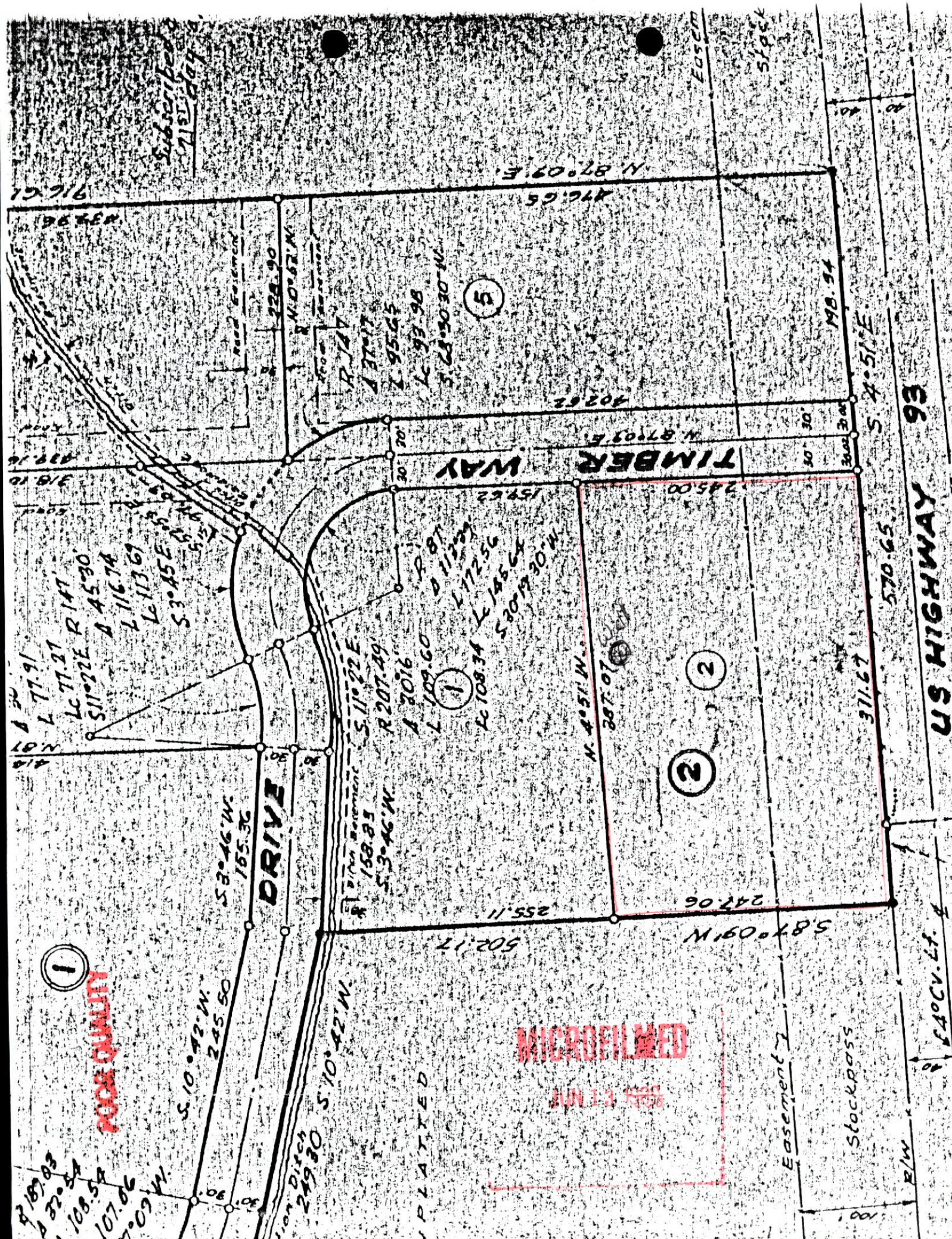


Subscribed
7/15/54

POOR QUALITY

MICROFILMED

JUN 13 1966



US HIGHWAY 93

Easement

Stockpass

E/W

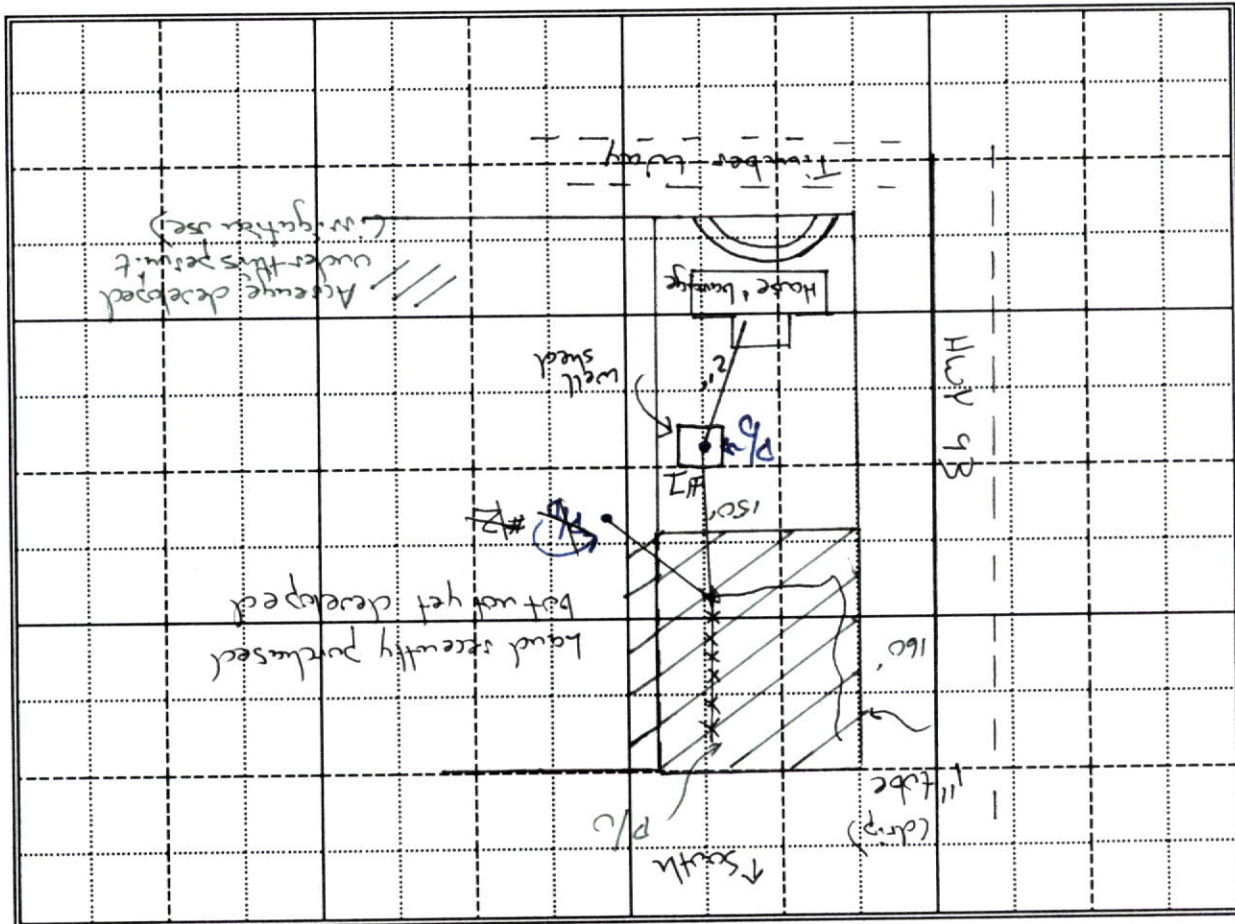
114° 22' 30" 712000m. E. R. 17 E. R. 18 E. 713 KETCHUM (IDAHO 75) 4.2 MI.
43° 37' 30" 5599



Max Potter

(Applicant)

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



Scale: 1" = 50'

✓ 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

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	STA-RITE VIR III	2		Model # 40P46025-39	
2	STA-RITE VIR III	2			

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

D. FLOW MEASUREMENTS

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pitot tube pressure gauge						

2. Measurements:

Using the pitot tube pressure gauge, each system yielded a pressure between 32-34 psi at a sprinkler head. Each system head 7 hrs running.

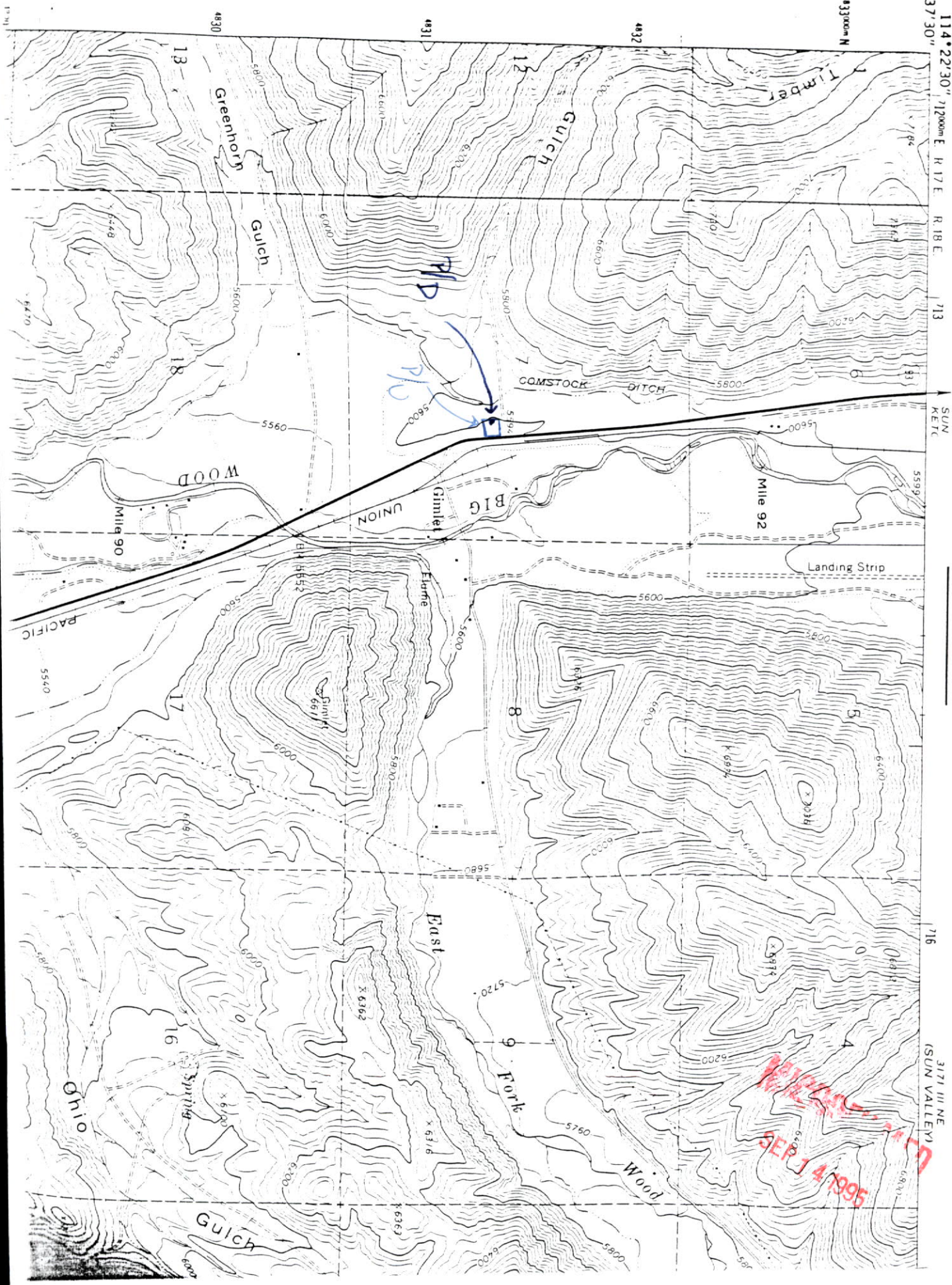
SEP 14 1985

3171 III NW
GRIFFIN BUTTE

114°22'30" 712000 E 4 17 E R 18 E 713
43°37'30"

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

PERMIT 37-08456 INIT BEB
T. 3. S. 9 Q
P/D 03N 8E 07 W5E
SCALE 1" = 2000'
PHOTO ID. _____



P37-8456

These photos were taken on July 2, 1993.

The well is located in a well house behind the permit holder's home.

One line runs underground to the house. Another mainline runs to a tap system



P/D

This home is used in the domestic use part of this permit.

P/U



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SEP 14 1995



P/U

P37-8456 These photos were taken on July 2, 1993.
This photo is taken from the well in the undeveloped lot
looking east to southeast.

The irrigation is for approximately 30 trees.

SEP 14 1995

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 1st day of Mar, 1989, and

the date of the last publication was on the 8th day of Mar, 1989.

David J. Gorham
Subscribed and sworn to before me this 8th day of March, 1989.
(SEAL)

Roberta J. Ketchum
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____
_____ Lines tabular at _____ 5¢/Pica
36 Lines straight at 17.82 4¢/Pica
36 Subsequent lines at 13.86 3¢/Pica
TOTAL COST 31.48

COPY OF NOTICE

(Paste Here)

Not. of Application #37-08456
TITLE OF NOTICE Potter

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Water right sought by Potter

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08456

POTTER, MAX L.
P.O. BOX 993
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: NWSE Sec 7 T
03N R 18E

Use: IRRIGATION (.060 CFS)
DOMESTIC (.040 CFS)

Date Filed: 10/17/1988

In: T03N R18E S07 NWSE
2.5 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before MARCH 20, 1989.

R. Keith Higginson, Director
Publish: Wood River Journal-
March 1 & 8, 1989.

AS OF OCT. 1, 1988

(Idaho Code, Rev. Statutes 1984)

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

No 6438

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MAR 10 1989

Department of Water Resources
Southern Region Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08456

Priority: October 17, 1988

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

4.5 AF

This is to certify, that MAX L POTTER
PO BOX 993

KETCHUM ID 83340

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 17, 1988; and has submitted Proof of Beneficial Use on May 11, 1990. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.03 CFS	3.9 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.05 CFS	4.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 7, Township 03N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

03N 18E 7

ACRES

NWSE 1.1

ACRES

ACRES

TOTAL

1.1

Total number of acres irrigated:

1.1

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Irrigation use under this right is authorized only in connection with a domestic use.

SEP 14 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08456

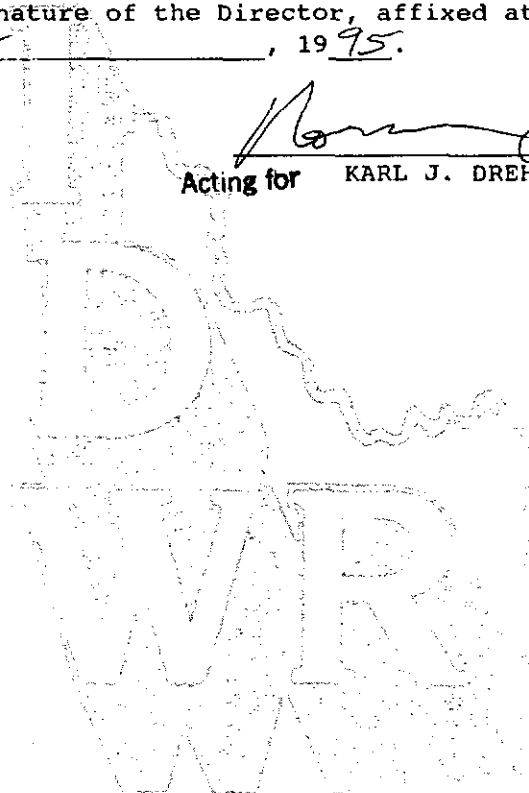
CONDITIONS/REMARKS:

7. Place of use is located within Lot 2, Block 2, Valley View Subdivision.
8. Domestic use is for 1 home.
9. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

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 24th day of AUGUST, 1995.

Acting for

KARL J. DREHER, Director



SEP 14 1995

RECEIVED

For Office Use Only
Amt. of Fee \$50⁰⁰
Date 5-11-90
Receipt No. 5012394
Received by J. S. Stanton
JS-6-12-90

MAY 11 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region Office

PROOF OF BENEFICIAL USE

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. 37-8456 Telephone No. 788-3413

Name(s) of Permit Holder(s): Max L. Potter

Post Office Address: P.O. Box 993

Source of Water: Ketchum, ID 83340

If ground water, well driller's name: Wood River Drilling & Pump Date drilled: 1975

Extent of Use:
Domestic 1 (No. of households) Irrigation 3 (No. of acres)
Stockwater 7 head cattle & horses (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 0.13 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1975

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

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

OR

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

RECEIVED
MAY 15 1990

Department of Water Resources

Fee Enclosed: \$ 50⁰⁰ (See License Examination Fee Schedule)

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

Permittee
Name Telephone No.

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.

JUN 21 1990

5-11-90
Date

Max Potter
Signature (and title if on behalf of a company or organization)

RECEIVED

Form 202
6/85

OCT 17 1988

Department of Water Resources
Southern Region Office

STATE OF IDAHO

Ident. No. 37-08456

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Max L. Potter Phone _____
Post office address Box 993 Ketchum, Id 83340
2. Source of water supply ground water which is a tributary of _____
3. Location of point of diversion is _____ ¼ of NW ¼ of SE ¼, Govt. Lot 2
Sec. 7 Township 3N Range 18E B.M. Blaine County; additional
points of diversion if any: None
4. Water will be used for the following purposes:
Amount .040 for Domestic purposes from 1/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .060 for Irrigation purposes from 5/01 to 11/01 (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) .060 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. well & Pump
 - b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
reservoir capacity NA acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 6" inches; proposed depth of well is 90 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
already in use years (minimum 1 year).
(1 year)

MAILED

JUN 13 1989

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	18E	7		2.5												2.5			2.5
				D															

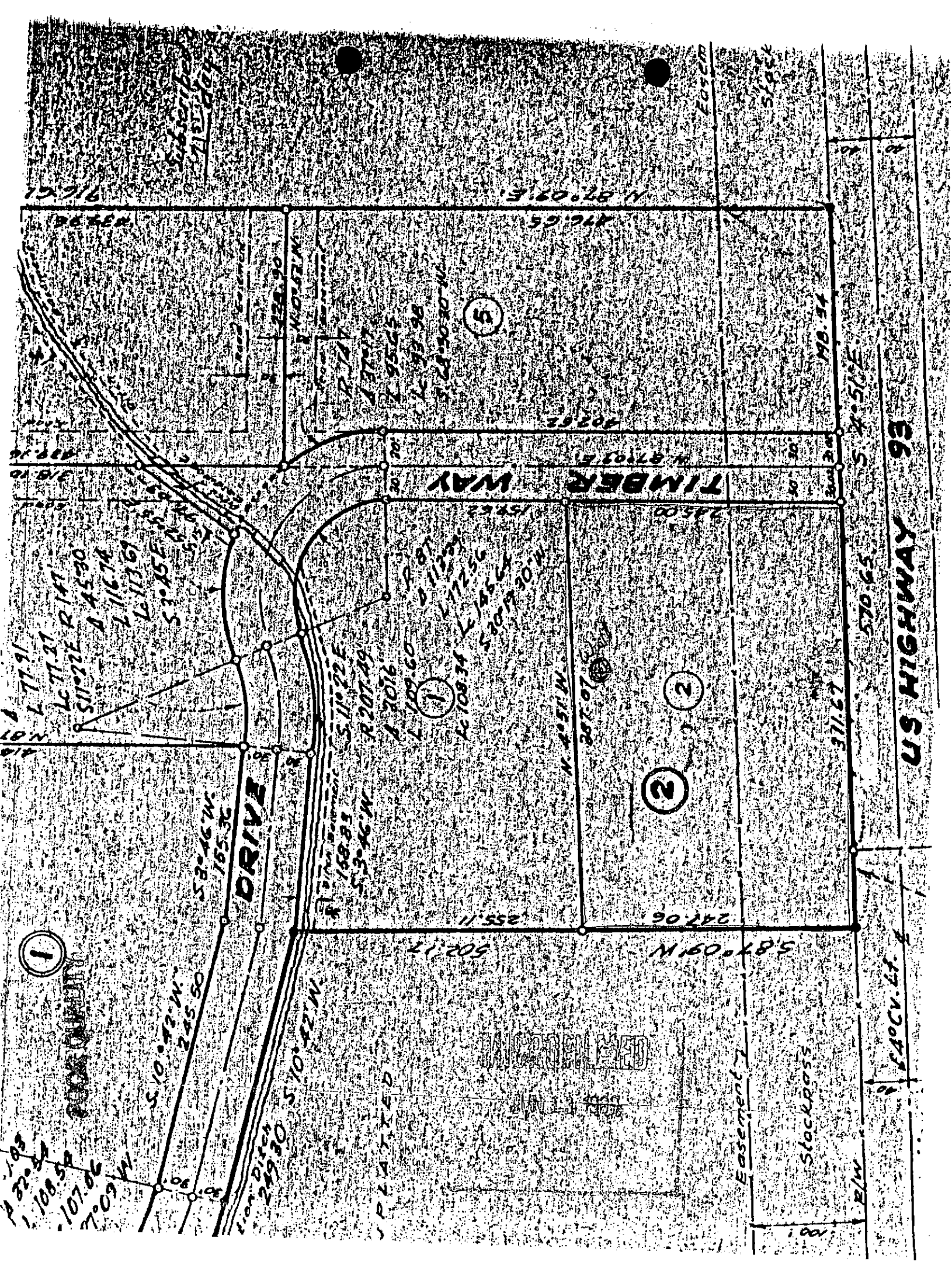
Total number of acres to be irrigated 2.5

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

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

12. Remarks: Place of use is Lot 2, Block 2, Valley View Subdiv.

JUN 13 1989



1

1

2

2

5

POOR QUALITY

DRIVE

TIMBER WAY

US HIGHWAY 93

EASEMENT

STOCKPASS

R/W

EASEMENT

STOCK

UNRECORDED

IN 1963

916.61

N 87° 09' E

476.65

M 8.94

S 4° 51' E

570.65

371.67

5.87° 09' W

247.06

502.17

S 11° 22' E

168.81

R 207.49

S 3° 46' W

120.76

L 109.60

R 87

L 108.34

L 172.56

S 20° 19' 30" W

154.64

255.11

287.07

N 4° 51' W

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S 10° 42' W

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S 8° 46' W

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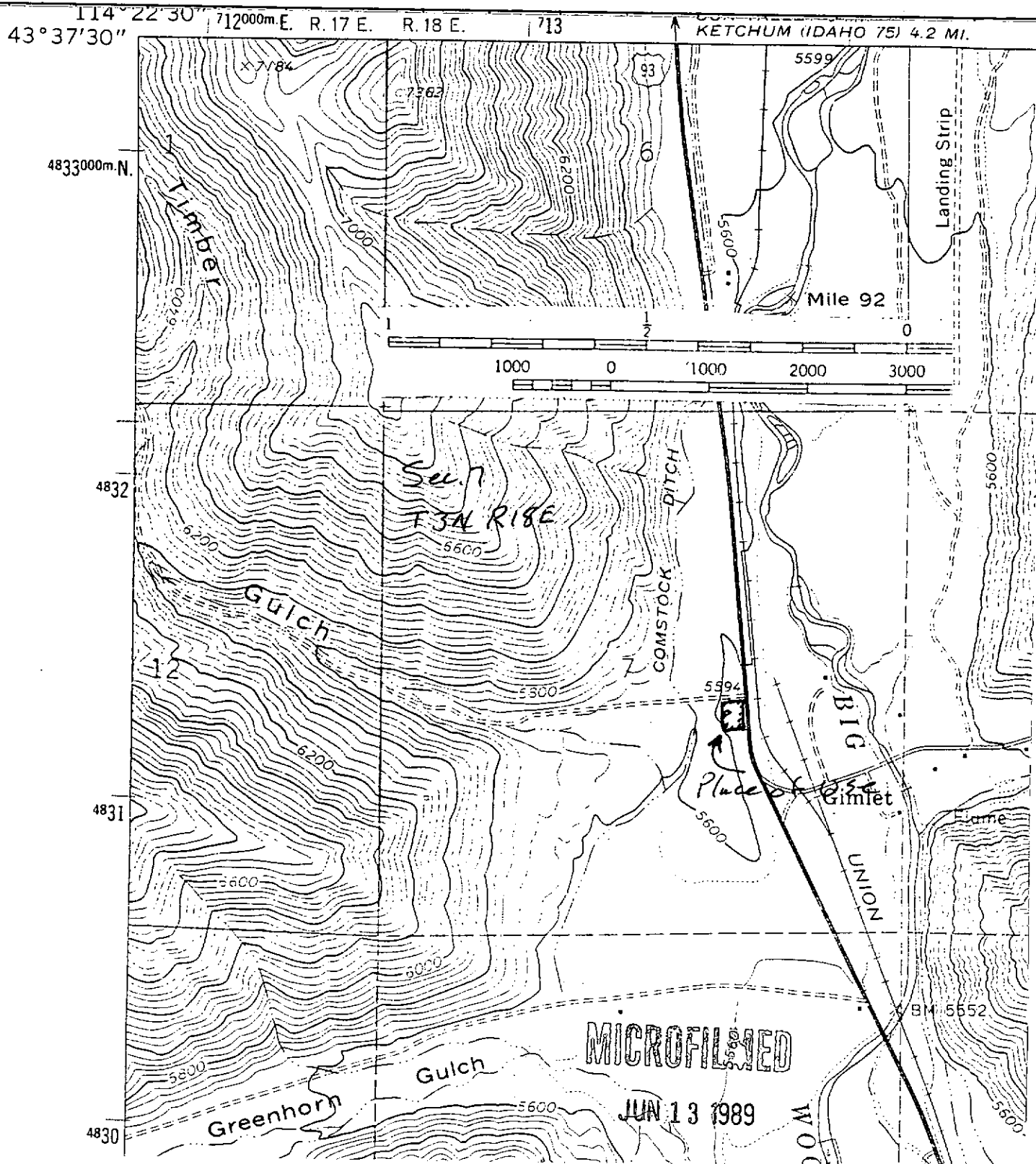
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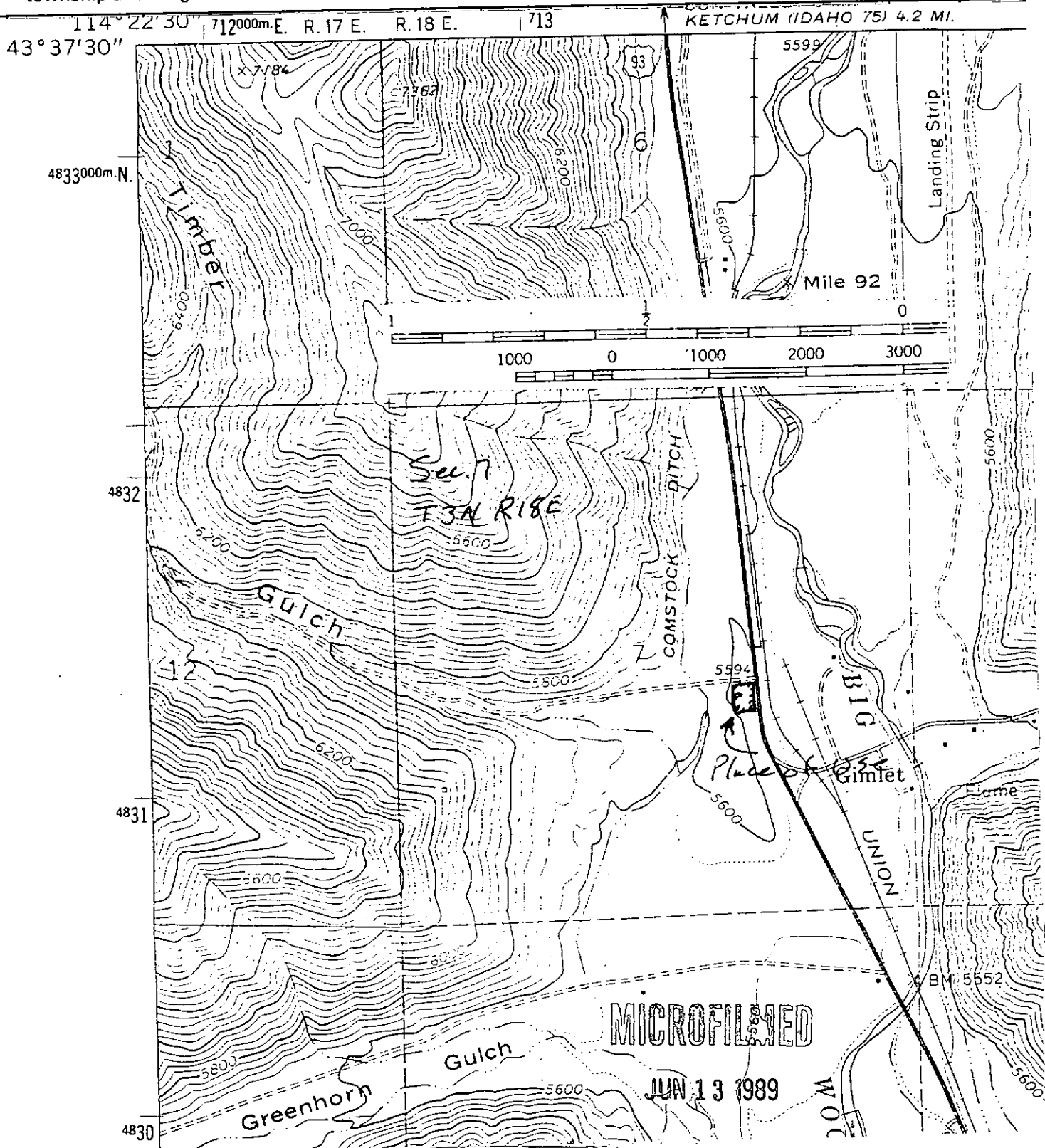
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Max P. Pater
(Applicant)

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.

Max Peter
(Applicant)



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

August 25, 1995

MAX L POTTER
PO BOX 993
KETCHUM ID 83340

RE: WATER RIGHT NO. 37-08456

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

SEP 14 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 37-08456 DATE 8-14-95



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? ☐

PLACE OF USE ☐ ☒ Amendment needed? ☐
☐ ☒ Overlaps? ☐

DIV RATE ☒ Permit/fee limits: .06 cfs
sprinkler Meas Q = .06 Theo Q = .07 Recommend: .05
.6 acre of trees + allowable .5 acre for lawn.
1.1 acre allow .03 irr / .02 domestic
Combined rates exceed capacity ☐

ANNUAL VOLUME ☒ Volume Limit: (new) Season: B3.5 (4-15 to 10-15)
Calculations: 1.1 acre x 3.5 = 3.9 gf
Dom/int use = .6 gf
Flow limit: ☐ cfs x ☐ x 1.9835 = ☐
Combined volumes exceed capacity/allowable ☐

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

ADDITIONAL INFO Supplemental Groundwater ☐ PPU Scenario ☐
Irr/Dom Combination YES Shared G/W System ☐

NEW REMARKS ☒ Multiple p/d(s) in 1/4 1/4?
WB5 Other + P/U description Lot 2, BL 2, Valley View Sub

NEW CONDITIONS ☐ Watermaster control - District ☐
☐ Measuring/Locking Devices ☐
RSO ☐ Irrigation Overlap ☐
☐ Other ☐
☐ Water Quality ☐ Heat/Cool/Fish verified ☐

COMMENTS: Reduce acres
No mention of any surface water used or available.
under different priority date 37-11684

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed	LICENSE
<u>Irrigation</u>	<u>.03</u>	<u>3.9</u>	<u>YES</u>	<u>YES</u>	☒
<u>Domestic</u>	<u>.02</u>	<u>.6</u>			
<u>Total</u>	<u>.05</u>	<u>4.5</u>			

1ST AMEND LETTER ☐
2ND AMEND LETTER ☐

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 21 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-08456

1. Owner: Max L. Potter

Phone No. 788-3413

Current Address: P.O. Box 993 Ketchum, ID 83340

2. Accompanied by: Max L. Potter

EXAM DATE: 7-2-93

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: NONE

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1			NW	SE	07	03N	18E	Blaine	USGS Topo, Inspection
#2			NW	SE	07	03N	18E	Blaine	USGS Topo, Inspection

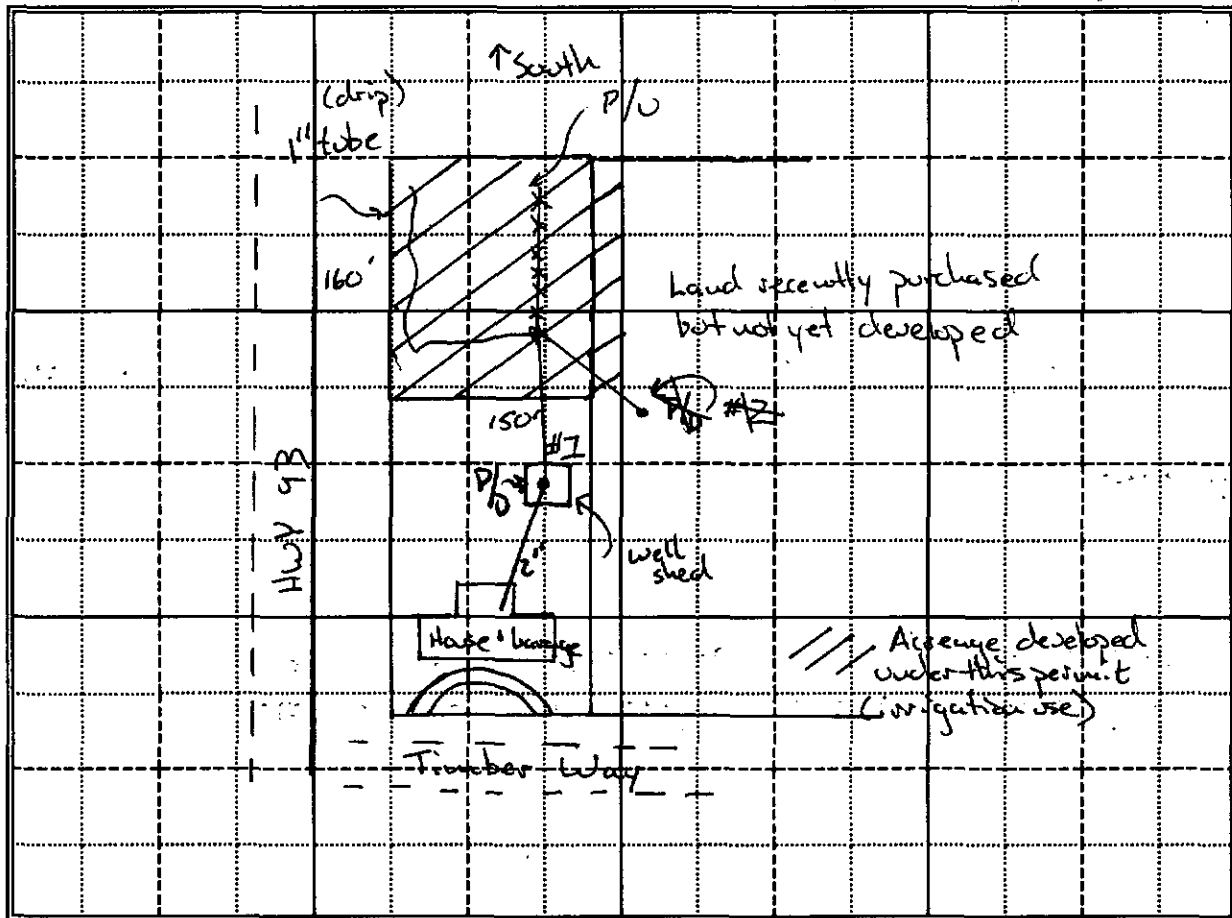
2. Place(s) of Use:

Indicate Method of Determination USGS Topo, Inspection

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	07														D			D
																0.6			0.6

SEP 4 1995

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



Scale: 1 in. = 50'

☒ 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
1	STA-RITE VIII	2		Model # 40P46025-39	
~~2~~	~~STA-RITE VIII~~	~~2~~			

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pitot tube & pressure gauge						

2. Measurements: Using the pitot tube & pressure gauge, each system yielded a pressure between 32-34 psi at a sprinkler head. Each system had 7 heads running.

SEP 14 1993

E. NARRATIVE/REMARKS/COMMENTS

see attached page

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

RECEIVED
SEP 14 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

34 psi with 9/64" nozzle $\approx 3.50 \text{ gpm}$
 $3.5 \times 7 = 24.5 \text{ gpm}$

$$\frac{8.8 \times 7 \times 24}{45 + (50 \times 2.31)} = .08 \text{ cfs}$$

$$\frac{24.5 \text{ gpm}}{448.8 \text{ gpm}} \approx 0.0546 \approx 0.06 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (0.6 \text{ acre}) \times (3.5 \text{ cfs/acre}) = 2.1 \text{ cfs}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.02 \text{ cfs}) (184) (1.9835) = 7.3 \text{ cfs}$$

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	0.04	1.2
* Irrigation	4/15	10/15	0.02	2.1
			Totals:	3.3 cfs

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name Brett Bailey Date 7-20-93

Reviewer _____ Date _____

* See adjustment memo. B

RECORDED

SEAL

SEP 14 1993

MEMORANDUM

TO: File 37-08456 / Max Potter
FROM: Brenda Chapman
DATE: August 14, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

F. FLOW CALCULATIONS

The domestic and irrigation rates have been adjusted. The allowable $\frac{1}{2}$ acre for the domestic lawn, garden, etc. has been added to the irrigated acres. This conforms the recommendation with the current guidelines for processing combination domestic and irrigation rights.

G. VOLUME CALCULATIONS

The domestic and irrigation volumes have been adjusted to cover 1.1 acres of irrigation and internal domestic use for one home.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-15 to 10-15	.03	3.9
Domestic	1-01 to 12-31	.02	.6

RECEIVED
SEP 14 1995

DATE: JULY 2, 1993

FROM: BRETT BARRY

SUBJECT: 37-08456 FIELD EXAM REPORT: NARRATIVE/COMMENTS

On July 2, 1993 the field examination for the above water permit was conducted. Max Potter, the permit holder, accompanied myself during this examination. This permit is to appropriate a total of 0.06 cfs for domestic and irrigation use.

The water system consisted of a 2 H.P. submersible pump that had two lines diverting from the well. One two inch line went underground from the well into the house for domestic use. The other line diverted outside the well house to a tap system for irrigation use.

The lawn was irrigated with a underground sprinkler system that consisted of pop up Rainbird Maxi Paw heads. The irrigation of the lawn is included in the domestic use.

The irrigation use consisted of watering approximately 30 trees and various flowers. The irrigation component was measured to be only 0.60 of an acre (the whole lot was app. 2.5 acres).

At the time of the exam the trees were being watered from an another well from the lot next door. This lot was recently purchased and had not been developed yet. This well is supplying water only temporarily to the trees due to various reasons.

For the past couple of years the trees have been watered with two portable hand lines from the original well.

A measurement was completed on each system. The pressure calculated with a pitot tube and pressure gauge was 32-34 psi with 7 hds running. This measurement was the same on both systems(each had 7 hds running-different type heads though). Various manufactured types of sprinkler were used but most consisted of 9/64 in nozzles.

RECEIVED
SEP 14 1995

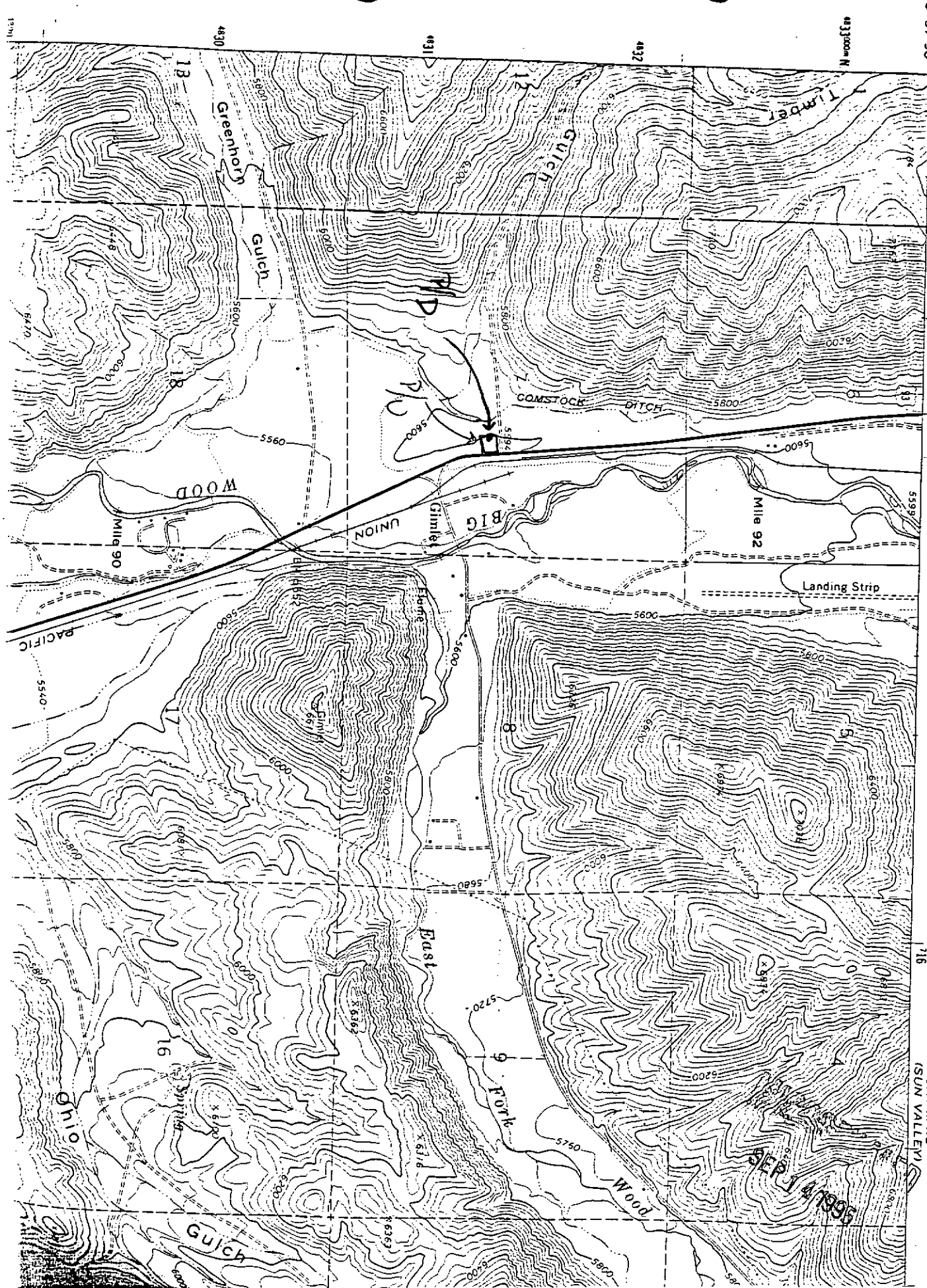
3171 III NW
GRIFFIN BUTTE

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

43°37'30" 114°22'30" 712000 E. R. 17 E. R. 18 E. 713

SUN
KET

PERMIT 37-08456 INTT BLB
T. R. S. 9/9
P/D DBU RE 07 WSE
SCALE 1"=2000'
PHOTO ID. _____



USE TYPEWRITER OR
BALL POINT PEN

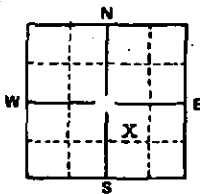
State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

RECEIVED

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

JUL 19 1974

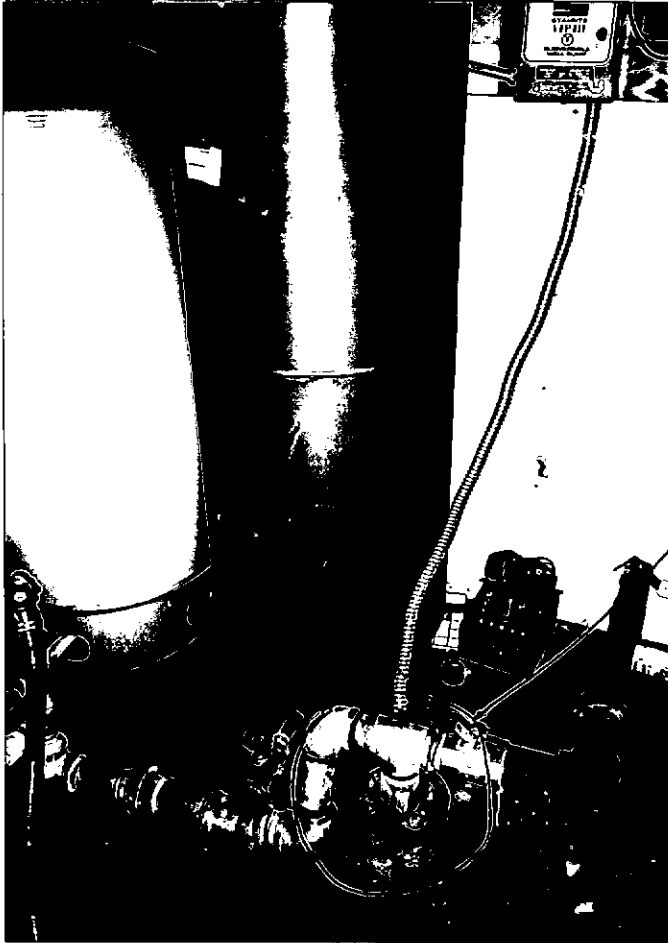
1. WELL OWNER Name <u>Max Potter</u> Address <u>Ketchum</u> Owner's Permit No. _____		7. WATER LEVEL Department of Water Administration Southern District Office Static water level <u>44</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality <u>Good</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																					
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____		8. WELL TEST DATA ☐ Pump ☒ Bailer ☐ Other Discharge G.P.M. <u>30</u> Draw Down <u>6ft.</u> Hours Pumped <u>One</u>																																																					
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>8</td><td>0</td><td>4</td><td>Top Soil</td><td></td><td>x</td></tr><tr><td>8</td><td>4</td><td>18</td><td>Gravel Set in Clay</td><td></td><td>x</td></tr><tr><td>6</td><td>18</td><td>50</td><td>(" " " " ")</td><td></td><td>x</td></tr><tr><td>6</td><td>50</td><td>63</td><td>Pea Gravel some water</td><td></td><td>x</td></tr><tr><td>6</td><td>63</td><td>75</td><td>Water Gravel</td><td></td><td>x</td></tr><tr><td>6</td><td>75</td><td>84</td><td>Gravel set in clay</td><td></td><td>x</td></tr><tr><td>6</td><td>84</td><td>88</td><td>Gravel Set in Clay</td><td></td><td>x</td></tr></tbody></table>		Hole Diam.	Depth		Material	Water		From	To	Yes	No	8	0	4	Top Soil		x	8	4	18	Gravel Set in Clay		x	6	18	50	(" " " " ")		x	6	50	63	Pea Gravel some water		x	6	63	75	Water Gravel		x	6	75	84	Gravel set in clay		x	6	84	88	Gravel Set in Clay		x
Hole Diam.	Depth		Material		Water																																																		
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6	18	50	(" " " " ")		x																																																		
6	50	63	Pea Gravel some water		x																																																		
6	63	75	Water Gravel		x																																																		
6	75	84	Gravel set in clay		x																																																		
6	84	88	Gravel Set in Clay		x																																																		
4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																																							
5. WELL CONSTRUCTION Diameter of hole <u>6</u> inches Total depth <u>88</u> feet Casing schedule: ☒ Steel ☒ Concrete Thickness Diameter From To <u>250</u> inches <u>6</u> inches <u>1</u> feet <u>88</u> feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet _____ inches _____ inches _____ feet _____ feet Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch Size of perforation <u>1/4</u> inches by <u>1 1/2</u> inches Number From To <u>4</u> perforations <u>85</u> feet <u>55</u> feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☒ Yes ☐ No To what depth <u>18</u> feet Material used in seal ☐ Cement grout ☒ Puddling clay																																																							
6. LOCATION OF WELL Sketch map location must agree with written location.  County <u>Blaine</u> NW <u>1/4</u> SE <u>1/4</u> Sec. <u>2</u> T. <u>3N</u> N/S, R. <u>18E</u> E/W		10. Work started <u>18 June 1974</u> finished <u>22 June 1974</u>																																																					
		11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. Ken Smith Well Drilling 245 Driller's or Firm's Name Number Box 1165 Hailey Idaho Address Signed By <u>Ken Smith</u> Date _____																																																					

P37-8456

These photos were taken
on July 2, 1993.

The well is located in
a well house behind the
permit holder's home.

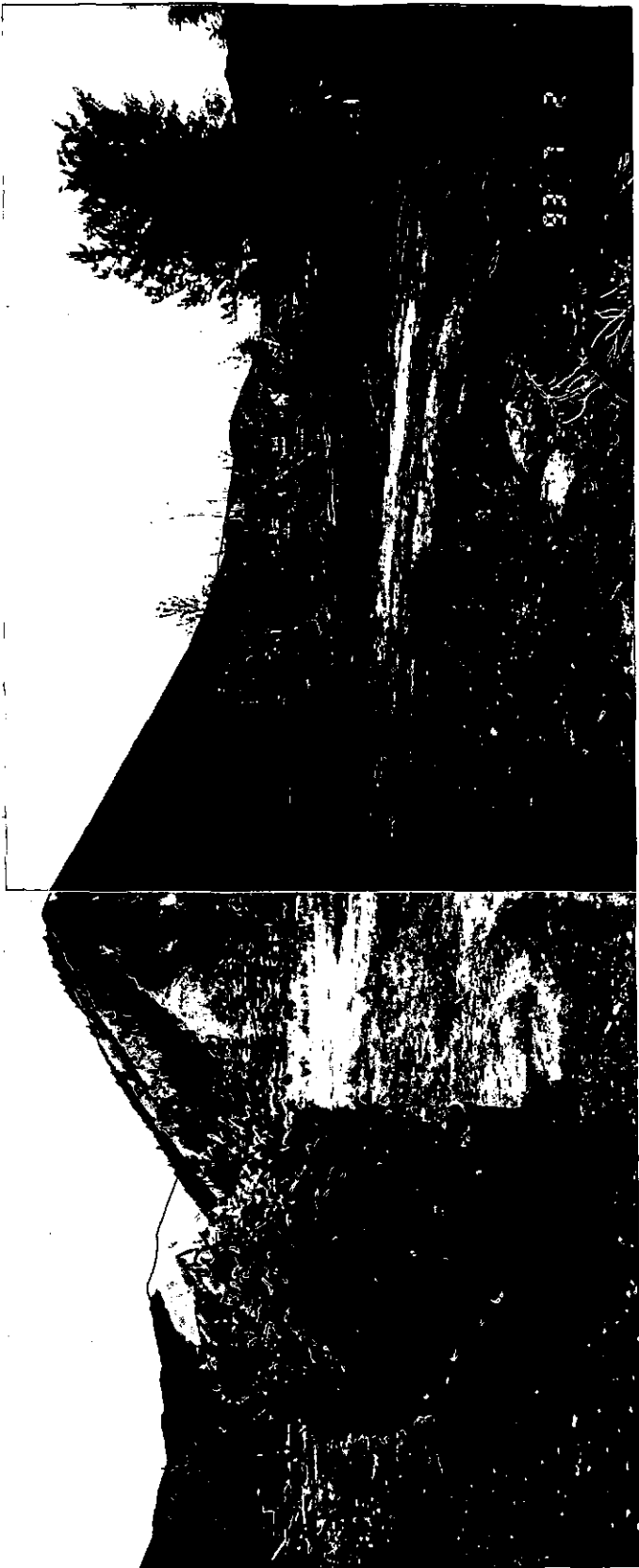
One line runs underground
to the house. Another mainline
runs to a tap system



This home is used
in the domestic use
part of this permit.



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P/C

P37-8456 These photos were taken on July 2, 1993.
This photo is taken from the well in the undeveloped lot
looking east to southeast.

The irrigation is for approximately 30 trees.

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SEP 14 1995

June 19, 1990

MAX L. POTTER
P.O. BOX 993
KETCHUM, ID 83340

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08456

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

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JUN 21 1990

Note - Notice returned
to dept. "unclaimed".

I'm sending
to same address

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

RETURNED
TO
SENDER
REASON: CHECKED
Unclaimed
Addressed Not known
Insufficient Address
No such street number
No such office in area
Do not to mail to this envelope

Department of Water Resources

APR 18 1990

RECEIVED

APR - 2 90

JUN 21 1990

CERTIFIED MAIL

APR 8 1990
2nd Office - APR 10 1990

NO. 138496

|||||

138496
March 31, 1990

MAX L. POTTER
P.O. BOX 993
KETCHUM, ID 83340

PROOF DUE NOTICE

RE: PERMIT NO. 37-08456

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 June 1, 1990.

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

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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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JUN 21 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
June 2, 1989

MAX L. POTTER
P.O. BOX 993
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. 37-08456

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

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JUN 13 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

JUN 13 1989

17-Feb-1989

Max L. Potter  
P.O. Box 993  
Ketchum, ID 83340

Re: Application for Permit No. 37-08456

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 3/1 & 3/8/89. 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,

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

LH:MB

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JUN 13 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 1<sup>st</sup> day of Mar, 1989, and

the date of the last publication was on the 8<sup>th</sup> day of Mar, 1989.

*Daniel J. Gorham*  
Subscribed and sworn to before me this 8<sup>th</sup> day of March, 1989.  
(SEAL)

*Roberta K. Ketchum*  
NOTARY PUBLIC

WOOD RIVER JOURNAL  
Hailey, Idaho

## COST OF PUBLICATION

Number of Picas per Line \_\_\_\_\_  
Number of Lines in Notice 36  
Number of Insertions 2  
\_\_\_\_\_ Lines tabular at \_\_\_\_\_ 5¢/Pica  
36 Lines straight at 17.82 4¢/Pica  
36 Subsequent lines at 13.86 3¢/Pica  
TOTAL COST 314.88

## COPY OF NOTICE

(Paste Here)

*Not. of Application #37-08456*  
TITLE OF NOTICE *Potter*

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

*Dept. of Water Resources*  
BILL TO

## Water right sought by Potter.

### NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08456

POTTER, MAX L.  
P.O. BOX 993  
KETCHUM, ID 83340

Source: GROUNDWATER  
Diversion Pt: NWSE Sec 7 T  
03N R 18E

Use: IRRIGATION (060 CFS)  
DOMESTIC (040 CFS)

Date Filed: 10/17/1988  
In: T03N R18E S07 NWSE  
2.5 ACRES TOTAL

The permit(s) will be subject to all  
prior water rights. Protests may  
be submitted based on the criteria  
of Sec. 42-203A, Idaho Code,  
and/or the new public interest  
criteria of Sec. 42-203C, Idaho  
Code. Protests must be filed with  
the Director, Dept. of Water  
Resources, 2148 4th Avenue  
East, Twin Falls, Idaho 83301, on  
or before MARCH 20, 1989.

R. Keith Higginson, Director  
Publish: Wood River Journal  
March 1 & 8, 1989.

RS 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 6438

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MAR 10 1989

Department of Water Resources  
Southern Region Office

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

---

FEBRUARY 17, 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 MARCH 20, 1989.

Yours truly,

Mary Baldwin  
Secretary/Office Coordinator

Enclosure

RECEIVED  
JUN 13 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

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JUN 13 1989

37-08456

POTTER, MAX L.  
P.O. BOX 993  
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NWSE Sec 7 T 03N R 18E

Use: IRRIGATION ( .060 CFS)  
DOMESTIC ( .040 CFS)

Date Filed: 10/17/1988

In: T03N R18E S07 NWSE

2.5 ACRES TOTAL

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JUN 13 1989

**NOTICE OF APPLICATION  
FOR WATER RIGHT**

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

37-08456

POTTER, MAX L.  
P.O. BOX 993  
KETCHUM, ID 83340

Source: GROUNDWATER  
Diversion Pt: NWSE Sec 7 T  
03N R 18E

Use: IRRIGATION (.060 CFS)  
DOMESTIC (.040 CFS)

Date Filed: 10/17/1988

In: T03N R18E S07 NWSE  
2.5 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before MARCH 20, 1989.

R. Keith Higginson, Director

Publish: Wood River Journal-  
March 1 & 8, 1989.

OK  
MB  
2/23/89

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JUN 13 1989

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before MARCH 20, 1989.

R. Keith Higginson, Director

Published 3/01/1989 & 3/08/1989

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