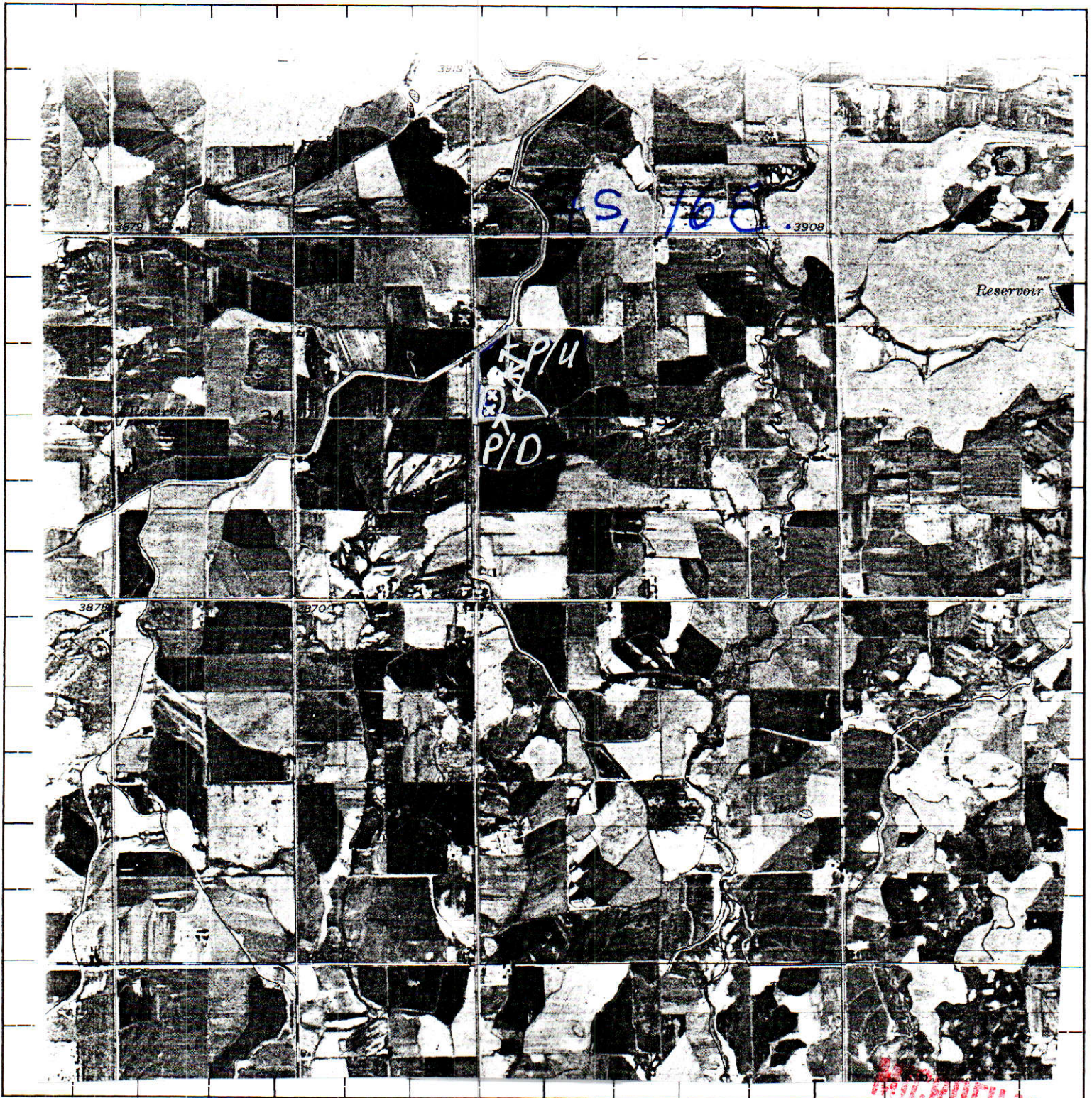


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ellis Dovel
(Applicant)

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Lincoln } ss.

RECEIVED

JAN 26 1995

Department of Water Resources
Southern Region

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

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 18 day of January, 1995, and the date of the last publication was on the 25 day of January, 1995.

On this 25th day of January in the year of 1995, before me, a Notary Public, personally appeared Patty Nance, 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.

Charles Irish
Notary Public for Idaho

Residing at Dietrich, Idaho
My commission expires: 5/4/2000

LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x's

Lines tabular at _____ 6¢/Pica
308 Lines straight at \$ 15.40 5¢/Pica
Subsequent lines at 12.32 4¢/Pica
TOTAL COST \$ 27.72

COPY OF NOTICE

(Paste Here)

Notice of Application for Water Permit

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of Water Resources
BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

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

37-08839

ELLIS AND/OR BEATRICE GOOCH
670 N 650 W

SHOSHONE ID 83352

Source: groundwater

Diversion Pt: Two (2) points within SWSWNW, S35, T4S, R16E; Lincoln County.

Use: Stockwater (10 cfs) 1/1 to 12/31

Date Filed: 11/22/1994

In: SWNW, S35, T4S, R16E

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 February 6, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Lincoln County Journal on 1/18 & 1/25/95.

7312

RECORDED

No 6010
MAR 23 1995

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-08839	)	ORDER OF
	)	REINSTATEMENT
IN THE NAME OF ELLIS & BEATRICE GOOCH	)	
_____	)	

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before March 1, 1996; and,

WHEREAS, the Department notified the permit holder on December 31, 1995, by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, on February 16, 1996, the permit holder submitted proof of beneficial use; and,

WHEREAS, on March 5, 1996, the department informed the permit holder that the proof would not be accepted until an additional \$165.00 was paid to upgrade the drilling permit from domestic to non-domestic; and,

WHEREAS, on March 8, 1996, the permit holder submitted the additional \$165.00 fee, however, the receipt was not forwarded to the appropriate section for acknowledgement; and,

WHEREAS, on April 15, 1996, the Department lapsed the permit in error; and,

RECORDED
APR 29 1996

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

WHEREAS, the permit holder provided a reasonable showing why the permit should be reinstated by submitting the additional fee on March 8, 1996; and,

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-08839 be REINSTATED with no advance in priority.

Dated this 18th day of April, 1996.

A handwritten signature in cursive script, reading "L. Glen Saxton", written over a horizontal line.

L. GLEN SAXTON, Chief
Water Allocation Bureau

APR 29 1996

RECEIVED
\$50 check
FEB 16 1996

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 5018833
Receipt By: CS
Date Received: 02/16/96

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
FEB 20 1996

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. 37-08839 Telephone No. 208-886-7790
2. Name(s) of Permit Holder(s): Ellis Gooch and Beatrice Gooch
3. Mailing Address: 670 N 650 W Shoshone Idaho 83352
4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. Feb / yr. 91
 - a. Well Driller: Eaton Drilling & Pump Drilling Permit Number: 32-91-5-006
 - b. **OPTIONAL:**
Pump Horsepower: 3+1 Pressure (psi): 60 Dynamic pumping level (ft): 320
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): 1000 Holstein Heifers
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .19 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 _____ or No <u>✓</u>
Has the measuring device been installed?	Yes _____ or No <u>✓</u>
Flow Measurement Port: Is a flow measurement port required?	Yes _____ or No <u>✓</u>
Has the measurement port been installed?	Yes _____ or No <u>✓</u>
8. Fee Enclosed: \$ 50 (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: Ellis Gooch Telephone Number: 208-886-7790
Address: 670 N 650 W Shoshone Idaho 83352
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.

APR 29 1996

Signature of permit holder: Ellis Gooch Date: 2-11-96
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08839

Proposed Priority: November 22, 1994 Maximum Diversion Rate: 0.10 CFS

This is to certify, that **ELLIS GOOCH**
BEATRICE GOOCH
670 N 650 W
SHOSHONE ID 83352

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	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSWNW , Sec. 35, Township 04S, Range 16E
LINCOLN County

PLACE OF USE: STOCKWATER
TWN RGE SEC
04S 16E 35 SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **March 1, 1996**.
2. Subject to all prior water rights.
3. Two points of diversion are located within SWSWNW, S35, T04S, R16E.
4. Stockwater use is for 1000 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

24th day of February, 1995

[Signature]
for
R. Keith Higginson, Director

MICROFILMED

MAR 23 1995

G E U V

NOV 22 1994

Department of Water Resources
Southern Region Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

Department of Water Resources

RECEIVED
FEB 10 1995

37-08839

1. Name of applicant Ellis and/or Beatrice Gooch Phone 886-7790
Post office address 670 N 650W, Shoshone, ID 83352
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is 2 points SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 35 Township 4S Range 16E B.M. Lincoln County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .10 for Stockwater purposes from 1-1 to 12-31 (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) .10 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Two wells tied together with a 3hp and a 1 hp pump - dynamic level of 320'.

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 well diameter is existing inches; proposed depth of well is 340' feet.

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? 1942 1988; Drilling firm _____

Well was drilled for (well owner) _____

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).

MAR 23 1995

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. 1000 hd. heifers
- 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	
45	16E	35							S										

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. A37-10223

covers the historic use of a small dairy that was converted to a heifer operation

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

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

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: We want to expand from our current operation of 800 hd to a maximum of 1000 hd and to cover our operation with a valid water right.

MAR 2 8 1966

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ellis D. Over
(Applicant)

MAR 23 1995

Received by MTS Date 11-22-94 Time 4:15 Preliminary check by J. F. Stenton
Fee \$ 50 Receipted by MTS # 5017564 Date 11-22-94
Publication prepared by MB Date 1/11/95 Published in Lincoln Co. Journal
Publication approved MBaldwin Date 1/26/95

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:

RECORDED

MAR 23 1995

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 37-08839 Reviewed by Jy Date 3-4-96

GENERAL CONSIDERATIONS

Yes Name same as permit?

Yes Address same as permit?

Yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

Dom. Stock

Correct Uses? no

SOURCE OF WATER

 Surface water source

✓ Ground water source

Yes Drilling permit required?

no Copy in the file?

35.00 Amount paid for permit

no Well log in the file?

Drilling Permit No. 37-91-S 0006-000

no Correct?

LICENSE EXAMINATION FEE

Yes Required?

50.00 Amount Submitted

Yes Correct?

MEASURING DEVICE

no Required?

+ Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

	-	
	=	
	+	

DEFICIENCIES OR ACTION ITEMS

Request add 165.00 drill perm. fee
3/8 Fee reviewed Proof acceptable.
Reinstated ^{with} no advance in priority.

DATA ENTRY

New Address X Proof Made 2-16-96



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

April 18, 1996

ELLIS & BEATRICE GOOCH
670 N 650 W
SHOSHONE ID 83352

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 37-08839

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since the department lapsed it in error. Please note that the priority date has not been penalized.

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 the field examination, please contact the SOUTHERN Regional Office in Twin Falls at (208) 736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

REC'D

APR 29 1996

MEMORANDUM

TO: File No. 37-08839
FROM: Julie Yarbrough
RE: Reinstatement
DATE: April 17, 1996

The permit holder phoned today to inform me that on March 8, 1996, he paid the additional drilling permit fee as requested. The receipt never made it to my desk and I lapsed the permit. I am going to reinstate the permit with no advance in priority.

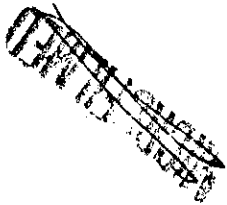
RECEIVED
APR 29 1996

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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





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

April 15, 1996

Ellis & Beatrice Gooch
670 N 650 W
Shoshone, ID 83352

LAPSE NOTICE

RE: Permit No. 37-08839

Dear Permit Holder:

On March 5, 1996, the Department of Water Resources (Department) sent you a letter informing you of the need to submit an additional \$165.00 drilling permit fee before the Department could accept your proof of beneficial use form which was received February 16, 1996, for the above referenced permit. The Department allowed you thirty (30) days to submit the fee. 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 if you submit the \$165.00 drilling permit fee 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.

L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
APR 29 1996

CERTIFICATION OF MAILING

I hereby certify that on 4/15/96
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 Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 5, 1996

Ellis and Beatrice Gooch
670 N 650 W
Shoshone, ID 83352

RE: Water Right No. 37-08839
Drilling Permit No. 37-91-S-0006-000

Dear Permit Holder:

Enclosed is a copy of Permit to Appropriate Water No. 37-08839, the Proof of Beneficial Use submitted in connection with the above referenced water right and a copy of Drilling Permit No. 37-91-S-0006-000. The proof form and your permit to appropriate water indicate water is diverted for domestic and stockwater for 1000 head with a rate of diversion of .10 cfs. Your drilling permit was issued only to authorize a single family domestic use. Single family domestic use constitutes a 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, since you are now using the well for stockwater and you are exceeding the domestic use limitations by diverting more than 0.04 cfs, the drilling permit is no longer considered a domestic. 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 pay the additional \$165.00 fee to upgrade the drilling permit to a non-domestic. The Department will hold your file for 30 days to allow you time in which to submit the additional fees. **Please address your correspondence to my attention.**

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

C: IDWR - Region

RECORDED

APR 29 1996

RECEIVED

FEB - 7 1991

State of Idaho
Department of Water ResourcesDepartment of Water Resources
Southern Region Office

APPLICATION FOR DRILLING PERMIT

C035-016-3-8-96
#165.00

1. Applicant (please print) Ellis Gooch
2. Mailing Address 670 N 650 W Shoshone, Idaho
83352 Telephone 886-7790

(☒) Well Owner () Well Operator () Other, specify _____

3. Proposed well location SW 1/4 NW 1/4, or Gov't Lot No. _____
Sec. 35, Twp. 4S, Rge. 16E, County Lincoln
Street Address of Well Site N/A
Lot, block and subdivision N/A

4. Proposed use of well:

- (☒) Domestic: The use of water for homes, organization camps, public campgrounds, livestock 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: Any beneficial use not included within the definition of domestic.

() Injection

() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

5. Well construction information:

A. (☒) New well () Deepen () Replace - See Condition 9

B. Proposed Surface Diameter 6" Proposed Maximum Depth 305'

C. Anticipated bottom hole temperature:

- (☒) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212° or more (Geothermal well)

6. Construction Start Date Feb. 18, 91

7. Anticipated Well Driller Eaton Drilling & Pump Service, Inc. 0026
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Ellis Gooch Date 2-5-91

Title Owner

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Amended Date 2/2/91

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

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the well permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriate injection wells and well construction standards.
2. 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.
3. 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.
4. 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.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Loren O. Halpin MANAGER, SOUTHERN REGION
Signature of Authorized Department Representative Title

Receipt No. 5012993 Received by js Fee \$350 Date 2-7-91

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

December 31, 1995

ELLIS GOOCH
BEATRICE GOOCH
670 N 650 W
SHOSHONE ID 83352

PROOF DUE NOTICE

RE: PERMIT NO. 37-08839

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 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.

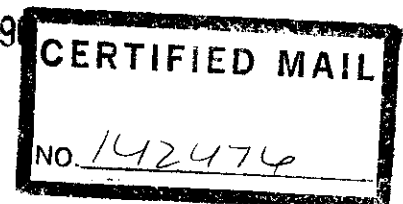
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

APR 2 9 1996





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

R. KEITH HIGGINSON
DIRECTOR

February 24, 1995

ELLIS GOOCH
BEATRICE GOOCH
670 N 650 W
SHOSHONE ID 83352

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08839

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

RECORDED

MAR 23 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 37-8839 Name: Booch Date: 2/22/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: 501754 Priority: 11/22/94 ✓ Gvmt Lts: ✓

AREA OF CONCERN? 42-111(A) - No/Yes ESRP Mor BWR GWMA Trust/Non-trust
PROTESTED: exempt - 020 (Prehearing agreement) or W19 (See Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P18
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
- 0.2 cfs - No MD
+ 5 a. (POU cmp) - 01M, 803 (if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink):

Water District (~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064 (consump. use), 047-P04 (Payette Lake), NA

USE:

Domestic (surface) - 021 (Boise R ↑ L Peak); 064 (Payette R); NA
Fish Propagation - 07A-042 (rq)-010/06A/09E(WQ)-P10; 044 (N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage (✓ 3 compo.) - 18A (multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - S <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

- 1) W32 2) W02/1000

BENEFICIAL USE DUE:

- 3-1-1996

COMMENTS:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY J. J. Stanton DATE 12-9, 1994
APPLICATION NO. 37-08839

RECEIVED
FEB 10 1995
Department of Water Resources

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.
☒ County
☒ Quantity (flow &/or volume)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt
- ++++PROPOSED PRIORITY DATE
11-22 1994

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back. A37-10223 Exempt use - advertise
☒ Overlapping point of diversion.
☐ Yes ☒ No Field check required
Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☒ No Critical Ground water area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send Dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit.
☐ Yes ☒ No Power efficiency form
☒ Yes ☐ No Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

SEND COPIES TO: _____ Idaho Dept of Health & Welfare _____ USDI BLM
 _____ Idaho Dept of Fish & Game _____ USFS
 _____ Idaho Dept of Lands _____ Water Dist.
 _____ Adjudication Bureau Unit _____ Other

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on app.
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist.
☒ Yes ☐ No Special conditions of approval or cover letter below.
Limit Use when combined with A37-10225 to
1000 head of range.
See below for additional information
Date of priority recommended 11/22, 19 94
By ADW Date 2/8, 19 95

See below for additional information

By _____ Date _____, 19____

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST

Comments recieved from:

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & welfare	_____ Canal Company
_____ Reservations	_____ Div. of Enviromental Quality	_____ Other

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19____

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho }
County of Lincoln } ss.

JAN 26 1995

Department of Water Resources
Southern Region

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

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the

18 day of January, 95

and the date of the last publication was on the

January, 95

On this 25th day of January in the year of 1995, before me, a Notary Public, personally appeared Patty Nance, 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.

Charles Irish
Notary Public for Idaho

Residing at Dietrich, Idaho

My commission expires: 5/4/2000

LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x's

Lines tabular at _____ 6¢/Pica

308 Lines straight at \$15.40 5¢/Pica

Subsequent lines at 12.32 4¢/Pica

TOTAL COST \$27.72

COPY OF NOTICE

(Paste Here)

Notice of Application for Water Permit

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Department of Water Resources
BILL TO

The following application is submitted to appropriate the public waters of the State of Idaho:

ELLIS AND/OR BEATRICE GOOCH
674 N. 2ND ST.

SHOSHONE ID 83353

Source: groundwater

Diversion: 2¢ Per CU points within SW/4TH, S35, T4S, R16E, Lincoln County.

Use: Stockwater, 19 12/1/1 to 12/31

Date Filed: 11/22/1994

Loc: SW/4TH, S35, T4S, R16E

The permit will be subject to all water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 122 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before February 6, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higgins, Director

Published: _____
1/18 & 1/25/95

7312

No 6010
MAR 23 1995

**NOTICE OF APPLICATION FOR
WATER PERMIT**

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

37-08839

ELLIS AND/OR BEATRICE GOOCH
670 N 650 W

SHOSHONE ID 83352

Source: groundwater

Diversion Pt: Two (2) points within
SWSWNW, S35, T4S, R16E; Lincoln
County.

Use: Stockwater (.10 cfs) 1/1 to 12/31

Date Filed: 11/22/1994

In: SWNW, S35, T4S, R16E

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 February 6, 1995.
The protestant must also send a copy of
the protest to the applicant.

R. Keith Higginson, Director

Published in Lincoln County Journal on
1/18 & 1/25/95.

MAR 23 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CEG:AD *MD:RUS*

Governor PHIL BATT

January 12, 1995

R. KEITH HIGGINSON

Director

MAGIC VALLEY PUBLISHING CO
PO BOX 468
JEROME ID 83338

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

MAR 23 1995

NOTICE OF APPLICATION FOR WATER PERMIT

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

37-08839

ELLIS AND/OR BEATRICE GOOCH
670 N 650 W
SHOSHONE ID 83352

Source: groundwater

Diversion Pt: Two (2) points within SWSWNW, S35, T4S, R16E; Lincoln County.

Use: Stockwater (.10 cfs) from 1/1 to 12/31

Date Filed: 11/22/1994

In: SWNW, S35, T4S, R16E

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 February 6, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Lincoln County Journal on 1/18 & 1/25/95.

RECEIVED

MAR 23 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~CEGLAD ANDRUS~~
Governor PHIL BATT

January 11, 1995

R. KEITH HIGGINSON
Director

ELLIS &/OR BEATRICE GOOCH
670 N 650 W
SHOSHONE ID 83352

Re: Application for Permit No. 37-08839

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. 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 Lincoln County Journal for 1/18 & 1/25/95. 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 unprotested application is about eight weeks.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MAR 23 1995