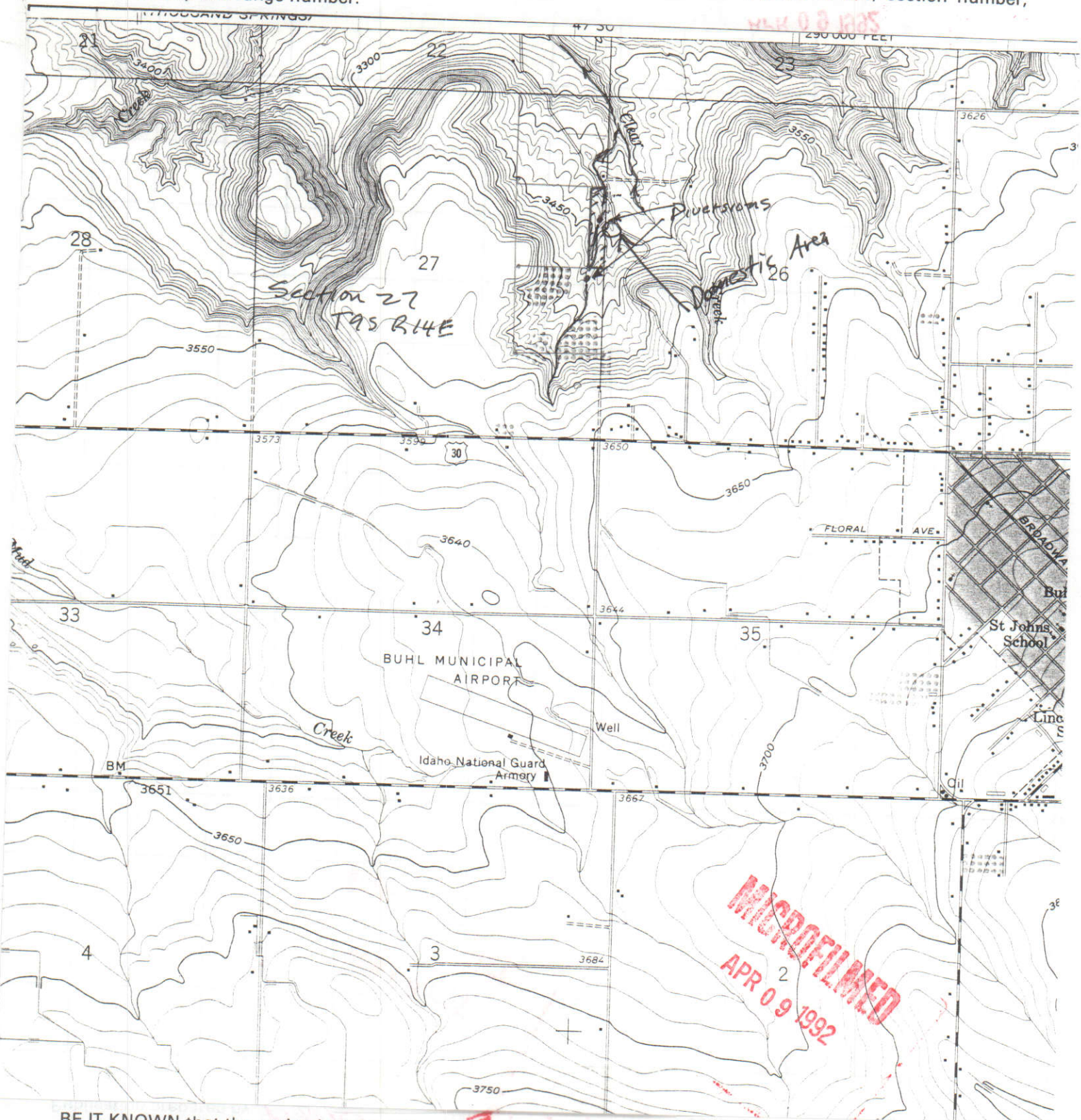


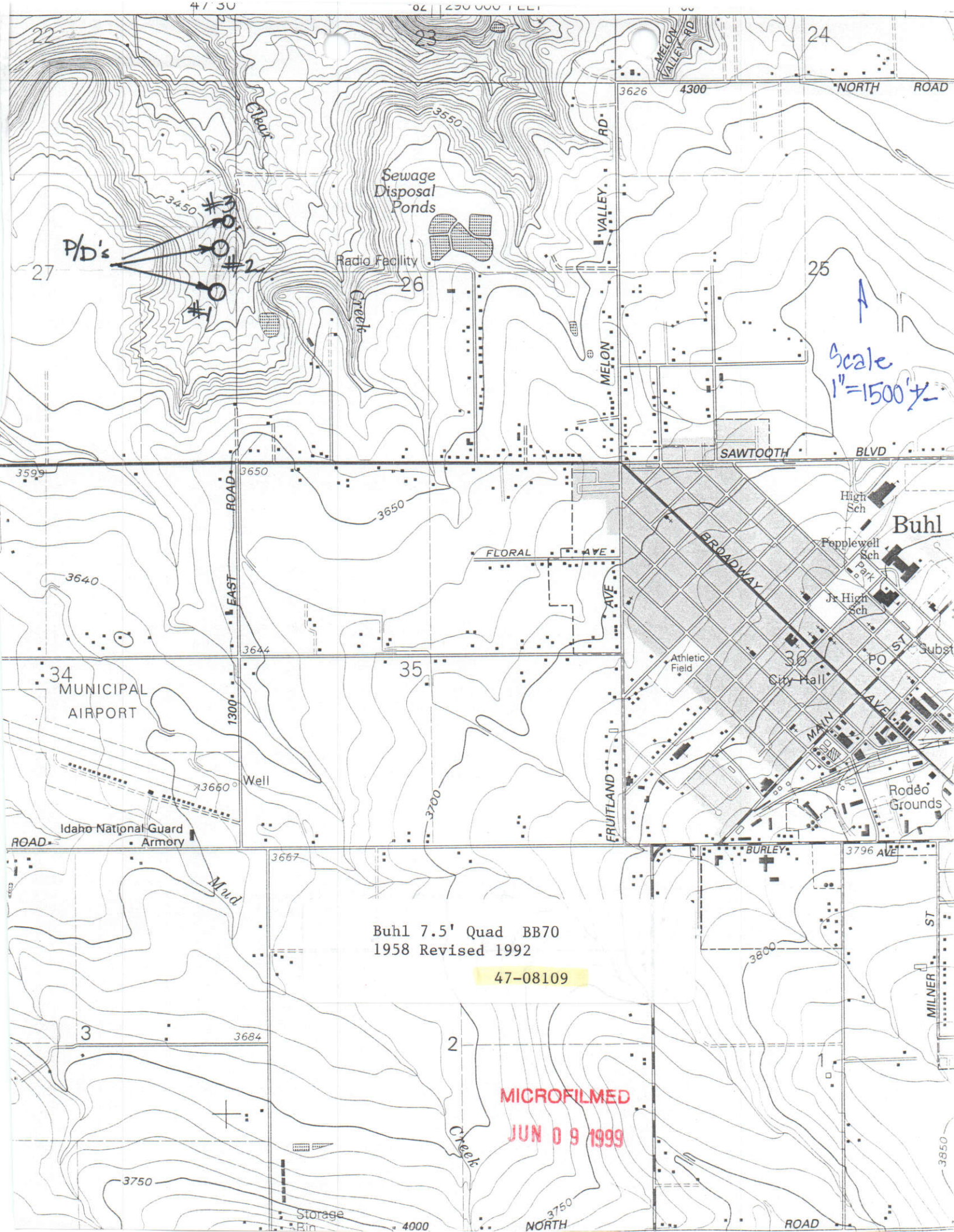
47-8109

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



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.

Brynnell Lyon
(Applicant)
Selen Lyon



T162
325

22 23
27 26

47-13321

T99
283

#3

IP

#2

IP

#1

47-08109



Irr. pasture
47-08109
(15 January 1999)



P.O.I.

47-04027, -04100, -04463

Scale 1"=400'

27 26
34 35

1300 E

1992 MSCS Flight
Ptn Sec 26/27, T9S, R14E
Lyon Helen
" Tom (son) 47-08109

1/3



Horse



MICROFILMED

JUN 09 1999

Examiner: Satterlee
15 Jan 1999 1400 hrs.
Lyon, Tom
47-08109



PHOTO LOOKING N'LY

MICROFILMED

JUL 09 1999

Examiner: Satterlee, G.
15-Jan-1999 1400hrs.

Lyon, Tom

47-08109



30ft. S. of NENESEA P/D #1
* Measurement taken here

PHOTO LOOKING S'LY



PHOTO LOOKING N'LY

REPROFILMED

NOV 09 1999

Examiner: G. Satterlee

16 Jan 1999 1400 hrs

lyon, Tom

47-08109



fnc line

3/3

PHOTO FROM RD.
LOOKING S'LY

State of Idaho
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY
Amt. of Fee \$25.00
Date 5/12/99
Receipt No. 5022130
Receipt by AL-

ASSIGNMENT OF [REDACTED] PERMIT

To change the ownership of an application for permit

RECEIVED

MAY 19 1999

Department of Water Resources

I, Helen & Russel Lyon hereby assign to Tom Lyon
of 4258N. 1360E. Buhl, ID 83316
(Applicant) (Full Address)

All my right, title, and interest in and to Application for Permit
No. 47-08109 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

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

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

Made this 3rd day of May, 1999

Helen Lyon
Applicant(s)

State of Idaho

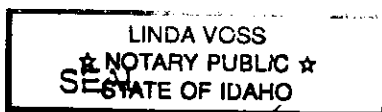
County of Twin Falls ss

RECEIVED

MAY 11 1999

Department of Water Resources
Southern Region

On this 3rd day of May, 1999 personally appeared before me the
signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



RESIDING AT BLHL, ID
MY COMMISSION EXPIRES 2/22/04

Linda Voss
Notary Public

Tom Lyon
Signature

MICROFILMED

My commission expires: 2/22/04

JUN 09 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 47-08109

Proposed Priority: December 27, 1988 Maximum Diversion Rate: 0.19 CFS

This is to certify, that **HELEN LYON**
RUSSELL LYON
RT 3 BOX 303
BUHL ID 83316

has applied for a permit to appropriate water from:

UNNAMED STREAM tributary of **CLEAR CREEK**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.15 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.19 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESENE , Sec. 27, Township 09S, Range 14E
NENESE , Sec. 27, Township 09S, Range 14E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S 14E 27	SENE 5			5

Total number of acres irrigated: 5

PLACE OF USE: DOMESTIC

<u>TWN RGE SEC</u>
09S 14E 26

SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1993.
2. Subject to all prior water rights.
3. 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.
4. 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.
5. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

APR 09 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

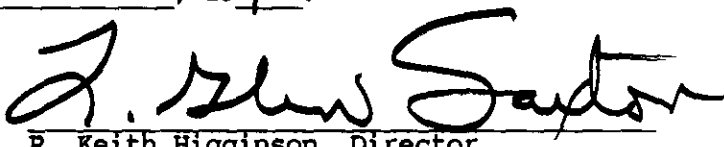
NO. 47-08109

CONDITIONS/REMARKS:

6. 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.
7. Domestic use is for 1 home.

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

18th day of March, 1992

for 
R. Keith Higginson, Director

APR 19 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 47-08109

To appropriate the public waters of the State of Idaho

1. Name of applicant Russell Lyon &/or Helen Lyon Phone 543-5507
Post office address Rt 3 Box 303 Buhl ID 83316

2. Source of water supply Unnamed stream which is a tributary of Clear Creek
1/2 (2 pts.)

3. Location of point of diversion is NE 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____
Sec. 27 Township 9S Range 14E B.M. Two Falls County; additional
points of diversion if any: NE 1/4 NE 1/4 SE 1/4

4. Water will be used for the following purposes:

Amount 0.15 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
1/2 Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.19 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Earth Dams & ditches
1/2 (small ditch pump for domestic yard watering)

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 _____ inches; proposed depth of well is _____ feet.

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

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

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. Irrig of lawn around house by ditch pump
- 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	
95	14E	27				5													5
H. 1		26							D										

Total number of acres to be irrigated 5

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

- Who owns the property at the point of diversion? Applicant (Lower diversion) Cell Lyon estate (upper diversion)
- Who owns the land to be irrigated or place of use? Applicant.
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

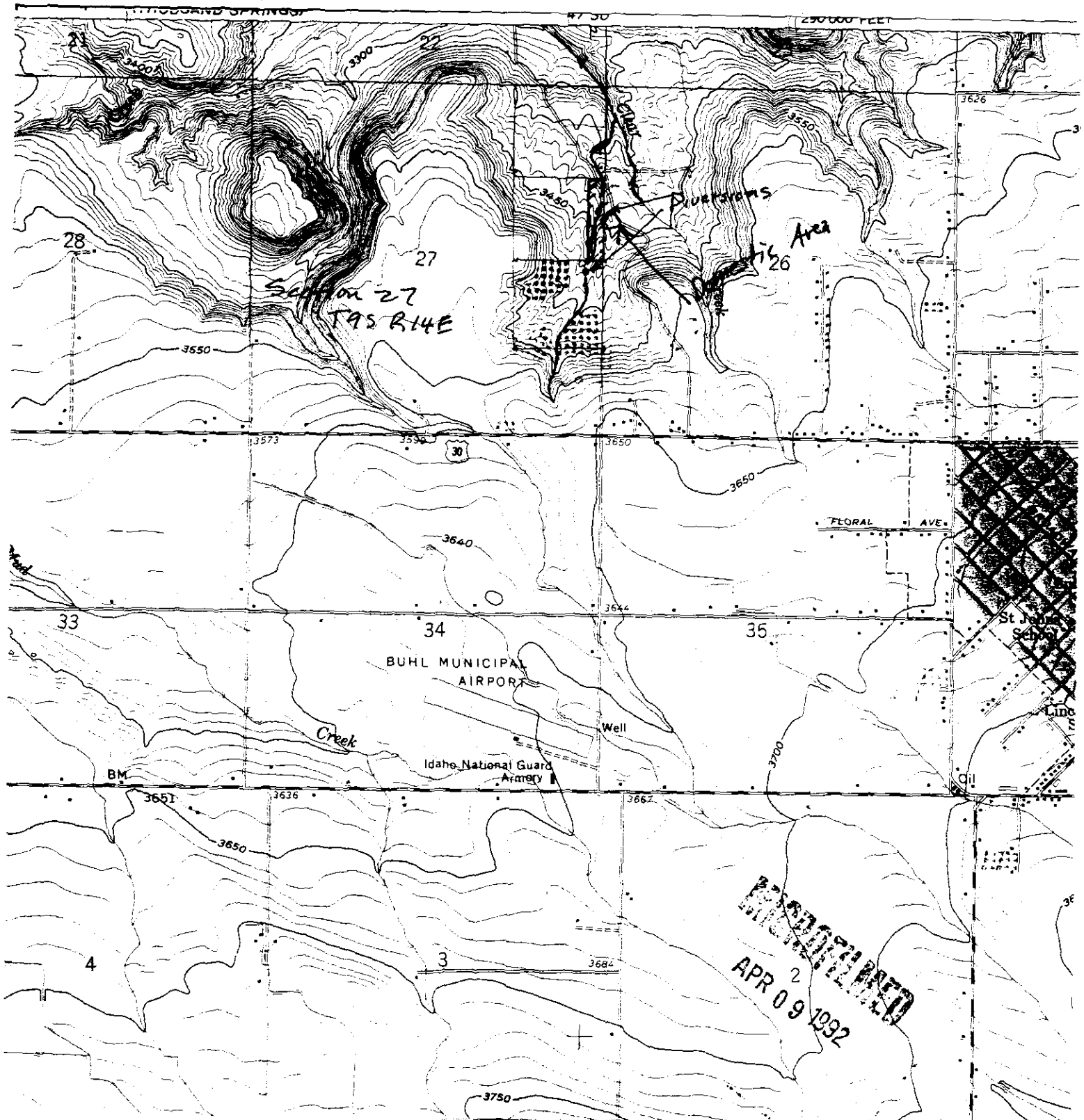
12. Remarks: Land was leveled & water applied in 1986

RECEIVED

APR 09 1992

47-8109

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



BE IT KNOWN that the undersigned hereby make application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Byrrell Lyon
(Applicant)
Kelen Lyon

A-numbered 12/27/1988
Received by M. Baldwin Date AUG 26 1988 Time 3:46 pm Preliminary check by _____
Fee \$ 30⁰⁰ Received by M. Baldwin # 5001798 Date AUG 26 1988
Publication prepared by B. L. M. Date 1-6-92 Published in Times News
Publication approved [Signature] Date 2-4-92

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:

MICROFILMED
APR 09 1992

RECEIVED

FEB 03 1992

No 23175

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS } SS.

I, Linda Capps McBeure being first duly sworn upon oath, depose and say that I am Bruce 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 16, 1992, and ending with the issue dated January 23, 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 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 37 day of January in the year of 1992, before me, a Notary Public, personally appeared Linda Capps McBeure, 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

NOTICE OF
APPLICATION FOR
TRUST WATER RIGHT

47-07999
TAYLOR, JOYCE
353 7th AVE. E
TWIN FALLS, ID 83301
Source: GROUNDWATER
Diversion Pt: SENE Sec
21 T 10S R 16E TWIN
FALLS County.
Use: IRRIGATION (.400
CFS)

Total Diversion: (.400
CFS)

Date Filed: 5/14/1985
In: TWIN FALLS Coun
T10S R16E S21 SENE
20.0 ACRES TOTAL

47-08019
DOSHIER, VERNON E
DOSHIER, PATRICIA M
RT 2 BOX 5804
TWIN FALLS, ID

833010000
Source: GROUNDWATER
Diversion Pt: NWSWSW
Sec 14 T 10S R 16E in
TWIN FALLS County.
Use: IRRIGATION (.760
CFS)

Total Diversion: (.760
CFS)

Date Filed: 11/05/1985
In: TWIN FALLS Coun
T10S R16E S14 SWSW
38.0 ACRE TOTAL

47-08109
LYON, RUSSELL
RT 3 BOX 303
BUHL, ID 83316
Source: UNNAMED
STREAM

Tributary: CLEAR CREEK
Diversion Pt: NESENE
Sec 27 T 09S R 14E in
TWIN FALLS County
NESENE Sec 27 T 09S R
14E in TWIN FALLS
County.
Use: IRRIGATION (.150
CFS)

DOMESTIC (.040 CFS)
Total Diversion: (.190
CFS)

Date Filed: 12/27/1988
In: TWIN FALLS Coun
T09S R14E S26 SWNW
S27 SENE

5.0 ACRES TOTAL
47-08152

BOHLEN, RUTH
BOHLEN, MICHAEL J
2538 EAST C 3800 N
TWIN FALLS, ID 83301
Source: GROUNDWATER
Diversion Pt: NWSESW
Sec 14 T 10S R 16E in
TWIN FALLS County.
Use: IRRIGATION (.150
CFS)

DOMESTIC (.040 CFS)
Total Diversion: (.190
CFS)

Date Filed: 11/18/1988
In: TWIN FALLS Coun
T10S R16E S14 SESW
5.0 ACRES TOTAL

47-08183
BAGGETT, LARRY
BAGGETT, DELORES
RT 4 BOX 198
BUHL, ID 83316
Source: GROUNDWATER
Diversion Pt: NESESW
Sec 18 T 09S R 15E in
TWIN FALLS County
Use: IRRIGATION (.400
CFS)

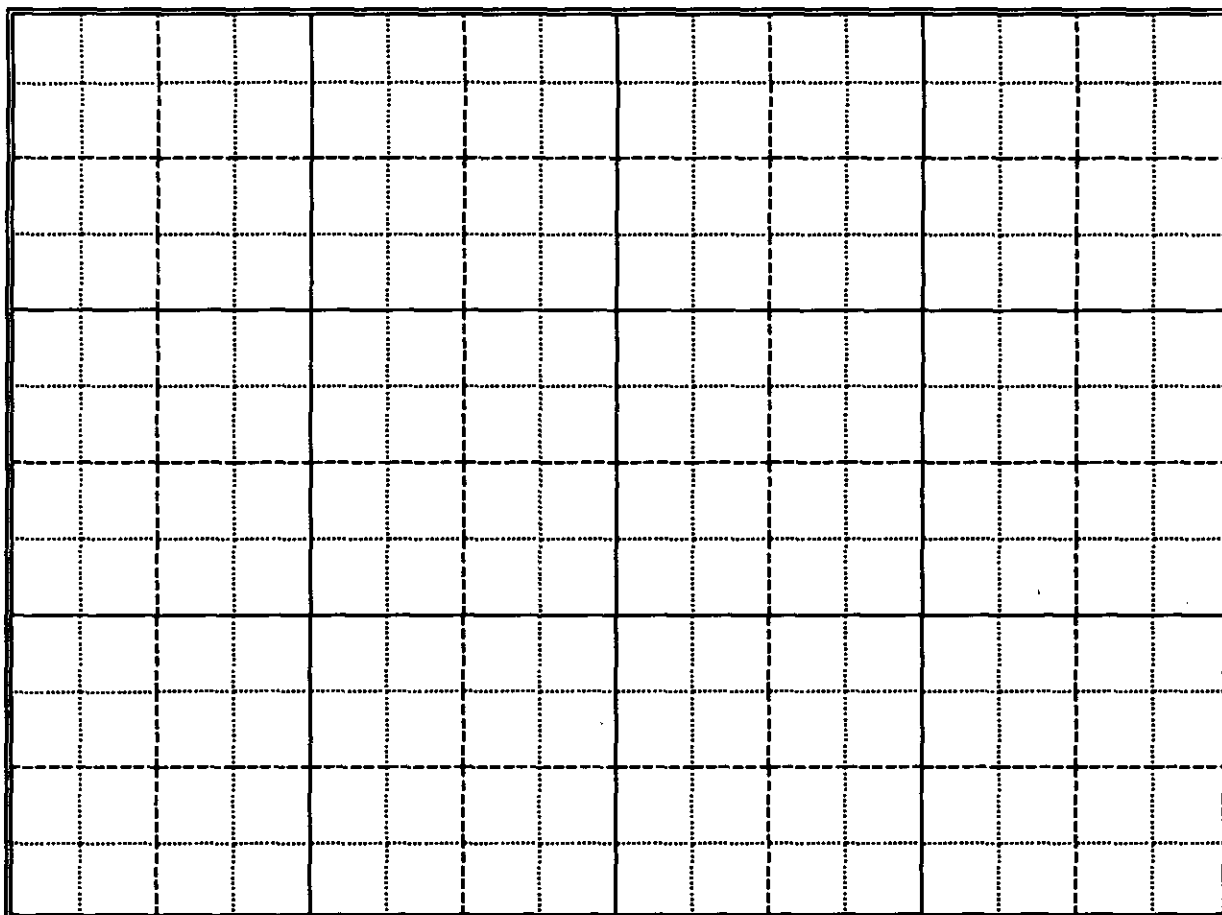
Total Diversion: (.400
CFS)

Date Filed: 12/15/1988
In: TWIN
T09S R
SESW

APR 09 1992

[illegible]

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



Scale: 1" = _____

☒ Copy of USGS 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
#1					
#2					
#3 SM. PUMP		NOT KNOWN			

*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: STOPWATCH / TAPE = Q = VA

MICROFILMED

JUN 09 1999

E. NARRATIVE/REMARKS/COMMENTS

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 09 March 1999
RE: 47-08109

I met with Jim Lyon, son of Tom Lyon, on 15 January 1999 to conduct field examination for the above permit. The permit is for irrigation use from a stream, with three different diversion points.

The initial point of diversion is the most southerly diversion (PD #1) and is located in the NENESE $\frac{1}{4}$ of Section 27, T09S, R14E. The middle p/d (PD #2) is located in the SESENE $\frac{1}{4}$ of Section 27, T09S, R14E. The third and last p/d (PD #3), which is closest to the home, is located in the NESENE $\frac{1}{4}$ of Section 27, T09S, R14E.

The water is diverted from the stream to, either a smaller earthen ditch, PD #1, and/or a gated pipe, PD #2. Both means are used to gravity irrigate. A small pump, PD #3, is used to draw from the stream for sprinkling the lawn.

The measurement was taken upstream from the initial point of diversion. The distance and time was taken to calculate flow. Please see schematic enclosed. The permitted rate will be recommended.

The irrigated acres is determined to be 5.3 acres, including the sprinkled lawn. The place of use will be recommended as permitted with the appropriate rate per acre = 0.03 cfs/acre.

The domestic use related with the permit will not be recommended because the yard is included with the irrigated acres. Moreover, the domestic use is appropriately claimed via 47-13321.

Three statutory claims A47-04027, -04100, -04463 are recognizing the irrigation across the road; approximately the W $\frac{1}{2}$ of the SWNE $\frac{1}{4}$ of Section 26, T09S, R14E.

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

MICROFILMED

MAR 09 1999

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

See Schematic $Q = VA$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{5(4)}{20.0}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{0.15(246)}{1.9835} = 73$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{20}$$

2. Volume Calculations for Other Uses:

PERMIT RATE 0.19 cfs
EXAM FEE LIMIT 0.20 "
MEASURED RATE 0.21 "
RECOMMENDED RATE 0.15 "

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	0.15 cfs	20 afa
Totals:			0.15 cfs	20 afa

2. Recommended Amendments

____ Change P.D. as reflected above

☒ Add P.D. as reflected above

☐ None

____ Change P.U. as reflected above

____ Add P.U. as reflected above

☒ Other

DOMESTIC COVERED
47-13321

I. AUTHENTICATION

Field Examiner's Name

Penijia Sutterlee

Date

9 mar 1999

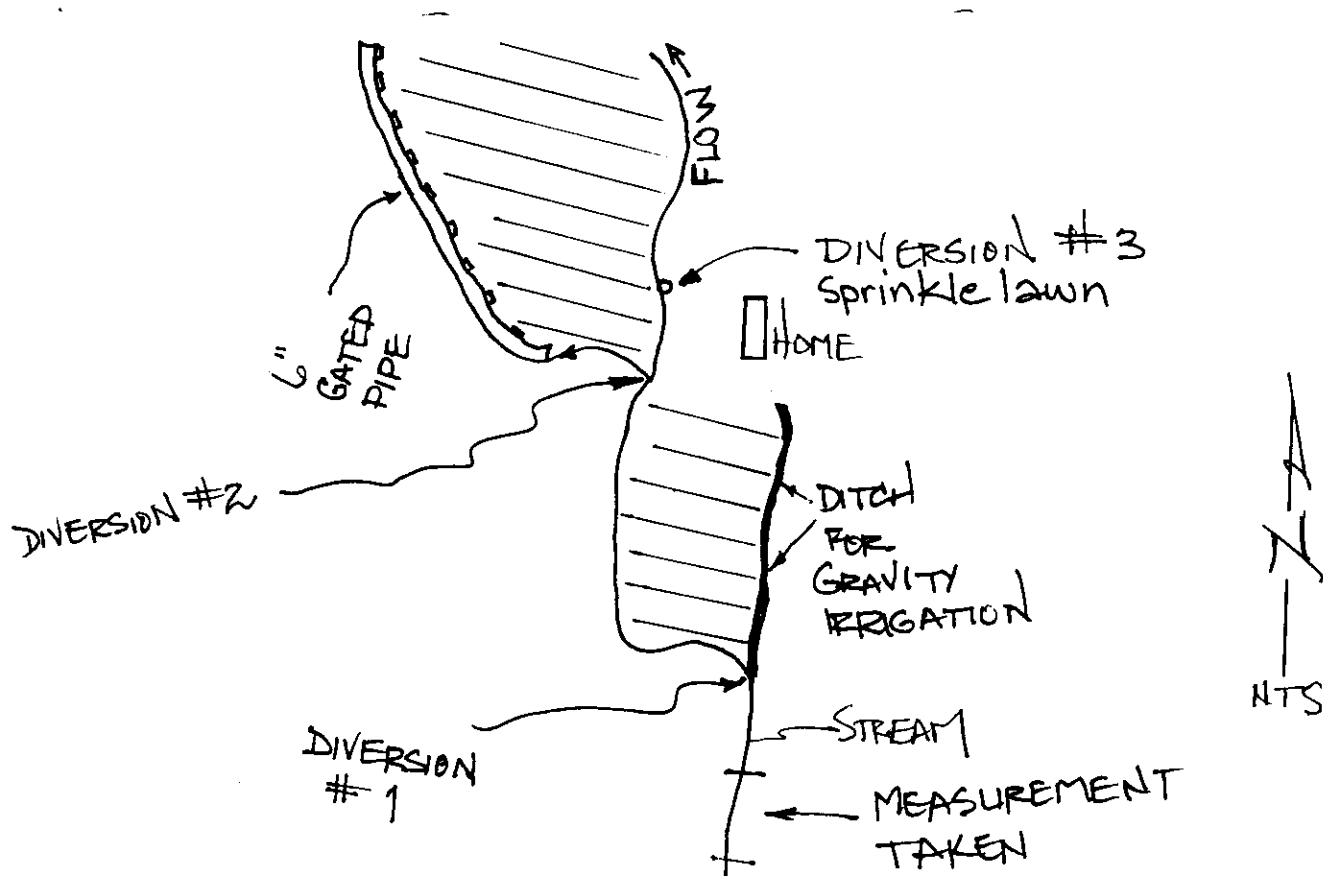
Reviewer

Date

SEAL

MICROFILMED

JUN 09 1999



$$Q = AV$$

$$Q = 0.25(0.83)$$

$$Q = 0.21 \text{ cfs}$$

$$\begin{aligned} \text{Area} &= 18'' \text{ width } 2'' \text{ height} \\ &= 1.5' (0.167') \\ A &= 0.25 \text{ ft}^2 \end{aligned}$$

$$\begin{aligned} \text{velocity} &= 5' \text{ length} / 6 \text{ seconds} \\ &= 0.83 \text{ ft/sec} \end{aligned}$$

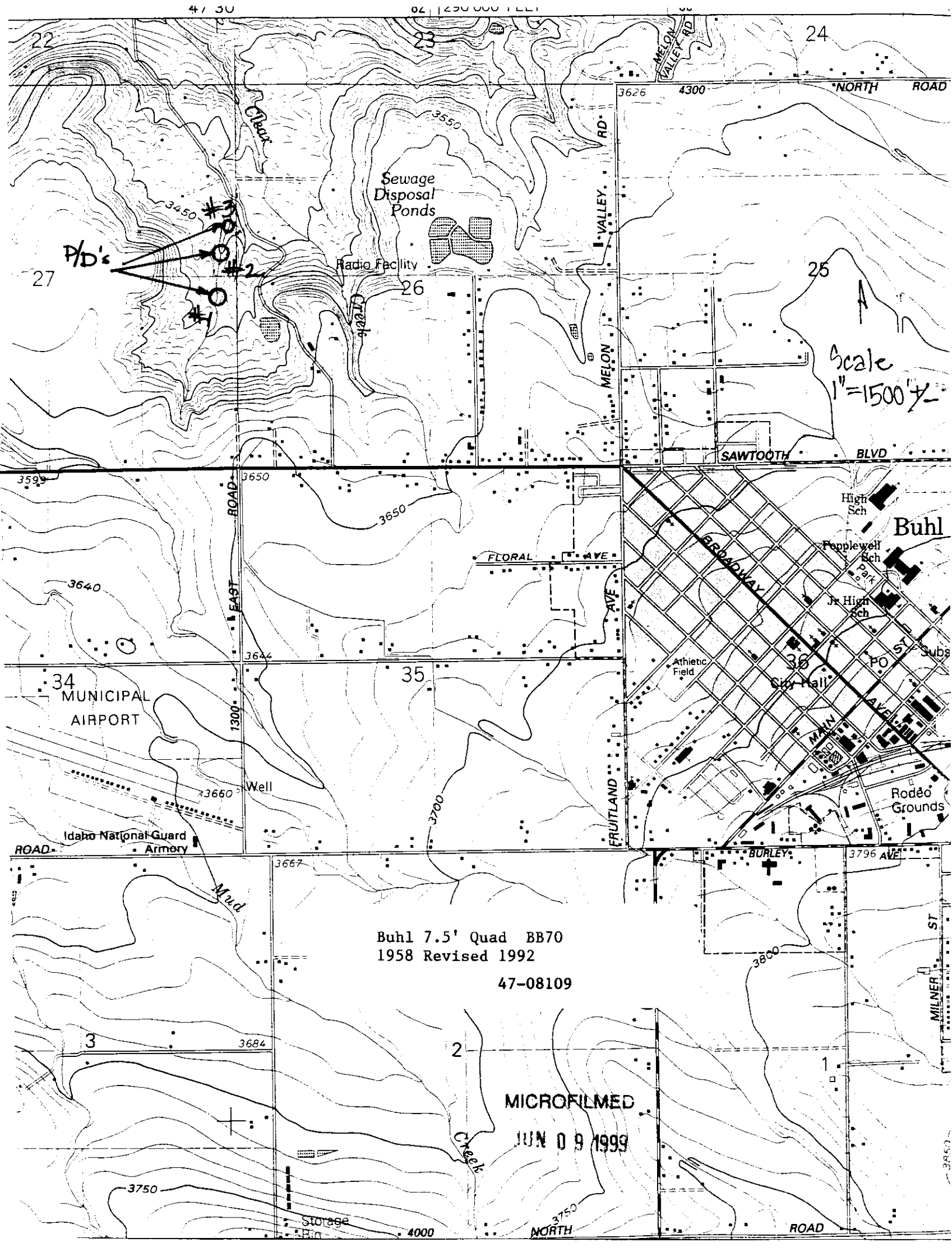
Jim Lyon (son) says
diversion is +50% in spring.

Satterlee, G.
12 Jan 1999 1430 hrs.
Lyon, Tom

MICROFILMED

1999

47-08109



Buhl 7.5' Quad BB70
1958 Revised 1992

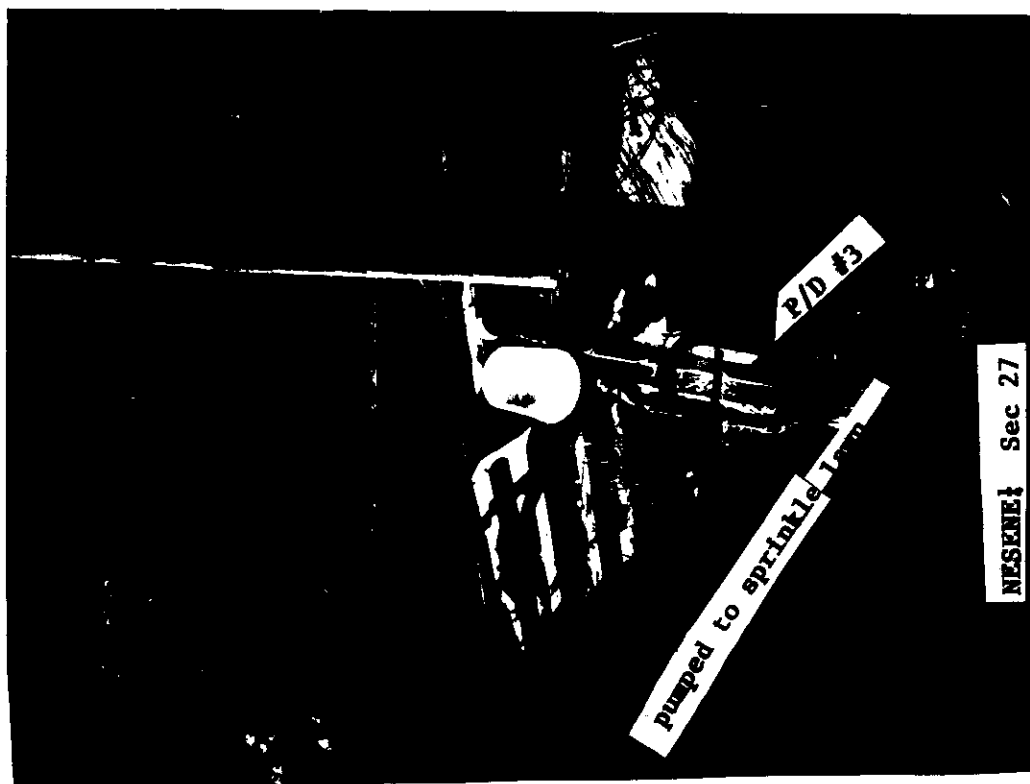
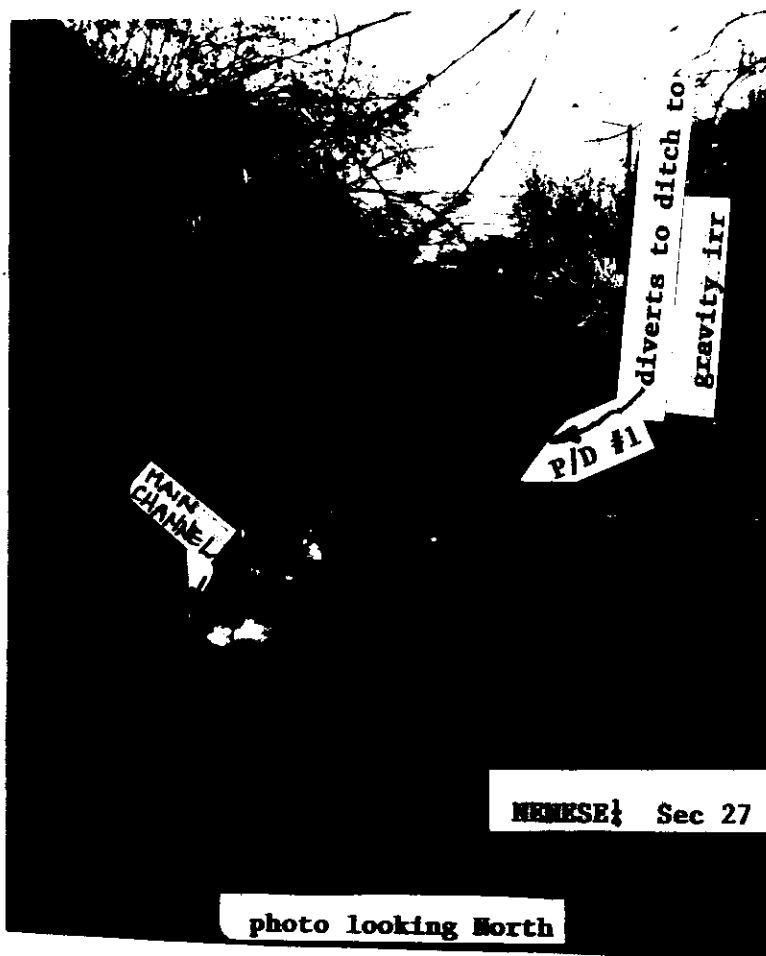
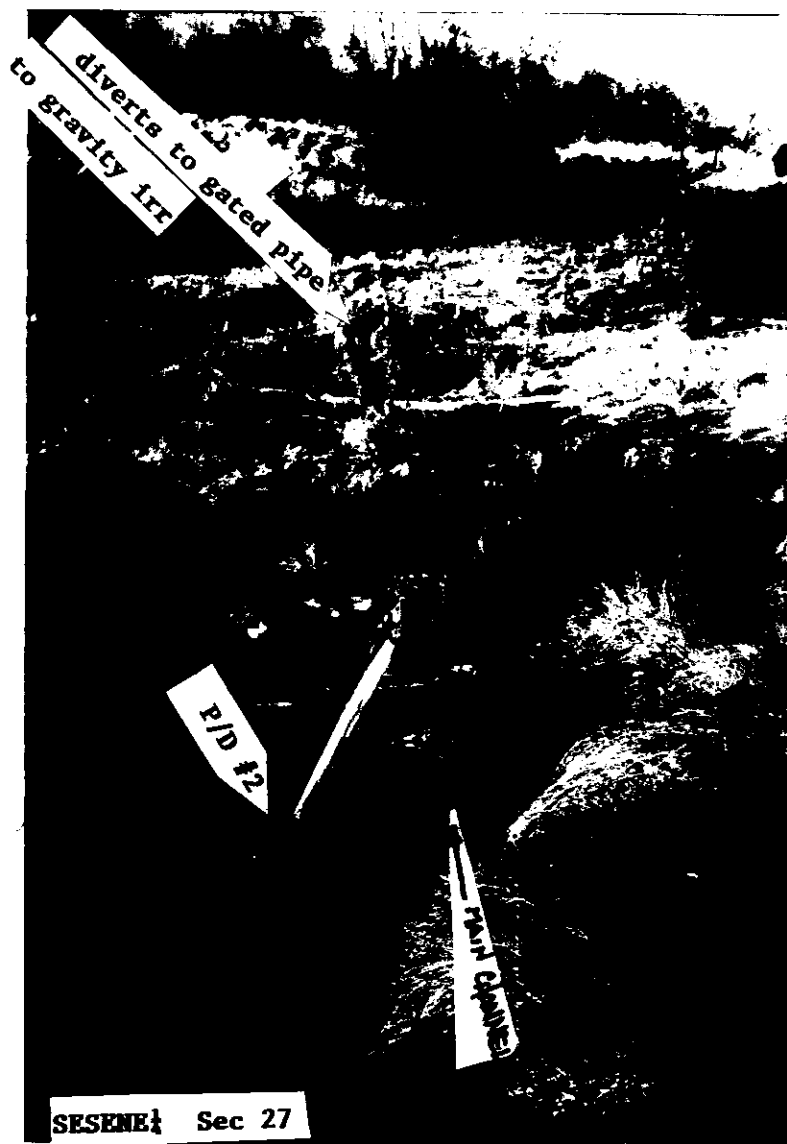
47-08109

MICROFILMED

JUN 09 1999

CRUISE Flight
Ptn Sec 26/27, T9S, R14E
8-9-83 Helen
" Tom (son) 47-08109

1/3



MICROFILM

JUN 09 1999

Examiner: Satterlee
15 Jan 1999 1400 hrs.
Lyon, Tom
47-08109

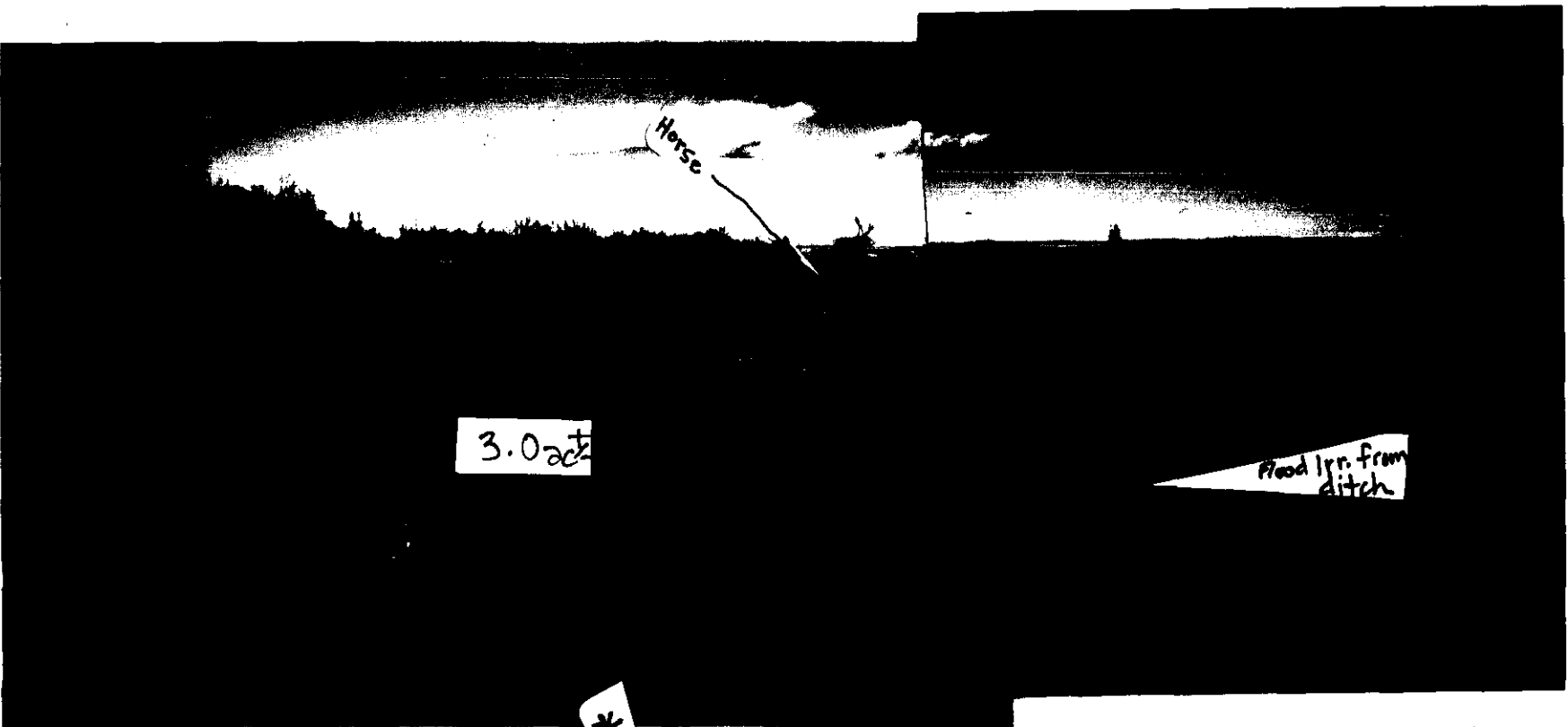


PHOTO LOOKING N'LY

MICROFILMED

DEC. 09 1999

Examiner: Safford, G.

15 Jan 1999 1400hrs.

Lyon, Tom

47-08109



30ft. S. of NENESEA P/D #1
* Measurement taken here

PHOTO LOOKING
S'LY



PHOTO LOOKING N'LY

RECEIVED
JAN 9 1999

Examiner: G. Satterlee
15 Jan 1999 1406 hrs
upon, Tom
A7-08109



PHOTO FROM RD.
LOOKING S'LY

3/3

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

12/28/98 14:20:14
Page 1

Water Right Number - 47-08109

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
LYON

RUSSELL

1 - RT 3 BOX 303

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-5507

LYON

HELEN

1 - RT 3 BOX 303

2 -

3 -

City- BUHL

State- ID Zip- 83316

Phone - 208-543-5507

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/27/1988 17 SOUTHERN P - PERMIT

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
UNNAMED STREAM CLEAR CREEK

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

09S 14E 27 NE SE NEA yard (83) TWIN FALLS
P/D Most Stry ← NE NE, SE (83) TWIN FALLS
SE SE NE → middle P/D

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

0.150

43 - DOMESTIC

01/01

12/31

0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.190 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S

14E

27

SE NE

5.0

01

IRRIGATION

(83) TWIN FALLS

09S

14E

26

SW NW

43

DOMESTIC

(83) TWIN FALLS

Total Acres: 5.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

GEN

Domestic use is for 1 home.

Well we A47-13321

MICROFILMED
JUN 09 1999

265/1050 = 6.4

Water right number - 47-08109

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

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

- 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.
- 057 - 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.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

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

Date: 03/26/1992 User Id: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

+ - - Audit Fields - 10/18/88 BALDWIN 12/29/88 BALDWIN 12/30/91 LUKE 01/07/92 MILLER 03/05/92 MILLER
03/16/92 MILLER 03/26/92 COMMENTS 03/27/92 GUSTAFSO

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

Proof Due Date - 04/01/1993	Field Exam Made - 00/00/0000	Field Exam Fee - R
Approved/Denied - 03/18/1992	Protested Date - 00/00/0000	Swan Falls - 7
Proof Made Date - 03/25/1992	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 - S001798	Water District -
Licensed Date - 00/00/0000	Appl Received - 08/26/1988	Transfer/Amended - A
Presumption Flag -	Name Connector -	POU Ownership Flag-
SRBA Decreed Flag -		

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JUN 09 1999

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Georgia Satterlee

DATE
March 8, 1999 4:11pm

CUSTOMER
Tom Lyon

SUBJECT: 47-08109
phone call (.) walk-in (.) other (x)

In order to conclude the Beneficial Use Field Report, we will need you to sign the enclosed "Assignment of Permit", have it notarized, enclose a check for the \$25 fee, and return in the SA envelope. Thank You. G. Satterlee

MICROFILMED
MAR 9 1999



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

May 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TOM LYON
4258 N 1360 E
BUHL ID 83316

RE: ASSIGNMENT OF PERMIT 47-08109

Dear Mr. Lyon:

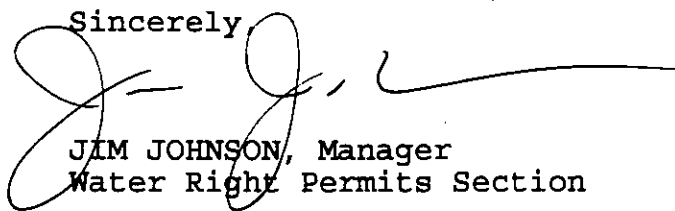
We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. A computer generated report is enclosed for your information.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR** TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify 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 to obtain the proper reporting form.

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

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED
JUN 09 1999

March 27, 1992

HELEN LYON
RUSSELL LYON
RT 3 BOX 303
BUHL ID 83316

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08109

Dear Permit Holder:

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

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

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MAR 25 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region Office

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 47-8109 Telephone No. 543-55072. Name(s) of Permit Holder(s): Helen & Russell Lyon3. Post Office Address: RT 3 Box 303 Buhl, ID 833164. Source of Water: unnamed stream

a. If ground water, well driller's name: _____ Date drilled: _____

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

5. Extent of Use:

Domestic 1 (No. of households)Irrigation 5 (No. of acres)

Stockwater _____ (No. and type of stock)

Other _____

6. Total rate and/or volume for which proof is submitted 0.19 cfs _____ acre/feet

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

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

OR

Flow Measurement Port: Required? Yes ☒ No ☒ Installed? Yes ☒ No ☒8. Fee Enclosed: \$ 50 ^{xx} (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Helen Lyon as above
Name Telephone No.

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.

Date

3/25/92

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

Helen Lyon

APR 09 1992
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**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 47-08109

Reviewed by Klg

Date 3/26/92

GENERAL CONSIDERATIONS

TYPES OF USE

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

domestic-1
irrigate-5
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source
Ground water source

NA 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 Amount Submitted
yes Correct?

MEASURING DEVICE

Required?
Installed?
Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made 3/25/92
3/27/92 Klg



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

March 20, 1992

HELEN LYON
RUSSELL LYON
RT 3 BOX 303
BUHL ID 83316

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08109

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

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

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosures

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APR 09 1992

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

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

JANUARY 7, 1992

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 FEBRUARY 3, 1992.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

RECORDED

APR 09 1992

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

47-08109

LYON, RUSSELL
RT 3 BOX 303
BUHL, ID 83316

Source: UNNAMED STREAM

Tributary: CLEAR CREEK

Diversion Pt: NESENE Sec 27 T 09S R 14E in TWIN FALLS County.
 NENESE Sec 27 T 09S R 14E in TWIN FALLS County.

Use: IRRIGATION (.150 CFS)
 DOMESTIC (.040 CFS)
 Total Diversion: (.190 CFS)

Date Filed: 12/27/1988

In: TWIN FALLS Coun
 T09S R14E S26 SWNW
 S27 SENE

5.0 ACRES TOTAL

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, Statehouse Mail, Boise, Idaho 83720 on or before FEBRUARY 3, 1992.

Published: 1/16/1992 & 1/23/1992

R. Keith Higginson, Director

APR 09 1992

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 47-8109/Trust Water Processing

DATE: 12-18-91

The above application is a trust water filing which was held in the region and had not been reviewed in sequence with other filings. The filing was not reviewed earlier due to confusion as to whether the point of diversion was in a groundwater management area.

Statements made by the applicant on the original application indicate that the development represented by this filing was not made until 1986. Acreage under the filing therefore need to be counted as trust acreage.

I recommend continued processing of the application. Trust conditions are applicable. Advertising will be completed from the state office.

APR 09 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

Application No. 47-8109

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.)

This was a parcel of land that had been subdivided small had been watered before

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 acres & yard water

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

None

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 Russell Lyon Date 12/13/91
Helen Lyon

When we filed for the application
this was leveled & being watered then
also pumping for yard was being done.

December 2, 1991

RE: APPLICATION FOR PERMIT NO. 47-8109

Dear APPLICANT:

Due to the Swan Falls litigation, 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.

ALSO FILMED

APR 09 1992

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,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

MICROFILMED
APR 9 9 1992

07-Nov-1988

Russell Lyon
Rt. 3 Box 303
Buhl, ID 83316

Re: Application for permit No. 47-08109

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,

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

LH:MB

RECEIVED
FILMED

APR 09 1992