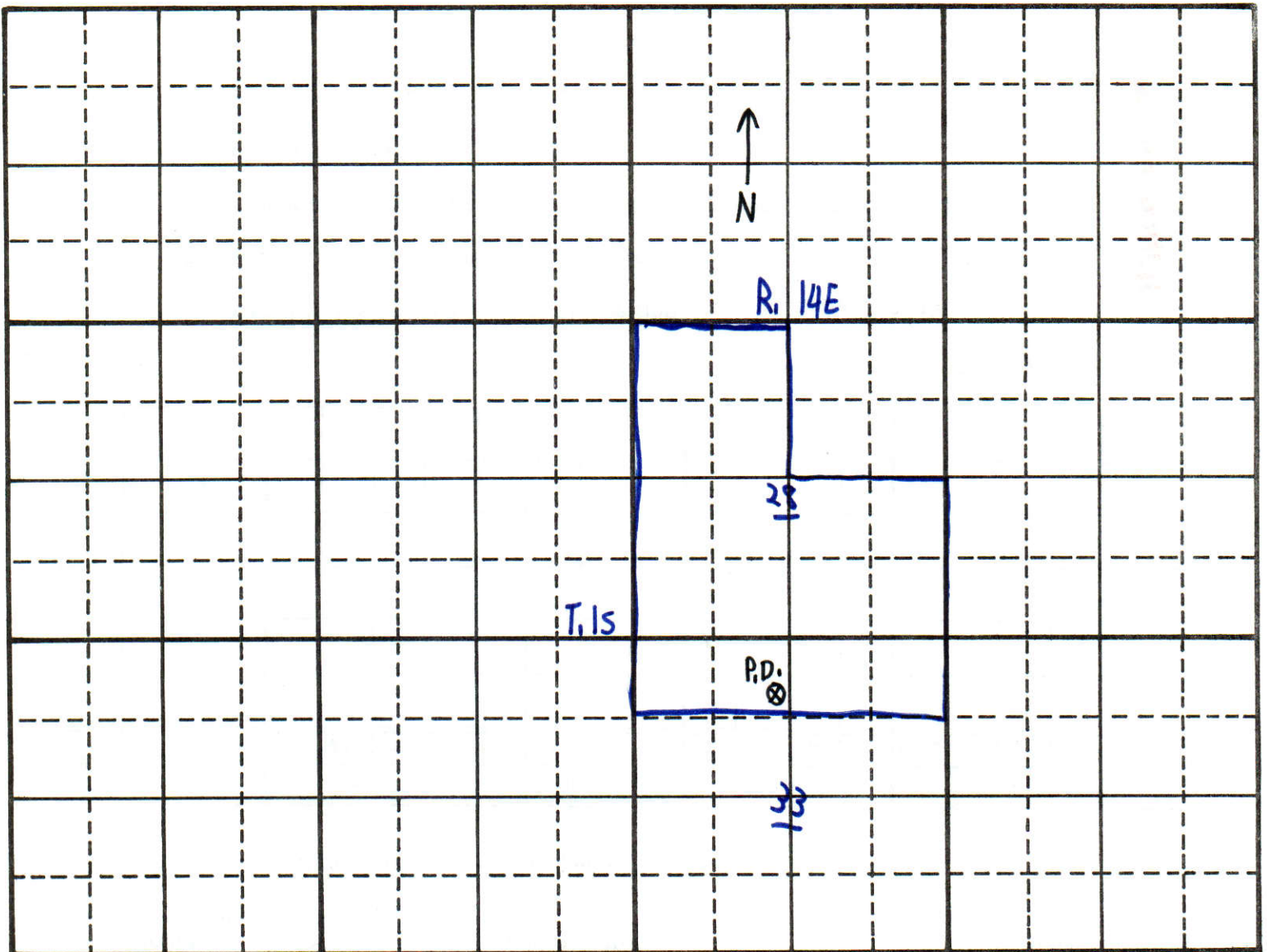


Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Twin Falls, Idaho, this 29 day of November, 19 78.

Lynn E. Stevenson
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JK Fee = \$20.00

Received by maria Date 11/29/78 12628

Publication prepared by maria Date 12/1/78

Published in Mtn. Home News

Publication dates 12/14/78 + 12/21/78

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau of the Department of Water Resources hereby

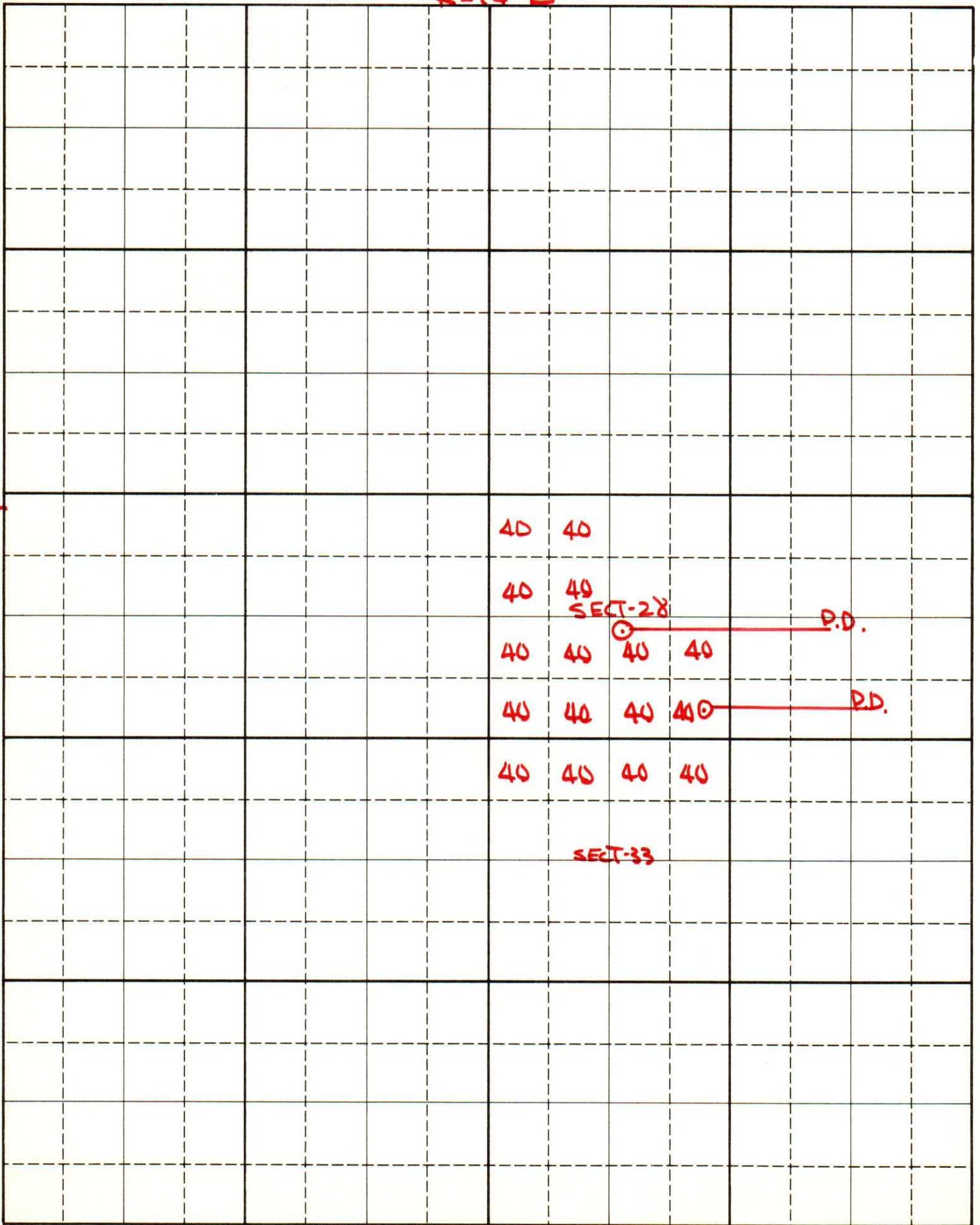
APPROVE application for amendment on Permit No. 37-7293.

Witness my hand this 24th day of January, 19 79.

L. Glen Saxton
Chief, Operations Bureau

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

R-14-E



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.

Lynn E. Stevenson
(Applicant)

37 7293

RECEIVED

OCT 29 1973

**NOTICE OF APPLICATION FOR
WATER PERMIT
FOR CAMAS COUNTY**

Notice is hereby given that Lynn E. Stevenson Box 54, Fairfield, ID has on October 10, 1973 submitted Application No. 37-7293 for a permit to appropriate 12 cubic feet per second of water from ground-water by means of deep well pump within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 1S, R. 14E, B.M., Camas County to be used from Apr. 1 to Nov. 1 for irrigation of 640 acres within the NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 28; N $\frac{1}{2}$ N $\frac{1}{2}$, Sec. 33; T. 1S, R. 14E, B.M.

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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before November 5, 1973.

R. KEITH HIGGINSON
Director

Published in the Mountain Home News on October 18 and October 25, 1973.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do solemnly swear that I am the foreman, or publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation, published once a week at MOUNTAIN HOME, IDAHO, that the notice attached hereto and which is a part of the proof of publication thereof, was published in said newspaper for

... 2 ... consecutive weeks, the first publication having been made on the ... 18 ... day of ... October ..., 1973, and the last publication having been made on the ... 25 ... day of ... October ... 1973 ...; every Thursday issue of the paper

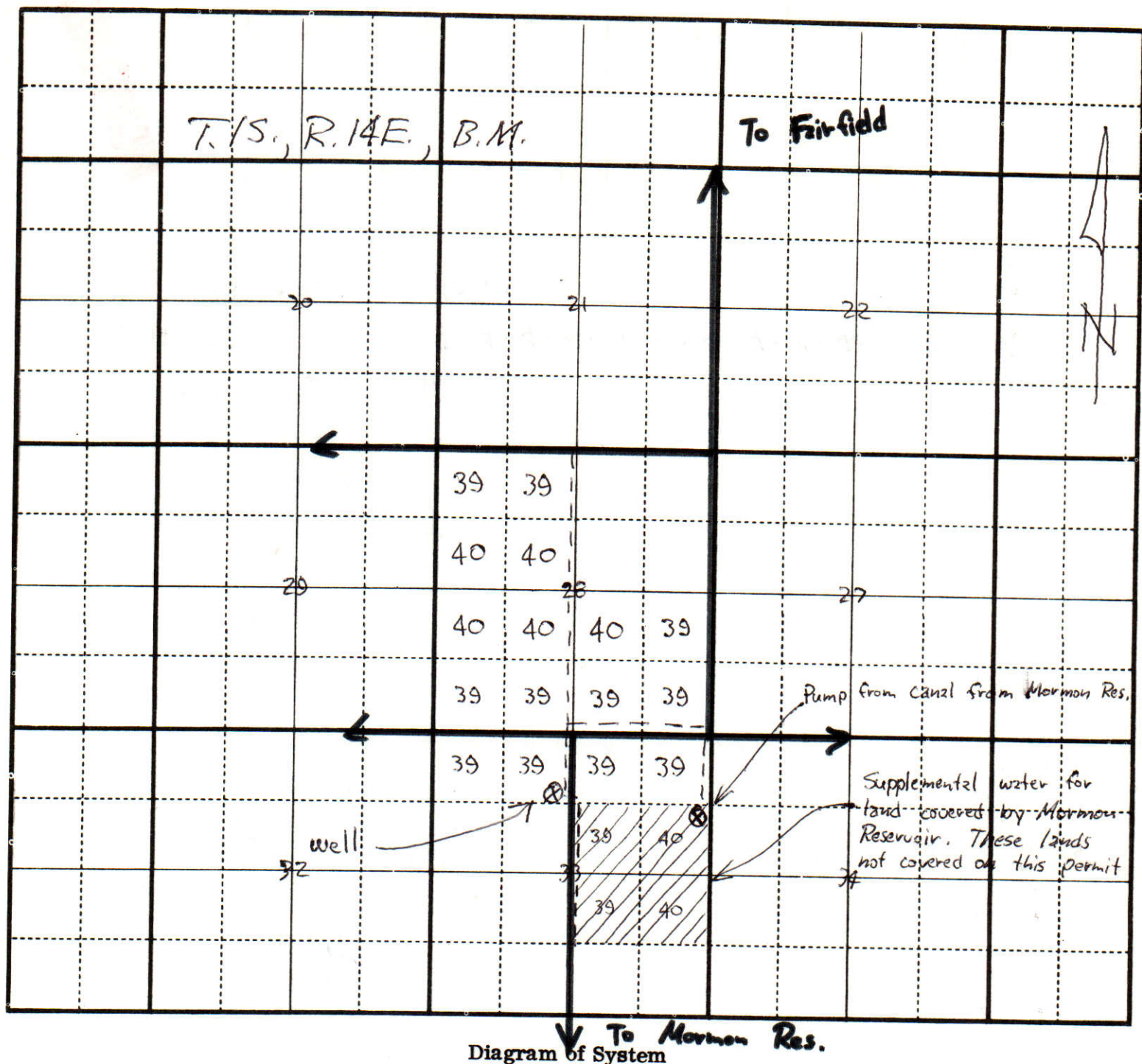
during the period and time of publication and that the notice was published in the newspaper proper and not in a supplement thereof.

And I further swear that the said MOUNTAIN HOME NEWS has been continuously and uninterruptedly published in said Elmore County during a period of 78 consecutive weeks prior to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this ... 25 ... day of ... October ..., 1973

James M. Waters
Notary Public



(See Above)

MICROFILMED

**NOTICE OF AMENDMENT
TO WATER PERMIT**

Notice is hereby given that Lynn E. Stevenson, of Bliss, Idaho, has an approved Permit No. 37-7293 issued by the Department of Water Resources authorizing the diversion of 12 cubic feet of water per second from groundwater in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 1S, Rge. 14E B.M., Camas County; additional points of diversion NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 1S, Rge. 14E, B.M., to be used for irrigation purposes of 640 acres in the NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$, Sec. 28; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 33, Twp. 1S, Rge. 14E, B.M.

On November 29, 1978, the Department received an Application for Amendment from the permit holder proposing to amend the point of diversion to NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 1S, Rge. 14E, B.M., County of Camas.

Any protest against approval of the amending of Permit No. 37-7293 as set forth above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before January 2, 1979.

C. STEPHEN ALLRED
Director

Published in the Mountain Home News December 14 and December 21, 1978.

RECEIVED

DEC 21 1978

Department of Water Resources

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Lloyd S. Waters do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

ok merge 12/26/78
...2... consecutive weeks, the first publica-
tion having been made on the ...14... day
of ...Dec..., 1978, and
the last publication having been made on the
...21... day of ...Dec...
1978...; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 21.....
day of Dec....., 1978

Wm. J. Waters
Notary Public

MICROFILMED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

FEB 28 1994

Department of Water Resources

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 1 So 14 E
Section 28, 33 1/4 of 1/4 of 1/4 Govt. Lot _____, BM. See Attached Legal
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 37-07293
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Lynn E. Stevenson and Black Canyon Farms, Inc.
P.O. Box 100, Fairfield, ID 83327
- ☐ New Owner/Claimant (Purchaser): McPhaul Enterprises, Inc.
- ☐ New Mailing Address: ~~545 Middlefield Road, Suite 150, Menlo Park, CA 94025~~
256 BAYPOINT DR SAN RAFAEL, CA 94901
- ☐ New Telephone Number: (415) 327 - 8060
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed of Corporation Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Judy Cook Date Feb 15 - 94
- ☐ Signature of Former Owner/Claimant(s) Lynn E. Stevenson Date FEB 15, 1994

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

JAN 23 2003

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

RECEIVED

FEB 8 1984

Department of Water Resources

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

Order No. 17139

WARRANTY DEED

For Value Received Lynn E. Stevenson, a single man

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

whose address is: McPhaul Enterprises, Inc.

545 Middlefield Road, Suite 150, Menlo Park, CA 94025

Hereinafter called the Grantee, the following described premises situated in Camas County, Idaho, to-wit:

Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho.

Section 28: W1/2, SE1/4.

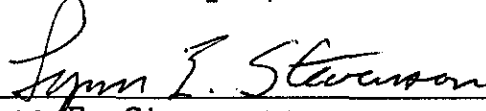
Section 33: NE1/4, N1/2NW1/4, N1/2SE1/4.

240 shares The Twin Lakes Reservoir & Irrigation Co. Certificate No. 555

Well Liscense No. 37-07293

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: February 2, 1994



Lynn E. Stevenson

State of Idaho

County of Blaine

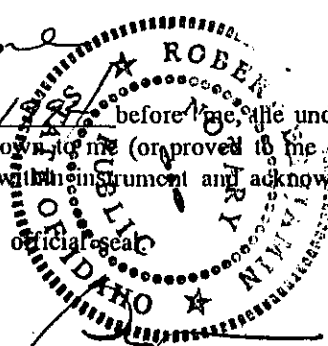
On February 15, 1994 before me, the undersigned, a Notary Public in and for said State, personally appeared Lynn E. Stevenson personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal

Signature

Residing at

Commission Expires: 10-9-99



MICROFILMED

JAN 09 2003

Order No. 17139

CORPORATION WARRANTY DEED

FOR VALUE RECEIVED, Black Canyon Farms, Inc.

a corporation duly organized and existing under the laws of the State of Idaho, grantor, does hereby Grant, Bargain, Sell and Convey unto McPhaul Enterprises, Inc.

whose address is: 545 Middlefield Road, Suite 150, Menlo park, CA 94025

grantee, the following described real estate, situated in Camas County, Idaho, to-wit:

Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho.

Section 28: W1/2, SE1/4.

Section 33: NE1/4, N1/2NW1/4, N1/2SE1/4.

240 shares The Twin Lakes Reservoir & Irrigation Co Certificate No. 555
Well Liscense No. 37-07293

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

IN WITNESS WHEREOF, The Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed by its (Vice) President and its (Asst.) Secretary.

Dated: February 2, 1994

By

Lynn E. Stevenson

Lynn E. Stevenson PRESIDENT.

ATTEST:

SECRETARY.

State of *Idaho*

County of *Blaine*

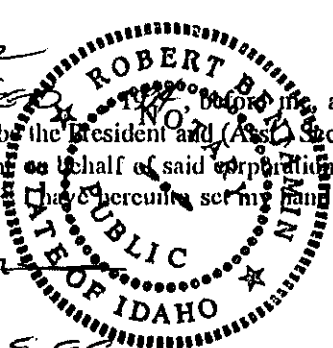
On this *15th* day of *Feb*, 1994, before me, a Notary public in and for said State, personally appeared Lynn E. Stevenson, known to me to be the President and (Asst.) Secretary of the corporation that executed this instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Lynn E. Stevenson
Notary Public

Residing at *Hailey*

Commission Expires *10.9.99*



MICROFILMED

JAN 09 2003

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7293 Priority October 10, 1973 Amount 6.59 cfs

THIS IS TO CERTIFY, that Lynn E. Stevenson
of Bliss, Idaho, has complied with the terms and conditions of Permit
No. 37-7293 issued pursuant to Application for Permit dated October 10, 1973,
and has submitted proof to the Department of Water Resources on June 29, 1979,
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 6.59 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:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to November 1	at 6.59 cfs	and 1887.0 acre feet
	from _____ to _____	at _____ cfs	and _____
	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

Subject, however, to the condition that no more than 6.59 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1887.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 33, Twp.
1S, Rge. 14E in the County of Camas

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1S	14E	28					39	39	40	40	40	40	39	39	39	40	39	39	473
		33	39	39			39	39											156

Total number of acres irrigated 629

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 3.0 afa per acre for the lands above.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25th day of
April, 19 83.

Acting for the Director

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

RECEIVED
NOV 29 1978
Department of Water Resources
Southeast District Office

Comes now Lynn E. Stevenson

of (address) Star Route Box 3, Bliss, Idaho 83314, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 37-7293, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE 1/4 NW 1/4, Section 33, Township 1S, Range 14E, B.M.,
County of Camas. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) No Change

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

3. Place of use or land to be irrigated: No Change

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

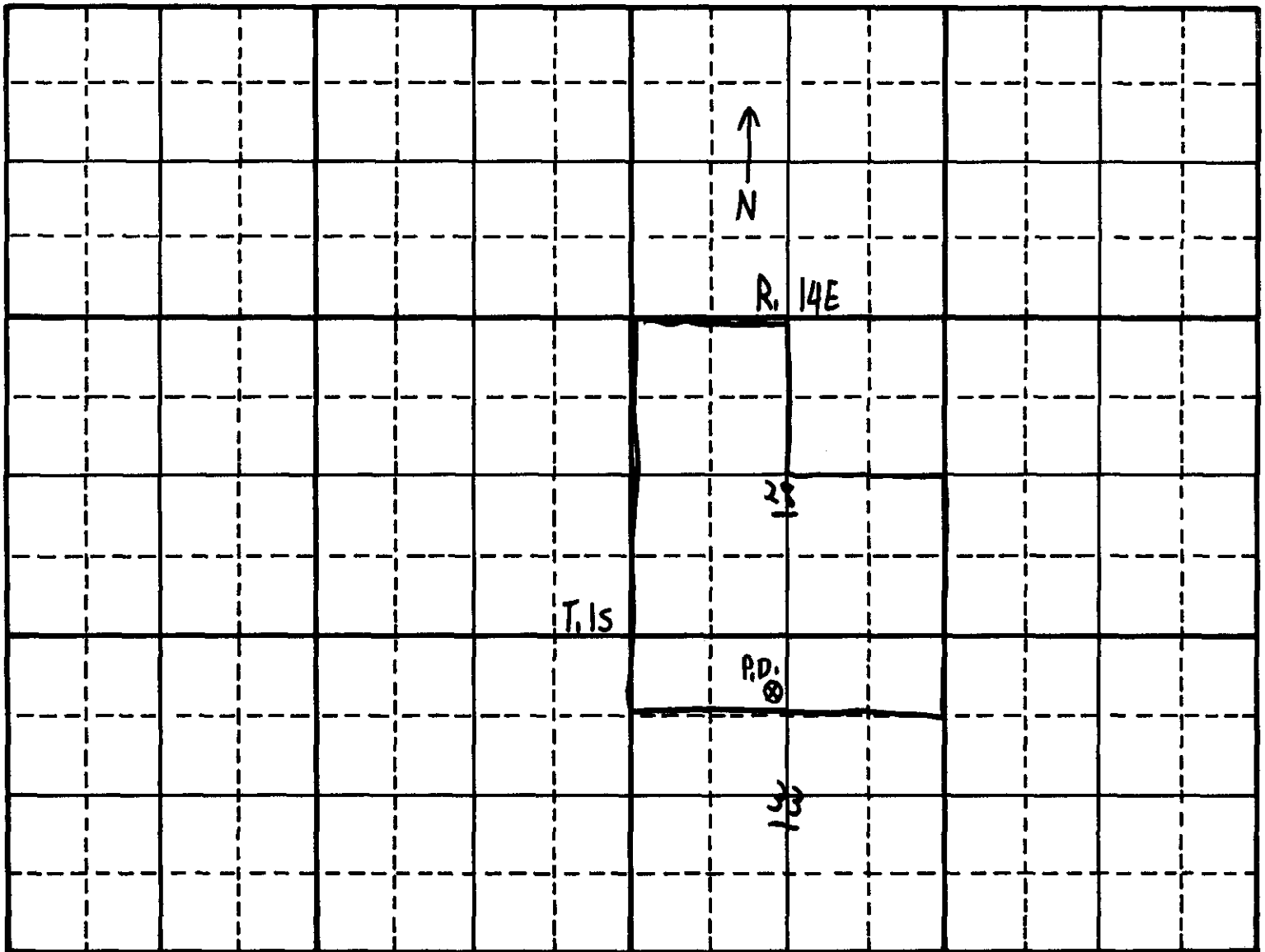
Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? Applicant
b. Who owns the land to be irrigated or the place of use? "
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the
applicant to make this filing: _____

RECEIVED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Twin Falls, Idaho, this 29 day of November, 19 78.

Lynn E. Stevenson
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JK Fee = \$20.00

Received by mary Date 11/29/78 12628

Publication prepared by mary Date 12/1/78

Published in Mtn. Home News

Publication dates 12/14/78 + 12/21/78

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau

of the Department of Water Resources hereby

APPROVE application for amendment on Permit No. 37-7293.

Witness my hand this 24th day of January

19 79

L. Glen Saxton
Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF Applications for Permit)

Nos. 37-7293 and 37-7294 in the name of)

ORDER

LYNN E. STEVENSON)

WHEREAS, on October 10, 1974, Lynn E. Stevenson filed with the Department of Water Resources (formerly the Department of Water Administration) Applications for Permit Nos. 37-7293 and 37-7294 to appropriate 12 cubic feet per second of groundwater in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T 1S, R 14E, B.M. (37-7293); and 3 cubic feet per second of groundwater in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 19, T 1S, R 14E, B.M. (37-7294), all in Camas County, from a pumping system to be used for irrigation purposes; and,

WHEREAS, on October 18, 1973 and October 25, 1973, notice of this proposed appropriation was published in the Mountain Home News at Mountain Home, Idaho; and,

WHEREAS, on November 6, 1973, the Department received a letter from T. Jack Scheer protesting the granting of this permit; and,

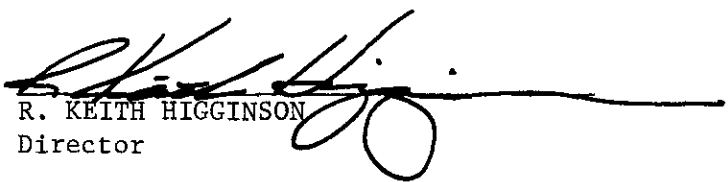
WHEREAS, on May 24, 1974, a hearing concerning this matter was held at Fairfield, Idaho; and,

WHEREAS, the protestant failed to appear at that hearing;

IT IS, THEREFORE, ORDERED that the protest be set aside and Applications for Permit Nos. 37-7293 and 37-7294, are hereby APPROVED subject to the following conditions:

- (1) That the permits be and are subject to all prior existing water rights.
- (2) That proof of construction of works and application of water to beneficial use shall be submitted to the Department on or before July 1, 1979.
- (3) That measuring devices of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Dated this 3 day of July, 1974.


R. KEITH HIGGINSON
Director

BDF:jfr

37 7293

37 7294

Identification No. _____

Application No. 37-7293

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Lynn E. Stevenson
post office address Box 54, Fairfield, Idaho 83327
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 1S
Range 14E B.M. Camas County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 1S, R. 14E, B.M.

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 12 cfs for Irrigation purpose from Apr. 1 to Nov. 1 (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. 12 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Deep well pump and motor

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 20 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 25,000.
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: _____

37-7293

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1S	14E	28					40	40	40	40	40	40	40	40	40	40	40	40	480
		33	40	40			40	40											160

Total number of acres to be irrigated 640

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

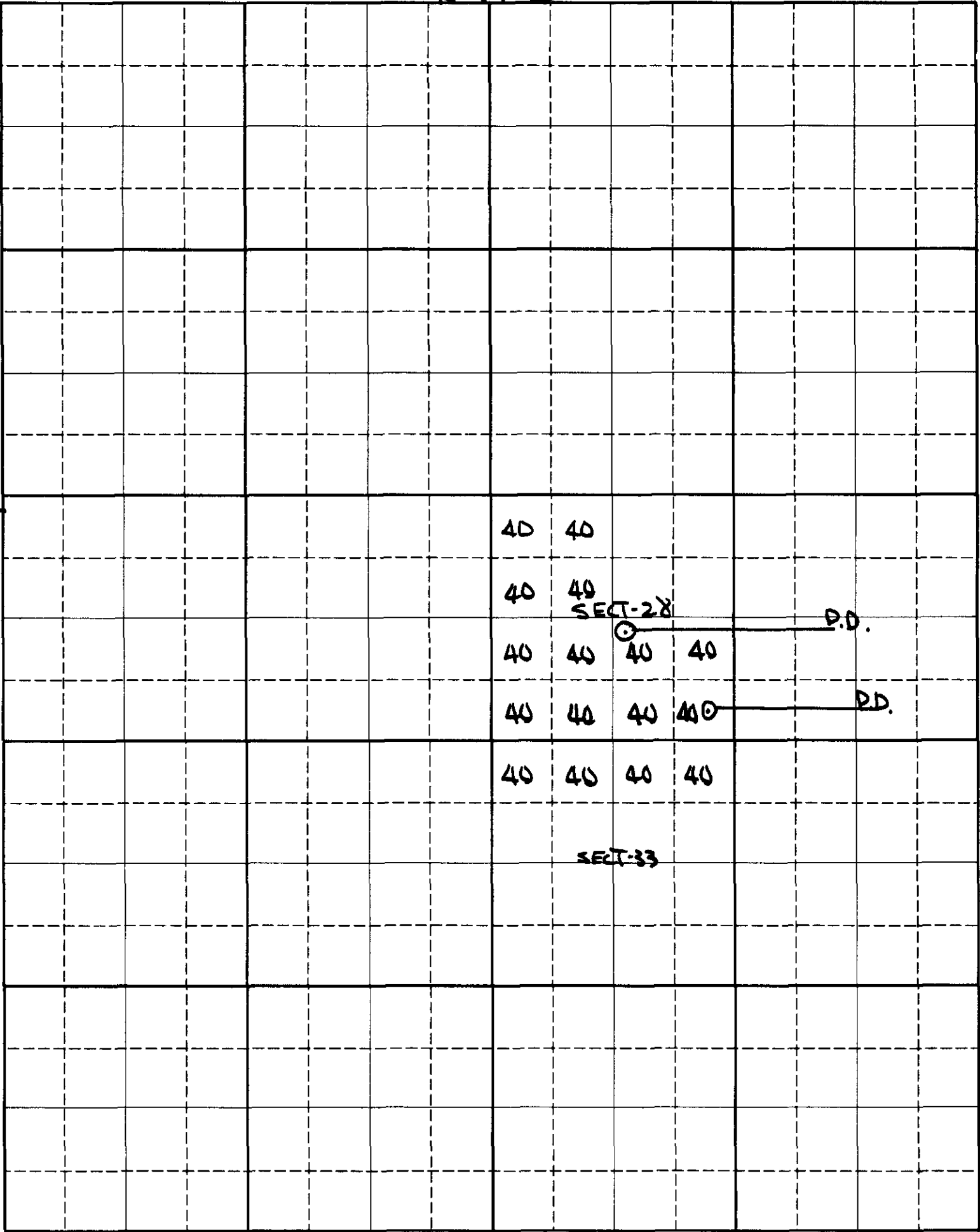
9. a. Who owns the property at the point of diversion Applicant
- b. Who owns the land to be irrigated or place of use Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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

R-14-E

T
1
S



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.

Lynn E. Stevenson
(Applicant)

Received by WLS Date 10-10-73 Time 2:30Preliminary check by WLS Fee \$ 135.00Receipted by jmm Date 10-10-73 # 11667Publication prepared by jmm Date 10-11-73Published in Mountain Home NewsPublication dates 10-18 & 10-25-73Publication approved jmm Date 10-29-73

Priority reduced to _____ Reason _____

Protests filed by: T. Jack Scheer

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by de

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-7293, 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 July 1, 1979.
- c. Other: Pursuant to the Order issued on July, 1974.

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

Witness my hand this 3 day of July 19 74.

R. Karl Hj
Director

NOTICE OF APPLICATION FOR
WATER PERMIT
ELMORE COUNTY
IDAHO

That I, **Lloyd S. Waters**, do hereby certify that the following is a true and correct copy of the original application for a water permit filed in the office of the County Clerk of Elmore County, Idaho, on the 18th day of October, 1973, at Mountain Home, Idaho.

The application is for a permit to divert water from the Snake River, within the boundaries of Elmore County, Idaho, to the Snake River, within the boundaries of Elmore County, Idaho, for the purpose of irrigating the land owned by the applicant, located in the SE 1/4 of Section 18, T. 42N., R. 14E., E. 12.

The application is for a permit to divert water from the Snake River, within the boundaries of Elmore County, Idaho, to the Snake River, within the boundaries of Elmore County, Idaho, for the purpose of irrigating the land owned by the applicant, located in the SE 1/4 of Section 18, T. 42N., R. 14E., E. 12.

The application is for a permit to divert water from the Snake River, within the boundaries of Elmore County, Idaho, to the Snake River, within the boundaries of Elmore County, Idaho, for the purpose of irrigating the land owned by the applicant, located in the SE 1/4 of Section 18, T. 42N., R. 14E., E. 12.

R. KEITH HIGGINSON
 Director

7. The application for a water permit was filed in the office of the County Clerk of Elmore County, Idaho, on the 18th day of October, 1973, at Mountain Home, Idaho.

Affidavit of Publication

County of Elmore }
 STATE OF IDAHO } ss.

I, Lloyd S. Waters do
 solemnly swear that I am the foreman, or
 publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
 published once a week at MOUNTAIN HOME,
 IDAHO, that the notice attached hereto and
 which is a part of the proof of publication
 thereof, was published in said newspaper for

...2... consecutive weeks, the first publica-
 tion having been made on the ...18... day
 of ...October..., 1973, and
 the last publication having been made on the
 ...25... day of ...October...
 1973...; every Thursday issue of the paper

during the period and time of publication and
 that the notice was published in the newspaper
 proper and not in a supplement thereof.

And I further swear that the said MOUN-
 TAIN HOME NEWS has been continuously and
 uninterruptedly published in said Elmore County
 during a period of 78 consecutive weeks prior
 to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this ...25...
 day of ...October..., 1973

James M. Waters
 Notary Public



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

November 22, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MC PHAUL ENTERPRISES INC
REX E &/OR MARIAM MC PHAUL
256 BAYPOINT DR
SAN RAFAEL CA 94901

RE: Change of Ownership for Water Right 37-7293

Dear Mr. & Mrs. McPhaul:

The Department of Water Resources is in receipt of a Notice of Change of Water Right Ownership for the above referenced water right. The notice was received by the Department in 1994 and subsequently a letter was sent regarding the need to file a claim in the Snake River Basin Adjudication on this water right.

There has been no response to that letter. If a claim is not filed with the Department the water right could be lost. If you have questions regarding the claim, please contact the Adjudication Section at our Southern Region Office in Twin Falls, ID at 208-736-3033. There will be a \$679.00 fee required for the claim. Idaho Code 42-1414 requires filing fees in the amount of \$50.00 per irrigation claim plus \$1.00 per acre irrigated.

I have enclosed a current form for the Notice of Change in Water Right Ownership for update purposes as well as a Claim form in case you are interested in pursuing either choice. The filing fee requirement will be waived for the change of ownership due to your previous filing. Enclosed are copies of the original ownership change request, the Department's letter of response and a copy of the water right license for your information and convenience. Please respond to this letter within 30 days so that we may finalize this request. Current ownership information in our database helps to insure notification by mail of any action taken by the Department on a water right.

If you have any questions regarding the matter of the ownership change, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosures

MICROFILMED

JAN 09 2003

May 2, 1983

RE: Permit No. 37-7293

Lynn E. Stevenson
Star Route, Box 3
Bliss, ID 83314

Dear Mr. Stevenson:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

April 4, 1983

RE: Permit No. 37-7293

Lynn E. Stevenson
Star Route, Box 3
Bliss, ID 83314

Dear Mr. Stevenson:

A representative of this Department has made an examination of the works covered by your Permit No. 37-7293, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 6.59 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1887.0 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 1S, Rge. 14E, Camas County

Beneficial use: Irrigation of 629 acres within the NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 28;
N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 33; Twp. 1S, Rge. 14E

Priority date established: October 10, 1973

Conditions (if any):

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,

JIM JOHNSON
Water Distribution Supervisor

JO:KW

FIELD REPORT

1. Name of permit holder Lynn Stevenson
Post office address Star Route, Box 3, Bliss, Idaho Phone _____
Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 12.0 c.f.s. for Irrigation
 _____ AF/Annum (nature of use)

Period of Use: from 4-1 to 11-1
(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 12 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion: * As per amendment 1/24/79

Township 1 S. N/S, Range 14 E. E/W, B.M., Section 33, Subdivision NE $\frac{1}{4}$ NW $\frac{1}{4}$, Camas
County

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

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

Other Points of Diversions: _____

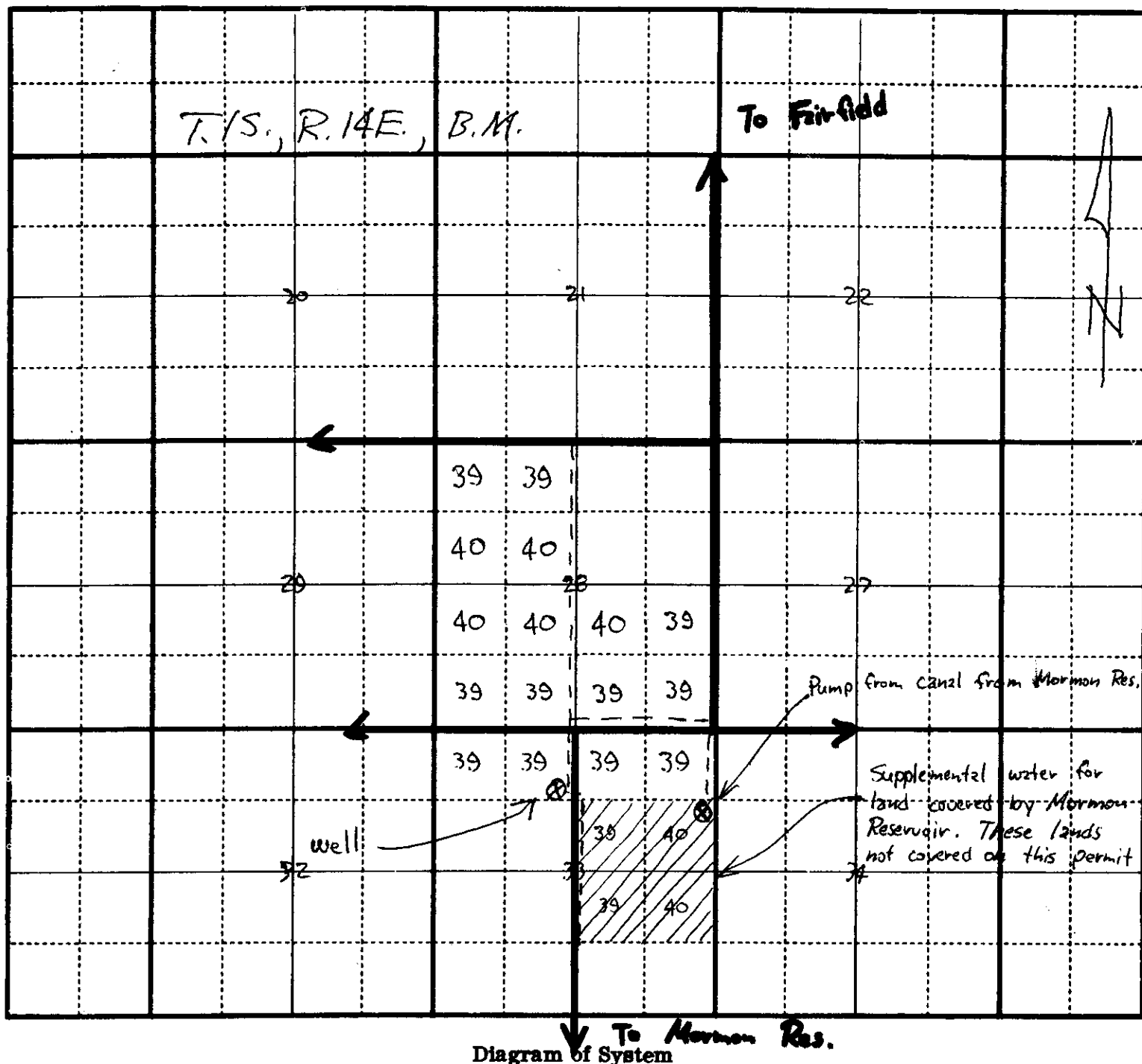
Description of diverting works: _____

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

640



(See Above)

RECEIVED

DATE OF EXAM 7/19/79

ACREAGE
Found 787
Recommended 629

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 6.59 ✓ c.f.s. V = 1887.0 ✓ AF/Ann. from 4-1 to 11-1
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 X no _____ At times with Mormon Res. water

Name source: Mormon Reservoir Canal
twp. 1 S. N/S, Rge 14 E. E/W, B.M., Sec. 33, Sub. SE 1/4 NE 1/4 Camas
County

Exchange? yes _____ no X

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 6.59 cfs Method of measurement in-line meter ✓

Total Q recommended 6.59 cfs Meter No. 73-12-255 Type Mcrometer Condition Good

Total V recommended 1887.0 A.F./Ann.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q_{meas} = (0.01 \text{ A.F./66.1 sec}) \Rightarrow \text{capacity } \textcircled{6.59 \text{ cfs}} = Q_{rec}$

$U_{rec} = (629 \text{ A.})(3.0 \text{ A.F./Ann./A.}) = \text{1887.0 A.F./Ann. OK}$

$6.59 \times 1.9835 \times 214 = 2797.3$

SYSTEM DESCRIPTION:

200 H.P. G.E. serial BLJ219108 with Peerless Pump, no writing on plate,
deliver water to a 2 1/2 mile mainline network which is also connected to a
pump which diverts water from Mormon Res. Canal. The mainline supplies
water to ten 1/2 mile wheel lines.

REMARKS:

Mr. Lynn Stevenson was present during exam.

Well was meas when pump from canal was turned off.

Examiner's Signature Alan D Merrill Date 8/1/79

Checked by Ge Stanton Date 8-6-79

Approved by Reap Date 4-4-83

Date 3-8-83

No Overlapping rights etc

file.

Federal Land Bank Association of Gooding

507 Idaho Street
Gooding, Idaho 83330
Telephone: (208) 934-5655
ALAN D. McCOMBS, Manager



July 22, 1981

RECEIVED

JUL 23 1981

Department of Water Resources

188152 - Stevenson

Ms. Roberta Garrett
Department of Water Resources
Statehouse
Boise, Idaho

Dear Ms. Garrett,

Please provide our office with a copy of permit no. 37-7293 - Lynn Stevenson.
If there is a charge for this service, please advise our office accordingly.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in cursive script that reads "Alan D. McCombs".

ALAN D. MCCOMBS
Manager

ADM/jg



FEDERAL LAND BANK ASSOC. OF GOODING
P.O. BOX 208 - 507 IDAHO STREET
GOODING, IDAHO 83330



MS. ROBERTA GARRETT, RECORDS SUPERVISOR
DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM

Rita

DATE 7/31/79

TO

File -- 37-7293

SUBJECT

Allen Merritt called today to tell me that he has done the field exam on this permit and, therefore, there will not be an acknowledgment letter.

MICROFILMED

rf

SIGNATURE

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. 37-7293.

Name(s) of Permit Holder: Lynn E. Stevenson

Post Office Address: Star Route, Box 3
Bliss, Idaho 83314

Source of Water: Underground Source

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 640 (acres)
☐ Other _____

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

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

6-26-79
Date

Lynn E. Stevenson
Signature of Permit Holder

RECORDED

Lynn Stevenson

Bliss, Idaho

RECEIVED

PLACE
TEN CENT
STAMP
HERE

JUN 29 1979



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

0429-849



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

100870

May 1, 1979

Lynn E. Stevenson
Star Route, Box 3
Bliss, ID 83314

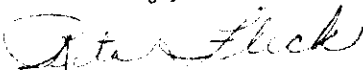
Dear Mr. Stevenson:

One of the conditions of approval of your water Permit No. ~~37-7293~~ was that evidence of the extent of development must be submitted to this office on or before July 1, 1979. (See last page of your approved permit). Enclosed is a post card which may 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 post card 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 within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

January 26, 1979

Lynn E. Stevenson
Star Route,,Box 3
Bliss, ID 83314

Dear Mr. Stevenson:

Enclosed is a copy of the approved application for amendment
submitted in connection with Permit No. 37-7293.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:rf

Enc: 1

RECEIVED

DEC 21 1978

Department of Water Resources
Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, *Lloyd S. Waters* do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

ok memo 12/21/78
...2... consecutive weeks, the first publica-

tion having been made on the ...14... day

of ...Dec..., 1978, and

the last publication having been made on the

...21... day of ...Dec...

1978...; every Thursday issue of the paper

during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Lloyd S. Waters

Subscribed and sworn to me this 21.....

day of ...Dec..., 1978

Lloyd S. Waters
Notary Public

MICROFILMED

NOTICE OF AMENDMENT

TO WATER PERMIT

Notice is hereby given that Lynn E. Stevenson, of Bliss, Idaho, has an approved Permit No. 37-7293 issued by the Department of Water Resources authorizing the diversion of 12 cubic feet of water per second from groundwater in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 1S, Rge. 14E B.M., Camas County; additional points of diversion NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, Twp. 1S, Rge. 14E, B.M., to be used for irrigation purposes of 640 acres in the NW $\frac{1}{4}$; SW $\frac{1}{4}$; SE $\frac{1}{4}$, Sec 28; N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 33, Twp. 1S, Rge. 14E, B.M.

On November 29, 1978, the Department received an Application for Amendment from the permit holder proposing to amend the point of diversion to NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 1S, Rge. 14E, B.M., County of Camas.

Any protest against approval of the amending of Permit No. 37-7293 as set forth above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before January 2, 1979.

C. STEPHEN ALLRED
Director

Published in the Mountain Home News December 14 and December 21, 1978.

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

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

December 1, 1978

Mountain Home News
P. O. Drawer 0
Mountain Home, Idaho 83647

Re: Notice of Amendment to Water Right - #37-7294 - Lynn E. Stevenson
#37-7295 - Lynn E. Stevenson
Gentlemen: ✓#37-7293 - Lynn E. Stevenson

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,

Mary A. Hill
Secretary

for

Loren O. Holmes
Southern Region Supervisor

Encl:

RECEIVED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 37-7293

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "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"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

July 8, 1974

Re: Permit Nos. 37-7293 and 37-7294

Lynn E. Stevenson
Box 54
Fairfield, Idaho 83327

Dear Mr. Stevenson:

Enclosed is a copy of your approved Application for Permits Nos. 37-7293 and 37-7294 along with a copy of the Order. We direct your attention to the conditions of approval as listed on the Order.

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 permits. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosures

cc: T. Jack Scheer

Enclosure

37 7293

37-7293 and 37-7294 - Lynn E. Stevenson

Courtroom, Camas County Courthouse, Fairfield, Idaho

May 24, 1974 - 10:30 a.m.

ROSTER OF ATTENDANCE

NAME

ADDRESS

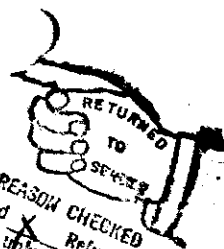
REPRESENTING

Lynn Stevenson

*P.O. Box 54
Fairfield, Idaho*

37 7293

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Southern District Office
1041 Blue Lakes Blvd. North • Twin Falls, Idaho
83301



REASON CHECKED
Undelivered ☒ Refused
Addressee unknown
Insufficient Address
such street number
such office in state
not return to this office

T. Jack Scheer
Fairfield, Idaho 83327



RECEIVED

JUN 28 1974

Department of Water Administration
Southern District Office

RECEIVED
1974

Department of Water Resources

37 7293

CERTIFIED
No. 217580
MAIL

RETURN RECEIPT
REQUESTED

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval }
of Applications for Permit Nos. 37-7293 and } NOTICE OF CONFERENCE AND/OR HEARING
37-7294 in the name of Lynn E. Stevenson }
..... }

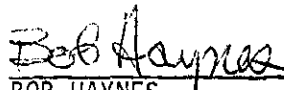
On October 10, 1973, Lynn E. Stevenson filed with the Department of Water Administration applications to appropriate the public waters of the State of Idaho. On November 6, 1973, the Department received protests against approval of said applications from T. Jack Scheer.

The Department has set the matter of protest for conference and/or hearing for Friday, May 24, 1974 at 10:30 a.m. in the Camas County Courthouse, Fairfield, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and Adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party desiring the taking of stenographic notes by a qualified court reporter must request such in writing at least five (5) days before the date set for hearing and must submit to the director the name of a qualified reporter who is available on the date set for hearing. The party requesting the reporter shall bear the expense of the reporter's attendance fees. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all costs incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 14th day of May, 1974.



BOB HAYNES
Southern District Engineer

37 7293

March 14, 1974

Mr. George Gill, Clerk
Camas County Courthouse
Fairfield, Idaho 83327

Dear Mr. Gill:

This is to confirm the use of the Courtroom for conference and/or hearing to be held by this office on May 24, 1974 at 10:30 a.m.

Thank you for your cooperation in this matter.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt

37 72513

NAME AND ADDRESS OF SENDER

I DWA-Twin Falls

5-14-74

FILE 37-7293-94

Indicate type of mail

☐ INSURED ☐ C. O. D. ☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT ¹	R. R. FEE	S. D. FEE	S. H. FEE ²	RESTRICTED DELIVERY FEE
1	217579 Lynn E. Stevenson, Box 54, Fairfield, I.	.10	.30			.15			(RR No 5-20-74)
2	217580 T. Jack Scheer, Fairfield, Id 83327	.10	.30			.15			see 37-7294
3									
4									
5									
6									
7									
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11									
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14									
15									
16									
17									
18									
19									
20									

37 7293

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Lynn E. Stevenson
STREET AND NO.
Box 54
P.O., STATE AND ZIP CODE
Fairfield, Idaho 83327

OPTIONAL SERVICES FOR ADDITIONAL FEES

1. Shows to whom and date delivered 15¢
With delivery to addressee only 65¢
2. Shows to whom, date and where delivered 35¢
With delivery to addressee only 85¢

RETURN RECEIPT SERVICES

DELIVER TO ADDRESSEE ONLY 50¢

SPECIAL DELIVERY (extra fee required)

POSTMARK OR DATE

5-14-74

PS Form 3800 Apr. 1971

NO INSURANCE COVERAGE PROVIDED—NOT FOR INTERNATIONAL MAIL

(See other side)
* GPO : 1972 O - 460-743

No. 217580

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
T. Jack Scheer
STREET AND NO.
Fairfield, Idaho 83327
P.O., STATE AND ZIP CODE

OPTIONAL SERVICES FOR ADDITIONAL FEES

1. Shows to whom and date delivered 15¢
With delivery to addressee only 65¢
2. Shows to whom, date and where delivered 35¢
With delivery to addressee only 85¢

DELIVER TO ADDRESSEE ONLY 50¢

SPECIAL DELIVERY (extra fee required)

POSTMARK OR DATE

5-14-74

PS Form 3800 Apr. 1971

NO INSURANCE COVERAGE PROVIDED—NOT FOR INTERNATIONAL MAIL

(See other side)
* GPO : 1972 O - 460-743

¹ Mark "F" if "Fragile," "H" if "Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid—This Side Up."
² Special-handling charges apply only to third- and fourth-class parcels. Special-delivery service also includes special-handling service.

May 8, 1974

Re: Application for Permit No.'s 37-7293 & 37-7294

T. Jack Scheer
Fairfield,
Idaho 83327

Dear Mr. Scheer:

On April 12, 1974, we sent you a letter asking that you show cause why you did not appear at the hearing held April 3, 1974, in the Camas County Courthouse, Fairfield, Idaho.

Since that letter we have received notification from the United States Post Office that postage was due on the original notice of hearing that was sent to you by certified mail, and that the letter was unclaimed.

Therefore, the hearing concerning your protest of Applications No. 37-7293 and 37-7294 will be re-scheduled for a later date. You will be notified of the new hearing date at least ten days prior to the hearing.

If you have any questions concerning this matter, please let us know.

Sincerely,

R. KEITH HIGGINSON
Director

BDF:jg

37 7293

April 12, 1974

Re: Application for Permit No.'s 37-7293 & 37-7294

T. Jack Scheer
Fairfield,
Idaho 83327

Dear Mr. Scheer:

On November 6, 1973, you protested Application for Permit No.'s 37-7293 and 37-7294, filed by Lynn E. Stevenson.

A hearing was held on April 3, 1974, in the Camas County Courthouse, Fairfield, Idaho. You did not appear at that hearing.

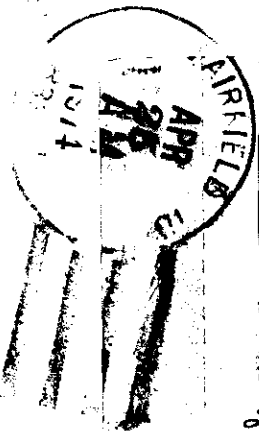
You must, therefore, show an acceptable cause, before April 29, 1974, for your failure to attend that hearing, or your protest will be set aside.

Sincerely,

R. KEITH HIGGINSON
Director

BDF:jg

37 7293



SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address
where delivered

☒ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

217571

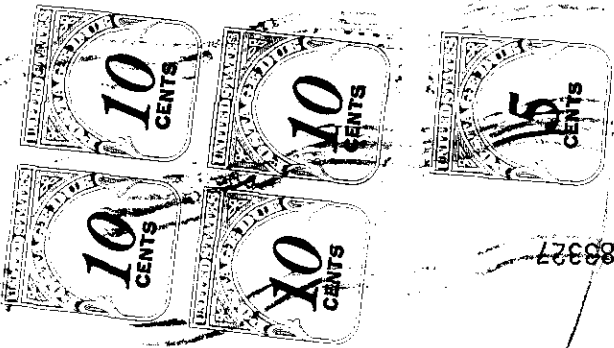
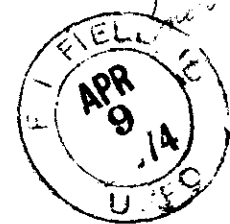
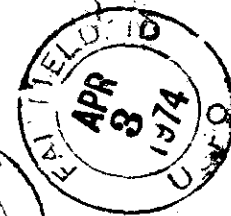
37-744

INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

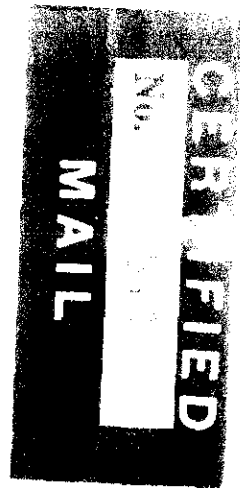


Mr. T. Jack Scheer
Fairfield, Idaho 83327

POSTAGE DUE 45



DELIVER TO
ADDRESSEE ONLY



DEPARTMENT OF WATER ADMINISTRATION
Southern District Office
1041 Blue Lakes Blvd. North * Twin Falls, Idaho
83301

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval }
of Applications for Permit Nos. 37-7293 and } NOTICE OF CONFERENCE AND/OR HEARING
37-7294 in the name of Lynn E. Stevenson }
..... }

On October 10, 1973, Lynn E. Stevenson filed with the Department of Water Administration applications to appropriate the public waters of the State of Idaho. On November 6, 1973, the Department received protests against approval of said applications from T. Jack Scheer.

The Department has set the matter of protest for conference and/or hearing for Wednesday, April 3, 1974 at 2:00 p.m., in the Camas County Courthouse, Fairfield, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and Adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party desiring the taking of stenographic notes by a qualified court reporter must request such in writing at least five (5) days before the date set for hearing and must submit to the director the name of a qualified reporter who is available on the date set for hearing. The party requesting the reporter shall bear the expense of the reporter's attendance fees. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all costs incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 19th day of March, 1974.

Bob Haynes
BOB HAYNES
Southern District Engineer

37 7293

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	LS	10-10	Application No. 37-7293 Name <u>LYNN E. STEVENSON</u>
(2)	GF	10-10	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	GF	10-10	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	GF	10-10	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	GF	10-10	In form for advertising _____
(6)	jmm	10-29	Affidavit of Publication received _____
(7)			Final date for protests <u>November 5, 1973</u> Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)			Action recommended: ☐ Approve Priority _____ ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval No conditions for approval
(14)			District _____ By _____ Date _____ Title _____

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval }
of Applications for Permit Nos. 37-7293 and } NOTICE OF CONFERENCE AND/OR HEARING
37-7294 in the name of Lynn E. Stevenson }
..... }

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Dated this 19th day of March, 1974.

Bob Haynes
BOB HAYNES
Southern District Engineer

37 7293

NAME AND ADDRESS OF SENDER		NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS		POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT	R. R. FEE	S. D. FEE	S. H. FEE	RESTRICTED DELIVERY FEE	Remarks
IDWA- Twin Falls		Lynn E. Stevenson, Box 54, Fairfield, Id		.10	.30			.15				
		T. Jack Scheer, Fairfield, Id		.10	.30			.15				
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (N)								

U.S. GOVERNMENT PRINTING OFFICE

Indicate type of mail

☐ INSURED ☐ C. O. D.☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO T. Jack Scheer		POSTMARK OR DATE 3-19-74
STREET AND NO. Fairfield, Idaho 83327		
P.O., STATE AND ZIP CODE		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered With delivery to addressee only	15¢ 65¢
	2. Shows to whom, date and where delivered With delivery to addressee only	35¢ 85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (extra fee required)		

PS Form
Apr. 1971 3800NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

* GPO : 1972 O - 480-743

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Lynn E. Stevenson		POSTMARK OR DATE 3-19-74
STREET AND NO. Box 54, Fairfield, Idaho 83327		
P.O., STATE AND ZIP CODE		
OPTIONAL SERVICES FOR ADDITIONAL FEES		
RETURN RECEIPT SERVICES	1. Shows to whom and date delivered With delivery to addressee only	15¢ 65¢
	2. Shows to whom, date and where delivered With delivery to addressee only	35¢ 85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (extra fee required)		

PS Form
Apr. 1971 3800NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

* GPO : 1972 O - 480-743

"EH" if "Eggs for
U" if "Fragile-Liquid

class parcels. Special-

No. 217571

No. 217570

37-7293
37-7294 - Lynn E. Stevenson

Courtroom, Camas County Courthouse, Fairfield, Idaho

April 3, 1974 - 2:00 p.m.

ROSTER OF ATTENDANCE

NAME	ADDRESS	REPRESENTING
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STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
SOUTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

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

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

March 18, 1974

Mr. George Gill
County Clerk
Camas County Courthouse
Fairfield, Idaho 83327

Dear Mr. Gill:

This is to confirm the use of the Courtroom for conference and/or hearing to be held by this office on April 3, 1974 at 2:00 p.m.

Thank you for your cooperation in this matter.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:lt

37 7203

November 6, 1973

RE: Application Nos. 37-7293 & 37-7294

Mr. Lynn E. Stevenson
Box 54
Fairfield, Idaho 83327

Dear Mr. Stevenson:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application Nos. 37-7293 & 37-7294. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. 4. Has the applicant sufficient financial resources with which to complete the project?

The Department cannot allow a permit for irrigation purposes which would entail the use of more than a continuous flow of .02 cubic feet per second of water for each acre of land, or an annual amount of 5 acre feet for each acre of land, unless the applicant can show that more is required. (Section 42-202, Idaho Code)

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

Bob Haynes
Southern District Engineer

BH:jmm

37 7293

Enc.: Copy of protest

November 6, 1973

RE: Application No. 37-7293 & 37-7294 - Lynn E. Stevenson

Mr. T. Jack Scheer
Fairfield, Idaho
83327

Dear Mr. Scheer:

This is to acknowledge receipt of your protest to issuance of a permit pursuant to the above referenced applications. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jmm

37 7293

State of Idaho
Department of Water Administration.

Nov - 5 / 1973

Mr. Bob Haynes
Dear Sir,

In reply to your letter of
Oct 31, 1973.

My Protest is based on Article
No. one -

As you know the under ground
water supply in Camas County is
not unlimited. Idaho

The large pumping trend 10 to 15
years ago. proved this point.

I have several flowing springs
and seeps here on my ranch.

When they turn the pumps
on the springs are lowered.

One of my springs was completely
dried up never to return. 10 yrs ago

This is why I am protesting
these wells on my watershed.

My springs are decreed water rights
dating back to the 1880's.

37 7293

T. Jack Scheer
Fairfield Idaho

October 31, 1973

RE: Application Nos. 37-7293 - Lynn E. Stevenson
37-7294 - Lynn E. Stevenson

Mr. T. Jack Scheer
Fairfield, Idaho
83327

Dear Mr. Scheer:

We are in receipt of your letters protesting Application Nos. 37-7293 and 37-7294.

The Department of Water Administration has certain guidelines which it can consider in approving or denying a application which is protested. The four things which can be considered in a hearing are:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

Your letters do not make mention of what grounds you would like to see the applications denied on. If the grounds are based upon one or more of the items listed above, please let me know by return mail. If I do not hear from you by November 9, we will consider that your letter of protest was not based on one of the items that we can consider and we will proceed with approving the applications.

Very truly yours,

Bob Haynes
District Engineer
Southern District

BH:jmm

37 7293

Oct-27-1973
Idaho Department of Water Administration
1041 Blue Lakes Boulevard North
Twin Falls Idaho - 83301
K. Keith Higginson, Director

Dear Sir:

I hereby officially Protest
application Number 37-7293-
as I am a land owner and
farmer located in Camas County
Idaho

T. Jack Scheer
Fairfield
Idaho
83327

October 18, 1973

RE: Application Nos. 37-7293 - Lynn E. Stevenson
37-7294 - " " "
37-7295 - " " "

Mountain Home News
P.O. Drawer 0
Mountain Home, Idaho 83648

Gentlemen:

The above referenced applications were to have been published in your newspaper on October 18 and October 25, 1973 .

In the cover letters which were sent with the legal notices we requested that you submit to us a galley proof for review before publication. Since the Department failed to receive galley proofs prior to publication, we have no way of knowing whether you have advertised these applications. We trust that they are being taken care of by your staff.

If you have not taken action on these legal notices, please contact our office by telephone immediately.

Very truly yours,

Janet M. Messersmith
Secretary
Southern District

37 7293

October 11, 1973

RE: Application Nos. 37-7293 - Lynn E. Stevenson
37-7294 - " " "
37-7295 - " " "

Mountain Home News
P.O. Drawer 0
Mountain Home, ID 83647

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.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Bill submitted 10-29-73 by jmm

Bob Haynes
District Engineer
Southern District

BH:jmm

Enc.: Legal Notices (3)

37 7293

Jmm OK 10-18-73
**NOTICE OF APPLICATION FOR
WATER PERMIT
FOR CAMAS COUNTY**

Notice is hereby given that Lynn E. Stevenson Box 54, Fairfield, ID has on October 10, 1973 submitted Application No. 37-7293 for a permit to appropriate 12 cubic feet per second of water from ground-water by means of deep well pump within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 1S, R. 14E, B.M., Camas County to be used from Apr. 1 to Nov. 1 for irrigation of 640 acres within the NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 28; N $\frac{1}{2}$ N $\frac{1}{2}$, Sec. 33; T. 1S, R. 14E, B.M.

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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before November 5, 1973.

R. KEITH HIGGINSON
Director

**Published in the Mountain Home
News on October 18 and October
25, 1973.**

37
7293

NOTICE OF APPLICATION FOR WATER PERMIT
FOR CAMAS COUNTY

Notice is hereby given that Lynn E. Stevenson

Box 54, Fairfield, ID

has on October 10 , 1973 submitted Application No. 37-7293

for a permit to appropriate 12 cubic feet per second ~~acre feet per annum~~

of water from groundwater

by means of deep well pump

within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 1S, R. 14E, B.M., Camas County

to be used from Apr. 1 to Nov. 1

for irrigation of 640 acres

within the NE $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 28; NW $\frac{1}{4}$, Sec. 33; T. 1S, R. 14E, B.M.

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 Administration, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho, 83301 on or before November 5, 1973.

R. KEITH HIGGINSON

Director

Published in the Mountain Home News

on October 18 and October 25, 1973

37 7293