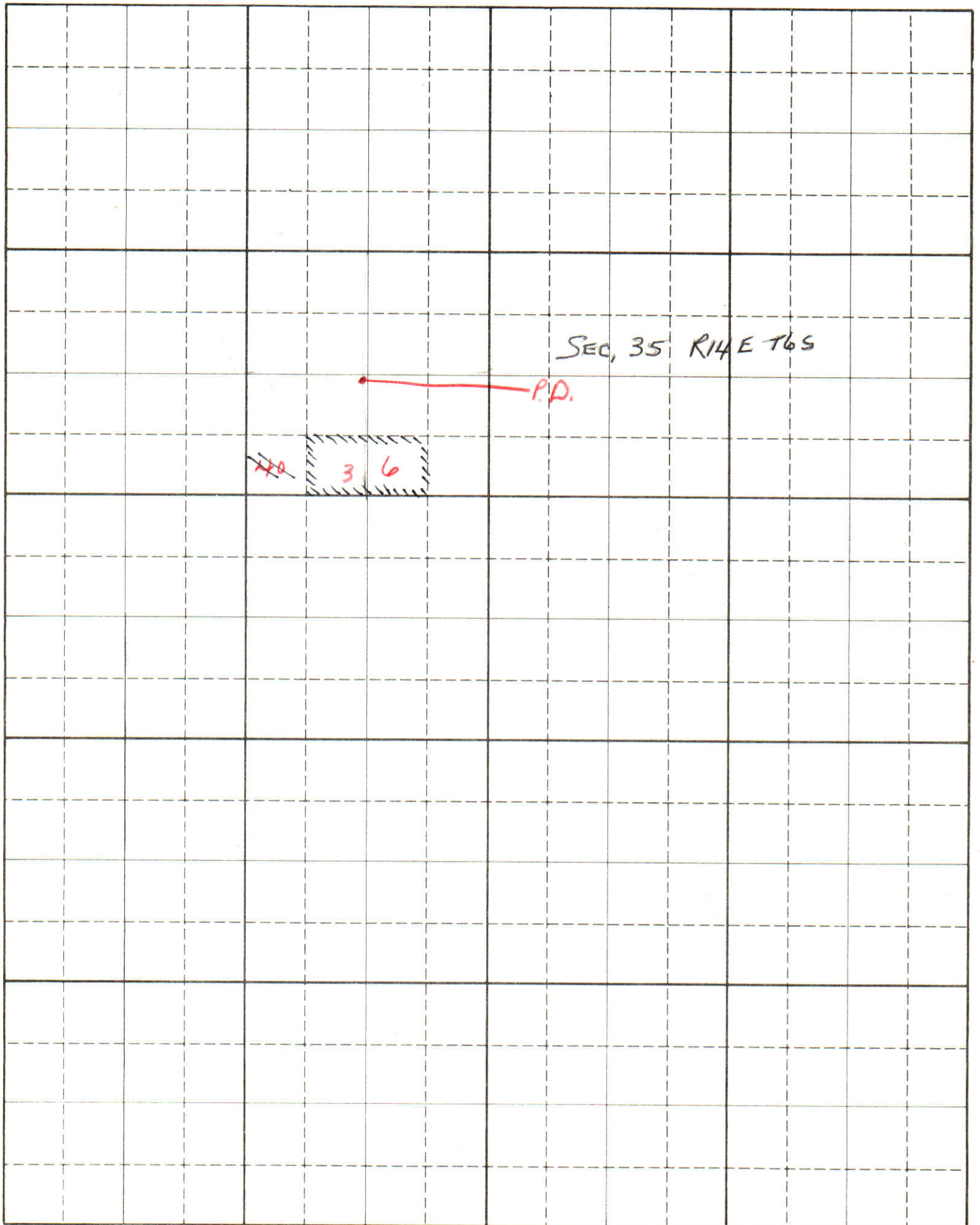


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

TUGA V. RANCH, INC. (P.R. 2007)
John C. Holsfield
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

FEB 1 1977

State of Idaho,
County of Gooding } SS.

Department of Water Resources
Southern District Office

Kim R. Compton

being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, 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 20 day of January

19 77, and the date of the last publication was on the 27

day of January, 19 77.

Kim R. Compton

Subscribed and sworn to before me this 27

day of January, 19 77.
(SEAL)

Garner H. Hitt
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice 40 40

Number of Insertions 2 2

Lines tabular at 315c

40 Lines straight at 40 21c 8.40

40 Subsequent lines at 40 15c 6.40

TOTAL COST 14.40

MICROFILMED

COPY OF NOTICE

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Twin V Ranch, Inc., Rte. #2, Box 209, Gooding, Idaho

83330 has on 1/13/77 submitted Application No. 37-7545 for a permit to appropriate .98 cubic feet per second of water from groundwater by means of motor, well sprinkler system within the NE 1/4 SW 1/4, Sec. 35, Twp. 6 S, Rge. 14 E., B.M., Gooding County to be used from March 15 to Nov. 15 for irrigation purposes within the S 1/2 SW 1/4, SW 1/4 SE 1/4, Sec. 35, Twp. 6 S, Rge. 14 E., B.M., Gooding County.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before 2/7/77.

/s/ R. Keith Higginson
Director

Pub: 1-20, 27

ok
SB
2/1/77

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

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

18227

No 1079

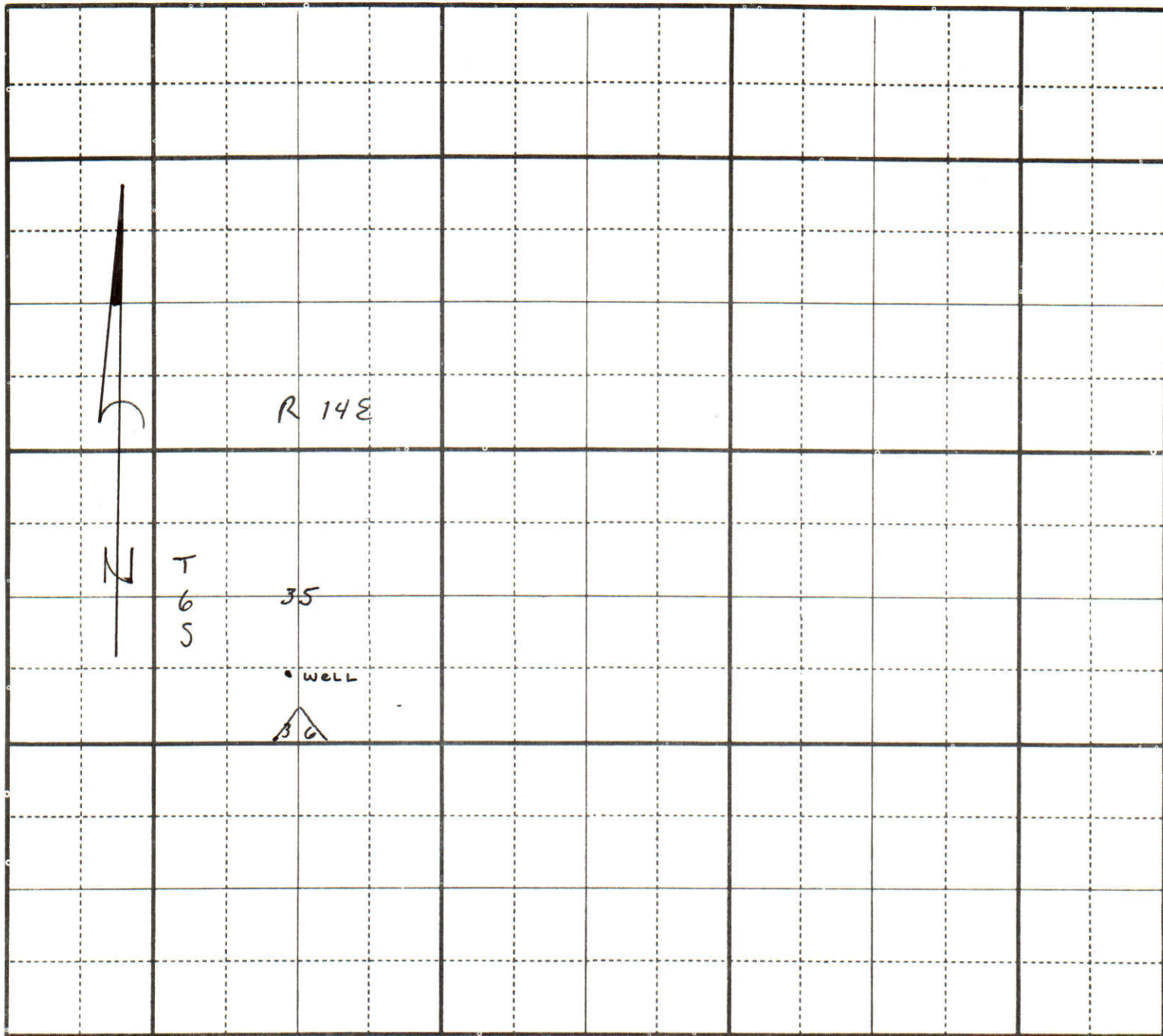
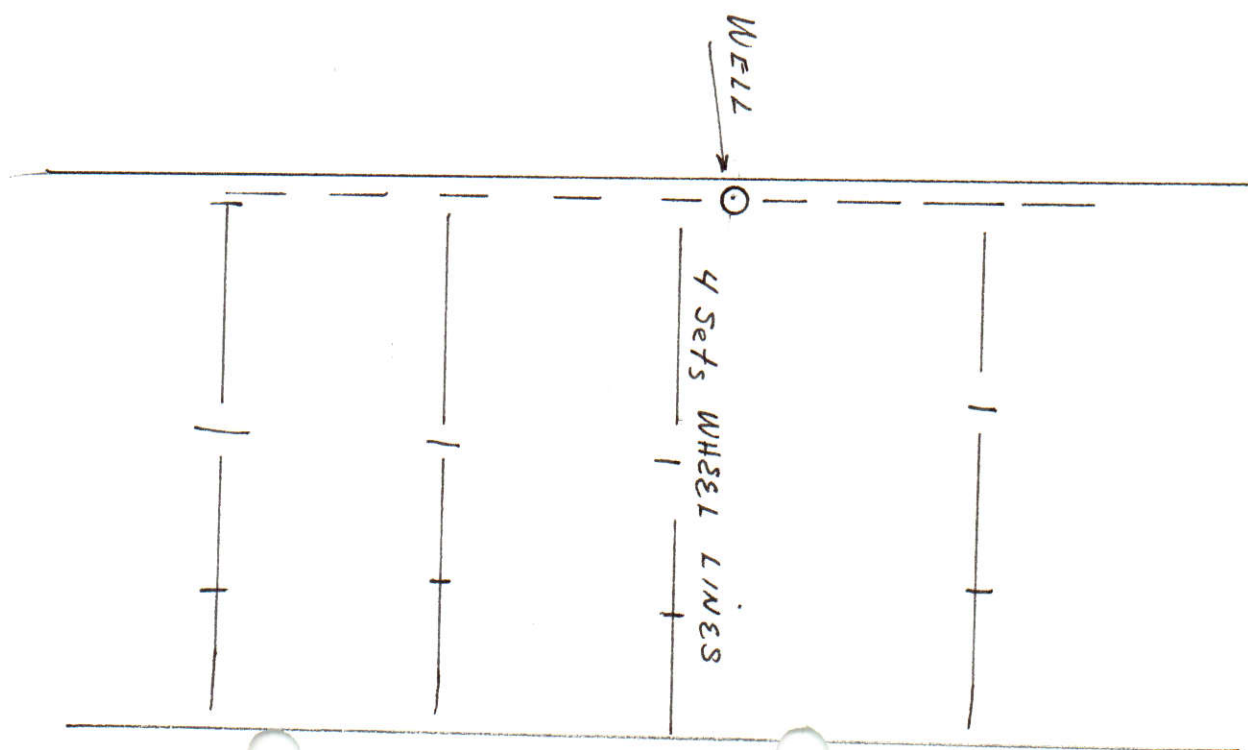


Diagram of System



IDAHO DEPARTMENT OF WATER RESOURCES
PREFIX/SPLIT QUERY

DATE: 03/21/00

TIME: 14:50:49

PAGE: 1

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
37-07545	COLEMAN, GARY R	C	02/01/1977	L/	GROUNDWATER	STOCK	WR
	COLEMAN, CAROLYN E	C				COMMER	
A37-07545	MC FARLAND, DON	C	02/01/1977	L/	GROUNDWATER	IRR	AJ
	MC FARLAND, CAROL	C					

MICROFILMED

MAR 24 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5510
WATER RIGHT NO(S). 37-07198B/37-07420B/37-07545

This is to certify that: GARY R COLEMAN
CAROLYN E COLEMAN
2768 RITCHIE RD
HAGERMAN ID 83332

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-07198B :			
Priority: 01/29/1973			
STOCKWATER	01/01 to 12/31	0.74 CFS	111.0 AF
COMMERCIAL	01/01 to 12/31	0.74 CFS	111.0 AF
SUBTOTAL:		0.74 CFS	111.0 AF
Right No. 37-07420B :			
Priority: 01/29/1975			
STOCKWATER	01/01 to 12/31	0.58 CFS	87.0 AF
COMMERCIAL	01/01 to 12/31	0.58 CFS	87.0 AF
SUBTOTAL:		0.58 CFS	87.0 AF
Right No. 37-07545 :			
Priority: 02/01/1977			
STOCKWATER	01/01 to 12/31	0.18 CFS	27.0 AF
COMMERCIAL	01/01 to 12/31	0.18 CFS	27.0 AF
SUBTOTAL:		0.18 CFS	27.0 AF
TOTAL:		1.50 CFS	225.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 35, Township 06S, Range 14E
GOODING County

MICROFILMED

MAR 24 2000

TRANSFER NO. 5510
WATER RIGHT NO(S). 37-07198B/37-07420B/37-07545

PLACE OF USE: STOCKWATER

TWN RGE SEC

06S 14E 35 NESW SESW

PLACE OF USE: COMMERCIAL

TWN RGE SEC

06S 14E 35	NENE	NWNE	SWNE
	SENE	NENW	NWNW
	SWNW	SENW	NESW
	NWSW	SWSW	SESW
	NESE	NWSE	

CONDITIONS OF APPROVAL AND REMARKS

Rights 37-07198B, 37-07420B and 37-07545 are subject to the Preliminary Order in the matter of Application for Transfer 5510.

Dated this 21st day of March, 2000


Chief, Water Allocation Bureau

MICROFILMED

MAR 24 2000

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION)	
FOR TRANSFER NO. 5510 IN THE)	
NAME OF GARY R. AND CAROLYN)	PRELIMINARY ORDER
COLEMAN)	
_____)	

This matter having come before the Idaho Department of Water Resources (the "Department") in the form of a protested application for transfer and the Department having held a conference and a hearing in the matter, the hearing officer enters the following Findings of Fact, Conclusions of Law and Preliminary Order:

FINDINGS OF FACT

1. On May 12, 1975, the Department issued License No. **37-07198** as follows:

Source:	Groundwater
Priority:	January 29, 1973
Rate of diversion:	3.32 cubic feet per second ("cfs")
Volume:	664 Acre feet per annum ("AFA")
Point of diversion:	SW/4SE1/4 Section 35, T6S, R14E, B.M., Gooding County
Use:	Irrigation
Season of use:	March 15 to November 15
Place of use:	166 acres in SE1/4SW1/4 and SE1/4 Section 35, T6S, R14E, B.M., Gooding County

(Note: The "1/4" designations will be omitted from subsequent legal descriptions in this order).

2. On September 22, 1978, the Department issued License No. **37-07420** as follows:

Source:	Groundwater
Priority:	January 29, 1975
Rate of diversion:	2.06 cfs
Volume:	412 AFA
Point of diversion:	NESW Section 35, T6S, R14E, B.M., Gooding County
Use:	Irrigation
Season of use:	March 15 to November 15
Place of use:	103 acres in parts of sections 35, T6S, R14E, B.M., Gooding County

MICROFILMED
MAR 24 2000

3. On March 18, 1980, the Department issued License No. **37-07545** as follows:

Source:	Groundwater
Priority:	February 1, 1977
Rate of diversion:	0.18 cfs
Volume:	36 AFA
Point of diversion:	NESW Section 36, T6S, R14E, B.M., Gooding County
Use:	Irrigation
Season of use:	March 15 to November 15
Place of use:	9 acres in parts of Section 35, T6S, R14E, B.M., Gooding County

4. On April 1, 1999, Gary R. Coleman and Carolyn F. Coleman ("applicant") filed Application for Transfer No. 5510 ("application") with the Department proposing to change the nature of use of a portion of water right nos. 37-07198, 37-07420 and 37-07545 from irrigation use to stockwater and commercial use in connection with a proposed dairy. More specifically, the applicant proposed to change 1.50 cfs and 225 AFA of the rights to be diverted year-round from two new wells to be drilled in the SESW Section 35, T6S, R14E, B.M. The proposed place of use is within Section 35, T6S, R14E, B.M. The applicant proposes a dairy with 2,300 milking cows and 700 non-milking cows.

5. The Department published notice of the application which was subsequently protested by Lee Halper.

6. On December 14, 1999, the Department conducted a hearing in the matter. The applicant was present and was represented by Robert E. Williams. The protestant was present and represented himself.

7. Issues identified by the protestant are as follows:

- a. The proposed changes will injure other water rights.
- b. The proposed changes will constitute an enlargement in use of the original right.
- c. The proposed changes are not in the local public interest.
- d. The proposed changes are not consistent with the conservation of water resources within the state of Idaho.

8. Exhibits premarked, offered or accepted as a part of the record are as follows:

- a. Applicant's Exhibit 1 - Coleman Dairy Site Vicinity Plan
- b. Applicant's Exhibit 2 - Coleman Dairy Site Vicinity Photo
- c. Applicant's Exhibit 3 - Coleman Dairy Site Map
- d. Applicant's Exhibit 4 - Letter dated April 12, 1999 to Gary Coleman from Jenifer Beddoes
- e. Applicant's Exhibit 5 - Dairy Waste System Calculations
- f. Applicant's Exhibit 6 - Stukenholtz Laboratory, Inc. Soil Texture Analysis
- g. Applicant's Exhibit 7 - Letter dated February 12, 1999 to Gary Coleman from Stephen N. Thompson together with soil data and a soils map
- h. Applicant's Exhibit 8 - Well Driller Reports
- i. Applicant's Exhibit 9 - USGS Observation Well Data
- j. Applicant's Exhibit 10 - Herd Water Use Data, Crop Water Use Data
- k. Applicant's Exhibit 11 - Livestock Confinement Operations - Water Requirements and Consumptive Use Worksheets
- l. Applicant's Exhibit 12 - Analysis of Water Right Transfer to Dairy dated November 22, 1999
- m. Applicant's Exhibit 13 - Well Interference Analysis Coleman Dairy
- n. Applicant's Exhibit 14 - Gooding County New CAFO Siting Permit
- o. Applicant's Exhibit 15 - Letter dated April 20, 1999 to Judy Daubner from Marv Patten
- p. Applicant's Exhibit 16 - Letter dated April 23, 1999 to Judy Daubner from Mick Hobdey
- q. Applicant's Exhibit 17 - Undated Letter from Alan Oppio
- r. Applicant's Exhibit 18 - Undated letter from Howard Morris

- s. Applicant's Exhibit 19 - An Evaluation of the Idaho Dairy Pollution Prevention Initiative 1996-1998 dated February 18, 1999

9. Gooding County has issued a New CAFO Siting Permit to the applicant for 3,035 animal units. (See Applicant's Exhibit 14).

10. The Department of Agriculture has provided preliminary data to the applicant for a nutrient management plan. (See applicant's Exhibit 4).

11. The proposed new dairy is located about 6 miles north and 3 miles west of Wendell, Idaho. The cost of feed which will be purchased locally for the new dairy is estimated to be in excess of two million dollars annually.

12. Berms have been built to channel runoff to a collection facility. Water is used several times before it is discharged to the liquid waste facility. Neighbors have agreed to take solid waste generated by the dairy.

13. The rate of diversion, consumptive use and total volume of water diverted will not be larger after the transfer than before the transfer. The dairy will dry up about 75 acres of irrigated land. (See Applicant's Exhibit 12).

14. Using an average annual pumping rate of 0.31 cfs, which is the continuous diversion rate to provide the required annual volume of water, and a pumping period of 80 days, the estimated drawdown in a well 1/4 mile distant from the dairy wells is 0.3 feet. Using a maximum pumping rate of 1.49 cfs for 12 days, the estimated drawdown in a well 1/4 mile distant from the dairy wells is about 0.6 feet. (See Applicant's Exhibit 13).

15. The protestant is concerned about the concentration of dairies and dairy cows in the general vicinity of the applicant's proposed dairy and the cumulative effect of the dairies upon air quality, water quality and the overall environment. The protestant believes the application is not in the local public interest.

16. The protestant does not own water rights or land in the vicinity of the proposed dairy.

17. The protestant did not introduce technical evidence to show that the proposal of the applicant will injure other water rights, will enlarge the use of water under the right being transferred, is not in the local public interest or is not consistent with the conservation of water resources within the state of Idaho.

CONCLUSIONS OF LAW

1. Section 42-222, Idaho Code, provides in pertinent part as follows:

RECORD
MAR 24 2000

The director of the department of water resources shall examine all the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change does not constitute an enlargement in use of the original right, and the change is consistent with the conservation of water resources within the state of Idaho and is in the local public interest as defined in section 42-203A(5), Idaho Code;

2. The applicant carries the burden of coming forward with evidence that the proposed change will not injure other water right holders, that it will not constitute an enlargement of the use and will be consistent with principles of conservation of the water of the state of Idaho.

3. Both the applicant and the protestant have the responsibility of coming forward with evidence regarding matters of public interest of which they are each most cognizant.

4. The applicant has the ultimate burden of persuasion for all of the criteria of Section 42-222, Idaho Code.

5. The proposed changes will not injure other water rights.

6. The proposed changes do not constitute an enlargement in use of the original right.

7. The proposed changed uses of water are as efficient as other similar uses of water for dairy uses within the area and are consistent with the local public interest and conservation of water resources within the state of Idaho.

8. The Department should approve the application with certain conditions.

ORDER

IT IS THEREFORE, hereby ORDERED that Application for Transfer No. 5510 in the name of Gary R. Coleman and Carolyn F. Coleman is **APPROVED** subject to the following conditions:

1. The right holder shall design and construct the dairy facility to assure that it is capable of complying with the resource protection requirements of the Division of Environmental Quality of the Idaho Department of Health and Welfare and of the Idaho Department of Agriculture. Within one year of this approval and prior to diverting and using water under this approval, the right holder shall provide evidence to the Department that the facility has been constructed to meet these compliance requirements. The Director can extend the time for demonstrating compliance upon written

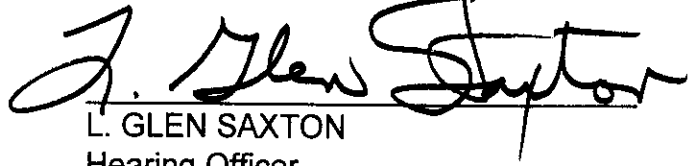
request of the applicant and a showing of good cause therefor.

2. Prior to diversion of water under this approval, the right holder shall install measuring devices acceptable to the Department and shall measure and annually report to the Department the amount (cfs and AF) of water diverted under this transfer. Reporting through a measuring district or a ground water district will suffice although the Director may require more frequent measuring and reporting.
3. The place of commercial use authorized by this transfer includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first beneficially used in the dairy as authorized by this transfer.
4. The total instantaneous diversion of water from all points of diversion under transfer 5510 shall not exceed 1.5 cfs nor a combined annual volume of 225 AF.
5. The right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Two points of diversion are located within the SESW Section 35, T6S, R14E, B.M.
7. The lands which will no longer be irrigated are as follows:

Section 35, T6S, R14E, B.M.
 NESW - 29 acres (Part of 37-07420)
 SESW - 40 acres (Part of 37-07198 - 37 ac and part of
 37- 07545 - 3 acres)
 SWSE - 6 acres (Part of 37-07545)
8. Commercial use is for a dairy barn located within the SESW Section 35, T6S, R14E, B.M.
9. Approval of this transfer does not preclude the opportunity for review of the validity of the water rights in the ongoing Snake River Basin Adjudication.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Signed this 24th day of January, 2000.


L. GLEN SAXTON
Hearing Officer

WATER RIGHT LICENSE

License of Water Right No. 37-7545 Priority February 1, 1977 Amount 0.18 cfs

of Dallas, Texas, has complied with the terms and conditions of Permit No. 37-7545 issued pursuant to Application for Permit dated January 13, 1977, and has submitted proof to the Department of Water Resources on April 20, 1978, 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 4.7 cfs of water from a groundwater source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Irrigation from March 15 to November 15 at 0.18 cfs and 36 acre feet

from **RTM** of and

from _____ to _____ at _____ of _____

(both dates inclusive)

Subject, however, to the condition that no more than 0.18 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 36 acre feet per year, said waters to be diverted within the NE 1/4 SW 1/4, Sec. 35, Twp. 6S,

Rae, 14E. B.M. in the County of Gooding

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	14E	35																	9

Total number of acres irrigated 9

NOTE: 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.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of March, 19 80.

Director

142

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

Department of Water Resources

I, TWIN V RANCH, INC., hereby assign to CONNECTICUT GENERAL LIFE
INSURANCE COMPANY
of 910 Stemmons Tower North, Dallas, Texas 75207
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 37-7545
to appropriate the public waters of the State of Idaho.

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

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

This Assignment is given as collateral security for a mortgage
loan (Loan No. 7818000) to be secured by a Mortgage from
Assignor to Assignee covering the real property described in
said permit and other lands

Made this 23rd day of August, 19 78.

TWIN V RANCH, INC., an Idaho corp.

John R. Hollyfield
Permit Holder President

ATTEST:

Betty M. Hollyfield
Secretary

Spouse of Permit Holder

State of Idaho)
County of Jerome) ss.

On this 23rd day of August, 19 78, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

John R. Hollyfield
Notary Public residing at

Harman, Idaho

My commission expires:

6-1-80

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-7545

IN THE NAME OF TWIN V RANCH, INC.

ORDER OF REINSTATEMENT

WHEREAS, on January 13, 1977, Twin V Ranch, Inc. filed with the Department of Water Resources an application for permit to appropriate 0.18 cubic feet per second of groundwater to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Twp. 6S, Rge. 14E, B.M., Gooding County, to be used for irrigation purposes; and,

WHEREAS, on March 28, 1977, the Department approved said application and issued Permit No. 37-7545 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1978; and,

WHEREAS, on January 31, 1978, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

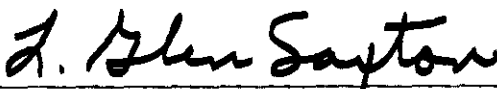
WHEREAS, on April 10, 1978, the Department notified the permit holder that Permit No. 37-7545 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use of water on April 20, 1978; and,

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-7545 be REINSTATED and the priority advanced to February 1, 1977.

Dated this 4 day of May, 1978.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

Identification No. _____
Application No. 37-7545

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Twin V Ranch, Inc. Phone: 934-5068
post office address Rt. 2 Box 209 Gooding, Idaho 83330
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 6S
Range 14 B.M. Gooding County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 98-18 cfs for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 98-18 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. motor, well sprinkler
System.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is One years.
b. Estimated construction cost is \$ 3,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated 49 1/2

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

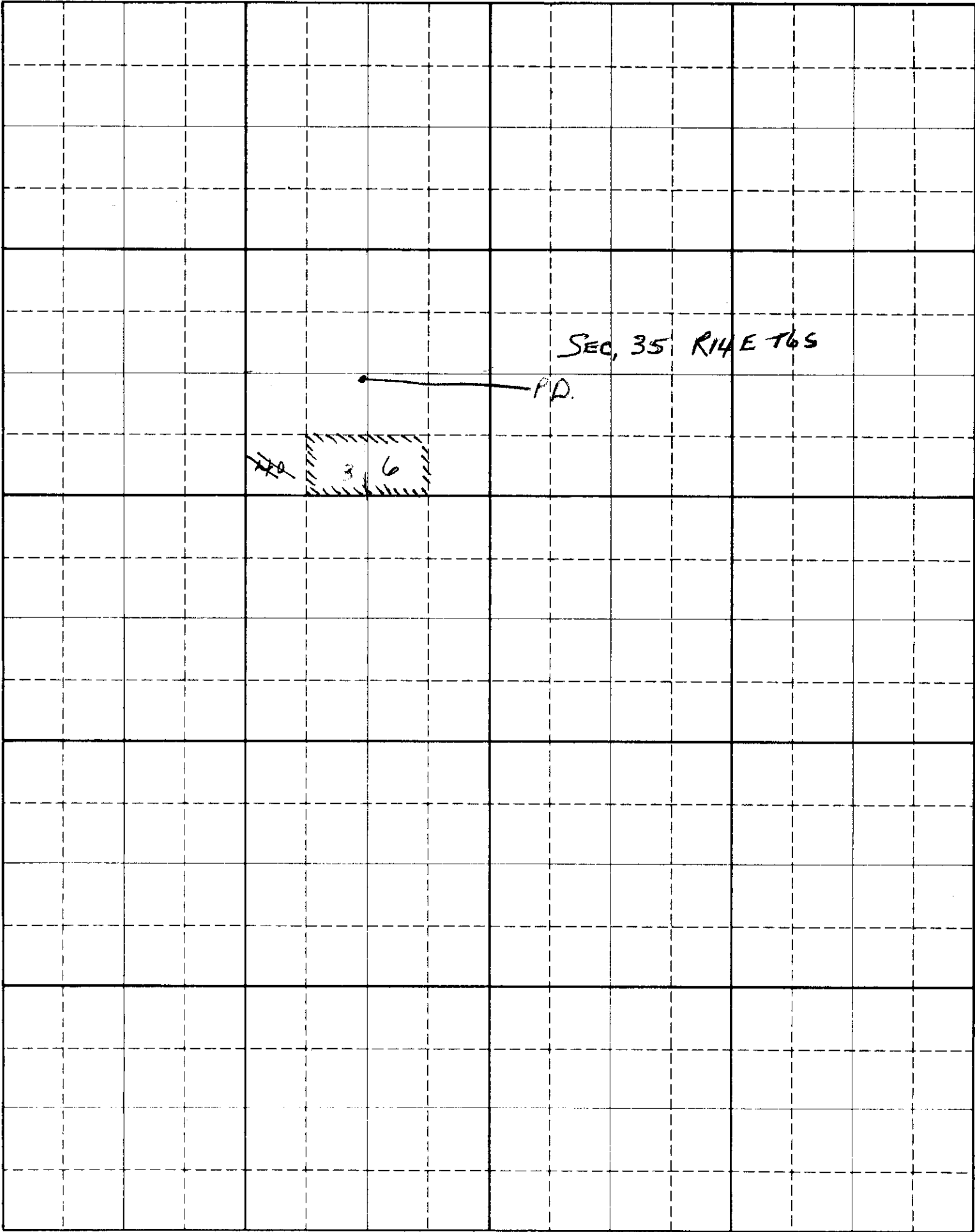
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks _____

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.

TWIN V. RANCH, INC. (Proprietor)
John T. Hefelford
(Applicant)

RECEIVED

JAN 13 1977

Department of Water Resources
Southern District Office

Proposed Priority 1/13/77

Received by TGB Date 1-13-77 Time _____
Preliminary check by AS Fee \$ 25.00 Rec.# 2302
Receipted by SB Date 1/13/77
Publication prepared by SB Date 1/14/77
Published in Gooding County Lds
Publication dates 1/20 & 1/27/77
Publication approved SB Date 1/19/77
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. 37-7545, 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, 1978.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 28th day of March 19 77.


Director

AFFIDAVIT of Publication

RECEIVED

FEB 1 1977

State of Idaho,

County of Gooding

SS.

Department of Water Resources
Southern District Office

Kim R. Compton

being first duly sworn,
deposes and says that he is the printer (publisher) of the Gooding
County Leader, a newspaper published every week in Gooding, County
of Gooding, State of Idaho, that said newspaper has been continuous-
ly and uninterruptedly published for a period of seventy-eight consecu-
tive 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 20 day of January

19 77, and the date of the last publication was on the 27

day of January, 19 77.

Kim R. Compton

Subscribed and sworn to before me this 27

day of January, 19 77
(SEAL)

NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

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TOTAL COST 14.40

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CO-1 OF NOTICE

77-100-4 permit to appropriate
right 20 cubic feet per second
of water from groundwater by
means of motor, well sprin-
gler system within the NE 1/4
SW 1/4, Sec. 35, Twp. 6-S, Rge.
14-E, S.M. Gooding County
to be used from March 28 to May
15 for irrigation purposes
within the S.W.M. S.W.M.
SW 1/4, Sec. 35, Twp. 6-S, Rge. 14
E, S.M. Gooding County.
If issued, this permit will
be subject to all prior water
rights. Protests against the
granting of the permit must be
filed with the Idaho Depart-
ment of Water Resources, 1041
Blue Lakes Blvd., North Twin
Falls, Idaho, 83301 on or
before 2/9/77.

/s/ R. Keith Higginson
Director

Pub: 1-20, 27

OK
SB
2/1/77

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

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

18227

No 1079

MEMORANDUM

TO: FILE 37-07545

FROM: PAM SKAGGS

RE: TRANSFER # 5510

DATE: 8/10/99

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 37-07198.

MICROFILMED
MAR 24 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GARY R COLEMAN
CAROLYN F COLEMAN
2768 RITCHIE RD
HAGERMAN ID 83332

RE: Preliminary Order for Transfer 5510

Dear Mr. & Mrs. Coleman:

The accompanying order is a "**preliminary order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as described in the enclosed information sheet.

If you have any questions regarding this matter, please call me at 208-327-7940.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jeff Peppersack'.

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

cc: Rob Williams
Lee Halper

MICROFILMED

MAR 24 2000

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of January, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER to the person(s) listed below:

RE: Preliminary order for Transfer 5510

GARY R COLEMAN
CAROLYN F COLEMAN
2768 RITCHIE RD
HAGERMAN ID 83332

ROB WILLIAMS ESQ
FREDERICKSEN WILLIAMS & MESERVY
PO BOX 168
JEROME ID 83338

LEE HALPER
331 S 230 W
JEROME ID 83338


Kari Lynn Townsend
Secretary

MICROFILMED
MAR 24 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

MAR 24 2000

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

A DUAL OFFICE MOVE HAS CHANGED OUR MAILING ADDRESS

PLEASE CHANGE ADDRESS FOR ANYTHING YOU HAVE FOR
CONNECTICUT GENERAL LIFE INSURANCE COMPANY

TO:

% CIGNA CORPORATION
SOUTH BUILDING ----- S-305
900 COTTAGE GROVE ROAD
BLOOMFIELD, CONNECTICUT 06002

MICROFU MED

377545

DEPARTMENT OF WATER RESOURCES
BUREAU OF WATER RESOURCES
BUREAU OF WATER RESOURCES

WATER RIGHT NUMBER 37-7545

OWNER LAST NAME - TWIN V RANCH INC. FIRST NAME - ORIG OWNER - 0
OWNER LAST NAME - CONNECTICUT GENERAL LIFE INS. CO. FIRST NAME - ORIG OWNER -
ADDRESS LINE 1 - 910 STEMMONS TOWER N. ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - DALLAS STATE - TX ZIP CODE - 75207
SOURCE - GROUNDWATER TRIBUTARY OF -
STAGE - LICENSE STATUS - PRIORITY - 02-01-1977 COUNTY - GOODING TOTAL DIV. RATE - 36.0000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NESW 35 06S 14E LOT REDIV - 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
FROM - 03-15 TO - 11-15 USE - IRRIGATION USE DIV. RATE - .1300 CFS USE DIV. VOLUME - 36.00 AFA
USE - IRRIGATION PLACE OF USE - TWN 06S RNG 14E SEC 35 TRACT SESW LOT AC 03 TRACT SWSE LOT AC 06
DECREE NAME - DATE - TOTAL ACRES 9
REMARKS -
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - 04-01-1978 PERMIT/DENIED - PROTESTED - HEARING - OLD NO. -
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS - WELL, PUMP & SPRINKLERS.

3/79

IDENT. NO. 37-7545

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No.

Old No.

New No.

/ 31-1545

Record

1. Original Owner: Twin V Ranch Inc.Present Owner: Connecticut General Life Insurance Co.2. Address: 910 Stemmons Tower N.3. City: DallasState: TXZip: 752074. A. Source of Water: GW

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 2-1-1979D. County: 41E. Total Diversion Rate: .18

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NESW</u>	<u>35</u>	<u>68</u>	<u>14E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 3-15 to 11-15 for A purposes. Amount .18
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: *A*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. *Reinstated* 5-4-1978.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 4-1-1918

B. Date Permit Approved or Denied: 3-28-1977

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): P

G. Field Exam Made (P,R,F or blank): F

H. Conditions of Approval: 01

14. Diversion Means (brief narrative): *well, pump & sprinklers.*

Q1A 5-1-79



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

March 18, 1980

Connecticut General Life Ins. Co.
910 Stemmons Tower North
Dallas, Texas 75207

Dear Sirs,

RE: License No. 37-7545

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

Sincerely,

J. Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

February 15, 1980

Re: Permit No. 37-7545

Connecticut General Life Ins. Co.
910 Stemmons Tower North
Dallas, Texas 75207

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 37-7545 on May 18, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.18 cfs Source: groundwater

The maximum quantity diverted shall not exceed 36 acre feet per
year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Twp. 6S, Rge. 14E, B.M.

Beneficial use: Irrigation of 9 acres within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35,
Twp. 6S, Rge. 14E, B.M.

Priority date established: February 1, 1977 (late proof)

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

cc: Twin V Ranch, Inc.

RECORDED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Twin U Ranch, Inc.
 Post office address Rt. 2, Bx. 209, ~~AAA~~ Gooding Phone 83330 934-5068
 Person to contact John R. Hoelifuld Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
 Tributary to _____ (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount 0.18 c.f.s. for Irrig
 _____ AF/Annum (nature of use)

Period of Use: from 3/15 to 11/15
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.18 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6S N/S, Range 14E E/W, B.M., Section 35, Subdivision Se 1/4 Sw 1/4, Gooding
 County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
 County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
 County

Other Points of Diversions: _____

Description of diverting works: 16" x 200' well, 1 wheel line

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	14E	35											3				6		9

TOTAL ACREAGE _____

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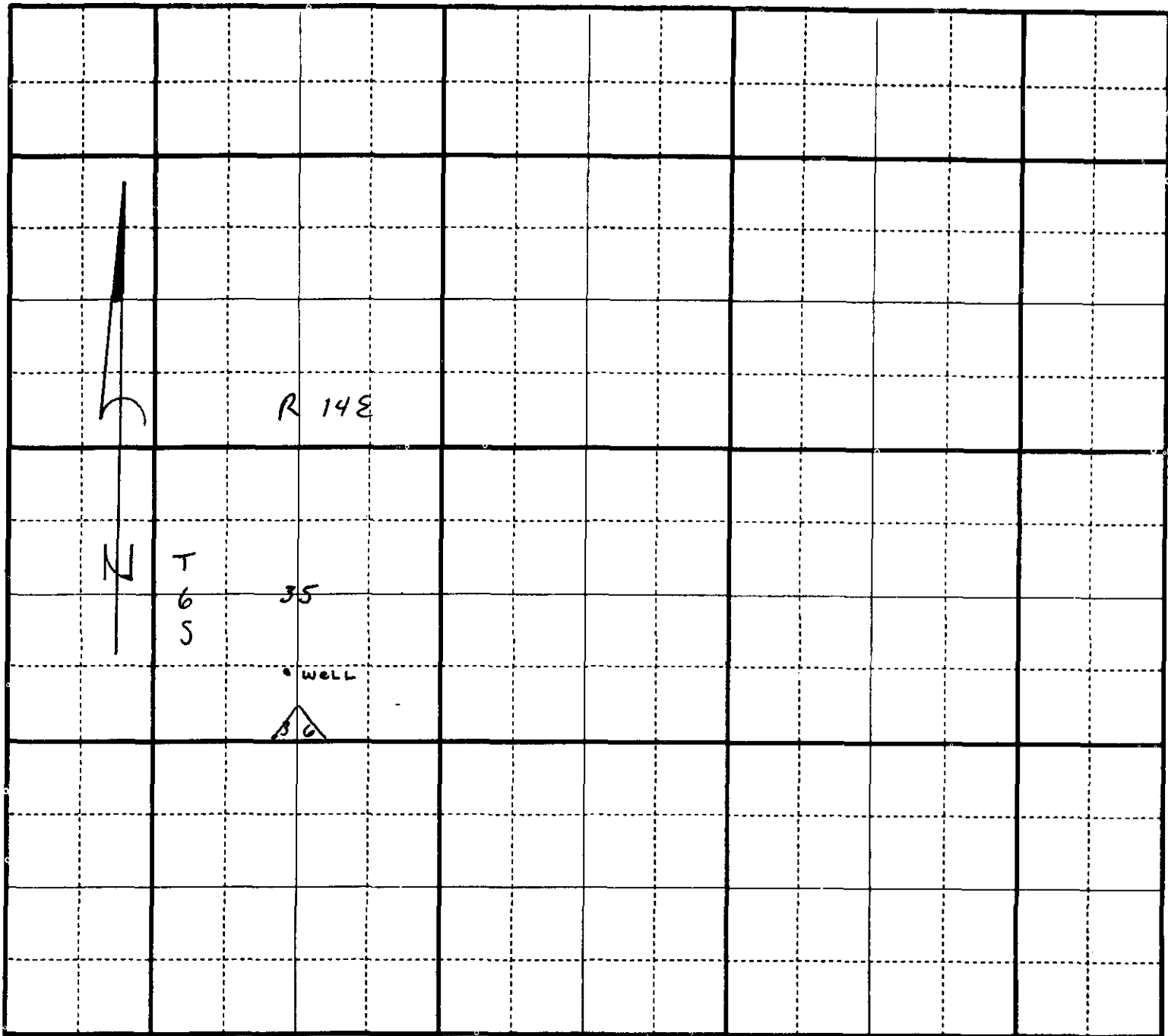
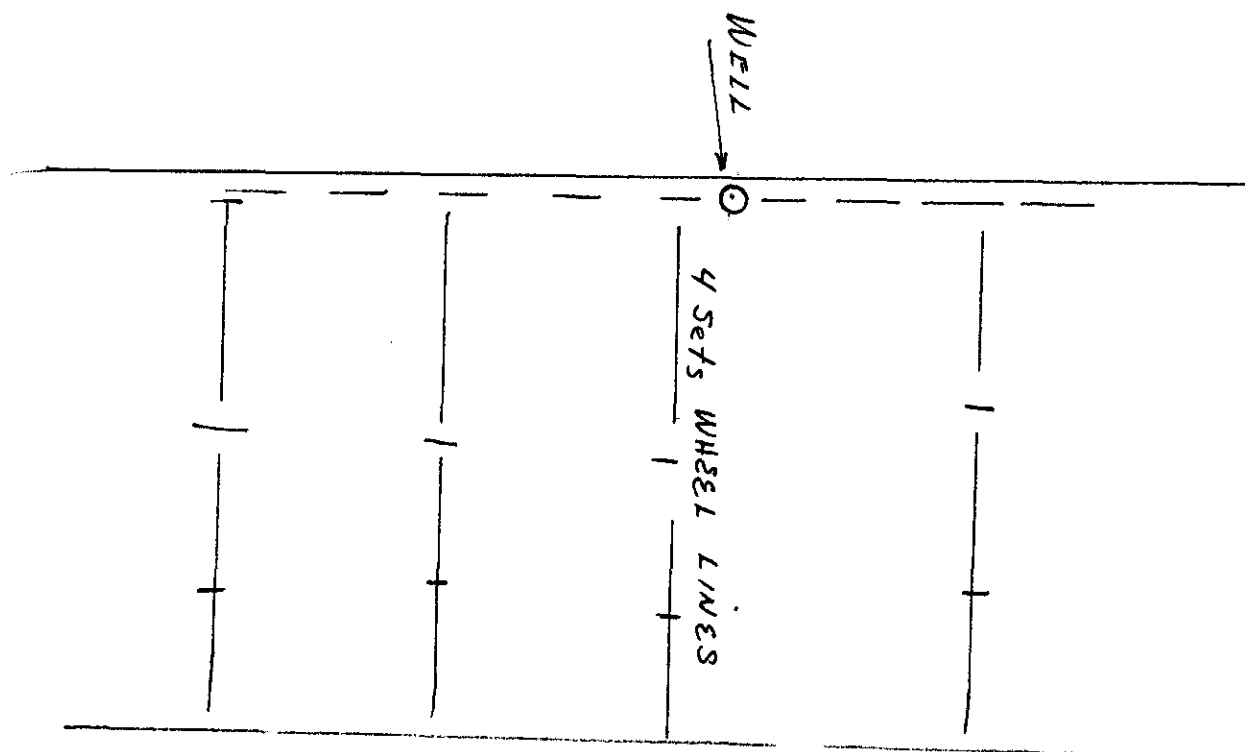


Diagram of System



Dave - I found
2 other rights for
this well - however,
37-7420 doesn't
have the same serial
#s + 37-7639 is
still a permit.

So I'm not con-
ditioning the license.
Jan

DATE OF EXAM 5-18-78

ACREAGE
Found 260
Recommended 9

Irrigation Requirement 4.0 Ac Ft/Ac

USE
Irrigation Q= .18 c.f.s. V= 36 AF/Ann. from MARCH 15 to NOV. 15
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2100 gal/min - 4.7 C.F.S. Method of measurement Badger Meter

Total Q recommended .18 C.F.S. Meter No. D20191 Type 12" Condition New

Total V recommended 36 Ac. Ft/ANN.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

MEASURED: $2100 \text{ gal/min} \div 448.8 \text{ gal/min C.F.S.} = 4.7 \text{ C.F.S.}$

ALLOWED .18 C.F.S. VOLUME 36 Ac Ft/ANN.
 $(4.0 \text{ Ac Ft/Ac}) (9 \text{ Acres}) = 36 \text{ Ac Ft/ANN.}$
IRR. Requirement

SYSTEM DESCRIPTION:

C.F. 200 Hp. MOTOR SERIAL # 5K6278KH2A VERTI-LINE Pump.
(4) WHEEL LINES 32 Hds/LINE 9/64 Nozzles

REMARKS:

JIM. HOLIFIELD OF TWIN-V RANCHES WAS PRESENT
DURING THE FIELD EXAM.

Examiner's Signature Jay Sunderburg Date 6-14-78

Checked by J. P. Stanton Date 7-6-78

Approved by _____ Date _____



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 5, 1978

Richard F. Goodson
HAWLEY, TROXELL, ENNIS & HAWLEY
One Capital Center
P. O. Box 1617
Boise, ID 83701

RE: Permit No. 37-7420 -- Twin V. Ranch
Permit No. 37-7545 -- Twin V. Ranch
Permit No. 37-7639 -- Twin V. Ranch
Permit No. 61-7205 -- Elwood D. Wing
Permit No. 67-7402 -- Craig Ranches, Inc.

Dear Mr. Goodson:

This office acknowledges the receipt of the assignments on the above referenced permits to Connecticut General Life Insurance Company and we are returning the xerox copies you requested. Please be advised that the assignments have been entered into the Department's records and any pertinent facts or information will be addressed to the assignee.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc.

RECEIVED

May 5, 1978

Re: Permit No. 37-7545

Twin V Ranch, Inc.
Route 2, Box 209
Gooding, Idaho 83330

Gentlemen:

Enclosed is a copy of an Order which reinstates this permit and advances the priority to February 1, 1977.

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Twin Falls.

Sincerely,

JANICE RENK
Water Rights

MICROFILMED

RECEIVED

APR 20 1978

late

STATE OF IDAHO

Identification No. _____

Permit No. 37-7545

Department of Water Resources
Southern District Office

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Twin V Ranch, Inc.
b) Post Office Address Route 2 Box 209, Gooding, Idaho 83330
2. Permit Number 37-7545
3. Date of Priority that you are prepared to establish January 13, 1977
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: SE ¼ SW ¼, Section 35
Township 6S, Range 14E, Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount 0.18 cfs for irrigation purposes from Mar 15 to Nov 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.18 cfs cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: amount applied for
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 16"-diameter well, 200 hp well, 1 wheel line.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" Badger meter
c) Give well driller's name and address and the date the well was completed: C. B. Eaton & Son, Wendell, Idaho.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 5/3/78 by [signature]

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

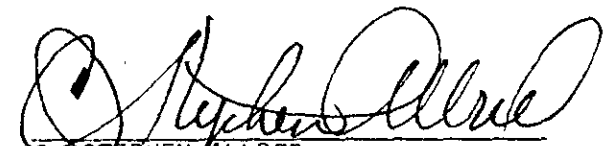
April 10, 1978

Twin V Ranches, Inc.
Route 2, Box 209
Gooding, Idaho 83330

Gentlemen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 37-7545 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated January 31, 1978.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.



C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

11/11/78

January 31, 1978

CERTIFIED MAIL

138335

Re: Permit No. 37-7545

Twin V Ranches, Inc.
Rt. 2, Box 209
Gooding, Idaho 83330

Gentlemen:

One of the conditions of approval of your water Permit No. 37-7545 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

April 1, 1977

Re: Permit No. 37-7545

Twin V. Ranch, Inc.
Route #2, Box 209
Gooding, ID 83330

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 37-7545. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

MICROFILMED

FORM DA-8 (7-1-73)

WHITE — State Auditor
 BLUE — Purchasing Copy
 YELLOW — Remittance Advice
 PINK — State Auditor then Agency
 GOLDENROD — Agency Copy

AGENCY USE

1570
Date 3/11/77
Code 193002

AGENCY NAME: Dept. of Water Resources

EXPENDITURE VOUCHER

STATE OF IDAHO
 Office of State Auditor

AUDITOR USE

Document No.	
Pre-Audit	Date
Warrant No.	

PAY

Twin V Ranch, Inc.
 Rt 2 Box 209
 Gooding, Idaho 83330

TO

CHECK ONE:

- ☒ MISCELLANEOUS EXPENDITURE
☐ STATE CONTRACT

☐ PURCHASE ORDER

☐ MISCELLANEOUS
 ENCUMBRANCE REQUISITION

Encumbrance Reference No.

PAYMENT: ☐ PARTIAL ☐ FINAL

LINE No.	PROGRAM			FUND	CLASS		DESCRIPTION (Include Quantity)	COMPLETE ONE		AGENCY USE
	MAJ	MIN	ELE		MAJ	MIN		%	LINE AMOUNT	
1	03	01	005	067	88	31	Refund of filing fee for that part which was overestimated		15 00	
								TOTAL	100%= 15 00	

NOTE: Final payment must be accompanied by a receiving copy

STATE AUDITOR

AUDITOR'S CERTIFICATE

I hereby request that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

3/11/77

R. Keith Higginson

Date

Head of Agency or Institution

State Auditor

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE 2/18/77

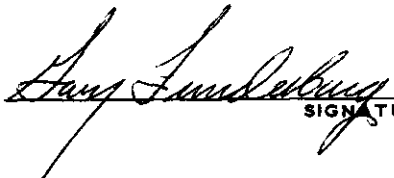
FROM Gary Funderburg

TO Bob Fleener

SUBJECT #37-7545

This memo is in reference to Application #37-7545, which was filed for 49 acres by Twin V Ranches, Inc., on January 13, 1977. After reviewing this application, you found there was already a filing, License #37-7435, which covered 40 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Twp. 6S, Rge. 14E., B.M. On January 14, 1977, I made a phone call to the State office inquiring if this ground listed above was covered by any other water rights. According to Personnel in the State office, there were no existing water rights. Therefore, the applicant filed the application in good faith with our Department's assistance. The applicant submitted a filing fee of \$25.00 for the application of .98 cubic feet per second. Since part of the ground already has an existing water right and where our Department had made the error informing him to submit an application, I feel we should return \$15.00 of the application fee and continue to process the application for nine acres with the amount of .18 cubic feet per second at the cost of \$10.00, which has already been paid.

RECEIVED


SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM *Jan Grover (replaced Darlene)*
 TO *Eastern Dist*
 SUBJECT *App. # 37-7545*

DATE *2/14/77*

RECEIVED

FEB 16 1977

I am returning this app. because
 License # *37-7435* covers the
 same 40 acres in the SWSW as
 the application does and is also
 in the name of *Twine V Ranches*.

Department of Water Resources
 Southern District Office

REPROFILMED

RECEIVED

FEB 15 1977

Department of Water Resources
 Eastern District Office

JG

SIGNATURE

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

37-7545 - Twin V. Ranch, Inc.

Item Initial Date

Application No. Twin V Ranches, Inc.

- ☒ 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) BS 1-14-77

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

(4) BS 1-14-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) mls 2-7-77

Critical groundwater area: yes _____ no ☒

(8) mls 2-7-77

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: none

(11) BS 2/1/77

Affidavit of Publication received(date) _____

(12) _____

Final date for protests 2/1/77
Protests received: yes _____ no _____

(13) _____

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

(14) mls 2-7-77

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District Southern By Michael Steele Date 2-7-77

Copy sent to Boise: 1/14/77 mls

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Twin V. Ranch, Inc.

Ree. #2, Box 209, Gooding, Idaho 83330

has on 1/13/77 submitted Application No. 37-7545

for a permit to appropriate .98 cubic feet per second ~~XXXXXX~~

of water from groundwater

by means of motor, well sprinkler system

within the NE 1/4 SW 1/4, Sec. 35, Twp. 6 S, Rge. 14 E., B.M., Gooding County

to be used from March 15 to Nov. 15

for irrigation purposes

within the S 1/2 SW 1/4, SW 1/4 SE 1/4, Sec. 35, Twp. 6 S, Rge. 14 E., B.M., Gooding County

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before 2/7/77.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader

on 1/20 and 1/27/77

MICROFILMED

LEGAL — 1e

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Twin V Ranch, Inc., Rte. #2, Box 209, Gooding, Idaho 83330 has on 1/13/77 submitted Application No. 37-7545 for a permit to appropriate .98 cubic feet per second of water from groundwater by means of motor, well sprinkler system within the NE $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 35, Twp. 6 S, Rge. 14 E., B.M., Gooding County to be used from March 15 to Nov. 15 for irrigation purposes within the S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 35, Twp. 6 S, Rge. 14 E., B.M., Gooding County.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before 2/7/77.

/s/ R. Keith Higginson
Director

Pub: 1-20, 27

January 14, 1977

Gooding County Leader
Box 56
Gooding, Idaho 83330

RE: Application for Permit #37-7545 - Twin V Ranch, Inc.

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 publication dates allowing ample time for you to submit us 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.

Sincerely,

Michael L. Steele
Southern Region Supervisor

MLS:sb

enclosure

Bill submitted: 2/1/77

MICROFILMED