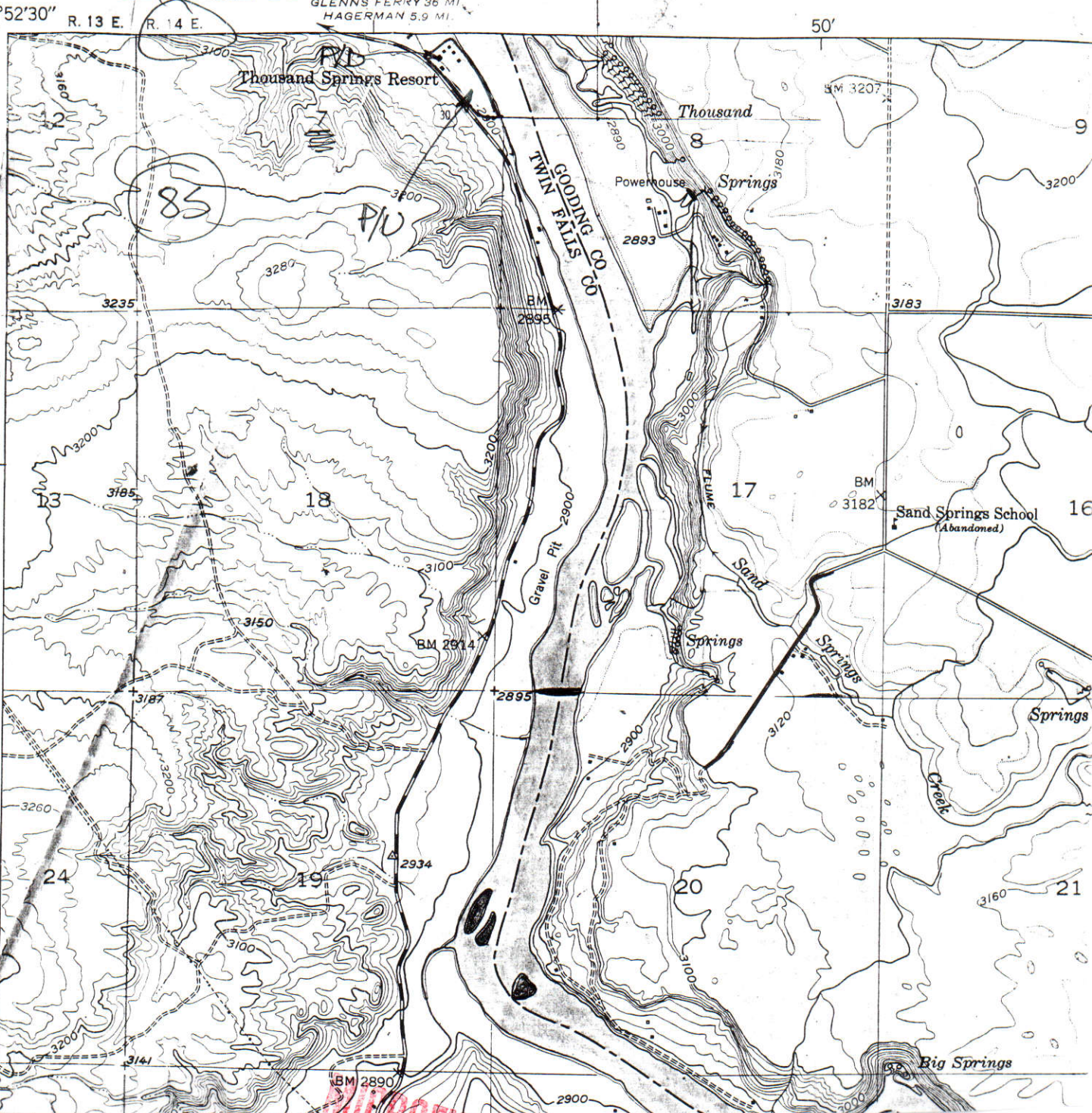


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



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.

MAY 18 1992

Ernest Lee Johnson
(Applicant)

NOTICE OF
APPLICATION
FOR WATER RIGHT
The following
application(s) have been
filed to appropriate the
public waters of the State
of Idaho:

47-08287
JOHNSON, TERRY LEE
JOHNSON, CAROLYN H
PO BOX X
TWIN FALLS, ID 83303
Source: GROUNDWATER
Diversion Pt: LOT 5

(SENE) Sec 7 T 08S R
14E in TWIN FALLS
County.

Use: COMMERCIAL (.040
CFS)

DOMESTIC (.330 CFS)
Total Diversion: (.370
CFS)

Date Filed: 12/05/1991
In: TWIN FALLS Coun
R08S R14E S07 Lot
5(SENE)

The permit(s) will be sub-
ject to all prior water
rights. Protests must be
filed with the Director,
Dept. of Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83301 on or
before FEBRUARY 24,
1992.

R. KEITH HIGGINSON,
Director

PUBLISH: **Thursday**,
February 6 and 13, 1992.

Southern Region Office

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS

SS.

No 23242

I, Linda Capps McQuire being first duly sworn upon oath, depose
and say that I am Quire 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 February 6, 1992,
and ending with the issue dated February 13, 1992.

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

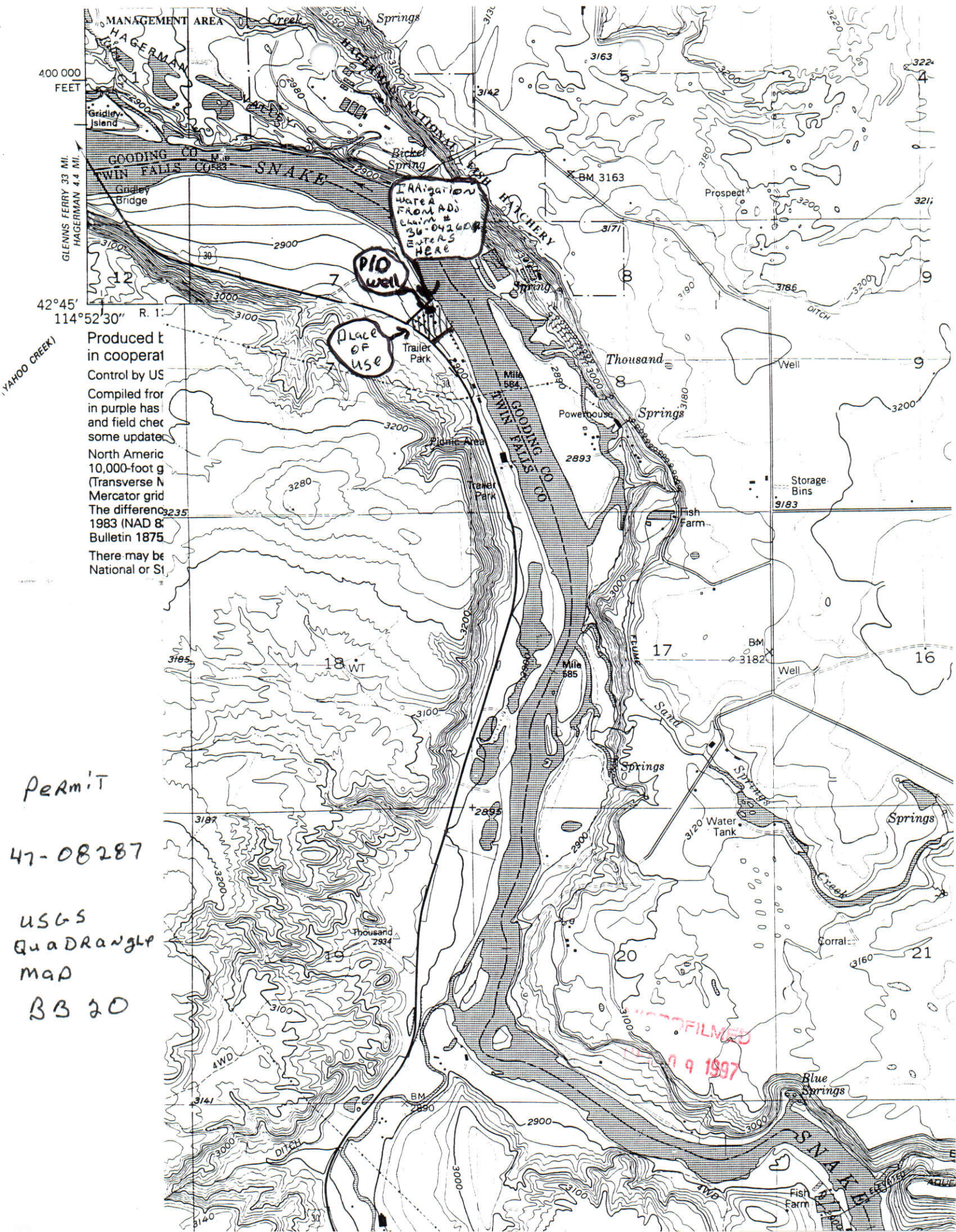
On this 20 day of February in the year of 1992, before me,
a Notary Public, personally appeared Linda Capps McQuire,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Shirley R. Feltman
Notary Public for Idaho

Residing at Twin Falls County

My commission expires: 5/19/94

OK
MB
2-24-92



400 000
FEET
GLENNS FERRY 33 MI.
HAGERMAN 4.4 MI.

42°45'
114°52'30" R. 1:

YAHOO CREEK

Produced t
in cooperat
Control by US
Compiled for
in purple has
and field cher
some updates
North Americ
10,000-foot g
(Transverse N
Mercator grid
The difference
1983 (NAD 83
Bulletin 1875
There may be
National or SI

Permit

47-08287

USGS
Quadrangle
map

BB 20

Irrigation water from ADJ claim # 36-042608 enters HERE

PIO well

Place of Use

Thousand

17

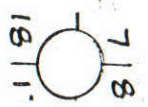
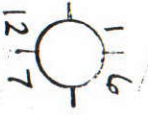
16

Thousand

20

21

NOT FILMED
JUN 9 1997



13 NW
122.8

16 NW
6.1

NW

14 NW
74.8

15 NW
3.4

24 NW
12.9

22 NW
8.1

Place of use

well 1191

TRAVELING WATER
FROM AJJAWA CATION
CLASH 36-042604
ENTERS HERE

141 29 1997
MED



This is a picture of the Restaurant.
 The yellow in the background is the well.
 The cabins are located on either side of the road
 to the well. The Trailer Park is located directly
 behind the Restaurant and to the right in the
 picture.



This is a picture taken looking toward the High way it shows the well and 2 of lawns being irrigated by the well (lots 4 and 6C).



MICROFILMED is a picture of the Boat Dock
 This area 1997 There are 2 Bathrooms and 2 showers
 open to the public in the small building



THIS IS A PICTURE LOOKING DOWN CHISHOLM DRIVE FROM THE CORNER OF WILHOOLE LN, & CHISHOLM DR. THIS SHOWS THE LAWN BEING IRRIGATED IN LOT 6.



THIS IS A PICTURE OF LOT 25 ON THE CORNER OF CHISHOLM DR AND EL DORADO STREET. THIS YARD IS IRRIGATED OUT OF THE WELL

APR 1997



THIS IS A PICTURE OF THE WELL & WELL HOUSE.
IT IS LOCATED BETWEEN CABIN 2C & RV SPACE



INSIDE WELL HOUSE

DEC 09 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 47-08287

Priority: December 5, 1991

Maximum Diversion Rate: 0.37 CFS

Maximum Diversion Volume: 31.3 AF

This is to certify, that TERRY LEE JOHNSON
CAROLYN H JOHNSON

PO BOX X

TWIN FALLS ID 83303

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 5, 1991; and has submitted Proof of Beneficial Use on April 30, 1993. An examination indicates that the works have a diversion capacity of 0.370 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.04 CFS	3.4 AF
DOMESTIC	01/01 to 12/31	0.33 CFS	27.9 AF
	Totals	0.37 CFS	31.3 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 5 (SENE), Sec. 7, Township 08S, Range 14E
TWIN FALLS County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

08S 14E 7 Lot 5 (SENE)

PLACE OF USE:

DOMESTIC, same as COMMERCIAL use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for restaurant.
6. Domestic use is for 7 cabins, 3 RV spots, 39 trailer spaces, dock shower and restrooms.
7. Place of use is also known as Sportsmen's River Resort.

MICROFILMED
381 14 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-08287

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,
Witness the seal and signature of the Director, affixed at Boise, this 21st
day of NOVEMBER, 1997.


Acting for KARL J. DREHER, Director

RECORDED
DEC 09 1997

RECEIVED

APR 30 1993

OFFICE USE ONLY
Amt. of Fee \$100.00
Date 4/30/93
Receipt No. 405689
Receipt by JF

RECEIVED

APR 30 1993

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region

PROOF OF BENEFICIAL USE

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

1. Permit No. 47-08287 Telephone No. 208-734-6051
2. Name(s) of Permit Holder(s): Terry Lee Johnson & Carolyn E. Johnson
3. Mailing Address: P.O. Box X, Twin Falls, ID 83301
4. Source of Water: Well

If **GROUNDWATER**, Well Driller's Name: Eaton Drilling Date Drilled: 3-12-93

OPTIONAL:

Pump horsepower: 10 Pressure (psi): 50 Dynamic pumping level (ft.): 38'

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

Domestic 60 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other Commercial (Restaurant)

6. Total rate and/or volume for which proof is submitted .37 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes ✓ No Installed? ____ Yes ____ No

OR

Flow Measurement Port: Required? ____ Yes ✓ No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)
9. Person to contact to accompany the Department representative during field examination of the water system.

Dutch Schultz 208-837-6202
Name Telephone No.

Rt. 1 Sportsman's Trailer Park, Hagerman ID 83332
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.

4-30-93
Date

Terry Lee Johnson
Signature (and title, if on behalf of a company or organization)

MICROFILMED
MAY 21 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08287

Proposed Priority: December 5, 1991 Maximum Diversion Rate: 0.37 CFS

This is to certify, that **CAROLYN H JOHNSON**
TERRY LEE JOHNSON
PO BOX X
TWIN FALLS ID 83303

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>
COMMERCIAL	01/01 to 12/31	0.04 CFS
DOMESTIC	01/01 to 12/31	0.33 CFS
	Totals	0.37 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 5(SENE), Sec. 7, Township 08S, Range 14E
TWIN FALLS County

PLACE OF USE: COMMERCIAL
TWN RGE SEC

08S 14E 7 Lot 5(SENE)

PLACE OF USE: DOMESTIC, same as COMMERCIAL use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 3, 1993.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Commercial use is for restaurant.
5. Domestic use is for 7 motel rooms, 13 homes, and 40 trailer spaces.
6. Place of use is also known as Sportsmen's River Resort.

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

24th day of April, 1992

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

MAY 18 1992

RECEIVED

Form 202
6/85

DEC 05 1991

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 47-08287

To appropriate the public waters of the State of Idaho

1. Name of applicant Terry Lee & Carolyn H. Johnson Phone 734-6051
Post office address P.O. Box X, Twin Falls, ID 83303
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot 5
Sec. 7 Township 8S Range 14E B.M. Twin Falls County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.33 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Commercial 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)

5. Total quantity to be appropriated is (a) 0.37 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, lines to
pressure tank thence to trailer park

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 8" inches; proposed depth of well is 200' 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).

RECORDED
MAY 18 1992

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. 13 homes, 40 trailer spaces, 2 motel rooms
- e. Other; describe fully. Commercial use in restaurant

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	
85	14E	7				D, C 45													

Total number of acres to be irrigated _____

NOT FILMED

MAY 18 1992

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? " 9 13 individual homeowners
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Homeowners may or may not choose to hook into system and enter use agreement
12. Remarks: All development is complete except for well construction. Users presently use spring source which must be filtered or abandoned. Irr. provided by surface water. P/U aka "Sportsman's River Resort"

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

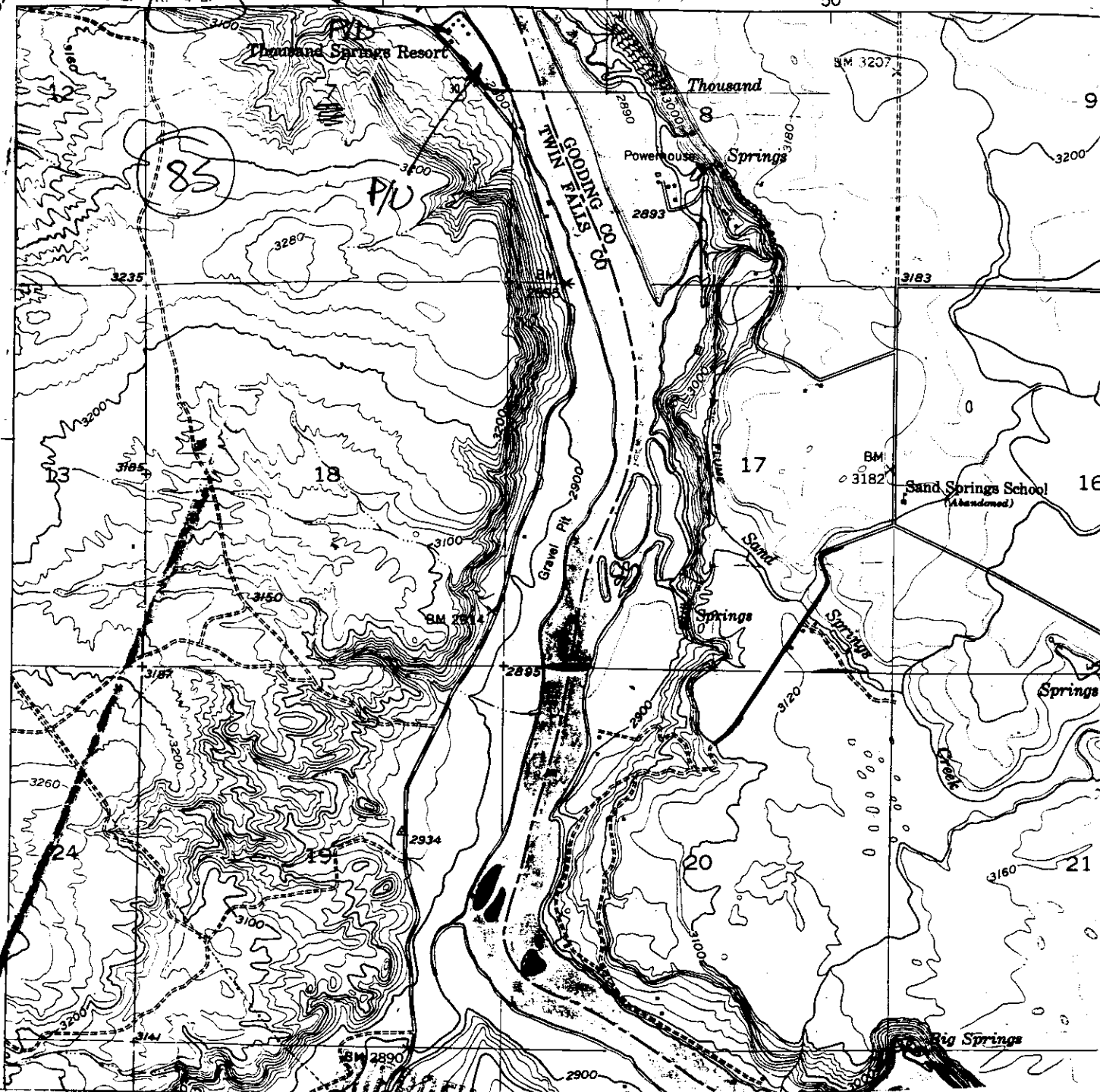
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

GLENN'S FERRY 35 MI.
HAGERMAN 5.9 MI.

114°52'30"
42°45'

R. 13 E. R. 14 E.

50'



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.

8 1992

Greg Lee Johnson
(Applicant)

Received by JS Date 12-5-91 Time 10 am Preliminary check by JS
Fee \$ 45 Receipted by JS # 5013966 Date 12-5-91
Publication prepared by MB Date 1/9/92 Published in Times News
Publication approved MBaldwin Date 2-21-92

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

MAY 18 1992

NOTICE OF
PROTEST
The following
protest(s) have been
filed in accordance with the
provisions of the law.

47-0000
JOHNSON, TRACY LEE
JOHNSON, CATHY N
PO BOX 100
TWIN FALLS, IDAHO 83403
Source: GCS WATER
Division: LOT 5
(SENER) T T 000 R
14E R TWIN FALLS
County
14E COMMERCIAL (040
CFB)
DOMESTIC (100 CFB)
Total Division: (370
CFB)
Date Filed 12/03/91
In: TWIN FALLS Coun
R005 R14E S07 Lot
5 (SENER)

The permit(s) will be sub-
ject to all prior water
rights. Protests must be
filed with the Director,
Dept. of Water Resources,
Southern Region, 222
Shoshone Street East,
Twin Falls, ID 83401 on or
before FEBRUARY 24,
1992.

R. KERR HIGGINSON,
Director

PUBLISH: Thursday, sources
February 8 and 13, 1992.
Southern Region Office

Affidavit of Publication
STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

No 23242

I, Linda Capps McPheare being first duly sworn upon oath, depose
and say that I am Business 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 February 6, 1992,
and ending with the issue dated February 13, 1992.

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 each 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

MAY 18 1992

On this 20 day of February in the year of 1992, before me,
a Notary Public, personally appeared Linda Capps McPheare,
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.

Inwa R. Feltman
Notary Public for Idaho
Residing at Twin Falls County
My commission expires: 5/19/94

OK
MB
2-24-92

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

ID 83303

Forwarding & address correction requested

RECEIVED

FEB 24 1992

RETURN THIS PORTION WITH YOUR REMITTANCE

Southern Region Office 3152

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

222 SHOSHONE E
TWIN FALLS

ID
83301

INVOICE NO.		CLASS		BILLING DATE	
23242		343		02/20/92	
INDEXING TERM					
#47-08287					
START DATE			TELEPHONE NO.		
2/06/92			736-3033		
LINE/WORD	TIMES	RATE	NET AMOUNT	GROSS AMOUNT	
41	2		29.52	29.52	
AFFIDAVI			2.00	2.00	
PAY THIS AMOUNT			31.52	31.52	

GROSS AMT DUE AFTER 03/06

MAILED
MAY 18 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

November 24, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

TERRY LEE JOHNSON
CAROLYN H JOHNSON
PO BOX X
TWIN FALLS ID 83303

RE: WATER RIGHT NO. 47-08287

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

MICROFILMED

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

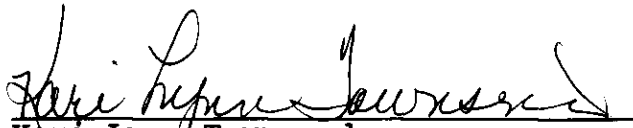
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of November, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 47-08287

TERRY LEE JOHNSON
CAROLYN H JOHNSON
PO BOX X
TWIN FALLS ID 83303


Kari Lynn Townsend
Secretary

MICROFILMED

DEC 09 1997

MEMORANDUM

TO: File 47-08287

FROM: Sharla

DATE: November 21, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 47-08287 are based on the following:

H. RECOMMENDATIONS

Commercial	1/1 - 12/31	0.04 cfs	3.4 afa
Domestic	1/1 - 12/31	0.33 cfs	27.9 afa
TOTALS		0.37 cfs	31.3 afa

The cabins (motel rooms), RV spots, etc. were included in the domestic component when the application was filed. The rates of diversion for commercial and domestic uses were divided accordingly on the application. The license will be issued with this same separation and the volumes were calculated as follows:

Domestic:

35 lots X 0.6 = 21.0 af (no irrigation included)
4 X 1.2 = 4.8 af (4 lots including lawn/garden irrigation)
0.2 af (campers)
1.0 af (cabins)
0.9 af (dock showers & bathrooms)
SUBTOTAL 27.9 af

Commercial:

3.4 af (restaurant)
TOTAL 31.3 afa

Examiner: Dan Nelson
Exam Date: May 7, 1997

MICROFILMED
DEC 09 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 47-08287

DATE 11/20/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	—	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	—	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	—	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.37</u> cfs
Fee limit	<u>1.0</u> cfs <u>\$100⁰⁰</u>
Measured	<u>.33</u> cfs
Theoretical	<u>.37</u> cfs

Recommended Total Div Rate .37 cfs

ANNUAL VOLUME/ NATURE OF USES —

<u>✓</u>	Use <u>Comm</u>	cfs <u>.04</u>	Volume Calc <u>3.4</u> af
<u>✓</u>	<u>Dom.</u>	<u>.33</u>	<u>27.9</u> af
			af
			af
			af
	SUBTOTAL	<u>.37</u>	<u>31.3</u> af

$35 \times .6 = 21.0$
 $4 \times 1.2 = 4.8$
 $25.8 + .2(RV) + 1.0(\text{cabins})$
 $+ .9(\text{shower/restrooms}) = 27.9$

Flow rate .33 cfs X 365 days X 1.98 = 238.5 af

Total volume recommended — af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1) 39 trailer spaces, 7 cabins, 3 RV
spots, dock shower & restrooms.
C/restaurant.

CONDITIONS

— Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA

Adjustment Memo separation of
uses & volumes

1st Amend Letter NA

2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
RECEIVED
1997
11/11/97
Department of Water Resources
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-08287

1. Owner: Johnson, Carolyn H. & Terry Lee Phone No. (208) 734-6051

Current Address: P.O. Box X, Twin Falls, Idaho 83303

2. Accompanied by: Dutch Schultz EXAM DATE : May 7, 1997

Address: Rt. 1, Sportsman's Trailer Park, Hagerman, Idaho 83332 Phone No. (208) 837-6202

Relationship to Permit Holder: Trailer Park Manager

3. Source: GROUNDWATER tributary to N/A

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Adjudication Degree 36-4260A

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge	County	Method of Determination/Remarks
P/D WELL	05	N E	S E	N E	07	08S	14E	TWIN FALLS	Visual inspection using a Rolatape measuring device (model # MM-50) to measure from the river and the western property line and then plotted these measurements on a ASCS aerial photo and USGS Quadrangle map.

2. Place(s) of Use:

Indicate Method of Determination same as P/D

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	07				C-D												C & D	

PLEASE NOTE: The use for this permit is for Commercial (C) and Domestic (D).

MICROFILMED

DEC 09 1997

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

SEE ATTACHED SHEET.

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

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

YES Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
P/D WELL	WESTING HOUSE PUMP	10 Hp	CATALOG # A06D1MDW	SAME AS MOTOR	SAME AS MOTOR

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A						

2. **Measurements:** There was not enough pipe to attain an accurate measurement on this well. The owners had installed a McCrometer flow meter, but I felt that it was poorly installed and did not trust the readings it was giving. The owners flow meter did not have 10 diameters of straight pipe ahead of it or the 5 diameters of straight pipe behind it. Therefore, I elected to perform a theoretical calculation and feel it is more accurate than the owner's meter was.

MICROFILMED
DEC 8 1987

E. NARRATIVE/REMARKS/COMMENTS

The water for this permit is pumped out of a well located in the NE 1/4 - SE 1/4 - NE 1/4 in lot 5 of section 7 of township 08S - range 14E. The water from the well is distributed to a trailer park that has 39 permanent residents. There is also four lots in the trailer park that use the well water to irrigate their yards. The total acreage irrigated by the well water is .13 acres. The rest of the lawns and park area are irrigated using water from adjudication decree # 36-04260A. There are also 11 residents in this park that use water from water right # 36-04260A for in house purposes. This is the total domestic use for this permit.

This well also supply's water to 3 temporary camping spots, seven cabins, a shower and bathroom at the boat dock, and a restaurant. All of these uses are classified as commercial uses. The spaces that are used for temporary RV use are space 3, 4, and 8 on the attached map. These spaces are generally used constantly between April 01 through September 31, but can be used year round if the opportunity presents itself. The cabins are located in spaces 1C, 2C, 3C, 4C, 5C, 6C, and 7C on the attached map. The cabins all designed for two people each except for cabin 6C which can accommodate five people. These cabins are generally used year round with some slack periods during the first of the year. The bathrooms and showers for the boat dock are located beside the boat launch boarding the Snake River. These bathrooms and showers are generally only used between April 01 and Sept. 31, but can be used throughout the year if the opportunity presents itself. The restaurant is to south of spaces 10 and 11 on the attached map. The restaurant averages about 300 patrons per day and has two employees on duty at all times and usually a float person to cover breaks and shift changes.

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

MICROFILMED
DEC 9 1997

YES Additional Computation Sheets Attached

Theoretical = .37 cfs (see attached sheet)

Owner's gauge flow meter = .27 cfs

I was not comfortable with the owner's installation of the flow meter, therefore I will be using the theoretical reading for cfs rates.

1. Volume Calculations for Irrigation:

$$V = \text{Smaller of } V_{I_B} \text{ and } V_{D_B} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

Commercial use = 5.4 afa

TOTAL VOLUME = 29.32

PLEASE NOTE: See attached calculation sheet for calculations of volumes.

1. Recommended Amounts

Beneficial Use	Period of Use From	Rate of Diversion To	Annual Volume Q (cfs)	V (afa)
<u>COMMERCIAL</u>	<u>JAN 01</u>	<u>DEC. 31</u>	<u>.04 cfs</u>	<u>5.40 afa</u>
<u>DOMESTIC</u>	<u>JAN 01</u>	<u>DEC. 31</u>	<u>.33 cfs</u>	<u>23.92 afa</u>

Totals: .37 cfs 29.32 afa

Change P.U. as reflected above Add P.U. as reflected above Other

I. AUTHENTICATION

Field Examiner's Name

Date _____

5.22.97

Reviewer

Date _____

SEAL

RECOMMENDATIONS:

I recommend that this permit be licensed under the following conditions:

1. That this permit be licensed for a diversion rate of .04 cfs for commercial use and .33 cfs for domestic use.
2. That this permit be licensed for a annual volume of 5.40 afa for commercial use and 23.92 afa for domestic use.
3. That both the domestic and commercial use be licensed for year round use. Not all of the water uses are used all year, however, there have been circumstances where all of the uses have been used excluding irrigation throughout the year.
4. That when both uses are combined that the total water use for this well be limited to .37 cfs diversion rate and an annual volume of 29.32 afa.

MICROFILMED
DEC 9 0 1997

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 47-08287
DATE: 5-7-97
BY: Daniel A. Nelson

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

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

$Q = \frac{(8.8) (.10.HP.....) (0.70)}{[(.22.FEET.....) + (....62.PSI.. X 2.31)]}$
= 61.6
= 37 CFS

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

REMARKS

ANNUAL VOLUME ANALYSIS

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

(season)	(days)	POTENTIAL =
3/15 - 11/15	246	 X (1.98) X (.....)
4/1 - 11/1	215	
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL =

REQUIRED Acre Feet/Acre/Annum =
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

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

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

owner's Gauge TOTAL: 2eR = 150 gpm or .33 CFS
owner's Gauge FLAME METER = 125 gpm or .27 CFS

DEC 09 1997

CALCULATIONS FOR ANNUAL VOLUME
ALL VOLUMES TAKEN FROM TABLE 3 FIELD EXAMINER'S HANDBOOK

DOMESTIC USES

1.) PERMANENT RESIDENTS

THERE ARE 39 PERMANENT RESIDENTS IN TRAILER PARK.

$$39 \text{ RESIDENTS} \times .6 \text{ AFA} = 23.4 \text{ AFA}$$

2.) IRRIGATION USAGE FOR TRAILER PARK

.13 ACRES OF LAND IS IRRIGATED OUT OF THE WELL (SEE ATTACHED SHEET FOR ACRE CALCULATIONS). $\text{DIVERSION} = .03 \text{ CFS} \times .13 = .004 \text{ CFS}$

A.) $\text{ACRES IRRIGATED} \times \text{IRRIGATION REQUIREMENT} = \text{AFA}$

$$.13 \text{ ACRES} \times 4 = .52 \text{ AFA}$$

B.) $\text{DIVERSION RATE} \times \text{DAYS IN IRRIGATION SEASON} \times 1.9835 = \text{AFA}$

$$.004 \text{ CFS} \times 214 \text{ DAYS} \times 1.9835 = 1.7 \text{ AFA}$$

ANNUAL VOLUME FOR IRRIGATION = .52 AFA

TOTAL DOMESTIC USE

IN HOUSE USE PERMANENT RESIDENTS + IRRIGATION = TOTAL DOMESTIC USE

$$23.4 \text{ RES} + .52 \text{ IRR} = 23.92 \text{ AFA TOTAL DOMESTIC USE}$$

SEE NEXT PAGE FOR COMMERCIAL USES

MICROFILMED
DEC 6 1977

COMMERCIAL USES

3.) TEMPORARY CAMPERS

THERE ARE 3 RV SPOTS AVERAGING 2 CAMPERS PER RV SPOT USED BETWEEN APRIL 1 AND SEPT. 31 (183 DAYS). SEE PARKS: TRAILERS WITH INDIVIDUAL BATH UNITS (PER CAMPER) = 50 GPD. (PLEASE NOTE: These spots can be rented year round if the opportunity is there, however, the owner generally only rents them between April 01 thru Sept. 31)

3 CAMPERS X 2 CAMPERS/RV SPOT X 50 GPD X 183 DAYS / 325850 = .16 AFA

4.) CABINS

THERE SIX CABINS WITH 2 RESIDENTS EACH AND 1 CABIN WITH FIVE RESIDENTS. THEY ARE OCCUPIED MOST OF THE YEAR. SEE COTTAGES WITH SEASONAL OCCUPANCY (PER RESIDENT) = 50 GPD.

(6 CABINS X 2 PEOPLE) + (1 CABIN X 5 PEOPLE) = 17 RESIDENTS

17 RESIDENTS X 50 GPD X 365 / 325850 = .95 AFA

5.) DOCK'S SHOWER AND BATHROOMS

THERE ARE APPROXIMATELY 43 PEOPLE PER DAY WHO USE THESE FACILITIES BETWEEN APRIL 1 AND SEPTEMBER 31 (183 DAYS). SEE CAMPS: TOURIST, CENTRAL BATH & TOILET FACILITIES (PER PERSON) = 35 GPD. (PLEASE NOTE: The dock area is generally used between April 01 and Sept. 31 but the owners do open this area up for special occasions.)

43 PEOPLE X 35 GPD X 183 DAYS / 325850 = .85 AFA

6.) RESTAURANT USE

THE RESTAURANT SERVES AN AVERAGE OF 300 PEOPLE PER DAY (WITH TOILET FACILITIES (PER PATRON) = 10 GPD). THEY HAVE 4 EMPLOYEES WORKING 2 SHIFTS AND ONE FLOAT PERSON WHICH IS A TOTAL OF 5 EMPLOYEES (WORKERS - PER PERSON PER SHIFT = 15 GPD

300 PATRONS/DAY X 10 GPD X 365 DAYS / 325850 = 3.36 AFA

5 EMPLOYEES X 15 X 365 / 325850 = .08 AFA

3.36 AFA + .08 AFA = 3.44 AFA TOTAL RESTAURANT USE.

TOTAL COMMERCIAL USE

TEMPORARY CAMPERS + CABINS + DOCK SHOWER & BATHROOMS + RESTAURANT
= TOTAL COMMERCIAL USE

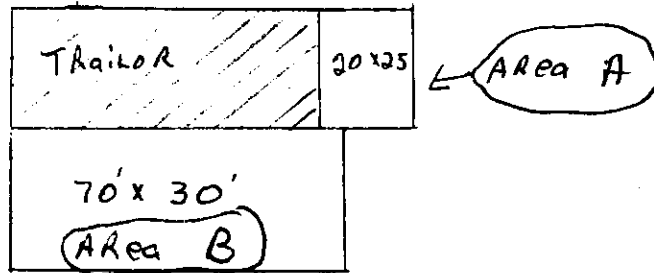
.16 TEMP + .95 CAB + .85 S&B + 3.44 REST = 5.4 AFA TOTAL COMMERCIAL
USE

Examiner's Handbook
Table 3
NON-IRRIGATION
WATER REQUIREMENT

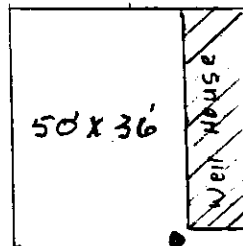
MICROFILMED
DEC 09 1997

IRRIGATED LOTS

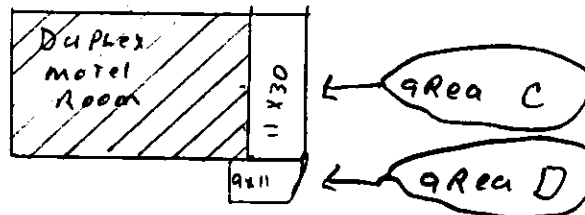
LOT
25



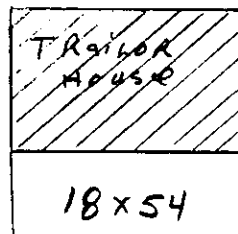
LOT
4



LOT
6C



LOT
6



CALCULATIONS FOR ACREAGE AMOUNTS

AREA	FORMULA	SQUARE FEET
LOT 25 (AREA A)	20 FT. X 25 FT. =	500.00 SQ. FT.
LOT 25 (AREA B)	70 FT. X 30 FT. =	2100.00 SQ. FT.
LOT 4	50 FT. X 36 FT. =	1800.00 SQ. FT.
LOT 6C (AREA C)	11 FT. X 30 FT. =	330.00 SQ. FT.
LOT 6C (AREA D)	9 FT. X 11 FT. =	99.00 SQ. FT.
LOT 6	18 FT. X 54 FT. =	972.00 SQ. FT.
TOTAL SQUARE FEET		= 5801.00 SQ. FT.

5801.00 / 43560 = 0.133172 ACRES

TOTAL IRRIGATED ACRES = .13 ACRES

400 000
FEET
GLENN'S FERRY 33 MI.
HAGERMAN 4.4 MI.

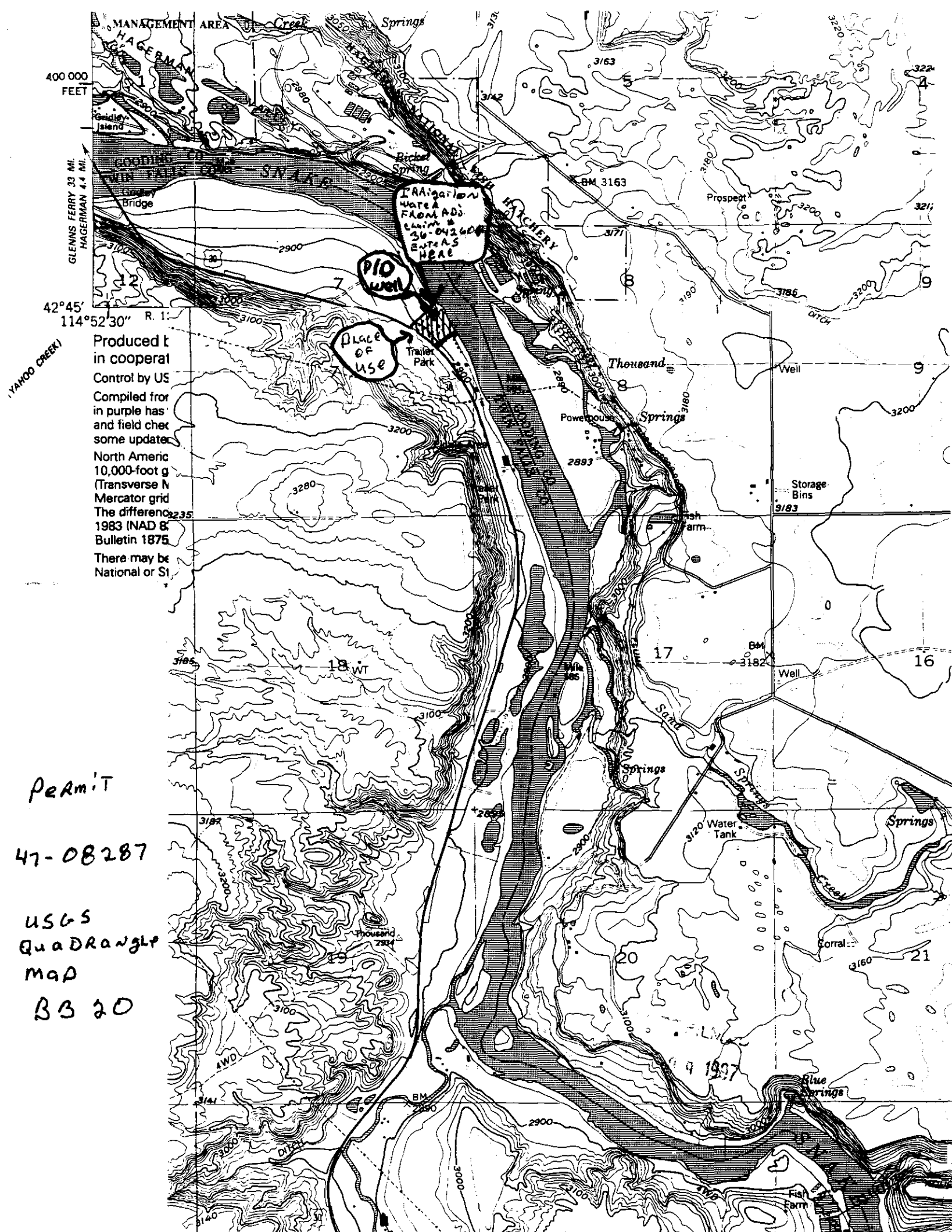
42°45'
114°52'30" R. 1:

Produced in cooperation
Control by US
Compiled from
in purple has
and field check
some updates
North America
10,000-foot g
(Transverse N
Mercator grid
The difference
1983 (NAD 83
Bulletin 1875
There may be
National or SI

PERMIT

47-08287

USGS
QUADRANGLE
MAP
BB 20



1 6
12 7

Handwritten notes in a speech bubble:
The BLVD
is a
highway
and
is
not
a
road
and
is
not
a
road
and
is
not
a
road

Well
P/D 1

Place of use

13 NW
122.8

2 7
3 18

16 NW
6.1

15 NW
3.4

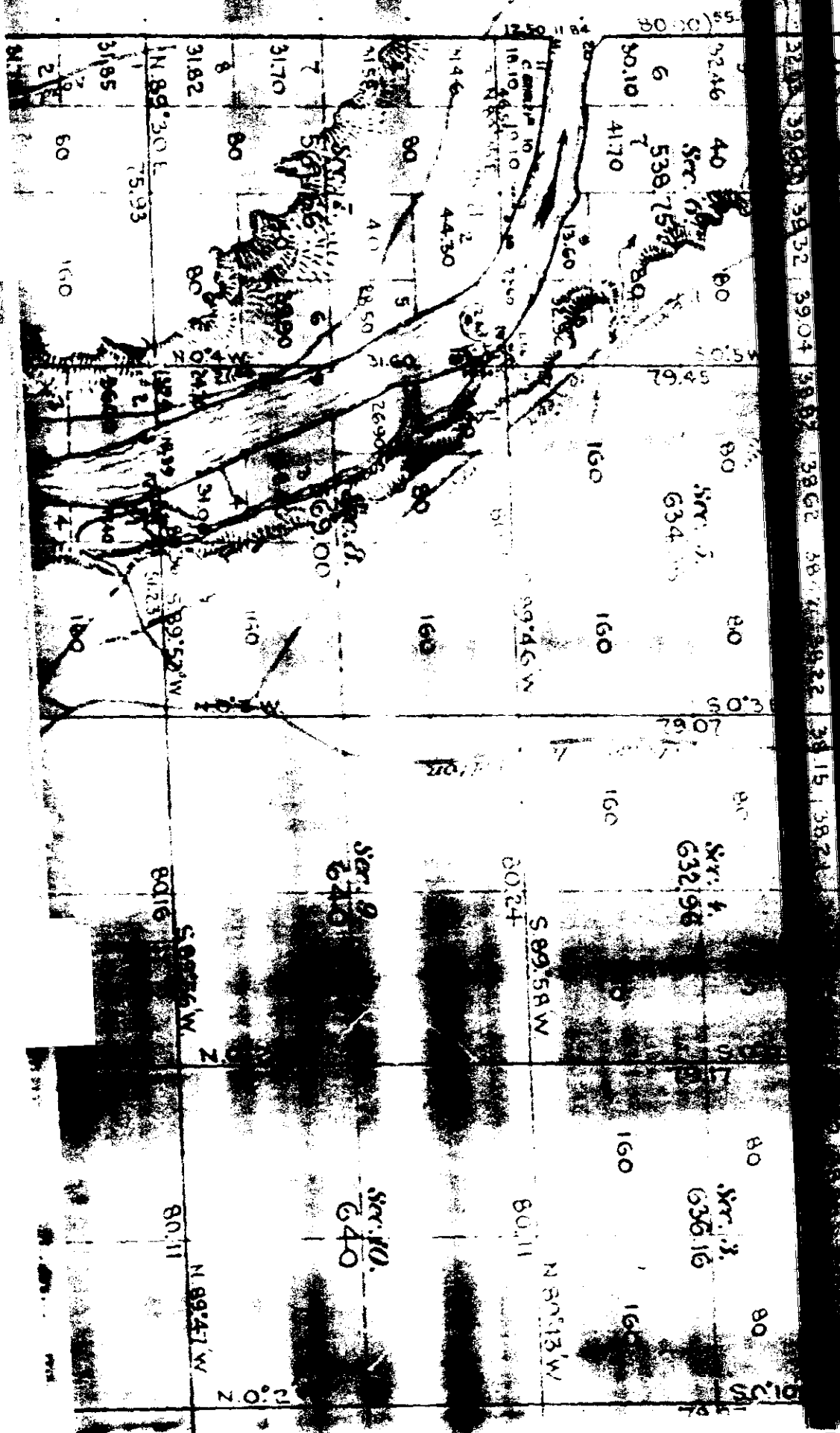
24
12.9

22
8.1
NW

7 8
13 1

1997

FILMED
1937





THIS IS A PICTURE OF THE RESTAURANT.
THE YELLOW IN THE BACKGROUND IS THE WELL.
THE CABINS ARE LOCATED ON EITHER SIDE OF THE ROAD
TO THE WELL. THE TRAILER PARK IS LOCATED DIRECTLY
BEHIND THE RESTAURANT AND TO THE RIGHT IN THE
PICTURE.

MICROFILMED
11/1/77



BY THE WELL

THIS IS A PICTURE TAKEN LOOKING TOWARD
THE HIGHWAY IT SHOWS THE WELL AND
2 OF LAWNS BEING IRRIGATED BY THE WELL (LOTS
4 AND 6C).



← SNAKE RIVER

← PARK

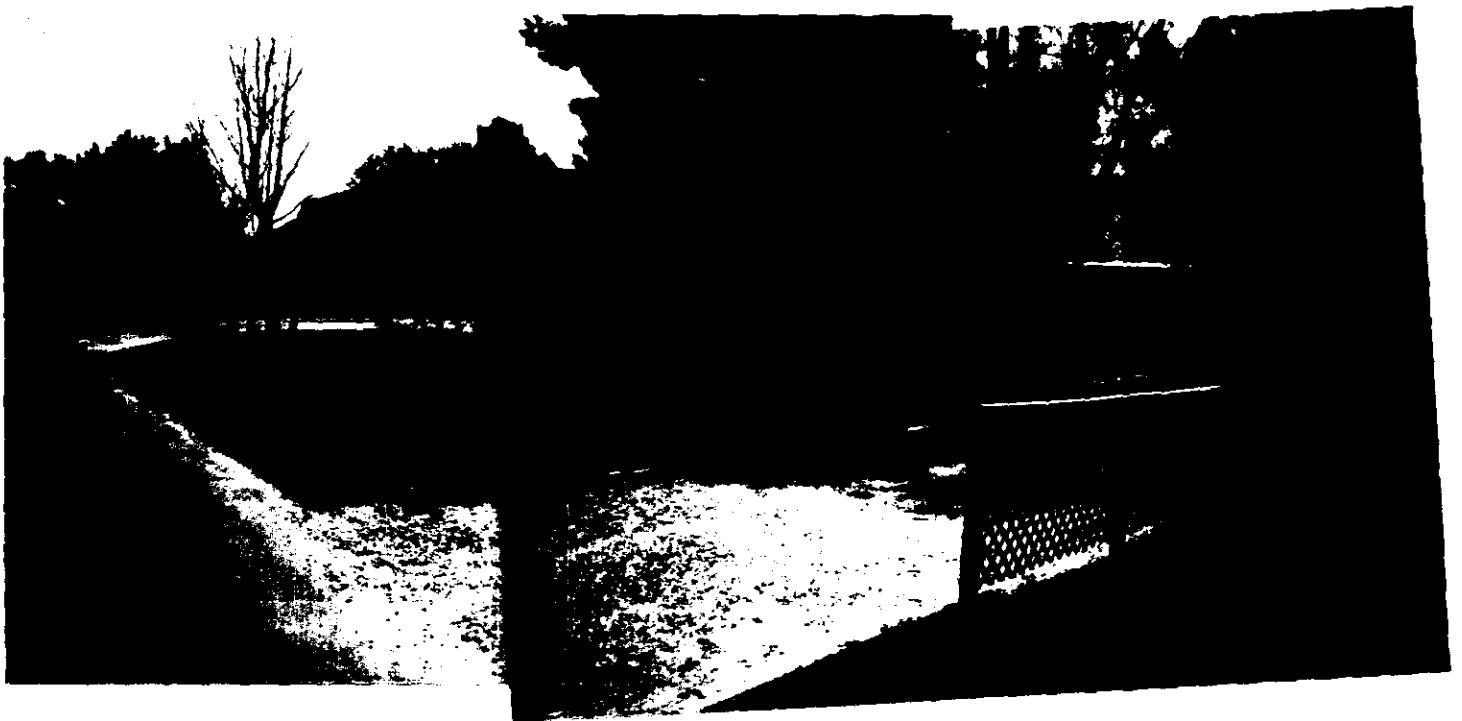
← CORNER OF
WILHOOLEY LANE
AND CHISHOLM
DR.

THIS IS A PICTURE OF THE BOAT DOCK
FILMED IN 1997 THERE ARE 2 BATHROOMS AND 2 SHOWERS
OPEN TO THE PUBLIC IN THE SMALL BUILDING



LOT 6

THIS IS A PICTURE LOOKING DOWN CHISHOLM
DRIVE FROM THE CORNER OF WILHOOLE LN, & CHISHOLM DR.
THIS SHOWS THE LAWN BEING IRRIGATED IN LOT 6.



THIS IS A PICTURE OF LOT 25 ON THE CORNER
OF CHISHOLM DR AND EL DORADO STREET. THIS YARD
IS IRRIGATED OUT OF THE WELL

1977



THIS IS A PICTURE OF THE WELL & WELL HOUSE.
IT IS LOCATED BETWEEN CABIN & RU SPACE

1000 gal →
PRESSURE
TANK



← 1200 gal
PRESSURE
TANK

← AIR COMPRESSOR

INSIDE WELL HOUSE

DEC 09 1937

MAY 19 1993 USE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Terry Johnson

Address P.O. Box X, Twin Falls

Drilling Permit No. 47 92-5-137-000

Water Right Permit No. 47-8287

2. NATURE OF WORK

☒ New well

☐ Deepened

☐ Replacement

☐ Well diameter increase

☐ Modification

☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

3. PROPOSED USE

☐ Domestic

☐ Irrigation

☐ Monitor

☒ Industrial

☐ Stock

☐ Waste Disposal or Injection

☐ Other (specify type)

4. METHOD DRILLED

☒ Rotary

☒ Air

☐ Auger

☐ Reverse rotary

☐ Cable

☐ Mud

☐ Other (backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other

Thickness 250 inches

Diameter 8 inches

From 2 feet

To 78 feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? inches by inches

Number From To

perforations feet feet

perforations feet feet

perforations feet feet

Well screen installed? ☐ Yes ☒ No

Manufacturer Type

Top Packer or Headpipe

Bottom of Tailpipe

Diameter Slot size Set from feet to feet

Diameter Slot size Set from feet to feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel

Placed from feet to feet

Surface seal depth 20 Material used in seal: ☐ Cement grout

☒ Bentonite ☐ Puddling clay ☐

Sealing procedure used: ☐ Slurry pit

☒ Temp. surface casing ☒ Overbore to seal depth

Method of joining casing: ☐ Threaded ☒ Welded

☐ Solvent Weld ☐ Cemented between strata

Describe access port Sanitary Well Cap

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W

E

S

7

Subdivision Name Sparta River Resort

Lot No. Block No.

County Twin Falls

Address of Well Site 12678 US Hwy 30

(give at least name of road)

SE 1/4 NE 1/4 Sec. 7, R. 14

T. 8 N ☐ or S ☒

E ☒ or W ☐

7. WATER LEVEL

Static water level 22 feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow

Artesian closed-in pressure p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature 85 °F. Quality

Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump

☐ Bailer

☐ Air

☐ Other

Discharge G.P.M. 110

Pumping Level 22

Hours Pumped 1

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
9 3/8	0	16	Brown sand		
	16	26	Brown lava		
	26	30	Cinders Blk	X	
	30	78	Sand Blk	X	
8	78	85	Sand Blk	X	

10.

Work started March 08/93 finished March 12/93

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Eater Drilling Firm No. 26

Address Wendell Date 3-12-93

Signed by Drilling Supervisor [Signature]

and [Signature]

(Operator) [Signature]

(If different than the Drilling Supervisor)

May 7, 1993

CAROLYN H JOHNSON
TERRY LEE JOHNSON
PO BOX X
TWIN FALLS ID 83303

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08287

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,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECORDED

MAY 21 1993

Permit No. 47-08287 Reviewed by Klg Date 5/3/93

yes Name same as permit? domestic - 60
yes Address same as permit? commercial - restaurant
yes Proof timely received? Correct Uses? yes
 If not, complete calculation below.

data copy

<u>yes</u>	Drilling permit required?	
<u>yes</u>	Copy in the file?	Drilling Permit No. <u>47-92-S-0137-000</u>
<u>200</u>	Amount paid for permit	<u>yes</u> Correct?
<u>yes</u>	Well log in the file?	

NA Required?
 / Installed?
 / Waiver requested?

Date proof received NA _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date _____

proof acceptable

Proof Made 4/30/93
5/7/93 KLG

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY
47-92-S-0137-000	O	TERRY JOHNSON PO BOX X TWIN FALLS, ID 83303 (208) 734-6051	08S	14E	07	(SE NE)	05	TWIN FALLS

Subdivision Location and Description:

Subdivision Name:
Well Site Address:
City, State:Lot(s):
Block(s):

Geographic Location:

Accuracy Code:
Lat: : : N
Long: : : W

Proposed Use of Well: Non-Domestic

Proposed Casing Diameter: 8 In.

Proposed Depth: 200 Ft.

Well Use Comments:

Driller License No: 0026

Firm Name: EATON DRILLING & PUMP SERVICE INC
Official: LARRY M NIELSON

Permit Status: Permit

Verbal Issue Date:

Date Received: 09/25/1992

Date Approved: 09/25/1992

Proposed Start Date: 11/01/1992

Extension Date: 02/23/1993

Extension Expiration: 04/23/1993

Receipt No.

S015011

Receipt Date

09/25/1992

Fee

\$ 200.00

Specific Conditions:

Permit Remarks: EXTENSION TO 04-23-93

----- WELL DRILLER'S LOG REPORT -----

Drilling Permit No: 47-92-S-0137-000

Water Right No: 47-08287

Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY & AIR

Number of Monitor Wells:

Casing Diameter: 8 In.

Depth of Casing: 78 Ft.

Total Depth: 85 Ft.

Screen Installed? No

Static Water Level: 22 Ft.

Temperature: F.

Production Rate: GPM

Actual Start Date: 03/08/1993

Well Finish Date: 03/12/1993

Log Received Date: 03/22/1993

Certification Date: 03/12/1993

Field Inspection Date:

Inspector:

Well Log Remarks:

February 28, 1993

CAROLYN H JOHNSON
TERRY LEE JOHNSON
PO BOX X
TWIN FALLS ID 83303

PROOF DUE NOTICE

RE: PERMIT NO. 47-08287

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before May 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

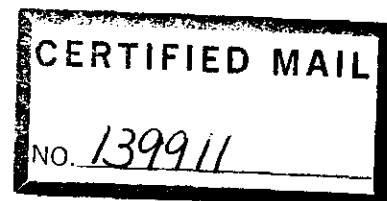
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECEIVED

MAY 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

April 27, 1992

CAROLYN H JOHNSON
TERRY LEE JOHNSON
PO BOX X
TWIN FALLS ID 83303

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08287

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

BRENDA MILLER
Technical Records Specialist

BM:clh

Enclosures

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MAY 18 1992

APPLICATION FOR PERMIT REVIEW

Application #: 47-08287
Date: 4-22-92

Reviewer: Brenda Miller

Bender

SYSTEM COMPLETED:

No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A

GROUNDWATER:

GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
(Regional recommendation) - No measurement required <flow chart>
LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

Approved w/permit - P99
Not included - 046-P23 (All GW, even existing wells)

SURFACE WATER: not in w/d - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

LOCATION:

Water Districts - WD No. _____
Surface water - 005, 005-01H-P01 (LT.2 w/pump)
005-01J-P08 (GT.2), NMR <flow chart>
Groundwater - P05
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
Swan Falls Flag - C (1, Blank or Other)
Trust EXEMPT - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049

RIVER BASINS:

(Surface Water) Water District Control Condition &....
Boise (63) - 05A & 11E
Payette (65) - 047-P04, 059-P71
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)
Power - Use Power Review
Mining - 06A, 010, or 09E-P10 & 054(req.)
Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
Rec/Wildlf/Aes - 027(Non-Consumptive)
Domestic - 021(restricted areas)

OWNERSHIP:

Non land owner - 004

PROTESTED:

Agreement - 020

Beneficial Use Due Date: -

Other Conditions Recommended

05-03-1993 ✓ *g*

STATE OF IDAHO *Johnson, Terry + Carolyn*
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY BJ. DATE 12-30, 19 91
APPLICATION NO. 47-08287

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
12.5 19 91
10:00 AM

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 _____

RECEIVED
MAR 10 1992

Department of Water Resources

PROCESSING ☒ Yes ☒ No
☒ Yes ☒ No
☒ Yes ☒ No

In form for Advertising
No Statewide Advertising
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 2/24/92
☐ 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.

43,
See below for additional information

Date of priority recommended 12/15, 1992
By Larry O. Hahn Date 3/5, 1992

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION:

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

10-Jan-1992

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

TERRY LEE &/OR CAROLYN H JOHNSON
PO BOX X
TWIN FALLS ID 83303

Re: Application for Permit No. 47-08287

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 will be advertising the application in the Times News on 2/6 & 2/13/92. 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,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

RECORDED

MAY 18 1992

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

47-08287

JOHNSON, TERRY LEE
JOHNSON, CAROLYN H
PO BOX X
TWIN FALLS, ID 83303

Source: GROUNDWATER

Diversion Pt: LOT 5 (SENE) Sec 7 T 08S R 14E in TWIN FALLS County.

Use: COMMERCIAL	(.040 CFS)
DOMESTIC	(.330 CFS)
Total Diversion:	(.370 CFS)

Date Filed: 12/ 5/1991

In: TWIN FALLS Coun
T08S R14E S07 Lot 5(SENE)

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before FEBRUARY 24, 1992.

R. KEITH HIGGINSON, Director

Published: 2/ 6/1992 & 2/13/1992

RECEIVED

MAY 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208) 736-3033

JANUARY 9, 1992

TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-548

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before FEBRUARY 24, 1992.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED

MAY 18 1992