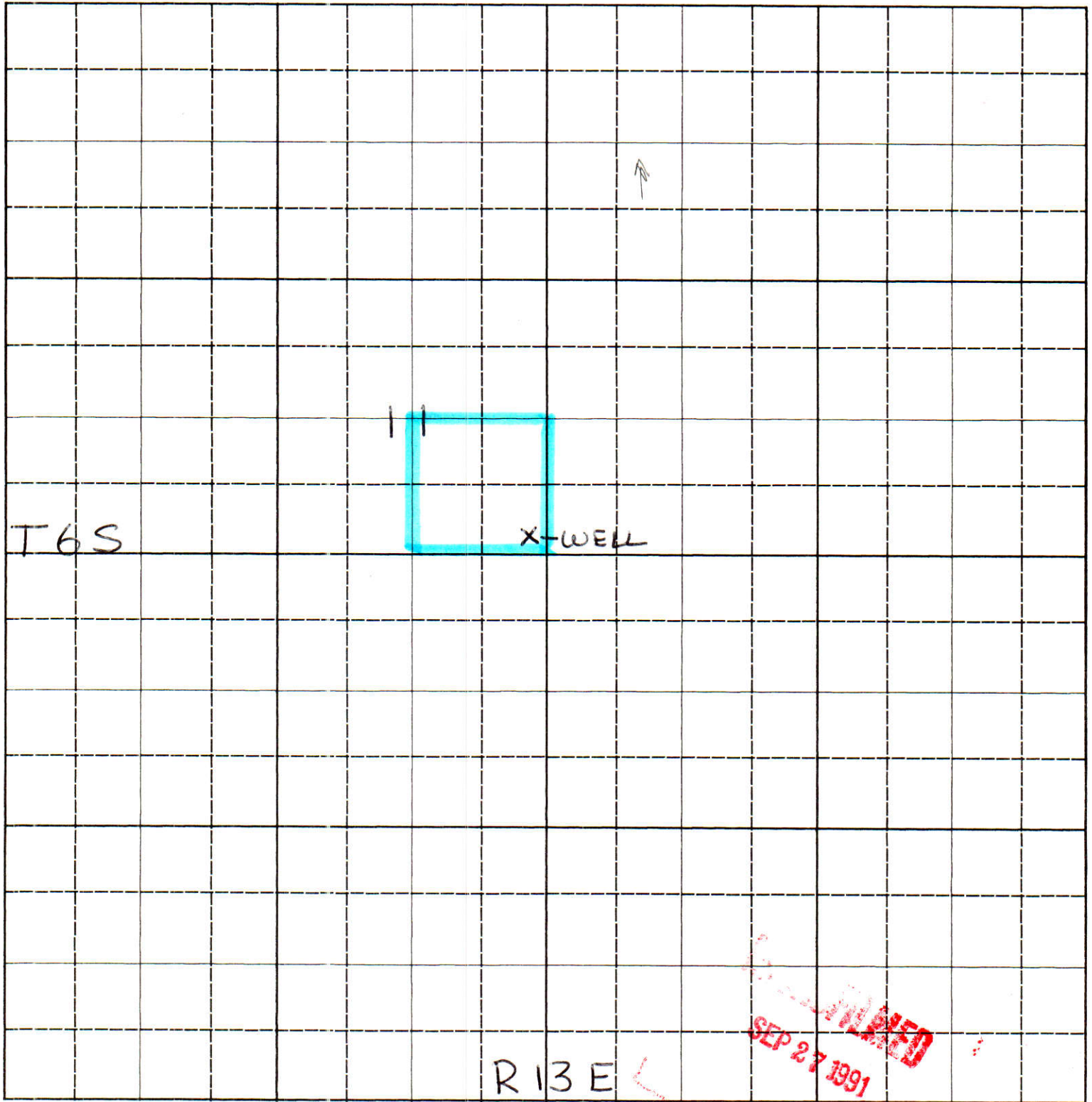


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Los Caballeros Ltd
by Valhalla Enterprises, Inc. General Partner
by Michael Valhalla, Pres.
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED
AUG 23 1991

State of Idaho }
County of Gooding } ss.

Department of Water Resources

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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

14th day of Aug., 1991.

and the date of the last publication was on the 21st day of

Aug., 1991.

Subscribed and sworn to before me this 22nd day of

Aug., 1991.

(SEAL)

NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x

Lines tabular at _____ 6¢/Pica

309.3 Lines straight at 15.47 5¢/Pica

Subsequent lines at 12.38 4¢/Pica

TOTAL COST 27.85

COPY OF NOTICE

(Paste Here)

Not. Appl. Trust Wt. Rt.
TITLE OF NOTICE
Los Caballeros Ltd.
36-08322
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08322

LOS CABALLEROS LTD.

1126 U.S. 26

BLISS, ID 833140000

Source: GROUNDWATER

Diversin Pt: SESESE

Sec 11 T 06S R 13E

Use: IRRIGATION (3.200 CFS)

Total Diversion: (3.200 CFS)

Date Filed: 2/4/1987

In: T06S R13E S11 NESE NWSE

SWSE SESE

160.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before SEPTEMBER 3, 1991.

-s- R. Keith Higginson, Director

Pub: 8-14, 21 G7890

7-8 pt. per line tabular.....6¢/Pica

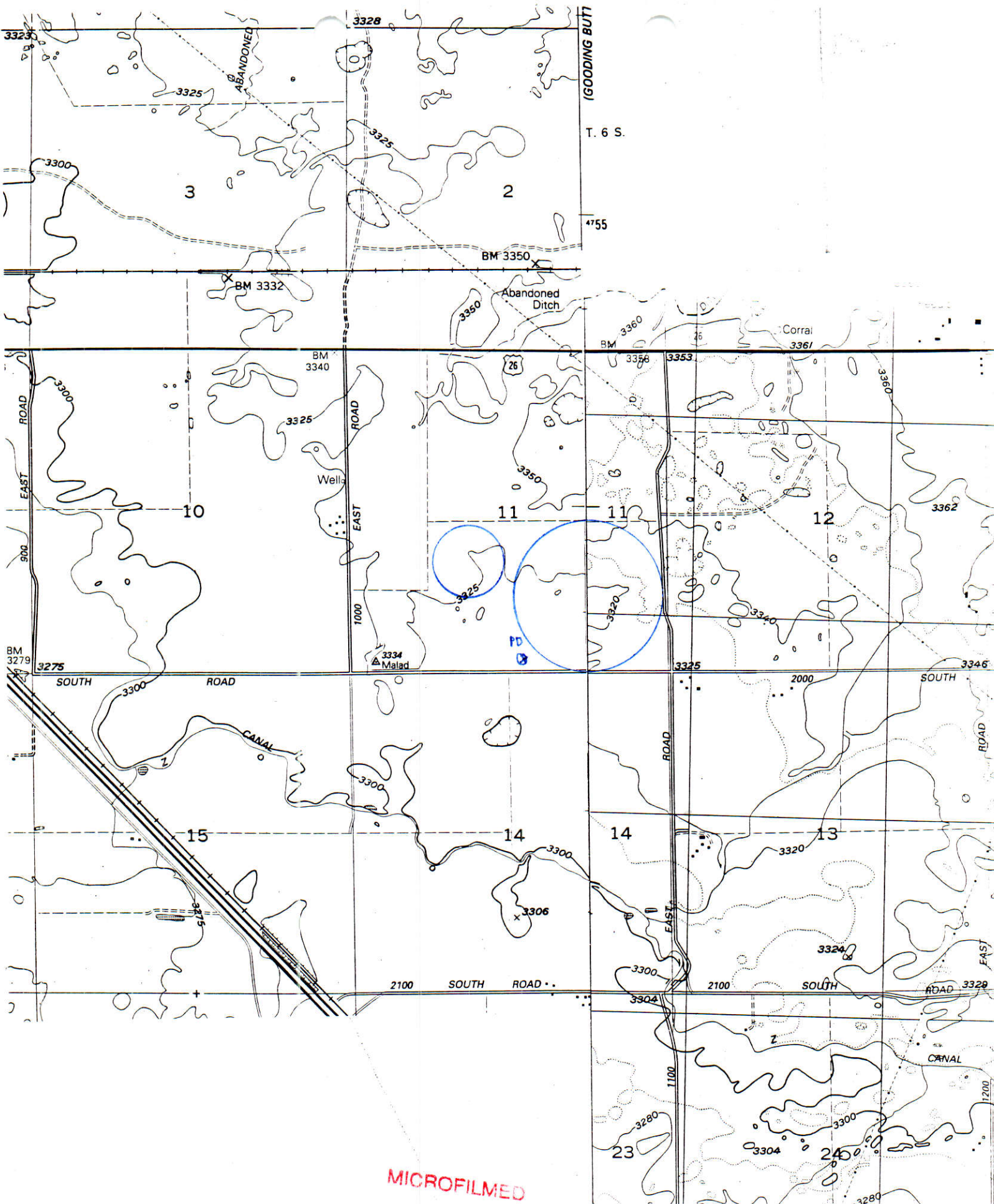
7-8 pt. per line straight.....5¢/Pica

7-8 pt. per line successive

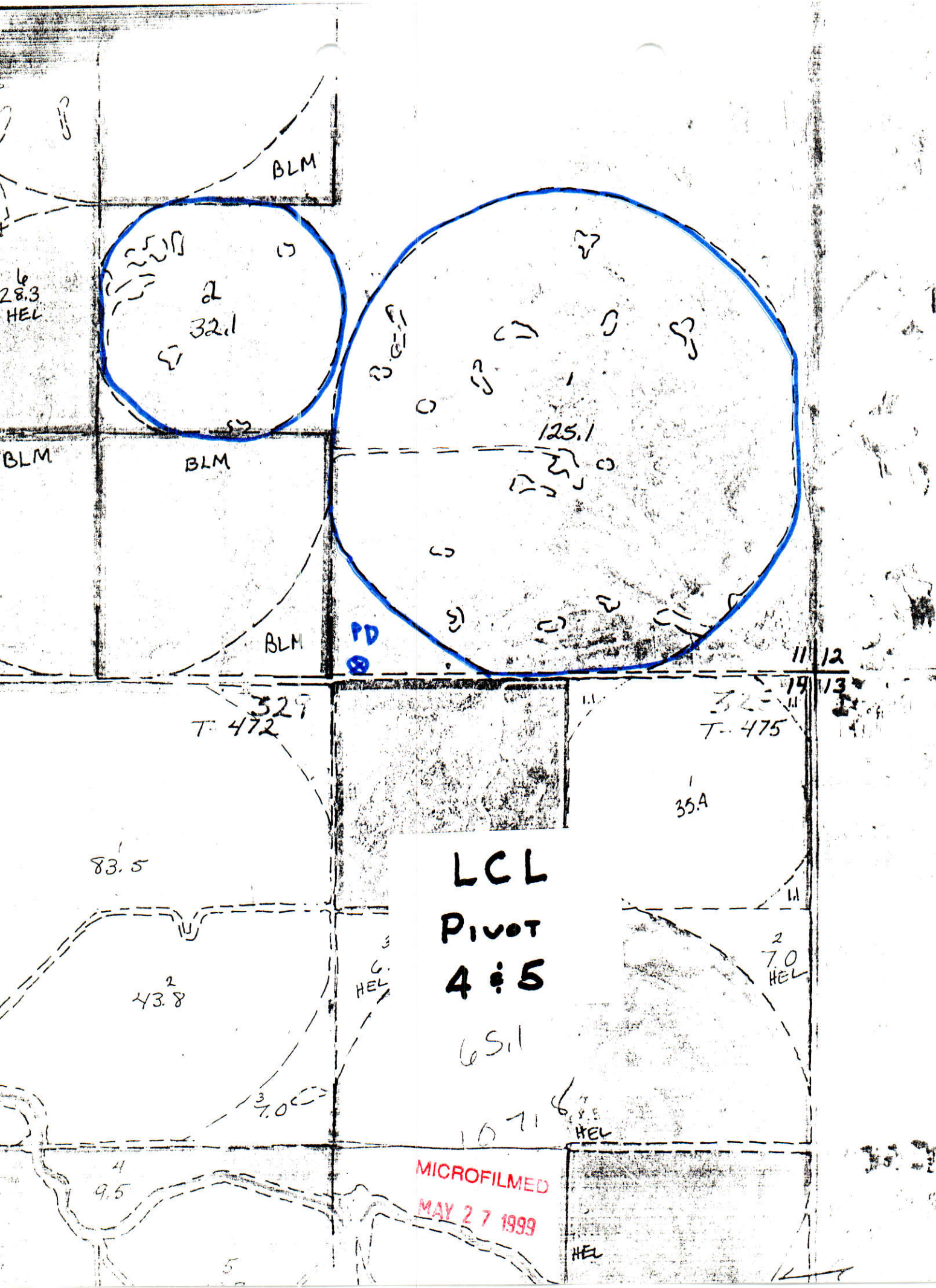
insertions.....4¢/Pica

No 5117

7890



MICROFILMED
MAY 27 1999



BLM

28.3
HEL

2
32.1

BLM

BLM

125.1

BLM

PD

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14 13

32.9
T-472

32.9
T-475

35.4

LCL
Pivot
4 ÷ 5

65.1

MICROFILMED
MAY 27 1999

83.5

2
43.8

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2
7.0
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4
9.5

3
7.0

107.6
HEL

HEL



Diversion Works



Big Pivot



Small Pivot

MICROFILMED
MAY 27 1999

37-8757

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08757

Priority: February 4, 1987

Maximum Diversion Rate:

2.56 CFS

Maximum Diversion Volume:

640.0 AF

This is to certify, that LOS CABALLEROS LTD

PO BOX S

BONNERS FERRY ID 83805

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 4, 1987; and has submitted Proof of Beneficial Use on August 29, 1994. An examination indicates that the works have a diversion capacity of 2.560 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.56 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 11, Township 06S, Range 13E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	13E	11	NESW 33	NESE 32	NWSE 31	
			SWSE 32	SESE 32		160

Total number of acres irrigated: 160

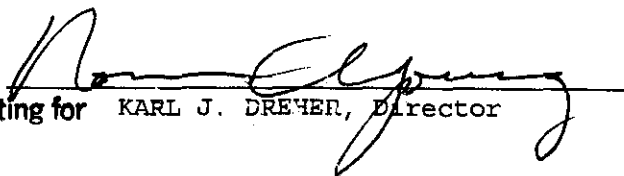
CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
3. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 16TH day of

April, 1999.

MICROFILMED
MAY 27 1999

Acting for  KARL J. DREHER, Director

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 37-08757

Date of Priority: February 4, 1987

Maximum Diversion Rate: 2.56 CFS

Maximum Diversion Volume: 640.0 AF

Comes now
PO BOX S
BONNERS FERRY ID 83805

LOS CABALLEROS LTD

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. 37-08757, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	2.56 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 11, Township 06S, Range 13E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	13E	11	NESW 33	NESE 32	NWSE 31	
			SWSE 32	SESE 32		160

Total number of acres irrigated: 160

MICROFILMED
MAY 27 1999

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Bonnerr Ferry ID, this 12th day of April, 1999.

Walter E. Engstrom, Inc. Co.
by [Signature]
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-08757

FOR DEPARTMENT USE ONLY

Preliminary check by UW Fee = \$50.00 Receipted by UW # 0045148 Date 4/15/99

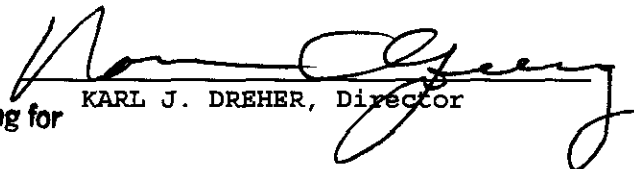
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 37-08757 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
3. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

Witness my hand this 16TH day of April, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED
MAY 27 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 37-08757 Telephone No. 208-267-5595
2. Name(s) of Permit Holder(s): LOS CABALLEROS LTD
3. Mailing Address: Box S BONNIERS FERRY ID 83805
4. Source of Water: GROUND WATER If GROUNDWATER (well), Date Drilled: mo. 12 / yr. 91
 - a. Well Driller: EATON DRILLING & PUMP SERV Drilling Permit Number: UNKNOWN
37 91 S 0163
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): 98
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 160 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 3.2 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____ or No ☒
	Has the measuring device been installed?	Yes _____ 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: \$ 175.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: LEWIS DAVENPORT Telephone Number: 934-5609
Address: 1737 E 1800 S GOODING ID 83330
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: Los Caballeros Ltd by Michael M. Hill Date: 8-26-94
(Include your title, if on behalf of company or organization)

OCT 20 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08757

Proposed Priority: February 4, 1987 Maximum Diversion Rate: 3.20 CFS

This is to certify, that LOS CABALLEROS LTD
1126 US 26
BLISS ID 833140000

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>
-----------------------	----------------------	--------------------------

IRRIGATION	03/15 to 11/15	3.20 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: SESESE Sec. 11, Township 06S, Range 13E
GOODING County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	13E	11	NESE 40	NWSE 40	SWSE 40	160
			SESE 40			

Total number of acres irrigated: 160

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1994.
2. Subject to all prior water rights.
3. 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.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

SEP 27 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08757

CONDITIONS/REMARKS:

9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

17th day of September, 1991.

R. Keith Higginson
R. Keith Higginson, Director
for

RECORDED
SEP 27 1991

RECEIVED

RECEIVED

FEB 04 1987

FEB 5 1987

Form 202
6/85

Department of Water Resources

STATE OF IDAHO

Department of Water Resources
Southern Region Office

Ident. No.

36-8322

37-8757

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant LOS CABALLEROS LTD Phone 352-4240
Post office address H. C. BOX 1545, Bliss, ID. 83314
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 11 Township 6S Range 13E B.M. Gooding County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 3.2 for Irrigation purposes from March 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 3.2 and/or (b) 1561
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. deep well, pump, mainline, sprinklers
 - b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 16 inches; proposed depth of well is 150 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

SEP 27 1987

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
6S	13E	11													40	40	40	40	160

Total number of acres to be irrigated 160

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? LOS CABALLEROS LTD

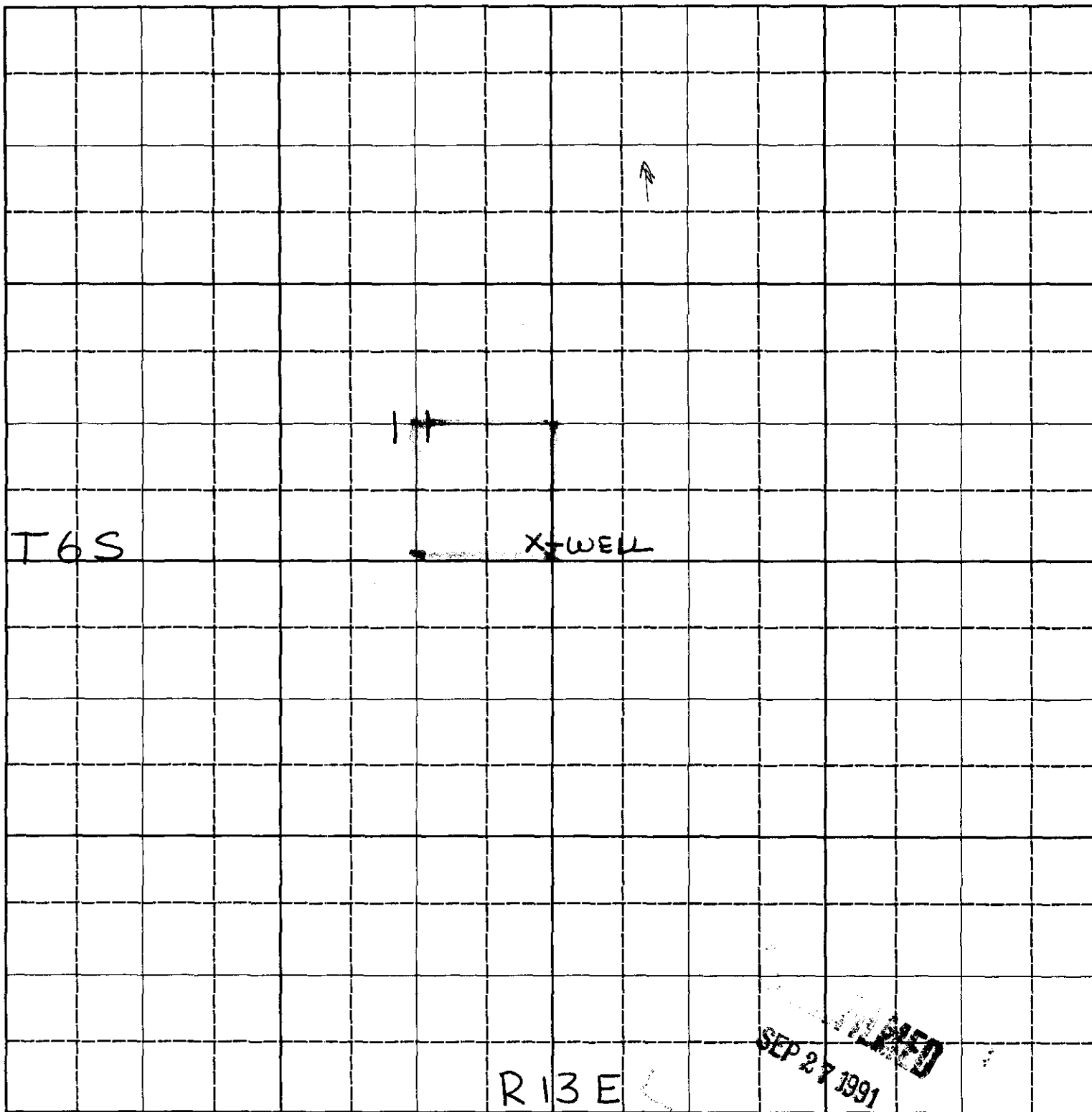
b. Who owns the land to be irrigated or place of use? LOS CABALLEROS LTD

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: _____

FILED
SEP 27 1991

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.

Los Caballeros Ltd
by Valletti Enterprise, Inc. General Partner
by Ronald Valletti, Pres
(Applicant)

Received by MB 2/6/87 Date 2-4-87 Time 8:25 Preliminary check by VBla
Fee \$ 105⁰⁰ Receipted by M. Baldwin # 40672 Date 2/6/87
Publication prepared by Balm Date 8-7-91 Published in Gooding County Leader
Publication approved _____ Date _____

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:

RECEIVED

SEP 27 1991

AFFIDAVIT of PUBLICATION

RECEIVED

AUG 23 1991

State of Idaho }
County of Gooding } ss.

Department of Water Resources

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 14th day of Aug., 1991, and the date of the last publication was on the 21st day of Aug., 1991.

Subscribed and sworn to before me this 22nd day of Aug., 1991.
(SEAL)

[Signature]
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2x

Lines tabular at _____ 6¢/Pica
309.3 Lines straight at 15.47 5¢/Pica
Subsequent lines at 12.38 4¢/Pica
TOTAL COST 27.85

COPY OF NOTICE

(Paste Here)

Not. Appl. Trust Wat. Rt.
Los Caballeros Ltd.

FILE OF NOTICE

36-08322
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO

NOTICE OF TRUST

LOS CABALLEROS LTD.

BEING ID 883140000

Source: GROUNDWATER

160.0 ACRES TOTAL

The permit will be subject to all prior water rights. Protests may be submitted on the criteria of Sec. 43-2304, Idaho Code and/or the new public interest criteria of Sec. 43-2305, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse East, Boise, Idaho 83720 on or before SEPTEMBER 1, 1991.

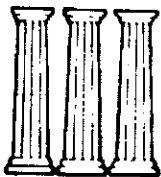
By: [Signature] Director
Pub: 8-14, 21. 87880

7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

No 5117

7890

016
8-26-91



vilelli
enterprises
inc.

April 28, 1999

To: Shelley W. Keen
Department of Water Resources

VIA FACSIMILE ONLY: 208-327-7866

From: Los Caballeros Ltd.
Richard A. Vilelli

RE: Water Right No. 37-08757* *see also*

Would you please change the address for Los Caballeros Ltd for the above water rights and all other water rights our have registered under our name. Thank you.

Old Address

PO box S
Bonners Ferry ID 83805

New Address
Los Caballeros Ltd
HCR 61, Box 169
Bonners Ferry, Id 83805

Sincerely,
Los Caballeros Ltd.
Vilelli Enterprises Inc., General Partner

Richard A. Vilelli, President

* 37- ~~08755~~
37 - 08756A ✓
37 - 08756B ✓

WR 2 updated for each right.
Kari Lynne
4.29.99

HCR 61 Box 169, Bonners Ferry, Idaho 83805 • Phone & FAX (208) 267-7625

Offices in Colorado, Idaho & Washington

RECEIVED MED

1999



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

April 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LOS CABALLEROS LTD
PO BOX S
BONNERS FERRY ID 83805

RE: WATER RIGHT NO. 37-08757

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

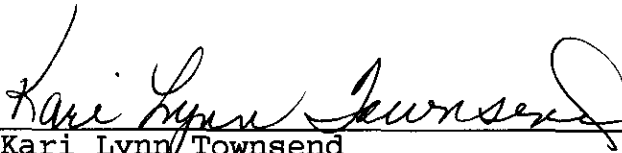
MAY 27 1999

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of April, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 37-08757

LOS CABALLEROS LTD
PO BOX S
BONNERS FERRY ID 83805


Kari Lynn Townsend
Secretary

MICROFILMED
MAY 27 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

MAY 27 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

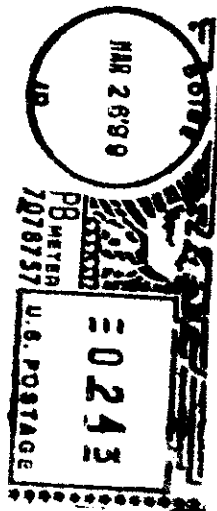
The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
MAY 27 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PRESORTED
FIRST CLASS



VILL 000

L37-08757
LOS CABALLEROS LTD
PO BOX 5
BONNERS FERRY

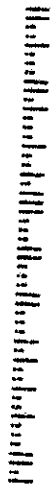
ID 83805

VILL000*
RETURN TO SENDER
VILLLELLI ENTERPRISES
HC 01 BOX 169
BONNERS FERRY ID 83805-9536

RECEIVED
APR 05 1999
MICROFILMED
Department of Water Resources

MAY 2 1999

83720-0098





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

March 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LOS CABALLEROS LTD
PO BOX S
BONNERS FERRY ID 83805

RE: WATER RIGHT NO. 37-08757

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and place(s) of use and other information as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
MAY 27 1999

B/U FIELD EXAM REVIEW

By CindyPermit #: 37-8757 Name: Ros Caballeros Date: 3/24/99 ✓ Lots ✓

NAME	Chng <u>✓</u> Same <u>✓</u>	Or Address Change? <u>Box S Bonner's Ferry</u>
SOURCE	<u>✓</u>	Clarify source <u> </u> Prelim. Order to Void - Source change.
P/D	<u>✓</u>	Amendment Needed? Addn'l 1/4? <u>Legal 500 S WSE</u> ~~P38~~ Same 1/4? <u>W32</u> <u>P36</u> Overlap(s) <u>none</u>
P/U	<u>✓</u>	Amendment Needed? <u>add NESW redistribute areas. P41</u> Overlap(s) <u>none</u> (Gov't use special T's) <u> </u> *P/D & P/U Amend? <u>P37</u>
RATE	<u>✓</u>	Permit/proof fee limits <u>3.20</u> / <u>4.00</u> Measured Quantity = <u> </u> cfs Theoretical Quantity = <u>2.56</u> cfs * per manufacture: $270 \text{ gpm} + 880 \text{ gpm} = 2.56 \text{ cfs}$ (HP) $\frac{8.8 \times 0.70 \times 200}{104 + (2.31 \times 40)} = 6.27 \text{ cfs}$ <u>✓</u> Recommended capacity <u>2.56</u> * cfs <u>✓</u> Recommended rate <u>2.56</u> cfs
VOLUME	<u>✓</u>	Season: <u>(C 1 4.0)</u> <u>4/1 - 10/31</u> = <u>214</u> days Calculations: <u>$160 \text{ ac} \times 4.0 \text{ AF/ac} = 640 \text{ AF}$</u> <u>✓</u> Flow limit: <u>2.56</u> cfs x <u>214</u> days/yr. x 1.9835 = <u>1086.6</u> AF Recommended volume <u>640.0</u> AF
USES	<u>✓</u>	Same Nature of Use? <u> </u> <u>P46</u> Amendment Needed? <u> </u>
REMARKS	<u>+</u>	Multiple p/d's in same 1/4? Use W32 <u> </u>
CONDITIONS	<u>✓</u>	Measuring Device (R43) or Lockable Controlling Works (R02) <u> </u> Watermaster Control (R04) - WD # <u> </u> <u>R64</u> Irrigation rate/annual volume overlap <u> </u> <u>+</u> GW irrigation replaces surface water (050) <u> </u> <u>+</u> GW irrigation supplements surface water (065) <u> </u> <u>+</u> Water Quality <u> </u> <u>✓</u> Other Trust: <u>R95, 052</u>
PRIORITY	App Rcd <u>2/4/87</u> Due <u>9/1/94</u> Rcd <u>8/29/94</u> Receipt# <u>1031148</u> Fee OK? <u>(Yes) No \$175</u> Order to Reinstate Needed? <u>Yes</u> <u>(No) Done?</u> <u> </u> Advanced to: <u> </u> Priority <u>2/4/87</u> Examined <u>2/24/95</u>	

COMMENTS: flow limited by system capacity.

USE	CFS	VOLUME
<u>irr</u>	<u>2.56</u>	<u>640.0</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u>TOTAL</u>	<u>2.56</u>	<u>640.0</u>

SRBA Overlap none
Adjustment Memo
LICENSE
#1 AMEND: P37 /P38
#2 AMEND: (P32)(C)P47

MEMORANDUM

DATE: March 25, 1999
TO: File No. 37-08757
FROM: Cindy Lou Zimmermann³.
SUBJECT: Review of Beneficial Use Field Report

The exam included information from the pivot manufacture identifying the total water flow from each pivot. The combined total flow was 2.56 cfs. Also included in the file is a copy of the worksheet from the Water Measurement Program. The worksheet identifies a diversion of 2.41 cfs. A note on the worksheet questions the low flow rate. The worksheet measurement does not include the end gun on the big pivot operating. The difference between the two rates is about 4%; therefore, my recommendation will follow the manufacture's data.

Examiner: Jim Stanton
Examined: August 24, 1995

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MAY 27 1999

Data from field
Survey 8-14-97

West ESPA WMD

ijl

A0002808
LOS CAB#4-5

08-14 08:33:00
1.143E 3GPM

OUTER DIAMETER
10.040 IN

WALL THICKNESS
0.1000 IN

SPACING
7.542 IN

08-14 08:43:00 *H
+002.00 % AI2

0367.9 MMSEC
100.05 % T0

08:49+ 1.091E 3GPM 00R
+00000 *10 G 00R
-00000 *10 G 00R

08:51+ 1.071E 3GPM 00R
+00216 *10 G 00R
-00000 *10 G 00R

08:53+ 1.073E 3GPM 00R
+00433 *10 G 00R
-00000 *10 G 00R

08:55+ 1.085E 3GPM 00R
+00650 *10 G 00R
-00000 *10 G 00R

08:57+ 1.084E 3GPM 00R
+00866 *10 G 00R
-00000 *10 G 00R

08:59+ 1.084E 3GPM 00R
1082 +01082 *10 G 00R
-00000 *10 G 00R

MM-DD HH:MM
08-14 08:59 A0002808

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MAY 27 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Water Measurement Program

POWER CONSUMPTION COEFFICIENT WORKSHEETDate of test 8-11-97Person performing test CHODGES BSCHOLER

Name:	
Water Right No:	<u>37-08757</u>
Legal Description:	<u>T 6S R 13E Sec 11 SW 1/4 SW 1/4 SE 1/4</u>
Site Tag No:	<u>A0002808</u>
Diversion Name:	<u>Well #45</u>

Current OwnerName LOS CABALLEROS Phone _____
Last First MI

Address _____ City _____ State _____ Zip _____

Operator (if leased or operated by someone else)Name LEWIS DAVENPORT Phone 934 5600 (?)
Last First MI**SECTION I WELL SITE IDENTIFICATION****Global Positioning System Data:**

Data Collection Filename _____ Offset _____

IDWR Site Tag Identification No. A0002808Site Tag location description: SERVICE PUG well

PLS/USGS Locator _____

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MAY 27 1999

For Department/District Use Only

Received by _____ Date _____

Reviewed by _____ Date _____

Data Entry by Cjh Date 8-18-97

Well Pump and Motor Information *See Inventory*

PUMP DATA		MOTOR DATA	
Manufacturer		Manufacturer	
Serial Number		Serial Number	
Model Number		Rated Horsepower	200
Type		Rated Amps	
Impeller Diameter		Rated Volts	
Rated Speed		Rated Speed	
Rated Discharge		Phase	
Rated Head		Service Factor	

Booster Pump and Motor Information

PUMP DATA		MOTOR DATA	
Manufacturer		Manufacturer	
Serial Number		Serial Number	
Model Number		Rated Horsepower	
Type		Rated Amps	
Impeller Diameter		Rated Volts	
Rated Speed		Rated Speed	
Rated Discharge		Phase	
Rated Head		Service Factor	

Power and Water Metering Information

KILOWATT HOUR METER		WATER MEASUREMENT METER and MOUNTING PIPE INFORMATION	
Utility	IP	METER INFORMATION	
Pole No.	2026	Manufacturer	Tyme Flyte
Meter Manufacturer	G	Model Number	
Meter Serial No.	62085179	Type	Polysonic
Disc Constant(Kh)	4.8	PIPE INFORMATION	
Rated Voltage	480	Pipe material	CS
Demand	$2.63 \times 40 = 105.2$	Outside Diameter	10.04
Multiplier (Mult)	40	Inside Diameter	
CTR (Current) PTR (Voltage)		Distance of straight pipe upstream and down	Upstream /Down +10/+5

Wall =
.100
Space =
7.542

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MAY 27 1999

Determination of Power Consumption Coefficient

Kilowatts of Energy Consumed

$KW = 3.6 \times Kh \times \text{Multiplier} \times \text{No. of revolutions}(N) \div \text{Time}(T) \text{ in seconds per } N$

Cond.#1 $N = 5$ (No. of Disc Rev) Time (sec) = $(33.12) + (33.13) + (33.07) / 3 = 33.11$ Ave

3.6×4.8 (Kh) $\times 40$ (Mult) $\times 5$ (N) $\div 33.11$ (T) = 104.38 KW

Cond.#2 $N =$ (No. of Disc Rev) Time (sec) = () + () + () / 3 = Ave

$3.6 \times$ (Kh) $\times$ (Mult) $\times$ (N) $\div$ (T) = KW

Cond.#3 $N =$ (No. of Disc Rev) Time (sec) = () + () + () / 3 = Ave

$3.6 \times$ (Kh) $\times$ (Mult) $\times$ (N) $\div$ (T) = KW

Measured Flow Rate and Discharge Pressure - Enter flow rate as determined by the "standard" water measurement meter in GPM, and discharge pressure measured in PSI. Attach documentation to support data such as notes, printout tapes etc.

GPM Cond. #1 1082 #2 44 #3

PSI Cond. #1 44 #2 #3

Power Consumption Coefficient (PCC) = $KW \times 5431 \div GPM$

PCC Cond. #1 = 104.38 (KW) $\times 5431 \div 1082$ (gpm) = 523.93 (kWh/ac.ft)

Percent of seasonal use 100

PCC Cond. #2 = (KW) $\times 5431 \div$ (gpm) = (kWh/ac.ft)

Percent of seasonal use

PCC Cond. #3 = (KW) $\times 5431 \div$ (gpm) = (kWh/ac.ft)

Percent of seasonal use

Is the system operator required to track and report changes in system operation? Yes / No
(see form PCC3)

Water Level Data

Does the well have access to measure water levels? Yes / No

Static Water Level ft Pumping Water Level ft (at condition #)

Date

DATE
MICROFILMED

MAY 27 1999

Describe system operating conditions and how percentage of seasonal use was obtained:

1, 4-TOWER, - PLUS ONE 9-TOWER MINN PIVOTS (LOW PRESS)
operator states both are run together.

Sketch of pumping plant layout or attach photograph of pumping plant and piping:

see inventory

Comments: Flow seems low for 2 pivots - both low press so OK

I certify that the above information is true and correct to the best of my knowledge and ability and the measurements taken and recorded are in accordance with the standards and specifications of the equipment used.

Signature

Cindy Hodges
(person performing measurements)

Date

8-14-97

MICROFILMED

MAY 27 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 27 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-08757

1. Owner: Los Caballeros Ltd. Phone No. 208-267-5595

Current Address: C/O Richard Vilelli, Box S, Bonner's Ferry, ID 83805

2. Accompanied by: Lewis Davenport EXAM DATE: 8-24-95

Address: 1737-A E 1800 S, Gooding, ID Phone No. 934-5600

Relationship to Permit Holder: partner & farm operator

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	SE	11	6S	13E	Gooding	Aerial photo

2. Place(s) of Use: ~~Not to exceed 160 cfs/4m~~ Indicate Method of Determination Aerial photo

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	13E	11									32				32	32	32	32	128

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MAY 27 1999

[illegible]

✓ Photo of Diversion and System Attached

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	200	BLJ219109	Layne & Bowler	LP92036

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

MAY 27 1995

E. NARRATIVE/REMARKS/COMMENTS

Well, motor, pump, mainline to two pivots (9-tower & 4-tower).
~~This system waters Elgeres that is not covered by any water right. Owner should be advised of this, & the legal ramifications thereof.~~
I have used my own figures for the P/U instead of relying on ASCS acreage numbers. Aerial photo is somewhat distorted, so does not exactly fit my 660-scale overlay. ~~Because of this~~ Although only 9 towers, the big pivot with end gun should cover 132 acres according to manufacturer's data; rock piles reduce the crop acreage somewhat.

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

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MAY 27 1999

F. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

Measured Method:

Theoretical capacity is 6.3 cfs. Design capacity of 2 pivots is 2.56 cfs
Permit is 3.2 cfs. Allow design capacity of 2.56 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 160 \times 4 = 640$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.56 \times 214 \times 1.9835 = 1086.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 640 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	10-31	2.56	640
Totals:			2.56	640

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 J E Stanton Date 9-25-95

Reviewer _____ Date _____

SEAL

MICROFILMED
MAY 27 1999

JAN 31 1994

CHANGE IN ADDRESS

[] Water Right Number (s): 37-8756
37-8757

[] Old Mailing Address: LOS CABALLEROS LTD
1126 U S 26
BLISS ID 83314

[] New Mailing Address: LOS CABALLEROS LTD Attn: Richard Vilelli
Box S
BROWERS FERRY ID 83805

New Telephone Number: (208) 267-5595

[] Signature: 

Date: 1-31-94

(Lewis Davenport)

RECEIVED

JAN 31 1994

Department of Water Resources
Southern Region Office

MICROFILMED
MAY 27 1999

37-08757

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 37-8757
DATE: 8-24-75
BY: JE Stanton

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (200) \times (0.70)}{[(94) + (44 \times 2.31)]} = 6.3 \text{ cfs}$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate ()	estimate ()	Pump Make, Serial or ID, rating
well logs (X)	owner gage (X)	
Booster (Y) (N)		

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL =
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

MICROFILMED
MAY 27 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 16, 1991

Los Caballeros Ltd.
HC 60. Box 1545
Bliss, ID 83314

RECEIVED

JAN 17 1991

RE: Application for Permit No. 36-8322

Department of Water Resources
Southern Region Office

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On February 4, 1987 you filed with the Department of Water Resources (Department) Application for Permit No. 36-8322 which proposed the diversion of 3.2 cubic feet per second of groundwater for irrigation of 160 acres.

The Department mailed a letter and questionnaire to you on December 10, 1990. The letter requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaire within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this notice is to provide a second and final opportunity for you to submit the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void applications for which requested information is not submitted. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Section 42-204, Idaho Code.

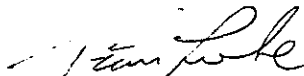
If no development has been completed as authorized by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. Please note, if you are using water without an approved permit, the Department may issue an order requiring you to cease diverting the water.

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MAY 27 1990

36-8322 changed to 37-8957

Please feel free to contact me if you have questions concerning this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tim Luke".

TIM LUKE
Sr. Water Resource Agent

Enclosure
cc: Region

MICROFILMED
MAY 27 1999

SENNINGER IRRIGATION
6416 Old Winter Garden Rd.
Orlando, Florida 32835
(407) 293-5555 FAX 293-5740

SENNINGER PRINT OUT NO. 01-7032			
SLIMAN & BUTLER IRRIGATION			
GOODING, ID			
CUSTOMER: LOS CABALLEROS			
(CIRCLE #5)			
ZIMMATIC GEN II			
TOTAL WATER FLOW (GPM)	-	270.00	
PIVOT PRESSURE (PSI)	-	49.00	
END PIPE PRESSURE (PSI)	-	47.28	
ENDGUN WATER FLOW (GPM)	-	64.93	
NUMBER OF TOWERS	-	4	
TOTAL LENGTH (FT)	-	653.25	

MICROFILM
MAY 27 1995

(55) SENNINGER LO-PRESSURE WOBBLERS ON 8.0 FT DROP PIPES (1) SR-100T (3.0 HP BOOSTER PUMP)
(55) REGULATORS AT 8.0 FT BELOW THE MAIN LINE

5.560 OD X 653 FT



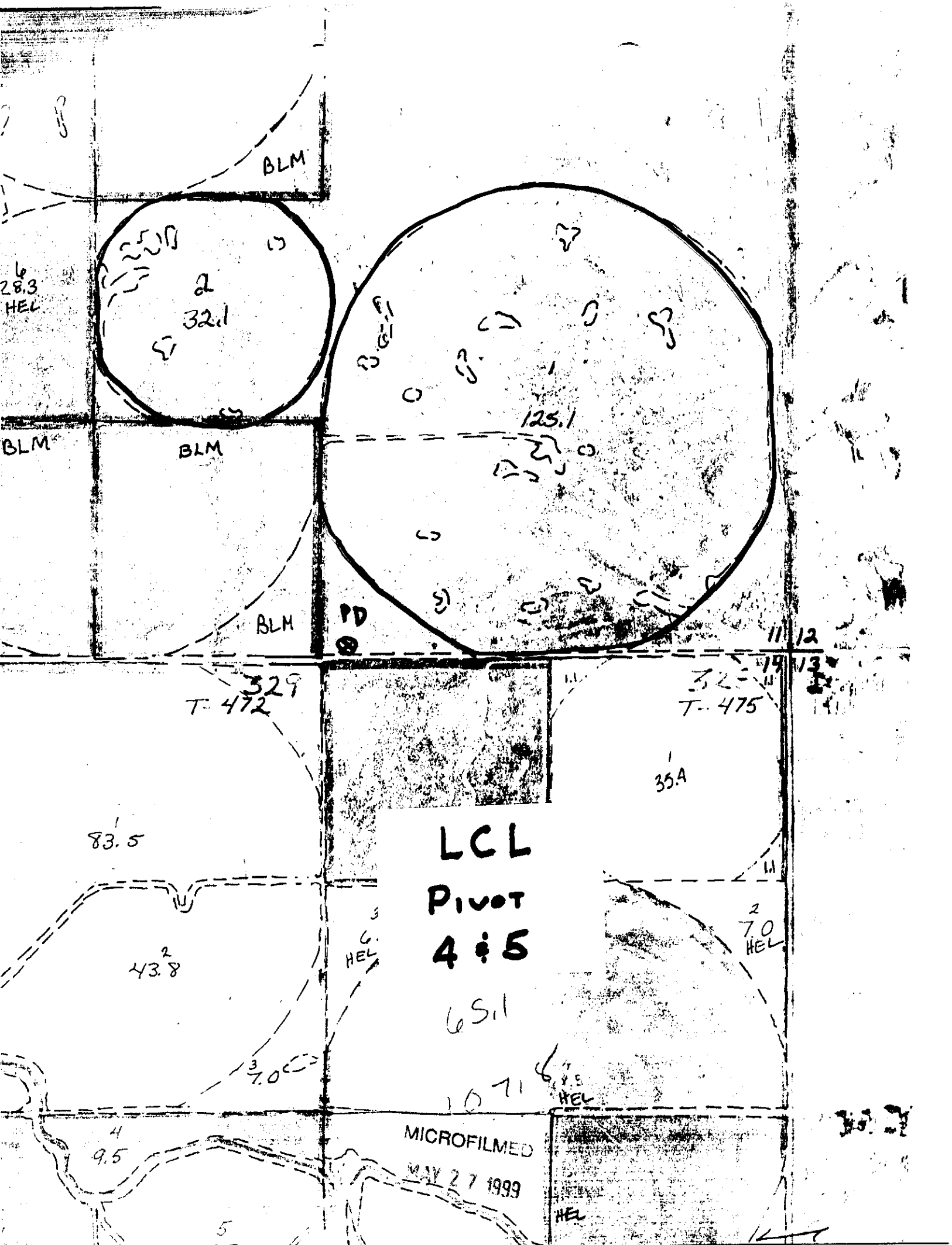
C = 140

FIELD + 0
ELEV - 0

Small pivot Sec. 11

MICROFILMED
MAY 27 1999

Large pivot Sec. 11



SD-0641-2 Last Name: LOS CABALLEROS

S Basin Number: 37 Year: 92

E	Name	Permit	1	1	1	W	S	O	Approval	
L	Last, First	Number	/4	/4	/4	Lt	U	T	G	Date

LOS CABALLEROS LTD	37-92-S-0046-000	06S 14E 16	Reg	SW	SW	I	P	L	04/24/1992
--------------------	------------------	------------	-----	----	----	---	---	---	------------

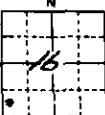
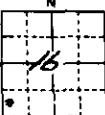
(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

Copy

1. WELL OWNER Name <u>Las Caballeros LTD</u> Address <u>1126 US 26 Bliss</u> Drilling Permit No. <u>37-92-5-046</u> OK Water Right Permit No. <u>37-8010</u>	7. WATER LEVEL Static water level <u>92'</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>85</u> °F. Quality _____ Describe artesian or temperature zones below.																																																																																		
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33/33
Tas Ride 514

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

copy

1. WELL OWNER Name <u>Los Caballeros Ltd.</u> Address <u>1126 US-26 Bliss Id 83314</u> Owner's Permit No. <u>37-90-5-174 ck</u>	7. WATER LEVEL Static water level <u>7.2</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>-85</u> °F. Quality _____ Describe artesian or temperature zones below.																																																																																								
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DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

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USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

SD-0641-2 Last Name: LOS CABALLEROS

S Basin Number: 37 Year: 90

E	Name	Permit	1	1	1	W	S	O	Approval	
L	Last, First	Number	/4	/4	/4	Lt	U	T	G	Date

	LOS CABALLEROS LTD									
		37-90-S-0174-000	06S	13E	01 <i>Log</i> ✓	SW	SE	S	L	00/00/0000
		37-90-S-0150-000	06S	13E	01 <i>Log</i> ✓	SW	SE	L	L	00/00/0000

(Enter=Continue)

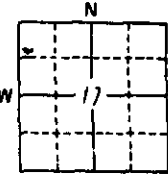
(GOLD 7=This Query)

(Menu _____)

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

copy

1. WELL OWNER Name <u>Los Cabe Heras Ltd.</u> Address <u>1126 U.S. 26 Bliss, Id</u> Drilling Permit No. <u>37 91 S 163</u> Water Right Permit No. <u>37 08756</u>	7. WATER LEVEL Static water level <u>84</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>-85°F.</u> Quality _____ Describe artesian or temperature zones below.																																																																																																																																														
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USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

NW/NW
S17 T6S R14E

Eaton Drilling and Pump Service

copy

ROUTE 1 - BOX 412
WENDELL, IDAHO 83355

EARL NIELSON

208-536-2223

LARRY NIELSON

"Serving Magic Valley Since 1907"

RECEIVED

OCT 03 1991

Department of Water Resources
Southern Region Office

State of Idaho
Dept. of Water Resources
1041 Blue Lakes Blvd. N
Twin Falls, Id. 83301

REQUEST FOR VARIANCE

DATE: 10-2-91

WELL LOCATION: see Perm. # 32-91-5-163

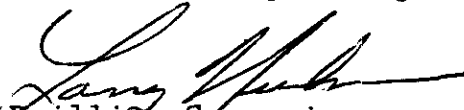
OWNER: Los Cabelleros LTD (John Yore)

Top soil at well location is 2 feet. Request permission to set casing 7 feet into bedrock. Total depth casing set would then be 9 feet below ground surface.

Casing will then be properly sealed with cement grout up to the top of the bedrock.

Thankyou for your attention to this variance request.

Eaton Drilling & Pump Service


Drilling Supervisor

Ver-671 approval given by Gary Kunderburg
10-2-91

MICROFILMED

OCT 27 1993

37-91-5-163

WELL DRILLER'S REPORT

LEH 07-1992

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of it

copy

1. WELL OWNER Region Office Name <u>Los Caballeros LTD</u> Address <u>1126 US-26, Bliss Id 83314</u> Drilling Permit No. <u>37-91-S-163</u> or Water Right Permit No. <u>37-8756</u>	7. WATER LEVEL Static water level <u>94</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>-85</u>°F. Quality _____ Describe artesian or temperature zones below.																																																																													
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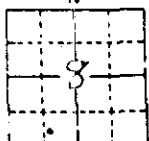
NW/NW T6S R14E S17

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

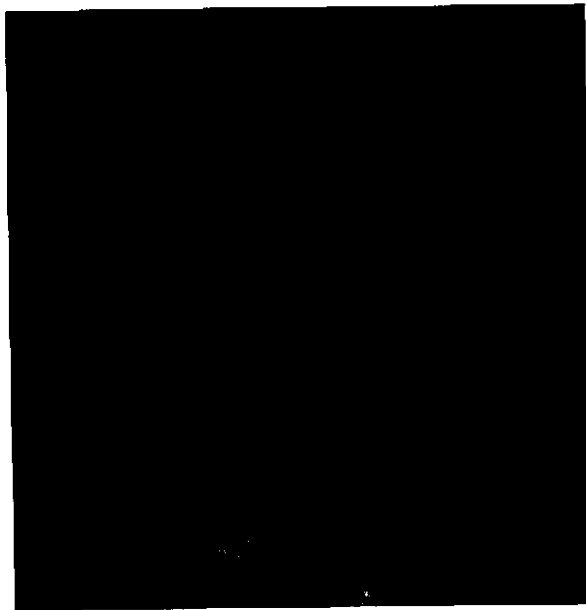
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State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

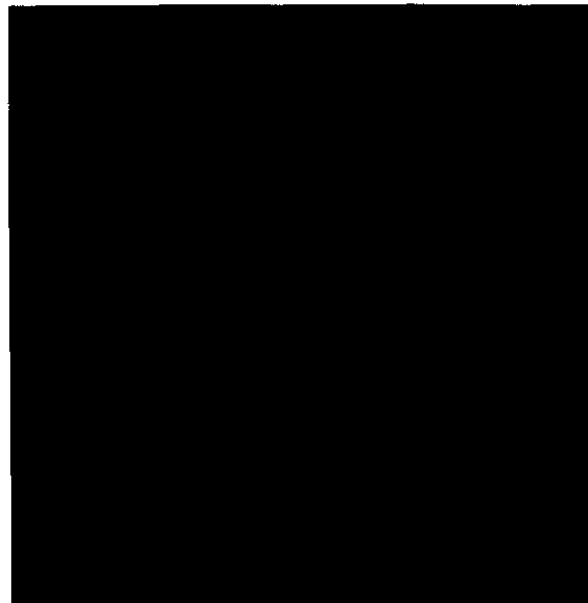
Copy

1. WELL OWNER Name <u>S. J. Williams LTD.</u> Address <u>1124 W. 26th Blvd. #1 83314</u> Drilling Permit No. <u>37 91 S-162</u> Water Right Permit No. <u>37 2256</u>		7. WATER LEVEL Static water level <u>145</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF. Quality _____ Describe artesian or temperature zones below																																																																																																																																																					
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Well diameter increase _____ Abandoned (describe abandonment procedures such as materials plug depths, etc. in lithologic log)		8. WELL TEST DATA ☒ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																																																																	
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>12"</td><td>10</td><td>12</td><td>Top Soil</td><td> </td><td> </td></tr><tr><td>15"</td><td>12</td><td>14</td><td>bl. Lava</td><td> </td><td> </td></tr><tr><td> </td><td>14</td><td>14</td><td>Red + bl. Lava</td><td> </td><td> </td></tr><tr><td> </td><td>14</td><td>50</td><td>bl. Lava</td><td> </td><td> </td></tr><tr><td> </td><td>50</td><td>51</td><td>Crevasse</td><td> </td><td> </td></tr><tr><td> </td><td>51</td><td>62</td><td>bl + Red Lava</td><td> </td><td> </td></tr><tr><td> </td><td>62</td><td>121</td><td>bl. Lava</td><td> </td><td> </td></tr><tr><td> </td><td>121</td><td>130</td><td>Cinders no returns</td><td> </td><td> </td></tr><tr><td> </td><td>130</td><td>161</td><td>Salt</td><td> </td><td> </td></tr><tr><td> </td><td>161</td><td>163</td><td>Crevasse</td><td> </td><td> </td></tr><tr><td> </td><td>163</td><td>204</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>204</td><td>209</td><td>Hard Soft</td><td> </td><td> </td></tr><tr><td> </td><td>209</td><td>210</td><td>Crevasse</td><td> </td><td> </td></tr><tr><td> </td><td>210</td><td>227</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>227</td><td>227</td><td>Crevasse</td><td> </td><td> </td></tr><tr><td> </td><td>227</td><td>242</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>242</td><td>254</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>254</td><td>262</td><td>"</td><td> </td><td> </td></tr><tr><td> </td><td>262</td><td>271</td><td>Crevasse</td><td> </td><td> </td></tr><tr><td> </td><td>271</td><td>274</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>274</td><td>285</td><td>Crevasse</td><td> </td><td> </td></tr><tr><td> </td><td>285</td><td>315</td><td>Clay</td><td> </td><td> </td></tr><tr><td> </td><td>315</td><td>348</td><td>"</td><td> </td><td> </td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	12"	10	12	Top Soil			15"	12	14	bl. Lava				14	14	Red + bl. Lava				14	50	bl. Lava				50	51	Crevasse				51	62	bl + Red Lava				62	121	bl. Lava				121	130	Cinders no returns				130	161	Salt				161	163	Crevasse				163	204	Hard				204	209	Hard Soft				209	210	Crevasse				210	227	Hard				227	227	Crevasse				227	242	Hard				242	254	Hard				254	262	"				262	271	Crevasse				271	274	Hard				274	285	Crevasse				285	315	Clay				315	348	"		
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																																																																																																																																							
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>25 inches</td><td>16 inches</td><td>1 feet</td><td>10 feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>10</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port <u>Welded pipe</u>		Thickness	Diameter	From	To	25 inches	16 inches	1 feet	10 feet																																																																																																																																														
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Gooding</u> S.E. 1/4 Sec. <u>8</u> T. <u>6</u> S. R. <u>14</u> E. W. _____ MICROFILMED 27 1999		10. Work started <u>12-23-91</u> finished <u>1-10-92</u>																																																																																																																																																					
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Edwin & Son</u> Firm No. <u>26</u> Address <u>Wendell</u> Date <u>12-10-91</u> Signed by (Firm Official) _____ and _____ (Operator) <u>John P. P.</u>																																																																																																																																																							

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT



Diversion Works



Big Pivot

RECEIVED
MAY 27 1999

Small Pivot

37-8757



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 17, 1994

LOS CABALLEROS
P O BOX S
BONNERS FERRY ID 83805

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 37-08757

Dear Permit Holder:

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

OCT 20 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

September 15, 1994

Los Caballeros Ltd.
Box S
Bonners Ferry, ID 83805

RE: Water Right No. 37-08757

Dear Permit Holder:

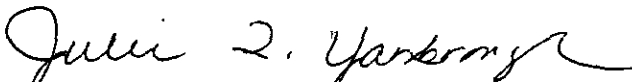
I am in receipt of the proof of beneficial use which the Department received on August 29, 1994. Before I can finish processing the proof I need some additional information.

You state on the proof form that the well drilled under this permit was drilled in December of 1991, by Eaton Drilling & Pump Service. A drilling permit is required for all wells drilled after July 1, 1987. I have been unable to locate a drilling permit or a well log for this well.

Please contact your well driller and request a copy of your drilling permit and well log and submit them to this office. I will hold this file for thirty (30) days in order for you to submit the requested information. Please address any correspondence to my attention.

If you have any question or if I can be of any assistance, please contact me directly at (208)327-7953.

Sincerely,


JULIE L. YARBROUGH
Senior Secretary

MAILED 310

OCT 20 1994

June 30, 1994

LOS CABALLEROS LTD
PO BOX S
BONNERS FERRY ID 838050000

PROOF DUE NOTICE

RE: PERMIT NO. 37-08757

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 September 1, 1994. (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.

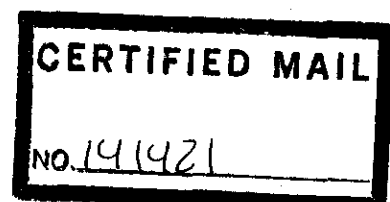
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



OCT 20 1994



CHANGE IN ADDRESS

[] Water Right Number (s): 37-8756
37-8757

[] Old Mailing Address: LOS CABALLEROS LTD
1126 U S 26
BLISS ID 83314

[] New Mailing Address: LOS CABALLEROS LTD Attn: Richard Vilelli
Box S
BROWERS FERRY ID 83805

New Telephone Number: (208) 267-5595

[] Signature: 

Date: 1-31-94

(Lewis Davenport)

RECEIVED

JAN 31 1994

Department of Water Resources
Southern Region Office



OCT 20 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 19, 1991

LOS CABALLEROS LTD
1126 US 26
BLISS ID 833140000

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08757

Dear Permit Holder:

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

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. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing well

SEP 27 1991

so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

SEP 27 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 36-8321 & 36-8322/Trust Water Processing

DATE: 9-5-91

The above applications are trust water filings which have been advertised and reviewed in sequence with other trust filings.

Acreage under both filings have not been developed with other rights or sources of water and thus all of the acreage shall count as trust acreage. Continued processing of this application is recommended. All trust water conditions are applicable.

Note: Both applications need to be renumbered since the points of diversion are actually located in basin no. 37.

RECEIVED
SEP 27 1991

SEP 27 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

AUGUST 7, 1991

Gooding County Leader
442 Main Box 56
Gooding, ID 83330

Dear Legal Dept.:

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

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

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 3, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

RECEIVED

SEP 27 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08322

LOS CABALLEROS LTD.
1126 U.S. 26
BLISS, ID 833140000

Source: GROUNDWATER

Diversion Pt: SESESE Sec 11 T 06S R 13E

Use: IRRIGATION (3.200 CFS)
Total Diversion: (3.200 CFS)

Date Filed: 2/ 4/ 1987

In: T06S R13E S11 NESE NWSE SWSE SESE
160.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before SEPTEMBER 3, 1991.

R. Keith Higginson, Director

Published 8/14/1991 & 8/21/1991

SEP 27 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 36-8321 & 36-8322/Trust Water
Processing & Rule 4,.5. Info

DATE: 3-26-91

The farm manager for the applicant, John Yore, visited the office today concerning the above referenced applications. Mr. Yore had some questions about the applications which were resolved on this date. Application no. 36-8322 proposes diversion of 3.2 cfs of groundwater for irrigation of 160 acres. This project is separate and located about 2.5 miles away from the project proposed under application no. 36-8321, which proposes diversion of 6.4 cfs of groundwater for 320 acres.

I had previously requested that rule 4,5. information be submitted for both projects and had treated the two projects has one larger development. Upon realizing that the two projects are separate and not contiguous in any way, I recommend waiving the information requirements for application no. 36-8322. The applicant is still required to submit the additional information for application no. 36-8321. Upon Mr. Yore's request, I allowed a 30 day extension for submitting the information for application no. 36-8321. I will hold advertising of both filings until receiving the additional information.

RECEIVED
MAY 17 1991

10/1

● SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in "RETURN TO" Space on the reverse side. Failure to do so will prevent this card from being returned to you. The return receipt fee will provide you the name of person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested. 1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)	
3. Article Addressed to: LOS CABALLEROS LTD HC 60 BOX 1545 BLISS ID 83314	4. Article Number 33575
	Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail ☐ Return Receipt for Merchandise
Always obtain signature of addressee or agent and DATE DELIVERED.	
5. Signature -- Addressee X	8. Addressee's Address (ONLY if requested and fee paid) 36-8321 36-8322 Allocation
6. Signature -- Agent X <i>Cheney</i>	
7. Date of Delivery	

SEP 27 1989



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

January 22, 1991

John Yore
Los Caballeros Ltd.
1126 US 26
Bliss, ID 83314

RE: Application for Permit No.s 36-8321 & 36-8322
Notice of Information Required by Water Appropriation Rule 4,5,3.

Dear Mr. Yore:

The Department acknowledges receipt of the Trust Water Information Questionnaire for the above referenced application. On behalf of the Department, I wish to thank you for your cooperation in returning the questionnaire.

A comment on one of the returned questionnaires stated that you wished to complete the project using a capped well that was completed in 1972. You asked whether the capped well could be used. You may indeed use the capped well. If you plan to deepen this existing well, or drill an additional well then you will need to obtain a drilling permit from the department. If no additional work is needed on the existing well other than installing a pump and making certain connections, then a drilling permit is not needed.

The returned questionnaire for application no. 36-8321 indicated that you wished to complete irrigation of only 135 acres. This application however was originally filed for the diversion of 17.84 cfs and irrigation of 892 acres. If you plan to develop only 135 acres under the application, then I would suggest that you amend the filing to reflect your actual plans. I have enclosed and application amendment form for your use.

In the letter that accompanied the questionnaire, I informed you that you would need to submit additional information required by Water Appropriation Rule 4,5,3. if the undeveloped portion of any application exceeds 200 acres, or if the rate of diversion is more than 5.0 cfs. The projects proposed under your applications, whether you amend application no. 36-8321 or not, combine for a total of more than 5.0 cfs and 200 acres. The filings together therefore are subject to the additional information requirements of Rule 4,5,3. In particular, you must submit the information outlined in Rules 4,5,3,1. through 4,5,3,5 (copy attached). A guideline for assisting you with submittal of the additional information is also enclosed.

SEP 27 1991

The information must be submitted within 30 days of the date of this notice. **Failure to submit the required information within the time period allowed may be cause for the Department to void the application.** The Department may grant an extension of time in which to submit the information upon request and a showing of good cause. Requests for extension of time must be in writing. Please contact me at this office or call me directly at 327-7864 if you have any questions concerning the contents of this notice and/or the information requested under Rule 4,5.

Sincerely,

Tim Luke

Tim Luke
Sr. Water Resource Spec.

SEP 27 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
JAN 18 1991

Department of Water Resources

Application No. 36-8322

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

- 1a. Are you the current owner of the land or place of use described under this application? Yes ☒ No ☐
b. If you are not the propoerty owner, please describe the arrangement enabling you to develop the proposed project.

- 2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes ☐ No ☒
b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 0

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 145 ACRES (APPROX)

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

THERE IS A STOCK WATER WELL RIGHT BEING USED ON THIS PROPERTY.

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant LOS CABALLEROS LTD.
R. A. V.

Date 1/9/91

BY: John Gore

SEP 27 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 16, 1991

Los Caballeros Ltd.
HC 60. Box 1545
Bliss, ID 83314

RE: Application for Permit No. 36-8322

Dear Applicant(s):

NOTICE OF PENDING ORDER VOIDING APPLICATION

On February 4, 1987 you filed with the Department of Water Resources (Department) Application for Permit No. 36-8322 which proposed the diversion of 3.2 cubic feet per second of groundwater for irrigation of 160 acres.

The Department mailed a letter and questionnaire to you on December 10, 1990. The letter requested that you return the Department's questionnaire concerning your present possessory interest in the place of use, any prior development under the application and/or your plans for pursuing completion of the proposed project. The letter notified you that failure to complete and return the questionnaire within thirty (30) days of the date of the letter was cause for the Department to void the application.

The purpose of this notice is to provide a second and final opportunity for you to submit the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void applications for which requested information is not submitted. If you fail to respond to this inquiry within fifteen (15) days of the date of this letter, the Department will issue an order voiding the application pursuant to Section 42-204, Idaho Code.

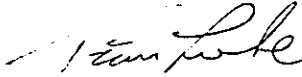
If no development has been completed as authorized by the application, and you are no longer interested in pursuing the development, please complete and return the enclosed withdrawal form. **Please note, if you are using water without an approved permit, the Department may issue an order requiring you to cease diverting the water.**

RECEIVED

SEP 27 1991

Please feel free to contact me if you have questions concerning this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tim Luke".

TIM LUKE
Sr. Water Resource Agent

Enclosure
cc: Region

SEP 27 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

December 10, 1990

RE: APPLICATION FOR PERMIT NO. 36-8322

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information will be sent to you after you return the questionnaire.

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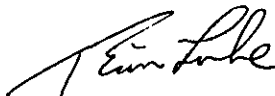
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Agent

Enclosures

SEP 27 1991



Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

LEO D. ANDRUS
Director

A. KENNETH DUNN
Assistant Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

February 10, 1987

Los Caballeros, Ltd.
HC 60, Box 1545
Bliss, ID 83314

Re: Applications for Permit No.36-8321 & 36-8322

Gentlemen:

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned identification Nos.36-8321 & 36-8322. Please refer to these numbers in all further correspondence.

Because your applications propose to appropriate water which has been identified as "trust water" in the Swan Falls agreement, they will be processed under rules and regulations for water appropriation that have been adopted as required by law.

Under the rules, applications will be processed at a rate which allows development of 20,000 acres per year. The oldest applications will be processed first, provided that applicants are willing and able to proceed.

For this reason, it is not possible to estimate at this time when action will be taken on your applications.

Enclosed please find your receipt no.40672 for the amount of \$490.00; filing fee of \$385.00 for 36-8321 and filing fee of \$105.00 for 36-8322.

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

Very truly yours,

Loren O. Holmes
Loren O. Holmes, P. E.
Southern Region Supervisor

LOH:mb

RECORDED
SEP 27 1991