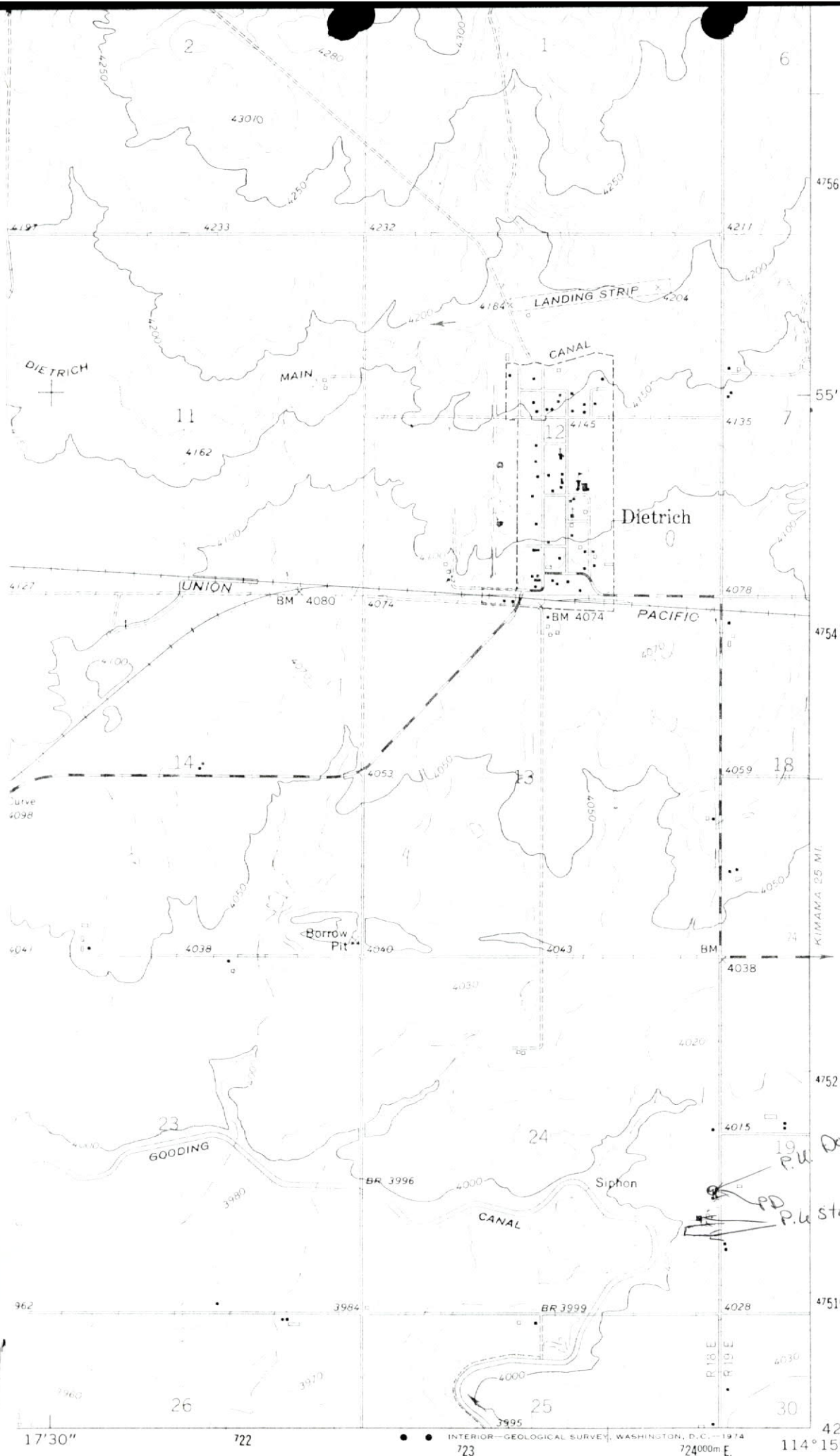




INTERIOR - GEOLOGICAL SURVEY, WASHINGTON, D.C. - 1974

ROAD CLASSIFICATION

1 MILE

Primary highway

42°52'30"

114°15'

(STAG 3)

19 P.U. Domestic
PD P.U. Stockwater & Commerce

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 02 1994
Department of Water Resources

A. GENERAL INFORMATION

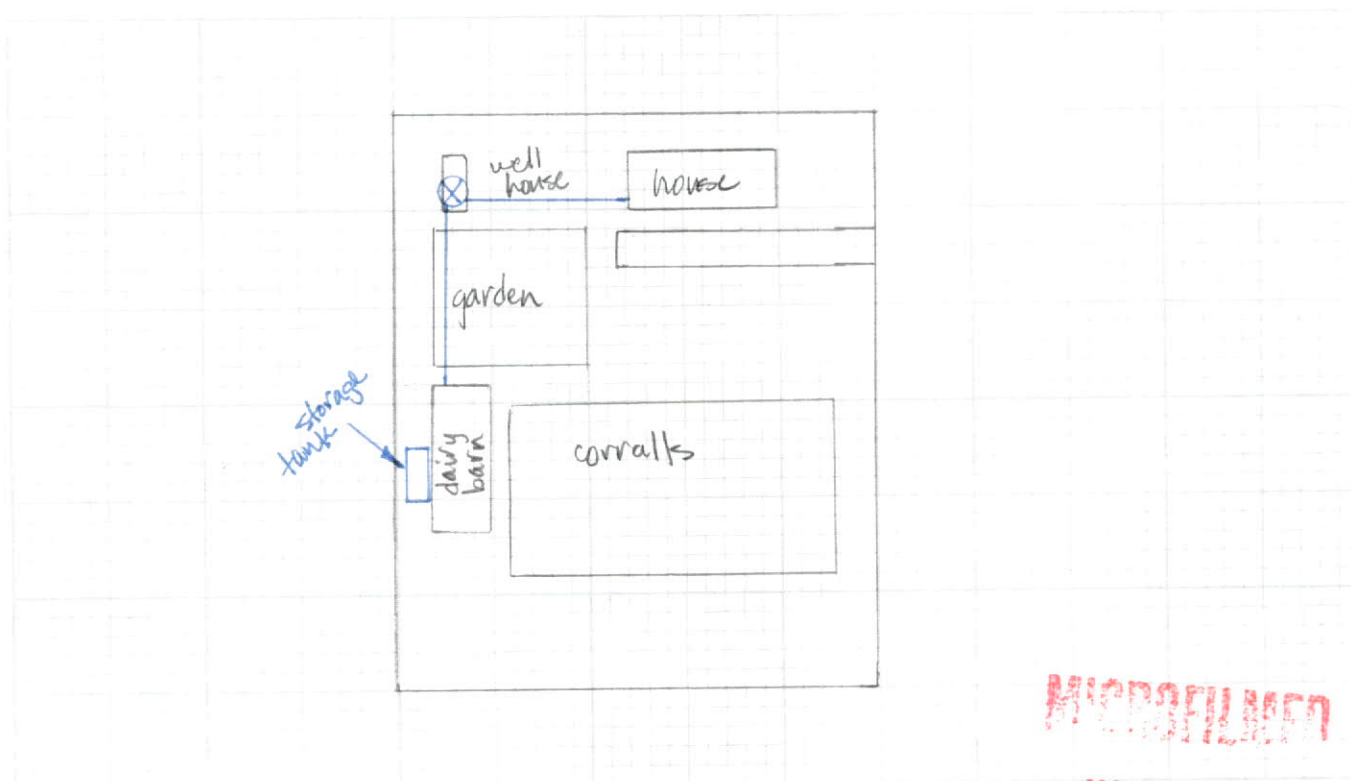
Permit No. 37-8125
Phone No. 544-2774
1. Owner: Jeff & Sharlynn Astle
Current Address: 347 S. 750 E. Dietrich, ID 83324
2. Accompanied by: Jeff Astle EXAM. DATE: 8/7/91
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ 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



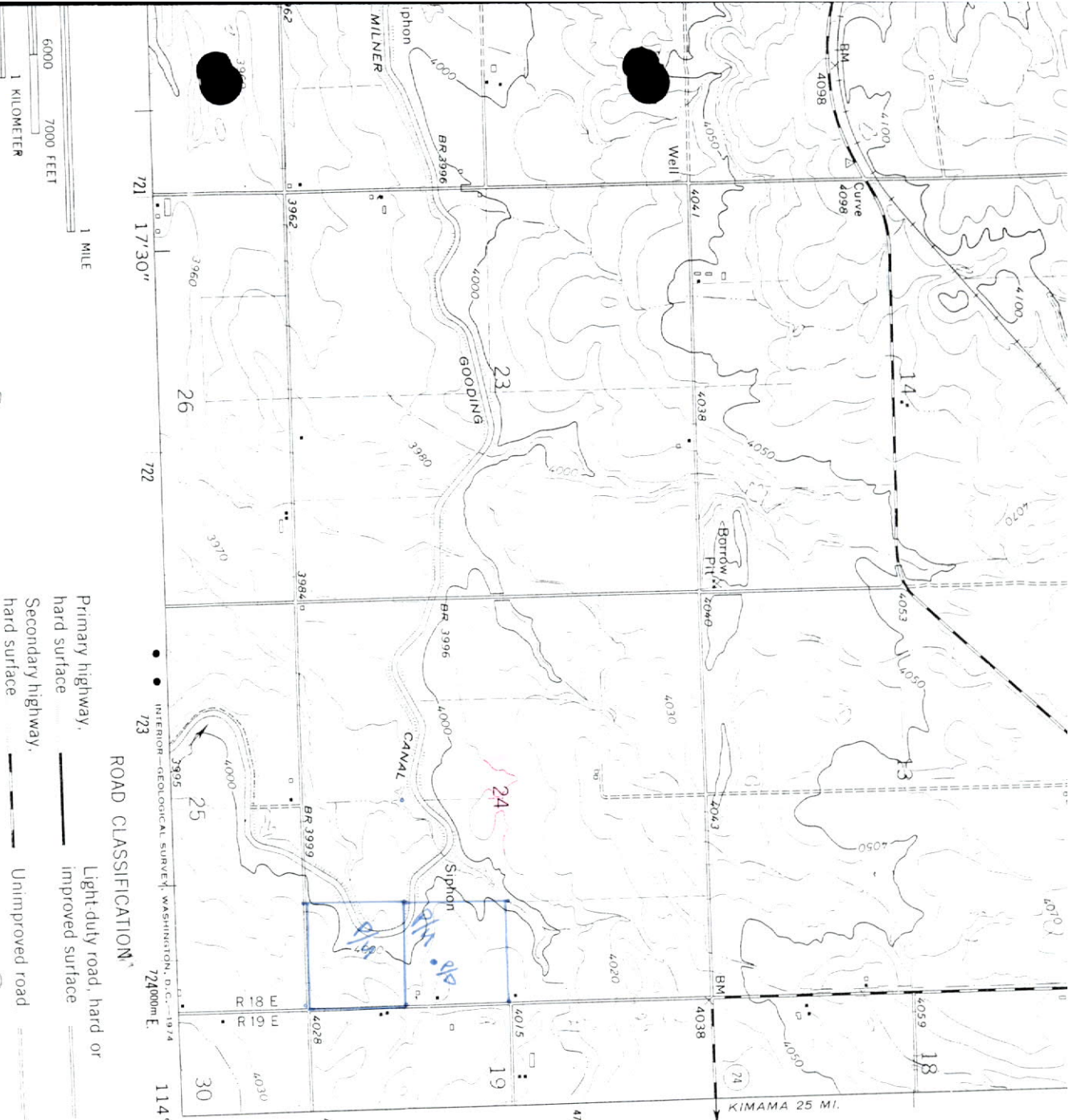
RECORDED

MAY 31 1995

Scale: 1" = _____

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).

QUADRANGLE LOCATION



ROAD CLASSIFICATION
 Primary highway, hard surface
 Secondary highway, hard surface
 Unimproved road
 Interstate Route
 U. S. Route
 State Route

(STAR LAKE)
 3169 1 SW

AA-24
 DIETRICH, IDAHO
 N4252.5-W1415/7.5

1971

AMS 3169 IV NE--SERIES V893

REPRODUCED

MAY 31 1995

5-24-T-65-R18E
 37-8125



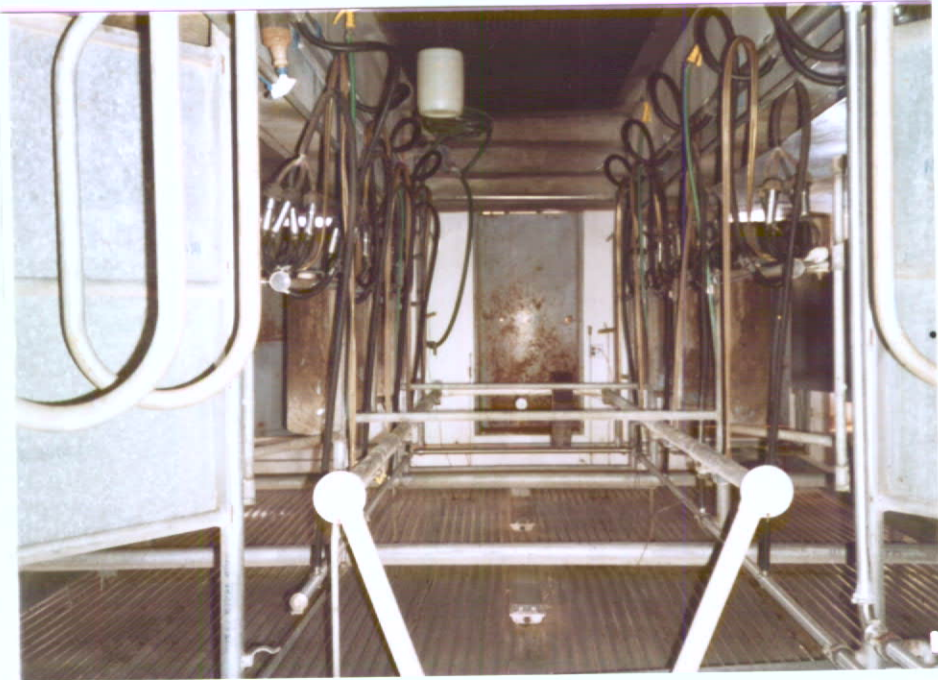
P/O - well & P. tank



P/n Domestic residence

APPROVED
MAY 31 1995

37-08125



p/u - milking barn

RECORDED

MAY 31 1995

37-08125

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Cheri Miller, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 2 day of May, 1985, and the date of the last publication was on the 9 day of May, 1985.

Subscribed and sworn to before me this 9 day of May, 1985.
(SEAL)

Cheri Miller
Naughton Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL Shoshone, Idaho COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
24 Lines straight at 524 12.48
24 Subsequent lines at 394 9.36
TOTAL COST 21.84

MICROFILMED

NOTICE OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

37-8125 W. Cowan
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

rept of water
Resources

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8125

MC COWAN, GARY &/or CYNDI
RT. 2 BOX 2190, DIETRICH, ID 83324
Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: NESE Sec 24 T 06S R 18E
Use: STOCKWATER (0.12 CFS)
COMMERCIAL (0.05 CFS)
DOMESTIC (0.04 CFS)
In: NESE SESE Sec 24 T 06S R 18E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MAY 20, 1985.

/s/ A. KENNETH DUNN
Director

PUB: 5-2, 9

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

RECEIVED

MAY 15 1985
NO. 2645
DEPARTMENT OF WATER RESOURCES
SALT LAKE CITY, UTAH

SEP 26 2003

RECEIVED

SEP 24 2003

Department of Water Resources
Southern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Department of Water Resources

RECEIVED

SEP 22 2003

WATER RESOURCES
WESTERN REGION

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
37-8125					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Jeffery Astle 347S 75DE Dietrich
 Sharlynn Astle 347S 75DE Dietrich
 Michele Astle

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2711 Longbow Dr

City, State and ZIP Code

Twin Falls, Id 83301

New Telephone Number

208 733-1649

5. Date you acquired the property

8-13-03

MICROFILMED

OCT 20 2003

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Michael Arth
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by DH Date 9-22-03 Fee \$25-
 Received by DH Date 9-22-03 Receipt No. W030946
 Processed by _____ AJ Date _____ WR _____ Date _____

MICROFILMED
OCT 20 2003

STATE OF IDAHO COUNTY OF LINCOLN Recorded at the request of <i>John Rothspic</i> AUG 13 2003 at <u>22</u> minutes past 3: P. M. recorded by <i>Helen Jackson</i> Fee: <u>6.00</u> Return to: <i>above</i> <i>By hand.</i>	175265
--	--------

(Space above reserved for County Recorder's Office)

PERSONAL REPRESENTATIVE'S DEED

THIS INDENTURE, made this 13th day of August, 2003, between MICHELE ASTLE, as Personal Representative of the Estate of JEFFREY ASTLE, Deceased, the Party of the First Part, and MICHELE ASTLE, the Party of the Second Part,

WITNESSETH:

WHEREAS, the said JEFFREY ASTLE, died intestate on the 7th day of January, 2002, and,

WHEREAS, by Order of the Magistrate Division of the District Court of the Fifth Judicial District, Lincoln County, Idaho, dated the 27th day of February, 2002, Party of the First Part was appointed Personal Representative of the Estate of said Decedent.

NOW, THEREFORE, by virtue and in exercise of the powers so given by the laws of the State of Idaho, and of every other power and authority hereunto enabling, the Party of the First Part, Personal Representative as aforesaid, does hereby GRANT, BARGAIN, SELL and CONVEY unto said Party of the Second Part all of said Estate's right, title and interest in and to all other personal property and that certain real property located in Dietrich, Lincoln County, Idaho, and more particularly described as follows:

Home and property located at 347 South 750 East, Dietrich, Idaho 83324, described as follows:

Township 6 South, Range 18 East, Boise Meridian, Lincoln County, Idaho
 Section 24: SE ¼

The above legal description includes a total of 160 acres, more or less.

TO HAVE AND TO HOLD the same, together with all the hereditaments and appurtenances thereto belonging or in anyway appertaining, unto the Party of the Second Part, their heirs and assigns forever.

MICROFILMED

OCT 20 2003

IN WITNESS WHEREOF, the Party of the First Part, Personal Representative of the Estate of **JEFFREY ASTLE** has hereunto set their hand the day and year first written above.

ESTATE OF JEFFREY ASTLE

Michele Astle
MICHELE ASTLE, Personal Representative

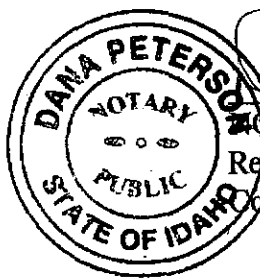
STATE OF IDAHO)

ss:

County of Jerome

On this 13th day of August, 2003, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **MICHELE ASTLE**, Personal Representative of the ESTATE OF **JEFFREY ASTLE**, Deceased, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that she executed the same in such capacity.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



Dana Peterson
NOTARY PUBLIC for Idaho
Residing at: Jerome, Id.
Commission Expires: 04/06/05

MICROFILMED

OCT 20 2003

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08125

Priority: June 23, 1983

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 13.2 AF

This is to certify, that JEFF ASTLE
SHARLYNN ASTLE

347 S 750 E

DIETRICH ID 83324

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 23, 1983; and has submitted Proof of Beneficial Use on May 31, 1990. An examination indicates that the works have a diversion capacity of 0.040 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>
STOCKWATER	01/01 to 12/31	0.04 CFS	9.3 AF
COMMERCIAL	01/01 to 12/31	0.04 CFS	2.7 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
Totals		0.04 CFS	13.2 AF

LOCATION OF POINT(S) OF DIVERSION: NESE, Sec. 24, Township 06S, Range 18E
LINCOLN County

PLACE OF USE: STOCKWATER
TWN RGE SEC
06S 18E 24 NESE SESE

PLACE OF USE:
COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC
TWN RGE SEC
06S 18E 24 NESE

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.

RECORDED

MAY 31 1995

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 37-08125

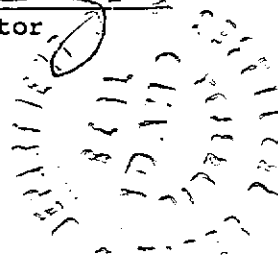
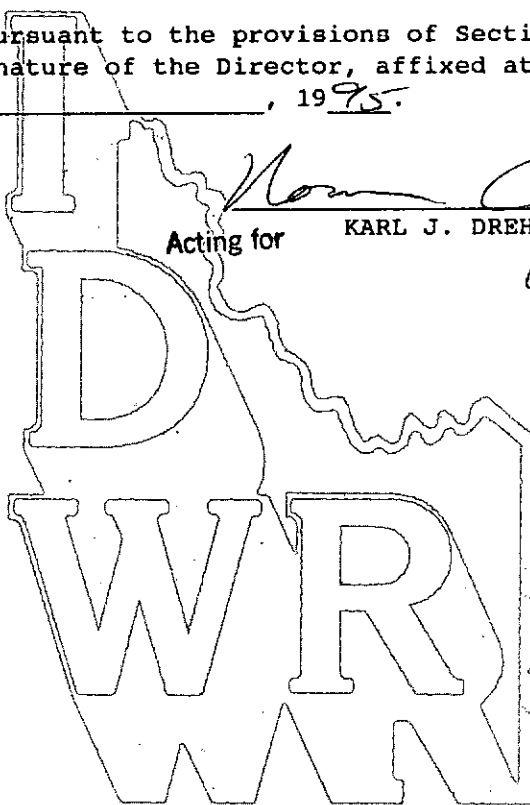
CONDITIONS/REMARKS:

5. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
6. Commercial use is for a dairy operation.
7. Stockwater use is for 100 dairy cattle and 400 range cattle.
8. 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 26TH day of MAY, 1995.

Acting for

KARL J. DREHER, Director



MICROFILMED

MAY 31 1995

RECEIVED
MAY 31 1990

For Office Use Only
Amt. of Fee \$ 50.00
Date 5/31/90
Receipt No. C-817062
Received by J. Jaramon

STATE 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. 37-08125 Telephone No. 544-2774

Name(s) of Permit Holder(s): LEFF & SHARLYNN ASTLE

Post Office Address: (347 SO. 750 EAST) DISTRICT, ID 83324

Source of Water: Ground WATER

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

Extent of Use:

Domestic 1 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other Dairy Barn

300 DAIRY COWS
200 YOUNG STOCK

Total rate and/or volume for which proof is submitted .20 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: 1983?

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

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

OR

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

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

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

LEFF & SHARLYNN ASTLE 544-2774
Name Telephone No.

347 SO. 750 EAST DISTRICT, ID 83324
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and relinquish any undeveloped portion of the permit to the state of Idaho.

FEB 06 1991

5-30-90 [Signature] Sharlynn Astle
Date Signature (and title if on behalf of a company or organization)

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	37-8125	Gary McCowan Cyndi McCowan	0.20
Full Assignment	37-8125	Jeff Astle Sharlynn Astle	0.20

MICROFILMED

FEB 27 1991

State of Idaho

Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED
FEB 28 1990

Department of Water Resources

I, Gary & Cyndi McCowan, hereby assign to Jeff and Sharlynn Astle
of 347 S. 750 E. Dietrich, ID 83324
Address

All my right, title, and interest in and to Permit No. 37-8125
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

Made this 27th day of December, 19 90.

Gary McCowan
Permit Holder

Cyndi McCowan
Spouse of Permit Holder

State of Idaho)
County of Juniper) ss

On this 27th day of December, 19 90, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

s e a l

James C. Murphy
Notary Public residing at Juniper

My commission expires:
12-22-92

FEB 28 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Gary ^{AND} Cyndi Mc Cowan Phone 544-2479

Post office address Rt #2, Box 2190, Dietrich ID. 83324

2. Source of water supply Groundwater. which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24 Township 6 S.

Range 18 E B.M. Lincoln County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.05 cfs for Commercial purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.12 cfs for Stockwater purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 cfs 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)

5. Total quantity to be appropriated:

a. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and Pump
Pipeline to place of use

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 24 Township 6 S.
Range 18 E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 200 milking cows. 300 hd
of dry stock and Beef cattle

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water one.

(5) If water is to be used for other purposes describe: Cleaning and servicing a
Grade A Dairy Barn

RECEIVED

(b)

[illegible]

Total number of acres to be irrigated

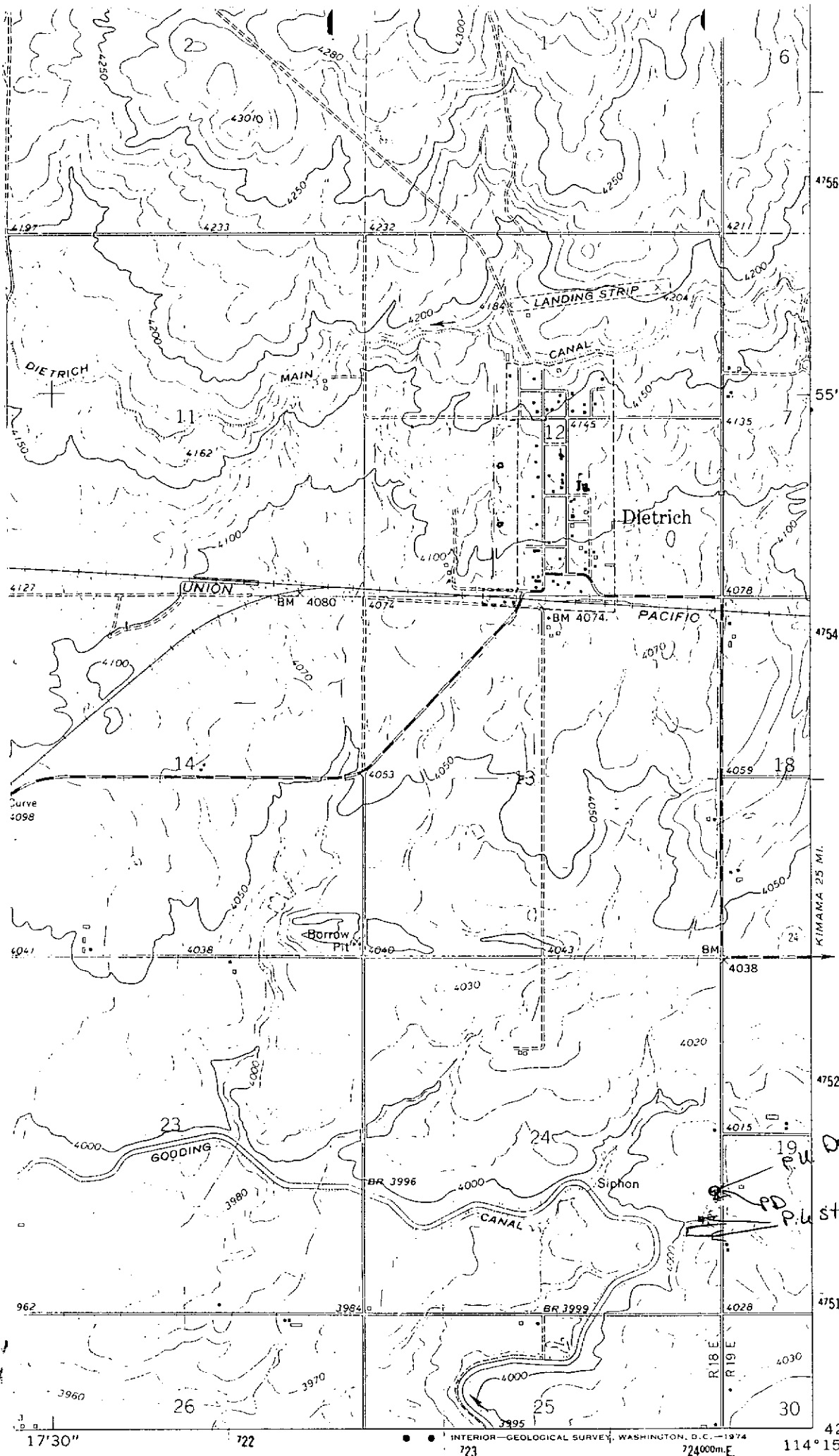
c. Describe any other water rights used for the same purposes as described above.

9. 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

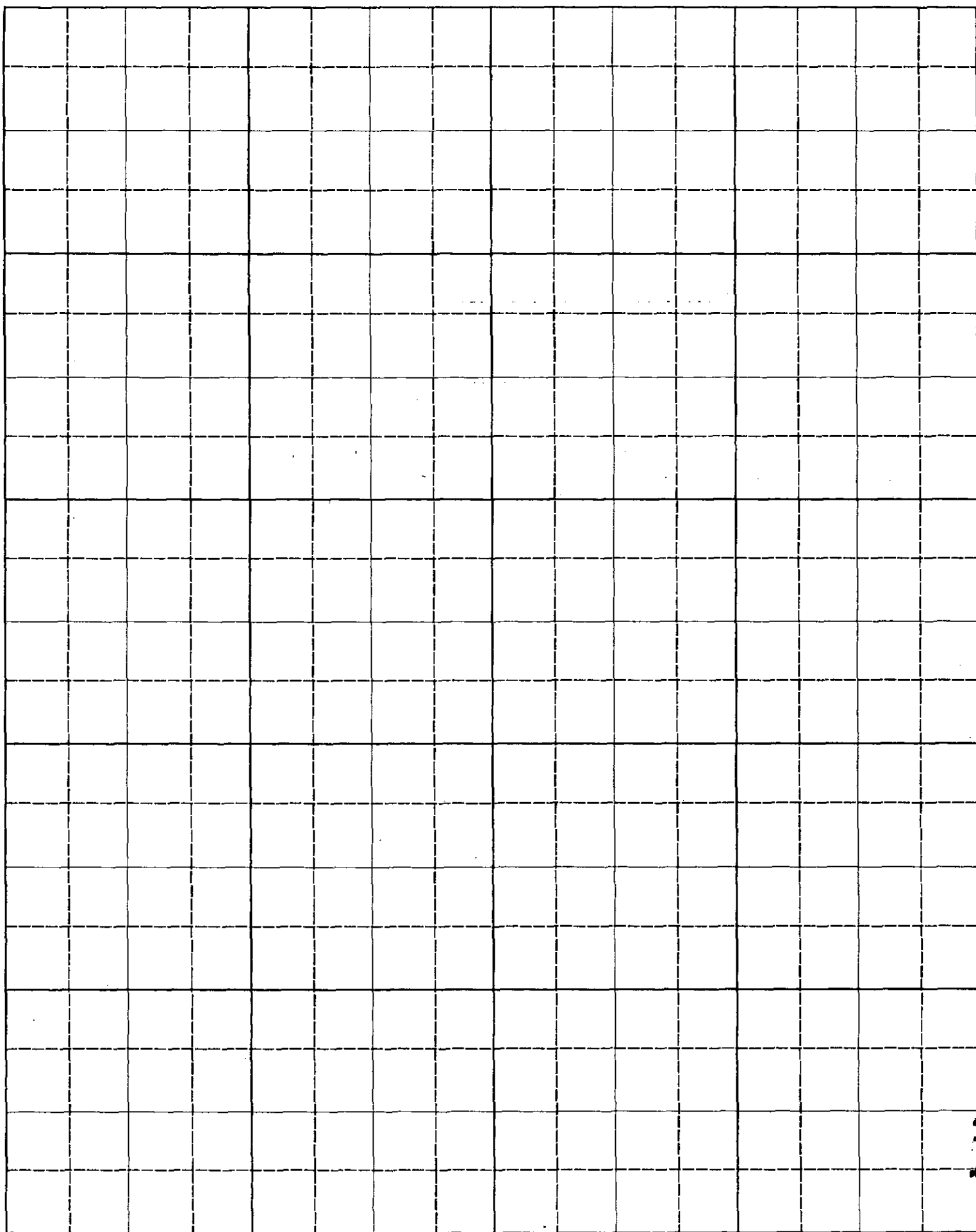
10. Remarks



ROAD CLASSIFICATION

(STA)

11. 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.

Cyndi McCowan
(Applicant)

MICROFILMED

6/23/83

WJW

Received by T.G. Bhu Date 6-23-83 Time 12:00
Preliminary check by AS Fee \$ 30.00
Receipted by T.G. Bhu Date 6-23-83 # 30387
Publication prepared by marry Date 4/23/85
Published in Lincoln Co. Journal
Publication dates 5/2 + 5/9/85
Publication approved marry Date 5/1/85
Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by ADM kw

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. 37-8125, 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 June 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 26 day of June, 1985.

David R. Tuttle
ACTING Chief, Operations Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 30, 2003

MICHELE ASTLE
2711 LONGBOW DR
TWIN FALLS ID 83301

RE: Change of Ownership for Water Right 37-8125

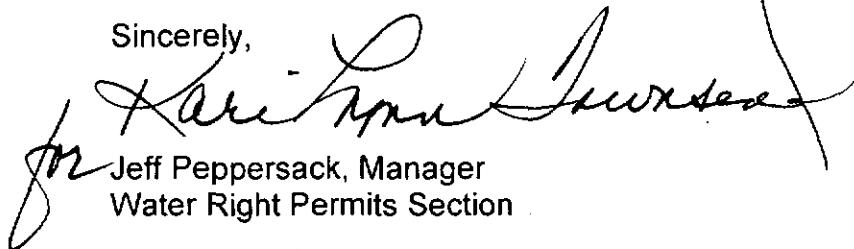
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records. Also enclosed is a receipt for the \$25.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,


for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

OCT 20 2003



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

May 30, 1995

JEFF ASTLE
SHARLYNN ASTLE
347 S 750 E
DIETRICH ID 83324

RE: WATER RIGHT NO. 37-08125

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

RECEIVED

MAY 31 1995

LICENSE REVIEW CHECKLIST

PERMIT NO. 37-08125 DATE 5/22/95



NAME Change OK ☒ Or Address Change? ☐

PRIORITY DATE Advance? ☒ Advanced to: Order to reinstate needed? ☐
Incorrect fee for rate recommended? NO

SOURCE Changes or just clarification of originally intended source? ☒
Notice of Intent to Void necessary? ☐

POINT OF DIV Amendment needed? ☒
Overlaps? ☒

PLACE OF USE Amendment needed? ☒
Overlaps? ☒

DIV RATE Permit/fee limits: .20 CFS
Meas Q = 100 milkers = .07 Theo Q = .04 Recommend: .04
400 dry = .09 Dom @ .04 Limited by capacity
Combined rates exceed capacity ☐

ANNUAL VOLUME Volume Limit: Season: 1-1 to 12-31
Calculations: 2400 x 365 ÷ 325850 = 2.795
Dom @ 1.2 100 milkers = 3.9 400 dry = 5.4
Flow limit: .04 cfs x 365 x 1.9835 = 28.9
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 Multiple p/d(s) in 1/4 1/4? ☒
YES Other Commercial use for a dairy operation w/02, w/01

NEW CONDITIONS Watermaster control - District ☐
Measuring/Locking Devices ☐
Irrigation Overlap ☐
Other ☐
add 09E Water Quality ☐ Heat/Cool/Fish verified ☐

COMMENTS: Well logs for area static level from 163' to 170'. Well WAS deepened in 1993 but well log shows it to be in a different Y4Y4.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	Adjustment Memo Needed	
<u>Commercial</u>	<u>.04</u>	<u>2.7</u>			<u>NO</u>
<u>Stockwater</u>	<u>.04</u>	<u>9.3</u>			<u>YES</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>			☒
<u>Total</u>	<u>.04</u>	<u>13.2</u>			
			1ST AMEND LETTER		
			2ND AMEND LETTER		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTState 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.RECEIVED
MAY 24 1993
USE TYPEWRITER OR
BALLPOINT PEN

1. WELL OWNER Name <u>Jeff Asile</u> Address <u>3475 250th District</u> Drilling Permit No. <u>37-93-S-0061-001</u> Water Right Permit No. _____		7. WATER LEVEL Static water level <u>196</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 <u>85</u> °F. Quality _____ Describe artesian or temperature zones below.																																																																	
2. NATURE OF WORK ☐ New well ☒ Deepened ☐ Replacement ☐ Well diameter increase ☐ Modification ☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																													
Discharge G.P.M.	Pumping Level	Hours Pumped																																																																	
3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Monitor ☐ Industrial ☒ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>9 3/8</td><td>208</td><td>210</td><td>Fill in</td><td> </td><td> </td></tr><tr><td> </td><td>210</td><td>214</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>214</td><td>219</td><td>Broken</td><td> </td><td> </td></tr><tr><td> </td><td>219</td><td>223</td><td>Clay</td><td> </td><td> </td></tr><tr><td> </td><td>223</td><td>224</td><td>Broken</td><td> </td><td> </td></tr><tr><td> </td><td>224</td><td>226</td><td>Hard</td><td> </td><td> </td></tr><tr><td> </td><td>226</td><td>229</td><td>Broken loose rock</td><td> </td><td> </td></tr><tr><td> </td><td>229</td><td>233</td><td>Broken</td><td> </td><td> </td></tr><tr><td> </td><td>233</td><td>239</td><td>Hard</td><td> </td><td> </td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	9 3/8	208	210	Fill in				210	214	Hard				214	219	Broken				219	223	Clay				223	224	Broken				224	226	Hard				226	229	Broken loose rock				229	233	Broken				233	239	Hard		
Bore Diam.	Depth		Material		Water																																																														
	From	To		Yes	No																																																														
9 3/8	208	210	Fill in																																																																
	210	214	Hard																																																																
	214	219	Broken																																																																
	219	223	Clay																																																																
	223	224	Broken																																																																
	224	226	Hard																																																																
	226	229	Broken loose rock																																																																
	229	233	Broken																																																																
	233	239	Hard																																																																
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary ☐ Cable ☐ Mud ☐ Other _____ (backhoe, hydraulic, etc.)		10. RECEIVED MAY 19 1993 Department of Water Resources Southern Region Office MAY 31 1993																																																																	
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation? _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer _____ Type _____ Top Packer or Headpipe _____ Bottom of Tailpipe _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between struts Describe access port <u>Sanitary Well Cap</u>		Thickness	Diameter	From	To													Number	From	To										11. DRILLER'S CERTIFICATION We certify that all minimum well construction standards were compiled with at the time the rig was removed. Firm Name <u>Faton Drilling</u> Firm No. <u>26</u> Address <u>Wendell</u> Date <u>5-2-93</u> Signed by Drilling Supervisor <u>[Signature]</u> and <u>[Signature]</u> (Operator) <u>[Signature]</u> (If different than the Drilling Supervisor)																																					
Thickness	Diameter	From	To																																																																
Number	From	To																																																																	
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Lincoln</u> Address of Well Site <u>Same</u> (give at least name of road) <u>SE 1/4 SE 1/4 Sec. 24 T. 6 N. 12 E. R. 11</u>		12. USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT																																																																	

Well deepened in 1993 - 37-08125

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 02 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 37-8125

1. Owner: Jeff & Sharlynn Astle Phone No. 544-2774

Current Address: 347 S. 750 E. Dietrich, ID 83324

2. Accompanied by: Jeff Astle EXAM. DATE: 8/1/91

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____

☐ Copies Attached

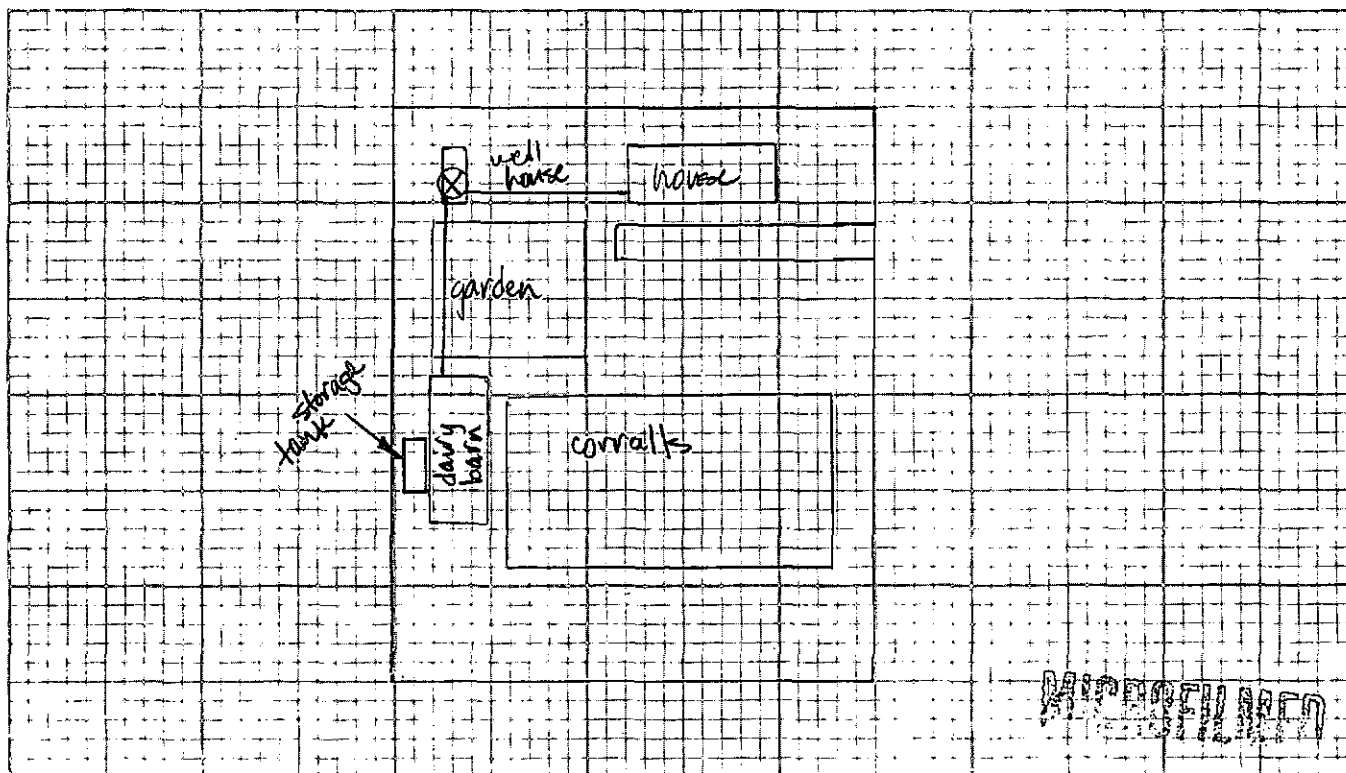
2. Other water rights with same point of diversion: _____

☐ 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



RECEIVED

MAY 31 1995

Scale: 1" = _____

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).

System Description (continued)

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

submersible pump in well provides water for domestic household and dairy barn with 8 milking stations. Approx. 500 cows on premises. 50 gal pressure tank set at 40-60 psi. was reading 50 psi at time of measurement. 1000 gal storage tank located outside dairy barn.

☐ 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
	Franklin Elec.	1.5	2823007103		

*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	24	6S	18E	Lincoln	Quad map/inspection

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	
6S	18E	24													5			5	

* See attached adjustment memo.

RECEIVED

MAY 31 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

2. Measurements:

Not measured

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: hot power

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ MAY 31 1995

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

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

2. Volume Calculations for Other Uses:

* $V(\text{commercial}) = 2400 \frac{\text{gal}}{\text{day}} \cdot 365 \frac{\text{day}}{\text{year}} \cdot \frac{1 \text{ af}}{325850 \text{ gal.}} = 2.7 \text{ a.f.}$

$V(\text{stockwater}) = 100 \text{ milking cows} \cdot 35 \frac{\text{gal}}{\text{day}} \cdot 35 \frac{\text{day}}{\text{year}} \cdot \frac{1 \text{ af}}{325850 \text{ gal.}} = 4.0 \text{ a.f.}$

* See attached adjustment memo. BC

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Capacity of system does not allow simultaneous usage of beneficial uses.

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	0.04	1.2
* Stockwater	1/1	12/31	0.05	4.0
commercial	1/1	12/31	0.05	2.7
Totals:			0.09	7.9

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 Brian Block
Signature Brian Block
Certification Date _____
Field Report Preparation Date 8/8/91

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 memo. BC

57-221-1-10

MAY 31 1993

MEMORANDUM

TO: File 37-08125 / Jeff Astle
FROM: Brenda Chapman
DATE: May 22, 1995
RE: Recommendation Adjustment(s)

=====

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

C. DIVERSION AND DELIVERY SYSTEM

2. Place of Use: The location of the domestic use was not addressed. According to the permit, the location was in the NESE $\frac{1}{4}$. The exam drawing shows the home to be north of the dairy barn and corrals, appearing to indicate the location agrees with the permit.

G. VOLUME CALCULATIONS

This permit was originally issued for 200 dairy and 300 range cattle. According to the Narrative portion of the exam, there are approximately 500 cattle, with 100 of them being milkers. The stockwater volume recommendation was only for the 100 milkers. Therefore, the stockwater volume has been increased to include the 400 head of dry stock.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Commercial	1-01 to 12-31	.04	2.7
Stockwater	1-01 to 12-31	.04	9.3
Domestic	1-01 to 12-31	.04	1.2

The commercial and stockwater rate cannot exceed the theoretical capacity of the system, which is .04 cfs.

APPROVED

MAY 31 1995

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 37-08125
DATE: 8/7/91
BY: Brian Block

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

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (1.5) \times (0.70)}{[(165) + (40 \times 2.31)]} = 0.04 \text{ cfs.}$$

LIFT FROM:
measurement ()
owner (X)
area estimate (X)
well logs ()

PSI FROM:
measurement ()
owner ()
estimate ()
owner gage (X)

NOTES ON PUMP:
Motor Make, Serial or ID
Pump Make, Serial or ID, rating

REMARKS Booster (Y) (N) Pressure tank operates at 40-60 psi

ANNUAL VOLUME ANALYSIS

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

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

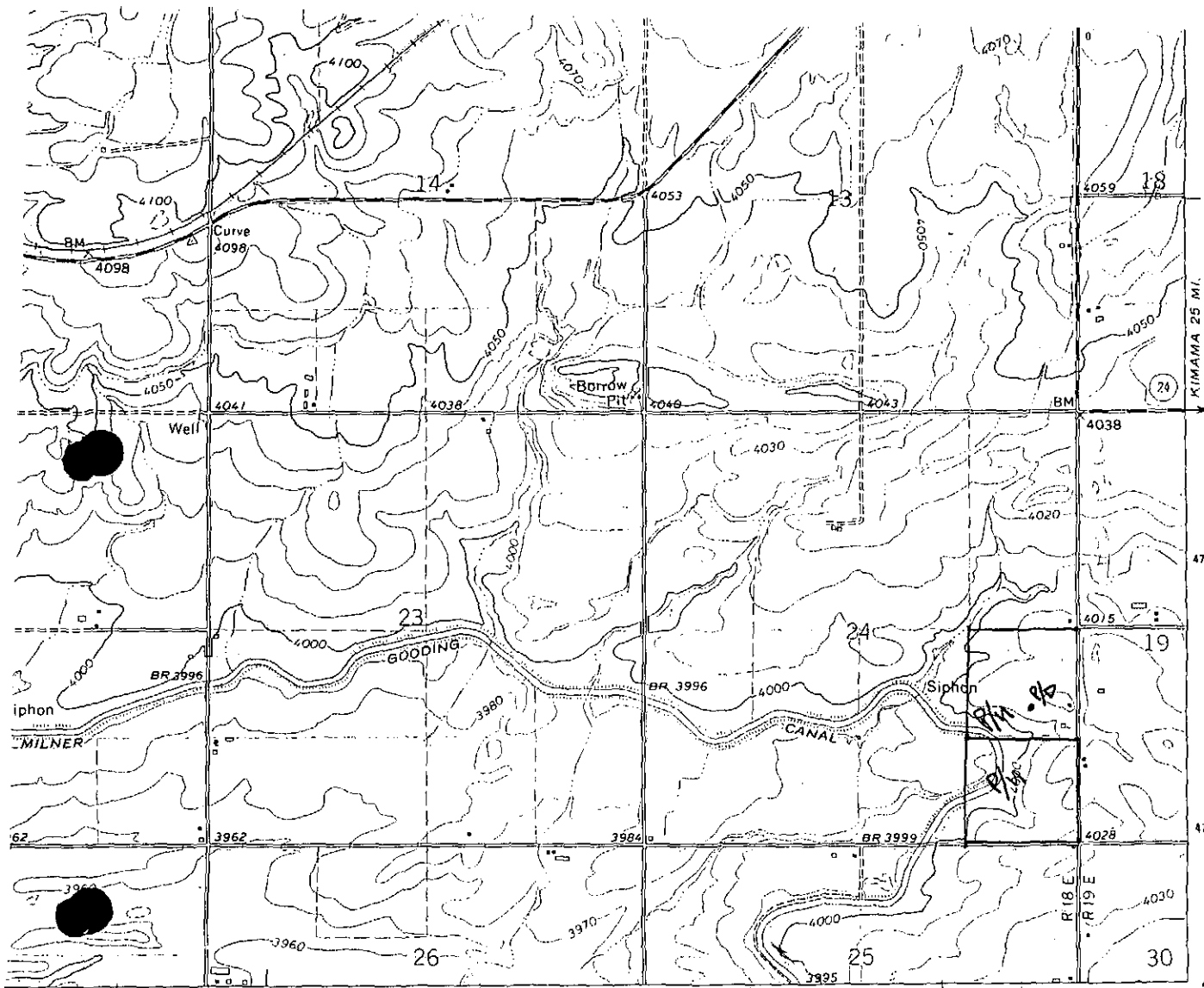
POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

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

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

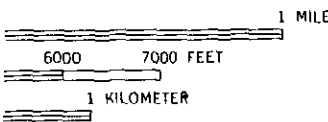
MAY 31 1995



Handwritten: 3169 IV NE

Handwritten: MAY 31 1995

Handwritten: S-24-T-65-R18E
37-8125



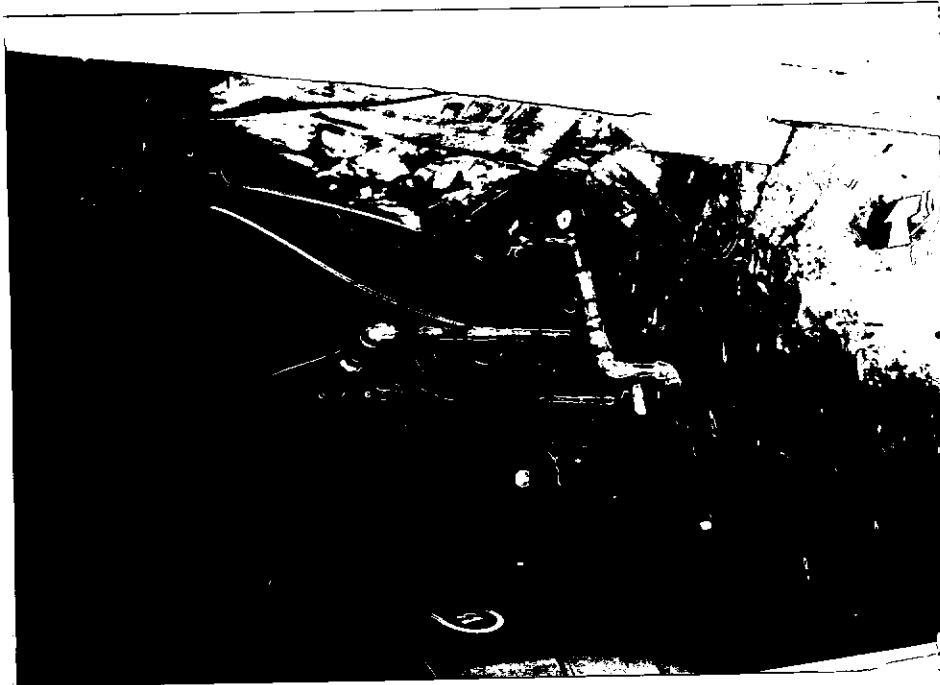
- ROAD CLASSIFICATION**
- Primary highway, hard surface —————
 - Light-duty road, hard or improved surface —————
 - Secondary highway, hard surface —————
 - Unimproved road —————
 - Interstate Route ◻ U. S. Route ○ State Route

AA-24
DIETRICH, IDAHO
N4252.5—W11415/7.5

1971

AMS 3169 IV NE--SERIES V893

STANDARDS
R WASHINGTON, D. C. 20242
TABLE ON REQUEST



P/O - well & P. Tank



P/n Domestic Residence

RECEIVED
MAY 31 1995

37-08125



P/u - milking barn

REPRODUCED

MAY 31 1995

37-08125

January 25, 1991

JEFF ASTLE
SHARLYNN ASTLE
347 S. 750 E.
DIETRICH, ID 83324

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08125

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

FEB 06 1991

December 6, 1990

Jeff and Sharlynn Astle
347 S. 750 E.
Dietrich, ID 83324

Dear Mr. and Mrs. Astle:

Re: Permit No. 37-8125

The department received the proof of beneficial use form and the \$50 license exam fee on May 31, 1990. The permit, however, is in the name of Gary and/or Cyndi McCowan.

Since a permit is considered as personal property, either the permit holders or an authorized agent must submit an assignment conveying the permit to you. Enclosed is a form which can be used for that purpose.

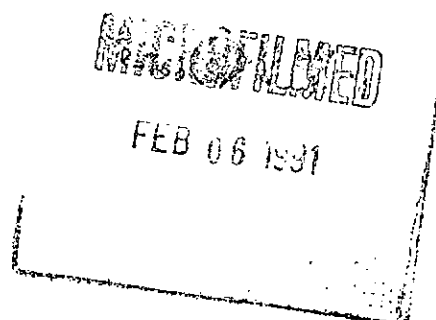
I will hold the proof of beneficial use form for thirty days without action. Please attend to secure an assignment from the Astles.

If you have questions, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 30, 1990

RE: Permit No. 37-8125

Gary &/or Cyndi McCowan
Rt. 2, Box 2190
Dietrich, ID 83324

Dear Mr. and Mrs. McCowan:

It is our understanding that you do not own the dairy that was covered under this permit any longer. In order for our Department to correspond with the new property owners, we must have the enclosed Assignment of Permit form completed, signed in the presence of a notary public and returned to our office. Once we receive the assignment form we will be able to change the name on the permit to the new owners of the development. There is no fee associated with the submittal of the assignment form.

If you have any questions in regard to this matter, please feel free to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:k
Enclosure

MICROFILMED

FEB 06 1991

138469
March 31, 1990

GARY MC COWAN
CYNDI MC COWAN
RT. 2 BOX 2190
DIETRICH, ID 83324

PROOF DUE NOTICE

RE: PERMIT NO. 37-08125

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 June 1, 1990.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

FEB 06 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT.

(2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MAILED

FEB 06 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MC COWAN, GARY & CYNDI
RT. 2 BOX 2190
DIETRICH, ID 83324

JULY 03, 1985

RE: PERMIT NO. 37-8125

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

PLEASE BE ADVISED THAT NUMEROUS PRIOR APPLICATIONS FOR PERMIT HAVE BEEN FILED TO APPROPRIATE WATER FROM YOUR SOURCE, TO BE USED ON DESERT LAND ENTRY AND/OR CAREY ACT LANDS. DEVELOPMENT OF THESE WATER RIGHTS IS CURRENTLY PREVENTED BY THE U.S. BUREAU OF LAND MANAGEMENT. HOWEVER, IF THE LANDS ARE RELEASED FOR DEVELOPMENT, THE ASSOCIATED WATER RIGHTS WILL RECEIVE WATER PRIOR TO YOUR WATER RIGHT ENCLOSED. THEREFORE BE SURE TO ANALYZE THE FUTURE IMPACT OF THESE RIGHTS BEFORE MAKING A MAJOR INVESTMENT IN A WATER SUPPLY SYSTEM.

YOU SHOULD BE AWARE THAT THE GROUND WATER 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 GROUND WATER 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 FOR INTERFERENCE.

ENCLOSURE

RE: PERMIT 37-8125

PAGE 01

JULY

03, 1985

PLEASE NOTE THE REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

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 INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

April 23, 1985

Gary Burkett
Department of Health & Welfare
Division of Environment
P. O. Box 1626
Twin Falls, Idaho 83301

Re: Applications for Permit No. 36-8240, - 36-8247, - 37-8125,
47-7981

Dear Mr. Burkett:

Please find enclosed copies of the above referenced applications
for permit for your information and files.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED
APR 24 1985

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Cheri Miller, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, 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 2 day of May 1985, and the date of the last publication was on the 9 day of May, 1985

Subscribed and sworn to before me this 9 day of May, 1985.
(SEAL)

Maureen Hage
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice _____

Number of Insertions _____

_____ Lines tabular at _____ 315c

24 Lines straight at 524 12.48

24 Subsequent lines at 394 7.36

TOTAL COST 21.84

MICROFILMED

NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

37-8125 M. Cowan
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

Dept of Water Resources

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8125

MC COWAN, GARY &/or CYNDI
RT. 2 BOX 2190, DIETRICH, ID 83324

Source: GROUNDWATER

Date Filed: 06/23/1983

Diversion Pt: NESE Sec 24 T 06S R 18E

Use: STOCKWATER (0.12 CFS)

COMMERCIAL (0.05 CFS)

DOMESTIC (0.04 CFS)

In: NESE SESE Sec 24 T 06S R 18E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MAY 20, 1985.

/s/ A. KENNETH DUNN
Director

PUB: 5-2, 9

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

RECEIVED

MAY 15 1985

No. 2645

Department of Water Resources
Twin Falls, Idaho

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

APRIL 23, 1985.

Lincoln County Journal
P. O. Box 704
Shoshone, Idaho 83352

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 MAY 20, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

32-8125-

MC COWAN, GARY &/or CYNDI

RT. 2 BOX 2190, DIETRICH, ID 83324

Source: GROUNDWATER

Date Filed: 06/23/1983

Diversion Pt: NESE Sec 24 T 06S R 18E

Use: STOCKWATER	(0.12 CFS)
COMMERCIAL	(0.05 CFS)
DOMESTIC	(0.04 CFS)

In: NESE SESE Sec 24 T 06S R 18E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MAY 20, 1985.

A. KENNETH DUNN

Director

Published 5/2 & 5/9/1985.

RECEIVED

SHONI LEGAL

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8125

MC COWAN, GARY &/or CYNDI
RT. 2 BOX 2190, DIETRICH, ID 83324

Source: GROUNDWATER

Date Filed: 06/23/1983

Diversion Pt: NESE Sec 24 T 06S R 18E

Use: STOCKWATER (0.12 CFS)

COMMERCIAL (0.05 CFS)

DOMESTIC (0.04 CFS)

In: NESE SESE Sec 24 T 06S R 18E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before MAY 20, 1985.

/s/ A. KENNETH DUNN

Director

PUB: 5-2, 9

ep
may
5/1/85

RECEIVED
JUN 24 1983
IDAHO DEPT. OF WATER RESOURCES