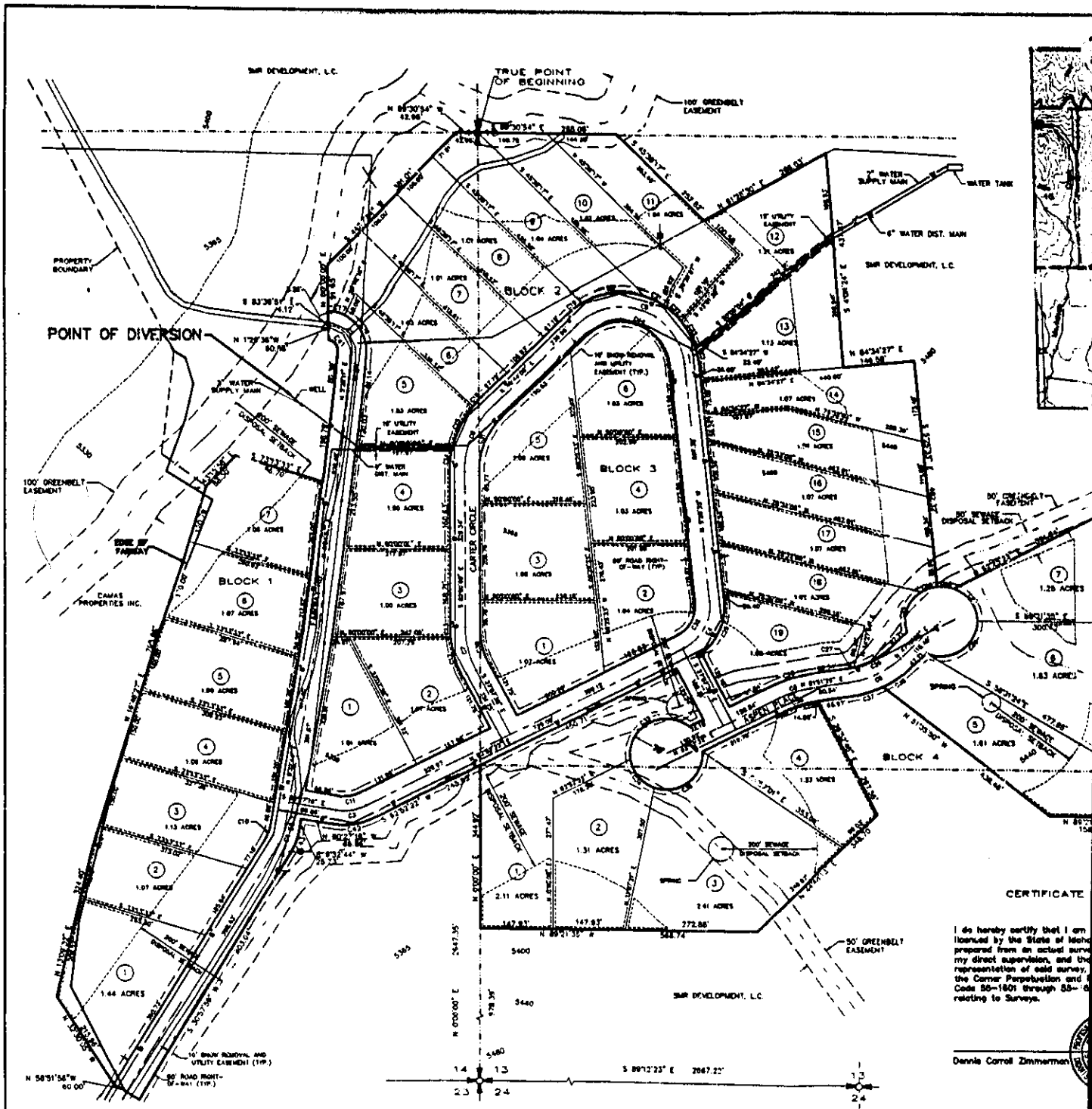
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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:

37-08850



CERTIFICATE

I do hereby certify that I am licensed by the State of Iowa prepared from an actual survey my direct supervision, and the representation of said survey, the Corner Perpetuation and Code 55-1801 through 55-1802 relating to Surveys.

Dennis Corral Zimmerman

REUSE OF DRAWINGS
These drawings, or any portion thereof, shall not be used on any project other than that for which they were prepared without the written consent of JUB ENGINEERS, INC.

JUB ENGINEERS, INC.
Engineers Surveyors Planners
Twin Falls, Idaho

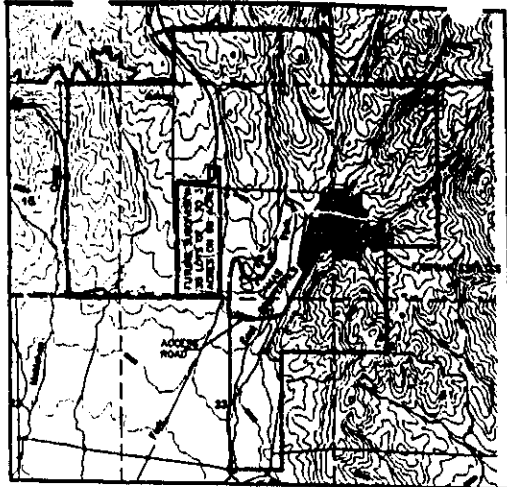
ADD ONE FILE 1406 FILE NO. 1 = 100
DATE JULY, 1984 FILE NO. 7940727



1994
PRELIMINARY PLAT
OF
FAIRWAY ESTATES SUBDIVISION

CAMAS COUNTY, IDAHO
A PORTION OF SECTIONS 11, 15 & 16

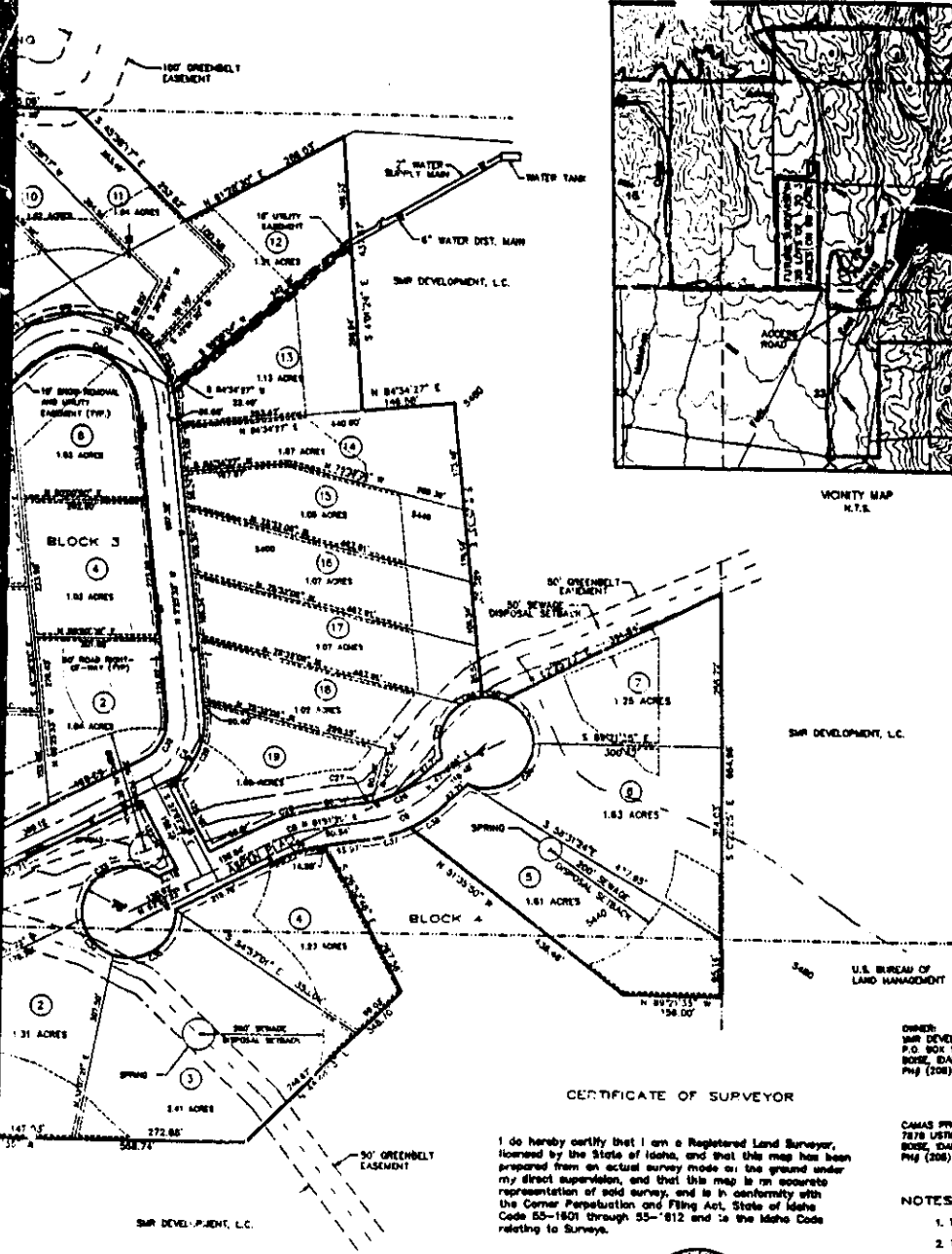
REVISIONS	
DATE	BY
7/27/94	
DATE	BY
8/27/94	
SHEET NO.	
1	



SCALE: 1" = 100'

LEGEND

- BOUNDARY LINE
- LOT LINE
- OWNER LINE
- SECTION LINE
- CONTOUR LINE
- EXISTING ROAD
- DRAIN
- FENCE
- GREENBELT EASEMENT
- DRAINAGE SETBACK
- PROPOSED WATER MAIN
- POWER POLE



CERTIFICATE OF SURVEYOR

I do hereby certify that I am a Registered Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, and that this map is an accurate representation of said survey, and is in conformity with the Corner Perpetuation and Filing Act, State of Idaho Code 55-1801 through 55-1812 and to the Idaho Code relating to Surveys.



Dennis Carroll Zimmerman License No. 885

OWNER:
SNIP DEVELOPMENT L.C.
P.O. BOX 15388
BOISE, IDAHO 83715
Ph (208) 343-2282

ENGINEER:
JUB ENGINEERS, INC.
801 FALLS AVE.
TWIN FALLS, IDAHO 83301
Ph (208) 733-2414

ADJACENT PROPERTY OWNERS:
CAMAS PROPERTIES, INC.
7878 USTICK ROAD
BOISE, IDAHO 83706
Ph (208) 378-8346

U.S. BUREAU OF LAND MANAGEMENT
400 WEST F STREET
BOISE, IDAHO 83302
Ph (208) 884-2208

NOTES:

1. THE INTENDED USE WILL BE RECREATIONAL HOME SITES.
2. THE EXISTING ZONING IS AGRICULTURAL TRANSITION.
3. THE CURRENT USE IS DESERT RANGE LAND.
4. THE LOTS ARE TO BE SERVICED BY A COMMUNITY WATER SYSTEM AND INDIVIDUAL SEPTIC SYSTEMS.
5. THE DEVELOPMENT IS REGULATED BY RESTRICTIVE COVENANTS.
6. WATER SYSTEM SHOWN IS CONCEPTUAL ONLY. HOME OWNERS ASSOCIATION WILL BE RESPONSIBLE FOR ACTUAL DESIGN, CONSTRUCTION, AND OPERATION.

37-0 P850

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08850

Proposed Priority: August 21, 1995 Maximum Diversion Rate: 0.16 CFS

This is to certify, that **SMR DEVELOPMENT L C**
PO BOX 15368
BOISE ID 83715-5368

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>
DOMESTIC	01/01 to 12/31	0.16 CFS

LOCATION OF POINT(S) OF DIVERSION: NESE, Sec. 14, Township 01N, Range 13E
CAMAS County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01N 13E 13
14

NWSW
NESE

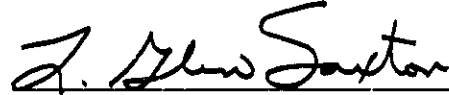
SWSW
SESE

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1996.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. Place of use is located within Lots 1-7, Blk. 1; Lots 1-19, Blk. 2; Lots 1-6, Blk. 3; and Lots 1-7, Blk. 4; Fairway Estates Subdivision.
5. Domestic use is for 39 homes.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.
7. The irrigation use occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed.

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

1st day of November, 1995.


for Karl J. Dreher, Director



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

September 15, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

REX L HARDING P E
JUB ENGINEERS
800 FALLS AVENUE
TWIN FALLS ID 83301

Re: Application for Permit No. 37-08850 (SMR Development, L.C.)

Dear Mr. Harding:

The Department of Water Resources acknowledges receipt of the water right application for permit on behalf of SMR Development, L.C. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in The Camas Courier for 10/4 & 10/11/95. 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 unopposed application is about eight weeks. Please see attached list for additional information requirement.

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

Sincerely yours,

Corey Skinner, E.I.T.
Safety of Dams Engineer

cs:mb

S. Region
5/89

Application No. 37-08850

ADDITIONAL INFORMATION REQUIREMENTS
FOR APPLICATIONS IN THE NAME OF A CORPORATION,
COMPANY, OR PARTNERSHIP

In reviewing the application for compliance with the requirements of the Department's Rules and Regulations for Water Appropriations, we have determined that the following information is required to make the Application complete for processing.

- 1) If the Application is filed in the name of a corporation, the names and addresses of its directors and officers shall be provided. If the application is filed by or in behalf of a partnership or joint venture, the application shall provide the names and addresses of all partners and shall designate the managing partner, if any. (Rule 3,3,2,1)

Because the required information does not appear in the legal notice, we are proceeding with advertising of your Application. If the required information is received within ten days of the second publication date, no additional delay should be incurred in processing.

800 Falls Ave.
Twin Falls, Idaho 83301
Phone (208) 733-2414

[illegible]

State of Idaho
Department of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301-6105

WE ARE SENDING YOU
THE FOLLOWING ITEMS.

SHOP DRAWINGS
COPY OF LETTER
CHANGE ORDER

☐ PRINTS
☐ PLANS
☒ OTHER

CATALOG SHEETS

SPECIFICATIONS

[illegible]

FOR BIDS DUE

19

PRINTS RETURNED AFTER LOAN TO US

Transmitted herewith is an "Application For Permit To appropriate the public waters of the State of Idaho" for the Fairway Estates Subdivision for SMR Development, L.C. near Fairfield, Idaho. Also included is a check for \$50 to cover the fee. Any questions regarding this application should be forwarded to me at the Twin Falls J-U-B Engineers, Inc.

SIGNED

Rex L. Harding P.E.

DATE _____

37-08850

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

SMR DEVELOPMENT, L.C.
PO BOX 15368
BOISE ID 83715

37-08850

Source: groundwater

Diversion Pt: NE1/4NE1/4SE1/4, S14, T1N, R13E; Camas County.

Use: Domestic (0.16 cfs) 1/1-12/31

Date Filed: 8/21/95

In: W1/2SW1/4, S13; E1/2SE1/4, S14; T1N, R13E.

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before October 23, 1995. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in The Camas Courier on 10/4 & 10/11/95.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3533
Fax (208) 736-3037

September 19, 1995

PHILIP E. HAYT
Governor

KARL J. DREHER
Director

THE CAMAS COURIER
PO BOX 339
FAIRFIELD ID 83327

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

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.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure