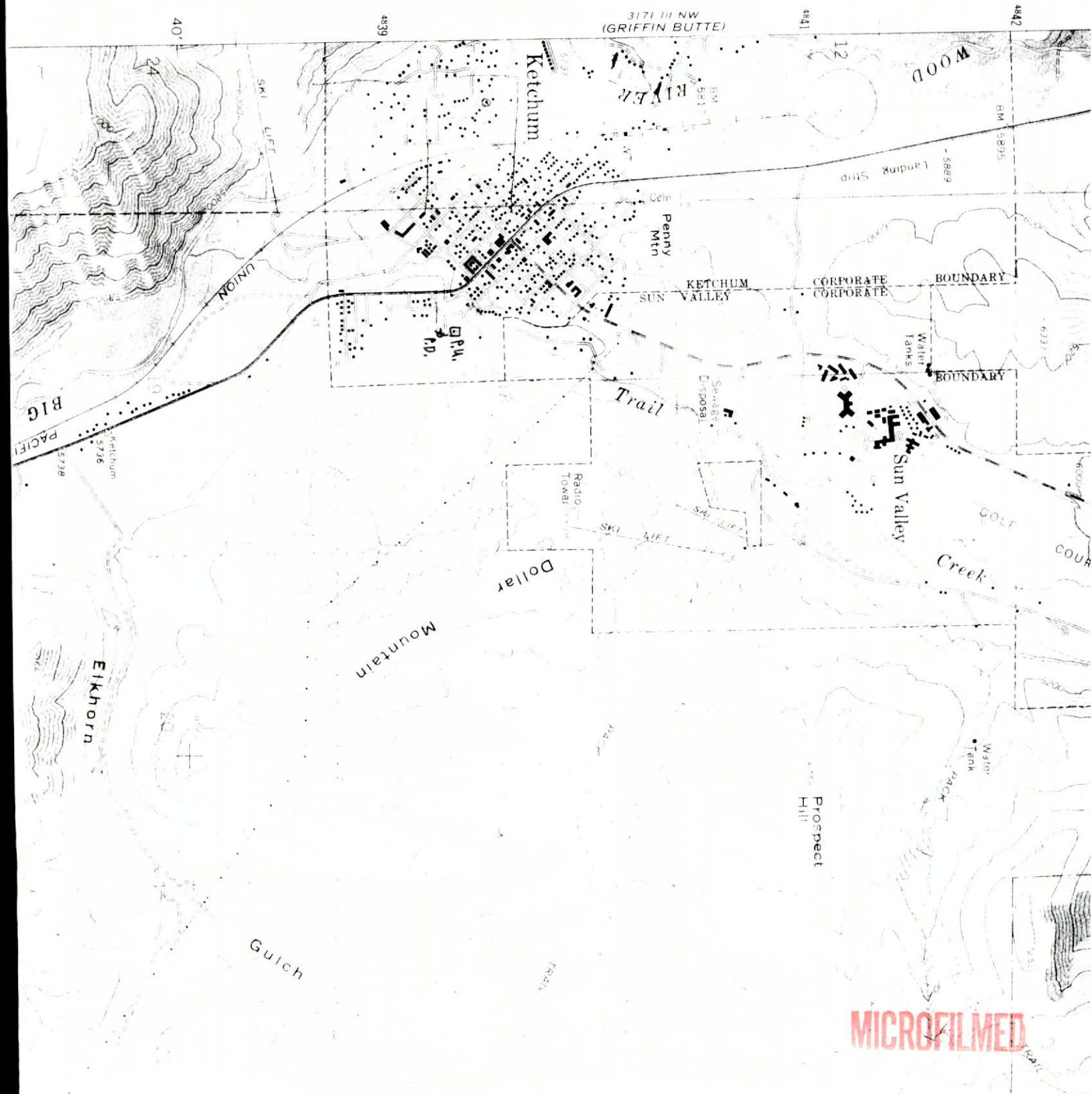




MICROFILMED

AFFIDAVIT PUBLICATION

State of Idaho, }
 Connty of Blaine } SS.

Gordon O. Gasmann, 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 26 day of July, 1979, and the date of the last publication was on the 2 day of August, 1979.

Subscribed and sworn to before me this 13 day of August, 1979.
 (SEAL)
Roberta Breckenridge
 NOTARY PUBLIC

WOOD RIVER JOURNAL Hailey, Idaho COST OF PUBLICATION

Number of Lines in Notice	<u>38</u>	
Number of Insertions	<u>2</u>	
Lines tabular at	39c	
<u>38</u> Lines straight at	26c	<u>9.88</u>
<u>38</u> Subsequent lines at	15c	<u>5.70</u>
TOTAL COST		<u>15.58</u>

COPY OF NOTICE

(Paste Here)

Permit 37-7787

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resource
1041 Blue Lakes Blvd N

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-7787

Name: Matthes, Paul N. &/ or Susan L.
 Address: P.O. Box 253, Sun Valley, Idaho 83353

Source: Unnamed Spring tributary to Sinks

Priority Date: 06/27/1979

Amount: 0.14 cfs

Diversion Point: NESW, Sec. 18, T04N, R18E, Blaine County

Use: Irrigation--(0.02 cfs) from 04/01 to 11/01

Fire Protection Storage--(0.03 ac-ft) from 01/01 to 12/31

Fire Protection from Storage--(0.14 cfs) from 01/01 to 12/31

Place of Use: NESW, Sec. 18, T04N, R18E, for 1 acre

Diversion Means: Pipeline and pump

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301, and received on or before August 13, 1979.

C. Stephen Allred
 Director

Publish: Wood River Journal -- July 26, August 2, 1979.

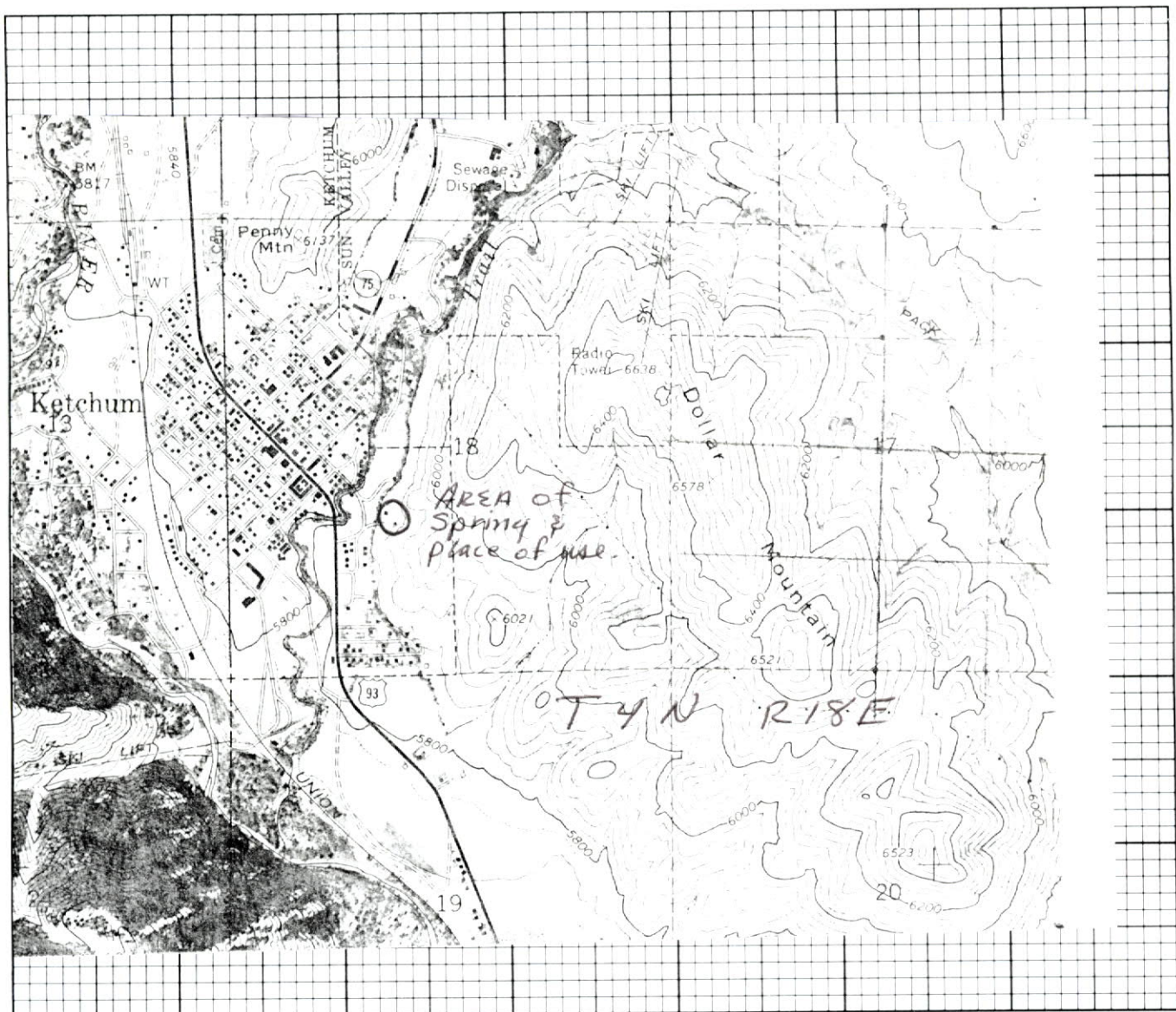
RECEIVED

Nº 0901

AUG 15 1979

Department of Water Resources
 Secretary's Office

10. Other water rights on these lands none
11. Other water right diverted from same p.d. none
12. **Diverson and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ ~~Picture~~ Photo of Diverson & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks The large tank has alid on it where the fire dept. could
Install a Sub. pump for fire protection.
There are no other use.
15. 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
16. Examiner's/Consultant's Signature Gary Funderburg Date 8/23/84
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

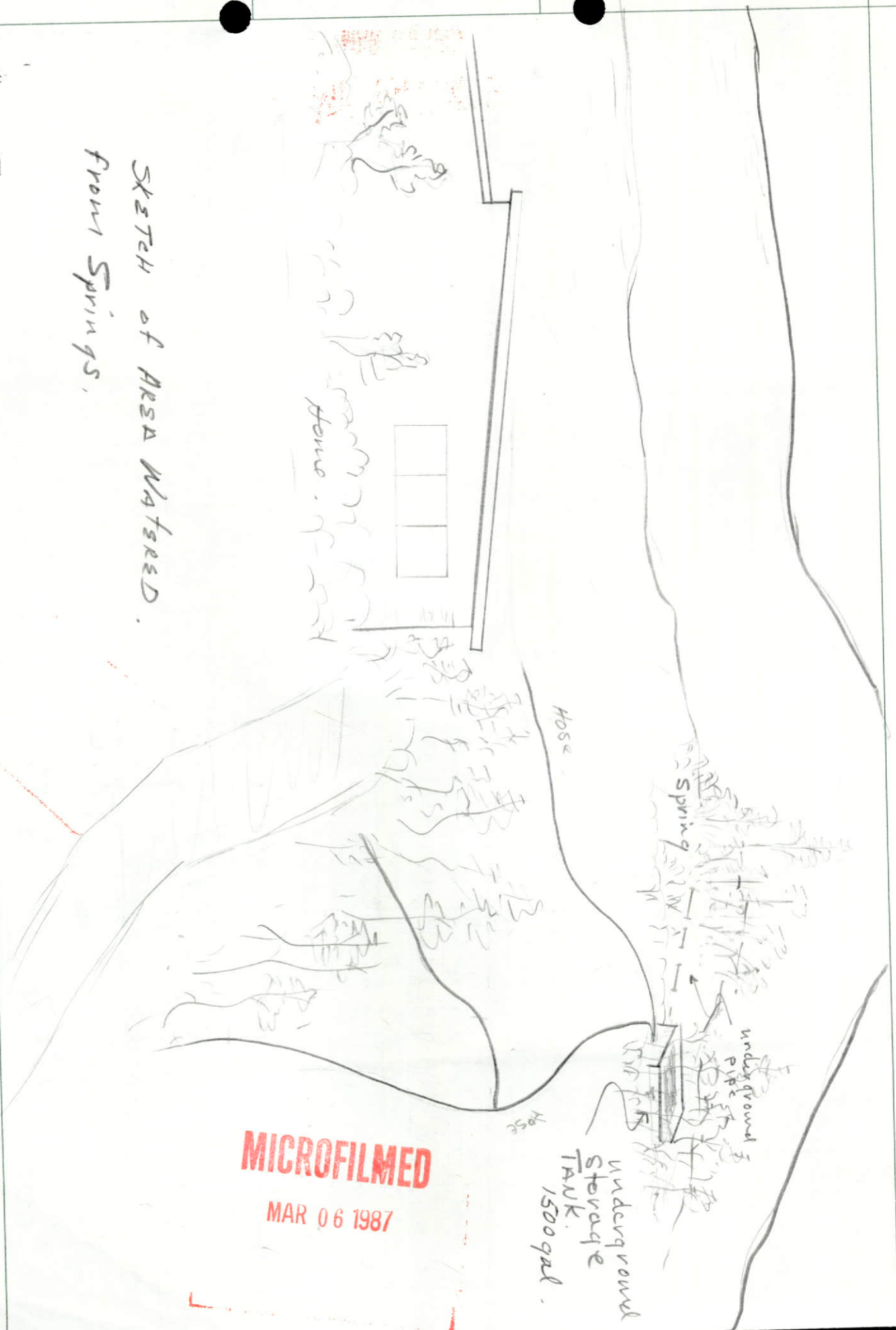
Date

CONSULTANT SEAL

MICROFILMED

MAR 06 1987

Sketch of Area Watered
from Springs.



MICROFILMED
MAR 06 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7787 Priority June 27, 1979 Amount 0.01 cfs

THIS IS TO CERTIFY, that Paul N. &/or Susan L. Matthes
of Sun Valley, Idaho, has complied with the terms and conditions of Permit
No. 37-7787 issued pursuant to Application for Permit dated June 27, 1979,
and has submitted proof to the Department of Water Resources on July 13, 1984,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.01 cfs of water from a spring,
tributary to sinks, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.01</u> cfs and	<u>1.5</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.01 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.5 acre feet per year, said waters to be diverted within the NE1SW4 Section 18,
Twp 4N, Rge 18E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	18E	18									0.5								0.5

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Total number of acres irrigated 0.5

MAR 06 1987

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, **Idaho Code**, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

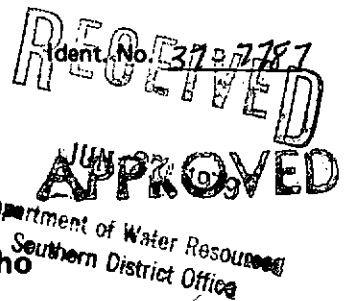
c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19TH day of JANUARY, 19 87.

Norm Young
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho



1. Name of applicant Paul N. &/or Susan L. Matthes Phone None

Post office address Box 253, Sun Valley, Idaho 83353

2. Source of water supply Unnamed Spring which is a tributary of sinks

3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18 Township 4N

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

4. Water will be used for the following purposes:

Amount 0.02cfs for irrigation purposes from Apr 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.14cfs for fire pro- storage purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.03AF for storage purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

5. Total quantity to be appropriated:

a. 0.14 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pipeline to storage tank, pump, pipeline
to place of use

b. Height of storage dam _____ feet, active reservoir capacity 0.03 acre-feet; total reservoir
capacity 0.03 acre-feet, materials used in storage dam: storage in 10,000 gallon concrete
Period of year when water will be diverted to storage Jan 1 to Dec 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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 18 Township 4N

Range 18E B.M.

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

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

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

(5) If water is to be used for other purposes describe: fire protection for single-family home
to be used in addition to or in place of existing domestic well

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	
4N	18E	18									1								1

Total number of acres to be irrigated 1

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

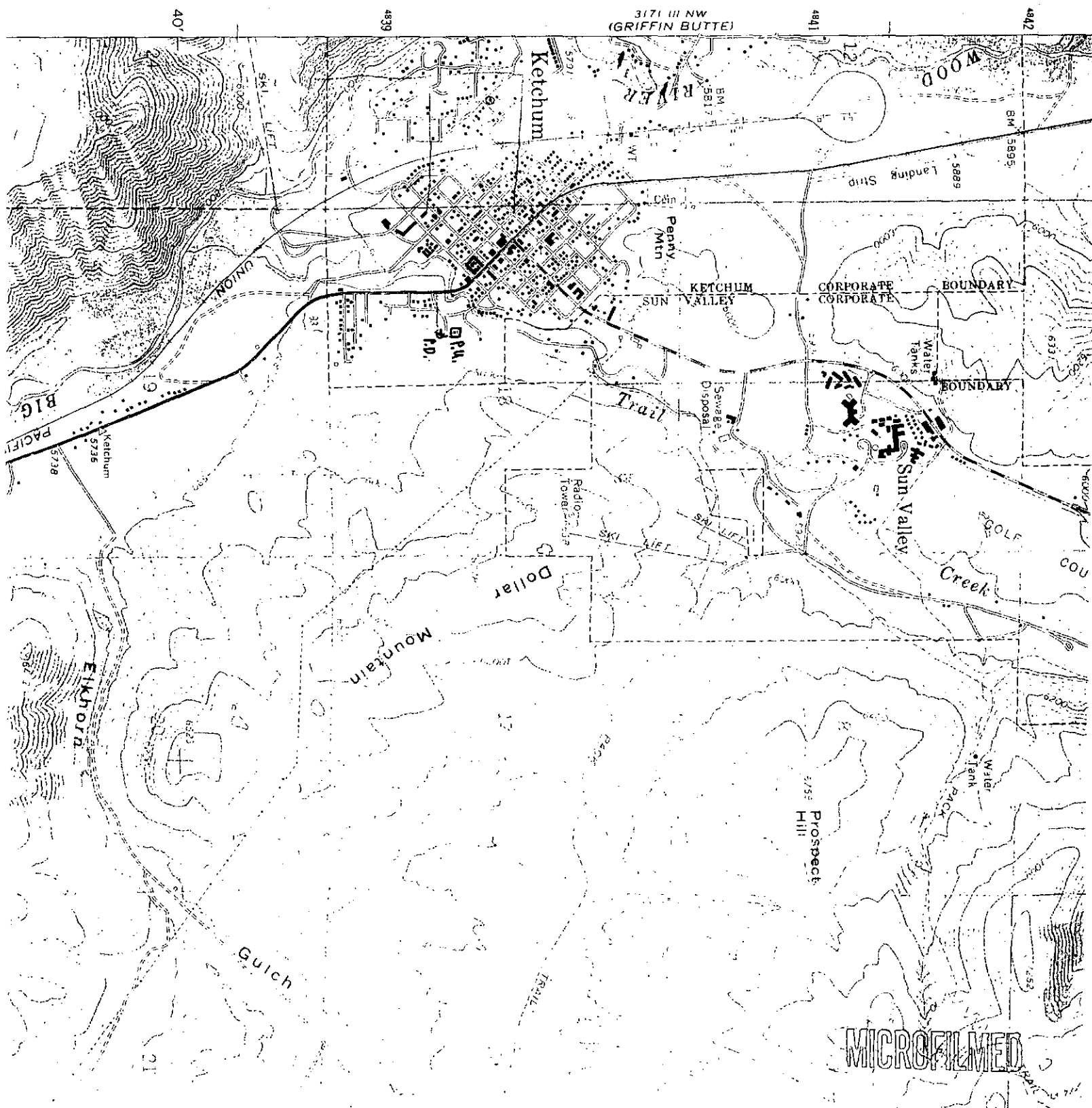
Claim 37-4024 on domestic well

9. a. Who owns the property at the point of diversion Carl Curtis

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

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 spring has been used for many years on other lands, but its use has recently been abandoned as other sources of water became available. This is a very small spring that does not flow on the ground surface at all; entire flow goes into a concrete tank, with overflow running in a buried pipe.



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

[illegible]

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.

Paul H. Matthews

(Applicant)

Proposed Priority 1-2-11

Received by JA Date 6-27-77 Time 2:55 pm
Preliminary check by ADM Fee \$ 20.00
Receipted by manya Date 6-27-79 # 13248
Publication prepared by manya Date 7/12/79
Published in usad river journal
Publication dates 7/26 + 8/2/79
Publication approved manya Date 7/20/79
Protests filed by: _____

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

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. 37-7787 , 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 September 1 , 19 84 .
 - 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: _____

Witness my hand this 13th day of September , 19 79 .

A. Glen Saxton
Chief, Cr. Bureau

AFFIDAVIT PUBLICATION

State of Idaho, }
 Connty 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 26 day of July

1979, and the date of the last publication was on the 2

day of August, 1979.

Subscribed and sworn to before me this 13

day of August, 1979.

(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number of Lines in Notice 38

Number of Insertions 2

Lines tabular at 39c

38 Lines straight at 26c 9.88

38 Subsequent lines at 15c 5.70

TOTAL COST 15.58

COPY OF NOTICE

(Paste Here)

Permit 37-7787

TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water Resource
1041 BLUE LAKES Blvd N

NOTICE OF APPLICATION FOR WATER RIGHT

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

37-7787

Name: Matthes, Paul N. &/ or Susan L.
 Address: P.O. Box 253, Sun Valley, Idaho 83353

Source: Unnamed Spring tributary to Sinks

Priority Date: 06/27/1979

Amount: 0.14 cfs

Diversion Point: NESW, Sec. 18, T04N, R18E, Blaine County

Use: Irrigation--(0.02 cfs) from 04/01 to 11/01

Fire Protection Storage--(0.03 ac-ft) from 01/01 to 12/31

Fire Protection from Storage--(0.14 cfs) from 01/01 to 12/31

Place of Use: NESW, Sec. 18, T04N, R18E, for 1 acre

Diversion Means: Pipeline and pump

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301, and received on or before August 13, 1979.

C. Stephen Allred
 Director

Publish: Wood River Journal -- July 26, August 2, 1979.

RECEIVED
 No 0901
 AUG 15 1979

Department of Water Resources
 Section of Water Rights



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

~~JOHN V. EVANS~~

Governor

A. KENNETH DUNN

Director

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

February 4, 1987

RE: Permit No. 37-7787

Paul N. &/or Susan L. Matthes
Box 253
Sun Valley, ID 83353

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

MicroFILMED

MAR 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

OCT 15 1985

37-7787

Permit No.

Department of Water Resources

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

System was so that no one could meas.
water was not usable Leon Springs to Tank
The hose used to water w/ had pin holes all about
so the water would percolate out on the ground
at its own rate.

- b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3.0 \times 0.5 = 1.5$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

- c) Volume Calculations for Other Uses:

Pine protection not needed.

2. Overlap Review

- a) Other water rights with same place of use: NO
- b) Other water rights with same point of diversion: NO
- c) Analysis:

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MAR 06 1987

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
37-7787	6-21-1979	C.S.I	6-21-1979	7-13-1984	C.S.I

4. Permit Holder: Paul N. & Susan L. Mathes MATTHES

Address: Box 253, Sun Valley, Ida

5. Source: Spring tributary to Sink

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Irrigation</u>	<u>4-1 11-1</u>	<u>0.01</u>	<u>370 1.5</u>
<u>Fire protection</u>	<u>1-1 12-31</u>	<u>0.02 cfs</u>	

Allowable Maximums: 0-03 cfs 370 1.5

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			1 E		18	4 N	18 E	BLAINE

8. Place(s) 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	
4N	18E	18										0.5							0.5
Total Acres																			0.5

9. Recommended Conditions/Remarks:

10. 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

11. Examiner's Signature Sally Funderburg Date 8/20/85

Checked in Regional Office by JF Stanton Date 8-26-85

Approved in State Office by _____ Date 11-10-86



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

November 10, 1986

RE: Permit No. 37-7787

Paul N. &/or Susan L. Matthes
Box 253
Sun Valley, ID 83353

Dear Permit Holder(s):

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

If you do not concur with the information shown on the draft license, please advise the Department within ten (10) days. If you have any questions, please let us know; otherwise, the license will be issued as identified on the draft copy.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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MAR 06 1987

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OCT 22 1986

Department of Water Resources
Southern Region Office

Box 255
Sun Valley
Idaho 83353
Oct. 22, 1986

Southern Region Supervisor
State of Id. Dept. of WATER Resources
1041 Blue Lakes Blvd. N.
Twin Falls, Id. 83301

Dear Mr. Loren O. Holmes, P.E.;

Thanks very much for your letter of July 28, 1986 concerning permit 37-7787 and completion of the field report prior to licensing.

I would greatly appreciate expediting the licensing process as I am planning to be divorced in the near future, so believe this would be considered a special need.

Thank you.

Sincerely,

Susan L. Matthes

Susan L. Matthes

RECEIVED

MAR 06 1987

P.S.

Were we given a license # on our house well, Claim to a Water Right No. 37-4024, please? Are Claim and Permit #s the same as license #s? Last letter in my file re. this is June 15, 1973.

Thanks,

SLM

FROM Loken Holmes - Southern

TO State Office

RECEIVED

OCT 31 1986

DATE 10/30/86

SUBJECT 37-7787

Department of Water Resources

Attached is a request to expedite licensing.

We are responding to the question about the claim.

LH.

SIGNATURE

RECEIVED

OCT 15 1985

Department of Water Resources
Permit No. 37-7787

1. Owner: Paul N. &/or Susan L. Matthes Phone No. _____
Current Address: Bx 253, Sun Valley, Idaho 83353
2. Accompanied by: Paul Matthes EXAM. DATE: 8-20-85
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Spring tributary to Sinks

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
Spring is piped into a large Concrete Basin
1500 gal. Storage tank. The water is then piped
over to Areas around the house for Irrigation.
Thru a Small garden hose. The hose had pin like holes
in it all the way along it. It was not possible for me
to measure it. See Remarks.

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

7. Measurements ☐ Additional data/computation sheets attached

from what I could see the Spring does flow from the nose around .01 cfs. If a pump was put into the Spring I would think it would drain quite fast. Single Family Home w/ lawn & Grassy Area .02 cfs. five Prot

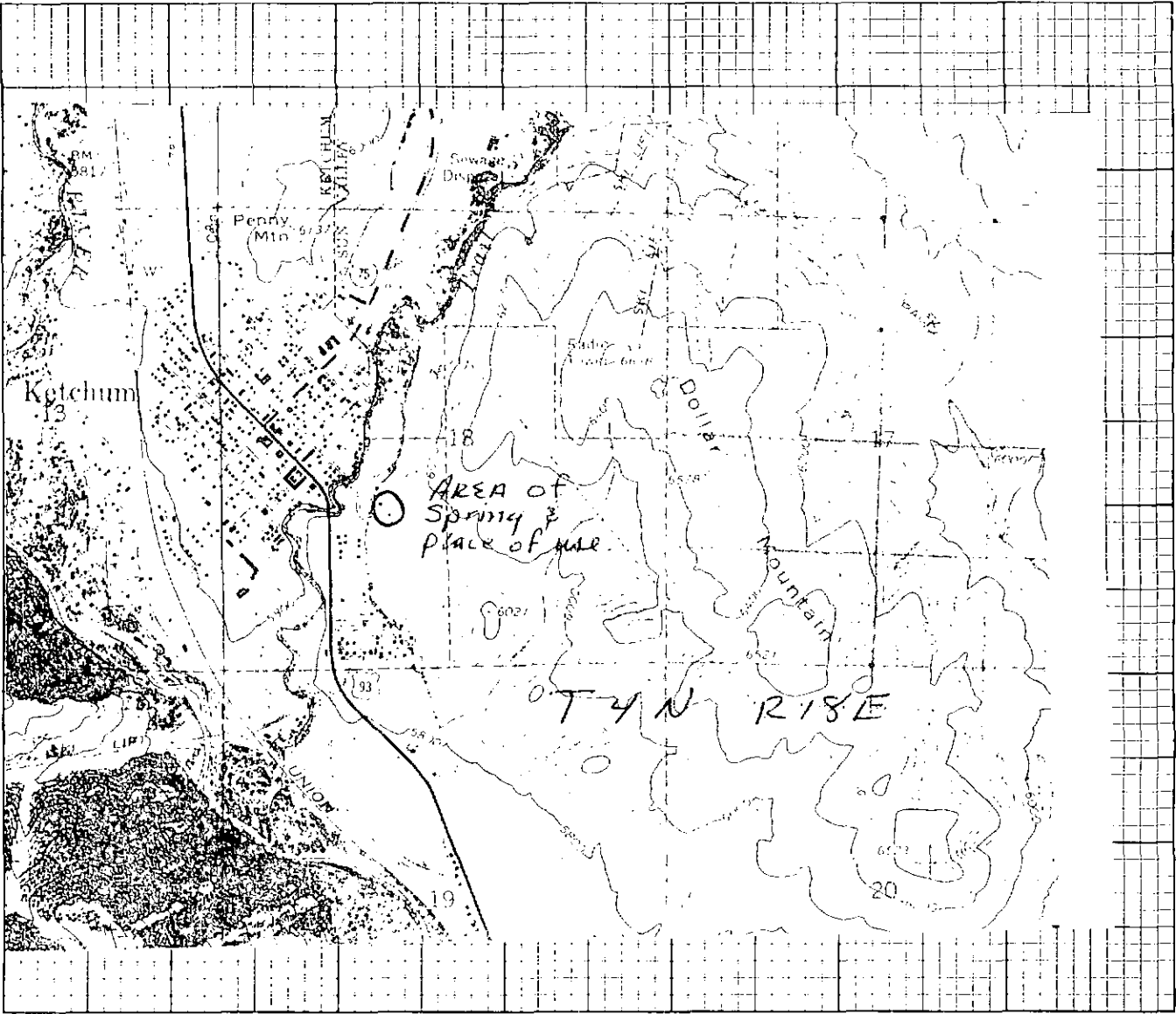
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[illegible]

10. Other water rights on these lands none
11. Other water right diverted from same p.d. none
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ ~~Picture~~ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks The large tank has ahd on it where the fire dept. could
Install a Sub. pump for fire protection.
There are no other use.
15. 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
16. Examiner's/Consultant's Signature Gary Zunderburg Date 8/23/87
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____
- Date
- CONSULTANT SEAL

~~SECRET~~

3504

underground

underground
Storage
Tank.
1500 gal.

MAR 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 29, 1984

PAUL N. & SUSAN L. MATTHES
BOX 253
SUN VALLEY ID 83353

RE: Permit No. 37-7787

Dear Permit Holder:

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

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MAR 06 1987

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit 37-7787

Name(s) of Permit Holder: MATTHEES, PAUL N, SUSAN L

Post Office Address: Box 253

SUN VALLEY, IDAHO, 83353 Tel. No. 726-5131

Source of Water: SPRING

Extent of Use: ☐ Domestic (number of households)
☒ Stockwater GEESE, CHICKENS (number and type of stock)
☒ Irrigation 1/2 (acres)
☐ Other

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

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

July 12, 1984 Date Paul N. Matthees Signature of Permit Holder

Box 3
S.V. 83353



RECEIVED

JUL 20 1964



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATE HOUSE

BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138910

MATTHES, PAUL N. & SUSAN L.
BOX 253
SUN VALLEY, ID 83353

PROOF DUE NOTICE

JUNE 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 37-7787 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD 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 POSTCARD 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

RECEIVED
JUN 30 1984

IDENT. NO. 37-7787

WATER RIGHT
DATA ENTRY LOG

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

September 17, 1979

Paul & Susan Matthes
Box 253
Sun Valley, Idaho 83353

Dear Mr. & Mrs. Matthes,

RE: Permit No. 37-7787

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: ADM APPLICATION NUMBER: Matthes, Paul N./Susan
37-7787

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ 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: G.F.
Date: 8-16-79
Comments: See Memo.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Request Map or Aerial photo

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: JA Map No. X-24
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 8/13/79
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/15/79
☒ 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
6-27-79 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Loren O. Halmer Date: 9-10-79

STATE OFFICE REVIEW:

- IDaho POWER LETTER w/o conditions
☐ See attached sheet for more information.

By: Jmi Date: 9/13/79

RECEIVED
MICROFILMED
Department of Water Resources

INTER-DEPARTMENT MEMO — 1

FROM Gary Funderburg

DATE August 16, 1979

TO File

SUBJECT Surface Water Application 37-7787

August 15, 1979 I made a field trip to exam the proposed source of water and place of use. At the time of the exam there was no water running from the Unnamed Spring. Applicant says there is water available at certain times of the year. No other users of this spring. Applicant has a concrete cistern culinary use.

MICROFILMED

SIGNATURE

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:

32-2282-

NAMES: PAUL N. &/or SUSAN L.

SUN VALLEY, ID 83353

Source: UNNAMED SPRING tributary to SINKS

Priority Date: 06/27/1979

Amount: 0.14 CFS

Diversion Point: NESW Sec 18 T 04N R 18E, BLAINE Co.

Use: IRRIGATION (0.02 CFS) from 04/01 to 11/01
FIRE PROT. STORAGE (0.03 AC-FT) from 01/01 to 12/31
FIRE PROT. FROM STORAGE (0.14 CFS) from 01/01 to 12/31

Place of Use: NESW Sec 18 T 04N R 18E FOR 1 ACRES

Diversion Means: PIPELINE AND PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before AUGUST 13, 1979.

C. STEPHEN ALLRED

Director

Published 7/26 & 8/²/79.

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**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

37-7787

Name: Matthes, Paul N. &/ or Susan L.
Address: P.O. Box 253, Sun Valley, Idaho 83353

Source: Unnamed Spring tributary to Sinks

Priority Date: 06/27/1979

Amount: 0.14 cfs

Diversion Point: NESW, Sec. 18, T04N, R18E, Blaine County

Use: Irrigation--(0.02 cfs) from 04/01 to 11/01

Fire Protection Storage--(0.03 ac-ft) from 01/01 to 12/31

Fire Protection from Storage--(0.14 cfs) from 01/01 to 12/31

Place of Use: NESW, Sec. 18, T04N, R18E, for 1 acre

Diversion Means: Pipeline and pump

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301, and received on or before August 13, 1979.

C. Stephen Allred
Director

Publish: Wood River Journal -- July 26, August 2, 1979.

*sk
marya
7/26/79*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 12, 1979

Wood River Journal
P.O.Box 988
Hailer 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 AUGUST 13, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

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