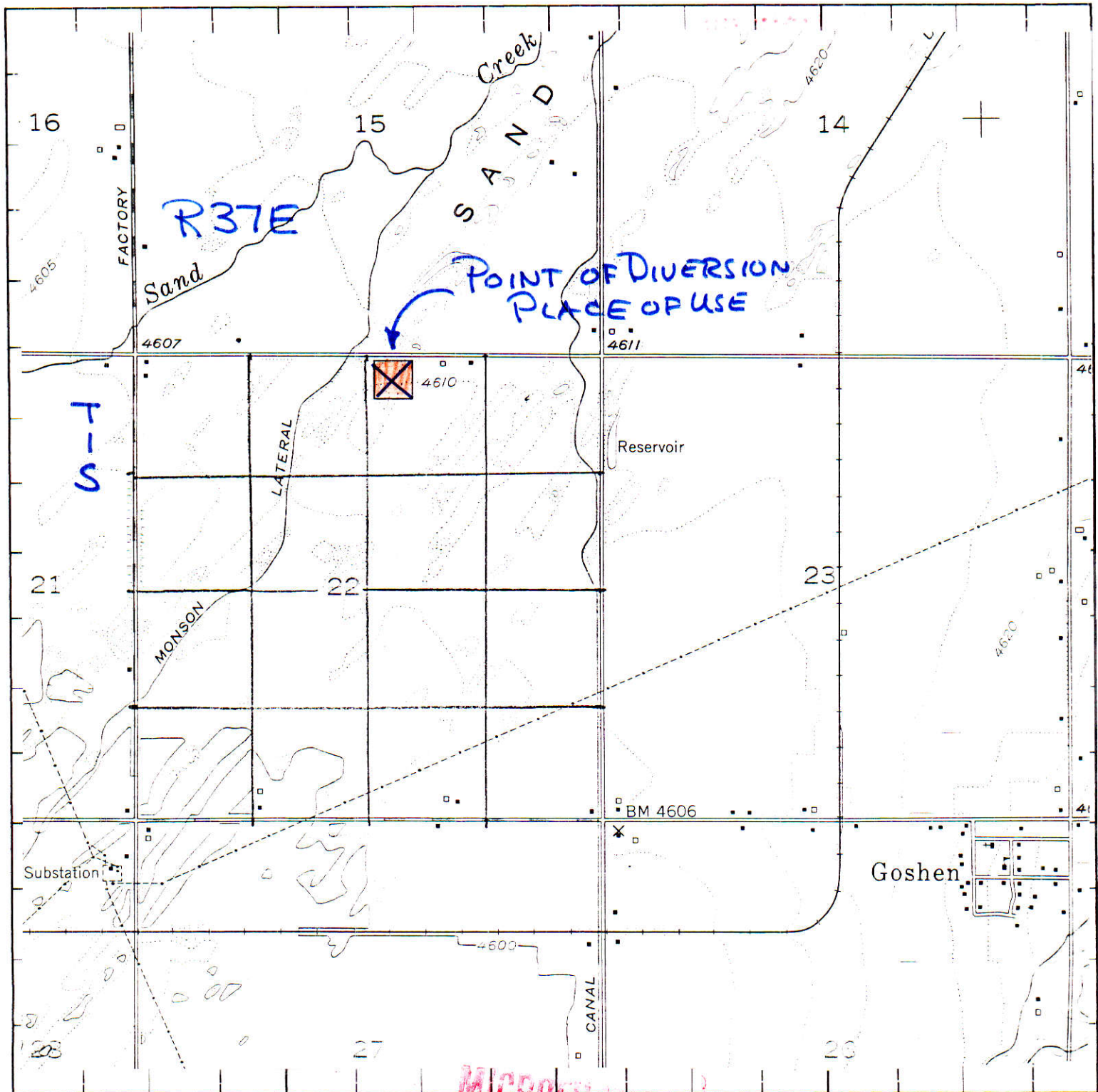


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

Barbara Sheppard
(Applicant)

77.4

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Point of DIVERSION

15	14
22	23

24846
179

Place of USE

NWNE

NENE

27-07550

SWNE

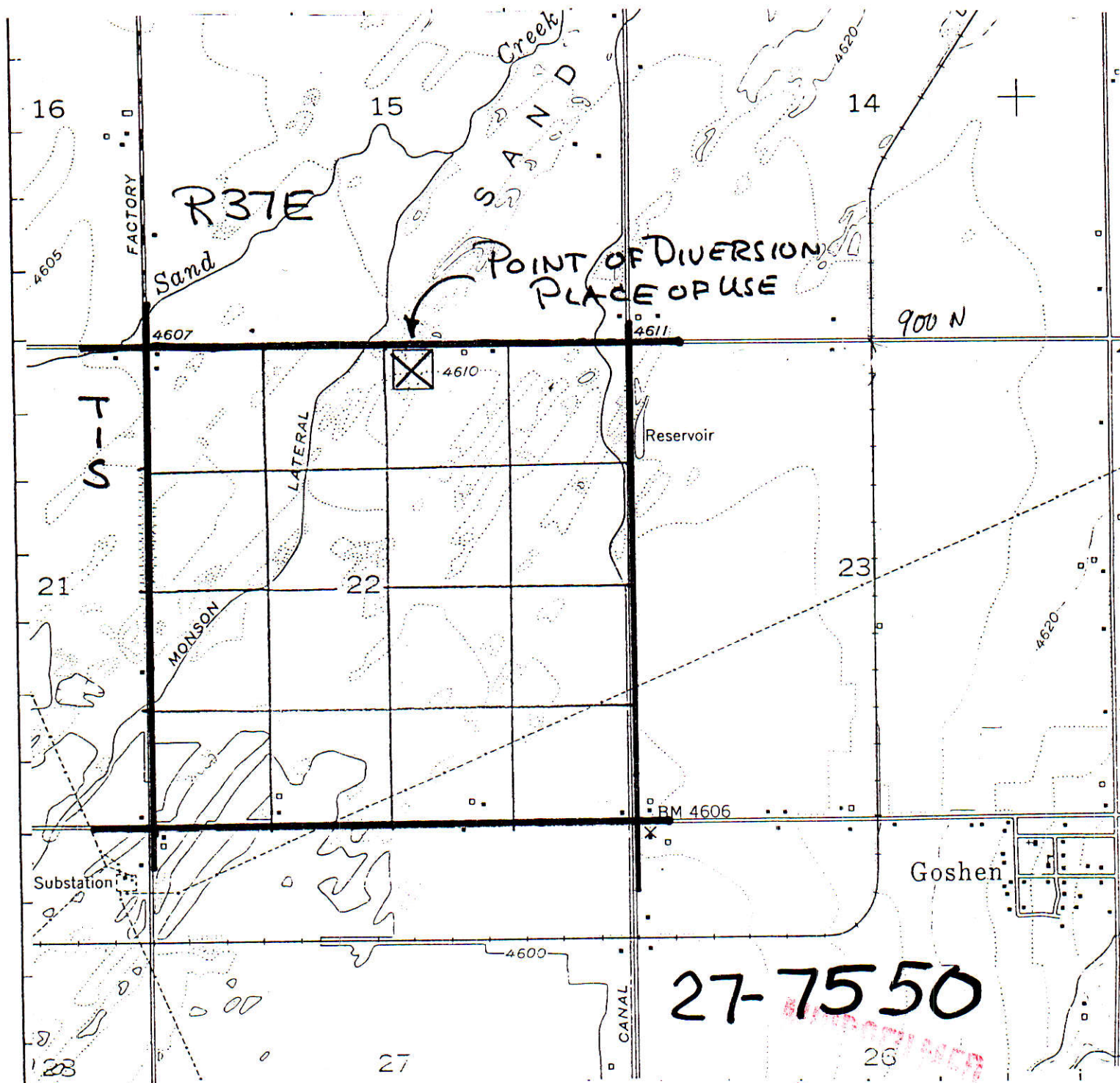
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27-7550

MAR 2 2 1995



27-7550

MAR 22 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07550

Priority: January 6, 1992

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that KAIL SHEPPARD
BARBARA SHEPPARD

955 E 900 N

SHELLEY ID 83274

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 6, 1992; and has submitted Proof of Beneficial Use on May 2, 1994. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 22, Township 01S, Range 37E
BINGHAM County

PLACE OF USE: DOMESTIC

TWN RGE SEC

01S 37E 22

NWNE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 23RD day of FEBRUARY, 1995.

Acting for


R. Keith Higginson, Director

RECEIVED
MAY 02 1994
IDaho Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 27-07550 Telephone No. 357-3824
2. Name(s) of Permit Holder(s): KAIL + BARBARA SHEPPARD
3. Post Office Address: 955 E 900 N SHELLEY ID. 83274
4. Source of Water: GROUNDWATER

- a. If ground water, well driller's name: _____ Date drilled: _____
b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use:

Domestic 1 (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

6. Total rate and/or volume for which proof is submitted .04 cfs _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No ☐ Installed? Yes ☐ No ☐
OR
Flow Measurement Port: Required? Yes ☒ No ☐ Installed? Yes ☐ No ☐

8. Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

KAIL SHEPPARD 357-3824
Name Telephone No.
955 E 900 N SHELLEY ID. 83274
Address

10. The above information 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.

4-28-94
Date

Kail Sheppard
Signature (and title if on behalf of a company or organization)

JUL 21 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07550

Proposed Priority: January 6, 1992 Maximum Diversion Rate: 0.09 CFS
This is to certify, that **KAIL SHEPPARD**

BARBARA SHEPPARD
374 N HWY 91
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>
IRRIGATION	04/01 to 10/31	0.05 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.09 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNE , Sec. 22, Township 01S, Range 37E
BINGHAM County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>			
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 37E 22	NWNE 1.5			1.5
		Total number of acres irrigated:		1.5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 2, 1994**.
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. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. The Director retains jurisdiction of the right and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

MICROFILMED

MAY 15 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07550

CONDITIONS/REMARKS:

8. Domestic use is for 1 home.

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

7th day of April, 1992

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

MAY 15 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Kail or Barbara Sheppard Phone 785-0418
Post office address 374 North Hwy 91, Blackfoot, Id 83221
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 22 Township 1S Range 37E B.M. Bingham County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05 for IRRIGATION purposes from 4/1 to 10/31 (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) 0.09 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well pump mainline to single domestic home and sprinkler system
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 6 inches; proposed depth of well is 100 feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water for proposed beneficial use is
3 years (minimum 1 year).

MICROFILMED

MAY 15 1992

PM

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. 1
- e. Other; describe fully. _____

9. 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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>1S</u>	<u>37E</u>	<u>22</u>		<u>1.5</u>															<u>1.5</u>

Total number of acres to be irrigated 1.5

10. 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? Applicants

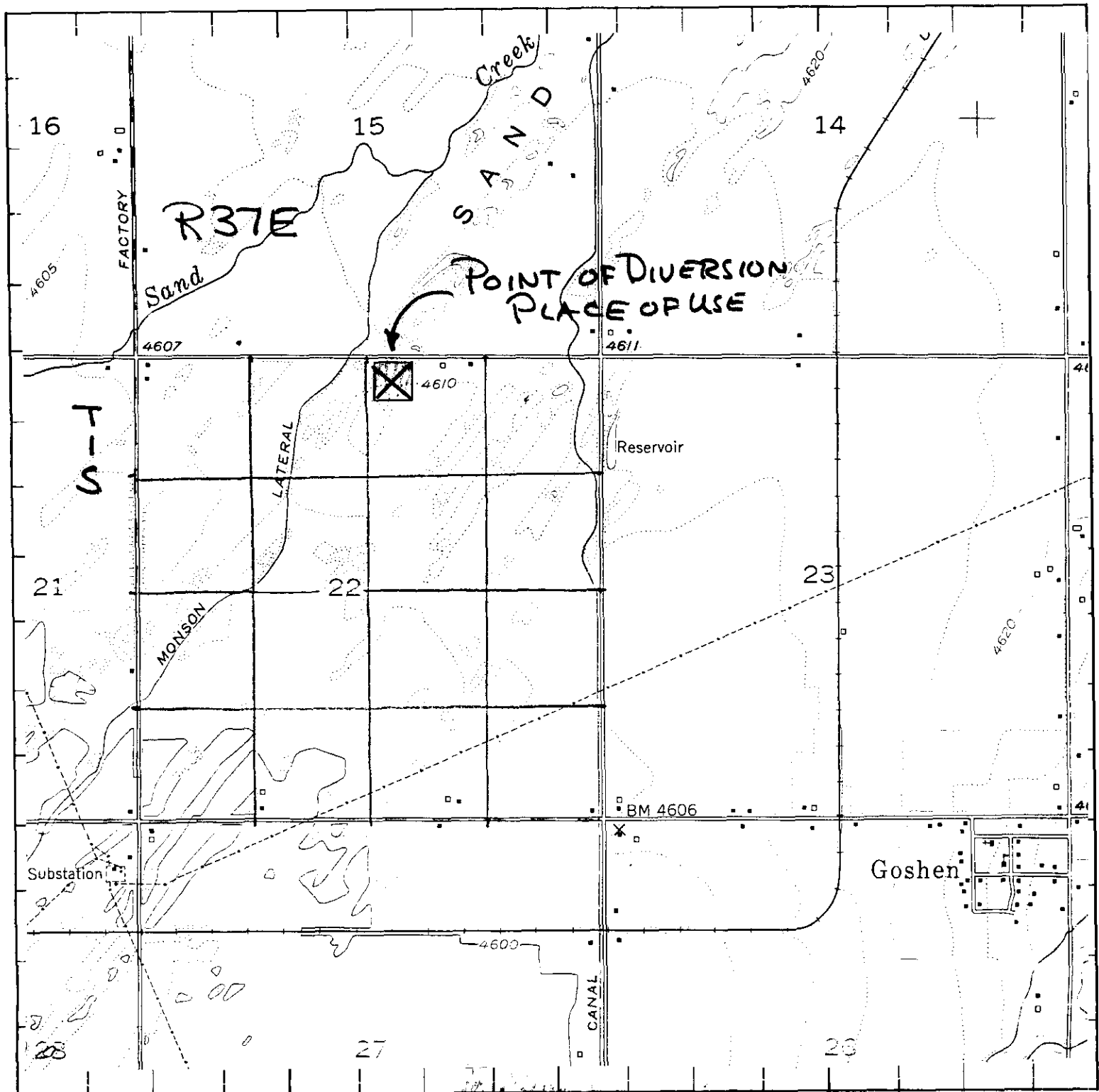
b. Who owns the land to be irrigated or place of use? Applicants

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

12. Remarks: _____

MAY 18 1981

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



Scale: 2 inches equal 1 mile.

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

Barbara Sheppard
(Applicant)

ASSISTED BY Kaw
Received by Kaw Date 6 Jan 92 Time 0930 Preliminary check by PDW
Fee \$ 30⁰⁰ Receipted by Kaw # E016833 Date 6 Jan 92
Publication prepared by RB Date 1-16-92 Published in Morning News
Publication approved RB Date 1-30-92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECORDED

MAY 15 1992



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

R. KEITH HIGGINSON
DIRECTOR

February 24, 1995

KAIL SHEPPARD
BARBARA SHEPPARD
955 E 900 N
SHELLEY ID 83274

RE: WATER RIGHT NO. 27-07550

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

MAR 2 2 1995

MEMORANDUM

TO: File 27-07550 / Kail Sheppard
FROM: Brenda Chapman
DATE: February 15, 1995
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Domestic	1-01 to 12-31	.04	1.2

The domestic and irrigation recommendations have been changed. A standard domestic rate of .04 cfs will cover 1 home with up to $\frac{1}{2}$ acre of lawn and/or garden. Therefore, the irrigation use is not necessary and has been deleted.

(See permit holder's 2/15/95 response to my 1/30/95 letter)

RECEIVED

MAR 22 1995

February 13, 1995

RECEIVED

FEB 15 1995

Department of Water Resources

Kail Sheppard
Barbara Sheppard
955E 900N
Shelley Id, 83274
RE: Permit NO. 27-07550

Sirs.

We received your letter dated January 30, 1995, concerning your questions on the differences in our amounts requested for the permit. When We purchased this property in 1991 we thought we would need to use the well to water part of the property,

But it has since been shown that our surface irrigation water from Snake River Valley Irrigation Dist. is sufficient, except for the garden which is approximately 60FT X 50FT and the small flower gardens around the house. It is our understanding that the .04 CFS for Domestic use would be sufficient for this.

We tried to explain this to the Examiner when he was here but apparently we have caused confusion. If it is possible please continue our application for the permit for .04 CFS for the Domestic use as we feel that sometime in the future it may prove beneficial.

Thank You
Kail Sheppard



RECEIVED

MAR 22 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

January 30, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

KAIL SHEPPARD
BARBARA SHEPPARD
955 E 900 N
SHELLEY ID 83274

RE: Permit No. 27-07550

Dear Permit Holder(s):

We are in the process of reviewing the above referenced permit for licensing. Because you submitted your Proof of Beneficial Use form in 1994 (a copy of which is included for your reference) for .04 cfs (there is no fee up to .04 cfs), the Department has no alternative but to issue the license for less than the amount actually diverted unless the fee required for the rate of diversion for the irrigation and domestic uses the examiner found is received. The amount of water to be licensed will be limited to .04 cfs rather than .07 cfs.

If you do not irrigate 1.5 acres in addition to your domestic use, the additional fees would not be necessary. We do need to know, however, if lawn and garden irrigation is included in your domestic use.

You can submit the additional exam fee along with a late payment penalty. If the additional fees are received later than 30 days from the date of this letter, the priority of the right will be advanced according to the number of days late. The exam fee required to cover the .07 cfs is \$50 and the late penalty is \$25.00.

The Department will hold action on licensing this right for 30 days to allow you to submit the above fees. If we do not receive the additional fees, we will proceed to license the permit for the domestic use only and the limited amount of water.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Chapman".

BRENDA L. CHAPMAN
Water Resource Agent

Enclosure

MAR 22 1995

LICENSE REVIEW CHECKLIST



PERMIT NO. 27-0 7550 DATE 1-30-95

2-15-95

NAME	Yes ☐	No ☒	Or Address Change?
PRIORITY DATE	☐	☒	Advance? ☐ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? <u>YES</u>
SOURCE	☐	☒	<u>FILED FOR DOMESTIC ONLY - NO IRRIGATION - SEE LETTER</u> Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	☐	☒	Amendment needed? _____ Overlaps? _____
PLACE OF USE	☐	☒	Amendment needed? _____ Overlaps? _____
DIV RATE	☒	☐	Permit fee limits: <u>.04/CFS</u> Meas Q = _____ Theo Q = <u>.04</u> Recommend: <u>.04</u> <u>THEORETICAL INFO IS SKETCHY</u> <u>Change to DOM</u> <u>1.5 x .03 = .05</u> <u>1 DOM = .02</u> <u>only @ .04</u> Combined rates exceed capacity _____
ANNUAL VOLUME	☒	☒	Volume Limit: _____ Season: <u>C14 (4-1 to 10-31)</u> Calculations: <u>1 DOM @ 1.0</u> <u>1.5 ACRES x 4 = 6 - REMOVE</u> Flow limit: _____ cfs x _____ x 1.9835 = _____ Combined volumes exceed capacity/allowable _____
USES	☐	☒	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
REMARKS	☐	☒	Multiple p/d(s) in 1/4 1/4? _____ Other _____
CONDITIONS	☐	☒	Measuring/Locking Devices _____ Watermaster control - District _____ Irrigation Overlap _____ Water Quality _____ <u>048</u> Other <u>NON-TRUST</u> Heat/Cool/ Fish verified _____ (DELETE 049 ON DOMESTIC USE - KEEP WITH IRR)

COMMENTS: Average well depth for this area is 110' - SL @ 75'

For letter required. Delete irrigation use per 2/15/95 letter from permit holder.

RECOMMENDED	CFS	VOL	SRBA Claim Filed	NO
<u>Irrigation</u>	<u>.05</u>	<u>6.0</u>	Adjustment Memo Needed	<u>YES</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	LICENSE	☒
			1ST AMENDMENT LETTER	
			FINAL AMENDMENT LETTER	

2/15/95



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

DEC 19 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-7550

1. Owner: Kail or Barbara Sheppard Phone No. 357-3824

Current Address: 955 E 900N Shelley Id 83274

2. Accompanied by: same EXAM DATE: 10 Aug 1994

Address: _____ Phone No. _____

Relationship to Permit Holder: -

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NE	22	1S	37E	Bingham	

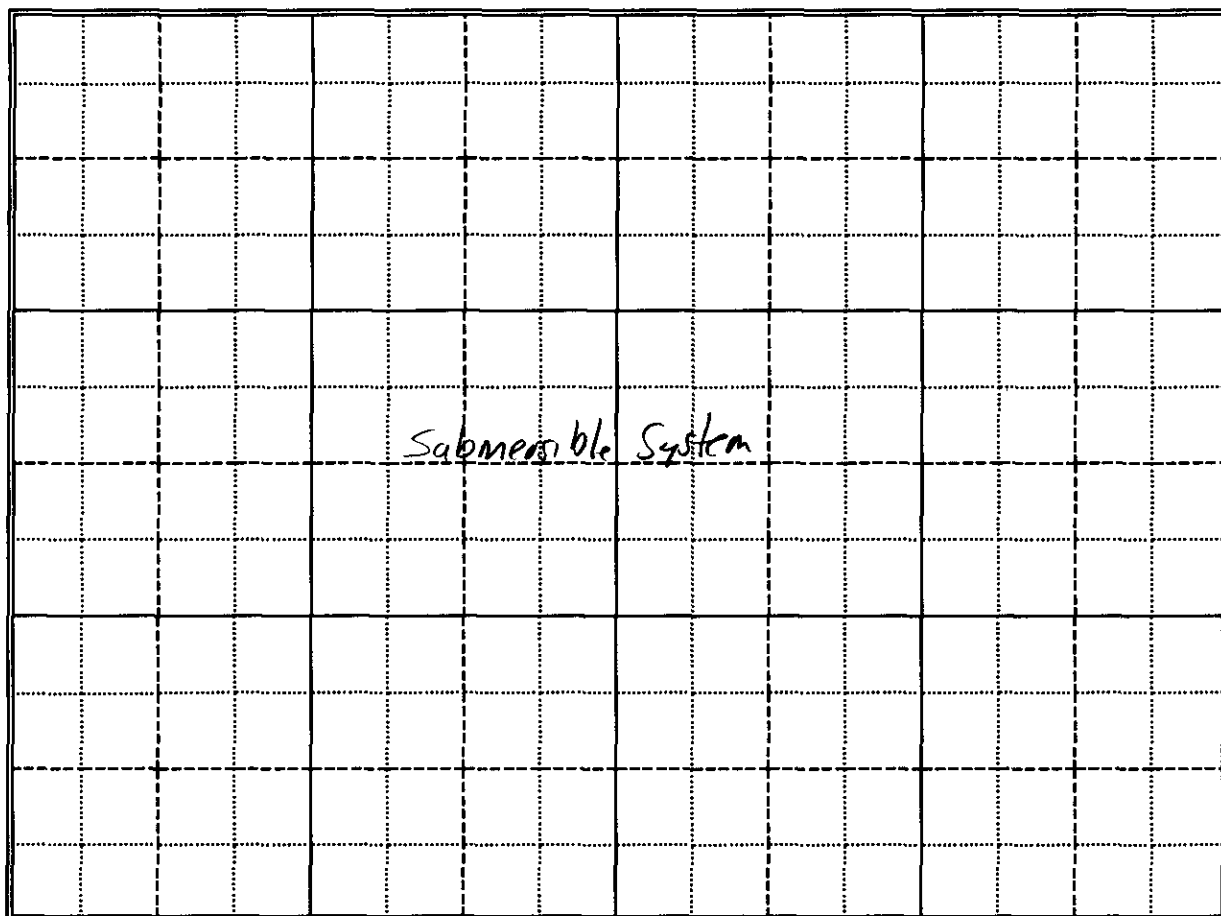
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1S	37E	22		D															
				1.5															1.5

APR 22 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____.

_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for irrigation of 10+ acres)

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		UNK			

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Submersible System

E. NARRATIVE/REMARKS/COMMENTS

well, pump manhole to single domestic home and irrigation system
well logs in area 75 ft

Have conditions of permit approval been met? ☒ yes ☐ no

MAR 22 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: *Theoretical assume 2hp, dynamic level = 75' pumping pressure @ 30 psi, eff = 70%*

$$Q = \frac{hp(8.814) \cdot eff}{Lft + (31 \times 2.308)} = \frac{2(8.814)(.7)}{75 + (30 \times 2.308)} = 0.085 cfs = 0.09 cfs$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.5(4) = 6$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.05 \times 1.9835 \times 214 = 21.2$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6$$

2. Volume Calculations for Other Uses:

$$V_{Dom} = 0.6 afa$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic (1 unit)</i>	<i>1/1</i>	<i>12/31</i>	<i>0.04</i>	<i>0.6</i>
<i>IRRIGATION</i>	<i>4/1</i>	<i>11/1</i>	<i>0.05</i>	<i>6.0</i>
Totals:			<i>0.09</i>	<i>6.6</i>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name KEITH C WILSON Date 10 Aug 1994

Reviewer [Signature] Date 12-1-94

* See attached adjustment memo. B

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POINT OF DIVERSION

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PLACE OF USE

NWNE

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1.3

SWNE
1.0

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7.8

6
1.6

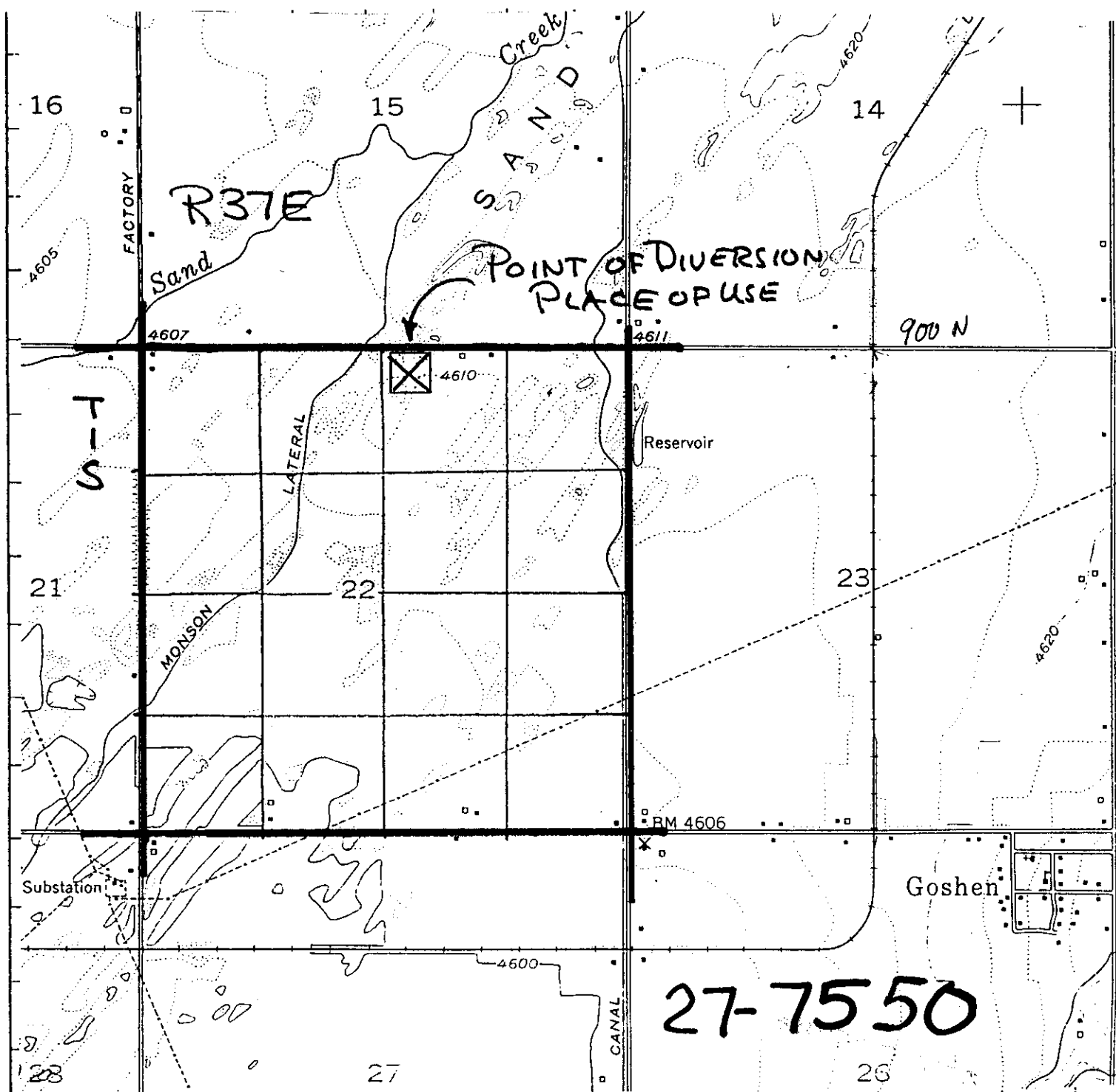
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27-7550

MAR 22 1995

May 9, 1994

KAIL SHEPPARD
BARBARA SHEPPARD
955 E 900 N
SHELLEY ID 83274

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 27-07550

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

RECEIVED

JUL 21 1994

April 1, 1994

Kail and Barbara Sheppard
955 E 900 N
Shelley, ID 83274

RE: Permit No. 27-07550

Dear Permit Holder:

Enclosed are the forms needed to file proof of beneficial use on water right permit no. 27-07550. The forms were originally sent by certified mail on February 28, 1994, to the name and address listed on the water right permit, but they were returned undelivered by the postal service.

Please read the original enclosed letter, complete the necessary forms and return them to this office on or before the proof due date of May 1, 1994.

If you have any questions or I can be of any assistance, please do not hesitate to call.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUL 21 1994

Boise, Idaho 83706-2237

Handwritten signature: *[Signature]*

Fwd

10 Feb

955 E 900N

for Study

83274

SECRET

21 1994

February 28, 1994

KAIL SHEPPARD
BARBARA SHEPPARD
374 N HWY 91
BLACKFOOT ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 27-07550

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 May 1, 1994.

(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.

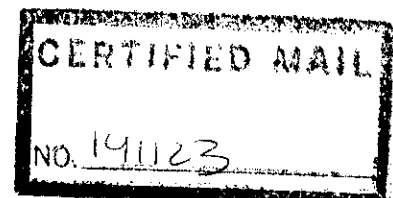
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUL 21 1994





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

April 9, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

PAUL FANKHAUSER
JAMES S. JOHNSTON
PO BOX 698
BLACKFOOT ID 83221

*Clerical
error*

Kate Sheppard

Barbara Sheppard

-2/28-94 GUY

374 N. HWY 91

Blackfoot ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 27-07550

Dear Permit Holder:

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.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosure

MICROFILMED

MAY 15 1992

JAN 29 1992

Department of Water Resources
Eastern District Office

County of Bingham)

ss

State of Idaho

I, Kaye Dayton) do

solemnly

swear that I am the Publisher 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 week
the first publication having been made on
the 16th day of January
1992; and the last publication having
been made on the 23rd day of
January 1992; that said notice
was published in the regular and entire
issue of every number of the paper's
aforesaid during the period and time of
publication, and that notice was pub-
lished in the newspaper and not in sup-
plement.

MAY 15 1992

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Boho 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:

27-07550

SHEPPARD, Kelli

374 N. Highway 91

Blackfoot, Idaho 83221

Source: GROUNDWATER

Diversion Pt. NWNE, Sec. 22, T. 01S,

R. 37E, in BINGHAM County

Use: IRRIGATION (.050 CFS).

DOMESTIC (.040 CFS)

Total Diversion: (.090 CFS).

Date Filed: 1/6/1992.

In: BINGHAM COUNTY - T01S, R37E,

22 NWNE.

1.5 ACRES TOTAL.

35-08968

BALDWIN, Van

602 W. 350 N.

Blackfoot, Idaho 83221

Source: GROUNDWATER

Diversion Pt. SWNE, Sec. 13, T. 02S,

R. 34E, in BINGHAM County.

Use: IRRIGATION (3,000 CFS).

(1369)
Pub.: 1/16, 23

R. KETH HIGGINSON

Director

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Eastern Region, 150 Shoup Avenue,
Suite 15, Idaho Falls, Idaho, 83402, on or
before FEBRUARY 3, 1992.

Kaye Dayton

On this 27th day of January, in
the year 1992, before me a Notary
Public of said State, personally appeared
Kaye Dayton
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.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

JANUARY 8, 1992

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 FEBRUARY 3, 1992.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED

MAY 15 1992

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED
MAY 13 1992

27-07550

SHEPPARD, KAIL
SHEPPARD, BARBARA
374 N HWY 91
BLACKFOOT, ID 83221

Source: GROUNDWATER

Diversion Pt: NWNE Sec 22 T 01S R 37E in BINGHAM County.

Use: IRRIGATION	(.050 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.090 CFS)

Date Filed: 1/ 6/1992

In: BINGHAM County
T01S R37E S22 NWNE

1.5 ACRES TOTAL



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

15-Jan-1992

KAIL OR BARBARA SHEPPARD
374 N HWY 91
BLACKFOOT ID 83221

RE: Application No. 27-07550

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 1-16 & 23-1992. 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
Water Rights Supervisor

HWJ/rb