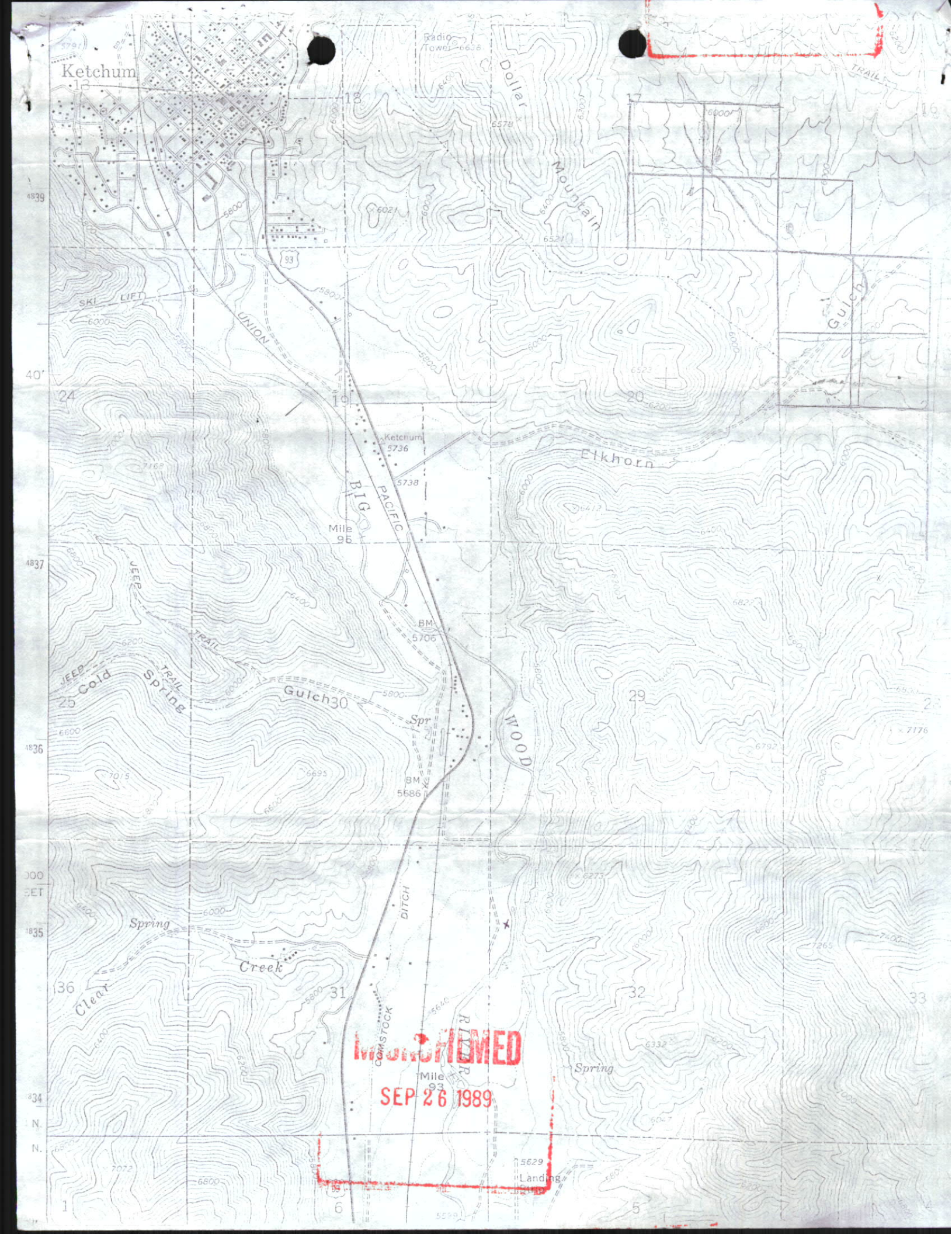
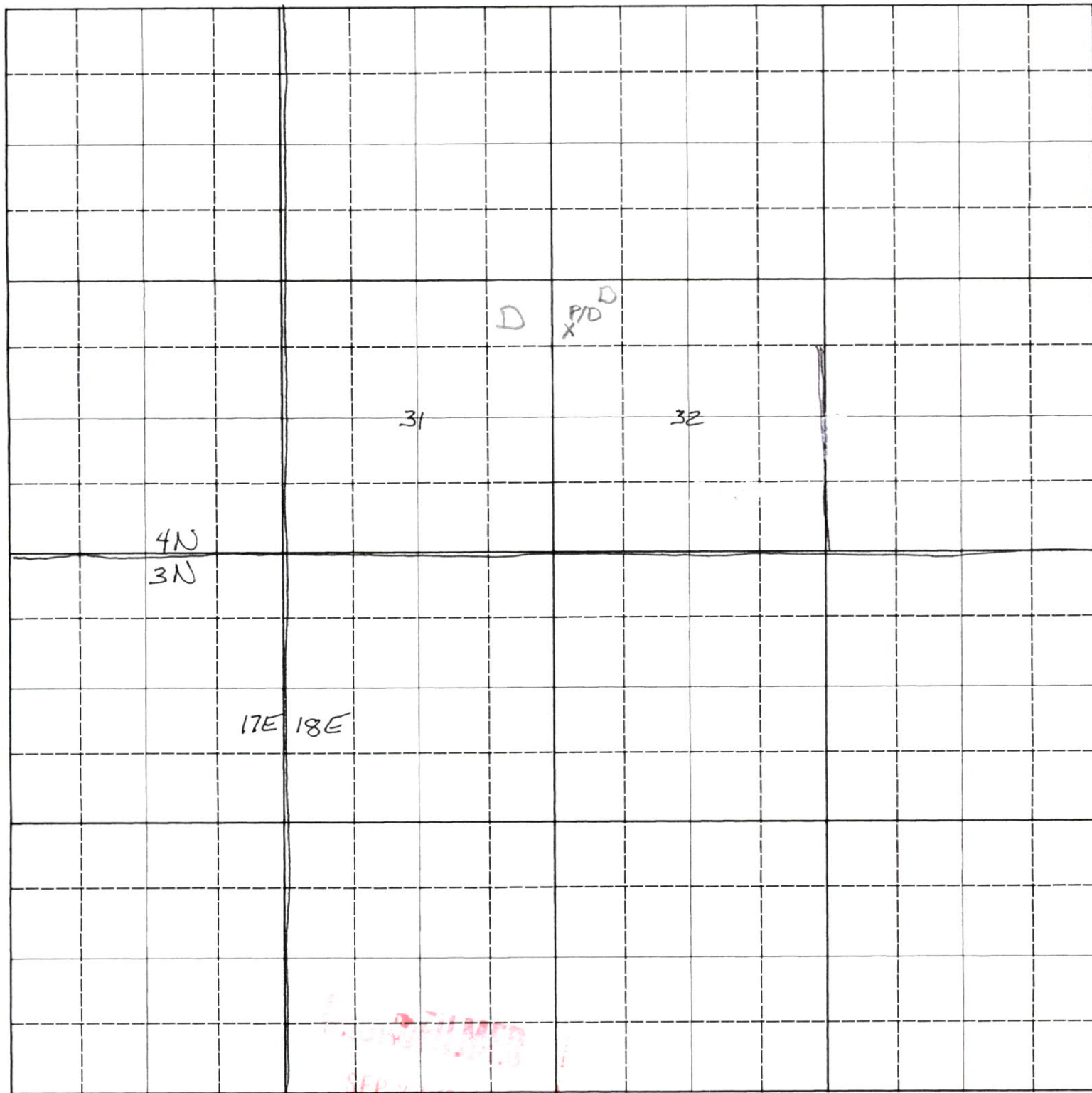




MicroFILMED

SEP 26 1989

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.

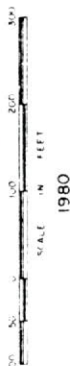
Mary Johnson
 (Applicant) Title
 Secretary Treasure
 State Homeowners Assoc.

STARLITE SUBDIVISION

LYING WITHIN THE NE 1/4 NE 1/4, SEC. 31, & THE NW 1/4 NW 1/4, SEC. 32,

T. 4N, R. 18E., BM., BLAINE COUNTY, IDAHO

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a resurvey.

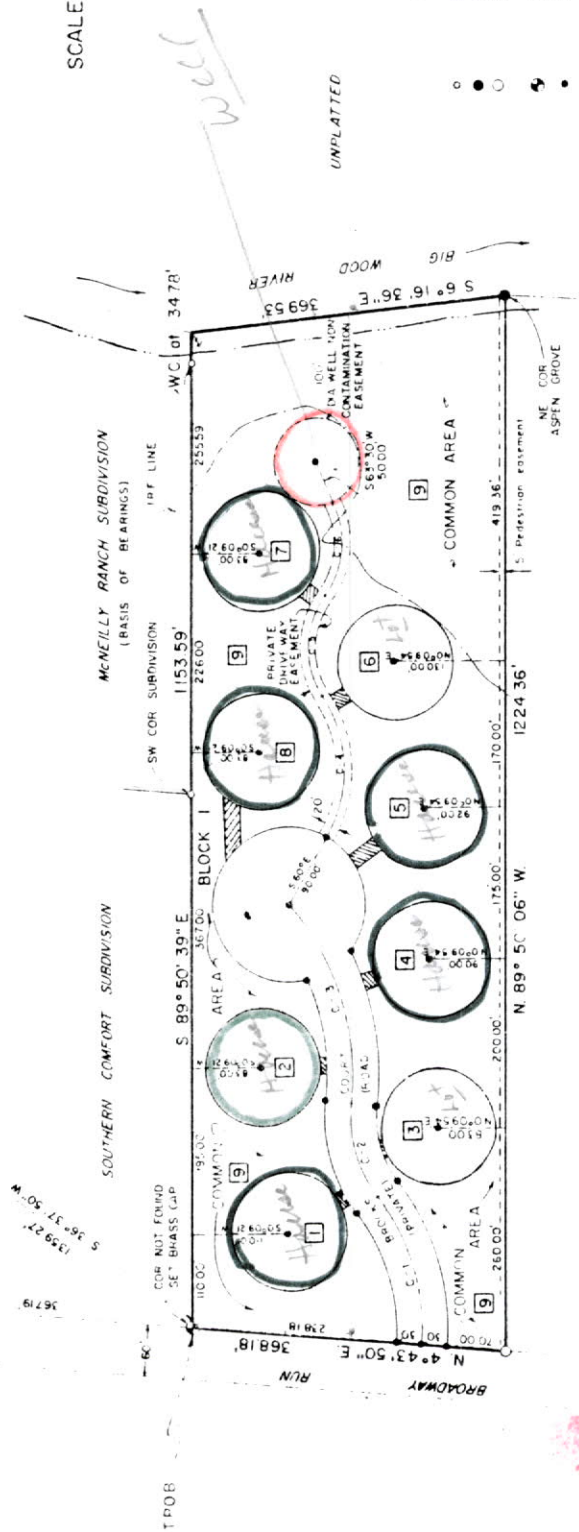
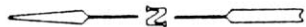


1980

BIG WOOD RIVER RANCH
ORIGINAL CORNER
(1971)
30 29
31 32
BLM.
BRASS CAP (1969)

CURVE	P	Δ	L	Ch	Reading
C-1	250.00	47°40'00"	97.64	186.17	N 73° 23' 50" E
C-2	150.00	45° 01' 43"	62.18	117.88	N 74° 34' 42" E
C-3	300.00	47°38'28"	132.44	242.32	N 73° 16' 19" E
C-4	150.00	63°50'20"	93.44	167.13	N 68° 04' 50" E
C-5	100.00	73°03'55"	74.08	127.52	S 87° 18' 23" E
C-6	100.00	65°43'35"	64.60	114.71	S 83° 38' 14" E

SCALE: 1" = 100'



NOTE

- All lots are 135 feet in diameter
- All driveway approaches to lots are 20 feet wide
- Lot 9 is designated Common Area
- All sewerage drain fields shall be 300 feet minimum from Big Wood River
- All lots are 0.33 acres
- Common area (lot 9) contains 5.68 acres
- 20' Fisherman's easement along Big Wood River

PRIVATE ROAD

The roads as shown on this plat are hereby reserved as private roads. The purchaser and/or owner of any lots or parcels understands and agrees that private road construction, maintenance and snow removal shall be the obligation of the owner, his successors in interest, or homeowners association and that Blaine County is in no way obligated to accept, maintain or improve these roads and that each owner shall notify, in writing, any successor in interest of these facts.

LEGEND

- Found 1/2" Rebar
- Found 5/8" Rebar
- Set 5/8" x 30" Rebar w Plastic Cap No 3621
- Set Brass Cap
- Set 1/2 x 24" Rebar w Plastic Cap No 3621
- 100 Year Floodplain
- Floodway by Army Corps of Engineers and Fisherman's easement
- Lot Numbers
- 20' Wide driveway and utility easement

SEP 26 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 1st day of Mar, 19 89, and

the date of the last publication was on the 8th day of Mar, 19 89.

Daniel J. Gorham
Subscribed and sworn to before me this 8th day of March, 19 89.
(SEAL)

Rubeta J. Ketchum
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 40.5
Number of Insertions 2
Lines tabular at _____ 5¢/Pica
40.5 Lines straight at 20.05 4¢/Pica
40.5 Subsequent lines at 15.59 3¢/Pica
TOTAL COST 35.64

COPY OF NOTICE

(Paste Here)

Not. of Application #37-08454
TITLE OF NOTICE Starlight

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Water right sought by Starlight

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08454

STARLIGHT
HOMEOWNERS ASSOC.
P.O. BOX 372
SUN VALLEY, ID 83353
Source: GROUNDWATER
Diversion Pt: SWNWNW Sec 32 T
04N R 18E
Use: IRRIGATION (.120 CFS)
DOMESTIC (.320 CFS)
FIRE
PROTECTION (.560 CFS)
Date Filed: 11/21/1988
In: T04N R18E S31 NENE
S32 NWNW
2.7 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.

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

OK MB
3/13/89
11
MAILED
SEP 26 1989

No 6436
RECEIVED

MAR 10 1989

Department of Water Resources
Southern Region Office

initially
rec'd 10-31-88, sent back 11-17
Amended rec'd 11-21

Ident. No. 37-08454

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Starlight Homeowners Assoc Phone 726-7135
Post office address P.O. Box 372 Sun Valley ID 83353
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is Sec 32 1/4 of N4 1/4 of N4 1/4, Govt. Lot _____
Sec. 32 Township 4 N Range 18 E B.M. Blaine County; additional
points of diversion if any: _____
4. Water will be used for the following purposes: ** Edits by DRI 4/2/89 per telecon with Mary Johnson 6/1/89*
Amount .13* for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .34* for Fire Protection purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .08* for Irrigation purposes from April 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)
5. Total quantity to be appropriated is (a) .44 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. 12" well, 63' deep w/
primary and backup submersible pump
- b. Height of storage dam N/A 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 N/A inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 yr years (minimum 1 year).

MICROFILMED

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. 8 (eight) homes and yards
- 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	
4N	18E	31	^{1.4} D																1.4 DRS
4N	18E	32						D											1.3 DRS

Total number of acres to be irrigated 2.7 DRS

10. Describe any other water rights used for the same purposes as described above. N/A

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

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

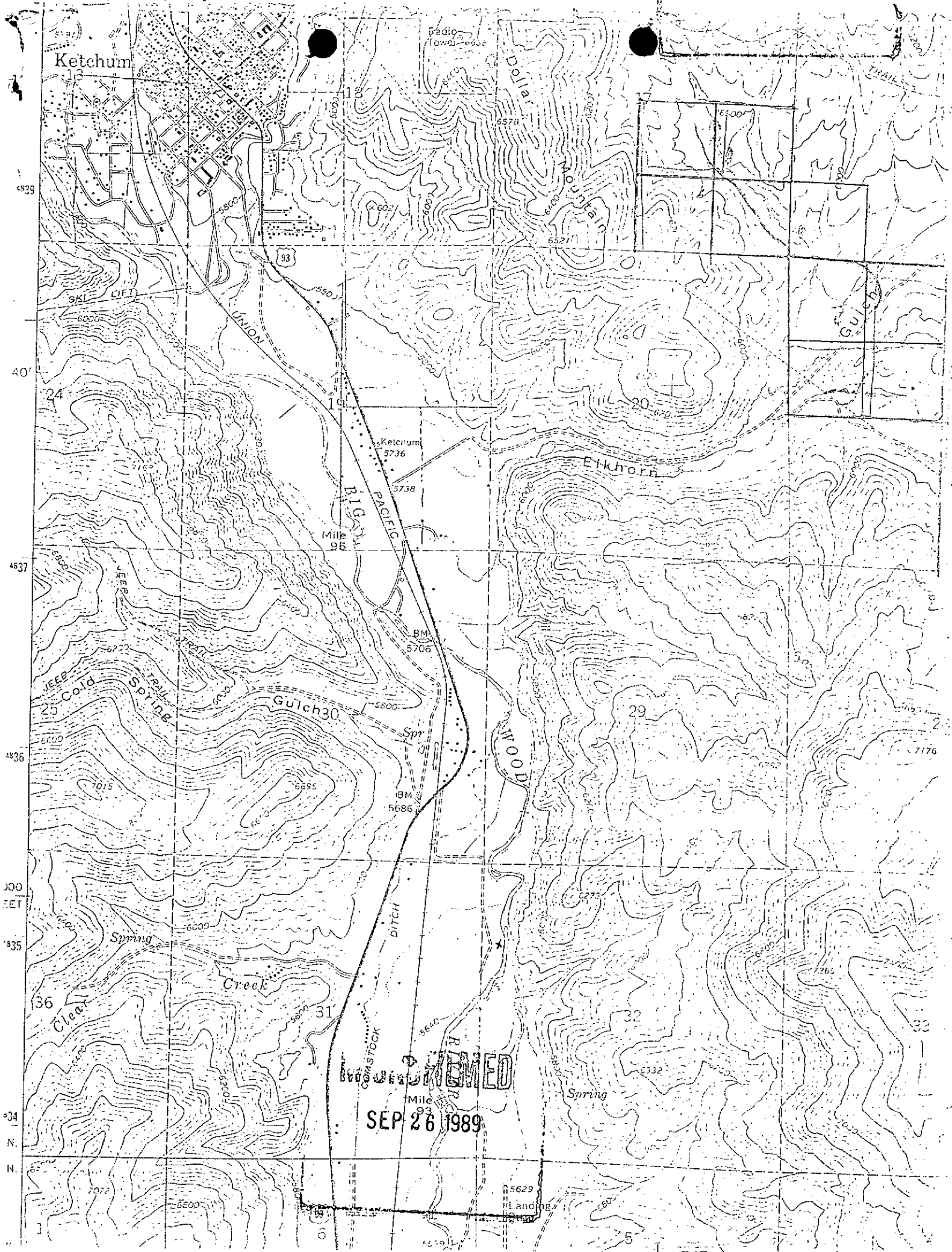
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

→ *12. Remarks: Officers: Mr. Irwin Kauland - Vice President
Mrs. Mary Lou Johnson - Sec. / Treasurer

New President will be elected Jan. Mr. Mark Burggraf - was president - Harried 11/2 to Utah.

MICROFILMED

SEP 26 1989



Ketchum

Radio Town Lodge

Dollar Mountain

Gulch

Elkhorn

Gulch 30

WOOD

Spring

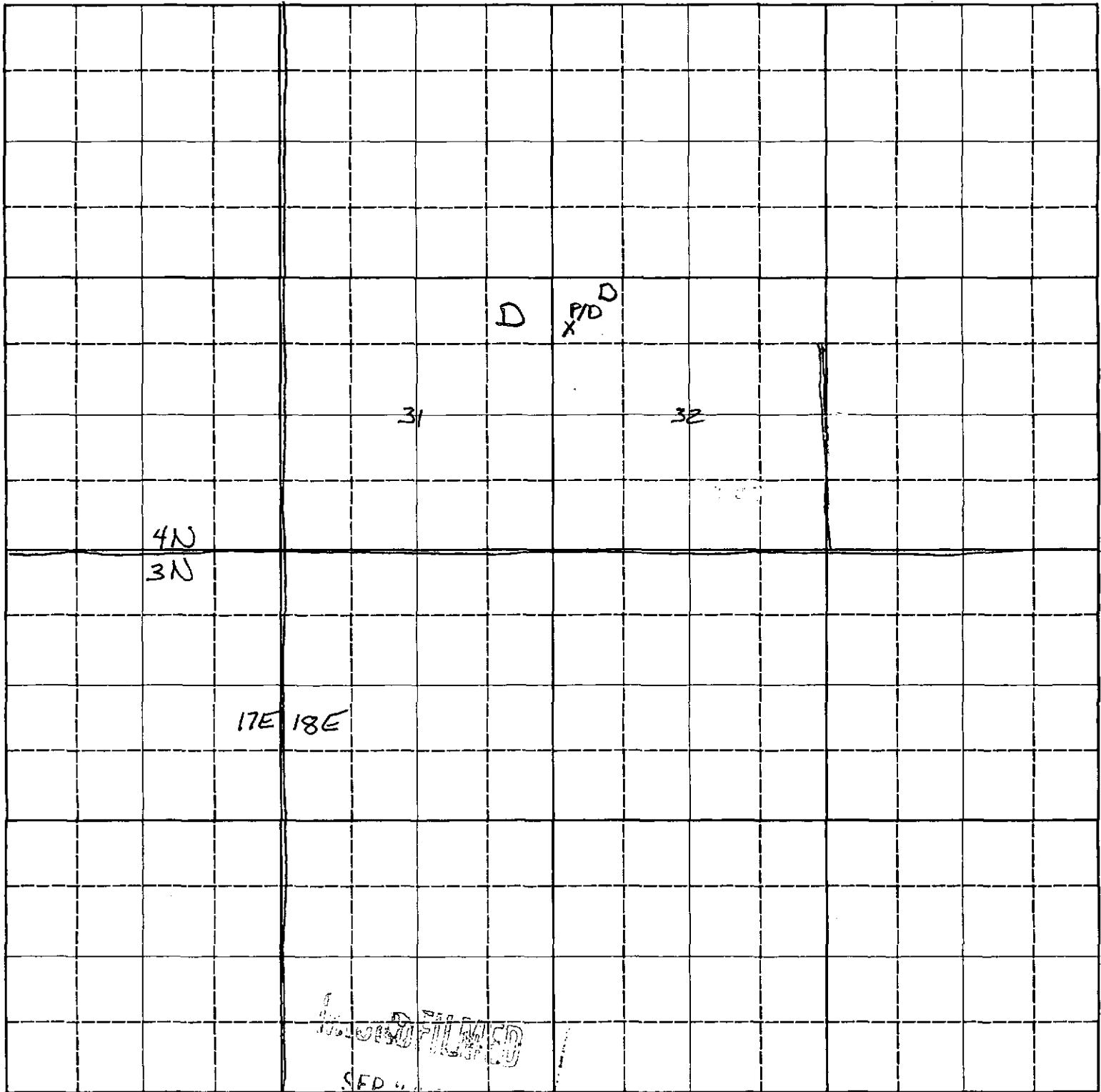
Creek

SEP 26 1989

Spring

Land

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.

Mary Johnson
(Applicant) T.A.
Secretary
Stanley Homeowner Assoc.

Proposed Priority 11/21/88

Received by L. Gasper Date 11/21/88 Time 10:30 Preliminary check by DJ

Fee \$ 45.00 Received by M. Baldwin # 500414 Date 11/30/88

Publication prepared by SG Date 2/8/89 Published in Wood River Journal

Publication approved M. Baldwin Date 3/13/89

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. 37-8454, 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

July 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 15th day of June, 1989.

L. M. Saxton

RECEIVED

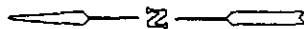
SEP 26 1989

BROOKS COURT CHANGED
STARLITE COURT as of
October 1984.

STARLITE SUBDIVISION
PLAT SHOWING

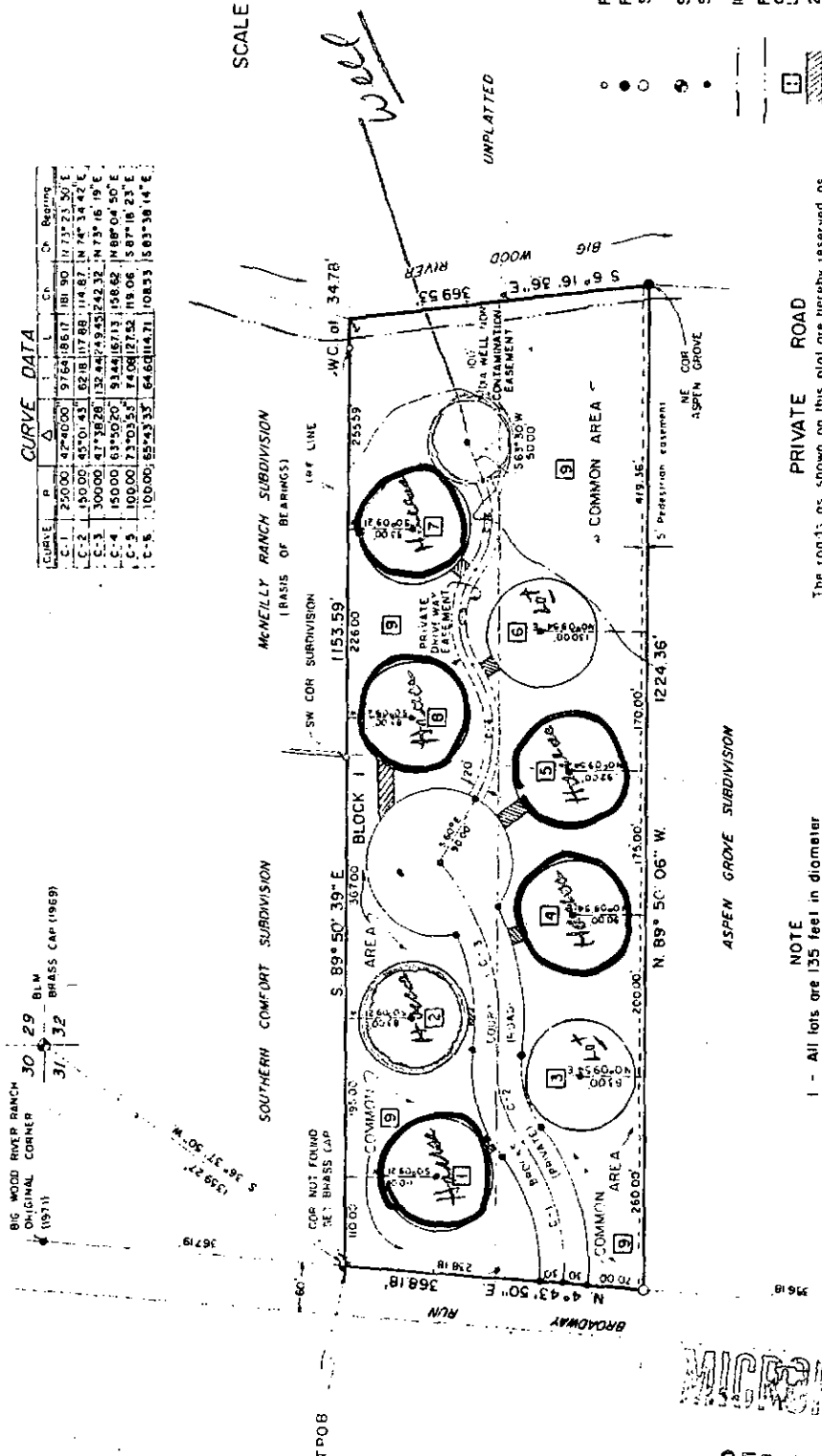
LYING WITHIN THE NE 1/4 NE 1/4, SEC. 31, & THE NW 1/4 NW 1/4, SEC. 32,
T. 4N., R. 18E., B.M., BLAINE COUNTY, IDAHO

While this is a photographic reproduction of the recorded plot, the Company assumes no liability for variations, if any, with a re-survey.



SCALE: 1" = 100'

CURVE DATA					
Curve	P	Q	Δ	l	Q Reading
C-1	15000	42° 00' 30"	97.64	18.617	Bl 90 123 50 E
C-2	15000	45° 00' 45"	82.18	17.788	Bl 92 146 14 E
C-3	30000	47° 38' 28"	132.44	19.534	22 332 147 E
C-4	15000	63° 50' 20"	134.88	18.713	148 662 50 E
C-5	10000	73° 03' 55"	74.08	17.532	118 06 587 16 E
C-6	10000	85° 53' 35"	64.68	17.411	108 33 563 38 14 E



PRIVATE ROAD

The roads as shown on this plat are hereby reserved as private roads. The purchaser and/or owner of any lots or parcels understands and agrees that private road construction, maintenance and snow removal shall be the obligation of the owner, his successors in interest, or homeowner's association and that Blaine County is in no way obligated to construct, maintain or improve these roads and that each owner shall not be writing any such expense in interest of these lots.

NOTE

- 1 - All lots are 135 feet in diameter
- 2 - All driveway approaches to lots are 20 feet wide
- 3 - Lot 9 is designated Common Area
- 4 - All sewerage drain fields shall be 300 feet minimum from Big Wood River
- 5 - All lots are 0.33 acres
- 6 - Common area (lot 9) contains 5.68 acres
- 7 - 20' Fisherman's easement along Big Wood River

STARLINE 2 SUBDIVISION
SAWTOOTH ENGINEERS
CONSULTING ENGINEERS
KETCHUM, IDAHO

SEP 26 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 1st day of Mar, 19 89, and

the date of the last publication was on the 8th day of Mar, 19 89.

Daniel Gorham
Subscribed and sworn to before me this 8th day of March, 19 89.
(SEAL)

Rolanta Brecken

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
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Number of Insertions 2
Lines tabular at _____ 5¢/Pica
40.5 Lines straight at 20.05 4¢/Pica
40.5 Subsequent lines at 15.59 3¢/Pica
TOTAL COST _____

COPY OF NOTICE

(Paste Here)

Not. of Application #37-08454
TITLE OF NOTICE Starlight

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Water right sought by Starlight

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08454

STARLIGHT
HOMEOWNERS ASSOC.
P.O. BOX 372
SUN VALLEY, ID 83353
Source: GROUNDWATER
Diversion Pt: SWNNWN Sec 32 T
04N R 18E

Use: IRRIGATION (.120 CFS)
DOMESTIC (.320 CFS)
FIRE
PROTECTION (.560 CFS)

Date Filed: 11/21/1988

In: T04N R18E S31 NENE
S32 NWNW
2.7 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.

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

OK MB
3/13/89
11
40.5
2
3500
FILMED
SEP 26 1989

No 6436
RECEIVED

MAR 10 1989

Department of Water Resources
Southern Region Office

Jones, Doug

From: Jones, Doug
Sent: Tuesday, July 20, 2004 10:55 AM
To: 'Lee Brown'
Subject: RE: Starlite HA

Lee,

Permit 37-8454 has had proof of beneficial use filed and is pending field examination for licensing. This permit is not required to be filed in the SRBA. The permit is for domestic (8 homes), irrigation (2.7 acres or ~0.33 ac/lot), and fire protection. Common area is not included in irrigation.

It appears Kourland, Johnson and Gates have SRBA claims that have been decreed. I cannot speak to the relation of these claims to the permit. I would hope that the field exam could address these issues. If confirmed that the individual decrees do not have separate wells then the license would be conditioned to reference the individual rights and limit all combined to what the license is issued for. I will leave a note in the file to that effect. I see information in the records to indicates other lots have not had individual claims filed, nor would they need to be - the permit covers the uses.

Hope this answers your questions.

Doug Jones, P.E.
Tech. Engr./Water Rights Supervisor
Southern Adjudication Unit

-----Original Message-----

From: Lee Brown [mailto:leebrown@cox-internet.com]
Sent: Friday, July 16, 2004 1:04 PM
To: DJones@idwr.state.id.us
Subject: Starlite HA

Hi Doug,

Just wondering if you received my (unfortunately long) e-mail re: Starlite Homeowners? If there is someone else you would prefer I approach please let me know. In the meantime I appreciate anything you can find.

Lee
A. Lee Brown, Jr. Ph.D.
Water Resources Consulting
Tele: 208.726.5713; Cell: 208.720.5031
Fax: 208.725.5244; e-mail leebrown@cox-internet.com
Box 4068 Ketchum, ID 83340

FYI

Perhaps license can be issued excluding
3 decrees if those users have no
separate wells
TJones

Jones, Doug

From: Lee Brown [leebrown@cox-internet.com]
Sent: Thursday, July 01, 2004 2:26 PM
To: Jones, Doug
Subject: Re: Water right research



IDWR Inquiry.doc

Hi Doug,

See, old codgers keep everything! I apology for being a year late in getting back to you about my woes with the Starlite Homeowners Association. Funny, I do a lot of work with HA's and help them prepare to get things in order for SRBA but have procrastinated as long as possible for my own group. It is my understanding that the door is still "open" until the Director's Report is due?

What's really bizarre for our HA is that we have the standard letter from Dave Shaw (December 7, 1989) informing us that due to the brightline of November 19, 1987 we are exempt from completing a Notice of Claim ---- but what if the Permit to License process was never completed? As near as I can tell, Starlite HA began the process in the early 1980s but did not carry through with it. Upon discovering this lapse they began again 8 years later but I think never completed that one either (see attachment). There are even several letters from you to the former Treasurer trying to guide her through the tangle! What's even more weird is that several of the owners have Permits but don't have wells....while others have no record.

The attachment provides hopefully all the info you, Jim, or someone might need to help us straighten this out. On the other hand --- if it is better just to leave it alone and let dead dogs lie that's fine; I am all for simple these days.

With warm regard,

lee

Lee Brown, Ph.D.
Water Resources Consulting
P.O. Box 4068 Ketchum, ID 83340
Tele: 208.726.5713; Cell 208.720.5031; Fax 208.725.5244
e-mail leebrown@cox-internet.com or www.hydronetics.com

STARLITE HA, Inc.

Secretary/Treasurer, Kathryn Brown

Box 4068,

208726-5713

Ketchum, ID 83340

kathybrown@cox-internet.com

HISTORY Starlite Homeowners Association (SHA)

(a) Well drilled by Wood River Drilling on August 1, 1980.

**Described as being located at T4 R18E S32, S31 sw
1/4 nw 1/4 NW 1/2 (perhaps better described as 4N 18E
BCB1?)**

**(b) October 13, 1988 – Attorney for SHA tried to
retrieve Water Right License number from IDWR
only to learn the original process was never
perfected or completed.**

**(d) October 31, 1988 – New application submitted to
IDWR for permit and license**

**(e) Application returned to SHA on November 17, 1988
with an explanation for corrections. Resubmitted and
received November 21, 1988 by IDWR.**

**(f) February 17, 1989 – IDWR acknowledges receipt of
water right application.**

**(g) Application still has problems, though, so on June 1,
1989 Doug Jones calls Treasurer Johnson and
discusses the problem. Jones and Johnson agree over**

the phone to changes and Jones mails the changes in writing on June 2, 1989.

(g₁) maximum of 2.7 irrigated acres allowing “...each person to irrigated an area about the size of their lot, this area is about 14,700 square feet. Therefore, each lot owner may only irrigate an area of ‘common area’ equal to their house size and driveway. If additional ground is placed in a watering system then another application for permit would be required.”

(h) June 15th 1989 L. Saxton sends notification the application 37-8454 is approved subject to compliance with 5 limitations.

(i) June 16th 1989 SHA receives a “Permit Approval Notice” from Mr. Spackman saying a drilling permit must be obtained for all wells drilled after July 1, 1987. This is a confusing part because the well was drilled in 1980 but the process was not reassumed until 1988.

Also, IDWR specifies the SHA must complete a “Proof of Beneficial Use” and pay the fee. This fee and form was done and received by IDWR on 7-19-1989 by C. Wong for \$100.00 (Receipt No. C008389).

(j) October 5, 1989 – Lloyd Payne of IDWR writes to SHA the receipt of the Proof of Beneficial Use affidavit and states a “field examination” must be made by IDWR before the license can be issues.

QUESTIONS

1. CORRECT PERMIT NUMBER? Correspondence from Sally Sherman IDWR on 7-9-1999 states the Starlite Homeowner's Association (SHA) Permit Application is #37-12845.

Probably a mistake confusing an individual Water Right for the former Secretary/Treasurer Marylou Johnson (37-12845 currently registered to Laine Meyer) with 37-08454 which is most likely the correct number for SHA.

2. STATUS of PERMIT PROCESS? It seems that "round one" of the process was never completed but it might be also true that "round two" was not finished as well. Was the well ever inspected (or does it still need to be?) More specifically, do IDWR records show SHA has a PERMIT or a LICENSE?

3. Ms. Sherman's request of July 9, 1999 also reveals some confusion as it states Dr. Kathy Brown is the owner of the Starlite Homeowner's Association (no, just an officer) and requests the completion of form 42-248/42-1409 (6). If the SHA does not have a Water Right License (only a permit) would not this need to be completed first?

3. The SRBA bright line Commencement Date is November 19, 1987. Permits filed after that date are not required to submit a "Notice of Claim." We are un-clear as to how to proceed? Our permit process was originally initiated (but not completed) prior to that date and then was re-invigorated (but not perhaps completed) subsequent to the bright line date?

4. To add even more confusion to the process several of the Homeowners have received permit numbers (i.e. Meyer 37 -

12845; Kourland 37-12294; Gates 37-12891) in correspondence with IDWR while others have not? Could it be the original developers also filed for the individual lots to have permits even though there ARE NO WELLS drilled other than the community well? We would be interested to know if the current owners Ross, Brown, Lindberg, Granston also have permits that were not transferred when the property was sold? For example, The Brown property at 101 Starlite was originally purchased from the developers (Monte M. Brooks and Peter B. Allen) by F. McKenzie and H. Merrill (1984) then sold to V. Carnes (1987) and sold again to Lee & Kathy Brown (1997). Was there a Water Right Permit established for McKenzie and Merrill (1984) similar to Kourland (37-12294) who purchased Lot 4 (102 Starlite) and dated August 15, 1980?

A history of the SHA ownership can be provided but this aspect has been very difficult to research via the internet. One attempt was made with Jim Stanton and while very helpful we are still confused.

STARLITE HOMEOWNER'S HISTORY

Monte M. Brooks and Peter B. Allen Developers

LOT 1 – 101 STARLITE COURT

Fern McKenzie and Hildegard Merrill (1984)
Vicki Carnes (1987)
Lee & Kathy Brown (1997)

LOT 2 – 105 STARLITE COURT

Andrew Oppe, Lawson Creek Ranch

Morrie & Marylou John (1986)
Laine & Claudia Meyer (1998)

LOT 3 – 102 STARLITE COURT

F. Scott Barksdale & Hugh Blue
John J. Cunningham
John & Solvieg Ross (1990)

LOT 4 – 106 STARLITE COURT

Irwin & Phyllis Kourland

LOT 5 – 110 STARLITE COURT

Sid & Betty Schneider (June 5, 1984)
L. Scott & Katherine Barksdale
Jaynee Riddle
Gordon & Sally, Larry & Jan Granston and Loren & Ann ??? (1996)

LOT 6 – Address Undesignated (replatted as 6A in 1996)

Joel & Marcie Graff
Henry Schwake
Mark and Betsy Gates

LOT 7 – 113 STARLITE COURT (replatted as 7A in 1996)

Mark & Betsy Gates

LOT 8 – 109 STARLITE COURT

Mark & Jean Burggraf
Linda Badell (1989)
Bob & Patti Lindberg (2000)

LOT 9 – COMMON GROUND

05-Oct-1989

Starlite Homeowners Assn.
P.O. Box 372
Sun Valley, Idaho 83353

Re; Permit No. 37-08454

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:

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 37-08454

Date: 9/6/89

General Considerations:

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

Source of Water:

- ☐ Surface water
☒ Groundwater
☒ 1. well log in file
☒ 2. drilling permit Well Drilled in 1980
☒ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

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

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>N/A</u>	
Date proof due		
No. of days late		
Priority date		
NEW PRIORITY DATE		

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
JUL 19 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 7/19/89
Receipt # C008389
Receipt by CW
Reviewed by JM 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. 37-08454

Name(s) of Permit Holder: Starlite Homeowners Assoc.

Post Office Address: P.O. Box 372 - Sun Valley - Idaho - 83353

Telephone No. 208-7267135

Source of Water: Groundwater

Extent of Use:

Domestic ☒ 8 (number of households) Stockwater (number and type of stock)

* Irrigation 2.7 (acres) * Other/Remark Fire Protection .44

* PER PERMIT

Total rate and/or volume for which proof is submitted .13 Domestic
.44 Fire protection cfs acre-feet
.08 Irrigation

Show the date water was first diverted and beneficially used under this permit: well already in place

Measuring Device: Required? Yes No
Installed? Yes No

Fee enclosed \$ 100.00
(See License Examination Fee Schedule)

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

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

Mrs. Mary L. Johnson (Sec. Treasurer) 208-7267135
(Name) (Telephone Number)

105 Starlite Court (P.O. Box 372 - Sun Valley, Id. 83353)
(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.

7/17/89 SEP 26 1989
Date

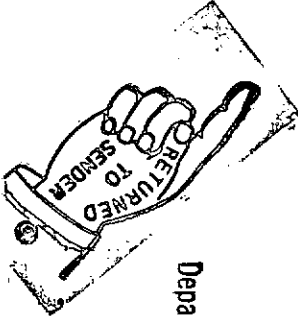
Signature of Permit Holder (and title, if appropriate)

Mary L. Johnson - Sec. Treasurer Homeowners Assoc. Starlite.

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

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Se House
B Idaho 83720

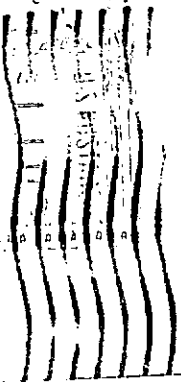
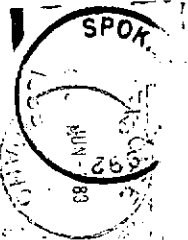


Department of Water Resources

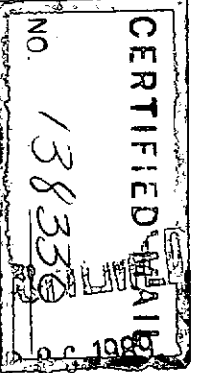
JUN 08 1989

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Additional postage. When remailing, cross out this notice of POSTAGE DUE over it.



95 8582



SE 06 1989

Statehouse
Boise, Idaho 83720
(208) 334-7900
June 16, 1989

PERMIT APPROVAL NOTICE

Dear Permit Holder:

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

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

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

MICROFILMED
SEP 26 1989

Form No. 202a
87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DR Jones DATE 11-16-88 APPLICATION NUMBER 37-08454

REQUIRED INFORMATION

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

ADDITIONAL INFORMATION

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

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JUN 06 1989

RECEIVED
APR 11 1989

REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT Department of Water Resources

Date Requested _____

PROCESSING

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

COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM, District _____
☐ Idaho Dept. of Fish & Game, Region _____ ☐ U.S. Forest Service, Forest _____
☐ Idaho Dept. of Lands ☐ Water District # _____
☐ Adjudication Bureau Unit ☐ Other _____

REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates & paper, recorded on application

☐ Yes ☒ No Protests received

Final date for protest 3/20/89

☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application

☐ Yes ☒ No Recommendations attached

☐ Yes ☒ No Measuring device required

☐ Yes ☒ No Access port required

☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 37 ^{P05}

☐ Yes ☒ No Special conditions of approval or cover letter below.

Date of priority recommended 11/21/88 ☐ See below for additional information

By Larry O. Palmer Date 4/2/89

STATE OFFICE REVIEW P05, P23 P16 46 41 04

By KW ☐ See below for additional information
Date 6/12/89

ADDITIONAL INFORMATION

App. in TRUST area - DCM I

To: File 37-08454, Starlight Subdiv.
 Date: 6/2/89
 From: Douglas Jones
 Subject: Edits on returned application

On 6/1/89 I spoke with Mary Johnson about problems with irrigation rates. State Office had returned the advertised application requesting changes made.

Changes needed included reducing Domestic from 32 cfs to 13 cfs (8 in)
 Fire Protection from 56 cfs to 44 cfs

During telecon I learned that 5.68 acres "common area" (lot 9) would not be completely irrigated. An unde-
 terminated bit of lot 9 would be
 watered by individual lot owner.
 Original filing was for .12 cfs (7.1
 enough for 6 acres), this was
 changed to .08 for irrigating up to 2.7 acres.
 SEP 26 1989

Total quantity claimed on original was
 for .44 cfs (total of Dom & Irr). This
 rate was not changed, rather
 fire protection was reduced.
 Changes will not require readvertising

6/2/89

Dear Mary Johnson,

This is a copy of the changes made per our telcon of 6/1. In order to circumvent the need to readvertise and move the Priority date later the amounts for each user were adjusted downward. The changes were made to comply with State regulations the total quantity appropriated did not change, it is still .44c. You will note that the original application called for a maxim of 2.7 acres of irrigation. This allows each person to irrigate an area about the size of their lot. This area is about 14,700^{2.70} sq. ft. Therefore, each lot owner may now irrigate an area of "common area" equal to their house size and driveway.

If additional ground is placed in a watering system then another application for permit would be required.

If you have any questions please contact me.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

11-16-88

NOV 16 - 88
Returned to
Mary Lou

Dear Ms Johnson,

As per our phone conversation today I am returning your application and application fee check. You will also find another partially filled out form that needs some additional information.

To help out as much as possible I have photocopied a USGS Topographic map of the area and attached it to the form. You can use this on the grid on the page behind it to show the pump site and Association boundaries. Also, please be sure to enter a "D" in each box on Item 9b in which at least 1 lot is located. Each box represents 40 Acres so I doubt there will be 8 D's indicated. Item 12, a list of officers must also be filled out. Be sure to sign the application and include the appropriate fee. The \$45 suggested fee is for 8 homes w/ 1/2 acre irrigation of yard each. If there will be more irrigation than that (breaks down to 13,000 gallons per day per home) then indicate ^{additional} irrigation volume (rate in cfs) in Item 4 & 5 and refer to instructions to check fee.

If we can be of any further assistance please call.

Sincerely,
Douglas R. Jones

MEMORANDUM

TO: LOREN, SOUTHERN REGION

FROM: KAY WALKER *KW*

RE: APPLICATION FOR PERMIT NO. 37-8454

DATE: 23-MAY-1989

=====

Loren: This application has a couple of problems with it that have to be addressed prior to any further action being taken on it.

- ✓ 1. The amount of water filed on for irrigation purposes is excessive for the amount of land that is to be irrigated. The maximum amount allowable for this use should be (2.7 acres x 0.03 cfs =) 0.08 cfs. We will have to have some justification to allow 0.04 cfs/acre if the applicant does not wish to reduce the amount requested.
- ✓ 2. The amount of water filed on for fire protection exceeds the total quantity to be appropriated. We should either reduce the amount filed on for this use or increase the total quantity to be diverted.
- ✓ 3. The amount of water for domestic purposes should also be addressed. According to Administrator Memorandum #22 the amount of water for 8 domestic uses should be 0.13 cfs.

Thanks!! Kay

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SEP 26 1989

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MAY 30 1989

Department of Water Resource
Southern Region Office

17-Feb-1989

Starlight Homeowners Assoc.
P.O. Box 372
Sun Valley, ID 83353

Re: Application for Permit No. 37-08454

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,

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

DJ:MB

RECEIVED
SEP 26 1989

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

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

37-08454

STARLIGHT HOMEOWNERS ASSOC.
P.O. BOX 372
SUN VALLEY, ID 83353

Source: GROUNDWATER

Diversion Pt: SWNWNW Sec 32 T 04N R 18E

Use: IRRIGATION	(.120 CFS)
DOMESTIC	(.320 CFS)
FIRE PROTECTION	(.560 CFS)

Date Filed: 11/21/1988

In: T04N R18E S31	NENE
S32	NWNW

2.7 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:

37-08454

STARLIGHT
HOMEOWNERS ASSOC.
P.O. BOX 372
SUN VALLEY, ID 83353

Source: GROUNDWATER
Diversion Pt: SWNWNW Sec 32 T
04N R 18E

Use: IRRIGATION (.120 CFS)
DOMESTIC (.320 CFS)
FIRE
PROTECTION (.560 CFS)

Date Filed: 11/21/1988

In: T04N R18E S31 NENE
S32 NWNW
2.7 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
2/23/89

MICROFILMED

SEP 26 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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SEP 26 1989

IDENT. NO. 37-08454

WATER RIGHT
DATA ENTRY LOG

[illegible]