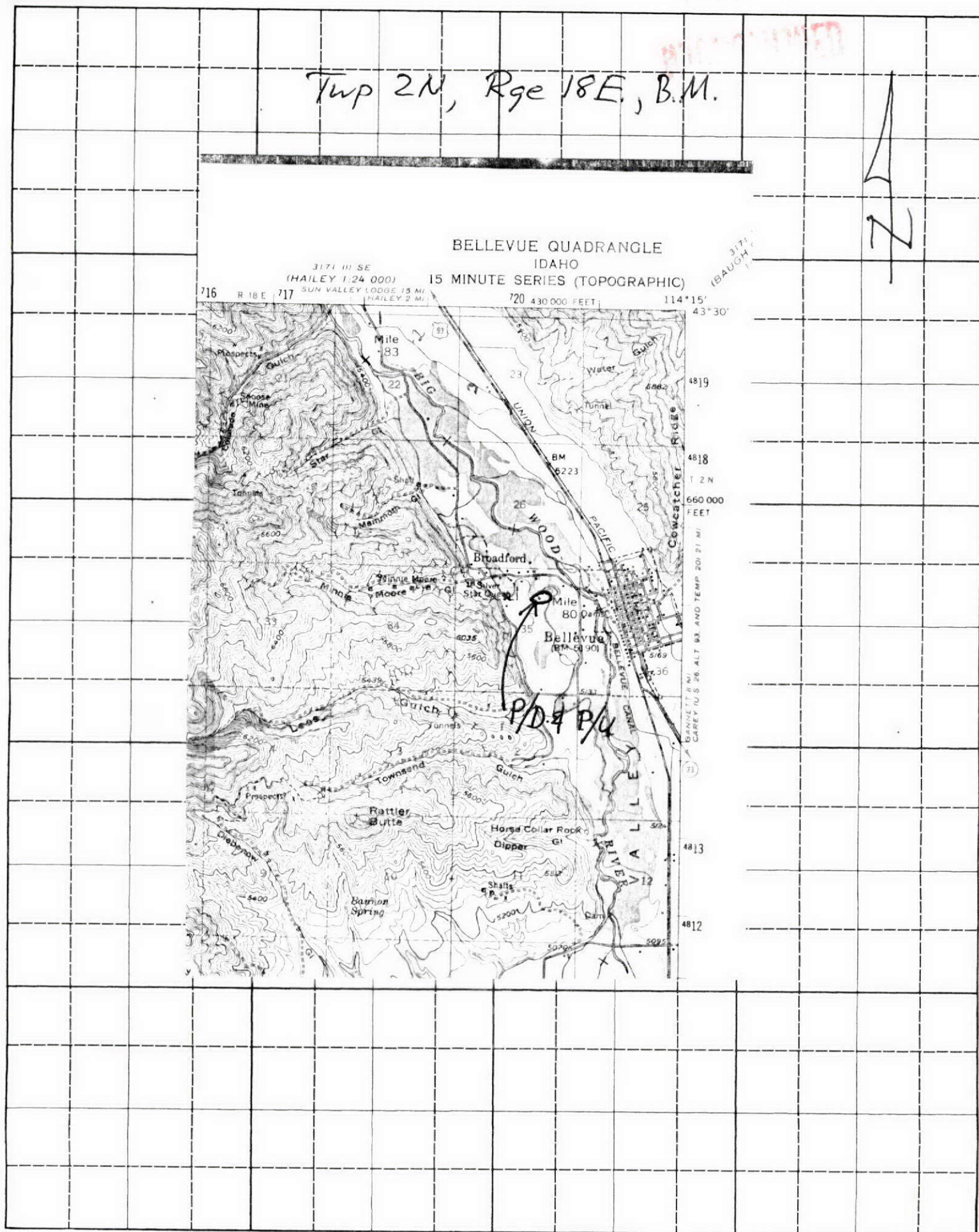


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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

MICROFILMED

OCT 18 1989

W. W. Lee
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 06 1994

Department of Water Resources

A. GENERAL INFORMATION

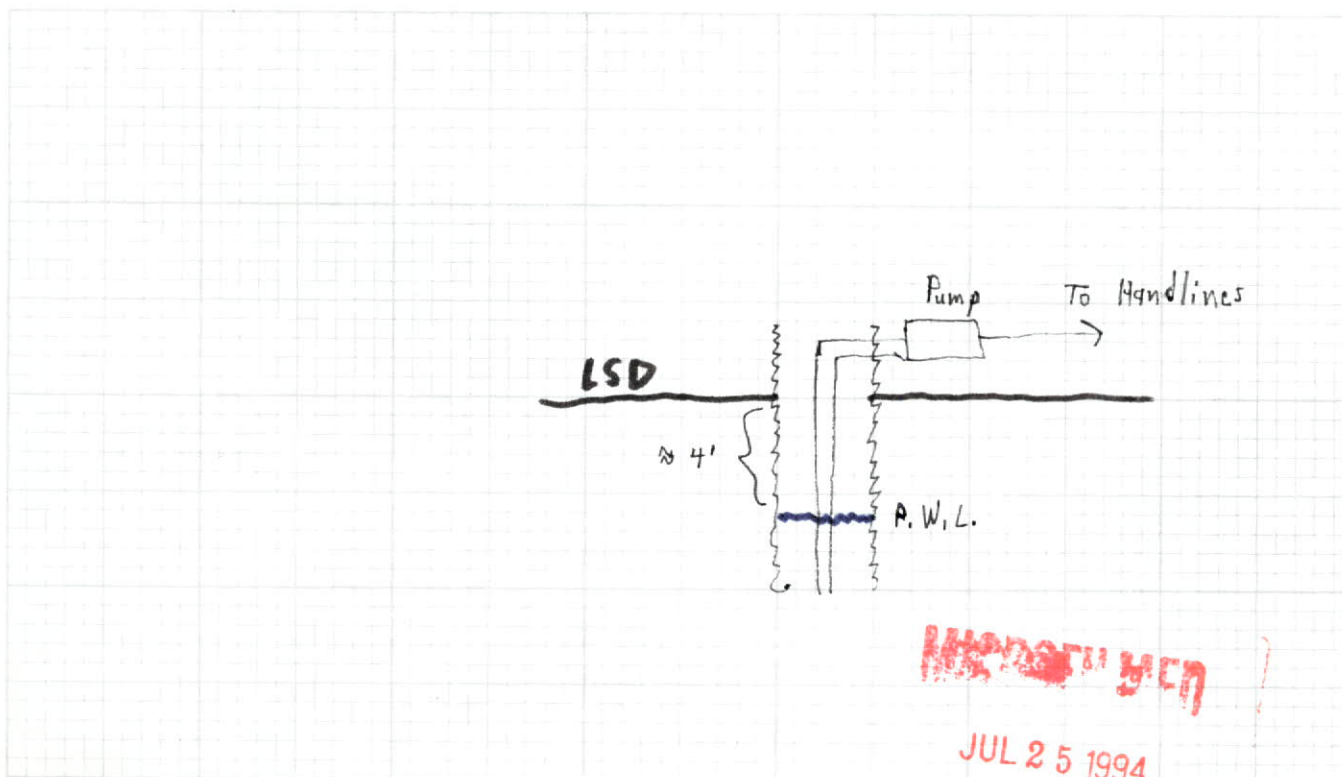
1. Owner: William H. Evans Permit No. 37-08058
Current Address: #42 Fox Hollow Gulch, Bellevue, ID 83313 Phone No. 288-2683
2. Accompanied by: Mr. Evans on 9-22-92 EXAM. DATE: 8-11-92 & 9-22-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached
2. Other water rights with same point of diversion: A37-04267 ☒ 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" = _____

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).



RECEIVED
JUL 25 1994

T2N R18E
XC. 35

27' 30"

660000
FEET

37-8058

BROADFORD ROAD

TAX LOT
6467

TAX LOT
6460

TAX LOT
6494

TAX LOT 6429

TAX LOT
6698

HOUSE

EXISTING BRIDGE

HOUSE

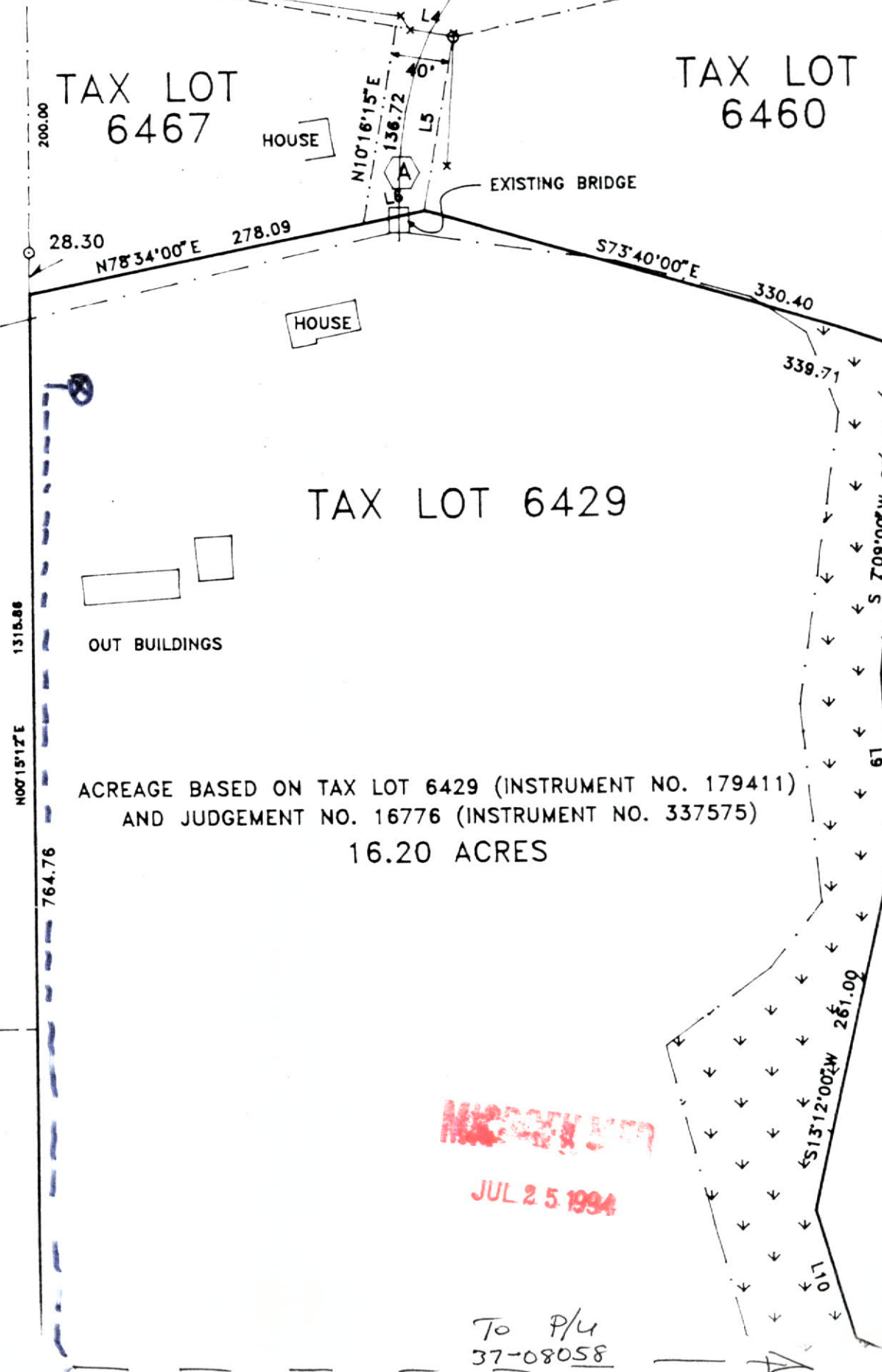
OUT BUILDINGS

ACREAGE BASED ON TAX LOT 6429 (INSTRUMENT NO. 179411)
AND JUDGEMENT NO. 16776 (INSTRUMENT NO. 337575)
16.20 ACRES

RECORDED

JUL 25 1994

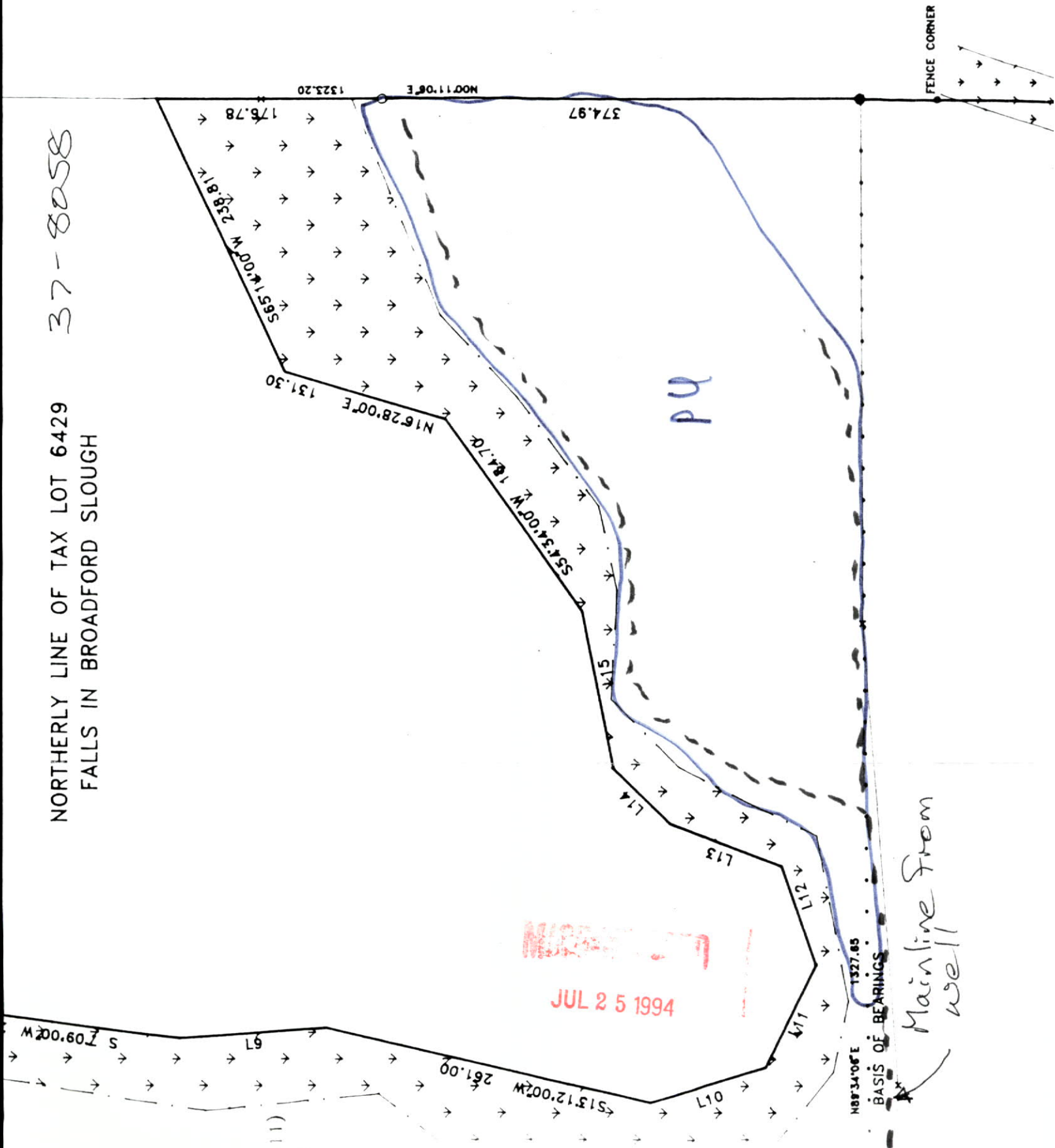
To P/U
37-08058



NORTHERLY LINE OF TAX LOT 6429
FALLS IN BROADFORD SLOUGH

NORTHERLY LINE OF TAX LOT 6429
FALLS IN BROADFORD SLOUGH

37-8058





37-8058



Diversion Works



partially
JUL 25 1994

37-8058



p/4



MEADOW

JUL 25 1994

69.0

27|26
34|35

5.5

12.0

T36

34 35
TIN RISE

MICROFILMED

OCT 18 1981

53

**NOTICE OF APPLICATION
FOR WATER RIGHT**

NOTICE IS HEREBY GIVEN, That the following application has been submitted for permit to appropriate the public waters of the State of Idaho:

37-8058

IVIE, W.W.
BOX 266
BELLEVUE, IDAHO 83313
Source: GROUNDWATER

Date Filed: 12/01/1982

Amount: 0.15 CFS

Diversion Point: NWNE Sec 35 T
02N R 18E, Blaine Co.

Use: IRRIGATION (0.15 CFS) from
04/01 to 11/01

Place of Use: NWNE Sec 35 T 02N R
18E FOR 5 ACRES.

Diversion Means: WELL, PUMP

If issued, the permit 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 DECEMBER 27, 1982.

A. KENNETH DUNN
Director

Publish: Wood River Journal--
December 9 & 16, 1982.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 37-08058

Priority: December 1, 1982

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume: 10.9 AF

This is to certify, that WILLIAM H EVANS
42 FOX HOLLOW GULCH
BELLEVUE ID 83313

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 1, 1982; and has submitted Proof of Beneficial Use on October 24, 1989. An examination indicates that the works have a diversion capacity of .270 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.06 CFS	10.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 35, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	35	NWNE	3.1		3.1

Total number of acres irrigated: 3.1

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 that 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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

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 15TH day of JUNE, 1994.

JUL 25 1994

Acting for R. Keith Higginson, Director

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	37-08058	W W Ivie	0.15
Full Assignment	37-08058	William H Evans	0.15

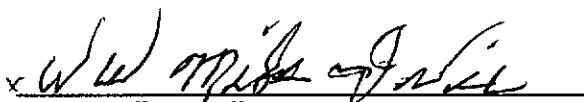
MICROFILMED

JUL 24 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

W. W. "MIKE" IVIE (the "Assignor"), hereby assigns to WILLIAM H. EVANS (the "Assignee"), whose address is 42 Fox Hollow Gulch, Bellevue, ID 83313, all of its right, title and interest in and to Idaho Water Permit No. 37-08058 to appropriate the public waters of the State of Idaho.

IN WITNESS WHEREOF, the Assignor has signed and executed this Assignment of Permit on the 15 day of May, 1992.


W. W. "MIKE" IVIE

STATE OF IDAHO)
) ss.
County of Blaine)

On this 15th day of May, 1992, before me the undersigned notary public in and for said state, personally appeared W. W. "MIKE" IVIE, known or identified to me to be the person whose name are subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.


Notary Public for Idaho
Residing at : Hailey, Idaho
Commission Expires: 4-10-96

NOTARIZED
JUL 24 1992

Form 217
03/86

RECEIVED
OCT 24 1989

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only 50⁰⁰
Fee Received ~~10-25-89~~
Date 10-25-89
Receipt # C012524
Receipt by DK
Reviewed by DK-11/4/89
Sent to region

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 37-08058

Name(s) of Permit Holder: W. W. IVIE

Post Office Address: BOX 266, BELLEVUE IDAHO 83313

Telephone No. 208-788-4480

Source of Water: WELL

Extent of Use:

Domestic 0 (number of households)

Stockwater 10 HEAD COWS + CALVES (number and type of stock)

Irrigation 5 (acres)

Other/Remark STOCKWATER IS FROM

CREEK WATER.

Total rate and/or volume for which proof is submitted 0.15 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: 1979

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

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

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

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

W. W. (MIKE) IVIE
(Name)

788-4480
(Telephone Number)

219 CEDAR BELLEVUE IDAHO 83313
(Address)

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

DEC 15 1989

10-24-89

Date

W. W. Ivie
Signature of Permit holder (and title, if appropriate)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08058

Proposed Priority: December 1, 1982 Maximum Diversion Rate: 0.15 CFS

This is to certify, that **W. W. IVIE**
P.O. BOX 266
BELLEVUE, ID 83313
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	04/01 to 11/01	0.15 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NWNE Sec. 35, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	35	NWNE	5		5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1990.**
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

17th day of October, 1989

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

OCT 18 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant W. W. Ivie Phone 788-4480

Post office address Box 266, Bellevue, Idaho, 83313

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

3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 2N

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

4. Water will be used for the following purposes:

Amount 0.15 for Irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.15 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Shallow well to be developed with
small gas operated pump to supply approx 12 sprinklers for irrigation of land.

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 4 ft; proposed depth of well is 10 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ 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 _____

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

(5) If water is to be used for other purposes describe: _____

MICROFILMED

OCT 18 1989

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	18E	35		5															5

Total number of acres to be irrigated 5

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

Decreed water rights which are presently not being used.

Claim to water right was filed with this applic. to cover existing groundwater use on adjacent land. This filing for future development.

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

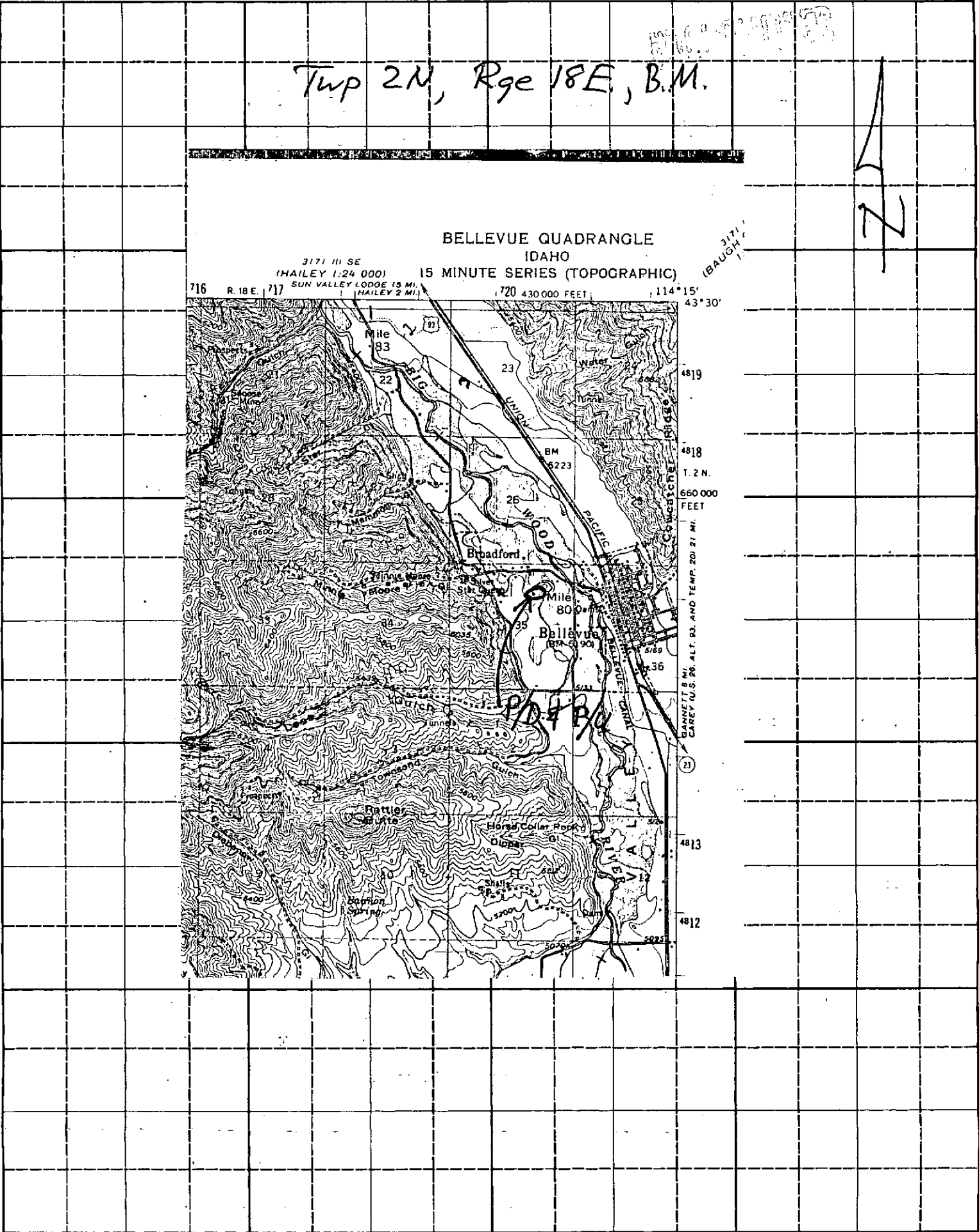
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

10. Remarks P/D & P/U within Tax Lot 97

RECEIVED

OCT 18 1989

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



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

MICROFILMED

OCT 18 1989

W. A. L. L.
(Applicant)

Received by ADM Date 12/1/82 Time 1:45 p.m.
Preliminary check by 12/1/82 Fee \$ 30⁰⁰
Receipted by merge Date 12/1/82 # 23861
Publication prepared by merge Date 12/2/82
Published in Wood River Journal
Publication dates 12/9 + 12/16/82
Publication approved merge Date 11/3/83
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 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. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

MICROFILMED

OCT 18 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 16, 1994

WILLIAM H EVANS
42 FOX HOLLOW GULCH
BELLEVUE ID 83313

RE: WATER RIGHT NO. 37-08058

Dear Water Right Holder(s):

Enclosed herewith 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,

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

MAILED 5 JUN

JUL 25 1994

WR0749NP
No. L37-08058

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/07/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM H EVANS 42 FOX HOLLOW GULCH BELLEVUE ID 83313 (208) 788-2683	12/01/1982	IRRIGATION	04-15 10-15	0.06 CFS	10.90 AFA
TOTAL DIVERSION:					0.06 CFS	10.90 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.27 CFS

Point(s) of Diversion: T02N R18E S35 NWNE BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
02N	18E	35	:			03														:	3.1
																				TOTAL ACRES	3.1

Pou County: BLAINE

Other Water Rights with Same Point(s) of Diversion and Source:
37-04267 37-07178 37-08058

Other Water Rights Listing Overlapping Place(s) of use:
37-00579 37-026398 37-04267 37-07178 37-08058 T37-00577CA

Conditions of Approval:

R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for the
- lands above.

Dates:	App. Received:	12/01/1982	Priority Date:	12/01/1982
	Proof Due Date:	10/01/1990	Proof Made Date:	10/24/1989
	Exam Made Date:	08/11/1992	Exam Sent to S.O.:	06/03/1994
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 06/07/94 BCHAPMAN

LICENSE REVIEW CHECKLIST

PERMIT NO. 37-8058 DATE 10-7-94



NAME	Yes ☐	No ☒	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? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☐	☒	Amendment needed? _____ Overlaps? <u>Claim 37-04267</u>
PLACE OF USE	☐	☒	Amendment needed? _____ Overlaps? _____
DIV RATE	☐	☒	Measurement Q = _____ Theoretical Q = <u>.27</u> <u>3.1 x .02 = .06</u> Capacity: <u>.27</u> Combined rates exceed capacity _____ Permit/fee limits: <u>NONE</u> Allowable: <u>.06</u>
ANNUAL VOLUME	☐	☒	Season of use: <u>B/3.5 (4-15 to 10-15)</u> Calculations: <u>3.1 x 3.5 = 10.85</u> Flow limit: _____ cfs x <u>184</u> x 1.9835 = _____ Combined volumes exceed capacity/allowable _____
USES	☐	☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
REMARKS	☐	☒	Multiple p/d(s) in ¼ ¼? _____ ☒ Other _____
CONDITIONS	☐	☒	Measuring/Locking Devices _____ Watermaster control - District _____ <u>R30</u> Irrigation Overlap _____ ☒ Water Quality _____ ☒ Other _____

COMMENTS: _____

RECOMMENDED	CFS	VOLUME	LICENSE ☒
<u>Irrigation</u>	<u>.06</u>	<u>10.9</u>	
_____	_____	_____	1ST AMENDMENT LETTER _____
_____	_____	_____	FINAL AMENDMENT LETTER _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 06 1994

Department of Water Resources

A. GENERAL INFORMATION

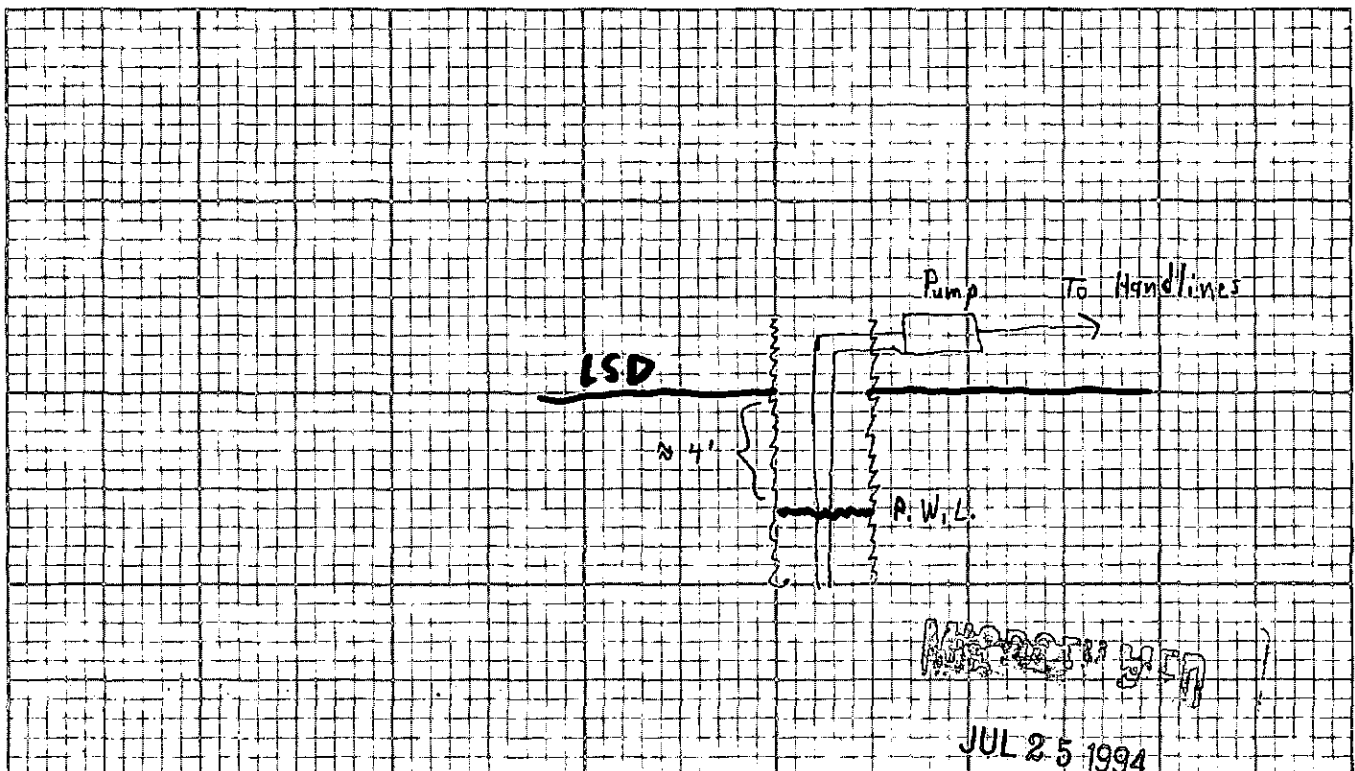
Permit No. 37-08058
1. Owner: William H. Evans Phone No. 788-2683
Current Address: 42 Fox Hollow Gulch, Bellevue, ID 83313
2. Accompanied by: Mr. Evans on 9-22-92 EXAM. DATE: 8-11-92 + 9-22-92
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached
2. Other water rights with same point of diversion: A37-04267 ☒ 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" = _____

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).

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. System waters 11.4 acres x .02 cfs/acre = 0.23 cfs. Theoretical capacity is 0.27 cfs.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

Recommend 3.1 ac. x 0.02 cfs/acre = 0.06 cfs

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: 73 psi x 2.31 = 168.6 ft (1); Dynamic pumping level: 4 ft (2)

Total Head: (1) + (2) = 172.6 (3) ; Flow rate: 0.27 cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

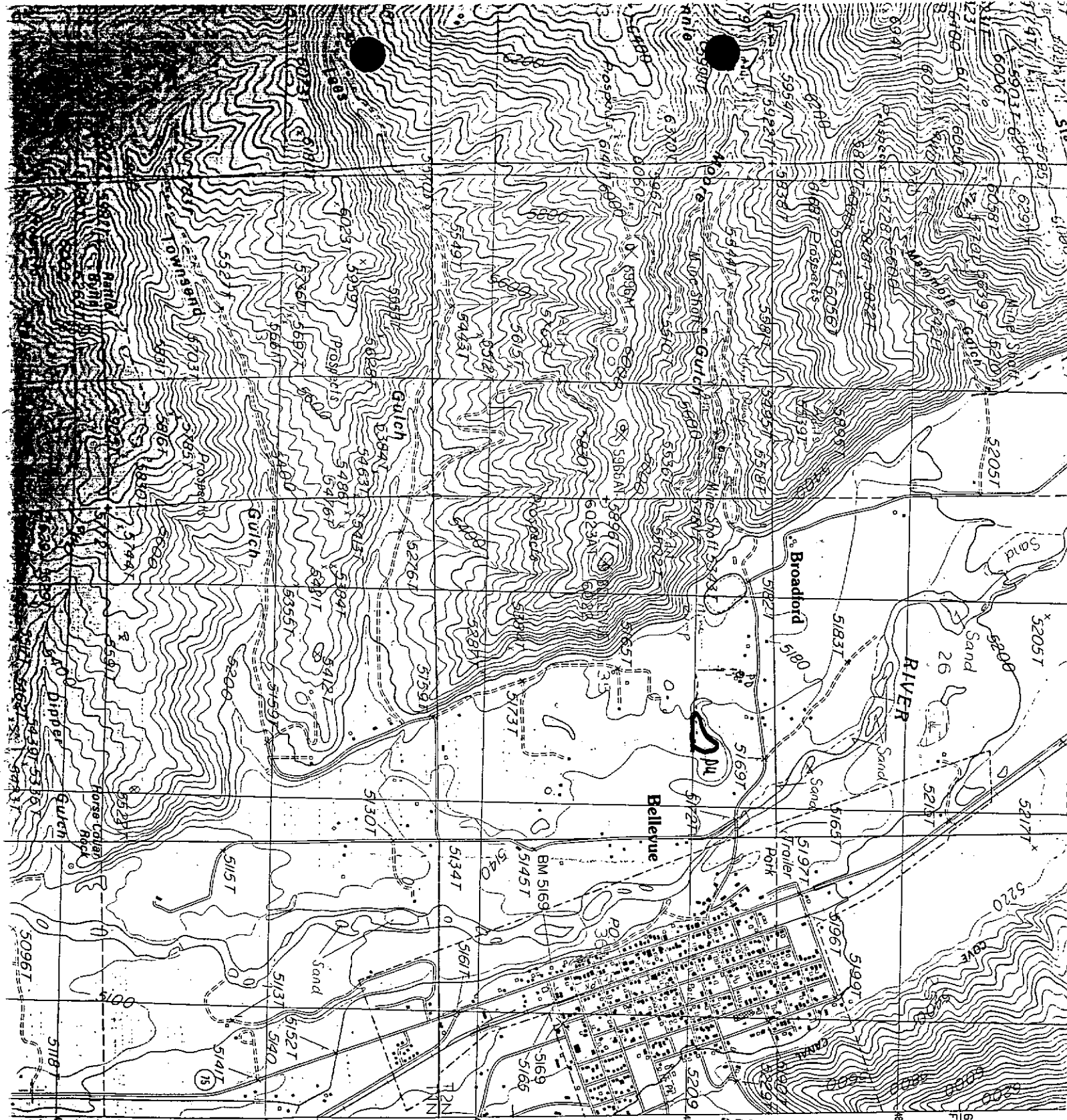
$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.1 \times 3.5 = 10.9 \text{ AFA}$

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 10.9 \text{ AFA}$

2. Volume Calculations for Other Uses:

JUL 25 1994



JUL 25 1994

T2N R18E
X2C 35

660000
FEET

37-8058

BROADFORD ROAD

TAX LOT
6467

HOUSE

TAX LOT
6460

EXISTING BRIDGE

TAX LOT
6494

HOUSE

TAX LOT 6429

OUT BUILDINGS

ACREAGE BASED ON TAX LOT 6429 (INSTRUMENT NO. 179411)
AND JUDGEMENT NO. 16776 (INSTRUMENT NO. 337575)
16.20 ACRES

TAX LOT
6698

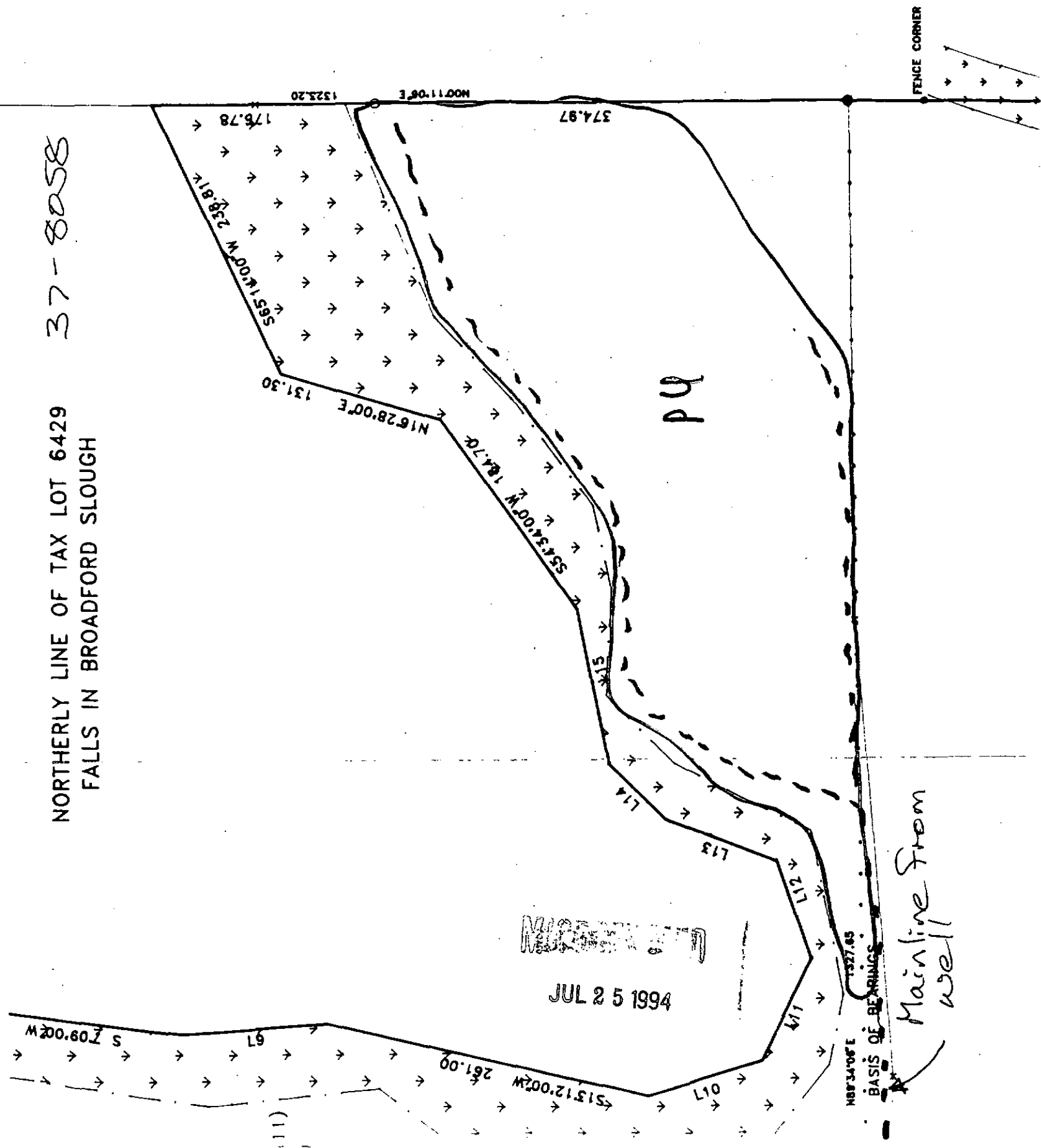
RECORDED

JUL 25 1934

To P/L
37-08058

NORTHERLY LINE OF TAX LOT 6429
FALLS IN BROADFORD SLOUGH

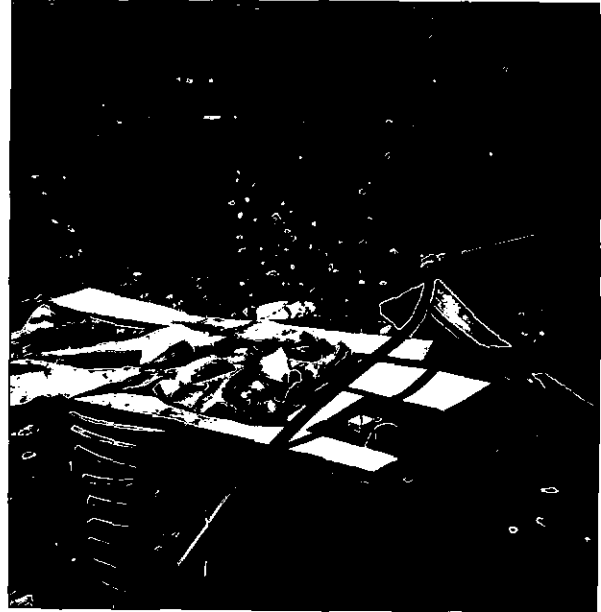
37-8058





JUL 25 1994

37-8058

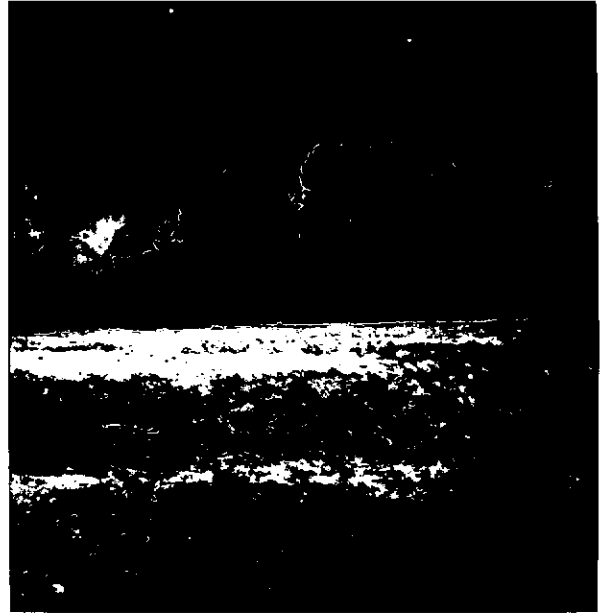
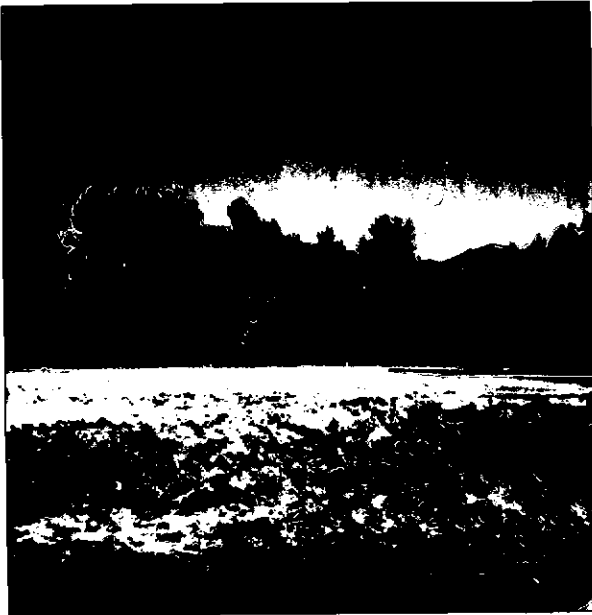


Diversion Works

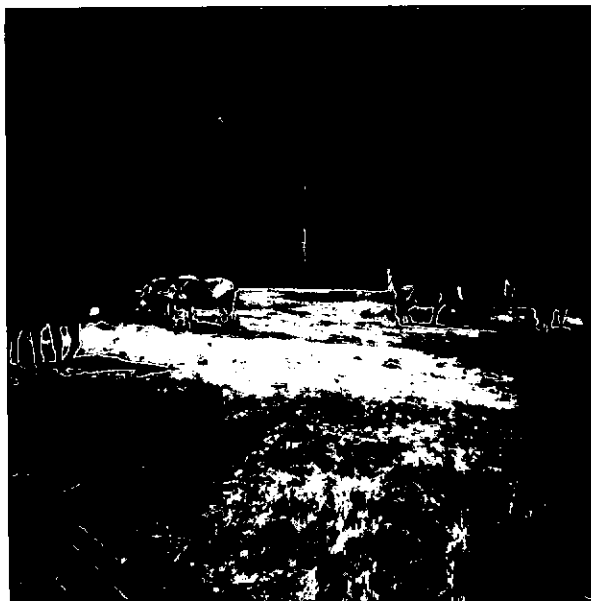


37-8058
JUL 25 1954

37-8058



P/4



RECEIVED

JUL 25 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 20, 1992

WILLIAM H EVANS
42 FOX HOLLOW GULCH
BELLEVUE ID 83313

Re: Permit No. 37-08058

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

BRENDA L. MILLER
Technical Records Specialist

BLM:cz

RECEIVED

JUL 24 1992

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP
DONALD E. MITCHELL

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

May 21, 1992

Mr. Loren Holmes
Department of Water Resources
222 Shoshone Street
Twin Falls, Idaho 83301

Re: W. W. (Mike) Ivie - William H. Evans

Dear Loren:

On May 15, 1992, William H. Evans as trustee of the Evans 1992 Revocable Trust dated May 14, 1992, purchased certain property from Mr. W. W. (Mike) Ivie together with the appurtenant water right. Enclosed you will find a Notice of Change of Water Right Ownership for those water rights claimed by Mr. Ivie in the Snake River Basin Adjudication and an Assignment of Permit for Idaho Water Permit No. 37-08058. Please record these documents in the Department's computer database and other records.

My client would like to schedule the field examination for Permit No. 37-08058 this summer. Please contact Mr. Evans at the following telephone number: (208) 788-2683.

Thank you very much for your continuing cooperation and assistance in these matters. Please call me if you have any questions.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS\dmk
Enclosures

cc: Mr. W. Evans (w/encls.)
Mr. J. Phillips (w/encls.)

RECEIVED

JUL 24 1992

December 7, 1989

W. W. IVIE
P.O. BOX 266
BELLEVUE, ID 83313

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08058

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

DEC 15 1989

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) 327-7900
October 17, 1989

W. W. IVIE
P.O. BOX 266
BELLEVUE, ID 83313

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

RE: PERMIT NO. P37-08058

Dear Permit Holder:

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

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

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

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

OCT 18 1989

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

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

OCT 18 1989

MEMORANDUM

TO: FILE 37-8058

FROM: JIM JOHNSON

RE: TELEPHONE CONVERSATION WITH APPLICANTS

DATE: September 20, 1989

=====

Mr. and Mrs. Ivie called wanting the Department to change the application on the permit to show irrigation of 15 acres instead of 5 acres. They believed that the listing of the 5 acres on the application was an typo error made by department staff and it should be corrected. I thoroughly reviewed the file and other water rights owned by the Ivies and could not find that an error by department staff had been made.

I discussed at length with Mr. and Mrs. Ivie options available to them concerning the requested change. The conclusion reached was to leave the application for permit as is.

They now understand that the claim 37-4267 to a water right, identifying irrigation of 9 acres from the groundwater well with a priority date of April 1, 1935 is used in connection with this permit to cover the 14 acres actually irrigated.

MICROFILMED

OCT 18 1989

FROM

Tim

DATE

9-7-89

TO

RHCJ

SUBJECT

Source & LANDS under this app were developed prior to 10/84.

I therefore recommend Approval with respect to the Swan Falls considerations.


SIGNATURE



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

September 7, 1989

RE: Application for Permit No. 37-8058

W. W Ivie
Box 266
Bellevue, ID 83313

Dear Mr. Ivie:

I have received the trust water information questionnaire and supporting evidence of existing irrigation. I wish to thank you for your prompt response.

The evidence which you submitted is acceptable for allowing the department to grant an exemption of the application from the review requirements of Section 42-203C, Idaho Code (i.e., processing requirements established by the Swan Falls settlement). I will, therefore, recommend that the department immediately approve the permit.

In regard to your comments that the application should show 15 acres rather than five (5) acres, I must inform you that the department cannot amend the application to reflect the increased number of developed acres. You will need to file a separate application for the additional ten acres. For your convenience, I have enclosed an application form and instructions. I am also enclosing a copy of the aerial photo and statement from Mr. Kawamura of the ASCS. You should attach this information to the new application to show that the irrigation use was completed prior to 1984. This may help to expedite approval of the application.

Please call me if you have questions concerning this matter.

Sincerely,

TIM LUKE
Sr. Water Resource Agent

TL:sc

Enclosures

MICROFILMED

OCT 18 1989

RECEIVED
SEP 06 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Department of Water Resources

APPLICATION NO. 37-8058

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

INSTRUCTIONS: Please answer the following questions as
thoroughly as possible and submit the \$20.00 readvertisement
fee if applicable.

1. Did irrigation occur on the lands identified under your
application prior to October 1, 1984? Yes ✓ No

If yes, you are requested to submit clear evidence that shows the
number and location of acres irrigated.

Aerial photographs taken prior to October 1, 1984, located in area
ASCS offices, are best forms of evidence. Photos submitted to the
the Department must be accompanied by a signed statement from an
ASCS representative which verifies the photo date and that the
lands were irrigated prior to October 1, 1984. If ASCS does not have
photos for the land and/or time in question, you must have the ASCS
provide the Department with a statement that photos are not avail-
able and then proceed to submit other forms of suitable evidence.

2. Please state the number of acres you have irrigated under this
application since October 1, 1984. 15

3. If you have not irrigated lands under this application, please
state the number of acres you plan to complete. 0

NOTE: You must submit the \$20.00 readvertisement fee if any or
all of the lands were not irrigated before October 1, 1984.

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

None

Use the reverse side of this form if you wish to add any comments.

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

Applicant W. W. Filer

Date 8/31/89

1986 EDWR Report shows 12 acres irrigated

3391 81 130

MICROFILMED

OCT 18 1989

over



United States
Department of
Agriculture

Agricultural
Stabilization and
Conservation Service

Blaine County
P.O. Box 417
Hailey, ID 83333

August 28, 1989

TO WHOM IT MAY CONCERN:

This is to verify that the enclosed copy of photo from the Blaine County ASCS Office was taken in 1984. Also, that 15 acres has been irrigated by sprinklers since 1979.

William S. Kawamura
County Executive Director

MICROFILMED
OCT 18 1989

890

21/26
34/35

55

140

30

T36

3400
TEIN RYSE

18 198

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant W. W. Ivie Phone 788-4480
Post office address Box 266, Bellevue, Idaho, 83313
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 2N
Range 18E B.M. Blaine County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.15 for Irrigation purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.15 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Shallow well to be developed with
~~small gas operated pump to supply approx 12 sprinklers for irrigation of land.~~ **ERROR**

7 1/2 HP ELECTRIC PUMP 24 SPRINKLERS

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 4 ft OK; proposed depth of well is 10 feet OK

ERROR 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). THIS WELL WAS COMPLETED AND USED IN 1979

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ 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 HORSES AND CATTLE

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

(5) If water is to be used for other purposes describe: OCT 18 1989

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2N	18E	35		5															5
				15															15

Total number of acres to be irrigated 5 15 ERROR

c. Describe any other water rights used for the same purposes as described above. None

Decreed water rights which are presently not being used.

Claim to water right was filed with this applic. to cover existing groundwater use on adjacent land. This filing for future development.

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 P/D & P/U within Tax Lot 97

RECEIVED

OCT 14 1985



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

August 18, 1989

RE: APPLICATION FOR PERMIT NO. 37-8058

Dear APPLICANT:

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

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development if any, that has already occurred under the application.

Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed relinquishment form and return it to the Department.

If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire.

If the entire project was not completed prior to October 1, 1984, and you still wish to proceed with your plans of development, then you must submit a \$20.00 re-advertisement fee to the Department as required by Water Appropriation Rule 4,2,2, and Section 42-221F, Idaho Code.

Failure to return the questionnaire and pay any required re-advertisement fee within thirty (30) days of the date of this letter is cause for the Department to void the application.

MICROFILMED

OCT 18 1989

Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 334-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720
Attn: Tim Luke
Water Allocation/Trust Water

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

Sincerely,

TIM LUKE
Sr. Water Resource Agent

Enclosures

cc: Region

MICROFILMED

OCT 18 1989



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

December 2, 1982

Reid J. Newby
Watermaster District 37
Box T
Shoshone, Idaho 83352

Re: Application for Permit No. 37-8058

Dear Mr. Newby:

Enclosed is a copy of the above referenced application for permit for your information and files.

Very truly yours,

Mary A. Hill
Sec/Office Corr

Encl:

MICROFILMED

OCT 18 1989

AFFIDAVIT OF PUBLICATION

State of Idaho, }
County of Blaine } SS.

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

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 9 day of December 1982, and the date of the last publication was on the 16 day of December, 1982.

Subscribed and sworn to before me this 27th

day of December, 1982.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Halley, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 35
Number of Insertions 2
Lines tabular at 4¢ / Pica
35 Lines straight at 13.65 3¢ / Pica
35 Subsequent lines at 9.10 2¢ / Pica

TOTAL COST 22.75

COPY OF NOTICE

(Paste Here)

37-8058

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resource
1041 Blod L & Has Blvd N. T.

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1980)

7-8 pt. per line, straight	3¢ / Pica
7-8 pt. per line, tabular	4¢ / Pica
7-8 pt. per line successive insertions	2¢ / Pica

RECEIVED

No. 1764
DEC 30 1982

Department of Water Resources
Southern District Office

**NOTICE OF APPLICATION
FOR WATER RIGHT**

NOTICE IS HEREBY GIVEN, That
the following application has been
submitted for permit to appropriate
the public waters of the State of
Idaho:

37-8058

IVIE, W.W.

BOX 266

BELLEVUE, IDAHO 83313

Source: GROUNDWATER

Date Filed: 12/01/1982

Amount: 0.15 CFS

Diversion Point: NWNE Sec 35 T
02N R 18E, Blaine Co.

Use: IRRIGATION (0.15 CFS) from
04/01 to 11/01

Place of Use: NWNE Sec 35 T 02N R
18E FOR 5 ACRES.

Diversion Means: WELL, PUMP

If issued, the permit 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 DECEMBER 27,
1982.

A. KENNETH DUNN

Director

Publish: Wood River Journal--
December 9 & 16, 1982.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

DECEMBER 2, 1982

Wood River Journal
P.O. Box 988
Hailey ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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 billings to this office before DECEMBER 27, 1982.

Yours truly,

Mary A. Hill
Secretary

Encl.

MICROFILMED

OCT 18 1989

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:

32-8058-

IVIE, W.W.

BOX 266, BELLEVUE, ID 83313

Source: GROUNDWATER

Date Filed: 12/01/1982

Amount: 0.15 CFS

Diversion Point: NWNE Sec 35 T 02N R 18E, BLAINE Co.

Use: IRRIGATION (0.15 CFS) from 04/01 to 11/01

Place of Use: NWNE Sec 35 T 02N R 18E FOR 5 ACRES

Diversion Means: WELL, PUMP

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 DECEMBER 27, 1982.

R. KENNETH DUNN

Director

Published 12/9 & 12/16/82.

MICROFILMED

OCT 18 1983