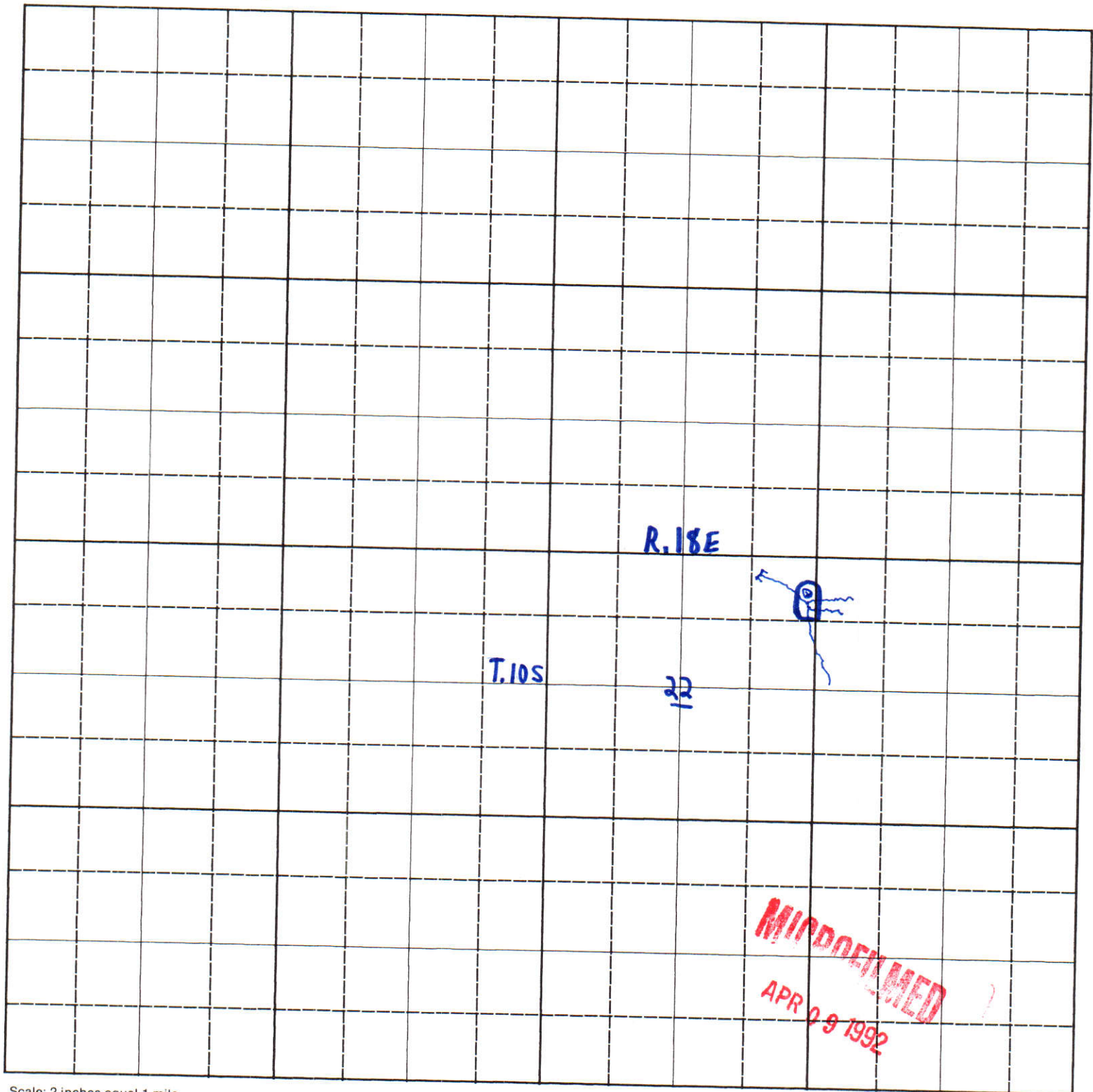


478285

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



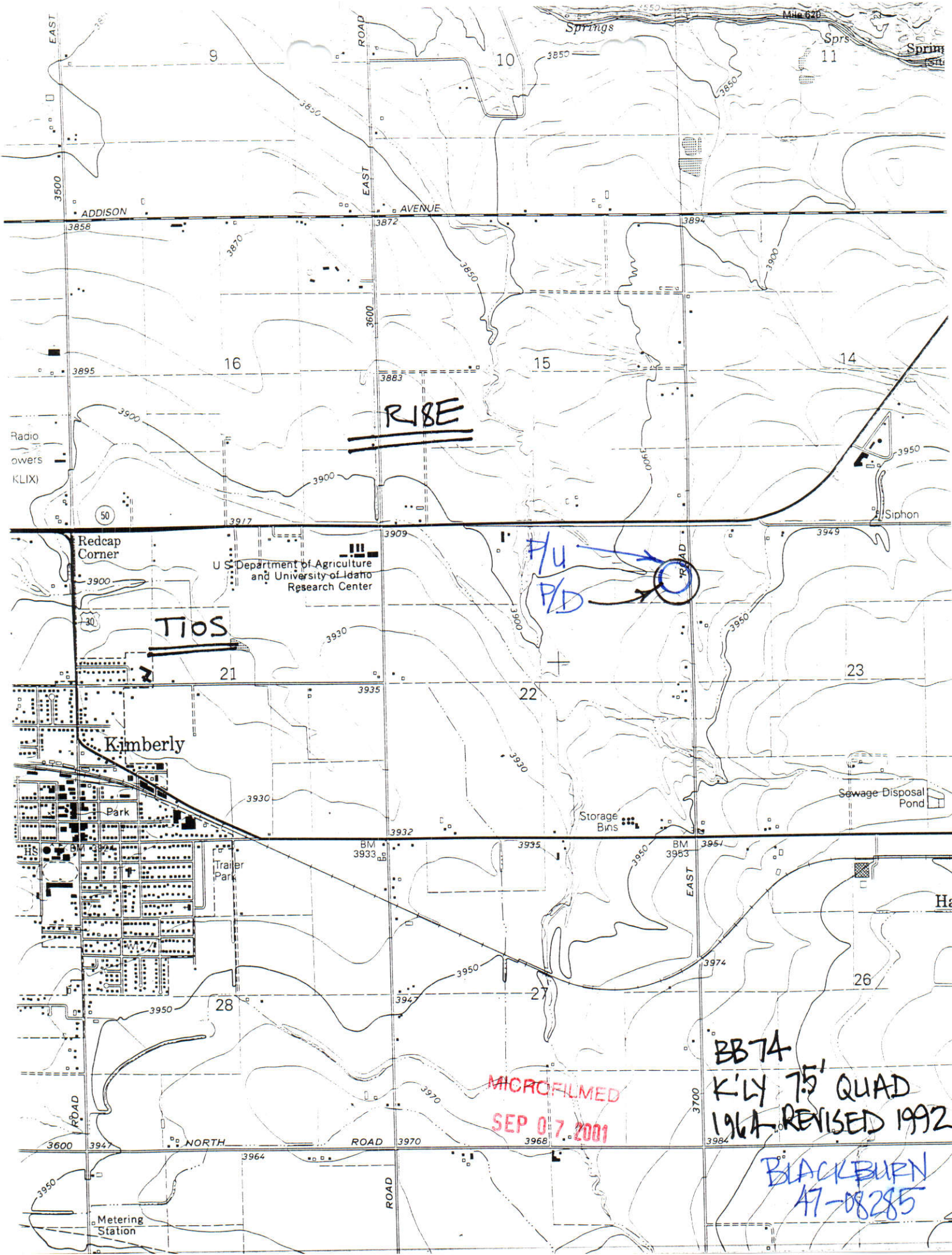
Scale: 2 inches equal 1 mile.

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.

Brant Blum
(Applicant)

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22											X						0
Claim	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22																	0
Claim	47 11876	RANGEN INC,	GROUND WATER	10S18E22																	0
Claim	47 12981	IVAN L SMITH, LINDA A SMITH,	GROUND WATER	10S18E22	X															X	0
Claim	47 13389	JEAN BLACKBURN, BRENT BLACKBURN,	GROUND WATER	10S18E22	X																0
Claim	47 14267	LANNY WOTTEN,	GROUND WATER	10S18E22																	0
Claim	47 14290	RONALD A FISSE,	GROUND WATER	10S18E22													X				0
Claim	47 14474	KAREN WRIGHT, ROBERT T WRIGHT,	GROUND WATER	10S18E22				X													0
Claim	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22					X							X					0
Claim	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22					X												0
Claim	47 14932	JACK LONG, GRACE LONG,	GROUND WATER	10S18E22				X													0
Claim	47 14933	BARBARA MYERS, ROBERT MYERS,	GROUND WATER	10S18E22				X													0
Claim	47 16400	COY L MILLER,	GROUND WATER	10S18E22																	0
Rec	47 14932	GRACE D MORGAN,	GROUND WATER	10S18E22				X										X			0
Right	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22																	0
Right	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22											X						0
Right	47 12981	LINDA A SMITH, IVAN L SMITH,	GROUND WATER	10S18E22	X										X						0
Right	47 13389	JEAN BLACKBURN, BRENT BLACKBURN,	GROUND WATER	10S18E22	X																0
Right	47 14267	LANNY WOTTEN,	GROUND WATER	10S18E22																	0
Right	47 14290	RONALD A FISSE,	GROUND WATER	10S18E22													X				0
Right	47 14474	KAREN WRIGHT, ROBERT T WRIGHT,	GROUND WATER	10S18E22				X													0
Right	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22					X							X					0
Right	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22					X												0
Right	47 14933	ROBERT MYERS, BARBARA MYERS,	GROUND WATER	10S18E22				X													0
Right	47 16400	COY L MILLER,	GROUND WATER	10S18E22																	0
Right	47 8285	BRENT BLACKBURN, JEAN BLACKBURN,	GROUND WATER	10S18E22	2.5													X			0
Permit	47 8285	BRENT BLACKBURN, JEAN BLACKBURN,	GROUND WATER, WASTEWATER	10S18E22	3																2.5
Claim	1 209	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22	37.4	40	40	40	40	40	40	40	40	40	40	40	40	34	40	40	531.4
Right	1 10	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22																	0
Right	1 209	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22																	0
Right	1 4	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22																	0
App	47 8313	JEAN B TODD, MARY P BOYD,	WASTEWATER	10S18E22									39	38	37	39					153



RIBE

H/u
P/D

Tios

MICROFILMED
SEP 07 2001

BB74
K'LY 75' QUAD
1964 REVISED 1992

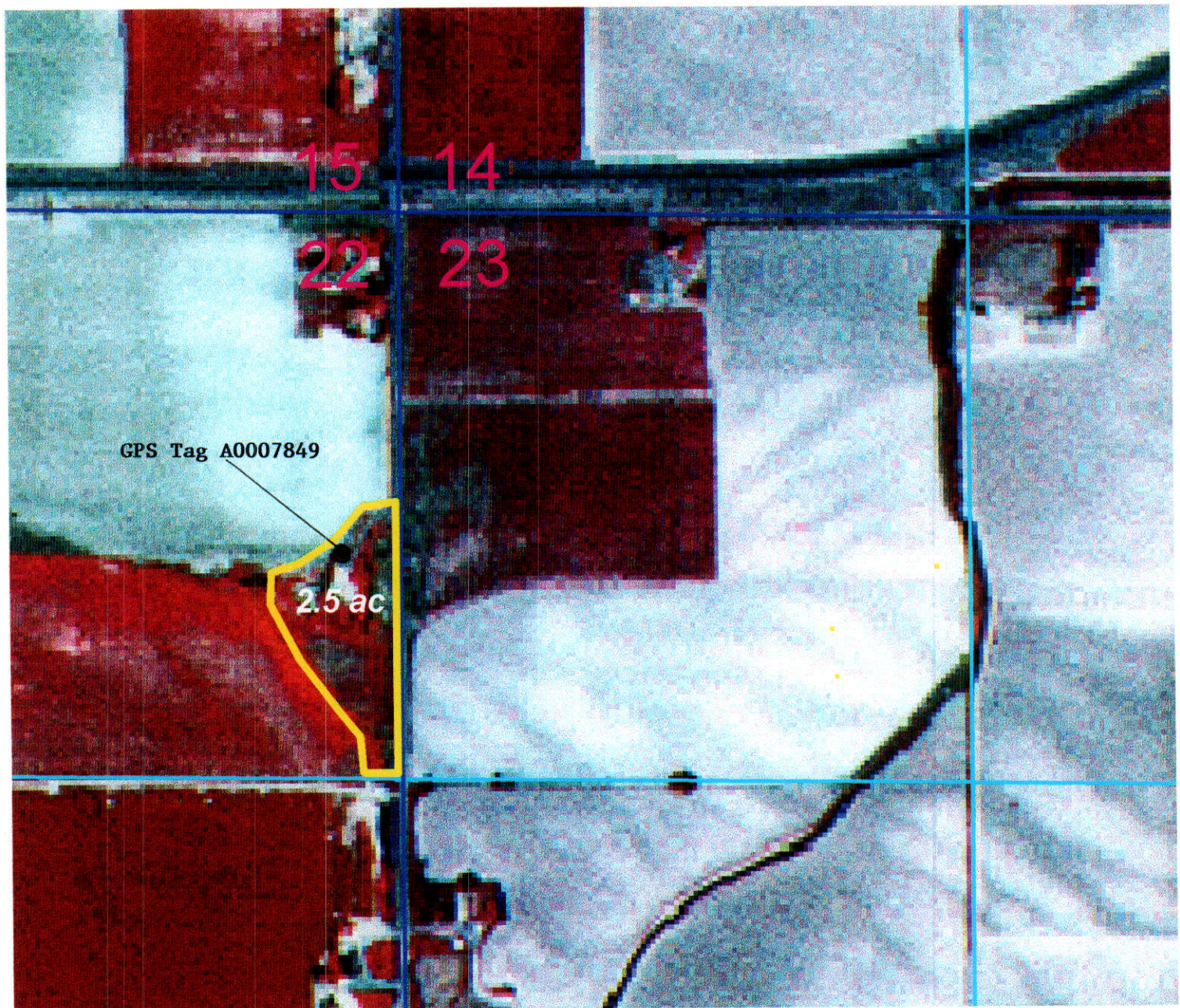
BLACKBURN
47-08285

IDAHO DEPARTMENT OF WATER RESOURCES

FIELD EXAMINATION

PERMIT 47-08285

BRENT BLACKBURN



T10S R18E

- POINT OF DIVERSION
- ▨ PLACE OF USE
- ▭ SECTION LINES
- ▭ QUARTER-QUARTER LINES



PLACE OF USE PRESENTATION
1987/1988 NAPP PHOTOGRAPHY
DATA ENTRY BY G. SATTERLEE
EXAMINATION COMPLETE 2/1999



Photo looking SE'ly

Pond #3

Photo Looking N'ly



6" diam. casing 15" o.g.

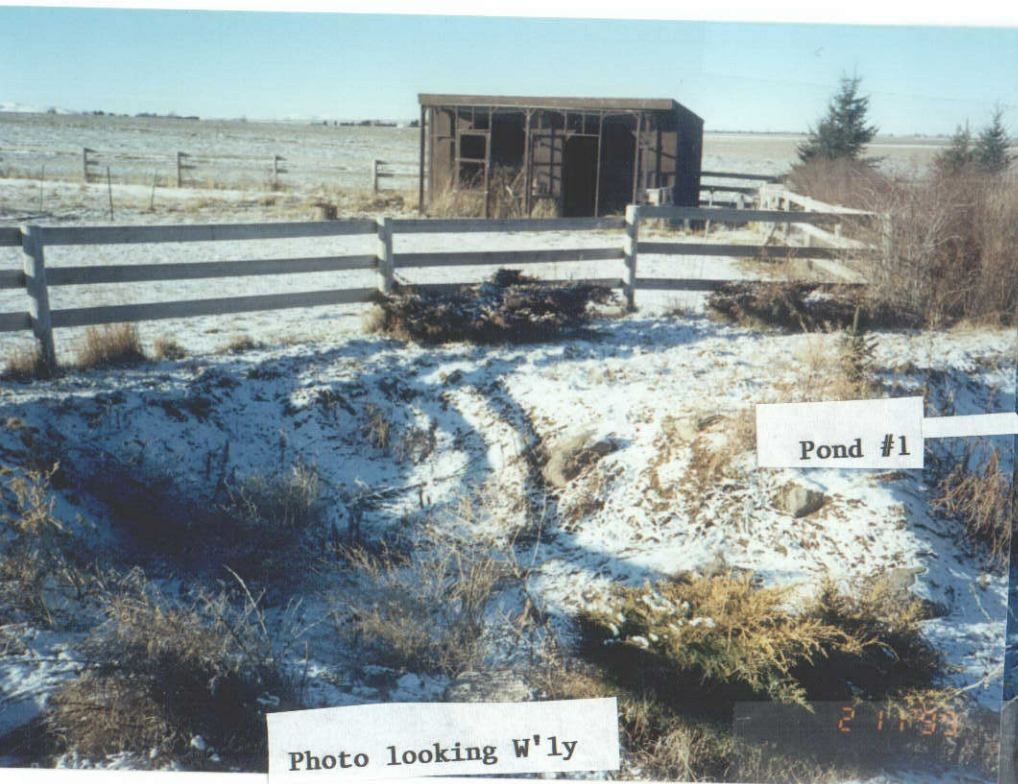
GPS Tag A0007849

Blackburn's N. property line

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SEP 07 2001

Brent Blackburn
11 FEB 1999 1000 hrs.
Georgia Satterlee

47-13389,-08285



MICROFILMED
SEP 07 2001

Brent Blackburn
11 FEB 1999 1000hrs.
Georgia Satterlee

47-13389,-08285

213



Standing at the
Blackburn's south
property line

Photo looking N'ly

* along east line
every 25' is
a sprinkler
head.



* Nelson Sprinkler beta II

photo looking W'ly

Brent Blackburn
11 FEB 1999 1000 hrs.
Georgia Satterlee

47-08285 47-13389

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3/3

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 47-08285

Priority: September 18, 1991

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 10.0 AF

It is hereby certified that BRENT BLACKBURN And/Or JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83303 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated September 18, 1991; and have
submitted Proof of Beneficial Use on February 03, 1994. An examination indicates that the works have
a diversion capacity of 0.04 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.04 CFS	10.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22, Twp 10S, Rge 18E, B.M., TWIN FALLS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
10S 18E 22	2.5																2.5

Total Acres: 2.5

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Right 47-13389 is also diverted through the point of diversion described above.
3. Rights 47-13389 and 47-08285 when combined shall not exceed a total diversion rate of 0.04 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 6th day of July, 2001.

~~MICROFILMED~~

SEP 07 2001

Karl J. Dreher
for
KARL J. DREHER
Director

RECEIVED
Form 217
11/91

RECEIVED

FEB 07 1994

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 2-3-94
Receipt No. 5016539
Receipt by J. F. [Signature]

FEB 03 1994

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 47-08285 Telephone No. 428-4078
2. Name(s) of Permit Holder(s): Brent & Jean Blackburn
3. Mailing Address: PO Box 2601, Twin Falls, ID 83303
4. Source of Water: Wastewater & Groundwater

If GROUNDWATER, Well Driller's Name: Dave Austin Date Drilled: 1996

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

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

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

Irrigation 2.5 (No. of acres) Other Wildlife Storage

6. Total rate and/or volume for which proof is submitted 0.09 cfs OR _____ acre/feet

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

8. Fee Enclosed: \$ 50.00 (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.

Permittee Same
Name Telephone No.

Same
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.

APR 13 1994

2-3-94
Date

Brent Blackburn
Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08285

Proposed Priority: September 18, 1991 Maximum Diversion Rate: 0.09 CFS

This is to certify, that **BRENT BLACKBURN**
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83303

has applied for a permit to appropriate water from:

GROUNDWATER
WASTE WATER

tributary of **SNAKE RIVER**

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>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.09 CFS	
WILDLIFE STORAGE	01/01 to 12/31		0.1 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.09 CFS	
	Totals	0.09 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 22, Township 10S, Range 18E
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>
10S	18E	22	NENE	3		3

Total number of acres irrigated: 3

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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APR 09 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08285

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

26th day of March, 1992

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED
APR 09 1992

D.J.

Form 202
6/85Ident. No. 47-08285

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Brent &/or Jean Blackburn Phone 423-4078
Post office address P.O. Box 2601, Twin Falls, ID 83303
2. Source of water supply Groundwater
Waste Water which is a tributary of Snake River
3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 22 Township 10S Range 18E B.M. Twin Falls County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.09 cfs for Irrig. purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.09 cfs for Div. To Storage purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.1 for Storage for Wildlife 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)
5. Total quantity to be appropriated is (a) 0.09 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; waste ditches (2).
Gravity irrigation. On-stream & off-stream wildlife ponds.
 - 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 6" inches; ~~proposed~~ depth of well is 275 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 ~~proposed~~ use is
5 years (minimum 1 year).

NOT RECORDED
APR 09 1992

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	
10S	18E	22	3																3
			8																
			WS																

B = Div. To Storage WS = Wildlife Storage

Total number of acres to be irrigated 3

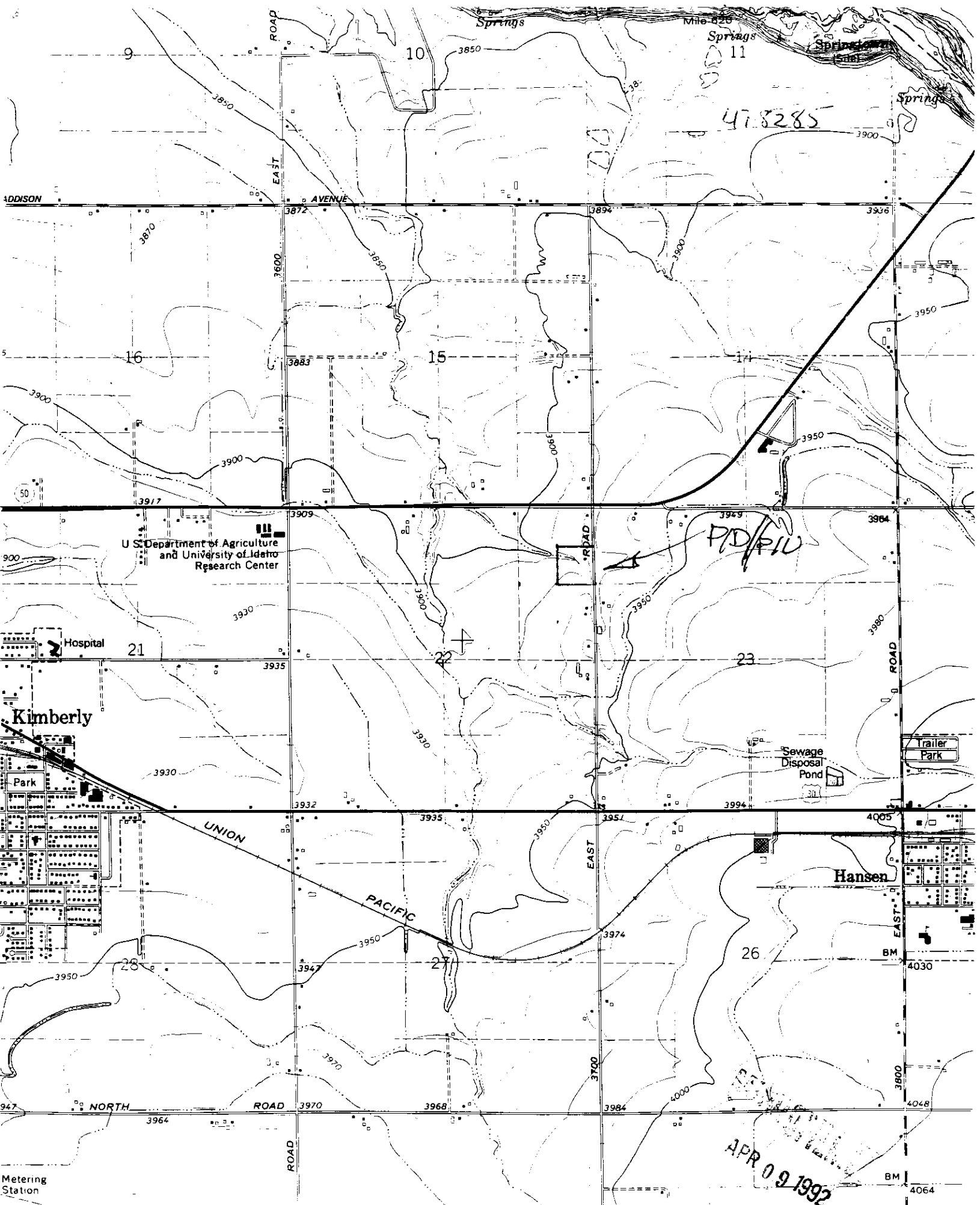
10. Describe any other water rights used for the same purposes as described above. None

- 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: Well will supplement surface flow to ponds as needed. Irrigation will be by a combination of groundwater & wastewater.

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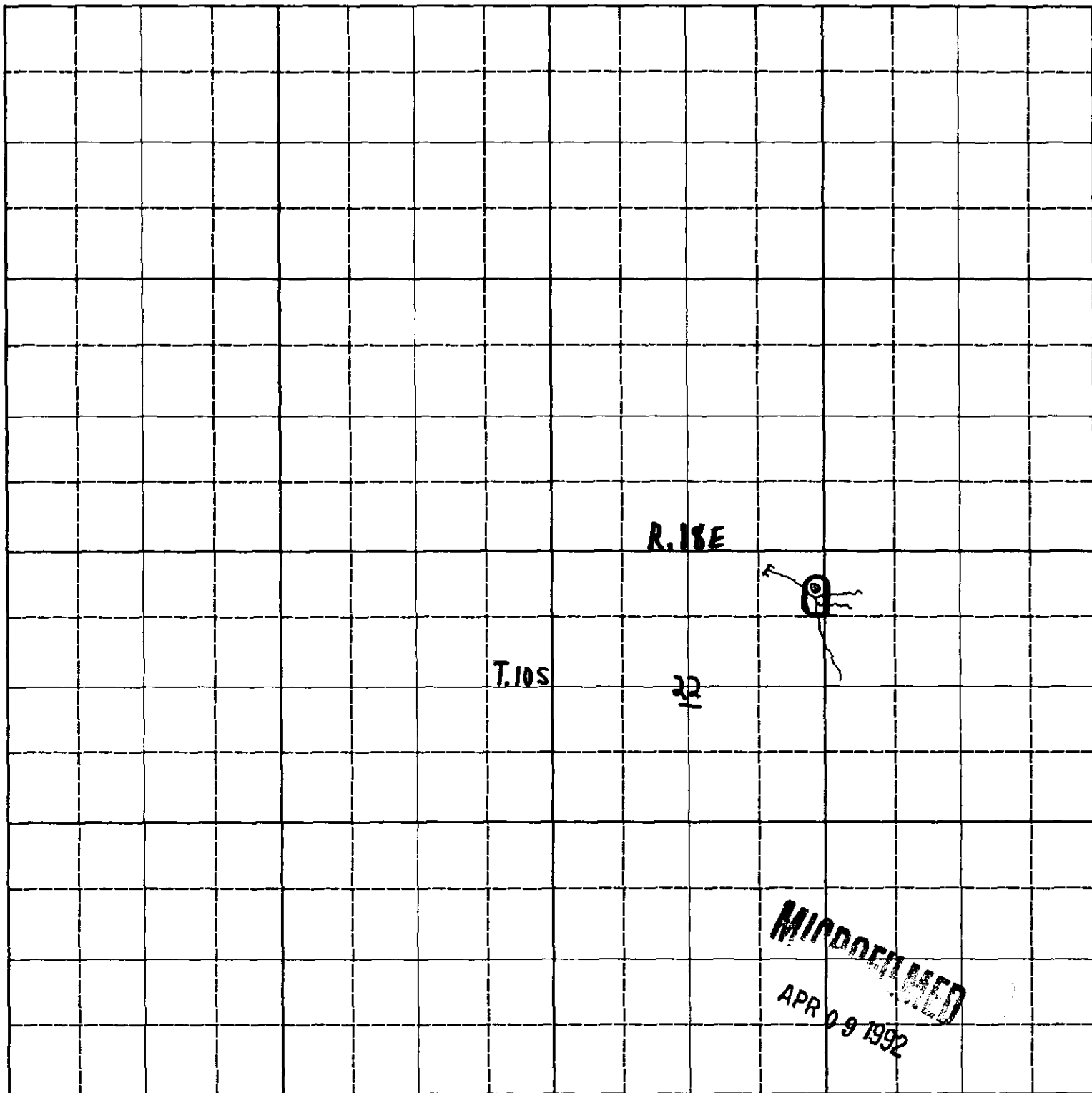
APR 09 1992



47-08285

478285

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.

Brant Blum
(Applicant)

Received by J.F. Stanton Date 9-18-91 Time 2:25 pm Preliminary check by [Signature]
Fee \$ 30.00 Received by [Signature] # 5013722 Date 9-18-91
Publication prepared by [Signature] Date 12-17-91 Published in Times News
Publication approved M. Baldwin Date 2-5-92

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:

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APR 09 1992

NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT
47-08284 ✓ OK

EVANS, BERT E.
P.O. BOX 581
TWIN FALLS, ID 83303
Source: GROUNDWATER
Diversion Pt: NWNENW
Sec 18 T 10S R 18E in
TWIN FALLS County.

Use: IRRIGATION (.080
CFS)
DOMESTIC (.040 CFS)

Total Diversion: (.120
CFS)

Date Filed: 8/19/1991
In: TWIN FALLS COUNTY
T10S R18E S18 NENW

2.5 ACRES TOTAL
047-08285 ✓ OK

BLACKBURN, BRENT
BLACKBURN, JEAN

PO BOX 2601
TWIN FALLS, ID 83303
Source: GROUNDWATER

Tributary:
Source: WASTE WATER
Tributary: SNAKE RIVER

Diversion Pt: SENENE
Sec 22 T 10S R 18E in
TWIN FALLS County.

Use: IRRIGATION (.090
CFS)
WILDLIFE STORAGE (.10
AF)

DIVERSION TO STOR-
AGE (.090 CFS)

Total Diversion: (.090
CFS)

Date Filed: 9/18/1991
In: TWIN FALLS County
T10S R18E S22 NENE

3.0 ACRES TOTAL

The permit(s) will be sub-
ject 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,
222 Shoshone Street
East, Twin Falls, ID 83301
on or before JANUARY
20, 1992.

R. Keith Higginson,
Director

PUBLISH: Thursday, Jan-
uary 2 and 9, 1992.

Affidavit of Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

No 23115

I, Linda Capps McGuire being first duly sworn upon oath, depose
and say that I am Quinn Clark 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 January 2, 1992,
and ending with the issue dated January 9, 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.

Office STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 24 day of January in the year of 1992, before me,
a Notary Public, personally appeared Linda Capps McGuire,
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 County

My commission expires: 5/19/94

OK
WB
2-5-92

APR 9 1992

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	
23115		343	01/24/92	
INDEXING TERM				
47-08284		47-8285		
START DATE		TELEPHONE NO.		
1/02/92		736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT
63	2		45.36	45.36
AFFIDAVI			2.00	2.00
PAY THIS AMOUNT			47.36	47.36

GROSS AMT DUE AFTER 02/08

RECEIVED

JAN 20 1992

Department of Water Resources
Southern Region

RETURN THIS PORTION WITH YOUR REMITTANCE

23115

4736

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

222 SHOSHONE EAST
TWIN FALLS

ID
83301

PAID

APR 09 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 12, 2001

BRENT BLACKBURN
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83303

RE: License No. 47-8285 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

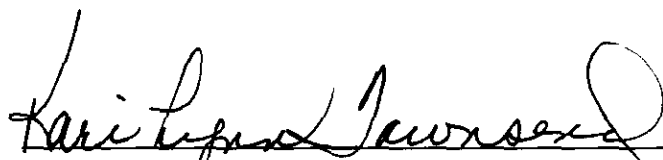
MICROFILMED
SEP 07 2001

CERTIFICATE OF MAILING

I hereby certify that on July 12, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 47-8285

BRENT BLACKBURN
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83303


Kari Lynn Townsend
Secretary

MICROFILMED

SEP 07 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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.

Memorandum

To: File 47-08285

From: Kay Walker *KW*

RE: Quantity of Water

Date: July 3, 2001

.....

While reviewing the above permit for licensing, I came up against a quantity problem. The examiner found the system capacity to be 0.03 cfs when she completed her theoretical measurement. The SRBA had partially decreed Rt. 47-13389 (which is diverted from the same well) at 0.04 cfs. Therefore, to be consistent with the partial decree, I increased the system capacity of the well, under this permit, to 0.04 cfs and recommended 0.04 cfs for the irrigation use. I also included a remark on the proposed license that limits the two rights, when combined, to 0.04 cfs.

MICROFILMED

SEP 07 2001

LICENSE REVIEW CHECKLIST

Permit No. 47-8285

Date: 7-3-2001

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44)

Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): W35(47-13389)

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.09 cfs

Fee Limit 0.20 cfs

Measured 0.03 cfs

Theoretical 0.03 cfs

Recommended Total Diversion Rate 0.03

Water Uses OK

Change (P46)

Season of Use per new Standards

3-15 11-15

Irrigation 0.03 cfs 10.0 af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.03 cfs 10.0 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (W67/065/104)

overlap spec combined rts (W35)

1 acre (W31)

Domestic (W01/Wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.03 cfs x 1.9835 x 246 days = 14.6 af (vs) 2.5 acres x 4.0 (FHR) = 10.0 af

Remarks: W36, W35, R64

Additional Conditions

☒ Watermaster Control

☐ GW Measurement/Measuring Device

☐ Other

☒ Trust R55 - remove 051)

☒ Non-trust (048/049)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? ☒

Advance Priority? ☒ yes

☒ no

If yes, explain why below.

SRBA Claim? not req'd

Adjust memo yes - quantity issue

Amend Letters _____

P87, S06

Second Amendment Notice _____

S06

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 47-13389

NAME AND ADDRESS: BRENT BLACKBURN
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS, ID 83303

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/01/1978

POINT OF DIVERSION: T10S R18E S22 SENENE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

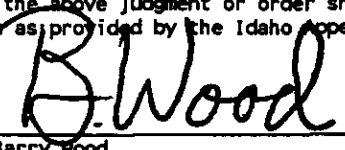
PLACE OF USE: Domestic Within Twin Falls County
T10S R18E S22 NENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22											X						0
Claim	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22											X						0
Claim	47 11876	RANGEN INC,	GROUND WATER	10S18E22															X		0
Claim	47 12981	IVAN L SMITH, LINDA A SMITH,	GROUND WATER	10S18E22	X																0
Claim	47 13389	JEAN BLACKBURN, BRENT BLACKBURN,	GROUND WATER	10S18E22	X																0
Claim	47 14267	LANNY WOTTEN,	GROUND WATER	10S18E22													X				0
Claim	47 14290	RONALD A FISSE,	GROUND WATER	10S18E22				X													0
Claim	47 14474	KAREN WRIGHT, ROBERT T WRIGHT,	GROUND WATER	10S18E22												X					0
Claim	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22					X												0
Claim	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22						X											0
Claim	47 14932	JACK LONG, GRACE LONG,	GROUND WATER	10S18E22				X													0
Claim	47 14933	BARBARA MYERS, ROBERT MYERS,	GROUND WATER	10S18E22				X													0
Claim	47 16400	COY L MILLER,	GROUND WATER	10S18E22															X		0
Right	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22											X						0
Right	47 10621	THE 1989 TODD FAMILY TRUST,	GROUND WATER	10S18E22											X						0
Right	47 12981	LINDA A SMITH, IVAN L SMITH,	GROUND WATER	10S18E22	X																0
Right	47 13389	JEAN BLACKBURN, BRENT BLACKBURN,	GROUND WATER	10S18E22	X																0
Right	47 14267	LANNY WOTTEN,	GROUND WATER	10S18E22													X				0
Right	47 14290	RONALD A FISSE,	GROUND WATER	10S18E22				X													0
Right	47 14474	KAREN WRIGHT, ROBERT T WRIGHT,	GROUND WATER	10S18E22												X					0
Right	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22					X												0
Right	47 14570	CHARLES H COINER JR,	GROUND WATER	10S18E22						X											0
Right	47 14933	ROBERT MYERS, BARBARA MYERS,	GROUND WATER	10S18E22				X													0
Right	47 16400	COY L MILLER,	GROUND WATER	10S18E22															X		0
Right	47 8265	BRENT BLACKBURN, JEAN BLACKBURN,	GROUND WATER	10S18E22	2.5																2.6
Permit	47 8265	BRENT BLACKBURN, JEAN BLACKBURN,	GROUND WATER, WASTEWATER	10S18E22	3																8
Claim	1 209	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22	37.4	40	40	40	40	40	40	40	40	40	40	40	40	34	40	40	831.4
Right	1 10	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22																	0
Right	1 209	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22																	0
Right	1 4	TWIN FALLS CANAL CO,	SNAKE RIVER	10S18E22																	0
App	47 8313	JEAN B TODD, MARY P BOYD,	WASTEWATER	10S18E22									39	38	37	39					153

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 26 1999

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-08285

1. Owner: BRENT & JEAN BLACKBURN Phone No. (208) 423-4078

Current Address: PO BOX 2601, TWIN FALLS, ID 83303

2. Accompanied by: BRENT BLACKBURN EXAM DATE: 11 FEB 1999

Address: _____ Phone No. _____

Relationship to Permit Holder: SAME

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 47-13389

2. Other water rights with the same point of diversion: " "

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SE	NE	NE	22	T10S	18E	TWIN FALLS	FIELD EXAM / GPS TAG A0007849

2. Place(s) of Use:

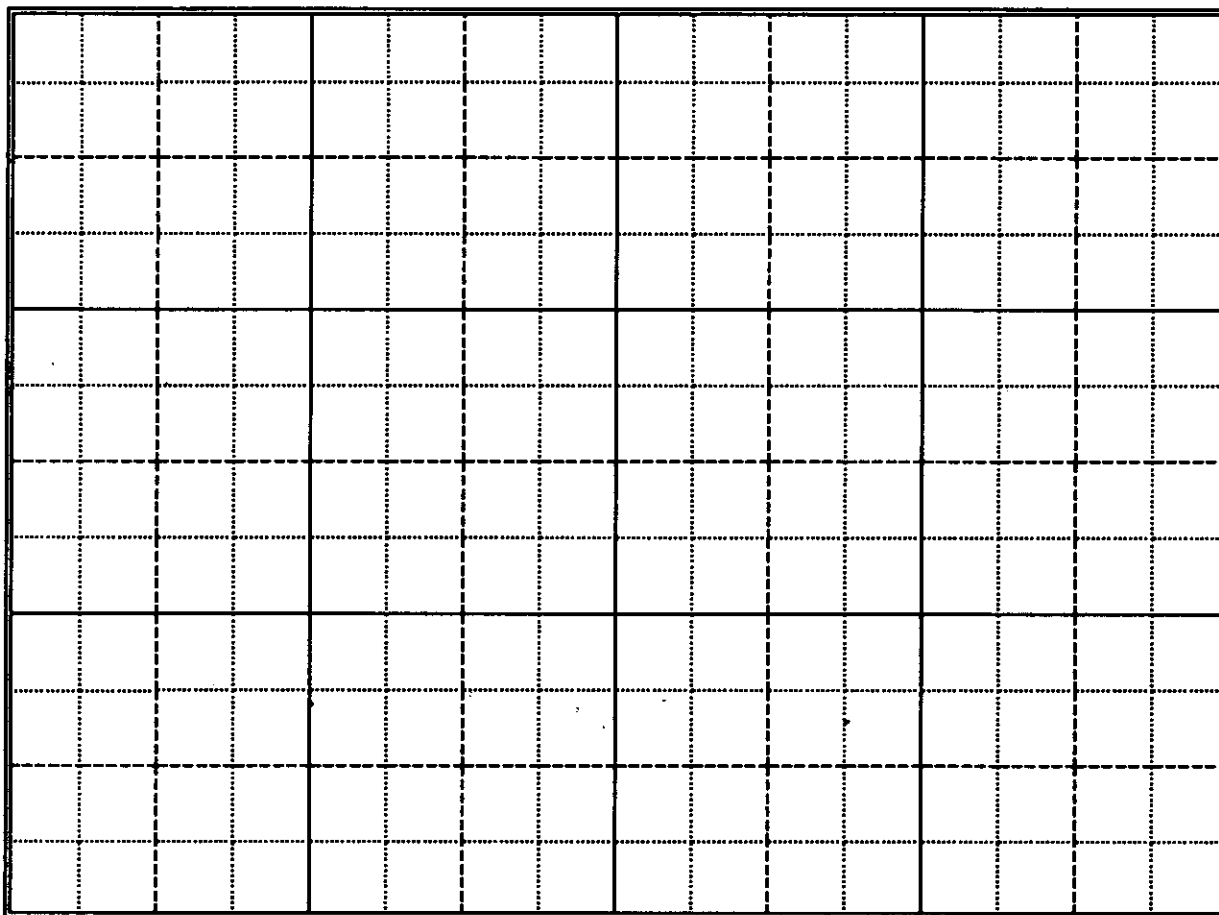
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
T10S	18E	22	2.5															2.5	

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SEP 07 2001

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



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10+ acres) ☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
GPS A0007849		1.5		NOT AVAILABLE	

*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

2. Measurements: _____

See Theoretical

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SEP 17 2001

E. NARRATIVE/REMARKS/COMMENTS

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 01 June 1999
RE: 47-08285

I met with Brent Blackburn at 1000 hrs., on 11 February 1999 to conduct a field examination. The permit calls to irrigation, wildlife storage, and diversion to storage. In addition to the permit, there is a domestic claim 47-13389 which is the same well as the permit identifies.

The field examination verified that although there are three (empty) ponds existing, Mr. Blackburn no longer uses them. According to Mr. Blackburn, the farmers have installed pivots and/or handlines, therefore no wastewater is available. The storage for the ponds was accomplished with the wastewater only.

The well is located in the SENENE¹ Section 22, T10S, R18E. The groundwater serves the home, per the beneficial use claim, plus irrigation via permit.

Along the east property line and the corral fence line, which is mid-point on the property, I saw Nelson beta II sprinklers every 25-30 feet.

The irrigation recommendation for 2.5 acres:
2.5 acres x 0.03 cubic feet per second/acre = 0.08 cfs
2.5 acres x 4.0 irrigation requirement = 10 afa

CLAIM 47-13389

Domestic 0.02 cfs/0.6 acre feet
irrigation for lawn see 47-08285

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

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SEP 07 2001

☒ Additional Computation Sheets Attached

Theoretical Included = 0.03 cfs

$$\left(\frac{2.5}{\text{ns}}\right) \left\{0.03 \text{ nfs}\right\} = \underline{\underline{0.08 \text{ nfs}}}$$

1. Volume Calculations for Irrigation:

$$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2.5(4.0) = 10 \text{ a.f.}$$

$$V_{I.R} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{2.5(4.0)}{10.0} = 1.0 \text{ ac ft.}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.03)246(1.98) = 14.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 10.0 \text{ ac ft.}$$

$$V = \text{Smaller of } V_{IB} \text{ and } V_{DB} = 10.0 \text{ ac ft.}$$

2. Volume Calculations for Other Uses:

Exam Fee Limit	0.20	cfs
Permit Rate	0.09	"
Measured (Theoretical)	0.03	"
Recommended Rate	0.03	"

Capacity of Well

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (af-ft)
Irrigation	03/15	11/15	0.03	10.0 ac-ft.
Totals:			0.03 cfs	10.0 ac-ft.

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Field Examiner's Name

Field Examiner's Name Henry S. Sullivan Date October 1999

Reviewer _____ Date _____

MICROFILMED
SEP 07 2001

SEAL

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

E: 47-08285
 DATE: 6-1-99
 BY: Satterlee

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])

$$Q = \frac{(8.8) (1.5) (0.70)}{[(200) + (45 \times 2.31)]} = \frac{9.24}{304} = 0.03 \checkmark$$

<u>LIFT FROM:</u>	<u>PSI FROM:</u>	<u>NOTES ON PUMP:</u>
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

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)
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 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])

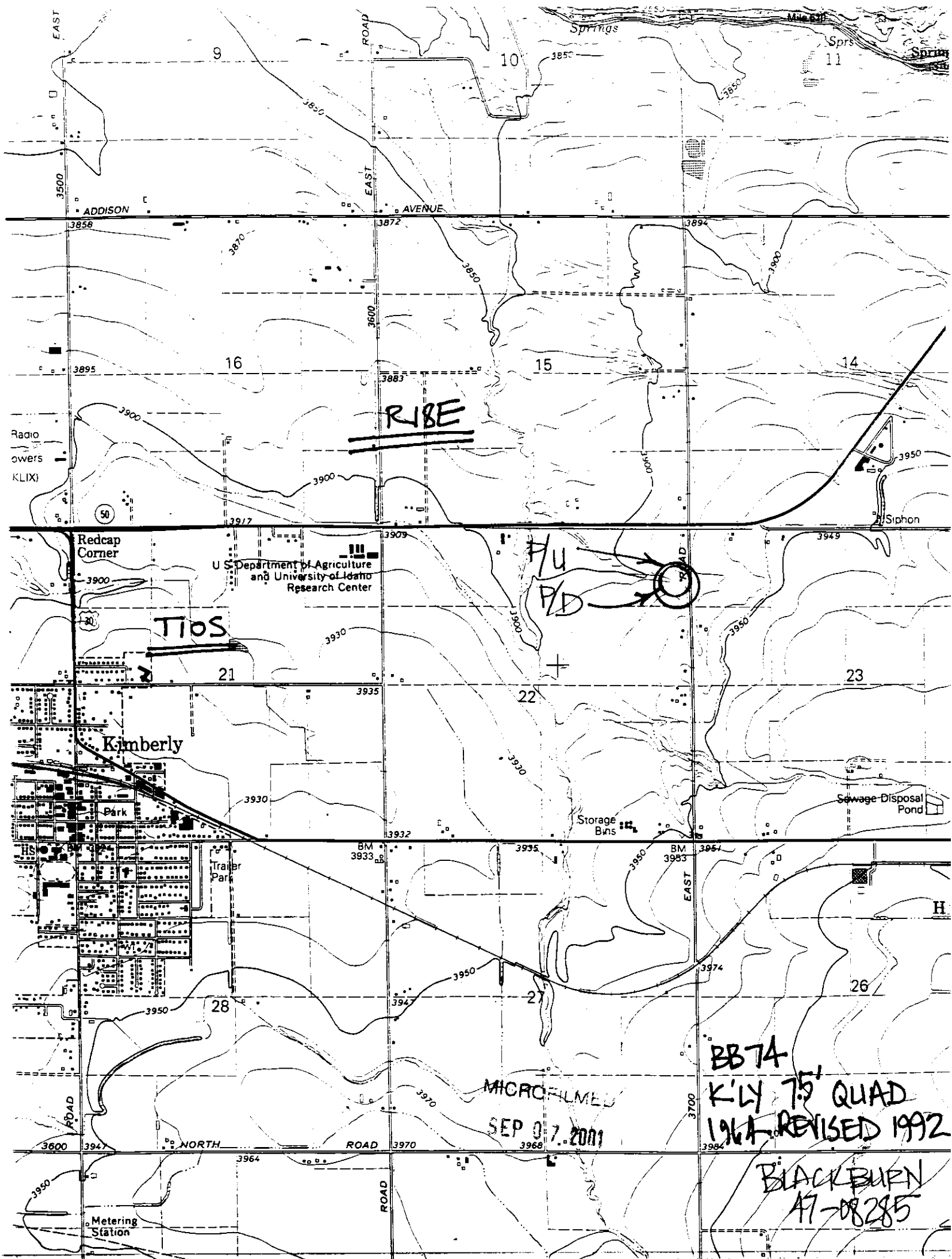
$$Q = \frac{(8.8) (.....) (0.70)}{[(.....) + (..... \times 2.31)]}$$

<u>LIFT FROM:</u>	<u>PSI FROM:</u>	<u>NOTES ON PUMP:</u>
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

MICROFILMED

SEP 17 2001



RIBE

Tios

HU
P/D

BB74
K'LY 7.5' QUAD
1964 REVISED 1992
BLACKBURN
47-08285

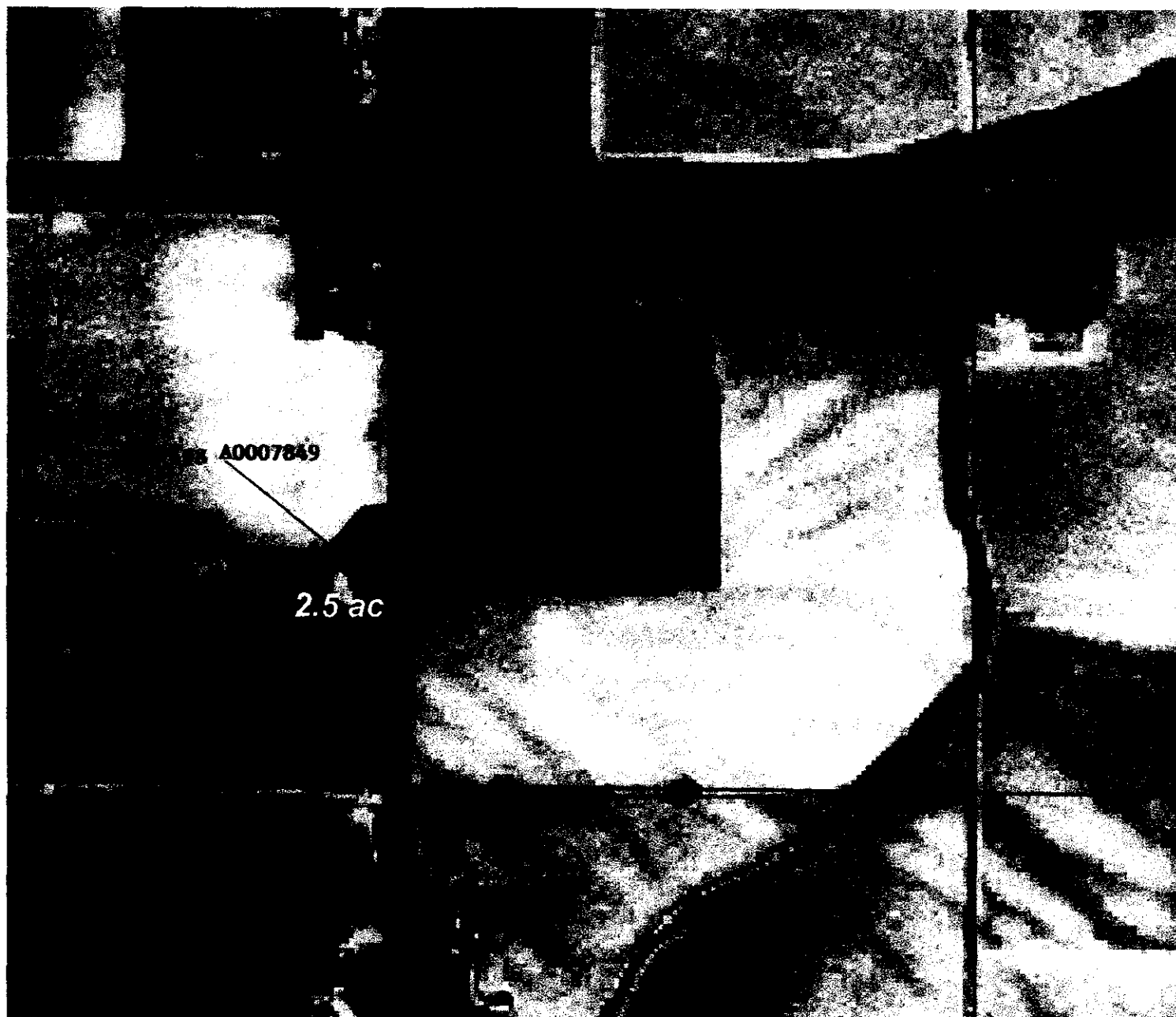
MICROFILMED
SEP 07, 2001

IDAHO DEPARTMENT OF WATER RESOURCES

FIELD EXAMINATION

PERMIT 47-08285

BRENT BLACKBURN



T10S R18E

● POINT OF DIVERSION

PLACE OF USE

□ SECTION LINES

QUARTER-QUARTER LINES



PLACE OF USE PRESENTATION
1987/1988 NAPP PHOTOGRAPHY
DATA ENTRY BY G. SATTERLEE
EXAMINATION COMPLETE 2/1999

Pond #3

Photo looking SE'ly

P/D

Photo looking N'ly

Blackburn's N. property line

GPS Tag A0007849

6" diam. casing 15" o.g.

MICROFILMED
SEP 9 2000

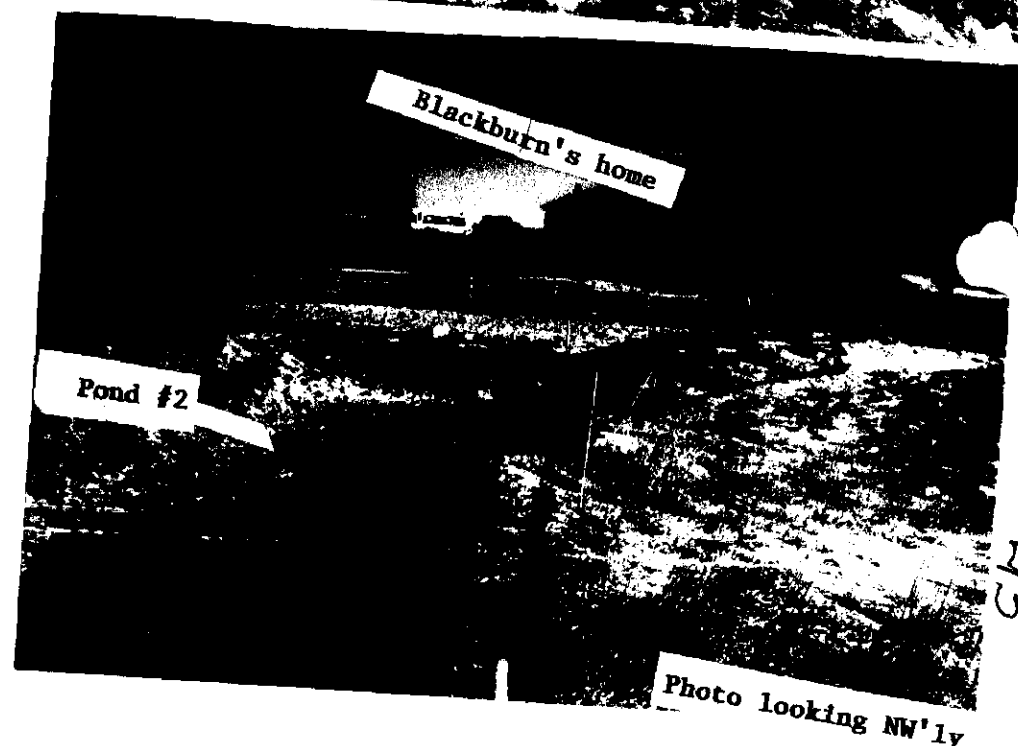
Brent Blackburn
11 FEB 1999 1000 hrs.
Georgia Satterlee

47-13389,-08285



Pond #1

Photo looking W'ly



Blackburn's home

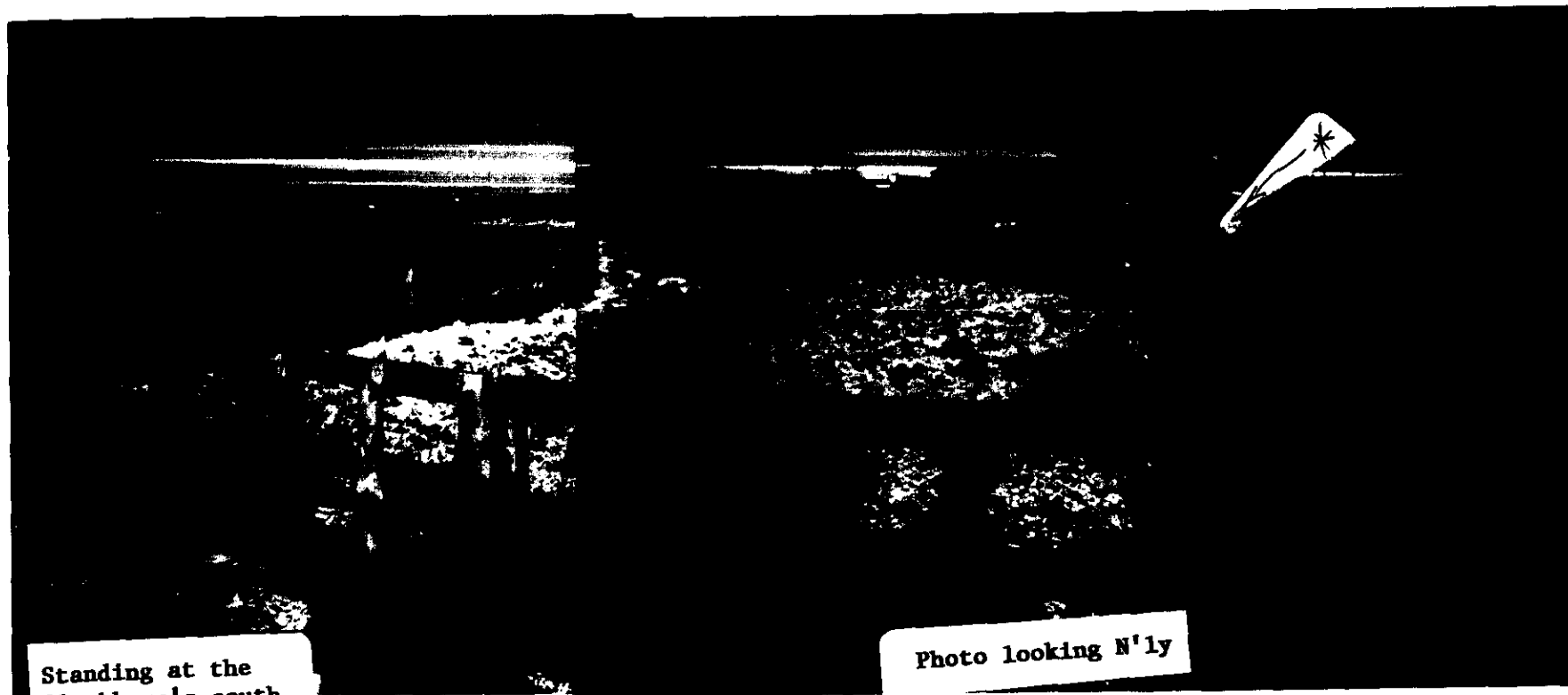
Pond #2

Photo looking NW'ly

MICROFILMED
SEP 07 2001

Brent Blackburn
11 FEB 1999 1000hrs.
Georgia Satterlee

47-13389,-08285



Standing at the
Blackburn's south
property line

Photo looking N'ly

* along east line
every 25' is
a sprinkler
head.

RECEIVED
FEB 11 1999



* Nelson Sprinkler beta II

photo looking W'ly

Brent Blackburn
11 FEB 1999 1000 hrs.
Georgia Satterlee

47-08285 47-13389

3/3

JUL 26 1999

Department of Water Resources

S1
4/92

IDAHO DEPARTMENT OF WATER RESOURCES

STAFF ANALYSIS SHEET FOR BENEFICIAL USE FIELD EXAMS:

PERMIT NO.

47-08285

A. Items To Be Placed In Exam File (Items A & B to be Completed by Compiler)

- ☒) Blank Field Report & Notice of Completed Exam
☒) Copy of App. for Permit, Approved Permit, Amendments, Orders, Assignments, Proof of Beneficial Use, SRBA Claim (Claim Filed? _____ Required? _____)
☒) Well Inspection Form, Dairy Water-Use Worksheet (if applicable)
☒) Well Log(s) & Groundwater Measurement Analysis Form (if applicable)
() Copy of Orthophotoquad Map
() 660-Scale Aerial Photo (Examiner Will Obtain If Applicable)
() Government Lot Plats (If Applicable)

B.1. P/D Overlap - Yes or No? If Yes, Include Copy of Overlapping Rights & Claims

- If Yes, Type of Overlap: () Add Acres or Uses to Existing System
() Increase Rate of Flow or Volume

B.2. P/U Overlap - Yes or No? If Yes, Include Copies of Overlapping Rights & Claims

- If Yes, Type of Overlap: () Increase Rate of Flow or Volume
() Add Supplemental Water Source
() Increase Acres Within Tracts

C. Field Exam Appointment Made:

Date 11 Feb 1999Time 9:30Place Blackburn's

Contact Person & Phone

Blackburn, Brent 423-4078

D. Post-Exam Review & Processing

Exam Completed 11 Feb 1999Notice of Completion Turned In 11 June 99Field Report Completed 11 June 99

Signature of Examiner & Date

Field Report Reviewed by Sr. Agent _____ (Initial & Date)

Field Report Reviewed by Region Mgr. AM 7/2/99 (Initial & Date)

Field Report Sent to S.O. _____

Region Card File Updated _____

February 23, 1994

BRENT BLACKBURN
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83303

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08285

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

APR 13 1994

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 47-08285 Reviewed by [Signature] Date 2-22-94

GENERAL CONSIDERATIONS

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

TYPES OF USE

Jrc, wildlife
Correct Uses? yes

SOURCE OF WATER

X Surface water source
X Ground water source

no Drilling permit required?
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50.00 Amount Submitted
yes Correct?

MEASURING DEVICE

Required?
Installed?
Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____

Proof Made 2-3-94

January 31, 1994

BRENT BLACKBURN
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83303

PROOF DUE NOTICE

RE: PERMIT NO. 47-08285

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 April 1, 1994.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

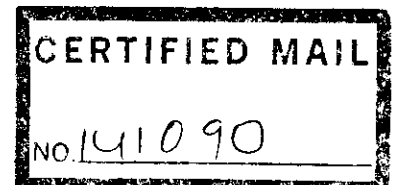
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED

APR 13 1994





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

47-8285

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

M E M O R A N D U M

DATE: JULY 31, 1992 139429

TO: WATER RIGHT HOLDERS AND APPLICANTS IN TWIN FALLS
LOW-TEMPERATURE GEOTHERMAL MORATORIUM AREA

FROM: NORM YOUNG

RE: EXTENSION OF MORATORIUM

Enclosed is a copy of an order extending the order designating the Twin Falls Low-Temperature Geothermal Moratorium Area. I appreciated the attendance of many of the users at the public information meeting on this matter held in Twin Falls last week. I understood those in attendance favored an extension of the moratorium, and some of the users were encouraging that the size of the area be increased and that additional actions be taken to protect artesian pressures. I indicated at the meeting that the moratorium would be extended without modification to keep its continuity and that IDWR will schedule as time and resources permit a review of the following matters:

- Expansion of the area.
- The need for repair or reconstruction of wells in and adjacent to the area.
- Evaluate the adequacy of the agreement to manage pumpage to prevent withdrawal in excess of the average rate of recharge or to maintain artesian pressures in the public interest.
- Review need for and adequacy of monitoring programs.

With respect to monitoring, the data recorded by the USGS from the well at the Nazarene Church is an important part of the information now being collected. The Church will soon be finished and will be using water from the well. Data from an unused well is more reliable for evaluating aquifer conditions. USGS and IDWR are evaluating alternatives for replacing this source of data. If you are aware of a well that is finished into the low-temperature geothermal aquifer and is not being used, please call Loren Holmes, IDWR Regional Manager at Twin Falls, a call at 736-3033.

APR 13 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

March 30, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

BRENT BLACKBURN
JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83301-2601

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08285

Dear Permit Holders:

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

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

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,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosure

APR 09 1992

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 47-8285/Trust Water Processing

DATE: 3-23-92

The above application is a trust water filing which has been forwarded to the state office for final review and processing.

The application and irrigation component appears to be associated with a domestic use claimed under SRBA claim no. 47-13389. Under the Department's Trust Water Policy and Implementation Plan and Swan Falls settlement, DCMI uses, including domestic uses with irrigation of up to 3 acres, are exempt from trust water processing. As a result, the filing should be considered a DCMI use and can be exempt from trust water processing and conditions.

WV
APR 09 1992

APPLICATION FOR PERMIT REVIEW

Application #: 47-08285
Date: 3-19-92

Reviewer: Brenda Miller *BM*

✓ SYSTEM COMPLETED:

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

✓ GROUNDWATER:

GT. 0.2 cfs <flow ch> - 01G-P03, 01C-P03 (existing well)
✓ 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)
Groundwater - P05
Irrigation Districts - 023
✓ Canal Co. Areas - 023 Letter received from TF Canal Co.
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
✓ Swan Falls Flag - 7C (1, Blank or Other) *change to code C*
✓ Trust Exempt - 051-052-053-074 (Consumptive Uses) *ryl*
Non Trust <1> - 048-049 *B-23*

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: - 04-01-1994
Other Conditions Recommended Route for Trust Review

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET BLACKBURN, BRENT

INITIAL REVIEW BY D Jones DATE 11/26/1991
APPLICATION NO. 47-08285

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

9/18 / 1991

ADDITIONAL INFORMATION

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

Approved by Twin Falls Canal Co. to use surface water within their system
Date Requested _____

RECEIVED
FEB 13 1992

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 TFCC

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 1/20/92
☐ 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. 2CA

See below for additional information

Date of priority recommended 9/18, 1991
By Loren O'Halloran Date 2/10/92, 19__

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19__

ADDITIONAL INFORMATION: Turn Falls Canal Co claims 37 ac. irr.
in S22; SRBA claim A42-13389 for domestic use
12/78 priority accounts for existing well.

• 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 _____



TWIN FALLS CANAL COMPANY

POST OFFICE BOX 326
TWIN FALLS, IDAHO, 83303-0326



January 30, 1992

Brent Blackburn
P.O. Box 2601
Twin Falls, Idaho 83303

Subject: Application for Permit
No 47-08285
File No: 2025.03

Dear Mr. Blackburn:

Twin Falls Canal Company will not guarantee any quantity or quality of waste water for your ponds. We do not have any Company irrigation works crossing the described property. The applicant must understand and agree that it has no right to drain or waste into a facility of the Company more surface or groundwater that drains or wastes from their property in its present state and condition. The applicant must comply with all statutes, regulations, ordinances and other laws regarding the discharge of drainage or waste water into surface streams, whether natural or artificial and remove all pollutants, contaminants, debris and other foreign material which in any manner have been placed in or mixed with such water while on your property.

With compliance of the above statements the Canal Company will not object to this application.

Sincerely,

Richard W. Haumann
General Manager

RWH:cs
OOTG

MICROFILMED

APR 09 1992

RECEIVED

FEB 03 1992

Department of Water Resources
Southern Region Office

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

47-08285

BLACKBURN, BRENT
BLACKBURN, JEAN
PO BOX 2601
TWIN FALLS, ID 83303

Source: GROUNDWATER
Source: WASTE WATER

Tributary:
Tributary: SNAKE RIVER

Diversion Pt: SENENE Sec 22 T 10S R 18E in TWIN FALLS County.

Use: IRRIGATION (.090 CFS)
WILDLIFE STORAGE (.10 AF)
DIVERSION TO STORAGE (.090 CFS)
Total Diversion: (.090 CFS)

Date Filed: 9/18/1991

In: TWIN FALLS County
T10S R18E S22 NENE

3.0 ACRES TOTAL

RECEIVED
APR 9 1992

APR 09 1992

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before JANUARY 20, 1992.

R. Keith Higginson, Director

Published: 1/ 2/1992 & 1/ 9/1992

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

DECEMBER 17, 1991

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 JANUARY 20, 1992.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

APR 09 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

17-Dec-1991

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

BRENT &/OR JEAN BLACKBURN
PO BOX 2601
TWIN FALLS ID 83301

Re: Application for Permit No. 47-08285

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 1/2 & 1/9/92. 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.

Please submit a letter of approval from the Twin Falls Canal Company to use surface water within their system.

If the application is not protested and the additional information has been received, it can then be forwarded to our State Office.

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.

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

Sincerely,

Douglas Jones, E. I. T.
Water Resources Engineering Specialist

DJ:MB

APR 09 1992

SD-36	Township: 10S	Range: 18E	Section: 22	Tract: NENE	Lot:
S	L	STATE	O	S	Max # Records 30
E	O	Water	W	T	Priority Use
L	Tract T	Right No.	Name Last, First	N	AC G Date Code Desc
		A47-10621	BOYD, MARY P.	C	J 01/01/1910 43 DOMEST
					04 STOCK
	NENE	A47-13389	TUBBS, DEWEY C.	O	J 09/01/1978 43 DOMEST
			BLACKBURN, BRENT	C	
			BLACKBURN, JEAN	C	
	NENE	A47-12981	SMITH, IVAN L.	C	J 08/15/1909 43 DOMEST
			SMITH, LINDA A.	C	
	NENE	A01-00209Z4	LARGE CLAIM	C 37	D 01/01/1901 39 GWR FS

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

APR 06 1982

47-08285