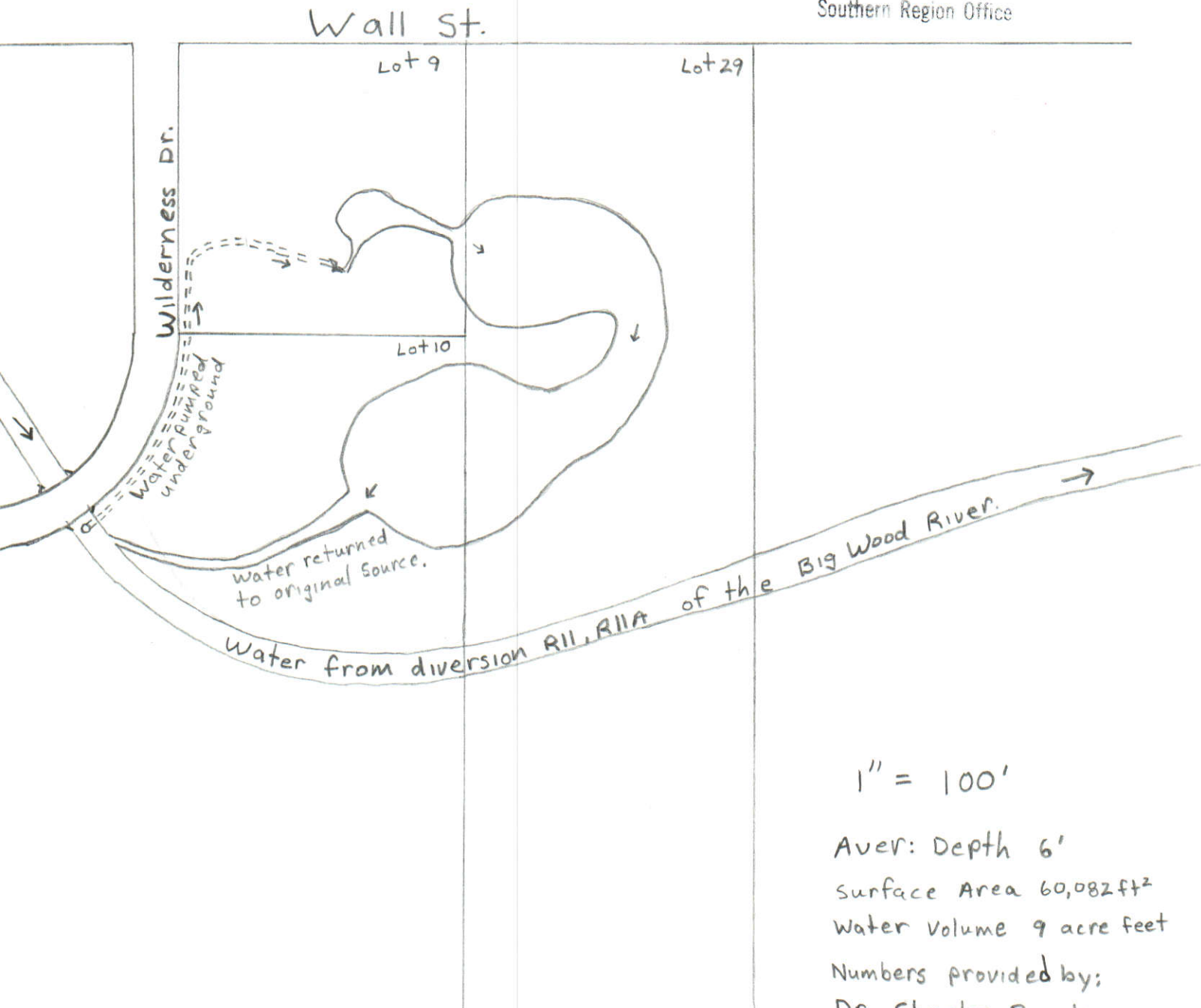


Gimlet Subd.
Blaine County.

RECEIVED
11

APR 21 1994

Department of Water Resources
Southern Region Office



1" = 100'

Aver: Depth 6'

surface Area 60,082 ft²

Water Volume 9 acre feet

Numbers provided by;

Dr. Charles Brockway
(208) 733-0938

RECORDED

MAY 31 1995

37-08838

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

Rod Rinker

114° 22' 30" 712000m E. R. 17 E. R. 18 E. **R 18 E**
37' 30"

SUN VALLEY 5 MI.
KETCHUM (IDAHO 75) 4.2 MI.

715 20

716

4833000m N.

T3N

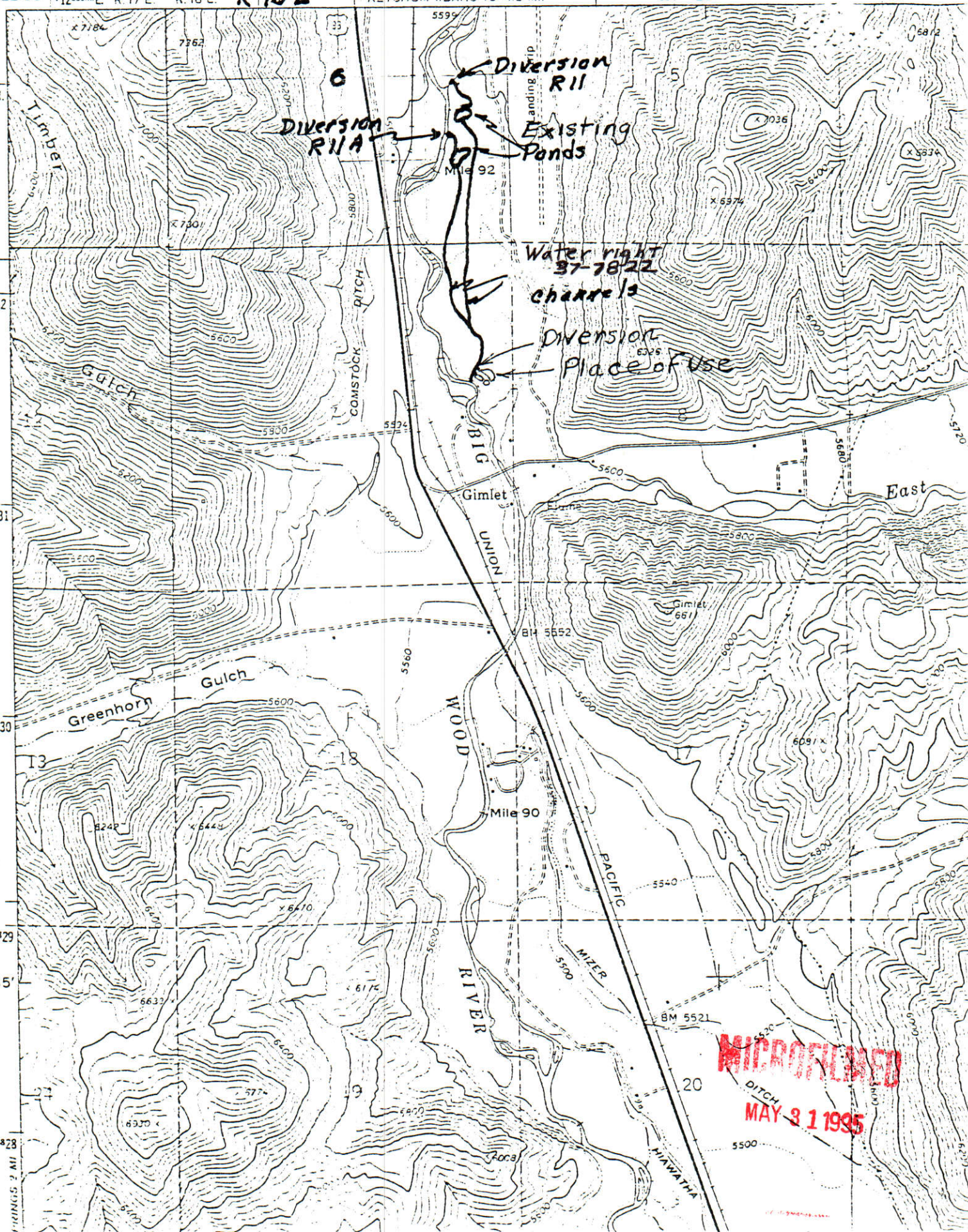
4832

4831

4830

4829

4828

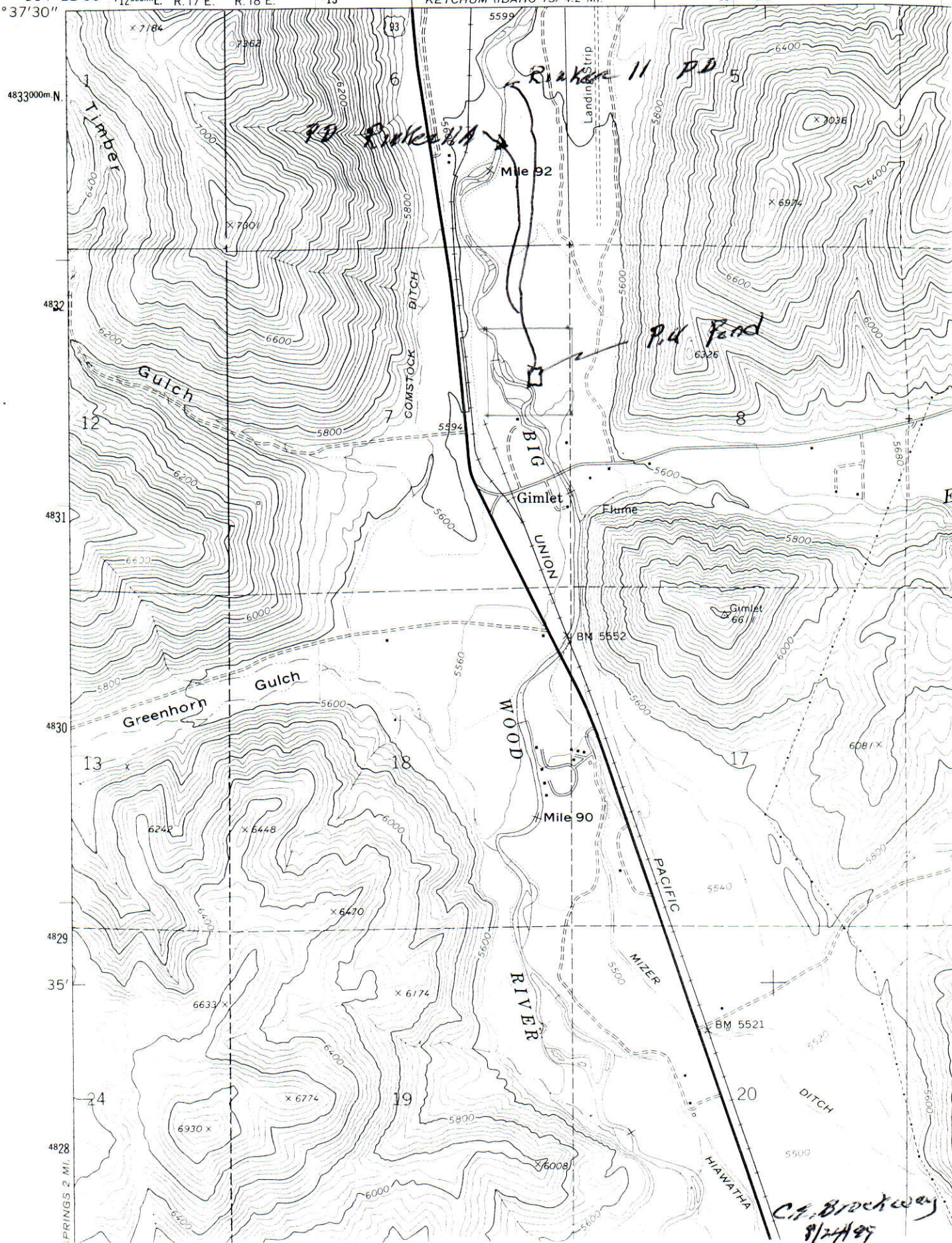


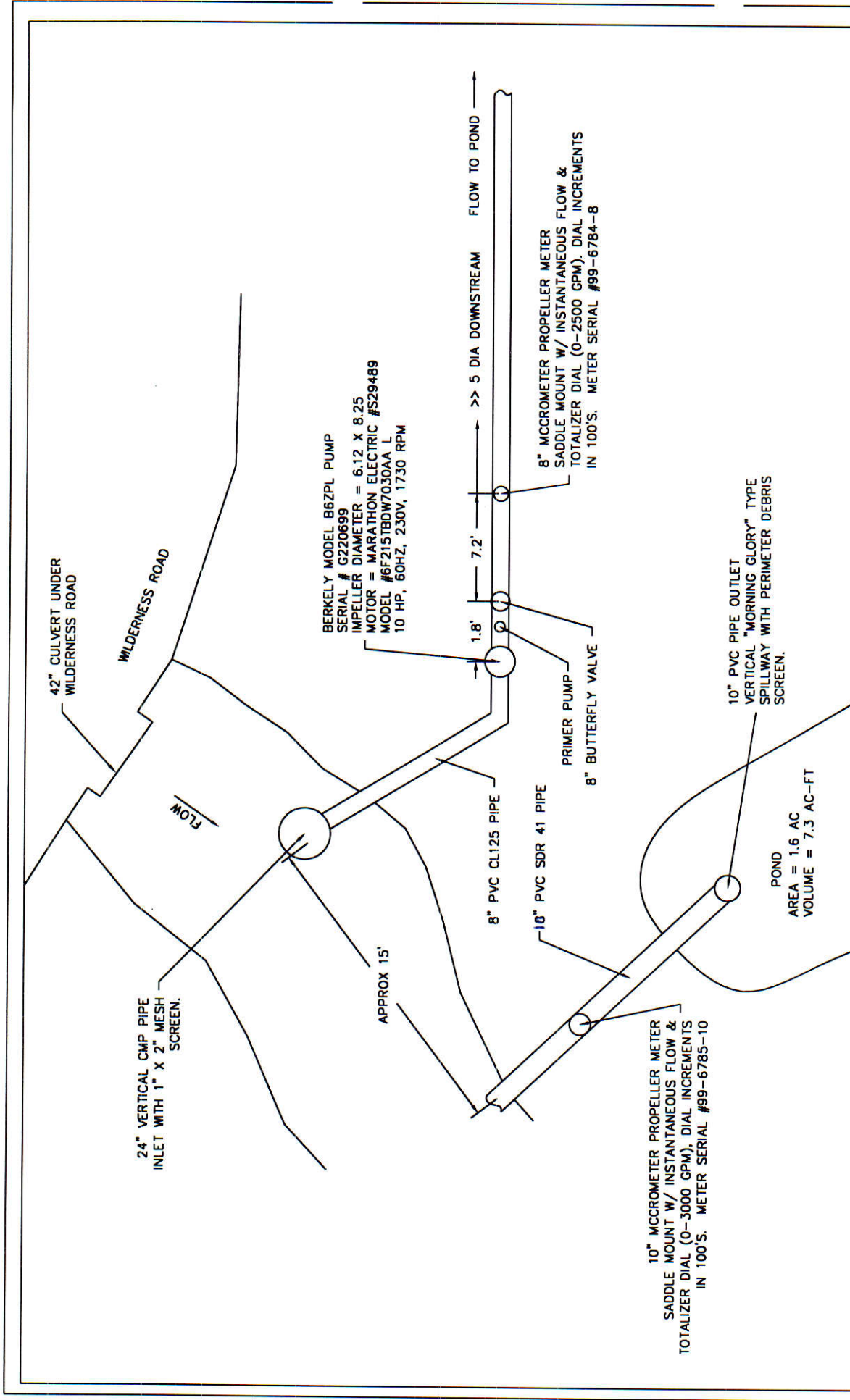
37-08838

114°22'30" 712000m.E. R.17 E. R.18 E. 713
43°37'30"

SUN VALLEY 6 MI.
KETCHUM (IDAHO 75) 4.2 MI.

715 20'





**BROCKWAY
ENGINEERING
P.L.L.C.**

Hydraulics
♦
Hydrology
♦
Water Resources

ROD RINKER POND DIVERSION

LOT 10 GIMLET 11 SUBDIVISION
RINKER - BENEFICIAL USE EXAM

DATE 8/24/99 DRAWN JSR

SCALE NONE SHEET 1 OF 1

REVISIONS

ZONE	REV	DESCRIPTION	DATE	APPROVED
	A	ISSUED FOR BENEFICIAL USE EXAM	8/24/99	JSR



POND – LOOKING WEST



POND – LOOKING EAST



**DIVERSION PUMP, VALVE, &
8" MCCROMETER FLOWMETER**



**10" OUTLET PIPE & 10"
MCCROMETER FLOWMETER**



PICTURE SHOWS INLET CMP PIPE & OUTLET SPILLWAY PVC PIPE. DISTANCE FROM INLET TO OUTLET IS APPROX 15 FEET.

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 37-8832 Name: Rinker Date: 2/22/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: 5016745 Priority: 4/8/94 ✓ Gvmt Lts: ✓

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

SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+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 # 37 <SEE MAP & LISTING>
+ 0.2 cfs - ~~01H-P08~~ or 01M use 18A
- 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 (FERE); 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 - M <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) Grimlet Canal

OTHER CONDITIONS:

STANDARD REMARKS: - ① P14 to 16, Grimlet 4 Subd. ② See attached Sheet.
- ② Ponds be lined ③ Combined remark.
BENEFICIAL USE DUE: - 63-1-1997

COMMENTS:

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

JAN 17 1995

Department of Water Resources
Southern Region Office

On this 11 day of Jan, in the year 1995, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be 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. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and 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 4 day of Jan, 1995, and the date of the last publication was on the 11 day of Jan, 1995.

Daniel J. Gorham
Subscribed and sworn to before me this 11th day of Jan, 1995.
(SEAL)

Roberta McGee
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 42.467
Number of Insertions 2
Lines tabular at 42.467 6¢ / Pica
Lines straight at 24.418 5¢ / Pica
Subsequent lines at 19.535 4¢ / Pica
TOTAL COST 48.95

COPY OF NOTICE
(Paste Here)

Permit: Rinker 37-08838

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

ID Water Res. S. Region
BILL TO

NOTICE OF APPLICATION FOR WATER PERMIT

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

37-08838

ROD RINKER

2342 MESA DR

SANTA ANA CA 92707

Source: Big Wood River
tributary to Malad River
Diversion Pt: NESE, S6, T3N,
R18E; Blaine County.

Use: 1/1 to 12/31

Diversion to Storage (2.5 cfs)

Wildlife Storage (9.6 afa)

Aesthetic Storage (9.6 afa)

Total Diversion: 2.5 cfs

Date Filed: 4/8/94

In: SENE, S7, T3N, R18E.

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 January 23, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Wood River Journal on 1/4 & 1/11/95.

Publication Rates
As of Jan., 1990
(Idaho Code,
Reb. Statutes 1984)
7-8 pt. line straight: 5 pica
6 pt. line tabular: 6 pica
8 pt. line successive
insertion: 4 pica

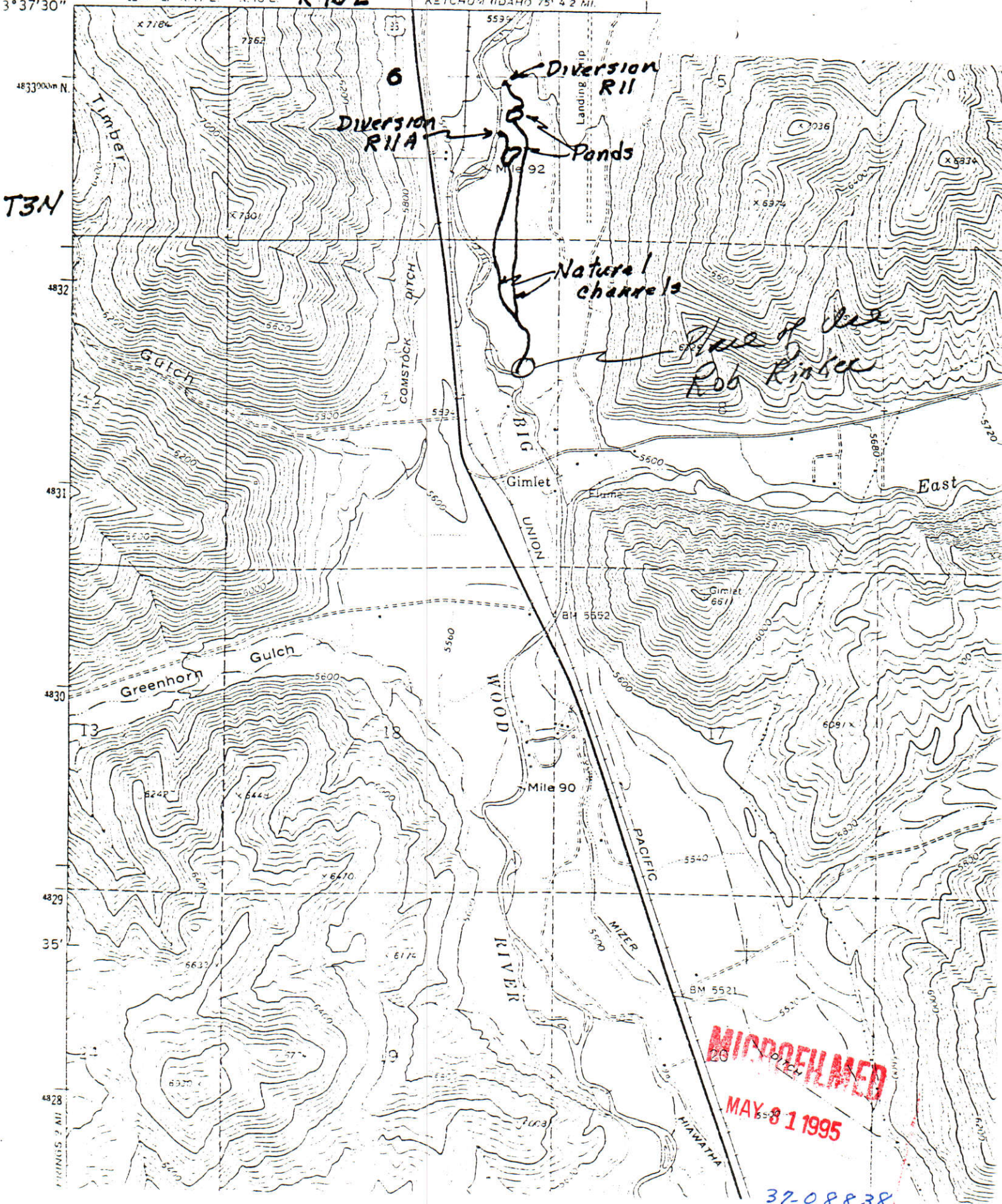
MAY 31 1995

9410

111 222
(BUTTE)

114°
3°37'30"

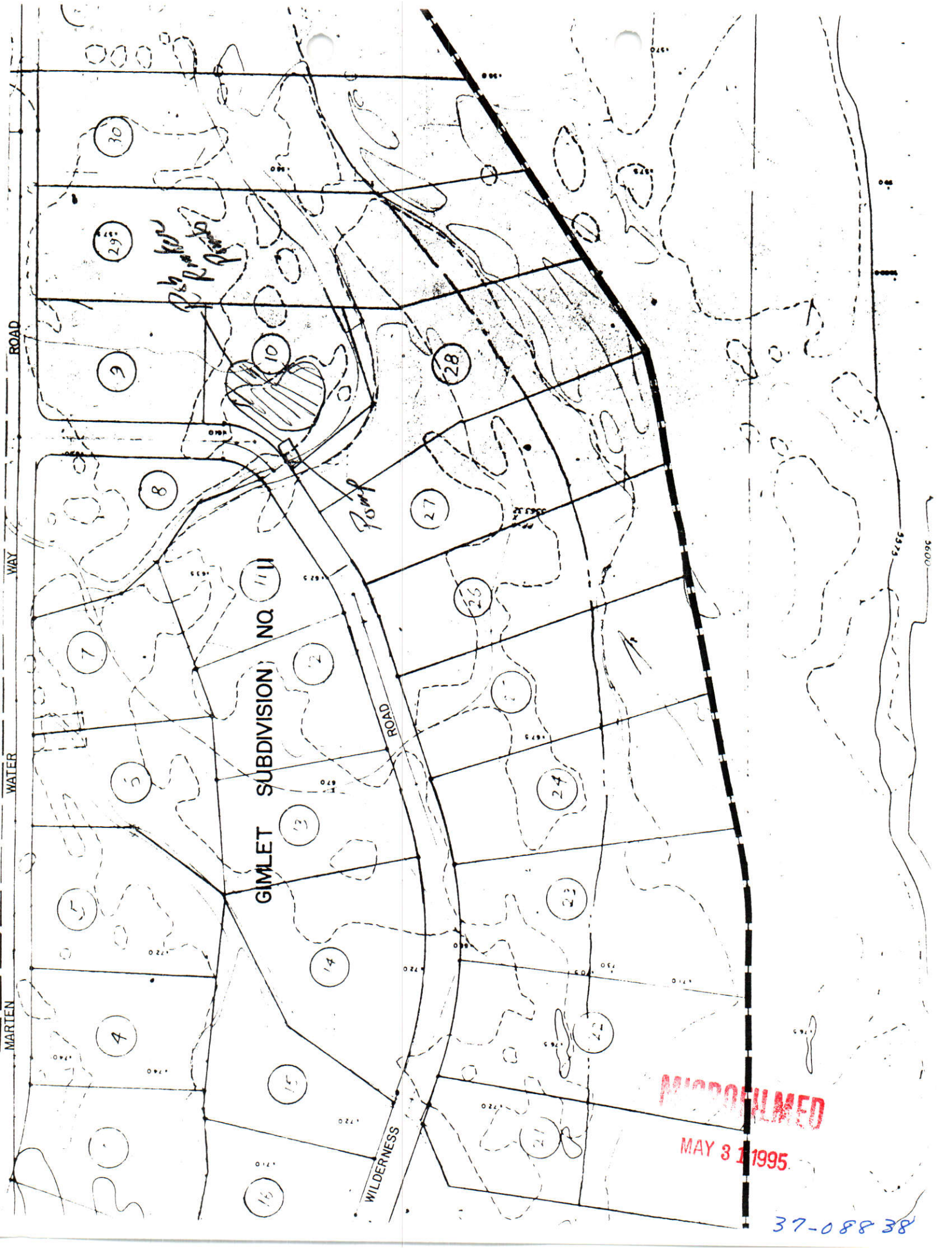
SUN VALLEY 5 MI.
KETCHUM IDAHO 75' 42 MI.



20 0124

MAY 8 1995

37-08838



GIMLET SUBDIVISION NO. 111

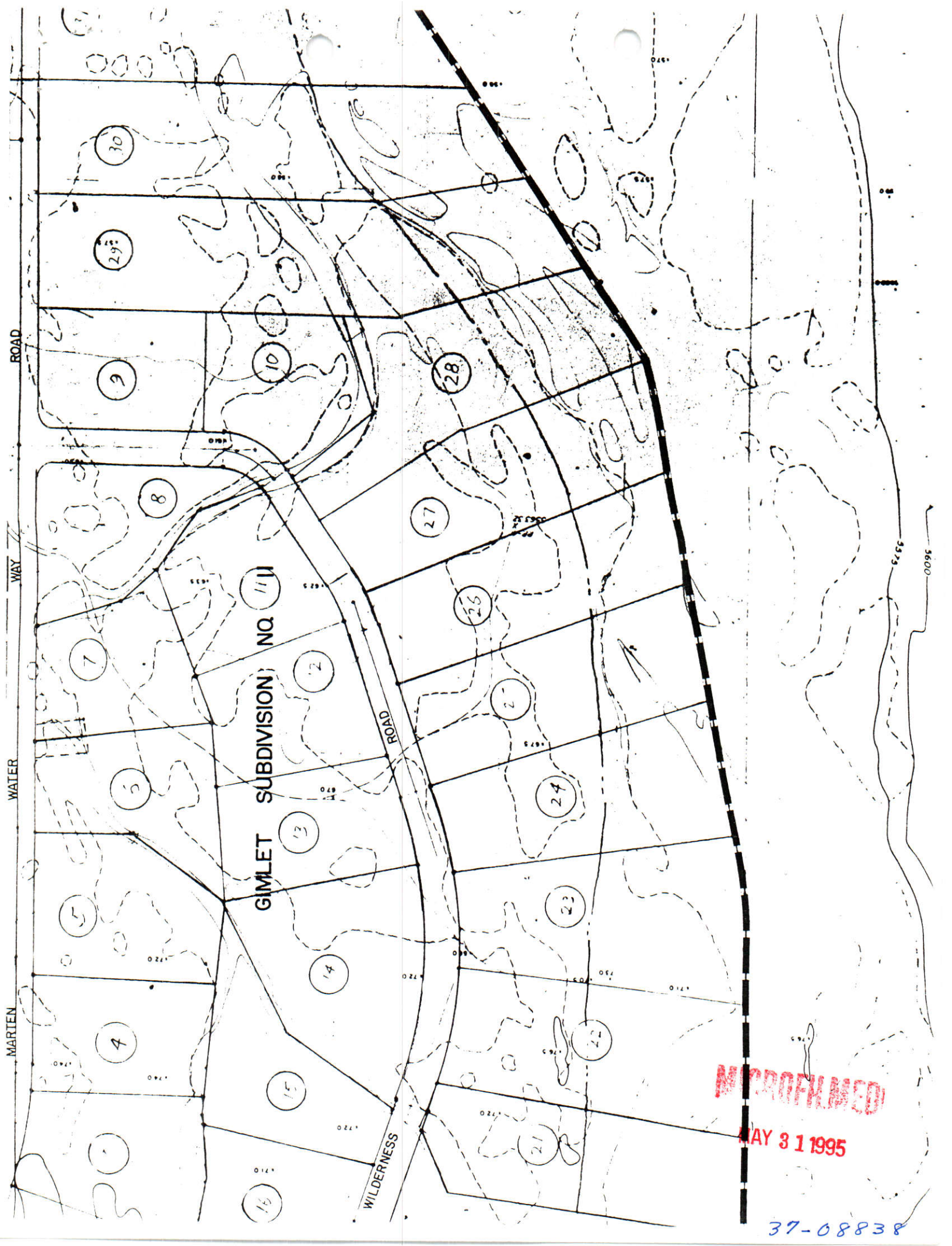
WILDERNESS ROAD

ROAD

MICROFILMED

MAY 3 1995

37-08838



NOT FORN
MAY 31 1995

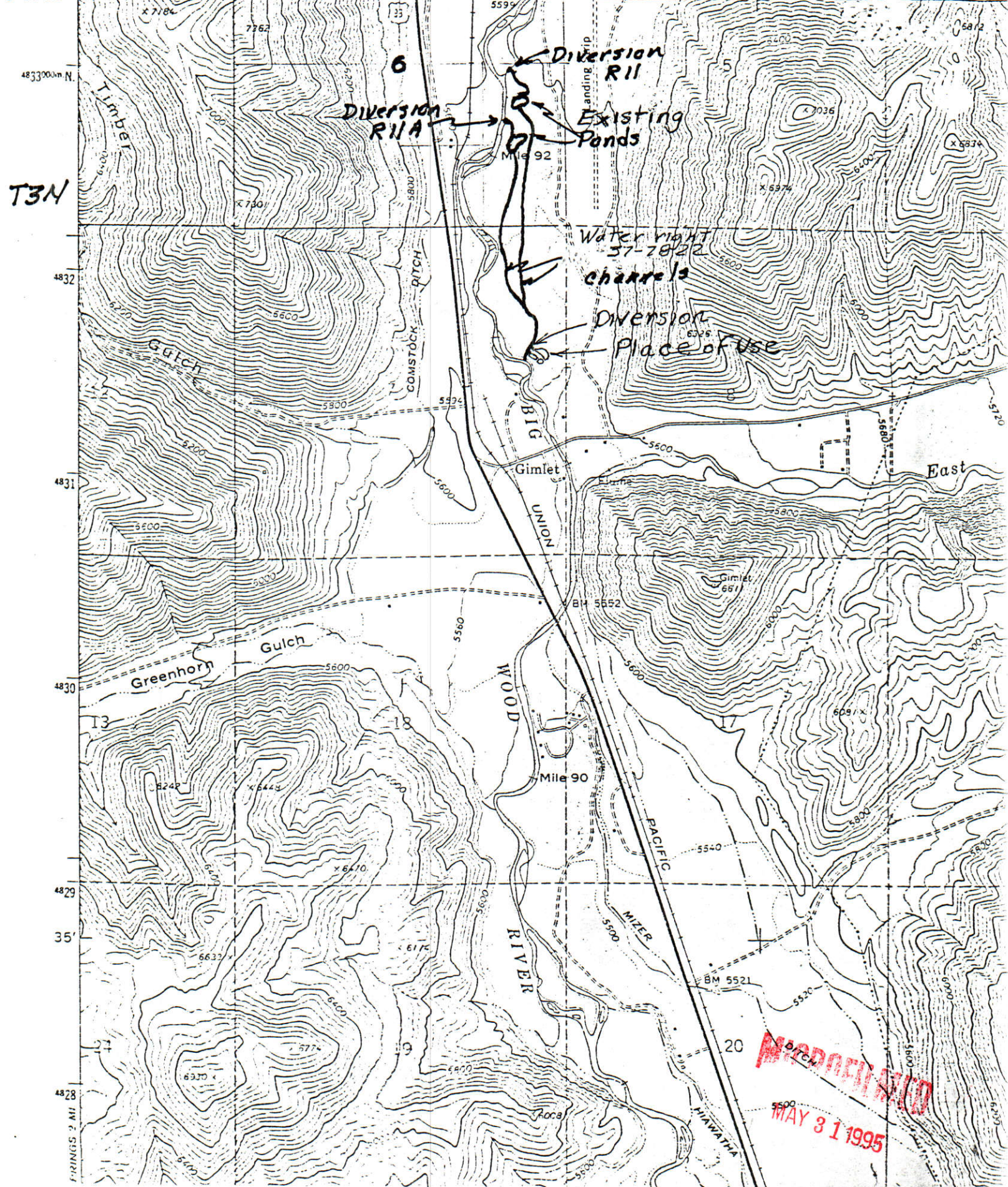
37-08838

Rod Rinker

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

111 NW
BUTTE

114° 22' 30" 712000m E. R. 17 E. R. 18 E. **R. 18 E** SUN VALLEY 5 MI. KETCHUM IDAHO 75' 4.2 MI. 715: 20' 716



RECEIVED
MAY 31 1995

DEC 12 2003

DEPARTMENT OF WATER RESOURCES

DEC 11 2003

Department of Water Resources
Southern Region

ORIGINAL IN RED

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

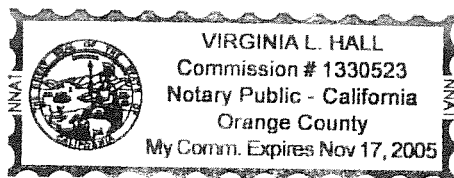
IN WITNESS WHEREOF, the Assignor has signed and executed this Assignment of Permits on the 3 day of December, 2003.


RODRICK H. RINKER

STATE OF Calif.)
) SS.
County of Orange)

County of Orange)
On this 3rd day of December, 2003, before me, Virginia L. Hall,
a Notary Public in and for said state, personally appeared RODRICK H. RINKER, ~~known~~ or
identified to me to be the person whose name is subscribed to the foregoing instrument, and
acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Virginia L. Hall
Notary Public for California
Residing at Laguna Hills, Ca
My commission expires 11/17/2005

MICROFILMED

APR 15 2004

Received 12/11/2003
 Received by C. SKINNER
 12/11/2003
 Receipt # S026325

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-08838

IN THE NAME OF ROD RINKER

**ORDER OF
REINSTATEMENT**

This matter having come before the Idaho Department of Water Resources (Department) the Department makes the following FINDINGS OF FACT, CONCLUSIONS OF LAW and ORDER:

FINDINGS OF FACT

1. On May 23, 1995, the Department issued Permit No. 37-08838 in the name of Rod Rinker (permit holder) with a condition of approval that proof of construction of works and application of water to beneficial use be submitted on or before June 1, 1997. The proof due date was later extended to June 1, 1999.

2. On March 31, 1999, the Department sent a proof due notice to the permit holder by certified mail stating that proof was due, and instructed the permit holder of the steps to be taken to submit the proof of beneficial use.

3. On June 25, 1999, the Department sent a lapse notice to the permit holder since the Department had not received an acceptable proof of beneficial use statement or extension of time request.

4. Section 42-218a.2., Idaho Code, authorizes the Department to reinstate a lapsed permit, with the priority date advanced to the date that proof of beneficial use was received, upon submittal of evidence clearly establishing the extent of beneficial use prior to the proof due date and a showing of reasonable cause why the proof was submitted late.

5. On August 25, 1999, the permit holder submitted the proof along with a completed beneficial use field report, prepared by Charles E. Brockway.

CONCLUSIONS OF LAW

1. The permit holder has submitted proof of beneficial use along with supporting evidence which establishes that water was in fact beneficially used within the authorized development period.

2. The department should reinstate the permit with the date of priority advanced to the date proof of beneficial use and supporting information was received by the Department.

ORDER

IT IS HEREBY ORDERED that Permit No. 37-08838 is **REINSTATED**.

IT IS FURTHER ORDERED that the priority date is advanced to August 25, 1999.

Dated this 7th day of September, 1999.

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

L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED

AUG 26 1999

FOR OFFICE USE ONLY

Amt. of Fee \$:

Receipt No.:

Receipt By: NA

Date Received:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 25 1999

Department of Water Resources
Southern Region

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. 37-08838 Telephone No. 714-645-26672. Name(s) of Permit Holder(s): ROD RINKER3. Mailing Address: 2342 MESA DRIVE, SANTA ANA, CA 927074. Source of Water: BIG WOOD RIVER If **GROUNDWATER** (well), Date Drilled: mo. / yr. a. Well Driller: N/A Drilling Permit Number: - - b. **OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): Stockwater (No. and type of stock): Irrigation (No. of acres): Other: Wildlife, aesthetics6. Total rate of diversion and/or volume for which proof is submitted: 2.5 cfs and 7.3 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 X or No Has the measuring device been installed? Yes X or No **Flow Measurement Port:** Is a flow measurement port required? Yes or No Has the measurement port been installed? Yes or No 8. Fee Enclosed: \$ (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: ROD RINKER Telephone Number: 714-645-2667Address: 2342 MESA DRIVE, SANTA ANA, CA 92707

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: Chris E. Brumby Date: 8/24/99

(include your title, if on behalf of company or organization)

RECEIVED

AUG 20 1997

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only

\$50 Fee Received by DR

Date 8-18-97

Receipt No. 5030476

RECEIVED

AUG 18 1997

Department of Water Resources
Southern Region

**REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 37-08838

Name(s) of Permit Holder: Rod Rinker

Mailing Address: 2432 Mesa Drive Santa Anna CA 92707

Date Proof is Due: 6/1/1997 Telephone No. 714 645-2667

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

See attached Narrative

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

See attached narrative

Permit holder(s) request an extension to June 1, 19 99.

FEE: \$50.00

Brockway Engineering PLLC

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within to submit proof of beneficial use is extended to June 1, 1999.

IT IS FURTHER ORDERED that this permit is REINSTATED and the date of ~~expiration~~ beneficial use is advanced to June 25, 1994.

Signed this 27 th day of August, 19 97

Chief, Water Allocation Bureau

Narrative in Support for Extension of Time to Submit Proof of
Beneficial Use
Permit 37-08838-Rod Rinker

Enclosed is a completed form 204 requesting an extension of time to provide additional time in which to submit beneficial use on Permit 37-08838.

This permit contemplates the use of non-consumptive water flowing in the channel from the Big Wood River with diversions from the Rinker 11 and Rinker 11A headgates. This permit is used in conjunction with right 37-0577BT for operation of a lined pond system on Gimlet Lot 10 in Blaine County.

The design for this pond, in conjunction with a residence on the lot, has been completed and the diversion from the channel designed. Surveys have been completed for the pond and hydraulic design of the diversion and pipeline system have been completed. Negotiations with the South Gimlet Water Users Association relative to joint use of the channel have taken more time than contemplated and negotiations with Blaine County relative to special use permits on the property have been delayed. The South Gimlet Water Users also divert under the non-consumptive right number 37-07822 through the channel which transports water under 37-08838.

Because of delays caused these negotiations, the designed project is ready to be constructed but has not been completed.

This request is for an extension of time for two(2) years to complete the project. A check from Brockway Engineering P.L.L.C in the sum of \$50.00 for the fee is enclosed.

MICROFILMED

SEP 11 1997

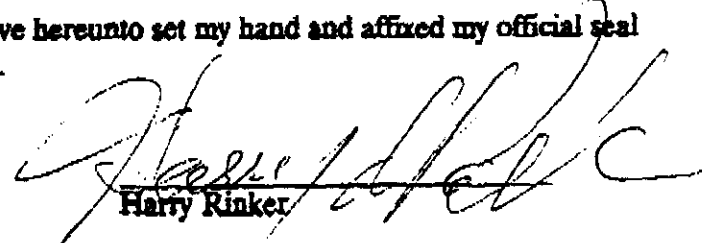
LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

I, Harry Rinker, dba Rinker Company, hereby nominate and appoint Charles E. Brockway, of Kimberly, Idaho, as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to any and all water rights I may own or seek to acquire in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal, and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

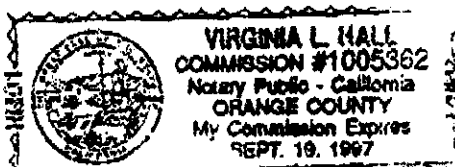
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 1st day of Sept., 1995.


Harry Rinker

CALIF
STATE OF ~~IDAHO~~)
ORANGE) ss.
County of ~~Blaine~~

On the 1st day of Sept., 1995, before me, a Notary Public, in and for said County and State, personally appeared HARRY RINKER, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



002/001/002


NOTARY PUBLIC FOR ~~IDAHO~~ CALIF.
Residing at: LAGUNA NIGUEL
My commission expires: 9/19/97

MICROFILMED

SEP 11 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08838

Proposed Priority: April 8, 1994

Maximum Diversion Rate:

2.50 CFS

This is to certify, that **ROD RINKER**

2342 MESA DR

SANTA ANA CA 92707

has applied for a permit to appropriate water from:

BIG WOOD RIVER

tributary of **MALAD RIVER**

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>	<u>ANNUAL VOLUME</u>
WILDLIFE STORAGE	01/01 to 12/31		9.6 AF
AESTHETIC STORAGE	01/01 to 12/31		9.6 AF
DIVERSION TO STORAGE	01/01 to 12/31	2.50 CFS	
	Totals	2.50 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 6, Township 03N, Range 18E
BLAINE County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

03N 18E 7

SENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1997**.
2. Subject to all prior water rights.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
5. Use of water under this right is subject to control by the watermaster of State Water District No. 37.
6. Permanent measuring devices must be installed in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured.
7. The issuance of this right in no way grants any right-of-way or easement across the land of another.
8. Two points of diversion are located within NESE, S06, T03N, R18E. Place of use is located within Lot 10, Gimlet II Subdivision.
9. The ponds and ditches constructed under this right must be lined with either a man-made liner or an amended soil liner to minimize seepage loss.
10. Right Nos. 37-00154D, 37-00577BT, and 37-08838 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.

MAY 31 1995

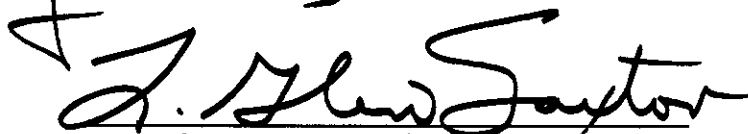
State of Idaho
Department of Water Resources

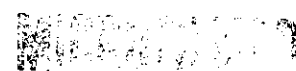
Permit To Appropriate Water

NO. 37-08838

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

23 day of May, 1995


Karl J. Dreher, Director
for



MAY 31 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 23, 2003

STEVEN D HOLZMAN TRUST DTD 3/27/03
C/O JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RE: Change of Ownership for Water Right Permit 37-8838

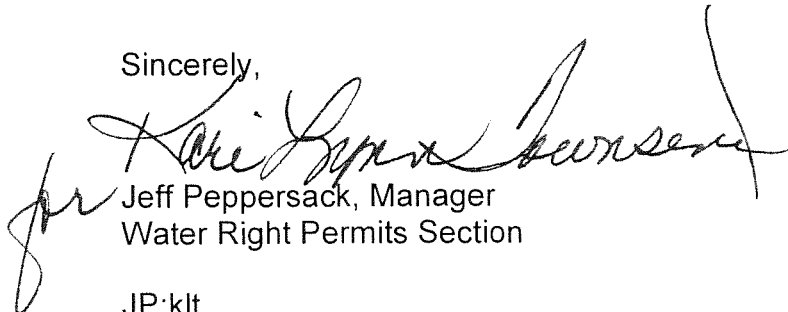
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right permit to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

JAN 15 2004

RECEIVED

DEC 12 2003

Department of Water Resources

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com

DOUGLAS J. AANESTAD
aanestad@cox-internet.com

December 8, 2003

RECEIVED
No enr.
DEC 11 2003
Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

Re: *Rodrick H. Rinker, aka Rod Rinker/Steven D. Holzman, Trustee;*
Permit No.: 37-8838

Dear Allen:

Enclosed you will find the original and one copy of an Assignment of Permit from Rodrick H. Rinker, aka Rod Rinker, to Steven D. Holzman, Trustee of the Steven D. Holzman Trust Dated March 27, 2003 for Permit No. 37-8838. I have also enclosed my firm's check payable to the Department for the \$25 filing fee. Kindly have your secretary receipt date-stamp the copy and return it to me in the postage prepaid self-address envelope included for that purpose. Please also notify me when the records of the Department have been changed to reflect this assignment and provide me with a printout from the computer database reflecting the ownership change.

Please call me right away if you have any questions. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

Jim
James P. Speck

JPS/jef
Enclosures

cc: S. Holzman w/encl.
 C. Brockway, Sr. w/encl.
 B. Ballard w/encl.

MICROFILM

JAN 15 2004

RECEIVED

Form 302
10/92
MAR 28 1994
Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08838

To appropriate the public waters of the State of Idaho

1. Name of applicant Rod Rinker Phone (714) 645-2667
Post office address 2342 Mesa Dr. Santa Ana, Ca. 92707
2. Source of water supply Simlet Subd. #11 water right (37-7822) ditch. which is a tributary of Big Wood R. M₃/4d
2 points Big Wood River
3. Location of point of diversion is 1/4 of S.E. NE 1/4 of N.E. SE 1/4, Govt. Lot
Sec. 76 Township 3N Range 18E B.M. Blaine County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.50 for Diversion to Storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 9.6 for wildlife storage purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 9.6 for Aesthetic Storage 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)
5. Total quantity to be appropriated is (a) 2.50 and/or (b) 9.6
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 5 h.p. pump in existing aesthetic ditch (37-7822) to 3 lined ponds linked with lined ditches. Flow returns adjacent to pump location (SE-NE-57-T3N-R18E.
 - b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total reservoir capacity 9.6 acre-feet; period of year when water will be diverted to storage: 1/1 to 12/31 inclusive.
 - c. Proposed well diameter is NA inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NA
 - e. If well is already drilled, when? _____; Drilling firm _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is 2 years (minimum 1 year).

MICROFILMED

MAY 31 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. NA
- b. Stockwatering; list number and kind of livestock. NA
- c. Municipal; show name of municipality. NA
- d. Domestic; show number of households. NA
- e. Other; describe fully. A total of 3 ponds connected by ditches, all lined, to create Wildlife/Aesthetic use. 2.5 C.F.S. will be pumped underground via pvc pipe to ponds' headwaters, flow through system, to be returned to origination. (existing water right-37-7822)

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	18E	7				AS													
						WS													

AS = Aesthetic Storage WS = Wildlife Storage

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? 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: No additional water will be diverted from the Big Wood River to fill this right. Lic. 37-7822 is for 20.00 CFS, this development would divert a portion of flow and return it to same location as pump.
App. for Transfer #4520 will provide mitigation for water loss in ponds.

MAY 31 1998

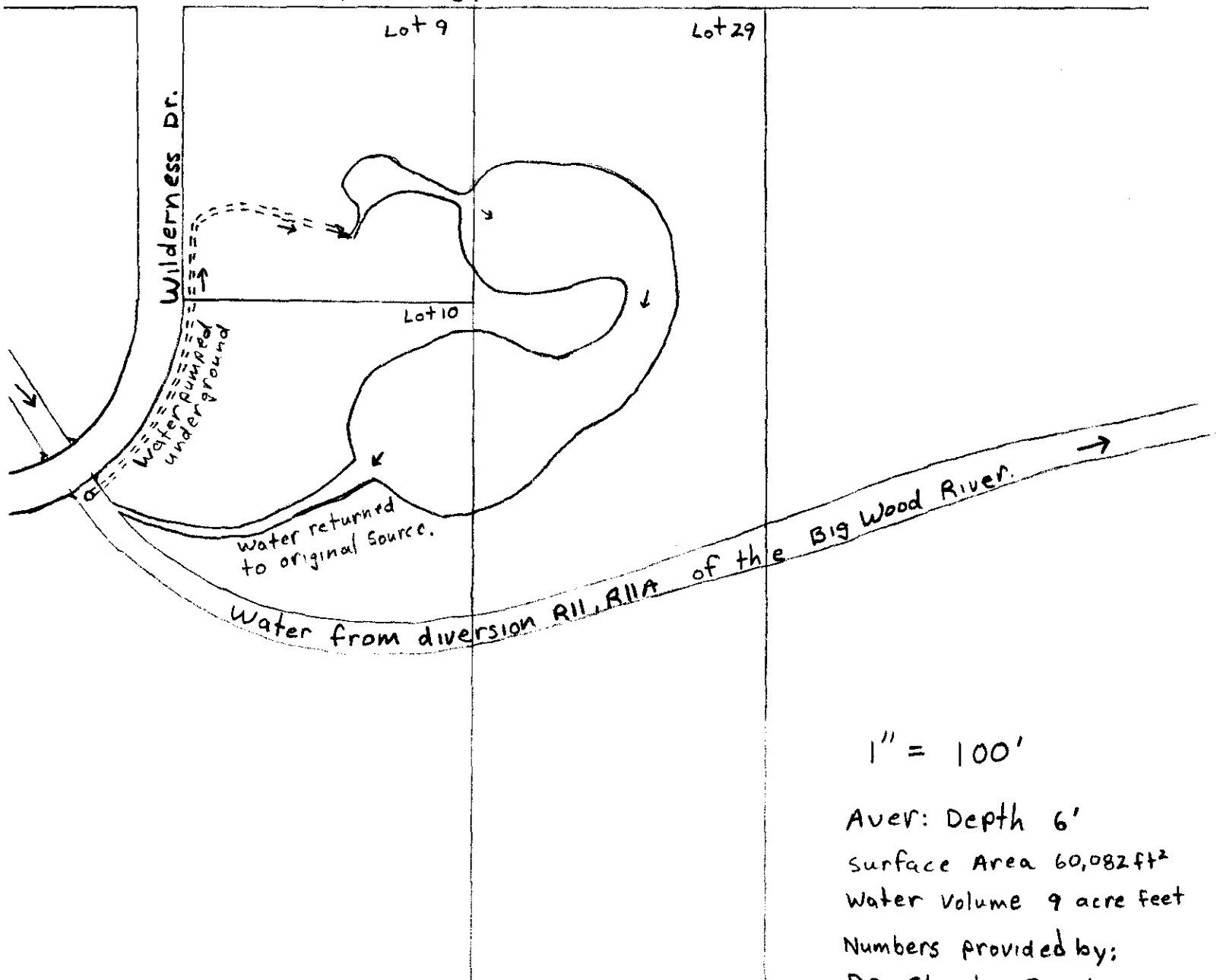
Gimlet Subd.
Blaine County.

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APR 21 1994

Department of Water Resources
Southern Region Office

Wall St.



1" = 100'

Aver: Depth 6'

Surface Area 60,082 ft²

Water Volume 9 acre feet

Numbers provided by:

Dr. Charles Brockway
(208) 733-0938

MAY 1994

37-08838

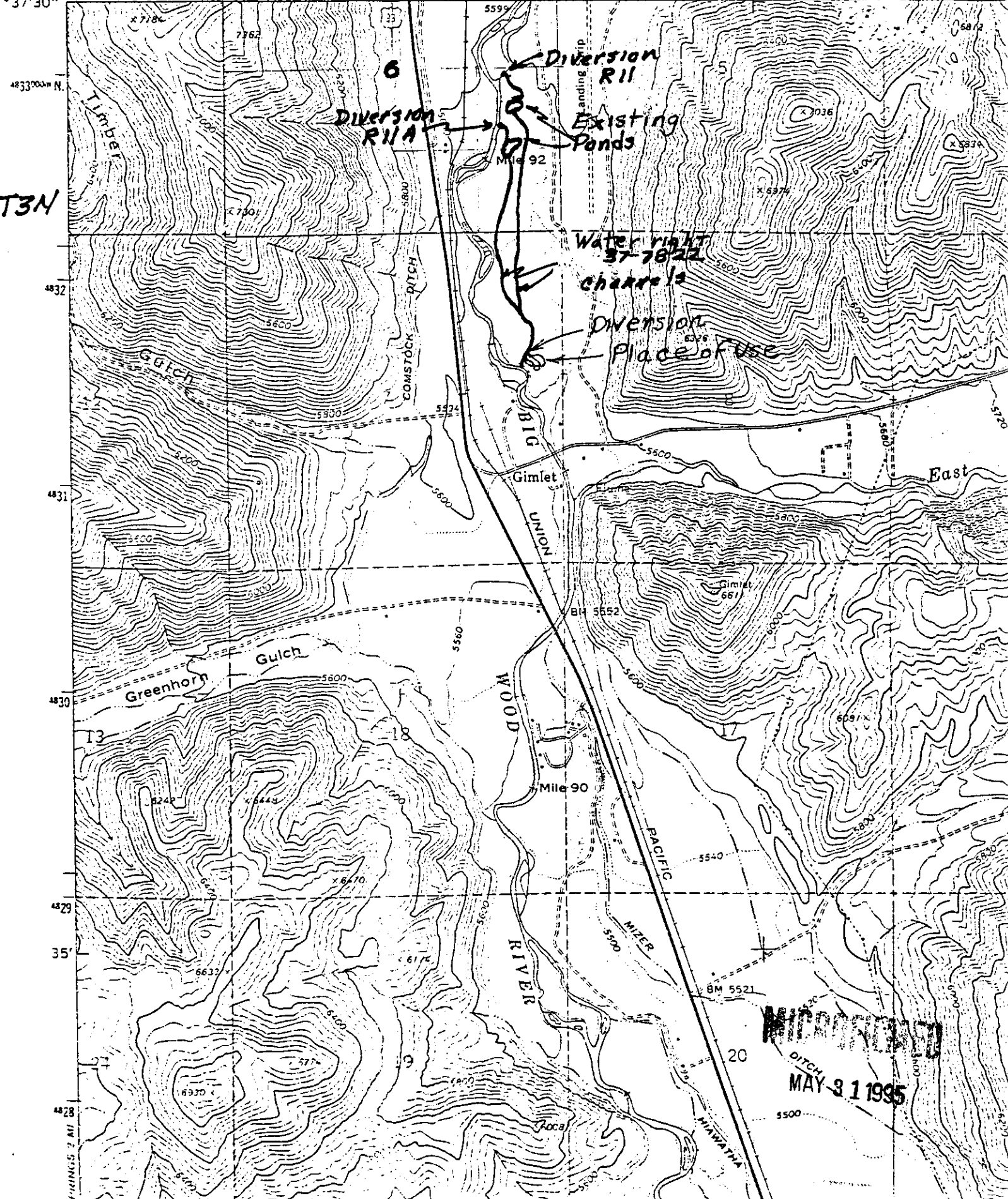
Rod Rinker

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

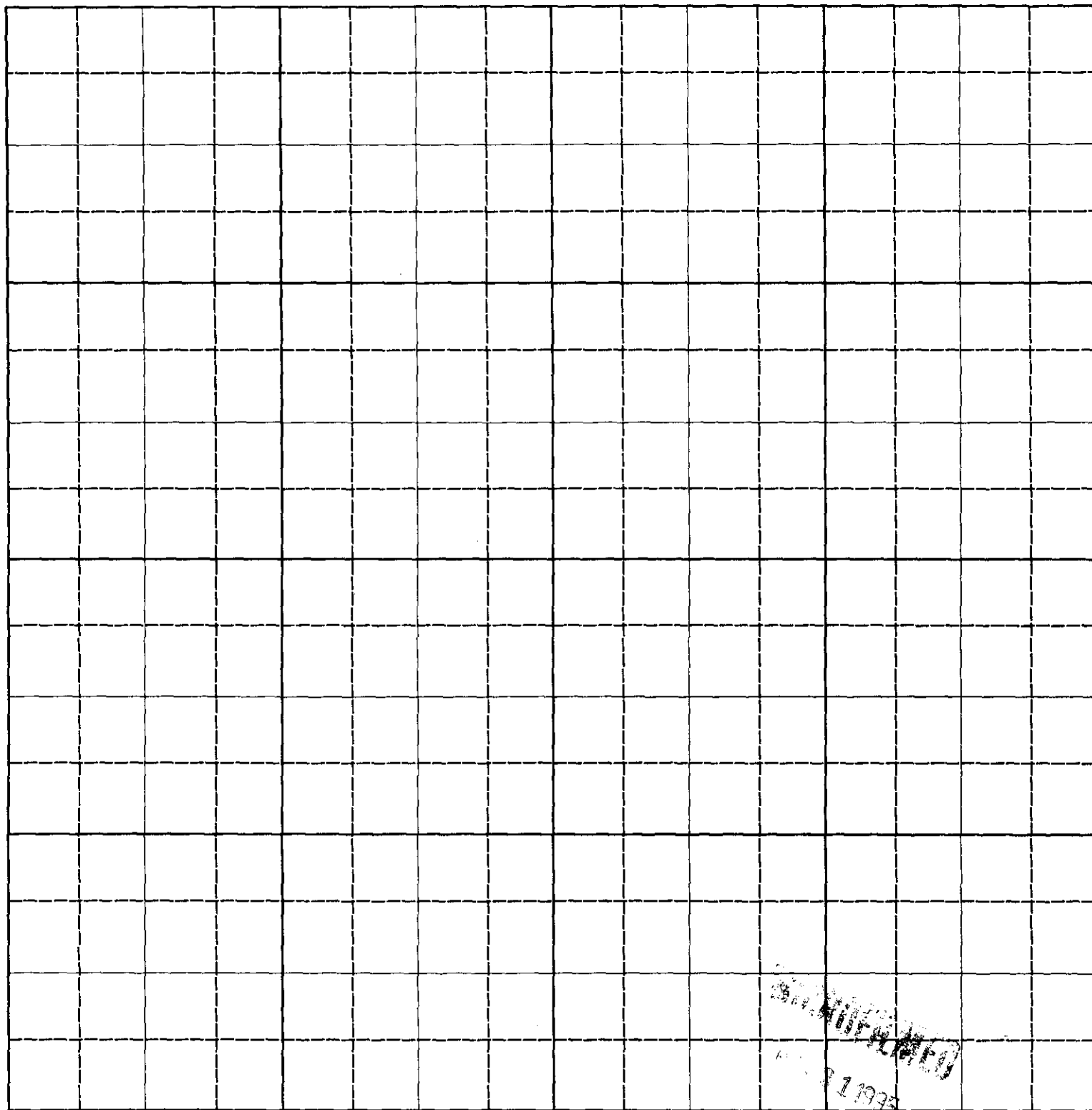
114° 22' 30" 712000m E. R. 17 E. R. 18 E. **R. 18 E**
SUN VALLEY 5 MI. KETCHUM IDAHO 75' 4.2 MI.

715 20'

716



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.

R. H. R. - l 10-25-93
(Applicant)

Received by J.F. Latta Date 4-5-94 Time 10 am Preliminary check by MTS
Fee \$ 85.00 Receipted by [signature] # 5016745 Date 4-8-94
Publication prepared by nib Date 12/22/94 Published in Wood River Journal
Publication approved n Baldwin Date 1/25/95

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:

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MAY 31 1995

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Current Meter	Prop	OTT	47966			

2. Measurements:

Inflow measurements made using installed standard Cippolletti weir at R11A and standard submerged orifice at R11 diversion. Outflow measured with current meter

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method: 10 ft Cippolletti weir $h = 0.68'$ $Q = 16.83 \text{ cfs}$
2 ft submerged orifice $h = 3.35'$ $Q = 5.10 \text{ cfs}$
21.93 cfs

2. Alternate Method for Checking Purposes:
None

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses:

37-07822

AUG 26 1999

Form 219
6/92

RECEIVED

AUG 25 1999

**Department of Water Resources
Southern Region**

Department of Water Resources
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 37 - 08838

1. Owner: ROD RINKER Phone No. 714-645-2667

Current Address: 2342 MESA DRIVE, SANTA ANA, CA 92707

2. Accompanied by: ROD RINKER EXAM DATE: 8/24/99

Address: - SAME AS ABOVE - Phone No.

Relationship to Permit Holder: OWNER

3. Source: Big Wood River tributary to Malad River

B. OVERLAP REVIEW

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

2. Other water rights with the same point of diversion: 37-00154 D, 37-00577 BT, 37-08838

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

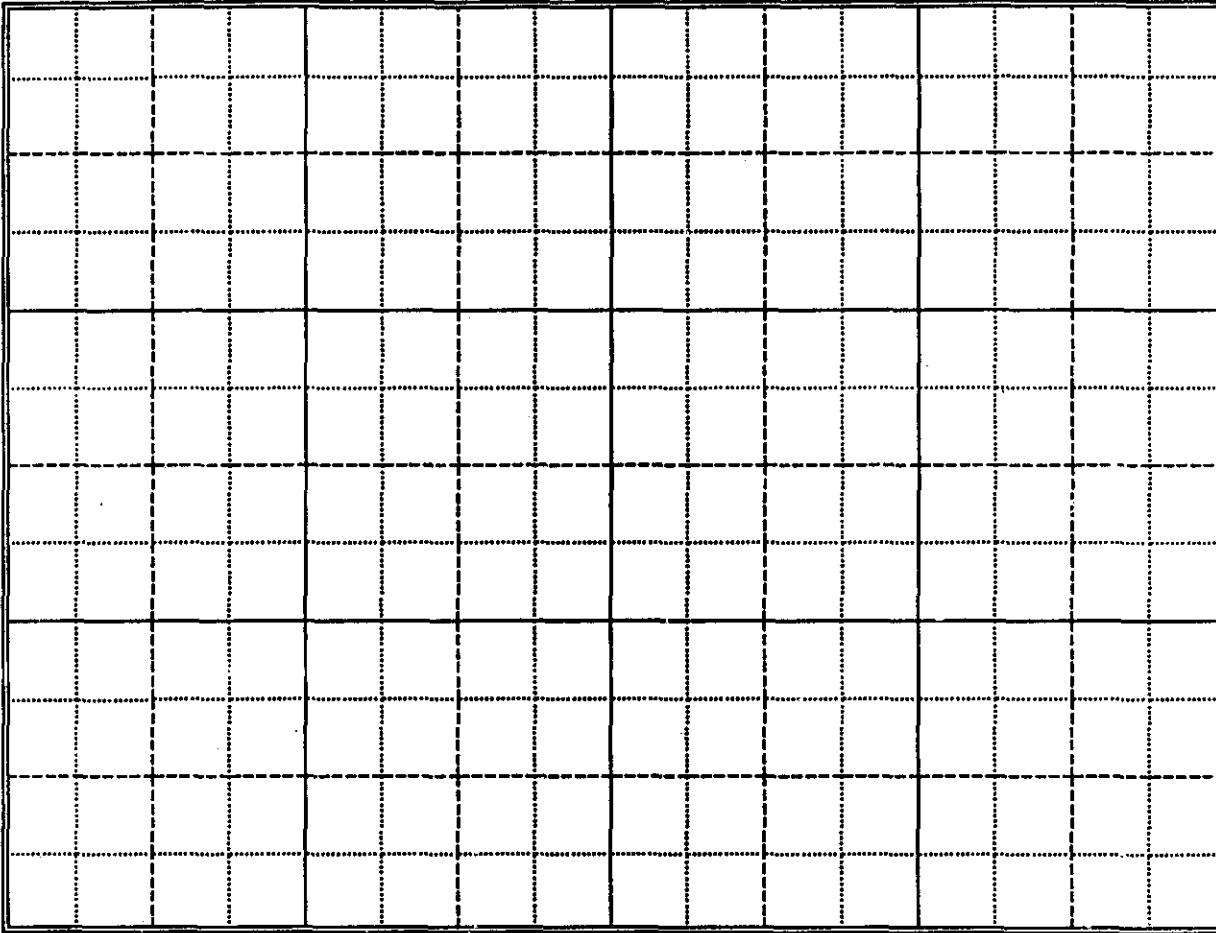
[illegible]

2. Place(s) of Use:

Indicate Method of Determination USGS QUAD

[illegible]

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



Scale: 1" = _____

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

N/A ☐ 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
	MARATHON ELEC	10	6F215TB0W703 0AA L	BERKELY B6EPL	6220699 IMPELOR 6.12 x 8.25

*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
(INLET) MCCROMETER SADDLE PROPELLER	PROPELLER	MCCROMETER		99-6784-8	8"	NEW METER
(OUTLET) MCCROMETER SADDLE METER	PROPELLER	MCCROMETER		49-6785-10	10"	NEW METER

2. Measurements: INFLOW = 68,150 GALLONS IN 60 MIN = 1136 GPM (8/24/99)

E. NARRATIVE/REMARKS/COMMENTS

SEE ATTACHED NARRATIVE.

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

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

RECORDED VOLUME ON 8" INLET FLOW METER OVER 60 MINUTES.

COMPUTED INLET FLOW = 1,136 GPM

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ N/A

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

$V = \text{Smaller of } V_{LR} \text{ and } V_{D,R} =$ _____

2. Volume Calculations for Other Uses: N/A

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Wildlife storage</u>	<u>1-1</u>	<u>12-31</u>	_____	<u>7.3</u>
<u>Aesthetic storage</u>	<u>1-1</u>	<u>12-31</u>	_____	<u>7.3</u>
<u>Diversion to storage</u>	<u>1-1</u>	<u>12-31</u>	<u>2.5</u>	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>2.5</u>	<u>7.3</u>

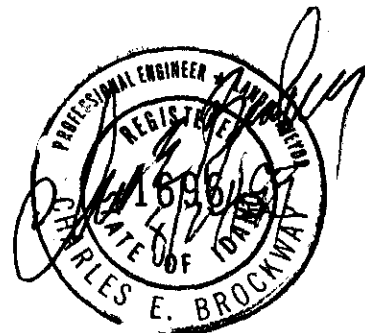
2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ____ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATION

Field Examiner's Name Charles E. Brockway Date 3/24/99

Reviewer _____ Date _____

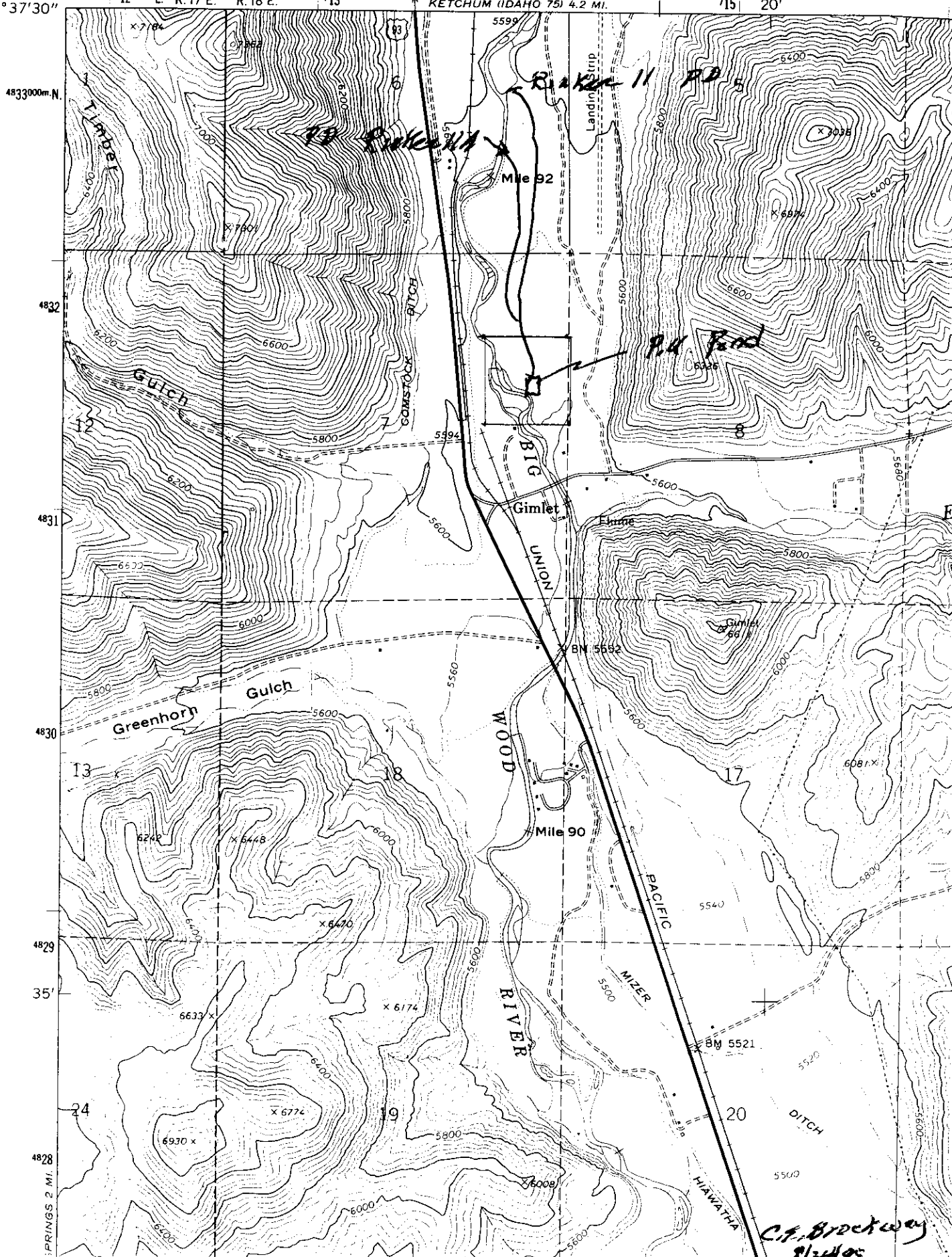


37-08838

114°22'30" 12000m.E. R.17 E. R.18 E.
43°37'30"

SUN VALLEY 6 MI.
KETCHUM (IDAHO 75) 4.2 MI.

715 | 20'



C. F. Brockway
8/24/27

Beneficial Use Exam - Water Right 37-08838

RECEIVED

AUG 25 1999

Exam Completed For: Rod Rinker
August 23 & 24, 1999

Department of Water Resources
Southam Region

A field examination to verify beneficial use of water under water right 37-08838 was conducted on August 23 and 24, 1999 by C.E. Brockway P.E.

This non consumptive right for 2.5 cfs is diverted from the Big Wood River through the Rinker 11 and/or Rinker 11A headgates located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, T3N, R18E. Water is transported through a ditch and natural stream where it is pumped from the stream to a new pond and then returned to the stream. The pond is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T3N, R18E which is Lot 10 of the Gimlet 11 subdivision.

Water is pumped from the stream through a screened, vertically placed, 24 inch diameter corrugated metal pipe by means of a 10 hp centrifugal pump. The water is pumped through an 8-inch McCrometer propeller type flow meter (Serial #99-6784-8) into an 8 inch diameter PVC pipe to the head of the 1.6 acre membrane lined pond. The pond is lined with 20 mil polyethylene to an elevation approximately 1.5 feet above the operating water level.

The outlet from the pond is a glory-hole type consisting of a 10-inch vertical PVC pipe with screen leading to a 10-inch McCrometer meter (Serial #99-6785-10) and thence free flow back into the stream. The return point is approximately 15 feet downstream of the inlet to the pump, See accompanying sketch.

The pond was surveyed by Orion Surveying on August 24, 1999 to determine the area and depth for volume computation. The surveyed area is 1.6 acres with an average depth of 6 feet. The computed volume of the pond is 318,000 cubic feet or 7.3 acre feet.

The two McCrometer flow meters are new meters installed with ample free pipe distances upstream (see attached sketch).

Agreement between the inflow and outflow measurements was not possible because of the transient nature of the pond and the inordinately long time for the system to stabilize after starting the pump.

The maximum evaporation from an open water surface in this area is about 0.25 inches per day. Based on the pond water surface area of 1.6 acres, the maximum evaporative depletion from the pond is 0.0168 cfs or 7.3 gpm. Associated with this water right, is consumptive water right 37- 30029 for 0.10 cfs which was created by Transfer 4520. This right is also diverted from the Rinker 11A headgate from the Big Wood River.

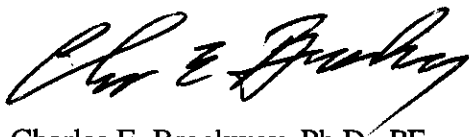
On August 24, 1999, the pump was started and the discharge measured through the inlet McCrometer meter for 60 minutes. The computed discharge using the totalizer meter and

stopwatch was 1136 gpm. The pond was filling and the outflow meter rate was increasing but indicated a smaller discharge than the inflow meter.

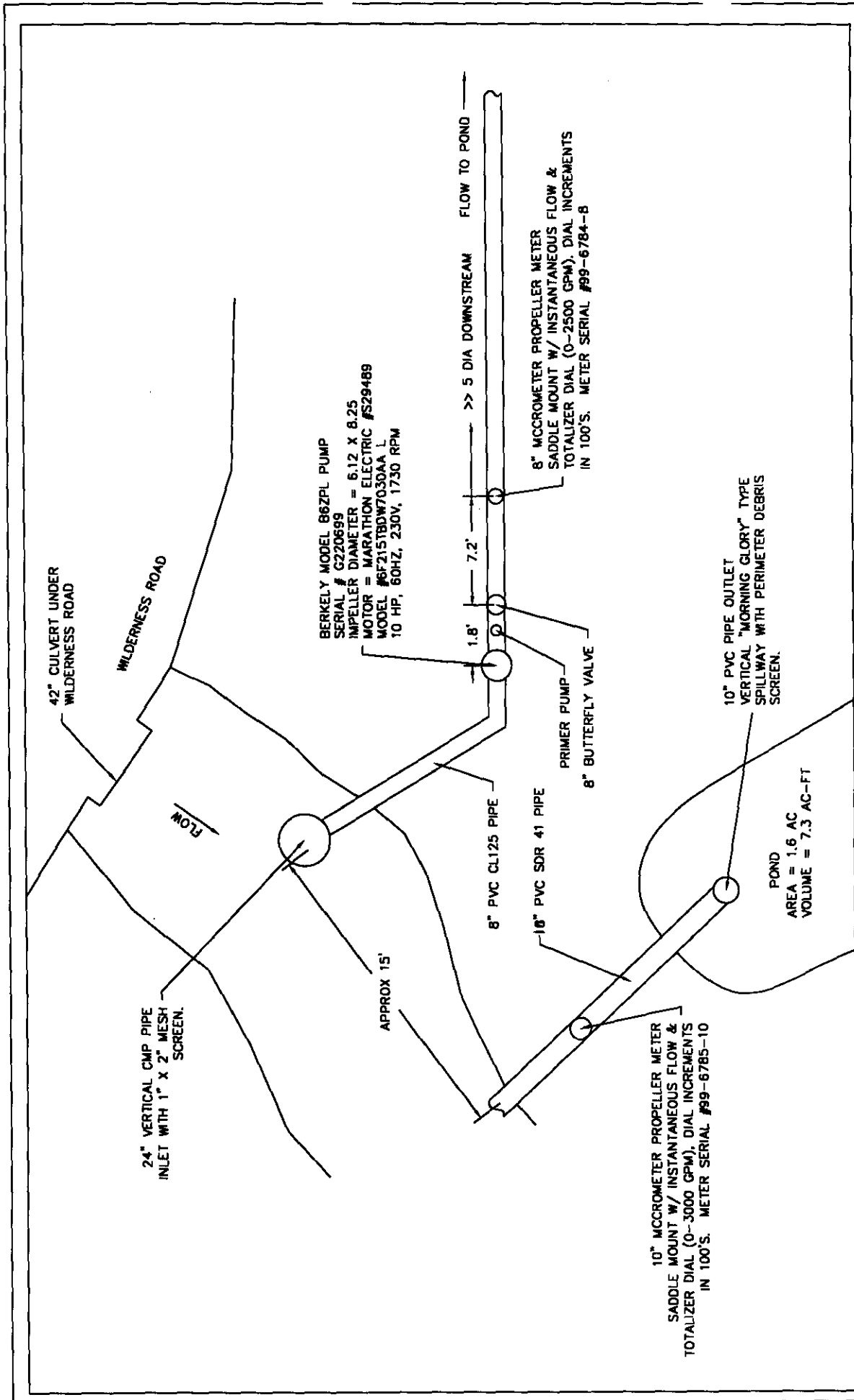
Recommendations: Diversion to Storage 1122 gpm or 2.5 cfs
 Wildlife Storage 7.3 acre feet
 Aesthetic Storage 7.3 acre feet

Water meter installation requirements have been met.
All other conditions of the permit have been met

Signed,

A handwritten signature in black ink, appearing to read "Charles E. Brockway". The signature is fluid and cursive, with the first name "Charles" being the most prominent part.

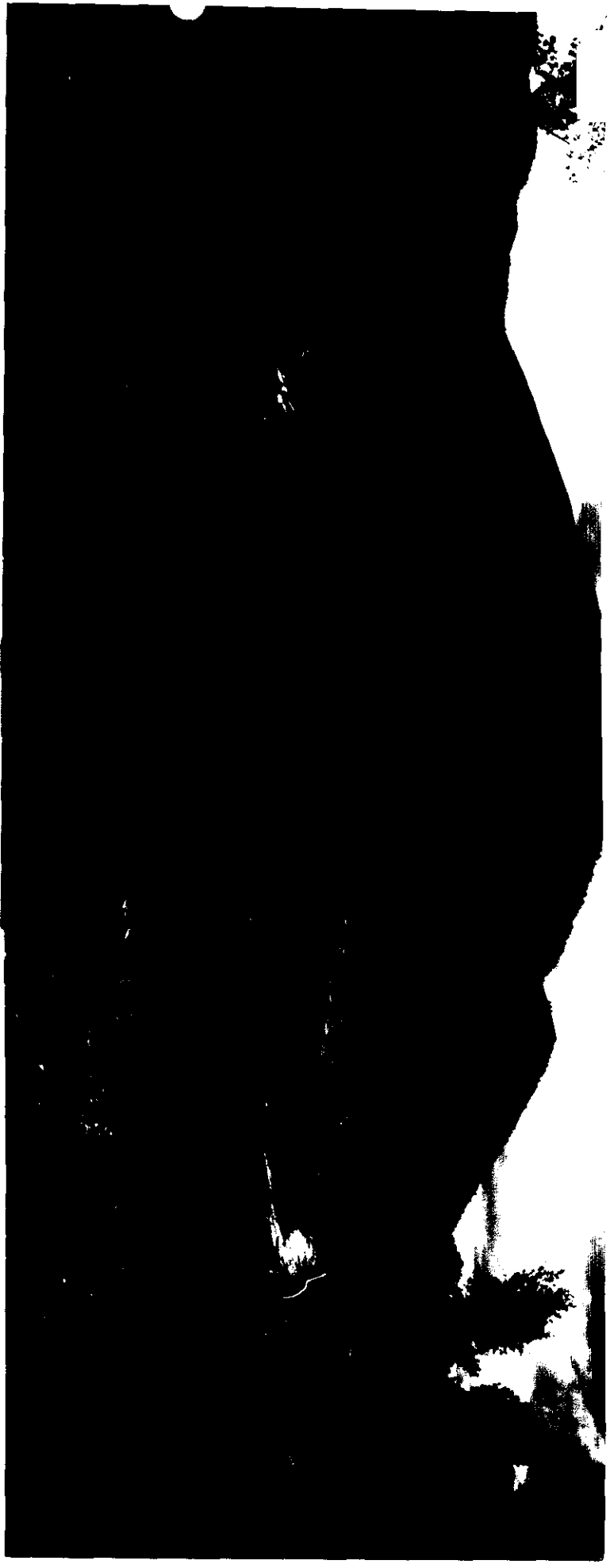
Charles E. Brockway, Ph.D., PE
August 24, 1999



BROCKWAY ENGINEERING P.L.L.C.				ROD RINKER POND DIVERSION			
Hydronics Hydraulics Water Resources				LOT 10 GIMLET 11 SUBDIVISION RINKER - BENEFICIAL USE EXAM			
DATE		8/24/99		DRAWN		JSR	
SCALE		NONE		SHEET		1 OF 1	

REVISIONS			
ZONE	REV	DESCRIPTION	DATE
	A	ISSUED FOR BENEFICIAL USE EXAM	8/24/99

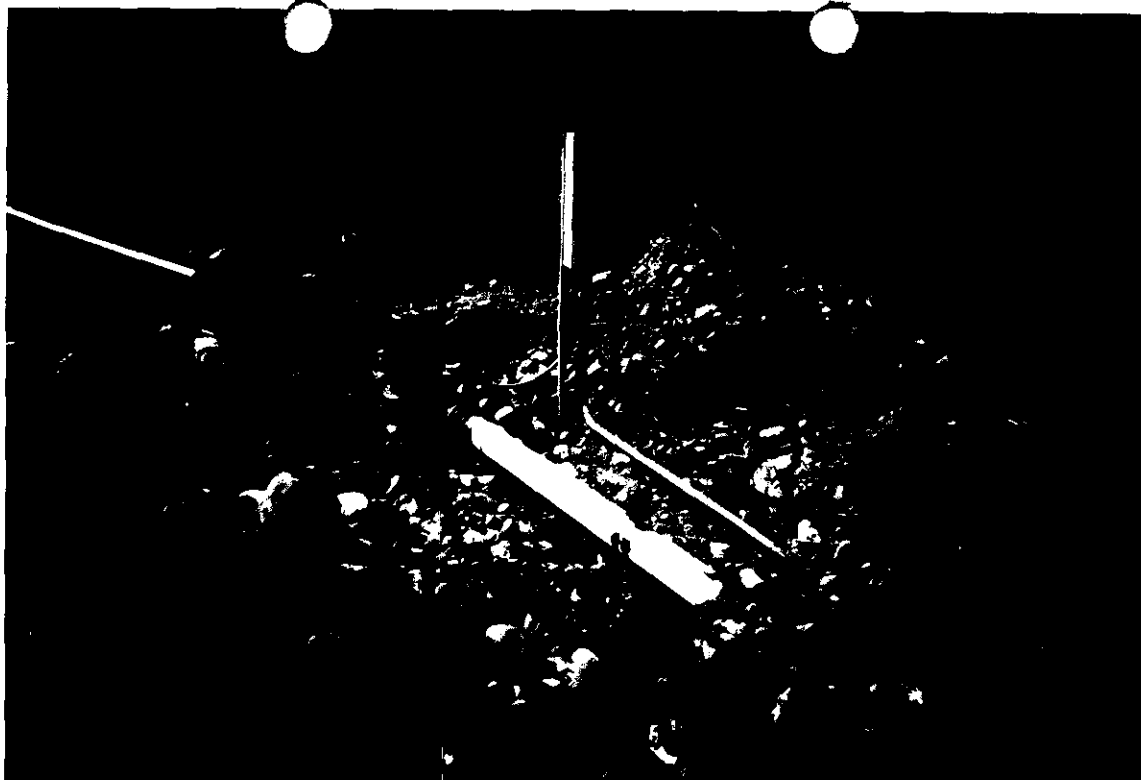
APPROVED	
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POND - LOOKING WEST



POND - LOOKING EAST



**DIVERSION PUMP, VALVE, &
8" MCCROMETER FLOWMETER**



**10" OUTLET PIPE & 10"
MCCROMETER FLOWMETER**



**PICTURE SHOWS INLET CMP PIPE & OUTLET SPILLWAY PVC
PIPE. DISTANCE FROM INLET TO OUTLET IS APPROX 15 FEET.**

**BROCKWAY ENGINEERING, PLLC
AUGUST 25, 1999**

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 37-0 8838 Reviewed by [Signature] Date 9-3-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
no Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
 Ground water source
 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

no Required? *field exam submitted*
 Amount Submitted
 Correct?
yes Required?
yes Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received 8-25-99 237
(expired 6-25-99) 176
Date proof due -
No. of days late = 61 days late
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

*Late Run state + advance priority to Aug 25, 1999.
Proof acceptable*

DATA ENTRY

New Address Proof Made 8-25-99



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 7, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Rod Rinker
2342 Mesa Drive
Santa Ana CA 92707

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08838

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and beneficial use field report submitted for the above referenced permit. The next step in the process of developing a water right is for the department to review the field examination for licensing.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Please note that the priority date has been advanced to August 25, 1999, pursuant to Section 42-218a, Idaho Code.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

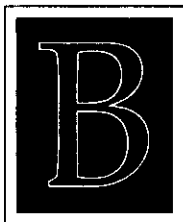
If you have questions concerning the review of the field examination, please contact Sharla Curtis at (208)327-5452.

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region
Charles E. Brockway



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

AUG 26 1999

Department of Water Resources

RECEIVED

AUG 25 1999

Department of Water Resources
Bozeman Region

August 24, 1999

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Rod Rinker permit 37-08838

Dear Allen:

Enclosed is the Proof of Beneficial Use and completed Beneficial Use Field Exam for water right permit 37-08838. My understanding is that the permit, for which a lapse notice has been issued can be reinstated upon submittal of the above documents.

Please call if you have any questions.

Sincerely,



Charles E. Brockway

cc: Rod Rinker

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

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.

June 25, 1999

ROD RINKER
2342 MESA DR
SANTA ANA CA 92707

LAPSE NOTICE

RE: PERMIT NO. 37-08838

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated March 31, 1999. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

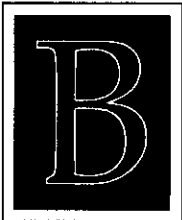
L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 6/25/99
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

May 31, 1999

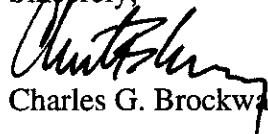
Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Rod Rinker permit #08838

Dear Allen:

The above-referenced permit has a proof of beneficial use date of June 1, 1999. I am writing to inform you that Mr. Rinker is currently constructing the ponds authorized under the permit, but will not be submitting the proof of beneficial use by June 1. Both the proof and a beneficial use field exam will be submitted within the 60-day grace period after the proof date, probably near the end of June. Mr. Rinker is aware that the priority date of the permit will be advanced.

Sincerely,


Charles G. Brockway

cc: Rod Rinker

CHARLES E.
BROCKWAY,
Ph.D., P.E.

CHARLES G.
BROCKWAY,
Ph.D.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

RECEIVED

JUN 03 1999

Department of Water Resources
Southern Region

RECEIVED

JUN 07 1999

Department of Water Resources

*Send to S.D. file
copy AD*

March 31, 1999

ROD RINKER
2342 MESA DR
SANTA ANA CA 92707

PROOF DUE NOTICE

RE: PERMIT NO. 37-08838

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 June 1, 1999.

(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.

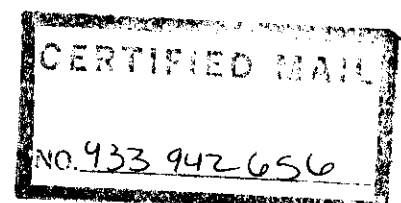
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 37-08838 Reviewed by [Signature] Date 8-27-97

BASIC INFORMATION

8-18-97 Date stamp received

no Extension received timely

yes Fee received and receipted

yes Name and signature same as permit - power of Attorney

no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend extend to June 1, 1999, on basis of due diligence.
Reinstate + advance priority to June 25, 1994.

PRIORITY CALCULATION

Date extension received	<u>8-18-97</u>	=	<u>230</u>	$\begin{array}{r} 230 \\ -170 \\ \hline 60 \end{array}$
Proof due date	<u>6-1-97</u>	=	<u>152</u>	
Number of days late	<u>6-18-97</u>	=	<u>78</u>	
Priority date	<u>4-8-94</u>	=	<u>98</u>	$\begin{array}{r} 98 \\ +60 \\ \hline 158 \end{array}$
New Priority Date	<u>6-25-94</u>	=	<u>176</u>	

DATA ENTRY

New Address X

Change Proof Due Date 6-1-99

Change Priority Date 6-25-94



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

August 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Rod Rinker
2432 Mesa Dr
Santa Anna CA 92707

RE: Permit No. 37-08838

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the time within which to submit proof of beneficial use to **June 1, 1999**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of the development during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

Be advised that since the extension request was received after the proof due date of June 1, 1997, it was necessary for the department to reinstate the permit and advance the date of priority to June 25, 1994.

Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

C: IDWR - Regional Office

MICROFILMED

SEP 11 1997

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.

MICROFILMED
SEP 1963

June 18, 1997

ROD RINKER
2342 MESA DR
SANTA ANA CA 92707

LAPSE NOTICE

RE: PERMIT NO. 37-08838

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated March 31, 1997. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

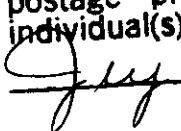
Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED

SEP 11 1997

CERTIFICATION OF MAILING
I hereby certify that on 6/19/97
a ~~copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.


March 31, 1997

ROD RINKER
2342 MESA DR
SANTA ANA CA 92707

PROOF DUE NOTICE

RE: PERMIT NO. 37-08838

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 June 1, 1997.

(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.

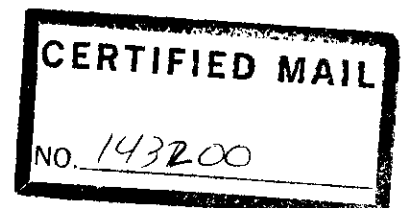
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

SEP 11 1997





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

May 23, 1995

ROD RINKER
2342 MESA DR
SANTA ANA CA 92707

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08838

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECORDED

MAY 31 1995

MEMORANDUM

Date: May 22, 1995
From: Jim Johnson
To: Files 37-00154D, 37-00577BT and 37-08838
Subect: Common Remarks to be included on appliactions

=====

The following remark should be added to both applications.

Rights 37-00154D, 37-00577BT and 37-08838 are used in combination and are diverted at what is locally known as the R-11 an R-11 A diversions *from Big Wood River.*

MINOR MED
MAY 31 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 37-8832 Name: Rinker Date: 2/22/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: 5016745 Priority: 4/8/94 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes ESRP Mor BWR GWMA Trust/Non-trust
PROTESTED: - 20(Prehearing agreement) or W19(See Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 6A-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) - 05 (req) W # 37 <SEE MAP & LISTING>
+ 0.2 cfs - 01H-P01 or 01M use 18A
- 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 - M <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) Grimlet Canal
OTHER CONDITIONS: -
STANDARD REMARKS: - ① P14 U10, Grimlet 4 Subd. ② See attached Sheet.
② Ponds be lined ③ Combined remark.
BENEFICIAL USE DUE: - 6-1-1997
COMMENTS: -

FROM: Allen Merritt *AM*

DATE: February 8, 1995

TO: FILES : APPLIC. FOR PERMIT 37-08838 & TRANSFER #4520

SUBJECT: Analysis and Recommendation

Both of the above referenced applications deal with the same project. The project consists of developing ponds for wildlife & aesthetic purposes. The water proposed to be diverted is covered by application for permit 37-08838 for the non-consumptive component and application for transfer #4520 for the consumptive component. The project proposes to re-divert water from an existing man-made channel which conveys water diverted under right 37-07822.

Based on the files it appears that possible injury to existing water rights has been mitigated.

I RECOMMEND THAT BOTH APPLICATIONS BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

37-08838

- Add all conditions on license 37-07822 consistent with permit language.
- The ponds must be lined with either a man-made liner or an amended soil liner to minimize seepage loss from ponds.
- Rights identified on Transfer #4520 to be delivered for mitigation in connection to delivery of this right for diversion to storage. (If rights on #4520 are cut off due to priority this right shall cease diversion to storage)
- Under control of watermaster district 37.
- Approval does not grant easement to cross land of another.

Transfer #4520

- Under control of watermaster district 37.
- Water rights to be delivered for mitigation of loss for delivery of 37-07822.
- Subject to SRBA review.

RECORDED

MAY 31 1995

Rod Rinker

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY MTS DATE 11-7-94
APPLICATION NO. 37-08838 DATE 4-14, 1994

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

4-8 1994

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back.)
☒ 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____

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

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 _____

FINAL REGIONAL PROCESSING REVIEW

☒ 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. 37
Yes ☒ No Special conditions of approval or cover letter below. _____

See below for additional information

Date of priority recommended 4/8/94, 19
By AD Date 2/8, 19 95

STATE OFFICE REVIEW

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____

Right 37-07822 directs from same P/D
in Big Wood.



IDAHO FISH & GAME

Phil Batt / Governor

Magic Valley Region
868 East Main • P.O. Box 428
Jerome, Idaho 83338
(208) 324-4350
Fax (208) 324-1160

Jerry M. Conley / Director

February 1, 1995

RECEIVED

FEB 03 1995

Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Dept. of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

RE: **Water Rights Protest of Application # 37-08838 (Rod Rinker)**

Dear Allen,

After being provided additional information and meeting with Mr. Rinker's attorney, Mr Gary Slette, our concerns have been satisfied. At this time we would like to **withdraw** our protest of this appropriation.

Thank you for your cooperation in this matter. If you have further questions please contact Dave Parrish, Environmental Staff Biologist at this office.

Sincerely,

Carl H. Nellis
Magic Valley Regional Supervisor

cc: NRPB-Robertson
Legal-Goddard
Mr. Slette
Mr. Rinker

RECEIVED

MAY 31 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor PHIL BATT

January 26, 1995

R. KEITH HIGGINSON
Director

ATTN CRYSTAL VINCENT
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

RE: APPLICATION FOR PERMIT NO. 37-08838 (Rinker)

Dear Mrs. Vincent:

Enclosed is a copy of a protest filed against the above referenced application.

The Department suggests you contact the protestant(s) directly to determine the exact nature of the protest(s) and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

AM:MB
Enclosure(s)

2000 FILED

511995

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR PERMIT ISSUES

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

1. Will the proposed appropriation injure other water rights?
2. Is the water supply sufficient for the purpose for which it is sought to be appropriated?
3. Was the application made in good faith or for delay or speculative purposes?
4. Does the applicant have sufficient financial resources with which to complete the proposed project?
5. Is the proposed appropriation in the local public interest, which is defined as the affairs of the people in the area directly affected by the proposed use?
6. Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, 3, 4, and 6 above and must provide evidence for the department to evaluate these criteria. The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held the department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a pre-hearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement. The department may issue a "pre-conference statement order" which requires response to the inquiries.

HEARING

The department will tape record the hearing. Copies of a hearing tape are available upon request and the payment of the cost of reproducing the tape. The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director. Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer. As part of the conference a date may be set by which exchange of exhibits and witness lists must occur.

EFFECT OF FAILURE TO APPEAR AT A CONFERENCE OR HEARING

Failure to appear at the time and place set for a conference or hearing by the applicant or protestant(s) may allow the department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing party.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within (10) days prior to the hearing.

RECEIVED

MAY 31 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~CECIL D. ANDRUS~~
Governor PHIL BATT

R. KEITH HIGGINSON
Director

January 26, 1995

CARL H NELLIS SUPERVISOR
IDAHO DEPT FISH & GAME
PO BOX 428
JEROME ID 83338

RE: APPLICATION FOR PERMIT NO. 37-08838 (Rinker)

Dear Mr. Nellis:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

AM:MB
Enclosure(s)



IDAHO FISH & GAME

REGION 4
868 East Main Street
Jerome, ID 83338
(208) 324-4350

RECEIVED

JAN 20 1995

Department of Water Resources
Southern Region

January 10, 1995

Mr. Allen Merritt
Idaho Dept. of Water Resources
222 Shoshone St. E.
Twin Falls, Idaho 83301

RE: Water Right Application 37-08838 (Big Wood River - Rinker)

Dear Allen,

We would like to protest the above mentioned application to appropriate 2.5 cfs. of water year-around from the Big Wood River. It is our opinion that the proposed appropriation is not in the local public interest because of the potential for damage to fish and wildlife resources.

Spreading of flow, especially during the critical winter period (Jan., Feb., March), will reduce the available habitat for fish. Surface freezing, formation of "anchor ice", and dissolved oxygen depletion problems will be magnified by decreasing main channel flows. The availability of winter habitat is commonly one of the factors which limits fish populations in the northern latitudes.

We are willing to meet on-site with the applicant and a representative of Idaho Dept. of Water Resources to further discuss our concerns. To arrange a meeting please contact Dave Parrish, Environmental Staff Biologist at this office.

Sincerely,

Carl H. Nellis
Magic Valley Regional Supervisor

cc: NRPB (Robertson)
Legal (Goddard)

Cecil D. Andrus / Governor
Jerry M. Conley / Director



MICROFILMED

MAY 31 1995

R# 5017693
1/20/95
TMB

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } ss.

JAN 17 1995

Department of Water Resources
Northern Region Office

On this 11 day of Jan, in the year 1995, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be 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. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and 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 4 day of Jan, 1995, and the date of the last publication was on the 11 day of Jan, 1995.

Daniel J. Gorham
Subscribed and sworn to before me this 11th day of Jan, 1995.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 42.467
Number of Insertions 2
Lines tabular at 6c / Pica
42.467 Lines straight at 24.418 5c / Pica
42.467 Subsequent lines, at 19.535 4c / Pica
TOTAL COST 48.95

COPY OF NOTICE
(Paste Here)

Permit: Rinker 37-08838

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

ID Water Res. S. Region
BILL TO

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

37-08838

ROD RINKER

2341 MESA DR

SANTA ANA CA 92707

Source: Big Wood River
tributary to Snake River
Diversion Pt: NESE, SE, T3N,
R1E; Blaine County.

Use: 1/1 to 12/31

Diversion to Storage (2.5 cfs)

Within Storage (0.4 cfs)

Outside Storage (0.4 cfs)

Total Diversion: 2.5 cfs

Date Filed: 4/2/94

In: SESE, SE, T3N, R1E.

The permit will be subject to

the applicant's agreement to pay a protest fee of \$25.00 on or before January 23, 1995. The protesting must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Wood River Journal on 1/11 & 1/18/95.

Publication Rates

As of Jan., 1990

(Idaho Code,

Rev. Statutes 1984)

7-8 pt. line straight: 5 pica

7-8 pt. line tabular: 6 pica

8 pt. line successive

insertion: 4 pica

MAY 31 1995

9410

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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

37-08838

ROD RINKER

2342 MESA DR

SANTA ANA CA 92707

Source: Big Wood River
tributary to Malad River

Diversion Pt: NESE, S6, T3N,
R18E; Blaine County.

Use: 1/1 to 12/31

Diversion to Storage (2.5 cfs)

Wildlife Storage (9.6 afa)

Aesthetic Storage (9.6 afa)

Total Diversion: 2.5 cfs

Date Filed: 4/8/94

In: SENE, S7, T3N, R18E.

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 January
23, 1995. The protestant must
also send a copy of the protest to
the applicant.

R. Keith Higginson, Director

Published in Wood River
Journal on 1/4 & 1/11/95.

MICROFILMED

MAY 31 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 23, 1994

R. KEITH HIGGINSON
Director

WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

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

RECEIVED

MAY 31 1995

NOTICE OF APPLICATION FOR WATER PERMIT

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

37-08838

ROD RINKER
2342 MESA DR
SANTA ANA CA 92707

Source: Big Wood River tributary to Malad River

Diversion Pt: NESE, S6, T3N, R18E; Blaine County.

Use: 1/1 to 12/31

Diversion to Storage (2.5 cfs)
Wildlife Storage (9.6 afa)
Aesthetic Storage (9.6 afa)

Total Diversion: 2.5 cfs

Date Filed: 4/8/94

In: SENE, S7, T3N, R18E.

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 January 23, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Wood River Journal on 1/4 & 1/11/95.

APR 31 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 22, 1994

R. KEITH HIGGINSON
Director

ATTN CRYSTAL VINCENT
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

Re: Application for Permit No. 37-08838 (Rinker)

Dear Mrs. Vincent:

The Department of Water Resources acknowledges receipt of the water right application for permit on behalf of Rod Rinker. 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 Wood River Journal 1/4 & 1/11/95. 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 unprotested application is about eight weeks.

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

Very truly yours,

Mel Schulte
Sr. Water Resource Agent

MS:MB
cc: Rod Rinker

RECORDED

MAY 31 1995

ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
THOMAS J. RYAN
GARY L. QUIGLEY
JOHN K. SIMPSON
PATRICK D. MADIGAN
PAUL W. SAMUELSON
TIMOTHY J. STOVER
NORMAN M. SEMANKO
ERIK P. SMITH

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1221 WEST IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

RECEIVED

NOV 03 1994

Department of Water Resources
Southern Region Office

November 2, 1994

Mel Schulte
Idaho Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83303

RE: Rod Rinker Application for Permit

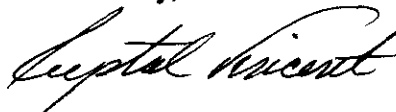
Dear Mel:

Per our phone conversation today, I am enclosing a copy of Dr. Brockway's letter of October 16, 1994 with attachments. Water Right No. 37-00577BP will be the right used as mitigation in Rod Rinker's application for permit. The results of Dr. Brockway's analysis of that right before and after the transfer are explained in his letter.

You indicated you were uncertain if a "transfer" of the right would be required, but that after you reviewed this letter, you would get back to me with a decision and/or request for more information at that time.

Thank you for your assistance with this matter. I will await your call.

Yours truly,



CRYSTAL W. VINCENT
Legal Assistant

RECEIVED

enclosure
11029402.CV.94

MAY 31 1995

37-08838



CHARLES
BROCKWAY
ENGINEERING

October 16, 1994

Mr. Gary Slette
Rosholt, Robertson, and Tucker
P.O. Box 1908
Twin Falls, ID 83303

(37-00571 BP)
Subject: Burke/Judd (37-0057BP) Water Right Transfer to Rob Rinker

Dear Gary:

The five (5) miner's inches of the Burke/Judd water to be transferred to Rob Rinker will be used as makeup water for a pond system on Lot 10 of Gimlet 11 subdivision. More specifically the place of use is in SE1/4 NE1/4 Sec 7 T3N R 18E, Blaine County. The diversion will take place from the channel conveying the non-consumptive use water under permit 37-7822 now owned by the South Gimlet Water Users Association and formerly owned by Harry Rinker. (Wood River Properties). A pump and pipeline will be used for the diversion and return flow will return to the same channel. The diversion rate of the non-consumptive water will be 2.5 to 5.0 cfs and I have estimated the evaporation plus seepage from a lined pond system of 2.6 miners inches; however, I believe the transfer of 5 inches should be made to be conservative.

The pond system will have an area of 1.38 acres and an estimated volume of 9.7 acre feet.

Enclosed are a USGS Quad sheet showing the location of the place of use and diversion and a copy of a portion of the plat of the Gimlet 11 subdivision showing the pond system on Lot 10.

Let me know if you need additional information.

Sincerely,

C. E. Brockway
C. E. Brockway, P.E.

cc: Rob Rinker
Harry Rinker

CHARLES E.
BROCKWAY,
PHD, P.E.

706 SUNRISE
BOULEVARD
NORTH

TWIN FALLS,
IDAHO 83301

208•733•0938
FAX: 733•1746

RECEIVED

MAY 31 1995

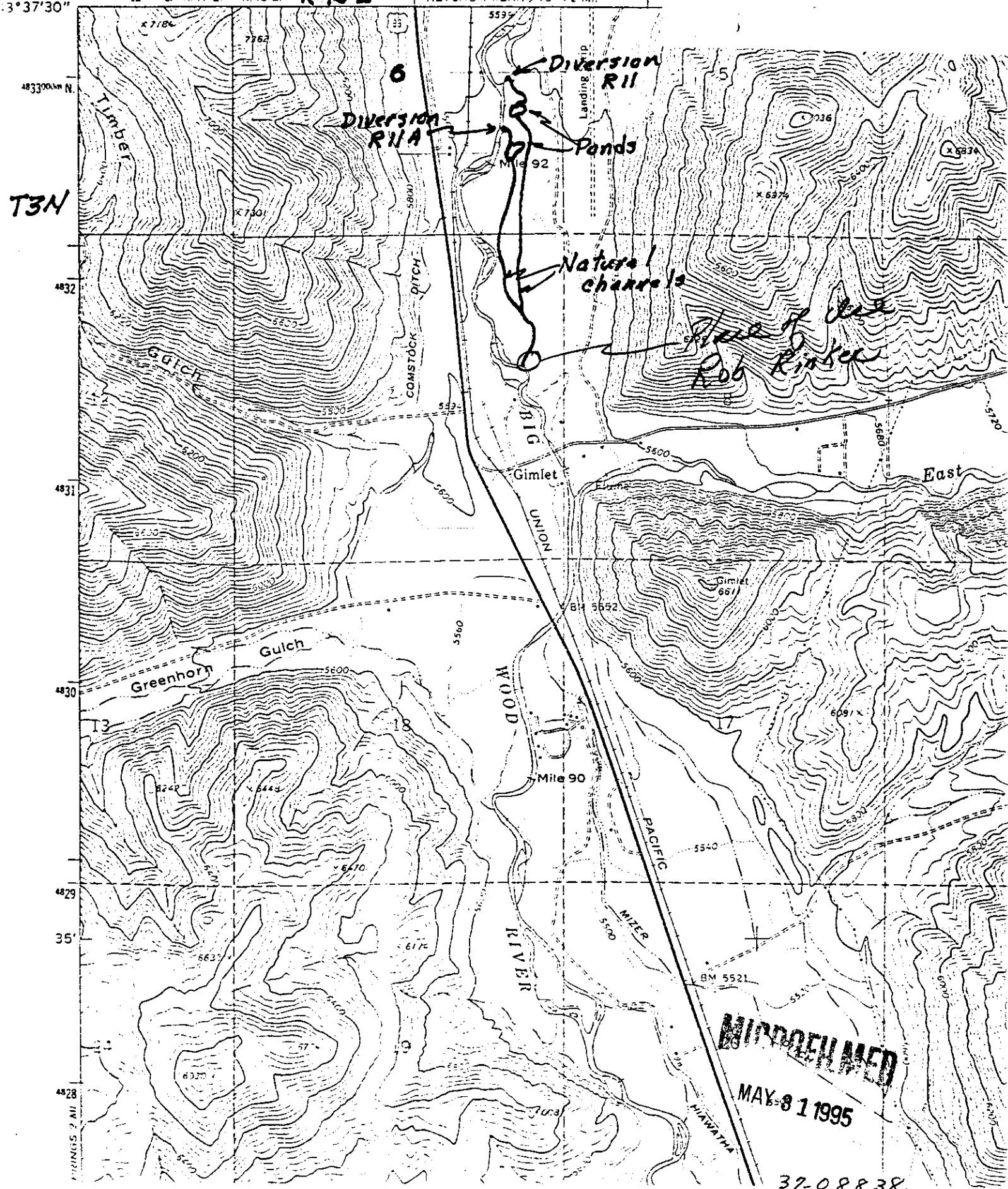
37-08838

111 N 111 BUTTE

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

114°22'30" 712000m E. R.17 E. R.18 E. **R.18 E**
3°37'30"

SUN VALLEY 8 MI.
KETCHUM IDAHO 75° 42 MI.



MARTEN

WATER

ROAD

GIMLET SUBDIVISION NQ 1111

WILDERNESS

ROAD

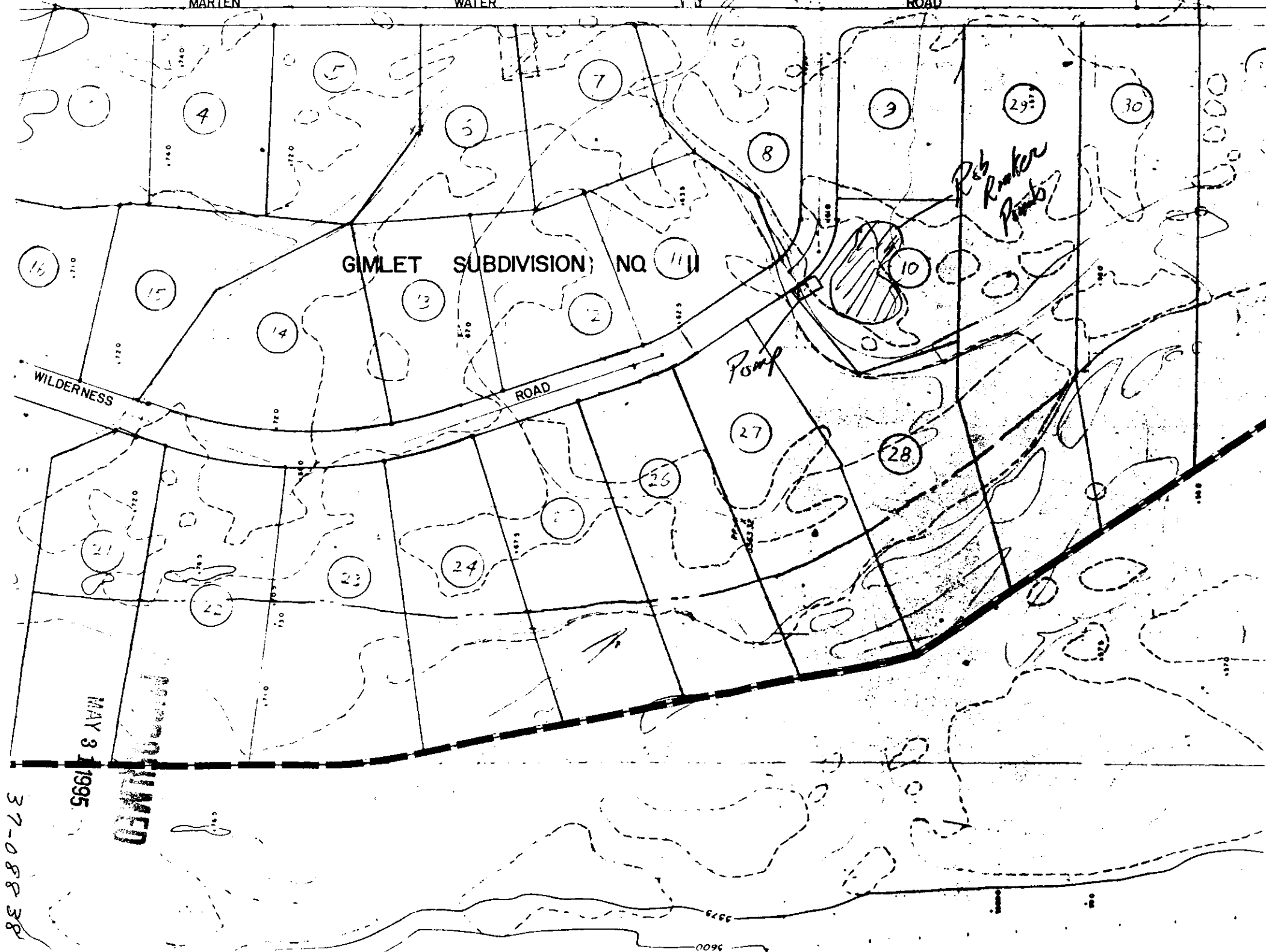
Pump

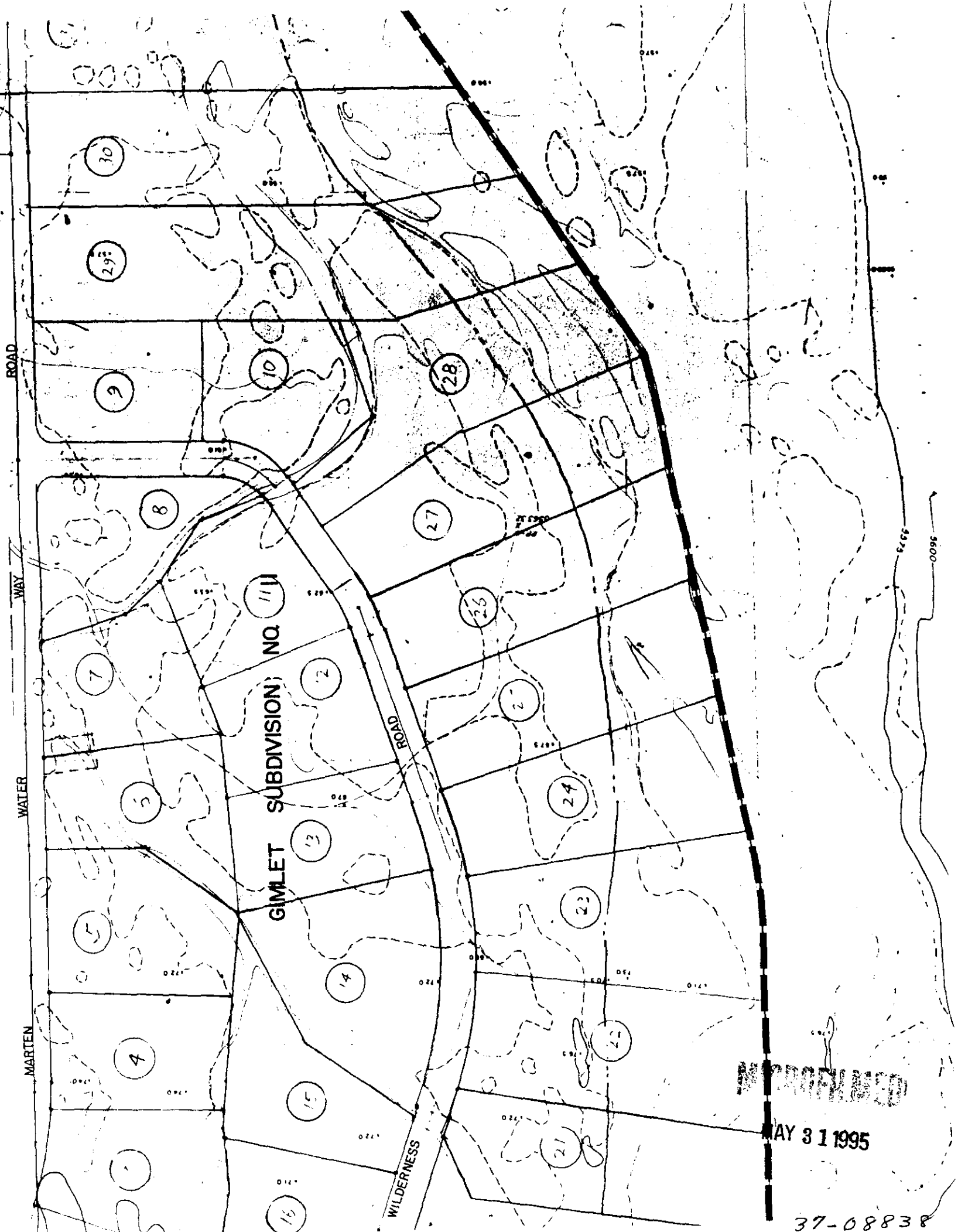
Peb
Rocker
Ponds

MAY 3 1995

PROPOSED

37-08838





GIMLET SUBDIVISION NO. 111

RECEIVED

MAY 31 1995

37-08838

Facsimile Cover Sheet

To: Rob Rinker

Company:

Phone: 726-1993

Fax: 726- 1998

RECEIVED

MAY 06 1994

De. resources

Source: Region Office

From: C.E. Brockway P.E.

Company:

Phone: 733-0938

Fax: 736 1746

Date: 07/11/93

Pages Including this

cover page: 7

Comments: Enclosed are the calculations on pond sizes, volumes, losses and hydraulics for the Gimlet pond project. I have assumed that all ponds and open channels will be lined with membrane (plastic) liners. Calculations were made for two inflow discharges, 125 miners inches (2.5 cfs) and 250 miners inches (5.0cfs) which results in total system turnover of 47.5 and 23.6 hours respectively.

Maximum evaporation losses are estimated at 0.6 miners inches and seepage losses for a totally lined system with an operating seepage rate of 0.05 cubic feet per square foot per day are 2.0 miners inches. This seepage rate or less can be achieved with a properly installed liner.

The lower discharge (125 miners inches) would require a 5 hp pump with 400 feet of 10 inch PVC pipe and the higher discharge would require a 10 hp pump using 15 inch pipe. Pumping costs are estimated at \$4.48 and \$8.95 per day for the lower discharge and higher discharge respectively assuming a 10 foot elevation lift. Please review and call me for any necessary revisions. I will not finalize until you call.

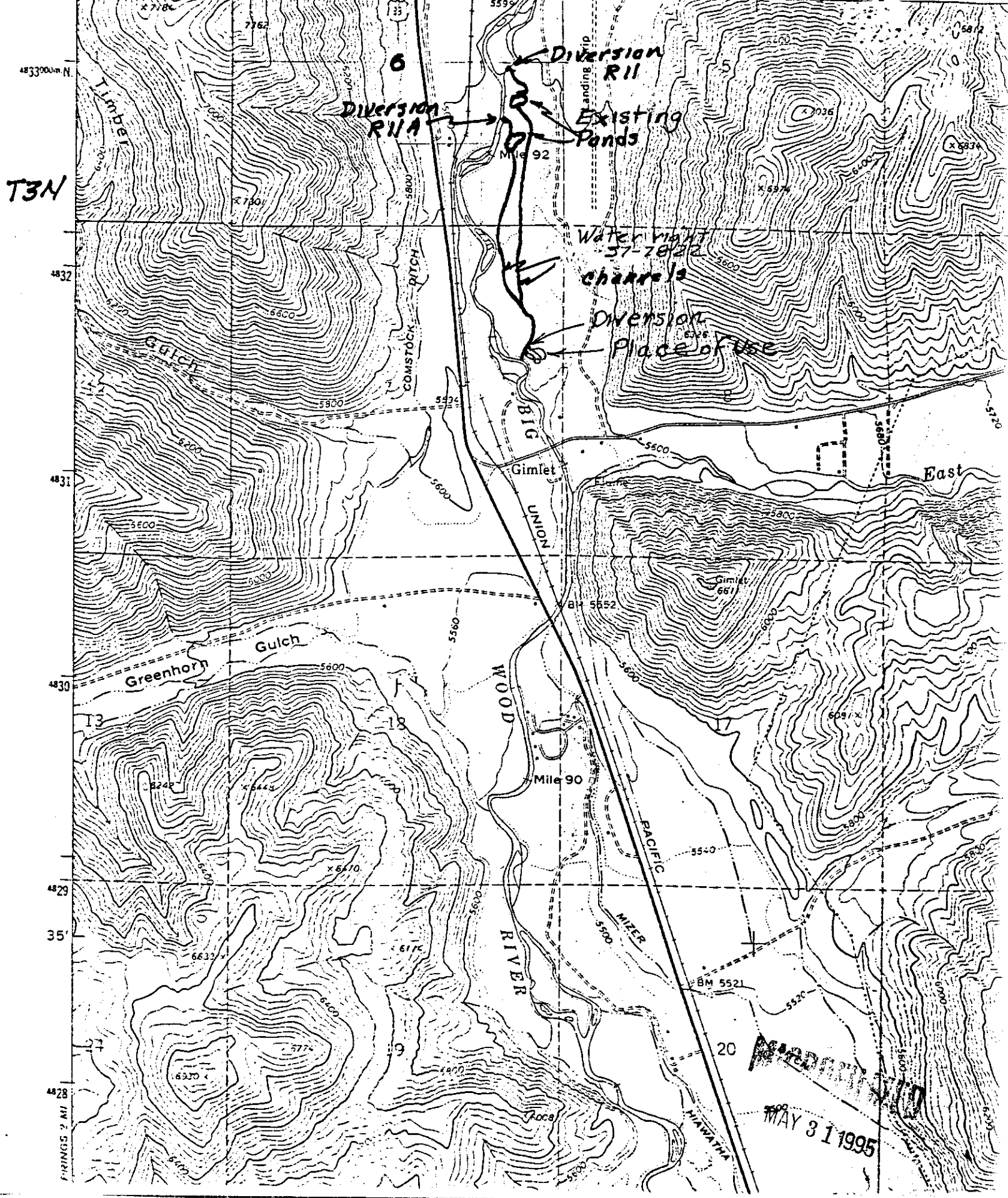
MAY 31 1995

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

Rod Rinker

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

114°22'30" 712000m E R 17 E R 18 E **R 18 E** SUN VALLEY 5 MI. KETCHUM IDAHO 75 4.2 MI. 715 20' 716



MAY 31 1995

ESTIMATES SIMPLE PONDS

POND1.XLS

	L FT	WIDTH FT	AVG DEPTH FT	SURF. AREA FT^2	AREA AC.	WET AREA FT^2	WET AREA AC.	SEEP. RATE FT/D	VOL FT^3	IN- FLOW CFS	SEEP- AGE CFS	EVAP (MAX) CFS	OUT- FLOW CFS	TURN- OVER HRS
POND 1	400	0	NA	0	0.000	0	0.000	0.00	0	5.00	0.00000	0.00000	5.00	
POND 2	85	7	4.29	4938	0.113	5382	0.124	0.05	21184	5.00	0.00311	0.00097	5.00	1.2
POND 3	0	3	0.50	850	0.020	864	0.020	0.05	361	5.00	0.00050	0.00017	5.00	
STREAM	210	6	7.70	22056	0.506	24041	0.552	0.05	169831	5.00	0.01391	0.00435	4.98	9.4
			0.50	0	0.000	0	0.000	0.05	0	4.98	0.00000	0.00000	4.98	
			7.03	33067	0.759	36043	0.827	0.05	232461	4.98	0.02086	0.00652	4.95	13.0
			0.50	1890	0.043	1924	0.044	0.05	788	4.95	0.00111	0.00037	4.95	
TOTAL	695			62801	1.442	68254	1.567		424625		0.039	0.012		
DITCH	695			2740	0.063	2788	0.064		1149		0.002	0.001		
PONDS				60061	1.379	65466	1.503		423476		0.038	0.012		

EFFECT SEEPAGE LOSS=

0.039

CFS=

2.0 MINERS IN.=

18 GPM

EFFECT DESIGN EVAP LOSS=

0.012

CFS=

0.6 MINERS IN.=

6 GPM

EFFECT IRRIG. REQ'T=

0.000

CFS=

0.0 MINERS IN.=

0 GPM

PROJECT WATER REQ'T=

0.052

CFS=

2.6 MINERS IN.=

23 GPM

EFFECT DIVERSION AVAILABLE=

5.000

CFS=

250.0 MINERS IN.=

2244 GPM

TURN FLOW

4.948

CFS=

247.4 MINERS IN.=

2221 GPM

MAX POND TURNOVER TIME FOR ALL PONDS=

23.6 HOURS

TOTAL WATER REPLACEMENT

MAX TURNOVER TIME WITHOUT IRRIGATION=

23.6 HOURS

CHANNEL HYDRAULICS

OPEN TRAPAZOIDAL CHANNELS-UNIFORM FLOW

	BOTTOM WIDTH FT	SIDE SLOPE 1:Z	DESIGN DEPTH FT	MANN. N	AREA FT^2	WET PER FT	DIS- CHARGE CFS	VEL FT/SEC	L FT	MIN SLOPE FT/FT	REQ'D HEAD FT	REQ'D HEAD IN
DITCH												
2	4	3.00	0.5	0.025	2.75	7.16	5.00	1.82	85	0.0033	0.283	3.40
S	2	3.00	0.5	0.025	1.75	5.16	4.95	2.83	210	0.0000	0.000	0.00

PUMP AND PIPELINE DESIGN HYDRAULICS

PUMP DISCHARGE=	250.00	MINERS INCHES=	5.00	CFS
PIPE LENGTH=	400.00	FEET		
PIPE TRIAL DIA=	15.00	INCHES		
POWER COST=	\$0.05	PER KWH		
PIPE VELOCITY=	4.07	FPS		
ELEVATION HEAD=	10.00	FEET		
PIPE FRICTION F=	0.02	FOR PVC PIPE		
FRICTION LOSS=	0.55	FEET		
TOTAL PUMP HEAD=	10.55	FEET		
PUMP EFFICIENCY=	65.00	PERCENT		
EQU'D HORSEPOWER=	10	HP		
PUMPING COST=	\$8.95	PER DAY		

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA	AB	AC	AD	AE	AF	AG	AH	AI	AJ	
24		POND 1														POND AREA XLS				0.9	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9	0.2
25		0.1	0.3	0.8	0.9														0.8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9
26		0.6	1.0	1.0	0.1														0.6	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.7
27		0.8	1.0	1.0	0.5			POND 1 AREA =				3938.2 ft^2			A25:G33				0.5	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.6	0.2
28		0.9	1.0	1.0	1.0	0.5													0.3	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.6	0.3	
29	0.7	1.0	1.0	1.0	1.0	1.0													0.9	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.7	0.3		
30	0.8	1.0	1.0	1.0	1.0	1.0													0.6	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.3			
31	1.0	1.0	1.0	1.0	1.0	0.8													0.3	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.6				
32	0.9	1.0	1.0	1.0	1.0	0.6														0.8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.2				
33																						0.2	0.5	0.6	0.6	0.5	0.4	0.4	0.2								
34		R. Rinker Gimlet Pond Plan																																			
35		Grid area ratios																																			
36		1=100% of grid is open water																																			
37		Grid Scale: 1=				10.6 ft					Node area=		111.6 ft^2																								

JUL-12-93 MON 17:02 C E BROCKWAY P E 7361746

	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA	AB	AC	AD	AE	AF	AG	AH	AI	AJ		
24	POND 1																		POND DEPT	XLS	4.0	8.0	9.0	11.0	12.0	12.0	12.0	12.0	12.0	10.0	9.0	8.0	7.0	6.0	6.0	4.0	1.0
25	1.0	2.0	3.0	2.0														4.0	8.0	9.0	11.0	12.0	12.0	12.0	12.0	12.0	12.0	10.0	9.0	9.0	8.0	8.0	5.0	3.0			
26	2.0	5.0	5.0	1.0														2.0	7.0	9.0	10.0	11.0	12.0	12.0	12.0	12.0	12.0	11.0	9.0	8.0	6.0	6.0	5.0	3.0			
27	3.0	6.0	6.0	3.0		POND1 VOLUME=					16879.4	ft ³						2.0	7.0	9.0	10.0	11.0	12.0	12.0	12.0	12.0	12.0	10.0	9.0	7.0	6.0	5.0	3.0	1.0			
28	3.0	6.0	6.0	5.0	2.0	AVERAGE DEPTH=					4.3	FT						1.0	6.0	9.0	9.0	10.0	11.0	12.0	12.0	12.0	12.0	10.0	8.0	7.0	6.0	5.0	3.0	1.0			
29	2.0	5.0	6.0	6.0	6.0	2.0													5.0	8.0	9.0	9.0	10.0	11.0	11.0	11.0	10.0	7.0	6.0	4.0	3.0	1.0					
30	3.0	6.0	6.0	6.0	6.0	3.0													3.0	7.0	8.0	9.0	9.0	9.0	9.0	7.0	7.0	6.0	5.0	2.0							
31	4.0	6.0	6.0	6.0	4.0	3.0													1.0	5.0	6.0	7.0	7.0	7.0	6.0	6.0	6.0	5.0	3.0								
32	3.0	3.0	3.0	3.0	2.0	1.0														3.0	5.0	5.0	5.0	5.0	5.0	5.0	5.0	3.0	2.0								
33																					2.0	2.0	3.0	3.0	2.0	2.0	2.0	1.0									
34	R. Rinker Gimlet Pond Plan										area=																										
35	Grid area ratios																																				
36	1=100% of grid is open water																																				
37	Grid Scale: 1=			10.6	ft		Node area=			111.6	ft ²																										

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA	AB	AC	AD	AE	AF	AG	AH	AI	AJ												
1	R. Rinker Gimler Pond 2nd Layout Area														PONDAREA.XLS					C.E. Brockway 7/11/93																												
2				0.4	0.7	0.2			0.2	0.4	.8		0.5	0.7				0.1	0.9	0.9	0.1			0.4	0.5																							
3				1.0	1.0	0.9	0.4	0.3	0.8	1.0	1.0		1.0	1.0	0.4			0.6	1.0	1.0	.9	0.4	0.7	1.0	1.0	0.6																						
4				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0																						
5				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9																						
6			0.1	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.9	0.8	1.0	1.0	1.0	1.0	0.9																								
7				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.4			0.9	1.0	1.0	1.0	0.5																							
8				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	0.5				0.6	1.0	1.0	1.0	0.8																							
9				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	0.8				0.5	1.0	1.0	1.0	1.0	0.1																						
10				0.9	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0				0.1	0.9	1.0	1.0	1.0	0.6																						
11				0.6	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.5				0.4	1.0	1.0	1.0	1.0	0.6																					
12				0.5	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.7					0.5	1.0	1.0	1.0	1.0	0.7																				
13				0.5	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.6					0.7	1.0	1.0	1.0	1.0	1.0	1.0	0.2																		
14				0.4	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.5					0.1	0.7	1.0	1.0	1.0	1.0	1.0	1.0	0.6																	
15				0.6	1.0	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.5				0.1	0.8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9																	
16					0.5	1.0	1.0	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.2				0.6	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9																	
17						0.4	0.9	1.0	1.0	1.0	1.0		1.0	1.0	1.0	1.0	1.0	0.2			0.4	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.6																	
18								0.2	0.2	0.2			0.2	0.2	0.3	0.4	0.3			0.2	0.8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.6																	
19																			0.7	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.8																	
20																				0.8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0																	
21																				0.9	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9	0.6	0.3															
22																				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.8	0.3														
23																				1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.9	0.2													

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POND 2 AREA=

22055.9 ft^2

A2:R18

POND 3 AREA=

33067.1 ft^2

S2:AJ33 1

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA	AB	AC	AD	AE	AF	AG	AH	AI	AJ				
1	R, Rinker Gimlet Pond 2nd Layout Pond Depth and Volume															PONDDEPTXLS																								
2				2.0	3.0	1.0			0.2	1.0	3.0		3.0	3.0	2.0		1.0	3.0	3.0	1.0				1.0	1.0															
3				3.0	5.0	3.0	1.0	1.0	4.0	6.0	6.0		4.0	3.0	1.0		2.0	4.0	4.0	4.0	3.0	3.0	3.0	3.0	3.0	2.0														
4				4.0	6.0	6.0	5.0	5.0	6.0	6.0	7.0		6.0	5.0	3.0	3.0	3.0	5.0	6.0	6.0	5.0	4.0	4.0	3.0	3.0	3.0														
5				5.0	8.0	9.0	7.0	7.0	7.0	9.0	9.0		8.0	7.0	5.0	5.0	5.0	6.0	6.0	7.0	6.0	6.0	6.0	3.0	3.0	3.0														
6			1.0	5.0	9.0	9.0	9.0	9.0	9.0	9.0	9.0		9.0	9.0	7.0	6.0	5.0	4.0	3.0	2.0	3.0	6.0	6.0	4.0	2.0															
7				5.0	6.0	6.0	9.0	10.0	10.0	10.0	10.0		9.0	9.0	8.0	6.0	3.0	2.0			3.0	5.0	6.0	5.0	2.0															
8				5.0	9.0	10.0	12.0	12.0	12.0	12.0	12.0		11.0	10.0	9.0	6.0	3.0				2.0	5.0	6.0	5.0	3.0															
9				5.0	8.0	10.0	12.0	12.0	12.0	12.0	12.0		12.0	10.0	9.0	7.0	3.0				1.0	4.0	6.0	5.0	3.0	1.0														
10				4.0	8.0	10.0	12.0	12.0	12.0	12.0	12.0		12.0	11.0	9.0	8.0	4.0				1.0	3.0	5.0	6.0	4.0	2.0														
11				3.0	8.0	10.0	12.0	12.0	12.0	12.0	12.0		12.0	11.0	10.0	8.0	5.0	2.0				1.0	3.0	5.0	6.0	4.0	2.0													
12				3.0	8.0	10.0	12.0	12.0	12.0	12.0	12.0		12.0	9.0	9.0	9.0	6.0	3.0				2.0	3.0	6.0	6.0	4.0	2.0													
13				2.0	8.0	9.0	10.0	11.0	12.0	12.0	12.0		12.0	12.0	9.0	9.0	6.0	2.0					2.0	5.0	6.0	6.0	5.0	3.0	1.0											
14				1.0	5.0	8.0	9.0	9.0	11.0	12.0	12.0		12.0	12.0	11.0	9.0	5.0	3.0				1.0	3.0	5.0	6.0	6.0	6.0	3.0	2.0											
15				2.0	5.0	8.0	9.0	9.0	10.0	11.0		11.0	10.0	9.0	8.0	5.0	1.0				1.0	3.0	5.0	8.0	9.0	9.0	7.0	4.0	3.0											
16					2.0	5.0	7.0	8.0	8.0	9.0		8.0	9.0	9.0	7.0	5.0	1.0				3.0	5.0	7.0	9.0	10.0	7.0	5.0	5.0	3.0											
17						1.0	3.0	5.0	5.0	5.0		5.0	5.0	5.0	5.0	4.0	1.0			2.0	5.0	8.0	9.0	10.0	11.0	12.0	10.0	6.0	2.0											
18								0.2	0.2	0.2		0.2	0.2	0.3	0.4	0.3				0.2	0.8	1.0	1.0	1.0	1.0	1.0	1.0	1.0	1.0	0.6										
19																			2.0	6.0	9.0	9.0	11.0	12.0	12.0	12.0	11.0	8.0	5.0											
20																				3.0	7.0	9.0	9.0	11.0	12.0	12.0	12.0	11.0	8.0	5.0										
21																				4.0	8.0	9.0	10.0	12.0	12.0	12.0	12.0	12.0	9.0	7.0	5.0	3.0	2.0							
22																				5.0	8.0	9.0	11.0	12.0	12.0	12.0	12.0	12.0	10.0	9.0	7.0	6.0	5.0	4.0	2.0					
23																			1	5.0	8.0	9.0	11.0	12.0	12.0	12.0	12.0	12.0	10.0	9.0	7.0	7.0	6.0	5.0	4.0	2.0				

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