

57°30"

4758

4757

T. 5 S.

(GOODING BUTTE)

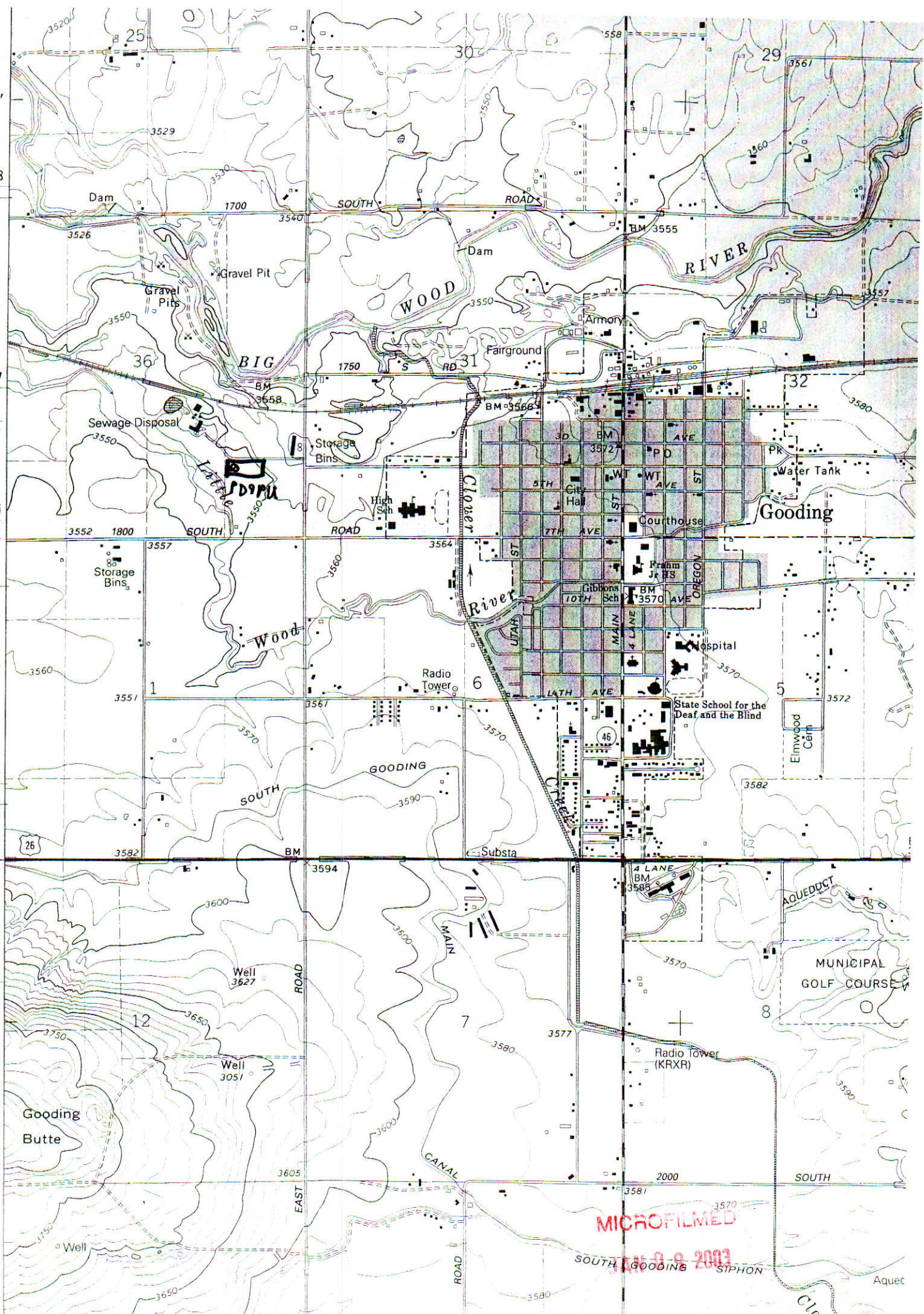
T. 6 S.

MOUNTAIN HOME 55 MI.
9 MI. TO INTERSTATE 84

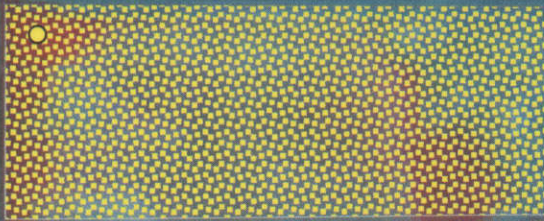
4754

55'

4753



MICROFILMED
JAN 9 2003



MICROFILM
JAN 10 9 2011

FOR OFFICE USE ONLY
Amt. of Fee \$ 30.00
Receipt No. 2070842
Receipt By [Signature]
Date Received: 9-10-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REC-1-20

SEP 10 2003

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 37-20800 Telephone No. 208 934-5738
2. Name of Permit Holder(s): John and Deby Infanger
3. Mailing Address: 1821 South 1800 East
City Gooding State Id Zip 83330
4. Source of Water: groundwater If GROUNDWATER (well), Date Drilled: mo. July yr. 2002
Well Driller: Eaton Drilling + Pumping Drilling Permit Number: 777111
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 9 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .36 cfs OR _____ acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No X
8. Fee Enclosed: \$ 50 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: John N. Infanger Telephone Number: 208 934 5738
Address: 1821 South 1800 East, Gooding, Idaho 83330
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: John N. Infanger Date: 8/29/03
(include your title, if on behalf of company or organization)

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NOV 2 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-20800

Priority: September 10, 2002

Maximum Diversion Rate: 0.14 CFS

This is to certify, that JOHN N INFANGER And/Or
DEBRA A INFANGER
1821 S 1800 E
GOODING ID 83330

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW¼SE¼SE¼ Sec. 36, Twp 5S, Rge 14E, B.M. GOODING County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S 14E 36																	X

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 1, 2003**.
2. Subject to all prior water rights.
3. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
4. Domestic use is for a 9 unit mobile home park and does not include lawn, garden, landscape, or other types of irrigation.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per mobile home unit.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 10th day of October, 2002

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14X 6 5 2003


for **KARL J DREHER, Director**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

RECEIVED

JUL 10 2002

RECEIVED

JUL 10 2002

Department of Water Resources
Southern Region

1. Name: JOHN N INFANGER
1821 S 1800 E
GOODING ID 83330
(208)934-5738

&/OR

DEBRA A INFANGER
1821 S 1800 E
GOODING ID 83330
(208)934-5738

2. Source: GROUND WATER

3. Location of Point of Diversion:

#1 GROUND WATER NW1/4SE1/4SE1/4 Sec. 36, Twp 05S, Rge 14E, B.M.
GOODING County

4. Water will be used for the following purposes:

Purpose	From To	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.14 CFS	

5. Total quantity to be appropriated is: 0.14 CFS

6. Proposed diverting works:

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: EXISTING 8" X 210 FOOT DEEP WELL, 2 1.5 HP MOTORS & PUMPS, SEPARATE LINES TO TWO GROUPS OF MOBILE HOMES

b. Height of storage dam _____ feet;
Active reservoir capacity _____ acre-feet;
Total reservoir capacity _____ acre-feet;

c. Well diameter is 8 inches;
Depth of well is 210 feet.

d. Is ground water with a temperature of greater than 85F being sought? No

e. If well is already drilled, when? 8-15-2002;
Drilling Firm Eaton Drilling;
Drilling Permit No. D0023118.

MICROFILMED

JUL 10 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).

8.

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S 14E 36																X	

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

APPLICANT

10. Remarks:

Use is in a trailer park for people age 55 and older. Lawns will be watered from the canal; well provides culinary water only.

11. Map of proposed point of diversion and place of use attached? ☐

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.

John N. Anfanger
Applicant

Received by J. E. Stanton Date 9-10-02 Time 11:41 Preliminary check by _____
Publication prepared by MB Date 9/12/02 Published in Gooding Co. Leader
Publication approved _____ Date _____

Receipt No. S025211

Date: 9-10-02

Received by: JES

MICROFILMED

148 6 8 091

Comment Report

37-20800

1. jstanton 9/10/2002 Comment/Analysis

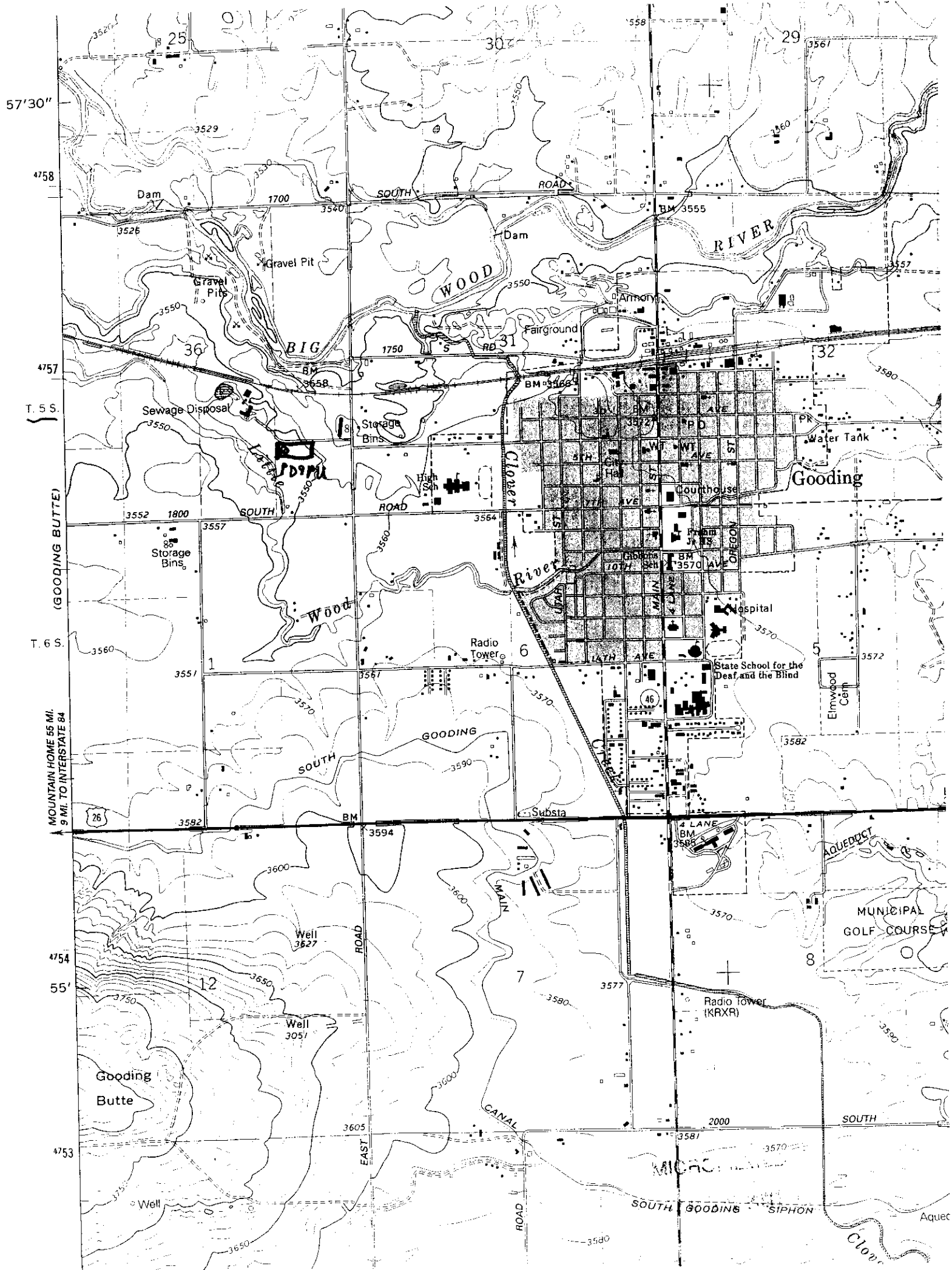
Comment: Project does not meet the domestic exemption under Sec. 42-111(1)(b) Idaho Code due to flow rate of more than 0.04 cfs (daily use will probably not exceed 2500 gallons). It should fall into the approbable category under the Snake River moratorium, as each individual dwelling would be exempt under the Idaho Code. People are waiting to move in to the park according to the applicant, so expedited processing is requested. The well has been drilled as exempt domestic well due to confusion by the driller. The drilling permit requires a measuring device, even though the water permit may not due to the small flow requested; I told the applicant that each pump would require a measuring device based on the drilling permit. We may want to make this a requirement on the water permit also in order to be consistent.

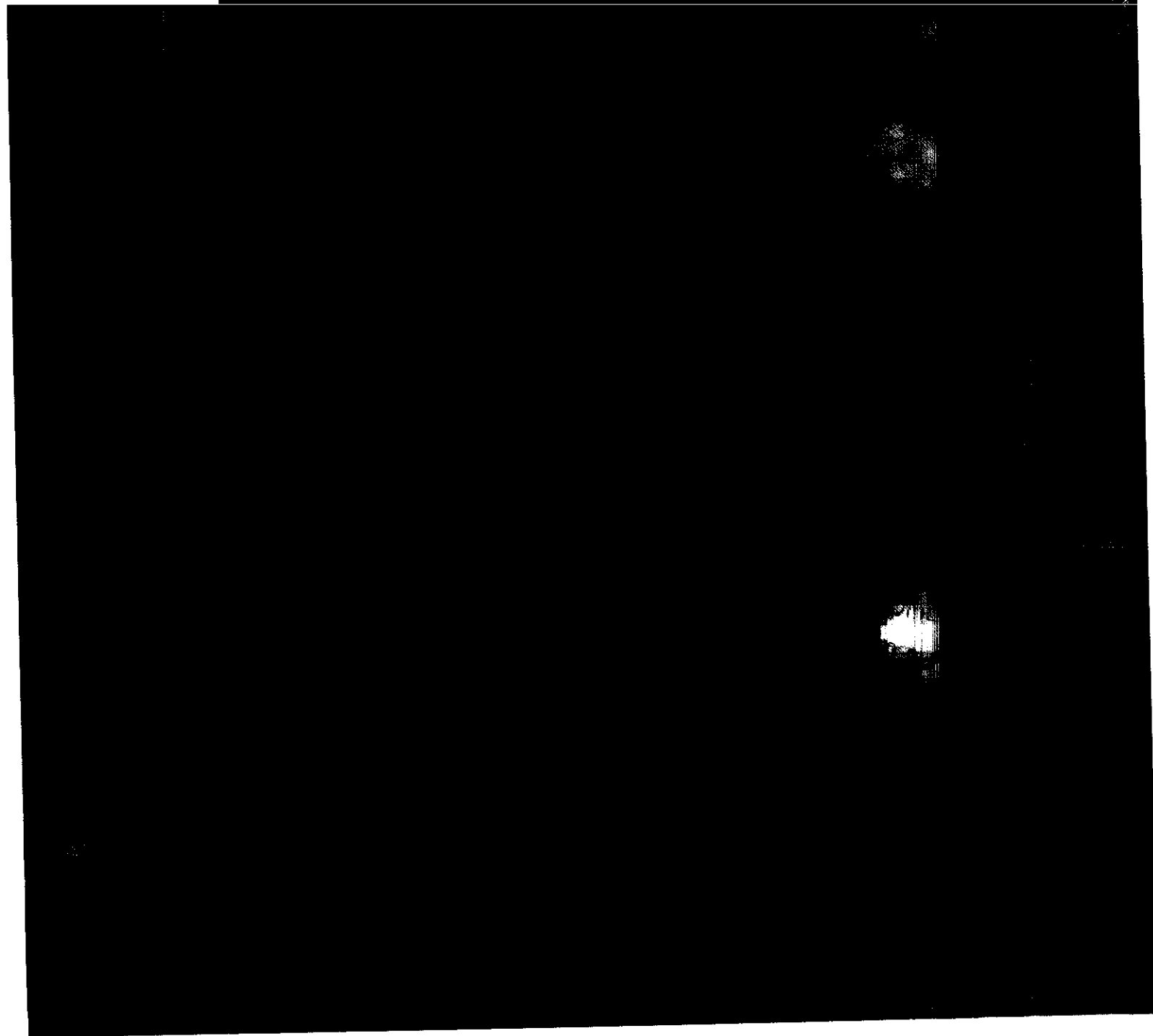
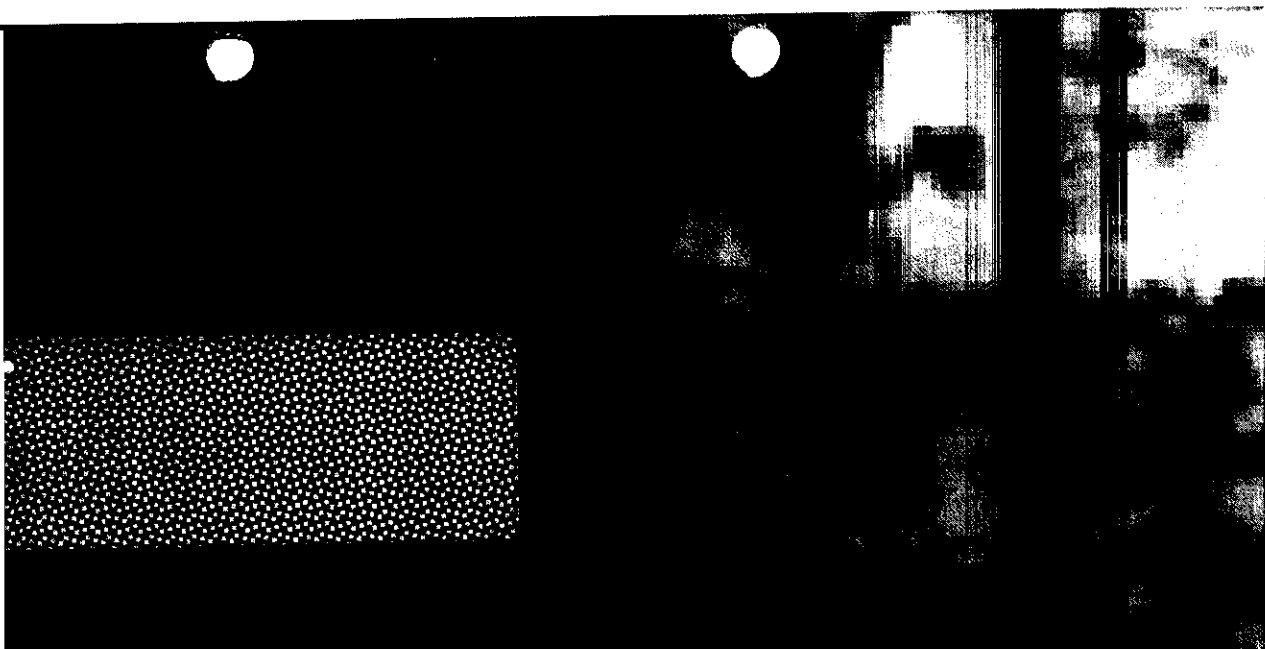
2. jstanton 9/10/2002 Legal Notice Remarks

Comment: This application requests ground water for culinary uses (no outside watering) for a 9-unit mobile home park for people 55 years of age or older. Canal water will be used for outside watering of small lawns.

MICHAEL J. STANTON

2002-09-10







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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 10, 2003

JOHN INFANGER
DEBY INFANGER
1821 SOUTH 1800 EAST
GOODING ID 83330

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-20800

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.state.id.us.

If you have questions, please contact the **Southern** Regional Office of the department in Twin Falls (208) 736-3033.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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NOV 20 2003

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-20800

Reviewed By: dgibson

Date: November 7, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		777111
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		S025211, C070842	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	09/10/2003
Date proof due	- 10/01/2003
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 09/10/2002
New priority date	= 09/10/2002

Deficiencies of Actions Items

Acknowledge proof. Presently the permit holder states that the diversion rate is higher than permitted, and feels the department has erred when issuing the permit. The rate of diversion will be confirmed by the field examiner.



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 12, 2003

JOHN N INFANGER
1821 S 1800 E
GOODING ID 83330

RE: WATER RIGHT PERMIT 37-20800

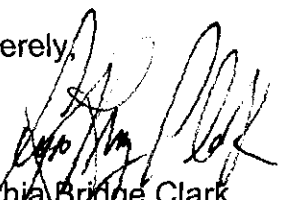
Dear Mr. Infanger:

The department received your letter, dated September 10, 2003, and the Proof of Beneficial Use form for the permit referenced above. As we discussed over the telephone last week, you filed an application for permit for a diversion rate of 0.14 cubic feet per second (cfs) on September 10, 2002. Water right permit no. 37-20800 was approved on October 10, 2002 for the same diversion rate, with a condition that domestic use authorized under this right shall not exceed a diversion volume of 13,000 gallons per day per mobile unit.

In accordance with Idaho Code 42-211, the owner of an approved permit may file an application for amendment of the permit "to change the place, period, or nature of the intended use, or make other substantial changes in the method of diversion or proposed use or uses of the water...." The department cannot, however, approve a change that would result in the diversion and use of more water than originally permitted. Though Proof of Beneficial Use has been recorded with the department, the diversion rate cannot be licensed for more than the rate authorized under the permit of 0.14 cfs. To obtain additional rate or diversion volume, a new appropriation will be required.

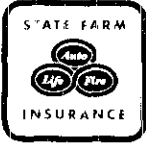
Please contact me if you have any additional questions.

Sincerely,


Cynthia Bridge Clark
Water Allocation Bureau

MICROFILMED

SEP 20 2003



JOHN N. INFANGER
Auto-Life-Health-Home and Business
1241 S MAIN STREET
GOODING, ID 83330 PHONE (208) 934-5909

~~RECEIVED~~

SEP 10 2003

September 05, 2003

Department of Water Resources

Dear Department of Water Resources,

Enclosed is my Proof of Beneficial Use form for Permit # 37-20800. I have visited several times with Deby Gibson and Cynthia Clark. You have been very helpful, thankyou!

As Deby visited with me the original permit for this well was for 13000 gallons or .04 cfs. After Eaton Drilling from Wendell drilled the original well I visited with Jim Stanton in Twin Falls. Jim works with the department Water Resources and he helped fill out some forms to apply for 13000 gallons for each home. We recieved notice back from the State that the application had been granted. So that each home has 13000 gallons or .04 cfs X 9 = .36 cfs.

We have the park ready to move into. Each lot has the water line stubbed to it and the natural gas, electric and phone lines. The park is for people 55 and older. We are catering to the retired people who want a quiet place for a prefab home. They want very small yards and will probably spend some of the winters down south. One of the items that is very nice for the safety of the water is, we are hooked into city sewer. We have no plans for ever going above 9 homes. Our goal is to have a very clean and beautiful park for our senior citizens.

If you have any questions please give me a call. Back during my college days I worked for Water Resources for 2 years. Does Glen Saxton still work for the Department?

SINCERELY,

JOHN N. INFANGER

MICROFILMED

NOV 20 2003

July 31, 2003

JOHN N INFANGER
DEBRA A INFANGER
1821 S 1800 E
GOODING, ID 83330

PROOF DUE NOTICE

RE: PERMIT NO. 37-20800

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

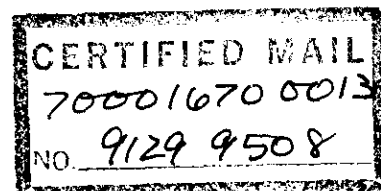
Sincerely,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures

MICROFILMED

JUL 1 6 2003



Idaho Department of Water Resources Receipt

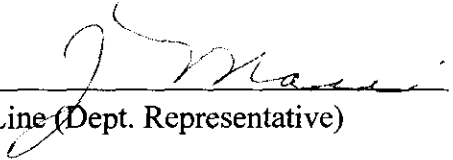
Receipt ID C065508

Payment Amount Date Received Region Status
Payment Type Check Number

Payer
Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$125.00	DRILLING PERMITS	0229	21	54116	1205


Signature Line (Dept. Representative)

FILE COPY

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OCT 31 2002



JOHN N. INFANGER
Auto-Life-Health-Home and Business
1241 S MAIN STREET
GOODING, ID 83330 PHONE (208) 934-5909

RECEIVED

OCT 31 2002

Department of Water Resources

October 29, 2002

Dear Shelley W. Keen,

We recieved your letter dated October 16, 2002 explaining that my water permit was approved. The permit # is 37-20800. You asked that I send in \$125 for the mistake that Eatons made on the well drilling permit.

Please find enclosed the \$125 check. Please let me know if there is anything else that we need to do. We will proceed with the understanding that each mobile home has up to the 13000 gallons max. per day, and the

SINCERELY,

JOHN N. INFANGER

*Drilling
Permit
File #
Tag # D23118*

MICROFILMED

OCT 31 2002



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 16, 2002

JOHN N INFANGER
DEBRA A INFANGER
1821 S 1800 E
GOODING ID 83330

RE: Permit No. 37-20800

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

During my review of your water right application I found that the department's records in the Ground Water Protection section showed that the drilling permit fee you previously paid is not sufficient for this right. The fee paid was for a "Domestic-Single Residence" and the water right permit is for Multiple Domestic purposes. The correct fee for a drilling permit for this type of right is \$200.00. According to our records on May 21, 2002 Eaton Drilling paid \$75.00 for the drilling permit. Therefore, I am requesting \$125.00 to complete the drilling permit requirements.

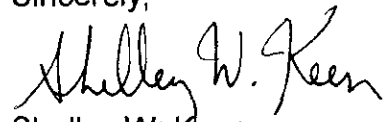
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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SEP 17 2003

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is fluid and cursive, with the first name being the most prominent.

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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1998-1999

CERTIFICATE OF SERVICE

I hereby certify that on October 16, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

37-20800

**JOHN N INFANGER
DEBRA A INFANGER
1821 S 1800 E
GOODING ID 83330**

A handwritten signature in black ink, appearing to read "Karl Lynn Townsend", is written over a horizontal line.

**Karl Lynn Townsend
Secretary**

MICROFILMED

1997

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 this 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 fourteen (14) 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 this 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
JAN 9 4 2007

FINAL ORDER

The Director 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 Director 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.

Receipt Details for ID S024938

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/15/2002 4:33:59 PM	5/21/2002 11:44:06 AM	SOUTHERN	\$750.00	Check
Payer		EATON DRILLING & PUMP SVC, INC.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
22136			
Card Expiration Date	Credit Card Transaction #		

Comment WELL TAG SALE D0023110, D0023111, D0023112, D0023113, D0023114, D0023115, D0023116, D0023117, D0023118, D0023119

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$750.00	DRILLING TAGS	64134	0229	21		1205

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

MICROFILMED

JUN 10 2003

MEMORANDUM

Date: October 10, 2002
To: Water Right File 37-20800
From: skeen
Re: Permit Approval

Permit prepared by S. Keen on 10/10/2002.

*May need a drilling permit upgrade fee. I can't discern
this easily from the database.*
S. Keen

MICROLINE

10/10/2002

STATE OF IDAHO
IDWR SOUTHERN REGION
APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY J.F. Pluta DATE 9-10-02

REQUIRED INFORMATION (Ck if OK)

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.
- ☒ Address
- ☒ Source (see USGS quad for names of water sources)
- ☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.
- ☒ County
- ☒ Quantity (flow &/or volume)
- ☒ Period of use
- ☒ Nature of proposed use (include description of use)
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.
- ☒ Map
- ☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt?

++++PROPOSED PRIORITY DATE 9-10 19, 2002

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back.
- ☒ Overlapping point of diversion.
- ☐ Yes ☒ No Is Source Surface Water?
- ☐ If Yes Send Copy to F&G.
- ☐ If Yes Field check/memo required.
- ☐ Field check/memo by _____
- ☐ Yes ☒ No Field report attached?
- ☐ Yes ☒ No Critical Ground water area?
- ☐ Yes ☒ No Groundwater management area?
- ☐ Yes ☒ No Measurement District or Groundwater District?
- ☐ What District? _____
- ☐ Yes ☒ No Send Dam safety information?
- ☐ Yes ☒ No Send power requirement letter?
- ☐ Yes ☒ No Send fish farm requirement letter?
- ☐ Yes ☒ No Power residency affidavit attached?
- ☐ Yes ☒ No Power efficiency form?
- ☒ Yes ☐ No Within trustwater boundary?(If yes, attach trustwater supplementary analysis sheet.
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft? (If yes,attach large diversion supplementary analysis sheet.
- ☐ Yes ☒ No Is Application made to record Pre Nov 1987 Development?
- ☐ If Yes then request clear evidence of when use started.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

Date Requested _____

Date Sent Comments Received

SEND COPIES TO:

☒ Idaho Dept of Health & Welfare	_____	_____
☐ USDI BLM	_____	_____
☐ Idaho Dept of Fish & Game	_____	_____
☐ USFS	_____	_____
☐ Idaho Dept of Lands	_____	_____
☐ Water Dist. No. _____	_____	_____
☐ Adjudication Bureau Unit	_____	_____
_____	_____	_____
_____	_____	_____

PROCESSING ☒ Yes ☐ No In form for Advertising?
☐ Yes ☒ No Statewide Advertising?
☒ Yes ☐ No Fee amount, receipt date & No. recorded?

☐ Yes ☐ No Has all requested additional information been received?
If not, describe action taken: _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received?
☒ Yes ☐ No Application published correctly? If not, record action taken.

☒ Yes ☐ No Publication dates and paper recorded?

Final date for protest: _____

☐ Yes ☒ No Protests received?

☐ Yes ☒ No Protested?

Describe Resolution: _____

☒ Yes ☐ No Measuring device required?

☐ Yes ☒ No Access port required?

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist? _____

☐ Yes ☒ No Special conditions codes: _____

☐ Yes ☒ No Is Evaluation Memo Attached?

If yes; date of Memo _____

Date of priority recommended: 9/10/2002

COMMENTS:

RECOMMEND ☒ Approval ☐ Denial

By [Signature] Date 10/9/02

FILE PROGRESS SUMMARY

APPLICANT: John Infanger

WATER RIGHT NO. 27-20800[illegible]

AFFIDAVIT of PUBLICATION

State of Idaho } ss.
County of Gooding }

RECEIVED

SEP 27 2002

Notary

Norma De Voe, being first duly sworn, deposes and says that he/she 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 19th day of September, 2002 and the date of the last publication was on the 26th day of September, 2002.

On this 26th day of September, in the year of 2002, before me, a Notary Public, personally appeared Norma De Voe, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she executed the same.

SHELLEY STURGEON
Notary Public
State of Idaho

Shelley Sturgeon
Notary Public for Idaho

Residing at Jerome

My commission expires: 12/3/05

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Picas per Line _____

Number of Lines in Notice _____

Number of Insertions 2x

_____ Lines tabular at _____ 8.0¢/Pica

433.13 Lines straight at 30.32 7.0¢/Pica

433.13 Subsequent lines at 25.99 6.0¢/Pica

Affidavit Fee: 2.50

TOTAL COST 58.81

COPY OF NOTICE

(Paste Here)

Infanger, 37-20800
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

I.D.W.R.

BILL TO

NOTICE OF PROPOSED CHANGE TO WATER RIGHTS

The following application has been filed to appropriate the public waters of the State of Idaho within Gooding County:

37-20800

JOHN N. &/or DEBRA A.

INFANGER

1821 S 1800 E

GOODING ID 83330

Point of Diversion: NWSESE S36

T05S R14E

Source: GROUND WATER

Use: 01/01 To 12/31

DOMESTIC 0.14 CFS

Date Filed: 09/10/2002

Place Of Use: SESE S36 T05S

R14E

Remark: This application requests ground water for culinary uses (no outside watering) for a 9-unit mobile home park for people 55 years of age or older. Canal water will be used for outside watering of small lawns. Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. A n y a protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00^a for each application on or before 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

PUB: 9/19-9/26 G43194

7961

43194

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 17, 2002

JOHN N. &/or DEBRA A. INFANGER
1821 S 1800 E
GOODING ID 83330

Re: Application for Permit No. 37-20800

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office has scheduled advertising the application in the Gooding County Leader for 9/19 & 9/26/02. **A period of ten days following the second publication will be allowed for the submittal of protests. (October 7, 2002)**

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

If an application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify the applicant of the outcome of this review. If a permit is issued, the applicant will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Sincerely,

Mary A. Baldwin
Administrative Assistant

MICROFILMED

SEP 24 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 17, 2002

ATTN GREG MISBACH
ID DEPT OF DEQ
601 POLE LINE RD
TWIN FALLS ID 83301

Re: Applications for Permit filed in the name of John N. Infanger (37-20800) and Magic West Side Water Users, Inc. (37-20801)

Dear Mr. Misbach:

The Department is seeking your comment and/or recommendations regarding the above referenced applications; copies are enclosed for your information and files.

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

Very Truly Yours,

Mary A. Baldwin
Administrative Assistant

Enclosure(s)

MICROFILMED

SEP 19 2002

The following application has been filed to appropriate the public waters of the State of Idaho within Gooding County:

37-20800

JOHN N. &/or DEBRA A. INFANGER

1821 S 1800 E

GOODING ID 83330

Point of Diversion: NWSESE S36 T05S R14E

Source: GROUND WATER

Use: 01/01 To 12/31

DOMESTIC 0.14 CFS

Date Filed: 09/10/2002

Place Of Use: SESE S36 T05S R14E

Remark: This application requests ground water for culinary uses (no outside watering) for a 9-unit mobile home park for people 55 years of age or older. Canal water will be used for outside watering of small lawns. Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before 10/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Gooding County Leader on 9/19 & 9/26/02.

MICROFILMED

1994-1-1 (10)

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301

Phone: 736-3033

Fax#: 736-3037

September 12, 2002

ATTN: Norma
MAGIC VALLEY PUBLISHING
Gooding County Leader
PO BOX 468
JEROME ID 83338

Dear Norma:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues).

If you cannot publish the notice on the proposed dates, please contact us immediately at 736-3033.

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

Sincerely



Mary A. Baldwin
Administrative Assistant

RECEIVED

SEP 13 2002