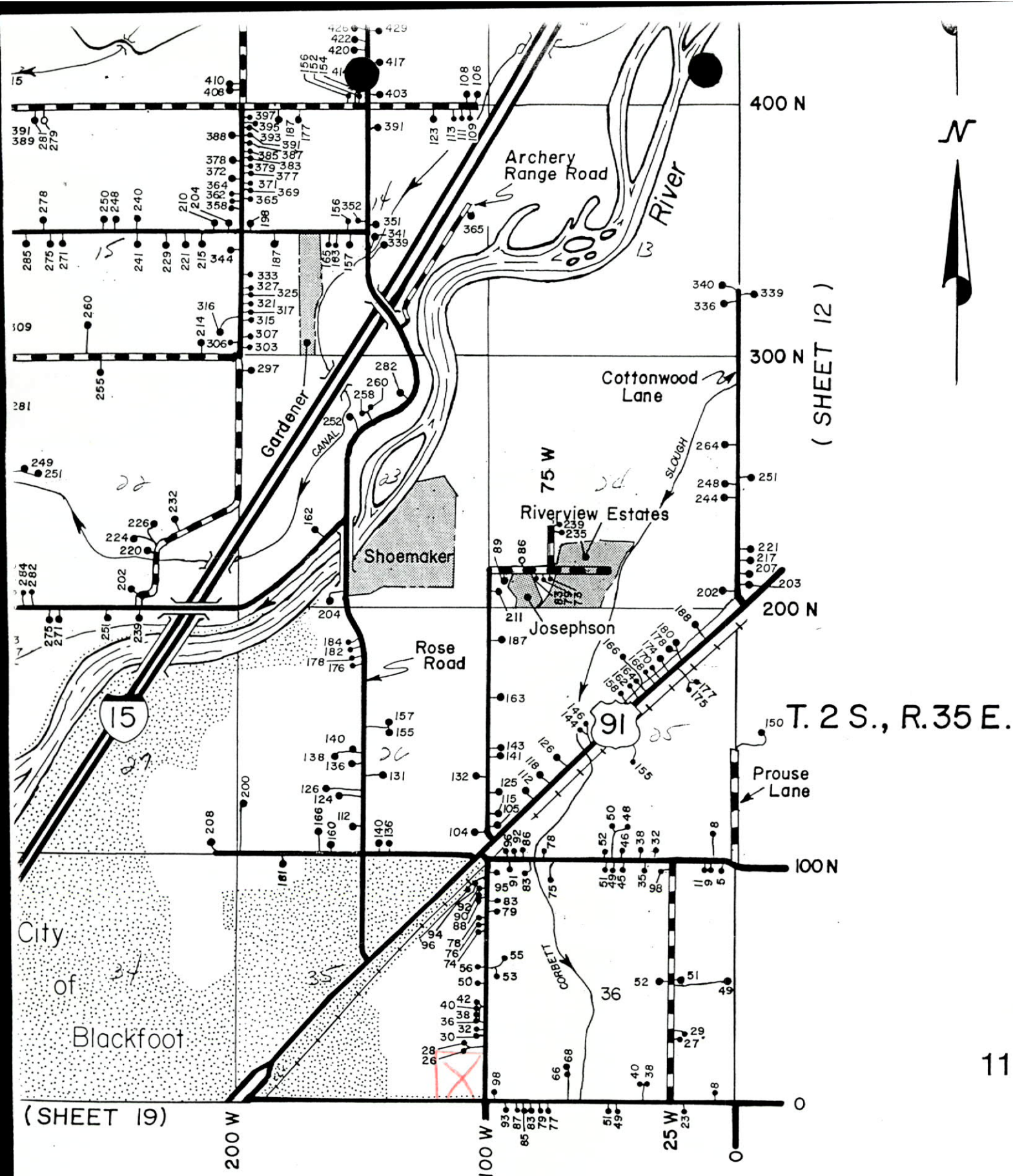


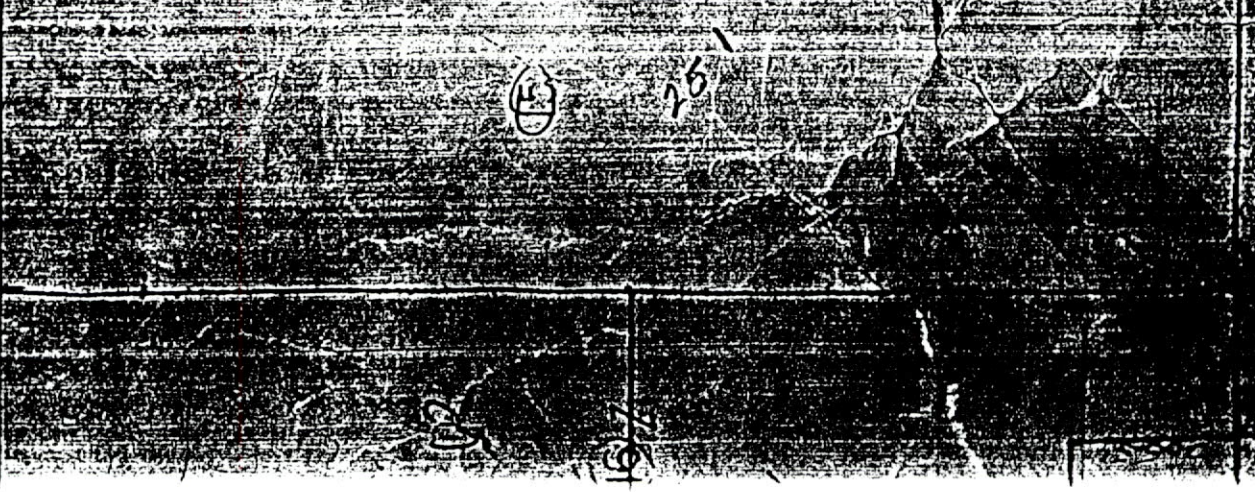
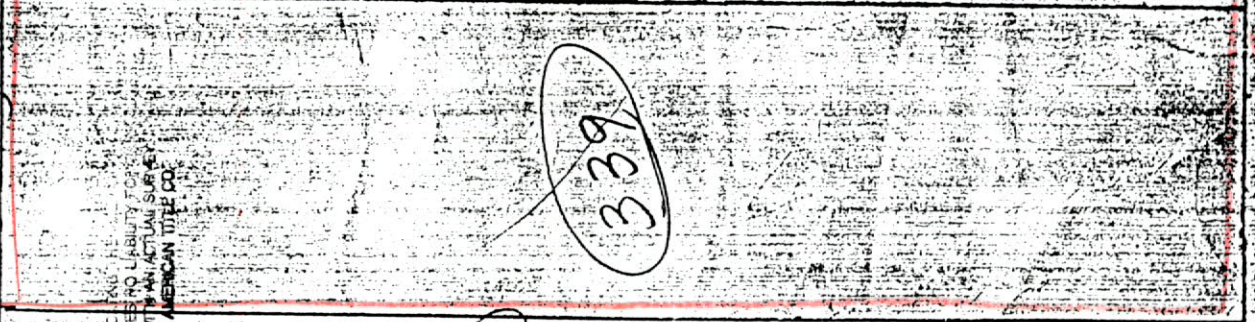
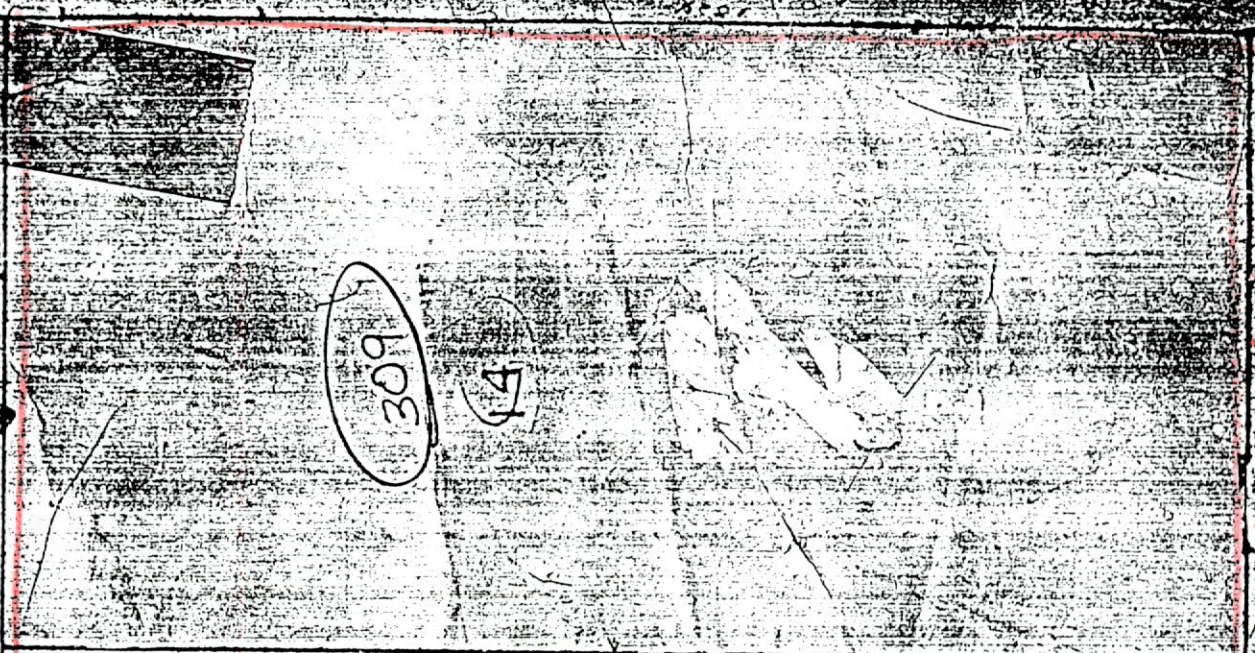


THIS SKETCH IS MADE SOLELY FOR THE PURPOSE OF
 ASSISTING IN LOCATING THE PREMISES AND THE
 COMPANY ASSUMES NO LIABILITY FOR VARIATIONS
 IF ANY, WITH AN ACTUAL SURVEY.
 FIRST AMERICAN TITLE CO.

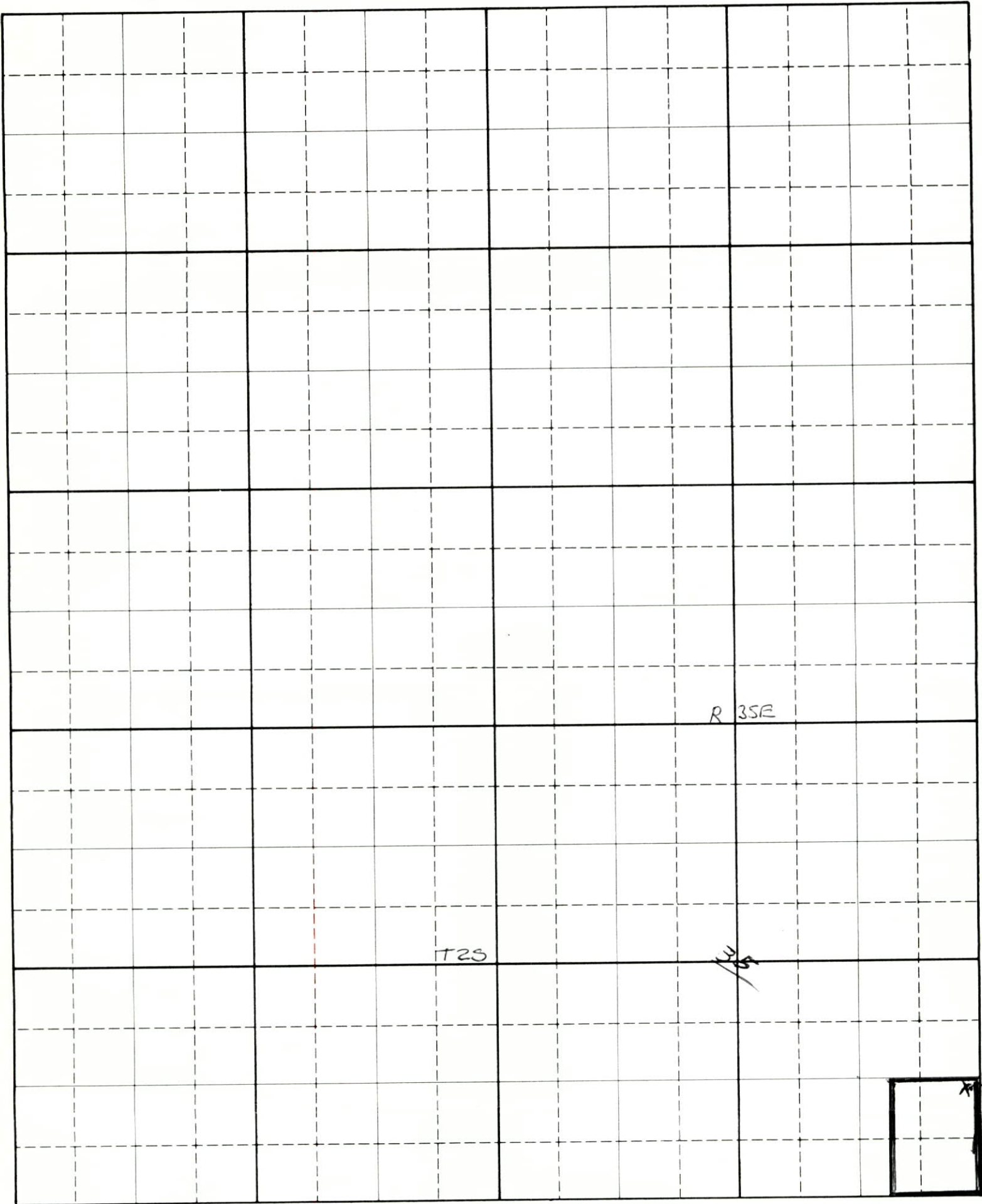
MICROFILMED
 AUG 06 1998



Handwritten notes and numbers on the left margin, including circled numbers 348, 349, and 346, and some illegible scribbles.



11. 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.

N. D. COLLAER, as Trustee for Collaer
Crop Builders, Inc. Pension Plan
[Signature]
(Applicant)

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RECEIVED

JUN 5 1985

Department of Water Resources
Eastern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

27-7361

COLLAER, N.D. (TRUSTEE)
COLLAER CROP BUILDERS, INC.
PENSION PLAN

P.O. Box 986
Blackfoot, Idaho 83221

Source: GROUNDWATER
Date Filed: 06/08/1983

Diversion Pt.: SESE, Sec. 35, T. 02S, R. 35E.
Use: IRRIGATION (0.56 CFS).

In: SESE, Sec. 35, T. 02S, R. 35E, for 28
ACRES.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before JUNE 10, 1985.

KEN DUNN, Director

(8602)
Pub.: 5-23, 30

28

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Catherine C. Brown do
solemnly

swear that I am the Office Manager of The Morning News which is a daily newspaper 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 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper 2 consecutive weeks

the first publication having been made on the
23rd day of May, 19 85,

and the last publication having been made on the
30th day of May, 19 85;
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 published in the newspaper and not in a supplement.

Catherine C. Brown

Subscribed and sworn to before me this 3rd

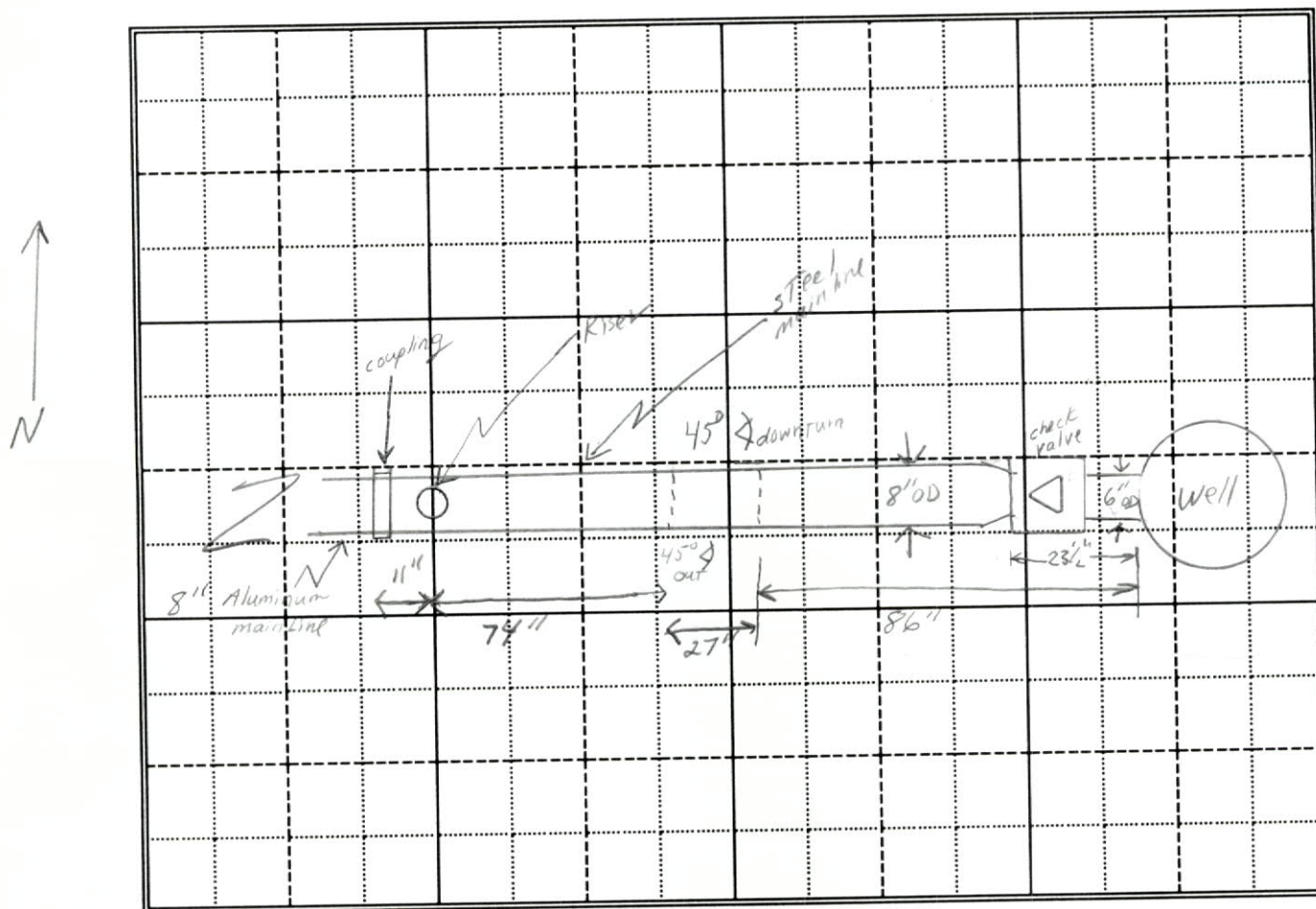
day of June, 19 85.

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1984 1988

MICROFILMED

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
	G.E.	35	PE6790193	Western Land and Roller Co.	6 inch

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

D. FLOW MEASUREMENTS

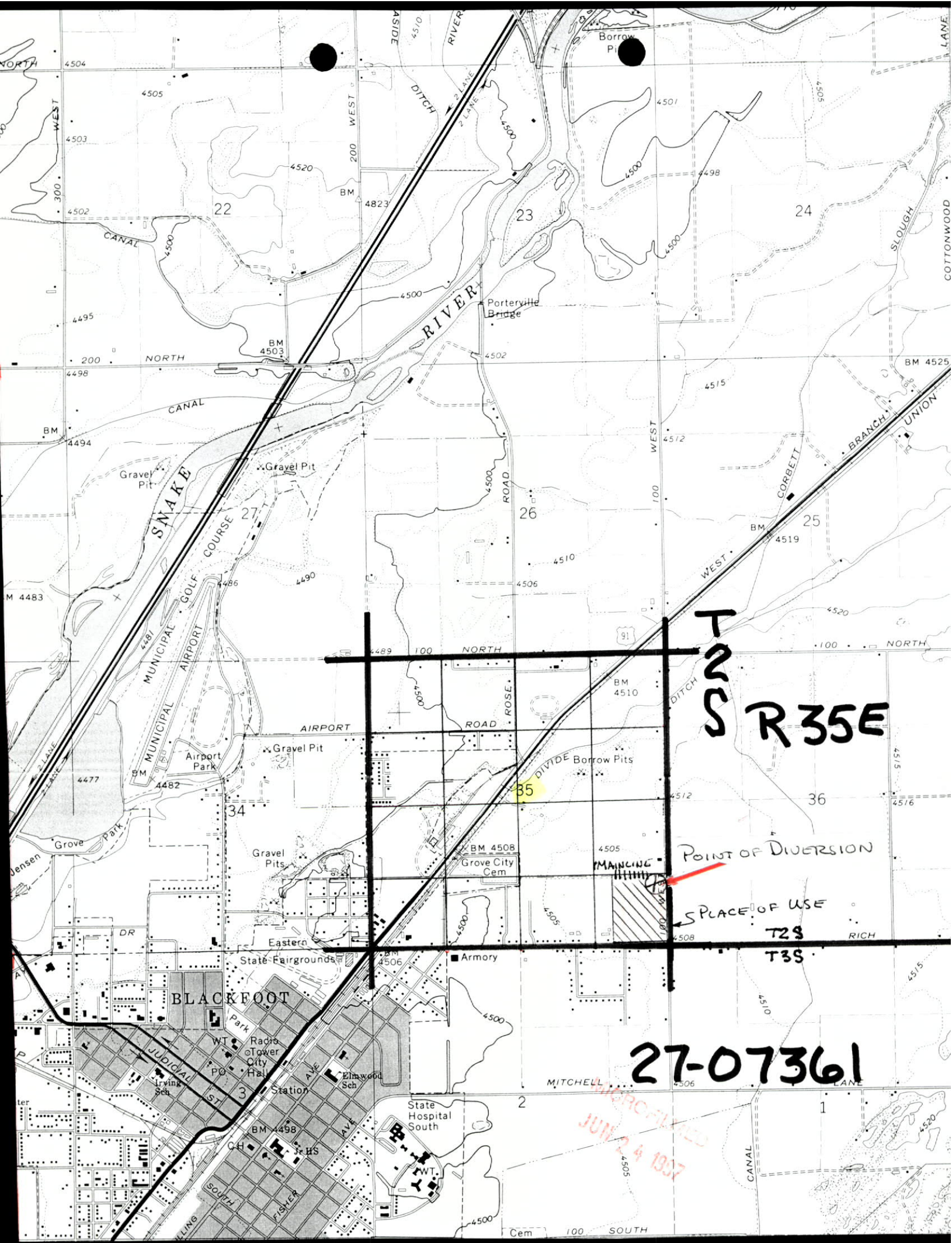
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Polysonic on Aluminum						

2. Measurements:

MICROFILMED

JUN 24 1957



R35E

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R35E

MAINLINE

POINT OF DIVERSION

(28)

PLACE OF USE

RICH LN 80

35 36 T2S
2 1 T3S

2
44.7

27-07361

HEL T1733
2 958

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3 HEL
1.7

JUN 24 1967

Fullmer Ln 100

HEL
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RECEIVED

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

JUL 14 1997

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 27-07361
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant N D COLLAER C/O JIM EXETER
P.O. Box 986 BLACKFOOT, ID. 83221
4. New Owner/Claimant(s) ARAVE CONSTRUCTION COMPANY, INC.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1395 NW MAIN
City, State and ZIP Code BLACKFOOT, IDAHO 83221
New Telephone Number (208) 785-3494
5. Date you acquired the property SEPT. 6, 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 30 Number and type of stock 0
Diversion rate in CFS .56 Number of homes 0 Other uses 0
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Tom Arave Thomas J. Arave
THOMAS J. ARAVE, V. PRES. ARAVE CONSTRUCTION COMPANY, INC.
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

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AUG 06 1998

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

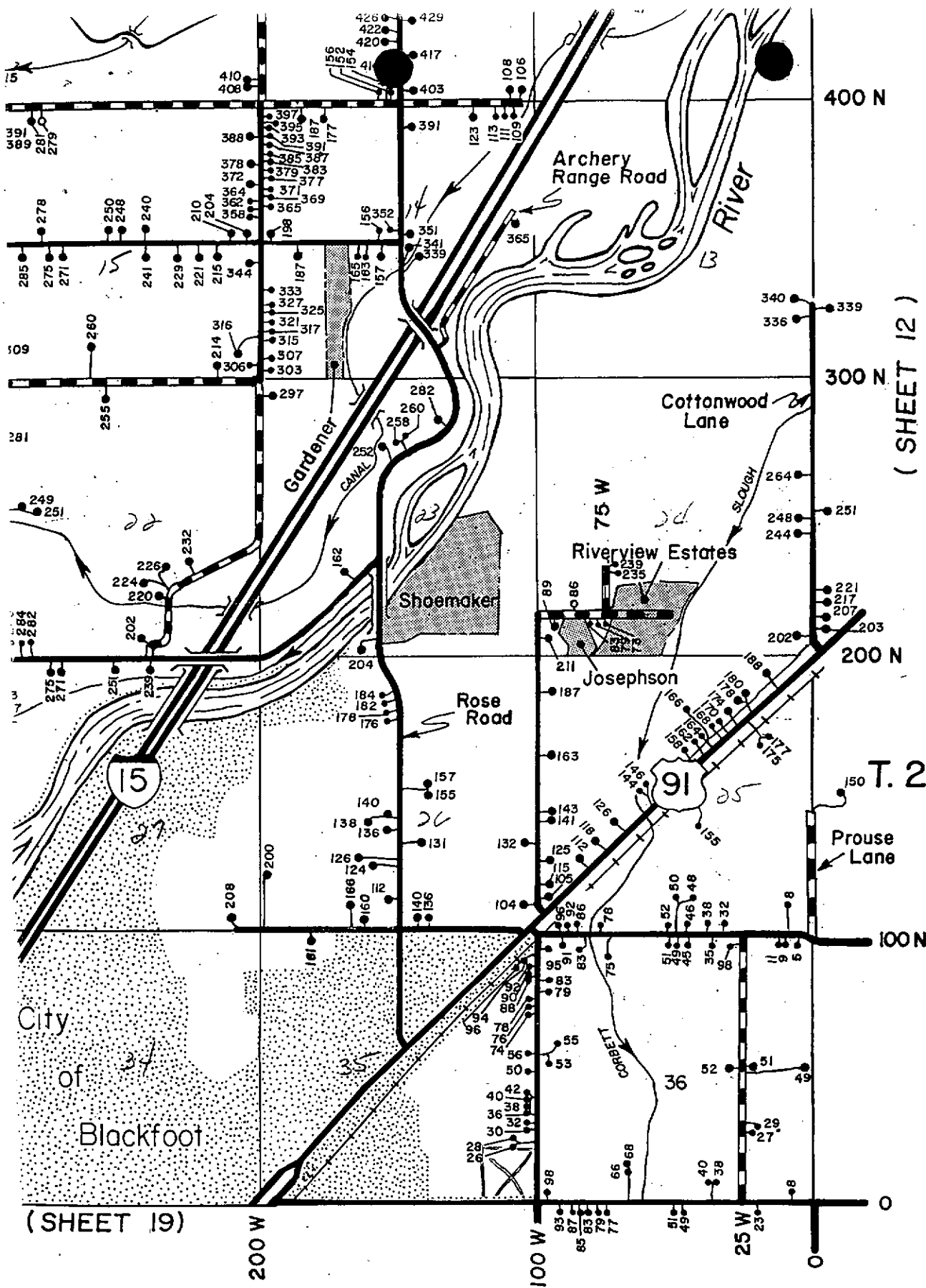
IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

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AUG 06 1998



(SHEET 12)

T. 2 S., R. 35 E.

THIS SKETCH IS MADE SOLELY FOR THE PURPOSE OF
 ASSISTING IN LOCATING THE PREMISES AND THE
 COMPANY ASSUMES NO LIABILITY FOR VARIATIONS
 IF ANY, WITH AN ACTUAL SURVEY.
 FIRST AMERICAN TITLE CO.

MICROFILMED
 AUG 06 1998

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AUG 05 1951

COMPANY ASSUMES NO LIABILITY FOR
IF MIXED WITH AN ACTUAL SURVEY
FIRST AMERICAN TITLE CO.

26

MINUTES
OF
ANNUAL MEETING OF THE BOARD OF DIRECTORS
OF
ARAVE CONSTRUCTION COMPANY, INC.

The annual Meeting of the Board of Directors was held at the office of Arave Construction Company, Inc., 1395 NW Main, Blackfoot, Idaho, at 3:00 p.m. on the 16th day of June, 1996.

The following directors were present: Dale L. Arave, Carol Colleen Arave, Gordon D. Arave, Thomas J. Arave, Brent W. Arave, and Kim A. Wolfley.

BE IT HEREBY RESOLVED that Thomas J. Arave and Brent W. Arave are hereby authorized to sign in behalf of said Corporation on any closing documents, Warranty Deeds, and Corporation Deeds related to the closing of land or home sales.

THIS AUTHORIZATION SHALL remain in full force and effect until revoked and a copy of the revocation recorded on the Records of Bingham County, Idaho.

FURTHER RESOLVED that 600 shares of stock will be transferred from Dale L. Arave to Gordon D. Arave, Thomas J. Arave, Kim A. Wolfley, and Brent W. Arave, each.

Corporate Stock is now held as follows:

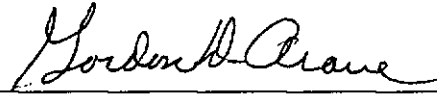
Dale L. Arave	4,599	shares
Gordon D. Arave	5,900	shares
Thomas J. Arave	4,900	shares
Brent W. Arave	2,905	shares
Kim A. Wolfley	1,700	shares

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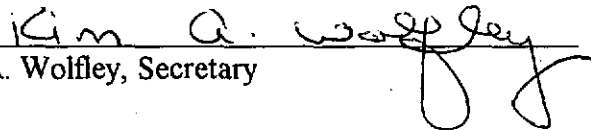
AUG 06 1998

There being no further business before the meeting, on motion duly made, seconded, and carried, the meeting was adjourned.

Dated this 14th day of January 1997.



Gordon D. Arave, President



Kim A. Wolfley, Secretary

MICROFILMED

AUG 06 1998

36133
an

QUITCLAIM DEED

COPY

For Value Received KEY TRUST COMPANY OF THE WEST successor Trustee of KEY BANK OF IDAHO, successor in interest by merger with Valley Bank, as Trustee for the COLLAER CROP BUILDINGS, INC., PENSION PLAN, as to a portion of said land and KEY TRUST COMPANY OF THE WEST, successor Trustee of KEY BANK OF IDAHO, formerly known as IDAHO BANK AND TRUST COMPANY, as Trustee for The MAUREEN COLLAER ROLLOVER RETIREMENT PLAN, as to a portion of the land.

447621

do hereby convey, release, remise and forever quit claim unto

ARAVE CONSTRUCTION COMPANY, INC.

whose address is: 1395 NW MAIN, BLACKFOOT, ID, 83221

the following described premises situated in Bingham County, Idaho, to-wit:

The ~~EXW~~~~SE~~~~SE~~ and the ~~EXW~~~~SE~~~~SE~~ of Section 35, Township 2 South,, Range 35 E.B.M., Bingham County, Idaho, more particularly described as follows: Beginning at the SE corner of said Section 35; and running thence N. 88°40'02" W. 992.45 feet along the Section line; thence N. 01°11'56" E. 1,321.85 feet to the N. line of the ~~SE~~~~SE~~; thence S. 88°46'11" E. 994.52 feet along said N. line to the E. line of said Section 35; thence S. 01°17'20" W. 1,323.63 feet along said E. line to the point of beginning.

together with their appurtenances.

Dated: September 10, 1996

Key Trust Company of The West, successor Trustee of Key Bank of Idaho formerly known as Idaho Bank and Trust Co., as Trustee for the Maureen Collaer Rollover Retirement Plan

[Signature]
by:

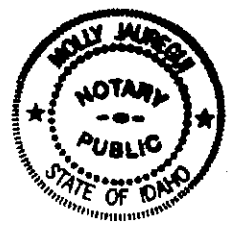
Key Trust Company of The West, successor Trustee of Key Bank of Idaho, successor in interest by merger with Valley Bank, as Trustee for the COLLAER CROP BUILDINGS, INC., PENSION PLAN, as to a portion of said land.

[Signature]
by:

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3.00
SEP 28
96 SEP 19 PM 4:17
RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE

STATE OF IDAHO)
COUNTY OF Ada) : ss.

On this 10 day of SEPTEMBER in the year 1996, before me, the undersigned, personally appeared Maureen O. Houston, known or identified to me to be the person whose name is subscribed to the within instrument as Senior Vice President for KEY TRUST COMPANY OF THE WEST, successor Trustee of KEY BANK OF IDAHO, successor in interest by merger with Valley Bank, as Trustee for the COLLAER CROP BUILDING, INC., PENSION PLAN, as to a portions of said land, and acknowledged to me that he executed the same as such.



[Signature]
Notary Public for Idaho
Residing at: Bosier, ID
Commission Expired: 2/23/2002

MICROFILMED
AUG 06 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07361

Priority: June 8, 1983

Maximum Diversion Rate: 0.56 CFS
Maximum Diversion Volume: 98.0 AF

This is to certify, that N D COLLAER
C/O JIM EXETER
PO BOX 986
BLACKFOOT ID 83221

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 8, 1983; and has submitted Proof of Beneficial Use on March 3, 1989. An examination indicates that the works have a diversion capacity of 0.840 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>
IRRIGATION	04/15 to 10/15	0.56 CFS	98.0 AF

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 35, Township 02S, Range 35E
BINGHAM County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>					
02S 35E 35	SESE	28			28

Total number of acres irrigated: 28

CONDITIONS OF APPROVAL AND 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 that 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. 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.

MICROFILMED
JUN 24 1987

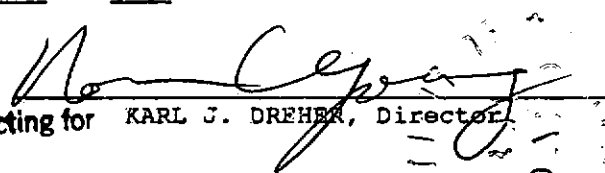
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

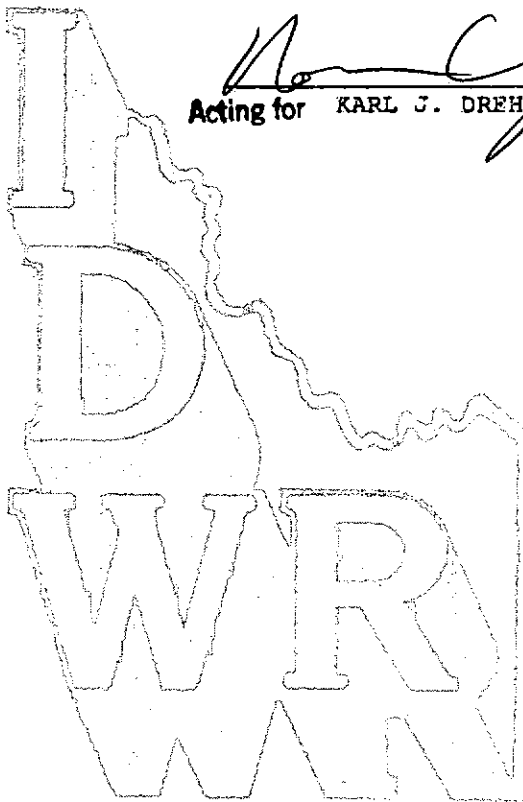
WATER RIGHT NO. 27-07361

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

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 JUNE, 1977.


Acting for KARL J. DREHER, Director.



MICROFILMED
JUN 24 1987

Form 217
03/86

RECEIVED

MAR 03 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received \$100.00
Date 3/16/89
Receipt # 0005669
Receipt by CP
Reviewed by
Sent to region

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 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.

Permit No. 27 7361

Name(s) of Permit Holder: MAUREEN COLLIER

Post Office Address: 20 N. 460 W.

BLACKFOOT, ID. 83221

Telephone No. 785-2448

Source of Water: GROUND WATER

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation ☒ 30. (acres)

Other/Remark _____

Total rate and/or volume for which proof is submitted .56 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: APRIL 1, 1985

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

Fee enclosed \$ _____
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☒ No

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

GERALD HONAS (LESSEE)
(Name)

785-6861 755-3361
(Telephone Number)

275 E 350 N. BLACKFOOT, ID. 83221
(Address)

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.

RECEIVED

MAY 17 1989

FEB 6 1989

Date

Maureen Collier

Signature of Permit Holder (and title, if appropriate)

Permit No. 27 7361

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 27-07361

Proposed Priority: June 8, 1983

Amount: 0.56 CFS

This is to certify, that **N. D. COLLAER**
C/O JIM EXETER
P.O. BOX 986
BLACKFOOT, ID 83221

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

04/01 to 10/30

0.56 CFS

LOCATION OF POINT(S) OF DIVERSION:

SESE Sec. 35, Township 02S, Range 35E
BINGHAM County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

02S 35E 35

SESE 30

30

Total number of acres irrigated:

30

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1990**.
2. Subject to all prior water rights.
3. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
4. The Director retains jurisdiction of the permit 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.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.56 cfs.

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

15th day of May, 1989.

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MAY 17 1989

[Signature]
for R. Keith Higginson, Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF INTERIM	)	
APPROVAL FOR APPLICATION FOR	)	
PERMIT TO APPROPRIATE WATER	)	ORDER CANCELLING
NO. 27-7361 IN THE NAME OF	)	INTERIM APPROVAL
N. D. COLLAER	)	

This matter having come before the Department for renewal of an interim approval, the Department Finds, Concludes, and Orders as follows:

FINDINGS OF FACT

1. The applicant, N.D. Collaer, filed an application to appropriate water with the Department of Water Resources (Department) on June 8, 1983, and the application was numbered by the Department as No. 27-7361. The application sought the diversion of water for irrigation of lands located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T2S, R35E, B.M.

2. In 1984, the Department (Department) began issuing temporary approvals for water rights filings placed on hold because of the Swan Falls litigation. The temporary approvals (hereafter referred to as interim approvals) granted temporary permission to divert water upon compliance with certain conditions of approval.

3. The applicant requested that the Department grant interim approval for Application No. 27-7361, and on June 19, 1985, the Department issued an interim approval.

4. The conditions of the interim approval required that storage water be rented from the Upper Snake River Water Supply

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MAY 17 1989

Bank prior to diversion of water.

5. The applicant leased storage water during the 1985 and 1986 irrigation seasons.

6. The boundaries of the trust water impact area contained in the Water Appropriation Rules and Regulations, adopted in October, 1986, defined a geographical area within which rental of storage water would not be required.

7. The Director determined that all interim approvals must be renewed for the 1987 irrigation season.

8. On February 13, 1987, the Department informed the applicant that he must renew the interim approval for the 1987 irrigation season by notifying the Department in writing of the applicant's intent to divert water.

9. On April 1, 1987, the Department notified the applicant that if a request for interim approval was not received by the Department the interim approval would be cancelled.

10. The applicant failed or refused to notify the Department of intent to divert water and his desire to renew the interim approval.

CONCLUSIONS OF LAW

1. Idaho Code § 42-203A states that the Director may impose conditions when approving an application to appropriate water.

2. As a condition of the applicant's interim approval, the Director stated that the Director could require procedural and substantive compliance with any subsequently adopted rules and regulations concerning exchange or augmentation of water supplies.

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MAY 17 1989

3. As a result of the change in the rules and regulations defining the trust water impact area, the Director determined that all interim approvals must be renewed.

4. The applicant failed or refused to respond to the the request from the Department for notification of intent to divert water.

5. Interim approval under this right should be cancelled.

ORDER

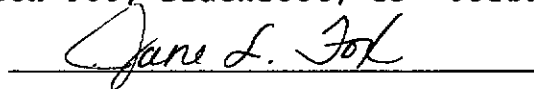
IT IS HEREBY ORDERED that interim approval No. 27-7361 is cancelled, and the stage of the water right filing be restored to an application to appropriate water.

Dated this 18th day of May, 1987.



A. KENNETH DUNN, Director
Department of Water Resources

I hereby certify that on the 26th day of May, 1987, I mailed a true and correct copy of the Order Cancelling Interim Approval by U.S. Mail, postage prepaid, to N.D. Collaer, Collaer Crop Builders, c/o Jim Exeter, P.O. Box 986, Blackfoot, ID 83221.



JANE L. FOX, Receptionist

MICROFILMED

MAY 17 1988

27 7361

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

CONDITIONAL
APPROVAL

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

1. Name of applicant N. D. COLLAER, Trustee for Collaer Crop Builders, Inc. Pension Plan
 post office address c/o Jim Exeter, P. O. Box 986, Blackfoot, Idaho 83221
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 2 South
 Range 35 E. B.M. Bingham County; additional points of diversion if any: N/A
- b. If water is not consumed, it will be discharged into N/A at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 56 ~~60~~ cfs for irrigation purpose from April 1 to October 30 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 56 ~~60~~ cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. well and pump mainline and laterals
- b. Height of storage dam N/A feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 10 inches; proposed depth of well is 115 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
 b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
 Range _____ B.M. _____
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
 (5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2 S	35 E	35																28 -30	28 30 acres

Total number of acres to be irrigated -30- 28

c. Describe any other water rights used for the same purposes as described above. None

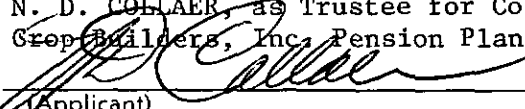
9. a. Who owns the property at the point of diversion same as applicant
- b. Who owns the land to be irrigated or place of use same as applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing N/A

10. Remarks Township 2 South, Range 35 E.B.M., Bingham County, Idaho
 Section 35: E 1/2 W 1/2 SE 1/4 SE 1/4; E 1/2 SE 1/4 SE 1/4

11. 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.

N. D. COLLAER, as Trustee for Collaer
Crop Builders, Inc. Pension Plan

(Applicant)

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Proposed Priority 5/8/83

MICROFILMED

Received by CW Date 5-24-83 Time 3:15 p.
Preliminary check by CW Date 5-12-83 Fee \$ 30.00 15.00 - rec'd 6/8/83
Receipted by BP Date 6/16/83 # 30839 : # 30838
Publication prepared by ct Date 5-15-85
Published in Morning News
Publication dates 5-23 & 5-30-85
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for INTERIM approval denial by EMC kw

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 27-7361, and said application is hereby conditionally approved.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use is not required unless permit is reprocessed and approved in compliance with 42-203C, Idaho Code.
- c. Other: SEE ATTACHED SHEET FOR CONDITIONS d thru k.

Witness my hand this 19th day of June, 19 85.

J. Glen Saxton
Chief, Operations Bureau

CONDITIONS OF APPROVAL

The following conditions are hereby made a part of the action of the Director of the Idaho Department of Water Resources (IDWR) on Application for Permit No. 27-7361.

- d. Issuance of this permit is on an interim basis until processing can be accomplished under Section 42-203, as amended, Idaho Code, and is contingent upon the permit holder assigning storage water to replace water taken from other water rights as determined by the Director of IDWR.
- e. Each irrigation season before water is diverted under this permit, evidence shall be provided to the Department that storage water has been rented through the Upper Snake River Water Supply Bank and assigned to the Director of IDWR for release to replace water taken from other water rights.
- f. The volume of stored water required to be rented from the Upper Snake River Water Supply Bank shall be equal to the volume of water consumptively used, as determined by the Director. For the 1985 irrigation season and each following year that this permit is to be used or until modified by Order of the Director of IDWR, the volume of stored water required is 56 acre-feet (28 acres x 2.0 acre-feet per acre = 56 acre-feet per year).
- g. Water shall not be diverted at any time that storage water is not available and on assignment to the Director of IDWR for purposes of replacing reductions of flow to other water right holders.
- h. The Director of IDWR retains jurisdiction of this permit to enforce the provisions of this permit, to revise the volume of stored water required, to cancel this permit for failure to comply with the conditions of approval, and to require procedural and substantive compliance with any subsequently adopted rules and regulations concerning exchange or augmentation of water supplies.
- i. By accepting and commencing diversion of water under this permit, the permit holder acknowledges and agrees that: (1) the Director of IDWR may suspend the right to divert water during any period that evidence of the required storage water supply needed for release is not on file with IDWR, and (2) the Director of IDWR is authorized to obtain a court order to disconnect the power supply from the pump motor used to divert water under this permit or by other reasonable means insure that water is not diverted at any and all times, that the right to divert water under this permit is suspended.
- j. This permit will be reprocessed under the provisions of Section 42-203D, Idaho Code, at the request of the permit holder or as determined necessary by the Director for compliance with Section 42-203D, Idaho Code, and Section 7D of the Swan Falls Agreement.
- k. A measuring device or an access port of a design approved by IDWR shall be installed prior to diverting water under this permit to allow the rate of diversion to be determined.

Witness my hand this 19th day of June, 1985.

J. Glen Saxton
Chief, Operations Bureau

RECORDED

WATER BANK LEASE AGREEMENT FOR 1985
EXCHANGE AGREEMENT

The Committee of Nine, hereafter lessor, being authorized pursuant to Idaho Code §42-1765 to operate the Upper Snake River Water Supply Bank does agree to lease to N.D. Collaer of Blackfoot, hereafter lessee, 56 A.F. of water for the irrigation year starting April 1, 1985. This agreement is subject to the adopted Rules and Regulations of the Water Supply Bank and applicable conditions on the requisite water right permit granted by the Idaho Department of Water Resources.

Upon execution of this agreement and receipt of \$ 140.00, the Snake River Watermaster will assign to the Director of the Department of Water Resources 56 A.F. of storage to be released at his discretion in exchange for water pumped from groundwater at a well(s) located within:

SE 1/4 SE 1/4, Sec. 35, T. 2S, R. 35E;

Other: _____

For the irrigation of 28 acres of land within:

SE 1/4 SE 1/4, Sec. 35, T. 2S, R. 35E, B.M.

The lessee understands and agrees that this lease in no way obligates the lessor to future leases or in any other manner not specified above.

M. Collaer

(Name)

P.O. Box 986, Blackfoot, ID 83221

(Address)

* * PAID * *
JUL 14 1985

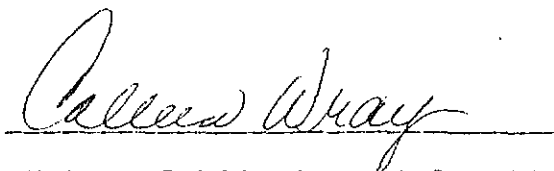
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State of Idaho)

County of Bonneville)

On this 14th day of May, 1985, before me the undersigned Notary Public in and for said county and state, personally appeared N.D. Collaer, known to me to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same.

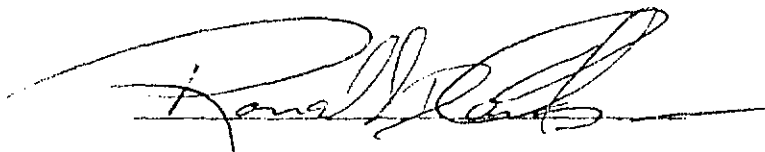
In WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first written.



Notary Public in and for Idaho

Residing at : Idaho Falls

I have accepted the request of N.D. Collaer to purchase water from the Water Supply Bank this 14 day of May, 1985.



Watermaster, Water District No. 1

Agent for the Committee of Nine

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RECEIVED

JUN 5 1985

Department of Water Resources
Boise, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

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

27-7361

COLLAER, N.D. (TRUSTEE)
COLLAER CROP BUILDERS, INC.
PENSION PLAN

P.O. Box 986

Blackfoot, Idaho 83221

Source: GROUNDWATER

Date Filed: 06/08/1983

Diversion Pt.: SESE, Sec. 35, T. 02S, R. 35E.

Use: IRRIGATION (0.56 CFS).

In: SESE, Sec. 35, T. 02S, R. 35E, for 28 ACRES.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before JUNE 10, 1985.

KEN DUNN, Director

(8602)

Pub.: 5-23, 30

28

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, Catharine C. Brown do solemnly

swear that I am the Office Manager of The Morning News which is a daily newspaper 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 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Thursday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue or said newspaper 2 consecutive weeks

the first publication having been made on the 23rd day of May, 19 85.

and the last publication having been made on the 30th day of May, 19 85; 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 published in the newspaper and not in a supplement.

Catharine C. Brown

Subscribed and sworn to before me this 3rd

day of June, 19 85.

Patricia A. Johnson

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct. 20, 1988

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 31, 1998

ARAVE CONSTRUCTION CO INC
C/O THOMAS J ARAVE
1395 N W MAIN
BLACKFOOT ID 83221

RE: WATER RIGHT 27-07361

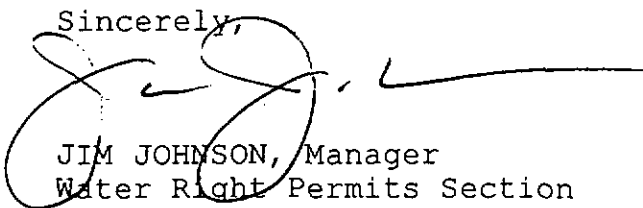
Dear Mr. Arave:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

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AUG 06 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

June 23, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

N D COLLAER
C/O JIM EXETER
PO BOX 986
BLACKFOOT ID 83221

RE: WATER RIGHT NO. 27-07361

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

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JUN 24 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

JUN 24 1987

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.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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JUN 24 1997

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 27-07361

N D COLLAER
C/O JIM EXETER
PO BOX 986
BLACKFOOT ID 83221


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 24 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 27-07361

DATE 6/9/97

REVIEWER: SHARLA

NAME Change — OK ✓

Address Change NO - examiner used name/address from blu form - no assignment made

SOURCE — ✓

Is change clarification of originally intended source? —

POINT OF DIV — ✓

If not, prepare Notice of Intent to Void —

PLACE OF USE — ✓

Amendment required NO

Amendment required NO

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate .56 cfs

Fee limit 1.0 cfs \$100⁰⁰

Measured .84 cfs

Theoretical .95 cfs @ 55 psi and 100' lift

Recommended Total Div Rate .56 cfs

ANNUAL VOLUME/
NATURE OF USES —

✓ Use

Int. Volume Calculation

88 x 3.5 = af

— af

— af

— af

SUBTOTAL 98.0 af

Flow rate .56 cfs X 183 days X 1.98 af = 202.9 af

Total volume recommended 98.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

—
—
—

CONDITIONS — Watermaster Control WD# —

130 GW Measurement/Measuring Device
Overlap

— Use-specific conditions 048, 049

Advancement of Priority Date Required — yes — no

SRBA Claim Filed NA
Adjustment Memo —

1st Amend Letter NA
2nd Amend Letter —

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAY 23 1997

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 27-7361

1. Owner: Maureen Collaer Phone No. 785-3448

Current Address: 20 N. 460 W. Blackfoot, ID 83221

2. Accompanied by: NONE EXAM DATE: 5-24-96

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: —

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
			SE	SE	35	02S	35E	Bingham	on site / aerial / USGS map.

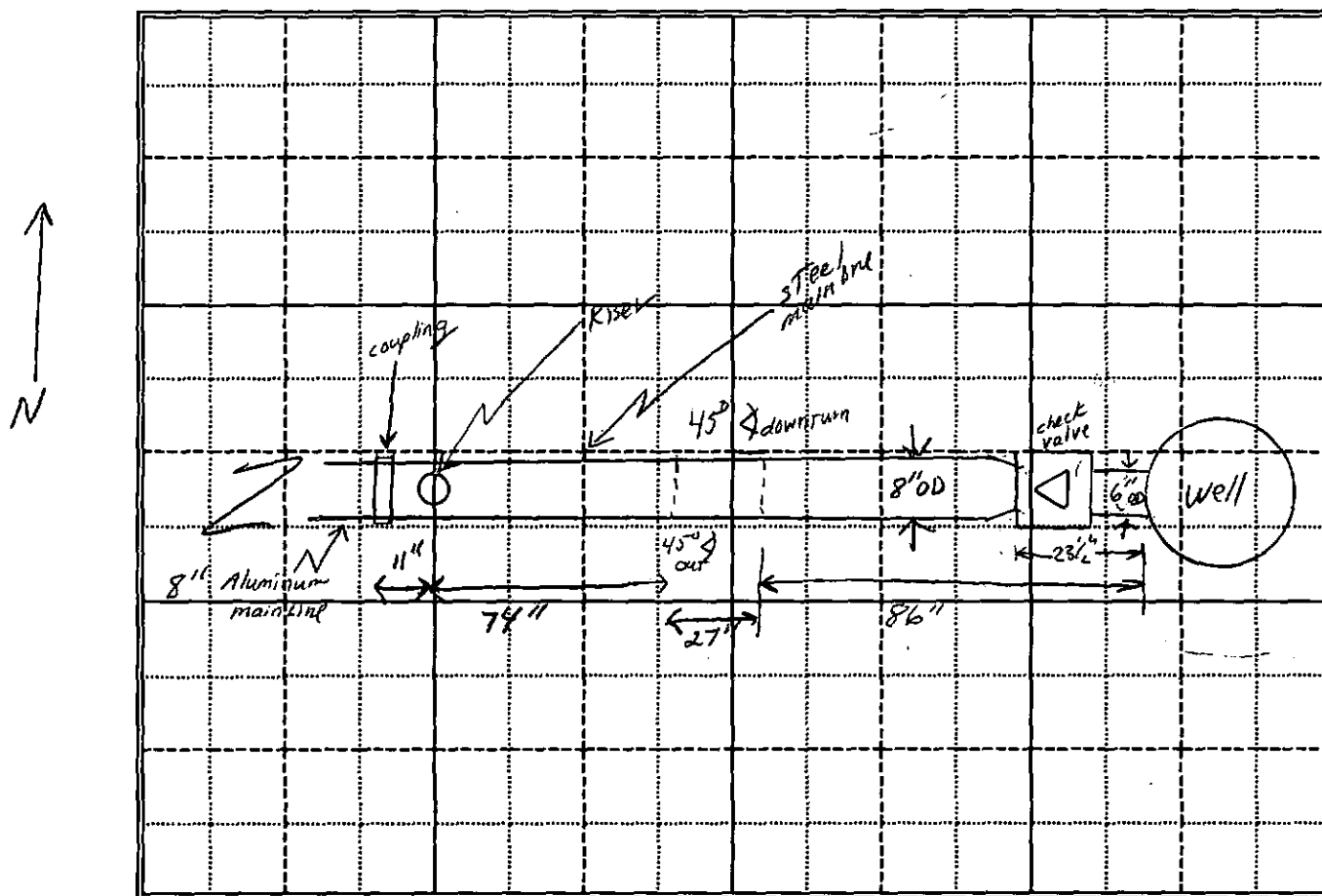
2. Place(s) of Use:

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	
02S	35E	35																28	28

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JUN 24 1997

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
	G.E.	35	PE6790193	Western Land and Roller Co.	6 inch.

*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
Plysonic on Aluminum						

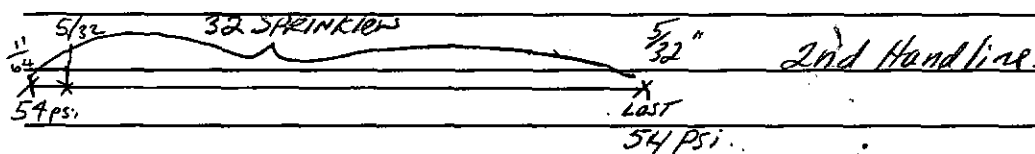
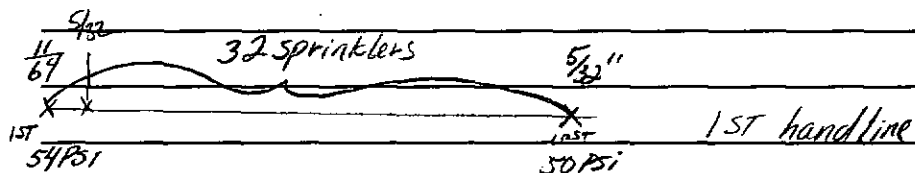
2. Measurements:

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E. NARRATIVE/REMARKS/COMMENTS

Well pump mainline to two quarter mile handlines (32 sprinklers/Line)
From pump to coupling steel mainline; from coupling to handlines aluminum mainline.



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

RECORDED

JUN 24 1997

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$Q = 371.84 \text{ gpm} = 0.83 \text{ cfs}$$

$$Q_{\text{LIMITED}} B_7 = 0.56 \text{ fs (Permit } \leq 0.02 \text{ cfs/ac)}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{\text{I.R.}} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (28 \text{ ac}) 3.5 \text{ cfs} = 98.0 \text{ afe}$$

$$V_{\text{D.R.}} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.56 \text{ cfs})(183)(1.9835) = 203.3$$

$$V = \text{Smaller of } V_{\text{I.R.}} \text{ and } V_{\text{D.R.}} = 98.0$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	4/15	10/15	0.56 cfs	98 afa
Totals:			0.56 cfs	98 afa

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. AUTHENTICATIONField Examiner's Name KEITH C. WILSON Date STEVEN A. GARRISON 5-24-96

Reviewer _____ Date _____

SEAL

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JUN 24 1997

FLOW 371.883 GPM
2.454 F/S

SETUP NO. 1

PIPE O.D. 8.000 IN

PIPE WALL THICKNESS 0.066 IN

PIPE I.D. 7.868 IN

PIPE MATERIAL ALUMINUM

PIPE SOUND VELOCITY 10170.604 F/S

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/S

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 Cst

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING U

TRANSDUCER SPACING 5.938 IN

12:25:55 05-24-96

SCALE FACTOR = 0.990
OFFSET (GPM) = 0.000
nsec OFFSET = 9.87
usec OFFSET = -0.09
XMT_DET_DLY = 16.37
AERATION FAC. = 1.00
XDCER: STANDARD/V

WIN_DLY = 296.19 UP 296.19 DOWN
SEDR = 2.04 2.06
BIAS = 1.29 1.37
AGC = 0.27 0.25
SIG_STG = 9.53 9.53
MISSED = 0
TIME(us) = 301.1 301.0
DEL TIME(ns) = 131.9
DIFF COUNT = 995
P2X = 140
SPS = 11.59
AERATION = 0.000

FLUID (F/S) = 4727.26
REYNOLDS NO. = 130907
PROFILE FACTOR = 0.9284

FLOW: = 369.305 GPM
2.437 F/S

12:26:35 05-24-96
Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 351.30 GPM
FLOW RATE 370.63 GPM

195

27-7361

MISSED = 0
TIME(us) = 301.1 301.0
DEL TIME(ns) = 131.9
DIFF COUNT = 995
P2X = 140
SPS = 11.59
AERATION = 0.000

FLUID (F/S) = 4727.26
REYNOLDS NO. = 130907
PROFILE FACTOR = 0.9284

FLOW: = 369.305 GPM
2.437 F/S

12:26:35 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 351.30 GPM
FLOW RATE 370.63 GPM
NET TOT(X1) 240944 GAL
POS TOT(X1) 28485 GAL
NEG TOT(X1) 1358 GAL

12:26:47 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 371.84 GPM
FLOW RATE 372.52 GPM
NET TOT(X1) 241016 GAL
POS TOT(X1) 28557 GAL
NEG TOT(X1) 1358 GAL

377.39 gpm
= 0.84 cfs
371.84 gpm
= 0.83 cfs

12:31:42 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 370.52 GPM
FLOW RATE 369.16 GPM
NET TOT(X1) 242841 GAL
POS TOT(X1) 30382 GAL
NEG TOT(X1) 1358 GAL

12:36:42 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 370.05 GPM
FLOW RATE 372.15 GPM
NET TOT(X1) 244688 GAL
POS TOT(X1) 32229 GAL
NEG TOT(X1) 1358 GAL

12:41:42 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 369.05 GPM
FLOW RATE 372.37 GPM
NET TOT(X1) 246533 GAL
POS TOT(X1) 34073 GAL
NEG TOT(X1) 1358 GAL

12:46:42 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 369.79 GPM
FLOW RATE 368.57 GPM
NET TOT(X1) 248380 GAL
POS TOT(X1) 35921 GAL
NEG TOT(X1) 1358 GAL

12:49:59 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 369.93 GPM
FLOW RATE 370.69 GPM
NET TOT(X1) 249602 GAL
POS TOT(X1) 37142 GAL
NEG TOT(X1) 1358 GAL

FLOW 370.597 GPM
2.445 F/S

MICROFILMED
JUN 24 1997

27-07361

Flow Measurement
Tape

27-07361

MICROFILMED

JUN 24 1997

FLOW 371.883 GPM
 2.454 F/S

SETUP NO. 1

PIPE O.D 8.000 IN

PIPE WALL THICKNESS
 0.066 IN

PIPE I.D 7.868 IN

PIPE MATERIAL
 ALUMINUM

PIPE SOUND VELOCITY
 10170.604 F/S

LINER MATERIAL
 NONE

LINER SOUND VELOCITY
 0.000 F/S

LINER THICKNESS
 0.000 IN

INSIDE ABS ROUGHNESS
 0.00015000

FLUID MATERIAL
 WATER

FLUID SOUND VELOCITY
 4863.330 F/S

FLUID VISCOSITY
 1.132 cSt

TRANSDUCER TYPE
 STANDARD

TRANSDUCER MOUNTING
 U

TRANSDUCER SPACING
 5.938 IN

12:25:55 05-24-96

SCALE FACTOR = 0.990
OFFSET (GPM) = 0.000
nsec OFFSET = 9.87
usec OFFSET = -0.09
XMT_DET_DLY. = 16.37
AERATION FAC. = 1.00
XDCER: STANDARD/U

UP DOWN
WIN_DLY = 296.19 296.19
SEDR = 2.04 2.06
BIAS = 1.29 1.37
AGC = 0.27 0.25
SIG_STG = 9.53 9.53
MISSED = 0 0
TIME(us) = 301.1 301.0
DEL TIME(ns) = 131.9
DIFF COUNT = 995
P2X = 140
SPS = 11.59
AERATION = 0.000

FLUID (F/S) = 4727.26
REYNOLDS NO. = 130907
PROFILE FACTOR = 0.9284

FLOW: = 369.305 GPM
 2.437 F/S

12:26:35 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 351.30 GPM
FLOW RATE 370.63 GPM
NET TOT(X1) 240944 GAL
POS TOT(X1) 28485 GAL
NEG TOT(X1) 1358 GAL

12:26:47 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 371.84 GPM
FLOW RATE 372.52 GPM
NET TOT(X1) 241016 GAL
POS TOT(X1) 28557 GAL
NEG TOT(X1) 1358 GAL

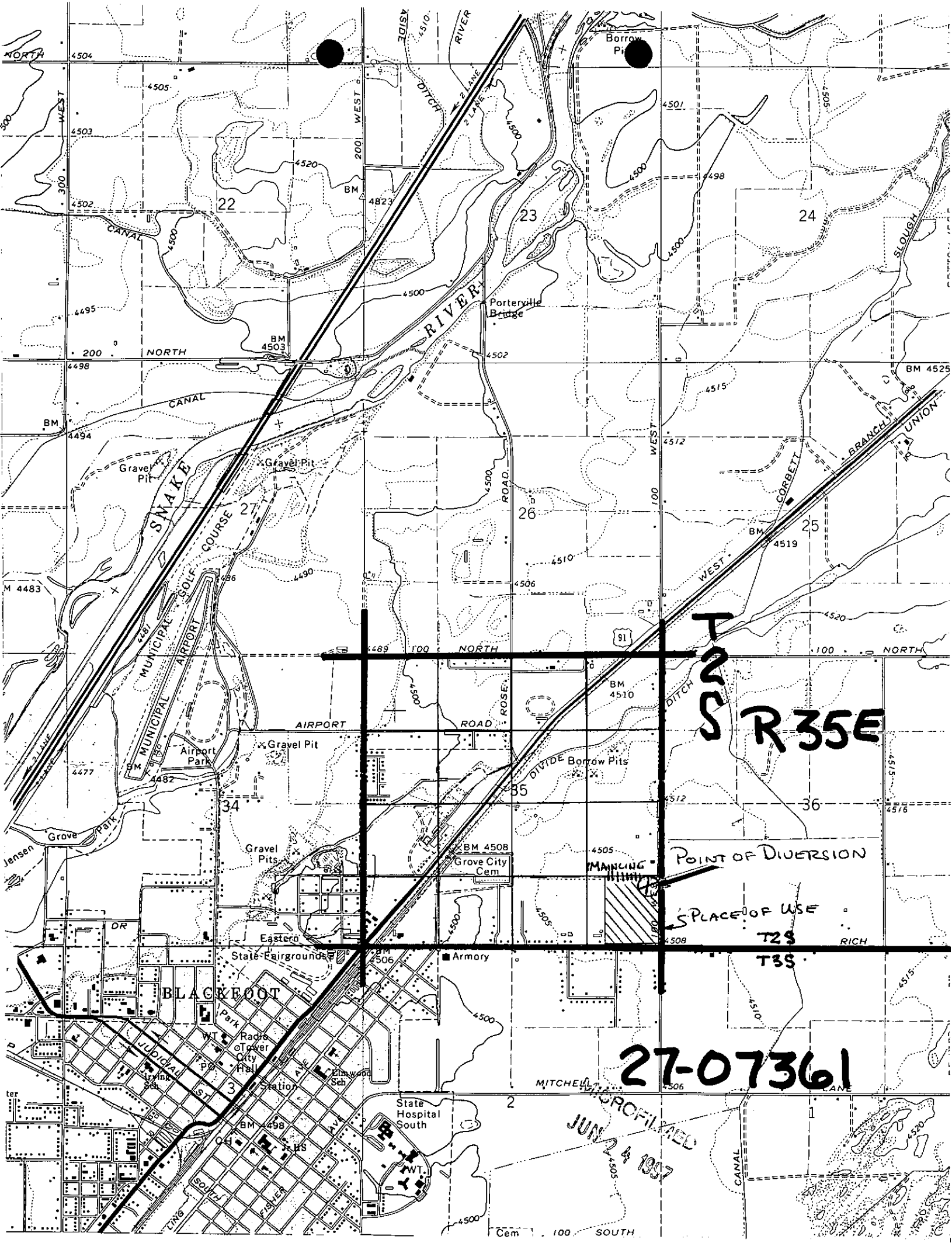
12:31:42 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 370.52 GPM
FLOW RATE 369.16 GPM
NET TOT(X1) 242841 GAL
POS TOT(X1) 30382 GAL
NEG TOT(X1) 1358 GAL

12:36:42 05-24-96

Min. Rate 0.00 GPM
Max. Rate 377.39 GPM
Avg. Rate 370.05 GPM
FLOW RATE 372.15 GPM
NET TOT(X1) 244688 GAL
POS TOT(X1) 32229 GAL

27-7361



R35E

V12

35

T
2
S
05
R35E

MAINLINE

POINT OF DIVERSION

(28)

PLACE OF USE

RICH LN 20

35 36 42.0 T2S 44.7

27-07361

HEL T1733
2 958

3 HEL
1.7
JUN 24 1957

Fuller Ln 700 W



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 21, 1990

N. D. COLLAER
C/O JIM EXETER
P.O. BOX 986
BLACKFOOT, ID 83221

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 27-07361

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAY 29 1990

138197

February 28, 1990

N. D. COLLAER
C/O JIM EXETER
P.O. BOX 986
BLACKFOOT, ID 83221

PROOF DUE NOTICE

RE: PERMIT NO. 27-07361

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, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures **MicroFILMED**

MAY 29 1990

SENT IN ERROR - PROOF
FILED IN MARCH, 1989.
SC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
May 16, 1989

N. D. COLLAER
C/O JIM EXETER
P.O. BOX 986
BLACKFOOT, ID 83221

PERMIT APPROVAL NOTICE

RE: PERMIT NO. ~~R~~27-07361

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.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

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.

INDEXED
FILMED

MAY 17 1989

Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

MAY 17 1989

PROCESSING

☐ Yes ☐ No form for advertising
☐ Yes ☐ No Statewide advertising
☐ Yes ☐ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO

☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

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

☐ Yes ☒ No Publication dates & paper, recorded on application
☐ Yes ☐ No Protests received
Final date for protest _____

☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application

☐ Yes ☐ No Recommendations attached

☐ Yes ☐ No Measuring device required

☐ Yes ☐ No Access port required

☒ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. 27 ^{P05}

☐ Yes ☐ No Special conditions of approval or cover letter below. _____

☐ See below for additional information

Date of priority recommended 6-8-1983
By _____ Date _____

STATE OFFICE REVIEW P23, P05

4849 46 28 (irrig., 0.56 cfs)

By kw

☐ See below for additional information
Date 3/20/89

ADDITIONAL INFORMATION

App. in NON-TRUST area -

IN THE DISTRICT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Corbett Slough Ditch Company

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly - Complete lines 1 through 8.

1. Name of Claimant(s) MRS. MAURICEEN COLLIER Phone (208) 785-3448
Mailing Address 20 NORTH 4th WEST BLAKEFORD, ID. Zip 83221

Please send the following information to identify your ownership which now is, or could be irrigated under the above referenced canal system or lateral and ditch served thereby. It is suggested for this report purpose, you include land under fencelines, roadways and building locations in your acreage total below.

If your total acreage is or could be irrigated under this one canal, please submit all information outlined under 2 and 3 below:

2. A complete legal description of this property as contained in your deed or other legal instrument.
3. A copy of your Taxpayers 1988 Valuation Assessment Notice mailed to property owners earlier this year which contains your legal description or Tax Number (ie. T-1234)

If any portion of your acreage is irrigated under another canal system, you must identify that acreage only, which is, or could be irrigated under the Corbett Slough Canal by sending all information outlined under 4 and 5 below:

4. An accurate legal description of your acreage, AND
5. A copy of an aerial map of your property, clearly outlining that portion only, which is, or could be irrigated under this canal system.
a. If you have an SCS Conservation Plan, included with this is an aerial map of your farm. A copy of this map with the fields outlined you irrigate under this canal will suffice.
b. If you do not have an aerial map, take a copy of your farm legal description, being sure to include the Township, Range and Sections, into the ASCS office. They will copy an aerial of your property for \$1.00, on which you can outline the acreage irrigated under this canal. This office is located at 765 W. Judicial.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

NOTE: THE CHART ABOVE IS FOR OFFICE USE ONLY. DO NOT ATTEMPT TO FILL IT OUT!

6. Total Number Acres Irrigated 30 7. Amount Paid \$
(minimum \$10.00 or \$1.00/acre + \$10.00)

I certify the information contained in the foregoing document with information attached hereto is true and correct.

Signature of Claimant(s) Mauriceen Collier Date 1-18-89

Bingham County, State of Idaho, specifically described as follows:

E1/2W1/2SE1/2SE1/2 of Section 35, Township 2 South, Range 35 East, Boise Meridian.

Consisting of 28 farmable acres

Together with water and water rights, pump, motor, and panel if necessary, portable main line, and moveable hand lines necessary to irrigate the same.

MicroFILMED

MAY 17 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

May 22, 1987

N. D. Collaer
Collaer Crop Builders
c/o Jim Exeter
P.O. Box 986
Blackfoot, ID 83221

Re: Application for Permit No. 27-7361

Dear Mr. Walker:

Enclosed is a copy of an Order Cancelling Interim Approval for Application for Permit No. 27-7361.

Please be advised that if you do not agree with the decision of the Department, you may within fifteen (15) days of receipt of the Order Cancelling Interim Approval, request a hearing before the Director. Failure to timely petition the Director within fifteen days of the receipt of the Order may prevent you from further contesting the cancellation of the Interim Approval.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

Enclosures

MICROFILMED

MAY 17 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

April 1, 1987

Mr. N. D. Collaer
Collaer Crop Builders
c/o Jim Exeter
P.O. Box 986
Blackfoot, ID 83221

Re: Interim Approval

Dear Mr. Collaer:

NOTICE OF PENDING INTERIM APPROVAL CANCELLATION

Department records show that you were previously issued an interim approval for Application No. 27-7361, and that you were notified on February 13, 1987, that your interim approval must be renewed for the 1987 irrigation season. To initiate the renewal process, you were required to notify the Department of your intent to divert water during calendar year 1987. The Department has not received notification.

Please be advised that you must request renewal by May 1, 1987, or your interim approval will be cancelled. Diversion of water without interim approval is illegal under the laws of the State of Idaho.

For more information on interim approval, you should contact the Department's eastern regional office at 150 Shoup Avenue, Suite 15, Idaho Falls, ID 83401.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC:Eastern Region

MAY 17 1989

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

February 13, 1987

Mr. N. D. Collaer
Collaer Crop Builders
c/o Jim Exeter
P.O. Box 986
Blackfoot, ID 83221

RE: Interim Approval

Dear Mr. Exeter:

Department records show that you were issued an interim approval for Application No. 27-7361. As you know, interim approvals were a temporary measure to allow users the opportunity to divert and use water until the Department could consider processing the application under the provisions of the Swan Falls Agreement.

During past irrigation seasons, you have been required to lease storage water from the Upper Snake River Water Supply Bank. Your point of diversion has now been determined to be outside of the portion of the Snake River Groundwater Aquifer which supplies surface water below Milner Dam. The water you are diverting is not currently classified as trust water.

As a result of your diversion location falling outside of the present trust water boundaries, you will not be required as a condition of interim approval to lease storage water during the 1987 irrigation season. Nevertheless, if you desire to divert water during the calendar year 1987, you must inform the Department of Water Resources, in writing, of your intent to divert. Upon proper notification, the Department will issue you another interim approval without a requirement that you lease storage water in 1987.

Regional office personnel of the Department will field inspect the place of use for all continuing interim approvals and for all cancelled interim approvals, since the Idaho statutes now dictate penalties for the unauthorized diversion and use of water. Your present interim approval will expire in April, 1987.

MAY 17 1989

For more information on interim approval, you should contact the Department's Eastern Regional office at 150 Shoup Avenue, Suite 15, Idaho Falls, ID 83401, telephone, 525-7161.

Sincerely,



GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

CC: Eastern Region

MICROFILMED

MAY 17 1989



State of Idaho

Water District 1

RONALD CARLSON
WATERMASTER

(208) 525-7172

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

COMMITTEE OF NINE

CHAIRMAN
Robert Reichert
File

VICE CHAIRMAN
Dale Rockwood
Idaho Falls

SECRETARY
Reed Murdock
Blackfoot

Dave Rydallch
St. Anthony

Reed Oldham
Rexburg

Cloud Storer
Idaho Falls

Paul Berggren
Blackfoot

Leonard Scheer
Rupert

Lester Saunders
Hazelton

ALTERNATES
Clen Atchley
Ashton

Phil Hanks
Burley

ADVISORY
Joe Flood
Rupert

Murle Kunz
Victor

Wendell Johnson
Richfield

Donald E. Tracy
Burley

John Rasholt
Twin Falls

Ken Dunn
Boise

ATTORNEY
Kent Foster
Idaho Falls

May 29, 1986

RE: Interim Approval for Permit No. 27-7361

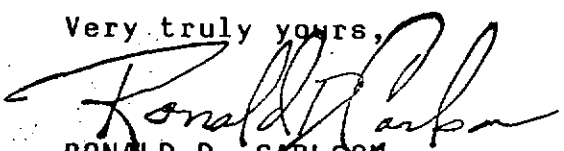
Mr. N. D. Collaer
Collaer Crop Builders
c/o Jim Exeter
P.O. Box 986
Blackfoot, ID 83221

Dear Mr. Exeter:

During 1985 you received interim approval for application No. 27-7361. This approval was for one year and was conditioned upon your leasing replacement storage from the Water Bank. If you are planning on diverting water during 1986, it appears it will be necessary for you to again lease replacement storage. In April, the Idaho Power Company filed suit to prevent implementation of the Department's rules and regulations, which would have allowed the Department to resume the processing of water right applications. This suit virtually guarantees that the rental of replacement water will be necessary again this year.

If you have any questions, please feel free to contact this office.

Very truly yours,


RONALD D. CARLSON
Watermaster

RDC:cw

56 AF paid \$140.00
8-5-86
cw
MICROFILMED

May 29, 1986

RE: Interim Approval for Permit No. 27-7361

Mr. N. D. Collaer
Collaer Crop Builders
c/o Jim Exeter
P.O. Box 986
Blackfoot, ID 83221

Dear Mr. Exeter:

During 1985 you received interim approval for application No. 27-7361. This approval was for one year and was conditioned upon your leasing replacement storage from the Water Bank. If you are planning on diverting water during 1986, it appears it will be necessary for you to again lease replacement storage. In April, the Idaho Power Company filed suit to prevent implementation of the Department's rules and regulations, which would have allowed the Department to resume the processing of water right applications. This suit virtually guarantees that the rental of replacement water will be necessary again this year.

If you have any questions, please feel free to contact this office.

Very truly yours,

RONALD D. CARLSON
Watermaster

RDC:cw

MICROFILMED

October 22, 1985

Maurieen Collaer
Collaer Crop Builders
P. O. Box 613
Blackfoot, ID 83221

Dear Ms. Collaer:

Re: Application for Permit No. 27-7361

Enclosed is the proof of beneficial use postcard submitted on the above referenced application.

Please be advised that the department cannot accept the proof form since the water right is still an application with only a conditional approval at this time. According to the conditional approval this application must be reviewed under the provisions of Section 42-1805 before standard approval may be given. I cannot tell you just when this review will be since that section of the code which provides for review under the rules and regulations, and the rules and regulations have not been promulgated. Hopefully, the rules and regulations will be in adopted soon.

Also, I recognize that you received our informative letter of September 1, which advised people that they should submit proof if their proposed project had been completed before July 1, 1985. Unfortunately, it was an error on our part for sending you this letter since a conditional approval does not provide for you to submit proof. I hope this did not cause you any inconvenience.

If you have any questions concerning this application for permit, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON

CHIEF, OPERATIONS BUREAU

MAILED
JUN 10 1985

This right
was not a
permit at
the time this
letter was
sent ——— does
not pertain. kw
3/15/89

Snake River



Hydro Power

IDAHO POWER COMPANY

BOX 70 • BOISE, IDAHO 83707

July 11, 1985
LOGAN E. LANHAM

Senior Vice President - Public Affairs

RECEIVED

JUL 15 1985

Mr A Kenneth Dunn
Director
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Department of Water Resources

Re: Interim Approvals for Seasonal Exchanges

Dear Ken:

This will acknowledge Idaho Power Company's entitlement to call certain waters provided through storage leases as the basis for the Idaho Department of Water Resources's (IDWR) approval of the development of certain wells. The following is a list of the amounts of water that the Idaho Power Company is presently aware of that it can call from the rental pool pursuant to those interim IDWR approvals:

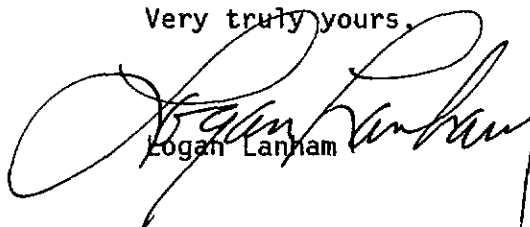
<u>Name</u>	<u>IDWR No</u>	<u>Acre-feet of Water</u>
Dennis L Marlow	27-7402	120
LaVerelle Stecklein	27-7399	240
Dwight Horsch	35-8082	120
LDS Church	27-7381	190
Samuel J Huffman	27-7405	190
Quality Farms, Inc	31-7415	190
Quality Farms, Inc	31-7416	280
N D Collaer, Trustee	27-7361	56
Alan Weaver	31-7430	264
Alan Weaver	31-7431	264
Alan Weaver	31-7432	264
Alan Weaver	31-7433	264
Total		2,386

It is our understanding that Idaho Power Company is entitled to call this water from the pool in a similar fashion to the leased water which it calls from the pool, and at the same time as that leased water is called. This understanding is the same as set out in Mr Tom Nelson's letter to me of June 27, 1985, which you are shown as receiving a copy of.

MICROFILMED

We would like to be kept informed of these interim approvals for seasonal exchanges as they arise.

Very truly yours,


Logan Lanham

LL/NRY:slp

cc: T A Spofford
P L Jauregui
T G Nelson
R D Carlson



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

July 9, 1985

Thomas G. Nelson
Nelson, Rosholt, Robertson,
Tolman & Tucker
P.O. Box 1906
Twin Falls, ID 83303

Re: Interim Approvals for Seasonal Exchanges

Dear Mr. Nelson:

In response to your letter dated June 27, 1985 to Logan E. Lanham, the Department has issued the following interim approvals:

<u>Water Right No.</u>	<u>Name</u>	<u>Rate</u>	<u>Vol.</u>
27-7361	N. D. Collaer	0.56 cfs	56 AF
-7381	LDS Church	0.3	30
-7399	LaVerelle Stecklein	2.4	240
-7402	Dennis and Mary Jo Marlow	1.2	120
-7405	Samual J. Huffman	0.12	12
31-7378	Martin Family Trust	4.54	454
-7415	Quality Farms, Inc.	1.9	190
-7416	Quality Farms, Inc.	2.8	280
-7430	Alan Weaver	2.64	264
-7431	Alan Weaver	2.64	264
-7432	Alan Weaver	2.64	264
-7433	Alan Weaver	2.64	264
35-8082	Dwight W. Horsch	1.2	120
-8572	Dwight W. Horsch	0.4	40

Please note that the volume of water associated with Water Right No. 27-7381 should be 30 AF rather than 190, and the volume for Water Right No. 27-7405 should be 12.0 rather than 190. The volumes calculated were in error and are being corrected by Order.

MICROFILMED

Thomas G. Nelson
July 9, 1985
Page 2

As additional interim approvals are granted, the Department will forward copies to you as in the past.

Sincerely,



A. KENNETH DUNN
Director

AKD/LGS/lis

cc: Eastern Region

MICROFILMED

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW
142 3RD AVE NO.

MAILING ADDRESS: P.O. Box 1906
TWIN FALLS, ID 83303-1906
TELEPHONE (208) 734-0700
SUN VALLEY (208) 726-4661

RECEIVED
JUL 1 1985

Department of Water Resources

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER

TERRY T. UHLING
LAIRD B. STONE
GARY D. SLETTE

June 27, 1985

*SAN
Draft response
for
NY*

Mr. Logan E. Lanham
Idaho Power Company
P. O. Box 70
Boise, Idaho 83707

Re: Interim Approvals for
Seasonal Exchanges

Dear Logan:

You and I have previously discussed the program going on mostly around Blackfoot whereby IDWR is approving seasonal storage leases as a basis for approving development of wells. With the irrigation season fairly well along, perhaps the last of those has now been seen for this year, although I received one yesterday. In any event, I want to give you a list of the amounts of water that the Company is entitled to call from the rental pool pursuant to those interim approvals:

Dennis L. Marlow	No. 27-7402	120 acre feet	
LaVerelle Stecklein	No. 27-7399	240 acre feet	
Dwight Horsch	No. 35-8082	120 acre feet	
LDS Church	No. 27-7381	190 acre feet	← 30 AF
Samuel J. Huffman	No. 27-7405	190 acre feet	← Should be 12
Quality Farms, Inc.	No. 31-7415	190 acre feet	
" " "	No. 31-7416	280 acre feet	
N. D. Collaer, Trustee	No. 27-7361	56 acre feet	

By the terms of my understanding with Mr. Dunn, the Company is entitled to call this water from the pool in a similar fashion to the leased water which it calls from the pool, and at the same time as that leased water is called. The reason for the last condition is the inability to measure extremely small amounts of water past Milner Dam.

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Mr. Logan E. Lanham
June 27, 1985
Page 2

By copy of this letter to Mr. Dunn, I am informing him of the interim permits known to me and asking him to notify us if there are any others.

If you need anything further, or need any copies of the actual documents, I will be happy to send them to you.

Yours very truly,



Thomas G. Nelson

TGN:gjc

cc: A. Kenneth Dunn
T. A. Spofford
P. L. Jauregui

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

July 3, 1985

RE: Permit No. 27-7361

N. D. Collaer, Trustee
Collaer Crop Builders
Box 986
Blackfoot, ID 83221

Dear Mr. Collaer:

Enclosed is the approved interim permit to allow use of groundwater provided that you comply with the conditions of approval listed on the permit.

This permit will be reprocessed under provisions of 42-203C, Idaho Code, to determine if the trust waters made available under 42-203B and the Snake River Water Rights Agreement can be allocated to the proposed use. Re-processing will occur after rules and regulations have been adopted to guide processing of applications under the criteria of 42-203C and will be in accordance with those adopted rules and regulations.

By issuing the interim approval, the Department is not committing to issuance of a permit for the trust water, and the investments you make pursuant to this interim approval will not influence the future decision as the permit is reprocessed. You assume all the risk that you will be successful in obtaining a permit for the reallocated water and thereby eliminate the need to provide replacement storage water. You are also assuming all risk relative to the availability of storage water from the rental pool in future years to allow use of water under the interim approval to continue.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure:

cc: Tom Nelson

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*will call back June 3rd
Friday*
State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: HWS

APPLICATION NUMBER: 27 7361

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

- OK* ☒ Fee. *Need \$*
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☒ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 6-10-85
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6-05-85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☒ Yes ☐ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? 27
☒ 6/8/85 Date of priority recommended.
Special conditions of approval or cover letter. _____

Interim Conditions of Approval.

By: Ernest Carver.

Date: June 11, 1985

STATE OFFICE REVIEW:

allow interim approval

- ☐ See attached sheet for more information.

By: KW

Date: 6/18/85

RECEIVED
JUN 18 1985

APP. in NON-TRUST area-

MICROFILMED

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

MAY 15, 1985

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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. 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 JUNE 10, 1985.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before JUNE 10, 1985.

KEN DUNN, Dir.

Published 5/23 & 5/30/85.

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22-2361

COLLAER, N.D. (TRUSTEE)
COLLAER CROP BUILDERS, INC. PENSION PLAN

P.O. BOX 986, BLACKFOOT, ID 83221

Source: GROUNDWATER

Date Filed: 06/08/1983

Diversion Pt: SESE Sec 35 T 02S R 35E

Use: IRRIGATION ^{0.56}
(0.60 CFS)

In: SESE Sec 35 T 02S R 35E FOR ²⁸
~~30~~ ACRES

leg-ust,ust

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

27-7361

COLLAER, N.D. (TRUSTEE)
COLLAER CROP BUILDERS, INC.
PENSION PLAN
P.O. Box 986
Blackfoot, Idaho 83221
Source: GROUNDWATER
Date Filed: 06/08/1983

Diversion Pt.: SESE, Sec. 35, T. 02S, R. 35E.
Use: IRRIGATION (0.56 CFS).
In: SESE, Sec. 35, T. 02S, R. 35E, for 28
ACRES.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before JUNE 10, 1985.

KEN DUNN, Director

(8602)
Pub.: 5-23, 30

APPROVED

