

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-8582 IN THE  
NAME OF ROBERT F BOUTTIER

ORDER OF REINSTATEMENT

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before April 1, 1991; and,

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

WHEREAS, on April 1, 1991 the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on April 2, 1991;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-8582 be REINSTATED and the priority advanced to December 1, 1989.

Dated this 10<sup>th</sup> day of April, 1991.

must put new  
in file that if  
licenses for 10  
Acres; license  
should include these  
combs. Tim Luke

L. GLEN SEXTON, Chief  
Water Allocation Bureau

RECEIVED

AUG 01 1991

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 37-08582

Proposed Priority: November 30, 1989      Maximum Diversion Rate: 0.28 CFS  
This is to certify, that **ROBERT F. BOUTTIER**

P.O. BOX 476  
BELLEVUE, ID 83313

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       | 0.20 CFS                 |
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 |
| DOMESTIC              | 01/01 to 12/31       | 0.06 CFS                 |
|                       | Totals               | 0.28 CFS                 |

LOCATION OF POINT(S) OF DIVERSION:      NWNWSW      Sec. 36, Township 02N, 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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 02N        | 18E        | 36         | NWSW         | 10           |              | 10           |

Total number of acres irrigated: 10

PLACE OF USE:      STOCKWATER, same as IRRIGATION use

PLACE OF USE:      DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Irrigation use under this permit is authorized only in connection with a domestic use.
5. 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.
6. The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.20 cfs.
7. Domestic use is for 2 homes.

**MICROFILMED**

MAR 12 1990

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 37-08582

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

6<sup>th</sup> day of March, 1990.

R. Keith Higginson  
for R. Keith Higginson, Director

MICROFILMED  
MAR 12 1990

RECEIVED

NOV 30 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

Ident. No. 37-08582

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant ROBERT F BOUTTIER Phone 208 788 3080

Post office address PO BOX 476 BELLEVILLE ID 83313

2. Source of water supply GROUNDDWATER which is a tributary of N/A

3. Location of point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , Govt. Lot \_\_\_\_\_

Sec. 36 Township 2N Range 18E B.M. BLAINE County; additional

points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes: \* Per telecon w/applicant 12-8-89

Amount \*.20 ~~.30~~ for IRRIGATION purposes from 4-1 to 11-1 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount .06 for DOMESTIC purposes from 1-1 to 1-1 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount .02 for STOCK purposes from 1-1 to 1-1 (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) .38.28\* and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, 39', 6" casing, 2 HP  
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 6" inches; proposed depth of well is 39' 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  
WAS completed in 1974 years (minimum 1 year).

Allow 1 year g.

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. 50 HEAD OF HORSES
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. APTS. Two Households
- e. Other; describe fully. BARNs, STOCK TANK, YARD, Garden, PASTURE

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 |        |
| 2N  | 18E   | 36   |     |     |     |     |     |     |     |     |     | D/S |     |     |     |     |     |     |        |
| 2N  | 18E   | 36   |     |     |     |     |     |     |     |     |     | 10  |     |     |     |     |     |     | 10     |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 10

10. Describe any other water rights used for the same purposes as described above. A37-04277

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

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

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: Claim covers land south & west of proposed P/U.

**MICROFILMED**

MAR 12 1990

\_\_\_\_\_

MAR 12 1990

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.

(Applicant)

Received by bc C. Wong Date 12/30/89 Time 11:00 am Preliminary check by J. P. Stanton  
Fee \$ 45<sup>00</sup> Receipted by DK # C013151 Date 12-30-89  
Publication prepared by M. Baldwin Date 12-12-89 Published in Wood River Journal  
Publication approved T. Gasper Date 1-8-90

### 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 \_\_\_\_.

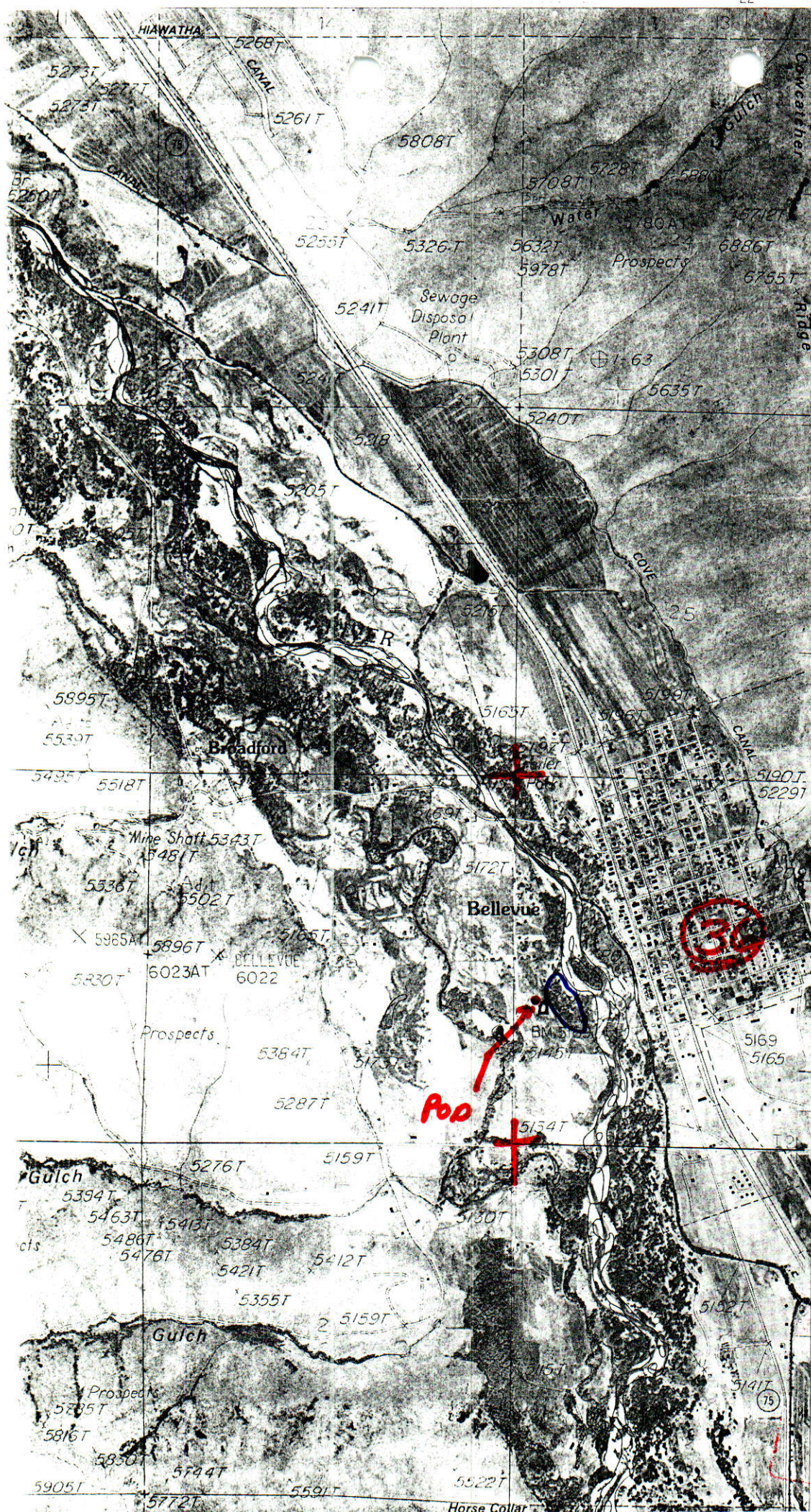
c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

MAR 17 1990



Robert F.  
BOUTTIER

T2N  
R18E

Section 36

POD NW NWSW

POD NW SW

T2N

T1N

MICROFILMED

MAR 12 1990

37-08582

# AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }  
County of Blaine } SS.

DEC 28 1989

Department of Water Resources  
Southern Region Office

DANIEL J. GORHAM

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 20 day of Dec, 19 89, and

the date of the last publication was on the 27 day of Dec, 19 89.

Subscribed and sworn to before me this 27<sup>th</sup> day of Dec, 19 89.  
(SEAL)

Roberta McKencher

NOTARY PUBLIC

WOOD RIVER JOURNAL  
Hailey, Idaho

## COST OF PUBLICATION

Number of Picas per Line 11  
Number of Lines in Notice 40.5  
Number of Insertions 2  
Lines tabular at 5.5¢/Pica  
Lines straight at 22.28 5 4.5¢/Pica  
Subsequent lines at 17.82 4 3.5¢/Pica  
TOTAL COST 40.10

## COPY OF NOTICE

(Paste Here)

Application # 37-08582  
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res (TF)  
BILL TO

## Bouttier files 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:

**37-08582**

BOUTTIER, ROBERT F.  
P.O. BOX 476  
BELLEVUE, ID 83313

Source: GROUNDWATER  
Diversification Pt.: NWNWSW Sec 36  
T 02N R 18E

Use: IRRIGATION ( .200 CFS)  
DOMESTIC ( .060 CFS)  
STOCKWATER ( .020 CFS)  
Total Diversion: ( .280 CFS)

Date Filed: 11/30/1989  
In: T02N R18E S36 NWSW  
10.0 ACRES TOTAL

The application (s) alleges completion of development and beneficial use of water described above prior to October 1, 1984. If approved, the permit (s) will be subject to all prior water rights except subordinated hydropower right. Protest must be filed with the Director, Department of Water Resources, 2148 4th Avenue East, Twin Falls, ID 83301, on or before January 8, 1990.

R. Keith Higginson, Director  
Publish: Wood River Journal—December 20 & 27, 1989.

AS OF OCT. 1, 1988  
(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight....4.5/pica  
7-8 pt. per line tabular....5.5/pica  
7-8 pt. per line successive  
insertion....3.5/pica

6859

April 16, 1991

ROBERT F. BOUTTIER  
P.O. BOX 476  
BELLEVUE, ID 83313

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08582

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck  
Secretary/Records Manager

c: IDWR - Region

Enclosure

**MICROFILMED**

AUG 01 1991

ANALYSIS SHEET  
for  
PROOF OF BENEFICIAL USE

Permit No. 37-8582

Date 4-10-91

GENERAL CONSIDERATIONS

y Name same as permit?  
y Address same as permit? If no, indicate below.  
Gen Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

y Surface water source  
y Ground water source  
/ Drill permit req'd?  
/ Copy in file? Drill permit no. \_\_\_\_\_  
/ Amt paid for drilling permit? \_\_\_\_\_ Correct?  
/ Well log in file?

LICENSE EXAMINATION FEE

y Required?  
100.00 Amount submitted?  
y Correct amount?

MEASURING DEVICE

/ Measuring device or access port required?  
/ Installed?  
mtt Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

*Proof acceptable*  
*Get state*

PRIORITY CALCULATION

Date proof received Apr. 2 \_\_\_\_\_  
Date proof due Apr. 1 - \_\_\_\_\_  
No. of days late = 1  
Priority date Apr. 30 + \_\_\_\_\_  
NEW PRIORITY DATE Dec. 1 '89 = \_\_\_\_\_

**RECEIVED**  
APR 02 1991

## STATE OF IDAHO

For Office Use Only  
Amt. of Fee \$ 100.00  
Date 4-1-91  
Receipt No. 0020105  
Received by [Signature]

## DEPARTMENT OF WATER RESOURCES

## PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 37-68582 Telephone No. 208 7883080
2. Name(s) of Permit Holder(s): Robert F. BOUTYER
3. Post Office Address: PO Box 476 BELLEVUE ID 83313
4. Source of Water: WELL
- a. If ground water, well driller's name: Wood Run Well Drgn. Date drilled: 19-74
- b. Pump horsepower: 2 Pressure (psi): \_\_\_\_\_ Dynamic pumping level (ft.): 10 Feet

## 5. Extent of Use:

Domestic 2 (No. of households) Irrigation 10 AC. (No. of acres)

Stockwater 40 (No. and type of stock) Horse Other \_\_\_\_\_

6. Total rate and/or volume for which proof is submitted 28 cfs \_\_\_\_\_ acre/feet

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

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

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

8. Fee Enclosed: \$ 100.00 (See License Examination Fee Schedule)

## 9. Person to contact to accompany the Department representative during the field examination:

Robert F. Boutyer 208 7883080  
Name Telephone No.

# 51 Lower Broadband Rd Bellevue ID  
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.

4-1-91  
Date

[Signature] Robert F. Boutyer  
Signature (and title if on behalf of a company or organization)

**MICROFILMED**  
AUG 01 1991



**HOTEL LOTTE**

Robert Bouttler  
P O Box 476  
Bellevue ID 83313



500

FAX NO.: SEQUIM 752-3758  
CABLE: HOTEL LOTTE TEL.: 771-10

10-16-1991

**NOT REFILED**

**AUG 01 1991**

This U.S. stamp,  
along with 25¢  
of additional  
U.S.  
equivalent, is to  
the 1¢ stamp rate



STATE of ID

Dep of water res

1301 DO OACHARD ST

STATE HAVEN MAIL

BOISE ID 83720

ATTN RITA FLOOR

138014  
January 31, 1991

ROBERT F. BOUTTIER  
P.O. BOX 476  
BELLEVUE, ID 83313

PROOF DUE NOTICE  
RE: PERMIT NO. 37-08582

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, 1991. (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,

Rita Fleck  
Secretary/Records Manager

Enclosures

**MICROFILMED**

**AUG 01 1991**

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

ROBERT F. BOUTTIER  
P.O. BOX 476  
BELLEVUE, ID 83313

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

RE: PERMIT NO.      P37-08582

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.

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. Also enclosed for your convenience is a form entitled "Proof of

**MICROFILMED**

MAR 12 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Right Permits Section

GS: SC  
Enclosures

**MICROFILMED**

MAR 12 1990

Form No. 202a  
4/87

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY JF Stanton DATE 12-8-89 APPLICATION NUMBER 39-08582

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)  
☒ Address  
☒ Source (See USGS Quad for names of water sources)  
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)  
☒ County  
☒ Quantity (flow and/or volume)  
☒ Period of Use  
☒ Nature of proposed use (Include description of use.)  
☒ Description of diverting works  
☒ Time required for beneficial use of water  
☒ Place of use or acres irrigated  
☒ Map  
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)  
☒ Fee  
☒ Yes ☐ No\* In form to receipt \*\*\*PROPOSED PRIORITY DATE 11-30-89

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)  
☐ Overlapping point of diversion  
☐ Yes ☒ No Field check required  
Field check by \_\_\_\_\_  
☐ Yes ☐ No Field report attached  
☐ Yes ☒ No Critical groundwater area  
☐ Yes ☒ No Groundwater management area  
☐ Yes ☒ No Send dam safety information  
☐ Yes ☒ No Send power requirement letter  
☐ Yes ☒ No Send fish farm requirement letter  
☐ Yes ☒ No Power residency affidavit  
☐ Yes ☒ No Power efficiency form  
☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)  
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)  
☐ See reverse side for additional information

SWAN FALLS HOLD? No

\*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

Department of Water Resources

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

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM  
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service  
☐ Idaho Dept. of Lands ☐ Water District  
☐ Adjudication Bureau Unit ☐ Other \_\_\_\_\_

#### FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No ~~Publication dates & paper, recorded on application~~  
☐ Yes ☒ No Protests received  
Final date for protest 1/8/90  
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application  
☐ Yes ☒ No Recommendations attached  
☐ Yes ☒ No Measuring device required  
☐ Yes ☒ No Access port required  
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 37  
☐ Yes ☒ No Special conditions of approval or cover letter below. P05

See below for additional information  
Date of priority recommended 11/30/89  
By L. J. J. J. J. J. Date 2/12/90

STATE OFFICE REVIEW P05, P23 P16 46 41 28 (irrig., 0.20 cfs)  
See below for additional information  
By FW Date 2-22-90

#### ADDITIONAL INFORMATION

This App is either  
1) Existing development prior to 10/1/84  
2) Qualifies for processing under the 1980 Contract  
4 + dwellings (2 homes, 2 + Apartments) ~~4 + dwellings~~  
4 dwellings / 10 Acres = 2.5 Ac/dwelling  
App. in TRUST area - DCM I

13-Dec-1989

Robert F. Bouttier  
P.O. Box 476  
BELLEVUE ID 83313

Re: Application for Permit No. 37-08582

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 12/20 & 12/27/89. 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.

Additional information required before final regional review of the application includes evidence of development prior to October 1, 1984 such as ASCS area photos predating 1984 with a signed statement from an ASCS agent or power bills predated October 1, 1984 for meter specifically servicing well.

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

**MICROFILMED**

MAR 12 1990

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

---

DECEMBER 12, 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 8, 1990.

Yours truly,

Mary Baldwin  
Secretary/Office Coordinator

Enclosure

RECEIVED  
MAR 12 1990

MAR 12 1990

37-08582

BOUTTIER, ROBERT F.  
P.O. BOX 476  
BELLEVUE, ID 83313

Source: GROUNDWATER

Diversion Pt: NWNWSW Sec 36 T 02N R 18E

|                  |             |
|------------------|-------------|
| Use: IRRIGATION  | ( .200 CFS) |
| DOMESTIC         | ( .060 CFS) |
| STOCKWATER       | ( .020 CFS) |
| Total Diversion: | ( .280 CFS) |

Date Filed: 11/30/1989

In: T02N R18E S36 NWSW

10.0 ACRES TOTAL

RECEIVED  
NOV 30 1989

The application (s) alleges completion of development and beneficial use of water described above prior to October 1, 1984. If approved, the permit (s) will be subject to all prior water rights except subordinated hydropower right. Protest must be filed with the Director, Department of Water Resources, 2148 4th Avenue East, Twin Falls, ID 83301 on or before January 8, 1990.

R. Keith Higginson, Director

Published 12/20 & 12/27/89.

3/79

IDENT. NO. 37-08582

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

WATER RIGHT  
DATA ENTRY LOG

[illegible]