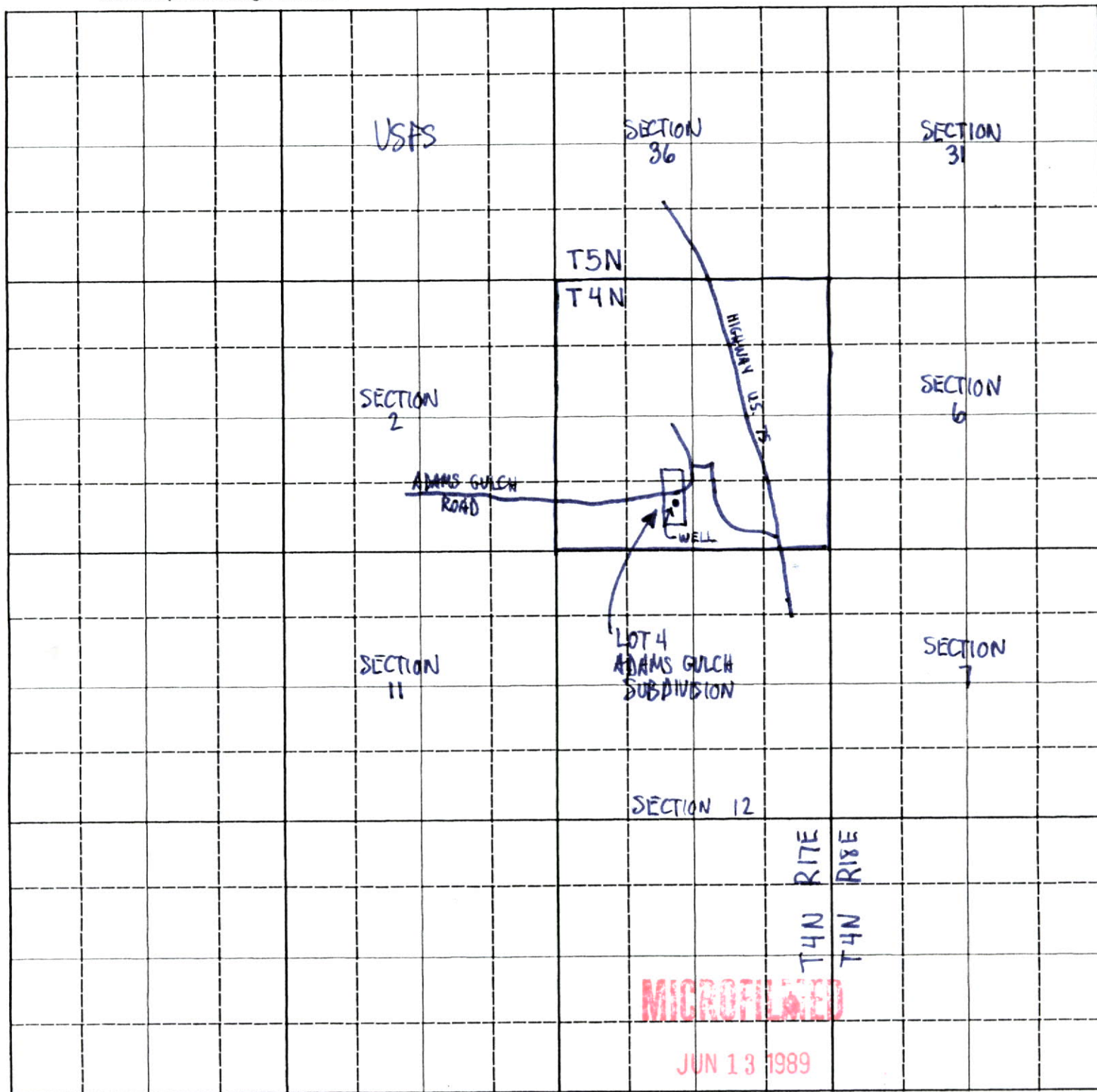


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Richard R Kretzberg
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

DEC 30 1988

Department of Water Resources
Southern Region Office

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 21st day of Dec, 19 88, and

the date of the last publication was on the 28th day of Dec, 19 88.

Daniel J. Gorham
Subscribed and sworn to before me this 28th day of Dec, 19 88.
(SEAL)

Roberta McGee
NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 38
Number of Insertions 2
Lines tabular at 38 5¢/Pica
Lines straight at 1881 4¢/Pica
Subsequent lines at 38 3¢/Pica
TOTAL COST 33.44

COPY OF NOTICE

(Paste Here)

Not. of Application #37-08400
TITLE OF NOTICE Kreitler

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Water right sought by Kreitler

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08400

KREITLER, RICHARD R.
P.O. BOX 2360
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NESESW Sec 1 T
04N R 17E; Blaine County; 4 miles
NW of Ketchum.

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)

Date Filed: 9/20/1988

In: T04N R17E S01 SESW
3.0 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, 2148 4th Avenue
East, Twin Falls, Idaho 83301, on
or before JANUARY 9, 1989.

R. Keith Higginson, Director

Publish: Wood River Journal-
December 21 & 28, 1988.

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

No 6274

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JUN 13 1989

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SEP 21 1990

Form 219 -
6/86

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

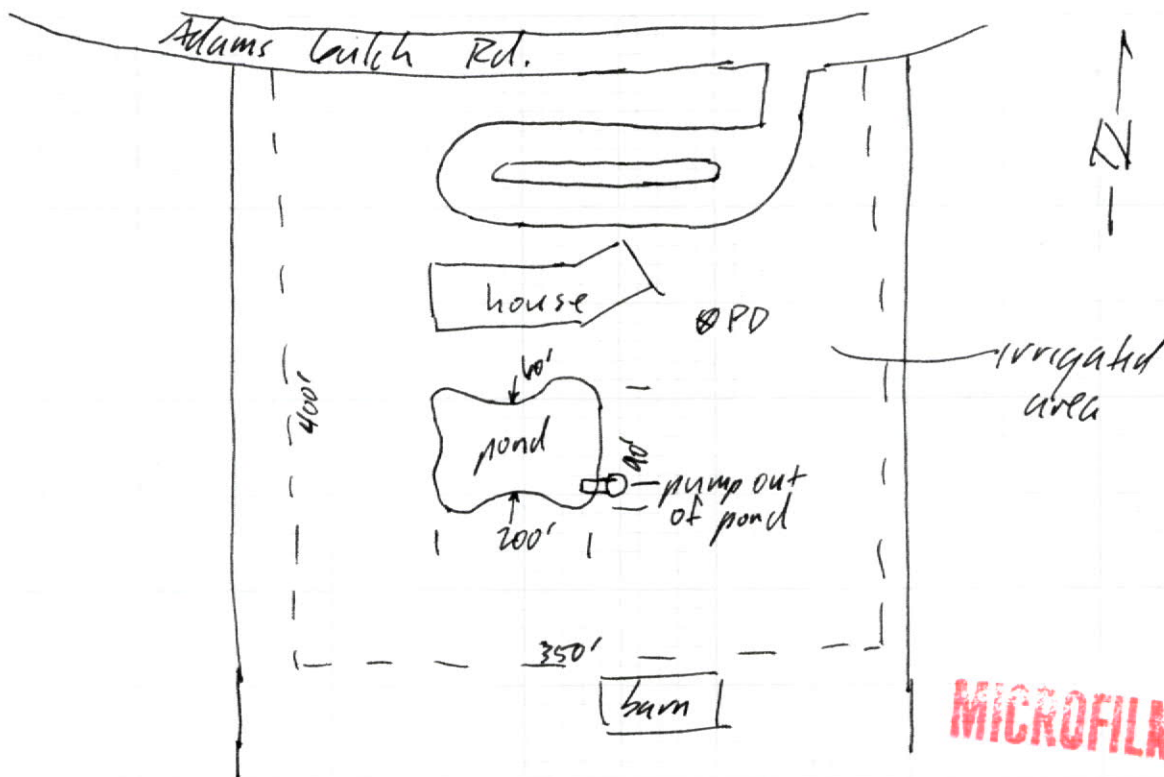
Permit No. 37-8400
Phone No. 726-3632
1. Owner: Richard R. Kreidler
Current Address: P.O. Box 2360 Ketchum ID 83340
2. Accompanied by: Richard Kreidler EXAM. DATE: 6/22/90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: A37-02165B claim to Adams Gulch
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____
_____ ☐ 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



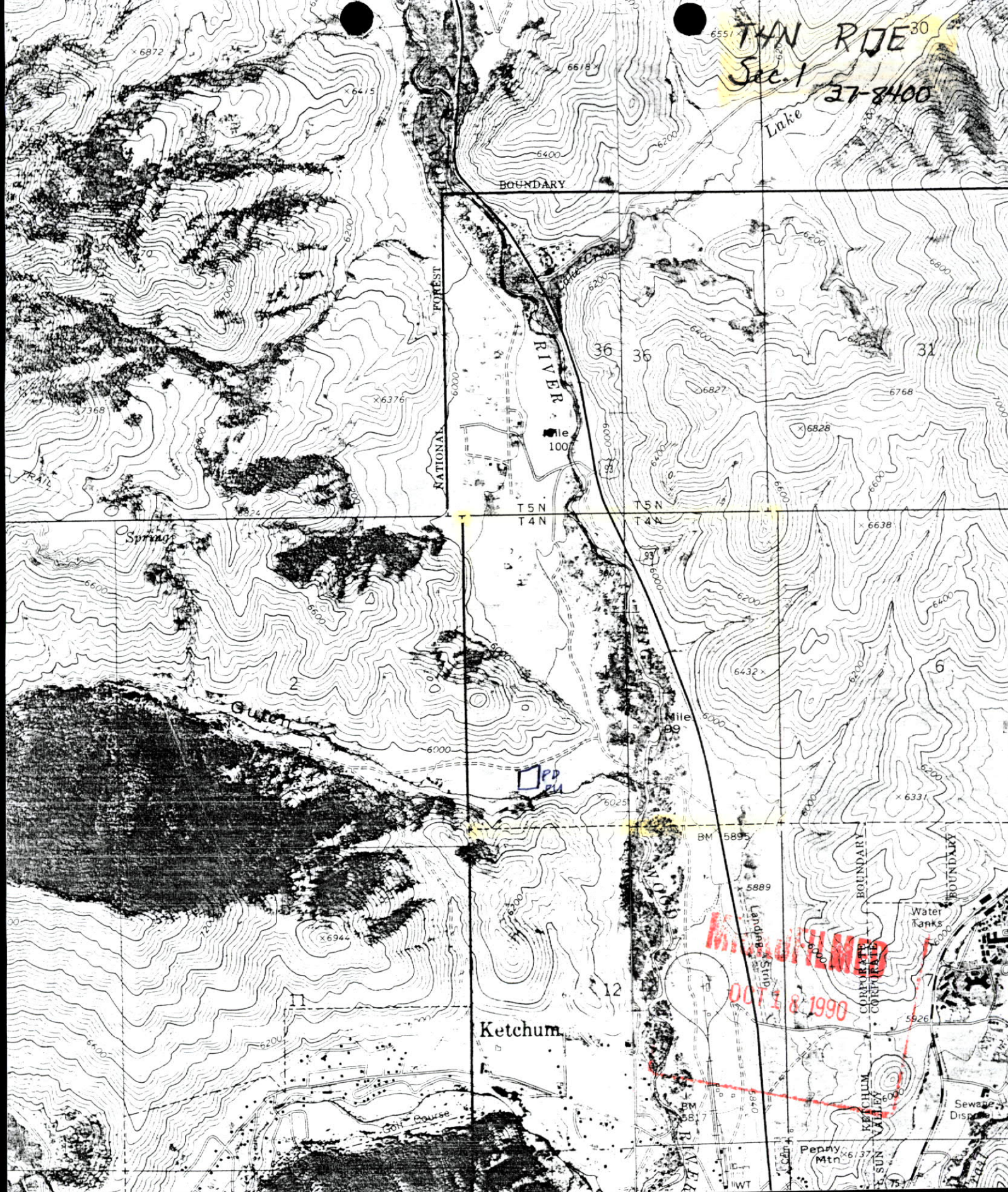
Scale: 4" =

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

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OCT 16 1990

T4N R1E30
Sec. 1
37-8400



BOUNDARY

NATIONAL FOREST

Snake RIVER

100

T5N
T4N

T5N
T4N

100

BM 5895

5889

Landmark

Stump

BOUNDARY

BOUNDARY

BOUNDARY

Water Tanks

5926

Sewage Disposal

Penny Mtn

Ketchum

RECORDED
001181990



P/D



tanks, piping

MICROFILMED
OCT 18 1990



pond pumping set up & sprinkler box



pond & P/U

OCT 18 1991

MICROFILMED

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPPlease print or type
(see instructions on back of page)

RECEIVED

OCT 29 1992

Department of Water Resources

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 4N Range 17E Section 1, SE 1/4 of SW 1/4, Govt. Lot _____, BM.
Lot 4, Block 1, Subdivision/Townsite ADAMS GULCH SUBDIVISION.

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)☐ Water Right Number(s)
Assigned by IDWR: 37-08400, 37-02165, A37-02165C☐ Name and Address of Former
Owner/Claimant(s)(Seller): Richard K. Kreidler
P.O. Box 2360
Ketchum, Idaho 83340☐ New Owner/Claimant: The Adams Gulch Trust
40 ~~40 W. Main St. Boise~~ PETER RICHARDSON
~~702 West Idaho Street, Suite 700~~ 877 W MAIN ST STE 604
Boise, Idaho 83702-5858☐ New Mailing Address s/o W. Hugh O'Riordan
702 West Idaho Street, Suite 700
Boise, Idaho 83702☐ New Telephone Number: 208-338-8200☐ Does the change in ownership result in a splitting of the water right owned/claimed" yes ☒ no.

If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

37-08400 is for this property. The split of 37-02165 is shown in A37-0216C.☐ Attach proof of ownership, describe proof attached: Two Warranty Deeds Attached
(proof of ownership must describe either the property conveyed or include the claim number.
Proof of ownership is not required if this form is signed by the former owner/claimant.)☐ Signature of New
Owner/Claimant(s): Hugh O'Riordan, Attorney-in-Fact for the trustee of the Adams Gulch Trust Date 10/29/92☐ Signature of Former
Owner/Claimant(s): _____ Date _____Signature of former claimant(s) is not required if proof of ownership
is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date By:

Further Action Needed:

Further Action Taken

Date By:

Final Review and Data Entry

Date By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New OwnerMICROFILMED
MAY 27 1999

ORIGINAL IN RED

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:James P. Speck
HOGUE, SPECK & AARSTAD
P. O. Box 987
Ketchum, Idaho 83340BRADNE CO. REQUEST
OF: Hogue, Speck
89 FEB 3 11 27
MARY GREEN, CLERK
FEES & COSTS

302879

(space above line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, JEANNE PEARL FLOWERS, also known of record as JEANNIE PEARL FLOWERS, as single woman, PEARL FLOWERS, a widow, and PEARL E. FLOWERS, trustee of the Eugene Flowers Testamentary Trust, whose address is (the "Grantor", whether one or more), do hereby convey, release, remise and forever quitclaim unto RICHARD KUKITLER, a married man dealing in his sole and separate property, whose address is P. O. Box 2360, Ketchum, ID 83340 ("Grantee"), any and all interest Grantor may have in the following described water right, situated in Blaine County, Idaho, to wit:

0.2 cfs of the waters of Adams Gulch for irrigation ✓
purposes with priority date of November 24, 1989,
identified as Idaho Water Right No. 37-2163.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Grantee, and to Grantee's heirs and assigns forever.

DATED this 30th day of January, 1989.

GRANTOR:

Jeanne Pearl Flowers
JEANNE PEARL FLOWERS

Pearl Flowers
PEARL FLOWERS

QUITCLAIM DEED - 1

MICROFILMED
MAY 27 1999

SENT BY DAVIS WRIGHT TREMAINE 12-92 ; 1:53PM ;

DWT BO

2/ 4

ORDER NO. 18213

GENERAL WARRANTY DEED

FOR VALUE RECEIVED

Richard Kreidler, a single man,

GRANTOR, does hereby GRANT, CONVEY AND WARRANT unto

JOHN E. McCRAW, Jr., a single man,

GRANTEE, whose address is: P. O. Box 2908, Kirkland, WA 98083-2908

the following described real property in Blaine County, Idaho, to wit:

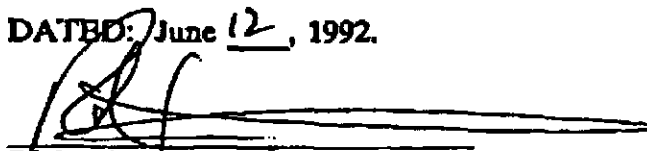
Lot 4, Block 1 of ADAMS GULCH SUBDIVISION, according to the official plat thereof, recorded as instrument no. 272239, records of Blaine County, Idaho;

Together with all appurtenant water rights, including but not limited to those rights referred to as water right numbers 37-08400, 37-02165, and A37-02165C and any and all right, title and interest in any notices of claim to water right filed in the Idaho State District Court, Civil Case No. 39576, in the Fifth Judicial District entitled: In Re: The General Adjudication Rights to the Use of Water from the Snake River Basin Water System;

Subject to easements, restrictions and encumbrances of record and to real property taxes, for the year 1992.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances, except as described above, the quiet and peaceable possession of said premises by the Grantee, and that Grantor will warrant and defend the same forever from all lawful claims whatsoever.

DATED: June 12, 1992.


Richard Kreidler

\\grant\misc\mccrw.war
June 12, 1992

MICROFILMED
MAY 27 1999

WARRANTY DEED

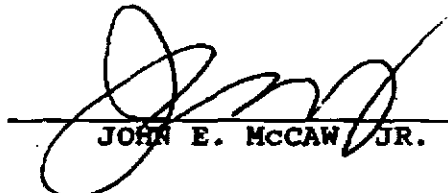
FOR VALUE RECEIVED, JOHN E. MCCAWE, JR., a single man ("Grantor"), does hereby GRANT, BARGAIN, SELL and CONVEY unto ADAMS GULCH TRUST ("Grantee"), whose current address is 702 W. Idaho, Suite 700, Boise, Idaho 83702, the following described real property in Blaine County, State of Idaho, more particularly described as follows, to wit:

Lot 4, Block 1 of ADAMS GULCH SUBDIVISION, according to the official plat thereof, recorded as instrument no. 272239, records of Blaine County, Idaho;

Together with all appurtenant water rights, including but not limited to those rights referred to as water right numbers 37-08400, 37-02165, and A37-02165C and any and all right, title and interest in any notices of claim to water right filed in the Idaho State District Court, Civil Case No. 39576, in the Fifth Judicial District entitled: In Re: The General Adjudication Rights to the Use of Water from the Snake River Basin Water System.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, and Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to reservations, restrictions, dedications, easements, rights of way and agreements (if any), of record, and general taxes and assessments (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED: 10/27/92


JOHN E. MCCAWE JR.

STATE OF Washington)
COUNTY OF King) ss.

On this 27 day of October, 1992, before me, the undersigned, a Notary Public in and for said State, personally

Robert McCaw/10.23.92
Seattle

MICROFILMED

MAY 27 1999

LIMITED POWER OF ATTORNEY

I, JOHN E. McCAW, Jr., Trustee of the ADAMS GULCH TRUST, do hereby make, constitute and appoint W. HUGH O'RIORDAN my true and lawful attorney for me and in my name, place and stead and on my behalf as Trustee of the ADAMS GULCH TRUST to act for me in any and every way in respect to all water rights relating to or appurtenant to the following-described real property situated in the County of Blaine, State of Idaho and held in the ADAMS GULCH TRUST:

Lot 4, Block 1 of ADAMS GULCH SUBDIVISION, according to the official plat thereof, recorded as instrument no. 272239, records of Blaine County, Idaho;

Together with all appurtenant water rights, including but not limited to those rights referred to as water right numbers 37-08400, 37-02165, and A37-02165C and any and all right, title and interest in any notices of claim to water right filed in the Idaho State District Court, Civil Case No. 39576, in the Fifth Judicial District entitled: In Re: The General Adjudication Rights to the Use of Water from the Snake River Basin Water System.

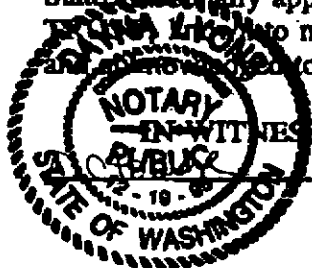
I further give and grant to W. HUGH O'RIORDAN, as my attorney hereunder, full power and authority in my name and as my act and deed as Trustee of the ADAMS GULCH TRUST to sign, seal, execute, deliver and acknowledge all written instruments, including without limitation, applications to the Idaho Department of Water Resources or other state or federal agencies, and deeds, and to do and perform each and every act and thing whatsoever that may be necessary or proper to be done in or about the exercise of the powers and authority hereinabove granted to him respecting prosecution and determination of water rights, as fully to all intents and purposes as I might or could do if personally present, and I hereby ratify, approve and confirm all that W. HUGH O'RIORDAN, as my attorney hereunder, shall lawfully do or cause to be done by virtue of the powers granted herein and agree to indemnify and hold W. HUGH O'RIORDAN harmless from any actions or claims made against him as a result of the lawful exercise of the powers granted hereby. This shall be a durable power of attorney and shall not be affected by my disability or death.

STATE OF Washington

: ss.

County of KING

On this 27 day of October, 1992, before me, a notary public in and for said State, personally appeared JOHN E. McCAW, Jr., Trustee of the ADAMS GULCH TRUST, who acknowledged to me to be the person whose name is subscribed to the within instrument, and he acknowledged to me that he executed the same.



IN WITNESS WHEREOF, I have hereunto set my hand this 27 day of October, 1992.

Laura Lyons
Notary Public for State of Washington
Residing at: Kirkland

MICROFILMED expires 10/27/97

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08400

Priority: September 20, 1988

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.13 CFS
0.1 AF

This is to certify, that RICHARD R. KREITLER
P.O. BOX 2360
KETCHUM, ID 83340

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 20, 1988; and has submitted Proof of Beneficial Use on March 16, 1990. An examination indicates that the works have a diversion capacity of 9.600 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.09 CFS	9.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.13 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 1, Township 04N, Range 17E
BLAINE 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>
04N	17E	1	SESW	3		3
Total number of acres irrigated:						3

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

OCT 18 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08400

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 4th day of OCTOBER, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED

OCT 18 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard R. Kreidler Phone 726-3632
Post office address P.O. Box 2360, Ketchum, Idaho 83340
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, Govt. Lot _____
Sec. 1 Township 4N Range 17E B.M. Blaine County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .09 for Irrigation purposes from 4/1 to 11/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.13* and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works: *to 3/2/89
 - a. Description of ditches, flumes, pumps, headgates, etc. N.A. Well, pump to small pond; pipeline to field.
 - b. Height of storage dam N.A. feet; active reservoir capacity N.A. acre-feet; total reservoir capacity N.A. acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is 6" inches; proposed depth of well is 240 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 years (minimum 1 year).

JUN 13 1989

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	17E	1											3						3

Total number of acres to be irrigated 3

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

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

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

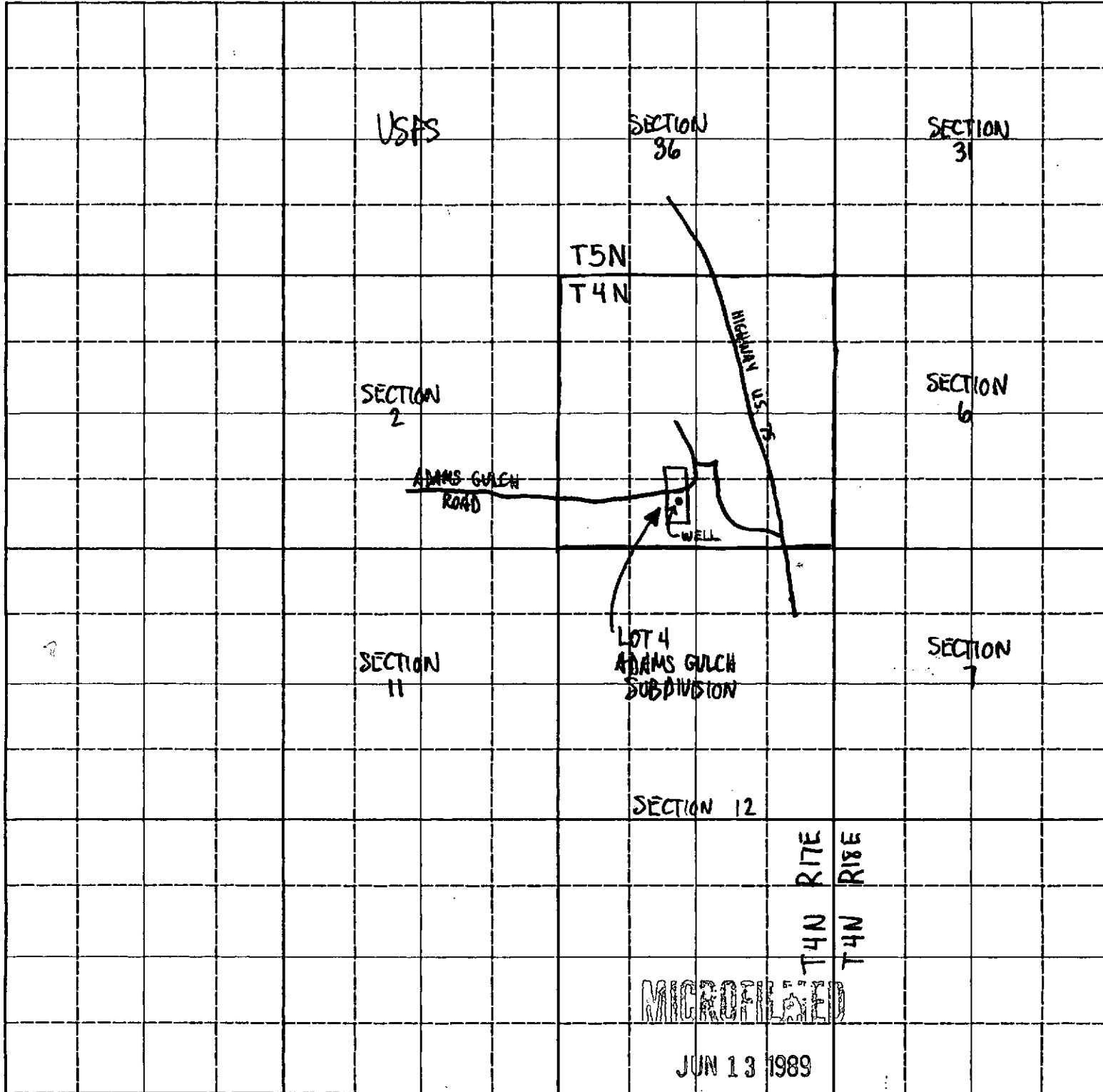
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N.A.

12. Remarks: _____

MICROFILMED

JUN 13 1993

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Richard R Kretzberg
(Applicant)

Proposed Priority 01/20/88
Received by J. H. Burt Date 12/20/88 Time 11:30 A- Prelim check by JK
Fee \$ 30.00 Received by M. Baldwin # 500 4068 Date 11/30/88
Publication prepared by M. Baldwin Date 12/12/88 Published in Wood River Journal
Publication approved TJ Date 12/30/88

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. 37-8400, 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 April 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 10th day of March, 1989.

J. Glen Saylor

MICROFILMED

JUN 13 1989

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

DEC 30 1988

Department of Water Resources
Southern Region Office

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 21st day of Dec, 1988, and

the date of the last publication was on the 28th day of Dec, 1988.

Daniel J. Gorham

Subscribed and sworn to before me this 28th day of Dec, 1988
(SEAL)

Robert H. Higginson

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line	<u>11</u>
Number of Lines in Notice	<u>38</u>
Number of Insertions	<u>2</u>
Lines tabular at	5¢/Pica
<u>38</u> Lines straight at	<u>18.81</u> 4¢/Pica
<u>38</u> Subsequent lines at	<u>14.63</u> 3¢/Pica
TOTAL COST	<u>33.44</u>

COPY OF NOTICE

(Paste Here)

Not. of Application #37-08400
TITLE OF NOTICE Kreitler

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO

Water right sought by Kreitler

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08400

KREITLER, RICHARD R.
P.O. BOX 2360
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NESSEW Sec 1 T
04N R 17E; Blaine County; 4 miles
NW of Ketchum.

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)

Date Filed: 9/20/1988

In: T04N R17E S01 SESW
3.0 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, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before JANUARY 9, 1989.

R. Keith Higginson, Director

Publish: Wood River Journal-
December 21 & 28, 1988.

7-8 pt. per line tabular...5.57/pica
7-8 pt. per line successive inser-
tion...3.57/pica

*OK
75
12/30/88*

No 6274

MICROFILMED

JUN 13 1989

RECEIVED

JUL 12 1999

WYERS



Department of Water Resources

Davis Wright Tremaine LLP

ANCHORAGE BELLEVUE BOISE CHARLOTTE HONOLULU LOS ANGELES NEW YORK
PORTLAND RICHLAND SAN FRANCISCO SEATTLE WASHINGTON, D.C. SHANGHAI

JACQUELINE M. FEARNside
Direct (208) 338-8217
jackifearnside@dwt.com

SUITE 604
877 WEST MAIN
BOISE, ID 83702-5858

TEL (208) 338-8200
FAX (208) 338-8299
www.dwt.com

July 8, 1999

Mr. Jim Johnson
Idaho Department of Water Resources
1301 N. Orchard St.
P.O. Box 83720
Boise, Idaho 83720-0098

Re: Adams Gulch Trust Water Rights – Change of Trustee

Dear Mr. Johnson:

I am writing for the purpose of updating Adams Gulch Trust's water rights 37-02165, A37-02165C, and 37-08400. Mr. Dennis M. Weibling has resigned as trustee of the Adams Gulch Trust, and Mr. David Boyle has been appointed as the successor trustee. I have attached a copy of the Resignation as Trustee and Appointment of Successor Trustee, signed by Mr. Weibling, Mr. Boyle, and the Grantor, Mr. Craig O. McCaw.

It is my understanding, as a result of numerous telephone conversations with both you and Mr. Glenn L. Saxton, that parent water right 37-02165 was split into 37-02165A (not owned by Adams Gulch Trust) and 37-02165B (owned by Adams Gulch Trust). Water right 37-02165B was later split into A37-02165C, 37-02165D, and 37-02165E. Water right 37-02165D is presently in use, while water rights A37-02165C and 37-02165E are in the water supply bank. Please let me know if my understanding is incorrect.

Please update all of the water rights owned by Adams Gulch Trust to reflect that Mr. David Boyle is the trustee. If you have any questions or require additional information, do not hesitate to contact me. Thank you for your assistance in this matter.

Mr. Jim Johnson
July 8, 1999
Page 2



Very truly yours,

Davis Wright Tremaine LLP

A handwritten signature in dark ink, appearing to read 'Jacqueline M. Fearnside', written over the printed name.

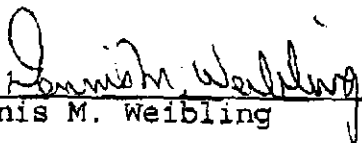
Jacqueline M. Fearnside

Enclosure

cc: Ms. Peggy Sieritis, Riva Pacific Corp.

Resignation as Trustee

Pursuant to the power reserved in Article THIRD(C) of the Trust Agreement of the Gulch Trust, the undersigned Dennis M. Weibling hereby resigns, effective December 31, 1997, as Trustee of the Gulch Trust.


Dennis M. Weibling

Appointment of Successor Trustee

Pursuant to the power reserved in Article Third(A) of the Trust Agreement of the Gulch Trust (the "Trust"), the undersigned Craig O. McCaw, as Grantor of the Trust, does hereby acknowledge receipt of the Resignation of Dennis M. Weibling as Trustee of the Trust and does hereby appoint, effective December 31, 1997, David Boyle, as successor Trustee of the Trust.



Craig O. McCaw, Grantor

Acceptance as Trustee

David Boyle does hereby agree to serve as successor Trustee of the Gulch Trust, effective December 31, 1997.



David Boyle



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 24, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THE ADAMS GULCH TRUST
C/O PETER RICHARDSON/J FEARNside
877 W MAIN ST #604
BOISE ID 83702-5858

RE: Water Right 37-08400

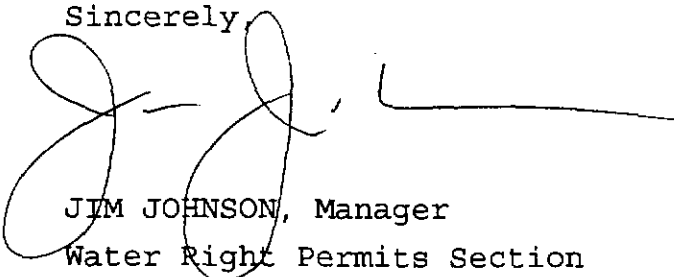
Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing the ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer-generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED
MAY 27 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
GovernorR. KEITH HIGGINSON
Director

30-Dec-1992 11:46

W HUGH O RIORDAN
DAVIS WRIGHT TREMAINE
702 W IDAHO ST #700
BOISE ID 83702

RE: CHANGE OF OWNERSHIP FORM FOR THE ADAMS GULCH TRUST

Dear Mr. O'Riordan:

This letter is in reference to the CHANGE OF OWNERSHIP (copy enclosed) for the above-listed Adjudicated Claims you sent in. We have changed our computer records on the right(s) that have been adjudicated:

37-08400 - has not been adjudicated - I will give copy to Water Right Allocations to address.

37-02165 - has been split - will do a ownership change on A37-02165C.

Please check them for accuracy and should you have any questions, please do not hesitate to contact me at this office at the above-listed telephone number.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED

MAY 27 1999

28611-48-16
water right 37-02165
RECEIVED
OCT 29 1992

DAVIS WRIGHT TREMAINE

LAW OFFICES

702 WEST IDAHO STREET • SUITE 700 • BOISE, IDAHO 83702
(208) 338-8200

Department of Water Resources

W. HUGH O'RIORDAN
(208) 338-8211

October 29, 1992

Mr. Donald V. Shaff
Adjudication Department
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83706

Re: Change in Ownership Form for The Adams Gulch Trust

Dear Mr. Shaff:

I am enclosing a Change in Water Right Ownership Form with one quitclaim and two warranty deeds showing that The Adams Gulch Trust is the current owner of water rights 37-02165 (portion), A37-02165C, and 37-8400. My power of attorney for The Adams Gulch Trust is also enclosed. I would appreciate copies of the water rights showing The Adams Gulch Trust as the new owner.

Please call if you have any questions.

Sincerely,

DAVIS WRIGHT TREMAINE


W. Hugh O'Riordan

WHO:ma
Enclosure

28611\14\00004.LTR
Boise

Fax: (208) 338-8299

ANCHORAGE, ALASKA • BELLEVUE, WASHINGTON • HONOLULU, HAWAII • LOS ANGELES, CALIFORNIA
PORTLAND, OREGON • RICHLAND, WASHINGTON • SAN FRANCISCO, CALIFORNIA • SEATTLE, WASHINGTON • WASHINGTON, D.C.

MICROFILMED

MAY 27 1999

MEMORANDUM

To: File 37-08400
From: L. Glen Saxton *ms*
RE: **USE OF RIGHT 37-02165 WITH RIGHT 37-08400**
Date: December 7, 1993

During a field exam conducted by the department on May 3, 1993, the department determined that 0.06 cfs of water right no. 37-02165 was being commingled with ground water right no. 37-08400 for the irrigation of three (3) acres.

MICROFILMED

MAY 27 1999

October 5, 1990

RICHARD R. KREITLER
P.O. BOX 2360
KETCHUM, ID 83340

RE: PERMIT NO. 37-08400

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

NOT FILMED

OCT 18 1990

RECEIVED

SEP 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: Richard R. Kreidler Permit No. 37-8400
Current Address: P.O. Box 2360 Ketchum ID 83340 Phone No. 726-3632
2. Accompanied by: Richard Kreidler EXAM. DATE: 10/22/90
Address: _____ Phone No. _____
Relationship to Permit Holder: _____

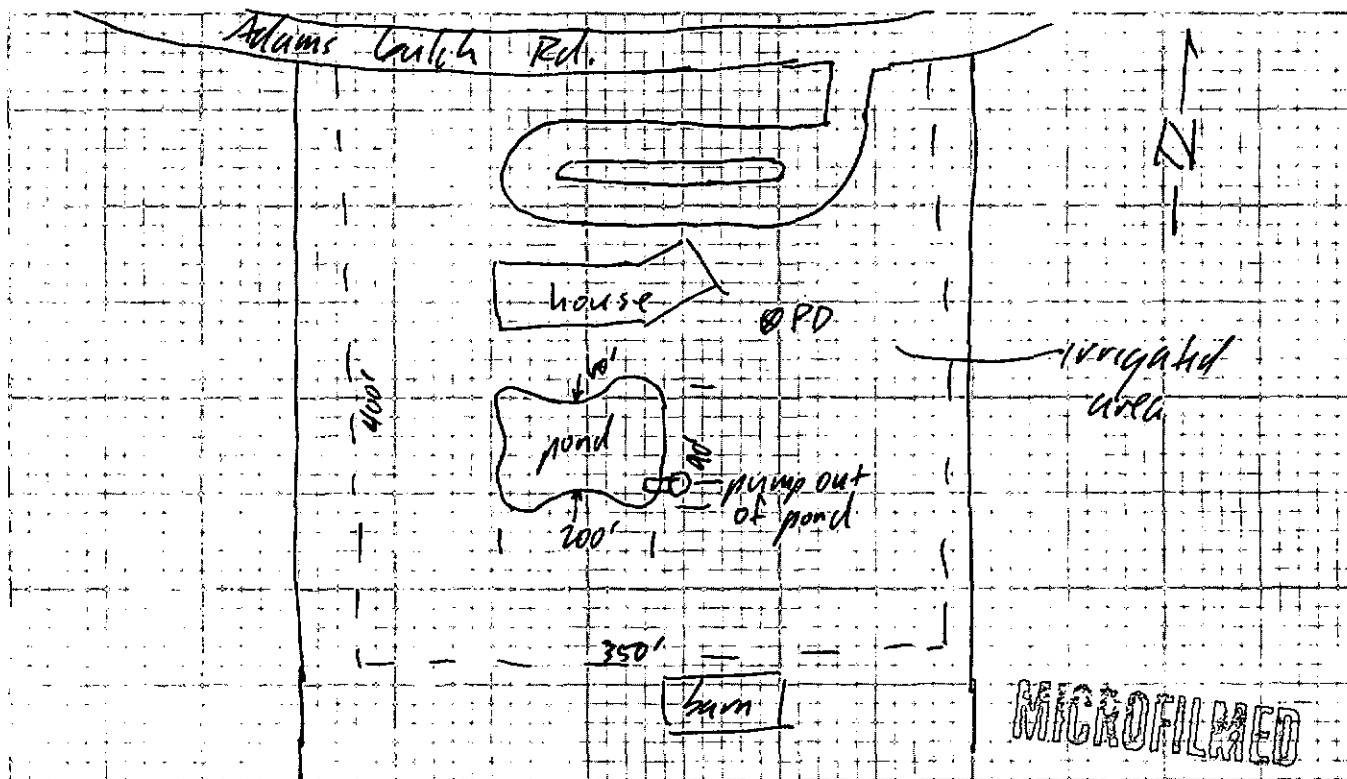
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: A37-02165 claim to Adams Gulch ☐ Copies Attached
2. Other water rights with same point of diversion: _____ ☐ 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: 4" = _____

OCT 10 1990

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.)

Submersible well feeds directly to 1 household and supplies small pond. Pond water pumped to irrigate ~~3.0~~ acres of lawn.
3.0

☐ 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
	Sta-Rik	3	1488E	Sta-Rik	

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	SW	1	4N	17E	Blaine	

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	17E	1												~~3.0~~					~~3.0~~
														3.0					3.0

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OCT 18 1990

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

max. discharge station has 4 hds - Rainbird R-70 series @ 36 psi
R-70 at 36 psi = 17.2 gpm/hd

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = 4 \text{ hds} (17.2 \text{ gpm}) = 68.8 \text{ gpm} = .15 \text{ cfs}$$

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:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \text{ (3.5)} \times 9.0 = 5.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .09 (215) (1.9835) = 38.4$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 5.0$$

2. Volume Calculations for Other Uses:

domestic = .6 af/ann

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OCT 18 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Pond supplied with surface water (Adams bench) in winter (diversion claim), and well water (this permit) in summer.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04	.6
Irrigation	4/1	11/1	.09	5.0
Totals:			.13	5.6

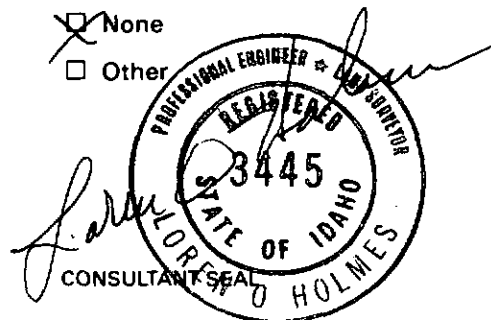
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Charles Brockway
 Signature [Signature]
 Certification Date 4/6/90
 Field Report Preparation Date 7/12/90

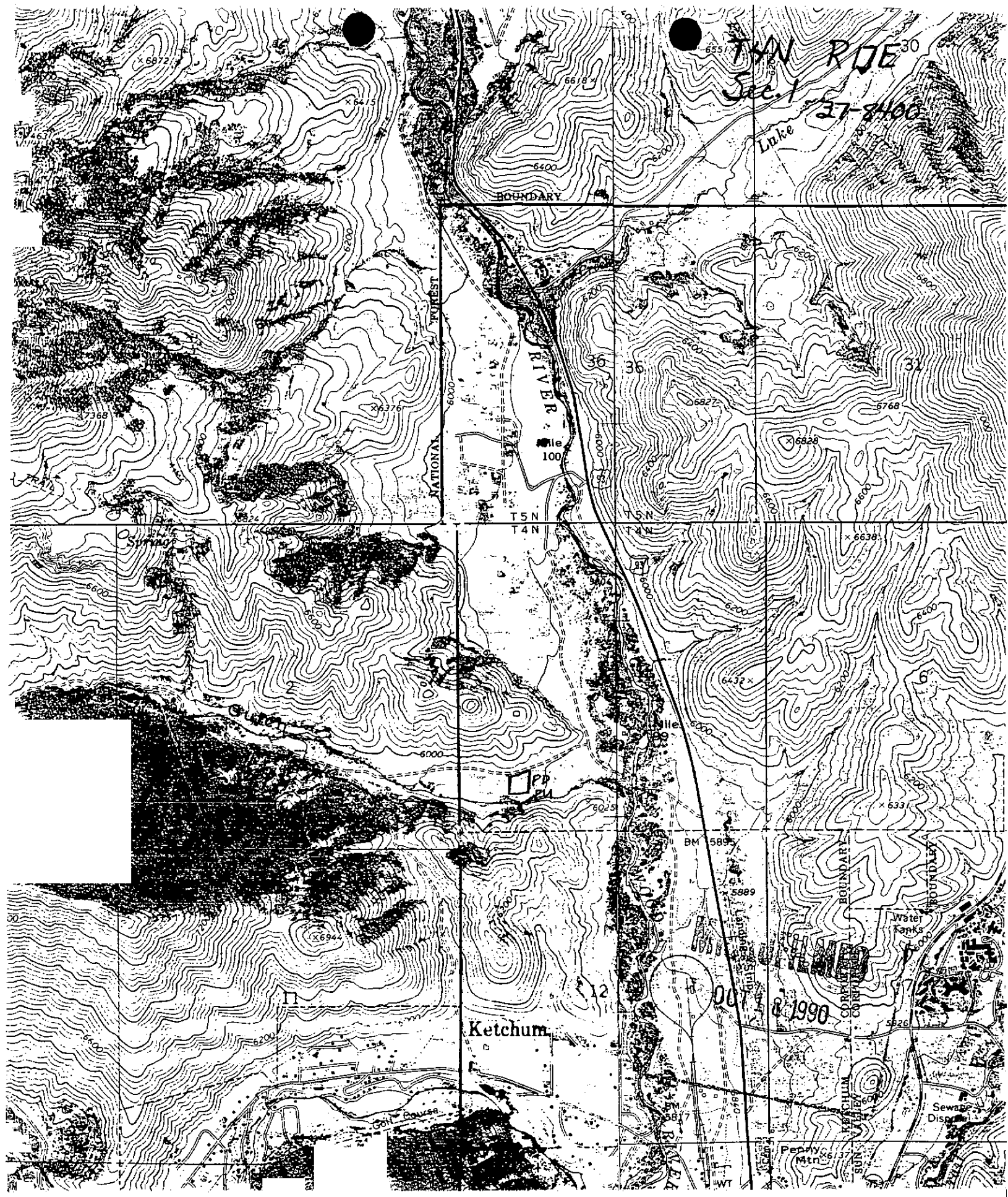


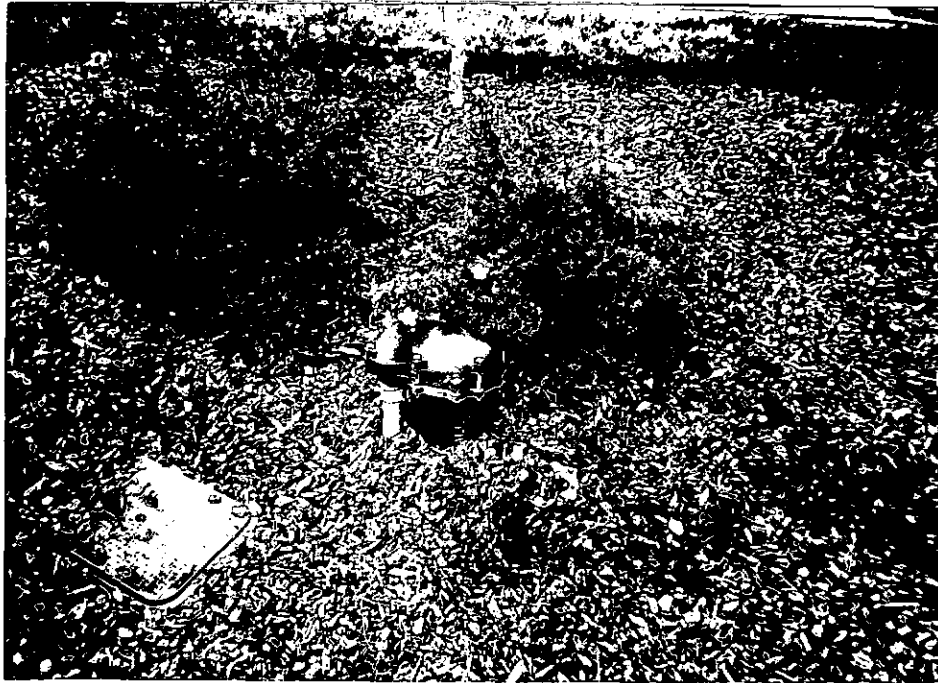
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

SC 9-27-90

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OCT 18 1990





P/D



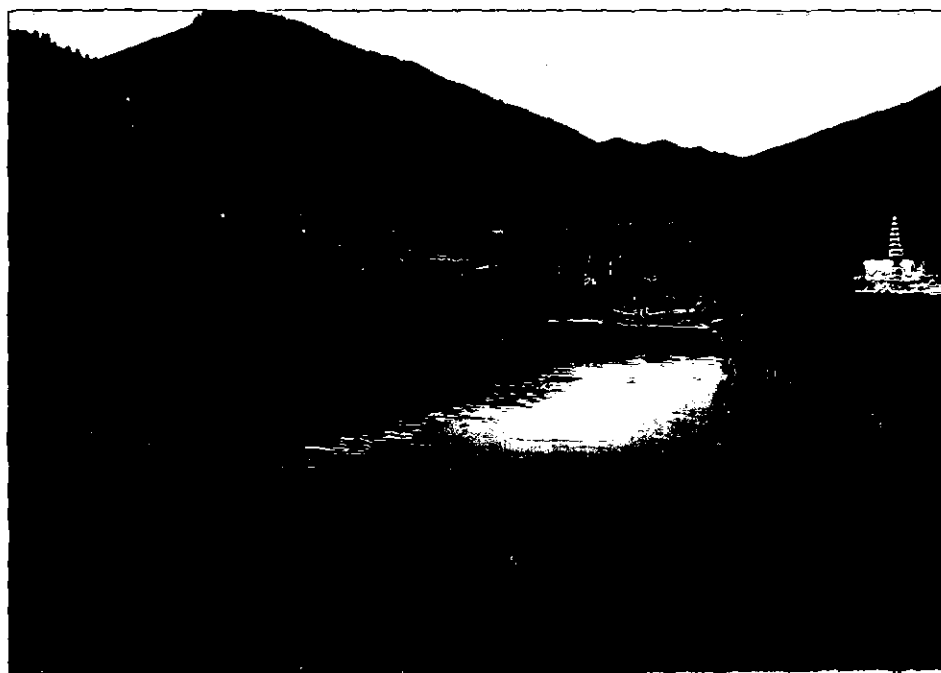
tanks, piping

ENCLOSURE

OCT 18 1990



pond pumping set up & sprinkler box



pond & P/U

OCT 18 1961

RECORDED

April 18, 1990

RICHARD R. KREITLER
P.O. BOX 2360
KETCHUM, ID 83340

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08400

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

APR 19 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 37-8400

Date: 4-18-1990

General Considerations:

9 Name same as permit
9 Signature the same as permit holder
2 Address change _____ If yes, prepare a data entry
9 Proof received timely _____
_____ Reinstated

Source of Water:

9 Surface water
9 Groundwater
_____ 1. well log in file
4 2. drilling permit
4 A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

_____ Is a measuring device or access port required?
1/18 Has one been installed?
1/18 Waiver or modification of measuring device requested

Remarks: *Proof acceptable*

1/18 Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

SEND FILES TO DATA *1/18* ENTRY AND THEN TO MICROFILM

RECEIVED
FEB 9 1990

No fee received
Department of Water Resources

RECEIVED

MAR 16 1990

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

For Office Use Only
Amt. of Fee \$ 50.00
Date 3/16/90
Receipt No. CD15462
Received by JS

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. 37-08400 Telephone No. 726-3632

Name(s) of Permit Holder(s): Richard R. Kreidler

Post Office Address: P.O. Box 2360 Ketchum, Id 83340

Source of Water: ground water

If ground water, well driller's name: Wood River Drilling Date drilled: 1985

Extent of Use:
Domestic 1 (.04) (No. of households) Irrigation ~~3~~ 3 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .10 cfs N/A acre/feet

Show date water was first diverted and beneficially used under this permit: April 1989

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: \$ ~~50.00~~ -10- (See License Examination Fee Schedule)

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

Name Richard R. Kreidler Telephone No. 208-726-3632/8122
81 Adams Gulch Rd. Ketchum
Address

MICROFILMED

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.

APR 19 1990

2-7-90
Date

[Signature]
Signature (and title if on behalf of a company or organization)

February 28, 1990

Richard R. Kreidler
P. O. Box 2360
Ketchum, ID 83340

Dear Mr. Kreidler:

Re: Permit No. 37-8400

Returned is the proof of beneficial use form submitted to this office on February 9, 1990. Attached is an instruction sheet/fee schedule.

Note that for the diversion of water at a rate of 0.10 cfs, the license exam fee is \$50. Please return the proof with the fee by April 1, 1990 to keep the permit in good standing.

If you have questions, please to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

APR 19 1990

138/23
January 31, 1990

RICHARD R. KREITLER
P.O. BOX 2360
KETCHUM, ID 83340

PROOF DUE NOTICE
RE: PERMIT NO. 37-08400

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, 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

MICROFILMED

APR 19 1990

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

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

RICHARD R. KREITLER
P.O. BOX 2360
KETCHUM, ID 83340

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

RE: PERMIT NO. 37-08400

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.

Also enclosed is a copy of the approved drilling permit submitted in connection with this water right.

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 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.

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

Microfilmed

JUN 13 1989

enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

JUN 13 1989

Form 238-1
4/88

Drilling Permit No. 37-89-Z-002
Water Permit No. 37-08400
Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

1. Applicant Richard R. Kretler
2. Address PO Box 2360, Ketchum, Idaho 83340
Telephone 726-3632

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

3. Proposed well location SE 1/4 SW 1/4, or Gov't lot No. _____
Sec. 1, Twp. 4N, Rge. 17E, County Blaine
Lot, block and subdivision _____

4. Proposed use of well: (Check all that apply)
(X) Domestic () Stockwater () Monitoring
(X) Irrigation () Industrial () Municipal
() Injection () Other, Specify _____

5. Well construction information:
() New well (X) Deepen () Replace
Proposed surface diameter 6" Maximum depth 240
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. Anticipated construction start date ASAP
7. Well Driller (if known) WOOD RIVER DRILLING AND PUMP
BOX 1165 788-3163
HAILEY, IDAHO 83333
Address _____

8. Applicant's signature [Signature] **MICROFILMED**
Title _____
Date 9/19/88 **JUN 13 1989**

* After other pre-requisite approvals have been obtained.

* Fee is \$10 for single family domestic. Other uses may be \$100, \$50 or \$10.

ACTION OF IDWR

☒ Approved () Denied

This application of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

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 its date of issuance for the start of construction and is valid for one (1) year from the date of issuance 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 and shall maintain a copy of the drilling permit at the drilling site.
5. Issuance 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.

SPECIAL CONDITIONS:

Dated this

10th

day of

MARCH 1989

Signed

Title

John Santor
Chief, Water Alloc Bur

Received by *M. Baldwin* Fee

\$100.00-900.

Date

11/30/88

MICROFILMED

Receipt No. *5004068*

Construction start extension to

JUN 13 1989

Extension approved by

**Water right
sought by Kreitler**

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

37-08400

KREITLER, RICHARD R.
P.O. BOX 2360
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NESESW Sec 1 T
04N R 17E; Blaine County; 4 miles
NW of Ketchum.

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)

Date Filed: 9/20/1988

In: T04N R17E S01 SESW
3.0 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, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before JANUARY 9, 1989.

R. Keith Higginson, Director

Publish: Wood River Journal-
December 21 & 28, 1988.

OK
MB
12/20/88

RECEIVED
JUN 13 1989

Wittler, Richard R.

Form No. 202a
/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY LH DATE 11/7/88 APPLICATION NUMBER 37-08400

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.) 37-2165, 2450 Some 40 Acre Tract.
- ~~NO~~ Overlapping point of diversion
 - ☐ Yes ☒ No Field check required
 - 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 FEB 09 1989

RECEIVED

PROCESSING

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

END 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 _____

None

FINAL 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 _____
☒ 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 7/20/88
By Loren O. Hulme Date 3/1/89

STATE OFFICE REVIEW

P23 P16 P05 P99 46 41 112

☐ See below for additional information

By JOM Date 3/1/89
kw 3/2/89

ADDITIONAL INFORMATION

*Process drilling permit - fee ok.
App. in Trust water area - DCM I*

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.

FEB 4 1985

1. WELL OWNER Name <u>ROBERT N. GOLDAK</u> <u>ONE EMERSON CENTER SUITE 300</u> Address <u>SAN FRANCISCO, CA 94111</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>4</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 ☐ 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 colspan="3" style="text-align: center;">UNTESTED</td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	UNTESTED																												
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UNTESTED																																	
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 rowspan="2">Water Yes No</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>10"</td> <td>0</td> <td>1</td> <td>SANDY TOP SOIL - HEAVY</td> <td></td> </tr> <tr> <td>"</td> <td>1</td> <td>23</td> <td>LARGE BOUNDED CLAY & GRAVEL</td> <td>x</td> </tr> <tr> <td>"</td> <td>23</td> <td>30</td> <td>COARSE SAND & GRAVEL</td> <td>x</td> </tr> <tr> <td>"</td> <td>30</td> <td>37</td> <td>BROWN COMPACT GRAVEL</td> <td>x</td> </tr> <tr> <td>"</td> <td>37</td> <td>40</td> <td>COARSE GRAVEL & CLAY</td> <td>x</td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water Yes No	From	To	10"	0	1	SANDY TOP SOIL - HEAVY		"	1	23	LARGE BOUNDED CLAY & GRAVEL	x	"	23	30	COARSE SAND & GRAVEL	x	"	30	37	BROWN COMPACT GRAVEL	x	"	37	40	COARSE GRAVEL & CLAY	x
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____	10. DEPARTMENT OF WATER RESOURCES RECEIVED FEB 10 1985																																
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>250 inches</td> <td>10 inches</td> <td>1.5 feet</td> <td>40 feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☒ Knife ☐ Torch Size of perforation <u>2</u> inches by <u>4</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>144 perforations</td> <td>17 feet</td> <td>37 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>15</u> Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used: ☒ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth ☐ Solvent Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	250 inches	10 inches	1.5 feet	40 feet	Number	From	To	144 perforations	17 feet	37 feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. <u>RAY ROSSLER</u> Firm Name <u>WELL DRILLING</u> Firm No. <u>262</u> <u>125 5TH AVE E.</u> Address <u>GOOBYLE, MT 59330</u> Date <u>31 AUG 84</u> Signed by (Firm Official) <u>Ray Rossler</u> and (Operator) <u>Ray Rossler</u>																		
Thickness	Diameter	From	To																														
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6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">N</td> <td colspan="2"></td> </tr> <tr> <td style="text-align: center;">W</td> <td style="text-align: center;">E</td> <td></td> </tr> <tr> <td colspan="3" style="text-align: center;">S</td> </tr> </table> Subdivision Name <u>RIVERVIEW</u> Lot No. _____ Block No. _____ County <u>BLAINE</u> <u>SE 1/4 Sec. 1 T. 4 N. R. 12 E.</u>	N			W	E		S			10. WORK Work started <u>27 AUG 84</u> finished <u>30 AUG 84</u>																							
N																																	
W	E																																
S																																	

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

RECEIVED

JUN 13 1985

13-Dec-1988

David H. Leroy, Attorney
205 North 10th
Boise, ID 83702

Re: Application for Permit No. 37-08400

Dear Mr. Leroy:

The Department of Water Resources acknowledges receipt of the water right application for permit on behalf of your client, Richard R. Kreitler. 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 12/21 & 12/28/88. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

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

LH:MB
Enclosure

MICROFILMED

JUN 13 1989

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

DECEMBER 13, 1988

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 JANUARY 9, 1988.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

Microfilm

JUN 13 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08400

KREITLER, RICHARD R.
P.O. BOX 2360
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NESESW Sec 1 T 04N R 17E ; Blaine County; 4 miles NW
of Ketchum.

Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)

Date Filed: 9/20/1988

In: T04N R17E S01 SESW

3.0 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, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before JANUARY 9, 1988.

R. Keith Higginson, Director

Published 12/21/1988 & 12/28/1988

MICROFILMED

JUN 13 1989

STAFF ANALYSIS SUPPLEMENT

1) Water District None Basin # 37-08400

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)

☒

4 miles NW of Ketchikan.

(Travel directions from city center or highway intersection)