

Scale 1"=200'

ximate

980

RED CLIFFS
SUBDIVISION

RECORDED
JUN 24 1977

T.P.O.B.
Fd. BLM Brass Cap

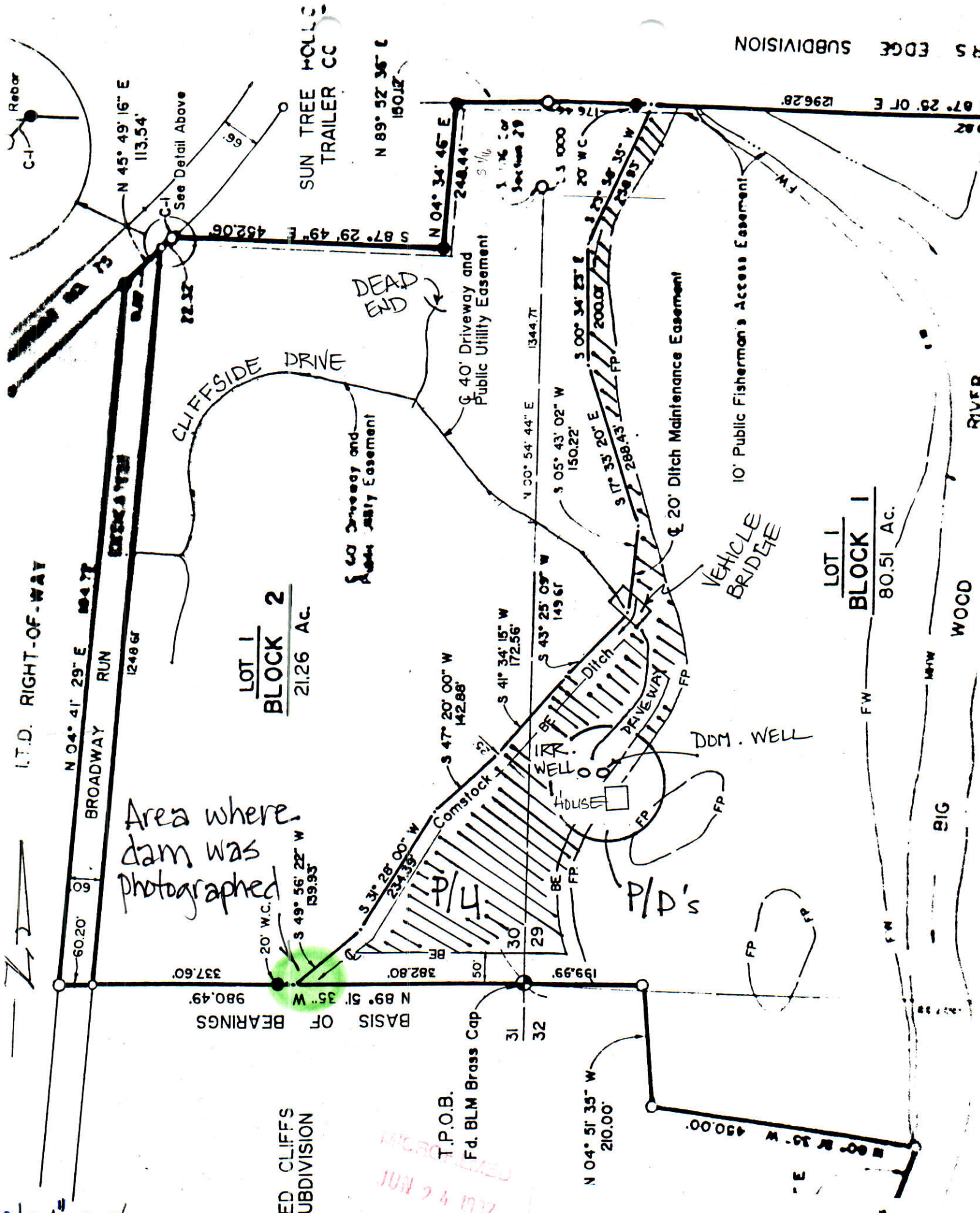
BASIS OF BEARINGS

Area where
dam was
photographed

LOT 1
BLOCK 2
21.26 Ac.

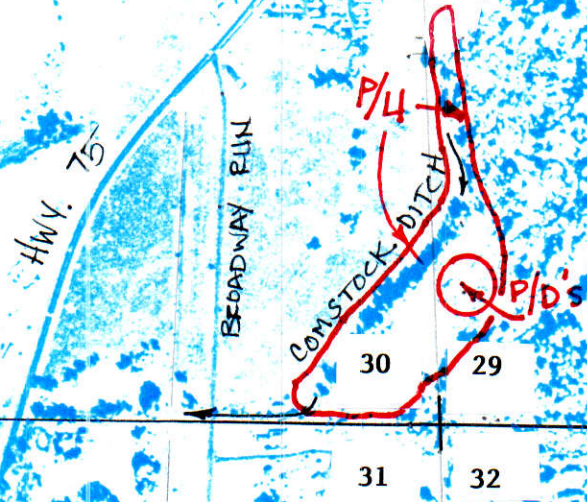
LOT 1
BLOCK 1
80.51 Ac.

#37-08584 Sections 29 & 30, T4N,R18E
Subdivision Plat of Cliffside



1987

T04N



RECEIVED
JUN 27 1987
R18E

The Wood River in 1987
#37-08584
ASCS Photo Date 1987 Scale 1"=660'

Domestic: Franklin Electric
Model 2823007103
HP 1.5 PSI 60



Domestic Well ①

Both P/D's are located in:
Sec 29, T4N, R18E SW 1/4 SW 1/4



House

Irrigation: Franklin Electric
Model 2821138310
HP 5



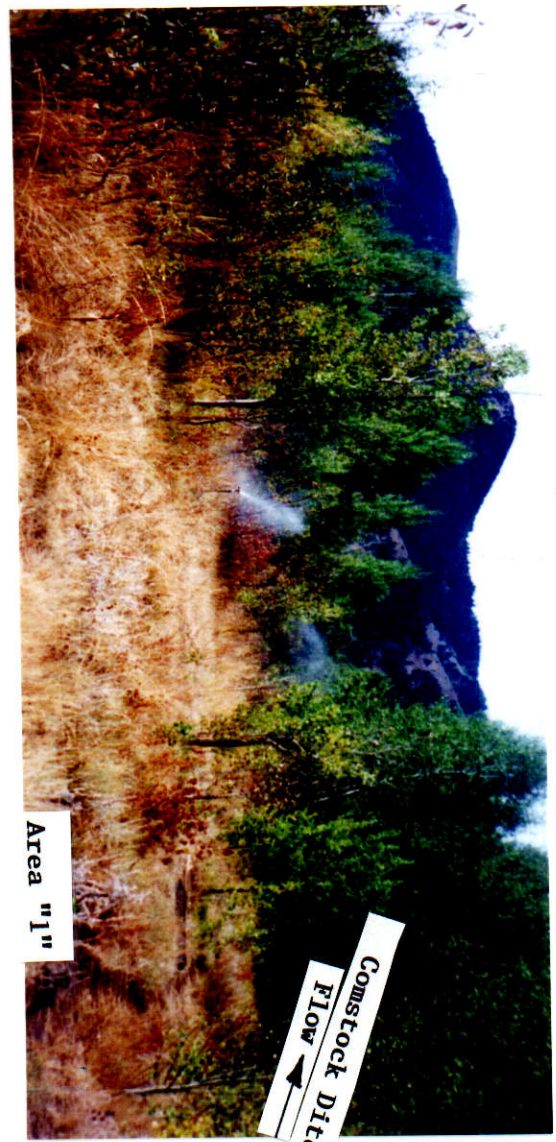
②

16 October 1996

25 September 1996

Examiner: G. Satterlee

37-08584



P/U=SW 1/4 SW 1/4 Section 29, T04N, R18E



2 WELL MATE Pressurized Tanks

Franklin Electric Domestic Well ①
Model 2823007103
HP 1.5
PSI 60

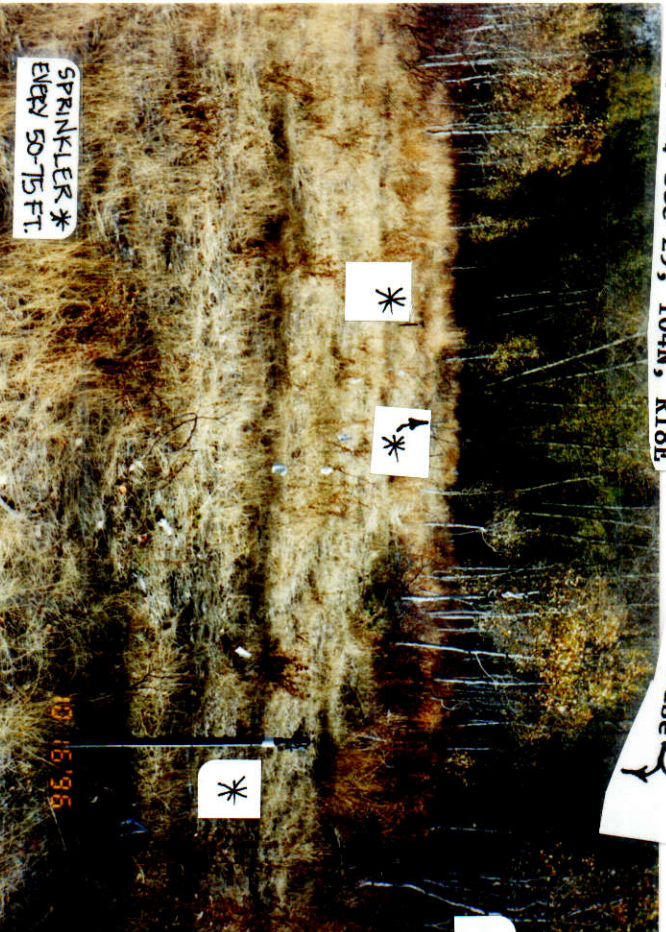


Landscape and yard are included in the allowable acres.



P/U = SW 1/4 SW 1/4 Sec 29, T04N, R18E

Areas north east of house



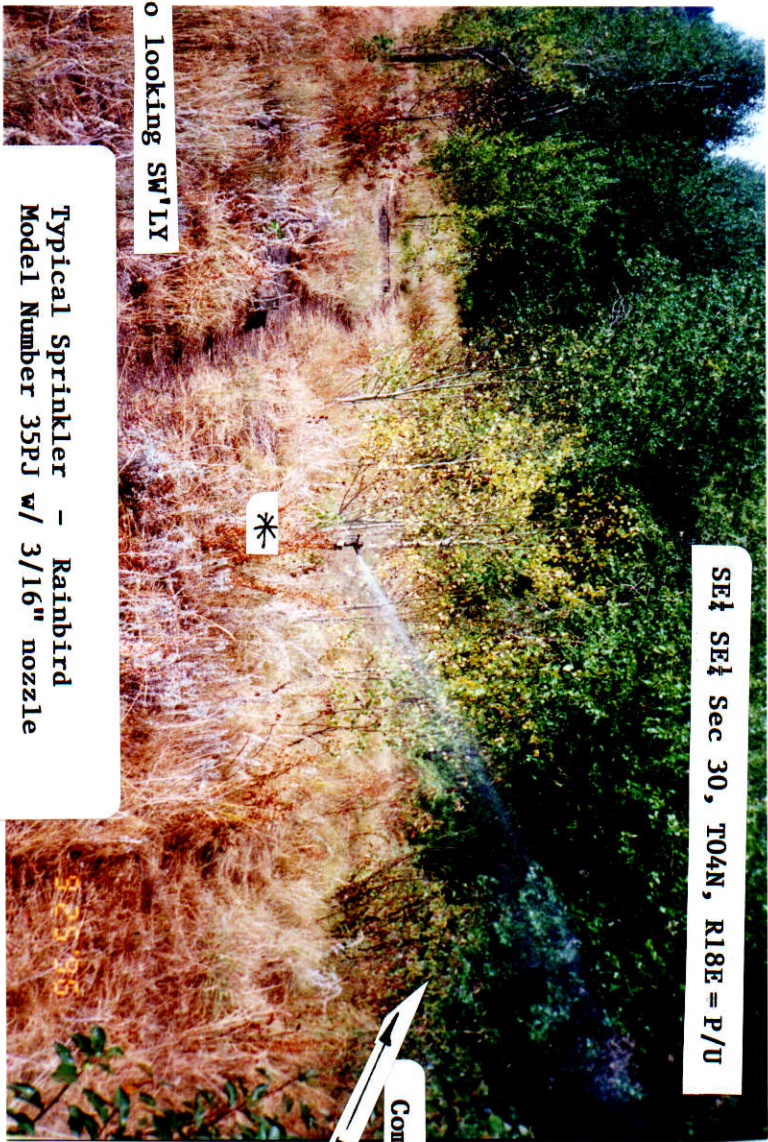
SPRINKLER *
EVERY 50-75 FT.

Comstock Ditch looking downstream (S'ly)

SW 1/4 SW 1/4 Sec 29, T04N, R18E=P/U



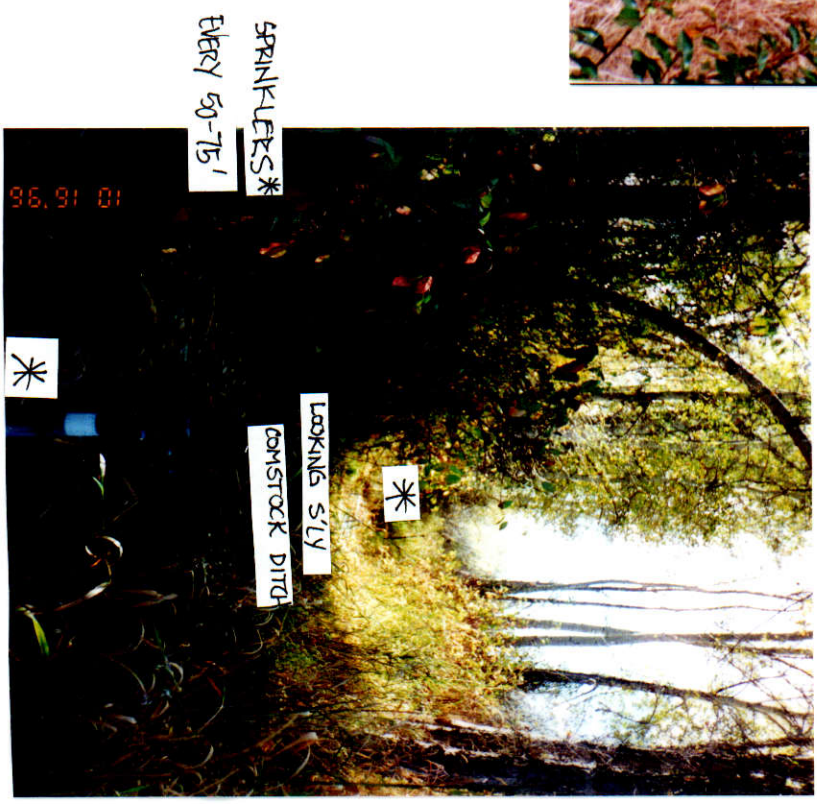
MICROFILMED
JUN 24 1997



SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 30, T04N, R18E = P/U

Photo Looking SW'ly

Typical Sprinkler - Rainbird
Model Number 35PJ w/ 3/16" nozzle
8-10 sprinklers per zone, there are
10 zones surrounding property



SPRINKLERS*
Every 50-75'

LOOKING SW'ly
COMSTOCK DITCH

MICROFILMED
JUN 24 1997



Looking upstream



Looking downstream

SE 1/4 Sec 30, T04N, R18E



Looking upstream

16 October 1996
Dam on the southerly end of the
Comstock Ditch

100-11480
200 2 4 1537

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08584

Priority: December 11, 1989

Maximum Diversion Rate:

0.11 CFS

Maximum Diversion Volume:

11.1 AF

This is to certify, that ELIZABETH K GRAY

C/O JAMES P SPECK

PO BOX 987

KETCHUM ID 83340-0987

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 11, 1989; and has submitted Proof of Beneficial Use on February 19, 1992. An examination indicates that the works have a diversion capacity of 0.160 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	04/15 to 10/15	0.09 CFS	10.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.11 CFS	11.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 29, Township 04N, Range 18E
BLAINE 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>
04N	18E	29	NWSW 0.1	SWSW 1.4		1.5
		30	SESE 1.5			1.5

Total number of acres irrigated: 3

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Irrigation use under this right is authorized only in connection with a domestic use.

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 37-08584

CONDITIONS OF APPROVAL AND REMARKS

6. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
7. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for the use of existing rights used for supplemental purposes.
8. Two points of diversion are located within SWSW, S29, T04N, R18E.
9. Points of diversion and place of use are located within Lot 1, Blk. 1; Cliffside Subdivision.
10. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23rd day of JUNE, 1997.


Acting for KARL J. DREHER, Director

WR

1767-107
0424 107

State of Idaho
Department of Water Resources

RECEIVED

JUN 18 1997

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-08584

Date of Priority: December 11, 1989

Maximum Diversion Rate: 0.11 CFS
Maximum Diversion Volume: 11.1 AF

Comes now ELIZABETH K GRAY
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340-0987

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. 37-08584, 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	04/15 to 10/15	0.09 CFS	10.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.11 CFS	11.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 29, Township 04N, Range 18E
BLAINE 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>
04N	18E	29	NWSW 0.1	SWSW 1.4		1.5
		30	SESE 1.5			1.5

Total number of acres irrigated: 3

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

MICROFILMED

JUN 24 1997

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 2:15 pm, this 13 day of June, 1997.

Elizabeth K Gray
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-08584

FOR DEPARTMENT USE ONLY

Preliminary check by SVK Fee = 1.00 Received by SVK # 100-1011 Date 6-18-97

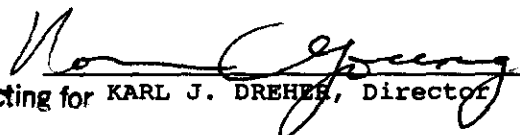
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 37-08584 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Irrigation use under this right is authorized only in connection with a domestic use.
6. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
7. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for the use of existing rights used for supplemental purposes.
8. Two points of diversion are located within SWSW, S29, T04N, R18E.
9. Points of diversion and place of use are located within Lot 1, Blk. 1; Cliffside Subdivision.
10. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

Witness my hand this 23rd day of June, 1997.


Acting for KARL J. DREHER, Director

RECEIVED
JUN 24 1997

RECEIVED
FEB 19 1992

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 2/19/92
Receipt No. 2023281
Receipt by RLB

STATE OF IDAHO
Department 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. 37-08584 Telephone No. (208) 726-4421
2. Name(s) of Permit Holder(s): Elizabeth K. Gray
3. Mailing Address: c/o James P. Speck, Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, Id 83340
4. Source of Water: Groundwater

If **GROUNDWATER**, Well Driller's Name: WOOD RIVER DRILLING Date Drilled: 3/7/91

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 3 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.13 cfs OR _____ acre/feet

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

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

OR

Flow Measurement Port: Required? _____ Yes X No Installed? _____ Yes X 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.

Elizabeth K. Gray (208) 726-5329
Name Telephone No.

P. O. Box 2162, Ketchum, Idaho 83340
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.

MAR 05 1992

2/15/92 Elizabeth K. Gray
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08584

Proposed Priority: December 11, 1989 Maximum Diversion Rate: 0.13 CFS
This is to certify, that **ELIZABETH K. GRAY**

C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

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	04/01 to 11/01	0.09 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSWSW Sec. 29, Township 04N, Range 18E
SESESE Sec. 30, Township 04N, Range 18E
BLAINE 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>
04N	18E	29	SWSW	3		3

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	
04N	18E	30	SESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1992.
2. Subject to all prior water rights.
3. Irrigation use under this permit is authorized only in connection with a domestic use.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
6. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
7. Place of use also known as Lot 1, Blk. 1, Cliffside S.
8. Domestic use is for one home.

MICROFILMED

MAR 12 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08584

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

6th day of March, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

MAR 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Elizabeth K. Gray Phone 208-726-4421
Post office address c/o James P. Speck, Hogue, Speck & Aanestad, Box 987 ID 83340 Ketchum,
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 30 Township 4N Range 18E B.M. Blaine County; additional
points of diversion if any: NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T4N, R.18E. B.M., Blaine County.
4. Water will be used for the following purposes:
- Amount 0.04cfs for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
~~XXXXXX~~
- Amount 0.09cfs for irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
~~XXXXXX~~
- 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) 0.13 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. mainline to underground
sprinkler system for residential landscaping. One domestic well & pump.
one irrigation well & pump.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is 8 & 6" inches; proposed depth of well is 80 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
five (5) years (minimum 1 year).

MICROFILMED

MAR 12 1990

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

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

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	18E	29											3						3
4N	18E	30																D	

Total number of acres to be irrigated 3

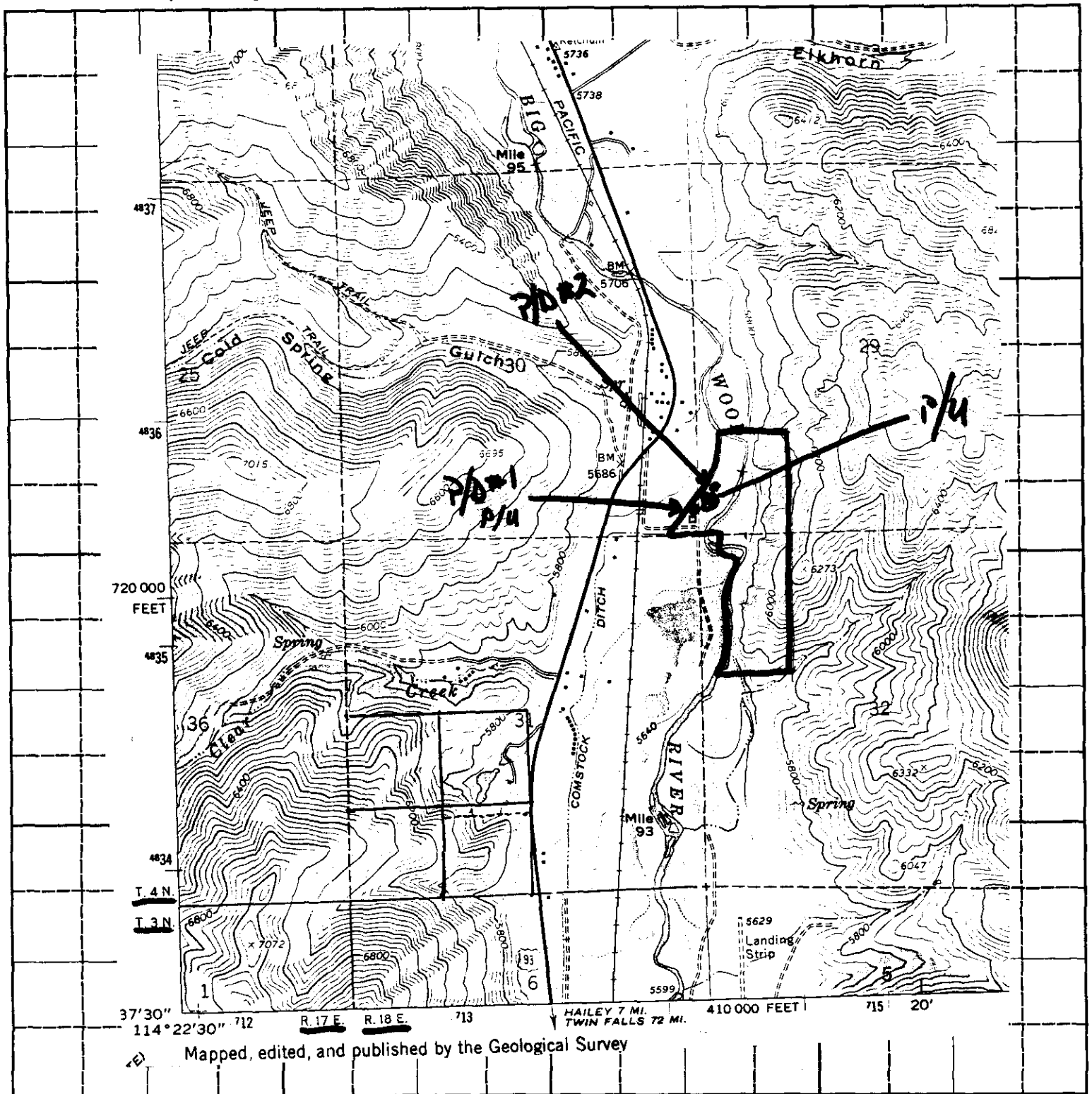
10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: P/D's and P/U are on Lot 1, Block 1, Cliffside Subdivision, Blaine County (see attached plat). Applicant proposes two (2) wells (P/D's), one (1) solely to serve the home and outbuildings, and the second for irrigation only.

MAR 12 1990

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.

MAR 1 1990

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.

Elizabeth B. Gray
(Applicant)

Received by AG Date 12-11-89 Time 10:30 AM Preliminary check by J. F. Stanton
Fee \$ 30.00 Receipted by J. F. Stanton # 5010662 Date 12-12-89
Publication prepared by M. Baldwin Date 12-18-89 Published in Wood River Journal
Publication approved M. Baldwin Date 1/18/90

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:

FILED

DEC 12 1990

AFFIDAVIT of PUBLICATION

RECEIVED

JAN 17 1990

State of Idaho,
County of Blaine

SS.

Department of Water Resources
Southern Region Office

DANIEL J. CORHAM

being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, 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 3 day of JAN, 1990, and

the date of the last publication was on the 10 day of JAN, 1990.

Subscribed and sworn to before me this 10th day of Jan, 1990.
(SEAL)

Roberta McKee

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 56
Number of Insertions 2
Lines tabular at 56 5.5¢/Pica
Lines straight at 30.80 54.5¢/Pica
Subsequent lines at 24.00 13.5¢/Pica
TOTAL COST 55.44

COPY OF NOTICE

(Paste Here)

Notice of Application

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water TR

BILL TO

Harrah, Gray file on water rights

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08583

HARRAH, VERA R.
C/O RANDY BOWLING, AGENT
P.O. BOX 12968
RENO, NV 89510

Source: TRAIL CREEK
Tributary: BIG WOOD RIVER
Diversion Pt.: NESW Sec 5 T 04N R 18E
Use: AESTHETIC STORAGE (.60 AF); WILDLIFE STORAGE (.60 AF); DIVERSION TO STORAGE (1.000 CFS); Total Diversion (1.000 CFS) (.60 AF)
Date Filed: 12/12/1989
In: T04N R18E S05 NESW

37-08584

GRAY, ELIZABETH K.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt.: NWSWSW Sec 29 T 04N R 18E; SESESE Sec 30 T 04N R 18E
Use: DOMESTIC (.040 CFS) IRRIGATION (.090 CFS)
Total Diversion: (.130 CFS)
Date Filed: 12/11/1989
In: T04N R18E S29 SWSW S30 SESE

3.0 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, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before JANUARY 22, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal
January 3 & 10, 1990.

607 687D



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

June 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELIZABETH K GRAY
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 833400987

RE: WATER RIGHT NO. 37-08584

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 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 this 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 this 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, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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 the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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

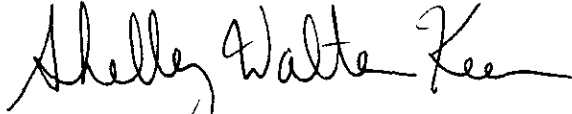
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district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

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is fluid and extends across the width of the text area.

Shelley W. Keen
Water Rights Supervisor

SK:klt

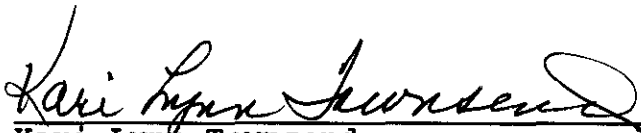
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of June, 1997, 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. 37-08584

ELIZABETH K GRAY
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 833400987


Kari Lynn Townsend
Secretary

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

June 9, 1997

RECEIVED

JUN 18 1997

DEPARTMENT OF WATER RESOURCES

Ms. Shelly Keen
Idaho Department of Water Resources
1301 N. Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Re: Elizabeth K. Gray -- Permit No. 37-08584

Dear Shelly:

Please find enclosed an original Application for Amendment in the above-referenced matter.
I have also enclosed a check in the sum of \$50.00 to cover you filing fee. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.

TRANSCRIBED FROM TAPED DICTATION AND MAILED
WITHOUT REVIEW OR SIGNATURE TO AVOID DELAY

James P. Speck

JPS:jrs
c: Peter Gray



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

June 16, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELIZABETH K GRAY
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 833400987

RE: WATER RIGHT NO. 37-08584

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within fourteen (14) days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

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



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

May 22, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELIZABETH K GRAY
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 833400987

RE: WATER RIGHT NO. 37-08584

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return it with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These 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:ph

Enclosure

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

120 EAST AVENUE
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(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

April 29, 1997

RECEIVED

APR 30 1997

Department of Water Resources

Ms. Shelly Keen
Idaho Department of Water Resources
1301 N. Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Re: Elizabeth K. Gray -- Permit No. 37-08584

Dear Shelly:

I understand you are now reviewing my March 18, 1997 letter regarding the licensing of this permit for my client, Elizabeth K. Gray. I will be out of the office until May 12, 1997. However, if you need any additional information, please contact my secretary and she will reach me. If it can wait until I return, so much the better!

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.

TRANSCRIBED AND MAILED WITHOUT
REVIEW OR SIGNATURE TO AVOID DELAY

James P. Speck

JPS:jrs
c: Peter Gray

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

Attorneys at Law

120 East Avenue

Post Office Box 987

Ketchum, Idaho 83340

Phone: (208) 726-4421

FAX: (208) 726-0752

FAX MEMO/COVER SHEET

DATE: March 18, 1997
PAGE 1 OF 3
TO: Cindy Zimmerman
Idaho Department of Water Resources
FAX NO: (208) 327-7866
SUBJECT: Elizabeth Gray -- Permit 37-08584
Graystone, Inc. -- Permit 37-08535
FROM: James P. Speck

The information contained in this fax is confidential information intended only for the use of the recipient named above and may be subject of attorney/client privilege. If the reader of this message is not the named recipient, you are hereby notified that any distribution, dissemination, copying or other use of this communication is strictly prohibited and no privilege is waived. If you have received this message in error, please immediately notify us by telephone. Thank you.

HOGUE, SPECK & AANESTAD

JUN 19 1997

HOGUE, SPECK & AANESTAD
A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES F. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

120 EAST AVENUE
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HAILEY OFFICE:
16 WEST CROFT STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

March 18, 1997

VIA FACSIMILE - (208) 327-7866
ORIGINAL TO FOLLOW BY MAIL

Ms. Cindy Zimmerman
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

Re: Elizabeth Gray - Permit 37-08584
Graystone, Inc. - Permit 37-08535

Dear Cindy:

First, did you receive the Water Quality Evaluation for Permit 37-08535 prepared by Dr. Brockway? Did you also obtain the Watermaster records for delivery of this permit? Please let me hear from you on this as soon as possible.

Second, I want to respond to your letter of March 7, 1997 regarding Permit 37-08584 issued to Elizabeth Gray. As you noted, the field exam was conducted in late September, 1996, near the end of the irrigation season in this valley. Thus, the system was producing significantly less water for irrigation than it does during the summer months. The report incorrectly identifies only 10 zones or stations. Unfortunately, when the examiner met with Mr. Gray the as built plans were not available and Mr. Gray thought there were only 10 stations. However, there are 15 stations, 9 along the Comstock Ditch and 6 in a meadow away from the Ditch. There are 6 to 8 sprinkler heads per station. In the warmer part of the irrigation season, the stations along the Ditch may run for 1 to 2 hours per day, 3 to 4 days per week, resulting in an output of approximately 50,000 gallons per day. 60 days of this output during the season would result in a volume of 3,000,000 gallons. I understand the "standard" annual volume for ground water irrigation in this area to be 3.5 acre-feet per year per acre which, for 3 acres, is 10.5 acre-feet or 3,421,425 gallons. Therefore, the Comstock Ditch stations alone can potentially require the "standard" annual volume.

100-100000
MAR 19 1997

Ms. Cindy Zimmerman

March 18, 1997

Page 2

It is our position that the license for 37-08584 should have an annual volume limitation of 10.5 acre-feet. If you require any additional information to support this finding, please contact me immediately. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.



James P. Speck

JPS/j

cc: client

FINWFDATA\JIM\LETTERS\ZIMMERMAN

3/18/97



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

March 7, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ELIZABETH K GRAY
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340-0987

RE: Permit No. 37-08584

Dear Mr. Speck;

The above right identifies you as representative of Elizabeth K. Gray, owner of record. I am writing to you to request additional information required to determine the annual volume of water developed for irrigation use under this permit.

A field examination was conducted by a representative of this department on September 25, 1996. The examiner was accompanied by Peter Gray. The field report was forwarded to the State Office for final review and processing for licensing purposes.

The report identifies irrigation of 3.0 acres of mostly native vegetation within Lot 1, Cliffside Subdivision. The irrigated land has been divided into 10 zones with 8 to 10 sprinklers per zone; one zone operating at any one time. The report identifies that irrigation zones along Comstock Ditch are irrigated for 12 minutes per zone every other day. Irrigation zones away from the ditch are reportedly irrigated for 30 minutes per zone every other week. The examiner's report does not contain information on zone size, location (near or away from the ditch), or the watering schedule for each zone.

Please provide a map or diagram identifying the location of each irrigation zone, the size of each zone, and the duration and frequency each zone is irrigated.

I will hold further processing on this permit for 30 days pending your response. Please submit this information as quickly as possible within the 30-day period to prevent any further undue delay.

If you have any questions, you may contact me directly at (208) 327-7944.

Sincerely,

Cindy Zimmerman
Water Resource Agent

37-08584
3/10/97

B/U FIELD EXAM REVIEW

Cindy Zimmerman

Permit #: 37-9584 Name: Gray Date: 2/27/97 ✓ Lots ✓

NAME _____ Chng Same ☒ Or Address Change?

SOURCE _____ ✓ Clarify source _____
_____ Prelim. Order to Void - Source change.

P/D ✓ 1 Amendment Needed? add 2nd pd in SWSW, del. SESE **P39**
Overlap(s) None

P/U ✓ _____

Amendment Needed? add NWSW, S29 (0.1) & SESE, S36 (1.5) P41

Overlap(s) none (37-8538 is for same subd but common area;
(Gov't use special T's) 37-8534 is for aesthetics)*P/D & P/U Amend? P37

RATE

Permit/proof fee limits $\frac{0.13}{1} \frac{0.20}{0.20}$

Measured Quantity = $\frac{0.16}{0.16}$ cfs Theoretical Quantity = $\frac{0.16}{0.16}$ cfs

(irr = $3.0 ac \times 0.03 cfs/ac = 0.09$) + (dom. 1, in-house = 0.02) = 0.11 cfs

(HP) $\frac{8.8 \times 0.70 \times 6.5}{25} + (2.31 \times 6.0) = 0.24$ cfs

irr measured sprinklers = 0.14

domestic, bucket/witch = 0.02

Capacity = 0.16

Recommended capacity $\frac{0.16}{0.16}$ cfs

Recommended rate $\frac{0.11}{0.11}$ cfs

VOLUME ✓ Season: (B / 3.5) 4/15 - 10/15 = 184 days
Calculations: $(irr = 30acc \times 3.5 af/ac = 10.5) + (dom = 0.6) = 11.1$

Flow limit: $0.09 \text{ cfs} \times 184 \text{ days/yr.} \times 1.9835 = 32.8 \text{ AF}$
Recommended volume 11.1 AF

USES _____ ☒ Same Nature of Use? _____ P46
 Amendment Needed? _____

REMARKS ✓ Multiple p/d's in same 1/4? Use W32 S. S., S29, T4N, R18E

CONDITIONS

<u> </u>	Measuring Device (R01) or Lockable Controlling Works (R02)
<u> </u>	Watermaster Control (R04) - WD # <u> </u>
<u>R50</u>	Irrigation rate/annual volume overlap
<u>050</u>	GW irrigation replaces surface water (050)
<u> </u>	GW irrigation supplements surface water (065)
<u> </u>	Water Quality
<u> </u>	Other <u> </u>

PRIORITY App Rcd 12/11/89 Due 4/1/92 Rcd 2/19/92
Receipt# C023281 Fee OK? Yes/No
Order to Reinstate Needed? Yes/No Done? _____ Advanced to: _____
Priority 12/11/89 Examined 9/25/96

COMMENTS: amend p/d & p/u; ^{re} distribute acres

USE	CFS	VOLUME
Im.	0.09	10.5
Dom.	0.02	0.6
TOTAL	0.11	11.1

SRBA Overlap _____
Adjustment Memo ✓
LICENSE LTR: P49
#1 AMEND LTR: P37/P38
#2 AMEND LTR: P42/P47

MEMORANDUM

DATE: February 28, 1997
TO: File No. 37-08584
FROM: Cindy Zimmerman
SUBJECT: Review of Beneficial Use Field Report

The following adjustments¹ were made on the field report to reflect the limitations of the permit and to correct mathematical errors:

F. Flow Calculations.

1. Capacity:
 - a. Well #1 (irrigation) measured nozzles = 0.14 cfs.
 - b. Well #2 (domestic) bucket/stopwatch = 0.02 cfs
 - c. Capacity = well #1 + well #2 = **0.16** cfs.
2. Rate of flow:
 - a. Irrigation, limited by permit = **0.09** cfs.
 - b. Domestic, in-house use = 0.02 cfs.
 - c. Maximum rate of flow - a + b = 0.09 + 0.02 = **0.11** cfs.

H. Recommendations.

1. Recommended amounts:

Beneficial Use	Period of Use	Rate of diversion	Annual Volume
Irrigation	4/15-10/15	<u>0.09</u> cfs	10.5 AF
Domestic	1/1-12/31	0.02 cfs	0.6 AF
	Totals:	<u>0.11</u> cfs	11.1 AF

2. Recommended Amendments

☐ Change P.D. as reflected above	☐ Change P.U. as reflected above
☒ Add P.D. as reflected above	☒ Add P.U. as reflected above
☐ None	☐ Other

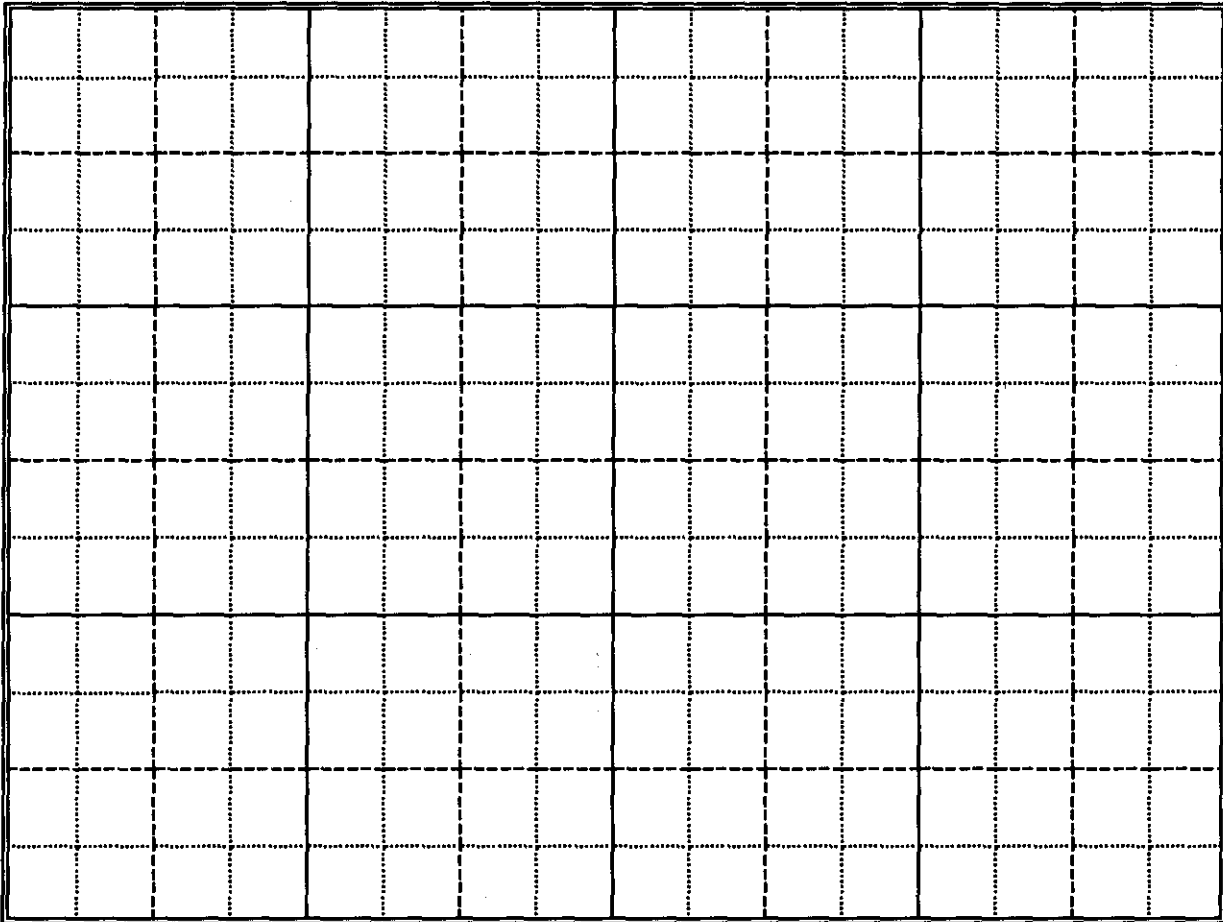
Examiner: Georgia Satterlee
Examined: September 25, 1996

¹Adjustments made are **bolded and underlined**.

NOT FILMED
JUN 24 1997

Abstract

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



Scale: 1" = _____

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

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1 DOM.	FRANKLIN	15	2823007103		(60 PSI)
#2 IRR.	" "	5	2821138310		(60 PSI)

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
PITOT TUBE w/ GAGE						
BUCKET & STOPWATCH						

2. Measurements: SEE ATTACHMENT "B" FOR
MEASUREMENTS

MICROFILMED

JUN 24 1987

ATTACHMENT "A"

TO: File 37-08584
FROM: Georgia Satterlee
DATE: 18 October 1996
RE: Field Examination

On 25 September 1996, at approximately 1030 hrs., I was accompanied by Peter Gray for the field examination for the above permit. The exam is for licensing the said permit for approximately 3 acres of irrigation and domestic use for one household. There is one well for domestic and the second well is for the irrigation.

I returned to the Gray's residence on 16 October 1996 and measured distances from significant land marks to determine the accurate location of the wells. The Wood River has changed its course since the flight date (1967) shown on the 7.5 minute quad map. On the quad map of Sun Valley (X24), the river is shown meandering through the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29. According to the 1987 ASCS photograph, the same oxbow portion of the river is now gone.

The irrigation well and domestic well are both located in Section 29, T04N, R18E SW $\frac{1}{4}$ SW $\frac{1}{4}$. The distance between the wells is 10 feet. The distance from the wells to the house is 14 feet. Both wells and the house are 100 feet easterly of the Comstock Ditch.

IRRIGATION:

There are 10 zones that are irrigated with 8-10 sprinklers per zone. The 10 zones are among the three acres. The three acres are delineated as follows: 0.1 acre in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, 1.4 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29; and 1.5 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, all the quarter-quarters are in T04N, R18E.

The sprinklers are approximately 50 feet apart along the Comstock Ditch. The sprinklers located away from the ditch are scattered 50-75 feet apart.

The sprinkler type is Rainbird, Model 35PJ with 3/16" nozzles. The measured discharge from sprinklers is an average of 60 PSI (7.82 gpm). For this examination, 8 sprinklers @ 60 PSI is used for measured rate $(8)7.82=62.6 \text{ gpm}/448.8=0.14 \text{ cfs}$ measured rate. See Attachment "B". The permitted rate for both domestic and irrigation is 0.13 cfs. See Analysis/Recommendation page 2/2.

One zone operates at one time. There are different sprinkling intervals for specific zones. For example, the zones located along the ditch are run 12 minutes/zone every other day. The other zones located away from the ditch are run 30 minutes per zone every other week.

The irrigation is primarily for native vegetation in and around the Comstock Ditch. The lawn and trees around the house are included in the irrigation summary.

10/24/96
10/24/96

DOMESTIC:

The bucket and stopwatch method was used to measure the domestic portion. The measured rate is 0.02 cfs. See Attachment "B".

ANALYSIS/RECOMMENDATION:

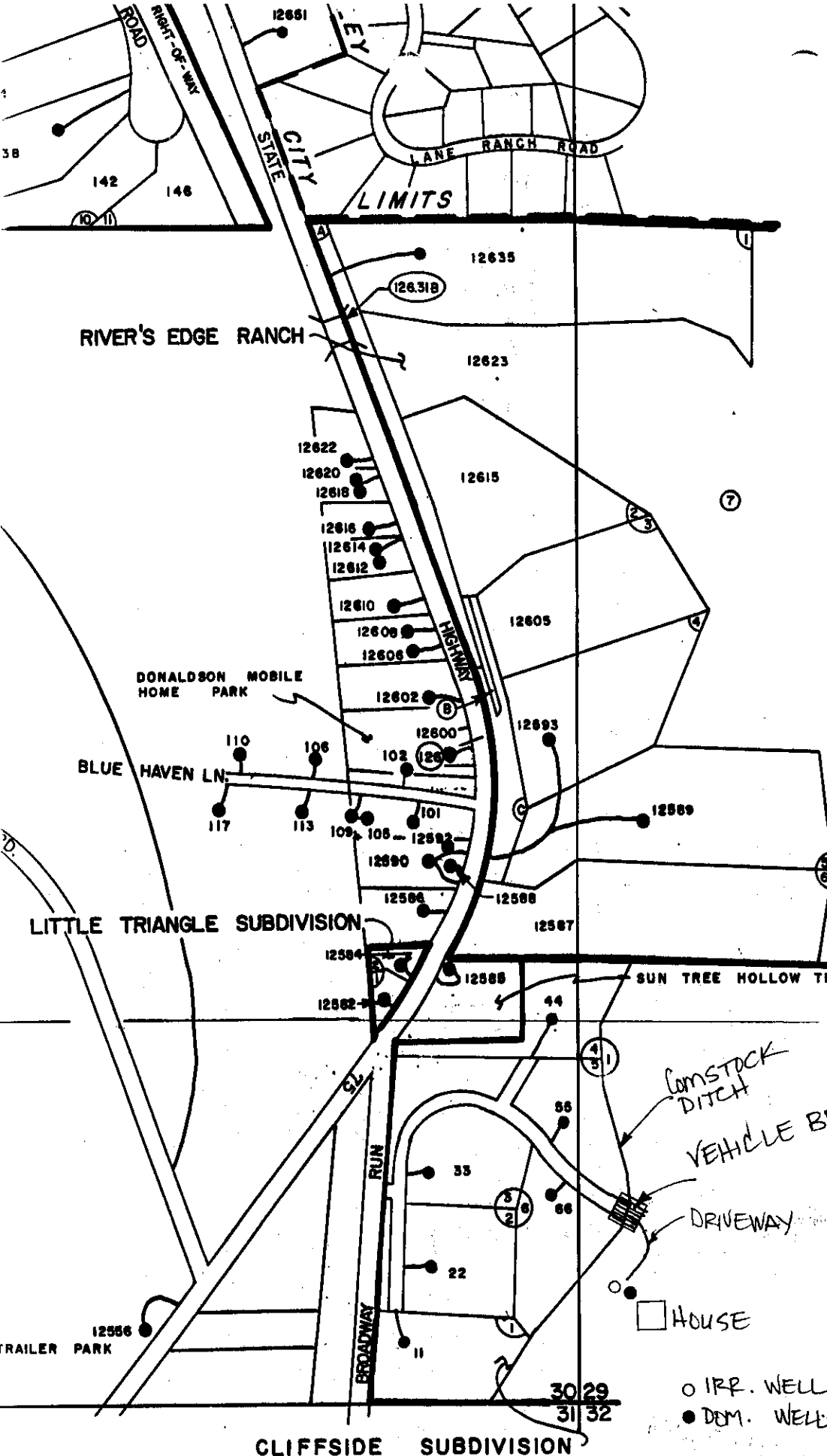
There are two claims, 37-08535 and 37-08538, under the name of Graystone, that overlap with the place of use of 37-08584.

The two wells have a Total Capacity of 0.13 cfs

Irrigation season 4/15 - 10/15 = 183 days

Domestic =	1 residence	0.02 cfs	0.6 afa
Irrigation=	3 acres/yard included	<u>0.11 cfs</u>	<u>10.5 afa</u>
TOTAL NOT TO EXCEED		0.13 cfs	11.1 afa

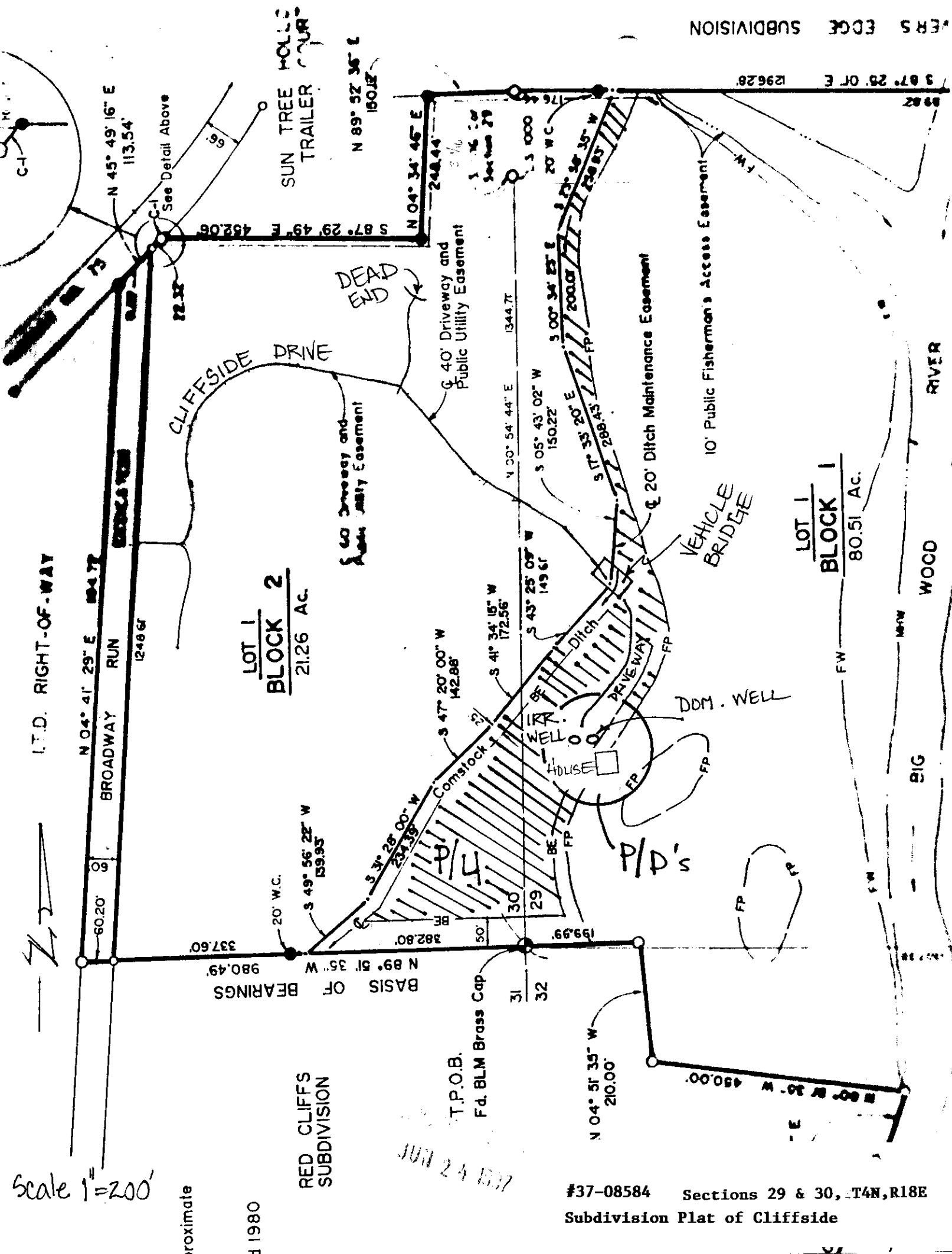
37-08584
4/24/15



1800	1908	1931
1800	Detail 1909 of Page 1900	1910
1800	1911	1912

Sec 29 T04N, R18E

#37-08584



Scale 1"=200'

proximate

1980

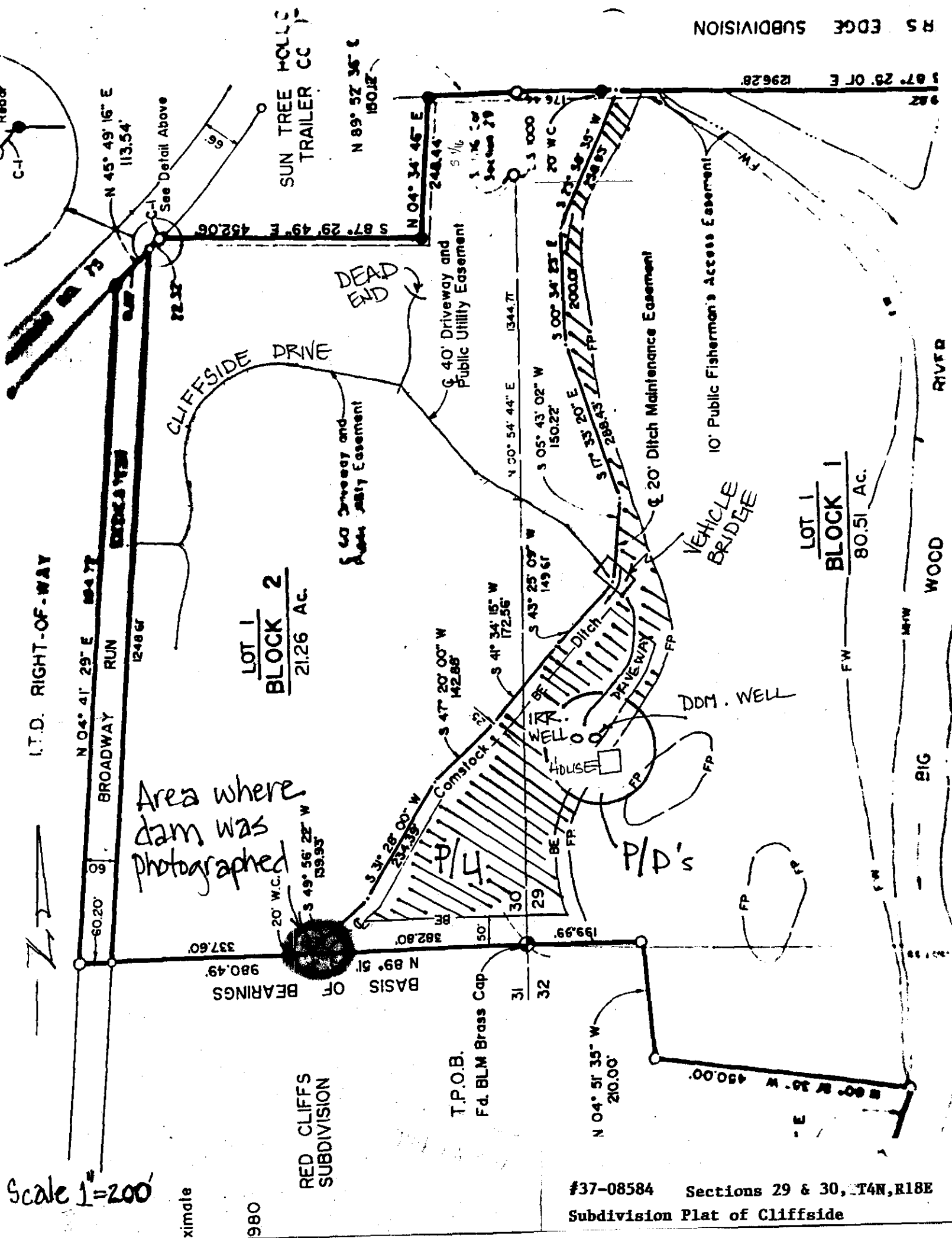
RED CLIFFS SUBDIVISION

JUN 24 1987

T.P.O.B.
Fd. BLM Brass Cap

#37-08584 Sections 29 & 30, T4N, R18E
Subdivision Plat of Cliffside

Scale 1"=200'



#37-08584 Sections 29 & 30, T4N, R18E
Subdivision Plat of Cliffside

1987

T04N

HWY. 75

BROADWAY BLVD

CONSTOCK DITCH

P/4

30

29

31

32

R18E

The Wood River in 1987
#37-08584
ASCS Photo Date 1987 Scale 1"=660'

- ATTACHMENT "B" -

MEASUREMENT CALCULATIONS

DOMESTIC

1 GAL.

9.39"

9.16"

9.71"

9.83"

$$\frac{9.52}{448.8} = \underline{\underline{0.02 \text{ cfs}}}$$

$$\frac{\sum}{4} = 9.52$$

IRRIGATION

SPRINKLER (RAINBIRD 35PJ 3/16" NOZZLE)

1. 60 PSI +
2. 60 " "
3. 58 PSI
4. 58 "
5. 59 "
6. 58 "
7. 60 PSI +
8. 60 " "

Measured Rate →

$$7.82 \text{ gpm (8 sprinklers)} = \frac{62.6}{448.8} = \underline{\underline{0.14 \text{ cfs}}}$$

60 PSI

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

October 23, 1996 11:30 am

CUSTOMER

Gray, Peter

SUBJECT: Per #37-08584

phone call (x) walk-in (.)

I questioned the dam in the Comstock Ditch located SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 30, T04N, R18E. See photograph page 1/1. He said he put the dam in the ditch by request from a contractor who is building a house down stream. The contractor did not want the ditch to overflow in the construction area of a home he was building. Peter Gray said he put the dam in the ditch to help the contractor out. I asked Gray, "Where is the house?" and "Is the house construction complete?" and "Who is the contractor?" All questions were answered with "I don't know". I asked Mr. Gray, "Would he write down what he just told me and send it to our office?" He refused. He says our department is suppose to tell him what to do.

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

October 23, 1996 2:34pm

CUSTOMER

Peterson, Lee

SUBJECT: Per Gray Conversation 37-08584

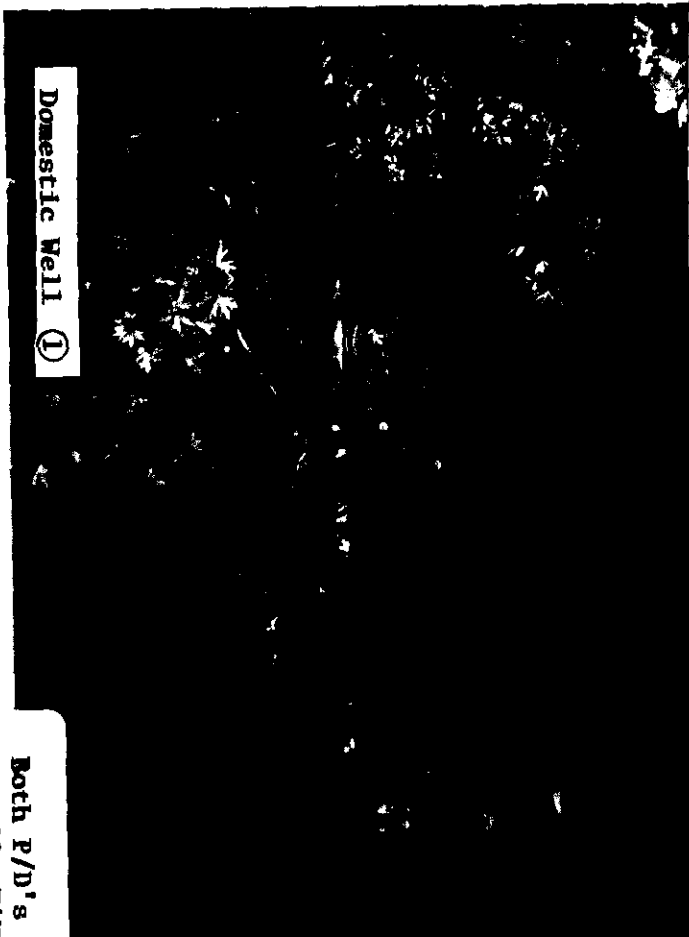
phone call (x) walk-in (.)

(Phone #886-2451) Lee Peterson says the users on Comstock Ditch communicate amongst themselves. This type of diversion is not an uncommon situation. Lee says Mr. Gray is very knowledgeable of water ~~rights~~ and the Comstock Ditch.

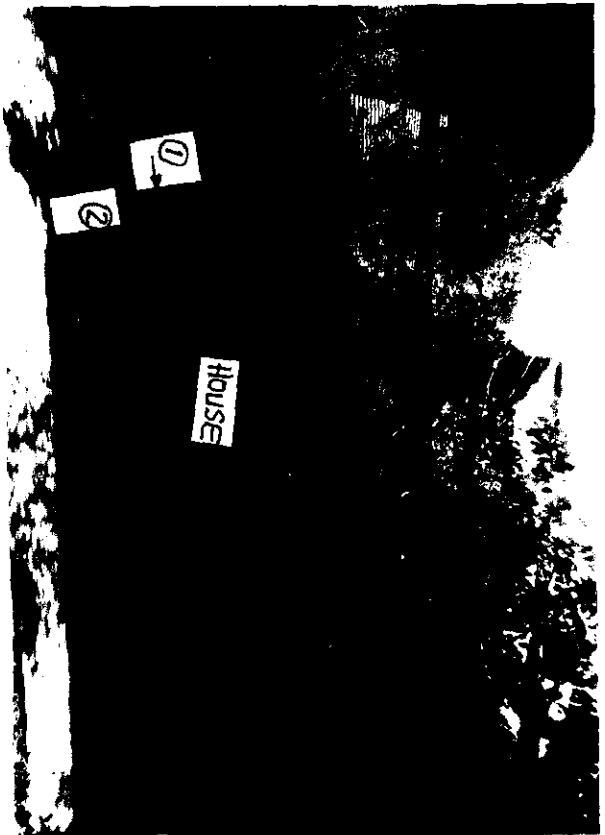
rights

37-08584
10/24/96

Domestic: Franklin Electric
Model 2823007103
HP 1.5 PSI 60

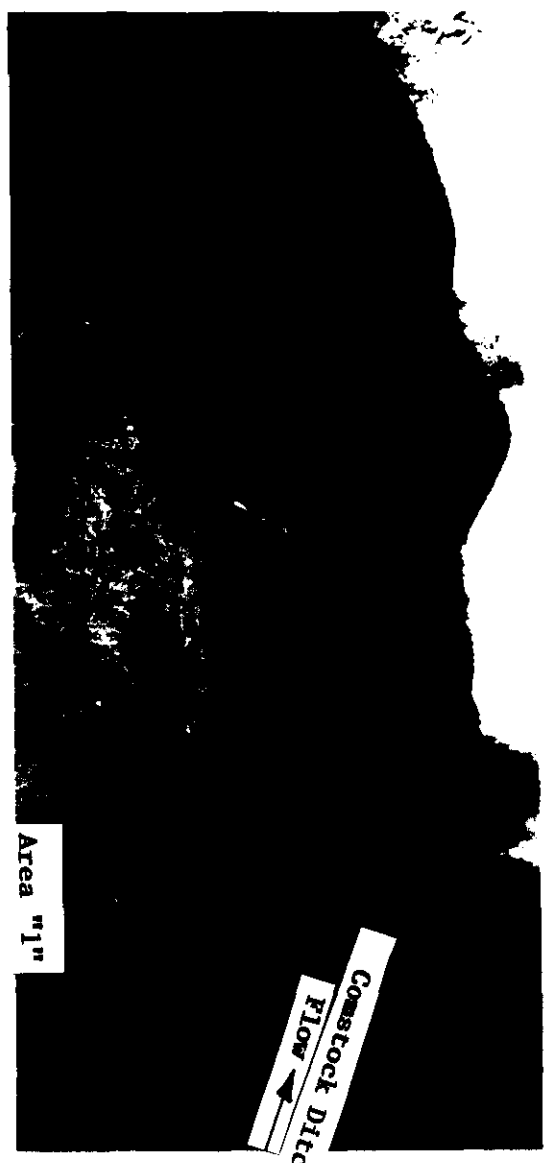


Both P/D's are located in:
Sec 29, T4N, R18E SW1 SW1

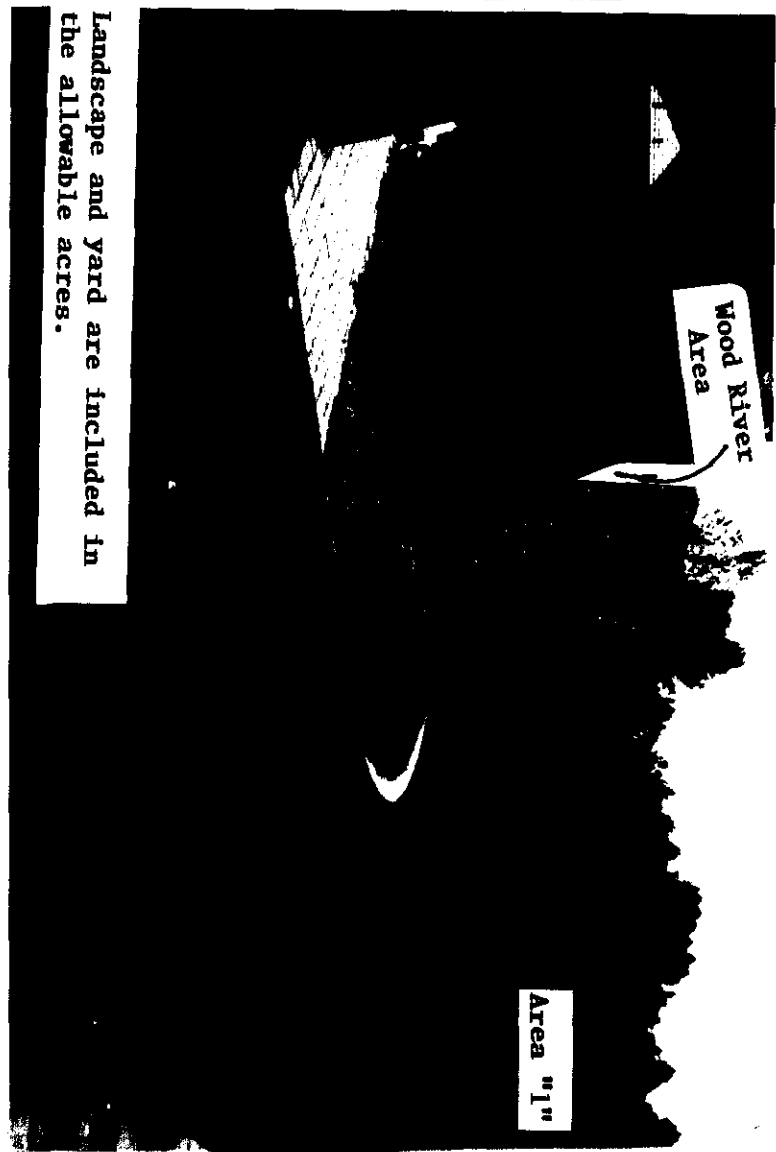


Irrigation: Franklin Electric
Well ② Model 2821138310
HP 5





P/U-SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29, T04N, R18E



Landscape and yard are included in the allowable acres.

35.52

2 WELL MATE Pressurized Tanks

Franklin Electric Domestic Well ①

Model 2823007103

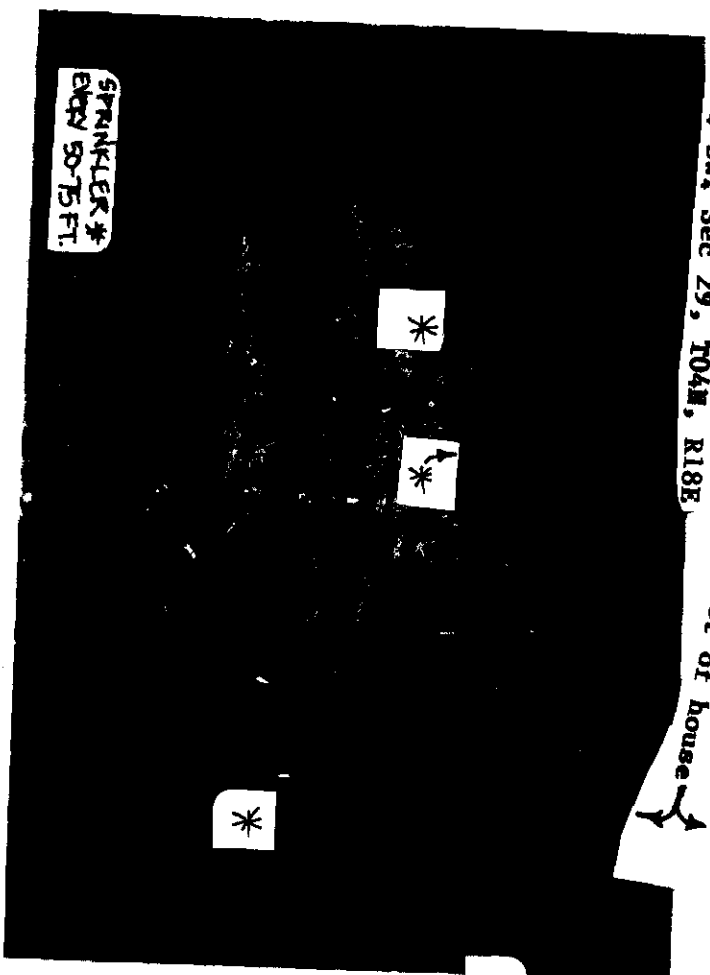
HP 1.5

PSI 60



P/U = SW 1/4 SW 1/4 Sec 29, T04N, R18E

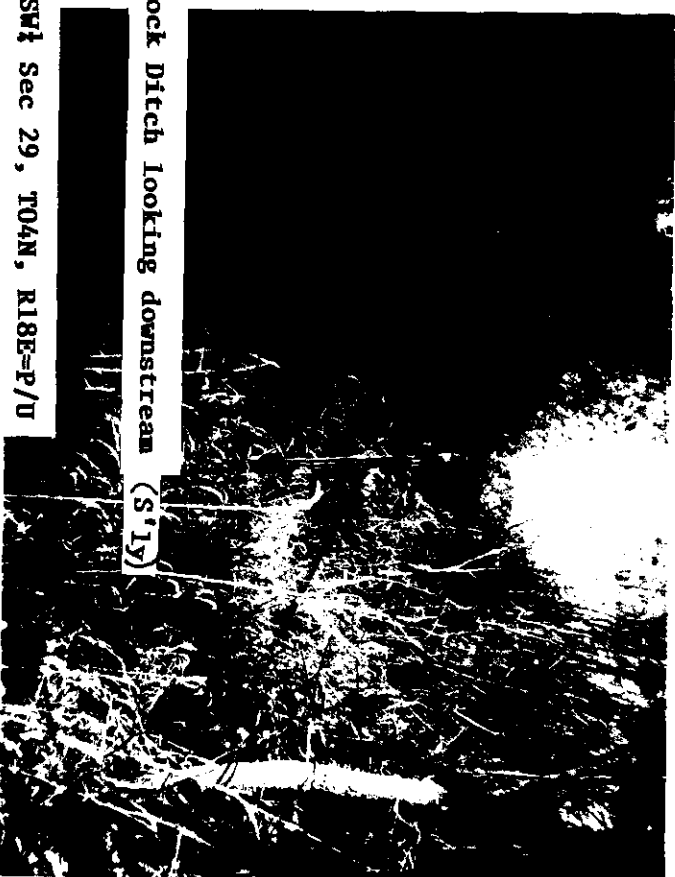
Areas north east of house



SPRINKLER #
E004 50-75 FT.

Comstock Ditch Looking downstream (S'ly)

SW 1/4 SW 1/4 Sec 29, T04N, R18E=P/U



25 Sept & 16 Oct 1996
Examiner: G.Satterlee

#37-08584

SE1 SE1 Sec 30, T04N, R18E - P/U

Photo looking SW'ly

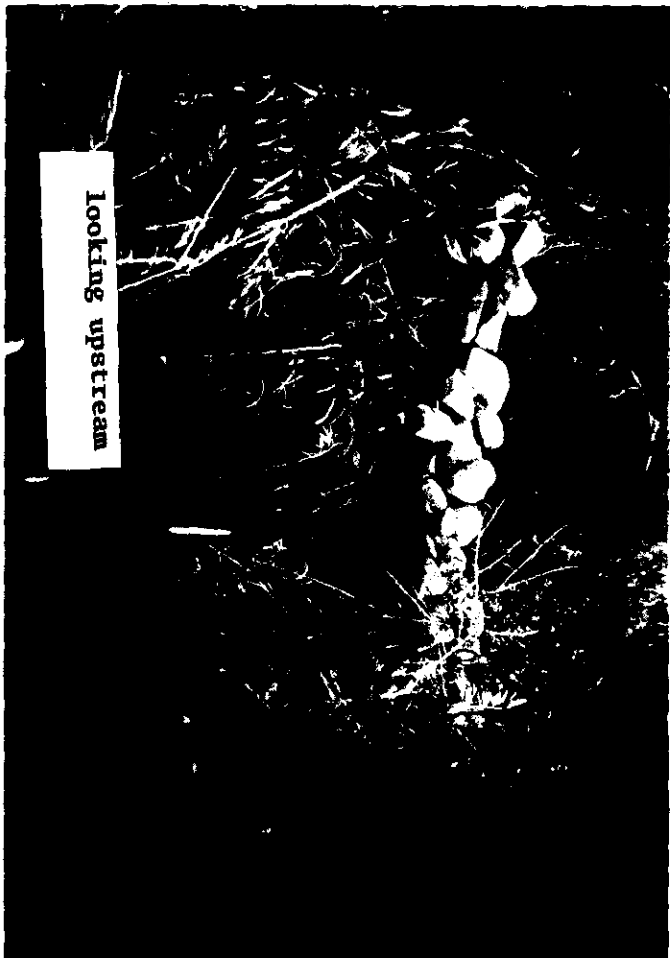
Typical Sprinkler - Rainbird
Model Number 35PJ w/ 3/16" nozzle
8-10 sprinklers per zone, there are
10 zones surrounding property

Comstock Ditch
FLOW

SPRINKLERS*
EVERY 50-75'

LOOKING S'ly

COMSTOCK DITCH

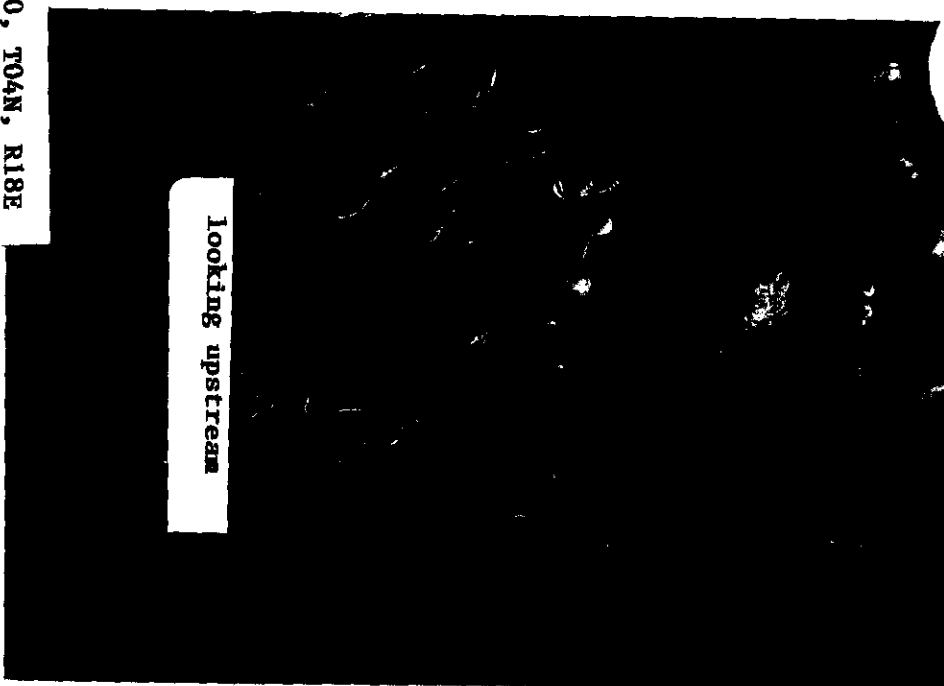


Looking upstream



Looking downstream

SET SET Sec 30, T04N, R18E



Looking upstream

16 October 1996
Dam on the southerly end of the
Cowstock Ditch

E. NARRATIVE/REMARKS/COMMENTS

SEE ATTACHMENT "A"

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

10-10-10
10/10/10

X Additional Computation Sheets Attached

SEE ATTACHMENT "B"

1. Volume Calculations for Irrigation:

$$V_{I,R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.0 (3.5) = 10.5 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.11) (183) 1.9835 = 39.9 \text{ afa}$$

$$V = \text{Smaller of } V_{L,R} \text{ and } V_{D,R} = 10.5 \text{ m/s}$$

2. Volume Calculations for Other Uses:

Permit Rate = 0.13 cfs
Exam Fee Limit = 0.20 cfs
Measured Rate = 0.16 cfs

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1/1	12/31	0.02	0.6
IRRIGATION	4/15	10/15	0.11 *	10.5
		Totals:	0.13 *	11.1

2. Recommended Amendments

2. Recommended Amendments
→ SAME DESL. FOR BOTH DIVERSIONS

X Change P.D. as reflected above

Add P.D. as reflected above

Change P.U. as reflected above

Add P.U. as reflected above

RECOMMENDED

☒ None ^N DIVERSION RATE FOR
☐ Other LICENSE REFLECTS
PERMITTED RATE.

I. AUTHENTICATION

Field Examiner's Name

Georgia Satterlee

Date 21 Oct 96

Reviewer**Date**

SEAL

* Adjustments made during review of this report for license approval.
See Memo for additional information. 2/28/97 CSJ



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033 Fax 736-3037

KARL J.
Dir.

November 6, 1996

RECEIVED

NOV 07 1996

Department of Water Resources

JAMES P SPECK ESQ
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

Re: Elizabeth K. Gray-Permit No. 37-08584

Dear Mr. Speck:

Enclosed is a copy of the completed field examination report on the above referenced permit per your request of 11/5/96.

The issuance of the water right license based on the field examination should be the next action the Department will take regarding this water right. We are unable to give you the specific date on which this will occur.

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

Sincerely,

Mary A. Baldwin
Senior Secretary

MB

RECORDED
JUN 28 1997

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

November 5, 1996

RECEIVED

NOV 06 1996

Department of Water Resources
Sawtooth National Forest

Mr. Allen Merritt
Idaho Dept. Of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Elizabeth K. Gray-Permit No. 37-08584

Dear Allen:

I understand the field work for the beneficial use field examination has been completed for the above - referenced permit. When the report has been completed please send me a copy to review with my client. Thank you for your continuing cooperation and assistance in these matters.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS:mg

cc: Peter and Betty Gray

NOV 14 1996
NOV 14 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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JAMES P. SPECK
DOUGLAS J. AANESTAD
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HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

September 4, 1996

RECEIVED

SEP 06 1996

Department of Water Resources
Southern Region

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

Re: Elizabeth K. Gray -- Permit No. 37-08584

Dear Allen:

I represent Elizabeth K. Gray, the holder of Permit No. 37-08584. I understand the field exam was completed July 16, 1993. Would you please send me a copy of the field exam. I also understand the field exam in this file has not yet been sent on to Boise. Would you please advise me as soon as possible when this next step in the processing of the permit into a license takes place.

Thank you for your continuing cooperation and assistance in these matters.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS:jrs
c: Peter Gray

*Got find exam. Looked on computer
at found date of F.E. filled out. I
must assure it is date entry error.
Called Speck & informed him. He requests
F.E. be completed. Contact Peter Gray
after 9/16/96*



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 15, 1995

James P. Speck
Hogue, Speck & Aanestad
PO Box 987
Ketchum, ID 83340

RE: Permit Nos. 37-08538 and 37-08584

Dear Jim:

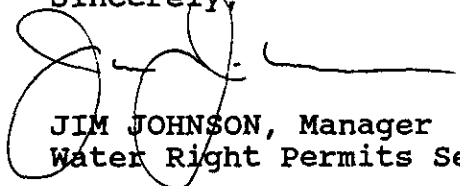
I have received your letter dated May 9 concerning the status of the above referenced permits.

You are correct that an examination has been conducted for Permit No. 37-08584, however, the examination report has not been reviewed by the regional manager and forwarded here to the State Office for license review. There is a backlog of permits to be reviewed for licensing and it is hard to speculate when this permit will be finalized.

There is also a backlog of permits requiring examinations by regional personnel. I suggest you contact Southern Region personnel to make arrangements for the examination for Permit No. 37-08538.

If you have further questions, feel free to give me a call.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:sc

RECEIVED

JUN 24 1995

HOGUE, SPECK & AANESTAD
A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

May 9, 1995

RECEIVED

MAY 10 1995

Department of Water Resources

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

Mr. Jim Johnson
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Re: Graystone, Inc. - Permit No. 37-08538
Elizabeth K. Gray - Permit No. 37-08584

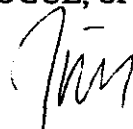
Dear Jim:

I represent Graystone, Inc., and Elizabeth K. Gray, the holders, respectively, of Permits No. 37-08538 and 37-08584. In reviewing the IDWR computer database, I see that Proof of Beneficial Use was submitted November 13, 1991, for 37-08538, but a field exam has not yet been conducted. The field exam for 37-08584 was completed July 16, 1993, but the license is not yet issued. Would you please call or write me with a status report on these permits at your earliest convenience.

Thank you for your continuing cooperation and assistance in these matters.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.



James P. Speck

JPS:sab
cc: Peter Gray

RECEIVED
MAY 10 1995

February 21, 1992

ELIZABETH K. GRAY
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM ID 83340

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08584

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECORDED

MAR 05 1992

9/89

Drilling Permit No. 37-90-S-024
 Water Right Perm No. P37-08584
 Injection Permit No. _____

RECEIVED
 APR 5 1990

Department of Water Resources

State of Idaho
 Department of Water Resources

DRILLING PERMIT

222 Shoshone St.
 East
 Twin Falls, Idaho
 83301

MAR 30 1990

1. Applicant Peter W. &/or Elizabeth K. Gray
 2. Mailing Address Box 2162 Ketchum, Ida 83340
 Telephone 726-5997

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

3. Proposed well location SW 1/4 SW 1/4, or Gov't lot No. _____,
 Sec. 29, Twp. 4N, Rge. 18E, County Blaine,
 Street Address of Well Site 77 CLIFFSIDE DRIVE,
 Lot, block and subdivision CLIFFSIDE SUBDIVISION, BLOCK 1

4. Proposed use of well:

- () Single family or stockwater use (less than 13,000 gallons per day)
 (X) Irrigation (more than 1/2 acre) 3 ACRE
 () Monitoring - A well bore schematic and map is required for each well.
 No. of proposed wells: _____
 () Other (describe fully) _____

5. Well construction information:

- A. (X) New well () Deepen () Replace - See Condition 9.
 B. Proposed surface diameter 8" Maximum depth 200 ft.
 C. Anticipated bottom hole temperature:
 (X) 85°F or less (Cold water well)
 () 85°F to 212°F (Low temp. geothermal well)
 () 212°F or more (Geothermal well)

MAR 05 1992

6. Construction Start Date April 10-1990
 7. Anticipated Well Driller WOODRIVER DRILLING & PUMP BOX 1165 HAILEY, ID 83333
 NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Peter W. Gray Date 3/29/90
 Title OWNERS HUSBAND
 (Owner, Firm Representative, Other)

Please send copy to driller

ACT. N OF DEPARTMENT OF WATER RESOUR.

This Permit is Approved Date 4/3/90

If approved, this permit authorizes the construction 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 the 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°F 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:

RECORDED

MAR 05 1992

Larry O. Halen
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION
Title

Receipt No. SO 11753 Received by Q Fee \$100. Date 4-2-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState 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.

1. WELL OWNER Name <u>Peter W. Gray</u> Address <u>P.O. Box 2162 Ketchum, Id. 83340</u> Drilling Permit No. <u>37-90-S-024</u> Water Right Permit No. <u>P37-08584</u>		7. WATER LEVEL Static water level <u>15</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 _____ °F. Quality <u>good</u> 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><u>100</u></td><td><u>38</u></td><td><u>1</u></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<u>100</u>	<u>38</u>	<u>1</u>																																								
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<u>100</u>	<u>38</u>	<u>1</u>																																															
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>8</td><td>0</td><td>3</td><td>Gravel and soil</td><td></td><td>X</td></tr><tr><td>8</td><td>3</td><td>12</td><td>Gravel and clay</td><td></td><td>X</td></tr><tr><td>8</td><td>12</td><td>15</td><td>Boulders</td><td></td><td>X</td></tr><tr><td>6</td><td>15</td><td>34</td><td>Gravel</td><td>X</td><td></td></tr><tr><td>6</td><td>34</td><td>38</td><td>Boulders</td><td>X</td><td></td></tr><tr><td>6</td><td>38</td><td>40</td><td>Gravel</td><td>X</td><td></td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	8	0	3	Gravel and soil		X	8	3	12	Gravel and clay		X	8	12	15	Boulders		X	6	15	34	Gravel	X		6	34	38	Boulders	X		6	38	40	Gravel	X	
Bore Diam.	Depth		Material		Water																																												
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6	34	38	Boulders	X																																													
6	38	40	Gravel	X																																													
4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		RECEIVED MAR 10 1991 Department of Water Resources Southern Region Office																																															
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><u>250</u> inches</td><td><u>8</u> inches</td><td><u>1 1/2</u> feet</td><td><u>38 1/2</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was casing drive shoe used? ☒ Yes ☐ No Was a pecker or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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>20</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 _____				Thickness	Diameter	From	To	<u>250</u> inches	<u>8</u> inches	<u>1 1/2</u> feet	<u>38 1/2</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet														
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6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td></td><td></td></tr><tr><td>W</td><td></td><td></td><td>E</td></tr><tr><td></td><td>X</td><td></td><td></td></tr><tr><td>S</td><td></td><td></td><td></td></tr></table> Subdivision Name <u>CLIFFSIDE</u> <u>SUB</u> Lot No. <u>L</u> Block No. <u>L</u> County <u>BLAINE</u> <u>SVN</u> & <u>SVN</u> & Sec. <u>29</u> , T. <u>4</u> S. R. <u>18</u> W. <u>4</u>		N				W			E		X			S				10. Work started <u>3-7-91</u> finished <u>3-8-91</u>																															
N																																																	
W			E																																														
	X																																																
S																																																	
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Wood River Drilling & Pump Inc. Firm Name _____ Firm No. <u>2163</u> P.O. Box 420 Address <u>Bellevue, Id.</u> Date <u>3-18-91</u> Signed by (Firm Official) <u>Ron Smith</u> and (Operator) <u>Bob McInnes</u>		11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Wood River Drilling & Pump Inc. Firm Name _____ Firm No. <u>2163</u> P.O. Box 420 Address <u>Bellevue, Id.</u> Date <u>3-18-91</u> Signed by (Firm Official) <u>Ron Smith</u> and (Operator) <u>Bob McInnes</u>																																															

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

RECEIVED

122 Shoshone St E.
Twin Falls, ID 83301
734-3578

MAR - 5 1991

State of Idaho
Department of Water ResourcesDepartment of Water Resources **APPLICATION FOR DRILLING PERMIT**
Southern Region Office

1. Applicant (please print) PETER & BETTY GRAY

2. Mailing Address Box 2162 KETCHUM ID Telephone 726-5997

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

3. Proposed well location SW 1/4 SW 1/4, or Gov't Lot No. _____

Sec. 29, Twp. 4N, Rge. 18E, County Belt

Street Address of Well Site 77 Cliff Side Drive

Lot, block and subdivision lot 1 Block 1 Cliff Side Sub.

4. Proposed use of well:

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

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

() Non-Domestic: Any beneficial use not included within the definition of domestic.

() Injection

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

5. Well construction information:

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

B. Proposed Surface Diameter 6" Proposed Maximum Depth 200 ft.

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)

MAR 05 1992

6. Construction Start Date 3-10-91

7. Anticipated Well Driller Wood River Drilling & Pump Inc. Box 420, Bellevue ID 83313
NOTE: The actual well driller must be identified prior to drilling. 788-3163

8. Applicant's signature [Signature] Date 3/1/91

Title Owner (Owner, Firm Representative, Other)

Please Send Copy to Driller

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 3/5/91

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

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the 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:

RECEIVED

MAR 05 1992

Loren D. Halpern

Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION

Title

Receipt No. 5013077 Received by js Fee \$35.00 Date 3-5-91

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

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.

1. WELL OWNER Name: <u>Peter Gray</u> Address: <u>P.O. Box 2162 Ketchum, Id. 83340</u> Owner's Permit No. <u>37-91-S-019</u>	7. WATER LEVEL Static water level: <u>15</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 _____ °F. Quality <u>good</u> 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" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">100</td> <td style="text-align: center;">240</td> <td style="text-align: center;">1</td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	100	240	1																																																																
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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" style="width: 100%; border-collapse: collapse;"> <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>8</td> <td>0</td> <td>3</td> <td>Gravel and soil</td> <td></td> <td>x</td> </tr> <tr> <td>8</td> <td>3</td> <td>12</td> <td>Gravel and clay</td> <td></td> <td>x</td> </tr> <tr> <td>8</td> <td>12</td> <td>15</td> <td>Boulders</td> <td></td> <td>x</td> </tr> <tr> <td>8</td> <td>15</td> <td>34</td> <td>Gravel</td> <td>x</td> <td></td> </tr> <tr> <td>6</td> <td>34</td> <td>36</td> <td>Boulders</td> <td>x</td> <td></td> </tr> <tr> <td>6</td> <td>36</td> <td>78</td> <td>Gravel and sand</td> <td>x</td> <td></td> </tr> <tr> <td>6</td> <td>78</td> <td>215</td> <td>Granite</td> <td></td> <td>x</td> </tr> <tr> <td>6</td> <td>215</td> <td>260</td> <td>Limestone</td> <td>x</td> <td></td> </tr> <tr> <td>6</td> <td>260</td> <td>270</td> <td>Brown shale</td> <td>x</td> <td></td> </tr> <tr> <td>6</td> <td>270</td> <td>280</td> <td>Limestone</td> <td>x</td> <td></td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	8	0	3	Gravel and soil		x	8	3	12	Gravel and clay		x	8	12	15	Boulders		x	8	15	34	Gravel	x		6	34	36	Boulders	x		6	36	78	Gravel and sand	x		6	78	215	Granite		x	6	215	260	Limestone	x		6	260	270	Brown shale	x		6	270	280	Limestone	x	
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4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	RECEIVED MAR 19 1991 Department of Water Resources Southern Region Office MAR 05 1992																																																																						
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other <u>PVC</u> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>250 inches</td> <td>6 inches</td> <td>1 1/2 feet</td> <td>80 feet</td> </tr> <tr> <td>250 inches</td> <td>50d</td> <td>65 feet</td> <td>265 feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated <u>saw</u> ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation <u>1/8</u> inches by <u>3</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>40 perforations</td> <td>185 feet</td> <td>265 feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Type _____ 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>20</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 _____		Thickness	Diameter	From	To	250 inches	6 inches	1 1/2 feet	80 feet	250 inches	50d	65 feet	265 feet	inches	inches	feet	feet	inches	inches	feet	feet	Number	From	To	40 perforations	185 feet	265 feet	perforations	feet	feet	perforations	feet	feet																																						
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6. LOCATION OF WELL Sketch map location <u>must</u> agree with written location. N <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%; text-align: center;">W</td> <td style="width: 25%; text-align: center;">E</td> <td style="width: 25%; text-align: center;">S</td> <td style="width: 25%; text-align: center;">N</td> </tr> <tr> <td style="text-align: center;">X</td> <td></td> <td></td> <td></td> </tr> </table> Subdivision Name <u>Left</u> <u>Slide Sub</u> Lot No. <u>1</u> Block No. <u>1</u> County <u>Blaine</u> <u>SW</u> 1/4 <u>SW</u> 1/4 Sec. <u>29</u> T. <u>4</u> N. <u>18</u> E. <u>W</u>	W	E	S	N	X				10. Work started <u>3-8-91</u> finished <u>3-11-91</u>																																																														
W	E	S	N																																																																				
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11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Wood River Drilling? _____ Firm No. <u>265</u> Pump Int. <u>723-3163</u> P.O. box <u>427</u> Address <u>Bellevue, Id. 83319</u> Date <u>3-18-91</u> Signed by (Firm Official) <u>Ken Smith</u> and (Operator) <u>BOB McLaughlin</u>																																																																							

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

January 31, 1992

ELIZABETH K. GRAY
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM ID 83340

PROOF DUE NOTICE

RE: PERMIT NO. 37-08584

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 April 1, 1992. (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.

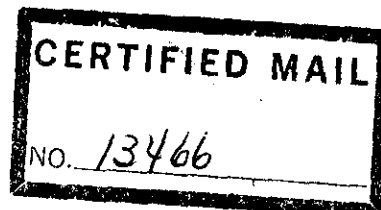
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MAR 05 1992



S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
March 6, 1990

ELIZABETH K. GRAY
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P37-08584

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you

MICROFILMED

MAR 12 1990

commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

MAR 12 1990

18-Dec-1989

Elizabeth K. Gray
c/o James P. Speck, Esquire
P.O. Box 987
KETCHUM ID 83340

Re: Application for Permit No. 37-08584

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Wood River Journal on 1/3 & 1/10/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

RECEIVED

MAR 12 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

DECEMBER 18, 1989

WOOD RIVER JOURNAL
P.O. BOX 988
HAILEY, ID 83333

Gentlemen:

Enclosed you will find a legal notice 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 JANUARY 22, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MAR 12 1990

37-08584

GRAY, ELIZABETH K.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NWSWSW Sec 29 T 04N R 18E
 SESESE Sec 30 T 04N R 18E

Use: DOMESTIC (.040 CFS)
 IRRIGATION (.090 CFS)
 Total Diversion: (.130 CFS)

Date Filed: 12/11/1989

In: T04N R18E S29 SWSW
 S30 SESE

3.0 ACRES TOTAL

MICROFILMED

MAR 12 1990

Disk: Patty-15/2-APP

Harrah, Gray file on water rights

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have
been filed to appropriate the
public waters of the State of
Idaho:

37-08583

HARRAH, Verna R.
C/O RANDY BOWLING, AGENT
P.O. BOX 12968
RENO, NV 89510

Source: TRAIL CREEK
Tributary: BIG WOOD RIVER
Diversion Pt.: NESW Sec 5 T 04N
R 18E

Use: AESTHETIC STORAGE
(.60 AF); WILDLIFE STORAGE
(.60 AF); DIVERSION TO
STORAGE (1.000 CFS); Total
Diversion (1.000 CFS) (.60 AF)
Date Filed: 12/12/1989
In: T04N R18E S05 NESW

37-08584

GRAY, ELIZABETH K.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: NWSWSW Sec 29 T
04N R 18E; SESESE Sec 30 T 04N
R 18E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
Total Diversion: (.130 CFS)

Date Filed: 12/11/1989
In: T04N R18E S29 SWSW
S30 SESE

3.0 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, 2148 4th Avenue
East, Twin Falls, Idaho 83301, on
or before JANUARY 22, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal--
January 3 & 10, 1990.

RECEIVED

DEC 27 1989

Department of Water Resources
Section of Water Rights

RECORDED

MAR 12 1990

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, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before JANUARY 22, 1990.

R. Keith Higginson, Director

Published 1/03/1990 & 1/10/1990

MicroFILMED

MAR 12 1990

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0752

HAILEY OFFICE:

16 WEST CROY STREET

SUITE K

POST OFFICE BOX 460

HAILEY, IDAHO 83333

(208) 788-3567

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

December 7, 1989

RECEIVED

DEC 11 1989

Department of Water Resources
Southern Region Office

CERTIFIED MAIL; RETURN RECEIPT REQUESTED

Mr. Loren Holmes
Idaho Department of Water Resources
2148 - 4th Avenue East
Twin Falls, Idaho 83301

Re: Application for Permit - Elizabeth K. Gray

Dear Loren:

Enclosed you will find an original of an Application for Permit for the diversion of groundwater to serve the domestic uses of a single family residence and related outbuildings and to irrigate not more than three acres of residential landscaping, all located on Lot 1, Block 1, Cliffside Subdivision, Blaine County, Idaho. This property is immediately adjacent to Lots 1 through 6, Block 2, Cliffside Subdivision, developed by Graystone, Inc. and the subject of several previous Applications for Permit filed with you.

I have also enclosed a check payable to the Department of Water Resources in the sum of \$30 as the Application fee. Please keep me apprised of the publication of notice schedule for this Application. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/jal
Enclosures
cc: Mrs. Elizabeth K. Gray

RECORDED

MAR 12 1990