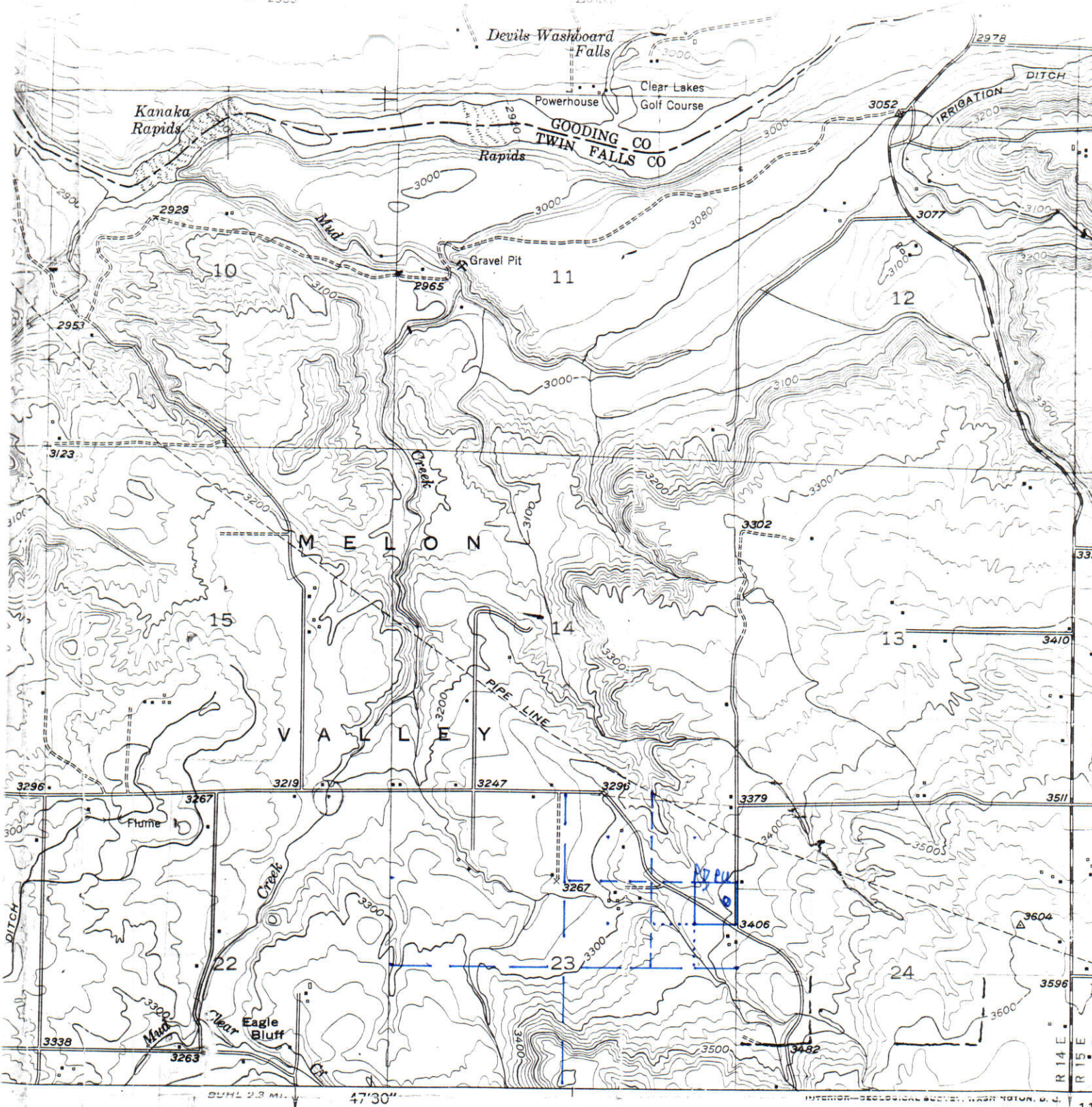
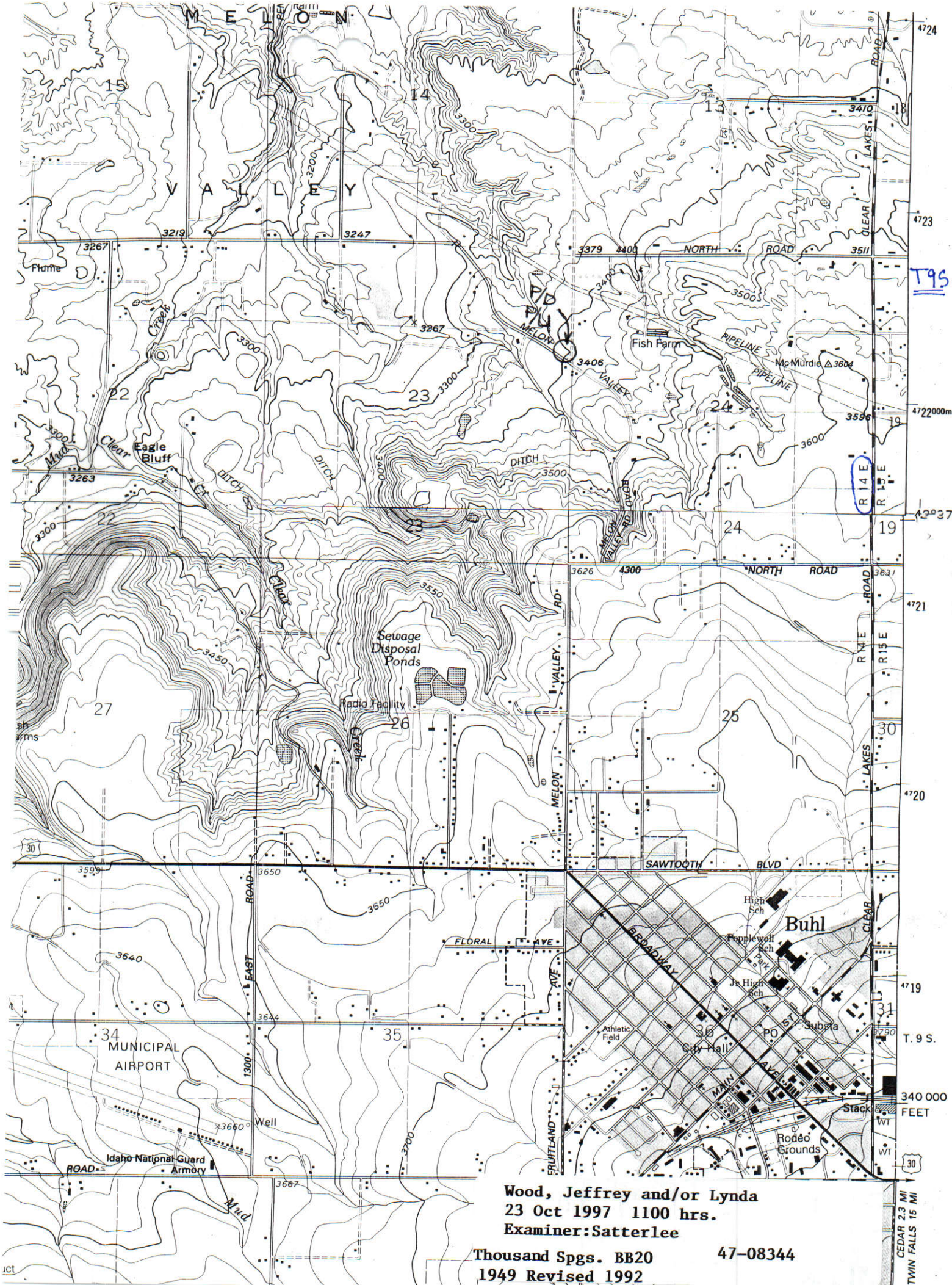


ROAD CLASSIFICATION

Heavy-duty	4 LANE 6 LANE	Light duty
Medium-duty	4 LANE 16 LANE	Unimproved dirt
U. S. Route	State Route	

SCALE 1:24,000
 INTERVAL 20 FEET
 HALF-INTERVAL CONTOURS
 RIVER SURFACE 5 FEET
 AN SEA LEVEL
 ANAL MAP ACCURACY STANDARDS
 ENTER, DENVER, COLORADO OR WASHINGTON 25, D. C.
 S AND SYMBOLS IS AVAILA LE ON REQUEST
 THOUSAND SPRINGS, IDAHO
 N4237.5-W1445/7.5
 EDITION OF 1951
 JAN 12 1994
 47-08344



Wood, Jeffrey and/or Lynda
23 Oct 1997 1100 hrs.
Examiner: Satterlee

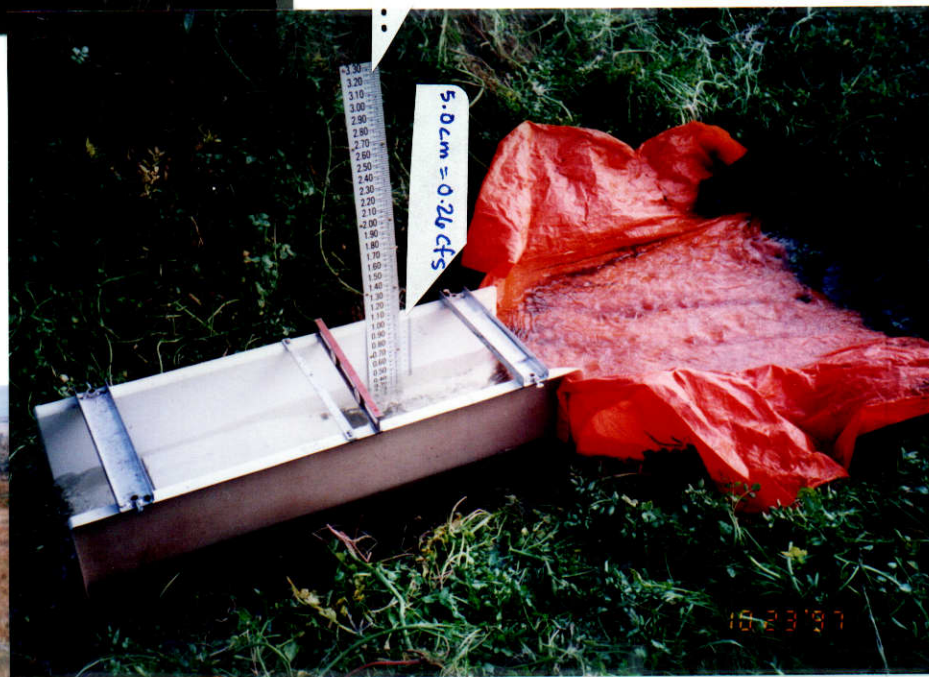
Thousand Spgs. BB20
1949 Revised 1992

47-08344

CEDAR 2.3 MI
TWIN FALLS 15 MI



staff gage measurement not used...



Sec 23, T09S, R14E SENE 1/4



Wood, Jeffrey and Lynda 23 Oct 1997
1000 hrs. Examiner: Satterlee

47-08344

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

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

47-08344

JEFFREY WOOD &/OR
LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

Source: Springs
tributary to Mud
Creek
Division Pt:
NESENE, S23, T09S,
R14E; Twin Falls
County.

Use: Aesthetics (1.0
cfs) from 01/01 to
12/31

Date Filed: 08/19/93

In: SENE, S23, T09S,
R14E.

The permit (s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before September 20, 1993.

R. Keith Higginson,
Director

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

No 25193

I, Linda Capps McBurnie being first duly sworn upon oath, depose and say that I am Quinn 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 September 2, 19 93, and ending with the issue dated September 9, 19 93.

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 September day of September in the year of 1993, before me, a Notary Public, personally appeared Linda Capps McBurnie, 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.

OK
MB
10/18/93
Department of Water
Southern Region

Notary Public for Idaho

Residing at

My commission expires:

Debra R. Feltman
Twin Falls

5/19/94

JAN 12 1994

RECEIVED

NOV 08 1995

Department of Water Resources **STATE OF IDAHO**
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. 0023969
Receipt By: [Signature]
Date Received: 11/4/95

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. 47-08344 Telephone No. (208) 543-4985

2. Name(s) of Permit Holder(s): JEFFREY J. WOOD

3. Mailing Address: 4377 N. 1400 E. BUHL ID. 83316

4. Source of Water: TRIB. TO SILVER CREEK ☒ **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: Fill Pond

6. Total rate of diversion and/or volume for which proof is submitted: 1 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: \$ _____ (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: DEC 11 1995

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: [Signature] Date: 11/4/95
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 47-08344

Proposed Priority: August 19, 1993

Maximum Diversion Rate:

1.00 CFS

This is to certify, that **JEFFREY WOOD**
LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

has applied for a permit to appropriate water from:

SPRINGS

tributary of **MUD CREEK**

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>
-----------------------	----------------------	--------------------------

AESTHETIC	01/01 to 12/31	1.00 CFS
-----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION:

NESENE , Sec. 23, Township 09S, Range 14E
TWIN FALLS County

PLACE OF USE: AESTHETIC

TWN RGE SEC

09S 14E 23 SENE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **January 1, 1996.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

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

28TH day of DECEMBER, 1993.


R. Keith Higginson, Director

RECORDED

JAN 12 1994

RECEIVED
DEC 10 1993

Form 202
6/85
RECEIVED

Department of Water Resources
STATE OF IDAHO

Ident. No. 47-08344

AUG 19 1993

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources To appropriate the public waters of the State of Idaho
Southern Region Office

1. Name of applicant Jeffrey &/or Lynda Wood Phone 543-4985
Post office address 416 13th Ave. N., Buhl, ID 83316

2. Source of water supply Springs which is a tributary of Mud Creek

3. Location of point of diversion is NE $\frac{1}{4}$ of S NE $\frac{1}{4}$ of N NE $\frac{1}{4}$, Govt. Lot _____
Sec. 23 Township 9S Range 14E B.M. Twin Falls County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 for Aesthetics purposes from 1-1 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) 1.0 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Dug pond & earth dam, overflow

b. Height of storage dam 6' feet; active reservoir capacity 20 x 30' 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 90°F being sought? -

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

RECEIVED

JAN 12 1994

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. _____

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	
9S	14E	23				X													

X- Aesthetics

Total number of acres to be irrigated _____

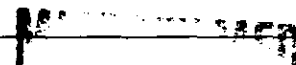
10. Describe any other water rights used for the same purposes as described above. _____

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

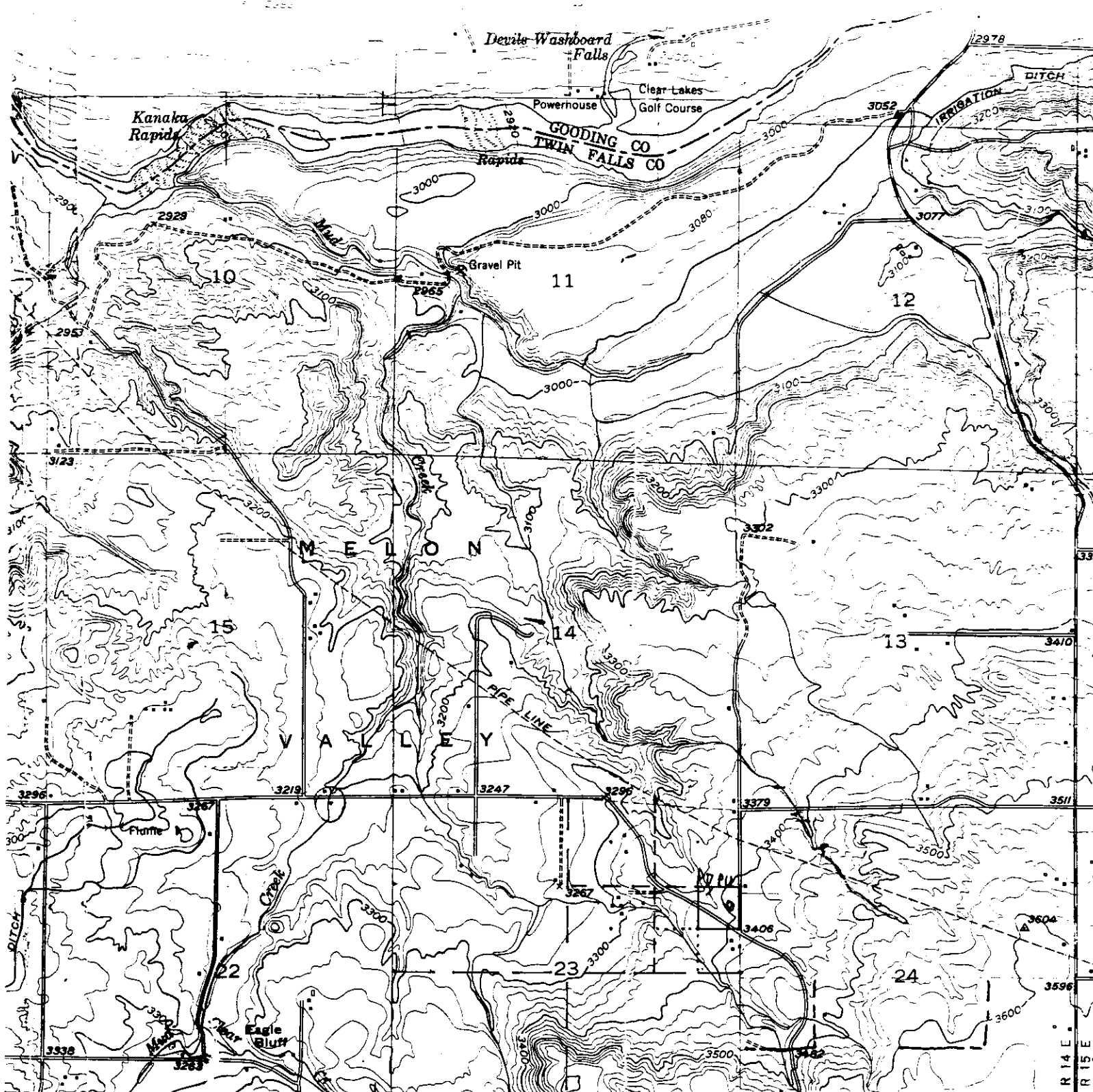
b. Who owns the land to be irrigated or place of use? "

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

12. Remarks: _____

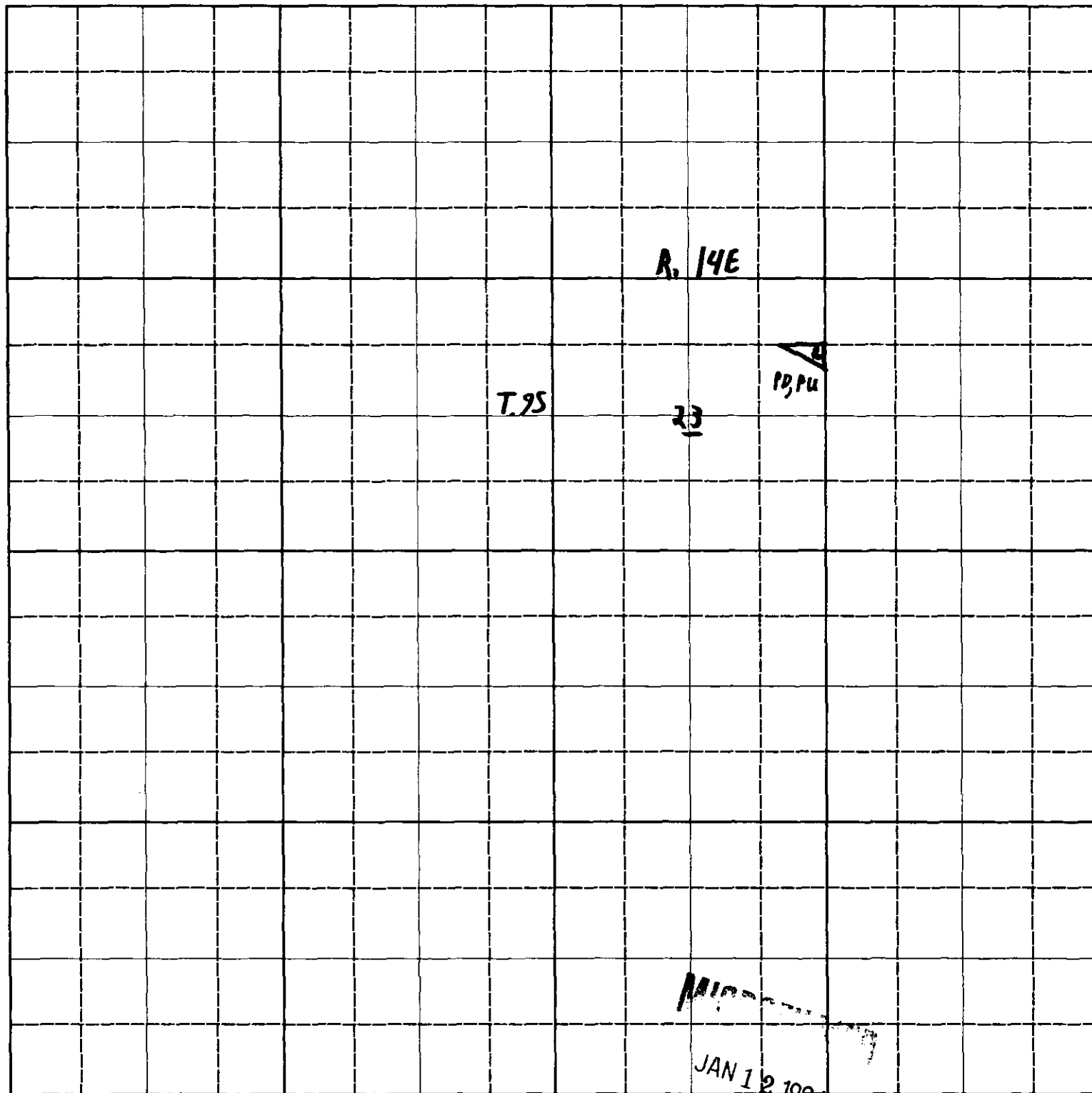


JAN 12 1994



1:24,000
 1 MILE
 0 4000 5000 6000 7000 FEET
 1 KILOMETER
 INTERVAL 20 FEET
 HALF-INTERVAL CONTOURS
 RIVER SURFACE 5 FEET
 AN SEA LEVEL
 ONAL MAP ACCURACY STANDARDS
 ENTER, DENVER, COLORADO OR WASHINGTON 25, D. C.
 S AND SYMBOLS IS AVAILABLE ON REQUEST
 ROAD CLASSIFICATION
 Heavy-duty 4 LANE 2 LANE Light duty
 Medium-duty 4 LANE 2 LANE Unimproved dirt
 U. S. Route State Route
 JAN 12 1994
 THOUSAND SPRINGS, IDAHO
 N4237.5-W11445/7.5
 EDITION OF 1951
 47-08344 64-1100

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.

Jeffrey J. Wood
(Applicant)

Received by J. Estacion Date 8-19-93 Time 4:26 pm Preliminary check by MTS
Fee \$ 45⁰⁰ Receipted by JS # 5016122 Date 8-19-93
Publication prepared by mb Date 8/24/93 Published in Times News
Publication approved MBaldwin Date 10/18/93

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:

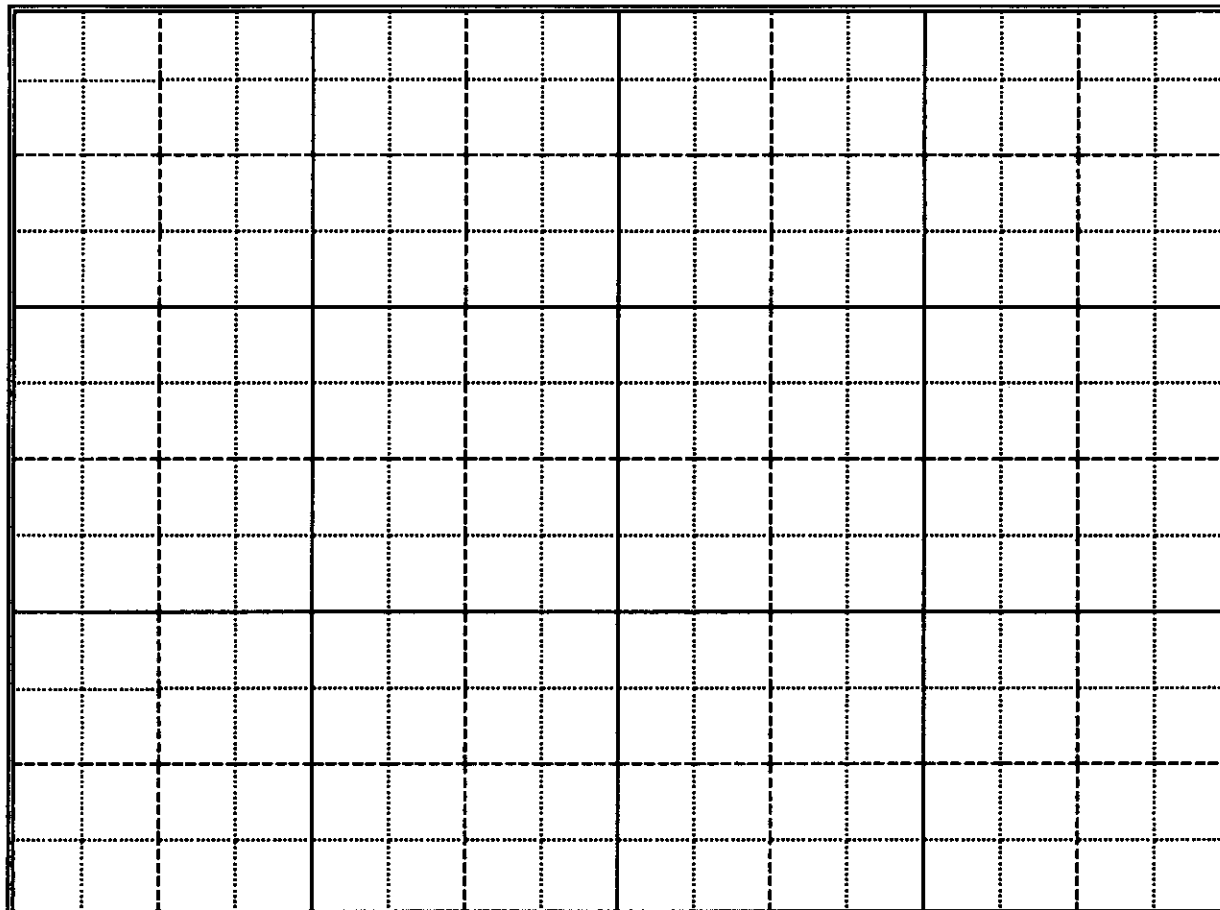
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the 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:

MICHAEL M. M

JAN 12 1994

[illegible]

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



Scale: 1" = _____



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

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



Photo of Diversion and System Attached

4.

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

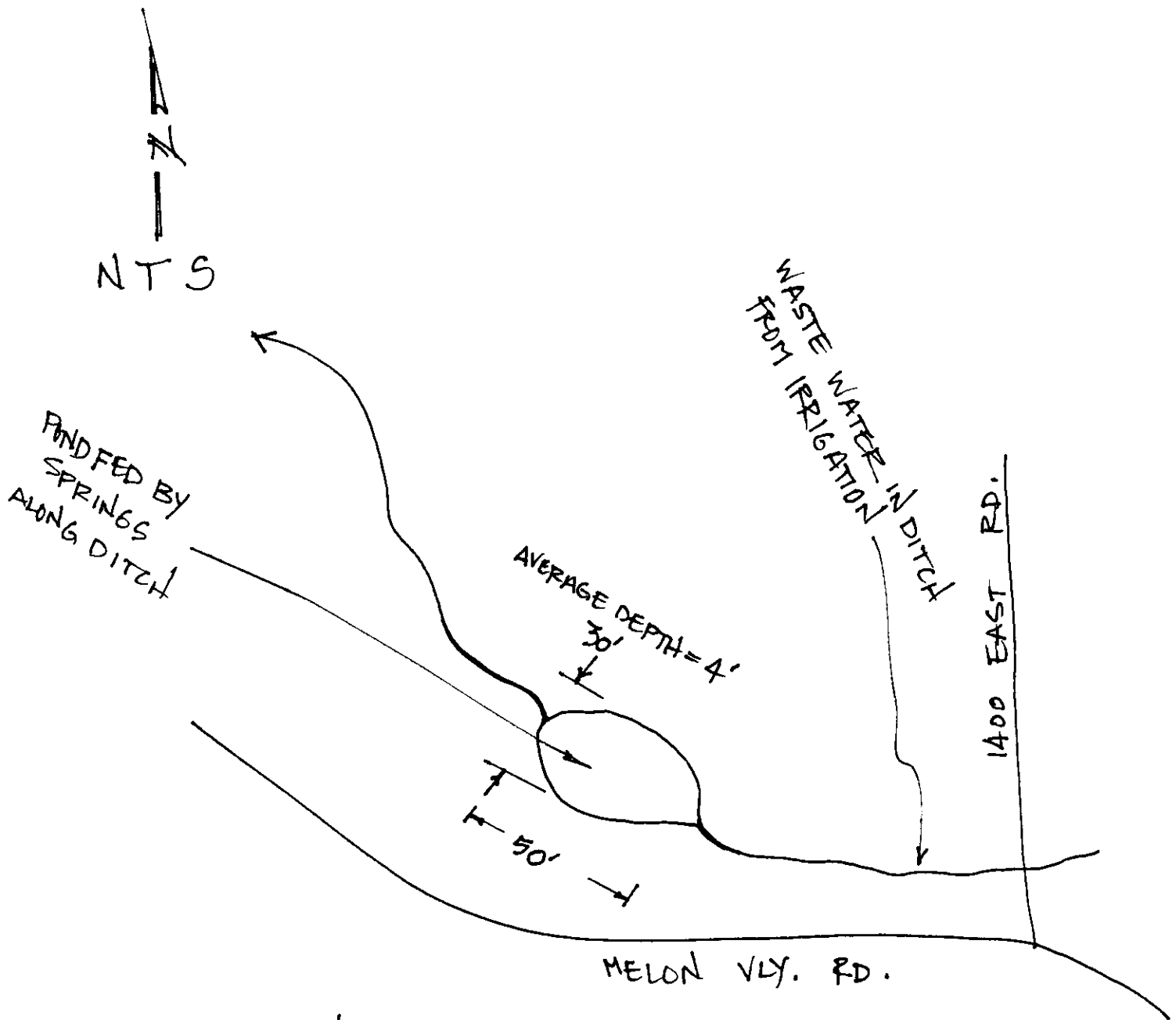
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: 5.0 cm = 0.26 cfs



$$POND = (50)(30)(4) = \frac{6000}{43,560} = 0.14 \text{ af}$$

WOOD, JEFFREY & LYNDIA
23 OCT 97

47-08344

pond

photo looking N'ly



staff gage measurement not used...

Sec 23, T09S, R14E SENE $\frac{1}{4}$



photo looking W'ly, pond approximately
300' downstream



Wood, Jeffrey and Lynda 23 Oct 1997
1000 hrs. Examiner:Satterlee

47-08344

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 31 October 1997
RE: 47-08344

On 23 October 1997 at 1000 hrs., I met with Jeffrey Wood to perform a field examination on the above permit. The permit is year round aesthetic and stockwater use for a pond.

The pond is spring fed plus waste water from irrigation. Diversion Point and Place of Use: Located in the SENE $\frac{1}{4}$ of Section 23, T09S, R14E.

According to Mr. Wood, the average depth of the pond is 4 feet. The surface dimension is 30 feet wide and 50 feet long. Please see schematic with the pond volume calculation.

The rate was measured by the gage on the portable flume (5.0 cm = 0.26 cfs).

I recommend the permit be licensed for aesthetic and stockwater with the measured rate 0.26 cfs.

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

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

FLUME w/ GAGE

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

PERMIT RATE 1.0 CFS
RATE LIMIT 1.0 "
MEASURED RATE 0.26 "

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
AESTHETIC	1/1	12/31	0.26 cfs	0.14 af
Totals:			0.26 cfs	0.14 af

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATIONField Examiner's Name Georgia Satterlee Date 31 Oct 97

Reviewer _____ Date _____

SEAL

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 47-08344 Reviewed by [Signature] Date 11-16-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

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

MEASURING DEVICE

yes Required?
 0 Amount Submitted
no Correct?
no Required?
 / Installed?
 / Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

*Request 100⁰⁰ exam fee
11-24 - Fee received / Proof acceptable*

DATA ENTRY

New Address 4377 N. 1400 E Proof Made 11-8-95
Buhl, Id. 83316



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

December 5, 1995

JEFFREY J WOOD
4377 N 1400 E
BUHL ID 83316

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 47-08344

Dear Permit Holder:

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

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning 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

RECEIVED

DEC 11 1995



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**

November 17, 1995

Jeffrey & Lynda Wood
4377 N 1400 E
Buhl, ID 83316

RE: Permit No. 47-08344

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. You state on the proof that you are diverting 1.00 cfs for an aesthetic pond. Before the department can process the proof, it must be accompanied by the appropriate license examination fee. The license examination fee for a rate of 1.00 cfs is \$100.00. I have enclosed a copy of the examination fee schedule for your reference.

Please return the copy of the proof along with the \$100.00 license examination fee within thirty (30) **days** of receipt of this letter. **Please address your correspondence to my attention.**

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

DEC 11 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 29, 1993

JEFFREY WOOD
LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

PERMIT APPROVAL NOTICE

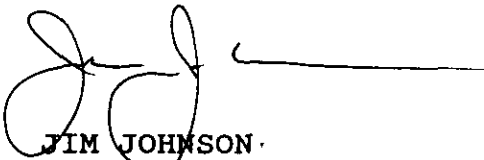
RE: PERMIT NO. 47-08344

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.

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

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECORDED

JAN 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 29, 1993

JEFFREY WOOD
LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

PERMIT APPROVAL NOTICE

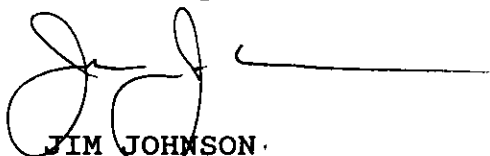
RE: PERMIT NO. 47-08344

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.

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

Sincerely,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

JAN 12 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 47-8344 Date: 12/22/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes E.S.R.P. Mor + trust.
SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - NA
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03 (new), 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - Permit No. _____, P99
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A<Irr>-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. _____
Surface water - 005 (req) 01J-P08 <flow chart>
(doesn't sink) or 01H-P01 <flow chart>; NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030 (stream channel alteration)
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - A <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non Trust <1> - 048-049 (Consumptive Uses), NA
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use), NA
Payette (65) - 064 (consump. use), 047-P04 (Payette Lake), NA
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA
USE:
Fish Propagation - 010/06A/09E-P10(WQ) & 07A-042 (req)
444 (N 1000 Spr)
Irrigation - 803 (if GW use SW 1st) (+5A do POU comp.), NA
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 06A/010/09E-P10 & 054 (req)
Storage (✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10' dam), NA
Domestic (surface) - 021 (Boise R + L Peak), 27A (Payette R), NA
OWNERSHIP:
Non land owner - 004 (P/D or P/U)
PROTESTED:
Prehearing agreement - 020
OTHER CONDITIONS: - _____
REMARKS: - _____

BENEFICIAL USE DUE: - 1-1-1996
COMMENTS: - ① Mor & Trust EXEMPT ② DIV DESC

DATE: 12/22/93
PAGE: 1

Audit: 12/22/93 ZIMMERMA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 10 1993

APPLICATION FOR PERMIT ANALYSIS SHEET Department of Water Resources

INITIAL REVIEW BY MTS DATE 8-24, 1993
APPLICATION NO. 47-08344

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 for subdivisions, local name, flow &/or volume.
☒ County
☒ Quantity (flow &/or volume) *Per 2.5. - ponds too small to be consumptive - process*
☒ 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, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt
- ++++PROPOSED PRIORITY DATE
8-19- 1993

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back.
☒ Overlapping point of diversion.
☐ Yes ☒ No Field check required
Field check by _____
☐ 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____

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 - *Withdrawn*
Final date for Protest *9/20/93*
☐ 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. *27*

See below for additional information

Date of priority recommended *8/19, 1993*
By *Adam O. Hulman* Date *8/7, 1993*

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST

Comments recieved from:

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & welfare	_____ Canal Company
_____ Reservations	_____ Div. of Enviromental Quality	_____ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

_____ DATE _____, 19 _____

No overlaps



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

08-Dec-1993

R. KEITH HIGGINSON
Director

CARL H NELLIS SUPERVISOR
IDAHO FISH & GAME
PO BOX 428
JEROME ID 83338

RE: Application for Permit No. 47-08344 (Wood)

Dear Mr. Nellis:

This office acknowledges receipt of the withdrawal of your protest against the above referenced application.

Since you were the only protestant, the issue of the protest has been resolved and the Department is now prepared to proceed with the normal processing of the application which includes regional review prior to being forwarded to our State Office.

The Department will continue review of the application without further contact with you unless information is requested.

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

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

JAN 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

08-Dec-1993

R. KEITH HIGGINSON
Director

JEFFREY &/OR LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

RE: Protested Application for Permit No. 47-08344

Dear Mr. & Mrs. Wood:

We have received a withdrawal of the protest filed by the Idaho Fish & Game against approval of the above referenced application.

Since they were the only protestant, the issue of the protest has been resolved and the Department is now prepared to proceed with the normal processing of the application which includes regional review prior to being forwarded to our State Office.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

JAN 12 1994



IDAHO FISH & GAME

REGION 4
868 East Main Street / Box 428
Jerome, Idaho 83338-0428

Cecil D. Andrus / Governor
Jerry M. Conley / Director

December 2, 1993

RECEIVED

DEC 06 1993

Department of Water Resources
Southern Region Office

Mr. Loren Holmes
Idaho Dept. of Water Resources
222 Shoshone St. East
Twin Falls, Idaho 83301

RE: **Water Right Protest Permit #47-08344 (Wood)**

Dear Loren,

After meeting on-site with the applicant of the above mentioned water right application we withdraw our protest.

Thank you for your cooperation in resolving this matter.

Sincerely,

for Carl H. Nellis
Magic Valley Regional Supervisor

cc: Natural Resource Policy Bureau (Robertson)
Legal (Goddard)
Wood

DEC 12 1994

CONVERSATION MEMORANDUM

NAME OF PARTY Jeff Kead
EMPLOYEE DOUGLAS JONES

DATE 12/1/93
FILE 47-8344

RE: Status

Application protested, owner says IDFIG has reviewed the site and sees no problems with concept.

I asked ~~owner~~ to have IDFIG write a letter withdrawing protest.

Application could then be processed.

I asked about pond, and was told it would be primarily dug, but have a small berm on downhill side. Dimensions are ~~estimated~~ ^{planned} to be 6' deep (max) by 20' x 30' oblong.

Applicant has had to install French drain system on property to de-water subsurface - this is source of "Spring"

Microfilm

JAN 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

19-Oct-1993

R. KEITH HIGGINSON
Director

JEFFRETY &/OR LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

RE: APPLICATION FOR PERMIT NO. 47-08344

Dear Mr. & Mrs. Wood:

Enclosed is a copy of a protest filed against the above referenced application.

The Department suggests you contact the protestant(s) directly to determine the exact nature of the protest(s) and, if possible, to resolve the matter without action by the Department.

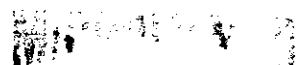
The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosure(s)



JAN 12 1994

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR PERMIT

ISSUES

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

1. Will the proposed appropriation injure other water rights?
2. Is the water supply sufficient for the purpose for which it is sought to be appropriated?
3. Was the application made in good faith or for delay or speculative purposes?
4. Does the applicant have sufficient financial resources with which to complete the proposed project?
5. Is the proposed appropriation in the local public interest, which is defined as the affairs of the people in the area directly affected by the proposed use?
6. Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, 3, 4, and 6 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a pre-hearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

HEARING

The department will tape record the hearing. Copies of a hearing tape are available upon request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director.

Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order of the Director and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within (10) days prior to the hearing.

JAN 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

19-Oct-1993

R. KEITH HIGGINSON
Director

CARL H NELLIS SUPERVISOR
IDAHO FISH & GAME
PO BOX 428
JEROME ID 83338

RE: APPLICATION FOR PERMIT NO. 47-08344 (WOOD)

Dear Mr. Nellis:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosure(s)

RECEIVED

JAN 12 1994



IDAHO FISH & GAME

REGION 4
868 East Main Street
Jerome, ID 83338
(208) 324-4350

RECEIVED

SEP 15 1993

Department of Water Resources
Southern Region Office

September 14, 1993

Mr Loren Holmes
Idaho Dept. of Water Resources
222 Shoshone St. E.
Twin Falls, Idaho 83301

RE: Application for Trust Water Right 47-08344 (Wood)

Dear Loren,

We would like to protest the above mentioned water right application on the grounds that not enough information is provided to fully evaluate impacts to fish and wildlife.

We request detailed specific plans for use of the water or we would like to meet on-site with the applicant and Id. Dept. of Water Resource agent for further explanation. Please contact Dave Parrish, Environmental Staff Biologist for an on-site meeting.

Sincerely,

David Parrish

for Carl H. Nellis
Regional Supervisor

cc: IDFG-Natural Resource Policy Bureau (Robertson)
IDFG-Legal (Goddard)

Cecil D. Andrus / Governor
Jerry M. Conley / Director



MISSOURI

JAN 12 1994

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

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

47-08344

JEFFREY WOOD &/OR
LYNDA WOOD
416 13TH AVE N
Buhl ID 83316

Source: Springs
tributary to Mad
Creek
Diversion Pt:
MESENE, S23, T09S,
R14E; Twin Falls
County.

Use: Aesthetics (1.0
cfs) from 01/01 to
12/31

Date Filed: 08/19/93

In: SENE, S23, T09S,
R14E.

The permit (s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before September 20, 1993.

R. Keith Higginson,
Director

Affidavit - Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

No 25193

I, Linda Capps McPhee being first duly sworn upon oath, depose and say that I am Linda Capps 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 Four consecutive Weeks, commencing with the issue dated September 2, 1993, and ending with the issue dated September 9, 1993.

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 September day of September in the year of 1993, before me, a Notary Public, personally appeared Linda Capps McPhee 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.

OK MB
10/18/93
Department of Water
Southern Region

Notary Public for Idaho

Residing at

My commission expires:

Janeva R. Feltman
Twin Falls

5/19/94

JAN 12 1994

CLASSIFIED ADVERTISING INVOICE
TWIN FALLS TIMES NEWS
132 3RD ST W.
P. O. BOX 548
TWIN FALLS ID 83303

Forwarding & address correction requested

INVOICE NO.		CLASS	BILLING DATE	
25193		343	09/13/93	
INDEXING TERM				
47-08344		OK MB 10/18/93		
START DATE		TELEPHONE NO.		
9/02/93		736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT
56	2		40.32	40.32
AFFIDAVI			2.00	2.00
PAY THIS AMOUNT			42.32	42.32

GROSS AMT DUE AFTER 09/28

RECEIVED

SEP 16 1993

Department of Water Resources
Southern Region Office

RETURN THIS PORTION WITH YOUR REMITTANCE

25193

4232

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

222 SHOSHONE ST E
TWIN FALLS

ID
83301

RECEIVED

2 1994

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT

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

47-08344

JEFFREY WOOD &/OR
LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

Source: Springs
tributary to Mud
Creek

Diversion Pt:
NESENE, S23, T09S,
R14E; Twin Falls
County.

Use: Aesthetics (1.0
cfs) from 01/01 to
12/31

Date Filed: 08/19/93

In: SENE, S23, T09S,
R14E.

The permit (s) will
be subject to all
prior water rights.
Protests may be
submitted based on
the criteria of Sec.
42-203A, Idaho Code
and/or the new public
interest criteria of
Sec. 42-203C, Idaho
Code. Protests must
be filed with the
applicant and with
the Director, Dept.
of Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83301
on or before
September 20, 1993.

R. Keith Higginson,
Director

Published in the
Times News on 9/2 &
9/9/93.

JAN 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

25-Aug-1993

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 once a week for two consecutive weekly issues of 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
Secretary/Office Coordinator

Enclosure

JAN 12 1994

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

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

47-08344

JEFFREY WOOD &/OR
LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

Source: Springs tributary to Mud Creek

Diversion Pt: NESENE, S23, T09S, R14E; Twin Falls County.

Use: Aesthetics (1.0 cfs) from 01/01 to 12/31

Date Filed: 08/19/93

In: SENE, S23, T09S, R14E.

The permit (s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before September 20, 1993.

R. Keith Higginson, Director

Published in the Times News on 9/2 & 9/9/93.

RECEIVED

JAN 12 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

24-Aug-1993

R. KEITH HIGGINSON
Director

JEFFREY &/OR LYNDA WOOD
416 13TH AVE N
BUHL ID 83316

Re: Application for Permit No. 47-08344

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 9/2 & 9/9/93. 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,

Mel Schulte
Water Right Agent

MS:MB

JAN 12 1994