

37-20717



≈ 3.92 acres

MICROFILMED
JUL 16 2002

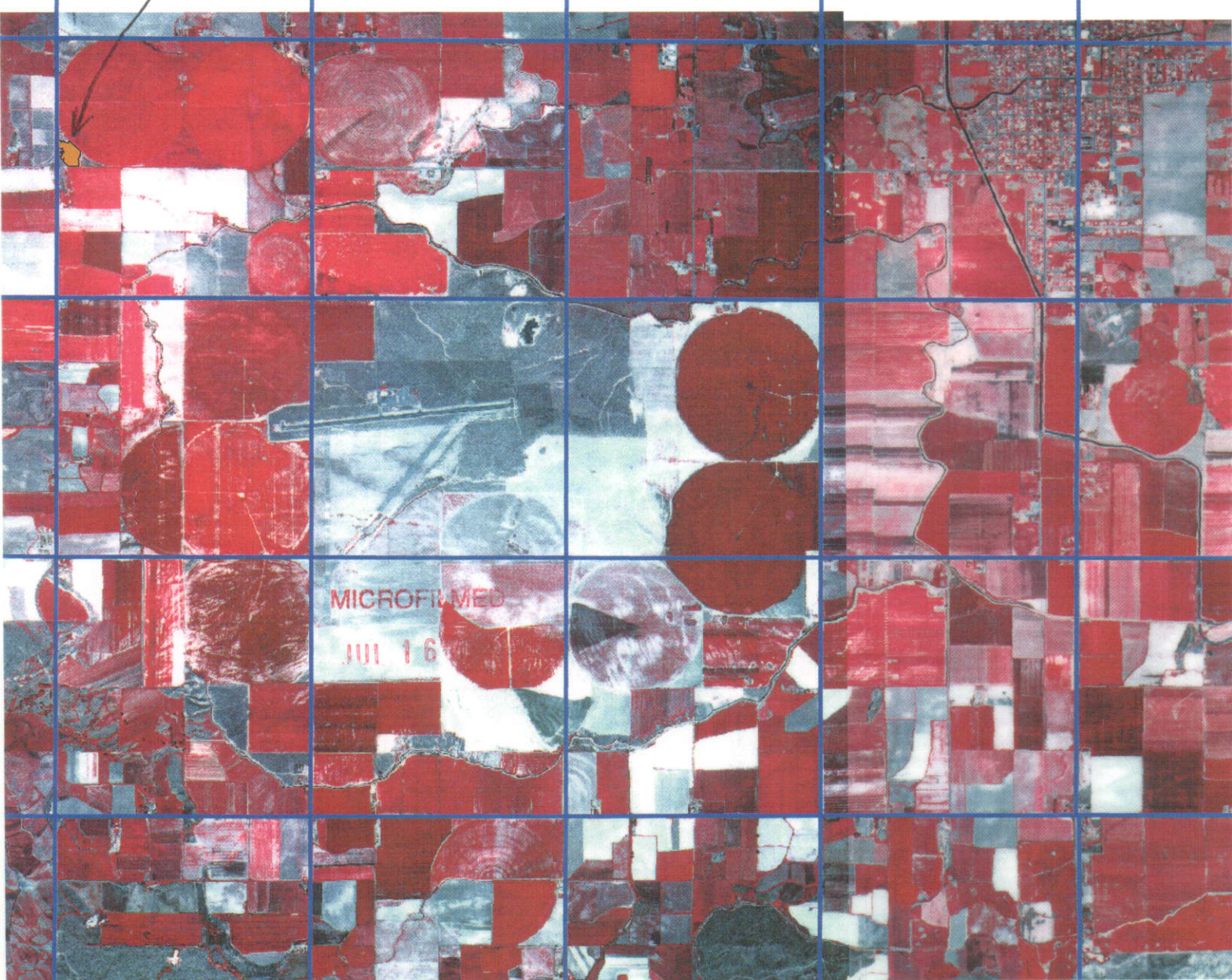
37-20717

Place of
use

Gooding

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JUL 16



37-20717

WOOD

Place of use

3489

Gooding

3729

GOODING BUT

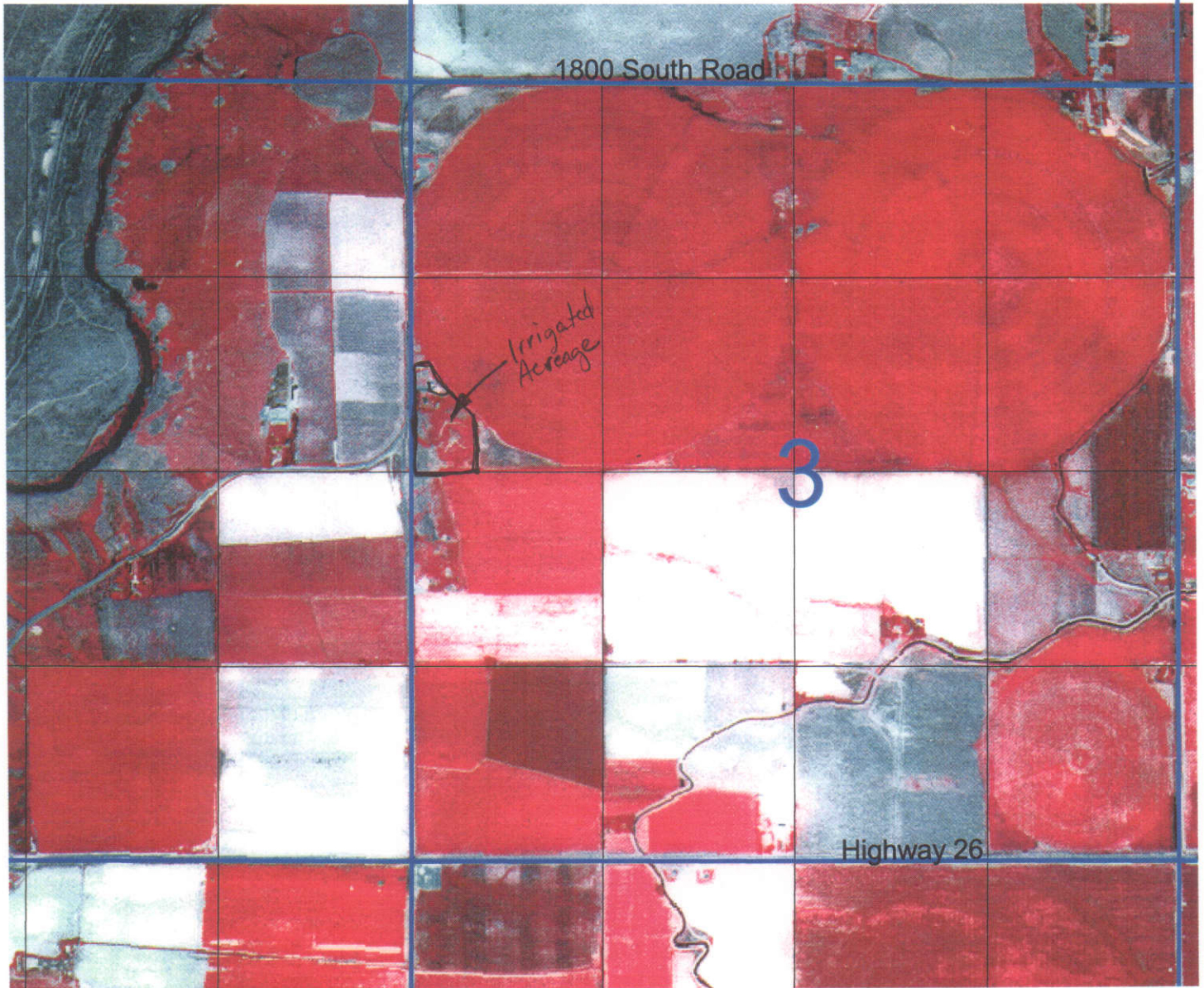
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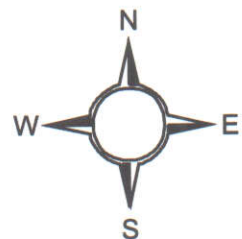
JUL 16 2012

37-20717

Township 06 South, Range 14 East



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JUL 16 2002



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 19 2002

PROOF OF BENEFICIAL USE

Department of Water Resources

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. 37-20717 Telephone No. 208-934-9478
2. Name of Permit Holder(s): George A Yerion and/or Susan F. Yerion
3. Mailing Address: 1840 S 1500 E
City Gooding State ID Zip 83330
4. Source of Water: ground water If **GROUNDWATER** (well), Date deepened mo. 1981 / yr. see affidavit
 - a. Well Driller: unknown Drilling Permit Number: unknown
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 4 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.10 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: \$ 50.00 (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: George A. Yerion Telephone Number: 208-539-0823
Address: 1840 S 1500 E, Gooding ID 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:

[Signature]
(include your title, if on behalf of company or organization)
Susan F. Yerion
MICROFILMED

Date:

9/4/2002

9/4/02

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-20717

Priority: 04/29/2002

Maximum Diversion Rate: 0.10 CFS

This is to certify, that GEORGE A YERION And/Or
SUSAN F YERION
1840 S 1500 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>
IRRIGATION	03/15 to 11/15	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3, Twp 06S, Rge 14E, B.M. GOODING County

PLACE OF USE: IRRIGATION

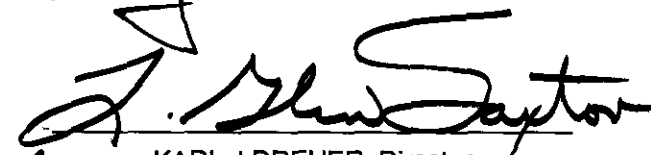
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	3																	4.0

Total Acres: 4

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before November 1, 2002.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
6. This right does not authorize the irrigation of land not previously irrigated.
7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 8th day of July, 2002


for KARL J DREHER, Director

MICROFILMED

JUL 15 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-20717

Priority: 04/29/2002

Maximum Diversion Rate: 0.10 CFS

This is to certify, that GEORGE A YERION And/Or
SUSAN F YERION
1840 S 1500 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>
IRRIGATION	03/15 to 11/15	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3, Twp 06S, Rge 14E, B.M. GOODING County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
06S	14E	3							4.0							4.0			

Total Acres: 4

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **November 1, 2002**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
6. This right does not authorize the irrigation of land not previously irrigated.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
8. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

MICROFILMED

JUL 5 6 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 37-20717

CONDITIONS OF APPROVAL

9. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 2nd day of July, 2002


for
KARL J DREHER, Director

MICROFILMED

JUL 16 2002

RECEIVED

APR 18 2002

JUN 14 2002

Ident. No. 37-20717

RECEIVED

APR 22 2002

Department of Water Resources
Southern Region

STATE OF IDAHO
Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Department of Water Resources
Southern Region

1. Name of Applicant George A. & Susan F. Yerion Phone (208) 934-9478
Mailing address 18405 1500 E, Gooding, ID 83330

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

3. Location of point of diversion is Township 6S Range 14E Sec. 3 In the SW $\frac{1}{4}$,
NW $\frac{1}{4}$, Govt. Lot _____, B.M., Gooding County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.12 cfs for irrigation purposes from 3/15 to 11/15 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.12 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source _____

220' deep well with 5 Hp pump

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

c. Proposed well diameter is ?? inches; proposed depth of well is 220 feet

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

e. If well is already drilled, when? pre-1981; Drilling firm unknown;

Well was drilled for (well owner) Clive & Sylvia Pope; Drilling Permit No. unknown

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

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

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37-20717

3. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	3							6										

Total number of acres to be irrigated 610. Describe any other water rights used for the same purposes as described above. none

11. 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: na

12. Remarks: Well drilled prior to 1981 and has been used continuously for irrigation since it was dug.

Attachments: Waugh affidavit; Turner affidavit; deed-Goeckner to Pope; deed-Pope to Turner; deed-Pope to Krueger; deed-Krueger to Yerion; USGS quad map - Gooding Butte

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ange A. Ly - Susan Yerion
Signature of Applicant (and title, if applicable) 4/16/2002

Received by P. SKINNER Date 4/29/2002 Time 3:15 Preliminary check by P. SKINNER
Fee \$ 100.00 Receipted by P. SKINNER # 5024861 Date 4/29/02
Publication prepared by MB Date 5/8/02 Published in Gooding Co. Record
Publication approved MB Date 6/7/02

MICROFILMED

2002

37-20717

✓ 3.92 acres

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1954 10 14 20117

37-20717

Place of
use

Gooding



37-20717

Place of use

3489

3489

3429

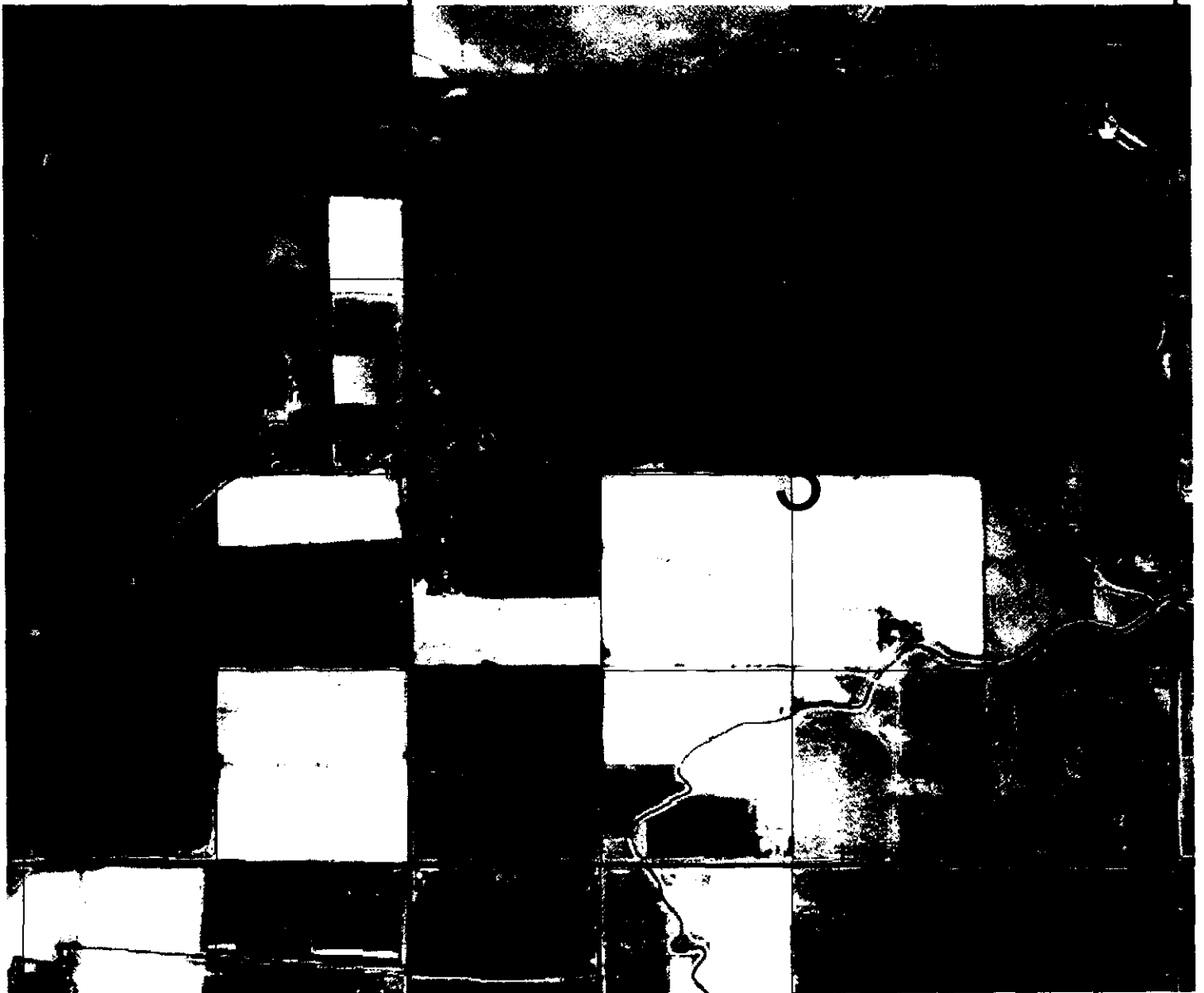
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1980

37-20717

Township 06 South, Range 14 East



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1981

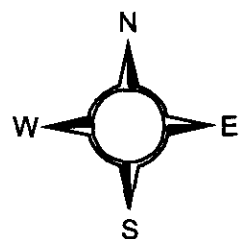


EXHIBIT A

G000281

RP06S14E033974

Township 6 South, Range 14 East of the Boise Meridian, Gooding County, Idaho.

Section 3: A part of the Southwest Quarter of the Northwest Quarter, more particularly described as follows:

BEGINNING at the Southwest corner of said Southwest Quarter of the Northwest Quarter;

Thence North 0°03'28" West, 695.56 feet along the Westerly boundary of said Southwest Quarter of the Northwest Quarter;

Thence North 88°36'00" East 152.27 feet;

Thence South 1°51'45" West 86.65 feet;

Thence South 82°33'01" East 29.46 feet;

Thence South 61°23'03" East 32.24 feet;

Thence South 45°13'56" east 433.64 feet;

Thence South 9°39'19" West 292.75 feet to the Southerly boundary of said southwest Quarter of the Northwest Quarter;

Thence North 89°55'44" West 464.98 feet to the POINT OF BEGINNING.

MICROFILMED

104 JUL 2007

G-003349



WARRANTY DEED

For Value Received

Sylvia H. Pope,
A Single Woman.

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

Lynn A. Krueger And Lisa A. Krueger,
Husband And Wife.

the grantee(s), whose current address is

1840 South 1500 East, Gooding, ID 83330

the following described premises, to-wit:

See Attached Exhibit "A"

161449

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of Sylvia H. Pope

50 min. past 4 o'clock P.M. this 26
day of May 1995 File # 16-2

HELEN A. PAOLI, Recorder

By Nancy K. Pratt Deputy

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all claims whatsoever.

Dated: May 25, 1995

Sylvia H. Pope
Sylvia H. Pope

STATE OF IDAHO

COUNTY OF GOODING

On This 26th day of MAY, in the year 1995, before me,
a Notary Public in and for said State, personally appeared:

Sylvia H. Pope,

known or identified to me 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.

Susan M. Bitt
Notary Public of Idaho
Residing at Gooding, Idaho
Commission Expires: 10/16/98



First American Title Company of Idaho

MICROFILMED

2002



EXHIBIT A

Township 6 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 3: A part of the SW1/4NW1/4, more particularly described as follows:

BEGINNING at the Southwest corner of said Southwest Quarter of the Northwest Quarter;
Thence North 0° 03' 28" West, 695.56 feet along the Westerly boundary of said Southwest Quarter of the Northwest Quarter;
Thence North 88° 36' 00" East, 152.27 feet;
Thence South 1° 51' 45" West, 86.65 feet;
Thence South 82° 33' 01" East, 29.46 feet;
Thence South 61° 23' 03" East, 32.24 feet;
Thence South 45° 13' 56" East, 433.64 feet;
Thence South 9° 39' 19" West, 292.75 feet to the Southerly boundary of said Southwest Quarter of the Northwest Quarter;
Thence North 89° 55' 44" West, 464.98 feet to the POINT OF BEGINNING.

map
26
46-2

Deposited

Grantee(s)
id
at
recha,
is
hatscover.

MICROFILMED

WARRANTY DEED

For Value Received
CLIVE ARDEN POPE, SR. a/k/a CLIVE A. POPE, SR. and SYLVA H. POPE,
Husband and Wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
KEITH E. TURNER and ALICE P. TURNER,
Husband and Wife
Route 2, Box 255

Gooding, Idaho 83330
Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 6 South, Range 14 East of the Boise Meridian

Section 3: S $\frac{1}{2}$ NW $\frac{1}{4}$ Except tract described as follows:
Beginning at the Southwest corner of said

SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence N 0° 03' 28" W, 695.56 feet along
the Westerly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence N 88° 36' 00" E, 152.27 feet;

thence S 1° 51' 45" W, 86.65 feet;

thence S 82° 33' 01" E, 29.46 feet;

thence S 61° 23' 03" E, 32.24 feet;

thence S 45° 13' 56" E, 433.64 feet;

thence S 9° 39' 19" W, 292.75 feet to

the Southerly boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence N 89° 55' 44" W, 464.98 feet to the
point of beginning.

IN THE COUNTY OF GOODING, STATE OF IDAHO

Together with 70 shares of Big Wood Canal Company stock.

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; 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.

Dated: July 13th, 1981

Clive Arden Pope, Sr.
Clive Arden Pope, Sr. a/k/a Clive A. Pope, Sr.

Sylva H. Pope
Sylva H. Pope

STATE OF IDAHO, COUNTY OF GOODING

On this 13th day of July 19 81
before me, a notary public in and for said State, personally appeared

Clive Arden Pope, Sr. a/k/a Clive A. Pope, Sr. and Sylva H. Pope, husband and wife

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Will McFadden
Notary Public
Idaho

MICROFILMED

STATE OF IDAHO, COUNTY OF GOODING

I hereby certify that this instrument was filed for record at the request of SECURITY TITLE CO. at 45 minutes past 9 o'clock a.m. this 11 day of Sept. 1981, in my office, and duly recorded in Book of Deeds at page

Margaret F. Clements

Ex-Officio Recorder

By *Judy Daubner* Deputy.

Fees \$ 2.00

Mail to:

Instrument 113

92305

For Value Received

B. H. GOECKNER and AUDREY L. GOECKNER, husband and wife,

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

CLIVE A. POPE and SYLVA H. POPE, husband and wife,

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

Township 6 South, Range 14 East
of the Boise Meridian

Section 3: S4NW4

Together with 80 shares of Big
Wood Canal Co. Water Stock

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; 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.

Dated: February 19, 1974

B. H. Goeckner

Audrey L. Goeckner

STATE OF IDAHO, COUNTY OF GOODING

On this day of February 19 74
before me, a notary public in and for said State, personally appeared

B. H. GOECKNER and AUDREY
L. GOECKNER, husband and
wife,

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged

MICROFILMED that they executed the same

Notary Public

Gooding

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record
at the request of Pope
at 40 minutes past 11 o'clock A.M.
this 26 day of Sept
19 74 in my office, and duly recorded in Book
of Deeds at page

Margaret F. Clements

Deputy Recorder

By *Judy Daubner* Deputy

Idaho

14-1000-1001

79017 1001

WARRANTY DEED

For Value Received

LYNN A. KRUEGER AND LISA A. KRUEGER, HUSBAND AND WIFE

the grantor(s), do(es) hereby grant, bargain, sell, and convey unto

GEORGE A. YERION AND SUSAN F. YERION, HUSBAND AND WIFE

the grantee(s), whose current address is
1840 S. 1500 E.
~~XXXXXX~~ ~~XXXXXX~~, Gooding, ID 83330

the following described premises, to-wit:

See Attached Exhibit "A"

Instrument # 186808

GOODING GOODING, IDAHO

2000-07-26 01:46:35 No. of Pages: 2

Recorded for : GOODING TITLE

HELEN EDWARDS

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

Fee: 6.00

Archievald

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), his/her/their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they are the owner(s) 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 he/she/they will warrant and defend the same from all claims whatsoever.

Dated: July 26, 2000

Lynn A. Krueger
LYNN A. KRUEGER

Lisa A. Krueger
LISA A. KRUEGER

STATE OF IDAHO

: SS

COUNTY OF GOODING

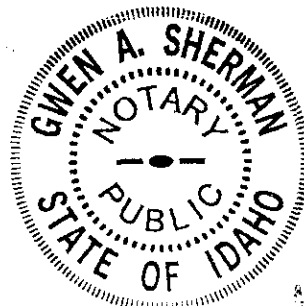
On This 26th day of JULY, in the year 2000, before me, a Notary Public in and for said State, personally appeared LYNN A. KRUEGER AND LISA A. KRUEGER, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Gwen A. Sherman
Notary Public of Idaho

Residing at Shoshone, Idaho

Commission Expires: 03/27/06



MICROFILMED



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 10, 2002

GEORGE A YERION
SUSAN F YERION
1841 S 1500 E
GOODING ID 83330

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-20717

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.

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.)

MICROFILMED
OCT 11 2002

I, Stephen J. Waugh, state that I am the owner of Bob's Electric Motor Inc. located at 2039 Main Street, Gooding, ID 83330. I also state that our records show that on April 15, 1981 our company began to install a new five horsepower pump for Clive Pope on a well at Rt # 2, Gooding, ID. The pump was set at 155 feet, the static level was found to be 155 feet, the 6" casing was at 168 feet and the pump section was set to 161 feet. The well was deepened to 220 feet by an unknown well driller and our company returned on May 18, 1981 to reset the pump at 200 feet.

I further state that to the best of my knowledge, experience and belief there would be no reason to install a pump as large as five horsepower except for the purpose of irrigation.

Stephen J. Waugh
Signed

4/12/02

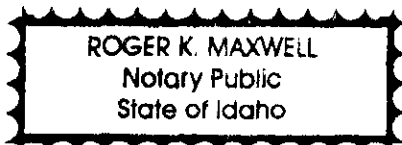
Date

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

COPY

On this 12 day of APRIL, 2002, before me, a Notary Public in and for said State, personally appeared STEVE J. WAUGH, known to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



Bryan H. [Signature]
NOTARY PUBLIC FOR IDAHO

Residing at Twin Falls, Idaho

Commission Expires 10/19/05

MICROFILMED

APR 17 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 37-20717

Reviewed By: dgibson

Date: October 9, 2002

	<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.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		S024861, C064678	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	09/19/2002
Date proof due	- 11/01/2002
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 04/29/2002
New priority date	= 04/29/2002

Deficiencies of Actions Items

Acknowledge proof. Well Construction is exempt from this well since well was drilled prior to 1981, according to the affidavit filed by the applicant.

August 30, 2002

GEORGE A YERION
SUSAN F YERION
1840 S 1500 E
GOODING, ID 83330

PROOF DUE NOTICE

RE: PERMIT NO. 37-20717

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 November 01, 2002. (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.

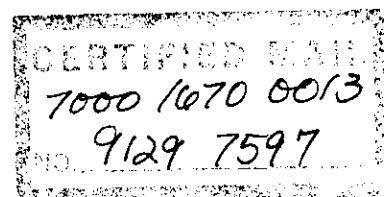
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

Sincerely,

Deborah J. Gibson, Admin. Asst.
Water Allocation Bureau

Enclosures

MICROFILMED





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

July 9, 2002

GEORGE A YERION
SUSAN F YERION
1840 S 1500 E
GOODING ID 83330

RE: Permit No. 37-20717

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.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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.

MICROFILMED

JUL 11 2002

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

Sincerely,

for 
Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

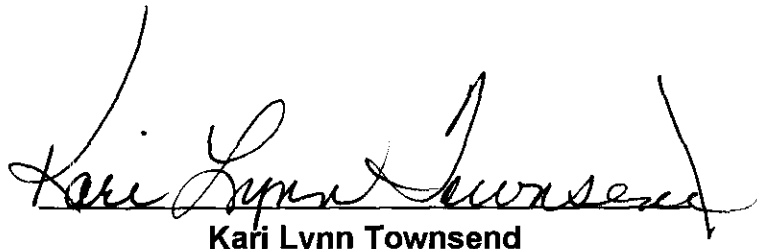
SEP 16 2002

CERTIFICATE OF SERVICE

I hereby certify that on July 9, 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. 37-20717

**GEORGE A YERION
SUSAN F YERION
1840 S 1500 E
GOODING ID 83330**

A handwritten signature in black ink, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

JUL 16 2002

**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).

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:

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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.

MICROFILMED

NOV 14 2002

MEMORANDUM

To: File 37-20717

From: Sharla

Date: July 8, 2002

Re: Surface Water Overlap

Prior to the approval of this permit, I attempted to contact the applicant about surface water overlap. I left a message on June 28th and when I had not received a response by July 2nd, I finalized the permit approval with the standard overlap conditions.

On this date, Mr. Yerion called and said he and his wife had been out of the state for a while and had just returned this week-end. He told me that years ago there had been surface water used on the property but that every since the early 1970's, there was no surface water used. He had verified this with the irrigation company and had learned from them that the shares that had been used on this land had been sold off to other lands in the 1970's.

I told Mr. Yerion that we would issue a new permit as a preliminary order which would have the two surface water conditions removed.

MICROFILMED

JUL 13 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

July 3, 2002

GEORGE A YERION
SUSAN F YERION
1840 S 1500 E
GOODING ID 83330

RE: Permit No. 37-20717

Permit Approval Notice

Dear Permit Holder:

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MICROFILMED

JUL 11 2002

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

Sincerely,

Sharla Curtis

for

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

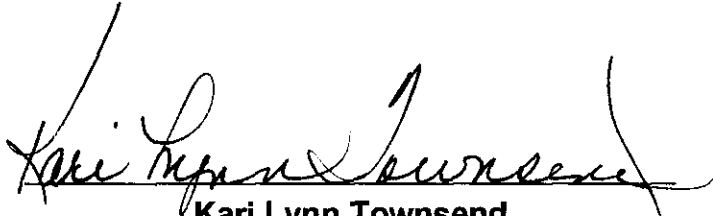
NOV 11 2002

CERTIFICATE OF SERVICE

I hereby certify that on July 3, 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. 37-20717

**GEORGE A YERION
SUSAN F YERION
1840 S 1500 E
GOODING ID 83330**



**Kari Lynn Townsend
Secretary**

MICROFILMED
JUL 11 2002

**EXPLANATORY INFORMATION
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MICROFILMED

MAY 16 2002

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 6/26/02

No. 37-20717 Name: Verion Corp. Officers N/A Ad ok ☒ Govt Lots

AREA OF CONCERN: No/Yes ESPA pre-1987 dev. Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WD

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W23, N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075
Irr., GW supp to SW - 102
Future needs - 007,109
FISH PROP - 029 (70's only)-007-122-106

FISH PROP

DOMESTIC

Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas)
Irr separate or none allowed - WB5
GW w/irrigation from SW evident - 065-104
Moratorium approvable - W03 (2500 gpd - meets domestic def
i.e. D/convenience store)

BENEFICIAL USE DUE: 11/01/2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON 3/15-11/15 (Per updated map)

IRR VOLUME/ACRE 4.0

OTHER CONDITIONS/REMARKS

COMMENTS left mess 6/28 about
SW overlap - no response
7/2

SW overlap so aerial photo
alone doesn't prove use of GW, well
log & affidavits ok.

Comment Report

37-20717

Special Administration Areas : Eastern Snake River Plain Area (Moratorium Area)

Exempt: Y

Reason:

Doc Attached:

Explanation: pre 1987 development

cskinner 4/30/2002 Comment/Analysis

Comment: Application is filed based on pre 1987 development. Application lists 0.12 cfs for irrigation of 6.0 acres. Arcview images indicate that the 1987 irrigated acreage was more like 4.0 acres, rather than 6.0 acres. Assuming operating system pressures between 40 psi and 60 psi, and a pumping level of 200 feet (from affidavit included with application) and a 5 HP pump, the theoretical system capacity would be approximately 0.09 or 0.10 cfs.

5. ameritt 6/18/2002 recommendation

Comment: This application is for pre-87 development. Skinners analysis indicates that historical use is more nearly 0.10 cfs for irrigation of 4.0 acres. The permit should be limited to this amount. No additional acres should be allowed to be developed. Information has been provided sufficient to show use established prior to 1987. The application was processed without protest. Recommend that it be approved subject to conditions.

MICROFILMED

SEP 11 2002

WELL DRILLER'S REPORT

State requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Archie Pope</u> Address <u>Gooding</u> Owner's Permit No. <u>NA</u>	7. WATER LEVEL Static water level <u>170</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☒ Cap ☐ Plug Temperature _____ OF. Quality _____																																		
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped																															
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3. PROPOSED USE ☒ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type) _____	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>5</td> <td>0</td> <td>12</td> <td>Top Soil</td> <td></td> <td>X</td> </tr> <tr> <td></td> <td>12</td> <td>17</td> <td>Gravel</td> <td></td> <td>X</td> </tr> <tr> <td>4</td> <td>17</td> <td>24</td> <td>No Returns</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td>24</td> <td>220</td> <td></td> <td></td> <td></td> </tr> </tbody> </table> RECEIVED MAY 20 1981 Department of Water Resources Southern District Office RECEIVED JUL 13 1981 Department of Water Resources Southern District Office	Hole Diam.	Depth		Material	Water		From	To	Yes	No	5	0	12	Top Soil		X		12	17	Gravel		X	4	17	24	No Returns	X			24	220			
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>May 5</u> Finished <u>May 12 81</u>																																		
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>1/2 inches</td> <td>4 inches</td> <td>1 feet</td> <td>17 feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Type _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>17</u> Material used in seal: ☐ Cement grout ☒ Well cuttings ☐ Puddling clay ☐ Temp. surface casing Sealing procedure used: ☐ Slurry pit ☐ Overbore to seal depth ☒ Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____		Thickness	Diameter	From	To	1/2 inches	4 inches	1 feet	17 feet	inches	inches	feet	feet	inches	inches	feet	feet	inches	inches	feet	feet	Number	From	To	perforations	feet	feet	perforations	feet	feet	perforations	feet	feet		
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6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Gooding</u> T. <u>4</u> S. <u>14</u> E. <u>W</u>	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>C.B. Eaton & Sons</u> Firm No. <u>26</u> Address <u>Wendell Idaho</u> Date <u>6 25 81</u> Signed by (Firm Official) <u>John C. Eaton</u> and _____ (Operator) <u>Edgar S. Sough</u>																																		

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

STATE OF IDAHO
IDWR SOUTHERN REGION
APPLICATION FOR PERMIT ANALYSIS SHEET

RECEIVED

JUN 24 2002

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW BY A. SKINNER DATE 4/30/2002

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 4/29 2002

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back. DOMESTIC RIGHT 37-12790
- ☒ Overlapping point of diversion. ON SAME GROUND, BUT DIVERTED FROM SEPARATE WELL.
- ☐ 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? THOUSAND SPRINGS GWMA
- ☒ Yes ☐ No Measurement District or Groundwater District?
What District? WEST MEASUREMENT DISTRICT OR NORTH SNAKE GROUNDWATER 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? 6th

☐ Yes ☐ No Special conditions codes:

☐ Yes ☒ No Is Evaluation Memo Attached?

If yes; date of Memo _____

See comments in data base

Date of priority recommended: 4/29/02

COMMENTS:

RECOMMEND

☒ Approval

☐ Denial

By

AM

Date

6/18/02

AFFIDAVIT of PUBLICATION RECEIVED

State of Idaho } ss.
County of Gooding }

MAY 30 2002

Department of Water Resources
Southern Region

Norma DeVoe, 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 16th day of May, 2002, and the date of the last publication was on the 23rd day of May, 2002

On this 23rd day of May, in the year of 2002, before me, a Notary Public, personally appeared Norma DeVoe, 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

426.94 Lines straight at 29.89 7.0¢/Pica

426.94 Subsequent lines at 25.62 6.0¢/Pica

Affidavit Fee: 2.50

TOTAL COST 58.01

COPY OF NOTICE

(Paste Here)

37-20719/Yerion
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

I.D.W.R.

BILL TO

NOTICE OF APPLICATION

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

37-20717

GEORGE A. &/or SUSAN F. YERION

1840 S 1500 E

GOODING ID 83330

Point of Diversion & Place of Use: 6

Acres within SWNW S3 T06S R14E

Source: GROUND WATER

Use: IRRIGATION 03/15 To 11/15

Total Diversion: 0.12 CFS

Date Filed: 04/29/2002

Remark: Application proposes appropriating a water right for pre-1987 development for the use of groundwater for the irrigation of 6 acres. The well and irrigated acres are located 4 miles west and 0.5 miles north of the Highway 46 and Highway 26 intersection just south of Gooding. Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of 7 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 06/03/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Pub: 5/16 - 5/23

G41604

7810

41604

UNRECORDED



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

May 9, 2002

GEORGE A. &/or SUSAN F. YERION
1840 S 1500 E
GOODING ID 83330

RE: Application for Permit No. 37-20717

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** on 5/16 & 5/23/02. **Ten days following the second publication will be allowed for the submittal of protests. (June 3, 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

JUL 16 2002

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

37-20717

GEORGE A. &/or SUSAN F. YERION
1840 S 1500 E
GOODING ID 83330

Point of Diversion & Place of Use: 6 Acres within SWNW S3 T06S R14E
Source: GROUND WATER
Use: IRRIGATION 03/15 To 11/15
Total Diversion: 0.12 CFS
Date Filed: 04/29/2002

Remark: Application proposes appropriating a water right for pre-1987 development for the use of groundwater for the irrigation of 6 acres. The well and irrigated acres are located 4 miles west and 0.5 miles north of the Highway 46 and Highway 26 intersection just south of Gooding.

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 06/03/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Gooding County Leader on 5/16 & 5/23/02

MICROFILMED

SEP 16 2002

IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE STREET-STE# 200
TWIN FALLS ID 83301
Phone: 736-3033
Fax#: 736-3037

May 8, 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

MICROFILMED
MAY 14 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

April 22, 2002

Mr. Skinner:

Thank you for your prompt review of our application.

We made the changes you requested. Please call if you need additional information.

Sincerely;

George A. Y
934-9478
539-0823

GEORGE A & SUSAN F YERION
1840 S 1500 E
GOODING, ID 83330

RE: Application for Permit

Dear Applicant(s):

The Department of Water Resources has received your water right application. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. We are returning your application and filing fee (check # 1029 for \$150.00) to allow you to complete the necessary items described below:

- ✓ The correct filing fee was not submitted. Please note that the filing fee for an Application for Permit for the diversion of 0.12 cfs is \$100.00 not \$150.00.
- ✓ The applicant is listed as "George A. & Susan F. Yerion" on the first page of the application, but it appears that only George signed the application. If the two applicants are listed joined by "& or and" both applicants are required to sign the application, and all future items regarding the application. If desired you may want to list the applicants as "& / or", which would allow for either of the applicants to sign the application and future items regarding the application.
- ✓ The map that was included with the application identifies two wells, but the application only describes one point of diversion. This discrepancy needs to be addressed. In addition, the map did not give a real accurate description of exactly what six acres are irrigated. Please note, that since the application is for pre 1987 development, the Department can only allow as many acres as what was actually irrigated prior to November of 1987. I have included a copy of an infrared (green vegetation shows up as red) aerial photo

*Smith
see USGS
Quad Sheet*

APR 24 2002

Page 2
Yerion Letter
April 22, 2002

of the area from around 1987. If you could outline the irrigated area you are applying for in the aerial photo and include it when you resubmit your application, it would assist the Department in determining the location and number of irrigated acres.

- ✓ • Item number 7 on the first page of the application (time required for completion of works) should probably be answered as "one" year rather than "na".

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

Sincerely,



Corey Skinner, PE
Water Resource Engineer

Enclosures

MICROFILMED

JUL 1 8 2002

I, Stephen J. Waugh, state that I am the owner of Bob's Electric Motor Inc. located at 2039 Main Street, Gooding, ID 83330. I also state that our records show that on April 15, 1981 our company began to install a new five horsepower pump for Clive Pope on a well at Rt # 2, Gooding, ID. The pump was set at 155 feet, the static level was found to be 155 feet, the 6" casing was at 168 feet and the pump section was set to 161 feet. The well was deepened to 220 feet by an unknown well driller and our company returned on May 18, 1981 to reset the pump at 200 feet.

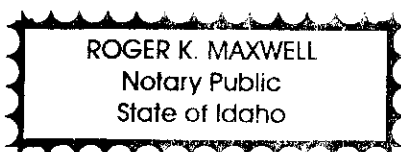
I further state that to the best of my knowledge, experience and belief there would be no reason to install a pump as large as five horsepower except for the purpose of irrigation.

Stephen J. Waugh Signed 4/12/02 Date

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 12 day of APRIL, 2002, before me, a Notary Public in and for said State, personally appeared STEVE WAUGH, known to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.



Roger K. Maxwell
NOTARY PUBLIC FOR IDAHO
Residing at Twin Falls, Idaho
Commission Expires 10/19/05

MICROFILMED
APR 16 2002

I, Keith E. Turner, state that I live at 1814 South 1500 East, Gooding, ID 83330. I am a son-in-law of Clive Arden Pope, Sr. and Sylva H. Pope and I am also a long-time resident of this area. I am very familiar with the property addressed as 1840 South 1500 East, Gooding, ID 83330 now owned by George and Susan Yerion.

I do not recall the year that the second well on the property was drilled, but I know that my father-in-law drilled the well shortly after he purchased the property. The primary purpose of the well was to irrigate the pasture north of the house and also the lawn. To the best of my knowledge and belief the well has been used continuously for irrigation since it was installed.

Keith E. Turner
Signed

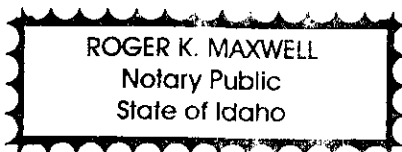
4.12.02
Date

STATE OF IDAHO)
) ss.
COUNTY OF GOODING)

On this 12 day of APRIL, 2002, before me, a Notary Public in and for said State, personally appeared Keith E. Turner, known to be the person whose name is subscribed to the within instrument, and acknowledged to me that he 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.

Roger K. Maxwell
NOTARY PUBLIC FOR IDAHO
Residing at Twin Falls, Idaho
Commission Expires 10/19/05



Nachine

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
37-20717

GEORGE A YERION
1840 S 1500 E
GOODING ID 83330
SUSAN F YERION
1840 S 1500 E
GOODING ID 83330

Point(s) of Diversion SWNW S3 T06S R14E GOODING County
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.12 CFS
Total Diversion: 0.12 CFS

Date Filed: 04/29/2002

Place Of Use: IRRIGATION

T06S R14E S3 SWNW

Number of Acres 6

Remark: Application proposes appropriating a water right for pre 1987 development for the use of groundwater for the irrigation of 6 acres. The well and irrigated acres are located 4 miles west and 0.5 miles north of the Highway 46 and Highway 26 intersection just south of Gooding.

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 06/03/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on _____ and _____

MICROFILMED

2002 JUL 23