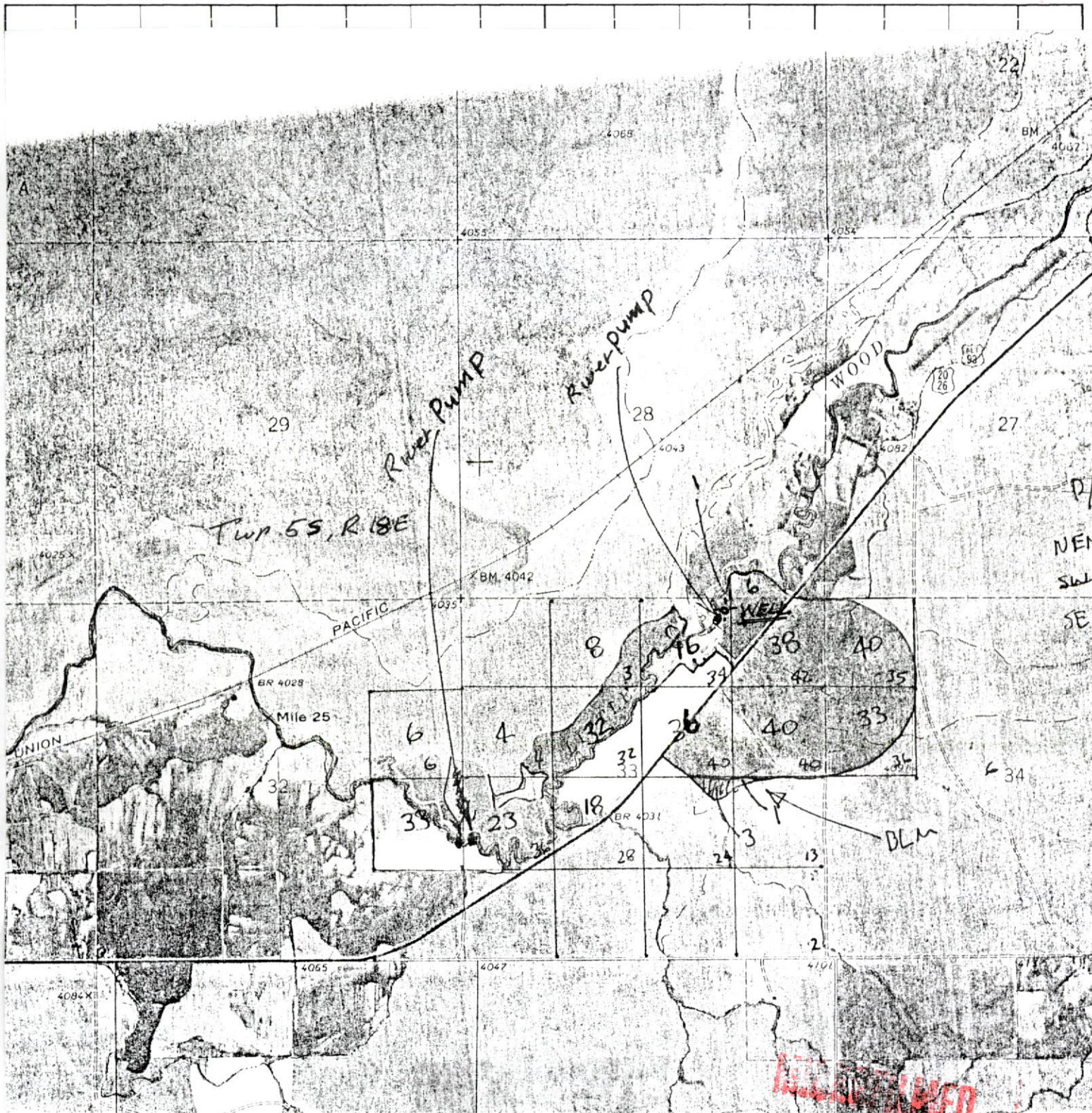


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Don Taber
(Applicant)

RECEIVED
MAR 28 1991

AFFIDAVIT of PUBLICATION

State of Idaho,)
)SS.
County of Lincoln)

Patty Nance, being first duly sworn,
deposes and says that he is the printer (publisher) of the Lincoln County
Journal, a newspaper published every week in Shoshone, County of Lincoln,
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, know 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 6th day of Feb.
1991, and the date of the last publication was on the 13th
day of Feb., 1991.

Patty Nance
Subscribed and sworn to before me this 13th
day of Feb., 1991.
(SEAL)

Vivian J. Anderson
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL
Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions 2x

Lines tabular at _____ 6¢/Pica
393.7 Lines straight at 19.69 5¢/Pica

Subsequent lines at 15.75 4¢/Pica
TOTAL COST 35.44

COPY OF NOTICE (Paste Here)

Not. Appl. Trust Wat. Rt.
TITLE OF NOTICE

D. Taber

37-08401

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO Boise

NOTICE OF APPLICATION FOR TRUST WATER RIGHT 37-08401

TABER, DONALD
HWY. 93
P.O. BOX
SHOSHONE, ID 83352
Source: GROUNDWATER
Diversión Pt: NENWNE Sec 33 T 05S R
18E
Use: IRRIGATION (6.680 CFS)
Total Diversión: (6.680 CFS)
Date Filed: 9/20/1988
In: T05S R18E S28 SWSE SESE
S32 SENE NESE
S33 NENE NWNE SWNE SENE
NENW SWNW SENW NESW
NWSW
S34 NWNW SWNW
334.0 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 in-
terest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources,
Statehouse Mail, Boise, Idaho 83720 on
or before FEBRUARY 25, 1991.

-s- R. Keith Higginson
Director
L5210

Pub: 2-6, 13

7-8 pt. per line successive
insertions.....4¢/Pica

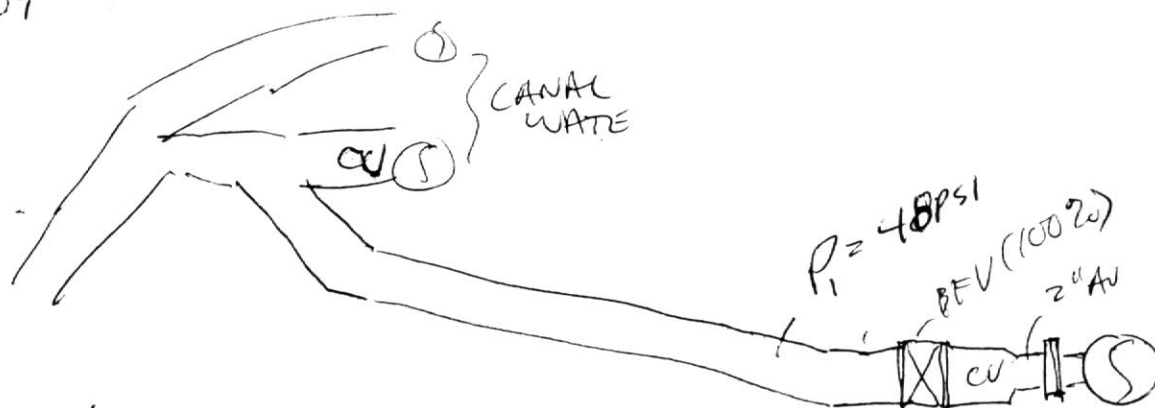
No 3589

5210

OK
FJ2
2-18-91

$$\phi = 8.009''$$

$$t = 0.112$$



CONDITION 1

1 PIVOT + 4 1/4 MHL
DW ONLY

ABB # 01 556 081
MULT 80 KH 1.2

$$t_{12 \text{ BLK}} = \begin{matrix} 30.42 \\ 30.17 \end{matrix} \quad Q = 1350 \text{ GPM}$$

CONDITION 2 $t = 16.46 \text{ ON TAP}$

1 PIV + 4 HL
DW + 50 HP RIVER WTR

$$P = \cancel{65} \text{ PSI } 80 \text{ PSI}$$

$$Q \approx 1255 \text{ GPM}$$

$$t_{12 \text{ BLK}} = \begin{matrix} 24.05 \\ 23.57 \end{matrix}$$

Measurements by:
Steelhead Engineering
27 July 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 06 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-08401

1. Owner: Donald Taber Phone No. 208-

Current Address: Box 474 Hwy 93 Shoshone, ID 83352

2. Accompanied by: Donald Taber EXAM. DATE: 7-29-94

Address: Same Phone No. Same

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to None

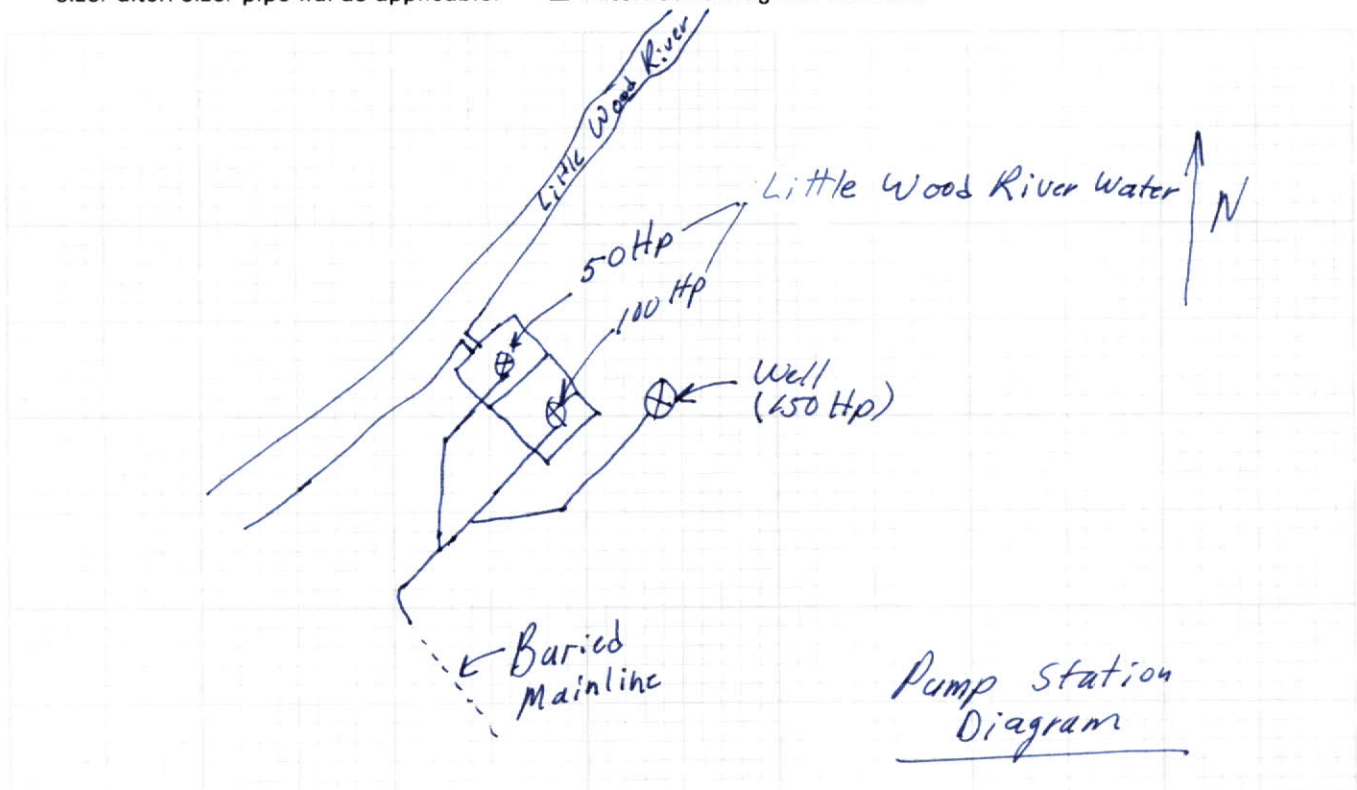
B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-00059B, 37-00423, 37-00424, 37-00425, 37-02090 ☒ Copies Attached

2. Other water rights with same point of diversion: None
☐ Copies Attached ☐ Copies of Field Exam's Attached

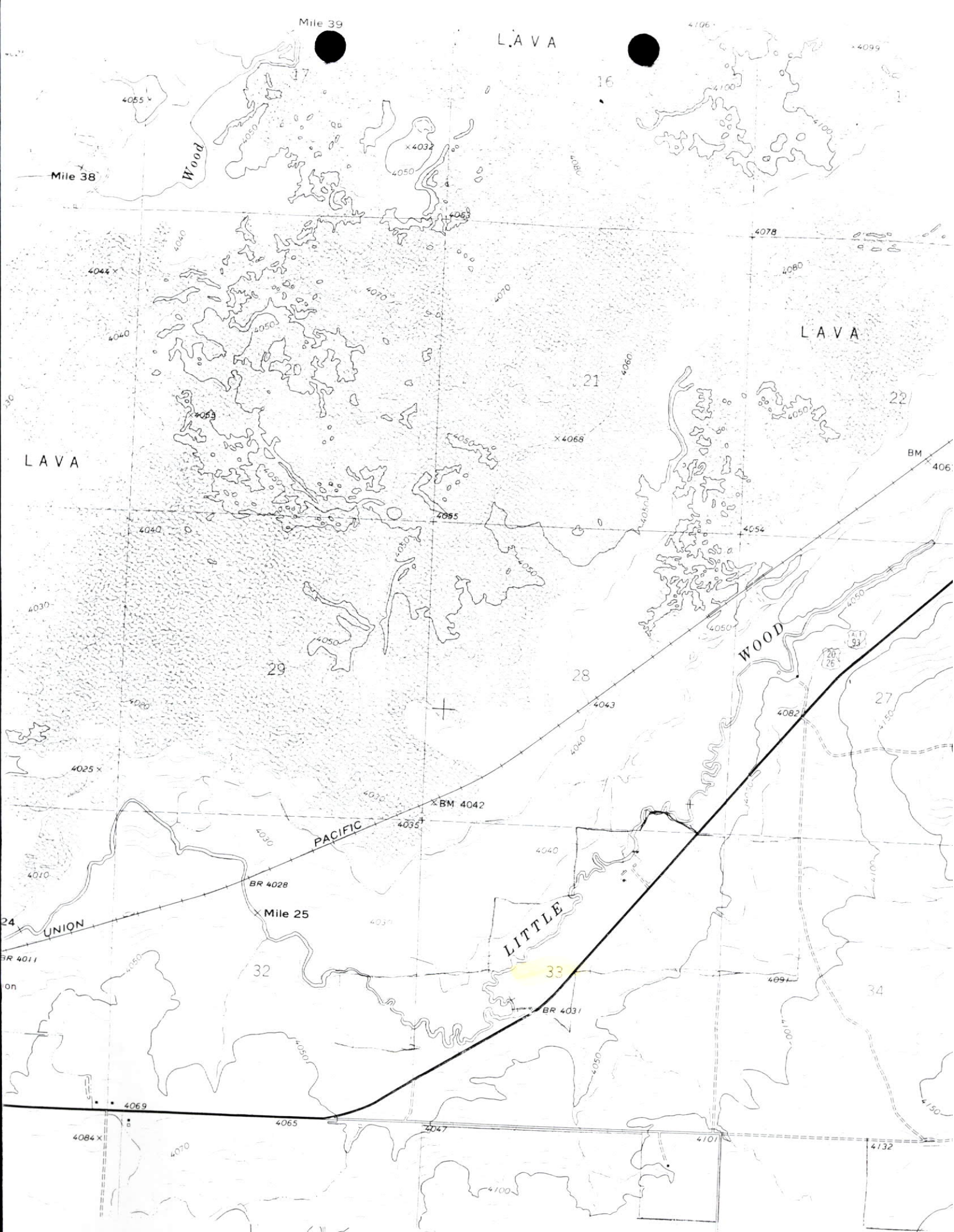
C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

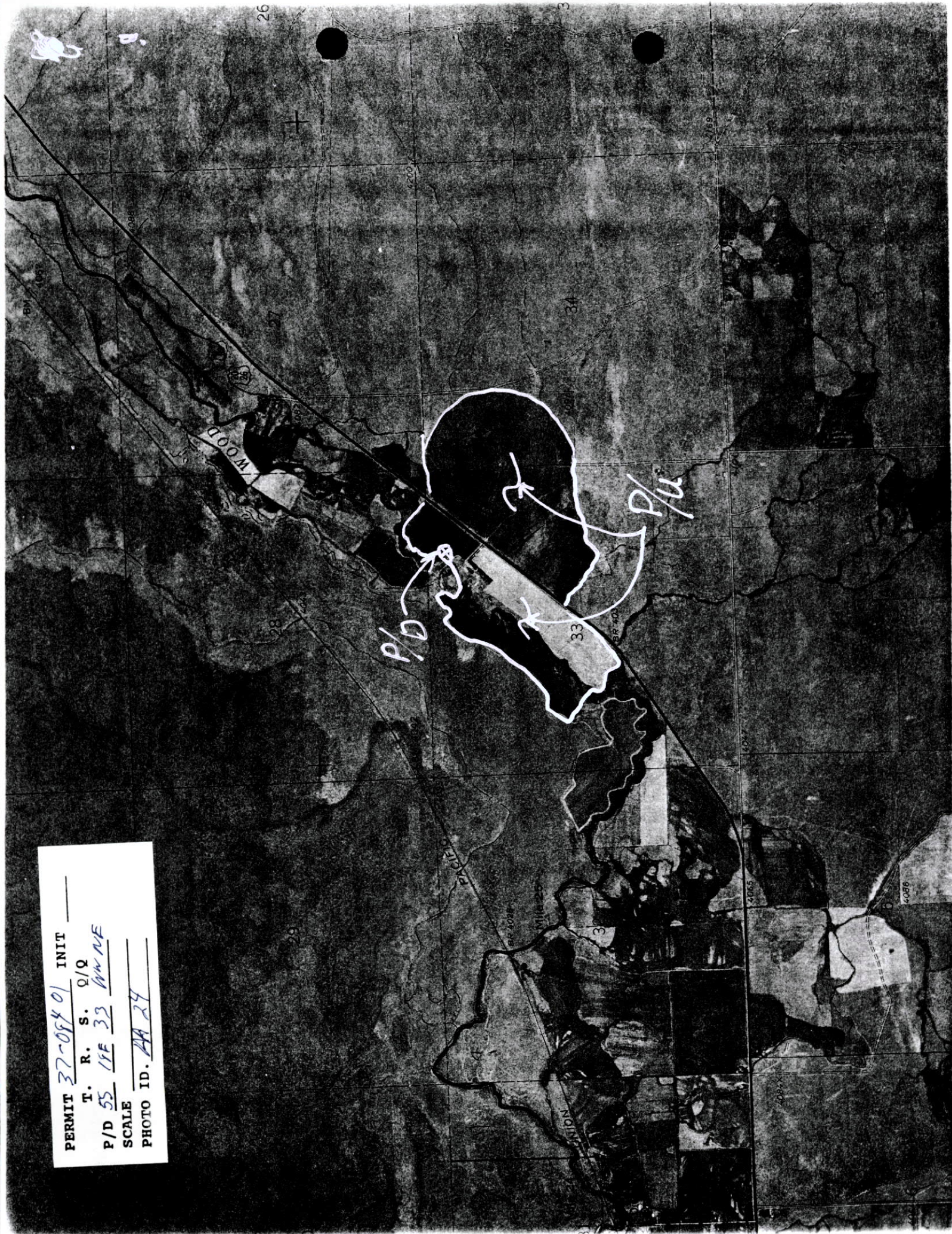


Scale: 1" = None

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).



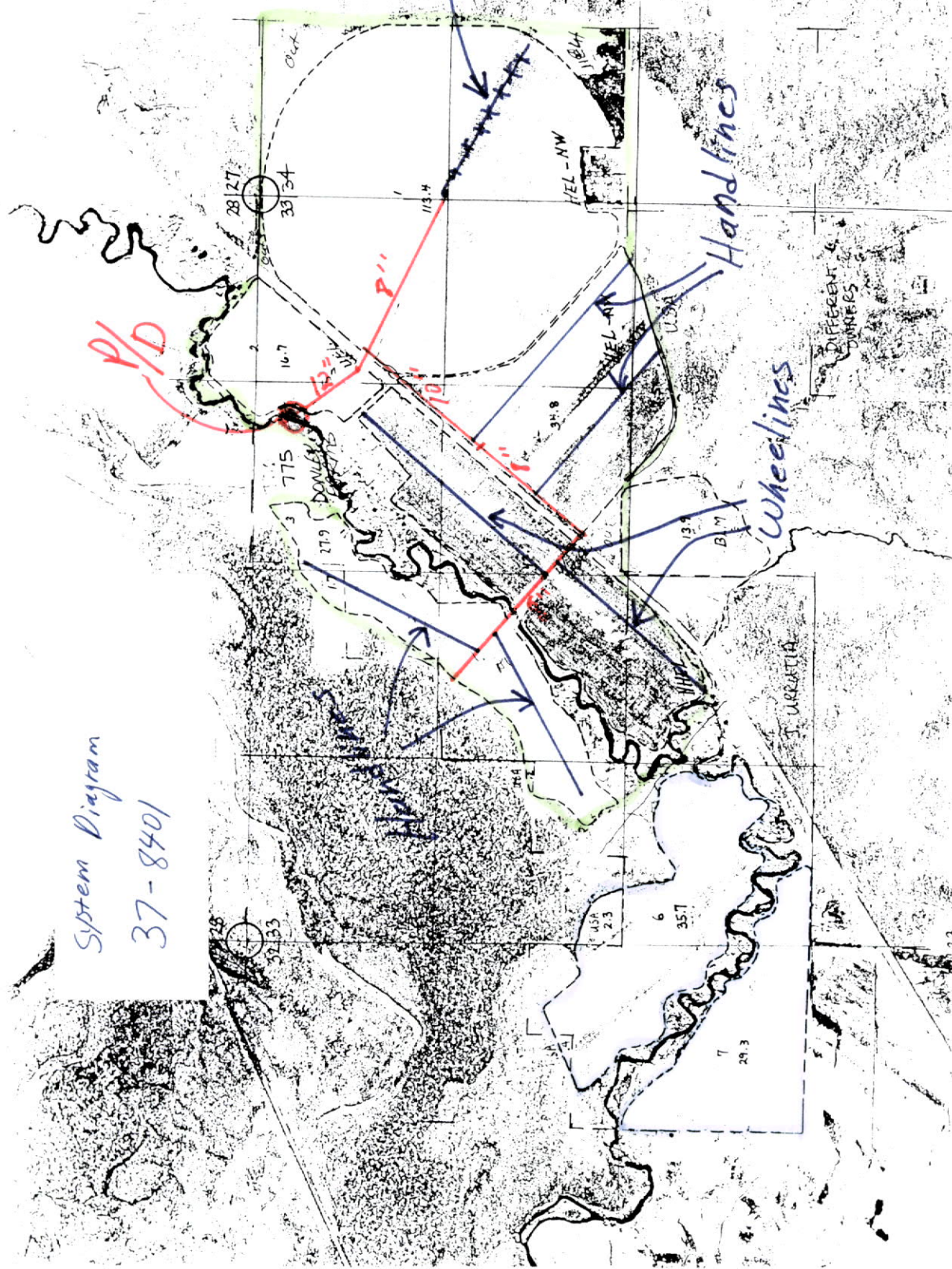
PERMIT 37-08401 INIT
T. R. S. Q/Q
P/D 55 16E 33 W/N NE
SCALE
PHOTO ID. AA 24



574 Highway
1580 AS
200 11/4
250 11/4
250 11/4

System Diagram

37-8401



Ases Aerial Photo

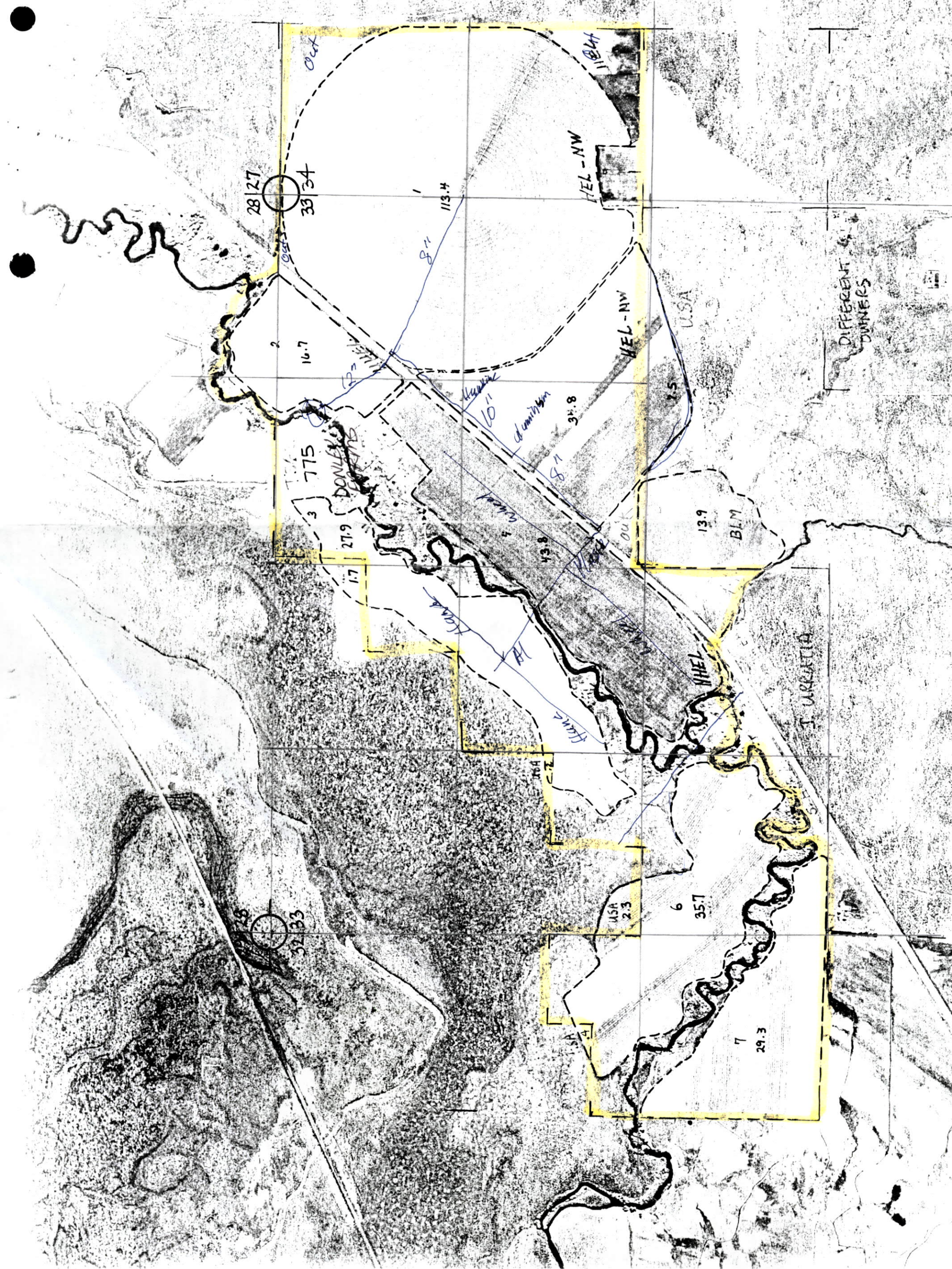
— Mainlines

— Laterals

area irrigated under system

area not irrigated with system

13-14 hatched
25-80 per cent



37-8401

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

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.

1. WELL OWNER Name <u>Don Taber</u> Address <u>474 U.S. Highway 26 Shoshone, ID 83352</u> Owner's Permit No. <u>37-91-S-054</u> <u>37-8401</u>	7. WATER LEVEL Static water level <u>195</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality _____ Describe artesian or temperature zones below																																																																																																																
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase Abandoned (Describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																													
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3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore 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 rowspan="3">17"</td><td>0</td><td>3</td><td>Topsoil</td><td> </td><td>x</td></tr> <tr><td>3</td><td>9</td><td>Sand & clay</td><td> </td><td>x</td></tr> <tr><td>9</td><td>12</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td rowspan="10">13"</td><td>12</td><td>31</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td>31</td><td>34</td><td>Red cinders</td><td> </td><td>x</td></tr> <tr><td>34</td><td>70</td><td>Lost circulation, soft</td><td> </td><td>x</td></tr> <tr><td>70</td><td>82</td><td>Lava, hard</td><td> </td><td>x</td></tr> <tr><td>82</td><td>93</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td>93</td><td>99</td><td>Black cinders</td><td> </td><td>x</td></tr> <tr><td>99</td><td>126</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td>126</td><td>138</td><td>Red cinders & clay</td><td> </td><td>x</td></tr> <tr><td>138</td><td>143</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td>143</td><td>155</td><td>Broken lava</td><td> </td><td>x</td></tr> <tr><td>155</td><td>174</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td>174</td><td>181</td><td>Red cinders</td><td> </td><td>x</td></tr> <tr><td>181</td><td>208</td><td>lava</td><td> </td><td>x</td></tr> <tr><td>208</td><td>214</td><td>Red cinders</td><td> </td><td>x</td></tr> <tr><td>214</td><td>230</td><td>Lava</td><td> </td><td>x</td></tr> <tr><td>230</td><td>238</td><td>Red cinders</td><td> </td><td>x</td></tr> <tr><td>238</td><td>240</td><td>Lava</td><td> </td><td>x</td></tr> </tbody> </table>	Bore Diam	Depth		Material	Water		From	To	Yes	No	17"	0	3	Topsoil		x	3	9	Sand & clay		x	9	12	Lava		x	13"	12	31	Lava		x	31	34	Red cinders		x	34	70	Lost circulation, soft		x	70	82	Lava, hard		x	82	93	Lava		x	93	99	Black cinders		x	99	126	Lava		x	126	138	Red cinders & clay		x	138	143	Lava		x	143	155	Broken lava		x	155	174	Lava		x	174	181	Red cinders		x	181	208	lava		x	208	214	Red cinders		x	214	230	Lava		x	230	238	Red cinders		x	238	240	Lava		x
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>4-22-91</u> finished <u>4-24-91</u>																																																																																																																
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>.250 inches</td> <td>14 inches</td> <td>1 feet</td> <td>13 feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>13'</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Pudding clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>Side port</u>	Thickness	Diameter	From	To	.250 inches	14 inches	1 feet	13 feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	11. DRILLERS CERTIFICATION <u>ll</u> I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Elsing Drilling</u> Firm No. <u>31</u> P.O. Box <u>919</u> Address <u>Twin Falls, ID 83301</u> Date <u>4-30-91</u> Signed by (Firm Official) <u>Arnold Elsing</u> and (Operator) <u>Mark Elsing</u>																																																																																
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
JUN 18 1993
USE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

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

1. WELL OWNER
Name Don Taber
Address 474 U. S. Highway 26 Shoshone, ID
Drilling Permit No. 37-93-S-0079-001 83352
Water Right Permit No. 37-8401

2. NATURE OF WORK
☐ New well ☒ Deepened ☐ Replacement
☐ Well diameter increase ☐ Modification
☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

3. PROPOSED USE
☐ Domestic ☒ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED
☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary
☐ Cable ☐ Mud ☐ Other _____
(Backhoe, Hydraulic, etc.)

5. WELL CONSTRUCTION
Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____
Thickness _____ Diameter _____ From _____ To _____
_____ inches _____ inches + _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☐ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation? _____ inches by _____ inches
Number _____ From _____ To _____
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feet
Well screen installed? ☐ Yes ☐ No
Manufacturer _____ Type _____
Top Packer or Headpipe _____
Bottom of Tailpipe _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth _____ Material used in seal: ☐ Cement grout
☐ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit
☐ Temp. surface casing ☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded
☐ Solvent Weld ☐ Cemented between struts
Describe access port _____ Side port _____

6. LOCATION OF WELL
Sketch map location must agree with written location.
Subdivision Name _____
Lot No. _____ Block No. _____
County _____ Lincoln
Address of Well Site _____
(give at least name of road)
T. 5 N ☐ or S ☒
NW ☐ NE ☐ SE ☐ SW ☐ Sec. 33 R. 18 E ☐ or W ☒

7. WATER LEVEL
Static water level 190 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA
☐ Pump ☐ Bailor ☐ Air ☐ Other _____
Discharge G.P.M. _____ Pumping Level _____ Hours Pumped _____

9. LITHOLOGIC LOG
Bore Diam. _____ Depth _____ Material _____ Water _____
From _____ To _____ Yes No
13" 240 251 Old hole _____
251 254 Hard gray lava _____ x
254 261 Soft lava _____ x
261 262 Hard lava _____ x
262 262 Broken lava _____ x
262 294 Hard lava _____ x
294 299 Broken lava _____ x
299 315 Hard lava _____ x
315 320 Broken lava _____ x
320 330 Solid lava _____ x

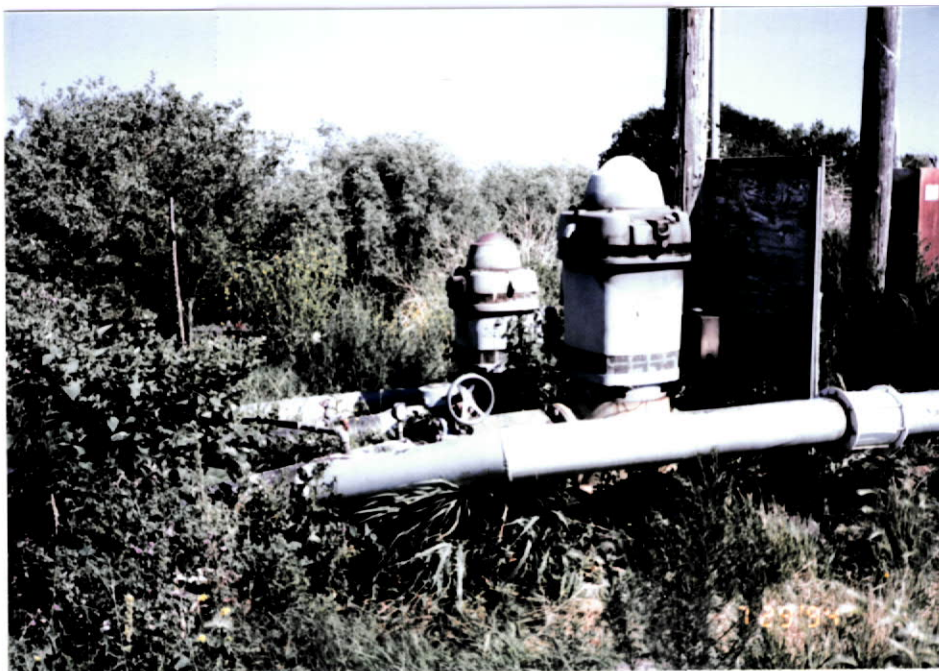
10.
Work started 5-20-93 finished 5-20-93

11. DRILLER'S CERTIFICATION
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.
Firm Name Eising Drilling Firm No. 31
P.O. Box 919
Address Twin Falls, ID 83301 Date 5-22-93
Signed by Drilling Supervisor Arnold Eising
and
(Operator) Lloyd Hoyle
(If different than the Drilling Supervisor)

37-08401



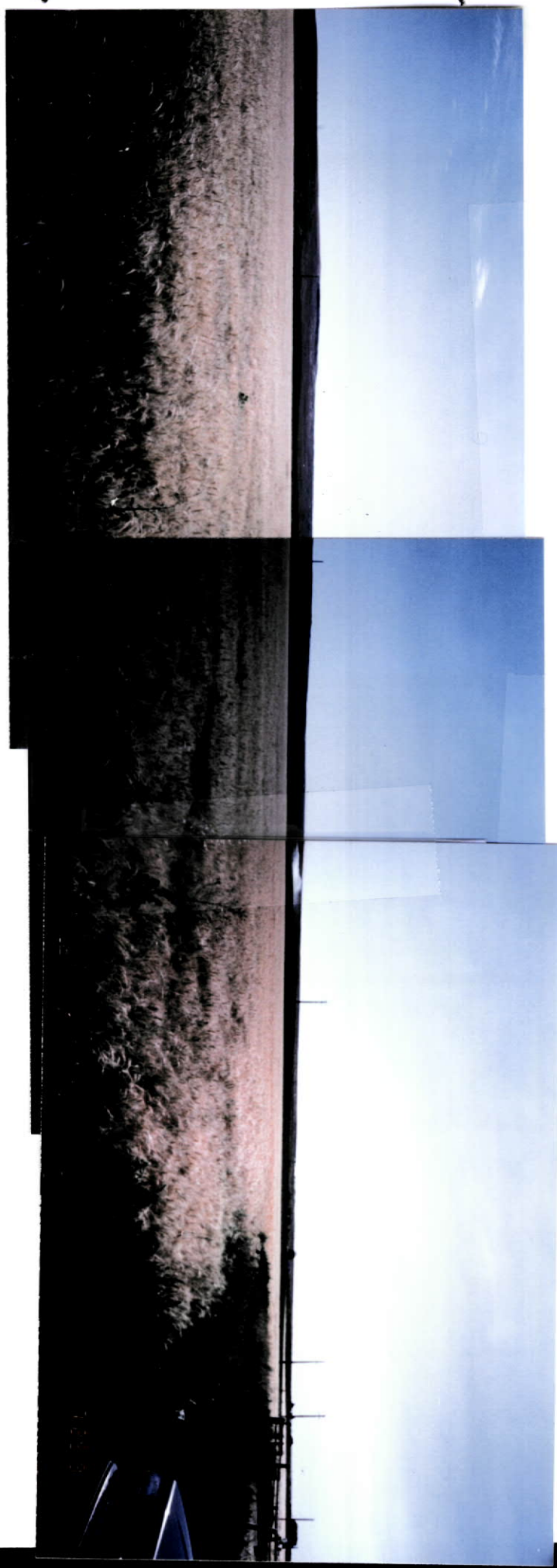
#1
P/O



#2
100 Hp
and
50 Hp
Pumps
used to pump
water from
Little Wood River.

37-08401

#3 ~~via~~ Looking East from the point of diversion



State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 37-08401

Proposed Priority: September 20, 1988 Maximum Diversion Rate: 6.68 CFS

This is to certify, that **DONALD TABER**

HWY. 93

P.O. BOX 474

SHOSHONE, ID 83352

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 11/01

6.68 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENWNE

Sec. 33, Township 05S, Range 18E
LINCOLN County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
05S	18E	28	SWSE 1		SESE 6			7
		32	SENE 6		NESE 33			39
		33	NENE 38		NWNE 16	SWNE 36		
			SENE 40		NENW 8	SWNW 4		
			SENW 32		NESW 18	NWSW 23		215
		34	NWNW 40		SWNW 33			73

Total number of acres irrigated: 334

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1992.
2. Subject to all prior water rights.
3. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

MICROFILMED

MAR 28 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 37-08401

CONDITIONS/REMARKS:

8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this

21st day of March, 1991.

for R. Keith Higginson, Director

MICROFILMED

MAR 28 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Donald Taber Phone (208)-886-2427
Post office address Box 474, Hwy 93 Shoshone ID 83352
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 33 Township 5S Range 18E B.M. Lincoln County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 6.68 for irrigation purposes from 4/1 to 11/1 (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) 6.68 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 To be
Directly connected to existing sprinkler system and/or
connected with Little Wood River
 - 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 16 inches; proposed depth of well is 185 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
5 years (minimum 1 year).

MAR 28 1991

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. _____
- 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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
55	18E	32				6									33				39
		33	38	16	36	40	8		4	32	18	23							215
		34						40	33										73
		28															1	6	7

Total number of acres to be irrigated 334

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

A37-00423, A37-00424, A37-00425

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

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

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

12. Remarks: This filing is to provide supplemental

Groundwater to lands under decreed Little Wood

River rights.

MICROFILMED

MAR 28 1991

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.

Don Taber
(Applicant)

APR 28 1991

Received by LA Date 9/20/88 Time 12:15 Preliminary check by LA
Fee \$ 165.00 Receipted by LA # 5002323 Date 9/20/88
Publication prepared by BLM Date 1-28-91 Published in Lincoln County Journal
Publication approved TJZ Date 2-19-91 2/6 & 2/13/91

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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:

RECORDED

MAR 28 1991

AFFIDAVIT of PUBLICATION

State of Idaho,)
)SS.
County of Lincoln)

Patty Nance, being first duly sworn,
deposes and says that he is the printer (publisher) of the Lincoln County
Journal, a newspaper published every week in Shoshone, County of Lincoln,
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, know 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 6th day of Feb.
1991, and the date of the last publication was on the 13th
day of Feb., 1991.

Patty Nance
Subscribed and sworn to before me this 13th
day of Feb., 1991.
(SEAL)

Vivian J. Anderson
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL
Shoshone, Idaho
COST OF PUBLICATION

Number of Lines in Notice _____
Number of Insertions 2X

Lines tabular at _____ 6¢/Pica
393.7 Lines straight at 19.69 5¢/Pica
Subsequent lines at 15.75 4¢/Pica
TOTAL COST 35.44

COPY OF NOTICE (Paste Here)

Not. Appl. Trust Wat. Rt.
TITLE OF NOTICE
D. Taber
37-08401
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Id. Dept. Wat. Res.
BILL TO Boise

NOTICE OF APPLICATION FOR TRUST WATER RIGHT 37-08401

TABER, DONALD
HWY. 93
P.O. BOX
SHOSHONE, ID 83352
Source: GROUNDWATER
Diverson Pt: NENWNE Sec 33 T 05S R
18E
Use: IRRIGATION (6.680 CFS)
Total Diverson: (6.680 CFS)
Date Filed: 9/20/1988
In: T05S R18E S28 SWSE SESE
S32 SENE NESE
S33 NENE NWNE SWNE SENE
NENW SWNW SENW NESW
NWSW
S34 NWNW SWNW
334.0 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 In-
terest criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with the
Director, Dept. of Water Resources,
Statehouse Mail, Boise, Idaho 83720 on
or before FEBRUARY 25, 1991.
-s- R. Keith Higginson
Director
L5210

Pub: 2-6, 13

7-8 pt. per line successive
insertions.....4¢/Pica

No 3589

MAR 13 1991

5210

OK
FJ
2-2-91

Satterlee, Georgia

From: Zimmerman, Cindy
Sent: Thursday, April 08, 1999 2:27 PM
To: Satterlee, Georgia
Subject: RE: 37-08401

RECEIVED

APR 27 1999

Department of Water Resources

Thanks, Georgia.

Cindy Zimmerman
Water Resource Agent
IDWR, State Office
1301 N Orchard St.
Boise ID 83706
Phone: (208) 327-7944
Fax: (208) 327-7866
e-mail: czimmerm@idwr.state.id.us

Plz file

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

From: Satterlee, Georgia
Sent: Thursday, April 08, 1999 12:22 PM
To: Zimmerman, Cindy
Subject: 37-08401

Rcvd. the field examination, thank you for sending it. I will proliferate the exam to all the necessary files! More good news, Jeff Martin from the North Snake Ground Water Measurement has the Section 33 well information needed to license the permit. I will send the information to you when I rcve from Jeff.
Thanks again.

23 April 1999

As promised, attached are the
measurements by Steelhead Engineering.
Appears to be 3.00 cfs $\pm$ per
Condition "1".

Jeff Martin can be reached:
(208) 324-1083

COMMUNICATION DOCUMENTATION

RECEIVED

IDWR Employee/Agent Georgia Satterlee

APR 27 1999

Department of Water Resources

DATE
April 6, 1999 2:49pm

CUSTOMER
Taber, Donald

SUBJECT: 37-08401(A37-00059B,-00423,-00424,-00425) and/or 37-07617
phone call (.) walk-in (x)

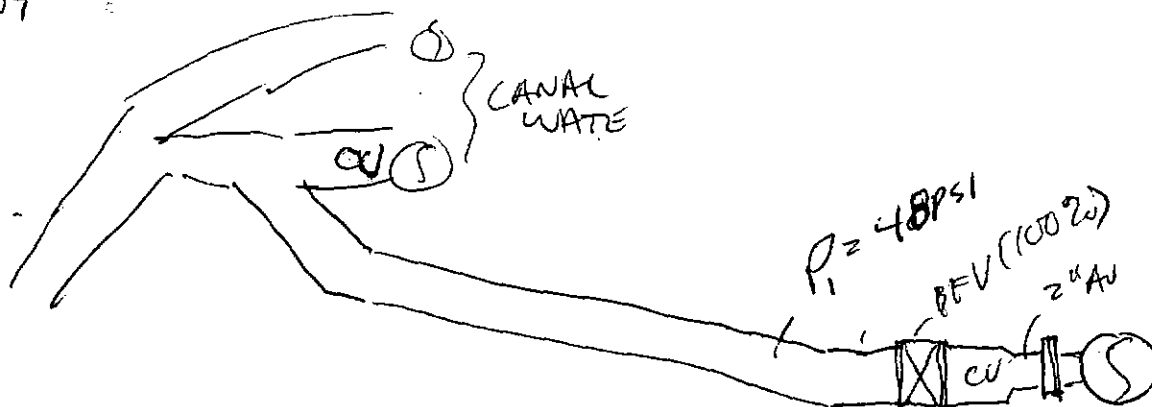
I am preparing a application for transfer per 37-07617 ("B" portion for enlarging existing dairy). There was discussion of splitting from the northern portion of irrigated land associated with the first five rights listed. The field examination for 37-08401 is waiting to be licensed, however, Cindy Zimmerman said they will not license the permit w/out an actual measurement of the well.

Jeff Martin of North Snake Ground Water District said he measured the well last summer. I requested the information from him. I also asked Mr. Taber for the power records from the well in Section 33 and he admitted the records will show that the well hasn't been used consistantly. The supplemental well was drilled in 1991, proof filed in 1992, well deepened in 1993.

All information will proliferated to all files.

$$\phi = 8.009''$$

$$t = 0.112$$



CONDITION 1

1 PIVOT + 4 1/4 MHL
DW ONLY

ABB # 01 556 081
MULT 80 KH 1.2

$$t_{12 \text{ BLK}} = \frac{30.42}{30.17} Q = 1350 \text{ GPM}$$

CONDITION 2 $t = 16.46 \text{ ON TAP}$

1 PIV + 4 HL

DW + 50 HP RIVER WTR

$$P = \cancel{65} \text{ PSI } 80 \text{ PSI}$$

$$Q \approx 1255 \text{ GPM}$$

$$t_{12 \text{ BLK}} = \frac{24.05}{23.57} Q = 1010 \text{ GPM}$$

Measurements by:
Steelhead Engineering
27 July 1998

16:43+ 1.340E 3GPM 00R
 + 9.242E 0FPS 00R
 +00000 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:44+ 1.341E 3GPM 00R
 + 9.245E 0FPS 00R
 +00133 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:45+ 1.347E 3GPM 00R
 + 9.291E 0FPS 00R
 +00268 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:46+ 1.347E 3GPM 00R
 + 9.291E 0FPS 00R
 +00403 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:47+ 1.322E 3GPM 00R
 + 9.114E 0FPS 00R
 +00535 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:48+ 1.254E 3GPM 00R
 + 8.648E 0FPS 00R
 +00663 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:49+ 1.186E 3GPM 00R
 + 8.179E 0FPS 00R
 +00785 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:50+ 1.147E 3GPM 00R
 + 7.913E 0FPS 00R
 +00901 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 16:51+ 1.138E 3GPM 00R
 + 7.847E 0FPS 00R
 +01016 *10 G 00R
 -00000 *10 G 00R
 +002.90% AI2 00R

 07-27 16:5100 *R
 + 1.136E 3GPM

 07-27 16:5200 *R
 +700.100E 0GPM

 07-27 16:5200 *R

Measurements by:
 Steelhead Engineering
 27 July 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 06 1995
Department of Water Resources

A. GENERAL INFORMATION

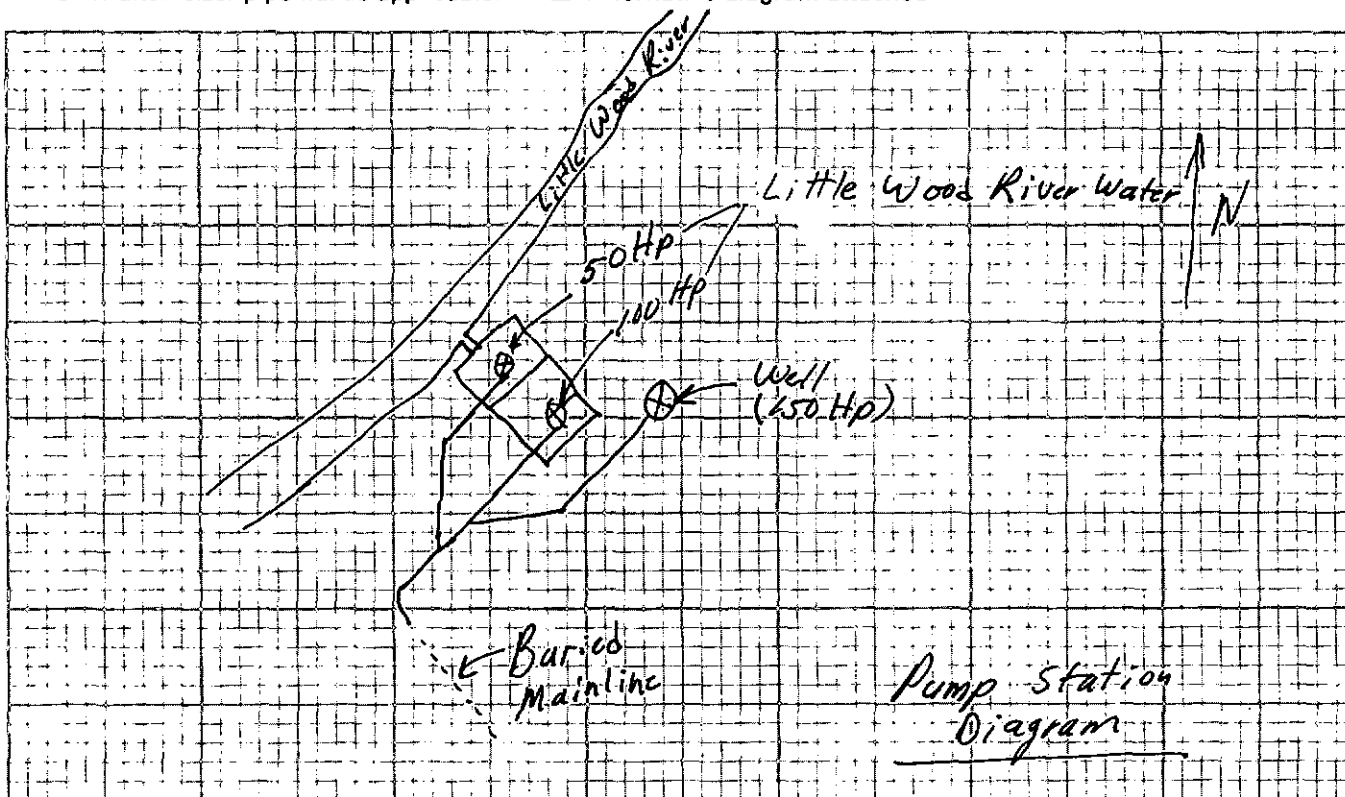
- Permit No. 37-08401
Phone No. 208-
1. Owner: Donald Taber
Current Address: Box 474 Hwy 93 Shoshone, ID 83352
2. Accompanied by: Donald Taber EXAM. DATE: 7-29-94
Address: Same Phone No. Same
Relationship to Permit Holder: Owner
3. Source: Groundwater tributary to None

B. OVERLAP REVIEW

1. Other water rights with same place of use: 37-00059B, 37-00423, 37-00424, 37-00425, 37-02090 ☒ Copies Attached
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = None

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

See Narrative Attachment

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	<i>U.S. Motor</i>	<i>150</i>	<i>C2689-01-311</i>	<i>Wel-line Layne & Bowler</i>	<i>LP 91294</i>

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			<i>NN</i>	<i>NE</i>	<i>33</i>	<i>55</i>	<i>18E</i>	<i>Lincoln</i>	<i>ASCS Aerial Map</i>

6. Place(s) of Use:

Indicate Method of Determination *ASCS Aerial Map*

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<i>5</i>	<i>18E</i>	<i>28</i>															<i>1</i>	<i>4</i>	<i>5</i>
		<i>32</i>	<i>No acres irrigated under this system</i>																
		<i>33</i>	<i>38</i>	<i>16</i>	<i>34</i>	<i>37</i>	<i>7</i>	<i>4</i>	<i>27</i>	<i>13</i>	<i>0</i>								<i>176</i>
		<i>34</i>						<i>33</i>	<i>25</i>										<i>58</i>
																			<i>239 ac</i>

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

No flow measurements were taken. A theoretical calculation is used to estimate the system flow rate.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = \frac{8.8(150)(1.70)}{200 + 60(2.31)} = 2.73 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 239(4.0) = 956 \text{ afg}$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.73(215)(1.9835) = 1184.2 \text{ afg}$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 956 \text{ afg}$$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

2. Recommended Amendments

J. AUTHENTICATION

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

37-08401
Narrative Attachment

No overlapping water rights were found for the point of diversion. Water rights 37-00059B, 37-00423, 37-00424, 37-00425, 37-02090 all overlap this water right on the place of use.

This water right is only used as a supplement to the above water rights when there is not sufficient water in the Little Wood river for irrigation.

The system consists of 1 pivot, 2 wheelines, and some handlines. A 50 Hp and a 100 Hp pump are used to pump water from the river. During a normal year with no drought, these pumps are used to supply water to the irrigated area. When water is short, then the well with a 150 Hp pump is used to supply water to the irrigated areas.

When this water right is combined with all other water rights for the same land, the diversion rate cannot exceed .02 cfs/acre or the system capacity, whichever is less. The annual volume for this ground is 4.0 afa.

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 32-8401
DATE: 8-8-94
BY: Alva Hansen

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (\dots 1.50 \dots) \times (0.70)}{[(\dots 200 \dots) + (\dots 6.0 \dots \times 2.31)]} = \underline{2.73}$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	<u>G.S. Motor, C2688-01-311</u>
area estimate ()	estimate (X)	Pump Make, Serial or ID, rating
well logs (X)	owner gage ()	<u>Wel-Line, LP 91294</u>
Booster (Y) (N)		

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL = $(\dots 2.15 \dots) \times (1.98) \times (\dots 2.73 \dots)$
 $(\dots 2.39 \dots)$

POTENTIAL = 4.86

REQUIRED Acre Feet/Acre/Annum = 4.0
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (X)

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

Scale: $8.25'' = 5280'$
 $1'' = 640'$

Medium Arm: $CA = 640^2 (.017324)$
 43560

$CA = .1629$

Sect. 28 SW SE: $.81, .65, .81, .65, 1.14 = 1 \text{ ac}$

SE SE: $4.89, 3.75, 4.0, 3.58, 4 = 4 \text{ ac}$

32 None

33 NE NE: $7.8, 7.3, 7.8, 7.9 = 8$ $28.8, 29.2, 29.8, 29.5 = 30 = 38$

NW NE: $4.4, 4.4, 4.7, 4.4 = 5$ $7.2, 6.8, 7.2 = 7$ 1 $3.6, 4.4 = 4$ 17

SW NE: $13, 13, 13.4 = 13$ $21, 21, 21.6 = 21$ 34

SE NE: $12, 12.9, 12.7 = 13$ $24, 24, 24 = 24$ 37

NE NW: $7.2, 7.5, 7 = 7$

SW NW: $4.0 = 4$

SE NW: $13.5, 13.4, 13.4 = 14$ $13 = 27$

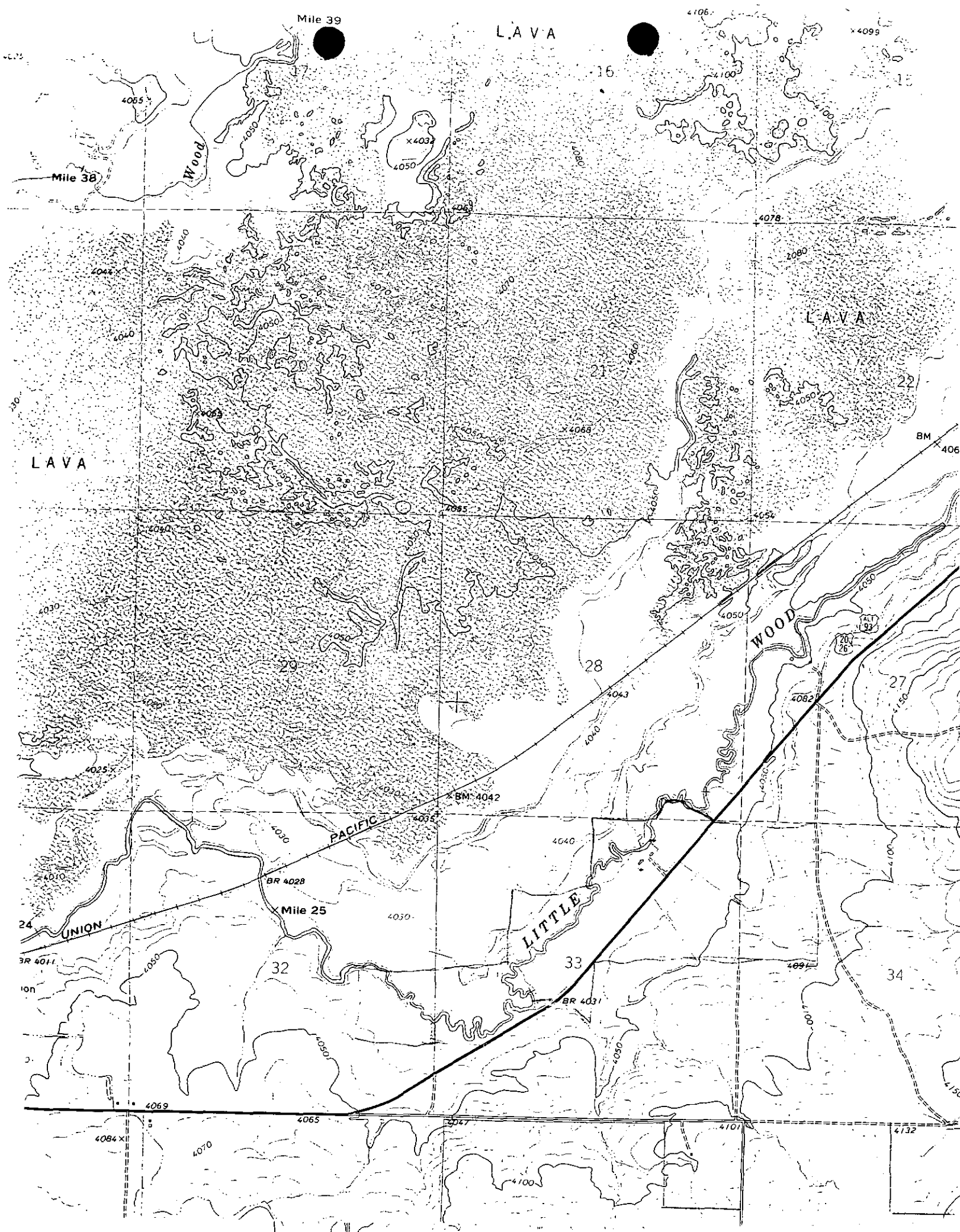
NE SW: $8.3, 8.1, 8 = 8$ $4.6, 5 = 13$

NW SW: 0

34 NW NW: $29.6 = 33$

SW NW: 25

$Q = \frac{8.8(150) .70}{200 + 80(2.31)} - 2.4 \text{ cfs} = 1078 \text{ gpm}$



PERMIT 37-094 01 INIT

T. R. S. Q/Q

P/D 55 11E 33 10W NE

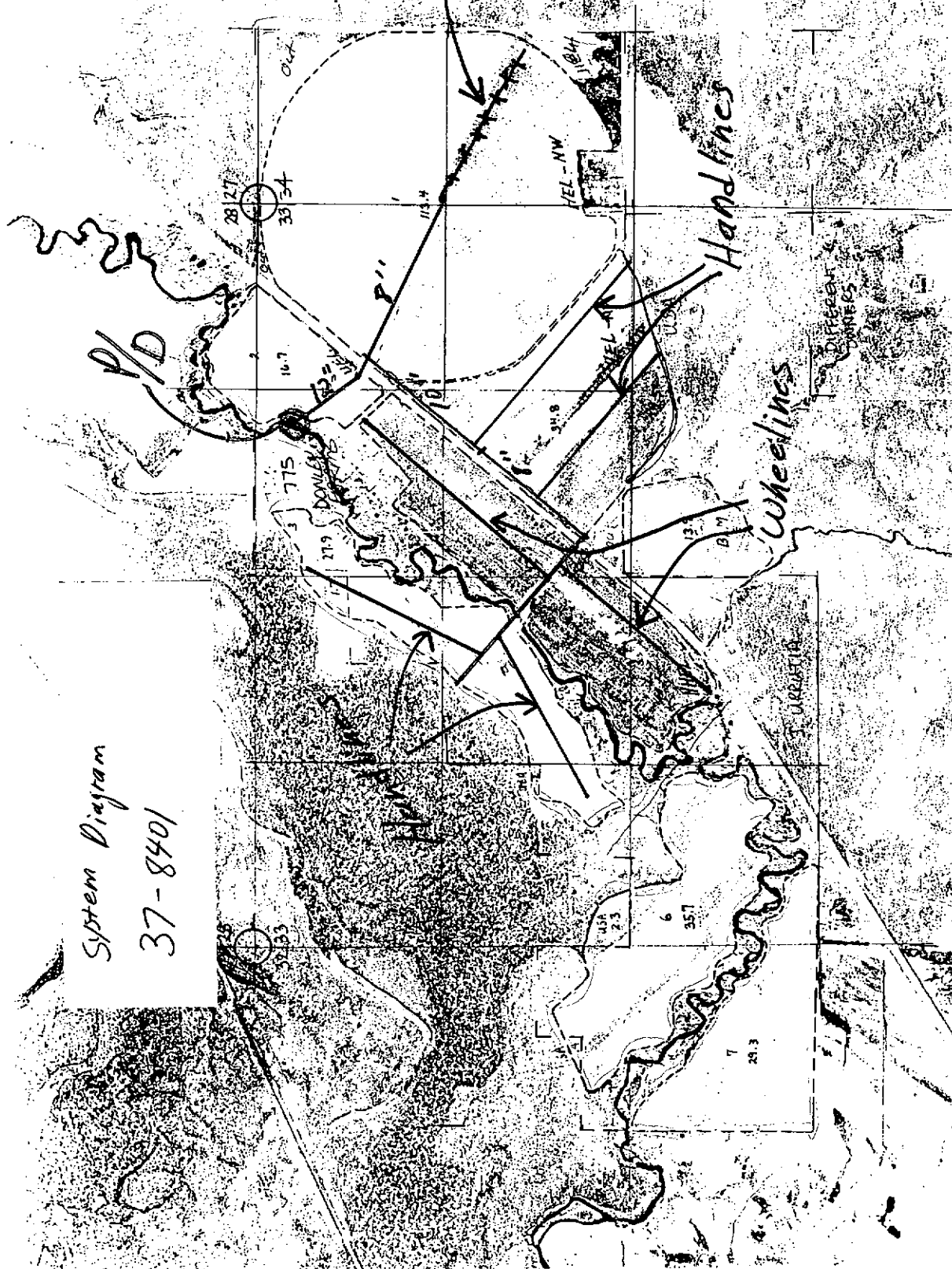
SCALE

PHOTO ID. 24 24

COOLIN



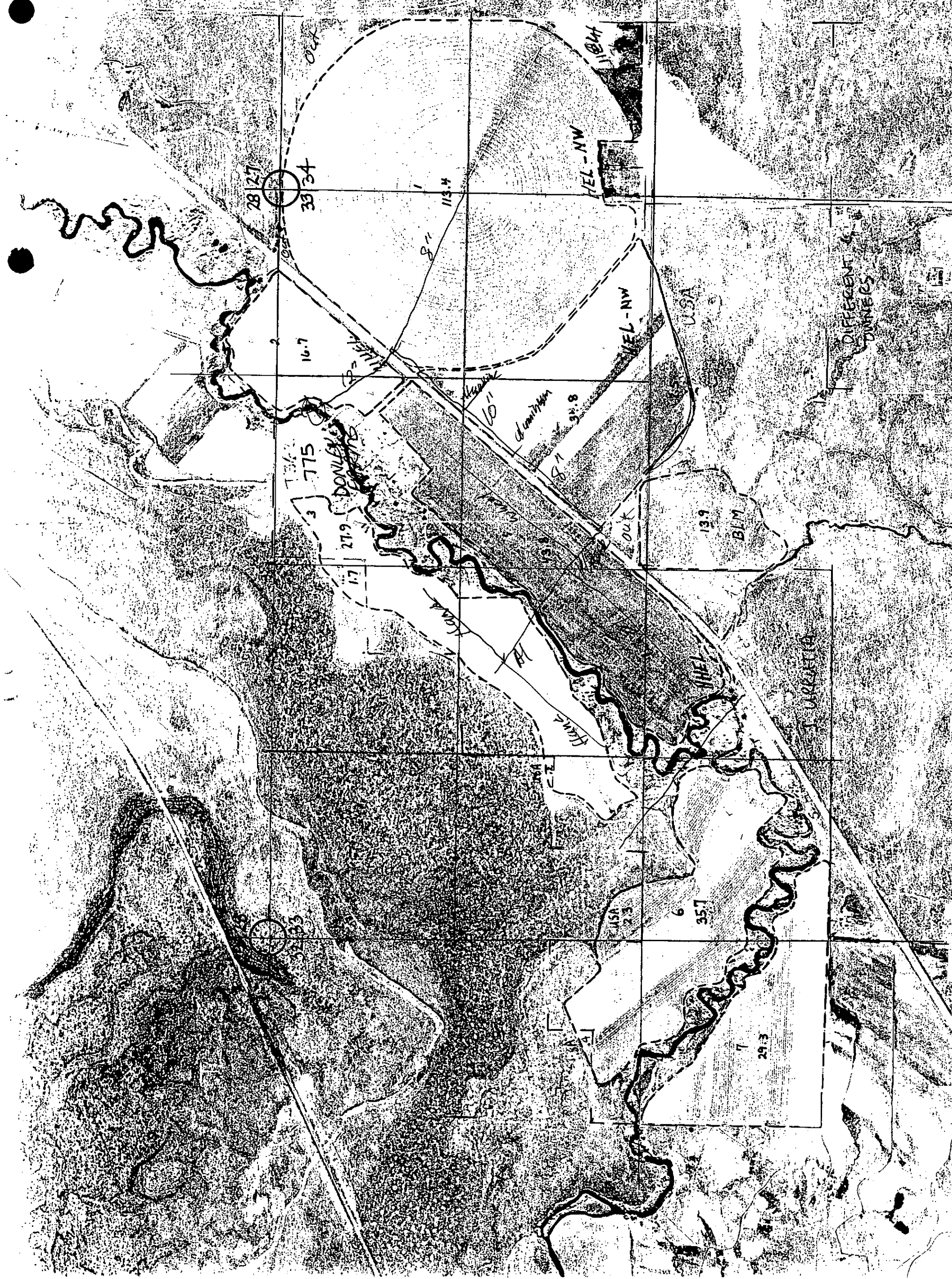
37-8401



Ascs Aerial Photo

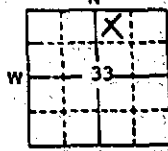
- Mainlines
 - Laterals
- [] Area irrigated under system
- [] area not irrigated with system

13-14 hours
25-30 ppm
20-150
25-30
25-30



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState 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.

37-8401

1. WELL OWNER Name <u>Don Taber</u> Address <u>474 U.S. Highway 26 Shoshone, ID 83352</u> Owner's Permit No. <u>37-91-S-054</u> <u>37-8401</u>		7. WATER LEVEL Static water level <u>195</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF. Quality _____ Describe artesian or temperature zones below																																																																																																																																			
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____																																																																																																																																			
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5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ Thickness _____ Diameter _____ From _____ To _____ Inches 14 inches 1 feet 13 feet Inches _____ inches _____ feet _____ feet Inches _____ inches _____ feet _____ feet Inches _____ inches _____ feet _____ feet Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches Number _____ From _____ To _____ _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet _____ perforations _____ feet _____ feet Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>13'</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access port <u>Side port</u>																																																																																																																																					
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Lincoln</u> NW 1/4 NE 1/4 Sec. <u>33</u> T. <u>5</u> N. S. & R. <u>18</u> E. W. 1/4		10. Work started <u>4-22-91</u> finished <u>4-24-91</u>																																																																																																																																			
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Elsing Drilling</u> Firm No. <u>31</u> P.O. Box <u>919</u> Address <u>Twin Falls, ID 83301</u> Date <u>4-30-91</u> Signed by (Firm Official) <u>Arnold Elsing</u> and (Operator) <u>Mark Elsing</u>																																																																																																																																					

JUN 18 1993

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.

Department of Water Resources
Southern Region Office

10. Work started 5-20-93 finished 5-20-93

11. DRILLER'S CERTIFICATION

We certify that all minimum well construction standards were complied with at the time the po was removed.

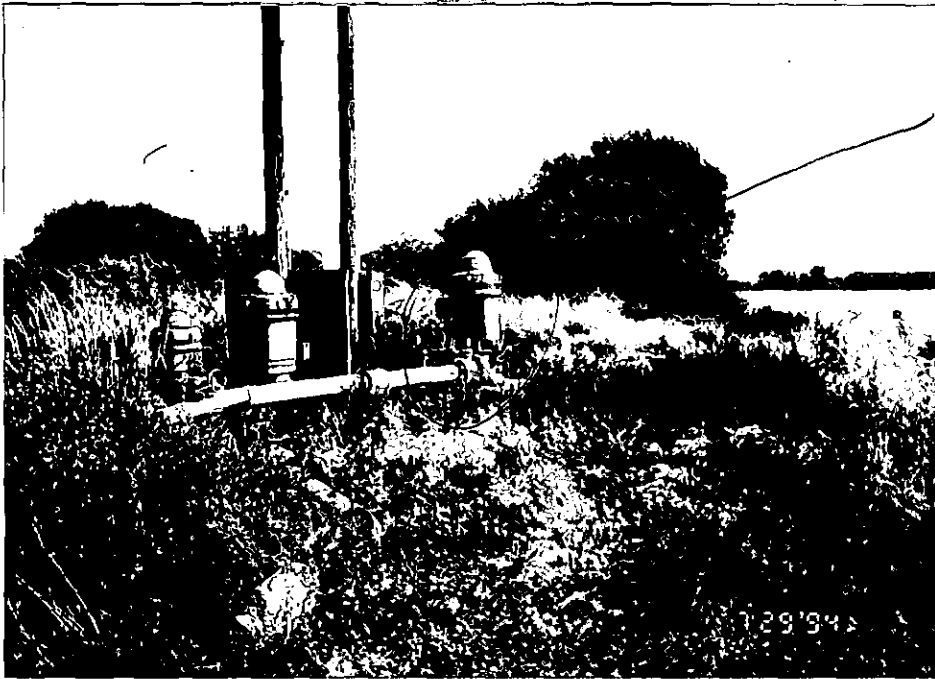
Emp Name Elaine Drilling Emp No 31

P.O. Box 919
Address Twin Falls, ID 83220 Date 5-22-93

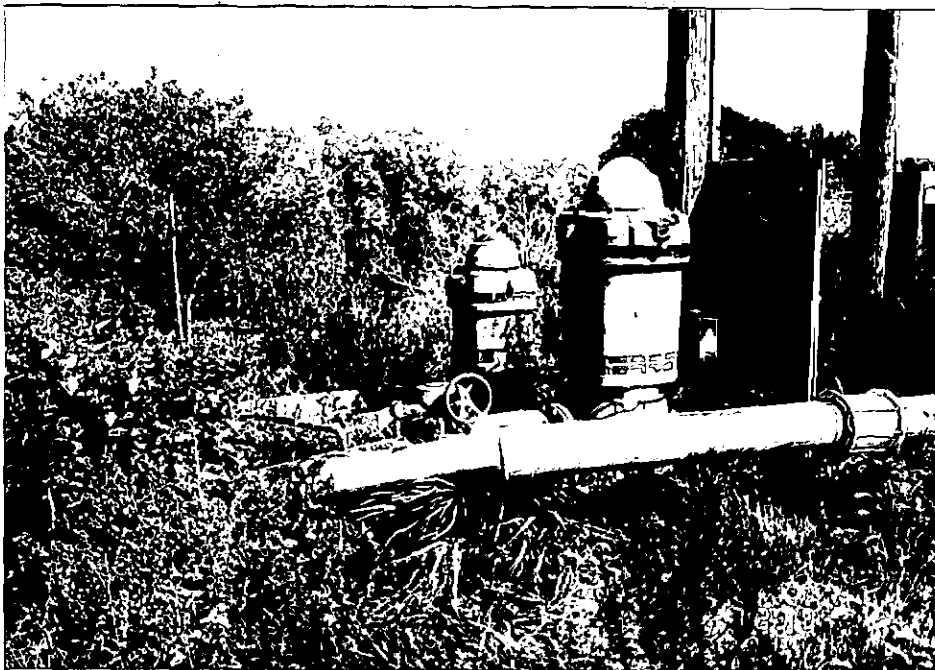
Signed by Drilling Supervisor Arnold King
and
(Operator) Lloyd Hayden
(If different than the Drilling Supervisor)

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

37-08401



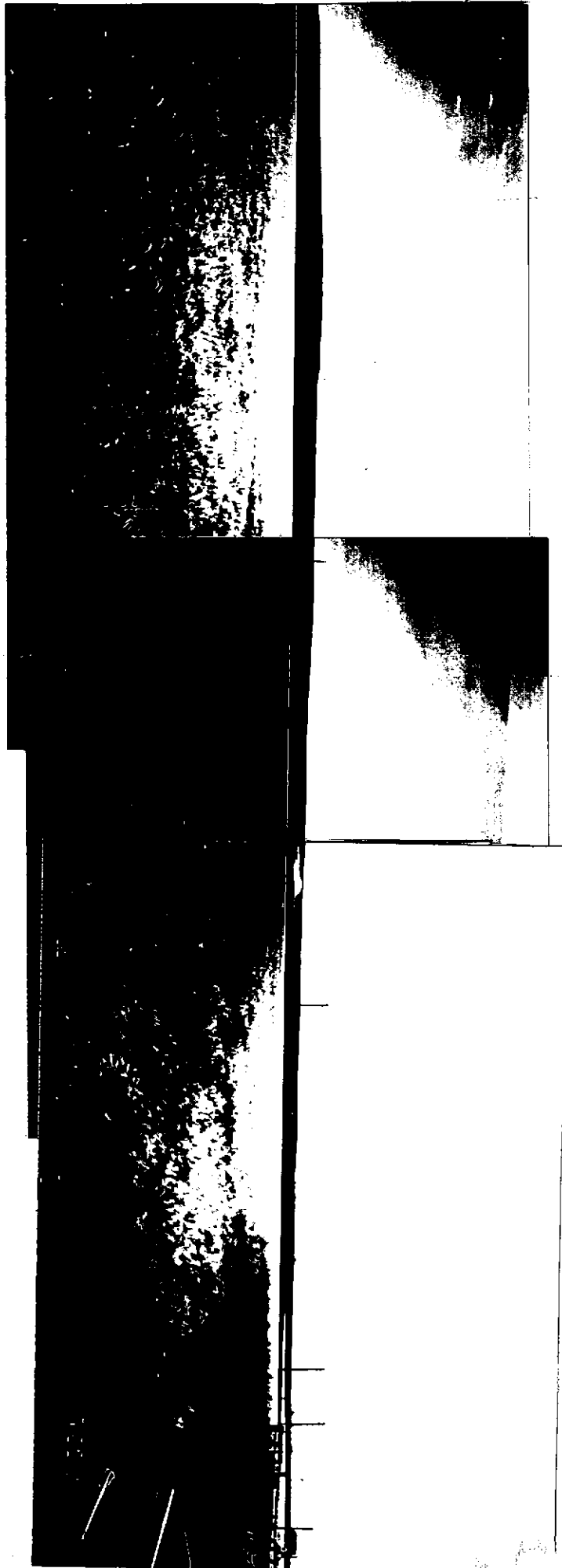
#1
P/O



#2
100 Hp
and
50 Hp
Pumps
used to pump
water from
Little Wood River.

37-08401

#3 *Pls* Looking East from the point of diversion.



RECEIVED
FEB 12 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 250.00
Date 2-12-92
Receipt No. 0035195
Receipt by UB**PROOF OF BENEFICIAL USE**

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

1. Permit No. 37-08401 Telephone No. 208-886-2427
2. Name(s) of Permit Holder(s): Donald Taber
3. Mailing Address: Box 474 Hwy 93 Shoshone, ID. 83352
4. Source of Water: Ground Water

If **GROUNDWATER**, Well Driller's Name: Arnold Eising Date Drilled: May, 1991

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 334 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 6.68 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

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

OR

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

8. Fee Enclosed: \$ 250.00 (See License Fee Schedule on back of Instruction Sheet)

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

Don Taber (208) 886-2427
Name Telephone No.

Box 474 Hwy 93 Shoshone, ID.
Address

10. 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.

2-10-92
Date

Donald Taber
Signature (and title, if on behalf of a company or organization)

MAR 05 1992

February 14, 1992

DONALD TABER
HWY. 93
P.O. BOX 474
SHOSHONE ID 83352

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08401

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)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

MAR 05 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 37-08401 Reviewed by Klg Date 2/12/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
✓ Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 37-91-S-054
200 Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
250 Amount Submitted
yes Correct?
yes Required?
yes Installed?
yes Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due / -
No. of days late / =
Priority Date / +
New Priority Date /

DEFICIENCIES OR ACTION ITEMS - driller 031

proof acceptable

DATA ENTRY

New Address _____

Proof Made

2/12/92
2/14/92 KLG

Drilling Permit No. 37-91-S-054
Water Right Permit 37-8401
Injection Permit No. _____

RECEIVED
APR 09 1991

State of Idaho
Department of Water Resources
APPLICATION FOR DRILLING PERMIT
Department of Water Resources

RECEIVED

APR 08 1991
Department of Water Resources
Southern Region Office

1. Applicant (please print) Don Taber

2. Mailing Address 474 U. S. Highway 26

Shoshone, ID 83352

Telephone 886-2427

(x) Well Owner () Well Operator () Other, specify _____

3. Proposed well location NW 1/4 NE 1/4, or Gov't Lot No. _____

Sec. 33, Twp. 5 S, Rge. 18 E, County Lincoln

Street Address of Well Site _____

Lot, block and subdivision _____

4. Proposed use of well:

() Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

(x) Non-Domestic: Any beneficial use not included within the definition of domestic.

() Injection

() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

5. Well construction information:

A. (x) New well () Deepen () Replace - See Condition 9

B. Proposed Surface Diameter 14" Proposed Maximum Depth 300'

C. Anticipated bottom hole temperature:

- (x) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212° or more (Geothermal well)

6. Construction Start Date April 8, 1991

7. Anticipated Well Driller Elsing Drilling---Mark Libert

NOTE: The actual well driller must be identified prior to drilling.

MAR 05 1992

8. Applicant's signature Don Taber Date 4-8-91

Title Firm Rep.

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is

Approved

Date

4/8/91

If approved, this permit authorizes the construction or modification 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 an 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° 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:

Loren D. Hulse
Signature of Authorized Department Representative

MANAGER, SOUTHERN REGION

Title

Receipt No. 5013208 Received by J Fee \$200. Date 4-8-91

MAR 05 1992

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

**USE TYPEWRITER OR
BALLPOINT PEN**

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.

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5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>.250 inches</td> <td>14 inches</td> <td>+ 1 feet</td> <td>13 feet</td> </tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>13'</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>Side port</u>	Thickness	Diameter	From	To	.250 inches	14 inches	+ 1 feet	13 feet																	Number	From	To										(Continuation of Lithologic Log)																																																																							
Thickness	Diameter	From	To																																																																																																									
.250 inches	14 inches	+ 1 feet	13 feet																																																																																																									
Number	From	To																																																																																																										
6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Lincoln</u> NW 1/4 NE 1/4 Sec. <u>33</u> T. <u>5</u> S. R. <u>18</u> W.	10. Work started <u>4-22-91</u> finished <u>4-24-91</u> 11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. <u>Mark 051</u> Firm Name <u>Elsing Drilling</u> Firm No. <u>31</u> P.O. Box <u>919</u> Address <u>Twin Falls, ID 83301</u> Date <u>4-30-91</u> Signed by (Firm Official) <u>Arnold Elsing</u> and (Operator) <u>Mark 051</u>																																																																																																											

January 31, 1992

DONALD TABER
HWY. 93
P.O. BOX 474
SHOSHONE ID 83352

PROOF DUE NOTICE

RE: PERMIT NO. 37-08401

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 April 1, 1992. (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.

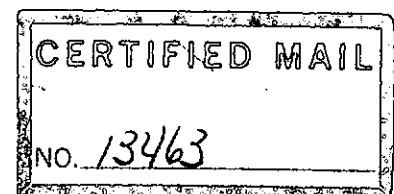
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

MAR 05 1992





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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 27, 1991

DONALD TABER
HWY. 93
P.O. BOX 474
SHOSHONE, ID 83352

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08401

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.

Enclosed is 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 is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

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.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

MAR 28 1991

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

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MAR 28 1991

APPLICATION FOR PERMIT REVIEW

Application #: 37-8401
Date: 3-19-91

Reviewer: Pam Skaggs *PS*

✓ Existing:
 ✓ No *Well* - 26A-P17
 Complete in 1 year - P16
 ✓ Yes *System*
 Proof not submitted - P16
 Proof submitted - N/A
✓ Groundwater:
 ✓ GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
 LT. 0.7 cfs - N/A
 ✓ Drilling Permit:
 Approved w/permit - P99
 ✓ Not included - 046-P23(All GW, even existing wells)
✓ Location:
 ✓ Water Districts - WD No. 37M
 Surface water - 005, 005-01H-P01(LT.7 w/pump)
 005-01J-P08(GT.7)
 ✓ Groundwater - P05
 Irrigation Districts - 023
 Canal Co. Areas - 023
 Drainage Districts - 024
 Boise Front (63) - 058 (Groundwater)
 ✓ Swan Falls Flag - 7 (1, Blank or Other)
 ✓ Trust - 051-052-053-P74 (Cons.), 041(DCMI, w/Irr
 Non Trust - 048-049 or Irr & Dom)
River Basins:
 (Surface Water) Water District Control Condition &....
 Boise (63) - 11D-P72
 Payette (65) - 047-P04, 059-P71
 Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
Use:
 Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
 Power - Use Power Review
 Mining - 06A or 010, 09E-P10 & 054(req.)
 Storage - 18A-for multiple measuring devices(In WD),
 18B-P09(Size)
 Rec. & Aesthetic - 027(Non-Consumptive)
 Domestic - 021(restricted areas)
Ownership:
 Non land owner - 004
Protested:
 Agreement - 020
Minimum Stream Flow:
 Overlapping uses - 029-P20
✓ Beneficial Use Due Date: - 04-01-1992
Other Conditions Recommended _____

MAR 28 1991

PS
3-21-91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

JANUARY 28, 1991

Lincoln County Journal
Box 704
Shoshone, ID 83352

Dear Legal Dept.:

Enclosed you will find legal notices 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 25, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

RECEIVED

MAR 28 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

37-08401

TABER, DONALD
HWY. 93
P.O. BOX 474
SHOSHONE, ID 83352

Source: GROUNDWATER

Diversion Pt: NENWNE Sec 33 T 05S R 18E

Use: IRRIGATION (6.680 CFS)
Total Diversion: (6.680 CFS)

Date Filed: 9/20/ 1988

In: T05S R18E S28	SWSE	SESE		
S32	SENE	NESE		
S33	NENE	NWNE	SWNE	SENE
	NENW	SWNW	SENW	NESW
	NWSW			
S34	NWNW	SWNW		

334.0 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, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 25, 1991.

Published 2/ 6/1991 & 2/13/1991
R. Keith Higginson, Director

MICROFILMED

MAR 28 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 37-8401/Trust Water Processing

DATE: 1-16-91

This application is a water filings which has come up for sequential processing under the appropriate rules and statutes. The applicant returned a trust water questionnaire claiming no development of the source either before or after 1984. The applicant further stated that the groundwater source under this filing would be a supplemental source of water.

I have reviewed a 1978 orthophoto here at the department which confirms irrigation of land matching the place of use under the application. The attached place of use overlap report also shows that the department classified the land as irrigated in 1986. Adjudication claims have been filed on surface water for the lands included under this application.

Due to the priority date of the application, it must be considered a trust water filing. Since this is a supplemental filing and there is evidence that the land was irrigated prior to 1984, the acreage should not be counted as trust acreage.

RECEIVED

MAR 28 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Jim Dew 2
RECEIVED
JAN 11 1991

Department of Water Resources

Application No. 37-8401

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes X No

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes No X

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 0

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. Supplemental

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

A37-00423, A37-00424, A37-00425

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant

Don Taber

Date

1-9-91

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MAR 28 1991

Every year there is more development on Soler Creek on the Hawley area. That makes less water available to maintain water flow in the Gattlewood River. The decree water delivered is cut back to maintain the stream flow needed. Therefore I do not have enough water available to irrigate my land. I feel that supplemental water is needed to allow me to irrigate the land now in production. There has been no new acreage added since 1976 when the sprinkler system was installed.

RECEIVED

MAR 28 1991

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE	NW	SW	SE	NE	NW	SW	SE	SUM
3708401	AMERICAN FALLS RESERVO	D	SNAKE RIVER	05S	18E	28									
0100006	RITTER	D	LITTLE WOOD RIVER	05S	18E	28	15								65
3700049	TABER	D	BIG WOOD RIVER	05S	18E	28								28	12 10 15
3700059B	TABER	D	LITTLE WOOD RIVER	05S	18E	28									15 15
3700423	TABER	D	LITTLE WOOD RIVER	05S	18E	28									15 15
3700424	TABER	D	LITTLE WOOD RIVER	05S	18E	28									15 15
3708401	TABER	A	GROUNDWATER	05S	18E	28								1 6 7	7
1986	MAPPING DATA	---	COUNTY 63 QUAD AA 24	05S	18E	28	8							27 13 42	90
3708401	AMERICAN FALLS RESERVO	D	SNAKE RIVER	05S	18E	32									
0100006	TABER	D	LITTLE WOOD RIVER	05S	18E	32								40	40
3700425	ANDERSON	L	LITTLE WOOD RIVER	05S	18E	32								5	5
3702090	URRUTIA	S	WASTE WATER	05S	18E	32								12	12
3704161	HIBBARD	L	GROUNDWATER	05S	18E	32								151	151
3707199	URRUTIA	L	GROUNDWATER	05S	18E	32								1	1
3707877A	URRUTIA	L	WASTE WATER	05S	18E	32								5	5
3707877B	TABER	A	GROUNDWATER	05S	18E	32								33	39
3708401	1986 MAPPING DATA	---	COUNTY 63 QUAD AA 24	05S	18E	32	6 6							41 37 38 40	366
3708401	AMERICAN FALLS RESERVO	D	SNAKE RIVER	05S	18E	33									
0100006	TABER	D	BIG WOOD RIVER	05S	18E	33									200
3700059B	TABER	D	LITTLE WOOD RIVER	05S	18E	33									200
3700423	TABER	D	LITTLE WOOD RIVER	05S	18E	33									200
3700424	TABER	D	LITTLE WOOD RIVER	05S	18E	33									80
3700425	TABER	L	LITTLE WOOD RIVER	05S	18E	33									95
3702090	ANDERSON	L	LITTLE WOOD RIVER	05S	18E	33									215
3708401	TABER	A	GROUNDWATER	05S	18E	33									313
1986	MAPPING DATA	---	COUNTY 63 QUAD AA 24	05S	18E	33	4 32 : 18 23	4 32 : 28 36 15						13 24 2	
3708401	AMERICAN FALLS RESERVO	D	SNAKE RIVER	05S	18E	34									
0100006	TABER	D	BIG WOOD RIVER	05S	18E	34									80
3700059B	TABER	D	LITTLE WOOD RIVER	05S	18E	34									80
3700423	TABER	D	LITTLE WOOD RIVER	05S	18E	34									80
3700424	TABER	D	LITTLE WOOD RIVER	05S	18E	34									73
3708401	TABER	A	GROUNDWATER	05S	18E	34									90
1986	MAPPING DATA	---	COUNTY 63 QUAD AA 24	05S	18E	34	5 35 36 6	3 2						3	

MAR 28 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 7, 1991

RE: APPLICATION FOR PERMIT NO. 37-8401

Dear APPLICANT:

Due to the Swan Falls litigation, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

MAR 28 1991

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

RECEIVED

MAR 28 1991

21-Dec-1988

Donald Taber ,
Box 474, Hwy 93
Shoshone, ID 83352

Re: Application for permit No. 37-08401

Dear Mr. Taber:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 37-08401. Please refer to this number in all further correspondence.

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

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

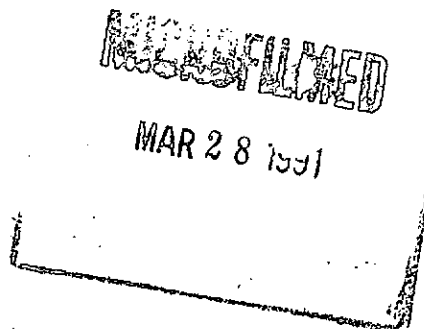
For this reason, it is not possible to estimate at this time when action will be taken on your application.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

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

LH:MB



STAFF ANALYSIS SUPPLEMENT

1) Water District None Basin # 37

2) Local description (of one P/D)

☐

At the above street address

☒

~~_____ miles N/S _____ and _____ 4 _____ miles E/W East~~
of Skostone
(City center or numbered highway intersection)

☐

(Travel directions from city center or highway intersection)

RECEIVED

MAR 28 1991

Form No. 202a
'87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Taber, Donald

Swan Falls Hold

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY LM DATE 11/15/88 APPLICATION NUMBER 37-08401

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.) 37-0423, 0424, 0425, 37-00598, 01-00006, 37-2090
- ☐ 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

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested

DEC 13 1990

Department of Water Resources

RECEIVED

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

☐ 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 # 37^M (Perd)
☐ Adjudication Bureau Unit ☐ Other

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

☐ See below for additional information

Date of priority recommended

By _____ Date _____

☐ See below for additional information

By _____ Date _____

ADDITIONAL INFORMATION

Form No.
7/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHECKLIST OF REQUIREMENTS
LARGE DIVERSION SUPPLEMENTARY
ANALYSIS SHEET*

EFFECT ON EXISTING RIGHTS

- ☐ Yes ☒ No Springs/surface streams with 5 or less existing users
☐ Identify number of impacted rights
☐ Name and address of users
☐ Location of points of diversion
☐ Nature of use of the existing rights
- ☒ Yes ☐ No Groundwater
☐ Plat showing proposed well and any other wells &/or
springs within $\frac{1}{2}$ mile radius
- ☐ Yes ☐ No Statement of design construction, or operation techniques
which will be used to reduce impact on existing rights

SUFFICIENCY OF WATER SUPPLY

Water Requirements of Proposed Project

- ☐ Required diversion rate during peak use (Maximum rate)
☐ Required diversion rate during average use period
☐ Annual volume
☐ Season of use
☐ Volume to be consumptively used/year

Quantity of Water Available from Source

- ☐ Flow rates for surface water sources available during peak
and average water demand period
☐ Properties of aquifers
☐ Other sources available for supplementation

GOOD FAITH, DELAY OR SPECULATION

- ☐ Copies of deeds, leases, easements, and right-of-ways from _____
- ☐ Power applications affidavit form 205/206 is required
☐ Yes ☐ No Other needed permits, licenses, or approvals required. If
yes, _____.

FINANCIAL RESOURCES

- ☐ Current certified financial statement
☐ Financial commitment letter/financial statement from
committed party
☐ Project design/plans along with cost estimation to
complete project

*For applications of more than 5 cfs. or more than 500 AF.

LOCAL PUBLIC INTEREST

Comments received from:

- | | | |
|---------------------------------------|---|--|
| ☐ City | ☐ Idaho Fish & Game | ☐ Irrigation District |
| ☐ County | ☐ Idaho Health & Welfare | ☐ Canal Company |
| ☐ Reservations | Division of Environment | ☐ Other _____ |

Project impacts/implications report

COMMENTS
