

5N 17E HES 123 + 124

#14

THIS MAP IS FOR INFORMATION ONLY AND DOES NOT REPRESENT A GUARANTEE OF THE ACCURACY OF THE INFORMATION CONTAINED HEREIN. THE USER ASSUMES ALL LIABILITY FOR ANY AND ALL DAMAGES, INCLUDING REASONABLE ATTORNEY'S FEES, ARISING OUT OF OR FROM THE USE OF THIS MAP.



1	2	3	4	5	6
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36

BLAINE
COUNTY

1	2	3	4	5	6
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36

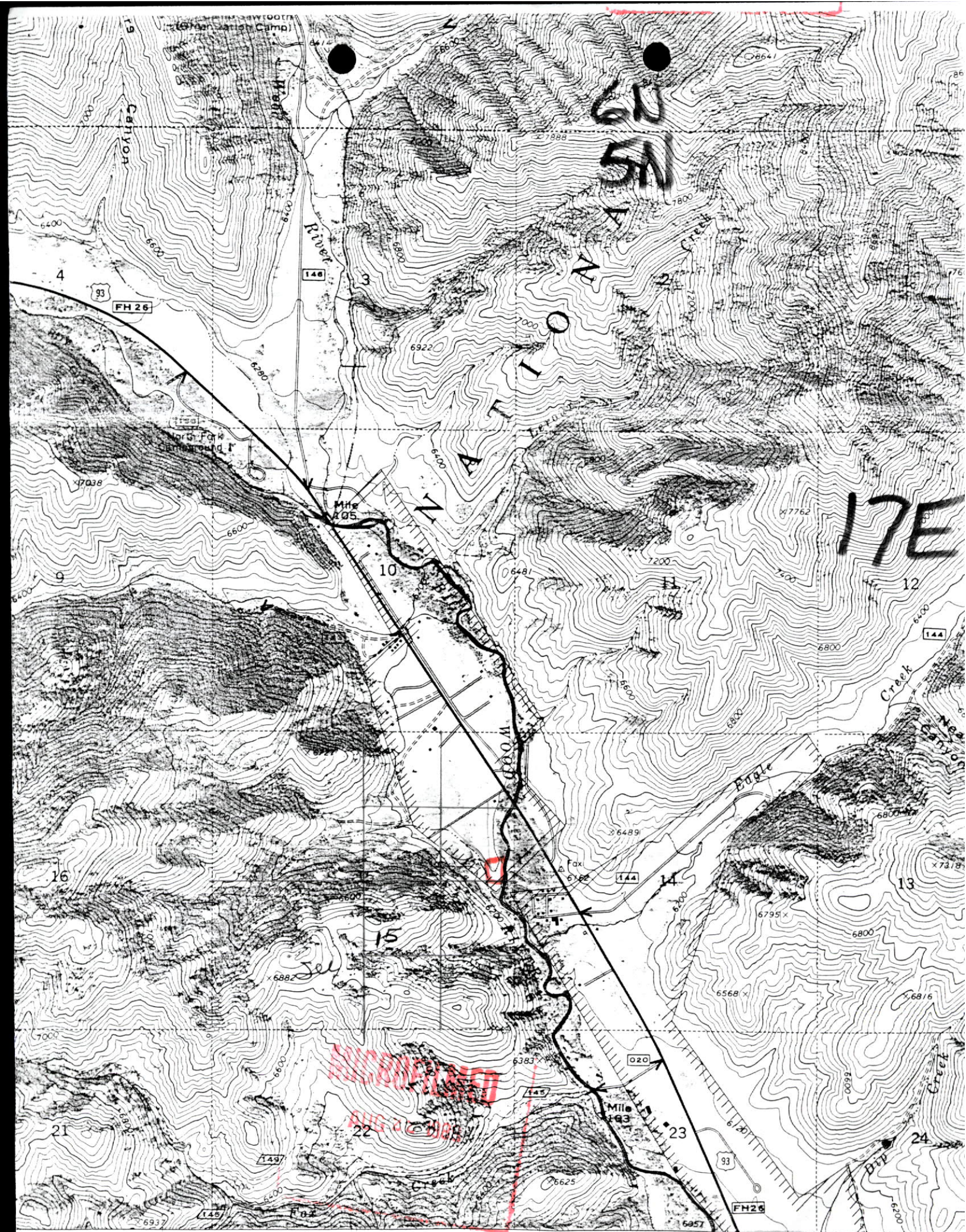


T5N R17E HES 123 & 124 1"=400' MAP 1A

MICRO

JAN 9 9 2003

1	2	3	4	5	6
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19	20	21	22	23	24
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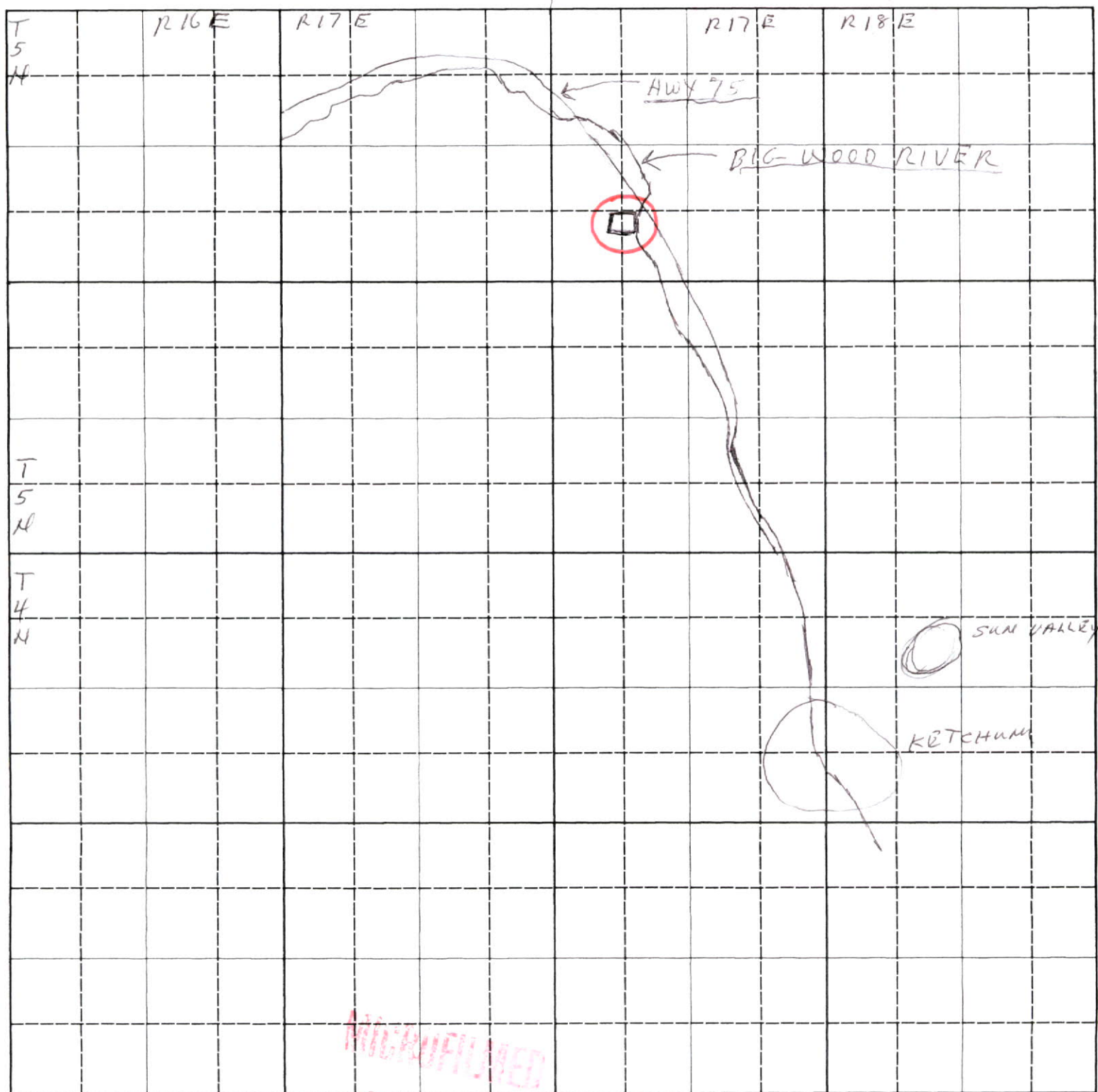


6N
5N

17E

15
16
21
22
23
24

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



Scale: 2 inches equal 1 mile.

AUG 22 1989

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)

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, 19 89, and

the date of the last publication was on the 14th day of June, 19 89.

Subscribed and sworn to before me this 21st day of June, 19 89.
(SEAL)

Robert McKee

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 63
Number of Insertions 2
Lines tabular at 5¢/Pica
63 Lines straight at 36.19 4¢/Pica
63 Subsequent lines at 24.26 3¢/Pica
TOTAL COST 55.45

RECEIVED

JUN 22 1989

Department of Water Resources
Southern Region Office

COPY OF NOTICE

(Paste Here)

Notice of Application #3
TITLE OF NOTICE

*Howes
Benjamin
Voit*

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Three 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:

37-08505
HOWES, WILLIAM W.
P.O. BOX 2541
HAILEY, ID 83333
Source: GROUNDWATER
Diversions Pt.: NENESE Sec 25 T
02N R 18E
Use: STOCKWATER (.040 CFS)
DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS) *ok*
Date Filed: 3/27/1989
In: T02N R18E S25 NESE
3.0 ACRES TOTAL

37-08506
BENJAMIN, ROBERT
BENJAMIN, MARY L.
P.O. BOX 1452
KETCHUM, ID 83340 *ok*
Source: GROUNDWATER
Diversions Pt.: NENESE Sec 25 T
02N R 17E
Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)
Date Filed: 3/28/1989
In: T02N R17E S25 SENE
3.0 ACRES TOTAL

37-08507
VOIT, RICHARD A.
P.O. BOX 4199
BALBOA, CA 92661 *ok*
Source: GROUNDWATER
Diversions Pt.: SENE Sec 15 T 05N
R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Date Filed: 4/06/1989
In: T05N R17E S15 SENE
3.0 ACRES TOTAL

MICROFILMED
Kathleen Eder introduced
to shoot for (a 50-member
dent Bob Greer and his officers
ing a bit for upcoming presi-
were accomplished, but leav-

*ok
Hoyd R. Hoyd
6-22-89*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1990

Department of Water Resources

A. GENERAL INFORMATION

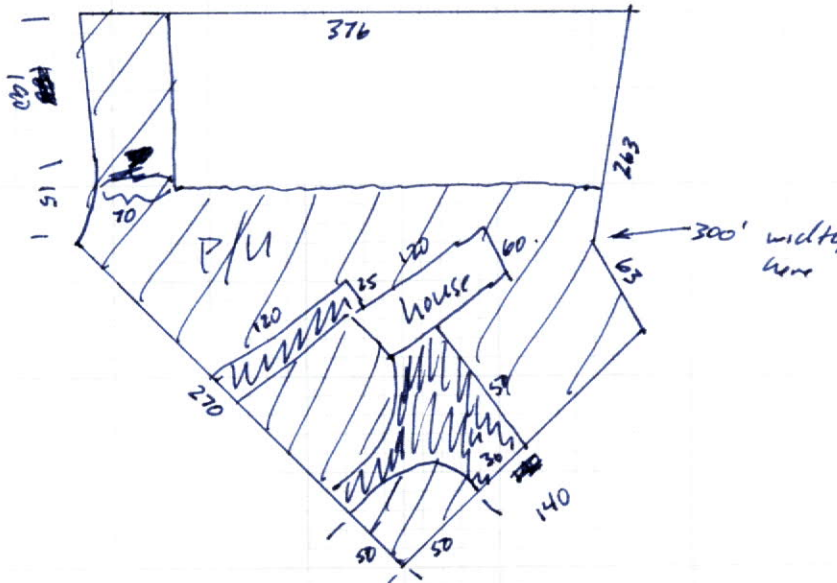
Permit No. 37-8307
Phone No. (714) 675-0250
1. Owner: Richard A. Voit
Current Address: P.O. Box 4199 Balboa, CA 92661
2. Accompanied by: Richard EXAM. DATE: 8/7/90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: none ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



MICROFILMED

NOV 8 1990

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

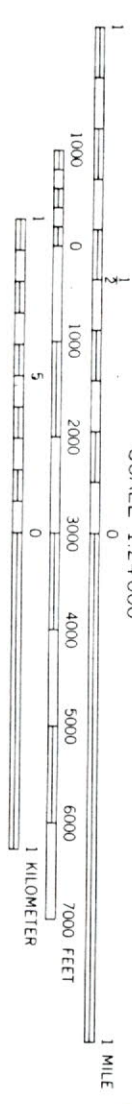
GN
189-2
329 MILS

ROAD CLASSIFICATION

TOWNSHIP AND SECTION LINE CLASSIFICATION

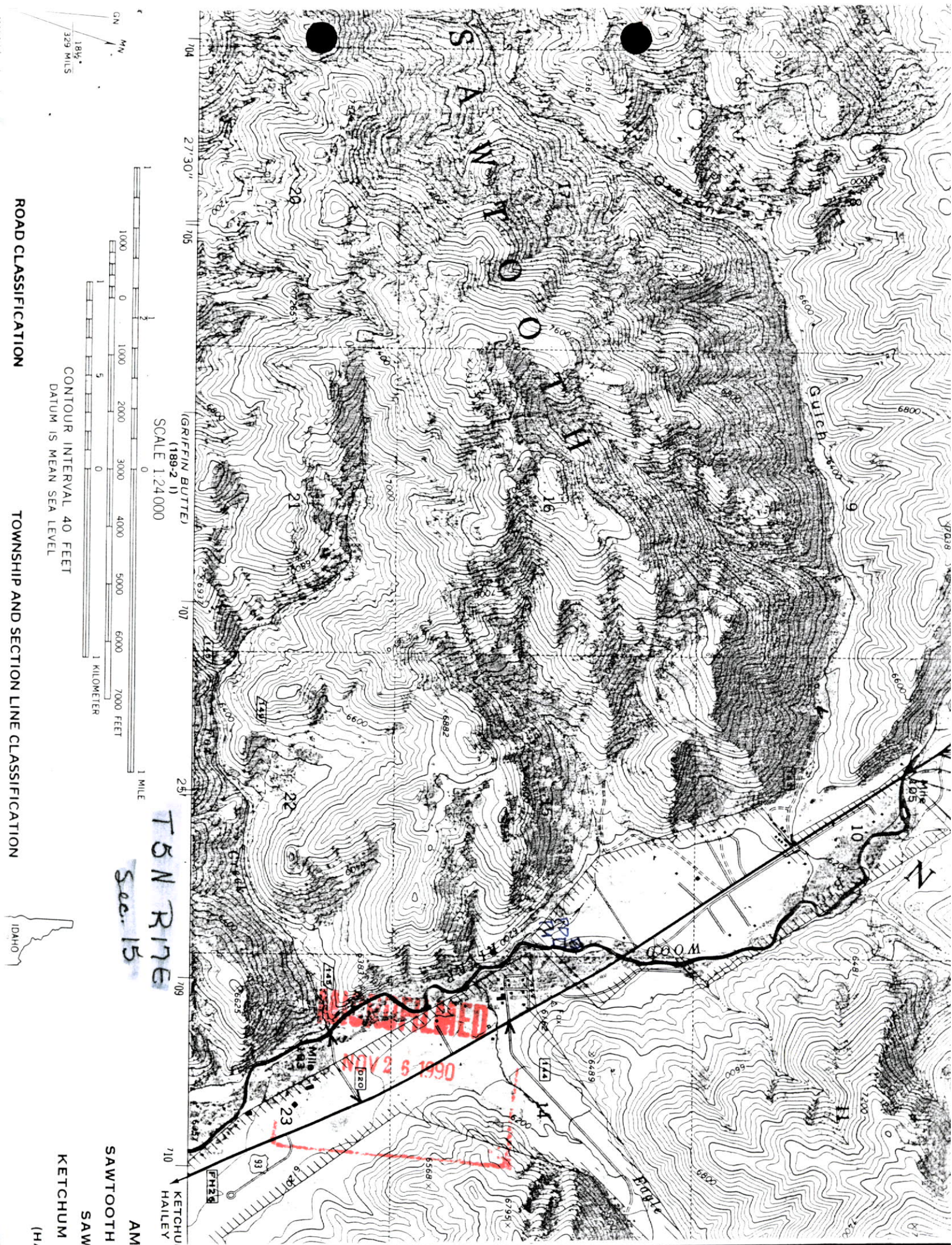


AM
KETCHUM
SAWTOOTH
SAW
KETCHUM
(H)



(GRIFFIN BUTTE)
(189-2.1)
SCALE 1:24,000

Town R12
Sec. 15



37-8507



P/D

tanks



P/U -
strip of
irrigation in
field



P/U - lawn



NOV 26 1990

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED
JUN 04 2001
Department of Water Resources
Southern Region

RECEIVED

JUN 7 2001

DEPARTMENT OF WATER RESOURCES

1. Water Right No(s): 37-08507
- Adjudication Claim No(s): _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Richard A. Voit
P.O. Box 3429, Ketchum, ID 83340
The Miller Living Trust Dated July 31 1992
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
1735 Glen Oaks
New Owner/Claimant(s)
New Mailing Address
City, State and ZIP Code Santa Barbara, CA 93108
New Telephone Number (212) 768-4500
5. Date you acquired the property May 18, 2001
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate 0.7 Number and type of stock 0

Diversion rate in CFS 0.06 Number of homes 1 Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

Jennifer M. Miller
[Signature]

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

MICROFILMED

Receipt # 4066215 --- \$25⁰⁰ --- 12.6.02 --- J. Masini 9 2003

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08507

Priority: April 6, 1989

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:¹

2.7 AF

This is to certify, that RICHARD A. VOIT
P.O. BOX 4199

BALBOA, CA 92661

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 6, 1989; and has submitted Proof of Beneficial Use on December 11, 1989. An examination indicates that the works have a diversion capacity of .070 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.02 CFS	2.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.06 CFS	2.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 15, 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	15	SENE	0.7		0.7

Total number of acres irrigated: 0.7

PLACE OF USE: DOMESTIC, 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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED
JAN 09 2003

PAGE 2

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

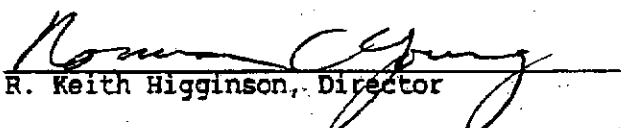
WATER RIGHT NO. 37-08507

CONDITIONS/REMARKS:

6. Domestic use is for one home.

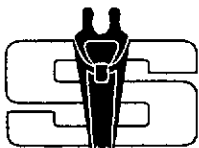
This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 5TH
day of NOVEMBER, 1999

Acting for


R. Keith Higginson, Director

MICROFILMED

JAN 09 2003



Instrument # 451209

HAILEY, BLAINE, IDAHO

2001-05-18

12:29:00 No. of Pages: 1

Recorded for : BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index for: WTY/QC/CORP DEED

QUITCLAIM DEED

THIS INDENTURE, Made this 9th day of May, 2001 between

RICHARD A. VOIT

as Grantor and

THE MILLER LIVING TRUST DATED JULY 31, 1992

as Grantee

whose current address is 1735 GLEN OAKS, SANTA BARBARA, CA 93108

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, bounded and particularly described as follows, to-wit:

WATER RIGHT NO. 37-08507

CERTIFIED TO BE A
TRUE AND CORRECT COPY

OF

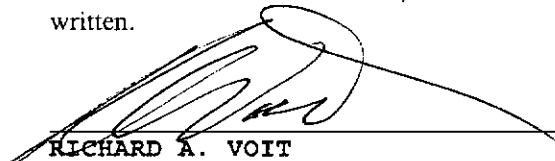
BY:

Parcel Number: RP05N17015910A

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.


RICHARD A. VOIT

State of IDAHO

ss.

County of BLAINE

On this 18 day of May, 2001, before me, the undersigned, a Notary Public, in and for said State, personally appeared RICHARD A. VOIT

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

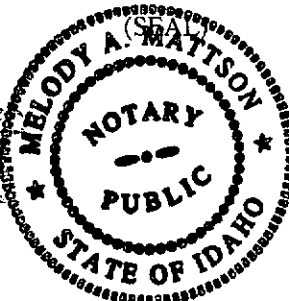
Notary Public MELODY A. MATTSON

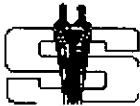
Residing at: KETCHUM, IDAHO

Commission Expires: September 24, 2002

MICROFILMED

JAN 09 2002





Instrument # 451206
HAILEY, BLAINE, IDAHO
2001-05-18 12:36:00 No. of Pages: 2
Recorded for: BLAINE COUNTY TITLE
MARSHA RIEMANN Fee: 6.00
Ex-Officio Recorder Deputy
HAIL COUNTY, ID. CO. DEED

WARRANTY DEED

For Value Received RICHARD ALAN VOIT and DIANA MARIE VOIT, husband and wife

the Grantor hereby grants, bargains, sells, conveys and warrants unto THE MILLER LIVING TRUST
DATED JULY 31, 1992, DENNIS M. MILLER AND ALI ESFLEY-MILLER, TRUSTEES

the Grantee whose current address is: 1735 GLEN OAKS, SANTA BARBARA, CA 93108

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE
INCORPORATED HEREIN.

CERTIFIED TO BE A
TRUE AND CORRECT COPY

OF _____
BY: [Signature]

Parcel Number: RP05N170157910A

SUBJECT TO: Current General Taxes, alien in the process of assessment, not yet due or payable.
Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs
and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the
owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant
and defend the same from all lawful claims whatsoever

Dated: May 09, 2001

[Signature]
RICHARD ALAN VOIT

[Signature]
DIANA MARIE VOIT

State of IDAHO

ss.

County of BLAINE

On this 18 day of May, 2001, before me, the
undersigned, a Notary Public, in and for said State, personally appeared RICHARD ALAN VOIT and
DIANA MARIE VOIT

known to me, and/or identified to me
on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument
and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

[Signature]
Notary Public MELODY A. MATSON
Residing at: WETCHUM, IDAHO
Commission Expires: September 24, 2002



MICROFILMED

LEGAL DESCRIPTION

Order Number: 01009992

PARCEL I:

Lot 4831 as shown on the LOT LINE SHIFT OF TAX LOTS 4596 and 4831, according to the official plat thereof, recorded as Instrument No. 343928, records of Blaine County, Idaho.

Described by metes & bounds as follows:

A parcel of land in H.E.S. 123 and unsurveyed Township 5 North, Range 17 East, Boise Meridian, more particularly described as follows:

Beginning at a brass cap marking Corner No. 3 of said H.E.S. 123; thence North 51°16'00" West, 180.54 feet along the Southwest boundary of said H.E.S. 123 to a 5/8 inch iron pin; thence North 45°31'00" East, 387.71 feet to a 5/8 inch iron pin marking the edge of Wood River Estates Subdivision, which marks the REAL POINT OF BEGINNING; thence North 51°16'00" West 268.00 feet along said Wood River Estates Subdivision to a point on the edge of McGurrian Road and said Subdivision; thence North 38°44'00" East, 14.90 feet to a 5/8" iron pin on the edge of said Road and Subdivision; thence along a curve to the left with a central angle of 52°39'00", a length of 81.73 feet, a tangent of 44.00 feet, a radius of 88.93 feet and a chord of 78.87 feet that bears North 12°24'30" East, to a 5/8" iron pin on the East edge of said Road and Subdivision; thence leaving said Road South 89°18'00" East, 294.62 feet to a point on the Westerly bank of the Big Wood River; thence South 13°14'47" West 91.15 feet along said Westerly bank of Big Wood River; thence South 11°34'14" East, 63.51 feet along said Westerly bank of Big Wood River; thence South 45°31'00" West 145.29 feet to the REAL POINT OF BEGINNING.

Together with the following Road Easement

A parcel of land in H.E.S. 123 and Wood River Estates Subdivision, and also in Unsurveyed T5N, R17E, Boise Meridian, Blaine County, Idaho, more particularly Described as follows:

Commencing at a brass cap marking Corner No. 3 of said H.E.S. 123; Thence North 51°16'00" West 180.54 feet along the Southwest boundary of said H.E.S. 123 to a 5/8 inch iron pin; Thence North 45°31'00" East 327.29 feet to a 5/8 inch iron pin on the Southwesterly boundary of said Wood River Estates Subdivision, which point is also the REAL POINT OF BEGINNING; Thence continuing North 45°31'00" East 60.42 feet along the Southerly boundary of said Subdivision to a 5/8 inch iron pin; Thence North 51°16'00" West 268.00 feet along the Easterly boundary of said Subdivision to a 5/8 inch iron pin; Thence South 38°44'00" West 60.00 feet to a 5/8 inch iron pin on the Westerly boundary of said Subdivision; Thence South 51°16'00" East 260.86 feet along the Westerly boundary of said Subdivision to the point of beginning.

MICROFILMED

JAN 09 2003

CERTIFIED TO BE A
TRUE AND CORRECT COPY

CF

CA



Instrument # 451207

HAILEY, BLAINE, IDAHO

2001-05-18

12:27:00 No. of Pages: 2

Recorded for : BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: RTT/QC/CORP DEED

WARRANTY DEED

For Value Received RICHARD ALAN VOIT AND DIANA MARIE VOIT, TRUSTEES OF THE
RICHARD ALAN VOIT AND DIANA MARIE VOIT REVOCABLE LIVING TRUST

the Grantor hereby grants, bargains, sells, conveys and warrants unto THE MILLER LIVING TRUST
DATED JULY 31, 1992, DENNIS M. MILLER AND ALI ESPLEY-MILLER, TRUSTEES

the Grantee whose current address is: 1735 GLEN OAKS DRIVE, SANTA BARBARA, CA 93108

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE
INCORPORATED HEREIN.

Parcel Number: RP05N170157920B

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable.
Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs
and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the
owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant
and defend the same from all lawful claims whatsoever.

Dated: May 09, 2001

RICHARD ALAN VOIT AND DIANA MARIE VOIT, TRUSTEES OF THE RICHARD ALAN
VOIT AND DIANA MARIE VOIT REVOCABLE LIVING TRUST

RICHARD ALAN VOIT, TRUSTEE

DIANA MARIE VOIT, TRUSTEE

State of IDAHO

ss.

County of BLAINE

On this 18th day of May, 2001, before me, the
undersigned, a Notary Public, in and for said State, personally appeared RICHARD ALAN VOIT and
DIANA MARIE VOIT

known to me, and/or identified to me
on the basis of satisfactory evidence, to be the Trustee's of RICHARD ALAN VOIT AND DIANA
MARIE VOIT, TRUSTEES OF THE RICHARD ALAN VOIT AND DIANA MARIE VOIT
REVOCABLE LIVING TRUST

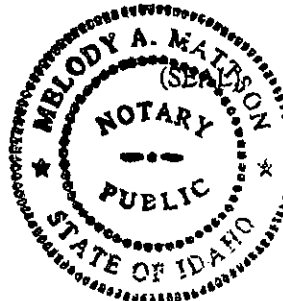
the Trust that executed the within instrument and acknowledged to me that they executed the same
on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public MELODY A. MATTSON

Residing at: KETCHUM, IDAHO

Commission Expires: September 24, 2002



MICROFILMED
JAN 09 2003

SCHEDULE A

Order Number: 01009992

LEGAL DESCRIPTION**PARCEL II**

Lot 4596 as shown on the LOT LINE SHIFT OF TAX LOTS 4596 and 4831, according to the official plat thereof, recorded as Instrument No. 343928, records of Blaine County, Idaho.

Described by metes & bounds as follows:

A parcel of land in H.E.S. 123 and unsurveyed Township 5 North, Range 17 East, Boise Meridian, more particularly described as follows:

Beginning at a brass cap marking Corner No. 3 of said H.E.S. 123; thence North 51°16'00" West 180.54 feet along the Southwest boundary of said H.E.S. 123 to a 5/8 inch iron pin; thence North 45°31'00" East 533.00 feet to point on the Westerly bank of the Big Wood River; thence North 11°34'14" West, 63.51 feet along said Westerly Bank of the Big Wood River; thence North 13°14'47" East, 91.15 feet along said Westerly Bank of the Big Wood River to the TRUE POINT OF BEGINNING; thence leaving said Westerly Bank of the Big Wood River North 89°18'00" West 294.62 feet to a point on the edge of McGurrin Road and Wood River Estates Subdivision; thence North 13°55'00" West, 187.77 feet, along said Road and Subdivision to a 5/8 inch iron pin; thence South 89°15'02" East, 376.41 feet to a point on the Westerly bank of the Big Wood River; thence South 10°52'16" East, 14.20 feet along the Westerly bank of said River; thence South 13°14'37" West 171.55 feet along the Westerly bank of said River to the TRUE POINT OF BEGINNING.

MICROFILMED

JAN 09 2003

5N17E HES 123 + 124 #1A

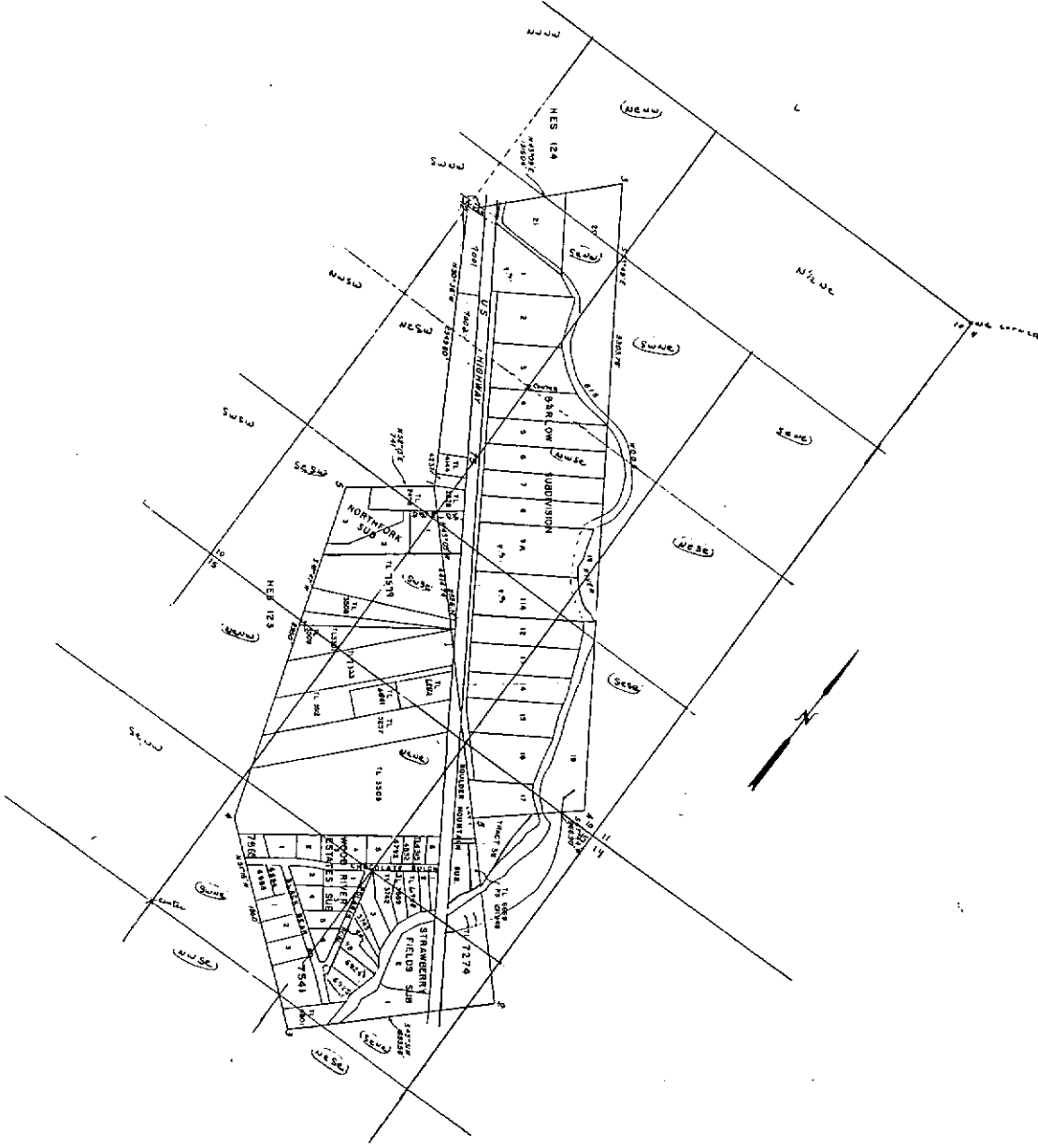
THIS DRAWING IS THE PROPERTY OF THE DRAWING ENGINEER AND IS NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, WITHOUT PERMISSION IN WRITING FROM THE DRAWING ENGINEER.



1	2	3	4	5	6
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36

BLAINE
COUNTY

1	2	3	4	5	6
7	8	9	10	11	12
13	14	15	16	17	18
19	20	21	22	23	24
25	26	27	28	29	30
31	32	33	34	35	36



MICRON

JAN 09 2003

T5N R17E HES 123 & 124 1"=400' MAP 1A

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08507

Priority: April 6, 1989

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume:¹ 2.7 AF

This is to certify, that RICHARD A. VOIT

P.O. BOX 4199

BALBOA, CA 92661

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 6, 1989; and has submitted Proof of Beneficial Use on December 11, 1989. An examination indicates that the works have a diversion capacity of .070 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.02 CFS	2.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.06 CFS	2.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 15, Township 05N, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 17E 15	SENE 0.7			0.7

Total number of acres irrigated: 0.7

PLACE OF USE: DOMESTIC, 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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

NOV 26 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

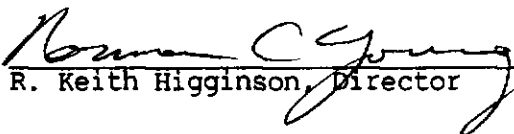
WATER RIGHT NO. 37-08507

CONDITIONS/REMARKS:

6. Domestic use is for one home.

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 5TH
day of NOVEMBER, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

NOV 26 1990

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08507

Proposed Priority: April 6, 1989

Maximum Diversion Rate:

0.07 CFS

This is to certify, that **RICHARD A. VOIT**
P.O. BOX 4199
BALBOA, CA 92661

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	0.03 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENE Sec. 15, Township 05N, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 17E 15	SENE 1.5			1.5
	Total number of acres irrigated:			1.5

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, 1990**.
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. Domestic use is for one home.

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

16th day of August, 1989.

MICROFILMED

AUG 22 1989

for

J. Glen Saxton
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant RICHARD A. VOIT Phone 714-675-0250

Post office address P.O. BOX 4199 BALBOA, CAL. 92661

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

3. Location of point of diversion is SW SE ^{*} ¼ of NE ¼ of _____ ¼, Govt. Lot _____

Sec. 15 Township 5N Range 17E B.M. BLAINE County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 ^{cfs} for DOMESTIC purposes from JAN. 1 to DEC. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.03 ^{cfs} for IRRIGATION purposes from APR. 1 to NOV. 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.07 cubic feet per second and/or (b) 3.75 ^{N/A} acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

1 UNDERWATER PUMP

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

c. Proposed well diameter is 6 inches; proposed depth of well is 58 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

ALLOW 1 yr. - 1 yr.
_____ years (minimum 1 year).

INSTALLED 7-16-81

AUG 22 1989

* Per Telcon w/ Applicant 4/6/89 L.M.

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. 1
- Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	17E	15			<u>D</u> *	<u>1.5</u>													1.5

* Per Telcar w/annulment 4/6/89 L.A.

Total number of acres to be irrigated 1.5

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? RICHARD A. VOIT

b. Who owns the land to be irrigated or place of use? RICHARD A. VOIT

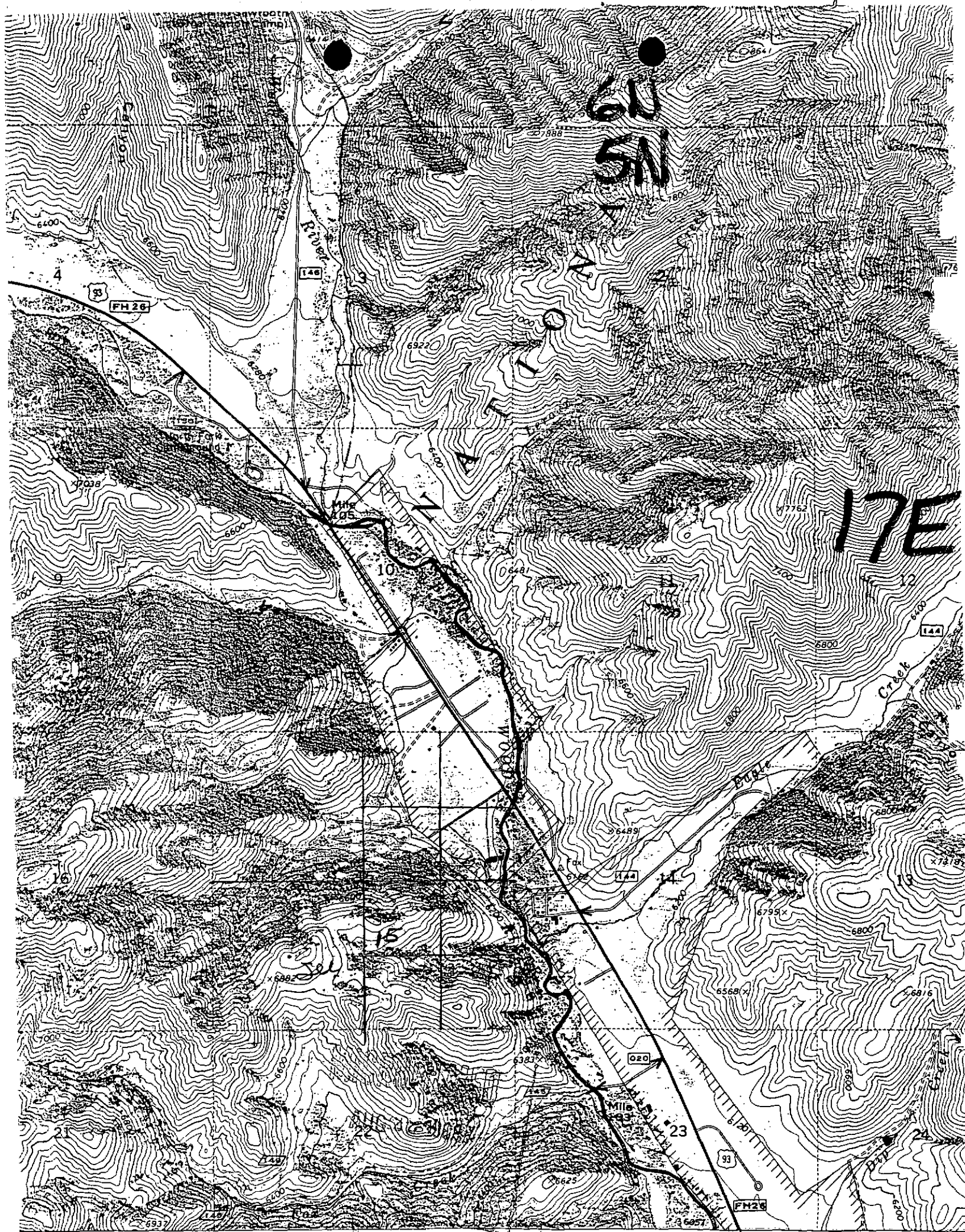
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

N/A.

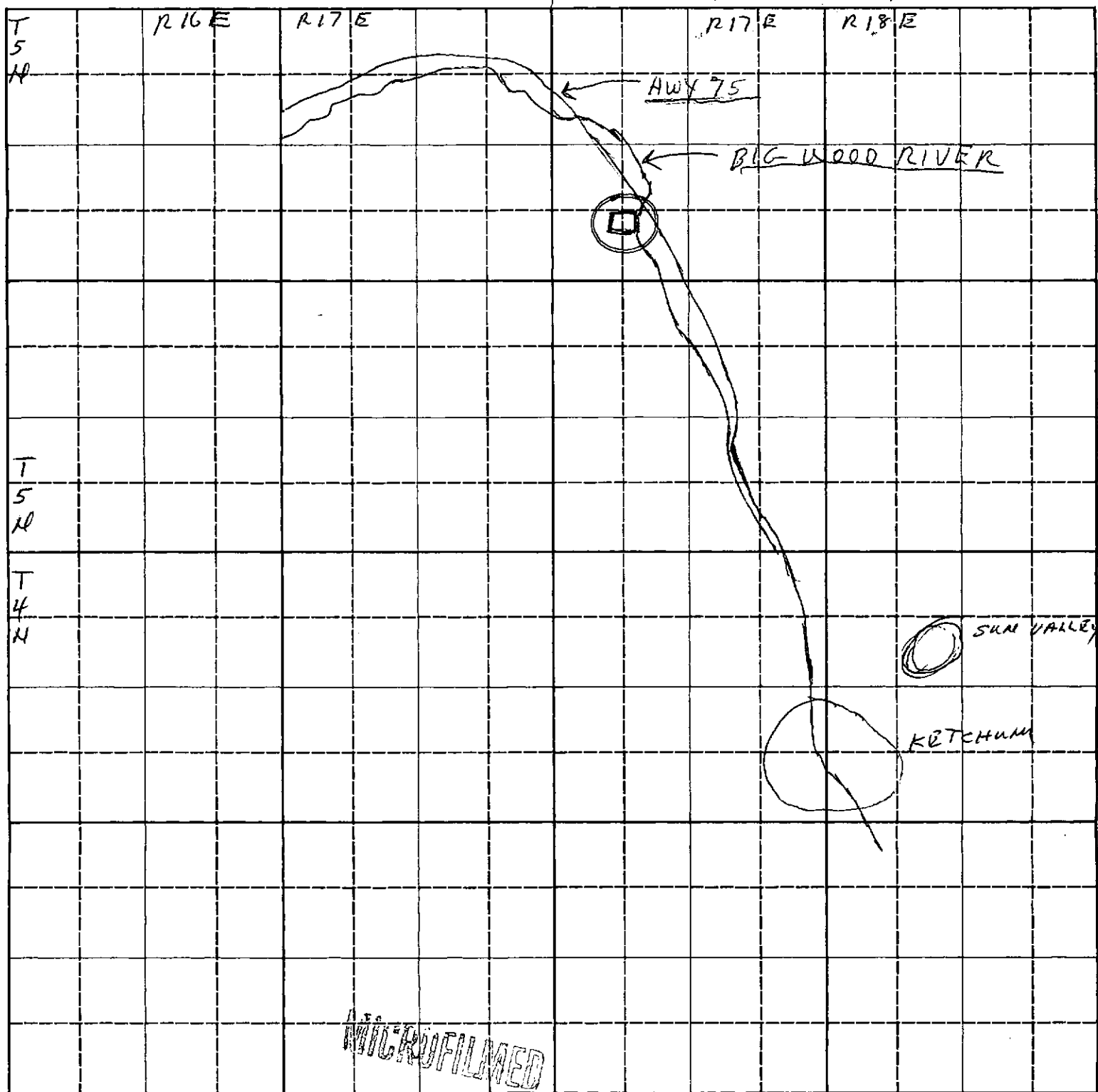
12. Remarks: _____

PROPERTY CAN BE FURTHER DESCRIBED AS TAX LOTS 4831 AND 4596 LOCATED WITHIN H.F.S. 123 AND BLAINE COUNTY.

THIS WELL WAS INSTALLED ON 7-16-81 * AUGUST 1981 OPERATING SINCE



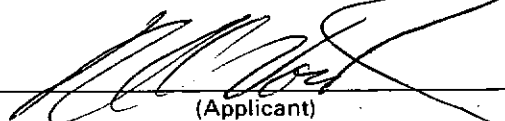
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

AUG 22 1989

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


(Applicant)

Received by SC Date 4/16/89 Time 10:19 AM Preliminary check by attached
SC Date 3/29/89 Time 2:30 PM enclosed
Fee \$ 30⁰⁰ Received by M. Baldwin # 500 6802 Date 4/6/89
Publication prepared by M. Baldwin Date 3/25/89 Published in Wood River Journal
Publication ^{Correct} approved Glyd 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:

MICROFILMED

AUG 22 1989

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 June, 1989.

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

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line	<u>11</u>
Number of Lines in Notice	<u>63</u>
Number of Insertions	<u>2</u>
Lines tabular at	<u>5¢/Pica</u>
<u>63</u> Lines straight at	<u>31.19</u> 4¢/Pica
<u>63</u> Subsequent lines at	<u>24.26</u> 3¢/Pica
TOTAL COST	<u>55.45</u>

RECEIVED

JUN 22 1989

Department of Water Resources
Southern Region Office

COPY OF NOTICE

(Paste Here)

Notice of Application #3
TITLE OF NOTICE
PLAINTIFF ATTORNEY
Howes
Benjamin
Voit

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Three 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:

37-08505
HOWES, WILLIAM W.
P.O. BOX 2541
HAILEY, ID 83333
Source: GROUNDWATER
Diversification Pt.: NENESE Sec 25 T
02N R 18E
Use: STOCKWATER (.040 CFS)
DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
Date Filed: 3/27/1989
In: T02N R18E S25 NESE
3.0 ACRES TOTAL

37-08506
BENJAMIN, ROBERT
BENJAMIN, MARY L.
P.O. BOX 1452
KETCHUM, ID 83340
Source: GROUNDWATER
Diversification Pt.: NENESE Sec 25 T
02N R 17E
Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)
Date Filed: 3/28/1989
In: T02N R17E S25 NESE
3.0 ACRES TOTAL

37-08507
VOIT, RICHARD A.
P.O. BOX 4199
BALBOA, CA 92661
Source: GROUNDWATER
Diversification Pt.: SENE Sec 15 T 05N
R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Date Filed: 4/06/1989
In: T05N R17E S15 SENE

MICROFILMED
Kathleen Eder introduced
to shoot for (a 50-member
dent Bob Greer and his officers
ing a bit for upcoming presi-
were accomplished, but leav-



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

December 6, 2002

THE MILLER LIVING TRUST DTD 7-31-92
1735 GLEN OAKS
SANTA BARBARA CA 93108

RE: Change of Ownership for Water Right 37-8507

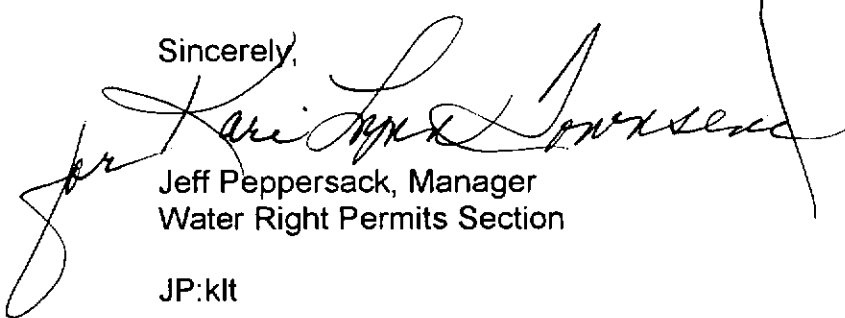
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$25.00 filing fee.

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,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JAN 09 2003

BLAINE COUNTY TITLE

DARYL J. FAUTH
PRESIDENT

208 SPRUCE AVENUE NORTH
P.O. BOX 3176
KETCHUM, IDAHO 83340

MELODY MATTSON
VICE PRESIDENT

IDWR Southern Region
1341 Fillmore Street
Suite #200
Twin Falls, ID 83705-5082

RECEIVED
JUN 04 2001
Department of Water Resources
Southern Region

June 02, 2001

RE: Escrow No. 01009992 Water Right #37-08507

Dear Mr.R,

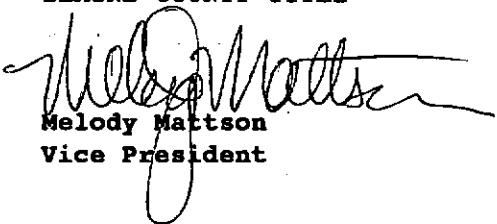
With regards to the above described real estate transaction, please find enclosed the following:

____ Title Commitment
____ Closing Statement
____ Deed of Trust - Instrument No. _____
____ Note
____ **XX** Warranty Deed - Instrument No. 451206;451207
____ **XX** Quitclaim Deed - Instrument No. 451209
____ Escrow Instructions
____ Tax Notice
____ Insurance Binder
____ Lender's Documents
____ Cover Letter(s) - Copy
____ Owner's Policy No. _____
____ Mortgagee's Policy No. _____
____ Endorsements _____
____ Lot Book Report
____ Lien Affidavit
____ **XX** Other: Original Notice of Change of Water Right
____ **XX** Other: Ownership, plat map for transfer of rights.
____ Check # _____ in the amount of \$ _____
____ Representing: _____

If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

BLAINE COUNTY TITLE


Melody Mattson
Vice President

MICROFILMED

JAN 09 2003

Phone (208) 726-0700

Toll Free Number (800) 346-6879

Fax (208) 726-8406

Website: www.blainecountytitle.com

Underwritten by Stewart Title Guaranty Company

Per Darrell Jantz at
Beaune County Title -

Bes. mgr for Dennis Miller
Frank Salvaggi
212-768-4500

MICROFILMED

JAN 09 2003

atty. for Dennis Miller
Barry Lubonicki
208-726-8219



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

November 4, 2002

THE MILLER LIVING TRUST DTD 7-31-92
1735 GLEN OAKS
SANTA BARBARA CA 93108

RE: Change in Ownership of Water Right 37-08507

Dear Interested Parties:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

☒ **Filing Fee of \$25** per water right

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is **\$25** per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be **\$25.00**.

Because the Department cannot process the ownership change without proper fees, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

MICROFILMED

JAN 09 2003

November 8, 1990

RICHARD A. VOIT
P.O. BOX 4199
BALBOA, CA 92661

RE: WATER RIGHT NO. 37-08507

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED
NOV 8 1990

October 2, 1990

RICHARD A. VOIT
P.O. BOX 4199
BALBOA, CA 92661

RE: PERMIT NO. 37-08507

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
NOV 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

37-8567
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
SEP 21 1990

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index 3-2-90 ty (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index 3-2-90 ty (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed [Signature] 8/13/90 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent [Signature] 8/21/90 (Initial and date)

Exam Reviewed by Manager of Regional Office [Signature] 8/21/90 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

SEP 21 1990

Department of Water Resources

REVIEWER TR

DATE 8/21/90

SEE FOOTNOTE FOR SYMBOLS

1,2. <u>✓</u>	1,3. <u>✓</u>	1,4. <u>N/A</u>	1,5. <u>N/A</u>
1,6. <u>✓</u>	1,7. <u>✓</u>	1,8. <u>✓</u>	1,9. <u>N/A</u>
1,10. <u>N/A</u>	1,11. <u>N/A</u>	1,12. <u>✓</u>	1,13. <u>✓</u>
1,14. <u>✓</u>	1,15. <u>✓</u>	1,16. <u>N/A</u>	1,17. <u>N/A</u>

1, 1. ✓ 1, 2. ✓ 2. ✓ 3. ✓
4. N/A 5. ✓

1,1. 1,2. 1,3. 1,4.
1,5.

2,1. 2,2. 2,3. 2,4.

Reviewer _____ Date _____

* = SEE ITEM _____ IN BENEFICIAL USE RPT
*** = SEE REMARKS ATTACHED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1990
Department of Water Resources

A. GENERAL INFORMATION

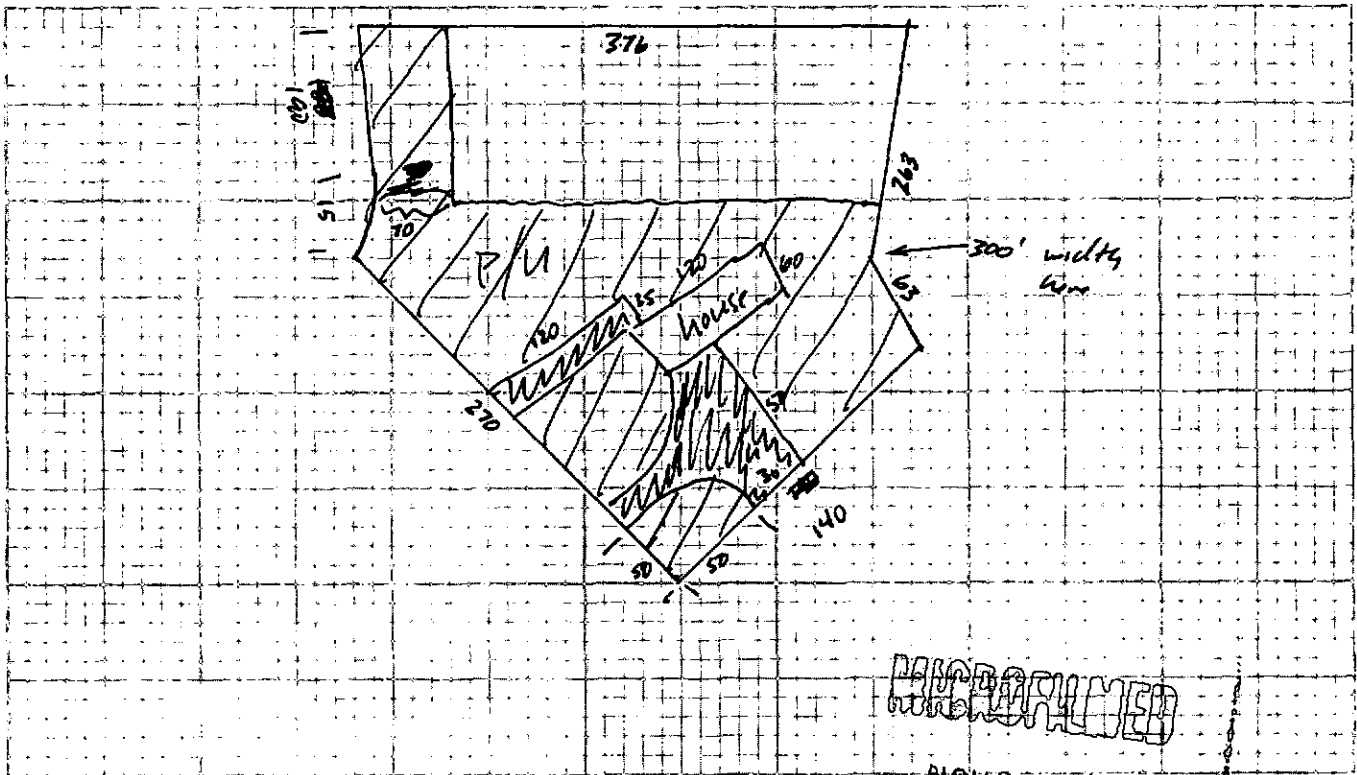
1. Owner: Richard A. Voit Permit No. 37-8307
Phone No. (714) 675-0250
Current Address: P.O. Box 4199 Balboa, CA 92661
2. Accompanied by: Richard EXAM. DATE: 8/7/90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: ground water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: none ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



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Scale: 1" = _____
2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Submersible well - one house w/ approx. 1/2 ac. of irrigated lawn
12 circuits, 6-8 hds/circuit

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Sh-R-K	1 1/2	VIP4F02-01		

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NE	15	5N	17E	Blaine	

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	17E	15				.7													.7
						D													

Do not use this space

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

8 hds - Rainbird 2045 PJ Maxi-Bird 6 3/4" 1 1/2" 1 3/4"
20 psi at beginning 14 psi midpt 13 psi end - 16 psi avg
6 @ 4.8 = 28.8 gpm 1 @ 1.54 = 1.54 gpm
1 @ 2.44 = 2.44 gpm

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = 28.8 + 2.44 + 1.54 = 32.78 \text{ gpm} \quad Q = .07 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .7(3.0) = 2.1$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .02(215)(1.9835) = 8.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 2.1 \text{ ac-in}$$

2. Volume Calculations for Other Uses:

dom w/o lawn
 $V = .6 \text{ ac-in}$

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1. *Chlorophyll a* (Chl a) is the primary photosynthetic pigment in most plants and algae. It is responsible for capturing light energy and converting it into chemical energy through the process of photosynthesis. Chl a is found in the chloroplasts of green plants and in the thylakoid membranes of algae.

2. *Chlorophyll b* (Chl b) is an accessory pigment that works in conjunction with Chl a. It helps to broaden the range of light wavelengths that can be absorbed by the photosynthetic system. Chl b is found in the chloroplasts of green plants and in the thylakoid membranes of algae.

3. *Carotenoids* are a group of pigments that include carotenes and xanthophylls. They are responsible for absorbing light energy and transferring it to Chl a. Carotenoids also play a role in protecting the photosynthetic system from damage caused by excess light energy. They are found in the chloroplasts of green plants and in the thylakoid membranes of algae.

4. *Phycocyanin* (Phyc) is a blue-green pigment found in cyanobacteria and some algae. It is responsible for absorbing light energy and transferring it to Chl a. Phyc is found in the phycocyanin protein complex in the thylakoid membranes of cyanobacteria and in the phycocyanin protein complex in the thylakoid membranes of algae.

5. *Peridinin* (Per) is a red pigment found in some algae. It is responsible for absorbing light energy and transferring it to Chl a. Per is found in the peridinin protein complex in the thylakoid membranes of some algae.

1. Recommended Amounts

2. Recommended Amendments

- ## J. AUTHENTICATION

☐ Other

[Handwritten signature]

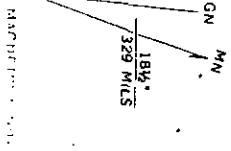
PROFESSIONAL ENGINEER
REGISTERED
STATE OF IDAHO
CONSULTANT SEAL
FOREN
3445

Department of Water Resources

- 9.27.90

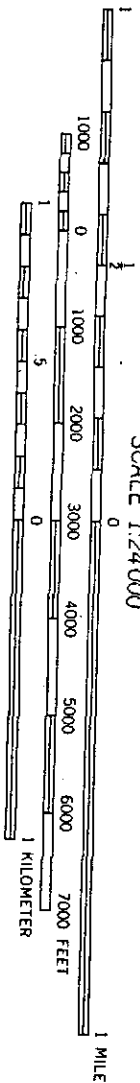
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NOV 26 1940



ROAD CLASSIFICATION

TOWNSHIP AND SECTION LINE CLASSIFICATION



(GRIFFIN BUTTE)
(189-2-1)
SCALE 1:24000

Town R17E

Sec. 15

SAWTOOTH

SAW

KETCHUM

(H)



AM

KETCHUM

HAILEY

AM

SAWTOOTH

SAW

KETCHUM

(H)



AM

KETCHUM

HAILEY

AM

SAWTOOTH

SAW

KETCHUM

(H)

37-8507

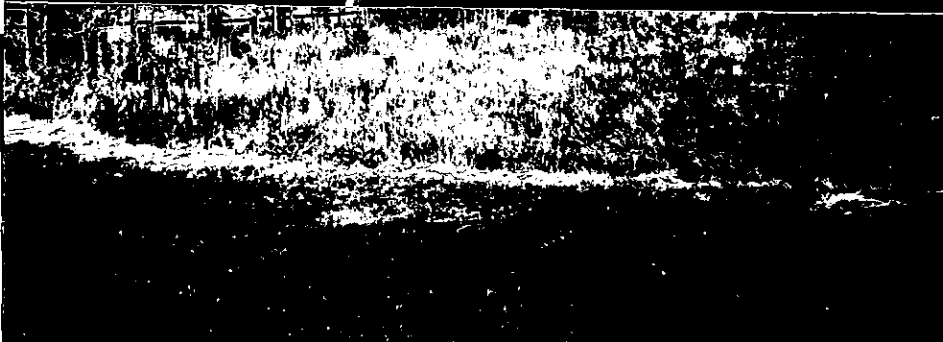


P/D

tanks



P/U -
strip of
irrigation in
field



P/U - lawn



NOV 26 1990

February 23, 1990

RICHARD A. VOIT
P.O. BOX 4199
BALBOA, CA 92661

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08507

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

UNRECORDED

MAR 12 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 37-8507

Date: 10/13/89

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change If yes, prepare a data entry
☒ Proof received timely
☐ Reinstated

Source of Water:

- ☐ Surface water
☒ Groundwater
☒ 1. well log in file
☒ 2. drilling permit 1981
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

NA	
	-
	=
	+
	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Form 217
03/86

RECEIVED

SEP 18 1989

RECEIVED

DEC 11 1989

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received 50.00

Date 12/12/89

Receipt # CB13459

Receipt by C. Wong

Reviewed by SP-2-23-90

Sent to region

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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.

Permit No. 37-08507

Name(s) of Permit Holder: RICHARD A. VOIT

Post Office Address: P.O. BOX 4199

BARBORA CAL. 92661 Telephone No. 714-675-0250

Source of Water: GROUND WATER

Extent of Use:

Domestic 1 (number of households) Stockwater (number and type of stock)

Irrigation 1.5 (acres) Other/Remark

Total rate and/or volume for which proof is submitted 0.07 * cfs acre-feet

* 0.03 CFS FOR IRRIGATION
1.04 CFS FOR DOMESTIC

Show the date water was first diverted and beneficially used under this permit: 6-22-81 WELL INSTALLED
4-6-89 DATE ON PERMIT

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

Fee enclosed \$ 0
(See License Examination Fee Schedule)

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

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

ABOVE
(Name) (Telephone Number)

ABOVE
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed.

MAR 12 1990

9-15-89

Date

[Signature]
Signature of Permit Holder (and title, if appropriate)

November 17, 1989

Richard A. Voit
P.O. Box 4199
Balboa, California 92661

Re: Permit No. 37-8507

Dear Mr. Voit:

Returned is your copy of your proof of beneficial use form submitted to this office September 18, 1989 indicating the total rate of water use for which proof is submitted as 0.07 cfs. You indicate the extent of use is for domestic and irrigation.

When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of 0.07 cfs is \$50. Note the enclosed instruction sheet/fee schedule.

Upon receipt of the proof form and fee we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions concerning this matter, feel free to contact this office.

Sincerely,

NINA K. SHIELDS
CLERICAL ASSISTANT

Encl: 1

c: W. Region

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MAR 12 1990

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) 334-7900
August 17, 1989

RICHARD A. VOIT
P.O. BOX 4199
BALBOA, CA 92661

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

RE: PERMIT NO. P37-08507

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

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AUG 22 1989

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

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AUG 26 1988

AUG 26 1988

Form No. 202a
4/87STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY A. Jundubay DATE 5/10/89 APPLICATION NUMBER 37-08507REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested JUL 11 1989

Department of Water Resources

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

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 6/24/89
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☒ No Access port required
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 37
☐ Yes ☒ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 4/2/89
By Loren O. Salmeron Date 7/5/89

STATE OFFICE REVIEW P05, P23 P16 46 41 Q3A
By KW See below for additional information
Date 8/8/89

ADDITIONAL INFORMATION

App. in TRUST area - DCM I

25-May-1989

Richard A. Voit
P.O. Box 4199
Balboa, CA 92661

Re: Application for Permit No. 37-08507

Dear Applicant (s):

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

This office will be advertising the application in the Wood River Journal on 6/7 & 6/14/89. A period of ten days following the second publication will be allowed for the submittal of protests.

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

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

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

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

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AUG 22 1989

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

MAY 25, 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

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AUG 22 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

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AUG 22 1989

37-08507

VOIT, RICHARD A.
P.O. BOX 4199
BALBOA, CA 92661

Source: GROUNDWATER

Diversion Pt: SENE Sec 15 T 05N R 17E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)

Date Filed: 4/06/1989

In: T05N R17E S15 SENE

1.5 ACRES TOTAL

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AUG 22 1989

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

37-08505

HOWES, WILLIAM W.
P.O. BOX 2541
HAILEY, ID 83333

Source: GROUNDWATER
Diversion Pt: NENESE Sec 25 T
02N R 18E

Use: STOCKWATER (.040 CFS)
DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)

Date Filed: 3/27/1989
In: T02N R18E S25 NESE
3.0 ACRES TOTAL

37-08506

BENJAMIN, ROBERT
BENJAMIN, MARY L.
P.O. BOX 1452
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt.: NESENE Sec 25 T
02N R 17E

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)

Date Filed: 3/28/1989
In: T02N R17E S25 SENE
3.0 ACRES TOTAL

37-08507 ✓

VOIT, RICHARD A.
P.O. BOX 4199
BALBOA, CA 92661

Source: GROUNDWATER
Diversion Pt.: SENE Sec 15 T 05N
R 17E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)

Date Filed: 4/06/1989
In: T05N R17E S15 SENE
1.5 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.

*37-08506
Correction
made.*

*OK
MB
6/1/89*

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AUG 22 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

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AUG 22 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

March 30, 1989

R. KEITH HIGGINSON
Director

Richard A. Voit
P.O. Box 4199
Balboa, CA 92661

Dear Applicant:

Returned herewith is your application for a water permit and any fees submitted.

Preliminary review of the application indicates that some of the information required to make the application acceptable for receipt by the department needs to be completed or clarified.

The attached checklist shows which items need to be completed.

If you need assistance in completing an application, please feel free to contact this office at (208) 734-3578 or visit us at 2148 4th Ave. East, Twin Falls.

Very Truly yours,

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

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37-08507

DEPARTMENT OF WATER RESOURCES - SOUTHERN REGION
APPLICATION PRELIMINARY REVIEW REPORT

Applicant Voit, Richard

Correction or completion of the following items is required before the application can be accepted for processing by the department:

() Name _____

() Address _____

() Source of water

() Point of Diversion

() County _____

() Quantity (Flow and/or Volume)

() Period of use _____

() Nature of proposed use

() Description of diverting works

() Time required for beneficial use

() Place of use _____

(✓) Map Please mark the outline of your property on the enclosed map

() Signature (If applicant is a corporation, partnership, or municipality, title of signator is required)

() Fee \$ 084.30⁰⁰ enclosed

ENCLOSURES

The following are enclosed for your use in making a complete application

(✓) Application form

() Instructions

(✓) Map (For use as the required application map)

Reviewed by Douglas Jones

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AUG 22 1989

3/79

IDENT NO. 37-08507

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

WATER RIGHT
DATA ENTRY LOG

Initials

Date

Item

mb

5/25/89

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office