

Show 40-acre subdivisions, townships, ranges and ditches.

A hand-drawn map on graph paper. The map shows a rectangular area defined by a dashed line. The area is labeled "R. 17E" and "T. 5S". A small square is labeled "PD" and "PU".

FOUR BROS DAIRY INC

by _____, 1993
Z. Glen Saylor
 Director
MILWAUKEE

JAN 11 1994

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho }
County of Lincoln } ss.

APR 30 1993

Department of Water Resources
Southern Region Office

Patty Nance

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

2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 21 day of April, 1993, and the date of the last publication was on the 28 day of April, 1993.

Patty Nance

Subscribed and sworn to before me this 29th day of April, 1993.

(SEAL)

Norma DeVoe
NOTARY PUBLIC

19619/5334
LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x's

Lines tabular at _____ 6¢/Pica

704 Lines straight at \$35.20 5¢/Pica

Subsequent lines at 28.16 4¢/Pica

TOTAL COST \$63.36

COPY OF NOTICE

(Paste Here)

Notice of Amendment
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
BILL TO

NOTICE OF AMENDMENT TO A WATER PERMIT

NO. 36-08220 Part

Notice is hereby given that FOUR BROTHERS DAIRY, INC. of Shoshone, ID is the holder of a part of Approved Permit No. 36-08220A with a priority date of 06/29/1983 authorizing the diversion of 6.46 cubic feet per second of water from groundwater in Lot 1 (NW1/4NW1/4), S18, T10S, R20E; County of Jerome, to be used for irrigation of 323 acres within NE1/4NE1/4, SW1/4NE1/4, SE1/4NE1/4, NE1/4SE1/4, NW1/4SE1/4, SE1/4SE1/4, S13, T10S, R19E; NW1/4, S18, T10S, R20E; Jerome County.

This Application for Amendment proposes to change points of diversion, change place of use from Basin 36 to Basin 37 and change nature of use.

The permit holder has applied to the Department of Water Resources for an Amendment to the Permit, to be changed as follows:

Water Right No. 36-08220F

Amount: 0.10 cfs

Period of Use: 01/01 to 12/31

Point of Diversion: Two (2) existing wells within NE1/4SE1/4, S8, T05S, R17E, Lincoln County.

Place of Use: Commercial and stockwater within NE1/4SE1/4, S8, T05S, R17E.

Any protest against approval of the amending of Permit No. to create 36-08220F as set forth above must be filed with the Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before May 10, 1993.

R. Keith Higginson, Director

Published in the Lincoln County Journal and North Side News on 4/21 & 4/28/93.

Pub:4/21,28

L19619

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Jerome } ss.

RECEIVED
APR 30 1993
Department of Water Resources
Southern Region Office

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 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 21 day of April, 1993, and the date of the last publication was on the 28 day of April, 1993.

Subscribed and sworn to before me this 29th day of April, 1993.
(SEAL)

Patty Nance

Norma DeLoe
NOTARY PUBLIC

#19616/5723

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x's

JAN 11 1994

Lines tabular at _____ 6¢/Pica

704 Lines straight at \$35.20 5¢/Pica

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R. Keith Higginson, Director

Published in the Lincoln County Journal and North Side News on 4/21 & 4/28/93.

PUB: 4/21, 28

N19616

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-08814)
IN THE NAME OF FOUR BROTHERS DAIRY) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before October 1, 1993; and,

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

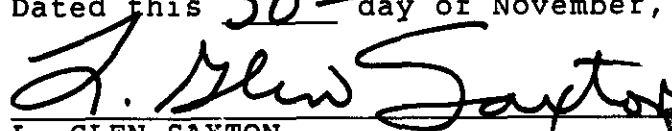
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on October 12, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-08814 be REINSTATED with an advance in priority to July 10, 1993.

Dated this 30th day of November, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

JAN 11 1994

RECEIVED
OCT 12 1993

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 10-12-93
Receipt No. 1028765
Receipt by G. J. J. J.

STATE OF IDAHO of Water Resources
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 37-08814 Telephone No. 208-8867716
2. Name(s) of Permit Holder(s): FOUR BROTHERS DAIRY
3. Mailing Address: 425 N 250 W SHOSHONE ID 83352
4. Source of Water: GROUND WATER

If GROUNDWATER, Well Driller's Name: EATON WELL DRILLING Date Drilled: FEB, 93

OPTIONAL:

Pump horsepower: 7 HP Pressure (psi): 40 lbs Dynamic pumping level (ft.): 400

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

Domestic _____ (No. of households) Stockwater 1000 DAIRY (No. and type of stock)
Irrigation _____ (No. of acres) Other Commercial

6. Total rate and/or volume for which proof is submitted 10 cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

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

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

ANDREW FITZGERALD 208-886-7716
Name Telephone No.

425 N 250 W SHOSHONE ID 83352
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

10-6-93
Date

Andrew Fitzgerald Sr. Trs
Signature (and title, if on behalf of a company or organization)

JAN 11 1994

NO. 37-08814

Proposed Priority: June 29, 1983 Maximum Diversion Rate: 0.10 CFS
This is to certify, that **FOUR BROTHERS DAIRY**

425 N 250 W
SHOSHONE ID 83352

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.10 CFS
COMMERCIAL	01/01 to 12/31	0.10 CFS
	Totals	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 8, Township 05S, Range 17E
LINCOLN County

PLACE OF USE: STOCKWATER
TWN RGE SEC

05S 17E 8 NESE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1993.
2. Subject to all prior water rights.
3. Construction of the well must comply with Idaho well construction standards.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Two points of diversion are located within the NESE, S08, T05N, R17E.
6. Stockwater use is for 1200 dairy cattle.
7. Commercial use is for dairy.

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

_____ day of _____, 19____.

R. Keith Higginson, Director

RECEIVED
JAN 11 1994

APPROVED

DEPARTMENT OF WATER RESOURCES

MAY 21 1993

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now 4 Inc.
Four Bros. Dairy & Co.of (address) 425 N. 250 W., Shoshone, ID 83352, and represents to the
Director of the Idaho Department of Water Resources:That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 36-08220 F, and requests that the permit and permit map be changed as follows:1. Point of diversion: ^{2 points} NE 1/4 SE 1/4, Section 8, Township 55, Range 17E, B.M.,
County of Lincoln. Other points of diversion: _____
(2 existing wells)

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.10 for Commercial purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum)Amount 0.10 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
55	17E	8													S, C				

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or the place of use? "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

JAN 11 1994

CONDITIONS OF APPROVAL

Amendment of Permit No. 36-08220F

CONDITIONS:

1. Construction of the well must comply with Idaho well construction standards.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

REMARKS:

1. Two points of diversion are located within the NESE, S08, T05N, R17E.
2. Stockwater use is for 1200 dairy cattle.
3. Commercial use is for dairy.

Dated this 12th day of July, 1993.



L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED

JAN 11 1994

Part F

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF ~~APPLICATION FOR~~ PERMIT

I, Delbert Koltz, hereby assign to ⁴ Kohn Bros. Dairy Inc.
of, 425 N. 250 W., Shoshone, ID 83352 886-7716
(Full Address)

All my right, title, and interest in and to Application for Permit
No. _____ to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
~~Application for Application for~~ Permit No. 36-08220A Part to appropriate the public
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.

0.10 cfs appurtenant to 5 acres in Lot 1 (NW 1/4 NW 1/4) Sec. 18

T. 10S R. 20E. Point of diversion, place of use & nature of use

to be changed by amendment, Portion to be designated as 36-08220F.

Made this 24th day of Feb, 1993
[Signature]
Applicant

State of Idaho)
County of Twin Falls) ss

On this 24th day of February, ¹⁹⁹³1990, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

Mary A. Baldwin
Notary Public
[Signature]

seal

My commission expires: 10/16/1998

JAN 11 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 30, 1993

FOUR BROTHERS DAIRY
425 N 250 W
SHOSHONE ID 83352

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08814

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

Enclosure

RECEIVED

JAN 11 1994

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 37-08814 Reviewed by Klg Date 10/13/93

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
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 37-93-S-0024-001
35 Amount paid for permit no Correct?
data c Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50 Amount Submitted
yes Correct?
NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received 10/2/93 285
Date proof due 10/1/93 - 274
No. of days late = 11
Priority Date 6/29/93 + 180
New Priority Date 7/10/93 191

DEFICIENCIES OR ACTION ITEMS

drilling permit needs an additional fee
paid 7/28
Reinstate & advance priority

DATA ENTRY

New Address N/A

needs an order
Proof Made 10-12-93

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 13, 1993

Four Bros Dairy
425 N 250 W
Shoshone, ID 83352

Re: Permit No. 37-08814
Drilling Permit No. 37-93-S-0024-000

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use submitted in connection with the above referenced water right. It, and your permit to appropriate water (copy enclosed), both indicate that the water is diverted for stock and commercial use. Also enclosed is a copy of the drilling permit applied for prior to your purchase of the property. It indicates the extent of use to be domestic only. Domestic use constitutes the diversion of 0.04 cfs or less and/or the irrigation of 1/2 acre or less.

You were properly charged \$35 for the domestic well drilling permit. However, because of the use you have indicated (stock and commercial and a diversion of 0.10 cfs), the drilling permit is no longer considered strictly domestic. The charge for a non-domestic drilling permit at that time was \$200.

Before the Department can accept the proof of beneficial use as filed, you will need to pay the additional \$165 fee to upgrade the drilling permit to a non-domestic. The Department will hold your file for 30 days to allow you time in which to submit the additional fee. Please submit the additional \$165 drilling permit fee directly to me.

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

Sincerely,

Karen L. Gustafson
Senior Secretary

C: IDWR Regional Office

Enclosures

RECEIVED

JAN 11 1994

IDA DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

Drilling Permit No.: 87-92-S-0024-001Water Right No.: Per App.Owner: Andrew Fitzgerald Phone No.: _____

Address: _____

1. Well Location: SE 1/4, NE 1/4, SE 1/4, Lot _____, Twp 55, Rge 17E,
Sec. 8, Lincoln County (provide sketch map on reverse)

2. Driller: _____

Is driller licensed? ☐ yes ☐ no License No.: _____

Date of Completion: _____

3. Casing size: 8" Water tight cap? ☒ yes ☐ no
Casing $\geq$ 12 inches above ground? ☒ yes ☐ no4. Evidence of well seal? ☐ yes ☒ no
☒ visual Auger to a depth of _____5. Access Port: ☒ yes ☐ no Static Water Level: _____Pressure Gauge: ☐ yes ☐ no Temperature: _____

Pressure: _____

6. Flowing Artesian? ☐ yes ☒ noFlowing: ☐ around annulus ☐ through casing7. Are there obvious construction problems that may be a source
for contamination or waste of water? ☐ yes ☒ noRemarks: * Replacement well drilled about 50' north of dairy barn
(900-head dairy). Line from well to barn still uncovered due to presence of
shallow rock layer - J. K. Hinton 4-19-93
will be buried soon. Agent Inspection DateForm 133-1 Wrong legal on permit, wrong 40, $\frac{1}{4}$
04-92

Additional fee due - \$165.00. *

MICROFILMED

JAN 11 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR DRILLING PERMIT

1. Name: ANDREW FITZGERALD
Address: 425 N. 250 W.
SHOSHONE ID 83352

208-886-7716

2. Proposed Well Location: SENE Sec. 8, Township 05S, Range 17E
LINCOLN County

3. Proposed Use of Well: Domestic

The use of water for homes, organization camps, livestock and for any other purpose in connection therewith, including irrigation for up to .5 acres of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

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

4. Well Construction Information:

- A. Deepen
- B. Proposed Surface Diameter 6 In. Proposed Maximum Depth 400 Ft.
- C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

5. Construction Start Date: 2/13/1993

6. Anticipated Well Driller: EATON DRILLING & PUMP SERVICE INC

NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature _____ Date _____

Title _____
(Owner, Firm Representative, Other)

Fee \$ _____ Received by _____ No. _____ Date _____

JAN 11 1994

RECEIVED

FEB 17 1993

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Andrew Fitzgerald Four Brothers Dairy
2. Mailing Address 425 N. 250 W.
Shoshone, ID 83352 Telephone 886-7716
- ☒ Well Owner () Well Operator () Other, specify _____
3. Proposed well location SE 1/4 NE 1/4, or Gov't Lot No. _____
Sec. 8, Twp. 5S, Rge. 17E, County Lincoln
Street Address of Well Site 425 N. 250 W.
Lot, block and subdivision _____
4. Proposed use of well:
- ☒ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- () Non-Domestic: Any beneficial use not included within the definition of domestic.
- () Injection
- () Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
5. Well construction information:
- A. () New well ☒ Deepen ☒ Replace - See Condition 9
- B. Proposed Surface Diameter 8" Proposed Maximum Depth 400'
- C. Anticipated bottom hole temperature:
- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)
6. Construction Start Date 2-13-93
7. Anticipated Well Driller Eaton Drilling & Pump Service Inc. #26 **MINORITIZED**
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature [Signature] Date 2-12-93 JAN 11 1994
- Title Sec/Treas.

Owner, Firm Representative, Other _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 2/17/93

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

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Loren D. Halverson
Signature of Authorized Department Representative

Mgr., Southern Region
Title

Receipt No. 5015398 Received by MTS Fee \$35 Date 2-17-93

JAN 11 1994

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

PERMIT
NUMBER

OWNER
CODE

NAME & ADDRESS

TWP RGE SEC TRACT LOT

COUNTY

37-93-S-0024-000

0 ANDREW FITZGERALD
0 FOUR BROTHER DAIRY
425 N 250 W
SHOSHONE, ID 83352
(208) 886-7716

05S 17E 08 SE NE SE

LINCOLN

Subdivision Location and Description:

Subdivision Name:
Well Site Address: 425 N 250 W
City, State: SHOSHONE, ID

Lot(s):
Block(s):

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

Proposed Use of Well: Domestic

Proposed Casing Diameter: 8 In.

Proposed Depth: 400 Ft.

Well Use Comments:

Driller License No: 0026

Firm Name: EATON DRILLING & PUMP SERVICE INC
Official: LARRY M NELSON

Permit Status: Permit

Verbal Issue Date:	02/12/1993	Receipt No.	Receipt Date	Fee
Date Received: <td>02/17/1993</td> <td></td> <td>02/17/1993</td> <td>\$ 70.00</td>	02/17/1993		02/17/1993	\$ 70.00
Date Approved: <td>02/17/1993</td> <td></td> <td></td> <td></td>	02/17/1993			
Proposed Start Date: <td>02/13/1993</td> <td></td> <td></td> <td></td>	02/13/1993			
Extension Date: <td></td> <td></td> <td></td> <td></td>				
Extension Expiration: <td></td> <td></td> <td></td> <td></td>				

Specific Conditions:

Permit Remarks:

WELL DRILLER'S LOG REPORT

Drilling Permit No: 37-93-S-0024-000

Water Right No: 37-08814
Injection Permit No:

Nature of Work: REPLACE

Construction Method: ROTARY & AIR

Number of Monitor Wells:

Casing Diameter: 8 In.
Depth of Casing: 19 Ft.
Total Depth: 405 Ft.
Screen Installed? No

Static Water Level: 253 Ft.
Temperature: F.
Production Rate: GPM
Actual Start Date: 02/15/1993
Well Finish Date: 02/18/1993
Log Received Date: 03/04/1993
Certification Date: 02/21/1993
Field Inspection Date: 04/21/1993

Inspector: STANTON

Well Log Remarks:

SURFACE SEAL 19 FT.
INSPECTION DETERMINED CORRECT WELL LOCATION AS WELL AS POSSIBLE
NON-DOMESTIC USE OF WELL ADDITIONAL FEE IS REQUIRED

JAN 11 1994

October 6, 1993

FOUR BROTHERS DAIRY
425 N 250 W
SHOSHONE ID 83352

LAPSE NOTICE

RE: PERMIT NO. 37-08814

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 July 31, 1993. 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 fifteen dollar (\$15) 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 10/6/93
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Klg

PROCESSED

JAN 11 1994

July 31, 1993

4 BROS DAIRY INC
425 N 250 W
SHOSHONE ID 83352

PROOF DUE NOTICE

RE: PERMIT NO. 37-08814

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 October 1, 1993. (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.

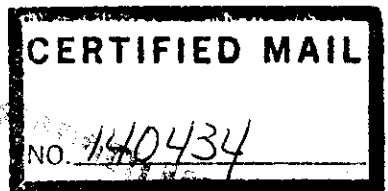
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 16, 1993

4 BROTHERS DAIRY INC
425 N 250 W
SHOSHONE ID 83352

Re: Permit No. ~~36-08220F~~ - Re-numbered to No. 37-08814

Dear Permit Holder(s):

We acknowledge receipt of the correspondence assigning the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

Also enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

Due to the amended place of use, your permit No. ~~36-08220F~~ has been re-numbered to No. 37-08814. Please use this new number in any future correspondence with this Department.

Your application No. 36-08806, which is currently on hold due to the Eastern Snake River Plain Moratorium, is a duplication of your current permit, No. 37-08813. I am requesting at this time that you withdraw application No. 36-08806, and I have enclosed a Withdraw form for your convenience.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

JAN 11 1994

MEMORANDUM

DATE: July 1, 1993
TO: File No. 36-08220F
FROM: Cindy Zimmerman
SUBJECT: Amendment Review

=====

The amendment received 2/26/93 changes the point of diversion, place of use, and nature of use. The amended point of diversion and place of use resulted a change of location from Basin 36 to Basin 37.

Due to the amended nature of use, the conditions 007, 051, 052, and 053 are no longer applicable, therefor, those conditions were deleted from the database on this right.

MAILED

JAN 11 1994

AMENDMENT OF PERMIT NO. 36-8220F REVIEW
Renumbered to 37-08814

TYPE OF CHANGE: P/D P/U ADD P/D NATURE OF USE

AREA OF CONCERN: ESRP Mor.

PROOF OF BENEFICIAL DUE DATE 10/1/93 Under 6 months? Yes

GROUNDWATER:

GT. 0.2 cfs - 01G
LT. 0.2 cfs - NMR <flow chart>
Drilling Permit No. -
Not included - 046, 46B

SURFACE WATER: not in w/d - 01C (=GT.2 w/pump), NMR <flow chart>

LOCATION:

Water Districts - WD No. 37
Surface water - 005, R04-01H (LT.2 w/pump)
R04-01J (GT.2)
Swan Falls Flag - S (1, Blank or Other)
Trust - 051-052-053 (Consumptive Uses)
Non Trust <1> - 048-049

RIVER BASINS (Surface Water)

Boise (63) - 05A & 11E
Payette (65) - 047, 059
Snake (01, 02 & 03) - 11A (01), 061 (02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E, or 010 (WQ/Choose One),
042 (req.), 002 (MD), 07A (Spec.),
044 (Policy 5G)
Power - Use Power Review
Mining - 06A, 010, or 09E & 054(req.)
Storage - 18A-for multiple m/devices(In WD),
18B (Size)
Rec/Wildlf/Aes - 027 (Non-Consumptive)
Domestic - 021 (restricted areas & Boise River
upstream from Lucky Peak)
27A (Payette River & main tributaries)

NON LAND OWNER - 004
PROTEST AGREEMENT - 020

Recommended conditions same as on the permit or subsequent
amendment(s) to the permit? Yes _____ No ✓ See attached memo

Conditions of Approval Standard

DATE: 07/01/93
PAGE: 1

Date: 07/01/1993 User-ID: ZIMMERMA Subject: CORPORATE OFFICERS

WR0749NP
No. B36-08220F

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 07/01/93
PAGE: 2

=====

Comments: Date: 07/01/1993 User-ID: ZIMMERMA Subject: CORPORATE OFFICERS
The officers of Four Brothers Dairy Inc. are Jerome Fitzgerald,
president; and Andrew Fitzgerald, secretary/treasurer.

Audit: 07/01/93 ZIMMERMA

MS

RECEIVED
MAY 21 1993

Brothers Dairy Inc

Department of Water Resources
Department of Water Resources

AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: mel schultz

* Right Number 36-8220 F Applicant 4-Brothers Dairy Inc.

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s).

* ☐ Increase amount. ☒ Change place of use. ☒ Other Change nature of use
CHECK: ① Moves P12 & P14 from basin 36 to 37.

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☒ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☐ Stream index information (reverse). NA
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☒ Right number(s) A37-10446
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.
- None ☒ Protests processed.
- ☒ Approve.
- ☐ Deny.

Conditions _____

By Larry O'Hara Date 5/18/93

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By C3 Date 7/1/93
- ☒ Approved copy sent to applicant and to Region. By [Signature] Date 7/21/93

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

MEMORANDUM

Date: February 22, 1993
From: Jim Johnson
To: File
Subject: Amendment of Permit changing nature of use.

=====

I contacted Jim Stanton and gave him the necessary information to fill out an Application for Amendment of Permit on Part 36-08220A changing part of that right from irrigation use to Dairy use.

The supporting documentation is filed under this memo and should be kept with the application for amendment when is it received from Southern Region. Glen has requested that the Amendment be advertized. Changes to the data base has not been done, but should be completed after the Amendment is Approved.

RECEIVED

JAN 11 1994

CHANGE IN NATURE OF USE SUMMARY

Permit No 36-08220A (before change)

Permit No 36-08220F46 (after change)

1. Point(s) of diversion: (After change)

1/4 SW 1/4 SW 1/4, Section 09, Twp 05S, Rge. 17E, B.M. County of JEROME

(Four points of Diversion) Two wells are already existing.

2. Water use (irrigation, domestic, stockwater, etc.), amount, and period of use under the permit before change

0.23 cfs for Irrigation purposes from 03/15 to 11/15 (inclusive)

3. Water use (irrigation, domestic, stockwater, etc.), amount, and period of use under the permit after change

0.23 cfs for commercial purposes from 01/01 to 12/31 (inclusive)

4. Acres to be removed from irrigation:

TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	20E	18						11.5											11.5
36-8220F:								LT.1											
LT1(NW1/4), S1/8, T10S, R20E																			
5A																			
36-8220G:																			
LT1(NW1/4), S1/8, T10S, R20E																			
6.5A																			
TOTAL																			
LT1, (NW1/4) S1/8, T10S, R20E																			
11.5A																			

4. Place of use after change: (Dairy Farm)

TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	17E	09																	

JAN 11 1994

DAIRIES: WATER USE WORKSHEET

REQUIRED DAIRY DATA

NUMBER OF MILKING CATTLE (TOTAL HERD) 1200
 NUMBER OF NONMILKING CATTLE 800
 IF LAGOON IS AEROBIC, ENTER ITS SURFACE AREA IN ACRES: _____
 IF ANAEROBIC, ENTER ZERO 5.0
 EVAPOTRANSPIRATION FACTOR FOR AREA (AC-FT/AC-YR) 3
 ENTER 1 FOR MANUAL COW WASHING, 2 FOR AUTOMATIC, OR 3 IF
 SPRINKLERS ARE USED TO FLUSH HOLDING PEN AND WASH COWS 0
 NUMBER OF MILKINGS PER DAY 3
 FLOW OF WATER FOR IN-BARN USE (GPM) 50
 DURATION OF IN-BARN USE (MINUTES) 135

CALCULATIONS

DIVERSION RATE FOR STOCKWATER (CFS):

MILKING CATTLE @35 GPD/HD 0.11
 MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.11
 NONMILKING CATTLE @12 GPD/HD 0.03
 NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 0.03
 TOTAL (BASED UPON ROUNDED NUMBERS) 0.14

DIVERSION VOLUME (AFA):

STOCKWATER
 MILKING CATTLE @35 GPD/HD 47.0
 MILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 48.0
 NONMILKING CATTLE @12 GPD/HD 10.8
 NONMILKING CATTLE (NUMBER OF CATTLE ROUNDED UP) * 11.0
 TOTAL (BASED UPON ROUNDED NUMBERS) 59.0

COMMERCIAL
 WASHING OF BULK TANK AND RELATED EQUIPMENT 0.5
 PARLOR FLOOR AND MILKHOUSE FLOOR 7.6
 CATTLE WASHING BASED UPON METHOD OF WASHING 0.0
 TOTAL 8.1

TOTAL DIVERSION VOLUME 67.1

CONSUMPTIVE USE VOLUME (AFA):

STOCKWATER
 MILKING 7.0
 NONMILKING 0.0
 TOTAL 7.0

COMMERCIAL 8.1

TOTAL CONSUMPTIVE USE 15.0

* NUMBER OF CATTLE ROUNDED UP TO AGREE WITH EXISTING TABLES.

NUMBER OF ACRES THAT CAN BE IRRIGATED BY CONSUMPTIVE USE
 INPUT DATA

IRRIGATION CONSUMPTIVE USE/ACRE 3.0
 CALCULATED
 ACRES IRRIGATED 5.0

THEORETICAL FLOW ESTIMATION WORKSHEET

REQUIRED PUMP INFORMATION

	PUMP 1	PUMP 2	PUMP 3
PUMP HORSEPOWER (HP) _____	5.00	5.00	5.00
LIFT (FT) _____	250	250	250
DISCHARGE PRESSURE (PSI) _____	30	30	30
FRICTION LOSSES (FT) _____	0.0	0.0	0.0
HOURS WATER IS PUMPED DAILY _____	14	18	24

CALCULATIONS

THEORETICAL FLOW RATE (CFS) * _____	0.10	0.10	0.10
DAILY VOLUME (GALLONS) _____	81	104	139
DIVERSION VOLUME (AFA) ** _____	40.7	52.4	69.8

* PUMP EFFICIENCY WAS ASSUMED TO BE 70%.

* DIVERSION VOLUME IS THE ABSOLUTE MAXIMUM VOLUME BASED ON THE
 THEORETICAL FLOW RATE ASSUMING PUMP RUNS CONTINUOUSLY EVERY
 DAY OF THE YEAR.

ACRES @ 0.02 CFS/AC 4.8
 ACRES @ 3.0 ACRE FEET/ACRE 5.0

JAN 11 1994

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho } ss.
County of Lincoln }

APR 30 1993

Department of Water Resources
Southern Region Office

Patty Nance

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

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

21 day of April, 1993,

and the date of the last publication was on the 28 day of

April, 1993.

Patty Nance

Subscribed and sworn to before me this 29th day of

April, 1993.

(SEAL)

Norma DeVoe
NOTARY PUBLIC

19619/5334
LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x's

JAN 11 1994

Lines tabular at _____ 6¢/Pica

704 Lines straight at \$35.20 5¢/Pica

Subsequent lines at 25.16 4¢/Pica

TOTAL COST \$63.36

COPY OF NOTICE

(Paste Here)

Notice of Amendment
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
BILL TO

NOTICE OF AMENDMENT TO A WATER PERMIT

NO. 36-08220 Part

Notice is hereby given that FOUR BROTHERS DAIRY, INC. of Shoshone, ID is the holder of a part of Approved Permit No. 36-08220A with a priority date of 06/29/1983 authorizing the diversion of 6.46 cubic feet per second of water from groundwater in Lot 1 (NW1/4NW1/4), S18, T10S, R20E; County of Jerome, to be used for irrigation of 323 acres within NE1/4NE1/4, SW1/4NE1/4, SE1/4NE1/4, NE1/4SE1/4, NW1/4SE1/4, SE1/4SE1/4, S13, T10S, R19E; NW1/4, S18, T10S, R20E; Jerome County.

This Application for Amendment proposes to change points of diversion, change place of use from Basin 36 to Basin 37 and change nature of use.

The permit holder has applied to the Department of Water Resources for an Amendment to the Permit, to be changed as follows:

Water Right No. 36-08220F

Amount: 0.10 cfs

Period of Use: 01/01 to 12/31

Point of Diversion: Two (2) existing wells within NE1/4SE1/4, S8, T05S, R17E, Lincoln County.

Place of Use: Commercial and stockwater within NE1/4SE1/4, S8, T05S, R17E.

Any protest against approval of the amendment to Permit No. to create a new water right shall be filed with the Department of Water Resources, 1111 West 1st Street East, P.O. Box 1000, on or before May 10, 1993.

R. Keith Higginson, Director

Published in the Lincoln County Journal and North Side News on 4/21 & 4/28/93.

Pub: 4/21/93 119619

AFFIDAVIT of PUBLICATION

RECEIVED

APR 30 1993

State of Idaho } ss.
County of Jerome }

Department of Water Resources
Southern Region Office

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

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 21 day of April, 1993, and the date of the last publication was on the 28 day of April, 1993.

Patty Nance
Subscribed and sworn to before me this 29th day of April, 1993.
(SEAL)

Norma De We
NOTARY PUBLIC

#19616/5723
NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2X'S

JAN 11 1994

Lines tabular at _____ 6¢/Pica
704 Lines straight at \$35.20 5¢/Pica
Subsequent lines at 28.16 4¢/Pica
TOTAL COST \$63.36

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(Paste Here)

Notice of Amendment
#36-08220 Part

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

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This Application for Amendment proposes to change points of diversion, change place of use from Basin 36 to Basin 37 and change nature of use.

The permit holder has applied to the Department of Water Resources for an Amendment to the Permit, to be changed as follows:

Water Right No. 36-08220F

Amount: 0.10 cfs

Period of Use: 01/01 to 12/31

Point of Diversion: Two (2) existing wells within NE1/4SE1/4, S8, T05S, R17E; Lincoln County.

Place of Use: Commercial and stockwater within NE1/4SE1/4, S8, T05S, R17E.

Any protest against approval of the amending of Permit No. to create 36-08220F as set forth above must be filed with the Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before May 10, 1993.

R. Keith Higginson, Director

Published in the Lincoln County Journal and North Side News on 4/21 & 4/28/93.

PUB: 4/21/93 N19616

NOTICE OF AMENDMENT TO A WATER
PERMIT

NO. 36-08220 Part

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R. Keith Higginson, Director

Published in the Lincoln County Journal and North Side News on 4/21 & 4/28/93.

RECEIVED

JAN 11 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

09-Apr-1993

R. KEITH HIGGINSON
Director

LINCOLN COUNTY JOURNAL
PO BOX 468
JEROME ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the 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
Secretary/Office Coordinator

Enclosure

RECEIVED

JAN 11 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

09-Apr-1993

R. KEITH HIGGINSON
Director

NORTHSIDE NEWS
PO BOX 468
JEROME ID 83338

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Secretary/Office Coordinator

Enclosure

APR 11 1994

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Amount: 0.10 cfs

Period of Use: 01/01 to 12/31

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Place of Use: Commercial and stockwater within NE1/4SE1/4, S8, T05S, R17E.

Any protest against approval of the amending of Permit No. to create 36-08220F as set forth above must be filed with the Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before May 10, 1993.

R. Keith Higginson, Director

Published in the Lincoln County Journal and North Side News on 4/21 & 4/28/93.

RECORDED

JAN 11 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

09-Apr-1993

R. KEITH HIGGINSON
Director

ANDREW FITZGERALD SEC/TREAS
NORTH VALLEY MILK INC, FOUR BROTHERS DAIRY
425 N 250 W
SHOSHONE ID 83352

Re: Applications for Amendment, 36-08220F & 36-08220G

Dear Mr. Fitzgerald:

The Department of Water Resources acknowledges receipt of your applications for amendment of a permit.

This office will be advertising the applications in the Lincoln County Journal and North Side News on 4/21 & 4/28/93. A period of ten days following the second publication will be allowed for the submittal of protests.

If the applications are 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. 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
Mel Schulte
Water Right Agent

MS:MB

[Handwritten signature]

JAN 11 1994