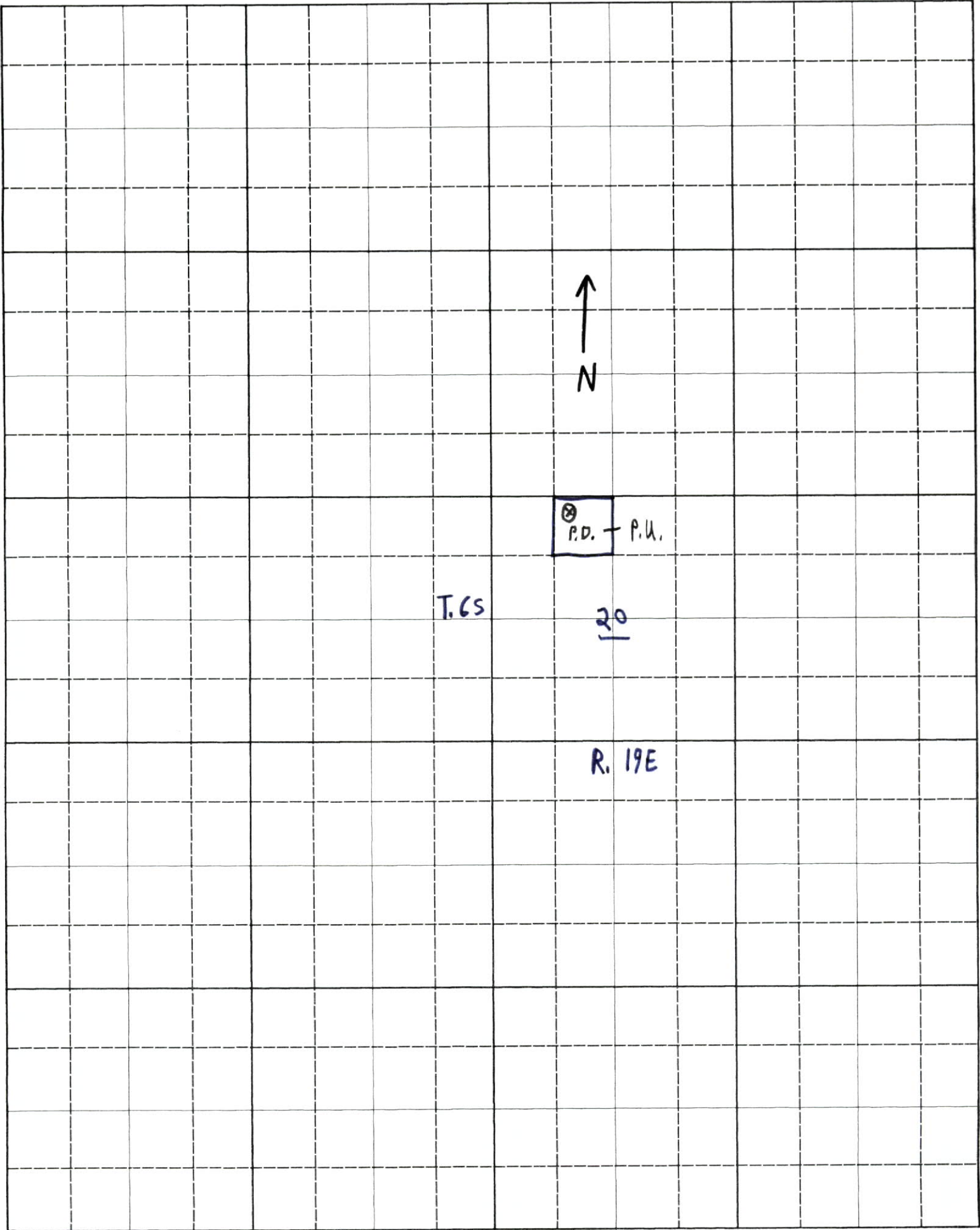


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Steve Shaw
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

MAR 23 1979

State of Idaho, }
County of Lincoln } SS.

Department of Water Resources
Shoshone District Office

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

each week for two consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 15 day of March, 1979, and the date of the last publication was on the 22 day of March, 1979.

Melba Thorne

Subscribed and sworn to before me this 22 day of March, 1979.
(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice

Number of Insertions

..... Lines tabular at 315c

44 Lines straight at 21c 9.24

44 Subsequent lines at 15c 6.60

TOTAL COST 15.84

COPY OF NOTICE

(Paste Here)

Water Permit
TITLE OF NOTICE

37-7768 Shaw
PLAINTIFF ATTORNEY

Legals

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:

37-7768

SHAW, STEVEN R.
DIETRICH, ID 83324
Source: GROUNDWATER
Date Filed: 02/28/1979
Amount: 1.43 CFS
Diversion Point: NENW Sec 20 T 06S R 19E NENW Sec 20 T 06S R 19E, LINCOLN Co.
Use: STOCKWATER (1.10 CFS) from 01/01 to 12/31
COMMERCIAL (0.33 CFS) from 01/01 to 12/31
Place of Use: NENW Sec 20 T 06S R 19E
Diversion Means: WELL & PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before APRIL 2, 1979.

/s/ C. Stephen Allred
Director

Pub: 3-15, 22

Nº 1940

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 37-7768

1. Owner: W. H. Shaw

Phone No. 544-7534

Current Address: 411 S. 750 E., Dietrich, ID 83324

2. Accompanied by: _____ EXAM. DATE: 9-4-87

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

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

☐ Copies Attached

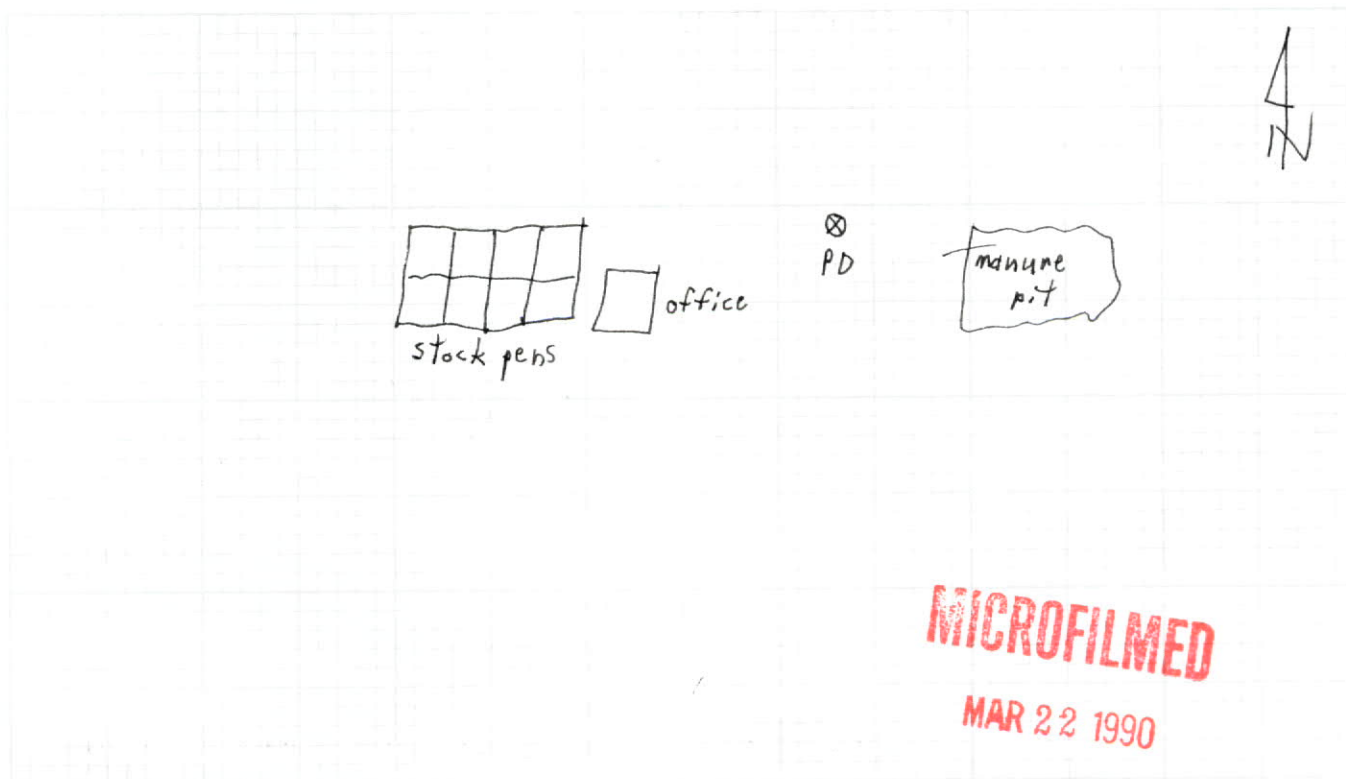
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☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



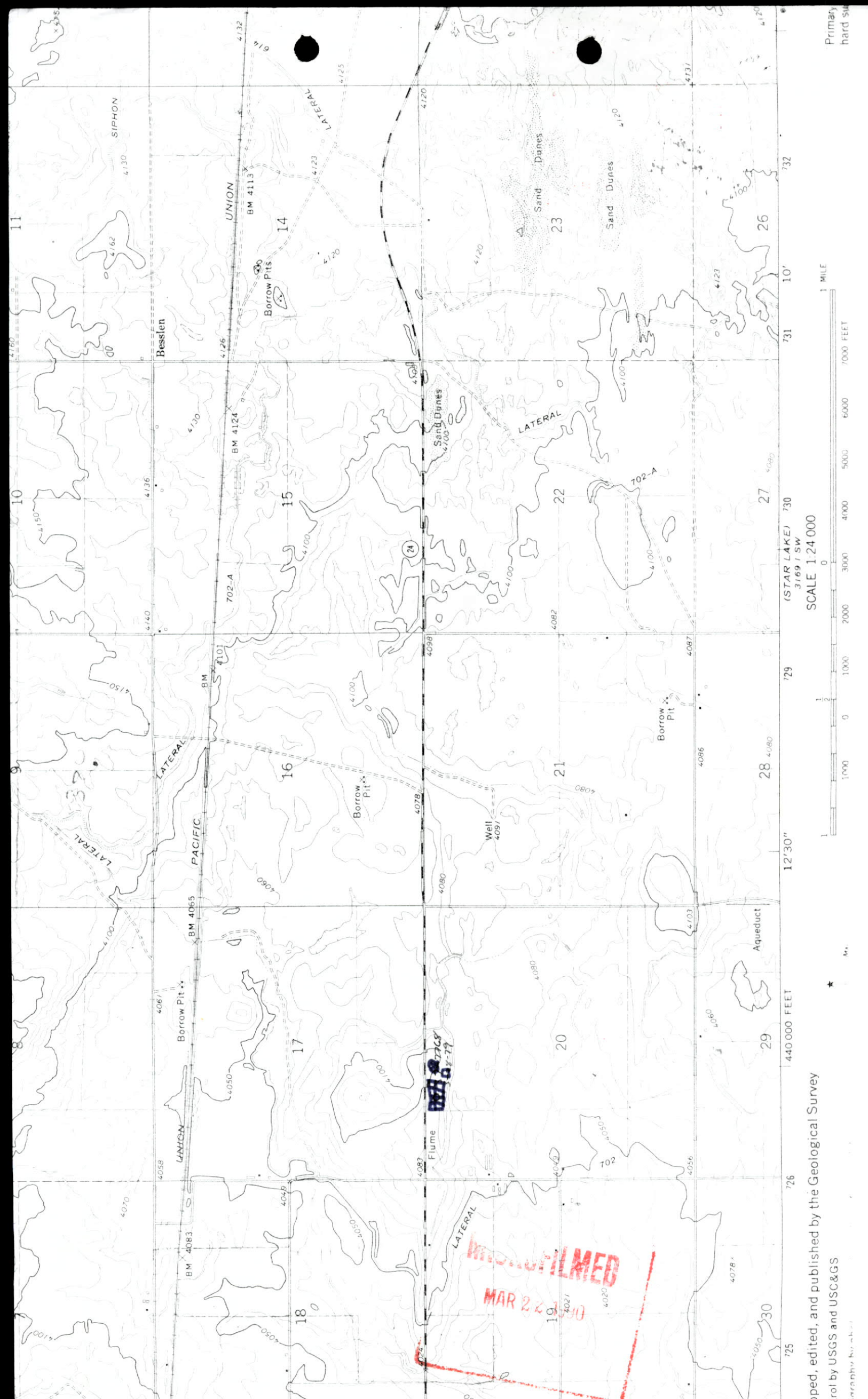
Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).



Map prepared, edited, and published by the Geological Survey
of the United States
by USGS and USC&GS

SCALE 1:24 000

1 MILE
7000 FEET

Primary
hard soil

718

18/17

W. BOWMAN

C 211
126C
T531

89
12/16

MICROFILMED
MAR 22 1990

C 210
124C
T535

N. BOWMAN

A 98.0

W. BOWMAN

C 211
125C
T536

R. KISSLER

C 194
75C
T525

A 17.4

C 20.6

B 19.1

D 18.7

18/17
19/20

a. C 16
65C
SORENSEN

SHAD ID

PU
FEED
LOT

A 28

C 8.9

B 1.4

E 4.3

A 14.8

L. STIMPSON

D 19.4

BU

A 8.1

C 34.2

B 27.2

C 20
68C
MT 462

E 85.8

F 15.3

37-7768

P/D looking east.

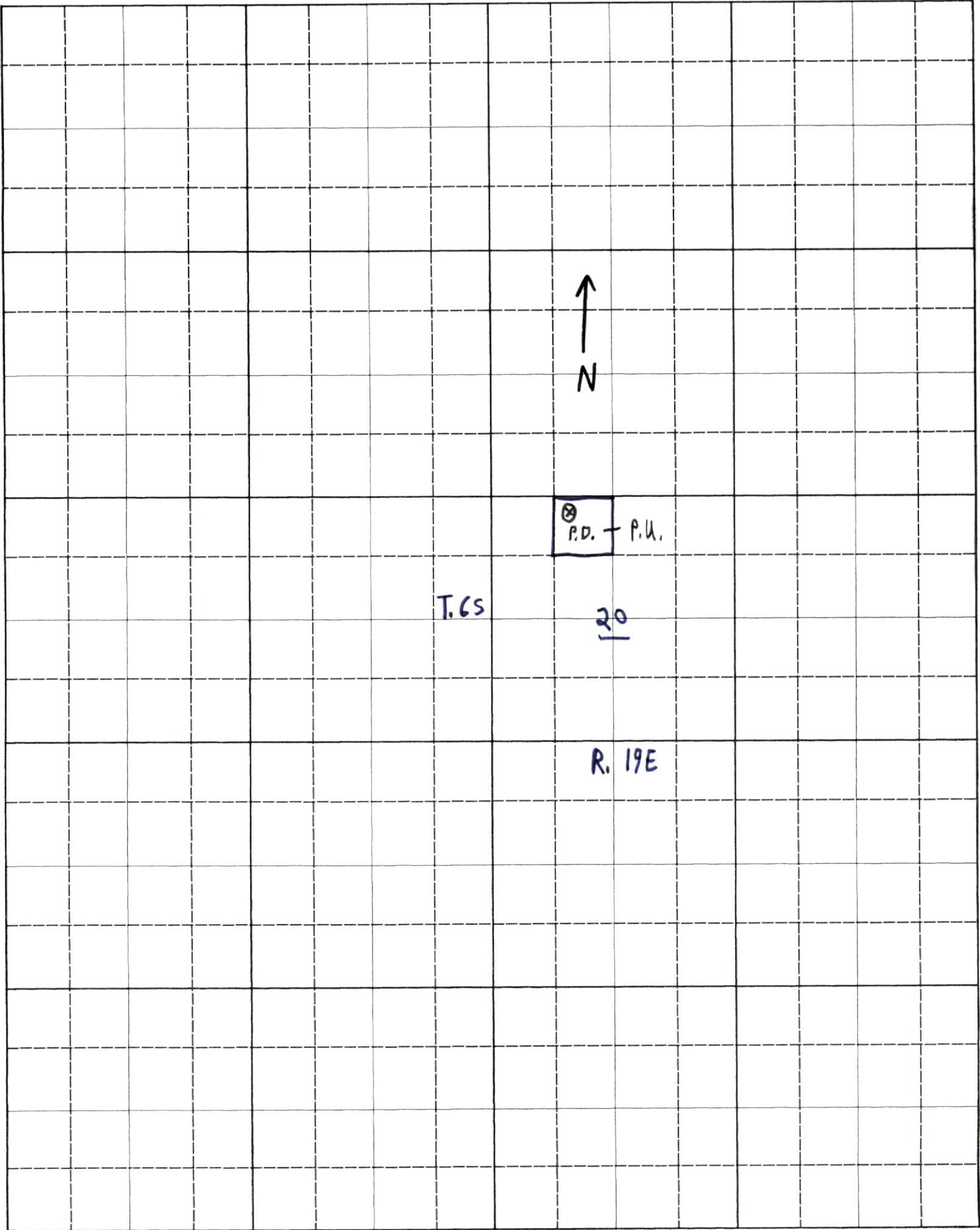


P/U looking west



MICROFILMED
MAR 22 1990

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.

Steve Shaw
(Applicant)

RECEIVED

AFFIDAVIT of PUBLICATION

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MAR 23 1979

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Director

Pub: 3-15, 22

No. 1940

MICROFILMED

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DEPARTMENT OF WATER RESOURCES
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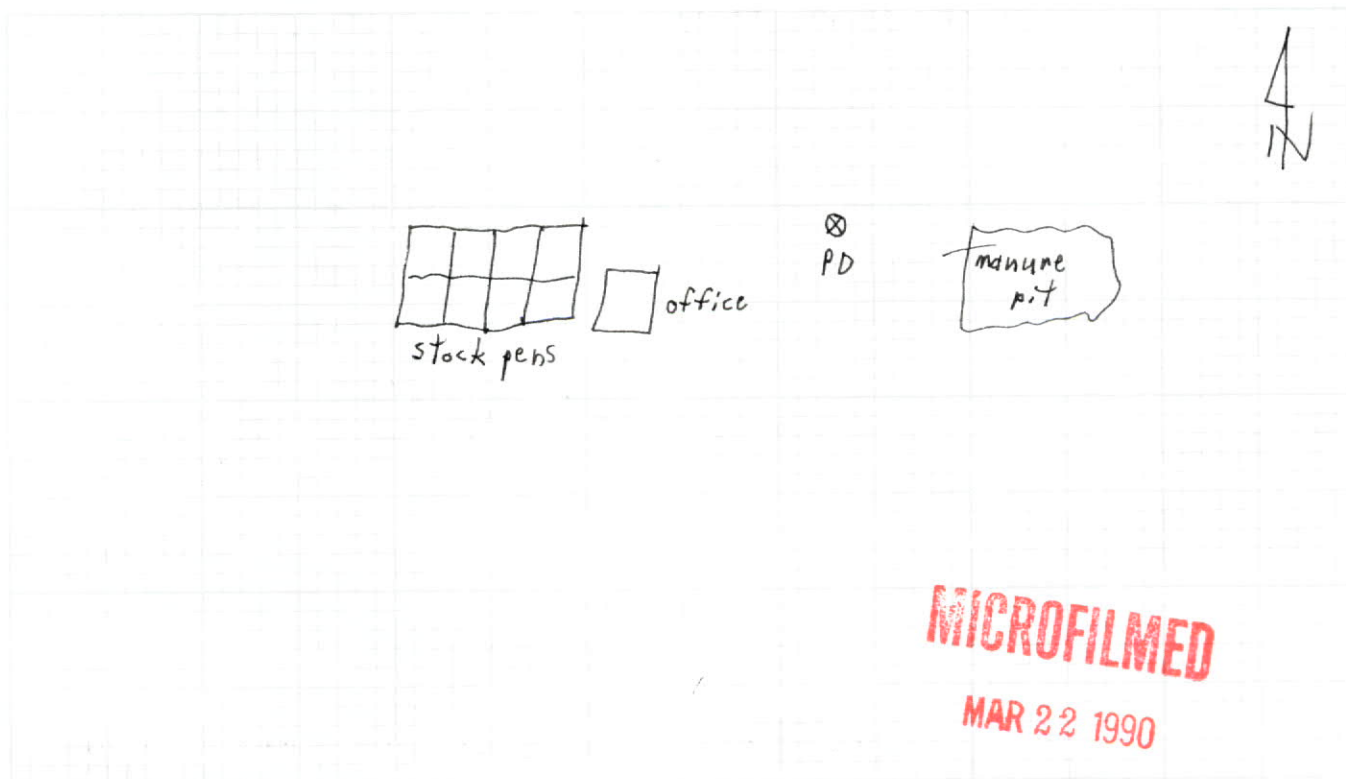
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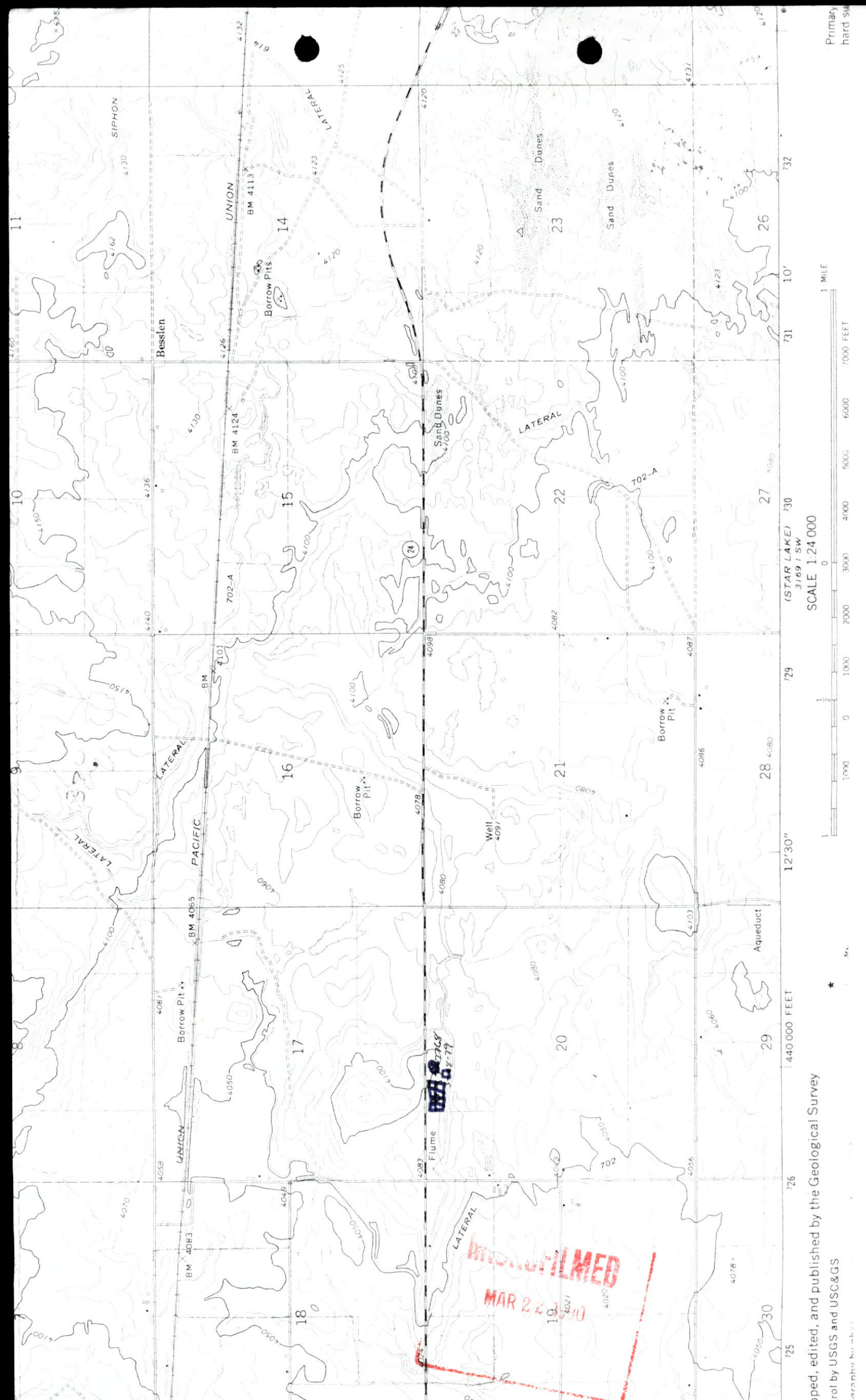
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Showing location(s) of point(s) of diversion and
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☒ Photo of Diversion and System Attached

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Map prepared, edited, and published by the Geological Survey
by USGS and USC&GS

Primary
hard

718

18/17

W. BOWMAN

C 211
126C
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89
12/16

MICROFILMED
MAR 22 1990

C 210
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A 17.4

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A 28

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L. SIMPSON

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A 8.1

C 34.2

E 85.8

B 27.2

C 20
68C
MT 462

F 15.3

37-7768

P/D looking east.



P/U looking west



MICROFILMED
MAR 22 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-07768

Priority: February 28, 1979

Maximum Diversion Rate: 0.18 CFS
Maximum Diversion Volume:¹ 67.0 AF

This is to certify, that STEVEN R. SHAW
C/O WILLIAM H. SHAW
411 S. 750 E.

DIETRICH, ID 83324 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 28, 1979; and has submitted Proof of Beneficial Use on June 30, 1983. An examination indicates that the works have a diversion capacity of .180 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.18 CFS	67.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 20, Township 06S, Range 19E
LINCOLN County

PLACE OF USE: STOCKWATER

TWN RGE SEC

06S 19E 20 NENW

CONDITIONS/REMARKS:

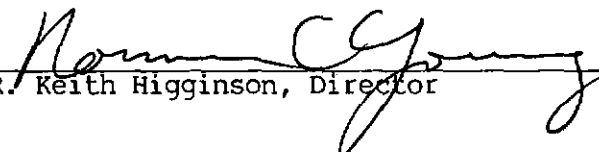
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 9th day of MARCH, 1990.

MICROFILMED

MAR 22 1990

Acting for R. Keith Higginson, Director



JAY D. SUDWEEKS
MAY, MAY, SUDWEEKS, SHINDURLING & STUBBS
516 SECOND STREET EAST
P.O. BOX 1846
TWIN FALLS, IDAHO 83303
TELEPHONE (208) 733-7180
ATTORNEYS FOR Personal Representative
7-15-85 jhq

DISTRICT COURT
LINCOLN CO., IDAHO

'85 JUL 24 PM 1:21

Dana Sturgeon
BY *Jenny K. Dinger*
CLERK
DEPUTY CLERK

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF LINCOLN
MAGISTRATE DIVISION

* * * * *

IN THE MATTER OF THE ESTATE OF)
STEVEN REED SHAW,)
Deceased.)

Case No. E-85-17
LETTERS TESTAMENTARY

* * * * *

The Will of STEVEN REED SHAW having been admitted to
informal probate, William Hubert Shaw is hereby appointed
Personal Representative of the Estate.

WITNESS: J. William Hart, Magistrate of the District
Court, County of Lincoln, State of Idaho, with the seal of the
Court affixed the 25 day of July, 1985.

RECEIVED

MAY 26 1987

Department of Water Resources
Southern Region Office

J. William Hart
J. WILLIAM HART, MAGISTRATE
MICROFILMED

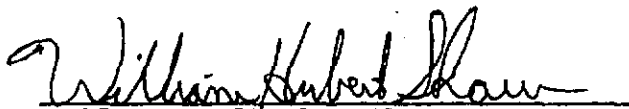
MAR 22 1990

LETTERS TESTAMENTARY - 1

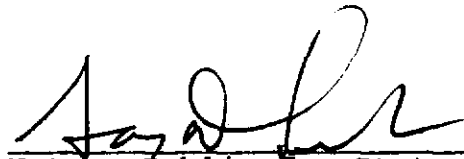
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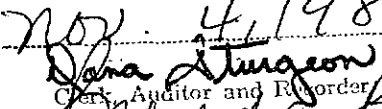
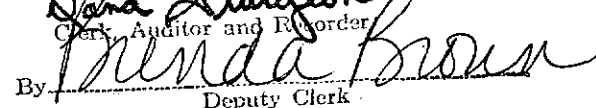
STATE OF IDAHO)
County of Twin Falls) ss.

I, William Hubert Shaw, hereby accept the duties of
Personal Representative of the Estate of STEVEN REED SHAW,
deceased, and do solemnly swear that I will perform according
to law, the duties of Personal Representative of said estate.


WILLIAM HUBERT SHAW

SUBSCRIBED AND SWORN To before me this 16th day of
July, 1985.


Notary Public for State of Idaho
Residing at Twin Falls, therein.

STATE OF IDAHO } ss
COUNTY OF LINCOLN }
I hereby certify that the foregoing is a true copy of
the original instrument on file in my office.
Dated Nov. 4, 1986

Dana Sturgeon
Clerk, Auditor and Recorder
By 
Minda Brown
Deputy Clerk

MICROFILMED
MAR 22 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-7768

RECEIVED

APPROVED

Department of Water Resources
Southern District Office

To appropriate the public waters of the State of Idaho

1. Name of applicant Steven R. Shaw Phone 544-2276

Post office address Rt. 1, Dietrich, Idaho 83324

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20 Township 6S

Range 19E B.M. Lincoln County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.1 for livestock purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.33 for dust control purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 1.43 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

well and pump

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

capacity _____ acre-feet, materials used in storage dam: _____

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

c. Proposed well diameter is 8 inches; proposed depth of well is 300 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 NW $\frac{1}{4}$ of Section _____ Township 4-16-79 SS.

Range _____ B.M.

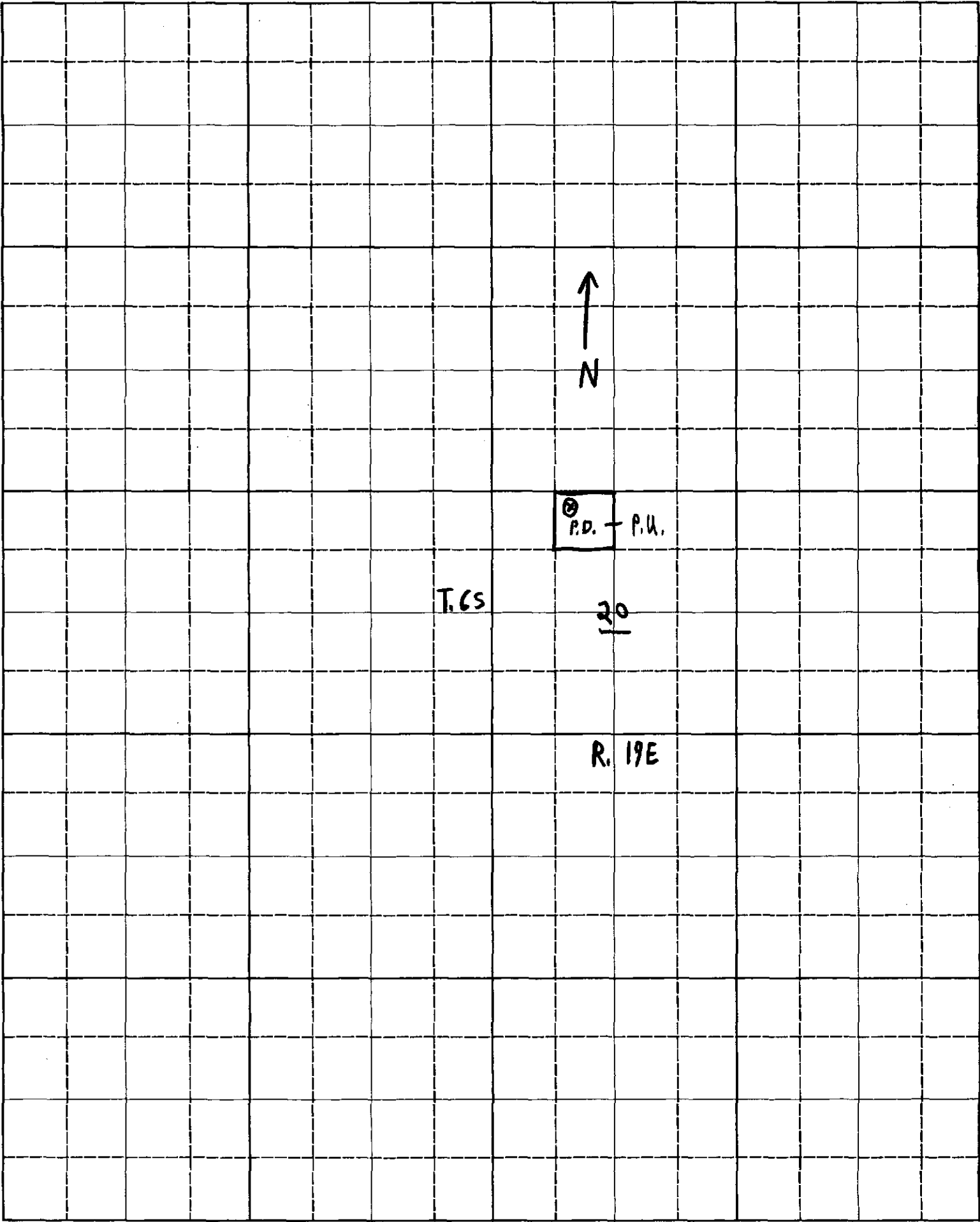
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 5000 range cattle

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

(5) If water is to be used for other purposes describe: dust control in a commercial feed lot

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.

Steve Shaw
(Applicant)

RECEIVED
JAN 11 1960

Received by GA Date 2-28-79 Time 2:45 pm

Preliminary check by J. J. Sullivan Fee \$ 45.00

Receipted by marpa Date 2-28-79 # 12713

Publication prepared by ADM Date 3/1/79

Published in Lincoln Co. Journal

Publication dates 3/15 + 3/22/79

Publication approved marpa Date 3/1/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JH JS

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. 37-7768, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 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: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 16th day of April, 19 79.

J. Allen Saxton
Chief, Operations Bureau

AFFIDAVIT of PUBLICATION

MAR 23 1979

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County of Lincoln } SS.

Department of Water Resources
Southern District Office

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/s/ C. Stephen Allred
Director

Pub: 3-15, 22

No 1940

MICROFILMED

March 13, 1990

STEVEN R. SHAW
C/O WILLIAM H. SHAW
411 S. 750 E.
DIETRICH, ID 83324

RE: PERMIT NO. 37-07768

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 22 1990

February 8, 1990

STEVEN R. SHAW
C/O WILLIAM H. SHAW
411 S. 750 E.
DIETRICH, ID 83324

RE: PERMIT NO. 37-07768

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

MAR 22 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

37-7768
Permit No.

Fee

RECEIVED

MAR 11 1988

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☐ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index JS 9-3-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index JS 9-3-87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☒ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 9-19-87 J.E. Stanton (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent ADL 12/28/87 (Initial and date)
Exam Reviewed by Manager of Regional Office PK 3/10/88 (Initial and date)
Exam Date Entered in Computer _____ (Initial and date)
Exam sent to State Office _____ (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

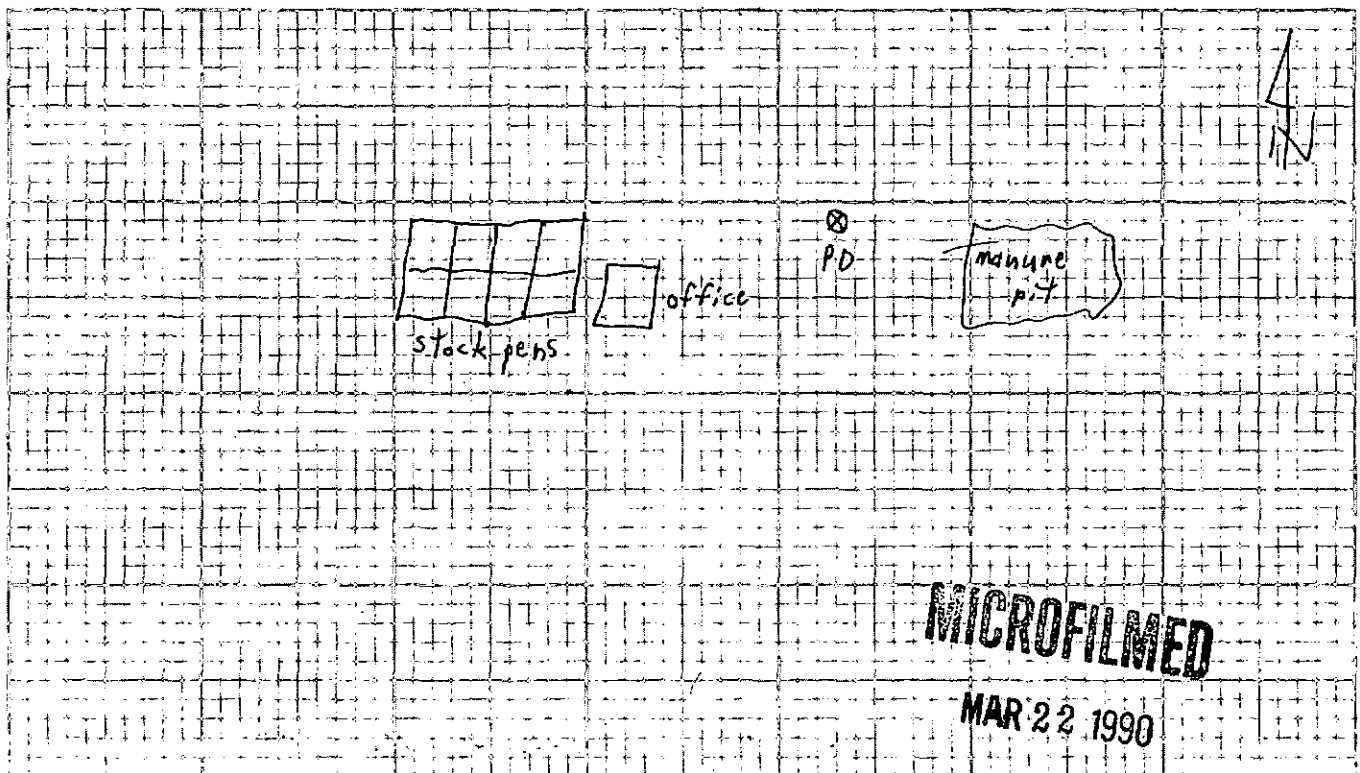
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Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

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1. Other water rights with same place of use: _____
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

Well, submersible motor & pump, buried line to stock tanks. About 20 tanks in system. Feedlot was designed for 4500 ~~head~~ cattle, & has had that ^{up to 5000} many in the past. Pump rated for 80 gpm at 40 psi by Smith Drilling & Pumps, Jerome, ID. Well also supplies water to office for bathroom.

☐ 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
	Grundfos	10			

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NW	20	65	19E	Lincoln	Aerial photo

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	
65	19E	20					S												

RECORDED

MAR 22 1990

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

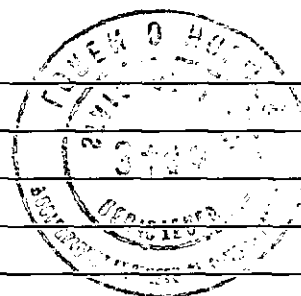
1.

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

2. Measurements:

System rated 80 gpm = 0.18 cfs

5000 hd x 0.00022 cfs/hd = 1.1 ~~0.88~~ cfs. Allow system capacity.



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:

$V_{I.R.} = (\text{Acre-Feet Irrigated}) \times (\text{Irrigation Requirement}) = 5000 \times 0.034 = 170 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.18 \times 365 \times 1.9835 = 130.3$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 130.3 \text{ AFA}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

[illegible]

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Livestock	1-1	12-31	0.18 cfs	~~5376~~ 620
Totals:				

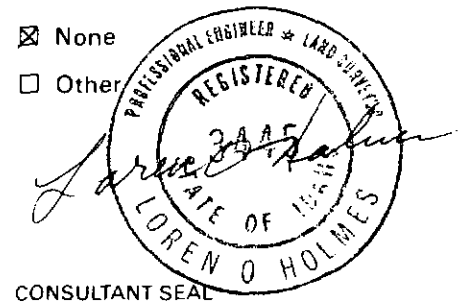
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
- ☐ Other

J. AUTHENTICATION

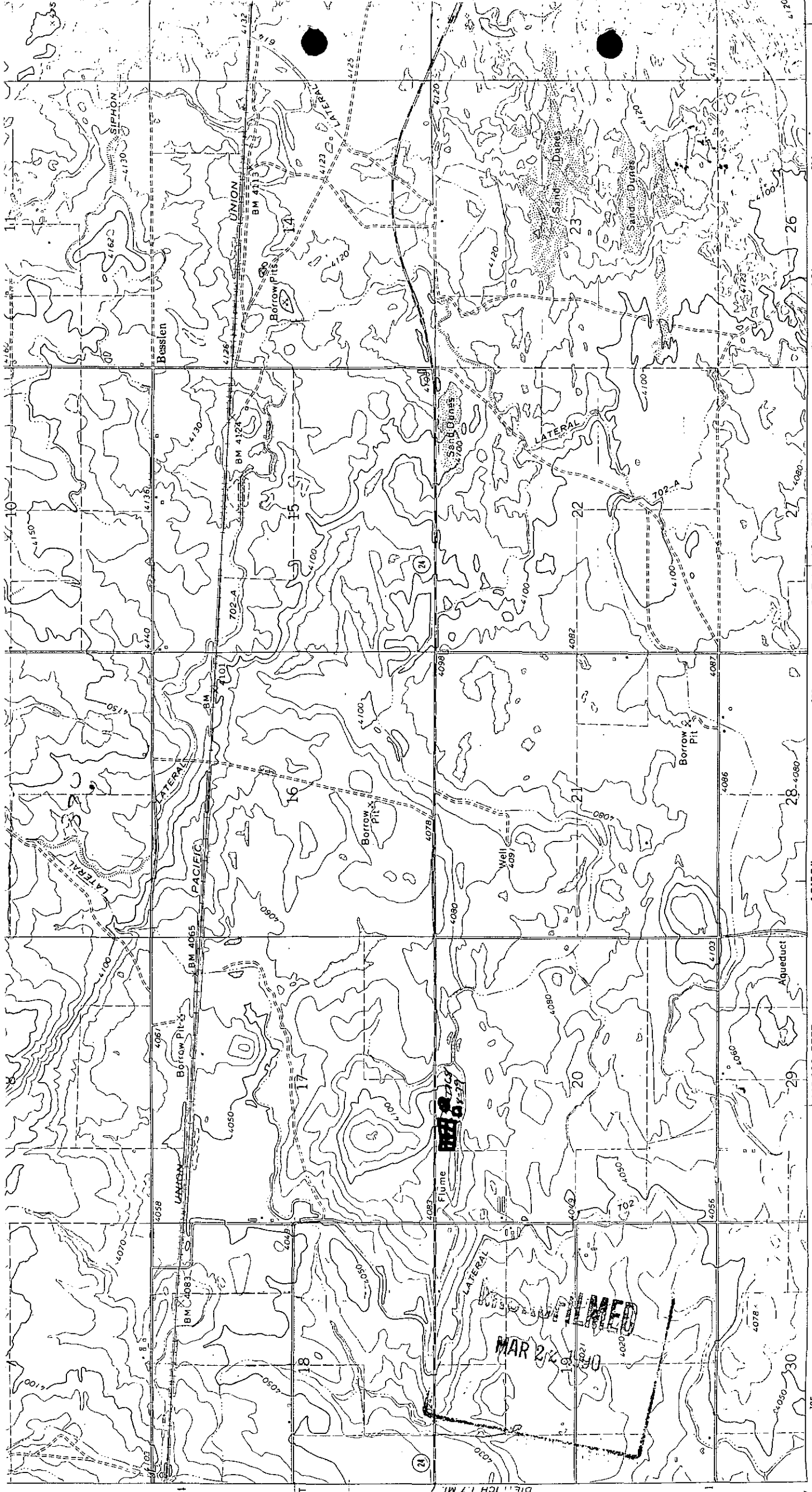
Field Examiner's Name J. E. Stanton
Signature J. E. Stanton
Certification Date 5/15/88
Field Report Preparation Date 9-18-87



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

DECLASSIFIED

MAR 22 1990



4° 15' 12'30" 1440000 FEET 725 726 729 730 731 732

1 MILE
0 1000 2000 3000 4000 5000 6000 7000 FEET

1:24 000
3169 / SW
ISTAR LAKE/

Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS

Prima
hard s

W. BOWMAN

C 211
126C
T537

MICROFILMED
MAR 22 1990

N. BOWMAN

C 210
124C
T535

W. BOWMAN

C 211
125C
T536

R. KISSLER

C 174
75C
T525

C 16
65C
SORENSEN

STAD

FEED
LOT

C 20
48C
MT 462

SIMPSON

194

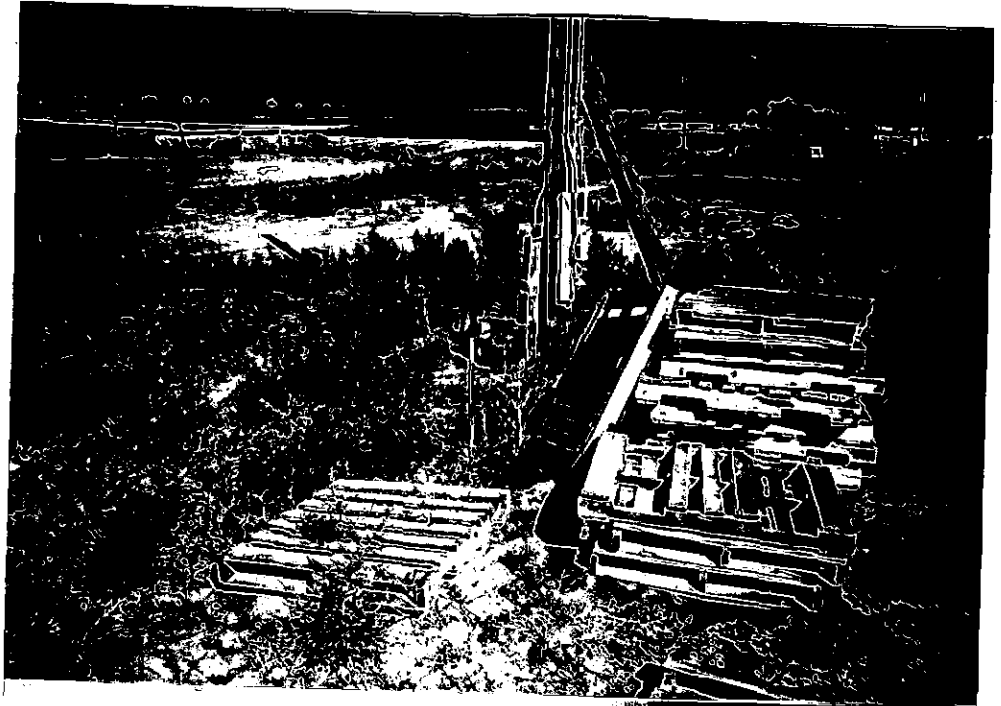
BU

E
85.8
NS

F
15.3
NS

37-7768

P/D looking east.



P/U looking west



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MAR 22 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

May 27, 1987

W. Hubert Shaw
Rt 2
Dietrich, ID 83324

Re: Permit No. 37-7768

Dear Mr. Shaw

Your examination fee information was received in this office
05/26/87 for the above referenced permit.

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

Very truly yours,

Lori A. Graves
Clerk

Encl:

MICROFILMED

MAR 22 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

May 26, 1987

Steven R. Shaw
W.H. Shaw
411 S, 750 E
Dietrich, ID 83324

Re: 37-7768

Gentlemen:

Enclosed herewith is the Assignment of Permit form received in our office this date.

Please have your signatures notarized and return the form at your earliest convenience.

If this office can be of assistance, please contact us.

Very truly yours,

Mary A. Baldwin
Secretary/Office Coordinator

MB

Enclosure

MICROFILMED

MAR 22 1990

CONVERSATION MEMORANDUM

DATE 5/15/87FILE 37-7768NAME OF PARTY Hubert ShawEMPLOYEE TERRY BlauRE: Exam Fee & Assignment

ON the above date I spoke with Mr. Shaw by phone. He was concerned about a lapse notice sent on the above numbered permit which belonged to his deceased brother Steve. He indicated that he did not intend to use the water for dust control, therefore I told him to complete the Fee Information sheet indicating the intended use and if it was only for stock water there would be no fee. I also advised him to fill out and return the Assignment form I'm had sent him along with a form showing that he is executor of the estate.

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MAR 22 1990



File
State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

May 13, 1987

Hubert Shaw
Rt. 2
Dietrich, ID 83324

Re: Permit 37-7768

Dear Mr. Shaw:

We have previously discussed the above referenced water permit, which you now control due to the death of Steve Shaw. As I explained to your wife, an examination fee is now due on this permit if you wish to have us do the licensing examination. A lapse notice was recently sent to Steve Shaw, who is still the permit holder of record.

If you wish to maintain this permit in good standing, please complete the attached Examination Fee Information sheet as soon as possible. Return the sheet and appropriate examination fee to this office. Copies of the letters previously sent to Steve Shaw are included for your information.

We understand that this feedlot is not in operation at least until this Fall, which is fine. The important thing is to submit the sheet and exam fee to this office as soon as possible. We will then wait until you resume operations at the feedlot to make our inspection.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

James E. Stanton

James E. Stanton
Sr. Water Resource Agent

JS:MB

Enclosures

MICROFILMED

MAR 22 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

37-776H
SHAW, STEVEN R.
RT. 2 BOX 2198
DIETRICH, ID 83324

April 30, 1987

Dear Permit Holder:

LAPSE NOTICE
License Examination Fee

You are hereby notified that under the provisions of Section 42-217 and 42-218a, Idaho Code, the above referenced permit will lapse and be of no further force nor effect on June 30, 1987, for failure of the permit holder to submit either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Provisions of § 42-217, Idaho Code, and the Beneficial Use Examination Rules and Regulations provide that failure of the permit holder to submit either the fee or an acceptable field examination report within one (1) year and sixty (60) days after notification by the director that the submittal is due is cause for the director to reject the proof of beneficial use and lapse the permit. The Department notified you of the required submittal on April 30, 1986.

The lapsed permit can be reinstated upon a showing of reasonable cause for late submittal of proof of beneficial use, if you submit to the Department on or before August 28, 1987, either the license examination fee or an acceptable field examination report prepared by or under the supervision of a certified water right examiner.

Enclosed is a fee information sheet that must be completed and submitted to the Department to keep the permit in good standing. If you have questions, please contact any office of the Department.

Sincerely,

L. Glen Saxton
L. GLEN SAXTON, Chief
Operations Bureau

MICROFILMED
MAR 22 1990

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

37-7768
SHAW, STEVEN R.
RT. 2 BOX 2198
DIETRICH, ID 83324

138724

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 may 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

MAR 22 1990

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

MICROFILMED

MAR 22 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

JULY 28, 1983

RECEIVED
STEVEN R. SHAW
RT. 2 BOX 2198
DIETRICH ID 83324

RE: Permit No. 37-7768

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

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 No. 37-7768.

Name(s) of Permit Holder: Steven R. Shaw

Post Office Address: Rt 2 Box 2198

Diethick, ID 83324 Tel. No. 544-2276

Source of Water: Groundwater

Extent of Use:

- ☐ Domestic (number of households)
☒ Stockwater 5000 (number and type of stock)
☐ Irrigation (acres)
☒ Other Dust Control

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.

6/30/83
Date

Steve Shaw
Signature of Permit Holder

RECEIVED

PLACE
TEN CENT
STAMP
HERE

JUN 29 1983

Department of Water Resources
Southern District Office



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

April 19, 1979

Re: Permit No. 37-7768

Steven R. Shaw
Route 1
Dietrich, Idaho 83324

Dear Mr. Dietrich:

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 an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

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.
Supervisor, Water Allocations Section

Enclosures

DRT:lr

4/86

RECEIVED

MAY 26 1987

Department of Water Resources
Southern Region Office

RECEIVED

MAY 28 1987

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received NADate 5/26Receipt # NAReceipt by LGSent to S.O. 5/22/87

No Fee Required

1. Permit No. 37 7768

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ 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: Hubert Shaw3. Post Office Address: Rt 2 4115 750 E Dietrich, I.
Telephone No. 544-7534 833244. Source of Water: Well

5. Extent of Use:

Domestic _____ (No. of households) Stockwater X (No. and type of stock)

Irrigation _____ (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 1.1 cfs _____ acre-feet

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

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

Hubert Shaw
(Name)Rt 2 411-5 750 E 544-7534
(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.)5-14-87
DateHubert Shaw
Signature of Permit Holder (and title, if appropriate)

MAR 22 1990

State of Idaho

Department of Water Resources

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second
AF = acre feet)

cfs	AF	Fee
0 - 0.04	0 - 4	\$ 0
.05 - 0.20	5 - 20	50.00
.21 - 1.0	21 - 100	100.00
1.01 - 2.0	101 - 200	125.00
2.01 - 3.0	201 - 300	150.00
3.01 - 4.0	301 - 400	175.00
4.01 - 5.0	401 - 500	200.00
5.01 - 6.0	501 - 600	225.00
6.01 - 7.0	601 - 700	250.00
7.01 - 8.0	701 - 800	275.00
8.01 - 9.0	801 - 900	300.00
9.01 - 10.0	901 - 1000	325.00
10.01 - 11.0	1001 - 1100	350.00
11.01 - 12.0	1101 - 1200	375.00
12.01 - 13.0	1201 - 1300	400.00
13.01 - 14.0	1301 - 1400	425.00
14.01 - 15.0	1401 - 1500	450.00
15.01 - 16.0	1501 - 1600	475.00
16.01 - 17.0	1601 - 1700	500.00
17.01 - 18.0	1701 - 1800	525.00
18.01 - 19.0	1801 - 1900	550.00
19.01 - 20.0	1901 - 2000	575.00
20.01 & over	2001 & over	600.00

Checks should be made payable to the
Department of Water Resources

No fee is required for single family
domestic use or stockwater use.

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. W Source
3. ✓ Point of Diversion
4. 1.43 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. Advised Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 45 Fee & Rec't. No.

Copies Sent To:

<u>NO</u> Idaho Health Department	<u>NO</u> U.S.F.S.
<u>7</u> Idaho Fish & Game Dept.	<u>7</u> Dept. of Lands
<u>7</u> Bureau of Land Management	<u>7</u> Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land N/A

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. yes

Snake River Condition NO

Payette River Letter 7

Priority Date 2/20/79

Water Quality #16 NO

Water Quality #10 intrastate interstate

Meas. Dev. or Sc. Meas. yes

Totalizing meter NO

Supplemental 7

Right-of-Way Cond. 7

Watermaster Cond. 7
Wtr. Dist No. 7

Meas. Dev. Cond. for apps within a Water Dist. 7

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Loise
TYPE ON INFORMATION
on Item 8.A

Jim Reviewer
4/16/79 Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 37-7768 - Steven R. Shaw

- ☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) LA 3/1/79

In form to receipt.

(2) _____

Send Copies to:

- _____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

- _____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) _____

In form for advertising

(5) LA 4-10-79

Platted on Map No. AA-25

(6) _____

Located within Water District No. _____

(7) LA 4-10-79

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) map 3/28/79

Affidavit of Publication received (date) 3/23/79

(12) map 4/2/79

Final date for protests 4/2/79

Protests received: yes _____ no ☒

(13) LA 4-10-79

All requested information received from agencies or applicant: yes ☒ no _____

(14) LA 4-10-79

Action recommended:

☒ Approve

_____ Deny

2-28-79 Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

RECEIVED
APR 12 1979

Department of Water Resources

District _____

S

By

Loren O'Halloran Date 4-10-79

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Southern Region

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

MARCH 1, 1979

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before APRIL 2, 1979.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECEIVED
MARCH 1 1979

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:

37-7768-

SHAW, STEVEN R.

DIETRICH, ID 83324

Source: GROUNDWATER

Date Filed: 02/28/1979

Amount: 1.43 CFS

Diversion Point: NENW Sec 20 T 06S R 19E
NENW Sec 20 T 06S R 19E, LINCOLN Co.

Use: STOCKWATER (1.10 CFS) from 01/01 to 12/31
COMMERCIAL (0.33 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 20 T 06S R 19E

Diversion Means: WELL & PUMP

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

C. STEPHEN ALLRED APRIL 2, 1979.

Director

Published 3/15 & 3/22/79.

MICROFILMED

LEGAL (257) le *OK merge 3/1/79*

**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:

37-7768

SHAW, STEVEN R.

DIETRICH, ID 83324

Source: GROUNDWATER

Date Filed: 02/28/1979

Amount: 1.43 CFS

Diversion Point: NENW Sec

20 T 06S R 19E NENW Sec 20

T 06S R 19E, LINCOLN Co.

Use: STOCKWATER (1.10

CFS) from 01/01 to 12/31

COMMERCIAL (0.33 CFS)

from 01/01 to 12/31

Place of Use: NENW Sec 20

T 06S R 19E

Diversion Means: WELL &
PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before APRIL 2, 1979.

/s/ C. Stephen Allred
Director

Pub. 2-15-22

RECEIVED

MAR 7 1979

Department of Water Resources
Southern District Office