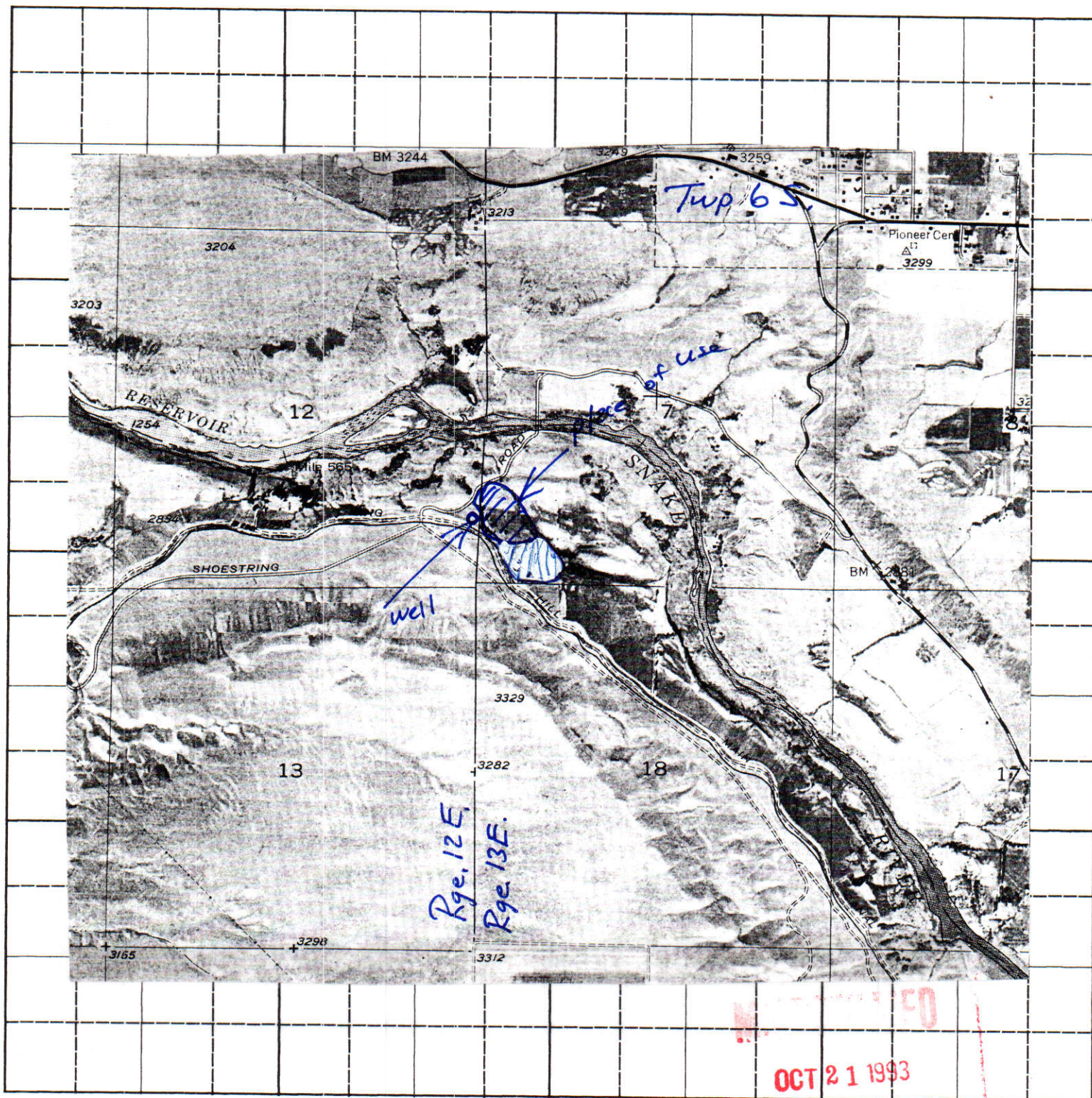


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Neil C. Weiss
(Applicant)

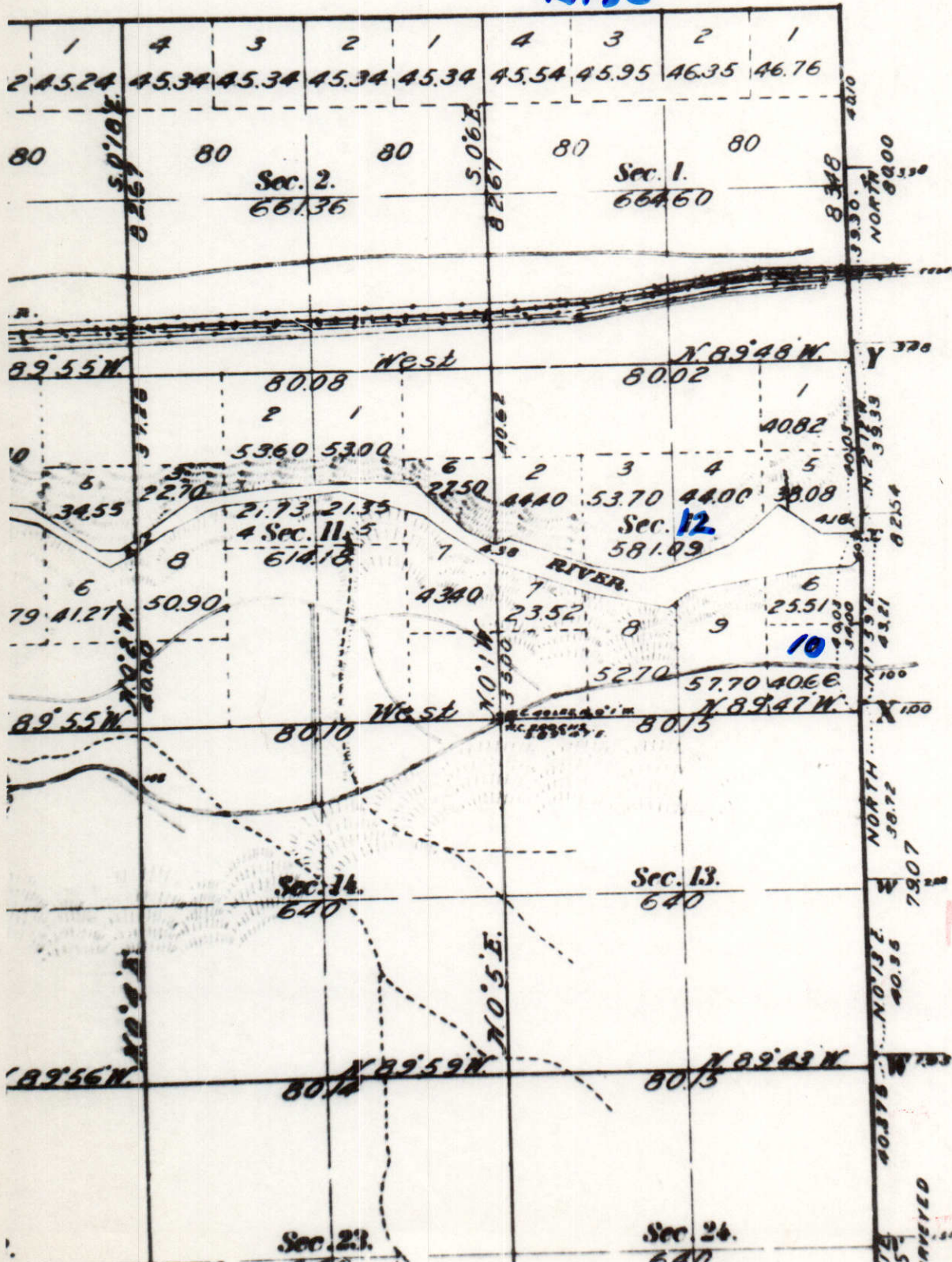
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the Boise Meridian, Idaho.

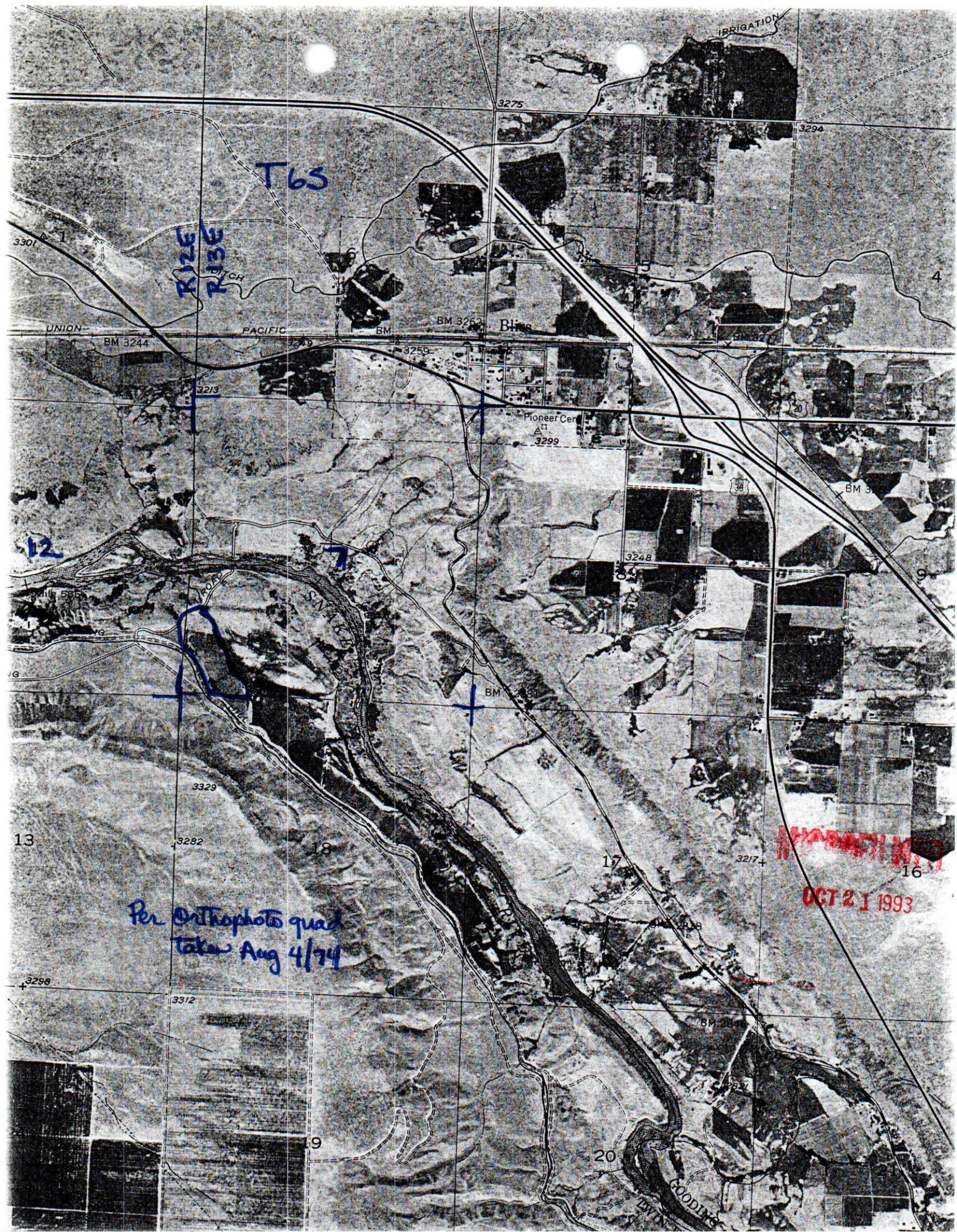
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OCT 21 1993



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taken Aug 4/74

OCT 21 1993

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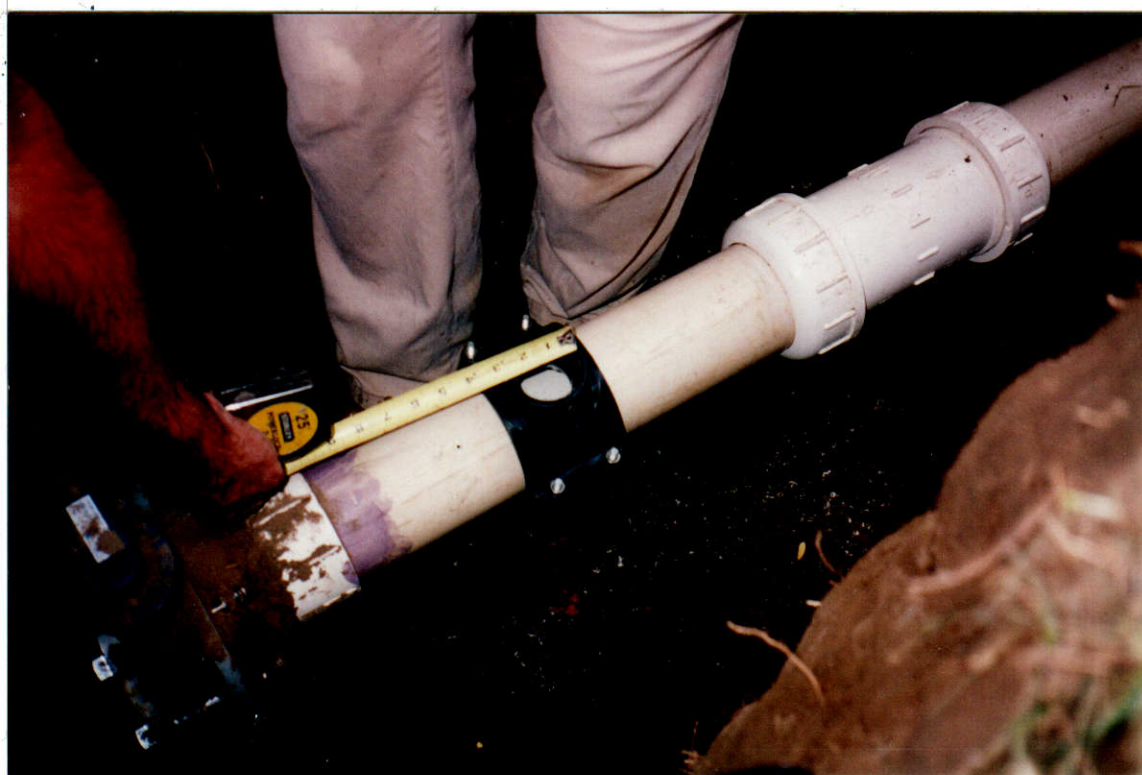
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19

20

Gooding

IRRIGATION





NOTICE OF APPLICATION
FOR TRUST WATER RIGHT
The following appli-
cation has been filed
to appropriate the
public waters of the
State of Idaho:

47-08297

WILLIAM PEREIRA &/OR

MINDY PEREIRA

PO BOX 1755

HAILEY ID 83333

Source: groundwater

(existing development

Diversion Pt:

NE1/4SE1/4SE1/4, S12,

T06S, R12E; Twin Falls

County.

Uses:

Domestic (0.04 cfs)

from 01/01 to 12/31

irrigation (0.36 cfs)

from 03/15 to 11/15

Total Diversion:

0.40 cfs

Date Filed: 03/26/92

In: Domestic use

within SE1/4SE1/4,

S12, T06S, R12E;

irrigation of 18

acres within Lot 4

(NW1/4SW1/4),

(SW1/4SW1/4), S7,

T06S, R13E.

The permit will be

subject to all prior

water rights.

Protests may be

submitted based on

the criteria of Sec.

42-203A, Idaho Code

and/or the new public

interest criteria of

Sec. 42-203C, Idaho

Code. Protests must

be filed with the

Director, Dept. of

Water Resources,

Southern Region, 222

Shoshone Street East,

Twin Falls, ID 83301

on or before June 7,

1993.

R. Keith Higginson,

Director

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS

SS.

No 24833

I, Linda Capps McBurn being first duly sworn upon oath, depose
and say that I am Print 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 May 20, 1993,
and ending with the issue dated May 27, 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 ex-
cept 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 25 day of June in the year of 1993, before me,
a Notary Public, personally appeared Linda Capps McBurn,
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.

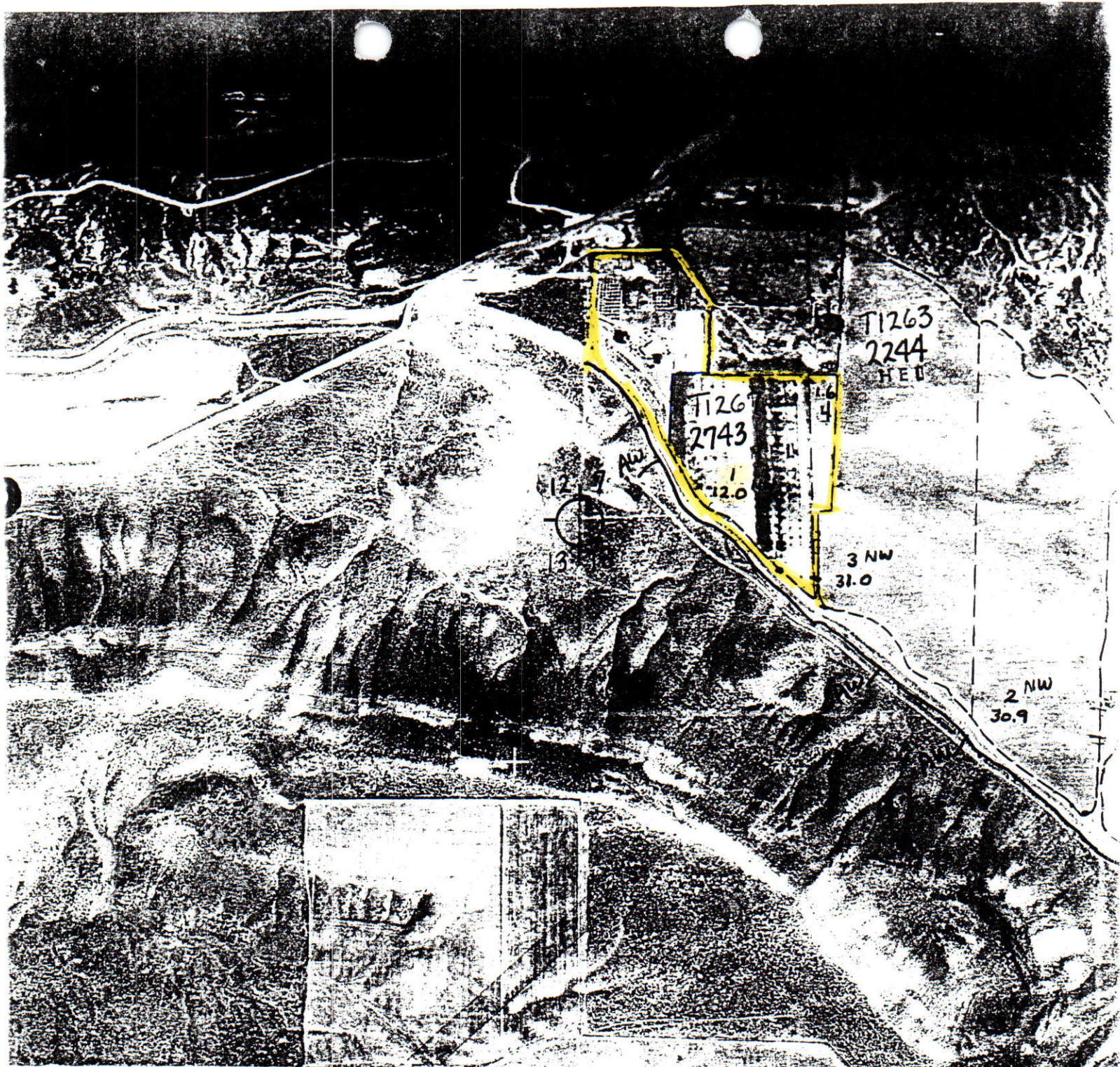
Sheva R. Feltman
Notary Public for Idaho

Residing at Twin Falls

My commission expires: 5/19/94

OK
mb
7/14/93

OCT 21 1993



UNCLASSIFIED

OCT 21 1993

ASCS - flown in summer of '87.

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12 | 7
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23 | 24

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UNRECORDED

OCT 21 1993

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~47-08297~~	~~William Pereira~~ ~~Melinda Pereira~~	~~0.40~~
Full Assignment	47-08297	Keith Roark Laurie Roark	0.40

NOT RECORDED

MAY 18 1995

06/93

State of Idaho

RECEIVED DEPARTMENT OF WATER RESOURCES

MAY 09 1995

Department of Water Resources

ASSIGNMENT OF PERMIT

To change the ownership of a permit

OFFICE USE ONLY

Amt. of Fee \$25.00

Date 5-9-95

Receipt No. C032620

Receipt by RT

I, William & Melinda Pereira, hereby assign to Keith & Laurie Boeck
of P.O. Box 1289, Hailey, Id. 83333(208)788-2890
(Permit Holder) (Full Address)

All my right, title, and interest in and to Permit No. 47-08297
to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
point of diversion location, and the amount of water in cubic feet per second.

Made this 24th day of January, 1995.

Melinda Pereira
Permit Holder(s)

State of Idaho)

County of Blaine ss

On this 24th day of January, 1995, personally appeared before me
the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

Frances E. Clifton

Notary Public

SEAL

Frances E. Clifton
Signature

My commission expires: 1-20-98

database updated 5/10/95 CJ

MAY 18 1995

Sealed, State of Idaho
Dept. of Water Resources
1301 West Broadway St.
Statehouse Mall
Boise, Idaho 83720-9000

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 12-13-93
Receipt No. C029204
Receipt by ju
no

RECEIVED

DEC 13 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 18 1993

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 47-08297 Telephone No. 208-788-4447
2. Name(s) of Permit Holder(s): William Pereira, Mindy Pereira
3. Mailing Address: P.O. Box 1755 HAILEY, IDAHO 83333
4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: C.B. Eaton - James Eaton Date Drilled: Jan 26 - 1983

OPTIONAL:

Pump horsepower: 6 hp. Pressure (psi): 39 psi. Dynamic pumping level (ft.): Depth of well - 305'
Static H₂O level - 150'
Drawdown -

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

Domestic yes 1 (No. of households) Stockwater 0 (No. and type of stock)
Irrigation 18 (No. of acres) Other 0

6. Total rate and/or volume for which proof is submitted .10 cfs OR 40-45 gallons per minute 10 AF.
7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

Flow Measurement Port: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

1/4" flow measurement port.

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

Fee not required at .10 cfs = 45 gpm

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

William Pereira P.O. Box 1755 HAILEY, ID. 208 788-4447
Name Telephone No.

- Same as Above -
Address

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

10/8/93
Date

W. Pereira owner/operator MAY 18 1995
Signature (and title, if on behalf of a company or organization)

See enclosed photos

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08297

Proposed Priority: March 26, 1992 Maximum Diversion Rate: 0.40 CFS
This is to certify, that **WILLIAM PEREIRA**

MINDY PEREIRA
PO BOX 1755
HAILEY ID 833331755

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 10/31	0.36 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.40 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 10(NESESE), Sec. 12, Township 06S, Range 12E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	13E	7	Lot 4(NWSW) 1	Lot 4(SWSW) 17		18
			Total number of acres irrigated:			18

PLACE OF USE: DOMESTIC

TWN RGE SEC
06S 12E 12 Lot 10(SESE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1994**.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

OCT 21 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08297

CONDITIONS/REMARKS:

7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
8. Domestic use is for 1 home.

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

20th day of September, 1993.

R. Keith Higginson
for R. Keith Higginson, Director

001-1 1993

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 21 1993

Department of Water Resources

APR 13 1993

ASSIGNMENT OF APPLICATION FOR PERMIT

Department of Water Resources
Southern Region Office

I, Neil Weir, hereby assign to William & Mindy Pereira
of, P.O. Box 1255, Hailey, ID 83333 (208) 788-4447
(Full Address)

All my right, title, and interest in and to Application for Permit
No. 47-08297 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Application for Application for Permit No. _____ to appropriate the public
waters of the State of Idaho.

Describe portion of the application assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.

Made this 13 day of APRIL, 199³.

Neil C. Weir
Applicant

State of Idaho)
County of Twin Falls)
ss

On this 13th day of April, 199³, personally appeared before me the signer of the
above instrument, duly acknowledged to me that he (she) (they) executed the same.

Spencer S. Sorenson
Notary Public

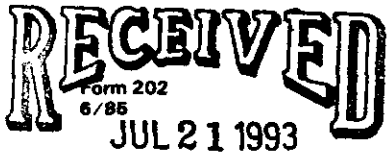
seal

Twin Falls, Idaho

My commission expires: July 18, 1995

OCT 21 1993

database updated 7/30/93 c2



Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 47-08297

RECEIVED

To appropriate the public waters of the State of Idaho

MAR 26 1992

Department of Water Resources

Southern Region Office

Phone 324-2166

1. Name of applicant Neil Weir & Aileen Weir
Post office address 494 Golf Course Road, Jerome, Id, 83338

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot 10
Sec. 12 Township 6S Range 12E B.M. Twin Falls County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.36 for Irrig. purposes from 10/3-15 to 10/31-11-15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated is (a) 0.40 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing well & pump (10 H.P.)
delivering to pipeline.

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. ~~Proposed~~ well diameter is 10" inches; ~~proposed~~ depth of well is 300' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

OCT 21 1993

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

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

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S.	12E	12																D	
6S	13E	7										44	44						18
												1	17						

Total number of acres to be irrigated 18

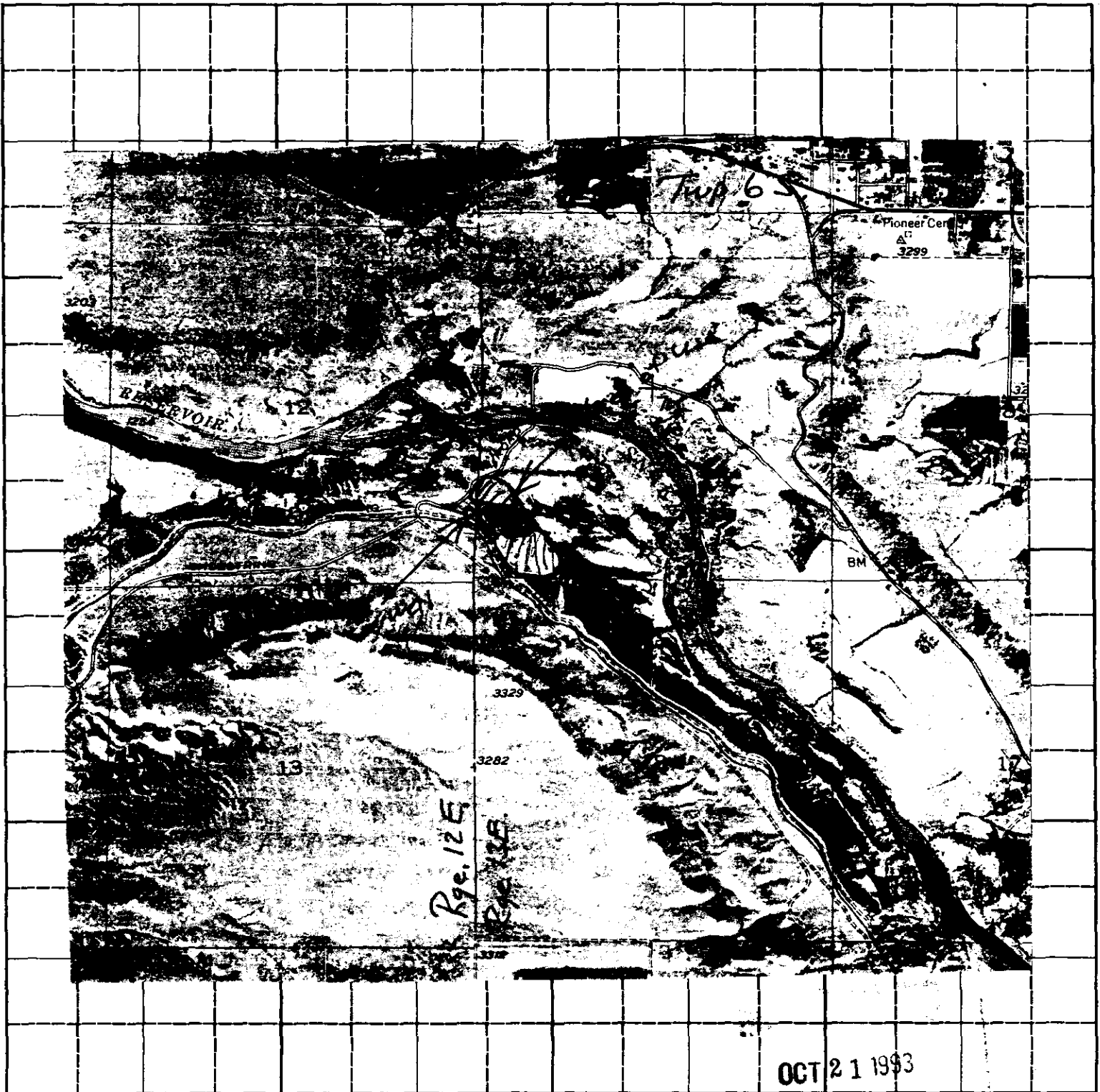
10. Describe any other water rights used for the same purposes as described above. King Hill Irrig. Dist.

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

12. Remarks: Land irrigated was served by King Hill Irrigation District however when canal broke the well was drilled to continue to irrigate land. Use for irrigation began about 1985.

OCT 21 1993

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.

Neil C. Weiss
(Applicant)

Received by RVW Date 3/26/92 Time 11³² am Preliminary check by J. F. Stanton
Fee \$ 45⁰⁰ Receipted by B. V. Sk # 5014238 Date 3/26/92
Publication prepared by MB Date 5-5-93 Published in Times News
Publication approved M. Balderson Date 7/14/93

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:

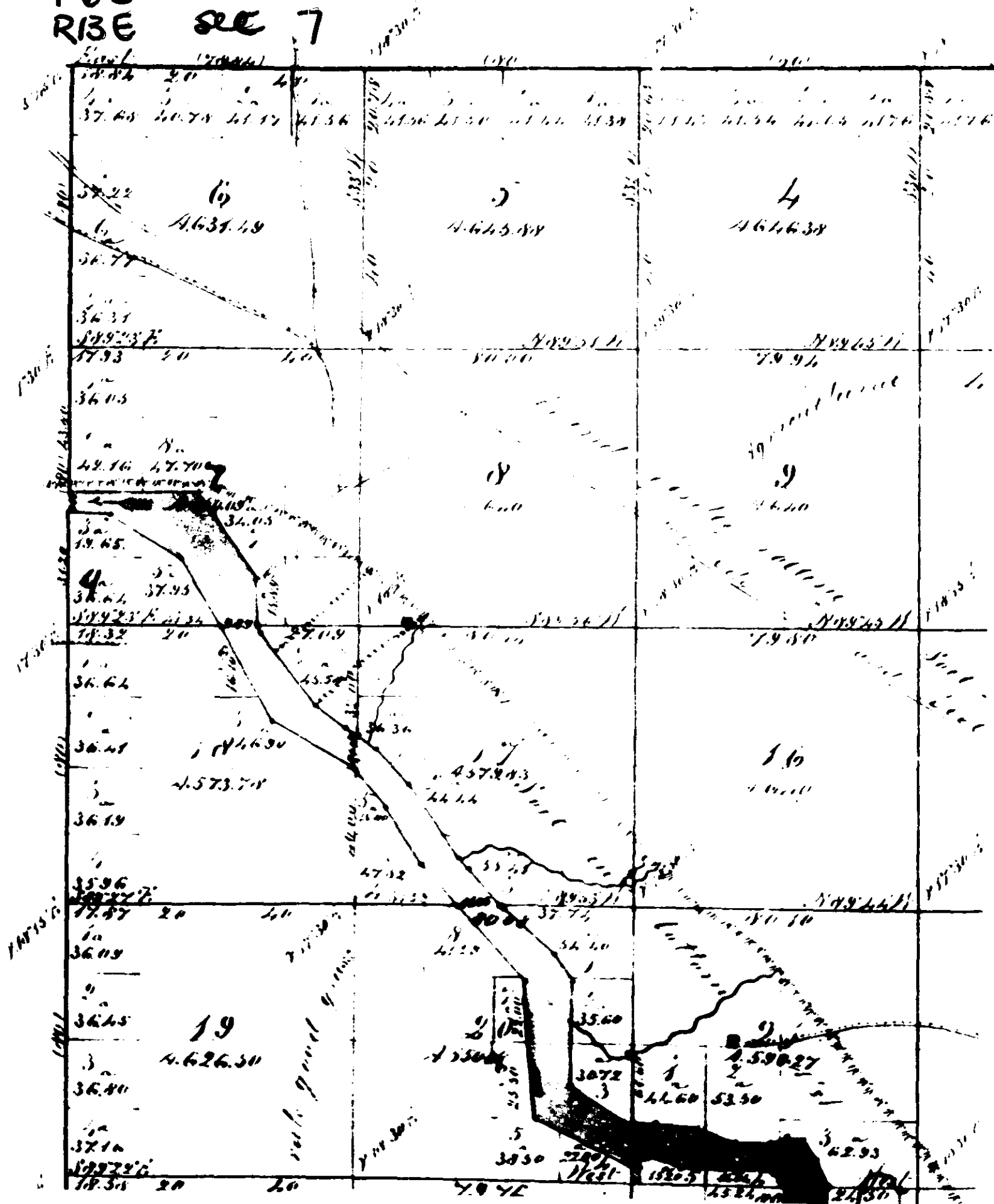
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the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

RECEIVED
OCT 21 1993

Ship Is to South Range

T6S
R13E

SE 7



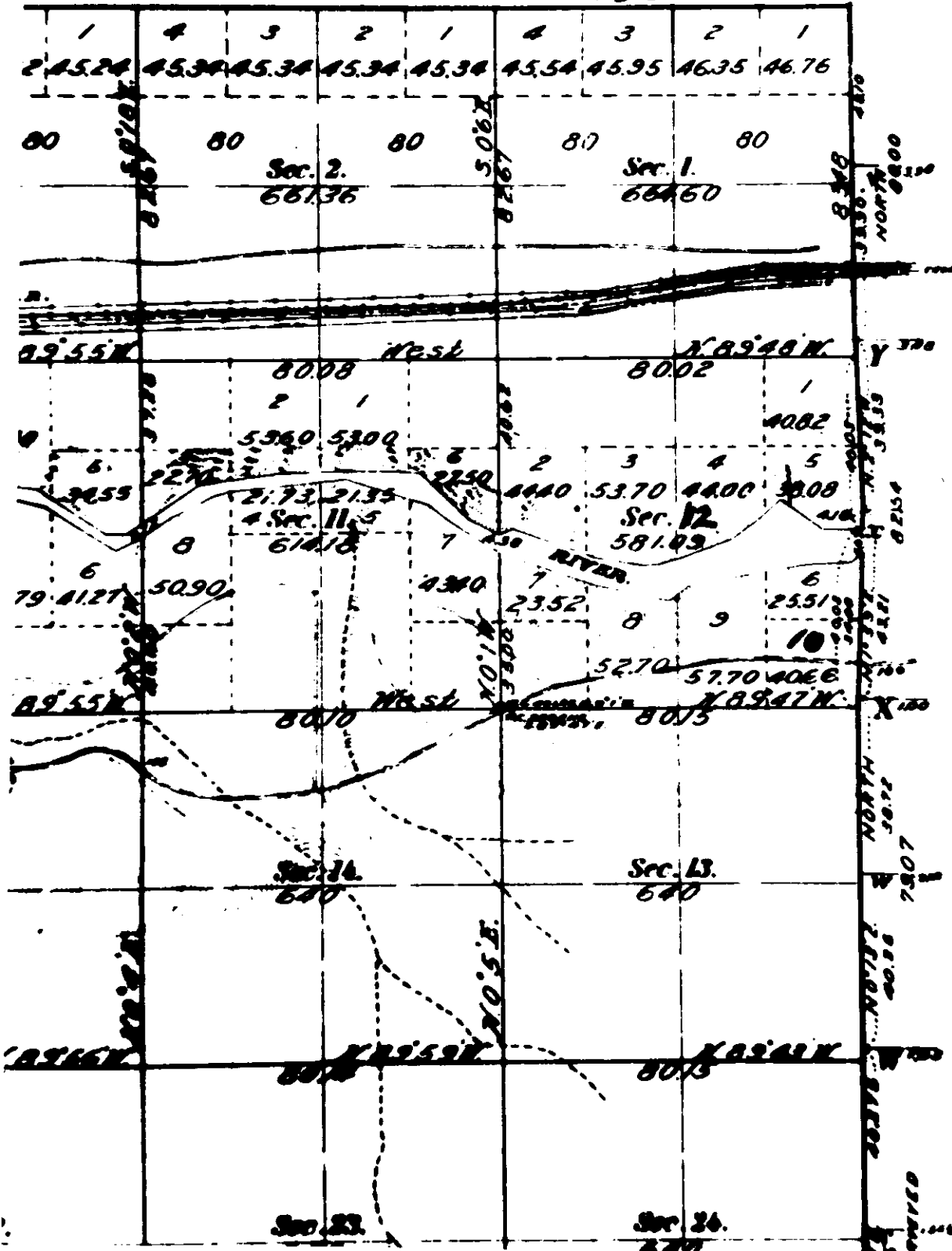
(4-6754)

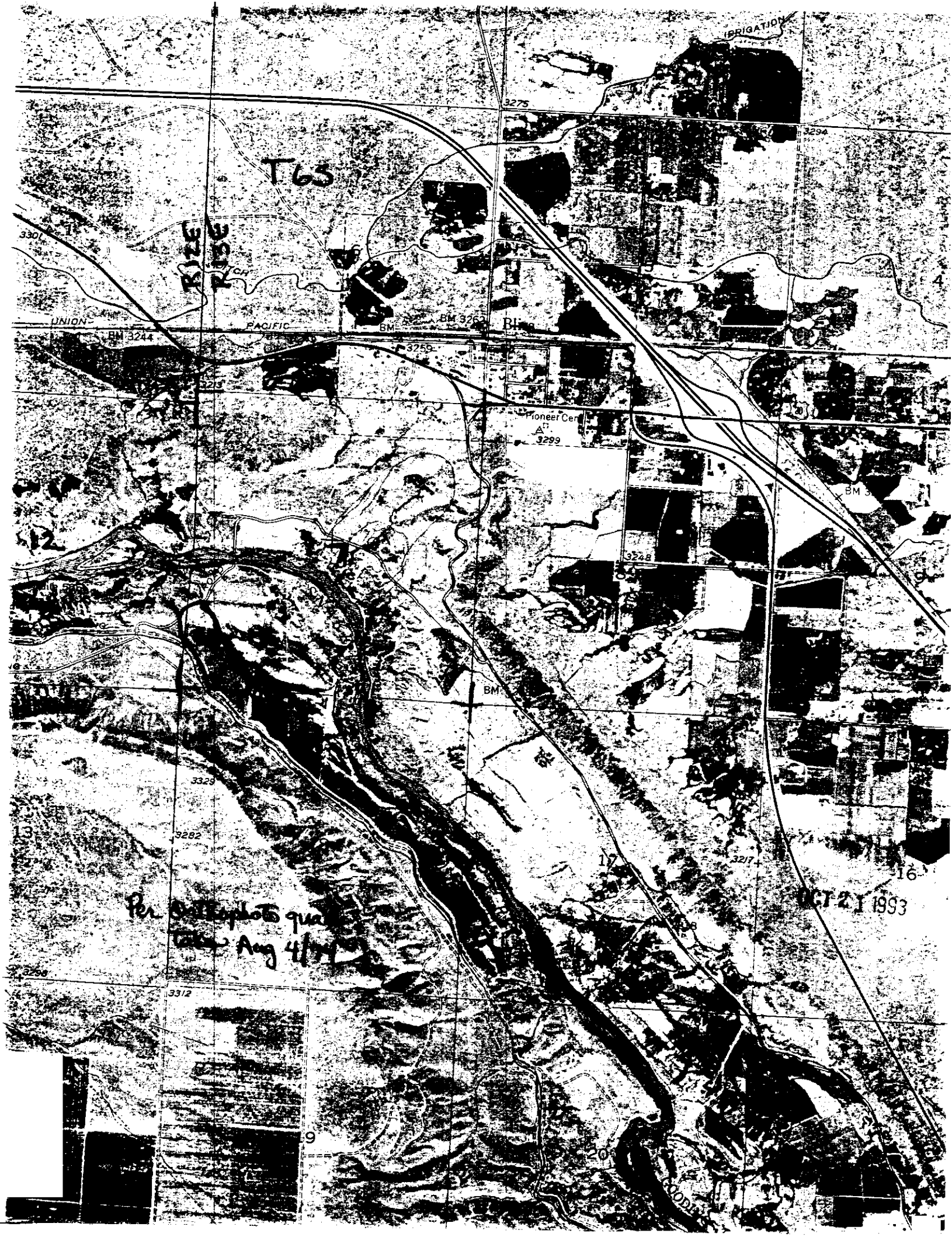
the Boise Meridian, Idaho.

C b B a A

T6S
R13E

Members of
Posts Courses Ch'ls





T63

RICE
RISE

UNION

PACIFIC

Pioneer Cent

Per Satellite photo
taken Aug 4/94

OCT 21 1993

330

3275

3294

BM 3244

3255

BM 3260

BM

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3329

3282

3217

316

3312

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9

REFUND REQUEST

TO: S. Frazee to Log In
 FOR: J. Carlson/D. Shaff/D. Allen
 FROM: Allen Merritt DATE: 3/26/92

RE: Payor Neil Weir
 Address 494 Golf Course Rd.
Jerome ID, 83338

Claimant if NOT Payor _____
 Refund Amount \$ 118⁰⁰ - 45⁰⁰ = 73⁰⁰ Claim Location Southern Unit
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA On Receipt # 5014238
 S.O. Verified Ext. by _____ on _____
 Refund Generated By ☒ Agent () Claimant
 Refund Category _____
 Date of Last Correspondence (copy attached) _____

Claim No.	Use	Fees Paid	Correct Fee	Rec't #
<u>A47-15258</u>	<u>Domestic/Tris.</u>	<u>\$ 118⁰⁰</u>	<u>118⁰⁰</u>	<u>5014238</u>

Detailed Reason(s) for Refund Attached (N) See Below

Region Adj. Supervisor Approval ADM John Carlson Approval _____
 Don Shaff Approval _____ Hold _____ To Fiscal _____
 Not Refunded as of _____ Logged _____
 Data Base Modified? Y/N NA By ADM Date 3/26/92

Claimant filed claim 3/20/92 however it was later found that it was in violation of permit requirement. Claimant was contacted by Bob Woshell by phone and asked to come back in. Claimant after given the explanation decided to withdraw the claim and file for permit instead. We told him we would take the permit fee out of the money already paid and refund the balance.
Paid 118⁰⁰ minus 45⁰⁰ permit fee results in Refund of 73⁰⁰

OCT 21 1993

12/30/91

REQUEST FOR WITHDRAWAL OF CLAIM

Name of Claimant:
(Please Print)Neil Weir

Mailing Address:

494 Golf Course Rd., Jerome, ID, 83338

Amount:

\$ 118⁰⁰Receipt No.: 5014238

County of Water Right:

Twin Falls

Claim No(s):

A47-15258

I wish to withdraw the Notice(s) of Claim to a Water Right which number(s) appear above and for which I previously paid a filing fee to the Idaho Department of Water Resources. I do X /do not request a refund of the filing fee. If a refund is requested I have attached an explanation of the justification for granting a refund.

Refund portion 73⁰⁰
Other \$45⁰⁰ to be applied to permit fee.

X

Neil C. Weir

(Signature of Claimant)

3/26/92

(Date)

(Signature of Claimant)

(Date)

(Signature of Claimant)

(Date)

Return to:

Idaho Department of Water Resources
Adjudication Section
222 Shoshone St. East
Twin Falls, ID 83301

For IDWR Use

Approval Region
Approval State Office
Data Entry
Claim File

Initials

Date

Ad~

OCT 21 1993

47-8297



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

May 10, 1995

LAURIE ROARK
KEITH ROARK
P O BOX 1289
HAILEY ID 83333-1289

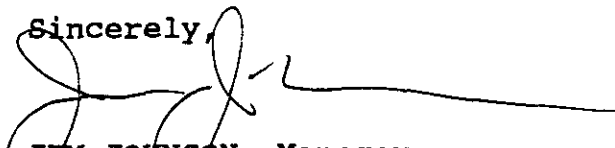
Permit No. 47-08297

Dear Permit Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

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

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

RECEIVED

MAY 18 1995

DATE: 05/10/95
PAGE: 1

Remarks: Domestic use is for 1 home.

WR0749NP
No. 47-08297

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/95
PAGE: 2

Dates: App. Received: 03/26/1992 Priority Date: 03/26/1992
Proof Due Date: 09/01/1994 Proof Made Date: 12/13/1993
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 09/10/1993 User-ID: ZIMMERMA Subject: MORATORIUM EXEMPTION
This permit is located within the Eastern Snake River Plain
Moratorium boundary; however, its pre-1987 use is within the
acceptable parameters of the Moratorium guidelines.

Date: 09/10/1993 User-ID: ZIMMERMA Subject: TRUST WATER REVIEW
Per ortho photoquad map of August 4, 1974, it apparent that
irrigation was occurring at the time of the aerial photo. This
application is permittable in the trust water area due to being
in use prior to 10/24/84.

Date: 09/10/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Well is 10" by 300' deep with 10 hp pump delivering to pipeline.

Date: 11/18/1993 User-ID: ANDREGG Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 05/15/92 BALDWIN 07/02/92 ZIMMERMA 04/13/93 BALDWIN 07/30/93 ZIMMERMA
09/10/93 ZIMMERMA 09/10/93 ZIMMERMA 11/18/93 COMMENTS 12/30/93 YARBROUG

December 20, 1993

WILLIAM PEREIRA
MINDY PEREIRA
PO BOX 1755
HAILEY ID 833331755

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08297

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED
MAY 18 1995





ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 47-8297 Reviewed by JS Date 12-3-93

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom / for
Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

NO Drilling permit required? - Drilled before 7-1-87.
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50.00 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes 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

Return proof + request lic exam fee in
amt of \$50 for the 0.10cfs + in the
amt of \$100 if he plans to file
on the permitted amt of 0.40cfs

12-15 - proof acceptable

DATA ENTRY

New Address

Proof Made Dec 13-93



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 3, 1993

William Pereira
P.O. Box 1755
Hailey, ID 83333

Re: Permit No. 47-08297

Dear Permit Holder:

Returned is your Proof of Beneficial Use form submitted to this office on November 18, 1993, indicating the total rate of water use to be .10 cfs.

When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of .10 cfs. is \$50. Note the back of the enclosed instruction sheet/fee schedule, which I have enclosed.

Your water right permit states you will be diverting .40 cfs for irrigation and domestic use. If you intend to use that amount, a license examination fee of \$100 will be required.

Please return this form and fee to me within 30 days of the date of mailing. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions or should you wish to discuss this further, please feel free to contact me or L. Glen Saxton.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
MAY 18 1995

MEMORANDUM

To: Loren Holmes
✓ Permit File 47-08297

From: L. Glen Saxton *LS*

RE: APPROVAL OF APPLICATION 47-08297

Date: October 7, 1993

Diana Faulkner, (phone 837-4711) called me today in connection with approval of the above referenced permit. She said she is a neighbor to the Pereira property and wanted to know why the department issued a permit while there is a moratorium in place.

I check the file and found that the applicant has represented that he has used water from the existing well to irrigate the land since 1985. On that basis, the department would approve the application as an exemption to the moratorium. I so advised Ms. Faulkner, who said the well has never been used for the irrigation of the 18 acres.

I asked Ms. Faulkner to write us a letter concerning her knowledge of past use or non-use of the well. She said she would write to you and send a copy of the letter to me. If she sends you such a letter, your office should investigate the matter to attempt determine what use has been made of the well since 1985. If the permit holder has fraudulently represented a past use to the department, we should take steps to rescind approval of the permit.

This matter should receive some priority before there is an opportunity to construct a diversion and delivery system if such a system does not already exist.

OCT 21 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 20, 1993

WILLIAM PEREIRA
MINDY PEREIRA
PO BOX 1755
HAILEY ID 83333-1755

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08297

Dear Permit Holder(s):

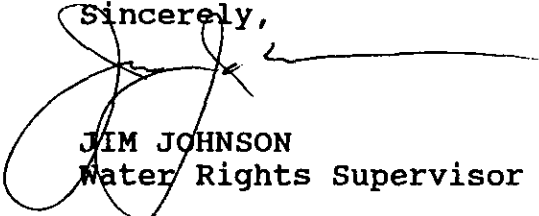
Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

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.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

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

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

OCT 21 1993

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 47-8297 Date: 9/10/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes E.S.R.P. Mor. & Trust area
SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - P99 Permit No. _____
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 or 005-01J-P08 (+.2)
or 005-01H-P01 (-.2 w/pump); NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - 7 <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use)
Payette (65) - 047-P04, _____ -P
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)
USE:
Fish Propagation - 06A or 09E-P10 (WQ) & 010-042 (req),
002-P06 (MD), 07A (Special), 044 (Policy 5G)
Irrigation N/A- 803(in WD use SW 1st)(+5A in WD do P/U compare)
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 06A or 010 or 09E-P10 & 054 (req)
Storage(✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10'Size)
Domestic (surface) - 021(Boise R + L Peak), 27A(Payette R)
OWNERSHIP:
Non land owner - 004
PROTESTED:
Hearing agreement - 020
OTHER CONDITIONS:
REMARKS: - 01W01(1)
BENEFICIAL USE DUE: - 9 -1-1994
COMMENTS: - ① Mor Exempt ② Div Desc.

MEMORANDUM

DATE: September 10, 1993
TO: File No. 47-08297
FROM: Cindy Zimmerman *CZ*
SUBJECT: Trustwater Review

=====

This application proposes to divert trustwater 0.40 cfs from groundwater to irrigate 18 acres in Lot 4, S07, T06S, R13E. This application satisfies 42-203A & C requirements.

RECEIVED

OCT 21 1993

WR0749NP
No. P47-08297

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 09/10/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM PEREIRA	03/26/1992	IRRIGATION	04-01 10-31	0.36 CFS	
C	MINDY PEREIRA		DOMESTIC	01-01 12-31	0.04 CFS	
	PO BOX 1755					
	HAILEY ID 833331755					
	(208) 788-4447					
				TOTAL DIVERSION:	0.40 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T06S R12E S12 Lot 10(NE SE SE)

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
06S	13E	7	:																	18.0
																			TOTAL ACRES	18.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06S	12E	12	:																	10-D

Pou County: TWIN FALLS

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

37-04112 47-07931 47-08297 A02-00214 A02-00215 A02-00216 A02-00217

Conditions of Approval:

- 01C - A flow measurement port or other device as specified by the
- Department shall be installed by the right holder to provide for
- the installation of measuring equipment and the determination of
- the rate of diversion by the Department.
- 051 - Any license issued by IDWR pursuant to the right or portion
- thereof for the use of trust water is subject to a term review
- of 20 years after the date of this approval to determine
- availability of water for the use and to re-evaluate the public
- interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an
- annual use fee if rules are subsequently promulgated which
- provide for the submittal of the fee.
- 053 - The Director retains jurisdiction of this right and/or
- subsequent license issued to change, add or remove any
- requirement as determined to be appropriate.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

WR0749NP
No. P47-08297

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 09/10/93
PAGE: 2

Remarks: Domestic use is for 1 home.

Dates: App. Received: 03/26/1992 Priority Date: 03/26/1992
Proof Due Date: 09/01/1994 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 09/10/1993 User-ID: ZIMMERMA Subject: MORATORIUM EXEMPTION
This permit is located within the Eastern Snake River Plain
Moratorium boundary; however, its pre-1987 use is within the
acceptable parameters of the Moratorium guidelines.

Date: 09/10/1993 User-ID: ZIMMERMA Subject: TRUST WATER REVIEW
Per ortho photoquad map of August 4, 1974, it apparent that
irrigation was occurring at the time of the aerial photo. This
application is permittable in the trust water area due to being
in use prior to 10/24/84.

Date: 09/10/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Well is 10" by 300' deep with 10 hp pump delivering to pipeline.

Audit: 09/10/93 ZIMMERMA

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT
(REGIONAL)

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
P4708297	T06S R12E S12 GROUNDWATER																	
	:																10-X	:
0100005	SNAKE RIVE :																	:
0100016	SNAKE RIVE :																	:
0100212	SNAKE RIVE :																	:
0100213	SNAKE RIVE :																	:
0100215	SNAKE RIVE :																	:
0100220	SNAKE RIVE :																	:
A0200214	SNAKE RIVE :											I	08-1				09-1	:
A0200215	SNAKE RIVE :											I	08-1				09-1	:
A0200216	SNAKE RIVE :											I	08-1				09-1	:
A0200217	SNAKE RIVE :											I	08-1				09-1	:
3700790	SPRINGS :				05-1													:
3702490	SPRINGS :							05-15										15
3704112	MALAD RIVE :											21	08-17				09-12	50
A3704112	MALAD RIVE :											21						21
3707084	WASTE WATE :		22															22
	C47Q-AA 19 :				03								31					34
NO QTRS	MAPPING	Lot01-17		Lot04-04		Lot05-28		Lot07-06		Lot08-29		Lot09-16		Lot10-07				
	C83Q-AA 19 :				03								27					30
NO QTRS	MAPPING	Lot01-11		Lot07-06		Lot08-22		Lot09-08										
P4708297	T06S R13E S 7 GROUNDWATER																	
	:											04-01	04-17					18
0100005	SNAKE RIVE :																	:
0100016	SNAKE RIVE :																	:
0100212	SNAKE RIVE :																	:
0100213	SNAKE RIVE :																	:
0100215	SNAKE RIVE :																	:
0100220	SNAKE RIVE :																	:
A0200214	SNAKE RIVE :											03-1	04-1	05-1				:
A0200215	SNAKE RIVE :											03-1	04-1	05-1				:
A0200216	SNAKE RIVE :											03-1	04-1	05-1				:
A0200217	SNAKE RIVE :											03-1	04-1	05-1				:
3700790	SPRINGS :				I				02-1	08-1							07-1 06-1	:
3704012	SPRINGS :								02-18									18
A3704012	SPRINGS :								02-18									18
3704112	MALAD RIVE :											03-07	04-22	05-35				64
A3704112	MALAD RIVE :																	:
3707083	SPRING :				02				02-02	08-07							07-05	16
A3707083	SPRING :				02				02-02	08-07							07-05	16
3707216	SPRINGS :																12	12
3708310	GROUNDWATE :								02-01	08-09								10
A3710398	SPRINGS :																06-16	16
4707931	GROUNDWATE :											04-06						6

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '1' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM		
		NE		NW		SE		NE		NW		SE		NE		NW			SE	
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac		Lt	Ac
4708297	GROUNDWATE :									04-01 04-17								18		
	C47Q-AA 19 :	06	21	21	01	20											20	89		
NO QTRS	MAPPING	Lot01-07	Lot02-14	Lot04-29	Lot05-28	Lot06-01	Lot07-13	Lot08-11												
	C83Q-AA 19 :	04	04			08											21	37		
NO QTRS	MAPPING	Lot01-07	Lot04-09	Lot05-21																

STATE OF IDAHO *Wier Neil 1/2 Aileen*
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY *J. E. Stanton* DATE *8-27*, 19*92*
APPLICATION NO. *47-08297*

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)
☒ 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
3-26 19*92*

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: _____

RECEIVED
JUL 21 1993

Department of Water Resources

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

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

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken. _____
☒ Yes ☐ No Publication dates and paper, recorded on App.
☐ Yes ☒ No Protests received
Final date for Protest 6/7/93
☐ 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. _____

See below for additional information

Date of priority recommended 3/26, 1992
By Loren D. Halpern Date 7/16, 1993

STATE OFFICE REVIEW

See below for additional information By _____
Date _____, 19 _____

ADDITIONAL INFORMATION:

Applicant has responded to request for info to support an "existing development" finding - 1987 Aerial Photo showing land irrigated.

This reach of the King Hill canal started service in about 1979 -
- See Transferred Rt 37-04112

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____

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT
The following appli-
cation has been filed
to appropriate the
public waters of the
State of Idaho:

47-08297

WILLIAM PEREIRA &/OR

WINDY PEREIRA

PO BOX 1755

HAILEY ID 83333

Source: groundwater

(existing development

Diversion

NE1/4SE1/4, S12,

T06S, R12E; Twin Falls

County.

Uses:

Domestic (0.04 cfs)

from 01/01 to 12/31

Irrigation (0.36 cfs)

from 03/15 to 11/15

Total Diversion:

0.40 cfs

Date Filed: 03/26/92

In: Domestic use

within SE1/4SE1/4,

S12, T06S, R12E;

Irrigation of 18

acres within Lot 4

(NW1/4SW1/4),

(SW1/4SW1/4), S7,

T06S, R12E.

The permit will be

subject to all prior

water rights.

Protests may be

submitted based on

the criteria of Sec.

42-203A, Idaho Code

and/or the new public

interest criteria of

Sec. 42-203C, Idaho

Code. Protests must

be filed with the

Director, Dept. of

Water Resources,

Southern Region, 222

Shoshone Street East,

Twin Falls, ID 83301

on or before June 7,

1993.

R. Keith Higinson,

Director

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS

SS.

No 24833

I, Linda Capps McBurn being first duly sworn upon oath, depose
and say that I am Print 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 May 20, 1993,
and ending with the issue dated May 27, 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 ex-
cept 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

COT 21 1993

On this 25 day of June in the year of 1993, before me,
a Notary Public, personally appeared Linda Capps McBurn
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.

Sheva R. Feltman
Notary Public for Idaho

Residing at Twin Falls

My commission expires: 5/19/94

OK
mb
7/14/93

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	
24833		343		06/29/93	
INDEXING TERM					
47-08297					
START DATE			TELEPHONE NO.		
5/20/93			736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
57	2		41.04	41.04	
AFFIDAVI			2.00	2.00	
PAY THIS AMOUNT			43.04	43.04	
GROSS AMT DUE AFTER 07/14					

RETURN THIS PORTION WITH YOUR REMITTANCE

24833

4304

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

222 SHOSHONE ST E
TWIN FALLS

ID
83301

MAILED

OCT 21 1993

NOTICE OF APPLICATION
FOR TRUST WATER RIGHT
The following appli-
cation has been filed
to appropriate the
public waters of the
State of Idaho:

47-08297

WILLIAM PEREIRA &/OR
MINDY PEREIRA

PO BOX 1755

HAILEY ID 83333

Source: groundwater
(existing development

Diversion Pt:

NE1/4SE1/4SE1/4, S12,
T06S, R12E; Twin Falls

County.

Uses:

Domestic (0.04 cfs)

from 01/01 to 12/31

irrigation (0.36 cfs)

from 03/15 to 11/15

Total Diversion:

0.40 cfs

Date Filed: 03/26/92

In: Domestic use

within SE1/4SE1/4,

S12, T06S, R12E;

irrigation of 18

acres within Lot 4

(NW1/4SW1/4),

(SW1/4SW1/4), S7,

T06S, R13E.

The permit will be

subject to all prior

water rights.

Protests may be

submitted based on

the criteria of Sec.

42-203A, Idaho Code

and/or the new public

interest criteria of

Sec. 42-203C, Idaho

Code. Protests must

be filed with the

Director, Dept. of

Water Resources,

Southern Region, 222

Shoshone Street East,

Twin Falls, ID 83301

on or before June 7,

1993.

R. Keith Higginson,

Director

Published in Times

News on 5/20 &

5/27/93.

OCT 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

06-May-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

RECEIVED
OCT 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

22-Apr-1993

R. KEITH HIGGINSON
Director

WILLIAM &/OR MINDY PEREIRA
PO BOX 1755
HAILEY ID 83333

Re: Application for Permit No. 47-08297

Dear Applicants:

The Department acknowledges receipt of the Assignment of Permit for the above referenced Application.

Preliminary review indicates processing of the above referenced application may qualify for an exception to the May 15, 1992 Snake River Basin Moratorium.

Because your application claims development prior to the start of the Snake River Basin Adjudication, we need additional information. Evidence of development prior to November, 1987 such as ASCS area photos pre-dating 1987 with a signed statement from an ASCS agent, power bills pre-dated November, 1987 for meter specifically servicing pump, pump records, various receipts, ASCS crop records and/or any other supportive documentation may be submitted.

We will continue to hold the application until the requested information is received.

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

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

RECEIVED

OCT 21 1993



T1263
2244

T126
2743
1
22.0

3 NW
31.0

2 NW
30.9

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ASCS - flown in summer of '87.

T1212

11 12
14 13

35.1

12 7
13 1

Bns -
comm

12.0

Not to Scale

B-1

36.9

T1217

2
10.5

7
40.6

3
123.9

65
300

4
5
789

23 24

8
18.3

18 110.6

13 19

OCT 21 1933

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

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

47-08297

WILLIAM PEREIRA &/OR MINDY PEREIRA
PO BOX 1755
HAILEY ID 83333

Source: groundwater (existing development)

Diversions Pt: NE1/4SE1/4SE1/4, S12, T06S, R12E; Twin Falls County.

Use: Domestic (0.04 cfs) from 01/01 to 12/31
irrigation (0.36 cfs) from 03/15 to 11/15

Total Diversion: 0.40 cfs

Date Filed: 03/26/92

In: Domestic use within SE1/4SE1/4, S12, T06S, R12E;
irrigation of 18 acres within Lot 4 (NW1/4SW1/4),
(SW1/4SW1/4), S7, T06S, R13E.

The permit will be subject to all prior water rights.
Protests may be submitted based on the criteria of Sec.
42-203A, Idaho Code and/or the new public interest criteria
of Sec. 42-203C, Idaho Code. Protests must be filed with the
Director, Dept. of Water Resources, Southern Region, 222
Shoshone Street East, Twin Falls, ID 83301 on or before June
7, 1993.

R. Keith Higginson, Director

Published in Times News on 5/20 & 5/27/93.

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

05-May-1993

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

WILLIAM &/OR MINDY PEREIRA
PO BOX 1755
HAILEY ID 83333

Re: Application for Permit No. 47-08297

Dear Mr. & Mrs. Pereira:

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

This office will be advertising the application in the Times News on 5/20 & 5/27/93. 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,

James E. Stanton
Sr. Water Resource Agent

JS:MB

100-200000

OCT 21 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Bill Pereira
P.O. Box 1755
Hailey, ID 83333

4/29/1993

Re: Water right application for permit 47-08297

Dear Mr Pereira,

Thank you for bringing the recently requested information regarding development of the involved acreage prior to November, 1987. The next step of the process is to advertise the application. We will notify you when that will take place. If there are no protests to the development then the file will be forwarded to the State Office for final processing.

In response to your inquiry whether there is a valid right to divert water to the irrigation use, there isn't. Ground water diversions subsequent to 3/25/1963 are required to obtain a permit prior to construction of the works and diversion of water (I.C. 42-201, 42-202). Diversion of water without benefit of a valid permit is illegal under the letter of the law. However, IDWR prefers to bring developments into legal compliance rather than shut them down. Still further, there is no assurance that the permit will be approved.

Sincerely,

Douglas Jones, EIT
Engineering Specialist

MS.

OCT 21 1993