

Deer Creek Ranch

R 18 E

Peter Trust
dba River Grove Farm

PHG
Irrig

Deer

Creek

Radio
Tower
(KSKI)

Barite

Springs

Substation

Gravel
Pit

Well
Place of use

T2N

Carbonate
Mountain

Vorberg
Gulch

Lamb
Gulch

Spring

Democrat

WIDEFILM

APR 22 1984

BM 5358

Creek

WOOD

Mile 85

Gaging
Sta

Gaging
Sta

RIVER

JUSTUS

UNION

SECS. 4 8 5, T2N, R18E, B.M.

BLAINE COUNTY

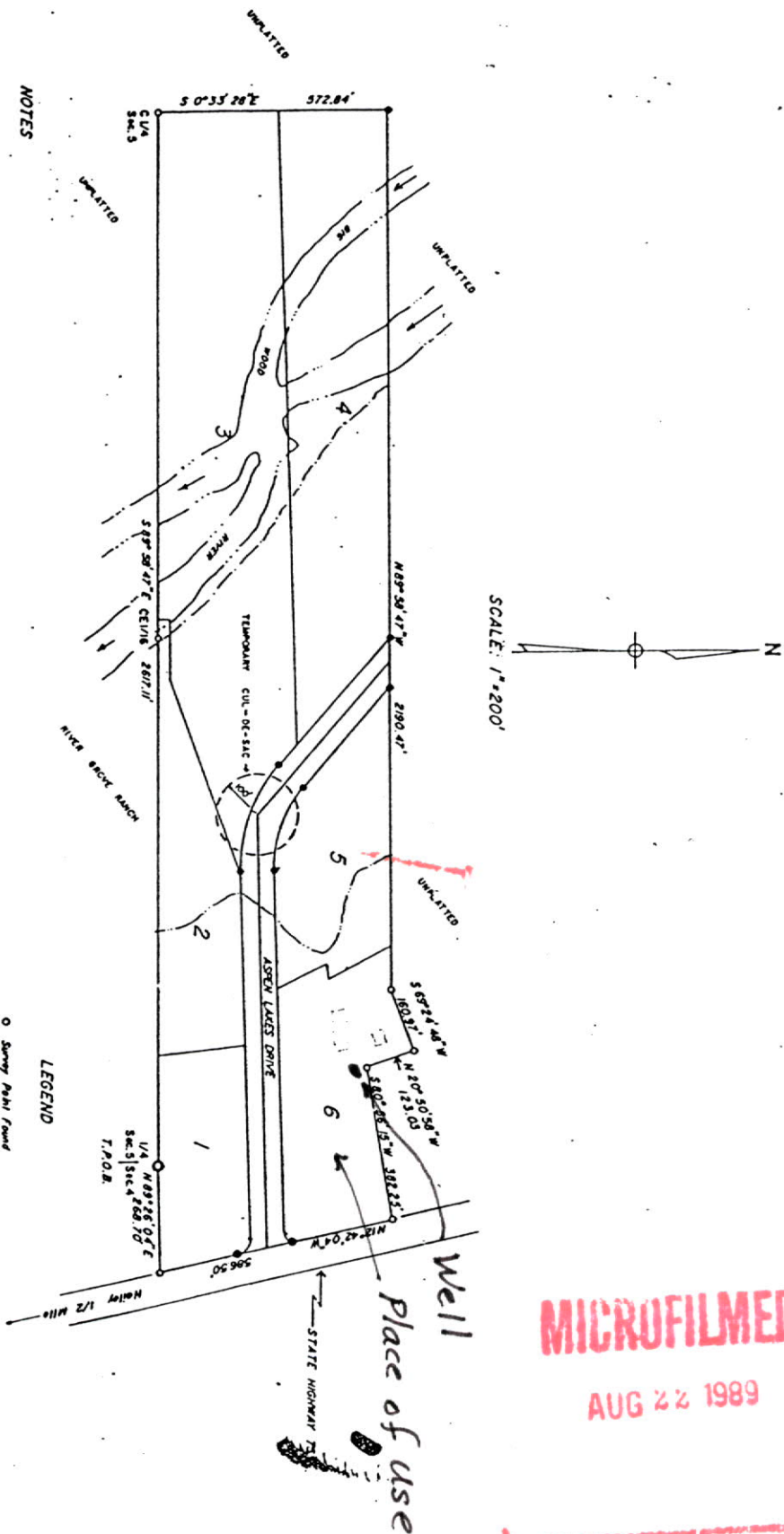
IDAHO

Peter Trust
dhe River Grove
Farms
FHL
Irving

1 OF 4

MICROFILMED

AUG 22 1989



NOTES

LEGEND

- Sunny Pehi Found
- Brass Cap Found
- 3/8" X 30" Rubber Seal
- ↳ Lot Corner
- Floodway
- L.R.F. Floodplain

4. No things shall be placed outside of a building entrance.
5. Truncating out-of-lane shall be abandoned upon completion of, speaker access to State Highway through land to its north.
6. Whenever possible natural drainage ways should not be curtailed.
7. Paved shall not extend into floodways nor shall the river be controlled in any manner.
8. A 15 foot easement and floodway easement is recommended along the existing bank of the Big Wood River. Said easement shall abut with the river bank if the river changes its location.
9. Parts of this subdivision are subject to flood hazard.
10. Paved driveway at State Highway 75 to be abandoned when Aspen Lakes Drive is completed.

Prepared by
PHILIP F. PUCHNER
Consulting Engineer
Ketchum, Idaho
January, 1979

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 Feb, 19 89, and

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

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

Roberta Ingber

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 12
Number of Lines in Notice 38
Number of Insertions 2
38 Lines tabular at 18.81 5¢/Pica
38 Lines straight at 14.63 4¢/Pica
38 Subsequent lines at 14.63 3¢/Pica
TOTAL COST 38.47

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AUG 22 1989

COPY OF NOTICE

(Paste Here)

Not. of Applic. #37-08446
TITLE OF NOTICE Peter Trust

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res
BILL TO

Water right sought by Thomas

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08446

PETER TRUST,
JEROME D. MACK-TRUSTEE
DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

Source: GROUNDWATER

Diversion Pt: SESENE Sec 5 T
02N R 18E

Use: IRRIGATION (.080 CFS)

Date Filed: 10/26/1988

In: T02N R18E S05 SENE
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 FEBRUARY 20, 1989.

R. Keith Higginson, Director

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

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

No 6345

RECEIVED

FFB 01 1989

Department of Water Resources
Southern Region Office

OK
ID 2/10/89

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-8446 IN THE)
NAME OF PETER TRUST, JEROME D. MACK TRUSTEE) 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 on or before July 1, 1990; and,

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

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause 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 proof of beneficial use on July 18, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-8446 be REINSTATED and the priority advanced to November 12, 1988.

Dated this 17th day of December, 1990.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

JAN 17 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.

37-08446

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Peter Trust-Jerome D. Mack-Trustee Phone 208 622-4987
Post office address dba River Grove Farm c.o.E. Parry Thomas P.P. Box 642 Sun Valley, Ida 83353
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 26 33
Sec. 5 Township 2N Range 18E B.M. Blaine County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .08 cfs 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)
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) .08 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well (10 inch dia.), 91 feet deep with pump
and piping to serve one household and irrigate 2-5 acres of pasture.
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 inches; proposed depth of well is 91 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 year years (minimum 1 year). Well is drilled and currently serves old homestead (188

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AUG 22 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. 400 ft. 1200
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. MICHIGAN
- d. Domestic; show number of households. one household- claim previously filed
- 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	
2N	18E	5				2.5													2.5

Total number of acres to be irrigated 2.5

10. Describe any other water rights used for the same purposes as described above. 0558 37-0559
37-0557, 37-0058, 37-0059-

See Frost Decree- Rosa L. Purdum

11. a. Who owns the property at the point of diversion? Peter Trust-Jerome D. Mack-Trustee
- b. Who owns the land to be irrigated or place of use? Peter Trust -Jerome D. Mack-Trustee
- 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: _____

MICHIGAN

AUG 22 1955

Deer Creek Ranch

R 18 E

Peter Trust
dba River Grove Farm

PHC
Irrig

Deer

Creek

Radio Tower (KSKL)

Barite

Gulch

Osborn

Springs

Substation

Gravel Pit

Well Place of use

T2N

Carbonate Mountain

Prospects

Spring

Spring

Lamb

Spring

Vorberg Gulch

Mine

Mine

mile 85

WOOD RIVER

Gaging Sta

Gaging Sta

JUSTUS RIVER

WILLOW CREEK

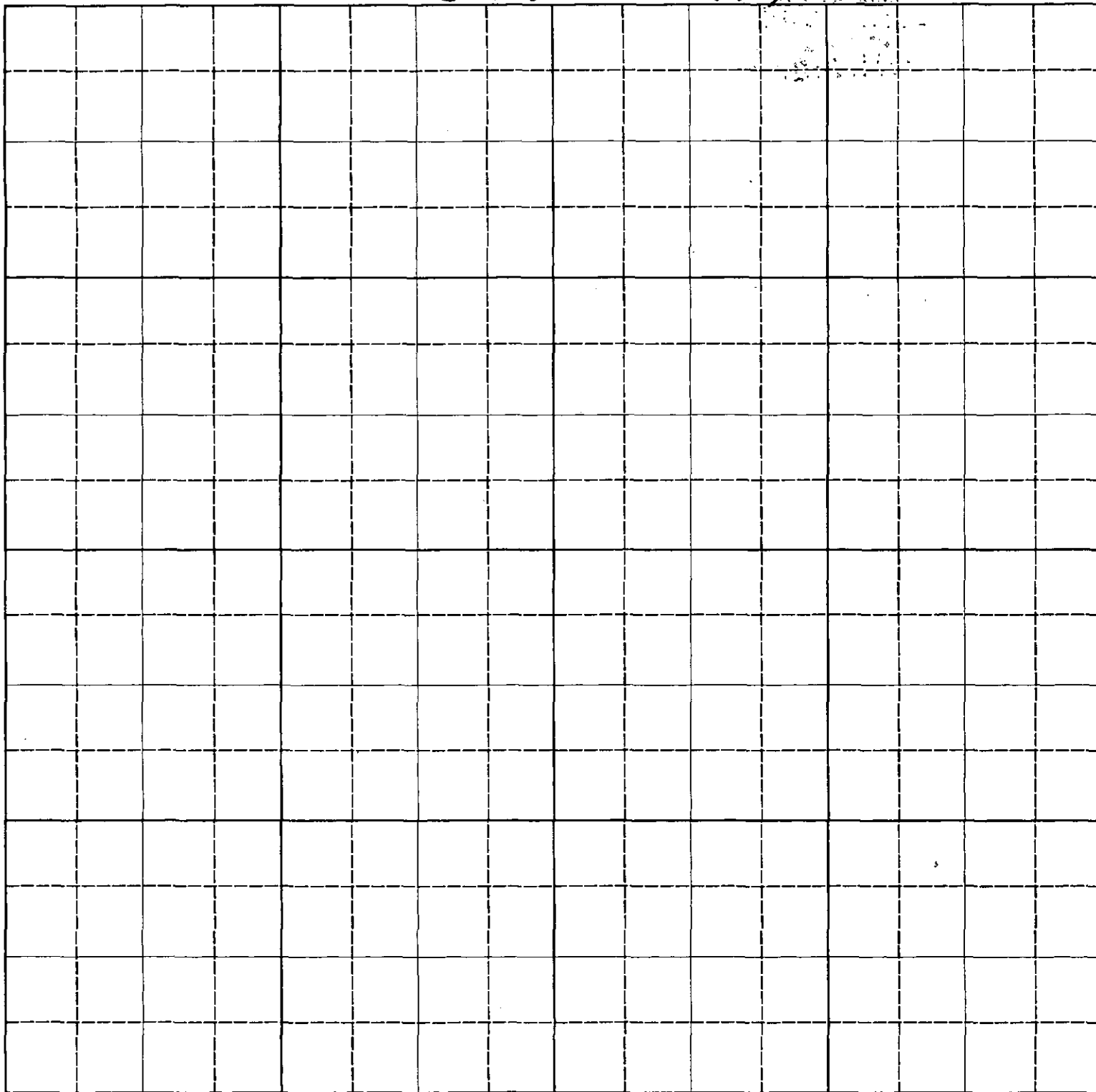
11/11/64 1959

BM 5358

democrat

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

See attached Maps



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.

RECEIVED
AUG 22 1989

Chris E. Brinkley
(Applicant)

Robert L. Attorney

Proposed Priority 10/26/88

Received by M. Baldwin Date 10/26/88 Time 2:41 pm Preliminary check by DJ

Fee \$ 30.00 Receipted by M. Baldwin # 5003268 Date 10/26/88

Publication prepared by M. Baldwin Date 11/23/89 Published in Wood River Journal

Publication approved T. Jasper Date 2/10/89

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. 37-8446, 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.

Witness my hand this 6th day of June, 1989.

A. Glen Saylor

MICROFILMED

AUG 22 1989

FLYING HEARF RANCH NO. 1

BLAINE COUNTY

SECS. 4 & 5, T2N, R18E, B.M.

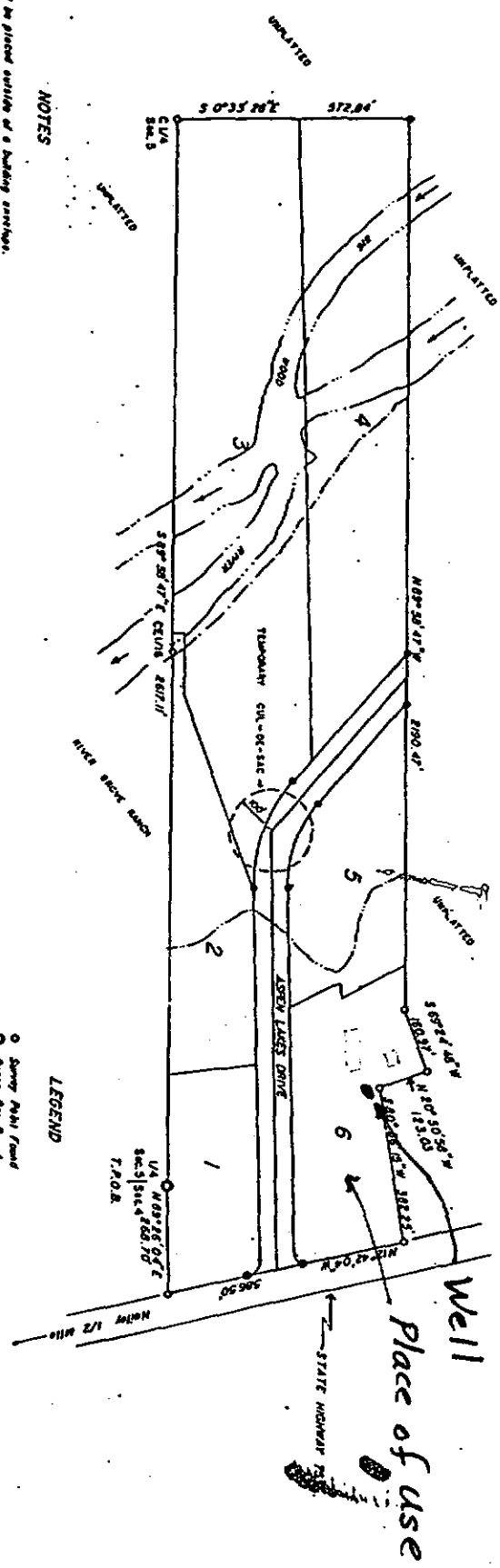
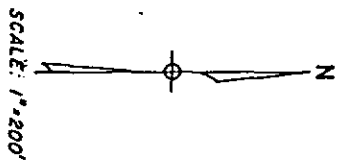
IDAHO

Peter Trust
dbr River Grove
Farms
FHL
IMV

L OF 4, SI

MICROFILMED

AUG 22 1989



NOTES

1. The river shall be placed outside of a building entrance.
2. Temporary cut-off-use shall be abandoned upon completion of project access to State Highway through land to its north.
3. Temporary access through drainage ways should not be retained.
4. Fences shall not extend into floodings, nor shall the river be controlled in any manner.
5. A 18 foot aqueduct and flume are assumed to exist along the existing bank of the Big Lost River. Said aqueduct and flume shall be the basis of the river channel in location.
6. Parts of this modification are subject to flood hazard.
7. Present driveway of State Highway 75 to be abandoned when Aspen Lakes Drive is completed.

LEGEND

- Survey Point Found
- Brass Cap Found
- 30" x 30" River Sta
- Low Corral
- Floodway
- R. C. Floodplain

Prepared by
PHILIP E. RICHNER
Consulting Engineer
Aspen, Idaho
January, 1979

LIMITED POWER OF ATTORNEY

DATE OF EXECUTION Aug. 15, 1988 DATE OF EXPIRATION: August 15, 1989

JEROME D. MACK, Trustee of the PETER TRUST, residing at 300 South Fourth Street, Suite #400, Las Vegas, Nevada 89101, hereby do constitute and appoint CHARLES E. BROCKWAY, residing at 706 Sunrise Blvd. North, Twin Falls, Idaho 83301, my attorney in fact, and in my name and place to:

Effect any and all matters, including but not limited to, execution of documents regarding water rights at the River Grove Farm, Hailey, Idaho, including any and all lots owned or controlled by grantor individually or jointly with others in the Flying Heart Subdivision and/or River Grove Subdivision and for no other purpose.

Given at Las Vegas, Nev. the day and year first above written.
(City and State)

WITNESSES:

[Signature]
Don J. Metcalf

[Signature]
JEROME D. MACK, Trustee

STATE OF Nevada)
: SS.
COUNTY OF Clark)

Before me, a Notary Public, in and for said County and State, personally appeared JEROME D. MACK, Trustee of the PETER TRUST, who acknowledged that he/she did sign the foregoing instrument and that the same is his/her free act and deed.

In testimony whereof, I have hereunto subscribed my name at Las Vegas, Nevada, this 15th day of August, 1988.



NOTARY PUBLIC
STATE OF NEVADA
County of Clark
KAREN A. GIGAR

Appointment Expires Mar. 30, 1991

[Signature]
NOTARY PUBLIC

MICROFILMED

AUG 22 1989

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

DANIEL J. GORHAM

being first duly sworn,
deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 15th day of Feb, 19 89, and

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

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

Rabeta Ingerich
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

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38 Subsequent lines at 14.63 3¢/Pica
TOTAL COST 14.63

MICROFILMED

AUG 22 1989

COPY OF NOTICE

(Paste Here)

Not. of Applic. #37-08446
TITLE OF NOTICE Peter Trust

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res
BILL TO

Water right sought by Thomas

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08446

PETER TRUST,
JEROME D. MACK-TRUSTEE
DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353
Source: GROUNDWATER
Diversion Pt: SESENE Sec 5 T
02N R 18E

Use: IRRIGATION (1.080 CFS)
Date Filed: 10/26/1988

In: T02N R18E S05 SENE
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 FEBRUARY 20, 1989.

R. Keith Higginson, Director

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

7-8 pt. per line straight.....
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7-8 pt. per line successive
insertion.....3.5¢/pica

No 6345

RECEIVED

FFB 00 1989

Department of Water Resources
Southern Region Office

OK
ID 2/10/89

9/89

Drilling Permit

Water Right Permit No.

Injection Permit No.

37-90-5-099

37-0846

37-8647

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

R E C E I V E D

JUN 27 1990

Department of Water Resources
Southern Region Office

1. Applicant W. Bruce Willis
2. Mailing Address c/o F. Altman & Company, 9255 Sunset Boulevard, Suite 901
Los Angeles, California 90069 Telephone 213-278-4201
(X) Well Owner () Well Operator () Other, specify _____
3. Proposed well location SW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 5, Twp. 2N, Rge. 18, County Blaine,
Street Address of Well Site 186 Aspen Lakes Drive,
Lot, block and subdivision Lot 38, Flying Heart Ranch No. 2
4. Proposed use of well:
(X) Single family or stockwater use (less than 13,000 gallons per day)
(X) Irrigation (more than 1/2 acre)
() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
() Other (describe fully) _____
5. Well construction information:
A. (X) New well () Deepen () Replace - See Condition 9.
B. Proposed surface diameter 6" Maximum depth 50'
C. Anticipated bottom hole temperature:
(X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Construction Start Date as soon as possible -- June 29, 1990
7. Anticipated Well Driller Wood River Drilling and Pump
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature W. Bruce Willis Date _____
Title owner
(Owner, Firm Representative, Other)

ACT OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 6/28/90

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Larry O. Carlson
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION
Title

Receipt No. 5012447 Received by [Signature] Fee \$100. Date 6-27-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

RECEIVED

Drilling Permit No. 37-90-S-099

JUN 27 1990

Water Right No. _____

Department of Water Resources
Southern Region Office

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

W. Bruce Willis, Applicant,
requests issuance of a drilling permit prior to approval of a
water right to withdraw water from the well.

The request is made for the following reason(s):

To allow well to be drilled this building season.

Applicant understands that the drilling permit does not
constitute a water right and does not authorize diversion or use
of water from the well.

Applicant acknowledges that by accepting a drilling permit and
commencing construction he accepts all risk that the well may not
ultimately be approved for use.

Date: June 25, 1990

Signature: 

Applicant: W. Bruce Willis

By: Brian L. Ballard, Esq.
Attorney for Mr. Willis

December 17, 1990

JEROME D. MACK, TRUSTEE
PETER TRUST
DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08446

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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

Enclosure

RECEIVED

JAN 07 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 3 7-8 446

Date 12-14-90

GENERAL CONSIDERATIONS

X Name same as permit?
N Address change? If yes, prepare data entry form.
N Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
✓ Ground water source
N Drill permit req'd? _____ Copy in file?
_____ Well log in file?
_____ Amt paid for drilling permit? _____ Correct?

drilled 1980

LICENSE EXAMINATION FEE

Y Required?
50 Amount submitted?
Y Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
✓ Installed?
✓ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- advance priority & reinstate

PRIORITY CALCULATION

Date proof received	<u>7-18-90</u>	<u>199</u>
Date proof due	<u>7-1-90</u>	<u>- 182</u>
No. of days late		<u>= 17</u>
Priority date	<u>10-26-88</u>	<u>+ 299</u>
NEW PRIORITY DATE	<u>11-12-88</u>	<u>= 316</u>

RECEIVED

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. 37-08446 Telephone No. 209-622-4887

Name(s) of Permit Holder(s): Peter Trust

Post Office Address: 864 River Grove Farm c/o Perry Thomas
P.O. Box 642 Sundown ID 83385

Source of Water: Groundwater

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation ☒ _____ (No. of acres) 2.5
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .08 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1980, spring

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

Fee Enclosed: \$ 50 (See License Examination Fee Schedule)

JAN 17 1991

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

Robert McDonald Mgr. River Grove Farm 788-9493
Name Telephone No. 788-3290
P.O. Box 2029 Hedy ID 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.

7/15/90 Chad E. Bruchman P.E. Engineer
Date Signature (and title if on behalf of a company or organization)

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

July 11, 1990

JEROME D. MACK, TRUSTEE
PETER TRUST
DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

LAPSE NOTICE

RE: PERMIT NO. 37-08446

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

RECEIVED
FILMED

JAN 67 1991

CERTIFICATION OF MAILING

I hereby certify that on 7-13-90
a ~~copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

Peter Trust
DBA River Grove Farm
c/o E. Parry Thomas
P.O. Box 642
Sun Valley, ID 83353

138667
April 30, 1990

PROOF DUE NOTICE

RE: PERMIT NO. 37-08446

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 July 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

RECEIVED

JAN 07 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
June 7, 1989

PETER TRUST
DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08446

Dear Permit Holder:

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

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

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

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

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AUG 22 1989

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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AUG 22 1989

Form No. 202a
/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DRJ DATE 11-16-88 APPLICATION NUMBER 37-08446

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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REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT MAY 15 1989

Date Requested Department of Water Resources

PROCESSING

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

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 2/20/89
☐ 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
☐ Yes ☒ No Special conditions of approval or cover letter below.

☐ See below for additional information

Date of priority recommended 10/26/88
By Loren O. Baker Date 5/8/89

STATE OFFICE REVIEW P05, P23 P16 46 41

☐ See below for additional information

By Kew Date 5/30/89

ADDITIONAL INFORMATION

App. in TRUST area - DCMI

23-Jan-1989

Peter Trust
c/o E. Parry Thomas
P.O. Box 642
Sun Valley, ID 83353

Re: Application for Permit No. 37-08446

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 2/1 & 2/8/89. 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

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AUG 22 1989

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

JANUARY 23, 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 FEBRUARY 20, 1989.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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AUG 22 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08446

PETER TRUST, JEROME D. MACK-TRUSTEE
DBA RIVER GROVE FARM
C/O E. PARRY THOMAS
P.O. BOX 642
SUN VALLEY, ID 83353

Source: GROUNDWATER

Diversion Pt: SESENE Sec 5 T 02N R 18E

Use: IRRIGATION (.080 CFS)

Date Filed: 10/26/1988

In: T02N R18E S05 SENE

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 FEBRUARY 20, 1989.

R. Keith Higginson, Director

Published 2/01/1989 & 2/08/1989

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AUG 22 1989

**Water right
sought by Thomas**

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FOR WATER RIGHT**

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37-08446

PETER TRUST,
JEROME D. MACK-TRUSTEE
DBA RIVER GROVE FARM
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R. Keith Higginson, Director
Publish: Wood River Journal-
February 1 & 8, 1989.

OK
TJ 11/30/89

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AUG 24 1989

STAFF ANALYSIS SUPPLEMENT

1) Water District None Basin # 32

2) Local description (of one P/D)

☐

At the above street address

☐ miles N/S and miles E/W

of

(City center or numbered highway intersection)

☒Lot 6 Flying Heart Ranch No. 1, approx 1/2 minorth of Hailey on Hwy 25

(Travel directions from city center or highway intersection)

IDAHO DEPARTMENT OF WATER RESOURCESWATER RIGHT
DATA ENTRY LOGInitialsDateItemMB1/9/89

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

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

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office