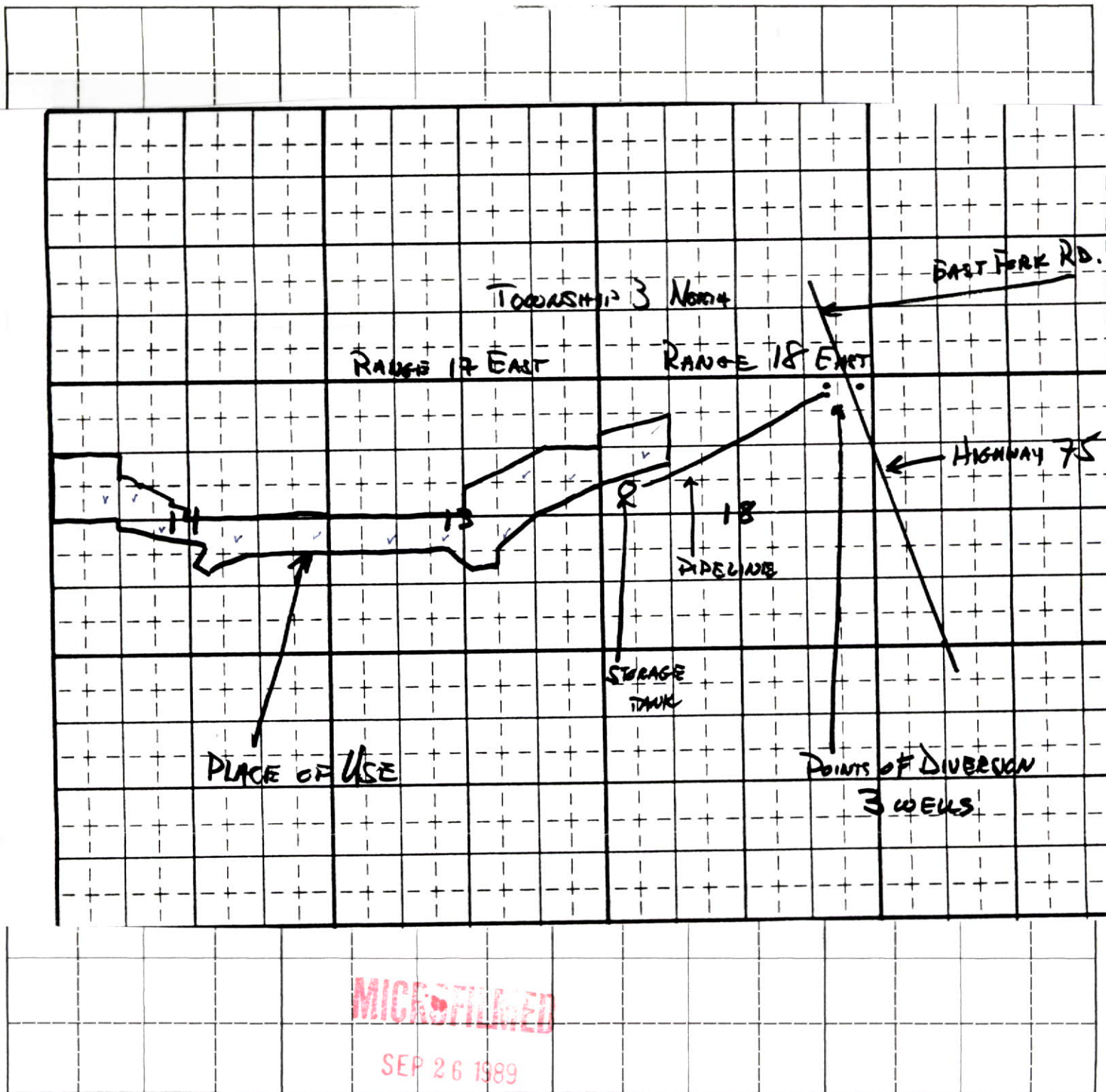


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

Greenhorn Owners Association, Inc.

William A. Lowe

(Applicant)

William Lowe, President

GREENHORN

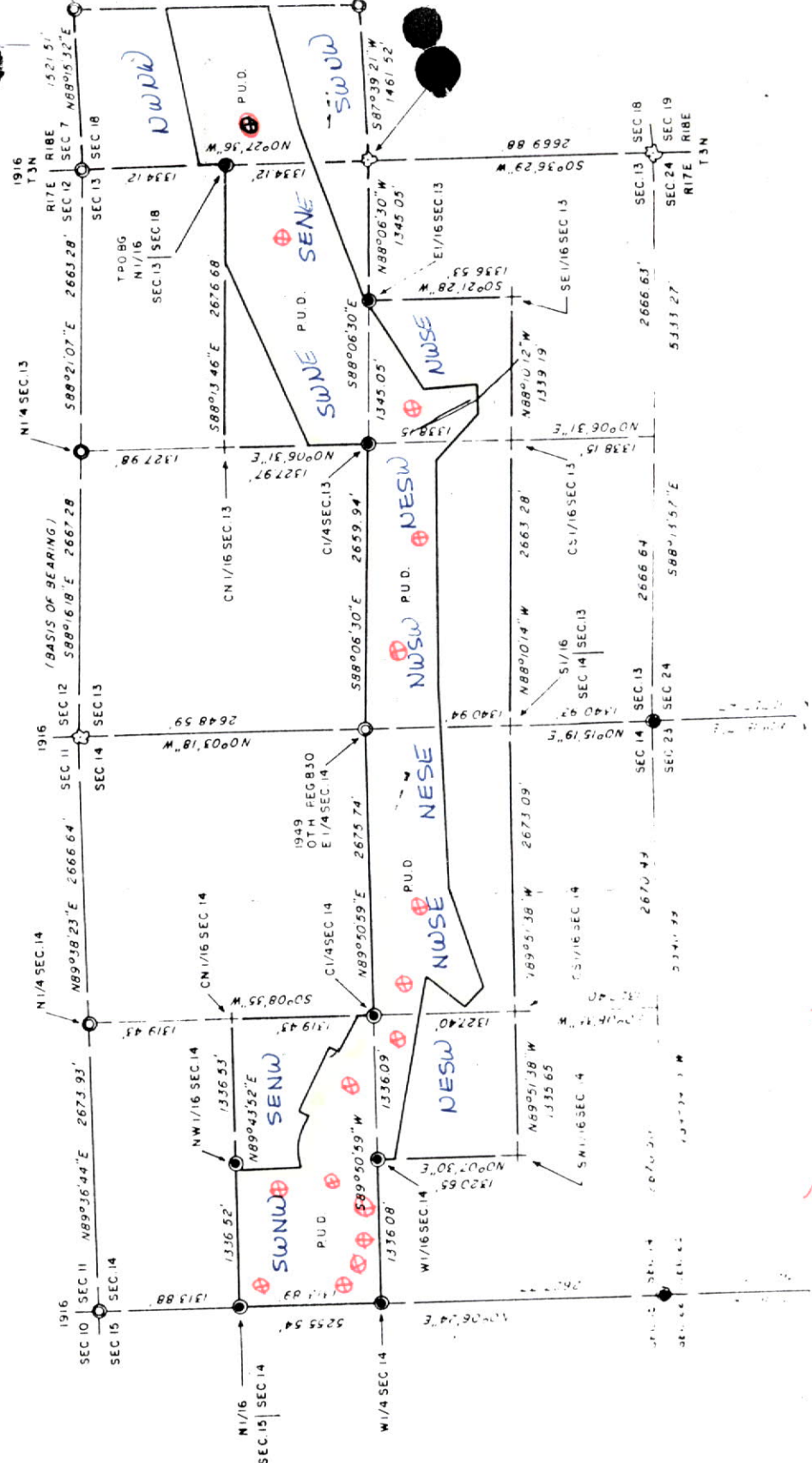
A PLAT

SUBDIVISION PLAT

SECS. 13 & 14, T3N, R17E, AND SEC. 18, T3N, R18

BLAINE COUNTY, IDAHO

SEPTEMBER 1980



⊕ DENOTES HOMES

RECORDED

APR 23 1990

FEB 23 1985

PERMIT 37-08464 INIT
T. R. S. Q/Q
P/D 3N 18E 18 WENE
SCALE _____
PHOTO ID. X74

Buried Pipe

Storage Tanks

515 S14

3N, 17E

514 S13

37-8464

3N, 18E

Place of Use map

Green = P/U boundary

Black = Greenhorn Creek

Blue = Greenhorn Gulch Road

SW NW
13 acres

SE NW
3 acres

NWSE

SW NE
3 acres

SE NE
6 acres

SW NW
3 acres

SE NW
3 acres

SW NE
3 acres

SE NE
3 acres

SW NW
3 acres

NESW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 31 1995
Department of Water Resources

A. GENERAL INFORMATION

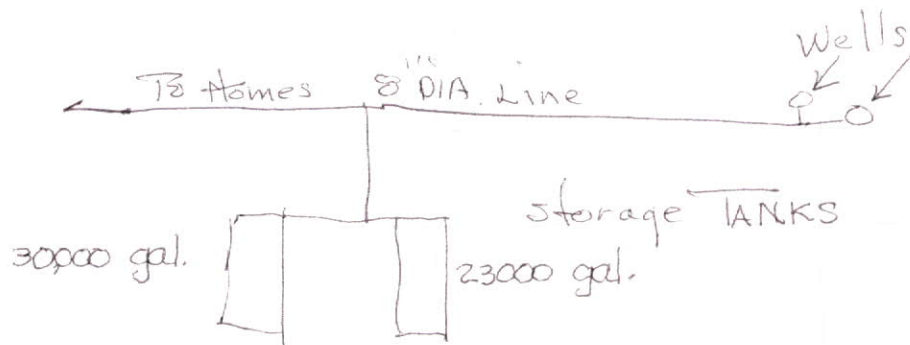
1. Owner: Greenhorn Owners Assn. Inc. Permit No. 37-08464
Current Address: P.O. Box 987, Ketchum, Idaho Phone No. 83340
2. Accompanied by: _____ EXAM. DATE: 7/26/90
Address: _____ Phone No. 226-4421
Relationship to Permit Holder: William B. Lowe.
3. Source: groundwater tributary to ✓

B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-7935 ☐ Copies Attached
2. Other water rights with same point of diversion: 37-7935 ☐ 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" = _____

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).

MICROFILMED
APR 23 1990

STORAGE
UNDERGROUND

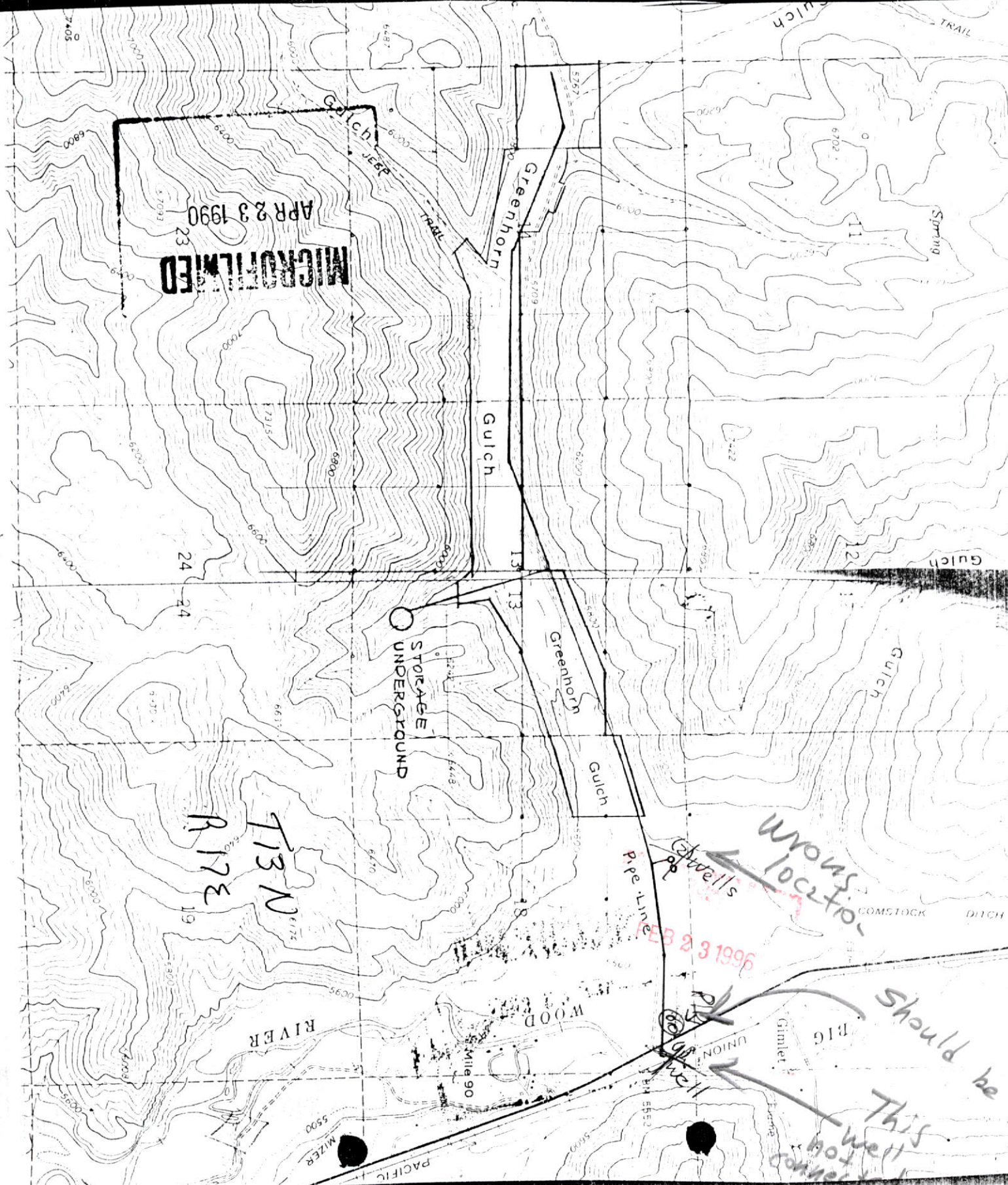
T13N
R17E

Feb 23 1996

Wrong location

should be

This



NAPP 8/8/87

31-08464

31-07935

PDS (two wells)
in this area

31-07935



WALKER WATER SYSTEMS, INC.

624 Pierce Street • Twin Falls, Idaho 83301 •
Area Code 208 • 733-4744

November 29, 1982

To whom it may concern:

We have drilled two water wells, as designed, for domestic residential service to the Greenhorn Subdivision. These wells were pumped for eight hours each and produced 289 and 275 gallons per minute of sand free water. Each well was completed with a ten foot stainless steel well screen.

We also installed the pumps, delivery manifold, piping and control valves for this system, with the majority of the installed equipment supplied by Wendum Supply Company.

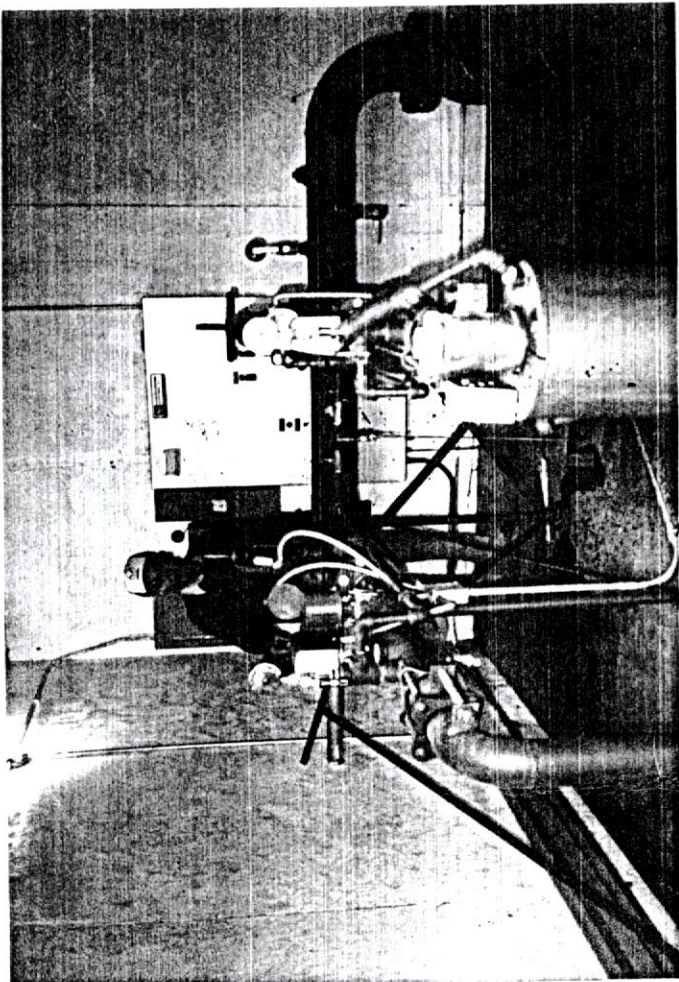
In our opinion this system meets or exceeds what would be suitable for a water system for this purpose.

We have been paid in full for the work accomplished and would expect no more additional service than would be normal during the initial operating period for such a system.

Eugene W. Walker

EUGENE W. WALKER
President,
Walker Water Systems, Inc.

FEB 23 1986



Inside Well house #2 ↑ Well

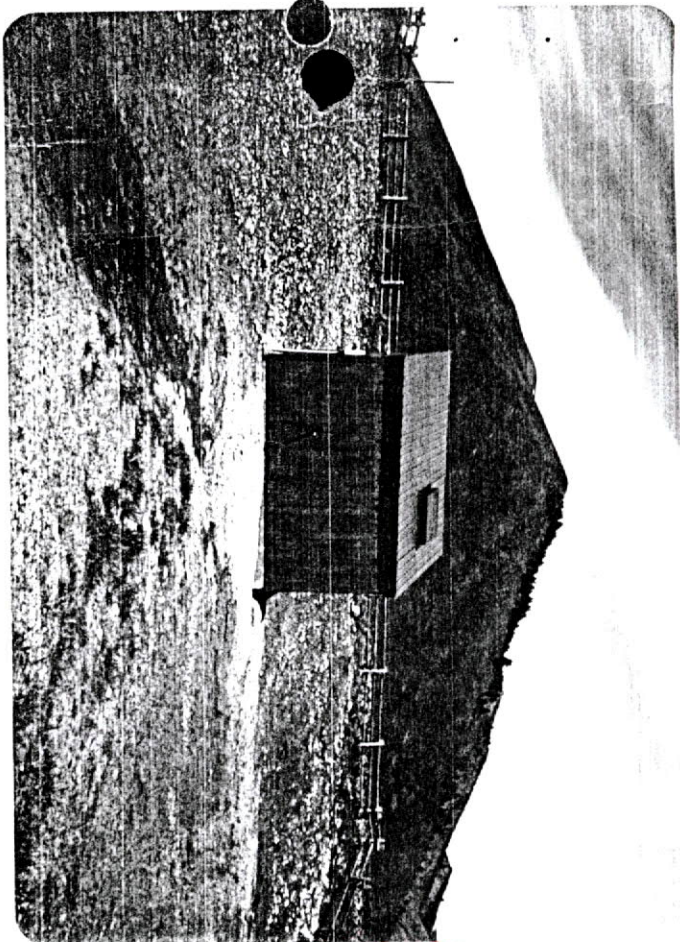
Inlet of #1 Well

FEB 23 1996

RECORDED

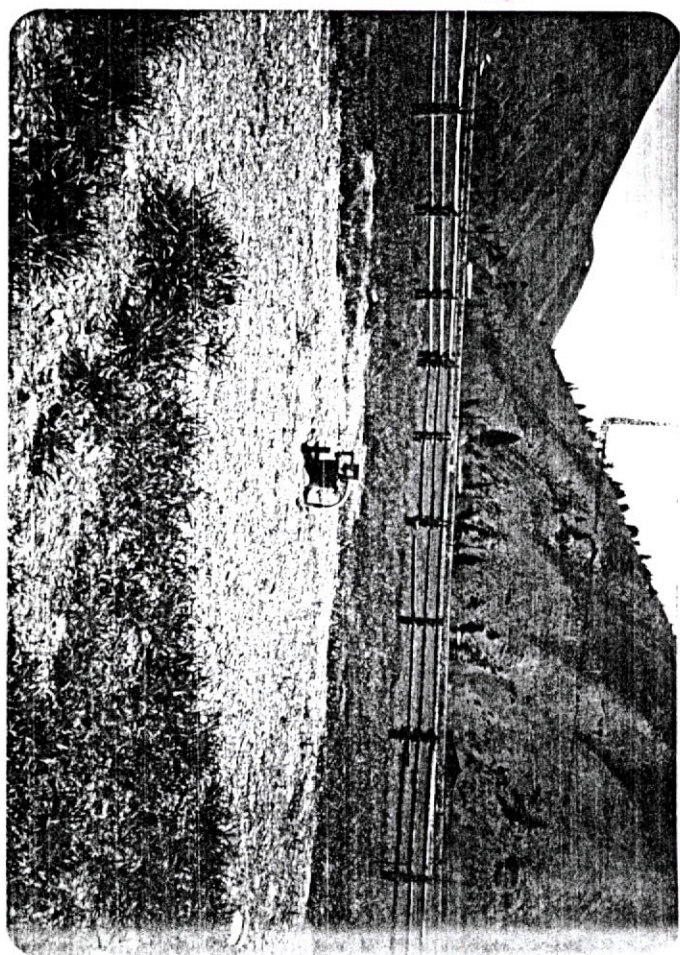
APR 23 1990

WELL HOUSE

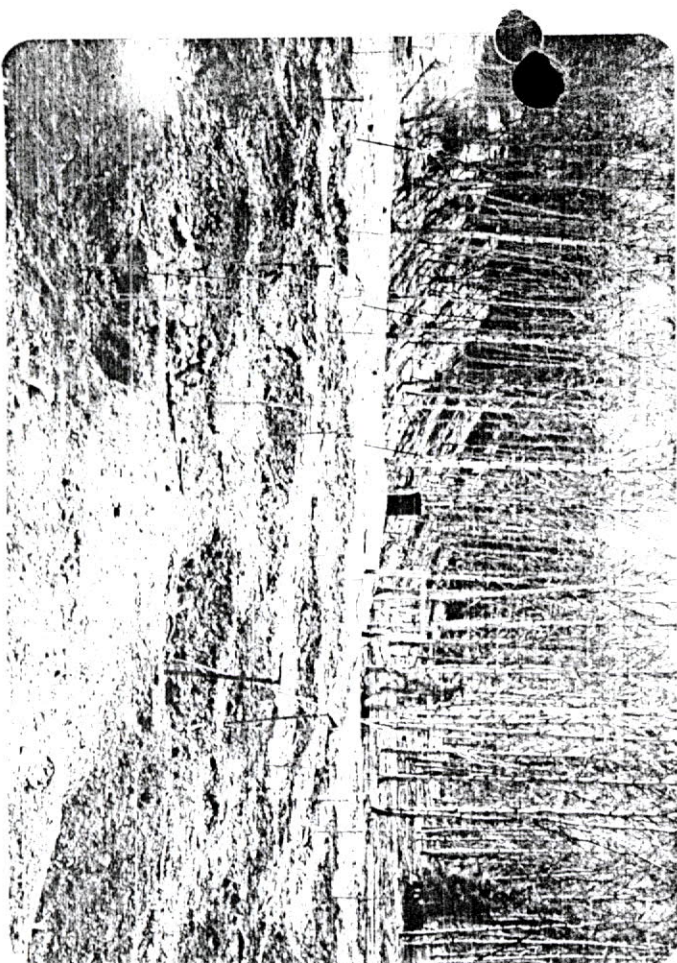


FEB 23 1906

WELL



BURIED STORAGE TANK



37-8464

6/4/93
M.S



#1
P/D outside
building



#2.
Well house that
contains 2nd P/D

RECEIVED
FEB 23 1996

37-8464

6/4/93
M.S.



#3

View looking East
down Greenhorn
Gulch



#4

View looking East
down Greenhorn
Gulch from side
of road.

RECEIVED
FEB 23 1995

37-8464

6/4/93
M.S.



#5

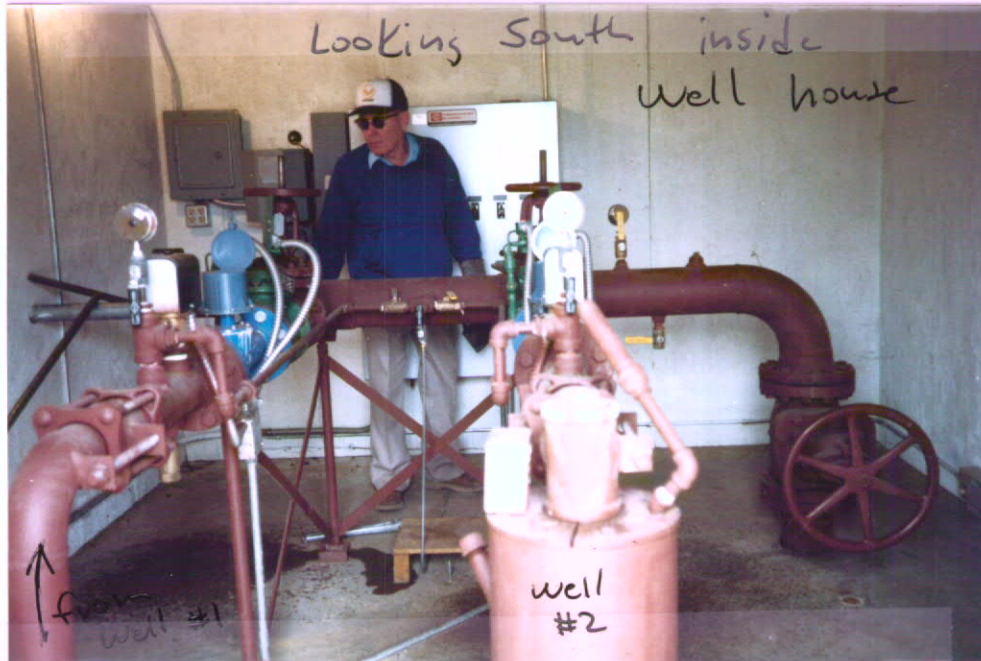
View looking West
up Greenhorn
Gulch from side
of road.

MAINTENANCE

FEB 23 1996

37-07935 & 37-08464

Photos by
GLF
Date ?



FEB 23 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
37-08464 IN THE NAME OF)
GREENHORN OWNERS ASS'N INC.)
_____)

**ORDER OF
REINSTATEMENT**

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use ("proof of beneficial use") be submitted to the Department on or before August 1, 1999; and,

WHEREAS, the Department notified the permit holder on May 31, 1999, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

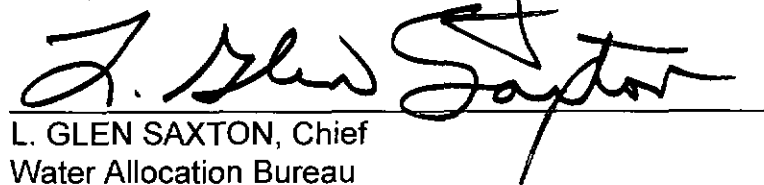
WHEREAS, on August 1, 1999, the permit lapsed, since the permit holder had not submitted an acceptable proof of beneficial use or request for extension of time to the Department; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on August 2, 1999;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-08464 is **REINSTATED** with an advance in priority to October 20, 1988.

DATED this 6th day of January, 2000.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

JAN 28 2000

7/94

RECEIVED

JAN 29 1996

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only

\$50 Fee Received by ryDate 8/8/89Receipt No. C009090*(Applied from proof fee
orig. submitted & now
being withdrawn)*

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 37-08464Name(s) of Permit Holder: Greenhorn Owners Association, Inc.Mailing Address: c/o James P. Speck, Hogue, Speck & Aarnestad PO BOX 987
Ketchum ID 83340Date Proof is Due: * Telephone No. (208) 726-4421

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

Water delivery system is in place, homes have not yet beenconstructed to fulfill condition requiring domestic use to accompany
irrigation.Costing \$

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Same as above*Proof originally due 8/1/1990; proof filed 8/8/1989, however, it was
not understood that the homes had to be constructed to comply with
conditions of permit, proof is being withdrawnPermit holder(s) request an extension to August 1, 19 99.

FEE: \$50.00

William S. Lar
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to August 1, 1999.

FEB 23 1996

Signed this 13 day of February, 19 96J. Shu Saylor
Chief, Water Allocation Bureau

Form 217
03/86

RECEIVED
AUG 08 1989

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received 100.00
Date 8-8-89
Receipt # C009090
Received by [Signature]
Reviewed by [Signature] 9/8/89
Sent to region

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. 37-08464

Name(s) of Permit Holder: Greenhorn Owners Association, Inc.

Post Office Address: c/o James P. Speck, Hoque, Speck & Aanestad. P.O. Box 987,

Ketchum, Idaho 83340 Telephone No. (208)726-4421

Source of Water: groundwater

Extent of Use:

Domestic 35 (number of households) Stockwater (number and type of stock)

Irrigation 105 (acres) Other/Remark

Total rate and/or volume for which proof is submitted 0.56 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: July 14, 1989

Measuring Device: Required? Yes X No
Installed? Yes X No
Fee enclosed \$ 100.00
(See License Examination Fee Schedule)

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

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

William B. Lowe (208)726-0150
(Name) (Telephone Number)

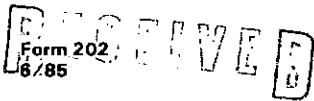
Post Office Box 2730, Hailey, Idaho 83333
(Address)

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.

8/2/89
Date

X William B. Lowe
Signature of Permit Holder (and title, if appropriate)
Greenhorn Owner's Association BY: William B. Lowe

SEP 26 1989



OCT 11 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08464

Department of Water Resources
Southern Region Office

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Greenhorn Owners Association, Inc. Phone 208/726-4421
Post office address c/o James P. Speck, Hogue, Speck & Aarnestad, P.O. Box 987, Ketchum, Id.
83340
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 18 Township 3N Range 18E B.M. Blaine County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.28 for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.56 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) 0.56 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of diversion works Two 10 inch diameter wells with pumps -
total capacity of approximately 250 gpm (0.56cfs); underground pipeline to 2 storage
tanks; underground pipeline - gravity feed to 35 lots in subdivision.
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 10" inches; ~~proposed~~ depth of well is #1: 86 ft.
#2: 113 ft. 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
see remarks years (minimum 1 year).
lyp

RECEIVED

SEP 26 1989

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. 35 single family homes
- e. Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	17E	13			3	6					8	10				6			33
3N	17E	14							33	9	12				6	6			66
3N	18E	18							6										6

Total number of acres to be irrigated 105

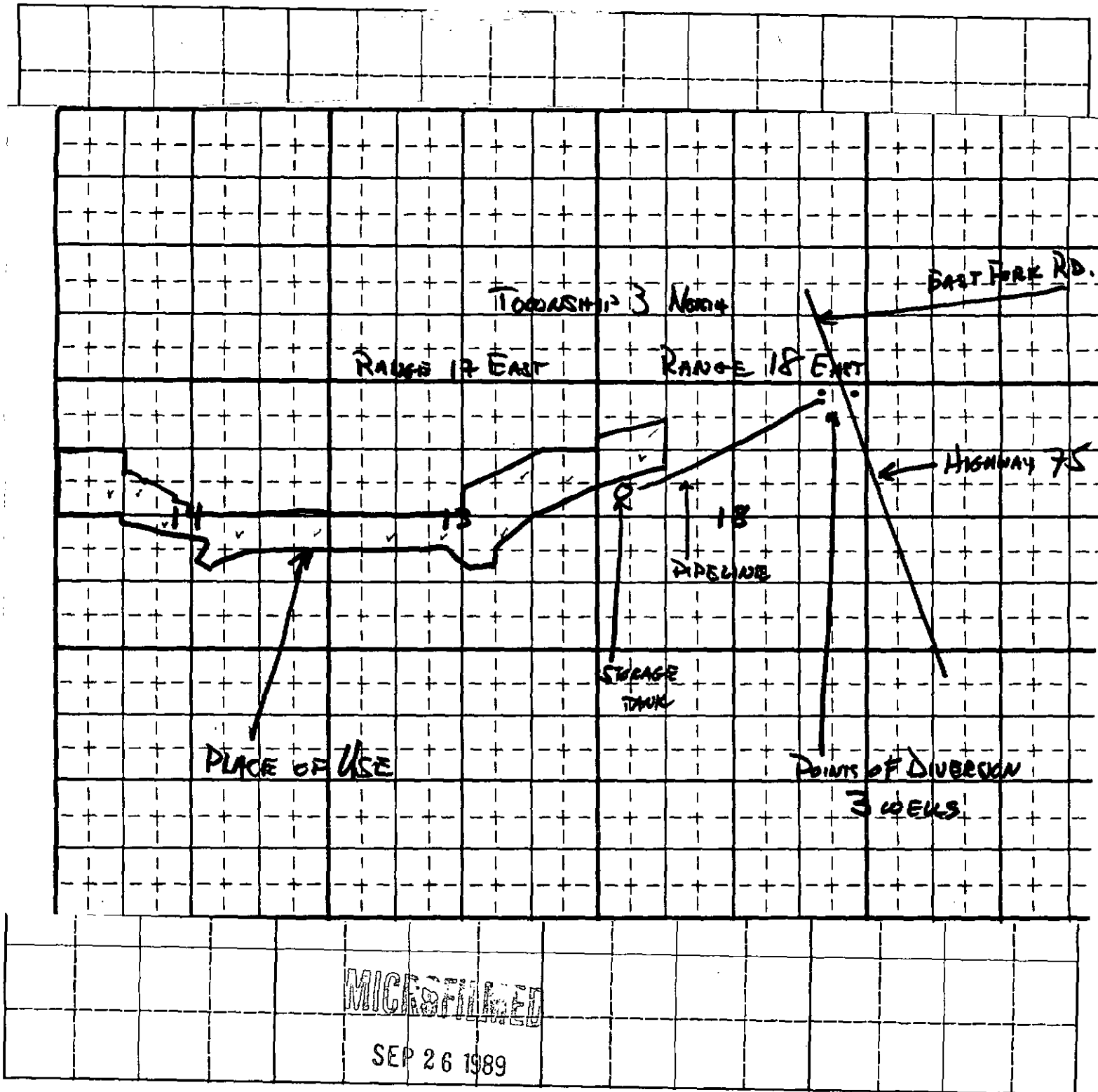
10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? _____
- b. Who owns the land to be irrigated or place of use? Individual lot owners, all members of 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: See attached sheet

SEP 26 1989

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



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.

Greenhorn Owners Association, Inc.

William B. Lowe
(Applicant)
William Lowe, President

Proposed Priority 10-19-88

Received by T. Jasper Date 10/19/88 Time 4:40 p.m. Preliminary check by RTS

Fee \$ 45.00 Receipted by T. Jasper # 5005675 Date 1/5/89

Publication prepared by _____ Date _____ Published in Wood River Journal

Publication approved Thayer R. Page Date 4-14-89 4-5 + 4-12-89

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. 37-8464, 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.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 13th day of July, 1989.

J. Glen Saylor

FILED

SEP 26 1989

APPLICATION FOR PERMIT

GREENHORN OWNERS ASSOCIATION, INC.

The diversion works were constructed in 1982 for Greenhorn Subdivision which was platted in 1980 for 36 single family homes. The diversion works include a third well located on the east side of Highway 75 which is available to supplement the flow of the other 2 wells. In 1981, Permit No. 37-7935 was filed by the developer of the subdivision seeking the right to supply domestic water to the 36 homesites. Due to an oversight, this Application did not include a request for an irrigation water right for the subdivision lots. In 1986, two of the subdivision lots were combined, so that now there are a maximum of 35 single family homesites in Greenhorn Subdivision. This application is for the right to apply water for irrigation of 105 acres (35 lots X 3 acres per lot). The domestic purposes in this Application duplicate those in Permit No. 37-7935.

greenhrn.doc\jal

MICK

SEP 20

37-7935

37-08464

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

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
OF
ATTORNEYS
120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
TELECOPIER (208) 726-0752

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

May 23, 1989

Mr. Gary Funderburg
Department of Water Resources
2148 4th Ave. East
Twin Falls, Idaho 83301

RE: Greenhorn Gulch Homeowners Association
Permit No. 37-08464

Dear Gary:

Please find enclosed a list of the Directors for
Greenhorn Gulch Homeowner's Association.

William B. Lowe
Earl Engelmann
William Pihl
Kristy Pigeon Crawford
Barbara Garbowski

I hope that the delay in sending this information did
not cause you too much inconvenience.

Respectfully,

HOGUE, SPECK & AANESTAD

Rebecca L. Kay
Rebecca L. Kay
Secretary

Handwritten:
RECEIVED

SEP 26 1989

RECEIVED

MAY 24 1989

Department of Water Resources
Southern Region Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

January 6, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GREENHORN OWNERS ASS'N, INC
C/O JAMES P. SPECK
HOGUE, SPECK & AANESTAD
PO BOX 987
KETCHUM, ID 83340

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08464

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Please note that the priority date has been advanced to October 20, 1988, pursuant to Section 42-218a, Idaho Code.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

The next step in the process of developing a water right is for the department to determine the extent of beneficial use being made of the water. If you have questions concerning this matter, please contact either this office or the **SOUTHERN** Regional Office of the department in Twin Falls at (208) 736-3033.

Sincerely,


L. GLEN SAXTON, Chief
Water Allocation Bureau

Enclosure

MICROFILMED

JAN 28 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 37-08464 Reviewed by MS Date 01-04-00

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
NO Proof timely received?
If not, complete calculation below.

Dom + Jr.
yes Correct Uses?

SOURCE OF WATER

 Surface water source

✓ Ground water source

 Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit

 Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

NO Required?

100.00 Amount Submitted

 Installed?

yes Correct?

 Waiver requested?

PRIORITY CALCULATION

Date proof received 8-02-99

Date proof due -

No. of days late = 1

Priority Date +

New Priority Date 10-20-98

DEFICIENCIES OR ACTION ITEMS

Reinstatement order needed

DATA ENTRY

New Address

Proof Made 8-02-99

RECEIVED

AUG 02 1999

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 37-08464 Telephone No. 208-726-4421

2. Name(s) of Permit Holder(s): Greenhorn Owners Association, Inc.

3. Mailing Address: c/o James P. Speck, Speck & Aanestad
PO Box 987, Ketchum, ID 83340

4. Source of Water: Ground water If **GROUNDWATER** (well), Date Drilled: mo. / yr. 1980

a. Well Driller: Unknown Drilling Permit Number: - Unknown -

b. **OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 35 Stockwater (No. and type of stock):

Irrigation (No. of acres): 22 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.56 cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No x

Has the measuring device been installed? Yes or No

Flow Measurement Port: Is a flow measurement port required? Yes or No x

Has the measurement port been installed? Yes or No

8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: William Lowe Telephone Number: 208-788-3607

Address: PO Box 3534, Ketchum, ID 83340

10. The information given on this form 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.

Signature of permit holder William B. Lewis Board member CROFILMED Date: 7/30/99
(include your title, if on behalf of company or organization)

JAN 28 2000

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

RECEIVED
AUG 02 1999
Department of Water Resources
TELEPHONE (208) 726-4421
FACSIMILE (208) 726-0752

July 30, 1999

Julie L. Yarbrough
IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Statehouse Mail
Boise ID 83720-9000

RE: Permit No. 37-08464/Greenhorn Owners Association, Inc.

Dear Julie:

Enclosed you will find the completed and signed Proof of Beneficial Use for Permit No. 37-08464 together with my firm's check payable to the Department in the sum of \$100 as the filing fee. I have enclosed a copy of the Proof and ask that you receipt date and stamp it and return it to me in the stamped and addressed envelope I have also included for that purpose. *JP 8-4-99*

Please call me right away if you have any questions or comments about the Proof. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 

James P. Speck

JPS:rsd
Enclosures
cc: client, w/encl.

MICROFILMED

JAN 28 2000

MEMORANDUM

TO: FILE 37-08464 (GREENHORNE SUBDIVISION)
FROM: NORM YOUNG *NY*
RE: TELEPHONE CONVERSATION WITH JIM SPECK
DATE: July 1, 1999

Jim called asking whether the department's policy on stub-ins for domestic would allow a license to be issued for three acres of irrigation associated with the domestic use if neither the domestic use or the irrigation use had occurred by the proof due date on a particular lot. Many of the homes in the subdivision have been built. The owner of this particular lot expects to have the construction of the home started by the August 1, 1999 proof due date, but will not have the home completed so that irrigation can be in connection with the domestic use, as required by the permit.

I indicated that the stub-in rule applied to the domestic use including up to ½ acre of irrigation, but did not cover the irrigation of the three acres. I did agree that given the built out nature of the rest of the subdivision and if the home on the lot was under construction, the use of water for irrigation of the three acres by August 1, 1999 would be adequate to allow the use to be licensed.

c. Allen Merritt

MICROFILMED

JAN 28 2000

May 31, 1999

GREENHORN OWNERS ASSN INC
C/O JAMES P SPECK ESQ
PO BOX 987
KETCHUM ID 83340

PROOF DUE NOTICE

RE: PERMIT NO. 37-08464

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1999.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

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

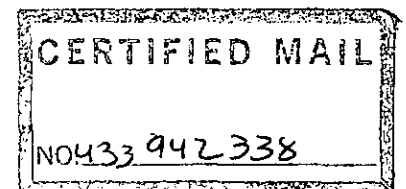
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JAN 28 2000



MEMORANDUM

Date: March 29, 1999

To: File 37-08464

From: Jim Johnson

Re: Questions from Jim Speck

In a telecon with Jim Speck today I responded to the questions he raised in a faxed letter dated February 26, 1999.

Following is text that Glen Saxton had prepared as a draft letter. The letter was not necessary since Jim was satisfied with my verbal response. My response was very close to Glen's draft letter.

License No. 37-07935 was issued with a volume of 43.2 AF per year and was calculated as 1.2 AF per year for each of 36 homes. The volume of 1.2 AF per home anticipates a certain amount of irrigation, although the amount of irrigated acres is not shown on the license. In your letter you state there are 34 lots which at $\frac{1}{2}$ acre per lot would equal 17 acres.

In your letter, you also state the total amount of irrigation for the subdivision will not be more than 17 acres plus 30 for a total of 47 acres. Although I have not reviewed in detail the amount of irrigation which exists, information in permit file 37-08464 suggests that there already may be approximately 48 acres of irrigated land (See Allen Merritt's memo dated August 29, 1995). This acreage is consistent in amount with the 47 acres which you refer to.

I think it is reasonable for the owner of 2 adjoining lots on which one house is built to irrigate a total of not more than 3 acres in connection with the 2 lots, even though a house has not been built on one of the lots. The potential problem which may arise in the future is that sale of the lot which does not have a home on it may result in a request from the new owner to irrigate more land than the 1 irrigated acre on it.

Owners who wish to irrigate more than 3 acres on their lots will need to obtain a different water right for land in excess of 3 irrigated acres. Your letter seems to infer that owners are entitled to irrigate 3.5 acres being $\frac{1}{2}$ acre associated with domestic use plus 3 acres identified as irrigation use. My interpretation is that the $\frac{1}{2}$ acre which can be associated with a domestic use is included in the maximum 3 irrigated acres per lot.

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JAN 28 2000

Under terms of Permit No. 37-08464, the owner of 3 contiguous lots is authorized to irrigate a total of 3 acres on the three lots until homes are built on the two vacant lots. Assuming the water system has been stubbed off to the two vacant lots, three acres per lot can be irrigated when homes are built upon the lots.

MICROFILMED
JAN 28 2000

SPECK & AANESTADA PROFESSIONAL CORPORATION
ATTORNEYSJAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

February 26, 1999

VIA FACSIMILE - (208)327-7866
NO ORIGINAL WILL FOLLOWMr. Jim Johnson
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise ID 83720-9000**RE: Greenhorn Owners Association, Inc.**
Permit No. 37-08464

Dear Jim:

The deadline for filing Proof of Beneficial Use for the above-referenced permit was extended in 1996 to August 1, 1999. The Association would like to request clarification on its ability to develop the allotted irrigated acreage. First, we want to confirm that the Association's existing water right (License No. 37-07935) includes the ability to irrigate not more than one-half acre on every lot in the Subdivision in connection with a domestic use. There are 34 lots in the Subdivision so this would be a total of 17 acres.

Second, it now appears that the total amount of irrigated acres within the Subdivision in addition to the 17 acres will be not more than 30 acres. Therefore, we will only be requesting that Permit No. 37-08464 be licensed for this amount.

Third, we are aware of the specific condition and restriction on development of Permit No. 37-08464 that the amount of irrigated acreage for each lot be not more than three acres and irrigation must be in connection with an existing residential use. There are three different situations which do not precisely meet this restriction. First, one owner owns two adjoining lots on which there will be a total of 1.8 acres irrigated. There is a house on only one of the lots and approximately one acre will be irrigated on the lot that does not have a house. Will this be acceptable? Next, two of the owners with rather large lots desire to irrigate more than three acres on their lots. One would like to irrigate 10 acres and the other 5 1/2 acres. Both of these areas are in addition to the half acre developed under the domestic water right. Will these proposals be acceptable? Last, an owner of three contiguous lots with a house on only one of the lots would like to irrigate five additional acres over and above the half acre with his domestic use on the one lot. At least two acres of this

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JAN 28 2000

- working copy

Mr. Jim Johnson
Idaho Department of Water Resources
February 26, 1999
Page 2

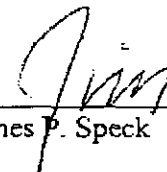
NO
development will be placed on one or both of the remaining lots on which there is no home. Is this acceptable?

Plans are now being made to install irrigation systems and additional landscaping this summer in order to meet the August 1, 1999 deadline. We would like an answer to these questions as soon as possible so that the owners can proceed accordingly. Please call me immediately if you have any questions about these requests.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:rsd
cc: Bill Lowe

MICROFILMED
JAN 28 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 14, 1996

Greenhorn Owners Assn., Inc.
c/o James P. Speck
HOGUE SPECK & AANESTAD
P.O. Box 987
Ketchum, ID 83340

RE: Permit No. 37-08464

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to **August 1, 1999**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
FEB 23 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

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

January 26, 1996

RECEIVED

JAN 29 1996

Department of Water Resources

Mr. Jim Johnson
Idaho Department of Water Resources
1301 N. Orchard
Boise, ID 83706

Re: Permit No. 37-08464
Greenhorn Owners Association, Inc.

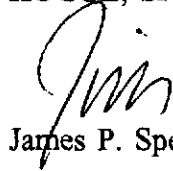
Dear Jim:

Enclosed you will find the Request for Extension of Time which you sent by letter dated November 28, 1995 and we received on December 11, 1995. I understand the fee previously paid with the Proof of Beneficial Use will be applied to the fee for this request. Idaho Department of Water Resources (IDWR) will now treat the previously filed Proof of Beneficial Use as withdrawn and approve this Request for Extension of Time.

Thank you very much for your cooperation and assistance in this matter.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.



James P. Speck

JPS:sd
enclosures

cc: client

FEB 23 1996

MEMORANDUM

TO: Fiscal
FROM: Sharla Curtis
DATE: November 28, 1995
RE: Refund Request

Please refund \$50.00 to the water right holder listed below. They paid \$100.00 for the filing of a proof of beneficial use form, however, the project is not complete. Therefore, the proof is being withdrawn and an extension of time request is being filed instead. The filing fee for an extension is only \$50.00, thus the other half of the proof fee needs to be refunded.

The original receipt no. is C009090.

Greenhorn Owners Assn., Inc.
c/o James P. Speck
Hogue, Speck & Aanestad
PO Box 987
Ketchum, ID 83340

Thank you.

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FEB 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 28, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Permit No. 37-08464
Greenhorn Owners Assn., Inc.

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

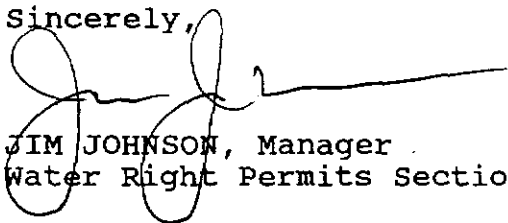
Dear Jim:

After reviewing the above referenced file and your correspondence of September 15, the department is willing to allow Greenhorn Owners Assn., Inc. to withdraw their proof of beneficial use and to submit a request for extension of time. The additional time will allow the construction of domestic dwellings in connection with each of the lots to be irrigated, to comply with the condition of the permit.

I am enclosing an extension of time request which has been filled out; it simply needs to be signed and returned at your earliest convenience. The fee will be applied from the proof fee previously filed. Once the extension request is returned, the department can formally act to allow the proof of beneficial use to be withdrawn and the extension request to be approved.

If you have any questions, give me a call.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:sc

Enclosure

RECEIVED

FEB 23 1996

HOGUE, SPECK & AANESTAD
A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

September 15, 1995

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SEP 18 1995

Department of Water Resources

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

Mr. Jim Johnson
Idaho Department of Water Resources
1301 North Orchard
Boise, Idaho 83706-2237

Re: Permit No. 37-08464
Greenhorn Owners Association, Inc.

Dear Jim:

I represent Greenhorn Owners Association, Inc., the holders of Permit No. 37-08464 (the "Permit"). In 1988, in the course of reviewing the water rights for the Greenhorn Subdivision in anticipation of filing claims in the SRBA, we discovered that the only water right for the subdivision's central water system (37-07935) did not provide for any irrigation of the individual lots. I then spoke to you in September 1988 about this situation and we concluded the appropriate step to take was to file a new application for permit that included domestic use for each of the lots and added the desired irrigation. The Application for Permit was then filed in October 1988 (the proposed priority is October 19, 1988). The Application for the Permit was processed without protest and the Permit issued July 13, 1989, citing an August 1, 1990, deadline for proof of construction of work and application of water to beneficial use. On August 4, 1989, I submitted proof of beneficial use to Gary Spackman at IDWR, together with a cover letter, a copy of which I have enclosed. As clearly stated in that letter, it was our understanding that beneficial use of the water for domestic and the irrigation purposes permitted within the limits of the agreement with Idaho Power could be accomplished by providing a water system stubbed out to each lot within the subdivision. That system was in place and operational at the time and, therefore, we believed we were properly submitting proof of beneficial use.

It has now come to my attention that beneficial use field exams were conducted for the Permit in 1990 and 1993 resulting in a current recommendation to license the right for the irrigation of only 40 acres. The permit was issued and proof of beneficial use filed for 105 irrigated acres. The 40 acres represent an approximation of the irrigated acres on the 16 lots presently developed with domestic dwellings and irrigated landscaping. I understand the reduction in irrigated acreage is due to IDWR's concern over the effect of the Order creating the Big Wood River Groundwater Management Area ("BWRGWMA").

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FEB 23 1996

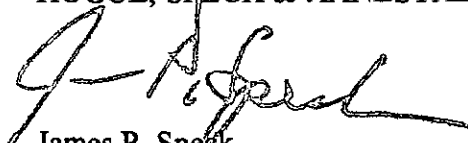
Mr. Jim Johnson
September 15, 1995
Page 2

It is my client's position that the BWRGWMA should not have any impact on the licensing of the Permit. The BWRGWMA was created by Order in 1991. Proof of beneficial use was timely filed in 1989 pursuant to our clear understanding of IDWR guidelines for subdivisions at the time. Therefore, the licensing of the Permit should continue to be processed under the guidelines in place at that time and not be subject to the restrictions of the BWRGWMA.

If we had known at the time of filing the Application for Permit of the presently proposed requirements for proving beneficial use for irrigation within a subdivision, we would certainly have initially requested the maximum of five years to develop the permit and, in all likelihood would then have filed a request for extension of time asking for an additional five years in order to permit build out of the subdivision. To now impose the newer guidelines on my client is extremely unfair and prejudicial. Therefore, we request that the license be issued for the full amount of the Permit, i.e., 105 irrigated acres. Please let me have IDWR's response as soon as possible. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.



James P. Speck

JPS/rb
cc: client

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FEB 23 1996

LICENSE REVIEW CHECKLIST



PERMIT NO. 37-08464 DATE 9-5-95

NAME _____ Change OK Or Address Change?

PRIORITY DATE _____ / Advance? _____ Advanced to: _____
Order to reinstate needed? _____
Incorrect fee for rate recommended? _____

SOURCE — ~~/~~ Changes or just clarification of originally intended source? _____
Notice of Intent to Void necessary? ~~/~~

POINT OF DIV ✓ ✓ Amendment needed? ✓
✓ ✓ Overlaps? 37-07935 fm. 28 CFS / 43.20 GL
domestic use for 36 hours (ACTUALLY 35)

PLACE OF USE ✓ ✓ Amendment needed? 37-07935
Overlaps? 37-07935

DIV RATE ✓ Permit/fee limits: .56 CFS
 ACTUALLY 35 homes Meas Q = .59 Theo Q = Recommend: .56
19.5 } 12 homes @ 3 acres each = 36 acres }
41.0 } 4 homes @ 5 acres total = 5 acres } 41 acres @ .56 CFS
 Combined rates exceed capacity YES-CONDITION

ANNUAL VOLUME Volume Limit: (Season) B/3.5 (4-15 to 10-15)
 16 OF 35 homes/lots ✓ — Calculations: 41 acres + 9.5 undeveloped = 50.5 acres
 41 x 3.5 = 143.5 50.5 acres x 3.5 = 176.8 af - 21af = 155.8
 developed. leaves)
 19 lots @ .5 acre per lot or 9.5 acres
 Flow limit: .51 cfs x 184 x 1.9835 = 204
 Combined volumes exceed capacity/allowable NO
 under 37-07935.

USES _____ ☒ Change in Nature of Use or additional uses? _____
 Amendment necessary? _____

ADDITIONAL INFO Supplemental Groundwater _____ PPU Scenario _____
Irr/Dom Combination _____ Shared G/W System VES

NEW REMARKS W32 Multiple p/d(s) in 1/4 1/4? (2) WENE/SEC/B/T3N/R18E
YES Other W41 (37-07935) 56 CFS W35 (Special)

NEW CONDITIONS

—	Watermaster control - District	_____
—	Measuring/Locking Devices	
<u>R30</u>	Irrigation Overlap	
<u>Keep</u>	Other <u>041</u>	_____
—	Water Quality	_____ Heat/Cool/Fish verified _____

COMMENTS: Delete domestic use - fully covered under 37-07935
116 homes developed out of 35 lots.
 $35 - 116 = 19$ undeveloped lots $\times .5 = 9\frac{1}{2}$ acres under 37-07935

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	
<i>Original</i>	<i>.576</i>	<i>143.5</i>	Adjustment Memo Needed	<i>YES</i>
			LICENSE	<i>✓</i>
			1ST AMEND LETTER	
			2ND AMEND LETTER	

MEMORANDUM

TO: File 37-07935 / Greenhorn Owners Assn.
FROM: Brenda Chapman
DATE: September 15, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 37-07935 are based on the information below:

C.. DIVERSION AND DELIVERY SYSTEM

2. Place of Use: The map used as the source for the place of use description does not match the plat maps of the subdivision. The large plat map with the homes marked on it is correct.

E. NARRATIVE/REMARKS/COMMENTS

Four lots have less than the 3 acres allotted on the permit. With Right 37-07935 accounting for $\frac{1}{2}$ acre for each domestic use, the breakdown would be the following:

Lot #125	=	1.76 acres	-	.5 acre	=	1.26 acres
Lot #121	=	1.26 acres	-	.5 acre	=	.76 acre
Lot #110	=	2.17 acres	-	.5 acre	=	1.67 acres
Lot #117	=	1.66 acres	-	.5 acre	=	1.16 acres

=====

Total to be added 4.85 acres
(rounded to 5)

The other 12 developed lots all have more than the allotted 3 acres; therefore, the $\frac{1}{2}$ allowed under 37-07935 is not subtracted from their total. That would make 12 lots @ 3 acres each or 36 acres plus 4 lots totaling 5 acres for a total of 41 acres under this right.

Since 16 of the 35 subdivision lots have homes constructed on them, 19 remain to be developed. With a $\frac{1}{2}$ acre allowance for each domestic use under Right 37-07935, an additional 9.5 acres would be covered for a combined total of 50.5 acres that can be covered under both rights.

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FEB 23 1996

BC

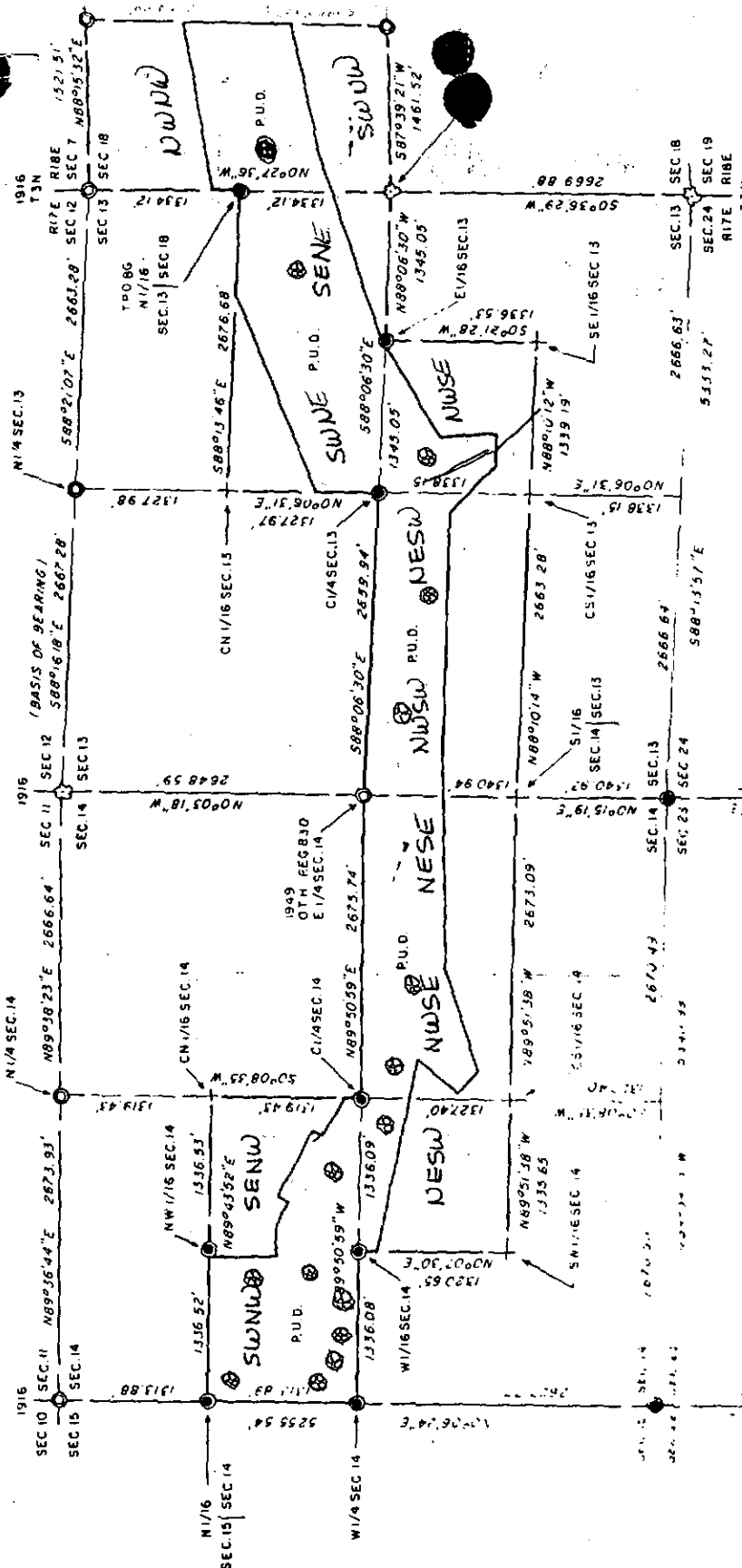
GREENHORN A PLAT

SUBDIVISION PLAT

SECS. 13 & 14, T3N, R17E, AND SEC. 18, T3N, R18

BLAINE COUNTY, IDAHO

SEPTEMBER 1980



⊕ DENOTES HOMES

APR 23 1990

FEB 23 1996

FROM: Allen Merritt *Am*

DATE: August 29, 1995

TO: LICENSING EXAM FOR 37-08464

SUBJECT: REVIEW & RECOMMENDATION

Yesterday our office received a request from Jim Specks office for a copy of the beneficial use field exam. After searching we found that the file has been worked on initially by Gary Funderburg in 1990 and then recently by Mel Schulte in 1993. On reviewing the file both examiners completed reports but they were never forwarded to the S.O. I phoned Mel this morning to ask if he could recall what the holdup was. Mel thought that it was a determination of system capacity. He indicated that he had worked thru how many acres should be recommended.

Based on the my review of the file I recommend that the license be issued as soon as possible with the following conditions &/or actions:

- There are two wells in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, Twp.03N, Rge.18E, B.M. which serve this permit and also serve license 37-07935. These two wells were incorrectly placed in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 18, Twp.03N, Rge.18E, B.M. on license 37-07935. (License 37-07935 needs to be corrected by issuing a corrected license or it should be addressed in the SRBA recommendation) There is a third well on the east side of highway 75 in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ as referenced in the permit application and in license 37-07935. It is my understanding that this well is no longer connected to the system and presently serves the firestation at that location. B.M.

-This license when combined with license 37-07935 shall not exceed 0.59 cfs.

-This license when combined with license 37-07935 shall not provide for irrigation of more than (16 undeveloped lots X 1/2 acre/lot)= 8 acres recognized under 37-07935 plus the 40 acres recognized under this license for a total of 48 acres. *note that the 40 acres includes the 1/2 acre/lot inferred by 37-07935 for the developed lots and is being recommended included for clarification of the location of this irrigated land.

-This license when combined with license 37-07935 shall provide for (48 acres X 3.5 afa)=168 afa for irrigation and (35 units X 0.6 afa/unit)= 21.0 afa for domestic for a total annual volume of 189 afa. *note that license 37-07935 listed 36 units but two lots have been combined into one unit. This license's part is (189.0 - 43.2)= 145.8 afa

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FEB 23 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 31 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-08464

1. Owner: GREENHORN OWNERS ASSN. INC Phone No. 726-4421

Current Address: C/O James Spect, Esq. P.O. Box 987, Ketchum ID 83340

2. Accompanied by: _____ EXAM DATE: 6-4-93

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 37-7935

2. Other water rights with the same point of diversion: 37-7935

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NE	18	3N	18E	Blaine	Aerial photo quad map

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	17E	13			3	3			3	3									12
		14			6				13	3	3								25
3N	18E	18							3										3
									172										
																			40

APPROVED
FEB 23 1996

* Sec adjustments memo. BC

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

See Field Report dated 9-26-90
and Orthophoto quad map.

Scale: 1" = _____

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

____ Aerial Photo Attached (required for Irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		25			
		25			

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

D. FLOW MEASUREMENTS

See BU Field Report dated 9-26-90

1.

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

2. Measurements: _____

APPROVED
FEB 23 1996

FEB 23 1996

E. NARRATIVE/REMARKS/COMMENTS

A field exam for this permit was conducted 9-26-90 (See attached). A second exam was made 6-4-93 to determine the P/U acres.

All lots received $\frac{1}{2}$ acre of irrigation under license 37-7935 ~~and~~ with a domestic ^{interior} component. The irrigation component for this permit was calculated as follows: 16 lots are occupied with domestic dwellings. 12 of the 16 are greater than 3 acres in size and they receive 3 acres each or 36 acres. The other four lots were allocated as follows:

* #125 = 1.76 acres less .75 acres = 1.01 acres

#121 = 1.26 " " .75 " = .51

#110 = 2.17 " " " " = 1.42

#117 = 1.66 " " " " = .91

3.85 = 4 acres

36 + 4 = 40 $\times .02 = .80$ cfs. - The system capacity was measured at .59 cfs - 9-26-90

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

FEB 23 1996

* See attached adjustment memo. LC

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

*See BU Field Report dated 9-26-90***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 40 \times 3.5 = 140 \text{ afa}$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .59 \times 184 \times 1.9835 = 215.3$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 140 - 19.2 \text{ afa allocated under 37-7935 to external use} = 120.8 \text{ afa}$$

2. Volume Calculations for Other Uses:

*NA*** See memo 8/29/95 by AD***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa) *
	From	To		
<i>Irrigation</i>	<i>4-15</i>	<i>10-15</i>	<i>.59 cfs</i>	<i>120.8</i>
			<i>0.56</i>	
			<i>0.56</i>	
Totals:			<i>.59 cfs</i>	<i>120.8 afa</i>

ent. of permit.

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name *Mel Schutte* Date *10-8-93*Reviewer *AD* Date *8/29/95*RECEIVED
SEAL

FEB 23 1996

PERMIT 37-08464 INIT _____
T. R. S. Q/Q
P/D 3N 18E 18 NENE
SCALE _____
PHOTO ID. X74

Buried Pipe
↓

X Greenhorn

X Gulch

Storage Tanks

Spring

Gimlet

P/D

WOOD

23

24

24

23 1996

5532

26

25

30

30,173

€15 H/5

37-8464

3N, 18E

Place of Use map

$y_{\text{green}} = P/U$ boundary

Black = Greenland Creek

Blue = Greenhorn Gulch Road

SW NW 13 acres
SE NW 3 acres

MSM

世

3. 420

100

Swains
Islands

SEW
Babies

SWNE
30000

SENE 3
3000

SWIN
WIND

WESS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 31 1995
Department of Water Resources

A. GENERAL INFORMATION

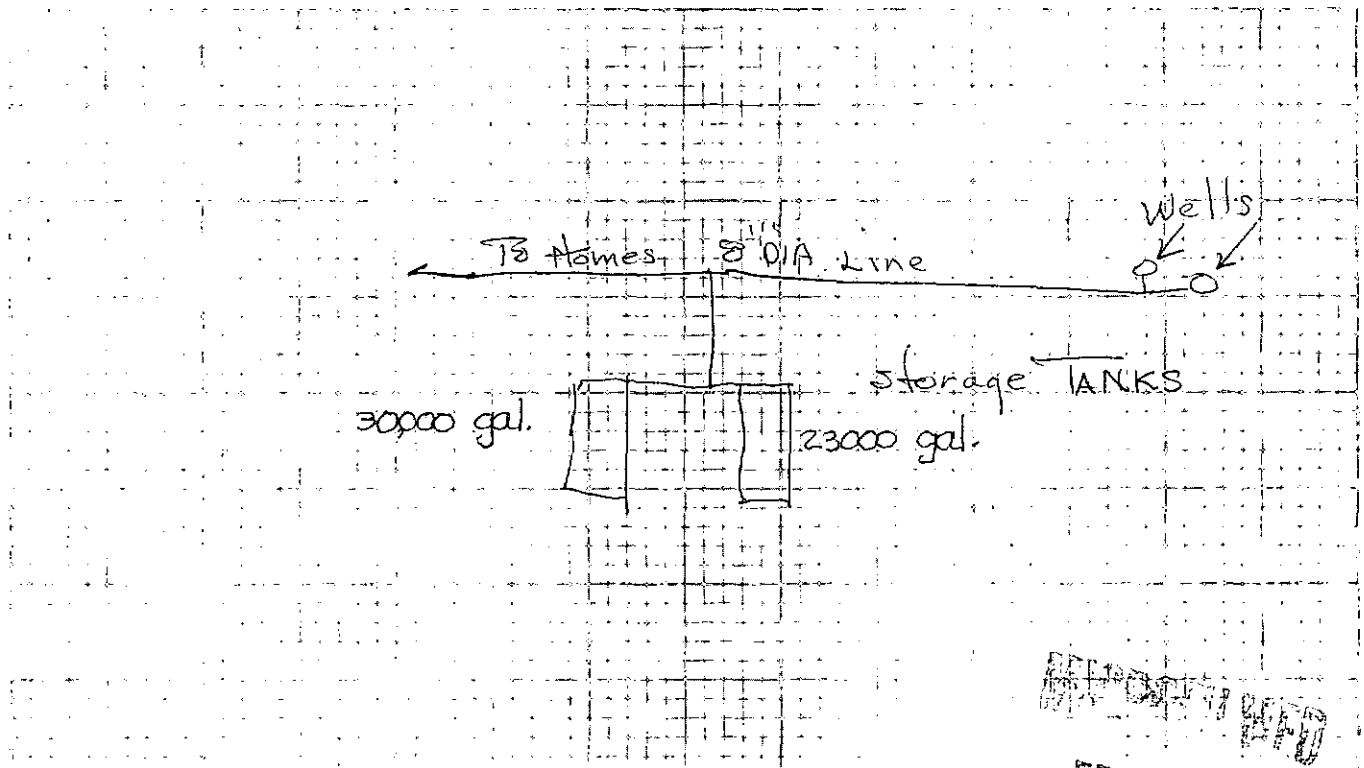
1. Owner: Greenhorn Owners Assn. Inc. Permit No. 37-08464
Current Address: P.O. Box 987, Ketchum, Idaho Phone No. 83340
2. Accompanied by: _____ EXAM. DATE: 7/26/90
Address: _____ Phone No. 226-4421
Relationship to Permit Holder: William B. Lowe
3. Source: groundwater tributary to ✓

B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-7935 ☐ Copies Attached
2. Other water rights with same point of diversion: 37-7935 ☐ 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" = _____

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).

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System Description (continued)

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

(2) Wells, Motors & Pumps - 8" DIA Sub. Wells & motor & pump.
Water is pump from these two wells to (2) large underground Storage Tanks. (1) 23,000 gal (2) 30,000 gal.

☐ 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
Peabody pumps		440	Volts		
Barnes					

*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
		NE	NE	-	18	3N	18E	Blaine	
		NE	NE	-	18	3N	18E	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	
13N	17E	13			X	X					X	X				X			
		14						X	X	X									
13N	18E	18					X	X											

(X) Oversee.

Do not use this space

RECEIVED
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Do not use this space

LED 3 1000
FEB 23 1996

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
1 McCrometer				82-3-545	4"	
2 McCrometer				82-3-546	4"	

2. Measurements:

open 165 PSI
#1 Well 290 gal/min - 135 gal/min
287 gal/min - 130 gal/min
265 gal/min = 0.59

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

36 holes x
1.2 AFA
43.2 AFA

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:

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

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

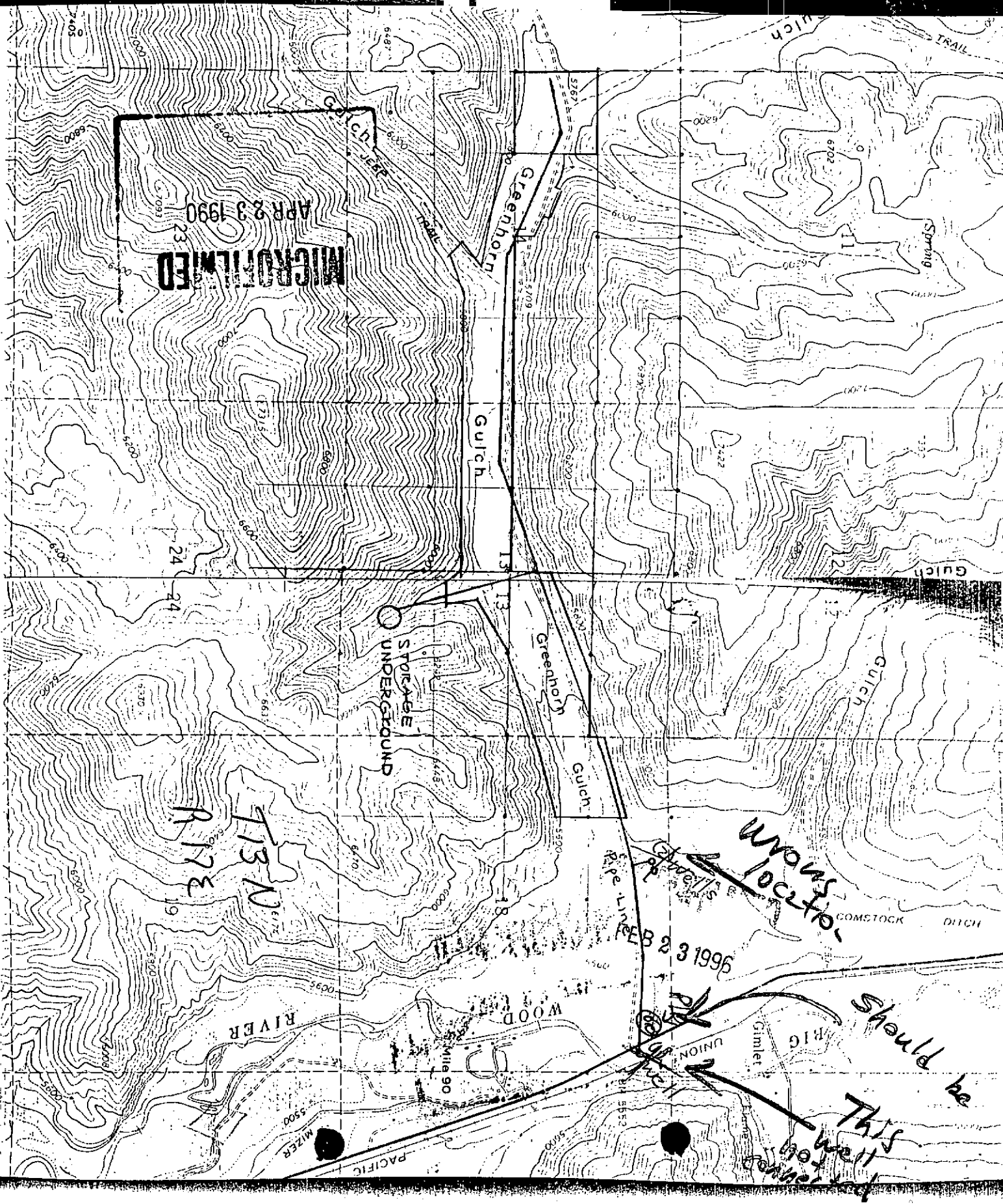
$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

APPROVED
FEB 23 1996

[illegible]

FEB 23 1996







WALKER WATER SYSTEMS, INC.

624 Pence Street • Twin Falls, Idaho 83301 •
Area Code 208 • 733-4744

November 29, 1962

To whom it may concern:

We have drilled two water wells, as designed, for domestic residential service to the Greenhorn Subdivision. These wells were pumped for eight hours each and produced 289 and 275 gallons per minute of sand free water. Each well was completed with a ten foot stainless steel well screen.

We also installed the pumps, delivery manifold, piping and control valves for this system, with the majority of the installed equipment supplied by Wetum Supply Company.

In our opinion this system meets or exceeds what would be suitable for a water system for this purpose.

We have been paid in full for the work accomplished and would expect no more additional service than would be normal during the initial operating period for such a system.

Eugene W. Walker
EUGENE W. WALKER
President,
Walker Water Systems, Inc.

FEB 23 1966

WELL DRILLER'S REPORT

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

44CV 30-1982

[illegible]

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

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

NOV 29 1982

1. WELL OWNER Name <u>Smokey Mountain Associates Well # 2</u> Address <u>Box 2188 Sun Valley, ID 83353</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>21'7"</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>46</u> °F. Quality <u>Excellent</u>																																															
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☒ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td>289</td> <td>34'5"</td> <td>8</td> </tr> <tr> <td colspan="3">Sand Free</td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	289	34'5"	8	Sand Free																																								
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3. PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☒ Other <u>Subdivision</u> (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yes No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>16</td> <td>0</td> <td>10</td> <td>Overburden</td> <td></td> </tr> <tr> <td></td> <td>10</td> <td>35</td> <td>Clay & gravel</td> <td>T</td> </tr> <tr> <td></td> <td>35</td> <td>45</td> <td>Clay & Gravel</td> <td>X</td> </tr> <tr> <td>10</td> <td>45</td> <td>96</td> <td>Clay & gravel</td> <td></td> </tr> <tr> <td></td> <td>96</td> <td>103</td> <td>Black basalt or boulders</td> <td></td> </tr> <tr> <td></td> <td>103</td> <td>105</td> <td>Clay & gravel</td> <td>?</td> </tr> <tr> <td></td> <td>105</td> <td>107</td> <td>Broken rock</td> <td></td> </tr> <tr> <td></td> <td>107</td> <td>113</td> <td>Black basalt</td> <td></td> </tr> </tbody> </table>	Hole Diam.	Depth		Material	Water Yes No	From	To	16	0	10	Overburden			10	35	Clay & gravel	T		35	45	Clay & Gravel	X	10	45	96	Clay & gravel			96	103	Black basalt or boulders			103	105	Clay & gravel	?		105	107	Broken rock			107	113	Black basalt	
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____																																																
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>.250 inches</td> <td>10 inches</td> <td>+ 1 1/4 feet</td> <td>44 feet</td> </tr> <tr> <td>.250 inches</td> <td>8 inches</td> <td>55 feet</td> <td>107 feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☒ Yes ☐ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>6</u> inches by <u>1/4</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>25 perforations</td> <td>102 feet</td> <td>107 feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Johnson</u> Type <u>8 5/8 pipe</u> Model No. <u>304SS</u> Diameter <u>85/8</u> Slot size <u>60</u> Set from <u>45</u> feet to <u>55</u> feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from <u>45</u> feet to <u>55</u> feet Surface seal depth <u>20</u> Material used in seal: ☒ Cement grout ☐ Puddling clay ☐ Well cuttings Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	.250 inches	10 inches	+ 1 1/4 feet	44 feet	.250 inches	8 inches	55 feet	107 feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	25 perforations	102 feet	107 feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																
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6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name <u>Greenhorn Bulch</u> Lot No. _____ Block No. _____ County <u>Alf</u>	10. Work started <u>8/2/82</u> finished <u>9/23/82</u>																																															
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Walker Water Systems, Inc.</u> Firm No. <u>15</u> Address <u>624 Pierce Street Twin Falls, Idaho 83301</u> Date <u>10/25/82</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) <u>[Signature]</u>																																																

WELL DRILLER'S REPORT

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

RECEIVED

1. WELL OWNER

Name **Smokey Mountain Associates**
Address **Box 2188 Sun Valley, ID**
Owner's Permit No.

7. WATER LEVEL

Static water level **26**

Flowing? ☐ Yes ☒ No
Artesian closed in pressure
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature **OF** Quality

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste disposal or injection
☒ Other **Subdivision** (specify type)

4. METHOD DRILLED

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

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other

Thickness	Diameter	From	To
.375 inches	12 inches	1 1/2 feet	68 feet
inches	inches	feet	feet
inches	inches	feet	feet
inches	inches	feet	feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☒ Yes ☐ No
How perforated? ☐ Factory ☒ Knife ☐ Torch
Size of perforation **3/8** inches by **2 1/2** inches

Number	From	To
416 perforations	35 feet	63 feet
perforations	feet	feet
perforations	feet	feet

Well screen installed? ☐ Yes ☒ No
Manufacturer's name
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth **20** Material used in seal: ☒ Cement grout
☐ Pudding clay ☐ Well cuttings
Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing
☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld
☐ Cemented between strata
Describe access port

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

Subdivision Name

Lot No. Block No.

County **Blaine**
NE 1/4 **NE** 1/4 Sec. **18** T. **3** N. **18** E.

8. WELL TEST DATA

☒ Pump ☐ Bailor ☐ Air ☐ Other

Discharge G.P.M.	Pumping Level	Hours Pumped
62-70	58'	8 hrs

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Class Yes
	From	To		
16	0	1 1/2	Surface	
	1 1/2	27	Boulder & gravel	
12	27	30	Gravel & boulder	
	30	32 1/2	Gravel	X
	32 1/2	37	Gravel & shale	
	37	40	Clay, gravel & shale	
	40	50	Gravel, shale & boulders	X
	50	56	Gravel & shale	X
	56	59 1/2	Clay & gravel	X
	59 1/2	63	Gravel, shale & boulders	X
	63	68	Gravel & Shale	X

Fire station

well on

east side of

Hwy

10.

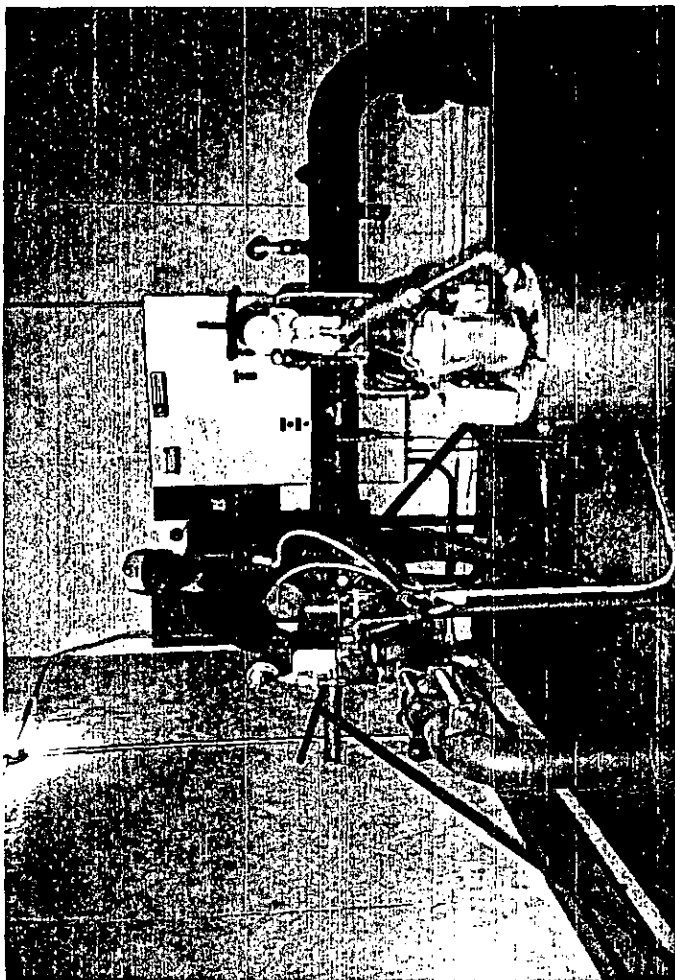
Work started **11-2-81** Finished **12-29-81**

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards have been complied with at the time the rig was removed.
Firm Name **Walker Water Systems, Inc.** Firm No. **15**
624 Pierce Street
Address **Terre Haute, Idaho 83301** Date
Signed by (Firm Official) **Richard B. Walker**
and
(Operator) **Richard B. Walker**

Fire station
well on
east side of
Hwy

29-81
FEB 23 1996



Inside Well house #2 Well

Inlet of #1 Well

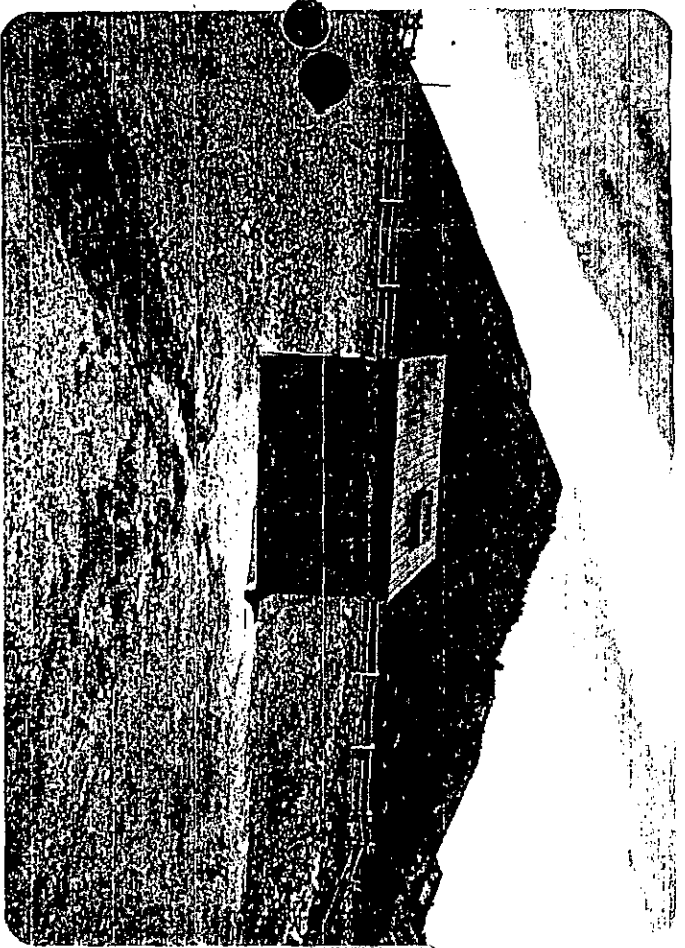
APR 23 1990

FEB 23 1996

REPROFILMED

APR 23 1990

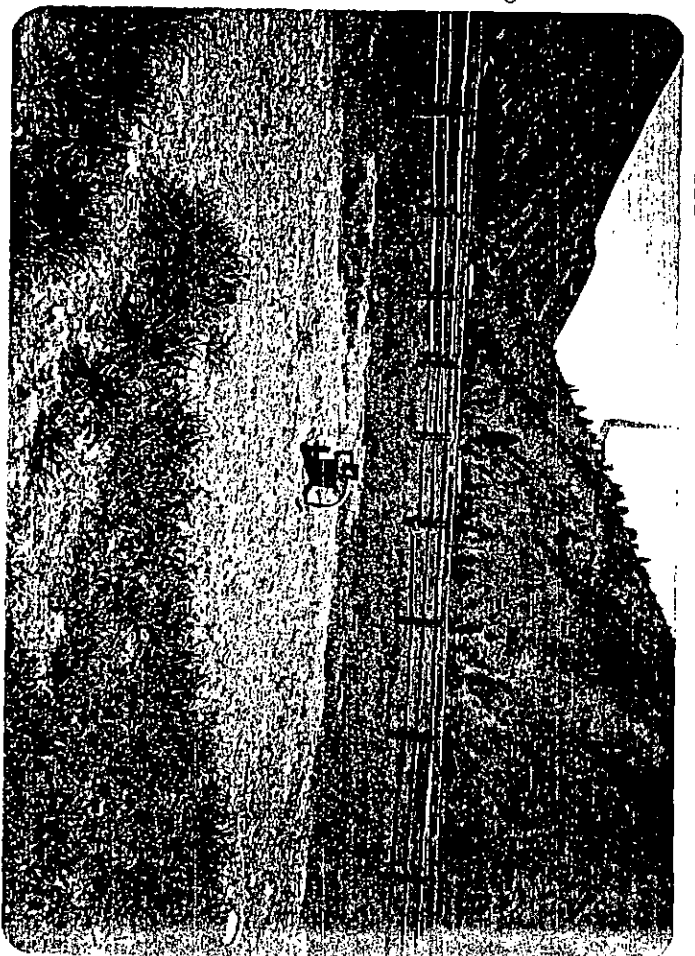
WELL HOUSE



RECEIVED

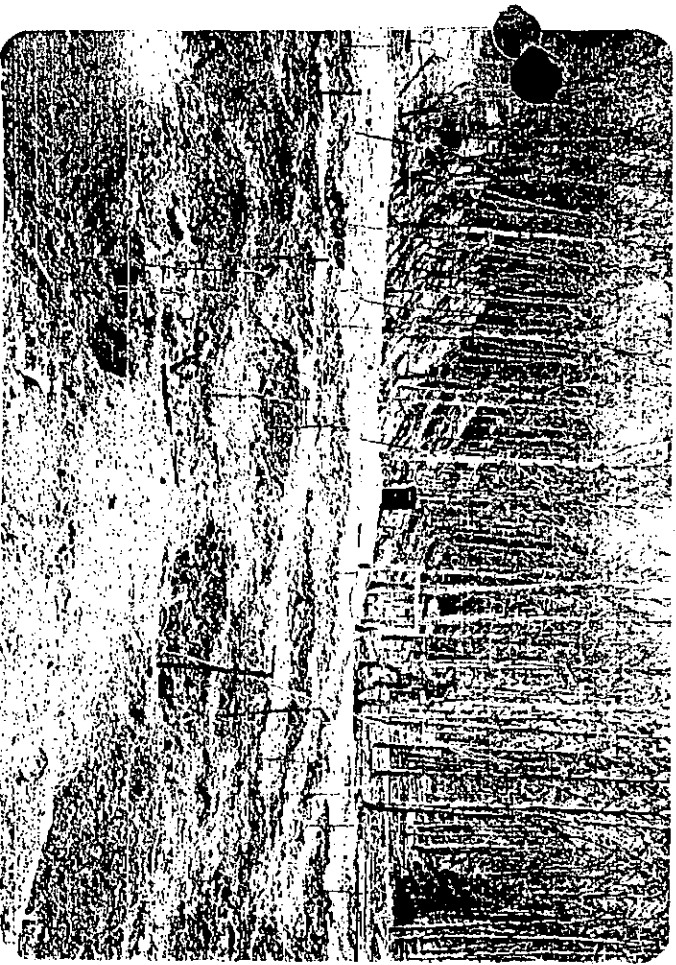
FEB 23 1996

WELL



RECEIVED
APR 23 1996

BURIED STORAGE TANK



37-8464

6/4/93
M.S



#1
P/D outside
building

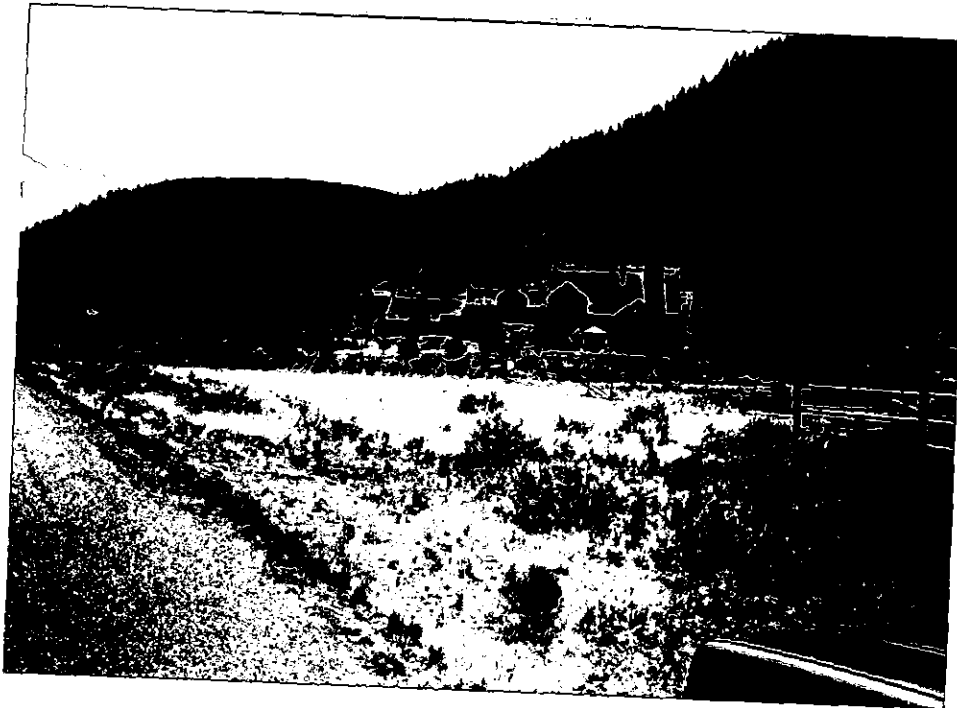


#2
Well house that
contains 2nd P/D

SEARCHED
SERIALIZED
FEB 23 1996

37-8464

6/4/93
M.S.



#3

View looking East
down Greenhorn
Gulch



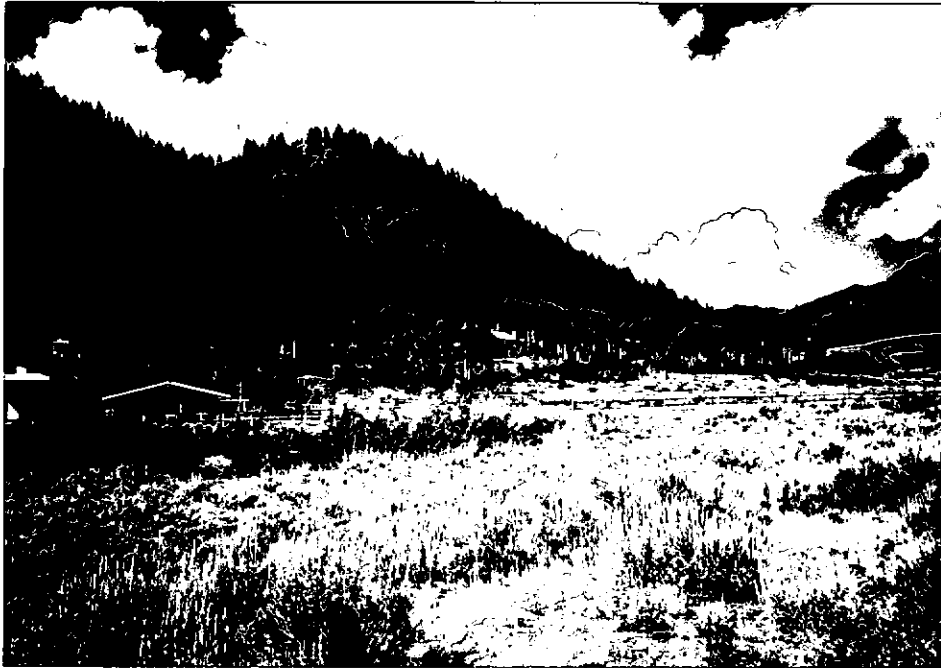
#4

View looking East
down Greenhorn
Gulch from side
of road.

RECEIVED
FEB 23 1996

37-8464

6/4/93
M.S.



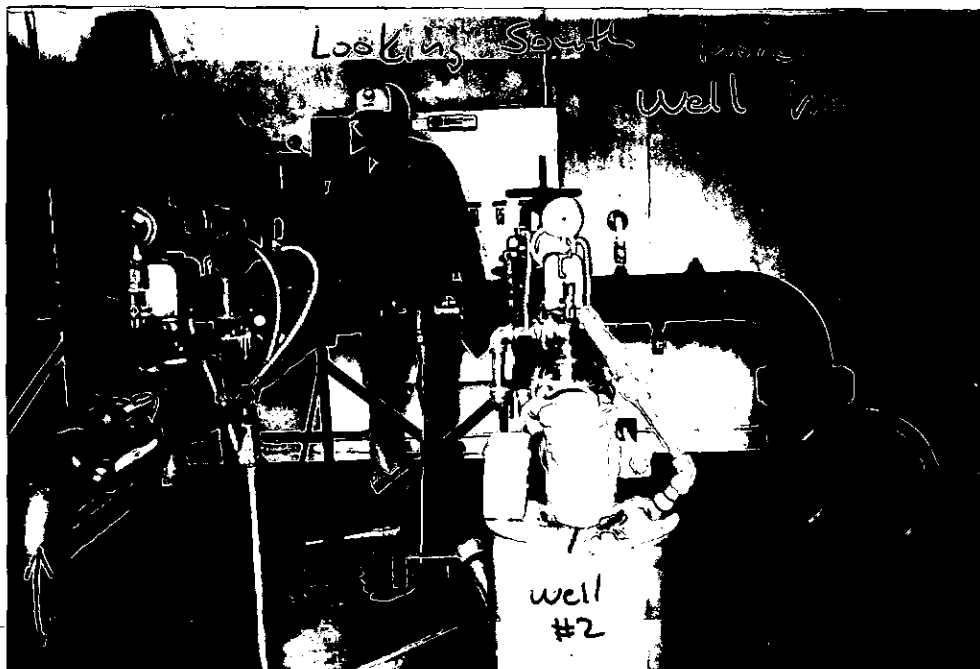
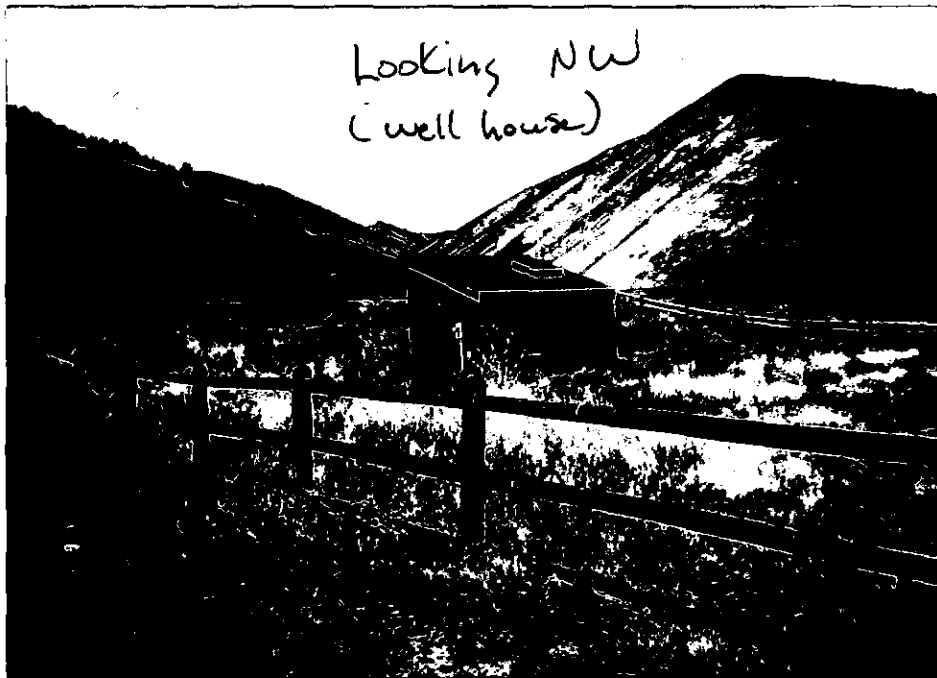
#5
View looking West
up Greenhorn
Gulch from side
of road

62
200
517

FEB 23 1996

37-07935 & 37-08464

Photos by
GLF
Date ?



FEB 23 1996

Jim Speck

HOGUE, SPECK & AANESTAD
A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

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

May 25, 1993

RECEIVED

MAY 27 1993

Department of Water Resources
Southern Region Office

Mr. Loren Holmes
Regional Manager
Department of Water Resources
222 Shoshone Street, East
Twin Falls, Idaho 83301

Re: Permit No. 37-08464
Greenhorn Owners Association, Inc.

Dear Loren:

I am going to be out of the office for the months of June and July. In reviewing my files prior to this sabbatical, I find the field exam for the above-referenced permit does not appear to have yet been conducted! Could arrangements be made to have this done this summer so that the licensing process can be complete? If you send an examiner up while I am out of the office, please contact Mr. William Lowe, P. O. Box 3266, Ketchum, Idaho 83340, phone: 726-0150.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD

Jim
James P. Speck

JPS/dlw
cc: Bill Lowe

RECEIVED

FEB 23 1996

RECEIVED

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

ATTORNEYS

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

SEP 26 1990

Department of Water Resources
Southern Region
HAILEY OFFICE:
600 CROCK STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

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

September 25, 1990

Mr. Loren Holmes
Idaho Department of Water Resources
220 Shoshone East
Twin Falls, ID 83301

Re: Greenhorn Homeowners Association, Inc.
Permit No. 37-08464

Dear Loren:

Following up my letter of August 7, 1990, would you please let me know when you think the field examination for the above-referenced permit might be scheduled. I will be out of the office from October 1 until November 5, 1990. If you intend to schedule the examination while I am gone, please contact the President of the Association, Mr. Bill Lowe, at 726-0150.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.


James P. Speck

JPS:rmb
cc: Mr. William Lowe

FEB 23 1996

*File -
Mail Message #0 Ascents 8/17/90*

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

ATTORNEYS

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

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

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

August 7, 1990

Mr. Loren Holmes
Idaho Department of Water Resources
220 Shoshone East
Twin Falls, ID 83301

RECEIVED

AUG 09 1990

Re: Greenhorn Homeowners Association, Inc. Department of Water Resources
Permit No. 37-08464 Southern Region Office

Dear Loren:

Would you please review the file for Permit No.
37-08464 and let me know when you think the field examination
might be scheduled. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/rlk
cc: Mr. William Lowe

RECEIVED

FEB 23 1996

05-Oct-1989

Greenhorn Owners Association, Inc.
% James P. Speck, Hogue, Spieck & Aanestad
P.O. Box 987
Ketchum, Idaho 83340

Permit No. 37-08464

Dear Applicant,

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Very truly yours,

Lloyd R. Payne
Clerk

Encl:

MAILED

FEB 23 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0752

August 4, 1989

HAILEY OFFICE:

16 WEST CROY STREET

SUITE K

POST OFFICE BOX 460

HAILEY, IDAHO 83333

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

RECEIVED
(208) 788-3567
AUG 08 1989

Gary Spackman
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Department of Water Resources

RE: Permit No. 37-08464 - Proof of Beneficial Use

Dear Gary:

Enclosed you will find the Proof of Beneficial Use together with our check payable to the Department in the sum of One Hundred Dollars (\$100) as the license examination fee for the above-referenced Permit. Mr. William B. Lowe is President of the Greenhorn Owner's Association, and should be contacted to arrange the field exam.

The Association also has pending Permit No. 37-07935 for domestic purposes. The domestic use in Permit No. 37-07935 is identical to the domestic use requested under Permit No. 37-08464. The latter permit was filed to guaranty the homeowners the right to irrigate up to three acres per lot in the Subdivision as permitted under the agreement with Idaho Power. Therefore, it would seem to be most efficient to combine the field examinations for both of these permits.

All of the lots within the subdivision have not yet been developed. However, it is my understanding that beneficial use of the water for domestic and the limited irrigation purposes can be accomplished by providing a water system which is ready and available to supply water to a home and irrigate the appropriate landscaping or horse pasture on each lot within the Subdivision. This water system is in place and operating.

Please call me if you have any questions concerning these permits. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD

JPS
James P. Speck

JPS:rmb
cc: William Lowe

FILED

SEP 26 1989

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

GREENHORN OWNERS ASSN. INC.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

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

RE: PERMIT NO. 37-08464

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

SEP 26 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

MAIL ROOM

SEP 26 1989

April 3, 1989

Greenhorn Owners Assn., Inc.
c/o James P. Speck, Esq.
P.O. Box 987
Ketchum, ID 83340

Re: Application for Permit No. 37-08464

Dear Mr. Speck:

Due to the oversight and misunderstanding of your application, we will continue to process your application for a permit.

The application will be advertised in the Wood River Journal on 4/5 & 4/12/89. Final date for timely submittal of protests against the application will be ten days after the last date of publication.

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

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

MicroFILMED

SEP 26 1989

**NOTICE OF APPLICATION
FOR WATER RIGHT**

37-08464
GREENHORN OWNERS
ASSN. INC.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

Use: DOMESTIC (.280 CFS)
IRRIGATION (.560 CFS)

Date Filed: 10/19/1988
In: T03N R17E S13 SWNE SENE
NESW NWSW NWSE; S14
SWNW SENW NESW NESE
NWSE; R18E S18 SWNW
105.0 ACRES TOTAL

37-08475
THE CHRISTENSEN 1987 TRUST
DOUGLAS M. CHRISTENSEN TR
C/O JAMES P. SPECK; ATTY
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: SWSWNE Sec 10 T
05N R 17E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.075 CFS)

Date Filed: 12/02/1988
In: T05N R17E S10 SWNE
2.5 ACRES TOTAL

37-08476
SLUDER, C.D.
SLUDER, M. JOAN
P.O. BOX 370
BELLEVUE, ID 83313

Source: GROUNDWATER
Diversion Pt: NENWNE Sec 23
01N R 18E
Use: IRRIGATION (1.080 CFS)
DOMESTIC (1.080 CFS)
STOCKWATER (1.020 CFS)
Date Filed: 12/02/1988
In: T01N R18E S23 NWNE
2.5 ACRES TOTAL

37-08477
ARGYROS, GEORGE L.
950 S. COAST DRIVE, #200
COSTA MESA, CA 92626

Source: GROUNDWATER
Diversion Pt: NESW Sec 5 T 04N
R 18E

Use: DOMESTIC (020 CFS)
Date Filed: 12/05/1988
In: T04N R18E S05 NESW

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 APRIL 24, 1989.

R. Keith Higginson, Director
Publish: Wood River Journal
April 5 & 12, 1989.

CUSTOMER'S ORDER NO.		NAME	
DE105		Dept. of Water Resources	
ADDRESS		PAID OUT	
CASH		MOSE RETD.	
C.O.D.		ON ACCT.	
CHARGE		X	
DATE		4-12-1989	

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

WOOD RIVER JOURNAL

SEP 26 1989

AFFIDAVIT of PUBLICATION

RECEIVED

APR 14 1989

Department of Water Resources
Southern Region Office

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 5th day of Apr, 1989, and

the date of the last publication was on the 12th day of Apr, 1989.

Daniel J. Gorham
Subscribed and sworn to before me this 12th day of April, 1989.
(SEAL)

Roberta McKenney
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line	<u>11</u>
Number of Lines in Notice	<u>79</u>
Number of Insertions	<u>2</u>
Lines tabular at	5¢/Pica
<u>79</u> Lines straight at	<u>39.11</u> 4¢/Pica
<u>79</u> Subsequent lines at	<u>30.42</u> 3¢/Pica
TOTAL COST	<u>69.53</u>

MICROFILMED

SEP 26 1989

COPY OF NOTICE

(Paste Here)

Notice of Applications (4)
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

OK JRP

PUBLICATION RATES

As of Oct. 1, 1988
(Idaho Code, Rev. Statutes 1984)

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

No 6472

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

MARCH 24, 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 APRIL 24, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

SEP 26 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED

SEP 26 1989

37-08464

GREENHORN OWNERS ASSN. INC.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NENE Sec 18 T 03N R 18E

Use: DOMESTIC (.280 CFS)
IRRIGATION (.560 CFS)

Date Filed: 10/19/1988

In: T03N R17E S13	SWNE	SENE	NESW	NWSW
	NWSE			
S14	SWNW	SENW	NESW	NESE
	NWSE			
R18E S18	SWNW			
105.0 ACRES TOTAL				

MICROFILMED

SEP 26 1989

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

37-08464 ✓

GREENHORN OWNERS
ASSN. INC.
C/O JAMES P. SPECK, ESQ.
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: NENE Sec 18 T 03N
R 18E

Use: DOMESTIC (.280 CFS)
IRRIGATION (.560 CFS)

Date Filed: 10/19/1988

In: T03N R17E S13 SWNE SENE
NESW NWSW NWSE; S14
SWNW SENW NESW NESE
NWSE; R18E S18 SWNW
105.0 ACRES TOTAL

37-08475

THE CHRISTENSEN 1987 TRUST
DOUGLAS M. CHRISTENSEN TR.
C/O JAMES P. SPECK, ATTY.
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: SWSWNE Sec 10 T
05N R 17E

Use: DOMESTIC (.040 CFS)
IRRIGATION (.075 CFS)

Date Filed: 12/02/1988

In: T05N R17E S10 SWNE
2.5 ACRES TOTAL

37-08476

SLUDER, C.D.
SLUDER, M. JOAN
P.O. BOX 370
BELLEVUE, ID 83313

Source: GROUNDWATER
Diversion Pt: NENWNE Sec 23 T
01N R 18E

Use: IRRIGATION (.080 CFS)
DOMESTIC (.080 CFS)
STOCKWATER (.020 CFS)

Date Filed: 12/02/1988

In: T01N R18E S23 NWNE
2.5 ACRES TOTAL

37-08477

ARGYROS, GEORGE L.
950 S. COAST DRIVE, #200
COSTA MESA, CA 92626

Source: GROUNDWATER
Diversion Pt: NESW Sec 5 T 04N
R 18E

Use: DOMESTIC (.020 CFS)

Date Filed: 12/05/1988

In: T04N R18E S05 NESW

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 APRIL 24, 1989.

R. Keith Higginson, Director

Publish: Wood River Journal-
April 5 & 12, 1989.

MICROFILMED

SEP 26 1989

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R. Keith Higginson, Director

Published 4/05/1989 & 4/12/1989

MICROFILMED
SEP 26 1989

08-Mar-1989

Greenhorn Owners Assoc., Inc.
c/o James P. Speck, Esq.
P.O. Box 987
Ketchum, ID 83340

Re: Application for permit No. 37-08464

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.

Because your application proposes to appropriate water which has been identified as "trust water" in the Swan Falls agreement, it will be processed under rules and regulations for water appropriation that have been adopted as required by law.

Under the rules, applications will be processed at a rate which allows development of 20,000 acres per year. The oldest applications will be processed first, provided that applicants are willing and able to proceed.

For this reason, it is not possible to estimate at this time when action will be taken on your application.

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

RECEIVED

SEP 26 1989

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

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0752

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

December 2, 1988

RECEIVED

DEC - 5 1988

Department of Water Resources
Southern Region Office

Mr. Gary Funderburg
Idaho Department of Water Resources
Southern Region
2148 4th Ave., East
Twin Falls, Idaho 83301

RE: Greenhorn Owners Association, Inc. - Application for
Permit

Dear Gary:

Enclosed you will find the above-referenced Application
For Permit, and our check payable to the Department in the amount
of \$45.00 as the application fee, and the attached sheet which
was inadvertently left out of the envelope when we originally
mailed in the Application. I apologize for the confusion and
inconvenience. Please call me if you have any questions.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/rlk
encl.

MICROFILMED

SEP 26 1989

37-08464