

For Office Use Only
 \$25 Filing Fee
 Receipt# 3021447
 Date 8/24/98

RECEIVED

AUG 24 1998

Department of Water Resources
Southern Region

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
 ASSIGNMENT OF PERMIT

RECEIVED

AUG 25 1998

Department of Water Resources

I, HENRY SELLERS, hereby assign to LONNIE AND LOVENIA KORB
 of, 565 W. 40 S. BURLEY, ID. 677-4167
 (Full Address) 83318 (Phone)

All my right, title, and interest in and to Permit No. 45-07689 to appropriate the public waters of the State of Idaho.

OR, (for partial assignments)

The following described portion of my right, title, and interest in and to Permit No. _____ to appropriate the public waters of the State of Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this 27th day of JULY, 1998.

Henry Sellers
 Permit Holder

State of Idaho

County of Minidoka ss

On this 27 day of July, 1998, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Leif Sanderson
 Notary Public residing at
Paul Sanderson

seal

My commission expires: 6-2004

MICROFILMED
 SEP 21 1998

RECEIVED
SEP 23 1993
Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 9-23-93
Receipt No. 06281646
Receipt by J. Vannoy

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 45-07689 Telephone No. 678-8645
2. Name(s) of Permit Holder(s): HENRY Sellers
3. Mailing Address: RT. 4 BOX 4208 BURLEY, IDAHO 83318
4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: Elsing Drilling Date Drilled: 4-16-92

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 9 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.18 cfs OR _____ acre/feet

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

Measuring device: Required? _____ Yes _____ No _____ Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes _____ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

HENRY Sellers 678-8645
Name Telephone No.

RT. 4 BOX 4208 BURLEY, IDAHO 83318
Address

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

MICROFILMED

9-21-93
Date

Henry Sellers
Signature (and title, if on behalf of a company or organization)

OCT 21 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 45-07689

Proposed Priority: February 22, 1991 Maximum Diversion Rate: 0.18 CFS
This is to certify, that **HENRY SELLERS**
RT 4 BOX 4208
BURLEY ID 83318

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.18 CFS
<u>LOCATION OF POINT(S) OF DIVERSION:</u> SESENW Sec. 29, Township 10S, Range 22E CASSIA County		

<u>PLACE OF USE:</u> IRRIGATION				
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S 22E 29	SENW 9			9

Total number of acres irrigated: 9

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
6. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
7. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
8. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

OCT 03 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 45-07689

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

27th day of September, 1991.

for A. Glen Saxton
R. Keith Higginson, Director

MICROFILMED

OCT 03 1991

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Form 202
6/85

FEB 25 1991

STATE OF IDAHO

Ident. No. 45-07689

Department of Water Resources
Southern Region Office
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Henry Sellers Phone 678-8645
Post office address Rt. 4 Box 4208, Burley, ID 83218
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 29 Township 10S Range 22E B.M. Cassia County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.18 for Irrig. purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.18 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well + pump, sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 10 inches; proposed depth of well is 400 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
Two years (minimum 1 year).

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OCT 03 1991

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	22E	29								9									9

Total number of acres to be irrigated 9

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

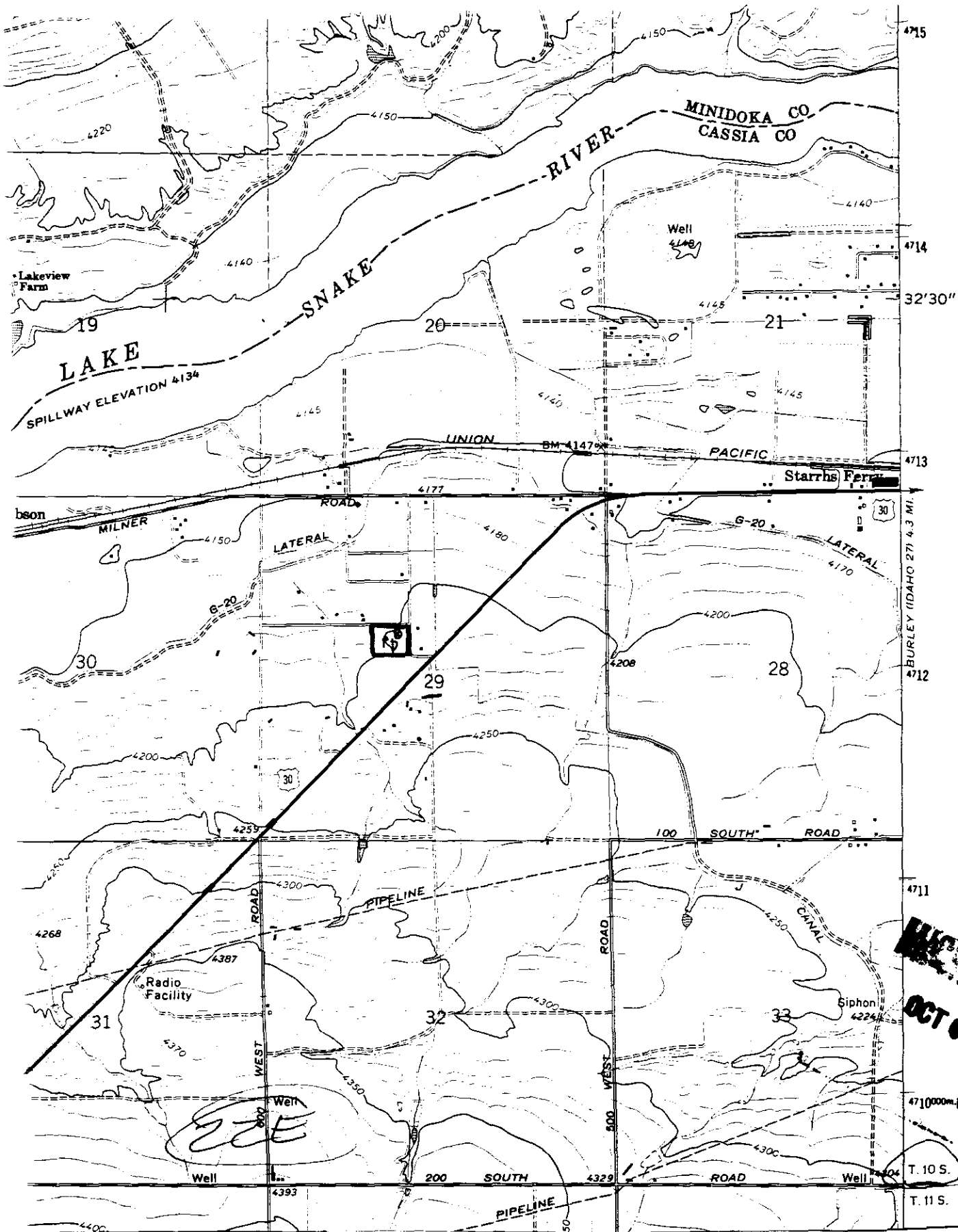
11. a. Who owns the property at the point of diversion? Applicant

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

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

12. Remarks: I own 10 acres, which I live on.

OCT 03 1991



A full-page sheet of white graph paper featuring a uniform grid of thin black lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. The lines are evenly spaced and extend across the entire page, leaving no margins or additional markings.

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.

Henry Sellers
(Applicant)

Received by J. F. Hart Date 2-22-91 Time 3:28 pm Preliminary check by _____
Fee \$ 30.00 Receipted by JF # 5013042 Date 2-22-91
Publication prepared by M. Baldwin Date 1-17-91 Published in So. B. Press
Publication approved M. Baldwin Date 5-16-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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OCT 03 1991

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia, }
STATE OF IDAHO } ss.

MONIQUE JONES being first
duly sworn, deposes and says that SHE
is the CLERK of the South
Idaho Press, a daily newspaper published
at Burley, Idaho, in the county aforesaid
and that the paper is of general circulation
therein. Deponent further states that the
printed notice attached hereto was duly
published according to law in the regular
editions of The South Idaho Press for ____
consecutive weeks, commencing with the
issue dated May 3 19 91, and
ending with the issue dated May 10,
19 91. Monique Jones

STATE OF IDAHO }
COUNTY OF CASSIA }

On this 15 day of May in the year of 1991, before me,
a Notary Public, personally appeared Monique Jones,
known or identified to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn, declared that the
statements therein are true, and acknowledged to me that he executed
the same.

Dolores Mahay
Notary Public for Idaho
Residing at Burley ID
My commission expires: 2/4/93

Cost of Publication: 23.76
Notary Fee: .50
Total Cost: 24.26

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MAY 16 1991
Department of Water Resources
Southern Region Office

RECEIVED
MAY 16 1991
Department of Water Resources
Southern Region Office

OK
mb
5-16-91

MICROFILMED
OCT 03 1991

SOUTH IDAHO PRESS

BURLEY, IDAHO

91-187

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

45-07689

SELLERS, HENRY

RT. 4 BOX 4208

BURLEY, ID 83318

Source: GROUNDWATER

Diversion Pt: SESENW Sec 29 T10S R22E

Use: IRRIGATION (.180 CFS)

Total Diversion: (.180 CFS)

Date Filed: 2/22/1991

In: T10S R22E S29 SENW

9.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before MAY 20, 1991.

/s/ R. Keith Higginson, Director

Published in the South Idaho Press on May 3 and 10, 1991.

AFFIDAVIT OF PUBLICATION

County of Cassia, }
STATE OF IDAHO } ss.

MONIQUE JONES being first duly sworn, deposes and says that she is the CLERK of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of The South Idaho Press for consecutive weeks, commencing with the issue dated May 3 19 91, and ending with the issue dated May 10, 19 91. Monique Jones

STATE OF IDAHO }
COUNTY OF CASSIA }

On this 15 day of May in the year of 1991, before me, a Notary Public, personally appeared Monique Jones, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

R. Keith Higginson
Notary Public for Idaho

Residing at Burley ID

My commission expires: 2/4/93

Cost of Publication: 23.76

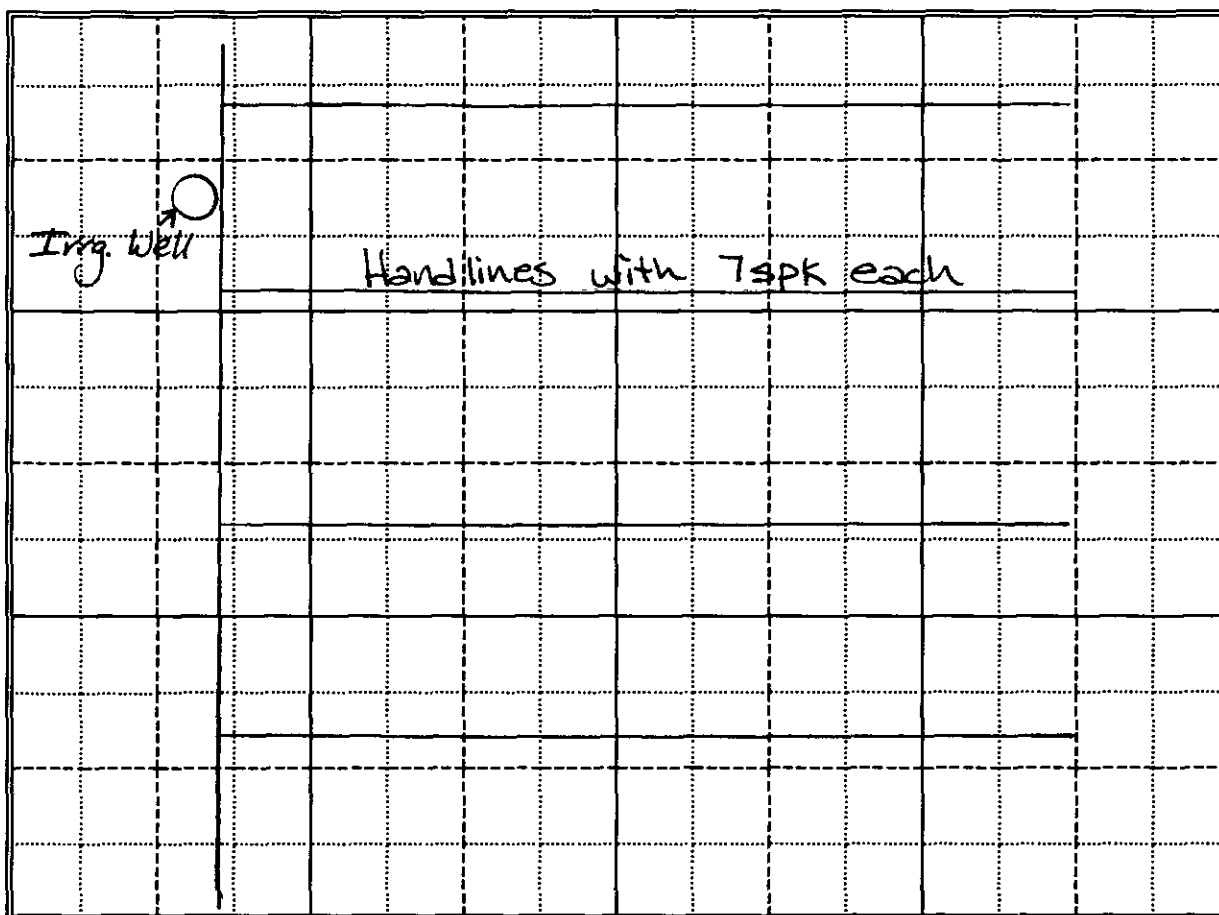
Notary Fee: .50

Total Cost: 24.26

RECORDED
OCT 08 1991

[illegible]

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
	Franklin Elec	25		Franklin Elec	2366159020

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

D. FLOW MEASUREMENTS

1.

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

2. **Measurements:** Dan Nelson performed a well measurement on 7-9-98. Please see Power Consumption Coefficient Worksheet. I collected the sprinkler head & nozzle info. along with PSI measurement

Flow Rate

Rainbird Nozel $5/32$ PSI 35 = 4gpm

$$(4\text{gpm})(4\text{ risers})(7\text{ spk}) = \frac{112\text{gpm}}{448.83} = 0.25\text{cfs}$$

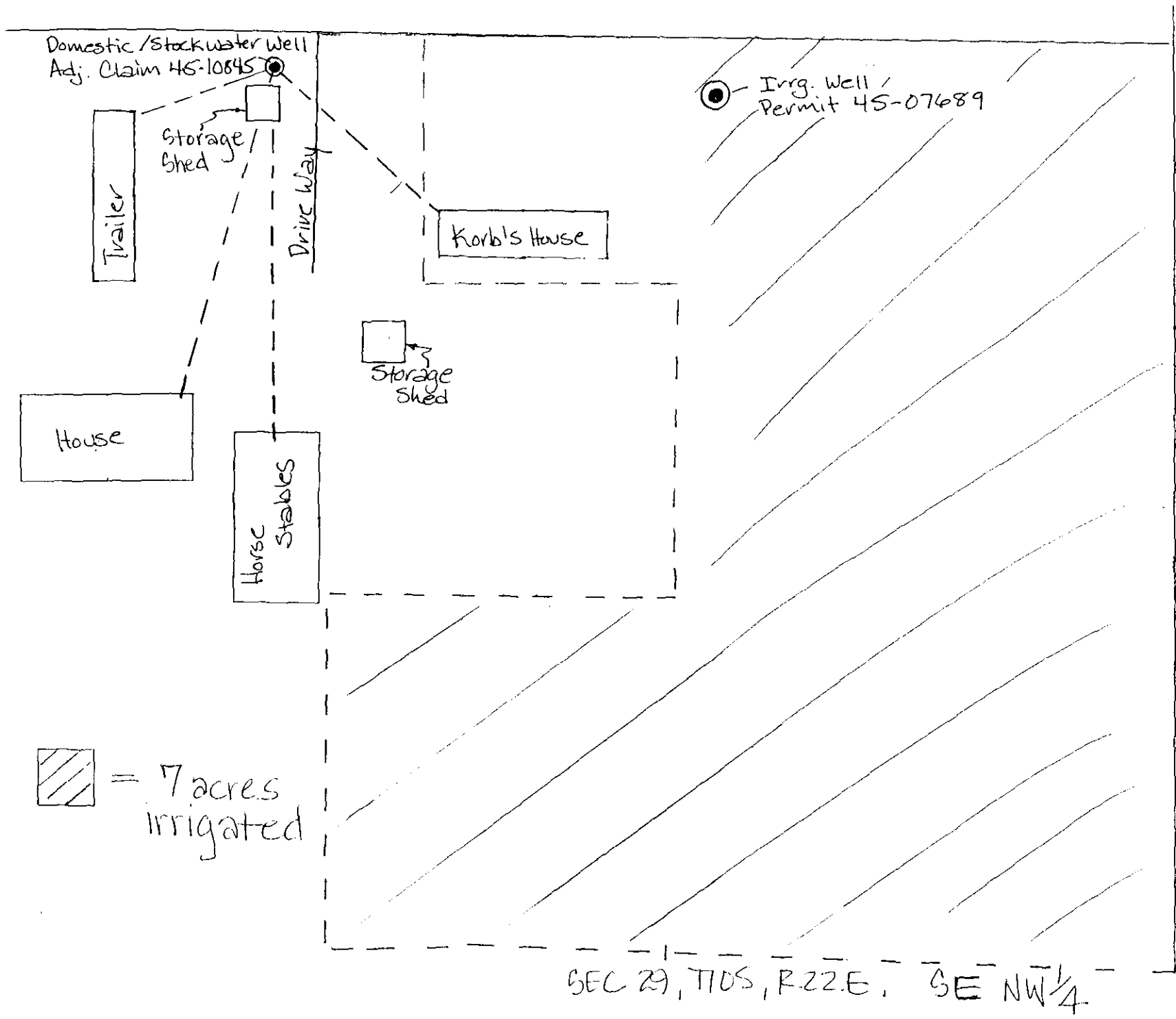
$$\text{Irrig } (7.0\text{ acres})(0.02) = \boxed{0.14\text{cfs}} - \text{recommended rate}$$

AFA

$$(7.0\text{ acres})(4) = \boxed{28\text{afa}} - \text{recommended volume}$$

$$(0.14\text{cfs})(246)(1.9835) = 68.32\text{afa}$$

Lonnie Korb
45-07689

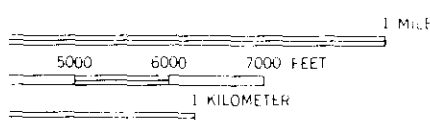
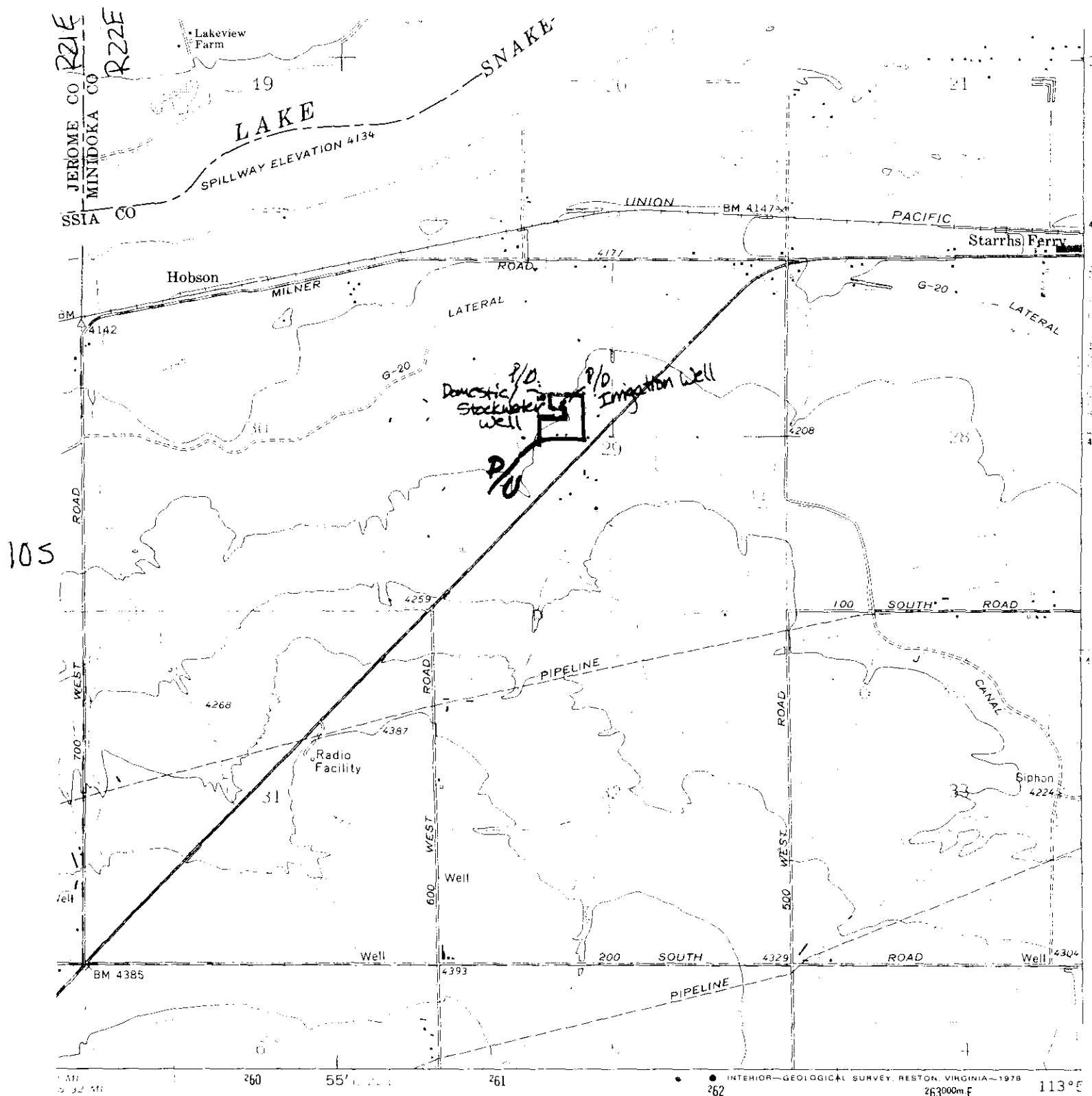


NTS

N

KORB, LONNIE & LEVENIA

45-07689



FEET
CONTOURS
M OF 1929



ACCURACY STANDARDS
80225, OR RESTON, VIRGINIA 22092
THIS IS AVAILABLE ON REQUEST

ROAD CLASSIFICATION

Primary highway, all weather, hard surface	Light-duty road, all weather, improved surface
Secondary highway, all weather, hard surface	Unimproved road, fair or dry weather
Interstate Route	U. S. Route
	State Route

Burley SW, Idaho
1964
Photorevised 1978
BB-77

45-07689

T112

21.5

30

29

20.6

T9046

23.1

8.3

18.1

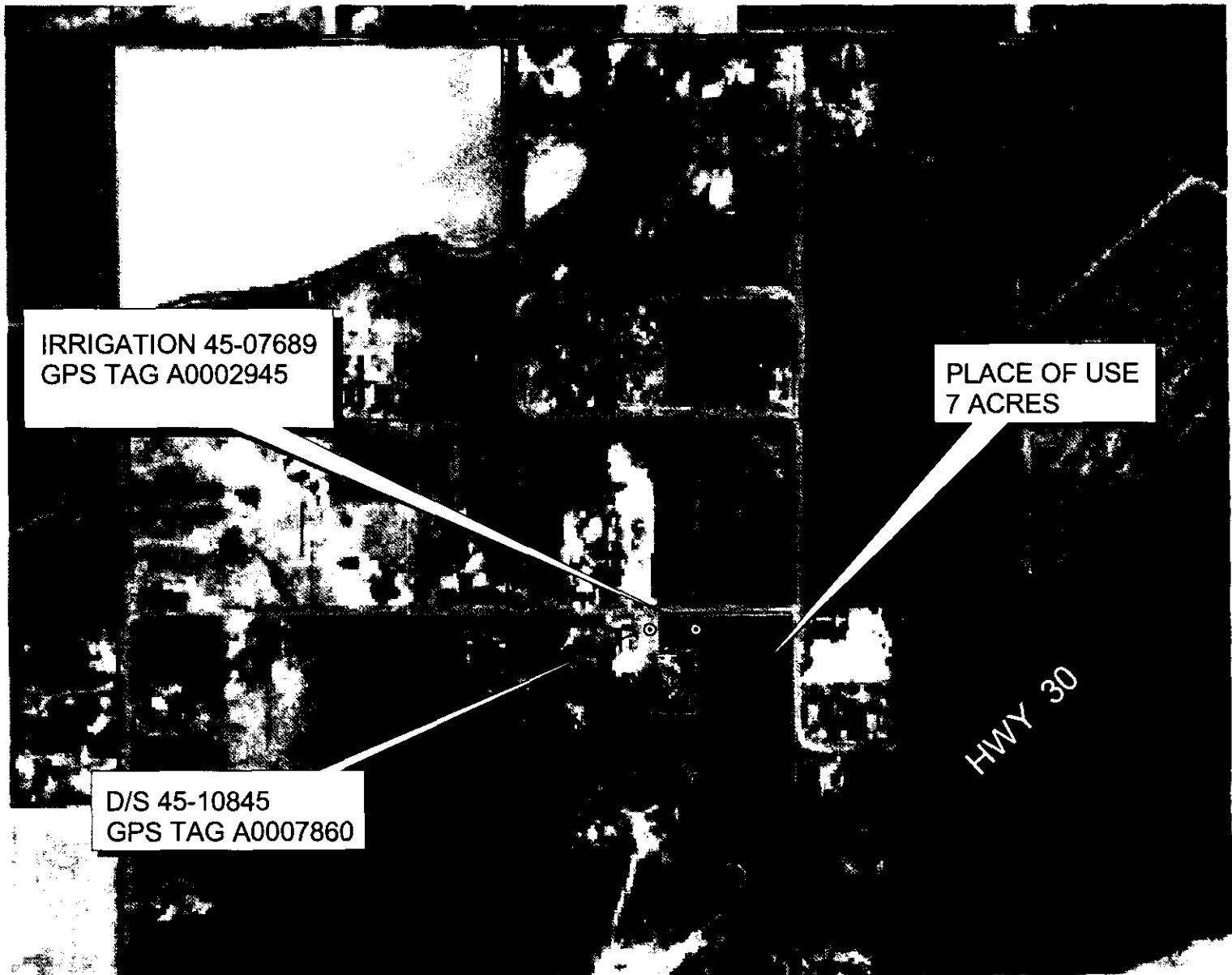
T9303

29 28

Lonnie Korb
45-07689
Aerial Flight 1992
Sec 29 T 10S R 22E

IDAHO DEPARTMENT OF WATER RESOURCES

Field Exam for Lonnie and Lovenia Korb
Irrigation 45-07689, Domestic/Stock 45-10845



SECTION 29, T10S, R22E, SENW 1/4



⊙ Points of Diversion

Place of Use

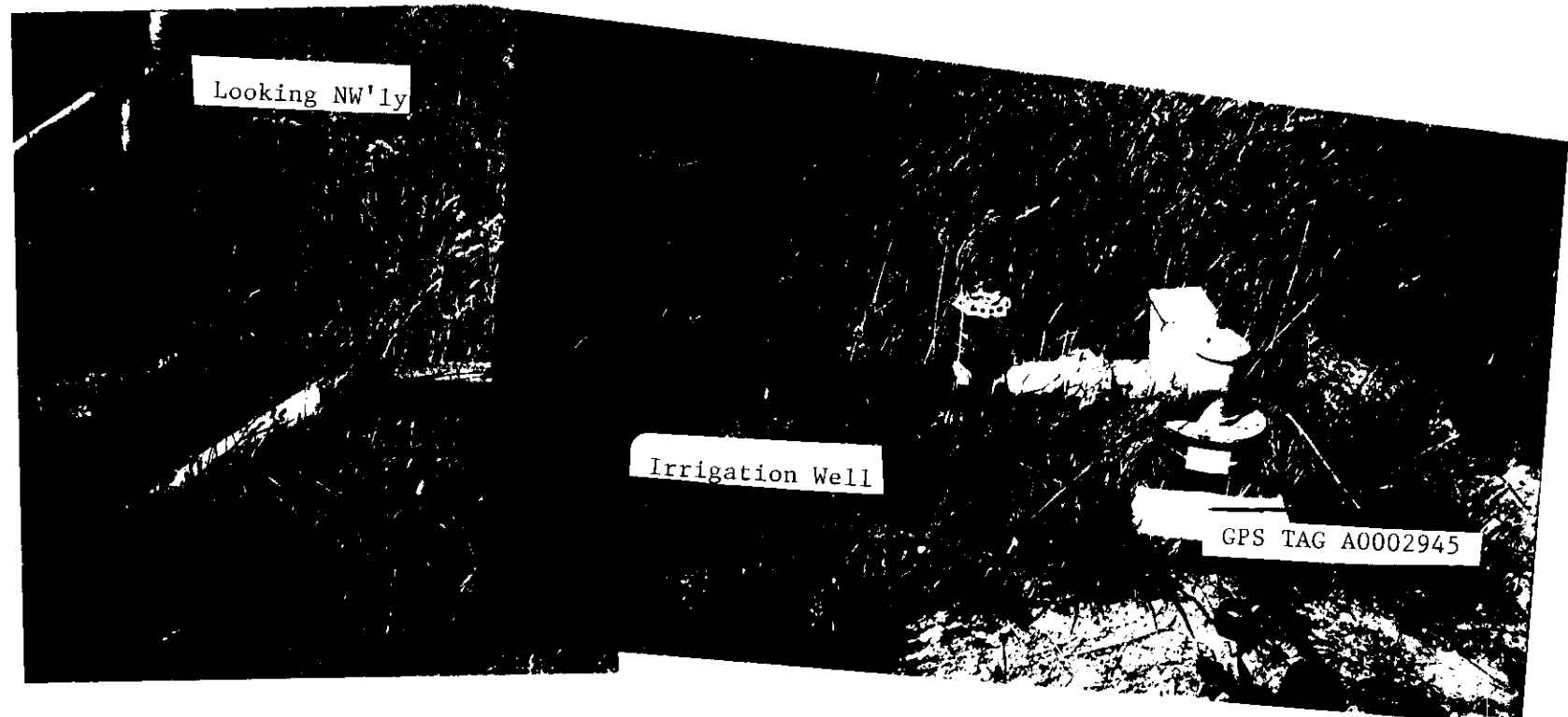
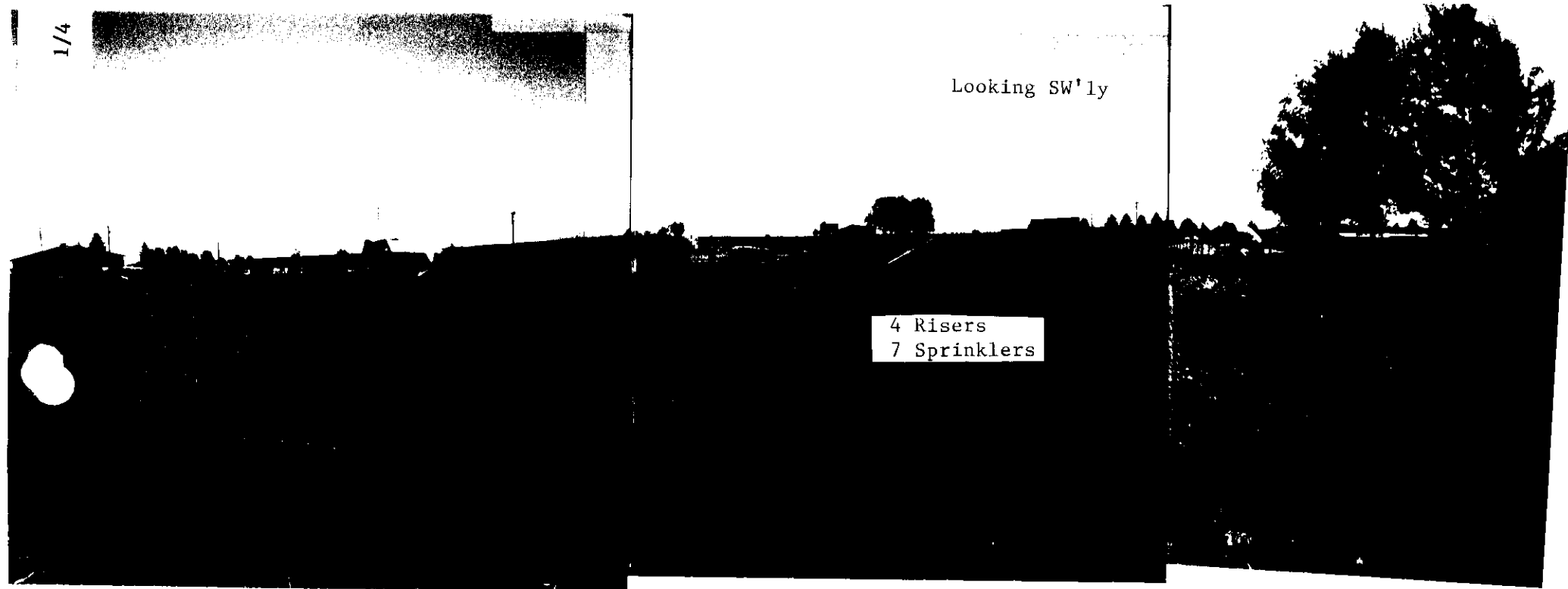


Section Line



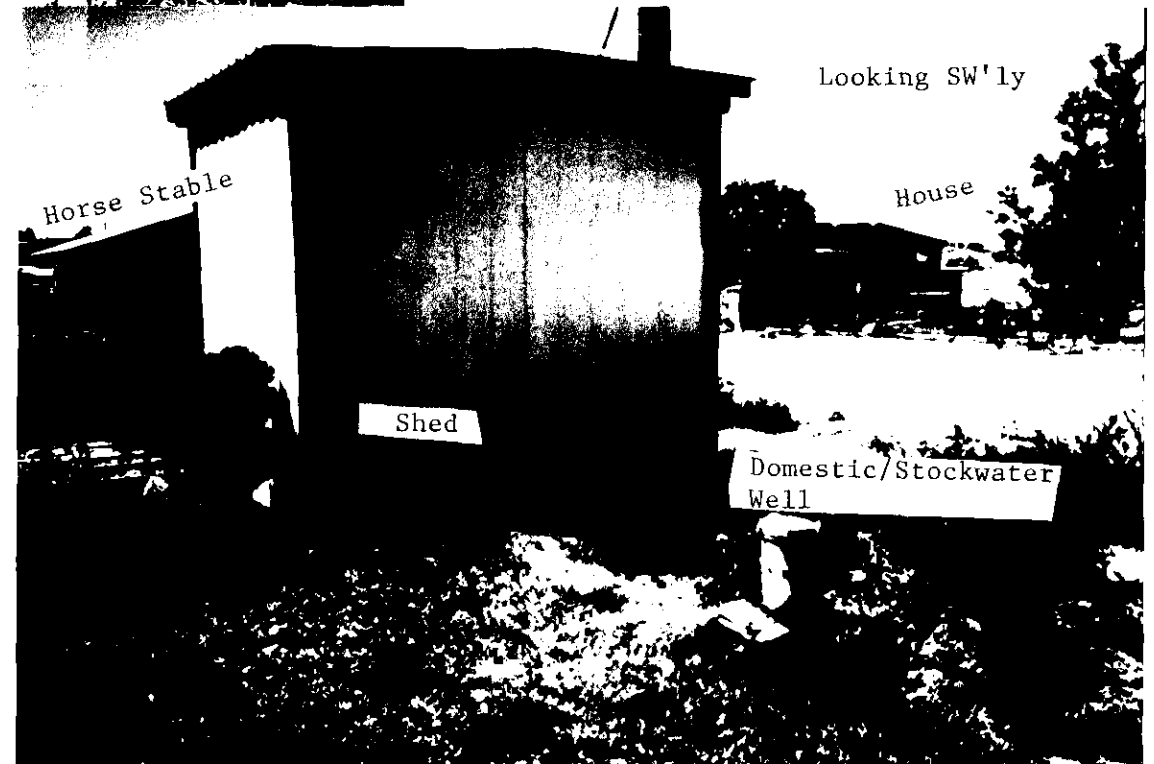
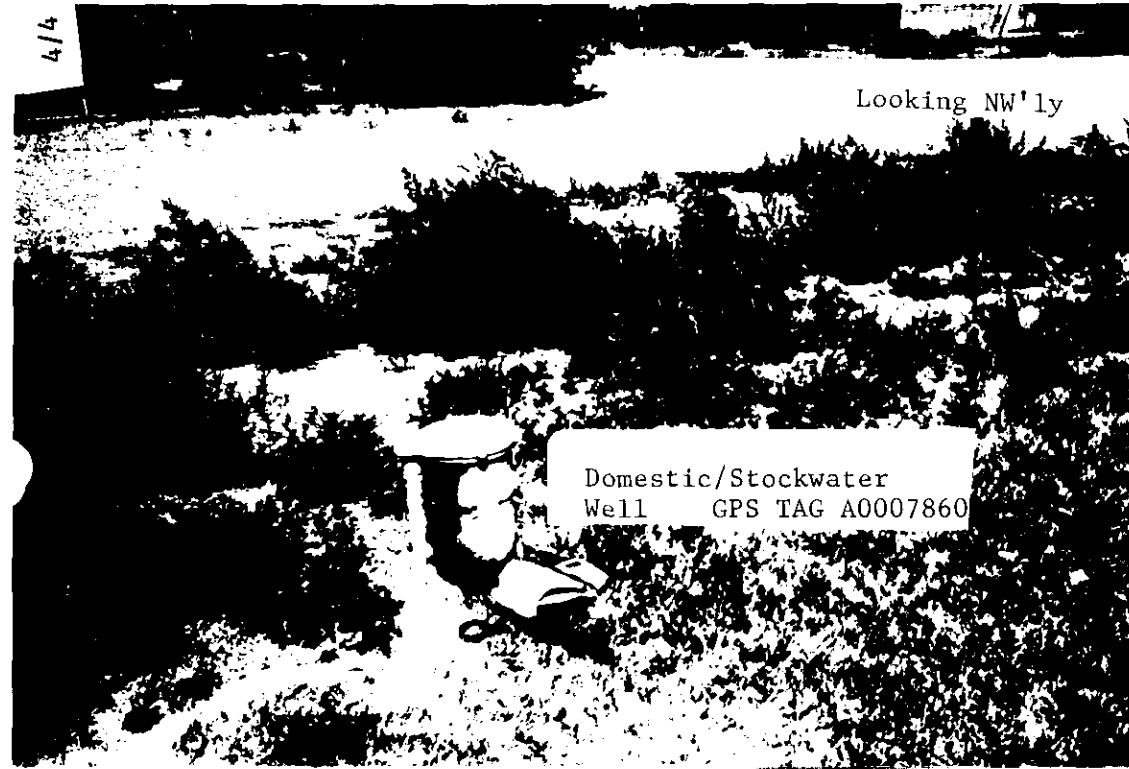
Quarter-Quarter Line

P/D AND P/U PRESENTATION
1987/1988 NAPP PHOTOGRAPHY
DATA ENTRY BY G. SATTERLEE
28 JULY 1999



Lonnie Korb
FE: Amanda Folsom
25 June 1999

45-07689



Lonnie Korb
FE: Amanda Folsom
25 June 1999

D/S 45-10845
Irr 45-07689

2/4

Looking South

Acres Being Irrigated

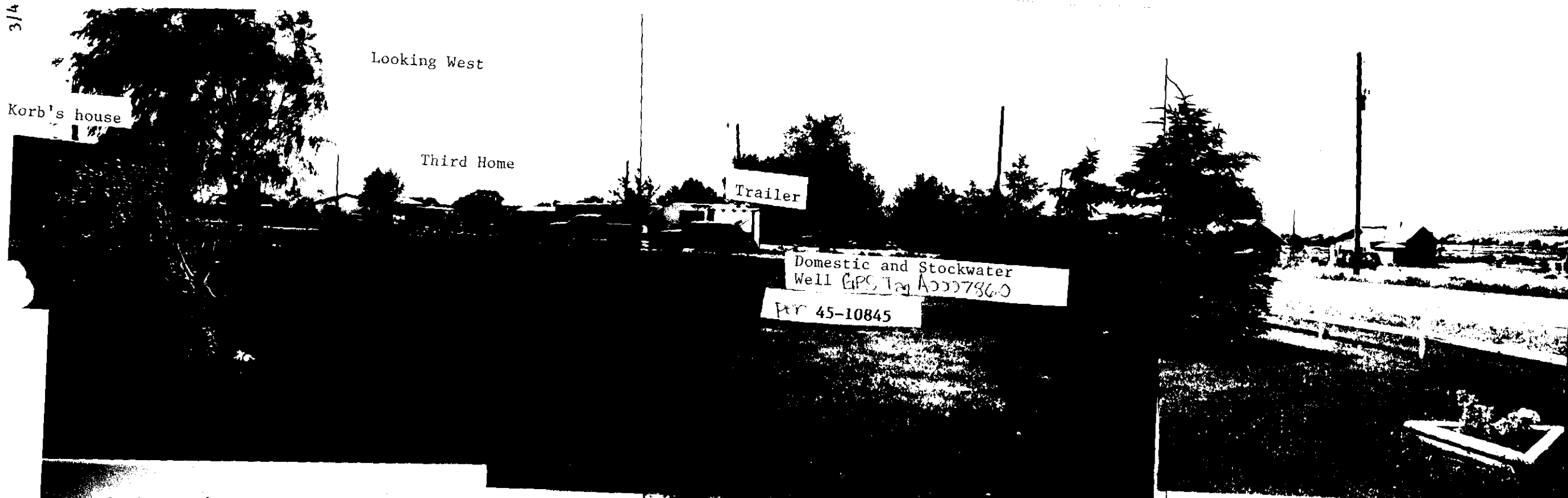
Lonnie Korb
FE: Amanda Folsom
25 June 1999

45-07689

Looking SW'ly

Acres Being Irrigated

3/4



Looking West

Korb's house

Third Home

Trailer

Domestic and Stockwater
Well GPS Tag A0007860

Per 45-10845

Looking SW'ly

Acres being
Irrigated

Irrigation Well

Korb's House

Lonnie Korb
FE: Amanda Folsom
25 June 1999

45-07689

Flow Rate

Rainbird Nozel $\frac{5}{32}$ PSI 35 = 4gpm

$$(4 \text{ gpm})(4 \text{ risers})(7 \text{ spk}) = 112 \text{ gpm}$$
$$\frac{112 \text{ gpm}}{448.83} = 0.25 \text{ cfs}$$

Irrg (7.0 acres)(0.02) = 0.14 cfs - recommended rate

AFA

$$(7.0 \text{ acres})(4) = 28 \text{ afa}$$

$$(0.14 \text{ cfs})(\frac{246}{5})(1.9835) = \span style="border: 1px solid black; padding: 2px;">14.0 \text{ afa} - recommended volume$$

AFA
 $0.14 \text{ cfs} \times 246 \times 1.9835 = 68.13$

Allow $7 \times 4 = 28 \text{ afa}$

Korb, Lonnie
Lorenia

45-07689

E. NARRATIVE/REMARKS/COMMENTS

TO: FILE 45-07689

FROM: AMANDA FOLSOM

DATE: 23 JULY 1999

Henry Sellers was the previous owner of the property in the SENW 1/4 of Sec 29, Twn 10S, Rng 22E. This is a description of his actions beginning in 1991:

Feb 25, 1991

The department received Mr. Sellers' Application for Permit, indicating he was going to irrigate nine acres.

Sep 21, 1993

The department received Mr. Sellers' Proof of Beneficial Use still indicating he was irrigating nine acres.

July 9, 1998

Representing the West East Snake Plain Aquifer Measurement District, Dan Nelson performed a measurement of the irrigation well. He collected the information for the well and measured with the Tyme Flyte. Dan indicated that Mr. Korb was irrigating 7 acres.

July 27, 1998

The department received an Assignment of Permit for Lonnie and Loveina Korb, with Henry Sellers signing over the water right permit.

June 8, 1999

The department received a Notice of Change of Water Right Ownership added only to the adjudication file. A Warranty Deed is also in the adjudication file showing the purchase of the property on April 28, 1995. A copy of the ownership documents have been added to the Water Right File.

June 25, 1999

Water Right Field Exam was conducted by me. I spoke with Mr. Korb, and he informed me that he was not irrigating nine acres and had no idea where that figure had come from. He stated he was irrigating between 5 and 7 acres. The GIS Shape File shows 6.3 acres of pasture and 0.6 acre of lawn for a total of 7.0 acres. Looking around the property, I observed Mr. Korb's home and lawn. To the east of the house is the pasture, the 6 acres being irrigated, and to the west of the house is a trailer home, another house, and a horse stable.

I questioned Mr. Korb about the trailer and he said that it belonged to the brother of Henry Sellers along with the horse stables. He rents the pasture from Mr. Korb. From what I could gather from Mr. Korb, all three homes and the horse stable are connected to the domestic/stockwater well located in the SWSE 1/4 of Sec 29, Twn 10S, Rng 22E. The well is associated with the adjudication claim 45-10845, belonging to Mr. Korb. Pictures and

a brief description will be added to the adjudication file.

The irrigation well in the SESE 1/4 of Sec 29, Twn 10S, Rng 22E is used only for irrigation. There are 4 risers with 7 sprinklers on each riser. The risers run south from the well with hand lines running perpendicular. Mr. Korb waters every 5 days for 12 hours at a time. All developments were completed as stated on the permit. Dan's measurement in 1998 was 114 gpm. My measurement in 1999 was 112 gpm. Although the capacity of the well is 0.25 cfs, I am recommending 0.14 cfs considering 7.0 acres are being irrigated.

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

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

$$(4 \text{ gpm})(4 \text{ risers})(7 \text{ spk}) = \frac{112 \text{ gpm}}{448.83} = 0.25 \text{ cfs}$$

$$(7.0 \text{ acres})(0.02) = \underline{0.14 \text{ cfs}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (7.0 \text{ acres})(4) = 28 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.14)(246)(1.9835) = 68.3 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{28 \text{ afa}}$$

2. Volume Calculations for Other Uses:

Exam Fee Limit	0.20 cfs	
Permit Rate	0.18 "	
Measured Rate	0.25 "	← System Capacity
Recommend	0.14 cfs	

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	0.14	28.0
Totals:			0.14 cfs	28 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 Chanda Tolson Date 2 July 99

Reviewer _____ Date _____

SEAL



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

August 28, 1998

PHILIP E. BAIT
GOVERNOR

KARL J. DREHER
DIRECTOR

LONNIE KORB
LOVENIA KORB
565 W 40 S
BURLEY ID 83318

RE: ASSIGNMENT OF PERMIT 45-07689

Dear Mr. & Mrs. Korb:

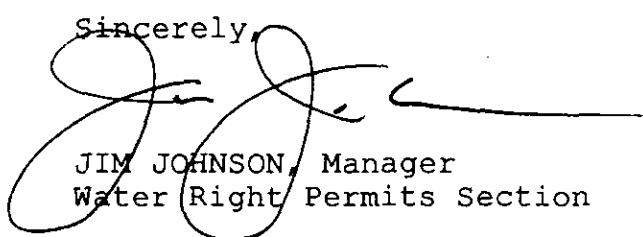
We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. A computer generated report is enclosed for your information.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED
SEP 21 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

July 21, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HENRY SELLERS
1927 SCHODDE
BURLEY ID 83318

RE: Permit 45-07689

Dear Mr. Sellers:

We are in receipt of a Notice of Change of Water Right Ownership form changing ownership of the above-mentioned permit from yourselves to Lonnie & Lovenia Korb.

Since this water right is still in the **permit** stage it is considered personal property and change of ownership for a permit is done with an Assignment of Permit form. I have enclosed an assignment form for your convenience. Please note that there is a \$25.00 filing fee required.

Receipt of the completed assignment form and filing fee in our office will enable us to complete this transaction for you.

If you have any questions regarding this matter, you may telephone me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosure

cc: Lonnie & Lovenia Korb

MICROFILMED
SEP 21 1998

October 1, 1993

HENRY SELLERS
RT 4 BOX 4208
BURLEY ID 83318

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 45-07689

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 SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

OCT 21 1993

July 31, 1993

HENRY SELLERS
RT 4 BOX 4208
BURLEY ID 83318

PROOF DUE NOTICE

RE: PERMIT NO. 45-07689

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 October 1, 1993. (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.

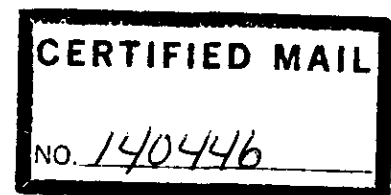
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

OCT 21 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 1, 1991

HENRY SELLERS
RT 4 BOX 4208
BURLEY ID 83318

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 45-07689

Dear Permit Holder:

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

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

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

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

RECEIVED
OCT 03 1991

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

MAILED

OCT 03 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 45-7689/Trust Water Processing

DATE: 9-25-91

The above application is a trust water filing which has been advertised by the region and forwarded to the state office for final review.

Review of the file indicates that the use is a new development. Acreage shall be counted as trust acreage and all trust conditions are applicable.

UNRECORDED
OCT 03 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Apr-1991

HENRY SELLERS
RT 4 BOX 4208
BURLEY ID 83318

Re: Application for Permit No. 45-07689

Dear Mr. Sellers:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the South Idaho Press on 5/3 & 5/10/91. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

OCT 03 1991

Douglas Jones, E. I. T.
Water Resources Engineering Specialist

DJ:MB

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

45-07689

SELLERS, HENRY
RT. 4 BOX 4208
BURLEY, ID 83318

Source: GROUNDWATER

Diversion Pt: SESENW Sec 29 T 10S R 22E

Use: IRRIGATION (.180 CFS)
Total Diversion: (.180 CFS)

Date Filed: 2/22/ 1991

In: T10S R22E S29 SENW

9.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before MAY 20, 1991.

PJ Keith Higginson, Director

Published 5/3/1991 & 5/10/1991 OCT 03 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208) 734-3578

APRIL 17, 1991

SOUTH IDAHO PRESS
BOX 190
BURLEY, ID 83318

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before MAY 20, 1991.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED

OCT 03 1991