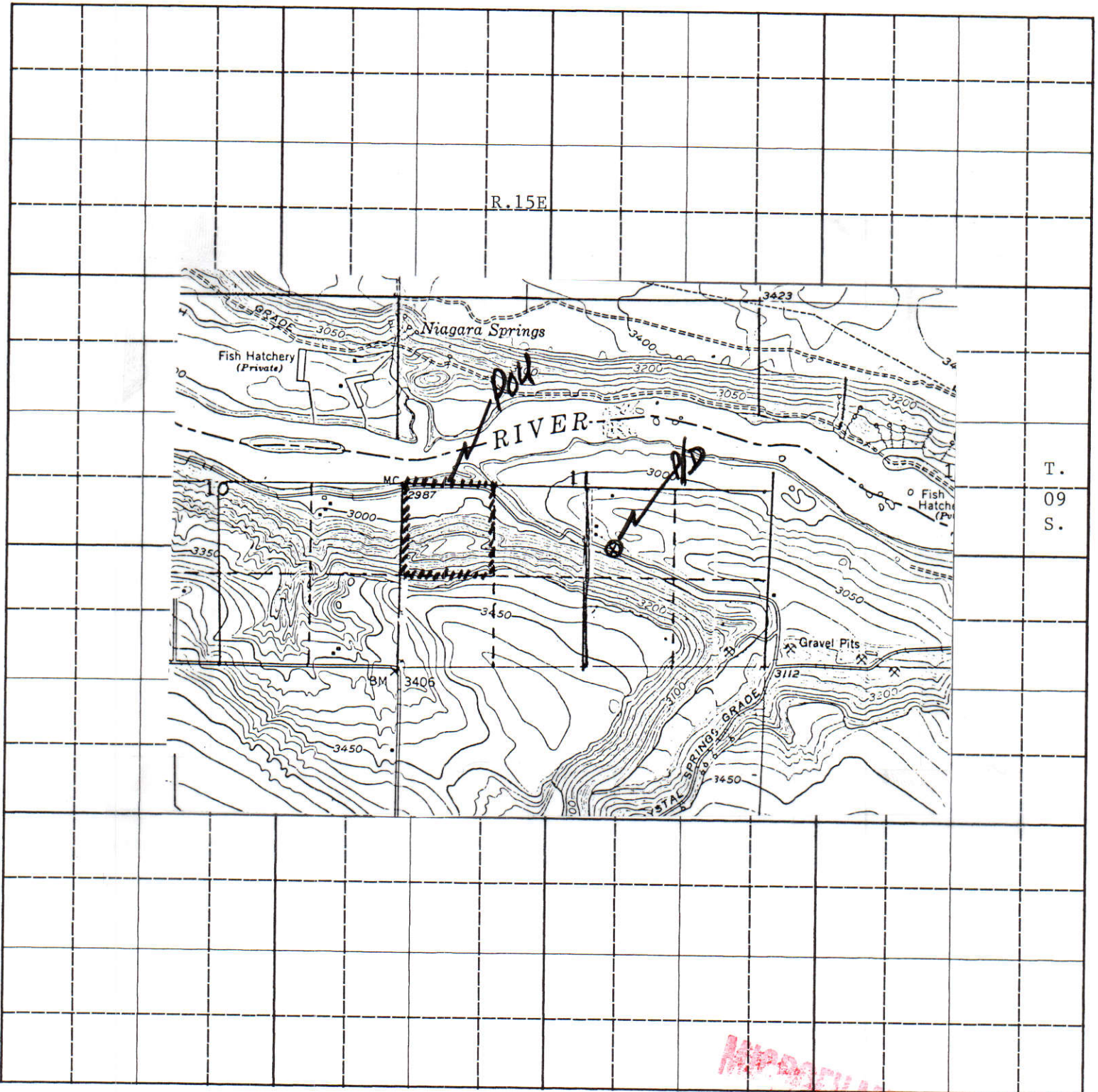


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
 (Applicant)
 Gen. MGR. TWIN MOUNTAINS CANAL

A NOTICE OF
APPLICATION FOR
WATER PERMIT

The following applications
have been filed to
appropriate the public
waters of the State of Idaho:
TWIN FALLS CANAL
COMPANY
PO BOX 326
TWIN FALLS ID 83303
47-08397

Source: Cedar Draw
tributary to Snake River
Diversion Pt:
NW1/4SE1/4, S11, T9S,
R15E; Twin Falls County.
Use: (34.10 cfs) 1/1-12/31
Water Quality Improvement
Date Filed: 4/18/1996
In: NW1/4SW1/4, S11,
T9S, R15E.

COLLEGE OF
SOUTHERN IDAHO
PO BOX 1238
TWIN FALLS ID 83303
47-08398

Source: Perrine Coulee
tributary to Snake River
Diversion Pt:
SW1/4SW1/4NE1/4, S4,
T10S, R17E; Twin Falls
County.

Use: (2.0 cfs) 1/1-12/31
Water Quality Improvement
Date Filed: 5/21/1996
In: SE1/4NW1/4, S4,
T10S, R17E.

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 9, 1996. The
protestant must also send a
copy of the protest to the
applicant.
Karl J. Dreher, Director

Published in the Times
News on 6/20 & 6/27/96.

RECEIVED

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS }

SS.

JUN 28 1996

No 28342

I, Gracie Capps McSwain Department of Water Resources
Southern Region

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 Weeks,

commencing with the issue dated June 20, 19 96,

and ending with the issue dated June 27, 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 27 day of June, 1996, before me,

a Notary Public, personally appeared Gracie Capps McSwain,
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.

Heva R. Feltman

Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires: 5/19/2000

OK mb
6/28/96

RECEIVED

JUN 23 1997

FOR OFFICE USE ONLY

Amt. of Fee \$: 600.00

Receipt No. 1020318

Receipt By: C. SKINNER

Date Received: 06/08/77

RECEIVED

JUN 18 1997

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

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 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. 47-08397 Telephone No. 208/733-6731

2. Name(s) of Permit Holder(s): TWIN FALLS CANAL COMPANY

3. Mailing Address: P. O. BOX 326 TWIN FALLS ID 83303-0326

4. Source of Water: CEDAR DRAW If GROUNDWATER (well), Date Drilled: mo. / yr.

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____

b. **OPTIONAL:**
 Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

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

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

Irrigation (No. of acres): _____ Other: WATER QUALITY IMPROVEMENT _____

6. Total rate of diversion and/or volume for which proof is submitted: 34.10 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 X or No (Suppressed rectang-

Flow Measurement Port: Is a flow measurement port required?

Yes or No. X ular weir is in

Has the measurement port been installed?

Yes _____ or No X place)

8. Fee Enclosed: \$ 600.00 (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: VINCE ALBERDI **Telephone Number:** 208/733-6731

Address: TWIN FALLS CANAL COMPANY, 357 6TH AVENUE WEST, TWIN FALLS ID (FOR MAIL SEE ABOVE)

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.

MICROFILMED

AUG 19 1997

Signature of permit holder: [Signature]
(include your title, if on behalf of company or organization)

VINCE ALBERDI, MANAGER

Date: June 18, 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 47-08397

Proposed Priority: April 18, 1996

Maximum Diversion Rate:

34.10 CFS

This is to certify, that **TWIN FALLS CANAL CO**
PO BOX 326

TWIN FALLS ID 83303-0326

has applied for a permit to appropriate water from:

CEDAR DRAW

tributary of **SNAKE RIVER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

WATER QUAL. IMPROVEMENT

01/01 to 12/31

34.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 11, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: WATER QUAL. IMPROVEMENT

TWN RGE SEC

09S 15E 11

NWSW

CONDITIONS OF APPROVAL AND REMARKS

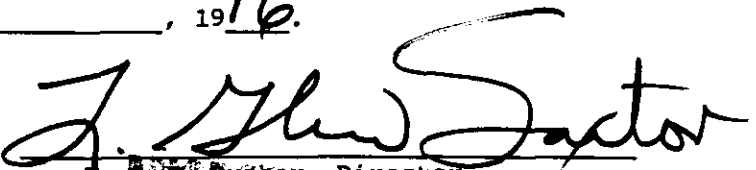
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1997.**
2. Subject to all prior water rights.
3. Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
4. Use of this right with Right 47-07398 is limited to a total combined diversion rate of 34.10 cfs.
5. The Director retains jurisdiction over this right to establish a minimum bypass flow, either upon request or on his own volition. A request for a minimum bypass flow must describe the values to be preserved and the bypass flow rate necessary to preserve the values. If the Director determines that the bypass proposal is meritorious, a hearing will be scheduled to determine whether the request should be granted.

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

22nd day of

July

, 1996.


for 
Karl E. Dreher, Director

AUG 09 1996

RECEIVED

RECEIVED
JUL 16 1996

Form 202
10/92

APR 16 1996

Ident. No. 47-08397

Department of Water Resources
Southern Region

Department of Water Resources

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant TWIN FALLS CANAL COMPANY Phone 208-733-6731
Post office address P. O. BOX 326 TWIN FALLS ID 83303-0326
2. Source of water supply CEDAR DRAW which is a tributary of SNAKE RIVER
3. Location of point of diversion is _____ 1/4 of NW 1/4 of SE 1/4, Govt. Lot _____
Sec. 11 Township 09S Range 15E B.M. TWIN FALLS County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 34.10 cfs for WAO purposes from 01/01 to 12/31 (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 is (a) 34.10 and/or (b) 24687.2
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. CONCRETE CHECKS ACROSS CEDAR DRAW DIVERT
WATER INTO CONCRETE BOX AND WATER GOES THROUGH A LARGE CORRUGATED METAL PIPELINE TO
THE FACILITIES (existing system)
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being _____
 - e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
One years (minimum 1 year).

AUG 09 1996

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. WATER TO BE DIVERTED THROUGH A FILTERING FACILITY TO ALLOW FOR THE REMOVAL OF SILT AND NUTRIENTS FROM IRRIGATION RUNOFF; AND WATER QUALITY STUDIES OF RETURN FLOWS TO THE RIVER

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
09S	15E	11										WAQ							

Total number of acres to be irrigated _____

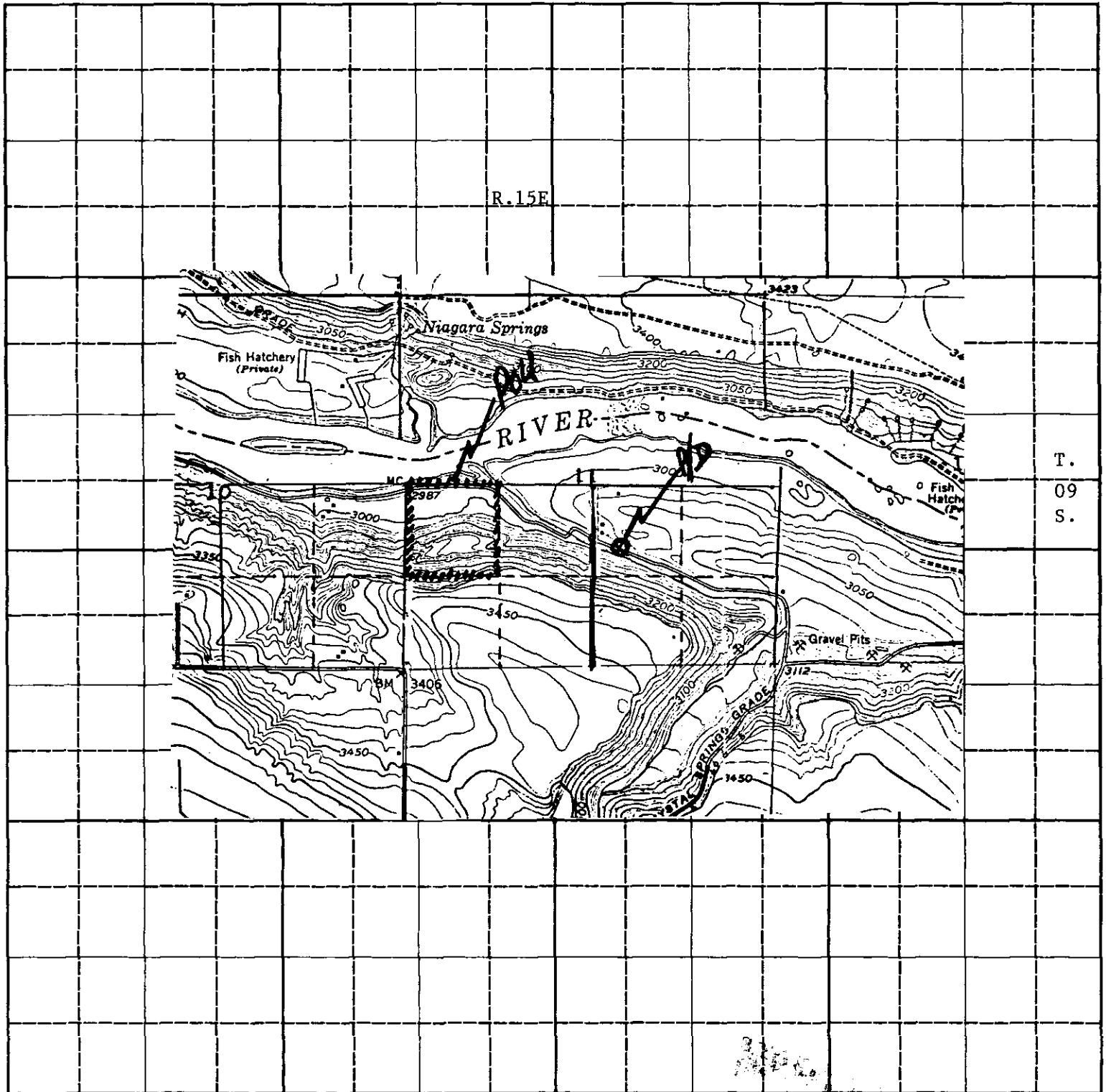
10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? TWIN FALLS CANAL COMPANY
- b. Who owns the land to be irrigated or place of use? TWIN FALLS CANAL COMPANY
- 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: This same water is used for fish propagation under License 47-07398. The existing ponds will be used in varying amounts for either fish propagation or water-quality improvement.

AUG 09 1996

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



Scale: 2 inches equal 1 mile.

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

John R. de
 (Applicant)
 Ben-Mer Turner PWS Canal

Proposed Priority: 4-18-96 94

Received by g Date 4-16-96 Time 9:15am Preliminary check by AP
Fee \$ 630.00 Receipted by CS #100. 501857/
JS #530, # 5019041 Date 10-11-95
Publication prepared by MB Date 6/5/96 Published in Times News
Publication approved MB Date 6/28/96

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:

APR 09 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 47-0 8397 Reviewed by JY Date 7-9-97

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

water qual.

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☒ Drilling permit required?

☒ Copy in the file? Drilling Permit No. _____

☒ Amount paid for permit

_____ Correct?

☒ Well log in the file?

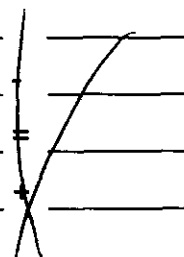
LICENSE EXAMINATION FEE

yes Required?
600.- Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
yes Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	
Date proof due	_____	
No. of days late	_____	
Priority Date	_____	
New Priority Date	_____	

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 6-18-97



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

July 10, 1997

TWIN FALLS CANAL CO
PO BOX 326
TWIN FALLS ID 83303

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08397

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.

Please be advised that Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

If you have questions concerning the field examination, contact the **SOUTHERN** Regional Office in Twin Falls, at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Region

MICROFILMED

AUG 19 1997

May 31, 1997

TWIN FALLS CANAL CO
PO BOX 326
TWIN FALLS ID 833030326

PROOF DUE NOTICE

RE: PERMIT NO. 47-08397

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 August 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.

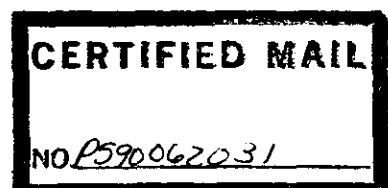
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

MICROFILMED

Enclosures

AUG 19 1997





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

July 23, 1996

TWIN FALLS CANAL CO
PO BOX 326
TWIN FALLS ID 83303-0326

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08397

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.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

AUG 09 1996

WR0749NP
No. P47-08397

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/18/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TWIN FALLS CANAL CO PO BOX 326 TWIN FALLS ID 83303-0326 (208) 733-6731	04/18/1996	WATER QUAL. IMPROVEMENT	01/01 12/31	34.100 CFS	
					TOTAL DIVERSION:	34.100 CFS

Water Source: CEDAR DRAW

Tributary to: SNAKE RIVER

Stage: PERMIT

Point(s) of Diversion: T09S R15E S11 NWSE TWIN FALLS County

Place of use Legal Description for: WATER QUAL. IMPROVEMENT

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
09S	15E	11	:													:

Pou County: TWIN FALLS

Other Water Rights with Same Point(s) of Diversion and Source:

47-07398 47-08397

Other Water Rights Listing Overlapping Place(s) of use:

36-02709 47-02194

Conditions of Approval:

- 09E - Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Remarks: Right 47-07398 is also diverted at the point of diversion described above and when this right is combined with 47-07398 the total combined diversion rate shall not exceed 34.10 cfs.

Dates: App. Received: 10/11/1995 Priority Date: 04/18/1996
Proof Due Date: 08/01/1997 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/04/1996 User-ID: MBALDWIN Subject: PRIORIY DATE/RECEIPTING
Also refer to Receipt #S018571 in the amount of \$100.00, fee originally paid as filing fee for a transfer which was withdrawn on 4/15/96 and now applied as part of filing fee for this app.

Audit: 07/18/96 CZIMMER

SD-4110
INQUIRY

Idaho Department of Water Resources
Water Rights Remarks Screen

Date: 07/18/96
Time: 14:48:36

Water Right Number: 47-07398

FIRST PAGE

13. Remarks:

Type
GEN
GEN
GEN
GEN
GEN
GEN

Remark

for a min flow
The Director retains jurisdiction of this ~~license~~ *permit?* to establish a minimum bypass flow, either upon request or on his own volition. A request must describe the values to be preserved and the bypass flow necessary to preserve the values. If the Director determines that the bypass proposal is meritorious, a hearing will be scheduled to determine whether the ~~proposal~~ *request* should be granted.

(GOLD4=Prev Screen)
(GOLD5=Next Screen)

(GOLD6=End of Data)

(Enter=Exit)
(GOLD8=Cancel)

Glen,

This condition is on license 47-07398, which covers the use of the same 34.10 cfs for fish propagation. Should this condition be added to 47-08397 also?

S.W. Keen

Shelley -
The same
cond as modified
probably should
go on the
new permit.
WJ
7-22

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

No.: 47-8397 Name: TFCC Date: 7/18/96 Ad OK? ☒
Correct Fee? ☒ Receipt #: 5019041 Priority: 4/18/96 ☒ Gvmt Lts: ☒

AREA OF CONCERN? - No/Yes ESRP Mor TF GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

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. _____, 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-† 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

USES:

Domestic (surface) - 021(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 - Q <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU) _____

OTHER CONDITIONS: - 006

STANDARD REMARKS: - 10 W36/W31 combined

BENEFICIAL USE DUE: - 8-1-1997

COMMENTS: -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY ADM W/GIS, JG & CS DATE 29 MAY, 1996
APPLICATION NO. 47-08397

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
4/18 1996

ADDITIONAL INFORMATION

☒ Overlapping place of use(Describe source & relationship to press application on the back.)
☒ Overlapping point of diversion.
Yes ☒ No Field check required
Field check by Rec'd F.E. of 47-07398
Yes ☒ No Field report attached
Yes ☒ No Critical Ground water area
N/A ☒ 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
N/A ☒ Yes ☒ No Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.)
☒ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If y attach large diversion supplementary analysis sheet)

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

47-07398 is in same system

Need no additional info

PROCESSING ☒ Yes ☐ No In form for Advertising
☒ Yes ☐ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

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

FINAL REGIONAL PROCESSING REVIEW

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

☒ Yes ☐ No Publication dates and paper, recorded on App.

☐ Yes ☒ No Protests received

Final date for Protest

☒ Yes ☐ No Protests, dates, resolution of protest, recorded on app.

☐ Yes ☒ No Recommendations attached

☒ Yes ☐ No Measuring device required

☐ Yes ☒ No Access port required

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist.

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

001, when combined with 47-07398 shall not exceed 34.10 cfs. (same conditions as 47-07398 Lic.)

See below for additional information

Date of priority recommended 4/18, 1996

By AD Date 7/15, 1996

STATE OFFICE REVIEW

See below for additional information

By Date, 19

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST

Comments recieved from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation Dist.
<u> </u> County	<u> </u> Idaho Health & welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Div. of Enviromental Quality	<u> </u> Other <u> </u>

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19____

A NOTICE OF APPLICATION FOR WATER PERMIT

The following application has been filed to appropriate the public waters of the State of Idaho: **TWIN FALLS CANAL COMPANY**

PO BOX 326
TWIN FALLS ID 83301
47-08397

Source: Colex Dam
tributary to Snake River
Division: P4
NW1/4S81/4, S11, 39S,
R15E, Twin Falls County.
Use: 34 10 110 1/1-12/31
Water Quality Improvement
Date Filed: 4/18/1996
In: NW1/4S81/4, S41,
T9S, R15E

C O L L E G E O F
S O U T H E R N I D A H O
PO BOX 1228
TWIN FALLS ID 83301
47-08398

Source: Perrine Canoe
tributary to Snake River
Division: P1
SW1/4NW1/4NE1/4, S4,
T10S, R17E, Twin Falls
County.
Use: (2.0 cfs) 1/1-12/31
Water Quality Improvement
Date Filed: 5/21/1996
In: SE1/4NW1/4, S4,
T10S, R17E

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 9, 1996. The protest must also send a copy of the protest to the applicant.

Karl A. Drexler, Director

Published in the Times News on 6/20 & 6/27/96.

RECEIVED

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

JUN 28 1996 No 28342

Trish Capps McQuinn Department of Water Resources
Southern Region

I, Trish Capps McQuinn, being 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 weeks,

commencing with the issue dated June 20, 19 96,

and ending with the issue dated June 27, 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 27 day of June, AUG 09 1996, in the year of 1996, before me,

a Notary Public, personally appeared Trish Capps McQuinn, 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.

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

OK
nb
6/28/96

RETURN POSTAGE GUARANTEED

THE TIMES NEWS LEGAL
132 3RD AVE W
TWIN FALLS, ID 83303

INVOICE NO.		CLASS		BILLING DATE	
68605		0050		06/11/96	
INDEXING TERM 47.8397					
WATER RIGHT TF CANAL CO					
START DATE		TELEPHONE NO.		ORDER NO.	
06/06/96		736-3033		68605	
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
	1	LGL	0.00	<i>OK MB</i> <i>6/28/96</i>	
FLAT CHARGE			47.90		
			47.90		
PAY THIS AMOUNT				57.48	

GROSS DUE AFTER 06/25/96

VISA/MASTERCARD PAYMENT OPTION ON BACK

PO# LEGAL
CLASSIFIED ADVERTISING INVOICE

RETURN THIS PORTION WITH YOUR REMITTANCE

47.90 57.43

AD # 68605

DEPT WATER RESOUPCES
222 SHOSHONE EAST
TWIN FALLS
ID 83301

AUG 09 1996

**A NOTICE OF
APPLICATION FOR
WATER PERMIT**

The following applications
have been filed to
appropriate the public
waters of the State of Idaho:

**TWIN FALLS CANAL
COMPANY**

PO BOX 326

TWIN FALLS ID 83303

47-08397

Source: Cedar Draw
tributary to Snake River

Diversion Pt:

NW1/4SE1/4, S11, T9S,

R15E; Twin Falls County.

Use:(34.10 cfs) 1/1-12/31

Water Quality Improvement

Date Filed: 4/18/1996

In: NW1/4SW1/4, S11,

T9S, R15E.

C O L L E G E O F

SOUTHERN IDAHO

PO BOX 1238

TWIN FALLS ID 83303

47-08398

Source: Perrine Coulee
tributary to Snake River

Diversion Pt:

SW1/4SW1/4NE1/4, S4,

T10S, R17E; Twin Falls

County.

Use:(2.0 cfs)1/1-12/31

Water Quality Improvement

Date Filed: 5/21/1996

In: SE1/4NW1/4, S4,

T10S, R17E.

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 9, 1996. The

protestant must also send a

copy of the protest to the

applicant.

Karl J. Dreher, Director

Published in the Times

News on 6/20 & 6/27/96.

RECEIVED

AUG 09 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 6, 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

RECEIVED
JUN 10 1996

AUG 6 1996

NOTICE OF APPLICATION FOR WATER PERMIT

The following applications have been filed to appropriate the public waters of the State of Idaho:

TWIN FALLS CANAL COMPANY
PO BOX 326
TWIN FALLS ID 83303-0326

47-08397

Source: Cedar Draw tributary to Snake River

Diversion Pt: NW1/4SE1/4, S11, T9S, R15E; Twin Falls County.

Use: Water Quality Improvement (34.10 cfs) 1/1-12/31

Date Filed: 4/18/1996

In: NW1/4SW1/4, S11, T9S, R15E.

COLLEGE OF SOUTHERN IDAHO
PO BOX 1238
TWIN FALLS ID 83303

47-08398

Source: Perrine Coulee tributary to Snake River

Diversion Pt: SW1/4SW1/4NE1/4, S4, T10S, R17E; Twin Falls County.

Use: Water Quality Improvement (2.0 cfs) 1/1-12/31

Date Filed: 5/21/1996

In: SE1/4NW1/4, S4, T10S, R17E.

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 9, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Times News on 6/20 & 6/27/96.

AUG 09 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 5, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

GARY D SLETTE ESQ
PO BOX 1906
TWIN FALLS ID 83303-1906

Re: Application for Permit No. 47-08397 (Twin Falls Canal Co.)

Dear Mr. Slette:

The Department of Water Resources acknowledges receipt of the water right application for permit on behalf of the Twin Falls Canal Co. 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 6/20 & 6/27/96. 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.

This office also acknowledges the withdrawal of an Application for Transfer filed on 10/11/95 in the name of the Twin Falls Canal Co. We are returning the original application to you at this time. The filing fee has been applied toward Application for Permit No. 47-08397.

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

Very truly yours,

Georgia Satterlee L.S.I.T.
Water Resource Agent

GS:mb

ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
JOHN K. SIMPSON
PATRICK D. MADIGAN
PAUL W. SAMUELSON
TIMOTHY J. STOVER
NORMAN M. SEMANKO

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1221 WEST IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

April 15, 1996

RECEIVED

APR 16 1996

Department of Water Resources
Southern Region

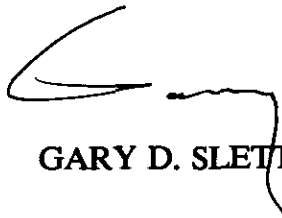
Allen D. Merritt
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Transfer Application No. 47-07398/Application for New Permit

Dear Allen:

The Twin Falls Canal Company previously submitted a transfer application regarding Water Right No. 47-07398 for water quality purposes. In light of concerns raised by the state office with regard to the processing of this transfer application, the Canal Company has elected to withdraw the transfer application, and in the alternative, to file the enclosed Application for Permit. Because no processing of the transfer application had occurred, I was advised by the state office that the fees for the transfer could be applied to this new Application for Permit. If that is the case, I would appreciate it if you would stamp this Application as being received by the IDWR, with normal processing to follow. In the event there are additional funds required for the application fee, please advise my secretary or me, and we will hand deliver a check to you immediately. Thank you for your assistance in this matter. As always, if you have any questions, please feel free to contact me.

Yours truly,



GARY D. SLETTE

GDS:jc
Enclosure
cc: Vince Alberdi
04159601.gds

47-08397