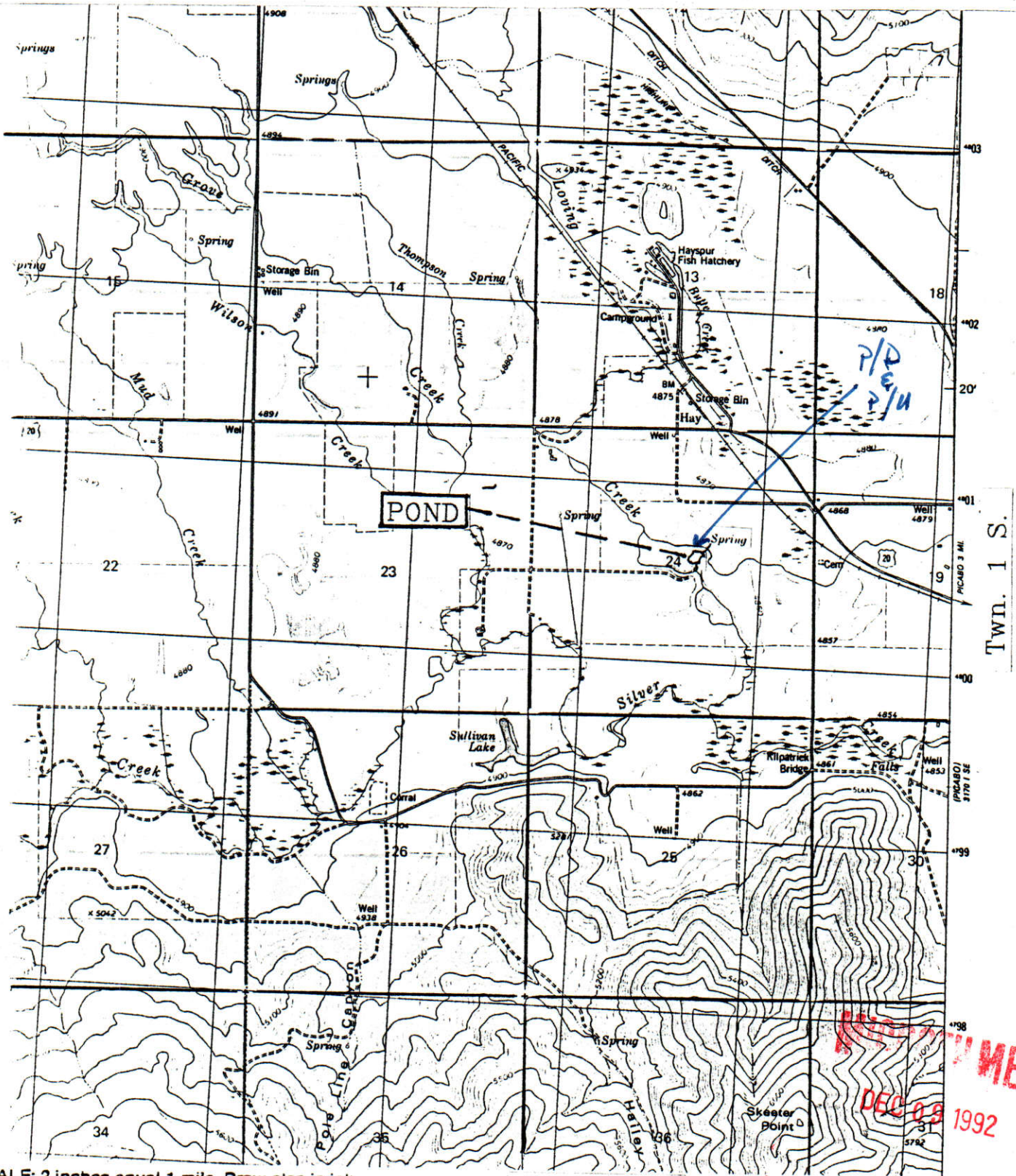


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



AFFIDAVIT of PUBLICATION

RECEIVED

JAN 11 1991

Department of Water Resources
Southern Region Office

State of Idaho, }
County of Blaine } SS.

DANIEL J. GORHAM

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

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 2 day of Jan, 1991, and

the date of the last publication was on the 9 day of Jan, 1991.

Subscribed and sworn to before me this 9 day of Jan, 1991.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho DEC 09 1992

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____

Lines tabular at _____ 6¢ / Pica
Lines straight at 33.41 5¢ / Pica
Subsequent lines at 26.73 4¢ / Pica
TOTAL COST \$65.14 5.00 fee

COPY OF NOTICE
(Paste Here)

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

Group seeks water right change

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 37-07853

Notice is hereby given that
WARD W. WOODS &/or
PRISCILLA B. WOODS &/or
MARK T. GATES, JR. &/or
ELIZABETH W. GATES &/or
JOHN B. FERY &/or DELORES L.
FERY &/or ROBERT F. MAGUIRE
III &/or SUSAN R. MAGUIRE, C/O
JAMES P. SPECK OF KETCHUM,
ID 83340 has applied to the
Department of Water Resources
to change the following describ-
ed water right(s) pursuant to Sec-
tion 42-222 of the IDAHO CODE.
WATER RIGHT AS RECORDED
Water right No. 37-07853
Basis of right: License
Source: Springs tributary to Lov-
ing Creek
Priority Date: 11/25/1980
Amount of water: .06 cfs
Water use: Stockwater
Amount of water: .07 cfs
Water use: Recreation
Point(s) of diversion: SW1/4-
SW1/4NE1/4, S24, T1S, R19E;
Blaine County.
Place of use: SW1/4NE1/4, S24,
T1S, R19E.

TO BE CHANGED AS FOLLOWS
Water right No.: 37-07853

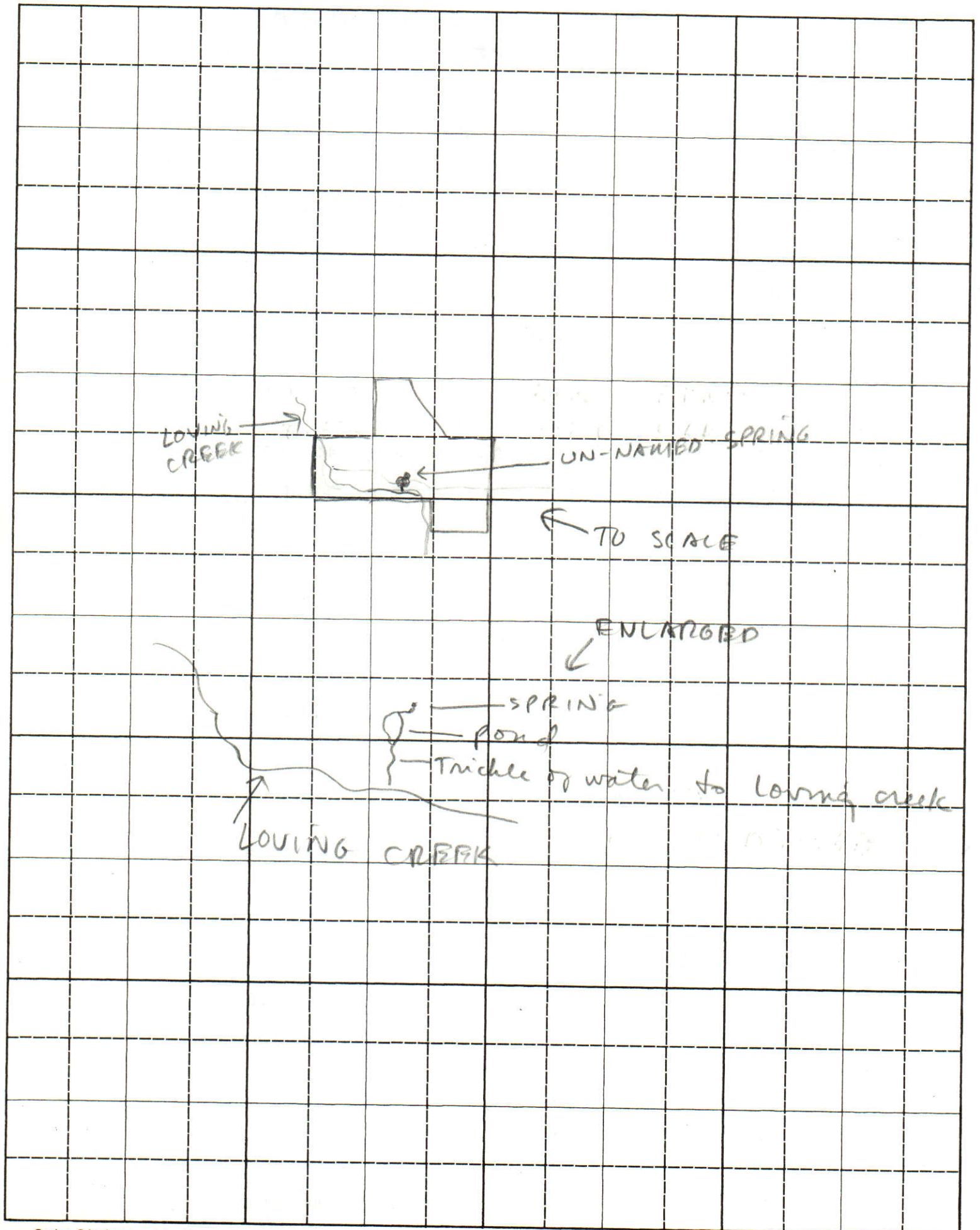
Amount: .07 cfs
Water use: Diversion to Storage
Amount: 5.5 AF
Water use: Storage for recreation
Total amount being transferred:
.07 cfs/5.5 AF

Source: Springs tributary to Lov-
ing Creek
Point of diversion: SW1/4SW1/4-
NE1/4, S24, T1S, R19E; Blaine
County.
Place of use: SW1/4NE1/4, S24,
T1S, R19E.

Any protest against approval of
the application for transfer must
be filed with the Department of
Water Resources, 222 Shoshone
Street East, Twin Falls, ID 83301,
on or before January 21, 1991.

R. Keith Higginson, Director
Publish: Wood River Journal-
January 2 & 9, 1991.

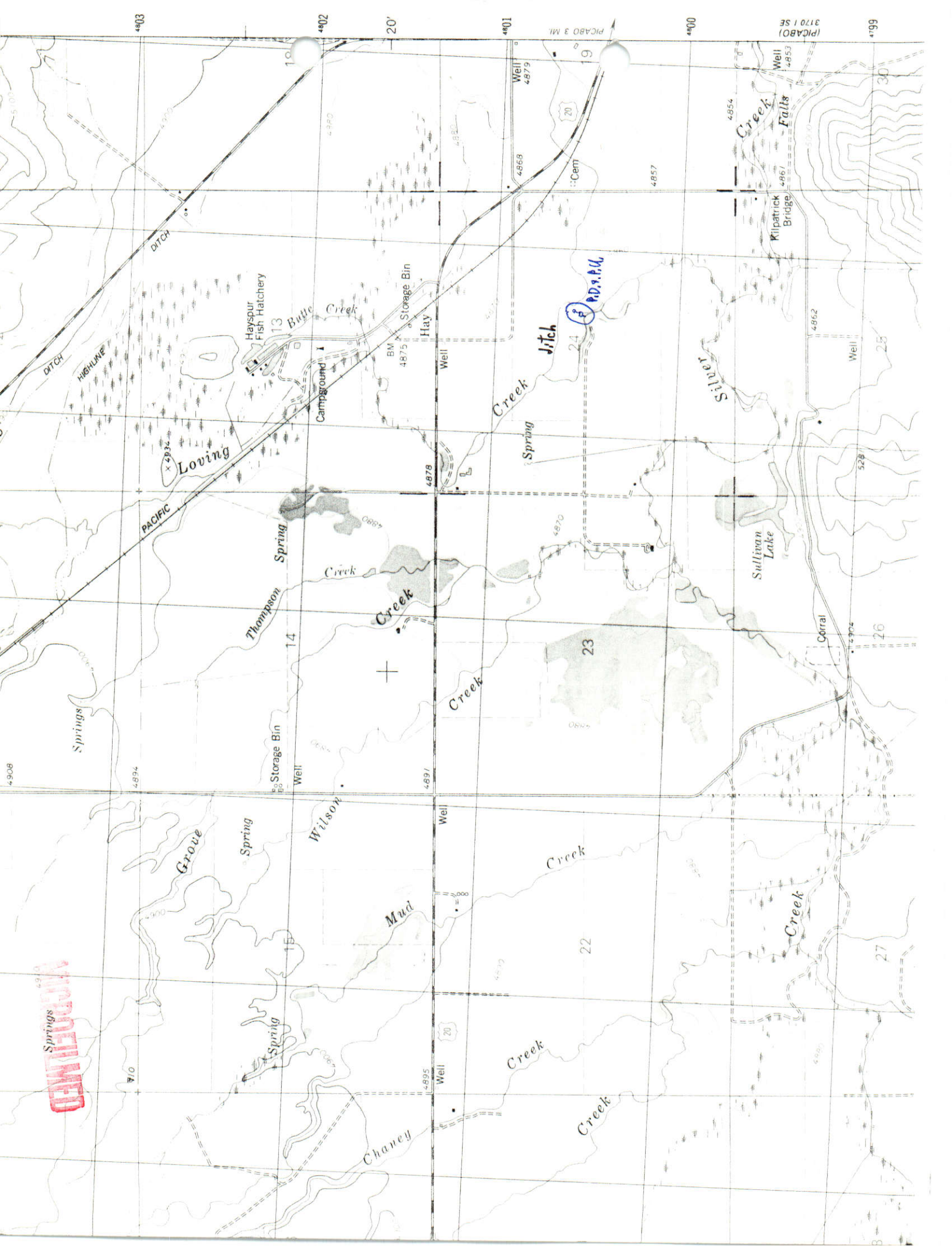
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

[Signature]
(Applicant)
[Signature]



83353

HWY 20

DRY
FLY
RANCH



1" = $\frac{1}{8}$ mile

Pond is at 11



Skayn

**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:

No. 37-7853

LEVY, Lynn T. &/or Joann A.
P.O. Box 714

Sun Valley, Idaho 83353

Source: UNNAMED SPRING
tributary to LOVING CREEK

Date Filed: 08/27/1980

Amount: 0.23 CFS

Diversion Point: SWNE Sec 24 T 01S
R 19E, Blaine County

Use: STOCKWATER (0.23 CFS) from
01/01 to 12/31

POWER (0.23 CFS) from 01/01
to 12/31

RECREATION (0.23 CFS) from
01/01 to 12/31

Place: SWNE Sec 24 T 01S R
19E

Diversion Means: DITCH,
HEADGATE

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 OCTOBER 6, 1980.

C. STEPHEN ALLRED
Director

Publish: Wood River Journal--
September 18th & 25th, 1980.

Woods Transfer



Pond - P/U

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DEC 09 1992

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FIGURE A

STATE OF IDAHO MAY 01 1987
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT
Department of Water Resources

A. GENERAL INFORMATION

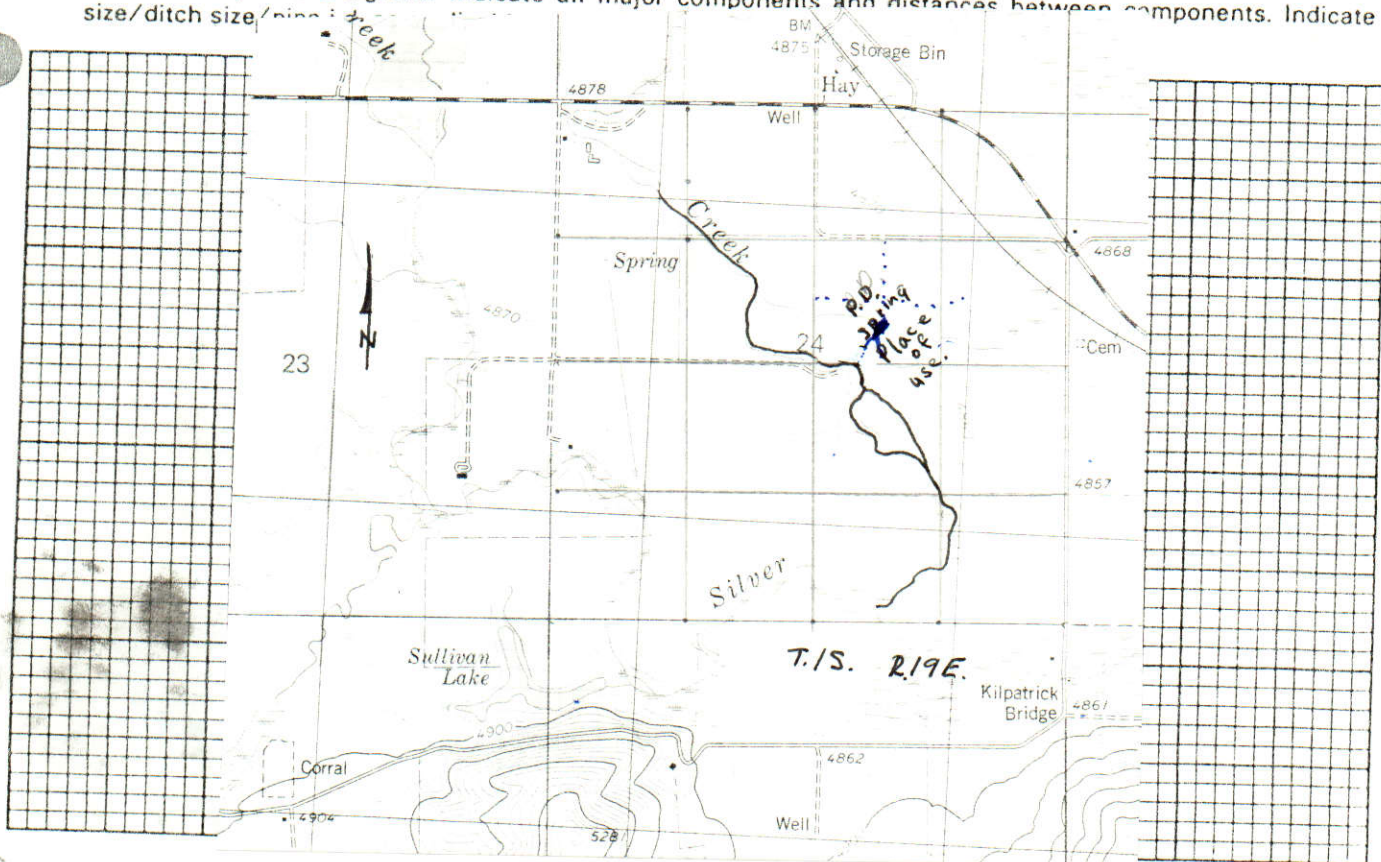
1. Owner: Lynn T & 30 Ann A. Levy Permit No. 37-7853
Current Address: Bx 714 Sun Valley IDA 83353 Phone No. _____
2. Accompanied by: Lynn Levy EXAM. DATE: 8/18/86 2:00 PM.
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: UNAMED Spring tributary to Living Creek.

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 size.



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). JUL 02 1987
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater)

Lynn T. & JoAnn Levy

37-7853

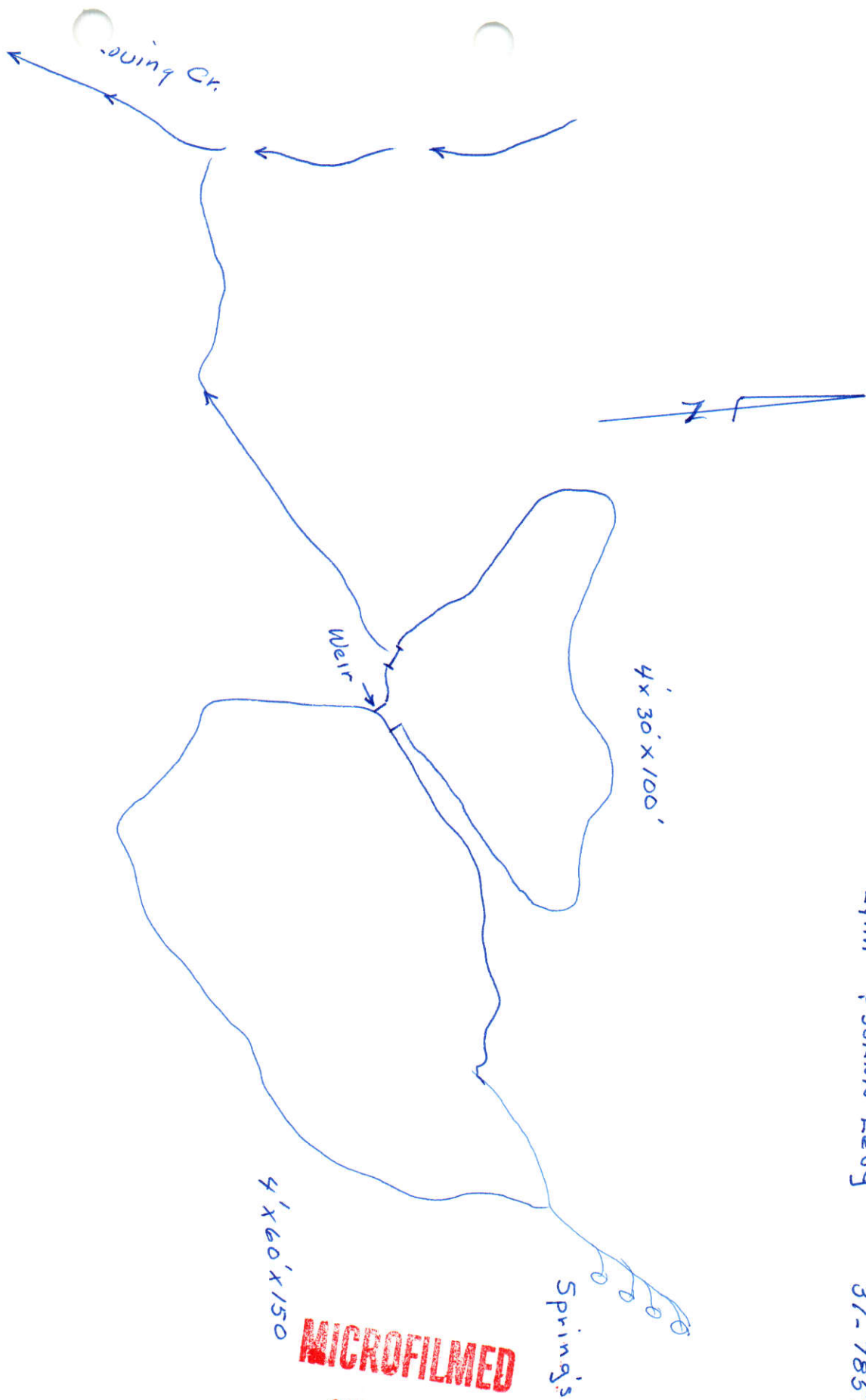


Diagram of Ponds

MICROFILMED

OCT 02 1987

Lynn T. & Jo.-Ann A. Levy 37-7853

This Pond is used for Recreation and
for Livestock USE WHEN APPLICANT
HAS CATTLE.

RECEIVED

OCT 20 1990



RECEIVED

NOV 19 1992

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3790

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant WARD W. & OR PRISCILLA WOODS (SEE ADDENDUM) Phone (208) 726-4421
Post Office address C/O JAMES P SPECK, ESQ. PO BOX 987 KETCHUM, ID 83340

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes _____

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 37-07853 Priority 11/25/1980 Amount 5.54.6 (cfs/ac-ft) Nature of Use RECREATION STORAGE Period of Use 1/1 to 12/31
2. Total amount of water being transferred _____ cubic feet per second and/or 5.54.6 acre-feet per annum.
3. Source of water SPRINGS tributary to LOVING CREEK
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	24	1S	19E	BLAINE	

5. Lands irrigated or place of use:

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	
1S	19E	24			X														

DEC 09 1992

Total acres _____

PART 1**6. General Information:**

- a. Description of diversion system _____

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-07853

And said application is hereby APPROVED, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS.

RECORDED

DEC 09 1992

Witness my hand this 8th day of DECEMBER, 1992

J. Glen Saxton
CHIEF, WATER ALLOCATION BUREAU

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
Transfer No. 3792

APPLICATION FOR TRANSFER OF WATER RIGHT DEC 10 1990

PART 1

Department of Water Resources
Southern Region OfficeName of applicant Ward W. Woods &/or Priscilla Woods (See Addendum) Phone 208/726-4421Post Office address c/o James P. Speck, Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, ID 83340

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Stockwater use has been eliminated and capacity of pond increased.

* Changed per telecon w/Jim Speck 12-13-90 *JS*

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-------------------|--------------------|-------------------------------|--------------------------|
| <u>37-07853</u> | <u>11/25/1980</u> | <u>0.07 cfs</u> | <u>* Div. to Storage</u> | <u>Jan. 1 to Dec. 31</u> |
| <u>37-07853</u> | <u>11/25/1980</u> | <u>5.5 AF</u> | <u>storage for recreation</u> | <u>Jan. 1 to Dec. 31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 0.07 cubic feet per second and/or 5.5 acre-feet ~~per annum~~
3. Source of water Springs tributary to Loving Creek
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NE	24	1S	19E	Blaine	N/A

5. Lands irrigated or place of use: B is Div. to Storage, RS is Storage for Recreation

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	
1S	19E	24			RS														N/A
					B														

Total acres N/A

CONDITIONS OF APPROVAL
Transfer of Water Rights
No. 37-07853

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
5. Storage for recreation is limited to 4.5 acre feet per annum.

Dated this 8th day of December, 1992.


Chief, Water Alloc. Bureau

UNRECORDED

DEC 09 1992

PART 1

6. General Information:

a. Description of diversion system flow from springs collected in a single enlarged pond.b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

See Addendum

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-07853And said application is hereby APPROVED, subject to the following limitations and conditions:SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

8th

day of

December, 19 92[Signature]
Chief, Water Alloc. Bureau

DEC 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-07853 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:☐ Tax Notice☒ Warranty Deed☐ Other _____**3. Source of water** Springs tributary to Loving Creek**4. Date or priority** November 25, 1980**5. Water is used for the following purpose:**

amount	<u>.06</u>	for	<u>stockwater</u>	purposes from	<u>Jan. 1</u>	to	<u>Dec. 31</u>
(cfs/ac-ft)							
amount	<u>.07</u>	for	<u>recreation</u>	purposes from	<u>Jan. 1</u>	to	<u>Dec. 31</u>
(cfs/ac-ft)							
amount		for		purposes from		to	
(cfs/ac-ft)							

6. Total amount of water under right .07 cubic feet per second and/or 4.5 acre-feet per annum.**7. Point(s) of Diversion:**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NE	24	1S	19E	Blaine	N/A

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	19E	24			S/R														N/A

Total acres N/A**9. Describe any other water rights used for the same purpose as described above** None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: _____

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: _____

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	

Total acres _____

DEC 09 1992

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Storage for irrigation</u>	<u>5.5 AF</u>	<u>24/365</u>	<u>Jan. 1 to Dec. 31</u>
				<u>to</u>

2. Quantity and quality of return flows and location of discharge:"Return" flow to Loving Creek remains the same.**3. Describe effects on other water uses resulting from the proposed change:**None anticipated

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Ward W. Woods, by James D. Speck, lic.
(Signature of Applicant)

Subscribed and sworn to before me this

28th day of November, 1990

Alan R. Kathan
(Notary Public)

My commission expires

1/13/95**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 4 attachmentsReceived by JRP Date 11-29-90Prelim. check by J.F. Stanton Fee 30.00 CH# 11649Receipted by J.R.S. Date 12/7/90Published in Wood River JournalPub. dates 1/2 & 1/9/91Watermaster recommendation requested on 12/31/90

rec'd.

1/3/91

Copy of transfer sent to lien holder

Protest filed by Big Wood Canal Co.

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denial

DEC 09 1992

ADDENDUM TO
APPLICATION FOR TRANSFER OF WATER RIGHT
BY
WARD W. WOODS &/OR PRISCILLA WOODS ET AL

The names of the Applicants are as follows:

Ward W. Woods &/or Priscilla B. Woods &/or
Mark T. Gates, Jr. &/or Elizabeth W. Gates &/or
John B. Fery &/or Delores L. Fery &/or
Robert F. Maguire III &/or Susan R. Maguire

PART 1

6. General Information.

d. Remarks: The existing, licensed right includes the right to retain 0.07 cfs from naturally flowing springs in 2 ponds for stockwater and recreation purposes. The barrier between the 2 ponds has been eliminated to make a single pond, which was then deepened so its capacity was increased. The stockwater use will be eliminated, and Applicants wish to add a yearround storage right for the new capacity of the pond.

j\woodsxftr.add
11/25/90

MICROFILMED

DEC 09 1992

**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

I, WARD W. WOODS, of New York, New York, designate and appoint JAMES P. SPECK, of Blaine County, Idaho, as my attorney in fact and agent (subsequently called "Agent") to act in my name and for my benefit for the specific purposes stated herein only. I grant to my Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as I might or could do if personally present and fully competent, hereby ratifying and confirming all that my Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. My agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that I now have or may hereafter acquire, RELATING ONLY TO the preparation and filing of claims for water rights in Twin Falls County District Court Civil No. 39576, In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, and the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or my Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

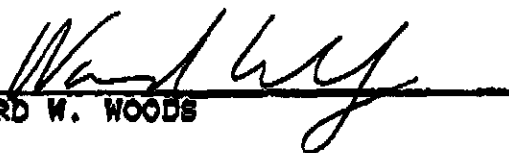
4. DISABILITY OF PRINCIPAL. This Special Power of Attorney shall not be affected by disability of the principal.

5. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to my Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to my Agent shall incur liability to us or our estates as a result of permitting the Agent to exercise any power.

6. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

7. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

IN WITNESS WHEREOF, I have executed this Special Power of Attorney this _____ day of _____, 1988.


WARD W. WOODS

STATE OF IDAHO *ny*)
County of Blaine *ny*) ss.

On this 20 day of Dec, 1988, before me, the undersigned notary public in and for said state, personally appeared Ward W. Woods, known to me to be the person whose name is subscribed to the within Special Power of Attorney, 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.

Betty Van Zandt
Notary Public for ~~Idaho~~ *ny*.
Residing at: _____
5 Peter Cooper Rd.
N.Y. NY 10010

SPPWRATY.MIS

BETTY VAN ZANDT
Notary Public, State of New York
No. 31-4087485
Qualified in New York County
Commission Expires July 31, 1989

SPECIAL POWER OF ATTORNEY - 2

DEC 09 1992

WARRANTY DEED

For Value Received

LYNN T. LEVY and JOANN A. LEVY, Husband and Wife

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto
WARD W. WOODS and PRISCILLA B. WOODS, Husband and Wife

whose address is: 1 Rockefeller Plaza; New York, NY 10020

Hereinafter called the grantee, the following described premises, in BLAINE..... County, Idaho,
to-wit:

Lot 1, WORTHINGTON SUBDIVISION, Blaine County, Idaho, according to the official
plat thereof recorded August 15, 1979, as Instrument No. 195880, records of Blaine
County, Idaho.

TOGETHER WITH any and all water rights appurtenant thereto including, but not
limited to, the following:

15 inches of Idaho Water License No. 37-0630, for irrigation purposes, with a
priority date of June 30, 1885;

35 inches of Idaho Water License No. 37-0631, for irrigation purposes, with a
priority date of June 15, 1887;

25 inches of Idaho Water License No. 37-0629, for irrigation purposes, with a
priority date of May 15, 1904;

Idaho Water License No. 37-7853.

AND TOGETHER WITH that certain permit to divert groundwater on Parcel 2, for
irrigation purposes, identified as Idaho Water Permit No. 37-7799.

SUBJECT TO Mortgage from Dr. Lynn T. Levy and Joanne Levy, husband and wife, to
Mrs. Isabelle Worthington, a widow, dated August 22, 1979, recorded August 23,
1979, as Instrument No. 196172, records of Blaine County, Idaho

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

Dated: May 4, 1988

Lynn T. Levy
Joann A. Levy

STATE OF IDAHO , COUNTY OF BLAINE
On this 4th day of May, 1988,
before me, a notary public in and for said State, per-
sonally appeared

LYNN T. LEVY and JOANN A. LEVY,
Husband and Wife,
known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at _____, Idaho
Comm. Expires 10-7-91

STATE OF IDAHO, COUNTY OF *Blaine*
I hereby certify that this instrument was filed for record at
the request of *Sawtooth Title Co., Inc.*
at 50 minutes past 4 o'clock P. m.,
this 9 day of *May*,
1988, in my office, and duly recorded in Book
of Deeds at page _____

Mary Green
Ex-Officio Recorder
By *S. Huston* deputy.
Fees \$ 3.00
Mall to: DEC 09 1992

294531

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

JAN 11 1991

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

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

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 2 day of Jan 19 91, and

the date of the last publication was on the 9 day of Jan 19 91.

Subscribed and sworn to before me this 9 day of Jan 19 91.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho DEC 09 1992

COST OF PUBLICATION

Number of Picas per Line 11
Number of Lines in Notice 6.75
Number of Insertions 1

Lines tabular at	6c / Pica
<u>60.75</u> Lines straight at <u>33.41</u>	5c / Pica
<u>60.75</u> Subsequent lines at <u>26.73</u>	4c / Pica
TOTAL COST <u>5.14</u>	<u>5.00 fee</u>

COPY OF NOTICE
(Paste Here)

Water Right Change
TITLE OF NOTICE

NO. 37-07853

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO Wm. J. J.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that
WARD W. WOODS &/or
PRISCILLA B. WOODS &/or
MARK T. GATES, JR. &/or
ELIZABETH W. GATES &/or
JOHN B. FERY &/or DELORES L.
FERY &/or ROBERT F. MAGUIRE
III &/or SUSAN R. MAGUIRE, C/O
JAMES P. SPECK OF KETCHUM,
ID 83040 has applied to the
Department of Water Resources
to change the following describ-
ed water right(s) pursuant to Sec-
tion 42-222 of the IDAHO CODE.
WATER RIGHT AS RECORDED

Water right No. 37-07853
Basis of right: License
Source: Springs tributary to Lov-
ing Creek
Priority Date: 11/25/1980
Amount of water: .06 cfs
Water use: Stockwater
Amount of water: .07 cfs
Water use: Recreation
Point(s) of diversion: SW1/4-
SW1/4NE1/4, S24, T1S, R19E;
Blaine County.
Place of use: SW1/4NE1/4, S24,
T1S, R19E.

TO BE CHANGED AS FOLLOWS
Water right No.: 37-07853

Amount: .07 cfs
Water use: Diversion to Storage
Amount: 5.5 AF
Water use: Storage for recreation
Total amount being transferred:
.07 cfs/5.5 AF
Source: Springs tributary to Lov-
ing Creek
Point of diversion: SW1/4SW1/4-
NE1/4, S24, T1S, R19E; Blaine
County.
Place of use: SW1/4NE1/4, S24,
T1S, R19E.

Any protest against approval of
the application for transfer must
be filed with the

on or before January 21, 1991.

R. Keith Higginson, Director
Publish: Wood River Journal
January 2 & 9, 1991.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-7853

Priority: November 25, 1980 Amount: .07 CFS 4.5 AFA

This is to certify, that LYNN T. LEVY
JO ANN A. LEVY

P.O. BOX 46

SUN VALLEY, ID 83353

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated August 27, 1980, and has submitted proof to the Department of Water Resources on January 30, 1986, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .07 cfs of water from;

SPRING tributary to LOVING CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	01/01 to 12/31	.06 cfs	3.4 afa
Recreation	01/01 to 12/31	.07 cfs	1.1 afa
Totals		.07 CFS	4.5 AFA

LOCATION OF POINT OF DIVERSION(S): SWNE , Sec. 24, Township 1S, Range 19E
Blaine County

PLACE OF USE: Stockwater

TWN RGE SEC

1S 19E 24 SWNE

PLACE OF USE: Recreation, same as Stockwater use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 37M.
5. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

MICROFILMED

OCT 02 1987

State of Idaho
Department of Water Resources

PAGE 2

WATER RIGHT LICENSE

WATER RIGHT NO. 37-7853

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 24TH day
of SEPTEMBER, 1987.

acting for the

Director



MICROFILMED

OCT 02 1987

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-7853 IN THE)
NAME OF LYNN T. AND JOANN LEVY) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before November 1, 1985; and,

WHEREAS, Section 42-218a Idaho Code provides that the Department notify permit holders sixty days prior to the proof due date; and,

WHEREAS, the Department sent notice to the permit holders by certified mail that proof was due with instructions of the steps to be taken to make said proof; and,

WHEREAS, on October 22, 1985, the permit holders submitted proof of beneficial use which was later determined to be for Permit No. 37-7799 also in the name of Lynn T. Levy; and,

WHEREAS, since a proper proof of beneficial use was not received for Permit No. 37-7853, the permit lapsed on November 1, 1985; and,

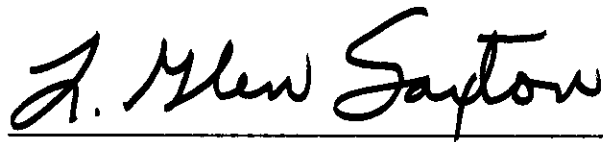
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on January 30, 1986;

MICROFILMED

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-7853 be REINSTATED
with an advance in priority to November 25, 1980.

Dated this 3rd day of March, 1986.

A handwritten signature in cursive script, reading "L. Glen Saxton", written over a horizontal line.

L. GLEN SAXTON

Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
AUG 19 1988
APPROVED
Department of Water Resources
Southern District Office

1. Name of applicant LYNN T. + JOANN A. LEVY Phone 208 622 5959
Post office address BOX 714 SUN VALLEY ID 83353
2. Source of water supply UNNAMED SPRING which is a tributary of LOVING CREEK
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 1 SOUTH
Range 19E B.M. BLAINE County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .23 for LIVESTOCK purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .23 for POWER purposes from APR 1 to MAR 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .23 for Recreation 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. .23 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. DITCH ; HEADGATE

- b. Height of storage dam 7 feet, active reservoir capacity 10 acre-feet; total reservoir capacity 10 acre-feet, materials used in storage dam: EARTH ; BENTONITE

Period of year when water will be diverted to storage APR 1 to MAR 31 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: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24 Township 1 SOUTH
Range 19E B.M. BLAINE

- (2) Amount of power to be generated: 2.13 horsepower under 5 feet of head.

- (3) List number of each kind of livestock to be watered _____

SHEEP - 500 CATTLE 1000

- (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: AQUACULTURE, IF
FEASIBLE, ON A SMALL SCALE, AS
A FARM POND.

MICROFILMED

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	

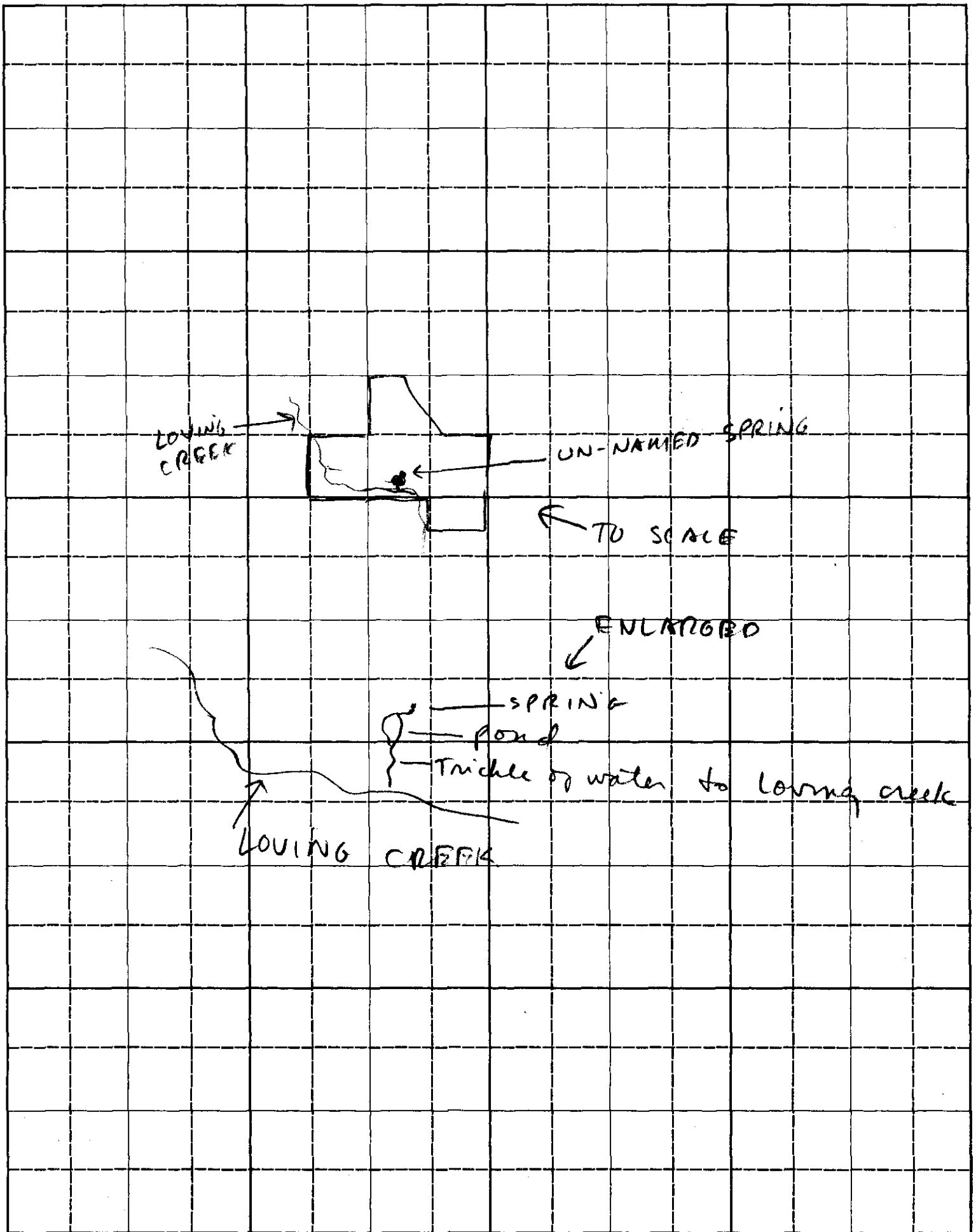
Total number of acres to be irrigated _____

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 LYNN T. LEVY (APPLICANT)
b. Who owns the land to be irrigated or place of use SAME
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 THIS SMALL SPRING IS TO BE USED FOR BENEFICIAL PURPOSES. IT IS ENTIRELY ON MY PROPERTY THE WATERING POND IS LESS THAN 5 ACRES IN SURFACE, THE DAM WILL ALSO COLLECT MELTING SNOWS AND DIFFUSED SURFACE WATER. FOR MOST OF THE TIME THE FLOW (SMALL) WILL NOT BE INTERFERED WITH. THE DAM ALSO ACTS AS A WHEN NECESSARY ROADWAY FOR STOCK AND VEHICLE ACCESS.

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.

[Signature]
(Applicant)
[Signature]

Proposed Priority

8/27/80

Received by marrya Date 8/27/80 Time 3:30 pm

Preliminary check by JA Fee \$ 25.00 # 16574

Received by marrya Date 8/27/80

Publication prepared by marrya Date 9/4/80

Published in Wood River Journal

Publication dates 9/18 + 9/25/80

Publication approved marrya Date 9/29/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JA RA

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. 37-7853, 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.

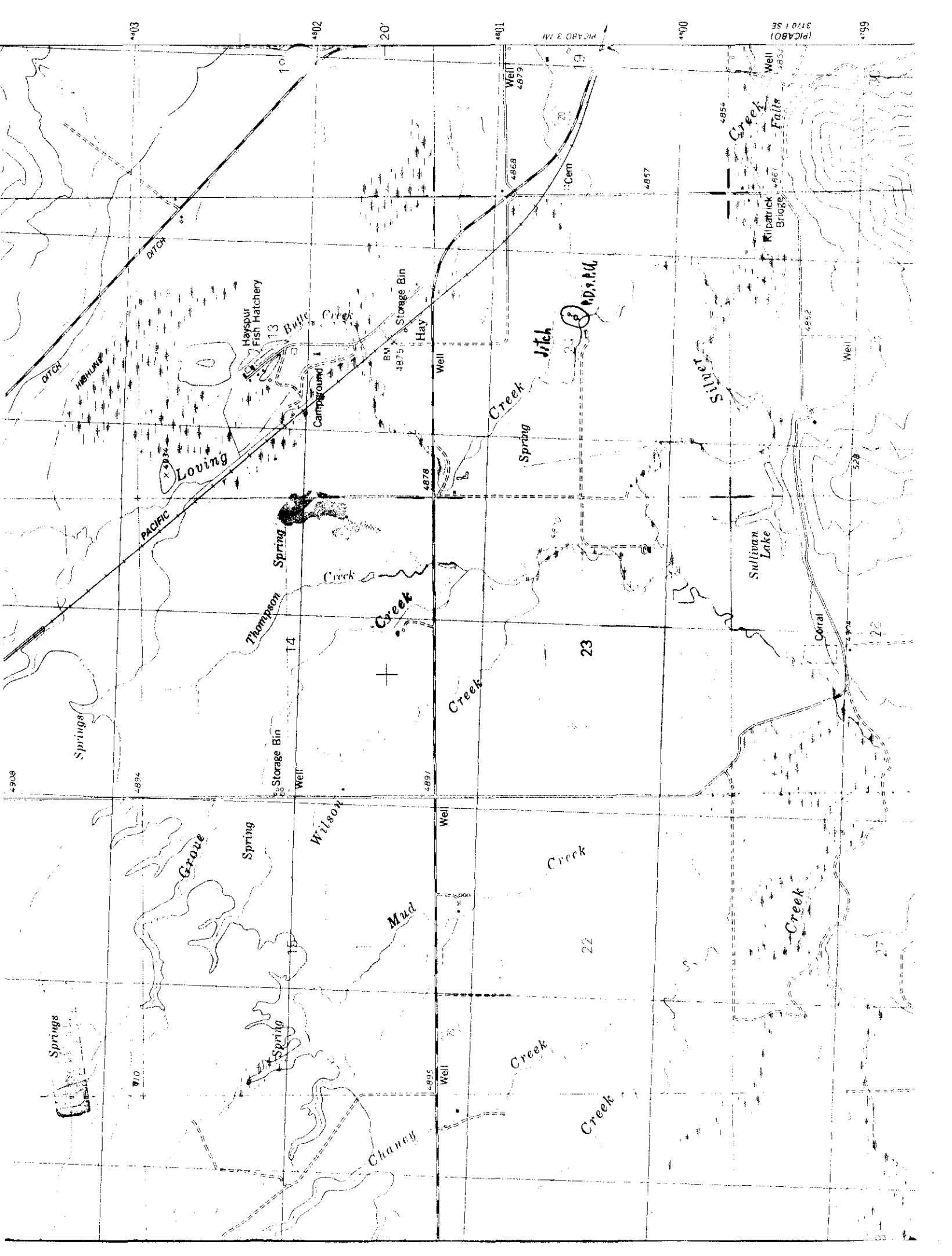
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 85.

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: (1) A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion. (2) Use of water under this permit is subject to control by the watermaster of State Water District # 37M, Little Wood River. (3) This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit. (4) This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

Witness my hand this 17th day of November, 1980.

J. Glen Saxton
Chief, Operations Bureau



RECEIVED

AUG 20 1980

Department of Water Resources
Southern District Office

Individual Owner

AFFIDAVIT TO ESTABLISH RESIDENCE

I, Lynn T. & JoAnn A. Levy of Sun Valley, County of Blaine, State of Idaho, being duly sworn, do hereby certify that I am a bona fide resident of the State of Idaho.

/s/ Lynn T. Levy JoAnn A. Levy

Subscribed and sworn to before me this 25 day of August, 19 80

/s/ Christine L. Miller Christine L. Miller

Notary Public
Residence Ketchum, Idaho 83340
My Commission Expires April, 1984

Corporation or Association

AFFIDAVIT TO ESTABLISH RESIDENCE
OR QUALIFICATIONS TO DO BUSINESS UNDER THE LAWS OF
IDAHO...

I, _____ of _____, County of _____, State of Idaho, being first duly sworn, depose and say: That I am the designated statutory agent of the _____, that as such I am in charge of the registered office of the said _____, as provided by Section 30-143, Idaho Code, at _____, Idaho, wherein are kept the records provided by Section 30-144, Idaho Code, and that _____ is a legal _____ qualified to do business in the State of Idaho under the laws of the State of Idaho.

/s/ _____

Subscribed and sworn to before me this _____ day of _____, 19 _____

/s/ _____

Notary Public
Residence _____
My Commission Expires _____

MICROFILMED



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

August 14, 1980

Lynn T. & JoAnn A. Levy
Box 714
Sun Valley, Idaho 83353

Re: Claim to a Water Right

Dear Mr. & Mrs. Levy:

Per our conversation of August 12, 1980, I am forwarding an affidavit of residency for your signature. Both you and Mrs. Levy need to sign the top part of the form before a notary. Also, an additional \$10.00 filing fee is needed to cover the fee increase that went into effect July 1, 1980.

We will hold your application until the additional fee is received.

If you have any questions, please feel free to contact this office.

Sincerely,

James E. Stanton
Senior Water Resource Agent

JES:

Encl:

MICROFILMED

83313

HWY 20

DRY
FLY
RANCH



1" = $\frac{1}{8}$ mile

Pool is at 71

H. Meyer

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

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

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 18 day of September 1980, and the date of the last publication was on the 25 day of September, 1980

Subscribed and sworn to before me this 26th day of September, 1980
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line 13 40
Number of Lines in Notice 40
Number of Insertions 2
Lines tabular at _____ 4¢ / Pica
40 Lines straight at 15.60 3¢ / Pica
40 Subsequent lines at 10.40 2¢ / Pica
TOTAL COST 26.00

COPY OF NOTICE

(Paste Here)

Permit 37-7853
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resources
1041 Blue Lakes Blvd N
Twinn Falls, Idaho 83301

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

SEP 29 1980

Dept. of Water Resources
Southern District Office

NOTICE: The following information was
the subject of a report which was
submitted to the Bureau of the
Internal Security - Communist
Division.

1. The following information was
received from the Bureau of the
Internal Security - Communist
Division, New York City, on
August 1, 1955.
2. The following information was
received from the Bureau of the
Internal Security - Communist
Division, New York City, on
August 1, 1955.
3. The following information was
received from the Bureau of the
Internal Security - Communist
Division, New York City, on
August 1, 1955.

26. SWNE

Division: Bureau: DIT
Subject: [REDACTED]
Reference: [REDACTED]
Summary: [REDACTED]
The following information was
received from the Bureau of the
Internal Security - Communist
Division, New York City, on
August 1, 1955.
The following information was
received from the Bureau of the
Internal Security - Communist
Division, New York City, on
August 1, 1955.

C. STEPHEN ALLEN

Published: [REDACTED]
September 1955



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

December 8, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

WARD W WOODS
PRISCILLA WOODS
% JAMES P SPECK
PO BOX 987
KETCHUM ID 83340-0987

RE: Transfer of Water Right No. 37-07853

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3790). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', written over the typed name.

JIM JOHNSON
Water Rights Supervisor

JJ:cz

Enclosure

UNRECORDED

DEC 09 1992

MEMORANDUM

TO: File 37-07853

FROM: Sharla

DATE: December 8, 1992

RE: Transfer Review (No. 3790)

The above referenced transfer proposes to change the nature of use under this right. The total volume allowed under the original license was 4.5 acre feet, therefore, the transfer can only be approved for the storage of up to this amount. A condition specifying this limitation will be added.

Advertising was completed correctly. Proof of ownership is included in the form of a Warranty Deed. Correspondence was sent to Jim Speck (attorney) stating that approval of the transfer had to be limited to 4.5 acre feet and requesting an amended first page of the application. He returned the form with a change made in the amount requested. I discussed the matter with him by phone. On this date, he called and stated that approval at 4.5 acre feet was acceptable.

The transfer can be approved with the following conditions:

- T07 The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
 - T08 Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
 - T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
 - R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
- Storage for recreation is limited to 4.5 acre feet per annum.

RECEIVED

DEC 09 1992

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

November 18, 1992

RECEIVED

NOV 19 1992

Department of Water Resources

Ms. Sharla Curtis
Sr. Water Resource Agent
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Re: Application for Transfer No. 3790
Water Right No. 37-07853
Ward W. Woods, et al

Dear Sharla:

Thank you for your November 10, 1992 letter. I agree with your recommendation to delete the diversion to storage component for the transferred water right. However, the average depth of the new, single pond is 6.75 feet. Therefore, we would like to retain the new storage volume at 5.5 acre feet. I have pencilled in this change and initialled the new front page to the Transfer Application. Since I have power of attorney for Mr. Woods (a copy should be with the Application), I hope you will accept just my initials and continue with the processing and approval of this Application.

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

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS\dmk
Enclosures
cc: Mr. and Mrs. W. Woods (w/encls.)

NOV 19 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 10, 1992

RE: Application for Transfer No. 3790
Water Right No. 37-07853

James P. Speck
Box 987
Ketchum, ID 83340

Dear Mr. Speck:

The above referenced transfer application was filed to change the nature of use of this right from stockwater and recreational uses to storage for recreation and the diversion of water to that storage facility. After reviewing the application thoroughly, I offer the following.

The field inspection conducted in 1986 for the purpose of licensing verified the existence of two ponds which were being used for stockwater and recreational purposes. The ponds were approximately four (4) feet in depth and covered an area of approximately 0.3 acre feet. Thus the recreation component was licensed for a volume of 1.1 acre feet. Excavation has increased the storage facility and is now one large pond. This was verified in an inspection made by department personnel and is documented in the file with photos.

In your letter of February 20, 1991 you stated that the ponds surface area has been increased to approximately 48,800 square feet. If the average depth of the pond has remained at four (4) feet, the storage capacity is now 4.48 (4.5) acre feet.

Our field examiner also indicates that the source is two springs which arise in the pond. This being the case, there is no diversion to storage component needed since the storage occurs "on-stream".

With these findings, I have typed a new first page of the transfer application which reflects the total storage capacity. I have also removed the diversion to storage component. If you

RECEIVED

DEC 09 1992

Page 2

concur with my assessment, please initial the document and have your client do likewise. Then return it to me at your earliest convenience; the transfer will be approved upon receipt of the revised form. There is no need for the transfer to be re-advertised.

If you have any questions, feel free to give me a call.

Sincerely,



SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

RECEIVED

DEC 09 1992

MEMORANDUM

TO: File 37-07853
FROM: Sharla
DATE: September 21, 1992
RE: Transfer Review (No. 3790)

The above referenced transfer proposes to change the nature of use under this right. The total volume allowed under the original license was 4.5 acre feet, therefore, the transfer can only be approved for the storage of up to this amount. A condition specifying this limitation will be added.

Advertising was completed correctly. Proof of ownership is included in the form of a Warranty Deed.

The transfer can be approved with the following conditions:

- T07 The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37M.
- R39 A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

Storage for recreation is limited to 4.5 acre feet per annum. Storage in excess of this amount must be authorized under a separate water right filing.

MICROFILMED

DEC 09 1992

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: Ward's Woods Transfer

FROM: Jim Stanton

DATE: 8-21-92

Last week I inspected the water system for this transfer. The pond is fed by two sets of springs that arise in the pond itself. Although the Gillihan Ditch flows along the north & east sides of the pond, I couldn't see any direct connection between the ditch and the pond. The ~~people~~ people that manage the property for Mr. Woods said that the pond was enlarged two years ago, and that there had been no livestock use on the property since he bought it. I saw no evidence of recent livestock use. Recreation use consists of a little swimming and maybe fishing, and maybe a little Fall duck hunting. Transfer should only be approved for the licensed 4.5 cfs AFA. Applicant should be required, as a condition of approval, to file for a water permit to cover the expanded use.

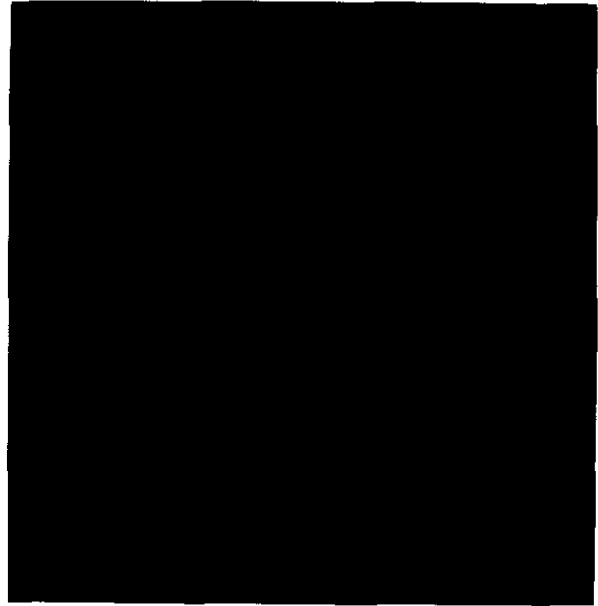
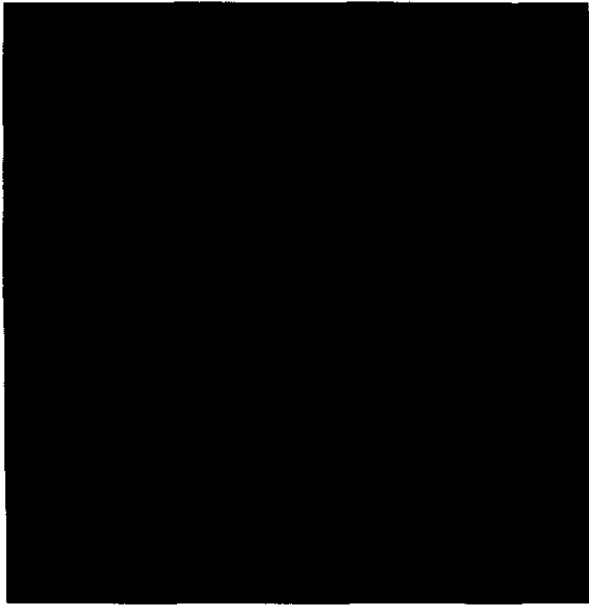
☐ For your information

☐ Response required

Jim Stanton
signature

DEC 09 1992

Woods Transfer



Pond - P/U

MICROFILMED
DEC 09 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

July 14, 1992

RECEIVED

JUL 15 1992

Department of Water Resources
Southern Region Office

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

Re: Application for Transfer of Water Right No. 37-07853
Ward W. and Priscilla Woods

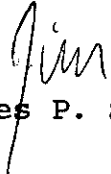
Dear Loren:

In early May, 1992, Tim Luke informed me the above-referenced application for transfer was still in your office for the purpose of conducting a field inspection. Please let me know the status of this as soon as possible.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS\dmk

cc: Mr. and Mrs. Ward Woods
Mr. T. Luke

RECEIVED

DEC 09 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

RECEIVED

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 23, 1992

JAN 27 1992

Jim Speck
PO Box 987
Ketchum, ID 83340

Department of Water Resources
Southern Region Office

Re: Application for Transfer of Right No. 37-7853/Ward Woods

Dear Jim:

I have received your letter dated January 20, 1992 asking about the status of the above transfer application. I have checked our files and have found that the original application has still not be forwarded to the state office. I would suggest you contact Loren Holmes at our Twin Falls office with questions concerning the current status of this application.

I have again reviewed the water right file and a copy of the transfer application. I suspect that there may be a problem with the transfer in regard to the requested storage volume. I see that the applicant is requesting a change in use from stockwatering to recreational storage. The licensed volume for stockwatering and recreation is 3.4 acre-feet and 1.1 acre-feet respectively. According to the field exam for this license, the storage volume of the ponds under the license was 1.1 acre-feet. These ponds had a surface area of 12,000 sq. feet and an average depth of 4 feet. The transfer application requests a storage volume of 5.5 acre-feet. Previous correspondence from you indicates that the surface area of the ponds have increased from 12,000 sq. feet to 48,000 sq. feet. Assuming the depth has not changed substantially, the volume of the pond should now be about 4.4 acre-feet.

Without looking at any of the information which the regional office may have gathered, I can not say if, when or how we will approve this application. My immediate reaction to the copy of the application which I have seen is that the Department would likely limit the total volume to the licensed volume amount, or 4.5 acre-feet.

Sincerely,

Tim Luke
Sr. Water Resource Spec.

cc: Loren Holmes

RECEIVED

DEC 09 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

January 20, 1992

RECEIVED
JAN 22 1992

Mr. Tim Luke
Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83706

Department of Water Resources

Re: Application for Transfer of Water Right No. 37-07853
Ward W. and Priscilla Woods

Dear Tim:

The only protest to this application for transfer was withdrawn June 12, 1991. In September, I checked with you and found the application was still in Twin Falls awaiting final regional processing before being sent on to your office. Would you please check the status of this application and let me know if there are any questions and when final approval might be expected.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS\dmk

cc: Ms. Carla Barney
Mr. John Fery
Mr. Steve Fisher
Mr. Mark Gates
Mr. Robert Maguire, III
Mr. Ward Woods

DEC 09 1992

Big Wood Canal Company

112 S. Apple P.O. Box C
Shoshone, Idaho 83352
886-2331

RECEIVED

JUN 13 1991

Department of Water Resources
Southern Region Office

June 12, 1991

Mr. James E. Stanton
ST. Water Resource Agent
Department of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

RE: Application No. 37-07853
Ward W. Woods, et al

Dear Sir:

I would like to withdraw the protest on the application
filed by Ward a Woods, et al.

Sincerely,



Richard M. Oneida
Manager

RMO/mae

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DEC 09 1992

MEMORANDUM

TO: GARY

FROM: TIM LUKE

DATE: March 22, 1991

RE: TRANSFER APP. NO. 3790/LICENSE NO. 37-7853

=====

You've asked me to review this transfer. There are a few problems with the transfer. The transfer appears to eliminate a stockwatering use from the licensed right and convert it to additional storage capacity. The applicants claim the pond was enlarged. The license was issued for 1.1 afa for recreational use and 3.4 afa for stockwatering. The annual stockwatering volume was based on 12 gpd/head for 250 head of range cattle. The annual recreational use volume is based on the storage volume of the pond (see field exam). We may have incorrectly showed the recreational use on the license as a diversion volume, but the volume actually represents a storage volume.

In separate letters from Jim Speck to the department and protestant Dick Oneida, Speck states that the pond was enlarged from 12,000 sq. ft. to 48,000 sq. ft. If we assume that the depth of the pond remains at four feet (depth determined for old pond in field exam), then the storage volume should be about 4.4 acre-feet. Speck represents that the new storage volume is 5.5 acre-feet and feels that the right can be changed to reflect that increased volume. Speck states that the transfer does not constitute an expansion because there is no increase in the diversion rate (0.07 cfs).

The issue here I believe is whether a diversion volume (3.4 afa stock water diversion volume) can be changed to a storage volume. If so then the maximum storage volume under this right should probably be limited to 4.5 afa. This volume should be shown as Recreation Storage. No use other than recreation storage should really be shown on any approved transfer.

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DEC 09 1992

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

ATTORNEYS

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

RECEIVED

MAR 20 1991

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

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

Department of Water Resources

February 20, 1991 Southern Region Office

RECEIVED

FEB 21 1991

Department of Water Resources

Mr. Richard M. Oneida, Manager
Big Wood Canal Company
P.O. Box C
Shoshone, Idaho 83352

Re: Ward W. Woods, et al.
Application for Transfer of Water Right
No. 37-07853

Dear Dick:

I received a copy of your January 11, 1991 letter of protest to the above-referenced Application for Transfer. I have enclosed for your review and information a complete copy of this Application. The original, existing right is a yearround recreation and stockwater use of the flow of certain springs into ponds. The water flows out of the ponds into Loving Creek. The purpose of this Application is to eliminate the stockwater use and add a storage for recreation use. The pond's surface area has been increased from approximately 12,000 square feet to approximately 48,800 square feet. However, the area excavated to create the enlarged surface area of the new pond replaces extremely swampy land with much needed vegetation. The project manager, Mr. Steve Fisher, of Fisher & Associates of Missoula, Montana stated the evapotranspiration loss from the new, larger pond will be equal to or less than the evapotranspiration loss from the original pond and surrounding swampy land. Therefore, the amount of water that flows into Loving Creek will either remain the same, or in fact, increase. If you have any questions about the engineering aspects of this project, please call Mr. Fisher at 1-406-258-6800.

We sincerely believe this project will not have any adverse impact on the irrigation flows in Loving Creek or the streams into which Loving Creek flows, and will be in the public interest as providing better habitat for natural wildlife. I

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DEC 09 1992

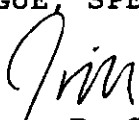
Mr. Richard M. Oneida
February 20, 1991
Page - 2

hope we will be able to informally resolve your protest. Please do not hesitate to call me if you have any questions.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS:jal
Enclosure

cc: Mr. Ward Woods
Mr. Mark T. Gates
Mr. John B. Fery
Mr. Robert F. Maguire
Mr. Gary Spackman ✓
Mr. Steve Fisher
Ms. Carla Barney

RECEIVED

DEC 09 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

James P. Speck, Attorney
P. O. Box 987
Ketchum, ID
83340

February 8, 1991

RE: App. for Transfer of Right 37-07853, Ward Woods

Dear Mr. Speck;

Per your request, a copy of the protest against the above-referenced transfer application is enclosed.

Sincerely,

A handwritten signature in cursive script that reads "James E. Stanton".

James E. Stanton
Sr. Water Resource Agent

RECEIVED

DEC 09 1992

Big Wood Canal Company

112 S. Apple P.O. Box C
Shoshone, Idaho 83352
886-2331

RECEIVED

JAN 15 1991

Department of Water Resources
Southern Region Office

Jan 11, 1991

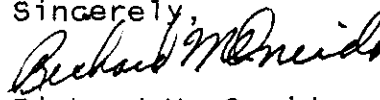
Director R. Keith Higginson
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: Application #37-07853

Dear Sir:

I would like to protest the application #37-07853 on grounds that use of this water could be detrimental to the irrigation flows.

Sincerely,



Richard M. Oneida
Manager

RMO/lma

RECEIVED

DEC 09 1992

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT JAN - 3 1991

NO. 37-07853

Department of Water Resources
Southern Region Office

RECOMMENDATION OF WATERMASTER

I, Reid J. Newby, watermaster of Silver Creek & Little, Wood
of Water District No. 37-M, County of Blaine, State of Idaho, ^{River}
whose address is P. O. Box T, Shoshone, ID 83352

have read the attached copy of the application for transfer of water right for _____

Ward W. Woods, et al, and to the best of my knowledge believe the
(name)

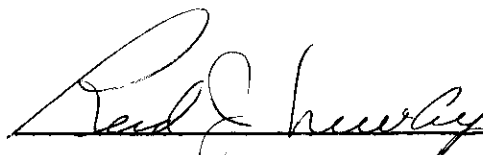
application to be true.

- A. I hereby endorse the above numbered Application for Transfer and recommend that the Director of the Department of Water Resources approve the transfer subject to the following conditions: 1. That if the owners and users of water from Gillihan #11 ditch ever seal this canal and this spring would stop they would not be required to furnish water to this pond
2. That this storage right remain at 4.5 A.F. ~~4.5 A.F.~~ instead of increased to 5.5 A.F.

OR

B. I do not endorse approval of the above numbered Application for Transfer as requested for the following reasons: _____

Dated at Shoshone, Idaho, this 2nd day of January 1991.


(signature)

00000 1992

Please use reverse side if needed.

NO. 37-07853

DEC 09 1992

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 37-07853**

Notice is hereby given that
WARD W. WOODS &/or
PRISCILLA B. WOODS &/or
MARK T. GATES, JR. &/or
ELIZABETH W. GATES &/or
JOHN B. FERY &/or DELORES L.
FERY &/or ROBERT F. MAGUIRE
III &/or SUSAN R. MAGUIRE, C/O
JAMES P. SPECK OF KETCHUM,
ID 83340 has applied to the
Department of Water Resources
to change the following describ-
ed water right(s) pursuant to Sec-
tion 42-222 of the IDAHO CODE.

WATER RIGHT AS RECORDED

Water right No. 37-07853

Basis of right: License

Source: Springs tributary to Lov-
ing Creek

Priority Date: 11/25/1980

Amount of water: .06 cfs

Water use: Stockwater

Amount of water: .07 cfs

Water use: Recreation

Point(s) of diversion: SW1/4-

SW1/4NE1/4, S24, T1S, R19E;

Blaine County.

Place of use: SW1/4NE1/4, S24,

T1S, R19E.

TO BE CHANGED AS FOLLOWS

Water right No.: 37-07853

Amount: .07 cfs

Water use: Diversion to Storage

Amount: 5.5 AF

Water use: Storage for recreation

Total amount being transferred:

.07 cfs/5.5 AF

Source: Springs tributary to Lov-
ing Creek

Point of diversion: SW1/4SW1/4-

NE1/4, S24, T1S, R19E; Blaine

County.

Place of use: SW1/4NE1/4, S24,

T1S, R19E.

Any protest against approval of
the application for transfer must
be filed with the Department of
Water Resources, 222 Shoshone
Street East, Twin Falls, ID 83301,
on or before January 21, 1991.

R. Keith Higginson, Director

Publish: Wood River Journal-
January 2 & 9, 1991.

OK
MB
1/3/91

RECEIVED

DEC 31 1990

Department of Water Resources
Southern Region Office

MICROFILMED

DEC 09 1992

21-Dec-1990

WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

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

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

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

DEC 09 1992

21-Dec-1990

JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

Re: Application for Transfer No. 37-7853 (Woods, et. al.)

Dear Mr. Speck:

The Department of Water Resources acknowledges receipt of the Application for Transfer on behalf of Ward W. Woods, et. al.

This office will be advertising the application in the Wood River Journal on 1/2 and 1/9/91. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

MICROFILMED

DEC 09 1990

21-Dec-1990

REID J NEWBY WATERMASTER
PO BOX T
SHOSHONE ID 83352

Re: Application for Transfer of Water Right No. 37-07853

Dear Mr. Newby:

Enclosed is a copy of an Application for Transfer of a Water Right within your District, and Watermaster's Recommendation Form.

Section 42-222 of the IDAHO CODE requires that the watermaster must be advised of proposed changes in water rights in the water district and must notify the Department of his recommendation on the application.

Please complete the enclosed recommendation form and return it to this office.

Processing of the application can be completed in 20 days, therefore, your prompt response to this request will be appreciated.

If you have any questions about the application, please contact this office or the applicant.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

Enclosures

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DEC 09 1992

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

December 5, 1990

RECEIVED

DEC - 6 1990

Mr. James E. Stanton
Sr. Water Resource Agent
Department of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

Department of Water Resources
Southern Region Office

Re: Application for transfer of Water Right
No. 37-07853
Ward W. Woods, et al

Dear Jim:

Thank you for your letter of November 30, 1990. Your prompt attention to this matter is appreciated.

I am again enclosing the above-referenced transfer application and this time including the \$30.00 filing fee! I want to point out several matters in response to your letter.

First, the transfer does not propose an expansion of the "diversion volume". You correctly point out that the licensed diversion volume is 4.5 acre feet per acre. This restriction will still apply to the transferred water right. However, we desire to add a storage right in the amount of 5.5 acre feet (not acre feet per annum).

Second, I do not believe this request violates any of the restrictions of Idaho Code Section 42-222. As you know, this provision requires the Department to determine and find that no other water rights are injured and the proposed transfer does not constitute an "enlargement in use" before it approves the application for transfer. In the present case, the outflow from the ponds into Loving Creek will remain the same as will the diversion rate from the springs (0.07cfs). Therefore, I believe the Department should justifiably find that no other rights will be injured by this proposal.

Although the original, licensed right did not include a storage component, the size of the pond as measured by the Department in its field examination was approximately 12,000 square feet in surface area and 1.1 acre feet in storage volume. The enlarged pond is approximately 48,800 square feet in surface area and 5.5 acre feet in volume. However, the area excavated

DEC 08 1990

Mr. James E. Stanton
December 5, 1990
Page 2

to create the enlarged surface area of the new pond replaces extremely swampy land with much native vegetation. According to Mr. Steve Fisher, of Fisher & Associates from Missoula, Montana, the project manager, the evapotranspiration loss from the new, larger pond will be equal to or less than the evapotranspiration loss from the original ponds and surrounding swampy land. Therefore, the "consumptive use" for this water right, as changed by the proposed transfer application, will not be "enlarged". Accordingly, I believe the transfer also meets the second requirement of Idaho Code Section 42-222.

I have sent a copy of this letter and the Application for Transfer to Mr. Gary Spackman in your Boise office in the event you wish to discuss any of these matters with him. Please do not hesitate to call me if either of you have any questions after reviewing this Application for Transfer.

Thank you once again for your continuing cooperation and assistance in these matters.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JSP/rlk
enclosures

cc: Mr. Gary Spackman(w/enclosure)
Mr. Steve Fisher
Ms. Carla Barney
Mr. Ward W. Woods
Mr. Mark T. Gates
Mr. John B. Fery
Mr. Robert F. Maguire

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DEC 9 1990

DEC 9 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

James P. Speck, Attorney
P. O. Box 987
Ketchum, ID
83340

November 30, 1990

RE: Application for Transfer, Ward Woods

Dear Mr. Speck;

We are returning the above-referenced transfer application to you. The filing fee of \$30. was not included with the transfer. The transfer proposes an expansion of the licensed diversion volume from 4.5 AFA to 5.5 AFA; this is not allowable under Sec. 42-222 of the Idaho Code. You can reduce the proposed transfer to 4.5 AFA, and also file an application for a water permit for the additional 1.0 AFA. Or you may wish to simply file an application for permit to cover the 4.4 AFA that is not already licensed for recreation.

If you have any questions, please feel free to contact this office.

Sincerely,

James E. Stanton

James E. Stanton
Sr. Water Resource Agent

RECEIVED
DEC 09 1992

Form 204-p
6/82

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 37-7853
Name(s) of Permit Holder(s): LYNN T. BUCK LEVY
Post Office Address: Box 46 6225459
Sun Valley Id 83353 Tel. No. 6224526

☒ I hereby certify that construction of diversion works for the above referenced permit began on 7/81 (date) I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

*Note: A financing difficulty is not an acceptable reason.

7/8/82
Date

[Signature]
Signature of Permit Holder

PLACE
STAMP
HERE

RECEIVED



RECEIVED

JUL 12 1982

JUL 9 1992

Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

September 28, 1987

LYNN T. & JO ANN A. LEVY
P.O. BOX 46
SUN VALLEY, ID 83353

RE: Permit No. 37-7853

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

OCT 02 1987

August 21, 1987

LYNN T. & JO ANN A. LEVY
P.O. BOX 46
SUN VALLEY, ID 83353

RE: Permit No. 37-7853

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

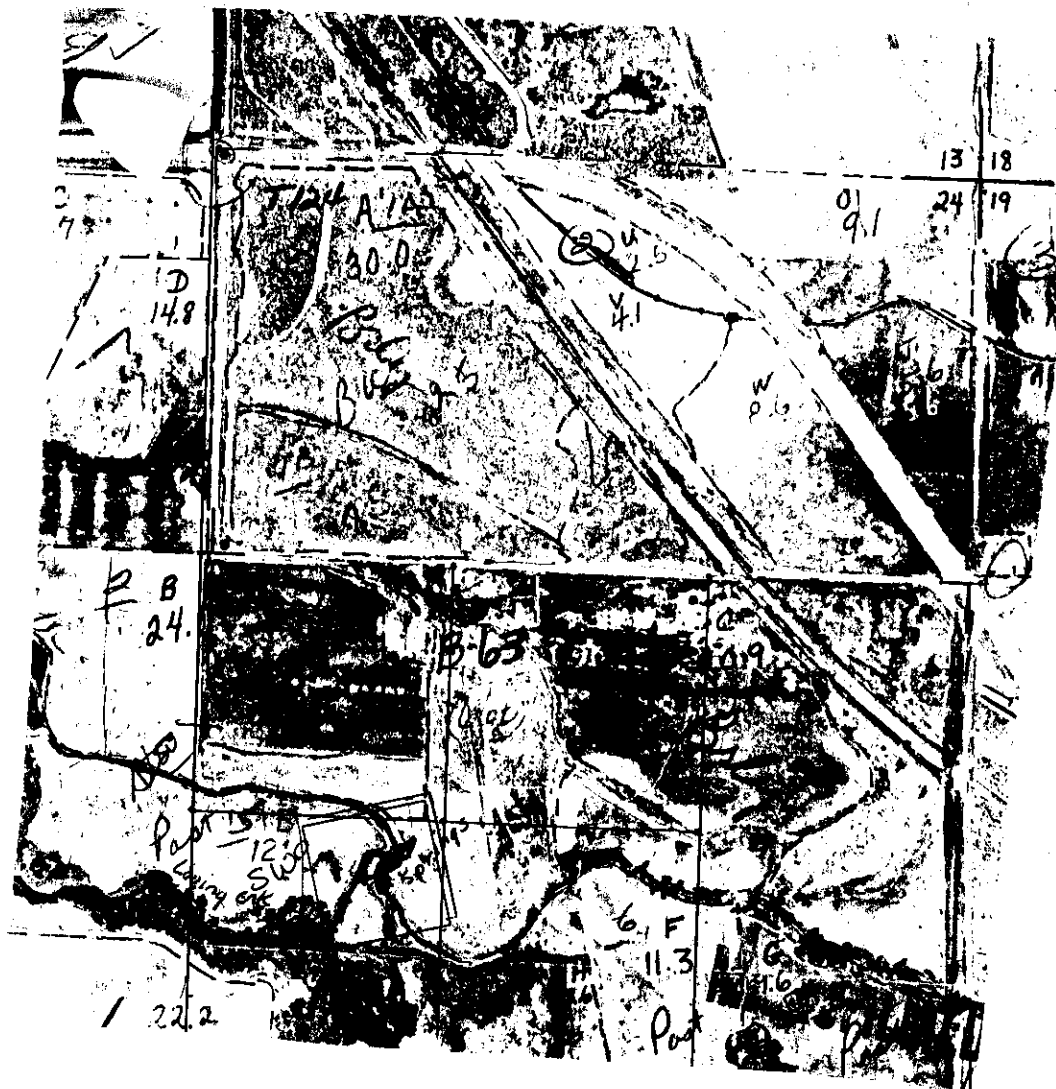
JJ:sc

Enclosure

MICROFILMED

OCT 02 1987

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater)



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

Water comes up from the Springs and is collected in a pond 150' Lg, 60' wide, 4' deep, then diverted into another pond 100' Lg 30' wide 4' deep, then ~~returned to~~ diverted into Leving Cr. Recreation is swimming, fishing etc.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	SW	NE	24	13	19E	Blaine	

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13	19E	24				L													
"	"	"				R													

(R) Recreation
(L) Livestock

MICROFILMED

OCT 02 1981

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:

Rectangular Weir Contracted - 1.5' W 0.62' deep = .073

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 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:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2. Volume Calculations for Other Uses:

Just Pond 150 x 40 x 4' + 100 x 30 x 4' = 1,10 AcFt/Ann. x 355 days = 401.2 AcFt/Ann.
Livestock = (250) ^{.0134} ~~(.0134)~~ ~~(.0134)~~ = 3.3 AFA
" " ^(.000022) ~~(.000022)~~ (250) = 0.05 cfs.

H. REMARKS AND OVERLAP REVIEW ANALYSIS

maximum of Cattle that was on the property was 250 Hd
Range Cattle. There were none present at the time of
Field Exam.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume N/A (afa)
	From	To		
Recreation	1-1	12-31	0.073 cfs	N/A
Livestock	1-1	12-31	0.050 cfs	3.3
			{	{
Totals:			0.073 cfs	3.3

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 Gary Funderburg
 Signature Gary Funderburg
 Certification Date _____
 Field Report Preparation Date _____

CONDUIT SEAL

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

RECEIVED

OCT 02 1987

Lynn T & JoAnn Levy

37-7853

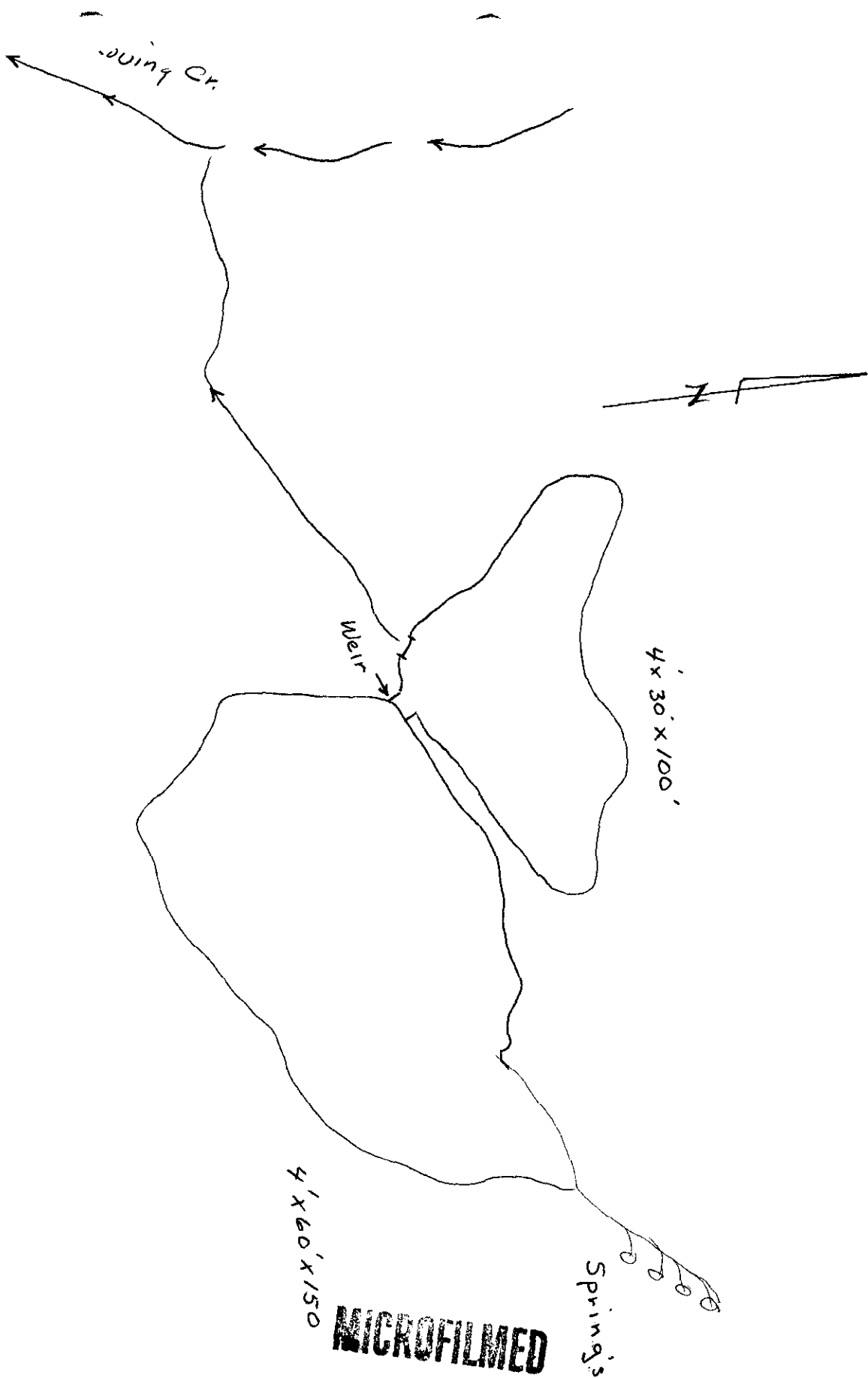


Diagram of Ponds

MICROFILMED

OCT 02 1987

Lynn T. & Jo. Ann A. Levy 37-10033

(This Pond is used for Recreation and
for Livestock use when Applicant
has cattle.

RECEIVED

OCT 02 1981





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received 100.00

Date 5/15/86

Receipt # 40135

Receipt by manya

Sent to S.O. 5/15/86



MAY 19 1986

1. Permit No. 37-7853

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE. Department of Water Resources

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Lynn T. Levy - Dry Fly Ranch

3. Post Office Address: Box 46 Sun Valley, ID 83353

Telephone No. (208) 622-5959

4. Source of Water: Unnamed Spring Trib. to Loving Creek

5. Extent of Use:

Domestic _____ (No. of households) Stockwater 500 sheep 1000 cattle (No. and type of stock)

Irrigation _____ (acres) Other/Remark _____

Power .23 cfs, Recreation - .23 cfs

6. Total rate &/or volume for which proof is submitted .23 cfs _____ acre-feet

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

8/1/84

8. Person to contact to accompany the department representative during the field examination:

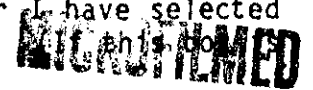
Permit holder

(Name)

(Address)

(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)



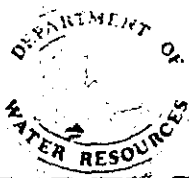
Date

5/12/86

Signature of Permit Holder (and title, if appropriate)

Lynn T. Levy

OCT 02 1986



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

37-7853
LEVY, LYNN T.
LEVY, JOANN A.
P.O. BOX 714
SUN VALLEY, ID 83353

138782

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you can change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

OCT 02 1987

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

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OCT 02 1987

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Southern Region

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

MARCH 13, 1986

LYNN T. & JO ANN A. LEVY
BOX 714
SUN VALLEY ID 83318

RE: Permit No. 37-7853

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Enclosed please find a copy of an order involving your permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

Enclosure

MICROFILMED

OCT 02 1987

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # *87-78*

DATE: *3-3-86*

Date proof received (*365 + 30*)

395

Jan 30, 1986

Proof due

305

Nov. 1, 1985

Number of day proof late

90

Priority date

+239

Aug. 27, 1980

New priority date

329

Nov. 25, 1980

Remarks:

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
JAN 30 1986

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 37-7853

Name(s) of Permit Holder: LYNN T. + JOANNE LEVY

Post Office Address: BOX 714 Sun Valley Id 83353

Telephone No. 622 5959

Source of Water: un-named spring

Extent of Use:

Domestic _____ (number of households)

Stockwater cattle - discont'd (number and type of stock)

Irrigation 175 acres (acres)

Other/Remarks: Shrub water good lands

Recreation - Wildlife - 2 ac pond -

Indicate the date water was first diverted and beneficially used under this permit: 8/1/84

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

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

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

Lynn T. Levy as above
(Name)

as above
(Address) (Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

Date 1/28/86

[Signature]
Signature of Permit Holder (and Title, if appropriate)

MICROFILMED

Buckley
Box 714
S.V. Id 83340

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

CONVERSATION MEMORANDUM

DATE January 28, 1986

FILE 37-7799 & 37-7853

NAME OF PARTY Lynn T. Levy

EMPLOYEE Rita Fleck

RE: Proof of Beneficial Use

On this date, Mr. Levy called concerning a lapse notice he had received. The lapse notice was for Permit No. 37-7799 yet Mr. Levy stated he had sent in a proof form for this permit. Upon further research, I found that he had indeed submitted a proof form, however, it has Permit No. 37-7853 on it.

I changed the Permit number on the proof and filed it with 37-7799. The permit will be reinstated with no advance in priority.

Mr. Levy is sending the proof form for Permit No. 37-7853. ~~Upon receipt of the form, the permit will be reinstated with an advance in priority.~~

MICROFILMED



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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138297

LEVY, LYNN T. & JOANN A.
P.O. BOX 714
SUN VALLEY, ID 83353

PROOF DUE NOTICE

AUGUST 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7853 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

LEVY, LYNN T. & JOANN A.
P.O. BOX 714
SUN VALLEY, ID 83353

DECEMBER 01, 1980

RE: PERMIT NO. 37-7853

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.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A LOCKABLE DEVICE THAT WILL PROVIDE THE WATERMASTER CONTROL OF YOUR DIVERSION WORKS.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING 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

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: J E Stanton

APPLICATION NUMBER: 37-7853

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works. should be dam: right
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: LT
Date: 10-31-80

Comments: Water rises around a small pond between a ditch & Loving Creek channel. A small dam has been built to contain the pond. I didn't measure the water, but .23 cfs appears to be a good estimate.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☒ No Platted by: JS Map No. V-75
☐ Yes ☒ No Other rights on same place of use. unknown
☒ Yes ☐ No* In form for advertising.
Final date for protests: 10/6/80 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/29/80 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 37-M
8-27-80 Date of priority recommended.
Special conditions of approval or cover letter. OID, 05, 08A

★ This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
By: Loren O. Halmer Date: 11-3-80 MICROFILMED

STATE OFFICE REVIEW:

- SLW/LOI OID, 05 (37M Little Wood R.) 08A, & special cond above
☐ See attached sheet for more information.
By: Robyn J. J... Date: 11/14/80

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

SEPTEMBER 5, 1980

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 billing to this office before OCTOBER 6, 1980.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
SEP 10 1980

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:

32-2853-

LEVY, LYNN T. &/or JOANN A.

P.O. BOX 714, SUN VALLEY, ID 83353

Source: UNNAMED SPRING tributary to LOVING CREEK

Date Filed: 08/27/1980

Amount: 0.23 CFS

Diversion Point: SWNE Sec 24 T 01S R 19E, BLAINE Co.

Use: STOCKWATER	(0.23 CFS)	from 01/01 to 12/31
POWER	(0.23 CFS)	from 01/01 to 12/31
RECREATION	(0.23 CFS)	from 01/01 to 12/31

Place of Use: SWNE Sec 24 T 01S R 19E

Diversion Means: DITCH, HEADGATE

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 OCTOBER 6, 1980.

C. STEPHEN ALLRED

Director

Published 9/18 & 9/25/80.

UNRECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

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

C. Stephen Allred
Director

September 3, 1980

Lynn T. & Joann A. Levy
Box 714
Sun Valley, Idaho 83353

Re: Application for Permit No. 37-7853

Dear Mr. & Mrs. Levy:

Enclosed is your receipt No. 16574 for checks No. 92-309 in the amounts of \$35.00 and \$10.00 for the above referenced application for permit which was received in this office August 27, 1980.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED

IDENT. NO. 37-7853

WATER RIGHT
DATA ENTRY LOG[illegible]