

Complete the following map by showing land and point of diversion as proposed by this amendment.
 Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

Scale: 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 22nd day of December, 19 94.

W. H. S. & S. H. S.
 Permit Holder

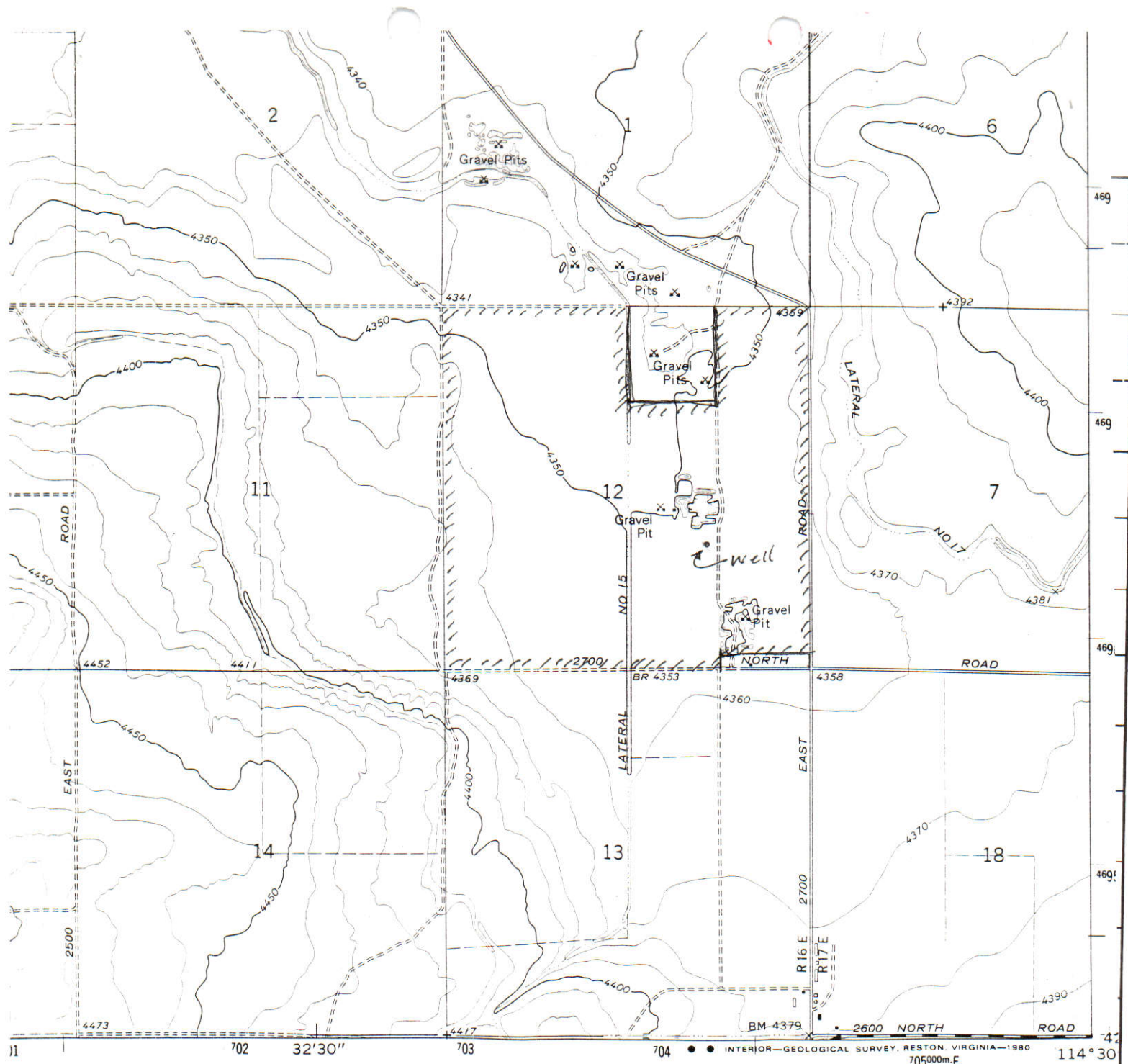
ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by MTS Publication prepared by MB Date 12/30/94
 Published in Times News Publication dates 1/12 + 1/19/95

I, L. Glen Saxton, of the Department of Water Resources hereby approve the above referenced application for amendment. See the attached sheet for the conditions of approval.

Witness my hand this 30th day of

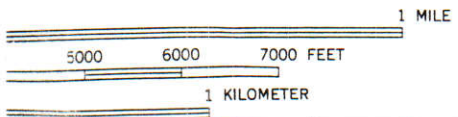
March, 19 95
L. Glen Saxton
 SIGNATURE



• • INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1980
705000m.E. 114° 30'

ROAD CLASSIFICATION

- | | |
|------------------------------------|--|
| Primary highway,
hard surface | Light-duty road, hard or
improved surface |
| Secondary highway,
hard surface | Unimproved road |



Scale: 2 inches equal 1 mile.

MICROFILMED

AUG 05 1991

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.

Louella Jones
by *William J. Jones* ps.
(Applicant)

IN THE MATTER OF PERMIT NO. 47-08238)
)
IN THE NAME OF LOUGHMILLER FARMS INC.) **ORDER OF**
) **REINSTATEMENT**
)

MICROFILMED
NOV 24 1977

RECEIVED

JUL 22 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 47-08238 Telephone No. 208 733 5261
2. Name(s) of Permit Holder(s): Loughmiller Inc
3. Mailing Address: 3120 Hy 93 Twin Falls ID 83301
4. Source of Water: well If GROUNDWATER (well), Date Drilled: mo. 12 yr. 94
- a. Well Driller: ELSiag Drilling Drilling Permit Number: 47-94-S 0222-001
- b. OPTIONAL:
Pump Horsepower: 150 Pressure (psi): — Dynamic pumping level (ft): 450

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): 7000 pigs

Irrigation (No. of acres): 220 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 3 cfs OR 2 acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X
Has the measurement port been installed? Yes _____ or No _____

8. Fee Enclosed: \$ 150 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Bill Loughmiller Telephone Number: 208 734 5081

Address: 2411 E 2900 N Twin Falls ID 83301

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

Signature of permit holder: William Loughmiller pres Date: 7-19-96
(include your title, if on behalf of company or organization)

Pump installed Spring of 1995 and was pumped in 1995

~~APR 13 1995~~

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 1/4 1/4, section, township, range and ditches. (the smallest subdivision represents 40 acres)

Map grid showing land and point of diversion. Handwritten labels include:

- APR 3 1995
- R. 16E
- T. 13S
- 12
- PD
- PD

Scale 2 inches equal 1 mile

I hereby request approval of this change subject to the fact that no one will be injured by the change, and that the change will be made at my own risk.

Signed this 22nd day of December, 19 94

W. Craig Loughlin
Permit Holder

ACTION OF THE DEPARTMENT OF WATER RESOURCES

Preliminary check by MTS Publication prepared by MB Date 12/30/94
Published in Times News Publication dates 1/12 + 1/19/95

I, L. Glen Saxton, of the Department of Water Resources hereby approve the above referenced application for amendment. See the attached sheet for the conditions of approval.

Witness my hand this 30th day of

March, 19 95
L. Glen Saxton

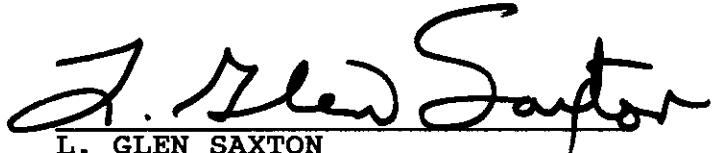
SIGNATURE

CONDITIONS OF APPROVAL

Amendment of Permit No. 47-08238

1. The previous conditions as set forth in Permit No. 47-08238 must be met.
2. Construction of the well must comply with Idaho well construction standards.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

Dated this 30th day of March, 1995.


L. GLEN SAXTON
Chief, Water Allocation Bureau

APR 13 1995

RECEIVED
MAY 10 1994
Department of Water ResourcesFor Office Use Only
\$15 Fee Received by dw
Date 5/10/94
Receipt No. 1090260**STATE OF IDAHO**
DEPARTMENT OF WATER RESOURCES**REQUEST FOR EXTENSION OF TIME****TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 47-08238Name(s) of Permit Holder: Loughmiller IncMailing Address: 3170 Hwy 93 Twin Falls Ida 83301Date Proof is Due July 1, 94 Telephone No. 733-5761

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

Well has been started - Depth is 220 ft. of 12" hole. additional drilling is planned this fallCosting \$ 6,000⁰⁰

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Lack of moneyPermit holder(s) request an extension to July 1, 19 96.**FEE: \$15.00**William J Loughmiller
(Signature)**If other than permit holder, Power of Attorney must be supplied. **APR 13 1995****ACTION OF THE DEPARTMENT OF WATER RESOURCES**

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to July 1, 1996.

Signed this 19th day May, 19 94J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08238

Proposed Priority: May 8, 1990 Maximum Diversion Rate: 4.00 CFS

This is to certify, that LOUGHMILLER FARMS INC.

RT. 1 3170 HWY. 93

TWIN FALLS, ID 83301

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	4.00 CFS

LOCATION OF POINT(S) OF DIVERSION: SENWSE Sec. 12, Township 12S, Range 16E
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>
12S	16E	12	NENE 40	SWNE 40	SENE 40	
			NENW 40	NWNW 40	SWNW 40	
			SENW 40	NESW 40	NWSW 40	
			SWSW 40	SESW 40	NESE 40	
			NWSE 40	SWSE 40	SESE 35	595

Total number of acres irrigated: 595

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 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. A flow measurement port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

RECEIVED
AUG 05 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08238

CONDITIONS/REMARKS:

8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

15th day of July, 1991.

R. Keith Higginson
R. Keith Higginson, Director

for

AUG 05 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident No 47-08238

To appropriate the public waters of the State of Idaho

- 1 Name of applicant Loughmiller Farms, Inc. Phone 733-5761
Post office address Rt. 1 3170 Hwy 93 Twin Falls, ID 83301
- 2 Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec 12 Township 12S Range 16E B.M. Twin Falls County; additional
points of diversion if any: _____
- 4 Water will be used for the following purposes:
Amount 4.0 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- 5 Total quantity to be appropriated is (a) 4.0 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

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 16 inches; proposed depth of well is 800 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
5 years (minimum 1 year)

MICROFILMED

AUG 05 1991

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

- a Hydropower, show total feet of head and proposed capacity in KW _____
- b Stockwatering, list number and kind of livestock _____
- c Municipal, show name of municipality _____
- d Domestic, show number of households _____
- e Other, describe fully _____

9 Description of place of use

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

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
12S	16E	12	40		40	40	40	40	40	40	40	40	40	40	40	40	40	35	595

Total number of acres to be irrigated 595

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

Salmon River Canal Co states - Not sufficient for all acres in any given year.

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

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

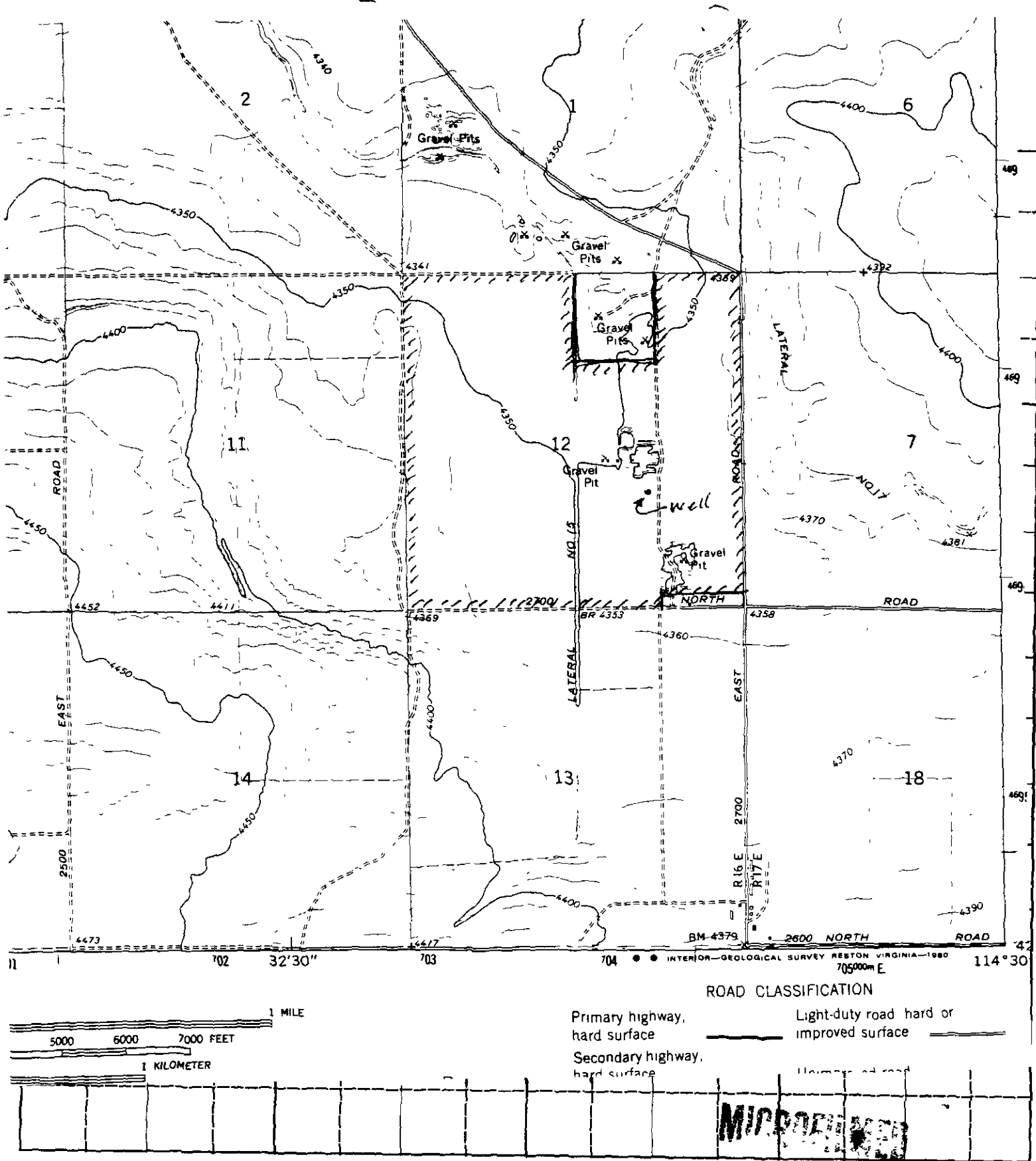
c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12 Remarks William J. Loughmiller - President

Susan E. Loughmiller - VP/Sec/Treas.

per telecon w/applicant
7-11-91

AUG 05 1991



AUG 05 1901

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

Louella Jane Jones
 by *William J. Jones* pres.
 (Applicant)

Received by TP Date 5-8-90 Time 2:31pm Preliminary check by _____
Fee \$ 105.00 Receipted by TP # 5012270 Date 5-8-90
Publication prepared by BLM Date 4-24-91 Published in Times News
Publication approved JL Date 6-4-91

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
AUG 05 1991

NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT

47-08238 ✓

LOUGHMILLER FARMS
INC.

RT. 1, 3170 HWY. 93
TWIN FALLS, ID 83301

Source: GROUNDWATER
Diversion Pt: SENWSE
Sec 12 T 12S R 16E

Use: IRRIGATION (4.000
CFS)

Total Diversion: (4 000
CFS)

Date Filed: 5/8/1990

In: T12S R16E S12 NENE
SWNE SENE NENW

NWNW SWNW SENW
NESW

NWSW SWSW SESW
NESE

NWSE SWSE SESE
595.0 ACRES TOTAL

NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT

47-08120 ✓

GOHME, LEW
WIDOWS, SYBLE

RT. 3 BOX 281-A
BURLE, ID 83318

Source: WASTE WATER
Tributary: DEEP CREEK

Diversion Pt: SESENE
Sec 9 T 08S R 14E

Use: IRRIGATION (.140
CFS)

FISH PROPAGATION (.
140 CFS)

ion. (.140

Af' vlt of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS } SS.

I, Linda Capps McEune being first duly sworn upon oath, depose

and say that I am _____ of the TIMES-NEWS, published daily, at
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
clipping attached, was published in the regular and entire issue of said newspaper, and not in

any supplement thereof, for Two consecutive weeks,

commencing with the issue dated May 2, 1991,

and ending with the issue dated May 9, 1991.

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 21 day of May AUG in the year of 1991, before me,

a Notary Public, personally appeared Linda Capps McEune,
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.

Martha S. Smith
Notary Public for Idaho

Residing at Twin Falls, Idaho

My commission expires: 8 3 96

OK
TJL
6-4-91

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 47-08238 Reviewed by [Signature] Date 8-27-96

GENERAL CONSIDERATIONS

TYPES OF USE - 595 acres
4 CFS

YCS Name same as permit?

Irr, stock

YCS Address same as permit?

Proof timely received?

Correct Uses? no

If not, complete calculation below.

SOURCE OF WATER

Surface water source

☒ Ground water source

YCS Drilling permit required?

7 Copy in the file? Drilling Permit No. 47-94-S-0222-001

Amount paid for permit

7 Well log in the file?

Correct?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YCS Required?

Required?

150- Amount Submitted

Installed?

YCS Correct?

Waiver requested?

PRIORITY CALCULATION

Date proof received 7-22-96 203

Date proof due 7-1-96 - 182

No. of days late 21 = 21

Priority Date 5-8-90 + 128

New Priority Date 5-29-90 149-

5-29-90
5-21-90

29

DEFICIENCIES OR ACTION ITEMS

Run state & advance priority to May 21, 1990
Proof acceptable.
Inform permit holder that only authorized to Irr 595 acres
& no stockwater

DATA ENTRY

New Address [Crossed out]

Proof Made 7-22-96



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
October 24, 1996
DIRECTOR

LOUGHMILLER FARMS INC
3170 HWY 93
TWIN FALLS ID 83301

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 47-08238

Dear Permit Holder:

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

Enclosed is an order reinstating your permit since proof was submitted after the proof due date of July 1, 1996. Please note that the priority date has been advanced to May 21, 1990.

Additionally, please be advised that your permit to appropriate water only authorizes you to divert water to irrigate 595 acres. You are not authorized for stockwater use and you will not be licensed to irrigate more than 595 acres.

Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

MICROFILMED
NOV 29 1996

I certify that file No. 47-08238
has been reviewed and is ready to be
MICROFILMED and DESTROYED.

The attached proof report is the water right as it appeared in the
database prior to final status entry and deletion from the database.

jak
Reviewer

10/16/96
Date

Water Right Number - 47-08238 Prefix Translation: WATER RIGHT Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
LOUGHMILLER FARMS INC

1 - 3170 HWY 93
2 -
3 -
City- TWIN FALLS State- ID Zip- 83301
Phone - 208-733-5761

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/08/1990 17 SOUTHERN P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion							Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	Rflg	County			
12S	16E	12	NE NW SE		(83)	TWIN FALLS			
			SE SE SE		(83)	TWIN FALLS			

Water Use		Diversion Rate		Diversion Volume
Code	Description	Period From	Period To	
01 - IRRIGATION		04/01	10/31	4.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
4.000

Place of Use								County
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	
12S	16E	12	NE NE		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SW NE		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SE NE		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	NE NW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	NW NW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SW NW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SE NW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	NE SW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	NW SW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SW SW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SE SW		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	NE SE		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	NW SE		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SW SE		40.0	01	IRRIGATION	(83) TWIN FALLS
12S	16E	12	SE SE		35.0	01	IRRIGATION	(83) TWIN FALLS

Total Acres: 595.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

MICROFILMED
NOV 29 1996

Water right number - 47-08238

Prefix Translation: WATER RIGHT

+ - - Other Rights for Same Use - SALMON RIVER CANAL CO. SHARES

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - -

- 26A - 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.
- 01C - A flow measurement port or other device as specified by the
 - Department shall be installed by the right holder to provide for
 - the installation of measuring equipment and the determination of
 - the rate of diversion by the Department.
- 046 - Right holder shall comply with the drilling permit
 - requirements of Section 42-235, Idaho Code.
- 051 - Any license issued by IDWR pursuant to the right or portion
 - thereof for the use of trust water is subject to a term review
 - of 20 years after the date of this approval to determine
 - availability of water for the use and to re-evaluate the public
 - interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an
 - annual use fee if rules are subsequently promulgated which
 - provide for the submittal of the fee.
- 053 - The Director retains jurisdiction over this right and may
 - change, add, or remove any requirement as determined to be
 - appropriate.
- 03A - The rate of diversion of water for irrigation under this right
 - and all other water rights on the same land shall not exceed 0.02
 - cubic feet per second for each acre of land.
- 468 - The right holder shall comply with Idaho well construction
 - standards when constructing a well pursuant to this right.
- 01M - After specific notification by the department, the right holder
 - shall install a suitable measuring device or shall enter into an
 - agreement with the department to determine the amount of water
 - diverted from power records and shall annually report the
 - information to the department.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - - - - Comments - - - - -

Date: 12/30/1994 User Id: MBALDWIN Subject: AMENDMENT
App. for Amendment filed on 12/22/94 proposes to change point of diversion.
Date: 07/22/1996 User Id: YAVLT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

RECEIVED
NOV 29 1996

Water right number - 47-08238 Prefix Translation: WATER RIGHT

+ - - Audit Fields - 05/31/90 BALDWIN 06/01/90 BALDWIN 06/12/90 CURTIS 07/09/90 CURTIS 04/24/91 MILLER
06/18/91 SKAGGS 06/27/91 SKAGGS 05/24/94 JYARBROU 12/30/94 MBALDWIN 03/07/95 CZIMMER
07/22/96 COMMENTS

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 07/01/1996	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 07/15/1991	Protested Date - 00/00/0000	Swan Falls - 7
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number - S017631	Water District -
Licensed Date - 00/00/0000	Appl Received - 05/08/1990	Transfer/Amended - B
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag- Y
Presumption Flag -		

MICROFILMED
NOV 29 1996

July 15, 1996

LOUGHMILLER FARMS INC
3170 HWY 93
TWIN FALLS ID 83301

LAPSE NOTICE

RE: PERMIT NO. 47-08238

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1996. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED
NOV 29 1996

CERTIFICATION OF MAILING

I hereby certify that on 7-15-96
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

April 30, 1996

LOUGHMILLER FARMS INC
3170 HWY 93
TWIN FALLS ID 83301

PROOF DUE NOTICE

RE: PERMIT NO. 47-08238

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 July 1, 1996.

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

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

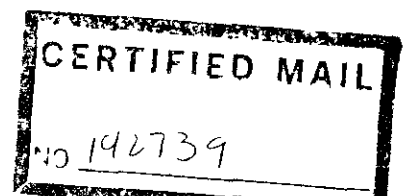
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
NOV 29 1996

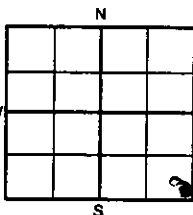


IDAHC DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUse Typewriter
or
Ball Point Pen1. DRILLING PERMIT NO. 47-94-S-0222-100
Other IDWR No 208-733-5791

2. OWNER:

Name Lough Miller Inc.
Address 3170 Hwy 93
City Idaho Falls State Id Zip 83401

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written locationTwp. 12 North ☐ or South ☒
Rge. 16 East ☒ or West ☐
Sec. 12 SE 1/4 SE 1/4 SE 1/4
Gov't Lot _____ County Twin Falls

Address of Well Site _____

(Give at least name of road + distance to Road or Landmark)

City Idaho Falls
Lt _____ Bldg. _____ Sub Name _____

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____5. TYPE OF WORK Deepen☐ New Well ☒ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		

Was drive shoe used? ☐ Y ☒ NWas drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material

Casing ☐ Liner ☐☐ ☐ ☐ ☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

426 ft. below ground Artesian pressure _____ lb.Depth flow encountered _____ ft. Describe access port or control devices: Steel plate

11. WELL TESTS:

☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Pumping Level	Time
<u>1200</u>	<u>480'</u>	<u>510'</u>	<u>4 hr</u>

Water Temp. -85° Bottom hole temp -85°

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
<u>12</u>	<u>276</u>	<u>276</u>	<u>ISI</u>		
<u>12</u>	<u>276</u>	<u>281</u>	<u>Broken</u>		
<u>12</u>	<u>281</u>	<u>344</u>	<u>Red Ash + Talc</u>		
<u>12</u>	<u>344</u>	<u>429</u>	<u>ISI</u>		
<u>12</u>	<u>429</u>	<u>509</u>	<u>Red + ISI Ash</u>		
<u>12</u>	<u>509</u>	<u>518</u>	<u>ISI</u>		
<u>12</u>	<u>518</u>	<u>522</u>	<u>Broken + Cinders</u>		
<u>12</u>	<u>522</u>	<u>620</u>	<u>ISI</u>		
<u>12</u>	<u>620</u>	<u>771</u>	<u>RyLite Hard</u>		
<u>12</u>	<u>771</u>	<u>782</u>	<u>Broken + Tan Talc</u>	X	
<u>12</u>	<u>782</u>	<u>811</u>	<u>RyLite very Hard</u>		
<u>12</u>	<u>811</u>	<u>814</u>	<u>Broken + Talc</u>	X	
<u>12</u>	<u>814</u>	<u>849</u>	<u>RyLite Hard</u>		
<u>12</u>	<u>849</u>	<u>856</u>	<u>Broken lots of Talc</u>	X	
<u>12</u>	<u>856</u>	<u>950</u>	<u>RyLite Hard</u>		
<u>12</u>	<u>950</u>	<u>957</u>	<u>Broken + Talc loose Cinders</u>	X	
<u>12</u>	<u>957</u>	<u>1018</u>	<u>RyLite Hard</u>		
<u>12</u>	<u>1018</u>	<u>1026</u>	<u>Very Broken + Talc</u>	X	
<u>12</u>	<u>1026</u>	<u>1030</u>	<u>RyLite very Hard</u>		

RECEIVED NOTE: previous drill permit
APR 24 1995 47-92-S-0015-000 D.W.

Department of Water Resources

RECEIVED

MAR 02 1995

Department of Water Resources
Southern RegionCompleted Depth 1030 (Measurable)
Date: Started 2-8-93 Completed 2-24-95

13. DRILLER'S CERTIFICATION

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

Firm Name Eaton Drilling Firm No 26Firm Official [Signature] Date 3-2-95and Supervisor or Operator [Signature] Date 3-1-94

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES



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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 31, 1995

Loughmiller Farms Inc
3170 Hwy 93
Twin Falls ID 83301

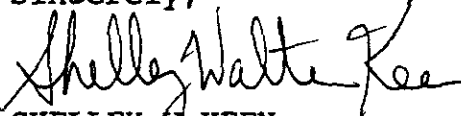
RE: Permit No. 47-08238

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Amendment submitted in connection with the above referenced permit.

If you have any questions concerning this document, please feel free to contact us.

Sincerely,


SHELLEY W KEEN
Water Rights Supervisor

SK:rl

Enclosure

APR 13 1995

DATE: 03/07/95
PAGE: 1

- 26A - 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.
- 01C - A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 051 - Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
- 052 - Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
- 053 - The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any

WR0749NP
No. B47-08238

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/07/95
PAGE: 2

Conditions of Approval:

- requirement as determined to be appropriate.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.
- 46B - Construction of the well must comply with Idaho well
- construction standards.
- 01W - After specific notification by the department, the right holder
- shall install a suitable measuring device or shall enter into an
- agreement with the department to determine the amount of water
- diverted from power records and shall annually report the
- information to the department.

Dates: App. Received: 05/08/1990 Priority Date: 05/08/1990
Proof Due Date: 07/01/1996 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 12/30/1994 User-ID: MBALDWIN Subject: AMENDMENT
App. for Amendment filed on 12/22/94 proposes to change point of
diversion.

Audit: 12/30/94 MBALDWIN

AMENDMENT OF PERMIT REVIEW

Reviewed by Cindy Zimmerman

on 3/7/95

Outside ESPR aquifer

PERMIT NO. 47-8238

NAME Laughmiller Farms Ad OK? No *forget to adv. these p/d.*

TYPE:

A = AMENDED E = CHANGE N/U I = CHANGE P/D & P/U
B = CHANGE P/D F = CHANGE Per/U J = ADD P/D & CHANGE P/U
 C = ADD P/D G = OTHER
 D = CHANGE P/U H = CHANGE P/D & + P/D

AREA OF CONCERN: ESRP Mor GWMA Trust/Non-trust

B/U PROOF DUE DATE: 7/1/96 Submitted? Yes/No Due -6 months? Yes/No

SURFACE WATER: <flow chart>

In Water District - 005; WD No. _____
 + 0.2 cfs - 01J
 - 0.2 cfs - 01H
 Not in WD; +0.2 cfs - 01M
 -0.2 cfs - No MD

GROUNDWATER: <flow chart>

+ 0.2 cfs - 01M
 - 0.2 cfs - No MD
 Drilling Permit - Included? No. _____
 - Not included? 046-46A(100)-46B
 - NA

LOCATION:

Swan Falls Flag - 7 (1, Blank or Other)
 Trust - ~~051-052-053~~ (Consumptive Uses); NA
 Non Trust <1> - 048-049; NA *on permit*

RIVER BASINS (Surface Water)

Boise (63) - 05A & 11E, N/A
 Payette (65) - 047 (Payette Lake), 064 (consump. use), NA
 Snake (01, 02 & 03) - 11A (01), 061 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 06A/09E/010 (WQ/Choose One), 042-002,
 - 07A (Spec.), 044 (Policy 5G)
 Power - _____ (Use Power Review)
 Mining - 06A/010/09E (WQ) & 054 (req.)
 Storage (3 comp?) - 18A (multi MD in WD), 18B (+10' dam)
 Domestic - 021 (Boise R + L Peak), 064 (Payette R)

NON LAND OWNER

- 004

PROTEST AGREEMENT

- 020

Recommended conditions same as on the permit or subsequent amendment(s)
 to the permit? Yes _____ Yes + cond _____ No _____

Conditions of Approval: Standard, 46B, 01M
 (do not include any conditions already on permit)

Comments _____

State of Idaho
Department of Water Resources

RECEIVED
FEB 03 1995

AMENDMENT ANALYSIS SHEET

Department of Water Resources

INITIAL REVIEW BY MTS

Right Number 47-08238 Applicant Loughmiller, Inc

Purpose of Amendment: ☐ Change point of diversion. ☒ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☐ Other _____

CHECK:

☒ Description of amended point(s) of diversion.

☒ Amount, nature and period of use. If increased, delay date of priority.

☒ Description of amended places of use. If expanded, delay date of priority.

☒ Ownership of point of diversion and place of use. *OK per Army at TF Cnty Assessors office.*

☒ Stream index information (reverse).

☒ Map.

☒ Signature (must be permit holder).

☒ Fee.

☒ Existing water rights from the same source, amended place of use.

☒ Right number(s) _____

☒ Yes ☐ No Should amendment be advertised?

☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received.

☒ Amendment published correctly. — Yes

☒ Protests processed. — None

☒ Approve

☐ Deny.

Conditions Same as permit

By Adm Date 1/31/95

STATE OFFICE PROCESSING.

☒ Amendment correct and complete. By CJ Date 3/7/95

☒ Approved copy sent to applicant and to Region. By an Date 3/31/95

LEGAL NOTICE

NOTICE OF AMENDMENT TO A WATER PERMIT NO. 47-08238

Notice is hereby given that LOUGH MILLER FARMS, INC., 3170 HWY 93; TWIN FALLS, ID 83301 has applied to the Department of Water Resources to change the point of diversion and add a point of diversion to the following described water right.

WATER RIGHT AS RECORDED:

Permit No. 47-08238

Source: groundwater

Priority: 5/8/1990

Amount: 4.0 cfs

Use: irrigation (3/15-11/15)

Point of Diversion:

SENWSE, S12, T12S,

R16E; Twin Falls County.

Place of Use: 595 acres

within NENE, S1/2NE,

NW, SW, SE, S12, T12S,

R16E.

WATER RIGHT TO BE

CHANGED AS

FOLLOWS:

Point of Div: NENWSE,

SESESE, S12, T12S,

R16E; Twin Falls County

Any protest against

approval of the proposed

amendment water right

application must be filed

with the Director, Idaho

Department of Water

Resources, 222 Shoshone

Street East, Twin Falls,

ID 83301 together with a

protest fee of \$25.00 on or

before January 30, 1995.

The protestant must also

send a copy of the protest

to the applicant.

R. Keith Higginson,

Director

Published in the Times
News on 1/12 & 1/19/95.

Affidavit of Publication

STATE OF IDAHO }
COUNTY OF TWIN FALLS } SS.

No 26735

I, Linda Capps Tappin being first duly sworn upon oath, depose and say that I am Print Clerk of the TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive 12-22-95, commencing with the issue dated January 12, 19 95, and ending with the issue dated January 19, 19 95.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published, and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 19 day of January in the year of 1995, before me,

a Notary Public, personally appeared Linda Capps Tappin, 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.

Linda Capps Tappin
Notary Public for Idaho

Residing at Twin Falls, Idaho.

My commission expires 5/17/2000

RECEIVED

23 1995

Water Resources
ern Region

OK MB
1/25/95

APR 13 1995

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	
26735		343	01/19/95	
INDEXING TERM				
#47-08238				
START DATE		TELEPHONE NO.		
1/12/95		736-3033		
LINES/WORDS	TIMES	RATE	NET AMOUNT	GROSS AMOUNT
61	2		43.92	43.92
AFFIDAVI			2.00	2.00
PAY THIS AMOUNT			45.92	45.92

GROSS AMT DUE AFTER 02/03

RETURN THIS PORTION WITH YOUR REMITTANCE

26735

4592

THIS SPACE FOR ADDRESS ONLY

IDAHO WATER RESOURCES

222 SHOSHONE ST E
 TWIN FALLS

ID
 83301

APR 13 1995

**N O T I C E O F
AMENDMENT TO A
WATER PERMIT
NO. 47-08238**

Notice is hereby given that
**L O U G H M I L L E R
FARMS, INC., 3170
HWY 93; TWIN FALLS,
ID 83301** has applied to
the Department of Water
Resources to change the
point of diversion and add
a point of diversion to the
following described water
right.

**WATER RIGHT AS
RECORDED:**

Permit No. 47-08238

Source: groundwater

Priority: 5/8/1990

Amount: 4.0 cfs

Use: irrigation (3/15-11/15)

Point of Diversion:

SENWSE, S12, T12S,

R16E; Twin Falls County.

Place of Use: 595 acres
within NENE, S1/2NE,
NW, SW, SE, S12, T12S,
R16E.

**WATER RIGHT TO BE
C H A N G E D A S
FOLLOWS:**

Point of Div: NENWSE,

SESESE, S12, T12S,

R16E; Twin Falls County

Any protest against
approval of the proposed
amendment water right
application must be filed
with the Director, Idaho
Department of Water
Resources, 222 Shoshone
Street East, Twin Falls,
ID 83301 together with a
protest fee of \$25.00 on or
before January 30, 1995.
The protestant must also
send a copy of the protest
to the applicant.

R. Keith Higginson,
Director

Published in the Times
News on 1/12 & 1/19/95.

1
2

1/12/95



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

January 3, 1995

R. KEITH HIGGINSON
Director

TIMES NEWS
PO BOX 548
TWIN FALLS ID 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

NOTICE OF AMENDMENT TO A WATER PERMIT
NO. 47-08238

Notice is hereby given that LOUGHMILLER FARMS, INC., 3170 HWY 93; TWIN FALLS, ID 83301 has applied to the Department of Water Resources to change the point of diversion and add a point of diversion to the following described water right.

WATER RIGHT AS RECORDED:

Permit No. 47-08238
Source: groundwater
Priority: 5/8/1990
Amount: 4.0 cfs
Use: irrigation (3/15-11/15)
Point of Diversion: SENWSE, S12, T12S, R16E; Twin Falls County.
Place of Use: 595 acres within NENE, S1/2NE, NW, SW, SE, S12, T12S, R16E.

WATER RIGHT TO BE CHANGED AS FOLLOWS:

Point of Div: NENWSE, SESESE, S12, T12S, R16E; Twin Falls County

Any protest against approval of the proposed amendment water right application must be filed with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before January 30, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Published in the Times News on 1/12 & 1/19/95.

APR 13 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 30, 1994

R. KEITH HIGGINSON
Director

ATTN WILLIAM J LOUGHMILLER
LOUGHMILLER FARMS INC
3170 HWY 93
TWIN FALLS ID 83301

Re: Application for Amendment, 47-08238

Dear Mr. Loughmiller:

The Department of Water Resources acknowledges receipt of your application for amendment of a permit.

This office has scheduled advertising the application in the Times News on 1/12 & 1/19/95. 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. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

Mel Schulte
Sr. Water Resource Agent

MS:MB

APR 23 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: LOUGHMILLER INC.
Address: 3170 HWY. 93
TWIN FALLS ID 83301

O 208-733-5761

2. Proposed Well Location: Township 12S, Range 16E, Sec. 12, SESESE
TWIN FALLS County

3. Proposed Use of Well: Domestic

The use of water for homes, organization camps, livestock and for any other purpose in connection therewith, including irrigation for up to .5 acres of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

4. Well Construction Information:

- A. Deepen
 - B. Proposed Surface Diameter 14 In. Proposed Maximum Depth 1000 Ft.
 - C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)
- (NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 12/26/1994

6. Anticipated Well Driller: ELSING DRILLING & PUMP CO INC (No. 0031)
NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature *William H. Miller* Date 12-22-94
Title Pres
(Owner, Firm Representative, Other)

Fee \$ 35⁰⁰ Received by *[Signature]* No. 5017631 Date 12-22-94

(Continued)

RECEIVED
APR 13 1995

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This permit is **APPROVED**

Date: 12/22/1994

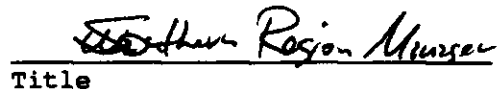
If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If the bottom hole temperature of 85 Degrees F (29.44 oC) or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 ~ 55-2210 requires the applicant and/or his contractors to contact "Digline" (Dig Line is locator service for area 12D, Southern Idaho: 1-800-342-1585, 12A Palouse Empire 1-800-822-1974 12B Nez Perce & Lewis Co.: 1-800-424-5555, 12C Panhandle 1-800-428-4950) not less than 3 working days prior to the start of any excavation for this project.



Signature of Authorized Dept. Representative



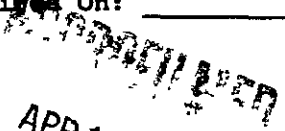
Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____

Expires On: _____


APR 13 1995

TO: FILE

DATE: 12-22-94

FROM: JIM STANTON

SUBJECT: DRILL PERMIT 47-94-S-0222-001

This permit was approved for deepening of an existing well in the hopes of finding more water. The well is permitted for irrigation under 47-08011A, for which proof of beneficial use has been filed. The owner stated that the well produces only about 100 gpm at its present depth. This is not enough to make the well usable for irrigation. A second permit, 47-08238, is good for another 18 months; an amendment has just been filed to add this second well as a point of diversion for irrigation in order to allow the development of additional flow. Rather than wait for the amendment to be approved, the owner wants to start drilling next week because a driller is available. I told him that an additional \$165. will be due if this well is used for irrigation. If insufficient water is found, this well will probably be used only for stockwater. Mark Slifka has OK'd this. I forgot to have the owner complete the exemption form needed for domestic wells over 6" casing diameter, so I hope this memo is sufficient.

APR 18 1995

ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 47-08238 Reviewed by [Signature] Date 5-18-94

BASIC INFORMATION

5-10-94 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? Requested?
Is delay by a government agency?
Is supporting documentation needed to complete the file? Requested?
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Recommend extend to July 1, 1996 for due diligence

PRIORITY CALCULATION

Date extension received		=	
Proof due date		=	
Number of days late		=	
Priority date		=	
New Priority Date		=	

DATA ENTRY

New Address _____
Change Proof Due Date 7-1-96
Change Priority Date _____

May 19, 1994

Loughmiller Inc.
3170 Hwy 93
Twin Falls, ID 83301

RE: Permit No. 47-08238

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to July 1, 1996. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

APR 13 1995

April 30, 1994

LOUGHMILLER FARMS INC.
RT. 1 3170 HWY. 93
TWIN FALLS ID 83301

PROOF DUE NOTICE

RE: PERMIT NO. 47-08238

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 July 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.

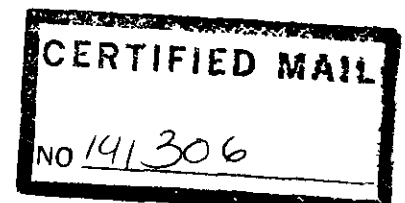
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

3 395



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

USE TYPEWRITER OR
BALLPOINT PEN

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 Bill Loughmiller
Address Rt # 1 3170 Hwy 93
Drilling Permit No. 47-92-5-015
Water Right Permit No. 47-8238

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 Diameter From To
.250 inches 12 3/4 inches + 1 feet 57 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ 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 0 feet to 57 feet

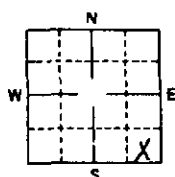
Surface seal depth _____ Material used in seal ☒ Cement grout
☐ Bentonite ☐ Puddling clay ☐ _____

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 No Port

6. LOCATION OF WELL - 26 N 2700 E

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. APR Block No. _____

County Twin Falls

SE 1/4 SE 1/4 Sec 12, T. 12 S. ☒ R. 16 W ☐

7. WATER LEVEL

Static water level 104 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ psi.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature cold °F Quality good
Describe artesian or temperature zones below

8. WELL TEST DATA Not Tested

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
16	0	15	Alluvium		x
16	15	25	gravely sand		x
16	25	40	sandy clay		x
16	40	45	brown clay		x
12	45	62	lava brown cinders		x
11	62	65	brown cinders		x
11	65	70	black lava		x
11	70	75	brown cinders		x
11	75	90	brown cinders clay		x
11	90	120	brown cinders		x
11	120	125	sand stone brown cinders	x	
11	125	128	siltstone grey	x	
11	128	142	basalt grey hard v.h.	x	
11	142	154	basalt grey hard v.h.	x	
11	154	155	basalt black v.h.	x	
11	155	160	cinders red v.h.	x	
11	160	165	basalt black v.h.	x	
11	165	173	basalt black broken v.h.	x	
11	173	185	cinders red	x	
11	185	186	basalt brown	x	
11	186	198	cinders red	x	
11	198	203	basalt black	x	
11	203	213	cinders red	x	
11	213	217	basalt black brokenw/clay	x	
11	217	221	basalt black hard	x	
11	221	222	basalt black broken	x	

RECEIVED

NOV 16 1992

Department of Water Resources
Southern Region Office

10.

Work started 2/17/92 finished Not Finished

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 Kohtz Drilling Firm No 493

Address 1135 Valley Rd S Date Nov. 1, 1992

Signed by Drilling Supervisor [Signature]
and

(Operator) _____
(If different than the Drilling Supervisor)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 18, 1991

LOUGHMILLER FARMS INC.
RT. 1 3170 HWY. 93
TWIN FALLS, ID 83301

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08238

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.

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.

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

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.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people with the state.

AUG 05 1991

Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

05 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 47-8238/Trust Water Processing

DATE: 6-28-91

The above application is a trust water filing which has been processed sequentially with other trust water filings.

Review of the application indicates that this is a supplemental groundwater filing. All of the acreage under the filing appears irrigated in a 1984 NHAP aerial photo. The applicant indicates that there are canal shares appurtenant to the same land. Acreage under the filing will not count as trust acres but all other trust conditions are applicable.

MICROFILMED

AUG 05 1991

APPLICATION FOR PERMIT REVIEW

Application #: 47-8238
Date: 6-24-91

Reviewer: Pam Skaggs

Existing:

☒ No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

☒ GT. 0.2 cfs - 01G-P03, 01C-P03 (existing well)
LT. 0.2 cfs - N/A

Drilling Permit:

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

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
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
☒ Swan Falls Flag - 7 (1, Blank or Other)
☒ Trust - 051-052-053-P74 (Cons.), 041 (DCMI, w/Irr
Non Trust - 048-049 or Irr & Dom)

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 or 010, 09E-P10 & 054(req.)
Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
Rec. & Aesthetic - 027(Non-Consumptive)
Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

AUG 05 1991.

☒ Beneficial Use Due Date: - 07-01-1994
Other Conditions Recommended 4, 5, 3 Data needed/waive as supplemental water

Corporate officer needed/Received 7-11-91 filing.

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4708011	LOUGHMILLER FARMS INC. A		GROUNDWATER	12S	16E	12					40	40	40	40	40	40	40	40					320
4708011	LOUGHMILLER FARMS INC. A		GROUNDWATER	12S	16E	12	40				40	40	40	40	40	40	40	40	40	40	40	35	595
4708238	1986 MAPPING DATA ---	-	COUNTY 83 QUAD CC 22	12S	16E	12	28	28	40	28	38	40	42	38	41	41	42	39	34	37	42	32	590

P/O = $\frac{SE}{4}$ NWSE sec 12
 1250 acreage

1984 photo confirms IRRIG of all of W 1/2 except $\approx$ 12 ACRES
 '84 photo shows 2 center pivots in W 1/2.

Count 12 ACRES AS TRIST ACRES

47-8238 - 1984 WHAP Review 6/28/91

SE 1/4 = IRRIGATED APPROX 155 ACRES

S 1/2 NE = IRRIGATED $\approx$ 80 ACRES

NE NE = IRRIGATED 40 ACRES.

All supplemental & IRRIG prior to 10/1/84

AUG 05 1991

RECEIVED

APR 15 1991

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
State Office
1301 North Orchard St.

Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

APRIL 24, 1991

Times News
P.O. Box 548
Twin Falls, ID 83301

Dear Legal Dept.:

Enclosed you will find legal notices 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 MAY 20, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED

AUG 05 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

47-08238

LOUGHMILLER FARMS INC.
RT. 1, 3170 HWY. 93
TWIN FALLS, ID 83301

Source: GROUNDWATER

Diversion Pt: SENWSE Sec 12 T 12S R 16E

Use: IRRIGATION (4.000 CFS)
Total Diversion: (4.000 CFS)

Date Filed: 5/ 8/ 1990

In: T12S R16E S12	NENE	SWNE	SENE	NENW
	NWNW	SWNW	SENW	NESW
	NWSW	SWSW	SESW	NESE
	NWSE	SWSE	SESE	

595.0 ACRES TOTAL

Permits 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 public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, Statehouse Mail, Boise, Idaho 83720 on or before MAY 20, 1991.

R. KEITH HIGGINSON, Director

Published 5/ 2/1991 & 5/ 9/1991

AUG 05 1991

RECEIVED

APR 19 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 47-8238

Department of Water Resources

INSTRUCTIONS: IF YOU ARE NOT INTERESTED IN HAVING THE APPLICATION PROCESSED, PLEASE COMPLETE AND RETURN THE ENCLOSED WITHDRAWAL FORM.

IF YOU WISH TO HAVE THE APPLICATION PROCESSED, PLEASE ANSWER THE FOLLOWING QUESTIONS AS THOROUGHLY AS POSSIBLE. FAILURE TO RETURN EITHER THE WITHDRAWAL FORM OR QUESTIONNAIRE IS CAUSE FOR THE DEPARTMENT TO VOID THE APPLICATION.

1a. Are you the current owner of the land or place of use described under this application? Yes X No

b. If you are not the property owner, please describe the arrangement enabling you to develop the proposed project.

2a. Has the source of water listed on this application been used to irrigate any of the land described under this same application prior to October 1, 1984? Yes X No

b. If yes, please describe the extent of development and number of acres irrigated. (Note: Uses developed after October, 1984 are considered trust water diversions and may be subject to certain conditions. You may be asked to verify uses established prior to October, 1984.)

Development is a well 400 ft deep pumping 30"
would like to increase amount 3200

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984.

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete.

5. If the permit is a supplemental filing please identify other water rights which are used on the same land.

Salmon Falls Canal Co

Use the reverse side of this form if you wish to add any comments. You may mark changes on the enclosed application to designate any proposed amendments. (Note: Proposed changes which result in an expansion of use will not be considered by the department.)

I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in voiding of the application.

Applicant William J. Loughlin

Date 4-18-91

AUG 05 1991



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 10, 1991

RE: APPLICATION FOR PERMIT NO. _____

Dear APPLICANT:

Due to the Swan Falls litigation and subsequent backlog of pending applications, Department approval of the enclosed application may have been delayed. The Department is presently reviewing your application and may authorize the proposed development.

The purpose of this letter is to determine: (1) if you are still interested in developing the project, and (2) the extent of development, if any, that has already occurred under the application. Enclosed are two forms requesting information which will help the Department expedite the processing of the application.

1. If you have abandoned or have no interest in continuing with your plans for development of the project, please complete the enclosed withdrawal form and return it to the Department. If you request a withdrawal of the application and the application was not previously advertised, the department will refund your original filing fee.

2. If you wish to continue with your proposed development plans, or have completed all or a portion of the proposed development before October 1, 1984, then you must complete and return the enclosed questionnaire. You may use the questionnaire and enclosed application to make any comments &/or amendments concerning the application. Your completion of the questionnaire will expedite processing and help the department determine if the water diverted under the application is public water or trust water. Approved trust water applications may be subject to additional conditions.

Failure to return either of the above forms within thirty (30) days of the date of this letter is cause for the Department to void the application.

Please be further advised that if any undeveloped portion of your proposed project is greater than 200 acres, or if the application proposes diversion of more than 5.0 cfs, the department will issue a notice requesting additional information as required by Water Appropriation Rule 4,5. (copy enclosed). In particular, rules 4,5,3. through 4,5,3,5. apply to your project if it is more than 200 acres. If necessary, the rule 4,5. information notice will be sent to you after you return the questionnaire.

MICROFILMED

AUG 05 1991

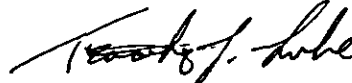
Page 2

If you have questions concerning the content of this letter or about completing the forms, please contact Tim Luke at the address below or by calling directly at 327-7864. The enclosed forms and all other relative information must be returned within thirty (30) days to:

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720-9000
Attn: Tim Luke

Please note that a copy of your application is enclosed. The application number is also shown on the enclosed questionnaire.

Sincerely,

A handwritten signature in dark ink, appearing to read "Tim Luke", with a stylized flourish at the end.

TIM LUKE
Sr. Water Resource Spec.

Enclosures

AUG 05 1991

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DR DATE 5/30/90 APPLICATION NUMBER 47-08238

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 and/or volume)
☒ County
☒ Quantity (flow and/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 5/8/90

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 groundwater 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 trust water 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

SWAN FALLS HOLD? YES

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Names and

addresses of company

Officials
Date Requested _____

PROCESSING ☒ Yes ☒ No In form for advertising
☒ Yes ☒ No Statewide advertising
☒ Yes ☒ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ☐ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ 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 & paper, recorded on application
☐ Yes ☐ No Protests received
Final date for protest _____
☐ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☐ No Recommendations attached
☐ Yes ☐ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what Dist. _____
☐ Yes ☐ No Special conditions of approval or cover letter below. _____

_____ See below for additional information
Date of priority recommended _____
By _____ Date _____

STATE OFFICE REVIEW

_____ See below for additional information
By _____ Date _____

ADDITIONAL INFORMATION

*Salmon River Canal Co shares
and application 47-88011 Filed in 1985
for 320 ac in W 1/2*

LOCAL PUBLIC INTEREST

Comments received from:

____ City	____ Idaho Fish & Game	____ Irrigation District
____ County	____ Idaho Health & Welfare	____ Canal Company
____ Reservations	____ Division of Environment	____ Other _____

Project impacts/implications report

COMMENTS

01-Jun-1990

LOUGHMILLER FARMS INC
WILLIAM J LOUGHMILLER PRESIDENT
RT 1 3170 HWY 93
TWIN FALLS ID 83301

Re: Application for permit No. 47-08238

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.

Because your application proposes to appropriate water which has been identified as "trust water" in the Swan Falls agreement, it will be processed under rules and regulations for water appropriation that have been adopted as required by law.

Under the rules, applications will be processed at a rate which allows development of 20,000 acres per year. The oldest applications will be processed first, provided that applicants are willing and able to proceed.

For this reason, it is not possible to estimate at this time when action will be taken on your application.

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

Very truly yours,

Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

MICROFILMED

AUG 05 1991