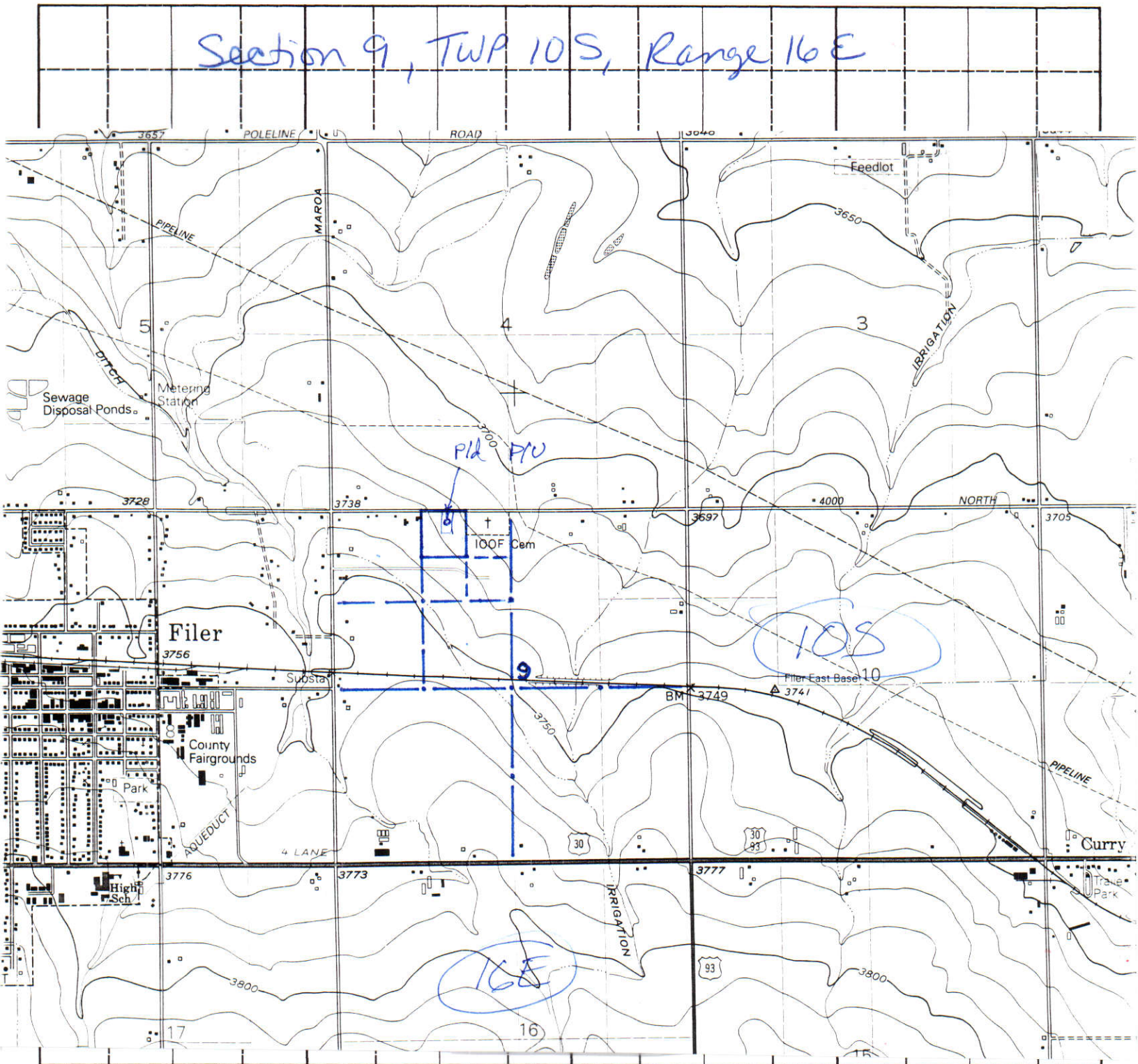


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

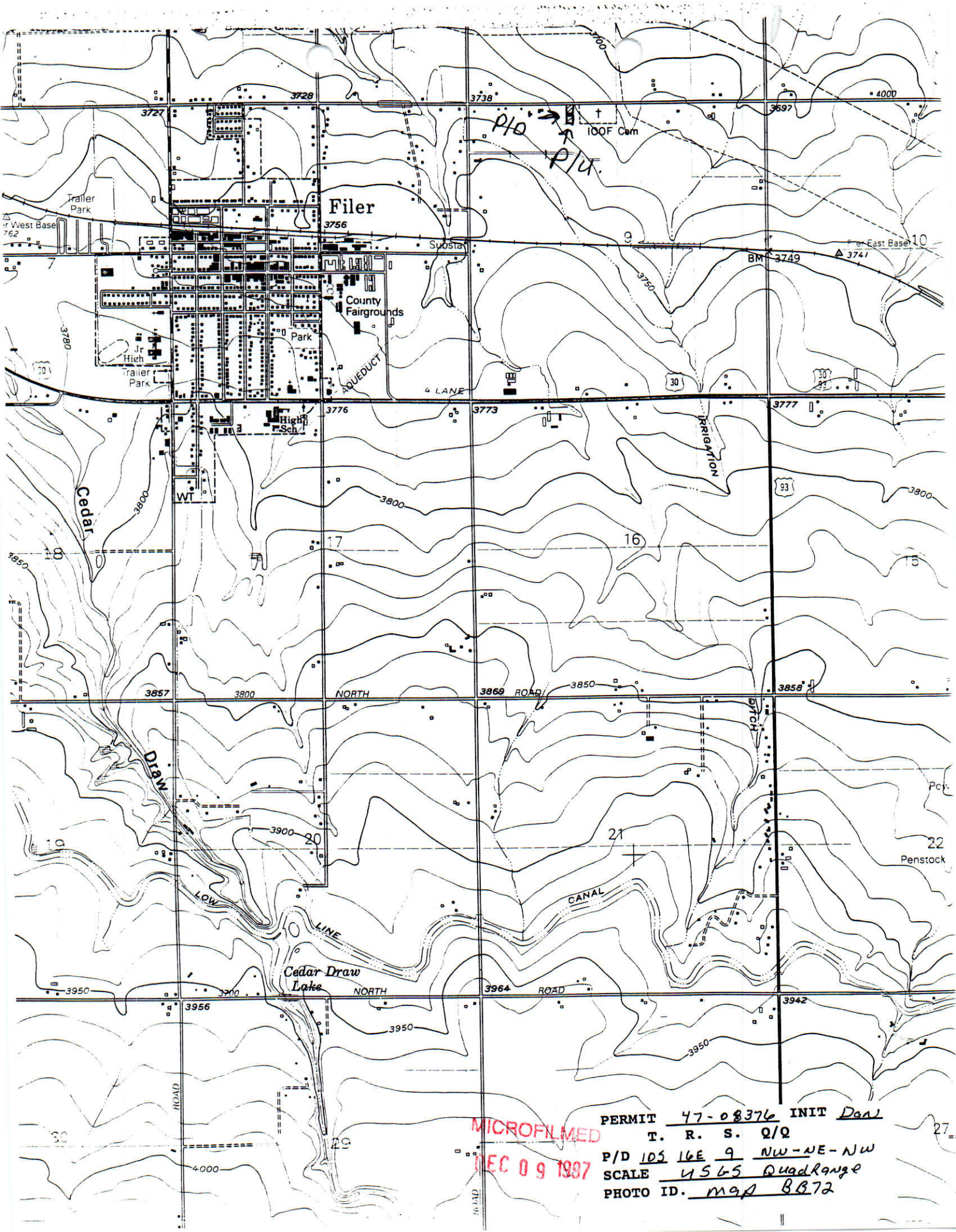


Scale: 2 inches equal 1 mile.

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)

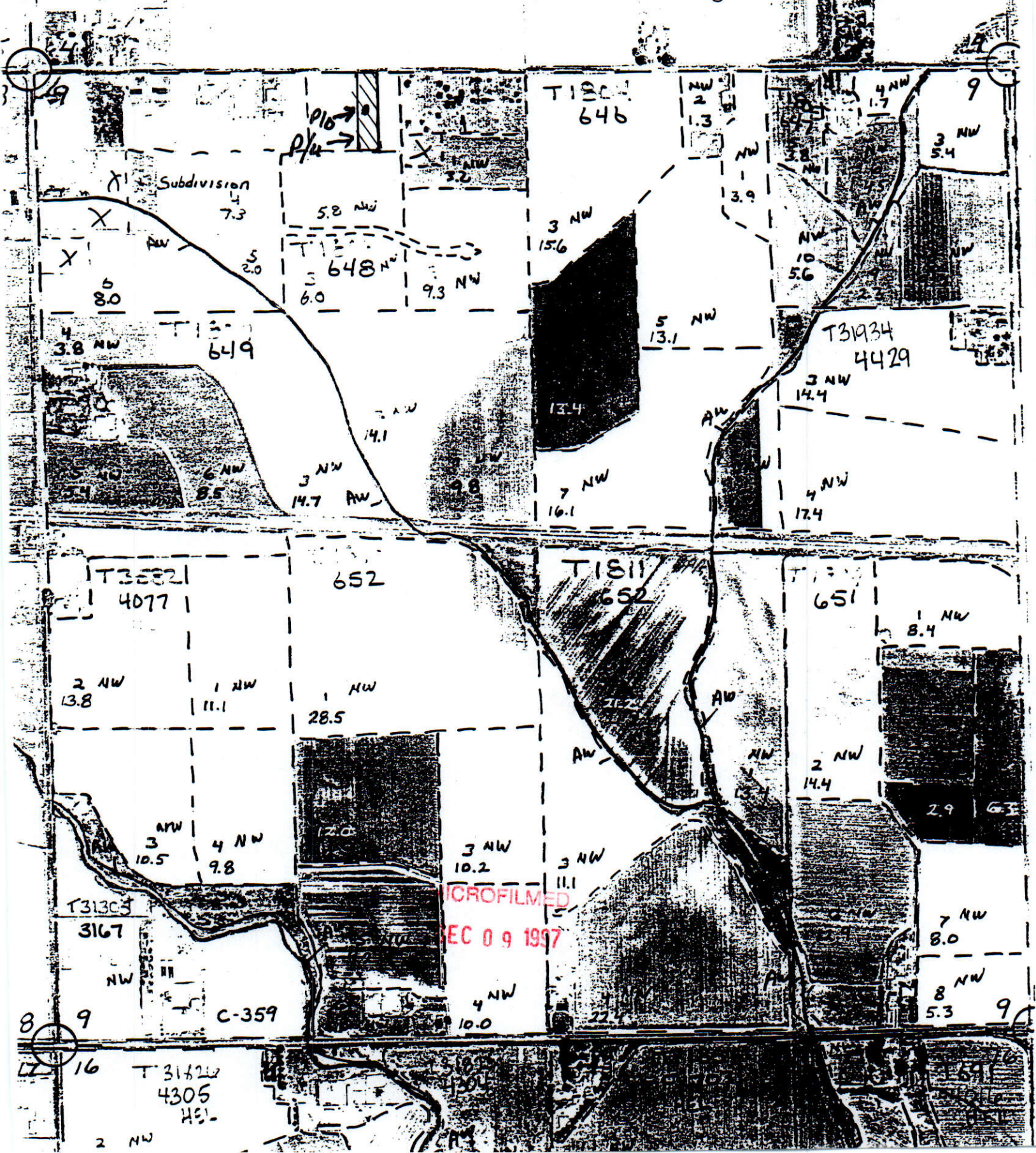
RECORDED
FEB 16 1995



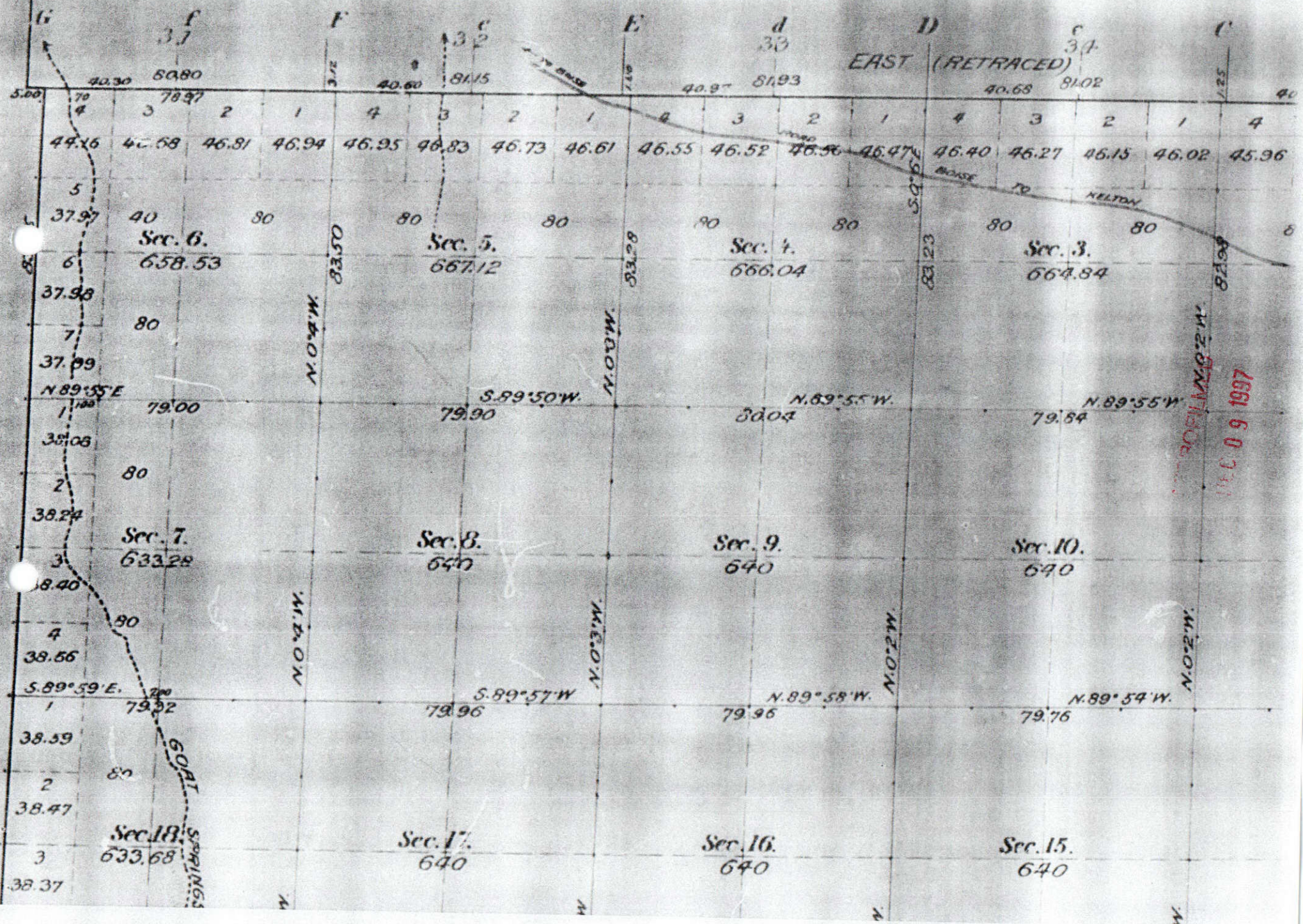
MICROFILMED

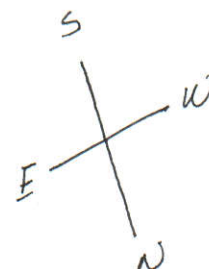
DEC 09 1987

PERMIT 47-08376 INIT Don
T. R. S. Q/Q
P/D 105 16E 9 NW-NE-NW
SCALE 4565 Quadrangle
PHOTO ID. map BB72

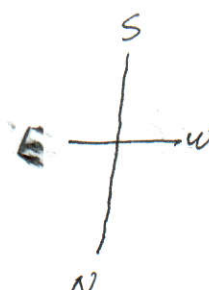
$$w \frac{v}{s} E$$


Township N^o 10 South, Range N^o 16 East of the Bo





This is the well and House for this permit and
The relationship between the two



This well for this permit

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DEC 09 1997

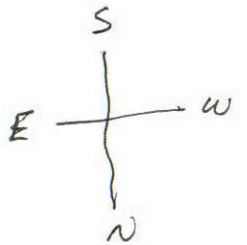


This is The Pressure Tank and
Well Controls for This Permit

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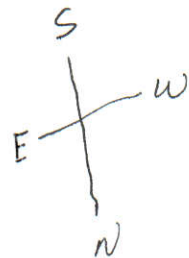
DEC 09 1997

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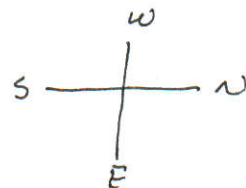


MICROFILMED
 DEC 09 1997
 DEC 09 1997

This is the FRONT view of Place of use
 The area between the two log fences is NOT
 irrigated. The area from the drive way East to the
 wire fence is also NOT irrigated.

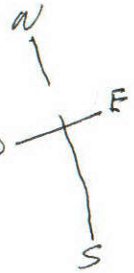


THIS THE BACK YARD PORTION OF PLACE OF USE.
LAWN IS NOT IRRIGATED ALL THE WAY TO THE END OF
PROPERTY



THIS PICTURE SHOWS THE AMOUNT OF THE
BACK YARD THAT IS IRRIGATED. THERE IS ONLY
33 FT OF LAWN TRAVELING SOUTH THAT IS IRRIGATED.

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DEC 09 1997



This is The East Side of House. Nothing is
irrigated along this Fence line

NOTICE OF
APPLICATION FOR
WATER PERMIT

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

47-08376

JOSEPH & / OR
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

Source: groundwater

Diversion Pt: NWNENW,
S9, T10S, R16E; Twin
Falls County.

Use: Domestic (0.04 cfs)
from 1/1 to 12/31

Date Filed: 10/7/1994

In: NENW, S9, T10S,
R16E

47-08377

CITY OF KIMBERLY
PO BOX Z
KIMBERLY ID 83341

Source: groundwater

Diversion Pt: SENESW,
S20, T10S, R18E; Twin
Falls County.

Use: Municipal (3.4 cfs)
from 1/1 to 12/31

Date Filed: 10/31/1994

In: Within city limits and
adjacent land served by
the city.

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
December 19, 1994. The
protestant must also send
a copy of the protest to the
applicant.

R. Keith Higinson,
Director

Published in Times News on
12/1 & 12/8/94.

Affidavit of Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

RECEIVED

No 26630

JAN 04 1995

I, Linda Capps McBride being first duly sworn upon oath, depose
and say that I am Debra R. Feltman 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 December 1, 19 94,
and ending with the issue dated December 8, 19 94.

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 28 day of December in the year of 1994, before me,
a Notary Public, personally appeared Linda Capps McBride,
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.

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

OK MB
1/5/95

FEB 16 1995

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-08376

Priority: October 7, 1994

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that JOSEPH SERINO
FLORENCE SERINO

2327 E 4000 N

FILER ID 83328

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 7, 1994; and has submitted Proof of Beneficial Use on December 20, 1995. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 9, Township 10S, Range 16E
TWIN FALLS County

PLACE OF USE: DOMESTIC

TWN RGE SEC

10S 16E 9

NENW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Place of use is located within Parcel 4, Filer Country Estates. Domestic use is for 1 home.
6. Any irrigation occurring under this domestic use shall not exceed 1/2 acre.

MICROFILMED

DEC 09 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-08376

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 28th
day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

MICROFILMED
DEC 09 1997

RECEIVED

DEC 2 1995

FOR OFFICE USE ONLY

Amt. of Fee \$: _____

Receipt No. _____

Receipt By: _____

Date Received: _____

Department of Water Resources

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 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. 47-08376 Telephone No. 1-208-326-8621

2. Name(s) of Permit Holder(s): JOSEPH W. SERINO

3. Mailing Address: 2327 E 4000 N FILER, IDAHO #83328

4. Source of Water: DOMESTIC If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: ELRING DRILLING 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): 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: 0.4 C.F.S. 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 ✓

Has the measuring device been installed? Yes _____ or No ✓

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No ✓

Has the measurement port been installed? Yes _____ or No ✓

8. Fee Enclosed: \$ 0 (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: _____ Telephone Number: _____

Address: _____

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: Joseph W. Serino Date: 12/17/98
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08376

Proposed Priority: October 7, 1994

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **JOSEPH SERINO**
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

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>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNEW , Sec. 9, Township 10S, Range 16E
TWIN FALLS County

PLACE OF USE: DOMESTIC

TWN RGE SEC

10S 16E 9 NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1996.
2. Subject to all prior water rights.
3. The issuance of this right in no way grants any right-of-way or easement across the land of another.
4. Place of use is located within Parcel 4, Filer Country Estates.
5. Domestic use is for 1 home.
6. The point of diversion is located within the Twin Falls Groundwater Management Area and use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this permit.

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

27 day of January, 1995.

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

FEB 16 1995

STATE OF IDAHO

Ident. No. 47-08376

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

U S G E I V

OCT 07 1994

RECEIVED
JAN 10 1995
Department of Water Resources

Department of Water Resources
Southern Region Office

1. Name of applicant Joseph + Florence Serino
Post office address 2327 E. 4000 N. Filer, ID 83328

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is NW 1/4 of NE 1/4 of NW 1/4, Filer Country Estates
Sec. 9 Township 10 S Range 16 E B.M. Twin Falls County; additional

points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 0.04 for Domestic Well purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Domestic Well + Pump
1 1/2 hp pump w/ 25 gal per min 50 lbs pressure.
1 1/2 in pipe to pressure tank

b. Height of storage dam N/A 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 6.0 inches; ~~proposed~~ depth of well is 150 feet.

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? 193 or 44; Drilling firm Elsing Drilling;
Well was drilled for (well owner) K-Tek Inc. + Serino

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

See Attached
Legal
Description

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. One
- 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	16E	9					D												

Household use only

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. N/A

- Who owns the property at the point of diversion? K-Tek Inc.
- Who owns the land to be irrigated or place of use? K-Tek Inc.
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Selling land to Serinos

12. Remarks: Place of use is Parcel 4, Filer Country Estates,
parcel # RP10S16E092415

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FEB 16 1995

Section 9, TWP 10S, Range 16E

POLELINE ROAD

3657 3040

FEEDLOT

3650

3728 3738 3697 4000 3705

SEWAGE DISPOSAL PONDS

METERING STATION

PIPELINE

3756

SUSTANA

100F CAM

3749 3741

FILER

COUNTY FAIRGROUNDS

PARK

AQUEDUCT

4 LANE

3776 3773 3777

HIGH SCHOOL

IRIGATION

3800

16E

16

17

15


(Applicant)

FEB 16 1995

Received by DJ Date 10/7/94 Time _____ Preliminary check by JF Stanton
Fee \$ 50 Receipted by DJ # 5017456 Date 10/7/94
Publication prepared by mb Date 11/17/94 Published in Times News
Publication approved MBaldwin Date 1/5/95

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:

RECORDED

FEB 16 1995



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

December 1, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOSEPH SERINO
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

RE: WATER RIGHT NO. 47-08376

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

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

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DEC 09 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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DEC 09 1997

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

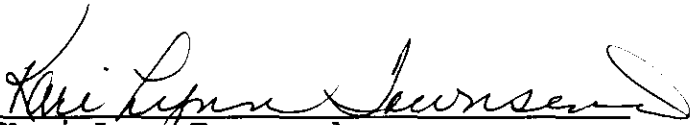
MICROFILMED
DEC 0 4 1997

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of December, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 47-08376

JOSEPH SERINO
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328


Kari Lynn Townsend
Secretary

MICROFILMED
DEC 09 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAR 1 5 1997

A. GENERAL INFORMATION

Permit No. 47-08376 Department of Water Resources

1. Owner: Joseph and Florence Serino Phone No. (208) 326-8621

Current Address: 2327 E, 4000 N, Filer, Idaho 83328

2. Accompanied by: The Owner's EXAM DATE : 12-23-96

Address: same as above Phone No. same as above

Relationship to Permit Holder: Owner

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

RECEIVED
MAR 1 4 1997

1. Other water rights with the same place of use: NONE

2. Other water rights with the same point of diversion: NONE Department of Water Resources

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Method of Determination/Remarks
P/D		N W	N E	N W	09	10S	16E	TWIN FALLS	Visual inspection, USGS map, and ASCS photo.

2. Place(s) of Use:

Indicate Method of Determination SAME AS ABOVE

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	16E	09					D												DOM

PLEASE NOTE: All uses under this permit are for domestic use only.

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DEC 0 9 1997

3. **Delivery System Diagram:** Ind. all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

YES Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

YES Aerial Photo Attached (required for irrigation of 10+ acres).

YES 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
P/D	FRANKLIN ELECTRIC	1.5 Hp	MODEL # 2823008110	SAME AS MOTOR	SAME AS MOTOR

*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
NONE						

2. Measurements: Theoretical calculation was performed on this permit. Please see attached sheet for calculations of flow.

MICROFILMED
DEC 09 1997

E. NARRATIVE/REMARKS/COMMENTS

The water for this permit is drawn from a well located in the NW 1/4 - NE 1/4 - NW 1/4 of section 9 of township 10S, range 16E. The water after being pumped is transported by a underground pipeline to the southeast corner of the garage where it is distributed throughout the adjacent house. The owners of the home irrigate approximately .2 acres of yard with water from the well. Besides the irrigation use, all of the water uses for the home come out of this well.

Please note: This lot is approximately a 1.1 acre lot that has a considerable amount of area not being irrigated. The owners of this lot have been informed that they can not irrigate more than a half acre of land under a domestic use right. However, this home is for sale, which could result in a future violation. Therefore, I suggest that the remarks in this water right license must contain a note concerning the amount of land that can be irrigated.

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

MICROFILMED
 MAR 09 1997

F. FLOW CALCULATIONSYES Additional Computation Sheets Attached

Measured Method:

.05 cfs (see attached theoretical sheet)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

B

2. Volume Calculations for Other Uses:

.9 afa (see attached sheet for volume calculations)

PLEASE NOTE: .9 afa is below the standard of 1.2 afa, therefore 1.2 afa will be used as the annual volume.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume	
	From	To	Q (cfs)	V (afa)	
<u>DOMESTIC</u>	<u>JAN. 01</u>	<u>DEC. 31</u>	<u>.04 CFS</u>	<u>.04 CFS</u>	<u>1.2 AFA</u>
_____	_____	_____	_____	_____	
_____	_____	_____	_____	_____	
_____	_____	_____	_____	_____	
_____	_____	_____	_____	_____	
Totals:			<u>.04 CFS</u>	<u>1.2 AFA</u>	

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. AUTHENTICATION**Field Examiner's Name Doniel H. Johnson Date 1-9-97

Reviewer _____ Date _____

SEAL

MICROFILMED

DEC 09 1997

RECOMMENDATIONS:

I RECOMMEND THAT THIS RIGHT BE LICENSED UNDER THE FOLLOWING CONDITIONS:

- 1. That is be licensed for .04 cfs diversion rate and 1.2 afa diversion volume.**
- 2. That this right be licensed for a irrigation use on .2 acres of land and that a different water right must obtained prior to irrigating the entire 1.1 acres of the place of use.**

RECORDED

MAR 9 9 1997

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 47-08376
DATE: 12-23-96
BY: Daniel A. Nelson

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \dots 1.5 \text{ HP} \dots (0.70)}{[(.50 \text{ F.T.}) + (\dots 55 \dots \times 2.31)]} = \frac{9.24}{177.05} = .05 \text{ CFS}$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner ()	
area estimate (X)	estimate ()	Pump Make, Serial or ID, rating
well logs ()	owner gage (X)	
	Booster (Y) (N)	

REMARKS

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	POTENTIAL =
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)

NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY ()

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

MICROFILMED
DEC 9 9 1997

CALCULATIONS FOR WATER USE

Rural Residents (exhibit 13 Field Examiners Handbook):

2 residents X 60 gal/day = 120 gal/day

120 gal/day X 365 days = 43800 gal/year

43800 gal/year / 325850 = .1 afa

Irrigation use (used under domestic use)

Vir = (.2 acres) X (4.0 irrigation requirement) = 0.8 afa

Vd.r. = (.04 cfs diversion rate) X (214 days) X (1.9835) = 17.0 afa

TOTALS:

ACRE FEET PER YEAR (AFA)

RURAL RESIDENTS	0.1
IRRIGATION	<u>+ 0.8</u>
TOTAL	0.9

PHOTOFILMED
DEC 09 1997

RURAL AND DOMESTIC WATER USES

Residence - Rural:

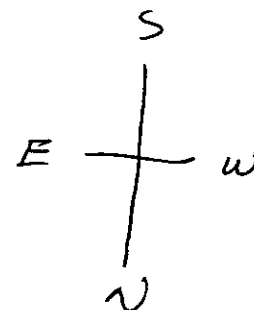
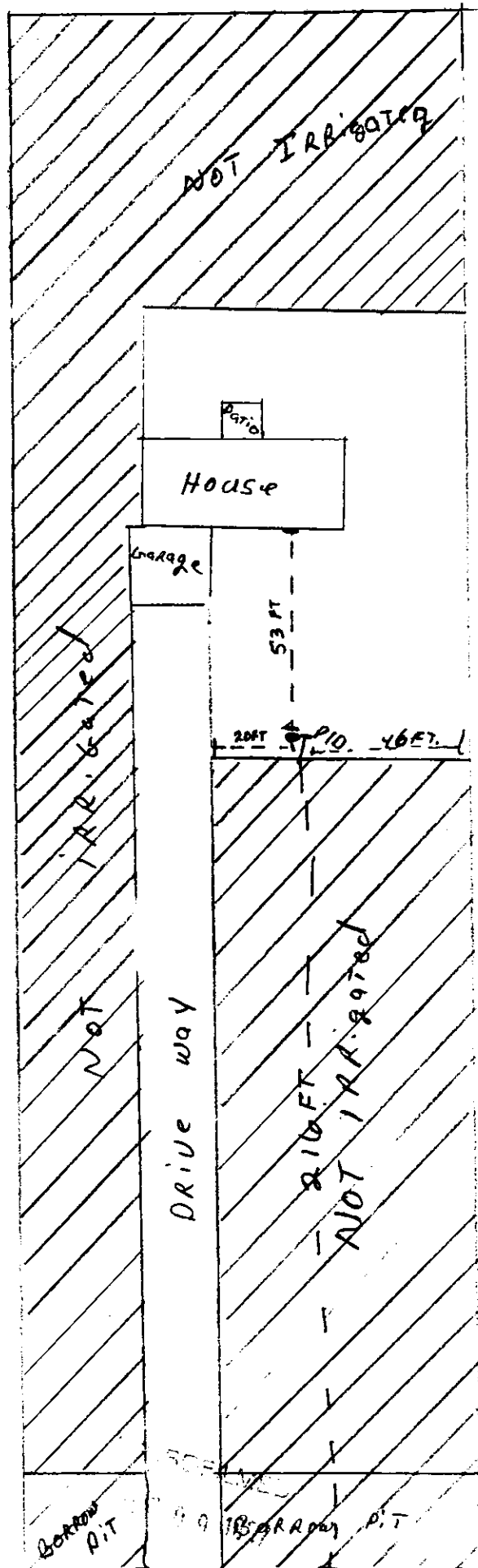
Each person per day, for all purposes.....	60 gal.
Each horse, dry cow or beef animal per day.....	12 gal.
Each milking cow per day.....	35 gal.
Each hog per day.....	4 gal.
Each sheep per day	2 gal.
Each 100 chickens per day.....	6 gal.

Residence - Urban:

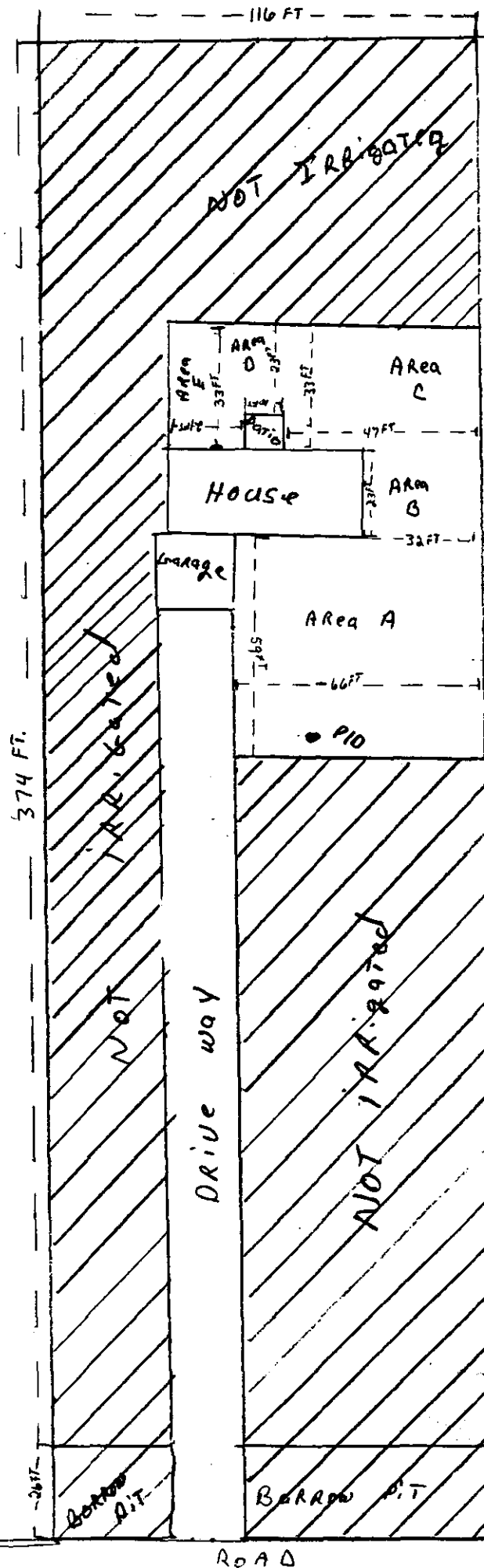
Drinking fountain, continuously flowing.....	50 to 100 gal. per day.
Each shower bath.....	25 to 60 gal.
To fill a bathtub.....	35 gal.
To flush toilet.....	3 to 7 gal.
To fill lavatory.....	1 to 2 gal.
Dish Washing Machine - per load.....	10 to 20 gal.
Automatic washer - per load.....	30 to 50 gal.

By Fixtures:

Shower.....	4 to 6 gpm
Bathtub.....	4 to 8 gpm
Toilet.....	4 to 5 gpm
Lavatory.....	1 to 4 gpm
Kitchen sink.....	2 to 5 gpm



Well
Position



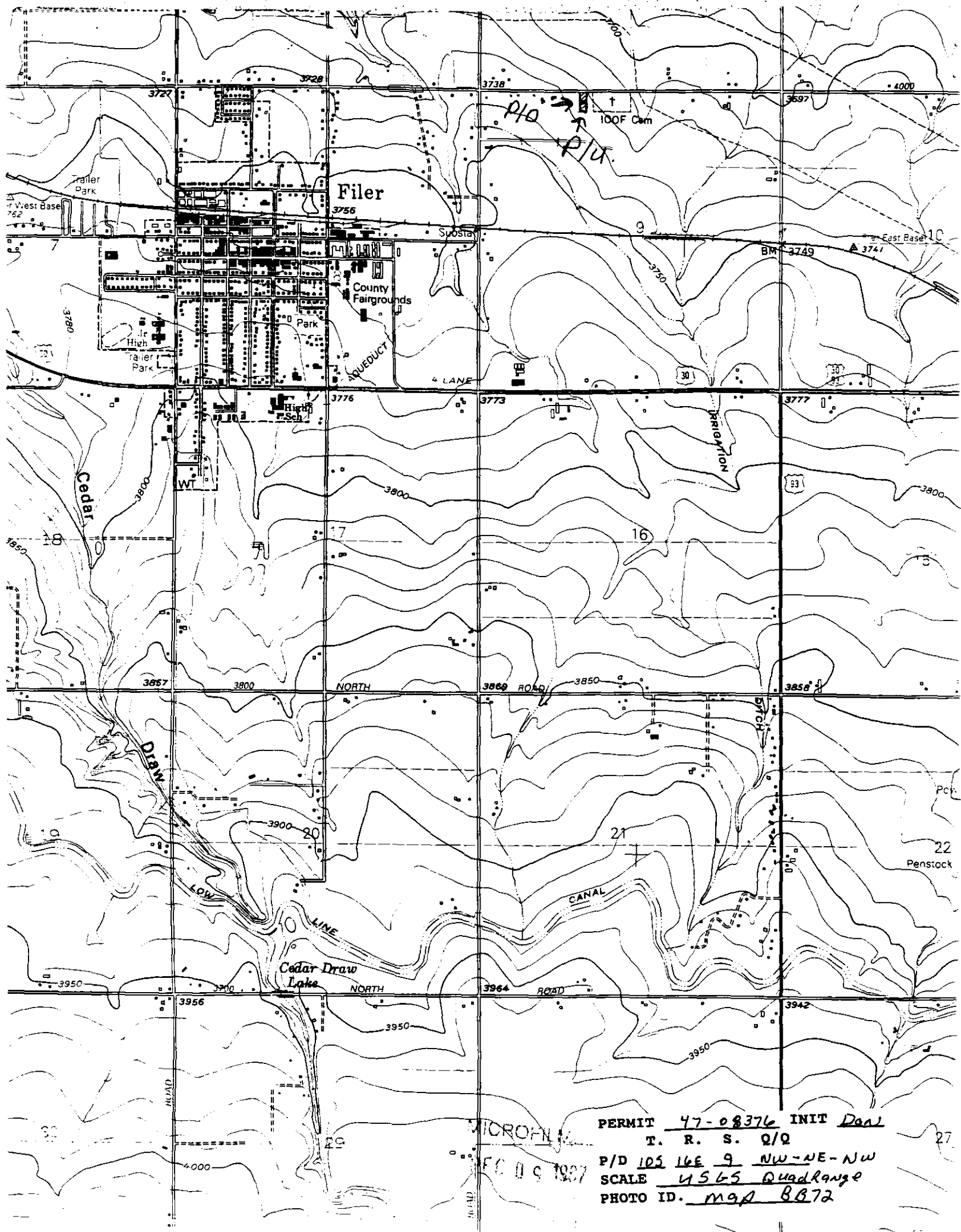
Area A - 59 ft x 66 ft = 3894 sq ft
 Area B - 23 ft x 32 ft = 736 sq ft
 Area C - 38 ft x 47 ft = 1551 sq ft
 Area D - 23 ft x 10 ft = 230 sq ft
 Area E - 33 ft x 21 ft = 693 sq ft

TOTAL sq ft = 7104

7104 TOTAL sq ft
 43560 = .2 acres

.2 TOTAL ACRES IRRIGATED

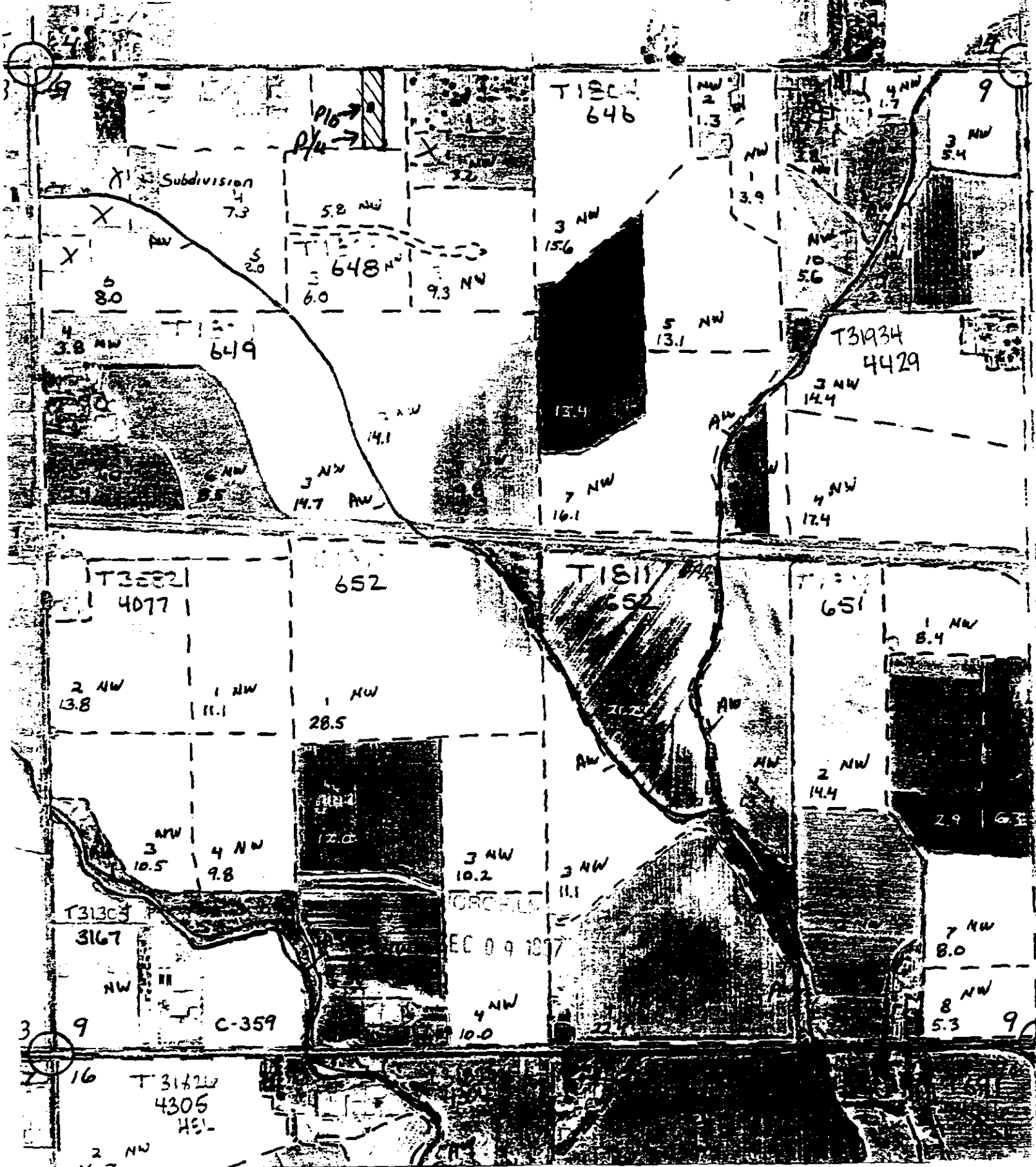
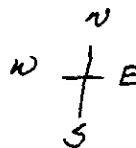
ROAD



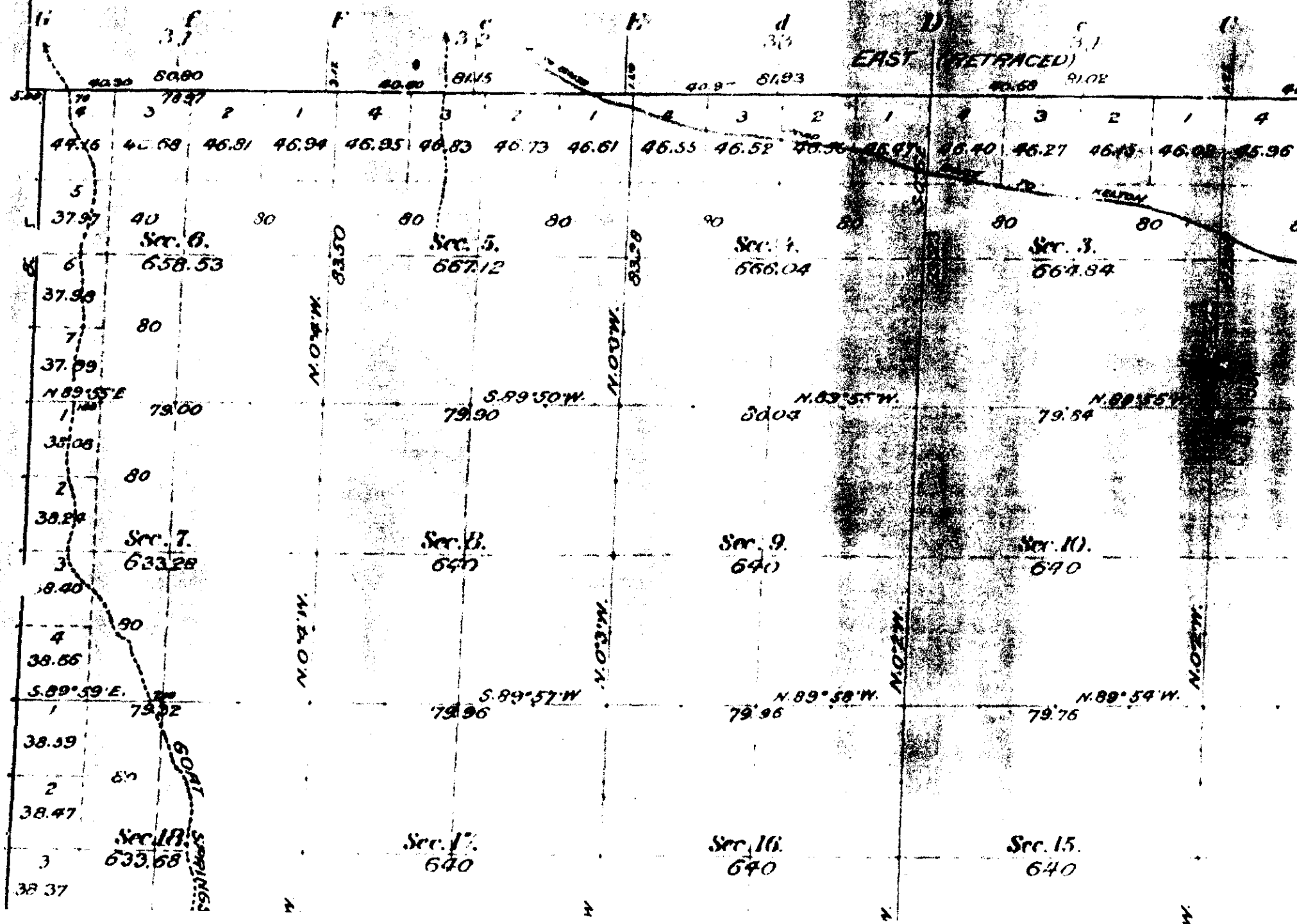
PERMIT 47-08376 INIT Dan
T. R. S. Q/Q
P/D 105 16E 9 NW-NE-NW
SCALE 4565 Quadrangle
PHOTO ID. map 8872

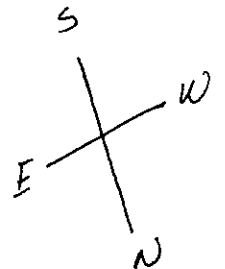
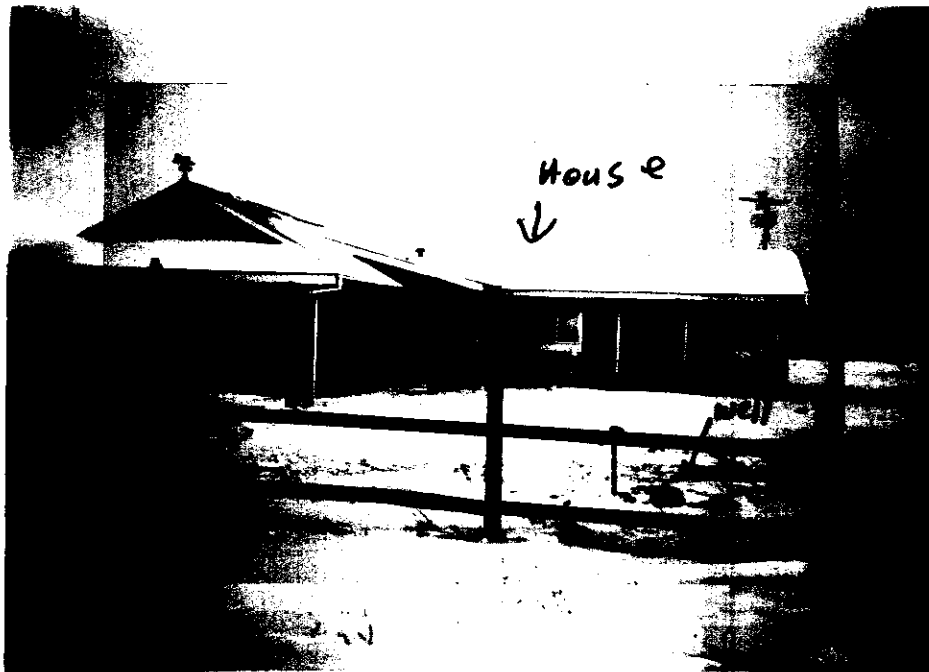
MICROFILM
FEB 09 1987

PERMIT 47-08370 INIT 
T. R. S. Q/Q
P/D 10S 16E 9 NW-NE NW
SCALE 6660
PHOTO ID. 4565 PHOTO

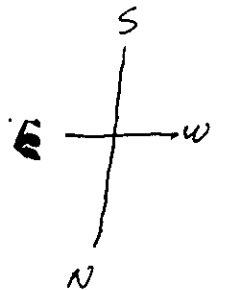


Township N^o 10 South, Range N^o 16 East of the Bo



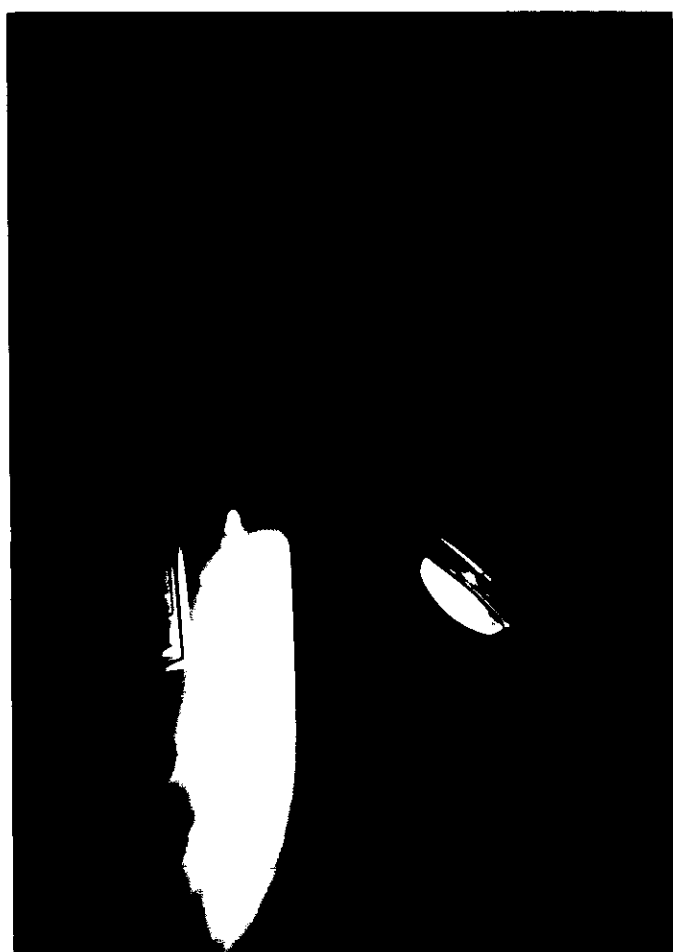


This is the well and House for this permit and
The Relationship Between the two



This well for this permit

10009107

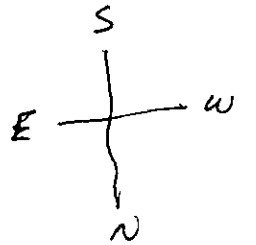


This is The Pressure Tank and
Well Controls for this Permit

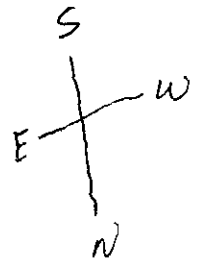
RECORDED

DEC 09 1937

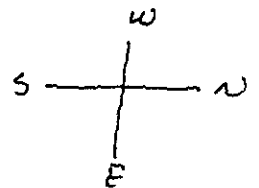
MOBILE



THIS IS THE FRONT VIEW OF PLACE OF USE
THE AREA BETWEEN THE TWO LOG FENCES IS NOT
IRRIGATED. THE AREA FROM THE DRIVE WAY EAST TO THE
WIRE FENCE IS ALSO NOT IRRIGATED.



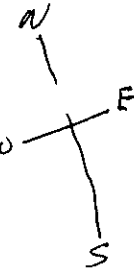
THIS THE BACK YARD PORTION OF PLACE OF USE.
LAWN IS NOT IRRIGATED ALL THE WAY TO THE END OF
PROPERTY



THIS PICTURE SHOWS THE AMOUNT OF THE
BACK YARD THAT IS IRRIGATED. THERE IS ONLY
33 FT OF LAWN TRAVELING SOUTH THAT IS IRRIGATED.

08 1997

DEC 09 1997



This is The East Side of House. Nothing is
irrigated along this Fence line



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

January 5, 1996

JOSEPH & FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 47-08376

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.

I have enclosed the receipt for check no. 03 in the amount of \$50.00 which was submitted to cover the cost of filing the application for permit for this water right. I can find no record of you paying twice for the permit, therefore, the department cannot refund the \$50.00.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

JAN 24 1996

12/17/95

Dear Mr. Yarbrough,

Here's the paperwork
I promised you. Had to
wait for the Bank to find
my check. I talked to
you on Dec 5th 1995.

If you can refund me
money I thank you.
Also thank for your
patience.

Sincerely
Happy Holidays
Mrs J. Sereno

2327 E 4000 N

FLER, IDAHO #83328

Hope these copies are what
you need.

DEC 24 1995

First Check

Pay to the order of 27 E 4070 N

Payable Date 1/7 1994

Department of Water Resources
232 Sandstone Street E
Twin Falls ID 83421

\$ 50.00

Bank of America

Water Co) in Union

93622 215

**FOR DEPOSIT ONLY
TO THE IDAHO STATE
TREASURER'S ACCOUNT
BY Department of Water Resources**

09863773

AT 3108 IS NORTH OF
ONE TO ALTIMA
MONTANA 8/2/74

204

507456

Microfilm

JAN 24 1996

November 30, 1995

JOSEPH SERINO
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

PROOF DUE NOTICE

RE: PERMIT NO. 47-08376

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 February 1, 1996.

(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.

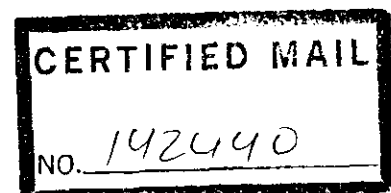
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JAN 24 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

R. KEITH HIGGINSON
DIRECTOR

January 27, 1995

JOSEPH SERINO
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08376

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/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. 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

RECEIVED

FEB 16 1995

NOTICE OF APPLICATION FOR WATER RIGHTS

The following applications have been filed in appropriate divisions of the State of Idaho:

47-08376

JOSEPH E. RICE
FLORIAN RICE
207 E. 400 N
PERMIT NO. 00328

Source: groundwater

Diversion Pt. NWNENW,
 20, T10S, R16E, Twin
 Falls County.

Use: Domestic (1.4 cfs)
 from 1/1 to 12/31

Date Filed: 10/7/1994

to: NENE, 20, T10S,
 R16E

47-08377

CITY OF KIMBERLY
PO BOX 2
KIMBERLY, IDAHO 83341

Source: groundwater

Diversion Pt. SESESW,
 20, T10S, R16E, Twin
 Falls County.

Use: Municipal (1.4 cfs)
 from 1/1 to 12/31

Date Filed: 10/31/1994

to: Within city limits and
 adjacent land served by
 the city.

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, Ekt,
 Twin Falls, ID 83301
 together with a protest fee
 of \$25.00 on or before
 December 19, 1994. The
 protest must be signed by
 the protestor.

E. Keith Thompson,
 Director

Idaho Department of Water Resources
 222 E. Shoshone

Affidavit of Publication

STATE OF IDAHO
 COUNTY OF TWIN FALLS } SS.

RECEIVED
 No 26630

JAN 04 1995

I, Linda Capps McBuire being first duly sworn upon oath, depose
 and say that I am Princ Clerk of the TIMES-NEWS, published daily, at
 Twin Falls, Idaho, and do solemnly swear that a copy of the last publication, 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 December 1, 1994,
 and ending with the issue dated December 8, 1994.

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 28 day of December in the year of 1994, before me,

a Notary Public, personally appeared Linda Capps McBuire,
 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.

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

OK MB
 1/5/95

FEB 16 1995

CLASSIFIED ADVERTISING INVOICE

TWIN FALLS TIMES NEWS

132 3RD ST W.

P. O. BOX 548

TWIN FALLS

ID 83303

Forwarding & address correction requested

RECEIVED

JAN 04 1995

INVOICE NO.		CLASS		BILLING DATE	
26630		343		12/28/94	
INDEXING TERM					
#47-08376, 47-8377 <i>OK B 1/5/95</i>					
START DATE			TELEPHONE NO.		
12/01/94			736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
82	2		59.04	59.04	
AFFIDAVI			2.00	2.00	
PAY THIS AMOUNT			61.04	61.04	

RETURN TO US WITH YOUR REMITTANCE

Southern Region Office

26630

6104

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

222 SHOSHONE ST E

TWIN FALLS

ID

83301

GROSS AMT DUE AFTER 01/12

RECEIVED
JAN 16 1995

**NOTICE OF
APPLICATION FOR
WATER PERMIT**

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

47-08376

**JOSEPH & / O R
FLORENCE SERINO
2327 E 4000 N
FILER ID 83328**

Source: groundwater

Diversion Pt: NWNENW,
S9, T10S, R16E; Twin
Falls County.

Use: Domestic (0.04 cfs)
from 1/1 to 12/31

Date Filed: 10/7/1994

In: NENW, S9, T10S,
R16E

47-08377

**CITY OF KIMBERLY
PO BOX Z
KIMBERLY ID 83341**

Source: groundwater

Diversion Pt: SENESW,
S20, T10S, R18E; Twin
Falls County.

Use: Municipal (3.4 cfs)
from 1/1 to 12/31

Date Filed: 10/31/1994

In: Within city limits and
adjacent land served by
the city.

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
December 19, 1994. The
protestant must also send

a copy of the protest to the
applicant.

**R. Keith Higginson,
Director**

Published in Times News on
12/1 & 12/8/94.

FILED
FEB - 6 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

November 17, 1994

R. KEITH HIGGINSON
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

FEB 16 1995

NOTICE OF APPLICATION FOR WATER PERMIT

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

47-08376

JOSEPH &/OR FLORENCE SERINO
2327 E 4000 N
FILER ID 83328

Source: groundwater

Diversion Pt: NWNENW, S9, T10S, R16E; Twin Falls County.

Use: Domestic (0.04 cfs) from 1/1 to 12/31

Date Filed: 10/7/1994

In: NENW, S9, T10S, R16E

47-08377

CITY OF KIMBERLY
PO BOX Z
KIMBERLY ID 83341

Source: groundwater

Diversion Pt: SENESW, S20, T10S, R18E; Twin Falls County.

Use: Municipal (3.4 cfs) from 1/1 to 12/31

Date Filed: 10/31/1994

In: Within city limits.

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 December 19, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in Times News on 12/1 & 12/8/94.

3/1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

November 17, 1994

R. KEITH HIGGINSON
Director

JOSEPH &/OR FORENCE SERINO
2327 E 4000 N
FILER ID 83328

Re: Application for Permit No. 47-08376

Dear Applicants:

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 12/1 & 12/8/94. 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,

James E. Stanton
Sr. Water Resource Agent

JS:MB