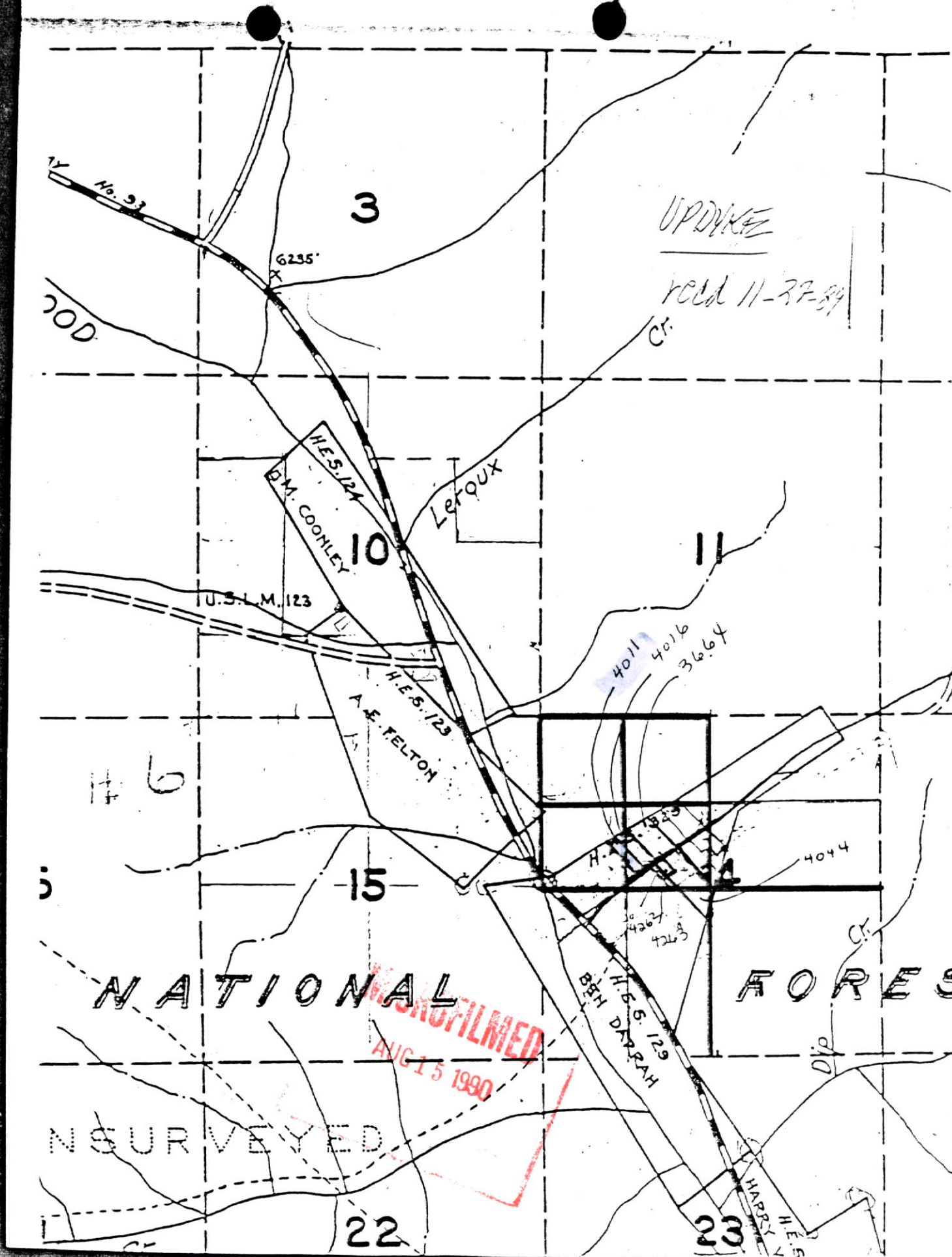


BLAINE COUNTY, IDAHO



3

UPDRIKE

road 11-27-84

cr.

200

HES. 124
D.M. COONLEY

10

Letoux

11

U.S. L.M. 123

HES. 123
A.E. FELTON

4011
4016
3664

146

15

H. 133

4044

NATIONAL

FOREST

REPROFILMED
AUG 15 1990

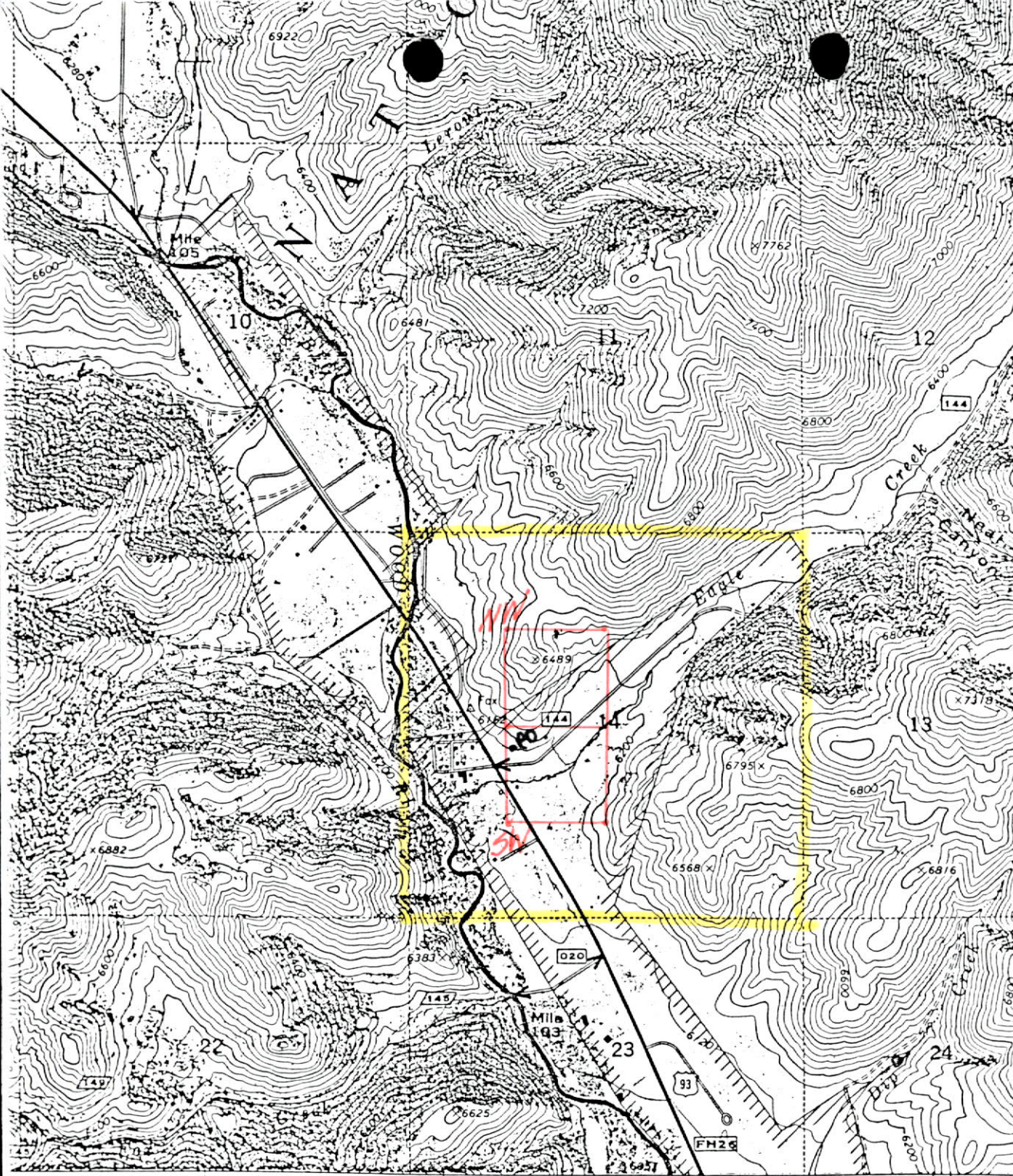
NSURVEYED

BEN DARRAH
H.S. 129

22

23

HARRY HES



4852
47'30"
4851
4850
4849
4848000m N
43°45'
114°22'30"

5N

R-17E

1 MILE
0 7000 FEET
1 KILOMETER

AMBER LAKES
SAWTOOTH NATIONAL FOREST
SAWTOOTH NRA
KETCHUM RANGER DISTRICT
(HAILEY 2 SW)

H.F.S. 329

AUG 15 1990

1974
214-3 I

(189-112) SUN VALLEY

W-73

CTION LINE CLASSIFICATION

veyed, location reliable

veyed, location approximate

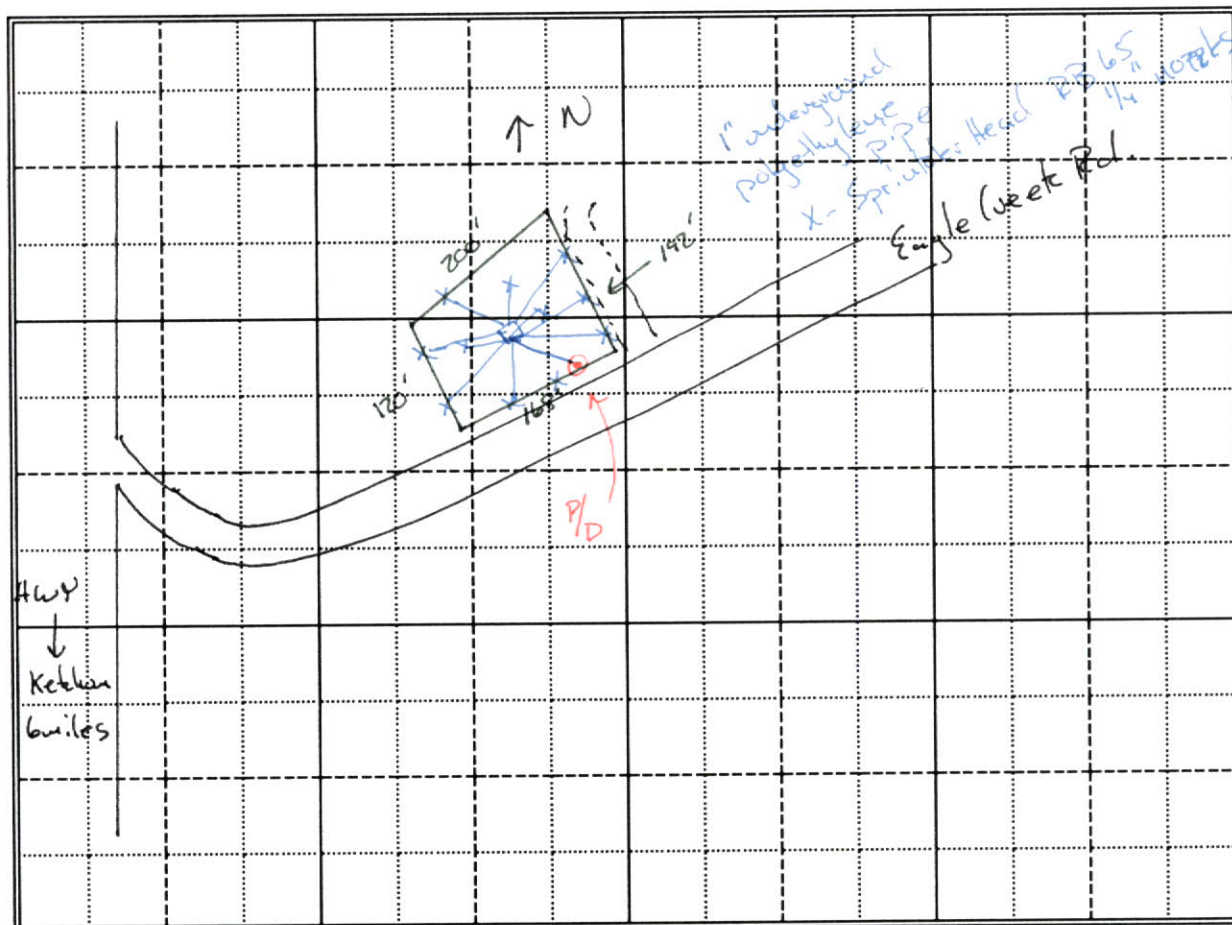
urveyed, Bureau of Land
management protraction



UPDYKE-application

37-08517

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



Scale: Not to Scale

☒ Copy of USGS Quadrange 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
	Not Found	Not Found			
	Probably → 1 H.P.				

*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
Pilot Tube & Psi. Gauge						

2. **Measurements:** With the pilot tube & psi. gauge, I measured a pressure of 42psi. at the double check at the top. Therefore, I estimated the pressure (avg.) of the one head running to be 40 psi.

JUN 27 1995



HWY 93

37-8517
Irrigation
0.7 acres
Stockwater
Trough Present

37-8518
Irr 0.5 acres
Stock Troughs
House & Barn

37-8515
Irr 1.8 acres
Stock Troughs

Eagle Creek Rd.

37-8516
Irr 0.3 acres
Domestic Internal
exterior

old well
Power & House
Removed

Note:
Wells for
permit 37-8518 &
permit 37-8515
are connected

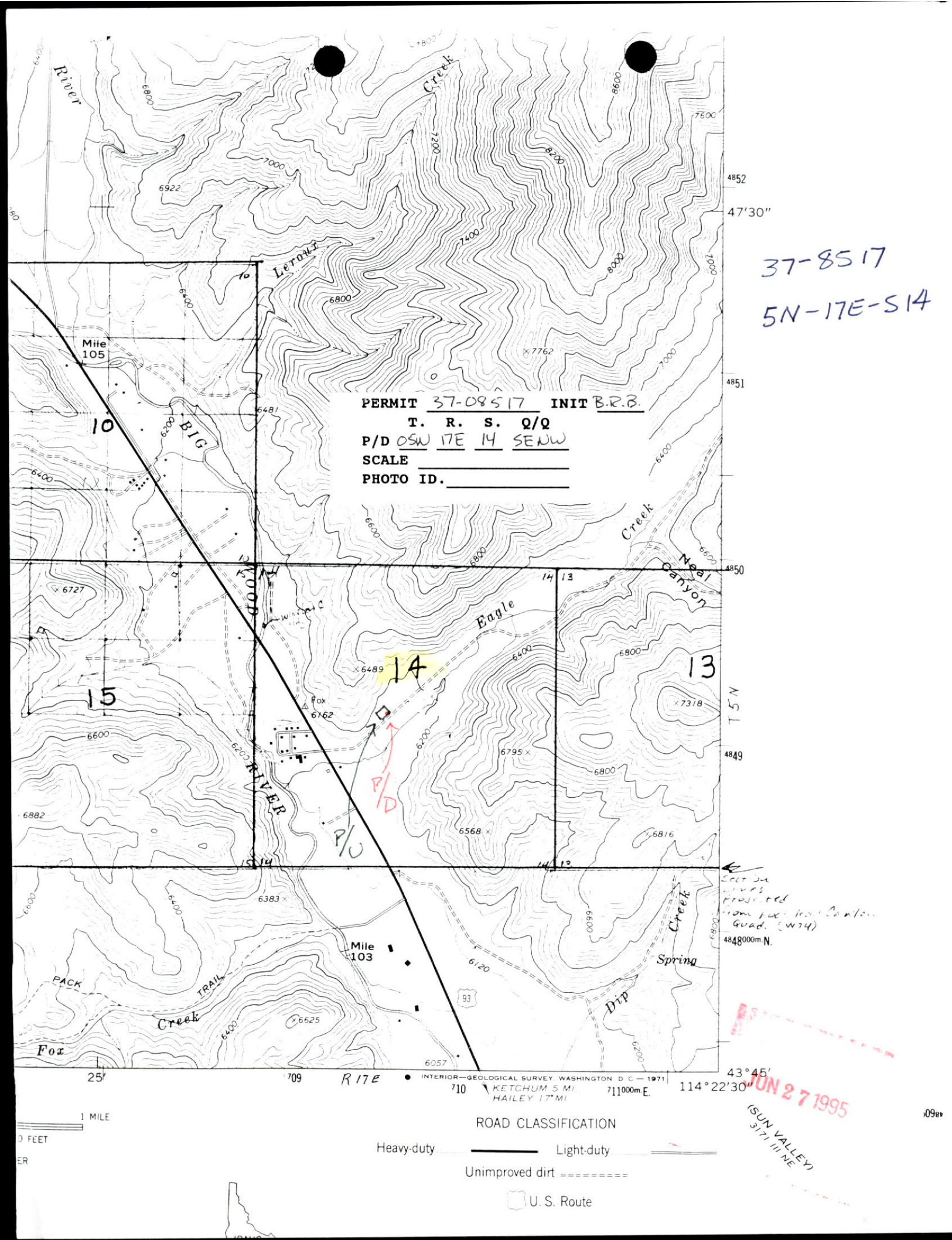
Both Lots are
irrigated from
well
adjacent to permit 37-8516's
well

All measurements
of acreage are
approximate

Section 14 / TOSN / R17E

Ketchum
6 miles

JUN 27 1995



P37-08517



Well is
located
between
trees

P/U

P/D no documentation
found concerning pup site
or make



Microfilm

JUN 27 1995

Form 238-7
9/82

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 Randy Updyke
Evergreen Landscaping
Address P. O. Box 1157 Ketchum, ID 83340
Owner's Permit No. 37-87-S-026 ct NB

7. WATER LEVEL

Static water level 52'7" feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 48 of. Quality Good
Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as
materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
50+		

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☒ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness _____ Diameter _____ From _____ To _____
.250 inches 8 5/8 inches + 1 1/2 feet 104 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation 1/4 inches by 1 1/4 inches
Number _____ From _____ To _____
500 perforations 55 feet 99 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____

Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth 19 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling 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 _____ well cap

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	3	Surface dirt		
	3	11	Gravel		
	11	55	Clay & gravel		
	55	57	Gravel		X
	57	65	Clay & gravel		
	65	84	Gravel & clay		X
	84	91	Clay & gravel		?
	91	99	Gravel & clay		X
	99	104	Clay & broken black lime- stone		X
	104	105	Black limestone		

RECEIVED

OCT 20 1987

Department of Water Resources
Southern Region Office

RECEIVED

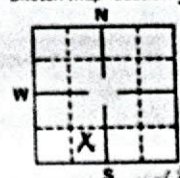
NOV 20 1987

SEP 27 1987

Department of Water Resources

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Blaine

SE 1/4 SW 1/4 Sec. 14 T. 5 N. 8 R. 17 E. W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Walker Water Systems, Inc. Firm No. 15

Address 624 Pierce Street Date 10/12/87

Signed by (Firm Official) Les Walk

and
(Operator) Les Walk

10.

Work started 10/8/87 finished 10/9/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

USE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

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

987

*Point of
Division
Not the
Same*

1. WELL OWNER

Name Randy Updyke
Evergreen Landscaping
Address P. O. Box 1157 Ketchum, ID 83340
Owner's Permit No. 37-87-S-026 *cf NB*

7. WATER LEVEL

Static water level 52'7" feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 48 of. Quality Good
Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as
materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
50+		

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☒ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	3	Surface dirt		
	3	11	Gravel		
	11	55	Clay & gravel		
	55	57	Gravel		X
	57	65	Clay & gravel		
	65	84	Gravel & clay		X
	84	91	Clay & gravel		?
	91	99	Gravel & clay		X
	99	104	Clay & broken black lime- stone		X
	104	105	Black limestone		

4. METHOD DRILLED

☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness _____ Diameter _____ From _____ To _____
.250 inches 8 5/8 inches + 1 1/2 feet 104 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation 1/4 inches by 1 1/2 inches
Number _____ From _____ To _____
500 perforations 55 feet 99 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 19 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling 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 _____ well cap

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Department of Water Resources
Southern Region Office

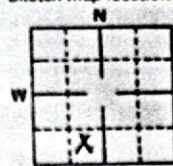
RECEIVED

NOV 20 1987

Department of Water Resources

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Blaine

SE 1/4 SW 1/4 Sec. 14, T. 5 N/S, R. 17 E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Walker Water Systems, Inc. Firm No. 15
624 Pierce Street
Address Twin Falls, Idaho 83301 Date 10/12/87

Signed by (Firm Official) Paul Walk
and
(Operator) Paul Walk

10. Work started 10/8/87 finished 10/9/87

AFFIDAVIT of PUBLICATION

RECEIVED

JUL 9 1990

State of Idaho, } ss. Department of Water Resources
County of Blaine } Southern Region Office

_____, 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 13th day of June, 1990, and

the date of the last publication was on the 20th day of June, 1990.

Daniel J. Loh
Subscribed and sworn to before me this 20th day of June, 1990.
(SEAL)

Roberta McKee
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

MICROFILMED

AUG 15 1990

COST OF PUBLICATION

Number of Picas per Line	_____	11
Number of Lines in Notice	_____	36
Number of Insertions	_____	2
Lines tabular at	_____	6¢ / Pica
Lines straight at	<u>19.80</u>	5¢ / Pica
Subsequent lines at	<u>15.84</u>	4¢ / Pica
TOTAL COST	_____	<u>35.64</u>

COPY OF NOTICE
(Paste Here)

Amended Applic. #37-08517
TITLE OF NOTICE Updyke

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res. (T.F.)
BILL TO

Updyke seeks amended permit

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. Randolph Updyke
1401 Walnut
Philadelphia PA 19102
Date Amended: 5/7/90
Source: groundwater
Diversion Pt: NW1/4SE1/4NW1/4, S14, T5N, R17E; Blaine County.
Use: Irrigation (.045 cfs)
Stockwater (.045 cfs)
Domestic (.045 cfs)
Total quantity to be appropriated: .045 cfs

In: Three acres within S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301, on or before July 2, 1990.

R. Keith Higginson, Director
Publish: Wood River Journal—June 13 & 20, 1990.

Publication Rates As of Jan., 1990

(Idaho Code, Rev. Statutes 1984)
7-8 pt./line straight: 5 pica
7-8 pt./line tabular: 6 pica
7-8 pt./line successive insertion: 4 pica

No 7108

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

FEB 9 - 1990
Department of Water Resources
Southern Region

DANIEL J. GOPHAM, 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 17 day of Jan, 1990, and

the date of the last publication was on the 24 day of Jan, 1990.

Daniel J. Gopham

Subscribed and sworn to before me this 24th 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 31.5
Number of Insertions 2
Lines tabular at 31.5 5.5¢/Pica
Lines straight at 17.33 5.5¢/Pica
Subsequent lines at 13.86 4.35¢/Pica
TOTAL COST 31.19

COPY OF NOTICE
(Paste Here)

Application
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

TF Water Resources

BILL TO

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. RANDOLPH UPDYKE
1401 Walnut
Philadelphia, PA 19102

Date Amended: 1/4/90

Source: Groundwater

Diversion Pt: NW1/4SE1/4NW1/4, S14, T5N, R17E; Blaine County.

Use: Irrigation (.045 cfs)

Stockwater (.045 cfs)

In: Three acres within S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East, Twin Falls, ID 83301, on or before February 5, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal—January 17 & 24, 1990.

MICROFILMED

AUG 15 1990

PUBLICATION RATES

As of Oct. 1, 1988

(Idaho Code, Reb. 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

6898

#4

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

NOV - 9 2001

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-8515					
37-8517					
37-8518					

NOV 13 2001

Department of Water Resources

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) J. Randolph Updyke
c/o Gary Slette
Box 1906, Twin Falls, ID 83301
4. New Owner/Claimant(s) Anthony and/or Judy D'Angelo
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address P.O. Box 3267
- City, State and ZIP Code Ketchum, ID. 83340
- New Telephone Number (208) 726-1415
5. Date you acquired the property June 6, 1995

See file 37-8515 for support data

MICROFILM

OCT 20 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) Judy L. D. Angelo

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by [Signature] Date 11/9/01 Fee 75.00
 Received by [Signature] Date 11/9/01 Receipt No. 5024422
 Processed by _____ AJ Date _____ WR _____ Date _____

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08517

Priority: May 7, 1989

Maximum Diversion Rate: 0.03 CFS

Maximum Diversion Volume: 2.6 AF

This is to certify, that J RANDOLPH UPDYKE
C/O GARY SLETTE
P O BOX 1906
TWIN FALLS ID 83301

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 8, 1989; and has submitted Proof of Beneficial Use on August 6, 1991. An examination indicates that the works have a diversion capacity of .030 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	0.02 CFS	2.5 AF
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
Totals		0.03 CFS	2.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 14, Township 05N, Range 17E
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>
05N	17E	14	SENE	0.7		0.7

Total number of acres irrigated: 0.7

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS/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 .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

JUN 27 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

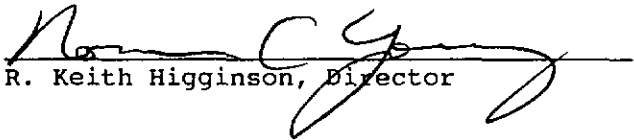
WATER RIGHT NO. 37-08517

CONDITIONS/REMARKS:

7. Stockwater use is for 9 horses.

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 12th
day of MARCH, 1994.

Acting for


R. Keith Higginson, Director

JUN 27 1995

RECEIVED
AUG 05 1991

STATE OF IDAHO

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. 37-8517 Telephone No. 734-07002. Name(s) of Permit Holder(s): J. Randolph Updyke3. Post Office Address: % G. Slette Box 1906 Twin Falls, ID 833014. Source of Water: Groundwatera. If ground water, well driller's name: Gene Walker Date drilled: 10/4/87b. Pump horsepower: 5 Pressure (psi): 60 Dynamic pumping level (ft.): 50 (?)

5. Extent of Use:

Domestic 1 (No. of households) Irrigation 3 (No. of acres)Stockwater ✓ (No. and type of stock) Other _____9 horses6. Total rate and/or volume for which proof is submitted .05 cfs _____ acre/feet

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

Measuring device: Required? Yes XNo Installed? Yes No

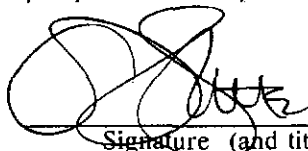
OR

Flow Measurement Port: Required? Yes XNo Installed? Yes No8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

Kevin O'Brien
Name726-5267
Telephone No.Box 1157 Ketchum, ID, 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.

8/2/91
Date
Signature (and title if on behalf of a company or organization)**MICROFILMED**

SEP 27 1991

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08517

Proposed Priority: May 7, 1989 Maximum Diversion Rate: 0.05 CFS
This is to certify, that J. RANDOLPH UPDYKE

1401 WALNUT
PHILADELPHIA, PA 19102

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	0.05 CFS
STOCKWATER	04/01 to 11/01	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
Totals		0.05 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSNW Sec. 14, Township 05N, Range 17E
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>
05N	17E	14	SWNW 1.5	SENW 1.5		3
Total number of acres irrigated:						3

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 **September 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 stockwater purposes under this permit shall not exceed 0.02 cfs.
7. Stockwater use is for 9 horses; domestic use is for one home.

MICROFILMED

AUG 15 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08517

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

13 th day of August, 1990.

for R. Keith Higginson, Director
R. Keith Higginson

MICROFILMED

AUG 15 1990

RECEIVED

MAY 8

Amended
1989STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 37-08517
RECEIVED

MAY 7 1990

Department of Water Resources
Southern Region OfficeDepartment of Water Resources
Southern Region Office
215-242-9419
208-726-42551. Name of applicant J. RANDOLPH UPDYKE Phone _____Post office address 1401 WALNUT, PHILADELPHIA PA 191022. Source of water supply GROUNDWATER which is a tributary of N/A3. Location of point of diversion is NW 1/4 of NE 3E 1/4 of NW SW 1/4, Govt. Lot _____Sec. 14 Township 5N Range 17E B.M. BLAINE County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Allow 0.05 cfs*

Amount 0.045 for IRRIGATION purposes from 04-01 to 11-01 (both dates inclusive)

Allow 0.02 cfs*

Amount 0.045 for STOCK WATER purposes from 04-01 to 11-01 (both dates inclusive)

Allow 0.04 cfs*

Amount 0.045 for DOMESTIC purposes from 01-01 to 12-31 (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Allow 0.05 cfs*

5. Total quantity to be appropriated is (a) 0.045 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and 1 HP pump-20 gpm.

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 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

1 years (minimum 1 year).

MICROFILMED

AUG 15 1990

*per IDWR standards - kw
8/2/90

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. 9 Horses
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. Allow 1 *
- 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.

26-04-90

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
05N	17E	14							1 1/2	1 1/2				2					3

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. _____

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

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

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: _____

#9 -- Homestead entry survey #329.

* kw 8/2/90

RECORDED

AUG 15 1990

UPDVKKE
RECD 11-27-84
CR.

3

6235

No. 31

1000

H.E.S. 124
B.M. COONLEY

Lefoux

10

U.S. 123

H.E.S. 123
A.E. FELTON

11

4017
4016
3664

15

H.A. 123

4044

4262
4263

B.H. DARRAH

HARRY

H.E.S. 125

22

23

NATIONAL FILMED
AUG 15 1990

NSURVEYED

FOREST

UPDYKE

PCD 11-27-89

3

72 No. 93

6235'

~~300~~

HE-51724

U.S. 127
B.M. COONLEY

10

~~Lequux~~

~~U.S.L.M. 123~~

H.E.S. 129

A. E. FELTON

14. 6

-15-

NATIONAL
FILMED
ANG 15

AUG 15 1990

~~NSURVEYED~~

22

14

4011
4016
36.64

4044

H-1

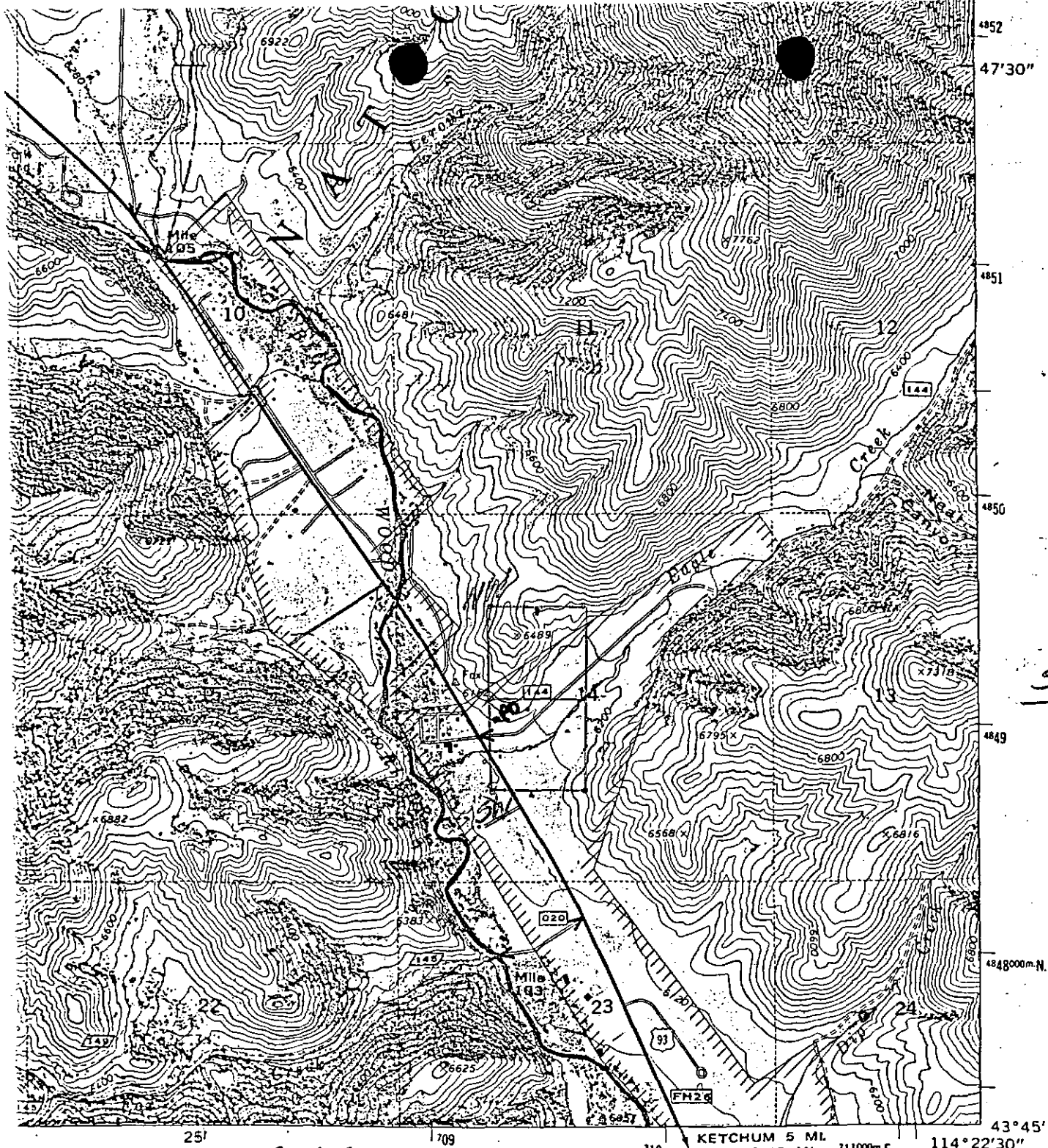
129
H. G. PRAH
B. H. D. A. P. H.

129
H. G. PRAH
B. H. D. A. P. H.

A O R E

23

HARRY
H.E.

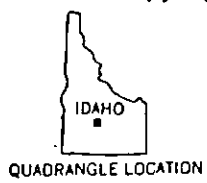


SN

1 MILE
7000 FEET
1 KILOMETER

SECTION LINE CLASSIFICATION

- urveyed, location reliable
- urveyed, location approximate
- urveyed, Bureau of Land
- management protraction



QUADRANGLE LOCATION

H.E.S. 329

AUG 15 1900

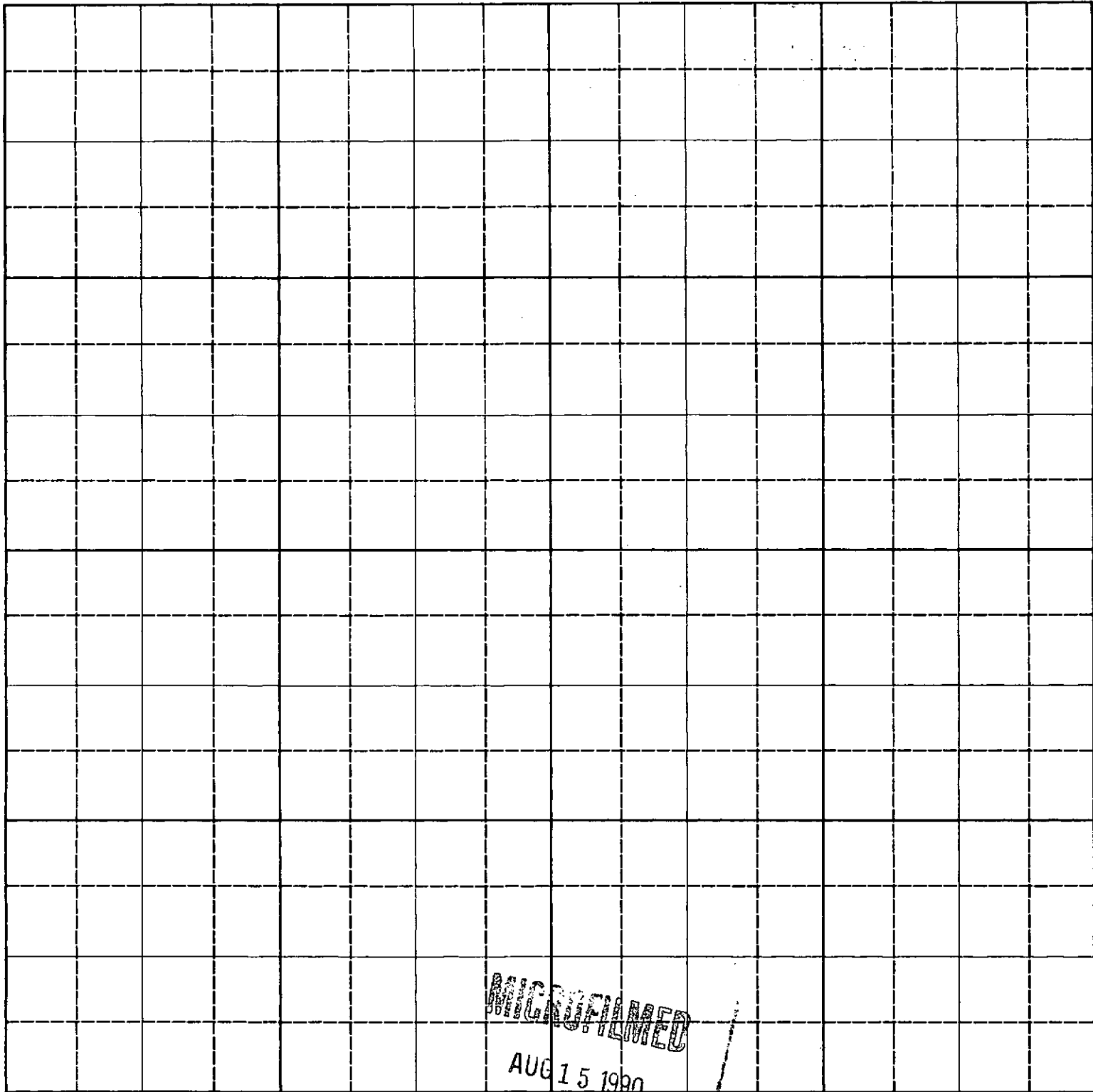
AMBER LAKES
SAWTOOTH NATIONAL FOREST
SAWTOOTH NRA
KETCHUM RANGER DISTRICT
(HAILEY 2 SW)

1974
24-3 1

W-73

UPDYKE-application

37-08517



MICROFILMED
AUG 15 1980

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)

Amended: DRJ

Received by LP Date 5/8/89 Time 10:00 am Preliminary check by HS

Fee \$ 30.00 Receipted by JR Page # 500 7060 Date 5-8-89

Publication prepared by M. Balderson Date 5/31/89 Published in Wood River Journal

Publication approved Thyde R. Payne Date 6-22-89

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:

RECORDED

AUG 15 1990

LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

J. Randolph Updyke hereby nominates and appoints Gary D. Slette of Nelson, Rosholt, Robertson, Tolman & Tucker, P.O. Box 1906, Twin Falls, ID 83303, as attorney-in-fact with full authority to act for and on behalf of J. Randolph Updyke to execute any and all documents required or necessary to apply for and obtain water rights for my property located in Blaine County.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 15 day of May, 1990.

J. Randolph Updyke
J. Randolph Updyke

STATE OF Penna.)
County of Phila.) ss.

On this 16th day of May, 1990, before me, a Notary Public, in and for said County and State, personally appeared J. Randolph Updyke, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

MICROFILMED

AUG 15 1990

3708m

Sandra T. Norbeck
NOTARY PUBLIC FOR Pennsylvania
Residing at: 2954 Juncoy Turn, Bensalem,
My commission expires:

NOTARIAL SEAL
SANDRA T. NORBECK, Notary Public
City of Philadelphia, Phila. County
My Commission Expires Sept. 2, 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 27, 2003

ANTHONY C D ANGELO
JUDY L D ANGELO
PO BOX 3267
KETCHUM ID 83340

RE: Change of Ownership for Water Rights 37-8515, 37-8517 & 37-8518

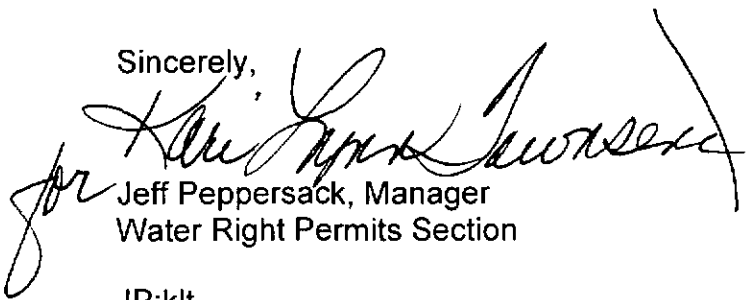
Dear Water Right Holder(s):

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

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

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

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

OCT 20 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

June 20, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

ANTHONY C AND JUDY L D'ANGELO
2408 THE STRAND
MANHATTAN BEACH CA 90266

RE: CHANGE OF OWNERSHIP

Dear Mr. and Mrs. D'Angelo:

The Department acknowledges receipt of Change of Ownership documents for Water Right License No's. 37-08517, 37-08518 and 37-08515.

The water rights in question having a priority date of 1989 are not subject to proceedings in the Snake River Basin Adjudication (SRBA), therefore; they will be forwarded to our State Office and the documents incorporated in the original water right files as evidence for change of ownership.

The rights, in fact, have not been recorded as adjudication claims nor is it necessary to do so since they were established after the commencement date of the SRBA.

Idaho law provides that water rights normally run with the land unless specifically withheld in a conveyance and our procedure in changes of ownership with a license is to simply file the evidence of ownership change. No other action is necessary by the parties in this case.

If you have any questions regarding this matter, please feel free to give me a call.

Sincerely,

Trish Fawcett
Technical Records Specialist

/TF

RECORDED

JUN 27 1995

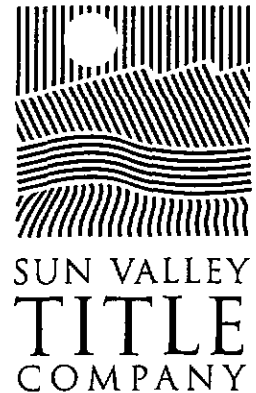
June 15, 1995

Idaho Department of Water Resources
Attn: Adjudication Bureau
Statehouse Mail
Boise, ID 83720-9000

RECEIVED

JUN 16 1995

Department of Water Resources



RE: 22-12953
Joseph R. Updyke
Anthony C. D'Angelo
T5N R17E HES 329

RECEIVED

JUN 20 1995

Department of Water Resources
Southern Region

Dear Ladies:

Regarding the above, I have enclosed the following:

- Notice of Change of Water Right Ownership #37-08517
- Notice of Change of Water Right Ownership #37-08518
- Notice of Change of Water Right Ownership #37-08515

Sincerely,

Cassie Jones
Manager/Escrow Officer

RECEIVED

JUN 27 1995



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JUN 16 1995

DATE OF CLOSING: 6/15/95

LEGAL DESCRIPTION OF PROPERTY: Township 05N Range 17E
Section 14, 1/4 of 1/4 of 1/4, Govt. Lot BM
Lot , Block, Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
NO SRBA CLAIM

RECEIVED

JUN 20 1995

Department of Water Resources
Southern Region

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: 37-08517
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Joseph Randolph Updyke and M. Carol Updyke
Rt 2, Box 35, Yemasee, SC 29945
- ☐ New Owner/Claimant (Purchaser): Anthony C. D'Angelo and Judy L. D'Angelo
- ☐ New Mailing Address: 2408 The Strand
Manhattan Beach, CA 90266
- ☐ New Telephone Number: (310) 546 - 7611 office
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) _____ Date _____

- ☐ Signature of Former Owner/Claimant(s): Joseph Randolph Updyke Date 6-7-95
M. Carol Updyke Date 6-7-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

RECEIVED
JUN 27 1995

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Form 42-1409(7)



**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type
(see instructions on back of page)

RECEIVED

JUN 16 1995

Department of Water Resources

DATE OF CLOSING: 6/15/95

LEGAL DESCRIPTION OF PROPERTY: Township 05N Range 17E
Section 14, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) JUN 20 1995

☐ Water Right Number(s) Assigned by IDWR: 37-08517 Department of Water Resources Southern Region

☐ Name and Address of Former Owner/Claimant(s)(Seller): Joseph Randolph Updyke and M. Carol Updyke
Rt 2, Box 35, Yemasee, SC 29945

☐ New Owner/Claimant (Purchaser): Anthony C. D'Angelo and Judy L. D'Angelo

☐ New Mailing Address: 2408 The Strand
Manhattan Beach, CA 90266

☐ New Telephone Number: (310) 546 - 7611 office

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): [Signature] Date 6/8/95

☐ Signature of Former Owner/Claimant(s): Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED
JUN 27 1995

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.



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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 10, 1995

RE: License Nos. 37-08515/08516/08517/08518

Gary D. Slette
Rosholt, Robertson & Tucker
PO Box 1906
Twin Falls, ID 83303-1906

Dear Gary:

In April of 1994, you sent correspondence to the department concerning the number of acres licensed under the above referenced rights. You provided tax notices and a copy of the Blaine County Assessor's map of Mr. Updyke's property. After reviewing the documents you provided and the water right license files, I offer the following.

filed in
37-08515

Right 37-08515 covers Tax Lot #3664
Right 37-08516 covers Tax Lot #4263
Right 37-08517 covers Tax Lot #4011
Right 37-08518 covers Tax Lot #4016

These rights were licensed for a total of 3.5 acres. You stated in your correspondence that Mr. Updyke irrigates a total of approximately 12 acres. There are two remaining lots not included under these rights, Tax Lots 4022 and 4044. Mr. Updyke filed an application for permit to cover eight (8) acres within these two lots, Application for Permit No. 37-08327. This application was caught in the Big Wood River-Silver Creek Ground Water Management Area. On August 30, 1991, the department notified Mr. Updyke of the management area and requested information to show that the proposed use would not reduce flows in the river &/or Silver Creek. If found to impact the surface flows, a plan of mitigation and/or compensation was requested. The opportunity to withdraw the application was also given in this letter, and on September 20, 1991 the application was withdrawn (copy enclosed).

Between the eight acres in Tax Lots 4022 and 4044 and the 3.5 acres licensed under the valid rights, Mr. Updyke's irrigable

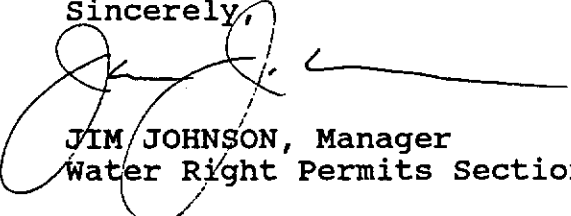
RECEIVED
JUN 27 1995

Gary D. Slette
April 7, 1995
Page 2

land is accounted for. However as shown above, the eight acres on the two larger lots are not covered by water rights for use of groundwater.

If you have further concerns or questions regarding this matter, we can discuss them. My phone number is 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:sc

Enclosure

RECEIVED
JUN 27 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 14, 1994

J RANDOLPH UPDYKE
C/O GARY SLETTE
P O BOX 1906
TWIN FALLS ID 83301

RE: WATER RIGHT NO. 37-08517

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED
JUN 27 1995

WR0749NP
No. L37-08517

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/07/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J RANDOLPH UPDYKE C/O GARY SLETTE P O BOX 1906 TWIN FALLS ID 83301 (208) 734-0700	05/07/1989	IRRIGATION STOCKWATER	04-15 10-15 01-01 12-31	0.02 CFS 0.01 CFS	2.50 AFA 0.10 AFA
TOTAL DIVERSION:					0.03 CFS	2.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.03 CFS

Point(s) of Diversion: T05N R17E S14

SENW

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
05N	17E	14	:																	:	0.7
																				TOTAL ACRES	0.7

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: BLAINE

Other Water Rights with Same Point(s) of Diversion and Source:
L37-08515 L37-08518

Other Water Rights Listing Overlapping Place(s) of use:
37-00863A 37-08515 37-08516 37-08517 37-08518 L37-08515 L37-08518

Conditions of Approval:

- 041 - Irrigation use under this right is authorized only in
- connection with a domestic use.
- R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for the
- lands above.

Remarks: Stockwater use is for 9 horses.

Dates:	App. Received:	05/08/1989	Priority Date:	05/07/1989
	Proof Due Date:	09/01/1991	Proof Made Date:	08/06/1991
	Exam Made Date:	06/23/1993	Exam Sent to S.O.:	03/03/1994
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 03/07/94 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 37-8517

Date 3-7-94

Brenda Chapman

	Yes	No	
NAME	<u> </u>	<u> </u> ☒	Or Address Change?
PRIORITY DATE	<u> </u>	<u> </u> ☒	Advance? <u> </u> Advanced to: <u> </u>
	<u> </u>	<u> </u> ☒	Order to Reinstate Needed? <u> </u>
	<u> </u>	<u> </u> ☒	Incorrect Fee for rate recommended? <u> </u>
SOURCE	<u> </u>	<u> </u> ☒	Changes? Clarification of Originally Intended source <u> </u>
	<u> </u>	<u> </u> ☒	Notice of Intent to Void - Source change. <u> </u>
P/D	<u> </u>	<u> </u> ☒	Amendment Needed? <u> </u>
	<u> </u>	<u> </u> ☒	Overlap(s) <u> </u>
P/U	<u> </u>	<u> </u> ☒	Amendment Needed? <u>DELETE SWNW</u>
	<u> </u>	<u> </u> ☒	Overlap(s) <u> </u>
TOTAL CFS	<u> </u>	<u> </u> ☒	Measurement <u> </u> Theoretical only <u> </u>
			<u>.7 X .02 = .02</u>
			<u>9 horses = .01</u>
			Allowable Amount: <u>Capacity of .03</u>
			Capacity of System: <u>.03</u>
TOTAL VOLUME			Season of Use: <u>B/3.5 (4-15 to 10-15)</u>
	<u> </u>	<u> </u> ☒	Calculations: <u>Stock = .1</u>
			<u>.7 X 3.5 = 2.5</u>
			Flow limit: <u>.02</u> x <u>184</u> x <u>1.9835</u> = <u>7.2</u>
USES	<u> </u>	<u> </u> ☒	Change(s) in Nature of Use? <u> </u>
	<u> </u>	<u> </u> ☒	Amendment Needed? <u> </u>
REMARKS	<u> </u>	<u> </u> ☒	Multiple P/Ds in 1/4 1/4? <u> </u>
	<u> </u>	<u> </u> ☒	Special Overlap <u> </u>
CONDITIONS	<u> </u>	<u> </u> ☒	Measuring/Locking Devices <u> </u>
	<u> </u>	<u> </u> ☒	W/Master Control - District <u> </u>
	<u>R30</u>	<u> </u>	Irrigation Overlap <u> </u>
	<u> </u>	<u> </u> ☒	Water Quality <u> </u>
	<u>041</u>	<u> </u>	Other <u> </u>
COMMENTS:	<u>Delete domestic use; Reduce acres + rate</u>		

RECOMMENDED
Irrigation
Stockwater

CFS
.02
.01

DIV VOL
2.5
.1

LICENSE ☒
1ST AMEND LETTER
2ND AMEND LETTER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 04 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-8517

1. Owner: S. Randolph Updyke Phone No. 734-0700

Current Address: % Gary Stette of Rusholt, Robertson, & Tucker P.O. Box 1906
Twin Falls 83301

2. Accompanied by: Kevin O'Brien EXAM DATE: 6-23-93

Address: Evergreen Landscaping Box 1157 Ketchum Phone No. 726-5267
83340

Relationship to Permit Holder: Landscaper (Designed Irr. Systems)

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	DW	14	OSW	17E	Blaine	USGS Topo, Inspection

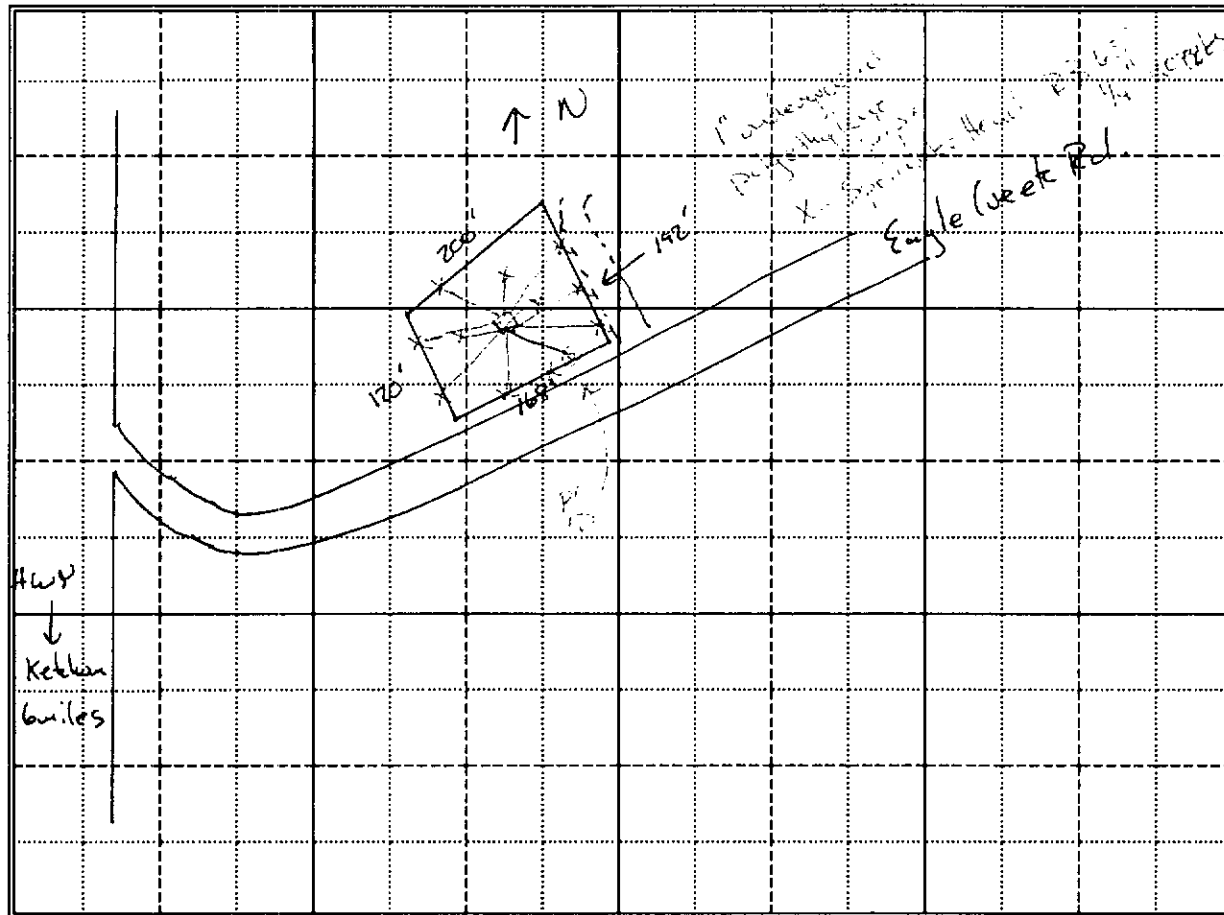
2. Place(s) of Use:

Indicate Method of Determination USGS Topo, Inspection

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
OSN	17E	14								0.7									0.7
										5									5

JUN 27 1995

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



Scale: Not to Scale

☒ 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
	Not Found	Not Found			
	Probably → I H.P.				

*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
Pilot Tube & Psi. gauge						

2. **Measurements:** With the pilot tube & psi. gauge, I measured a pressure of 42 psi at the double check at the top. Therefore, I estimated the pressure (avg.) of the one head running to be 40 psi.

E. NARRATIVE/REMARKS/COMMENTS

see attached sheet

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

APPROVED
JUN 27 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

For Rainbird 65 1/4" nozzles
40 psi at 1/4" nozzles $\approx$ 12 gpm
1 head during measurement

Stockwater 5-9 houses $\approx$ 0.02 cfs
 $= \frac{12 \text{ gpm}}{448.8 \text{ gpm}} = 0.03 \text{ cfs} \approx$ Giving Benefit to Permit Holder, 0.02 cfs recommended for licensing
(see Field Examiner's Handbook Table #6)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (0.7 \text{ acres}) (3.5 \text{ cfs/acre}) = 2.5 \text{ cfs}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.05 \text{ cfs}) (184 \text{ days}) (1.9835) = 18.2 \text{ cfs}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 2.5 \text{ cfs}$$

2. Volume Calculations for Other Uses:

Stockwater 5-9 houses
 $\approx$ 0.2 cfs (see Field Examiner's Handbook Table #6)

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/15	10/15	0.02 cfs	2.5 cfs
Stockwater	1/1	12/31	0.02 cfs	0.2 cfs
Totals:			0.04 cfs	2.7 cfs

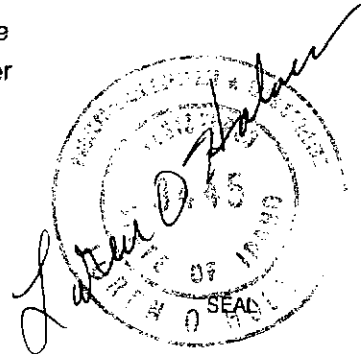
2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name Bred Barry Date 9-22-93

Reviewer _____ Date _____



DATE: September 22, 1993

FROM: Brett Barry

TO: File 37-8517

SUBJECT: Field Exam 37-8517 Narrative/Comments

A submersible pump supplies water for irrigation use of 0.7 acres and stockwater use. No documentation of the pump size and make were found. The landscaper thought the pump was 1 H.P. A tap system in the middle of the pasture controls an automatic sprinkler system. A 1 in polyethylene line runs to each head or heads from the tap. 11 Rainbird 65 heads run off this well. These heads contain 1/4 in nozzles. The landscaper runs one head at a time for twenty minutes every other day.

The pressure at the double check at the tap was measured at 42 psi with the psi gauge and pitot tube. Therefore, the average pressure at the sprinkler head is estimated to be 40 psi. A 1/4 in nozzle with 40 psi should produce between 10-12 gpm. The landscaper said the heads are designed to produce 12 gpm. 12 gpm calculates to be 0.03 cfs. Giving the owner the benefit, a system capacity of 0.04 cfs will be recommended.

Stockwater use is for 9 horses. At the time of the exam, no stock was present, but stockwater troughs were present in the pasture. A diversion rate of 0.02 cfs for 9 horses will be recommended for licensing.

This well did not serve any domestic use. But the permit holder's main house is located 25 yds away from this pasture and is part of P37-08518.

RECEIVED
JUN 27 1995

DATE: July 24, 1993

FROM: Brett Barry

TO: FILES 37-8515, 37-8516, 37-8517, 37-8518

SUBJECT: Interpretation of the above water permits

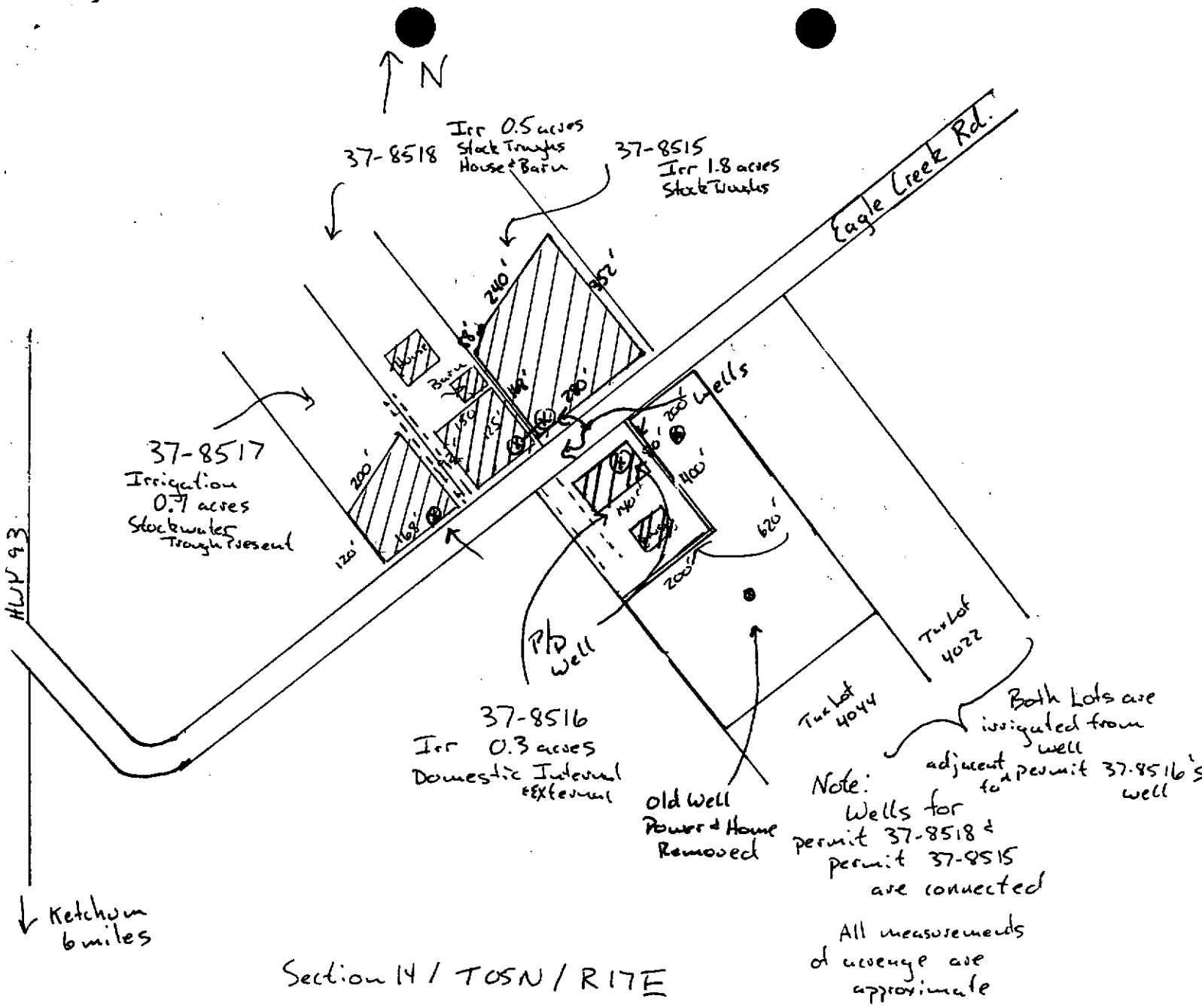
On June 23, 1993, the field examinations for the above water permits were conducted. J. Randolph Updyke from Philadelphia, Pennsylvania is the permit holder for the permits. Kevin O'Brien of Evergreen Landscaping of Sun Valley accompanied myself during these field examinations. Kevin was responsible for the construction and design of the irrigation and lawn systems for Mr. Updyke. Presently, Kevin takes care of the maintenance and upkeep for these systems because Mr. Updyke is rarely in town.

The above permits are very closely associated to each other in use and proximity. The applications for the permits were very ambiguous to the precise point of diversion and place of use.

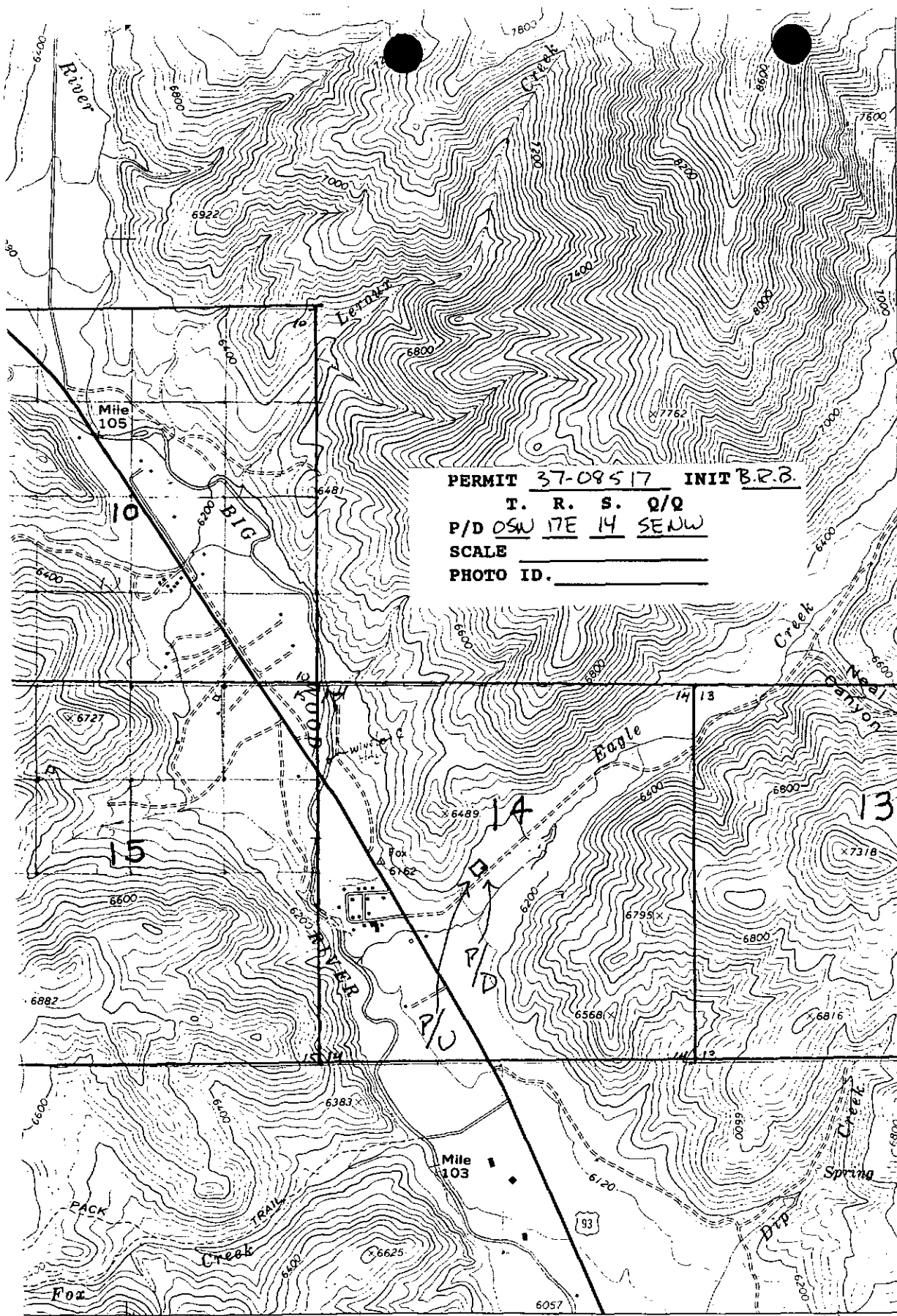
On July 14, 1993, Gary Slette, Mr. Updyke's lawyer, and I met to discuss the precise locations of the permits. Gary Slette supplied me with information from their file regarding the permits. This information is attached to the files.

The following is a graphical sketch of my interpretation of the point of diversion and place of use for each respective water permit.

RECEIVED
JUN 27 1995



JUN 27 1995



37-8517
5N-17E-S14

PERMIT 37-08517 INIT B.R.B.
T. R. S. Q/Q
P/D OSW 17E 14 SEW
SCALE _____
PHOTO ID. _____

Section
lines
projected
from Kootenai County
Quad. (W14)
4848000m N.

43°45'
114°22'30"
JUN 27 1995
(SUN VALLEY)
371111 NE

1 MILE
0 FEET
ER

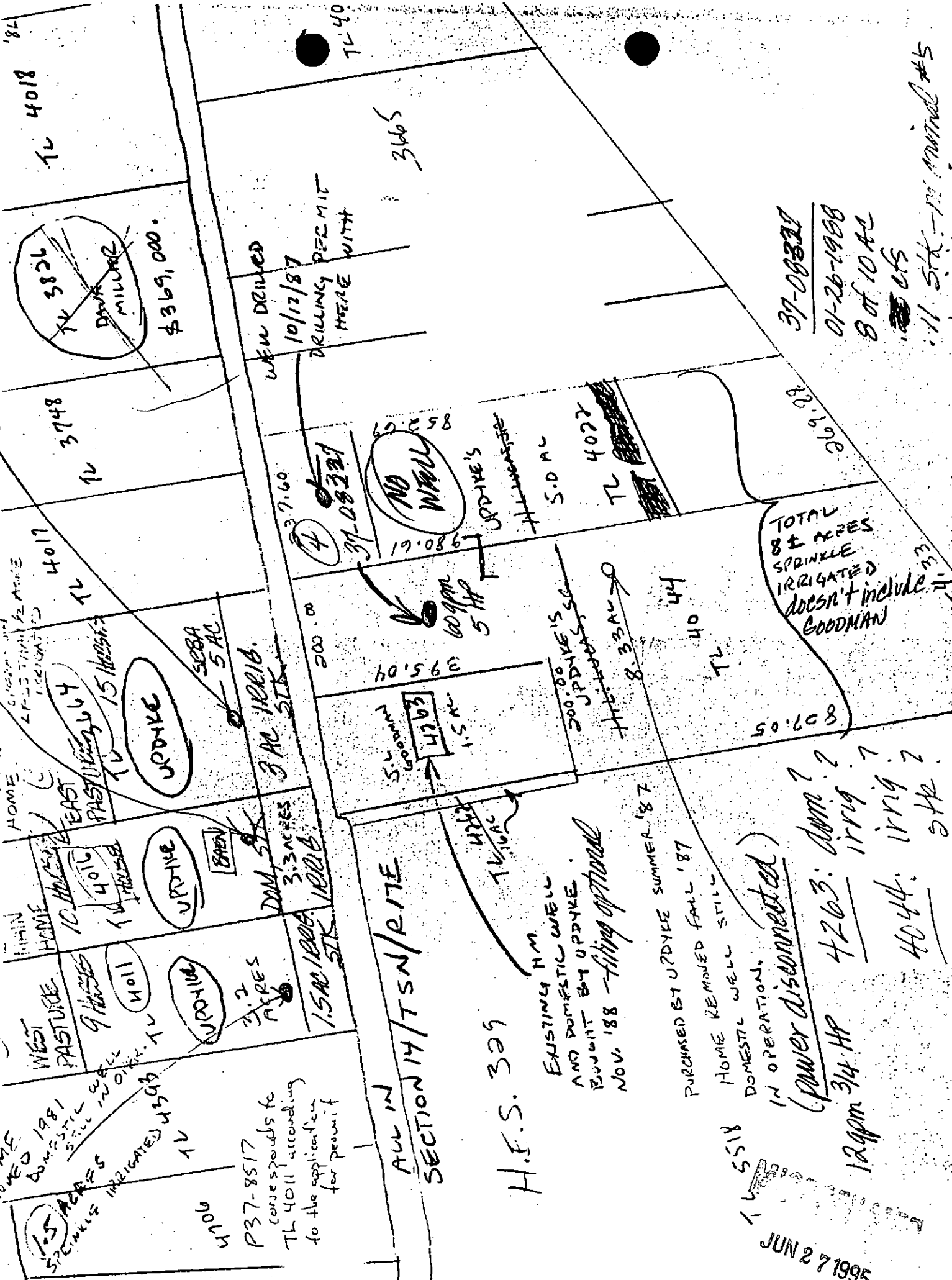
ROAD CLASSIFICATION
Heavy-duty _____ Light-duty _____
Unimproved dirt =====
U. S. Route

3 AC ± SPRINKLE IRRIGATED. DRILLED SPRINKLE

UPDYKE'S MAIN HOME

UPDYKE'S MAIN HOME

UPDYKE'S MAIN HOME



HOME REMOVED 1981 DOMESTIC WELL STILL IN OPERATION. 1.5 ACRES SPRINKLE IRRIGATED 4343

WEST PASTURE 9 ACRES

10 AC IRRIG

15 AC IRRIG

20 AC IRRIG

25 AC IRRIG

30 AC IRRIG

35 AC IRRIG

40 AC IRRIG

45 AC IRRIG

50 AC IRRIG

55 AC IRRIG

60 AC IRRIG

65 AC IRRIG

70 AC IRRIG

75 AC IRRIG

80 AC IRRIG

85 AC IRRIG

90 AC IRRIG

95 AC IRRIG

100 AC IRRIG

105 AC IRRIG

110 AC IRRIG

115 AC IRRIG

120 AC IRRIG

125 AC IRRIG

130 AC IRRIG

135 AC IRRIG

140 AC IRRIG

145 AC IRRIG

150 AC IRRIG

155 AC IRRIG

160 AC IRRIG

1.5 ACRES

3 AC IRRIG

5 AC

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125 AC

130 AC

135 AC</

Name Randy Updyke
 % Evergreen Landscapes
 Address P. O. Box 1157 Ketchum, ID 83340
 Owner's Permit No. 37-87-S-026 *CH*

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☒ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness		Diameter		From		To		
.250	inches	8 5/8	inches	+	1 1/2	feet	104	feet
_____	inches	_____	inches	_____	_____	feet	_____	feet
_____	inches	_____	inches	_____	_____	feet	_____	feet
_____	inches	_____	inches	_____	_____	feet	_____	feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☒ Yes ☐ No

How perforated? ☐ Factory ☒ Knife ☐ Torch

Size of perforation 1/4 inches by 1 1/2 inches

Number		From		To	
500	perforations	55	feet	99	feet
_____	perforations	_____	feet	_____	feet
_____	perforations	_____	feet	_____	feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

Type	Model No.
Diameter _____ Slot size _____ Set from _____ feet to _____ feet	
Diameter _____ Slot size _____ Set from _____ feet to _____ feet	

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 19 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling 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 _____ well cap

County _____ Blaine _____

SE ¼ SW ¼ Sec. 14 T. 5 N. 8 R. 17 E. W.

Static water level 57 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 48 °F. Quality Good
Describe artesian or temperature zones below.

☐ Pump ☐ Bailer ☒ Air ☐ Other

Discharge G.P.M.	Pumping Level	Hours Pumped
50+		

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
8	0	3	Surface dirt		
	3	11	Gravel		
	11	55	Clay & gravel		
	55	57	Gravel	X	
	57	65	Clay & gravel		
	65	84	Gravel & clay	X	
	84	91	Clay & gravel	?	
	91	99	Gravel & clay	X	
	99	104	Clay & broken black lime- stone		
	104	105	Black limestone		X

RECEIVED

~~OCT 20 1987~~

Department of Water Resources
Southern Region Office

Legal is incorrect

Work started 10/8/87 finished 10/9/87

and
(Operator)

P37-08517



Well is
located
between
trees

P/U

P/D no documentation
found concerning pump site
or water



ENCLOSURE

JUN 27 1995

August 29, 1991

J RANDOLPH UPDYKE
C/O GARY SLETTE
P O BOX 1906
TWIN FALLS ID 83301

Dear Mr. Updyke:

Re: Permit No. 37-8517

This office acknowledges receipt of the \$90 fee to supplement the drilling permit. The conditions of the permit has been met and the proof of beneficial use is acknowledged.

The next step is for the department to conduct the field inspection to confirm and determine the extent of beneficial use. I cannot tell just when the representative from our Southern Regional office will conduct the exam, but he will try to contact you or your representative prior to being in the area.

If you have questions, please contact me or the regional office at 736-3033.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: S. Reg.

RECEIVED

SEP 27 1991

August 15, 1991

J RANDOLPH UPDYKE
C/O G SLETTE
BOX 1906
TWIN FALLS ID 83301

Dear Mr. Updyke:

Re: Permit No. 37-8517
Drilling Permit No. 37-87-S-026

Please be advised that in order for your well to comply with the drilling requirements of Section 42-235, Idaho Code, you must submit an additional \$90 for the use of the well for irrigation purposes. When you applied for the drilling permit, you were issued a permit for the drilling of a domestic well only at the cost of \$10. The fee for drilling a well for irrigation of three acres, stockwater, and domestic purposes is \$100.

If you do not submit any additional fee for the drilling permit, you are only authorized to use the well for domestic purposes at a rate of 0.04 cfs. The water right will not be licensed for 0.05 cfs. If you submit the \$90, the drilling permit can be amended to include the irrigation and stockwater uses at the greater diversion rate.

Please submit the additional \$90 fee within 30 days of the date of this letter. If you have any questions concerning this matter, please contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

c: Mark Slifka
S. Region

RECORDED

SEP 27 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 37-8517

Date 8-13-91

GENERAL CONSIDERATIONS

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

SOURCE OF WATER

 Surface water source
y Ground water source
 y Drill permit req'd?
 y Copy in file? Drill permit no. 37-87-5-026
10.00 Amt paid for drilling permit? Correct?
 5 Well log in file?

LICENSE EXAMINATION FEE

 Required?
 Amount submitted?
 Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Pl. 9-3-91
- address change
? about drilling permit fee

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

LB 9-2-91

Form 235-1
6/87

RECEIVED

Updated Permit

8-28-91 MS

Drilling Permit No. 37-87-5-026

Water Permit No. _____

Injection Permit No. _____

RECEIVED

SEP 9 1987

SEP 1 1987

Department of Water Resources
Southern Region Office
State of Idaho
Department of Water Resources

RECEIVED

SEP 15 1987

Department of Water Resources
Southern Region Office

DRILLING PERMIT

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant Randy Updike
2. Address 28 Eagle Creek Blvd 1901 Walnut St.
Phila, Pa 19101
- (xx) Well Owner () Well Operator () Other, specify _____
3. Water right permit no. _____; Injection well permit no. _____
4. Proposed well location SW 1/4 SW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 14, Twp. 5N, Rge. 17E, County Blaine,
Lot, block and subdivision _____
5. Proposed use of well: (Check all that apply)

☒ Domestic
☒ Irrigation
☐ Injection

☒ Stockwater
☐ Industrial
☐ Other, Specify _____

☐ Monitoring
☐ Municipal
6. Well construction information:

☒ New well

☐ Deepen

☐ Replace

Proposed surface diameter 8

Proposed depth 90'

Anticipated bottom hole temperature:

☒ 85°F or less (Cold water well)

☐ 85°F to 212°F (Low temp. geothermal well)

☐ 212°F or more (Geothermal well)
7. Anticipated construction start date _____
8. Well Driller (if known) Walker Water System, Inc.
Address 624 Pierce Street Twin Falls, ID 83301
Date 8/31/87 Applicant's signature J. Randolph Updike
Title _____

* After other pre-requisite approvals have been obtained.

ACTION OF IDWR

() Approved

() Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
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. Issuance 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.

SPECIFIC CONDITIONS:

Dated this 14 day of September, 19 87.

Signed

Loren O. Halverson

Title

Southern Region Mgr.

Receipted by M. Baldwin Fee 10.00 Date 9/14/87 44213 $+90.00 = 100.00$ Total Paid 8/27/91
C 021599

Receipt No. 44212 Construction start date _____

Construction start extension to _____

Extension approved by _____

Form 238-7
9/82

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 Pandy Updyke
X Evergreen Landscaping
Address P. O. Box 1157 Ketchum, ID 83340
Owner's Permit No. 37-87-S-026 *ck*

7. WATER LEVEL

Static water level 52' 7" feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow: _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature 48 °F. Quality Good
Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>50+</u>		

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☒ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
<u>.250</u> inches	<u>8 5/8</u> inches	<u>1 1/4</u> feet	<u>104</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation 1/4 inches by 15 inches

Number	From	To
<u>500</u> perforations	<u>55</u> feet	<u>99</u> feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☒ No

Manufacturer's name _____

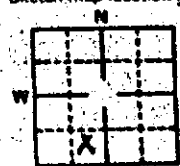
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal depth 19 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Pudding clay
Sealing procedure used: ☐ Shurry pit ☐ Temp. surface casing
☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld _____
☐ Cemented between strata

Describe access port well cap

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Blaine

SE 1/4 SW 1/4 Sec. 14 T. 5 N. 1/2 R. 17 E. 1/4

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Walker Water Systems, Inc. Firm No. 15

Address 624 Pierce Street Date 10/12/87

Signed by (Firm Official) Paul Walk

and
(Operator) Paul Walk

10.

Work started 10/8/87 finished 10/9/87

RECEIVED

OCT 20 1987

Department of Water Resources
Southern Region Office

DISC

NOV 20 1987

Department of Water Resources

WELL DRILLER'S REPORT

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

[illegible]

Form 235-1
6/87

RECEIVED
SEP 9 1987

Drilling Permit No. 37-87-5-026
Water Permit No. _____
Injection Permit No. _____

SEP 1 1987

Department of Water Resources
Southern Region Office
State of Idaho
Department of Water Resources

Department of Water Resources
Southern Region Office

DRILLING PERMIT

SEP 15 1987

(Authorizing Construction of a Well)*

Department of Water Resources

1. Applicant Randy Updike
2. Address 28 Eagle Creek Blvd 1901 Walnut St.
Phila, Pa 19101
(xx) Well Owner () Well Operator () Other, specify _____
3. Water right permit no. _____; Injection well permit no. _____
4. Proposed well location SW 1/4 SW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 14, Twp. 5N, Rge. 17E, County Blaine,
Lot, block and subdivision _____
5. Proposed use of well: (Check all that apply)
☒ Domestic ☒ Stockwater ☐ Monitoring
☒ Irrigation ☐ Industrial ☐ Municipal
☐ Injection ☐ Other, Specify _____
6. Well construction information:
(x) New well () Deepen () Replace
Proposed surface diameter 8 Proposed depth 90'
Anticipated bottom hole temperature:
(xx) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
SEP 27 1991
7. Anticipated construction start date _____
8. Well Driller (if known) Walker Water System, Inc.
Address 624 Pierce Street Twin Falls, ID 83301
Date 8/31/87 Applicant's signature J. Randolph Updike
Title _____

* After other pre-requisite approvals have been obtained.

ACTION OF IDWR

(4) Approved () Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
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. Issuance 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.

SPECIFIC CONDITIONS:

Dated this 14 day of September, 19 87.

Signed Loren O. Halmer

Title Southern Region Mgr

ck 4213 00 + 90. 8-27-91 C021599
Received by M. Baldwin Fee 10 Date 9/14/87

Receipt No. 44212 Construction start date SEP 27 1991

Construction start extension to _____

Extension approved by _____

ROSHOLT, ROBERTSON & TUCKER
Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH

P.O. BOX 1906

TWIN FALLS, IDAHO 83303-1906

TELEPHONE (208) 734-0700

FAX (208) 736-0041

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
F. BRUCE COVINGTON
BRUCE M. SMITH
GARY L. QUIGLEY
JUSTIN R. SEAMONS
JOHN O. FITZGERALD

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

RECEIVED
AUG 05 1991

Department of Water Resources

August 2, 1991

Idaho Department of Water Resources
Attn: Rita Fleck
1301 North Orchard St.
Statehouse Mail
Boise, ID 83720-9000

RE: Water Right Nos. 37-08515 and 37-08517

Dear Ms. Fleck:

Enclosed please find two Proofs of Beneficial Use pertaining to the above-numbered water rights. I am enclosing two of our firm's checks in the amount of \$50.00 each. Additionally, I am enclosing a copy of a Power of Attorney issued to me with regard to Mr. Updyke's water rights. If you have any questions regarding this matter, please contact me.

Yours truly,


Gary D. Slette

GDS/mw
03471

Enclosures

cc: Randy Updyke

RECORDED
FILMED

SEP 27 1991

J. RANDOLPH UPDYKE
1401 WALNUT
PHILADELPHIA, PA 19102

138790
June 30, 1991

RE: PERMIT NO. 37-08517 PROOF DUE NOTICE

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 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

RECEIVED
SEP 27 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
August 13, 1990

J. RANDOLPH UPDYKE
1401 WALNUT
PHILADELPHIA, PA 19102

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

RE: PERMIT NO. 37-08517

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

RECORDED

AUG 15 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
AUG 15 1990

05-Jun-1990

NELSON ROSHOLT & ASSOCIATES
c/o Francis G. Hitchcock
PO BOX 1906
TWIN FALLS ID 83303-1906

Re: Amended Applications for Permit Nos. 37-08515, 37-08517

Dear Mr. Hitchcock:

The Department of Water Resources acknowledges the changes made to the applications for permit as referenced above.

This office will be advertising the amended applications in the Wood River Journal on 6/13 & 6/20/90. A period of ten days following the second publication will be allowed for the submittal of protests.

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

If the applications are not protested, they 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 applications and will notify you of the outcome of this review.

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

Very truly yours,

Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

MICROFILMED

AUG 15 1990

AFFIDAVIT of PUBLICATION

RECEIVED

JUL - 9 1990

State of Idaho,

County of Blaine

} ss. Department of Water Resources
Southern Region Office

_____, 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 13th day of June 1990, and

the date of the last publication was on the 20th day of June 1990.

Subscribed and sworn to before me this 20th day of June 1990.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

AUG 15 1990

COST OF PUBLICATION

Number of Picas per Line _____ 11

Number of Lines in Notice _____ 36

Number of Insertions _____ 2

_____ Lines tabular at _____ 6¢ / Pica

36 Lines straight at 19.80 5¢ / Pica

36 Subsequent lines at 15.84 4¢ / Pica

TOTAL COST 35.64

MICROFILMED

COPY OF NOTICE

(Paste Here)

Amended Applic. #37-08517
TITLE OF NOTICE Updyke

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res. (T.F.)

BILL TO

Updyke seeks amended permit

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. Randolph Updyke
1401 Walnut
Philadelphia PA 19102
Date Amended: 5/7/90
Source: groundwater
Diversion Pt: NW1/4SE1/4NW1/4,
S14, T5N, R17E; Blaine County.

Use: Irrigation (.045 cfs)
Stockwater (.045 cfs)
Domestic (.045 cfs)

Total quantity to be appropriated: .045 cfs

In: Three acres within S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301, on or before July 2, 1990.

R. Keith Higginson, Director
Publish: Wood River Journal-
June 13 & 20, 1990.

Publication Rates As of Jan., 1990

(Idaho Code,
Rev. Statutes 1984)
7-8 pt./line straight: .5/pica
7-8 pt./line tabular: .6/pica
7-8 pt./line successive
insertion: .4/pica

No 7108

05-Jun-1990

Wood River Journal
P.O. Box 988
Hailey, ID 83333

Gentlemen:

Enclosed you will find 2 legal notices which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit galley proofs for review before publication.

After sending us galley proofs, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED

AUG 15 1990

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. Randolph Updyke
1401 Walnut
Philadelphia, PA 19102

Date Amended: 5/7/90

Source: groundwater

Diversion Pt: NW1/4SE1/4NW1/4, S14, T5N, R17E; Blaine County.

Use: Irrigation	(.045 cfs)
Stockwater	(.045 cfs)
Domestic	(.045 cfs)

Total quantity to be appropriated: .045 cfs

In: Three acres within S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East., Twin Falls, ID 83301 on or before July 2, 1990.

R. Keith Higginson, Director

Published in Wood River Journal on 6/13 & 6/20/90.

MICROFILMED

AUG 15 1990

Updyke seeks amended permit

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. Randolph Updyke
1401 Walnut
Philadelphia PA 19102

Date Amended: 5/7/90

Source: groundwater

Diversion Pt: NW1/4SE1/4NW1/4,
S14, T5N, R17E; Blaine County.

Use: Irrigation (.45 cfs)
Stockwater (.45 cfs)
Domestic (.45 cfs)

Total quantity to be appropriated:
.045 cfs

In: Three acres within
S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301, on or before July 2, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-
June 13 & 20, 1990.

*Correction called
to WRS w/ Patty
msB
6/11/90
12:10 pm*

*045-
Rec.
6/11/90*

RECEIVED

AUG 13 1990

M E M O R A N D U M

TO: IDWR Southern Region/Kay Walker/Orchard Straight
FROM: FH
DATE: May 7, 1990
RE: Addition of Domestic Usage for J. Randolph Updyke
Applications for Permits: 37-08515 and 37-08517

The enclosed original applications for permit should have had the Domestic usage included at the time of their amendment. In order to present a sequential trail regarding these applications for permit numbers I have not only added the Domestic usage to the original application form but an attorney in fact signature line.

Please note the date and initial of the attorney in fact, Mr. Gary Slette, on the original forms and the attached Limited Power of Attorney signed by the original claimant, Mr. J. Randolph Updyke.

While the result is not as clean a copy as both the client and the agency would prefer, it does document the sequence of events so that the history of the process is clear to the reviewer.

3724m

MICROFILMED

AUG 15 1990

RECEIVED

MAY 7 1990

Department of Water Resources
Southern Region Office

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: 8012266

Date: 08/07/90
Time: 16:15:39

Received From: SLETTE, MR. GARY

Type of Payment	Program Acct Class	Amount
APPLICATION FOR AMENDMENT 37-08515	0640199 1238 6390	\$20.00
APPLICATION FOR AMENDMENT 37-08517	0640199 1238 6390	\$20.00

Total
\$40.00

CHECK 13061

Idaho Department of Water Resources

Region: SOUTHERN

Signature: Gary Slette

MICROFILMED

AUG 15 1990

MEMORANDUM

RECEIVED

MAY 3 1990

Department of Water Resources
Southern Region Office

TO: FILES 37-8515 AND 37-8517

FROM: KAY WALKER *Kay*

RE: STATUS

DATE: 1-MAY-1990

=====

Frank Hitchcock called me this morning about the above referenced applications and my correspondence of 4/26/90. He has talked with the region and it was decided that the applications should be amended to include a domestic use so that we could finalize the processing. I am, therefore, returning these files to the region for the processing of the amended applications.

RECEIVED

MAY 7 1990

Department of Water Resources
Southern Region Office

MICROFILMED

AUG 15 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 26, 1990

RE: Applications for Permit No. 37-8515 and 37-8517

J. Randolph Updyke
1401 Walnut
Philadelphia, PA 19102

Dear Mr. Updyke:

We have received the above referenced applications for permit, from our Southern Regional Office in Twin Falls, for final review. We will not, however, be able to process these applications at this time.

The applications are within the "trust water area" and because they are for irrigation and stockwater purposes only, we cannot process them until we have processed prior applications that have been held pending the outcome of the Idaho Power lawsuit. Our Department is presently working on processing applications that were filed in 1983 and 1984.

The above referenced applications will be held in our office until we can process them. If you have any questions in regard to this matter, please feel free to contact either this office or our office in Twin Falls.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:k

cc: Southern Region
Francis Hitchcock of NELSON, ROSHOLT & ASSOCIATES

MICROFILMED

AUG 15 1990

11-Jan-1990

NELSON, ROSHOLT & ASSOCIATES
c/o Francis G. Hitchcock
P.O. Box 1906
TWIN FALLS ID 83303-1906

Re: Amended Applications for Permit Nos. 37-08515, 37-08516,
37-08517, 37-08518

Dear Mr. Hitchcock:

The Department of Water Resources acknowledges receipt of amended applications for permit on behalf of your client, J. Randolph Updyke, as referenced above.

This office will be advertising the applications in the Wood River Journal on 1/17 & 1/24/90. A period of ten days following the second publication will be allowed for the submittal of protests.

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

If the applications are not protested, they 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 applications and will notify you of the outcome of this review.

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

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

MICROFILMED

AUG 15 1990

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } ss.

FEB 9 - 1990

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 17 day of Jan, 1990, and

the date of the last publication was on the 24 day of Jan, 1990.

Subscribed and sworn to before me this 24th day of Jan, 1990.
(SEAL)

Daniel J. Gorham

Roberta McKeecher

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 31.5
Number of Insertions 2
Lines tabular at 5.5¢/Pica
31.5 Lines straight at 17.33 54.5¢/Pica
31.5 Subsequent lines at 13.86 43.5¢/Pica
TOTAL COST 31.19

COPY OF NOTICE

(Paste Here)

Application
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

TF Water Resources

BILL TO

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. RANDOLPH UPDYKE
1401 Walnut
Philadelphia, PA 19102

Date Amended: 1/4/90

Source: Groundwater

Diversion Pt: NW1/4SE1/4NW1/4, S14, T5N, R17E; Blaine County.

Use: Irrigation (.045 cfs)

Stockwater (.045 cfs)

In: Three acres within S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East, Twin Falls, ID 83301, on or before February 5, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-
January 17 & 24, 1990.

MICROFILMED

AUG 15 1990

PUBLICATION RATES

As of Oct. 1, 1988
(Idaho Code, Reb. 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

6898

#4

11-Jan-1990

Wood River Journal
P.O. Box 988
Hailey, ID 83333

Gentlemen:

Enclosed you will find 4 legal notices which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MicroFILMED

AUG 15 1990

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. RANDOLPH UPDYKE
1401 Walnut
Philadelphia, PA 19102

Date Amended: 1/4/90

Source: Groundwater

Diversion Pt: NW1/4SE1/4NW1/4, S14, T5N, R17E; Blaine County.

Use: Irrigation (.045 cfs)
Stockwater (.045 cfs)

In: Three acres within S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East., Twin Falls, ID 83301 on or before February 5, 1990.

R. Keith Higginson, Director

Published in Wood River Journal on 1/17 & 1/24/90

MICROFILMED

AUG 15 1990

25

**NOTICE OF AMENDED
APPLICATION FOR
WATER PERMIT**

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08517

J. RANDOLPH UPDYKE
1401 Walnut
Philadelphia, PA 19102

Date Amended: 1/4/90

Source: Groundwater

Diversion Pt: NW1/4SE1/4NW1/4,
S14, T5N, R17E; Blaine County.

Use: Irrigation (.045 cfs)
Stockwater (.045 cfs)

In: Three acres within
S1/2NW1/4, S14, T5N, R17E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 2148 Fourth Avenue East, Twin Falls, ID 83301, on or before February 5, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal--
January 17 & 24, 1990.

OK
MB
1/16/90

RECEIVED

JAN 17 1990

MEMORANDUM

RECEIVED

AUG 24 1989

Department of Water Resources
Southern Region Office

TO: LOREN, SOUTHERN REGION

FROM: KAY WALKER

RE: UPDYKE APPLICATIONS

DATE: 14-AUG-1989

=====

Loren: While reviewing applications I noticed that Mr. Updyke has filed these four applications (37-8515/8516/8517/8518) for the irrigation of 12 acres and what appears to me to be only one home. Prior to further action we need to know exactly how many homes will be on these 12 acres. We should not process the ones that do not include homes if he only intends stock and irrigation use, until his time in priority. It looks to me like he was trying to get water rights for his 12 acres by submitting four separate applications which is not acceptable for the Swan Falls area. We can process one of them for 3 acres and one home but should not let the others slip through.

I am also confused with the maps attached to the applications. The legal description on App. 37-8515 describes the NESW but the attached map clearly shows the point of diversion in SENW. This is also true with Application 37-8516. The description on App. 37-8517 is okay. On App. 37-8518 the legals and map are not consistent, again describing the NESW but map showing the SENW.

Could you also request that the staff analysis sheets in the new application files be placed on the top of the right side of the file instead of the bottom. It sure would make our jobs easier over here. We have to re-arrange the files every time we receive them. Maybe you could explain to Mary that the files are to be in chronological order with oldest correspondence on the bottom of the right side??? THANKS!

AUG 15 1990

Carl: PLZ Contact Applicant or Thorbolt's office to straighten up problems - If they can't produce ~~conclusive~~ evidence that these developments meet processing requirements of the 1180 Contract they will have to be held.

Updyke, Gache 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:

37-08515
UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NWNESW Sec. 14 T
05N R. 17E
Use: IRRIGATION (.090 CFS)
STOCKWATER (.020 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 NESW
3.0 ACRES TOTAL

37-08516
UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NENESW Sec. 14 T
05N R. 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.060 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 NESW
3.0 ACRES TOTAL

37-08517
UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NWNESW Sec. 14 T
05N R. 17E
Use: IRRIGATION (.045 CFS)
STOCKWATER (.045 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 SESW
3.0 ACRES TOTAL

37-08518
UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NWNESW Sec. 14 T
05N R. 17E
Use: DOMESTIC (.053 CFS)
STOCKWATER (.053 CFS)
IRRIGATION (.053 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 NESW
3.0 ACRES TOTAL

37-08519
GACHE, PETER DJONALD
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340
Source: GROUNDWATER
Diversion Pt.: SWSWNE Sec. 10 T
05N R. 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
Date Filed: 5/24/1989
In: T05N R17E S10 SWNE NWSE
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 JUNE 26, 1989.

R. Keith Higginson, Director
Publish: Wood River Journal
June 7 & 14, 1989.

12182

Thank You

All claims and returned goods must be accompanied by this bill.

TOTAL		RECEIVED BY		SOLD BY	
TAX					
33.88		88 @ 385			
43.56		88 @ 495			
		# 6572			
		5 Applications			
		PAID OUT			
		MORE RET.			
		ON ACCT			
		CHARGE			
		C.O.D.			
		CASH			
		ADDRESS			
		NAME			
DATE		PHONE		CUSTOMER'S ORDER NO.	
6-14-89				DE 105	

WOOD RIVER JOURNAL
112 S. Main Street
P.O. Box 988
HAILEY, IDAHO 83333
(208) 788-3444

UNFILMED

AUG 16 1990

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

JUN 22 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 7th day of June, 1989, and

the date of the last publication was on the 14th day of July, 1989.

Subscribed and sworn to before me this 21st day of June, 1989
(SEAL)

Roberta M. Gaudin

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 88
Number of Insertions 2
Lines tabular at 88 5¢/Pica
Lines straight at 43.56 4¢/Pica
Subsequent lines at 33.88 3¢/Pica
TOTAL COST 77.44

RECEIVED

JUN 22 1989

Department of Water Resources
Southern Region Office

COPY OF NOTICE
(Paste Here)

5 Applications (Updyke, Cache)
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

PUBLICATION RATES

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

MICROFILMED

AUG 15 1990

No 6572

OK
JRP
6-22-89

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

MAY 31, 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 JUNE 26, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

AUG 15 1990

37-08517

UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102

Source: GROUNDWATER

Diversion Pt: NWNESW Sec 14 T 05N R 17E

Use: IRRIGATION (.045 CFS)
STOCKWATER (.045 CFS)

Date Filed: 5/08/1989

In: T05N R17E S14 SESW

3.0 ACRES TOTAL

MICROFILMED

AUG 15 1990

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

37-08515

UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NWNESW Sec 14 T
05N R 17E
Use: IRRIGATION (.090 CFS)
STOCKWATER (.020 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 NESW
3.0 ACRES TOTAL

37-08516

UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NENESW Sec 14 T
05N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.060 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 NESW
3.0 ACRES TOTAL

37-08517

UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NWNESW Sec 14 T
05N R 17E
Use: IRRIGATION (.045 CFS)
STOCKWATER (.045 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 SESW
3.0 ACRES TOTAL

37-08518

UPDYKE, J. RANDOLPH
1401 WALNUT
PHILADELPHIA, PA 19102
Source: GROUNDWATER
Diversion Pt.: NWNESW Sec 14 T
05N R 17E
Use: DOMESTIC (.053 CFS)
STOCKWATER (.053 CFS)
IRRIGATION (.053 CFS)
Date Filed: 5/08/1989
In: T05N R17E S14 NESW
3.0 ACRES TOTAL

37-08519

GACHE, PETER DJONALD
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340
Source: GROUNDWATER
Diversion Pt.: SWSWNE Sec 10 T
05N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
Date Filed: 5/24/1989
In: T05N R17E S10 SWNE NWSE
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 JUNE 26, 1989.

R. Keith Higginson, Director
Publish: Wood River Journal-
June 7 & 14, 1989.

OK
NB
6/5/89

MICROFILMED

AUG 15 1989

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 JUNE 26, 1989.

R. Keith Higginson, Director

Published 6/07/1989 & 6/14/1989

MICROFILMED

AUG 15 1990

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER

Chartered

ATTORNEYS AT LAW

142 3rd AVENUE NORTH

P.O. BOX 1906

TWIN FALLS, IDAHO 83303-1906

TELEPHONE (208) 734-0700

FAX (208) 736-0041

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER
TERRY T. UHLING
TERRY R. McDANIEL
F. BRUCE COVINGTON
JERRY JENSEN
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CAROLYN M. MINDER
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BRAD M. PURDY
GARY L. QUIGLEY

Boise Office
1020 MAIN ST., SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

RECEIVED

MAY 8 1989

Department of Water Resources
Southern Region Office

May 8, 1989

Mr. Loren Holmes, Supervisor
Idaho Department of Water Resources
Twin Falls Office -- Southern Region
2148 Fourth Avenue E.
Twin Falls ID 83301

Dear Loren:

Please find enclosed Applications for Permit for usages in Blaine County by our client, J. Randolph Updyke. As these are applications for usages of less than three acres, I look forward to their being processed at once.

Please advise if you have questions.

Very truly yours,

Frank
FRANCIS G. HITCHCOCK
LEGAL ASSISTANT

FGH/dcb
21161

Enclosures

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AUG 15 1990

37-08517