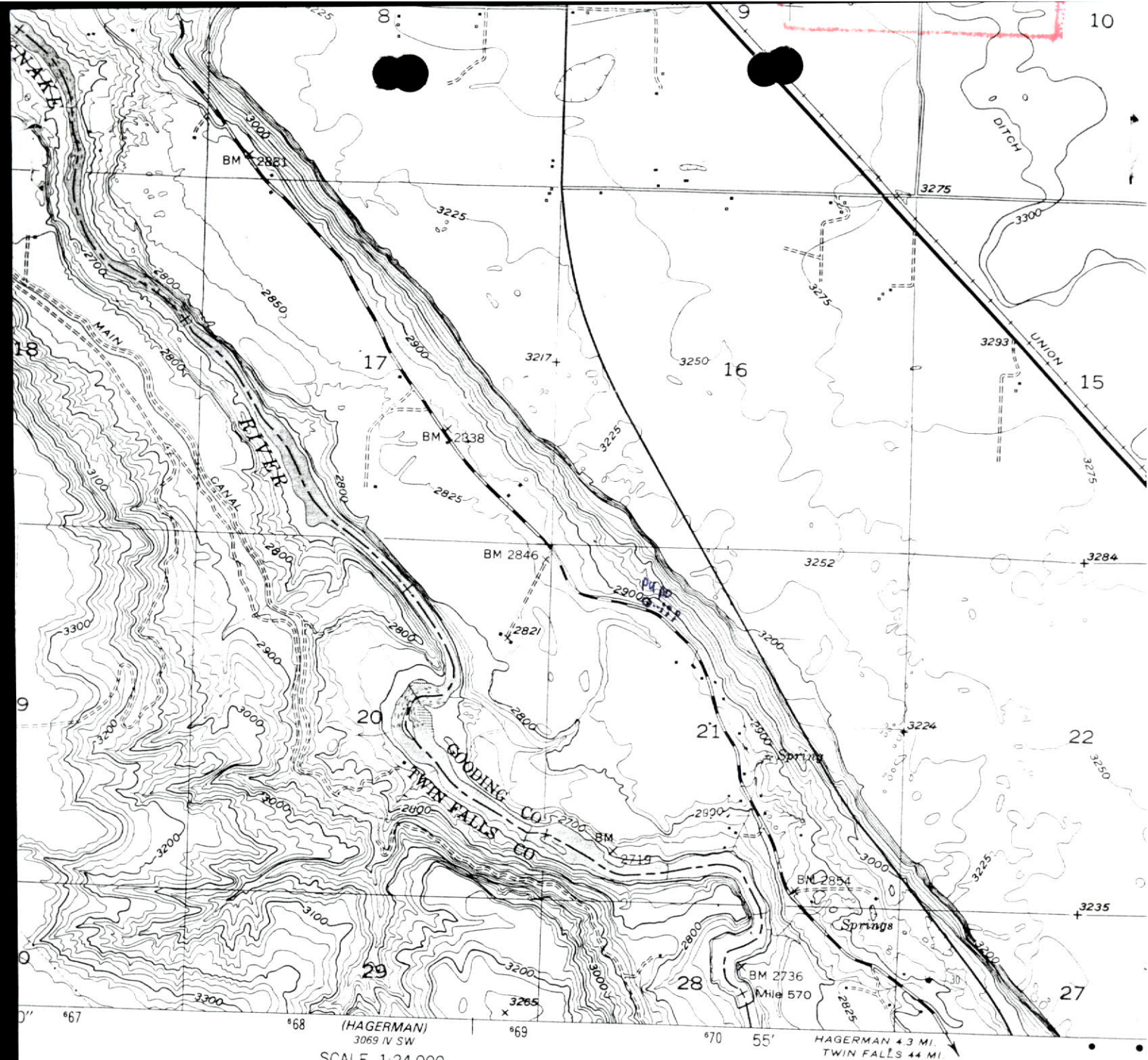


CONTOUR INTERVAL 25 FEET
CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

MICROFILMED
MAR 31 1989

Primary high
hard surface
Secondary high
hard surface
Inters



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225 OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 23 1995
Department of Water Resources

A. GENERAL INFORMATION

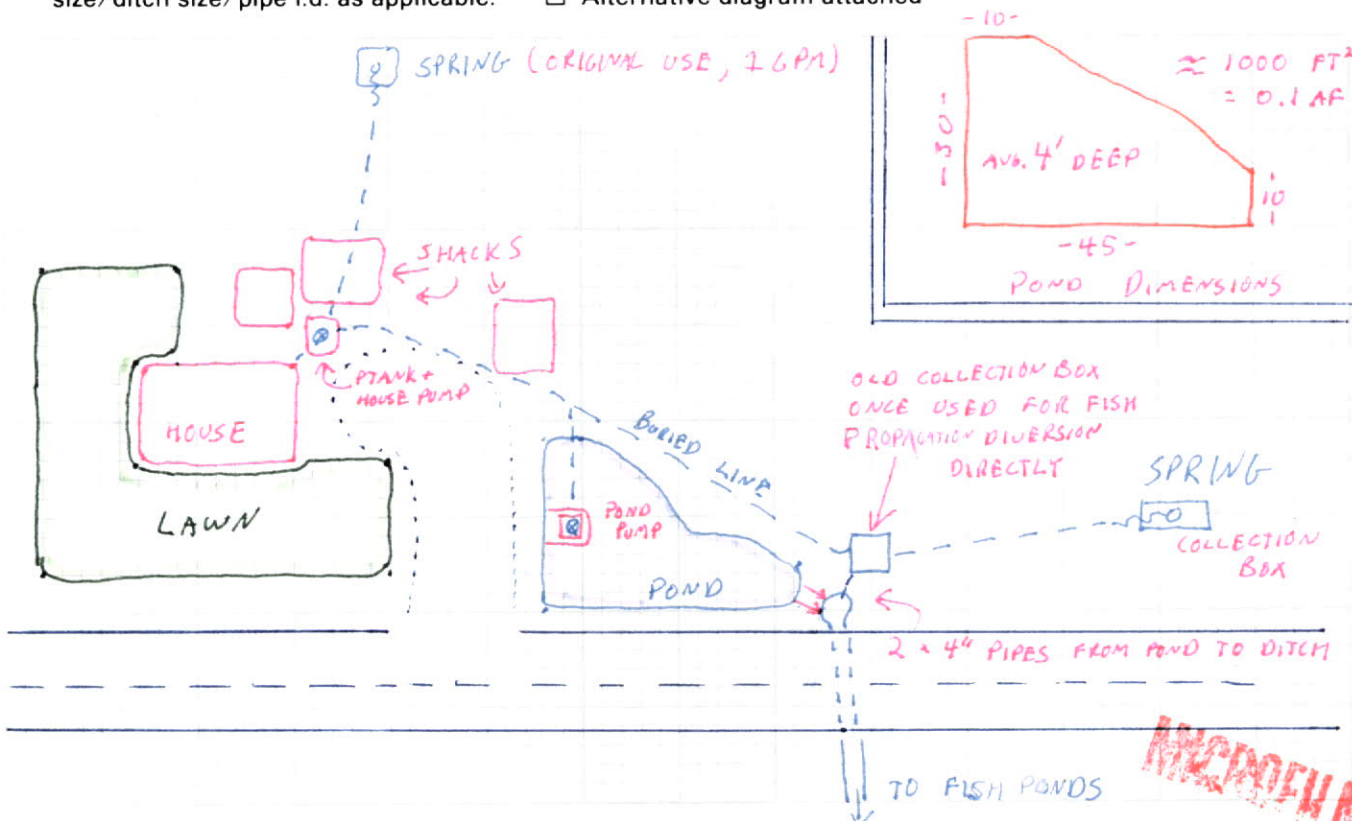
Permit No. 37-8392
Phone No. 837-6261
1. Owner: JAMES + JENNETTE BRIZENDINE
Current Address: HC 60, Box 1070, BLISS ID 83314
2. Accompanied by: JAMES BRIZENDINE EXAM. DATE: 7-7-93
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: S PRING tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: -NONE- ☐ Copies Attached
2. Other water rights with same point of diversion: 37-8391 (DOMESTIC USE FROM SAME SPRINGS)
☐ 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

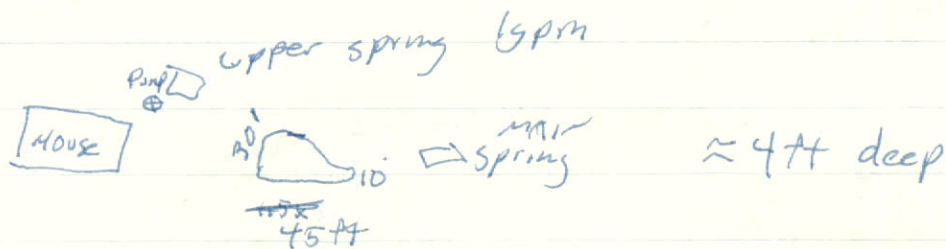


Scale: 1" = 30'

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).

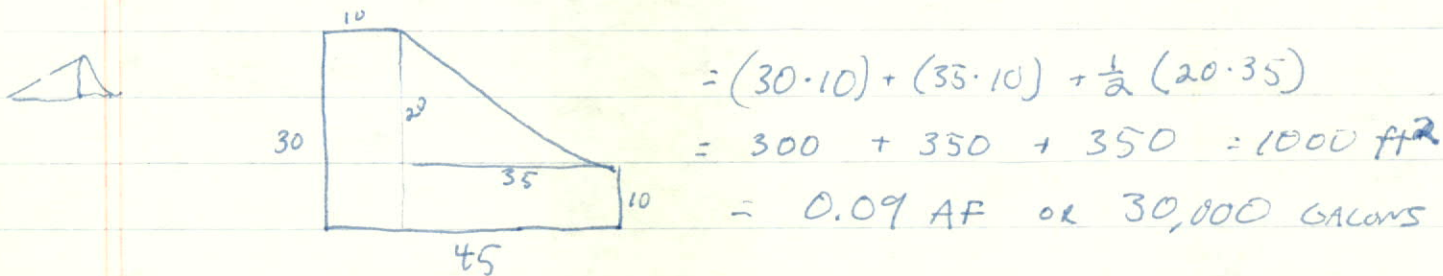
RECORDED
JUL 19 1995

pump 1.5 HP 40-60 PSI



outflow of pond

2 4" pipes flow = 2 ft in 3 seconds



$$\bigcirc \bigcirc 2 \cdot \pi 2^2 = 25 \text{ in}^2 = \cancel{2.1 \text{ ft}} 0.175 \text{ ft}^2$$

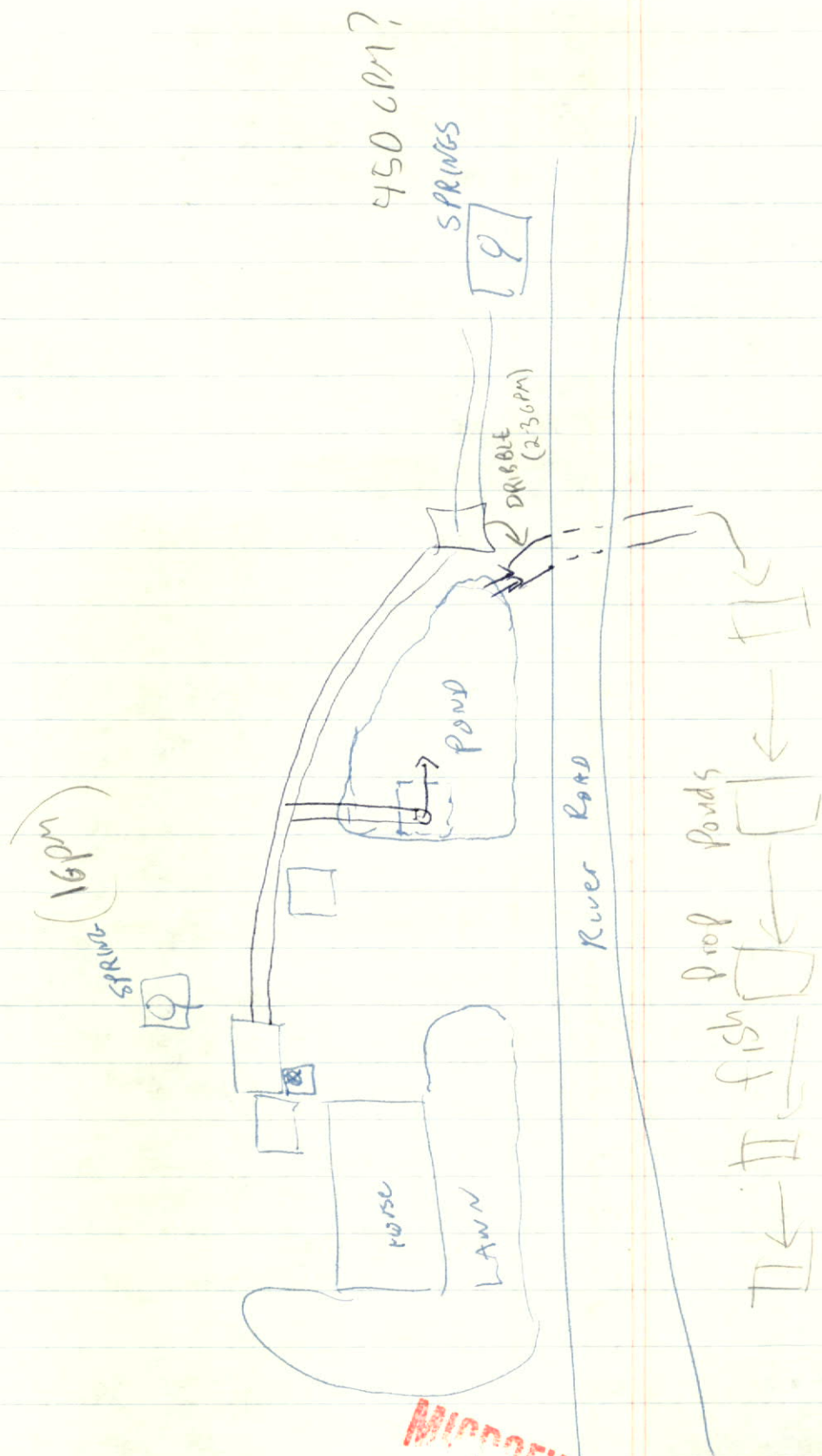
MAX: $0.175 \text{ ft}^2 \cdot \frac{2 \text{ ft}}{3 \text{ sec}} = 0.12 \text{ cfs}$ flowing through pond

MIN: $0.175 \text{ ft}^2 \cdot \frac{1 \text{ ft}}{2 \text{ sec}} = 0.09$

AUG: 0.10

MICROFILMED
JUL 19 1995

$$0.10 = \frac{(18.2)(0.4) + (4)}{(1.5)(8.8)(5.1)}$$



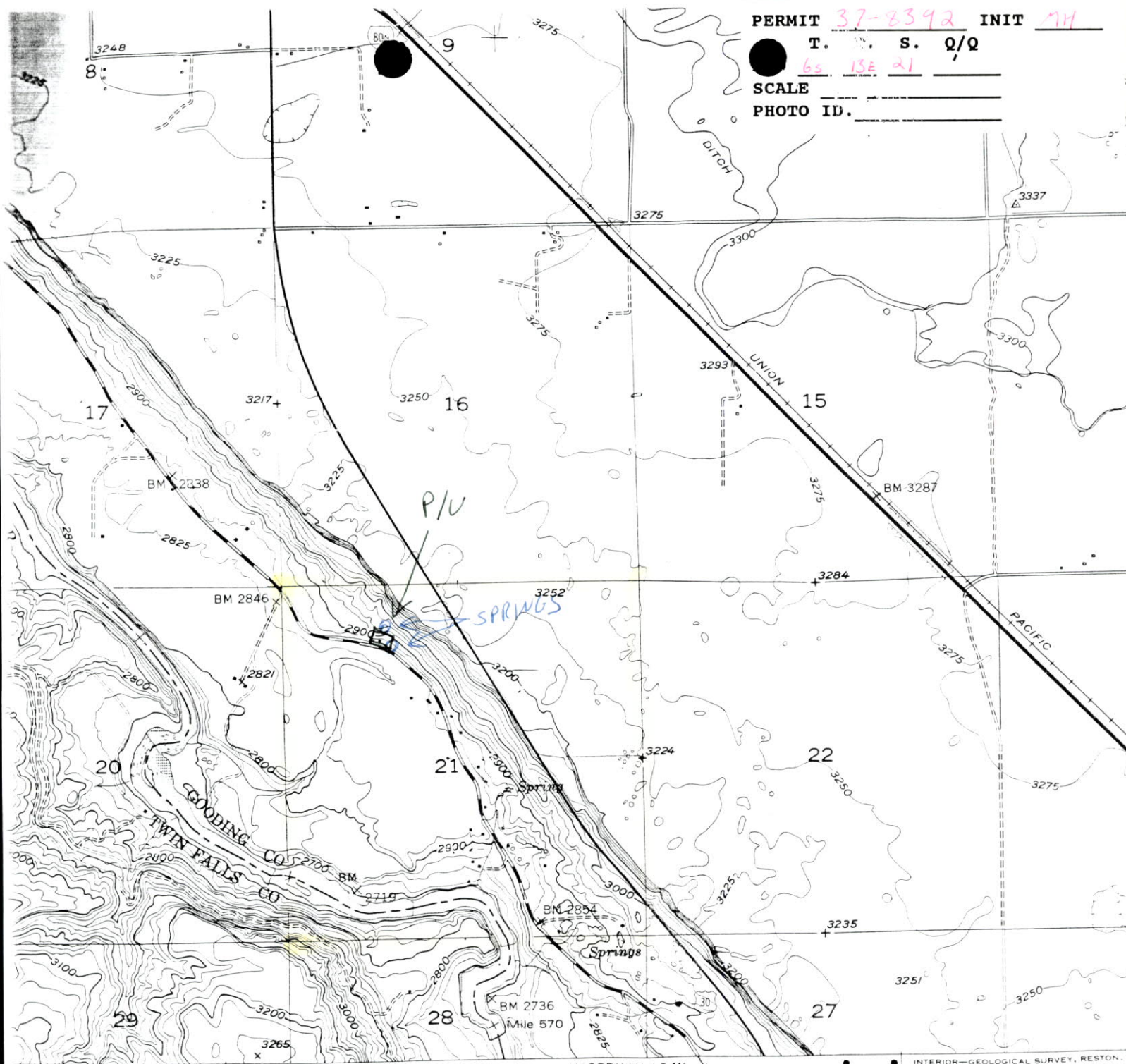
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JUL 19 1995

PERMIT 37-8392 INIT 74

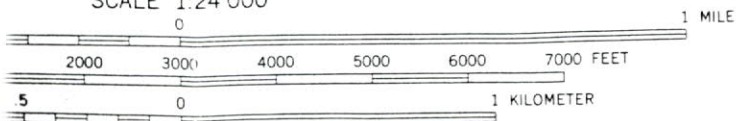
T. 6s S. 13E Q/Q 21

SCALE _____

PHOTO ID. _____



SCALE 1:24 000



CONTOUR INTERVAL 25 FEET

FOUR INTERVAL ON RIVER SURFACE 5 FEET

AL GEODETIC VERTICAL DATUM OF 1929

PLIES WITH NATIONAL MAP ACCURACY STANDARDS

SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092

TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



QUADRANGLE LOCATION

ROAD CLASSIFICATION

Primary highway, all weather, hard surface _____ Light-duty road, improved surface _____
Secondary highway, all weather, hard surface _____ Unimproved road, weather _____

Interstate Route U. S. Route

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JUL 19 1995

BLIS
N4252

PHOTO
AMS 3069

37-8342
BRIZENDINE



SPRING COLLECTION BOX



POND

MICROFILMED
JUL 19 1995

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 30 1988

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

Department of Water Resources
Southern Region Office

Mike Thornberry, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 21 day of December 19 88, and the date of the last publication was on the 28 day of December, 19 88.

Mike Thornberry

Subscribed and sworn to before me this 29th day of Dec, 19 88.
(SEAL)

Laura M. Lume
NOTARY PUBLIC

GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 29
Number of Insertions 2

Lines tabular at 5¢/Pica
29 Lines straight at 15.08 4¢/Pica
Subsequent lines at 13.20 3.5¢/Pica
TOTAL COST 27.28

COPY OF NOTICE (Paste Here)

Notice of Application for Water
TITLE OF NOTICE Brizendine

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Idaho Dept of Water Resources
BILL TO
2148 4th Ave East
Twin Falls

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08392

BRIZENDINE, JAMES E.
BRIZENDINE, JENNETTE
HC 60 BOX 1070
BLISS, ID 83314
Source: SPRING

Tributary: SNAKE RIVER
Diversion Pt: SWNENW Sec 21 T 06S R 13E; Gooding County; 5 1/2 miles NW of Hagerman on old HWY 30.
Use: RECREATION (.300 CFS)
Date Filed: 8/29/1988
In: T06S R13E S21 NENW

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.
/s/ R. Keith Higginson, Director
PUB: 12-21; 12-28 G8366

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....4¢/Pica
7-8 pt. per line tabular.....5¢/Pica
7-8 pt. per line successive
insertions.....3.5¢/Pica

No 1360
MAR 31 1989

8366

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08392

Priority: August 29, 1988

Maximum Diversion Rate:

0.30 CFS

Maximum Diversion Volume:

217.2 AF

This is to certify, that JAMES E BRIZENDINE
JENNETTE BRIZENDINE

HC 60 BOX 1070

BLISS ID 83314

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 29, 1988; and has submitted Proof of Beneficial Use on February 8, 1990. An examination indicates that the works have a diversion capacity of 0.520 cfs of water from:

SPRINGS

tributary to SNAKE RIVER

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>
RECREATION	01/01 to 12/31	0.30 CFS	217.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNENW , Sec. 21, Township 06S, Range 13E
GOODING County

PLACE OF USE: RECREATION

TWN RGE SEC

06S 13E 21

NENW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
6. Use of water under this right shall be non-consumptive.
7. Source is known locally as Decker Springs.
8. Two points of diversion are located within SWNENW, S21, T06S, 13E.
9. Right 37-08391 is also diverted through the point(s) of diversion described above.

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JUL 19 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08392

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 30TH
day of JUNE, 1995.


Acting for KARL J. DREHER, Director


JUL 19 1995

RECEIVED
FEB 8 1990For Office Use Only
Amt. of Fee \$ 100.00
Date 2/6/90
Receipt No. 1014493
Received by C. WongSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources

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. 37-08392 Telephone No. 837-6261Name(s) of Permit Holder(s): JAMES E. + JENNETTE BRIZENDINEPost Office Address: HC 60 Bx. 1070 Bliss IDA. 83314Source of Water: DECKER SPRINGSIf ground water, well driller's name: N.A. Date drilled: N.A.

Extent of Use:

Domestic 0 (No. of households)Irrigation 0.20 (No. of acres)Stockwater (No. and type of stock)Other RECREATION (POND) (FISH)Total rate and/or volume for which proof is submitted 0.20 cfs acre/feetShow date water was first diverted and beneficially used under this permit: 1975

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

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

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes NoFee Enclosed: \$ (See License Examination Fee Schedule)

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

Name SAME AS ABOVE Telephone No. 837 6261Address

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.

MAY 23 1990

Date 2/7/90 Signature (and title if on behalf of a company or organization) Jim Brizendine

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08392

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant James E. &/or Jennette Brizendine Phone 837-6261
Post office address HC 60, Box 1070, Bliss, ID 83314

2. Source of water supply Springs (Decker Springs) which is a tributary of Snake River

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 21 Township 6S Range 13E B.M. Gooding County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.30 cfs for Recreation 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)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.30 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Check dam & ditch to 50' x 75' x 4' dug
pond

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 _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
one years (minimum 1 year).

RECORDED

MAR 31 1989

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	13E	21					R												

R is recreation use

Total number of acres to be irrigated _____

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

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

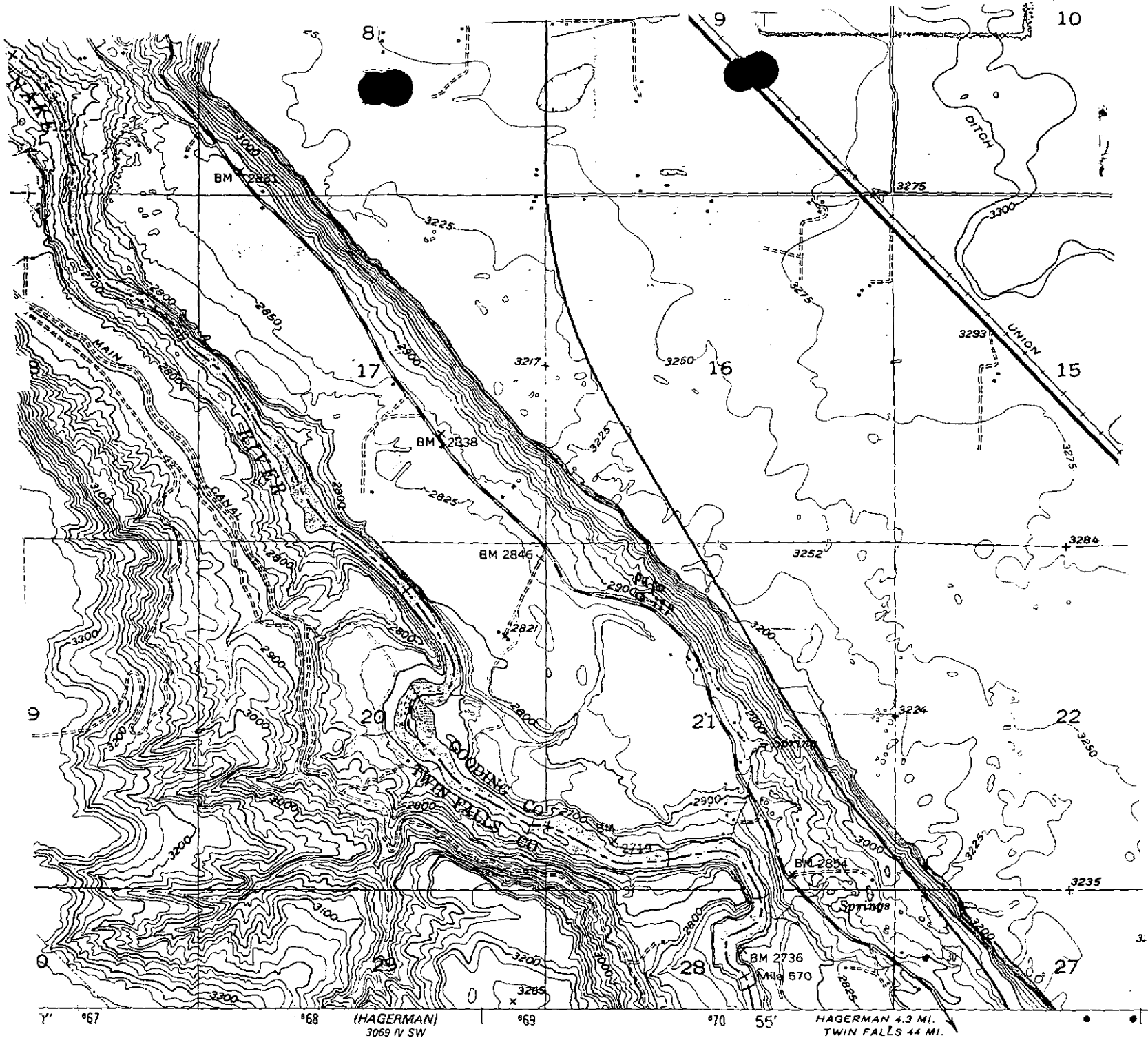
b. Who owns the land to be irrigated or place of use? "

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

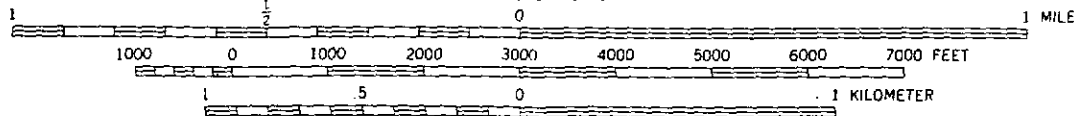
12. Remarks: System was developed in 1974. Water not used in the pond goes under the road for irrigation & commercial fish propagation, as does the outflow of the pond.

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MAR 31 1999



SCALE 1:24 000



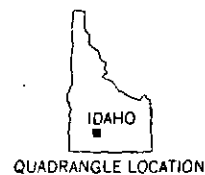
CONTOUR INTERVAL 25 FEET
CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

MICROFILMED

MAR 31 1989

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
OR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225 OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Primary highw.
hard surface...
Secondary high
hard surface...
Interst.



QUADRANGLE LOCATION

[illegible]

Janette Bruzandine
(Applicant)

Proposed Priority 8/29/88

Received by JH Date 8-29-88 Time 3:45 PM Preliminary check by ZH

Fee \$ 45.00 Receipted by JH # 500-1857 Date 8-29-88

Publication prepared by M. Baldwin Date 12/1/88 Published in Gooding Co. Leader

Publication approved T. Jasper Date 1/16/89

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-8392, 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:

Use of water under this permit shall be non-consumptive.

Witness my hand this 10th day of March, 1989.

T. Glen Saxton

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MAR 31 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 30, 1995

JAMES E BRIZENDINE
JENNETTE BRIZENDINE
HC 60 BOX 1070
BLISS ID 83314

RE: WATER RIGHT NO. 37-08392

Dear Water Right Holder(s):

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

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JUL 19 1995

LICENS REVIEW CHECKLIST

PERMIT NO. 37-08392 DATE 6-29-95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to:
Order to reinstate needed?
Incorrect fee for rate recommended?

SOURCE Changes or just clarification of originally ☒
intended source? LOCALLY KNOWN AS DECKER SPRINGS
Notice of Intent to Void necessary?

POINT OF DIV Amendment needed? ☒
Overlaps? 37-08391

PLACE OF USE Amendment needed? ☒
Overlaps?

DIV RATE Permit/fee limits: .30 CFS
Meas Q = .52 Theo Q = Recommend: .30
* (Pigmy meter) = 1.03 CFS (462 gpm) Should be 1/2 of
Pipe flow = .12 CFS (54 gpm) that
Combined rates exceed capacity

ANNUAL VOLUME Volume Limit: Season: 1-1 to 12-31
Calculations: POND Volume = 1000 sq' or .10 cfs
Flow limit: .30 cfs x 365 x 1.9835 = 217.2
Combined volumes exceed capacity/allowable

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

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

NEW REMARKS UB2 Multiple p/d(s) in 1/4 1/4?
UB3 Other 37-08391

NEW CONDITIONS RD4 Watermaster control - District 37
Measuring/Locking Devices
Irrigation Overlap
Other KEEP 027
Water Quality Heat/Cool/Fish verified

COMMENTS: Not delivered by water master at time app was made
but need to indicate it can be.
TRIP TO SNAKE RIVER.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	<u>NO</u>
<u>Recreation</u>	<u>.30</u>	<u>217.2</u>	Adjustment Memo Needed	<u>YES</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMEND LETTER	_____
_____	_____	_____	2ND AMEND LETTER	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 23 1995
Department of Water Resources

A. GENERAL INFORMATION

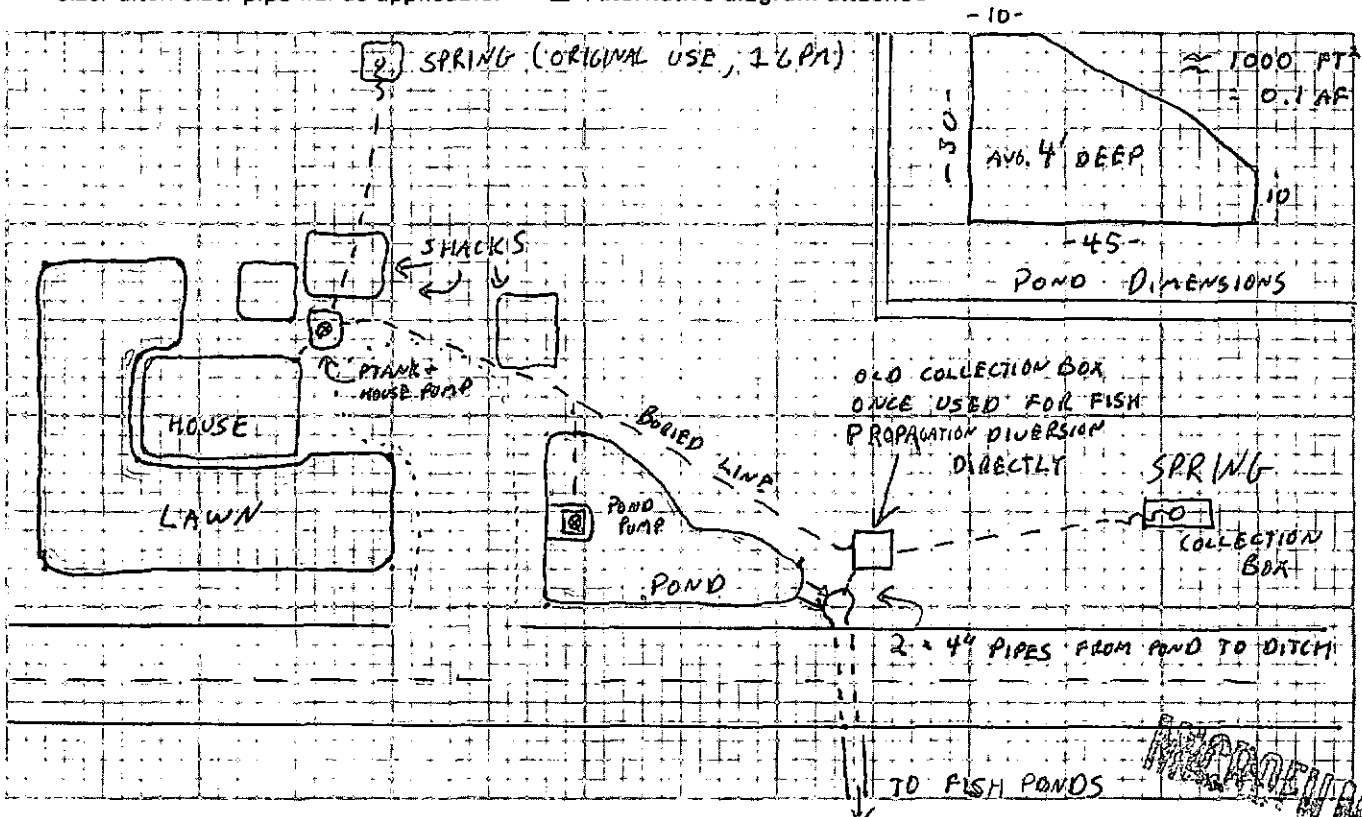
1. Owner: JAMES + JENNETTE BRIZENDINE Permit No. 37-8392
Current Address: HC 60, Box 1070, BLISS ID 83314 Phone No. 837-6261
2. Accompanied by: JAMES BRIZENDINE EXAM. DATE: 7-7-93
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: SPRING tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: -NONE- ☐ Copies Attached
2. Other water rights with same point of diversion: 37-8391 (DOMESTIC USE FROM SAME SPRINGS)
☐ 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" = 30'

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).

JUL 19 1995

System Description (continued)

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

TWO SPRINGS SUPPLY DOMESTIC WATER TO THE HOUSE. RUNOFF FLOWS INTO THE POND + THEN FLOWS OUT THROUGH TWO 4" SUBMERGED PIPES. WATER CONTINUES ON TO SEPARATE FISH PROPAGATION PONDS. THERE WERE LARGE FISH + DUCKLINGS IN THE POND. POND VOLUME = 0.10 AF

☐ 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

*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
		SW	NE	NW	21	6 S	13 E	Gooding	QUAD

6. **Place(s) of Use:**

Indicate Method of Determination QUAD

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	
6 S	13 E	21					REC												Rec.

RECORDED

JUL 19 1995

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
Pigmy meter						

2. Measurements:

* MEASURED SUBMERGED PIPE OUTPUT WITH A PIGMY METER CENTERED TWO INCHES FROM THE 4" PIPES. SOUTHERN PIPE AVERAGED 160 rev/min , NORTHERN 195 rev/min . $(0.17 \text{ ft}^2)(160 \text{ ft/min}) + (0.17 \text{ ft}^2)(195 \text{ ft/min}) = 61.96 \text{ CFM} = 1.03 \text{ CFS}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

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) $\div$ 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:

* $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

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

2. Volume Calculations for Other Uses:

NON-CONSUMPTIVE

* See attached adjustment explanation.

MODIFIED
JUL 19 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

NOTE: THE MEASUREMENT METHOD WAS UNORTHODOX, AS THE PIGMY METER, WHEN CENTERED, WOULD ONLY MEASURE THE HIGHEST VELOCITY FLOW PORTION OF THE PIPE. BUT, EVEN IF THE ERROR IS UP TO 70%, IT WOULD COVER THE 0.3 CFS PERMITTED

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* RECREATION	1/1	12/31	0.30	
Totals:			0.30	

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name MIKE HARSHBARGER

Signature Michael Harshbarger

Certification Date _____

Field Report Preparation Date 8-2-93

CONSULTANT SEAL

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

* See attached adjustment explanation. B

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JUL 19 1995

MEMORANDUM

TO: File 37-08392 / James Brizendine
FROM: Brenda Chapman
DATE: June 29, 1995
RE: Recommendation Adjustment(s)

=====

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

F. FLOW CALCULATIONS

The recommended capacity flowing from the pond has been reduced based on an adjustment to the calculations. The square footage of the 2 pipes in the formula was doubled making the resulting rate twice as high as what was actually being produced.

G. VOLUME CALCULATIONS

According to Rule 5,1,10. of the Beneficial Use Rules and Regulations, the only uses exempt from listing the volume are municipal and fire protection. Even though the recreation use is classified as "non-consumptive", an annual volume amount must be assigned to it.

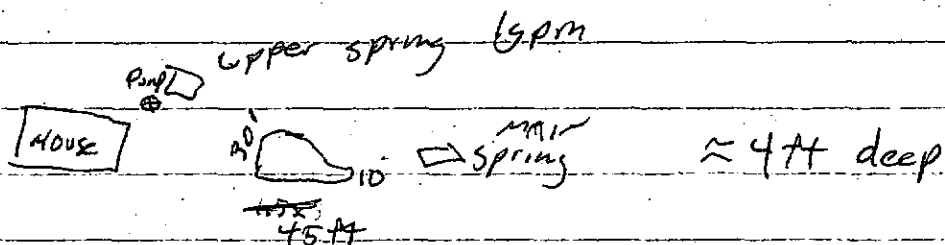
H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Recreation	1-01 to 12-31	.30	217.2

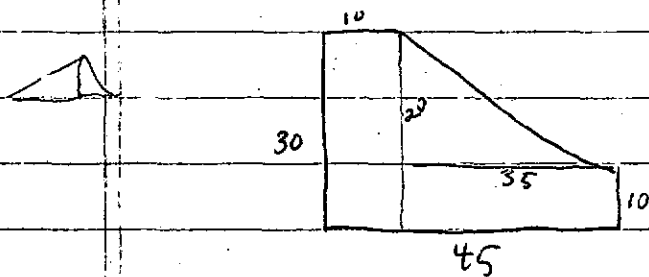
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JUL 19 1995

pump 1.5 HP 40-60 PSI



outflow of pond

2 4" pipes flow = 2 ft in 3 seconds



$$= (30 \cdot 10) + (35 \cdot 10) + \frac{1}{2} (20 \cdot 35)$$

$$= 300 + 350 + 350 = 1000 \text{ ft}^2$$

$$= 0.09 \text{ AF or } 30,000 \text{ GALLONS}$$

$$\bigcirc \bigcirc 2 \cdot \pi 2^2 = 25 \text{ in}^2 = \cancel{2 \text{ ft}^2} 0.175 \text{ ft}^2$$

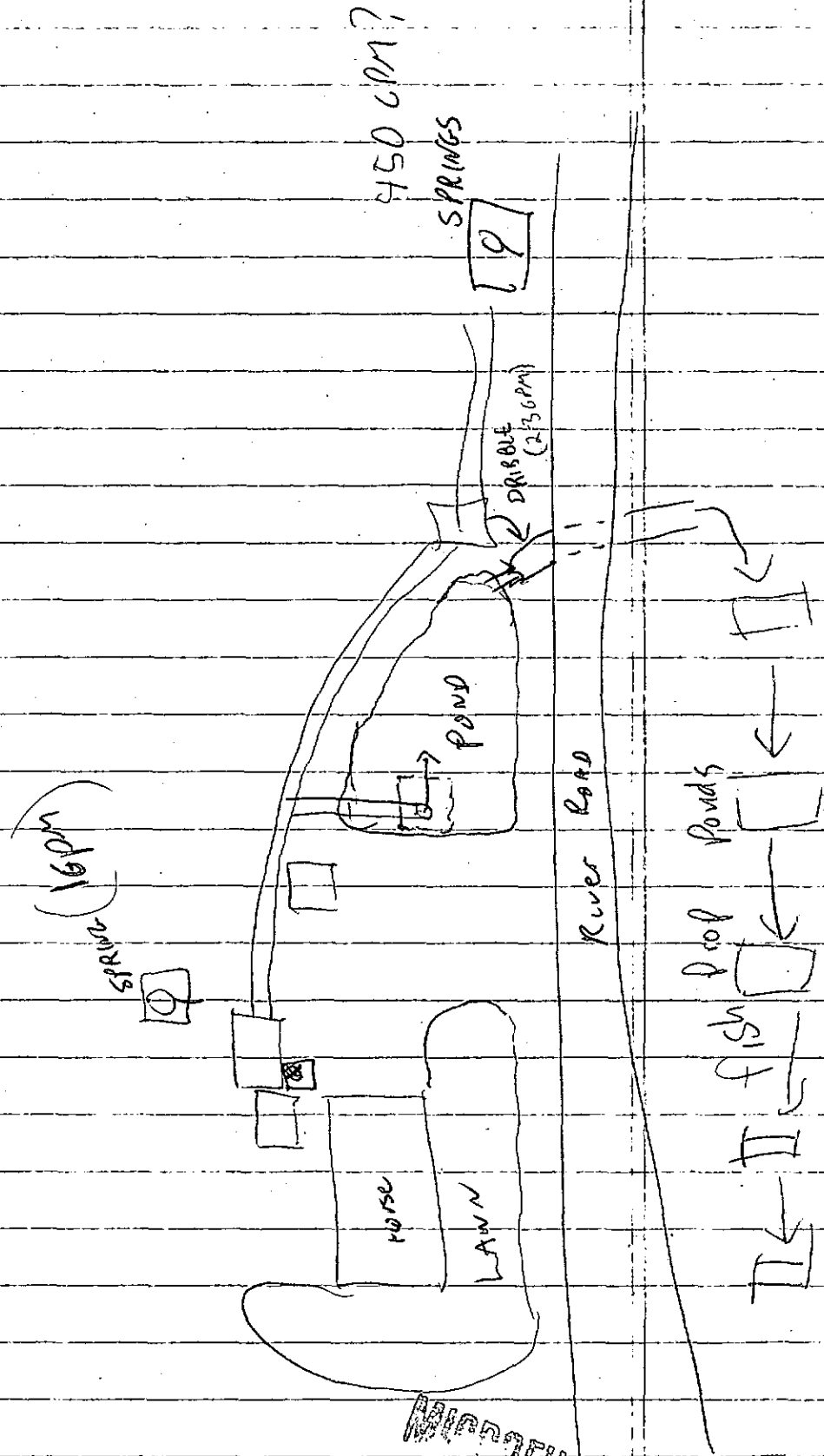
MAX: $0.175 \text{ ft}^2 \cdot \frac{2 \text{ ft}}{3 \text{ sec}} = 0.12 \text{ cfs flowing through pond}$

MIN: $0.175 \text{ ft}^2 \cdot \frac{1 \text{ ft}}{2 \text{ sec}} = 0.09$

AVG: 0.10

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$$0.10 = \frac{(1.5)(8.8)(5.1)}{(4) + (40)(2.31)} = \frac{(1.5)(8.8)(5.1)}{(4) + (40)(2.31)}$$



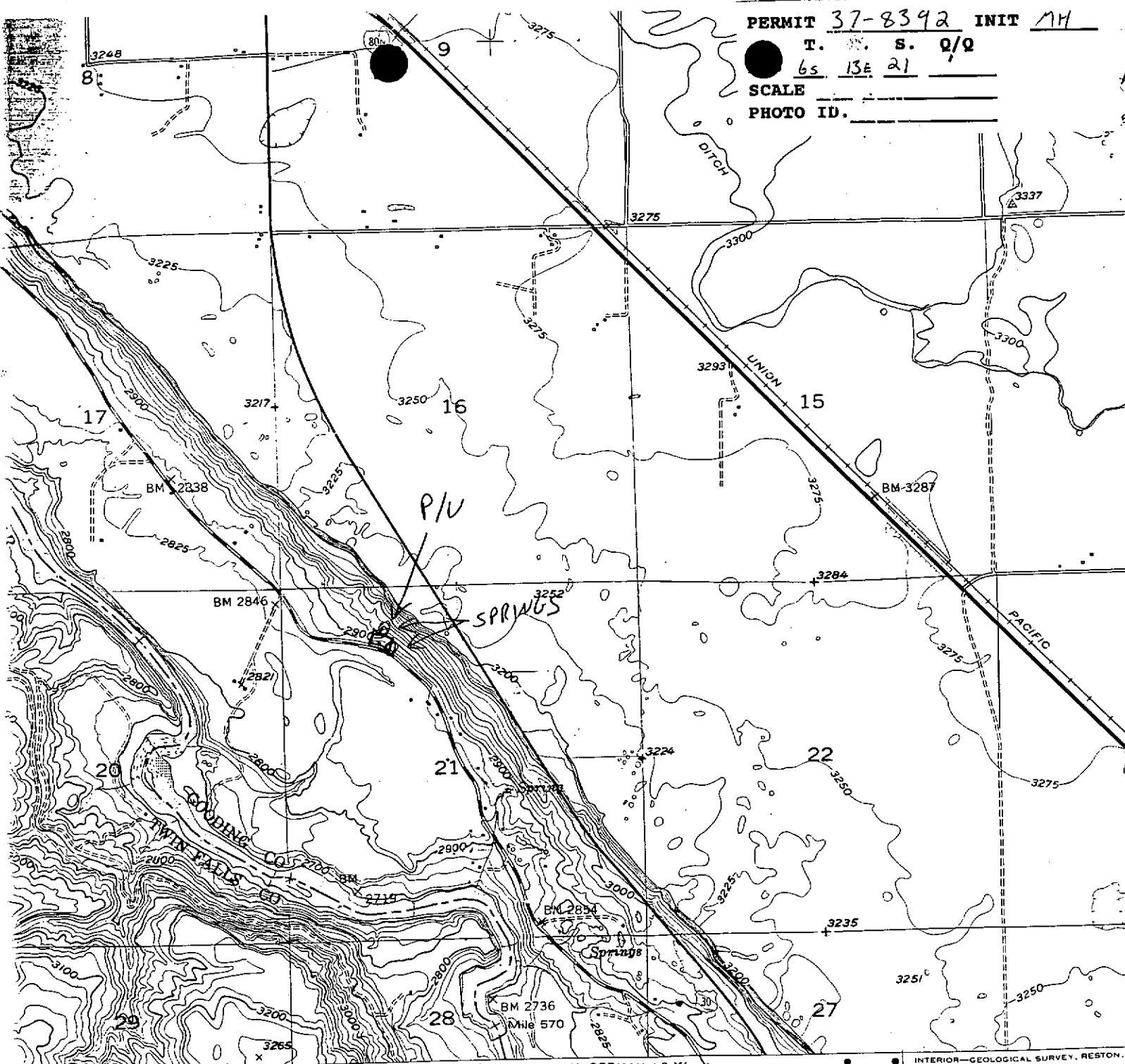
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JUL 19 1935

PERMIT 37-8392 INIT MH

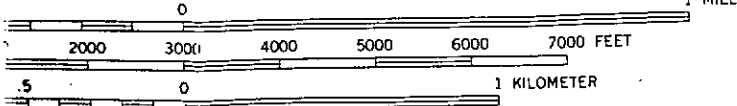
T. S. Q/Q
6s 13e 21

SCALE

PHOTO ID.

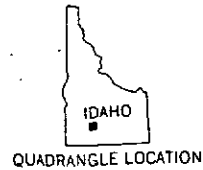


SCALE 1:24 000



CONTOUR INTERVAL 25 FEET
FOUR INTERVAL ON RIVER SURFACE 5 FEET
AL GEODETIC VERTICAL DATUM OF 1929

PLIES WITH NATIONAL MAP ACCURACY STANDARDS
SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



ROAD CLASSIFICATION
Primary highway, all weather, hard surface
Secondary highway, all weather, hard surface
Light-duty road, improved surface
Unimproved road, weather
Interstate Route
U. S. Route

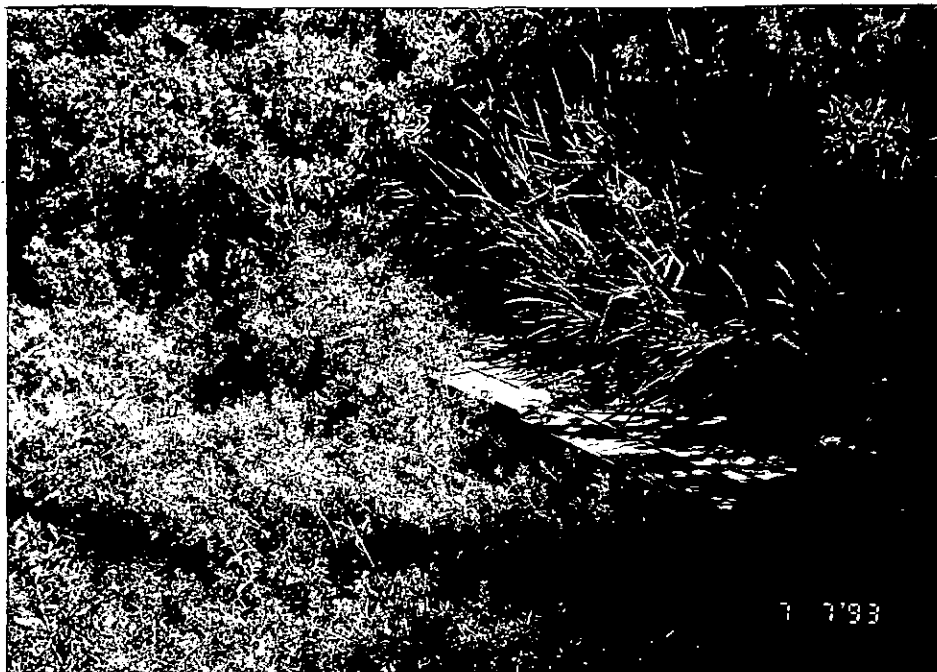
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JUL 19 1995

BLIS
N4252

PHOTO
AMS 3069

37-8392
BRIZENDINE



SPRING COLLECTION BOX



POND

MICROFILMED
JUL 19 1995

May 15, 1990

JAMES E. BRIZENDINE
JENNETTE BRIZENDINE
HC 60 BOX 1070
BLISS, ID 83314

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08392

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

RECEIVED

MAY 23 1990

138117
~~138118~~
January 31, 1990

JAMES E. BRIZENDINE
JENNETTE BRIZENDINE
HC 60 BOX 1070
BLISS, ID 83314

PROOF DUE NOTICE

RE: PERMIT NO. 37-08392

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

RECORDED
MAY 23 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 15, 1989

JAMES E. BRIZENDINE
JENNETTE BRIZENDINE
HC 60 BOX 1070
BLISS, ID 83314

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

RE: PERMIT NO. 37-08392

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.

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

MAILING LABEL

MAR 31 1989

01-Dec-1988

James E. &/or Jennette Brizendine
HC 60 Box 1070
Bliss, ID 83314

Re: Applications for Permit Nos. 37-08391, 37-08392

Dear Mr. & Mrs. Brizendine:

The Department of Water Resources acknowledges receipt of your water right applications for permit. The applications have been assigned the above referenced identification numbers. Please refer to these numbers in all further correspondence.

This office will be advertising the applications in the Gooding County Leader 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 applications are protested you will be sent a copy of the protest. The protest must be resolved before the applications are approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the applications are not protested, they 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 applications and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

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

LH:MB

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MAR 31 1989

AFFIDAVIT of PUBLICATION

RECEIVED

DEC 30 1988

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

Department of Water Resources
Southern Region Office

Mike Thornberry, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 21 day of December 19 88, and the date of the last publication was on the 28 day of December, 19 88.

Mike Thornberry

Subscribed and sworn to before me this 29th day of Dec, 19 88
(SEAL)

Jana M. Lume
NOTARY PUBLIC
GOODING COUNTY LEADER
Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 29
Number of Insertions 2

Lines tabular at 5¢/Pica
29 Lines straight at 15.08 4¢/Pica
Subsequent lines at 13.20 3.5¢/Pica
TOTAL COST 27.28

COPY OF NOTICE (Paste Here)

Notice of Application for Water Right
TITLE OF NOTICE Brizendine

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
BUREAU TO
2148 4th Ave East
Twin Falls

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08392
BRIZENDINE, JAMES E.
BRIZENDINE, JENNETTE
HC 60 BOX 1070
BLISS, ID 83314
Source: SPRING
Tributary: SNAKE RIVER
Diversion Pt: SWNENW Sec 21 T 06S R 13E; Gooding County; 5 1/2 miles NW of Hagerman on old HWY 30.
Use: RECREATION (300 CFS)
Date Filed: 8/29/1988
In: T06S R13E S21 NENW

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.
/s/ R. Keith Higginson, Director
PUB: 12-21; 12-28 G8366

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....4¢/Pica
7-8 pt. per line tabular.....5¢/Pica
7-8 pt. per line successive
insertions.....3.5¢/Pica

NOTIFIED
No. 1360 1989
MAR 31

8366

01-Dec-1988

Gooding County Leader
Box 56
Gooding, ID 83330

Re: (6) Applications for Permit Nos.: 36-08392, 36-08393,
36-08394, 37-08390, 37-08391, 37-08392

Gentlemen:

Enclosed you will find 6 legal notices which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us galley proofs for review before publication.

After sending us galley proofs, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notices on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MAILED

MAR 31 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-08392

BRIZENDINE, JAMES E.
BRIZENDINE, JENNETTE
HC 60 BOX 1070
BLISS, ID 83314

Source: SPRING

Tributary: SNAKE RIVER

Diversion Pt:

SWNENW Sec 21 T 06S R 13E; Gooding County; 5 1/2 miles
NW of Hagerman on old HWY 30.

Use: RECREATION

(.300 CFS)

Date Filed: 8/29/1988

In: T06S R13E S21

NENW

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

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

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MAR 31 1989

OK 4/11

LEGAL IDWR GCL LE

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

37-08392

BRIZENDINE, JAMES E.
BRIZENDINE, JENNETTE
HC 60 BOX 1070
BLISS, ID 83314

Source: SPRING

Tributary: SNAKE RIVER

Diversion Pt: SWNENW Sec 21 T 06S R
13E; Gooding County; 5 1/2 miles NW of
Hagerman on old HWY 30.

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Date Filed: 8/29/1988

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Director, Dept. of Water Resources, 2148
4th Avenue East, Twin Falls, Idaho 83301
on or before JANUARY 9, 1989.

OK
MB
12/14/88

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MAR 31 1989