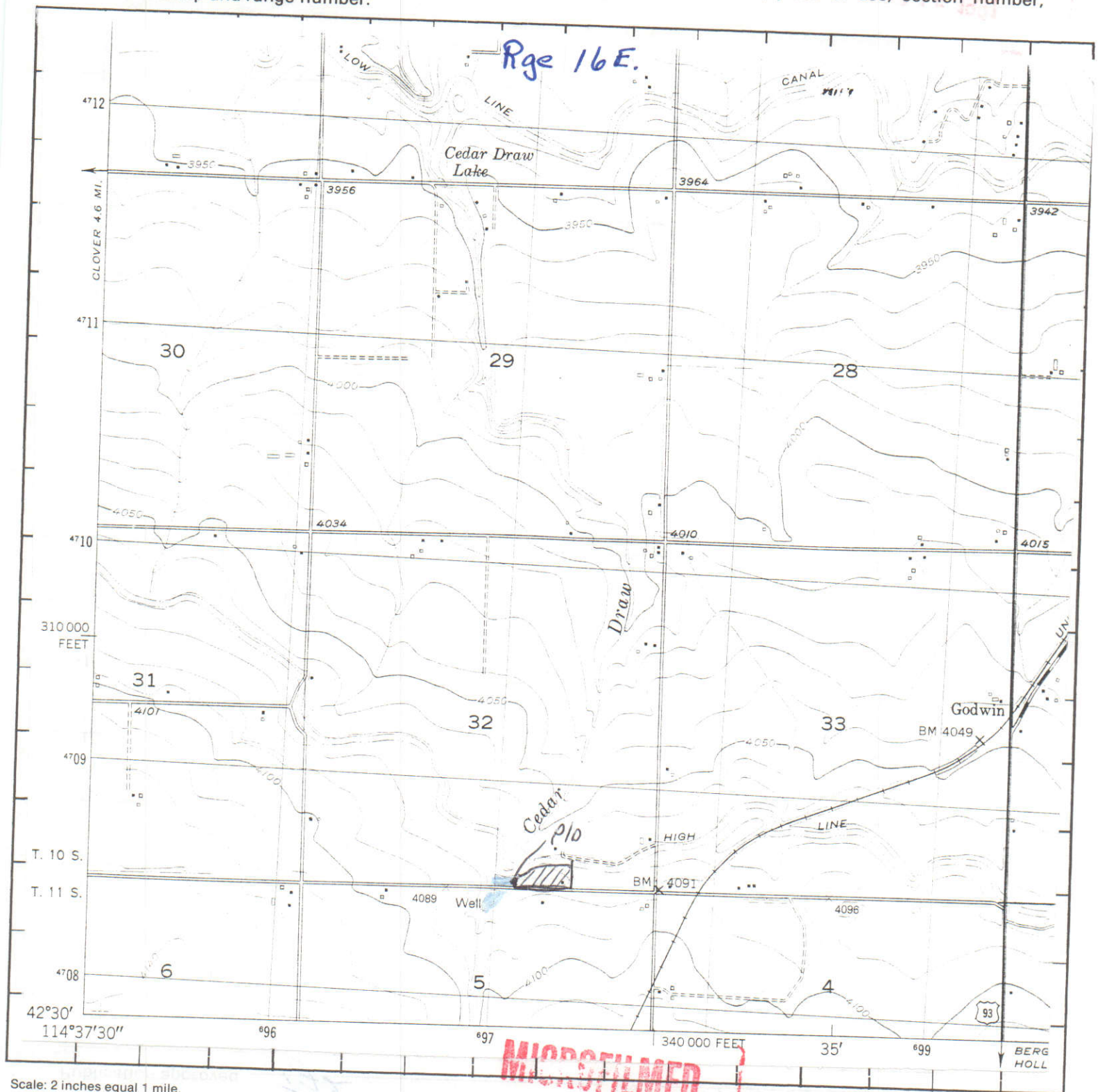


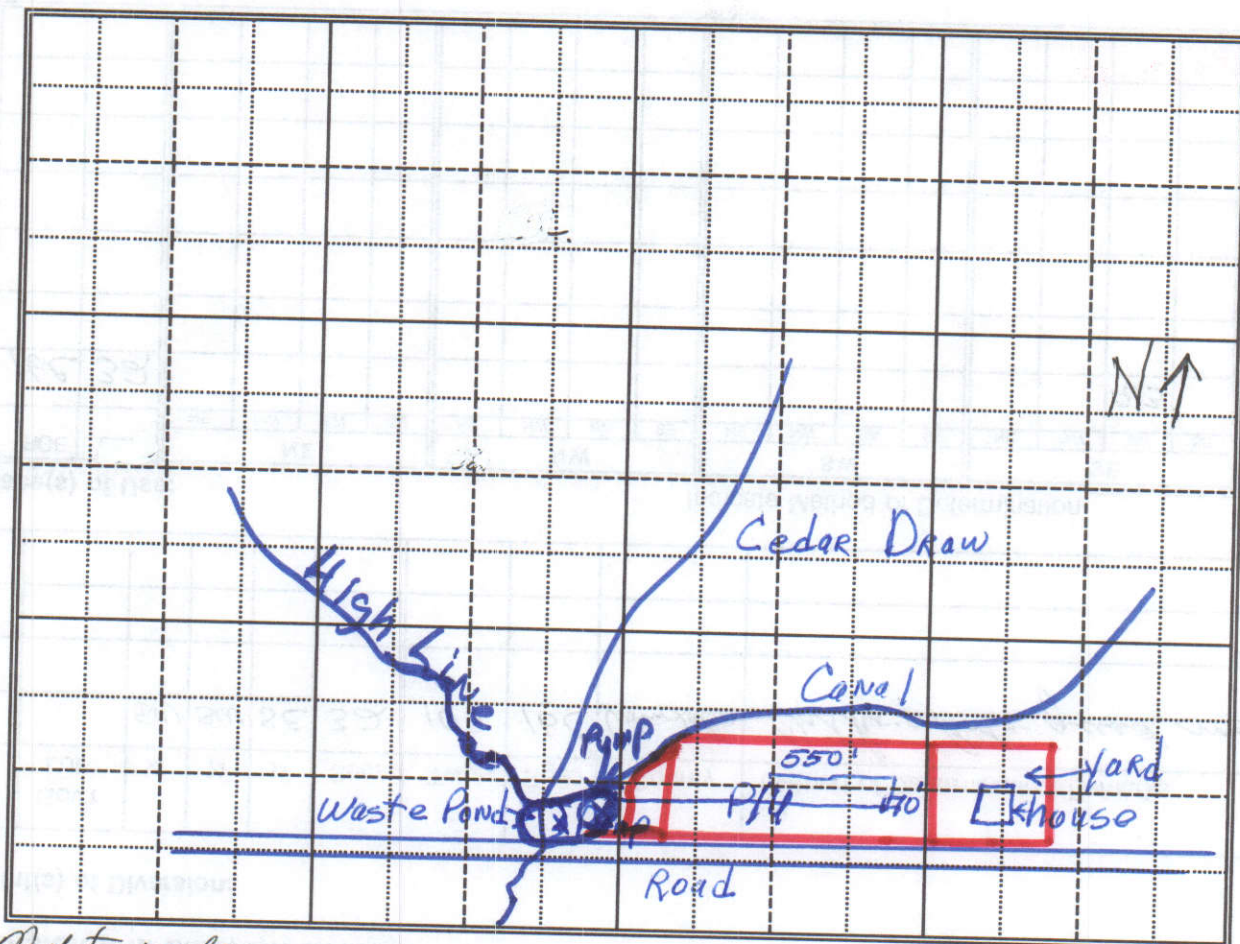
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Norman D. Shetter
(Applicant)

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



Scale: 1" = Not to scale

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

NA 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
	Briggs & Stratton	5	Unknown	Homelite	HJ0830836 - 2"

*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
Pitot tube & pressure gauge						

2. Measurements: 8 sprinkler head pressure readings were taken at the beginning, middle and end of the pipeline.

DEC 19 1994

PERMIT 47-08108 INIT _____

T. R. S. Q/Q

P/D 105 16E 32 SWSE.

SCALE _____

PHOTO ID. _____

P/D PIV

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:38,000 scale
aerial photographs taken August 20, 1970.

Projection and 10,000-foot grid to the Idaho coordinate
system, central zone (transverse Mercator).
100-kilometer Universal Transverse Mercator practices
zone 11 - 1972 North American datum.

Photomaps are transfer of data scanning technique
which may produce visible or invisible distortions
near the image boundary, position, and map scale.

State of Idaho
BUREAU OF LAND MANAGEMENT

Copies Of These
Bonneville
DEC 19 1994

47-08108



#1

P/D & pump



#2.

P/U - looking
NW from SE
corner of pasture

MISSOURI
DEC 19 1994

47-08108



#3

Looking West from
East edge of P14.
Measurements were
taken on this line.



#4.

End of pipe that
delivers water to
small ditch to
flood irrigate
around home
site.

MISSOURI
DEC 19 1994

47-08108



#5
Looking East
along small
ditch going
toward home
site.



#6.
Part of lawn
area around
home.

Small ditch

DEC 19 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 47-08108

Priority: August 23, 1988

Maximum Diversion Rate:

0.07 CFS

Maximum Diversion Volume:

9.2 AF

This is to certify, that NORMAN A SHETLER
RT 2

FILER ID 83328 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 23, 1988; and has submitted Proof of Beneficial Use on February 23, 1993. An examination indicates that the works have a diversion capacity of .140 cfs of water from:

WASTE WATER tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.07 CFS	9.2 AF

LOCATION OF POINT(S) OF DIVERSION: SWSWSE , Sec. 32, Township 10S, 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>
10S	16E	32	SWSE	2.3		2.3

Total number of acres irrigated: 2.3

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.0 afa per acre for the lands above.
6. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
7. 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.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

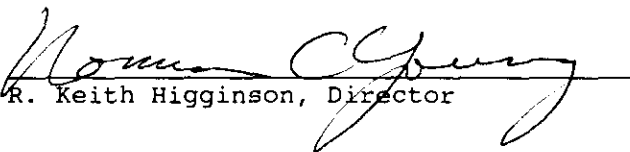
WATER RIGHT NO. 47-08108

CONDITIONS/REMARKS:

8. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25TH day of OCTOBER, 1994.

Acting for


R. Keith Higginson, Director

RECEIVED

FEB 23 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 2-23-93

Receipt No. C026819

Receipt by SW

PROOF OF BENEFICIAL USE

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

1. Permit No. 47-08108 Telephone No. (208) 326-5378
2. Name(s) of Permit Holder(s): Norman A. Shetler
3. Mailing Address: Rt. 2 Filer, Id. 83328
4. Source of Water: Waste water from Salmon Tract Irrigation System

If **GROUNDWATER**, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

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

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

Domestic NA 2/23/93 Klg (No. of households) Stockwater 30 range cattle (No. and type of stock)

Irrigation 5 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.15 cfs OR _____ acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

Norman Shetler 326-5378
Name Telephone No.

Rt. 2 Filer, Id. 83328
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.

2-21-93
Date

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

APR 13 1993

State of Idaho
Department of Water Resources

NO. 47-08108

Proposed Priority: August 23, 1988 Maximum Diversion Rate: 0.15 CFS
This is to certify, that **NORMAN A. SHETLER**
RT. 2
FILER, ID 83328

has applied for a permit to appropriate water from:

WASTE WATER tributary of SINKS

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
STOCKWATER	03/15 to 11/15	0.02 CFS
	Totals	0.15 CFS

LOCATION OF POINT(S) OF DIVERSION: SWSWSE Sec. 32, Township 10S, Range 16E
TWIN FALLS County

<u>PLACE OF USE:</u>			IRRIGATION					
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10S	16E	32	SWSE	5				5

Total number of acres irrigated: 5

PLACE OF USE: STOCKWATER, same as IRRIGATION use

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. 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. 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.
5. 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.
6. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.

APR 15 1991

State of Idaho
Department of Water Resources

PAGE 2

Permit To Appropriate Water

NO. 47-08108

CONDITIONS/REMARKS:

7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
8. Stockwater use is for 30 range cattle.

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

2nd day of April, 1991.



for R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Norman A. Shetler Phone 326-5378
Post office address Rt #2, Filer ID 83328
Cedar Draw
2. Source of water supply Wastewater which is a tributary of Highline Canal ^{Sinks}
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 10 S. Range 16 E B.M. Twin Falls County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.15 for Irrigation purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stockwater purposes from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.15 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Waste water flows into
a Pond created by construction of the highline canal.
Water would be pumped from the pond to ditches & sprinklers
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? _____
7. Time required for the completion of the works and application of the water to the project is _____
5 years (minimum 1 year).

MICROFILMED

APR 15 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. 30 hd Rge cattle
- 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	
10S	16E	32															5		5
"	"	"															5		

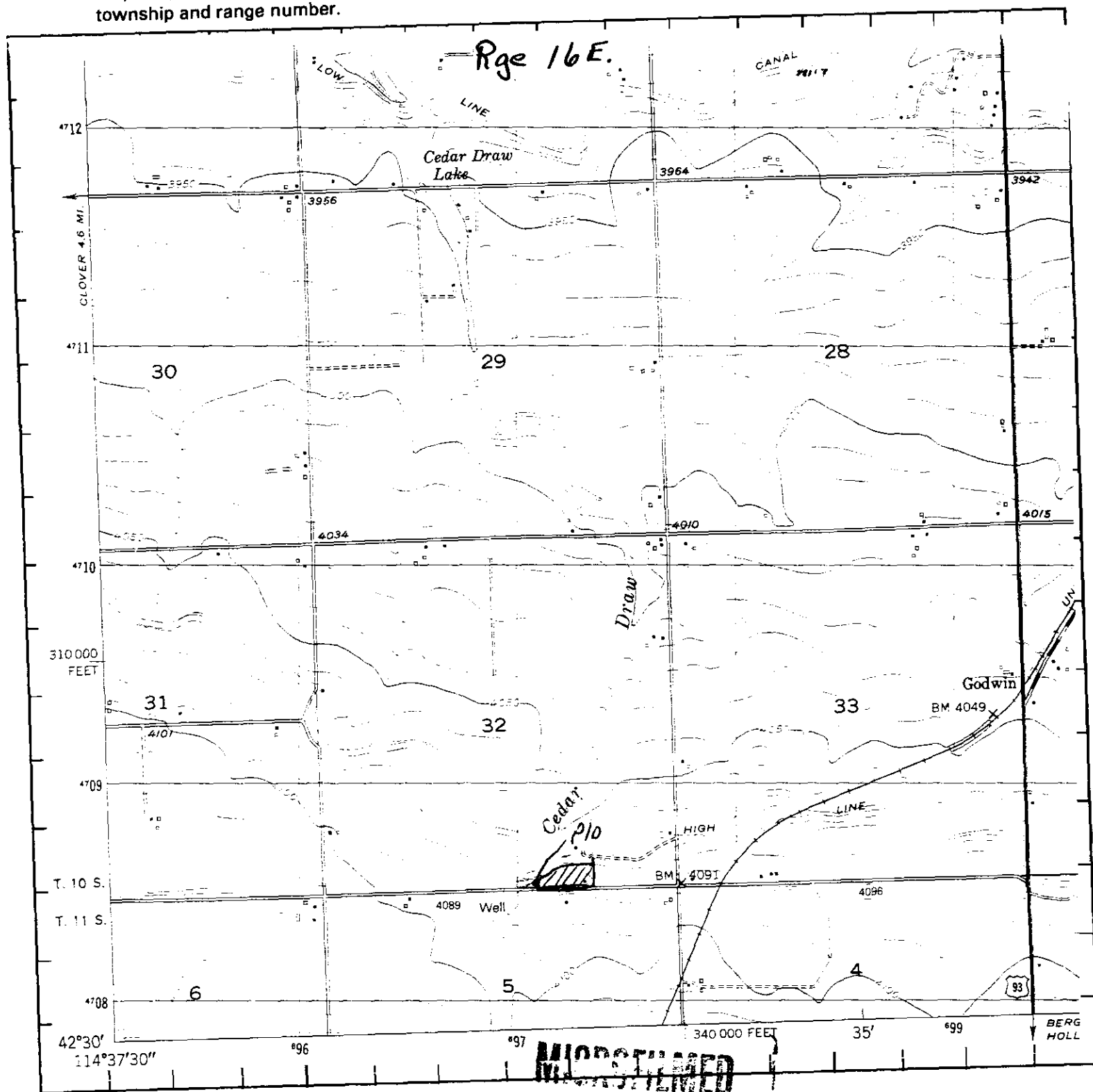
Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. A47-10245
Dom- + Stock
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: The water filed on is waste water from the Salmon tract, which runs into Cedar draw above the Twin Falls High line Canal.

APR 15 1991

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



Scale: 2 inches equal 1 mile.

APR 15 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.

Norman D. Shetter
(Applicant)

Received by TB Date 8/23/88 Time 12:00 Preliminary check by J. J. Thornton
Fee \$ 30⁰⁰/100 Receipted by TB # 5001656 Date 8/23/88
Publication prepared by BRENDA MILLER Date 2-12-91 Published in TIMES NEWS
Publication approved ijl Date 3-4-91

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:

APR 15 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

October 25, 1994

NORMAN A SHETLER
RT 2
FILER ID 83328

RE: WATER RIGHT NO. 47-08108

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:dc

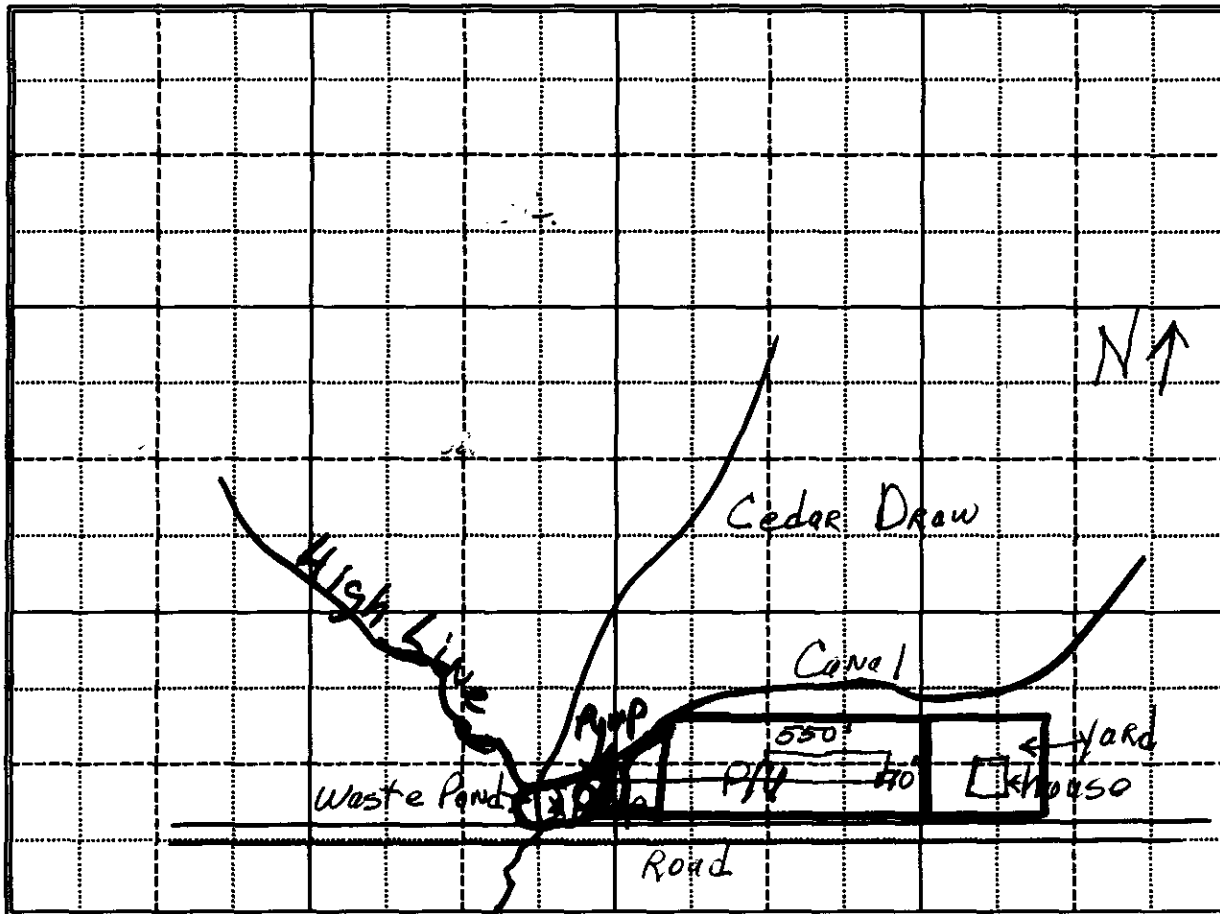
Enclosure

RECEIVED

DEC 19 1994

DEC 19 1994

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



Scale: 1" = Not to scale

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

NA 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
	Briggs & Stratton	5	Unknown	Hornelita	4J0830836-2"

*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
Pitot tube & pressure gauge						

2. Measurements: 8 sprinkler head pressure readings were taken at the beginning, middle and end of the pipeline.

DEC 19 1994

E. NARRATIVE/REMARKS/COMMENTS

A 5 Hp pump draws water from a small pond that collects wastewater from fields across and south of a county road. The pond is adjacent to Cedar Draw and the Twin Falls CC canal (High Line). The pump pressurizes a sprinkler system containing 3" surface pipe. At the time of exam there were 24 impact sprinklers that averaged 16 psi. About $\frac{1}{2}$ of the heads were $\frac{9}{16}$ " and half $\frac{5}{32}$ ". The system irrigates about 2.1 acres of pasture and about .2 acre of lawn and garden area. The lawn area is flood irrigated from a small ditch that receives water from ~~the~~ open and ~~from~~ the 3" pipe. The condition of the irrigated pasture was poor and according to the owner he only receives waste water a couple of times each season. There was no evidence of livestock or a watering system for stock. The P/U was squared off to make a rectangular shaped parcel in order to estimate the size.

No overlaps - only source of water is this permit.

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

DEC

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method: $Q = D^2 \times PSI^{.5} \times 30$

$$\frac{7}{64}'' - Q = 30 \times 0.19775 \times 4 = 2.37 \text{ gpm} \times 12 = 28.44 \text{ gpm}$$

$$\frac{5}{32}'' - Q = 30 \times 0.2441 \times 4 = 2.93 \text{ " } \times 12 = 35.16 \text{ "}$$

$$63.6 \text{ gpm} = .14 \text{ cfs}$$

$$2.3 \text{ ac} \times 0.03 \text{ cfs/ac} = 0.07 \text{ cfs allowable}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2.3 \times 4 = 9.2 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 29.7 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 9.2 \text{ afa}$$

2. Volume Calculations for Other Uses:

N/A

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	10-31	.07 cfs	9.2 afa
Totals:			.07 cfs	9.2 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

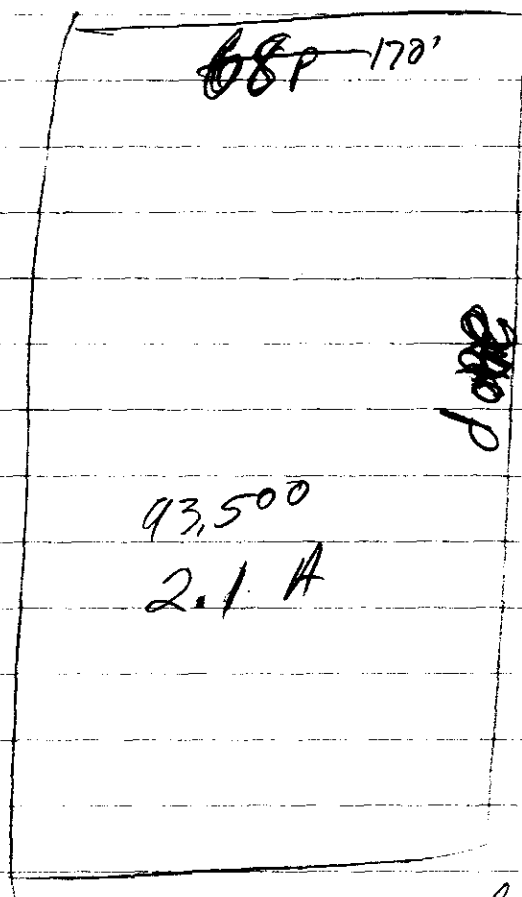
I. AUTHENTICATIONField Examiner's Name Mel Schulte Date 10-8-93

Reviewer _____ Date _____

SEAL

Moler - Buzz & Statten - gas. 5HP

Pump Jonelute - Molar AP 520
Ser # HJ0830836 - 8"



av. 16psi

12 @ $\frac{1}{64}$

12 @ $\frac{5}{32}$

No stock from
waste water

about $\frac{1}{4}$ acre rough house

$$Q = 30 \times Q^2 \times \text{psi}^{.5}$$

$$\frac{1}{64} = 30 \times .019775 \times 4 \quad 2.37 \times 12 = 28.44$$

$$\frac{5}{32} = 30 \times .02441 \times 4 \quad 2.93 \times 12 = 35.16$$

63.6 gpm -
.14 gfo

DEC 19 1994

5 Apr -

Hwy 74 & 93 - S to 1st
Intersection Then West - $1\frac{1}{4}$ miles
North

PERMIT 47-08108 INIT
T. R. S. Q/Q
P/D 10S 16E 32 SWSE.
SCALE
PHOTO ID.

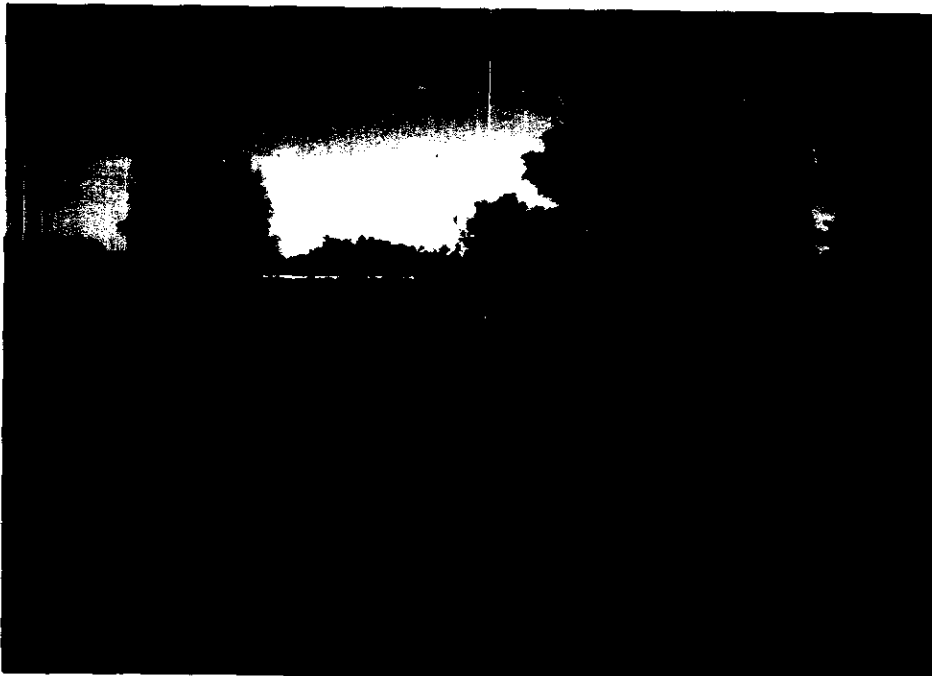
Sections of These
at Bonneville
DEC 19 1994

47-08108



#1

P/D & pump

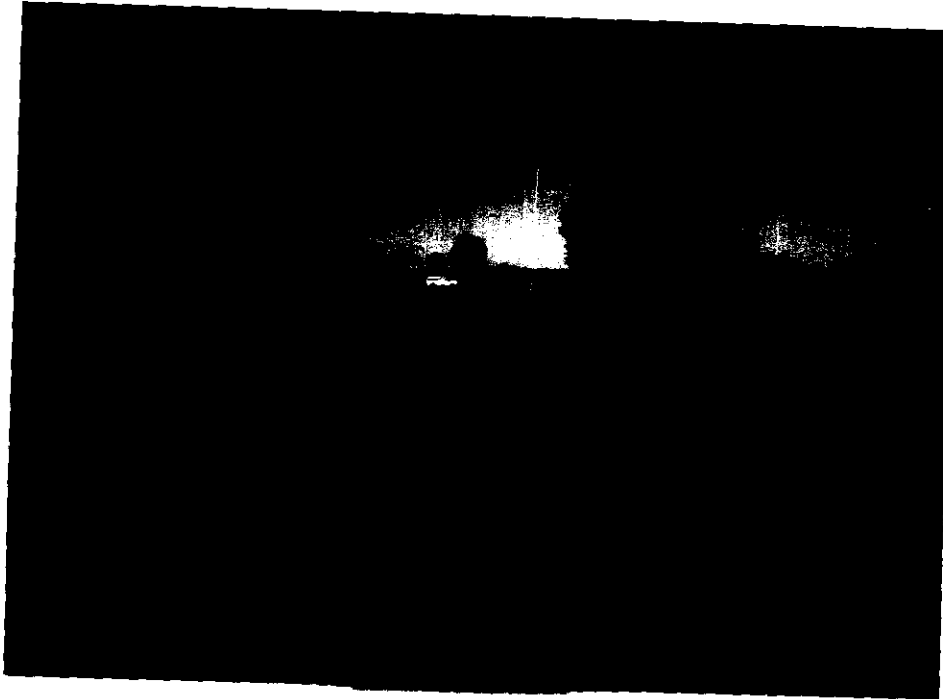


#2.

P/U - looking
NW from SE
corner of pasture

DEC 19 1994

47-08108



#3

Looking West from
East edge of P14.
Measurements were
taken on this line.



#4.

End of pipe that
delivers water to
small ditch to
flood irrigate
around home
site.

DEC 19 1994

47-08108



#5
Looking East
along small
ditch going
toward home
site.



#6.
Part of lawn
area around
home.

Small ditch

DEC 15 1994

February 26, 1993

NORMAN A. SHETLER
RT. 2
FILER ID 83328

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08108

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

APR 13 1993

January 31, 1993

NORMAN A. SHETLER
RT. 2
FILER ID 83328

PROOF DUE NOTICE

RE: PERMIT NO. 47-08108

Dear Permit Holder:

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

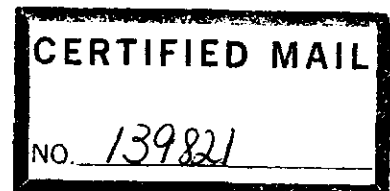
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



APR 13 1993

April 8, 1991

NORMAN A. SHETLER
RT. 2
FILER, ID 83328

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 47-08108

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.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MAILED
APR 15 1991

of Publication

No 22059

IDAHO
OF TWIN FALLS } SS.

L. Capps McQuire being first duly sworn upon oath, depose
I am Public Clerk of the TIMES-NEWS, published daily, at
Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
ched, was published in the regular and entire issue of said newspaper, and not in
ent thereof, for Two consecutive Weeks

Legals-Legals-Legals

LEGAL NOTICE LEGAL NOTICE

NOTICE OF APPLICATION FOR TRUST WATER

RIGHT 47-08059

MAGIC IRRIGATORS INC.

RT. 3

BUHL, ID 833160000

Source: SALMON FALLS CREEK

Tributary: SNAKE RIVER

Diversion Pt: SWNE Sec 1 T 08S R 13E

Use: IRRIGATION (6,000 CFS)

Total Diversion: (6,000 CFS)

Date Filed: 2/17/1987

In: T08S R13E S01 NWSW SWSW

S02 Lot 1 (NENE) Lot 2 (NWNE) SWNE SENE

SENE SENE SWSW SENE

NESE NWSE SWSE SESE

S11 NENW NWNW SWNW SENW

746.0 ACRES TOTAL

47-08060

MAGIC IRRIGATORS INC.

RT. 3

BUHL, ID 833160000

Source: SALMON FALLS CREEK

Tributary: SNAKE RIVER

Diversion Pt: SESE Sec 9 T 08S R 13E

NESE Sec 2 T 10S R 13E

Use: IRRIGATION (3,000 CFS)

Total Diversion: (3,000 CFS)

Date Filed: 2/17/1987

In: T08S R13E S01 NWSW SWSW

S02 Lot 1 (NENE) Lot 2 (NWNE) SWNE SENE

SENE SENE SWSW SENE

NESE NWSE SWSE SESE

S11 NENW NWNW SWNW SENW

746.0 ACRES TOTAL

47-08108

SHTLER, NORMAN A.

RT. 2

FILER, ID 83328

Source: WASTE WATER

Tributary: HIGHLINE

CANAL

Diversion Pt: SWSWSE Sec 32 T 10S R 16E

Use: IRRIGATION (.150 CFS)

STOCKWATER (.020 CFS)

Total Diversion: (.150 CFS)

Date Filed: 8/23/1988

In: T10S R16E S32 SWSE

5.0 ACRES TOTAL

36-08227

MAINLINE RANCHES, INC.

RT. 2 BOX 353

RUPERT, ID 83350

Source: GROUNDWATER

Diversion Pt: NWNE Sec 11 T 08S R 26E

NESE Sec 11 T 08S R 26E

SWNW Sec 12 T 08S R 26E

NESE Sec 12 T 08S R 26E

NENE Sec 13 T 08S R 26E

NWNE Sec 14 T 08S R 26E

NWNW Sec 7 T 08S R 27E

Use: IRRIGATION (12,580 CFS)

Total Diversion: (12,580 CFS)

Date Filed: 6/30/1983

In: T08S R26E S01 SWSW

S02 SESE SWSE SESE

S11 NENE NWNE SWNE SENE

NENW SWNW SENW NESW

NWSW SWSW SESE NESE

NWSE SWSE SESE

S12 NENE NWNE SWNE SENE

NENW SWNW SENW NESW

NWSW SWSW SESE NESE

NWSE SWSE SESE

S13 NENE NWNE SWNE SENE

NENW SWNW SENW NESW

S14 NENE NWNE SENE

R27E S07 NENW Lot 1 (NWNW) Lot 2 (SWNW) SENW

Lot 3 (NWSW) Lot 4 (SWSW)

S18 Lot 1 (NWNW) Lot 2 (SWNW)

2012.0 ACRES TOTAL

The permittee will be subject to all prior water rights

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

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

IDAHO

TWIN FALLS

18 day of February in the year of 1991, before me,
I, personally appeared Linda Capps McQuire
notified to me to be the person whose name subscribed to the within instrument, and being by me first
declared that the statements therein are true, and acknowledged to me that he executed the same.

Steve R. Lettman

Notary Public for Idaho

Residing at Twin Falls County

My commission expires: 5/19/94

FILED
APR 15 1991

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

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

FEBRUARY 12, 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 MARCH 11, 1991.

Yours truly,

BRENDA L. MILLER
Clerical Specialist

Encl.

MICROFILMED

APR 15 1991

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

47-08108

SHETLER, NORMAN A.
RT. 2
FILER, ID 83328

Source: WASTE WATER

Tributary: HIGHLINE CANAL

Diversion Pt: SWSWSE Sec 32 T 10S R 16E

Use: IRRIGATION (.150 CFS)
STOCKWATER (.020 CFS)
Total Diversion: (.150 CFS)

Date Filed: 8/23/ 1988

In: T10S R16E S32 SWSE

5.0 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 MARCH 11, 1991.

R. KEITH HIGGINSON, Director

Published 2/21/1991 & 2/28/1991

MED
APR 15 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRUST WATER INFORMATION QUESTIONNAIRE

RECEIVED
JAN 28 1991
Department of Water Resources

Application No. 47-8108

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 ☒ 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 ☐ 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.)

3. If you answered NO to ques #2a, please state the number of acres you have irrigated with this source after October 1, 1984. 0

4. If you have not irrigated lands under this application, please state the number of acres you plan to complete. 5

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

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

Norman Shetter

Date

1-24-91

APR 15 1991

Note: Based on ABOVE comments & Application,
Count all 5 acres as trust acres.

TJL
1-24-91



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

January 7, 1991

RE: APPLICATION FOR PERMIT NO. 47-8108

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 4,5,3,5. notice will be sent to you after you return the questionnaire.

APR 15 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,



TIM LUKE
Sr. Water Resource Spec.

Enclosures

MICROFILMED

APR 15 1991

07-Nov-1988

Norman A. Shetler
Rt. #2
Filer, ID 83328

Re: Application for permit No. 47-08108

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,

James E. Stanton
Sr. Water Resource Agent

JS:MB

APR 15 1991