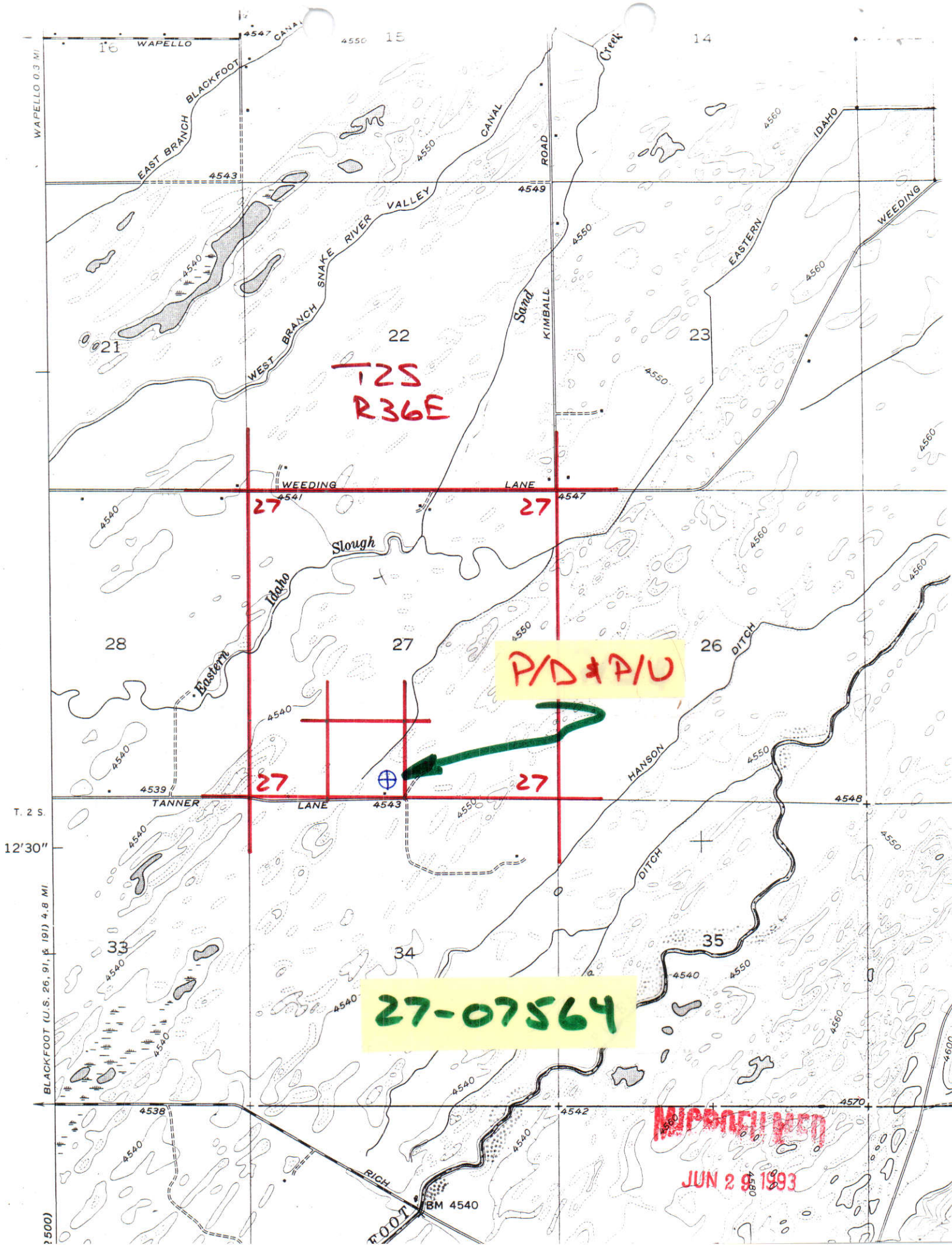




Dept. of Water Resources
900 N. Skyline
Idaho Falls, Idaho 83402
(208) 525-7161

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07564

BUTLER, Logan
BUTLER, Wendy
342 E., 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SESW, Sec. 27, T. 02S,
R. 36E, in Bingham County.
Use: DOMESTIC (.040 CFS)
STOCKWATER (.160 CFS)
Total Diversion: (.200 CFS)
Date Filed: 1/19/1993
In: BINGHAM County
T02S, R36E, S27, SESW.

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Eastern Region, 900 N. Skyline, Idaho
Falls, Idaho, 83402, on or before APRIL
26, 1993.

R. KEITH HIGGINSON
Director

(1764)
Pub.: 4/15, 22

JUN 29 1993

Legals

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)

State of Idaho)

I, Jacqueline Graham do
solemnly Legal

swear that I am the Coordinator of
The Morning News, which is a daily news-
paper of general circulation, published
each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper
having been so published at Blackfoot,
aforesaid for more than one year past;
that said newspaper heretofore complied
with all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1911, ap-
proved March 11, 1911, and duly desig-
nated, pursuant to law, a particular day
of the week as the day on which legal no-
tices required by law or by the order of
any Court of competent jurisdiction within
the State of Idaho shall be published to-
wit: of each week; that the notice at-
tached hereto and which is a part of this
affidavit and part of the proof of publi-
cation was published in said issue of said
newspaper 2 consecutive Weeks
the first publication having been made on
the 15th day of April,
1993 and the last publication having
been made on the 22nd day of
April, 1993; that said notice
was published in the regular and entire
issue of every number of the paper as
aforesaid during the period and time of
publication, and that notice was pub-
lished in the newspaper and not in a sup-
plement.

On this 29th day of April, in
the year 1993, before me a Notary
Public of said State, personally appeared
Jacqueline Graham

known or identified to me to be the per-
son whose name is subscribed to the with-
in instrument, and being by me first duly
sworn, declared that the statements
therein are true, and acknowledged to
me that he executed the same.

Satrice A. Johnson

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
October 10, 1994

Affidavit Processing Fee. \$5.00

RECEIVED

MAY 25 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 who has been appointed by the department.

1. Permit No. 27-07564 Telephone No. 208-785-5683

2. Name(s) of Permit Holder(s): Logan or Wendy Butler

3. Mailing Address: 342 E. 100N. Blkft. Idaho 83221

4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 11 / yr. 94

a. Well Driller: Frv Kendle Well Drilling Drilling Permit Number:

b. **OPTIONAL:**

Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 6 Stockwater (No. and type of stock): 700 Range Cows

Irrigation (No. of acres): Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.20 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

Flow Measurement Port: Is a flow measurement port required? Yes or No X
Has the measurement port been installed? Yes or No

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: Logan Butler Telephone Number: 208-785-5683

Address: 342 E. 100N. Blkft. Ida. 83221

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Logan D. Butler Manager Date: 5-24-95
(include your title, if on behalf of company or organization)

AUG 25 1995

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07564

Proposed Priority: January 19, 1993

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **LOGAN BUTLER**

WENDY BUTLER

342 E 100 N

BLACKFOOT ID 83221

has applied for a permit to appropriate water from: **GROUNDWATER**
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>
STOCKWATER	01/01 to 12/31	0.16 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 27, Township 02S, Range 36E
BINGHAM County

PLACE OF USE: DOMESTIC

TWN RGE SEC

02S 36E 27

SESW

PLACE OF USE: STOCKWATER, same as DOMESTIC use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1995.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Construction of the well must comply with Idaho well construction standards.
6. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
7. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
8. Stockwater use is for 700 range cattle.
9. Domestic use is for 1 home and feedlot.

APPROVED

JUN 29 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07564

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

3 day of June, 1993.

R. Keith Higginson
for R. Keith Higginson, Director

JUN 29 1993

RECEIVED

MAY 11 1993

Ident. No. 27-07564

RECEIVED

MAR 19 1993

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: LOGAN BUTLER
Address: 342 E 100 N
BLACKFOOT ID 83221

208-785-5683

OR

Name: WENDY BUTLER
Address: 342 E 100 N
BLACKFOOT ID 83221

208-785-5683

2. Source: GROUNDWATER

Trib. to:

3. Location of Point of Diversion:

SESW Sec. 27, Township 02S, Range 36E
BINGHAM County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
STOCKWATER	01/01	12/31	0.160		
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:

0.200 CFS (and/or)

AF

6. Proposed diverting works:

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

WELL AND PUMP TO SINGLE FAMILY DOMESTIC AND FEED LOT

b. Height of storage dam feet; active reservoir capacity

acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.

c. Proposed well diameter is 8 inches; proposed depth of well is 150
feet.

d. Is groundwater with a temperature greater than 85F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 2 year(s).

8. Place of Use: DOMESTIC

TWN RGE SEC
02S 36E 27

SESW

Place of Use: STOCKWATER, same as DOMESTIC use

JUN 29 1993

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

10. Remarks: Stockwater is for 700 range cattle. *

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.

Logan D. Butler
Applicant

Received by HWT Date 3-19-93 Time 2:20 pm Preliminary check by _____

Fee \$ 30.00 Receipted by HWT # E018373 Date 3-19-93

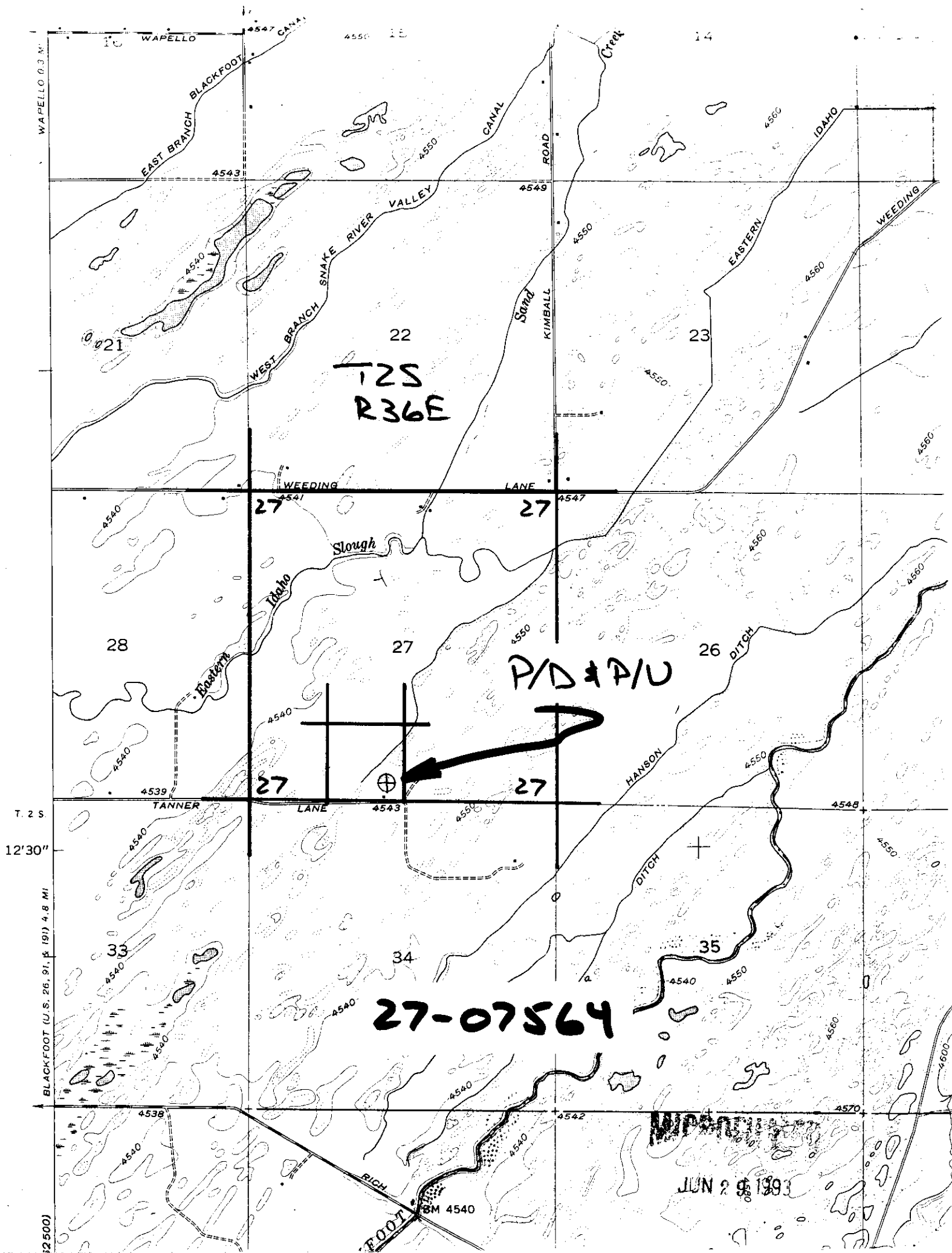
Publication prepared by RB Date 4-15-93 Published in Morning News

Publication approved RB Date 5-5-93

* per Telephone conversation of 5/18/93 cz.

RECEIVED

JUN 29 1993



Form 238-7
6/93

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Use Typewriter
or
Ball Point Pen

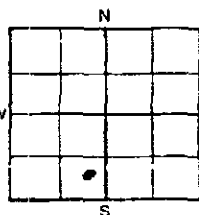
27-95-E-0023-000

1. DRILLING PERMIT NO. 27.07-564
Other IDWR No. _____

2. OWNER: Logan Butler
Name _____
Address 342 E 100 N
City Blackfoot State ID Zip 83221

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



T. 2 North ☐ or South ☒
R. 36 East ☒ or West ☐
Sec. 27 SE 1/4 SW 1/4 1/4
Gov't Lot _____ County Bingham

Address of Well Site Same

(Give at least Direction + Distance to Road or Landmark)

Lot No. _____ Block No. _____ Subd. Name _____

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other Stock

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	From	To	
Bentonite	1	20	5		over bore

Was drive shoe seal tested? ☐ Yes ☒ No How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Casting	Liner	Steel	Plastic	Welded	Threaded
8"	1"	129	250			☒	☐	☒	☐
						☐	☐	☐	☐
						☐	☐	☐	☐
						☐	☐	☐	☐

Final location of shoes 129

Top Packer or Headpipe _____ Bottom Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Type _____ Material _____

From	To	Slot Size	Number	Diameter	Tele/Pipe Size	Casting	Liner
						☐	☐
						☐	☐
						☐	☐
						☐	☐

10. WELL TESTS:

☐ Pump ☒ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Depth	Time

Temperature of water _____ Was a water analysis done? Yes ☐ No ☐

By whom? _____

Water Quality (odor, etc.) _____

Bottom Hole Temperature _____

11. STATIC WATER LEVEL:

10 ft. below surface Depth artesian flow found _____

Artesian pressure _____ lb. Describe access port _____

Describe Controlling Devices: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	GPM	SWL
8"	0	15	TOP SOIL		
	15	50	COARSE GRAVEL		
			sand CLAY		
	50	90	Cobble stones		
			sand		
	90	100	Loose BASALT		
			Boulders		
	100	110	Red clay		
	110	120	Boulders Red clay		
			SAND		
	120	130	Cobble stones		
			COARSE GRAVEL		
			Quick SAND & BLOWN SAND		
RECEIVED DEC 09 1994 Department of Water Resources Eastern District Office					
RECEIVED JUN 07 1996 Department of Water Resources					
Date: Started <u>11/15/94</u> Completed <u>11/20/94</u>					

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name TRO HANDLE Well Drilling Firm No. 38

Firm Official _____ Date 12/9/94

and _____

Supervisor or Operator Dring Handle Date _____

(Sign once with Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

Permit No. 27-07564 Reviewed by [Signature] Date 6-5-95

Proof Made 5-12-95

August 23, 1995

LOGAN BUTLER
WENDY BUTLER
342 E 100 N
BLACKFOOT ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07564

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 conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MAILED 3177

AUG 25 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

July 20, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Logan & Wendy Butler
342 E 100 N
Blackfoot, ID 83221

RE: Water Right No. 27-07564
Drilling Permit No. 27-95-E-0023-000

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use submitted in connection with the above referenced water right. It, and your permit to appropriate water (copy enclosed), both indicate that water is diverted for stockwater and domestic of 6 homes. Also enclosed is a copy of the drilling permit approved in 1995. It indicates the extent of use to be single family domestic. Single family domestic use constitutes the diversion of 0.04 cfs or less and/or the use for **one** home and irrigation of up to 1/2 acre of land.

You were properly charged \$35.00 for the domestic well drilling permit. However, because of the use and amount you have indicated (domestic and stockwater w/a rate of diversion of 0.20 cfs), the drilling permit is no longer considered strictly single family domestic. The charge for a non-domestic drilling permit is \$200.00.

Before the Department can accept the proof of beneficial use as filed, you will need to pay the additional \$165.00 fee to upgrade the drilling permit to a non-domestic. The Department will hold your file for 30 days to allow you time in which to submit the additional fee. **Please address your correspondence to my attention.**

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

C: IDWR - Region

225 1995

Form 235-1 (2/94)

Drilling Permit No. 27-95-E-0023Water Right Permit No. 27-07564

Injection Permit No. _____

WELL DRILLER: PLEASE COMPLETE FOR VERBALS

IDWR Employee Issuing Verbal: _____

Verbal Issued Date: _____ Time: _____

State of Idaho
Department of Water Resources**APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)**1. Applicant (please print): Logan Butler2. Mailing Address: 342 E 100 NCity & State Blackfoot, ID Zip Code 83201 Telephone 208-785-5683☒ Well Owner ☐ Well Operator ☐ Contractor or Other, specify T3. Proposed Well Location: Twp. 02S, Rge. 36E, Sec. 27, SE 1/4 SW 1/4Gov't Lot No. _____ County Bingham

Street Address of Well Site _____ City _____

Give at least name of road + Distance to Road or Landmark

Lot, block and subdivision _____

4. Proposed Use of Well:

☒ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☐ Municipal ☐ Industrial
☐ Stock ☐ Test ☐ Other _____
(Over 1,000 Head) (Describe)☐ INJECTION☐ MONITORING: A well bore schematic and map is required for each blanket permit.
No. of proposed wells: _____

5. Well Construction Information:

A. ☒ New well ☐ Modify ☐ ReplaceB. Proposed Casing Diameter 8" Proposed Maximum Depth 130C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold Water Well) ☐ 85°F to 212°F (Low Temp. Geo. Well) ☐ 212°F or more (Geothermal Well)6. Construction Start Date: 11/15/947. Anticipated Well Driller: Kendle Drilling Driller's Lic. No. _____

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature Logan D. Butler Date 6-14-95Title Owner
(Owner, Firm Representative, Other)

AUG 25 1995

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is

APPROVED

Date

6/14/95

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS:

Signature of Authorized Department Representative

Eastern Regional Manager

Title

Receipt No. E021141 Received by SC Fee 35.00 Date 6/14/95

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

JUN 15 1995



Bannock Paving Company, Inc.

10200 Batiste Road

P. O. Box 4002

Pocatello, ID 83205-4002

(208) 232-5796

FAX (208) 234-1545

FACSIMILE TRANSMISSION SHEET

FAX TO NO.

(208) 327-7866

4

TOTAL NUMBER OF PAGES
(INCLUDING THIS SHEET)

TO: Dept. of Water Resources

DATE: 6-15-95

ATTN:

FROM:

Laguna Butler

RE:

Drilling Permit

Review and Reply: ☐	We submit Herewith:	For Your Use: ☐
Via FAX: ☐	Proposals: ☐	Revised: ☐
Via Phone: ☐	Contracts: ☐	For Distribution: ☐
Via Mail: ☐	Correspondence: ☐	For Information: ☐
No Reply Necessary: ☐	Other: ☐	For Approval: ☐

Remarks:

Sent by: <i>MB</i>	date: <i>6-15</i>	Time: <i>8:05</i>
--------------------	-------------------	-------------------

By:

Form 238-7
6/93

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Use Typewriter
or
Ball Point Pen

1. DRILLING PERMIT NO. 27.07.564
Other IDWR No. _____

2. OWNER:
Name Logan Butler
Address 342 E 100 N
City Blackfoot State Id Zip 83201

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N		T. <u>2</u> North ☐ or South ☒	
W		E. <u>36</u> East ☒ or West ☐	
S		Sec. <u>27</u> <u>SE 1/4 SW 1/4</u> 1/4	
		Gov't Lot _____ County <u>Bingham</u>	

Address of Well Site Same

(Give at least Direction + Distance to Road or Landmark)

Lot No. _____ Block No. _____ Subd. Name _____

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other Stock

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Benlate	1	2	5	mix (water)

Was drive shoe seal tested? ☐ Yes ☒ No How? _____

8. CASING/LINER:

Diameter	From To	Gauge	Casting	Liner	Steel	Plastic	Welded	Threaded
<u>8"</u>	<u>1</u> <u>2</u>	<u>250</u>			☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Final location of shoes 129

Top Packer or Headpipe _____ Bottom Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Type _____ Material _____

From	To	Slot Size	Number	Diameter	Tele/Pipe Size	Casting	Liner
						☐	☐
						☐	☐
						☐	☐
						☐	☐

10. WELL TESTS:

Yield gal./min.	Drawdown	Pumping Depth	Time

Temperature of water _____ Was a water analysis done? Yes ☐ No ☐

By whom? _____

Water Quality (odor, etc.) _____

Bottom Hole Temperature _____

11. STATIC WATER LEVEL:

10 ft. below surface Depth artesian flow found _____

Artesian pressure _____ Describe access port _____

Describe Controlling Devices _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	GPM	SWL
<u>8"</u>	<u>0</u>	<u>15</u>	<u>TOP SOIL</u>		
	<u>15</u>	<u>50</u>	<u>CLAY</u>		
	<u>50</u>	<u>70</u>	<u>CLAY</u>		
	<u>70</u>	<u>100</u>	<u>CLAY</u>		
	<u>100</u>	<u>110</u>	<u>CLAY</u>		
	<u>110</u>	<u>120</u>	<u>CLAY</u>		
	<u>120</u>	<u>130</u>	<u>CLAY</u>		
	<u>130</u>	<u>140</u>	<u>CLAY</u>		
	<u>140</u>	<u>150</u>	<u>CLAY</u>		
	<u>150</u>	<u>160</u>	<u>CLAY</u>		
	<u>160</u>	<u>170</u>	<u>CLAY</u>		
	<u>170</u>	<u>180</u>	<u>CLAY</u>		
	<u>180</u>	<u>190</u>	<u>CLAY</u>		
	<u>190</u>	<u>200</u>	<u>CLAY</u>		
	<u>200</u>	<u>210</u>	<u>CLAY</u>		
	<u>210</u>	<u>220</u>	<u>CLAY</u>		
	<u>220</u>	<u>230</u>	<u>CLAY</u>		
	<u>230</u>	<u>240</u>	<u>CLAY</u>		
	<u>240</u>	<u>250</u>	<u>CLAY</u>		
	<u>250</u>	<u>260</u>	<u>CLAY</u>		
	<u>260</u>	<u>270</u>	<u>CLAY</u>		
	<u>270</u>	<u>280</u>	<u>CLAY</u>		
	<u>280</u>	<u>290</u>	<u>CLAY</u>		
	<u>290</u>	<u>300</u>	<u>CLAY</u>		
	<u>300</u>	<u>310</u>	<u>CLAY</u>		
	<u>310</u>	<u>320</u>	<u>CLAY</u>		
	<u>320</u>	<u>330</u>	<u>CLAY</u>		
	<u>330</u>	<u>340</u>	<u>CLAY</u>		
	<u>340</u>	<u>350</u>	<u>CLAY</u>		
	<u>350</u>	<u>360</u>	<u>CLAY</u>		
	<u>360</u>	<u>370</u>	<u>CLAY</u>		
	<u>370</u>	<u>380</u>	<u>CLAY</u>		
	<u>380</u>	<u>390</u>	<u>CLAY</u>		
	<u>390</u>	<u>400</u>	<u>CLAY</u>		
	<u>400</u>	<u>410</u>	<u>CLAY</u>		
	<u>410</u>	<u>420</u>	<u>CLAY</u>		
	<u>420</u>	<u>430</u>	<u>CLAY</u>		
	<u>430</u>	<u>440</u>	<u>CLAY</u>		
	<u>440</u>	<u>450</u>	<u>CLAY</u>		
	<u>450</u>	<u>460</u>	<u>CLAY</u>		
	<u>460</u>	<u>470</u>	<u>CLAY</u>		
	<u>470</u>	<u>480</u>	<u>CLAY</u>		
	<u>480</u>	<u>490</u>	<u>CLAY</u>		
	<u>490</u>	<u>500</u>	<u>CLAY</u>		

Date: Started 11/15/94 Completed 11/30/94

13. DRILLER'S CERTIFICATION

We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Trentham Well Drilling Firm No. 38

Firm Official _____ Date 11/30/94

and _____

Supervisor or Operator Thom J. ... Date _____

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

AUG 25 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 6, 1995

Logan & Wendy Butler
342 E 100 N
Blackfoot, ID 83221

RE: Permit No. 27-07564

I am in receipt of the Proof of Beneficial Use form submitted in connection with the above referenced water right permit. Before I can complete processing of the proof, I need some additional information.

A drilling permit is required for all wells drilled, deepened or enlarged after July 1, 1987, (Section 42-235, Idaho Code). You have indicated that the well was drilled by Irv Kendle Well Drilling in November of 1994, however, I have been unable to locate a drilling permit or a well log for the well.

You will need to submit a copy of the drilling permit to the department. The well log should have been submitted by the driller within 30 days of the completion of the well. If you have a copy of the well log, please submit that as well. If you do not, please contact your driller and ask that he submit a copy.

Please return the requested information within 30 days of receipt of this mailing. **Please address your correspondence to my attention.**

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

AUG 25 1995

March 31, 1995

LOGAN BUTLER
WENDY BUTLER
342 E 100 N
BLACKFOOT ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 27-07564

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 June 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

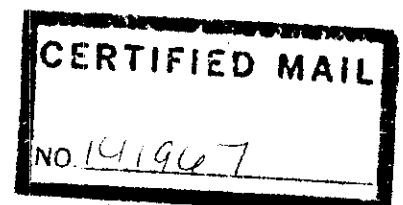
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

JULIE L. YARBROUGH
Senior Secretary

Enclosures



1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 3, 1993

LOGAN BUTLER
WENDY BUTLER
342 E 100 N
BLACKFOOT ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07564

Dear Permit Holder(s):

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

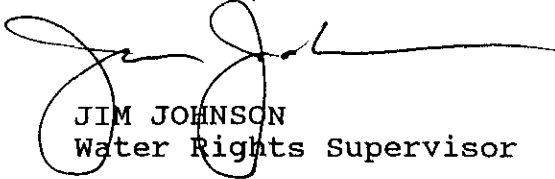
Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as

RECEIVED
JUN 29 1993

far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Johnson", with a long horizontal flourish extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

NOV 29 1993

APPLICATION FOR PERMIT REVIEW

Application #: 27-7564 Date: 5/17/93 Reviewer: Cindy Zimmerman

SYSTEM COMPLETED:

- No - 26A-P17
 Complete in 1 year - P16
 Yes
 Proof not submitted - P16
 Proof submitted - N/A

AREA OF CONCERN? Yes

ESRP

GROUNDWATER:

- GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
 - No measurement required <flow chart>
 LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

- Approved w/permit - P99 Permit No. _____
 Not included - 046-46A-46B-P23 (after 7/1/87), N/A

SURFACE WATER: not in w/d - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

LOCATION:

- Water Districts - WD No. 01
 Surface water - 005, 005-01H-P01(LT.2 w/pump)
 - 005-01J-P08(GT.2), NMR <flow chart>
 Groundwater - P05 (if well has not been drilled)
 Irrigation Districts - 023
 Canal Co. Areas - 023
 Drainage Districts - 024
 Boise Front (63) - 058 (Groundwater)
 Swan Falls Flag - 1 (1, ~~Blank~~ or Other)
 Trust - 051-052-053-P74(Consumptive Uses)
 Non Trust <1> - 048-049

RIVER BASINS:

- (Surface Water) Water District Control Condition &....
 Boise (63) - 05A & 11E
 Payette (65) - 047-P04, 059-P71
 Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

- Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
 042 (req), 002-P06(MD), 07A(Special),
 044(Policy 5G)
 Power - 08A, 17K, 025, 027 (req); 01F-P19; 09E-P10;
 <25 cfs-P18; 17G or 17M; 18B-P09
 Mining - 06A, 010, or 09E-P10 & 054 (req)
 Storage - 18A-for multiple measuring devices(In WD),
 18B-P09(Size)
 Rec/Wildlf/Aes - 027(Non-Consumptive)
 Domestic - 021 (Boise River - upstream from L Peak)
 (restricted areas) 27A (Payette River & main tributaries)

OWNERSHIP:

- Non land owner - 004

PROTESTED:

- Agreement - 020

Beneficial Use Due Date - 6-1-1995

Other Conditions/Remarks: - _____

DATE: 05/21/93
PAGE: 1

Stage: PERMIT

Dates: App. Received: 01/19/1993 Priority Date: 01/19/1993
Proof Due Date: 06/01/1995 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

WR0749NP
No. P27-07564

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 05/21/93
PAGE: 2

=====

Misc: Water District Number: 01 Field Exam Fee:

Comments: Date: 05/21/1993 User-ID: ZIMMERMA Subject: MORATORIUM EXEMPTION
This permit falls within the acceptable parameters of the Eastern
Snake River Plain Mortorium.

Audit: 05/21/93 ZIMMERMA

MEMORANDUM

DATE: May 18, 1993
TO: File 27-07564
FROM: Cindy Zimmerman
SUBJECT: My letter dated May 17, 1993.

=====

Per telephone conversation with applicant this date regarding my letter referenced above requesting additional information, the applicant states stockwater is to be used for 700 head range cattle.

APPROVED
JUN 29 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 17, 1993

LOGAN BUTLER
WENDY BUTLER
342 E 100 N
BLACKFOOT ID 83221

RE: Application for Permit No. 27-07564

Dear Mr. & Mrs. Butler:

The above referenced application has been sent to the State Office for final review and processing; however, before the application process can continue, I will need some additional information.

The application lists a stockwater use with the proposed diversion rate of 0.16 cfs. The application does not identify the number or type of livestock that the stockwater is to be used for. Information on the number and type of livestock is required to further process this application.

I will hold the application from further processing pending your reply.

Sincerely,

Cindy Zimmerman
CINDY ZIMMERMAN
Water Resource Agent

RECORDED

JUN 29 1993

Dist. for staffing 3-29-93
Submitted for advertising 3-29-93

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATIONS FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY HWT DATE 3-29-93 APPLICATION NO. 277564
Logan Butler
REQUIRED INFORMATION

- ☒ 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 and/or volume)
☒ County
☒ Quantity (flow and/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

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☐ No Field check required
☐ Yes ☐ No Field check by _____
☐ Yes ☐ No Field report attached
☐ Yes ☐ No Critical groundwater area
☐ Yes ☐ No Groundwater management area
☐ Yes ☐ No Send dam safety information
☐ Yes ☐ No Send power requirement letter
☐ Yes ☐ No Send fish farm requirement letter
☐ Yes ☐ No Power residency affidavit
☐ Yes ☐ No Power efficiency form
☐ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
☐ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)

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MAY 11 1993

Department of Water Resources

See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

Date Requested _____

LOCAL PUBLIC INTEREST

Comments received from

City	Idaho Fish & Game	Irrigation District
County	Idaho Health & Welfare	Canal Company
Reservations	Division of Environment	Other

Project impacts/implications report

COMMENTS

[illegible]

Dept. of Water Resources
900 N. Skyline
Idaho Falls, Idaho 83402
(208) 525-7161

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-07564

BUTLER, Logan
BUTLER, Wendy
342 E., 100 N.
Blackfoot, Idaho 83221
Source: GROUNDWATER
Diversion Pt: SESW, Sec. 27, T. 02S,
R. 36E, in Bingham County.
Use: DOMESTIC (.040 CFS)
STOCKWATER (.160 CFS)
Total Diversion: (.200 CFS)
Date Filed: 1/19/1993
In: BINGHAM County
T02S, R36E, S27, SESW.

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Eastern Region, 900 N. Skyline, Idaho
Falls, Idaho, 83402, on or before APRIL
26, 1993.

R. KEITH HIGGINSON
Director

(1784)
Pub.: 4/15, 22

JUN 29 1993

Legals

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)
State of Idaho) ss
I, Jacqueline Graham do
solemnly Legal

swear that I am the Coordinator of
The Morning News, which is a daily news-
paper of general circulation, published
each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper
having been so published at Blackfoot,
aforesaid for more than one year past;
that said newspaper heretofore complied
with all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1911, ap-
proved March 11, 1911, and duly desig-
nated, pursuant to law, a particular day
of the week as the day on which legal no-
tices required by law or by the order of
any Court of competent jurisdiction within
the State of Idaho shall be published to-
wit: of each week; that the notice at-
tached hereto and which is a part of this
affidavit and part of the proof of publi-
cation was published in said issue of said
newspaper 2 consecutive Weeks
the first publication having been made on
the 15th day of April,
1993 and the last publication having
been made on the 22nd day of
April, 1993; that said notice
was published in the regular and entire
issue of every number of the paper as
aforesaid during the period and time of
publication, and that notice was pub-
lished in the newspaper and not in a sup-
plement.

Jacqueline Graham
On this 22nd day of April, in
the year 1993, before me a Notary
Public of said State, personally appeared
Jacqueline Graham

known or identified to me to be the per-
son whose name is subscribed to the with-
in instrument, and being by me first duly
sworn, declared that the statements
therein are true, and acknowledged to
me that he executed the same.

Saturna A. Johnson

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
October 10, 1994

Affidavit Processing Fee. \$5.00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
900 N Skyline

Idaho Falls, Idaho 83402
(208) 525-7161

APRIL 7, 1993

THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Please send the affidavit of publication and publication billing to this office before APRIL 26, 1993.

Yours truly,

Rita Bodell
Secretary

Encl.

RECEIVED
JUN 20 1993

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

RECEIVED

JUN 29 1903

27-07564

BUTLER, LOGAN
BUTLER, WENDY
342 E 100 N
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: SESW Sec 27 T 02S R 36E in BINGHAM County.

```

Use: DOMESTIC          ( .040 CFS)
    STOCKWATER         ( .160 CFS)
        Total Diversion: ( .200 CFS)

```

Date Filed: 1/19/1993

In: BINGHAM County
T02S R36E S27 SESW

44-38861-100

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Eastern Region, 900 N Skyline, Idaho Falls, Idaho 83402 on or before APRIL 26, 1993.

R. KEITH HIGGINSON, Director

Published: 4/15/1993 & 4/22/1993

JUN 29 1993

07-Apr-1993

LOGAN OR WENDY BUTLER
342 E 100 N
BLACKFOOT ID 83221

RE: Application No. 27-07564

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Morning News on March 15 & 22, 1993. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you 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 the 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 you of the outcome of this review. When a permit is issued, you 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,


Harold W. Jones *rb*
Water Right Supervisor

HWJ:rb

JUN 28 1993