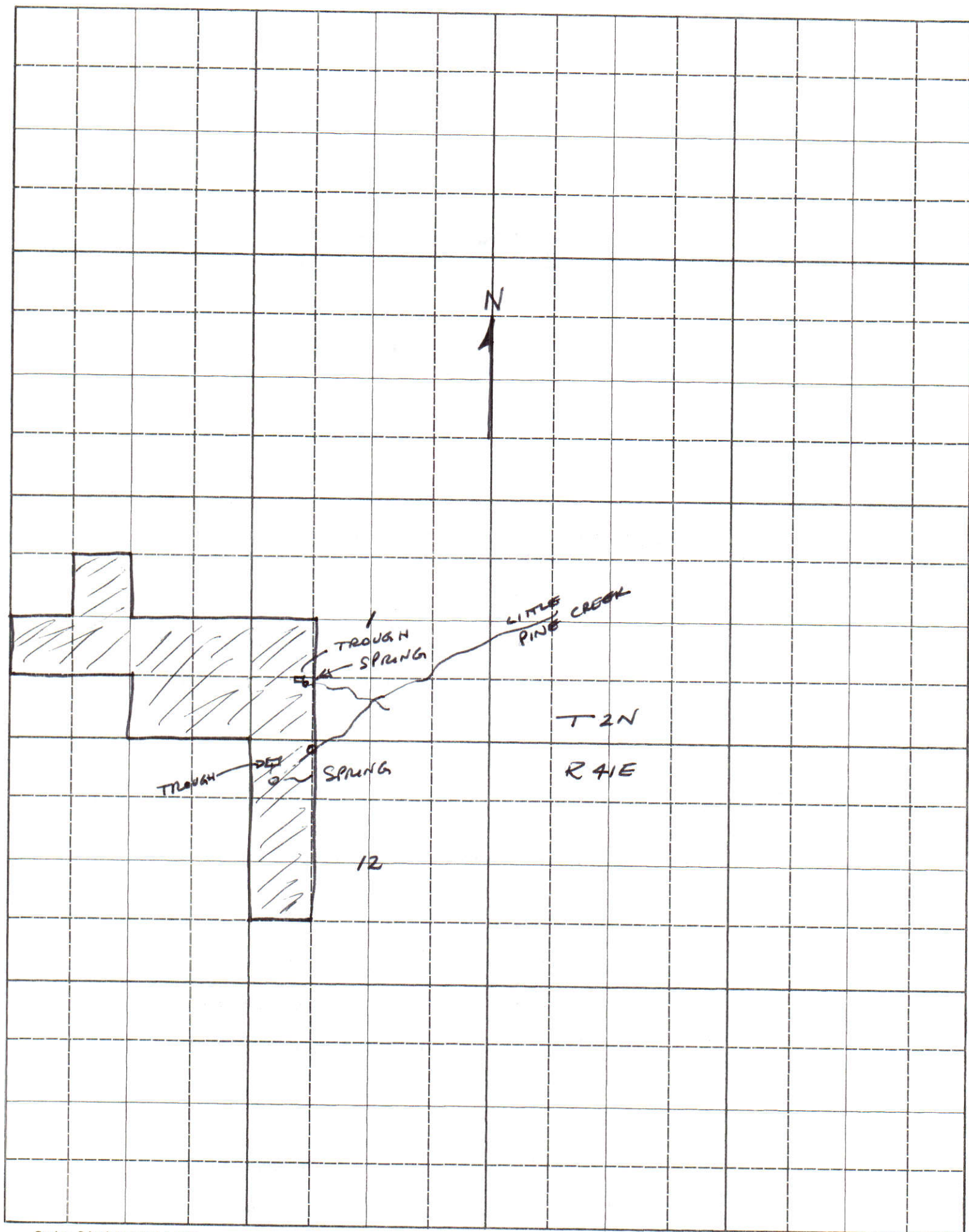


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Ray E. Switzer
(Applicant)

RECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

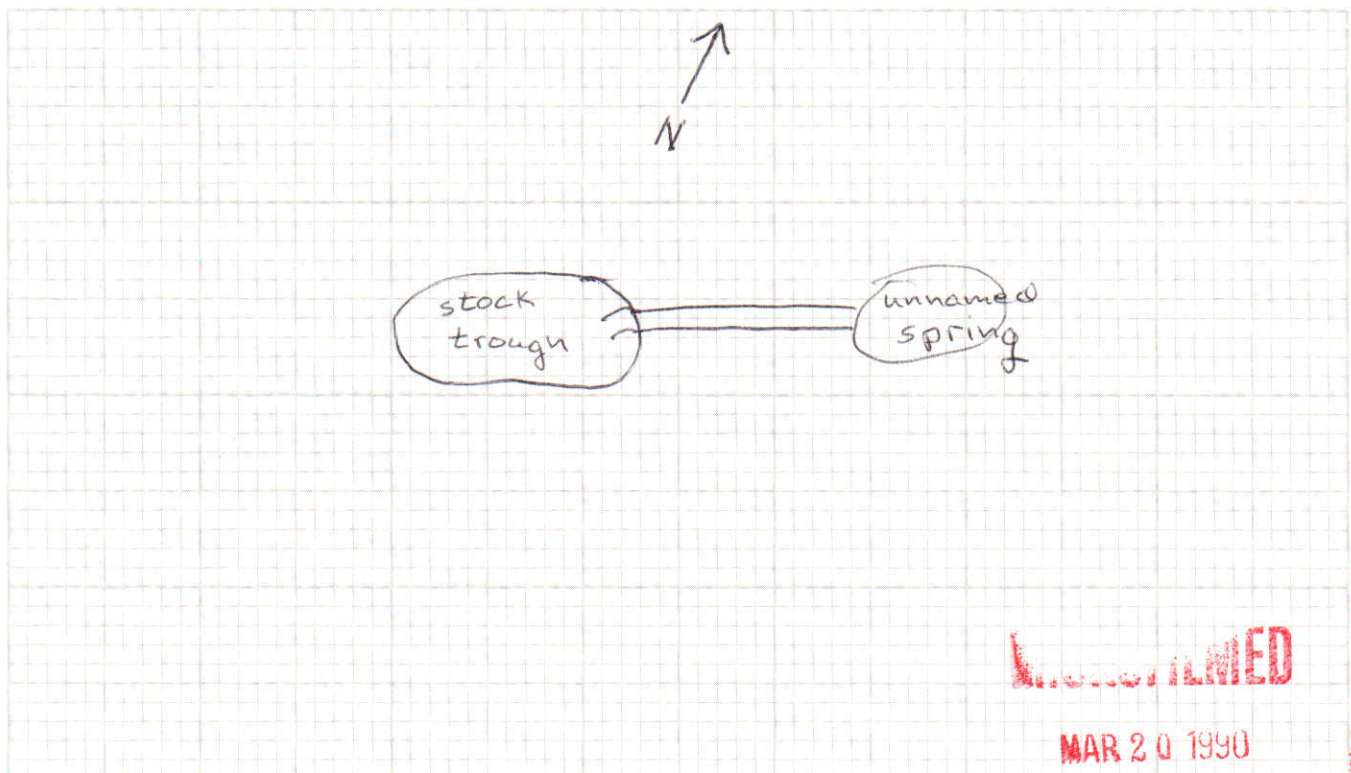
- Permit No. 23-7067
1. Owner: First Street Partners Phone No. 523-6693
Current Address: 4855 East First St Idaho Falls
2. Accompanied by: Robert Switter EXAM. DATE: 6/24/87
Address: same as above Phone No. 523-6693
Relationship to Permit Holder: general partner
3. Source: unnamed spring tributary to Little Pine Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: NA
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: NA
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

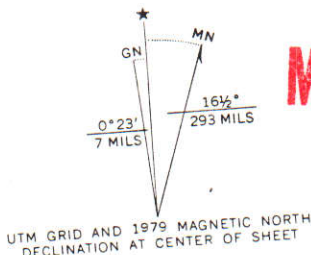


Scale: 1" = No Scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

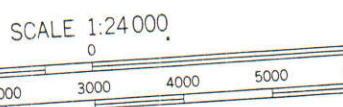


ted, and published by the Geological Survey
 GS and NOS/NOAA
 from aerial photographs by multiplex methods
 table surveys 1951. Aerial photographs taken 1946
 jection. 1927 North American datum
 grid based on Idaho coordinate system, east zone
 Universal Transverse Mercator grid ticks,
 own in blue
 the predicted North American Datum 1983
 jection lines 12 meters north and
 east as shown by dashed corner ticks
 be private inholdings within the boundaries of
 or State reservations shown on this map



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MAR 20 1990

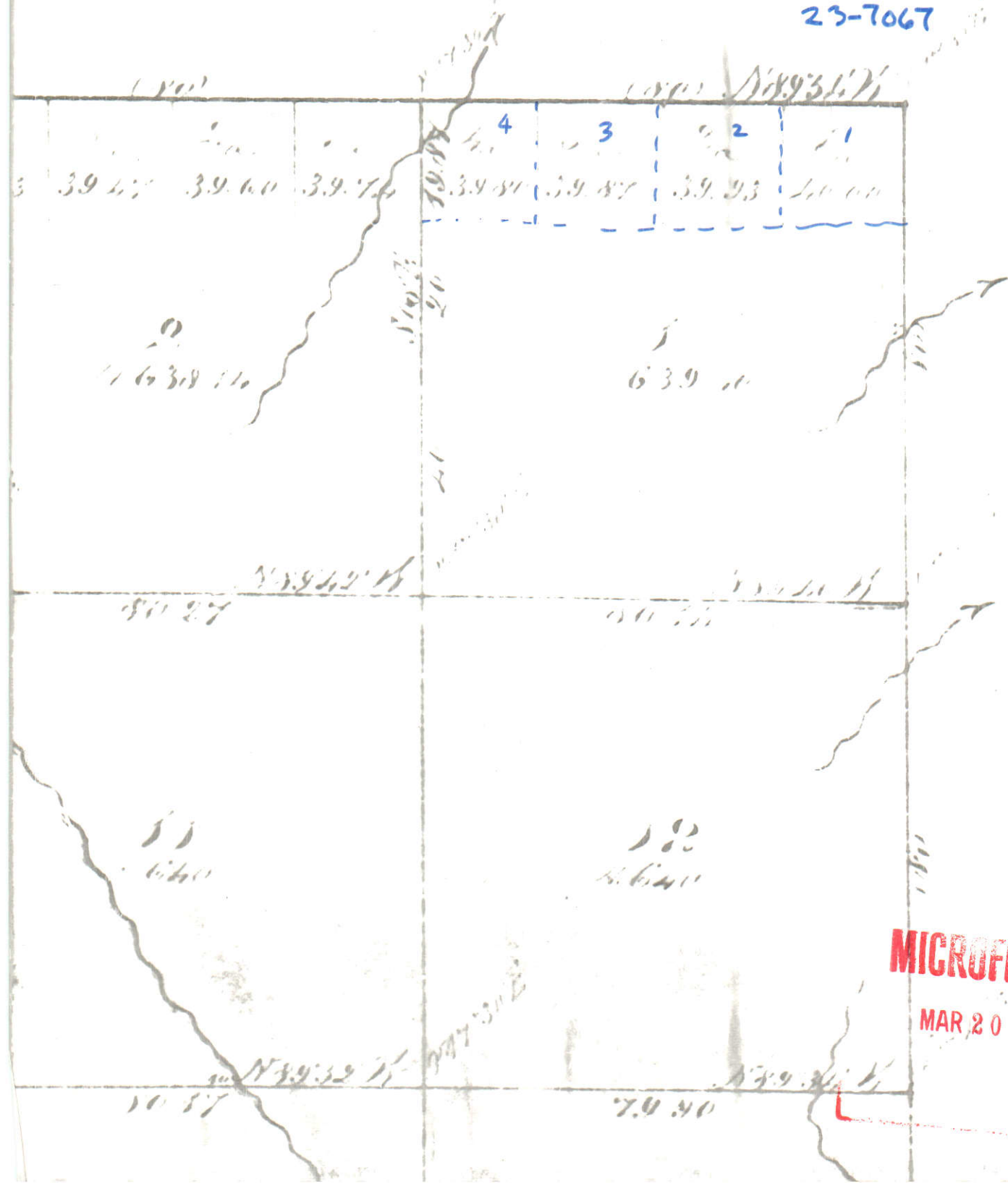


CONTOUR INTERVAL 20 FEET
 DOTTED LINES REPRESENT HALF-INTERVAL CONTOURS
 CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
 NATIONAL GEODETIC VERTICAL DATUM OF 1929

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225. OR
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE

wise Meridian

2N 41E
23-7067



23-7067



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MAR 20 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 23-07067

Priority: April 1, 1981

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:¹

2.7 AF

This is to certify, that FIRST STREET PARTNERS
4855 1ST ST.

IDAHO FALLS, ID 83401

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 1, 1981; and
has submitted Proof of Beneficial Use on April 25, 1986. An examination indicates
that the works have a diversion capacity of .010 cfs of water from:

SPRINGS

tributary to **LITTLE PINE CREEK**

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>
STOCKWATER	01/01 to 12/31	0.01 CFS	2.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSWSW , Sec. 1, Township 02N, Range 41E
BONNEVILLE County

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 41E 1

SWSW

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. Use of water under this water right is subject to control by the watermaster of State Water District No. 01

W. J. HORTON

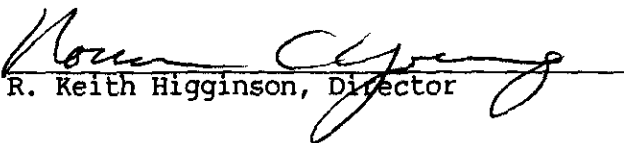
MAR 20 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 23-07067

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 7TH
day of FEBRUARY, 1990.


WITNESSED BY R. Keith Higginson, Director

MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant First Street Partners Phone 523-6693
Post office address (Robert Switter) 430 Tiebreaker, Idaho Falls, ID 83401
2. Source of water supply springs which is a tributary of Little Pine Creek
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1 Township 2N
Range 41E B.M. Bonneville County, additional points of diversion if any:
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 2N, R. 41E

4. Water will be used for the following purposes:

Amount 0.09 for stockwater purposes from Jan. 1 to Dec. 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)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.09 cubic feet per second and/or b. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pipe to stock trough.

b. Height of storage dam feet, active reservoir capacity acre-feet; total reservoir capacity acre-feet, materials used in storage dam:
Period of year when water will be diverted to storage to inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is inches; proposed depth of well is feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 1 Township 2N
NW NW 12
Range 41E B.M.
(2) Amount of power to be generated: horsepower under feet of head.
(3) List number of each kind of livestock to be watered 350 head range cattle.

(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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MAY 1 1978
IDAHO DEPT. OF WATER RESOURCES

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

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion First Street Partners

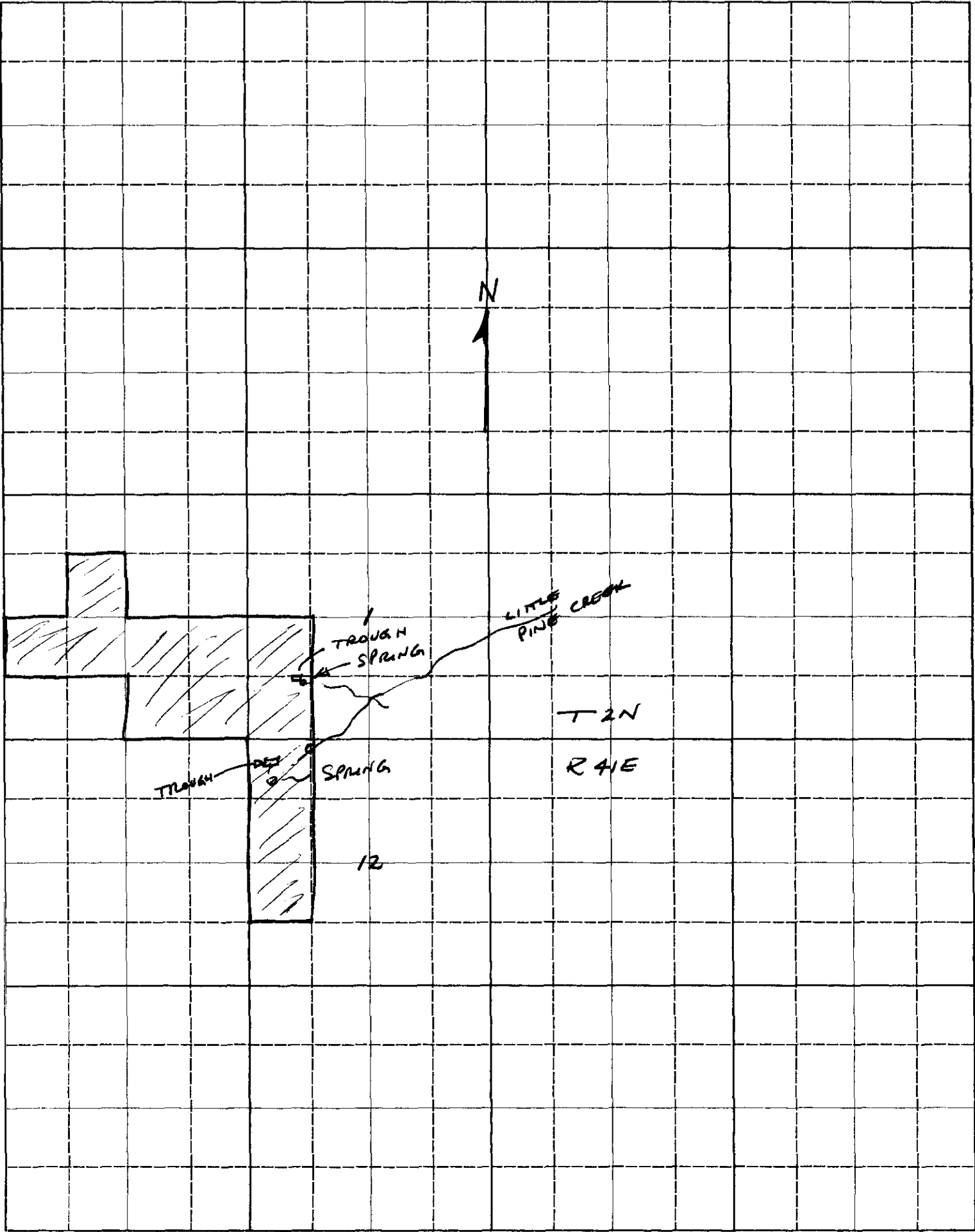
b. Who owns the land to be irrigated or place of use First Street Partners

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

10. Remarks _____

[illegible]

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.

Ray E. Sutter
(Applicant)

Proposed Priority 4/1/81

Received by Gn Date 4/1/81 Time 11:40

Preliminary check by _____ Fee \$ 30.

Receipted by KW Date 4/1/81 # 17153

Publication prepared by KW Date 4/02/81

Published in Post Register

Publication dates 4/09 & 4/16/81

Publication approved KW Date 4/20/81

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by EMC RC

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. 23-7067, and said application is hereby 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 shall be submitted on or before May 1, 19 86.
- 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. Other:

Use of water under this permit is subject to control by the watermaster of State Water District # 01, Upper Snake River.

Witness my hand this 18th day of May, 1981.

J. Glen Saxton
Chief, Operations Bureau

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss.

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 9th day of April, 1981, last publication having been made on the 16th day of April, 1981, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 16th day of April, 1981.

Deon R. Nader
Notary Public

My commission expires September 30, 1984.

B10, 1M,

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho.

23-7065
FIRST STREET PARTNERS
C/O ROBERT SUITTER, 430
TIEBREAKER, IDAHO FALLS, ID
83401

Source: SPRING tributary to SINKS
Date Filed: 04/01/1981
Amount: 0.09 CFS
Diversion Point: NWSW Sec 02 T 02N R
41E, BONNEVILLE Co.
Use: STOCKWATER (0.09 CFS) from
01/01 to 12/31
Place of Use: NWSW Sec 02 T 02N R
41E
Diversion Means: PIPELINE &
TROUGH.

23-7067
FIRST STREET PARTNERS
C/O ROBERT SUITTER, 430
TIEBREAKER, IDAHO FALLS, ID
83401

Source: SPRINGS tributary to LITTLE
PINE CREEK
Date Filed: 04/01/1981
Amount: 0.09 CFS
Diversion Point: SWSW Sec 01 T 02N R
41E NWNW Sec 12 T 02N R 41E, BON-
NEVILLE Co.
Use: STOCKWATER (0.09 CFS) from
01/01 to 12/31
Place of Use: SWSW Sec 01 T 02N R
41E NWNW Sec 12 T 02N R 41E
Diversion Means: PIPELINE &
TROUGH.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before APRIL 27, 1981.

C. STEPHEN ALLRED
Director

Published: April 9, 14, 1981

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APR 20 1981

Department of Water Resources
Eastern District Office

February 14, 1990

FIRST STREET PARTNERS
4855 1ST ST.
IDAHO FALLS, ID 83401

RE: PERMIT NO. 23-07067

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

MAR 20 1990

January 18, 1990

FIRST STREET PARTNERS
4855 1ST ST.
IDAHO FALLS, ID 83401

RE: PERMIT NO. 23-07067

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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MAR 20 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

23-7067
Permit No.

RECEIVED
OCT 23 1987

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval Department of Water Resources
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index CDS 6/25/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index CDS 6/25/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed 6/24/87 Carol Blaghter (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent 7-30-87 (Initial and date)
Exam Reviewed by Manager of Regional Office 8-19-87 (Initial and date)
Exam Date Entered in Computer _____ (Initial and date)
Exam sent to State Office _____ (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

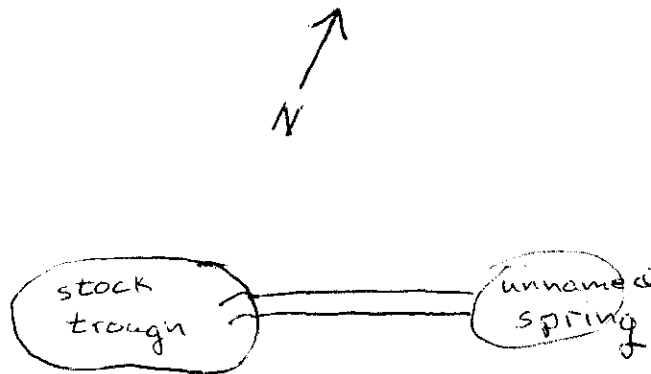
- Permit No. 23-7067
1. Owner: First Street Partners Phone No. 523-6693
Current Address: 4855 East First St Idaho Falls
2. Accompanied by: Robert Sutter EXAM. DATE: 6/24/87
Address: same as above Phone No. 523-6693
Relationship to Permit Holder: general partner
3. Source: unnamed spring tributary to Little Pine Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: NA
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: NA
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = No Scale

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

MAR 20 1988

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

4" pipe from spring to stock trough
around 200 head cattle, a few horses

☒ See Remarks on page 4 for continuation

4.

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

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

5. **Point(s) of Diversion:**

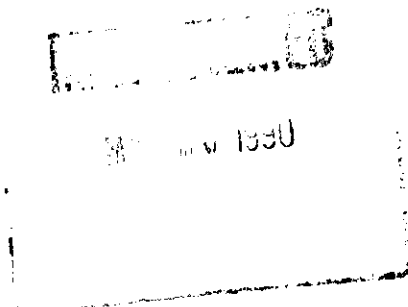
Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SW	1	2N	41E	Bonneville	USGS

6. **Place(s) of Use:**

Indicate Method of Determination USGS

Twp.	Rge.	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	
2N	41E	1											S						

Do not use this space



Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
2 1/2 gallon bucket						
stopwatch						

2. Measurements:

36.5 seconds to fill 2.5 gallon bucket

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\left(\frac{2.5 \text{ gal}}{36.5 \text{ sec}} \right) \left(\frac{60 \text{ sec}}{1 \text{ min}} \right) = 4.1 \text{ gpm}$
 $= .009 \text{ cfs}$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

200 head range cattle: .05 cfs 2.7 cfs

MAR 20 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Mr. Sutter said this spring was running about 75% of normal, due to low snowpack and precipitation this year

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater	1/1	12/31	~~7.000~~ 0.01	2.7
Totals:			0.01 ~~7.000~~ cfs	2.7 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

J. AUTHENTICATION

Field Examiner's Name Carol Slaughterbeck

Signature Carol Slaughterbeck

Certification Date 9-30-1987

Field Report Preparation Date 7/7/87

CONSULTANT SEAL

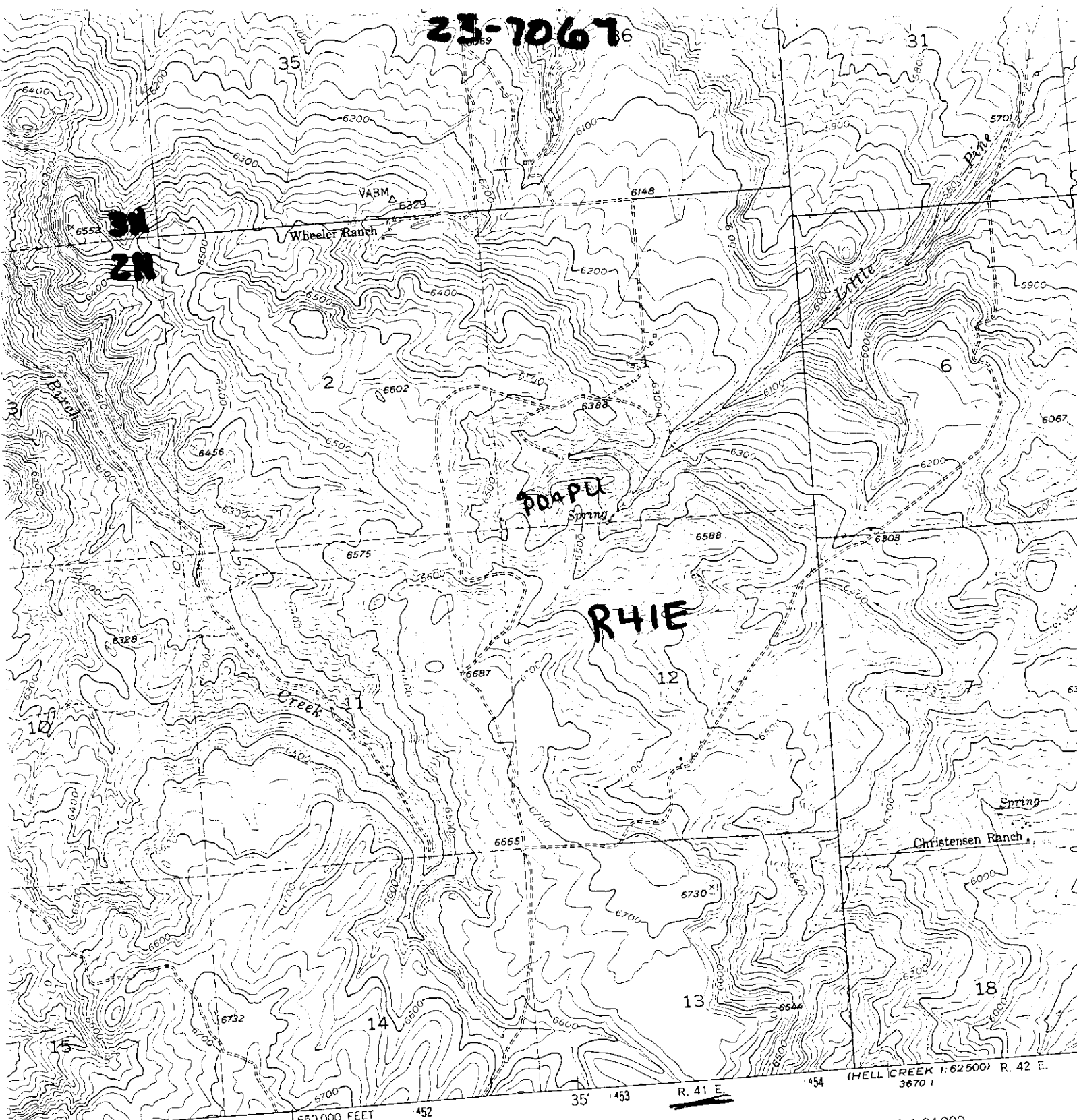
Steve McLean

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

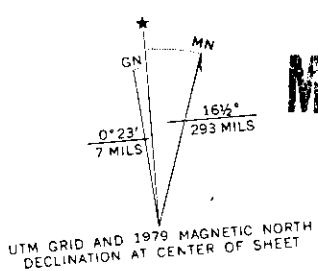
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MAR 20 1990

23-7067

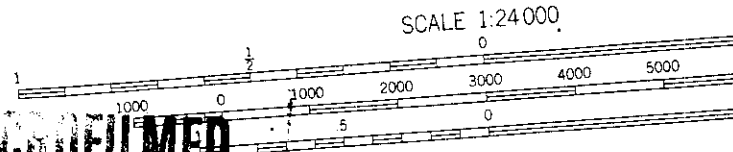


ted, and published by the Geological Survey
 GS and NOS/NOAA
 om aerial photographs by multiplex methods
 table surveys 1951. Aerial photographs taken 1946
 ection. 1927 North American datum
 grid based on Idaho coordinate system, east zone
 Universal Transverse Mercator grid ticks,
 own in blue
 the predicted North American Datum 1983
 ection lines 12 meters north and
 ast as shown by dashed corner ticks
 be private inholdings within the boundaries of
 l or State reservations shown on this map



MICROFILMED

MAR 20 1990

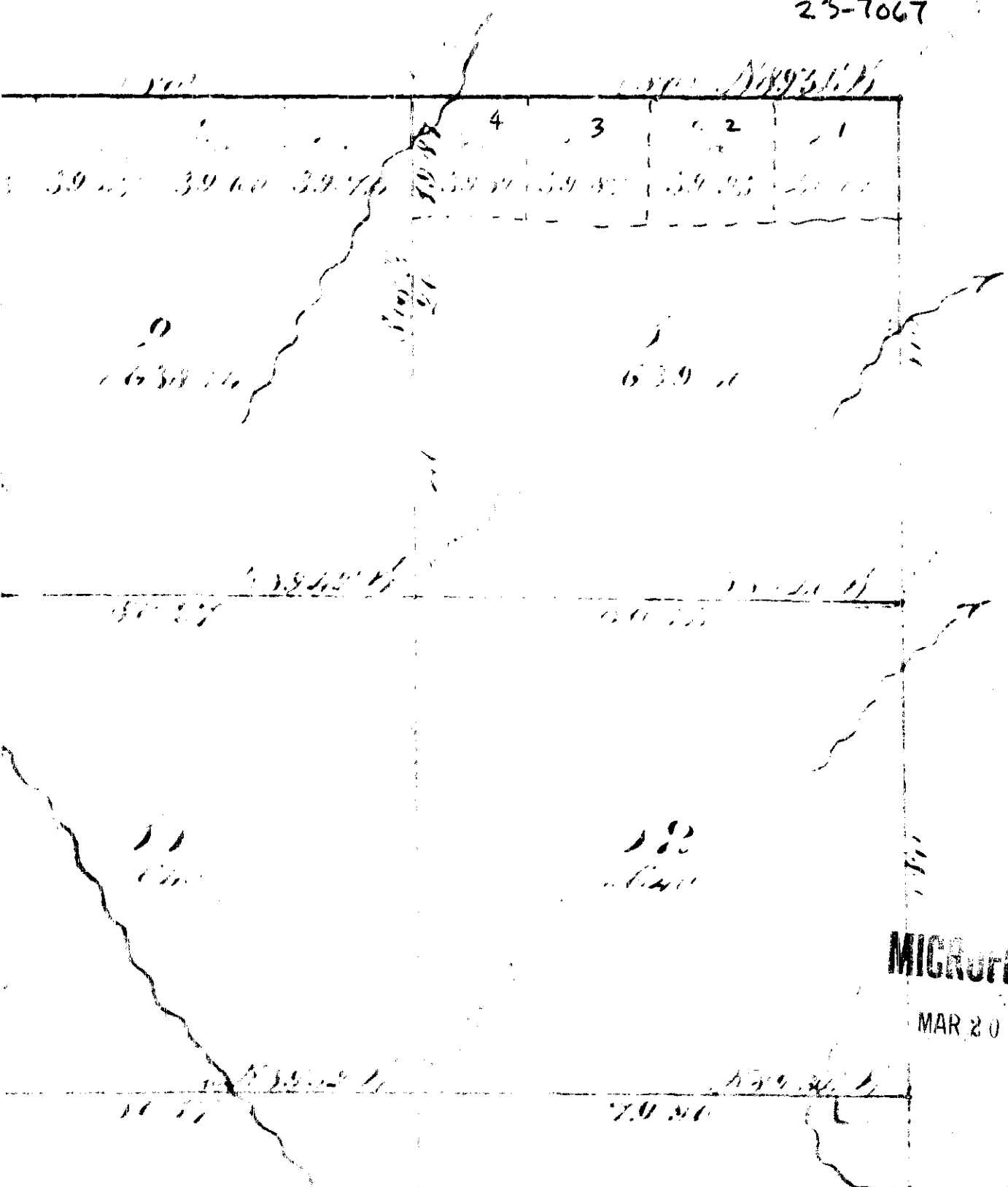


SCALE 1:24 000
 DOTTED LINES REPRESENT HALF-INTERVAL CONTOURS
 CONTOUR INTERVAL ON RIVER SURFACE 5 FEET
 NATIONAL GEODETIC VERTICAL DATUM OF 1929

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR
 A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE

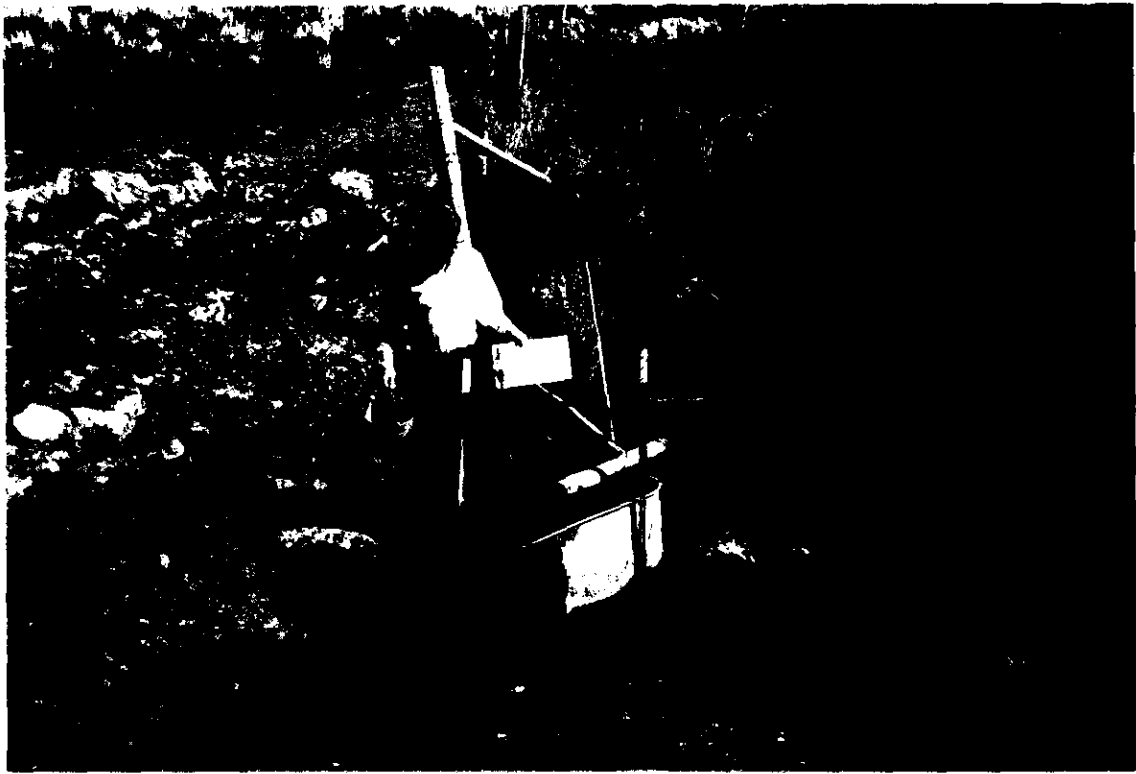
0150 110 110 110 110 110 110

2N 41E
23-7067



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MAR 20 1990

23-7067



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MAR 20 1980

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

JUNE 30, 1986

FIRST STREET PARTNERS
4855 FIRST STREET
IDAHO FALLS ID 83401

RE: Permit No. 23-7067

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 525-7161 or in person in the third floor State Office Building, 150 Shoup, Idaho Falls, Idaho.

Sincerely,
s/HAROLD W. JONES
Sr. Resource Agent

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MAR 20 1990

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APR 29 1986

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

Department of Water Resources
Eastern District Office

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 23-7067

Name(s) of Permit Holder: First Street Partners

Post Office Address: 4855 1st St. Idaho Falls, ID 83401

Telephone No. 208-523-6693

Source of Water: Spring

Extent of Use:

Domestic _____ (number of households)

Stockwater 200 cattle (number and type of stock)

Irrigation _____ (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: 4/15/81

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

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

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

Robert Switzer

(Name)

4855 1st St. Idaho Falls ID 208-523-6693

(Address)

(Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

4/25/86
Date

First Street Partners by Ray Switzer
(Signature of Permit Holder (and Title, if appropriate))
(partner)

6-16-86
17

Place
Stamp
Here

Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
FEBRUARY 28, 1986

138849

FIRST STREET PARTNERS
C/O ROBERT SUITER
430 TIEBREAKER
IDAHO FALLS, ID 83401

PROOF DUE NOTICE

RE: PERMIT NO. 23-7067

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, 1986. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH 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 A COMPLETED PROOF OF BENEFICIAL USE FORM OR A 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

RECEIVED



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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FIRST STREET PARTNERS
C/O ROBERT SUITTER
430 TIEBREAKER
IDAHO FALLS, ID 83401

JUNE 03, 1981

RE: PERMIT NO. 23-7067

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

100-111000-1000

State of Idaho
Department of Water Resources

23 7067

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KCU

APPLICATION NUMBER: 1st Street Partners
23-7067

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.
☒ Fee.
- | | | |
|---|--|--------------------------|
| ☐ Yes | ☒ No | Field check required. |
| ☐ Yes | ☒ No | Critical groundwater are |
| ☐ Yes | ☒ No | Request dam safety info |
| ☒ Yes | ☐ No* | In form to receipt. |

Field check by: _____

Date: _____

Comments:

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☒ Other *CI W/D* _____

PROCESSING:

- ☐ Yes ☒ No
☐ Yes ☒ No
 Platted by: _____ Map No. _____
 Other rights on same place of use. _____

☒ Yes ☐ No*
☐ Yes ☒ No
 In form for advertising. _____
 Final date for protests: April 27 ✓
 Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: April 20, 1981
☒ 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? 01
4-1-1981 Date of priority recommended.
 Special conditions of approval or cover letter.

By: Ernest Carlson Date: April 30, 1981

STATE OFFICE REVIEW:

Shooid 0501 Upper Snake R.

- ☐ See attached sheet for more information.
By: [Signature] Date: 5/14/81

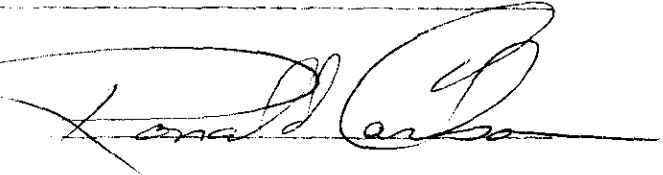
WATERMASTER COMMENTS

I have reviewed Application for Permit No. 23-7067 and
have the following comments/objections to the approval of this
application for permit:

Use can be Classified
as Non-Consumptive.

April 27, 1981

Date


RONALD D. CARLSON, WATERMASTER
Water District No. 01

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho 83401 on or before APRIL 27, 1981.

C. STEPHEN ALLRED

Director

Published 4/09 & 4/16/81.

23-206Z-

FIRST STREET PARTNERS

C/O ROBERT SUITTER, 430 TIEBREAKER, IDAHO FALLS, ID 83401

Source: SPRINGS tributary to LITTLE PINE CREEK

Date Filed: 04/01/1981

Amount: 0.09 CFS

Diversion Point: SWSW Sec 01 T 02N R 41E NWNW Sec 12 T 02N R 41E,
BONNEVILLE Co.

Use: STOCKWATER (0.09 CFS) from 01/01 to 12/31

Place of Use: SWSW Sec 01 T 02N R 41E NWNW Sec 12 T 02N R 41E

Diversion Means: PIPELINE & TROUGH.

APPROVED
1981