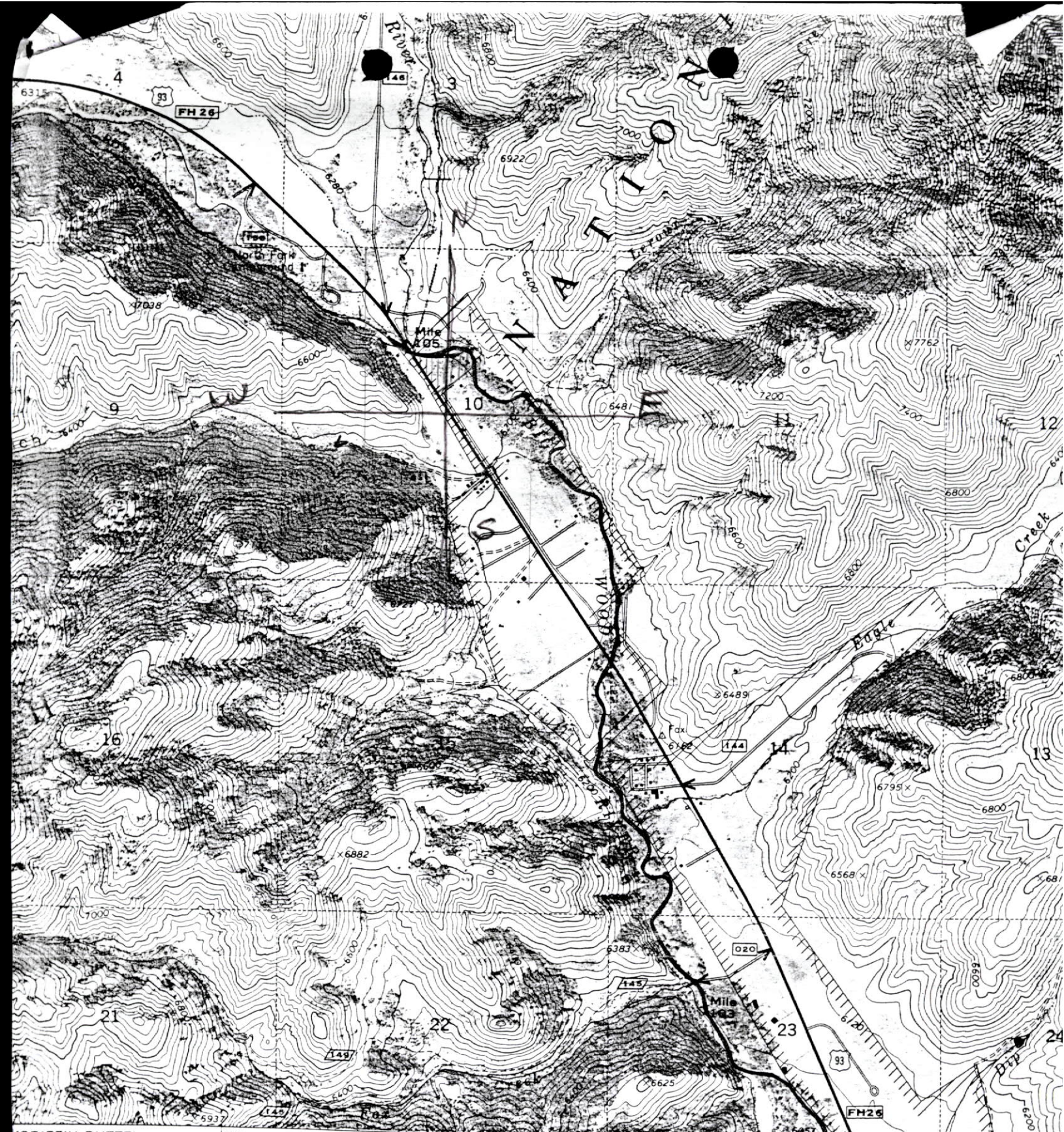
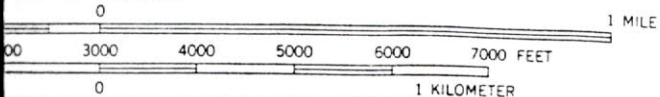




(GRIFFIN BUTTE)
(189-2 I)

SCALE 1:24,000



UR INTERVAL 40 FEET
M IS MEAN SEA LEVEL

TOWNSHIP AND SECTION LINE CLASSIFICATION

— Surveied, location reliable

MICROFILMED

AUG 22 1989



QUADRANGLE LOCATION

KETCHUM 5 MI.
HAILEY 17 MI. 711000 E

AMBER LAKES
SAWTOOTH NATIONAL FO
SAWTOOTH NRA
KETCHUM RANGER DIST

(HAILEY 2 SW)

1974

214-3 I

BARLOW SUBDIVISION

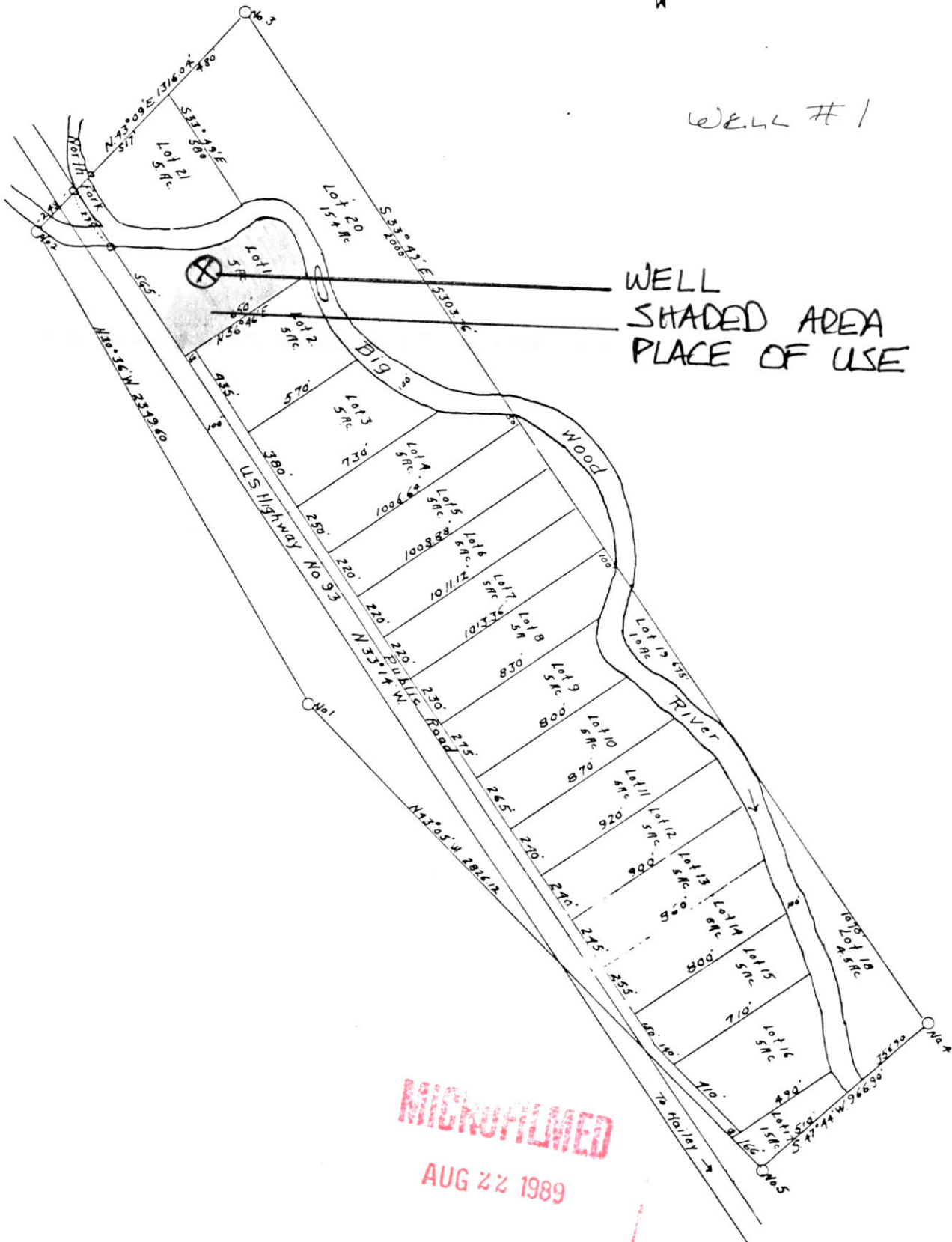
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LAND TITLE GUARANTY COMPANY
TITLE INSURANCE COMPANY
INCORPORATED IN THE STATE OF CALIFORNIA



WELL #1

WELL
SHADED AREA
PLACE OF USE



BARLOW SUBDIVISION

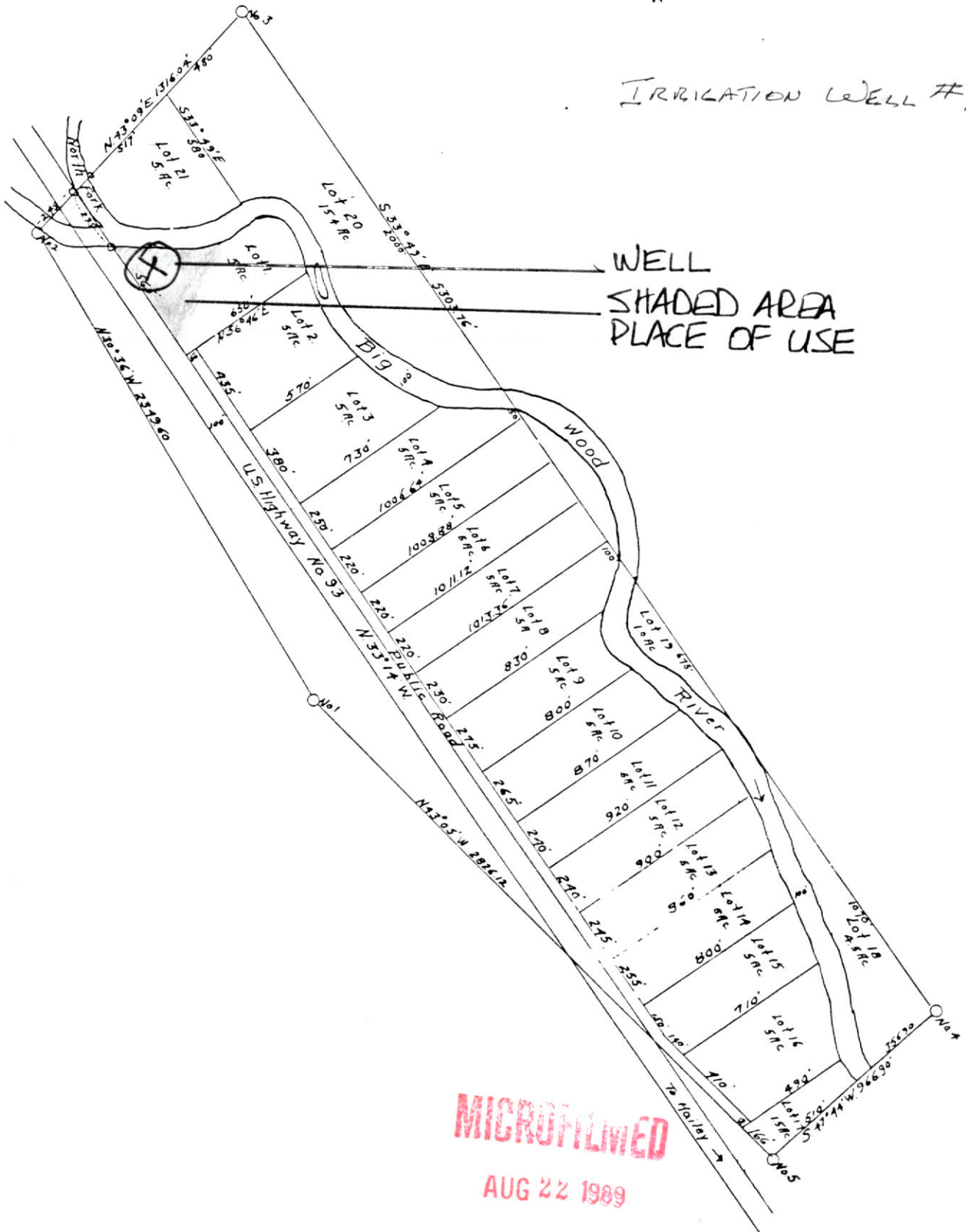
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LAND TITLE GUARANTY COMPANY
TITLE INSURANCE EXCHANGES
CHICAGO, ILL. 60601



IRRIGATION WELL #2

WELL
SHADED AREA
PLACE OF USE



AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

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 3rd day of May, 1989, and

the date of the last publication was on the 10th day of May, 1989.

Daniel J. Gorham
Subscribed and sworn to before me this 10th day of May, 1989.
(SEAL)

Roberta Braken

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 79
Number of Insertions 2
Lines tabular at 5¢/Pica
79 Lines straight at 39.11 4¢/Pica
79 Subsequent lines at 30.42 3¢/Pica
TOTAL COST 169.53

RECEIVED

MAY 12 1989

Department of Water Resources
Southern Region Office

COPY OF NOTICE

(Paste Here)

Notice of Applications (4)
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Four 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:

37-08492 ✓

O'BRIEN, GARRETT
P.O. BOX 8010
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: SWNE Sec 10 T 05N
R 17E; SENW Sec 10 T 05N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
RECREATION (.040 CFS)

Date Filed: 2/13/1989
In: T05N R17E S10 SWNE SENW
3.0 ACRES TOTAL

37-08494

DESERT HILLS NURSERY
C/O KENNETH ZAJAC
P.O. BOX 197

BELLEVUE, ID 83313
Source: GROUNDWATER
Diversion Pt: SWSE Sec 22 T 01N
R 18E
Use: COMMERCIAL (.220 CFS)
DOMESTIC (.040 CFS)

Date Filed: 2/21/1989
In: T01N R18E S22 SWSE
37-08495

DAL SOGLIO WELL ASSOC.
C/O BERNICE D. L. SOGLIO
909 2ND ST.
RUPERT, ID 83350

7-8
7-8
7-8
Source: GROUNDWATER
Diversion Pt: NWNESW Sec 15 T
04N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)

Date Filed: 2/23/1989
In: T04N R17E S15 NESW
1.0 ACRES TOTAL

37-08496

IDAHO RANCH ESTATES
C/O CHARLES CORD, PRES.
P.O. BOX 252
SUN VALLEY, ID 83353

Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 3 T
02N R 18E
Use: COMMERCIAL (.200 CFS)
DOMESTIC (.200 CFS)
STOCKWATER (.030 CFS)

Date Filed: 4/17/1989
In: T02N R18E S03 SWSW
S04 SESE

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 MAY 22, 1989.

R. Keith Higginson, Director
Publish: Wood River Journal-
May 3 & 10, 1989.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1990
Department of Water Resources

A. GENERAL INFORMATION

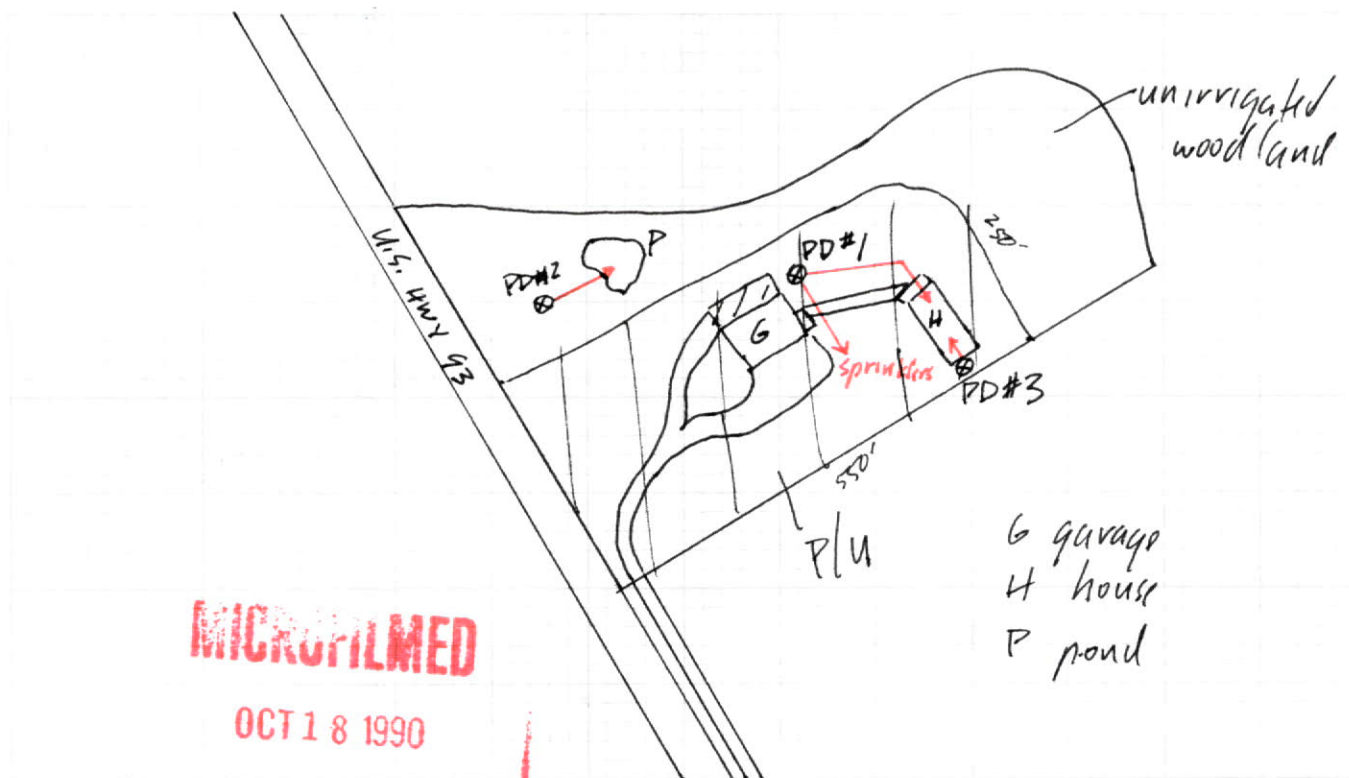
Permit No. 37-8492
1. Owner: Garrett O'Brian Phone No. 726-7888
Current Address: PO Box 8010 Ketchum, ID 83340
2. Accompanied by: Garrett EXAM. DATE: 7/23/90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: ground water tributary to _____

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

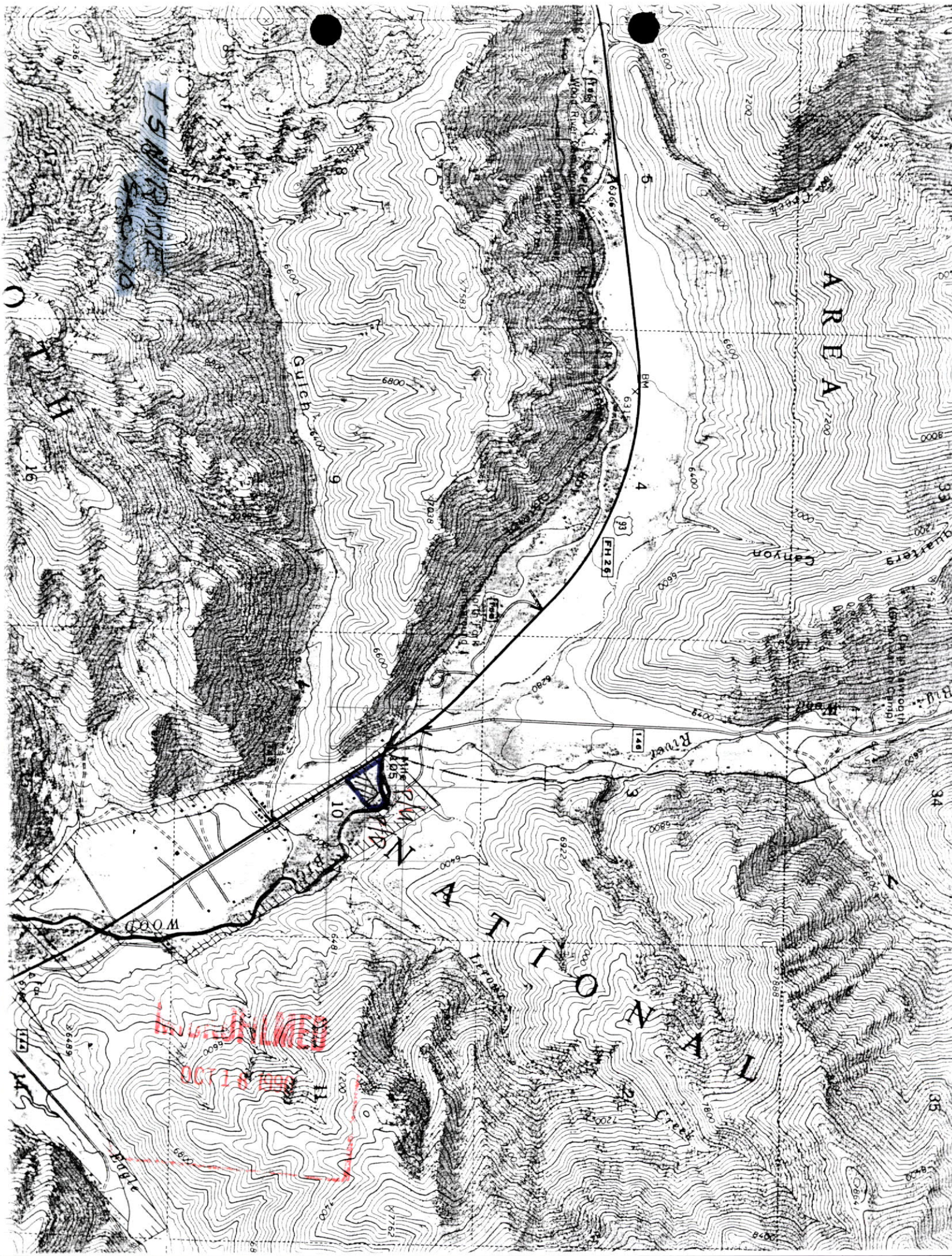
C. SYSTEM DESCRIPTION

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



Scale: 1" = 200' approx

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).





P/D #1 - main well for irrigation
and domestic uses



tanks, piping for well #1

06116 1990

FILMED



P/D#2 - pond supply

pond



inlet



tank/box for well #2

timer

MICROFILMED

OCT 18 1990



P/D #3 - back up, fire protection

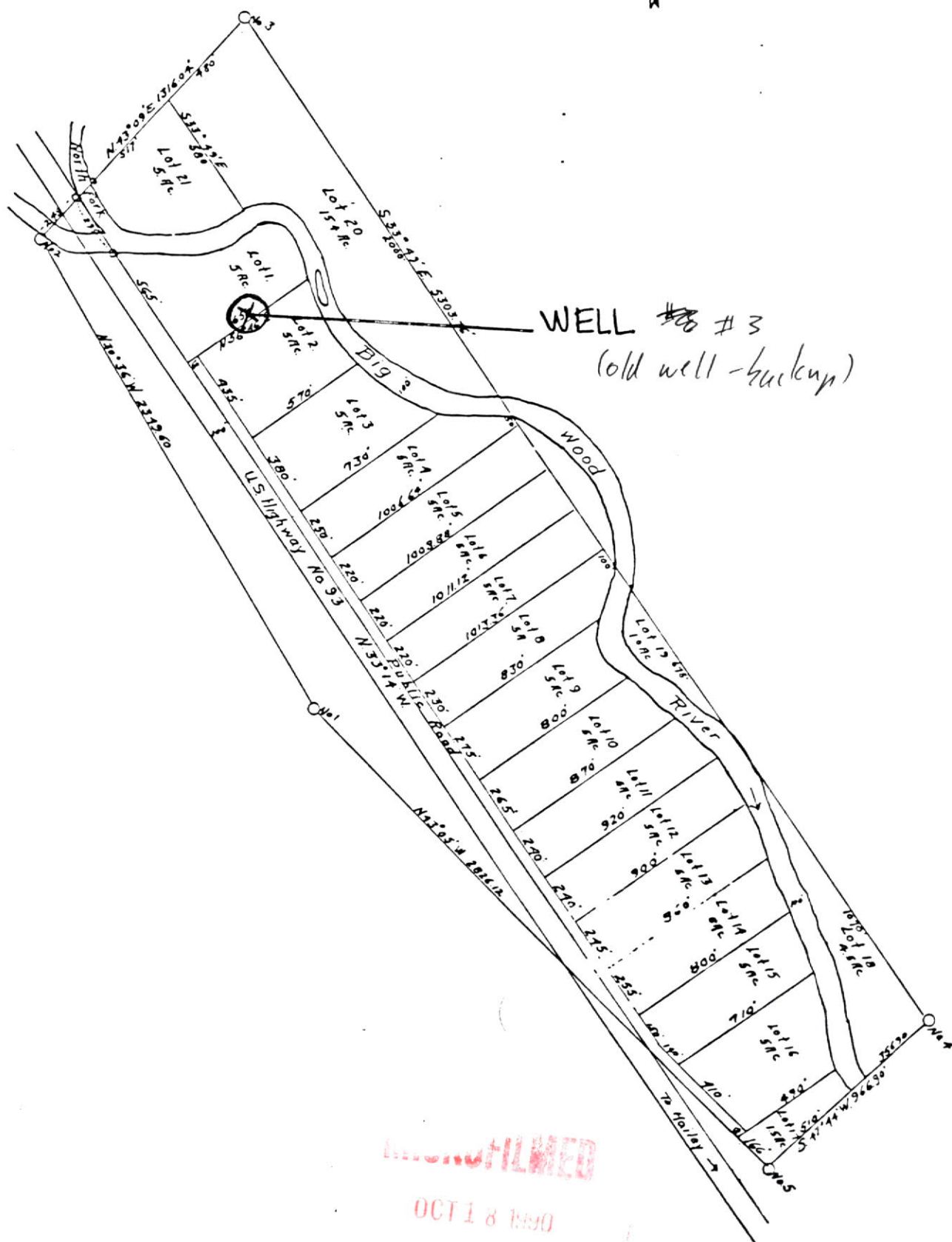


P/U - irrigation

MICROFILMED

OCT 18 1990

LAND TITLE GUARANTY COMPANY
TITLE INSURANCE - RECORDS
1000 N. 10th St., Suite 1000
Phoenix, Arizona 85004



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 37-08492

Priority: October 6, 1988

Maximum Diversion Rate: 0.17 CFS
Maximum Diversion Volume:¹ 23.7 AF

This is to certify, that GARRETT O BRIEN
P.O. BOX 8010
KETCHUM, ID 83340

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 6, 1988; and
has submitted Proof of Beneficial Use on December 7, 1989. An examination indicates
that the works have a diversion capacity of .270 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	0.09 CFS	9.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
RECREATION	01/01 to 12/31	0.04 CFS	14.1 AF
	Totals	0.17 CFS	23.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 10, Township 05N, Range 17E
SWNE , Sec. 10, 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	10	SWNE 1.5	SENE 1.5		3
Total number of acres irrigated:						3

PLACE OF USE: RECREATION

TWN RGE SEC

05N 17E 10 SENE

PLACE OF USE: DOMESTIC, same as IRRIGATION use

MICROFILMED

OCT 18 1990

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

WATER RIGHT NO. 37-08492

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.

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 10TH day of OCTOBER, 1990

Acting for R. Keith Higginson, Director

MICROFILMED

OCT 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08492

To appropriate the public waters of the State of Idaho

APPROVED
(OR) PACIFIC SPRINKLES, INC.
619/325-7888

1. Name of applicant GARRETT O'BRIEN, MD (208) 726-7888 Phone
Post office address P.O. Box 8010 KETCHUM, IDAHO 83341
2. Source of water supply GROUND WATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of NTV 1/4, Govt. Lot _____
Sec. 10 Township 5N Range 17E B.M. BLAINE County; additional
points of diversion if any: 2 wells in same 40 AC. 3 ac irr.
4. Water will be used for the following purposes:
SHOULD READ (SE 1/4 OF THE NW 1/4) AND (SW 1/4 OF THE NE 1/4) OF SEC 10
Amount .04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .09 for Irrigation purposes from 4-1 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for Aesthetic ^(Recreation) purposes from 1-1 to 12-31 (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) .17 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 8" Cased wells - 40' w/3hp pump and 60' w/7 1/2 hp pump - Sprinkler irrigation
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 _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
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 22 1984

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. D/1 house
- e. Other; describe fully. Asthetic - 1 small pond. Filled occasionally by well. Non-Consumptive

9. Description of place of use:

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

TWP	RANGE	SEC.	NE 1/4 = 160 ac				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	10																	3
* CORRECTED PER MR. DOUGLAS JONES' REQUEST																			
#1 5N	17E	10				D/163													3
#2 5N	17E	10							R										
#3 5N	17E	10				D/F													

#3 IS USED FOR DOMESTIC (SERVANTS QUARTERS BACK-UP AND FIRE PROTECTION (F)) - DRILLED PRIOR TO F63. Total number of acres to be irrigated 3

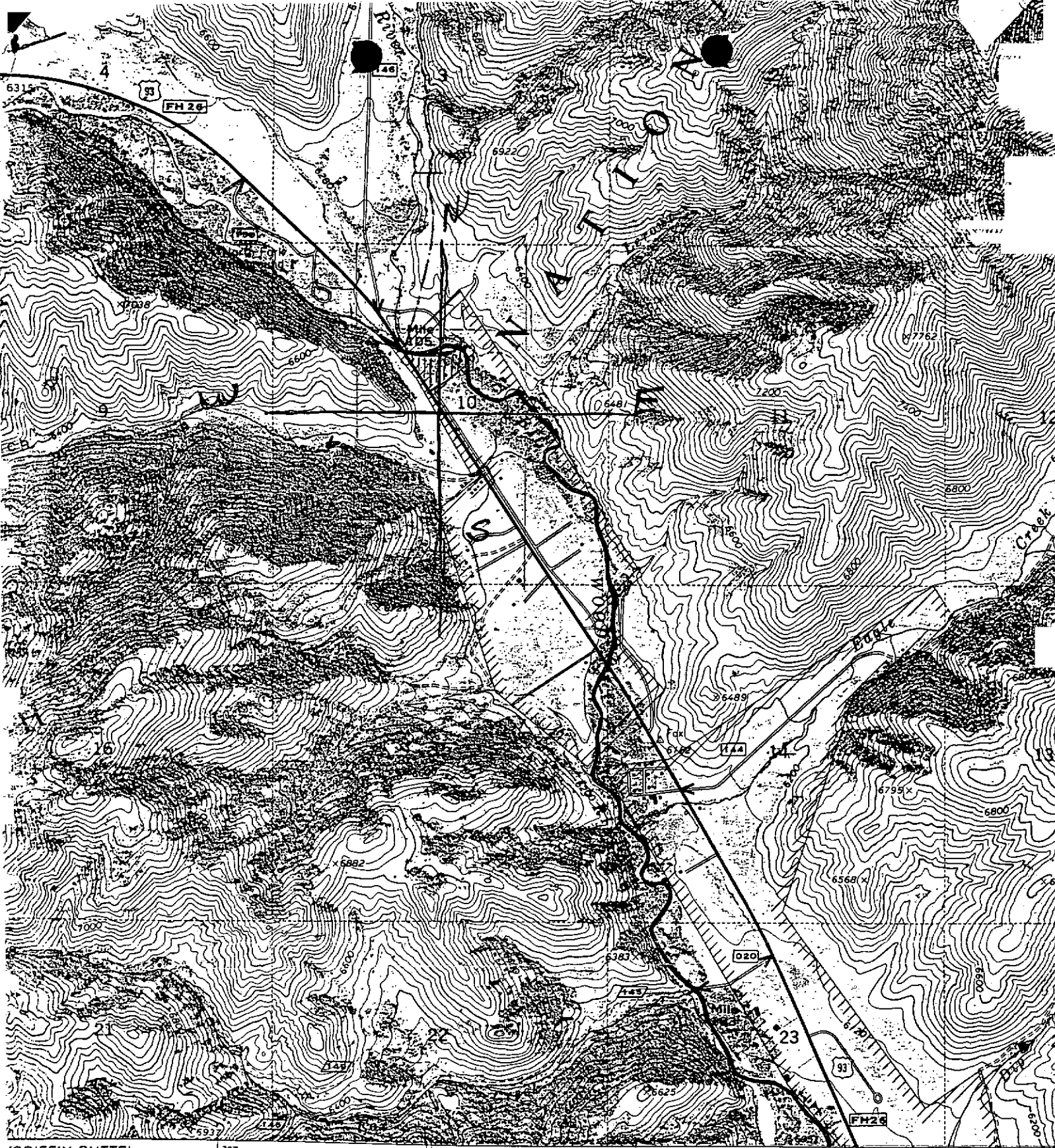
10. Describe any other water rights used for the same purposes as described above. None

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

12. Remarks: Applicant has two wells in same 40 ac

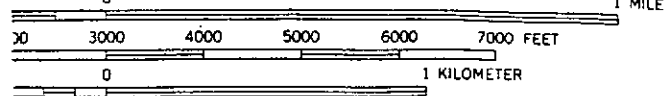
MICROFILMED

AUG 22 1989



(GRIFFIN BUTTE)
(189-2 I)

SCALE 1:24 000



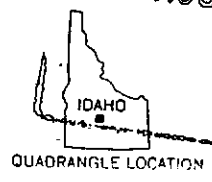
UR INTERVAL 40 FEET
M IS MEAN SEA LEVEL

TOWNSHIP AND SECTION LINE CLASSIFICATION

————— Surveyed, location reliable

MICROFILMED

AUG 22 1989



QUADRANGLE LOCATION

KETCHUM 5 MI.
HAILEY 17 MI. 11000m E

AMBER LAKES
SAWTOOTH NATIONAL F
SAWTOOTH NRA
KETCHUM RANGER DIS
(HAILEY 2 SW)
1974
214-3 I

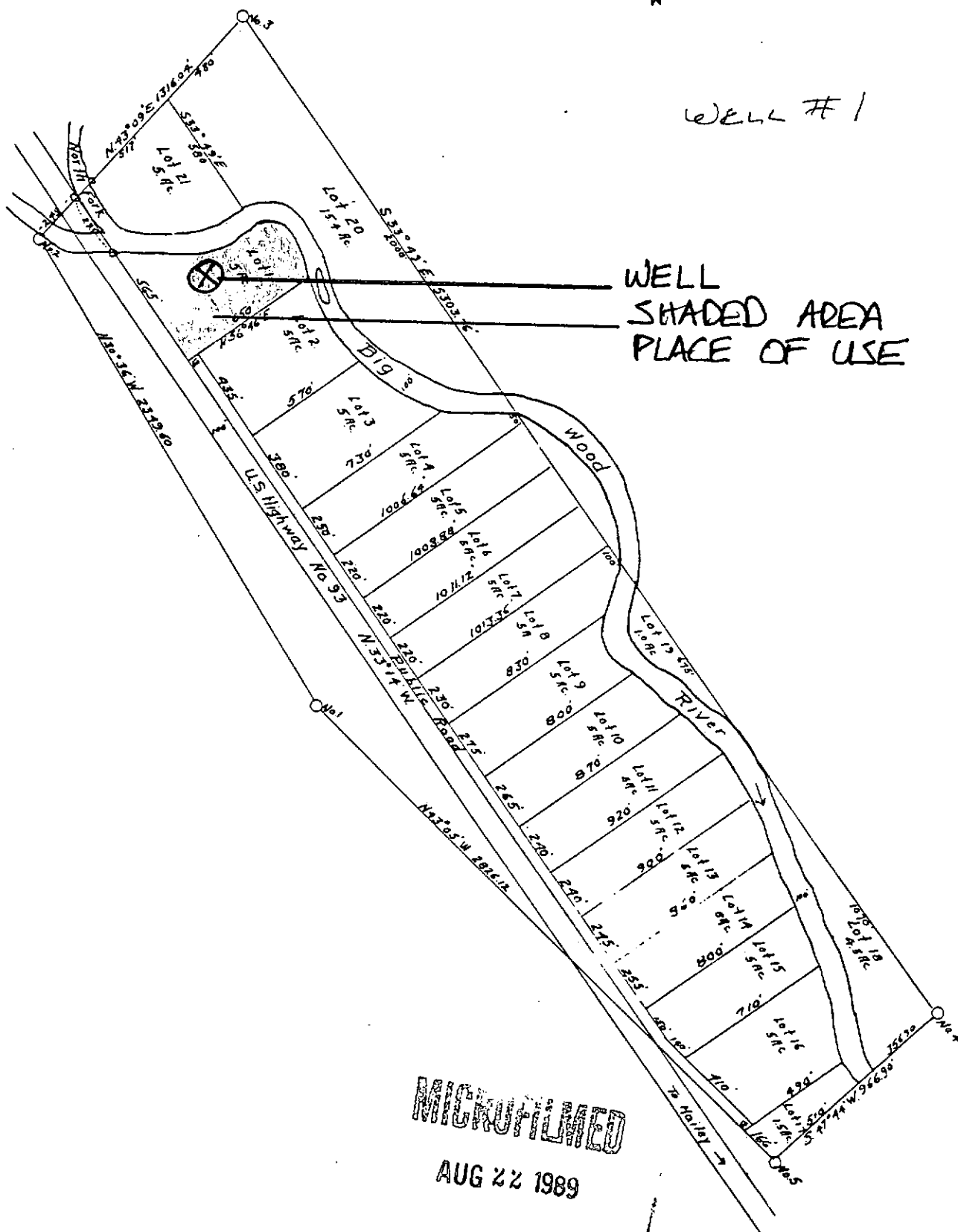
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LAND TITLE GUARANTY COMPANY
TITLE GUARANTY COMPANY
10000 10th Street, N.W.
Seattle, Wash. 98107



WELL #1

WELL
SHADED AREA
PLACE OF USE



RECORDED

AUG 22 1989

BARLOW SUBDIVISION

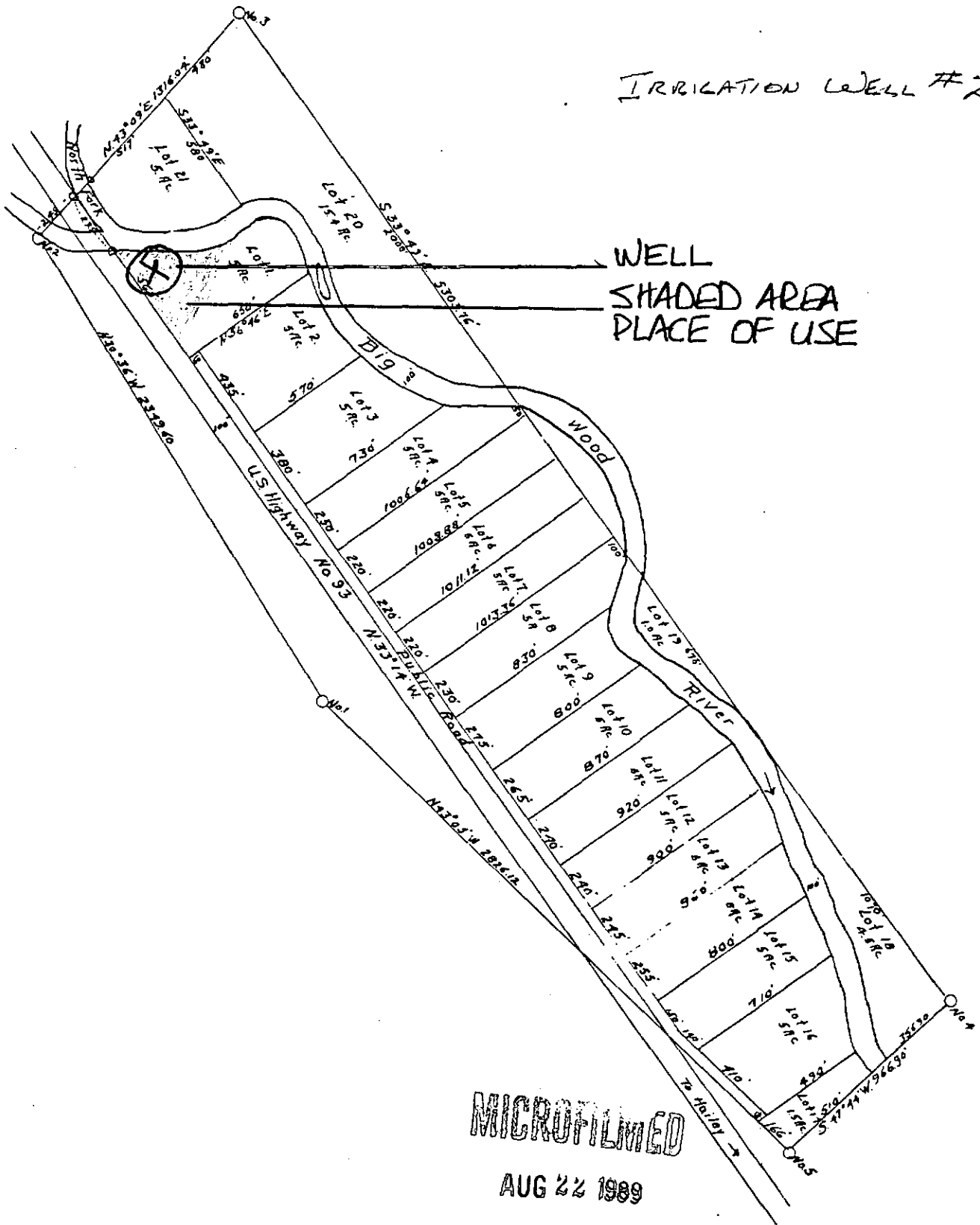
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LAND TITLE GUARANTY COMPANY
TITLE INSURANCE COMPANY
CHICAGO, ILL.



IRRIGATION WELL #2

WELL
SHADED AREA
PLACE OF USE



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

MICROFILMED

AUG 22 1989

MICROFILMED

AUG 22 1984

Scale: 2 inches equal 1 mile.

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

James O'Brien, MD

(Applicant)

Proposed Priority 10/6/88

Received by RW Date 10-6-88 Time 12:00 Preliminary check by DRJ

Fee \$ 30- Received by RW # C004312 Date 10-6-88

Publication prepared by MB Date 4-19-89 Published in Wood River Journal

Publication approved M. Baldwin Date 6/5/89

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. 37-8492, and said application is hereby APPROVED.

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 August 1, 19 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
Irrigation use under this permit is authorized only in connection with a domestic use.

Witness my hand this 13th day of July 1989.

J. Glen Saxton

MICROFILMED

AUG 22 1989

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

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 3rd day of May, 1989, and

the date of the last publication was on the 10th day of May, 1989.

Daniel J. Gorham
Subscribed and sworn to before me this 10th day of May, 1989.
(SEAL)

Roberta Braken

NOTARY PUBLIC

WOOD RIVER JOURNAL
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TOTAL COST 169.53

RECEIVED MICROFILMED
#6519

MAY 12 1989

AUG 22 1989

Department of Water Resources
Southern Region Office

COPY OF NOTICE

(Paste Here)

Notice of Applications (4)
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Four 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:

37-08492 ✓

O'BRIEN, GARRETT
P.O. BOX 8010
KETCHUM, ID 83340
Source: GROUNDWATER
Diversion Pt: SWNE Sec 10 T 05N
R 17E; SENW Sec 10 T 05N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
RECREATION (.040 CFS)

Date Filed: 2/13/1989
In: T05N R17E S10 SWNE SENW
3.0 ACRES TOTAL

37-08494

DESERT HILLS NURSERY
C/O KENNETH ZAJAC
P.O. BOX 197

BELLEVUE, ID 83313
Source: GROUNDWATER
Diversion Pt: SWSE Sec 22 T 01N
R 18E

Use: COMMERCIAL (.220 CFS)
DOMESTIC (.040 CFS)

Date Filed: 2/21/1989
In: T01N R18E S22 SWSE

37-08495

DAL SOGLIO WELL ASSOC.
C/O BERNICE D. L SOGLIO
909 2ND ST.

RUPERT, ID 83350

Source: GROUNDWATER
Diversion Pt: NWSE Sec 15 T
04N R 17E

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

Date Filed: 2/23/1989
In: T04N R17E S15 NESW
1.0 ACRES TOTAL

37-08496

IDAHO RANCH ESTATES
C/O CHARLES CORD, PRES.
P.O. BOX 252

SUN VALLEY, ID 83353

Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 3 T
02N R 18E

Use: COMMERCIAL (.200 CFS)
DOMESTIC (.200 CFS)
STOCKWATER (.030 CFS)

Date Filed: 4/17/1989
In: T02N R18E S03 SWSW
S04 SESE

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

GARRETT O BRIEN
P.O. BOX 8010
KETCHUM, ID 83340

October 10, 1990

RE: PERMIT NO. 37-08492

Dear Permit 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:sc

Enclosure

MICROFILMED

OCT 18 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 37-8492

Date: 2-21-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely
 Reinstated

Source of Water:

- ☐ Surface water
☒ Groundwater
NO 1. well log in file 1970
NA 2. drilling permit
NA 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:

- NO Is a measuring device or access port required?
 Has one been installed?
 Waiver or modification of measuring device requested

Remarks:

Very acceptable

Priority Calculation:

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

<u>NA</u>	
	-
	=
	+
	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

37-8492
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 TO (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 TO (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 Plutsky 8/3/90 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent J.S. 8/20/90 (Initial and date)

Exam Reviewed by Manager of Regional Office J.S. 8/24/90 (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)

DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE EXAMINATION

CHECKLIST

WATER RIGHT 37-8492

REVIEWER Jim Stanton

DATE 8-20-90

[EACH RULE MUST BE CHECKED]

SEE FOOTNOTE FOR SYMBOLS

RULE 5 EXAMINATION FOR BENEFICIAL USE;

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

RULE 6 MEASUREMENT TERMINOLOGY;

1,1. <u>✓</u>	1,2. <u>✓</u>	2. <u>✓</u>	3. <u>✓</u>
4. <u>✓</u>	5. <u>✓</u>		

RULE 7 DRAWINGS, MAP, AND SCHEMATIC DIAGRAM;

1,1. <u>✓</u>	1,2. <u>✓</u>	1,3. <u>✓</u>	1,4. <u>✓</u>
1,5. <u>✓</u>			

RULE 5,2. FIELD REPORT ACCEPTABILITY [STATE OFFICE REVIEW]

2,1. _____	2,2. _____	2,3. _____	2,4. _____
------------	------------	------------	------------

Reviewer _____

Date _____

N/A = NOT APPLICABLE

** = SEE ATTACHMENT NO. _____

* = SEE ITEM _____ IN BENEFICIAL USE RPT

*** = SEE REMARKS ATTACHED

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SEP 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

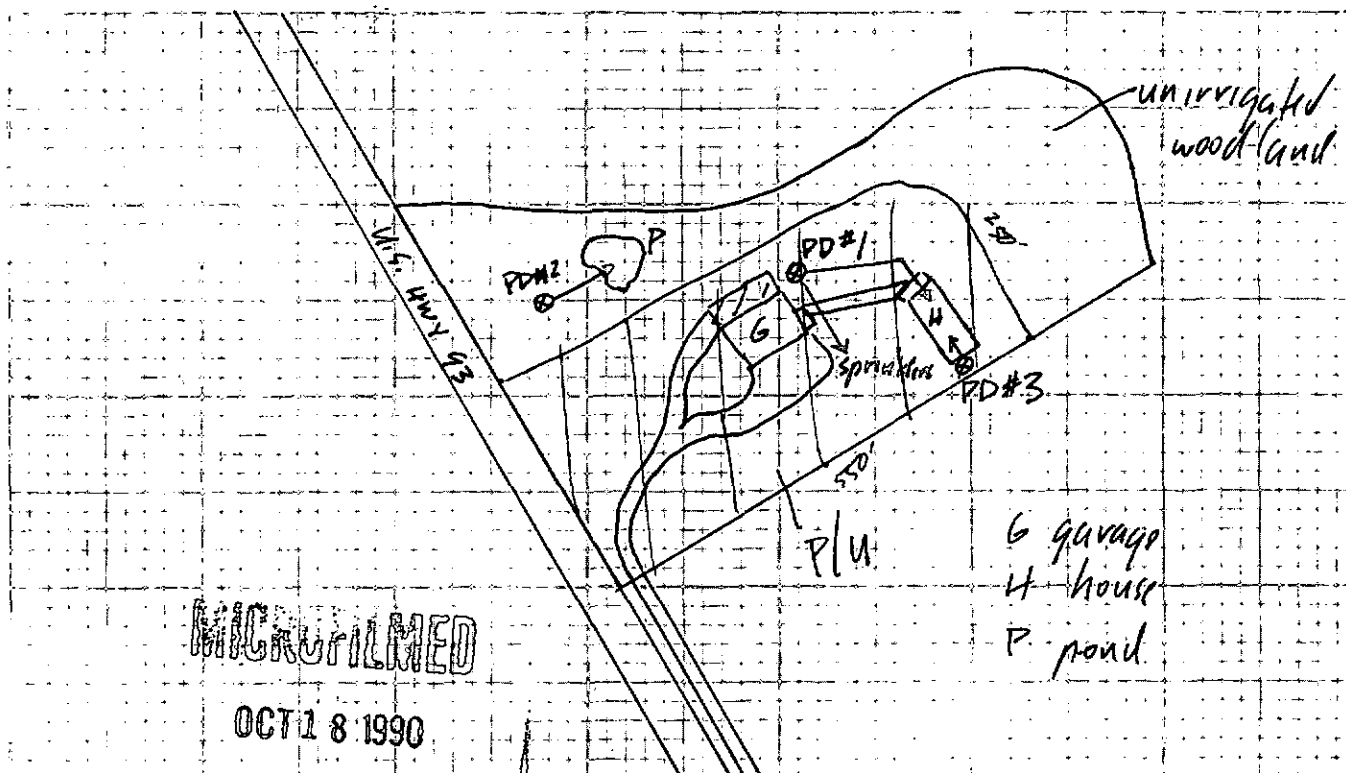
1. Owner: Garrett O'Brian Permit No. 37-8492
 Current Address: PO Box 8010 Ketchum, ID 83340 Phone No. 726-7888
 2. Accompanied by: Garrett EXAM. DATE: 7/23/90 ✓
 Address: _____ Phone No. _____
 Relationship to Permit Holder: _____
 3. Source: ground water tributary to _____

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



Scale: 1" = 200' approx

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).

System Description (continued)

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

3 submersible wells
 #1 main wells serving one house and irrigating 3 acres
 #2 fills pond for aesthetics; non consumptive use - water seeps into ground
 #3 back-up well; not used for fire protection; can supply domestic water in emergency; no irrigation.
 water level 12 ft in all.

☐ 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
#1	Sta-Rik	1 1/2	VIP4FDZ		
#2	Sta-Rik	1 1/2	VIP4FDZ-01		
#3	no info	1 1/2	no info		

*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
#1		NW	SW	NE	10	5N	17E	Blaine	Part A main well
#2		NE	SE	NW	10	5N	17E	Blaine	Part B well
#3		SW	SW	NE	10	5N	17E	Blaine	Part A backup well

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	
A)	5N	17E			1.5					1.5									3.0
					D					4									
B)	5N	17E								A									

A = aesthetics

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Do not use this space

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:

#1: 11 stations, Rainbird 15103; station w/ max dis - 8 hrs @ 25 psi = 2.6 gpm/h
 #2: no way to measure inlet into pond; pump stops on a timer for 20 hrs per day
 #3: .576 ft³ bucket fills in 10.0 sec (directly connected to pump)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

#1 $Q = 8 \text{ hrs} (2.6 \text{ gpm}) = 20.8 \text{ gpm} = .05 \text{ cfs}$ | #3 $Q = \frac{.576}{10} = .06 \text{ cfs}$
 2. Alternate Method for Checking Purposes:
 Theoretical for #2: $Q = \frac{1.5(8.8)(.7)}{812 + 2.3(20)} = .16 \text{ cfs}$

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.0 (3.0) = 9.0$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .05 (214) (1.9835) = 21.3$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 9.0 \text{ ac/ann}$

2. Volume Calculations for Other Uses:

domestic w/o lawn $V = .6 \text{ ac/ann}$
 aesthetic pond @ 20 hrs/day $.04 \text{ cfs}$

$V = .04 \frac{\text{ft}^3}{\text{sec}} \left(\frac{3600 \text{ s}}{\text{hr}} \right) \left(\frac{20 \text{ hr}}{\text{day}} \right) \left(\frac{365 \text{ days}}{\text{yr}} \right) \left(\frac{1 \text{ ac}}{43560 \text{ ft}^3} \right) = 24.7 \text{ ac/ann}$

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April 1 to Nov 1 = 214

H. REMARKS AND OVERLAP REVIEW ANALYSIS

~~with the 2nd and 3rd wells interconnected, but they are not~~

wells 1 & 2 ~~are~~ interconnected, but they are not connected w/ #3. Must be split into @ dom/irr.
 @ aesthetic

Average is total minus drive, house ≈ 3.0 ac.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
system A Domestic	1/1	12/31	~~0.04~~	.6
Irrigation	4/1	11/1	.05	9.0
system B Aesthetic/Recreation	1/1	12/31	.04	24.1
Totals:			~~0.09~~	33.7

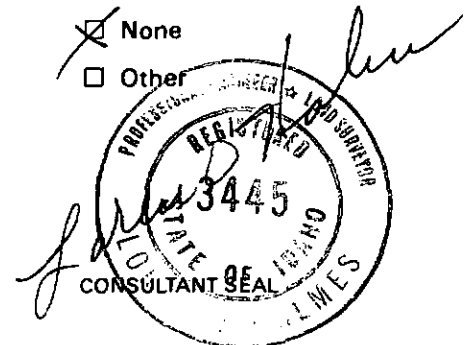
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Charles Brockway
 Signature [Signature]
 Certification Date 4/16/90
 Field Report Preparation Date 7/30/90

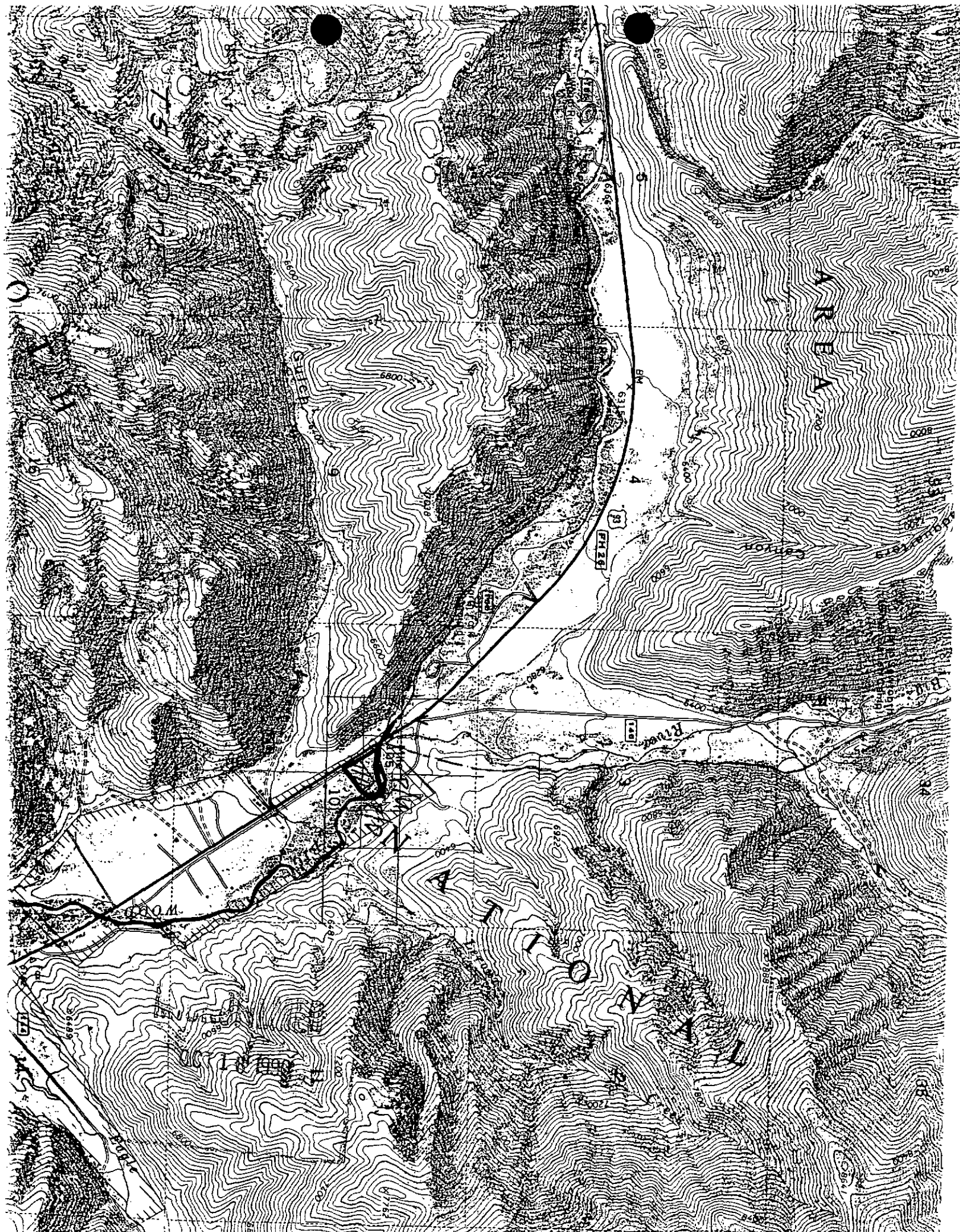


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

Reviewed by Jim Johnson 10-10-90

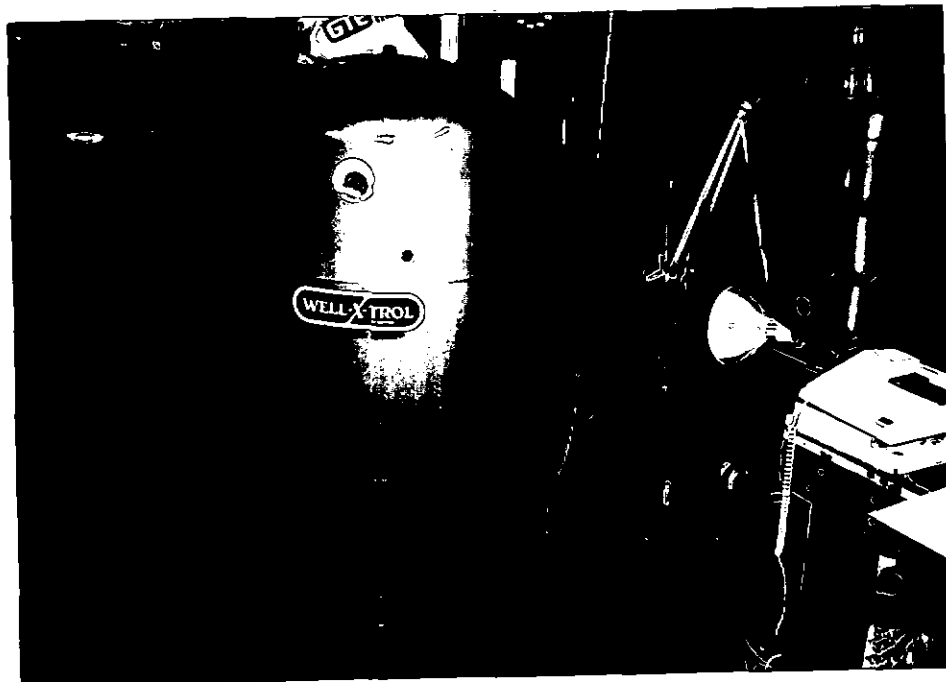
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P/D #1 - main well for irrigation
and domestic uses



tanks, piping for well #1

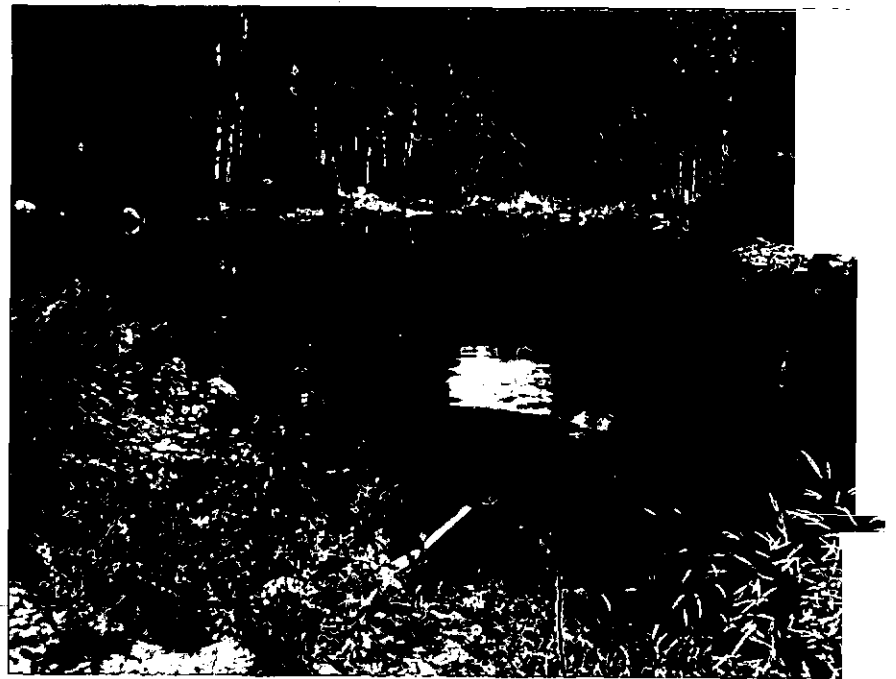
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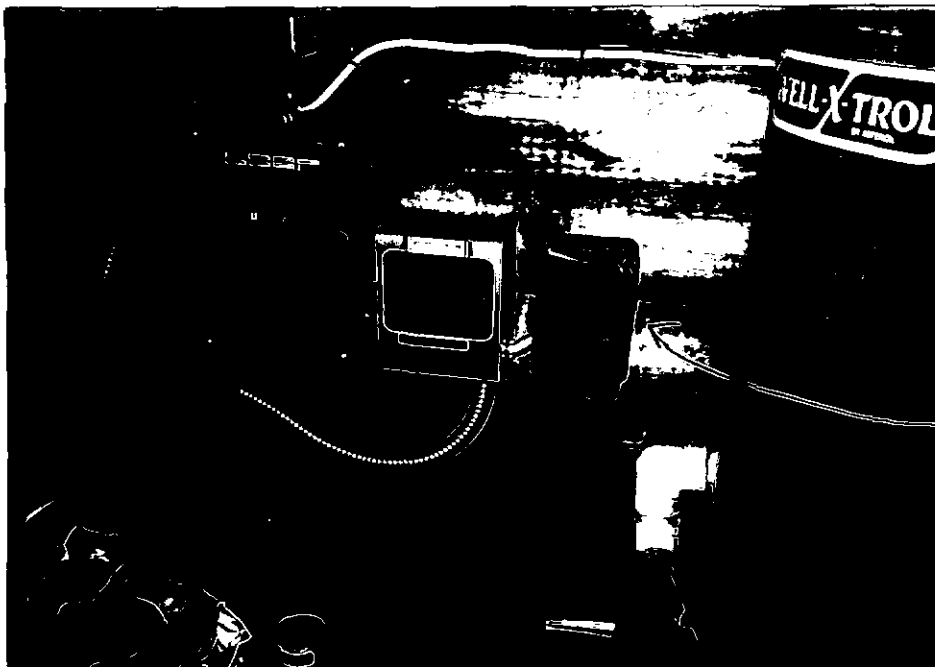


P/D#2 - pond supply

pond



inlet

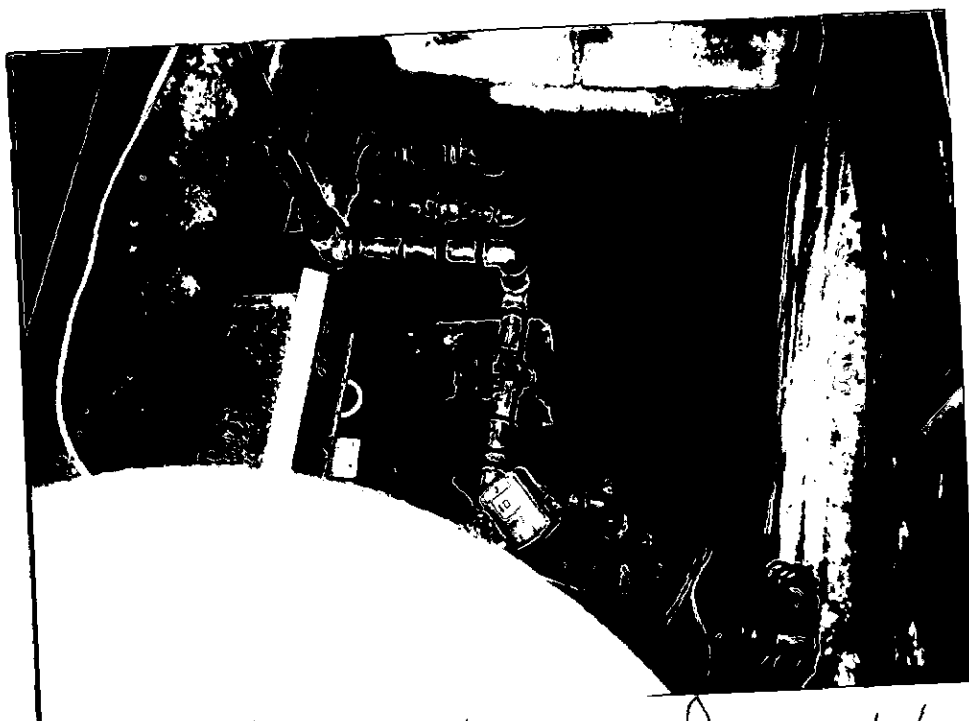


tank/box for well #2

timer

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P/D #3 - back up, fire protection



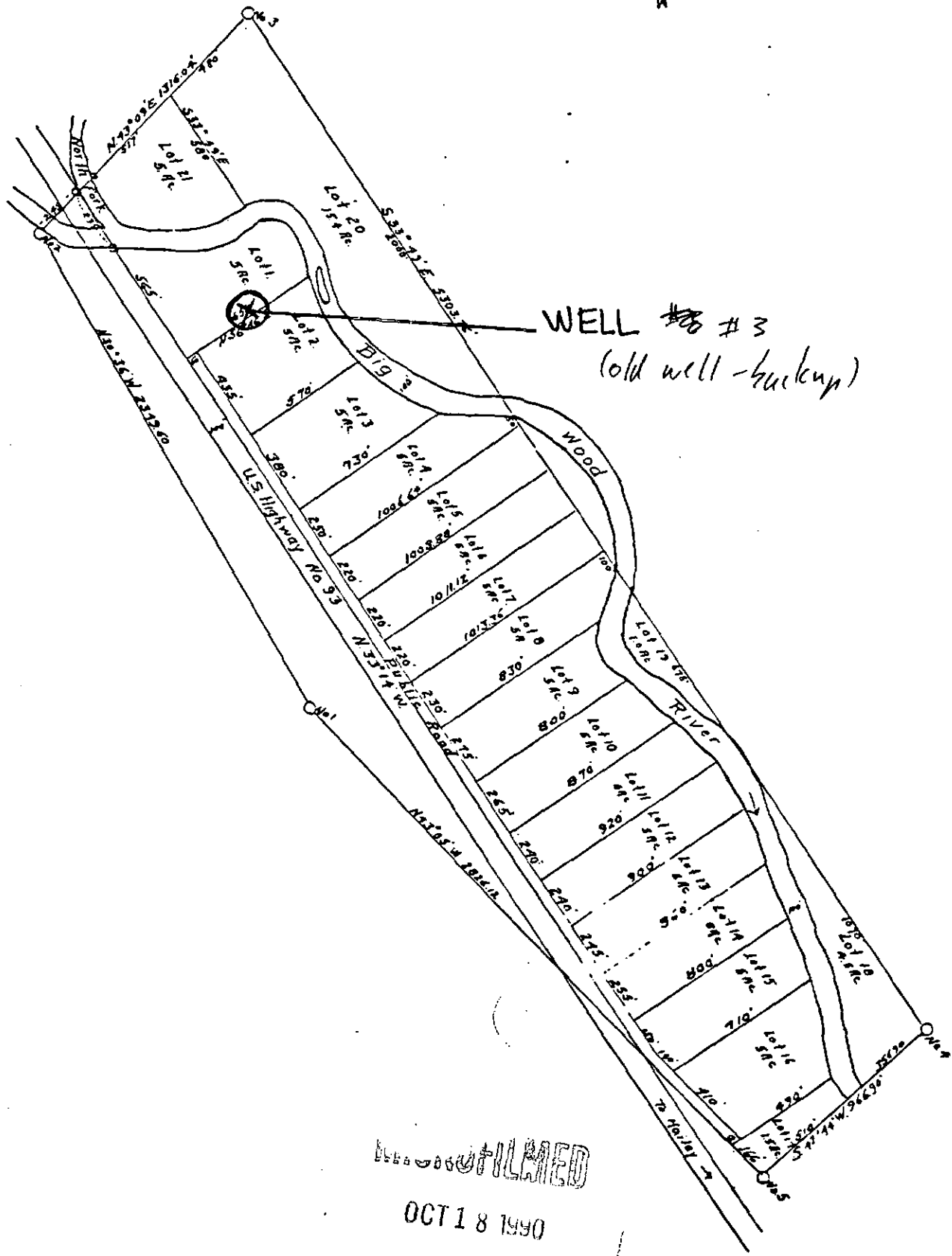
P/U - irrigation

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OCT 18 1990

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the Company assumes no liability for variation, if any, with another or re-survey.

LAND TITLE GUARANTEE COMPANY
 1000 ...
 ...



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OCT 18 1990

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

03/02/90 09:12:40
Page 1

NR0728NP
(OD-124)

Water Right Number - (37-08492)

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

Last Name -

First Name -

1 - P.O. BOX 8010

State- ID Zip- 83340

*** C - CURRENT OWNER ***
O BRIEN

City- KETCHUM
Phone - 208-726-7888

Priority Date - 10/06/1988

Source - GROUNDWATER

Point of Diversion -

TwN Rng Sec Tract Lot Rflg County
05N 17E 10 SW NE (13) BLAINE
05N 17E 10 SE NW (13) BLAINE

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040		
01 - IRRIGATION		04/01	11/01	0.090		
46 - RECREATION		01/01	12/31	0.040		

Total Div. Rate - 0.170
Total Div. Volume -
Total Div. Capacity -

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
05N	17E	10	SW NE		3.0		01 IRRIGATION	(13) BLAINE
05N	17E	10	SE NW				46 RECREATION	(13) BLAINE

Total Acres: 3.0

Diversion Means - WELLS, PUMPS, SPRINKLERS

Non-Irrigation Use -

Other Rights for Same Use -

Remarks - No Remarks found.

Conditions of Approval -
046 - Permit holder shall comply with the drilling permit requirements

NOT FILMED

OCT 18 1990

Page 2

Adj. flag translation: Standard Water Pitch Number

[illegible]

Conditions of Appr
(Condition continued from previous page)

of Section 42-235, Idaho Code.

041 - Irrigation use under this permit is authorized only in connection

- with a domestic use.

-	-	-	-	-	-
+	+	+	+	+	+
Decree Plaintiff					
-	-	-	-	-	-
+	+	+	+	+	+
Decree Defendant					
-	-	-	-	-	-
+	+	+	+	+	+
Decree					
-	-	-	-	-	-
+	+	+	+	+	+

+ - Decree Date - +
00/00/0000

+ - - Audit Fields -

```

+-----+-----+-----+-----+-----+-----+-----+-----+
|                                         Water Rights Dates and Flaps Area                                         |
+-----+-----+-----+-----+-----+-----+-----+-----+

```

Proof Due Date	- 08/01/1990	Field Exam Made	- 00/00/0000	Field Exam Fee	- R
Approved/Denied	- 07/13/1989	Protected Date	- 00/00/0000	Swan Falls	- C
Proof Made Date	- 12/07/1989	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	- C004312	Water District	-
Decensed Date	- 00/00/0000	Appl Received	- 10/06/1988	Transfer/Amended	-
Decree Date	- 00/00/0000				

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HR4001NP
(00-21)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFILME BY PLACE OF USE

REF ID: A66047

UNRECORDED

OCT 18 1990

DATE: 09/06/
PAGE: 15

15	SE	SE	04	37-07957	U.S. DEPT. OF AGR	11/27/1981	SPRING	
17	SM	SM	43	37-02690	U.S. DEPT. OF AGR	06/03/1963	NEWMAN CREEK	NUMBER
	NH	SE	01	37-04122	U.S. DEPT. OF AGR	06/01/1970	NEWMAN CREEK	
	SM	SE	43	37-04150	U.S. DEPT. OF AGR	06/01/1948	SPRING	
	SE	SE	04	37-07927	U.S. DEPT. OF AGR	07/23/1981	EAST FORK SPRING	
27	SE	SE	43	37-07986	U.S. DEPT. OF AGR	12/21/1981	GROUNDWATER	
17E 5	NH	SM	01,04,43	37-04006	GOVERN	03/25/1920	SPRING	
10	NE	SM	43	37-04029	GUSTAFSON	06/01/1967	GROUNDWATER	
	NE	NE	01,04,43	37-08114	GUINER	10/06/1988	GROUNDWATER	
	NH	NE	13.0	37-02708	GUINER	06/25/1965	OREGON GULCH	
	SM	NE	1.5	37-08519	GACHE	05/24/1989	GROUNDWATER	
	SM	NE	2.5	37-08475	CHRISTENSEN, TRUST	12/02/1988	GROUNDWATER	
	NH	NE	43,01		THE CHRISTENSEN, TRUST			
	NH	NE	43,01,46	37-08492	CHRISTENSEN, TRUST			
	NH	NE	43	37-04129	O BRIEN	10/06/1988	GROUNDWATER	
	SM	NH	01,43	37-02168	U.S. DEPT. OF AGR	06/01/1935	HEADQUARTERS SPRING	
	SE	NH	01,43	37-02168	BRINER	01/22/1910	OREGON CREEK	
	SE	NH	01,43	37-02168	BRINER	01/22/1910	OREGON CREEK	
	SE	NH	01,43	37-04230	WATSLURA	06/01/1955	GROUNDWATER	
	NH	NH	01,04,43	37-04329	WATSLURA	01/01/1958	GROUNDWATER	
	SE	NH	43,01,46	37-04992	YOUNG	10/06/1988	GROUNDWATER	
	NH	NH	01,43	37-02168	O BRIEN	01/22/1910	OREGON CREEK	
	NH	NH	01,43	37-02168	BRINER	01/22/1910	OREGON CREEK	
	SM	NH	01,43	37-02168	BRINER	01/22/1910	OREGON CREEK	
	SE	NH	01,43	37-02168	BRINER	01/22/1910	OREGON CREEK	
	SE	NH	01,43	37-02168	BRINER	01/22/1910	OREGON CREEK	
	SE	NH	01,43	37-08141	ADKINS	07/01/1983	GROUNDWATER	

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	D	STG	PRIORITY DATE	WATER SOURCE
05N	17E	10	NM SE		1.5	93.01	37-08519	GACHE	C	A	05/24/1989	GROUNDWATER
			NM SE		3.0	01	37-08372	HEWER	C	P	06/09/1988	GROUNDWATER
			NM SE		2.0	01.93	37-08141	ADKINS	C	P	07/01/1983	GROUNDWATER
			SM SE			01.04	37-04000	MARIN	C	S	06/01/1922	OREGON CULCH
			SM SE		2.0	01.93	37-08141	ADKINS	C	P	07/01/1983	GROUNDWATER
			SM SE		3.0	01	37-08416	CHARLES	C	P	10/12/1988	GROUNDWATER
			SE SE		2.0	01.93	37-08141	ADKINS	C	P	07/01/1983	GROUNDWATER
			SM SE		2.0	01.93	37-002764	GOODING	C	D	06/01/1885	BIG HOOD RIVER
			SM SE		4.0	01		CANDY	C			
			SM SE		01			CANDY	C			
			SM SE		01			NINSON	C	D	10/06/1902	EAGLE CREEK
			SM SE		01			BELL	C	S	04/01/1961	SPRING
			SM SE		01			MILLER	C	L	06/28/1974	GROUNDWATER
			SM SE		01.43		37-07871	BRACKETT	C	L	12/12/1980	GROUNDWATER
			SM SE		01.04.43		37-08327	UPDYKE	C	A	01/26/1988	GROUNDWATER
			SM SE		01		37-002766	GOODING	C	D	06/01/1885	BIG HOOD RIVER
			SM SE		01			CANDY	C			

February 23, 1990

GARRETT O BRIEN
P.O. BOX 8010
KETCHUM, ID 83340

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08492

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

RECORDED

MAR 12 1990

Mrs. Jack -

12-5-89

Please direct all correspondence
to my Palm Springs residence

July 1, 1990

NOT RECORDED

GARRETT O'BRIEN, M.D.

MAR 12 1990

Thank
You

END OF THE ROAD RANCH
P.O. BOX 8010
KETCHUM, ID 83340
(208) 726-7888

247 W. VEREDA DEL SUR
OLD LAS PALMAS
PALM SPRINGS, CA 92262
(619) 325-7888

RECEIVED

For Office Use Only
Amt. of Fee \$ 25.00
Date 12/7/89
Receipt No. 0013383
Received by C. WOLFE

DEC 7 1989

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.

Permit No. 37-8492 Telephone No. 726-7888Name(s) of Permit Holder(s): Garrett O'BrienPost Office Address: P. O. Box 8010, Ketchum, ID 83340Source of Water: g.w. - three wells as per Section 4 of application #1 prior to 1970 (DRIVER UNKNOWN)If ground water, well driller's name: X KEN SMITH / BEAUVUE, IDAHO Date drilled: X #2 1978 (K.S.)
X #3 1984 (I.S.)

Extent of Use:

Domestic 1 (No. of households)Irrigation 3 (No. of acres)

Stockwater _____ (No. and type of stock)

Other asetheticsTotal rate and/or volume for which proof is submitted 0.17 cfs _____ acre/feetShow date water was first diverted and beneficially used under this permit: X all wells existed & functional prior to my purchase of property and prior to application for this permit

One of the following may be a condition of approval of your permit:

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

OR

Flow Measurement Port: Required? Yes X No Installed? Yes NoFee Enclosed: \$ 25 (See License Examination Fee Schedule) (to be added w/overpayment)

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

X GARRETT O'BRIEN, M.D. (208) 726-7888
Name Telephone No.P.O. Box 8010 KETCHUM, IDAHO 83340
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MAR 12 1990

X December 5, 1989 X Garrett O'Brien, M.D.
Date Signature (and title if on behalf of a company or organization)

October 2, 1989

Garrett O'Brien, M.D.
P. O. Box 8010
Ketchum, ID 83340

Dear Dr. O'Brien:

Re: Permit No. 37-8492

In regards to our telephone conversation, I can assist you with the matter regarding the proof submittal for the above referenced permit.

Enclosed is a partially completed proof of beneficial use form. It reflects the information provided on the permit. Please review it, make any corrections/additions necessary, sign it and return it to this office. Upon receipt of the proof form, the department will convert the \$25 overpayment from receipt No. C004312 to the license exam fee account. It is my understanding that you will send a \$25 check. The overpayment plus the \$25 check will cover the \$50 beneficial use license exam fee.

Upon receipt of the proof of beneficial use form, the next step in the application/permit/license process is for the department to conduct a field inspection to determine the extent of beneficial use. Because the permit proposed the diversion of water for irrigation, the field inspection will not be conducted until the irrigation season. The field inspector will contact you to schedule a convenient time.

If you have any questions or concerns about this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

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
July 14, 1989

GARRETT O BRIEN
P.O. BOX 8010
KETCHUM, ID 83340

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

RE: PERMIT NO. 37-08492

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

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

MICROFILMED

AUG 22 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DRS DATE 12-28 APPLICATION NUMBER 37-08492

REQUIRED INFORMATION

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

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

JUN 21 1989

Department of Water Resources

PROCESSING

☒ Yes ☒ No 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, District _____
☐ Idaho Dept. of Fish & Game, Region _____ ☐ U.S. Forest Service, Forest _____
☐ 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 5/22/89
☐ 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^{PC}
☐ Yes ☒ No Special conditions of approval or cover letter below.

☐ See below for additional information
Date of priority recommended 10/6/88
By Larry O. Halmer Date 6/12/89

STATE OFFICE REVIEW

P05, P23, P110 46 41

☐ See below for additional information
By KW Date 7/11/89

ADDITIONAL INFORMATION

App. in TRUST area - DCMI

20-Apr-1989

Garrett O'Brien, M. D.
P.O. Box 8010
Ketchum, ID 83340

Re: Application for Permit No. 37-08492

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 5/3 & 5/10/89. 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,

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

DJ:MB

MICROFILMED

AUG 22 1989

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

APRIL 19, 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 MAY 22, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

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:

MICROFILMED
AUG 22 1989

37-08492

O'BRIEN, GARRETT
P.O. BOX 8010
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: SWNE Sec 10 T 05N R 17E
 SENW Sec 10 T 05N R 17E

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

Date Filed: 2/13/1989

In: T05N R17E S10 SWNE SENW

3.0 ACRES TOTAL

RECORDED

AUG 22 1989

**Four 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:

37-08492

O'BRIEN, GARRETT
P.O. BOX 8010
KETCHUM, ID 83340
Source: GROUNDWATER
Diversion Pt: SWNE Sec 10 T 05N
R 17E; SENW Sec 10 T 05N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.090 CFS)
RECREATION (.040 CFS)
Date Filed: 2/13/1989
In: T05N R17E S10 SWNE SENW
3.0 ACRES TOTAL

37-08494

DESERT HILLS NURSERY
C/O KENNETH ZAJAC
P.O. BOX 197
BELLEVUE, ID 83313
Source: GROUNDWATER
Diversion Pt: SWSE Sec 22 T 01N
R 18E
Use: COMMERCIAL (.220 CFS)
DOMESTIC (.040 CFS)
Date Filed: 2/21/1989
In: T01N R18E S22 SWSE

37-08495

DAL SOGLIO WELL ASSOC.
C/O BERNICE DAL SOGLIO
909 2ND ST.
RUPERT, ID 83350
Source: GROUNDWATER
Diversion Pt: NWNESW Sec 15 T
04N R 17E
Use: DOMESTIC (.040 CFS)
IRRIGATION (.030 CFS)
Date Filed: 2/23/1989
In: T04N R17E S15 NESW
1.0 ACRES TOTAL

37-08496

IDAHO RANCH ESTATES
C/O CHARLES CORD, PRES.
P.O. BOX 252
SUN VALLEY, ID 83353
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 3 T
02N R 18E
Use: COMMERCIAL (.200 CFS)
DOMESTIC (.200 CFS)
STOCKWATER (.030 CFS)
Date Filed: 4/17/1989
In: T02N R18E S03 SWSW
S04 SESE

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 MAY 22, 1989.

R. Keith Higginson, Director
Publish: Wood River Journal-
May 3 & 10, 1989.

RECEIVED

MAY 1 1989

Department of Water Resources
Southern Region Office

OK
JRP

MICROFILMED
AUG 22 1989

DOUGLAS JONES, E.I.T.
SOUTHERN REGION
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED FEBRUARY 8, 1989
FEB 13 1989

Department of Water Resources
Southern Region Office

DEAR MR. JONES:

IN REFERENCE TO YOUR CORRESPONDENCE, I AGREE THAT THE WELLS, IN FACT, LIE IN THE SE 1/4 OF THE NW 1/4 AND THE SW 1/4 OF THE NE 1/4. I HAVE MADE THE CORRECTIONS IN PENCIL ON SECTION #9. (IN CASE OF ERROR.) I HAD THE ORIGINAL PAPERS DONE BY AN ATTORNEY SPECIALIZING IN WATER RIGHTS IN KETCHUM. I THEN SPENT MOST OF THE DAY (10-6-88) IN YOUR FIELD OFFICE IN HAILEY, WHERE THE ERROR WAS OBVIOUSLY COMPOUNDED. I HOPE THE APPLICATION IS NOW CORRECT AND THAT MY PRIORITY DATE IS NOT IN JEOPARDY.

I ALSO RECEIVED A RECEIPT (NO. C004312) FOR \$55.00 FROM RITA FLECK OF YOUR OFFICE IN BOISE WHEREIN SHE ASSIGNED \$30.00 FOR THE FILING FEE BUT SAID THE \$25.00 ADJUDICATION FEE WOULD BE REFUNDED TO ME. I HAVE, TO DATE, NOT RECEIVED THAT FEE. AS MY BANK CLEARED THE CHECK (FOR \$55), COULD I REQUEST THAT YOU NOT RETURN THE \$25.00, BUT INSTEAD APPLY IT TO THE ADJUDICATION CLAIM FEE IF, IN FACT, I HAVE NOW PROPERLY CORRECTED THOSE ERRORS WHICH YOU FOUND.

I HAVE BEEN TRAVELLING, AND, JUST THIS WEEK, SAW YOUR CORRESPONDENCE.

IF ANYTHING FURTHER IS NEEDED, PLEASE LET ME KNOW AS SOON AS POSSIBLE, AT THE ADDRESS BELOW,

VERY TRULY YOURS,

AUG 22 1989

Ernest Brown, MD

247 W. VEREDA SUR
PALM SPRINGS, CA 92262

TEL (619) 325-7888

37-08492



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

RECEIVED

CECIL D. ANDRUS
Governor

FEB 13 1989

R. KEITH HIGGINSON
Director

Garrett O'Brien, MD
PO Box 8010
Ketchum, ID 83340

Department of Water Resources
Southern Region Office

29-Dec-1988
26-Jan-1989

2nd NOTICE

Dr. O'Brien,

During preliminary review of the application for permit you submitted with the Department, receipt #C004312, I noticed some discrepancy between where you indicate the land to be and where we think the land to be. I have included a topographic map of the area with the enclosed application to assist in resolving this problem. Because of the significant nature of these problems I am not allowed to edit the application, but can provide information to the applicant. There may be one or two annotations I have made to the information you have provided and these would be initialed by me on the application. You are entitled to disagree with my conclusions and not make any changes to the application, I am merely asking for clarification of the information provided.

The first problem is in Item 3 where you indicate the wells are located in the NE 1/4 of the NW 1/4 of Sec 10. I have shaded an area on the included map which may represent the position of the land in relation to the river as shown on the plat you provided. This area seems to show the land to be located in the SE 1/4 of the NW 1/4, and in the SW 1/4 of the NE 1/4 of Sec 10.

The second problem lies in Item 9 where you did not indicate the place of use or the type of use in the appropriate box(es). Irrigation should be indicated with the number of acres in each 40 acre box where it actually lies. The aesthetic pond is considered to be a recreational use and the letter "R" should be put in the appropriate box. Domestic use is indicated in this section with the letter "D", also in the appropriate box. More than one symbol may be entered in any box.

I have retained a copy of the application as you submitted it in case this copy is lost in transit. Because there was no response to the first letter that was sent (copy enclosed) there is now the possibility that the original priority may be jeopardized. The State Office may adjust the priority date to the date that the application is received back in this office in completed form. The form would be considered complete when Item 9 is filled out, whether other changes are made or not.

If you have any questions please contact me.

MICROFILMED

Sincerely,

AUG 22 1989

Douglas Jones

Douglas Jones E.I.T.
Southern Region

P.S. Please return the original, signed application sent to you on 12/29/88 or sign this copy before returning it.

37-08492



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

December 21, 1988

RECEIVED

FFB 13 1989

Parallax Group
c/o Garrett O'Brien
P. O. Box 8010
Ketchum, ID 83340

Department of Water Resources
Southern Region Office

Gentlemen:

Re: Application for Permit

Enclosed is your receipt No. C004312 in the amount of \$55.

The above referenced application and check came to this office along with an adjudication claim. The application for permit was found to be in good order and ready to be receipted. The \$30 filing fee was receipted and the application has been returned to the region for processing.

The adjudication claim was found to have some errors. It will be returned to you by the adjudication staff for clarification. The \$25 filing fee was not receipted and will be refunded to you under separate cover.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: Acct. Sec.
Adjud. Sec.

MICROFILMED

AUG 22 1989

37-08492

3/79

IDENT. NO. 37-08492

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

-M-B

4-19-89

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