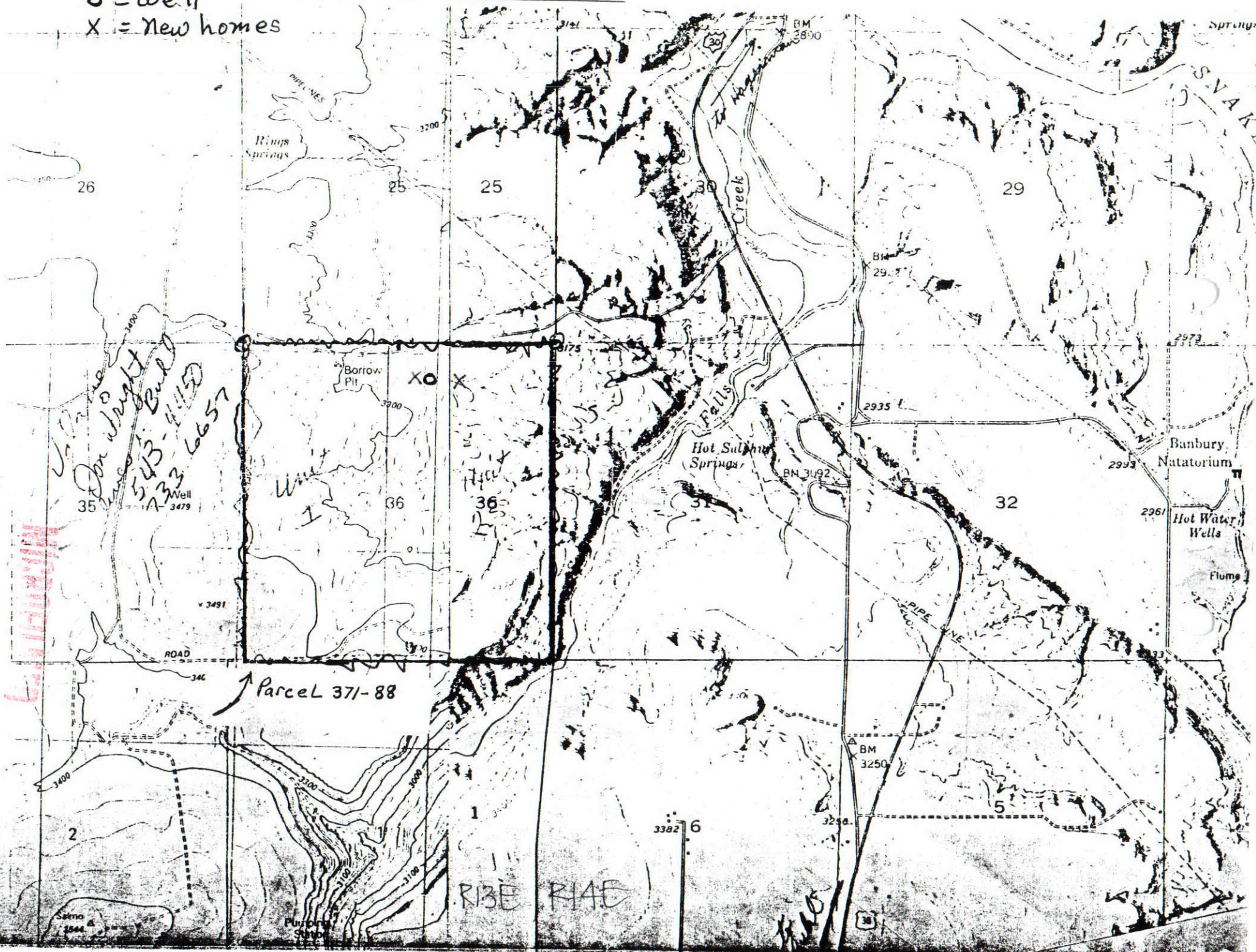


SEC 36, T08 S, R13E

o = well  
x = New homes



OCT 1 0 1996

47-08401

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 47-08401 ) ORDER OF  
 )  
IN THE NAME OF DAVID ROSS & MARK LEWIS ) REINSTATEMENT  
 )

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before September 1, 1997; and,

WHEREAS, the Department notified the permit holder on June 30, 1997, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department mailed the permit holder a lapse notice on September 8, 1997, since an acceptable proof of beneficial use or extension of time request had not been received; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on October 10, 1997;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 47-08401 is **REINSTATED** with an advance in priority to **July 19, 1996**.

DATED this 21<sup>st</sup> day of November, 1997.

L. GLEN SAXTON, Chief  
Water Allocation Bureau

MICROFILMED  
DEC 09 1997

WV

FOR OFFICE USE ONLY  
Amt. of Fee \$: \_\_\_\_\_  
Receipt No. \_\_\_\_\_  
Receipt By: \_\_\_\_\_  
Date Received: \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 10 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 47-08401 Telephone No. (208) 543-6099
2. Name(s) of Permit Holder(s): Mark & Michelle Lewis
3. Mailing Address: P.O. Box 88 Jerome, Id. 83338
4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 4 yr. 96
- a. Well Driller: Eaton Drilling & Pump Service Drilling Permit Number: 47-96-5-0035-000
- b. OPTIONAL:  
Pump Horsepower: 3 HP Pressure (psi): 50 Dynamic pumping level (ft): 300'

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

Domestic (No. of households): 2 Stockwater (No. and type of stock): \_\_\_\_\_

Irrigation (No. of acres): \_\_\_\_\_ Other: \_\_\_\_\_

6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR \_\_\_\_\_ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes \_\_\_\_\_ or No X  
Has the measuring device been installed? Yes \_\_\_\_\_ or No X  
Flow Measurement Port: Is a flow measurement port required? Yes \_\_\_\_\_ or No X  
Has the measurement port been installed? Yes \_\_\_\_\_ or No X

8. Fee Enclosed: \$ \_\_\_\_\_ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Mark or Michelle Lewis Telephone Number: 543-6099  
Address: 4800 North 890 East (Magic Water Rd) Buhl

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

Signature of permit holder: \_\_\_\_\_ Date: \_\_\_\_\_  
(include your title, if on behalf of company of organization)

MICROFILMED

DEC 09 1997

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**  
NO. 47-08401

Proposed Priority: June 10, 1996

Maximum Diversion Rate:

0.08 CFS

This is to certify, that **DAVID ROSS**  
**MARK LEWIS**  
PO BOX 631

JEROME ID 83338-0631

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**

DOMESTIC

01/01 to 12/31

0.08 CFS

**LOCATION OF POINT(S) OF DIVERSION:**

NWNE , Sec. 36, Township 08S, Range 13E  
TWIN FALLS County

**PLACE OF USE:** DOMESTIC

**TWN RGE SEC**

08S 13E 36

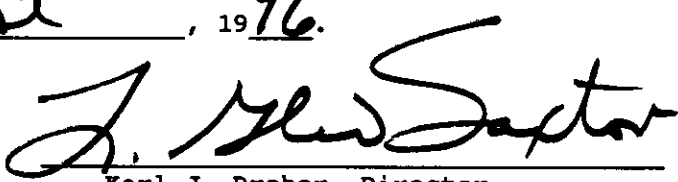
NWNE

**CONDITIONS OF APPROVAL AND REMARKS**

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1997**.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. Domestic use is for 2 homes.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.
6. Any irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted lot upon which a home has been constructed.

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

21<sup>st</sup> day of August, 1996.

  
for Karl J. Dreher, Director

**RECORDED**

OCT 10 1996

RECEIVED  
JUN 10 1996  
Department of Water Resources  
Southern Region

Ident. No. 47-08401

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

RECEIVED

AUG 14 1996

1. Name of Applicant David Ross & Mark Lewis Phone 208-324-4249  
Mailing address P.O. Box 631 Jerome Idaho 83338
2. Source of water supply well Ground Water which is a tributary of \_\_\_\_\_
3. Location of point of diversion is Township 08s Range 13 E Sec. 36, in the \_\_\_\_\_ 1/4,  
NW 1/4, NE 1/4, Govt. Lot \_\_\_\_\_, B.M., Twin Falls County;  
additional points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:
- |                                                                                                           |                              |
|-----------------------------------------------------------------------------------------------------------|------------------------------|
| Amount <u>0.08</u> for <u>Domestic</u> purposes from <u>Jan 1</u> to <u>Dec 31</u> (both dates inclusive) | (cfs or acre-feet per annum) |
| Amount <u>0.03</u> for <u>Irr</u> purposes from <u>4-1</u> to <u>10-31</u> (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) |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)                                | (cfs or acre-feet per annum) |
5. Total quantity to be appropriated is (a) 0.11 0.08 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source 3 HP Submersible  
1 1/4" Pipe to Home Sites
- b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total  
reservoir capacity \_\_\_\_\_ acre-feet
- c. Proposed well diameter is 6" inches; proposed depth of well is 325 feet
- d. Is ground water with a temperature of greater than 85°F being sought? No
- e. If well is already drilled, when? 4-10-96; Drilling firm Eaton 47-96-S-0035-000  
Well was drilled for (well owner) David Ross; Drilling Permit No. 5018994 (receipt #)
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in KW. \_\_\_\_\_
- b. Stockwatering; list number and kind of livestock. cattle 20 Head DR
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. 2
- e. Other; describe fully. \_\_\_\_\_

RECEIVED

OCT 10 1996

9. Description of place of use:

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

| TWP | RGE | SEC | NE            |               |               |               | NW |    |    |    | SW |    |    |    | SE |    |    |    | TOTALS |
|-----|-----|-----|---------------|---------------|---------------|---------------|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | <del>NE</del> | NW            | SW            | SE            | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 08S | 13E | 36  | <del>D</del>  | D             |               |               |    |    |    |    |    |    |    |    |    |    |    |    | 1      |
|     |     |     | <del>NE</del> | <del>NE</del> | <del>NE</del> | <del>NE</del> |    |    |    |    |    |    |    |    |    |    |    |    |        |
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Total number of acres to be irrigated 1

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

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

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

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: New home for Darter & Family

Mark & Michelle Lewis

Homes for applicant & daughter's family. Each home limited to 1/2 ac irrigated yard

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

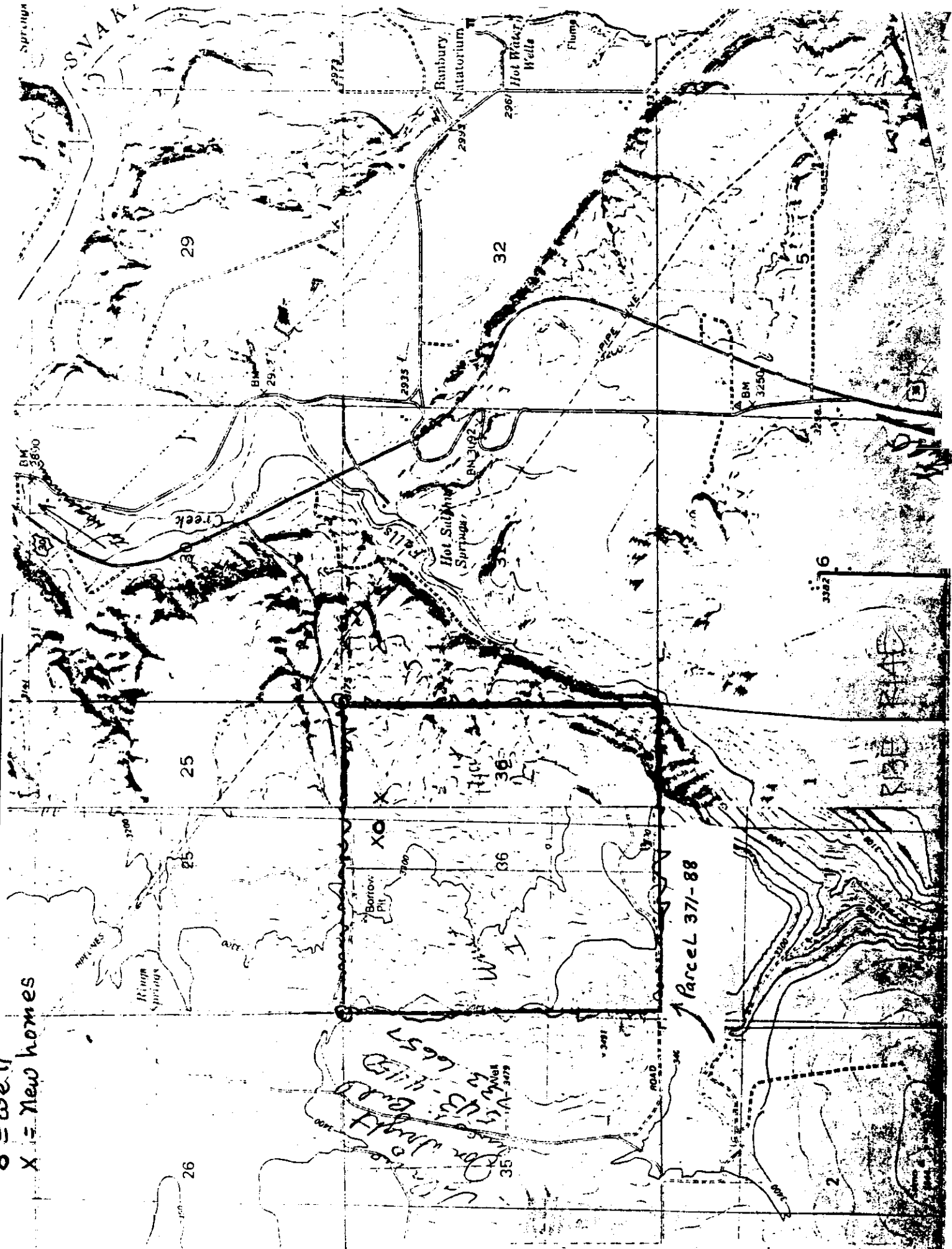
David Ross owner  
Signature of Applicant (and title, if applicable)

Received by G.L.S. Date 10 JUNE 96 Time 1445 HRS Preliminary check by J. K. Stanton  
Fee \$ 50.00 Receipted by G.L.S. # 5019228 Date 10 JUNE 96  
Publication prepared by TMB Date 6/24/96 Published in Idaho News  
Publication approved TMB Date 8/9/96

OCT 10 1996

SEC 36, T08S, R13E

o = well  
X = New homes



007123

47-08401

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47-08401

**ANALYSIS SHEET  
FOR  
PROOF OF BENEFICIAL USE**

Permit No. 47-08401 Reviewed by [Signature] Date 11-18-97

**GENERAL CONSIDERATIONS**

yes Name same as permit?  
no Address same as permit?  
no Proof timely received?  
If not, complete calculation below.

**TYPES OF USE**

dom.

Correct Uses? yes

**SOURCE OF WATER**

           Surface water source

✓ Ground water source

yes Drilling permit required?

yes Copy in the file? Drilling Permit No. 47-96-S-0035-000

35- Amount paid for permit

yes Correct?

no Well log in the file?

**LICENSE EXAMINATION FEE**

no Required?

/ Amount Submitted

           Correct?

**MEASURING DEVICE**

no Required?

/ Installed?

           Waiver requested?

**PRIORITY CALCULATION**

Date proof received 10-10-97 283

Date proof due 9-1-97 - 244

No. of days late            = 39

Priority Date 6-10-96 + 141

New Priority Date 7-19-96 200

> 7-19-96

**DEFICIENCIES OR ACTION ITEMS**

*Reinstate & advance priority to July 19, 1996.  
Proof acceptable*

**DATA ENTRY**

New Address P.O. Box 88 Proof Made 10-10-97



**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

November 21, 1997

Mark and Michelle Lewis  
PO Box 88  
Jerome ID 83338

**PROOF ACKNOWLEDGMENT LETTER**

**RE:** Permit No. 47-08401

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form and supporting information submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Note that the priority date has been advanced to July 19, 1996, as provided in Section 42-218a.2, Idaho Code.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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 the field examination, you may contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH  
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Region

MICROFILMED  
DEC 09 1997

Ident. No.

47-96-S-0035-000  
RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR DRILLING PERMIT**

OCT 10 1997

Department of Water Resources

1. Name: DAVID ROSS  
Address: P.O. BX 631  
JEROME ID 83338-''''

O 208-324-4249

2. Proposed Well Location: Township 08S, Range 13E, Sec. 36, NENE  
TWIN FALLS County

3. Proposed Use of Well: Domestic

The use of water for homes, organization camps, livestock and for any other purpose in connection therewith, including irrigation for up to .5 acres of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

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

4. Well Construction Information:

A. NEW WELL

B. Proposed Surface Diameter 6 In. Proposed Maximum Depth 300 Ft.

C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

(NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 4/ 8/1996

6. Anticipated Well Driller: EATON DRILLING & PUMP SERVICE INC (No. 0026)

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

7. Applicant's Signature [Signature] Date 4-5-96

Title \_\_\_\_\_

(Owner, Firm Representative, Other)

\*\*\*\*\*  
Fee \$ 35.00 Received by A. J. No. 5018994 Date 4/5/96

MACROFILMED

OCT 10 1997

(Continued)

## ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is APPROVED

Date: 4/ 5/1996

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

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank. Public Water Supply wells must not be drilled closer than 100' from any drainfield or septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If the bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "Dig Line " Number for your area is 1-800-342-1585.
9. \This well permit is to be used for one home. There will be requied a down hole temp. prob on site during the drilling of this well. owner will notify the dept. when they hook up the well for use.

  
Signature of Authorized Dept. Representative

  
Title

\*\*\*\*\*  
EXTENSION OF DRILLING PERMIT

Extension Approved by: \_\_\_\_\_

Approval Date: \_\_\_\_\_

Expires On: \_\_\_\_\_

MICROFILMED  
1996

**Idaho Public Works  
Contractor**

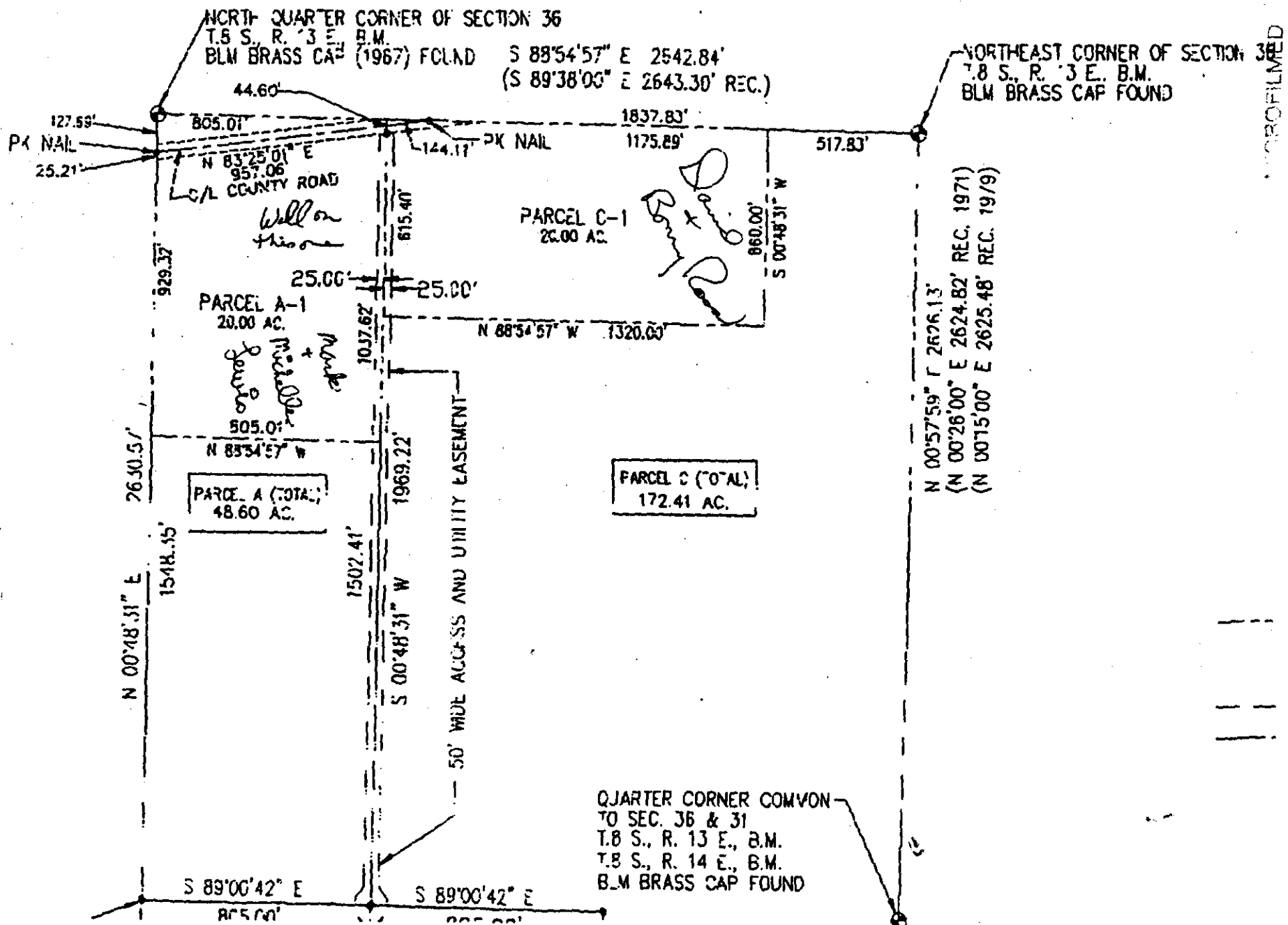
**Family-Owned Business  
Since 1907**

14596

DATE 4-9-96

| QTY. | DESCRIPTION                 | PRICE PER UNIT                   | AMOUNT DUE |
|------|-----------------------------|----------------------------------|------------|
| 282  | 8" bore hole & 6" casing    | 19 <sup>00</sup> / <sub>14</sub> | 5353       |
| 43   | 6" bore hole below casing   | 9 <sup>00</sup> / <sub>14</sub>  | 387        |
|      | 6" Well cap                 |                                  | 45         |
|      | 6" drive shoe               |                                  | 50         |
| 200* | bentonite Sealant           |                                  | 40         |
|      | <del>325' total Depth</del> |                                  |            |
|      | 192' Static Water level     |                                  |            |

**TOTAL**



REPROFILLED

REC 09 1997

# WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

September 8, 1997

MARK LEWIS  
DAVID ROSS  
PO BOX 631  
JEROME ID 833380631

LAPSE NOTICE

RE: PERMIT NO. 47-08401

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated June 30, 1997. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON  
Chief, Water Allocation Bureau

Enclosures

MICROFILMED  
DEC 09 1997

CERTIFICATION OF MAILING

I hereby certify that on 9-8-97  
a copy/an original of this document was  
deposited in the United States mail,  
postage prepaid addressed to the  
individual(s) named above.

*[Signature]*

June 30, 1997

MARK LEWIS  
DAVID ROSS  
PO BOX 631  
JEROME ID 833380631

PROOF DUE NOTICE

RE: PERMIT NO. 47-08401

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 September 1, 1997. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

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

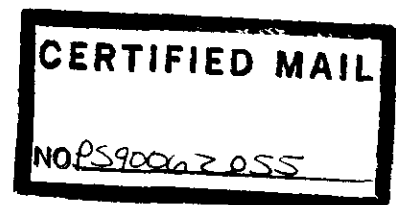
SINCERELY,

JULIE L. YARBROUGH  
Senior Secretary

Enclosures

MICROFILMED

DEC 09 1997



From: DWR03::JCARLSON 21-AUG-1996 11:56:48.72  
To: DWR60::GFUNDERB  
CC: JCARLSON  
Subj: 47-96-S-005-000 David Ross

Good Morning Gary:

Cindy Zimmerman was trying to match D.P. with W.R. and found the following possibility.

The subject drilling permit 47-96-S-0035-000 may have a corresponding water right 47-08401. The 1/4-1/4 does not match exactly so it could be an error on the legal.

If they do not file another drilling permit referencing this water right we should probably correct the legal and collect the additional fee.

Thanks.  
jdc

RECEIVED  
OCT 10 1996



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

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

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

August 21, 1996

MARK LEWIS  
DAVID ROSS  
PO BOX 631  
JEROME ID 83338-0631

**PERMIT APPROVAL NOTICE**

RE: PERMIT NO. 47-08401

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

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.

Sincerely,

Shelley W. Keen  
Water Rights Supervisor

SK:ph

Enclosures

RECORDED  
OCT 10 1996

**APPLICATION FOR PERMIT  
STATE OFFICE REVIEW  
by Cindy Zimmerman**

No.: 47-8401 Name: Ross/Lewis Date: 8/19/96 Ad OK? ✓  
Correct Fee? ✓ Receipt #: 509228 Priority: 6/10/96 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes ESRP Mor GWMA Trust/Non-trust  
- In 20/30/40/50/60/70/80 (87) basin? P84  
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

**PROTESTED:**

**SYSTEM COMPLETED:**

Yes/proof filed - NA  
1 year/no proof - P16  
+1 year - 26A-P17

**GROUNDWATER:** ☒ FLO-CH

```
+ 0.2 cfs          - 01M
= / - 0.2 cfs      - No MD
= / + 5 a.         - 01M, 065 (if GW use SW 1st)
```

Drilling Permit:

Existing well - NA (pre 7/1/87)  
Included w/permit - Permit No. 47-96-S-0035-000, P99  
No WD permit? - 046-46B-P23 (post 7/1/87)  
irr. in WD - P05 (new well)

**SURFACE WATER** <✓ FLO-CH>(Surface water that doesn't sink is regulated):

Water District(~~dem~~) - 005 (req) WD # \_\_\_\_\_ <SEE MAP & LISTING>  
+ 0.2 cfs - 01J(meas dev)-P08  
= / - 0.2 cfs - 01H(lock dev)-P01 or No MD  
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)  
- 0.2 cfs - No MD  
= / + 5 a. irr. - 01M

**RIVER BASINS** (\*Surface water):

```
Snake R (01) - 11A-P04, NA
          (02/03-irr) - 007-P07 (w/remark WB9-t Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
```

**USE:**

Domestic (surface) - \*WB5(Boise R ↑ Star Bridge); 27A(Payette R); NA  
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10;044(N 1000 Spr)  
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)  
+ 5 a - 03A (0.02 cfs/A)  
Mining - 054 (req) & 06A/010/09E-P10  
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);  
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09  
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

**LOCATION:**

|                    |   |                                        |
|--------------------|---|----------------------------------------|
| Boise Front LoGeo  | - | 058 (-85° GW temp only)                |
| In-stream dev.     | - | P52 (stream channel alteration)        |
| Irr Dist/Canal Co. | - | 023 (Twin Falls area)                  |
| Swan Falls Flag    | - | <u>C</u> <SEE CODE CHART>              |
| Trust              | - | 051-052-053-P74 (Consumptive Uses), NA |
| Non-Trust <1>      | - | 048-049 (Consumptive Uses), NA         |

**OWNERSHIP:**Non-land owner

**OTHER CONDITIONS:**

STANDARD REMARKS:

**BENEFICIAL USE DUE:**

**COMMENTS :**

RECEIVED

AUG 14 1996

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

Department of Water Resources

INITIAL REVIEW BY  
APPLICATION NO.

*J. F. Stanton*

DATE 6-24, 1996

47-08401

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (see USGS quad for names of water sources)
- ☒ Point of diversion (10 Acres for spring, lot & block descriptions subdivisions, local name, flow &/or volume.)
- ☒ County
- ☒ Quantity (flow &/or volume)
- ☒ Period of use
- ☒ Nature of proposed use (include description of use)
- ☒ Description of diverting works.
- ☒ Time required for beneficial use of water.
- ☒ Place of use or acres irrigated.
- ☒ Map
- ☒ Signature (If applicant is corp., partnership, or municipality, of signator is required)
- ☒ Fee
- ☒ Yes ☐ No\* In form to receipt

-----PROPOSED PRIORITY DATE  
6-10 1996

ADDITIONAL INFORMATION

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

See reverse side for additional information.

\* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: \_\_\_\_\_

Date Requested \_\_\_\_\_, 19\_\_\_\_

**SEND COPIES TO:** \_\_\_\_\_ Idaho Dept of Health & Welfare \_\_\_\_\_ USDI BLM  
 \_\_\_\_\_ Idaho Dept of Fish & Game \_\_\_\_\_ USFS  
 \_\_\_\_\_ Idaho Dept of Lands \_\_\_\_\_ Water Dist.  
 \_\_\_\_\_ Adjudication Bureau Unit \_\_\_\_\_ Other \_\_\_\_\_

~~X~~ Yes    \_\_\_ No    Affidavit of publication received.  
~~X~~ Yes    \_\_\_ No    Application published correctly.    If not, record action  
taken.

STATE OFFICE REVIEW \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
See below for additional information  
By \_\_\_\_\_ Date \_\_\_\_\_, 19 \_\_\_\_\_

[illegible]

LOCAL PUBLIC INTEREST

Comments recieved from:

|                                       |                                                       |                                           |
|---------------------------------------|-------------------------------------------------------|-------------------------------------------|
| <input type="checkbox"/> City         | <input type="checkbox"/> Idaho Fish & Game            | <input type="checkbox"/> Irrigation Dist. |
| <input type="checkbox"/> County       | <input type="checkbox"/> Idaho Health & welfare       | <input type="checkbox"/> Canal Company    |
| <input type="checkbox"/> Reservations | <input type="checkbox"/> Div. of Enviromental Quality | <input type="checkbox"/> Other _____      |

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
DATE \_\_\_\_\_, 19\_\_\_\_

NOTICE OF  
APPLICATION FOR  
WATER PERMIT

The following application  
has been filed to appropriate  
the public waters of the  
State of Idaho:

DAVID ROSS &/OR  
MARK LEWIS  
PO BOX 631  
JEROME ID 83338  
47-08401

Source: groundwater  
Diversion Pt:  
NW1/4NE1/4, S36, T8S,  
R13E; Twin Falls County.  
Use: Domestic (2 homes)  
(0.08 cfs) 1/1-12/31  
irrigation (0.03 cfs)  
4/1-10/31

Total Diversion: 0.11 cfs  
Date Filed: 6/10/96

In: One acre (1/2 acre per  
home) within  
NW1/4NE1/4, S36, T8S,  
R13E.

The permit will be subject  
to all prior water rights.  
Any protest must be filed  
with the Director, Dept. of  
Water Resources, Southern  
Region, 222 Shoshone  
Street East, Twin Falls, ID  
83301 together with a  
protest fee of \$25.00 on or  
before July 22, 1996. The  
protestant must also send a  
copy of the protest to the  
applicant.

Karl J. Dreher, Director

Published in the Times  
News on 7/4 & 7/11/96.

Affidavit of Publication

STATE OF IDAHO }  
COUNTY OF TWIN FALLS } SS.

No 28396

I, Linda Capps McBurne being first duly sworn upon oath, depose  
and say that I am Principal Clerk of the TIMES-NEWS, published daily, at  
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per  
clipping attached, was published in the regular and entire issue of said newspaper, and not in any  
supplement thereof, for Two consecutive issues,  
commencing with the issue dated July 4, 19 96,  
and ending with the issue dated July 11, 19 96.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho  
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except  
Monday, both of which newspapers prior to consolidation had been published under said names in said city and county  
continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since  
such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said  
newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated  
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be  
published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each  
issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO  
COUNTY OF TWIN FALLS

On this 8 day of Aug. in the year of 1996, before me,  
a Notary Public, personally appeared Linda Capps McBurne,  
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 made are true, and acknowledged to me that he executed the same.

Dheva R. Feltman  
Notary Public for Idaho  
Residing at Twin Falls, Idaho.  
My commission expires: 5/19/2000

OK  
MB  
8/9/96 OCT 10 1996

RETAIN THIS PORTION FOR YOUR RECORDS

|                                                                                                |                            |                                        |                                 |
|------------------------------------------------------------------------------------------------|----------------------------|----------------------------------------|---------------------------------|
| REMITTANCE ADDRESS<br><b>THE TIMES-NEWS - LEGAL</b><br>P.O. BOX 548, TWIN FALLS, ID 83303-0548 |                            | BILL TO<br><b>DEPT WATER RESOURCES</b> |                                 |
| AD NUMBER<br><b>71520</b>                                                                      | CLASS<br><b>0050 LEGAL</b> | SALESPERSON<br><b>5</b>                | BILLING DATE<br><b>06/28/96</b> |
| AD DESCRIPTION<br><b>Water right Ross/Lewis 47-08401</b>                                       |                            | START DATE<br><b>06/26/96</b>          | LINES<br><b>0</b>               |
| PUBLICATION<br><b>4 THE TIMES NEWS LEGAL</b>                                                   | INSERTIONS<br><b>1</b>     | RATE<br><b>LGL</b>                     | NET AMOUNT<br><b>38.72</b>      |
| FLAT CHARGE                                                                                    |                            | <b>FC</b>                              | <b>38.72</b>                    |
| TOTAL AD CHARGE                                                                                |                            |                                        |                                 |
| DAYS RUN                                                                                       |                            |                                        |                                 |
| PURCHASE ORDER<br><b>legal</b>                                                                 |                            | <b>PAY THIS AMOUNT</b>                 | <b>38.72</b>                    |
|                                                                                                |                            |                                        | <b>46.46*</b>                   |

\* AFTER 07/12/96

MESSAGE:

RECEIVED  
AUG 09 1996  
Department of Water Resources  
Southern Region

RECEIVED  
OCT 10 1996

**NOTICE OF  
APPLICATION FOR  
WATER PERMIT**

The following application  
has been filed to appropriate  
the public waters of the  
State of Idaho:

**DAVID ROSS &/OR  
MARK LEWIS**

**PO BOX 631  
JEROME ID 83338  
47-08401**

Source: groundwater  
Diversi on Pt:  
NW1/4NE1/4, S36, T8S,  
R13E; Twin Falls County.  
Use: Domestic (2 homes)  
(0.08 cfs) 1/1-12/31  
irrigation (0.03 cfs)  
4/1/-10/31

Total Diversion: 0.11 cfs  
Date Filed: 6/10/96

In: One acre (1/2 acre per  
home) within  
NW1/4NE1/4, S36, T8S,  
R13E.

The permit will be subject  
to all prior water rights.  
Any protest must be filed  
with the Director, Dept. of  
Water Resources, Southern  
Region, 222 Shoshone  
Street East, Twin Falls, ID  
83301 together with a  
protest fee of \$25.00 on or  
before July 22, 1996. The  
protestant must also send a  
copy of the protest to the  
applicant.

Karl J. Dreher, Director

Published in the Times  
News on 7/4 & 7/11/96.

RECORDED

OCT 10 1996



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033  
Fax (208) 736-3037

June 24, 1996

PHILIP E. BATT  
Governor

KARL J. DREHER  
Director

TIMES NEWS  
PO BOX 548  
TWIN FALLS ID 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin  
Sr. Secretary

Enclosure

OCT 16 1996

NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho:

DAVID ROSS &/OR  
MARK LEWIS  
PO BOX 631  
JEROME ID 83338

47-08401

Source: groundwater

Diversion Pt: NW1/4NE1/4, S36, T8S, R13E; Twin Falls County.

Use: Domestic (2 homes) (0.08 cfs) 1/1-12/31  
irrigation (0.03 cfs) 4/1/-10/31

Total Diversion: 0.11 cfs

Date Filed: 6/10/96

In: One acre (1/2 acre per home) within NW1/4NE1/4, S36, T8S, R13E.

The permit will be subject to all prior water rights. Any protest must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before July 22, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times News on 7/4 & 7/11/96.



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033  
Fax (208) 736-3037

June 24, 1996

PHILIP E. BATT  
Governor

KARL J. DREHER  
Director

DAVID ROSS &/OR  
MARK LEWIS  
PO BOX 632  
JEROME ID 83338

Re: Application for Permit No. 47-08401

Dear Applicant(s):

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 has scheduled advertising the application in the Times News for 7/4 & 7/11/96. A period of ten days following the second publication will be allowed for the submittal of protests.

If an 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 an 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,

James E. Stanton  
Sr. Water Resource Agent

JS:MB

RECEIVED  
JUL 1 1996