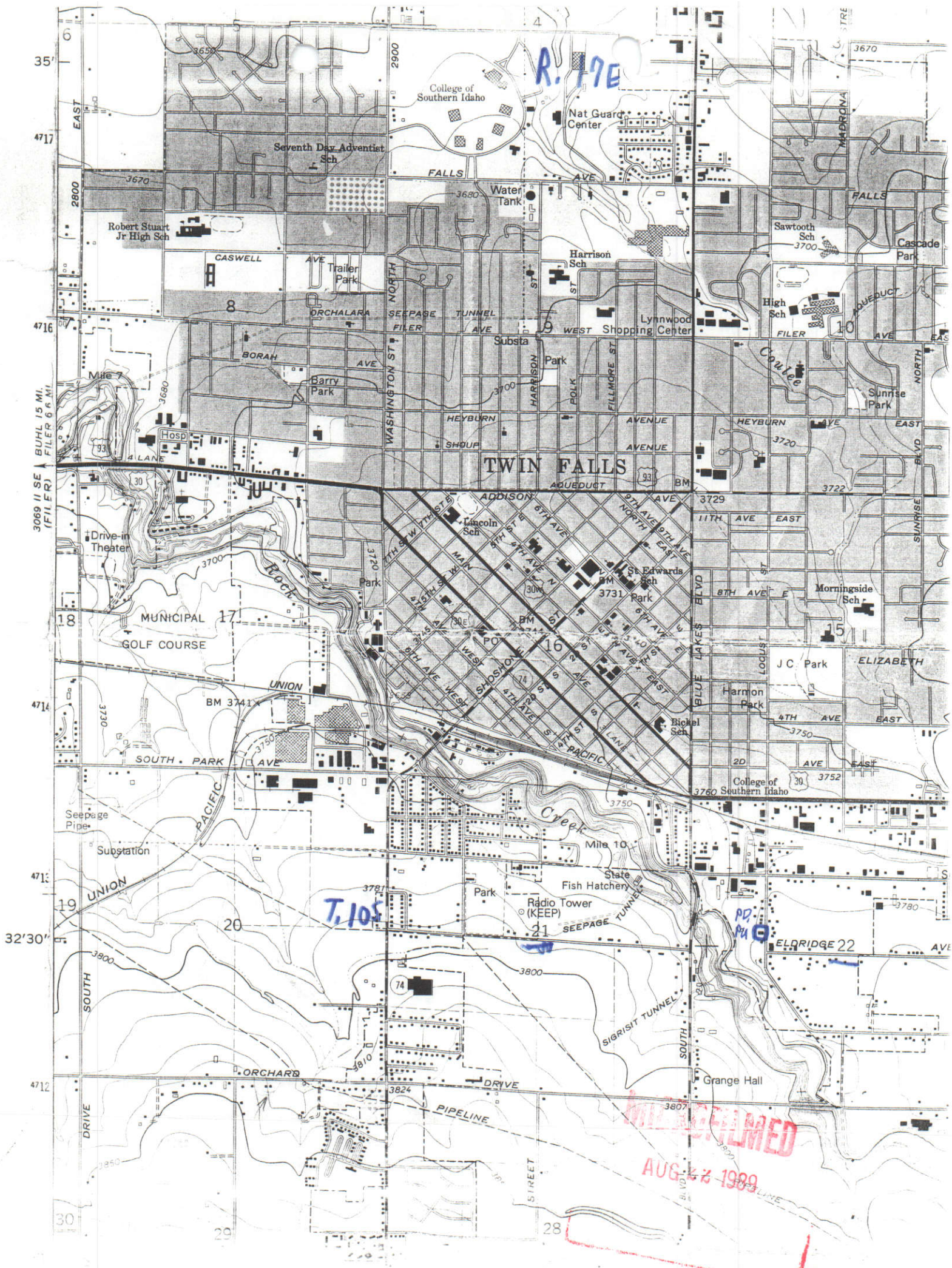




REGISTERED

Affidavit of Publication

SEP 18 1988 N° 18964

STATE OF IDAHO,
COUNTY OF TWIN FALLS }

ss.

Department of Water Resources
Southern Region Office

I, Linda Capps McSwain 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 Weeks, commencing with the issue dated August 18, 1988, and ending with the issue dated August 25, 1988.

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.

Subscribed and sworn to before me on this 31 day of August, 1988.

Linda Capps McSwain
Dianna Thruce

Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho



LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-08097

TUNNEL CREEK, Inc.
c/o KEN ASHLEY,
TREASURER
Box 351

Twin Falls, Idaho 83303-351

Source: GROUND-WATER

Diverion Pt: SESWNW Sec 22 T 10S R 17E; off Locust Street near Volco Building Supply, Twin Falls.

Use: INDUSTRIAL COOLING (.500 CFS) (.500 CFS)

Date Filed: 5/23/1988

IN: T10S R17E S22 SWNW

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before SEPTEMBER 6, 1988.

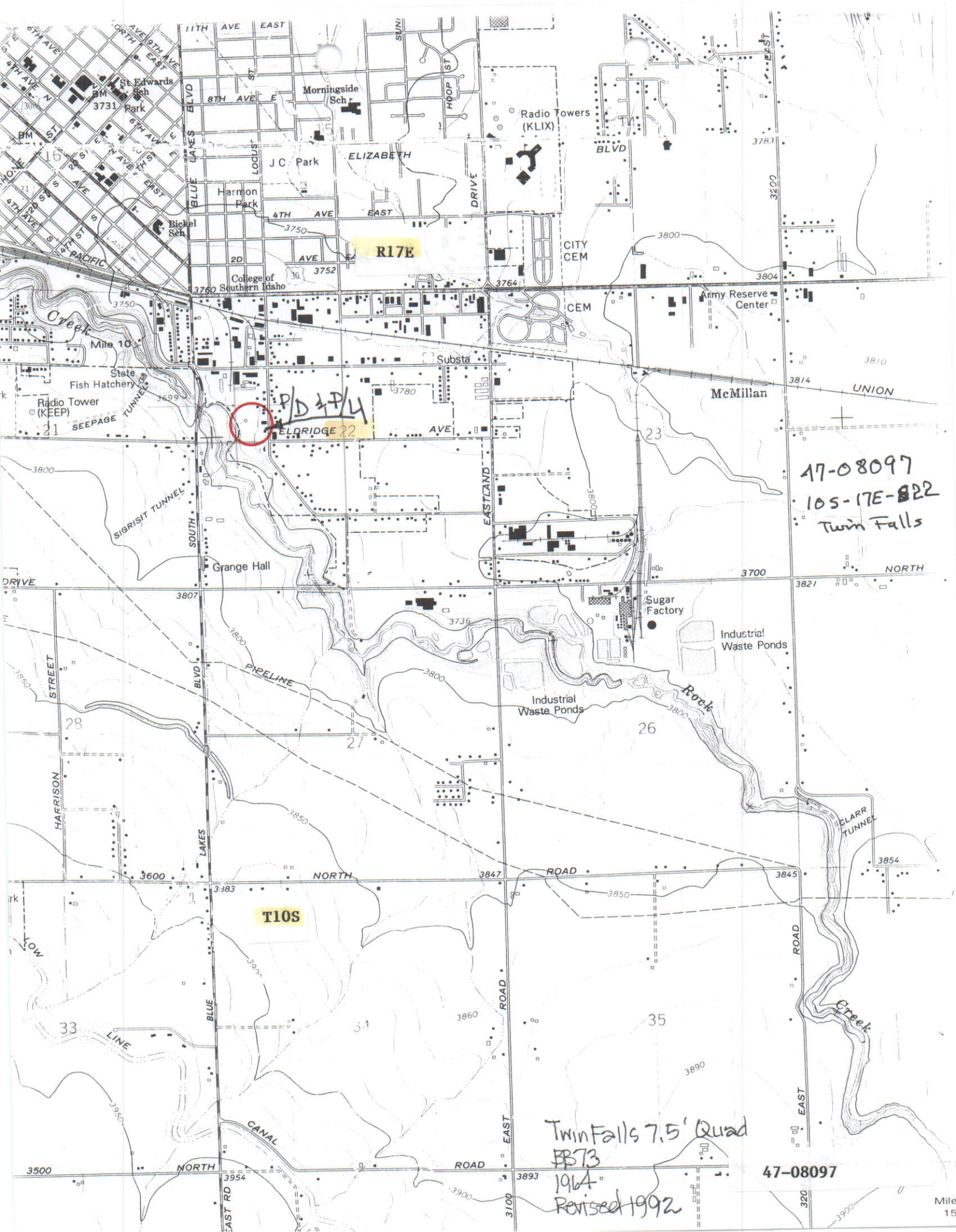
R. Keith Higginson,
Director

PUBLISH: Thursday, August 18 and 25, 1988.

OK MB
11/21/88

MICROFILMED

AUG 22 1989



47-08097
105-17E-822
Twin Falls

T10S

Twin Falls 7.5' Quad
BB73
1964
Revised 1992

47-08097



from city
water is treated before going into
city sewer system See Below *



GPS Tag A0007846



photo looking SW'ly

* water from city system is treated
after
processing fish, and before the water
is diverted into the sewer system

the well water is used primarily for fish receiving and
because water is not contaminated like the
water used for processing fish, it
is land applied to neighboring farmers
property

13 Jan 1999

1000 hrs. Examiner: Satterlee, G.

Tunnel Creek Inc.
AKA Silver Crk Farms

47-08097

2/3

well diverts water
to pvc pipes

11/3/99

filled 2 32.5 gal
buckets in 15 seconds
=260 gpm = 0.58 cfs

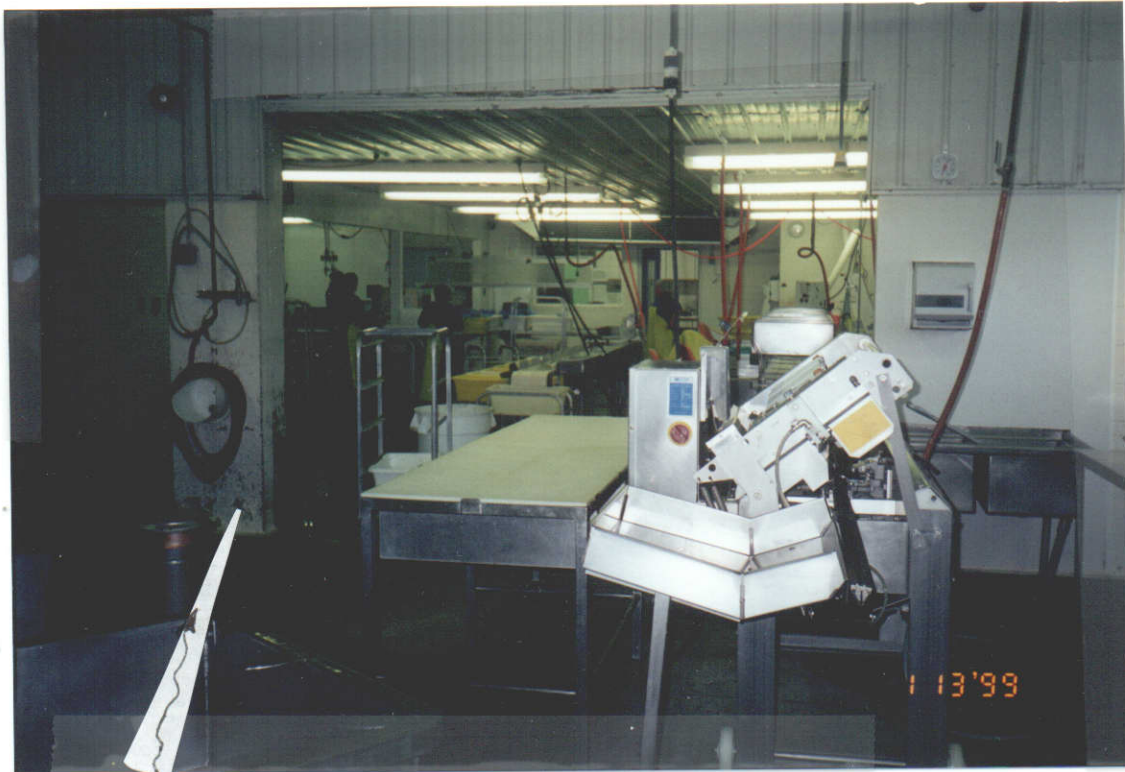
11/3/99

Tunnel Creek Inc.
AKA Silver Crk Farms

1000 hrs. Examiner: Satterlee, G.

47-08097

3/3



fish processing area(s)



2.5-3 million lbs
fish processed a year

Tunnel Creek Inc.
AKA Silver Crk Farms

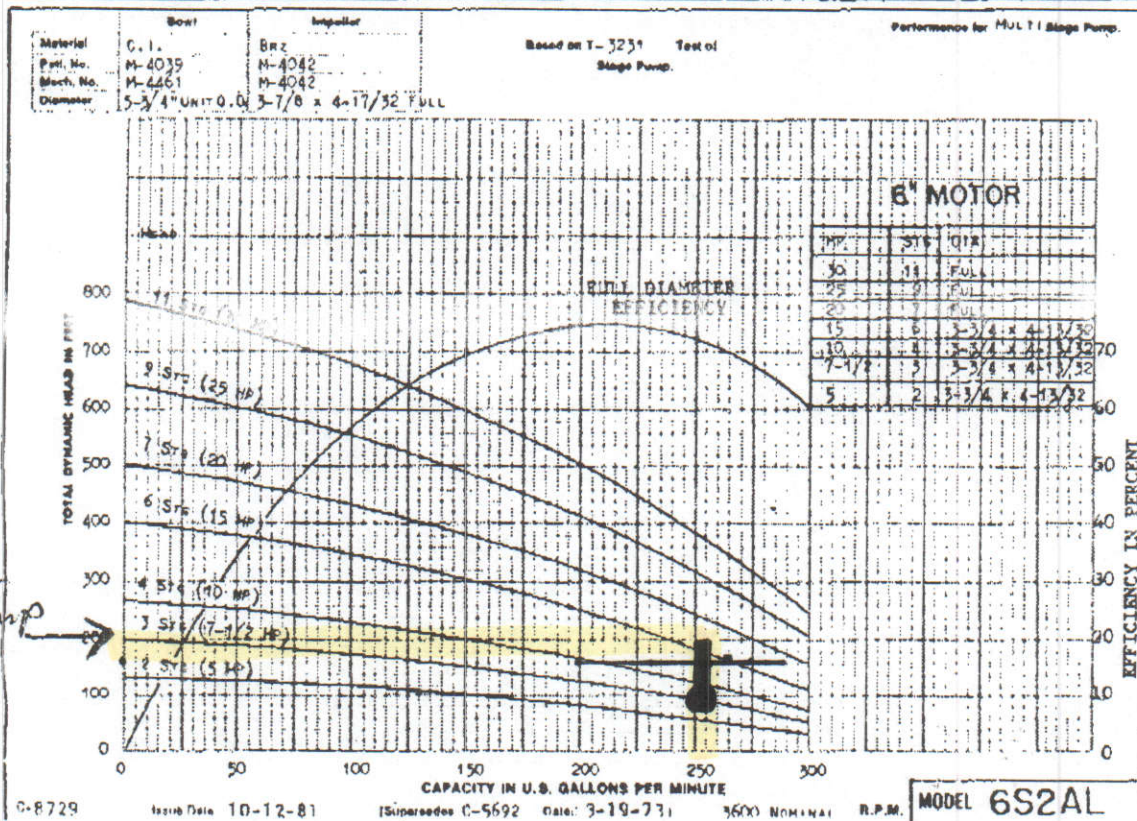
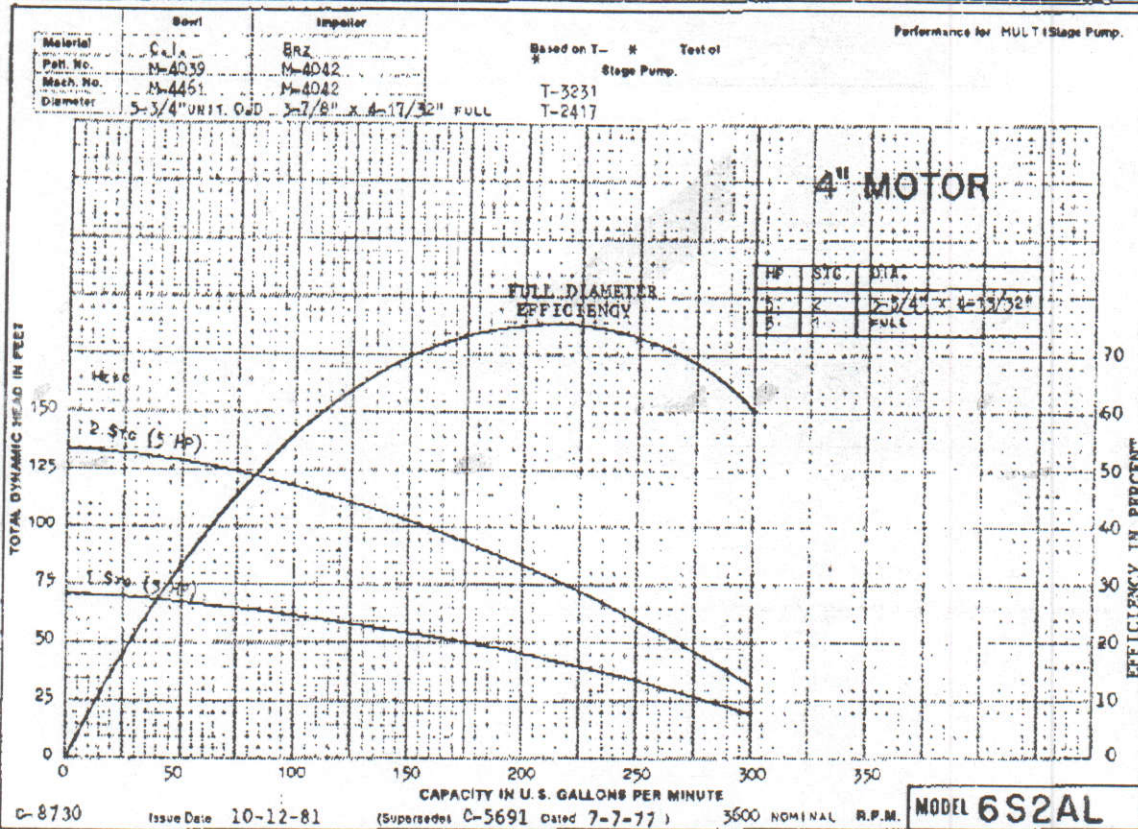
1000 hrs. Examiner:Satterlee,G.

47-08097



BERKELEY PUMP COMPANY
SUBMERSIBLE TURBINE PUMPS
 6" AND 7" BOWLS
 PERFORMANCE CURVES

CURVE	2500
DATE	1-15-82
PAGE	1.62
SUPERSEDES	
Curve 2500 Page 1.62	
Dated 6-5-78	



RECEIVED
MAY 11 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 100.00

Date 5-11-92

Receipt No. 0024087

Receipt by [Signature]

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. 47-08097 Telephone No. (208) 736-0829
2. Name(s) of Permit Holder(s): SILVER CREEK FARMS, INC. (FORMERLY DBA TUNNEL CREEK, INC.)
3. Mailing Address: P.O. Box 351 TWIN FALLS, ID. 83303
4. Source of Water: WELL

If **GROUNDWATER**, Well Driller's Name: WALKER WATER SYSTEMS Date Drilled: 11-18-87

OPTIONAL:

Pump horsepower: 7 1/2 Pressure (psi): 60# Dynamic pumping level (ft.): 25

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

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

Irrigation _____ (No. of acres) Other INDUSTRIAL + COOLING

6. Total rate and/or volume for which proof is submitted .5 cfs OR _____ acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)

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

KEN ASHLEY 736-0829 OR DAVID MCCOLLUM
Name Telephone No.

P.O. Box 351 TWIN FALLS, ID.
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.

5-8-92
Date

[Signature] President
Signature (and title, if on behalf of a company or organization)

RECORDED
MAY 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 47-08097

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant TUNNEL CREEK INC Phone 736-0829

Post office address Box 351 Twin Falls Idaho 83303

2. Source of water supply WELL (GROUNDWATER) which is a tributary of SE SW NW

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____

Sec. 22 Township 10S Range 17E B.M. Twin Falls County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.5 cfs INDUSTRIAL purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.5 cfs COOLING 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) 0.5 cfs 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, NO PIPE
system to supply fire holding tanks. Heat pump to cool
building

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 6 inches; proposed depth of well is 180 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
2.5 years (minimum 1 year).

MICROFILMED

AUG 22 1989

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. WATER TO BE USED TO HOLD LIVE FISH
PRIOR TO PROCESSING

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10S	17E	22	I						I/C										0.5 cfs

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? APPLICANT

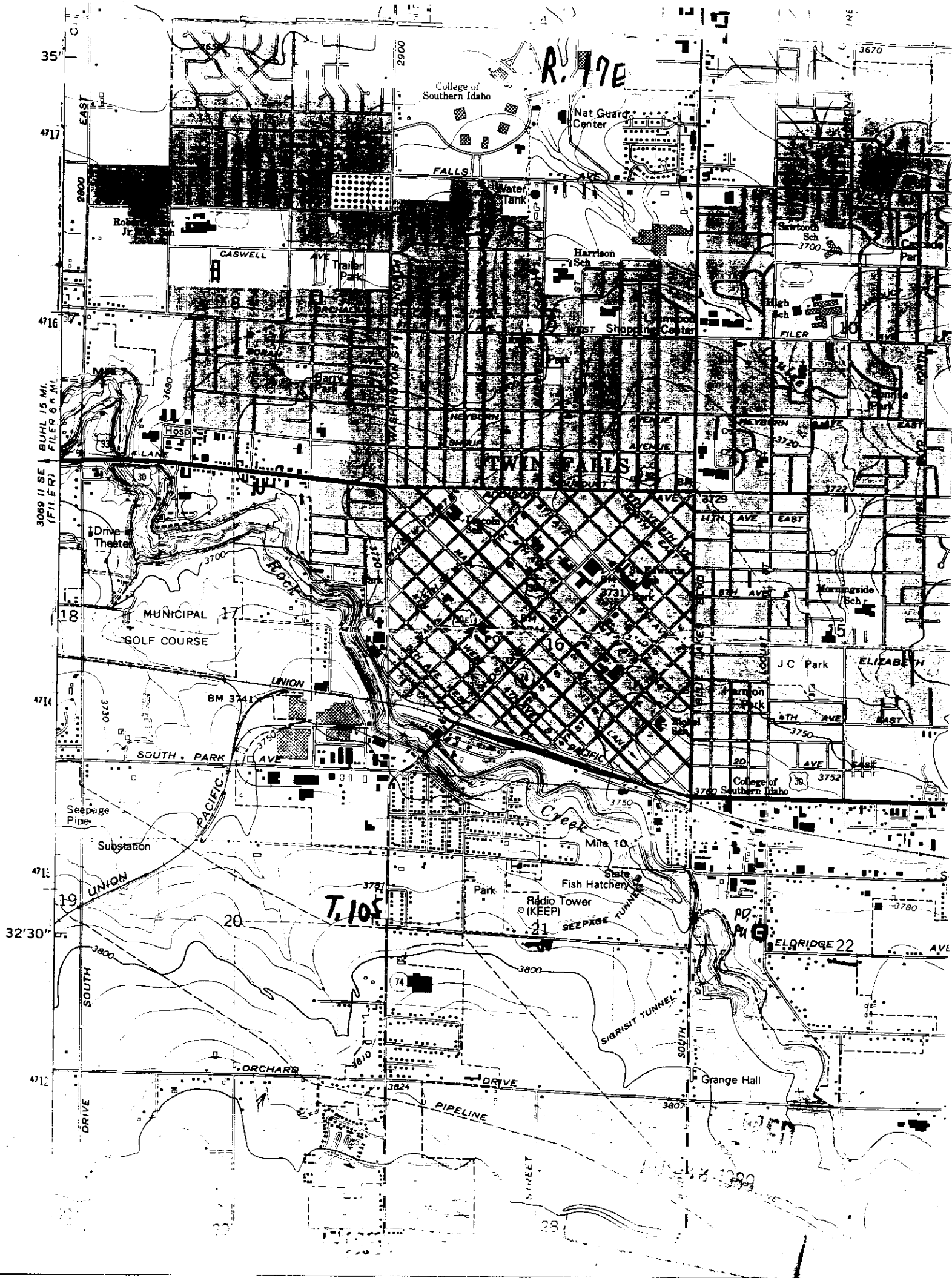
b. Who owns the land to be irrigated or place of use? _____

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: _____

RECORDED

AUG 4 1989



A full-page sheet of white graph paper featuring a uniform grid of thin black lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. There are no margins, text, or other markings on the page.

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.

AUG 22 1989

Charles F. Vance, Inc.
(Applicant)
Treas.

Proposed Priority 5/23/88

Received by J.F. Stanton Date 5-23-88 Time 2:10 pm Preliminary check by AD
Fee \$ 45.00 Receipted by JS # 5000243 Date 5-23-88
Publication prepared by M. Baldwin Date 7/22/88 Published in Times News
Publication approved M. Baldwin Date 11/21/88

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. 47-8097, and said application is hereby APPROVED.

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 July 1, 19 92.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Witness my hand this 15th day of June, 1989.

J. Glen Saxton

MICROFILMED

AUG 22 1989

COLEMAN, McINTYRE, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

TELEPHONE (208) 734-1224

FAX (208) 734-3983

OF COUNSEL
C. G. McINTYRE, P.A.

June 6, 1989

RECEIVED
JUN 07 1989

Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

Department of Water Resources

ATTENTION: Mr. Gary Spackman, Supervisor
Water Allocations Section

Re: Tunnel Creek, Inc.
Application to Appropriate Water No. 47-8097

Dear Mr. Spackman:

Thank you for your letter of June 1, 1989. The following are the names and respective addresses of the directors and officers of Tunnel Creek, Inc., as identified in my letter to you dated May 15, 1989:

J. D. McCollum
P. O. Box 112
Twin Falls, ID 83303-0112

Mark L. Luper
Route 4, Box 101
Buhl, ID 83316

Joanne W. Luper
Route 4, Box 101
Buhl, ID 83316

Kenneth Ashley
2330 Longbow Drive
Twin Falls, ID 83301

Joseph D. McCollum, Jr.
P. O. Box 1617
Boise, ID 83701-1

MICROFILMED

AUG 22 1989

COLEMAN, MCINTYRE, RITCHIE & ROBERTSON

Department of Water Resources

Page 2

June 6, 1989

If I can be of any further assistance, please let me know.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Thomas M. Robertson".

THOMAS M. ROBERTSON

TMR/mf

cc: Joe McCollum
Ken Ashley

MICROFILMED

AUG 22 1989

Affidavit of Publication

Nº 18964

STATE OF IDAHO,
COUNTY OF TWIN FALLS

ss.

I, Linda Capps McShane 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 Weeks, commencing with the issue dated

August 18, 1988, and ending with the issue dated August 25, 1988.

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.

Linda Capps McShane
Subscribed and sworn to before me on this 31 day of

August, 1988.

Dianna Bruce
Notary Public in and for the County of Twin Falls,
State of Idaho, residing at Twin Falls, Idaho



LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-08097

TUNNEL CREEK, Inc.
c/o KEN ASHLEY,
TREASURER
Box 351
Twin Falls, Idaho 83303-351

Source: GROUND-WATER

Diversion Pt: SESWNW Sec 22 T 10S R 17E; off Locust Street near Volco Building Supply, Twin Falls.

Use: INDUSTRIAL COOLING (.500 CFS)

Date Filed: 5/23/1988

N: T10S R17E S22

WNW
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before SEPTEMBER 6, 1988.

Keith Higginson,
Director
PUBLISH: Thursday,
August 18 and 25, 1988.

OK MB
11/21/88

MICROFILMED

AUG 22 1989

MAY 10 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 47-08097

1. Owner: Silver Creek Farms Phone No. 736-0829

Current Address: PO Box 351, Twin Falls, ID. 83303

2. Accompanied by: Dave McCollum EXAM DATE: 12/2/99

Address: _____ Phone No. _____

Relationship to Permit Holder: President of Slvr. Crk. Farms

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

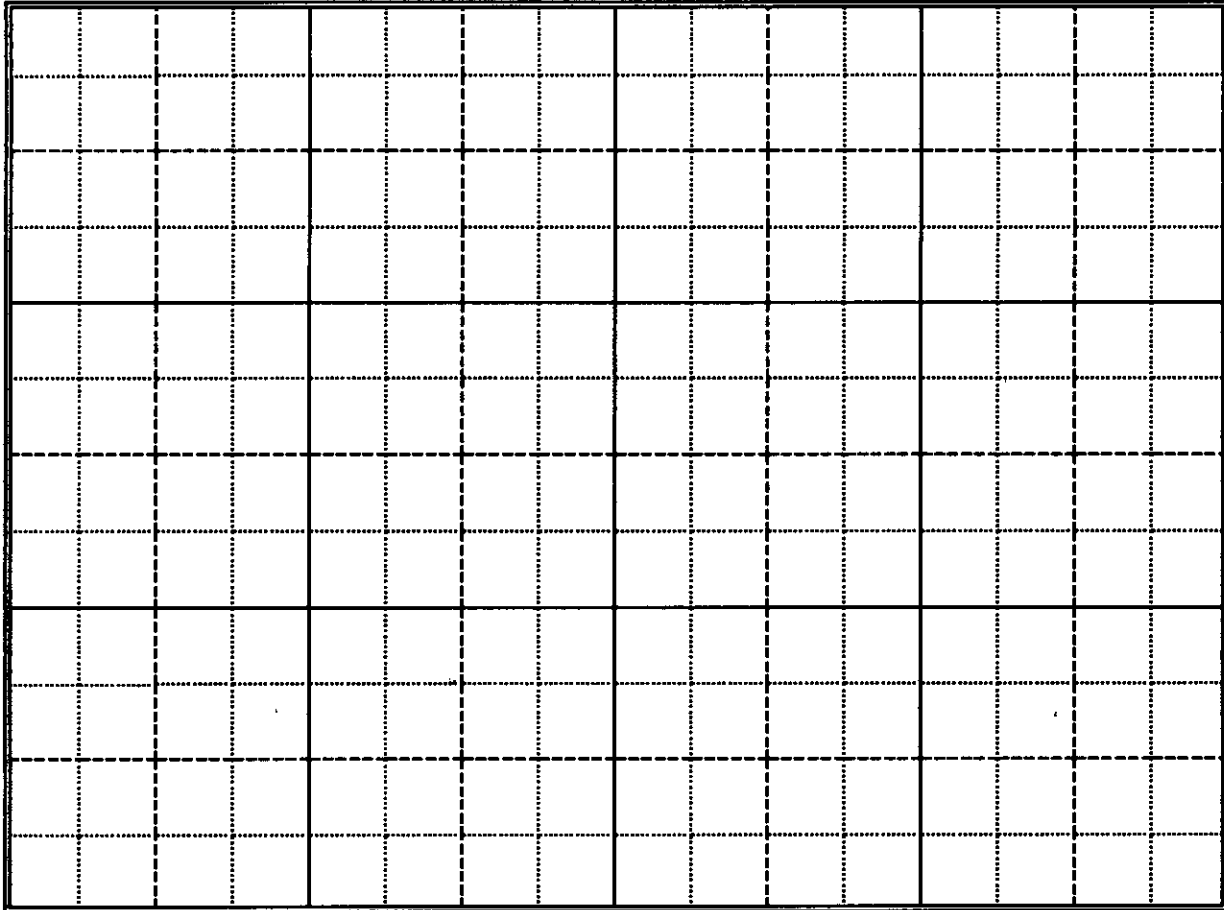
[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[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 Quadrange 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
A0007846		7.5		BERKELEY	

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

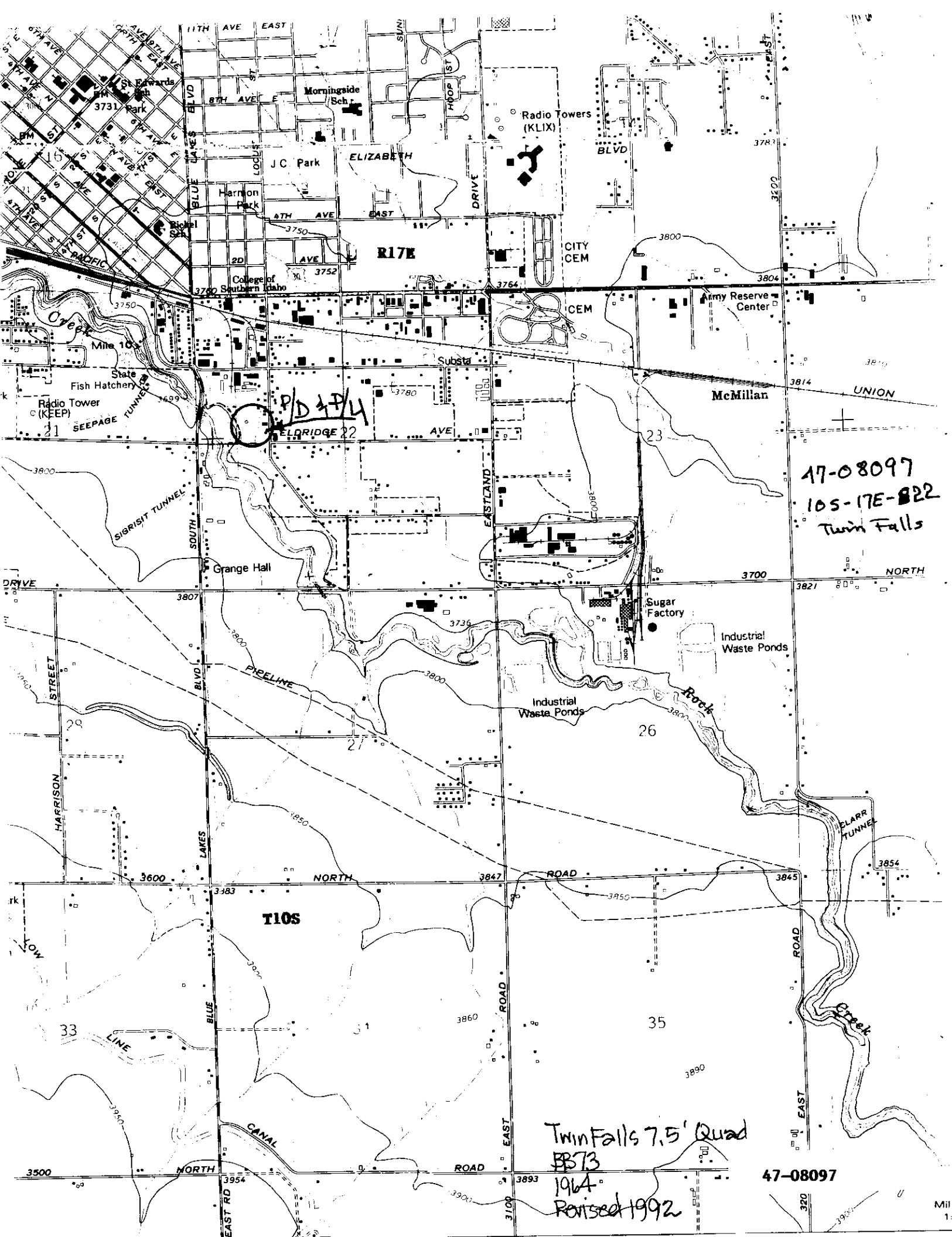
Theoretical Calculation: $\frac{8.8(7.5)(0.70)}{26 + 45(2.31)} = \frac{46}{130} = 0.35 \text{ cfs}$

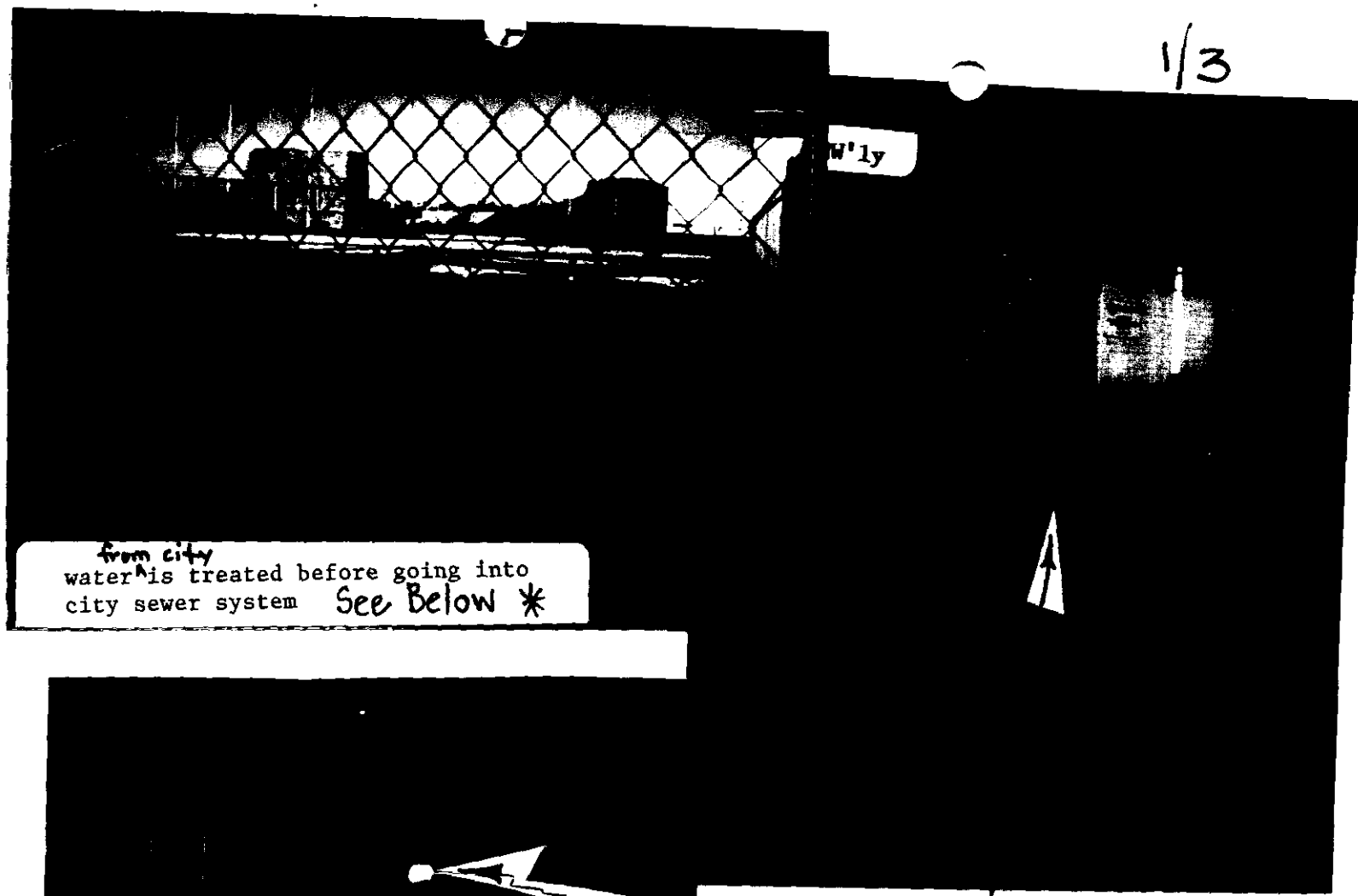
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
BUCKET/STDPWATZ						

2. Measurements: Pumpcurve included





from city
water is treated before going into
city sewer system See Below *



GPS Tag A0007846

* water from city system is treated
after
processing fish, and before the water
is diverted into the sewer system

the well water is used primarily for fish receiving and
because water is not contaminated like the
water used for processing fish, it
is land applied to neighboring farmers
property

photo looking SW'ly

13 Jan 1999

1000 hrs. Examiner: Satterlee, G.

Tunnel Creek Inc.
AKA Silver Crk Farms

47-08097

2/3

well diverts water
to pvc pipes

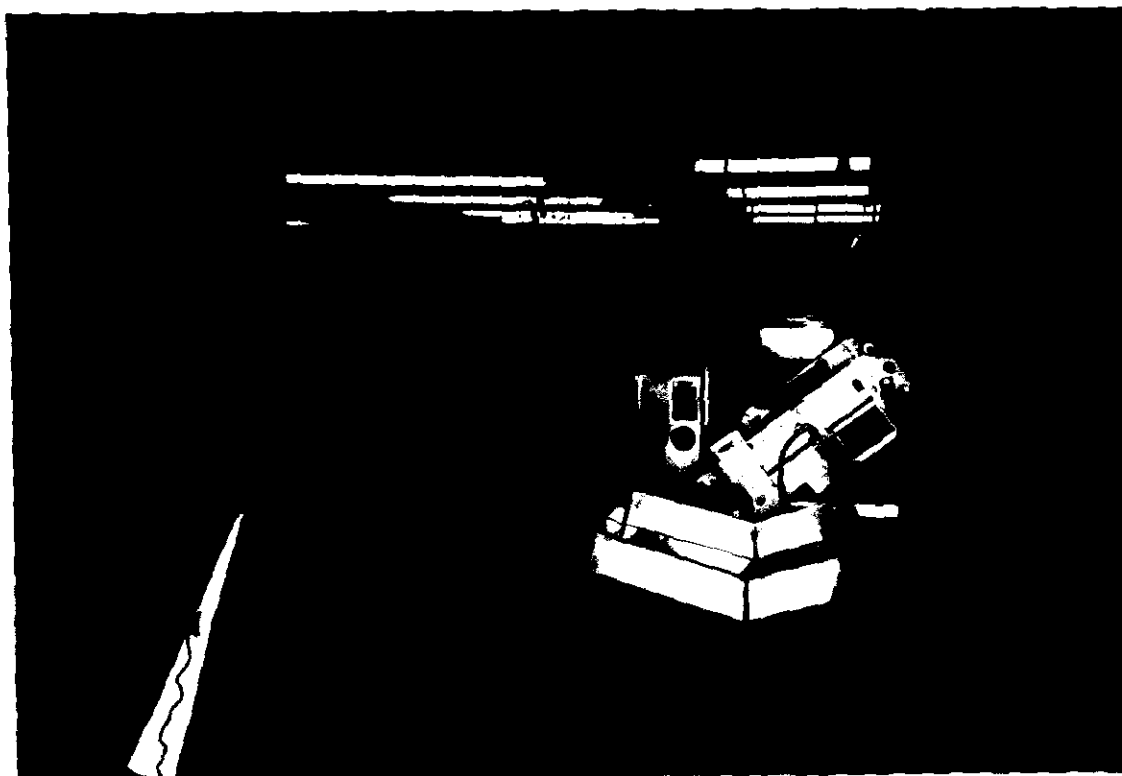
filled 2 32.5 gal
buckets in 15 seconds
=260 gpm = 0.58 cfs

Tunnel Creek Inc.
AKA Silver Crk Farms

1000 hrs. Examiner:Satterlee,G.

47-08097

3/3



fish processing area(s)



2.5-3 million lbs
fish processed a year

Tunnel Creek Inc.
AKA Silver Crk Farms

1000 hrs. Examiner: Satterlee, G.

47-08097

WR0729NP
No. 47-08097

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/27/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TUNNEL CREEK INC: <i>Silver Crk</i>	05/23/1988	INDUSTRIAL	01-01 12-31	0.50 CFS	
	P.O. BOX 351		COOLING	01-01 12-31	0.50 CFS	
	TWIN FALLS ID 83303-351					
	(208) 736-0829					
TOTAL DIVERSION:					0.50 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T10S R17E S22 SE SW NW

Place of use Legal Description for: INDUSTRIAL

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NE	NW	SW	SE	:	NE	NW	SW	SE	:	
10S	17E	22	:	:	:	:	:	:	:	:	:	:	:	:	

Place of use location for COOLING is the same location as described for: INDUSTRIAL

Pou County: TWIN FALLS

Non-Irrigation Uses: I/FISH HOLDING

Conditions of Approval:

- 004 - The issuance of this permit in no way grants any right-of-way or easement across the land of another.
- 046 - Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 026 - Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
- 09E - Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Dates:	App. Received: 05/23/1988	Priority Date: 05/23/1988
	Proof Due Date: 07/01/1992	Proof Made Date: 05/11/1992
	Exam Made Date:	Exam Sent to S.O.:
	Licensed Date:	

Misc: Water District Number: Field Exam Fee: R (Received)

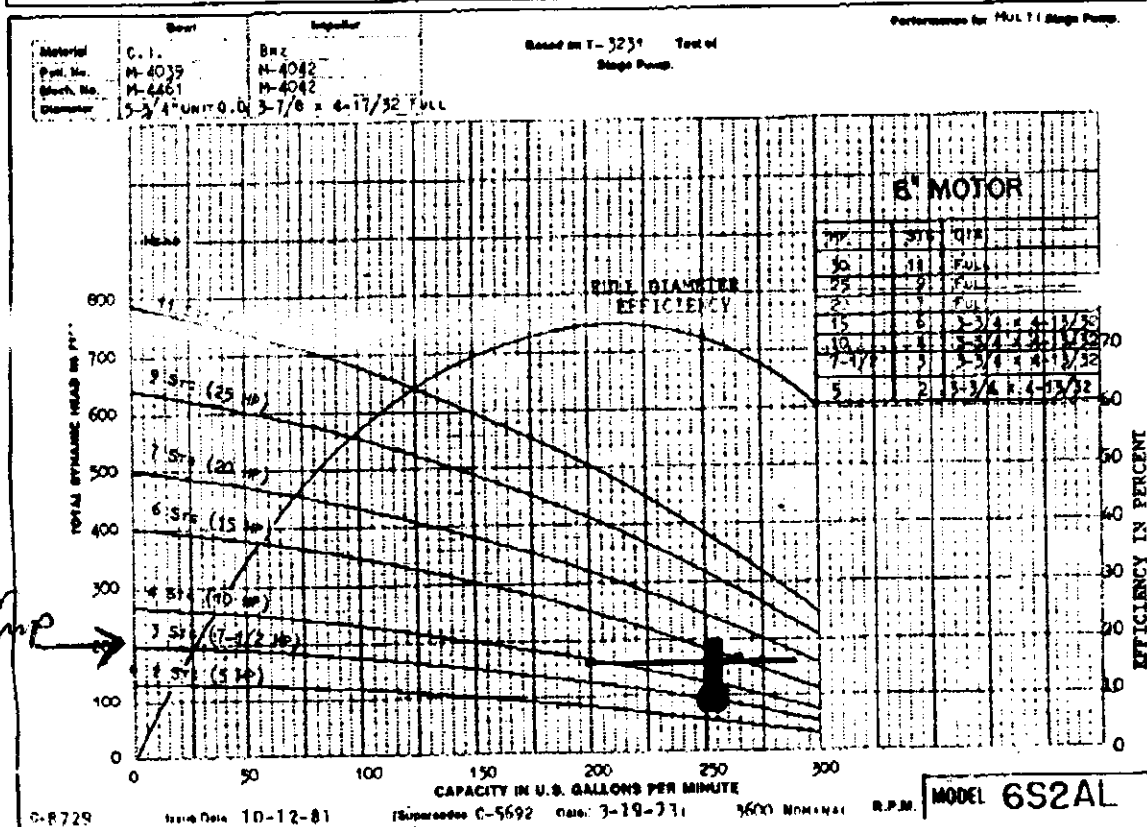
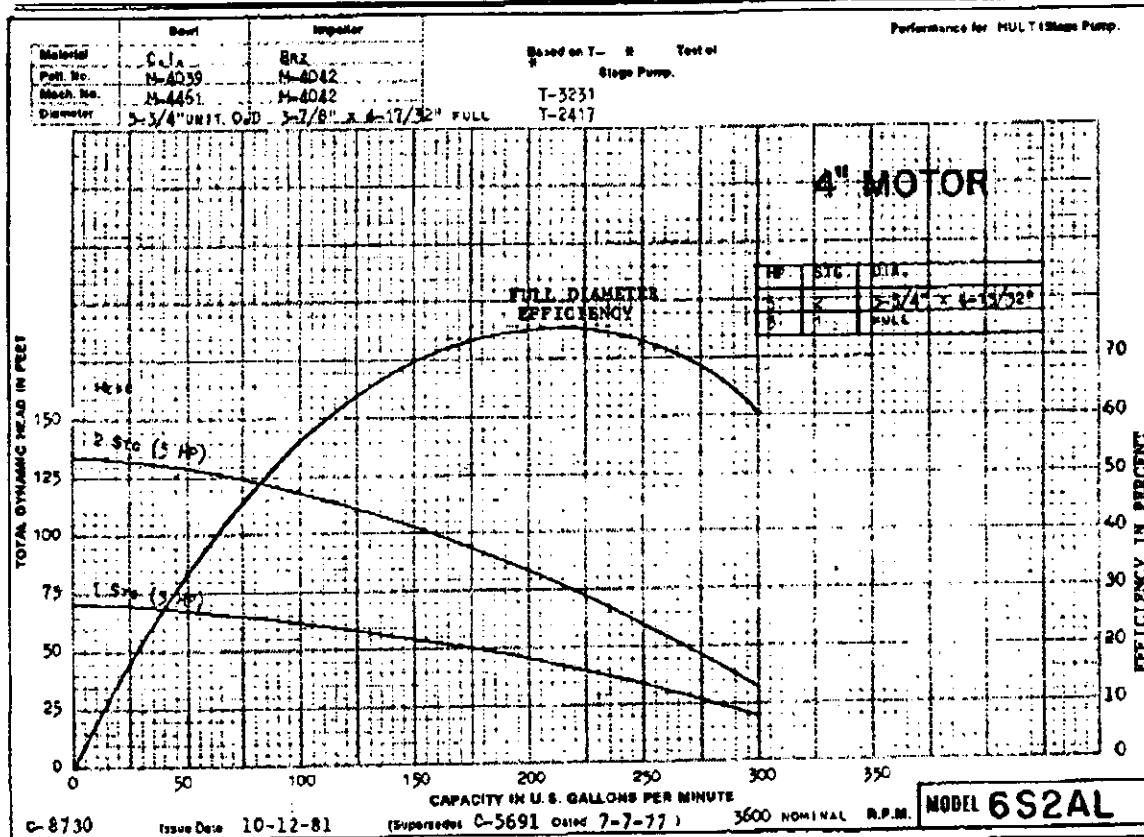
Audit: 07/27/88 BALDWIN 06/16/89 CURTIS 07/25/89 CURTIS 05/15/92 GUSTAFSSO

Walker Water Systems



BERKELEY PUMP COMPANY
SUBMERSIBLE TURBINE PUMPS
 6" AND 7" BOWLS
 PERFORMANCE CURVES

CURVE	2500
DATE	1-15-82
PAGE	1.62
SUPERSEDES	
Curve 2500 Page 1.62	Dated 6-5-78



WD0731NP
(00-0731)

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLING PERMIT NUMBER INDEX

DATE: 02/01/99
PAGE: 1

PERMIT NUMBER	OWNER CODE	NAME & ADDRESS	TWP	RGE	SEC	TRACT	LOT	COUNTY	ACC FLG
47-87-C-0003-801	O	TUNNEL CREEK INC BOX 112 TWIN FALLS, ID 83301	10S	17E	22	NE NW SW		TWIN FALLS	L

Subdivision Well Site Location and Description:
Subdivision Name:
Well Site Address:
City, State:

Lot(s):
Block(s):

Geographic Location:
GPS Site ID:
Lat: : : N
Long: : : W
Accuracy Code:

Proposed Use of Well: Exploratory Proposed Casing Diameter: 6 In.
Anticipated Bottom Hole Temperature: 85F or Less

Proposed Depth: 250 Ft.

Well Use Comments: LOG SHOWS: INDUSTRIAL & FISH USE, APPLICATION FOR TEST WELL ONLY

Driller License No: 0015

Firm Name: WALKER WATER SYSTEMS INC
Official: EUGENE W WALKER

Permit Status: Filed

Verbal Issue Date:
Date Received: 10/29/1987
Date Approved: 11/03/1987
Proposed Start Date: 11/03/1987
Extension Date:
Extension Expiration:

Receipt No.	Receipt Date	Fee
44312	NOT ON FILE	\$
	NOT ON FILE	
	NOT ON FILE	
	NOT ON FILE	
	NOT ON FILE	

Specific Conditions: 7. A DRILLING PROSPECTUS SHALL BE SUBMITTED TO THE DEPARTMENT FOR REVIEW AND APPROVAL PRIOR TO DRILLING OF THE WELL.
8. THIS DRILLING PERMIT DOES NOT REPRESENT A WATER RIGHT AND DOES NOT IMPLY THAT A WATER RIGHT FOR THE INTENDED USE WILL BE APPROVED.
9. THE WELL SHALL NOT BE CONSTRUCTED DEEPER THAN 250 FEET UNLESS AUTHORIZED IN WRITING BY THE DEPARTMENT.
10. WATER SHALL NOT BE DIVERTED AND USED FOR PURPOSES OTHER THAN SINGLE FAMILY DOMESTIC OR STOCKWATER UNLESS A WATER RIGHT PERMIT IS APPROVED.
11. IF WATER WITH A BOTTOM HOLE TEMPERATURE OF 35 F. OR MORE IS OBTAINED, THE WELL OWNER SHALL FILE A BOND IN COMPLIANCE WITH SECTION 42-235, IDAHO CODE. DATED THIS 3RD DAY OF NOVEMBER 1987.

Permit Remarks: INDUSTRIAL AND OTHER SPECIFYING TEST WELL WAS ON APPLICATION. ATTACHED LETTER STATING CANNOT USE WELL UNTIL WATER RIGHT APPROVED AND COPY OF WELL REPORT TO THIS PERMIT. DS

=====

WELL DRILLING PERMIT NUMBER INDEX: Permit No. 47-87-C-0003-801 (cont'd)

Well Remarks:

Condition of well, Repairs Required:

Proposed Methods of Repair or Abandonment:

Conditions of Approval:

Comments: No Comments Found

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

Drilling Permit No: 47-87-C-0003-801
Log Status: Sent To/Microfilmed

Water Right No:
Injection Permit No:

Nature of Work: NEW WELL

Construction Method: ROTARY AIR

Number of Monitor Wells:

Casing Diameter: 8 In.
Depth of Casing: 67 Ft.
Total Depth: 180 Ft.
Screen Installed? No

Static Water Level: 25 Ft.
Temperature: 63 F.
Production Rate: 100.00 GPM

Actual Start Date: 11/16/1987
Well Finish Date: 11/18/1987
Log Received Date: 12/03/1987
Certification Date: 11/25/1987
Field Inspection Date:

Inspector:

Violation Flag:

Well Log Remarks: SURFACE SEAL 30 FT. BENT USED, OVERBORE METHOD.
MICROFICHE DOES NOT REFLECT CORRECT SUFFIX 801. DS
DRILLER COMMENTS: WATER QUALITY GOOD.
PERF: #16 FROM 55 TO 60 FT. TORCH USED.
GPM STATES: 100+ DISCHARGE.
ACTUAL CASING DEPTH 67'7", STATIC WATER LEVEL 25'8 1/2"
ENTERED WELL REPORT FROM MICROFICHE COPY 7-2-97. DS
LOG STATES: NO WATER RIGHT.

- - - - - AUDIT INFORMATION - - - - -

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

>

DATE

January 14, 1999 9:32am

CUSTOMER

Silver Creek Farms, Inc.

SUBJECT: 47-07367,-07377,-08097,-14003,-14017 and A47-07091
phone call (.) walk-in (.) other (x)

Sent Dave McCollum Change of Ownership form and a SA envelope.

State of Idaho

Department of State

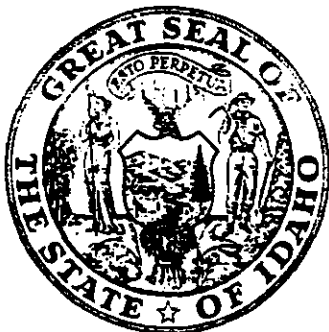
CERTIFICATE OF AMENDMENT OF

TUNNEL CREEK, INC.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of Articles of Amendment to the Articles of Incorporation of SILVER CREEK FARMS, INC. duly signed and verified pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Amendment to the Articles of Incorporation and attach hereto a duplicate original of the Articles of Amendment.

January 21, 1992



Pete T. Cenarrusa

SECRETARY OF STATE

[Signature]

Corporation Clerk

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
FEB 22 1999
Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 47-07367, -07377, -08097
 Adjudication Claim No(s).: 47-14003; 14017 A47-07091

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Tunnel Creek Ranch, Inc
PO Box 351, Twin Falls, ID. 83303

4. New Owner/Claimant(s) SILVER CREEK FARMS, INC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address same address as above
name change only Certificate of Amendment attached.
 City, State and ZIP Code _____
 New Telephone Number () _____

5. Date you acquired the property 21 January 1992

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) [Signature]
President, Silver Creek Farms, Inc.
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 24, 1998

Tunnel Creek, Inc.

~~Mark L. Lupher~~

PO Box 351

Twin Falls, ID. 83303

David McCollum

736-0829

FIELD EXAM NOTICE

RE: Permit 47-07367, -08097

Dear Mr. Lupher,

We are planning to conduct water right examinations in the vicinity of the above-referenced permit beginning on January 11, 1999. An examination is needed to verify your water use in order to issue a water right license.

Please be advised that you will need to operate your system under normal condition during the examination.

In order to conduct your exam as efficiently as possible, we ask that you call this office to schedule a day and time convenient for you.

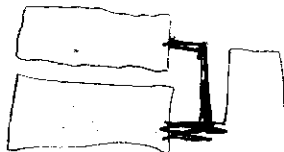
If there is a problem with scheduling or conducting the examination at this time, please call and other arrangements can be made.

Sincerely,

Georgia Satterlee

Georgia Satterlee
Sr. Water Resource Agent

450 S. Locust



file processing

E. NARRATIVE/REMARKS/COMMENTS

E. NARRATIVE/REMARKS/COMMENTS

FROM: Georgia Satterlee
DATE: 11 February 1999
RE: 47-08097

On 13 January 1999 at 0900 hrs., I met with David McCollum and Lamar Sylten to conduct the field examination. McCollum is the President of Silver Creek Farms. In 1992, Silver Creek Farms changed the name from Tunnel Creek, Inc. Mr. Sylten is the manager of one of the fish farms, please see examination conducted for 47-07367.

The well is located in the SESWNW $\frac{1}{4}$ of Section 22, T10S, R17E. The point of diversion is also located on the west side of Locust Street and south 100 feet of the processing plant (business address is 450 South Locust Street). A GPS Tag A0007846 is nailed on the wooden pumphouse that covers the well.

A measurement was accomplished using two 32.5 gallon garbage cans and a stopwatch. Both cans were filled in 15 seconds. There were several measurements taken with the same results.

Mr. McCollum said the well is used primarily in the fish receiving area. The well operates approximately one hour per day, between 165-250 days a year.

At this time, Silver Creek Farms is using some water from the City of Twin Falls for fish processing, gutting, cleaning, etc. Mr. McCollum foresees the city water system eventually being phased out. He continued to say, when Silver Creek Farms is no longer using the city's water, the well would be pumping an additional 25,000 gallons per day.

The post-processed water, from the city, is treated through filtration and settlement ponds prior to being dumped into the city sewer system. Because the well water is used primarily for receiving fish, the water is non-contaminated. The recycled water is applied to the land of neighboring farms.

The potential operation of processing is no more than 250 days per year. Actual operation is no less than 165 days per year.

260gpm (60 min) = 15,600 gal/hr (250 days)
= $\frac{3,900,000 \text{ gal/year}}{325,850}$ 11.97 ac/ft

260gpm (60 min) = 15,600 gal/hr (165 days)
= $\frac{2,574,000 \text{ gal/year}}{325,850}$ 7.90 ac/ft

12+8 = 20/2 = 10 afa

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

BUCKET/STOPWATCH

$$\frac{65 \text{ gal}}{15 \text{ sec}} = \frac{X \text{ gpm}}{60 \text{ sec}} \quad X = \frac{260 \text{ gpm}}{450} = \underline{\underline{0.58 \text{ cfs}}}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

PERMIT FEE LIMIT	1.00
PERMIT RATE	0.50
MEASURED RATE	0.58
RECOMMEND RATE	0.50

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Industrial</u>	<u>1/1</u>	<u>12/31</u>	<u>0.50</u>	<u>10 afa</u>
<u>Cooling</u>	<u>1/1</u>	<u>12/31</u>	<u>" "</u>	<u>" "</u>
Totals:			<u>0.50</u>	<u>10 afa</u>

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. AUTHENTICATION

Field Examiner's Name

Gerrin Satterlee

Date

11 February 1999

Reviewer

Date

SEAL



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

February 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SILVER CREEK FARMS INC
PO BOX 351
TWIN FALLS ID 83303

RE: Change of Ownership for 47-07367/47-07377/47-08097

Dear Permit Holder(s):

The Notice of Change of Water Right Ownership form that you sent to our Southern Region office has been forwarded to me for processing.

Of the three (3) files indicated above, only 47-07377 is a licensed water right. We can accept the name change requested with the paperwork you supplied. The other two (2) files, 47-07367 & 47-08097, are still in the **permit** stage and will require an Assignment of Permit form for each file. There is a \$25.00 filing fee required for each assignment of permit.

I have enclosed two (2) Assignment of Permit forms for your convenience. We will be happy to complete your ownership change request upon receipt of the assignment forms and the filing fees.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

47-8097

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

M E M O R A N D U M

DATE: JULY 31, 1992 139372
TO: WATER RIGHT HOLDERS AND APPLICANTS IN TWIN FALLS
LOW-TEMPERATURE GEOTHERMAL MORATORIUM AREA
FROM: NORM YOUNG
RE: EXTENSION OF MORATORIUM

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

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

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

May 15, 1992

TUNNEL CREEK INC.
P.O. BOX 351
TWIN FALLS ID 83303-351

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 47-08097

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

RECEIVED
MAY 18 1992

RECEIVED
MAY 11 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY
Amt. of Fee \$ 100.00
Date 5-11-92
Receipt No. C024087
Receipt by [Signature]

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. 47-08097 Telephone No. (208) 736-0829
2. Name(s) of Permit Holder(s): SILVER CREEK FARMS, INC. (FORMERLY DBA TUNNEL CREEK, INC.)
3. Mailing Address: P.O. BOX 351 TWIN FALLS, ID. 83303
4. Source of Water: WELL

If GROUNDWATER, Well Driller's Name: WALKER WATER SYSTEMS Date Drilled: 11-18-87

OPTIONAL:

Pump horsepower: 7 1/2 Pressure (psi): 60# Dynamic pumping level (ft.): 25

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

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

Irrigation _____ (No. of acres) Other INDUSTRIAL + COOLING

6. Total rate and/or volume for which proof is submitted .5 cfs OR _____ acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)

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

KEN ASHLEY 736-0829 OR DAVID MCCOLLUM
Name Telephone No.

P.O. BOX 351 TWIN FALLS, ID.
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.

5-8-92
Date

[Signature] President
Signature (and title, if on behalf of a company or organization)

RECEIVED
MAY 18 1992

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

RECEIVED

OCT 29 1987

Department of Water Resources

1. Applicant Tunnel Creek Inc.

2. Address Box 112 Twin Falls ID 83301

☒ Well Owner ☐ Well Operator ☐ Other, specify _____

3. Water right permit no. _____; Injection well permit no. _____

4. Proposed well location NE 1/4 NW 1/4 SW 1/4, or Gov't lot No. _____,
Sec. 22, Twp. 10 S, Rge. 17 E, County Twin Falls,
Lot, block and subdivision _____

5. Proposed use of well: (Check all that apply)

☐ Domestic ☐ Stockwater ☐ Monitoring
☐ Irrigation ☒ Industrial ☐ Municipal
☐ Injection ☒ Other, Specify Test Well

6. Well construction information:

☐ New well ☐ Deepen ☐ Replace

Proposed surface diameter 6" Proposed depth 250

Anticipated bottom hole temperature:

☒ 85° F or less (Cold water well)
☐ 85° F to 212° F (Low temp. geothermal well)
☐ 212° F or more (Geothermal well)

MICROFILMED

MAY 18 1992

7. Anticipated construction start date Nov 3, 1987

8. Well Driller (if known) Walker Water Systems #015

Address _____

Date 10/28/87 Applicant's signature [Signature]

Title Comptroller

* After other pre-requisite approvals have been obtained.

Log Rev

ACTION OF IDWR

(☒) Approved () Denied

47-87-2-003

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. The permit holder or his representative shall notify the Department ten (10) days prior to the start of construction unless good cause for later notification can be shown.
4. 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.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

SPECIFIC CONDITIONS:

7. A drilling prospectus shall be submitted to the department for review and approval prior to drilling of the well.
8. This drilling permit does not represent a water right and does not imply that a water right for the intended use will be approved.
9. The well shall not be constructed deeper than 250 feet unless authorized in writing by the department.
10. Water shall not be diverted and used for purposes other than single family domestic or stockwater unless a water right permit is approved.
11. If water with a bottom hole temperature of 85°F. or more is obtained, the well owner shall file a bond in compliance with Section 42-235, Idaho Code.

Dated this 3rd day of November, 1987.

Signed

Title

John E. Bial
SECTION MANAGER
GROUNDWATER PROTECTION

Received by M. Baldwin Fee 100⁰⁰ Date 10/28/87

Receipt No. 44312 Construction start date MICROFILMED

Construction start extension to MAY 18 1992

Extension approved by _____

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 <u>Tunnel Creek, Inc.</u> P. O. Box <u>112</u> Address <u>Twin Falls, ID 83301</u> Owner's Permit No. <u>47-87-Z-003</u> <i>OK</i>	7. WATER LEVEL Static water level <u>25' 8 1/2"</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>63 OF.</u> Quality <u>Good</u> Describe artesian or temperature zones below _____																																																																																														
2. NATURE OF WORK <i>No water right</i> ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td><u>100+</u></td> <td></td> <td><u>1 1/2</u></td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>100+</u>		<u>1 1/2</u>																																																																																								
Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																													
<u>100+</u>		<u>1 1/2</u>																																																																																													
3. PROPOSED USE <i>Approved for feed city</i> ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☒ Industrial ☐ Stock ☐ Waste Disposal or Injection ☒ Other Fish _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>12</td> <td>0</td> <td>5</td> <td>Surface dirt</td> <td></td> <td></td> </tr> <tr> <td></td> <td>5</td> <td>23</td> <td>Grey basalt</td> <td></td> <td></td> </tr> <tr> <td></td> <td>23</td> <td>26</td> <td>Broken basalt w/ red ash</td> <td></td> <td></td> </tr> <tr> <td></td> <td>26</td> <td>28</td> <td>Black basalt</td> <td></td> <td></td> </tr> <tr> <td></td> <td>28</td> <td>38</td> <td>Brown/black basalt w/ trace ash</td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td>38</td> <td>43</td> <td>Brown basalt w/ talc</td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td>43</td> <td>57</td> <td>Black/brown basalt w/ talc</td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td>57</td> <td>61</td> <td>Broken black basalt w/ lots talc</td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td>61</td> <td>67</td> <td>Grey basalt</td> <td></td> <td></td> </tr> <tr> <td>8</td> <td>67</td> <td>77</td> <td>Grey basalt</td> <td></td> <td></td> </tr> <tr> <td></td> <td>77</td> <td>88</td> <td>Black basalt w/ talc</td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td>88</td> <td>120</td> <td>Grey w/ brown basalt</td> <td></td> <td></td> </tr> <tr> <td></td> <td>120</td> <td>140</td> <td>Black basalt w/ some talc</td> <td></td> <td></td> </tr> <tr> <td></td> <td>140</td> <td>180</td> <td>Broken black basalt w/ lots talc</td> <td></td> <td>☒</td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	12	0	5	Surface dirt				5	23	Grey basalt				23	26	Broken basalt w/ red ash				26	28	Black basalt				28	38	Brown/black basalt w/ trace ash		☒		38	43	Brown basalt w/ talc		☒		43	57	Black/brown basalt w/ talc		☒		57	61	Broken black basalt w/ lots talc		☒		61	67	Grey basalt			8	67	77	Grey basalt				77	88	Black basalt w/ talc		☒		88	120	Grey w/ brown basalt				120	140	Black basalt w/ some talc				140	180	Broken black basalt w/ lots talc		☒
Bore Diam.	Depth		Material	Water																																																																																											
	From	To		Yes	No																																																																																										
12	0	5	Surface dirt																																																																																												
	5	23	Grey basalt																																																																																												
	23	26	Broken basalt w/ red ash																																																																																												
	26	28	Black basalt																																																																																												
	28	38	Brown/black basalt w/ trace ash		☒																																																																																										
	38	43	Brown basalt w/ talc		☒																																																																																										
	43	57	Black/brown basalt w/ talc		☒																																																																																										
	57	61	Broken black basalt w/ lots talc		☒																																																																																										
	61	67	Grey basalt																																																																																												
8	67	77	Grey basalt																																																																																												
	77	88	Black basalt w/ talc		☒																																																																																										
	88	120	Grey w/ brown basalt																																																																																												
	120	140	Black basalt w/ some talc																																																																																												
	140	180	Broken black basalt w/ lots talc		☒																																																																																										
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>11/16/87</u> finished <u>11/18/87</u>																																																																																														
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>.250</u> inches</td> <td><u>8 5/8</u> inches</td> <td><u>1 1/2</u> feet</td> <td><u>67' 7"</u> feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>1/8</u> inches by <u>4</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>16</u> perforations</td> <td><u>55</u> feet</td> <td><u>60</u> feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>30</u> 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 ☐ Cemented between strata Describe access port <u>well cap</u>	Thickness	Diameter	From	To	<u>.250</u> inches	<u>8 5/8</u> inches	<u>1 1/2</u> feet	<u>67' 7"</u> feet	Number	From	To	<u>16</u> perforations	<u>55</u> feet	<u>60</u> feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Walker Water Systems, Inc.</u> Firm No. <u>15</u> Address <u>624 Pierce Street</u> <u>Twin Falls, Idaho 83301</u> Date <u>11/25/87</u> Signed by (Firm Official) <u>Paul Walker</u> and (Operator) <u>Paul Walker</u>																																																																																
Thickness	Diameter	From	To																																																																																												
<u>.250</u> inches	<u>8 5/8</u> inches	<u>1 1/2</u> feet	<u>67' 7"</u> feet																																																																																												
Number	From	To																																																																																													
<u>16</u> perforations	<u>55</u> feet	<u>60</u> feet																																																																																													
6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Twin Falls</u> <u>NW</u> <u>1/4</u> <u>SW</u> <u>1/4</u> Sec. <u>22</u> T. <u>10</u> N. <u>17</u> E. <u>W.</u>																																																																																															

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

April 30, 1992

TUNNEL CREEK INC.
P.O. BOX 351
TWIN FALLS ID 83303-351

PROOF DUE NOTICE

RE: PERMIT NO. 47-08097

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, 1992. (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.

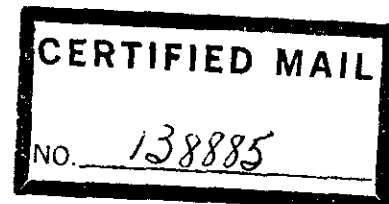
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



MAY 18 1992

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
June 16, 1989

TUNNEL CREEK, INC.
C/O KEN ASHLEY, TREASURER
BOX 351
TWIN FALLS, ID 83303-351

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 47-08097

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.

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.

We have enclosed 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 for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

AUG 22 1989



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

June 1, 1989

Thomas M. Robertson
Attorney at Law
P.O. Box 525
Twin Falls, ID 83303-0525

RE: Application to appropriate water no. 47-8097, in the name of
Tunnel Creek, Inc.

Dear Mr. Robertson:

Thank you for your letter dated May 15, 1989. I have enclosed a copy of the original letter that was mailed requesting a list of corporate officers and directors from Tunnel Creek, Inc. Please note that the request also asks for not only names but addresses of the directors and officers.

The list of officers and directors and their respective addresses is required under the departments water appropriation rules and regulations. Although some delay may be caused in providing the addresses to the department, past experience with changes in corporate names has sometimes stranded permits without any forwarding address. One of the purposes of seeking the names and address is to insure that the department has a list of people who can be contacted if the corporation is dissolved.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman, Manager
Water Right Permits Section

GS:ds

Enclosure

MICROFILMED

AUG 24 1989

COLEMAN, McINTYRE, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

OF COUNSEL
C. G. McINTYRE, P.A.

TELEPHONE (208) 734-1224

May 15, 1989

FAX (208) 734-3983

RECEIVED
MAY 16 1989

Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

Department of Water Resources

Attention: Mr. Gary Spackman, Supervisor
Water Allocation Section

Re: Tunnel Creek, Inc./Application to Appropriate
Water No. 47-8097

Dear Mr. Spackman:

This office represents Tunnel Creek, Inc., the applicant on the above-referenced water appropriation application. My client has asked me to respond to your letter dated May 8, 1989, to Tunnel Creek, Inc., a copy of which I enclose herewith for your convenience, in which you have indicated that Tunnel Creek, Inc., has failed to respond to your request of February 27, 1989, that the applicant submit a list of officers of the Corporation as required by Water Appropriation Rules and Regulations.

My client advises me that it is unaware of having received any correspondence from the Department requesting this information. In particular, it is unaware of any communication or correspondence dated February 27, 1989. The information you have requested is set forth below and in view of the circumstances, the Department should not void the Application of Tunnel Creek, Inc., but may proceed to continue with processing the same.

The officers and directors of Tunnel Creek, Inc., as of today's date are as follows:

DIRECTORS

J. D. McCollum
Mark L. Luper
JoAnne W. Luper
Kenneth Ashley
Joseph D. McCollum, Jr.

MICROFILMED

AUG 22 1989

COLEMAN, MCINTYRE & RITCHIE

Department of Water Resources

Page 2

May 15, 1989

OFFICERS

J. D. McCollum, President
Mark L. Lupher, Vice President/Fish Production
JoAnne W. Lupher, Vice President/Plant
Processing & Sales
Joseph D. McCollum, Jr., Secretary
Kenneth Ashley, Treasurer and Controller

If there is any further information which you require in order to complete the processing of the application, please do not hesitate to write or call.

Sincerely yours,



THOMAS M. ROBERTSON

TMR/vs

Encl.

cc: Ken Ashley
Joe McCollum

MICROFILMED

AUG 22 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

May 8, 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Tunnel Creek Inc.
P.O. Box 351
Twin Falls, ID 83303

RE: Application to appropriate water no. 47-8097

Dear Gentlemen:

NOTICE OF PENDING ORDER VOIDING APPLICATION

On May 23, 1988, you filed with the Department of Water Resources an application to appropriate water number 47-8097, for industrial and cooling purposes located within the SESWNW, Sec. 22, T10S, R17E B.M., Twin Falls County.

On February 27, 1989, the Department requested that you submit a list of officers of the corporation as required by Water Appropriation Rules and Regulations. As of this date, the Department has not received the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void the record of applications for which requested information is not submitted.

The purpose of this letter is to request that you withdraw your application or explain why the Department should not void your application. Enclosed is a withdrawal form that should be signed and returned to me, unless you have some explanation that would prevent the Department from voiding your application.

If you fail to respond to this inquiry within thirty (30) days of the date of this letter, the Department will act to void your application. The application will be voided on the grounds that requested information was not submitted.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:hm

I hereby certify that on this 8th day of May, 1989, I sent the original copy of this letter, postage prepaid, to the person and address listed above.

MICROFILMED

AUG 22 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

May 8, 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Tunnel Creek Inc.
P.O. Box 351
Twin Falls, ID 83303

RE: Application to appropriate water no. 47-8097

Dear Gentlemen:

NOTICE OF PENDING ORDER VOIDING APPLICATION

On May 23, 1988, you filed with the Department of Water Resources an application to appropriate water number 47-8097, for industrial and cooling purposes located within the SESWNW, Sec. 22, T10S, R17E B.M., Twin Falls County.

On February 27, 1989, the Department requested that you submit a list of officers of the corporation as required by Water Appropriation Rules and Regulations. As of this date, the Department has not received the requested information. Pursuant to Section 42-204, Idaho Code, the Department may void the record of applications for which requested information is not submitted.

The purpose of this letter is to request that you withdraw your application or explain why the Department should not void your application. Enclosed is a withdrawal form that should be signed and returned to me, unless you have some explanation that would prevent the Department from voiding your application.

If you fail to respond to this inquiry within thirty (30) days of the date of this letter, the Department will act to void your application. The application will be voided on the grounds that requested information was not submitted.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:hm

I hereby certify that on this 8th day of May, 1989, I sent the original copy of this letter, postage prepaid, to the person and address listed above.

MICROFILMED

AUG 22 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 27, 1989

RE: Application for Permit No. 47-8097

Tunnel Creek Inc.
P.O. Box 351
Twin Falls, ID 83303

Gentlemen:

We have received your application for permit, for industrial and cooling uses, from our Southern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of names and addresses of all partners, directors and officers within the corporation. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty days so we can continue with the processing of your application.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:hm

cc: Southern Region

MICROFILMED

AUG 22 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

05-Aug-1988

Tunnel Creek, Inc.
c/o Ken Ashley, Treasurer
Box 351
Twin Falls, ID 83301

Re: Application for Permit No. 47-08097

Dear Mr. Ashley:

Due to a error by the Times News, one publication of your Application for Permit appeared in the 7/31/88 issue. The legal must be re-published for two consecutive weeks and will appear on 8/18 & 8/25. The final date for the submittal of timely protests will be September 6, 1988.

We regret any inconvenience this error may have caused you. If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

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

LH:MB

MICROFILMED

AUG 22 1989



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE 734-9520

DIVISION OF ENVIRONMENTAL QUALITY
P. O. Box 1626
Twin Falls, Idaho 83303-1626

August 2, 1988

RECEIVED

AUG 3 1988

Department of Water Resources
Southern Region Office

Loren O. Holmes, P.E.
Southern Region Manager
Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

Re: Permit Application No. 47-08097, Tunnel Creek Inc.

Dear Mr. Holmes:

We have reviewed the above water right permit application and submit the following:

- 1) Any waters utilized for fish handling, processing, or cooling that discharge to state waters shall have a valid NPDES waste discharge permit issued by the U.S. Environmental Protection Agency.
- 2) Any waters discharging to the city of Twin Falls sewer system shall comply with appropriate city sewer use ordinances.

We appreciate the opportunity to comment. Should any questions arise, please contact me.

Sincerely,

M. J. McMaster

Michael J. McMaster
Water Quality Field Supervisor

MJM/ta

MICROFILMED

AUG 22 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

27-Jul-1988

Idaho Dept. Health & Welfare
Gary R. Burkett
P.O. Box 1626
Twin Falls, ID 83303-1626

Re: Application for Permit No. 47-08097

Dear Mr. Burkett:

Please find enclosed a copy of the above referenced
Application for Permit for your information and files.

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

Very truly yours,

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

LH:MB

Enclosure

MICROFILMED

AUG 22 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

27-Jul-1988

City of Twin Falls
321 2nd Ave. E.
Twin Falls, ID 83301

Re: Application for Permit No. 47-08097

Gentlemen:

Please find enclosed a copy of the above referenced
Application for Permit for your information and files.

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

Very truly yours,

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

LH:MB

Enclosure

MICROFILMED

AUG 22 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Jul-1988

Tunnel Creek, Inc.
c/o Ken Ashley, Treasurer
Box 351
Twin Falls, ID 83301

Re: Application for Permit No. 47-08097

Dear Mr. Ashley:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned identification No. 47-08097. Please refer to this number in all further correspondence.

This office will be advertising the application in the Times News on 8/4 & 8/11/88. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

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

Very truly yours,

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

MICROFILMED

AUG 22 1989

— T A T E O F I D A H O —
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

JULY 22, 1988

TIMES NEWS
P.O. BOX 548
TWIN FALLS, ID 83303-548

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before AUGUST 22, 1988.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MICROFILMED

AUG 22 1989

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-08097

TUNNEL CREEK, INC.
C/O KEN ASHLEY, TREASURER
BOX 351
TWIN FALLS, ID 83303-351

Source: GROUNDWATER

Diversion Pt: SESWNW Sec 22 T 10S R 17E; off Locust Street near
Volco Building Supply, Twin Falls.

Use: INDUSTRIAL (.500 CFS)
COOLING (.500 CFS)

Date Filed: 5/23/1988

In: T10S R17E S22 SWNW

The permit(s) will be subject to all prior water rights. Protests must be filled with the Director, Dept. of Water Resources, Southern Region, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before
AUGUST 22, 1988.

AUG 22 1989

R. KEITH HIGGINSON, Director

Published 8/04/1988 & 8/11/1988

180-2477

~4~NOTICE OF~
~APPLICATION FOR~
~WATER RIGHT~

The Following applica-
tion(s) have been filed to
appropriate the public
waters of the State of
Idaho:~

~47-08097

TUNNEL CREEK, Inc.~
c/o KEN ASHLEY,
TREASURER~
Box 351~

Twin Falls, Idaho 83303-
351~

Source: GROUND-
WATER~

Diversion Pt: SESWNW
Sec 22 T 10S R 17E; off
Locust Street near Volco
Building Supply, Twin
Falls.~

Use: INDUSTRIAL₅₀₀
COOLING (005 CFS)~
(.500 CFS)~

Date Filed: 5/23/1988~
IN: T10S R17E S22
SWNW~

The permit(s) will be
subject to all prior water
rights. Protests must be
filed with the Director,
Dept of Water
Resources, Southern
Region, 2148 4th Avenue
East, Twin Falls, Idaho
83301 on or before
AUGUST 22, 1988.~

R. Keith Higginson,
Director~

PUBLISH: Thursday,
August 4 and 11, 1988.~

DD
7/29/88
Correction called
Cheryl, Times News
7/29/88, 4:15 pm
mb

Was published
7/31 by error by
Times News
Scheduled to
re-publish to
8/18 + 8/25/88
last protest
date 9/6/88

MICROFILMED

AUG 22 1989